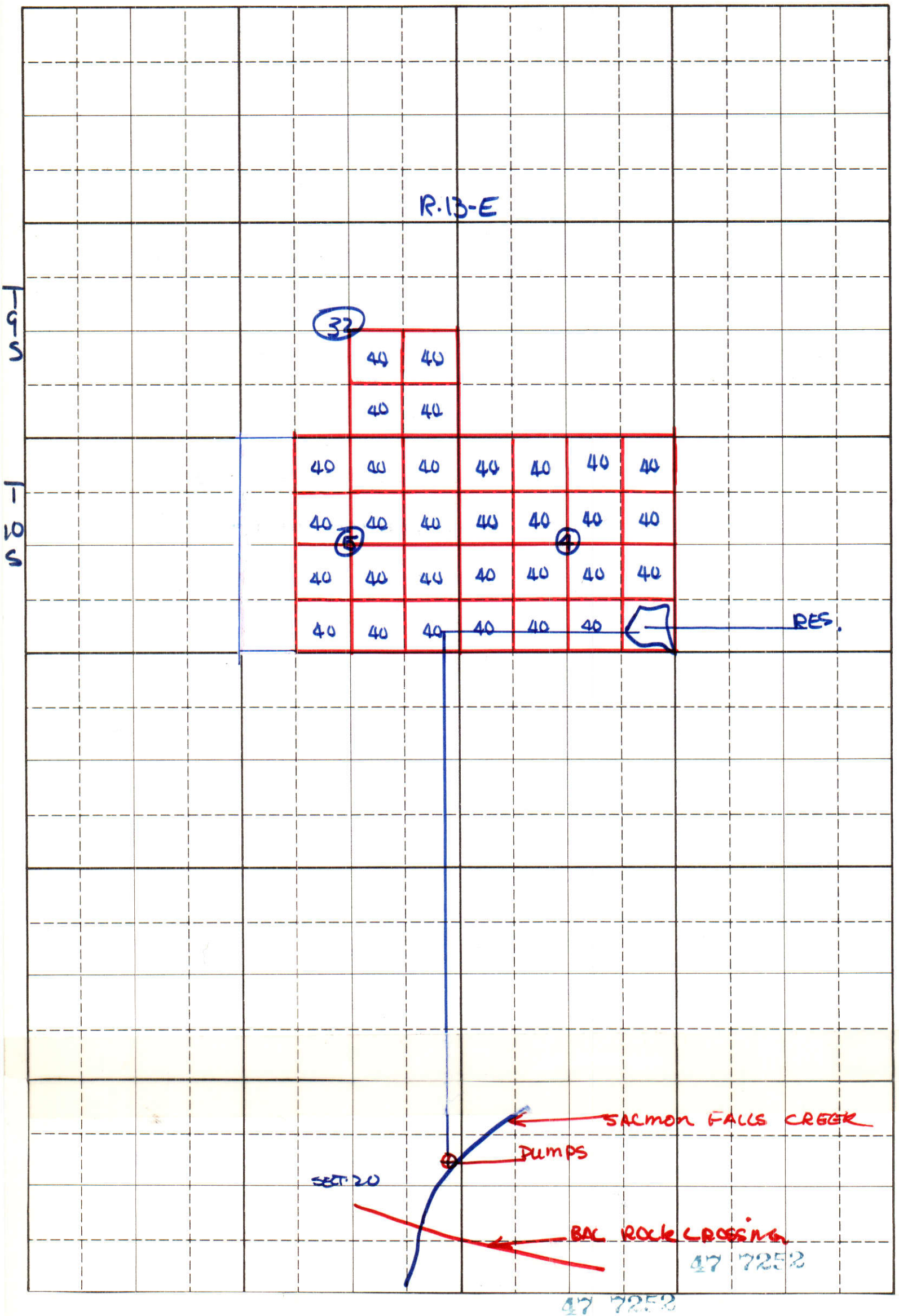


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

FEB 14 1989

A. GENERAL INFORMATION

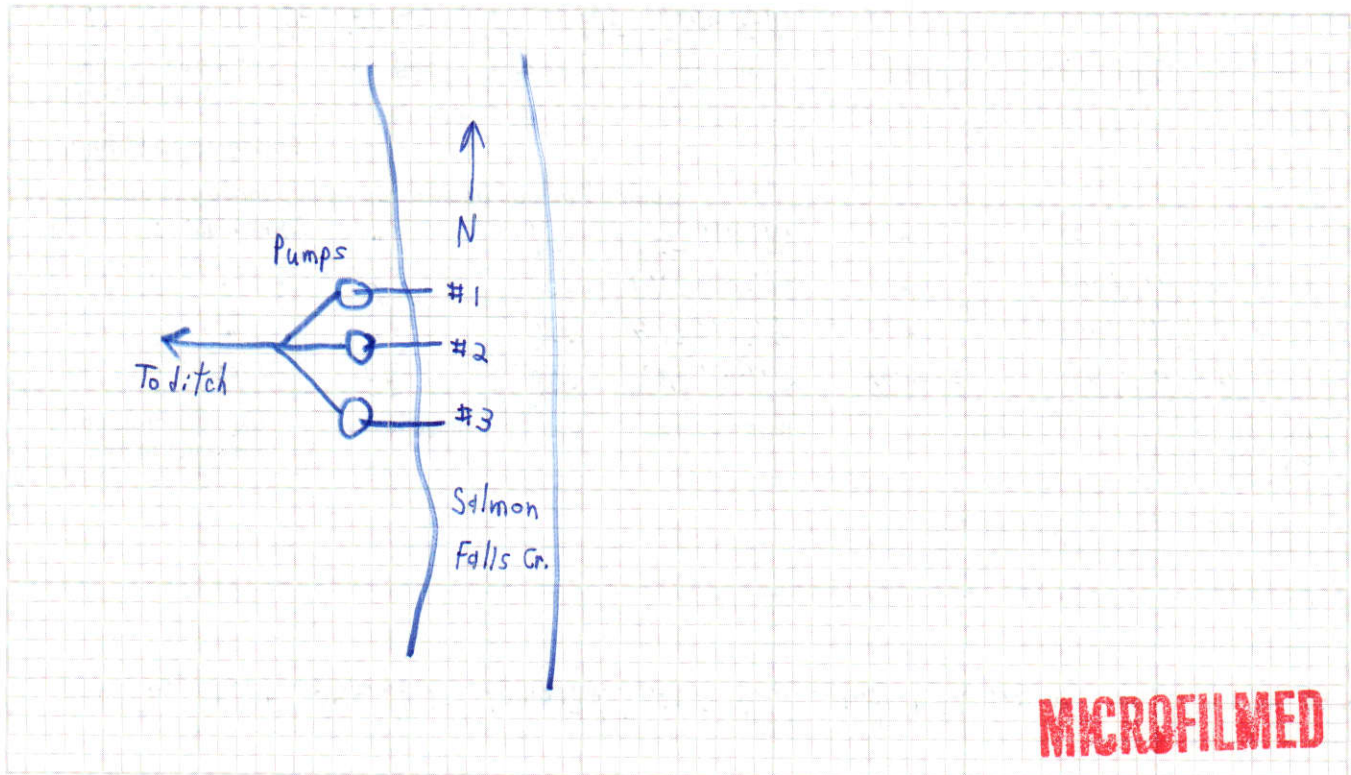
1. Owner: Dale M. Wright Permit No. 47-7252
Current Address: 891 Briarwood Drive, Twin Falls, ID 83801 Phone No. _____
2. Accompanied by: Mr. Wright EXAM. DATE: 7-24-84
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Salmon Falls Cr. tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: 47-4099, 47-2316A, 47-2353
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: 47-4099, 47-2316A
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

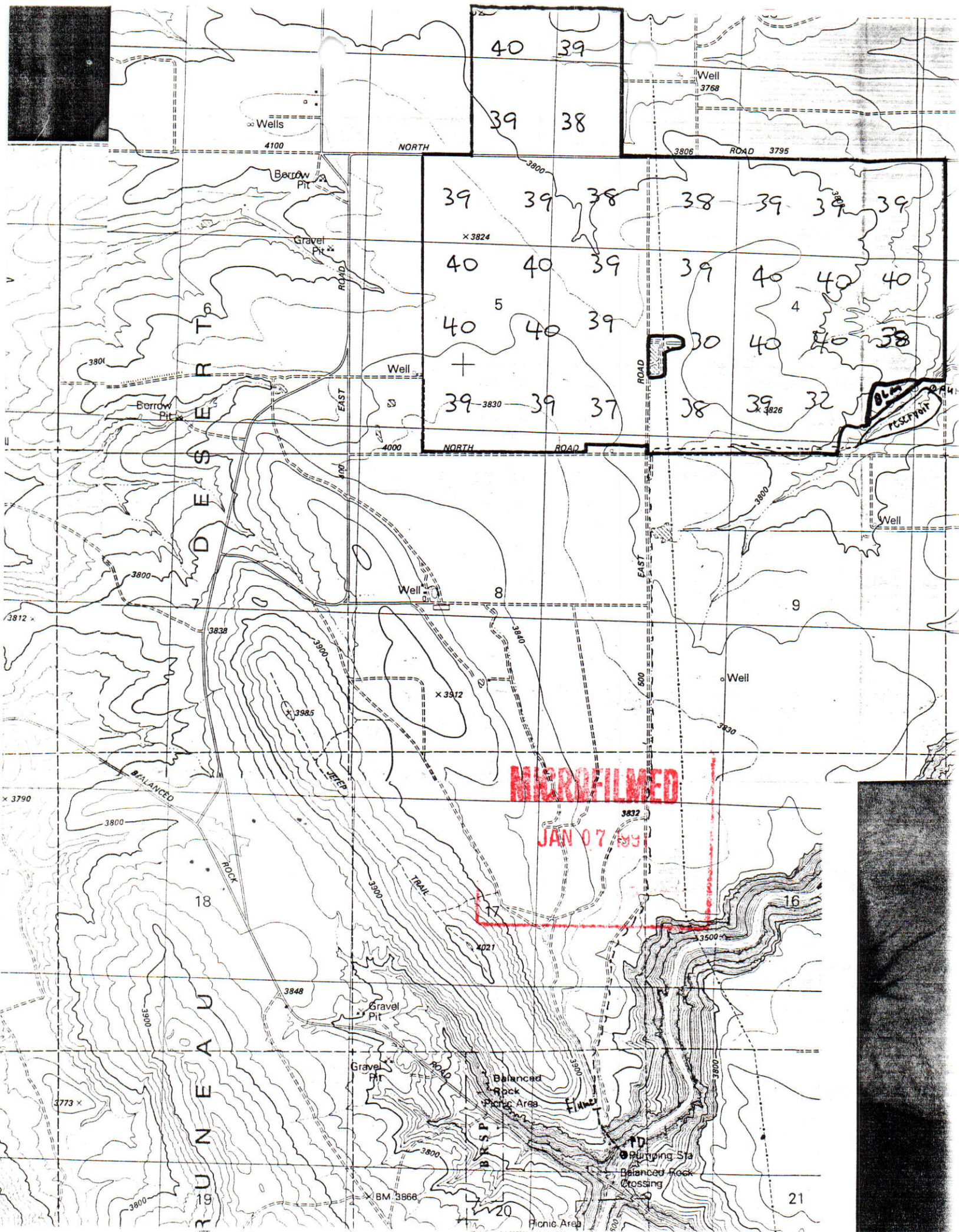


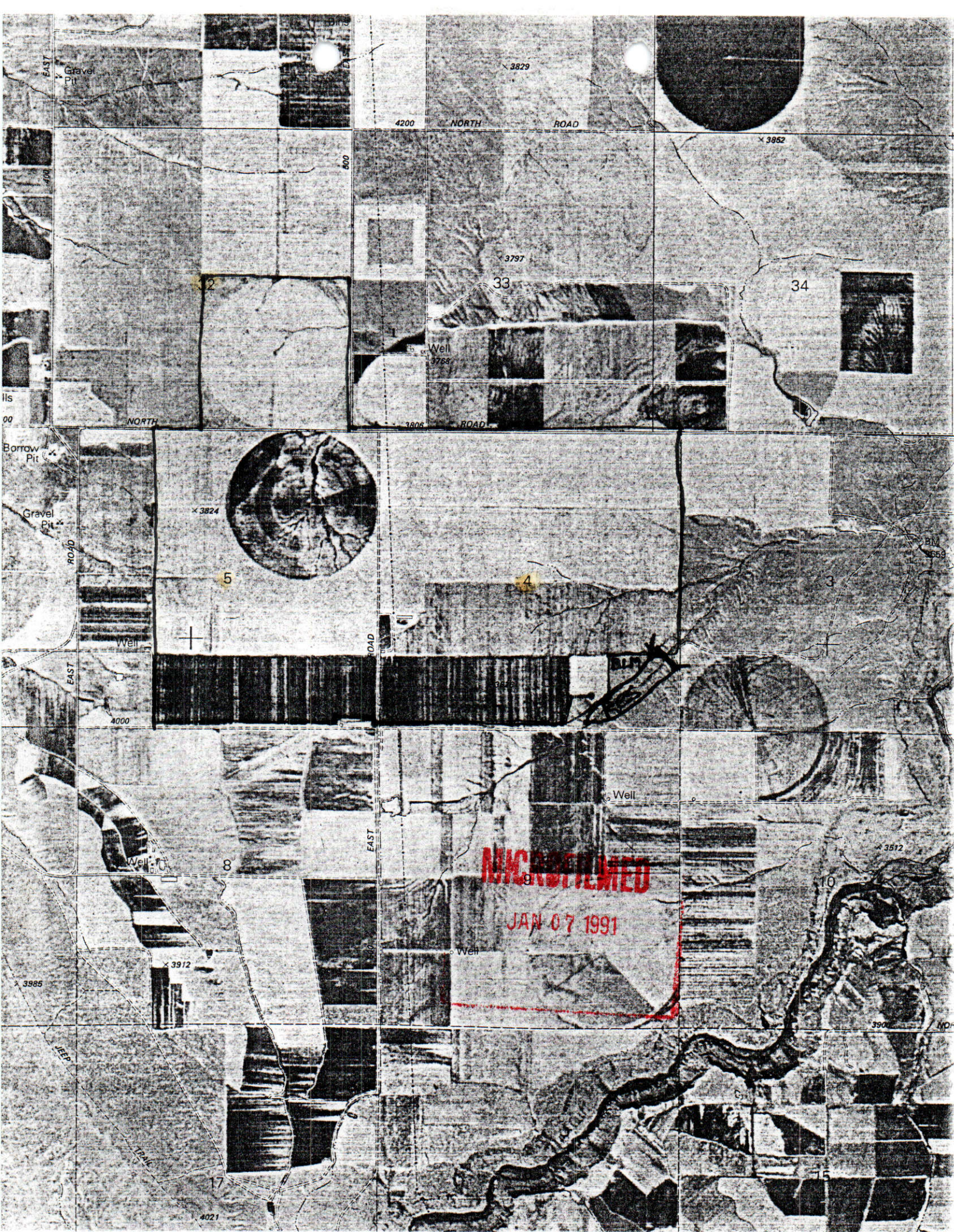
MICROFILMED

JAN 17 1991

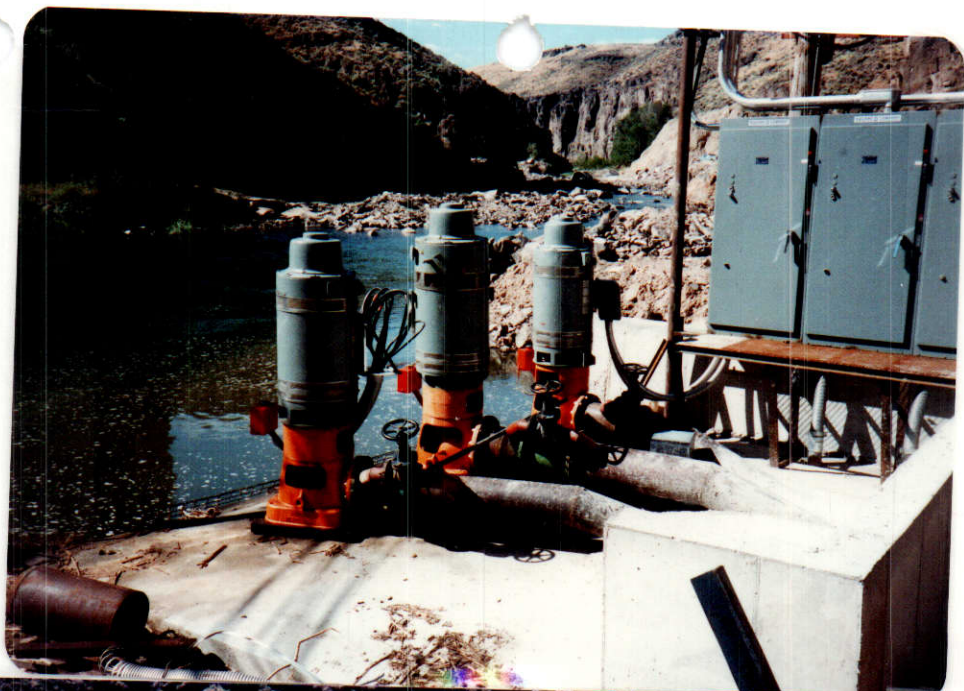
Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).





Pumps in Salmon Falls
Co.



Pipeline from pumps
to ditch.



Discharge into ditch



MICROFILMED

JAN 07 1991

Measuring point



11

Bottom of staff gauge
is 1' above ditch bottom.



MICROFILMED

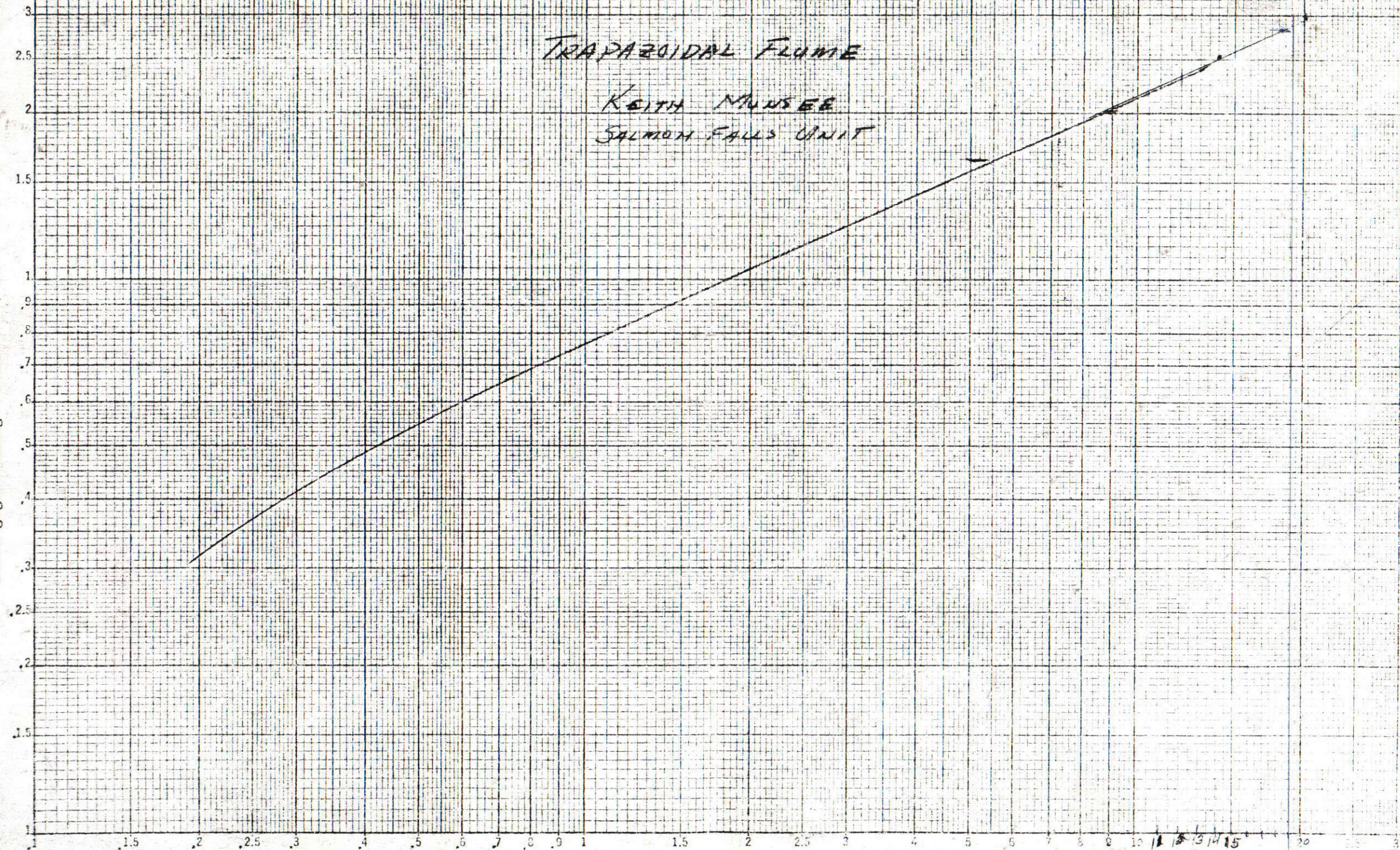
JAN 07 1991

17 7320
KEUFFEL & ESSER CO.
Staff gage reading - feet

TRAPAZOIDAL FLUME

KEITH MUSEE

SALMON FALLS UNIT



Free flow discharge - cfs

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07252

Priority: April 2, 1974

Maximum Diversion Rate: 16.00 CFS
Maximum Diversion Volume:¹ 90.0 AF

This is to certify, that DALE M. WRIGHT
891 BRIARWOOD DR.

TWIN FALLS, ID 83301 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated March 11, 1974; and
has submitted Proof of Beneficial Use on July 23, 1984. An examination indicates
that the works have a diversion capacity of 16.000 cfs of water from:

SALMON FALLS CREEK tributary to **SNAKE RIVER**

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		90.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		90.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	16.00 CFS	
	Totals	16.00 CFS	90.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 20, Township 10S, Range 13E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	13E	32	NESE 39	NWSE 40	SWSE 39	
			SESE 38			156
10S	13E	4	LOT 1(NENE) 39	LOT 2(NWNE) 39	SWNE 40	
			SENE 40	LOT 3(NENW) 39	LOT 4(NWNW) 38	
			SWNW 39	SENE 40	NESW 40	
			NWSW 30	SWSW 38	SESW 39	
			NESE 38	NWSE 40	SWSE 32	571
		5	LOT 1(NENE) 38	LOT 2(NWNE) 39	SWNE 40	
			SENE 39	LOT 3(NENW) 39	SENE 40	
			NESW 40	SESW 39	NESE 39	
			NWSE 40	SWSE 39	SESE 37	469

Total number of acres irrigated: 1196

PLACE OF USE: DIVERSION TO STORAGE

TWN RGE SEC

10S 13E 20 SENE

MICROFILMED

JAN 07 1981

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 47-07252

PLACE OF USE: IRRIGATION STORAGE, same as IRRIGATION usePLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION useCONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. Use of water under this water right is subject to control by the watermaster of State Water District No. 47G
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. 3 points of diversion located in SENE, S20, T10S, R13E.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 20th
day of December, 1990.

ing for

R. Keith Higginson, Director

MICROFILMED

JAN 67 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

Dale M. Wright
(Name)

of 891 Briarwood Dr., Twin Falls
(Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. 47-7252.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before July 1, 19 79.

That he has heretofore performed the following work described under said permit: Diversion from Salmon Falls Creek exists and is in use; also a reservoir has been constructed.

Costing \$ 54,000

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: The reservoir as constructed has some seepage problems as does the retaining dam. For these reasons the maximum storage desired has not been obtained. Please refer to Dam Safety file D47-7252

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to July 1, 19 84.

Dale M. Wright
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to July 1, 1984.

Signed this 25 day of July, 19 84.

David R. Tuttle
Acting Chief, Operations Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 47-7252 IN THE)
NAME OF DALE M. WRIGHT) ORDER OF REINSTATEMENT
)

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before July 1, 1984; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on July 23, 1984;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 47-7252 be REINSTATED and the priority advanced to April 2, 1974.

Dated this 17th day of August, 1984.


L. GLEN SAXTON
Chief, Operations Bureau

RECEIVED

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

I, Ron May, hereby assign to Dale M. Wright
of 891 Briarwood Dr. Twin Falls, Idaho
Address

CHECK ONE

☐ All my right, title, and interest in and to Permit No. 47-7252
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 9 day of July, 19 79.

Ronald C May
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Jerome) ss.

On this 9 day of July, 19 79, personally
appeared before me the signer ~~(s)~~ of the above instrument, who duly acknowledged to me
that he ~~(she)~~ ~~(they)~~ executed the same.

seal

Dorothy E. Wall
Notary Public residing at

Hazelton

My commission expires:

June 1, 1980
X-FILED

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR
PERMIT NO. 47-7252 in the name of
RON MAY

MEMORANDUM DECISION
AND ORDER

On March 11, 1974, Ron May filed Application for Permit No. 47-7252 to appropriate 20 cubic feet per second of water and 400 acre feet per annum of water from Salmon Falls Creek in the SE¹/₄NE¹/₄, Sec. 20, Twp. 10S, Rge. 13E, B.M., Twin Falls County, to be used for irrigation and diversion to storage. Notice of this proposed appropriation was published in the Buhl Herald on March 21, and March 28, 1974.

On March 26, 1974, the Department received a letter from Magic Water Company, Inc., and on April 8, 1974, the Department received a letter from Mr. and Mrs. Robert Ring, protesting the granting of the permit. On June 18, 1974, a conference was held concerning this matter at the offices of the Department of Water Resources (formerly the Department of Water Administration), 1041 Blue Lakes Blvd., N., Twin Falls, Idaho. The protestants, Mr. and Mrs. Ring, represented themselves; Mr. Mike Felton, attorney, represented Magic Water Company, Inc.; Mr. Robert C. Paine, attorney, represented the applicant.

During the conference, an agreement was reached between the applicant and the protestants, Mr. & Mrs. Robert Ring, and their protest was withdrawn.

Both the applicant and the protestant, Magic Water Company, Inc., agreed to allow the Department to reach a decision based upon the information obtained at the conference.

Based upon the information in the file, the statements made in the conference, and the Department's understanding of the law, the Director makes the following Findings of Fact, Conclusions of Law, and Order:

Findings of Fact

- (1) The protestant, Magic Water Company, Inc., is the holder of Permit No. 47-7062 for the storage for irrigation use of 7,000 acre feet of water. The priority of this permit is March 4, 1969, and proof of beneficial use is due on April 1, 1979.
- (2) The protestant has not commenced the construction of its proposed reservoir.
- (3) The applicant does not intend to increase the capacity of his pumping plant or to pump at a greater rate of diversion than he is presently entitled.

(4) The applicant, Ron May, has the financial resources with which to complete the proposed project.

(5) The applicant has an existing pumping plant at the point of diversion from Salmon Falls Creek.

Conclusions of Law

(1) The applicant proposes to divert water during the time it is available, which is primarily the winter months, to be stored in an offstream reservoir for use during the irrigation season when natural flow is in short supply.

(2) The protestant's Permit No. 47-7062 for storage, is prior in time to this application and therefore, if the reservoir is constructed, the protestant would be entitled to the water prior to the applicant. However, injury to the protestant's water rights can not be a basis for denial of this application, when the protestant's reservoir has not yet been constructed.

(2) The applicant is entitled to a permit from the State of Idaho for the appropriation of 20 cubic feet per second and 400 acre feet per annum of water from Salmon Falls Creek.

Order

IT IS, THEREFORE, ORDERED and Application for Permit No. 47-7252 is hereby APPROVED subject to the following conditions:

1. That the permit be and is subject to all prior existing water rights.
2. That proof of construction of works and application of water to beneficial use shall be submitted to the Department on or before July 1, 1979.
3. That a measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diversion works from Salmon Falls Creek.

Dated this 23 day of July, 1974.


R. KEITH HIGGINSON
Director

INTER-DEPARTMENT MEMO — 1

DATE 7/10/74

FROM Bob Fleenor

TO Bob Haynes

SUBJECT Memorandum Decision for Application for Permit No. 47-7252 - Ron May

I have made some minor revisions in your draft of the memorandum decision for Ron May, and would like you to review those revisions before I forward it to Keith for his signature.

Do you know the nature of Ron May's existing water right from Salmon Falls Creek? I am especially concerned with the quantity.

RECEIVED

JUL 12 1974

Department of Water Administration
Southern District Office

Bob

SIGNATURE

16928-88

WARRANTY DEED

For Value Received

CLIFTON A. MAY and HAZEL H. MAY, husband and wife, AND
RONALD MAY and KATHIE MAY, husband and wife

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto

GLEN K. MUNSEE and LAREE MUNSEE, husband and wife
whose address is:

Hereinafter called the grantee, the following described premises, in Twin Falls County, Idaho,
to-wit:

Township 9 South, Range 13 East, Boise Meridian, Twin Falls County,
Idaho

Section 32: SE $\frac{1}{4}$

Township 10 South, Range 13, East, Boise Meridian, Twin Falls County,
Idaho

Section 4: Lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

Township 10 South, Range 13 East, Boise Meridian, Twin Falls County,
Idaho

Section 4: Lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$

Township 10 South, Range 13 East, Boise Meridian, Twin Falls County,
Idaho

Section 4: S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

Township 10 South, Range 13 East, Boise Meridian, Twin Falls County,
Idaho

Section 5: Lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

Township 10 South, Range 13 East, Boise Meridian, Twin Falls County,
Idaho

Section 5: Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee
and to the Grantee's heirs and assigns forever. And the said Grantor does hereby
covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises;
that they are free from all incumbrances except as described above and that Grantor will warrant
and defend the same from all lawful claims whatsoever.

Dated: June 30, 1975

Ronald May
Ronald May

Kathie May
Kathie May

Clifton A. May
Clifton A. May

Hazel H. May
Hazel H. May

STATE OF IDAHO, COUNTY OF Twin Falls

On this 30th day of June, 1975,
before me, a notary public in and for said State, per-
sonally appeared

CLIFTON A. MAY and HAZEL H. MAY,
husband and wife, AND
RONALD MAY and KATHIE MAY,
husband and wife,

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Lillian Maynard
Notary Public
Residing at Buhl, Idaho
Comm. Expires 3-2-76

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of TITLEFACT, INC.

at 30 minutes past 1 o'clock p.m.,
this FEB 14 1978 day of
19, in my office, and duly recorded in Book 228
of Deeds at page 1858

GARY WHITWELL

Ex-Officio Recorder

By Genevieve Crawford Deputy.

Fees \$ 1.00
Mail to:

INSTRUMENT No.

16928

WARRANTY DEED

For Value Received

G. K. MUNSEE and LAREE MUNSEE, Husband and Wife,

the grantor s, do hereby grant, bargain, sell and convey unto

DALE M. WRIGHT and DIANE T. WRIGHT, Husband and Wife,

Whose current address is 1170 E. Center, SPANISH FORK, Utah 84660.
the grantee s, the following described premises, in Twin Falls County Idaho, to-wit:

Township 9 South, Range 13 East of the Boise Meridian,
Twin Falls County, Idaho
SECTION 32: SE $\frac{1}{4}$ AND

Township 10 South, Range 13 East of the Boise Meridian,
Twin Falls County, Idaho

SECTION 4: Lots 1, 2, 3 and 4, the S $\frac{1}{2}$ N $\frac{1}{2}$,
N $\frac{1}{2}$ S $\frac{1}{2}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, and the SW $\frac{1}{4}$ SE $\frac{1}{4}$

SECTION 5: Lots 1, 2, and 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$,
and E $\frac{1}{2}$ SW $\frac{1}{4}$

together with all water rights and ditch rights, thereunto
belonging or in anywise appertaining to, including but not
limited to an adjudicated Salmon Falls Creek water right
of 11.8 cubic feet per second subject to a Magic Water
Company priority, and the right to 400 acre feet of storage
water from Salmon Falls Creek, plus a filing with the BLM
on 40 acres for purposes of storage of the aforementioned
water, as well as all other appurtenances.

Well permit #G29672

47-2353

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantee s, that they are the owners in fee simple of said premises; that they are free
from all incumbrances except those of record.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

G. K. Munsee
Laree Munsee

STATE OF IDAHO, COUNTY OF TWIN FALLS
On this 30th day of April, 19 76,
before me, a notary public in and for said State, personally
appeared

G. K. MUNSEE AND LAREE MUNSEE,
husband and wife,

known to me to be the personS whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Lawell C. Hill
Notary Public
Residing at Twin Falls, Idaho
Comm. Expires 6/8/77

STATE OF IDAHO, COUNTY OF TWIN FALLS

I hereby certify that this instrument was filed for record at
the request of John R. Howard + Associates

at 10 minutes past 4 o'clock P.m.,
this 30th day of April, 19 76, in my office, and duly recorded in Book 226
of Deeds at page 2737

H.A. LANCASTER
Ex-Officio Recorder

By Helene Panteleff Deputy.

Fees \$ 1.00
Mail to: John R. Howard + Associates
Box 1143 Twin Falls, Id 83301

INSTRUMENT No. 698801

November 30, 1981

MEMORANDUM

FROM: Allen D. Merritt *ADM*
TO : Loren Holmes, Bob Fleenor, Dave Tuthill

Today Dale Wright was in the office and we researched the water rights from the pumping stations near the Balanced Rock Crossing on Salmon Falls Creek (Little Salmon Falls Creek).

Mr. Wright is concerned how the licensed rights 47-2316 (all three parts), 47-2402 and 47-2417 are interpreted. At present the licenses are recorded without conditions which would limit them to the capacity of the diverting works which they are based. From review of the engineer's reports and the measurements made for the watermaster on June 23, 1981 (see attached) the following questions arise:

- 1) Marshall's 47-2316 part for 3.37 cfs and 47-2316 part for 6.92 cfs were measured from two separate pumps, M2 and M1 respectively, however when combined shouldn't these rights be limited to an amount which would be the capacity of the common penstock which would be less than the total of M1 and M2?
- 2) Marshall's 47-2402 for 6.40 cfs and 47-2417 for 16.89 cfs were licensed using the capacity of M3, M4, and M5. Shouldn't these two licenses be limited when combined so that the combined rate should not exceed 16.89 cfs?

Mr. Wright is concerned over this situation in light of recent construction work to provide additional diversion capacity at the pumping station by Marshall and his successor, in interest, Kerbs and Easterday. Mr. Wright feels that his beneficial use right which is junior to the other rights thus far described maybe in jeopardy. In discussing this matter with Mr. Wright, he indicated that he plans to have his beneficial use right taken to court and adjudicated so that it can be delivered by the watermaster. He requested that we look into this matter and clarify the licenses as presently recorded.

N

6.40 cfs — 47-2402

47-2417

19.5" I.D.

6.89 cfs

? is same pump

M4

250 H.P. (Reported to be win to 300 H.P.)
#1275190

M5

400 H.P.
#BLJ219014

M3

400 H.P.
#BLJ219015

W1

300 H.P.
#CBJ316019

W2

300 H.P.
#UVJ714575

W3

400 H.P.
#DJJ425013

Keller 10.5 cfs

Not same motor

12.18" I.D.

M1

400 H.P.
#1279324

Marshall 6.92 cfs

M2

250 H.P.
#2775469

Marshall 3.33 cfs

Hot Well

by ADM

Balance Rock
Pump
on Salmon Falls
Creek

Salmon Falls
Creek

Measurement Source (Pump Number)	Meter Used		Annubar Used			Measured Pipe Diameter			Observed Meter Reading (" of H2O)	Adjusted Reading (" of H2O)	Discharge (cfs)
	0-13" #091464	10-80" #091475	12.00" #091430	15.25" #091442	19.25" #091450	12.18"	15.5"	19.5"			
Hot Well		X	X			X			19.0	16.60	5.19
M1	X			X			X		8.3	7.35	5.59
M2	X			X			X		3.2	2.34	3.15
M1 + M2		X		X			X		19.0	16.60	8.40
M3	X				X			X	4.6	3.71	6.28
M4	X				X			X	1.75	0.91	3.11
M5	X				X			X	4.4	3.52	6.12
M3 + M4	X				X			X	10.6	9.61	10.11
M3 + M5		X			X			X	15.5	12.93	11.73
M4 + M5	X				X			X	10.6	9.61	10.11
M3 + M4 + M5		X			X			X	26.0	23.94	15.96
W1	X			X			X		5.4	4.50	4.37
W3	X			X			X		8.6	7.64	5.70
W1 + W3		X		X			X		24.0	21.85	9.63

W2 was not operating

Identification No. _____

Application No. 47-7252

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Ron May
post office address Route 1, Buhl, Idaho

2. Source of water supply Salmon Falls Creek which is a tributary of Snake River

3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 20 Township 10S
Range 13E B.M. Twin Falls County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount 400af for irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)

Amount 20.cfs for div.to storage purpose from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated:

a. 20. cubic feet per second and/or

b. 400. acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. existing pump and motor
in Salmon Falls Creek

b. Height of storage dam 38 feet, active reservoir capacity 400 acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: earth fill

Period of year during which storage will occur Jan. 1 to Dec. 31 inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.

b. Estimated construction cost is \$ 40,000.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____

(2) Amount of power to be generated: _____ hp under _____ feet of head.

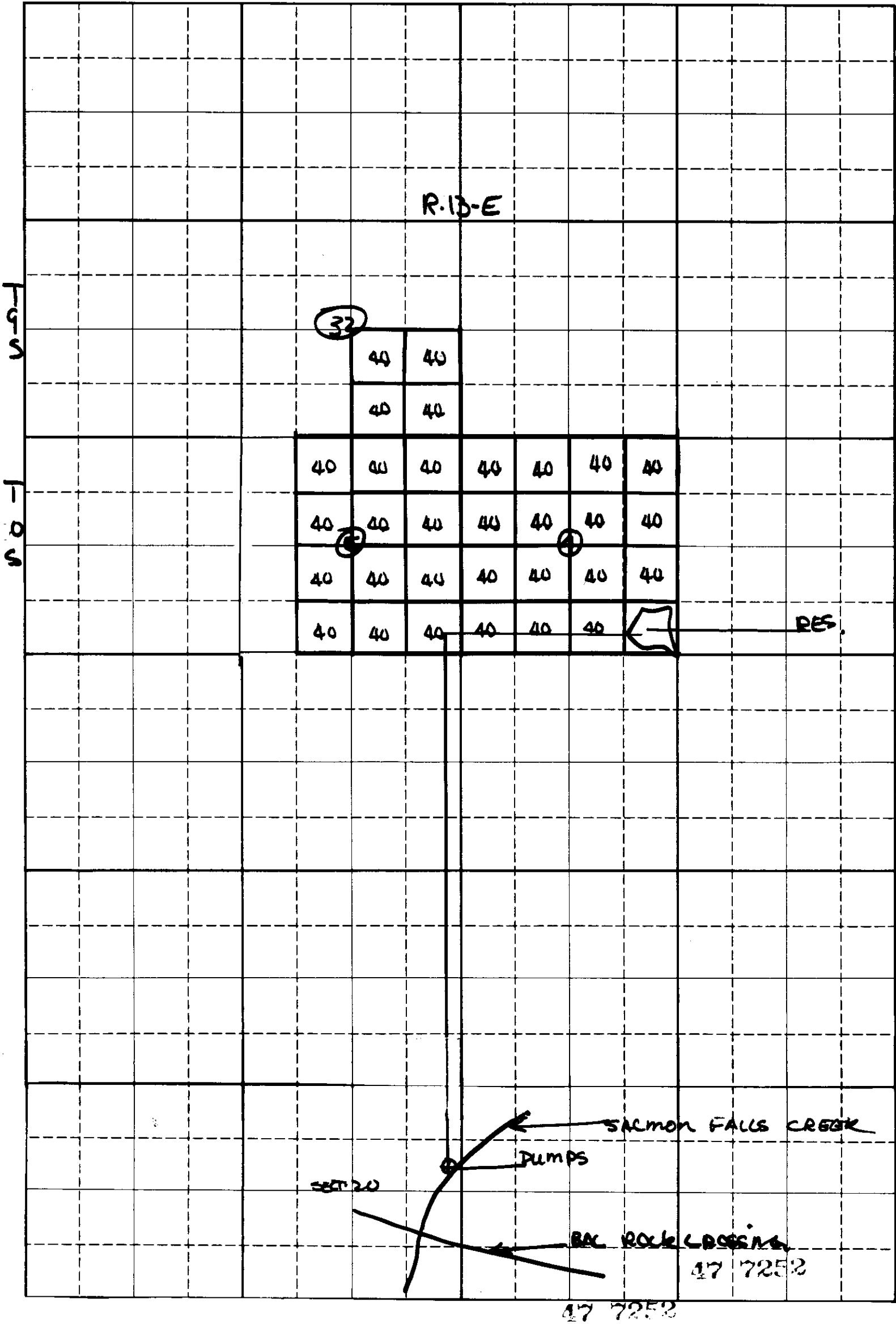
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

47 7252

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Proposed Priority 3-11-1974Received by mb Date 3-11-74 Time 4:45Preliminary check by RUN Fee \$ 215.00 (13845)Receipted by LT Date 3-11-74RUN Publication prepared by LT Date 3-12-74Published in Buhl HeraldPublication dates 3-21 & 3-28-74Publication approved LT Date 3-29-74

Priority reduced to _____ Reason _____

Protests filed by: Magic Water Co., Inc., BuhlMr. and Mrs. Robert Ring

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 47-7252, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1979.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works. Subject to the conditions of the Memorandum Decision and Order of July 23, 1974.

2. Denial of said application is for the following reasons: _____

Witness my hand this 23 day of July, 1974.


Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

- (1) _____ Application No. 47-7252
- (2) RUN 3-12-74
☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee
- (3) RUN 3-12-74
RUN 3-12-74
In form to receipt
Send Copies to:
____ Idaho State Health Department
____ Idaho Fish and Game Department
☒ Bureau of Land Management
- (4) _____
____ Request Special Use Permit from U.S.F.S.
____ Request Easement from B.L.M.
____ Request Information from Applicant
- (5) RUN 3-12-74
In form for advertising
- (6) _____
Located within Water District No. _____
- (7) _____
Critical groundwater area: yes _____ no _____
- (8) _____
Groundwater levels:
____ Decline (comment) _____
____ Stable (comment) _____
____ Increasing (comment) _____
- (9) _____
Comments: _____
- (10) LT 3-29-74
Affidavit of Publication received (date) 3-29-74
- (11) _____
Final date for protests 4-8-74
Protests received: yes ☒ no _____
3-26-74
- (12) _____
Date and Place of hearing _____
Decision reached at hearing _____
- (13) _____
All requested information received from agencies or applicant
yes _____ no _____
- (14) _____
Action recommended:
____ Approve Priority _____
____ Deny Reason for Reduction _____
____ Measuring device required
____ See attached sheet for additional conditions of approval
____ No additional conditions for approval
- (15) District _____ By _____ Date _____

47 7252

RECEIVED
Department of Water Administration

RECEIVED

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

47-7252
OK LT

} SS.

That said newspaper has been printed and published continuously in **Buhl, Twin Falls County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.


Notary Public

My Commission Expires

7 7252

December 21, 1990

DALE M. WRIGHT
891 BRIARWOOD DR.
TWIN FALLS, ID 83301

RE: WATER RIGHT NO. 47-07252

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED

JAN 07 1991

PLACE OF USE 1/4 1/4 OVERLAP REPORT

03/06/90

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM			
							NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
4707252																										
4702369	KINYON	L	GROUNDWATER	09S	13E	32					:					38	:					38				
4702376	EASTERDAY	L	GROUNDWATER	09S	13E	32	39	39	6	4	:						:					88				
4704099	WRIGHT	S	SALMON FALLS CREEK	09S	13E	32					:						:		40	40	40	40	160✓			
4707252	WRIGHT	P	SALMON FALLS CREEK	09S	13E	32					:						:		~~40~~	~~40~~	~~40~~	~~40~~	~~160~~			
4707565	GIUFFRE	P	GROUNDWATER	09S	13E	32					:	40	40	40	40	:	40	40		40	:		280			
L4707252	WRIGHT	L	SALMON FALLS CREEK	09S	13E	32					:						:		39	40	39	38	156			
L4707565	GIUFFRE	L	GROUNDWATER	09S	13E	32					:	40	39	39	40	:	40	39		39	:		276			
	1986 MAPPING DATA	---	COUNTY 83 QUAD BB 69	09S	13E	32	28	39	40	39	:	39	36	39	39	:	39	37	38	39	:	40	40	39	40	611
4707252																										
4702316A	KELLER	D	LITTLE SALMON FALLS	10S	13E	4					:		40	40	:		36	40	40	:				196		
4704099	WRIGHT	S	SALMON FALLS CREEK	10S	13E	4				40	40	:		40	40	:	40	40	40	40	:	40	40	40	440	
4707252	WRIGHT	P	SALMON FALLS CREEK	10S	13E	4	~~40~~	~~40~~	~~40~~	~~40~~	:	~~40~~	~~40~~	~~40~~	~~40~~	:	~~40~~	~~40~~	~~40~~	~~40~~	:	~~40~~	~~40~~	~~40~~	~~600~~	
L4707252	WRIGHT	L	SALMON FALLS CREEK	10S	13E	4				40	40	:		39	40	:	40	30	38	39	:	38	40	32	416	
	1986 MAPPING DATA	---	COUNTY 83 QUAD BB 69	10S	13E	4				40	41	:		40	40	:	41	37	37	40	:	37	40	37	33	463
4707252																										
4702316A	KELLER	D	LITTLE SALMON FALLS	10S	13E	5	39	39	<u>40</u>	<u>40</u>	:	39		<u>40</u>	:	<u>40</u>		40	:	40	40	40	40	477		
4702316B	MARSHALL	L	LITTLE SALMON FALLS	10S	13E	5					:					36			:				36			
4702353	KELLER	L	GROUNDWATER	10S	13E	5	38	39	<u>40</u>	<u>40</u>	:								40	:			39	236		
4702371	KRAMER	L	GROUNDWATER	10S	13E	5					:						38			:			38			
4702402	MARSHALL	L	LITTLE SALMON FALLS	10S	13E	5					:	24	40			23			:				87			
4702417	MARSHALL	L	LITTLE SALMON FALLS	10S	13E	5					:					36			:				36			
4704099	WRIGHT	S	SALMON FALLS CREEK	10S	13E	5			<u>40</u>	<u>40</u>	:			40	:	<u>40</u>		<u>40</u>	:	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	360		
4707252	WRIGHT	P	SALMON FALLS CREEK	10S	13E	5	~~40~~	~~40~~	~~40~~	~~40~~	:	~~40~~		~~40~~	:	~~40~~		~~40~~	:	~~40~~	~~40~~	~~40~~	~~480~~			
L4707252	WRIGHT	L	SALMON FALLS CREEK	10S	13E	5			40	39	:			40	:	40		39	:	39	40	39	37	353		
	1986 MAPPING DATA	---	COUNTY 83 QUAD BB 69	10S	13E	5			38	42	:		41	42	:	41	40	40	40	:	42	39	40	42	487	

JAN 20 1991
 MICROFILMED

WR-NUMBER	NE				NW				SW				SE				LOT	+	SUM	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
4707252	T09S R13E S32																			
4707252	T10S R13E S 4																			
4702316A					: 3L20	4L20			:				:				:	40		
4704099	1L39	2L39			: 3L39	4L39			:				:				:	156		
L4707252	1L39	2L39			: 3L39	4L38			:				:				:	155		
83 MAPPING: 1L39 2L37 3L39 4L37																				152
4707252	T10S R13E S 5																			
4704099	1L39	2L39			: 3L39				:				:				:	117		
L4707252	1L38	2L39			: 3L39				:				:				:	116		
83 MAPPING: 1L39 2L40 3L39 4L41																				159

REPRODUCTION
JAN 17 1991

March 8
~~February 2, 1990~~

DALE M. WRIGHT
891 BRIARWOOD DR.
TWIN FALLS, ID 83301

RE: PERMIT NO. 47-07252

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

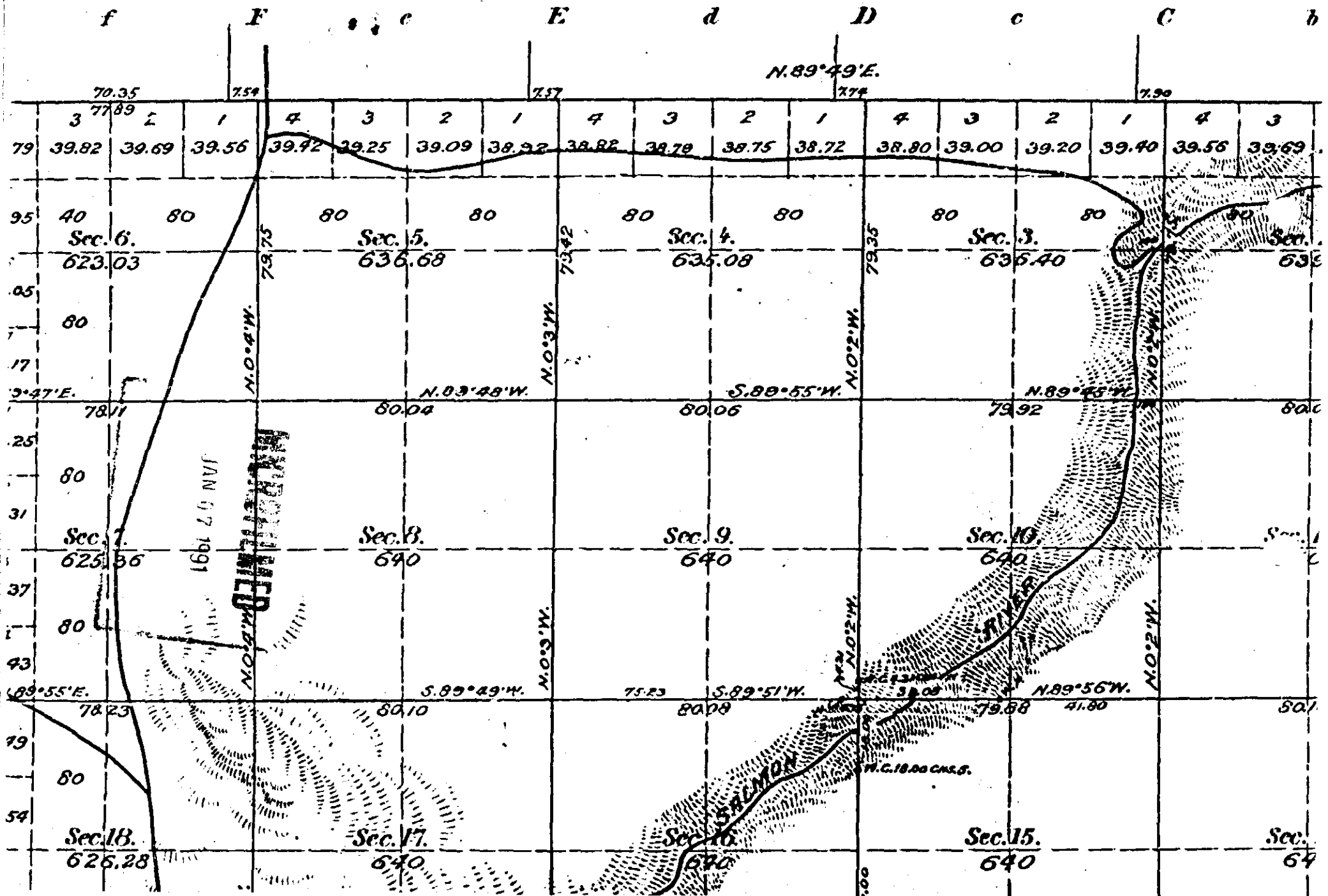
JJ:sc

Enclosure

MICROFILMED

JAN 07 1991

Township N^o 10 South, Range N^o 13 East of the Bois.



FEB 14 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 47-7252

1. Owner: Dale M. Wright Phone No. _____

Current Address: 891 Bridgwood Drive, Twin Falls, ID 83301

2. Accompanied by: Mr. Wright EXAM. DATE: 7-24-84

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Salmon Falls Cr. tributary to Snake River

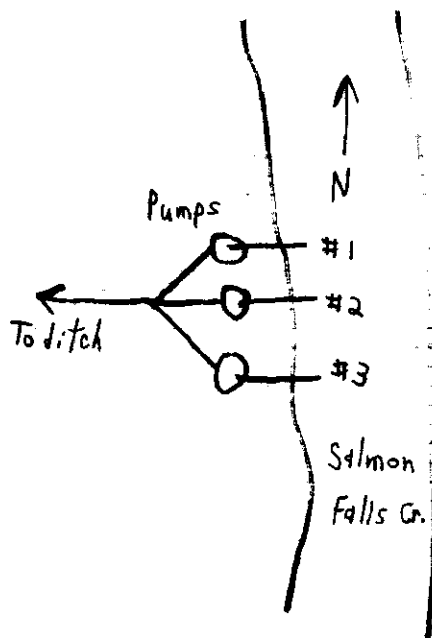
B. OVERLAP REVIEW

1. Other water rights with same place of use: 47-4099, 47-2316A, 47-2353
_____ ☐ Copies Attached

2. Other water rights with same point of diversion: 47-4099, 47-2316A
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



MICROFILMED

JAN 17 1991

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☒ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

3 pumps in Salmon Falls Creek, common mainline up the hill on west side of canyon, open discharge into concrete ditch. Ditch to 90-acre feet reservoir. Pump in reservoir to sprinklers.

8 ac. in SE/SE Sec. 4 is irrigated. This is BLM land & should not be licensed, however.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1 (river)	GE	300	MWJ 122/119	Amorq	3X47/1152A
2 "	"	400	AVJ 1130/4	"	3X47/1154
3 "	"	300	8XJ 229/12	"	3X47/1152B
4 (reservoir)	"	150	LEJ 1112/16	"	-

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
1			SE	NE	20	10S	13E	Twin Falls	
2			"	"	"	"	"	"	
3			"	"	"	"	"	"	
4			SE	SE	4	"	"	"	re-diversion

6. **Place(s) of Use:**

Indicate Method of Determination Aerial photos

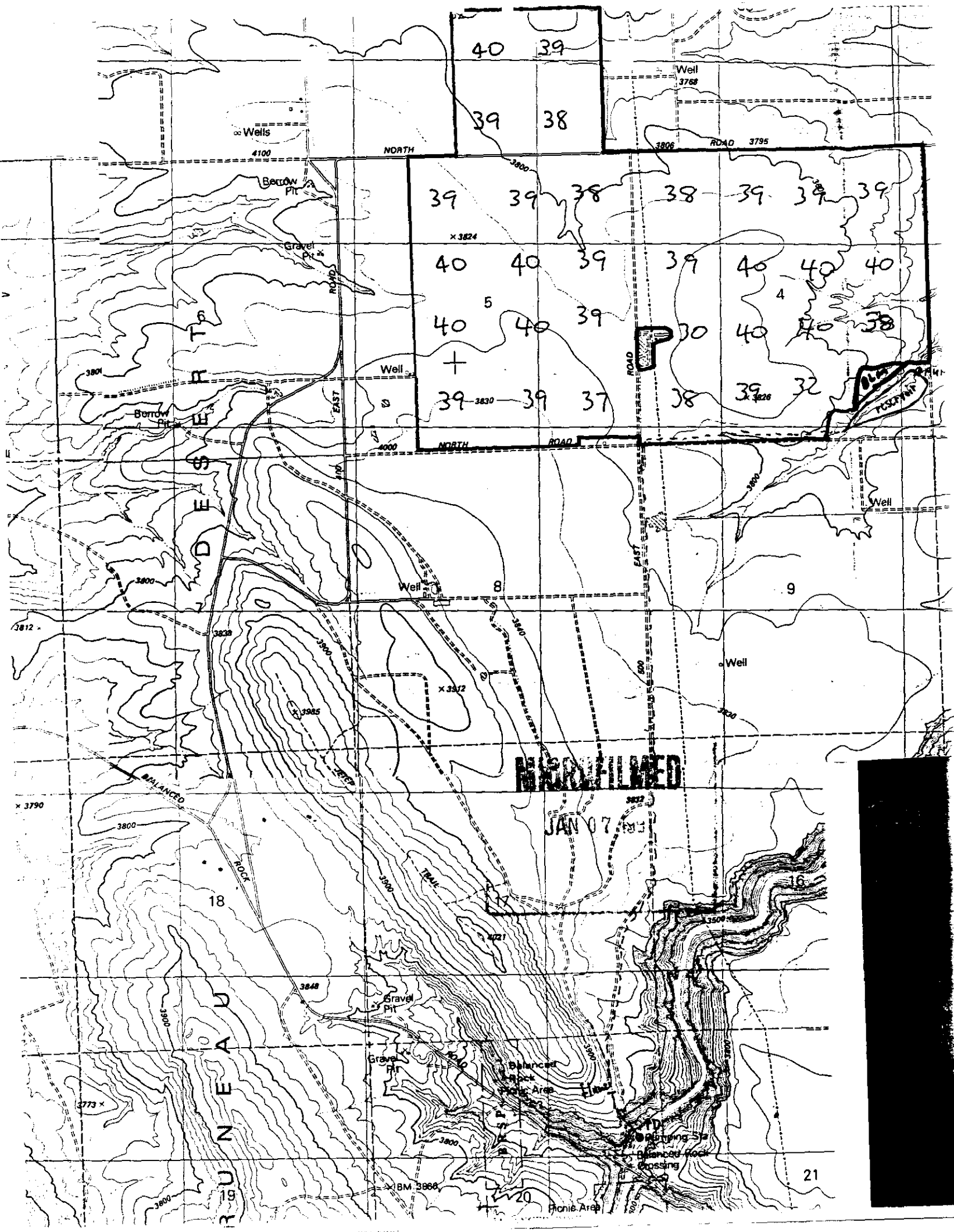
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10S	13E	4	39	39	40	40	39	38	39	40	40	30	38	39	38	40	32		521
		5	28	39	40	39	39			40	40			39	39	40	39	39	469
9S	13E	32													39	40	39	38	156

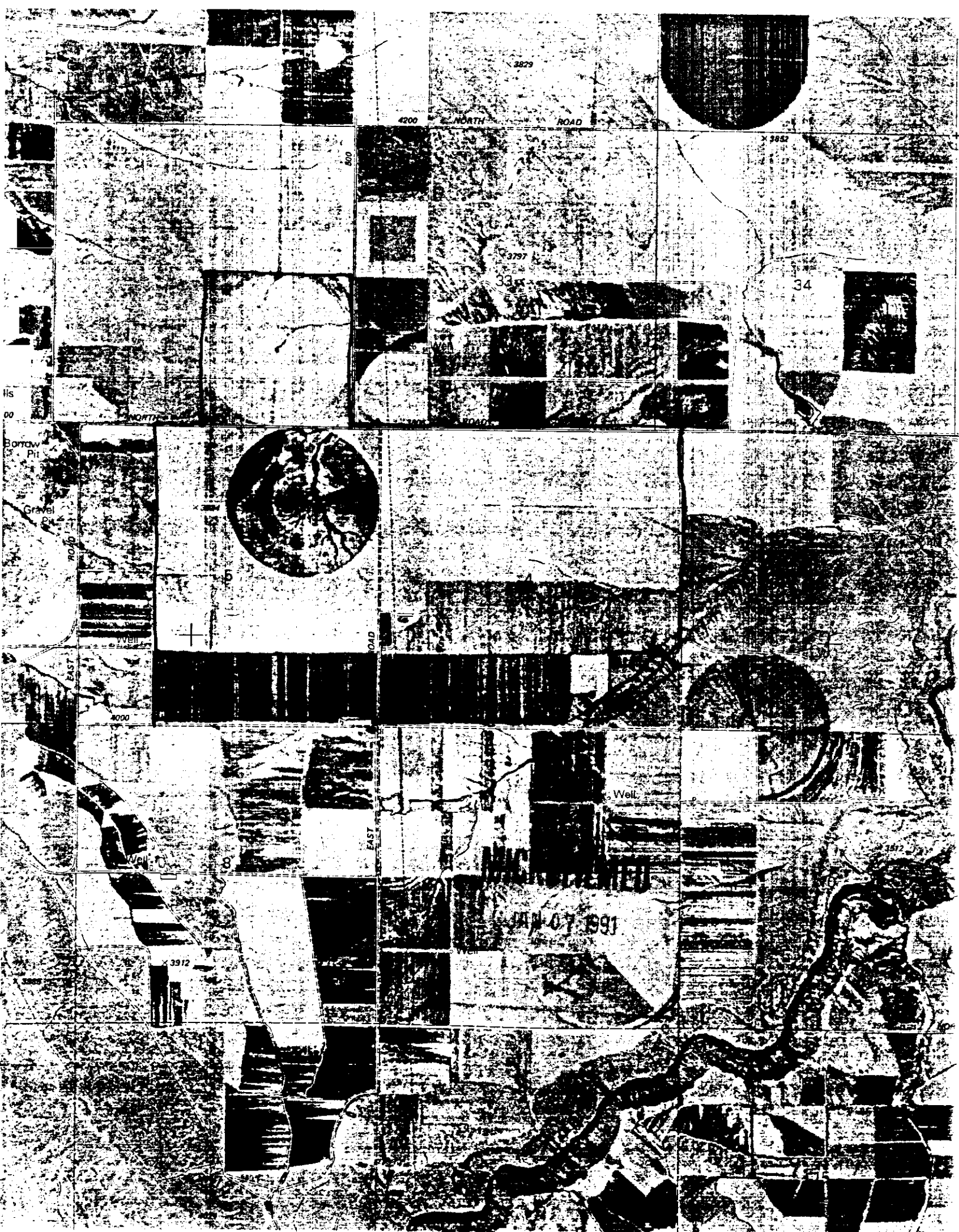
1196

MICROFILMED

JAN 14 1991

Do not use this space





Pumps in Salmon Falls
Co.



Pipeline from pumps
to ditch.



Discharge into ditch



MICROFILMED

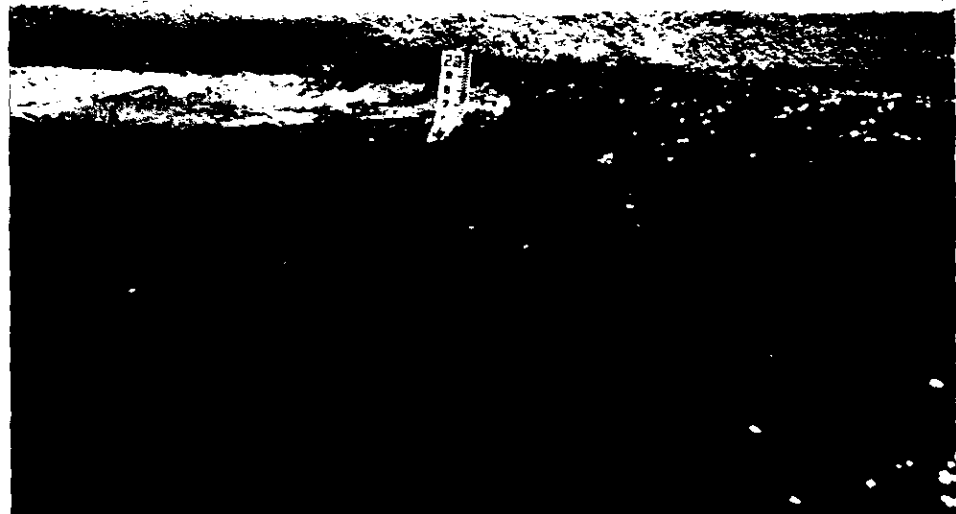
JAN 07 1991

Measuring point



11

Bottom of staff gauge
is 1' above ditch bottom.



MICROFILMED

TRAPAZOIDAL FLUME

KEITH MUSEE

SALMON FALLS UNIT

Staff gage reading - feet

Free flow discharge - cfs

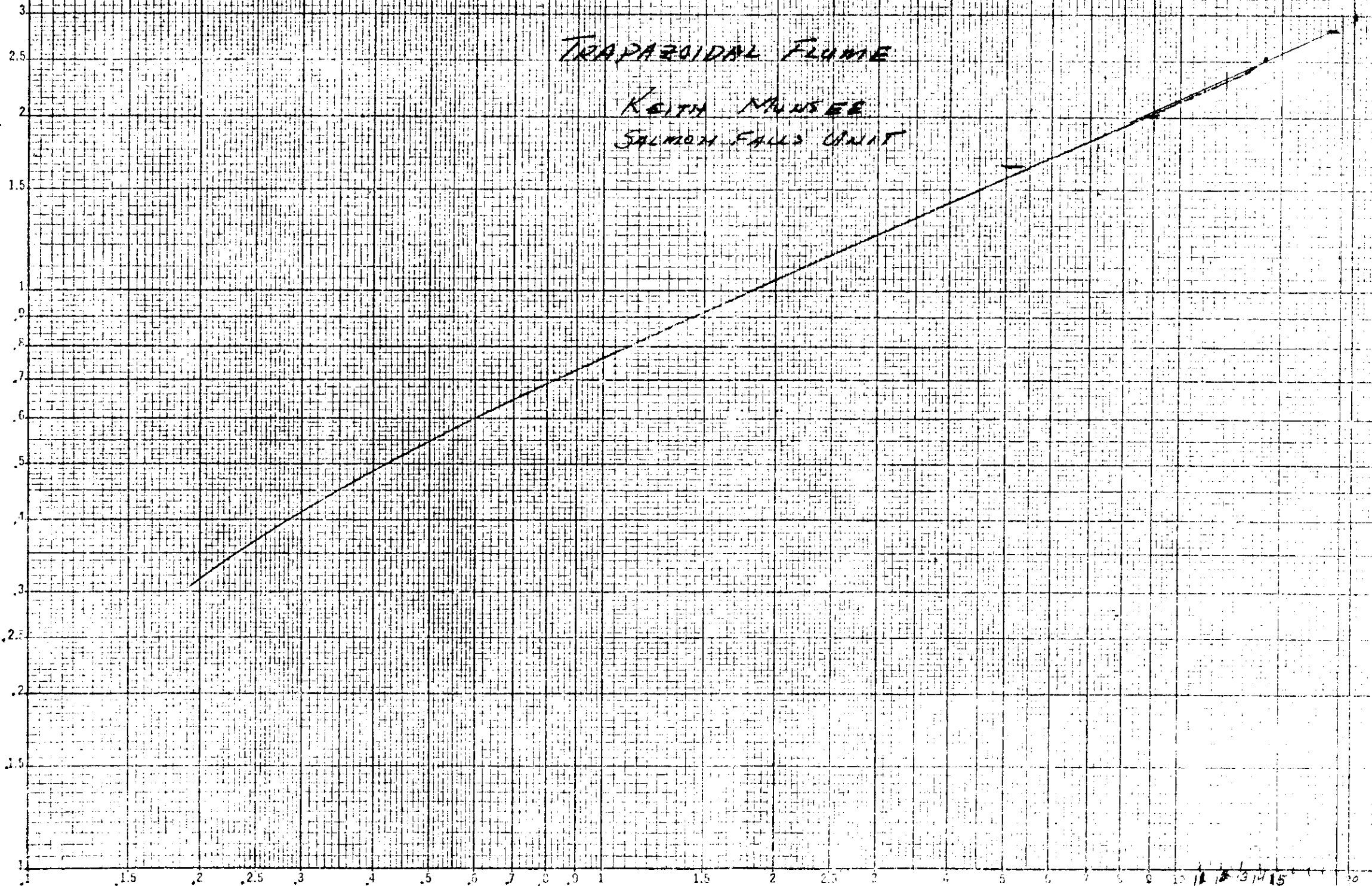


Table 8 (Continued). Free flow through trapezoidal measuring flumes.

Feet	Inches	Flume No. 1 (1 foot bottom width)		Flume No. 2 (2 foot bottom width)	
		Measured along sloping sidewall	Measured in vertical direction	Measured along sloping sidewall	Measured in vertical direction
1.70	20-3/8	6.01		6.97	19.96
1.71	20-1/2	6.09		7.06	20.24
1.72	20-5/8	6.17		7.15	20.51
1.73	20-3/4	6.26		7.24	20.78
1.74	20-7/8	6.34		7.33	21.06
1.75	21	6.43		7.42	21.34
1.76	21-1/8	6.52		7.52	21.62
1.77	21-1/4	6.60		7.61	21.90
1.78	21-3/8	6.69		7.70	22.19
1.79	21-1/2	6.78		7.80	22.48
1.80	21-5/8	6.87		7.89	22.76
1.81	21-3/4	6.96		7.99	23.06
1.82	21-13/16	7.05		8.09	23.35
1.83	21-15/16	7.14		8.18	23.65
1.84	22-1/16	7.23		8.28	23.95
1.85	22-3/16	7.33		8.38	24.25
1.86	22-5/16	7.42		8.48	24.55
1.87	22-7/16	7.51		8.58	24.86
1.88	22-9/16	7.61		8.68	25.17
1.89	22-11/16	7.70		8.79	25.48
1.90	22-13/16			8.89	25.79
1.91	22-15/16			8.99	26.10
1.92	23-1/16			9.10	26.42
1.93	23-3/16			9.20	26.74
1.94	23-1/4			9.31	27.06
1.95	23-3/8			9.41	27.39
1.96	23-1/2			9.52	27.71
1.97	23-5/8			9.63	28.04
1.98	23-3/4			9.74	28.37
1.99	23-7/8			9.85	28.71
2.00	24			9.96	29.04
2.01	24-1/8			10.07	29.38
2.02	24-1/4			10.18	29.72
2.03	24-3/8			10.29	30.07
2.04	24-1/2			10.40	30.41
2.05	24-5/8			10.52	30.76
2.06	24-3/4			10.63	31.11
2.07	24-13/16			10.75	31.46
2.08	24-15/16			10.86	31.82
2.09	25-1/16			10.98	32.17
2.10	25-3/16			11.10	32.53
2.11	25-5/16			11.22	32.90
2.12	25-7/16			11.34	33.26
2.13	25-9/16			11.46	33.63
2.14	25-11/16			11.58	34.00
2.15	25-13/16			11.70	34.37
2.16	25-15/16			11.82	34.74
2.17	26-1/16			11.94	35.12
2.18	26-3/16			12.07	35.50
2.19	26-1/4			12.19	35.88

JAN 6 1961
MICROFILMED

Table 8 (Continued). Free flow through trapezoidal measuring flumes.

Feet	Inches	Flume No. 1 (1 foot bottom width)		Flume No. 2 (2 foot bottom width)	
		Measured along sloping sidewall	Measured in vertical direction	Measured along sloping sidewall	Measured in vertical direction
2.20	26-3/8			12.32	36.26
2.21	26-1/2			12.44	36.65
2.22	26-5/8			12.57	37.04
2.23	26-3/4			12.70	37.43
2.24	26-7/8			12.82	37.82
2.25	27			12.95	38.22
2.26	27-1/8			13.08	38.62
2.27	27-1/4			13.21	39.02
2.28	27-3/8			13.35	39.42
2.29	27-1/2			13.48	39.83
2.30	27-5/8			13.61	40.24
2.31	27-3/4			13.74	40.65
2.32	27-13/16			13.88	41.06
2.33	27-15/16			14.01	41.48
2.34	28-1/16			14.15	41.90
2.35	28-3/16			14.29	42.32
2.36	28-5/16			14.43	42.74
2.37	28-7/16			14.56	43.17
2.38	28-9/16			14.70	43.60
2.39	28-11/16			14.84	44.03
2.40	28-13/16			14.98	44.46
2.41	28-15/16			15.13	44.90
2.42	29-1/16			15.27	45.34
2.43	29-3/16			15.41	45.78
2.44	29-1/4			15.56	46.23
2.45	29-3/8			15.70	46.67
2.46	29-1/2			15.85	47.12
2.47	29-5/8			15.99	47.58
2.48	29-3/4			16.14	48.03
2.49	29-7/8			16.29	48.49
2.50	30			16.44	48.95



State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

Dale M. Wright
891 Briarwood Drive
Twin Falls, ID
83301

April 9, 1987

RE: Licensing Examination, Permit 47-7252

Dear Mr. Wright;

As we have previously discussed, we need additional information in connection with licensing of the above-referenced permit. We have not received this information to date, however. We need the actual dimensions of your storage reservoir that is fed by your pumps in Salmon Falls Creek. This permit covers 1240 acres, with the reservoir in the southeast corner of this tract. Does all the Salmon Falls Creek water used on this tract get stored in this reservoir before being re-pumped onto the ground? If so, how many times do you fill the reservoir during a typical irrigation season? Are there any restrictions from the Water District affecting your ability to pump water from Salmon Falls Creek?

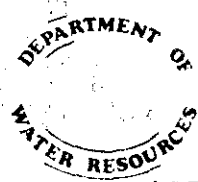
Please supply us with this information at your earliest convenience so that your licensing exam can be completed without the need for further field work. If more field work is required to answer these questions, it may be necessary to impose an examination fee before this permit could be licensed.

Thank You,

James E. Stanton
James E. Stanton
Sr. Water Resource Agent

MICROFILMED

JAN 07 1991



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

A. Kenneth Dunn
Director

August 7, 1984

Dale M. Wright
891 Briarwood Drive
Twin Falls, Idaho 83301

Re: Permit No. 47-7252

Dear Mr. Wright:

We can measure your pumps in Salmon Falls Creek any time you wish.

You will need to install a 1 1/4" I. D. female coupler on you main-line going up the hill so that our measuring equipment can be used. There will need to be clearance under the pipeline at that point so that a safety chain can be put around the pipe during the test. Once the test equipment is installed, we can measure your pumps in any combination you wish.

In order to fully describe your system, it will also be necessary to measure the flow out of the pump in the reservoir east of your farm headquarters. I noticed that there was not much straight pipe at the pump, so you may want to find a location on the mainline away from the pump to install the access port. Factory specifications call for 20 pipe diameters of straight pipe upstream from the port, and 10 pipe diameters downstream. Installation in short pipes may result in low flow readings.

Please contact this office when you are ready so that the flow measurements can be made.

If you have questions concerning this matter, please feel free to contact this office.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

LOH:JES:marya

MICROFILMED

JAN 07 1991

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Parshall Flume						

2. Measurements:

Measured 2.65' head = 16.0 cfs per flow chart.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversión Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

MICROFILMED

JAN 07 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Permittee has a decreed right for 11.8 cfs from Salmon Falls Cr. under the 3rd priority. Watermaster allows a larger diversion rate when reservoir is being filled. Two pumps supply decreed flow. Three pumps allow reservoir to fill. This system would never be used during the winter months due to possible ice damage. Also, the reservoir would lose water from seepage. There is no apparent harm to other water users in licensing for year-around use, however.

Permit was for 1 filling of a 400-acre-foot reservoir. Reservoir developed would fill 4 1/2 times with this amount of water. Recommend right be licensed for permitted amount.

Not to exceed 4.0 AFA/ac. for all rights combined on this land.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Diversion to Storage	1-1	12-31	16.0	400
~~Storage for Irrigation~~				
Irrigation from Storage	3-15	11-15		400
Totals:			16.0	400

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

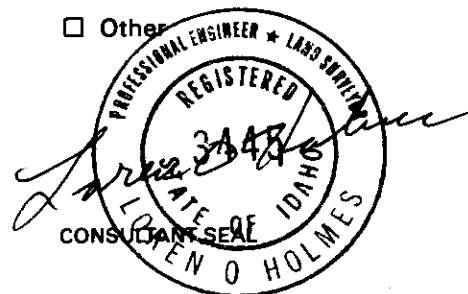
J. AUTHENTICATION

Field Examiner's Name J.E. Stanton

Signature J.E. Stanton

Certification Date 5/15/87

Field Report Preparation Date 10-13-87



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

JAN 07 1991

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 47-7252

Name(s) of Permit Holder: Dale M. Wright

Post Office Address: 891 Blairwood Drive

Twin Falls, ID

Tel. No. 734-5927

Source of Water: Salmon Falls Creek trib. to Snake R.

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation

1200

(acres)

☐ Other

Measuring Device:

Required?

☒ Yes ☐ No

Installed?

☒ Yes ☐ No V-notch

Access Port:

Required?

☐ Yes ☒ No

Installed?

☐ Yes ☐ No weir

The above information is a true statement of the extent to which the above numbered permit has been developed.

7-23-84

Date




Signature of Permit Holder

RECEIVED

JUL 28 1984

Department of Water Resources
Southern District Office



RECEIVED

JUL 26 1984

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

U111 H200011

PLACE
13 CENT
STAMP
HERE



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

A. Kenneth Dunn
Director

47-7252
WRIGHT, DALE M.
891 BRIARWOOD DR.
TWIN FALLS, ID 83301

138118

August 12, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

JAN 07 1991

Certified water right examiners are licensed engineers or geologists certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing of certified water

right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department office.

Southern Region
Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Sincerely,

Loren Holmes
LOREN HOLMES
Southern Regional Manager

Enclosures

MAILED
JUN 19 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

AUGUST 29, 1984

DALE M. WRIGHT
891 BLAIRWOOD DRIVE
TWIN FALLS ID 83301

DE: Permit No. 47-7252

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Enclosed please find a copy of an order involving your permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Newby
Secretary

Enclosure

MICROFILMED

JAN 07 1991

CALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # 47-7252

DATE: 8-16-84

Date proof received

204

July 23

Proof due

-182

July 1

Number of day proof late

22

Priority date

+ 70

Mar. 11, 1974

New priority date

92

Apr. 2, 1974

Remarks:

RECEIVED

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

WRIGHT, DALE M.
891 BRIARWOOD DR.
TWIN FALLS, ID 83301

LAPSE NOTICE

JULY 09, 1984

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 47-7252 HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE NOTICE THAT YOU HAVE COMPLETED THE PROJECT (PROOF OF BENEFICIAL USE) BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED APRIL 30, 1984.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED POSTCARD OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE POSTCARD AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

RECEIVED
7-25-1984
Sita Lemp

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

WRIGHT, DALE M.
891 Brairwood Drive
Twin Falls, ID 83301

~~138687~~
138687

PROOF DUE NOTICE

APRIL 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 47-7252 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

July 27, 1979

Dale M. Wright
891 Briarwood Drive
Twin Falls, ID 83301

Dear Mr. Wright:

RE: Permit No. 47-7252

Enclosed is a copy of the approved request for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to July 1, 1984.

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the Department's records.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rr

Enclosures

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

May 1, 1979

Ron May
Route 1
Buhl, ID 83316

Dear Mr. May:

One of the conditions of approval of your water Permit No. 47-7252 was that evidence of the extent of development must be submitted to this office on or before July 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,

RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

Unknown

*Assessor has
no new address*

Ron May
Route 1
Buhl, ID 83316

CERTIFIED MAIL
NO. 100872

BOISE, IDAHO
MAY 4 1979

RECEIVED

MAY 4 1979

Department of Water Resources

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

100872

May 1, 1973

Ron May
Route 1
Puhl, ID 83316

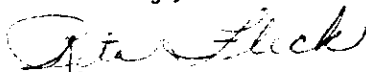
Dear Mr. May:

One of the conditions of approval of your water Permit No. 47-7252 was that evidence of the extent of development must be submitted to this office on or before July 1, 1973. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED

RECEIVED

GENERAL PROVISIONS

SEP 25 1974

Department of Water Resources
Southern District Office

D-47-7252
Ron May

1. PRECONSTRUCTION CONFERENCE:

After the contract has been awarded, but before the start of construction, a conference will be held at the site of the project for the purpose of discussing such matters as project supervision, on-site inspections, progress schedules and reports, payments to Contractors, contract change orders, insurance, safety, and any other items pertinent to the project. The Contractor shall arrange to have all supervisory personnel connected with the project on hand to meet the representatives of the Owner and the Engineer.

2. SURVEYS:

The Owner will establish all base lines, control points and grades for the principal component parts of the work, including slope stakes, stakes for other working points, lines and elevations. The Contractor shall be responsible for the preservation of all benchmarks, control points and stakes, and, if any of them are destroyed or disturbed as a result of the Contractor's negligence, the Contractor shall be charged with the cost of replacing them. The Contractor shall also be responsible for any mistake or damage resulting from the unnecessary loss or disturbance of such bench marks, control points, and stakes.

3. TEMPORARY SUSPENSION OF WORK:

The Engineer shall have the authority, by written order to suspend the work, wholly or in part, for such period or periods as he may deem necessary due to the failure on the part of the Contractor to carry out orders given or perform any or all provisions of the contract or such other conditions as are considered unfavorable for the suitable prosecution of the work. If it should become necessary to stop work for an indefinite period, the Contractor shall store all materials in such a manner that they will not become an obstruction, nor become damaged in any way and he shall take every precaution to prevent damage or deterioration of the work performed. The Contractor shall proceed with the work promptly, when notified by the Engineer in writing.

4. AUTHORITY AND DUTIES OF INSPECTORS:

Inspectors, employed by the Owner or the Engineer, shall be authorized to inspect all work done and all materials furnished. Such inspections may extend to all or any part of the work and to the preparation, fabrication or manufacture of the materials to be used. The Inspector is not authorized to revoke, alter or waive any requirements of the specifications. He is authorized to call the attention of the Contractor to any failure of the

Duplicate

AUTHORITY AND DUTIES OF INSPECTORS: (cont'd)

work or materials to conform to the specifications and contract. He shall have the authority to reject materials or suspend the work by written order until any questions at issue can be referred to, and decided by, the Engineer.

The Inspector shall in no case act as foreman or perform other duties for the Contractor, not interfere with the management of the work by the latter. Any advise which the Inspector may give the Contractor, shall in nowise be construed as binding to the Engineer in any way, or releasing the Contractor from fulfilling all of the terms of the Contract.

5. EXPLOSIVES:

When the use of explosives is necessary for the prosecution of the work, the Contractor shall use the utmost care so as not to endanger life or property, and whenever directed, the number and size of the charges shall be reduced. The Contractor shall notify the Engineer eight (8) hours in advance of any blasting which may damage property on, along, or adjacent to the site of the work.

All explosives shall be stored in a secure manner and all storage places shall be clearly marked "DANGEROUS EXPLOSIVES" and shall be in the care of competent watchmen at all times.

6. WARNING SIGNS AND BARRICADES:

The Contractor shall provide adequate signs, barricades, red lights, and take all necessary precautions for the prosecution of the work and safety of the public. All barricades and obstructions shall be protected at night by red signal lights, which shall be kept burning from sunset to sunrise.

Barricades shall be of substantial construction and shall meet the State of Idaho Highway Specifications. Suitable warning signs shall be so placed and illuminated at night to show in advance where construction, barricades or detours exist.

7. METHOD OF PAYMENT:

Partial payments will be made once each month as the work progresses provided the orders of the Engineer has been fulfilled. Partial payments will be based upon 90% of the estimates prepared by the Engineer for the value of the work performed and materials complete in place in accordance with the contract.

METHOD OF PAYMENT: (cont'd)

When the final inspection and acceptance have been duly made by the Engineer, the Engineer will prepare the final estimate of the total quantities of the various classes of work performed as soon as the necessary measurements and computations can be made. This final estimate will be submitted to the Contractor for his approval and signature. The execution of the final estimate by the Contractor shall constitute full acceptance by him of the total amount shown as entire payment for the amount due him under the contract.

By executing the final estimate, the Contractor shall be stopped thereafter from filing any claim whatever under the contract. After approval and execution by the Contractor, he will be paid the total amount earned less all previous payments and all other amounts retained under the provisions of the contract.

Monthly estimates will be subject to correction in the final estimate.

The acceptance by the Contractor of final payment shall be and shall operate as a release to the Owner of all claims and all liability to the Contractor for all things done or furnished in connection with this work and for every act and neglect of the Owner and others relating to or arising out of this work. Any payment, however, final or otherwise, shall not release the Contractor or his sureties from any obligations under the Contract Documents or the Performance Bond and Payment Bonds.

8. INTENT OF PLANS & SPECIFICATIONS:

The Contractor shall keep on the job a copy of the Plans and Specifications and shall at all times give the Owner and Engineer access thereto. Anything mentioned in the Specifications and not shown on the Plans or shown on the Plans and not mentioned in the Specifications shall be of like effect, as if shown or mentioned in both. In case of differences between the Plans and Specifications, the Specifications shall govern. The Contractor shall not take advantage of any errors, discrepancies or omissions which may exist in the Plans and Specifications, but shall immediately call them to the attention of the Engineer whose interpretation or correction thereof shall be conclusive.

9. CHANGES & EXTRA WORK:

The Engineer may at any time, by a written order and without notice to the surety, make any change in the plans and/or specifications of the contract and within the general scope thereof that changes the character of the work

9. CHANGES & EXTRA WORK: (cont'd)

or that adds new work which is not otherwise required by the terms of the contract. If such changes cause an increase or decrease in the amount due under the contract, or in the time required for its performance, an equitable adjustment will be made and the contract shall be modified in writing accordingly. Unless such increases or decreases materially change the character of the work to be performed or the cost thereof, the altered quantities of work shall be paid for at the contract unit prices. If, however, the character of the work or the unit costs thereof are materially changed, an allowance will be made on a basis agreed to in advance of the performance of the work, or in case there is no agreed basis, then an allowance will be made, either for or against the Contractor, in such amount as the Engineer may determine to be fair and equitable. If the Contractor does not agree to the adjustment, he shall give the Engineer written notice upon receipt of the order and before beginning the work affected by the change. Any claim of the Contractor for adjustment under this subsection must be asserted in writing within 30 days from the date of receipt by the Contractor of the notification of change.

10. RESPONSIBILITY OF THE ENGINEER:

The term "Engineer" wherever used in this contract shall be Edwards and Howard, Consulting Engineers, or his duly authorized representative. The Engineer shall have authority to interpret the Plans and Specifications.

It shall be the duty of the Engineer to enforce the Specifications in a fair and unbiased manner. He has the right to waive any term of the Specifications if that term is found to be unreasonable and inconsistent with the general spirit of the Specifications. If a variation from any requirement is waived, the Engineer shall grant the same in writing with the reasons for his action outlined, and such actions will not invalidate or change the contract in any other manner.

11. EMPLOYMENT PROVISIONS:

The Contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin.

The Contractor and his subcontractors shall discharge any employee who is disorderly or whose conduct, in the opinion of the Engineer, is detrimental to the prosecution of the work.

No person whose age or physical condition is such as to make his employment dangerous shall be employed on the work, and in no event shall any person under the age of eighteen years be employed.

11. EMPLOYMENT PROVISIONS: (cont'd)

In order to protect the lives and health of the public, employees of the Owner and Contractor employees, the Contractor shall comply with all federal, state and local safety laws and rules and regulations.

12. SUPERINTENDENCE:

The Contractor shall keep on his work, during its progress, a competent superintendent and any necessary assistants, all satisfactory to the Engineer. The superintendent shall represent the Contractor in his absence and all directions given to him shall be binding as if given to the Contractor. Important directions shall immediately be confirmed in writing to the Contractor. Other directions shall be so confirmed on written request in each case. The Contractor shall give efficient superintendence to the work, using his best skill and attention.

If the Contractor, in the course of the work, finds any discrepancy between the plans and the physical conditions of the locality, or any errors or omissions in the plans or in the layout as given by survey points and instructions, he shall immediately inform the Engineer, in writing, and the Engineer shall promptly verify the same. Any work done after such discovery, until authorized, will be done at the Contractor's risk.

13. CONTRACT TIME:

All work contemplated in this Contract shall be completed within _____
() calendar days after the notice to proceed has been given.

Money in the amount of \$75.00 per day will be charged for each and every calendar day in excess of _____ calendar days, while the project is not substantially complete. No money will be charged for those extensions of time which have been granted by the Engineer.

14. EXTENSIONS OF TIME:

Extension of time stipulated in the Contract for completion of the work will be made if and as the Engineer may deem proper, when work under Extra Work Order as hereinbefore provided is added to the work under this Contract; when the work is suspended; and when the work of the Contractor is delayed on account of conditions which could not have been foreseen, or which were beyond the control of the Contractor, and which were not the result of his fault or negligence. Extension of time for completion shall also be allowed for any delays in the progress of the work caused by any act or neglect of the Owner or his employees or by other Contractors employed by the Owner, or delay due to any act of Government, or by any

14. EXTENSION OF TIME: (cont'd)

delay in the furnishing of plans and necessary information by the Engineer, or by any other cause which in the opinion of the Engineer entitles the Contractor to an extension of time. Strikes and other labor disputes shall be cause for an extension of time.

The Contractor shall notify the Engineer promptly of any occurrence or conditions which in the Contractor's opinion entitle him to an extension of time. Such notice shall be in writing and shall be submitted in ample time to permit full investigation and evaluation of the Contractor's claim. The Engineer shall acknowledge receipt of the Contractor's notice within 5 days of its receipt. Failure to provide such notice shall constitute a waiver by the Contractor of any claim.

15. INDEMNITY:

The Contractor will hold harmless, indemnify and defend the Owner, the Engineer and his consultants, and each of their officers and employees and agents, from any and all liability claims, losses, or damages arising or alleges to arise from or during the performance of the work described herein, by reason of any act or omission of the Contractor, any subcontractor or suppliers, or any agent, employee, or representative of any of them whether or not such claims, losses, or damages are caused in part by a party indemnified hereunder. This indemnity applies to both active and passive acts or other conduct of the parties indemnified hereunder.

16. TAXES AND CHARGES:

The Contractor shall pay all state and local sales and use taxes on items, and in a manner as required by the laws and statutes of the state and its political subdivisions. The Contractor shall withhold and pay any and all withholding taxes, whether state or federal, and pay all social security charges and also all state unemployment compensation charges, and pay or cause to be withheld, as the case may be, any and all taxes, charges, or fees or sums whatsoever, which are now or may hereafter be required to be paid or withheld under any laws.

17. ORDINANCES, PERMITS, AND LICENSES:

The Contractor shall keep himself fully informed of all local ordinances, state and federal laws in any manner affecting the work herein specified. He shall at all times comply with said ordinances, laws, and regulations, and protect and indemnify the owner and its officers and agents against any claim or liability arising from or based on the violation of any such laws, ordinances, or regulations. All permits, licenses, and inspection fees necessary for prosecution and completion of the work shall be secured and paid for by the Contractor, unless otherwise specified.

18. SANTITATION:

Sanitary conveniences conforming to state and local codes shall be erected and maintained by the Contractor at all times while men are employed on the work, and the use of such sanitary conveniences shall be strictly enforced.

19. SAFETY:

The Contractor will be solely and completely responsible for conditions of the jobsite, including safety of all persons and property during performance of the work. This requirement will apply continuously and not be limited to normal working hours. Safety provisions shall conform to all applicable state, county, and local laws, ordinances, and codes.

The Contractor shall also comply with "U.S. Department of Labor Occupational Safety and Health Act", the "Construction Safety Act" administered by the U.S. Department of Labor, and the "Manual of Accident Prevention in Construction" published by the Associated General Contractors of America, except where these are in conflict with state laws, in which case the more stringent requirement shall be followed.

The Contractor shall maintain at his office or other well-known place at the jobsite, all articles necessary for giving first-aid to the injured, and shall establish the procedure for the immediate removal to a hospital or a doctor's care of persons (including employees) who may be injured on the jobsite.

The duty of the Engineer to conduct construction review of the Contractor's performance is not intended to include review of the adequacy of the Contractor's safety measures in, on, or near the construction site.

If death or serious injuries or serious damages are caused, the accident shall be reported immediately by telephone or messenger to both the Engineer and the Owner. In addition, the Contractor must promptly report in writing to the Engineer all accidents whatsoever arising out of, or in connection with, the performance of the work whether on, or adjacent to, the site, giving full details and statements of witnesses.

If any claim is made by anyone against the Contractor or any subcontractor on account of any accident, the Contractor shall promptly report the facts in writing to the Engineer, giving full details of the claim.

RECEIVED

GENERAL PROVISIONS

SEP 25 1974

Department of Water Resources
Southern District Office

D-47-7252
Ron May

1. PRECONSTRUCTION CONFERENCE:

After the contract has been awarded, but before the start of construction, a conference will be held at the site of the project for the purpose of discussing such matters as project supervision, on-site inspections, progress schedules and reports, payments to Contractors, contract change orders, insurance, safety, and any other items pertinent to the project. The Contractor shall arrange to have all supervisory personnel connected with the project on hand to meet the representatives of the Owner and the Engineer.

2. SURVEYS:

The Owner will establish all base lines, control points and grades for the principal component parts of the work, including slope stakes, stakes for other working points, lines and elevations. The Contractor shall be responsible for the preservation of all bench marks, control points and stakes, and, if any of them are destroyed or disturbed as a result of the Contractor's negligence, the Contractor shall be charged with the cost of replacing them. The Contractor shall also be responsible for any mistake or damage resulting from the unnecessary loss or disturbance of such bench marks, control points, and stakes.

3. TEMPORARY SUSPENSION OF WORK:

The Engineer shall have the authority, by written order to suspend the work, wholly or in part, for such period or periods as he may deem necessary due to the failure on the part of the Contractor to carry out orders given or perform any or all provisions of the contract or such other conditions as are considered unfavorable for the suitable prosecution of the work. If it should become necessary to stop work for an indefinite period, the Contractor shall store all materials in such a manner that they will not become an obstruction, nor become damaged in any way and he shall take every precaution to prevent damage or deterioration of the work performed. The Contractor shall proceed with the work promptly, when notified by the Engineer in writing.

4. AUTHORITY AND DUTIES OF INSPECTORS:

Inspectors, employed by the Owner or the Engineer, shall be authorized to inspect all work done and all materials furnished. Such inspections may extend to all or any part of the work and to the preparation, fabrication or manufacture of the materials to be used. The Inspector is not authorized to revoke, alter or waive any requirements of the specifications. He is authorized to call the attention of the Contractor to any failure of the

MICROFILMED

AUTHORITY AND DUTIES OF INSPECTORS: (cont'd)

work or materials to conform to the specifications and contract. He shall have the authority to reject materials or suspend the work by written order until any questions at issue can be referred to, and decided by, the Engineer.

The Inspector shall in no case act as foreman or perform other duties for the Contractor, not interfere with the management of the work by the latter. Any advise which the Inspector may give the Contractor, shall in nowise be construed as binding to the Engineer in any way, or releasing the Contractor from fulfilling all of the terms of the Contract.

5. EXPLOSIVES:

When the use of explosives is necessary for the prosecution of the work, the Contractor shall use the utmost care so as not to endanger life or property, and whenever directed, the number and size of the charges shall be reduced. The Contractor shall notify the Engineer eight (8) hours in advance of any blasting which may damage property on, along, or adjacent to the site of the work.

All explosives shall be stored in a secure manner and all storage places shall be clearly marked "DANGEROUS EXPLOSIVES" and shall be in the care of competent watchmen at all times.

6. WARNING SIGNS AND BARRICADES:

The Contractor shall provide adequate signs, barricades, red lights, and take all necessary precautions for the prosecution of the work and safety of the public. All barricades and obstructions shall be protected at night by red signal lights, which shall be kept burning from sunset to sunrise.

Barricades shall be of substantial construction and shall meet the State of Idaho Highway Specifications. Suitable warning signs shall be so placed and illuminated at night to show in advance where construction, barricades or detours exist.

7. METHOD OF PAYMENT:

Partial payments will be made once each month as the work progresses provided the orders of the Engineer has been fulfilled. Partial payments will be based upon 90% of the estimates prepared by the Engineer for the value of the work performed and materials complete in place in accordance with the contract.

METHOD OF PAYMENT: (cont'd)

When the final inspection and acceptance have been duly made by the Engineer, the Engineer will prepare the final estimate of the total quantities of the various classes of work performed as soon as the necessary measurements and computations can be made. This final estimate will be submitted to the Contractor for his approval and signature. The execution of the final estimate by the Contractor shall constitute full acceptance by him of the total amount shown as entire payment for the amount due him under the contract.

By executing the final estimate, the Contractor shall be stopped thereafter from filing any claim whatever under the contract. After approval and execution by the Contractor, he will be paid the total amount earned less all previous payments and all other amounts retained under the provisions of the contract.

Monthly estimates will be subject to correction in the final estimate.

The acceptance by the Contractor of final payment shall be and shall operate as a release to the Owner of all claims and all liability to the Contractor for all things done or furnished in connection with this work and for every act and neglect of the Owner and others relating to or arising out of this work. Any payment, however, final or otherwise, shall not release the Contractor or his sureties from any obligations under the Contract Documents or the Performance Bond and Payment Bonds.

8. INTENT OF PLANS & SPECIFICATIONS:

The Contractor shall keep on the job a copy of the Plans and Specifications and shall at all times give the Owner and Engineer access thereto. Anything mentioned in the Specifications and not shown on the Plans or shown on the Plans and not mentioned in the Specifications shall be of like effect, as if shown or mentioned in both. In case of differences between the Plans and Specifications, the Specifications shall govern. The Contractor shall not take advantage of any errors, discrepancies or omissions which may exist in the Plans and Specifications, but shall immediately call them to the attention of the Engineer whose interpretation or correction thereof shall be conclusive.

9. CHANGES & EXTRA WORK:

The Engineer may at any time, by a written order and without notice to the surety, make any change in the plans and/or specifications of the contract and within the general scope thereof that changes the character of the work

9. CHANGES & EXTRA WORK: (cont'd)

or that adds new work which is not otherwise required by the terms of the contract. If such changes cause an increase or decrease in the amount due under the contract, or in the time required for its performance, an equitable adjustment will be made and the contract shall be modified in writing accordingly. Unless such increases or decreases materially change the character of the work to be performed or the cost thereof, the altered quantities of work shall be paid for at the contract unit prices. If, however, the character of the work or the unit costs thereof are materially changed, an allowance will be made on a basis agreed to in advance of the performance of the work, or in case there is no agreed basis, then an allowance will be made, either for or against the Contractor, in such amount as the Engineer may determine to be fair and equitable. If the Contractor does not agree to the adjustment, he shall give the Engineer written notice upon receipt of the order and before beginning the work affected by the change. Any claim of the Contractor for adjustment under this subsection must be asserted in writing within 30 days from the date of receipt by the Contractor of the notification of change.

10. RESPONSIBILITY OF THE ENGINEER:

The term "Engineer" wherever used in this contract shall be Edwards and Howard, Consulting Engineers, or his duly authorized representative. The Engineer shall have authority to interpret the Plans and Specifications.

It shall be the duty of the Engineer to enforce the Specifications in a fair and unbiased manner. He has the right to waive any term of the Specifications if that term is found to be unreasonable and inconsistent with the general spirit of the Specifications. If a variation from any requirement is waived, the Engineer shall grant the same in writing with the reasons for his action outlined, and such actions will not invalidate or change the contract in any other manner.

11. EMPLOYMENT PROVISIONS:

The Contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin.

The Contractor and his subconstactors shall discharge any employee who is disorderly or whose conduct, in the opinion of the Engineer, is detrimental to the prosecution of the work.

No person whose age or physical condition is such as to make his employment dangerous shall be employed on the work, and in no event shall any person under the age of eighteen years be employed.

11. EMPLOYMENT PROVISIONS: (cont'd)

In order to protect the lives and health of the public, employees of the Owner and Contractor employees, the Contractor shall comply with all federal, state and local safety laws and rules and regulations.

12. SUPERINTENDENCE:

The Contractor shall keep on his work, during its progress, a competent superintendent and any necessary assistants, all satisfactory to the Engineer. The superintendent shall represent the Contractor in his absence and all directions given to him shall be binding as if given to the Contractor. Important directions shall immediately be confirmed in writing to the Contractor. Other directions shall be so confirmed on written request in each case. The Contractor shall give efficient superintendence to the work, using his best skill and attention.

If the Contractor, in the course of the work, finds any discrepancy between the plans and the physical conditions of the locality, or any errors or omissions in the plans or in the layout as given by survey points and instructions, he shall immediately inform the Engineer, in writing, and the Engineer shall promptly verify the same. Any work done after such discovery, until authorized, will be done at the Contractor's risk.

13. CONTRACT TIME:

All work contemplated in this Contract shall be completed within _____
() calendar days after the notice to proceed has been given.

Money in the amount of \$75.00 per day will be charged for each and every calendar day in excess of _____ calendar days, while the project is not substantially complete. No money will be charged for those extensions of time which have been granted by the Engineer.

14. EXTENSIONS OF TIME:

Extension of time stipulated in the Contract for completion of the work will be made if and as the Engineer may deem proper, when work under Extra Work Order as hereinbefore provided is added to the work under this Contract; when the work is suspended; and when the work of the Contractor is delayed on account of conditions which could not have been foreseen, or which were beyond the control of the Contractor, and which were not the result of his fault or negligence. Extension of time for completion shall also be allowed for any delays in the progress of the work caused by any act or neglect of the Owner or his employees or by other Contractors employed by the Owner, or delay due to any act of Government, or by any

14. EXTENSION OF TIME: (cont'd)

delay in the furnishing of plans and necessary information by the Engineer, or by any other cause which in the opinion of the Engineer entitles the Contractor to an extension of time. Strikes and other labor disputes shall be cause for an extension of time.

The Contractor shall notify the Engineer promptly of any occurrence or conditions which in the Contractor's opinion entitle him to an extension of time. Such notice shall be in writing and shall be submitted in ample time to permit full investigation and evaluation of the Contractor's claim. The Engineer shall acknowledge receipt of the Contractor's notice within 5 days of its receipt. Failure to provide such notice shall constitute a waiver by the Contractor of any claim.

15. INDEMNITY:

The Contractor will hold harmless, indemnify and defend the Owner, the Engineer and his consultants, and each of their officers and employees and agents, from any and all liability claims, losses, or damages arising or alleges to arise from or during the performance of the work described herein, by reason of any act or omission of the Contractor, any subcontractor or suppliers, or any agent, employee, or representative of any of them whether or not such claims, losses, or damages are caused in part by a party indemnified hereunder. This indemnity applies to both active and passive acts or other conduct of the parties indemnified hereunder.

16. TAXES AND CHARGES:

The Contractor shall pay all state and local sales and use taxes on items, and in a manner as required by the laws and statutes of the state and its political subdivisions. The Contractor shall withhold and pay any and all withholding taxes, whether state or federal, and pay all social security charges and also all state unemployment compensation charges, and pay or cause to be withheld, as the case may be, any and all taxes, charges, or fees or sums whatsoever, which are now or may hereafter be required to be paid or withheld under any laws.

17. ORDINANCES, PERMITS, AND LICENSES:

The Contractor shall keep himself fully informed of all local ordinances, state and federal laws in any manner affecting the work herein specified. He shall at all times comply with said ordinances, laws, and regulations, and protect and indemnify the owner and its officers and agents against any claim or liability arising from or based on the violation of any such laws, ordinances, or regulations. All permits, licenses, and inspection fees necessary for prosecution and completion of the work shall be secured and paid for by the Contractor, unless otherwise specified.

18. SANITATION:

Sanitary conveniences conforming to state and local codes shall be erected and maintained by the Contractor at all times while men are employed on the work, and the use of such sanitary conveniences shall be strictly enforced.

19. SAFETY:

The Contractor will be solely and completely responsible for conditions of the jobsite, including safety of all persons and property during performance of the work. This requirement will apply continuously and not be limited to normal working hours. Safety provisions shall conform to all applicable state, county, and local laws, ordinances, and codes.

The Contractor shall also comply with "U.S. Department of Labor Occupational Safety and Health Act", the "Construction Safety Act" administered by the U.S. Department of Labor, and the "Manual of Accident Prevention in Construction" published by the Associated General Contractors of America, except where these are in conflict with state laws, in which case the more stringent requirement shall be followed.

The Contractor shall maintain at his office or other well-known place at the jobsite, all articles necessary for giving first-aid to the injured, and shall establish the procedure for the immediate removal to a hospital or a doctor's care of persons (including employees) who may be injured on the jobsite.

The duty of the Engineer to conduct construction review of the Contractor's performance is not intended to include review of the adequacy of the Contractor's safety measures in, on, or near the construction site.

If death or serious injuries or serious damages are caused, the accident shall be reported immediately by telephone or messenger to both the Engineer and the Owner. In addition, the Contractor must promptly report in writing to the Engineer all accidents whatsoever arising out of, or in connection with, the performance of the work whether on, or adjacent to, the site, giving full details and statements of witnesses.

If any claim is made by anyone against the Contractor or any subcontractor on account of any accident, the Contractor shall promptly report the facts in writing to the Engineer, giving full details of the claim.

STATE OF IDAHO
DEPARTMENT OF WATER ~~ADMINISTRATION~~ RESOURCES
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

July 24, 1974

Re: Permit No. 47-7252

Mr. Ron May
Route 1
Buhl, Idaho 83316

Dear Mr. May:

Enclosed is a copy of the approved Application for Permit No. 47-7252 along with a copy of the Memorandum Decision and Order. We direct your attention to the conditions of approval as listed in the Order.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

cc: Magic Water Co., Inc.
Attorneys

Encl: Copy of Memorandum Decision & Order

47 7252

INTER-DEPARTMENT MEMO — 1

FROM Bob Haynes

TO Bob Fleenor

SUBJECT 47-7252 - Ron May

DATE

7-19-74

RECEIVED
JUL 22 1974
Department of Water Resources

I have reviewed the Memorandum decision on Ron May's application and concur with it. His existing water right consists of both a decreed right and a beneficial use right. I do not know the exact quantity of either. At the time we made out the application, we decided to make it out for 20 cfs because this would definitely cover all of the water which he had a right to use during the irrigation season.

47 7252

BH

Bob

SIGNATURE

6-18-74

I agree to withdraw my protest of filing
by Ron May for water from Salmon Falls Creek
ND 47-7252.

Robert W. King
June King

47 7252

6-18-74

I, Ron May, agree that I do not intend to increase the pumping capacity beyond that which is my natural flow right

Ronald May

47-7252 - Ron May

Department of Water Administration Office - 1041
Blue Lakes Blvd. N., Twin Falls, Idaho

June 18, 1974 - 9:30 a.m.

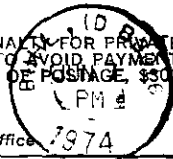
ROSTER OF ATTENDANCE

Name	Address	Representing
June Ring	Rt 3 Buhl	Robert W. Ring
Robert W. Ring	Rt 3 Buhl	Robert W. Ring
Mike Felton	1020 Main Buhl	Magic Water
Robert C. Paine	Box 525, Twin Falls	Ron May
Ronald C May	Rt. 1 Buhl	Ron May

47 7252

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Postmark of Delivering Office

7974



SENDER INSTRUCTIONS

P



- the space below your name, address, including ZIP Code.
- If special services are desired, check block(s) on other side.
 - Moisten gummed ends and attach to back of article.



RETURN
TO

PS Form 3811
June 1973

Department of Water Administration
1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301

17 7252

RECEIVED

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

217584

47-7252

INSURED NO.

1

2

Kenneth F. Elkin

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

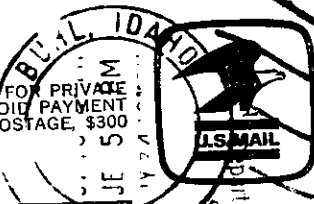
3

6/9/74

47-7252

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

PS Form 381
June 1973

Department of Water Administration
1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301

17 7252

RETURN
TO

1974

RECEIVED

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

217585

47-7252

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

6/5/74

3

12

No. 217585

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO Mr. and Mrs. Robert Ring		POSTMARK OR DATE 6-4-74
STREET AND NO. Route #3		
P.O., STATE AND ZIP CODE Buhl, Idaho 83316		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES	1. Shows to whom and date delivered 15¢ With delivery to addressee only 65¢ 2. Shows to whom, date and where delivered .. 35¢ With delivery to addressee only 85¢	47 7252
DELIVER TO ADDRESSEE ONLY 50¢		
SPECIAL DELIVERY (extra fee required)		

PS Form
Apr. 1971 3800NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

* GPO : 1972 O - 460-743

No. 217584

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO Mr. Kenneth P. Elkin		POSTMARK OR DATE 6-4-74
STREET AND NO. Magic Water Co., Inc.		
P.O., STATE AND ZIP CODE Buhl, Idaho 83316		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES	1. Shows to whom and date delivered 15¢ With delivery to addressee only 65¢ 2. Shows to whom, date and where delivered .. 35¢ With delivery to addressee only 85¢	47 7252
DELIVER TO ADDRESSEE ONLY 50¢		
SPECIAL DELIVERY (extra fee required)		

PS Form
Apr. 1971 3800NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

* GPO : 1972 O - 460-743

NAME AND
ADDRESS
OF SENDER

IDWA-Twin Falls.

47-7252

Indicate type of mail

☐ INSURED

☐ C. O. D.

☒ CERTIFIED

Affix stamp here if issued as
certificate of mailing or for
additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSE- MENT ¹	R. R. FEE	S. D. FEE	S. H. FEE ²	RESTRICTED DELIVERY FEE Remarks
1	217584 Magic Water Co. Inc. Rt 3, Buhl, Id	.10	.30			.15			
2	217585 Mr. + Mrs. Robert Ring, Rt 3, Buhl Id	.10	.30			.15			
3									
4									
5									
6									
7									
8									
9									
10									
11									
12									
13									
14									
15									
16									
17									
18									
19									
20									

TOTAL NUMBER OF
PIECES LISTED
BY SENDER

TOTAL NUMBER OF
PIECES RECEIVED
AT POST OFFICE

POSTMASTER, PER (Name of receiving employee)

47 7252

¹ Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid—This Side Up."

² Special-handling charges apply only to third- and fourth-class parcels. Special-delivery service also includes special-handling service.

PS Form 3877-A—Feb. 1972

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval }
of Application for Permit No. 47-7252 in } NOTICE OF CONFERENCE AND/OR HEARING
the name of Ron May }
..... }

On March 11, 1974, Ron May filed with the Department of Water Administration an application to appropriate the public waters of the State of Idaho. On March 26, 1974, the Department received protest against approval of said application from Magic Water Company, Inc., and on April 8, 1974, the Department received protest against approval of said application from Mr. and Mrs. Robert Ring.

The Department has set the matter of protest for conference and/or hearing for Tuesday, June 18, 1974, at 9:30 a.m. in the office of The Department of Water Administration, 1041 Blue Lakes Blvd. N., Twin Falls, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Administration. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party desiring the taking of stenographic notes by a qualified court reporter must request such in writing at least five (5) days before the date set for hearing and must submit to the director the name of a qualified reporter who is available on the date set for hearing. The party requesting the reporter shall bear the expense of the reporter's attendance fees. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 4th day of June, 1974.


BOB HAYNES
Southern District Engineer

May 13, 1974

RE: Application for Permit 47-7252 - Ron May

Mr. John A. Rosholt
Parry, Robertson, Daly & Larson
P.O. Box 525
Twin Falls, Idaho 83301

Dear Mr. Rosholt:

I am enclosing a copy of the above permit as you requested. There will be a \$1.00 copy fee for this. We are requesting a copy of the Magic Water, Inc. filing from Boise and will forward it to you.

Sincerely,

Bob Haynes
Southern District Engineer

BH:lt
enc.

47 7252

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

THE IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

TELEPHONE
(208) 733-3722

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. McINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
FRED D. DECKER
ROBERT C. PAINE

May 10, 1974

RECEIVED

MAY 13 1974

Department of Water Administration
Southern District Office

Mr. Bob Haynes
District Engineer
Department of Water Administration
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

Re: Application for Permit 47-7252

Dear Bob:

Would you kindly send me a copy of the permit which Ron May has filed to pump water in the winter from Salmon Falls Creek.

Also, would you send me a copy of the filing which Magic Water, Inc. has to pump winter water.

Thanks for your help.

Sincerely,



JOHN A. ROSHOLT

JAR:ddm

47 7252

April 9, 1974

RE: Application No. 47-7252

Mr. Ron May
Route 1
Buhl, Idaho 83316

Dear Mr. May:

We have enclosed a copy of the protest filed against the issuance of permit pursuant to your Application No. 47-7252. We have corresponded with you in the past concerning the original protest filed in connection with this application. Information contained in that letter pertains to this protest also.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest.

If we may be of any assistance, please contact us.

Very truly yours,

Bob Haynes
Southern District Engineer

BH:lt

enc.

bc: Boise IDWA

47 7252

April 9, 1974

RE: Application No. 47-7252 - Ron May

Mr. and Mrs. Robert Ring
Route #3
Buhl, Idaho 83316

Dear Mr. and Mrs. Ring:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

47 7252

Bob Haynes
Southern District Engineer

bb:lt

BC: Boise office

Mr. R. Keith Heggins
Director of Water Administration

RECEIVED

APR 8 1974

Department of Water Administration
Southern District Office

Dear Sir:

We are protesting the Application for
Water Permit, No 47-7252, applied for by
Bon May.

We have the lowest point of diversion
on Salmon Falls Creek. During July and
August there is not enough water in
the creek and our dam has to be
checked as high as possible with very
little overflow.

If this application is allowed there
there would not be any water at our
diversion as the pumps above us would
pick up all surplus water.

Sincerely,

Mr. & Mrs. Robert Ring

47 7252

Robert Ring
Rt 3
Buhl Idaho 83316



Department of Water Administration
1041 Blue Lakes Blvd. No.
Twin Falls, Idaho 83301

47 7252

RECEIVED

PROTEST

MAR 20 1974

Department of Water Administration
Southern District Office

TO: Keith R. Higginson, Director
Department of Water Administration
1041 Blue Lakes Boulevard N.
Twin Falls, Idaho 83301

NOTICE IS HEREBY GIVEN that Magic Water Company, Inc., an Idaho corporation, with its principal place of business at Route # 3, Buhl, Idaho, does hereby make written protest to the granting of Application 47-7252, to Ron May, Route 1, Buhl, Idaho, for a permit to appropriate 20 c.f.s. and 400 acre feet per annum of water from Salmon Falls Creek.

This protest is based upon the following:

1. That it would reduce the quantity of water below existing rights.

2. That the water supply is insufficient for the purpose for which it is sought to be appropriated.

3. That said application is not made in good faith.

4. That said application is made for delay and/or speculative purposes.

5. That applicant lacks sufficient financial resources to complete the work involved.

-1-

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

DATED this 25th day of March, 1974.

MAGIC WATER COMPANY, INC.

By Kenneth P. Elkin
President Kenneth P. Elkin

-2-

March 26, 1974

RE: Application No. 47-7252 - Ron May

Hepworth, Nungester, Felton and Hart
Attorneys at Law
1020 Main
Buhl, Idaho 83316

Gentlemen:

This is to acknowledge receipt of the protest submitted in behalf of Magic Water Company to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

Bob Haynes
Southern District Engineer

BH:lt

~~end~~ bc: Boise

47 7252

March 26, 1974

RE: Application for Permit No. 47-7252

Mr. Ron May
Route 1
Buhl, Idaho 83316

Dear Mr. May:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 47-7252. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of .02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required. (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Very truly yours,

Bob Hagnes
Southern District Engineer

47 7252

enc. bc: Boise

JOHN C. HEPWORTH
WM. L. NUNGESTER
MICHAEL H. FELTON
J. WILLIAM HART

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

Experiments in the field of education
 Science and Technology

Josephine

17 2252

March 12, 1974

RE: Application No. 47-7252 - Ron May

Buhl Herald
P.O. Box 312
Buhl, Idaho 83316

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bill submitted 3-29-74 by LT

Bob Haynes
District Engineer
Southern District

47-7252

LEGAL LEGAL
NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Ron May, Route 1, Buhl, Idaho, has on 3-11-74 submitted Application No. 47-7252 for a permit to appropriate 20 cubic feet per second and 400 acre feet per annum of water from Salmon Falls Creek, tributary of Snake River by means of pump and motor within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, T 10S, R 13E, B.M.; Twin Falls County to be used from Jan. 1 to Dec. 31 for diversion to storage for irrigation and Mar. 15 to Nov. 15 for irrigation of 1240 acres within the NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ -SE $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, T 10S, R 13E; SE $\frac{1}{4}$ Sec. 32, T 9S, R 13E, B.M.

If issued this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before April 8, 1974.

R. KEITH HIGGINSON
Director

Published in the Buhl Herald on Mar. 21 and Mar. 28, 1974.
(11t2)

ok 27
3-19-74

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Ron May
Route 1, Buhl, Idaho
has on 3-11-74 submitted Application No. 47-7252
and 400
for a permit to appropriate 20 cubic feet per second/acre feet per annum
of water from Salmon Falls Creek, tributary of Snake River
by means of pump and motor
within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, T 10S, R 13E, B.M., Twin Falls County

to be used from Jan. 1 to Dec. 31 for diversion to storage for irrigation and
~~xxxx~~ for Mar. 15 to Nov. 15 for irrigation of 1240 acres

within the NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5,
T 10S, R 13E; SE $\frac{1}{4}$ Sec. 32, T 9S, R 13E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on
or before Apr. 8, 1974.

R. KEITH HIGGINSON

Director

Published in the Buhl Herald
on Mar. 21 and Mar. 28, 1974

47 7252