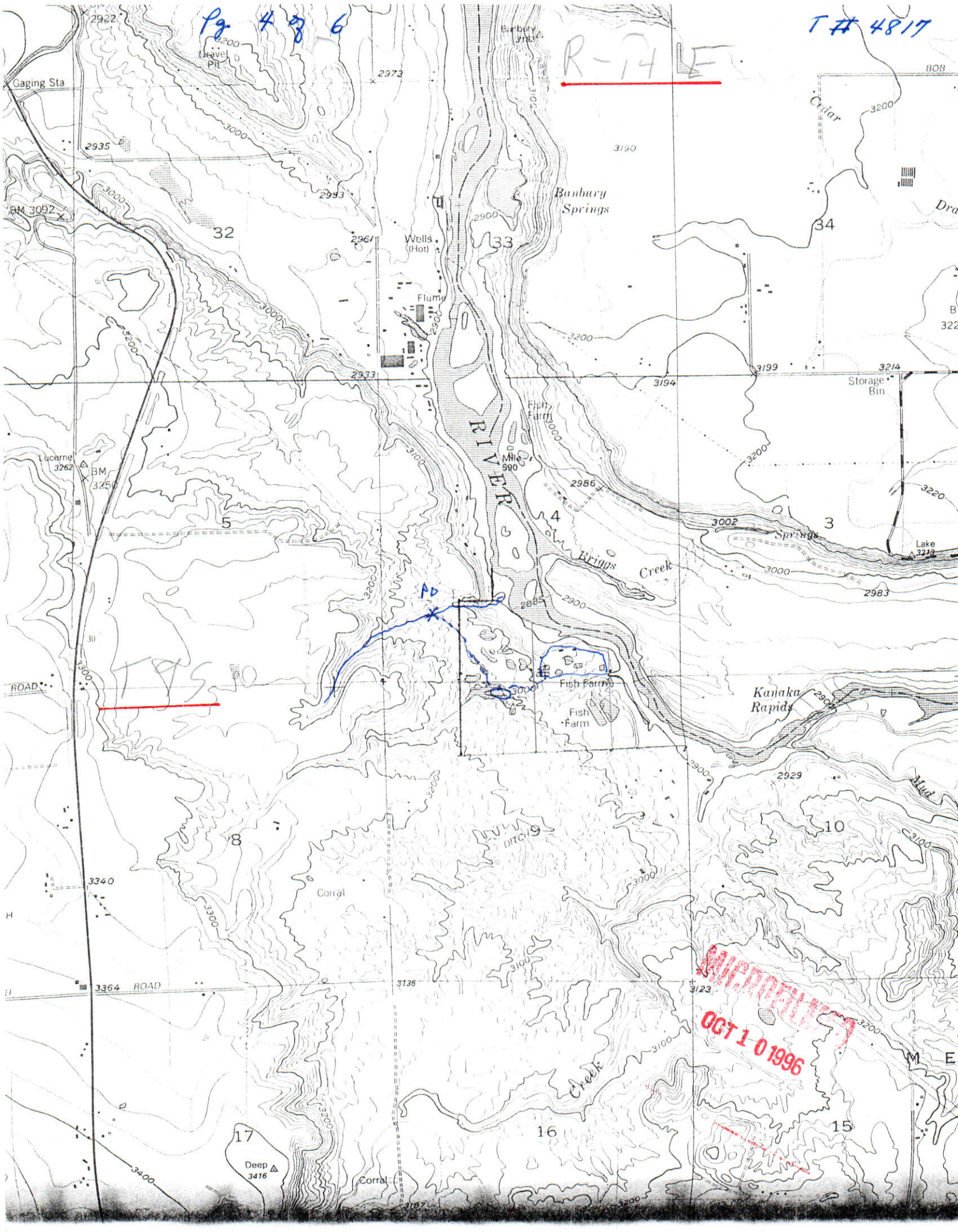
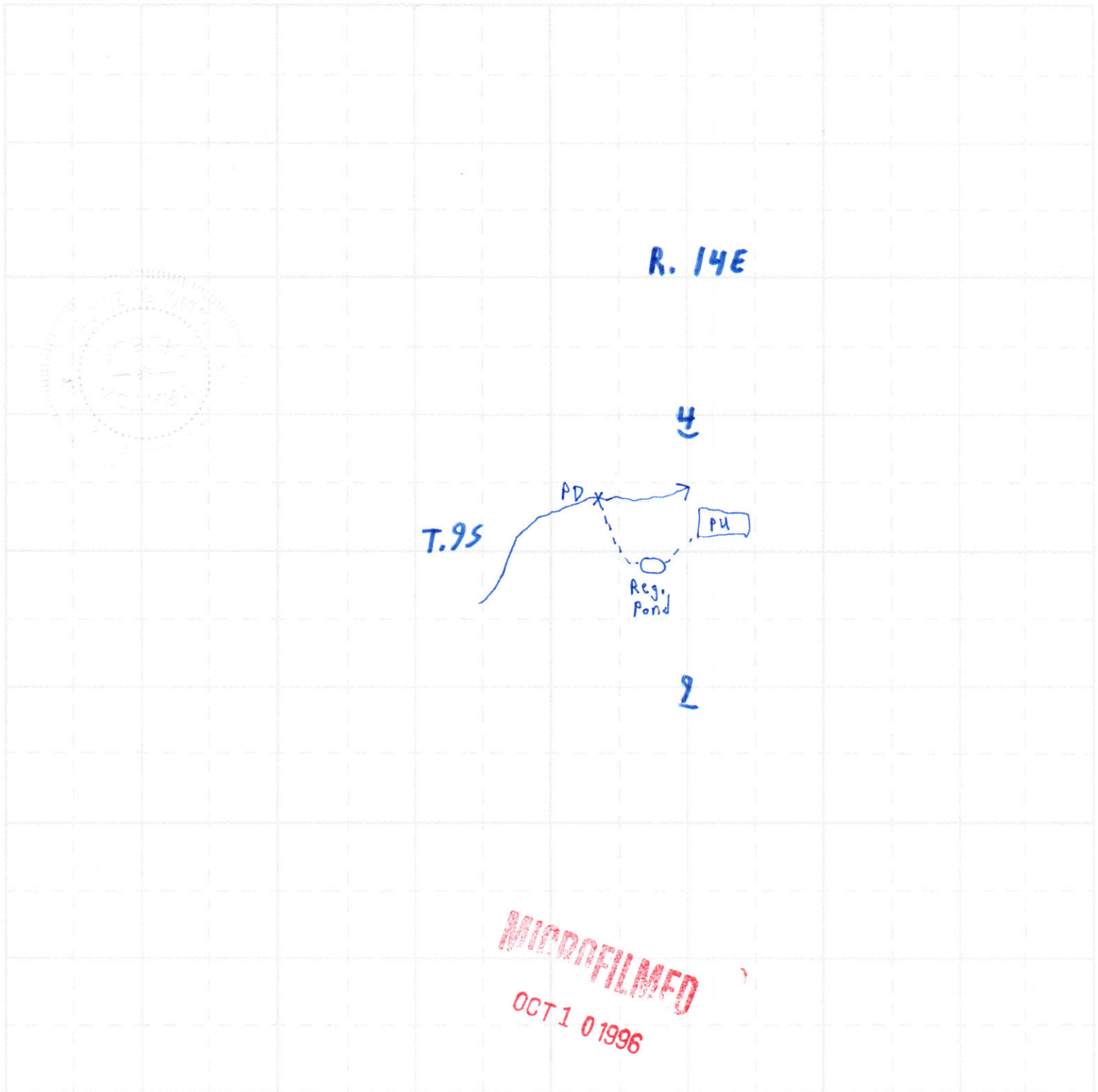




**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



R 14 E

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22

P.P.

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S

9

Signed at Twin Falls, this 9 day of June, 19 77.

(signature)

I, A. KENNETH DUNN, Director of the Department of Water Resources hereby APPROVE the above application for amendment on Permit No. 47-7187.

Witness my hand this 3rd day of April, 19 84.

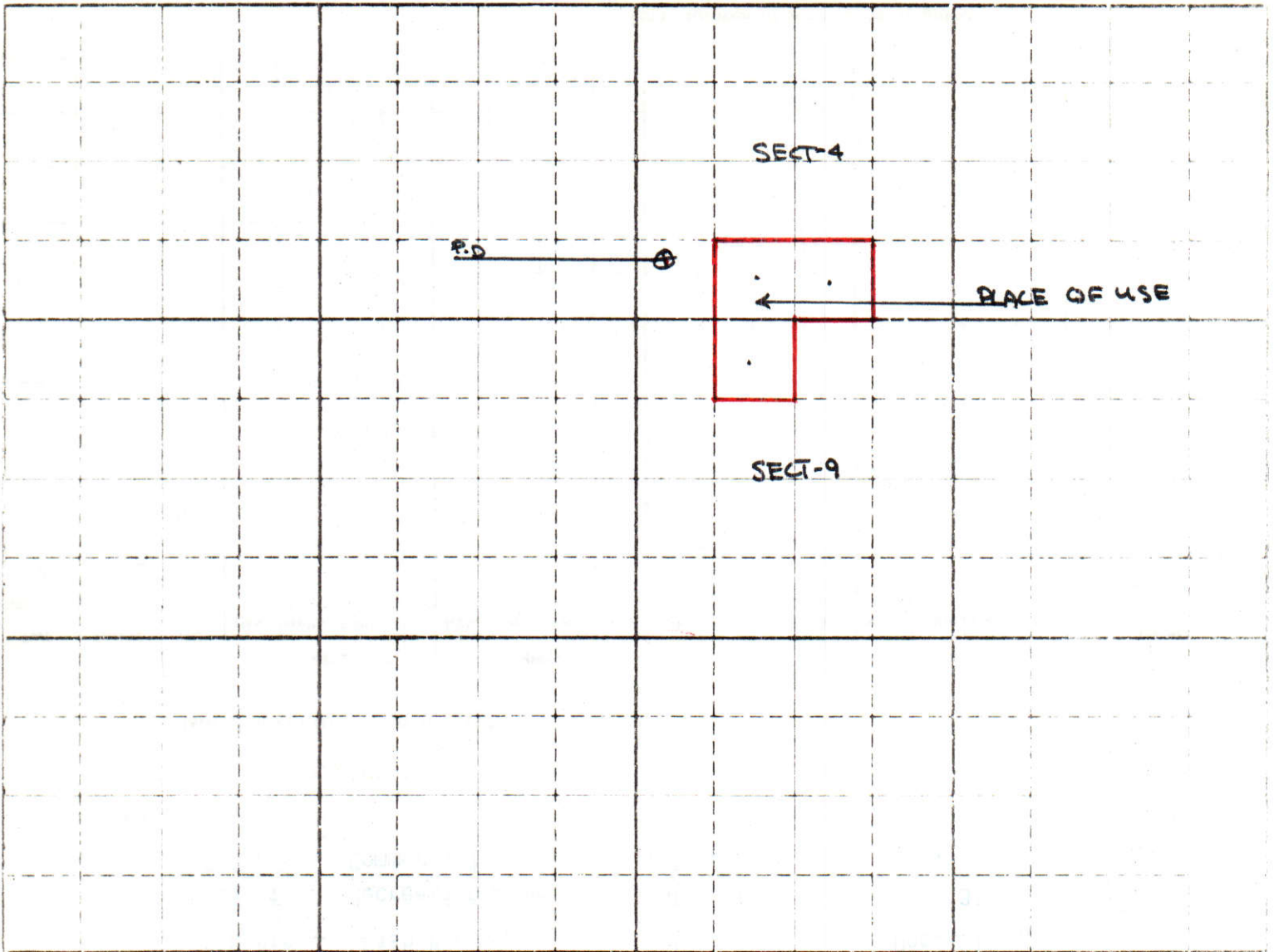
Acting for the

Director

DRT

118

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holder's own risk

Signed at Union Falls, this 11 day of June, 1973

Leo E. Ray
(signature)

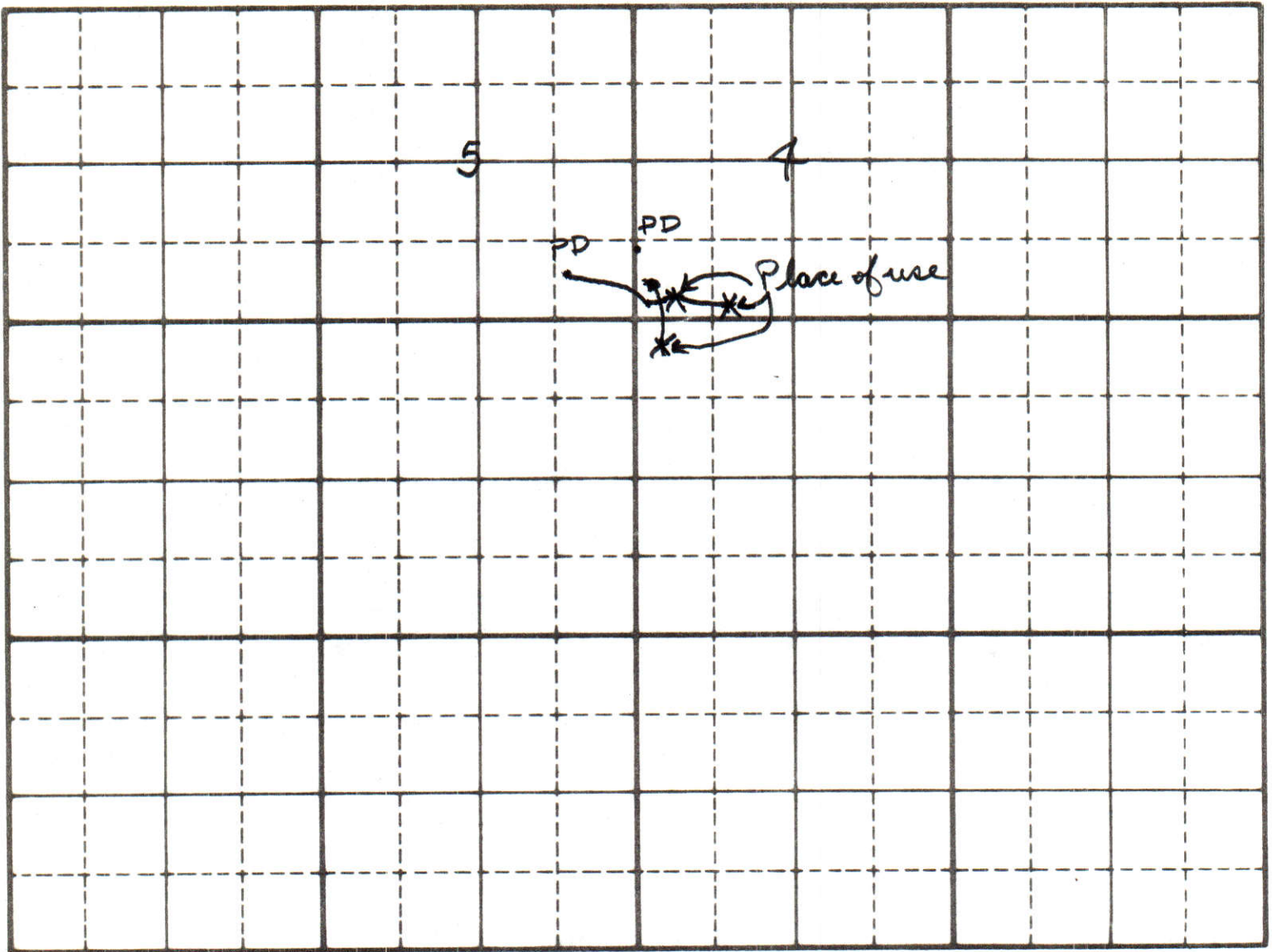
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration
hereby approve the above Application for Amendment No. 47-7187.

Witness my hand this 18 day of June, 1973

R. Keith Higginson
Director

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at Twin Falls, this 25 day of May, 19 73.

Leo E. Ray
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration, hereby approve the above application for amendment for Permit No. 47-7187.

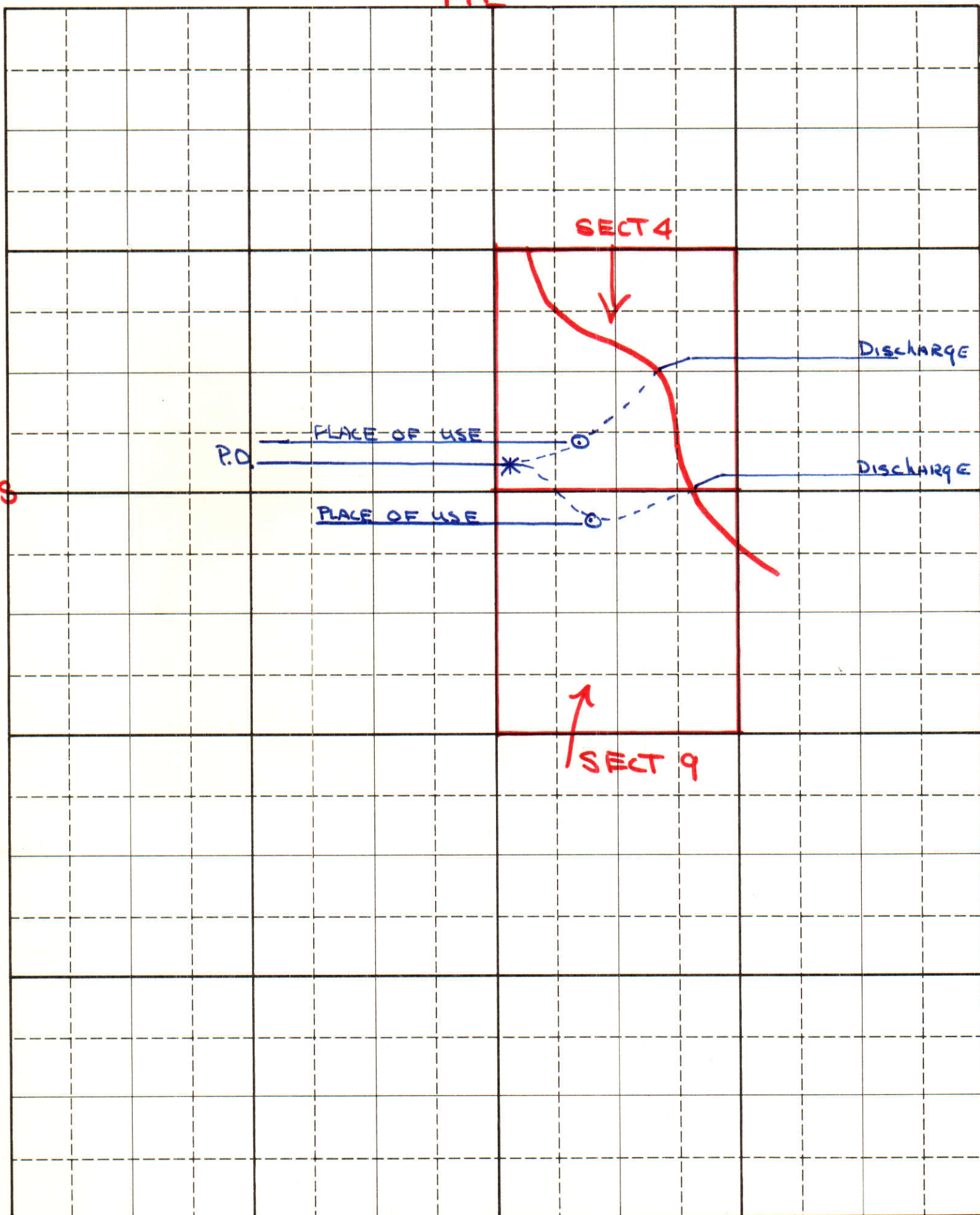
Witness my hand this 6TH day of June, 19 73.

R. Keith Higgins
Director

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

14E

9S



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Leo C. Ray
(Applicant)

47 7187

AFFIDAVIT of PUBLICATION

RECEIVED
APR 6 1973
Department of Water Administration
Southern District Office

STATE OF IDAHO
County of Twin Falls

ss.

I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of **THE BUHL HERALD**, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper two consecutive weeks, the first publication having been made on the 22nd day of March, 1973, and the last publication having been made on the 29th day of March, 1973; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

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.

Robert E. Bailey

Subscribed and sworn to before me this

2nd day of April, 1973

Louise D. Matthews

Notary Public.

47-7187

Buhl, Idaho

Residing at

January 1, 1977

My Commission Expires

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Leo E. Ray, 2194 Alta Vista Drive, Twin Falls, Idaho, has on March 14, 1973, submitted Application No. 47-7187 for a permit to appropriate 6.0 cubic feet per second of water from seep water, tributary of Snake River by means of concrete headgates, dirt ditches to

raceways within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 9S, R. 14E, B.M., Twin Falls County to be used from Jan. 1 to Dec. 31 for fish propagation, recreation, and commercial purposes within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 9S, R. 14E, 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 Boulevard North, Twin Falls, Idaho, 83301 on or before April 9, 1973.

R. KEITH HIGGINSON
Director

Published in the Buhl Herald, Buhl, Idaho, on March 22, and March 29, 1973.
(11t2)

NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT

Notice is hereby given that
LEO E. RAY
FISH BREEDERS OF ID
PO BOX 479

HAGERMAN ID 83332 has
applied to the Department
of Water Resources to
change the following
described water right
pursuant to Section 42-222
of IDAHO CODE and
further described as
Transfer No. 4817.

The purpose of this
application is to change the
point of diversion in order
to correct an error on the
license.

Water Right No. 47-07187
with a priority date of
3/14/1973 is to be diverted
within NE1/4SW1/4SW1/4,
S4, T9S, R14E; Twin Falls
County from an unnamed
stream tributary to Snake
River. Water is used from
1/1 to 12/31 for fish
propagation (6.0 cfs) and
recreation.

Any protest against
approval of the proposed
changes must be filed with
the Department of Water
Resources, Southern
Region, 222 Shoshone
Street East, Twin Falls, ID
83301 together with a
protest fee of \$25.00 on or
before May 20, 1996. The
protestant must also send a
copy of the protest to the
applicant.

Karl J. Dreher, Director

Published in the Times
News on 5/2 & 5/9/96.

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } SS.

No 28213

I, Shirley Capps McSwine being first duly sworn upon oath, depose
and say that I am Principal Clerk of the TIMES-NEWS, published daily, at
Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per
clipping attached, was published in the regular and entire issue of said newspaper, and not in any
supplement thereof, for Two consecutive Weeks,
commencing with the issue dated May 3, 1996,
and ending with the issue dated May 10, 1996.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho
Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except
Monday, both of which newspapers prior to consolidation had been published under said names in said city and county
continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since
such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said
newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated
as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be
published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each
issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO
COUNTY OF TWIN FALLS

OCT 10 1996

On this 23 day of May in the year of 1996, before me,
a Notary Public, personally appeared Shirley Capps McSwine,
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly
sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Sheva R. Feltman
Notary Public for Idaho

Residing at Twin Falls, Idaho.

My commission expires: 5/19/2000

MB
5/29/96
change
date noted
OK

Table with 10 columns: TRN, RNG, SEC, TRACT, LOT, RIGHT#, USE, STREAM, INDEX, PRIORITY, DATE, SOURCE, ORG, OWN, LAST, NAME. Rows include data for various land parcels and water rights.

POOR QUALITY ORIGINAL

Table with 10 columns: TRN, RNG, SEC, TRACT, LOT, RIGHT#, USE, STREAM, INDEX, PRIORITY, DATE, SOURCE, ORG, OWN, LAST, NAME. Rows include data for various land parcels and water rights.

Table with 10 columns: TRN, RNG, SEC, TRACT, LOT, RIGHT#, USE, STREAM, INDEX, PRIORITY, DATE, SOURCE, ORG, OWN, LAST, NAME. Rows include data for various land parcels and water rights.

NORTH OF RIVER
DIFFERENT SPRINGS
RAY
Permit in for Licensing

Table with 10 columns: TRN, RNG, SEC, TRACT, LOT, RIGHT#, USE, STREAM, INDEX, PRIORITY, DATE, SOURCE, ORG, OWN, LAST, NAME. Rows include data for various land parcels and water rights.

5 1/2 Sec 4

Table with 10 columns: TRN, RNG, SEC, TRACT, LOT, RIGHT#, USE, STREAM, INDEX, PRIORITY, DATE, SOURCE, ORG, OWN, LAST, NAME. Rows include data for various land parcels and water rights.

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Table with 10 columns: TRN, RNG, SEC, TRACT, LOT, RIGHT#, USE, STREAM, INDEX, PRIORITY, DATE, SOURCE, ORG, OWN, LAST, NAME. Rows include data for various land parcels and water rights.

POOR QUALITY ORIGINAL

01/14/83
PAGE 2570
WHD430
ORG
OWN LAST NAME
0.0 0.0 0.0 0.7
U.S. DEPT. OF AGR.
0.0 0.0 0.0 0.5
U.S. DEPT. OF AGR.
0.0 0.0 0.0 2.5
U.S. DEPT. OF AGR.
0.0 0.0 0.0 10.6
U.S. DEPT. OF AGR.
0.0 0.0 0.0 0.6
BACKMAN
0.0 0.0 0.0 4.0
U.S. DEPT. OF AGR.
0.0 0.0 0.0 3.7
U.S. DEPT. OF AGR.
0.0 0.0 0.0 3.8
U.S. DEPT. OF AGR.
0.0 0.0 0.0 3.6
U.S. DEPT. OF AGR.
0.0 0.0 0.0 2.1
U.S. DEPT. OF AGR.
0.0 0.0 0.0 0.0
U.S. DEPT. OF AGR.
0.0 0.0 0.0 1.9
U.S. DEPT. OF AGR.
0.0 0.0 0.0 1.6
U.S. DEPT. OF AGR.
0.0 0.0 0.0 0.0
U.S. DEPT. OF AGR.
0.0 0.0 0.0 1.5
U.S. DEPT. OF AGR.
0.0 0.0 0.0 0.5
U.S. DEPT. OF AGR.
0.0 0.0 0.0 0.2
U.S. DEPT. OF AGR.
0.0 0.0 0.0 0.0
J.R. SIMPLOT COMPANY
0.0 0.0 0.0 0.0
J.R. SIMPLOT COMPANY
0.0 0.0 0.0 1.5
U.S. DEPT. OF AGR.
0.0 0.0 0.0 0.5
U.S. DEPT. OF AGR.

WATER RIGHTS BY POINT OF DIVERSION

01/14/83

WATER30

TWN	RNG	SEC	TRACT	LOT	RIGHT#	STREAM STAGE/ STATUS	INDEX PRIORITY DATE	SOURCE	ORG OWN	LAST NAME								
					USE													
					H P	47-7770	272.0	405.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.1 BROWN BROS. FARMS
					S H P	47-7769	272.0	405.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.6 BROWN BROS. FARMS
					H P	47-7769	272.0	405.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.9 BROWN BROS. FARMS
					H P	47-2201	272.0	405.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.3 DAVIS STICKLIN
					A	47-7304	272.0	406.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.4 B & M BRANCHES
					A	47-7176	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 PATTERSON
06					A D	36-2047	272.0	400.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	3.9 0 LEMMON LAURA HORSTER LEMMON EST.
					A D	47-7769	272.0	406.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.2 BROWN BROS. FARMS
					H P	47-4281	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 THOMAS THOMAS
					A D	47-4278	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 BREMER
					A	47-4081	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 NETSKER
					A	47-4081	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 NETSKER
					A	47-2181	272.0	406.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.4 10/18/1920 UNNAMED STREAM
					A D	47-2186	272.0	406.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.3 SPRECHER
					A D	47-4098	272.0	407.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.1 FAIRCHILD
					A S H	47-2202	272.0	406.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.5 SHEELEY
					A	47-7549	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 GARDNER GARDNER
					H	47-2202	272.0	406.1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.8 SHEELEY

01/14/83
PAGE 2571
WHD430
ORG
OWN LAST NAME
0.0 0.0 0.0 0.2
U.S. DEPT. OF AGR.
0.0 0.0 0.0 1.1
U.S. DEPT. OF AGR.
0.0 0.0 0.0 0.0
J.R. SIMPLOT COMPANY
0.0 0.0 0.0 1.6
MILLER
0.0 0.0 0.0 3.0
0 MELCHAM
PETERSON
0.0 0.0 0.0 2.9
PETERSON
0.0 0.0 0.0 2.8
PETERSON
0.0 0.0 0.0 2.3
PETERSON
0.0 0.0 0.0 2.4
DRAHEV
0.0 0.0 0.0 0.5
DRAHEV
0.0 0.0 0.0 0.5
MILLER
0.0 0.0 0.0 0.4
DRAHEV
0.0 0.0 0.0 1.4
DRAHEV
0.0 0.0 0.0 1.1
DRAHEV
0.0 0.0 0.0 0.3
HASSMAN
0.0 0.0 0.0 2.9
MILLER
0.0 0.0 0.0 0.2
MILLER
0.0 0.0 0.0 4.7
MILLER

WATER RIGHTS BY POINT OF DIVERSION										01/14/83									
TWN	RNG	SEC	TRACT	LOT	RIGHT#	STREAM STAGE/ STATUS	INDEX PRIORITY DATE	SOURCE	ORG OWN LAST NAME										
					USE														
					A S H	47-4098	272.0	407.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.8 FAIRCHILD
					A S H	47-4171	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 KINYON
					A S H	47-4098	272.0	407.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.3 FAIRCHILD
					A S H	47-4277	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 PRISEN
09	NAME	01			A S H	47-7488	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 RAY
					A S H	47-7115	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 KERPA
					A S H	47-7174	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 KERPA
					A S H	47-7205	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 LUNTEY
					A S H	47-7561	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 JAZWICK
					A S H	47-7566	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 TURDY
					A S H	47-7567	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 STODDARD
					A S H	47-7574	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 O LAMBETH O LAMBETH O LAMBETH O LAMBETH

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REPRODUCED

POOR QUALITY ORIGINAL

4/83

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WRD430

WATER RIGHTS BY POINT OF DIVERSION

01/14/83

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WRD430

NAME	TWN	RNG	SEC	TRACT	LOT	RIGHT#	USE	STREAM STAGE/ STATUS	INDEX PRIORITY DATE	SOURCE	ORG OWN LAST NAME	TWN	RNG	SEC	TRACT
0.0 0.3						47-7575	SENE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0	06			SHANE
0.0 1.6						47-7576	SENE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
0.0 0.4						47-7578	SENE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
0.0 1.4						47-7580	SENE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESH
0.0 0.0 IMPLANT COMPANY 0.0 0.1 EPT. OF AGRIC. 0.0 0.0 TO CHEMICAL CO. 0.0 1.2 EPT. OF AGRIC.						47-7580	SENE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESH
0.0 1.4						47-7625	SENE	A /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SENE
0.0 0.0 EPT. OF INTERIOR						47-7626	SENE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SENE
0.0 0.0 EPT. OF INTERIOR						47-2143	NESE	L /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SENE
0.0 0.0 EPT. OF INTERIOR						47-7186	NESE	L /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SENE
0.0 0.0 EPT. OF INTERIOR						47-7488	NESE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SENE
0.0 0.0 EPT. OF INTERIOR						47-4008	NESE	S /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SENE
0.0 0.0 EPT. OF INTERIOR						47-7625	NESE	A /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SENE
0.0 0.0 EPT. OF INTERIOR						47-7182	SESE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SENE

Ray

N 1/2 S.9

4/83

PAGE 2573

WRD430

WATER RIGHTS BY POINT OF DIVERSION

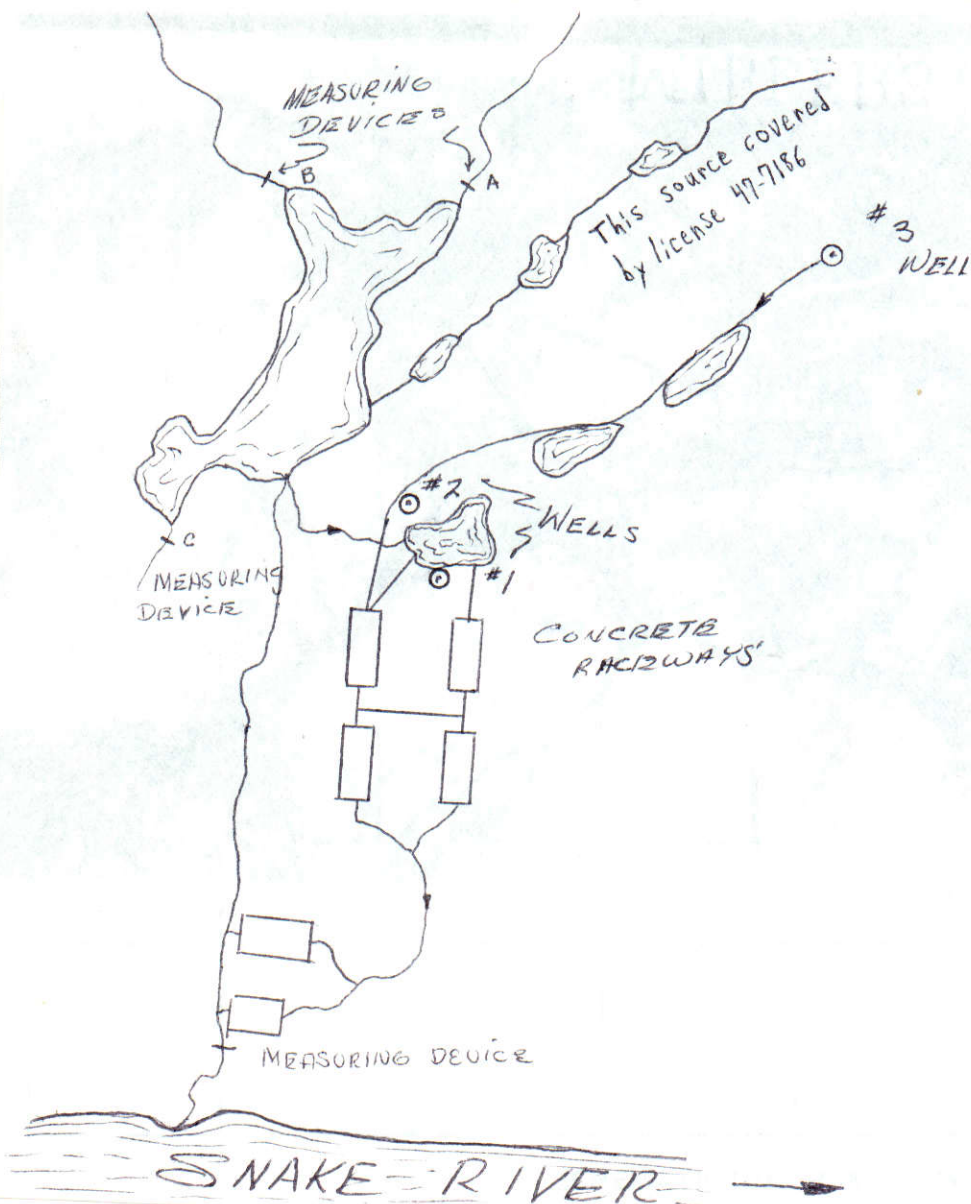
01/14/83

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WRD430

NAME	TWN	RNG	SEC	TRACT	LOT	RIGHT#	USE	STREAM STAGE/ STATUS	INDEX PRIORITY DATE	SOURCE	ORG OWN LAST NAME	TWN	RNG	SEC	TRACT
1.0 0.8						47-7495	SESE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0	095	15E	08	NESE
1.0 0.0						47-7754	SESE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.4						47-4171	NESE	S /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.0 EPT. OF INTERIOR						47-4177	NESE	S /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.3 EPT. OF INTERIOR						47-4171	NESE	S /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 2.2						47-4171	NESE	S /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.0						47-7680	SESE	A /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.0						02-7294	NESE	A /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.0						47-7579	SESE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.0						47-7680	SESE	A /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.0 EPT. OF INTERIOR						47-4272	NESE	S /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.0 EPT. OF INTERIOR						47-7123	NESE	L /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.0 EPT. OF INTERIOR						47-7787	NESE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE
1.0 0.5						47-4271	SESE	P /	0.0 0.0 0.0	0.0 0.0 0.0	0.0 0.0 0.0				SESE

RECEIVED



(Include distance from pump to measuring device)

MICROFILMED

Point(s) of diversion: NE 1/4 NW 1/4, Sec 9 T9S R14E

Place(s) of Use

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
9S	14E	4												X			X		
		9					X												

Recommended Amendments:

- ☒ Change P.D. as reflected above
☐ Change P.U. as reflected above

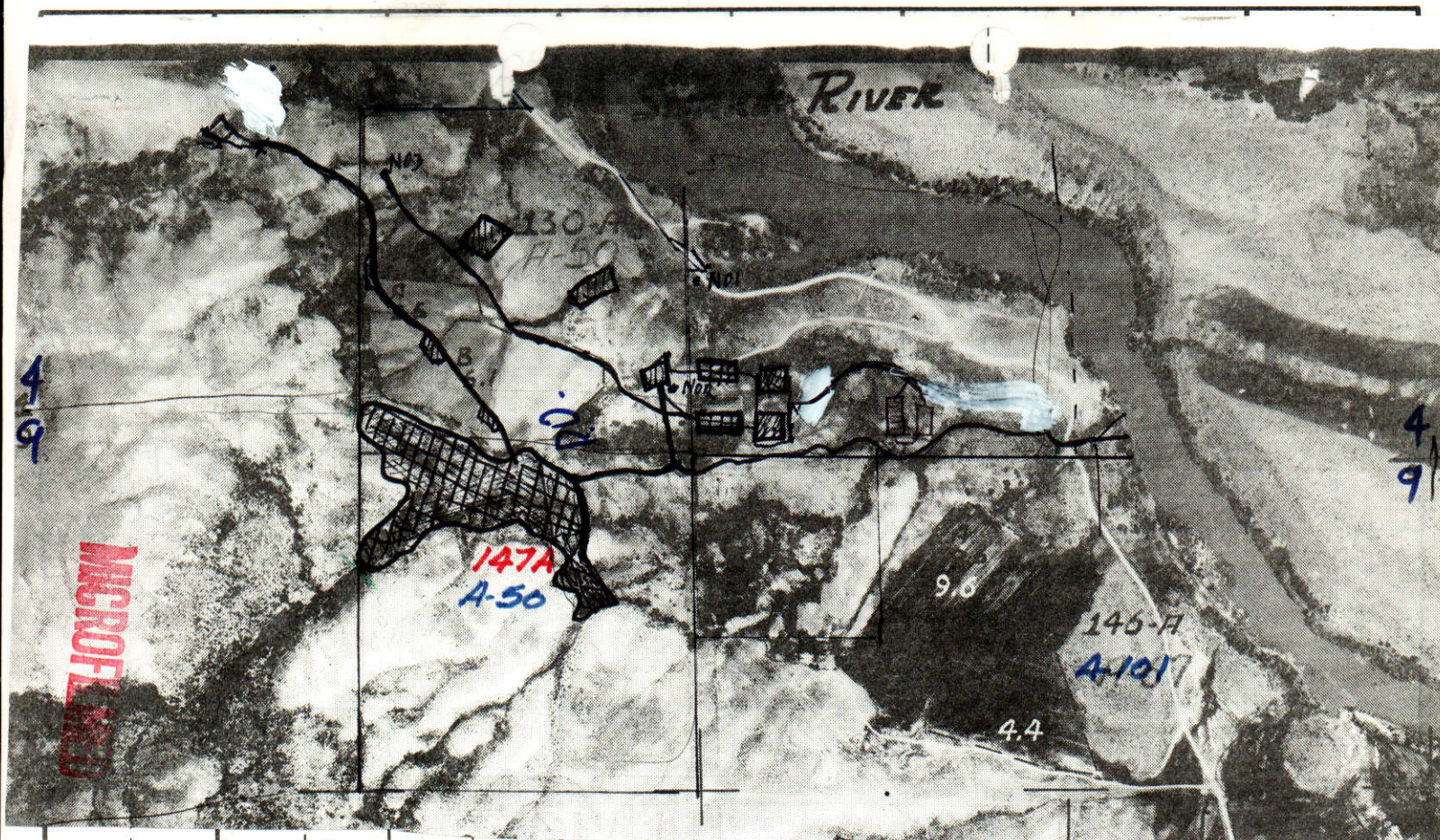
- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☐ None
☐ Other

Examiner's Signature Larry Lunderburg
 Checked by Estanton
 Approved by Key

Date 11-20-1981
 Date 1-6-82
 Date 8-15-83

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

MICROFILMED

Point(s) of diversion: NE 1/4 NW 1/4, Sec 9 T9S R14E

Place(s) of Use

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	
9S	14E	4												X			X		
		9					X												

Recommended Amendments:

- ☒ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☐ None
☐ Other

Examiner's Signature

Larry Junderburg

Checked by

E. Stanton

Approved by

Ray

Date 11-20-1981

Date 1-6-82

Date 8-15-83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

**TRANSFER NO. 4817
WATER RIGHT NO. 47-07187**

This is to certify that: **LEO E RAY**
FISH BREEDERS OF IDAHO
PO BOX 479
HAGERMAN ID 83332

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
FISH PROPAGATION	01/01 to 12/31	6.00 CFS	
RECREATION	01/01 to 12/31		40.0 AF
	Totals	6.00 CFS	

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
UNNAMED STREAM	SNAKE RIVER

Priority: 03/14/1973

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 4, Township 09S, Range 14E
TWIN FALLS County

PLACE OF USE: FISH PROPAGATION
TWN RGE SEC
09S 14E 4 SESW SWSE
9 NENW

PLACE OF USE: RECREATION, same as FISH PROPAGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

RECORDED
OCT 10 1996

TRANSFER NO. 4817
WATER RIGHT NO. 47-07187

CONDITIONS OF APPROVAL AND REMARKS

4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Water used under this right, if discharged into the public waters of the state, shall meet Idaho water quality standards.
7. The amount of water diverted under this right when combined with all other rights for the same use, shall not exceed the amount determined to be beneficially used.
8. Facility Volume = 46080 cubic ft.

Dated this 5th day of September, 1996


Chief, Water Alloc. Bureau

RECEIVED
SEP 10 1996

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4817

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Leo E. Ray Phone 837-2671
Post Office address PO Box 499 (Fish Breeders of Idaho), Hagerman, ID 83332

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Correct error on license

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>47-07/82</u>	<u>3-14-1973</u>	<u>6.0 cfs</u>	<u>Fish Prop.</u>	<u>1-1</u> to <u>12-31</u>
			<u>Recreation</u>	<u>"</u> to <u>"</u>
				to
				to

2. Total amount of water being transferred 6.0 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Unnamed Stream tributary to Snake River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	<u>NE</u>	<u>SW</u>	<u>SW</u>	<u>4</u>	<u>9S</u>	<u>14E</u>	<u>Twin Falls</u>	

5. Lands irrigated or place of use: No Change

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	

Total acres _____

PART 1

6. General Information:

a. Description of diversion system Check dam & 16" pipe, ditch to regulating pond. Ditch from regulating pond to ponds & raceways

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

[Signature]
OCT 10 1996

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 47-07187

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
FISH PROPAGATION	01/01 to 12/31	6.00 CFS	
RECREATION	01/01 to 12/31		40.0 AF
	Totals	6.00 CFS	

SOURCE**TRIBUTARY OF**

UNNAMED STREAM

SNAKE RIVER

Priority: 03/14/1973

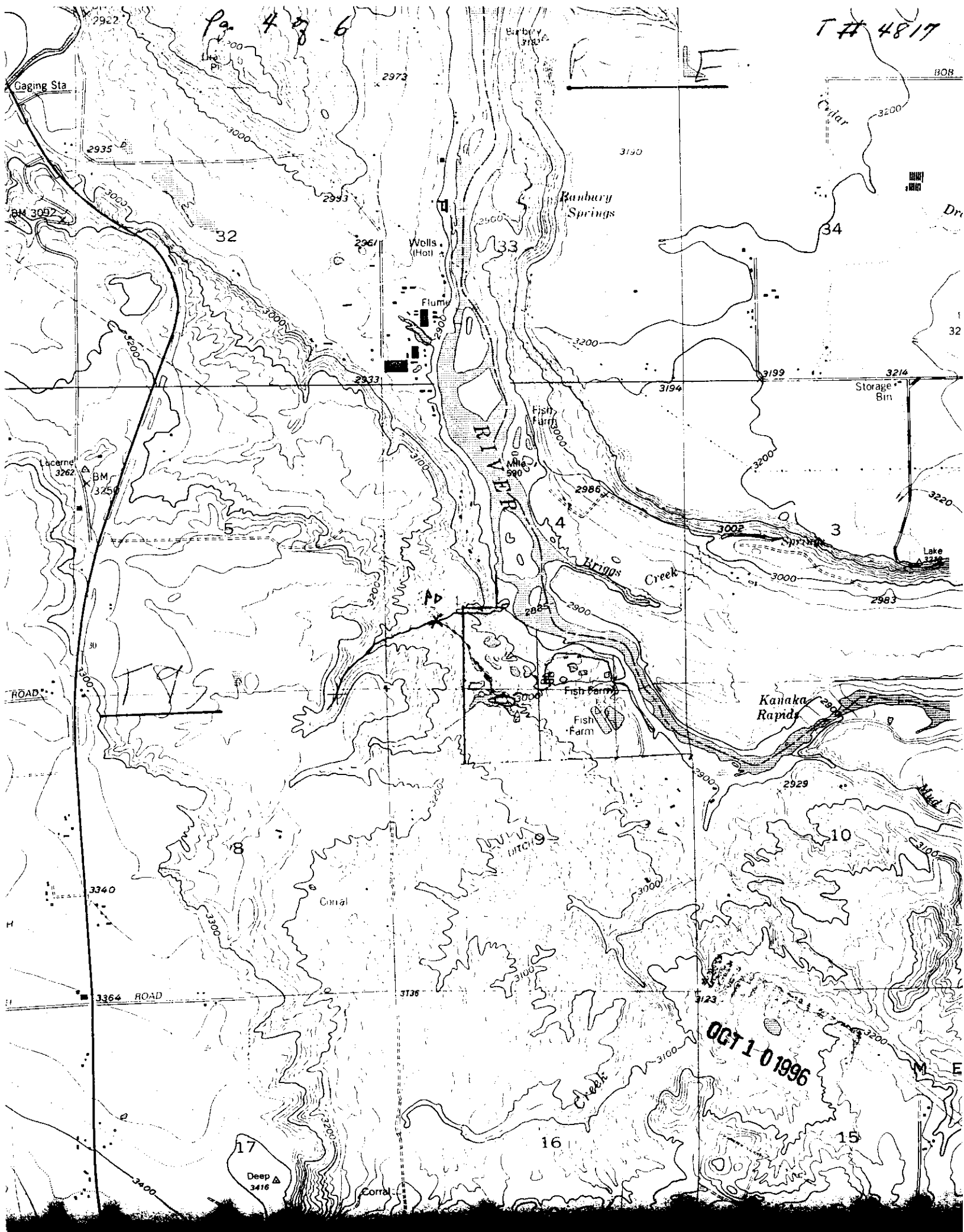
LOCATION OF POINT(S) OF DIVERSION:NENW , Sec. 9, Township 09S, Range 14E
TWIN FALLS County**PLACE OF USE: FISH PROPAGATION****TWN RGE SEC**

09S 14E	4	SESW	SWSE
	9	NENW	

PLACE OF USE: RECREATION, same as FISH PROPAGATION use**CONDITIONS/REMARKS:**

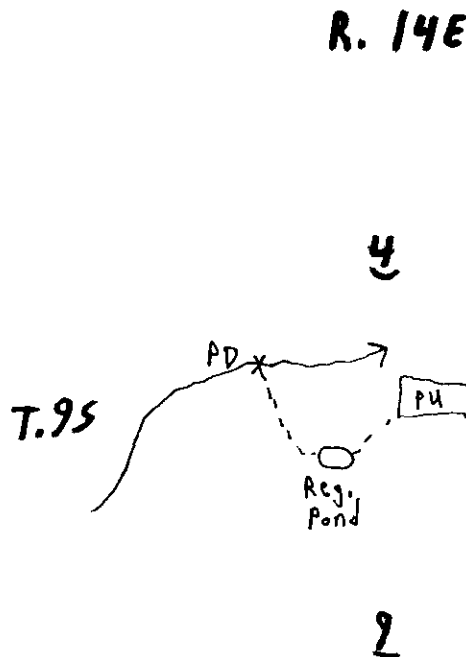
1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. FACILITY VOLUME = 46080 CUBIC FT.
3. WATER USED UNDER THIS LICENSE, IF DISCHARGED TO THE PUBLIC WATERS OF THE STATE, SHALL MEET IDAHO WATER QUALITY STANDARDS.
4. THE AMOUNT OF WATER DIVERTED UNDER THIS LICENSE WHEN CONSIDERED TOGETHER WITH ALL OTHER RTS. FOR THE SAME USE, SHALL NOT EXCEED THE AMOUNT DETERMINED TO BE BENEFICIALLY USED.

OCT 10 1996



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



RECORDED
OCT 10 1996

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 2nd day of February, 19 96

(Signature of Applicant)

JF Stanton

(Notary Public)

My commission expires 10-25-2000**FOR DEPARTMENT USE ONLY**

Transfer contains 6 pages and 0 attachments

Received by JF Stanton Date 2-2-96 Protest filed by None

Prelim. check by JF Fee \$100. 5018828

Receipted by JF Date 2-2-96

Published in Times News Copies of protest forwarded by _____

Pub. dates 5/2 & 5/9/96 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

_____ rec'd. by ADN

Copy of transfer sent to lien holder _____

RECEIVED

FEB 05 1996

Department of Water Resources
Southern Region

OCT 10 1996

MEMORANDUM

TO: FILE NO. 47-07187

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NO. 4817

DATE: September 3, 1996

=====

Transfer No. 4817 was filed to change the point of diversion under Right No. 47-07187. The change is a correction to the right as recorded, no physical change occurs.

Recommended conditions include licensing conditions, future annual reporting and standard transfer conditions.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Date Sent to S.O.

JUN 24 1996

TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: GEORGIA SATTERLEE DATE: 22 MARCH 96

1. Right number 47-07187 Applicant Geo E. Ray
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use

☐ Other _____

4. Check:

- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- a. ☐ All of right.
- b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred.
- h. ☐ Check for expansion in use of right. Comments _____

- i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) SEE "FILE MEMO"

- j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: AD

1. Watermaster recommendation requested on NA Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* _____

1. Subject to SRDA
2. New device @ P/O

4. By AD Date 6/24/96

T # 4817

47-07187, T # 4817

22 MARCH 96

TO: FILE MEMO
FROM: GEORGIA SATTERLEE

JS

RE: TRANSFER #47-07187

1. PER JIM STANTON, 20 MARCH 1996, THE LICENSE AND WR PROOF REPORT FOR #47-07187 WERE SUBMITTED INSTEAD OF "PART 2 OF APPLICATION FOR TRANSFER".
2. OVERLAPPING DIVERSION POINTS - SEC 4, T09S, R14E, NESWSW:

A47-02151	5 AC	IRRIGATION
A47-12311	15 AC	IRRIGATION
47-07488	2 AC	IRRIGATION, FISH, DOMESTIC
47-07186		FISH, RECREATION
47-07214		COMMERCIAL, FISH, RECREATION
3. THERE APPEARS TO BE SOME CONFUSION AS TO THE P/D & P/U OF LICENSE 47-07187. PLEASE SEE ATTACHED SHEET, WHICH IS THE REMARKS THAT WERE TAKEN OUT OF #A47-07186. THIS SEEMS TO DIFFUSE SOME OF THE CONFUSION.

T# 4817

se:

Shanship	Range	Section	1/4	of	1/4	Lot	Use	Acres
09S	14E	4	SE		SW	8	FISH	
			SE		SW	16	FISH	
			SW		SE	8	FISH	
			SW		SE	17	FISH	
			SE		SE	8	FISH	
			SE		SE	17	FISH	
		9	NE		NE	1	FISH	
			NW		NE		FISH	
			NE		NW		FISH	

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A47-07488, 07198, 07214, 07187

14. Remarks:

THE WATER DIVERTED FROM THE UNNAMED STREAMS FLOW MAINLY FROM SEEPAGE AND WASTE WATER WHICH COLLECTS IN THE CHANNELS. THERE APPEARS TO BE SOME CONFUSION AS TO THE P/D & P/U OF LIC. 47-07186 & 47-07187; THE LARGER FLOW RATE (6.0 CFS) SHOULD BE FROM THE NORTHERN STREAM WHILE THE LOWER FLOW RATE (4.0 CFS) SHOULD BE FROM THE SOUTHERN STREAM. BOTH STREAMS AFTER BEING DIVERTED ARE COMINGLED WITH HOT WATER AND SERVE SEVERAL SETS OF PONDS BEFORE BEING DISCHARGED INTO THE SNAKE RIVER. THERE IS APPROX. 40 ACRES SURFACE AREA IN PONDS OR RACEWAYS WHICH ARE USED FOR RAISING FISH. ALTHOUGH THESE FISH FILINGS ARE NORMALLY CONSIDERED NONCONSUMPTIVE THESE CLAIMS ARE INTENDED TO INCLUDE SUFFICIENT MAKEUP WATER TO COVER THE WATER LOST DUE TO EVAPORATION, SEEPAGE, ECT. FROM THE ENTIRE FISH FACILITY.

ADDRESS CHANGE MADE 2-6-95 BY TLB.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 47-7187 Priority March 14, 1973 Amount 6.0 cfs

THIS IS TO CERTIFY, that Leo E. Ray
of Twin Falls, Idaho, has complied with the terms and conditions of Permit
No. 47-7187 issued pursuant to Application for Permit dated March 14, 1973,
and has submitted proof to the Department of Water Resources on April 28, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 11.70 cfs of water from an unnamed stream,
tributary to Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Fish Propagation	from JANUARY 1 to DECEMBER 31	at 6.0 cfs and	N/A
Recreation	from JANUARY 1 to DECEMBER 31	at N/A cfs and	40.0 Acre Feet
	from to at cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 6.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
N/A acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9,
Twp. 9S, Rge. 14E, B.M. in the County of Twin Falls

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	14E	4													
		9													

Water used under this license, if discharged to the ^{Total number of acres irrigated} public waters of the
state, shall meet Idaho Water Quality Standards.

Measuring devices shall be permanently maintained as a part of each diverting
works.

Facility volume=46,080 cubic feet.

The amount of water diverted under this license when considered together with
all other rights for the same use, shall not exceed the amount determined to be
beneficially used.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 3rd day of
April, 19 84.

Acting for the Director

Norman C. Young

MICROFILMED

APPLICATION FOR AMENDMENT

APPROVED

Permit No. 47-7187

Comes now Leo E. Ray of (address)

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 47-7187, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9 Twp. 9S.
Rge. 14E., B.M., County of Twin Falls. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 6.0cfs for fish prop. purposes from Jan. 1 to Dec. 31 (both dates inclusive)
 Amount *40.0 affor Rec. purposes from Jan. 1 to Dec. 31 (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

* CORRECTIONS MADE PER RE EXAMINATION
RC 8-15-83

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

~~RECEIVED~~	~~RECEIVED~~
---	---

Hand-drawn sketch on a grid showing a building, a road, and a path. The building is labeled "R 14 E" and "4". A road is labeled "T 9 S". A path is labeled "R 14 E" and "4". A small structure is labeled "R 14 E" and "4".

That no one will be injured by such change, and that such change will be made at permit
 ers own risk.

is 9 day of June 9, 19 77
Lee E. Roy
(signature)

I, A. KENNETH DUNN, Director of the Department of Water Resources hereby APPROVE the above application for amendment on Permit No. 47-7187.

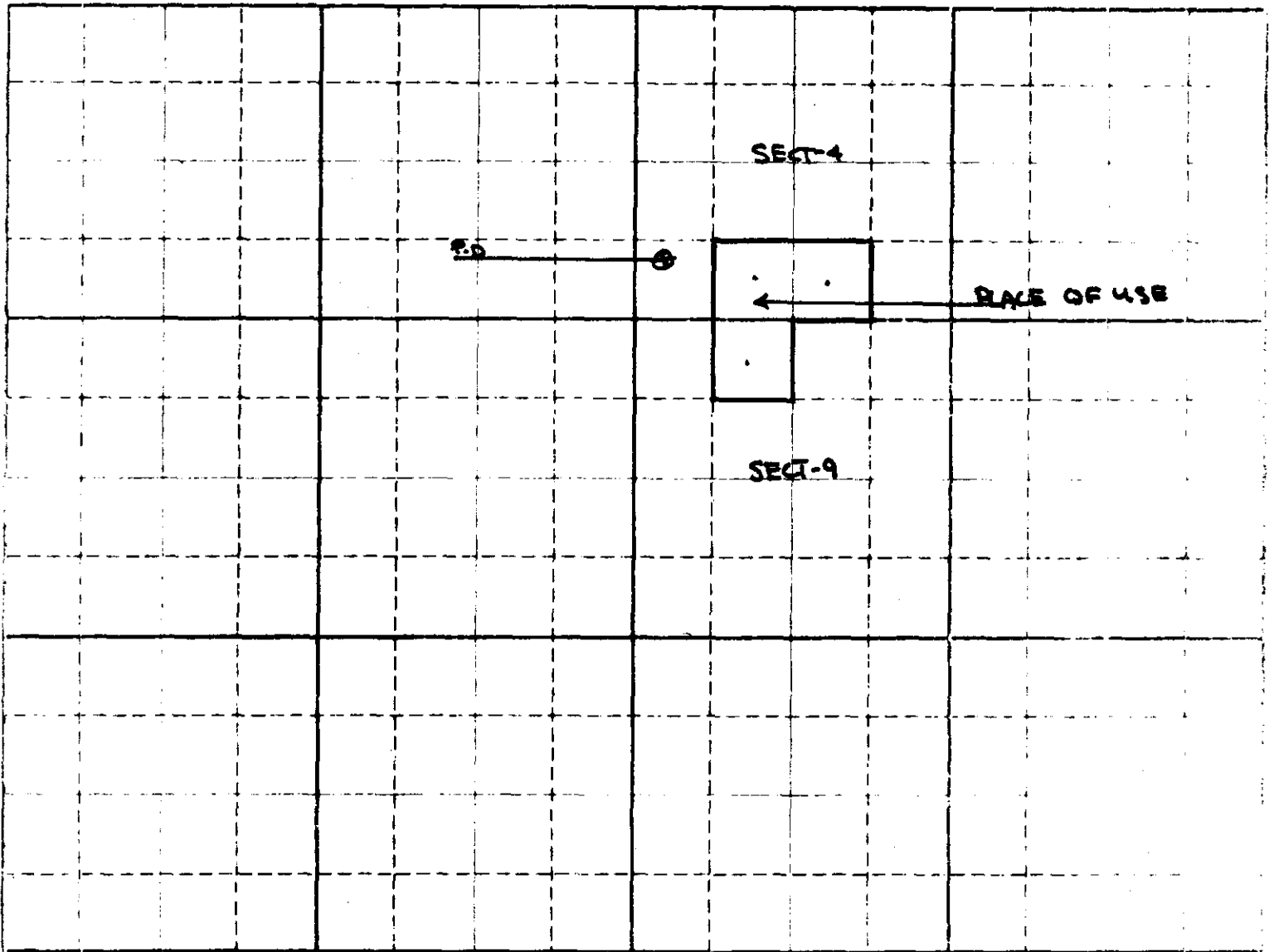
Acting for the Norman C Young
Director

De:

MS

47 7187

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holder's own risk

Signed at Union Falls, this 11 day of June, 1973

Les E. Ray
(signature)

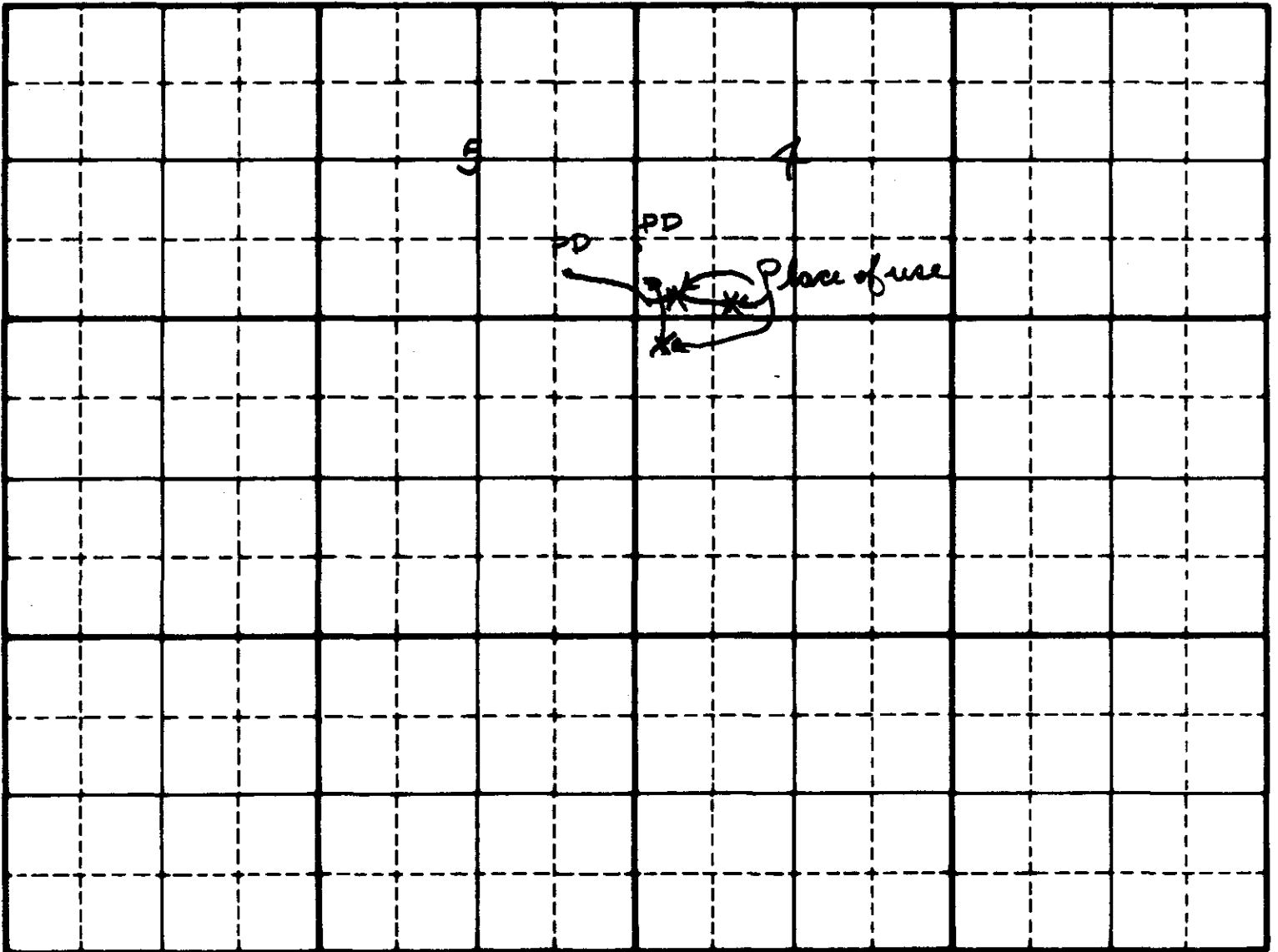
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration hereby approve the above Application for Amendment No. 47-7187.

Witness my hand this 18 day of June, 1973

R. Keith Higginson
Director

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at Twin Falls, this 25 day of May, 19 73.

L. E. Ray
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration, hereby approve the above application for amendment for Permit No. 47-7187.

Witness my hand this 6th day of June, 19 73.

R. Keith Higgins
Director

Identification No. _____

Application No. 47-7187

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Leo E. Ray
post office address 2194 Alta Vista Drive, Twin Falls, ID 83301
2. Source of water supply (Seep Water) Unnamed Stream which is a tributary of Snake River
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 4 Township 9S
Range 14E 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 SE
NE $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 4 Township 9S Range 14E B.M. _____
4. Water will be used for the following purposes:
Amount 6.0 for Fish Prop purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 6.0 for Recreation purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 6.0 for Commercial purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 6.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Concrete headgates, dirt ditches
to raceways

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ 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 3 years.
b. Estimated construction cost is \$ 10,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 9 Township 9S
Range 14E 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: _____

47-7187

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Applicant

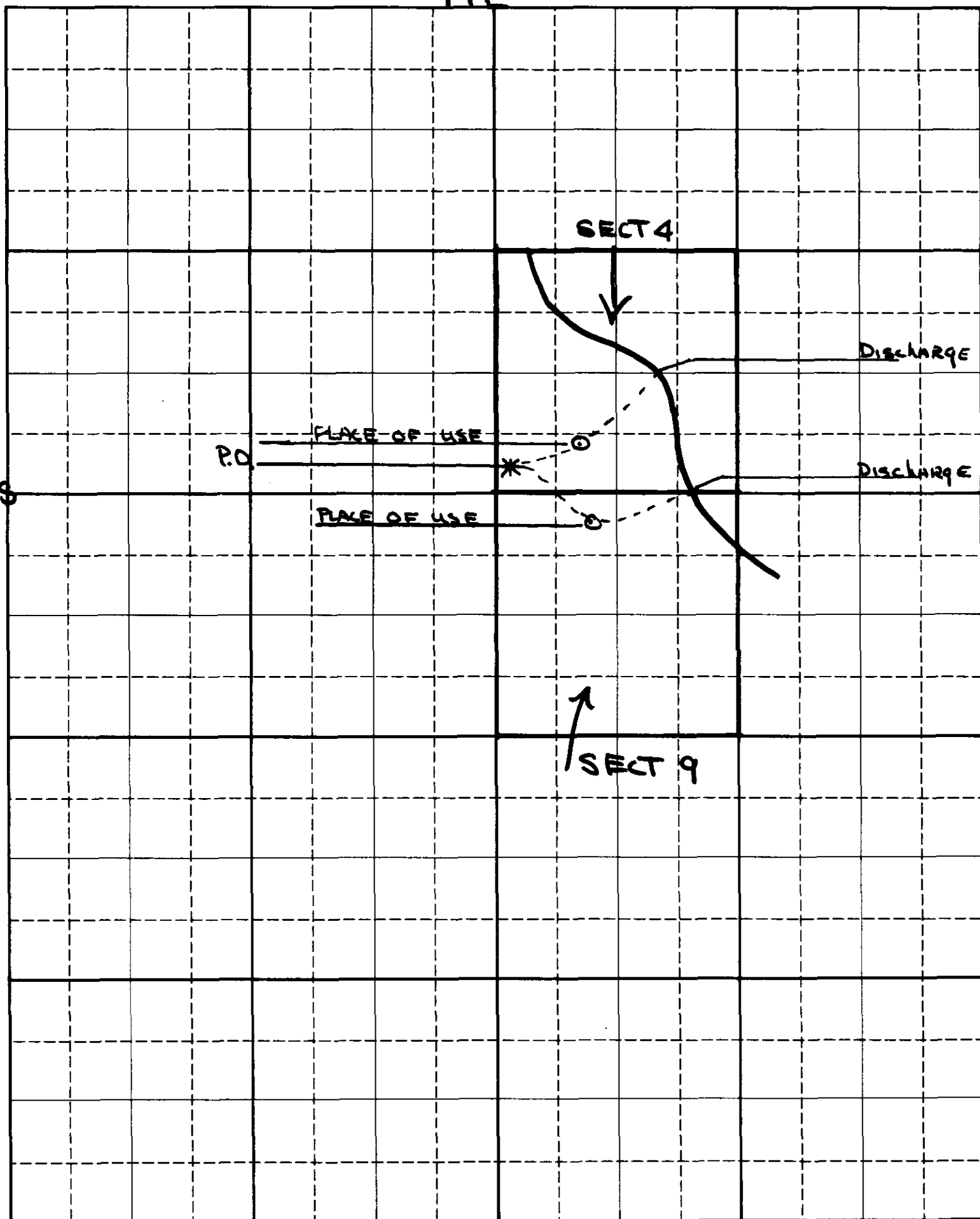
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing_____

10. Remarks Fee Fishing

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

14E



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Leo C. Ray
(Applicant)

47 7187

Proposed Priority 3-14-1973

17 7187

Received by MLS Date 3-14-73 Time 11:05

Preliminary check by BHL Fee \$ 75.00

Receipted by alw Date 3-14-73 # 9595

RWA Publication prepared by alw Date 3-15-73

Published in Buhl Herald, Buhl, ID

Publication dates 3-22 & 3-29-73

Publication approved alw Date 4-6-73

Priority ~~reduced~~ to 3-14-73 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by BDF

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. 47-7187, 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 May 1, 19 76.

c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 19th day of April, 19 73.


Deputy Director

AFFIDAVIT of PUBLICATION

STATE OF IDAHO }
County of Twin Falls } ss.

I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of **THE BUHL HERALD**, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper two consecutive weeks, the first publication having been made on the 22nd day of March, 1973, and the last publication having been made on the 29th day of March, 1973; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

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.

Robert E. Bailey
Subscribed and sworn to before me this 2nd day of April, 1973
Barry D. Hutchinson
Notary Public.

47-7187 Buhl, Idaho
Residing at
Buhl, Idaho
My Commission Expires

NOTICE OF APPLICATION FOR WATER PERMIT
Notice is hereby given that Leo E. Ray, 2194 Alta Vista Drive, Twin Falls, Idaho, has on March 14, 1973, submitted Application No. 47-7187 for permit to appropriate 6.0 cubic feet per second of water from the _____ tributary of _____ means of _____ to _____
_____ race _____
Sec _____
Falls _____
1 to _____
recre _____
pos _____
9; _____
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, 1000 West Idaho Boulevard North, Twin Falls, Idaho, 83301 on or before April 9, 1973.

Published in the Buhl Herald, Buhl, Idaho, on March 22, and March 29, 1973.
(11t2)

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)			Application No. <u>47-7187</u> Name <u>Leo Rany</u>
(2)	<u>RMA</u>	<u>3-15-73</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)			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.
(5)	<u>RMA</u>	<u>3-15-73</u>	In form for advertising _____
(6)	<u>als</u>	<u>4-6-73</u>	Affidavit of Publication received _____
(7)			Final date for protests <u>April 9, 1973</u> Protests received: yes _____ no _____
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)	<u>mls</u>	<u>4-9-73</u>	Located within Water District No. <u>47 G</u>
(10)	<u>mls</u>	<u>4-9-73</u>	Critical groundwater area: yes _____ no <u>X</u>
(11)	<u>mls</u>	<u>4-9-73</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____ _____ _____
(13)	<u>mls</u>	<u>4-9-73</u>	Action recommended: ☒ Approve Priority _____ ☐ Deny Reason for Reduction _____ <u>mls 4-9-73</u> See attached sheet for conditions of approval No conditions for approval
(14)	<u>mls</u>	<u>4-9-73</u>	District <u>Southern</u> By <u>Michael Steel</u> Date <u>4-9-73</u> Title <u>Res Exam</u>

RECEIVED
APR 11

Department of Water Administration
47-7187

RECOMMENDED

CONDITIONS OF APPROVAL

- ☒ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☒ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

47 7187

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
OCT 27 2000
Department of Water Resources
Southern Region

Notice of Security Interest in a Water Right

And Request for Notification of a Change in Ownership or Any Proposed
Or Final Action to Amend, Transfer, or Otherwise Modify a Water Right

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): PLEASE SEE ATTACHEED

RECEIVED

Adjudication Claim No(s): PLEASE SEE ATTACHED

OCT 30 2000

Department of Water Resources

2. The following REQUIRED information must be submitted with this form:

A) Evidence of the security interest. This may be a copy of a DEED of TRUST, MORTGAGE, CONTRACT OF SALE or other legal document indicating your interest in the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

B) A FEE of \$25.00 per water right or adjudication claim.

3. Name and Mailing Address of Person or Company holding Security Interest

MAGIC VALLEY BANK
P.O. BOX 489
TWIN FALLS, ID 83303

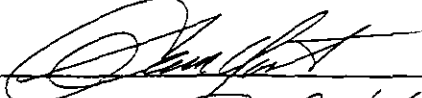
4. Name of Water Right Owner/Claimant(s)

LEO E. & JUDITH K. RAY

5. Expiration Date of Notification Period 10-18-05

6. Is this a Renewal of Request for Notification? ☐ YES ☒ NO

7. Signature(s) (and title if applicable)


Leo E. & Judith K. Ray

For Office Use Only

Received by <u>[Signature]</u>	Date <u>10/27/00</u>	Fee <u>300.00</u>
Receipted by <u>[Signature]</u>	Date <u>10/27/00</u>	Receipt No. <u>5023459</u>
Processed by <u>[Signature]</u>	Date <u>10/27/00</u>	WR <u> </u> Date <u> </u>

PLEASE REFER TO WR FILE 47-07186 FOR SUPPORT DOCUMENTATION

KLT 11-29-00



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 5, 1996

LEO E RAY
FISH BREEDERS OF IDAHO
PO BOX 479
HAGERMAN ID 83332

RE: Transfer of Water Right No. 47-07187

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4817). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR to July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

Enclosure

RECEIVED
OCT 10 1996

MEMORANDUM

TO: FILE NO. 47-07187

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NO. 4817

DATE: September 3, 1996

=====

Transfer No. 4817 was filed to change the point of diversion under Right No. 47-07187. The change is a correction to the right as recorded, no physical change occurs.

Recommended conditions include licensing conditions, future annual reporting and standard transfer conditions.

RECEIVED
OCT 10 1996

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT**

Notice is hereby given that
LEO E. RAY
FISH BREEDERS OF ID
PO BOX 479

HAGERMAN ID 83332 has
applied to the Department
of Water Resources to
change the following
described water right
pursuant to Section 42-222
of IDAHO CODE and
further described as
Transfer No. 4817.

The purpose of this
application is to change the
point of diversion in order
to correct an error on the
license.

Water Right No. 47-07187
with a priority date of
3/14/1973 is to be diverted
within NE1/4SW1/4SW1/4,
S4, T9S, R14E; Twin Falls
County from an unnamed
stream tributary to Snake
River. Water is used from
1/1 to 12/31 for fish
propagation (6.0 cfs) and
recreation.

Any protest against
approval of the proposed
changes must be filed with
the Department of Water
Resources, Southern
Region, 222 Shoshone
Street East, Twin Falls, ID
83301 together with a
protest fee of \$25.00 on or
before May 20, 1996. The
protestant must also send a
copy of the protest to the
applicant.

Karl J. Dreher, Director

Published in the Times
News on 5/2 & 5/9/96.

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } SS.

No. 28213

I, Janita Capps McSwain being first duly sworn upon oath, depose
and say that I am Principal Clerk of the TIMES-NEWS, published daily, at
Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per
clipping attached, was published in the regular and entire issue of said newspaper, and not in any
supplement thereof, for Two consecutive weeks,
commencing with the issue dated May 3, 1996,
and ending with the issue dated May 10, 1996.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho
Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except
Monday, both of which newspapers prior to consolidation had been published under said names in said city and county
continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since
such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said
newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated
as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be
published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each
issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO
COUNTY OF TWIN FALLS

OCT 10 1996

On this 23 day of May in the year of 1996, before me,

a Notary Public, personally appeared Janita Capps McSwain,
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly
sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

*MB.
5/29/96
change pub.
date noted
OK*

Sheva R. Feltman
Notary Public for Idaho
Residing at Twin Falls, Idaho.
My commission expires: 5/19/2000

RECEIVED

MAY 23 1996

**Department of Water Resources
Southern Region**

RECEIVED

OCT 10 1996

NOT POSTAGE GUARANTEED
THE TIMES NEWS LEGAL
132 3RD AVE W
TWIN FALLS, ID 83303

INVOICE NO.		CLASS		BILLING DATE	
02107		0050		04/30/96	
INDEXING TERM <i>THE 4817 (47-7187)</i>					
WATER RIGHT LEO RAY/FISH					
START DATE		TELEPHONE NO.		ORDER NO.	
04/30/96		736-3033		62189	
LINE/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT	
	1	LGL	0.00	OK	
FLAT CHARGE			44.84	MB	
				5/29/96	
PAY THIS AMOUNT			44.84	53.81	
GROSS DUE AFTER 05/14/96					

RECEIVED

MAY 28 1996

Department of Water Resources
Southern Region
PO# LEGAL
CLASSIFIED ADVERTISING INVOICE

RETURN THIS PORTION WITH YOUR REMITTANCE

44.84 53.81
AD # 62189

DEPT WATER RESOURCES
222 SHOSHONE EAST
TWIN FALLS
ID 83301

VISA/MASTERCARD PAYMENT OPTION ON BACK

RECEIVED

OCT 10 1996

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT**

Notice is hereby given that
LEO E. RAY

**FISH BREEDERS OF ID
PO BOX 479**

HAGERMAN ID 83332 has
applied to the Department
of Water Resources to
change the following
described water right
pursuant to Section 42-222
of IDAHO CODE and
further described as
Transfer No. 4817.

The purpose of this
application is to change the
point of diversion in order
to correct an error on the
license.

Water Right No. 47-07187
with a priority date of
3/14/1973 is to be diverted
within NE1/4SW1/4SW1/4,
S4, T9S, R14E; Twin Falls
County from an unnamed
stream tributary to Snake
River. Water is used from
1/1 to 12/31 for fish
propagation (6.0 cfs) and
recreation.

Any protest against
approval of the proposed
changes must be filed with
the Department of Water
Resources, Southern
Region, 222 Shoshone
Street East, Twin Falls, ID
83301 together with a
protest fee of \$25.00 on or
before May 20, 1996. The
protestant must also send a
copy of the protest to the
applicant.

Karl J. Dreher, Director

Published in the Times
News on 5/2 & 5/9/96.

RECEIVED
OCT 1 9 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

April 24, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

TIMES NEWS
PO BOX 548
TWIN FALLS ID 83301

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

Michael

OCT 10 1996

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that LEO E. RAY (FISH BREEDERS OF IDAHO), PO BOX 479; HAGERMAN ID 83332 has applied to the Department of Water Resources to change the following described water right pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4817.

The purpose of this application is to change the point of diversion in order to correct an error on the license.

Water Right No. 47-07187 with a priority date of 3/14/1973 is to be diverted within NE1/4SW1/4SW1/4, S4, T9S, R14E; Twin Falls County from an unnamed stream tributary to Snake River. Water is used from 1/1 to 12/31 for fish propagation (6.0 cfs) and recreation.

Any protest against approval of the proposed changes must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before May 20, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Times News on 5/2 & 5/9/96.

1996 MAY 10 10 10 AM
1996 MAY 10 10 10 AM



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

April 23, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

LEO E RAY
FISH BREEDERS OF IDAHO
PO BOX 479
HAGERMAN ID 83332

Re: Application for Transfer No. 4817 (47-07187)

Dear Mr. Ray:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office has scheduled advertising the application in The Times News for 5/2 and 5/9/96. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Georgia Satterlee L.S.I.T.
Water Resource Agent

GS:mb

22 MARCH 96

TO: FILE MEMO
FROM: GEORGIA SATTERLEE

JS

RE: TRANSFER #47-07187

1. PER JIM STANTON, 20 MARCH 1996, THE LICENSE AND WR PROOF REPORT FOR #47-07187 WERE SUBMITTED INSTEAD OF "PART 2 OF APPLICATION FOR TRANSFER".
2. OVERLAPPING DIVERSION POINTS - SEC 4, T09S, R14E, NESWSW:

A47-02151	5 AC	IRRIGATION
A47-12311	15 AC	IRRIGATION
47-07488	2 AC	IRRIGATION, FISH, DOMESTIC
47-07186		FISH, RECREATION
47-07214		COMMERCIAL, FISH, RECREATION
3. THERE APPEARS TO BE SOME CONFUSION AS TO THE P/D & P/U OF LICENSE 47-07187. PLEASE SEE ATTACHED SHEET, WHICH IS THE REMARKS THAT WERE TAKEN OUT OF #A47-07186. THIS SEEMS TO DIFFUSE SOME OF THE CONFUSION.

RECEIVED

OCT 10 1996

T# 4817

Township 09S Range 14E Section 4
 1/4 of 1/4 Lot Use Acres
 SE SW 8 FISH
 SE SW 16 FISH
 SW SE 8 FISH
 SW SE 17 FISH
 SE SE 8 FISH
 SE SE 17 FISH
 9 NE NE 1 FISH
 NW NE FISH
 NE NW FISH

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A47-07488, 07198, 07214, 07187

14. Remarks:

THE WATER DIVERTED FROM THE UNNAMED STREAMS FLOW MAINLY FROM SEEPAGE AND WASTE WATER WHICH COLLECTS IN THE CHANNELS. THERE APPEARS TO BE SOME CONFUSION AS TO THE P/D & P/U OF LIC. 47-07186 & 47-07187; THE LARGER FLOW RATE (6.0 CFS) SHOULD BE FROM THE NORTHERN STREAM WHILE THE LOWER FLOW RATE (4.0 CFS) SHOULD BE FROM THE SOUTHERN STREAM. BOTH STREAMS AFTER BEING DIVERTED ARE COMINGLED WITH HOT WATER AND SERVE SEVERAL SETS OF PONDS BEFORE BEING DISCHARGED INTO THE SNAKE RIVER. THERE IS APPROX. 40 ACRES SURFACE AREA IN PONDS OR RACEWAYS WHICH ARE USED FOR RAISING FISH. ALTHOUGH THESE FISH FILINGS ARE NORMALLY CONSIDERED NONCONSUMPTIVE THESE CLAIMS ARE INTENDED TO INCLUDE SUFFICIENT MAKEUP WATER TO COVER THE WATER LOST DUE TO EVAPORATION, SEEPAGE, ECT. FROM THE ENTIRE FISH FACILITY.

ADDRESS CHANGE MADE 2-6-95 BY TLB.

15. Basis of Claim: LICENSE

16. Signature(s)

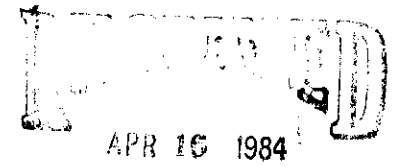
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

DEPARTMENT OF WATER RESOURCES
STATE POLICE
BOISE, IDAHO 83720



*order
get him
8-11-84*



Department of Water Resources

Return to Sender
*MR. Ray has not lived at
this address for 8 years
he resides in Buhl,
Idaho*

~~Leo E. Ray
2194 Alta Vista Drive
Twin Falls, ID 83301~~

RAY 94 111229N1 04/12/84

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

April 6, 1983

RE: Permit No. 47-7187

Leo E. Ray
2194 Alta Vista Drive
Twin Falls, ID 83301

Dear Mr. Ray:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

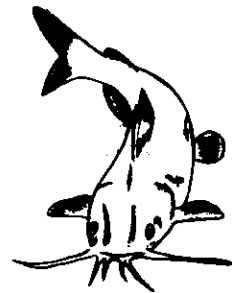
JIM JOHNSON
Water Distribution Supervisor

JJ:sc
Enclosures

MAIL ROOM

Glen

Fish Breeders of Idaho, Inc.



RECEIVED

FEB 7 1984

David R. Tuthill, Jr., P.E.
Supervisor, Water Allocation Section
Statehouse
Boise, Idaho 83720

Department of Water Resources

Dear Mr. Tuthill:

This letter is in response to your letter of December 6, 1983 regarding Permit No. 47-7187.

Six second feet is the flow rate required in my operation. During the summer months this water is 70 degree to 75 degree F. This is mixed with six second feet of 90 degree F to 95 degree F water to obtain 78 degree F to 82 degree F water. We raise 20,000 pounds to 25,000 pounds of fish per second foot of water on the water.

Sincerely,

Leo E. Ray
Leo E. Ray
President

LER:gs

MICROFILM





State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

December 6, 1983

Leo E. Ray
Rt. 3
Box 234
Buhl, ID 83316

RE: Permit No. 47-7187

Dear Mr. Ray:

This office is currently in the process of reviewing the above referenced permit prior to licensing. Based on the information in the file, one informational category is incomplete. At this time we lack information concerning the extent of beneficial use of the waters which you divert from the unnamed stream identified in your permit.

During our field examinations of this water right, we have measured 11.7 cfs as the rate of flow diverted from the unnamed stream for your use. This rate of flow is in excess of the 6.0 cfs identified as a rate of flow required on the permit. The question at this point is, what is the minimum rate of flow required to satisfy your existing beneficial use?

Because there are many trout hatcheries and commercial trout production units in Idaho, we have some guide lines regarding the rate of flow required to produce certain amounts of fish. However, similar information related to rates of flow required for the production of catfish is not available in this office. Please provide to this office any data that you have regarding the required rates of flow for your fish propagation operation. This information should be supplied no later than January 15, 1984, to allow our final processing actions in the development of your water right license. If you have questions about this matter feel free to contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:ns

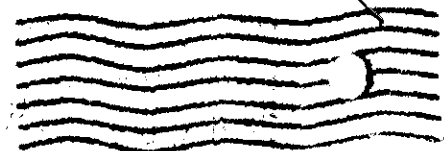
MICROFILMED

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

UNDELIVERABLE

Return to Sender

This party has not
at this address lived
8 years moved to Buhl, Idaho



RECEIVED

NOV 29 1983

Department of Water Resources

Leo E. Ray

~~2104~~
~~74~~



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 15, 1983

Leo E. Ray
2194 Alta Vista Dr.
Twin Falls, ID 83301

RE: Permit No. 47-7187

Dear Mr. Ray:

This office is currently in the process of reviewing the above referenced permit prior to licensing. Based on the information in the file, one informational category is incomplete. At this time we lack information concerning the extent of beneficial use of the waters which you divert from the unnamed stream identified in your permit.

During our field examinations of this water right, we have measured 11.7 cfs as the rate of flow diverted from the unnamed stream for your use. This rate of flow is in excess of the 6.0 cfs identified as a rate of flow required on the permit. The question at this point is, what is the minimum rate of flow required to satisfy your existing beneficial use?

Because there are many trout hatcheries and commercial trout production units in Idaho, we have some guide lines regarding the rate of flow required to produce certain amounts of fish. However, similar information related to rates of flow required for the production of catfish is not available in this office. Please provide to this office any data that you have regarding the required rates of flow for your fish propagation operation. This information should be supplied no later than December 15, 1983, to allow our final processing actions in the development of your water right license. If you have questions about this matter feel free to contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:ns

RECEIVED
NOV 17 1983



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

MEMORANDUM

TO: Glen Saxton

FROM: Dave Tuthill *DT*

DATE: November 2, 1983

RE: 47-7187

Pursuant to your request I have reviewed the above numbered permit with respect to beneficial use of requested flow. Based on this review I have found the following facts:

- The field examination that was conducted on 11/19/1981 by Gary Funderberg identified little information about the extent of beneficial use of the measured flows. The field report was returned to the regional office. A small amount of additional information regarding the beneficial use of water was added.
- The point of diversion of the permit is located in the central portion of the Banbury Hot Springs Ground Water Management Area. This is an area of great concern with respect to hot water flows.
- Other rights with points of diversion near those identified on the permit are highlighted on the attached pages. Note that although many water rights are in the process of development in the area, most have point of diversion of groundwater. There were no nearby junior water rights found with source the same as on the permit.

Based on these facts, there would currently be no negative practical impact of licensing the permit for the full amount requested. However, licensing the permit for more water than is beneficially used may unnecessarily preclude appropriation of a portion of the available flow by another party.

Therefore, I recommend that the Department require the permit holder to provide evidence showing how much is actually required for the existing beneficial uses, and that the rate of flow on the license be limited accordingly.

Table with 14 columns: TRACT, RING, SEC, TRACT LOT, RIGHTS, STREAM, INDEX, PRIORITY, DATE, SOURCE, LOG, QAN, LAST NAME. Includes handwritten notes: 'POOR QUALITY ORIGINAL' and 'N11'.

Table with 14 columns: TRACT, RING, SEC, TRACT LOT, RIGHTS, STREAM, INDEX, PRIORITY, DATE, SOURCE, LOG, QAN, LAST NAME. Includes handwritten notes: 'NORTH OF RIVER', 'DIFFERENT SPRINGS', 'RAY', 'Permit in for Licensing', and 'S 1/2 Sec 9'.

Table with 14 columns: TRACT, RING, SEC, TRACT LOT, RIGHTS, STREAM, INDEX, PRIORITY, DATE, SOURCE, LOG, QAN, LAST NAME. Includes handwritten notes: 'N11'.

10/12/2014 3:01

WATER RIGHTS BY POINT OF DIVERSION

01/04/03

Figure 4

2

011

41. 44. 43

PAGE 2521

HR 20

WATER RIGHTS BY POINT OF DIVERSION

01/19/03

PAGE 256

47-38

7 JAN 1965	1000
055	1 SE

$N \frac{1}{2}$ S. 9

11

[illegible][illegible]

INTER-DEPARTMENT MEMO — 1

DATE 9-21-83

FROM

TO

SUBJECT

Do not
film
this
memo

- I have reviewed this file.

- If we were to limit the rate for fish propog or other uses, it would have been easier to do when the permit was issued.

- You suggested requesting production records. Permit shows that "fee fishing" was proposed.

- We could put a general cond. on license something like "The amt of water diverted under this lic when considered together w/ all other rts for the same use shall not exceed that determined to be beneficially used." (OVER)

SIGNATURE

do both
accommodate
11/9

or
We could hold issuance of license
pending the outcome of our proposed
data gathering effort in the Banbury
G.W. Trgt Area.

VJ

MEMORANDUM

RECEIVED

MAR 2 1981

Department of Water Resources
Southern District Office

TO: Loren Holmes

FROM: Dave Tuthill *DVT*

DATE: February 24, 1981

RE: Field Exam for 47-7186⁶⁷

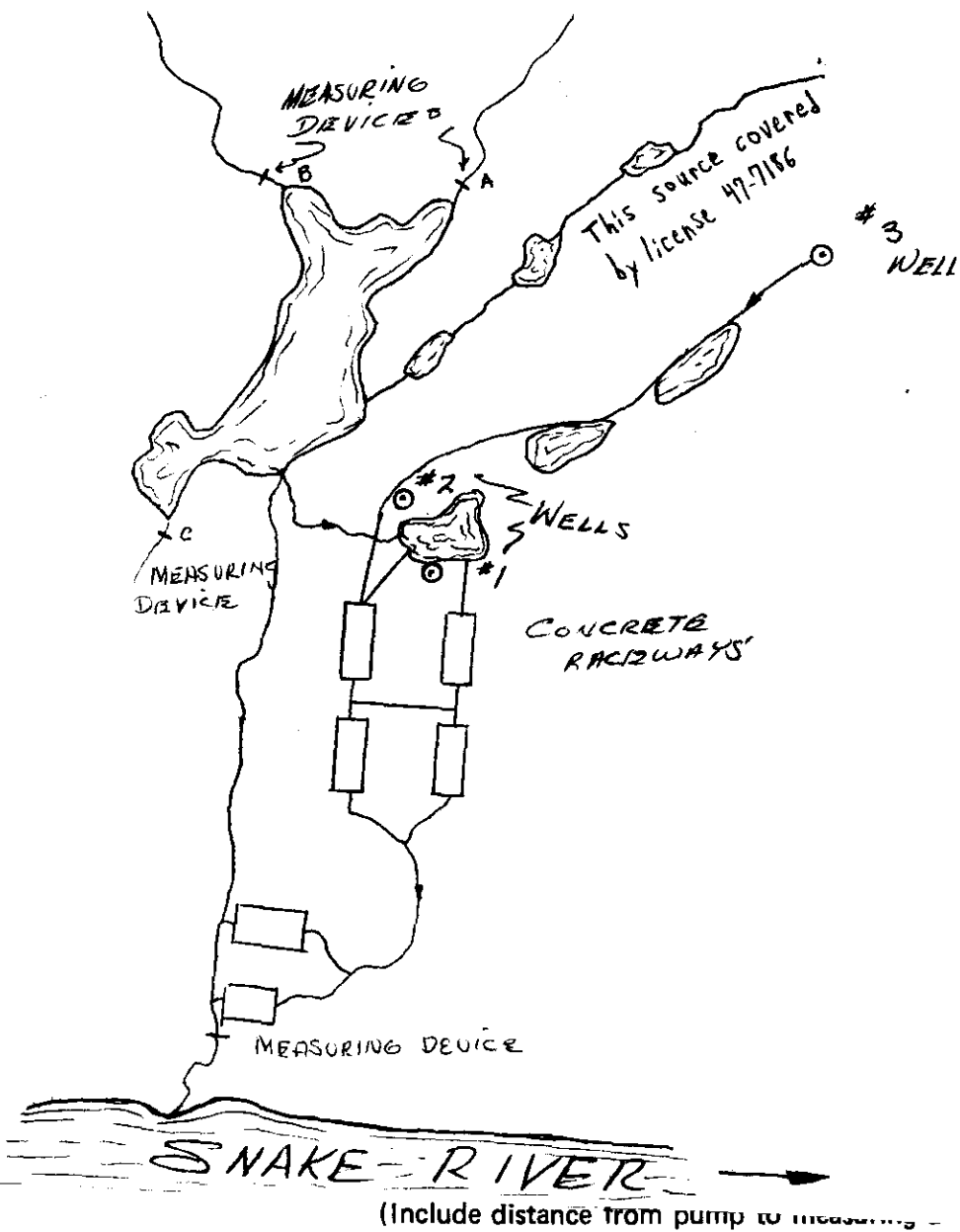
Norm Young has requested that this permit be re-examined, with greater attention to the following details:

- 1) The source is listed as unnamed stream. Could it be shown as unnamed springs, to correspond with License No. 47-7186? *No - different source per exam*
- 2) Is there any water right associated with the hot well, which apparently is flowing and used within the system but is not a part of 47-7186? Is the well controlled? *yes (Value)*
- 3) *yes - other rights* Is there any commercial use? The field exam refers to a 2" pipeline used to convey water from the springs to the processing plant. *No*
- 4) Is there any recreation use? Is 6.0 cfs necessary for the recreation use?
- 5) Is there any evidence that the system is actually used for fish propagation? For example, did the examiner view fish in the ponds? *yes - there is several lbs of fish present -*

Please have someone conduct the re-exam soon if possible, since the license is prepared to issue.

RECEIVED

APR 9 1982
Department of Water Resources



Point(s) of diversion: NE 1/4 NW 1/4, Sec 9 T9S R14E

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NEX	NW%	SW%	SEX	NEX	NW%	SW%	SEX	NEX	NW%	SW%	SEX	NEX	NW%	SW%	SEX	
9S	14E	4												X				X	
		9					X												

Recommended Amendments:

- ☒ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☐ None
☐ Other

Examiner's Signature

Larry J. Underburg

Checked by

John E. Stanton

Approved by

John E. Stanton

Date 11-20-1981

Date 1-6-82

Date 8-15-83

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

MICROFILMED

Point(s) of diversion: NE 1/4 NW 1/4, Sec 9 T9S R14E

Place(s) of Use

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	
9S	14E	4												X			X		
		9					X												

Recommended Amendments:

- ☒ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☐ None
☐ Other

Examiner's Signature

Checked by

Approved by

Larry J. Lunderburg
Edenton
Ray

Date 11-20-1981

Date 1-6-82

Date 8-15-83

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED
APR 9 1982
Department of Water Resources
47-7187
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	12-8-1976	AS	
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 11-19-81 Accompanied by Leo RAY Total Q measured 11.70 CFS
If source is surface water, estimate total flow of source ✓
Methods of measurement WEIRS Meets Permit requirements? ✓

INLET READINGS

(3) Stream Reading

- (a) 1.11 c.f.s. = .31 - 2' crest, standard rectangular weir
(b) 4.73 c.f.s. = .51 - 4' crest, standard rectangular weir
(c) 5.86 c.f.s. = .59 - 4' crest, standard rectangular weir
11.70 c.f.s. - CAPACITY Allow 6.0 cfs as per permit

(1) Well (Hot Water)

3.18 c.f.s. = 1000 gal/42 sec. Badger meter
Stream Readings 11.70 c.f.s. + Hot Water Well Reading 3.18 c.f.s. = 14.88 c.f.s

Outlet Measuring device Reading

- (1) 11.4 c.f.s. = .93 - 4' crest standard rectangular weir

Hot water and stream water is co-mingled into a pond where the cold water is used to cool the hot water. A large steel pipe conveys the water to the fish race ways. When the water leaves the race ways it is measured thru a rectangular weir and discharged into the Snake River.

USE

FISH PROPAGATION
RECREATION

Q (cfs)

6.0 CFS

V (af/ft)

40.0 ACFt

FROM

JAN 1

TO

Dec. 31

Total

6.0 CFS 40.0 ACFt

Remarks RECREATION SHOULD BE AMENDED TO A VOLUME INSTEAD OF A RATE OF FLOW. THIS IS A SMALL RESERVOIR WHICH IS USED TO COLLECT THE COLD WATER FOR THE USE OF COOLING THE HOT WATER FOR THE FISH PROPAGATION. 40.0 ACFt SEE DAM # 47-7186 some of this water is from the SPRINGS UNDER WATER Permit # 47-7186 feed the same ponds. Source for 47-7187 is 3 unnamed streams containing seepage, wastewater, etc. Hot wells are covered by several other filings. No commercial use. Recreation use is fishing & duck hunting.

MICROFILMED

FROM Dave Tutthill

DATE 9/8/82

TO Loren Holmes

SUBJECT 47-7187 (see attached memo)

Have your people had a chance to re-examine this one?

If not, plz place some priority on this one so we can clear it from our callup roster.

Thanks, Dave

SIGNATURE

MEMORANDUM

TO: Loren Holmes

FROM: Dave Tuthill *DET*

DATE: February 24, 1981

RE: Field Exam for 47-7186

Norm Young has requested that this permit be re-examined, with greater attention to the following details:

- 1) The source is listed as unnamed stream. Could it be shown as unnamed springs, to correspond with License No. 47-7186?
- 2) Is there any water right associated with the hot well, which apparently is flowing and used within the system but is not a part of 47-7186? Is the well controlled?
- 3) Is there any commercial use? The field exam refers to a 2" pipeline used to convey water from the springs to the processing plant.
- 4) Is there any recreation use? Is 6.0 cfs necessary for the recreation use?
- 5) Is there any evidence that the system is actually used for fish propagation? For example, did the examiner view fish in the ponds?

Please have someone conduct the re-exam soon if possible, since the license is prepared to issue.

Requested Response on 6-21-82

DET

MICROFILMED

3/79

IDENT. NO. 47-7187

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

**WATER RIGHT
DATA ENTRY LOG**

[illegible]

May 7, 1976

Re: 47-7187, 47-7186

Lee E. Ray
2194 Alta Vista Drive
Twin Falls, ID 83301

Dear Mr. Ray:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our District Office in Twin Falls

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

Identification No. _____

Permit No. 47-7187

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

APR 28 1976

Department of Water Resources
Southern District Office

okj

1. a) Name of Permit Holder Leo E. Ray
b) Post Office Address 2194 Alta Vista Drive, Twin Falls, Idaho 83301
2. Permit Number 47-7187
3. Date of Priority that you are prepared to establish March 14, 1973
4. a) Source from which water was appropriated Unnamed Stream
b) Location of the point of diversion: SW ¼ SW ¼, Section 4
Township 9S, Range 14E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 6.0 cfs for Fish Propagation purposes from January 1 to December 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 6.0 cfs for Commercial purposes from January 1 to December 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 6.0 cfs for Recreation purposes from January 1 to December 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 6.0 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Leo Ray
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works:

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) developed springs witch water runs to fish ponds and raceways

b) Describe the type and size of measuring device which you have installed at your point of diversion: 90° V-Notch weir, cipolletti weir 4'

c) Give well driller's name and address and the date the well was completed:

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Fish propagation, recreation & commercial.

5-7-76

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	14E	4												X			X		
		9					X												

Total number of acres irrigated _____

10. Remarks: _____

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

4/28/76
(Date)

Leo E Ray
(Signature)

State of Idaho)
County of Twin Falls) ss.

On this 28th day of April, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Carol E. Clough
Notary Public residing at Twin Falls, Idaho

My commission expires 8-19-76

March 1, 1976

CERTIFIED MAIL

138371

*Returned Card filed in
#47-7186*

Re: Permit No. 47-7186, 47-7187

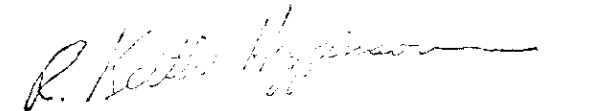
Leo E. Ray
2194 Alta Vista Dr.
Twin Falls, Idaho 83301

Dear Mr. Ray:

One of the conditions of approval of your water Permit No. 47-7186, 47-7187 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before May 1, 1976. Enclosed is an affidavit form which must 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 affidavit 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

June 20, 1973

Re: Permit No. 47-7187

Leo E. Ray
2194 Alta Vista Dr.
Twin Falls, Idaho 83301

Dear Mr. Ray:

Enclosed please find a copy of the approved application for amendment in connection with the above referenced permit.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:jc
Enclosure
cc: Southern District Office

47 7187

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215

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

June 8, 1973

Re: Permit No.'s 47-7186 & 47-7187

Leo E. Ray
2194 Alta Vista Dr.
Twin Falls, Idaho 83301

Dear Mr. Ray:

Enclosed please find copies of the approved applications for amendment in connection with the above referenced permits.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

jc
Enclosures

47 7187

April 20, 1973

Re. Permit No.: 47-7187

Leo E. Ray
2194 Alta Vista Drive
Twin Falls, Idaho 83301

Dear Mr. Ray:

Enclosed is a copy of your approved Application for Permit No. 47-7187 . We direct your attention to the conditions of approval as listed on the fourth page.

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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

17 7187

March 15, 1973

RE: Application Nos. 47-7186 & 47-7187 - Leo E. Ray

Robert Bell
Idaho Fish and Game Department
P. O. Box 138
Jerome, ID 83338

Dear Bob:

We are enclosing a copy of the above referenced applications for permit, which may be of interest to your agency.

Please review the applications and if you have any comments, please submit them to our Department as soon as possible.

We normally complete the processing of an application within a six (6) week period and we are required to take final action shortly thereafter.

If we may be of any assistance to you in the meantime, please do not hesitate to contact this Department.

Sincerely,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

47 7187

March 15, 1973

RE: Application Nos. 47-7184 - David Kinyon
47-7185 - David Kinyon
47-7186 - Leo E. Ray
47-7187 - Leo E. Ray

Dani Herald
P. O. Box 312
Burlington, NC 28616

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,

Bob Haynes
District Engineer
Southern District

BH:alw

Bill submitted 4-6-73 by alw

Enc. Legal Notices (4)

47-7187

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Leo E. Ray,
2194 Alta Vista Drive, Twin Falls, ID
has on March 14, 1973 submitted Application No. 47-7187
for a permit to appropriate 6.0 cubic feet per second XXXX XXXX XXX XXXXX
of water from seep water, tributary of Snake River
by means of concrete headgates, dirt ditches to raceways
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 9S, R. 14E, B.M., Twin Falls County
to be used from Jan. 1 to Dec. 31
for fish propagation, recreation, and commercial purposes
within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 9S, R. 14E, 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 Boulevard North, Twin Falls, Idaho, 83301 on or before April 9, 1973.

R. KEITH HIGGINSON

Director

Published in the Buhl Herald, Buhl, ID
on March 22 and March 29, 1973

47 7187

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Leo E. Ray, 2194 Alta Vista Drive, Twin Falls, Idaho, has on March 14, 1973, submitted Application No. 47-7187 for a permit to appropriate 6.0 cubic feet per second of water from seep water, tributary of Snake River by means of concrete headgates, dirt ditches to raceways within the SW¹/₄, SW¹/₄, Sec. 4, T. 9S, R. 14E, B.M. Twin Falls County to be used from Jan. 1 to Dec. 31 for fish propagation, recreation, and commercial purposes within the NE¹/₄, NW¹/₄, Sec. 9; SE¹/₄, SW¹/₄, Sec. 4, T. 9S, R. 14E, 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 Boulevard North, Twin Falls, Idaho, 83301 on or before April 9, 1973.

R. KEITH HIGGINSON
Director

Published in the Buhl Herald, Buhl, Idaho, on March 22, and March 29, 1973. *OK*
(11t2) *alw* 3-20-73

47 7187