

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

[illegible]

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.

Virgil R. Schultz
(Applicant)

47 7163

AFFIDAVIT of PUBLICATION

RECEIVED

DEC 18 1972

Department of Water Administration
Southern District Office

STATE OF IDAHO
County of Twin Falls

} ss.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Virgil R. Schultz, Route 2, Buhl, Idaho, has on Nov. 21, 1972 submitted Application No. 47-7163 for a permit to appropriate 5.0 cubic feet per second of water from seepage water by means of pipeline within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 10S, R. 14E, B. M., Twin Falls County to be used from Jan. 1 to Dec. 31, for fish propagation within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 10S, 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 Dec. 18, 1972.

R. KEITH HIGGINSON
Director

Published in the Buhl Herald, Buhl, Idaho, on Nov. 30 and Dec. 7, 1972.
(47t2)

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 30th day of November, 1972, and the last publication having been made on the 7th day of December, 1972; 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
8th day of December, 1972.

Edgar J. [Signature]
Notary Public.

Buhl, Idaho
Residing at

January 1, 1973 2-18-75
My Commission Expires

47 7163

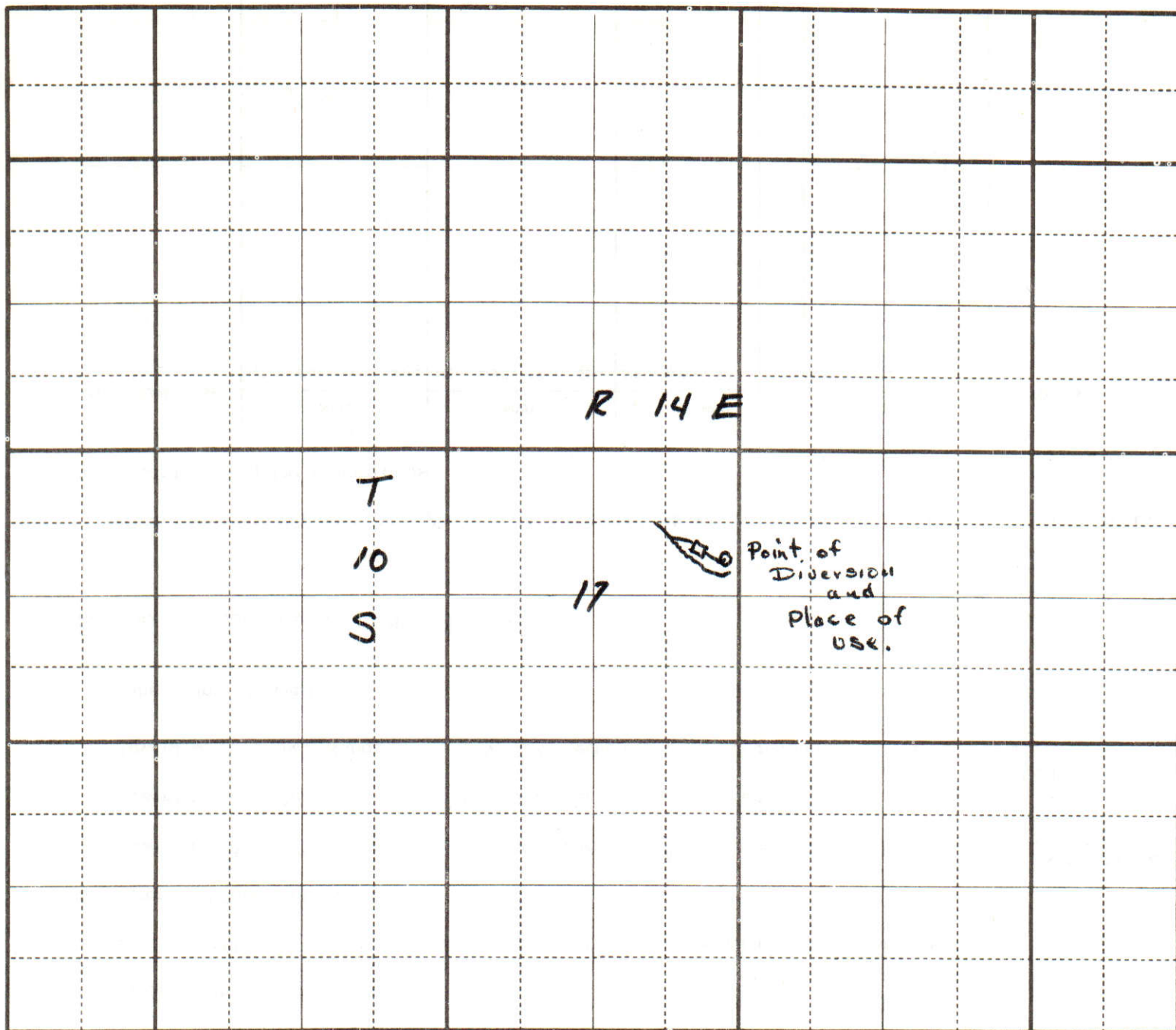
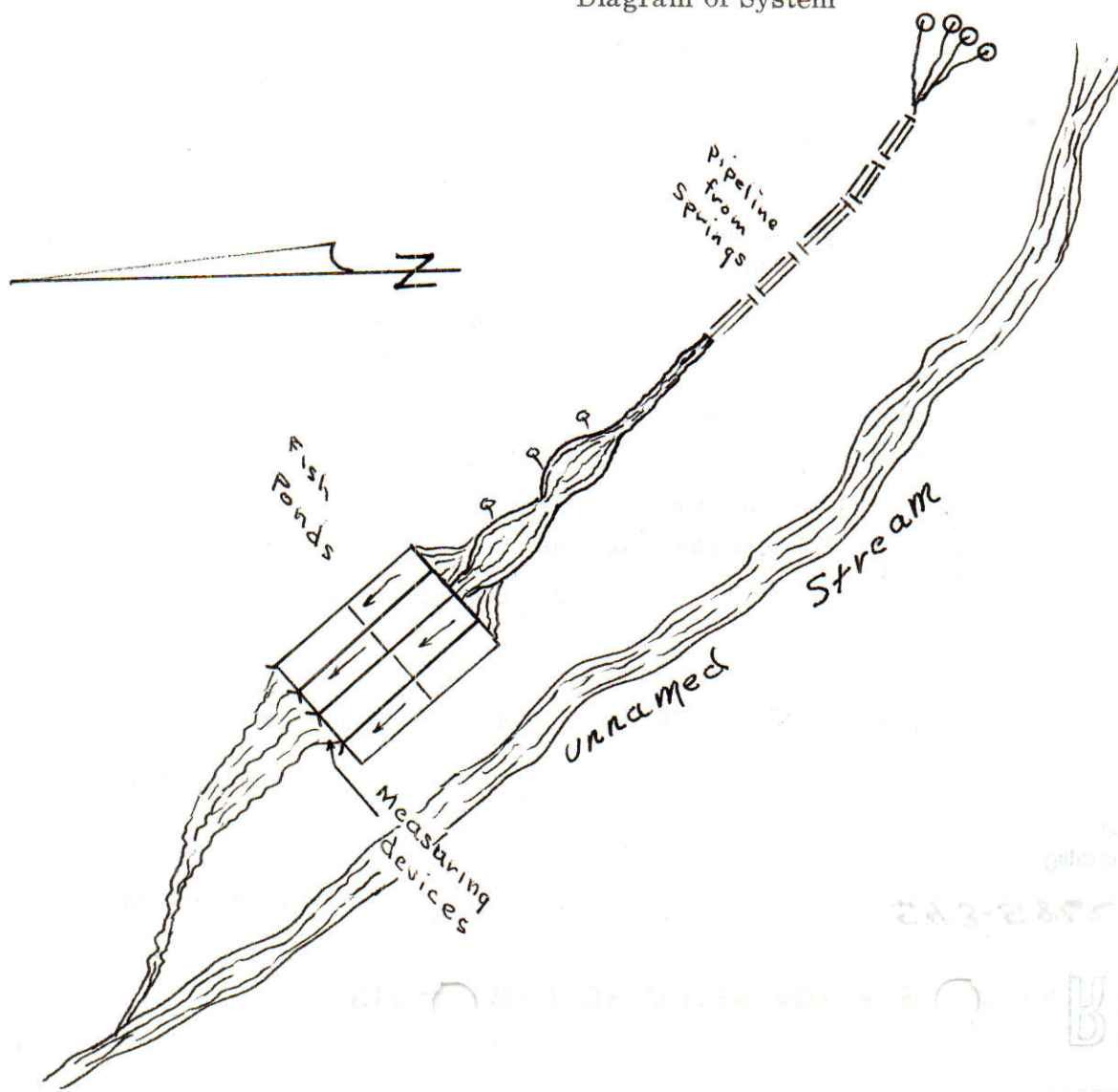


Diagram of System



U.S. DEPARTMENT OF AGRICULTURE
BUREAU OF RECLAMATION

243-2855 JUN 26 1951

RECEIVED

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 47-7163 Priority Nov. 21, 1972 Amount 4.19 cfs

THIS IS TO CERTIFY, that VIRGIL R. SCHULTZ
of Buhl, Idaho, has complied with the terms and conditions of Permit
No. 47-7163 issued pursuant to Application for Permit dated November 21, 1972,
and has submitted proof to the Department of Water Administration on January 25, 1974,
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 4.19 cfs of water from seepage water,
tributary to Salmon Falls Creek, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Fish	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>4.19</u> cfs and	<u>3,028</u> acre feet
Propagation	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 4.19 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 is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3,028 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17,
Twp. 10 S, Rge. 14 E, 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 $\frac{1}{4}$				SE $\frac{1}{4}$				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 $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10 S	14 E	17				X													

Total number of acres irrigated _____

A measuring device of a type approved by this Department shall be permanently
maintained at the point of effluent discharge.

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, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of
April, 19 74.

Director

47-7163

Identification No. _____

Application No. 47-7163

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

LICENSE ISSUED FOR 4.19 SEC. FT.
LICENSE PAGE NO. _____

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

1. Name of applicant Virgil R. Schultz
post office address Route 2, Buhl, Idaho 83316
2. Source of water supply Seepage water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 17 Township 10S
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 _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 5.0 for Fish Prop. purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 5.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pipeline to ponds

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 1 years.
b. Estimated construction cost is \$ 5000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 17 Township 10S
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: Fish prop.

47-7163

Sec 17

105 14E

x

Virgil R. Schultz
(Applicant)

47 7163

~~Proposed~~ Priority 11/21/1972

47 7163

Received by RA Date 11-21-72 Time 11:00AM
Preliminary check by RA Fee \$ 65.00 # 9474
Receipted by alw Date 11-21-72
RA Publication prepared by alw Date 11-22-72
Published in Buhl Herald, Buhl, ID
Publication dates 11-30 & 12-7-72
Publication approved alw Date 12-18-72
Priority reduced to XXXXXX 11-21-72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for (approval) denial by D JDF

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. 47-7163, 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 February 1, 19 74.
- c. Other: 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.
Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
The permit shall not be assigned or sold without first securing the
~~2. Denial of said application is for the following reasons: written approval of the Department of Water Administration.~~

Witness my hand this 3rd day of January, 19 73.

R. Karl Hjort
Director

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING	)	
	)	
DEVICE REQUIREMENT AT THE POINT OF DIVERSION	)	
	)	
ONLY IN CONNECTION WITH PERMIT NO. 47-7163	)	ORDER
	)	
IN THE NAME OF VIRGIL R. SCHULTZ	)	
	)	

WHEREAS, on November 21, 1972, Virgil R. Schultz applied to the Department of Water Administration for a permit to appropriate 5.0 cubic feet per second of water from seepage water to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Twp. 10S, Rge. 14E, B.M., Twin Falls County, to be used for fish propagation purposes; and,

WHEREAS, on January 3, 1973, the Department approved said application and issued Permit No. 47-7163 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before February 1, 1974, and that measuring devices of a type approved by this Department be permanently installed and maintained at the point of diversion and the point of effluent discharge; and,

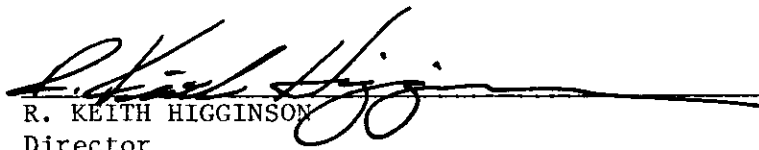
WHEREAS, on January 25, 1974, the Department received the required proof of beneficial use; and,

WHEREAS, on February 27, 1974, the permit holder submitted a request that the measuring device requirement be removed at the point of diversion; and,

WHEREAS, it has been determined by the Department that the permit holder has shown just cause to relieve the measuring device requirement at the point of diversion;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval of Permit No. 47-7163 that a measuring device be installed at the point of diversion is REMOVED. The permit holder should be aware, however, that the Department will require a measuring device to be installed and maintained at the point of effluent discharge.

Dated this 29 day of March, 1974.


R. KEITH HIGGINSON
Director

BDF:JC

47 7163

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

- (1) _____ Application No. 47-7163 Name Virgil R. Schultz
- (2) RAH 11-21-72 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) RAH 11-21-72 In form for advertising _____
- (6) RLW 12-18-72 Affidavit of Publication received _____
- (7) _____ Final date for protests 12-18-72
Protests received: yes _____ no ✓
- (8) _____ Date and Place of hearing _____
Decision reached at hearing _____
- (9) _____ Located within Water District No. _____
- (10) _____ Critical groundwater area: yes _____ no _____
- (11) _____ Groundwater levels:
☐ Decline (comment) _____
☐ Stable (comment) _____
☐ Increasing (comment) _____
- (12) _____ Comments: _____
- (13) RAH 12-18-72 Action recommended:
☒ Approve Priority 11-21-72
☐ Deny Reason for Reduction _____
RAH 12-18-72 See attached sheet for conditions of approval
No conditions for approval
- (14) _____ District Southern By Bob Haynes
Date 12-18-72 Title Sub Engr

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.

D ☒ 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.

D ☒ 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.

D ☒ 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: _____

AFFIDAVIT of PUBLICATION

RECEIVED

DEC 14 1972

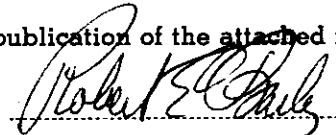
State of Idaho, Twin Falls County
County Clerk's Office

STATE OF IDAHO
County of Twin Falls

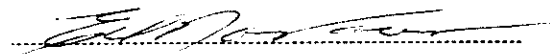
ss.

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 30th day of November, 1972, and the last publication having been made on the 7th day of December, 1972; 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.



Subscribed and sworn to before me this
8th day of December, 1972


Notary Public.

Buhl, Idaho
Residing at

January 1, 1973 - 2-18-75
My Commission Expires

47 7163

April 22, 1974

Re: Permit No. 47-7163

Virgil R. Schultz
Route #2
Buhl, Idaho 83316

Dear Mr. Schultz:

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

Sincerely,

BOBBY D. FLEENOR
Assitant Director

ta

Enclosure

April 1, 1974

Virgil R. Schultz
Route 2
Buhl, Idaho 83316

Dear Mr. Schultz:

A representative of this Department has made an examination of the works covered by your Permit No. 47-7163 and has found the following:

Quantity of water diverted: 4.19 cfs ~~Source: Seepage water~~

Amount of water that can be recognized as beneficially used under Idaho law: 4.19 cfs

The maximum quantity diverted shall not exceed 3,028 acre feet per year.

Beneficial use: ~~For fish propagation within the SE 1/4 NE 1/4, Sec. 17, Twp. 10 S, Rge. 14 E~~

Point of diversion: SE 1/4 NE 1/4, Sec. 17, Twp. 10 S, Rge. 14 E, B.M.

Priority date established: November 21, 1972

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

47-7163

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

1. Name of permit holder Virgil R. Schultz 543-5862 JAN 29 1974
Post office address Route #2, Buhl, Idaho 83316 Department of Water Administration
Southern District Office
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ seepage water
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 5.0 c.f.s. for fish propagation
_____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 47-7163
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 5.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 10S N/S, Range 14E E/W, B.M., Section 17, Subdivision SE $\frac{1}{4}$ NE $\frac{1}{4}$, Twin Falls
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: Open ditch.

Measuring device required: yes ☒ no ☐ Required at pt. of diversion & effluent discharge.

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				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 $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10S	14E	17				X													

47-7163

TOTAL ACREAGE

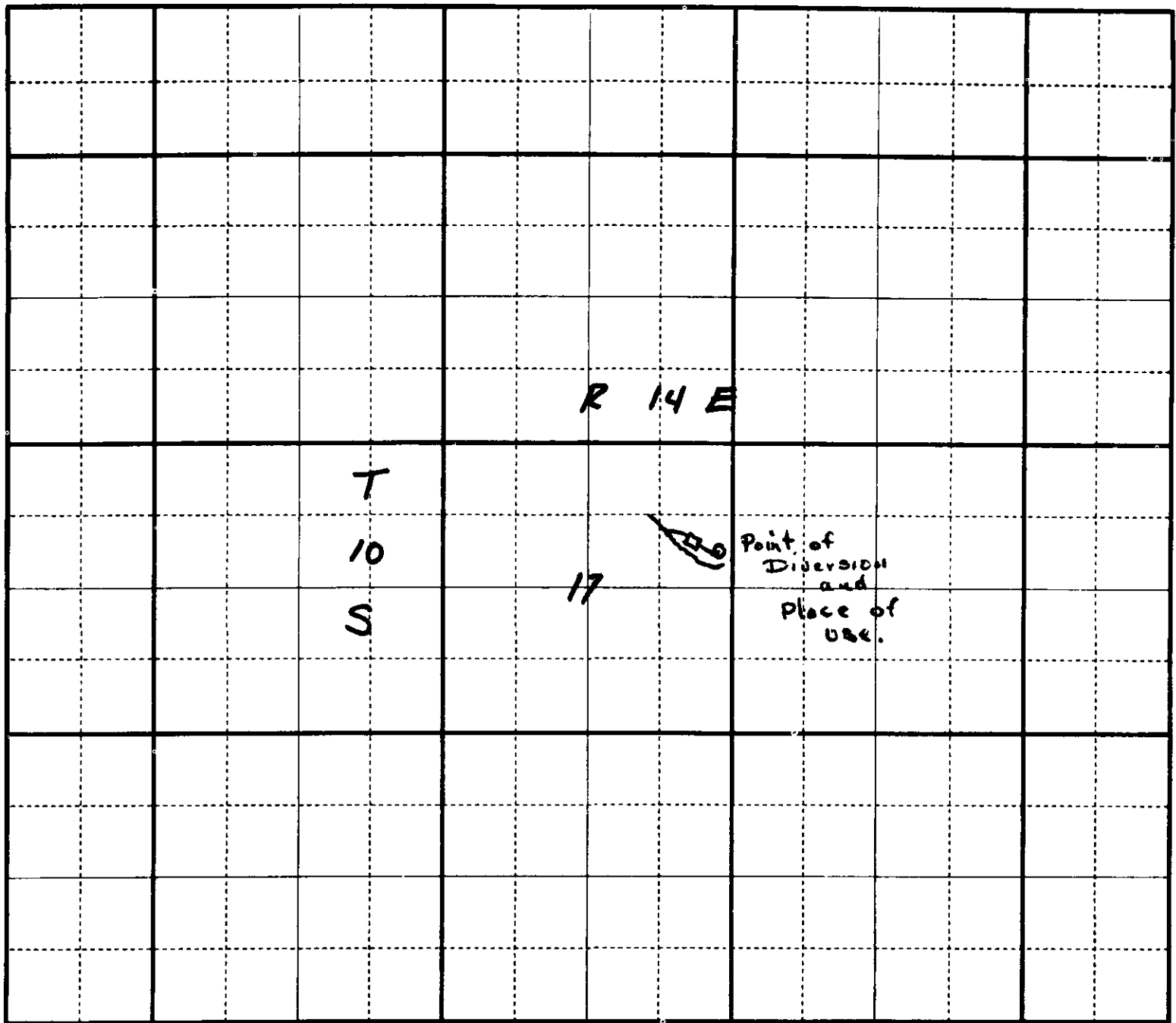
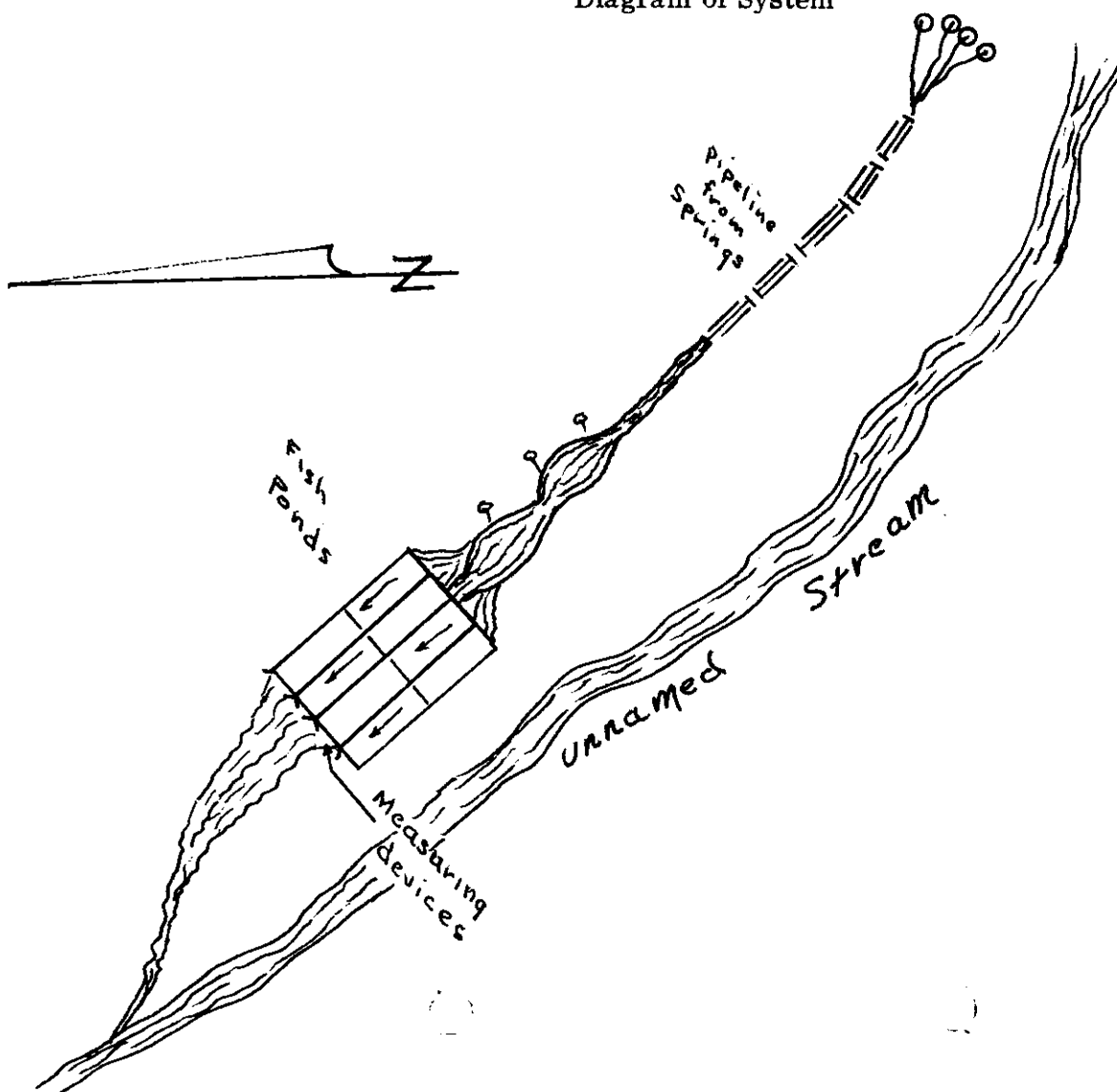


Diagram of System



DATE OF EXAM 2-13-74

ACREAGE
Found No
Recommended No

Irrigation Requirement No Ac Ft/Ac

USE
Irrigation Q = No c.f.s. V = No AF/Ann. from No to No
Domestic Q = No c.f.s. V = No AF/Ann. from No to No
Livestock Q = No c.f.s. V = No AF/Ann. from No to No
Fish Propagation Q = 4.19 Cfs. V = 3028.11 AF/Ann from Jan. 1 to Dec. 31

Is water co-mingled? yes no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 4.19 cfs. Method of measurement (3) Cipolletti Weirs and staff gage
Total Q recommended 4.19 cfs. Meter No. No Type ☒ Condition NEW
Total V recommended 3028.11 AF/Ann.

Recommended Amendments:

P.D. OK
Place of Use OK
Other OK
None OK

MEASUREMENT CALCULATION:

Q = 4.19 cfs. - 3 Cipolletti Weirs
a. Staff Reading .15 @ 4' crest = .782 Cfs.
b. Staff Reading .20 @ 4' crest = 1.20 Cfs.
c. Staff Reading .30 @ 4' crest = 2.21 Cfs.
Total = 4.192 Cfs.
V = 3028.11 AF/Ann. (1.98 AcFt) (365 days) (4.19 Cfs.)

SYSTEM DESCRIPTION:

Seep water runs into a steel Culvert which conveys the water to the fish ponds. Water is measured at the outlets only because water is picked up all along the upper ponds.

REMARKS:

a letter asking for a waiver of inlet measuring devices has been submitted to Boise according to Mr. Virgil R. Schultz.

Examiner's Signature Sandy Lundberg Date 2-15-74
Checked by Michael Steel Date 2-21-74
Approved by _____ Date _____

47-7163

March 6, 1974

Re: Permit No. 47-7163

Virgil R. Schultz
Route #2
Buhl, ID 83316

Dear Mr. Schultz:

Enclosed is an Order which removes the measuring device requirement at the inlet works only in connection with the above referenced permit. The Department will, however, require a measuring device to be installed and maintained at the point of effluent discharge.

If you have any questions concerning this matter, please do not hesitate to contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC
Enclosure

47 7163

21 Feb 1974
Buhl, Idaho

Re: Permit No. 47-7163

State of Idaho
Department of Water Administration
Statehouse-annex 2
Bosie, Idaho 83707

P
RECEIVED

FEB 27 1974

Dear Sirs:

Department of Water Administration

Request that the requirement be waived for a measuring device at the point of diversion on permit no. 47-7163. Gary Sunderburg of your Twin Falls office has made a field inspection and has determined that there is no effluent usage between point of diversion and point of discharge.


Virgil R. Schultz
Rt 2
Buhl, Idaho 83316

47 7163

January 28, 1974

Re: Permit No. 47-7163

Virgil R. Schultz
Route #2
Buhl, Idaho 83316

Dear Mr. Schultz:

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 concerning the field exam, please contact our Southern District Office at 1041 Blue Lakes Blvd., North, Twin Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

7 7163

Identification No. _____

Permit No. 47-7163

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
JAN 25 1974
Department of Water Administration

1. a) Name of Permit Holder Virgil R. Schultz
b) Post Office Address Rt 2 Buhl Id 83316
2. Permit Number 47-7163
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Seepage water
b) Location of the point of diversion: SE 1/4 NE 1/4, Section 17
Township 10 S, Range 14 E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 5.0 for Fish Prop purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 5.0 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: _____
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: N/A
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) open Ditch
b) Describe the type and size of measuring device which you have installed at your point of diversion: Rectangular Weir
c) Give well drillers name and address and date the well was completed N/A

Exam typed 1/28/74

47 7163

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Fish propa. Same as 4b

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: N/A

TWP.	RANGE	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 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.

23 Jun 74
 (Date)

Vincent R. Schmitt
 (Signature)

State of _____)
 ss.
 County of _____)

On this 24th day of January, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Jane L. Schmitt
 Notary Public residing at Burlington, Ohio

My commission expires 11-25-75

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.

24995

1

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

2

DATE DELIVERED

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

3

17 7163

PS Form 3811 Sep. 1972

e55-18-81277-2

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.

**RETURN
TO**



DEPARTMENT OF WATER ADMINISTRATION
STATE POLICE - PHILADELPHIA 2
BOISE, IDAHO 83707

47 7163

November 30, 1973

CERTIFIED MAIL

#24995

Re: Permit No. 47-7163

Virgil R. Schultz
Route #2
Buhl, Idaho 83316

Dear Mr. Schultz:

One of the conditions of approval of your water Permit No. 47-7163 (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 February 1, 1974. 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

Enc: Proof affidavit

47 7163

January 5, 1973

Re: 47-7163

Virgil R. Schultz
Route 2
Buhl, Idaho 83316

Dear Mr. Schultz:

Enclosed is a copy of your approved Application for Permit No. 47-7163. 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

47 7163

November 22, 1972

Re. Application Nos. 47-7163 - Virgil R. Schultz
47-7164 - Claude Brewer

Duhl Herald
P. O. Box 312
Duhl, 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,

Bob Haynes
District Engineer
Southern District

Bill submitted 12-18-72 by alw

BH:alw

Enc: Legal Notices (2)

47 7163

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Virgil R. Schultz,
Route 2, Buhl, Idaho
has on Nov. 21, 1972 submitted Application No. 47-7163
for a permit to appropriate 5.0 cubic feet per second ~~acre feet per annum~~
of water from seepage water
by means of pipeline
within the SE~~NE~~1/4, Sec. 17, T. 10S, R. 14E, B.M., Twin Falls County

to be used from Jan. 1 to Dec. 31 for fish propagation
for _____

within the SE~~NE~~1/4, Sec. 17, T. 10S, 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 Dec. 18, 1972.

R. KEITH HIGGINSON

Director

Published in the Buhl Herald, Buhl, Idaho
on Nov. 30 and Dec. 7, 1972

47 7163

GALLEY ONE

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Virgil R. Schultz, Route 2, Buhl, Idaho, has on Nov. 21, 1972 submitted Application No. 47-7163 for a permit to appropriate 5.0 cubic feet per second of water from seepage water by means of pipeline within the SE $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 17, T. 10S, R. 14E, B. M., Twin Falls County to be used from Jan. 1 to Dec. 31, for fish propagation within the SE $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 17, T. 10S, 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 Dec. 18, 1972.

R. KEITH HIGGINSON
Director

Published in the Buhl Herald,
Buhl, Idaho, on Nov. 30 and Dec. 7,
1972.

(4762) *alu 11-28-72 OK*

47 7163