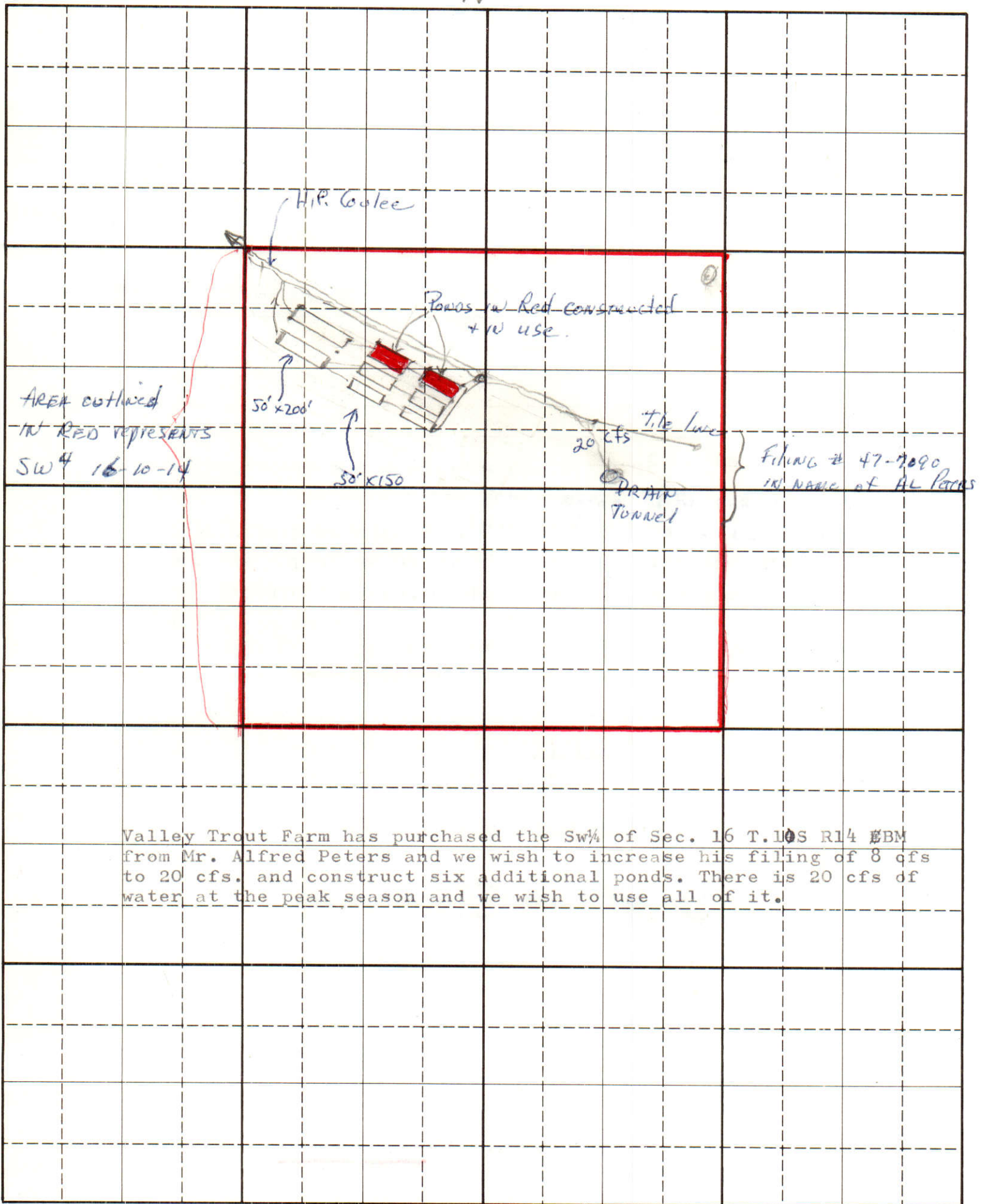


11. Map of proposed project:



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.

Valley Trout Farm, Inc.
Sully Williams Pres.
 (Applicant)

47 7127

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 11th day of November, 1971, and the last publication having been made on the 18th day of November, 1971; 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 19th day of November, 1971

Lorelyn D. Matthews
Notary Public.

Buhl, Idaho
Residing at

January 1, 1973
My Commission Expires

**NOTICE OF APPLICATION
FOR WATER PERMIT**
Notice is hereby given that Valley Trout Farm, Inc., Route No. 1, Buhl, Idaho, has on October 18, 1971, submitted Application No. 47-7127 for a permit to appropriate 14.0 cubic feet per second of water from Seepage tunnel & Drain, tributary of Deep Creek by means of ditches, pipe, and concrete diversion structure within the NW¼-SW¼, NE¼SW¼, Sec. 16, T. 10S, R. 14E, B.M., Twin Falls County to be used from Jan. 1 to Dec. 31 for fish propagation purposes within the NW¼SW¼, Sec. 16, 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, Statehouse, Boise, Idaho 83707, on or before November 29, 1971.
R. KEITH HIGGINSON
Director
Published in the Buhl Herald, Buhl, Idaho, on Nov. 11 and Nov. 18, 1971.
(44t2)

47 7127

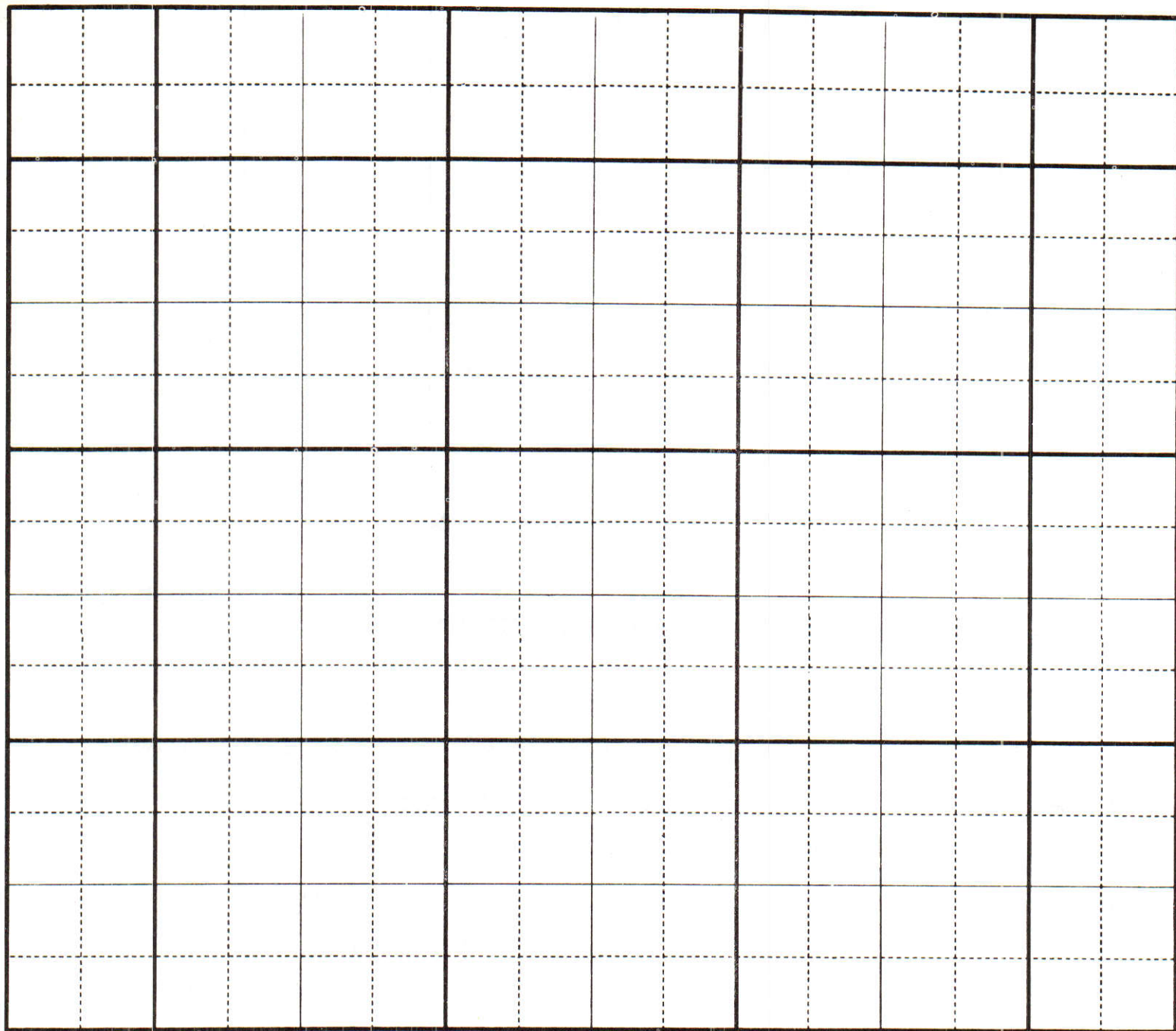
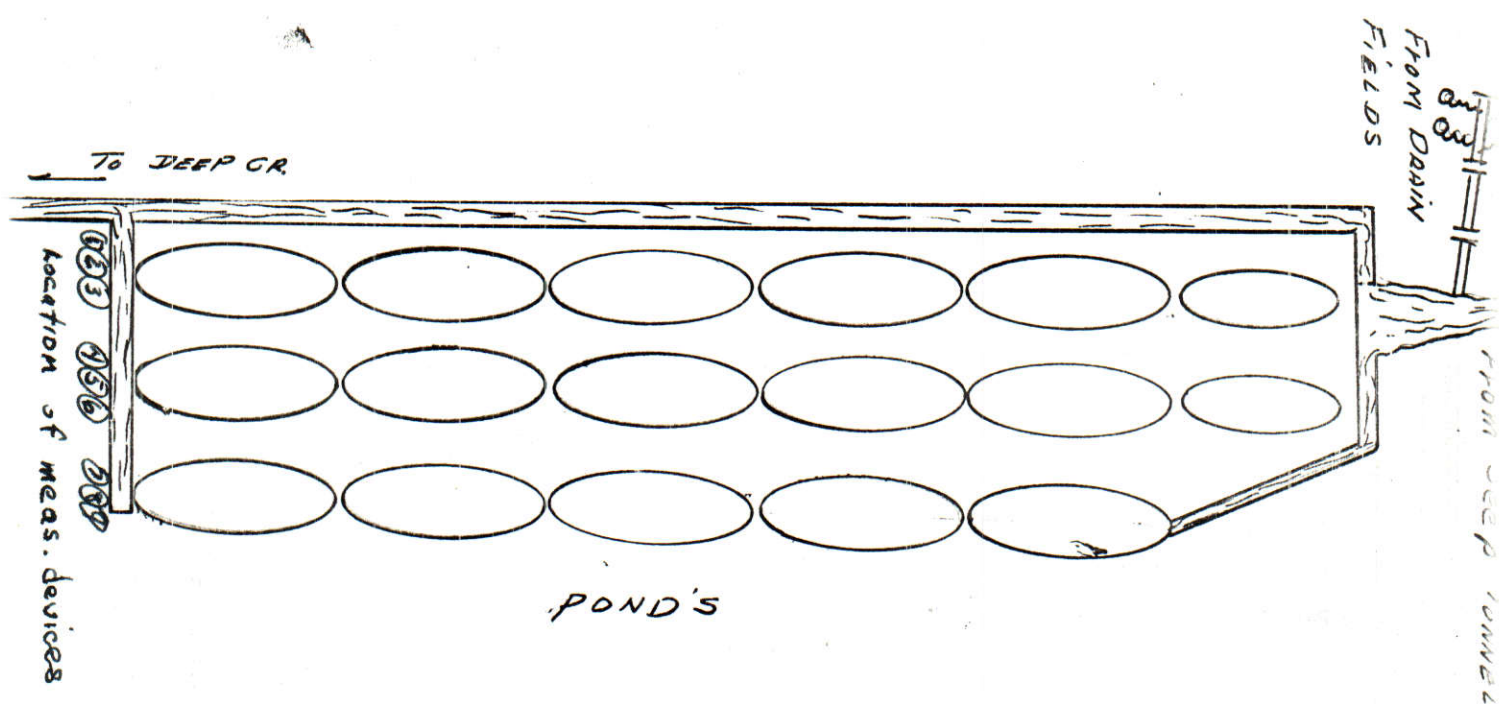
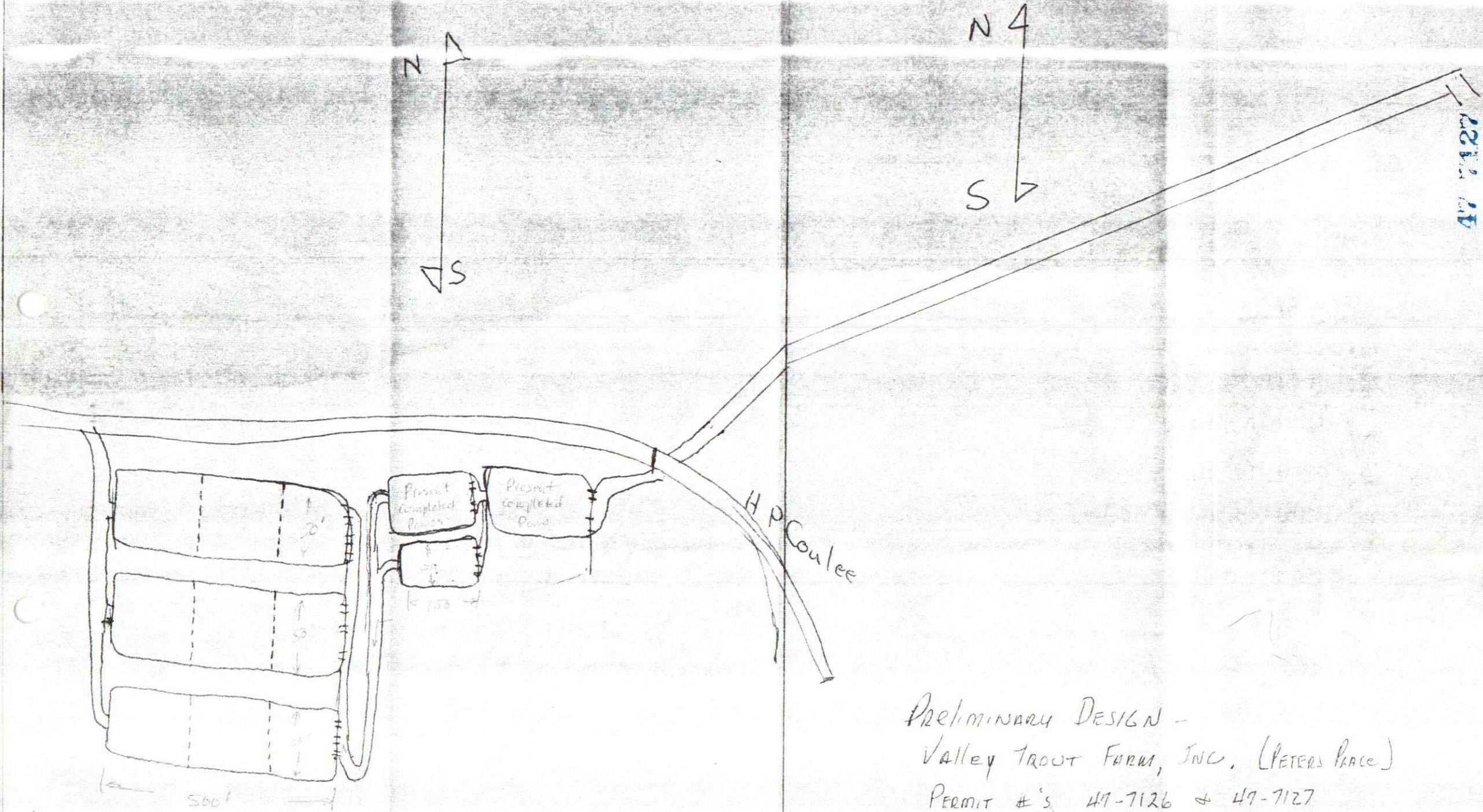


Diagram of System





Preliminary DESIGN -
Valley Trout Farm, INC. (PETERS PLACE)
PERMIT #'s 47-7126 & 47-7127

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 47-7127 Priority Nov. 1, 1971 Amount 14.0 cfs

THIS IS TO CERTIFY, that VALLEY TROUT FARMS, INC.

of Buhl, Idaho, has complied with the terms and conditions of Permit No. 47-7127 issued pursuant to Application for Permit dated November 1, 1971, and has submitted proof to the Department of Water Resources on October 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 16.02 cfs of water from drain line, tributary to Deep Creek, 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
<u>Fish</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>14.0</u> cfs and	<u>n/a</u>
<u>Propagation</u>	from _____ to _____	_____ cfs and	_____
	from _____ to _____	_____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 14.0 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 is 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 $\frac{1}{4}$ SW $\frac{1}{4}$ & NW $\frac{1}{4}$ SW $\frac{1}{4}$ of
Sec. 16, 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	16									X								

Total number of acres irrigated _____

Subject to the condition that the maximum quantity of water diverted shall not exceed 16.02 cfs when combined with License No. 47-7090 and 47-7126.

Measuring devices of a type approved by the Department shall be permanently maintained as part of the outlet works.

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 8 day of March, 19 76.

Director

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING DEVICE)
REQUIREMENT AT THE INLET WORKS FOR PERMIT NO. 47-7127) ORDER
in the name of VALLEY TROUT FARMS, INC.)

WHEREAS, on October 18, 1971, Valley Trout Farm, Inc. applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 14 cfs of water from a drainline, tributary to Deep Creek, within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Twp. 10S, Rge. 14E, B.M., Twin Falls County, to be used for fish propagation purposes; and,

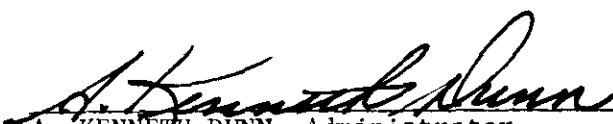
WHEREAS, on January 18, 1972, the Department approved said application and issued Permit No. 47-7127 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before January 1, 1977, and that measuring devices of a type approved by the Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge; and,

WHEREAS, on October 25, 1974, the Department received the required proof of beneficial use along with a request that the measuring device requirement for the inlet works be removed; 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 inlet works; and,

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval of Permit No. 47-7127 that a measuring device be installed at the inlet works be 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 8th day of November, 1974.


A. KENNETH DUNN, Administrator
Operations Division

BDF:JG

MICROFILMED

LICENSE ISSUED FOR 14.0 SEC. FT.
LICENSE PAGE NO. _____

Identification No. 47-7127
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant VALLEY TROUT FARM, INC.
post office address Route 1 Buhl, Idaho
2. Source of water supply Seepage tunnel & drain line which is a tributary of Deep Creek
3. a. Location of point of diversion is NW 1/4 1/4 of SW 1/4 1/4 of Section 16 Township 10S
Range 14 E B.M. Twin Falls County; additional points of diversion if any: _____
NE 1/4 SW 1/4 16-10S-14 EBM
- b. If water is not consumed, it will be discharged into HP Coulee T.F. Canal at a point in NW 1/4
of SW 1/4 of Section 16 Township 10S Range 14 E B.M.
4. Water will be used for the following purposes:
Amount 14 cfs for fish propagation 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. 20 c.f.s. 14 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Concrete diversion structure
through open ditches and tile lines to fish 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 5 years.
b. Estimated construction cost is \$10,000.00.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: NW 1/4 of SW 1/4 of Section 16 Township 10S
Range 14 E 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: Continuous fresh supply for
fish propagation.

47 7127

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 None

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

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

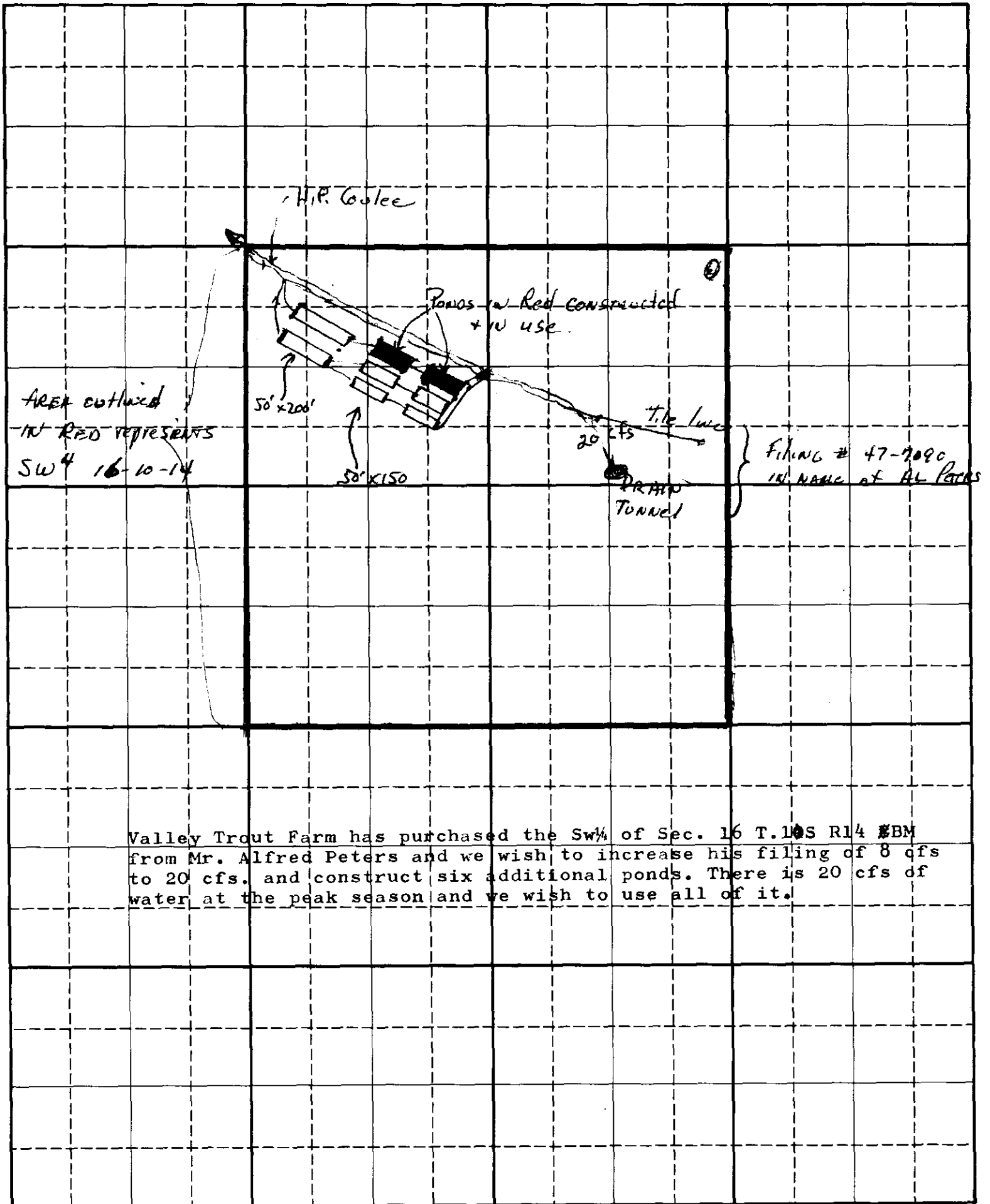
b. Who owns the land to be irrigated or place of use Applicant - No irrigation

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 Use will be non-consumptive

11. Map of proposed project:

N ↑



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.

Valley Trout Farm, Inc.
Shelley Williams Pres.
 (Applicant)

47 7127

Received by ej Date 10-17-71 Time 8.00 A
 Preliminary check by De Fee \$ 155.00
 Receipted by my Date 10-21-71 ccit # 2404
 Publication prepared by cr Date 11-2-71
 Published in Buhl Herald
 Publication dates 11-11 & 11-18-71
 Publication approved CR Date 12-1-71
Priority reduced to 11-1-71 Reason Late response
with additional information (Sec. 42-204, I. C.)

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by JEP:DE, D. B. R.

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 47-7127, 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 January 1, 19 77.
- 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. M.D. requirement removed from inlet works ONLY see Order of 11/8/74.

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

Witness my hand this 18 day of January, 19 72.

R. Keith Higgins
 Director ~~State Reclamation Engineer~~

March 10, 1976

Re: Permits No. 47-7090, 47-7126 & 47-7127

**Valley Trout Farms, Inc.
Route # 4
Buhl, Idaho 83316**

Gentlemen:

Enclosed are copies of the Water Licenses issued on the above referenced permits.

Sincerely,

**D. Darlene Reich
Water Rights Supervisor**

**ddr
Enc: Copy of license (3)**

February 20, 1976

Re: Permits No. 47-7090, 47-7126 & 47-7127

Valley Trout Farms, Inc.
Route # 4
Buhl, Idaho 83316

Gentlemen:

A representative of this Department has made an examination of the works covered by the above referenced permits and has found the following:

Permit 47-7090 Quantity of water diverted: 16.02 cfs

Source: seepage tunnel & drain line

Amount of water that can be recognized as beneficially used
under Idaho law: * 6.0 cfs

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ & NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Twp. 10 S,
Rge. 14 E, B.M., Twin Falls County

Beneficial use: Fish propagation within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16,
Twp. 10 S, Rge. 14 E, B.M.

Priority established: January 23, 1970

Permit 47-7126 Quantity of water diverted: 16.02 cfs

Source: seepage tunnel

Amount of water that can be recognized as beneficially used
under Idaho law: * 16.02 cfs

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ & NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Twp. 10 S,
Rge. 14 E, B.M., Twin Falls County

Beneficial use: Fish propagation within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16,
Twp. 10 S, Rge. 14 E, B.M.

Priority established: January 25, 1972

Page 2

Valley Trout Farms, Inc.

Re: 47-7090-47-7126-47-7127

Permit 47-7127

Quantity of water diverted: 16.02 cfs

Source: drain line

Amount of water that can be recognized as beneficially used
under Idaho law: * 14.0 cfs

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ & NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Twp. 10 S,
Rge. 14 E, B.M., Twin Falls County

Beneficial use: Fish propagation within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16,
Twp. 10 S, Rge. 14 E, B.M.

Priority established: November 1, 1971

* Subject to the condition that the maximum quantity of water
shall not exceed 16.02 cfs when all three licenses are combined.

If you do not concur with these findings please contact us within 10 days, otherwise
water licenses will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

RECEIVED

Permit No. 47-7127

Examination for b/u

TOTAL ACREAGE _____

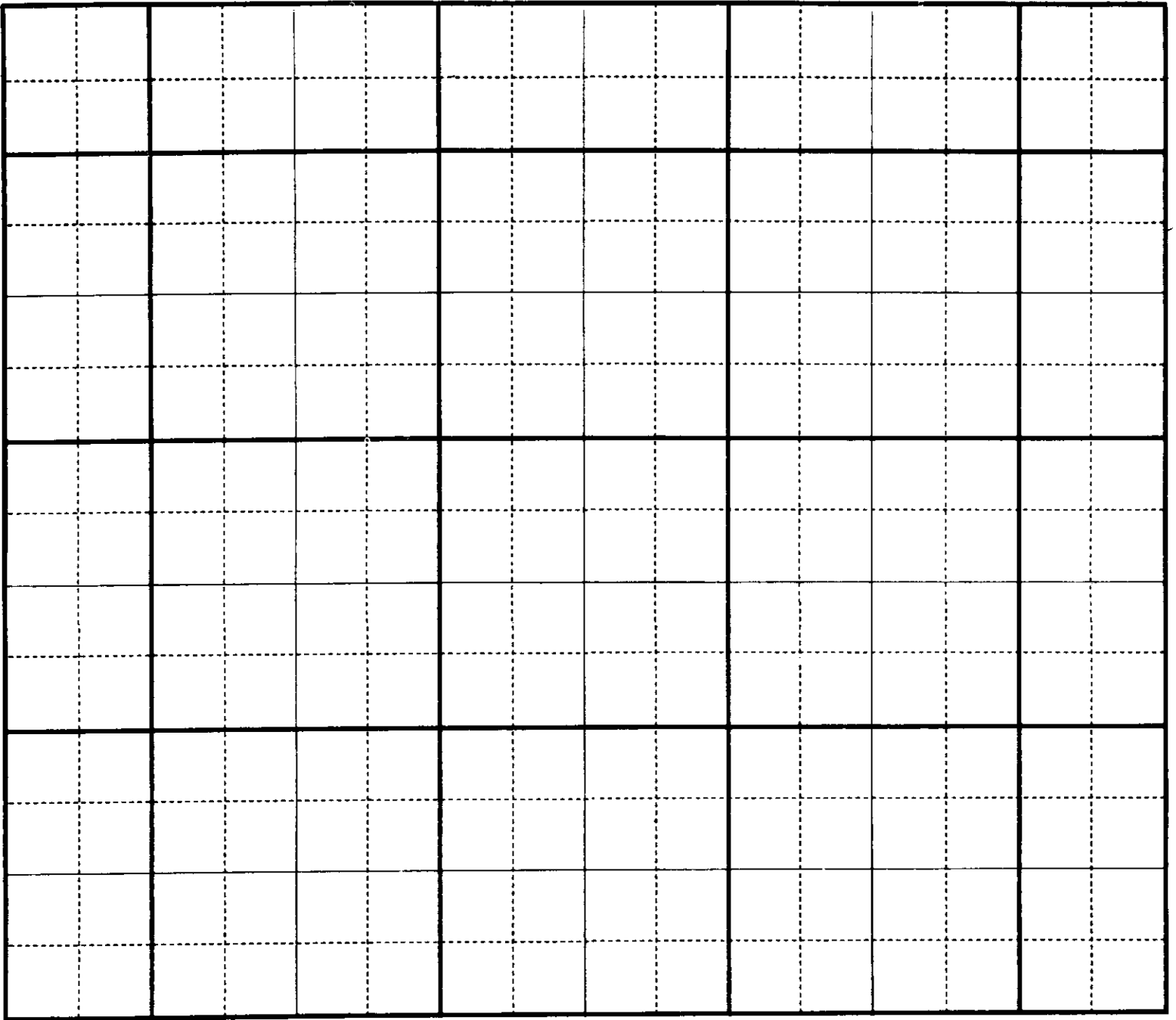
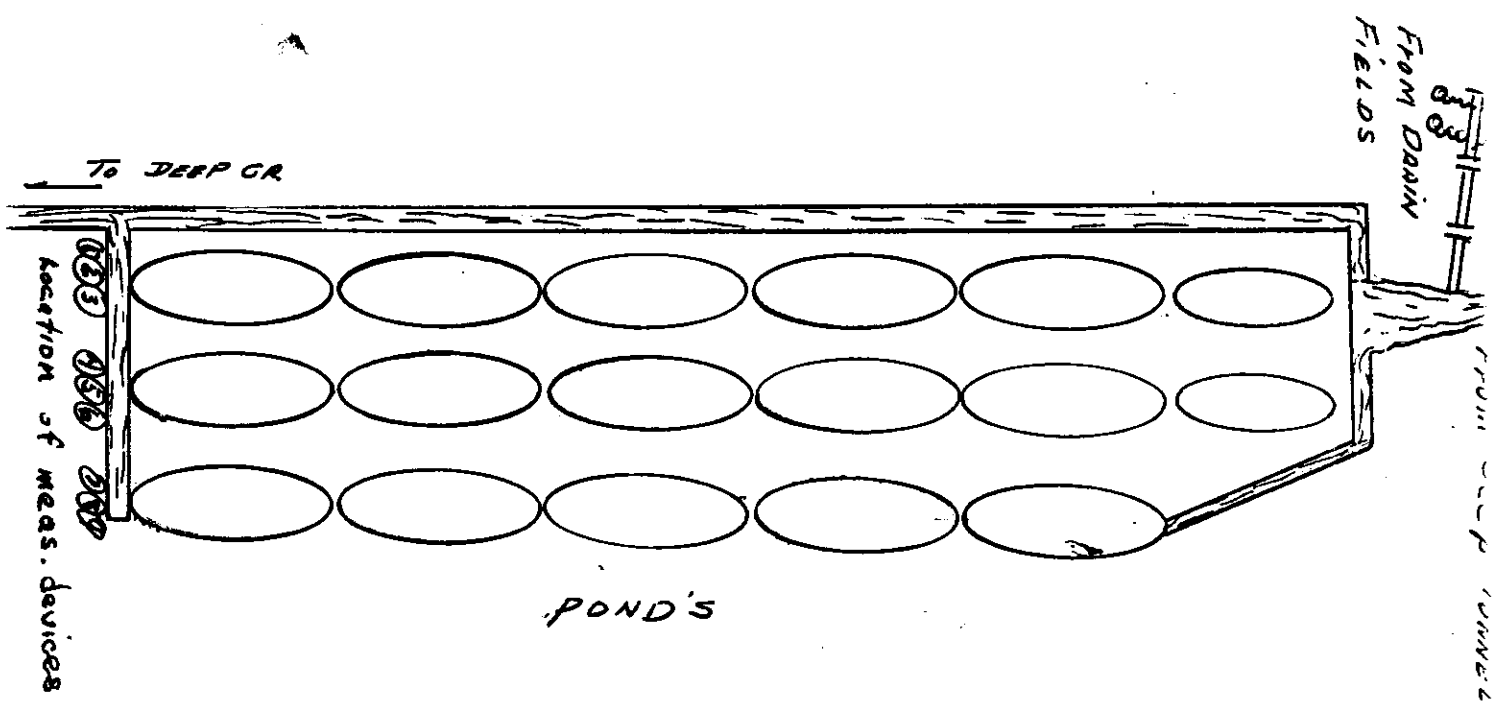


Diagram of System



DATE OF EXAM 11-28-75

ACREAGE

Found ✓
Recommended ✓

Irrigation Requirement ✓ Ac Ft/Ac

USE

Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= c.f.s. V= AF/Ann. from to
Fish Propagation Q= 14.0 c.f.s. 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 16.02 c.f.s. Method of measurement Cipolletti Weirs

Total Q recommended 14.0 c.f.s. Meter No. ✓ Type 48" Condition good

Total V recommended ✓

Recommended Amendments:

P.D.
Place of Use
Other
None ✓

MEASUREMENT CALCULATION:

Measured 16.02 c.f.s.
Allowed 14.0 c.f.s. Amount Applied for.
(9) Weirs all were 48" crest. ① .30 = 2.21 c.f.s. ② .26 = 1.78 c.f.s. ③ .28 = 2.0 c.f.s.
④ .22 = 1.39 c.f.s. ⑤ .33 = 2.55 c.f.s. ⑥ .30 = 2.21 c.f.s. ⑦ .23 = 1.48 c.f.s. ⑧ .20 = 1.20 c.f.s.
⑨ .20 = 1.20 c.f.s. Measuring device @ outlet works only.

SYSTEM DESCRIPTION:

Seepage Tunnel & Drainline diverts into fish Ponds. After
running Through Fish Ponds the water is conveyed to
Deep Cr.

REMARKS:

There are (2) other permits # 47-7090, 47-7126 Combined should not
Exceed Amount 16.02 c.f.s.

Examiner's Signature Sary Sundberg Date 12-1-75

Checked by Alan Maritt Date 12-2-75

Approved by Michael Steel Date 1-9-76



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

November 8, 1974

Re: Permit No.'s 47-7090, 47-7126 & 47-7127

Valley Trout Farms, Inc.
Attn: Shelby Williams, Pres.
Route #4
Buhl, ID 83316

Dear Mr. Williams:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits. Enclosed are three Orders removing the measuring device requirements at the inlet works, only, for these permits. Please be advised that measuring devices will be required at the outlet works. The Order for Permit No. 47-7126 also reinstates the permit, and advances the priority to January 11, 1972.

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

If you have any questions concerning the field exams, please contact our Southern District Office in Twin Falls.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JG
Enclosures

MICROFILMED

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

Identification No. _____

Permit No. 47-7127

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

OCT 25 1974

Department of Water Resources
Southern District Office

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder VALLEY TROUT FARMS, INC.
b) Post Office Address Route 4 Buhl, Idaho 83316
2. Permit Number 47-7127
3. Date of Priority that you are prepared to establish 11-1-71
4. a) Source from which water was appropriated HP Coulee T. Falls Canal Co.
b) Location of the point of diversion: NW 1/4 SW 1/4, Section 16
Township 10S, Range 14 E, Boise Meridian, Other points of diversion: NESW, Sec. 16 10S 14 EBM
5. a) The amount of water and use to which the water has been applied:
amount 20 cfs 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 20 cfs 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: Department of Water Resources Field Examiner Gary Funderburg
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: Concrete diversion structure through open ditches and tile lines to fish ponds.
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) Cipoletti weirs at outlet.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Cipoletti weirs at outlet
c) Give well drillers name and address and date the well was completed _____

MICROFILMED

Exam typed 11/8/74 by JG

of use Fish Propagation

Signature: _____[illegible]

10. Remarks: _____

10-24-74
(Date)

Valley Trout Farms, Inc. by Kelly Williams
(Signature)

On this 24th day of October, 19 74, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Jane Wright
Notary Public residing at 1000

My commission expires 12-5-75

RECEIVED

OCT 25 1974

Department of Water Resources
Southern District Office

Buhl, Idaho
October 24, 1974

Mr. Bob Fleenor
State of Idaho
Dept. of Water Resources
Statehouse
Boise, Idaho

Dear Mr. Fleenor:

We request a waiver of inlet measuring devices for Permits # 47-7126, 47-7127 and 47-7090, all in the name of Valley Trout Farms, Inc., Route #4, Buhl, Idaho

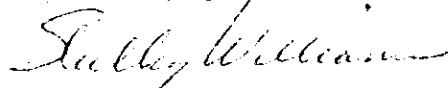
The following reasons justify our request:

- a. Because construction of the inlet device is not possible due to amount of water and impossible to channel from present diversion.
- b. Department personel, District Engineer Robert Haynes, agrees with waiver to be granted from State Office because of situation of inlets.
- c. Valley Trout is the only water right using this seepage tunnel; therefore no other rights could be hurt from lack of control.
- d. Water seeps in through lower ponds from high water table in our area.

Outlet measuring devices are installed and have been measured by Gary Funderburg, Department Resource Examiner.

Thank you for your attention to this matter.

Sincerely yours,



Shelby Williams, Pres.
Valley Trout Farms, Inc.

SW/jw

MICROFILMED

RECEIVED

OCT 25 1974

Department of Water Resources
Southern District Office

October 24, 1974
Buhl, Idaho

Mr. Bob Fleenor
State of Idaho
Department of Water Resources
State House
Boise, Idaho

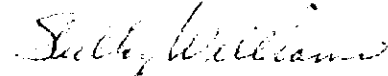
Dear Mr. Fleenor:

Enclosed please find proof of beneficial use for application No. 47-7126, 47-7127 and 47-7090.

We are also enclosing a letter for waiver of inlet measuring device for these permits as they all enter the same installation.

Thank you for your attention to this matter.

Sincerely yours,



Shelby Williams, President
Valley Trout Farms, Inc.

SW/jw
Enclosures

January 20, 1972

Re: Permits No. 47-7126 & 47-7127
Valley Trout Farm, Inc.

Mr. Floyd Kaufman
R.R. # 2
Buhl, Idaho 83316

Dear Mr. Kaufman:

We received your January 17th letter concerning the recent filings made by Valley Trout Farm, Inc.

The final date for protest against the approval of these applications was November 29, 1971. Since no protests against the approval of the applications were received, the applications were approved and permits issued.

However, these permits were issued subject to existing water rights. Therefore, if you have an existing valid water right to the use of the water, it must be recognized and respected by Valley Trout Farm, Inc.

Your letter cannot be accepted as a valid protest, but it has been entered into the permit files for future reference if necessary. If you have any questions regarding this matter, please let us know.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

47 7127

Buhl Idaho
Jan 17 1972
RECEIVED

JAN 19 1972

K Higgins
Dept of Water Administration
State House, Boise

Department of Water Administration
Not accepted - not timely filed
BDF 1/20/71

Dear Sir:

It has come to my attention that the Valley Trout Farm has filed on, and wish to divert seepage water in Sect 16 Twp 10, Range 14E. for the purpose of raising trout. I wish to protest this filing and diverting of water. because it would leave me without water for livestock while my cattle are on fall and winter pasture. I have used this water ever since it was brought to the surface a number of years ago.

It is my understanding that the Valley Trout Farm wishes to divert this seep water to a different drainage which would leave me without winter water for my cattle.

Thanking you for your consideration,

Sincerely

Floyd Kaufman

R R 2 Buhl Idaho

47 7127

January 20, 1972

Re: Permit No. 47-7126 - Valley Trout Farm, Inc.
" " 47-7127 - " " " "

Valley Trout Farm, Inc.
Route #1
Buhl, Idaho 83316

Gentlemen:

Enclosed are copies of your approved Applications for Permit No. 47-7126 and 47-7127. 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 measuring devices at your points of diversion has been placed upon your permits. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

47 7127

M E M O R A N D U M

TO: Application No. 47-7127 & 47-7126

FROM: Fred Eisenbarth

DATE: December 22, 1971

SUBJECT: Financial Statements

On December 15, 1971, Shelby Williams submitted the financial statements for the Valley Trout Farm, Inc. and his own.

Valley Trout Farm, Inc. Net Worth \$44,200

Shelby Williams Net Worth \$255,820

These statements were certified by the Farmers National Bank of Buhl, Idaho.

47 7127

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

December 22, 1971

Re: Application No. 47-7126 & 47-7127

Valley Trout Farm, Inc.
Route #1
Buhl, Idaho 83316

Dear Mr. Williams:

We are returning your financial statement which you submitted in behalf of our letter of November 4, 1971. Due to the fact that all our records are open for public use, we feel these statements are of private nature and should not be reviewed by the public. We have made a note of the net worth of yourself and the Valley Trout Farm, Inc.

The information you supplied in your letter of December 15, 1971 satisfies the requirements we need and we can now continue the processing of your application.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE/bb

Enclosure

47 7127

December 15, 1971

State of Idaho
Dep't. of Water Adm.
Mr. Fred Eisenbarth
Appropriation Examiner

RECEIVED

DEC 17 1971

Dear Mr. Eisenbarth:

Department of Water Administration

Enclosed is sketch of our plans for pond constructions

We started Construction about November 15th but the weather hasn't cooperated very much and the "Cat and Can" has one string of ponds completed and the other two about half finished. As you know two ponds were already in use when Valley Trout purchased the property from Mr. Peters. We intend to complete the additional ones in the next two to three years. At least one more by April 1972.

Each pond should raise 10,000 lbs. of fish and with 12 ponds we will have plenty of capacity to utilize all the water at peak flow.

I am also enclosing a financial statement of Valley Trout and one of my own. We don't anticipate any difficulty in raising funds to complete this operation.

Thank you for your cooperation in this matter. We will be happy to have you or any of your staff visit us when in this area.

Yours truly,

Shelby Williams

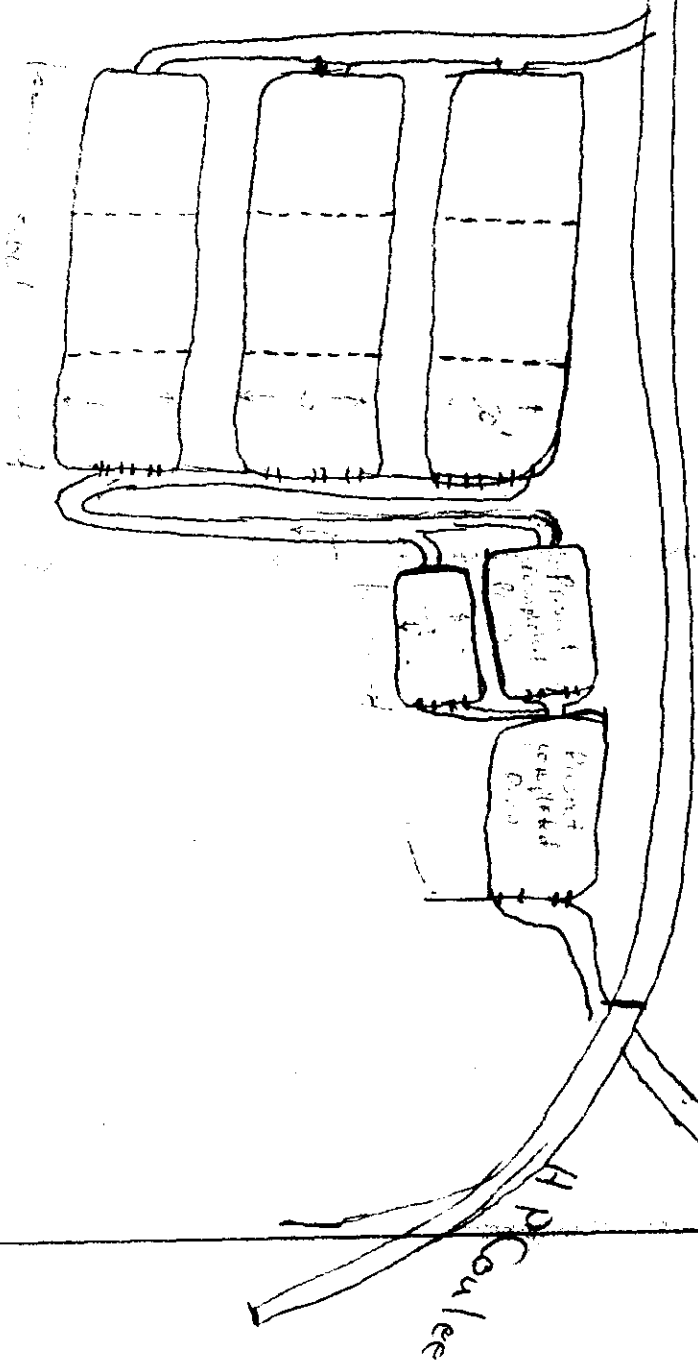
Shelby Williams
Valley Trout Farm, Inc.

47 7127

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47 7127



Preliminary Design
Valley Trout Farm, Inc. (Peterson Race)
Permit #s 47-7126 & 47-7127

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

November 4, 1971

Re: Application for Permit No. 47-7126 - Valley Trout Farms, Inc.
" " " " 47-7127 " " " "

Valley Trout Farm, Inc.
Route #1
Buhl, Idaho 83316

Gentlemen:

In order to further consider your application for permit, we will require additional information not included with the above referenced applications as follows:

1. A letter from a financial institution showing that you are financially able to complete the project as described in the application. (See Section 42-203 of the Idaho Code)
2. A preliminary design of the hatchery facilities, indicating the size of raceways, general layout, the size of pipelines or other diversion works and such other information as will fully describe the method and means of diversion and verify the need for the quantity of water requested.
3. A justification, based upon the preliminary design and the estimated production of the hatchery, for the amount of water requested.
4. An estimated schedule of construction, giving dates for the start of construction, the finish of construction, and the date that full operation of the hatchery is anticipated.

47 7127

Page 2

Valley Trout Farm, Inc.

Re: 47-7126 & 47-7127

November 4, 1971

You should be aware that all applications, if approved, will require the installation and maintenance of adequate measuring devices both at the point of diversion and the point of return of the water. These devices must be of a type approved by the Department; they can be of any generally recognized standard measuring device type. You should include the installation of these devices in your preliminary plans for construction.

We would appreciate receiving this information on or before December 3, 1971. Thank you for your cooperation in this matter.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:cr

Enc: Information Letter

47 7127

November 2, 1971

Re: Application No. 47-7126 - Valley Trout Farms, Inc.
" " 47-7127 - " " " "

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our 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 date. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

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

(signature of claimant)

Very truly yours,

Bill submitted 12-1-71 By CR

Donald W. McEldowney
Appropriation Supervisor

DWM:cr

Enc: Legal Notice

47 7127

LEGAL

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Valley Trout Farm, Inc., Route No. 1, Buhl, Idaho, has on October 18, 1971, submitted Application No. 47-7127 for a permit to appropriate 14.0 cubic feet per second of water from Seepage tunnel & Drain, tributary of Deep Creek by means of ditches, pipe, and concrete diversion structure within the NW $\frac{1}{4}$ -SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 10S, R. 14E, B.M., Twin Falls County to be used from Jan. 1 to Dec. 31 for fish propagation purposes within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, 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, Statehouse, Boise, Idaho 83707, on or before November 29, 1971.

R. KEITH HIGGINSON
Director

Published in the Buhl Herald,
Buhl, Idaho, on Nov. 11 and Nov.
18, 1971.

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H. 28

NOTICE OF APPLICATION FOR WATER PERMIT

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Buhl, Idaho
has on October 18, 1971 submitted Application No. 47-7127
for a permit to appropriate 14.0 cubic feet per second ~~to be used for~~
of water from Seepage tunnel & Drain, tributary of Deep Creek
by means of ditches, pipe, and ~~the~~ concrete diversion structure
within the NW¹/₄, NE¹/₄, Sec. 16, T. 10S, R. 14E, B.M., Twin Falls County

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

within the NW¹/₄, Sec. 16, 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, Statehouse, Boise, Idaho, 83707, on or before November 29, 1971.

R. KEITH HIGGINSON

Director

Published in the Buhl Herald, Buhl, Idaho
on Nov. 11 and Nov. 18, 1971.

47 7127