

\$ 25

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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MAR 14 2001

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
29-08047					

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Department of Water Resources

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former
Owner/Claimant(s)

Albert Avanesian
 P.O. Box 146 Bancroft, ID 83217

4. New Owner/Claimant(s)

MICHAEL
 Mike & Eileen Chambers

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

705 E. Toponce Canyon Rd.
 Bancroft Id. 83217

City, State and ZIP Code

New Telephone Number

208 648-7347

5. Date you acquired the property

10/15/98

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6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Michael E. Chambers
(include title if applicable) owner

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

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Received by JC Date 3/20/01 Fee \$25-
 Receipted by JC Date 3/20/01 Receipt No. E026560
 Processed by _____ AJ Date _____ WR _____ Date _____

APR 11 2001

140 MIKE Cth SW
705 E Topone Canyon Rd
Bonanza 157722

11/11
10/9/98
Tibbitts to
orig 3
plum

BARGAIN AND SALE DEED

This Indenture, made the October 15, 1998, between Key Agricultural Credit Corporation, the party of the first part and ~~Michael E. Chambers and Kileen M. Chambers, husband and wife, the party of the second part.~~

WITNESSETH, that the said party of the first part, for and in consideration of the sum of THREE HUNDRED TWENTY FIVE THOUSAND and no/100 Dollars (\$325,000.00) Dollars, lawful money of the United States of America to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell and convey unto the said party of the second part, and to heirs and assigns, forever, all that certain lot, piece or parcel of land situated, lying and being located in the County of Caribou and State of Idaho, particularly described as follows, to-wit:

LEGAL DESCRIPTION
SEE ATTACHED EXHIBIT "A"

Water Rights No(s): A29-00081, A29-00082, A29-00086,
A29-00107A, A29-10089, A29-10278,
A29-12863, A29-12864, A-29-12865

Adjudication Claim No(s): 39576

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title interest in said property, possession, claim and demand whatsoever, as well in law as in equity, of the said party of the first part, of, in or to the said premises, and every part and parcel thereof, with the appurtenances.

To have and to hold, all and singular the said premises together with the appurtenances, unto the said party(is) of the second part and to their heirs and assigns forever.

In witness whereof, the said party(is) of the first part has hereunto set their hand and seal the day and year first above written.

Key Agricultural Credit Corporation

157722

BY: Richard C. Swager, Jr.
Assistant Vice President

STATE OF IDAHO
County of Caribou
Date: Oct 30, 1998
Time: 11:30 AM
Official Records
Recorder: Elynn
Deputy: S. Laffey
Fee: 12.00

ACKNOWLEDGMENT - Corporate

STATE OF Idaho, County of Ada, ss.

On this 15th day of October in the year of 1998, before me, Maurice G. Murphy, a notary public, personally appeared Richard C. Swager, Jr., known or identified to me to be the Assistant Vice-President of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Notary Public: Maurice G. Murphy
Residing at Boise, Idaho
My Commission Expires: 1/1/99



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1940000002374/23750/23758
24500/14530

Plat: 122

2-21-01

CHAMBERS MIKE 703 E. 10th Ave. Camas, ID 83210

EXHIBIT "A"

1587722

Caribou County, Idaho:

Township 6 South, Range 38 East of the Boise Meridian:

Section 33: S4SE4.

Section 34: NE4, E4NW4, SW4, NW4SE4,
EXCEPT THEREFROM, a parcel of land located in the NW4
of said Section 34, more particularly described as
follows:

Beginning at a point which is South 58°39'29" West
3400.21 feet from the Northeast corner of said Section
34, said point is on the North right of way line of
a County Road and is marked by a 1/2 inch steel pin
set by this survey, and running
thence along said right of way line South 53°41'00"
West 40 feet;

thence South 50°00'00" West 15 feet to the point of
curvature of a tangent curve of a 124 foot radius
concave Southeasterly;

thence Southwesterly through a central angle of
25°37'00" a distance of 86.74 feet to the point
of tangency;

thence South 24°23'00" West 58 feet to the point of
curvature of a tangent curve of an 89 foot radius
concave Southeasterly;

thence Southeasterly through a central angle of
30°08'00" a distance of 46.81 feet to the point
of tangency;

thence South 5°45'00" East 31 feet to the point of
curvature of a tangent curve of a 50.70 foot radius
concave Northwesterly;

thence Southwesterly through a central angle of
28°56'36" a distance of 25.60 feet to a 1/2
inch steel pin;

thence South 88°00'15" West 80.57 feet;

thence North 37°41'45" West 70.17 feet;

thence North 20°22'20" West 40.05 feet;

thence North 00°11'41" West 82.44 feet;

thence North 35°37'38" East 84.27 feet;

thence North 71°40'30" East 208.80 feet;

thence South 18°55'56" East 52.57 feet,

to the point of beginning.

Township 7 South, Range 38 East of the Boise Meridian:

Section 3: Lots 3 and 4.

Section 4: Lots 1 and 2.

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EXCEPT THEREFROM, any portion thereof lying within the right of way
of a County Road.

TOGETHER with all water and water rights and sprinkler
equipment appertenant thereto, including but not limited to the
following:

1.00 cfs from Topance Creek,

2.94 cfs, State of Idaho Permit No. 29-08047, dated 4/12/91.

Pump, motor, control panel, 2-1/4 mile wheel lines; 4-1/4 mile
hand lines; 10 inch pvc buried main line and 10-15 inch portable
steel main lines.

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	29-08047	James Guthrie Carol Guthrie	2.94
Full Assignment	29-08047	Albert B Avanesian Diana B Avanesian Karo Babaian Roubina Babaian	2.94

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AUG 12 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern District Office

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SEP 19 1994

ASSIGNMENT OF APPLICATION FOR PERMIT

Department of Water Resources

I, James K. Guthrie & Carol Ann Guthrie, husband and wife, hereby assign to Albert B. Avanesian and Diana B. Avanesian, husband and wife, Karo Babaian and Roubina Babaian, husband and wife,
Of, 2820 Kennington Drive, Glendale, California 91206, P.O. Box 163, Bancroft, ID 83217
(Full Address)

All my right, title, and interest in and to Application for Permit
No. 29-08047 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Application for Application for Permit No. 29-08047 to appropriate the public
waters of the State of Idaho.

Describe portion of the application assigned listing the number of acres in each 40 acre
subdivision, point of diversion location, and the amount of water in cubic feet per second.
2.94cfs, dated 4/12/91

Made this 11th day of August, 1994

James K. Guthrie Carol Guthrie
Applicant

State of Idaho)
County of Caribou) ss

On this 11th day of August, 1994, personally appeared before me the signer of the
above instrument, duly acknowledged to me that he (she) (they) executed the same.

Nora Jean Benson
Notary Public
Residing at Soda Springs, ID

seal

My commission expires: 8/15/97.

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OCT 19 1994

Receipt # E020276

database updated 9/21/94 czg.

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Form 217
11/91

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SEP 09 1993

Department of Water Resources

AUG 31 1993

Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 600
Date 8-30-93
Receipt No. 0028463
Receipt by CASTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 29-08047 Telephone No. 208-775-34162. Name(s) of Permit Holder(s): James and Carol Buttrie3. Mailing Address: P.O. Box 12 Inkom, Ida 832454. Source of Water: Well-down 260 FT.If GROUNDWATER, Well Driller's Name: Ray Nelson Date Drilled: April 1993

OPTIONAL:

Pump horsepower: 100 house Pressure (psi): 60 - 80 lb. Dynamic pumping level (ft.): 50 ft

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 275 (No. of acres) Other 1476. Total rate and/or volume for which proof is submitted 2.94 cfs OR 2001 over acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes NO Installed? Yes X NoFlow Measurement Port: Required? Yes NO Installed? X Yes NO8. Fee Enclosed: \$ 150.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: James Buttrie Telephone No. 208-775-3416Address: 1776 Old Hwy 91 N Inkom, Ida 83245

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

APPROVED

OCT 18 1993

Date 8-25-93Signature (and title, if on behalf of a company or organization)
Carol Buttrie

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FEB 18 1993

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 Fee Received by JW
Date 2-19-93
Receipt No. 0026791**REQUEST FOR EXTENSION OF TIME****TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT**

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 29-08047Name(s) of Permit Holder: James & Carol GuthrieMailing Address: P.O. Box 12 Idaho 83285Date Proof is Due April 1, 1993 Telephone No. 208-775-3416

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

We attempted to clean out the broken area of the well and
put it into use but was unable to accomplish this
last fall. The company responsible for damage is suppose
to fix it this year Costing \$ 3100.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

The well has been in litigation. We are hoping to
have it settled and be able to ^{have proof of} pump the well this summer.

Permit holder(s) request an extension to Jan 1, 19 94.

FEE: \$15.00

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is
extended to April 1, 1994.

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APR 07 1993

Signed this 3rd day March, 19 93

J. Glen Taylor
Chief, Water Allocation Bureau

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MAR 12 1992

For Office Use Only
\$15 Fee Received by LS
Date 3-12-92
Receipt No. C023497

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 29-08047

Name(s) of Permit Holder: James Guthrie - Carol Guthrie

Mailing Address: P.O. Box 12 Inkorn, Idaho 83245

Date Proof is Due April 1, 1992 Telephone No. 208-775-3416

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

Well was drilled to 240 ft. Water was hit.
pump - motor and sprinkler system was put in -

Costing \$ 35,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons: When we started to pump last ~~spring~~ summer there was too much rock to pump. We had a picture taken and found that the well driller had drilled out some of the pipe when he was cleaning the well. We have been trying to get him to take care of this and are hoping to begin drilling again the next few weeks. We need to repair the well.

Permit holder(s) request an extension to Jan 1st, 19 93.

FEE: \$15.00

(Signature)*

*If other than permit holder, Power of Attorney must be submitted

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ACTION OF THE DEPARTMENT OF WATER RESOURCES

APR 08 1992

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is extended to
April 1, 1993.

Signed this 16th day March, 19 92

J. ShuSantor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-08047

Proposed Priority: December 7, 1990 Maximum Diversion Rate: 2.94 CFS
This is to certify, that **CAROL GUTHRIE**

JAMES GUTHRIE
P.O. BOX 12
INKOM, ID 83245

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	2.94 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSE Sec. 34, Township 06S, Range 38E
CARIBOU County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	38E	34	NENE 16	SWNE 26	SENE 38	
			NESW 21	NWSW 2	SWSW 21	
			SESW 2	NWSE 21		147

Total number of acres irrigated: 147

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1992.
2. Subject to all prior water rights.
3. A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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MAY 07 1991

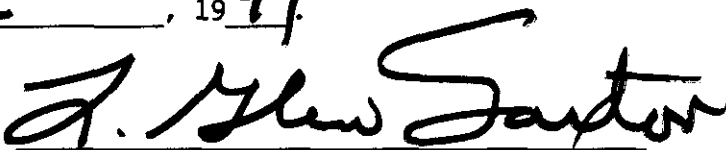
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-08047

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

12th day of *April*, 19*91*.

for 
R. Keith Higginson, Director

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MAY 07 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No.

29 8047

To appropriate the public waters of the State of Idaho

1. Name of applicant James or Carol Guthrie Phone 775-3416
648-7302
Post office address P.O. Box 12, Inkom, Id 83245
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 34 Township 6S Range 38E B.M. Caribou County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.94 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 2.94 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well pump mainline to laterals
with sprinklers

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is 14 inches; proposed depth of well is 244 feet.
d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

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8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	38E	34	16		26	38					21	2	21	2		21			147

Total number of acres to be irrigated 147

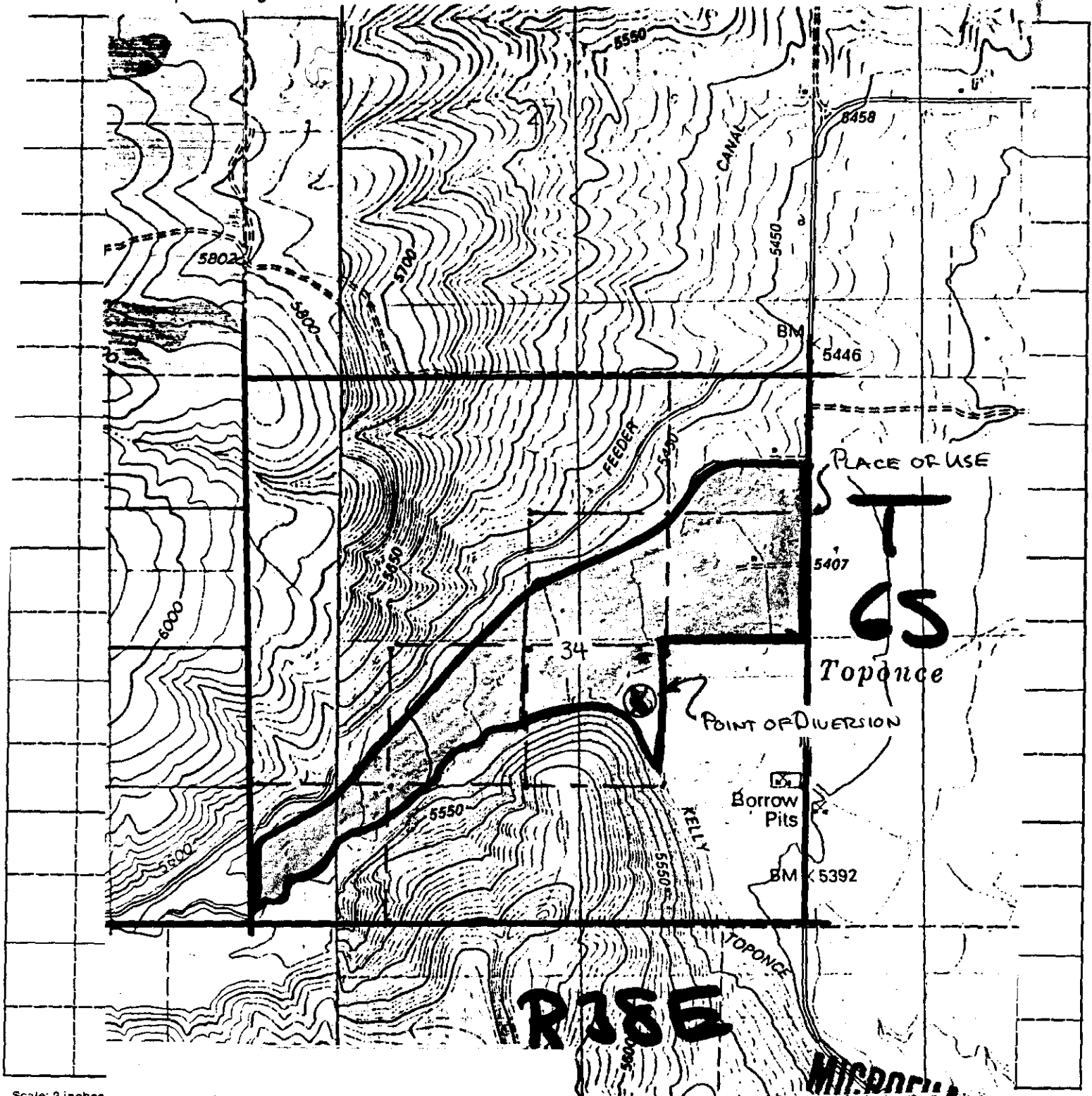
10. Describe any other water rights used for the same purposes as described above. 29-0085/0107A/
29-0099/0101/20326/0081/0082/0083 (Topance Creek)
11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

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



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

James K. Muthrie
(Applicant)

RECORDED
MAY 07 1991

Received by AW Date 12-7-90 Time 12:40p Preliminary check by _____
Fee \$ 85.00 Receipted by HUT # E015517 Date 12-7-90
Publication prepared by RB Date 2-7-91 Published in Caribou Entry Sun
Publication approved RB Date 3-20-91 ruia

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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 _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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RECEIVED Affidavit of
Publication
MAR 14 1991

Department of Water Resources
County of Caribou
Eastern District Office State of Idaho } ss.

PUBLIC NOTICE

First Time Published

LEGAL NOTICE

29-08047

GUTHRIE, JAMES AND-OR
CAROL

P.O. BOX 12, INKOM, ID
83245

Source: GROUNDWATER
Diversion Pt: NWSE Sec. 34 T
06S R 38E

Use: IRRIGATION (2.940
CFS) Total Diversion: (2.940 CFS)

Date Filed: 12/7/1990

In: T06S R38E S34 NENE
SWNE SENE NESW NWSW
SWSW SESW NWSE 147.0
ACRES TOTAL

29-08050

HATCH, WILDER

2787 KELLY TOPONCE RD.,
BANCROFT, ID 83217

Source: SPRING Tributary:
SINKS

Diversion Pt: NWSESW Sec. 11
T 07S R 38E

Use: IRRIGATION (.800 CFS)
Total Diversion: (.800 CFS)

Date Filed: 12/3/1990

In: T07S R38E S11 SWNE 40.0
ACRES TOTAL

The permit(s) will be subject to
all prior water rights. Protests may
be submitted based on the criteria
of Sec. 42-203A, Idaho Code
and/or the new public interest
criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with
the Director, Dept. of Water
Resources, 150 Shoup Ave., Suite
15, Idaho Falls, Idaho 83402 on or
before FEBRUARY 25, 1991.

R. KEITH HIGGINSON,

Director

Feb. 7 and 14, 1991 in the
Caribou County Sun.

Mark Steele;

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County that said
newspaper has been published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

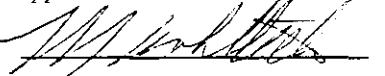
for 2 successive weekly
issues thereof, the date of the
first publication being the

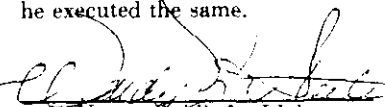
7th day of
February, 1991

The date of the last publication
being the 14th day of
February, 1991

On this 8th day of March
in the year of 1991 before

me, a Notary Public, personally
appeared


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.


Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:

March 11, 1994

MICROFILMED
MAY 07 1991

RECEIVED

Affidavit of
Publication

MAR 14 1991

Department of Water Resources
County of Caribou
Eastern District Office State of Idaho

ss.

PUBLIC NOTICE

First Time Published

LEGAL NOTICE

29-08047

GUTHRIE, JAMES AND-OR
CAROL

P.O. BOX 12, INKOM, ID
83245

Source: GROUNDWATER

Diversion Pt: NWSE Sec. 34 T
06S R 38E

Use: IRRIGATION (2.940
CFS) Total Diversion: (2.940 CFS)

Date Filed: 12/7/1990

In: T06S R38E S34 NENE
SWNE SENE NESW NWSW
SWSW SESW NWSE 147.0
ACRES TOTAL

29-08050

HATCH, WILDER

2787 KELLY TOPONCE RD.,
BANCROFT, ID 83217

Source: SPRING Tributary:
SINKS

Diversion Pt: NWSESW Sec. 11
T 07S R 38E

Use: IRRIGATION (.800 CFS)
Total Diversion: (.800 CFS)

Date Filed: 12/3/1990

In: T07S R38E S11 SWNE 40.0
ACRES TOTAL

The permit(s) will be subject to
all prior water rights. Protests may
be submitted based on the criteria
of Sec. 42-203A, Idaho Code
and/or the new public interest
criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with
the Director, Dept. of Water
Resources, 150 Shoup Ave., Suite
15, Idaho Falls, Idaho 83402 on or
before FEBRUARY 25, 1991.

R. KEITH HIGGINSON,

Director

Feb. 7 and 14, 1991 in the
Caribou County Sun.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County that said
newspaper has been published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

7th day of

February, 1991

The date of the last publication

being the 14th day of

February, 1991

On this 8th day of March

in the year of 1991 before

me, a Notary Public, personally
appeared

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.

Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:

March 11, 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

April 3, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

MICHAEL E CHAMBERS
EILEEN M CHAMBERS
705 E TOPONCE CANYON RD
BANCROFT ID 83217

RE: Change of Ownership for Water Right 29-8047

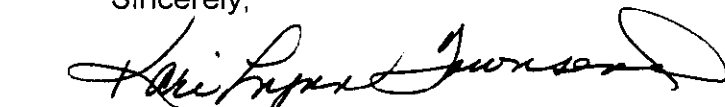
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

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 of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,


for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

APR 11 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 11 1997

Department of Water Resources

A. GENERAL INFORMATION assigned to;

Permit No. 29-8047

1. Owner: Albert Avanesian Phone No. 648-7152

Current Address: P.O. Box 146 Bancroft, ID 83217

2. Accompanied by: Albert Avanesian EXAM DATE: 28 AUG 96

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 29-02032A & B / 1340 - Toponce Creek

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	SE	34	06S	38E	Caribou	on site / USGS

2. Place(s) of Use:

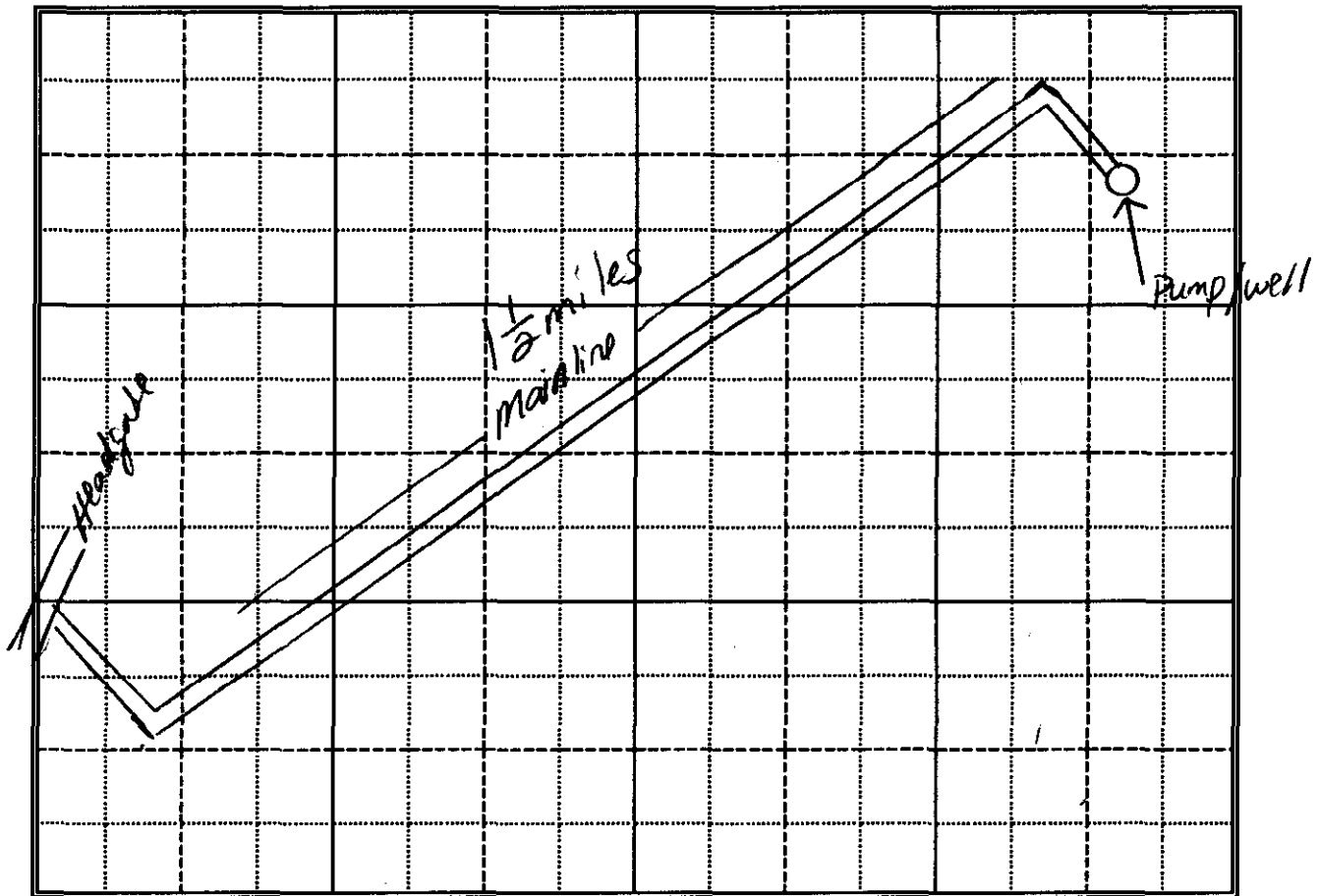
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	38E	34	10		25	43				5	32	6	1			7			129

MICROFILMED

APR 11 2001

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Model Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
_____	General Electric	100	5K504XA1D	Johnston	_____

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Polysonic						

2. Measurements:

$Q_{Meas} = 3.86 \text{ CFS}$

MICROFILMED

APR 11 2001

E. NARRATIVE/REMARKS/COMMENTS

Note: Assigned to Albert Avanesian from James
& Carol Guthrie.

Well/Pump to $1\frac{1}{2}$ mile mainline; handlines.

License from 1905 on same place of use.—
Ber & Parley Jensen.—Topoxe Creek.

for $Q_{Theoretical} =$ $HP = 100$
 $PSI = 40$
 $Eff = 70\%$

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED

APR 11 2001

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

$$Q_{Theor} = \frac{100 \text{ HP}(8.814) \cdot 7 \text{ eff}}{65' \text{ Lift} + (40 \text{ PSI} \times 2.308)} = 3.92 \text{ CFS}$$

$$Q_{meas} = 3.86 \text{ CFS}$$

$$Q_{Limited} \text{ by } 0.02 \text{ CFS/ac to } \underline{\underline{2.58 \text{ CFS}}}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 129 \times 3.5 = 451.5 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.58 \times 183(1.9835) = 936 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\underline{451.5 \text{ AFA}}}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Irrigation</u>	<u>4-15</u>	<u>10-15</u>	<u>2.58</u>	<u>451.5</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>2.58 CFS</u>	<u>451.5 AFA</u>

2. Recommended Amendments

___ Change P.D. as reflected above

___ Add P.D. as reflected above

☒ None

___ Change P.U. as reflected above

___ Add P.U. as reflected above

☒ Other

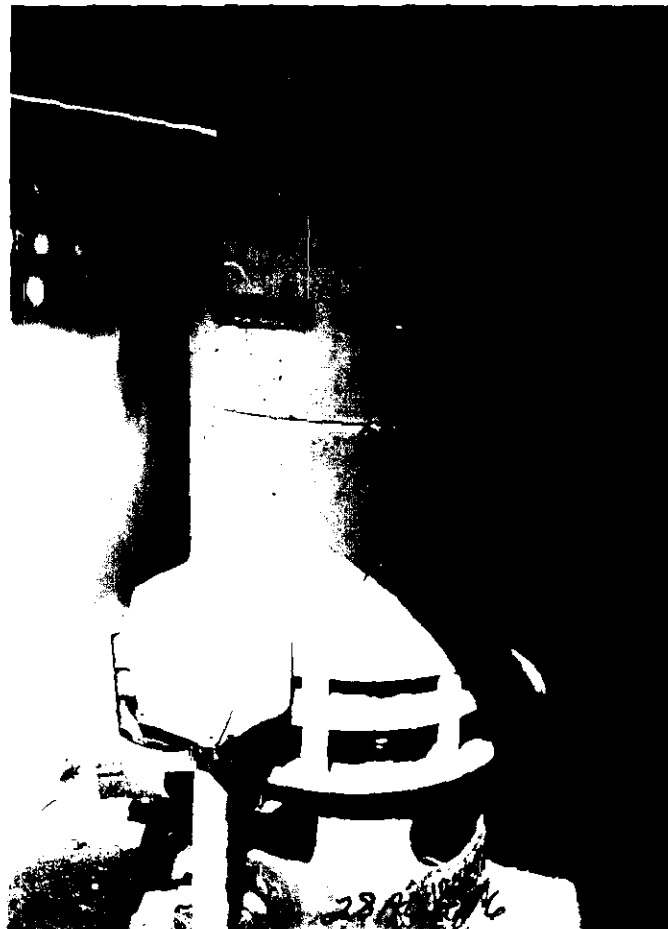
I. AUTHENTICATION

Field Examiner's Name Steven Garrison Date 28 AUG 96

Reviewer _____ Date _____

MICROFILMED
APR 11 2001

Point of Discharge - (10/27/66)



EXaminer: Steven Garrison

29-8047

UNCLASSIFIED

DATE 10/27/66

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{dfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

$$Hp = \text{Horsepower} = \underline{100}$$

$$Eff = \text{Efficiency} = \underline{.7} \quad (\text{Usually } 70\%)$$

Lift: (Static Level + Assumed Draw down)

$$\text{Static Water Level} = \underline{45} \text{ ft.}$$

$$\text{Assumed Draw down} = + \underline{20} \text{ ft.}$$

$$\text{Lift} = \underline{65}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{40} \text{ psi}$$

$$Q_{cfs} = \left[\frac{100}{Hp} \times 8.814 \times \frac{.7}{eff} \right] \div \left[\frac{65}{Lift} + \left(\frac{40}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{616.98} \right] \div \left[\underline{157.32} \right]$$

$$Q_{cfs} = \underline{3.92} \text{ cfs}$$

MICROFILMED

APR 11 2001

PERMIT NO. 29-08047

TGS

Place
of
use

TR38E

6
5

45.6

Place
of
use

49

Point
of
Diversion

56.5

Point
of
Diversion

40.5

TR38E

6
4

15.8

22.1

1530

44.5

NHE

8.

15.6

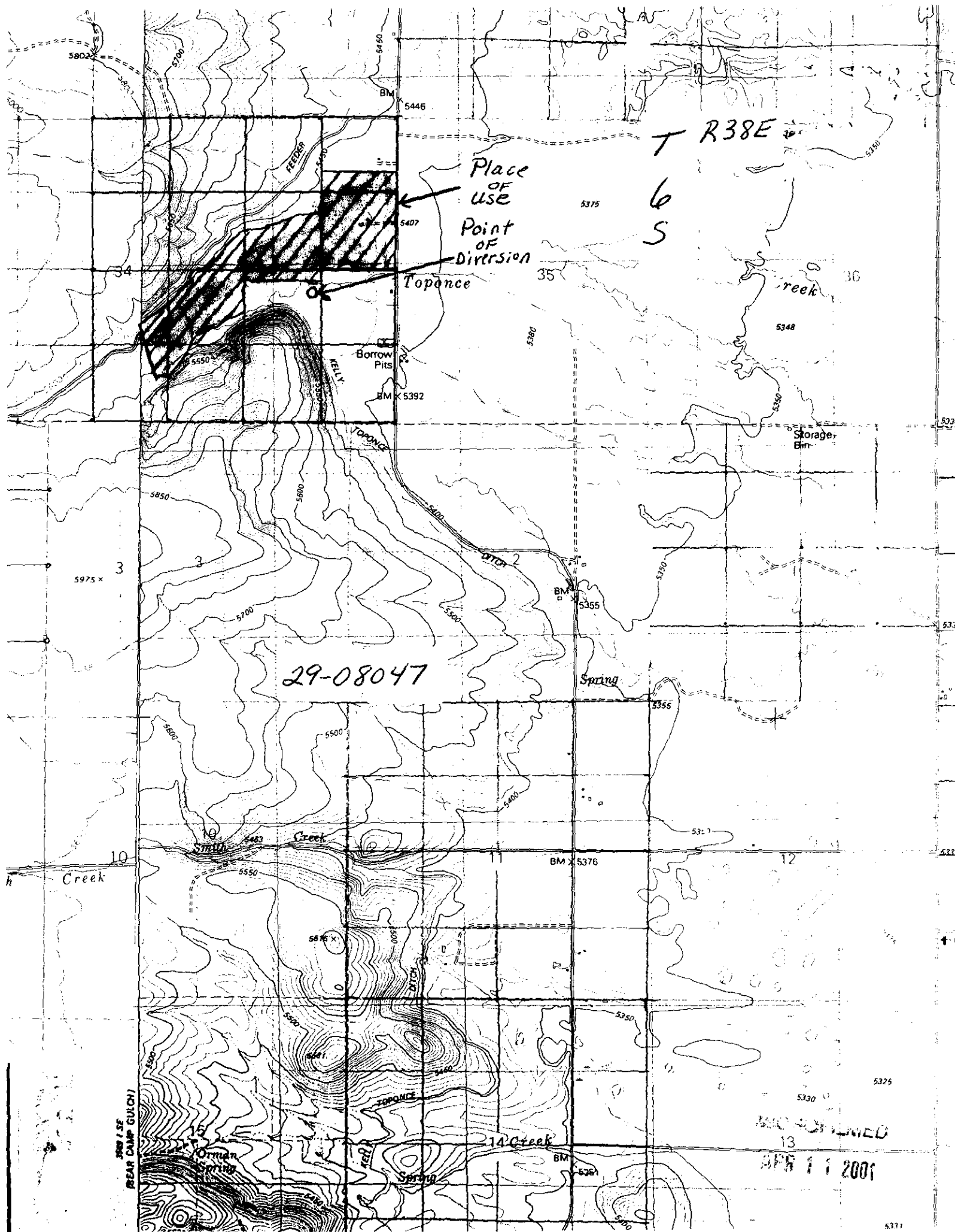
9.

NHE

31.2

39.3

12



T R38E

6
S

Place
OF
Use
Point
OF
Diversion
Topance

29-08047

APR 11 2001



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

September 21, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

ALBERT B AVANESSIAN
DIANNA B AVANESSIAN
KARO BABAIA
ROUBINA BABAIA
PO BOX 163
BANCROFT ID 83217-0163

Re: Permit No. 29-08047

Dear Water Right Holders:

This letter is to confirm that the assignment of ownership on the above referenced water right is satisfactory. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

A handwritten signature in black ink, appearing to be 'Jim Johnson', followed by a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:cz

RECEIVED

OCT 19 1994

WR0749NP
No. 29-08047

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/21/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALBERT B AVANESSIAN	12/07/1990	IRRIGATION	04-01 11-01	2.94 CFS	
C	DIANA B AVANESSIAN					
C	ROUBINA BABAIAN					
C	KARO BABAIAN					
	PO BOX 163					
	BANCROFT ID 83217-0163					
				TOTAL DIVERSION:	2.94 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T06S R38E S34 NWSE CARIBOU County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE															
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM			
---	---	---	---	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	---	
06S	38E	34	:	16			26	38	:					:	21	02	21	02	:		21				:	147.0	
																										TOTAL ACRES	147.0

Pou County: CARIBOU

Other Rights: 29-0085/0107A/0099/0101/2032B/0081/0082 & 0083.

Conditions of Approval:

- 01C - A flow measurement port or other device as specified by the
- Department shall be installed by the right holder to provide for
- the installation of measuring equipment and the determination of
- the rate of diversion by the Department.
- 048 - The use of water under this right shall not give rise to any
- claim against the holder of a senior water right based upon the
- theories of forfeiture, abandonment, adverse possession, waiver,
- equitable estoppel, estoppel by laches or customary preference.
- 049 - The Director retains jurisdiction of the right to incorporate
- the use into a water district, require streamflow augmentation
- or other action needed to protect prior surface water and
- groundwater rights.
- 03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

Dates: App. Received: 12/07/1990 Priority Date: 12/07/1990
Proof Due Date: 04/01/1994 Proof Made Date: 09/09/1993
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 03/13/1992 User-ID: VAULT Subject: Extension of Time Received

WR0749NP
No. 29-08047

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/21/94
PAGE: 2

=====
Comments: Date: 03/13/1992 User-ID: VAULT Subject: Extension of Time Received
Extension of Time Received

Date: 09/09/1993 User-ID: ANDREGG Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 01/11/91 BODELL 04/09/91 SKAGGS 04/10/91 SKAGGS 03/13/92 COMMENTS
03/16/92 GUSTAFSO 03/03/93 GUSTAFSO 09/09/93 COMMENTS 09/17/93 GUSTAFSO
09/21/94 CZIMMERM

RECEIVED

AUG 12 1994

Department of Water Resources
Eastern District Office

CARIBOU LAND TITLE INC.,
P.O. Box 608
241 South Main, #3
Soda Springs, Idaho 83276

1-208-547-4321
1-208-547-2241 Fax

1-800-942-8440
(Idaho only)

August 11, 1994

Dept. of Water Resources
900 North Skyline Drive
Idaho Falls, ID 83401

re: Permit No. 29-08047
Guthrie - Avanessian and Babaian

Gentlement:

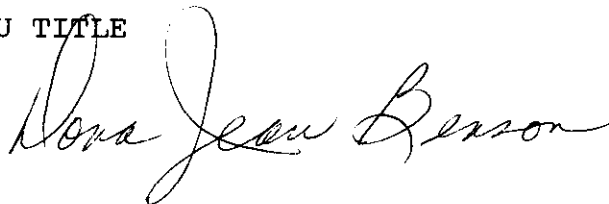
Enclosed herewith is the Assignment of Application fo Permit No. 29-08047 executed by Mr. and Mrs. Guthrie.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

CARIBOU TITLE

BY:



djb
enc

cc: Albert A. Avanessian

RECEIVED

OCT 19 1994

September 17, 1993

CAROL GUTHRIE
JAMES GUTHRIE
P.O. BOX 12
INKOM ID 83245

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-08047

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

OCT 18 1993

Permit No. 29-08047 Reviewed by KG Date 8/31/93

irrigate -147

Correct Uses? yes

data copy Well log in the file?

yes Required?
yes Installed?
NA Waiver requested?

Date proof received	124	
Date proof due		-
No. of days late		=
Priority Date		+
New Priority Date		

Question on the rate of diversion
Refund \$450

prof acceptable

Proof Made

9/9/93 9/17/93
1009



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 10, 1993

James and Carol Guthrie
PO Box 12
Inkom, ID 83245

Re: Permit No. 29-08047

Dear Permit Holder:

The Department is in receipt of the proof of beneficial use and \$600 license examination fee submitted in connection with the above referenced permit.

You indicate the total rate of diversion to be 2.94 cfs. You also indicate the source of water as a groundwater or well source. The license examination fee associated with 2.94 cfs and a groundwater source is \$150. You are, therefore, entitled to a \$450 refund. I have enclosed a copy of the fee schedule for your reference.

I have begun the process to refund the \$450 overpayment. The process takes between two and four weeks and will arrive under separate cover.

If you have any questions, or if I can be of any further assistance, please feel free to contact me.

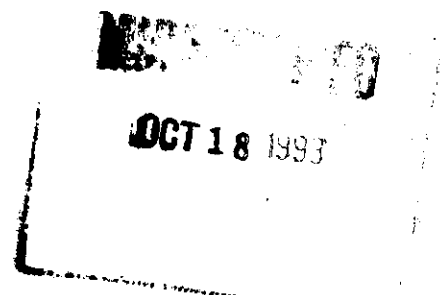
Sincerely,

A handwritten signature in cursive script that reads "Karen L. Gustafson".

Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: Fiscal



RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No: 0028463

Date: 8/30/1993
Time: 12:00:55

Received
From: GUTHRIE, JAMES K/CAROL A

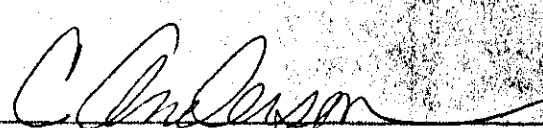
Type of Payment	Program A cct	Amount
BENEFICIAL USE #29-08047	56104 229 21 1155	600.00

Total

CHECK 4286

\$600.00

Region: STATE

Signature: 

OCT 18 1993

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
29-89-E-0040-000	O	JIM GUTHRIE INKOM, ID 83245	06S	38E	34	NW SE		CARIBOU

Subdivision Location and Description:

Subdivision Name:
Well Site Address:
City, State:Lot(s):
Block(s):

Geographic Location:

Accuracy Code:
Lat: : : N
Long: : : :

Proposed Use of Well: Irrigation

Proposed Casing Diameter: 16 In.

Proposed Depth: 250 Ft.

Well Use Comments:

Driller License No: 0215

Firm Name: NELSON DRILLING
Official: RAY NELSON

Permit Status: Permit

Verbal Issue Date:
Date Received: 09/11/1989
Date Approved: 09/11/1989
Proposed Start Date: 09/11/1989
Extension Date:
Extension Expiration:Receipt No. E010216
Receipt Date 09/11/1989
Fee \$ 408.00

Specific Conditions:

Permit Remarks:

WELL DRILLER'S LOG REPORT

Drilling Permit No: 29-89-E-0040-000

Water Right No: 29-08047

Injection Permit No:

Nature of Work: NEW WELL

Construction Method: ROTARY & AIR

Number of Monitor Wells:

Casing Diameter: 16 In.
Depth of Casing: 100 Ft.
Total Depth: 100 Ft.
Screen Installed?Static Water Level: 18 Ft.
Temperature: 52 F.
Production Rate: 1800.00 GPMActual Start Date: 09/05/1990
Well Finish Date: 09/10/1990Log Received Date:
Certification Date:

Field Inspection Date:

Inspector:

Well Log Remarks: NO RECIEVED DATE SHOWN ON THIS LOG. START AND FINISH DATES HAVE BEEN ESTIMATED. DRILLERS COMMENTS: HOLE WAS DRILLED TO 100' MALAD CASED TO 100' WITH 16" CASING, CASING WAS BROKEN IN SEVERAL PLACES AND HOLE ABANDONED. FORMATION LOOKED LIKE MOSTLY SAND AND GRAVEL LOOKS LIKE BENTONITE SEAL. THIS COMMENT LOOKS TO BE MADE BY THE DRILLER WHOM DEEPENED THIS WELL WITH PERMIT #29-90-E-059.

OCT 18 1993

3/89

Drilling Permit No. 29-89-E-040Water Permit No. 29-10089

Injection Permit No. _____

RECEIVED

SEP 18 1989

State of Idaho
Department of Water Resources

D R I L L I N G P E R M I T

Department of Water Resources

1. Applicant James Guthrie
2. Address Box 74 McCammon, ID 83250
Telephone 648-7302
- (X) Well Owner () Well Operator () Other, specify _____
3. Proposed well location NW 1/4 SE 1/4, or Gov't lot No. _____,
Sec. 34, Twp. 06S, Rge. 38E, County Caribou,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply)
- () Domestic () Stockwater () Monitoring
No. of households _____ No. of livestock _____
- (X) Irrigation () Industrial () Municipal
- () Injection () Other, Specify _____
5. Well construction information:
- () New well () Deepen (X) Replace
- Proposed surface diameter 16 Maximum depth 250
- Anticipated bottom hole temperature:
- (X) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Anticipated construction start date ASAP
7. Well Driller (if known) _____
Address _____
8. Applicant's signature James H. Guthrie
Title _____
Date 9-11-89

RECORDED

OCT 18 1993

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved.

If approved, this permit authorizes the construction of a well subject to the following conditions:

GENERAL CONDITIONS

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS

Dated this 11 day of Sept., 1989.

Signed

Ronald D. Cash

Title

REGIONAL MANAGER

Received by HWT Fee 100.00 Date 9-11-89

NOT RECORDED

Receipt No. 201016 Construction start extension to OCT 18 1993

Extension approved by _____

9-7-93

The well was drilled in 1989, It was deepened in 1990. While they were deepening the well it was damaged. It took the Courts until the late fall of 1992 to order that the well be repaired. This work was completed and the well was usable in April of 1993.

Carol Guthrie

MICROFILMED

OCT 18 1993



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 31, 1993

Carol and James Guthrie
PO Box 12
Inkom, ID 83245

Re: Permit No. 29-08047

Dear Permit Holder:

Returned is the proof of beneficial use you submitted to this office. Unfortunately, it is unacceptable as filed because several discrepancies exist.

In order for the Department to complete processing, further information is required. You incorrectly completed #6 (total rate and/or volume). You have indicated an acre foot measurement of 2001 or over. However, this measurement is used only when storing water in a pond or reservoir. When you divert water directly from a source for use, the "cfs" measurement is used. Since the Department cannot determine from this information exactly how much water you are diverting, we can only inform you of the amount appropriated on your permit. Your permit (copy enclosed) was issued for the diversion of 2.94 cfs.

Furthermore, you indicate that this well is being used to irrigate 275 acres. However, this permit was issued for the irrigation of only 147 acres. Your adjudication claim no. A29-10089 covers the additional acreage.

Lastly, Department records indicate the well was drilled in 1989 and deepened in 1990. However, you indicate the well was drilled in April of 1993. Please verify that this is the date that the driller made the final repairs to the well so that it was useable.

When you divert more than 0.04 cfs, a license examination fee applies. A \$150 license examination fee applies to a water right which diverts 2.94 cfs. I have enclosed a copy of the license examination fee schedule for your convenience. Once the Department receives the properly completed proof of beneficial use, and a determination is made as to the appropriate license examination fee, the Department will take steps to refund your overpayment.

RECEIVED
FILMED

OCT 18 1993

The Department will hold your file for 30 days to allow you time to resubmit the properly completed proof of beneficial use.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,


Karen L. Gustafson
Secretary/Records Manager

Enclosure

RECEIVED

OCT 18 1993



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 4, 1993

James and Carol Guthrie
PO Box 12
Inkom, ID 83245

Re: Permit No. 29-08047

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to April 1, 1994. Please note that the department has granted this extension based on ~~due diligence~~ ^{1.4994702}. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

MICROFILMED

APR 07 1993

ANALYSIS SHEET
FOR
EXTENSION OF TIME

Permit No. 29-08047 Reviewed by llg Date 2/19/93

BASIC INFORMATION

2/18/93 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
yes Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? yes Requested? enclosed in file
Is delay by a government agency?
Is supporting documentation needed to complete the file? Requested?
Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Recommend approval Based on litigation
Extend to 4/1/94

PRIORITY CALCULATION

Date extension received	<u>NA</u>	=	
Proof due date	<u>/</u>	=	
Number of days late	<u>/</u>	=	
Priority date	<u>/</u>	=	
New Priority Date		=	

DATA ENTRY

New Address _____
Change Proof Due Date 3/4/93 llg
Change Priority Date _____

JOHN B. KUGLER
ATTORNEY AT LAW

(208) 233-6234

RECEIVED

MAR 1 1993

Department of Water Resources

1156 EAST CENTER
P.O. BOX 4943
POCATELLO, IDAHO 83205

26 February 1993

Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720-9000

Attn: Karen L. Gustafson

Re: James & Carol Guthrie
Permit No. 29-08047

Dear Ms. Gustafson:

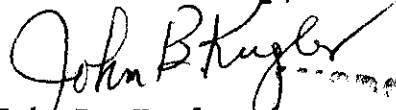
Your letter of February 19 to my clients, Jim & Carol Guthrie, has been delivered to me for response. I have some difficulty in effecting a response as requested in your letter since the litigation does not bring title to water in question as you assume. I can assure you, however, that there is litigation in regards to the Guthrie well and the litigation is with the well driller. I am enclosing a copy of a recent document which I caused to be filed with the court and which reflects the case number and the court in which litigation is involved.

The problem with the Guthries' well was not that anything is questionable concerning title; however, there is a problem in regards to their ability to effect appropriation. The Guthries were precluded from completing their system as they discovered, after expending many thousands of dollars in attempting to put a pump and appropriate bowls in the well, that Mr. Nelson's employee had either failed to properly weld the casing or had dropped and broken the casing and that he thereafter drilled into the casing and in effect plugged the well shut such that it filled with rocks, debris and sand.

As you can note from the request for trial setting which is enclosed, I thought we had this matter resolved and Mr. Nelson would be repairing or replacing the well late last year. Since he has taken no affirmative action to correct the error, I have no alternative except to proceed with the litigation. I would anticipate that the litigation will be completed in 1993 and that therefore a one year extension for the Guthries would be appropriate.

If you have any additional questions or require additional information, please call.

Yours sincerely,


John B. Kugler

JBK/d Enc.
pc: Mr. & Mrs. Guthrie

APR 07 1993

JOHN B. KUGLER
1156 East Center Street
P.O. Box 4943
Pocatello, ID 83205-4943
(208) 233-6234

Attorney for Defendants/Counterclaimants

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE
OF IDAHO, IN AND FOR THE COUNTY OF CARIBOU

RAY NELSON, dba NELSON DRILLING,	)	
	)	
Plaintiff/Counterdefendant,	)	Case No. CV-91-1248
vs.	)	
	)	
JAMES K. GUTHRIE and CAROL ANN	)	
GUTHRIE, husband and wife,	)	REQUEST FOR TRIAL SETTING
	)	
Defendants/Counterclaimants.	)	

COME NOW the defendants/counterclaimants in the above entitled proceeding and move the court for an order rescinding the order of the court dated November 16 and filed on November 17, 1992 and setting this proceeding for trial. This motion is made on the grounds and for the reason that the plaintiff/counterdefendant has breached the consideration for the settlement and stipulation in that the plaintiff has not made payment of the monies to have been paid in November of 1992 and the plaintiff/counterdefendant has failed to commence the repair or the replacement of the defective well which, as contemplated by the parties, was to have commenced many weeks ago. By reason of the failure of consideration or settlement, defendant requests

NOT RECORDED

APR 07 1993

an immediate trial setting.

Opportunity for oral argument is requested.

JOHN B. KUGLER

Certificate of Service

I HEREBY CERTIFY that a copy of the foregoing was served upon Clyde G. Nelson, P.O. Box 797, Soda Springs, ID 83276 and Scott L. Burnham, P.O. Box 1725, Pocatello, ID 83204, by U.S. Mail, this 24th day of February, 1993.

JOHN B. KUGLER

MICROFILMED

APR 07 1993



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 19, 1993

James and Carol Guthrie
PO Box 12
Inkom, ID 83245

RE: Permit No. 29-08047

Dear Permit Holder:

The Department acknowledges receipt of your request for extension of time. The request states that the delay in completion of this project is due to litigation. Before the department takes final action on your request, more information about the litigation is needed.

Please provide documentation regarding the litigation which demonstrates how the litigation brings the title of water into question, when the litigation began and when, if completed, it was resolved. The department will then review this information and if possible, grant an extension for the period of delay caused by the litigation.

Please return this documentation within thirty (30) days of the date of this mailing.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

MICROFILMED
APR 07 1993

January 31, 1993

CAROL GUTHRIE
JAMES GUTHRIE
P.O. BOX 12
INKOM ID 83245

PROOF DUE NOTICE

RE: PERMIT NO. 29-08047

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

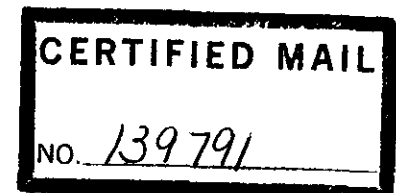
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



APR 07 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 16, 1992

James and Carol Guthrie
P.O. Box 12
Inkom, ID 83245

Re: Permit No. 29-08047

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to April 1, 1993. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

MICROFILMED

APR 08 1992

**ANALYSIS SHEET
FOR
EXTENSION OF TIME**

Permit No. 29-08047 Reviewed by Klg Date 3/13/92

BASIC INFORMATION

3/12/92 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

✓ Has adequate work been completed to demonstrate due diligence?
Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? Requested? _____
Is delay by a government agency?
Is supporting documentation needed to complete the file? Requested? _____
Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

*approve Based on due diligence
extend to 4/1/93*

PRIORITY CALCULATION

Date extension received	<u>NA</u>	=	_____
Proof due date	<u>/</u>	=	_____
Number of days late	<u>/</u>	=	_____
Priority date	<u>/</u>	=	_____
New Priority Date	<u>/</u>	=	_____

DATA ENTRY

New Address _____
Change Proof Due Date 3/16/92 Klg

January 31, 1992

CAROL GUTHRIE
JAMES GUTHRIE
P.O. BOX 12
INKOM ID 83245

PROOF DUE NOTICE

RE: PERMIT NO. 29-08047

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

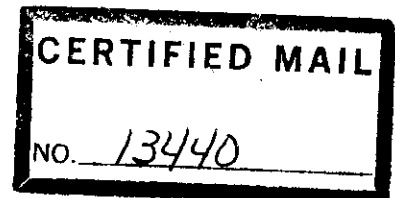
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



MICROFILMED

APR 08 1992



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 19, 1991

JAMES GUTHRIE
CAROL GUTHRIE
P.O. BOX 12
INKOM, ID 83245

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 29-08047

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MICROFILMED

MAY 07 1991

APPLICATION FOR PERMIT REVIEW

Application #: 29-8047
Date: 4-10-91

Reviewer: Pam Skaggs *CS*

Existing:

No - 26A-P17
Complete in 1 year - P16

Yes

✓Proof not submitted - P16
Proof submitted - N/A

Groundwater:

✓GT. 0.7 cfs - 01G-P03, 01C-P03 (existing well)
LT. 0.7 cfs - N/A

Drilling Permit:

Approved w/permit - P99
Not included *already approved* - 046-P23 (All GW, even existing wells)

Location:

Water Districts - WD No. 29
Surface water - 005, 005-01H-P01 (LT.7 w/pump)
005-01J-P08 (GT.7)

✓Groundwater *existing* - P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

✓Swan Falls Flag - 1 (1, Blank or Other)

Trust - 051-052-053-P74 (Cons.), 041 (DCMI, w/Irr
or Irr & Dom)

✓Non Trust - 048-049

River Basins:

(Surface Water) Water District Control Condition &....

Boise (63) - 05A & 11E

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

Use:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)

Power - Use Power Review

Mining - 06A or 010, 09E-P10 & 054(req.)

Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)

Rec. & Aesthetic - 027(Non-Consumptive)

Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

Minimum Stream Flow:

Overlapping uses - 029-P20

✓Beneficial Use Due Date: - 04-01-1992

Other Conditions Recommended _____

NOT FILMED

MAY 07 1991

4-11-91

PROCESSING ☒ Yes ☐ No In form for advertising
☒ Yes ☐ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☐ No Protests received
Final date for protest 2-25-91
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations, attached
☐ Yes ☒ No Measuring device required
☒ Yes ☐ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

See below for additional information
Date of priority recommended 12-7-90
By AWJ Date 3-20-91

STATE OFFICE REVIEW

See below for additional information
By _____ Date _____

ADDITIONAL INFORMATION

Overlapping rts from Toponce Creek

Conditioning 5/16/97

LOCAL PUBLIC INTEREST

Comments received from

_____ City	_____ Idaho Fish & Game	_____ Irrigation District
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Division of Environment	_____ Other

Project impacts/implications report

COMMENTS

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

February 27, 1991

Wayne Hatch
3043 Kelly Toponce Rd
Bancroft ID 83217

Mr. Hatch:

I received your letter of February 25, 1991 reference the new application for permit for James and Carol Guthrie. You may remember that I visited with you on this matter late last summer. Mr. Guthrie's original application for a transfer of point of diversion was denied based on the findings of that visit. However, Mr. Guthrie is within correct procedure to make a new application for permit.

This office required Mr. Guthrie to get a second \$200.00 drilling permit to cover the drilling activity he had on his property. The application for permit allows a protest to be filed within ten (10) days of the last newspaper advertisement. That date was up February 25, 1991. I received your letter on February 26, 1991 which was one day too late. At this point I cannot accept your letter as a valid protest and I will continue to process Mr. Guthrie's application.

If you have additional questions on this matter please let me know.

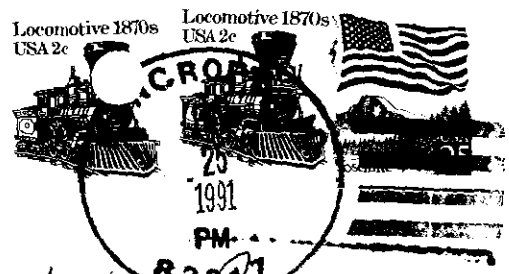
Sincerely,

Harold W. Jones
Water Resource Supervisor

HWJ:lk

FILED
MAY 07 1991

RECEIVED



Idaho Dept. of Water Resources
525-7161
150 Shoup ave
Idaho Falls
Idaho
83402

83241
MICHAEL

MAY 07 1991

RECEIVED

FEB 26 1991

Department of Water Resources
Eastern District Office

2. newly Idaho

25 Feb. 1991

Dear Sir:

What is it going to take to get an answer to the questions I wrote to you about over 6 months ago? I now read in the Paper that James and/or Carol Guthrie of I. whom has applied for a Permit to Pump out of a well he did not have a permit to drill. If this well affects my well to my home I will have it shut off. If I cannot get answers from your office maybe I will have to go see Mr. Higginson in person. I do not believe you have any right to give Mr. Guthrie this permit because of the regulation of not doing this according to the Law. I am looking forward of hearing from you and having the answers answered

MICROFILMED

Yours Truly
Wayne Hatch

MAY 07 1991

28-Feb-1991

CARIBOU COUNTY SUN
PO BOX 815
SODA SPRINGS ID 83276

RE: APPLICATION NO. 29-8047

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on February 7 & 14, 1991.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RITA BODELL
Secretary/Office Coordinator

UNRECORDED

MAY 07 1991

04-Jan-1991

JAMES OR CAROL GUTHRIE
PO BOX 12
INKOM ID 83245

RE: Application No. 29-8047

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in Caribou County Sun on JANUARY 17 & 24, 1991. The advertisement will be published for two consecutive 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.

If the application is not protested, it will be forwarded to our state office in about five weeks. 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. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

RECEIVED

MAY 07 1991.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 22, 1991

CARIBOU COUNTY SUN
P.O. BOX 815
SODA SPRINGS, ID 83276

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 25, 1991.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

MAY 07 1991

29-08047

GUTHRIE, JAMES
GUTHRIE, CAROL
P.O. BOX 12
INKOM, ID 83245

Source: GROUNDWATER

Diversion Pt: NWSE Sec 34 T 06S R 38E

Use: IRRIGATION (2.940 CFS)
Total Diversion: (2.940 CFS)

Date Filed: 12/ 7/ 1990

In: T06S R38E S34	NENE	SWNE	SENE	NESW
	NWSW	SWSW	SESW	NWSE

147.0 ACRES TOTAL

MICROFILMED

MAY 07 1991

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) James or Carol Guthrie
2. Mailing Address P.O. Box 12, Inkom, Id 83245
Telephone 775-3416 (648-7302)
- ☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location NW 1/4 SE 1/4, or Gov't Lot No. _____
Sec. 34, Twp. 6 S, Rge. 38 E, County Caribou
Street Address of Well Site Kelley - Toponce Road
Lot, block and subdivision _____
4. Proposed use of well:
- ☐ Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
- Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
- ☒ Non-Domestic: Any beneficial use not included within the definition of domestic.
- ☐ Injection
- ☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
5. Well construction information:
- A. ☒ New well ☒ Deepen ☐ Replace - See Condition 9
- B. Proposed Surface Diameter 14 Proposed Maximum Depth 250
- C. Anticipated bottom hole temperature:
- ☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212° or more (Geothermal well)
6. Construction Start Date ASAP
7. Anticipated Well Driller Nelson Well Drilling
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature James K. Guthrie Date 8 Nov 1990
Title _____
(Owner, Firm Representative, Other)

MICROFILMED
MAY 07 1991

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved Date 7 Nov 1990

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Dennis M. Dunn Sr Water Resource Agent
Signature of Authorized Department Representative Title

Receipt No. 43646 Received by JT Fee 200⁰⁰ Date 8 NOV 90

MAY 07 1991

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]