

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07720

Priority: June 10, 1983

Maximum Diversion Rate: 0.01 CFS
Maximum Diversion Volume:¹ 0.3 AF

This is to certify, that FRANK LEW
STAR RT. BOX 278
MCCAMMON, ID 83250

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated June 10, 1983; and
has submitted Proof of Beneficial Use on April 8, 1986. An examination indicates
that the works have a diversion capacity of .010 cfs of water from:

SPRING tributary to **SINKS**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.01 CFS	0.1 AF
	Totals	0.01 CFS	0.3 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 28, Township 09S, Range 36E
BANNOCK County

PLACE OF USE: STOCKWATER

TWN RGE SEC

09S 36E 28 NENE

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

MicroFILMED

OCT 11 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07720

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 2ND
day of October, 1989.

Acting for R. Keith Higginson, Director

RECORDED

OCT 11 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Frank Lew Phone 254-3264
Post office address Star Route, Box 278, McCammon, ID 83250
2. Source of water supply spring which is a tributary of sinks
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 28 Township 9S
Range 36E B.M. Bannock County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 cfs for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 cfs for stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 cfs for irrigation purposes from 3/15 to 11/15 (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:

a. 0.08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. collection box to gravity system for
domestic home and stock troughs

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 28 Township 9S
Range 36E B.M.

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

(3) List number of each kind of livestock to be watered 10 head range cattle

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 2.

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

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Total number of acres to be irrigated /

c. Describe any other water rights used for the same purposes as described above. _____

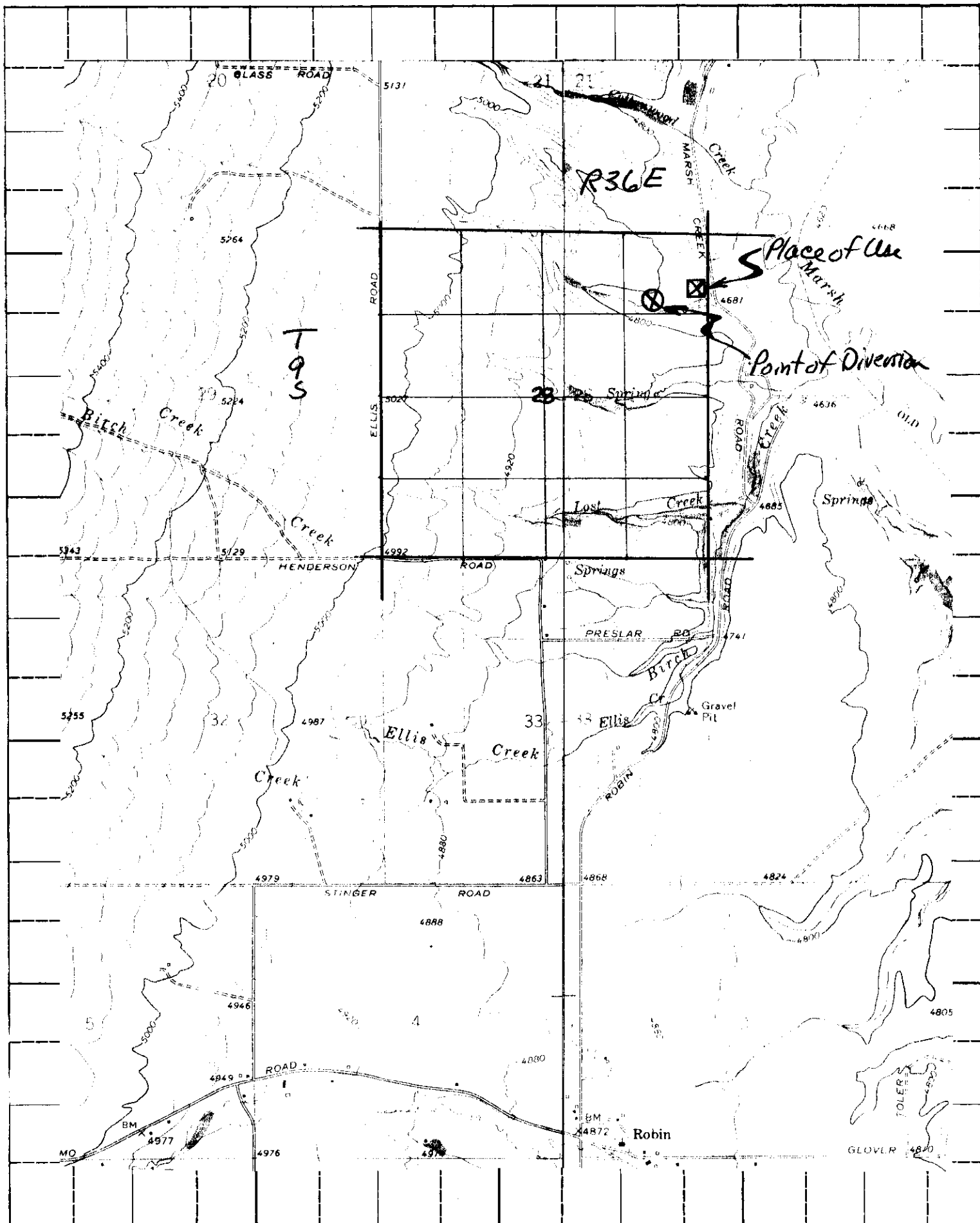
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks Water from spring rises and sinks on applicant's property.

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



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.

Grand Lee
(Applicant)

MICROFILMED

Proposed Priority 6/10/83

MICROFILMED

Received by KCW Date 6-10-83 Time 0900

Preliminary check by HWT Fee \$ 30.00

Received by BP Date 6/10/83 # 30834

Publication prepared by OT Date 8-7-85

Published in Idaho State Journal

Publication dates 8-15 & 8-22-85 & 8-29-85

Publication approved tw Date 9/24/85

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by MC tw

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. 29-7720, 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 September 1, 19 90.
- 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. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 26th day of September, 1985.

J. Glen Saxton
Chief, Operations Bureau

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Sandra K. Herald

RECEIVED

AUG 30 1985

NOTICE OF PUBLICATION
The following notice has been
filed in accordance with the laws of
the State of Idaho.

29-7720

LEWIS & CLARK, ID

Section 28, T 09S R 36E

Section 28, T 09S R 36E

Section 28, T 09S R 36E

Section 28, T 09S R 36E

Section 28, T 09S R 36E

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Section 28, T 09S R 36E

Section 28, T 09S R 36E

Section 28, T 09S R 36E

Section 28, T 09S R 36E

being first duly sworn on oath deposes and says: That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

August 15, 1985
August 22, 1985
August 29, 1985
_____, 19____
_____, 19____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Sandra K. Herald

Subscribed and sworn to before me this 30th

day of August, 1985.

Jeri L. Larsen

Notary Public, State of Idaho
Residence: Pocatello, Idaho

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PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been
filed to appropriate the public waters of
the State of Idaho:

29 7720

LEW, FRANK
STAR RT. BOX 278, MCCAMMON, ID
83250

Source: SPRING trib. to SINKS

Date Filed: 06-10-1983

Diversion Pt: NENE Sec 28 T 09S R 36E

Use: IRRIGATION (0.02 CFS)

STOCKWATER (0.02 CFS)

DOMESTIC (0.06 CFS)

In: NENE Sec 28 T 09S R 36 E FOR 1
ACRES

The permit(s) will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Section 42-203A,
Idaho Code and/or a new public interest
criteria of Section 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 SEPTEMBER 9, 1985.

S/KEN DUNN, Dir.
August 15, 22, 29 1985.
No. 261

Sandra K. Herald

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of Amer-
ca, more than 21 years of age, and the Principal Clerk of THE IDAHO
STATE JOURNAL, a daily newspaper, printed and published at Pocatello,
Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was
published in the said IDAHO STATE JOURNAL, on the following dates,
to-wit:

August 15, 1985

19

August 22, 1985

19

August 29, 1985

19

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That said paper has been continuously and uninterruptedly published
in said County for a period of seventy-eight weeks prior to the publication
of said notice or advertisement and is a newspaper within the meaning
of the laws of Idaho.

Subscribed and sworn to before me this

30th

day of August, 1985

Notary Public, State of Idaho

Residence: Pocatello, Idaho

MICROFILMED

October 3, 1989

FRANK LEW
STAR RT. BOX 278
MCCAMMON, ID 83250

RE: PERMIT NO. 29-07720

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

INDEXED
OCT 11 1989

September 11, 1989

FRANK LEW
STAR RT. BOX 278
MCCAMMON, ID 83250

RE: PERMIT NO. 29-07720

Dear Permit Holder(s):

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

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MINING DIVISION

OCT 11 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

29-7720
Permit No.

ED 10/31/86

RECEIVED

OCT 23 1987

Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index Kaw 01 APR 87 (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☐ Other: Permit 29-7719

Check of P/U index Kaw 01 APR 87 (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: Permit 29-7719

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed RL 7-14-87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent 7/23-87 (Initial and date)

Exam Reviewed by Manager of Regional Office 8/9/87 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office 10/21/87 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

001100

A. GENERAL INFORMATION

Permit No. 29-7720

1. Owner: Frank Lew

Phone No. 254-3264

Current Address: Star Route, Box 278, McCammon Idaho 83250

2. Accompanied by: owner

EXAM. DATE: 6-1-87

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: N.A.

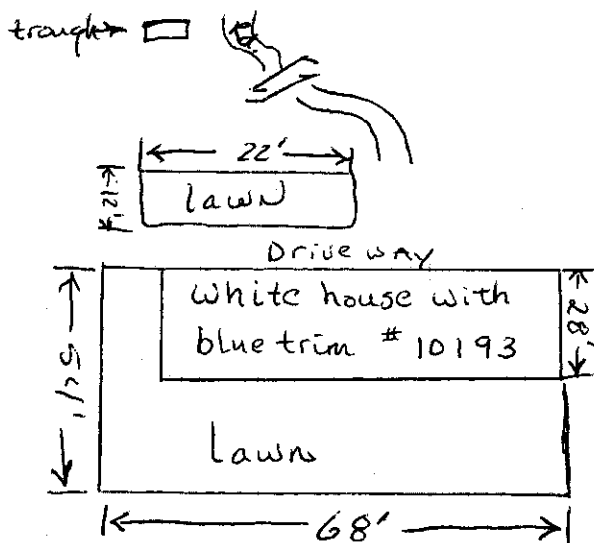
☐ **Copies Attached**

2. Other water rights with same point of diversion: N.A.

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



marsh Creek Rd.

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ **Photo of Diversion and System Attached**
(required for all but single household domestic groundwater, and stockwater.)

☒ Aerial Photo Attached (required for irrigation of 10 acres or more).

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OCT 11 1989

System Description (continued)

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

Spring to 1" P.V.C pipe 500 Ft to 1000 gallon collection tank then 1 1/2" P.V.C. approx. 15' to trough, then piped to Home approx. 1/2 mile.
watering 10-cows at trough.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N.A.	—	—	—	—	—

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

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

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NE	28	95	36 E	Bannock	

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

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
95	36 E	28	0																0

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OCT 11 1989

Do not use this space

Do not use this space

REPRODUCED

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Bucket					2 1/2 gallon	
Stop watch						

2. Measurements:

Filled 2 1/2 gallon bucket in 3 min & 54 seconds at the 1 1/2" pipe editing the 1000 gal storage tank.

Spring Flow varies from year to year.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = \frac{2.5 \text{ gallon}}{3.9 \text{ min}} = 0.64 \text{ gpm.} \div 448.8 = 1.43 \times 10^{-3} \text{ c.f.s.}$$

2. Alternate Method for Checking Purposes:

allow 0.01 cfs
HWS

F. PUMP EFFICIENCY DATA (Optional)

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

Total Head: (1) + (2) = _____ (3) : Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (1.05 \times 3.5) = 0.18$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (1.43 \times 10^{-3} \times 245 \times 1.9835) = 0.69$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 0.18$$

2. Volume Calculations for Other Uses:

$$10 \text{ cows} \left(\frac{12 \text{ gal}}{\text{day}} \right) \left(\frac{365 \text{ day}}{\text{year}} \right) \left(\frac{1}{325850} \right) = 0.13$$

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OCT 11 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

checked water spout at the home and it Filled a 2 1/2 gallon bucket in 47 seconds

OCT 11 1989

UNRECORDED

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1-1	12-31	~~.0014~~ 0.01	.18
Stockwater	1-1	12-31	~~.0014~~ 0.01	.13
Totals:			~~.0014~~ 0.01	.31

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Signature

Certification Date

Field Report Preparation Date

Richard Leroy Jr.
Richard Leroy Jr.
9/30/1989

Steve McCormick

CONSULTANT SEAL

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

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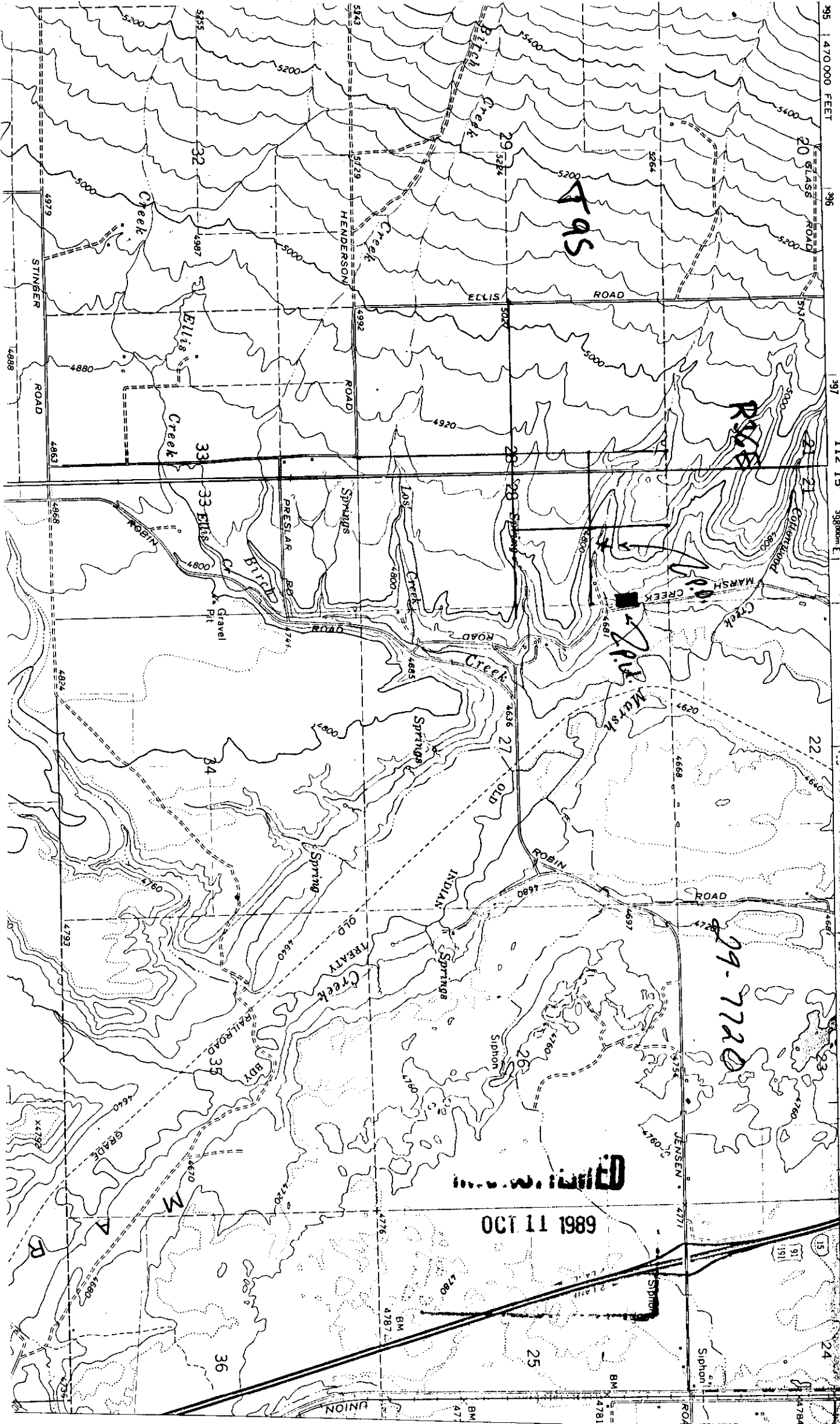
OCT 11 1989

29-7720



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OCT 11 1989



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#29-7720

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

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

29-7720
LEW, FRANK
STAR RT. BOX 278
MCCAMMON, ID 83250

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

June 19, 1987

Dear Permit Holder:

LAPSE NOTICE
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on August 19, 1987, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on June 19, 1986.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before October 19, 1987, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. GLEN SAXTON, Chief
Operations Bureau

MICROFILMED

Enclosure

OCT 11 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

29-7720

Frank Lew
Star Rt. Box 278
McCammon, ID 83250

138797

June 19, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

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

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

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

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

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

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

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

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

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

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

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

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

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,


L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

RECEIVED

Permit No. 29-7720 APR 8 1986
Name(s) of Permit Holder(s): Frank Lee
Post Office Address: Star Rt Box 270 Department of Water Resources
McCannon, ID Tel. No. Easton District Office

☒ I hereby certify that construction of diversion works for the above referenced permit began on May 1986 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

4-8-86
Date

Frank Lee
Signature of Permit Holder

PLACE
STAMP
HERE

RECEIVED

APR 9 1988



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

APR 9 1986

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

APR 8 1986

Department of Water Resources
Eastern District Office

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 29-7720

Name(s) of Permit Holder: Frank Lew

Post Office Address: Star Rt Box 278 McCammon ID

Telephone No. 254-3264

Source of Water: Spring

Extent of Use:

Domestic one (number of households)

Stockwater 10 head (number and type of stock)

Irrigation one acre (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: _____

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

Person to contact to accompany the Department representative during the field examination:

See above
(Name)

(Address)

(Telephone Number)

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

4-8-86
Date

Frank Lew
Signature of Permit Holder (and Title, if appropriate)

MICROFILMED

6-16-86
JH

R.M. WHITTIER
JOHN C. SOUZA
MONTE R. WHITTIER

WHITTIER & SOUZA, P.A.
ATTORNEYS AT LAW
940 EAST CLARK
POCATELLO, IDAHO 83205

P. O. BOX 4082
PHONE 233-6444

May 24, 1985

RECEIVED
MAY 30 1985

Ms. Cynthia Cranstron-Felton
Nelson, Rosholt, Robertson, Tolman & Tucker
P.O. Box 1906
Twin Falls, Idaho 83303

Department of Water Resources

Re: Idaho Power Company v.
Idaho Department of Water Resources
Case No. 81375
Client: Frank Lew

Dear Ms. Cranstron:

In response to your correspondence in reference to case number 81375 entitled Idaho Power vs. Idaho Department of Water Resources, Mr. Frank Lew hereby requests that application 297720 be removed from the pending lawsuit. Further, this is ~~to state~~ that Mr. Lew does not waive his interest in the balance of his rights by said removal and maintains the integrity of said interest.

If you have any questions or comments, please feel free to contact me.

Very truly yours,

WHITTIER & SOUZA, P.A.



R. M. WHITTIER

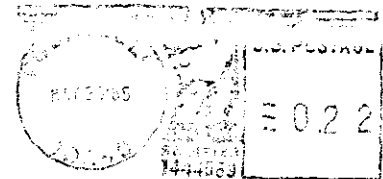


RMW/lis

cc: Department of Water Resources
Frank Lew

MICROFILMED

WHITTIER & SOUZA, P.A.
ATTORNEYS AT LAW
940 East Clark - P.O. Box 4082
Pocatello, Idaho 83205-4082



Department of Water Resources
Statehouse Mail
Boise, Idaho 83701

September 30, 1985

RE: Permit No. 29-7720

Frank Lew
Star Rt., Box 278
McCammon, ID 83250

Dear Permit Holder:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: AWJ

APPLICATION NUMBER: 29 7720

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. Appl. 29-7480 in hold file
☒ Yes ☐ No* In form for advertising.
Final date for protests: 9-02-85 9-09-85
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8-30-85
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 29 H-
☒ 6-10-83 Date of priority recommended.
Special conditions of approval or cover letter. _____

#26

dismissed from SF (#5)

By: Ernest Carlson

Date: Sept. 11, 1985

STATE OFFICE REVIEW:

417

36

- ☐ See attached sheet for more information.

By: KW

Date: 9/24/85

SEP 16 1985

Department of Water Resources

spring
sinks
therefore
w.m.
control
not
necessary

MICROFILMED

RECEIVED

CW

August 6, 1985

Ms. Cindy Cranston Felton
P.O. Box 1906
Twin Falls, ID 83303

Dear Cindy:

According to the provisions of the agreement signed October 25, 1984, applications limited to certain beneficial uses are eligible for dismissal from Ada County Civil Case 81375.

Based on our understanding of the definition "consumptive domestic" and "non-consumptive commercial, municipal, and industrial", we have identified applications that appear to comply with the criteria essential for dismissal. A profile of each application is enclosed for your consideration.

We are proceeding with the publication of notices advising these applications have been filed, but will continue to withhold other administrative action pending notification from your office that an application has been released.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosures

MICROFILMED

29-7720

LEW, FRANK

STAR RT. BOX 278, MCCAMMON, ID 83250

Source: SPRING trib. to SINKS

Date Filed: 06/10/1983

Diversion Pt: NENE Sec 28 T 09S R 36E

Use: IRRIGATION	(0.02 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.06 CFS)

In: NENE Sec 28 T 09S R 36E FOR 1 ACRES

Adm. changed to inc.
new sentence. Ed. - 8/22, 8/29
LDP 9/9/85.

MICROFILMED