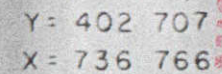


02-07467

7
6

OCT 03 1995

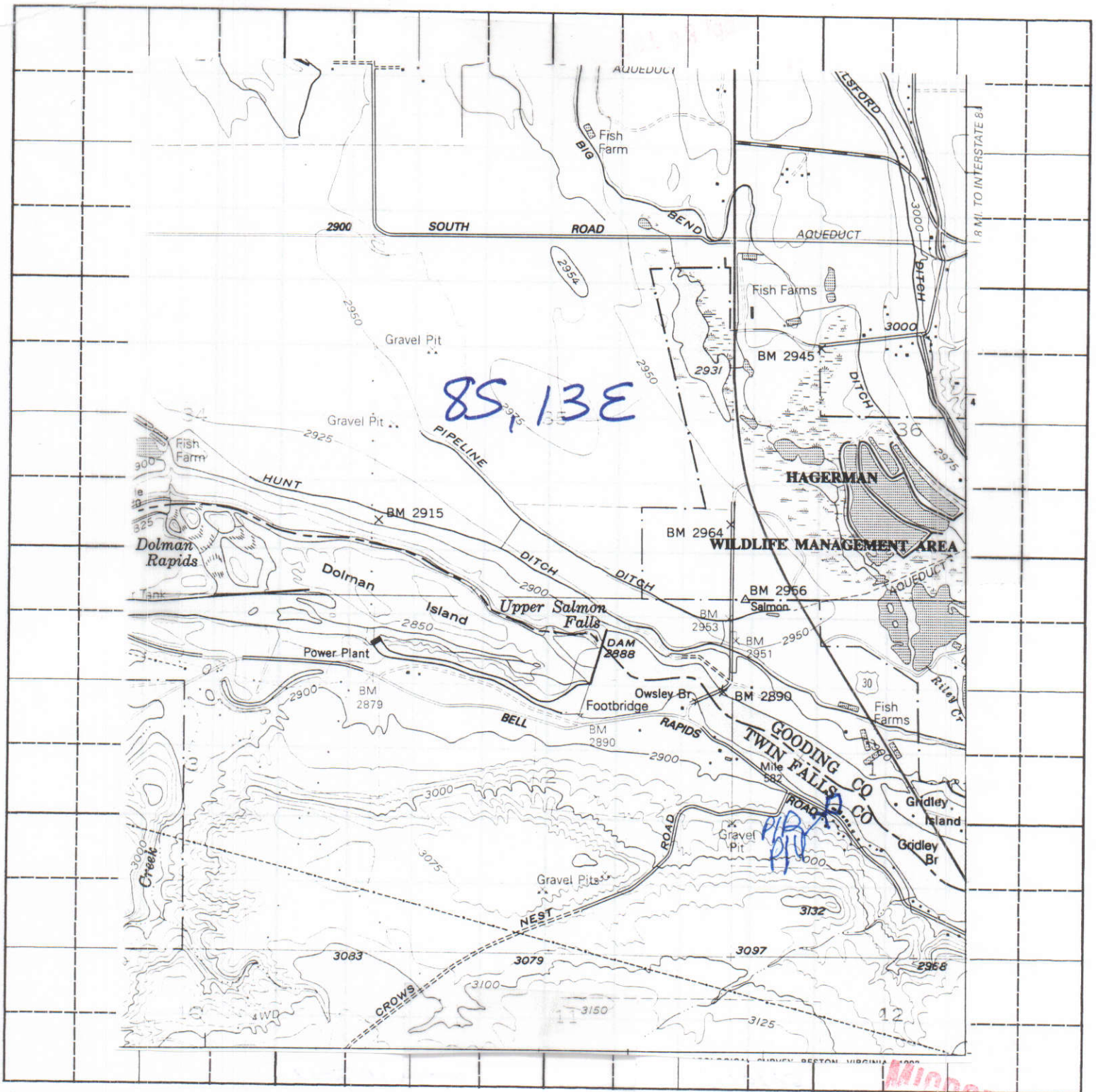


This plat re
the south, e
tion of the
the subdivis
the corners
according to

Except as indicated
are as shown
February 13,
26, 1945, and

This depende
photogramme
vertical cont
vey was obta
USGS triangl
supplemented
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verse. All o
and temporary
the flying of

13. 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.

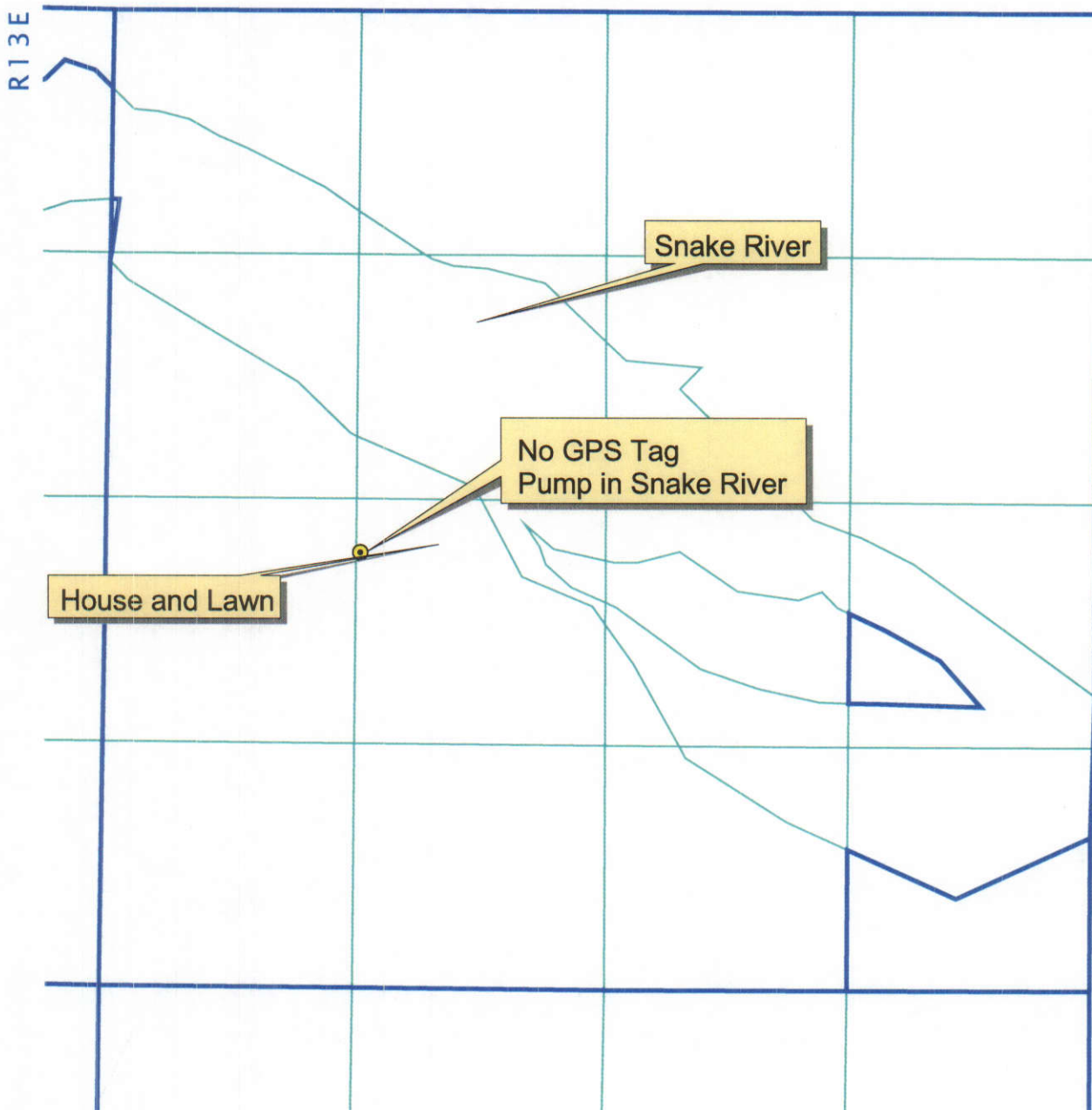
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

David Schultz
(Applicant)

Idaho Department of Water Resource
Recommendation for 02-07467

David Schultz

T08S



● Points of Diversion

□ Quarter-quarter Lines

□ Section Lines

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OCT 23 2000



Point of Diversion

T08S R13E S1

Data entry on July 27, 2000

Point of Diversion Presentation

1987/1988 NAPP Photography

Data Entry By: Amanda Folsom

Bell Rapids Rd

02-07467

Drive Way

House

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OCT 23 2000

Garden

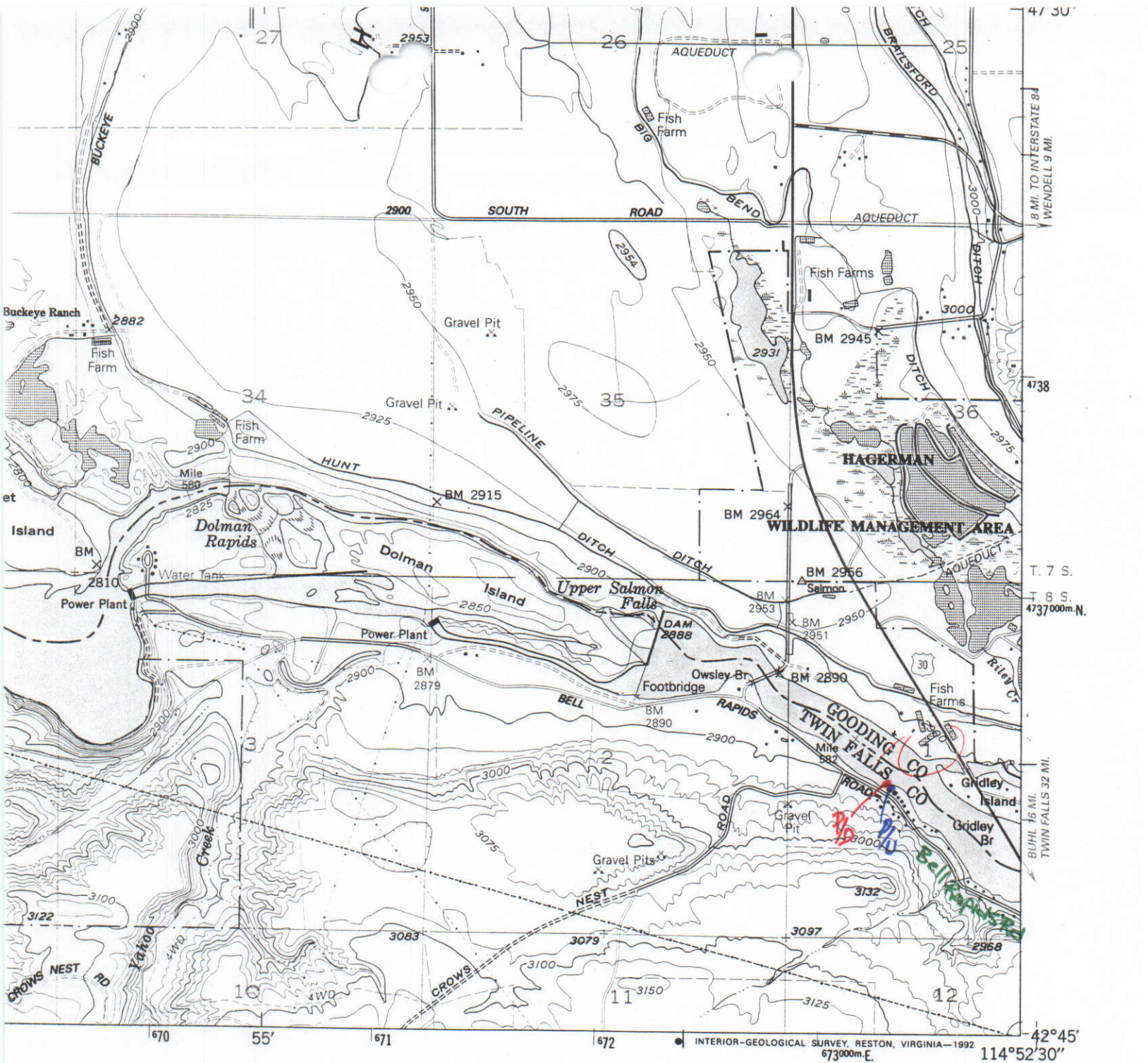
50'

156'

Irrigated Lawn

* Pump

Snake River



ROAD CLASSIFICATION

Primary highway, hard surface	Light-duty road, hard or improved surface
Secondary highway, hard surface	Unimproved road

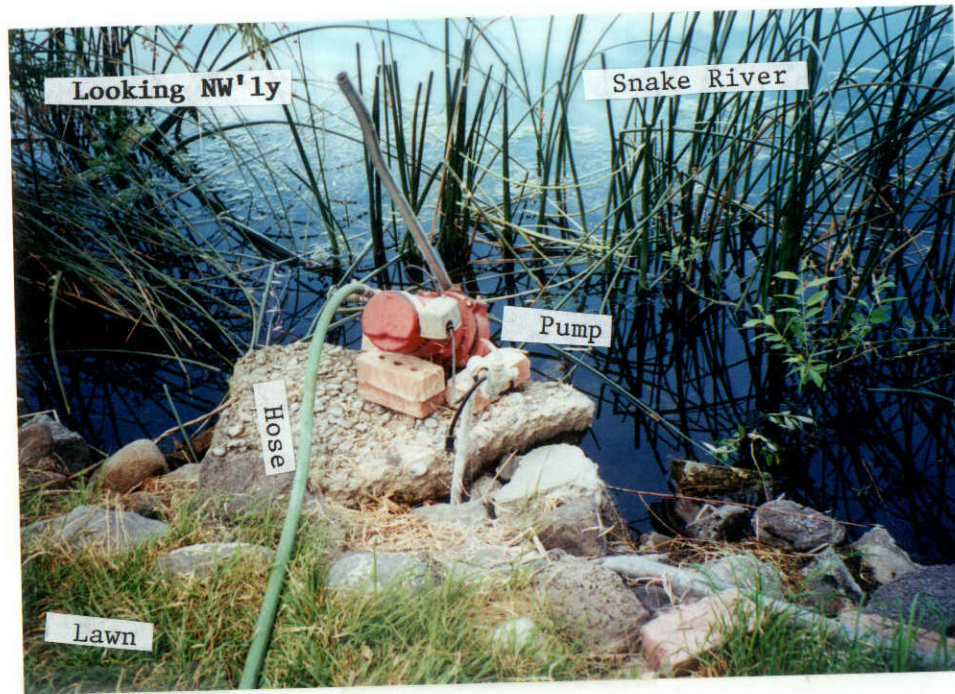
○ Interstate Route □ U. S. Route ○ State Route

1929
BY STANDARDS
VEY
GINIA 22092
AVAILABLE ON REQUEST

TOBS RISE SI
02-07467

HAGERMAN, IDAHO
42114-G8-TF-024
1949
REVISED 1992
DMA 3069 IV SW-SERIES V893

AA-69



UNFILMED
23 2000



David Schultz
FE: Amanda Folsom
Date: July 25, 2000

02-07467

**NOTICE OF
APPLICATION FOR
WATER PERMIT**

The following application
has been filed to
appropriate the public
waters of the State of
Idaho:

DAVID SCHULTZ
62 BELL RAPIDS RD
HAGERMAN ID 83332
02-07467

Source: Snake River
tributary to Columbia
River

Diversion Pt: Lot 8
(NW1/4NE1/4SW1/4), S1,
T8S, R13E; Twin Falls
County.

Use: irrigation (.02
cfs) 4/1-10/31

Date Filed: 6/7/1995

In: .2 acres within Lot 8
(NE1/4SW1/4), S1, T8S,
R13E.

The permit will be subject
to all prior water rights.
Any protest must be filed
with the Director, Dept. of
Water Resources,
Southern Region, 222
Shoshone Street East,
Twin Falls, ID 83301
together with a protest fee
of \$25.00 on or before
September 4, 1995. The
protestant must also send
a copy of the protest to
the applicant.

Karl J. Dreher, Director

Published in Times News
on 8/17 & 8/24/95.

Affidavit of Publication

STATE OF IDAHO

COUNTY OF TWIN FALLS } SS.

No 27393

I, Linda Capps McRorie being first duly sworn upon oath, depose
and say that I am Brian Mark of the TIMES-NEWS, published daily, at
Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per
clipping attached, was published in the regular and entire issue of said newspaper, and not in any
supplement thereof, for Two consecutive issues,
commencing with the issue dated August 17, 19 95,
and ending with the issue dated August 24, 19 95.

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

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

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 12 day of Sept. in the year of 1995 **NOT 03 1995**, before me,
a Notary Public, personally appeared Linda Capps McRorie,
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.

Heva R. Feltman
Notary Public for Idaho

Residing at Twin Falls, Idaho.

My commission expires: 5/19/2000

OK
NB
9/13/95

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 02-07467

Priority: June 7, 1995

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

0.8 AF

This is to certify, that DAVID SCHULTZ

62 BELL RAPIDS RD

HAGERMAN ID 83332

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 7, 1995; and has submitted Proof of Beneficial Use on April 4, 1996. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

SNAKE RIVER

tributary to COLUMBIA RIVER

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>
IRRIGATION	03/15 to 11/15	0.02 CFS	0.8 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 8 (NWNESE), Sec. 1, Township 08S, Range 13E
TWIN FALLS 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>
08S	13E	1	Lot 8 (NESW)	0.2		0.2

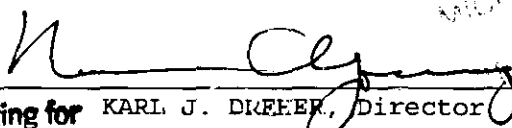
Total number of acres irrigated: 0.2

CONDITIONS OF APPROVAL AND REMARKS

1. Irrigation use under this right is authorized only in connection with a domestic use.
2. This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 0.8 afa at the field headgate for irrigation of the land described above.
3. Water shall not be diverted under this right when flows in the Snake River are below established minimum flow amounts at any of the following locations: Weiser, 4750 cfs; Johnson Bar, 5000 cfs; Lime Point 13,000 cfs; and at Murphy, 3900 cfs from 4/1 to 10/31, 5600 cfs from 11/1 to 3/31.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 19TH day of

OCTOBER, 2000.


Acting for KARL J. DREHER, Director

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PROOF OF BENEFICIAL USE

Department of Water Resources

- Signature of permit holder: David Schult **Microfilm** Date: 4-4-96
(include your title, if on behalf of company or organization)

APR 29 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 02-07467

Proposed Priority: June 7, 1995 Maximum Diversion Rate: 0.02 CFS

This is to certify, that **DAVID SCHULTZ**

62 BELL RAPIDS RD

HAGERMAN ID 83332

has applied for a permit to appropriate water from:

SNAKE RIVER

tributary of **COLUMBIA RIVER**

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 10/31	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 8(NWNESW), Sec. 1, Township 08S, Range 13E
TWIN FALLS 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>
08S	13E	1	Lot 8(NESW)	0.2		0.2

Total number of acres irrigated: 0.2

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1996**.
2. Subject to all prior water rights.
3. Irrigation use under this right is authorized only in connection with a domestic use.
4. The right shall not be assigned or sold without first securing the written approval of the Department of Water Resources.
5. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
6. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
7. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
8. The Director retains jurisdiction of this right and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
9. Water shall not be diverted, under this right, when flows in the Snake River are below established minimum flow amounts at any of the following locations: Weiser, 4750 cfs; Johnson Bar, 5,000 cfs; Lime Point 13,000 cfs.

State of Idaho
Department of Water Resources

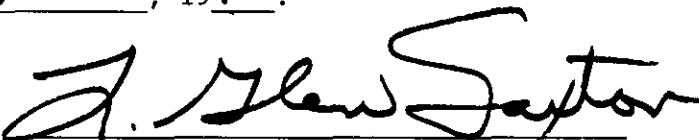
Permit To Appropriate Water

NO. 02-07467

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

29th day of September, 1975.


for Karl J. Dreher, Director

RECEIVED

Form 202
10/92

JUN 08 1995

RECEIVED

SEP 25 1995

Ident. No. 02-07467

STATE OF IDAHO
Department of Water Resources

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant David Schultz Phone 837-6235
Post office address 62 Bell Rapids Rd, Hagerman, ID 83332.
2. Source of water supply Snake River which is a tributary of Columbia River
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot 8
Sec. 1 Township 8S Range 13E B.M. Two Falls County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .02 for Irrigation purposes from 4-1 to 10-31 (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) .02 and/or (b) .80
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. pump in river to
sprinklers to lawn area around house.
 - 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 _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? _____
 - e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 years (minimum 1 year).

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OCT 03 1995

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

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

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
85	13E	1									.2								.20
											4+8								

Total number of acres to be irrigated .20

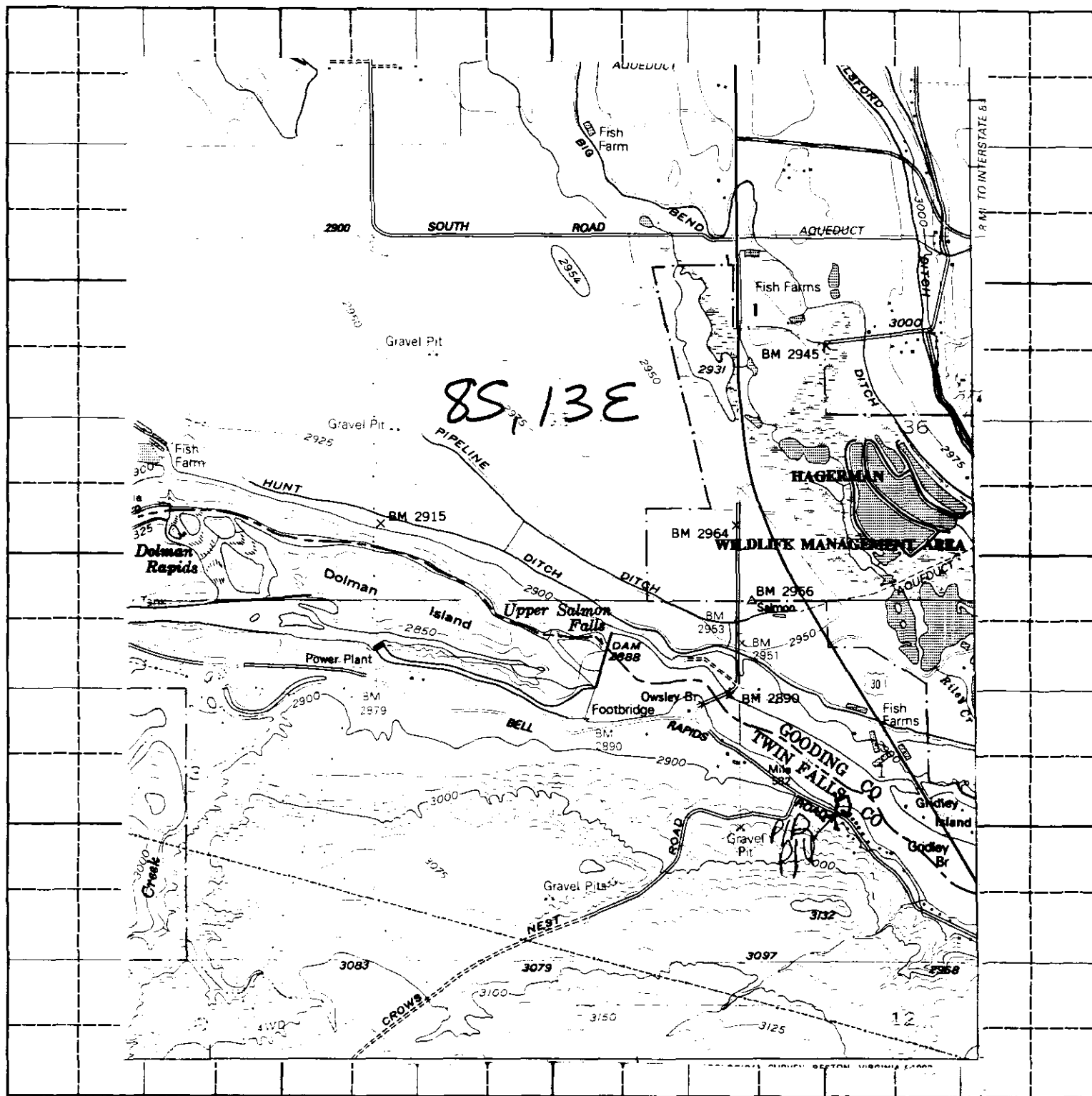
10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? applicant
- Who owns the land to be irrigated or place of use? applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: I want to irrigate about 8000 sq. ft of lawn and shrubs around my home.
Use of the community domestic well will no longer be allowed for lawn watering due to insufficient system capacity. See C/rim A47-04329.

OCT 03 1995

13. 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.

David Schultz
(Applicant)

Received by MTS Date 6-7-95 Time 4:15 Preliminary check by J.F. Stanton
Fee \$ 50 Receipted by MTS # 5018176 Date 6-7-95
Publication prepared by MB Date 8/2/95 Published in Times News
Publication approved MBaldwin Date 9/13/95

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:

RECORDED
OCT 03 1995

TWIN FALLS COUNTY ASSESSOR
TWIN FALLS COUNTY COURTHOUSE
P.O. BOX 265
TWIN FALLS ID 83303-0265

ADDRESS CORRECTION REQUESTED

IMPORTANT NOTICE-PLEASE READ

PARCEL NO. **RP 08S13E014951 A**
PAGE **1 OF 1**
TAX CODE **27-00**

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
12 RURAL RES TR	.270 AC	15,000
34 BLDG RES TR		76,631
LESS HOMEOWNER EXEMPTION		38,316
	.270	53,315*

PRESORTED
FIRST CLASS MAIL
U.S. POSTAGE PAID
TWIN FALLS, ID 83301
PERMIT NO. 5

1995
TAXPAYER'S
VALUATION

ASSESSMENT NOTICE

Taxes are based on the valuation
listed on this statement.

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 26, 1995

See the reverse side for further references.
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS **62**
PREVIOUS NUMBER

BELL RAPIDS RD

83332

Mail To:

SEC 1 T 8 R 13
TAX #1702 & TAX #1703
LOT 8

SCHULTZ DAVID A ET UX
62 BELL RAPIDS RD
***HAGERMAN ID 83332-6038**

RECORDED
OCT 03 1995

02-07467



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

October 20, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DAVID SCHULTZ
62 BELL RAPIDS RD
HAGERMAN ID 83332

RE: WATER RIGHT NO. 02-07467

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

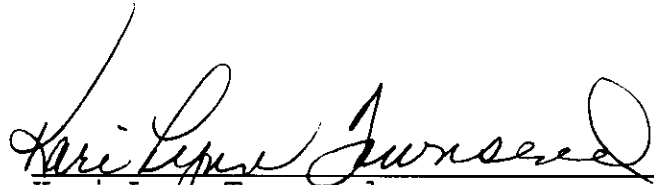
UNRECORDED
INDEXED
OCT 24 2000

CERTIFICATE OF MAILING

I hereby certify that on the **20th** day of **October, 2000**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 02-07467

DAVID SCHULTZ
62 BELL RAPIDS RD
HAGERMAN ID 83332


Kari Lynn Townsend
Secretary

MICROFILMED

OCT 23 2000

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 18 2000
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 02-07467

1. Owner: David Schultz Phone No. 208-837-6235

Current Address: 62 Bell Rapids Rd Hagerman ID 83332

2. Accompanied by: David Schultz EXAM DATE: July 25, 2000

Address: Same Phone No. Same

Relationship to Permit Holder: Owner

3. Source: Snake River tributary to Columbia River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

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
	08	NW	NE	SW	01	08S	13E	Twin Falls	GPS'd the site, but did not tag.
									GPS file 02-07467

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	
08S	13E	01									.2								.2

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OCT 23 2000

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	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	General Electric	1/2			

*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

2. Measurements: Dain and I performed a 5gal bucket measurement.
I averaged the measurements to 38.8 sec / 5gal.
This converts to 0.02 cfs.

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OCT 23 2009

E. NARRATIVE/REMARKS/COMMENTS

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

MICROFILMED

OCT 23 2008

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$38.8 \text{ sec/5gal} \rightarrow 5 \text{ gal} (60/38.8 \text{ sec}) = 7.7 \text{ gpm}$$

$$\frac{7.7 \text{ gpm}}{448.83} = \boxed{0.02 \text{ cfs}}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4(0.2) = 0.80$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.02(214)(1.9835) = 8.49$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 0.80 \text{ afa}$$

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		
Irrigation	4-01	10-31	0.02	0.80
Totals:			0.02	0.80

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 Amanda Wilson Date _____

Reviewer _____ Date _____

MICROSEAL
OCT 23 2009

E. NARRATIVE/REMARKS/COMMENTS

FILE: 02-07467

FROM: AMANDA FOLSOM

DATE: July 27, 2000

I met with David Schultz on July 25, 2000. He and his wife own a lovely home on Bell Rapids road, which is located in the NESW ¼ of Sec 1, Twn 08S, Rng 13E. The house uses a community well for domestic use and no irrigation is allowed from that well.

The Schultz's use a ½ hp pump to irrigate their .2 acres surrounding their house. David simple connects a hose to the pump and a sprinkler, and he's set to irrigate. They also water a small garden and flowerbeds around the house, which I included in my calculations.

We used a five-gallon bucket and a stopwatch to attain a measurement from the pump. The measurements averaged 38.8 sec/ 5 gal. This figure converts to 0.02cfs.

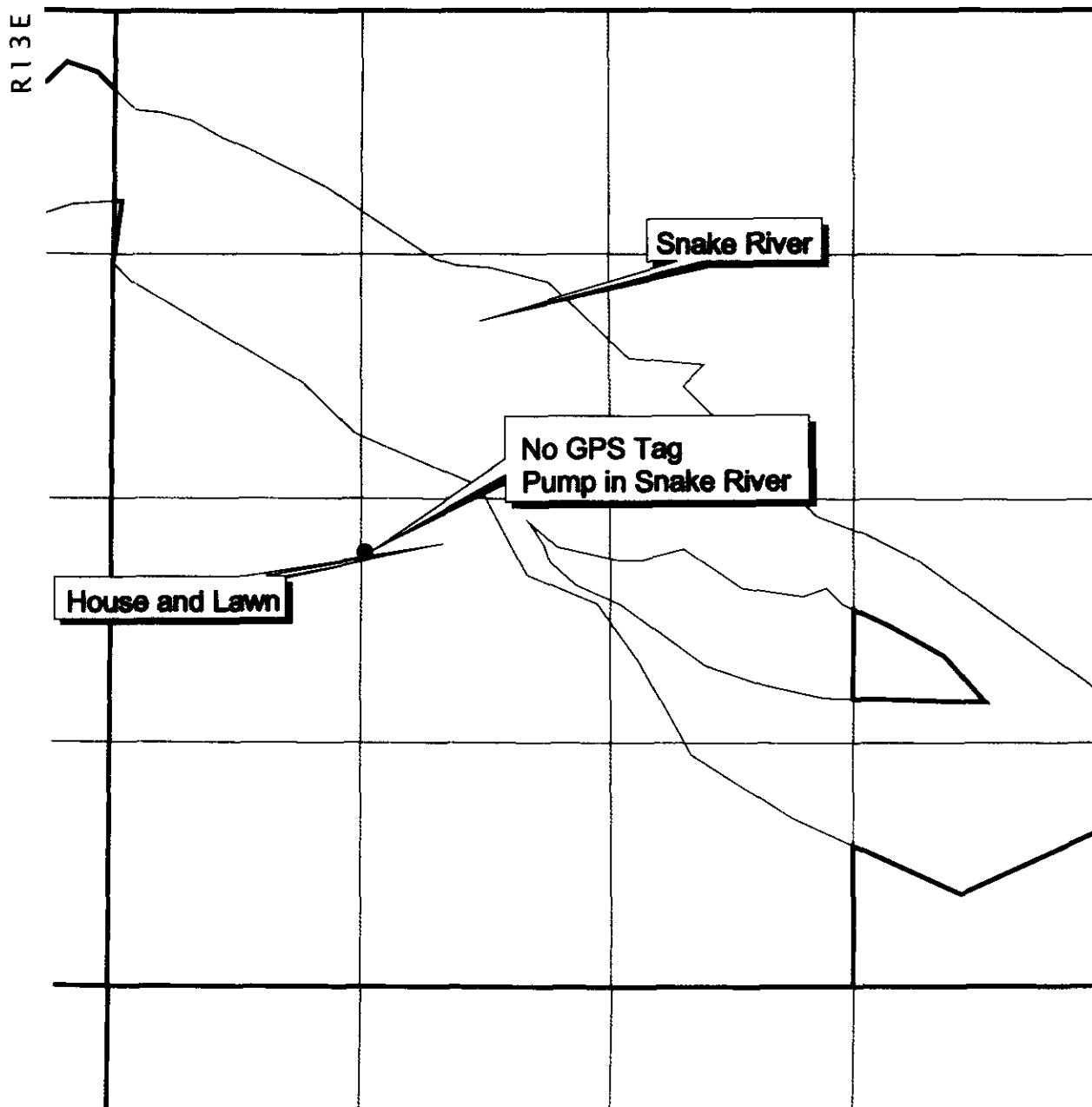
I am recommending the 0.02cfs, which was permitted along with 0.80afa for 0.2 acres of irrigation.

MICROFILMED
OCT 23 2000

Idaho Department of Water Resource Recommendation for 02-07467

David Schultz

T08S



Point of Diversion
T08S R13E S1
Data entry on July 27, 2000

Point of Diversion Presentation
1987/1988 NAPP Photography
Data Entry By: Amanda Folsom

Bell Rapids Rd

02-07467

Drive Way

House

Garden

Irrigated Lawn

Snake River

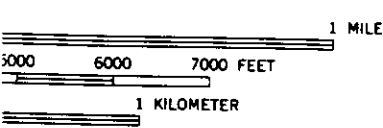
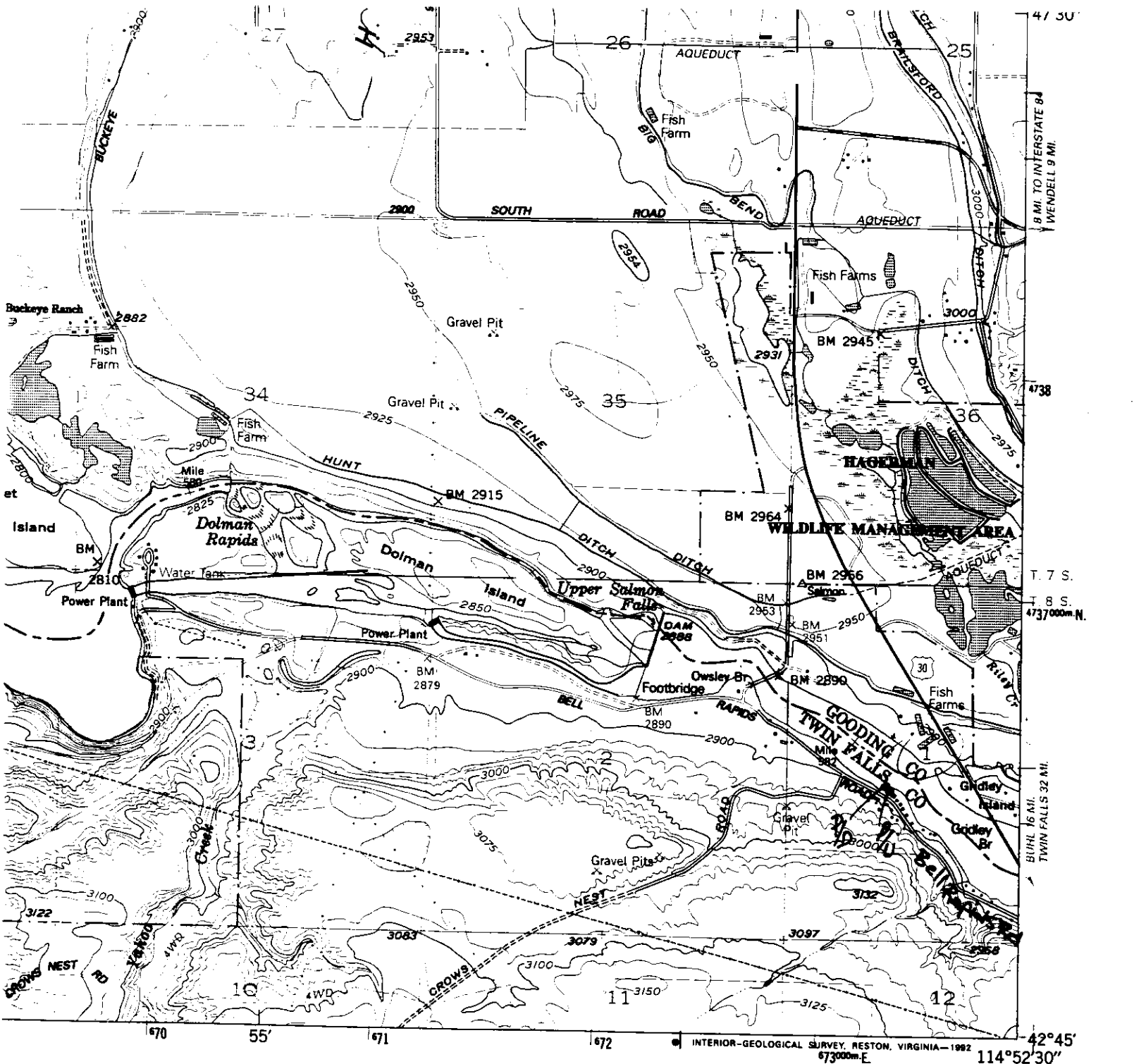
* Pump

50'

156'

W3000
232000





ROAD CLASSIFICATION

Primary highway, hard surface _____ Light-duty road, hard or improved surface _____

Secondary highway, hard surface _____ Unimproved road _____

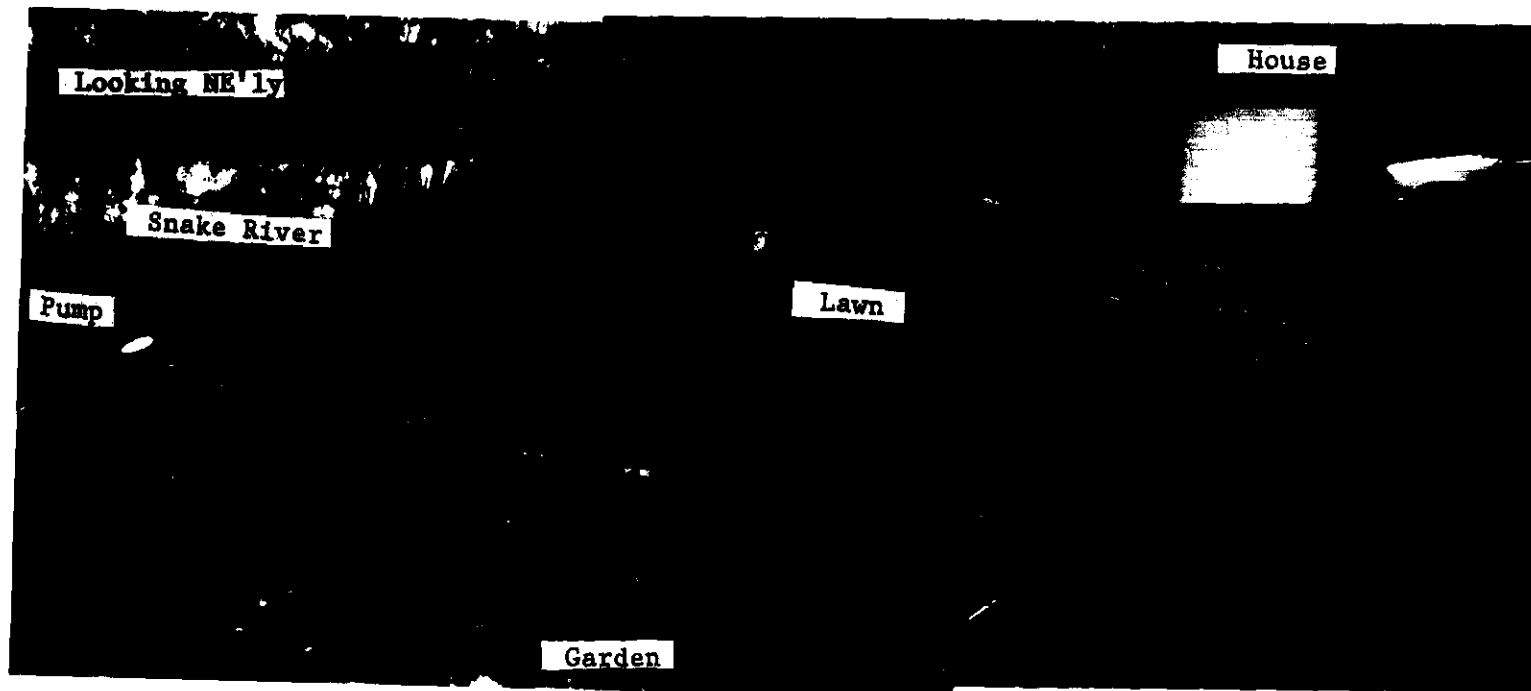
○ Interstate Route ◻ U. S. Route ○ State Route

1929
BY STANDARDS
VEY
GINIA 22092
AVAILABLE ON REQUEST

TOPS RISE SI
02-07467

HAGERMAN, IDAHO
42114-G8-TF-024
1949
REVISED 1992
DMA 3069 IV SW-SERIES V893

THOUSAND SPR.
AA-67



David Schultz
 FE: Amanda Folsom
 Date: July 25, 2000

02-07467

WR0749NP

IDAHO DEPARTMENT OF WATER RESOURCES

DATE: 06/29/00

No. 02-07467

WATER RIGHT PROFILE REPORT

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID SCHULTZ 62 BELL RAPIDS RD HAGERMAN ID 83332 (208) 837-6235	06/07/1995	IRRIGATION	04/01 10/31	0.020 CFS	
TOTAL DIVERSION:					0.020 CFS	

Water Source: SNAKE RIVER

Tributary to: COLUMBIA RIVER

Stage: PERMIT

Point(s) of Diversion: T08S R13E S01 Lot 08(NWNESW)

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		
Lt Ac				Lt Ac				Lt Ac				Lt Ac				SUM
08S 13E 1				08S 13E 1				08S 13E 1				08S 13E 1				0.2
															TOTAL ACRES	
															0.2	

Pou County: TWIN FALLS

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

~~02-04028 02-04030 02-07332 02-07338 02-07361 47-04529~~

Other Water Rights Listing Overlapping Place(s) of use:

~~02-04028 02-04030 02-07322 02-07338 02-07361~~

Conditions of Approval:

- 041 - Irrigation use under this right is authorized only in connection with a domestic use.
- 007 - The right holder shall not assign or sell the permit without first securing the written approval of the Department of Water Resources.
- 057 - The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
- 051 - Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
- 052 - Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
- 053 - The Director retains jurisdiction over this right and may change, add, or remove any requirement as determined to be appropriate.

Remarks: GEN Water shall not be diverted, under this right, when flows in the Snake River are below established minimum flow amounts at any of the following locations: Weiser, 4750 cfs; Johnson Bar, 5,000

MICROFILM

06/29/00

1/2 mile from Hwy
 Hwy 30
 Bell v
 2:00 PM
 Bull
 last house on the right side
 by river
 62 mail
 log home
 down

April 17, 1996

DAVID SCHULTZ
62 BELL RAPIDS RD
HAGERMAN ID 83332

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 02-07467

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 SOUTHERN Regional Office in Twin Falls at (208) 736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECORDED

APR 29 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 1995

DAVID SCHULTZ
62 BELL RAPIDS RD
HAGERMAN ID 83332

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 02-07467

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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.

Note also that water shall not be diverted under this permit unless the flow of the Snake River exceeds established downstream minimum stream flows. In addition, there are many applications for permit for the use of Snake River water that are prior to your permit. If these rights are developed, and if established minimum stream flows are maintained, then no water would be available for this permit. You should carefully review this before making expenditures under this appropriation.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

OCT 03 1995

FROM: Allen Merritt

DATE: September 22, 1995

TO: FILE: 02-07467

SUBJECT: Review and Recommendation

This application proposes use of Snake River water to irrigate a small (0.2 acres) lawn around a house along the river. The house is presently served by a community well under A47-04329 but for some reason the irrigation from the well is being discouraged. The permit lists irrigation but was processed since it could be deemed domestic.

I recommend that the application be approved subject to the following conditions:

- irrigation only be allowed in connection with a household use.

- right A47-04329 to limited to inhouse use only for this property listed as RP 08S13E014951 A.

- the pump in river be installed with a lockable means of control.

RECEIVED
SEP 25 1995
Department of Water Resources

OCT 03 1995

NOTICE OF APPLICATION FOR REGISTRATION OF A NEWSPAPER IN THE STATE OF IDAHO. The purpose of this notice is to inform the public of the application for registration of a new newspaper in the State of Idaho. Any person who wishes to publish a newspaper in the State of Idaho must first obtain a license from the State of Idaho. The license is issued by the State of Idaho upon the application of the publisher of the newspaper. The application must be filed with the State of Idaho at least 30 days before the first issue of the newspaper is published. The application must be accompanied by a copy of the newspaper's constitution and by a copy of the newspaper's financial statement. The application must also be accompanied by a copy of the newspaper's circulation statement. The application must be accompanied by a copy of the newspaper's subscription list. The application must be accompanied by a copy of the newspaper's advertising rates. The application must be accompanied by a copy of the newspaper's distribution list. The application must be accompanied by a copy of the newspaper's circulation statement. The application must be accompanied by a copy of the newspaper's subscription list. The application must be accompanied by a copy of the newspaper's advertising rates. The application must be accompanied by a copy of the newspaper's distribution list.

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } SS.

No 27393

I, Glinda Capps McNeill being first duly sworn upon oath, depose and say that I am Brian Mark of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Two consecutive issues, commencing with the issue dated August 17, 19 95, and ending with the issue dated August 24, 19 95.

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

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

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 12 day of Sept. in the year of 1995, before me,

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

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

OK
MB
9/13/95

CLASSIFIED ADVERTISING INVOICE

Times News- Legal

PO Box 548

Twin Falls ID 83303

Forwarding & address correction requested

INVOICE NO.		CLASS		BILLING DATE	
23748		343		9-12-95	
INDEXING TERM					
02-07467					
START DATE			TELEPHONE NO.		
8-17-			736-3033		
LINE/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT	
31	2		36.72	36.72	
Affidavit			2.00	2.00	
PAY THIS AMOUNT			38.72	38.72	

Legal

RETURN THIS PORTION WITH YOUR REMITTANCE

23748

38.72

THIS SPACE FOR ADDRESS ONLY

Idaho Water Resources
222 Shoshone St. E.
Twin Falls ID
83301

**N O T I C E O F
APPLICATION FOR
WATER PERMIT**

The following application
has been filed to
appropriate the public
waters of the State of
Idaho:

**DAVID SCHULTZ
62 BELL RAPIDS RD
HAGERMAN ID 83332
02-07467**

**Source: Snake River
tributary to Columbia
River**

**Diversion Pt: Lot 8
(NW1/4NE1/4SW1/4), S1,
T8S, R13E; Twin Falls
County.**

**Use: irrigation (.02
cfs) 4/1-10/31**

Date Filed: 6/7/1995

**In: .2 acres within Lot 8
(NE1/4SW1/4), S1, T8S,
R13E.**

The permit will be subject
to all prior water rights.
Any protest must be filed
with the Director, Dept. of
Water Resources,
Southern Region, 222
Shoshone Street East,
Twin Falls, ID 83301
together with a protest fee
of \$25.00 on or before
September 4, 1995. The
protestant must also send
a copy of the protest to
the applicant.

Karl J. Dreher, Director

**Published in Times News
on 8/17 & 8/24/95.**

OCT 08 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Fax (208) 736-3037

August 2, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

TIMES NEWS
PO BOX 548
TWIN FALLS ID 83301

Gentlemen:

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

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

RECEIVED

OCT 03 1995

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

DAVID SCHULTZ
62 BELL RAPIDS RD
HAGERMAN ID 83332

02-07467

Source: Snake River tributary to Columbia River

Diversion Pt: Lot 8 (NW1/4NE1/4SW1/4), S1, T8S, R13E; Twin Falls County.

Use: irrigation (.02 cfs) 4/1-10/31

Date Filed: 6/7/1995

In: .2 acres within Lot 8 (NE1/4SW1/4), S1, T8S, R13E.

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before September 4, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in Times News on 8/17 & 8/24/95.

APPROVED

OCT 03 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Fax (208) 736-3037

August 2, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

DAVID SCHULTZ
62 BELL RAPIDS RD
HAGERMAN ID 83332

Re: Application for Permit No. 02-07467

Dear Mr. Schultz:

The Department of Water Resources acknowledges receipt of your water right applications for permit. The applications have been assigned the above referenced identification numbers. Please refer to this number in all further correspondence.

This office has scheduled advertising the applications in the Times News for 8/17 & 8/24/95. 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.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB
7/26/95

OCT 03 1995