

254 2 2 160

1	2	3
---	---	---

$$\frac{7}{55}$$

2.5 Ae 2.5 Ae

MICROFILMED

SEP 25 1990

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.

Marie Ayana ~~David~~ Ayana
(Applicant)

**NOTICE OF APPLICATION FOR
WATER RIGHT**

The Following application(s) have
been filed to appropriate the public wa-
ters of the State of Idaho:

02-07418 *st*

AYARRA, MARIE

AYARRA, DAVID J.

RT. 1 BOX 17

KING HILL, ID 83633

Source: SNAKE RIVER Tributary:
COLUMBIA RIVER

Diversion Pt: LOT 8 (NESW) Sec 7 T
05S R 11E

Use: IRRIGATION (.150 CFS)

Total Diversion: (.150 CFS)

Date Filed: 6/26/1985

In: T05S R11E S07 Lot 8 (NESW)
Lot 9 (NWSW)

5.0 ACRES TOTAL

The permit will be subject to all prior
water rights. Protests must be filed
with the Director, Dept. of Water Re-
sources, Western Region, 2735 Airport
Way, Boise, Idaho 83705 on or before
AUGUST 20, 1990.

R. KEITH HIGGINSON, Director
Published 8/1/1990 & 8/8/1990

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, *Mike Thornberry* do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof; was published in said newspaper for

... *2* ... consecutive weeks, the first publica-
tion having been made on the *1st* ... day
of *August* 19*90*, and

the last publication having been made on the
... *8th* ... day of *August* 19*90*;
every Wednesday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Mike Thornberry
Subscribed and sworn to me this *22nd*
day of *August* 19*90*

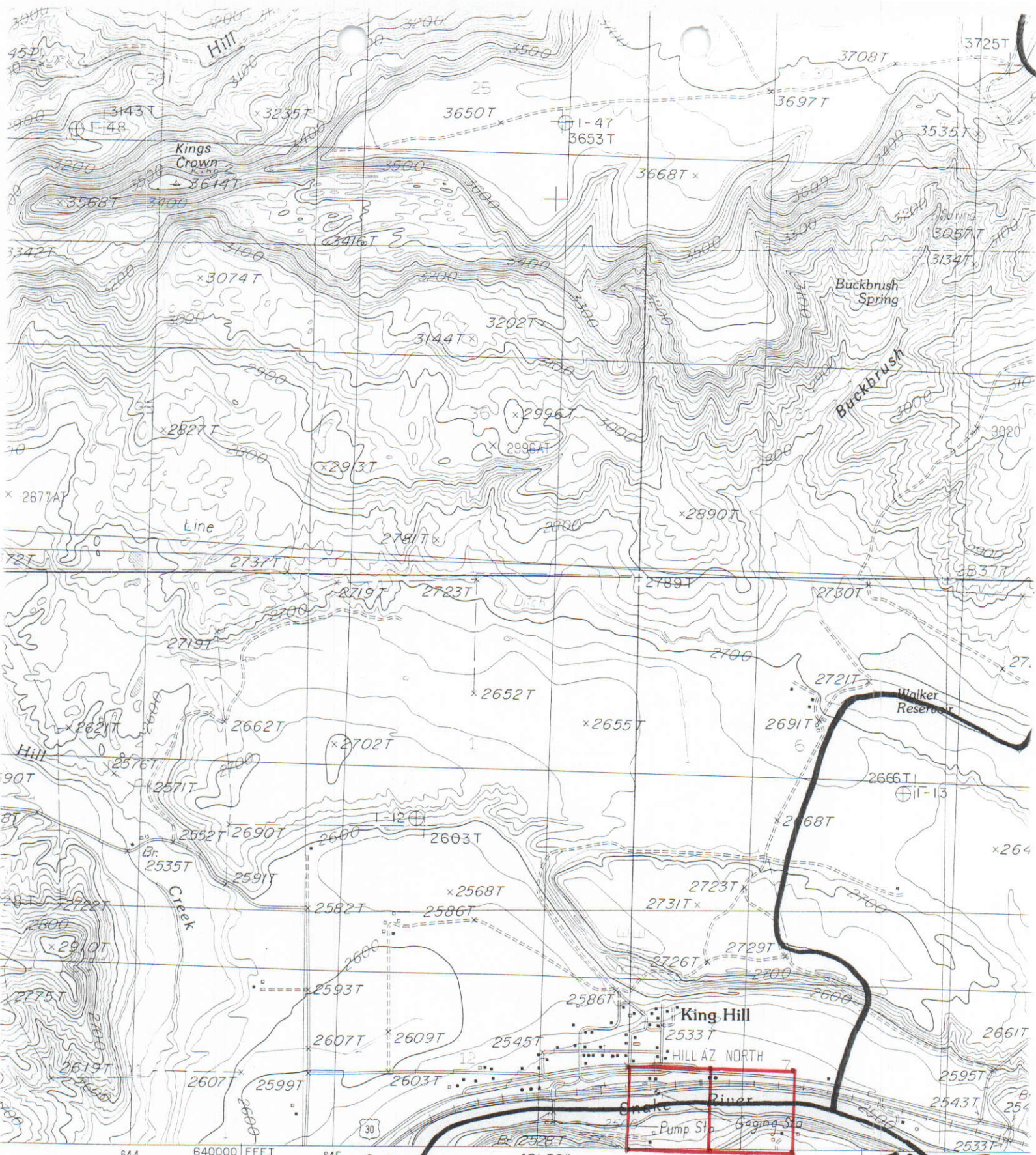
(Deen) Sw
Notary Public

RECEIVED
AUG 24 1990

Department of Water Resources
Western Regional Office

MICROFILMED

SEP 25 1990

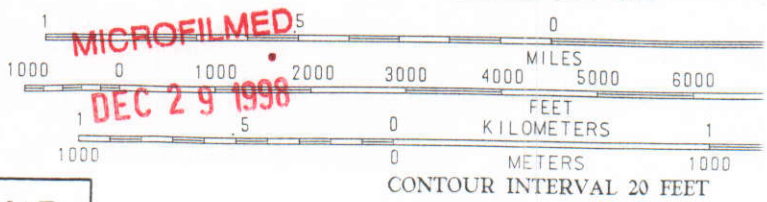


THE UNITED STATES GEOLOGICAL SURVEY
AERIAL PHOTOGRAPHS TAKEN 1980
..... 1981
MAP EDITED 1986
..... TRANSVERSE MERCATOR
UNIVERSAL TRANSVERSE MERCATOR ZONE 11
STATE GRID TICKS IDAHO, WEST ZONE
MAGNETIC DECLINATION 1°14' EAST
NORTH DECLINATION 16°30' EAST
..... NATIONAL GEODETIC VERTICAL DATUM OF 1929
..... 1927 NORTH AMERICAN DATUM
predicted North American Datum of 1983,
contour lines as shown by dashed corner ticks

61/51

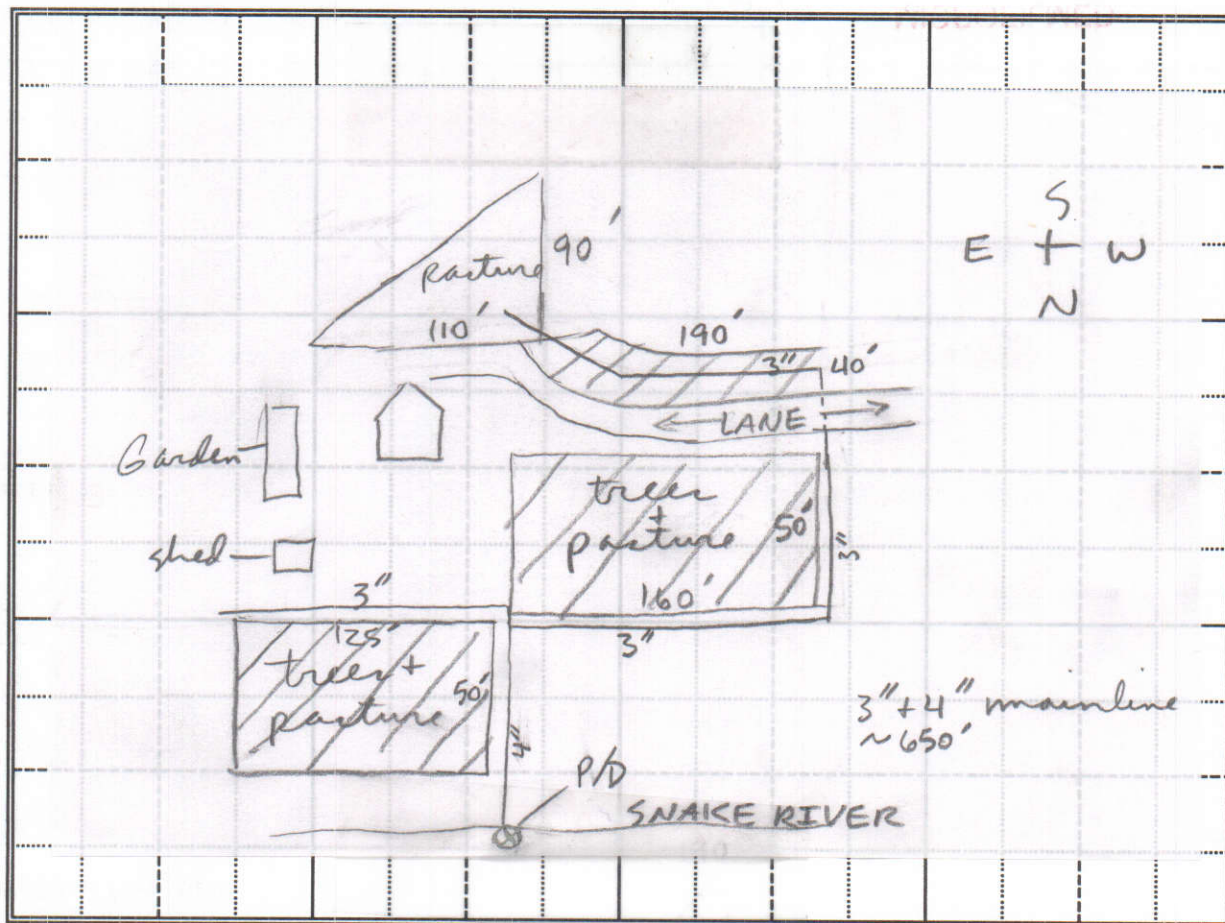
51 37

NORTH



PROVISIONAL MAP

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

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

D. FLOW MEASUREMENTS

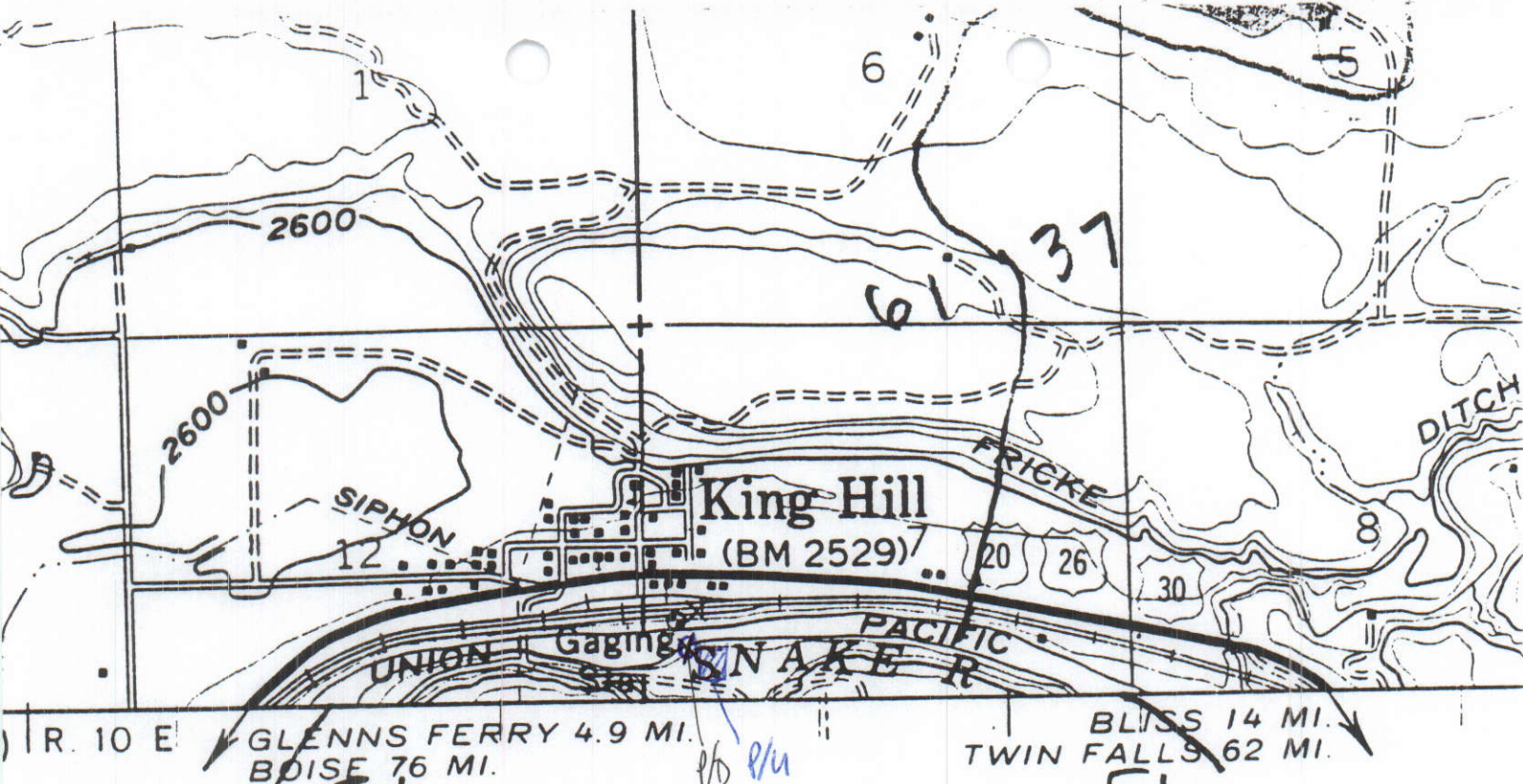
1.

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

2. Measurements: _____

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DEC 29 1998



Published by the Geological Survey

GS

Photographs by photogrammetric methods

1953. Field check 1958

North American datum

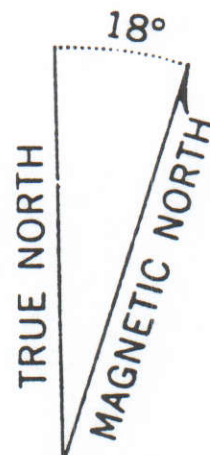
Idaho coordinate system

Transverse Mercator grid ticks,

Approximate locations

Shown in brown

TSS
RIIE
sect 7
NWSW
Gov Lt 9

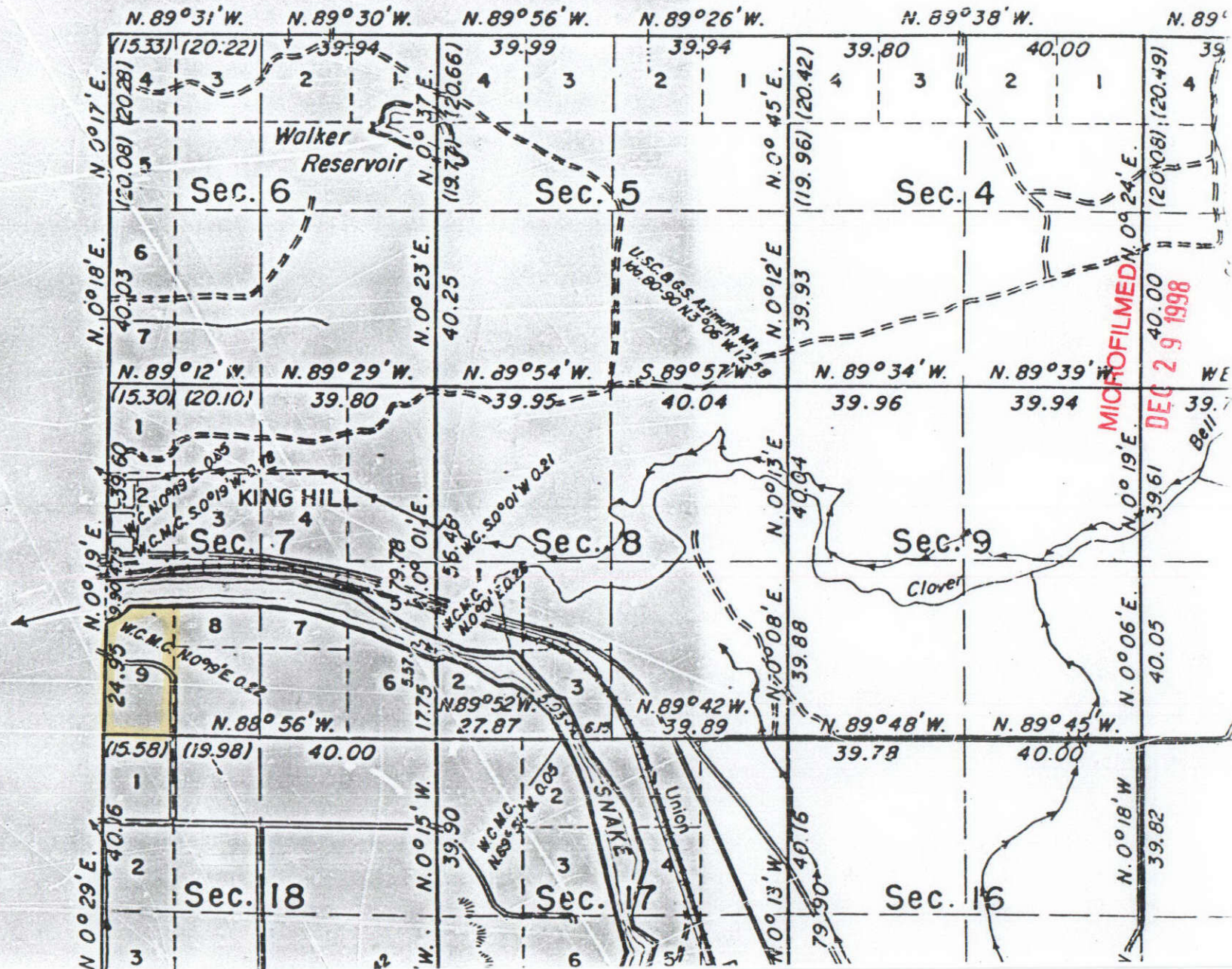


APPROXIMATE MEAN DECLINATION, 1958

MICROFILMED
DEC 29 1998

TOWNSHIP 5 SOUTH, RANGE 1

DEPE



Pump submerged
due to high
water



delivery
system

P/u -

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DEC 29 1998



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 02-07418

Priority: June 26, 1985

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

4.0 AF

This is to certify, that MARIE AYARRA
DAVID J AYARRA

RT 1 BOX 17

KING HILL ID 83633

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 26, 1985; and has submitted Proof of Beneficial Use on August 12, 1992. An examination indicates that the works have a diversion capacity of 0.240 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	04/01 to 10/31	0.03 CFS	4.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 8(NESW), Sec. 7, Township 05S, Range 11E
ELMORE 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>
05S	11E	7	Lot 8(NESW)	1		1

Total number of acres irrigated: 1

CONDITIONS OF APPROVAL AND REMARKS

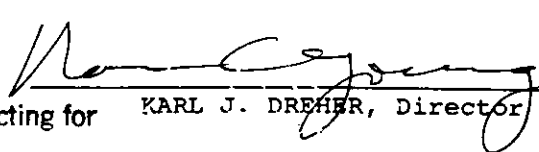
1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Water shall not be diverted under this right when flows in the Snake River are below established minimum flow amounts at any of the following locations: Weiser, 4750 cfs; Johnson Bar, 5000 cfs; Lime Point 13,000 cfs.

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 30th day of NOVEMBER, 1998.

MICROFILMED

DEC 24 1998

Acting for


KARL J. DREHER, Director

STATE 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. 02-07418 Telephone No. 366-2198
2. Name(s) of Permit Holder(s): Marie Ayarra
3. Mailing Address: Route 1 Box 17 King Hill, Idaho 83633
4. Source of Water: Snake River

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

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

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

Irrigation 5 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 6.15 cfs OR _____ acre/feet

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

Measuring device: Required? _____ Yes ☒ No _____ Installed? _____ Yes _____ No

OR
Flow Measurement Port: Required? _____ Yes ☒ No _____ Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (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 Marie Ayarra Telephone No. 366-2198

Address Route 1 Box 17. King Hill Idaho 83633

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.

Date 8-16-92 Signature (and title, if on behalf of a company or organization) Marie Ayarra

RECEIVED
SEP 08 1992

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 02-07418

Proposed Priority: June 26, 1985 Maximum Diversion Rate: 0.15 CFS
This is to certify, that **MARIE AYARRA**

DAVID J. AYARRA
RT. 1 BOX 17
KING HILL, ID 83633

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	03/15 to 11/15	0.15 CFS

LOCATION OF POINT(S) OF DIVERSION: LOT 8(NESW), Sec. 7, Township 05S, Range 11E
ELMORE 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>
05S	11E	7	LOT 8(NESW) 2.5	LOT 9(NWSW) 2.5		5
Total number of acres irrigated:						5

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1992**.
2. Subject to all prior water rights.
3. Water shall not be diverted under this permit unless the flow of the Snake River exceeds prior rights and established downstream minimum stream flows.
4. 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.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

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

70 day of **September**, 19**90**.

MICROFILMED

SEP 20 1990

R. Keith Higginson
for **R. Keith Higginson, Director**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant DAVID J. &/OR MARIE AYARRA Phone 208 366 2198
Post office address RT 1, BOX 17 KING HILL, IDAHO 83633
2. Source of water supply SNAKE RIVER which is a tributary of COLUMBIA
3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of $\frac{1}{4}$, Govt. Lot 8
Sec. 7 Township 5 S Range 11 E B.M. ELMORE County; additional
points of diversion if any: 2720 (1) 545.2
4. Water will be used for the following purposes:
Amount 0.15 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)
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) 0.15 and/or (b)
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 7 1/2 HP MOTORPUMP —
SPRINKLER SYSTEM.
 - 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 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
5 years (minimum 1 year).

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SEP 20 1991

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	
55	11E	7									2.5	2.5							5

Total number of acres to be irrigated 5

10. Describe any other water rights used for the same purposes as described above. ID# 02-4005
ADDITIONAL WATER REQUESTED IN THIS APPLICATION IS REQUIRED TO FULLY IRRIGATE 20
PLUS ACRES OF
IRRIGABLE LAND
11. a. Who owns the property at the point of diversion? DAVID & MARIE AYARRA
b. Who owns the land to be irrigated or place of use? ↓ (SAME) ↓
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: _____

RECEIVED

SEP 24 1994

7
5
9

R 11 E

7
APD
2.5
AP 2.5 AP

MICROFILMED

SEP 25 1990

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.

MICROFILMED

SEP 25 1990

Marie Ayana ~~David~~ Ayana
(Applicant)

Received by GKN Date 6/24/85 Time 3:15 Preliminary check by 625
Fee \$ 30 mg/100 Receipted by GKN # 36093 Date 6/24/85
Publication prepared by jp/LL Date 7/18/85 Published in Mountain Home News
Publication approved AT Date 8-27-90 8/1 + 8/8/90

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:

MICROFILMED

SEP 25 1990

**NOTICE OF APPLICATION FOR
WATER RIGHT**

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

AYARRA, MARIE
AYARRA, DAVID J.
ST. 1 BOX 17
KING HILL, ID 83633
Source: BEAVER RIVER Tributary
CONSIDERATION \$380
Diversions: Pt. LOT 8 (NESW) Sec 4 T
06S R 11E
Use: IRRIGATION (050 CFS)
Total Diversion: (150 CFS)
Date Filed: 8/20/1990
In: BEAVER RIVER, S07 Lot 8 (NESW)
(Lot 8 NESW)
5.0 ACRES TOTAL
This notice is subject to all other
water rights. Protests must be filed
with the Director, Dept. of Water Re-
sources, Western Region, 2735 Airport
Way, Boise, Idaho 83706 on or before
AUGUST 20, 1990.
R. KEITH HIGGINSON, Director
Published 8/1/1990 & 8/8/1990

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Mike Thornberry, do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

2.... consecutive weeks, the first publica-
tion having been made on the 1st.... day
of August...., 1990 and
the last publication having been made on the
8th.... day of August....
1990...; every Wednesday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Mike Thornberry
Subscribed and sworn to me this 22nd
day of August...., 1990

Glenn A. Sw
Notary Public

RECEIVED
AUG 24 1990

Department of Water Resources
Western Regional Office

MICROFILMED

SEP 25 1990



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

December 1, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARIE AYARRA
DAVID J AYARRA
RT 1 BOX 17
KING HILL ID 83633

RE: WATER RIGHT NO. 02-07418

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 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 twenty-one (21) 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

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DEC 29 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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.

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2 DEC 29 1998

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 57-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

DEC 29 1998

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of December, 1998, 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. 02-07418

MARIE AYARRA
DAVID J AYARRA
RT 1 BOX 17
KING HILL ID 83633


Kari Lynn Townsend
Secretary

MICROFILMED

DEC 29 1998

MEMORANDUM

TO: File 02-07418

FROM: Sharla

DATE: November 30, 1998

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 02-07418 are as follows:

D. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

T5S, R11E, S7 – NESW (Lot 8)

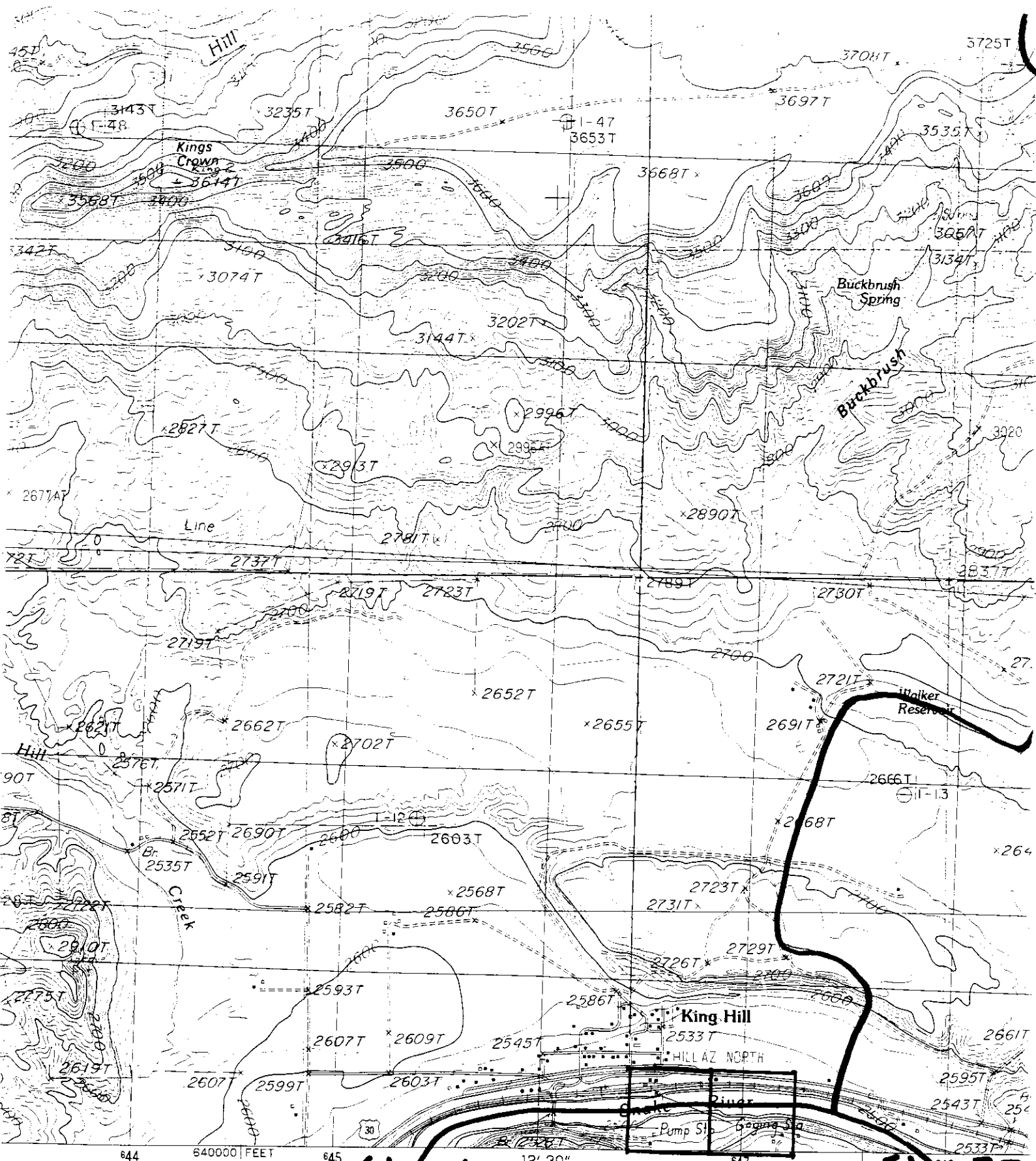
2. Place(s) of Use: same as point(s) of diversion

The enlarged topo map used by the examiner shows the point(s) of diversion and place(s) of use within the NESW. After comparing that map with a normal scale version of the topo, the point(s) of diversion and place(s) of use are in the NESW, not the NWSW.

Exam Date: June 18, 1997

Examiner: Lori Graves

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DEC 29 1998

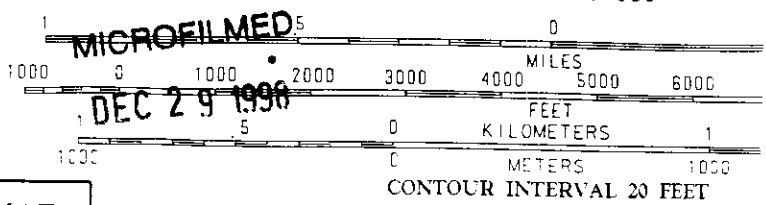


THE UNITED STATES GEOLOGICAL SURVEY
AERIAL PHOTOGRAPHS TAKEN 1980
..... 1981
MAP EDITED 1986
..... TRANSVERSE MERCATOR
UNIVERSAL TRANSVERSE MERCATOR ZONE 11
STATE GRID TICKS IDAHO, WEST ZONE
ATION 174° EAST
ORTH DECLINATION 16°30' EAST
..... NATIONAL GEODETIC VERTICAL DATUM OF 1929
..... 1927 NORTH AMERICAN DATUM
predicted North American Datum of 1983,
tion lines as shown by dashed corner ticks

61/51

51 37

SCALE 1:24 000



PROVISIONAL MAP

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DEC 29 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

NOV 25 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 02-07418

1. Owner: Marie Ayarra Phone No. 366-2198

Current Address: Rt 1 Box 17 King Hill 83633

2. Accompanied by: Marie EXAM DATE: 6/18/97

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Snake River tributary to Columbia River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

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
	9		NW	SW	7	5S	11E	Elmore	USGS Quad

2. Place(s) of Use:

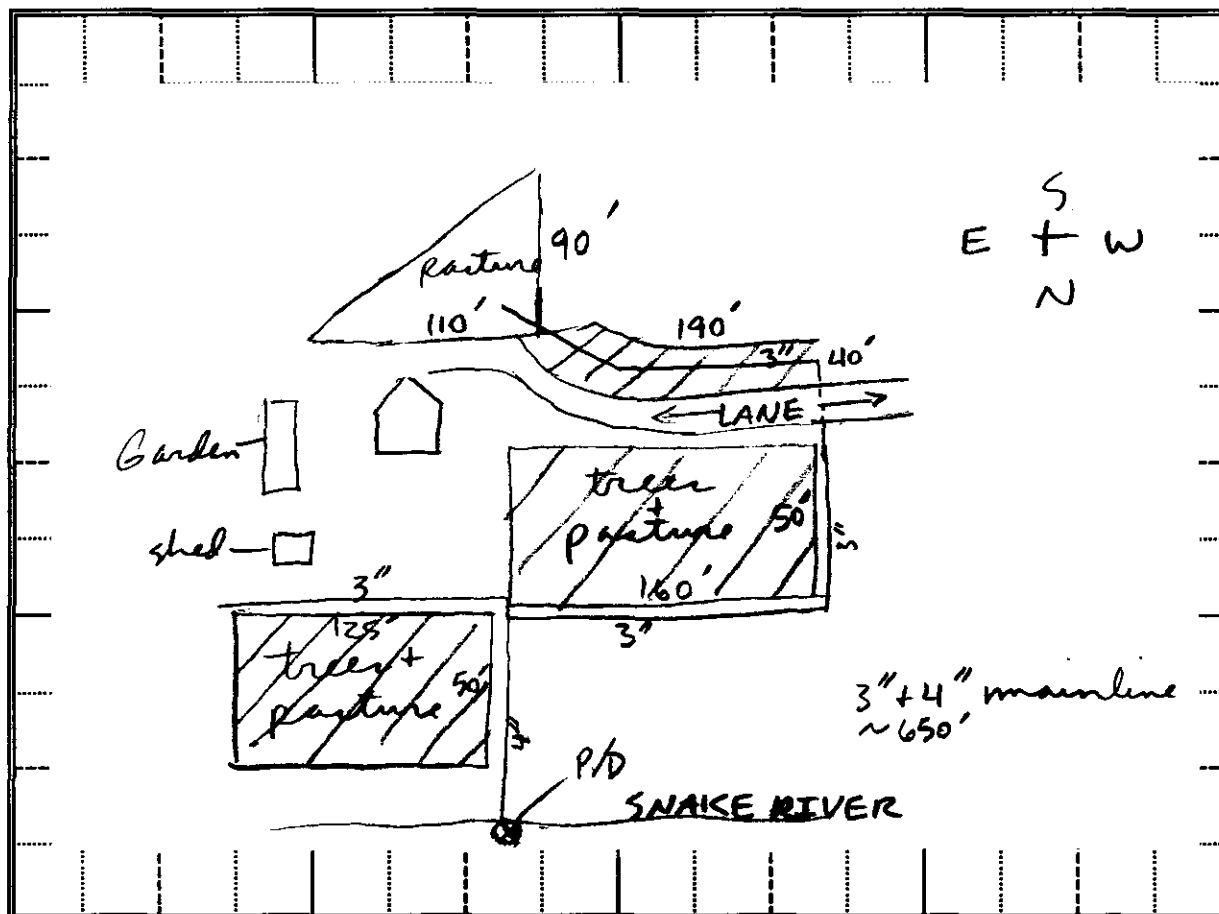
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5S	11E	7									49	1							1

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DEC 29 1998

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 Quadrange 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

*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: _____

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E. NARRATIVE/REMARKS/COMMENTS

David Ayarra died. Marie still uses the pump for irrigating trees and pasture via sprinklers and gravity irrigation. At the time of the exam, the pump was submerged because of flood water. Marie could not physically remove the pump in time. Her son is going to pull the pump and get it blown out +/or repaired when the river ~~to~~ level subsides. The pump HP and pressure is based on Marie's information. The lift is based on USGS Quad map (40' intervals). A domestic well is used for the garden and home. No other nets are used.

Estimated irrigated acreage at .61 by pacing - allowed 1 acre.

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

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F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

*Theoretical calculates flow at ~~.24~~ cfs
allow .03 cfs per Dept. Standards*

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \times 4 = 4$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03 \times 214 \times 1.9835 = 12.7$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 4$$

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		
<i>Irrigation</i>	<i>4/1</i>	<i>10/31</i>	<i>.03</i>	<i>4</i>
Totals:			<i>.03</i>	<i>4</i>

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 *Lon G. Brown* Date *11/13/98*

Reviewer _____ Date _____

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DEC 29 1998

Pumpback Computation Spreadsheet (DRT 1/24/1995)

Data Entered By: Lori Graves
11/13/98
Project: Flow Computat02-07418

Given: See Data Table

Compute head losses with the Williams and Hazen Formula:

$$f = 0.2083 * (100 / \text{roughness})^{1.85} * ((\text{cfs} * 448.8)^{1.852} / \text{ID}^4.8655 * \text{Length})$$

To Find: Compute Rate of Flow for a Pumpback System

Data Table

Vertical Lif 60.00 feet
 Pressure Req 40.00 psi
 Required Hea 152.40 feet
 Pump Horsepo 7.50 horsepower

Pipe Roughne 130.00 Note: pvc = 150, smooth and straight pipe = 140
 aluminum - joint length 20' = 125, joint lengt
 30' = 130, joint length 40' = 132, joint lengt
 50' = 134, new riveted steel = 100
 old riveted steel = 100, old cast iron = 95,
 old pipes in poor condition = 60 to 80

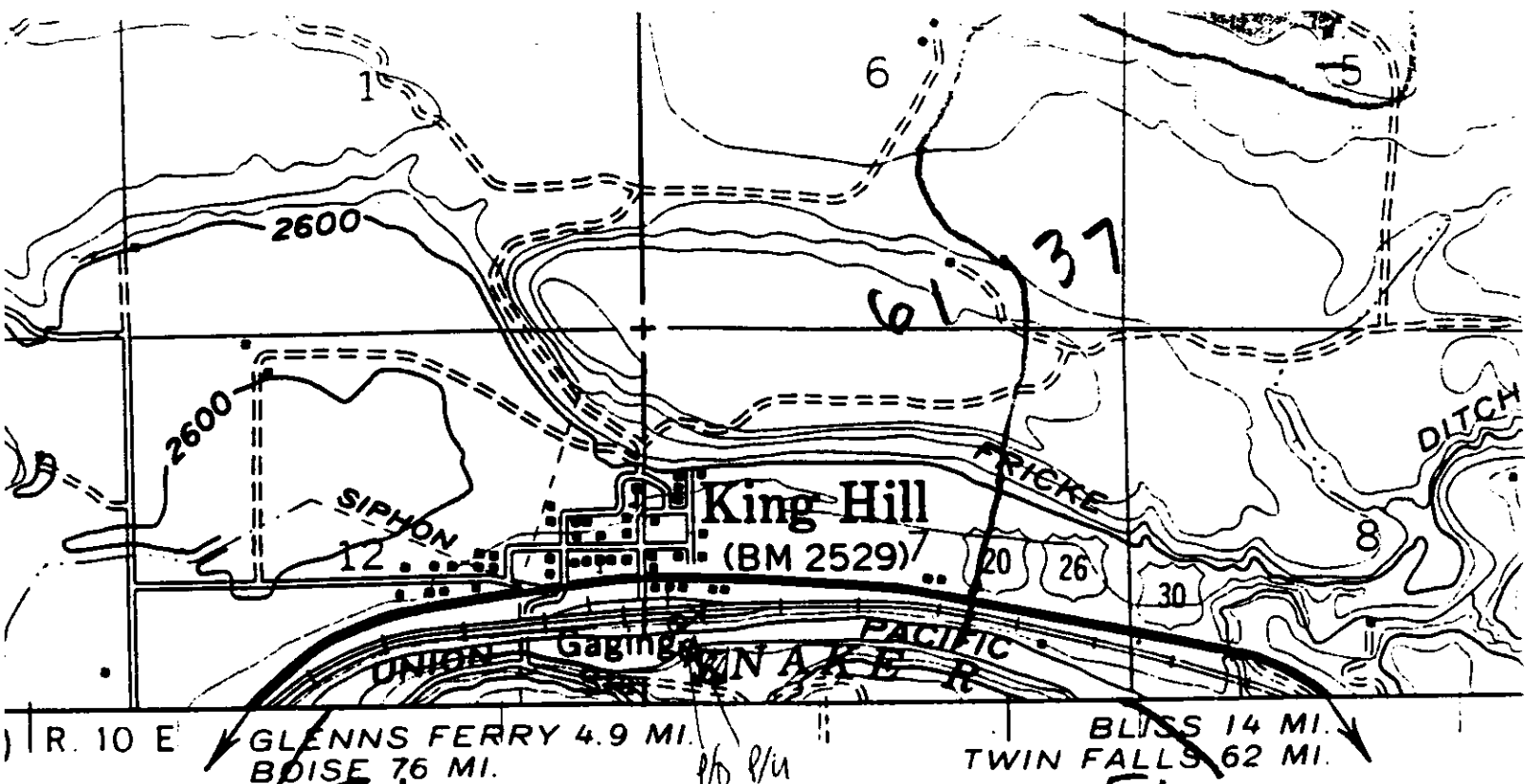
Inside Diameter in Inches	Equivalent Length in Feet	Unit Head Loss	Total Friction Head Loss from Pipe Friction	Head Loss per 100 ft
2.75	650.00	35.24		5.42

35.24

Initial Estimate of Rate of Flow: 0.240 CFS

Computation of Rate of Flow: 0.25

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 DEC 29 1998



Published by the Geological Survey

USGS

Photographs by photogrammetric methods

1953. Field check 1958

North American datum

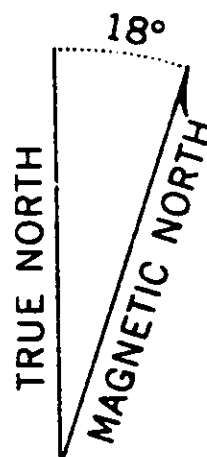
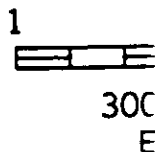
Idaho coordinate system

Transverse Mercator grid ticks,

Approximate locations

Shown in brown

TSS
RIIE
see 7
NWSW
Gow 49



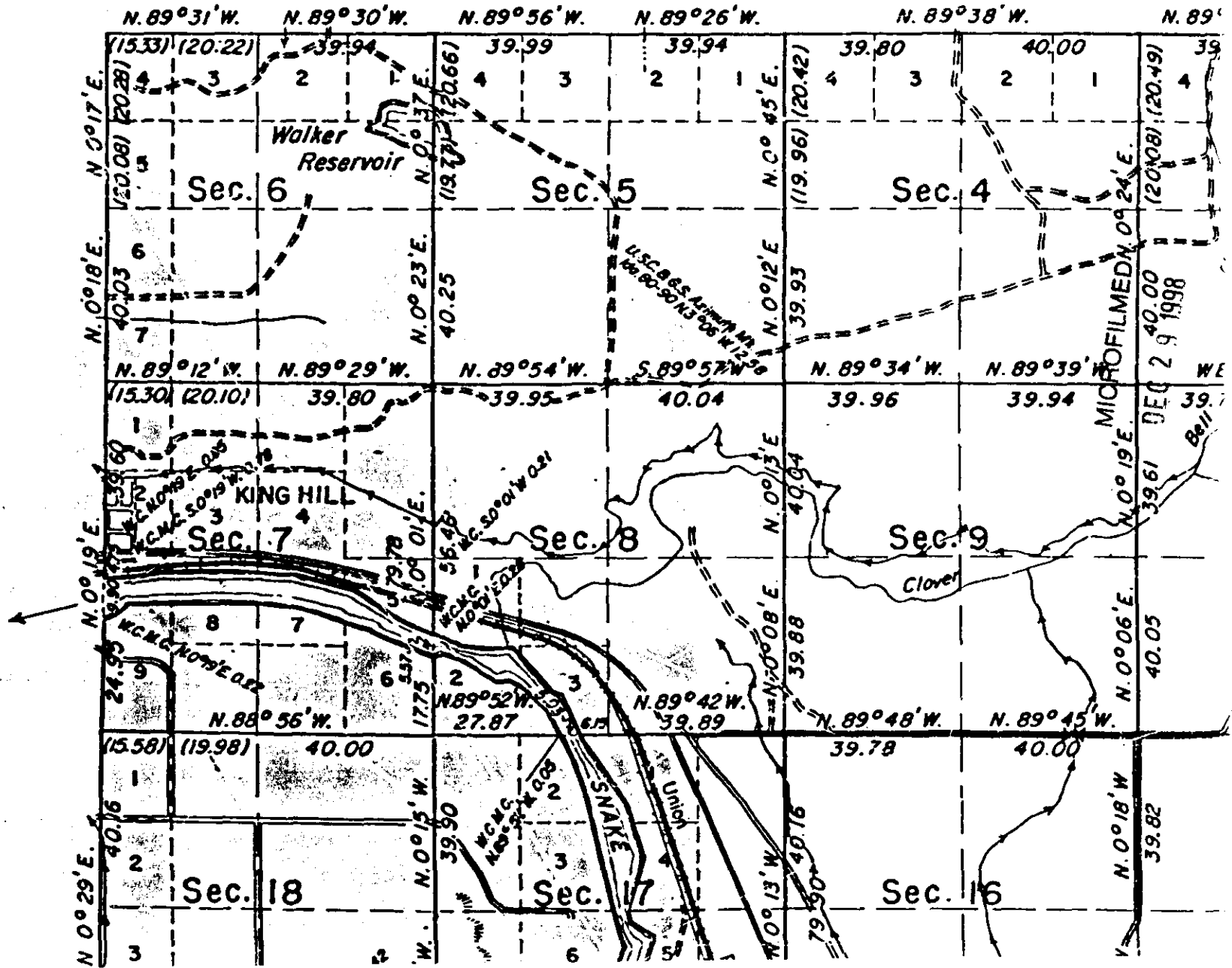
APPROXIMATE MEAN DECLINATION, 1958

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DEC 29 1998

TOWNSHIP 5 SOUTH, RANGE 1

DEPE



Pump submerged
due to high
water



delivery
system



p/u -

MICROFILMED

DEC 29 1998

August 14, 1992

MARIE AYARRA
DAVID J. AYARRA
RT. 1 BOX 17
KING HILL ID 83633

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 02-07418

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 WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECORDED

SEP 09 1992

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 02-07418

Reviewed by Klg

Date 8/12/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

irrigate - 5
Correct Uses?

SOURCE OF WATER

☒ Surface water source
☐ Ground water source

NA Drilling permit required?
/ Copy in the file? Drilling Permit No. _____
/ Amount paid for permit _____ Correct?
/ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address _____

Proof Made 8/12/92
8/14/92 Klg

July 31, 1992

MARIE AYARRA
DAVID J. AYARRA
RT. 1 BOX 17
KING HILL ID 83633

PROOF DUE NOTICE

RE: PERMIT NO. 02-07418

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 October 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.

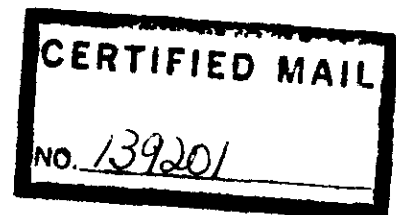
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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



NOT RECORDED
SEP 09 1992

June 8, 1992

MARIE AYARRA
DAVID J. AYARRA
RT. 1 BOX 17
KING HILL ID 83633

RE: Water Right No. 02-07418

Dear Water Right Holder(s):

On May 19, 1992, the department sent you a letter advising that you might be required to temporarily cease diverting water from the Snake River or its tributaries if the established minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second measured near Weiser is not satisfied or likely will not be satisfied.

The flow of the Snake River at Weiser is now less than 4,750 cfs. You are, therefore, directed to immediately cease diverting water under the above referenced water right and to not resume use until authorized by the department.

Past flow records show that the duration of seasonal low flow periods typically last several days to a week. Since your use of water is extremely important to you and since mail notification includes a delay associated with mail delivery time, feel free to call the toll-free telephone number 1-800-451-4129 to determine when you are again authorized to divert and use water under your water right. Please use this phone number only in connection with resumption of use.

You need to be aware that Section 42-351, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

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SEP 09 1992

June 12, 1992

MARIE AYARRA
DAVID J. AYARRA
RT. 1 BOX 17
KING HILL ID 83633

RE: Water Right No. 02-07418

Dear Water Right Holder(s):

On June 8, 1992, the department sent you a letter which directed you to immediately cease diverting water under the above referenced water right, since the minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second (cfs) measured near Weiser was not being satisfied.

The flow of the Snake River at Weiser is now above 4,750 cfs. You are, therefore, authorized to again divert water under your water right. If the minimum stream flow is not met later this year, however, the department will again notify you to temporarily cease diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

RECEIVED
JUN 15 1992

JUN 09 1992

May 19, 1992

MARIE AYARRA
DAVID J. AYARRA
RT. 1 BOX 17
KING HILL ID 83633

RE: Water Right No. 02-07418

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement

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SEP 09 1992

purposes. This type of coordination could minimize the impact on existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

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SEP 09 1992

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
September 21, 1990

MARIE AYARRA
DAVID J. AYARRA
RT. 1 BOX 17
KING HILL, ID 83633

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 02-07418

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.

The information available to us at this time does not warrant refusing to issue you a permit but does merit cautioning you that any permit issued by the Department cannot deprive water users, with earlier rights, of their water supply.

The reason for conditioning the permit and explaining the potential interference problem is to make you aware that future tests may definitely show that diversion of water from your well should be administered together with the older surface water priorities of the river and it's tributaries. If this were to occur, it would essentially mean that there would not be water available for a diversion from your well since the surface water system is fully appropriated. By locating your well as far from the river as possible and by casing out upper water producing zones as the well is constructed, you may be able to reduce the amount of interference with the river.

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

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SEP 25 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ: SC
Enclosures

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SEP 25 1990

MEMORANDUM

To: File 02-7418
From: L. Glen Saxton *ms*
RE: WATER APPROPRIATION RULE 5,3,9.
Date: September 20, 1990

The department has considered the presumption described in Water Appropriation rule 5,3,9. in the approval of application 02-7418. The rule does not apply to the application for permit, however, since the use of water predates trust water considerations and predates the promulgation of the Water Appropriation Rules and Regulations.

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SEP 25 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

JULY 25, 1990

Mountain Home News
Drawer O
Mountain Home, ID 83647

Dear Legal Dept.:

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 AUGUST 20, 1990.

Yours truly,

GAIL GARRETT
Secretary

Encl.

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SEP 25 1990

02-07418

AYARRA, MARIE
AYARRA, DAVID J.
RT. 1 BOX 17
KING HILL, ID 83633

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: LOT 8 (NESW) Sec 7 T 05S R 11E

Use: IRRIGATION (.150 CFS)
Total Diversion: (.150 CFS)

Date Filed: 6/26/ 1985

In: T05S R11E S07 Lot 8 (NESW) Lot 9 (NWSW)

5.0 ACRES TOTAL

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SEP 25 1980

MEMORANDUM

TO: FILE/APPLICATION NO. 02-7418

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 7-17-90

=====

The applicant has returned the trust water information questionnaire and has claimed that the development under this filing was completed prior to October of 1984.

Based on comments from the questionnaire and the original application filing from 1985, along with review of the Department's 1986 remote sensing data and report, the five acres under this application appear to have been developed prior to October of 1984.

Since this filing was made prior to July 1, 1985 to validate development prior to October of 1984, the application is exempt from the review requirements of section 42-203C, Idaho Code. The application will be returned to the region for routine advertising and processing.

ENCLOSURE

JUL 25 1990

PAGE: 1

PLACE OF USE LOTS OVERLAP REPORT

07/17/90

WR-NUMBER	NE				NW				SW				SE				LOT	+	SUM	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
0207418	T05S R11E S 7																			
0207418				:				:	8L2	9L2		:				:		4		
3702006C			4LX	:			2LX	3LX	:			:		4LX		:				
3702006D			4LX	:					:			:	5LX			:				
3702439			4L7	:					:			:				:		7		
3704039			4L7	:					:			:				:		7		
3704112			4L8	:			2L12	3L18	:			:		7L8	6L37	:		83		
A0200214				:			2LX		:		9LX	:		7LX	6LX	:				
A0200215				:			2LX		:		9LX	:		7LX	6LX	:				
A0200216				:			2LX		:		9LX	:		7LX	6LX	:				
A0200217				:			2LX		:		9LX	:		7LX	6LX	:				
A0204005				:					:	8L6	9L9	:				:		15		
39 MAPPING: 1L12 2L28 3L29 4L30 5L10 6L5 7L5 8L9 9L40																				168

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SEP 25 1990

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM
							NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
0207418																							
0100212	NORTH SIDE CANAL CO.	D	SNAKE RIVER	05S	11E	7					:				:				:				
0100213	NORTH SIDE CANAL CO.	D	SNAKE RIVER	05S	11E	7					:				:				:				
0100215	NORTH SIDE CANAL CO.	D	SNAKE RIVER	05S	11E	7					:				:				:				
0100220	NORTH SIDE CANAL CO.	D	SNAKE RIVER	05S	11E	7					:				:				:				
0204005	GREER	S	SNAKE RIVER	05S	11E	7					:				:	3	10		:		13		
0207418	AYARRA	A	SNAKE RIVER	05S	11E	7					:				:				:				
3702006C	FRICKE	L	CLOVER CREEK	05S	11E	7					:				:				:				
3702006D	ROBERTSON	L	CLOVER CREEK	05S	11E	7				X	:				:				:				
3702439	HUGHES	L	GROUNDWATER	05S	11E	7					:				:				:				
3704039	ANDERSON	S	GROUNDWATER	05S	11E	7					:				:				:				
3704112	KING HILL IRRIGATION	D S	MALAD RIVER	05S	11E	7 7					:				:			32	:	36	75		
A0200214	KING HILL IRRIGATION	D J	SNAKE RIVER	05S	11E	7					:				:			X	:	X			
A0200215	KING HILL IRRIGATION	D J	SNAKE RIVER	05S	11E	7					:				:			X	:	X			
A0200216	KING HILL IRRIGATION	D J	SNAKE RIVER	05S	11E	7					:				:			X	:	X			
A0200217	KING HILL IRRIGATION	D J	SNAKE RIVER	05S	11E	7					:				:			X	:	X			
A0204005	AYARRA	J	SNAKE RIVER	05S	11E	7					:				:				:				
	1986 MAPPING DATA	---	COUNTY 39 QUAD Z	67 05S	11E	7 8 5				25	:	4			:			34	:	33	109		

SEP 25 1990

10-10-68

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
JUL 17 1990

Department of Water Resources

Application No. 02-7418

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes ☒ No ☐

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes ☒ No ☐

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain restrictions and/or conditions. You may be asked to verify uses established prior to October, 1984.)

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. _____

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. _____

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

x

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant Maria and David Ayarza

Date 7-15-90

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SEP 25 1990



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

July 6, 1990

RE: APPLICATION FOR PERMIT NO. 02-7418

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, the Department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (in particular, Rules 4,5,3. thru 4,5,3,5, apply to your project if it is more than 200 acres).

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SEP 25 1990

Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

MICROFILMED

SEP 25 1990

02-7418

AYARRA, DAVID J. &/or MARIE

RT. 1 BOX 17, KING HILL, ID 83633

Source: SNAKE RIVER trib. to COLUMBIA RIVER

Date Filed: 06/26/1985

Diversion Pt: LOT 08 (NESH) Sec 07 T 05S R 11E

Use: IRRIGATION (0.15 CFS)

In: LOT 08 (NESH) LOT 09 (NWSH) Sec 07 T 05S R 11E FOR 4 ACRES

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SEP 25 1990