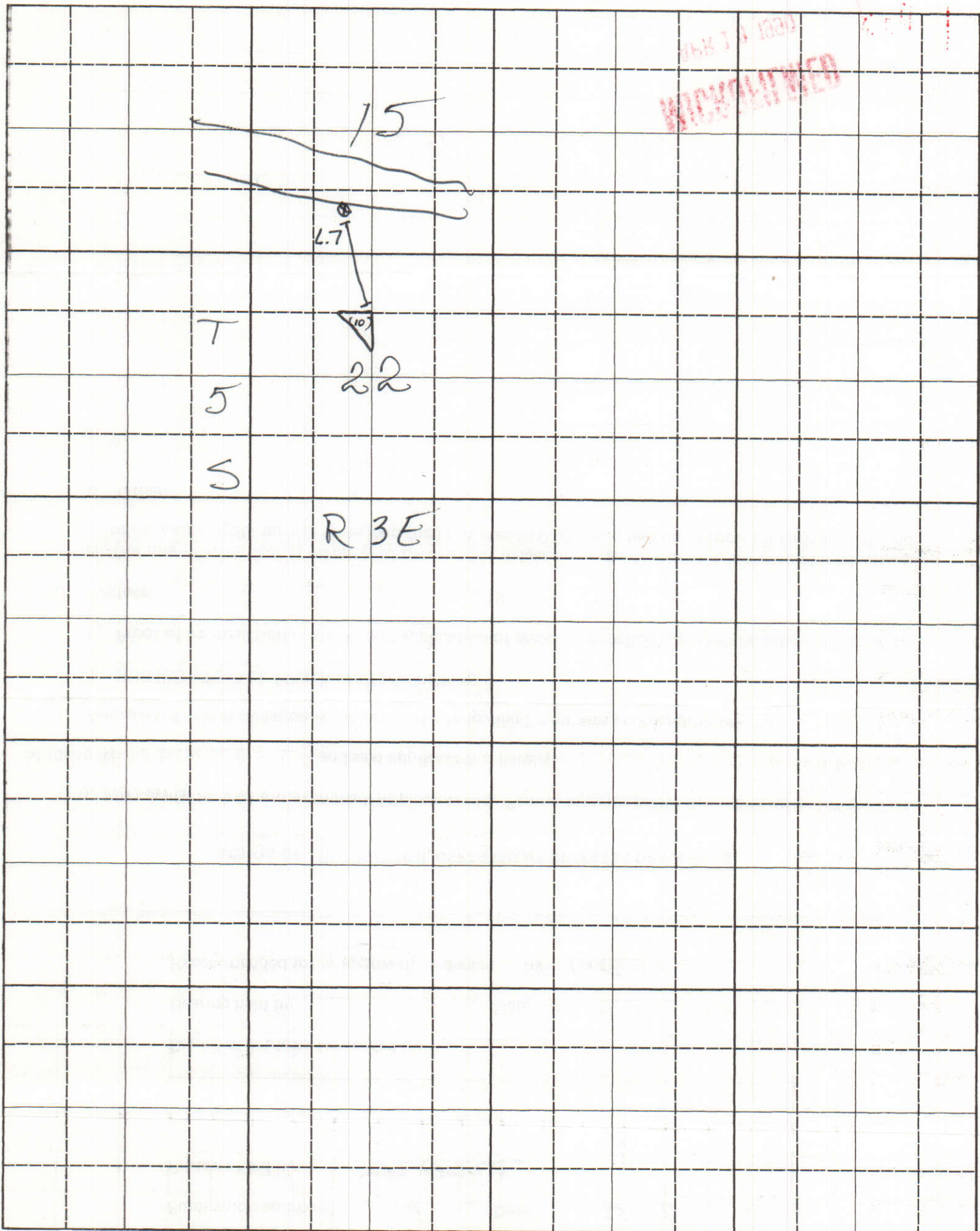


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

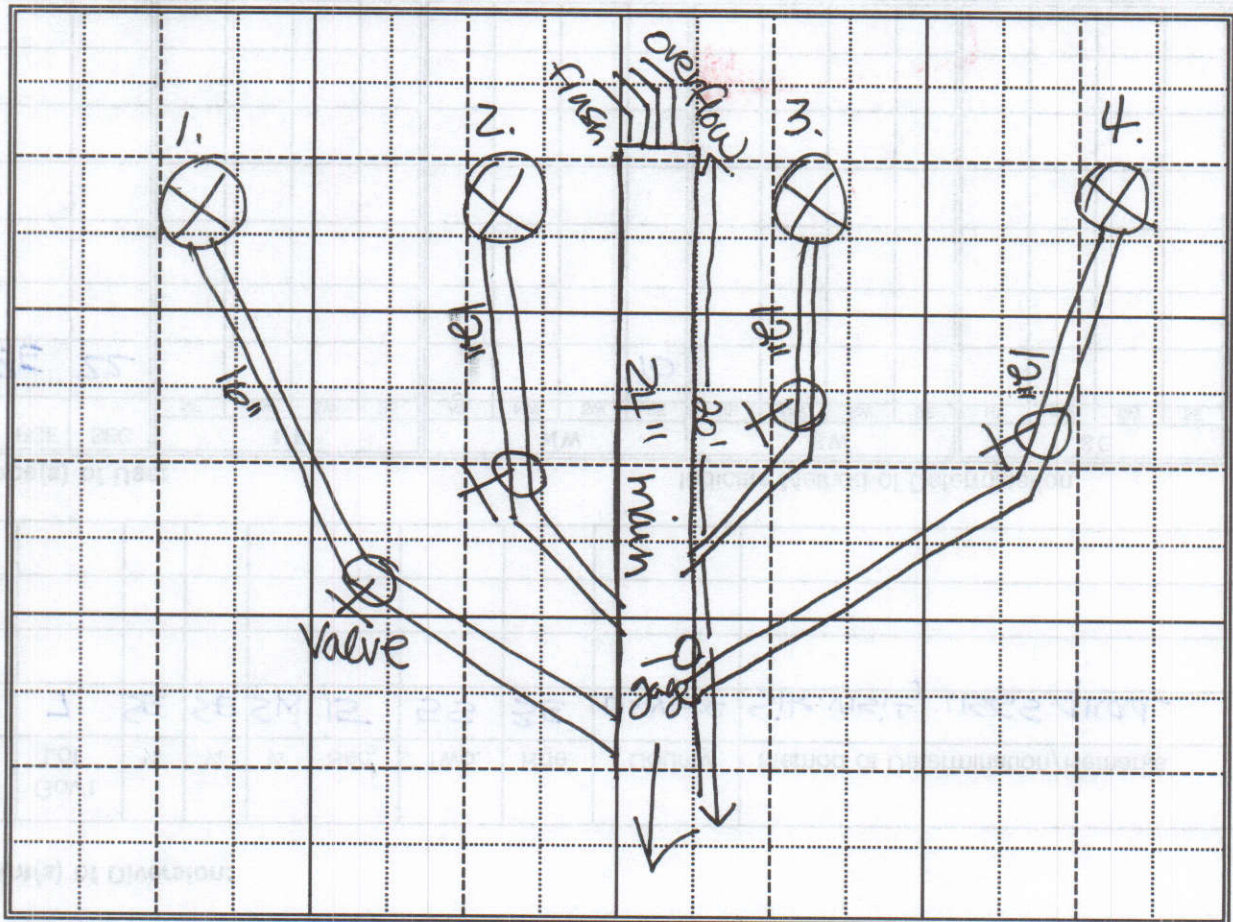
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

APR 13 1990

White Horse Farm
(Applicant)
Eugene Schuch
Managing Partner

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
1.	USElec	600	DKJ403024	Layne	77825 16"
2.	Holloshaft US Motors	300	1407575	Layne	44428 12"
3.	Holloshaft US Motors	300	1407576	Layne	44427 12"
4.	Holloshaft US Motors	300	1391760	Layne	44429 12"

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

D. FLOW MEASUREMENTS

1.

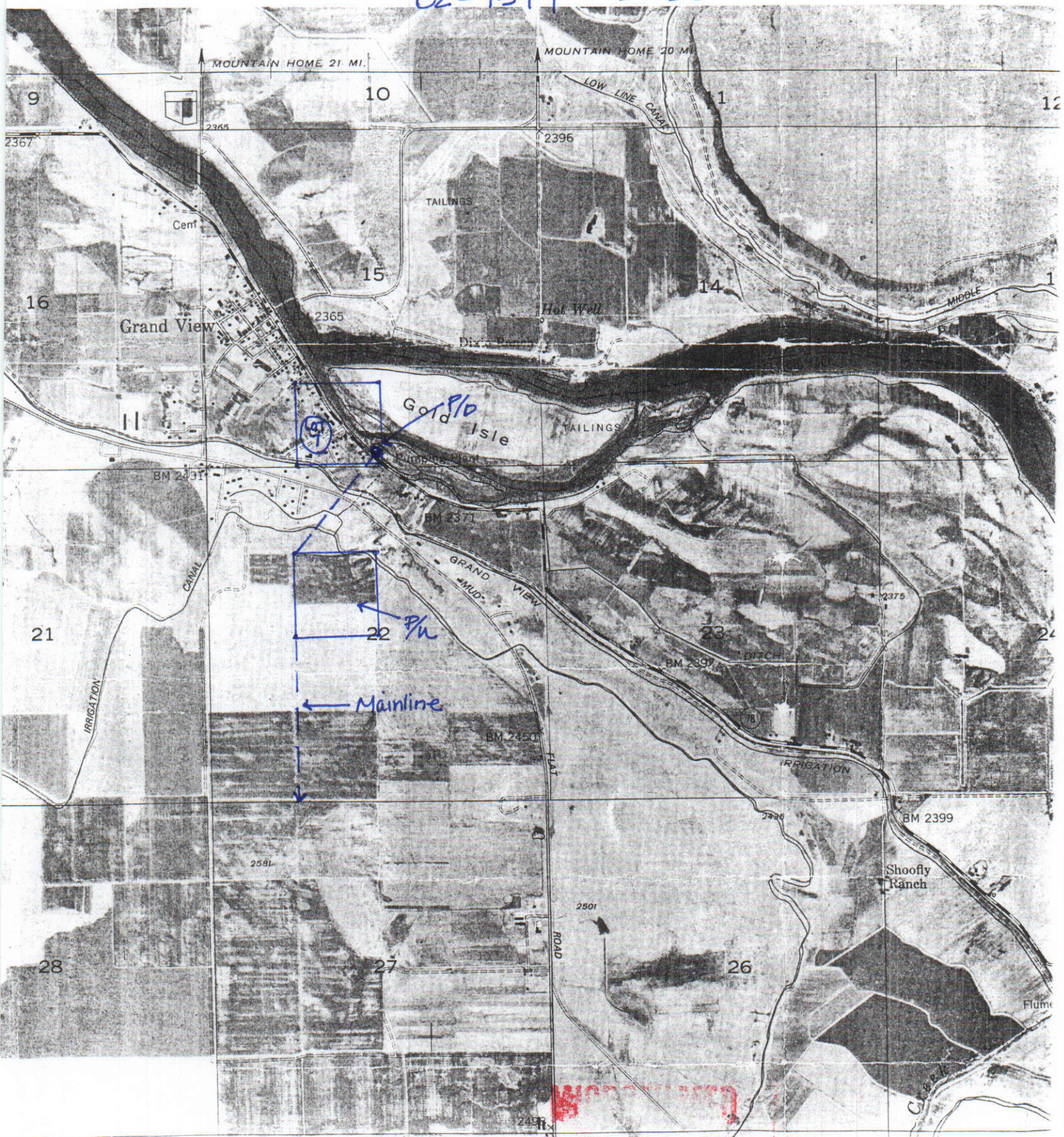
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
						APR 07 1994

2. Measurements: Mainline pressure @ pumps 170 psi w/ 2 pumps on
 est lift = ~~110~~ 150' from topo. (~14 cfs)
 use 75 psi operating discharge pressure

S

R

02-7399 5S3E



APR 07 1994

Sec. 9.

Sec. 10.

Sec. 11.

Sec. 12.

5S3E
02-7399

Sec. 16.

Sec. 15.

Sec. 14.

Sec. 13.

81.86 Additional

23.78 Additional



Goldsboro Island

West

East

23.78

29.84

11.93

11.93

11.93

11.93

11.93

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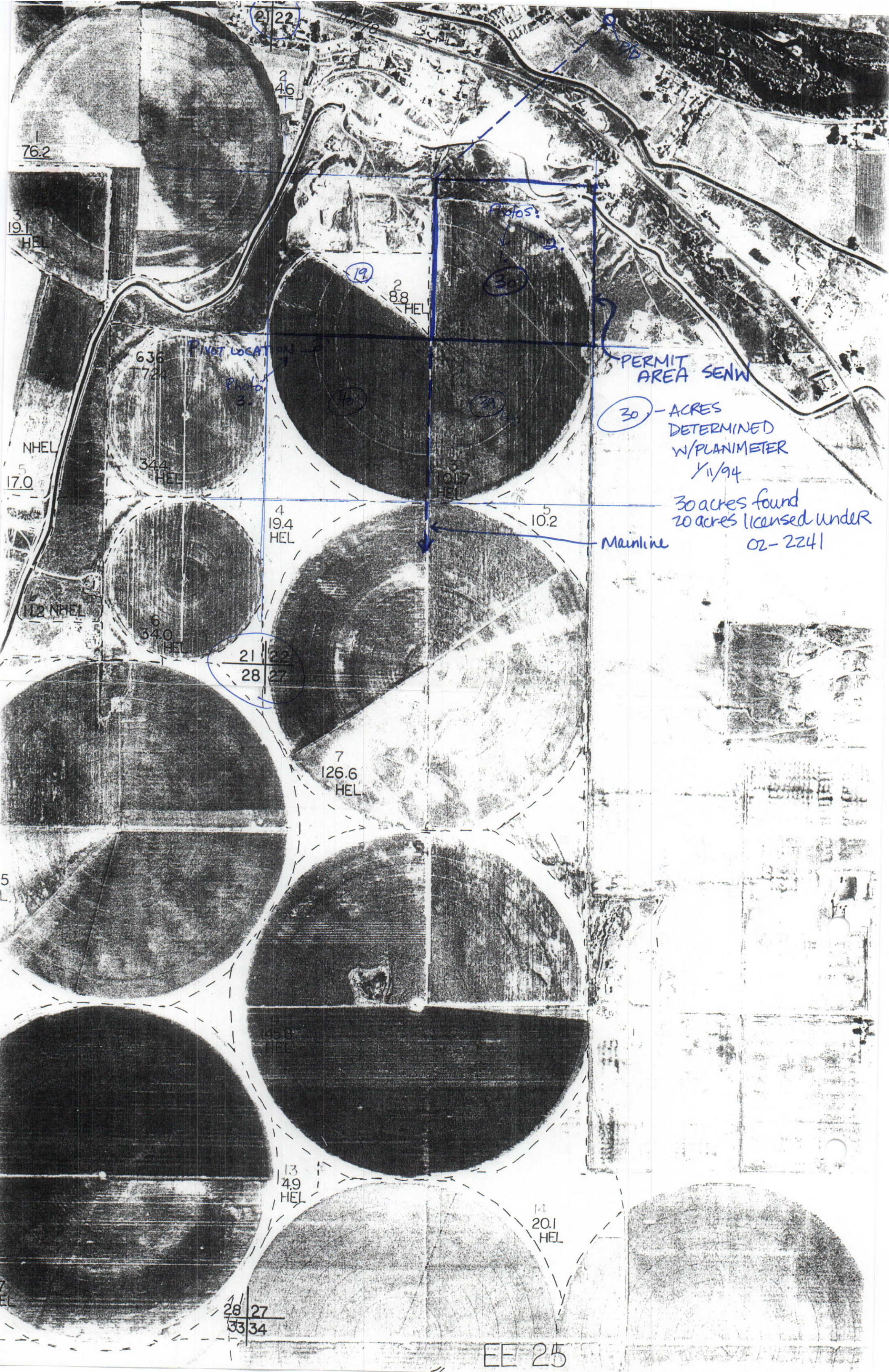
Sec. 22.
11.93 Additional

Sec. 23.
1.19 Additional

Sec. 24.

APR 07 1994

58.30



76.2

19.1
HEL

2
46

19

8.8
HEL

636
T724

PIVOT LOCATION

Photo 3

344
HEL

NHEL
5
17.0

112 NHEL

340
HEL

21 22
28 27

4
19.4
HEL

10.2

7
126.6
HEL

13
49
HEL

14
20.1
HEL

28 27
33 34

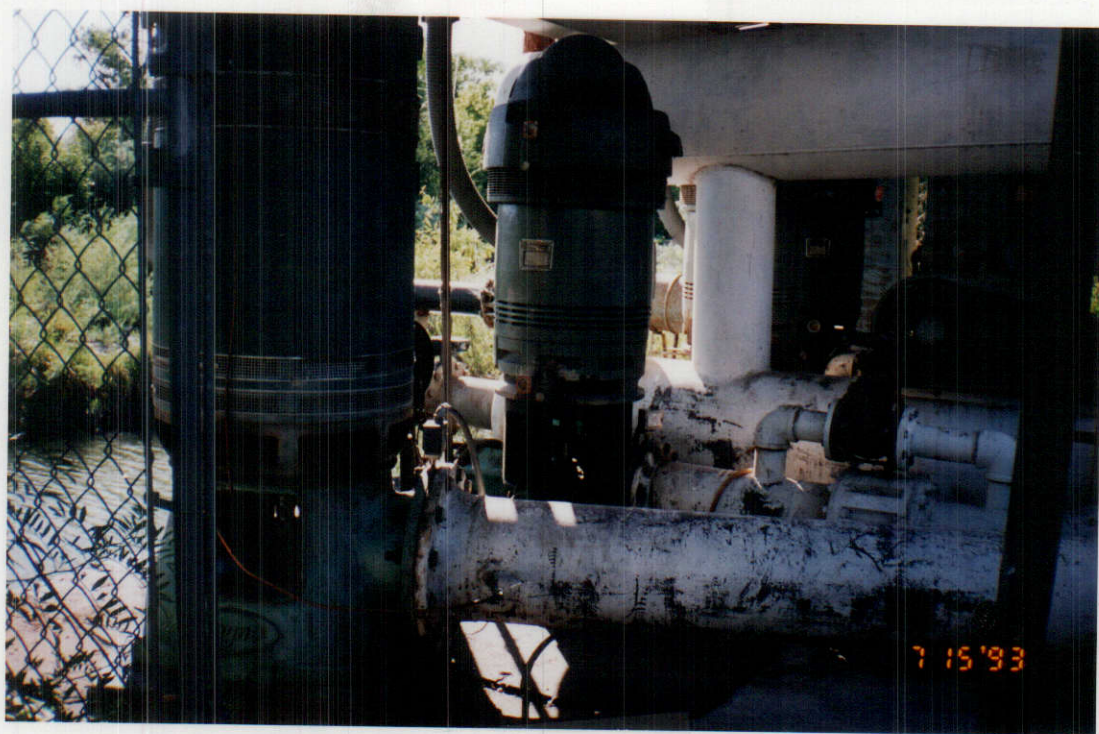
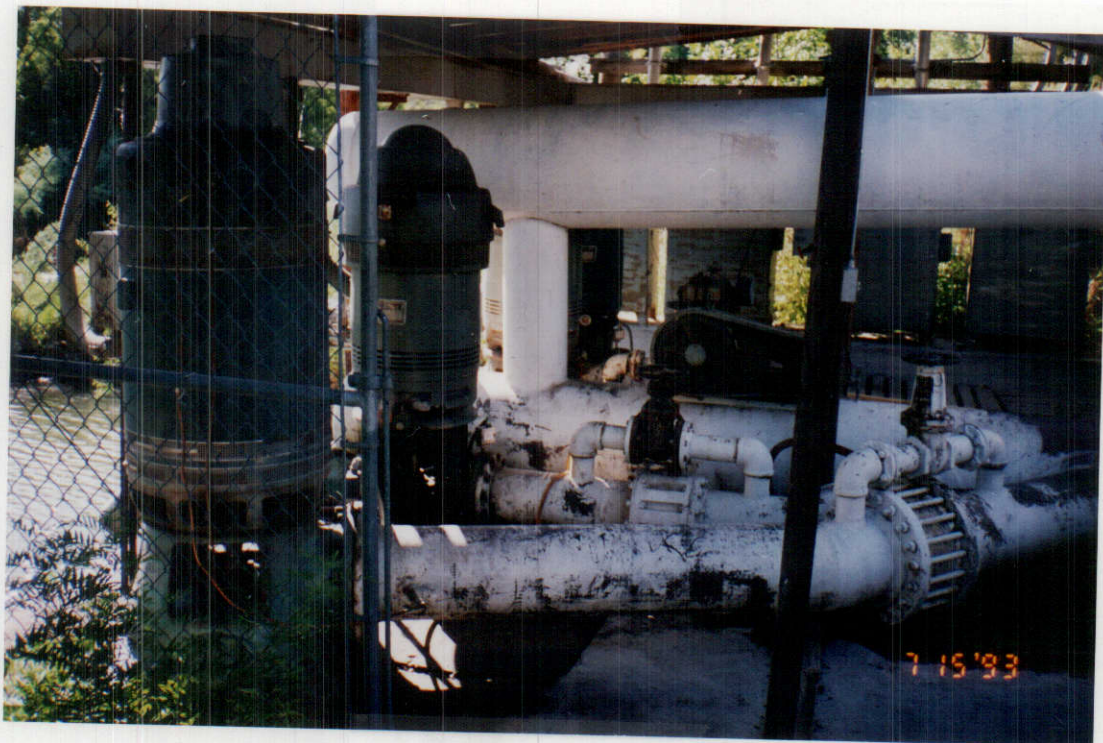
PERMIT
AREA SENW

30 - ACRES
DETERMINED
W/PLANIMETER
11/94

30 acres found
20 acres licensed under
02-2241

Mainline

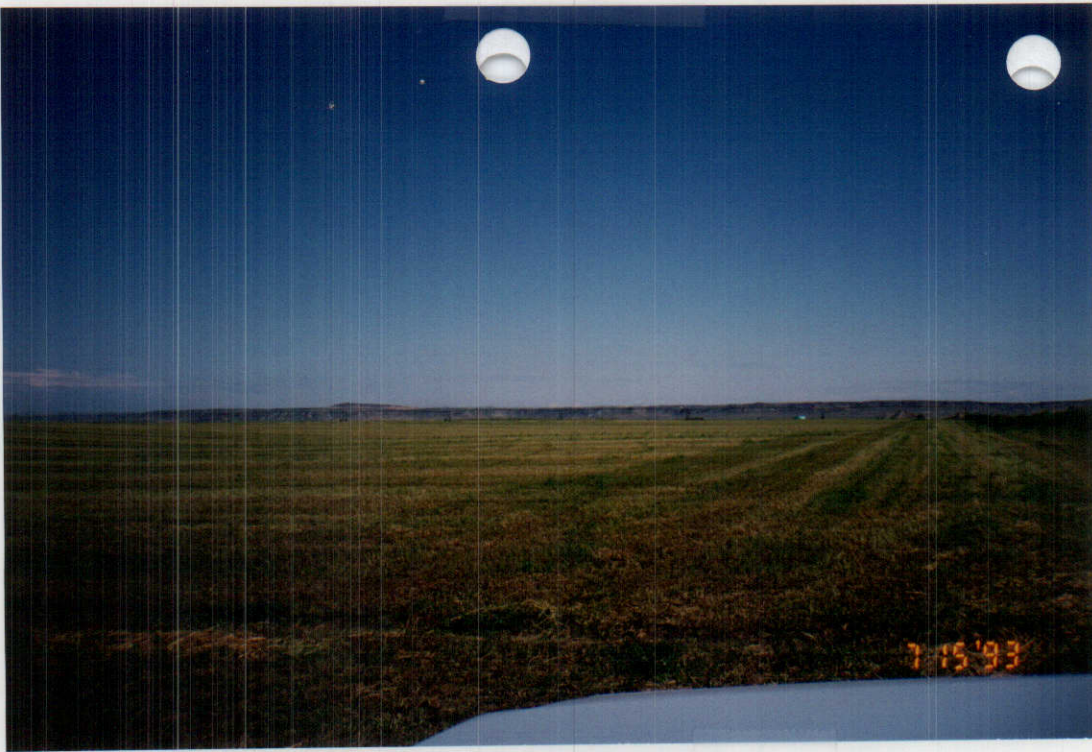
02-7399



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02-7399



1.



3.
Pivot operating
in S1NW Sec 22
←

↑
P/u in
SE1NW Sec 22

2.
↓



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APR 07 1994

Dept. of Water Resources

THE OWYHEE AVALANCHE

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of **The Owyhee Avalanche**, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said **The Owyhee Avalanche** has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said

newspaper, in

Two (2)

(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

Dec 6, 1989

Dec 13, 1989

Signed

Joe E. Aman

Subscribed and sworn to before me this 13th day of Dec A.D., 1989

Olivia Aman Patrick

MICROFILMED

APR 13 1990

Notary Public in and for the State of Idaho
Residing at Nampa, Idaho
Commission expires October 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

02-07399

J.R. SIMPLOT CO.

SCHUPAK, DR. EUGENE

9440 E. MARIPOSA

GRANDE

SCOTTSDALE, AZ 85255

Source: SNAKE RIVER

Tributary: COLUMBIAN RIVER

Diversion Pt: LOT 7 (SESW)

Sec 15 T 05S R 03E

Use: IRRIGATION (.200 CFS)

Total Diversion (.200 CFS)

Date Filed: 1/12/1983

In: T05S R03E S22 SENW

10.0 ACRES TOTAL

02-07400

AYARRA, DANIEL J.

200 CLEAR CREEK

MERIDIAN, ID 83642

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: LOT 3 0 Sec 6 T 06S R 08E

Use: IRRIGATION (.300 CFS)

Total Diversion: (.300 CFS)

Date Filed: 6/16/1983

In: T06S R08E S06 NENW NWNW

15.0 ACRES TOTAL

51-07322

U.S. DEPT OF INTERIOR

BUREAU OF LAND

MGMT.

IDAHO STATE OFFICE

3380 AMERICANA

TERRACE

BOISE, ID. 83706

Source: SPRING Tributary:

MARYS CREEK

Diversion Pt: SENWSE Sec 13

T 13S R 04E

Use: STOCKWATER (.120 CFS)

WILDLIFE (.100 CFS)

Total Diversion: (.220 CFS)

Date Filed: 11/28/1989

In: T13S R04E S13 NESE NWSE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before DECEMBER 26, 1989.

R. KEITH HIGGINSON,
Director

Published Dec. 6 & 13, 1989.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 02-07399

Priority: January 17, 1983

Maximum Diversion Rate: 0.20 CFS

Maximum Diversion Volume: 45.0 AF

This is to certify, that J R SIMPLOT CO

PO BOX 27

BOISE ID 83707

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 12, 1983; and has submitted Proof of Beneficial Use on May 6, 1991. An examination indicates that the works have a diversion capacity of 22.860 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	0.20 CFS	45.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 7(SESESW), Sec. 15, Township 05S, Range 03E
OWYHEE 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	03E	22	SENW	10		10

Total number of acres irrigated: 10

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

APR 07 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

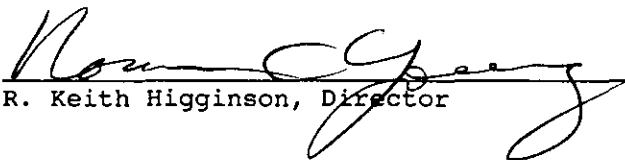
WATER RIGHT NO. 02-07399

CONDITIONS/REMARKS:

8. Use of this right with the rights listed below is limited to a total combined annual diversion volume of 5611.5 afa. The combined rights include: 02-02241 and 02-07027.
9. The following rights are also diverted through the point(s) of diversion described above: 02-02241 and 02-07027.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 12TH day of MARCH, 1994.

Acting for


R. Keith Higginson, Director

RECEIVED

07 1994

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 02-7399 IN THE)
NAME OF J.R. SIMPLOT CO.) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before May 1, 1991; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, on May 1, 1991 the permit lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on May 6, 1991;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 02-7399 be REINSTATED and the priority advanced to January 17, 1983.

Dated this 9th day of May, 1991.


L. GLEN SAXTON, Chief
Water Allocation Bureau

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MAY 29 1991

RECEIVED

MAY 6 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 02-07399 Telephone No. (208) 336-2110

2. Name(s) of Permit Holder(s): J.R. Simplot Company

3. Post Office Address: P.O. Box 27, Boise, Idaho 83707

4. Source of Water: Snake River

a. If ground water, well driller's name: _____ Date drilled: _____

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

5. Extent of Use:

Domestic _____ (No. of households) Irrigation 10 (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

6. Total rate and/or volume for which proof is submitted .20 cfs 50 acre/feet

7. Refer to the approval conditions on your permit and respond accordingly: (See Attachment)

Measuring device: Required? Yes No Installed? Yes No

OR

Flow Measurement Port: Required? XYes No Installed? Yes No

8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

J.R. Simplot Company c/o Gus Oman

(208) 834-2231

Name

Telephone No.

HC85, Box 275, Grandview, ID 83624

Address

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.

4/26/91
Date

James D. Crawford
Signature (and title if on behalf of a company or organization)

James D. Crawford
Treasurer, J.R. Simplot Company

NOT FILMED

MAY 29 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 02-07399

Proposed Priority: January 12, 1983 Maximum Diversion Rate: 0.20 CFS
This is to certify, that J.R. SIMPLOT CO.

P.O. BOX 27
BOISE, ID 83707

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	0.20 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: LOT 7(SESW), Sec. 15, Township 05S, Range 03E
OWYHEE 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	03E	22	SENW	10		10

Total number of acres irrigated: 10

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1991**.
2. Subject to all prior water rights.
3. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
4. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Water shall not be diverted under this permit unless the flow of the Snake River exceeds prior rights and established downstream minimum stream flows.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

APR 13 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 02-07399

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

3rd day of April, 1990.

for J. Glen Saxton
R. Keith Higginson, Director

MICROFILMED

APR 13 1990

02-7309
RECEIVED

State of Idaho

SEP 29 1989 Department of Water Resources

RECEIVED

SEP 29 1989

Department of Water Resources **ASSIGNMENT OF PERMIT**
Western Regional Office

Department of Water Resources

I, DR. EUGENE SCHUPAK, hereby assign to J.R. SIMPLOT COMPANY
of P.O. BOX 27 BOISE, IDAHO 83701
Address

All my right, title, and interest in and to Permit No. 9002-07399
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

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OCT 20 1989

Made this 22nd day of September, 19 89.

Department of Water Resources

Eugene Schupak
Permit Holder

Eugene Schupak
Spouse of Permit Holder

ARIZONA
State of ~~Idaho~~)
County of MARICOPA) ss

On this 22 day of SEPTEMBER, 19 89, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

s e a l

Linda L. Lindsley
Notary Public residing at
Phoenix, Arizona

MICROFILMED

My commission expires:
7/23/93

APR 13 1990

Assigned to:
J.R. Simplot Co.
Box 27
Boise, ID 83707

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Dr. Eugene Schupak Phone 602/585-0756
Post office address 9440 East Mariposa Grande
P.O. Box 6381 Scottsdale, AZ 85255

2. Source of water supply Snake River which is a tributary of Columbia River

3. Location of point of diversion is (lot 7)
SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 15 Township 5S

Range 3E B.M. Owyhee County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .20 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:

a. .20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. existing pumping station & pipeline

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

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

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

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

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

(3) List number of each kind of livestock to be watered _____

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

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

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APR 13 1990

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	3E	22								10									10

Total number of acres to be irrigated 10

c. Describe any other water rights used for the same purposes as described above. none

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

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

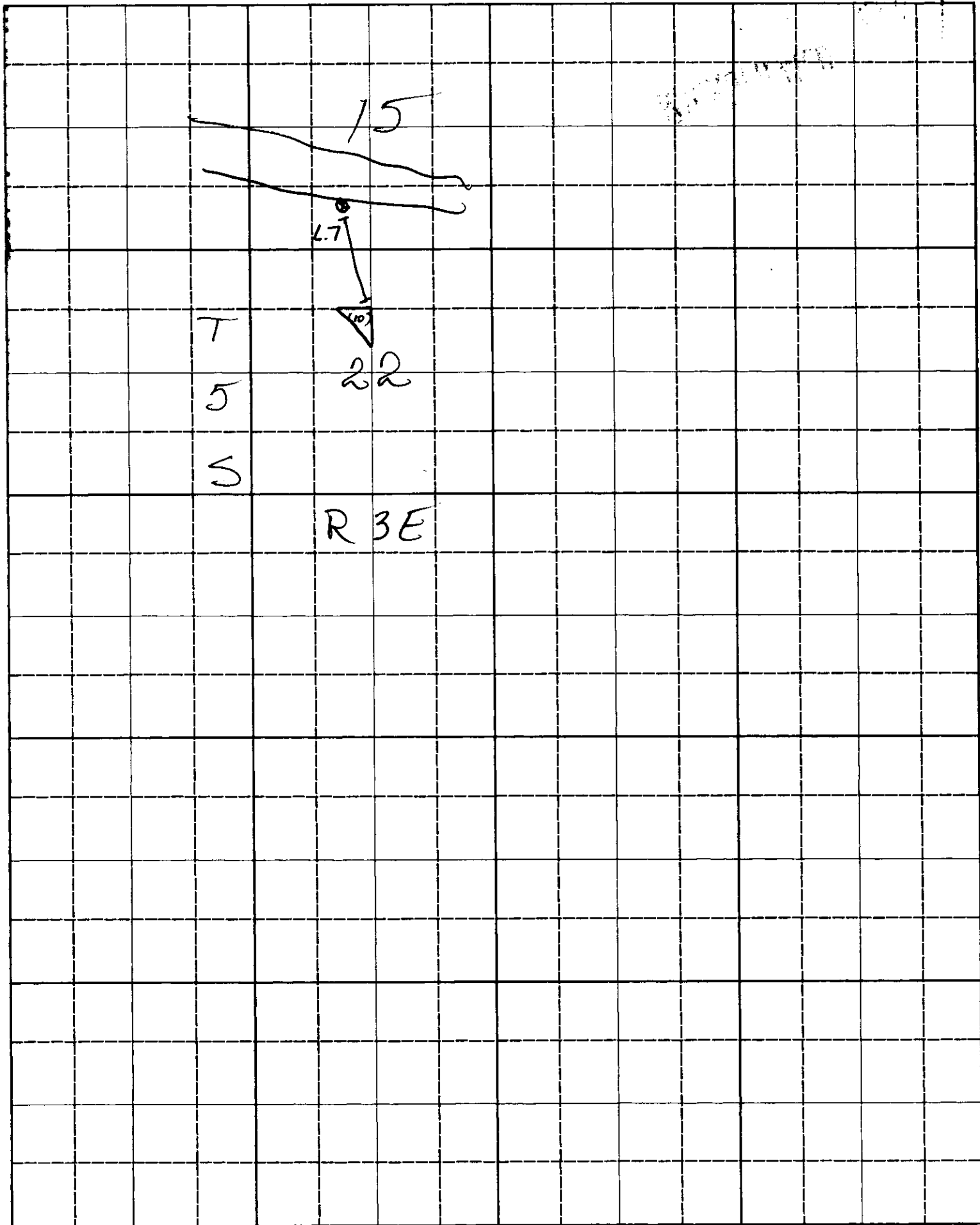
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing existing agreement for water rights 02-2241 & 02-7027

10. Remarks _____

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APR 13 1990

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



Scale: 2 inches equal 1 mile.

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

MICROFILMED

APR 13 1990

White Shore Farm
(Applicant)
Eugene Schuch
Managing Partner

Received by rr Date 1-12-83 Time 9:00 am
Preliminary check by 665 Fee \$ 20.00 * 23111
Receipted by AS Date 1/12/83
Publication prepared by jp Date 2/3/84
Published in Owyhee Nuggett
Publication dates 12/6 + 12/13/89
Publication approved st Date 1-25-90
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DAK

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. Other:

MICROFILMED
APR 13 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 16, 1994

J R SIMPLOT CO
PO BOX 27
BOISE ID 83707-0027

RE: WATER RIGHT NO. 02-07399

Dear Water Right Holder(s):

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

APR 07 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

FEB 18 1994

A. GENERAL INFORMATION

Department of Water Resources

Permit No. 02-7399

1. Owner: JR Simplot Co.

Phone No. 336-2110

Current Address: PO Box 27 Boise ID 83707

2. Accompanied by: Frank Bachman/Gus Oman

EXAM DATE: 7/15/93

Address: HC 85 Box 275 Grandview ID 83624

Phone No. 834 2231

Relationship to Permit Holder: Project mgrs.

3. Source: Snake River

tributary to Columbia River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 02-2241, ~~02-7027~~

2. Other water rights with the same point of diversion: 02-2241, 02-7027, 57-4096

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
	7	SE	SE	SW	15	5S	3E	Owyhee	Site visit, USGS quad

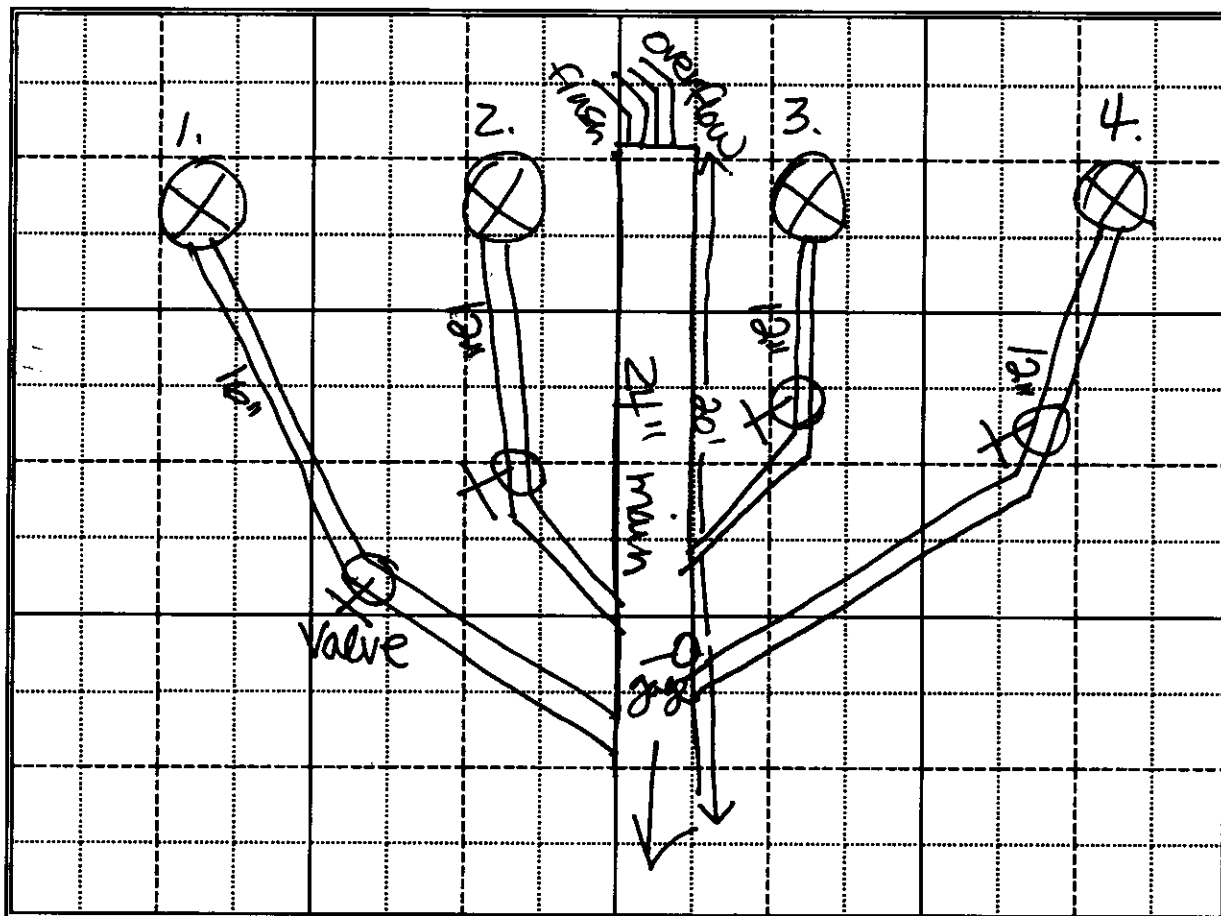
2. Place(s) of Use:

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	
53	3E	22								10									10
																			10

APR 07 1994

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
1.	USElec	600	DKJ403024	Layne	77825 16"
2.	Holloshaft US Motors	300	1407575	Layne	44428 12"
3.	Holloshaft US Motors	300	1407576	Layne	44427 12"
4.	Holloshaft US Motors	300	1391760	Layne	44429 12"

*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
						APR 17 1994

2. Measurements: Mainline pressure @ pumps 170 psi w/ 2 pumps on est lift = ~~110~~ 150' from topo. (~14 cfs)
 Use 75 psi operating discharge pressure

E. NARRATIVE/REMARKS/COMMENTS

System uses 3 pumps max (1-3 w/ #4 as backup)
At time of exam, pumps #1 & 2 operating.

Mainline:

1 mile 24", reduced to 18", finally to 8" at ~~the~~ end of line

10 acres added to system when handlines were replaced by a pivot. (No drag lines) 8 towers - 1/4 mile - + end gun
just restarted (at this pivot)

System ~~not operating~~ hay just cut. Saw one other pivot. System operates 1 pivot + misc. handlines on est 1200 acres

Previous licenses 02-2241 & -7027 issued for this system show a system capacity of 21.05 cfs, with a total of 19.24 cfs allocated under the licenses on 1237 acres.

System has been modified slightly since last exam:
Originally 4, 300 HP pumps. ~~one~~ of these replaced with one 600 HP which is used with 2 of remaining 300 HP. Fourth pump used for backup only. Still running at 1200 HP maximum. Discharge on #1 pump now 16" and on pumps 2-4 is 12" - old exam shows 10" discharge to 24" mainline. Theoretical formula used to back-check system capacity, assuming 150' lift & 75 psi discharge pressure.

Overlap @ permitted ~~for~~ only: 20 acres previously licensed under 02-2241. 30 acres found. Adequate flow is available under both previously measured & calculated system capacities to cover additional acreage.

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

APR 17 1994

↓
No port - point of discharge measurements made previously. Pressure gage installed at lower end of mainline.

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$\frac{1200 \times 8.8 \times .7}{150 + (75 \times 2.31)} = 22.86 \text{ previously measured } 21.05$$

$$(\text{at } 85 \text{ psi} = 21.34 \text{ cfs})$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 10 \times 4.5 = 45.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .2 \times 246 \times 1.9835 = 97.5$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 45$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (ata)
	From	To		
IRR	3/15	11/15	.20	45.0
Totals:			.20	45.0

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. AUTHENTICATIONField Examiner's Name Cindy J. Hodges Date 1/11/94

Reviewer _____ Date _____

SEAL

APR 07 1994

S

R

02-7399 553E



APR 07 1994

Sec. 9.

Sec. 10.

Sec. 11.

Sec. 12.

5S3E
02-7399

Sec. 16.

Sec. 15.

81.86 Additional

Sec. 14.

23.78 Additional

Sec. 13.

APR 07 1994



R I V E R

Sec. 21.

Sec. 22.

11.93 Additional

Sec. 23.

11.9 Additional

Sec. 24.

58.30



76.2

22

46

19

19

88

HEL

63

POINT LOC

NHEL

17.0

34

4
19.4
HEL

10.2

PERMIT AREA SENW

30 - ACRES
DETERMINED
W/PLANIMETER
11/94

30 acres found
20 acres licensed under
02-2241

Mainline

21
28

7
126.6
HEL

5

13
4.9
HEL

20.1
HEL

28
33

27
34

EE 25

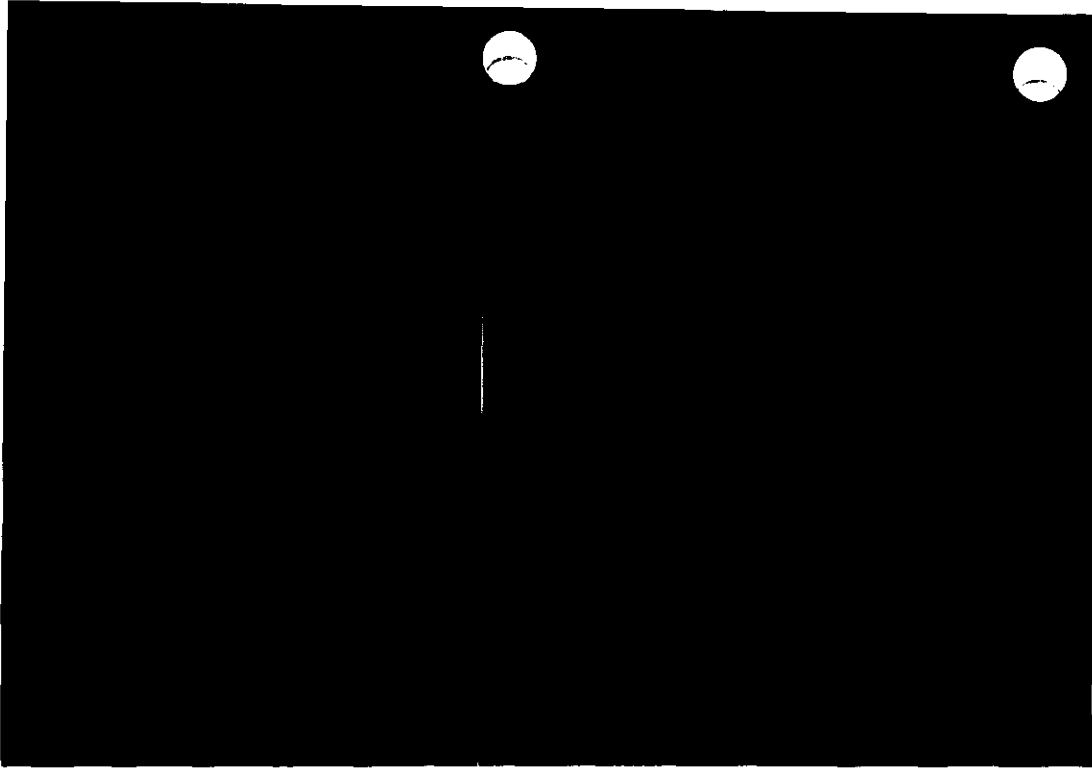
OZ-7399



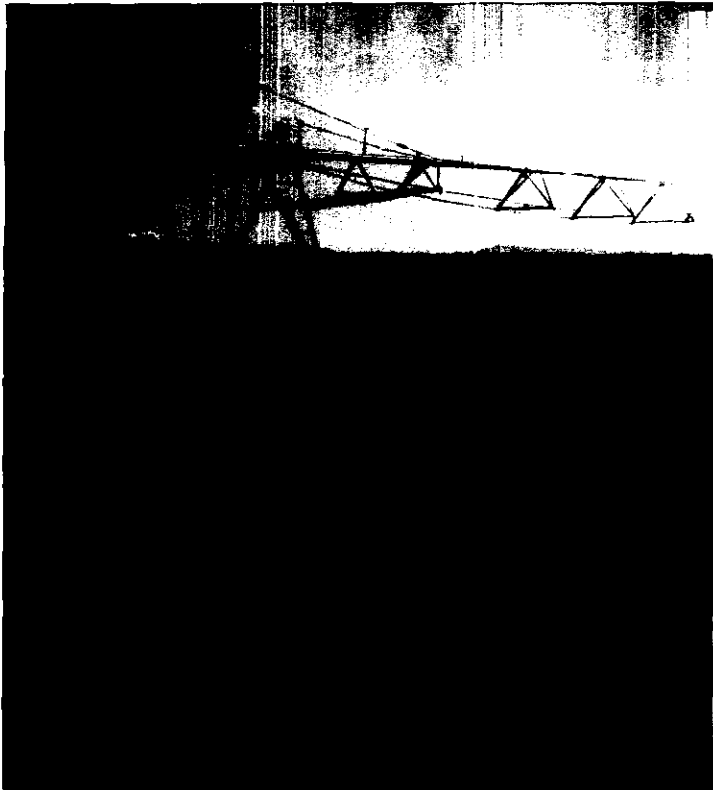
RECEIVED

APR 07 1994

02-7399

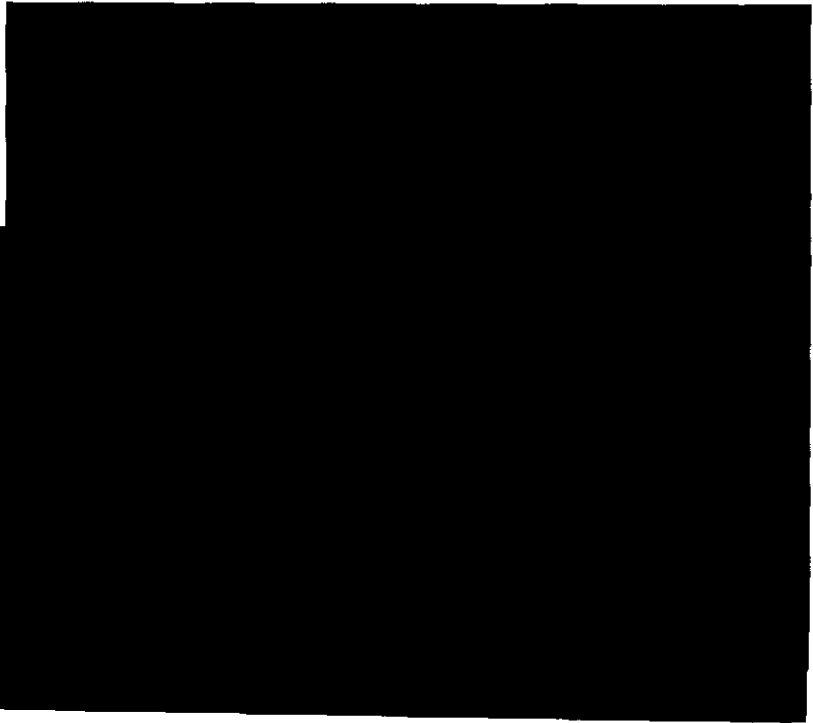


1.



3.
Pivot operating
in SNW Sec 22
←

↖
P/u in
SENW Sec 22
↓ 2.



104-104
APR 27 1994

June 8, 1992

J.R. SIMPLOT CO.
P.O. BOX 27
BOISE ID 83707

RE: Water Right No. 02-07399

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

RECEIVED

APR 07 1994

June 12, 1992

J.R. SIMPLOT CO.
P.O. BOX 27
BOISE ID 83707

RE: Water Right No. 02-07399

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

APR 07 1994

May 19, 1992

J.R. SIMPLOT CO.
P.O. BOX 27
BOISE ID 83707

RE: Water Right No. 02-07399

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 purposes. This type of coordination could minimize the impact on

APR 07 1994

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

APR 07 1994

May 14, 1991

J.R. SIMPLOT CO.
P.O. BOX 27
BOISE, ID 83707

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 02-07399

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

Enclosure

NOT FILMED

MAY 29 1991



J. R. SIMPLOT COMPANY ONE CAPITAL CENTER 999 MAIN STREET SUITE 1300
P.O. BOX 27 BOISE, IDAHO 83707 (208) 336-2110 TELEX 368432

CORPORATE HEADQUARTERS

RECEIVED
MAY 2 1991

April 29, 1991

Department of Water Resources

Rita Fleck
Secretary/Records Manager
State Of Idaho
Department of Water Resources
1301 North Orchard Street, Statehouse Mail
Boise, Idaho 83720

Re: Proof of Beneficial Use for Permit No. 02-07399

Dear Rita:

Please find enclosed the completed State of Idaho Department of Water Resources Statement of Proof of Beneficial Use for the above referenced permit. Attached is a \$50.00 check to cover your filing fee.

If you need any additional information please don't hesitate to call me at 389-7359.

Sincerely,

Vic Conrad
Associate, Simplot
Land & Development

encl. Proof form, J.R. Simplot Co. chk# 073023 for \$50.00

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MAY 29 1991

April 26, 1991

Attachment To State of Idaho Proof of Beneficial Use for IDWR Permit No. 02-07399 page 1 of 1

The point of diversion and diverting works for the above permit are the same as the point of diversion and diverting works referenced by the field exam, conducted by representatives of IDWR, prior to the licensing of IDWR License No. 02-02241. Any flow measurement port and/or measuring devices existing at the time of the field exam for 02-02241 are used for permit No. 02-07399.

RECEIVED

MAY 23 1991

138092
February 28, 1991

J.R. SIMPLOT CO.
P.O. BOX 27
BOISE, ID 83707

PROOF DUE NOTICE
RE: PERMIT NO. 02-07399

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 May 1, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

RECEIVED
MAY 29 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
April 3, 1990

J.R. SIMPLOT CO.
P.O. BOX 27
BOISE, ID 83707

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P02-07399

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.
&SKIP

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.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

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

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APR 13 1990

enclosed for your convenience is a form entitled "Proof of 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,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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APR 13 1990

Dep't. of Water Resources

THE OWYHEE AVALANCHE

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of **The Owyhee Avalanche**, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said **The Owyhee Avalanche** has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said

newspaper, in Two (2)

(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

Dec 6, 1989
Dec 13, 1989

Signed Joe E. Aman

Subscribed and sworn to before me this 13th day of Dec A.D., 1989
Alesia Aman Patrick

RECORDED

Notary Public in and for the State of Idaho
Residing at Nampa, Idaho
Commission expires October 1990

APR 13 1990

Following
... have been
... to appropriate the
... waters of the State of
Idaho.

02-07399
S.E. SHIPST CO.
WATER, DE BUGA
CLAS E. SHIPST
N. SHIPST
SCOTTSDALE, AZ 85266
Source: SNOW RIVER
Tributary: SNOW RIVER
RIVER

Sec 18T10N
Use: STOCKWATER (1,500 CFS)
Total Duration: (300 CFS)
Date Filed: 1/12/1983
In: T13S R04E S06 SE1/4
18.0 ACRES TOTAL
02-07400

CLAS E. SHIPST
CLAS E. SHIPST
MERIDIAN, ID 83642
Source: SNAKE RIVER
Tributary: COLUMBIA
RIVER
Section Pt: LOT 3 0 Sec 6
Use: STOCKWATER (1,500 CFS)
Total Duration: (300 CFS)
Date Filed: 6/16/1983
In: T13S R04E S06 SE1/4
18.0 ACRES TOTAL
51-07032

U.S. DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
IDAHO STATE OFFICE
3000 AMERICAN
TERRACE
BOISE, ID 83706
Source: SPRING Tributary
MERIDIAN CREEK
Section Pt: SE1/4 SEC 18
T13S R04E
Use: STOCKWATER (1,100
CFS)
WILDLIFE (100 CFS)
Total Duration: (220 CFS)
Date Filed: 11/28/1989
In: T13S R04E S13 NE1/4
NW1/4

The permit(s) will be
subject to all prior water
rights. Abstracts must be filed
with the Director, Dept. of
Water Resources, Western
Region, 2735 Airport Way
Boise, Idaho 83705 on or
before the date of the permit.

S T A T E O F I D A H O
ARTMENT OF WATER RESOURC
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

NOVEMBER 29, 1989

Owyhee Avalanche
P.O. Box 97
Homedale, ID 83628

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 DECEMBER 26, 1989.

Yours truly,

GAIL GARRETT
Secretary

Encl.

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APR 13 1990

02-07399

J.R. SIMPLOT CO.
SCHUPAK, DR. EUGENE
9440 E. MARIPOSA GRANDE
SCOTTSDALE, AZ 85255

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: LOT 7 (SESW) Sec 15 T 05S R 03E

Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)

Date Filed: 1/12/1983

In: T05S R03E S22 SENW

10.0 ACRES TOTAL

MICROFILMED

APR 13 1990

MEMORANDUM

TO: FILE/APPLICATION NO. 02-7399

FROM: TIM LUKE *TL*

RE: SWAN FALLS PROCESSING

DATE: 11-28-89

The applicant, J.R. Simplot Co., has returned the trust water questionnaire claiming that the source was developed and used prior to October of 1984. The application was filed in January, 1983. The questionnaire states that the 10 acres under this application were mistakenly omitted from an earlier water right application which matured to license no. 02-2241.

I have reviewed the department's 1974 7.5 minute orthophoto and 7.5 minute remote sensing overlay. The latter overlay shows irrigated acreage as classified by department staff using a 1984 landsat scene (1984 scenes used only for certain areas of Owyhee and Elmore Counties. Place of use overlap and remote sensing information summary report is attached to this memo). The overlay closely matches the 1974 orthophoto. Both map sources include irrigated acreage described under the application. The attached remote sensing and overlap report indicates that the land in question was irrigated in 1984. The 1974 data when compared with the 1984 data indicates the same land was irrigated in 1974. This information appears to support the statement provided on the questionnaire.

Based on review of the above information, I recommend that this application be exempt from the public interest criteria and review requirements of Section 42-203C, Idaho Code. The application is being returned to the region for advertising. No special advertising language is required.

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APR 13 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			
0207399																									
0202034	GRANDVIEW IRRIGATION D	L	SNAKE RIVER	05S	03E	22		8		13	:					:				:				21	
0202161	RAU	L	SNAKE RIVER	05S	03E	22					:					:				:					
0202241	CUNNINGHAM	L	SNAKE RIVER	05S	03E	22								21	20	:	40	40	40	40	:			201	
0207032	BYBEE	L	SNAKE RIVER	05S	03E	22					:					:				:	17	38	39	31	125
0207212A	UPPER GRAND VIEW CANAL	L	SNAKE RIVER	05S	03E	22					:		2			:				:				2	
0207336	GRAND VIEW MUTUAL CANA	L	SNAKE RIVER	05S	03E	22					:	2				:				:				2	
0207399	J.R. SIMPLOT CO.	A	SNAKE RIVER	05S	03E	22					:				10	:				:				10	
5702224	BYBEE	L	GROUNDWATER	05S	03E	22					:					:				:	5	40		5	50
5702274	BYBEE	P	SHOOFLY CREEK	05S	03E	22					:					:				:	40	40	40	40	160
5702324	BYBEE	P	TWENTY MILE CREEK, N	05S	03E	22					:					:				:	40	40	40	40	160
5704096	HANSEN	S	GROUNDWATER	05S	03E	22					:	1				:				:				1	
5707072	ALLEY	L	SHOOFLY CREEK	05S	03E	22					:					:				:	3			3	
5707198	LOVE	L	SHOOFLY CREEK	05S	03E	22					:	3				:				:	4			7	
A0200029	GRAND VIEW IRRIGATION	J	SNAKE RIVER	05S	03E	22					X	:	X			:				:					
A0200203	GRAND VIEW IRRIGATION	D	SNAKE RIVER	05S	03E	22					X	:	X			:				:					
A0202034	GRAND VIEW IRRIGATION	L	SNAKE RIVER	05S	03E	22					X	:	X			:				:					
A0202161	RAU	L	SNAKE RIVER	05S	03E	22					:					:				:					
A0202241	SCHUPAK	L	SNAKE RIVER	05S	03E	22					:			24	25	:	40	40	40	40	:				209
A0207032A	DRAPER	L	SNAKE RIVER	05S	03E	22					:					:				:	21	38	39	25	123
L5702234	BYBEE	L	GROUNDWATER	05S	03E	22					:					:				:			40	4	44
L5702264	BYBEE	L	UNNAMED STREAM	05S	03E	22					:					:				:			14	14	
L5702274	BYBEE	L	SHOOFLY CREEK	05S	03E	22					:					:				:	40	40	40	40	160
L5702324	BYBEE	L	TWENTY MILE CREEK, N	05S	03E	22					:					:				:	40	40	40	40	160
1986 MAPPING DATA ---	---	-	COUNTY 73 QUAD AA 10	05S	03E	22		7	31	:	29	17	30	36	:	41	42	40	39	:	39	35	44	35	465

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Application No. 02-7399

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 X 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 X 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.)

10 acres not previously irrigated began production in April, 1982 when center pivots were installed.

3. Please state the number of acres you have irrigated under this application since October 1, 1984. 10

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.

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 J. R. SIMPLOT COMPANY

RECORDED

Filed September 15, 1989

APR 13 1990

page 2

IDAHO DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

In April, 1982 when center pivots were installed it was realized 10

acres were not included in the place of use described in License

02 -- 02241 which covers the bordering acreage. Application 02 - 07399

was filed to insure the right to irrigate these 10 acres.

MICROFILMED

APR 13 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

October 23, 1989

RE: APPLICATION FOR PERMIT NO. 02-7399

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 your 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, the department asks that you complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments and/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.

MICROFILMED

APR 13 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 should 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 shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

TL:sc

cc: Region

MICROFILMED

APR 13 1990

02-7399_

SCHUPAK, DR. EUGENE

9440 E. MARIPOSA GRANDE, SCOTTSDALE, AZ 85255

Source: SNAKE RIVER trib. to COLUMBIA RIVER

Date Filed: 01/12/1983

Diversion Pt: LOT 07 (SESW) Sec 15 T 05S R 03E

Use: IRRIGATION (0.20 CFS)

In: SENW Sec 22 T 05S R 03E FOR 10 ACRES

MICROFILMED

APR 13 1990