

\$145 Fee

157128

Ident. No. 157128

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Neil Schoenenberger Phone (801) 298-2999
(208) 866-2203
Post office address 695 W. 1100 N., N. Salt Lake City, UT 84054
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 25 Township 16S Range 36E B.M. Orinda County; additional
points of diversion if any: NENE Sec. 26 T16S R36E
4. Water will be used for the following purposes:
- Amount 5.28cfs for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 5.28 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. 2 wells & pump to 2 pivots

- 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 20 inches; proposed depth of well is 275 feet.
- d. Is ground water with a temperature of greater than 90°F being sought? _____
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).

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

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

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16S	36E	23											2				35	29	66
		25						10				9							19
		26	29	36	18	38	2								38	18			179

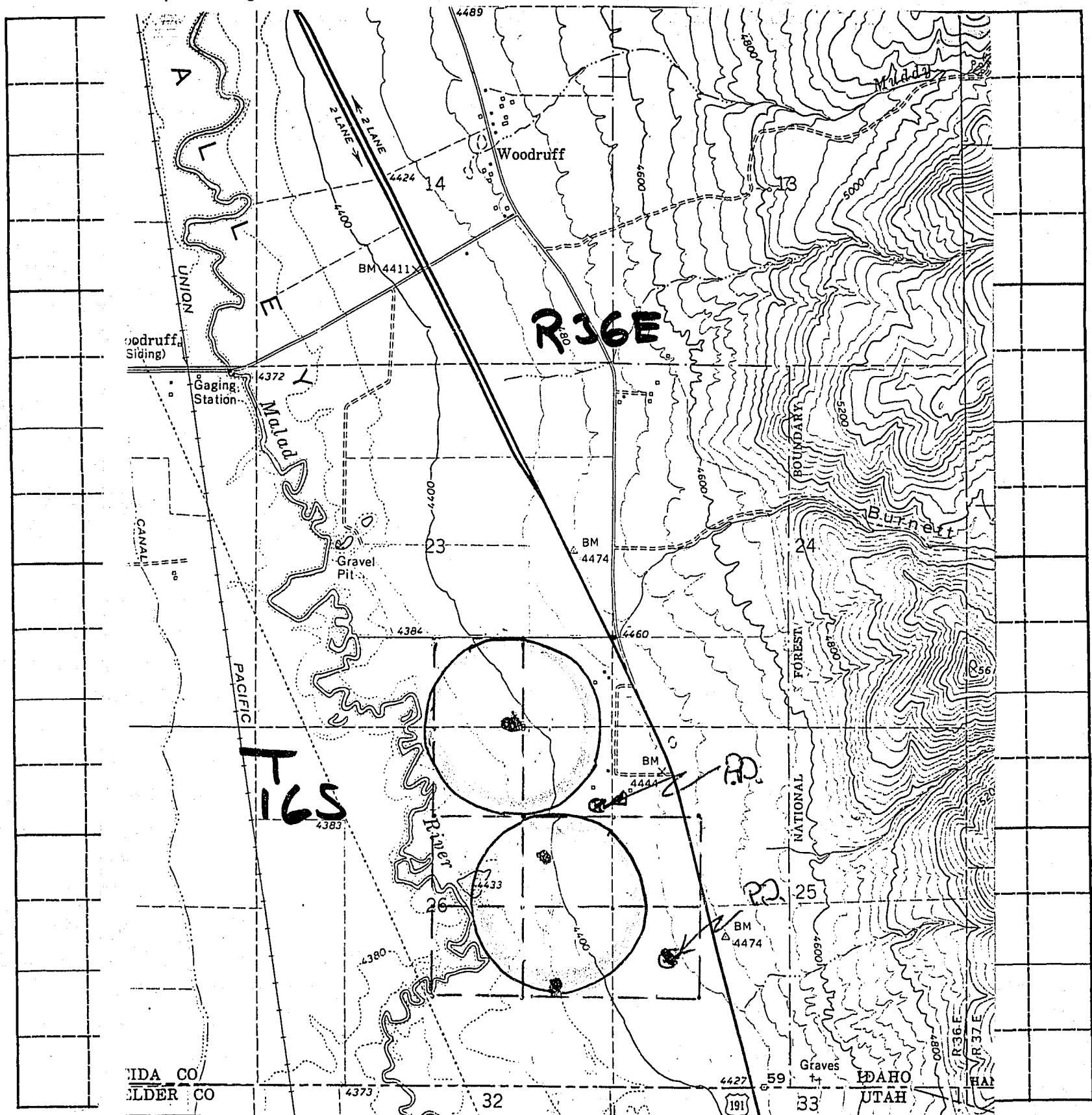
Total number of acres to be irrigated 264

10. Describe any other water rights used for the same purposes as described above. None

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

12. Remarks: _____

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



Scale: 2 inches equal 1 mile.

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

Neil Sh...
(Applicant)

Received by CW Date 4-8-91 Time 2:49 p Preliminary check by _____
Fee \$ 145⁰⁰ Received by HWS # E015921 Date 4-8-91
Publication prepared by RB Date 5-2-9-91 Published in TD Enterprise
Publication approved RB Date 6-17-91

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:

No 1333

AFFIDAVIT OF PUBLICATION

JUN 11 1991

STATE OF IDAHO, }

ss.

County of Oneida

Department of Water Resources
Eastern District Office

Sandra Struhs

being duly sworn,

deposes and says: That she is the secretary of THE IDAHO ENTERPRISE, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Malad; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

May 2, 19 91, and ending
with the issue of May 9, 19 91

Sandra Struhs

Fee \$ 51.80

Subscribed and sworn to before me this 13th day

of June, 19 91

Susan J. Wittman

Notary Public, Residing at Malad, Idaho

My Commission Expires 2-9, 19 94

NOTICE OF APPLICATION FOR WATER RIGHT

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

15-07127

DANIELS, DALE
176 West 500 North
MALAD, ID 83252
Source: GROUNDWATER
Diverson Pt: NWSW

Sec 32 T 14S R 36E

Use: IRRIGATION (3.040 CFS)
Total Diverson: (3.040 CFS)

Date Filed: 3/29/1991
In: T14S R36E S32 NWSW SWSW
T15S R36E S05 NWNW SWNW
152.0 ACRES TOTAL

15-07128

SCHOENBERGER, NEIL
695 W. 1100 North
Salt Lake City, Utah 84054
Source: GROUNDWATER
Diverson Pt: NWSW

Sec 25 T 16S R36E

NENE Sec 26 T 16S R 36E

Use: IRRIGATION (5.280 CFS)
Total Diverson: (5.280 CFS)

Date Filed: 4/8/1991
In T16S R36E S23
SESW SWSE SESE
S25 SWNW NWSW
S26 NENE NWNE SWNE SENE
NENW NESE NWSE
264.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Department of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before May 20, 1991.

No. 1333

5-2-91

HANDMAN & JOHNSON

40

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 15-07128

Proposed Priority: April 8, 1991 Maximum Diversion Rate: 5.28 CFS
This is to certify, that NEIL SCHOENENBERGER
695 W. 1100 N.
SALT LAKE CITY, UT 84054
has applied for a permit to appropriate water from: GROUNDWATER
and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	5.28 CFS

<u>LOCATION OF POINT(S) OF DIVERSION:</u>	
NENE	Sec. 26, Township 16S, Range 36E
NWSW	Sec. 25, Township 16S, Range 36E
	ONEIDA County

<u>PLACE OF USE:</u> IRRIGATION						
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
16S	36E	23	SESW 2	SWSE 35	SESE 29	66
		25	SWNW 10	NWSW 9		19
		26	NENE 29	NWNE 36	SWNE 18	
			SENE 38	NENW 2	NESE 38	
			NWSE 18			179
Total number of acres irrigated:						264

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1994.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
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. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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.

PAGE 2

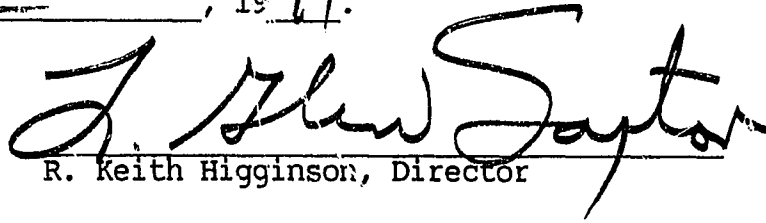
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 15-07128

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

18th day of July, 1991.


R. Keith Higginson, Director

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before MAY 20, 1991.

R. KEITH HIGGINSON, Director

Published 5/ 2/1991 & 5/ 9/1991

15-07128

SCHOENENBERGER, NEIL
695 W. 1100 N.
SALT LAKE CITY, UT 84054

Source: GROUNDWATER

Diversion Pt: NWSW Sec 25 T 16S R 36E
 NENE Sec 26 T 16S R 36E

Use: IRRIGATION (5.280 CFS)
 Total Diversion: (5.280 CFS)

Date Filed: 4/ 8/ 1991

In: T16S R36E S23	SESW	SWSE	SESE	
S25	SWNW	NWSW		
S26	NENE	NWNE	SWNE	SENE
	NENW	NESE	NWSE	

264.0 ACRES TOTAL

25-Apr-1991

NEIL SCHOENENBERGER
695 W 1100 N
SALT LAKE CITY UT 84054

RE: Application No. 15-7128

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in Idaho Enterprise on May 2 & 9, 1991. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

07-Jun-1991

THE IDAHO ENTERPRISE
PO BOX 205
MALAD CITY ID 83252

RE: APPLICATION NO.'S 15-07127 & 15-07128

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on May 2 & 9, 1991.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Rita Bodell
RITA BODELL
Secretary/Office Coordinator



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

JUNE 18, 1991

NEIL SCHOENENBERGER
695 W. 1100 N.
NORTH SALT LAKE CITY, UT 84054

DEAR MR. SCHOENENBERGER:

WE ARE CURRENTLY PROCESSING YOUR APPLICATION 15-07128
FOR A WATER RIGHT. FOR ANY APPLICATION OR PERMIT WHICH EXCEEDS
200 ACRES OR 5.00 CFS THE INFORMATION ON THE ATTACHED SHEETS
ARE REQUIRED BEFORE ANY FURTHER PROCESSING CAN TAKE PLACE.
PLEASE TRY TO ANSWER THE HIGHLIGHTED QUESTIONS TO THE BEST OF
YOUR ABILITY. IF YOU NEED ADDITIONAL CLARIFICATION PLEASE GIVE
ME A CALL AT 525-7161. IF YOU ARE NO LONGER INTERESTED IN
DEVELOPING THIS PERMIT PLEASE ADVISE ME.

I WILL NEED YOU TO RESPOND WITHIN 30 DAYS WITH THE INFORMATION
REQUIRED.

SINCERELY,

HAROLD W. JONES
WATER RESOURCE SUPERVISOR

NEIL'S AUTO TRANSPORT

Financial Statments

For Year Ended December 31, 1990

Neils's Auto Transport
Balance Sheet
12/31/90

ASSETS:

Current Assets

Cash - Zions Truck Account	(78,312)	
Cash - Zions Car Account	19,176	
Cash - Zions Real Estate	3,028	
Petty Cash	<u>200</u>	
Total Cash		(55,909)

Accounts Receivable

N/R - Cam Williams	4,655	
N/R - D. Moesehan	2,287	
A/R - Trucking	355,750	
N/R - N/S Ranch	921,550	
A/R - Shop	2,207	
Drivers Advances	21,549	
Returned Checks	3,000	
Prepaid Insurance	<u>28,912</u>	
Total Receivables		1,339,910

Inventory

Inventory - Auto's	113,070	
Inventory - Shop	<u>117,988</u>	
Total Inventory		231,058

Fixed Assets

Furniture & Fixtures	32,759	
A/D - Furn & Fixt	(26,429)	
Leasehold Improvements	9,965	
A/D - Leasehold Improv	(5,521)	
Equipment	157,514	
A/D - Equipment	(125,184)	
Buildings	783,419	
A/D - Buildings	(10,578)	
Land	574,041	
Transports	2,157,882	
A/D - Transports	<u>(1,664,939)</u>	
Total Fixed Assets		1,882,929

Other Assets

State Ins Fund Deposit	13,532	
Total Other Assets		<u>13,532</u>
Total Assets		<u><u>3,411,521</u></u>

Neil's Auto Transport
Balance Sheet
12/31/90

LIABILITIES & OWNERS EQUITY:

Current Liabilities

Accounts Payable	52,383	
Fica/Fed Payable	2,344	
State W/H Payable	759	
Workers Comp Payable	42,642	
SUTA Payable	2,223	
FUTA Payable	1,005	
Sales Tax Payable	6,885	
N/P - Copier	143	
N/P - Neil	596,107	
N/P - Burmingham	17,442	
Total Current Liabilities		721,932

Long Term Debt

N/P - Valley Bank (Neil)	339,000	
N/P - UAA (Evans)	300,000	
N/P - Bank of Utah	380,544	
N/P - Zions	216,733	
N/P - Ina Vernieu	50,000	
N/P - Zions	9,993	
Total Long Term Debt		1,296,269

Total Liabilities 2,018,201

Owners Equity

Owners Equity	1,011,269	
Neil S - Draw	(117,934)	
Profit (Loss)	1,436,635	
Exchanged Property (Ranch)	(936,649)	
Total Owners Equity		1,393,320

Total Liabilities & Owners Equity 3,411,521

Neil's Auto Transport
Income Statement
12/31/90

Transport Revenue:

Transport Revenue	6,154,858	
Misc Revenue	<u>23,821</u>	
Total Transport Revenue		6,178,679

Transport Expenses:

Wages	928,768	
P/R Taxes	217,664	
Fuel Taxes	85,466	
Taxes & Licenses	72,332	
Rent - Bldg	16,000	
Fuel & Oil	781,183	
Repairs & Maint	814,017	
Transport Lease	1,639,845	
Lodging & Meals	8,000	
Supplies	18,626	
Telephone	71,028	
Advertising	8,645	
Insurance	211,355	
Prof Dues & Subs	36	
Damage Claims	158,880	
Citations	8,682	
Bad Debts	13,872	
Interest on Transports	6,905	
Depreciation (Transports)	342,799	
Transport Misc	28,832	
Contract Labor	22,900	
Car Towing & Storage	14,077	
Physicals	3,313	
Auction Pulling/Delivery	<u>3,033</u>	
Total Transport Expenses		<u>5,476,259</u>
Net Transport Income		702,420

Neil's Auto Transport
Income Statement
12/31/90

Office / Overhead:

Wages	297,391	
P/R Taxes	36,357	
Group Insurance	74,074	
Utilities	6,835	
Advertising	1,313	
Travel & Entertainment	10,374	
Prof Services	64,589	
Postage	11,496	
Supplies	9,554	
Bank Charges	1,497	
Contributions	186	
Property Taxes	7,889	
Janitorial	6,378	
Building Maint	810	
Dues & Subscriptions	408	
Business License	510	
Miscellaneous	(368)	
Depreciation	28,136	
Interest	61,491	
Repairs & Maint	9,033	
Total Operating Expenses		627,954
Net Operating Income		74,466

Shop:

Sales To Transport Dept	735,192	
Sales To Car Lot	5,961	
Sales - External	123,457	
Fuel Sales	67,677	
Total Shop Revenue		932,286

Shop Expenses:

Wages	291,043	
P/R Taxes	34,644	
Supplies	46,860	
Parts	504,199	
Gasoline	61,070	
Advertising	243	
Shop - Bldg Maint	1,363	
Building Rent	16,750	
Utilities	11,243	
Miscellaneous	4,286	
Freight	1,952	
Repairs & Maint - Equip	1,285	
Damage	937	
Total Shop Expense		975,874
Net Shop Income		(43,588)

Neil's Auto Transport
Income Statement
12/31/90

Car Lot:

Car Sales -- Retail	408,593	
Car Sales -- Wholesale	616,913	
Car Lot Fees	<u>2,250</u>	
Total Car Lot Revenue		1,027,755

Car Lot Expenses:

Cost of Autos	998,271	
Reconditioning	7,514	
Commissions	5,767	
Freight & Delivery	4,520	
Auction Fees	389	
Taxes & Licenses	2,146	
Flooring Interest	8,182	
Advertising	132	
Supplies	5,513	
Bank Charges	<u>4,059</u>	
Total Cost of Sales		<u>1,036,493</u>
Net Auto Sales Income (Loss)		(8,738)

Real Estate:

Rent Income	101,380	
Interest Income	54,593	
GE Sale	<u>1,553,053</u>	
Total Real Estate Income		1,709,026

Real Estate Expenses:

Repairs & Maint	100	
Cleaning	845	
Interest	76,873	
Taxes	14,597	
Depreciation	47,064	
Utilities	4	
Rent	5,880	
Jarrett Lawsuit	139,000	
Insurance Fee	9,911	
Accounting & Tax Prep	250	
Bank Charges	<u>6</u>	
Total Real Estate Expenses		<u>294,531</u>
Net Real Estate Income (Loss)		<u>1,414,495</u>
Net Income		<u><u>1,436,635</u></u>

NEIL'S AUTO TRANSPORT

"The Professionals"

N-S Ranch

RECEIVED

JUL 5 - 1991

July 2, 1991

Department of Water Resources
150 Shoup Ave. Suite 15
Idaho Falls, ID 83402

Department of Water Resources
Eastern District Office

This is some additional information on the application for water right we have submitted previously.

4,5,3,1,2 Relative to exsisting rights, we know of no other wells anywhere in the area around the proposed site.

4,5,3,1,3 The type of irrigation system we are proposing is the pivot type. We know of no other persons this would affect as this location is quite remote.

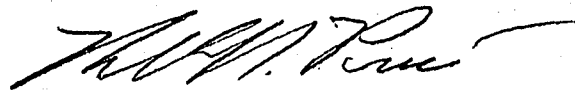
4,5,3,2,1 We are estimating 5.28 cfs as our peak use, using two wells to irrigate about 450 acres.

4,5,3,2,1 We presently have no information on the size or depth of the aquifer, as there are no other known wells in the area. We are proposing to first drill an eight inch test hole, before proceeding with our irrigation plans. We anticipate a depth of 275 feet to hopefully locate a deep confined aquifier ✓

4,5,3,4,1 We have not as yet received a bid on the cost of our proposed project, but can forward that information as soon as it becomes available. Financing will be done through the general funds of our parent company to the N-S Ranch.

If anything additional is needed, or if we have ommitted anything please advise us as soon as possible.

Our most current financial statement is enclosed.



Robert D. Price

(801-298-2999)
(800-444-2088)
P.O. Box 540279
North Salt Lake, UT 84054-0279

695 West 1100 North
North Salt Lake
Utah 84054-0279

(801) 298-2999
1-800-444-2088

APPLICATION FOR PERMIT REVIEW

Application #: 15-7128
Date: 7-16-91

Reviewer: Pam Skaggs ³⁸

✓Existing:
 ✓No - 26A-P17
 Complete in 1 year - P16
 Yes
 Proof not submitted - P16
 Proof submitted - N/A
 ✓Groundwater:
 ✓GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)
 LT. 0.2 cfs - N/A
 ✓Drilling Permit:
 ✓Approved w/permit - P99
 Not included - 046-P23 (All GW, even existing wells)
 ✓Location:
 Water Districts - WD No. _____
 Surface water - 005, 005-01H-P01 (LT.2 w/pump)
 005-01J-P08 (GT.2)
 Groundwater - P05
 Irrigation Districts - 023
 Canal Co. Areas - 023
 Drainage Districts - 024
 Boise Front (63) - 058 (Groundwater)
 ✓Swan Falls Flag - _____ (1, Blank or Other)
 Trust - 051-052-053-P74 (Consumptive Uses)
 Non Trust - 048-049
 River Basins:
 (Surface Water) Water District Control Condition &....
 Boise (63) - 05A & 11E
 Payette (65) - 047-P04, 059-P71
 Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.)
 Use:
 Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
 042 (req.), 002-P06 (MD), 07A (Spec.),
 044 (Policy 5G)
 Power - _____ Use Power Review
 Mining - 06A or 010, 09E-P10 & 054 (req.)
 Storage - 18A-for multiple measuring devices (In WD),
 18B-P09 (Size)
 Rec. & Aesthetic - 027 (Non-Consumptive)
 Domestic - 021 (restricted areas)
 Ownership:
 Non land owner - 004
 Protested:
 Agreement - 020

✓Beneficial Use Due Date: - 08-01-1994
 Other Conditions Recommended Review 4, 5, 3 Data ✓ OK per J. Luke



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 24, 1991

NEIL SCHOENENBERGER
695 W. 1100 N.
SALT LAKE CITY, UT 84054

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 15-07128

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

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

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

STATE OF IDAHO

APPROVED

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now Neil Schoenenberger Phone (801) 278-2999
of (address) 695 West 1100N Salt Lake City, Utah 84054, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 15-07128, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW 1/4 SW 1/4, Section 25, Township 16S, Range 36E, B.M.,
County of Owyhee. Other points of diversion: NENE 26 T16S R36E
Owyhee

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 5.28 for Irrigation purposes from April 1 to Nov 1 (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

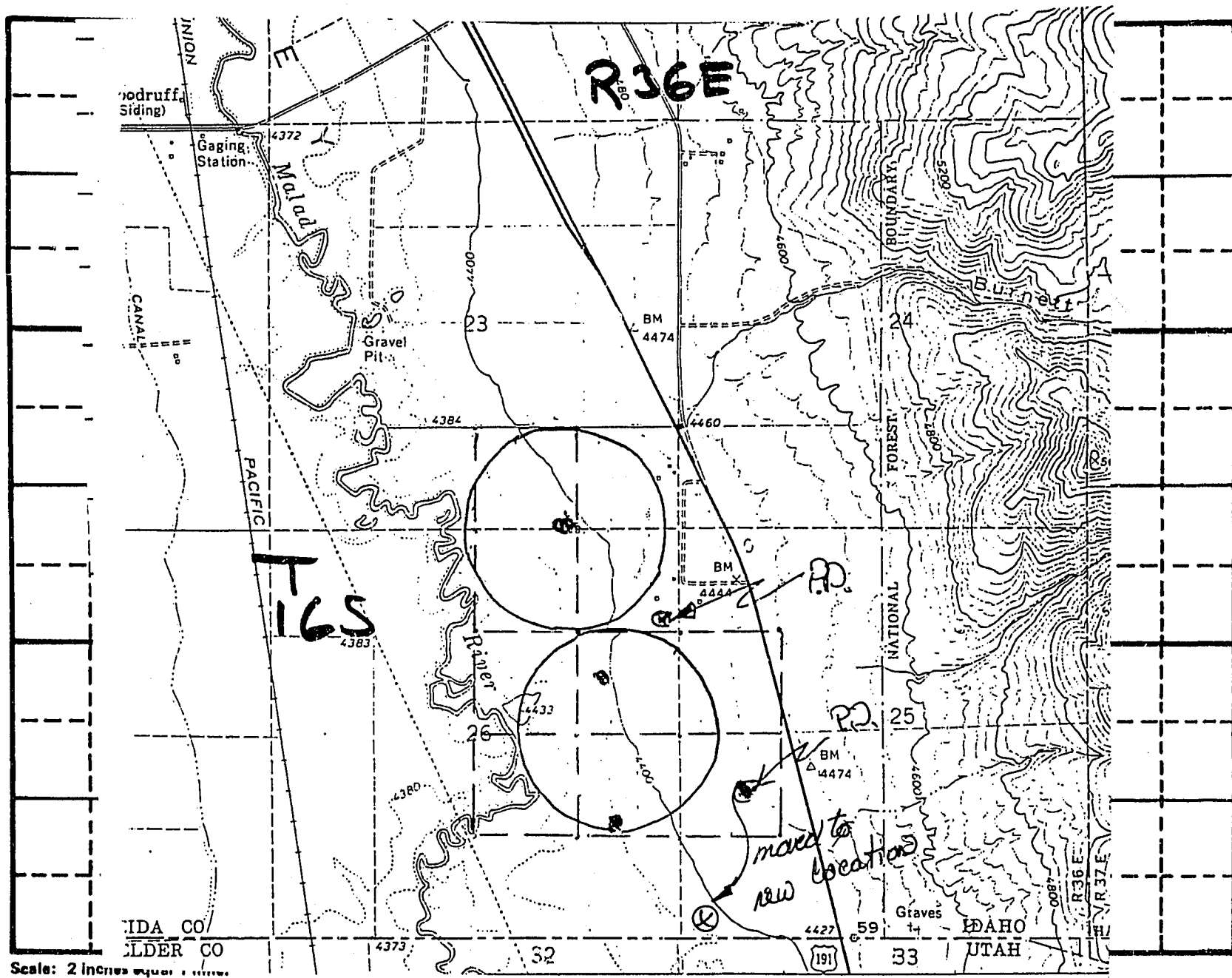
TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>16S</u>	<u>36E</u>	<u>23</u>												<u>2</u>			<u>35</u>	<u>29</u>	<u>16</u>
		<u>25</u>							<u>10</u>				<u>9</u>						<u>19</u>
		<u>26</u>	<u>29</u>	<u>36</u>	<u>18</u>	<u>38</u>	<u>2</u>								<u>38</u>	<u>18</u>			<u>179</u>

Total number of acres to be irrigated = 264

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the 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: _____

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at 77 this 1 day of October, 19 91.

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee \$20.00 Received by MD Date 12 Sept 1991
Publication prepared by _____ Date _____ Published in _____
Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources hereby
approve the above referenced application for amendment provided the conditions as
set forth in Permit No. 15-07128 are met.

Witness my hand this 1st day of October, 19 91.

L. Glen Saxton
Chief, Water Allocation Bureau

October 3, 1991

RE: Permit No. 15-07128

Neil Schoenenberger
695 W 1100 N
Salt Lake City UT 84054

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Amendment submitted in connection with the above referenced permit.

If you have any questions concerning this document, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
JUL 05 1994

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. 15-07128 Telephone No. 801-298-2999

2. Name(s) of Permit Holder(s): Neil Schoenenberger

3. Post Office Address: P.O. Box 540279 North Salt Lake UT 84054-0279

4. Source of Water: ☒ 16" WELL 365' DEEP

a. If ground water, well driller's name: ☒ GUY WEECH Date drilled: ☒ Oct 15th 91

b. Pump horsepower: ☒ 125 HP Pressure (psi): ☒ 70 Dynamic pumping level (ft.): ☒ 104'

5. Extent of Use:

Domestic _____ (No. of households)

Irrigation ☒ 300 (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

☒ 6. Total rate and/or volume for which proof is submitted 3.57 cfs _____ acre/feet

☒ 7. Refer to the approval conditions on your permit and respond accordingly: pumping into 2 pivots with flow control meters

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

OR

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

8. Fee Enclosed: \$ 175.00 (See License Examination Fee Schedule)

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

DALE BANKHEAD
Name

801-752-7301
Telephone No.

1427 NORTH MAIN ST. LOGAN, UTAH 84321
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.

6-28-94
Date

Neil R. Schoenenberger
(Signature (and title if on behalf of a company or organization))

May 31, 1994

NEIL SCHOENENBERGER
695 W 1100 N
SALT LAKE CITY UT 84054

PROOF DUE NOTICE

RE: PERMIT NO. 15-07128

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 August 1, 1994. (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.

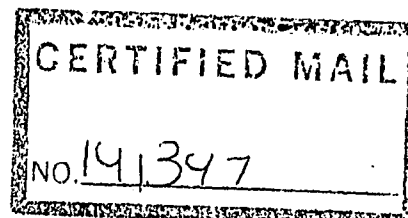
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

JULIE L. YARBROUGH
Senior Secretary

Enclosures



July 27, 1994

NEIL SCHOENENBERGER
P O BOX 540279
N SALT LAKE UT 84054-0279

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 15-07128

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.

Please be advised that one of the conditions of your water right permit requires that the permit holder install a flow measurement port. This condition must be complied with before the license exam, or you can request, in writing, a waiver of the condition.

Additionally, you state on the proof that you will be irrigating 300 acres. Please be advised that your water right permit (copy enclosed) only authorizes irrigation of 264 acres. You will not be licensed for more than 264 acres.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls, at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region