

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/25/2020

Water Permit 45-7509

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TIM ARCHIBALD , ZZ

Status: Cancelled

<u>Source</u>	<u>Tributary</u>
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<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
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Source and Point(s) of Diversion

Place Of Use

Conditions of Approval:

Comments:

Dates and Other Information

Water District Number: TBD
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

Southern

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

RECEIVED

NOV 20 1996

Department of Water Resources
Southern Region

IN THE MATTER OF PERMIT)
NO. 45-07509 IN THE NAME)
OF TIM ARCHIBALD)

PRELIMINARY ORDER
VOIDING PERMIT

This matter having come before the Idaho Department of Water Resources (Department), the Department makes the following Findings of Fact and Conclusions of Law and Order:

FINDINGS OF FACT

1. On July 16, 1982, the permit holder applied to the Department for a permit to appropriate 0.15 cubic feet per second of wastewater within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 03, Township 14S, Range 22E, B.M., Cassia County, to be used for irrigation purposes.

2. On September 29, 1982, the Department approved the application and issued Permit No. 45-07509.

3. On April 1, 1985, the permit holder submitted Proof of Beneficial Use for Permit No. 45-07509.

4. On six different occasions from 1987 to 1996, Department personnel attempted to contact the permit holder to schedule a field examination to verify water use. On each occasion, the examiner was informed that the permit holder had not diverted water and applied it to a beneficial use as authorized by Permit No. 45-07509.

5. On October 2, 1996, the Department sent the permit holder a letter giving the permit holder thirty days to submit information demonstrating that a beneficial use of water had been developed under Permit No. 45-07509. The department did not receive a reply.

45-07509

CONCLUSIONS OF LAW

1. Section 42-219, Idaho Code, states:

In the event that the Department shall find that the applicant has not fully complied with the law and the conditions of the permit, it may issue a license for that portion of use which is in accordance with the permit, or may refuse issuance of a license and void the permit.

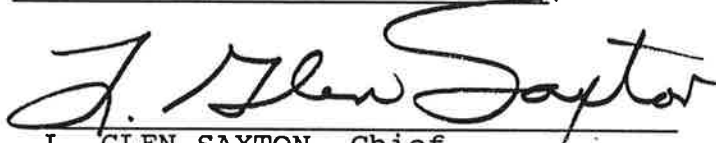
2. Examination by the Department found that no beneficial use of water was developed under Permit No. 45-07509.

3. The Department should void the permit pursuant to Section 42-219, Idaho Code.

ORDER

IT IS THEREFORE, HEREBY ORDERED that Permit No. 45-07509 is **VOIDED** and issuance of a license is **REFUSED** under Section 42-219, Idaho Code.

Dated this 15th day of November, 1996.


L. GLEN SAXTON, Chief
Water Allocation Bureau



Sent to State Office 9/26/96
State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

Tim Archibald
Oakley, ID
83346

August 16, 1996

RE: Water Permit 45-07509

Dear Mr. Archibald;

The above-referenced permit is for wastewater to irrigate 5 acres south of Oakley. It is my understanding that this water has not been available for many years, however. Proof of beneficial use was filed on this permit in 1986, and we have been trying to complete the licensing examination on it since 1987. Since it has not been possible to complete the exam due to the lack of water, we would like to put this matter to rest. If you are willing to give up this permit, please complete the enclosed relinquishment form and return it to me for processing. If you have questions, feel free to contact me.

Sincerely,

James E. Stanton
Sr. Water Resource Agent

1986
RECEIVED

SEP 19 1986

Department of Water Resources
Southern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only

Fee Received N/A

Date 9/20/86

Receipt # _____

Receipt by _____

Sent to S.O. 9/22/86

1. Permit No. 45-7509

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Tim Archibald

3. Post Office Address: Box 121 C2
Oakley, Idaho 83346 Telephone No. 862-3806

4. Source of Water: waste water

5. Extent of Use:

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

Irrigation 1 1/2 (acres) Other/Remark I get a little

waste water in June for a little pasture when the creeks are high.

6. Total rate &/or volume for which proof is submitted 0-0.04 cfs 0-4 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

June 1983

8. Person to contact to accompany the department representative during the field examination:

Tim Archibald

(Name)

Box 121 C2 Oakley Idaho

(Address)

862-3806

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Aug 13, 1986
Date

Tim Archibald
Signature of Permit Holder (and title, if appropriate)

53 THS-R22E

FORM

RECEIVED

APR 1 1985

STATE OF IDAHO

RECEIVED

MAR 29 1985

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

Department of Water Resources
Southern District Office

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

Permit No. 45-2500Name(s) of Permit Holder: Tim ArchibaldPost Office Address: Box 121 C2OakleyTelephone No. 862-3806Source of Water: wastewaterExtent of Use: Domestic (number of households)Stockwater (number and type of stock)Irrigation 5 (acres)Other/Remarks this wastewater naturallyruns off through my place to get to the barageIndicate the date water was first diverted and beneficially used under this permit: Oct. 1972Measuring Device: Required?
Installed?

Yes

Yes

No

No

Flow Measurement Port: Required?
Required?

Yes

Yes

No

No

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

(Name)

(Address)

(Telephone number)

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

Feb 3, 1985

Date

Tim Archibald

Signature of Permit

(and Title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

APRIL 17, 1985

TIM ARCHIBALD
BOX 121 C2
DAKELY

ID 83346

RE: Permit No. 45-7509

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Newby
Secretary

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

RECEIVED
OCT 23 1982
Department of Water Resources
Southern District Office

To appropriate the public waters of the State of Idaho

1. Name of applicant Tim Archibald Phone 862-3806

Post office address Oakley, ID 83346

2. Source of water supply Wastewater which is a tributary of Highline Canal (Oakley

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3 Township 14S
Canal Co. system)

Range 22E B.M. Cassia County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.15 cfs for irrigation purposes from Apr 15 to Sep 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. 0.15 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Check dams & ditches

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

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

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

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ 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: _____

45-7509

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

[illegible]

Total number of acres to be irrigated 5

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

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

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

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

10. Remarks _____

This image shows a single page of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

3268 IV SW
(MARION)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

113°52'30"
42°15'

264000m E

265

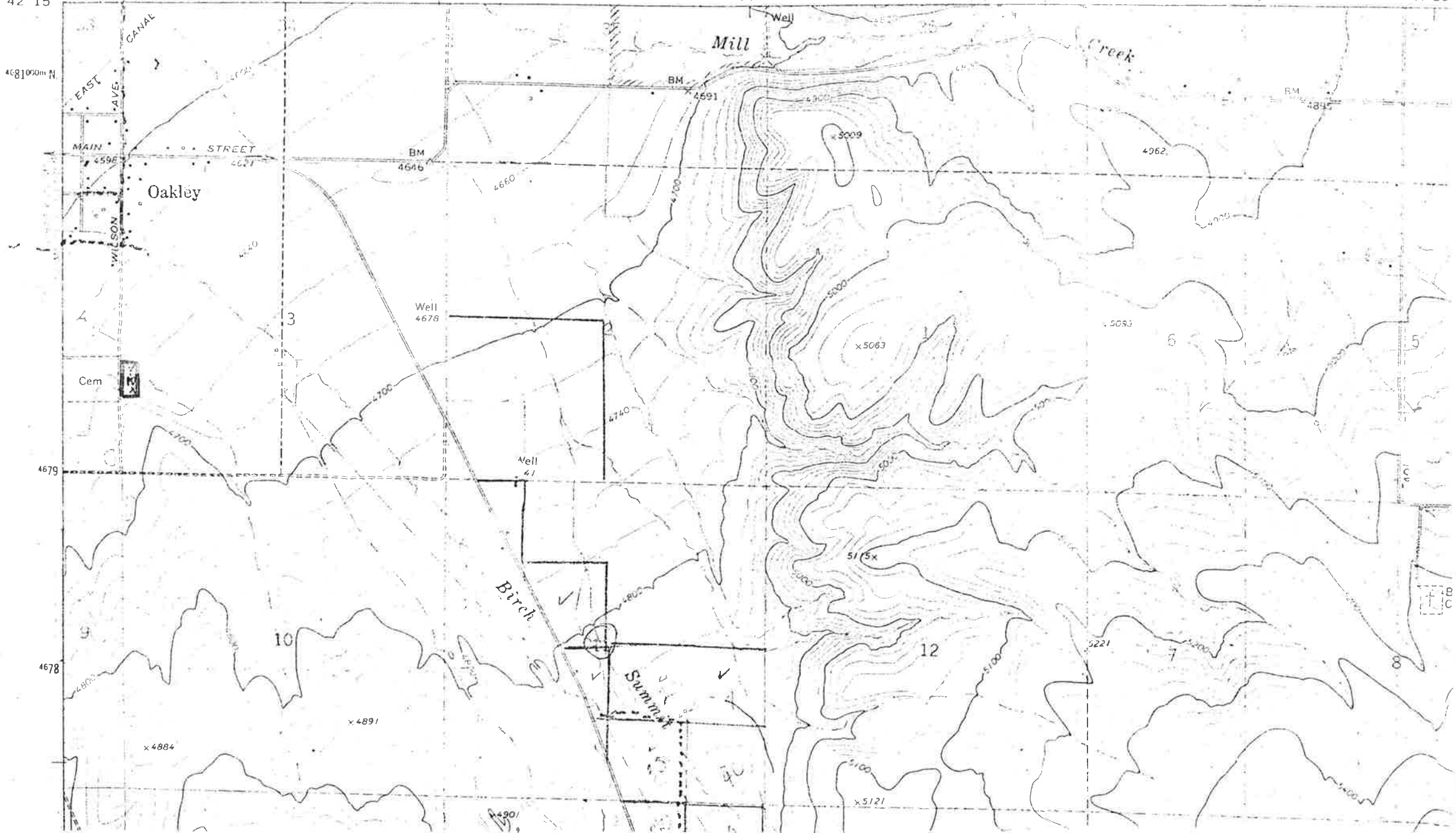
266 50'

267

3268 IV SE
(MARION SE)

269

47°30'



Proposed Priority 7/16/1982

Received by JD Date 7-16-82 Time 3pm

Preliminary check by TCB Fee \$ 30.00 # 20884

Receipted by mays Date 7/16/82

Publication prepared by mays Date 7/20/82

Published in South Idaho News

Publication dates 7/29 + 8/5/82

Publication approved mays Date 7/27/82

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ADM JK

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. 45-7509, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Water shall not be diverted under this permit until a written agreement with the irrigation district or canal company serving the area containing the point of diversion is filed with the Department of Water Resources providing for the coordination of the permit use with the irrigation district or canal company operation.

Witness my hand this 29th day of September, 1982.

L. Glen Saxton
Chief, Operations Bureau

3268 IV SW
(MARION)

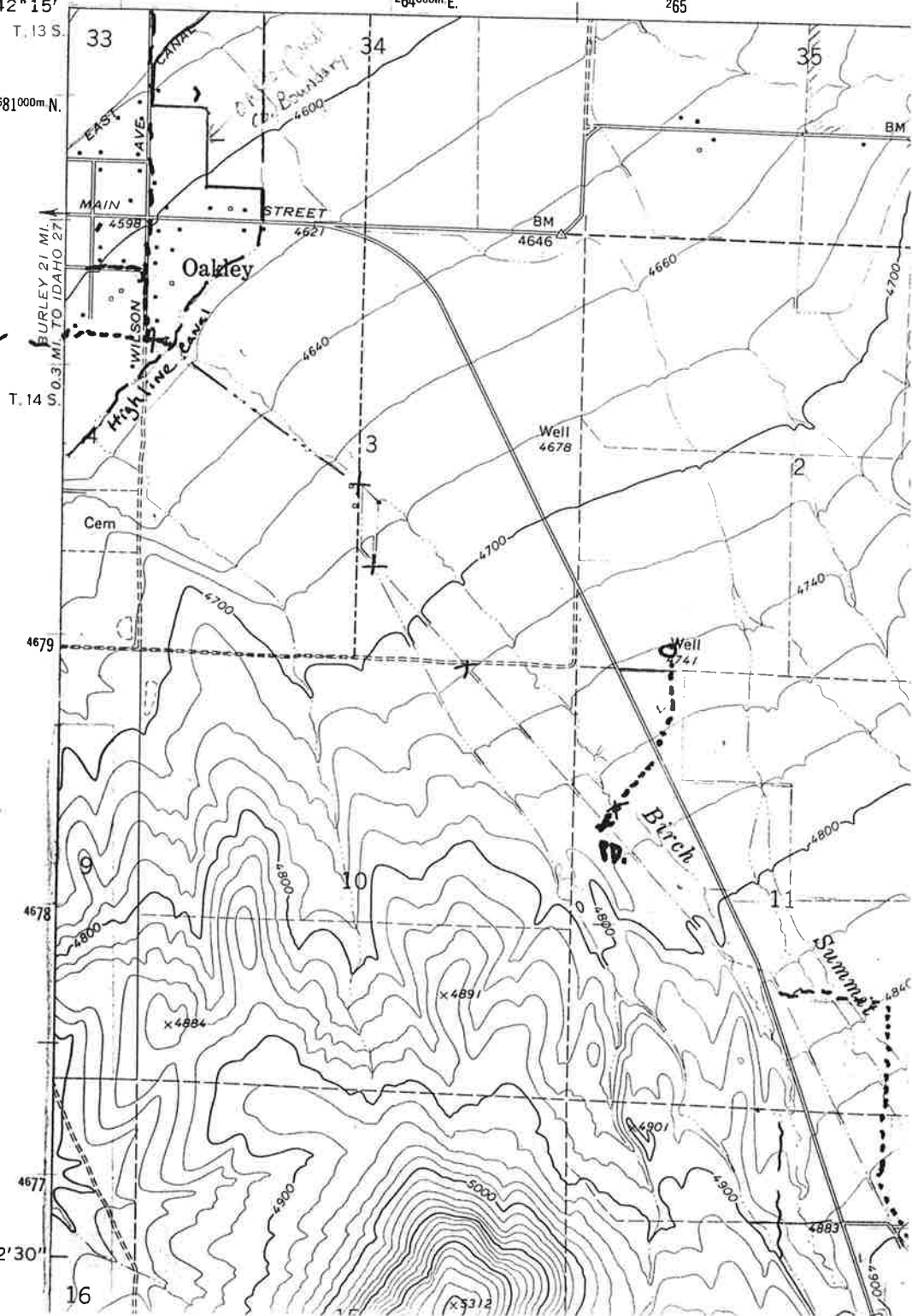
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

113°52'30"
42°15'
T. 13 S.

264000m E.

265

4681000m N.



12'30"

16

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: _____

Date _____

Owner: _____

Permit No. _____

Description of well &/or measuring site

- Include any clarifications of the sketch

- Include legal description if more than one p.d. is described in the Field Report

MEASURED INSIDE PIPE DIAMETER IN INCHES (ID)

CIR = Pipe Circumference in Inches = _____

T = Pipe Thickness in Inches = _____

ID = $2 [(0.1592 \times \text{CIR}) - T] = \dots\dots\dots$

ANNUBAR DESCRIPTION & CONSTANT (C)

Size Used in Test _____

State ID No. _____

Select C based on size from Table below.

<u>Nominal Pipe Size</u>	<u>C</u>
4"	4.23
6"	3.75
8"	3.87
10"	3.94
12"	3.99
14"- 16"	4.01
18"- 24"	4.02
30" or larger	4.03

C selected _____

DIFFERENTIAL PRESSURE READING IN INCHES OF H₂O (H)

High Reading = _____

Low Reading = _____

High - Low = H = _____

CALCULATION OF DISCHARGE IN CFS (Q)

$$Q = \frac{(\text{ID})^2 \cdot (\sqrt{H}) \cdot (C)}{448.8}$$

$$Q = \frac{(\quad)^2 (\sqrt{\quad}) (\quad)}{448.8} = \quad \text{CFS}$$

SKETCH (If not shown on Field Report)

CALCULATION OF NEW PRIORITY DATES
LATE EXAM FEES

FOR PERMIT NO.

BY:

	<u>DATE</u>	<u>NUMBER OF DAYS</u> <u>(From Table of Days</u> <u>Between Two Dates)</u>
A. EXAMINATION FEE NOTICE SENT	_____	_____
B. DATE FEE DUE (60 days)	_____	_____
C. DATE FEE RECEIVED	_____	_____
D. NUMBER OF DAYS LATE (C - B)	_____	_____
E. ORIGINAL PRIORITY DATE (Check Reinstatement, etc.)	_____	_____
F. NEW PRIORITY DATE (D + E)	_____	_____

REMARKS:

DATE OF BIRTH
PRIORITY DATE

FOR LEAP YEAR, ONE DAY MUST BE ADDED TO NUMBER OF DAYS AFTER FEBRUARY 28

Day No.	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.
1	31	28	31	30	31	30	31	31	30	31	30	31
2	30	29	30	29	30	29	30	30	29	30	29	30
3	29	28	29	28	29	28	29	29	28	29	28	29
4	28	27	28	27	28	27	28	28	27	28	27	28
5	27	26	27	26	27	26	27	27	26	27	26	27
6	26	25	26	25	26	25	26	26	25	26	25	26
7	25	24	25	24	25	24	25	25	24	25	24	25
8	24	23	24	23	24	23	24	24	23	24	23	24
9	23	22	23	22	23	22	23	23	22	23	22	23
10	22	21	22	21	22	21	22	22	21	22	21	22
11	21	20	21	20	21	20	21	21	20	21	20	21
12	20	19	20	19	20	19	20	20	19	20	19	20
13	19	18	19	18	19	18	19	19	18	19	18	19
14	18	17	18	17	18	17	18	18	17	18	17	18
15	17	16	17	16	17	16	17	17	16	17	16	17
16	16	15	16	15	16	15	16	16	15	16	15	16
17	15	14	15	14	15	14	15	15	14	15	14	15
18	14	13	14	13	14	13	14	14	13	14	13	14
19	13	12	13	12	13	12	13	13	12	13	12	13
20	12	11	12	11	12	11	12	12	11	12	11	12
21	11	10	11	10	11	10	11	11	10	11	10	11
22	10	9	10	9	10	9	10	10	9	10	9	10
23	9	8	9	8	9	8	9	9	8	9	8	9
24	8	7	8	7	8	7	8	8	7	8	7	8
25	7	6	7	6	7	6	7	7	6	7	6	7
26	6	5	6	5	6	5	6	6	5	6	5	6
27	5	4	5	4	5	4	5	5	4	5	4	5
28	4	3	4	3	4	3	4	4	3	4	3	4
29	3	2	3	2	3	2	3	3	2	3	2	3
30	2	1	2	1	2	1	2	2	1	2	1	2
31	1		1		1		1	1		1		1

1988
1984
1980
1976
1972
1968
1964
1960
1956
1952
*****LEAP YEARS*****

TABLE OF DAYS BETWEEN TWO DATES