

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF POWER } s.s.

RECEIVED

MAR 27 1978

Department of Water Resources
Eastern District Office

Phyllis Ringe being first duly sworn
on oath, states:

That she is the principal clerk of the printer
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said
newspaper and not in any supplement thereof for 2
successive weekly issues thereof, the date of the first publica-
tion being the 16th day of March, 1978

the date of last publication being the
23rd March, 1978
day of March, 1978

(Signed) Phyllis Ringe

Subscribed and sworn to before me this

24th day of March, 1978

Rose Ann Lusk
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) day of March, 1978

Legal notice

Published in the Power County Press
March 16 and 23, 1978.

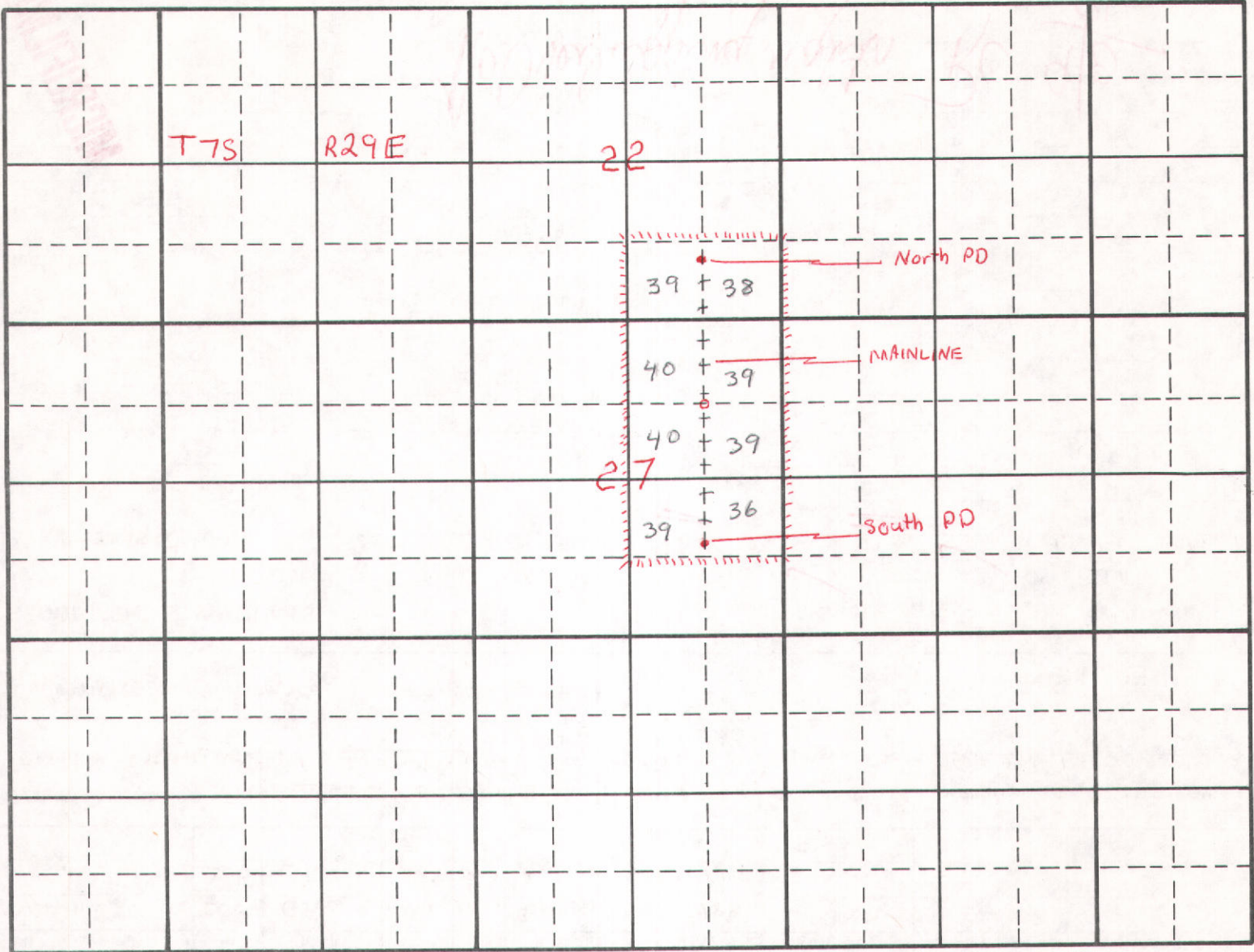
Notice is hereby given that Adolph
Mauch, American Falls, Idaho has on
3-09-78 submitted Application No. 35-7793
for a permit to appropriate 6.40 cubic feet
per second of water from ground-water
sources by means of wells and pumps
within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22, NW $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 27, T. 7S, R. 29E, B.M., Power
County; to be used from Apr. 1 to Nov. 1
for the irrigation of 320 acres within the
S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec.
27, T. 7S, R. 29E, B.M.

If issued, this permit will be subject to
all prior water rights. Protests against the
granting of the permit must be filed with
the Idaho Department of Water Resources,
1515 Lincoln Road, Idaho Falls, Idaho,
83401 on or before April 3, 1978.

C. Stephen Allred
Director

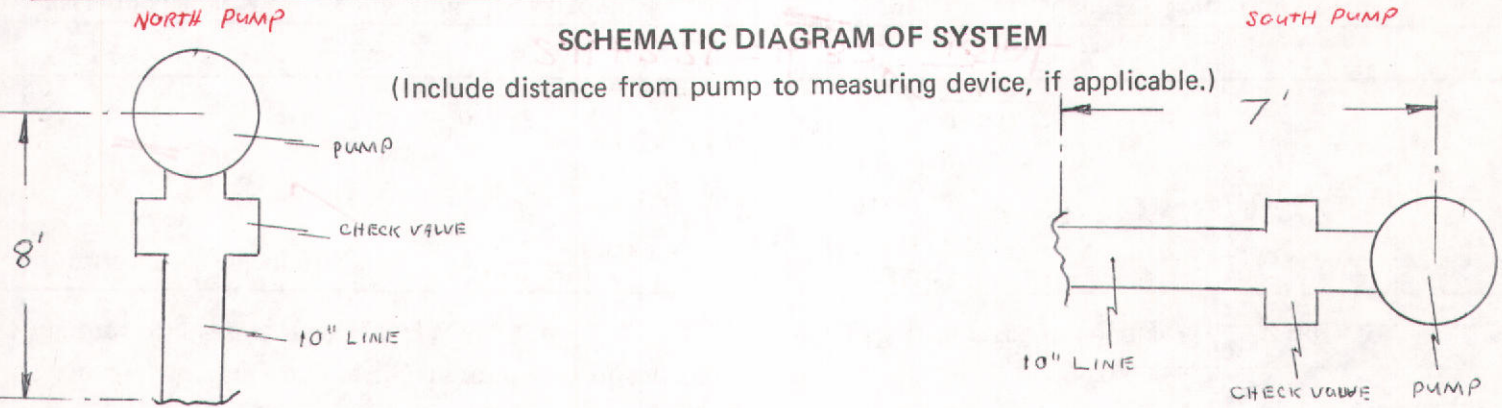
MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SE of SE SECT 22 T7S R29E and NW of SE SECT 27 T7S R29E

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	29E	22															39	38	77
		27	39	40	40	39									36	39			233

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

TOTAL 310

Examiner's Signature [Signature]
 Date 10-8-80

Checked by [Signature]
 Date 2/23-81

Approved by [Signature]
 Date 8/31/81

HS
10-8-80

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)
License of Water Right No. 35-7793 Priority April 26, 1978 Amount 4.32 cfs

THIS IS TO CERTIFY, that Adolph Mauch
of American Falls, Idaho, has complied with the terms and conditions of Permit
No. 35-7793 issued pursuant to Application for Permit dated March 9, 1978,
and has submitted proof to the Department of Water Resources on July 16, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.32 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>4.32</u> cfs and	<u>1085.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 4.32 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1085.0 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 22; NW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 27; Twp. 7S, Rge. 29E in the County of Power

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	29E	22													39			38	77
		27	39	40	40	39								36	39				233

Total number of acres irrigated 310

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28 day of
September, 19 81.

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-7793

IN THE NAME OF ADOLPH MAUCH

ORDER OF REINSTATEMENT

WHEREAS, on March 9, 1978, Adolph Mauch filed with the Department of Water Resources an application for permit to appropriate 6.40 cubic feet of water from a groundwater source to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, Twp. 7S, Rge. 29E, B.M., Power County, to be used for irrigation purposes; and,

WHEREAS, on May 10, 1978, the Department approved said application and issued Permit No. 35-7793 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before June 1, 1979; and,

WHEREAS, on March 30, 1979, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on June 14, 1979, the Department notified the permit holder that Permit No. 35-7793 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on July 19, 1979;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-7793 be REINSTATED and the priority advanced to April 26, 1978.

Dated this 31st day of July, 1979.

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 35-7793

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

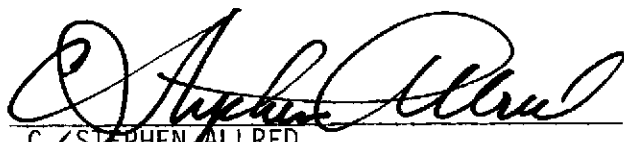
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

WILSON

Identification No. _____

Application No. 35 7793

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

To Appropriation the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Adolph Mauch Phone: 226-2725
post office address Box 605, American Falls, Idaho 83211
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 22 Township 7S
Range 29E B.M. Power County; additional points of diversion if any: _____
NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 7S, R. 29E, B.M.
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 6.40 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 6.40 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 2 wells, pumps and sprinkler
system
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 282 feet & 329 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ existing.
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: _____ hp 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: _____

MICROFILMED

[illegible]

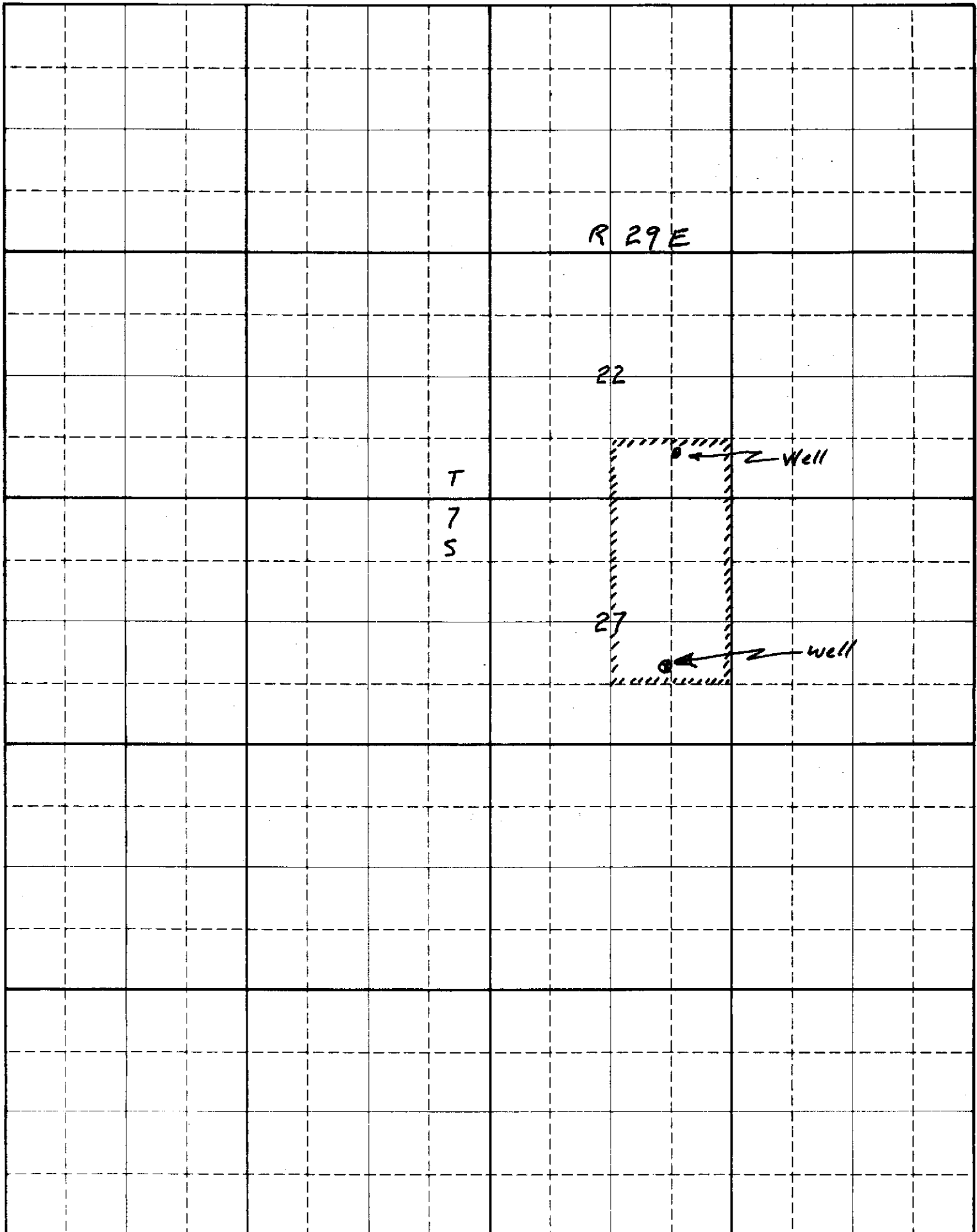
9. a. Who owns the property at the point of diversion _____ Applicant
b. Who owns the land to be irrigated or place of use _____ Applicant
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

320	Total number of acres to be irrigated
	c. Describe any other water rights used for the same purposes as described above.
	None

[illegible]

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.

Adolph Mauch
(Applicant)

Proposed Priority 3/09/78

Received by WJ Date 3-09-78 Time 1:30

Preliminary check by WJ Fee \$ 85.00

Received by WJ Date 3-09-78 # 19867

Publication prepared by WJ Date 3-09-78

Published in Shovel City Chron

Publication dates Mar 16-23-1978

Publication approved WJ Date March 27, 1978

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by WJ

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. 35-7793, 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 June 1, 19 79.

c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

2. Denial of said application is for the following reasons: _____

Witness my hand this 10th day of May, 19 78.

Administrator

Affidavit of Publication

STATE OF IDAHO
COUNTY OF POWER } S.S.

RECEIVED

MAR 27 1978

Department of Water Resources
Eastern District Office

Phyllis Ringe being first duly sworn
on oath, states:

That she is the principal clerk of the printer
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said
newspaper and not in any supplement thereof for 2
successive weekly issues thereof, the date of the first publica-
tion being the 16th day of March, 1978
the date of last publication being the
23rd March, 1978
day of March, 1978

(Signed)

Phyllis Ringe

Subscribed and sworn to before me this

24th day of March, 1978

Rose Ann Funk
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) day of March, 1978

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Mauch, American Falls, Idaho has on
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Sec. 27, T. 7S, R. 29E, B.M., Power
County; to be used from Apr. 1 to Nov. 1
for the irrigation of 320 acres within the
S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22, NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec.
27, T. 7S, R. 29E, B.M.

If issued, this permit will be subject to
all prior water rights. Protests against the
granting of the permit must be filed with
the Idaho Department of Water Resources,
1515 Lincoln Road, Idaho Falls, Idaho,
83401 on or before April 3, 1978.

RECEIVED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

October 2, 1981

RE: Permit No. 35-7793

Adolph Mauch
Box 605
American Falls, ID 83211

Dear Mr. Mauch:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

September 10, 1981

RE: Permit No. 35-7793

Adolph Mauch
Box 605
American Falls, ID 83211

Dear Mr. Mauch:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7793, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 4.32 cfs Source: a groundwater source

The maximum quantity diverted shall not exceed 1085.0 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27; Twp. 7S, Rge. 29E,
Power County.

Beneficial use: Irrigation of 310 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22; NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 27; Twp. 7S, Rge. 29E

Priority date established: April 26, 1978 (late proof)

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise
a new license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

RECEIVED
SEP 11 1981

No Overlapping rights RC $\frac{90}{81}$

Examiner's Signature

10-8-80
2/23-81
8/31/81

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

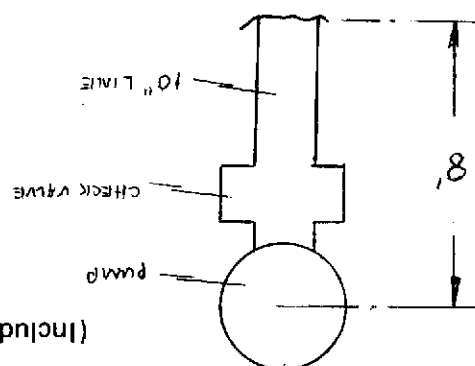
☒ None

☐ Other

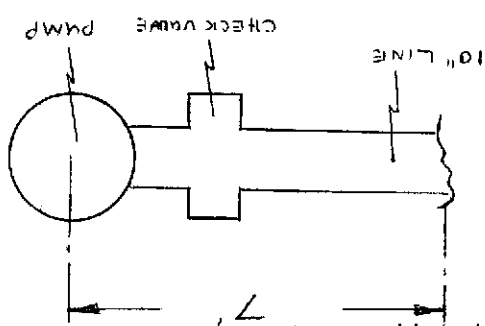
[illegible]

Place(s) of Use

Point(s) of diversion: SE of SE SECT 22 T7S R29E and NW of SE SECT 27 T7S R29E



NORTH # pump



(Include distance from pump to measuring device, if applicable.)

SCHEMATIC DIAGRAM OF SYSTEM

South Pump

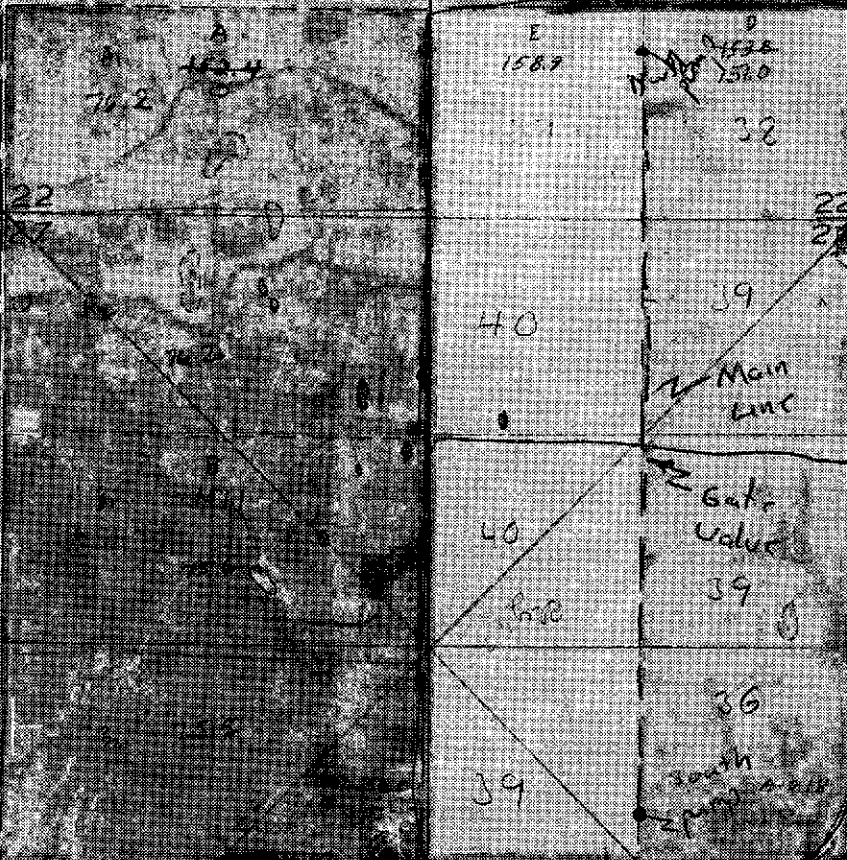
A hand-drawn map on a grid showing a road layout. The road is labeled '22' at the top and '22' on the right. The road is divided into sections labeled '38', '39', '40', and '41'. The sections are labeled 'South PD' and 'Mainline'. The road is labeled 'North PD' at the bottom. The road is labeled 'R29E' and 'T7S' on the right side.

MAP (Attach Aerial Photo)

35-7793

T 7 S, R 29 E
Al Mauch

County
R 29



TWP 7 S

15
10-8-80



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

August 24, 1979

RE: Permit No. 35-7793

Adolph Mauch
Box 605
American Falls, ID 83211

Dear Mr. Mauch:

Enclosed is a copy of the order reinstating your permit and advancing the priority date to April 26, 1978. We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

JACKIE S. DENNING
Senior Clerk

cc: IDWR - State Office

MAUCH

Adolph Mauch

Box 605

American Falls, Id. 83202

PLACE
TEN CENT
STAMP
HERE

RECEIVED

JUL 19 1979

Department of Water Resources



RECEIVED

JUL 16 1979

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

Department of Water Resources
Boise, IDAHO 83720
Eastern District Office

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the Permit holder(s) has completed development to the extent shown below of Permit No. 35-1793

Name(s) of Permit Holder: Adolph Mauch

Post Office Address: Box 605

American Falls Ida

Source of Water: groundwater

Extent of Use:

☐ Domestic	_____	(number of households)
☐ Stockwater	_____	(number and type of stock)
☒ Irrigation	<u>320</u>	(acres)
☐ Other	_____	

Measuring Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

Access Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

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

16/79
Date

Adolph Mauch
Signature of Permit Holder

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

June 14, 1979

Adolph Mauch
Box 605
American Falls, ID 83211

Dear Mr. Mauch:

Re: Permit No. 35-7793

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 35-7793 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated March 30, 1979.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

CONFIDENTIAL

Received by:

6/15/79

CONFIDENTIAL



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

March 30, 1979

Re: Permit No. 35-7793

100739

Adolph Mauch
Box 605
American Falls, ID 83211

Dear Mr. Mauch:

One of the conditions of approval of your water Permit No. 35-7793 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before June 1, 1979. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.

RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

NOV 22 1979

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

May 15, 1978

Re: Permit No. 35-7793

Adolph Mauch
Box 605
American Falls, ID 83211

Dear Mr. Mauch:

Your approved copy of Application for Permit No. 35-7793 is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. Enclosed is a letter describing the different types of measuring devices accepted by this Department.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit.

MICROFILMED

However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

UNRECORDED

March 10, 1978

RE: Application for Permit No. 35-7793 MAUCH

Power County Press
174 Idaho Street
American Falls, ID 83211
Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

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

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

Bill submitted 3-27-78 by aw

RDC:CD

Enclosure

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Adolph Mauch,
American Falls, Idaho

has on 3-09-78 submitted Application No. 35-7793
for a permit to appropriate 6.40 cubic feet per second XXXXXXXXXXXXXXXXXXXXX
of water from ground-water sources
by means of wells and pumps
within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 7S, R. 29E, B.M.,
Power County;

to be used from Apr. 1 to Nov. 1
for for the irrigation of 320 acres

within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 27, T. 7S, R. 29E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before April 3, 1978

C. STEPHEN ALLRED

Director

Power County Press, American Falls, Idaho

Published in the
March 16

March 23, 1978

on _____ and _____

UNFILMED

M.D.
M.D.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Adolph Mauch

Application No. _____

- ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water (one year)
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) Jag 3/9/78

In form to receipt yes

(2) " "

Send Copies to:

Idaho State Health Department
Idaho Fish and Game Department
NA Bureau of Land Management

(3) " "

Request Special Use Permit from U.S.F.S.
NA Request Easement from B.L.M.
Request Information from Applicant

(4) " "

In form for advertising yes

(5) " "

Platted on Map No. 75-29E - AA-84

(6) " "

Located within Water District No. Basin 35

(7) " "

Critical groundwater area: yes no ☒

(8) " "

Groundwater levels:

Declining, Stable, ☒ Increase

(9) " "

(comment) All obs well East + South show
plus 1' to 4' increase Bulletin #27

(10) " "

☒ Other rights on the same place of use None

☒ Comments: No Known conflicting water rights

(11) ew 3-27-78

Affidavit of Publication received (date) 3-27-78

(12) ew 4-13-78

Final date for protests April 3, 1978

Protests received: yes no ☒

(13) EMC 4-3-78

All requested information received from agencies or applicant: yes ☒ no no

(14) EMC 4-3-78

Action recommended:

☒ Approve Deny

3-28-78 Proposed Priority

Reason for Reduction

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District Eastern

By Ernest Carlson Date 4/5/78

Copy
Sent

MICROFILMED

RECEIVED

APR 5 1978

Department of Water Resources

TPCo
letter