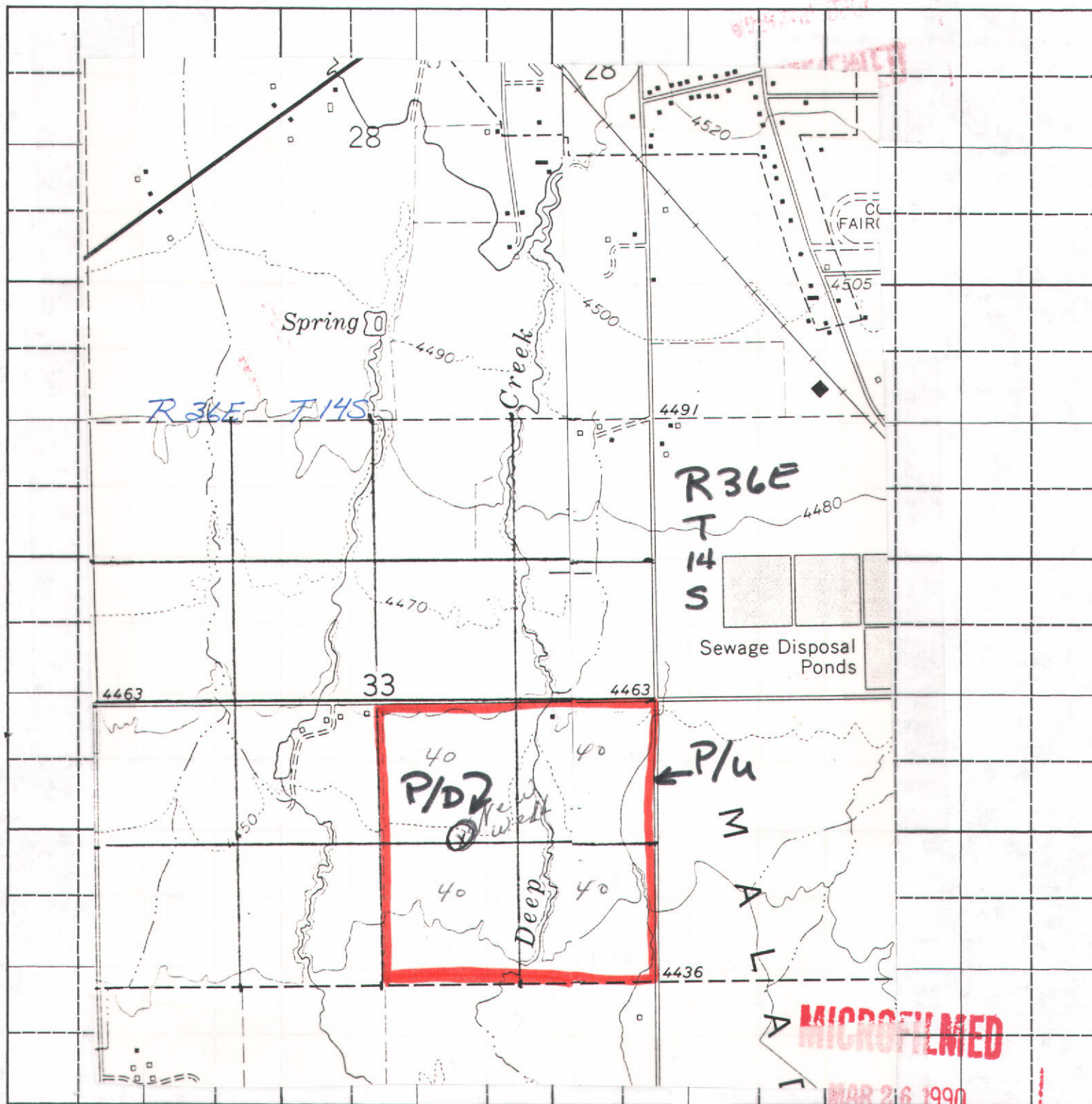


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

*Ray McCeller*  
(Applicant)

# State of Idaho

## License and Certificate of Water Right

Water License No. 19132

Amount 3 second feet

Water District No.

Priority April 16, 1941

THIS IS TO CERTIFY that SOUTH SIDE WATER COMPANY of Malad, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 16, 1941; that Permit No. 19132 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3 second feet, was issued thereunder on February 6, 1942, showing that said works were completed on the 3rd day of November, 1941; and that on the 27th day of April, 1942,

SOUTH SIDE WATER COMPANY

of Malad, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of wells (subterranean) - a tributary of use, for the purpose of irrigation and domestic use, under Use Permit No. 19132 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 7 of Licenses, at page 4197, on the 18th day of February, 1944;

The right hereby confirmed dates from April 16, 1941;

The Point of Diversion is located in the SE 1/4 NE 1/4, Sec. 28, Tp. 14 S., R. 36 E., B.M. Oneida County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed three (3) cubic feet per second.

Description and location of use:

| Twp.  | Range                                    | Sec.   | Forty-acre Tract | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|-------|------------------------------------------|--------|------------------|----------------------------------|---------------------------------|
| 14 S. | 36 E.                                    | 27     | NE 1/4           | 10                               | 10                              |
|       |                                          |        | SW 1/4           | 40                               | 40                              |
|       |                                          | 28     | SW 1/4           | 20                               | 20                              |
|       |                                          |        | SE 1/4           | 10                               | 10                              |
|       |                                          |        | NE 1/4           | 30                               | 30                              |
|       |                                          |        | SW 1/4           | 20                               | 20                              |
|       |                                          | 33     | SE 1/4           | 40                               | 30                              |
|       |                                          |        | NE 1/4           | 40                               | 20                              |
|       | NE 1/4                                   |        | 40               | 20                               |                                 |
|       | SE 1/4                                   |        | 40               | -                                |                                 |
|       | 34                                       | NE 1/4 | 40               | -                                |                                 |
|       |                                          | NE 1/4 | 30               | 20                               |                                 |
|       |                                          | NE 1/4 | 40               | 40                               |                                 |
|       | Total Number of Acres Actually Irrigated |        |                  |                                  |                                 |

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MAR 26 1990

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

State Reclamation Engineer

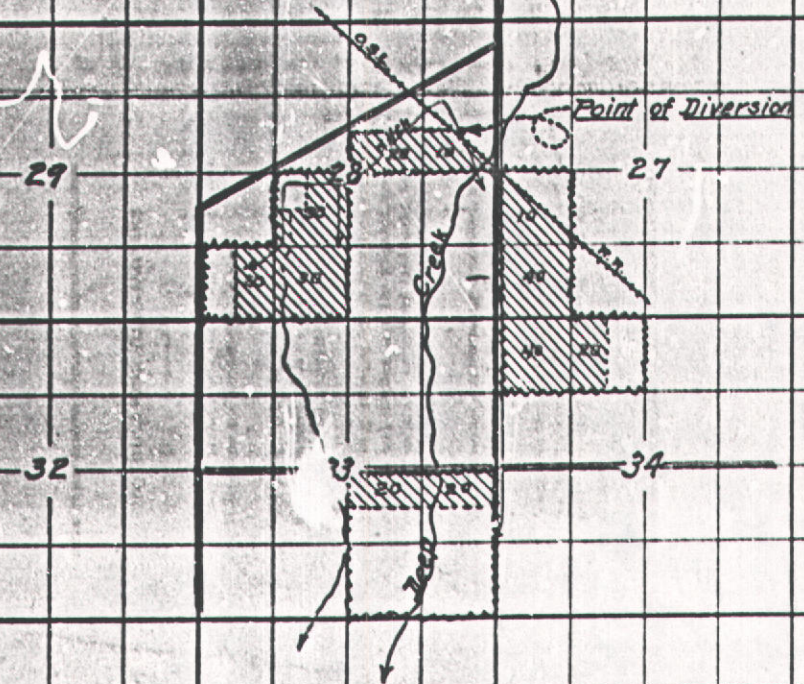
WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 18th day of February, 1944

JAMES SPOFFORD

Commissioner of Reclamation  
State Reclamation Engineer

(SEAL)

STATE OF IDAHO  
DEPARTMENT OF IRRIGATION  
DALAM  
REPORT OF ENGINEER



MICROFILMED  
MAR 26 1990

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 15-07110

Proposed Priority: December 30, 1988      Maximum Diversion Rate: 3.20 CFS

This is to certify, that **RAY MC CLELLAN**  
P.O. BOX 241  
MALAD, ID 83252

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       | 3.20 CFS                 |

LOCATION OF POINT(S) OF DIVERSION:      NWSE      Sec. 33, Township 14S, Range 36E  
ONEIDA 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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 14S        | 36E        | 33         | NESE 40      | NWSE 40      | SWSE 40      | 160          |
|            |            |            | SESE 40      |              |              |              |

Total number of acres irrigated: 160

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 1, 1992**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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 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.
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.

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

23 day of January, 1990

**MICROFILMED**

MAR 26 1990

*[Signature]*  
for **R. Keith Higginson, Director**

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1. Name of applicant Ray McClellan Phone 766-2548  
Post office address P.O. Box 241, Malad Id 83252

2. Source of water supply GROUNDWATER which is a tributary of \_\_\_\_\_

3. Location of point of diversion is \_\_\_\_\_ ¼ of NW ¼ of SE ¼, Govt. Lot \_\_\_\_\_  
Sec. 33 Township 14 S Range 36 E B.M. Oneida County; additional  
points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 3.20 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) 3.20 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well pump mainline to  
laterals with sprinklers

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 10 inches; proposed depth of well is 100 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed use is \_\_\_\_\_

\* Indefinite years (minimum 1 year).

\* We are on DeepCreek Irrig. System - When it was installed the contractor used reject pipe & the pipeline is about gone. There is no funding to replace pipeline. The new well would be to irrigate 160 acres which the irrigation system is already in place.

**MICROFILMED**

MAR 26 1990

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 |                    |
| 14S | 36E   | 33   |     |     |     |     |     |     |     |     |     |     |     |     | 40  | 40  | 40  | 40  | 160 <sup>DMS</sup> |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 160 <sup>160</sup> |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |                    |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |                    |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |                    |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |                    |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |                    |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |                    |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |                    |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |                    |

Total number of acres to be irrigated 160 <sup>DMS</sup>

10. Describe any other water rights used for the same purposes as described above. Deep Creek

Sprinkler System

11. a. Who owns the property at the point of diversion? Applicant

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

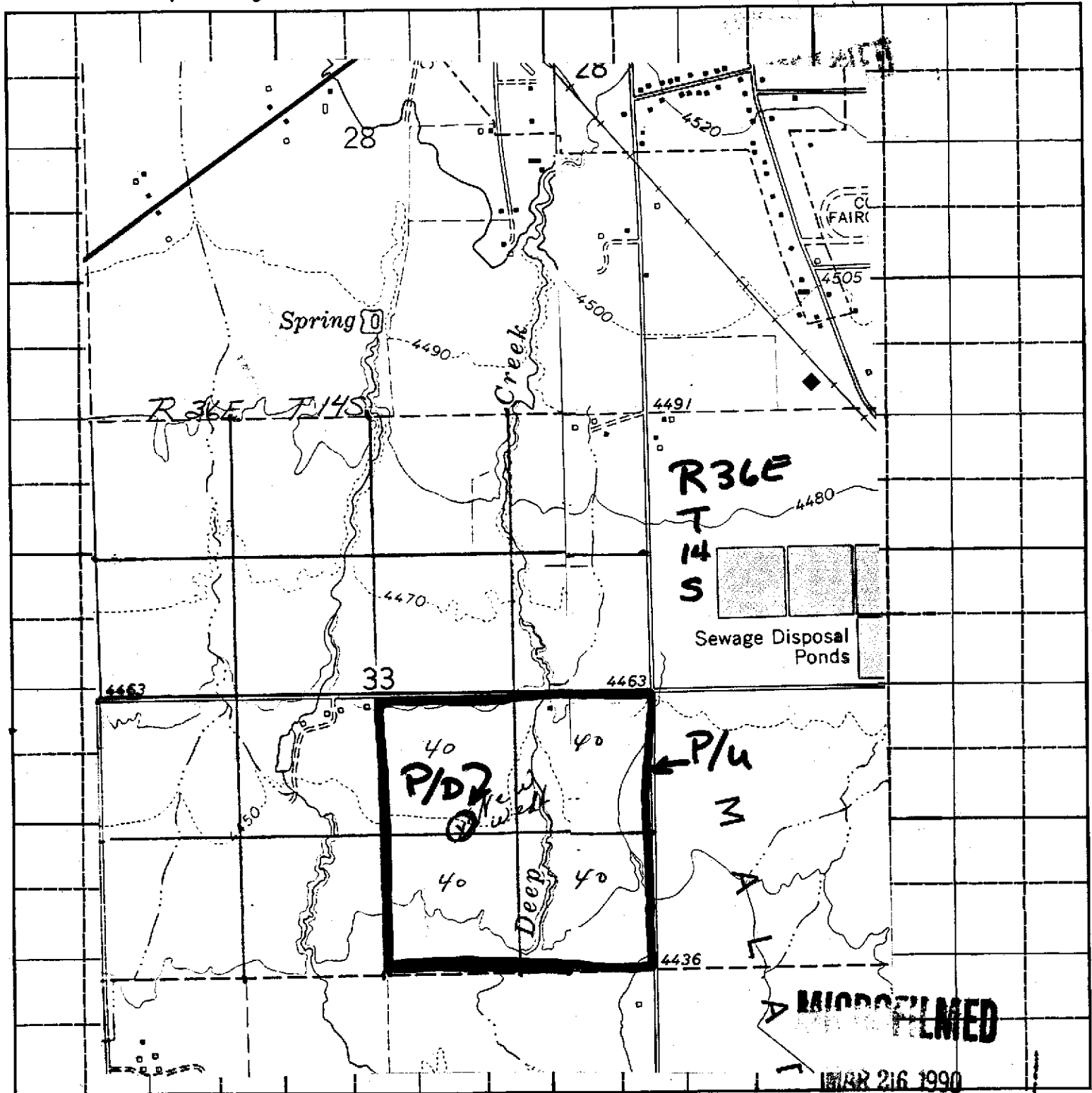
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. \_\_\_\_\_

12. Remarks: Severe drought year Deep Creek will be out of water 1 July 88; therefore we will have no water for irrigation. Water from well will be diverted into mainline of Sprinkler system already existing

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JAN 26 1990

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.

*Ray McCeller*  
(Applicant)

RECEIVED  
MAR 26 1980

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:

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

|                         |       |             |          |              |                   |                      |          |
|-------------------------|-------|-------------|----------|--------------|-------------------|----------------------|----------|
| Received by             | _____ | Date        | 12-30-88 | Time         | 2:15p             | Preliminary check by | KCN      |
| Fee \$                  | 105   | Received by | HUT      | #            | E005403           | Date                 | 12-30-88 |
| Publication prepared by | _____ | Date        | 2-24-89  | Published in | Idaho Falls press | 3-21-89              |          |
| Publication approved    | (cc)  | Date        | 4-07-89  |              |                   |                      |          |

Form 202  
6/85

RECEIVED

DEC 30 1988

Department of Water Resources  
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

Ident. No.

RECEIVED

DEC 14 1988

Department of Water Resources  
Eastern District Office

To appropriate the public waters of the State of Idaho

1. Name of applicant Ray McClellan Phone 208 766 2548

Post office address P.O. Box 241 Malad Idaho 83252

2. Source of water supply underground which is a tributary of N/A

3. Location of point of diversion is NW 1/4 of SW 1/4 of — 1/4, Govt. Lot —

Sec. 33 Township 14S Range 36E B.M. Oneida County; additional  
points of diversion if any: —

4. Water will be used for the following purposes:

Amount 3.20 for Irrigation purposes from apr 15 to oct 15 (both dates inclusive)  
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated is (a) 3.20 and/or (b) —  
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 40HP 3phase Submergible Pump

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total  
reservoir capacity N/A acre-feet; period of year when water will be diverted to storage:  
N/A to N/A inclusive.

c. Proposed well diameter is 10 inches; proposed depth of well is approx 100 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

5 years (minimum 1 year).

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MAR 26 1990

64.1 x 5.1 x 2.

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

[illegible]

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.

Ray McEllen  
(Applicant)

MICROFILMED

MAR 26 1980

N

e. Other:

- 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.
- 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.

19

- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. \_\_\_\_\_, and said application is hereby \_\_\_\_\_

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

Publication approved \_\_\_\_\_ Date \_\_\_\_\_

Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_

Fee \$ 105 Received by \_\_\_\_\_

Date 12-30-88 Time 2:00 pm Preliminary check by \_\_\_\_\_

# E05403 Date 12-30-88

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }

ss.

County of Oneida }

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

March 21989

, and ending

with the issue of

March 91989Sandra StruhsFee \$ 38.92

Subscribed and sworn to before me this

5th

day

of

April, 1989

Joyce L. O. Freidenberger  
Notary Public, Residing at Malad, Idaho

My Commission Expires

2/171993NOTICE OF APPLICATION  
FOR WATER RIGHT

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

15-07110

McClellan, Ray

P.O. Box 241

Malad, Id 83252

Source: GROUNDWATER

Diversión Pt: NWSE

Sec 33 T 14S R 36E

Use: IRRIGATION (3,200 CFS)

Date Filed: 12/30/1988

In: T14S R36E S33 NESE NWSE  
SWSE SESE

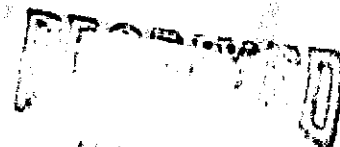
160.0 Acres Total

Ther 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 MARCH  
20, 1989.

R. Keith Higginson, Director

No. 1119

3-2-89 T2



APR 2 1989

Department of Water Resources  
Eastern District Office

March 6, 1992

RAY MC CLELLAN  
P.O. BOX 241  
MALAD ID 83252

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 15-07110

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson  
Secretary/Records Manager

c: IDWR - Region

MICROFILMED  
APR 06 1992

RECEIVED

JAN 29 1992

STATE OF IDAHO

For Office Use Only  
Amt. of Fee \$ 175.00  
Date 1-29-92  
Receipt No. CO 23074  
Received by WB

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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. 15-07110 Telephone No. 766-2548
2. Name(s) of Permit Holder(s): Ray McClellan
3. Post Office Address: P.O. Box 241 Malad Id 83252
4. Source of Water: underground  
Cole Gardner Started
- a. If ground water, well driller's name: Arnold Lundstrom Finished Date drilled: Started Feb 1990  
Finished June 1990
- b. Pump horsepower: 50 HP Pressure (psi): approx 57 lbs Dynamic pumping level (ft.): 32 ft.
5. Extent of Use:

Domestic \_\_\_\_\_ (No. of households)

Irrigation 146 (No. of acres)

Stockwater \_\_\_\_\_ (No. and type of stock)

Other \_\_\_\_\_

6. Total rate and/or volume for which proof is submitted 2.20 cfs \_\_\_\_\_ acre/feet

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

Measuring device: Required? Yes No Installed? Yes No

OR

Flow Measurement Port: Required? X Yes No Installed? X 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: (766-2285 Shawn Wink)

Ray McClellan  
Name

766-2548  
Telephone No.

15 W 2 mi Rd Malad Id 83252  
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.

1-20-92  
Date

Ray McClellan  
Signature (and title if on behalf of a company or organization)

APR 06 1992

ANALYSIS SHEET  
FOR  
PROOF OF BENEFICIAL USE

Permit No. 15-07110 Reviewed by Klg Date 1/30/92

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

       Surface water source  
✓ Ground water source  
yes Drilling permit required?  
yes Copy in the file? Drilling Permit No. 15-90-Z-001  
100 Amount paid for permit yes Correct?  
       Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?  
175 Amount Submitted  
yes Correct?  
yes Required?  
yes Installed?  
NA Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

needs a well log

driller 454 or driller 118  
gardner Lundstrom

proof acceptable

DATA ENTRY

New Address       

Proof Made 1/29/92  
3/6/92 Klg

RECEIVED  
2-27-92  
MAR 4 1992

Dear Karen

Department of Water Resources

I turned a log in  
on ray well last  
summer to Dennis Deumer  
in Idaho Falls, I did not  
have permit #

Cole Gardner

I could not control the  
flow around casing,  
never did seal it up.  
Leendstrom - never sealed it  
either. ~~is~~ still flowing

APR 06 1992

Re: Permit No. 15-07110

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name RAY MCCLERHAN

Address MAIAD TUBO

Owner's Permit No. \_\_\_\_\_

2. NATURE OF WORK

☒ New well    ☐ Deepened    ☐ Replacement  
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

☐ Domestic    ☒ Irrigation    ☐ Test    ☐ Municipal  
☐ Industrial    ☐ Stock    ☐ Waste Disposal or Injection  
☐ Other \_\_\_\_\_ (specify type)

4. METHOD DRILLED

☐ Rotary    ☐ Air    ☐ Hydraulic    ☐ Reverse rotary  
☒ Cable    ☐ Dug    ☐ Other \_\_\_\_\_

5. WELL CONSTRUCTION

Casing schedule: ☐ Steel    ☐ Concrete    ☐ Other \_\_\_\_\_

| Thickness         | Diameter         | From          | To              |
|-------------------|------------------|---------------|-----------------|
| <u>250</u> inches | <u>12</u> inches | <u>1</u> feet | <u>200</u> feet |
| _____ inches      | _____ inches     | _____ feet    | _____ feet      |
| _____ inches      | _____ inches     | _____ feet    | _____ feet      |
| _____ inches      | _____ inches     | _____ feet    | _____ feet      |

Was casing drive shoe used? ☐ Yes    ☐ No  
Was a packer or seal used? ☐ Yes    ☐ No  
Perforated? ☐ Yes    ☐ No  
How perforated? ☐ Factory    ☒ Knife    ☐ Torch  
Size of perforation 1/2 inches by 2 inches

| Number                  | From            | To              |
|-------------------------|-----------------|-----------------|
| <u>140</u> perforations | <u>795</u> feet | <u>200</u> feet |
| <u>126</u> perforations | <u>152</u> feet | <u>158</u> feet |
| <u>220</u> perforations | <u>80</u> feet  | <u>129</u> feet |

Well screen installed? ☐ Yes    ☒ No  
Manufacturer's name \_\_\_\_\_  
Type \_\_\_\_\_ Model No. \_\_\_\_\_  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
Gravel packed? ☐ Yes    ☐ No    ☐ Size of gravel \_\_\_\_\_  
Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
Surface seal depth \_\_\_\_\_ Material used in seal: ☐ Cement grout  
☐ Bentonite    ☐ Puddling clay    ☐ \_\_\_\_\_  
Sealing procedure used: ☐ Slurry pit    ☐ Temp. surface casing  
☐ Overbore to seal depth  
Method of joining casing: ☐ Threaded    ☐ Welded    ☐ Solvent Weld  
☐ Cemented between strata  
Describe access port \_\_\_\_\_

7. WATER LEVEL

Static water level 9 feet below land surface.  
Flowing? ☐ Yes    ☐ No    G.P.M. flow \_\_\_\_\_  
Artesian closed-in pressure \_\_\_\_\_ p.s.i.  
Controlled by: ☐ Valve    ☐ Cap    ☐ Plug  
Temperature \_\_\_\_\_ °F. Quality \_\_\_\_\_  
Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump    ☐ Bailer    ☐ Air    ☐ Other \_\_\_\_\_

| Discharge G.P.M. | Pumping Level | Hours Pumped |
|------------------|---------------|--------------|
|                  |               |              |
|                  |               |              |
|                  |               |              |

9. LITHOLOGIC LOG

| Bore Diam. | Depth |     | Material                           | Water |    |
|------------|-------|-----|------------------------------------|-------|----|
|            | From  | To  |                                    | Yes   | No |
| 12         | 80    | 90  | GRAY CLAY WITH ROCKS               |       |    |
| 11         | 90    | 110 | " " " " " "                        |       |    |
| 11         | 110   | 120 | GRAVEL COARSE                      |       |    |
| 11         | 120   | 129 | SAND + GRAVEL                      |       |    |
| 11         | 129   | 143 | GREEN + BLUE CLAY WITH ROCKS SMALL |       |    |
| 11         | 143   | 152 | " " " " " "                        |       |    |
| 11         | 152   | 158 | GRAVEL AND COARSE SAND             |       |    |
| 11         | 158   | 175 | GRAY CLAY                          |       |    |
| 11         | 185   | 185 | " " " " " "                        |       |    |
| 11         | 185   | 289 | BROWN CLAY                         |       |    |
| 11         | 189   | 195 | " " " " " "                        |       |    |
| 11         | 195   | 200 | SAND GRAVEL                        |       |    |

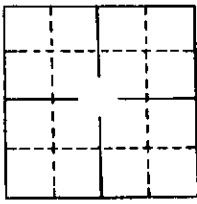
10.

Work started \_\_\_\_\_ finished \_\_\_\_\_

11. DRILLERS CERTIFICATION

UNKNOWN  
~~I/We certify that all minimum well construction standards were complied with at the time the rig was removed.~~  
Firm Name LINDSTROM Well Firm No. 118  
Address 15105 Fremont Date \_\_\_\_\_  
Signed by (Firm Official) Arnold Lindstrom  
and  
(Operator) DAME

6. LOCATION OF WELL

Sketch map location must agree with written description.  
  
Subdivision Name \_\_\_\_\_  
Lot No. \_\_\_\_\_ Block No. \_\_\_\_\_  
County \_\_\_\_\_  
\_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 Sec. \_\_\_\_\_, T. \_\_\_\_\_ N/S, R. \_\_\_\_\_ E/W.

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

# WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources  
within 30 days after the completion or abandonment of the well.

## 1. WELL OWNER

Name Ray McCellan

Address \_\_\_\_\_

Owner's Permit No. 15-90-2001  
15-07110

## 2. NATURE OF WORK

- ☒ New well    ☐ Deepened    ☐ Replacement  
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

## 3. PROPOSED USE

- ☐ Domestic    ☒ Irrigation    ☐ Test    ☐ Municipal  
☐ Industrial    ☐ Stock    ☐ Waste Disposal or Injection  
☐ Other \_\_\_\_\_ (specify type)

## 4. METHOD DRILLED

- ☐ Rotary    ☐ Air    ☐ Hydraulic    ☐ Reverse rotary  
☒ Cable    ☐ Dug    ☐ Other \_\_\_\_\_

## 5. WELL CONSTRUCTION

Casing schedule: ☒ Steel    ☐ Concrete    ☐ Other \_\_\_\_\_

Thickness    Diameter    From    To  
250 inches    12 inches + 0 feet 10 feet  
\_\_\_\_\_ inches    \_\_\_\_\_ inches    \_\_\_\_\_ feet    \_\_\_\_\_ feet  
\_\_\_\_\_ inches    \_\_\_\_\_ inches    \_\_\_\_\_ feet    \_\_\_\_\_ feet  
\_\_\_\_\_ inches    \_\_\_\_\_ inches    \_\_\_\_\_ feet    \_\_\_\_\_ feet

Was casing drive shoe used? ☒ Yes    ☐ No

Was a packer or seal used? ☐ Yes    ☒ No

Perforated? ☐ Yes    ☒ No

How perforated? ☐ Factory    ☐ Knife    ☐ Torch

Size of perforation \_\_\_\_\_ inches by \_\_\_\_\_ inches

Number    From    To  
\_\_\_\_\_ perforations    \_\_\_\_\_ feet    \_\_\_\_\_ feet  
\_\_\_\_\_ perforations    \_\_\_\_\_ feet    \_\_\_\_\_ feet  
\_\_\_\_\_ perforations    \_\_\_\_\_ feet    \_\_\_\_\_ feet

Well screen installed? ☐ Yes    ☒ No

Manufacturer's name \_\_\_\_\_

Type \_\_\_\_\_ Model No. \_\_\_\_\_

Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Gravel packed? ☐ Yes    ☒ No    ☐ Size of gravel \_\_\_\_\_

Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Surface seal depth 0 Material used in seal: ☐ Cement grout

☐ Bentonite    ☐ Pudding clay    ☐ \_\_\_\_\_

Sealing procedure used: ☐ Slurry pit    ☐ Temp. surface casing

☒ Overbore to seal depth

Method of joining casing: ☐ Threaded    ☒ Welded    ☐ Solvent

Weld

☐ Cemented between strata

Describe access port \_\_\_\_\_

## 7. WATER LEVEL

around casing

Static water level 0 feet below land surface.

Flowing? ☒ Yes    ☐ No    G.P.M. flow 30-50

Artesian closed-in pressure 9 p.s.i.

Controlled by: ☐ Valve    ☐ Cap    ☐ Plug

Temperature W °F. Quality Irony

Describe artesian or temperature zones below.

## 8. WELL TEST DATA

☐ Pump    ☐ Bailer    ☐ Air    ☐ Other never tested

Discharge G.P.M.    Pumping Level    Hours Pumped

## 9. LITHOLOGIC LOG

| Bore<br>Diam. | Depth |    | Material   | Water |    |
|---------------|-------|----|------------|-------|----|
|               | From  | To |            | Yes   | No |
| 16"           | 0     | 3  | top soil   |       |    |
| 12            | 3     | 42 | white clay |       |    |
|               | 42    | 58 | blue clay  |       |    |
|               | 58    | 74 | gravel     |       |    |
|               | 74    | 85 | white clay |       |    |
|               | 85    | 95 | gravel     |       |    |

RECEIVED  
MAR 4 1992

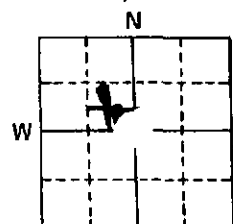
Department of Water Resources

## 10.

Work started 2-10-90 finished 3-10-90

## 6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name \_\_\_\_\_

APR 06 1992

Lot No. \_\_\_\_\_ Block No. \_\_\_\_\_

County Oneida

NW 1/4 SE 1/4 Sec. 33, T. 14 N. S. R. 360 E. W.

## 11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Gardner Drilling Firm No. 454

Address 151 South Main Date 2-26-92

Signed by (Firm Official) Cole J. Gardner

and  
(Operator) \_\_\_\_\_



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

February 20, 1992

Cole James Gardner  
Gardner Drilling  
151 South Main Street  
Malad, ID 83252

Re: Permit No. 15-07110 - Ray McClellan  
Drilling Permit No. 15-90-Z-001  
Drilling Date: February 1990, started  
Proposed Location: 14S, 36E, Section 33, NW1/4,  
SE1/4.

In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a well log which should have been submitted 30 days after completion of the construction of this well.

While it is possible that you have submitted the log, we have been unable to locate it. Please supply me with another copy. Please address any correspondence directly to me. Your response should be received within 20 days of the date of this mailing.

This information is needed before the department can proceed further with the examination of the permit holders system and the eventual issuance of a license of water right.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

*Karen L. Gustafson*  
Karen L. Gustafson  
Secretary/Records Manager

C: Permit Holder

RECORDED

APR 06 1992

Re: permit No 15-07110

|         |               |
|---------|---------------|
| 37'     | Sand & Gravel |
| 37'-67' | Clay          |
| 67'-75' | Gravel coarse |
| 75'-80' | Blue clay     |

Cole Gardner drilled from beginning  
to 80' then pulled off. &  
Arnold Lundstrom finished  
well.

**MICROFILMED**

**APR 06 1992**



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

January 30, 1992

Ray McClellan  
P.O. Box 241  
Malad, ID 83252

Re: Permit No. 15-07110

Dear Permit Holder:

In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a well log which should have been submitted by your well driller 30 days after completion of the construction of your well. Since you employed two drillers, they both should have submitted logs on the portion of the well that they drilled.

If you have a copy of the well log, please provide this office with a copy. If you do not, please contact your driller and ask that he submit a copy. In your return letter, please be sure to show the above referenced permit number on any documents. Also, please address any correspondence directly to me. Your response should be received within 20 days of the date of this mailing.

This information is needed before the department can proceed further with the examination of your system and the eventual issuance of a license of water right.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

*Karen L. Gustafson*  
Karen L. Gustafson  
Secretary/Records Manager

APR 06 1992

138252

~~138252~~  
November 30, 1991

RAY MC CLELLAN  
P.O. BOX 241  
MALAD ID 83252

PROOF DUE NOTICE

RE: PERMIT NO. 15-07110

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 February 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson  
Secretary/Records Manager

Enclosures

APR 06 1992

Form 235-1  
4/88

Drilling Permit No. 15-90-Z-001  
Water Permit No. 15-7110  
Injection Permit No. \_\_\_\_\_

RECEIVED

DEC 30 1988

State of Idaho  
Department of Water Resources

DRILLING PERMIT

Department of Water Resources  
Eastern District Office

(Authorizing Construction of a Well)\*

RECEIVED

DEC 14 1988

Department of Water Resources  
Eastern District Office

1. Applicant Ray McClellan  
2. Address Box 241 Malad Idaho  
Telephone 208 766 2548

☒ Well Owner    ☐ Well Operator    ☐ Other, specify \_\_\_\_\_

3. Proposed well location NW 1/4 <sup>SE</sup> 1/4, or Gov't lot No. \_\_\_\_\_,  
Sec. 33, Twp. 14 S, Rge. 36, County Oneida,  
Lot, block and subdivision \_\_\_\_\_

4. Proposed use of well: (Check all that apply)

☐ Domestic    ☐ Stockwater    ☐ Monitoring  
☒ Irrigation    ☐ Industrial    ☐ Municipal  
☐ Injection    ☐ Other, Specify \_\_\_\_\_

5. Well construction information:

☒ New well    ☐ Deepen    ☐ Replace

Proposed surface diameter 10"    Maximum depth 100'  
Anticipated bottom hole temperature: \_\_\_\_\_

☒ 85°F or less (Cold water well)  
☐ 85°F to 212°F (Low temp. geothermal well)  
☐ 212°F or more (Geothermal well)

6. Anticipated construction start date as soon as possible

7. Well Driller (if known) Cole Gardner #454

Address Downey Route, Malad Idaho 83252

8. Applicant's signature Ray McClellan

Title Farmer

Date 12-12-88

MICROFILMED

MAR 26 1989

\* After other pre-requisite approvals have been obtained.

\* Fee is \$10 for single family domestic. Other uses may be \$100, \$50 or \$10.

ACTION OF IDWR

(✓) Approved ( ) Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.

SPECIFIC CONDITIONS:

**MICROFILMED**

MAR 26 1990

Dated this 23<sup>rd</sup> day of

January, 1990

Signed

J. M. Sawyer

Title

Chief, Water Alloc Bur.

Received by

HWS

Fee

100<sup>00</sup> ✓

Date

12-30-88

Receipt No.

E 005402

Construction start extension to

Extension approved by

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

-----

Statehouse  
Boise, Idaho 83720  
(208) 327-7900  
January 24, 1990

RAY MC CLELLAN  
P.O. BOX 241  
MALAD, ID 83252

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

RE: PERMIT NO.      P15-07110

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.

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.

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.

Also enclosed is a copy of the approved drilling permit submitted in connection with this water right.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of

**MICROFILMED**

MAR 26 1990

Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor  
Water Right Permits Section

GS: SC  
Enclosures

MICROFILMED

MAR 26 1990

Form No. 202a  
/87STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY KCWilson DATE 2/8/89 APPLICATION NUMBER 15-7110  
McCallan

## REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use 4/1 11/1
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No\* In form to receipt

## ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.) 15-2026 (GW) 15-2073 (Deep Creek)
- ☒ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- Field check by \_\_\_\_\_
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

\*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested \_\_\_\_\_

RECEIVED  
DEC 26 1989

Department of Water Resources

PROCESSING

☒ Yes ☐ No Inform for advertising  
☐ Yes ☒ No Statewide advertising  
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

END COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM  
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service  
☐ Idaho Dept. of Lands ☐ Water District  
☐ Adjudication Bureau Unit ☐ Other \_\_\_\_\_

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received  
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No *withdrawn* publication dates & paper, recorded on application  
☒ Yes ☐ No *withdrawn* Protests received  
Final date for protest 3-20-89 *Withdrawn*  
☒ Yes ☐ No Protests, dates, resolution of protest, recorded on application  
☐ Yes ☒ No Recommendations attached  
☐ Yes ☒ No Measuring device required  
☒ Yes ☐ No Access port required  
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. \_\_\_\_\_  
☒ Yes ☐ No Special conditions of approval or cover letter below. \_\_\_\_\_

☐ See below for additional information  
Date of priority recommended 12-30-88  
By HWS Date 12-18-89

STATE OFFICE REVIEW

P23, P03, P17, P99 46 016 26

☐ See below for additional information  
By KW Date 1-12-90

ADDITIONAL INFORMATION

Cond. <016>

Allow 2 yrs. for development  
Process drilling permit too.

*file copy  
discarded*

# State of Idaho

## License and Certificate of Water Right

Water License No. 19132  
Water District No. \_\_\_\_\_

Amount 3 second feet  
Priority April 16, 1941

THIS IS TO CERTIFY that SOUTH SIDE WATER COMPANY  
of Malad, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated April 16, 1941; that Permit No. 19132  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
3 second feet, was issued thereunder on February 6, 1944, showing that said works  
were completed on the 3rd day of November, 1941; and that on the 27th  
day of April, 1942,  
SOUTH SIDE WATER COMPANY

of Malad, State of Idaho, made proof to the satisfaction of the  
Commissioner of Reclamation of Idaho, of the right to use the waters of wells (subterranean)  
a tributary of \_\_\_\_\_, for the purpose of irrigation and domestic  
use, under Use Permit No. 19132 of the Commissioner of Reclamation  
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is  
hereby confirmed by the State Reclamation Engineer Commissioner of Reclamation of Idaho and entered of record in Volume 7  
of Licenses, at page 4197, on the 18th day of February, 1944;  
The right hereby confirmed dates from April 16, 1941;

The Point of Diversion is located  
in the SE 1/4 NE 1/4 Sec. 28, Twp. 14 S., R. 36 E., B.M. Oneida County  
That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,  
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed three (3)  
cubic feet per second.

### Description and location of use:

| Twp.                                     | Range | Sec. | Forty-acre Tract | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------------------------------------------|-------|------|------------------|----------------------------------|---------------------------------|
| 14 S.                                    | 36 E. | 27   | SW 1/4 SW 1/4    | 10                               | 10                              |
|                                          |       |      | SE 1/4 SW 1/4    | 40                               | 40                              |
|                                          |       |      | SW 1/4 NE 1/4    | 20                               | 20                              |
|                                          |       |      | SE 1/4 NE 1/4    | 10                               | 10                              |
|                                          |       | 28   | NE 1/4 SW 1/4    | 30                               | 30                              |
|                                          |       |      | SE 1/4 SW 1/4    | 20                               | 20                              |
|                                          |       |      | SW 1/4 NE 1/4    | 40                               | 30                              |
|                                          |       |      | SE 1/4 NE 1/4    | 40                               | 20                              |
|                                          |       | 33   | NE 1/4 SW 1/4    | 40                               | 20                              |
|                                          |       |      | SE 1/4 SW 1/4    | 40                               | 20                              |
|                                          |       |      | SW 1/4 NE 1/4    | 40                               | -                               |
|                                          |       |      | SE 1/4 NE 1/4    | 40                               | -                               |
|                                          |       | 34   | NE 1/4 SW 1/4    | 30 1/2                           | 20                              |
|                                          |       |      | SE 1/4 SW 1/4    | 18 1/2                           | 40                              |
|                                          |       |      |                  |                                  |                                 |
| Total Number of Acres Actually Irrigated |       |      |                  | 270                              |                                 |

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

WITNESS the seal and signature of the State Reclamation Engineer Commissioner of Reclamation, affixed at Boise, Idaho,  
this 18th day of February, 1944

(SEAL)

JAMES SPORFORD  
Commissioner of Reclamation  
State Reclamation Engineer

STATE OF IOWA

DEPARTMENT OF AGRICULTURE

DRAIN

OFFICE OF ENGINEER

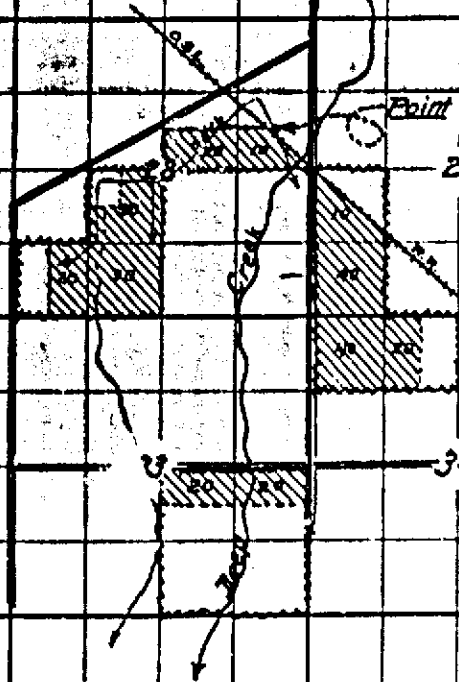
29

27

Point of Diversion

32

34



December 18, 1989

RE: Application for Permit No. 15-7110

Ray McClellan  
P.O. Box 241  
Malad, ID 83252

Dear Mr. McClellan:

This letter is to advise you that the protestant, Lynn Alder Ranch, Jimmie E. and Jeff Alder, have withdrawn their protest against the above referenced application. The Department has resumed the processing of your application.

If you have any questions, please feel free to contact this office.

Very truly yours,

HAROLD W. JONES  
Water Right Supervisor

HWJ:CW

**MICROFILMED**

MAR 26 1990

December 18, 1989

RE: Application for Permit No. 15-7110

Jimmie E. Alder  
Jeff Alder  
Lynn Alder Ranch  
Rt. 1, Box 103  
Malad, ID 83252

Gentlemen:

This letter is to acknowledge receipt of the withdrawal of protest against the above referenced application. The Department has now resumed processing of the above referenced application.

If you have any questions, please feel free to contact this office.

Very truly yours,

HAROLD W. JONES  
Water Rights Supervisor

HWJ:CW

Enclosure

RECEIVED  
MAR 26 1990

IN THE MATTER OF )  
PROTESTS AGAINST )  
APPLICATION FOR )  
PERMIT 15-7110 )  
FILED IN THE NAME )  
OF RAY McCLELLAN )

WITHDRAWAL  
OF  
PROTEST

Based upon the information presented at the ~~last~~ Conference held in Preston, Id. on Dec 1, 1989 we wish that our Protest be withdrawn from consideration by the Department.

Dated this 1<sup>st</sup> day of December 1989

Jeff Allen

**MICROFILMED**

MAR 26 1990

15-7110 - Ray McClellan

Ag Conference Room 103, Franklin County Courthouse  
Preston, Idaho

Friday, December 1, 1989 - 1:00 p.m.

Hearing Officer: \_\_\_\_\_

| <u>Name</u> | <u>Representing</u> | <u>Address</u> |
|-------------|---------------------|----------------|
|-------------|---------------------|----------------|

Ray McClellan  
Jeff Alden

**MICROFILMED**

MAR 26 1990

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you with the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address.      2. ☐ Restricted Delivery.

3. Article Addressed to:

4. Article Number

Lynn Alder Ranch  
Jennie & Jeff Alder  
Rt 1 Box 103  
Malad, Id. 83253

Type of Service:

- ☐ Registered  
☐ Insured  
☐ COD  
☐ Express Mail

☐ Insured  
COD

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee

X Jennie Alder

6. Signature - Agent

X

8. Addressee's Address (ONLY if requested and fee paid)

7. Date of Delivery

11-15-89

15-7110

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

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MAR 26 1990



PENALTY FOR PRIVATE  
USE \$300

RETURN TO SENDER'S name, address, and ZIP Code in the space below.

TO RECEIVED

DEPARTMENT OF WATER RESOURCES  
EASTERN DISTRICT OFFICE

NOV 16 1989

150 SHOUP AVE. #15

IDAHO FALLS, IDAHO 83402

Department of Water Resources  
Eastern District Office

● **SENDER:** Complete Items 1 and 2 when additional services are desired, and complete Items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery.

3. Article Addressed to:

Ray Mc Clellan  
P.O. Box 241  
Malad, Id. 83252  
**MICROFILMED**  
MAR 26 1990

4. Article Number

0345

Type of Service:

- ☐ Registered ☐ Insured  
☒ Certified ☐ COD  
☐ Express Mail

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Addressee

X *Ray Mc Clellan*

6. Signature - Agent

X

8. Addressee's Address (ONLY if requested and fee paid)

7. Date of Delivery

11-15-89 RW.

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

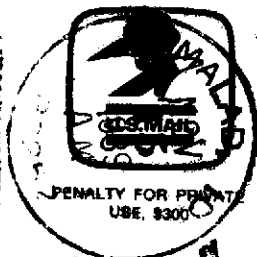
SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

MICROFILMED

MAR 26 1990



RETURN

Print Sender's name, address, and ZIP Code in the space below

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

150 SHOUP AVE. #15

IDAHO FALLS, IDAHO 83402

NOV 16 1989

Department of Water Resources  
Eastern District Office



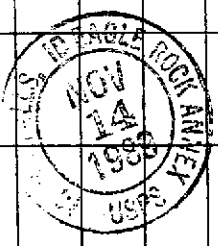
NAME AND ADDRESS OF SENDER  
DEPARTMENT OF WATER RESOURCES  
EASTERN DISTRICT OFFICE  
150 SHOUP AVE. # 15

Indicate type of mail  
☐ Registered  
☐ Insured  
☐ COD  
☒ Certified  
☐ Express Mail

Check appropriate block for  
☐ Registered Mail:  
☐ With Postal Insurance  
☐ Without Postal Insurance

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.  
POSTMARK AND DATE OF RECEIPT

| Line                                           | Number of Article | IDaho Falls IDAHO 83402<br>Name of Addressee, Street, and Post-Office Address | Postage | Fee | Handling Charge | Act. Value (if Regis.) | Insured Value | Due Sender if C.O.D. | R. R. Fee | S. D. Fee | S. H. Fee | Ret. Del. Fee |
|------------------------------------------------|-------------------|-------------------------------------------------------------------------------|---------|-----|-----------------|------------------------|---------------|----------------------|-----------|-----------|-----------|---------------|
| 1                                              | 0333              | Joseph M. Mather, 4411 N. Steele                                              | .25     | .85 |                 |                        |               |                      |           |           |           |               |
| 2                                              | 0334              | Wendell (husband) P.O. Box 57130, St. J.                                      |         |     |                 |                        |               |                      |           |           |           |               |
| 3                                              | 0335              | Johnna Rose Smith, 5711 E. Multnomah                                          |         |     |                 |                        |               |                      |           |           |           |               |
| 4                                              | 0336              | Lawrence M. Long, 1490 - 19th St. S.W.                                        |         |     |                 |                        |               |                      |           |           |           |               |
| 5                                              | 0337              | Robert Feldman, 1515 S. 2nd St. S.W.                                          |         |     |                 |                        |               |                      |           |           |           |               |
| 6                                              | 0338              | Marquise, P.O. Box 128, Astoria                                               |         |     |                 |                        |               |                      |           |           |           |               |
| 7                                              | 0339              | Therese M. M. P.O. Box 15, Astoria                                            |         |     |                 |                        |               |                      |           |           |           |               |
| 8                                              | 0340              | May Smith, 3080 2nd St. S.W.                                                  |         |     |                 |                        |               |                      |           |           |           |               |
| 9                                              | 0341              | R. Reed, 2nd St. S.W. Box 404, Phone                                          |         |     |                 |                        |               |                      |           |           |           |               |
| 10                                             | 0342              | Donald Dudge, P.O. Box 1391, P.O.                                             |         |     |                 |                        |               |                      |           |           |           |               |
| 11                                             | 0343              | Frederick, 1040 2nd St. S.W. Thru                                             |         |     |                 |                        |               |                      |           |           |           |               |
| 12                                             | 0344              | 11th St. S.W. Box 1200, 2300                                                  |         |     |                 |                        |               |                      |           |           |           |               |
| 13                                             | 0345              | May M. (Mrs.) P.O. Box 24, Malad                                              |         |     |                 |                        |               |                      |           |           |           |               |
| 14                                             | 0346              | May M. (Mrs.) P.O. Box 103, Malad                                             |         |     |                 |                        |               |                      |           |           |           |               |
| 15                                             | 0347              | Wendell (husband) P.O. Box 4411, N. Steele                                    |         |     |                 |                        |               |                      |           |           |           |               |
| Total Number of Pieces Listed by Sender        |                   | 15                                                                            |         |     |                 |                        |               |                      |           |           |           |               |
| Total Number of Pieces Received at Post Office |                   | 15                                                                            |         |     |                 |                        |               |                      |           |           |           |               |
| POSTMASTER, PER (Name of Receiving Employee)   |                   |                                                                               |         |     |                 |                        |               |                      |           |           |           |               |



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MAR 26 1990

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR     )  
PERMIT NO. 15-7110 IN THE NAME OF    )  
RAY McCLELLAN                            )     NOTICE OF CONFERENCE  
\_\_\_\_\_)

On December 30, 1988, Ray McClellan, filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On March 20, 1989, the Department received a protest against approval of said application from Jennie E. Alder and Jeff Alder, Lynn Alder Ranch.

The Department has set the matter of protest for an administrative conference to be conducted at 1:00 p.m., Friday, December 1, 1989, in the Ag Extension Conference Room 103, Franklin County Courthouse, Preston, Idaho.

Agenda items for this conference will include:

1. Identify spokesman and/or counsel representing the protestant.
2. Review of the application.
3. Identify issues of protest.
4. Designate date for identifying witnesses.
5. Designate target date for conducting administrative hearing if resolution is not possible during the conference.

The conference will be held in accordance with

**MICROFILMED**  
MAR 26 1990

provisions of the adopted Rules of Practice and Procedure of the  
Department of Water Resources.

Dated this 13<sup>th</sup> day of November, 1989.

A handwritten signature in cursive script, reading "Ronald D. Carlson".

RONALD D. CARLSON  
Eastern Regional Manager

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MAR 26 1990

April 7, 1989

RE: Application for Permit No. 15-7110 McCLELLAN

Jennie E. Alder  
Jeff Alder  
Lynn Alder Ranch  
Rt. 1, Box 103  
Malad, ID 83252

Dear Protestant:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances requiring additional time, our objective is to schedule a conference and/or hearing to consider the protests within 60 days. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code): the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with local public interest?

**MICROFILMED**

MAR 26 1990

Lynn Alder Ranch  
April 7, 1989  
Page 2

The protestant must be prepared to present proof of allegations involving one or more of the five items. Although representation by legal counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

If this office can be of further assistance, please contact us.

Very truly yours,

HAROLD W. JONES  
Water Rights Supervisor

HWJ:CW

Enclosure

cc: IDWR - State Office

**MICROFILMED**

MAR 26 1990

April 6, 1989

Ray McClellan  
P.O. Box 241  
Malad, Idaho 83252

Dear Applicant:

Enclosed is a copy of the protest filed against the issuance of a permit pursuant to your application No. 15-7110. The Department suggests you contact the protestants directly in an effort to determine the nature of the protests and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances requiring additional time, our objective is to schedule a conference and/or hearing to consider the protests within 60 days. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

The applicant must be prepared to present evidence and/or testimony addressing each of the five items. Although representation by legal

**MICROFILMED**

MAR 26 1990

Ray McClellan  
April 7, 1989  
Page 2

counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

If this office can be of further assistance, please contact us.

Very truly yours,

HAROLD W. JONES  
Water Rights Supervisor

HWJ:CW

Enclosure

cc: IDWR - State Office

**MICROFILMED**

MAR 26 1990

RECEIVED

March 17, 1989

MAR 20 1989

Department of Water Resources  
Eastern District Office

Director  
Department of Water Resources  
Eastern Region  
150 Shoup Avenue, Suite 15  
Idaho Falls, Idaho 83402

Dear Sir,

We would like to file a protest for the application of a water right filed by Ray McClellan on Dec. 30, 1988. The application # is 15-07110

We presently have 3 flowing wells located  $\frac{1}{2}$  mile south of the south border of Mr. McClellan's 160 acres. Our wells have been in use for many years for flood irrigation during the normal irrigating season.

We also own  $\frac{2}{3}$  of the water rights for the waste water that runs down a creek located through the middle of his property.

We are concerned that if he is allowed to drill the proposed well, it will cut down the amount of water coming from our established wells or perhaps cut down the flow of the creek water.

If he is issued this permit we would ask that a condition of

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MAR 26 1990

his permit be a requirement to measure the flow on our wells before and after drilling to make sure our existing wells are not affected.

If you require any additional information from us regarding this matter please contact us. We appreciate your consideration of our protest.

Sincerely,  
Jimmie E. Alder  
Jeff Alder

Lynn Alder Ranch  
Route #1, Box 103  
Malad, Idaho 83252  
766-2573

**MICROFILMED**

MAR 26 1990

February 27, 1989

Ray McClellan  
P.O. Box 241  
Malad, ID 83252

Application for Permit No. 15-07110

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 15-07110. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Idaho Enterprise. 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

RECORDED

MAR 26 1990

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region  
150 Shoup Ave., Suite 15

---

Idaho Falls, Idaho 83402  
(208) 525-7161

FEBRUARY 24, 1989

THE IDAHO ENTERPRISE  
P.O. BOX 205  
MALAD CITY, ID 83252

Gentlemen:

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 MARCH 20, 1989.

Yours truly,

Rita Bodell  
Secretary

Encl.

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MAR 26 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

**MICROFILMED**

MAR 26 1990

15-07110

MCCLELLAN, RAY  
P.O. BOX 241  
MALAD, ID 83252

Source: GROUNDWATER

Diversion Pt: NWSE Sec 33 T 14S R 36E

Use: IRRIGATION ( 3.200 CFS)

Date Filed: 12/30/1988

In: T14S R36E S33 NESE NWSE SWSE SESE

160.0 ACRES TOTAL

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MAR 26 1990

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 MARCH 20, 1989.

R. KEITH HIGGINSON, Director

Published 3/02/1989 & 3/09/1989

REPRODUCED

MAR 26 1990

## IDAHOO DEPARTMENT OF WATER RESOURCES

WATER RIGHT  
DATA ENTRY LOG

[illegible]