

Don Carter 13-7051 & 13-7052

51.4

M. Paul Thomas

C-85
161 C
Stanley Rallison

Don Carter
B-223
181 B

Don River

Permit
13-7052

Permit
13-7051

John Vaterlaus
B-122
180 B

B-120
179 B
Walter Kindusake

B-197
178 B

Feedlot
Corral
Stack
Trough
P.d. - well
Houses

County Road

MICROFILMED



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 13-7051 Priority July 11, 1973 Amount 0.01 cfs

THIS IS TO CERTIFY, that Don Carter
of Preston, Idaho, has complied with the terms and conditions of Permit
No. 13-7051 issued pursuant to Application for Permit dated July 11, 1973,
and has submitted proof to the Department of Water Resources on August 1, 1978,
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 0.01 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
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.01</u> cfs and	<u>2.9</u> acre feet
Domestic (1 unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.01</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.01 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
4.1 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, Twp.
14S, Rge. 39E in the County of Franklin

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				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 $\frac{1}{4}$	
14S	39E	35												X					

Total number of acres irrigated _____

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 29 day of
January _____, 19 82.

Director

J.S. DIT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING

RECEIVED

JAN 8 1982

APPLICATION FOR AMENDMENT OF A PERMIT

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

Comes now Don Carter

of (address) Route #2, Box 300, Preston, Idaho, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 13-7051, and requests that the permit and permit map be changed as follows:

1. Point of diversion: 1/4 1/4, Section, Township, Range, B.M.,
County of. Other points of diversion:

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

Amount 0.01 for stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre feet per annum)
Amount 0.01 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre feet per annum) (1 unit)
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)

Total 0.01 cfs or 4.1 afa

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated =

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

MICROFILMED

Identification No. 13 7051
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Don Carter
post office address Route 2, Box ³⁶⁰419 Preston, Idaho 83263
2. Source of water supply underground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35 Township 14 S.
Range 39 E. B.M. Franklin County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Bear Lake at a point in NE $\frac{1}{4}$
of NE $\frac{1}{4}$ of Section 34 Township 14 S. Range 39 E. B.M. _____
4. Water will be used for the following purposes:
Amount 0.07 ~~200 cfs~~ for stockwater purpose from Jan 1 to Dec 31 (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. ~~200~~ 0.07 Per telecon 8/3/73 NCY
cubic feet per second ~~and/or~~
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well will draw water up-flowing
type. Water will be diverted through pipes to place of use. Water flow will be
regulated with valves to control flow.

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 6 inches; proposed depth of well is 153 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35 Township 14 S.
Range 39 East 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 250 head cattle

(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: _____

13 7051

Total number of acres to be irrigated-

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

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

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

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:

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.

Don Carter
(Applicant)

Proposed Priority 7-11-1973

13 7051

Received by MT Date July 11, 1973 Time 8:45 AM
Preliminary check by me Fee \$ 10.00
Received by me Date 7-11-73 File # 11329
Publication prepared by me Date 7-13-73
Published in Bozeman City
Publication dates 7-19 + 26-73
Publication approved NCY Date 8/9/73
Priority reduced to 7-11-73 Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by NCY #30F

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 13-7051, 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 August 1, 1978.

c. Other: _____

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

Witness my hand this 14th day of August, 1973.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>LDR</u>	<u>7/10/73</u>	Application No. <u>713-7051 Carter, Ron</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use <u>25 head livestock</u> ☒ Description of Diverting Works <u>0.07 cfs</u> ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee <u>Receipt in Book</u>
(3)			In form to receipt <u>yes</u>
			Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)			In form for advertising <u>yes</u>
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no ☒
(8)			Groundwater levels: _____ Decline (comment) _____ _____ Stable (comment) <u>No Obs well in vicinity Bulletin #29</u> _____ Increasing (comment) _____
(9)			Comments: <u>Per - Refer to 0.07 cfs</u>
(10)	<u>mt</u>	<u>8-7-73</u>	Affidavit of Publication received (date) <u>8-7-73</u>
(11)			Final date for protests <u>8-6-73</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(13)	<u>WCF</u>	<u>8/9/73</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)			Action recommended: ☒ Approve Priority <u>7/11/73</u> ☐ Deny Reason for Reduction _____ ☐ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>WCF</u>	Date <u>8/9/73</u>

RECEIVED
8/9/73

AUG 13 1973

13 7051

Department of Water Administration

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

Wayne D. Bell

being duly sworn,

deposes and says:

That he is the Co. publisher of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for three consecutive weeks in the regular and entire issue of said paper during the period and 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

July 19, 19 73, and ending

with the issue of July 26, 19 73

Wayne D. Bell

Fees, \$ 11.10

Subscribed and sworn to before me this 6 day

of August, 19 73.

Richard D. Ladd

Notary Public, Residing at Preston, Idaho

My Commission Expires March, 19 74

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Don Carter, Route 2, Box 119, Preston, Idaho has on 7-11-73 submitted Application No. 13-7051 for a permit to appropriate .20 cubic feet per second of water from ground-water by means of well and pump within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 14S, R. 39E, B.M., Franklin County; to be used from Jan. 1 to Dec. 31 for stockwatering purposes for 250 head of cattle within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 14S, R. 39E, 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 Administration, 240 South Holmes, Idaho Falls, Idaho 83401 on or before August 6, 1973.

R. KEITH HIGGINSON,
Director

Published in the Preston Citizen, Preston, Idaho on July 19 and July 26, 1973.

Legal No. 2426 - Pub. July 19, July 26, 1973.

February 9, 1982

RE: Permit No. 13-7051

Don Carter
Route #2, Box 360
Preston, ID 83263

Dear Mr. Carter:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 21705 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

MICROFILMED

Don Carter

P.O. Box 360

Preston, Idaho

832062



A ROOT OF DEMOCRACY



USA 18c
FREEDOM TO SPEAK OUT

Surrey 1800s
USA 18c



Department of Water Resources

NOV 12 1981

DEPT. OF WATER RESOURCES

Dept. of Water Resources

450 W. State Street

Boise, Idaho

832720

December 14, 1981

RE: Permit No. 13-7051

Don Carter
Route #2, Box 119
Preston, ID 83263

Dear Mr. Carter:

On November 23, 1981, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

As of this date, we have not received the amendment. If we do not receive the amendment within fifteen (15) days, we will assume you no longer have any interest in this permit and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

MICROFILMED

November 23, 1981

RE: Permit No. 13-7051

Don Carter
Route #2, Box 119
Preston, ID 83263

Dear Mr. Carter:

Thank you for responding to my November 5, 1981 letter by sending in a check for \$20.00. We did not receive the amendment of permit form which is required before we can issue your license. Enclosed is a new form which has been completed for your convenience. Please sign it and return it to this office before December 5, 1981.

If you have any questions, please let me know.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure: Amendment form

MICROFILMED

November 5, 1981

RE: Permit No. 13-7051

Don Carter
Route #2, Box 119
Preston, ID 83263

Dear Mr. Carter:

On September 30, 1981, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

As of this date, we have not received this amendment. If we do not receive this amendment within fifteen (15) days, we will assume you no longer have any interest in this permit and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

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 16, 1981

Don Carter
Route 2, Box 119
Preston, ID 83263

Dear Mr. Carter:

A representative of this Department made an examination of the works covered by your Permit No. 13-7051 on June 7, 1979, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: .01 cfs Source: groundwater

The maximum quantity diverted shall not exceed 4.1 acre feet per year.

Point of diversion: SESW, Sec. 35, T14S, R39E, Franklin County

Beneficial use: Stockwater and Domestic use for 1 unit within the SESW, Sec. 35, T14S, R39E, B.M.

Priority date established: July 11, 1973

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JG:j
Enclosure

RECEIVED

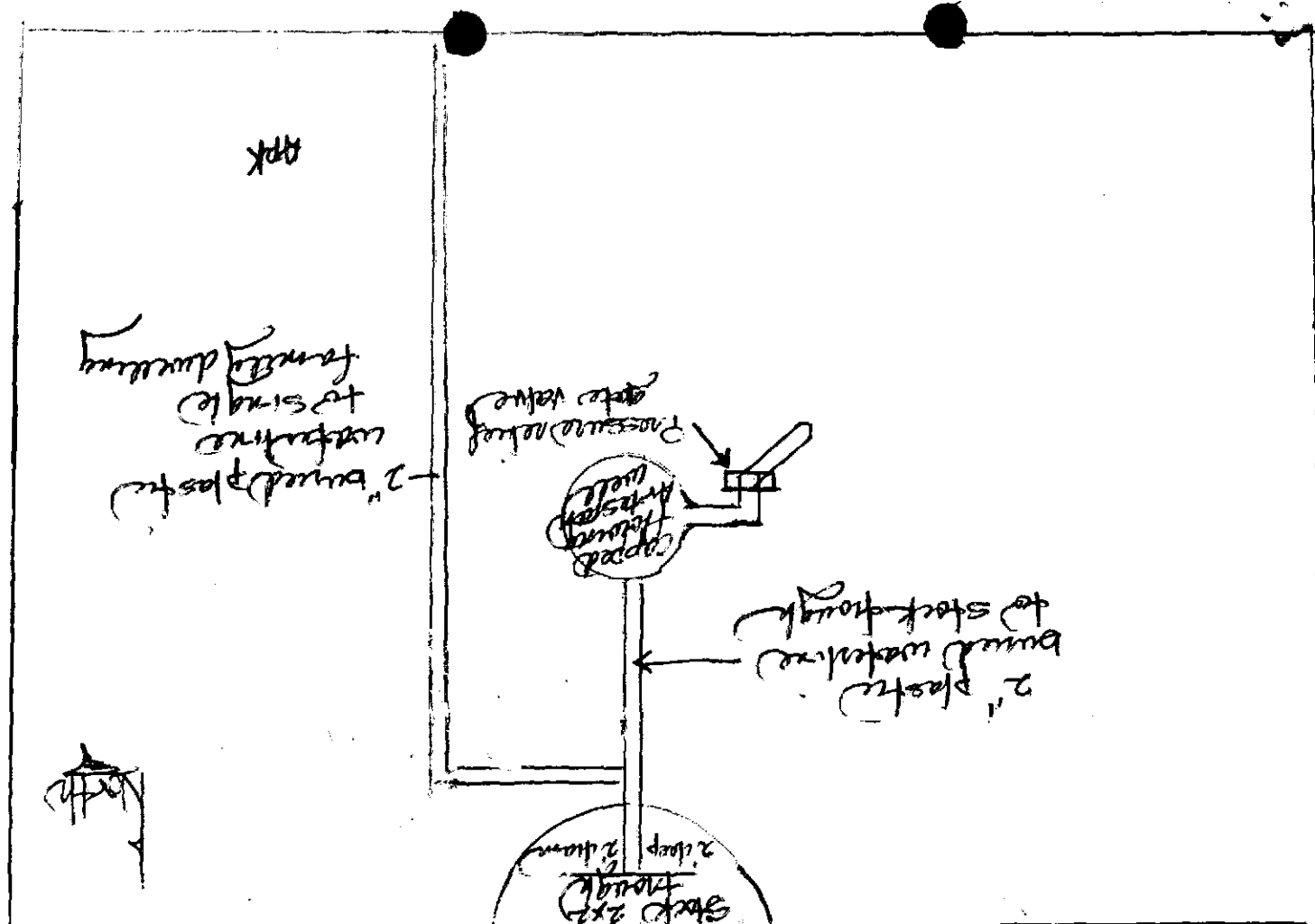
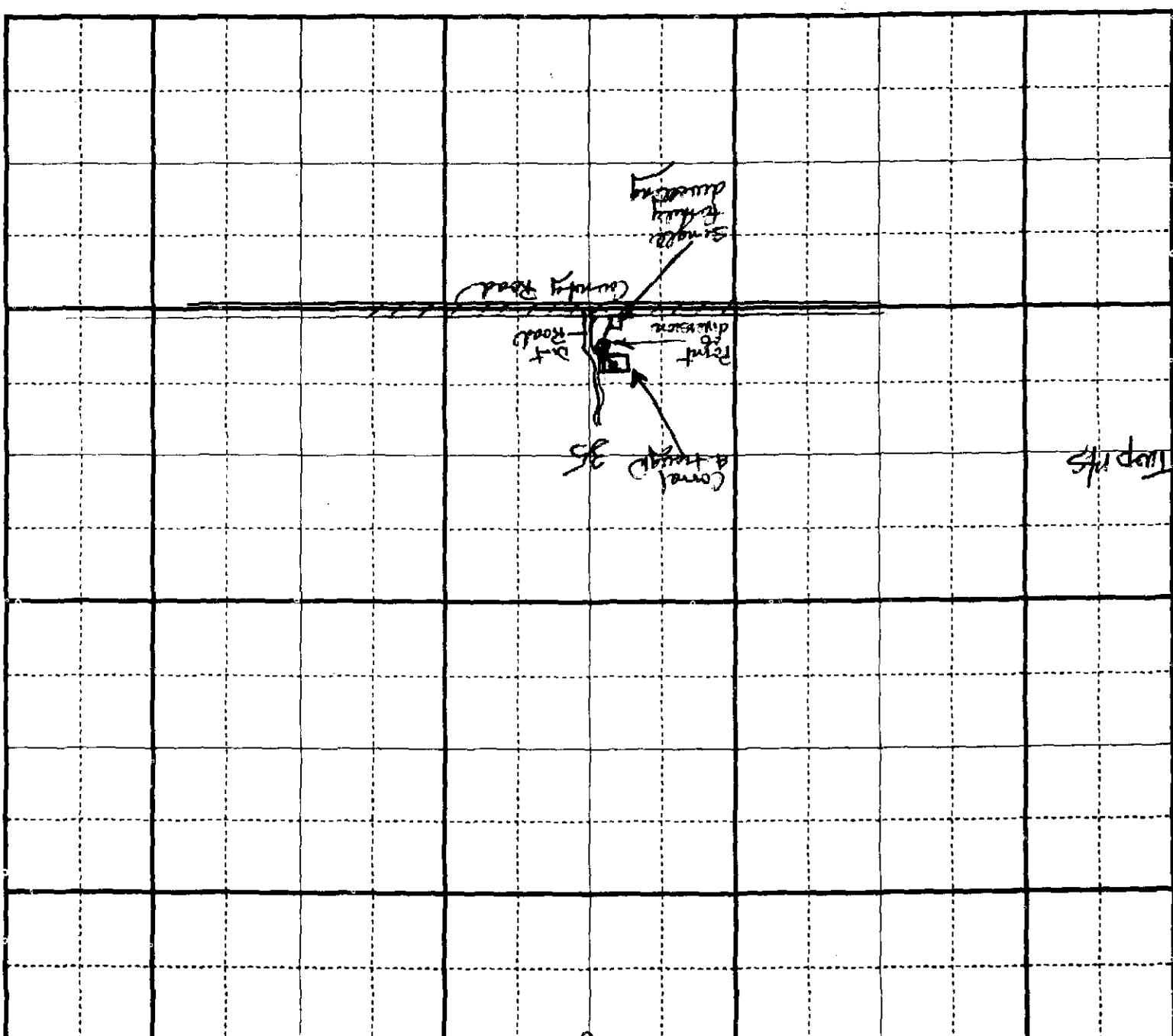


Diagram of System



1000

DATE OF EXAM 7th day of June, 1979

ACREAGE
Found n/a
Recommended n/a

Irrigation Requirement n/a Ac Ft/Ac

USE
Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= .01 c.f.s. V= 1.20 AF/Ann. from Jan 1 to Dec 31
Livestock Q= .01 c.f.s. V= 7.24 AF/Ann. from Jan 1 to Dec 31

Total = .01 cfs V_{tot} = 8.44 AF/yr

Is water co-mingled? yes no X 4.1

Name source: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no X

Name source exchanged with: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured .01 cfs Method of measurement Bucket & watch

Total Q recommended .01 cfs Meter No. n/a Type n/a Condition n/a

Total V recommended 8.44 AF/yr

Recommended Amendments: 4.1 AF/yr 3.5

P.D.
Place of Use
☒ Other Add domestic to nature of use
None

MEASUREMENT CALCULATION:
measured 2.5 gallons in 37 seconds; $\Rightarrow \frac{2.5 \text{ gal}}{37 \text{ sec}} = \frac{x \text{ gal}}{60 \text{ sec}}$, $37x = (2.5)(60)$
 $\Rightarrow 4.05 \text{ gpm} \div 448.8 \text{ gpm/cfs} = .009 \approx .01 \text{ cfs}$
Volume $= .01 \text{ cfs} \times 1.4839 \text{ AF/dy/cfs} \times 365 \text{ dy} = 7.24 \text{ AF/yr}$
Volume domestic $= 1.20 \text{ AF/yr}$ by assignment

SYSTEM DESCRIPTION:
Groundwater is diverted from a 6" cased, capped, & valved flowing artesian well. Water is piped to a large stock trough which is located in a feed lot corral.

REMARKS: System shown by Don Carter

V = 250 Hd per Stockwater Table 4.1 AF
- 1.2 Domestic
* 2.9 AF

Examiner's Signature Anthony R. Kozlowski Date Nov 30, 1979

Checked by John D. Carlson Date 12/17/79

Approved by R. [Signature] Date 6/18/81

* MAXIMUM VOLUME that 250 Hd Beef cattle can use is 4.1 AF/ANN
The domestic volume was subtracted from total beef volume so THAT
AN Expansion would not occur by adding domestic USE TO PERMIT
AND INCREASE C.U.

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

October 4, 1978

Don Carter
Route 2, Box 119
Preston, ID 83263

Dear Mr. Carter:

Re: Permit No. 13-7051 & 13-7052

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

Before a license can be issued, a field examination must be made by a representative of this Department. 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 regional office in Idaho Falls.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 1 1978

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Don Carter
b) Post Office Address Route 2, Box 119, Preston, Idaho 83263
2. Permit Number 13 7051
3. Date of Priority that you are prepared to establish 7-11-73
4. a) Source from which water was appropriated underground water
b) Location of the point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35
Township 14 S., Range 39 E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.07 cfs for stockwater purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.07 cfs cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: made by Ivan Barts, well driller based on pressure and etc. from flowing well.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Well is 6" with a depth of 153 feet. It is a flowing type - no pump is required. Water flow is regulated by adjustable valves.
b) Describe the type and size of measuring device which you have installed at your point of diversion: No device necessary--flowing well used for stock watering and control is regulated with valves so right amount is used.
c) Give well driller's name and address and the date the well was completed: Ivan Barts, Grace, Idaho. Completed in 1973.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Stock watering in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35, Township 14 South, Range 39 East of the Boise Meridian.

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Exam typed 9/22/80

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

July 29, 1978
 (Date)

Don Carter
 (Signature)

State of Idaho)
) ss.
 County of Franklin)

On this 29th day of July, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Michael D. King
 Notary Public residing at Preston, Idaho

My commission expires lifetiem

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

CERTIFIED MAIL

May 31, 1978

128372

Re: Permit No. 13-7051 & 13-7052

Don Carter
Route 2, Box 119
Preston, Idaho 83263

Dear Mr. Carter:

One of the conditions of approval of the above referenced water right 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 August 1, 1978. The enclosed affidavit form is the document you must complete and submit as the proof of application of water to 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.

Janice Renk

JANICE RENK
Water Rights

Encl: Proof affidavit

RECEIVED

August 16, 1973

Re: Permit Nos. 13-7051 & 13-7052

Mr. Don Carter
Route #2, Box 119
Preston, ID 83263

Dear Mr. Carter:

Enclosed is a copy of your approved Application for Permit Nos. 13-7051 and 13-7052.

We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

~~108-1350~~
13 7051

CONVERSATION MEMORANDUM

DATE 7-18-73FILE 13-7051

NAME OF PARTY

Preston Citizens

EMPLOYEE

Nichelle

RE:

They left out Idaho Falls will
change on next publication. If we could
possibly get the legal notice to them
by Friday we could have the galley
proof changed.

July 13, 1973

Re: Application for Permit No. 13-7052 - Carter
13-7051 - Carter

Preston Citizen
Box 472
Preston, ID 83263

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 ample 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

HONORABLE C. YOUNG
District Engineer

Bill submitted

8-7-73 by *Wnf*

cc:Tab

Enc: Legal notices (2)

13-7051

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
Don Carter, Route 2, Box 119,
Preston, Idaho has on 7-11-73
submitted Application No. 13-
7051 for a permit to appropriate
20 cubic feet per second of
water from ground-water by
means of well and pump within
the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 14S,
R. 39E, B.M., Franklin County;
to be used from Jan. 1 to Dec. 31
for stockwatering purposes for
250 head of cattle within the
SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 14S, R.
39E, 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
Administration, 240 South
Holmes, Idaho, 83401 on or
before August 6, 1973.
R. KEITH HIGGINSON
Director
Published in the Preston City-
zen, Preston, Idaho on July 19
and July 26, 1973.
Legal No. 2426 — Pub. July 19,
July 26, 1973.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Don Carter
Route 2, Box 119, Preston, Idaho
has on 7/11/73 submitted Application No. 13-7051
for a permit to appropriate .20 cubic feet per second ~~acres feet per annum~~
of water from ground-water
by means of well and pump
within the SE 1/4, Sec. 35, T. 14S, R. 39E, B.M., Franklin County;

to be used from Jan. 1 to Dec. 31
for stockwatering purposes for 250 head of cattle
within the SE 1/4, Sec. 35, T. 14S, R. 39E, 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 Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before August 6, 1973.

R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho
on July 19 and July 26, 1973.

NCY
13 7051

July 13, 1973

Mr. Don Carter
Route 2, Box 119
Preston, ID 83263

Dear Mr. Carter:

Attached herewith is departmental receipts 11310 & 11309 in the amount of \$10.00 for your applications for permit which were received in this office under the above date.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

Attachments