

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 75-7035 Priority Oct. 31, 1972 Amount 0.11 cfs

THIS IS TO CERTIFY, that H. Glenn Biggs & Louise M. Biggs
of Salmon, Idaho, have ~~xxx~~ complied with the terms and conditions of Permit
No. 75-7035 issued pursuant to Application for Permit dated October 24, 1972,
and has submitted proof to the Department of Water Resources on January 7, 1974 (late proof),
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 0.11 cfs of water from a ground water 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
<u>Domestic</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.04</u> cfs and			<u>0.6 acre feet</u>
<u>Irrigation</u> from <u>April 1</u> to <u>Nov. 1</u> at <u>0.07</u> cfs and			<u>10.5 acre feet or</u>
from _____ to _____ at _____ cfs and			<u>3.0 af per acre</u>
(both dates inclusive)			

Subject, however, to the condition that no more than 0.11 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
11.1 acre feet per year, said waters to be diverted within ~~the~~ Lot 3 of Sec. 2,
Twp. 22 N, Rge. 22 E, B.M. in the County of Lemhi

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
22 N	22 E	2					L. 3 1 1/2			2									3 1/2
		2					x (domestic use)												

Total number of acres irrigated 3 1/2

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 10 day of
March, 19 75.

MICROFILMED

Director

Identification No. 75 7035

Application No. _____

LICENSE ISSUED FOR 211 SEC. F1.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant H. Glenn Biggs and Louise M. Biggs
post office address P.O. Box 1415 Salmon, Idaho 83467 Ph. 756-3052
2. Source of water supply Ground Water which is a tributary of ---
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2 Township 22N
Range 22E B.M. Lemhi County; additional points of diversion if any: Lot 3, Sec. 2, T. 22N, R. 22E, B.M.
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.07 for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.11 cubic feet per second ~~and/or~~
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, electric motor, sprinkler system
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 8 inches; proposed depth of well is 103 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.
b. Estimated construction cost is \$ 2,000.
8. Description of proposed uses:
a. If water is **not** for irrigation: SAME AS ITEM 8b
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered several animals to be included in domestic usage
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water one.
(5) If water is to be used for other purposes describe: _____

75-7035

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

Total number of acres to be irrigated 31½

9. a. Who owns the property at the point of diversion _____ Applicant
b. Who owns the land to be irrigated or place of use _____ Applicant

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

applicant to make this filing—

10. Remarks Well driller was Duane Denning of Idaho Falls -- see attached log

See Water Decree #453 -- 6/29/1898

11 11 11 #582 -- 5/09/1902

1931/60/9 -- 2 # " " "

These being the only decrees known.

DUANE DENNING WELL DRILLING

ROUTE 1, BOX 40 — 523—4600

IDAHO FALLS, IDAHO 83401

Date 3-25-71

Well & Pump Statement For:

Name Allen Biggs

Address _____

Location CARMON CREEK

Order # 47 3-25-71

Drilling	8" @ 6.00 PF	6.00 00	6.00
Casing	8" @ 4.00 " "	26.00 00	
Casing			
Shoe		25.00 00	
Pump			
Tank			
Submersible Cable	0-2	Top soil	
Drop Pipe	2-65	clay & Rock	
Well Seal	55-73	3-7 clay & Ben.	
Pittless Adaptor	75-92	same water 40 percent	
Valves & Fittings	Ben -		
Accessory Package	92-95	gravel & water	
Pump Installation	95-125	white sand & water	
Well Pit	with Ben.		
Total	90 3	00	

Pat

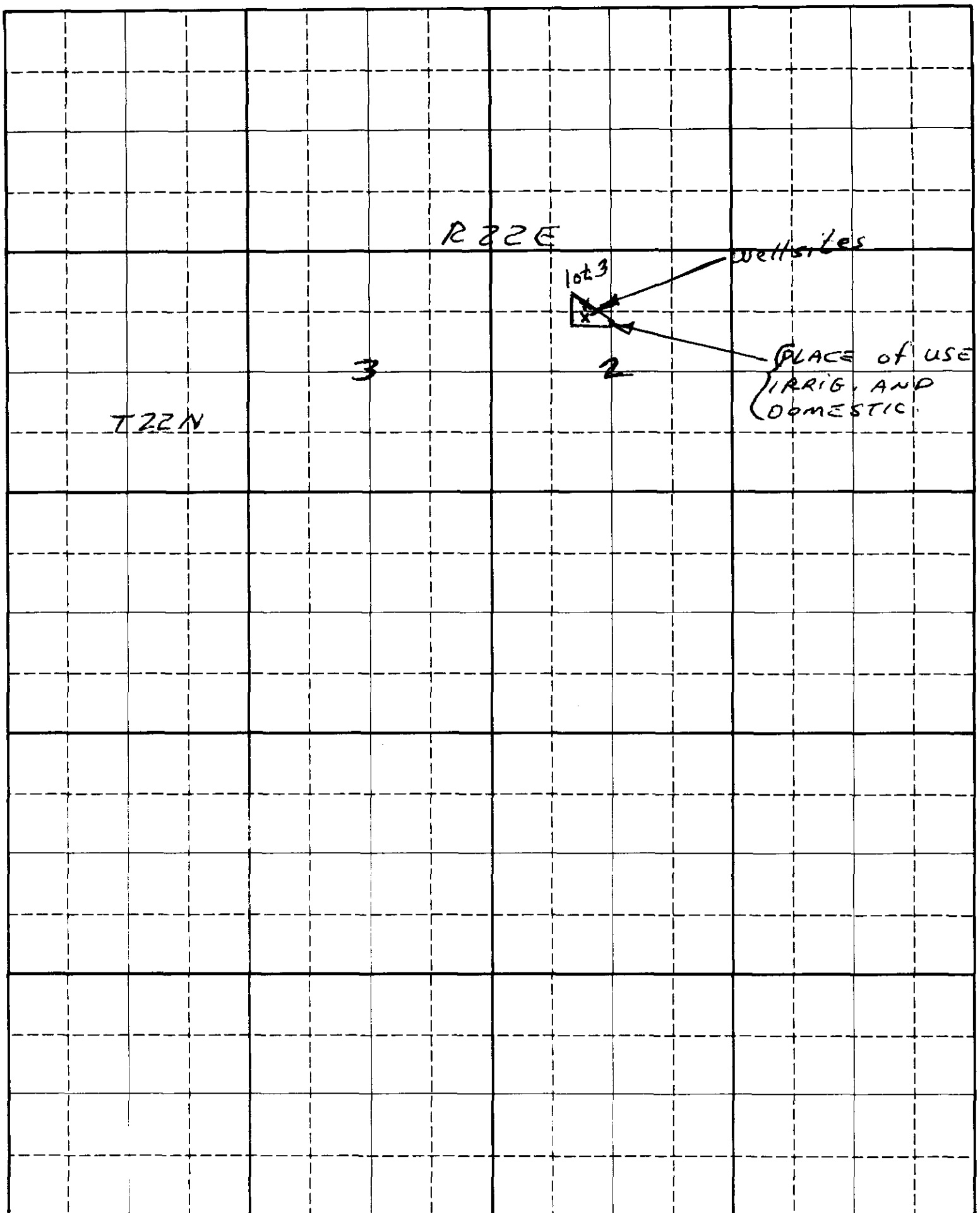
Thank you

Sub.

Duane Denning
Duane Denning

75-70.35

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.

* H. Glen Biggs
(Applicant)
Laurie M. Biggs

75-7035

Received by 96 Date 10/24/72 Time 11:25 AM
 Preliminary check by NCY Fee \$ 12.00
 Receipted by 96 Date 10/24/72 # 7046
 Publication prepared by Bo Date 10/24/72
 Published in Bozeman Herald Tribune
 Publication dates 11-27-72
 Publication approved NCY Date 11-20-72
 Priority reduced to 10/24/72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCY

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

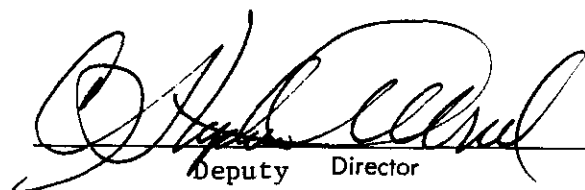
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 75-7035, and said application is hereby APPROVED.

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 January 1, 19 74.
- c. Other: _____

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

Witness my hand this 7th day of December 19 72.


 Deputy Director

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 75-7035)
IN THE NAME OF H. GLENN & LOUISE BIGGS)
_____)

ORDER OF REINSTATEMENT

WHEREAS, on October 24, 1972, H. Glenn & Louise M. Biggs applied to the Department of Water Administration for a permit to appropriate 0.11 cubic feet per second of water from a ground water source within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot #3), Sec. 2, Twp. 22N, Rge. 22E, B.M., Lemhi County, to be used for domestic and irrigation purposes; and,

WHEREAS, on December 7, 1972, the Department approved said application and issued Permit No. 75-7035 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before January 1, 1974; and,

WHEREAS, on November 1, 1973, the Department notified the permit holders by certified mail that proof of beneficial use was due and instructed the permit holders as to the steps to make said proof; and,

WHEREAS, on January 4, 1974, the Department notified the permit holders that Permit No. 75-7035 had lapsed for failure to submit the required proof of beneficial use; and,

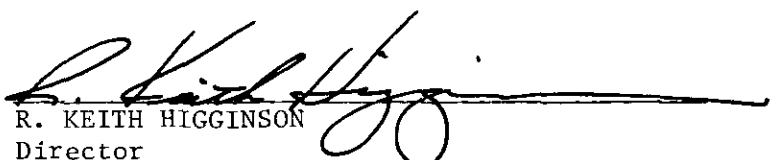
WHEREAS, on January 7, 1974, the Department received the required proof; and,

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

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 75-7035 be REINSTATED and the priority advanced to October 31, 1972.

Dated this 17 day of January, 1974.


R. KEITH HIGGINSON
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	NCY	10-11-72	Application No. <u>75-</u> Name <u>H. GLENN BIGGS</u>
(2)	"	"	Check: ☒ Signature ☒ Point of Diversion ☐ Quantity of Water and Period of Use <i>Somewhat confused (A-E or CFS?)</i> ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☐ Place of Use <i>Somewhat confused</i> ☒ Map ☒ Fee
(3)	"	"	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management <i>N.A.</i>
(4)	"	"	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. <i>N.A.</i>
(5)	"	"	In form for advertising <u>No</u>
(6)	"	"	Affidavit of Publication received _____
(7)	"	"	Final date for protests _____ Protests received: yes _____ no _____
(8)	"	"	Date and Place of hearing _____ Decision reached at hearing _____
(9)	"	"	Located within Water District No. <u>N.A.</u>
(10)	"	"	Critical groundwater area: yes _____ no <u>X</u>
(11)	"	"	Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) <u>No obs wells</u> ☐ Increasing (comment) _____
(12)	"	"	Comments: <u>Area of little G.W. development.</u> <u>Application should be retyped & returned</u> <u>for signature. ~~not to accept~~</u>
(13)	"	"	Action recommended: ☐ Approve Priority _____ ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval No conditions for approval
(14)	"	"	District _____ By _____ Date _____ Title _____

75-7035-

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>NCY</u>	<u>10/24/72</u>	Application No. <u>75-7035</u> Name <u>BIGGS</u>
(2)	<u>"</u>	<u>"</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	<u>"</u>	<u>"</u>	Send copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>Yes</u>
(6)	<u>Be</u>	<u>11-20-72</u>	Affidavit of Publication received <u>11-13-72</u>
(7)	<u>"</u>	<u>"</u>	Final date for protests <u>11-20-72</u> Protests received: yes <u> </u> no <u>✓</u>
(8)	<u>"</u>	<u>"</u>	Date and Place of hearing <u> </u> Decision reached at hearing <u> </u>
(9)	<u>NCY</u>	<u>"</u>	Located within Water District No. <u>N.A.</u>
(10)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u> </u> no <u>X</u>
(11)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) <u> </u> ☐ Stable (comment) <u>No obs wells</u> ☐ Increasing (comment) <u> </u>
(12)	<u>"</u>	<u>"</u>	Comments: <u> </u> <u> </u> <u> </u>
(13)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>10-24-72</u> ☐ Deny Reason for Reduction <u> </u> See attached sheet for conditions of approval <u>"</u> <u>"</u> ☒ No conditions for approval
(14)	<u>"</u>	<u>"</u>	District <u>EASTERN</u> By <u>Norman C. Young</u> Date <u>11-20-72</u> Title <u>District Engineer</u>

75-7035

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that H. Glenn & Louise M. Biggs, P. O. Box 1415, Salmon Idaho have on 10/24/72 submitted Application No. 75-7035 for a permit to appropriate 0.11 cubic feet per second of water from a ground-water source by means of well and pump within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 3, Sec. 2, T. 22N, R. 22E, B. M., Lemhi County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family, and from Apr. 1 to Nov. 1 for the irrigation of 3 $\frac{1}{2}$ acres, both uses within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 3, Sec. 2, T. 22N, R. 22E, 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 November 20, 1972.

R. KEITH HIGGINSON
Director

Published in the Recorder-Herald, Salmon, Idaho on November 2 and November 9, 1972.
11-2-72c

Affidavit of Publication

STATE OF IDAHO }
County of Lemhi } ss.

R E C E I V E D

NOV 13 1972

JERRY G. ROSIN

Department of Water Administration,
Eastern District Office

and says that he is one of the printers (publisher) of the **RECORD HERALD**, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

That the **Notice of Application for Water Permit #75-7035**

..... a true
printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for **2**
consecutive issues, commencing with the issue dated **Nov. 2**, 19**72**
and ending with the issue dated **Nov. 9**, 19**72**

Jerry G. Rosin

Subscribed and sworn to before me, this **ninth**
day of **November**, 19**72**

Uel Armstrong

Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ **12.95**

75-7035

WATER RIGHT NUMBER 75-7035

OWNER LAST NAME - BIGGS
OWNER LAST NAME - BIGGS
ADDRESS LINE 1 - P.O. BOX 1415
ADDRESS LINE 3 -

ADDRESS LINE 2 -
CITY - SALMON

FIRST NAME - H. GLENN
FIRST NAME - LOUISE M.

ORIG OWNER -
ORIG OWNER -

STATE - ID ZIP CODE - 83467

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 10-31-1972 COUNTY - LEMHI

TOTAL DIV. RATE - .1100 -CFS

TOTAL DIV. VOLUME - 11.10 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENW 02 22N 22E LOT 03 REQIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE - .0700 CFS USE DIV. VOLUME - 10.50 AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0400 CFS USE DIV. VOLUME - .60 AFA

USE - DOMESTIC

PLACE OF USE - TWN 22N RNG 22E SEC 02 TRACT NENW LOT AC

USE - IRRIGATION

PLACE OF USE - TWN 22N RNG 22E SEC 02 TRACT NENW LOT 03 AC 02 TRACT SENW LOT AC 02

DECREE NAME -

DATE -

TOTAL ACRES 4

REMARKS - AC. IRR. = 3.5.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

APPROVED AND

IDENT. NO. 75-7035

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

March 10, 1975

Re: Permit No. 75-7035

H. Glenn & Louise Biggs
Box 1415
Salmon, Idaho 83467

Dear Mr. & Mrs. Biggs:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

February 21, 1985

H. Glenn & Louise Biggs
Box 1415
Salmon, Idaho 83467

Dear MR. & Mrs. Biggs:

A representative of this Department has made an examination of the works covered by your Permit No. 75-7035 and has found the following:

Quantity of water diverted: 0.11 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.11 cfs

The maximum quantity diverted shall not exceed 11.1 acre feet per year.

Beneficial use: For irrigation of 3 1/2 acres within the E1/4 NW1/4, Sec. 2 and for domestic purposes within the NE1/4 NW1/4, Sec. 2, Twp. 22N, Rge. 22E

Point of diversion: Lot 3, Sec. 2, Twp. 22N, Rge. 22E, B.M.

Priority date established: October 31, 1972

If you do not concur with these findings, please advise us within 10 days; otherwise a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jr

T
22
T

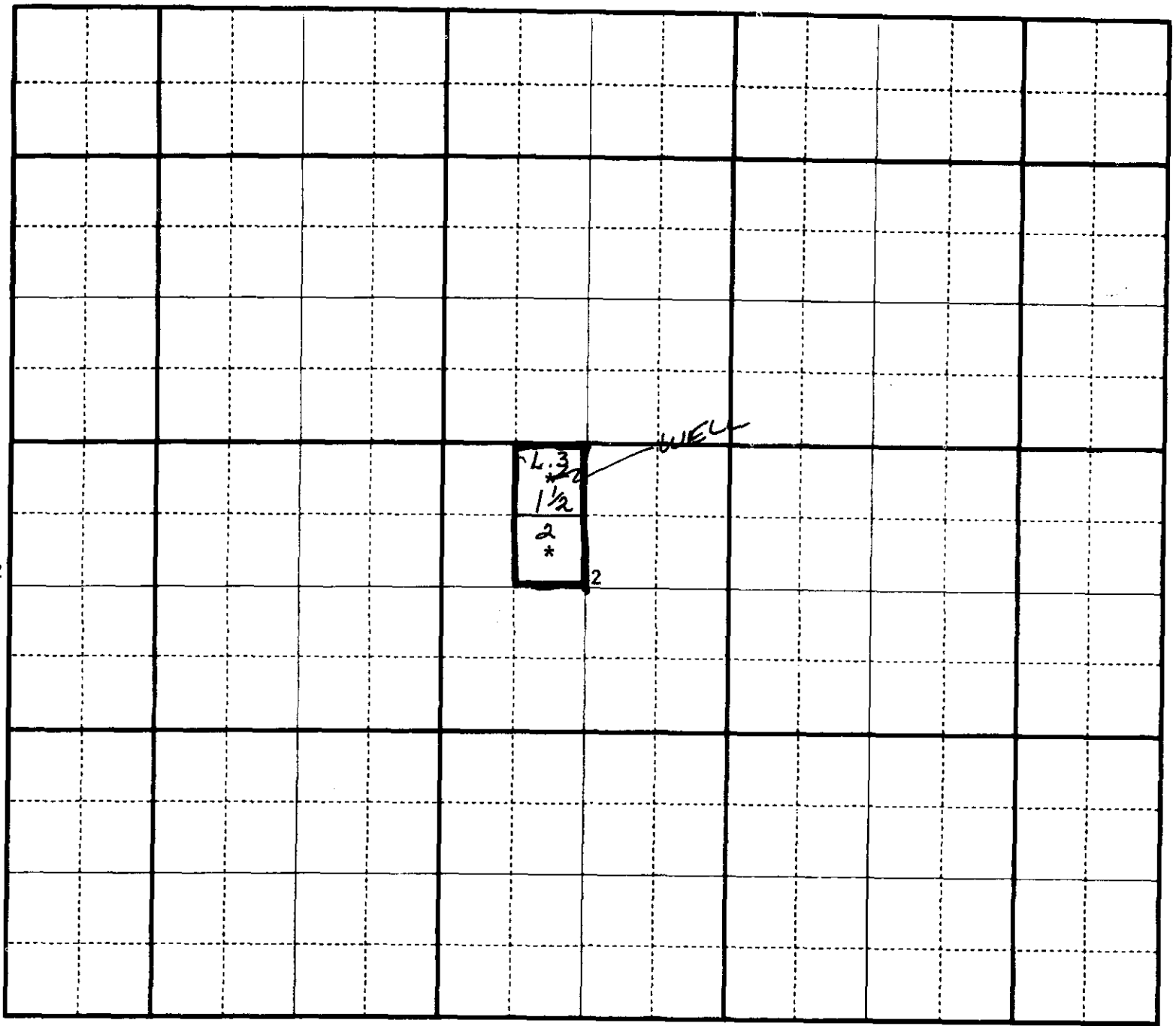


Diagram of System

ENG 8 J J 1 9 0
R. 22 E.

T. 22 N.

3T2

 $1\frac{1}{2}$

KWELL

CARMEN CR RD.

A 7/

13.4

14.8

5-b

51

53

$$\begin{array}{r} 3 \overline{) 10} \quad 2 \overline{) 11} \\ \underline{9} \quad \underline{4} \\ 1 \quad 7 \end{array}$$

7.0

42

19.7

A 72

"NOT TO SCALE"

DATE OF EXAM June 14, 1974

ACREAGE
Found 3 1/2
Recommended 3 1/2

Irrigation Requirement 3 Ac Ft/Ac

USE
Irrigation Q = .07 c.f.s. V = 10.5 AF/Ann. from April 1 to Nov. 1
Domestic Q = .04 c.f.s. V = 1.2 AF/Ann. from Jan 1 to Dec 31
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured _____ Method of measurement _____

Total Q recommended .11 CFS Meter No. _____ Type _____ Condition _____

Total V recommended 11.7 AF/ANN

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

Closed system - not possible to measure.
 $V_{irr} = (3 \frac{1}{2})(3) = 10.5 < (.07)(1.983)(215)$

SYSTEM DESCRIPTION:

8" D. domestic well - submersible pump - pressure tank

REMARKS:

Hermit holder not available
Domestic use is 1 single family dwelling in L.3 S.2 T.22N R.22E.

Examiner's Signature John Ferebaner Date June 14, 1974

Checked by Loren O. Holmer Date Dec 20 1974

Approved by _____ Date _____

RECEIVED
JAN 27 1974
H. Glenn & Louise M. Biggs
P. O. Box 1415

Salmon, Idaho 83467

January 18, 1974

R. Keith Higginson, Director
State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. 75-7035

Dear Mr. Higginson:

You do not know how dismayed we were to receive your letter of January 4, 1974 telling us that our Permit # 75-7035 has lapsed.

As you well know, the final date for this permit was January 1, 1974 which was a legal holiday with all offices and most stores closed. My husband's work hours did not permit us to get the Proof of Beneficial Use form notarized any sooner. Due to inclement weather during those holidays, my husband had some time off and we were able to get the form notarized, on January 2, 1974 and mailed it immediately. Also, I was working two jobs and there was not an opportunity for either of us to be off at the same time to appear before a notary public. Be assured that we had the form notarized at the earliest possible date for both of us.

We hope this will show reasonable cause for the delay in our submitting the notarized Proof of Beneficial Use form and hope you will review the matter and reinstate our permit.

Thank you for your time and help on this matter.

Sincerely yours,

Louise M. Biggs
Louise M. Biggs

P.S. I am sure that in this time of high unemployment that you realize how important it is for a person to be on the job at all costs. In our area, the report last issued from the employment office listed no job openings at all. Also, during the holidays, the mail truck service between here and Idaho Falls, and through which your mail would be routed, was not in service part of the time. Proof can be mailed to you from the Post Office and I can send a clipping from the local paper if you so desire. Perhaps, the form was late in getting to you and that is the reason for the lapse.

75-7035

January 21, 1974

Re: Permit No. 75-7035

H. Glenn & Louise M. Biggs
P. O. Box 1415
Salmon, Idaho 83467

Dear Mr. & Mrs. Biggs:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an Order of Reinstatement; please note that the priority has been advanced to October 31, 1972.

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 concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC
Enclosure

75-7035

RECEIVED

JAN 7 1974

Department of Water Administration
Eastern District Office

Identification No. _____

Permit No. 75-7035

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder H. Glenn and Louise M. Biggs
b) Post Office Address Box 1415, Salmon, Idaho 83467
2. Permit Number 75-7035
3. Date of Priority that you are prepared to establish October 24, 1972
4. a) Source from which water was appropriated Ground water
b) Location of the point of diversion: SE 1/4 NW 1/4, Section 2
Township 22N, Range 22E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 0.04 for Domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and ~~acre feet per annum~~) (Month-Day) (Month-Day)
amount 0.07 for Irrigation purposes from Apr. 1 to Nov. 1 incl.
(cfs and ~~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 0.11 cfs and ~~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: _____
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: N.A.
b) Describe the agreement or understanding by which you take water from the works: N.A.
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) 8" well casing, 103' depth, 1 1/2 hp. pump
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed Duane Denning, Well Driller PH: 523-4600
Route #1 Box 40
Idaho Falls, Idaho 83401

Exam typed 7/21/76 *[Signature]*

75-7035

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Domestic purposes for one family and animals associated with domestic use.

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

TWP.	RANGE	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	
22N	22E	2						1 1/2		2									3 1/2

Total number of acres irrigated 3 1/2

10. Remarks: We get a little water for irrigating our horse pasture from the ditch, but never enough to keep is from burning up in the summer. After highwater, we have none for watering the land and animals.

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

1-2-74
(Date)

x Henry G. Biggs
x Laurie M. Biggs
(Signature)

State of Idaho)
County of Lemhi) ss.

On this 2nd day of Jan, 1924, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

x Margaret L. Basso
Notary Public residing at Salmon Idaho

My commission expires 3-7-25

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

January 4, 1974

Re: Permit No. 75-7035

H. Glenn & Louise M. Biggs
P. O. Box 1415
Salmon, Idaho 83467

Dear Mr. & Mrs. Biggs:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 75-7035 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

75-7035

PS Form 3811 Sep. 1972

e65-10-81277-2

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



Postmark of Delivering Office

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



SENDER INSTRUCTIONS

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



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



DEPARTMENT OF HUMAN RESOURCES ADMINISTRATION

STATION 2000

BOISE, IDAHO 83707

75-7035

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show address
where delivered

☐

Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

①

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

②

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

NOV - 5 197

③

75-7035

November 1, 1973

CERTIFIED MAIL

#24960

Re: Permit No. 75-7035

H. Glenn & Louise M. Biggs
P. O. Box 1415
Salmon, Idaho 83467

Dear Mr. & Mrs. Biggs:

One of the conditions of approval of your water Permit No. 75-7035 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before January 1, 1974. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

75-7035

December 8, 1972

Re: 75-7035

H. Glenn Biggs and Louise M. Biggs
P. O. Box 1415
Salmon, Idaho 83467

Dear Mr. and Mrs. Biggs:

Enclosed is a copy of your approved Application for Permit No. 75-7035. We
direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

75-7035

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Eastern District Office
240 South Holmes Avenue
Idaho Falls, Idaho 83401
(208) 523-7186

October 27, 1972

Re: Application No. 75-7035 - H. Glenn & Louise M. Biggs
75-7036 - Salmon River Properties
75-7037 - " " "
Claim No. 75-4018 - " " "

Recorder-Herald
P.O. Box 310
Salmon, ID 83467

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have set publication dates allowing ample time for you to submit us a galley proof 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 date. 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,

Norman C. Young
District Engineer

NCY:BA
Enc: Legal notices (4)

*Bill submitted
to Boise 11/8/72
O.W.*

75-7035



Notice is hereby given that H. Glenn & Louise M. Biggs, P. O. Box 1415, Salmon, Idaho have on 10/24/72 submitted Application No. 75-7035 for a permit to appropriate 0.11 cubic feet per second of water from a ground-water source by means of well and pump within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 3, Sec. 2, T. 22N, R. 22E, B. M., Lemhi County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family, and from Apr. 1 to Nov. 1 for the irrigation of 3 $\frac{1}{2}$ acres, both uses within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 3, Sec. 2, T. 22N, R. 22E, 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 November 20, 1972.

R. KEITH HIGGINSON
Director
Published in the Recorder-Herald, Salmon, Idaho on November 2 and November 9, 1972.
11-2-2tc

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that H. Glenn & Louise M. Biggs, P.O. Box 1415,
Salmon, Idaho
have ~~has~~ on 10/24/72 submitted Application No. 75-7035
~~has~~ for a permit to appropriate 0.11 cubic feet per second ~~acres feet per annum~~
of water from a ground-water source
by means of well and pump
within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 3, Sec. 2, T. 22N, R. 22E, B.M., Lemhi County;

to be used from Jan. 1 to Dec. 31 for domestic purposes for one family, and
~~for~~ from Apr. 1 to Nov. 1 for the irrigation of 3 $\frac{1}{2}$ acres, both uses within the
SE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 3, Sec. 2, T. 22N, R. 22E, B.M.
~~within the~~

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 November 20, 1972.

R. KEITH HIGGINSON

Director

Published in the Recorder-Herald, Salmon, Idaho
on November 2 and November 9, 1972

NCY 75-7035

October 24, 1972

H. Glenn and Louise M. Biggs
P.O. Box 1415
Salmon, ID 83467

Dear Mr. & Mrs. Biggs:

We are in receipt of your letter of October 19, 1972, requesting information as to your right to use ground water. The application for permit that you have submitted to this office must be approved before you can pump irrigation water from your well. The normal processing time for an application for permit is about 45 days. Your application will be advertised in the Recorder-Herald for two consecutive Thursdays, beginning on November 2, to inform other water users of your intention to appropriate the water. If any other water users feel that your proposed use will affect an existing use, they will have up to ten days after the second publication to protest issuance of a permit on the application. After the protests, if any, are resolved the Department will finalize the processing and issue a permit. Once you have received the approved permit, you have the right to use the water, unless it can be shown that your usage is affecting a senior water right. This would have to be shown by a Ground Water Board or District Court proceedings.

If you have any other questions, please do not hesitate to contact this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:ba

75-7035

RECEIVED

OCT 24 1972

Department of Water Administration
Eastern District Office

H. Glenn and Louise M. Biggs
P. O. Box 1415
Salmon, Idaho 83467

October 19, 1972

Norman C. Young, District Engineer
Idaho Dept. of Water Administration
240 South Holmes Avenue
Idaho Falls, Idaho 83401

Dear Mr. Young:

Thank you for the kindness you have shown in helping us complete our application for a permit to appropriate waters of the State of Idaho.

As you will see, we have signed the revised and typed application, and enclose it along with our check #3026 in the amount of \$10.

In Item #2, you understood us to be drilling a well. The well has already been drilled and we hope this will not make any more changes necessary.

May we begin sprinkling now if we can get some of the equipment together now, as the horse pasture is so dry. Also, will we have to answer to any of our neighbors for using this water, as we do with the ditch? How do we know when we have used our share of the water, and can you tell us who we will have to share it with? We had a little problem this summer because we did not understand that our ditch water right was only for high water, as Mr. Johnson of your office knows, as he discussed it with me and advised me on our rights and tried to interpret our decrees. We do not want any trouble with neighbors, nor silly arguments over water, thus we wish to know just exactly what our rights are in the case of irrigating (sprinkling) our acreage from our well. Can you advise us?

Your excellent cooperation has been most appreciated.

Sincerely yours,



Louise M. Biggs (Mrs. Glenn)

cc: house file

75-7035

October 24, 1972

Mr. & Mrs. H. Glen Biggs
P.O. Box 1415
Salmon, ID 83467

Dear Mr. & Mrs. Biggs:

Attached herewith is departmental receipt No. 7046 in the amount of \$10 for your application for permit which was received in this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:EA

Attachment

75-7035

October 11, 1972

Mr. Glenn & Louise M. Biggs
P.O. Box 1415
Salmon, ID 83467

Dear Mr. & Mrs. Biggs:

We are returning your application for permit to appropriate ground water, and your check No. 92-289 in the amount of \$10, as there is some clarification needed before we can commence processing.

We have taken the liberty of retyping the application, with the information to make your application agree with what we believe your project to be. If we have misinterpreted your intentions, please make the necessary changes on the retyped form.

Specifically, we have made the following changes:

1. In Item 2, we have omitted reference to the ground water being tributary to Carmen Creek.
2. In Item 3a, we understand that you wish to drill only one well, but because you are drilling almost exactly on the dividing line between Lot 3 and the SE $\frac{1}{4}$ NW $\frac{1}{4}$, we have indicated both 40-acre subdivisions as possible points of diversion.
3. In Item 4a, we have changed the quantity of water requested to reflect the maximum amount that this department can recognize under state law without your providing professional justification for the need for the greater amount.

We have listed both domestic and irrigation as separate uses, and have indicated only a rate of diversion and not a total yearly volume. We require volumes only in the case of reservoir projects.

4. In Item 8a(1), the place of use for non-irrigation purposes has been indicated as being the same as Item 8b.
5. In Item 8a(3), we have ^{not} indicated stockwater as a beneficial use, as we feel that the animals can be included with the domestic usage.
6. In Item 8b, we have shown the place of use for irrigation as being within the NW $\frac{1}{4}$ rather than in the NE $\frac{1}{4}$.

75-7055

Page 2
Mr. & Mrs. Biggs
October 11, 1972

Please sign the retyped application exactly as listed in Item 1, and return it with the proper filing fee (\$10 for the amount of water presently listed), and we will be happy to continue processing.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:ba

Enc: app. for per. (old)
app. for per. (new)
check #92-289

75-7035