

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

RANGE 28E

A hand-drawn map on a grid. The grid is divided into sections by solid and dashed lines. On the left side, the text "TOWNSHIP" is written vertically, and "6N" is written below it. In the center, a square area is shaded in red and labeled "WELL" with an asterisk. The number "12" is written in the top-left and top-right corners of the shaded area, and "13" is written in the bottom-right corner. The grid extends to the right and bottom, with dashed lines indicating further divisions.

Scale: 2 inches equal 1 mile

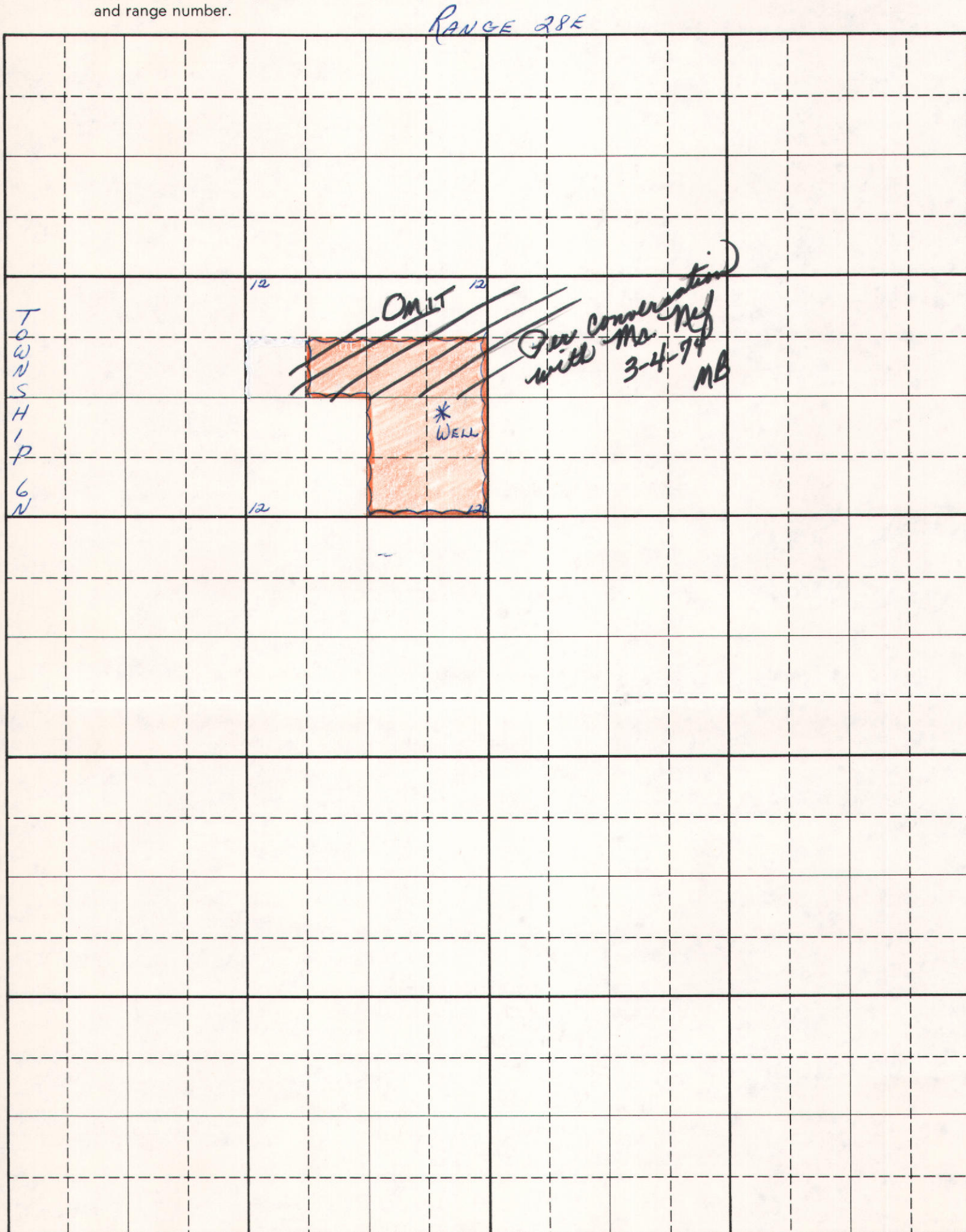
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Devaine G. Nef
(Applicant)

(Applicant)

33-7029

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.

Dwaine A. Ref
(Applicant)

33-7029

Affidavit of Publication

RECEIVED

FEB 21 1974

Department of Water Administration
Eastern District Office

I, L. Ella Cammack, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with

the issue dated January 17, 1974

and ending with the issue dated Jan. 24, 1974

L. Ella Cammack

Subscribed and sworn to before me this

20 day of Feb, 1974

Charles G. Grier

Notary Public

Residence: Arco, Idaho.

My commission expires 5-1-74, 1974

PUBLIC NOTICE

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Dwayne A. Nef, Arco, Idaho
has on 1/9/74 submitted Appli-
cation No. 33-7029 for a permit
to appropriate 5.6 cubic feet
per second of water from a
ground-water source by means
of well and pump within the
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 6N, R.
28E, B.M. Butte County; to be
used from Apr. 1 to Nov. 1 for
the irrigation of 280 acres with-
in the S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
SE $\frac{1}{4}$, Sec. 12, T. 6N, R. 28E,
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 Depart-
ment of Water Administration,
1515 Lincoln Road, Idaho Falls,
Idaho, 83401 on or before Feb-
ruary 4, 1974.

R. KEITH HIGGINSON
Director

Published in the Arco Adver-
tiser, Arco, Idaho on January
17 and January 24, 1974.

33-7029

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 33-7029 Priority January 9, 1974 Amount 1.97 cfs

THIS IS TO CERTIFY, that Dwaine A. Nef
of Arco, Idaho, has complied with the terms and conditions of Permit
No. 33-7029 issued pursuant to Application for Permit dated January 9, 1974,
and has submitted proof to the Department of Water Resources on February 28, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.97 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
<u>Irrigation</u>	<u>from April 1 to November 1</u>	<u>at 1.97 cfs</u>	<u>and 468.0 acre feet</u>
_____	<u>from _____ to _____</u>	<u>_____ cfs</u>	<u>_____</u>
_____	<u>from _____ to _____</u>	<u>_____ cfs</u>	<u>_____</u>

(both dates inclusive)

Subject, however, to the condition that no more than 1.97 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
468.0 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12, Twp.
6N, Rge. 28E in the County of Butte

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 $\frac{1}{4}$	
6N	28E	12													39	40	39	38	156

Total number of acres irrigated 156

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 25TH day of
May, 19 82.

Acting for the Director

Norman C. Young

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING

RECEIVED

MAR 30 1982

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

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

Comes now Dwaine A. Nef

of (address) Arco, 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. 33-7029, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE ¼ SE ¼, Section 12, Township 6N, Range 28E, B.M.,
County of Butte. Other points of diversion:

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

NO CHANGE

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

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	28E	12													39	40	39	38	156

Total number of acres to be irrigated = 156

4. a. Who owns the property at the point of diversion? USDA, Farmers Home Admin.
b. Who owns the land to be irrigated or the place of use? USDA, Farmers Home Admin.
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing:

RECEIVED

Show 40-acre subdivisions, townships, ranges and ditches.

Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Arvo, Alaska, this 25th day of February, 1987.

FOR DEPARTMENT USE ONLY

Preliminary check by Fee = \$20.00

Received by TS Date 5/7/1982 #22791

Publication prepared by C. H. A. Date _____

Published in

Publication dates

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

A. KENNETH DUNN

, Director of the Department of Water Resources hereby

APPROVE the above Application for Amendment of Permit No. 33-7029.

day of 57 this year

May

19 82

Director

RECEIVED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 33-7029

ORDER

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

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

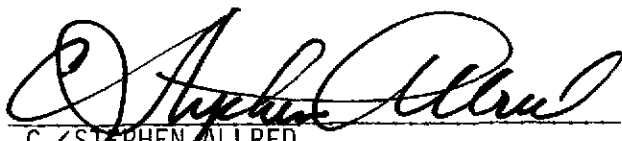
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

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

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

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

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

REPROFILMED

Identification No. 33 7029

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

A M E N D E D **APPLICATION FOR PERMIT** A M E N D E D

APPROVED

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

1. Name of applicant Dwaine A. Nef
post office address Arco, Idaho 83213 PH: 527-8546
2. Source of water supply ground water which is a tributary of - - - - -
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 6N
Range 28E B.M. Butte County; additional points of diversion if any: _____

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 3.2 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or ~~acre-feet per annum~~)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.2 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 and sprinkler system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 220 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 \$ 25,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N. A.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

33-7029

33-7029

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

[illegible]

Total number of acres to be irrigated 160

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

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

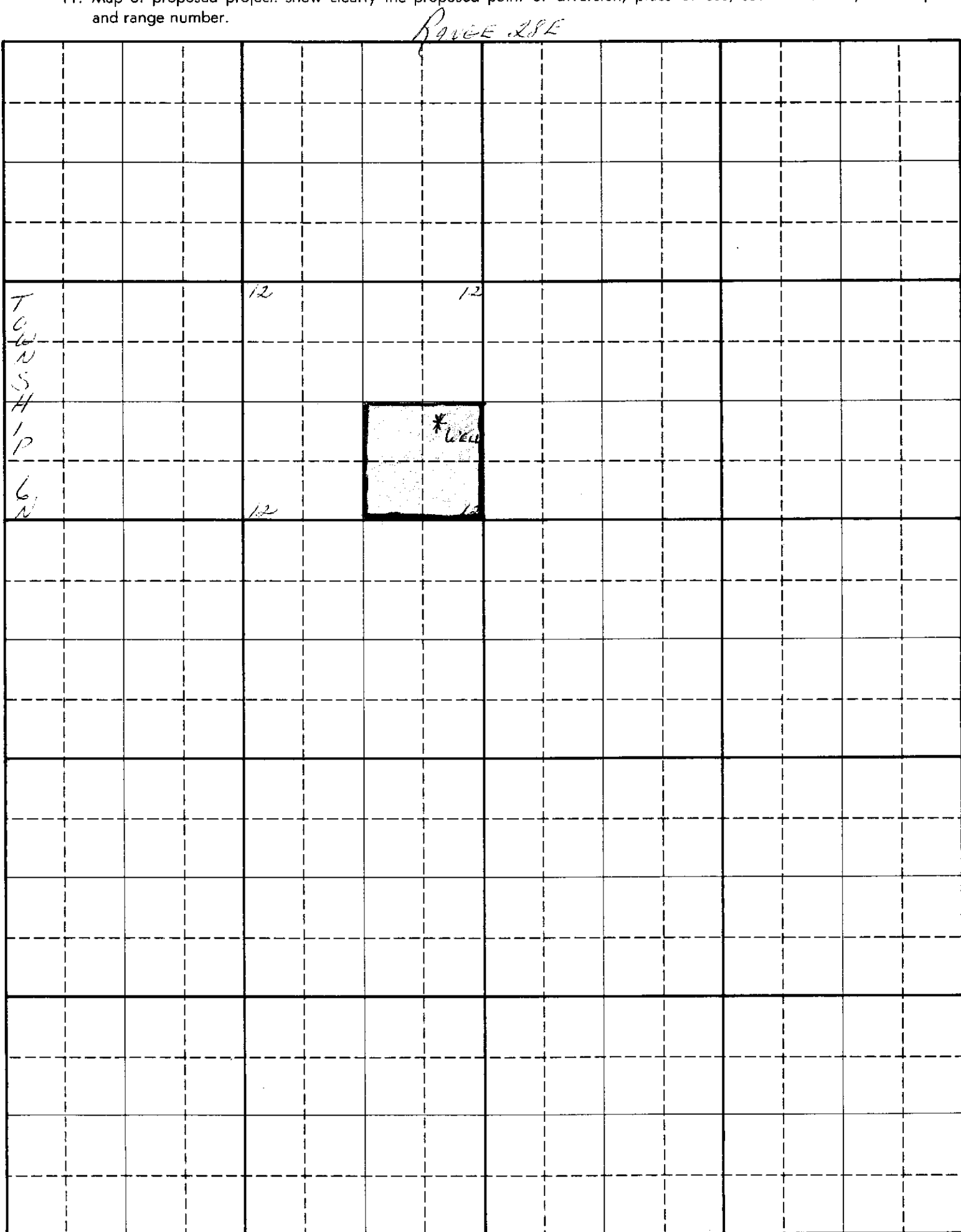
b. Who owns the land to be irrigated or place of use

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

applicant to make this filing -

10. Remarks

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.

Dwaine G. Mey
(Applicant)

33-7029

Proposed Priority 1-9-1974

Received by MB Date 1-9-74 Time 3:30p
Preliminary check by NCR Fee \$ 75.
Received by MB Date 1-9-74 #12694
Published in My Own Adventure MB Date 1-16-74
Publication dates Jan. 17 + 24, 1974
Publication approved MB Date 2/21/74
Priority reduced to 1-9-74 Reason

Protests filed by:
Copies of protests forwarded by:
Hearing held by Date
Recommended for approval denial by NCR MB

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. 33-7029, 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 March 1, 19 79.
c. Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 24 day of March 19 74.

Director

Identification No. 33 7029

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

1. Name of applicant Dwaine A. Nef
post office address Arco, Idaho 83213 PH: 527-8546
2. Source of water supply ground water which is a tributary of - - - - -
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 6N
Range 28E B.M. Butte County; additional points of diversion if any: _____

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 5.6 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 5.6 3.2 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 and sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 220 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 \$ 25,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

33-7029

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

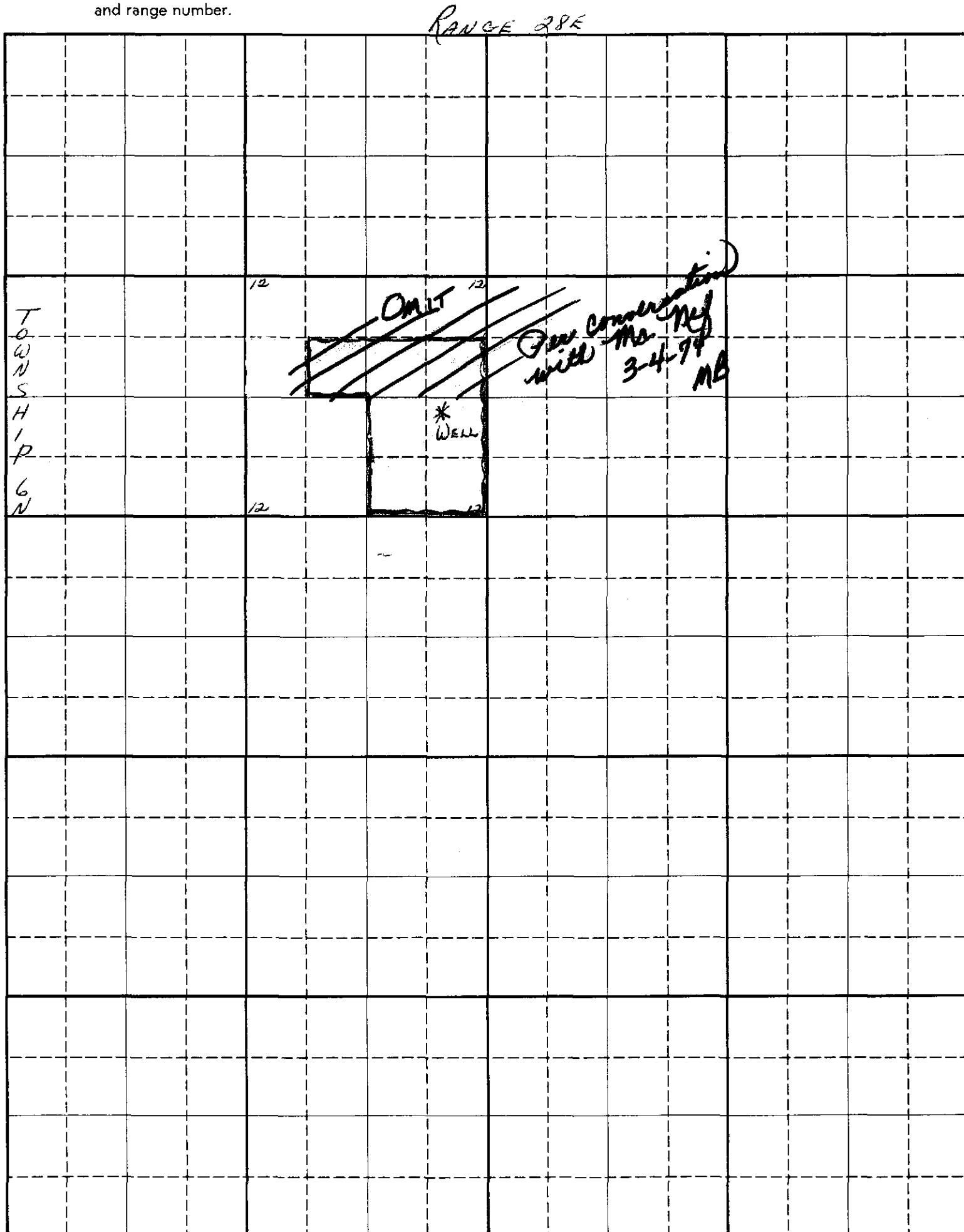
~~097~~
097

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.

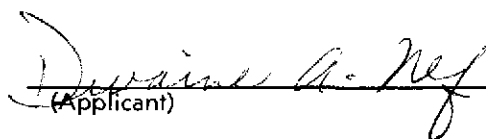
10. Remarks.

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.


 (Applicant)

33-7029

33-7029

Received by MB Date 1-9-74 Time 3:30 p
Preliminary check by MB Fee \$ 75.00
Received by MB Date 1-9-74 # 12674
Publication prepared by MB Date 1-10-74
Published in Idaho Water
Publication dates Jan 17 + 24, 1974
Publication approved MB Date 2/21/74
Priority reduced to _____ Reason _____
Protests filed by: Idaho Water
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

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. _____, 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. Other: _____

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

Witness my hand this _____ day of _____, 19____.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

(1) NCY 3/8/74

Application No. 33-7029

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

(3) " "

In form to receipt Yes

" "

Send Copies to:
☐ Idaho State Health Department
☐ Idaho Fish and Game Department N.A.
☐ Bureau of Land Management

(4) " "

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M. N.A.
☐ Request Information from Applicant

(5) " "

In form for advertising Yes No need to readvertise (HAS BEEN)

(6) " "

Located within Water District No. N.A.

(7) " "

Critical groundwater area: yes ☐ no ☒

(8) " "

Groundwater levels:
☐ Decline (comment) _____
☒ Stable (comment) No obs. well close
☐ Increasing (comment) _____

(9) " "

Comments: No. G.W. conflicts

(10) MB 2/21/74

Affidavit of Publication received (date) 2/21/74

(11) " "

Final date for protests 2/4/74
Protests received: yes ☒ no ☐

(12) " "

Date and Place of hearing N.A.

Decision reached at hearing PROTEST nullified by amended application. See letter dated 3/8/74 + conv. memo 3/4/74

(13) NCY 3/15/74

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

(14) " "

Action recommended:
☒ Approve Priority 7/9/74
☐ Deny Reason for Reduction Note: amendment should not affect priority.
☒ Measuring device required
☐ See attached sheet for additional conditions of approval
☒ No additional conditions for approval

(15) District E By NCY Date 3/15/74

33-7029

RECEIVED

MAR 15 1974

Department of Water Administration

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>Re</u>	<u>1/10/74</u>	Application No. <u>33-7029</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>11</u>	<u>11</u>	In form to receipt <u>YES</u>
	<u>11</u>	<u>11</u>	Send Copies to: Idaho State Health Department ☒ Idaho Fish and Game Department Bureau of Land Management
(4)	<u>11</u>	<u>11</u>	☒ Request Special Use Permit from U.S. F.S. ☒ Request Easement from B. L. M. ☐ Request Information from Applicant
(5)	<u>11</u>	<u>11</u>	In form for advertising <u>YES</u>
(6)	<u>11</u>	<u>11</u>	Located within Water District No. <u>11</u>
(7)	<u>11</u>	<u>11</u>	Critical groundwater area: yes <u>no</u> ☒
(8)	<u>11</u>	<u>11</u>	Groundwater levels: <u>Decline (comment)</u> ☒ Stable (comment) <u>NO OBS WELL CLOSE</u> <u>Increasing (comment)</u>
(9)			Comments: <u>NO G.W. CONFLICT</u>
(10)	<u>MB</u>	<u>2/21/74</u>	Affidavit of Publication received (date) <u>Feb. 21, 1974</u>
(11)			Final date for protests <u>February 4, 1974</u> Protests received: yes <u>X</u> no <u>no</u>
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)			All requested information received from agencies or applicant yes _____ no _____
(14)			Action recommended: _____ Approve Priority _____ _____ Deny Reason for Reduction _____ _____ Measuring device required _____ See attached sheet for additional conditions of approval _____ No additional conditions for approval
(15)	District	By	Date

33-7029

Copy

Affidavit of Publication

RECEIVED

FEB 21 1974

Department of Water Administration
Eastern Idaho Office

I, Lella Cammack, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with

the issue dated January 17, 1974

and ending with the issue dated Jan. 24, 1974

Lella Cammack

Subscribed and sworn to before me this

20 day of Feb, 1974

Charles G. Green

Notary Public

Residence: Arco, Idaho

My commission expires 5/1/74, 1974

PUBLIC NOTICE

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Dwayne A. Nel, Arco, Idaho
has on 1/9/74 submitted Appli-
cation No. 33-7029 for a permit
to appropriate 5.6 cubic feet
per second of water from a
ground-water source by means
of well and pump within the
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 6N, R.
28E, B.M. Butte County; to be
used from Apr. 1 to Nov. 1 for
the irrigation of 280 acres with-
in the S $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
SE $\frac{1}{4}$, Sec. 12, T. 6N, R. 28E,
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 Depart-
ment of Water Administration,
1515 Lincoln Road, Idaho Falls,
Idaho, 83401 on or before Feb-
ruary 4, 1974.

R. KEITH HIGGINSON
Director

Published in the Arco Adver-
tiser, Arco, Idaho on January
17 and January 24, 1974. ab

33-7029

April 20, 1983

RE: License No. 33-7029

William B. Robison & Norma Robison
Howe,
Idaho 83244

Dear Mr. and Mrs. Robison:

Our office acknowledges receipt of Assignment of Permit for the above referenced water right. However, in reviewing the file I find that the Permit has been licensed.

In Idaho, a licensed water right is considered real property and is acquired when the property to which it is appurtenant to is purchased. Proof to owning the property is proof of owning the water right license.

Therefore, I have put the Assignment of Permit into the file for future reference only and no other action will be taken. I have also enclosed a copy of the license for your records.

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

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosure

cc: Farmers Home Administration
P.O. Box 656
Arco, ID 83213



United States
Department of
Agriculture

Farmers
Home
Administration

101 West Grand Avenue
Post Office Box 656
Arco, ID 83213

RECEIVED
APR 6 1983

• Department of Water Resources
150 Shoup Street
Suite 15
Idaho Falls, ID 83401

• April 5, 1983 Department of Water Resources
Eastern District Office

RE: Well Permit No. 33-7066

• Gentlemen:

Enclosed is an Assignment of Permit regarding the subject water permit, assigning the interest of Gary R. Owens and Loretta R. Owens to Farmers Home Administration (FmHA).

In addition, we are attaching a second Assignment of Permit, assigning to William B. Robison and Norma Robison all right, title and interest in this permit. Would you please change your records accordingly and if you have any questions, please call me at 527-3486.

Sincerely,

Dennis R. Nelson

DENNIS R. NELSON
County Supervisor

/emc

Enclosures



Farmers Home Administration is an Equal Opportunity Lender.
Complaints of discrimination should be sent to:
Secretary of Agriculture, Washington, D.C. 20250

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

on to
process
RC 4/13/83

RECEIVED
APR 6 1983
Department of Water Resources
Eastern District Office

I, Gary R. Owens/Loretta R. Owens hereby assign to Farmers Home Administration
of 101 West Grand, Arco, Idaho 83213
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 33-7029 and 33-7066
to appropriate the public waters of the State of Idaho



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 23rd day of March, 19 81.

Gary R. Owens
Permit Holder

Loretta R. Owens
Spouse of Permit Holder

State of Idaho)
County of Butte) ss.

On this 23rd day of March, 19 81, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

Sarah J. Ellis
Notary Public residing at
Arco, Idaho

My commission expires:
lifetime My bond expires: July 15, 1984

Note: original Assignment
is in file 33-7066

May 26, 1982

RE: Permit No. 33-7029

Dwaine A. Nef
Arco,
Idaho 83213

Dear Mr. Nef:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of the approved application for amendment.

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

cc: Dennis R. Nelson
P.O. Box 656
Arco, ID 83213

May 19, 1982

RE: Amendment of Permit No. 33-7029 (DWAINE A.NBEF)

Dennis R. Nelson
County Supervisor
P.O. Box 656
Arco, ID 83213

Dear Mr. Nelson:

Enclosed herewith is Departmental Receipt No. 22791 in the amount of \$20.00 for the licensing amendment for the above referenced permit.

Sincerely,

KAY WBAKER
Sr. Clerk

KW:k
Enclosure



United States
Department of
Agriculture

Farmers
Home
Administration

P. O. Box 656
Arco, ID 83213

April 30, 1982

State of Idaho
Department of Water Resources
State Office/Jim Johnson
450 W. State Street
Boise, ID 83720

RECEIVED

MAY 3 1982

Department of Water Resources

RE: Permit No. 33-7029 (DWAINE A. NEF)

Dear Mr. Johnson:

Enclosed is the \$20.00 filing fee that we ordered from our Finance Office for the Gary Owens property.

Please send a receipt to this office in the enclosed envelope.

Sincerely,

DENNIS R. NELSON
County Supervisor

Enclosure

RECEIVED



Farmers Home Administration is an Equal Opportunity Lender.
Complaints of discrimination should be sent to:
Secretary of Agriculture, Washington, D.C. 20250



United States
Department of
Agriculture

Farmers
Home
Administration

101 West Grand Avenue
Post Office Box 656
Arco, ID 83213

RECEIVED

MAR 30 1982

Department of Water Resources

State of Idaho
Department of Water Resources
State Office
450 W. State Street
Boise, ID 83720

March 26, 1982

Attention: Mr. Jim Johnson

Gentlemen:

Enclosed is your Form 211, "Application for Amendment of a Permit" in regard to Permit No. 33-7029. This permit has been completed and signed in accordance with your instructions. It is our understanding that this permit can now be processed and a water license issued.

If you need further information, please call the Arco FmHA office, telephone number 527-3486.

Very truly yours,

Dennis R. Nelson

DENNIS R. NELSON
County Supervisor

/ec

Enclosure

100-111111

FmHA

Farmers Home Administration is an Equal Opportunity Lender.
Complaints of discrimination should be sent to:
Secretary of Agriculture, Washington, D.C. 20250

February 10, 1982

RE: Permit No. 33-7029

Farmers Home Administration
c/o Dennis Nelson
P.O. Box 656
Arco, ID 83213

Dear Mr. Nelson:

On January 7, 1982, 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

January 7, 1982

RE: Permit No. 33-7029

Farmers Home Administration
c/o Dennis Nelson
P.O. Box 656
Arco, ID 83213

Dear Mr. Nelson:

A representative of this Department made an examination of the works covered by your Permit No. 33-7029 and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: **1.97 cfs** Source: **groundwater**

The maximum quantity diverted shall not exceed **468.0** acre feet per year.

Point of diversion: **SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, Twp. 6N, Rge. 28E, Butte County**

Beneficial use: **Irrigation of 156 acres within the SE $\frac{1}{4}$, Sec. 12, Twp. 6N, Rge. 28E**

Priority date established: **January 9, 1974**

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 Distribution Supervisor

JJ:kw
Enclosure

INTER-DEPARTMENT MEMO — 1

FROM Robyn

DATE 12/31

TO File

SUBJECT

Dennis Nelson call today & said he never received the licensing letter & Amendment as he requested at the first of the month. I told him we would send another today & give him another 30 days.

SIGNATURE

INTER-DEPARTMENT MEMO — 1

FROM

Jim

DATE

12/3/81

TO

File

SUBJECT

CHANGE IN OWNERSHIP OF WATER RIGHT
33-7029

Per telecon with Dennis Nelson w/ FHA in
ARCO. HE INFORMED ME THAT THEY NOW OWN
THE LAND IN WHICH THIS RIGHT IS TO.

HE REQUESTED THAT I SEND THE ^{LICENSE} ~~PERMIT~~ AMENDMENT
TO HIM FOR ACTION. HE IN THE MEANWHILE WILL get
an assignment from MR NEF FOR THE WATER RIGHT.

Do NOT CANCEL THIS PERMIT

SIGNATURE

RECORDED

November 25, 1981

RE: Permit No. 33-7029

Dwaine A. Nef
Arco,
Idaho 83213

Dear Mr. Nef:

On October 13, 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



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

October 13, 1981

Dwaine A. Nef
Arco, ID 83213

Dear Mr. Nef,

A representative of this Department made an examination of the works covered by your Permit No. 33-7029 on July 8, 1979, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 1.97 cfs Source: groundwater

The maximum quantity diverted shall not exceed 468.0 acre feet per year.

Point of diversion: BESE Section 12, T6N, Rge 28E

Beneficial use: Irrigation of 156 acres in the SE, Section 12, Twp 6N, Rge 28E

Priority date established: January 9, 1984

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
OCT 15 1981
WATER RIGHTS

TOTAL ACREAGE 160

3822

DATE OF EXAM 7-8-79

ACREAGE

Found 156 AC ✓
Recommended 156 AC ✓

Irrigation Requirement 3.0 Ac Ft/Ac

USE

Irrigation Q = 1.97 c.f.s. V = 468.0 ✓ AF/Ann. from Apr. 1 to Nov. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no N/A

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

Exchange? yes _____ no N/A

Name source exchanged with: _____
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 1.97 CFS Method of measurement Pitot TUBE

Total Q recommended 1.97 cfs Meter No. _____ Type Ashcroft Condition GOOD

Total V recommended 468.0 AF/YR

Recommended Amendments:

P.D. K SHOULD BE SE SE SEC 12
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

Q = Pitot Total gpm = 885.68 ÷ 448.8 = 1.97 cfs capacity
V = 1.97 X 1.9835 X 214 = 836.20 AF/YR 156 AC X 3.0 = 468.0 AF/YR

SEE REVERSE FOR COMPLETE PITOT TUBE READINGS

SYSTEM DESCRIPTION:

Motor - GE TRI CLAD 100 hp. MODEL 5K6557XM501A, S.N. BMJ209426
PUMP - JOHNSTON V.T. 45948
1 mile 8" MAIN LINE, 4 1/2 mile wheel lines 3/4" 1-1/2 mile
ANDLINE 3/32"

REMARKS:

Examiner's Signature Red Parker Date 10-31-79
Checked by Anthony R. Kozlowski Date 3-1-80
Approved by [Signature] Date 10/5/81

33-2134 Little Lost R. - 110 Overlap



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

March 19, 1979

Dwaine A. Nef
Arco,
Idaho 83213

Dear Mr. Nef:

Re: Permit No. 33-7029

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

RECEIVED
MAR 1 1979

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

Department of Water Resources
Eastern District Office

PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

FEB 23 1979

Department of Water Resources
Southern District Office

1. a) Name of permit holder Dwaine Nef

b) Post office address Route 1, Arco, Idaho

2. Permit number 33-7029

3. Date of priority that you are prepared to establish 1-9-1974

4. a) Source from which water was appropriated ground water

b) Location of the point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12

Township 6N, Range 28E Boise Meridian. Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 3.2 cfs for irrigation purposes from Apr 1 to Nov 1 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

b) Total amount appropriated 3.2 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:
amount applied for

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 of 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):

16" X 220' well, 100 hp pump, mainline to 6 $\frac{1}{2}$ -mile wheel lines.

b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)

Badger meter

MICROFILMED

Exam typed 3-19-79 by Y

c) Give well driller's name and address and the date the well was completed: _____

Boyd Lambert, Mackay, Idaho. Completed in 1972.

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

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	
6N	28E	12													40	40	40	40	160

Total number of acres irrigated 160

10. Remarks:

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

Feb. 28. 1979
(Date)

Shiraine G. Roy
(Signature)

State of _____)
County of Twin Falls) ss.

On this 28th day of February, 19 79, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Mary A. Hill
Notary Public
Residing at Twin Falls, Ida

My commission expires Life



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

December 28, 1978

Re: Permit No. 33-7029

100508

Dwaine A Nef
Arco,
Idaho 83213

Dear Mr. Nef:

One of the conditions of approval of your water Permit No. 33-7029 (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 March 1, 1979. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

Nov. 7, 1978

Dear Wateruser:

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

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

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

Sincerely,

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

MICROFILMED

March 28, 1974

Re: Permit No. 33-7029

Dwaine A. Nef
Arco, Idaho 83213

Dear Mr. Nef:

Enclosed is a copy of your approved Application for Permit No. 33-7029. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

33-7029

BDF/bjg

Enclosures

M E M O R A N D U M

DATE: March 15, 1974

TO: File
FROM: Norman C. Young
RE: Amended Application for Permit No. 33-7029

Although the protest against issuance of permit on this application has not been formally removed, I believe that the action of Mr. Nef in amending the application makes the protest invalid and unacceptable. Further, the protestant was advised of the amended application and given an opportunity to revise his protest. The protestant has not responded within the time limit specified.

I recommend that the application be approved and that the protest be considered removed.

NCY
NORMAN C. YOUNG
District Engineer

33-7029

March 8, 1974

RE: Application for Permit No. 33-7029 - Dwaine A. Nef

Mr. Robert Hall
Howe,
Idaho 83244

Dear Mr. Hall:

The above referenced permit has been amended by Mr. Nef to remove the 120 acres in the S $\frac{1}{2}$ NE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12, T. 6N, R. 28E from the land list. This action would appear to satisfy the protest that you had filed against issuance of permit on this application.

This office will hold the application until March 15, 1974 before approving in its amended form to give you a opportunity to review your protest.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:cb

cc: Harry Weidemann
Rt. #1, Box 37
Nyssa, Oregon

33-7029

XXXXXXXXXXXXXXXXXXXX

1515 Lincoln Road

March 5, 1974

Re: Application for Permit No. 33-7029

Mr. Dwaine A. Nef
Arco
Idaho 83213

Dear Mr. Nef:

Enclosed please find a retyped application concerning the above referenced application, making the necessary changes which you requested. Please sign the application on page 3, if it is satisfactory, and return it to this office for further processing.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:MB

Enclosure

33-7029

CONVERSATION MEMORANDUM

DATE

3-4-74

FILE

33-7029

NAME OF PARTY

Dwaine Nef

EMPLOYEE

Michelle Butler

RE:

Protest on Application for Permit 33-7029

Mr. Nef came in this day to relinquish the S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, T. 6N, R. 28E, B.M. of his application. Mr. Nef indicated that he was going to lease the ground from Mr. Heidemann, but Mr. Heidemann decided to sell the ground instead.

33-7029

XXXXXXXXXXXXXXXXXXXX

1515 Lincoln Road

February 20, 1974

Re: Application for Permit No. 33-7029 NEF

Mr. Robert Hall
Howe
Idaho 83244

Dear Mr. Hall:

This is to acknowledge receipt of the protest which you submitted on behalf of Mr. Harry Weidemann against the above referenced application. The protest period had elapsed but we will accept the protest. A hearing will be set at a later date. However, at the hearing the timeliness of the protest may be one of the matters considered; and if necessary, the Department will make a decision at that time. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 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 purposes 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?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

NORMAN C. YOUNG
District Engineer
NCY:mb
cc: Mr. Harry Weidemann

33-7029

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

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

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

Mr. Dwaine A. Nef
Arco, Idaho 83213
Re: Application for Permit No. 33-7029

Dear Mr. Nef:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 33-7029. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 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 purposes 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?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required. (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY: mb

Enc: Copy of Protest(s)

33-7029

To: R. Keith Higginson, Director
Idaho Dept. of Water Administration

Re: App for Permit No. 33-7029 - Dwaine A. Nef

Date: Feb. 14, 1974

RECEIVED

Idaho Dept. of Water Administration

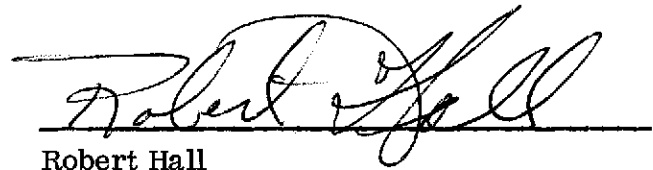
I, Robert Hall, in behalf of Harry Weidemann of Route 1 - Box 37, Nyssa, Oregon, do hereby protest the approval of application for permit No. 33-7029 in the name of Dwaine A. Nef.

Said application states that applicant owns the property proposed to be irrigated.

Please be advised that 120 acres situated in the $S\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$ of Sec. 12,

Twp. 6N, Rge. 28E, B.M. is owned by Harry Weidemann and has been, in the past, leased to me.

The basis of this protest is that the applicant has filed for irrigation of ground in which he has no interest and, therefore, it is for the purpose of speculation.



Robert Hall
Howe, Idaho

RECEIVED

FEB 20 1974

Idaho Dept. of Water Administration
Canyon District Office

33-7029

XXXXXXXXXXXXXXXXXXXX

1515 Lincoln Road

February 5, 1974

C
Re: Application for Permit No. 33-7029 Nef

The Arco Advertiser
P. O. Box "C"
Arco, Idaho 83213

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on January 17 and January 24, 1974.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Y
RONALD D. CARLSON
Asst. to the District Engineer

RDC:MB

33-7029

Called for affidavit 2/11/74 CB 2/20/74 MB

XXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

January 11, 1974

Re: Application for Permit No. 33-7029 Nef

The Arco Advertiser
P. O. Box "C"
Arco, Idaho 83213

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,

33-7029

NORMAN C. YOUNG
District Engineer

Bill submitted 2-21-74 by MB

NCY:MB

Enc: Legal Notice (1)

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
Dwaine A. Neff, Arco, Idaho
has on 1/9/74 submitted Appli-
cation No. 33-7029 for a permit
to appropriate 5.6 cubic feet
per second of water from a
ground-water source by means
of well and pump within the
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 6N, R.
28E, B.M. Butte County; to be
used from Apr. 1 to Nov. 1 for
the irrigation of 280 acres with-
in the S $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
SE $\frac{1}{4}$, Sec. 12, T. 6N, R. 28E,
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 Depart-
ment of Water Administration,
1515 Lincoln Road, Idaho Falls,
Idaho, 83401 on or before Feb-
ruary 4, 1974.
R. KEITH HIGGINSON
Director
Published in the Arco Adver-
tiser, Arco, Idaho on January
17 and January 24, 1974.

33-7029

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that

Dwaine A. Nef,

Arco, Idaho

has on

1/9/74

submitted Application No.

33-7029

for a permit to appropriate

5.6

cubic feet per second

acre feet per annum

of water from

a ground-water source

by means of

well and pump

within the

N2,SE1, Sec. 12, T. 6N, R. 28E, B.M. Butte County;

to be used from

Apr. 1 to Nov. 1

for

the irrigation of 280 acres

within the

S1,SE1, S2,SW1, SE1, Sec. 12, T. 6N, R. 28E, 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, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before

February 4, 1974.

R. KEITH HIGGINSON

Director

Published in the

Arco Advertiser, Arco, Idaho

on

January 17

and

January 24, 1974.

33-7029