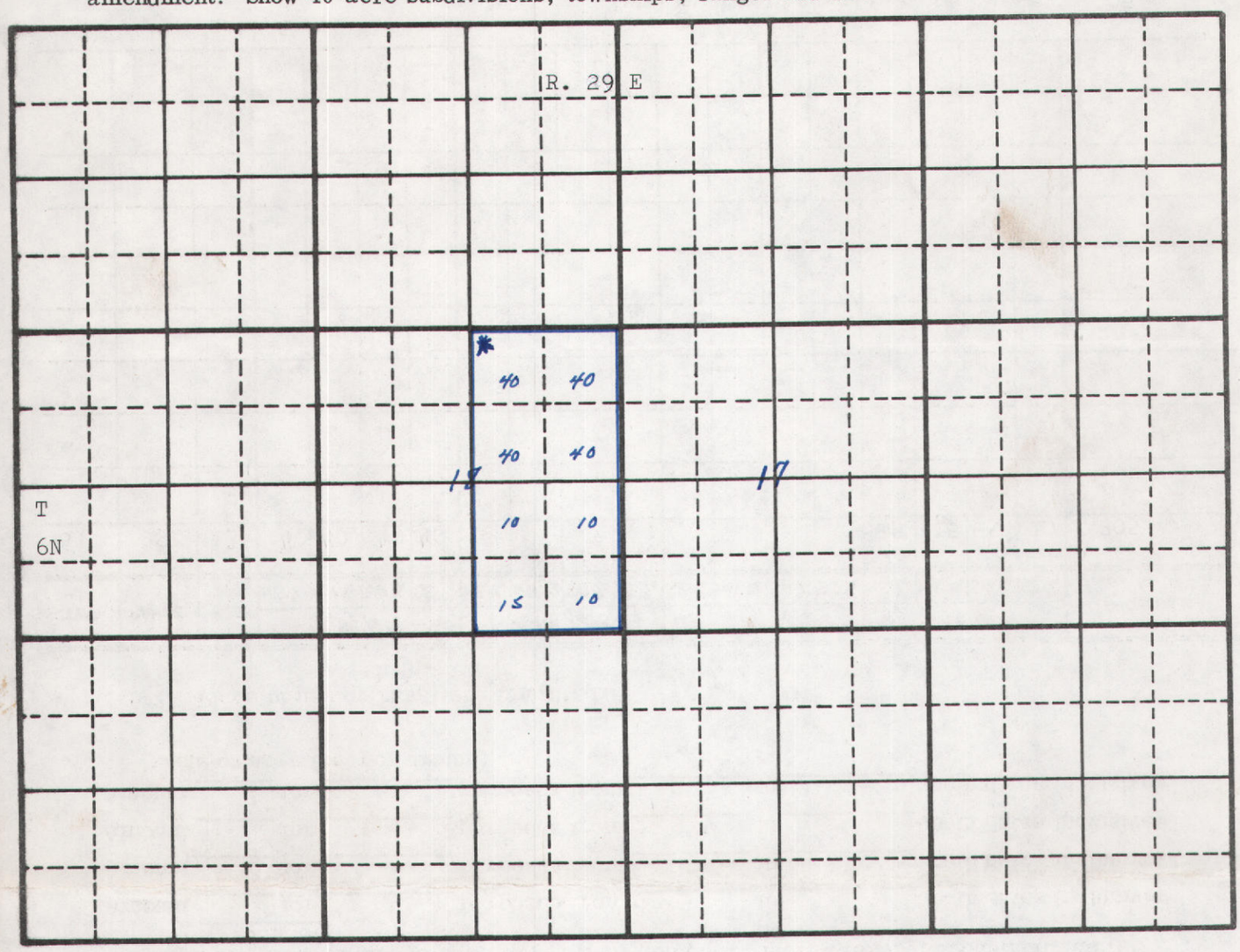
33-7012

Complete the following map by showing land and point of diversion as proposed by this amendment. 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 holders own risk.

Signed at Boise Idaho, this 16 day of July, 19 74.

Donald P. Owens
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration, hereby approve the above application for amendment for Permit No. 33-7012.

Witness my hand this 1 day of August, 19 74.

R. Keith Higginson
Director

Affidavit of Publication

I, Le Ella Commack 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 May 4, 1972

and ending with the issue dated May 11, 1972

Le Ella Commack

Subscribed and sworn to before me this 22 day of May, 1972

Deanne Owen

Notary Public

Residence: Arco, Idaho.
My commission expires 7-27, 1974

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Donald D. Owens, Howe, Idaho, has on 4/10/72 submitted Application No. 33-7012 for a permit to appropriate 4.1 cubic feet per second of water from a ground-water source by means of well and pump within the NW¼NE¼, Sec. 18, T. 6N, R. 29E, B.M., Butte County; to be used from Apr. 1 to Nov. 1 for the irrigation of 205 acres within the W½SW¼, Sec. 17; NE¼, Sec. 18, T. 6N, R. 29 E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of this permit must be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho. 83401, on or before May 22, 1972.

R. KEITH HIGGINSON
Director

Published in the Arco Advertiser, Arco, Idaho on May 4 and May 11, 1972.
1972.

RECEIVED
MAY 24 1972
Department of Water Administration
Eastern District Office

33 7012

Rge - 29E

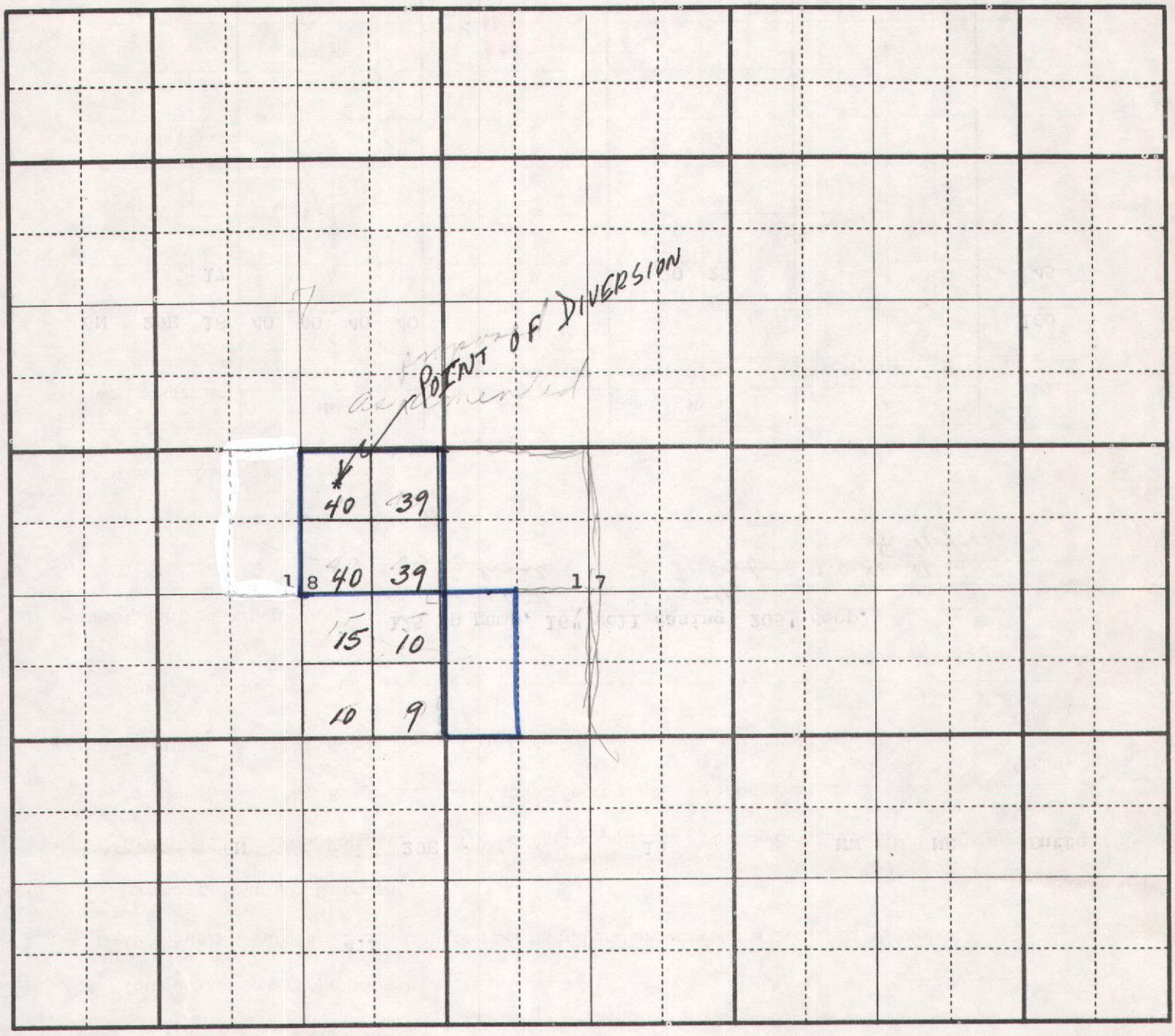
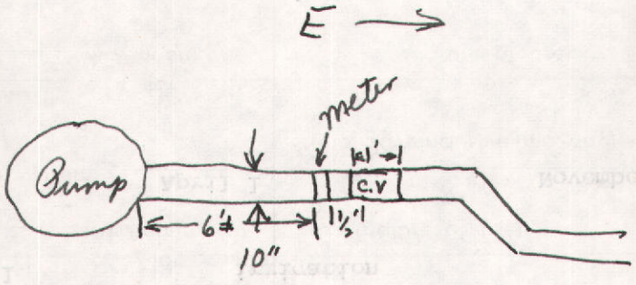


Diagram of System



33-7012

RANGE 29 EAST
TWP 6 NORTH
B-153
N. Sowards
POINT OF DIVERSION
40
78.4
39
40
39
HOUSE & CORRALS
15 A 33-7012
25A 33-2081
40 CLAIMS
10.2
B 573
25A 33-2081
10A. 33-7012
30 33-2081
9 33-7012
10A 33-2081
10A 33-7012
COUNTY ROAD

State of Idaho

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 33-7012 Priority June 8, 1972 Amount 4.04 cfs

THIS IS TO CERTIFY, that DONALD D. OWENS

of Howe, Idaho, has complied with the terms and conditions of Permit No. 33-7012 issued pursuant to Application for Permit dated April 10, 1972, and has submitted proof to the Department of Water Resources on August 30, 1973 (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 4.46 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
Irrigation	from April 1 to Nov. 1	at 4.04 cfs and	606 acre feet or 3.0 af per acre
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 4.04 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 606 acre feet per year, said waters to be diverted within the NW¼NE¼ of Sec. 18, Twp. 6 N, Rge. 29 E, B.M. in the County of Butte

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	
6 N	29 E	18	39	40	40	39									10	15	10	9	202

Total number of acres irrigated 202

A measuring device of a type approved by the Department shall be permanently maintained as part of the diverting works.

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 21 day of March, 19 75.

Director

Filing Fee: $10.00
Receipt # 12920

RECEIVED
JUL 29 19[illegible]
Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

RECEIVED
JUL 30 [illegible]

APPLICATION FOR AMENDMENT

Permit No. 33-7012

Comes now Donald D. Owens of (address) Howe, Idaho, and represents to the Director of the Idaho Department of Water Administration:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 33-7012, and requests that the permit and permit map be changed as follows: NO CHANGE

1. Point of diversion: _____ ¼ _____ ¼, Sec. _____ Twp. _____ Rge. _____, B.M., County of _____. 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

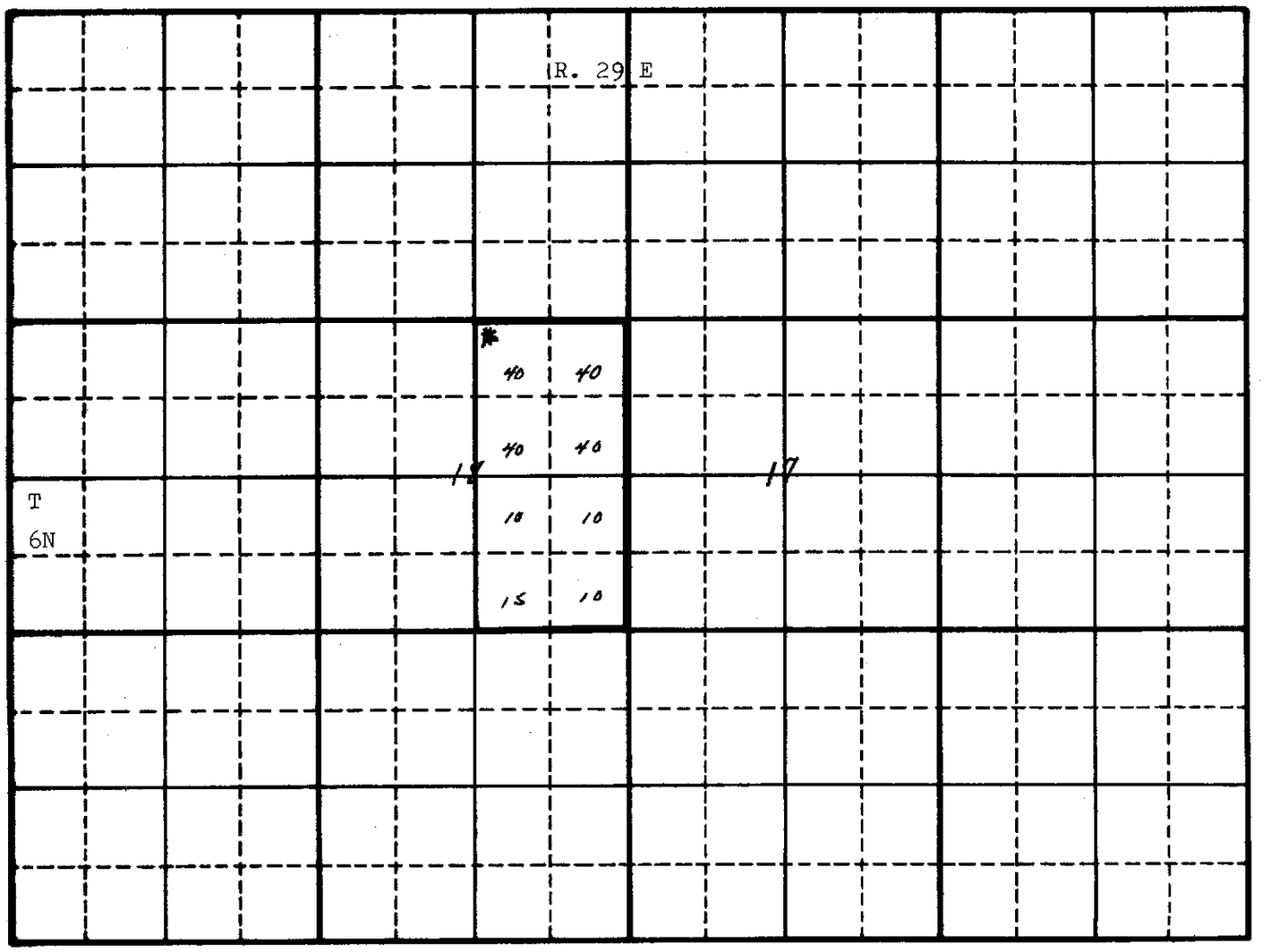
TWP	RANGE	SEC	NE ¼				NW ¼				SW ¼				SE ¼				TOTALS
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6N	29E	18	40	40	40	40									10	15	10	10	205

Total number of acres to be irrigated 205

33-7012

33-7012

Complete the following map by showing land and point of diversion as proposed by this amendment. 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 holders own risk.

Signed at Boise Idaho, this 16 day of July, 19 74.

Donald P. Owens
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration, hereby approve the above application for amendment for Permit No. 33-7012.

Witness my hand this 1 day of August, 19 74.

R. Keith Higginson
Director

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33-7012	
	ORDER OF REINSTATEMENT
IN THE NAME OF DONALD D. OWNES	

WHEREAS, on April 10, 1972, Donald D. Ownes filed with the Department of Water Administration an application for permit to appropriate 4.1 cubic feet per second of water from a ground water source within the NW¼NE¼, Section 18, Twp. 6N, Rge. 29E, B.M., Butte County, to be used for irrigation purposes; and,

WHEREAS, on June 27, 1972, the Department approved said application and issued Permit No. 33-7012 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1973; and,

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

WHEREAS, on July 2, 1973, the Department notified the permit holder that Permit No. 33-7012 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on August 30, 1973, the Department received the required proof of beneficial use of water; and,

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

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

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 33-7012 be REINSTATED and the priority advanced to June 8, 1972.

Dated this 13 day of September, 1973.

A. Kenneth Dunn

A. KENNETH DUNN
Deputy Director

33 7012

jc

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF DENYING EXTENSION OF THE PROOF DUE DATE FOR PERMIT NO. 33-7012 IN THE NAME OF DONALD D. OWENS

ORDER

WHEREAS, on April 10, 1972, Donald D. Owens applied to the Department of Water Administration for a permit to appropriate 4.1 cubic feet per second of water from a ground water source within the NW¼NE¼, of Section 18, Twp. 6N, Rge. 29E, B.M., Butte County, to be used for irrigation purposes; and,

WHEREAS, on June 27, 1972, the Department approved said application and issued Permit No. 33-7012 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1973; and,

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

WHEREAS, on July 2, 1973, the Department notified the permit holder that Permit No. 33-7012 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on July 5, 1973, the Department received a request for an extension of time; and,

WHEREAS, Section 42-218 of the Idaho Code provides that an extension request must be received on or before the date that proof of beneficial use of water is due;

IT IS, THEREFORE, HEREBY ORDERED that the request for extension of time for Permit No. 33-7012, be and is, DENIED.

Dated this 12 day of July, 1973.

A. KENNETH DUNN
Deputy Director

jc

33 7012

Identification No. 33 7012

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

LICENSE ISSUED FOR 4.0 CFS EC. FT.
LICENSE PAGE NO. _____

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant DONALD D. OWENS
   post office address Howe, Idaho (phone - 767-2131)
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NW ¼ of NE ¼ of Section 18 Township 6 N Range 29 E 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 _____ ¼ of _____ ¼ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
   Amount 4.1 (cfs or acre-feet per annum) for irrigation purpose from April 1 to November 1 (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated:
   a. 4.1 cubic feet per second and/or
   b. _____ acre feet per annum.
6. Proposed diverting works:
   a. Description of ditches, flumes, pumps, headgates, etc. _____
   drilled well, electric pump, 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 _____ (Mo. Day) to _____ (Mo. Day) inclusive.
   c. Proposed well diameter is 16 inches; proposed depth of well is 200 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 $ 10,434.
8. Description of proposed uses:
   a. If water is **not** for irrigation:
      (1) Give the place of use of water: _____ ¼ of _____ ¼ 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: _____

7012

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6 N	29 E	18	40	40	40	40													160
		17										20	25						45

Total number of acres to be irrigated 205

c. Describe any other water rights used for the same purposes as described above. none

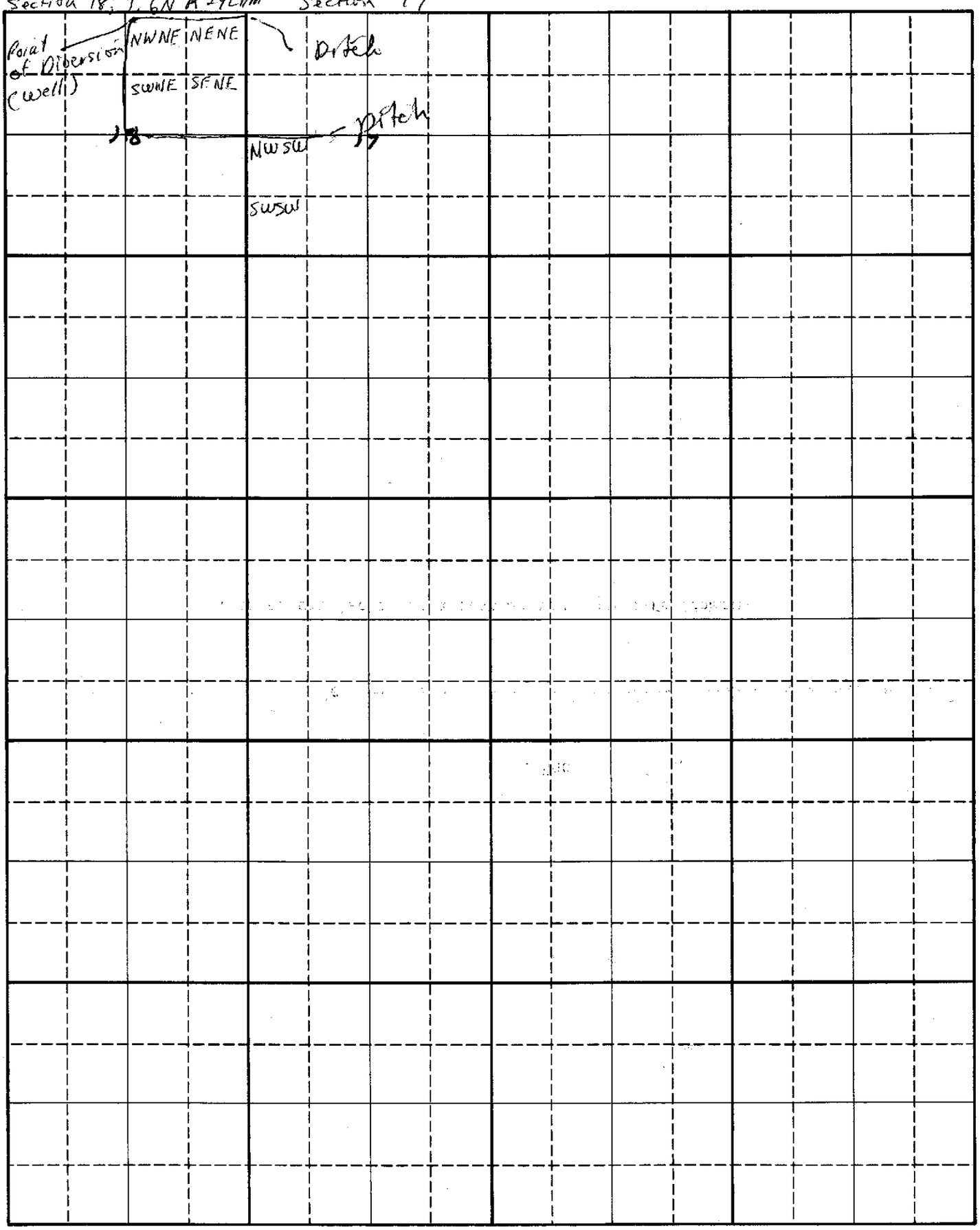
9. a. Who owns the property at the point of diversion Juel Andreason - Howe, Idaho

b. Who owns the land to be irrigated or place of use Juel Andreason - SE¼, Sec. 18, Rolland Reeves W½SW¼, Sec. 17, and N½SE¼, Sec. 18

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing applicant holds current options to purchase both parcels. Farmers Home Administration has approved loans for purchase. Closing estimated by April 10, 1972.

10. Remarks well to be drilled by Jack Cushman Well Drilling Company

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.

Donald D. Owens
(Applicant)

33 7012

33 7012

Received by ej Date 4-10-72 Time 8:00 A

Preliminary check by D Fee $65.00

Receipted by NCY Date 4-24-72

Publication prepared by [illegible] Date 4-26-72

Published in Arco Advertiser, Arco, ID

Publication dates 5-4&11-72

Publication approved cc Date 5-31-72

Priority ~~reduced~~ to 4-10-72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by D BDF-W1

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 7012, 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 July 1, 19 73.

   c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works. Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

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

Witness my hand this 27 day of June 19 72.

Deputy Director

Affidavit of Publication

I, Lu Ella Comstock 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 May 4, 1972

and ending with the issue dated May 11, 1972

Lu Ella Comstock

Subscribed and sworn to before me this

22 day of May, 1972

Deanna Owen

Notary Public

Residence: Arco, Idaho.
My commission expires 7-27, 1974

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Donald D. Owens, Howe, Idaho, has on 4/10/72 submitted Application No. 33-7012 for a permit to appropriate 4.1 cubic feet per second of water from a ground-water source by means of well and pump within the NW¼NE¼, Sec. 18, T. 6N, R. 29E, B.M., Butte County; to be used from Apr. 1 to Nov. 1 for the irrigation of 205 acres within the W½SW¼, Sec. 17; NE¼, Sec. 18, T. 6N, R. 29 E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of this permit must be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401, on or before May 22, 1972.

R. KEITH HIGGINSON
Director

Published in the Arco Advertiser, Arco, Idaho on May 4 and May 11, 1972.
1972.

33 7012

IRRIGATION

DISTRICT OR COMPANY RIGHTS:

UNIT sh.,a.f.,m.i.,ac.,etc.	NO. UNITS	NAME OF ORGANIZATION	ACRES IRRIGATED		
			GRAVITY	PUMP	SPRINKLER
Share	240	Blaine County Canal Co, Limited			
Share	176.25	Dry Creek Development, Inc.			

Does project maintain lateral up to your farm? ..... If not, state your interest in lateral and names of other users, if any

PRIVATE RIGHTS:

AMOUNT AND PRIORITY	EVIDENCED BY Use, Decree, Permit, Certificate, License	SOURCE STREAM, SPRING, WELL, DRAIN, ETC.	ACRES IRRIGATED		
			GRAVITY	PUMP	SPRINKLER
2.74 c.f.s. 11-26-48	License #20771	Deep Well			
160 M.I. 1972	Permit	(Filing in process)			

Length of ditch from headgate to the farm ..... Applicant's interest in ditch ..... per cent

If ditch is owned in partnership, give names of other persons interested and extent of their interest .....

Names and addresses of at least three disinterested persons who have been familiar with use of water on this land over a long period of years:

Don Isham, Howe, Idaho

Owen Romrell, Howe, Idaho

Oscar Johnson, Watermaster Little Lost River

Water right has been continuously used for ..... years.

There (has, has not) been any controversy in recent years regarding your water or ditch rights.

WATER SUPPLY:

Irrigation begins ..... and ends ..... Water rights are cut below 100% about ..... ;

75% about ..... 50% about ..... 25% about ..... cut off on ..... I estimate

total water delivered is ..... % of full season supply for the most profitable crops that can be raised.

FARM DISTRIBUTION SYSTEM:

IRRIGATION WELL:

Location on security ..... Year drilled 1972 ..... Diameter ..... inches.

Depth ..... feet. Length of casing ..... feet. Casing cost $ ..... Drilling cost $ .....

Name and address of well driller .....

Static water level: Start season 60 ..... feet. End season 60 ..... feet. Annual trend (rising, falling). Static

PUMPING PLANT:

Cost new $ ....., year 1972 ....., purchased from .....

Power unit: (electric, diesel, gas, LP) Make: ..... Serial No. .....

Pump: Type Turbine ..... Make: ..... Serial No. .....

H.P. 60 ..... R.P.M. ..... Bowl setting ..... feet. Pressure gage at pump ..... psi

Pumping lift: Water to land surface 60 ..... feet. Land surface to high ground ..... feet.

Total pumping head ..... feet. Pump efficiency ..... %.

Discharge: Through open pipe ..... G.P.M.; through sprinkler system ..... G.P.M.

PERMANENT PIPE LINES: None

Cost new $ ....., year ....., purchased from .....

Buried: Kind ..... : Dia ..... Length ..... ; Dia ..... Length ..... ; Dia ..... Length .....

Other: Kind ..... : Dia ..... Length ..... ; Dia ..... Length ..... ; Dia ..... Length .....

PERMANENT SPRINKLER SYSTEMS: None

Cost new $ ....., year ....., purchased from .....

Circular Self-Propelled; No. ..... Make ..... Serial No. ..... Dia. ..... Length .....

Other (Describe): ..... Pressure at pivot ..... G.P.M. .....

PORTABLE PIPE-SPRINKLER SYSTEMS: None

Cost new $ ....., year ....., purchased from .....

Portable main line: Diameter ..... Length ..... Diameter ..... Length .....

Lateral lines: Number (¼ mile) ..... Dia ..... Length ..... Dia ..... Length .....

Sprinkler heads: Total No. ..... G.P.M. per head ..... Operating pressure ..... Spacing ..... x .....

POWER OR FUEL:

Name of company R.E.A.

Annual power or fuel bill: 19 ..... $ ..... ; 19 ..... $ ..... ; 19 ..... $ ..... ; 19 ..... $ .....

DRAINAGE AND DIKING

DRAINAGE AND DIKING DISTRICTS:

ACRES	TOTAL BENEFIT ASSES. OR VALUATION	NAME OF ORGANIZATION	EVIDENCED BY

DRAINAGE CONDITION OF FARM:

Water Table ..... Ac. 4'-6', ... Ac. 2'-4', ... Ac. 2'-0'

Water table is (static, rising, falling, or controlled). Open Drains: Length ..... depth ..... feet.

Closed Drains (tile or box): Length ..... size ..... in., year built ..... Alkali: Slightly ..... acs.,

spotted ..... acs., badly ..... acs. Discuss adequacy and condition of drainage system: .....

PRIVATE DIKES:

Length ..... height ..... feet; Slopes (land ..... water .....); Year built .....

Applicant's interest ..... per cent; Highest flood or tide ..... year. History of protection, breaks, leakage, etc.: .....

Date 4-7-72 ..... 33 7012

Applicant(s) Signature

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 33-7012 Name Donald D. Owens

Source Ground Water

Point of Diversion NW¼NE¼, Sec. 18, T. 6N, R. 29E, B.M., Butte County

Quantity 4.1 cfs Use irrigation Period Apr. 1 to Nov. 1

Quantity _____ Use _____ Period _____

Quantity _____ Use _____ Period _____

Well Size _____ Diameter 16" Proposed Depth 200' Feet

Use The irrigation of 205 acres.

Date Forwarded _____ Date Returned _____ Received by _____

COMMENTS: Water level declines have not been noted in this area (W.B. #24). Aquifer is valley-fill sediment. Pump test data are not available. Yields are probably low to moderate with moderate drawdowns. The land to be irrigated in Section 17 is already licensed for 0.98 in./acre (Lic. #33-2081). A transfer filed at the same time as this application proposes to include this well under #33-2081. The land in Section 18 is already included under Lic. #33-7002 for a rate of 0.555 in./acre.

Rate = (44)(045) + 16(1) + 10 + 35(0.02) = 91.7 inches = 1.83 cfs

RECOMMENDED:

Applied:	Qty.	1.83cfs	Use	irrig.	Period	4/1-11/1	AF/A	3.0	AF	615
	Qty.		Use		Period		AF/A		AF	
	Qty.		Use		Period		AF/A		AF	
Maximum:	Qty.	---	Use	---	Period	---	AF/A	---	AF	---
	Qty.		Use		Period		AF/A		AF	
	Qty.		Use		Period		AF/A		AF	

ACTION: Approved X Denied _____

Conditions of approval or reason for denial: Accept reduced diversion rate ✓ or justify larger rate requested.

_____ By NCY Title District Engineer

NORMAN C. YOUNG Date 4/25/72

33 7012

March 24, 1975

Re: Permits No. 33-7012
33-7017

Mr. Donald Owens
Box 23
Howe, Idaho 83244

Dear Mr. Owens:

Enclosed herewith is a copy of the Water License issued on Permit No. 33-7012.

Please be advised that the Department will conduct a re-examination of the works covered by Permit 33-7017 during this coming irrigation season. If you have any questions regarding the re-exam, please contact our district office in Idaho Falls.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR
Enclosure

February 20, 1975

Re: Permit Nos. 33-7012 & 33-7017

Mr. Donald Owens
Box 23
Howe, Idaho 83244

Dear Mr. Owens:

A representative of this Department has made an examination of the works covered by the above referenced permits and has found the following:

Permit No. 33-7012

Quantity of water diverted: 4.46 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 4.04 cfs

The maximum quantity diverted shall not exceed 606 acre feet per year.

Beneficial use: For irrigation of 202 acres within the E½, Sec. 18, Twp. 6N, Rge. 29E

Point of diversion: NW¼NE¼, Sec. 18, Twp. 6N, Rge. 29E, B.M.

Priority date established: June 8, 1972

Permit No. 33-7017

Quantity of water diverted: 2.72 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 2.72 cfs

The maximum quantity diverted shall not exceed 716.4 acre feet per year.

Beneficial use: For irrigation of 237 acres within the NW¼, E½SW¼, Sec. 17, Twp. 6N, Rge. 29E and for stockwater purposes within the NW¼, SW¼, Sec. 17, Twp. 6N, Rge. 29E

Point of diversion: NW¼NW¼, Sec. 17, Twp. 6N, Rge. 29E, B.M.

Priority date established: May 25, 1972

The nature of use was found by our examiner to differ from that listed under Permit No. 33-7017, therefore, it will be necessary for you to amend the permit to include stockwater before a water license can be issued. We are enclosing a partially completed application for amendment for your use. Please sign the application and returnitt to this office with a $10.00 filing fee within 20 days of the date of this letter in order that we may issue a water license as set forth above.

If you do not concur with these findings, please contact this office within the 20 day period.

Sincerely,

BOBBY D. FEEENOR
Chief, Water Rights

BDF:jfr

Enclosure

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

RECEIVED
SEP 17 1973
Department of Water Administration
Eastern District Office

1. Name of permit holder Donald D. Owens

Post office address P. O. Box 23, Howe, Idaho 83244 Phone 767-2131

Person to contact _____ Phone 767-2641

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes: Trailer house

Amount 4.1 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to November 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 33-7012

Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 4.1 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6N N/S, Range 29E E/W, B.M., Section 18, Subdivision NW ¼ NE ¼, Butte County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Other Points of Diversions: _____

Description of diverting works: 125 hp pump, 16" well casing, 205' deep.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or 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	
6N	29E	18	40	40	40	40													160
		17										20	25						45

TOTAL ACREAGE 205

Rge - 29E

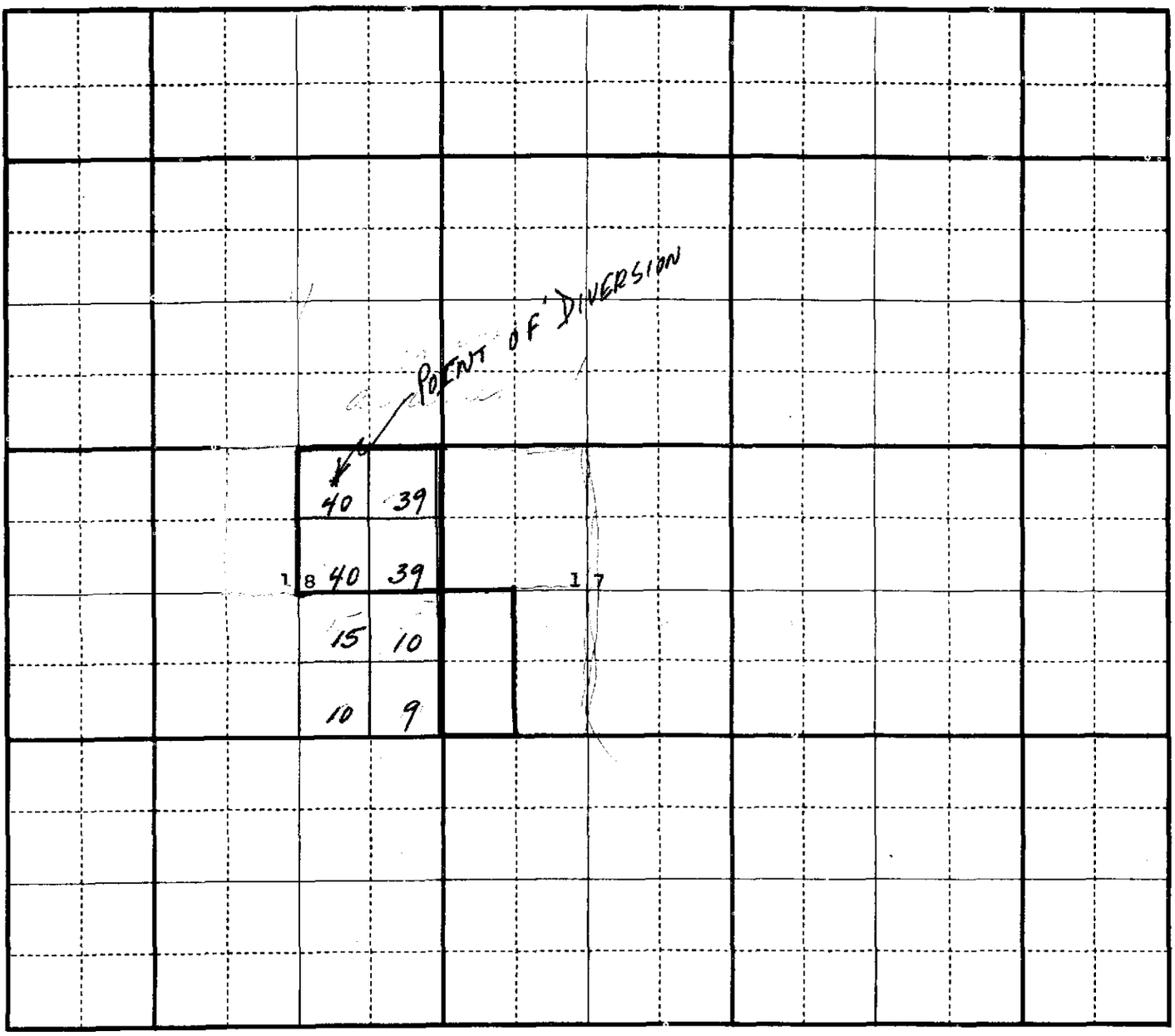
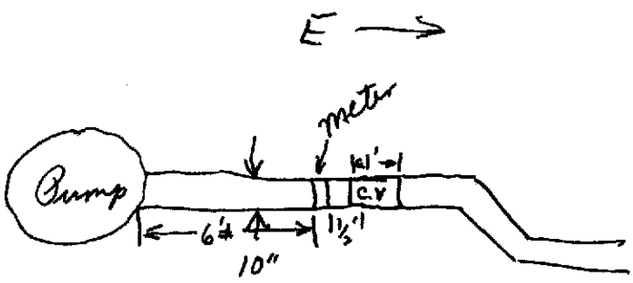
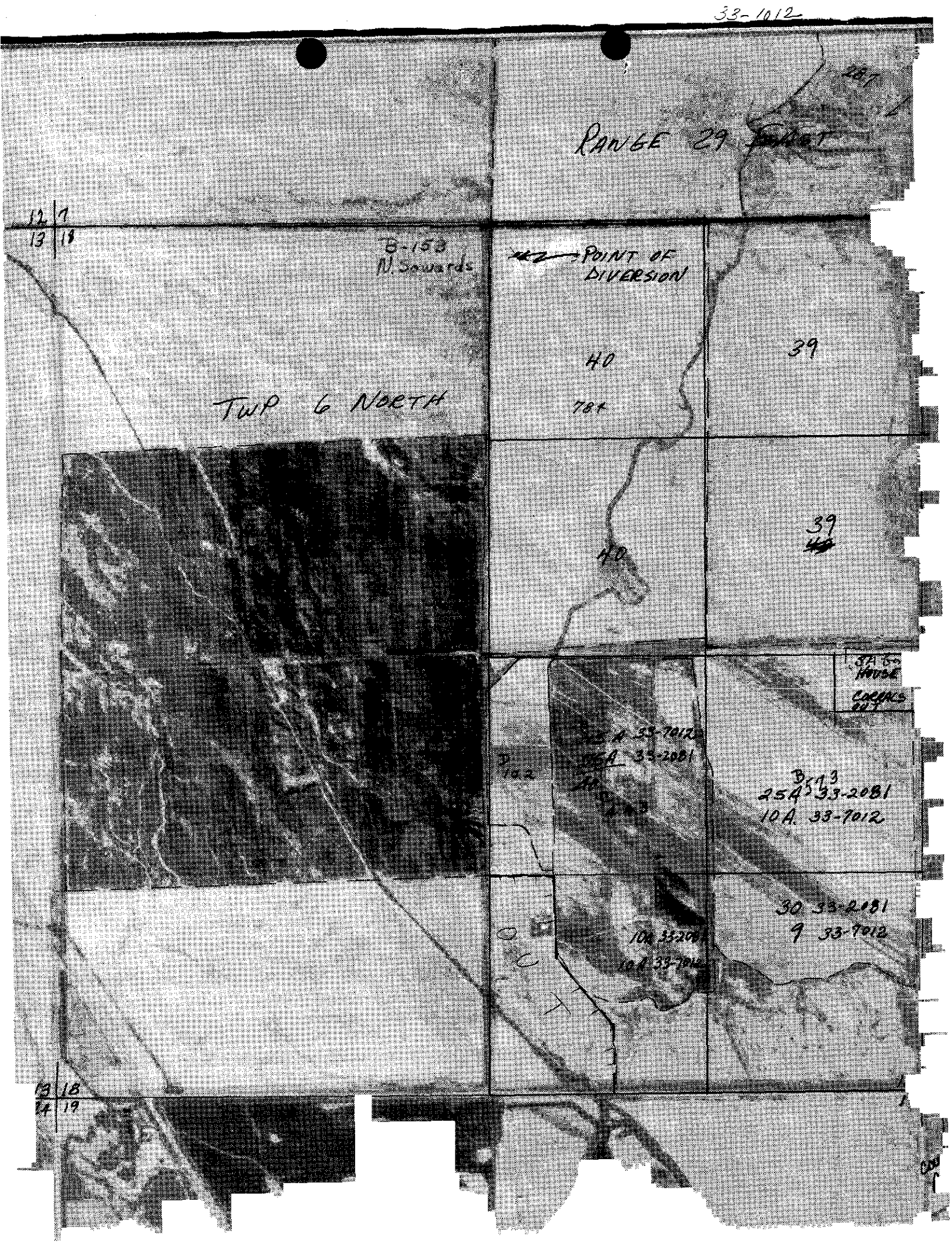


Diagram of System



33-1012


RANGE 29 EAST
TWP 6 NORTH
12 | 7
13 | 18
19 | 18
24 | 19
B-150
N. Sewards
POINT OF DIVERSION
40
39
78 f
39
40
SAND HOUSE
CREEK
B S A 33-7012
10 A 33-2081
B S A 3
25 A 33-2081
10 A. 33-7012
30 33-2081
9 33-7012
10A 33-2081
10A 33-7012

4.45

DATE OF EXAM July 16, 1974

ACREAGE
Found 202
Recommended 202

Irrigation Requirement 3 Ac Ft/Ac

USE
Irrigation Q= 4.46 c.f.s. V= 606 AF/Ann. from April 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_____

Name source: Comingled with water from Lic # 33-2081
twp. 6 N/S, Rge 29 E/W, B.M., Sec. 18, Sub. NW ¼ NE ¼ Butte County
groundwater source

Exchange? yes_____ no ✓

Name source exchanged with: N/A
twp._____N/S, Rge_____E/W, B.M., Sec._____, Sub._____¼_____¼_____ County

Point of injection:
twp._____N/S, Rge_____E/W, B.M., Sec._____, Sub._____¼_____¼_____ County

Point of exchange:
twp._____N/S, Rge_____E/W, B.M., Sec._____, Sub._____¼_____¼_____ County

Total Q measured 4.46 CFS Method of measurement Rockwell Meter

Total Q recommended 4.46 CFS Meter No. 10387 Type saddle Condition good

Total V recommended 606 AF/ANN

Recommended Amendments:

P.D._____
Place of Use ✓ Owner intends to file amendment
Other_____
None Amendment approved 8/1/74

MEASUREMENT CALCULATION:
Discharged 1000 gallons in .5 minute = 2000 gal/min ÷ 448.8 = 4.46 CFS

V = (202)(3) = 606 < (4.46)(1.983)(215)

SYSTEM DESCRIPTION:
125 HP G.E. Motor # BCJ209143 with Layne & Bowler pumps no serial no. 10" discharge cast
Static water 118' Total well depth 205'

REMARKS:
System shown by Mr Owens

Permit holder intends to file transfer of 1.57 CFS from license 33-2081 to this p.d to irrigate 25 A in NE¼ SE¼, 23 A NW¼ SE¼, 10 A SW¼ SE¼, 30 A SE¼ SE¼ S.18 T.6N. R29E and 80 A. in W½ SW¼ S.17 T.6N. R29E See transfer 33-2081 approved 9/19/74

Examiner's Signature John Verbraner Date July 16, 1974

Checked by Gordon E. Hodnett Date Nov 6, 1974

Approved by_____ Date_____

$$\frac{1000\ gal}{\frac{30\ \cancel{sec}}{60\ \cancel{sec}/min}} = \frac{1000}{.5\ min} = 2000$$

1400

4.45

.02 CFS

$$\frac{4\ CFS}{240\ A} = .017\ CFS/A$$

.003

240 A

240)4.00

$$\frac{(50)(4)}{240} = \frac{200}{240} = .83\ in/a.$$

.50

August 2, 1974

Re: Permit No. 33-7012

Donald D. Owens
Howe,
Idaho 83244

Dear Mr. Owens:

Enclosed is a copy of the approved application for amendment submitted in connection with the above referenced permit.

If you have any questions concerning this matter, please do not hesitate to contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

bc: Eastern District Office

33-7012

USE TYPEWRITER OR BALL POINT PEN

State of Idaho
Department of Water Administration

IDAHO DEPARTMENT OF WATER ADMINIST
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

RECEIVED
APR 1 1972
Idaho Dept. of Water Administ
Eastern District Office

1. WELL OWNER

Name DON OWENS

Address Howe Idaho

Owner's Permit No. Applic. 33-7012

2. NATURE OF WORK

☑ New well ☐ Deepened ☐ Replacement

☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☐ Domestic ☑ Irrigation ☐ Test

☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☑ Cable ☐ Rotory ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 16 inches Total depth 222 feet

Casing schedule: ☑ Steel ☐ Concrete

Thickness		Diameter		From		To	
.250	inches	16	inches	0	feet	222	feet
	inches		inches		feet		feet
	inches		inches		feet		feet
	inches		inches		feet		feet
	inches		inches		feet		feet

Was a packer or seal used? ☐ Yes ☑ No

Perforated? ☑ Yes ☐ No

How perforated? ☐ Factory ☑ Knife ☐ Torch

Size of perforation 4 inches by 3 inches

Number		From		To	
575	perforations	108	feet	222	feet
	perforations		feet		feet
	perforations		feet		feet

Well screen installed? ☐ Yes ☑ No

Manufacturer's name

Type Model No.

Diameter Slot size Set from feet to feet

Diameter Slot size Set from feet to feet

Gravel packed? ☐ Yes ☐ No Size of gravel

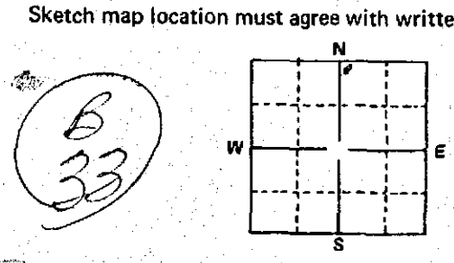
Placed from feet to feet

Surface seal? ☑ Yes ☐ No To what depth 18 feet

Material used in seal ☑ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



County Butte 33 7012

NW ¼ NE ¼ Sec. 18, T. 6 N/S, R. 29 E/W

7. WATER LEVEL

Static water level 103 feet below land surface

Flowing? ☐ Yes ☑ No G.P.M. flow

Temperature ° F. Quality

Artesian closed-in pressure p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth From	Depth To	Material	Wat Yes
16	0	3	Brown Top Soil	
	3	103	Hard Gravel	
	103	180	Gravel (SANDY)	X
	180	205	Gravel	X
	205	215	Gravel (SANDY)	X
	215	222	Gravel	X

10.

Work started April 12, 1972 finished April 26, 19

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is true to the best of my knowledge.

CUSHMAN + DEMING Drilling INC. 94
Driller's or Firm's Name Number

1405 So. Broadway Blackfoot Ida
Address

Eugene Pickett 4-20-72
Signed By Date

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

September 13, 1973

Re: Permit No. 33-7012

Donald D. Owens
P. O. Box 23
Howe, Idaho 83244

Dear Mr. Ownes:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed you will find an Order of Reinstatement; please note that the priority has been advanced to June 8, 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 regarding 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
Enc: Reinstatement Order

33 7012

AUG 31 1973

Identification No. _____

Permit No. 33-7012

Department of Water Administration

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

AUG 30 1973

Department of Water Administration
Eastern District Office

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Donald D. Ownes

   b) Post Office Address P. O. Box 23, Howe, Idaho

2. Permit Number 33-7012

3. Date of Priority that you are prepared to establish 4/10/72

4. a) Source from which water was appropriated groundwater - well

   b) Location of the point of diversion: NW ¼ NE ¼, Section 18

   Township 6N, Range 29E Boise Meridian, Other points of diversion: _____

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

   amount 4.1 (cfs and/or acre feet per annum) for irrigation purposes from Apr. 1 (Month-Day) to Nov. 1 (Month-Day) incl.

   amount _____ (cfs and/or acre feet per annum) for _____ purposes from _____ (Month-Day) to _____ (Month-Day) incl.

   amount _____ (cfs and/or acre feet per annum) for _____ purposes from _____ (Month-Day) to _____ (Month-Day) incl.

   b) Total amount appropriated 4.1 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: Badger Meter installed in discharge pipe 1800 gpm

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) Breifly 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 breif description of diversion structure and/or canal or ditch) 125 hp pump, 16" well casing, 205' deep

   b) Describe the type and size of measuring device which you have installed at your point of diversion: 10' Badger 2400 p.m. Cap. Meter

   c) Give well drillers name and address and date the well was completed Jack Cushman Well Drilling Co., Blackfoot, Idaho June 10, 1972 (approx)

Exam typed 9/13/73 by JC

33 7012

33 7012

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

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	29E	17										20	25						45
6N	29E	18	40	40	40	40													160

Total number of acres irrigated 205

10. Remarks:

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

Aug 30
(Date)

Donald D Dixon
(Signature)

State of Idaho)
ss.
County of Bonneville)

On this 30 day of August, 19 73, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Sheri Christensen
Notary Public residing at Bonneville County
Idaho Falls, Idaho 83401

My commission expires Jan. 14, 1976

July 16, 1973

Re: Permit No. 33-7012

Donald D. Owens
Howe,
Idaho 83244

Dear Mr. Owens:

Enclosed please find an Order DENYING the applicaaion for extension of time for Permit No. 33-7012.

You should be aware that Idaho is under a mandatory permit system, therefore, it will be necessary to file an application for permit at such time as you continue to develope this project.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:JC
Enclosure

33 7012

CONVERSATION MEMORANDUM

DATE 7-10-73

FILE 33-7012

NAME OF PARTY Mrs Donald Owens

EMPLOYEE Bob Fleenor

RE: Extension Request & Submission of BU

Called Mrs. Owens and informed her that Beneficial Use affidavit should be submitted for the work that has been done. She said they will send it in as soon as possible with evidence that measuring device has been ordered.

Also indicated that an extension of time can not be granted now since the request was not made prior to proof of BU due date

BDF

33 7012

RECEIVED
JUL 5 1973

July I, I973

State of Idaho
Dept. of Water Administration

Re Permit #33-70I2

Mr. Keith Higginson;

We hearby request a one year extension of time to complete our project covered by this permit. As we are financed by FHA we did not obtain the neccessary funds to get a contractor to complete our leveling until this spring.

We are now putting in our ditchs and deversions work as engineered by A,S.C.S. We will have this completed for spring planting. Also we have ordered a water meter for this from Ag. Services of Blackfoot which has not come in due to short supply of these devices.

Thank you for your consideration.

Very Truly Yours,

Donald Owens

Donald Owens

33 7012

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

July 2, 1973

Re: Permit No. 33-7012

Donald D. Owens
Howe,
Idaho 83244

Dear Mr. Owens:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit 33-7012 has lapsed.

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

R. KEITH HIGGINSON
Director

33 7012

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 to whom, date and address where delivered

☐ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below

REGISTERED NO.

CERTIFIED NO.
7458

INSURED NO.

DATE DELIVERED

① **SIGNATURE OR NAME OF ADDRESSEE** *(Must always be filled in)*
Donald Rivera

② **SIGNATURE OF ADDRESSEE'S AGENT, IF ANY**

③ **SHOW WHERE DELIVERED** *(Only if requested, and include ZIP Code)*
33 7012

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

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

Postmark of Delivering Office

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 WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

33 7012

PS Form 3811 Rev. 1970 #55-34-81277-1

May 1, 1973 CERTIFIED MAIL # 24458

Re: Permit No. 33-7012

Donald D. Owens
Howe, Idaho

Dear Mr. Owens:

One of the conditions of approval of your water Permit No. 33-7012 (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 July 1, 1973. 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

33 7012

July 21, 1972

Donald D. Owens
Howe, Idaho

Dear Mr. Owens:

Enclosed is a copy of your approved Application for Permit No. 33-7012 . 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures:

33 7012

UNITED STATES DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

May 17, 1972

RECEIVED
MAY 18 1972
Department of Water Administration
Eastern District Office

Mr. Norman C. Young
District Engineer
Department of Water Administration
240 South Holmes Ave.
Idaho Falls, Idaho 83401

Re: Application for Permit
33-7012 - Donald Owens

Dear Mr. Young:

I have been asked by the applicant for a statement regarding the quantitative need for irrigation water on the lands affected by the above application for permit being W½SW¼, Section 17, and NE¼ and N½SE¼, Section 18, Township 6 N., Range 29, E.B.M.

Under the planned irrigation system, flood irrigation, it is my opinion that adequate irrigation would require 1.5 inches per acre, in order to derive maximum benefit. The soil is shallow and light, and diversion of less than 1.5 inches per acre would not provide an adequate water supply for the soil, under flood irrigation.

Very truly yours,

James R. Stalnaker

James Stalnaker, Distirct Conservationist
Soil Conservation Service

33 7012

MEMORIAL BUILDING
326 W. GRAND AVE.

WILLIAM G. CARLSON

ATTORNEY AT LAW
P.O. DRAWER 804
ARCO, IDAHO 83213

AREA CODE 208
527-3654

RECEIVED
MAY 1[illegible] 1972
Department of Water Administration
Eastern District Office

May 11, 1972

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

Re: Application for Permit
No. 33-7012 - Donald Owens

Dear Mr. Young:

I have asked Mr. Stalnaker of the SCS to provide a statement regarding water requirements on the lands subject to the above application.

In connection with that application, please be advised that Mr. Owens doesn't intend to use a sprinkler irrigation system, but will flood-irrigate the lands.

If you require any further information to process this application, please advise.

Very truly yours,

William G. Carlson

WGC/mp

33 7012

CONVERSATION MEMORANDUM

DATE 5/5/72

FILE 33-7012

NAME OF PARTY Bill Carlson, Atty

EMPLOYEE WCV

RE: Telephone conversation with Carlson on 5/3/72, met with him on 5/4/72 @ Howe. Basic points established were.

① My letter to him in error because ② 45 acres in sec 17 does not duplicate the 35 acres in sec 17 on lic # 33-2081 ③ License # 33-7002 covers 154 acres in NE¼ Sec 18 not 144 acres. Thus as the situation stands the permit could be issued for 2.5 cfs without justification.

④ Initial output from well will be assigned to license # 33-2081 because of pending transfer. Only water in excess of that required to supplement that from old well will be applied to new permit when granted.

⑤ Andreason still owns SE¼ Sec 7 and can, with Howe permission, transfer rest of water back of NE¼ sec 18 covered by lic # 33-7002

⑥ Or Howe could with Andreason's permission transfer ½ of license # 33-7002 to new well in Sec 18.

⑦ System will not be sprinkler. SCS could provide justification for additional requested. — Carlson will do something in writing, soon

April 28, 1972

Re: Application No. 33-7012 - Donald D. Owens
33-7013 - Rulon J. Callister

The Arco Advertiser
Box "C"
Arco, ID 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 our 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 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:BJ
Encs: Legal notices (2)

Bill submitted 5-31-72. dc

33 7012

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Donald D. Owens, Howe, Idaho

has on 4/10/72 submitted Application No. 33-7012

for a permit to appropriate 4.1 cubic feet per second ~~acre feet per annum~~

of water from a ground water source

by means of well and pump

within the NW¼NE¼, Sec. 18, T. 6N, R. 29E, B.M., Butte County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 205 acres

within the W½SW¼, Sec. 17; NE¼, Sec. 18, T. 6N, R. 29E, B.M.

.

If issued, this permit will be subject to all prior water rights. Protests against the granting of this permit must be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401, on or before May 22, 1972.

R. KEITH HIGGINSON

Director

Published in the Arco Advertiser, Arco, Idaho

on May 4 and May 11, 1972.

33 7012

NCY

April 25, 1972

Re: Application for Permit No. 33-7012

Mr. Donald D. Owens
Howe, ID 83244

Dear Mr. Owens:

We are processing your Application for Permit No. 33-7012. Comparing the land covered by this application to our other water right records, we find that the land is already covered by two other licenses. License No. 33-2081 includes 35 acres of land in the W½SW¼, Section 17, Township 6N, Range 29E, B.M. at a rate of approximately .98 in./acre. License No. 33-7002 includes 144 acres of land in the NE¼, Section 18, Township 6N, Range 29E, B.M. at the rate of approximately .555 in./acre.

Section 42-202 of the Idaho Code limits the maximum diversion rate to 1"/acre, unless it can be shown that more is required. Thus, unless you provide us within thirty (30) days adequate justification for the higher rate requested, we will be able to approve your application for a rate of only 1.83 c.f.s. Adequate justification would be a statement from a soils expert, such as the SCS, to the affect that because of your soil type or irrigation system that you have a need for a higher diversion rate. However, it will be quite difficult to demonstrate a need for more than 1"/acre when the application is with sprinklers.

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

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:bj

33 7012

April 24, 1972

Mr. Donald D. Owens
Howe, ID 83244

Dear Mr. Owens:

Attached herewith is departmental receipt No. 7283 for your application for permit and transfer which were received in this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BJ

Attachment

33 7012

April 12, 1972

Mr. Donald D. Owens
Howe,
Idaho 83244

Dear Mr. Owens:

We are returning your application for transfer and check #92-263, in the amount of $95.00. After reviewing the transfer application, we find it has not been notarized.

Your application for permit appears to be in order. We will not begin processing it until we receive the filing fee; however, if the fee is returned within 30 days, you can still hold the proposed priority of April 10, 1972.

If you will have the enclosed transfer notarized and return it to us, along with your check in the amount of $95.00, we will be most happy to begin processing your applications.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BJ

Enc: check #92-263 ($95.00)
app. for transfer

33 7012

33-7012

March 29, 1972

Mr. Donald D. Owens
Howe,
Idaho 83244

Dear Mr. Owens:

Subsequent to our telephone conversation, we have re-typed your application for permit form, with the changes we mentioned in the telephobe conversation and have also included a proposed transfer form.

On the application for permit form, we have indicated 4.1 cubic feet per second for the irrigation of 205 acres. This figure was arrived at by totalling the 160 acres of new land in the NE¼ of Section 18, T. 6 N, R. 29 E, B.M., and the unlicensed portions of the W½SW¼, Section 18, T. 6 N, R. 29 E, B.M., which amounts to 45 acres. We have also changed the irrigation season to April 1, through November 1.

The only change that the transfer reflects, is the addition of a point of diversion. Upon approval your license will cover both wells for irrigation of the original 170 acres. Before we can grant final approval, we will require that you show some evidence that you are the present land holder which this license is appurtenant to.

The fee will be $65.00 for the application for permit and $30.00 for the transfer.

If we can be of any further assistance to you in this, or any other matter, please do not hesitate to contact this Department.

Very truly yours,

James Booker,
Appropriation Examiner

JB:cs

Enc: original application for permit
re-typed application for permit
application for transfer form

33 7012