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DEC 9 1974

Department of Water Resources
DEC 9 1974

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, ... Helen O. Kluger do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

Two consecutive weeks, the first publica-
tion having been made on the 28th day

of ... November , 1974., and

the last publication having been made on the

5th day of December

19...74...; every Thursday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Helen O. Kluger
.....

Subscribed and sworn to me this 5th
day of ... December , 1974.

Robert H. Coates
.....

Notary Public

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
VALMONT INDUSTRIES, INC.
Valley, Nebraska 68064 has on
Nov. 18, 1974 submitted Applica-
tion No. 61-7208 for a permit to
appropriate 5.2 cubic feet per
second of water from a ground-
water source by means of well and
pump within the center of N $\frac{1}{2}$,
Sec. 36, T. 4 S, R. 5 E, B.M. Elmore
County to be used from March 15
to Nov. 15 for irrigation of 260
acres within the N $\frac{1}{2}$, Sec. 36, T. 4
S, R. 5 E, 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 Re-
sources, Statehouse, Boise, Idaho,
83720, on or before Dec. 16, 1974.

R. KEITH HIGGINSON
Director

Published in the Mountain Home
News, Mtn. Home, ID on Nov. 22, 1974

Ok
12-9-74
ca

MICROFILMED

26 25 A
35 36 160.4

B426
B 483

25 30
36 31

ND

ND

ND

TOTAL
160 AC

Well TOTAL
(160 AC)

ND

ND

ND

ND

B464

B
123.9

A
111.4

35 36
2 1

36 31
1 6

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DEC 16 1986

NOT TO SCALE

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NOV 7 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: JAN GROVER
Owner: JAMES F. BLACK

Date 9/23/83
Permit No. 61-73124
61-7208

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

PUMP & MOTOR WITH 8" PIPELINE TO WHEEL-
LINES. APPROX. 10' DISTANCE FROM MOTOR TO
ACCESS PORT. DIRECTLY ON TOP OF PIPE RATHER
THAN ON SIDE.

Measured inside diameter of pipe in inches

(A) 7.75"

Size of Annubar used in test 7.981

State ID No. 191141

Model No. of Annubar Meter Used 75
(Model No. = 75 for 6" and larger)
(Model No. = 73 for 4")

Size Eagle Eye Meter Used 10-80

State ID No. 091476

Date of Last Calibration of Meter 4/27/83

Observed inches of H₂O read on Meter

(B) 36"

Flow Correction Factor (From Calibration Graph)
(Use 1 if Error is $\pm 2\%$ at observed pressure)

(K) 1.020

Select C based on Annubar Model No.

If Model No. = 75, then C = 3.85

If Model No. = 73, then C = 4.14

CALCULATION: $K \frac{(A^2) (\sqrt{B})}{448.8} C =$

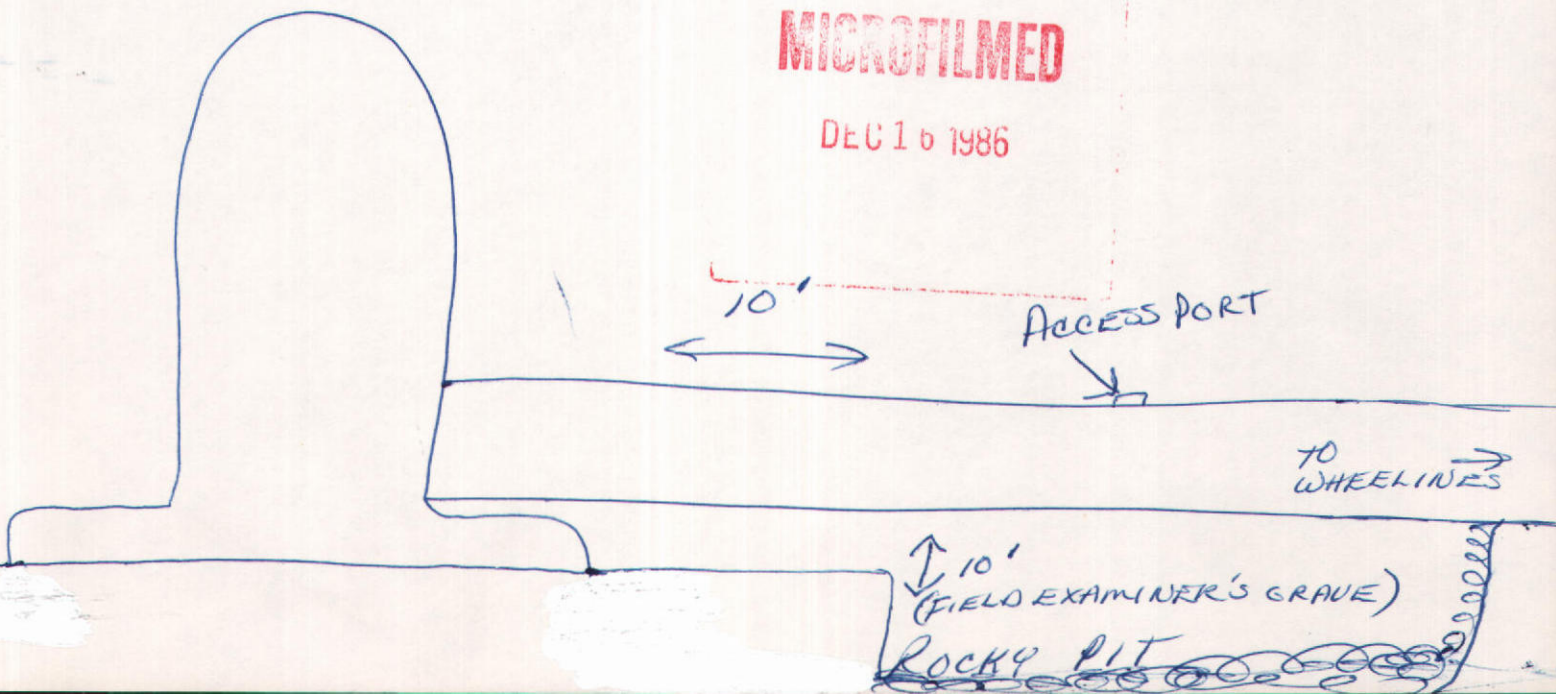
(C) 3.85
3.15 cfs measured

1.020 (60.06) (6) 3.85 = 3.15 cfs
448.8

SKETCH (If not shown on Field Report):

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 61-7208 Priority November 18, 1974 Amount 2.56 cfs

THIS IS TO CERTIFY, that James F. Black
of Bruneau, Idaho, has complied with the terms and conditions of Permit
No. 61-7208 issued pursuant to Application for Permit dated November 18, 1974,
and has submitted proof to the Department of Water Resources on November 1, 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 3.15 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>	from <u>March 15</u> to <u>November 15</u>	at <u>2.56</u> cfs and	<u>1170.0</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.56 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
1170.0 acre feet per year, said waters to be diverted within the SW 1/4 NE 1/4 Section 36,
Twp 4S, Rge 5E in the County of Elmore

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	5E	36	32.5	32.5	32.5	32.5	32.5	32.5	32.5	32.5									260

Total number of acres irrigated 260

CONDITIONS OF APPROVAL

a. 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.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26TH day of NOVEMBER, 19 86

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NOV 26 1986

Attorney at Law Director

Norman C. Young

DEC 1 1986

ok
if

ASSIGNMENT

For value received, I hereby assign my right, title, and interest, in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 61-7208 to JAMES F. BLACK of Bruneau, Idaho 83604.

*

VALMONT INDUSTRIES, INC. a corporation

[Signature]
~~XXXXXX~~ Its Corporate Controller
ATTEST:

[Signature]
~~XXXXXX~~ Its Secretary

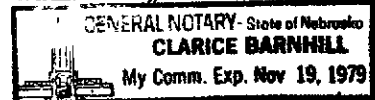
STATE OF NEBRASKA)
 : ss
County of Douglas)

On this 23rd day of November, 1977, before me, a Notary Public for the State of Nebraska, residing at _____

personally appeared Brian C. Stanley and Paul F. Lienemann

~~XXXX~~ as Corporate Controller & Secretary known to me to be the person whose name is subscribed ~~XXXXXX~~ of Valmont Industries, Inc., a corporation, and duly acknowledged to me that the ~~XXXXXX~~ corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.



My commission expires Nov 19, 1979

[Signature]
Notary Public
Residing at Bozay, Neb.

* If fractional part of permit is to be assigned, the same fractional part of the land to which the assigned fraction is appurtenant should be shown.

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NOV 1 1979

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BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. **61-7208**

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,

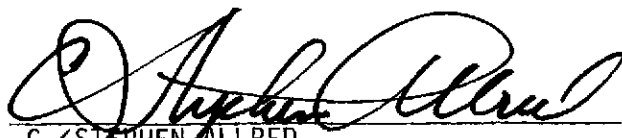
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

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;

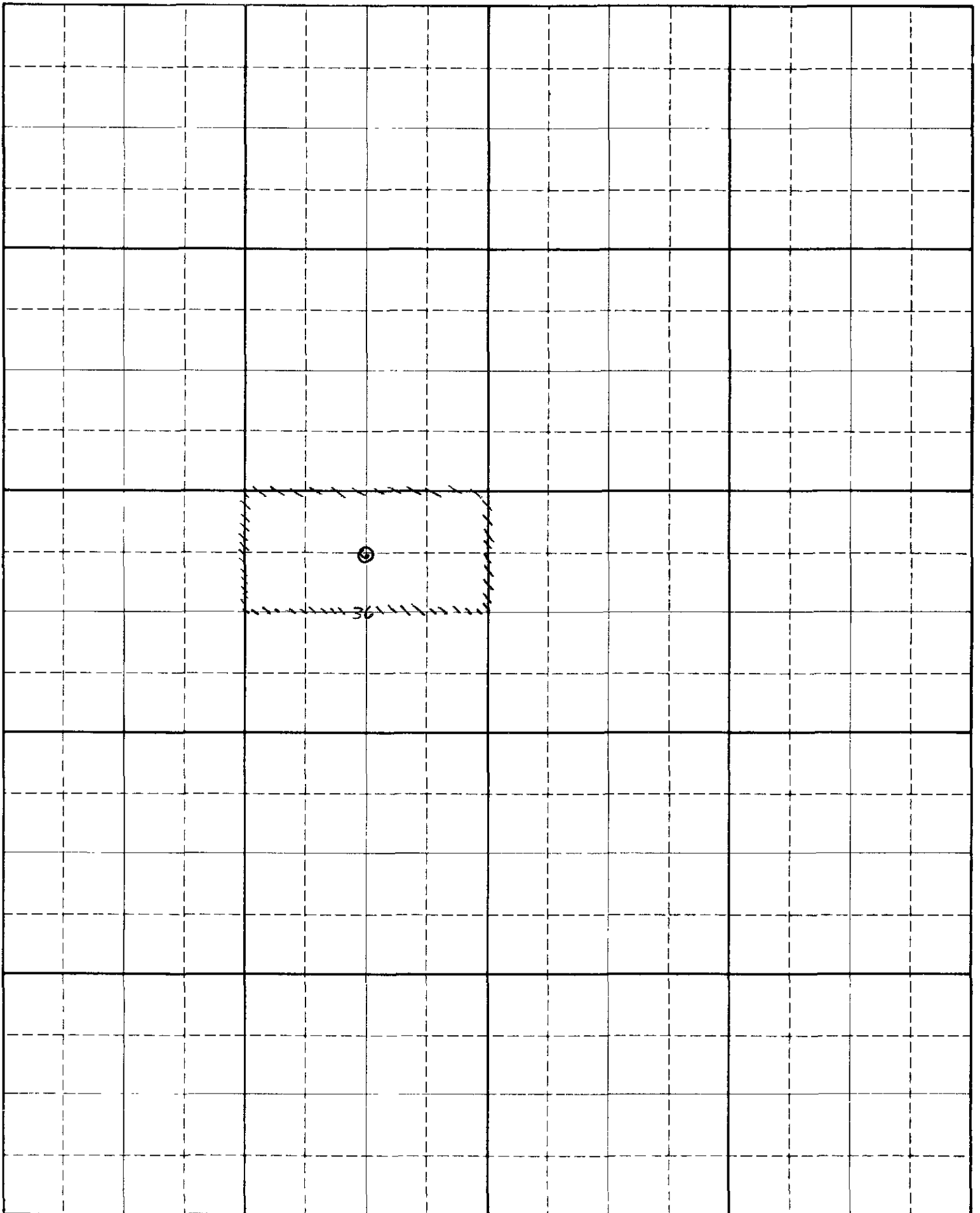
NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device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

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

RECORDED

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

VALMONT INDUSTRIES, INC.

BY James C. Stacy, Treas.
(Applicant)

Received by WJ Date 11-06-74 Time 8:00 A
 Preliminary check by 4EB Fee \$ 75.00
 Receipted by C Date 11-18-74 Receipt # 15350
 Publication prepared by C Date 11-21-75
 Published in Mountain Home News
 Publication dates Nov 78 & Dec 5
 Publication approved 3 Date 12-9-74
 Priority reduced to _____ Reason _____

 Protests filed by _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by WJ BDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 61-7208, and said application is hereby APPROVED.

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

- a SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 80.
- 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 2 day of January 19 75.

P. Keith Higgins
 Director

Identification No. _____

Application No. 61-7208

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

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

APPROVED

- 1 Name of applicant Valmont Industries, Inc. Phone 1/402/359-2201
post office address Valley, Nebraska 68064
- 2 Source of water supply Groundwater which is a tributary of _____
Center of N $\frac{1}{2}$
- 3 a Location of point of diversion is _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 36 Township 4 S
Range 5 E B M Elmore 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 5.2 for Irrigation purpose from March 15 to Nov. 15 (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 5.2 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works.
a Description of ditches, flumes, pumps, headgates, etc _____

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 20 inches; proposed depth of well is 500 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 \$ 140,000.00
- 8 Description of proposed uses
a If water is **not** for irrigation
(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 _____

MICROFILMED

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

TWP	RANGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4 S	5 E	36	32 1/2	32 1/2	32 1/2	32 1/2	32 1/2	32 1/2	32 1/2	32 1/2									260

Total number of acres to be irrigated 260

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 Valmont Industries, Inc.
- b Who owns the land to be irrigated or place of use Valmont Industries, Inc.
- 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

DEC 9 1974

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, ...Helen O. Kluger..... do
solemnly swear that I am the foreman, or
publisher of the

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
PALMONT INDUSTRIES, INC.
of Elmore, Nebraska 68064 has on
Nov. 18, 1974 submitted Application No. 61-7206 for a permit to
appropriate 5.2 cubic feet per
second of water from a ground-
water source by means of well and
pump within the center of N $\frac{1}{2}$,
Sec. 36, T. 4 S, R. 5 E, B.M. Elmore
County to be used from March 15
to Nov. 15 for irrigation of 260
acres within the N $\frac{1}{2}$, Sec. 36, T. 4
S, R. 5 E, 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 Re-
sources, Statehouse, Boise, Idaho,
83726, on or before Dec 16, 1974.

R. KEITH HIGGINSON,
Director

Published in the Mountain Home
News, Mtn. Home, ID on Nov. 22, 1974

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

Two..... consecutive weeks, the first publica-
tion having been made on the ...28th... day
of ...November....., 1974., and
the last publication having been made on the
5th..... day of December....
19...74...; every Thursday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Helen O. Kluger
.....

Subscribed and sworn to me this ...5th.....

day of ...December....., 1974.

William H. Coe Jr.
.....
Notary Public

OK
12-9-74
Co



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

December 8, 1986

RE: Permit No. 61-7208

James F. Black
Bruneau,
Idaho 83604

Dear Mr. Black:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

RECEIVED
DEC 10 1986
BOISE, IDAHO



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

November 3, 1986

RE: Permit No. 61-7208

James F. Black
Bruneau,
Idaho 83604

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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DEC 4 1986

MEMORANDUM

TO: File
FROM: Jim Johnson
DATE: 10-8-86
RE: Beneficial Use Field Report Review

Right No. 61-7208/61-7312

Comments

Part A - General Info.

Part B - Overlap Review

Part C - System Description

- 3.15 cfs is used to IRRIGATE
320 ACRES VIA WHEELINE
SPRINKLER SYSTEM

Part D - Flow Measurements

Part E - Flow Calculations

- $3.15 \text{ cfs} / 320 \text{ AC} = 0.0098 \approx 0.01$
RT. 61-7208 = 260 AC $\times$ 0.01 = 2.56 cfs ✓
RT. 61-7312 = 60 AC $\times$ 0.01 = 0.57 cfs ✓
NO COMBINED CONDITION REQUIRED ✓

Part F - Volume Calculations

Part G - Remarks

$3.15 \times 19835 \times 245 = 1530.8$
 $320 \times 4.5 = 1440$

Part H - Recommendations

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DATE 11.10

[illegible]

(Include distance from pump to measuring device, if applicable.)

[illegible]☐ Other

Date 10-1-86

DEC 16 1950

B426

B 483

ND

ND

ND

ND

TOTAL
160 AC

Well TOTAL
(160 AC)

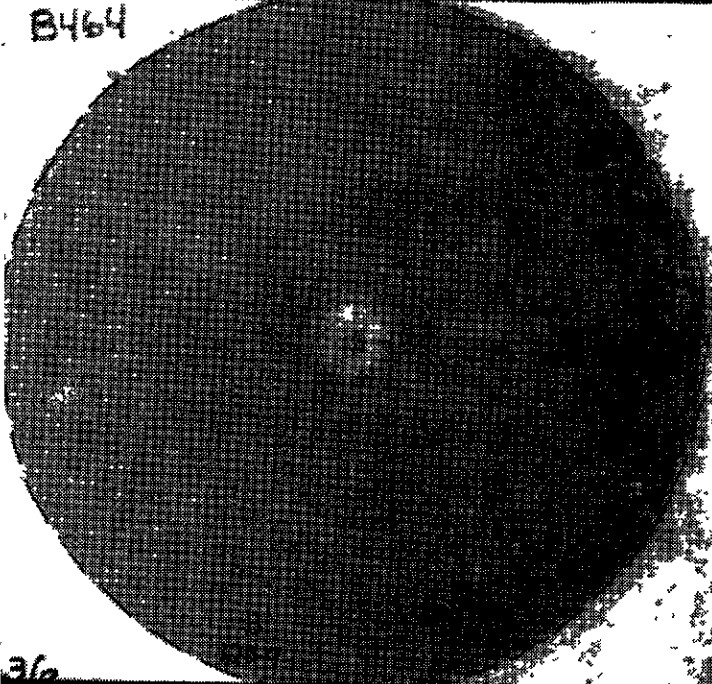
ND

ND

ND

ND

B464



36

211

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NOV 7 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by JAN GROVER
Owner: JAMES F. BLACK

Date 9/23/83
Permit No. 61-73124
61-7208

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

Pump & motor with 8" PIPELINE TO WHEEL-
LINES. APPROX. 10' DISTANCE FROM MOTOR TO
ACCESS PORT. DIRECTLY ON TOP OF PIPE RATHER
THAN ON SIDE.

Measured inside diameter of pipe in inches

(A) 7.75"

Size of Annubar used in test 7.981

State ID No. 191141

Model No. of Annubar Meter Used 75
(Model No. = 75 for 6" and larger)
(Model No. = 73 for 4")

Size Eagle Eye Meter Used 10-80

State ID No. 091476

Date of Last Calibration of Meter 4/27/83

Observed inches of H₂O read on Meter

(B) 36"

Flow Correction Factor (From Calibration Graph)
(Use 1 if Error is $\pm 2\%$ at observed pressure)

(K) 1.020

Select C based on Annubar Model No.

If Model No. = 75, then C = 3.85

If Model No. = 73, then C = 4.14

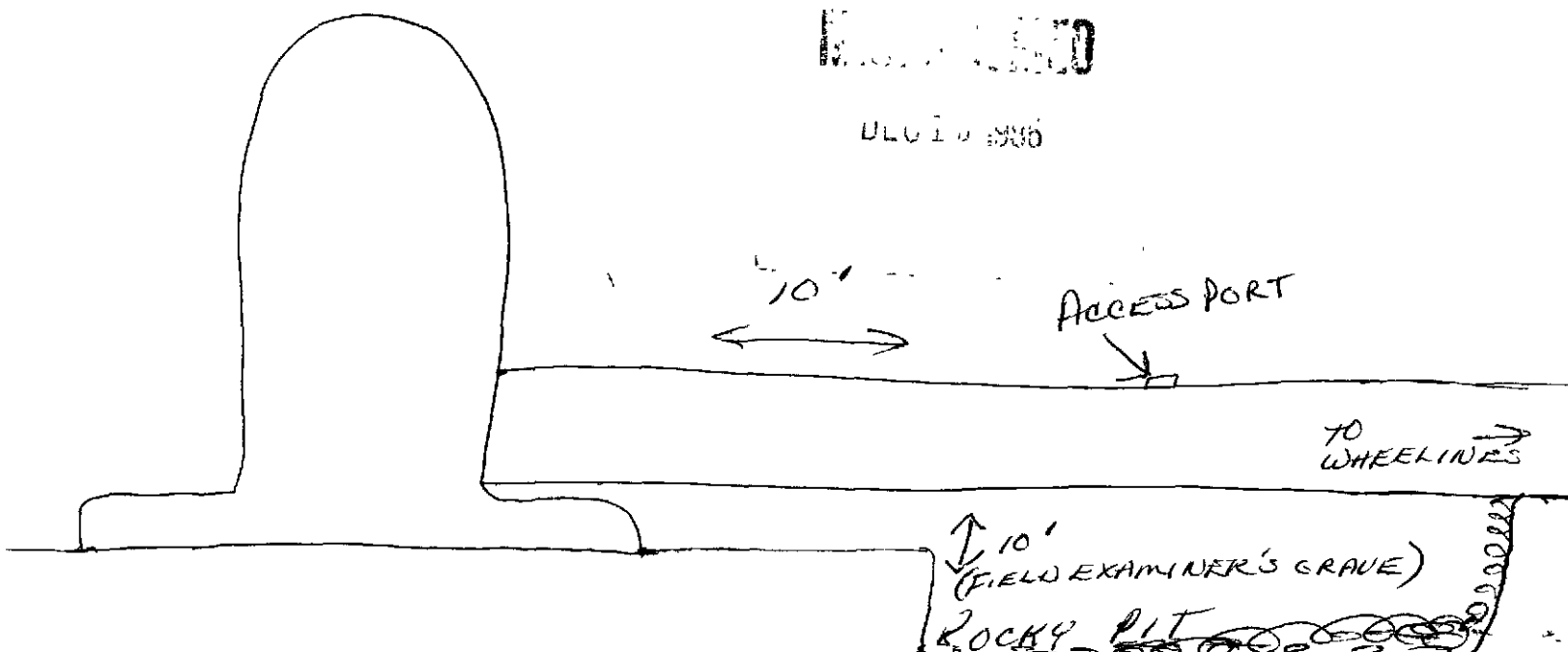
(C) 3.85

CALCULATION: $K \frac{(A^2) (\sqrt{B})}{448.8} C =$

3.15 cfs measured

SKETCH (If not shown on Field Report):

$$\frac{1.020 (60.06) (6) 3.85}{2/2/8.8} = 3.15 \text{ cfs}$$





State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

December 21, 1979

James F. Black
Bruneau, ID 83604

RE: 61-7208

Dear Mr. Black:

We acknowledge receipt of your statement 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.

☐ A field examination of your system has been scheduled for

_____.
If this time and date is not convenient for you, please contact this office as soon as possible.

☒ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Kay Walker
Secretary

... 11/11/79

November 19, 1979

James F. Black
Bruneau, ID 83604

Dear Mr. Black:

Re: Permit No. 61-7208

This office acknowledges receipt of the assignment conveying the above-referenced permit to you. The assignment has been entered into the Department's records.

Enclosed is a copy of the permit for your records along with a copy of the order modifying the measuring device requirement.

This office also acknowledges receipt of the statement of beneficial use postcard. You will be contacted by letter from our regional office concerning the field examination of your system.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosures

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NOV 20 1979

DEPARTMENT OF WATER RESOURCES

Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 61-7208

Name(s) of Permit Holder James F. Black

Post Office Address: Bruneau, Idaho 83604

Tel. No. 845-2122

Source of Water Groundwater

Extent of Use:

☐ Domestic	(number of households)
☐ Stockwater	(number and type of stock)
☒ Irrigation	<u>260</u> (acres)
☐ Other	

Measuring Device	Required?	☐ Yes ☐ No	Installed?	☐ Yes ☒ No
Access Port	Required?	☐ Yes ☐ No	Installed?	☐ Yes ☒ No

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

1/1/79
Date

James F. Black
Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

NOV 1 1970

Department of Water Resources
Western Regional Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director
June 20, 1979

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

Dear Wateruser:

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

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

Northern Region Office
Rt. #5, Box 203 Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Blvd. North
Twin Falls, Idaho 83301

Western Region Office
92 S. Cole Road
Boise, Idaho 83705

MAILED 12 JUL 1979

January 6, 1975

Re: Permit No. 61-7208

Valmont Industries, Inc.
Valley,
Nebraska 68064

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 61-7208. 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
Chief, Water Rights

BDF:jfr

Enclosures

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DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 61-7208

- ☒ 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

(1) R.W.H 11-19-74

In form to receipt

(2) NA

Send Copies to:

- ☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) NA

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

(4) R.W.H 11-19-74

In form for advertising

(5) NA

Platted on Map No. NA

(6) NA

Located within Water District No. NA

(7) FEAS 12/16/74

Critical groundwater area: yes NA no NA

(8) NA

Groundwater levels:

NA Declining, NA Stable, NA Increasing

(comment) NA

(9) NA

Other rights on the same place of use

(10) NA

Comments: NA

(11) On 12-9-74

Affidavit of Publication received(date) OK

(12) FEAS 12/16/74

Final date for protests 12/16/74

Protests received: yes NA no NA

(13) FEAS 12/16/74

All requested information received from agencies or applicant: yes NA no NA

(14) FEAS 12/16/74

Action recommended:

☒ Approve NA Deny

NA Proposed Priority

NA Reason for Reduction

☒ Measuring device required

NA See attached sheet for other conditions of approval

NA No special conditions for approval

(15)

District

West

By

f Booker

Date

12/16/74

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse Annex 2
Boise Idaho 83707
(208) 384-2215
Western District Office



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

November 22, 1974

Mountain Home News
P.O. Drawer 0
Mtn. Home, ID 83647

Re: Application for Permit No. 61-7208 - Valmont Industries, Inc.
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)

Sincerely,

Bill Submitted
12-9-74

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that VALMONT INDUSTRIES, INC. Valley, Nebraska 68064 has on Nov. 18, 1974 submitted Application No. 61-7208 for a permit to appropriate 5.2 cubic feet per second of water from a ground-water source by means of well and pump within the center of N¹/₂, Sec 36, T 4 S, R 5 E, B M Elmore County to be used from March 15 to Nov. 15 for irrigation of 260 acres within the N¹/₂, Sec 36, T 4 S, R 5 E, 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 Resources, Statehouse, Boise, Idaho 83720, on or before Dec. 16, 1974.

R. KEITH HIGGINSON
Director

Published in the Mountain Home News-Mtn Home ID on Nov. 28, 1974 and Dec. 5, 1974.

RECEIVED

OK
11-29-74
CW

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that VALMONT INDUSTRIES, INC.
Valley, Nebraska 68064
has on Nov. 18, 1974 submitted Application No. 61-7208
for a permit to appropriate 5.2 cubic feet per second ~~XXXXXX~~
~~XXXXXX~~ of water from a groundwater source
by means of well and pump
within the center of N₂, Sec. 36, T. 4 S, R. 5 E, B.M. Elmore County

to be used from March 15 to Nov. 15
for irrigation of 260 acres

within the N₂, Sec. 36, T. 4 S, R. 5 E, 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 Resources, Statehouse, Boise, Idaho, 83720, on or before Dec. 16, 1974.

R. KEITH HIGGINSON

Director

Published in the Mountain Home News, Mtn. Home, ID
on Nov. 28, 1974 and Dec. 5, 1974.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83707
(208) 384-2190

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

November 19, 1974

Dennis E. Martin
Attorney at Law
1601 Woodman Tower
Omaha, Nebraska 68102

Dear Mr. Martin:

Enclosed is your Receipt No. 15330 in the amount of \$ 75.00 for
Application for Permit No. 61-7208 which was received in this office
on Nov. 18, 1974.

Sincerely,

CATHY L. ATKINSON
Stenographer

CLA:c

Enclosure

MICROFILMED

LAW OFFICES

McGRATH, NORTH, DWYER, O'LEARY & MARTIN, P C

1601 WOODMEN TOWER

OMAHA, NEBRASKA 68102

TELEPHONE 402 341-3070

OF COUNSEL

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ARTHUR D O'LEARY
DAVID B ANDERSON
DENNIS E MARTIN
DAVID L HEFFLINGER
JEFFREY L STOEHR
BRUCE C ROHDE
JAMES B. CAVANAGH

November 12, 1974

State of Idaho
Department of Water Resources
Western District Office
Statehouse - Annex 3
Boise, Idaho 83720

Attn: James E. Booker

Re: Valmont Industries, Inc.
State of Idaho Water Permit

Dear Mr. Booker:

I have enclosed herein the executed Application for
Permit and our firm check in the amount of \$75.00.

Thank you for your cooperation in this matter.

Very truly yours,



DENNIS E. MARTIN

DEM/es
Enclosures

MICROFILMED

November 7, 1974

Dennis Martin
1601 Woodmen Tower
Omaha, Nebraska 68102

Dear Mr. Martin:

We are returning Valmont Industries' application in order that they can sign it.
We are also returning your check No. 27-5 for \$75.00.

It appears that they inadvertently failed to sign the form before mailing it.
Please return the form and check as soon as possible.

If we can be of any further assistance, please do not hesitate to contact this office.

Sincerely,

JAMES E. BOOKER
W. R. Technician

JEB:cla

Enclosure

MICROFILMED

October 30, 1974

Valmont Industries, Inc.
Dennis Martin
Valley, Nebraska 68064

Dear Mr. Martin:

Thank you for returning the application in the name of Valmont Industries, Inc.

During the initial review we failed to note that the application was for an excessive amount of water. The maximum amount of water allowable for 260 acres would be 5.2 cubic feet per second. The fee for 5.2 cubic feet per second is \$75.00.

We are returning the application and Valmont Industries check for \$145.00. We have also taken the liberty of retyping the application form. If it is ~~inconvenient~~ for you to obtain the necessary signature on the retyped application, feel free to make the necessary changes on the original application.

Please return the application with the \$75.00 fee. We hope that we have not caused you any inconvenience in this matter.

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

Sincerely,

JAMES E. BOOKER
W. R. Supervisor

JEB:cla

Enclosures

MICROFILMED

October 28, 1974

Mr. Donald Moritz
Cambridge, Idaho 83610

Dear Mr. Moritz:

We are returning your claim to a water right form and check for the amount of \$10.00. Additional information is necessary before we can process your claim. Please correct the item listed below on the form.

Item 5.a. In Sec. 9, you show land being irrigated in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, but the map indicates the SE $\frac{1}{4}$ SE $\frac{1}{4}$. The map and item 6 must correspond.

Please return the corrected form to this office and we can then continue the processing of your claim.

Sincerely,

M. CLAYNE BARRON
W. R. Technician II

MCB:sw

Enclosures

NOT FILMED

October 16, 1974

Valmont Industries, Inc.
Valley, Nebraska 68064

Gentlemen:

We are returning this application you submitted for Valmont Industries, Inc.
We have changed the period of use for irrigation.

It will be necessary for you to submit the proper fee before we can accept the
application. The fee for 12.8 c.f.s. is \$145.00.

Please check the application form over and return it to us with the fee as soon
as possible.

If we can be of any further assistance in this matter, please feel free to
contact this department.

Sincerely,

JAMES E. BOOKER
W.R. Technician

JEB:cla

RECORDED

September 26, 1974

Dennis Martin
1601 Woodman Tower
Omaha, Nebraska 68107

Dear Mr. Martin:

Pursuant to your telephone request of September 25, 1974, please find enclosed one copy of this department's Application for Permit form with instructions for filing.

If you should have any further questions or if we may be of any assistance to you in the completion of this form, please do not hesitate to contact this department.

Sincerely,

CATHY L. ATKINSON
Stenographer

CLA:c

Enclosure

MICROFILMED