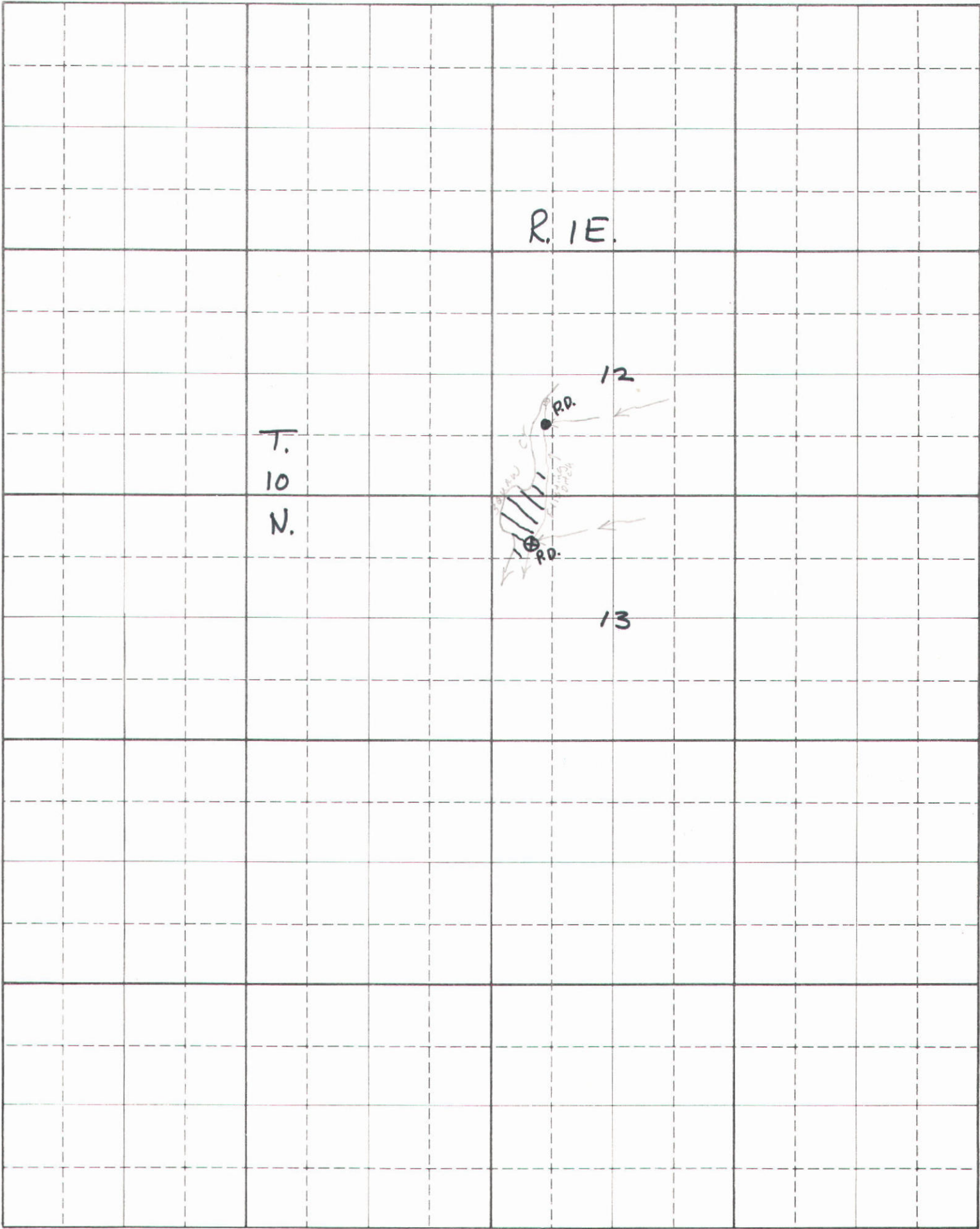


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Perry C. Sutton
(Applicant)
Larry Sutton

P4 65-7527

SESH	38	01	65-11613	LOWER PAYETTE DITC	J	07-1945	GRAVEYARD GULCH WASTEWAY
SESH		43.04	65-6796	STARKS	D	01-01-1995	GROUNDWATER
SESH	39	01	65-0165X	LOWER PAYETTE DITC	D	06-01-1882	PAYETTE RIVER
SESH		43	65-11385	GASTON	D	09-01-1976	GROUNDWATER
SESH	39	01	65-11613	LOWER PAYETTE DITC	J	05-07-1945	GRAVEYARD GULCH WASTEWAY
SESH		43	65-2722	SHISHER	D	09-24-1962	GROUNDWATER
SESH		43	65-7084	SUTHERLAND	D	02-08-1969	GROUNDWATER
SESH		43	65-9339	OGGURN	D	04-01-1970	GROUNDWATER
SESH	10	01	65-0165X	LOWER PAYETTE DITC	D	06-01-1882	PAYETTE RIVER
SESH	10	01	65-11613	LOWER PAYETTE DITC	J	05-07-1945	GRAVEYARD GULCH WASTEWAY
SESH		43	65-4126	KNIEFEL	D	04-01-1968	GROUNDWATER
SESH		43	65-2863	STRONG	D	04-01-1939	GROUNDWATER
SESH		43	65-6400	REED	D	08-01-1972	GROUNDWATER
SESH	10	01	65-0165X	LOWER PAYETTE DITC	D	06-01-1882	PAYETTE RIVER
SESH	10	01	65-11613	LOWER PAYETTE DITC	J	05-07-1945	GRAVEYARD GULCH WASTEWAY
SESH	05	01.43	65-4494	PRAGER	D	04-01-1945	GROUNDWATER
SESH		43	65-6450	ROSE	D	06-01-1935	GROUNDWATER
SESH		43	65-9185	CALOUN	D	02-05-1977	GROUNDWATER
SESH	39	01	65-0165X	LOWER PAYETTE DITC	D	06-01-1882	PAYETTE RIVER
SESH	39	01	65-11613	LOWER PAYETTE DITC	J	05-07-1945	GRAVEYARD GULCH WASTEWAY
SESH		43	65-3905	SLOAN	D	08-30-1966	GROUNDWATER
SESH	35	01	65-0165X	LOWER PAYETTE DITC	D	06-01-1882	PAYETTE RIVER
SESH	35	01	65-11613	LOWER PAYETTE DITC	J	05-07-1945	GRAVEYARD GULCH WASTEWAY
SESH		43	65-3908	ORTEGA	D	04-01-1900	GROUNDWATER
SESH	02	04	65-0458	MOORE	D	05-15-1919	CARRIN GULCH
SESH	03	04	65-7338	BIGGERS	L	03-29-1973	SPRINGS
SESH	11	04	65-0457	MOORE	D	05-15-1919	UNNAMED STREAM
SESH		04	65-3009	HUNTER	D	04-01-1900	SPRING
SESH	12	05	65-3008	SUTTON	D	04-01-1870	SQUAW CREEK
SESH	13	02	65-3008	SUTTON	D	04-01-1870	SQUAW CREEK

65-3008

0.9

IDAHO DEPARTMENT OF WATER RESOURCES															PAGE 3363
WATER RIGHTS BY PLACE OF USE															01/02/1987
TOWNSHIP	RNG	SEC	TRACT LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER STAGE CODE	PRIORITY DATE	SOURCE OF WATER					
ION	DIE	(13)	NW1/4	18	01	65-7527	SUTTON	P	02-16-1975	KENNEDY CREEK					
			S1/4	18	01	65-3010A	SUTTON	D	04-01-1870	SAND CREEK					
			S1/4	02	01	65-3040	SUTTON	D	04-01-1872	SQUAW CREEK					
							SUTTON								
			NESH	04	01	65-3038	SUTTON	D	04-01-1872	SQUAW CREEK					
			NESH	06	01	65-3040	SUTTON	D	04-01-1872	SQUAW CREEK					
							SUTTON								
			NW1/4	06,55,03		65-0273	HUNGER	D	05-29-1927	WHITLOCK CREEK					
			NW1/4	06	01	65-3010X	HUNGER	D	04-01-1870	SQUAW CREEK					
							SUTTON								
			NW1/4	18	01	65-3038	SUTTON	D	04-01-1872	SQUAW CREEK					
							SUTTON								
			NW1/4	08	01	65-3040	SUTTON	D	04-01-1872	SQUAW CREEK					
							SUTTON								
			S1/4	33	01	65-3038	SUTTON	D	04-01-1872	SQUAW CREEK					
			SE1/4	05	01	65-3038	SUTTON	D	04-01-1872	SQUAW CREEK					
							SUTTON								
			NE1/4	06	01,55,03	65-0273	HUNGER	D	05-29-1927	WHITLOCK CREEK					
			NE1/4	06,55,03		65-0273	HUNGER	D	05-29-1927	WHITLOCK CREEK					
							HUNGER								
			(14) NENE	04		65-7526	SUTTON	P	02-13-1975	SPRING					
							SUTTON								
			SENE	43		65-0358	HOLFORD	D	01-26-1898	GROUNDWATER					
							HOLFORD								
			SENE	05	01	65-3008	SUTTON	D	04-01-1870	SQUAW CREEK					
			SENE	43		65-7526	SUTTON	P	02-13-1975	SPRING					
							SUTTON								
			S1/4	02	01	65-7527	SUTTON	P	02-16-1975	KENNEDY CREEK					
							SUTTON								
			NE1/4	12	01	65-3010X	SUTTON	D	04-01-1870	SAND CREEK					
							SUTTON								
			NE1/4	43		65-7526	SUTTON	P	02-13-1975	SPRING					
							SUTTON								
			SE1/4	04	01	65-3010X	SUTTON	D	04-01-1870	SQUAW CREEK					
							SUTTON								
			SE1/4	04		65-7526	SUTTON	P	02-13-1975	SPRING					
							SUTTON								
			SE1/4	43		65-0402	SUTTON	D	04-01-1942	GROUNDWATER					
			SE1/4	35	01	65-3010X	SUTTON	D	04-01-1870	SQUAW CREEK					
							SUTTON								
15			SENE	04		65-7339	BIGGERS	L	03-29-1973	SPRINGS					
			SENE	04		65-7339	BIGGERS	L	03-29-1973	SPRINGS					
			NE1/4	04		65-7339	BIGGERS	L	03-29-1973	SPRINGS					

POOR QUALITY

POOR QUALITY



P.D.
KENNEDY
CREEK



SAND CREEK
P.D.
* LOOKS
SAME
AS UPPER
ONE, IT
IS COVERED
WITH GRASS

P.U. ON AERIAL PHOTO

P.T.
KENNEDY

A23
CIRCLE ARROW
GRAZING ASSOC.
514 A

WHITLOCK GULCH

P.O.

MICROFILMED

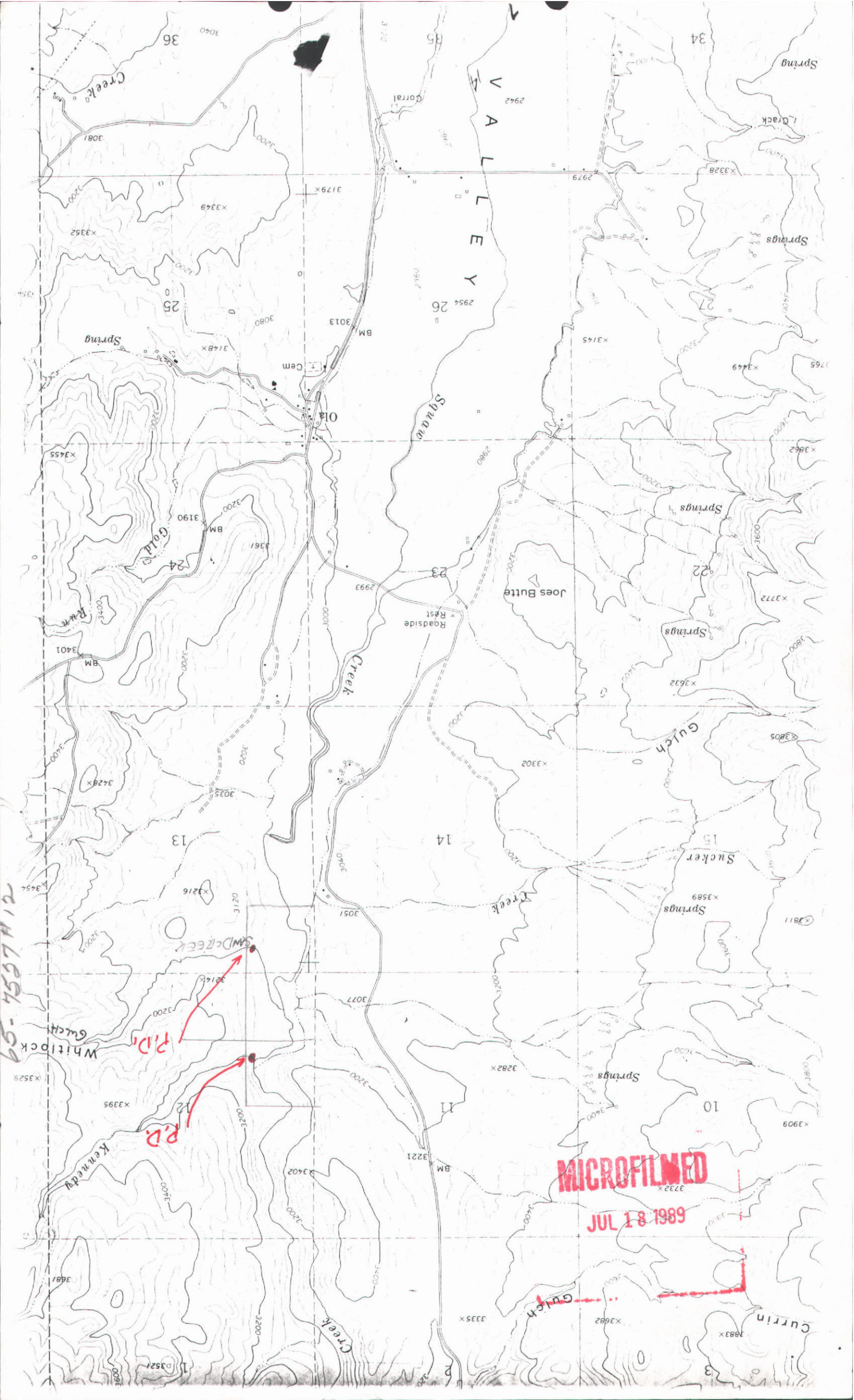
JUL 16 1989

Old
Timber Flot

K-12

NOT TO SCALE

13 18
24 19



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

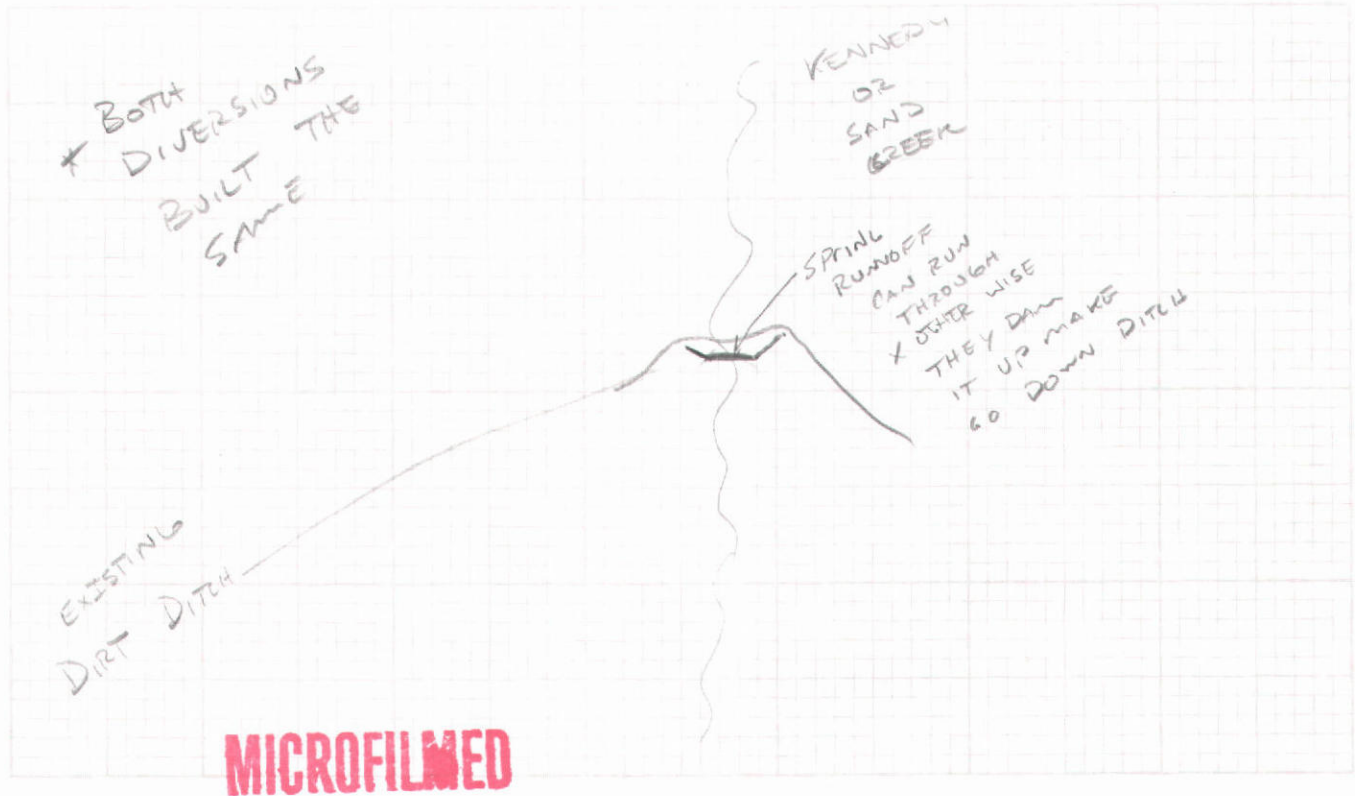
1. Owner: SUTTONS CIRCLE ARROW RANCHES Permit No. 65-7527
Current Address: Box 25 Oia ID 83657 Phone No. 584-3578
2. Accompanied by: PERRY SUTTON EXAM. DATE: 7-14-87
Address: Oia Id. 83657 Phone No. 584-3578
Relationship to Permit Holder: PARTNER - OWNER
3. Source: KENNEDY + SAND CREEK tributary to SQUAW CREEK
* SOURCE IS WHITLOCK GULCH, KNOWN LOCALLY AS SAND CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: 65-3008 IS ALSO THEIR WATER
RIGHT BUT IT COVERS DIFF. PIECE OF LAND IN SAME 1/4 ☐ Copies Attached
2. Other water rights with same point of diversion: THE EASTSIDE OF OIA DITCH
DIVERTS IN SAME 1/4 ☐ Copies Attached ☐ Copies of Field Exam's Attached
AND ALSO SUTTONS OWN PERSONAL DITCH, WHICH THIS RUNS INTO.

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-07527

Priority: May 13, 1975 Maximum Diversion Rate: 0.40 CFS
Maximum Diversion Volume:¹ 70.0 AF

This is to certify, that LARRY SUTTON
PERRY C. SUTTON

P.O. BOX 2
OLA, ID 83657

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 20, 1975; and has submitted Proof of Beneficial Use on February 4, 1985. An examination indicates that the works have a diversion capacity of .400 cfs of water from:

KENNEDY CREEK tributary to SQUAW CREEK
WHITLOCK GULCH tributary to SQUAW CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.40 CFS	70.0 AF

LOCATION OF POINT(S) OF DIVERSION: NWSW , Sec. 12, Township 10N, Range 01E
NW NW , Sec. 13, Township 10N, Range 01E
GEM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10N	01E	12	SWSW	2		2
		13	NW NW	18		18

Total number of acres irrigated: 20

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The right to use water confirmed by this license is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, I.C., and be in accordance with applicable Idaho law.

MICROFILMED

JUL 18 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

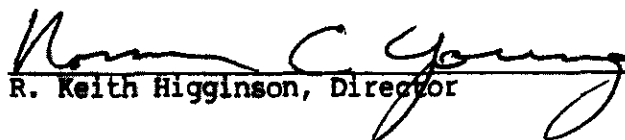
WATER RIGHT NO. 65-07527

CONDITIONS/REMARKS:

5. Whitlock Gulch is known locally as Sand Creek.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 24th
day of July, 1989.

Acting for


R. Keith Higginson, Director

MICROFILMED

JUL 18 1989

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07527

MAR 29 1989

Date of Priority: May 14¹³, 1975

Comes now LARRY SUTTON
~~PERRY G. SUTTON~~
P.O. BOX 252
OLA, ID 83657

APPROVED Department of Water Resources

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. 65-07527, and requests that the permit be changed as follows:

Source: KENNEDY CREEK tributary to SQUAW CREEK
Source: WHITLOCK GULCH tributary to SQUAW CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 11/01	0.40 CFS	70.0 AFA

LOCATION OF POINT OF DIVERSION(S):
NWSW , Sec. 12, Township 10N, Range 01E
NWNW , Sec. 13, Township 10N, Range 01E
GEM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10N	01E	12	SWSW	2		2
		13	NWNW	18		18

Total number of acres irrigated: 20

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

Signed at _____, this 23 day of March, 1989.

MICROFILMED

JUL 18 1989

Larry Sutton
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07527

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00✓ Received by Kly Date 3/29/89
C006105

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 65-07527 with the following;

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Whitlock Gulch is known locally as Sand Creek.

Witness my hand this 14TH day of July, 1989.

Ron C. Young
Acting for (Director)

MICROFILMED

JUL 18 1989

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT
NO. 65-7527 IN THE NAME
OF LARRY SUTTON ETAL

ORDER ADVANCING
DATE OF PRIORITY

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 65-7527 for the issuance of a license, the Department makes the following Findings of Fact, Conclusions of Law, and Order pursuant to the provisions of Idaho Code.

FINDINGS OF FACT

1. The Department approved Application for Permit No. 65-7527 to appropriate the public waters of the State of Idaho with a proposed priority of FEBRUARY 16, 1975.
2. On JUNE 5, 1986 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit.
3. The license examination fee was received on OCTOBER 29, 1986, 86 days late.

MICROFILMED

JUL 18 1989

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 65-7527 should be advanced 86 days.

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 65-7527 is advanced to MAY 13, 1975.

Dated this 23rd day of November, 1988.

A. Glen Saxton
Chief, Water Allocation Bureau

MICROFILMED

JUL 18 1989

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE
DATE IN CONNECTION WITH PERMIT NO. 65-7527
IN THE NAME OF LARRY &/OR PERRY C. SUTTON

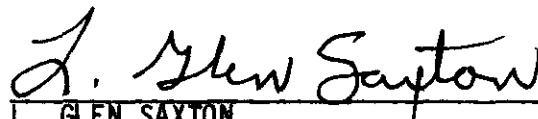
ORDER

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before March 1, 1983; and,

WHEREAS, notice was not given to the permit holders sixty days prior to the date that proof of beneficial use was due pursuant to Section 42-204 of the Idaho Code;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use be extended to March 1, 1985.

Dated this 28th day of December, 1984.


L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

MAY 23 1980

Identification No. _____

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

REQUEST FOR EXTENSION OF TIME

MAR 28 1980

To provide additional time in which to submit
proof of beneficial use on a water right permit

Department of Water Resources

Sutton's Circle Arrow Ranch of O/a, Idaho
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. 65-7527.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before March 1, 1980.

That he has heretofore performed the following work described under said permit: we have completed diversion at sand creek. we need more time for diversion at Kennedy creek

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: we went through 4 years of depressed cattle marketing and couldn't afford these improvements at this time.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to Dec 31, 1982.

Perry C. Sutton For Sutton's Circle Arrow Ranch
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the statement of beneficial use is extended to March 1, 1983. IT IS FURTHER ORDERED that the permit be reinstated and the priority date be advanced to February 16, 1975, pursuant to Section 42-218a, Idaho Code.

Signed this 3rd day of June, 1980.

J. Glen Saxton
Chief, Operations Bureau

MICROFILMED

MB

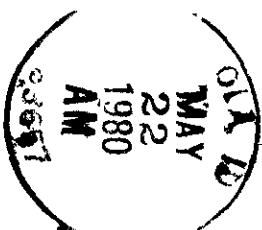
Sutton's Circle Answer Records
OLA, IDAHO 83657



Department of water resources
state office 450 w state street
Boise Idaho

83720

MICROFILMED



BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 65-7527
IN THE NAME OF LARRY &/or PERRY C. SUTTON

ORDER

WHEREAS, on January 20, 1975, Larry &/or Perry C. Sutton applied to the Department of Water Resources for a permit to appropriate 0.40 cubic feet per second of water from Kennedy Creek and Sand Creek to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Twp. 10N, Rge. 1E, (Kennedy Cr.) and the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, Twp. 10N, Rge. 1E, (Sand Cr.), B.M., Gem County, to be used for irrigation purposes; and,

WHEREAS, on March 21, 1975, the Department approved said application and issued Permit no. 65-7527 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before March 1, 1980, and 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 March 30, 1977, the Department received a request from the permit holder that the measuring device requirement be removed from said permit; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 65-7527.

Dated this 7 day of April, 1977.


FOR A. KENNETH DUNN
Administrator, Operations Division

MICROFILMED

Identification No. _____
Application No. 65-7527

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 Larry &/or Perry Sutton ^{C.} Phone: 627-4278
post office address 01a, ID 83657
- 2 Source of water supply Kennedy Cr. & Sand Cr. which is a tributary of Squaw Creek
- 3 a Location of point of diversion is Kennedy NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 12 Township 10 N
Range 1 E B.M. Gem County; additional points of diversion if any _____
Sand Cr. NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 10 N, R. 1 E
- b If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
- 4 Water will be used for the following purposes:
Amount 0.4 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 0.4 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works:
a Description of ditches, flumes, pumps, headgates, etc Water to be diverted into existing ditch 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 _____ inches, proposed depth of well is _____ 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 \$ none
- 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

[illegible]

20

none

Applicants

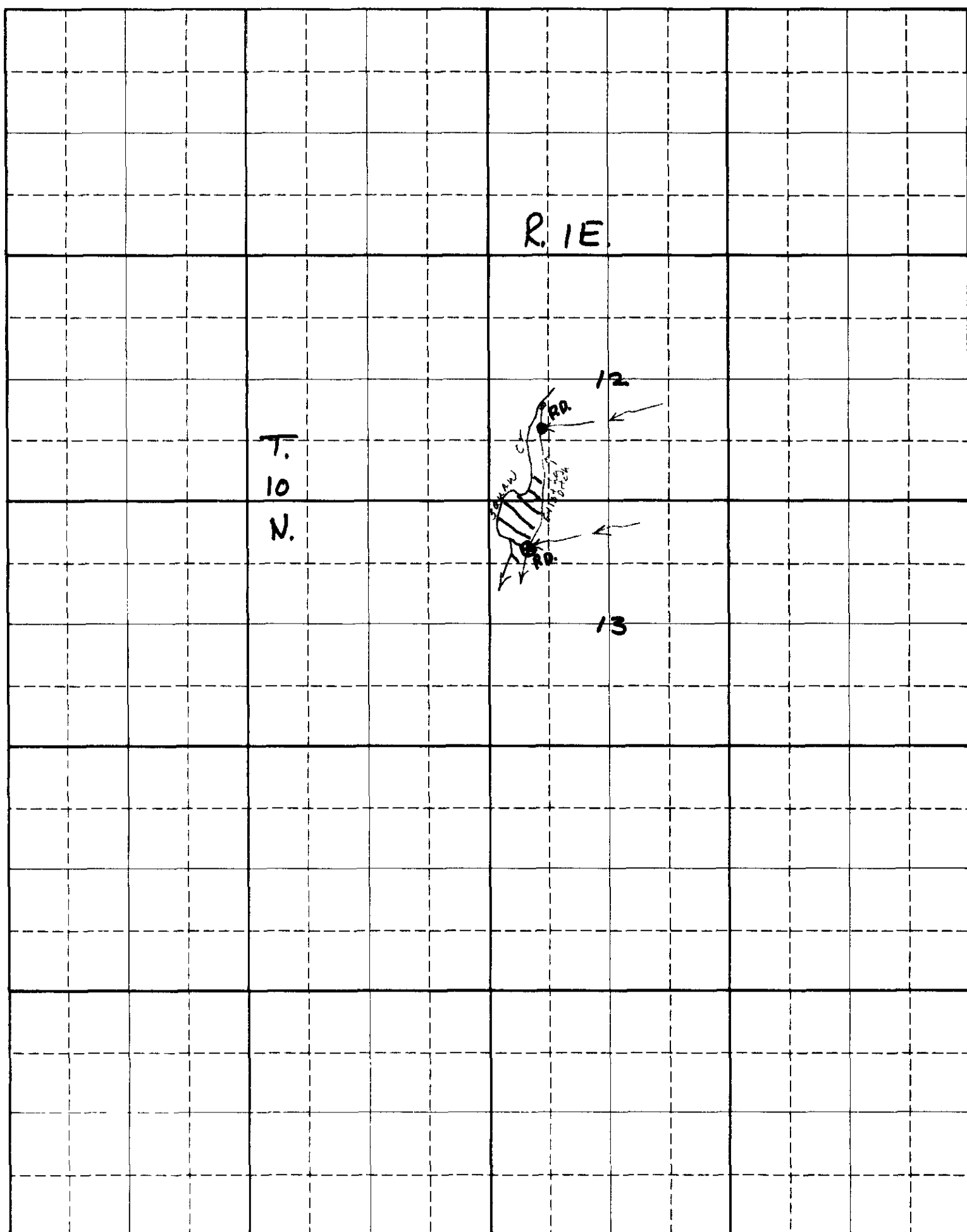
Applicants

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

Perry C. Sutton
(Applicant)
Larry Sutton

Proposed Priority 1-20-1975

Received by PS Date Jan 20, 1975 Time 4:45 PM

Preliminary check by PS Fee \$ 25.00

Receipted by Cer Date 1-20-75 # 15393

Publication prepared by jj Date 1-23-75

Published in Emmett Messenger Index

Publication dates Jan 30 & Feb 6

Publication approved jj Date 3-17-75

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DEF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

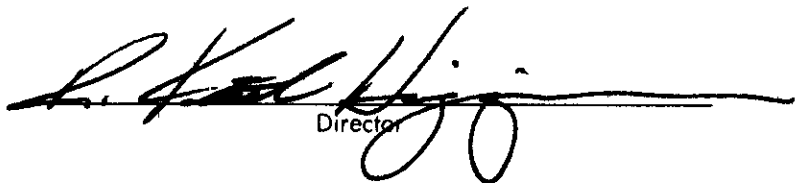
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No 65-7527, and said application is hereby APPROVED.

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 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 21 day of March 19 75.


Director

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-7527

☒ 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) LB 1-21-75

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) LB 1-24-75

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) NA

Critical groundwater area: yes _____ no _____

(8) T T

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) JB OK

Affidavit of Publication received(date) 3-17-75

(12) JB 3/17/75

Final date for protests 2/17/75

Protests received: yes _____ no _____

(13) JB 3/17/75

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

(14) JB 3/17/75

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction **RECEIVED**

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District West

By J. Bookle Date 3/17/75

MICROFILMED

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Larry & Perry C. Sutton, Oia, Idaho, has on Jan. 20, 1975 submitted Application No. 65-7526 for a permit to appropriate 0.20 cubic feet per second of water from unnamed springs trib. to Squaw Creek by means of pipelines, stock tanks, and domestic system within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 10 N, R. 1E, B.M., Gem County to be used from Jan. 1 to Dec. 31 for domestic and agricultural purposes within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 10N, R. 1E, 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 83702, on or before Feb. 17, 1975.

R. Keith Higginson, Director
Published in the Emmett Messenger-Index, Emmett, Idaho on Jan. 30, 1975 and Feb. 6, 1975.

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Larry & Perry C. Sutton, Oia, Idaho, has on Jan. 20, 1975 submitted Application No. 65-7527 for a permit to appropriate 0.4 cubic feet per second of water from Kennedy Creek & Sand Creek by means of existing ditch system within the Kennedy NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Sand Creek SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 10N, R. 1E, B.M. Gem County

to be used from March 15 to Nov. 15 for irrigation of 20 acres within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 14, T. 10N, R. 1E, 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 Feb. 17, 1975.

R. Keith Higginson, Director
Published in the Emmett Messenger-Index, Emmett, Idaho on Jan. 30, 1975 and Feb. 6, 1975.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
COUNTY OF GEM,

Archie Bales being first duly sworn, on his oath deposes and says that he is the printer of Messenger-Index, a legal weekly newspaper published at Emmett, in Gem County, Idaho, that said newspaper is in general circulation in said county and has been published uninterruptedly and continuously for more than 78 weeks prior to the first publication of the annexed document, and that the document notice, process, or advertisement hereunto annexed was published in the regular edition of

Messenger-Index for _____ consecutive weekly issues thereof, be-

ginning with the issue of *Jan. 30, 1975*, and ending with the issue of

Feb. 6, 1975
Archie Bales

Subscribed and sworn to before me this

14th day of *March*, 19*75*

Archie Bales

Notary Public

Residing at Emmett, Idaho

RECEIVED

MAR 17

Department of Water Resources

MAR 18 1975

MICROFILMED

ok jg 3-17-75

July 17, 1989

LARRY SUTTON
PERRY C. SUTTON
P.O. BOX 2
OLA, ID 83657

RE: PERMIT NO. 65-07527

Dear Permit Holder(s):

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUL 18 1989

December 12, 1988

LARRY SUTTON
PERRY C. SUTTON
P.O. BOX 25
OLA, ID 83657

RE: PERMIT NO. 65-07527

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

Also enclosed is an order advancing the date of priority of this right due to late submittal of the examination fee.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUL 18 1989

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 65-7527

FROM: JIM JOHNSON

RE: PRIORITY ADVANCE REVIEW

DATE: 23-NOV-1988

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	FEBRUARY 16 1975	47
EXAM FEE NOTICE		
Exam Fee Notice Date:	JUNE 5 1986	156
Exam Fee/Info Sheet Received Date:	OCTOBER 29 1986	302
Exam Fee or Info Due Date:	AUGUST 4 1986	216
Days Late:		86 DAY(S)
NEW PRIORITY DATE		
Orginal Priority Date:	FEBRUARY 16 1975	47
Total Days Late:		86 DAY(S)
(Sum of Items A,B,C,D,)		
New Priority Date:	MAY 13 1975	133

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JUL 18 1989

36
83
11
12
13

[illegible]

65-3008

~~LAND DEPARTMENT OF WATER RESOURCES~~ ~~OWNERS RIGHTS BY PLACE OF USE~~

PAGE 3363
01/02/1987

TOWNSHIP	RNG	SEC	TRACT LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER STAGE	PRIORITY DATE	SOURCE OF WATER	
10N	01E	(13)	100N	18	01	65-7527	SUTTON		P	02-16-1975	KENNEDY CREEK
			200N	18	01	65-3010X	SUTTON		D	04-01-1870	SAND CREEK
			300N	02	01	65-3040	SUTTON		D	04-01-1872	SAND CREEK
							SUTTON				
			400N	04	01	65-3038	SUTTON		D	04-01-1872	SAND CREEK
			500N	06	01	65-3040	SUTTON		D	04-01-1872	SAND CREEK
							SUTTON				
			600N	06.55.02		65-0273	MUNGER		D	05-29-1927	WHITLOCK CREEK
			700N	06	01	65-3010X	SUTTON		D	04-01-1870	SAND CREEK
			800N	18	01	65-3038	SUTTON		D	04-01-1872	SAND CREEK
			900N	00	01	65-3040	SUTTON		D	04-01-1872	SAND CREEK
							SUTTON				
			1000N	33	01	65-3038	SUTTON		D	04-01-1872	SAND CREEK
			1100N	05	01	65-3038	SUTTON		D	04-01-1872	SAND CREEK
							SUTTON				
			1200N	06	01.95.03	65-0273	MUNGER		D	05-29-1927	WHITLOCK CREEK
							MUNGER				
			1300N	06.55.03		65-0273	MUNGER		D	05-29-1927	WHITLOCK CREEK
							MUNGER				
			1400N	04		65-7526	SUTTON		P	02-13-1975	SPRING
							SUTTON				
			1500N	43		65-0358	HOLFORD		D	01-26-1898	GROUNDBWATER
							HOLFORD				
			1600N	05	01	65-3008	SUTTON		D	04-01-1870	SAND CREEK
			1700N	43		65-7526	SUTTON		P	02-13-1975	SPRING
							SUTTON				
			1800N	02	01	65-7527	SUTTON		P	02-16-1975	KENNEDY CREEK
							SUTTON				
			1900N	12	01	65-3010X	SUTTON		D	04-01-1870	SAND CREEK
							SUTTON				
			2000N	43		65-7526	SUTTON		P	02-13-1975	SPRING
							SUTTON				
			2100N	04	01	65-2010X	SUTTON		D	04-01-1870	SAND CREEK
							SUTTON				
			2200N	04		65-7526	SUTTON		P	02-13-1975	SPRING
							SUTTON				
			2300N	43		65-0358	SUTTON		D	04-01-1942	GROUNDBWATER
			2400N	35	01	65-3010X	SUTTON		D	04-01-1870	SAND CREEK
							SUTTON				
			2500N	04		65-7339	BIGGERS		L	03-29-1973	SPRINGS
			2600N	04		65-7339	BIGGERS		L	03-29-1973	SPRINGS
			2700N	04		65-7339	BIGGERS		L	03-29-1973	SPRINGS

100% QUALITY

~~POOR QUALITY~~

SWSH 43.01 65-4494 06-08-1967 GROUNDWATER CITY OF PAYETTE
 SWSH 43 65-6450 04-01-1945 GROUNDWATER PARDEER
 SWSH 65-9189 06-01-1935 GROUNDWATER ROME
 SWSH 43 65-9185 06-01-1935 GROUNDWATER ROME
 SESM 43 65-3565 02-05-1977 GROUNDWATER CALHOUN
 36 SESM 43 65-3908 08-30-1966 GROUNDWATER SLOVE
 02 SESM 04 65-0478 04-01-1900 GROUNDWATER ORTEGA
 03 NESH 04 65-7338 05-15-1912 CURRIN GULCH HODDALL
 11 NESH 04 65-0457 03-29-1973 SPRINGS BIGGERS
 SESE 04 65-3189 05-15-1919 DRAINAGE SYSTEAM HODDALL
 12 SWSH 01 65-3138 04-01-1900 SPRING HUNTER
 SWSH 01 65-3039 04-01-1872 SQUAN CREEK SUTTON
 SWSH 01 65-3039 04-01-1872 SQUAN CREEK SUTTON
 SWSH 01 65-3040 04-01-1872 SQUAN CREEK SUTTON
 NWSH 01 65-10448 10-01-1950 SQUAN CREEK CARLOCK
 NWSH 01 65-10449 10-01-1950 SQUAN CREEK CARLOCK

PD
 65-7527

F14

100158

IDAHO DEPARTMENT OF WATER RESOURCES
 WATER RIGHTS BY POINT OF DIVERSION

PAGE 1277
 01/02/1987

TRM	RNG	SEC	TRACT	LOT	USES	WATER RIGHT NUMBER	STAGE	PRIORITY	RPLG	SOURCE OF WATER	LAST NAME	OWNER CODE
ION	DIE	12	NWSH	01	65-3008	04-01-1870	SQUAN CREEK			SUTTON		
			NWSH	01	65-3010A	04-01-1870	SQUAN CREEK			SUTTON		
			NWSH	01	65-3010X	04-01-1870	SQUAN CREEK			SUTTON		
			NWSH	01	65-3011	04-01-1870	SQUAN CREEK			BEAL		
			NWSH	01	65-3012	04-01-1870	SQUAN CREEK			HUNTER		
			NWSH	01	65-3013	04-01-1870	SQUAN CREEK			ODERHOTT		
			NWSH	01	65-3017	04-01-1870	SQUAN CREEK			ODERHOTT		
			NWSH	01	65-3019	04-01-1870	SQUAN CREEK			CARLOCK		
			NWSH	01	65-3020	04-01-1870	SQUAN CREEK			MCCALLOU		
			NWSH	01	65-3023	04-01-1893	SQUAN CREEK			PERKINS		
			NWSH	01	65-3029	04-01-1901	SQUAN CREEK			GLENN		
			NWSH	01	65-3041A	04-01-1870	SQUAN CREEK			BEAL		
			NWSH	01	65-3041X	04-01-1870	SQUAN CREEK			SUTTON		
			NWSH	01	65-7527	02-16-1975	KENNEDY CREEK SAND CREEK			SUTTON		
			NWSH	01	65-7527	02-16-1975	KENNEDY CREEK SAND CREEK			SUTTON		
			NWSH	01	65-7527	02-16-1975	KENNEDY CREEK SAND CREEK			SUTTON		
			NWSH	01	65-0348	10-01-1950	SQUAN CREEK			PERKINS		
			NWSH	01	65-11169	05-29-1924	SQUAN CREEK			GLENN		

POOR QUALITY



P.D.
KENNEDY
CREEK



SAND CREEK

P.D

X LOOKS
SAME
AS UPPER
ONE, IT
IS COVERED
WITH GRASS

P.U. ON AERIAL PHOTO

P.T.
KENNEDY

A 23
CIRCLE ARROW
GRAZING ASSOC.
514 A

WHITLOCK GULCH

P.D.

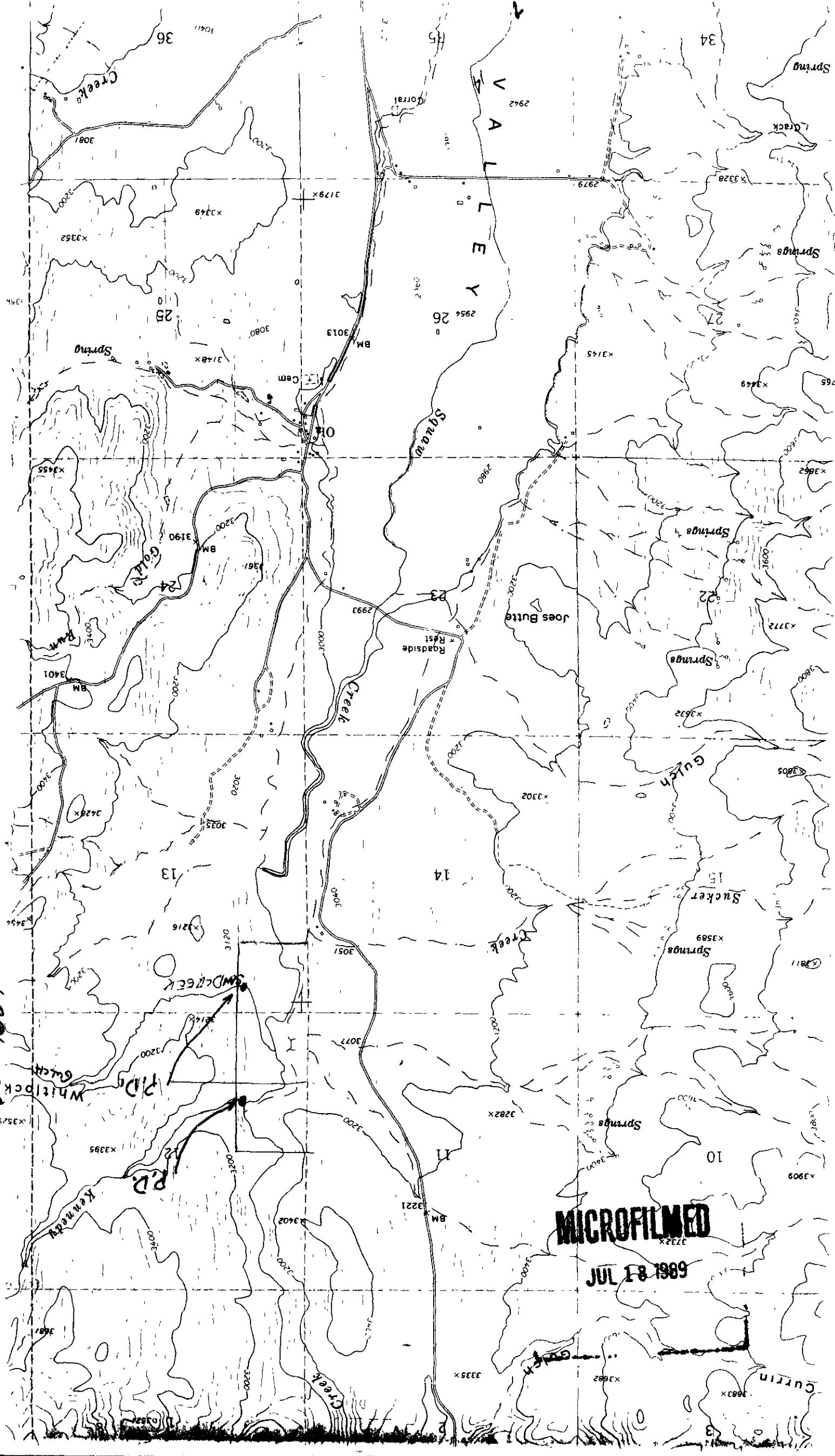
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JUL 18 1989

NOT TO SCALE

15 18
25 18

65-4554-12



PD: 10N 1E S. 12 NWSW Kennedy ck.
" S. 13 NWNW SAND CK. (NOT SHOWN ON USGS QUAD)
PU " S. 13 NWNW
S. 14 SWSW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

65-7527
RECEIVED

MAR - 1 1988

A. Prior to Conducting the Exam, the File Contains:

☒ Blank Field Report Form

Department of Water Resources

☒ Copy of Permit

☒ Copies of any Amendments/Orders with conditions of approval-measuring device not removed

☐ Computer Data Proof Report

☒ Copy of U.S.G.S. Quad

☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index SL 5/28/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☐ Other: _____

Check of P/U index SL 5/28/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: _____

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

☒ Fully completed and signed Field Report Form

☒ Photographs of Point of Diversion and Place of Use

☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Quanten Tharitt 7-18-87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent BD 8/17/87 (Initial and date)

Exam Reviewed by Manager of Regional Office Aug 21/88 (Initial and date)

Exam Data entered in Computer 8/29/88 (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

MICROFILMED

JUL 18 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

1. Owner: SUTTONS CIRCLE ARROW RANCHES Permit No. 65-4507
Current Address: Box 25 Oia ID 83657 Phone No. 584-3578
2. Accompanied by: PERRY SUTTON EXAM. DATE: 7-11-87
Address: Oia Id. 83657 Phone No. 584-3578
Relationship to Permit Holder: PARTNER - OWNER

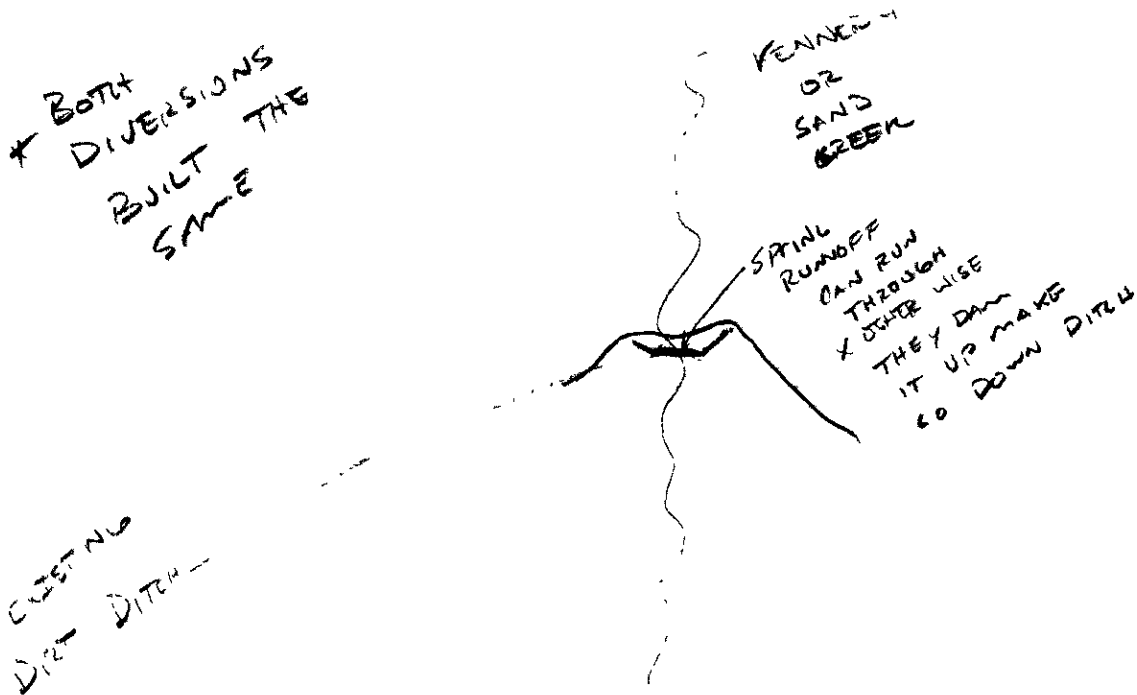
3. Source: KENNERLY + SAND CREEK tributary to SQUAW CREEK
* SOURCE IS WHITLOCK GULCH, KNOWN LOCALLY AS SAND CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: 65-3008 IS ALSO THEIR WATER RIGHT BUT IT COVERS DIFF. PIECE OF LAND IN SAME 1/4 ☐ Copies Attached
2. Other water rights with same point of diversion: THE EASTSIDE OF OIA DITCH
DIVERTS IN SAME 1/4 ☐ Copies Attached ☐ Copies of Field Exam's Attached
AND ALSO SUTTONS OWN PERSONAL DITCH, WHICH THIS RUNS INTO.

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



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Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☒ Aerial Photo Attached
Showing location(s) of point(s) of diversion and place(s) of use (required). (required for irrigation of 10 acres or more)
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

* BOTH DIVERGIONS BUILTS SAME WAY.

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	NONE				

**Code to correspond with No. on map and aerial photo*

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

Indicate Method of Determination

[illegible]

RECORDED

6861 81 700

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

NONE

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method.

NONE

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 20 \times 3.5 = 70 \text{ afa}$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 4 \times 1.98 \times 245 = 194.04 \text{ afa}$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 70 \text{ afa}$

2. Volume Calculations for Other Uses

JUL 18 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

* NOTE ON THE PERMIT, IN THE P.U. IT SHOWS THE 2 AC BEING IN SECT. 14, BUT ON THE MAP IT SHOWS IT BEING IN ~~THE~~ SECT 12, SO THIS IS A TYPO ERROR SO I ~~RECOMMEND~~ RECOMMEND THAT AN AMENDMENT BE REQUIRED, BUT THAT HE NOT BE REQUIRED TO PAY FOR IT.

* PERRY SUTTON CALLED THE STREAM IN WHITLOCK GULCH, SAND CREEK.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	3-15	11-15	4 cfs	70 cfs
Totals:			4 cfs	70 afa

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name QUENTIN NESBITT
Signature Quentin Nesbitt
Certification Date _____
Field Report Preparation Date 8-18-87

60
8/19/87

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

Rayann McElroy 11/15/88



4/86

RECEIVED

NOV 7 1986

RECEIVED

OCT 29 1986

KEYFOUNDED

For Office Use Only

Fee Received \$100

Date 10/31/86

Receipt # 42233

Receipt by [signature]

Sent to S.O. 11-7-86

Department of Water Resources STATE OF IDAHO
 Department of Water Resources
 DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

1. Permit No. 65-7527

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

- ☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Perry and Larry Sutton3. Post Office Address: Box 25Telephone No. 584-35784. Source of Water: Kennedy Creek and Sand Creek

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 21 (acres) Other/Remark _____6. Total rate &/or volume for which proof is submitted 2.4 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

1975

8. Person to contact to accompany the department representative during the field examination:

Perry Sutton

(Name)

Box 25

(Address)

Idaho584-3578

(Telephone Number)

- ☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

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Date 10-28-86

Signature of Permit Holder (and title, if appropriate)

Perry C. Sutton
and Larry Sutton

76
14
21
14
71

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

03-1-1989

MICROFILMED
JUL 18 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

65-7527
SUTTON, LARRY
SUTTON, PERRY C.
P.O. BOX 25
IDA, ID 83657

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

October 9, 1986

EXAMINATION FEE REMINDER

Dear Permit Holder:

Earlier this year you were mailed a certified letter by our state office, which described a new law related to your water right permit. The water right permit to which this law applies is identified by the number at the top of the mailing label above. The purpose of this letter is to act as a reminder of the new law and to warn you that your permit is now losing priority daily.

As described in the certified letter, House Bill 671 enacted by the 1986 Idaho Legislature requires payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. The certified letter described the procedure for selecting the latter alternative, whereby you initially notify us regarding which water right examiner you have selected, and provide a statement from the examiner as verification.

The date of priority of your water right permit is now being delayed one day for each day the response is late. Also, if the fee or completed field examination report are not submitted within a year from the sixty-first day after the certified letter was mailed, the permit may be lapsed and rendered invalid. The fee, or notice that a private field examination will be conducted, should be submitted as soon as possible if you wish to maintain your permit in a valid status.

Enclosed please find an Examination Fee Information Sheet, with the License Examination Fee Schedule printed on the back. This sheet should be submitted if either the fee payment option or the private examination option is selected. If you have questions or desire assistance in this matter, please feel free to contact this office.

Sincerely,

David R. Tuthill, Jr. P.E.
Manager, Western Regional Office

MICROFILMED

JUL 18 1989

Enclosure



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

65-7527
SUTTON, LARRY
SUTTON, PERRY C.
P.O. BOX 25
OLA, ID 83657

138493

June 5, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, and land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from a listing recently enacted HB 671 and is being developed at this time. A listing

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JUL 11 1989

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

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JUL 18 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MAY 10, 1985

PERRY SUTTON
P.O. BOX 25
OLA

ID 83657

RE: Permit No. 65-7527

Dear Permit Holder,

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 examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 334-2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,
s/Judy Pense
Secretary

PHOTOFILMED

JUN 18 1989

POOR QUALITY

POOR QUALITY

DEPARTMENT OF WATER RESOURCES

The 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. 65-7527.

Name(s) of Permit Holder Darry & Larry Sutton

Post Office Address: Box 25 Ola, Idaho

Tel. No 584-3528

Source of Water. Kennedy creek and Sand creek

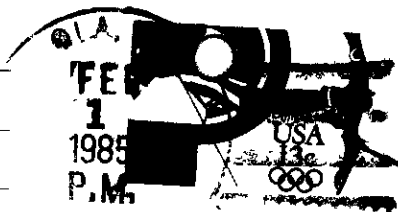
Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 86 (acres)
☐ Other

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

1-31-85 Date **MICROFILMED** Darry C. Sutton Signature of Permit Holder

Perry Sutton
Ola, Idaho
83657



RECEIVED



FEB 4 1985

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

Department of Water Resources

MICROFILMED



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 28, 1985

Sutton's Circle Arrow Ranches
Perry and/or Larry Sutton
Ola, ID 83657

Gentlemen:

RE: Permit No. 65-7527

Thank you for responding to our letter of December 28, 1984, by submitting a request for extension of time, received January 25, 1985, in which to submit proof to beneficial use of water under Permit No. 65-7527.

We will not, however, be able to accept your request because Section 42-204, Idaho Code, limits the Director to approval of only one extension request. The first request was approved in June 1980. Enclosed is your request form and \$15 check, No. 3134, 92-6/1241.

Based upon the information you provided, it appears that you should fill out and return the enclosed proof to beneficial use postcard for the completed development of the Sand Creek diversion. The postcard must be received on or before March 1, 1985.

If you still plan to develop the water right with a diversion from Kennedy Creek, you should refile when you are certain that the project can be completed. Please be advised that the Idaho Legislature added a requirement that a permit holder must commence the excavation or construction of diverting works within one year of the date the permit was issued, and proceed diligently until the project is completed. Under this new requirement, you may wish to postpone filing until such time that you are assured that you will be able to commence development of the permit within one year of the date of your new filing.

Enclosed is an application for permit with instructions for filing and a proof to beneficial use postcard.

MICROFILMED

Sutton's Circle Arrow Ranches

2

January 28, 1985

If you have any questions about the requirements, please do not hesitate to contact us.

Sincerely,

ROBERTA GARRETT
Records Supervisor

Enclosures

MICROFILMED

December 28, 1984

Larry and Perry C. Sutton
Ola, ID 83657

CERTIFIED MAIL

138607

Gentlemen:

Re: Permit No. 65-7527

PROOF DUE NOTICE

One of the conditions of approval of your water permit No. 65-7527 was that proof of the extent of your beneficial use must be submitted to this office on or before March 1, 1983. This date, however, has been changed to March 1, 1985 by the enclosed order. Also enclosed is a postcard which may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time provided the delay is for reasonable cause as described in Section 42-204, Idaho Code. If you have been prevented from proceeding by a government agency or by litigation, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either the beneficial use postcard or a request for an extension of time must be received by this department on or before the above-described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

June 11, 1980

Sutton's Circle Arrow Ranches
Perry and/or Larry Sutton
01a, ID 83657

Gentlemen:

Re: Permit No. 65-7527

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use is extended to March 1, 1983.

Please note that the priority date has been advanced to February 16, 1975 since the request was not submitted timely.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosure

RECEIVED
JUN 11 1980
BUREAU OF LAND MANAGEMENT
WASHINGTON, D.C.
20250

April 4, 1980

Re: Permit No. 65-7527

Sutton's Circle Arrow Ranches
Perry &/or Larry Sutton
Ola, Idaho 83657

Gentlemen:

We have received your request for extension of time on the above referenced permit. However, we still need to know whether any work has been done on this project. This would involve whether any pipeline, pump, etc., had been purchased, or any work started to prepare the creeks for diversion.

We are returning the extension request form to you for completion. If no work has been done, please designate this on the form. This form should be returned as soon as possible as the proof due date has passed.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:j
Enclosure

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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 21, 1980

Larry and/or Perry Sutton
01a,
Idaho 83657

Gentlemen:

Permit No. 65-7527

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, the above referenced permit has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided a form for that purpose in our notice to you dated December 31, 1979.

Your permit cannot be reinstated unless you submit the proof of beneficial use postcard, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

C. STEPHEN ALLRED
Director

CSA:rf

enclosure
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CERTIFICATION OF MAILING

Date: 3/26/80
by: Peter Fleck

February 22, 1980

Re: Permit No. 65-7527

Larry &/or Perry Sutton
Ola,
Idaho 83657

Gentlemen:

We have received your request for an extension of time in which to submit proof of beneficial use for the above referenced permit.

However, in order to process this request we need more information concerning the amount of work completed to date on your project. The enclosed Request for Extension of Time form, when completed will give us this information. If no work has been done, this must be indicated on the request form.

Please complete this form and return it to this office within twenty (20) days if your proof due date has passed in order to prevent your permit from lapsing. If your proof due date has not passed, then the extension request form must be submitted on or before that date.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:j
Enclosure

Dear Sir:

We do not have our
water works completed at
this time and would appreciate
an extension on this.

Sincerely yours
Perry Sutton

Permit NO. 65-72⁵27

RECEIVED

FEB 13 1980

Depot

25

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More
Info
letter.



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

December 31, 1979

161663

Larry and/or Perry C. Sutton
Ola, ID 83657

Gentlemen:

One of the conditions of approval of your water Permit No. 65-7527 was that evidence of the extent of development must be submitted to this office on or before March 1, 1980. (See last page of your approved permit). Enclosed is a post card which may 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 post card 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 within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

RECEIVED
DEC 31 1979
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INTER-DEPARTMENT MEMO — 1

FROM Don Shaff

DATE September 20, 1977

TO No. 65-7527

SUBJECT

The place of use as shown on the application is incorrect for Section 14. The map on the application shows Section 12 and, upon my investigation, should properly be No. Section 12.

Since the application was advertised with the error, an amendment will be necessary, if the applicants "proves up" on the permit.


SIGNATURE

April 8, 1977

Re: Permit No. 65-7527

Larry &/or Perry C. Sutton
Ola, Idaho
83657

Dear Mr. Sutton:

Enclosed is an Order which removes the measuring device requirement on the above referenced permit. If you have any questions, please contact us.

Sincerely,

JANICE RENK
Water Rights Secretary

Jr

Encl.

Microfilm

Call for

M E M O

Date: April 5, 1977

To : Bob Fleenor & File No. 65-7527

From: L. Glen Saxton *LS*

RE : Measuring Device Requirement

Based on the letter of applicants, the change of circumstance related to the measuring device requirement as described in the letter and the rate of diversion involved, I recommend the measuring device requirement be removed from permit no. 65-7527.

ok ~~*BDF*~~

MINUTEMAN

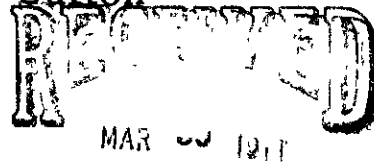
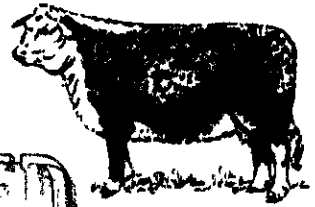


Sutton's Circle Arrow Ranches



Perry C., Larry and Rodger E. Sutton
Ola, Idaho
83657

L-L



Department of Water Resources
92 South Cole Road
Boise, Idaho 83705

Department of Water Resources
Western Regional Office

This is in reference
to application NO.
65-7527

Dear Sirs:

Two years ago my brother and I applied for a permit to irrigate 20 acres with water to be diverted from Kennedy & Sand creeks. This application was approved.

We were to divert this water to our land by use of an existing ditch owned by Squaw Creek Grazing Association. We were required to put in weirs to measure in our water and to measure it back out. These weirs are to be put in by 1980.

We recently purchased the Squaw Creek Grazing Association and we now own the complete ditch. We ask your consideration of dropping the requirement of having to put in these two weirs as there will be no use for them.

Very truly yours
Perry Sutton

MICROFILMED

March 24, 1975

Re: Permit No. 65-7527

Larry &/or Perry Sutton
Ola, Idaho
83657

Dear Sirs:

Enclosed is a copy of your approved Application for Permit No. 65-7527. 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

100

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 Right Administration
Water Resource Planning
Dam and Reservoir Safety
Water Well Control
Waste Disposal Wells
Stream Channel Protection

January 24, 1975

Emmett Messenger-Index
120 N. Washington Ave.
Emmett, Idaho
83617

Re: Application for Water Right No. 65-7526, Larry & Perry C. Sutton
65-7527, Larry & Perry C. Sutton

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)

Bill submitted
OK - yg - 3-17-75

Sincerely,

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that LARRY & PERRY C. SUTTON, 01a, ID

has on Jan. 20, 1975 submitted Application No. 65-7527

for a permit to appropriate 0.4 cubic feet per second ~~xxxxxx~~

~~xxxxxx~~ per annum of water from Kennedy Cr. & Sand Cr.

by means of existing ditch system

within the Kennedy NW 1/4, Sec. 12, Sand Cr. NW 1/4, Sec. 13, T. 10 N, R. 1E,

B.M. Gem County

to be used from March 15, to Nov. 15

for Irrigation of 20 acres

within the NW 1/4 NW 1/4, Sec 13, SW 1/4 SW 1/4
NW 1/4, Sec 13, NW 1/4, Sec. 14, T. 10 N, R. 1 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 Feb. 17, 1975.

R. KEITH HIGGINSON

Director

Published in the Emmett Messenger-Index, Emmett, ID

on Jan. 30, 1975 and Feb. 6, 1975

RECORDED