

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)

County of Valley)

Donald E. McMahan)

) ss.

, being first duly sworn, deposes and

says: That he is the Publisher of the Star-News, a Weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said news-

paper once a week for Two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began October 21, 1971, and ended October 28, 1971

Donald E. McMahan
Subscribed and sworn to before me, a Notary Public in and for the County of Valley, and the State of Idaho, this 3rd day of November, 1971.

Donald L. Fuller, Notary Public.
My commission expires 6-2, 1974.

65-7239

RECEIVED

NOV 2 1971

Department of Water Administration

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Kenneth and or Mary White, 419 West 2nd, Emmett, Idaho have on September 22, 1971 submitted Application No. 65-7239 for a permit to appropriate 0.02 cubic feet per second of water from a ground water source by means of well and pump within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 14N, R. 3E, B.M., Valley County to be used from Jan. 1 to Dec. 31 for domestic purposes within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 14N, R. 3E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before November 8, 1971.

R. KEITH HIGGINSON

Director

Published in the Star News,
McCall, Idaho on October 21 and
October 28, 1971.

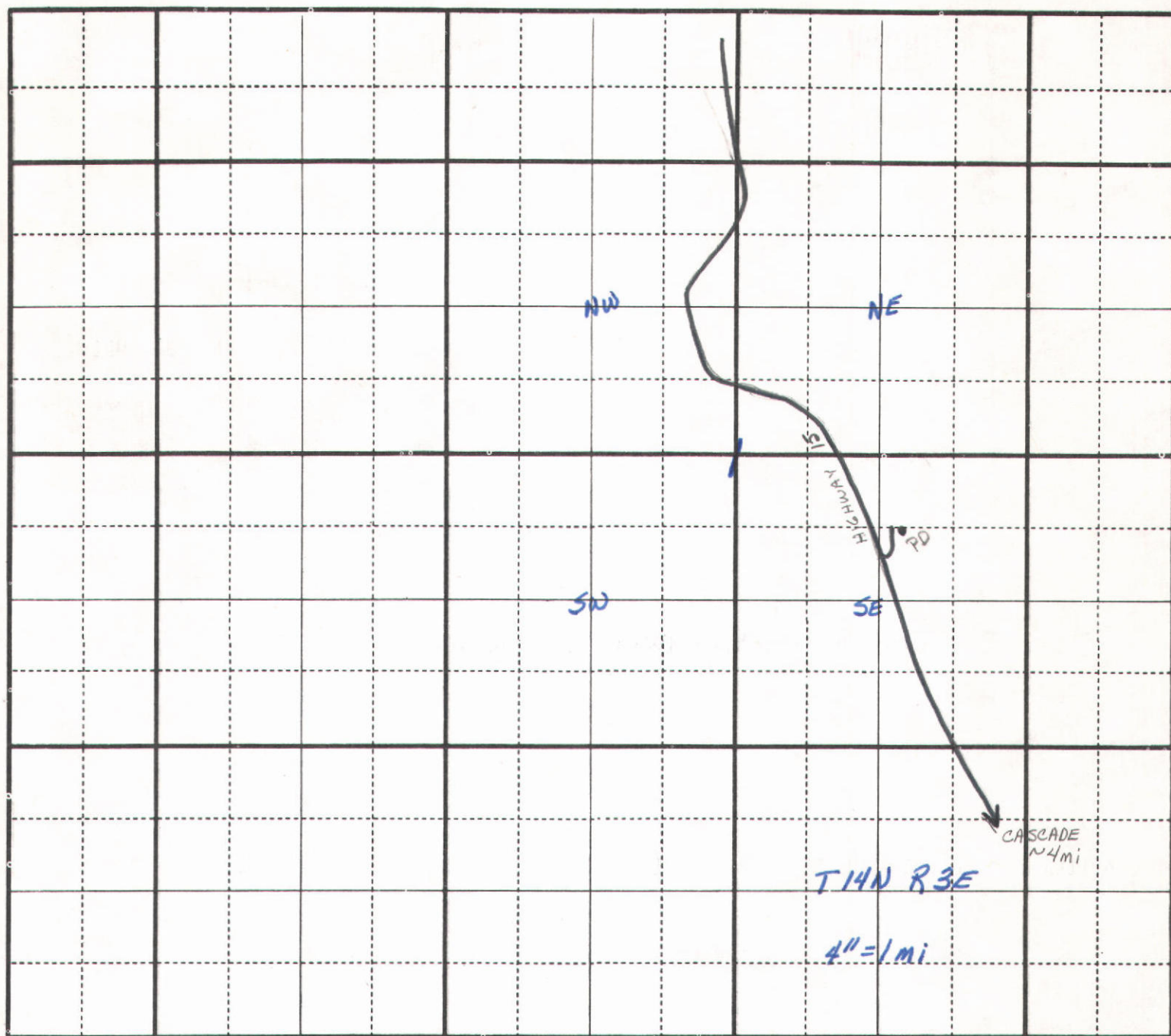


Diagram of System

WATER RIGHT LICENSE

License of Water Right No. 65-7239 Priority September 24, 1971 Amount 0.02 cfs

Total number of acres irrigated _____


Director

MICROFILM

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 65-7239
IN THE NAME OF KENNETH &/OR MARY WHITE

ORDER OF REINSTATEMENT

WHEREAS, on September 22, 1971, Kenneth &/or Mary White filed with the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 0.02 cubic feet per second of groundwater to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Twp. 14N, Rge. 3E, B.M., Valley County, to be used for domestic purposes; and,

WHEREAS, on November 23, 1971, the Department approved said application and issued Permit No. 65-7239 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before November 1, 1976; and,

WHEREAS, on November 30, 1976, the Department extended the time within which to submit proof of beneficial use to February 1, 1977; and,

WHEREAS, on November 30, 1976, the Department notified the permit holders by certified mail that proof of beneficial use was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, on February 1, 1977, the permit automatically lapsed for failure to submit proof of beneficial use of water; and,

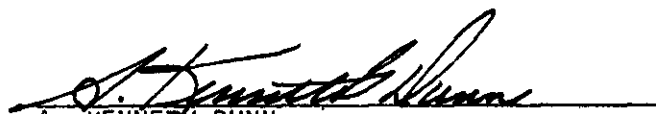
WHEREAS, on February 3, 1977, the Department received the required proof of beneficial use of water; and,

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

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

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 65-7239 be REINSTATED and the priority advanced to September 24, 1971.

Dated this 8 day of February, 1977.


A. KENNETH DUNN
Administrator, Operations Division

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE	}	ORDER
DATE IN CONNECTION WITH PERMIT NO. 65-7239		
IN THE NAME OF KENNETH &/or MARY WHITE		

WHEREAS, on September 22, 1971, Kenneth &/or Mary White filed with the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 0.02 cubic feet per second of groundwater to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Twp. 14N, Rge. 3E, B.M., Valley County, to be used for domestic purposes; and,

WHEREAS, on November 23, 1971, the Department approved said application and issued Permit No. 65-7239 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before November 1, 1976; and,

WHEREAS, notice was not given to the permit holder 60 days prior to the date that proof of beneficial use of water was due as required by Section 42-204, Idaho Code;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 65-7239 be extended to February 1, 1977.

Dated this 30 day of November 1976.


A. KENNETH DUNN
Administrator, Operations Division

jfr

MICROFILMED

Identification No. 65-7239
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

- 1 Name of applicant Kenneth and/or Mary White
post office address 419 West 2nd Emmett, Idaho
2. Source of water supply ground water which is a tributary of _____
- 3 a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 1 Township 14 N
Range 3 E B.M. Valley 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 0.02 for domestic purpose from Jan. 1 to Dec. 31 (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 0.02 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. _____
hand dug well, pump and electric motor run by portable generator

- 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 6 inches; proposed depth of well is 30 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 \$ _____.
- 8 Description of proposed uses
a If water is **not** for irrigation.
(1) Give the place of use of water NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 1 Township 14 N
Range 3 E 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 one family, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe _____

65 7239

65 7239

TOTALS

NONE

above.

~~applicant~~

applicant

g the

- filing

emarks

[illegible]

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.

X Mary White
(Applicant)
65 7289

Received by Date Sept 22, 1971 Time 3:40 pm
Preliminary check by Fee \$ 10.00
Receipt # 8298

65-7239

Received by Date 9-22-71
Publication prepared by CR Date 10-13-71
Published in Star News
Publication dates 10-21 & 10-28-71
Publication approved CR Date 11-11-71
Priority reduced to Reason

Protests filed by:

Copies of protests forwarded by

Hearing held by Date
Recommended for approval denial by

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-7239, 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 November 1, 1976.

c. Other:

2. Denial of said application is for the following reasons

Witness my hand this 23 day of November, 1971.

Director

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss.
)
County of Valley
Donald E. McMahon, being first duly sworn, deposes and says: That he is the Publisher of the Star-News, a Weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began October 21, 1971, and ended October 28, 1971
Charles E. McArthur
Subscribed and sworn to before me, a Notary Public in and for the County of Valley, and the State of Idaho, this 3rd day of November, 1971. Wm. J. Lellan Notary Public.
My commission expires 6-2, 1972

65 7239



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

September 11, 1979

Kenneth & Mary White
419 West 2nd
Emmett, Idaho 83617

Dear Mr. & Mrs. White,

RE: Permit No. 65-7239

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

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43

3. Water will be used for the following purposes:

Other uses: _____

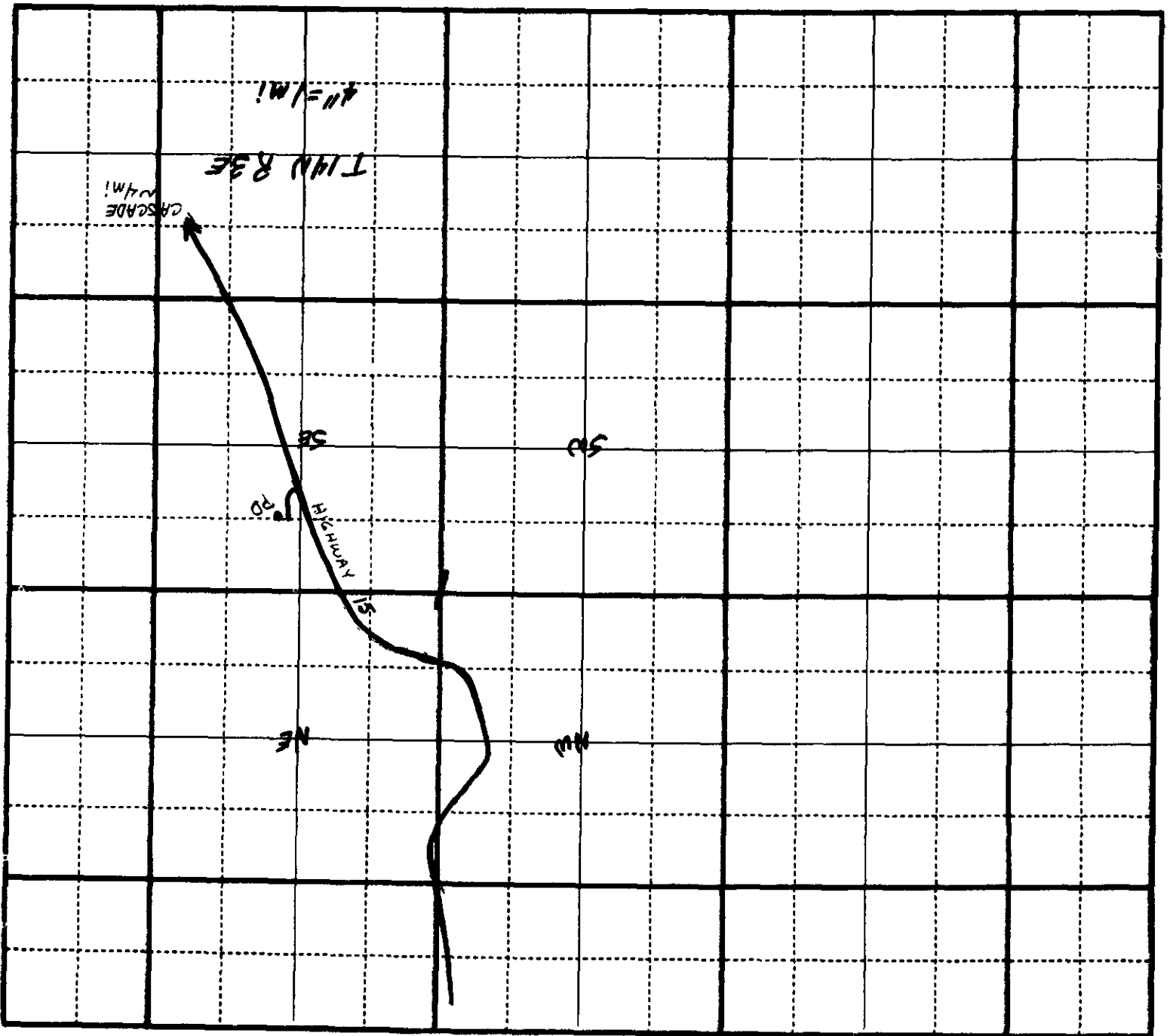
- Other Points of Diversions: _____

Measuring device required: yes ☐ no ☒

- [illegible]

TOTAL ACREAGE

Diagram of System



DATE OF EXAM 10/24/78 8/7/79

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.02 c.f.s. V= _____ AF/Ann. from 1-1 to 12-31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured: .05 cfs Method of measurement CALCULATED

Total Q recommended: .02 cfs Meter No. _____ Type _____ Condition _____

Total V recommended: _____

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$Q = \frac{HP \times 90 \times C}{L + 1000} = .05 \text{ cfs}$

$HP = 1$ $90 = .8$ $C = 8.8$
 $L = 90$ $HEAD' = 92.27$

SYSTEM DESCRIPTION:

1" casing x 40" DIA WELL, GRAVEL PACK, 1 hp SUB. PUMP.
submersible pump - pumped to storage tank - then gravity flow
500' from well to storage. 7.54 pds

REMARKS:

VALLEY COUNTY ASSESSOR'S OFFICE HAS RECORD OF A CABIN
ON THIS PROPERTY

Examiner's Signature Charles W. Boyer Jr. Linda Johnson Date 10/24/78 8/7/79

Checked by DBS Date 8/16/79

Approved by _____ Date _____

Try for Epa 7/18/77 11:00 am

February 9, 1977

Re: Permit No. 65-7239

Kenneth &/or Mary White
419 West 2nd
Emmett, Idaho 83617

Dear Mr. & Mrs. White:

Enclosed is an Order of Reinstatement; please note that the priority has been advanced to September 24, 1971.

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our District Office in **Boise**.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

Identification No. _____

Permit No. 65-7239

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 8 1977

John

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Kenneth &/or Mary White
b) Post Office Address Emmett, ID 83617

2. Permit Number 65-7239

3. Date of Priority that you are prepared to establish 9-22-71

4. a) Source from which water was appropriated Well

b) Location of the point of diversion: NE ¼ SE ¼, Section 1

Township 14N, Range 3E Boise Meridian, Other points of diversion: _____

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

Amount .02 for Domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

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

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

b) Total amount appropriated .02 cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Estimated by permit holder

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 40" dug well, gravel pack, 1 hp submersible pump

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

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

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

1 house in the NE¼SE¼, Sec. 1, T14N, R3E

Exam typed 8/10/77 by f

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1 copy of copy of
beneficial use form
sent 7/18/74 as
per telephone request
7/18/74.

SW

MICROFILMED

65-7239



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

November 30, 1976

138122

Re: Permit No. 65-7239

Kenneth &/or Mary White
419 West 2nd
Emmett, Idaho 83617

Dear Mr. & Mrs. White:

One of the conditions of approval of your water Permit No. 65-7239 was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before February 1, 1977. (See attached Order which extends the proof due date). Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

R. KEITH HIGGINSON
Director

RKH:JFR

Encl: Order
Proof affidavit

MICROFILMED



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

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

December 6, 1971

Re: Permit No. 65-7239 - Kenneth &/or Mary White

Kenneth White
419 West 2nd
Emmett, Idaho

Dear Mr. White:

Enclosed is a copy of your approved Application for Permit No. 65-7239. We direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosure

65 7239

October 13, 1971

Re: Application No. 65-7239 - Kenneth &/or Mary White
" " 65-7240 - Jerry L. Clapp

The Star News
Box 985
McCall, Idaho 83638

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bill submitted 11-11-71 By CR

Donald W. McEldowney
Appropriation Supervisor

DWM:cr

Enc: Legal Notice

65 7239

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Kenneth and/or Mary White,

419 West 2nd, Emmett, Idaho

~~have~~ on September 22, 1971 submitted Application No. 65-7239

for a permit to appropriate 0.02 cubic feet per second ~~surface water~~

of water from a ground water source

by means of well and pump

within the NE~~1~~SE~~4~~, Sec. 1, T. 14N, R. 3E, B.M., Valley County

to be used from Jan. 1 to Dec. 31

for domestic purposes

within the NE~~1~~SE~~4~~, Sec. 1, T. 14N, R. 3E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before November 8, 1971.

R. KEITH HIGGINSON

Director

Published in the Star News, McCall, Idaho

on Oct. 21 and Oct. 28, 1971.

65 7239