

No Color  
Documents  
In File

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 43-7110 Priority August 17, 1977 Amount 0.02 cfs

THIS IS TO CERTIFY, that IDAHO DEPARTMENT OF LANDS  
of Boise, Idaho, has complied with the terms and conditions of Permit  
No. 43-7110 issued pursuant to Application for Permit dated August 17, 1977,  
and has submitted proof to the Department of Water Resources on February 28, 1978,  
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 0.02 cfs of water from Spring,  
tributary to sinks, 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>Livestock</u>       | from <u>May 1</u> to <u>April 30</u> | at <u>0.02</u> cfs and | <u>2.7</u> acre feet |
|                        | from _____ to _____                  | _____ cfs and          | _____                |
|                        | from _____ to _____                  | _____ cfs and          | _____                |
| (both dates inclusive) |                                      |                        |                      |

Subject, however, to the condition that no more than 0.02 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  
2.7 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 36, Twp. 14S.,  
Rge. 24E, B. M. in the County of Cassia

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 14S  | 24E   | 36   |                  |                  |                  |                  |                  |                  | X                |                  |                  |                  | X                |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated \_\_\_\_\_

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of  
December, 19 78.

Director

Identification No. \_\_\_\_\_

Application No. 43-7110

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Idaho Dept. of Lands Phone: 384-3310  
post office address Statehouse, Boise
2. Source of water supply spring which is a tributary of sinks
3. a. Location of point of diversion is SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 36 Township 14S  
Range 24E B.M. Cassia County; additional points of diversion if any: Water is to be diverted from spring to stock water troughs
- b. If water is not consumed, it will be discharged into Gulley at a point in SW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 36 Township 15S Range 24E B.M. Cassia County
4. Water will be used for the following purposes:  
Amount 0.02 for livestock purpose from May 1 to April 30 (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. dig out spring and place a collection tile then run a 1 $\frac{1}{2}$ " pipe into a stock water trough and take the overflow via approximately 4000' of 1 $\frac{1}{2}$ " pipe into another stock water trough.  
b. Height of storage dam N/A feet, active reservoir capacity N/A acre feet; total reservoir capacity N/A acre feet, materials used in storage dam: N/A  
Period of year during which storage will occur N/A to N/A inclusive.  
(Mo. Day) (Mo. Day)  
c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.  
b. Estimated construction cost is \$ 3,300.00
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: S.W.  $\frac{1}{4}$  of N.W.  $\frac{1}{4}$  of Section 36 Township 14S  
Range 24E B.M. Also SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 36, T. 14S., R24E  
(2) Amount of power to be generated: N/A hp under N/A feet of head.  
(3) List number of each kind of livestock to be watered 200 - cattle  
(4) Name of municipality to be served N/A, or number of families to be supplied with domestic water N/A  
(5) If water is to be used for other purposes describe: N/A

MICROFILMED

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

| TWP. | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated N/A

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

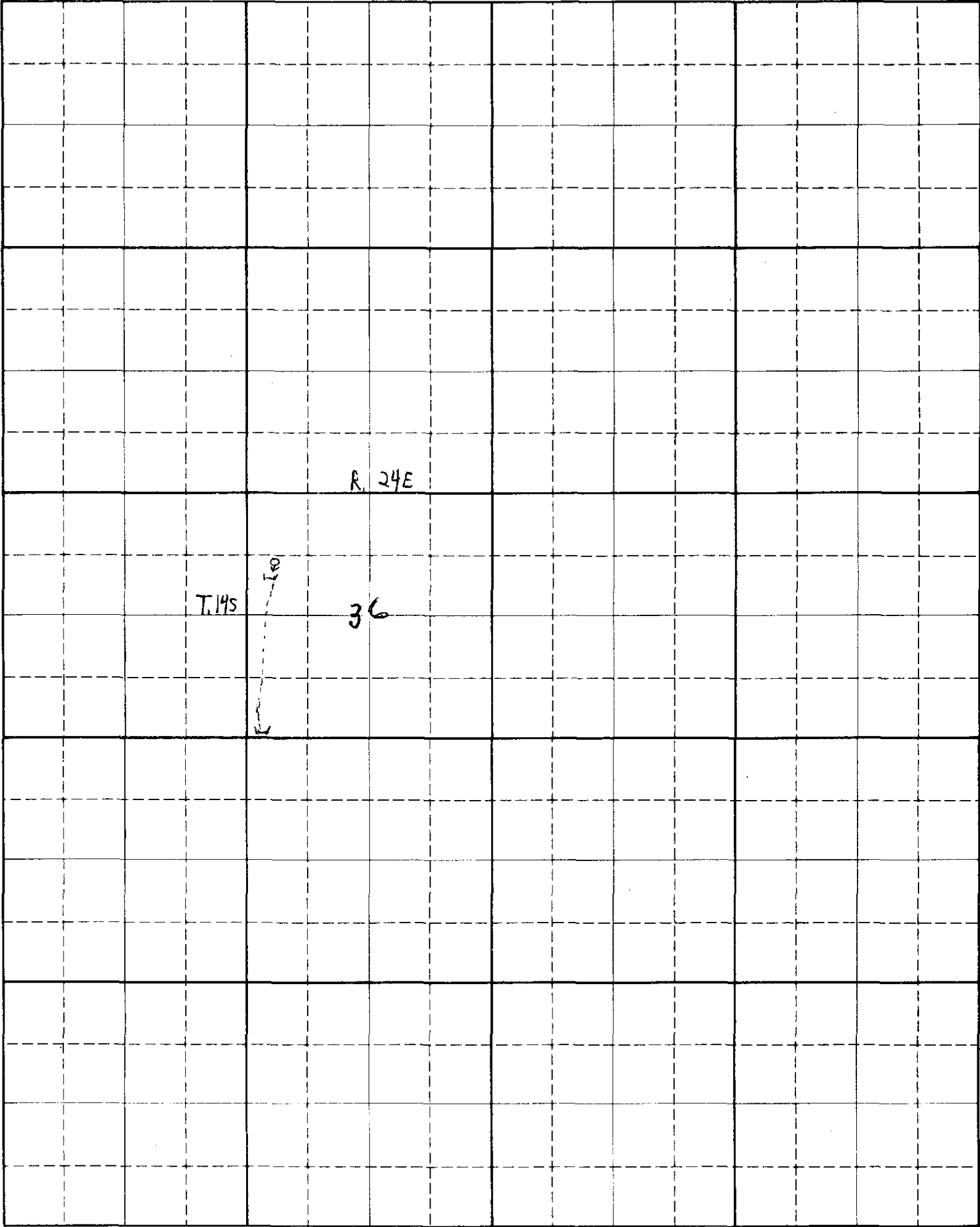
9. a. Who owns the property at the point of diversion State of Idaho - lessees Spencer & Jay Black

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing N/A

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      T15S-R24E

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.

Department of Lands  
*Jack E. Gillette*  
(Applicant)  
GORDON C. TROMBLEY, Director

8/17/77  
~~Proposed Priority~~

Received by Leav Date 8-17-77 Time 9:40  
Preliminary check by JA Fee \$ 10<sup>00</sup> # 9228  
Received by Leav Date 8-18-77 Warrant 1438819  
Publication prepared by Sm Date 11/18/77  
Published in South Idaho Press  
Publication dates 11/29 + 12/6/77  
Publication approved DI Date 12/15/77  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by mls/leav

#### 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. 43-7110, 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 February 1, 1979.
- c. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Witness my hand this 29 day of January 1978.

  
DEPUTY Director

|             |             |
|-------------|-------------|
| Pre-Audit   | Date        |
|             | AUG 18 1977 |
| Warrant No. | 1438819     |

|                   |
|-------------------|
| 890               |
| Date<br>7 8/16/77 |
| Code<br>18-00-00  |

AGENCY  
NAME:

Department of Lands

PAY Department of Water Resources

TO Building Mail

NOV 10 1977

Department of Water Resources  
Southern District Office

Encumbrance Reference No.

PAYMENT:    ☐ PARTIAL    ☐ FINAL

**CHECK ONE:**

(x) MISCELLANEOUS EXPENDITURE

( )- STATE CONTRACT

( ) PURCHASE ORDER

( ) MISCELLANEOUS  
ENCUMBRANCE REQUISITION

| LINE<br>No. | PROGRAM |     |     | FUND | CLASS |     | DESCRIPTION<br>(Include Quantity)                                                                                                                                                                                                                                                                                                                                                                | COMPLETE ONE |                                                                                                 | AGENCY USE |
|-------------|---------|-----|-----|------|-------|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|-------------------------------------------------------------------------------------------------|------------|
|             | MAJ     | MIN | ELE |      | MAJ   | MIN |                                                                                                                                                                                                                                                                                                                                                                                                  | %            | LINE AMOUNT                                                                                     |            |
| 1           | 05      | 01  | 101 | 1101 | 80    | 01  | Filing fees for application<br>for permit to appropriate<br>water on the following:<br>NNNW Sec. 7, T 6S, R 41E<br>NENE Sec. 7, T7S, R 41E<br>SWSE Sec. 28, T5S, R40E<br>SWSW Sec. 2, T2S, R9E<br>NNNW Sec. 16, T3S, R8E<br>SSEW Sec. 16, T11S, R11E<br>✓SESW Sec. 30, T1N, R20E<br>✓SWNW Sec. 36, T14S, R24E<br>✓NENW Sec. 16, T15S, R16E<br>NNNW Sec. 14, T5S, R41E<br>NENE Sec. 16, T6S, R41E |              | 10 00<br>10 00<br>10 00<br>10 00<br>10 00<br>10 00<br>10 00<br>10 00<br>10 00<br>10 00<br>10 00 |            |
|             |         |     |     |      |       |     | ✓Claim to Water Right for a<br>well at Gooding T.B. Hospital<br>NNNW Sec. 8, T. 6S, R. 15E                                                                                                                                                                                                                                                                                                       |              | 10 00                                                                                           |            |
| TOTAL       |         |     |     |      |       |     |                                                                                                                                                                                                                                                                                                                                                                                                  | 100%=        | 120 00                                                                                          |            |

**NOTE:** Final payment must be accompanied by a receiving copy

**TOTAL**

100% =

120100

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

### AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law for regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are no funds in the state treasury and balances in appropriation accounts or of which the same may be lawfully paid.

Date \_\_\_\_\_

Head of Agency or Institution

State Auditor

**SOUTH IDAHO PRESS  
BURLEY, IDAHO**

**AFFIDAVIT OF PUBLICATION**

County of Cassia, )  
 ) ss.  
STATE OF IDAHO )

Colleen Austin being first

duly sworn, deposes and says that he is the  
Book keeper of the South Idaho  
Press, a daily newspaper published at Bur-  
ley, Idaho, in the county aforesaid and that  
the paper is of general circulation therein.  
Deponent further states that the printed no-  
tice attached hereto was duly published  
according to law in the regular editions of

The South Idaho Press for two times  
consecutive weeks, commencing with the issue

dated Nov 29 1977, and ending

with the issue dated Dec 6 1977

Subscribed and sworn to before me

this 20th day of Dec

1977.

Norma M. Peterson Notary Public

Cost of Publication .....

Notary Fee .....

Total Cost 9.45

NOTARY PUBLIC RESIDING AT  
RUBERT, IDAHO. MY COMMISSION  
EXPIRES JUNE 21, 1981

RECEIVED  
JAN 2 1978  
Department of Water Resources  
Southern District Office

**LEGAL  
NOTICES**



77-539

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

NOTICE IS HEREBY GIVEN, That Idaho  
Dept. of Lands, Boise ID 83720 has on  
8/23/77 submitted Application No. 43-  
7110 for a permit to appropriate 0.02  
cubic feet per second of water from  
spring, tributary of Chokecherry Cr. by  
means of pipe to stock water trough  
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 36, Twp.  
14S., Rge. 24E., B.M., Cassia County,  
to be used from May 1 to Apr. 30 for  
livestock purposes within the  
SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 36, Twp.  
14S., Rge. 24E., 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, 1041 Blue Lakes Blvd., Nor-  
th, Twin Falls, Idaho, 83301 on or  
before December 16, 1977.

DJ OK 12/15/77 C. Stephen Allred  
Director  
Published in the South Idaho Press On  
November 29 & December 6, 1977.

December 11, 1978

Re: Permit No. 43-7110

Idaho Department of Lands  
Statehouse  
Boise, Idaho 83720

Gentlemen:

Enclosed herewith is a copy of the water right license issued  
on the above referenced permit.

Sincerely,

JAN GROVER  
Water Rights Supervisor

JG:lr

Enclosure

DEPARTMENT OF WATER RESOURCES  
FIELD REPORT

1. Name of permit holder Dept. of Lands - Donald Hobbs  
Post office address STATE house, Boise Phone 384-3310  
Person to contact being leased by Jay & Spencer Black Phone RECEIVED

2. Source of water supply: Groundwater ☐ Surface water ☒ Spring (name spring, stream, etc.)  
Tributary to Sinks MAR 21 1978

3. Water will be used for the following purposes:

Amount 1.02 c.f.s. for Stock (200 cattle)  
 \_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from May 1 to April 30  
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: \_\_\_\_\_

4. Total amount to be appropriated:

Max Rate of Diversion 0.02 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:

Township 14S N/S, Range 24E E/W, B.M., Section 36, Subdivision Sw  $\frac{1}{4}$  Nw  $\frac{1}{4}$  Cassia  
County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , \_\_\_\_\_  
County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , \_\_\_\_\_  
County

Other Points of Diversions: \_\_\_\_\_

Description of diverting works: Dug out source & collection box installed  
w/ 1 1/4" plastic pipe, carrying water to stock trough.  
overflow piped via 1 1/4" plastic pipe to another trough

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

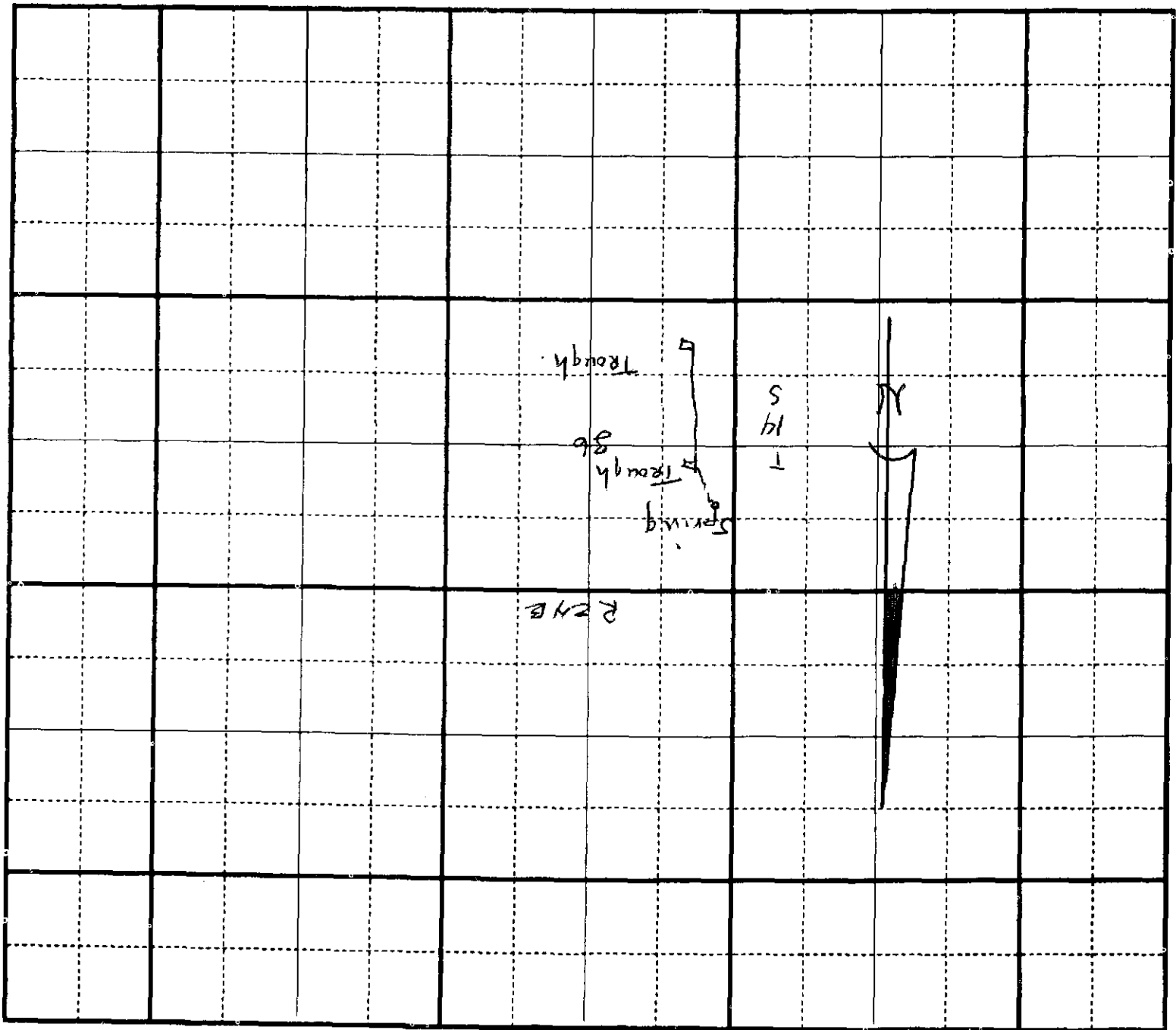
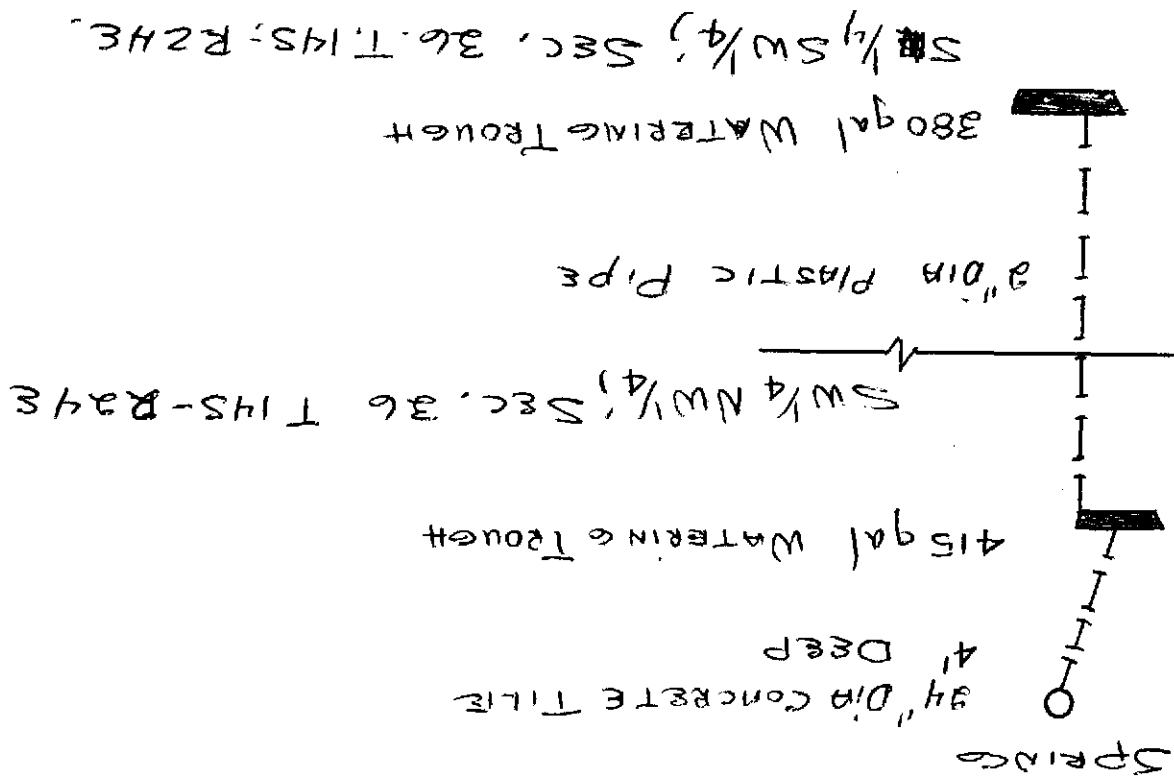


Diagram of System



DATE OF EXAM 4-25-78

ACREAGE

Found ✓  
Recommended ✓

Irrigation Requirement ✓ Ac Ft/Ac

USE

Irrigation Q=            c.f.s. V=            AF/Ann. from            to             
Domestic Q=            c.f.s. V=            AF/Ann. from            to             
Livestock Q= .02 c.f.s. V= 2.7 AF/Ann. from May 1 to April 30

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            Method of measurement           

Total Q recommended .02 cfs Meter No.            Type            Condition           

Total V recommended 2.7 AcFt/Ann.

Recommended Amendments:

P.D.             
Place of Use             
Other             
None ✓

MEASUREMENT CALCULATION:

.02 cfs Amount Applied for             
2.7 AcFt/Ann Volume            (200 Hd livestock) See Dept Memo 4-7-75

SYSTEM DESCRIPTION:

SPRING WATER IS COLLECTED IN A 24" DIA CONCRETE  
TILE, THEN CONVEYED TO PLACE OF USE THRU 2" DIA RIGID  
PLASTIC PIPE (PVC) TO ITS PLACE OF USE. (2) WATER  
TROUGHS (415 gal) & (380 gal)

REMARKS:

Jim Gillan was present during the field exam.

Examiner's Signature            Date 4-26-78

Checked by            Date 5-4-78

Approved by            Date



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

John V. Evans  
Governor

C. Stephen Allred  
Director

Statehouse  
Boise, Idaho 83720  
(208) 384-2215

November 16, 1978

Re: Permit No. 43-7110

Idaho Department of Lands  
Statehouse  
Boise, Idaho 83720

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 43-7110 on April 25, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: 0.02 cfs Source: springs

The maximum quantity diverted shall not exceed 2.7 acre feet per  
year.

Point of diversion: SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 36, Twp. 14S, Rge. 24E, B. M.

Beneficial use: Livestock water within the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Sec. 36, Twp.  
14S, Rge. 24E, B. M.

Priority date established: August 17, 1977

If you do not concur with these findings please contact us within 10 days, otherwise a  
water license will be issued as set forth above.

Sincerely,

JAN GROVER  
Water Rights Supervisor

JG/kw

MICROFILMED

March 16, 1978

Re: Permit No. 43-7110

Idaho Department of Lands  
Statehouse  
Boise, Idaho 83720

Gentlemen:

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

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

If you have any questions regarding the field examination, please contact our Regional Office in Twin Falls.

Sincerely,

JANICE RENK  
Water Rights

MICROFILMED

Identification No. \_\_\_\_\_

Permit No. 43-7110

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 28 1978

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Idaho Dept. of Lands (State)  
b) Post Office Address State Capitol Bldg., Boise, Idaho 83720
2. Permit Number 43-7110
3. Date of Priority that you are prepared to establish 3-1-77
4. a) Source from which water was appropriated surface  
b) Location of the point of diversion: SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 36  
Township 14S, Range 24E Boise Meridian, Other points of diversion: N/A
5. a) The amount of water and use to which the water has been applied:  
Amount 0.02 for Livestock & wildlife purposes from 1-1 to 12-31 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 0.02 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: W. J. Gillen - Range Technician, with a gallon container measured by timing length of time to fill container
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: spring, developed by lessee  
b) Describe the agreement or understanding by which you take water from the works: to provide sufficient water on State land for livestock & wildlife
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) source was dug out and a collection box was installed from which an 1 1/2" plastic pipe carries water to a stock trough. The overflow is then piped via an 1 1/2" plastic pipe to another trough on State land.  
b) Describe the type and size of measuring device which you have installed at your point of diversion: N/A  
c) Give well driller's name and address and the date the well was completed: N/A
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: livestock & wildlife on Section 36-T14S-R24E.

Exam 4

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: N/A

| T   | R   | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|     |     |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 14S | 24E | 36   |     |     |     |     |     | X   |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

Total number of acres irrigated N/A

10. Remarks: This land is owned by the State of Idaho and is currently leased to Jay and Spencer Black

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

2-23-78

(Date)

W. J. Miller

(Signature)

State of Idaho )

County of Gooding ) ss.

On this 23<sup>rd</sup> day of February, 1978, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Howard J. Nestor  
Notary Public residing at  
Gooding, Id., 83330

My commission expires April 18, 1981



# STATE OF IDAHO

## DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

GORDON C. TROMBLEY  
DIRECTOR

## STATE BOARD OF LAND COMMISSIONERS

JOHN V. EVANS  
GOVERNOR AND PRESIDENT  
PETE T. CENARRUSA  
SECRETARY OF STATE  
WAYNE L. KIDWELL  
ATTORNEY GENERAL  
JOE R. WILLIAMS  
STATE AUDITOR  
ROY TRUBY  
SUPT OF PUBLIC INSTRUCTION

RECEIVED

FEB 26 1978

February 28, 1978

Department of Water Resources

Mr. Stephen Allred  
Director  
Department of Water Resources  
Statehouse Mail

Re: Permit No.s 43-7110, 37-7688

Dear Mr. Allred:

Attached are proof of application of water to beneficial use for permits 43-7110 and 37-7688. Please process.

Sincerely yours,

DONALD E. HOBBS, Chief  
Bureau of Range Management

DEH:vp  
enc. 2

MICROFILMED

January 30, 1978

Re: Permit No. 43-7110

Idaho Dept. of Lands  
Statehouse Mail  
Boise, ID 83720

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 43-7110 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF/cah

Enclosure

1-13-78  
FILMED

PRE-PERMIT SURFACE-WATER EXAMINATION DATA SHEET

Date 12-5-77 Examiner Jim Stanton Application No. 43-7110  
Applicant(s) Interviewed Jim Gillen, Range Technician, Gooding Office Idaho Dept. of Lands  
Upstream Users Interviewed N/A  
&/or Upstream Diversions Inspected \_\_\_\_\_  
Downstream Users Interviewed N/A  
&/or Downstream Diversions Inspected \_\_\_\_\_

Legal Description Verified By Map (or give proper description) Yes

Water Flow: Visual Estimate ave. .02cfs Channel Width \_\_\_\_\_ Average Depth \_\_\_\_\_  
Water Velocity \_\_\_\_\_ Channel Slope \_\_\_\_\_

Do Additional Inflows Enter Downstream From This Diversion? No

Does This Water Enter Canal-Company Waterways? No Canal Co. Approval? D.N.A.

Source Of Waste Water: Legal Description \_\_\_\_\_

Proportion Of Water Flow Arising On Applicant's Land \_\_\_\_\_

Does There Appear To Be Sufficient Water To Fulfill This Application Without Harming  
Downstream Users? Yes XX No \_\_\_\_\_

Do Other Aspects Of The Application Appear To Be As Stated? Yes XX No \_\_\_\_\_

Notes Due to distance from office & small flow involved, examination was completed based  
on information received from Dept. of Lands. There are no upstream or downstream  
users of this spring, which sinks into the ground before reaching other surface  
waters.

Signed Jim Stanton

MICROFILMED

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 43-7110 - Idaho Dept. of Lands

☒ 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) JA 11-15-77

In form to receipt

(2) \_\_\_\_\_

Send Copies to:

\_\_\_\_\_  
Idaho State Health Department  
\_\_\_\_\_  
Idaho Fish and Game Department  
\_\_\_\_\_  
Bureau of Land Management

(3) \_\_\_\_\_

\_\_\_\_\_  
Request Special Use Permit from U.S.F.S.  
\_\_\_\_\_  
Request Easement from B.L.M.  
\_\_\_\_\_  
Request Information from Applicant  
\_\_\_\_\_  
Request Dam Safety Information

(4) JS 11/16/77

In form for advertising

(5) \_\_\_\_\_

Platted on Map No. \_\_\_\_\_

(6) \_\_\_\_\_

Located within Water District No. \_\_\_\_\_

(7) \_\_\_\_\_

Critical groundwater area: yes \_\_\_\_\_ no ☒

(8) \_\_\_\_\_

Groundwater levels:

\_\_\_\_\_ Declining, ☒ Stable, \_\_\_\_\_ Increasing

(comment) \_\_\_\_\_

(9) \_\_\_\_\_

Other rights on the same place of use

(10) \_\_\_\_\_

Comments: \_\_\_\_\_

(11) DJ 12/15/77

Affidavit of Publication received(date) 12/12/77

(12) Am 11/18/77

Final date for protests 12/16/77  
Protests received: yes \_\_\_\_\_ no ☒

(13) \_\_\_\_\_

All requested information received from agencies or applicant: yes \_\_\_\_\_ no \_\_\_\_\_

(14) mls 12-16-77

Action recommended:

☒ Approve \_\_\_\_\_ Deny

8-17-77 Proposed Priority

\_\_\_\_\_  
Reason for Reduction

NO Measuring device required

\_\_\_\_\_  
See attached sheet for other conditions of approval

☒ No special conditions for approval

District Southern By Michael Steele Date 12-16-77

cc. sent to Boise 12/25/77 sm

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Idaho Dept. of Lands  
Boise, ID 83720  
has on 8/23/77 submitted Application No. 43-7110  
for a permit to appropriate 0.02 cubic feet per second ~~acre feet per annum~~  
of water from spring, tributary of Chokecherry Cr.  
by means of pipe to stock water trough  
within the SW 1/4, Sec. 36, Twp. 14S, Rge. 24E., B.M., Cassia County  
  
to be used from May 1 to Apr. 30  
for livestock purposes  
  
within the SW 1/4, SW 1/4, Sec. 36, Twp. 14S, Rge. 24E., 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, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before December 16, 1977.

C. STEPHEN ALLRED

Director

Published in the South Idaho Press  
on 11/29 and 12/6/77

MICROFILMED

November 18, 1977

South Idaho Press  
Box 190  
Burley, ID 83318

Re: Application for Permit No. 43-7110 - Idaho Dept. of Lands

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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Michael L. Steele  
Southern Region Supervisor

MLS:sm

Enc.

Bill submitted: \_\_\_\_\_

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