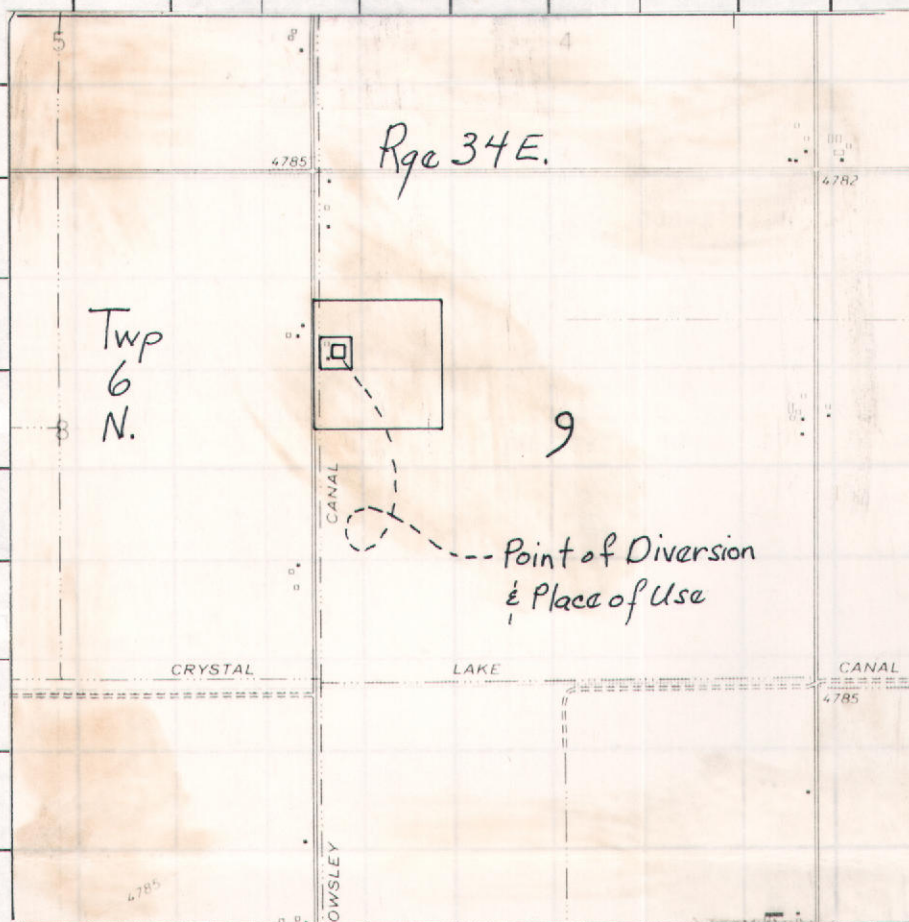


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

MICROFILMED

Pecil C Allen
(Applicant)

THE JEFFERSON STAR

RIGBY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

I, Bruce Porter,
being first duly sworn, depose and say, that I am
the printer of THE JEFFERSON STAR, a weekly
newspaper printed and published weekly at
Rigby, Jefferson County, Idaho; and I do
solemnly swear that the

Notice Of Application For Water Rights

a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

supplement issue thereof for Two
consecutive issues, the first publication hav-

ing been made on July 20, 1983
and the last publication having been made
on July 27, 1983.

Further, that said newspaper is one of general
circulation in said county; that it is a legal
newspaper, conforming to legal specifications
under the Idaho Statutes; that it has at least two
hundred bona fide subscribers living within the
county of publication; and that it has been
continuously and uninterruptedly published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.

Subscribed to and sworn to before me

this July 28, 1983

Jeri Garner
(SEAL) Notary Public.

My commission expires Life.

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed
to appropriate the public waters of the State
of Idaho:

35-8159

L.A. HARTERT — CO.
BOX 820, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 06/20/1983
Diversion Pt: SESW Sec 09 T 05N R 38E
Use: STOCKWATER (0.20 CFS)
In: SESW Sec 09 T 05N R 38E

25-7340

HOOVER, JAMES &/or MURIEL
RT. 4, BOX 24, RIGBY, ID 83442
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: NWNW Sec 30 T 04N R 39E
Use: COMMERCIAL (0.02 CFS),
DOMESTIC (0.11 CFS)
In: NWNW Sec 30 T 04N R 39E

31-7394

CARPENTER, HARLEY &/or MARIE
HC 69, BOX 2410, HAMER, ID 83425
Source: GROUNDWATER
Date Filed: 05/10/1983
Diversion Pt: SWNW Sec 15 T 06N R 35E
Use: STOCKWATER (0.03 CFS),
DOMESTIC (0.04 CFS)
In: SWNW Sec 15 T 06N R 35E

31-7397

MCGARRY, JACK &/or PAT
DUBOIS, ID 83423
Source: GROUNDWATER
Date Filed: 05/24/1983
Diversion Pt: SESW Sec 31 T 08N R 34E
Use: STOCKWATER (0.06 CFS)
DOMESTIC (0.02 CFS) In: SESW Sec 31 T
08N R 34E

31-7398

ALLEN, CECIL &/or FLORENCE I.
HC 63 BOX 1600, TERRETON, ID 83450
Source: GROUNDWATER
Date Filed: 06/16/1983
Diversion Pt: SWNW Sec 09 T 06N R 34E
Use: COMMERCIAL (0.04 CFS)
DOMESTIC (0.04 CFS)
In: SWNW Sec 09 T 06N R 34E

The permit(s) will be subject to all prior
water rights. Protests must be filed with the
Director, Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho
83402 on or before AUGUST 8, 1983.

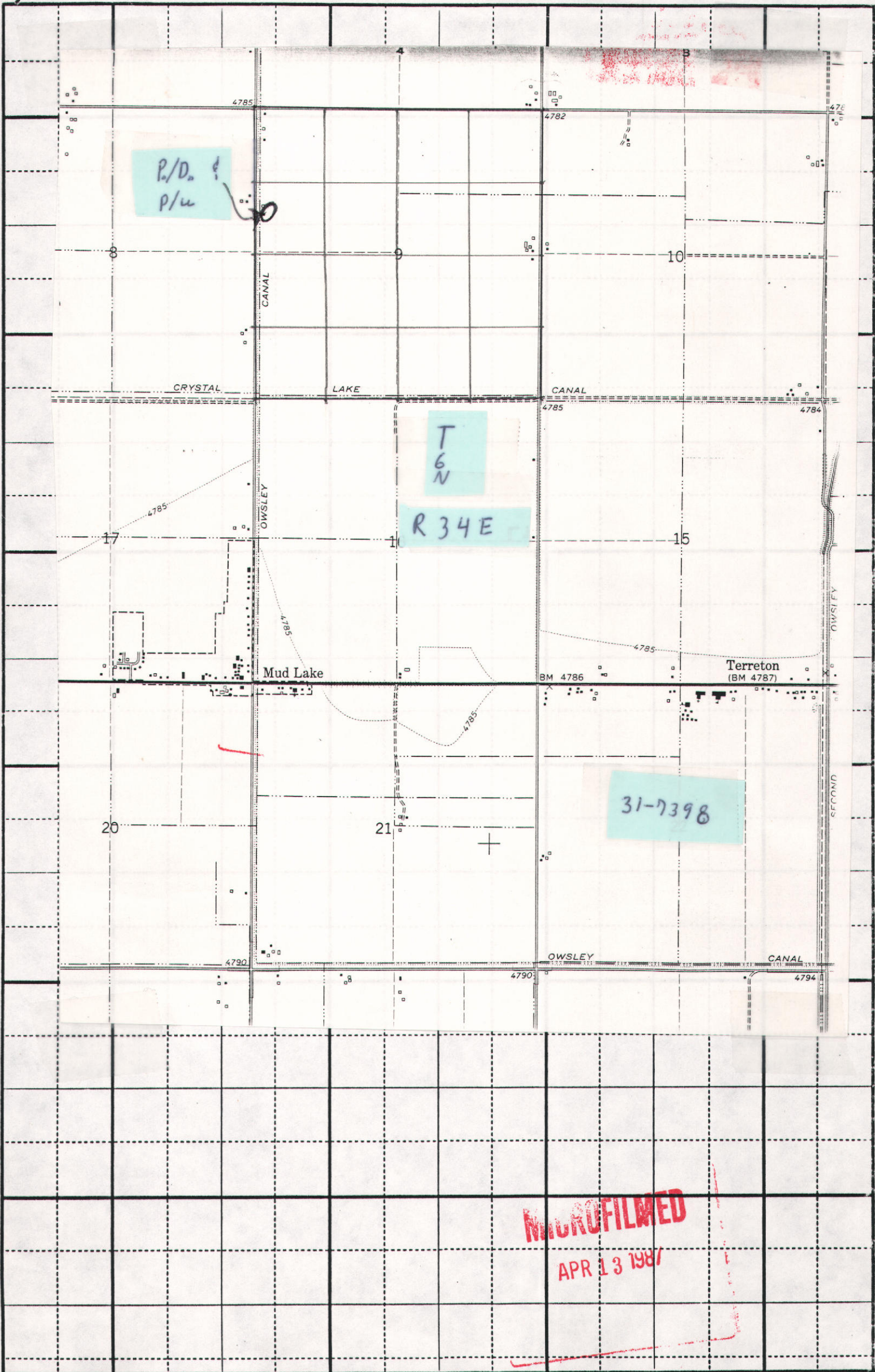
KEN DUNN
Director

Publ. July 20 and 27, 1983RS

MICROFILMED

NAME OF APPLICANT Allen

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.



31-7398

MICROFILMED
APR 13 1981

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: *K Carlson*

APPLICATION NUMBER: **31 7398**

CHECK:

- ☒ Source.
- ☒ Point of diversion.
- ☒ County.
- ☒ Quantity of water and period of use.
- ☒ Description of diverting works.
- ☒ Time required for beneficial use of water.
- ☒ Place of use or acres irrigated.

Field check by: _____
Date: _____
Comments: _____

- ☒ Map.
- ☒ Signature.

☒ Fee.

☒ Yes ☒ No

Field check required.

☒ Yes ☒ No

Critical groundwater area.

☒ Yes ☒ No

Request dam safety information. Sent by: _____

Date: _____

☒ Yes ☒ No

In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
- ☐ Idaho Fish and Game Department.
- ☐ Idaho Department of Lands.
- ☐ U.S. Bureau of Land Management.
- ☐ U.S. Forest Service.
- ☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☒ Yes ☒ No
- ☒ Yes ☐ No

Platted by: _____

Map No. _____

Other rights on same place or use: _____

31- 2239

- ☒ Yes ☐ No
- ☐ Yes ☒ No

In form for advertising.

Final date for protests: _____

Aug. 8, 1983 ✓

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: **8/4/83** ✓
- ☒ Application published correctly. If not, record action taken: _____
- ☒ Fee amount, receipt date & number, recorded on application.
- ☒ Publication dates and paper, recorded on application.
- ☒ Protests, dates, withdrawal, etc., recorded on application.
- ☒ Recommendation & initial, recorded on application.

☒ Yes ☒ No

Measuring device required.

☒ Yes ☒ No

Access port required.

☒ Yes ☒ No

Will water be delivered by watermaster? If yes, what district? **31**

6-16-1983.

Date of priority recommended.

Special conditions of approval or cover letter.

Code 26.

app. released in 3rd S.F. dismissal

By: *Ernest Carlson.*

STATE OFFICE REVIEW:

LOS ~~**26**~~ **417, LII**

26 ~~**26**~~

Date: **Aug 16, 1983.**

Date: **8/23/83**
2/7/85

RECEIVED
AUG 19 1983
Department of Water Resources

UNRECORDED

POOR QUALITY ORIGINAL

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 31-7398

Priority: June 16, 1983 Amount: .06 CFS 1.0 AFA

This is to certify, that CECIL ALLEN
FLORENCE I. ALLEN

HC 63 BOX 1600
TERRETON, ID 83450

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 16, 1983, and has submitted proof to the Department of Water Resources on September 16, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .06 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Commercial	04/01 to 11/01	.04 cfs	.4 afa
Domestic	01/01 to 12/31	.04 cfs	.6 afa
	Totals	.06 CFS	1.0 AFA

LOCATION OF POINT OF DIVERSION(S): SWNW, Sec. 9, Township 6N, Range 34E
Jefferson County

PLACE OF USE: Commercial

TWN RGE SEC

6N 34E 9 SWNW

PLACE OF USE: Domestic, same as Commercial use

CONDITIONS/REMARKS:

1. The right to the use of the 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.

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 6th day of April, 1987.

MICROFILMED

Acting for the Director

Norman Young

APR 13 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Cecil Allen or Florence I. Allen Phone 663-4347

Post office address HC 63 Box 1600, Terreton, ID 83450

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 9 Township 6N

Range 34E B.M. Jefferson County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 cfs for commercial purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 cfs for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well with 1 Hp submersible pump
and distribution

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 300 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 9 Township 6N
Range 34E B.M.

(2) Amount of power to be generated: _____ horsepower 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 1.

(5) If water is to be used for other purposes describe: Commercial: irrigation water for
a greenhouse

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

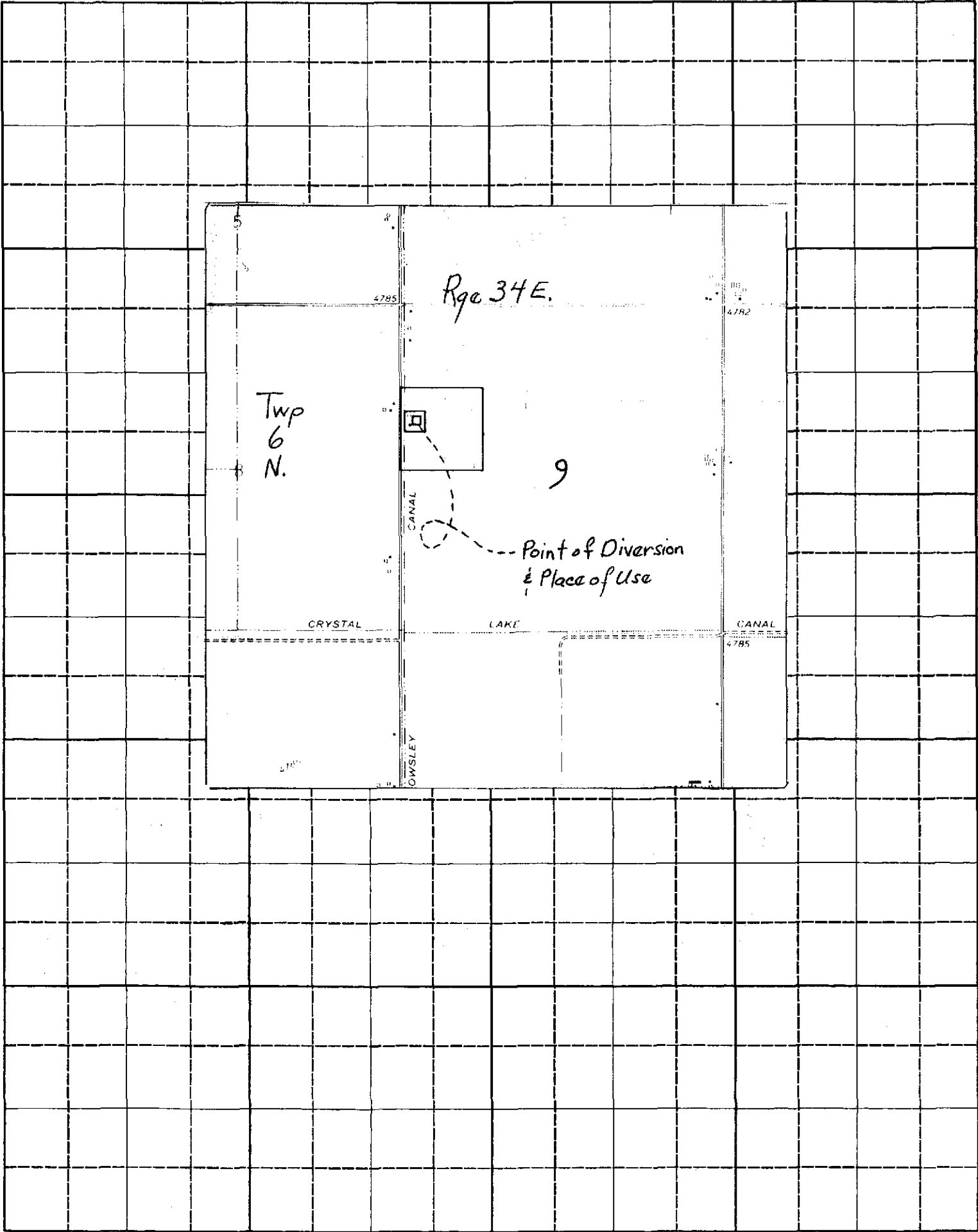
Total number of acres to be irrigated

applicant to make this filing

9. a. Who owns the property at the point of diversion

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.

RECEIVED

Percil C Allen
(Applicant)

MICROFILMED

Received by BMC Date 6-16-1983 Time 4:15

Preliminary check by KW Fee \$ 30.00

Received by GW Date 6-16-83 # 30912

Publication prepared by BP Date 7/13/83

Published in Highway Star

Publication dates 7/21 - 7/28/83

Publication approved BP Date 8/5/83

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by BMC KW

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. 31-7398, 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, 19 90.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other:

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 8th day of February, 1985.

D. Alan Bayloun
Chief, Operations Bureau

THE JEFFERSON STAR

RIGBY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

I, Bruce Porter
being first duly sworn, depose and say, that I am the printer of THE JEFFERSON STAR, a weekly newspaper printed and published weekly at Rigby, Jefferson County, Idaho; and I do solemnly swear that the

Notice Of Application For Water Rights

a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any

Two

supplement issue thereof for consecutive issues, the first publication having

been made on July 29, 1983
and the last publication having been made

on July 27, 1983

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

Subscribed to and sworn to before me

this July 28, 1983

Jeri Garner
Notary Public.

(SEAL)

My commission expires Life

AUG 4 1983

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

36-8159

L.A. HARTERT - CO.
BOX 820, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 08/20/1983
Diversion Pt: SESW Sec 09 T 05N R 36E
Use: STOCKWATER (0.20 CFS)
In: SESW Sec 09 T 05N R 36E

25-7340

HOOVER, JAMES &/or MURIEL
RT. 4, BOX 24, RIGBY, ID 83442
Source: GROUNDWATER
Date Filed: 08/28/1983
Diversion Pt: NWNW Sec 30 T 04N R 36E
Use: COMMERCIAL (0.02 CFS),
DOMESTIC (0.11 CFS)
In: NWNW Sec 30 T 04N R 36E

31-7394

CARPENTER, HARLEY &/or MARIE
HC 69, BOX 2410, HAMER, ID 83425
Source: GROUNDWATER
Date Filed: 05/10/1983
Diversion Pt: SWNW Sec 15 T 06N R 35E
Use: STOCKWATER (0.03 CFS),
DOMESTIC (0.04 CFS)
In: SWNW Sec 15 T 06N R 35E

31-7397

MCGARRY, JACK &/or PAT
DUBOIS, ID 83423
Source: GROUNDWATER
Date Filed: 05/24/1983
Diversion Pt: SESW Sec 31 T 06N R 34E
Use: STOCKWATER (0.08 CFS),
DOMESTIC (0.02 CFS) In: SESW Sec 31 T 06N R 34E

31-7398

ALLEN, CECIL &/or FLORENCE I.
HC 63 BOX 1600, TERRETON, ID 83450
Source: GROUNDWATER
Date Filed: 08/16/1983
Diversion Pt: SWNW Sec 09 T 06N R 34E
Use: COMMERCIAL (0.04 CFS),
DOMESTIC (0.04 CFS)
In: SWNW Sec 09 T 06N R 34E

The permit(s) will be subject to all prior water rights. Permits must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 122, Idaho Falls, Idaho 83402 on or before AUGUST 8, 1983.

KEN DUNN
Director

Publ. July 20 and 27, 1983RS

RECEIVED

April 6, 1987

CECIL & FLORENCE I. ALLEN
HC 63 BOX 1600
TERRETON, ID 83450

RE: Permit No. 31-7398

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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APR 13 1987



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, 1987

RE: Permit No. 31-7398

Cecil & Florence I. Allen
HC 63, Box 1600
Terreton, ID 83450

Dear Permit Holder(s):

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

APR 13 1987

RECEIVED

SEP 12 1986

Department of Water Resources
Permit No. 31-7398

Phone No. 663-4347

1. Owner: Cecil or Florence Allen Phone No. 663-4347
Current Address: HC 63 Box 1600 Terretan
2. Accompanied by: Cecil Allen EXAM. DATE: 8-7-86
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to NIA

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Jacuzzi	1	Submersible	Jacuzzi	OK8- 697474

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
- | | | | |
|-------------|---------------|----------|---------------------|
| Pump to | Pressure tank | To home | 25 head |
| Beef cattle | and | various | spigots on |
| property. | 2 | spigots | used for greenhouse |
| 20-40 | psi | pressure | tanks. |

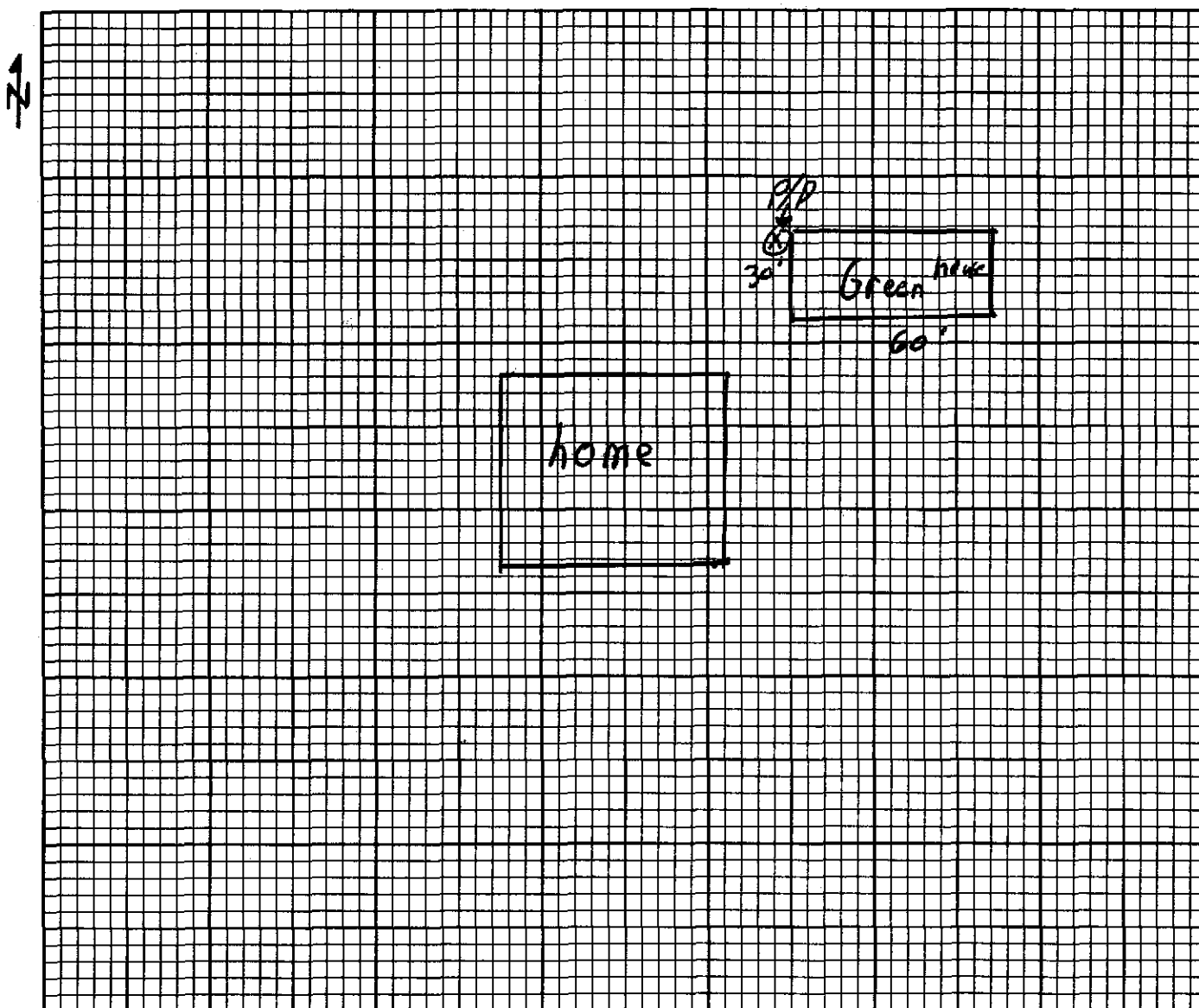
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Bucket & Watch					5gal	

7. Measurements 5 gal/20 sec ☐ Additional data/computation sheets attached
5 gal/30 sec

- [illegible]

- | Irrigation - give acres served by system at time of exam. | | | | | | | | | | | | | | | | | | | |
|---|------|------|--|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| Place(s) of Use: | | | Indicate Method of Determination _____ | | | | | | | | | | | | | | | | |
| Twp. | Rge. | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | Totals |
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
| 6N | 34E | 9 | | | | | | | D/C | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |
| | | | Total Acres _____ | | | | | | | | | | | | | | | | |

10. Other water rights on these lands Shares in Owsley Canal Co
11. Other water right diverted from same p.d. None
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks Need to phone Forman pump service 523-0244
to get pump info: 8-8-86 Forman pump says lift near
140' Lawn irrigated from canal.

15. 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

16. Examiner's/Consultant's Signature John W. Aramban Date 8-8-86

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

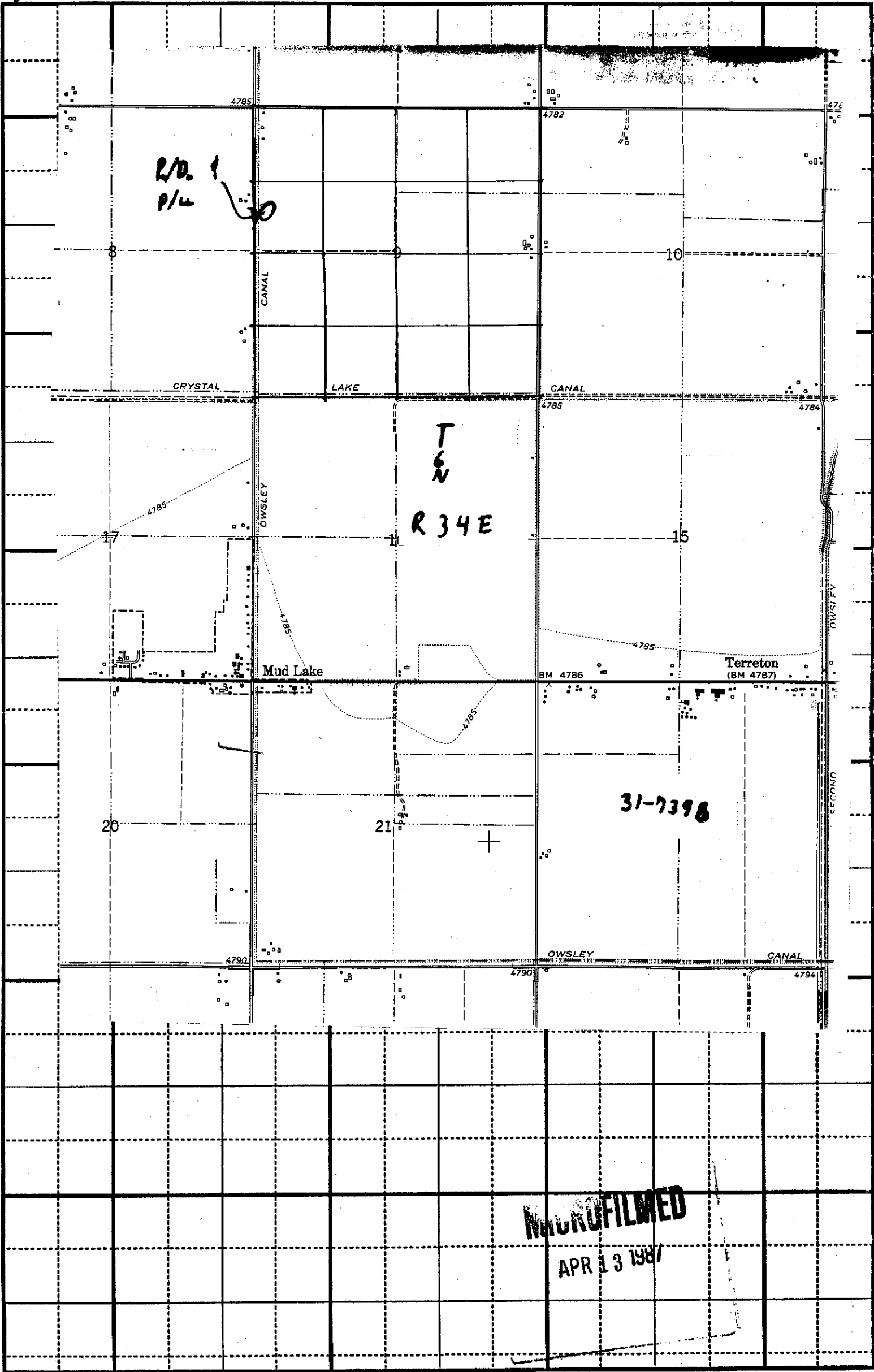
CONSULTANT SEAL

MICROFILMED

APR 13 1987

NAME OF APPLICANT Allen

Form No. 0



MicroFILMED
APR 13 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

SEP 12 1986

31-7398

Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$Q = \frac{8.8 (Hp) (Eff)}{2.31 (psi) + lift} = \frac{8.8 (1) (.75)}{2.31 (20) + 140} = 0.04 \text{ cfs} \checkmark$$

$$Q_{com} = \left(\frac{5 \text{ gal}}{20 \text{ sec}} + \frac{5 \text{ gal}}{30 \text{ sec}} \right) \frac{60 \text{ sec}}{\text{min}} \times \frac{1 \text{ cfs}}{448.8 \text{ gpm}} = 0.06 \text{ cfs} \checkmark$$

Permit = 0.04 cfs Dom
0.04 cfs Com

Recommend $Q_{dom} = 0.04 \text{ cfs}$ by permit
 $Q_{com} = \frac{0.04 \text{ cfs}}{0.06 \text{ cfs}}$ by capacity

b) Volume Calculations for Irrigation: N/A

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$$

c) Volume Calculations for Other Uses:

$$V_{Dom} = 1 \text{ unit} \times \frac{0.6 \text{ afa}}{\text{unit}} = 0.6 \text{ afa} \checkmark$$

$$V_{Com} = 0.04 \text{ cfs} \times 214 \text{ days} \times \frac{1.98385 \text{ af}}{1 \text{ cfs day year}} = 17.0 \text{ afa} \checkmark$$

2. Overlap Review

a) Other water rights with same place of use: ~~1~~ shares in Owsley Canal
for farm & lawn irrigation

b) Other water rights with same point of diversion: None

c) Analysis: No overlap

ESTIMATE ANNUAL VOLUME FOR GREENHOUSE USE.

BASED UPON PICTURE TAKEN OF GREENHOUSE TOTAL
SIZE IS ESTIMATED AT 2000 sq ft. within the
GREENHOUSE TABLE AREA FOR HOLDING PLANTS IS
ESTIMATED AT 3000 sq ft OR 0.06 ACRES.

Using water requirement estimate in the
Hydraulic Handbook p. 96 TABLE 3, I used $6.0 \frac{\text{AC FT}}{\text{ACRE}} / 42$

ANNUAL Volume for this greenhouse is: 6.0×0.06

= 0.36 AFA OF

= 0.4 AFA

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APR 13 1987

RECOMMENDED AMOUNTS

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
31-7398	6-16-1983	0.06 cfm	6-16-1983	9-16-1985	0.06 cfm

Address: HC 63, Box 1600, Terreton, ID 83450

tributary to

Period of Use

(8)

Annual Volume
V (afa)

✓ (7/11/22)

From 1-1
To 12-31

Rate of Diversion
Q (cfs)
0.04

749.0

✓ 1-11 ✓ 1-17

0.04

17.0 AF



No.	Govt. Lot	$\frac{1}{4}$	$\frac{1}{4}$	$\frac{1}{4}$	Sec.	Twp.	Rge.	County
			SW	NW	9	6N	34E	Jefferson

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks:

Recommended Conditions/Remarks: Commercial use is for a greenhouse.

10. Recommended Amendments

11. Examiner's Signature

Checked in Regional Office by

Approved in State Office by _____

John W. Greenleaf

04/10/20

F. Wheeler

Date _____

Date 20/1/1982

Date 11-25-86

31-7398

31-7398

Pump Control

31-7398

MICROFILMED

APR 13 1981



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

August 4, 1986

Cecil C. Allen
HC 63 Box 1600
Terreton, Idaho 83450

Dear Mr. Allen:

Attached herewith is Departmental receipt no. in
the amount of \$ for your Exam Fee.

Thank you for your prompt attention.

Sincerely,

Michele Davis
Office Secretary

Attachment

MICROFILMED

APR 13 1987

4/86

RECEIVED
JUL 13 1986
Department of Water Resources
Eastern District Office

RECEIVED

AUG 7 1986

Department of Water Resources
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received 50.00
Date 7-18-86
Receipt # 39791
Receipt by mt
Sent to S.O. 8-4-86

OK KW

1. Permit No. 31-7398

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: Pecil C Allen

3. Post Office Address: HC 63 Box 1600

Telephone No. 663 4347

4. Source of Water: Underground

5. Extent of Use:

Domestic 1 (No. of households) Stockwater 1-25 (No. and type of stock)

Irrigation None (acres) Other/Remark 0.04 for domestic
0.04 small greenhouse

6. Total rate &/or volume for which proof is submitted 1.02 cfs _____ acre-feet

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

approx 1950 before permit was submitted

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

Pecil C Allen

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(Name) APR 13 1987

HC 63 Box 1600 663 4347
(Address) (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.)

July 16, 1986
Date

Pecil C Allen
Signature of Permit Holder (and title, if appropriate)

copy retained for file

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.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

A. Kenneth Dunn

31-7398
ALLEN, CECIL
ALLEN, FLORENCE I.
HC 63 BOX 1600
TERRETON, ID 83450

June 16, 1986

138754

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 or geologists certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing of certified water

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APR 13 1987

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.

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

Sincerely,

Ron D. Carlson
RONALD D. CARLSON
Regional Manager

Enclosure

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APR 13 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup, Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 20, 1986

CECIL ALLEN
MC 63, BOX 1600
TERRETON

ID 83450

RE: Permit No. 31-7398

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 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,
s/HAROLD W. JONES
Sr. Resource Agent

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APR 13 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 16 1985

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 31-7398

Name(s) of Permit Holder: Cecil Allen or Florence I. Allen

Post Office Address: HC 63, Box 1600

Terreton, ID 83450 Telephone No. 663-4347

Source of Water: Groundwater

Extent of Use:

Domestic one (number of households)

Stockwater Average no for farm use (number and type of stock)

Irrigation None (acres)

Other/Remarks Commercial: irrigation water for a greenhouse 2 mo each year

The well was drilled approx 1947-48 (Before filing date)

Indicate the date water was first diverted and beneficially used under this permit: approx 1947

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination:

Cecil Allen (Name)

HC 63- Box 1600 Terreton (Address) 663-4347 (Telephone Number)

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

Sept - 13 - 1985
Date

Cecil C Allen OWNER
Signature of Permit Holder (and Title, if appropriate)

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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

September 9, 1985

Cecil Allen
HC 63, Box 1600
Terreton, ID 83450

Re: Permit No. 31-7398

Dear Mr. Allen:

As a follow-up to our phone conversation on September 9, 1985, I am sending a partially completed proof of beneficial form. Please sign and return the proof form. Also please show on the form that the use has existed since 1947 (as you described in our phone conversation). Your permit will then not be subject to the review requirements of Section 42-203D, Idaho Code, as described in my letter to you dated September 1, 1985.

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

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS/lis

Enclosure

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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

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT. (2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MICROFILMED

S T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

ALLEN, CECIL & FLORENCE I.
HC 63 BOX 1600
TERRETON, ID 83450

FEBRUARY 19, 1985

RE: PERMIT NO. 31-7398

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

YOU SHOULD BE AWARE THAT THE GROUND WATER YOU PROPOSE TO DIVERT IS LOCATED WITHIN A DRAINAGE BASIN WHERE SURFACE WATERS ARE REGULATED DURING THE MONTHS OF LOW FLOW. IT IS POSSIBLE THAT DIVERSION OF GROUNDWATER MAY HAVE AN ADVERSE IMPACT ON THESE SURFACE WATER FLOWS. INFORMATION AVAILABLE TO US AT THIS TIME DOES NOT WARRANT REFUSING TO ISSUE PERMITS IN YOUR AREA, BUT WE DO CAUTION THAT DIVERSIONS OF GROUND WATER ARE NOT ALLOWED TO DEplete FLOWS AVAILABLE FOR SURFACE WATER USERS WITH EARLIER PRIORITY DATES. SITING YOUR WELL AS FAR FROM SURFACE SOURCES AS POSSIBLE AND CASING OUT UPPER WATER PRODUCING ZONES MAY REDUCE THE POTENTIAL FOR INTERFERENCE.

PLEASE BE ADVISED THAT NUMEROUS PRIOR APPLICATIONS FOR PERMIT HAVE BEEN FILED TO APPROPRIATE WATER FROM YOUR SOURCE, TO BE USED ON DESERT LAND ENTRY AND/OR CAREY ACT LANDS. DEVELOPMENT OF THESE WATER RIGHTS IS CURRENTLY PREVENTED BY THE U.S. BUREAU OF LAND MANAGEMENT. HOWEVER, IF THE LANDS ARE RELEASED FOR DEVELOPMENT, THE ASSOCIATED WATER RIGHTS WILL RECEIVE WATER PRIOR TO YOUR WATER RIGHT ENCLOSED. THEREFORE BE SURE TO ANALYZE THE FUTURE IMPACT OF THESE RIGHTS BEFORE MAKING A MAJOR INVESTMENT IN A WATER SUPPLY SYSTEM.

RECEIVED
FEB 22 1985

RE: PERMIT 31-7398

PAGE 01
FEBRUARY 19, 1985

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

ORIGINAL FILED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: *K Carlson*

APPLICATION NUMBER: **31 7398**

CHECK:

- ☒ Source.
- ☒ Point of diversion.
- ☒ County.
- ☒ Quantity of water and period of use.
- ☒ Description of diverting works.
- ☒ Time required for beneficial use of water.
- ☒ Place of use or acres irrigated.
- ☒ Map.
- ☒ Signature.
- ☒ Fee.
- ☒ Yes ☒ No Field check required.
- ☒ Yes ☒ No Critical groundwater area.
- ☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
- ☒ Yes ☒ No In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by _____ Date: _____
- ☐ Idaho Fish and Game Department.
- ☐ Idaho Department of Lands.
- ☐ U.S. Bureau of Land Management.
- ☐ U.S. Forest Service.
- ☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Plotted by: _____ Map No: _____
- ☒ Yes ☐ No Other rights on same place or area **31-2239**
- ☒ Yes ☐ No In form for advertising.
- ☐ Yes ☒ No Final date for protests **Aug. 8, 1983** ✓
- ☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: **8/4/83** ✓
- ☒ Application published correctly. If not, record action taken.
- ☒ Fee amount, receipt date & number, recorded on application.
- ☒ Publication dates and paper, recorded on application.
- ☒ Protests, dates, withdrawal, etc., recorded on application.
- ☒ Recommendation & initial, recorded on application.
- ☐ Yes ☒ No Measuring device required.
- ☐ Yes ☒ No Access port required.
- ☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? **31**
- 6-16-1983** Date of priority recommended.
- Special conditions of approval or cover letter.

Code 26.

app. released in 3rd S.F. dismissal

By: *Ernest Carlson*

STATE OFFICE REVIEW:

L05 ~~**L17, L11**~~

See attached sheet for more information.

By: *[Signature]*
KEW

Date **Aug 16, 1983.**

Date **8/23/83**
2/7/85

RECEIVED
AUG 19 1983
Department of Water Resources

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POOR QUALITY ORIGINAL

31-2398

ALLEN, CECIL &/or FLORENCE I.

HC 63 BOX 1600, TERRETON, ID 83450

Source: GROUNDWATER

Date Filed: 06/16/1983

Diversion Pt: SHNW Sec 09 T 06N R 34E

Use: COMMERCIAL	(0.04 CFS)
DOMESTIC	(0.04 CFS)

In: SHNW Sec 09 T 06N R 34E

RECEIVED
JUL 17 1983

31-2298

ALLEN, CECIL &/or FLORENCE I.

HC 63 BOX 1600. TERRETON. ID 83450

Source: GROUNDWATER

Date Filed: 06/16/1983

Diversion Pt: SWNW Sec 09 T 06N R 34E

Use: COMMERCIAL	(0.04 CFS)
DOMESTIC	(0.04 CFS)

In: SWNW Sec 09 T 06N R 34E

RECEIVED