

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 19 day of Oct., 1972, and the last publication being on the 26 day of Oct., 1972;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 26 day of Oct., 1972.

Lena S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED

MAR 30

Department of Water Administration

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Floyd E. Wheeler, Route 2, Buhl, Idaho, has received an approved Permit No. G-31591/51-2186 issued by the Idaho Department of Water Administration authorizing the diversion of 5.4 cubic feet per second of water from a ground water source. The priority to be established under this permit is December 9, 1963, and the permit was approved December 13, 1963.

Water is to be diverted by well and pump from a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Twp. 9 South, Rge. 12 East, B. M., Owyhee County, to be used for irrigation purposes in the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, Twp. 9 S., Rge. 12 E., B. M.

Proof of the application of the water to beneficial use was submitted to the Department on April 24, 1972. Any protest against the issuance of the license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice.

R. KEITH HIGGINSON,
Director.

Published in the Owyhee Nugget, Marsing, Idaho, on October 19 and October 26, 1972.

51 2186

L:VSS
Idaho 014942

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Idaho Land Office
P.O. Box 2237
Boise, Idaho 83701

Permit 31591

Floyd E. Wheeler
Route 2
Buhl, Idaho 83316

Dear Mr. Wheeler:

RECEIVED
MAY 2 1967

Department of Reclamation

NOTICE OF ALLOWANCE

MAY 1 1967

5-1 1972

Your Desert Land Entry, Serial No. Idaho 014942,
Receipt No. 96038, for SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19,
Township 9 S., Range 12 E., Boise Meridian, Idaho, containing 320 acres, is hereby allowed, subject to any valid existing rights and your further compliance with laws and regulations applicable thereto. The acceptability of final proof is contingent upon development and reclamation of the land in accordance with your plan of development which is on file in the Boise Land Office. Any substantial change in source of water or deviation in the construction of the irrigating facilities must have the approval of the Bureau of Land Management. The irrigable acreage of this entry has been determined to be approximately 270 acres. In correspondence relating to this entry, always refer to the serial number shown above.

Subject to the Act of July 17, 1914, which will require the reservation of all oil and gas deposits to the United States.

Sincerely yours,

/s/ ORVAL G. HADLEY

Orval G. Hadley
Manager, Land Office

cc: State Dept. of Reclamation ✓
Attn: Donald W. McEldowney

31591

December 10, 1963

RE: Application No. G-39700, James Wheeler
G-39701, Lloyd E. Wheeler

Bureau of Land Management
Box 2237
Boise, Idaho

Gentlemen:

Enclosed are Receipt No. G-8434 in the amount of \$8.50 issued
on Application No. G-39700, James Wheeler, and No. G-8435 in
the amount of \$8.50 issued on Application No. G-39701, Lloyd
E. Wheeler.

We have been requested to mail the receipts to you.

Very truly yours,

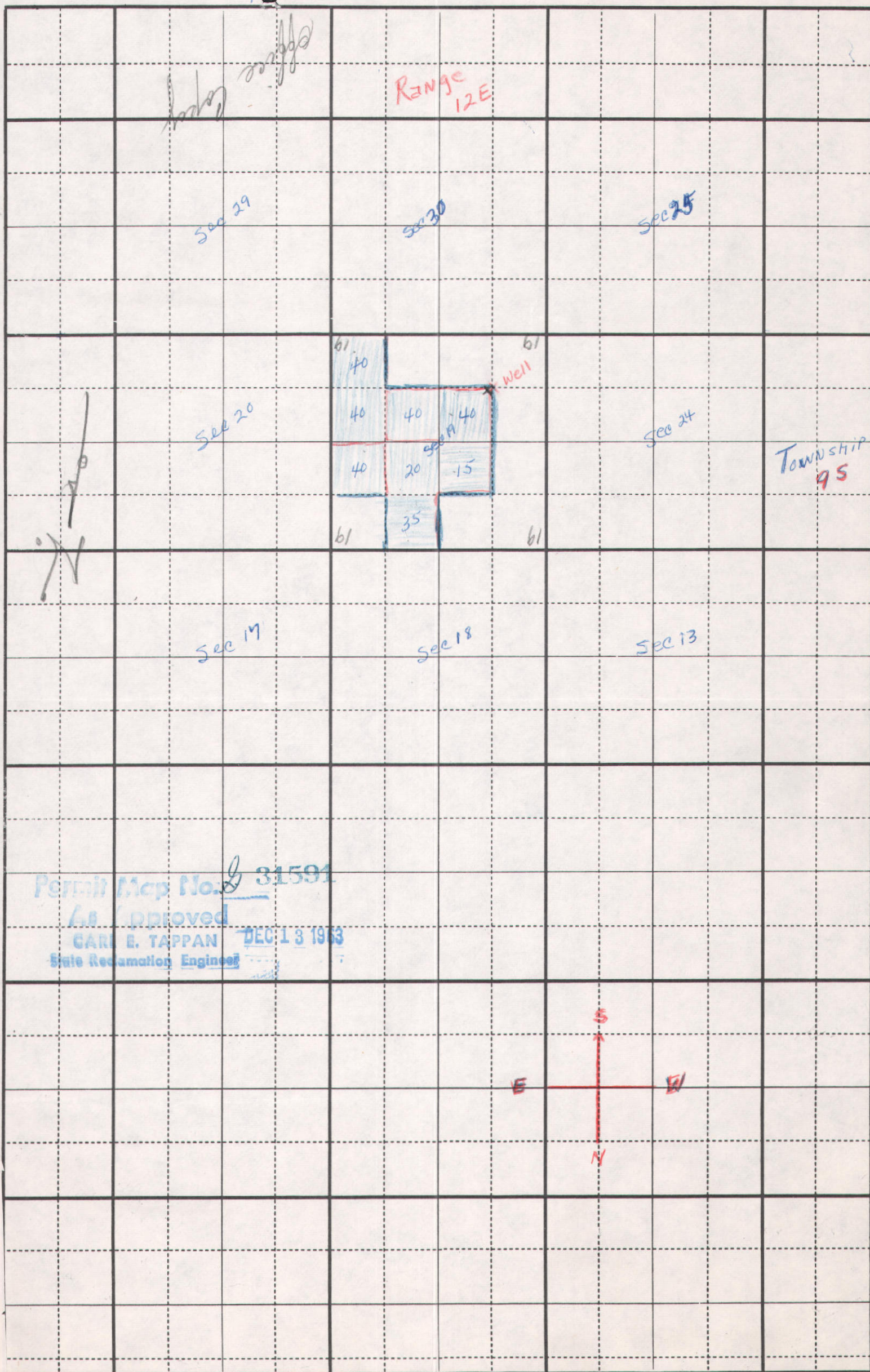
DALE E. TAPPAN
State Reclamation Engineer
BY

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. receipts 2
cc: James Wheeler
Lloyd E. Wheeler

31591



Permit Map No. 31591

As Approved

CARL E. TAPPAN

DEC 13 1963

State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink. Water to run East or north from well.

Plots will irrigate North & East.

31591

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31591/51-2186 Priority Dec. 9, 1963 Amount 5.40 cfs

THIS IS TO CERTIFY, that FLOYD E. WHEELER
of Castleford, Idaho, has complied with the terms and conditions of Permit
No. 31591/51-2186 issued pursuant to Application for Permit dated December 9, 1963,
and has submitted proof to the Department of Water Resources on April 24, 1972,
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 * 8.73 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u> at <u>5.40</u> cfs and	<u>1,080 acre feet or</u>	
	from _____ to _____ cfs and	<u>4.0 af per acre</u>	
	from _____ to _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 5.40 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
1,080 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ (3 points) of
Sec. 29, Twp. 9 S, Rge. 12 E, B.M. in the County of Owyhee

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 $\frac{1}{4}$	
9 S	12 E	19			20	40				15	40				40	40			270

Total number of acres irrigated 270

* Subject to the condition that the maximum rate of diversion shall not exceed
8.73 cfs when combined with Licenses No. 51-2185 and 51-2189.

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 21 day of
March, 19 75.

MICROFILMED

Director

Receipt # 1880

APPLICATION FOR AMENDMENT

Comes now Floyd E. Wheeler of (address) _____

(3 points)

1. Point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29 Twp. 9 S

Rge. 12 E, B.M., County of Owyhee. Other points of diversion:

NO CHANGE

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount for _____ purposes from _____ to _____ (both dates inclusive)

(cfs or acre feet per annum)

3. Place of use or land to be irrigated: NO CHANGE

[illegible]

Total number of acres to be irrigated

MICROFILMED

Rge. 12 E

Twp. 9 S

19

29

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Floyd E. Wheeler
(signature)

I, R. KEITH HIGGINSON, Director of the Department of Water Resources hereby approve the above application for amendment for Permit No. 31591/51-2186.


Director

51-2166

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39701
 Permit No. G- 31591
 District No.

1. Name of Applicant: **Floyd E. Wheeler**
 Postoffice address: **Castleford** County: **Twin Falls** State: **Idaho**
2. Quantity of water claimed: **5.40 cfs**
 (a) Rate of withdrawal in cubic feet per second or Idaho
 Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean**
4. Location of point of diversion or well is in the **NE 1/4** of the **SW 1/4** of Section **19**
Twp. 9 S, Rge. **12 E**, B.M., County of **Owyhee**
5. Water is to be used for: **Irrigation**
6. If for municipal, industrial or recreational purposes, give:
 (a) Point of use of water is in the **1/4** of the **1/4** of Section **19**, Twp.
Rge., B.M.,
 (b) Waste water or sewage effluent is to be returned to
 at a point in the **1/4** of the **1/4** of Section **19**, Twp., Rge. **12 E**, B.M.
7. Kind of works: **Partially cased - drilled well - motor pump**
8. Estimated cost of works: **\$18,000**
9. (a) Is reservoir to be used? **No**
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is **5** years.
11. If applicant is a corporation, give:
 I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources: **None**
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **None**
 (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 (b) **5.40** (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: **Desert Land Entry**

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.

s/ **Floyd E. Wheeler** *Applicant.*

By *Agent.*

Date of first receipt at Department of Reclamation: **9:A.M. 12/9/63**

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G- **31591**

Recorded in Book **110** Page **31591** Approved **December 13, 1963**

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions

Bond in the sum of \$ to be filed on or before

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control

One-fifth of the work above specified to be completed on or before **June 13, 1966**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before **December 13, 1968**

Witness my hand this **13** day of **December, 1963**

s/ **CARL E. TAPPAN**
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, **ROBERT E. SMYLLIE**, Governor of the State of Idaho, and **ARNOLD WILLIAMS**, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this **13** day of **December**, 19 **63**.

Countersigned.

STATE OF IDAHO

(SEAL)

By s/ **ARNOLD WILLIAMS**
Secretary of State.

By s/ **ROBERT E. SMYLLIE**
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
9 S	12 E	19	35	20	40			15			40				40	40	40		270

USE SHOULD FOR 5.40 SEC. FT.
LICENSE PAGE NO.

AMENDMENT TO POINT OF DIVERSION ✓

Comes now Floyd E. Wheeler and represents to the State Reclamation Engineer of the State of Idaho, That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-31591. That the point of diversion be changed to a point located: ~~SW 1/4~~ NE 1/4, Section 29, T 9 S., R 12 E., B.M. That the point of diversion is described in said Permit as being located: NE 1/4 SW 1/4, Section 19, T 9 S., R 12 E., B.M. That the reason for desiring to make such change is as follows: Well drilled on own property not on wife's Desert Entry, special land use filing. That no one will be injured by such change and such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho this 17th day of March, 1967.

/s/ FLOYD E. WHEELER

Date of receipt at Department of Reclamation: March 17, 1967.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-31591. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

Recorded in book 110 of permits at page G-31591, March 20, 1967.

1

County of Owyhee

8.5.

Robert H. Hines
PUBLISHER

Subscribed and sworn to before me this 26 day of Oct,
1972

Leana Shaver
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED

MARK 30

Department of Water Administration

The above named permit was issued by the State Engineer under Permit No. C-10861-1963 issued by the State Department of Water Resources for the purpose of withdrawing for storage of 5.4 cubic feet per second of water from a surface water source. The permit is established under this permit is December 9, 1963, and the permit was approved December 13, 1963.

Water is to be diverted by well and pump from a point within the Boundary, Sec. 28, Twp. 9 South, Rge. 12 East, M., Oryzace Culture, to be used for Irrigation purposes in the W¹/4 NW¹/₄, SW¹/₄ NW¹/₄, SE¹/₄ NW¹/₄, NE¹/₄ SW¹/₄, NW¹/₄ SE¹/₄, Sec. 19, Twp. 9 S., Rge. 12 E., B. M.

Proof of the application of the water to beneficial use was submitted to the Department on April 24, 1978. Any protest against the issuance of the license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice.

W. KILTH AND SONS

Published in the Oryzoe
Nagat, 1913
October 19
1913

51 2186

Identification No. I 014942Permit No. G-31591STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

APR 24 1962

Department of Water Administration

1. a) Name of Permit Holder Floyd E. Wheeler
b) Post Office Address RT#2 Buhl
2. Permit Number G-31591/51-2186
3. Date of Priority that you are prepared to establish Dec 10, 1963
4. a) Source from which water was appropriated Water Well
b) Location of the point of diversion: SW 1/4 NE 1/4, Section 29
Township 9S, Range 12E Boise Meridian, Other points of diversion: None
5. a) The amount of water and use to which the water has been applied:
amount 3 cfs for Farming purposes from 4/1 to 11/1 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 3 cfs 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: Layne & Bowler Pump Co.
Method used Office reading
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) 250 hp, 20" well casing, well depth 565.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Concrete Box
c) Give well drillers name and address and date the well was completed Floyd E Wheeler RT#2 Buhl March 15 1967

Exam typed 7-16-73 by sh

51 2186

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

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9S	12	19				~~SE1/4~~												SE1/4	30
9S	12	19													NE1/4				36
9S	12	19				SE1/4													27
9S	12	19			~~SE1/4~~											NW1/4			40
9S	12	19			SW1/4														26
9S	12	19		NW1/4															28
9S	12	19									NE1/4								20
9S	12	19								SE1/4									29

Total number of acres irrigated 236

10. Remarks: _____

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

April 21
(Date)

Alayd E. Khuler
(Signature)

State of Idaho)
County of Owyhee) ss.

On this 21st day of April, 1922, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Eugene H. Gustofferson

Notary Public residing at Booth, Idaho

My commission expires Feb 12, 1976

INTER-DEPARTMENT MEMO — 1

DATE 12/8/75

FROM Darlene

TO Gary

SUBJECT 51-2185 - 51-2186 - 51-2189

Pursuant to your request of this date, attached is the field exams for the above subj along with copies of the licenses.

Please note that the licenses have been issued at an inch per acre, therefore, a change in the Q now would only affect the conditions of the licenses!


SIGNATURE

March 24, 1975

Re: Permit No. 31591/51-2186

Mr. Floyd Wheeler
Box 734
Castelford, Idaho 83321

Dear Mr. Wheeler:

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

We are also enclosing a copy of the approved amendment ~~issued~~ on the permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JFR

Enclosures

100-100000-100000

March 4, 1975

Mr. Floyd E. Wheeler
Box 734
Castleford, Idaho 83321

Dear Mr. Wheeler:

A representative of this Department has made an examination of the works covered by your Permit No. 31591/51-2186 and has found the following:

Quantity of water diverted: * 8.73 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 5.40 cfs

Point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$ (3 points), Sec. 29, Twp. 9 S, Rge. 12 E

Beneficial use: Irrigation of 270 acres within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19; Twp. 9 S, Rge. 12 E, B.M.

Priority date established: December 9, 1963

* Subject to the condition that the maximum rate of diversion shall not exceed 8.73 cfs when combined with Licenses No. 51-2185 & 51-2189.

Since your permit only covers one point of diversion, it will be necessary to amend the permit to include all three points of diversion. We have enclosed a partially completed application for amendment for your use in this matter. Please sign the application and return it to this office with a \$10.00 filing fee within 20 days of the date of this letter in order that we may issue your water license as set forth above.

If you do not concur with these findings or have any questions, please contact us within the 20-day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR
Enclosure

June 12, 1974

Re: Permit No. 31591/51-2186
31628/51-2189

Mr. Vincent S. Strobel
Bureau of Land Management
Room 398, Federal Bldg.
P.O. Box 042
Boise, Idaho 83724

Dear Mr. Strobel:

Pursuant to the request of our Southern District Office at Twin Falls, please find enclosed copies of the above referenced permits.

Please be advised that the Department does not require a filing for a permit when waste water run-off is captured and re-used on the same land from which it comes.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosures

RECEIVED

INTER-DEPARTMENT MEMO — 1

RECEIVED

DATE

6-7-74

Department of Water Administration

FROM Bob Haynes

TO Bob Fleenor

SUBJECT

The permits which BLM needs copies for Ed Wheeler are G-31591 and G-31628. Vince Strobel has also indicated he would like a cover letter with a short explanation that where Mr. Wheeler is re-using his own waste water, he does not need another permit.

→ for 1 copy of Captains waste re-use of
and re-using on the same land
2 / 1

BH

SIGNATURE

MAY 1974

51-2186

April 16, 1973

Re: Permit No. 31591/51-2186

**Mr. Floyd E. Wheeler
Box 734
Castleford, Idaho 83321**

Dear Mr. Wheeler:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a water 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 exam so that you may show him the system.

If someone other than you should be contacted by the examiner, please advise this office.

Sincerely,

**BOBBY D. FLEENOR
Assistant Director**

BDF:DR

51 2186

March 16, 1973

Re: Permit No. 31591/51-2186

Mr. Floyd E. Wheeler
Box 734
Castleford, Idaho 83321

Dear Mr. Wheeler:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. The legal notice was to have been published in the Owyhee Nugget at Marsing, Idaho, on October 19 and 26, 1972.

Please submit the affidavit as soon as possible in order to keep your permit in good standing.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

51 2186

October 12, 1972

Re: Permit No. 31591/51-2186

Mr. Floyd E. Wheeler
Box 734
Castleford, Idaho 83321

Dear Mr. Wheeler:

We have caused the legal notice for the above referenced permit to be published in the Owyhee Nugget at Marsing, Idaho, on October 19 and October 26, 1972. You will be required to submit an affidavit of publication to this office. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill for publication.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

51 2186

October 12, 1972

Re: Permit No. 31591/51-2186

Owyhee Nugget
Marsing,
Idaho 83639

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing time for you to submit to 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 this office immediately.

The expense of the publication is to be paid by:

Floyd E. Wheeler
Box 734
Castleford, Idaho 83321

to whom you should furnish an affidavit of publication.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Legal notice

51 2186

NOTICE OF EXISTING WATER PERMIT

12

Notice is hereby given that Floyd E. Wheeler, Route 2, Buhl, Idaho,

has received an approved Permit No. G-31591/51-2186

issued by the Idaho Department of Water Administration authorizing the diversion ~~surface~~ of 5.4 cubic feet per second ~~surface~~ ~~diversion~~ of water from a ground water source.

The priority to be established under this permit is December 9, 1963, and the permit was approved December 13, 1963.

Water is to be diverted by well and pump from a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Twp. 9 S, Rge. 12 E, B.M.,
Owyhee County,

to be used for irrigation purposes in the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19,
Twp. 9 S, Rge. 12 E, B.M.

Proof of the application of the water to beneficial use was ~~is to be~~ submitted to the Department on ~~or before~~ April 24, 1972. Any protest against the issuance of the license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice ~~on or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.~~

R. KEITH HIGGINSON

Director

Published in the Owyhee Nugget, Marsing, Idaho, on October 19 and October 26, 1972.

Permit No. G-31591/51-2186

Director:

You are hereby authorized to have the above notice published at my expense in the Owyhee Nugget of Marsing, Idaho; published in the county in which the works are situated.

Floyd E. Wheeler
(Signature)

Box 734 Castleford
(Address)

Sept 24, 1972
(Date)

51-2186

September 14, 1972

Re: Permit No. 31591/51-2186

**Mr. Floyd E. Wheeler
Route # 2
Buhl, Idaho 83316**

Dear Mr. Wheeler:

On April 26, 1972, the Department forwarded to you an advertising authorization in connection with the above referenced permit. Please be advised that the Department cannot schedule a field examination and issue a water license until the legal notice has been published.

Please return the authorization within 15 days of the date of this letter in order to keep this permit in good standing.

Sincerely,

**BOBBY D. FLEENOR
Assistant Director**

BDF:DR

51 2186

April 26, 1972

Re: Permit No. G-31591/51-2186

Mr. Floyd E. Wheeler

Route # 2

Buhl, Idaho 83316

Dear Mr. Wheeler:

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

Before the Department can schedule a field examination and issue a water license, it will be necessary that notice of your permit be published for two consecutive weeks at your expense in a newspaper as prescribed by the Department. If you will complete and return the enclosed advertising authorization, we will cause the notice to be published.

Please return the authorization at your earliest convenience. If you have any questions regarding this matter, please let us know.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

51 2186

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

23461

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (*only, if requested*)

51 21.86

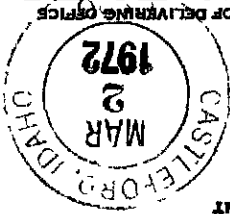
3

3-2-72

POD Form 3311 Apr. 1969

035-16-71648-112

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

RETURN
TO



PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300



DEPARTMENT OF WATER POLLUTION

STATEHOUSE - ANEX #2

BOISE, ID-HO 83707

01 2180

March 1, 1972 CERTIFIED MAIL #23461

Re: Permit No. G-31591/51-2186

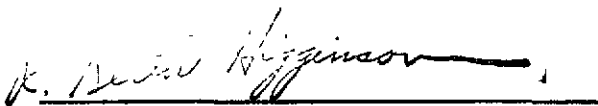
Floyd E. Wheeler
Castleford,
Idaho 83321

Dear Mr. Wheeler:

One of the conditions of approval of your water Permit No. G-31591/51-2186 (see last page of your approved permit) 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 May 1, 1972. 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 Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.


R. KEITH HIGGINSON
Director

Enc: Proof affidavit
dr

51 2186

December 15, 1970

Permit No's. 31591/51-2186
31614/51-2188

C
O
P
Y
Floyd T. Wheeler
Box 734
Castleford, Idaho 83321

Dear Mr. Wheeler:

This letter is to notify you as a permit holder in the Blue Gulch area that a portion of the land west of Salmon Falls Creek has been declared a critical ground-water area and closed to further appropriation of ground water. This designation went into effect December 9, 1970 and will remain until it is shown that ground-water withdrawals do not exceed the estimated natural recharge to the area.

A public hearing will be held at the Buhl Senior High School, January 7, 1971 at 8:00 P.M., to accept any testimony or comment regarding the closure. A copy of the notice and hearing and description of the area is enclosed for your information.

Very truly yours,

Sheri L. Chapman
Acting Assistant Director

SLC:rh
Enc.

51 2186

October 21, 1970

Re: Desert Entry No. I-014942
Permit No. 51-2186

Re: Desert Entry No. I-014983
Water Permit No. 51-2189

Idaho Land Office
Room # 334, Federal Building
550 West Fort Street
Boise, Idaho 83702

ATTENTION: Eugene E. Babin, Acting Manager, Land Office

Dear Mr. Babin:

Mr. Floyd E. Wheeler brought your letter of October 12, 1970, to our department today, and requested that we supply you with the information that you have requested in your letter. Please find enclosed, a copy of the application for extension of time, and an application for amendment, filed in connection with this permit. To date, Mr. Wheeler has done the necessary work required to keep this permit in good standing with this department. Beneficial use is not due on this permit until May 1, 1972, at which time we will send the necessary papers to Mr. Wheeler.

In reference to permit Number 51-2189, we also have your letter requesting that Mrs. Anna L. Wheeler submit evidence showing that she has the right to appropriate water from the three wells that are to be located within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 29, T. 9 S, R. 12 E, and that the waters from these wells will be used for irrigational purposes. A and will be applied to the following land list: Lot #2, SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, W $\frac{1}{2}$ of Section 20, W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 29, all of T. 9 S, R. 12 E. In reviewing Mrs. Anna L. Wheeler's permit, we find that there will need to be an amendment concerning the land list and the point of diversion. As soon as she has submitted this information, we will notify you.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cm

Enclosures

31591
51-2186



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Idaho Land Office
Room 334 Federal Building
550 W. Fort Street
Boise, Idaho 83702

IN REPLY REFER TO:

L:VSS
I-014942

OCT 12 1970

Floyd E. Wheeler
Route 2
Buhl, Idaho 83316

Dear Mr. Wheeler:

This refers to the final proof for your desert land entry Idaho 014942.

According to your proof testimony, water for irrigation of the land is obtained from a well located on the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 29, T. 9 S., R. 12 E., B.M. Idaho. You also referred to water permit no. G-31591.

The copy of water permit G-31591 in your desert land entry file shows the point of diversion as being in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19. Also, the proof of completion of works and beneficial use of water was due on December 13, 1968.

You must now submit evidence showing that the permit is still in good standing and that the point of diversion has been changed to the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 29. You should contact the Idaho Department of Water Administration to see about correcting your water permit. You should also make arrangements with them to have a copy of the approved changes sent to this office.

We would appreciate receiving the above within the next 30 days.

Sincerely yours,

Eugene E. Babin
Acting Manager, Land Office

Handwritten note:
cut
omitted
Bureau of Reclamation
to B.L.M.

31591

51-2186

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

20377

INSURED NO.

1

Floyd T. Wheeler

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Della Wheeler

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

10-7-68

3

655-16-71548-10 GPO

21-31597

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

POSTMARK OF
DELIVERING OFFICE

CASTLE ROCK
JUN 12
1968

RETURN
TO

INSTRUCTIONS. Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

NAME OF SENDER

STREET AND NO. OR P.O. BOX Department of Reclamation
Annex # 2 Statehouse

POST OFFICE, STATE, AND ZIP CODE
Boise, Idaho 83707

4-31891

November 4, 1968

Re: Permit No. G-31591

Floyd E. Wheeler
Castleford, Idaho 83321

Dear Mr. Wheeler:

Enclosed please find a copy of the approved extension of
time for the above referenced permit.

Very truly yours,

Donald W. McElowney
Appropriation Examiner

DWM:tg

Enc: Copy of Extension

C
O
P
Y

31591

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31591/51-2186 Priority Dec. 9, 1963 Amount 5.40 cfs

THIS IS TO CERTIFY, that FLOYD E. WHEELER
of Castleford, Idaho, has complied with the terms and conditions of Permit
No. 31591/51-2186 issued pursuant to Application for Permit dated December 9, 1963,
and has submitted proof to the Department of Water Resources on April 24, 1972,
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 * ~~8.73~~ cfs of water from a ground water source,
tributary to 11.28, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>5.40</u> cfs and	<u>1,080 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.0 af per acre</u>
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 5.40 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
1,080 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ (3 points) of
Sec. 29, Twp. 9 S, Rge. 12 E, B. M. in the County of Owyhee

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 $\frac{1}{4}$	
9 S	12 E	19		35	20	40				15	40				40	40		40	270

Total number of acres irrigated 270

* Subject to the condition that the maximum rate of diversion shall not exceed
~~8.73~~ cfs when combined with Licenses No. 51-2185 and 51-2189.
11.28

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 21 day of
March, 19 75.

Director

RECEIVED

JUL 1 1973

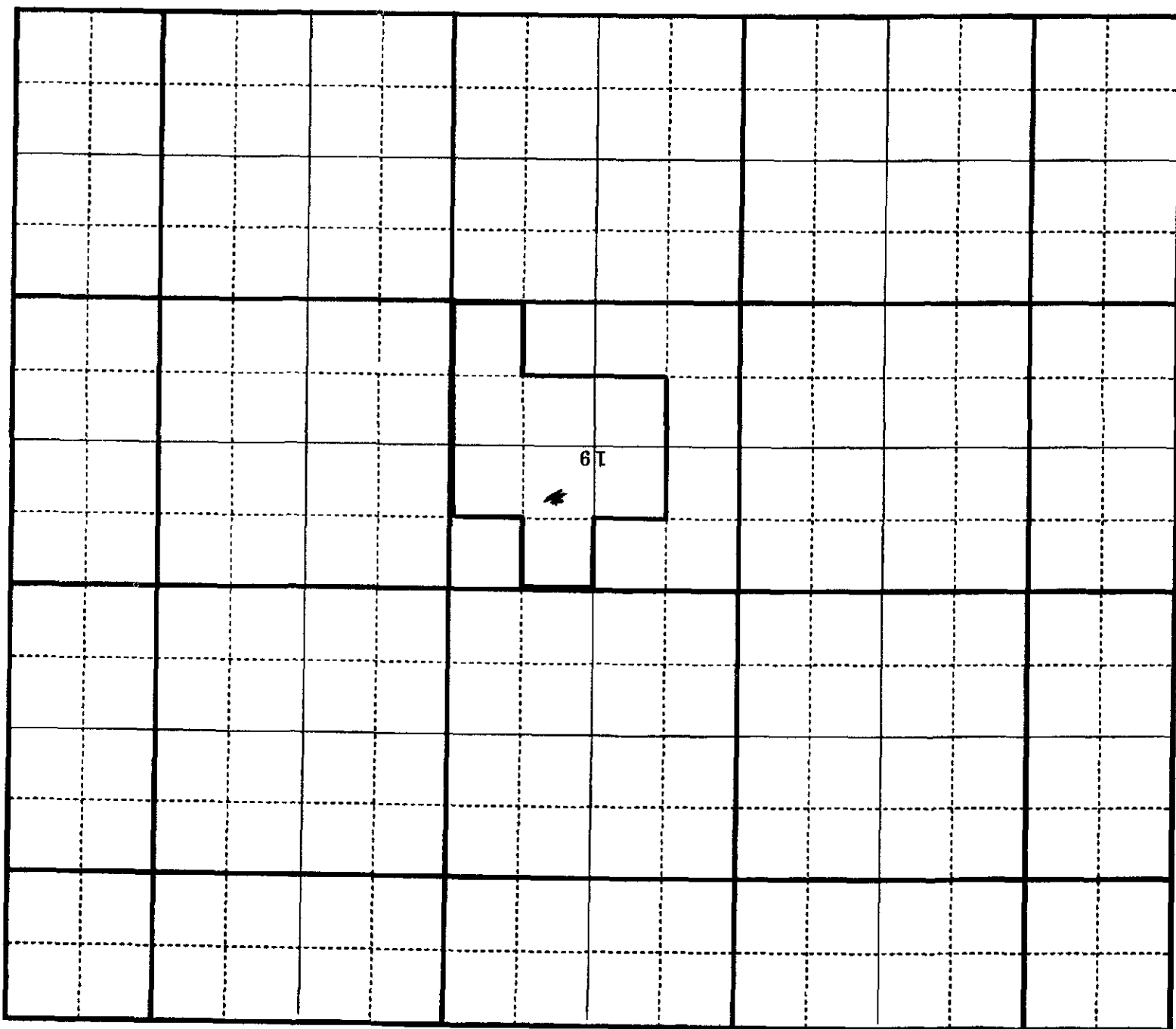
- [illegible]

MICROFILMED

TOTAL ACREAGE

270

Diagram of System



DATE OF EXAM 8-7-73

ACREAGE
Found 1720 767
Recommended 270

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 5.4 c.f.s. V = 945 AF/Ann. from March 15 to Nov 25
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
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 11.28 c.f.s. Method of measurement See Remarks

Total Q recommended 5.4 c.f.s. Meter No. See Re. Type ☒ Condition ☒

Total V recommended 945

Recommended Amendments:

P.D. 3 wells SWNE, Sec. 29 9S-12E
Place of Use ☒
Other ☒
None ☒

MEASUREMENT CALCULATION:

$\begin{matrix} \textcircled{1} = Q = 2.2 \text{ c.f.s.} \\ \textcircled{2} = Q = 4.73 \text{ c.f.s.} \\ \textcircled{3} = Q = 4.35 \text{ c.f.s.} \\ \text{Total Q} = 11.28 \text{ c.f.s.} \end{matrix} \quad \begin{matrix} V = \\ V = \\ V = \end{matrix} \quad \begin{matrix} Q = 5.4 \text{ c.f.s.} \text{ Amount Applied for.} \\ 945 \text{ AF/ANN (IRR. Req) (Acres Irr.)} \end{matrix}$

SYSTEM DESCRIPTION:

Hollowshaft Motor 250 Hp #J1413973-3
Hollowshaft Motor 250 Hp #HC1029030
Vertical Motor 150 Hp #83-05895
gravity flow Irrigation with Syphone Tubes.

REMARKS:

These three Wells. Irr. The Same lands.
pumps $\textcircled{1}$ & $\textcircled{2}$ were measured with the Sparling Meter #54580
#733316
pump $\textcircled{3}$ Has a measuring device on it. Rate-Flow Meter
This well was meas. also in the Spring of 1974.
and meas. less amount of water at that time

Examiner's Signature Larry Junderson Date 10-7-74

Checked by Bob Hughes Date 10-17-74

Approved by _____ Date _____

Remarks (Cont)

These (3) wells also support permit 51-2185
51-2189
and should not exceed Amount Meas:
condition should be put on his Insured.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR EXTENSION OF TIME

State of Idaho ADA)
County of Twin Falls)

Permit No. G-31591

FLOYDE E. WHEELER of Rt. 2, Buhl,
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. G-31591.

That under the terms and conditions of said permit, work thereunder was required to be completed by December 13, 19 68.

That he has heretofore performed the following work described under said permit:
Drilled well and irrigated most of land

Costing \$ 30,000.

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: D.E. was not approved until May 1, 1967

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the completion of obligations under said permit to May 1, 19 72.

Floyd E. Wheeler
(signature)

Subscribed and sworn to before me this 4 day of November, 19 68

[Signature]
(notary public)

My commission expires _____.

Date of receipt at office of Department of Reclamation _____

NOTARY PUBLIC, Boise, Idaho
My Commission Expires
May 1, 1972

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for extension of time for permit G-31591 to May 1, 1972.

Witness my hand this 4th day of November, 19 68.

R. Keith Higgins
State Reclamation Engineer

* If other than the holder, Power of Attorney must be supplied.

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Floyd E. Wheeler, Castleford, Idaho

has received an approved permit No. G-31591 to divert ~~store/~~
5.4 cubic feet per second ~~store/feet~~ of water from
a subterranean source

_____ . The priority to be established
under this permit is December 9, 1963

Water will be diverted by ~~XXXX/XX/~~ well and pump
within the SW 1/4 NE 1/4, Sec. 29,
T. 9 S., R. 12 E., B. M., Owyhee County

and is to be used for irrigation
in the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, T. 9 S.,
R. 12 E., B. M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Owyhee Nugget, Marsing, Idaho
on _____ and _____.

31591

October 1, 1968

Re: Permit No. G-31591

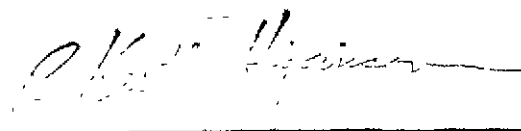
Floyd E. Wheeler
Castleford, Idaho 83321

Dear Mr. Wheeler:

One of the conditions of the approval of your permit G-31591 was that proof of application of the water to beneficial use be submitted to this office on or before December 13, 19 68.

Enclosed is an affidavit form which must be used to submit this proof. You may also request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension must be received by this department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



State Reclamation Engineer

Enclosure: Proof form

31591

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-31591)

in the name of **Floyd E. Wheeler**)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

Castleford, Idaho)

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. **G-31591** was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before December 13, 1968. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this _____ day of _____, 19__.

R. KEIGH HIGGINSON
State Reclamation Engineer

31591

October 1, 1968

Re: Permit No. G-31591

Floyd E. Wheeler
Castleford, Idaho 83321

Dear Mr. Wheeler:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with those rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

C. Stephen Allred
Assistant State Reclamation
Engineer

CSA:tg
Enc: Order
Proof due notice
Proof package
Advertising package

31591



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Idaho Land Office
P.O. Box 2237
Boise, Idaho 83701

IN REPLY REFER TO:

L:VBS
Idaho 014942

PERMIT 31591

Floyd E. Wheeler
Route 2
Buhl, Idaho 83316

RECEIVED
MAY 2 1967

NOTICE OF ALLOWANCE

MAY 1 1967

Dear Mr. Wheeler:

Department of Reclamation

Your Desert Land Entry, Serial No. Idaho 014942
Receipt No. 96038, for 31.564, 34.564, 37.564, 40.564, 43.564, 46.564, 49.564, 52.564, 55.564, 58.564, 61.564, 64.564, 67.564, 70.564, 73.564, 76.564, 79.564, 82.564, 85.564, 88.564, 91.564, 94.564, 97.564, 100.564
Township 9 S., Range 12 E., Boise Meridian, Idaho, containing 320 acres, is hereby allowed, subject to any valid existing rights and your further compliance with laws and regulations applicable thereto. The acceptability of final proof is contingent upon development and reclamation of the land in accordance with your plan of development which is on file in the Boise Land Office. Any substantial change in source of water or deviation in the construction of the irrigating facilities must have the approval of the Bureau of Land Management. The irrigable acreage of this entry has been determined to be approximately 270 acres. In correspondence relating to this entry, always refer to the serial number shown above.

Subject to the Act of July 17, 1914, which will require the reservation of all oil and gas deposits to the United States.

Sincerely yours,

/S/ ORVAL G. HADLEY

Orval G. Hadley
Manager, Land Office

cc: State Dept. of Reclamation/
Attn: Donald W. McEldowney

LAYNE AND BOWLER PUMP COMPANY WELL TEST REPORT

RECEIVED
MAR 30 1967

Department of Reclamation

NAME Edward Wheeler DATE March 14, 1967

LOCATION West - Blue Gulch SEC. RANGE T.

WELL DEPTH 530' WELL SIZE 18" CASING

TEST PUMP DEPTH 450' & 8' x 10" bowls ORIFICE SIZE 10" std. x 8"

STATIC WATER LEVEL 195' STARTING TIME 3-14-67 - 4:30 PM
3-15-67 - 10:00 AM

TIME PUMPING LEVEL ORIFICE READING G.P.M. MINERS INCHES

3-14-67

6:00 355' 48" 2000 222 - Not clear

3-15-67

10:15 360' 50" 2040 226.6 - Clear

10:40 335' 40" 1820 202.2 "

11:00 290' 22" 1350 150 "

11:10 260' 10" 900 100 "

11:20 368' 58" 2200 244.4 "

11:30 335' 40" 1820 212.2 "

REMARKS

Shut down at 6:00 P.M. on 3-14-67. Took 1 min. 45 sec. to recover back to static water level.

Shut down at 11:30 A.M. on 3-15-67.
Water cleared up good and water recovery excellent.

REC'D BOX 37
MAR 17 1 19 PM 1967

RECEIVED
MAR 17 1967

31591
Layne & Bowler Pump Co.

REPORT OF WELL DRILLER
State of Idaho

RECEIVED

MAR 30 1967

Department of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name Floyd E Wheeler

Address Rt #2 Butte

Owner's Permit No. C-31591

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: farming

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

21" Diam. from 0 ft. to 11 ft.

14" Diam. from 25.5 ft. to 44.5 ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

Thickness of casing: 14" Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☐ No ☐ Type of perforator used:

Size of perforations: " by "

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☐

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☐ size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐

No. ☐ Type of water:

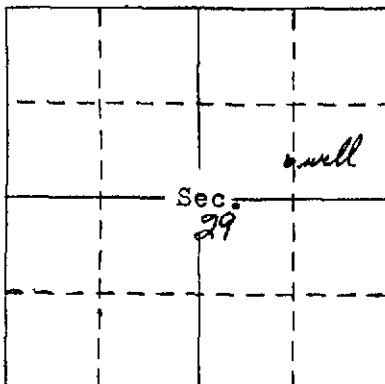
Depth of strata ft. Method of sealing

strata off:

Surface casing used? Yes ☒ No ☐

Cemented in place? Yes ☒ No ☐

Locate well in section



LOCATION OF WELL: County Oneida

SW * NE * Sec. 29 T. 9S R. 12E

Size of drilled hole: 18" Total
depth of well: 530 Standing water
level below ground: 195 Temp.
Fahr. 80 ° Test delivery: 2200 gpm
or cfs Pump? ☐ Bail ☐

Size of pump and motor used to make test:

8'x10" In. 300 hp Diesel

Length of time of test: 3 Hrs. Min.

Drawdown: 172 ft. Artesian pressure: ft.

above land surface Give flow cfs

or gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☐

DEPTH		MATERIAL	WATER YES OR NO
FROM	TO		
FEET	FEET		
0	15	Top soil & gravel	
15	22	gravel & boulders	
22	45	clay & gravel	
45	60	black lava sand	
60	67	black lava	
67	140	gray & brown clay	
140	150	black sand & clay	
150	225	Brown clay	
225	235	gravel & boulders	227 y/cw
235	260	gravel	
260	295	gravel & boulders	
295	315	Red clay	
315	360	Brown & Rhynolite	
360	380	Brown Rhynolite & Boulders	
380	385	Large gravel	
385	400	Red sticky clay	
400	425	Red sticky clay & black boulders	
425	435	Black boulders	
435	455	Black boulders & gravel	
455	465	Red sandstone & gravel	
465	475	Red Rhynolite & gravel	
475	505	Red Rhynolite	
505	530	Gray Rhynolite - very hard	
		hit pressure lost cuttings	

Work started: July 17, 1966

Work finished: Mar 9, 1967

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: F. T. Wheeler

Address: Box 734, Coatsford, Idaho

Signed by: F. T. Wheeler

License No. 287 Date: 3/17/67

Use other side for additional remarks

31591

March 20, 1967

RE: Permit G-31591

Floyd E. Wheeler
Castleford, Idaho

Dear Mr. Wheeler:

Enclosed herewith is amendment to point of diversion which has been recorded in this office under the above referenced permit.

Departmental receipt No. G-11458 in the amount of \$1.00 was given to you at the time you were in our office. This amount covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Enc1: Amendment

31591

Rec No. 11450

Application for Amendment

POINT OF DIVERSION

Permit No. G 31591

Comes now FLOYD E. WHEELER and represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G 31591.

That the point of diversion is described in said Permit as being located:

NE 1/4 SW 1/4 SEC. 19, T9S - R12E

That he now requests that the point of diversion be changed to a point located: SW 1/4 NE 1/4 SEC. 29, T9S - R12E

That the reason for desiring to make such change is as follows:

WELL DRILLED ON OWN PROPERTY NOT ON WIFE'S
DESECT ENTRY - SPECIAL LAND USE FILING

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at BOISE, IDAHO, this 17th day of MARCH, 1967.

Floyd E. Wheeler

Date of Receipt at Department of Reclamation March 17, 1967

APPROVAL OF STATE RECLAMATION ENGINEER

R. KEITH HIGGINSON

I, ~~XXXXXXXXXXXX~~, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-31591. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON

Recorded in Book 110 of
Permits, at Page G-31591
March 20, 1967

State Reclamation Engineer

31591

December 27, 1963

Re: Permit No. **G-31591**
Floyd E. Wheeler

Bureau of Land Management,
P. O. Box 2237,
Boise, Idaho.

Gentlemen:

We enclose two copies of Permit No. **G-31591**, one
of which has been certified, to be used in connection with
Desert Land Entry filed in your office by permit holder

Floyd E. Wheeler of

Castlesford, Idaho.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EINA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

31591

December 27, 1963

Re: Permit No. G-31591

Mr. Floyd E. Wheeler,
Castleford, Idaho.

Dear Mr. Wheeler:

We enclose Permit No. G-31591 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

~~enclosed~~ Departmental Receipt No. G-8435 which was issued covering payment in the amount of \$ 8.25, which includes \$ 6.25 for the filing fee and \$ 2.00 for the copies sent to the Bureau of Land Management, **was mailed to the Bureau of Land Management on December 10, 1963. Also enclosed is a .25¢ refund.**

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

(The .25¢ was enclosed in a small manila envelope, sealed, and stapled to the letter)

51591

December 10, 1963

RE: Application No. G-39700, James Wheeler
G-39701, Floyd E. Wheeler

Bureau of Land Management
Box 2237
Boise, Idaho

Gentlemen:

Enclosed are Receipt No. G-8434 in the amount of \$8.50 issued on Application No. G-39700, James Wheeler, and No. G-8435 in the amount of \$8.50 issued on Application No. G-39701, Floyd E. Wheeler.

We have been requested to mail the receipts to you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(rs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. receipts 2
cc: James Wheeler
Floyd E. Wheeler

31591

Floyd E. Wheeler

Office Copy

SECRET

bt

5/20/68

02705

5000

13	21
----	----

500

19		35	19
	51	20	47
	47	40	47

19

Well

19

the 225

sb
1145 NMOI

State Examination Engineer

GALE E. TAPPAN

DEC 13 1963

POAC 1-1-77

16518

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink. Water to run East or north from well. Plate will migrate North & East.

Plate will migrate North + East.

31591