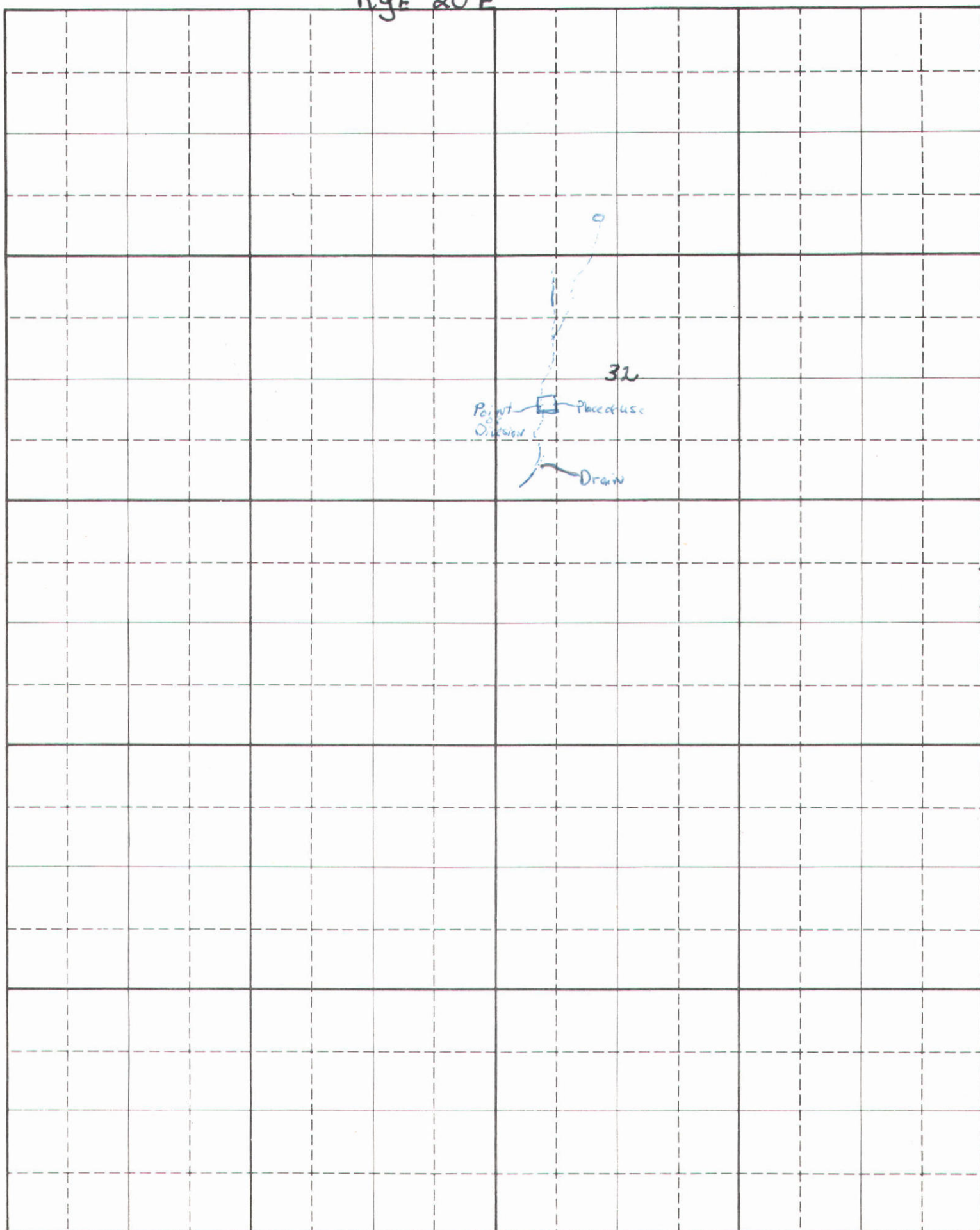


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Rge 20 E



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.

*Marion J. Clain*  
*Gena M. Clain*  
(Applicant)

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

MAY 01 1987

BENEFICIAL USE FIELD REPORT

Department of Water Resources

Permit No. 36-7663

Phone No. 829-5433

A. GENERAL INFORMATION

1. Owner: Marion and Lena McClain

Current Address: Box 186 Hazelton, ID 83335

2. Accompanied by: Owner

EXAM. DATE: 6-18-86

Address: \_\_\_\_\_

Phone No. \_\_\_\_\_

Relationship to Permit Holder: \_\_\_\_\_

3. Source: Wastewater

tributary to \_\_\_\_\_

B. OVERLAP REVIEW

1. Other water rights with same place of use: permit 36-7662 by same owner as permit 36-7663

☐ Copies Attached

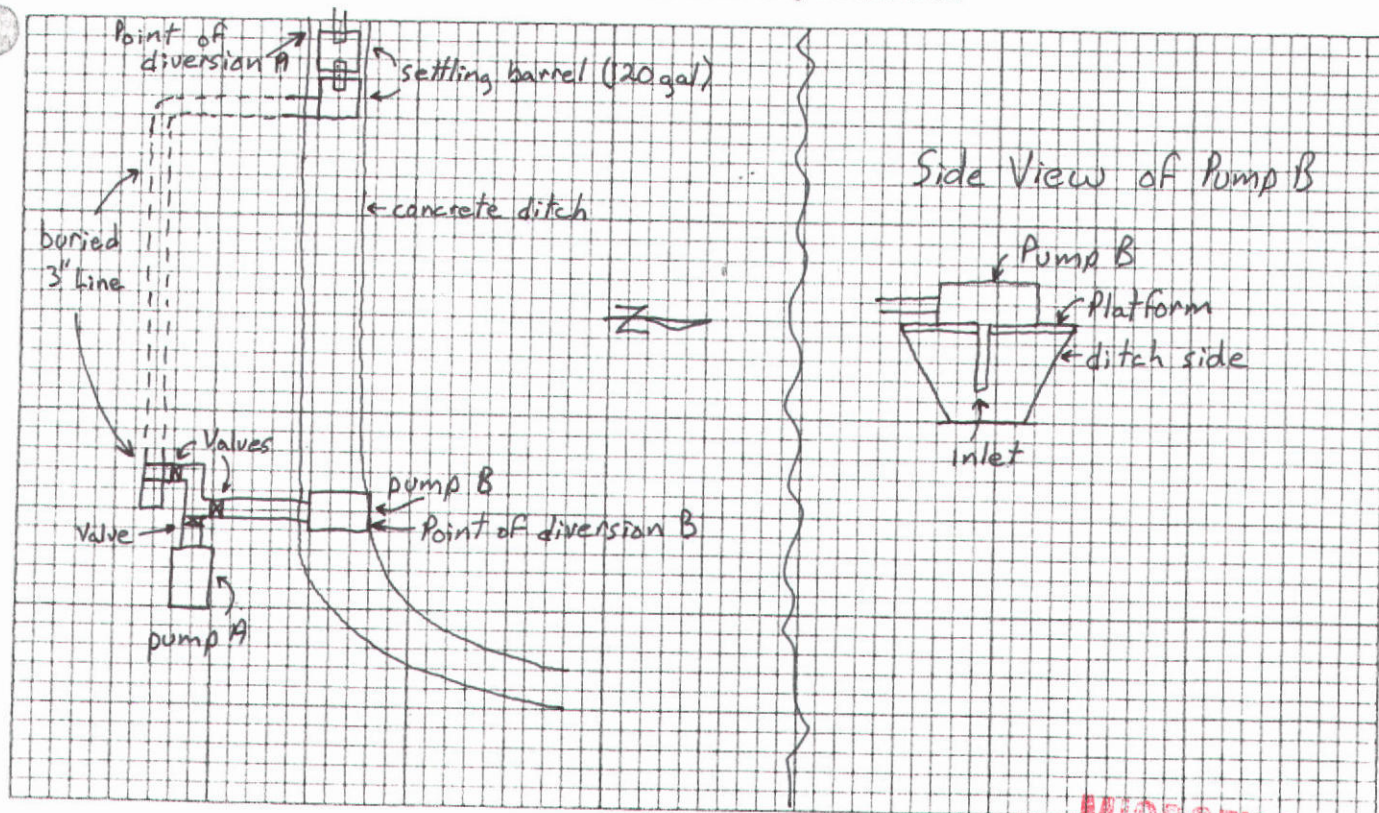
2. Other water rights with same point of diversion: none

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = \_\_\_\_\_

2. ☒ Copy of U.S.G.S. Quadrangle Attached  
Showing location(s) of point(s) of diversion and  
place(s) of use (required).

☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater)

☒ Aerial Photo Attached

(required for irrigation of 10 acres or more)

MICROFILMED

JUN 17 1988



measured on M182

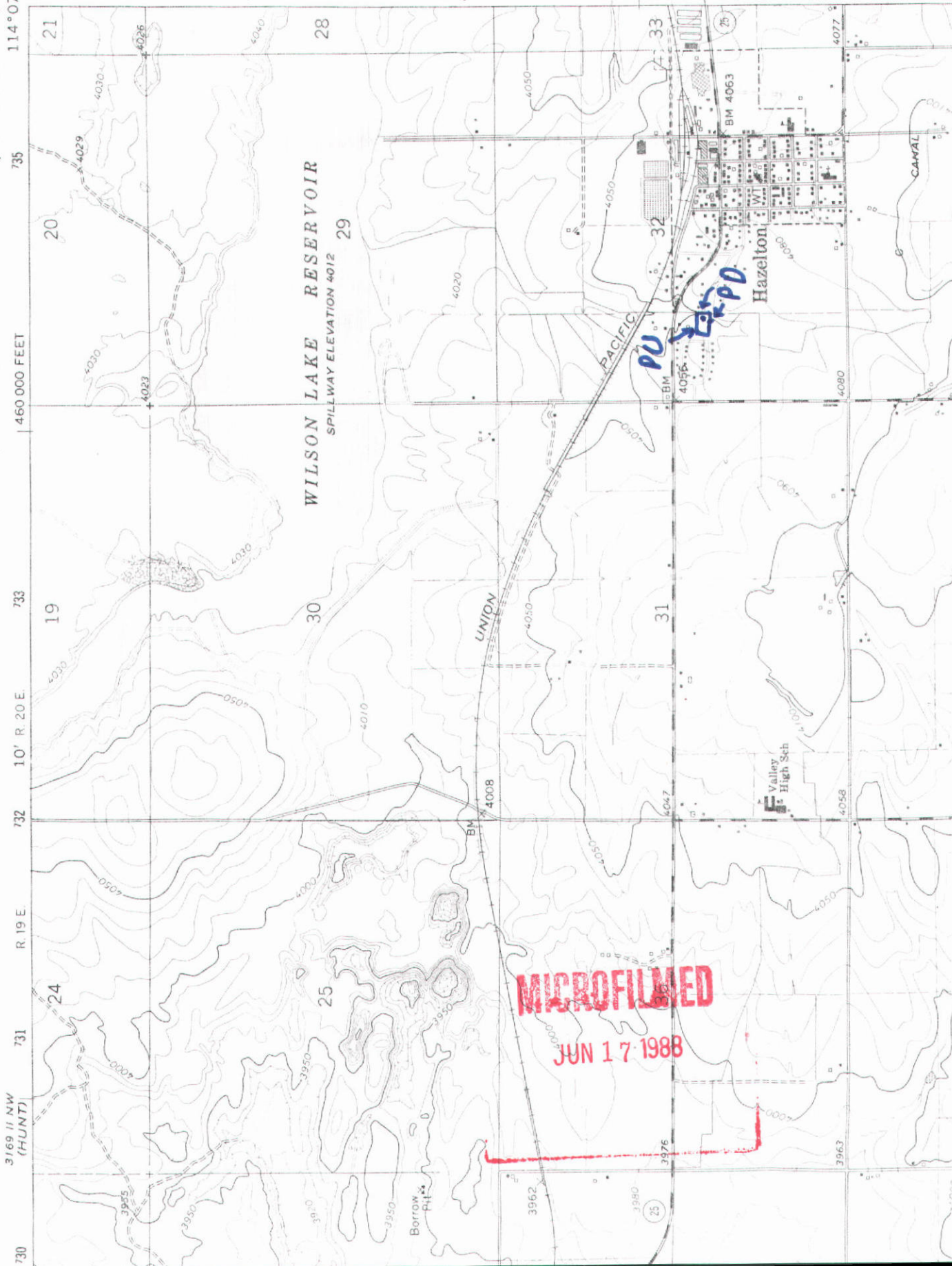
MICROFILMED  
JUN 17 1988  
34132  
615

3169 II NE (HAZELTON NE)

# EDEN QUADRANGLE IDAHO

7.5 MINUTE SERIES (TOPOGRAPHIC)

114°07'30" 42°37'30"

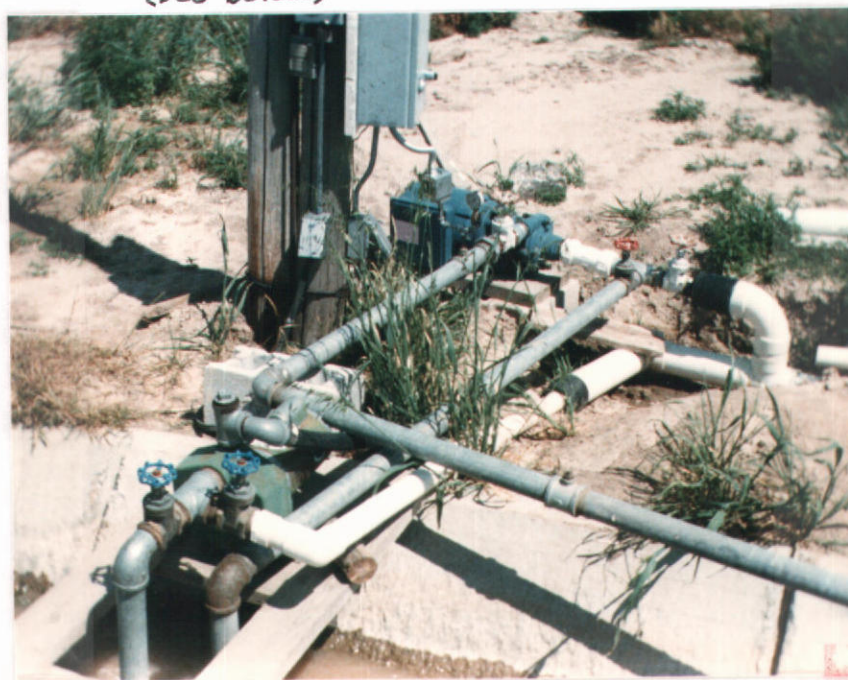


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Point of diversion: A (See map)  
 Water can be diverted into pipe  
 on top of first barrel, through screen,  
 barrels, and white pipe coming out of  
 the end of second barrel, to pump A.  
 (See below)



Point of diversion: B  
 The point of diversion B and pump B  
 are located near bottom left corner.  
 Pump A is located to right of power  
 pole. Pumps are connected above pump  
 B. Line going out bottom right corner  
 is for irrigation.

RECORDED

JUN 17 1988

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 36-7663

Priority: December 21, 1976 Amount: .04 CFS 8.0 AFA

This is to certify, that MARION MC CLAIN  
LENA MC CLAIN

P.O. BOX 186

HAZELTON, ID 83335

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated December 21, 1976, and has submitted proof to the Department of Water Resources on July 22, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .16 cfs of water from;

WASTE WATER tributary to UNNAMED DRAIN

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> |
|-----------------------|----------------------|--------------------------|---------------|
| Irrigation            | 03/15 to 11/15       | .04 cfs                  | 8.0 afa       |

LOCATION OF POINT OF DIVERSION(S): NWSW , Sec. 32, Township 9S, Range 20E  
Jerome County

PLACE OF USE: Irrigation

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|--------------|
| 9S         | 20E        | 32         | NWSW         | 2            |              |              | 2            |

Total number of acres irrigated: 2

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.
4. 2 points of diversion located in NWSW, S32, T9S, R20E.

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 14th day of June, 1988.

RECORDED

JUN 17 1988

Director

|                           |
|---------------------------|
| For Office Use Only       |
| Fee Received <u>15.00</u> |
| Date <u>1-19-82</u>       |
| Receipt # <u>21702</u>    |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

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

JAN 14 1982

Department of Water Resources

Marion McClain

(Name)

of Box 186, Hazelton

(Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder\*, of Permit to Appropriate the Public Water of the State of Idaho No. 36-7663.

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

March 1, 19 82.

That he has heretofore performed the following work described under said permit:

(This must be filled out! If no work has been completed put none.)

Concrete has been laid in the waste ditch to stop erosion, a small pump has been installed, and 1 acre is being irrigated. A bigger pump is needed to irrigate the rest of the property.

Costing \$ 2000.

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Lack of funds has prevented completion of project.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to March 1, 19 87.  
( 1 yr. minimum, 5 yrs. maximum)

NOTE  
AS OF JULY 1, 1980,  
THERE IS A \$15.00  
CHARGE FOR REQUESTS  
FOR EXTENSION OF  
TIME.

Marion McClain  
(Signature)\*

\*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the statement of beneficial use is extended to March 1, 1987.

Filed this 20 day of January, 19 82

A. Glen Saxton  
Chief, Operations Bureau

RECORDED

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

Application No. 36-7663

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR PERMIT**

**APPROVED**

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

1. Name of applicant Marion and Lena McClain Phone: 829-5433  
post office address Box 186, Hazelton, Idaho 83335
2. Source of water supply Wastewater which is a tributary of Unnamed Drain
3. a. Location of point of diversion is NW 1/4 of SW 1/4 of Section 32 Township 9S  
Range 20E, B.M. Jerome County; additional points of diversion if any: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_ 1/4  
of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount .04 cfs for Irrigation purpose from March 15 to November 15 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. .04 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Pump and sprinkler system.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir  
capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)  
c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 5 years.  
b. Estimated construction cost is \$ 500.00.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ B.M. \_\_\_\_\_  
(2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.  
(3) List number of each kind of livestock to be watered \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water \_\_\_\_\_  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**MICROFILMED**

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

| TWP. | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 9S   | 20E   | 32   |     |     |     |     |     |     |     |     |     | 2   |     |     |     |     |     |     | 2      |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 2

c. Describe any other water rights used for the same purposes as described above. Application  
submitted for groundwater. (#36-7662)

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

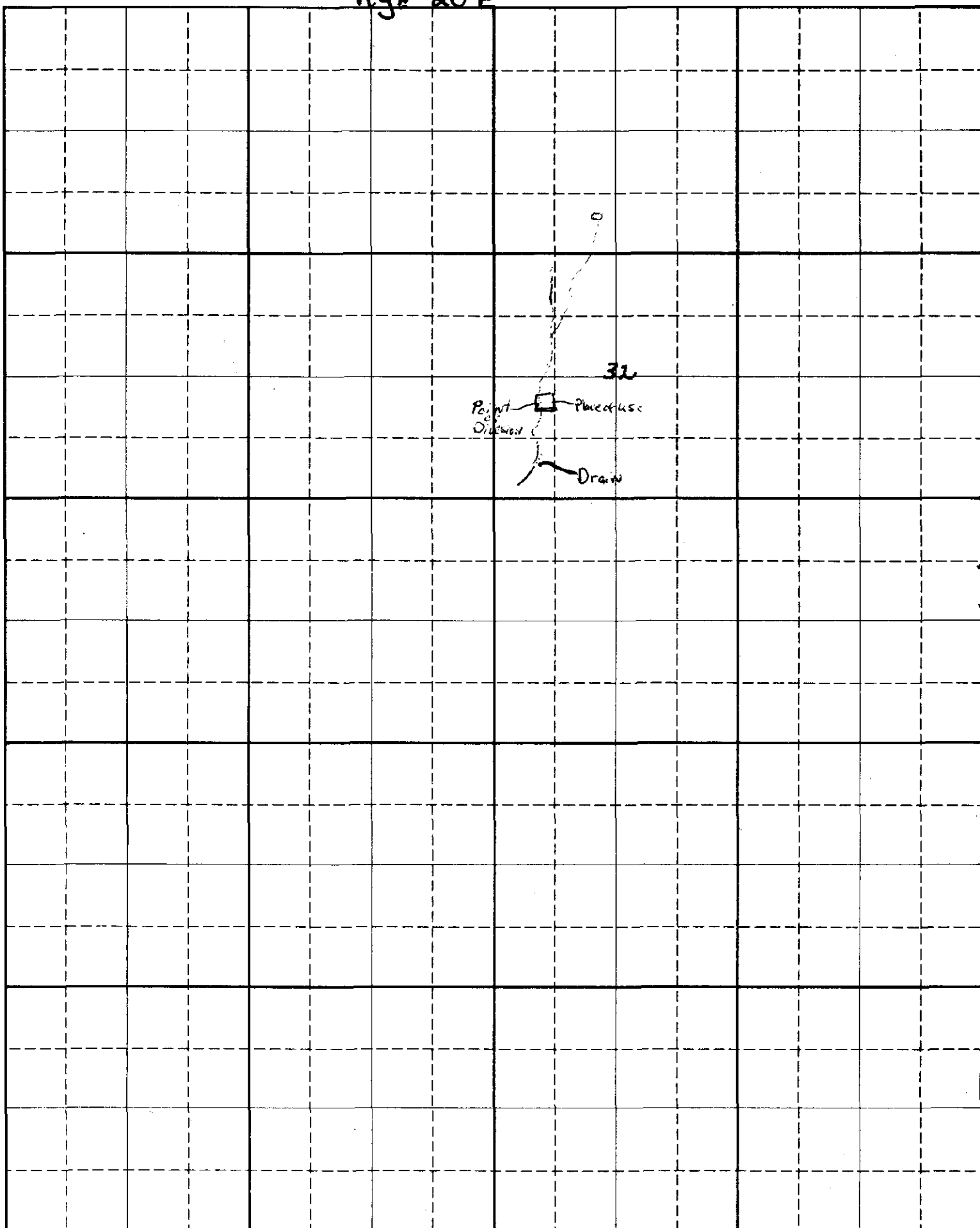
b. Who owns the land to be irrigated or place of use Applicant.

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

10. Remarks \_\_\_\_\_

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

Range 20 E



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.

Marion J. Clain  
Dena M. Clain  
(Applicant)

Proposed Priority 12/21/76

Received by TGB Date 12-21-76 Time 12:30

Preliminary check by RIN Fee \$ 10<sup>00</sup> #2274

Receipted by TGB Date \_\_\_\_\_

Publication prepared by LM Date 12-23-76

Published in North Side News

Publication dates 12-30-76 & 1-6-77

Publication approved LM Date 12-29-76

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by JJ

#### 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. 36-7663, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

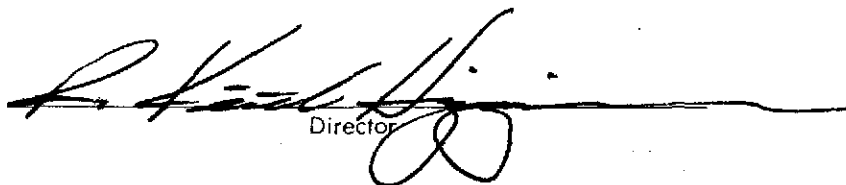
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1982.

c. Other: \_\_\_\_\_

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

Witness my hand this 14 day of March, 1977.

  
Director

# AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }  
County of Jerome } SS.

**L. L. LANGDON**  
**ASST. PUBLISHER**

JAN 23 1977

Department of Water Resources

being first duly sworn,  
deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 29 day of Dec

19 76, and the date of the last publication was on the 6

day of Jan, 19 77.

Subscribed and sworn to before me this 9th

day of January, 19 77.

(SEAL)

Darla Brett  
NOTARY PUBLIC

**NORTH SIDE NEWS**

Jerome, Idaho

## COST OF PUBLICATION

Number of Lines in Notice ..... 29

Number of Insertions ..... 2

Lines tabular at ..... 315c

29 Lines straight at ..... 21c

29 Subsequent lines at ..... 15c

TOTAL COST ... 10.44

**COPY OF NOTICE**  
(Paste Here)

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dep of Water Res.  
BILL TO

## NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Marion and Lena McClain, Box 186, Hazelton, Idaho 83335, has on 12-21-76 submitted Application No. 36-7663 for a permit to appropriate .04 cubic feet per second of water from Wastewater by means of pump and sprinkler system within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 32, Twp. 9S, Rge. 20E, B.M., Jerome County to be used from March 15 to November 15 for irrigation of 2 acres within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 32, Twp. 9S, Rge. 20E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before January 17, 1977.

**R. KEITH HIGGINSON**  
Director

12-29-2tc

No. 3435

ok  
WB  
1/12/77

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
COMMENCEMENT OF WORKS

Permit No. 36-7643

Name(s) of Permit Holder(s): Mation M. Blair

Post Office Address: Box 186 Hazelton, ID 83335

Phone No. 829-5433

☒ I hereby certify that construction of diversion works for the above referenced permit began on 1/1/82. I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control\*:

\*Note: A financing difficulty is not an acceptable reason.

2/4/83  
Date

Mation M. Blair  
Signature of Permit Holder



State of Idaho  
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

June 15, 1988 DIRECTOR

*copy*

MARION MC CLAIN  
LENA MC CLAIN  
P.O. BOX 186  
HAZELTON, ID 83335

RE: PERMIT NO. 36-07663

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

**MICROFILMED**

JUN 17 1988

MEMORANDUM

TO: File

FROM: KAY WALKER *KW*

DATE: 4/26/88

RE: Beneficial Use Field Report Review

Right No. 36-7663

Comments

Part A - General Info.

Part B - Overlap Review

Part C - System Description

Part D - Flow Measurements

Part E - Flow Calculations

Part F - Volume Calculations

Part G - Remarks

Part H - Recommendations

Part G: Proof has not  
been submitted on  
Rt. 36-7662 - no overlap  
restraints req'd.

**MICROFILMED**

JUN 17 1988

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**RECEIVED**

MAY 01 1987

Department of Water Resources

Permit No. 36-7663

Phone No. 829-5433

**A. GENERAL INFORMATION**

1. Owner: Marion and Lena McClain

Current Address: Box 186 Hazelton, ID 83335

2. Accompanied by: Owner

EXAM. DATE: 6-18-86

Address: \_\_\_\_\_

Phone No. \_\_\_\_\_

Relationship to Permit Holder: \_\_\_\_\_

3. Source: Wastewater tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: permit 36-7662 by same owner as permit 36-7663 ☐ Copies Attached

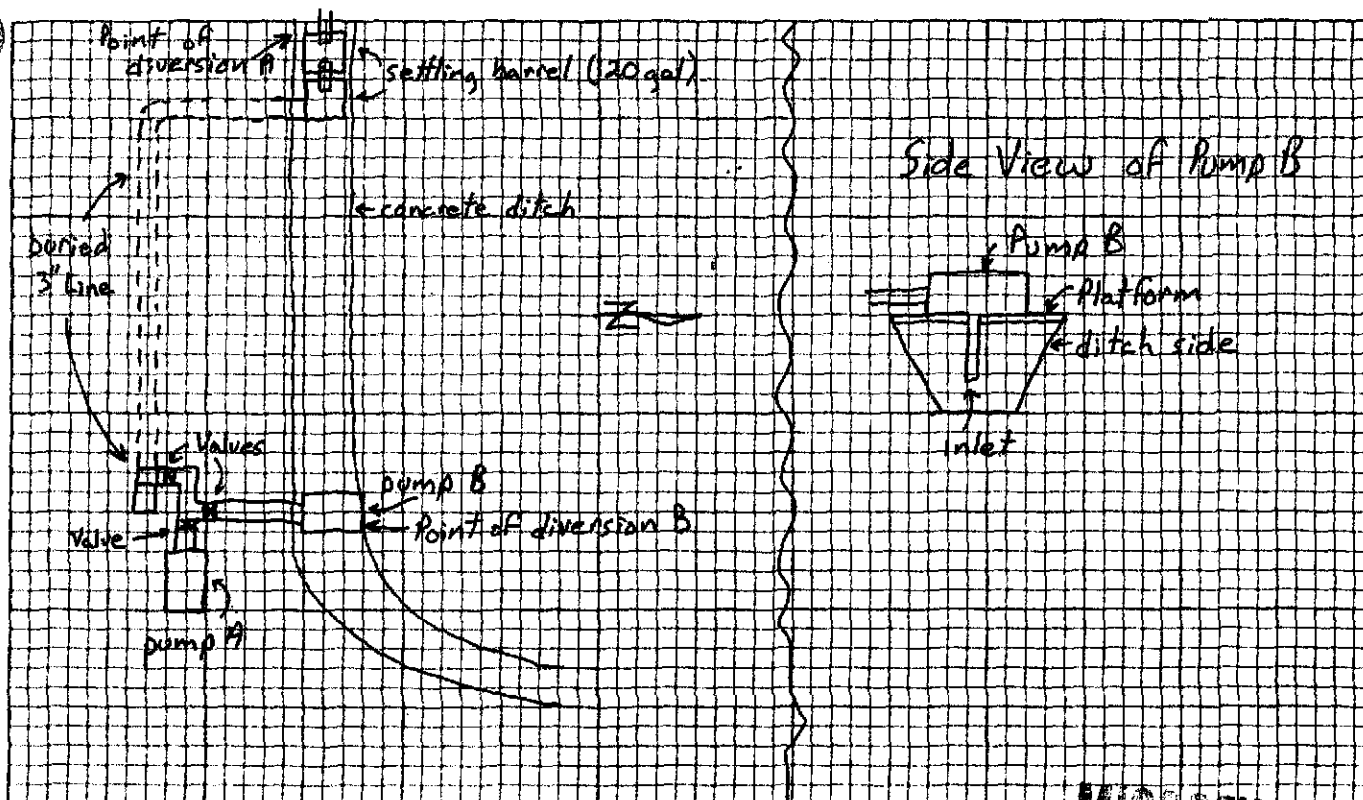
2. Other water rights with same point of diversion: none

☐ Copies Attached

☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

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



Scale: 1" = \_\_\_\_\_

2. ☒ Copy of U.S.G.S. Quadrangle Attached  
Showing location(s) of point(s) of diversion and  
place(s) of use (required).

☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.)

☒ Aerial Photo Attached

(required for irrigation of 10 acres or more)

JUN 17 1988

**MICROFILMED**

System Description (continued)

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

Water is diverted into a ~~70~~<sup>60</sup> gal settling pond suspended above the ditch. Flow then goes into another ~~20~~<sup>60</sup> gal settling pond also suspended above the ditch. From here, water goes into a 3" buried line (pumped by pump A. This water is then pump through a sprinkler system with 10 (30,  $\frac{1}{64}$ " nozzle) Rainbird sprinkler at 40 psi. Water not diverted at ~~x~~ diversion A flows in ditch at 8" depth. Pump B pumps water from ditch into a 1" buried line that goes to 10 (30,  $\frac{1}{64}$ " nozzle) Rainbird sprinkler at 40 psi. The land irrigated is 300' by 300' (2.0 acres).

☐ See Remarks on page 4 for continuati

4.

| Well or Diversion Identification No.* | Motor Make        | Hp    | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|-------------------|-------|------------------|-----------|-----------------------------------|
| Pump A on diversion system diagram    | Century           | 7 1/2 | 6-332988-03      | Sta-Rite  | 2F82GT                            |
| Pump B on diversion system diagram    | Franklin Electric | 2     | 26 84134         | No Plate  |                                   |
|                                       |                   |       |                  |           |                                   |
|                                       |                   |       |                  |           |                                   |

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

5. Point(s) of Diversion:

| Ident. No. | Gov't. Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Method of Determination/Remarks |
|------------|------------|-----|-----|-----|------|------|------|--------|---------------------------------|
| 2 Points   |            |     | NW  | SW  | 32   | 9S   | 20E  | Jerome | USGS Quad map & aerial photo    |
|            |            |     |     |     |      |      |      |        |                                 |
|            |            |     |     |     |      |      |      |        |                                 |
|            |            |     |     |     |      |      |      |        |                                 |

6. Place(s) of Use:

Indicate Method of Determination Same as above

| 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 |        |
| 9S   | 20E  | 32   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 2.0    |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

I = Irrigation

**MICROFILMED**

JUN 17 1988

Do not use this space

#### D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

2. Measurements:

There were 20 Rainbird sprinkler nozzles (30, 9/64") with a pressure of 40 psi. From Rainbird chart, that gives 3.63 gpm per head.

#### E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = 20 \times 3.63 = 72.6 \text{ gpm} = 0.15 \text{ cfs} \quad \text{Allow } 0.04 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

#### F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = \_\_\_\_\_ (5)

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

Meter Input HP: (6) x 1.34 = \_\_\_\_\_ (7)

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

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

#### G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2.0 \times 4.0 = 8.0 \text{ afa}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.04 \times 246 \times 1.9835 = 19.52 \text{ afa}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 8.0 \text{ afa}$$

2. Volume Calculations for Other Uses:

JUN 17 1988

H. REMARKS AND OVERALL REVIEW ANALYSIS

Water diverted under 36-7662 and 36-7663, when combined, must not exceed 0.04 cfs.

I. RECOMMENDATIONS

1. Recommended Amounts

| Beneficial Use | Period of Use |        | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|--------|------------------------------|--------------------------|
|                | From          | To     |                              |                          |
| Irrigation     | March 15      | Nov 15 | 0.04 cfs                     | 8.0 afa                  |
|                |               |        |                              |                          |
|                |               |        |                              |                          |
| Totals:        |               |        | 0.04 cfs                     | 8.0 afa                  |

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name Michael McCurdy  
 Signature Michael McCurdy  
 Certification Date \_\_\_\_\_  
 Field Report Preparation Date 6-18-86

CONSULTANT SEAL

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

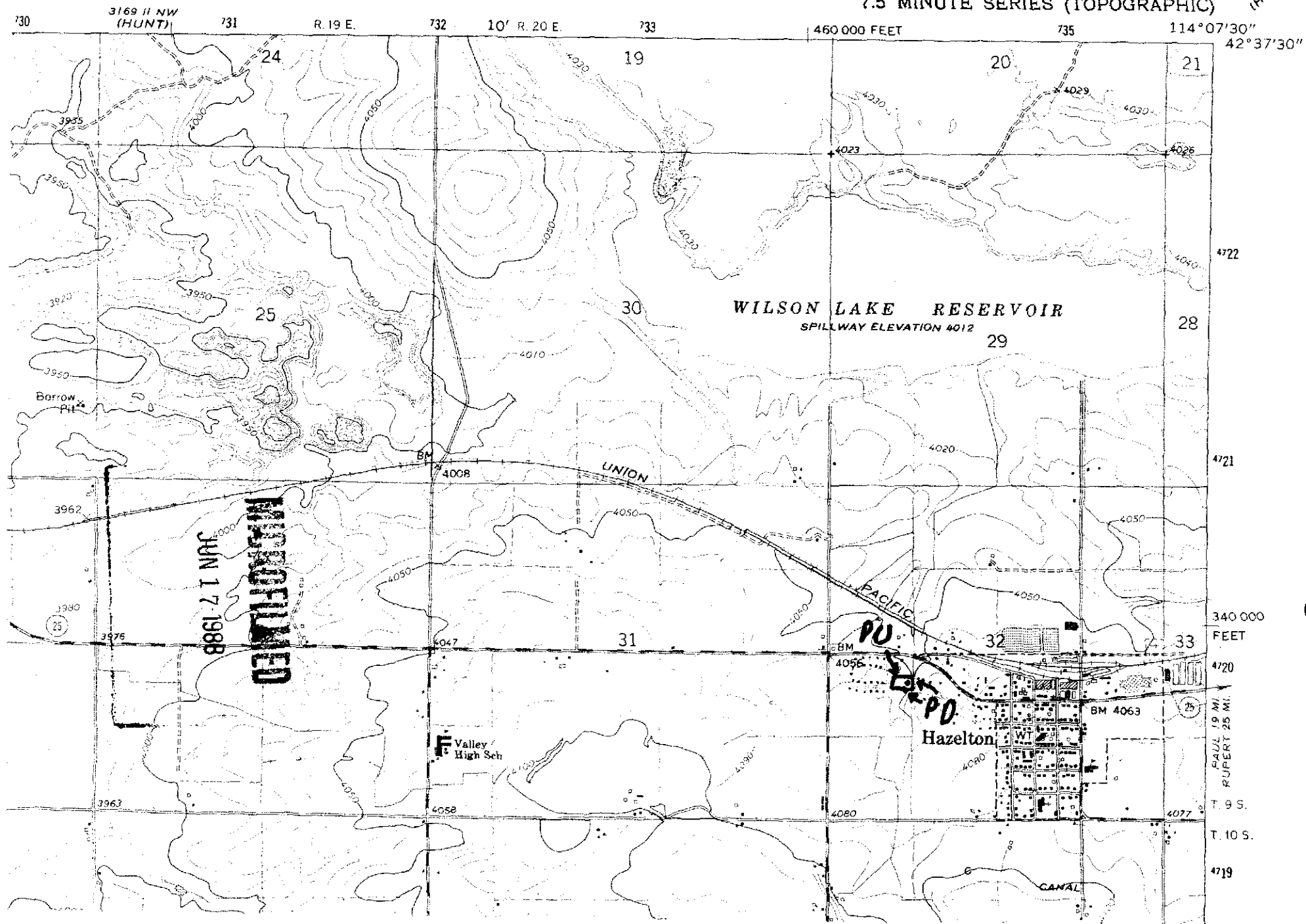
**MICROFILMED**

JUN 17 1988



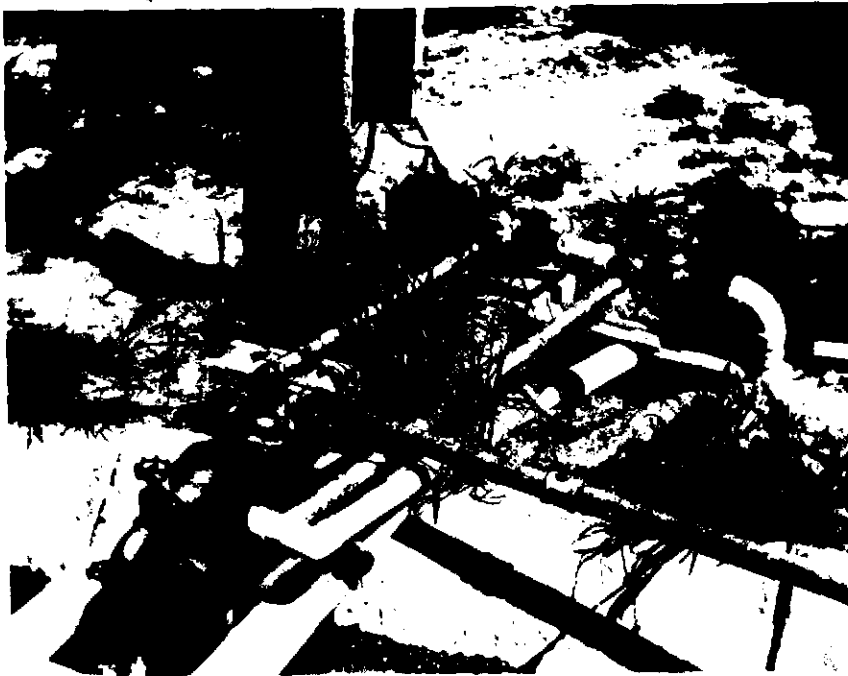
# EDEN QUADRANGLE IDAHO 7.5 MINUTE SERIES (TOPOGRAPHIC)

3169 II NE  
(HAZELTON NE)





Point of diversion: A (See map)  
 Water can be diverted into pipe  
 on top of first barrel, through screen,  
 barrels, and white pipe coming out of  
 the end of second barrel, to pump A.  
 (See below)



Point of diversion: B  
 The point of diversion B and pump B  
 are located near bottom left corner.  
 Pump A is located to right of power  
 pole. Pumps are connected above pump  
 B. Line going out bottom right corner  
 is for irrigation.

RECEIVED

17 1988

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES36-7663  
Permit No.Staff Analysis Sheet  
for  
Beneficial Use Field Report**RECEIVED**

MAY 01 1987

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

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Department of Water Resources

Check of P/D index MM (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?  
 Type of Overlap? ☐ Add acres or uses to existing system  
☐ Increase rate of flow or volume  
☐ Other: \_\_\_\_\_

Check of P/U index MM (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☒ copy of ~~water right(s)~~ <sup>permit</sup> attached?  
 Type of Overlap? ☒ Increase rate of flow or volume  
☐ Add P/D's  
☐ Increase number of acres within tracts  
☐ Other: \_\_\_\_\_

## Aerial Photo

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

Scheduling Letter sent? \_\_\_\_\_ (Initial and date)

☒ Appointment made and telephone conversation memo attached

## B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

## C. Review and Processing:

Exam Completed Michael McCurdy 6-18-86 (Signature of examiner and date)  
 Exam Reviewed by Senior Water Resource Agent AD 10/19/86 (Initial and date)  
 Exam Reviewed by Manager of Regional Office LA 11/18/86 (Initial and date)  
 Exam Date Entered in Computer \_\_\_\_\_ (Initial and date)  
 Exam sent to State Office \_\_\_\_\_ (Initial and date)  
 Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original  
 Re-filed in White File \_\_\_\_\_ (Initial and date)

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Southern Region

---

1041 Blue Lakes Blvd. N.  
Twin Falls, Idaho 83301  
(208) 734-3578

NOVEMBER 19, 1985

MARION & LENA MC CLAIN  
BOX 186  
HAZELTON ID 83335

RE: Permit No. 36-7663

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 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,  
s/Mary A. Newby  
Secretary

**MICROFILMED**

JUN 17 1988



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**

RECEIVED JUL 26 1985

## STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

## PROOF OF BENEFICIAL USE

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. 36-7663Name(s) of Permit Holder: marion and Lena McClain\* Post Office Address: Box 186 Hazelton Idaho 83335

BUS. 208-829-5433

Telephone No. HOME 208-829-5603Source of Water: surface

Extent of Use: Domestic \_\_\_\_\_ (number of households)

Stockwater \_\_\_\_\_ (number and type of stock)

Irrigation 2 (acres)

Other/Remarks \_\_\_\_\_

\* Indicate the date water was first diverted and beneficially used under this permit: JUNE 1977

\* Measuring Device: Required? \_\_\_\_\_ Yes \_\_\_\_\_ No  
 Installed? \_\_\_\_\_ Yes \_\_\_\_\_ No

\* Flow Measurement Port: Required? \_\_\_\_\_ Yes \_\_\_\_\_ No  
 Required? \_\_\_\_\_ Yes \_\_\_\_\_ No

\* Person to contact to accompany the Department representative during field examination: marion McClain (Name)

marion McClain Box 186 Hazelton Idaho 83335 (Address) same as above (Telephone number)

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

7-22-85  
 Date

marion & Lena McClain (Owners)  
 Signature of Permit  
 (and Title, if appropriate)

MICROFILMED

LAW OFFICES

HEPWORTH, NUNGESTER, AND FELTON

BLICK BUILDING — 133 SHOSHONE STREET NORTH

Post Office Box 389

TWIN FALLS, IDAHO 83303-0389

TELEPHONE (208) 734-7510

JOHN C. HEPWORTH, Chartered  
WM. L. NUNGESTER, Chartered  
MICHAEL H. FELTON, Chartered  
D. BRENT MARTENS, Chartered  
JEFFREY E. ROLIG, Chartered  
JOHN T. LEZAMIZ, Chartered  
JOHN C. HOHNHORST, Chartered

*The members of this partnership are  
all Professional Corporations*

BUHL OFFICE  
Professional Center — 1020 Main  
Post Office Box 589  
Buhl, Idaho 83316-0589  
Telephone (208) 543-4368

PENELOPE PARKER-KIMBER

OUR FILE NUMBER

July 30, 1985

Ms. Cynthia Cranston-Felton  
Nelson, Rosholt, Robertson,  
Tolman & Tucker  
P. O. Box 1906  
Twin Falls, Idaho 83303

RE: Swan Falls - Marion and Lena McClain  
Permit No. 36-7663

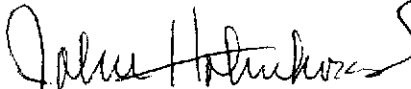
Dear Cynthia:

Per our discussion of a couple weeks ago with regard to the above-entitled, please find enclosed the completed "Form A" relating to Marion and Lena McClain's surface water appropriation. I trust that you will be dismissing the portion of the action which relates to the McClains. I would appreciate your confirming dismissal to me.

Thanks for your prompt and courteous attention.

Very truly yours,

HEPWORTH, NUNGESTER & FELTON

  
John C. Hohnhorst

JCH:df

cc: Marion McClain

**MICROFILMED**

January 22, 1982

Marion McClain  
Box 186  
Hazelton, ID 83335

Re: 36-7663  
Receipt: 21702

Enclosed is a copy of the approved request for extension of time.  
The time within which to submit the statement of beneficial use is  
extended to March 1, 1987.

If I can be of further help please contact me.

Sincerely

Rita Fleck  
Sr. Secretary

ccp

Enc: 2

RECEIVED  
JAN 23 1982  
FBI - IDAHO

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

---

STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440  
CERTIFIED MAIL

138979

MC CLAIN, MARION & LENA  
P.O. BOX 186  
HAZELTON, ID 83335

DECEMBER 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 36-7663 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK  
SR. SECRETARY

ENC: 1

MICROFILMED

March 21, 1977

Re: Permit No. 36-7663

Marion and Lena McClain  
Box 186  
Hazelton, ID 83335

Dear Mr. and Mrs. McClain:

Enclosed is a copy of your approved Application for Permit No. 36-7663 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:mef

Enclosure

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DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 36-7663 - Marion and Lena McClain

☒ Source  
☒ Point of Diversion  
☒ County  
☒ Quantity of Water and Period of Use  
☒ Description of Diverting Works  
☒ Time required for B/U of water  
☒ Place of Use or Acres Irrigated  
☒ Map  
☒ Signature  
☒ Fee

(1) RJN 12-22-76

In form to receipt

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

Send Copies to:

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

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

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

(4) JS 12-23-76

In form for advertising

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

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

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

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

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

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

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

Groundwater levels:

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

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

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

Other rights on the same place of use

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

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

(11) \_\_\_\_\_

Affidavit of Publication received (date) \_\_\_\_\_

(12) \_\_\_\_\_

Final date for protests January 17, 1977  
Protests received: yes \_\_\_\_\_ no \_\_\_\_\_

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

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

(14) \_\_\_\_\_

Action recommended:

☒ Approve \_\_\_\_\_ Deny

\_\_\_\_\_ Proposed Priority

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

\_\_\_\_\_ Measuring device required

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

\_\_\_\_\_ No special conditions for approval

(15) District Southern By Michael J. Steh Date 1-17-77

Field Checked by \_\_\_\_\_

Date \_\_\_\_\_

Comments \_\_\_\_\_

RECEIVED

Copy sent to Boise 12-23-76 104

FROM Gary Funderburg

DATE January 18, 1977

TO The File #36-7663

SUBJECT Field Trip

On January 18, 1977, I made a field trip for surface water Application #36-7663, proposed point of diversion and place of use. The waste water that is filed for irrigation by the applicant is run off water from the North Side Canal Co. At the time of the field trip, the drainage area was covered with snow and what water was present was frozen. The area being drained covers approximately 60 acres. This ground is all gravity flow from the North Side Canal Co. During the irrigation season, I feel there would be a sufficient amount of water for the proposed use. This water, if not consumed would run into Wilson Lake Reservoir. There appeared to be no other users from this drainage area.

MICROFILMED



SIGNATURE

December 23, 1976

North Side News  
P. O. Box 468  
Jerome, Idaho 83338

Re: Application for Permit No. 36-7663 - Marion and Lena McClain

Gentlemen:

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

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

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

Sincerely,

Michael L. Steele  
Southern Region Supervisor

RECEIVED

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Marion and Lena McClain

Box 186, Hazelton, Idaho 83335

has on 12-21-76 submitted Application No. 36-7663

for a permit to appropriate .04 cubic feet per second ~~XXXXXX XXXX XXXX XXXX XXXX~~

of water from Wastewater

by means of pump and sprinkler system

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 32, Twp. 9S, Rge. 20E, B.M., Jerome County

to be used from March 15 to November 15

for irrigation of 2 acres

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 32, Twp. 9S, Rge. 20E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before January 17, 1977.

R. KEITH HIGGINSON

Director

Published in the North Side News

on December 30, 1976 and January 6, 1977

MICROFILMED

**GALLEY PROOF**

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that Marion and Lena McClain, Box 186, Hazelton, Idaho 83335, has on 12-21-76 submitted Application No. 36-7663 for a permit to appropriate .04 cubic feet per second of water from Wastewater by means of pump and sprinkler system within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 32, Twp. 9S, Rge. 20E, B.M., Jerome County to be used from March 15 to November 15 for irrigation of 2 acres within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 32, Twp. 9S, Rge. 20E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., N., Twin Falls, Idaho, 83301 on or before January 17, 1977.

**R. KEITH HIGGINSON**  
Director

12-29-76

O.K.  
LM  
12-29-76

IDENT. NO. 36-7463

WATER RIGHT  
DATA ENTRY LOG[illegible]