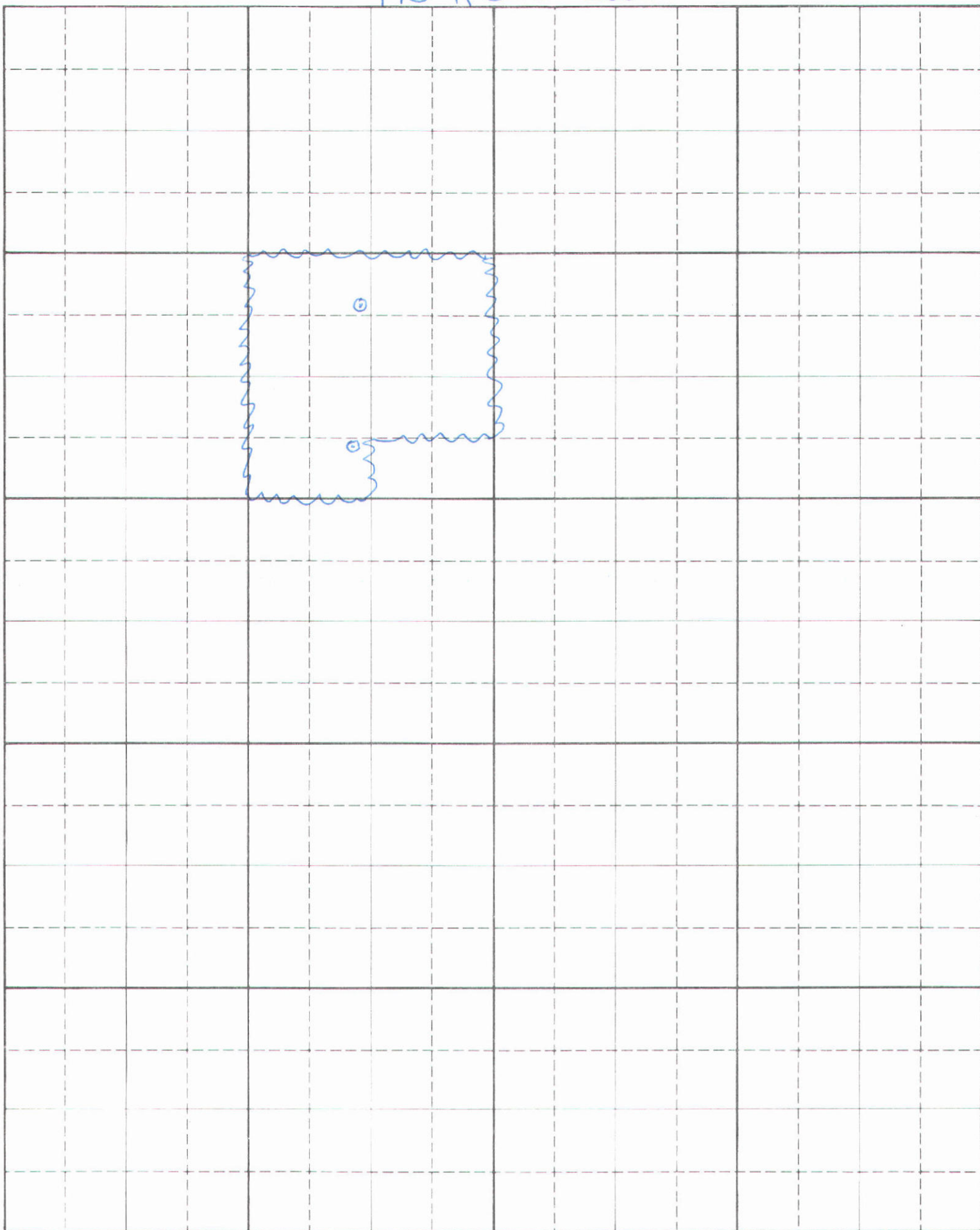


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

T9S R22E Sec 5



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.

*Arthur D. McCallister*  
(Applicant)

T  
9  
S

|    |    |        |    |
|----|----|--------|----|
| 40 | 40 | 40     | 40 |
| 40 | 40 | 40     | 40 |
| 40 | 40 | 40     | 40 |
| 40 | 40 | B.L.M. |    |

Diagram of System

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7517 Priority December 17, 1974 Amount 4.0 cfs

THIS IS TO CERTIFY, that ARTHUR D. MCCLELLAN  
of Paul, Idaho, has complied with the terms and conditions of Permit  
No. 36-7517 issued pursuant to Application for Permit dated December 17, 1974,  
and has submitted proof to the Department of Water Resources on December 5, 1975,  
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 10.38 cfs of water from a groundwater 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            |
|----------------|------------------------------------------|-----------------------|--------------------------|
| Irrigation     | from <u>April 1</u> to <u>October 15</u> | at <u>4.0</u> cfs and | <u>1568.16</u> acre feet |
|                | from _____ to _____                      | at _____ cfs and      | _____                    |
|                | from _____ to _____                      | at _____ cfs and      | _____                    |

(both dates inclusive)

Subject, however, to the condition that no more than 4.0 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  
1568.16 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$  & NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 5,  
Twp. 9S, Rge. 22E, B.M. in the County of Minidoka

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 $\frac{1}{4}$ |        |
| 9S   | 22E   | 5    | 40               | 40               | 40               | 40               | 40               | 40               | 40               | 40               | 40               | 40               | 40               | 40               | 40               | 40               |                  |                  | 560    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 560

A measuring device of a type approved by the Department shall be  
maintained as part of the diverting works.

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 20<sup>th</sup> day of  
October, 19 77.

Director

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

Application No. 36-7517

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR PERMIT**

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

**RECEIVED**

DEC 17 1974

Department of Water Resources  
Salem, Oregon 97301

1. Name of applicant Arthur D. McClellan Phone: 438-5816  
post office address Route #2, Box 171, Paul, Idaho 83347

2. Source of water supply groundwater which is a tributary of \_\_\_\_\_

3. a. Location of point of diversion is SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 5 Township 9S  
Range 22E B.M. Minidoka County; additional points of diversion if any: \_\_\_\_\_  
NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 5, Twp. 9S, Rge. 22E, B.M.

b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 4.0 for irrigation purpose from Apr. 1 to Oct. 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. 4.0 cubic feet per second and/or

b. \_\_\_\_\_ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. wells and pumps

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 21 inches; proposed depth of well is 350 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 1 years.

b. Estimated construction cost is \$ 27,000.00.

8. Description of proposed uses:

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

(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  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: \_\_\_\_\_

**NOT RECORDED**

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

[illegible]

Total number of acres to be irrigated\_\_\_\_\_560

c. Describe any other water rights used for the same purposes as described above. G-24891 issued to Arthur D. McClellan. Date of priority April 27, 1954, for the amount of 5.16 section feet from a well in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 5.

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

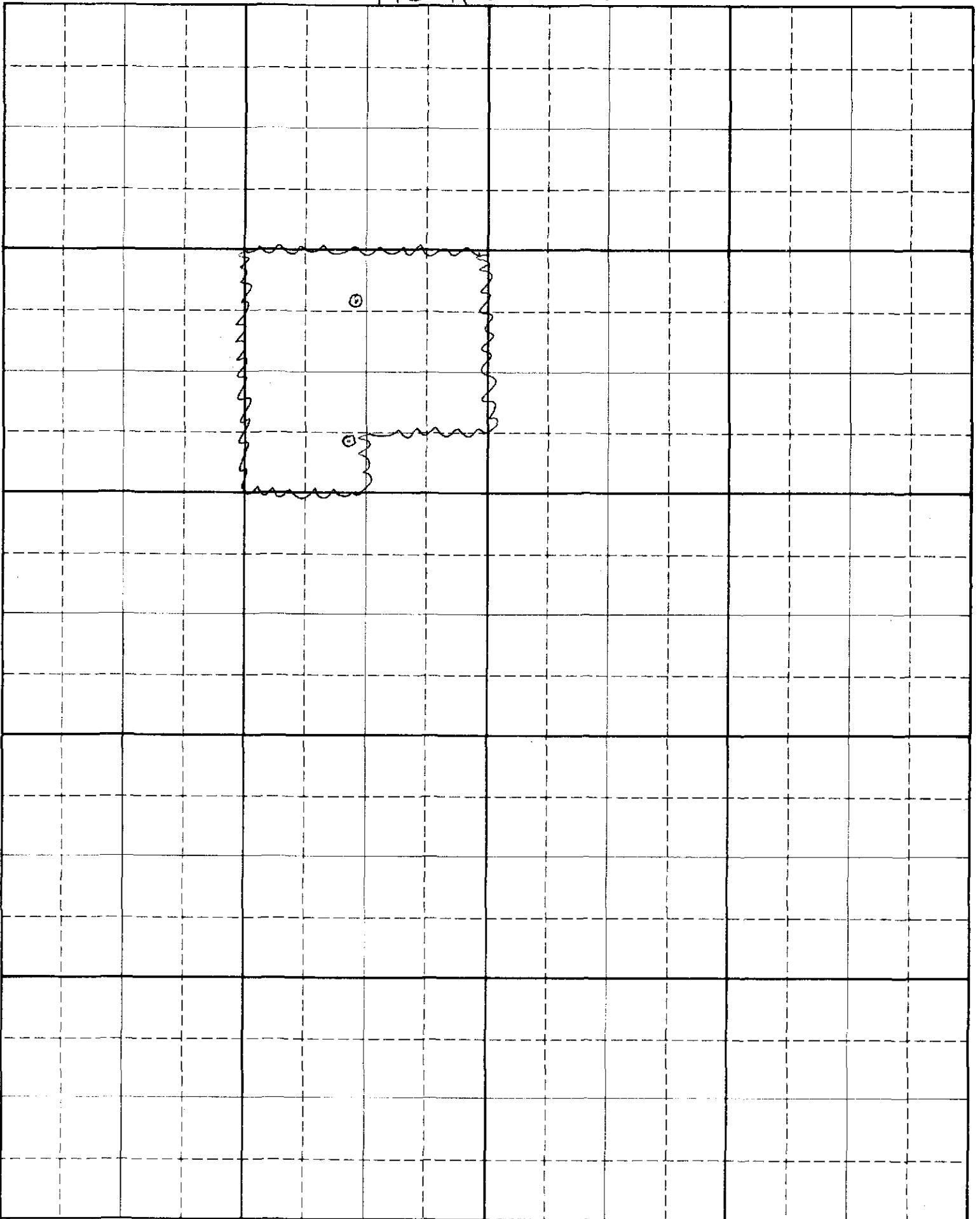
b. Who owns the land to be irrigated or place of use Applicant

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 ground to be irrigated is already under irrigation from well under water  
right G-24891 which does not produce enough water for the expanding development  
under sprinkler irrigation in Section 5, which I am undertaking.

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

T9S R22E Sec 5



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.

*Arthur D. McCallister*  
(Applicant)

Proposed Priority 12-17-1974

Received by CC Date 12-17-74 Time 3:45 PM

Preliminary check by RAH Fee \$ 55.00

Receipted by CC Date 12-17-74

RAH Publication prepared by cc Date 12-17-74

Published in Minidoka County News

Publication dates 12-24 & 12-31-74

Publication approved CC Date 2-11-75

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

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

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

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

Recommended for approval denial by BOE

#### 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. 36-7517, 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, 19 76.

c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 24 day of February, 19 75.

R. Karl Hjorne  
Director

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

REN 12-17-74

Application No. 36-7517 Arthur D McClellan

☒ 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) REN 12-17-74

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) REN 12-17-74

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) CC 2/11/75

Affidavit of Publication received(date) 2-11-75

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

Final date for protests 2-7-75  
Protests received: yes \_\_\_\_\_ no ☒

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

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

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

Action recommended:

☒ Approve \_\_\_\_\_ Deny

\_\_\_\_\_ Proposed Priority 12-17-74

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

☒ Measuring device required

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

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

(15) District Southern

By B. B. Asaynes Date 2-16-75

MICROFILMED

Department of Water

# The Minidoka County News

RUPERT, IDAHO

## AFFIDAVIT OF PUBLICATION

County of Minidoka, )

### STATE OF IDAHO Ruth duly sworn edit News, a w Idaho, in th is of gener states that the printed notice attached hereto was duly published according to law in the regular weekly editions of The Minidoka County News for Two consecutive weeks, commencing with the issue dated Jan. 21, 1975, and ending with the issue dated Jan. 28, 1975.

### NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that  
Arthur D. McClellan, Route  
#2, Box 171, Paul, Idaho, has  
on 12-17-74 submitted Appli-  
cation No. 36-7517 for a  
permit to appropriate 4.0

cubic feet per second of water  
from groundwater by means  
of wells and pumps within  
the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 5, T 9S,  
R 22E, B.M., Minidoka  
County, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 5,  
Twp. 9 S, Rge. 22E, B.M. to  
be used from April 1-October  
15, for Irrigation of 560 acres

within the N $\frac{1}{2}$ , SW $\frac{1}{4}$ , N $\frac{1}{2}$ -  
SE $\frac{1}{4}$ , Sec. 5, T 9S, R 22E,  
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 Re-  
sources, 1041 Blue Lakes  
Blvd., North, Twin Falls,  
Idaho, 83301, on or before  
January 9, 1975.

R. KEITH HIGGINSON  
Director

No. 240-Jan. 21, 28, 1975

Published in the Minidoka  
County News on Jan. 21 and  
28, 1975.

Subscribed and sworn to before me this

17th day of Feb, 1975.

Notary Public

Cost of Publication

Notary Fee

Total Cost

Corrected  
o.k. c c  
2-11-75

RECEIVED

FEB 11 1975

# The Minidoka County News

RUPERT, IDAHO

Department of Water Resources  
Southern District Office

## AFFIDAVIT OF PUBLICATION

County of Minidoka, )  
 ) ss.  
STATE OF IDAHO, )  
Ruth DeThomas

\_\_\_\_\_, being first  
duly sworn, deposes and says that She is the  
editor

\_\_\_\_\_ of The Minidoka County  
News, a weekly newspaper published at Rupert,  
Idaho, in the county aforesaid, and that the paper  
is of general circulation therein. Deponent further  
states that the printed notice attached hereto was  
duly published according to law in the regular  
weekly editions of The Minidoka County News for  
Two

\_\_\_\_\_ consecutive weeks, commencing  
with the issue dated Jan. 21, 1975, and  
ending with the issue dated Jan. 28, 1975

Subscribed and sworn to before me this

11th day of Feb, 1975.  
Ann Hunter Notary Public

Cost of Publication \_\_\_\_\_

Notary Fee \_\_\_\_\_

Total Cost \_\_\_\_\_

# s Minico

points at the half  
Head couldn't  
taken ball go in on  
and the Rams  
17-8 first quarter

upset Skyline to an early  
bus moved out of the Division  
Division calling a second  
occupied by Minico. The back-  
to-back wins pushed the in-  
crease. SFC mark in 2nd and

Blvd. North, 3000 ft. from  
Idaho 83301, on Jan. 21, 1975.

January 21, 1975.

R. KERRY HIGGINS

Director

No. 140 Jan. 21, 1975

Published in the Minidoka

County News on Jan. 21 and

Consented  
o.k. ee  
2-11-75

RECEIVED

# The Minidoka County News

RUPERT, IDAHO

## AFFIDAVIT OF PUBLICATION

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

Ruth DeThomas

\_\_\_\_\_, being first  
duly sworn, deposes and says that She is the  
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of The Minidoka County  
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is of general circulation therein. Deponent further  
states that the printed notice attached hereto was  
duly published according to law in the regular  
weekly editions of The Minidoka County News for

Two consecutive weeks, commencing  
with the issue dated Dec. 24, 1974, and  
ending with the issue dated Dec. 31, 1974.

Ruth DeThomas  
Subscribed and sworn to before me this

10<sup>th</sup> day of Jan, 1975.

Jean F. Hulse Notary Public

Cost of Publication \_\_\_\_\_

Notary Fee \_\_\_\_\_

Total Cost \_\_\_\_\_

## NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that  
Arthur D. McClellan, Route  
#2, Box 171, Paul, Idaho, has  
on 12-17-74 submitted Appli-  
cation No. 36-7517 for a  
permit to appropriate 4.0  
cubic feet per second of water  
from groundwater by means  
of wells and pumps within  
the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 5, T 9S,  
R 22E, B.M., Minidoka  
County, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 5,  
Twp. 9 S, Rge. 22E, B.M. to  
be used from April 1-October  
15, for Irrigation of 560 acres  
within the N $\frac{1}{2}$ SW $\frac{1}{4}$ N $\frac{1}{2}$   
SE $\frac{1}{4}$ , Sec. 5, T 9S, R 22E,  
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 Re-  
sources, 1041 Blue Lakes  
Blvd., North, Twin Falls,  
Idaho, 83301, on or before  
January 9, 1975.

R. KEITH HIGGINSON

Director

No. 240-Dec. 24.31, 1974

Published in the Minidoka  
County News on 12-24-74 and  
12-31-74.

Called  
1-13-75  
Corrected  
Republished  
1-14  
8  
1-21

Called 2-10-75 -  
Did not publish on the  
1-14 & 1-21. Will publish  
2-11 & 2-18. cc

October 24, 1977

Re: Permit No. 36-7517

Arthur D. McClellan  
Paul, Idaho

Dear Mr. McClellan:

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

Sincerely,

JAN GROVER  
Water Rights Supervisor

JG/kaw  
Enclosure

October 3, 1977

Re: Permit No. 36-7517

Arthur D. McClellan  
Route #2, Box 171  
Paul, ID 83347

Dear Mr. McClellan:

A representative of this Department made an examination of the works covered by your Permit No. 36-7517 on September 30, 1976, and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: 4.0 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1568.16 acre feet per  
year.

Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 5, Twp. 9S, Rge. 22E, B.M.

Beneficial use: Irrigation of 560 acres within the NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , and  
N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 5, Twp. 9S, Rge. 22E, B.M.

Priority date established: December 17, 1974

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

Sincerely,

BOBBY D. FLEENOR  
Chief, Operations Bureau

BDF/cah

RECEIVED  
OCT 10 1977  
BUREAU OF LAND MANAGEMENT  
IDAHO

RECEIVED

DEC 424-4875

Department of Water Resources  
Southern District Office

3. Water will be used for the following purposes:

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

- Max Rate of Diversion 4.00 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

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

Description of diverting works: 200 hp deep well turbine, main line pipe and sprinklers.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

560

SECRET

[illegible]

### Diagram of System

DATE OF EXAM 9-30-76

ACREAGE  
Found 560  
Recommended 560

Irrigation Requirement 4.0 Ac Ft/Ac

USE  
Irrigation Q = 4.0 c.f.s. V = 1568.15 AF/Ann. from 4-1 to Oct 15  
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 10.38 c.f.s. (See Notes) Method of measurement Badger Meters.

Total Q recommended 4.0 c.f.s. Meter No M0590954 Type 12" Condition New.  
M0647191 Type 10" Condition Fair

Total V recommended 1568.15 AcFt/ANN.

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ☒

MEASUREMENT CALCULATION: ① pump ② pump  
Measured: 10.38 c.f.s. = 1000 gal/40 sec. + 1000 gal/19 sec.  
Allowed 4.0 c.f.s. Amount Applied for  
Volume: 1568.16 AcFt/ANN. = (1.98 A.F. (c.f.s/day)) / (4.0 c.f.s) (198 days)

SYSTEM DESCRIPTION:  
U.S. Elec. Motor 125 Hp. Serial # C087755-84-03190-327 (Booster)  
Bryan Jackson Submersible pump & motor. 250 Hp. Serial # 398711  
GE Motor 200 Hp. Serial # 5K6278XH2A, Johnston pump.  
(1) pivot System and Sereal Hand lines.

REMARKS:  
Mr. McClellan was present during Exam.  
pumps are not connected together, but in case of Emergency  
Systems can be Comingled. Once a Season are the System connected

Examiner's Signature Sam Lamberburg Date 9-30-76

Checked by Reid J. Hawley Date 10-7-76

Approved by Michael L. Steele Date 10-7-76

RECEIVED

State of Idaho

Department of Water Resources

Department of Water Resources

WATER RIGHT LICENSE

ROUGH DRAFT

License of Water Right No. 36-7517 Priority \_\_\_\_\_ Amount 4.0 cfs.

THIS IS TO CERTIFY, that Arthur D. McClellan

of Paul, Idaho, has complied with the terms and conditions of Permit

No. 36-7517 issued pursuant to Application for Permit dated \_\_\_\_\_,

and has submitted proof to the Department of Water Resources on \_\_\_\_\_,

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 10.30 c.f.s. of water from a groundwater 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

✓ Irrigation from April 1 to Oct. 15 at 4.0 cfs and 1568.15 A.F.

from \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_ cfs and \_\_\_\_\_

from \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_ cfs and \_\_\_\_\_

(both dates inclusive)

✓ Subject, however, to the condition that no more than 4.0 c.f.s. 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

above mentioned and is limited to the amount which can actually be beneficially used and shall not exceed

1568.15 acre feet per year, said waters to be diverted within the SE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>,

✓ Sec. 5, Twp. 9S, Rge. 22 E. B. M. in the County of Minidoka

Description and location of place of use:

| Twp. | Range | Sec. | NE <sup>1</sup> / <sub>4</sub> |                                |                                |                                | NW <sup>1</sup> / <sub>4</sub> |                                |                                |                                | SW <sup>1</sup> / <sub>4</sub> |                                |                                |                                | SE <sup>1</sup> / <sub>4</sub> |                                |                                |                                | Totals |
|------|-------|------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------|
|      |       |      | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> |        |
| ✓ 9S | 22 E  | 5    | 40                             | 40                             | 40                             | 40                             | 40                             | 40                             | 40                             | 40                             | 40                             | 40                             | 40                             | 40                             | 40                             | 40                             |                                |                                | 560    |
|      |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |
|      |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |
|      |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |
|      |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |

✓ Measuring Device Required. Total number of acres irrigated 560

ROUGH DRAFT

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 \_\_\_\_\_ day of

\_\_\_\_\_, 19 \_\_\_\_\_.

Director

UNRECORDED

December 18, 1975

Re: Permit No. 36-7517

Arthur D. McClellan  
Route 2, Box 171  
Paul, Idaho 83347

Dear Mr. McClellan:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Twin Falls.

Sincerely,

D. Darlene Reich  
Water Rights Supervisor

DDR:JG

RECEIVED

DEC 5 1975

OK'p

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

Permit No. 36-7517

Department of Water Resources  
Southern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Arthur D. McClellan 438-5816  
b) Post Office Address Route #2 Box 171, Paul, Idaho 83347
2. Permit Number 36-7517
3. Date of Priority that you are prepared to establish 12-17-1974
4. a) Source from which water was appropriated Ground Water  
b) Location of the point of diversion: SE 1/4 SW 1/4, Section 5  
Township 9S, Range 22E Boise Meridian, Other points of diversion: NE 1/4 NW 1/4, Sec. 5, Twp. 9S, Rge. 22E B.M.
5. a) The amount of water and use to which the water has been applied:  
Amount 4.2 for Irrigation purposes from April 1 to Oct. 15 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 \_\_\_\_\_ 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: \_\_\_\_\_
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) 200 H.P. Deep Well Turbine, main line pipe & sprinklers  
b) Describe the type and size of measuring device which you have installed at your point of diversion: 10" Badger flow meter  
c) Give well driller's name and address and the date the well was completed: Commons Well Drillers  
Rupert, Idaho  
Well completed Oct. 3 1974
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: \_\_\_\_\_

Exam typed 12-17-75

MB

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

| T   | R   | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|     |     |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 9-S | 22E | 5    | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  | 40  |     |     | 560   |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

Total number of acres irrigated 560

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

\_\_\_\_\_

\_\_\_\_\_

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

12-5-75 (Date) Arthur M. Callan (Signature)

State of Idaho )

County of Twain Falls ) ss.

On this 5th day of December, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Carol E. Clough  
Notary Public residing at Twain Falls, Idaho

My commission expires 8-12-79

February 24, 1975

Re: Permit No. 36-7517

Mr. Arthur D. McClellan  
Route 2, Box 171  
Paul, Idaho 83347

Dear Mr. McClellan:

Enclosed is a copy of your approved Application for Permit No. 36-7517. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:jfr

Enclosures

**MICROFILMED**

December 19, 1974

RE: Application For Permit No. 36-7517 - Arthur D. McClellan

Mr. Arthur D. McClellan  
Route #2, Box 171  
Paul, Idaho 83347

Dear Mr. McClellan:

Enclosed is your Receipt No. 14686 for Check No. 92-312 in the amount of \$55.00 for the above referenced application for permit which was received in this office December 17, 1974.

Sincerely,

Mrs. Carol Clough  
Secretary

enc.

RECEIVED

RESOURCES  
XXXXXXXXXXXXXXXXXXXXXXX

December 17, 1974

RE: Application For Permit No. 36-7517 - Arthur D. McClellan

Minidoka County News  
625 Fremont Avenue  
Rupert, Idaho 83350

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,

Bob Haynes  
Southern District Engineer

BH:cc

**MICROFILMED**

*Bill - 1 - 1 1-13-75 cc*

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that Arthur D. McClellan, Route #2, Box 171, Paul, Idaho, has on 12-17-74 submitted Application No. 36-7517 for a permit to appropriate 4.0

cubic feet per second of water from groundwater by means of wells and pumps within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 5, T 9S, R 22E, B.M., Minidoka County, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 5, Twp. 9 S, Rge. 22E, B.M. to be used from April 1-October 15. for Irrigation of 560 acres

within the N $\frac{1}{2}$ , SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 5, T 9S, R 22E, 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 9, 1975.

R. KEITH HIGGINSON  
Director

No. 240-Jan. 21, 28, 1975

Published in the Minidoka County News on Jan. 21 and 28, 1975.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Arthur D. McClellan  
Route #2, Box 171, Paul, Idaho  
has on 12-17-74 submitted Application No. 36-7517  
for a permit to appropriate 4.0 cubic feet per second ~~acres feet per second~~  
of water from groundwater  
by means of wells and pumps  
within the SE1/4, Sec. 5, T 9S, R 22E, B.M., Minidoka County  
NE1/4, Sec. 5, Twp. 9 S, Rge. 22E, B.M.  
to be used from April 1 - October 15  
for Irrigation of 560 acres  
within the N1/4, SW1/4, NE1/4, Sec. 5, T 9S, R 22E, 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 9, 1975 <sup>(2-10-75)</sup>.

R. KEITH HIGGINSON

Director

Published in the Minidoka County News  
on 12-24 and 12-31-74

MICROFILMED

# The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT

## NOTICE OF APPLICATION FOR WATER PERMIT

County of Mini Notice is hereby given that  
STATE OF ID. Arthur D. McClellan, Route  
Ruth De #2, Box 171, Paul, Idaho, has  
on 12-17-74 submitted Appli-  
cation No. 36-7517 for a  
permit to appropriate 4.0

cubic feet per second of water  
from groundwater by means  
of wells and pumps within  
the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 5, T 9S,  
R 22E, B.M., Minidoka  
County, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 5,  
Twp. 9 S, Rge. 22E, B.M. to  
be used from April 1-October  
15, for Irrigation of 560 acres

duly sworn, deposes and says that \_\_\_\_\_ is the

editor \_\_\_\_\_ of The Minidoka County  
News, a weekly newspaper published at Rupert,  
Idaho, in the county aforesaid, and that the paper  
is of general circulation therein. Deponent further  
states that the printed notice attached hereto was  
duly published according to law in the regular  
weekly editions of The Minidoka County News for

Two consecutive weeks, commencing  
with the issue dated Jan 21, 1975, and  
ending with the issue dated Jan 28, 1975.

Subscribed and sworn to before me this

15th day of Feb, 1975.

John Hueston Notary Public

Cost of Publication \_\_\_\_\_

Notary Fee \_\_\_\_\_

Total Cost \_\_\_\_\_

within the N $\frac{1}{4}$ , SW $\frac{1}{4}$ , N $\frac{1}{4}$ -  
SE $\frac{1}{4}$ , Sec. 5, T 9S, R 22E,  
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 Re-  
sources, 1041 Blue Lakes  
Blvd., North, Twin Falls,  
Idaho, 83301, on or before  
January 9, 1975.

R. KEITH HIGGINSON  
Director

No. 240-Jan. 21, 28, 1975

Published in the Minidoka  
County News on Jan. 21 and  
28, 1975.

12/15

# The Minidoka County News

RUPERT, IDAHO

## AFFIDAVIT OF PUBLICATION

County of Minidoka,       )  
                                  ) ss.

STATE OF IDAHO,       )  
      Ruth DeThomas

\_\_\_\_\_, being first

duly sworn, deposes and says that she is the  
editor

of The Minidoka County  
News, a weekly newspaper published at Rupert,  
Idaho, in the county aforesaid, and that the paper  
is of general circulation therein. Deponent further  
states that the printed notice attached hereto was  
duly published according to law in the regular  
weekly editions of The Minidoka County News for

Two consecutive weeks, commencing

with the issue dated Jan 21, 19 75, and

ending with the issue dated Jan 28, 19 75.

*Ruth DeThomas*  
Subscribed and sworn to before me this

4th day of Feb, 19 75.

*Arn Hunter* Notary Public

Cost of Publication \_\_\_\_\_

Notary Fee \_\_\_\_\_

Total Cost \_\_\_\_\_



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FEB 5 1975

Department of Water Resources  
Bozeman District Office

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