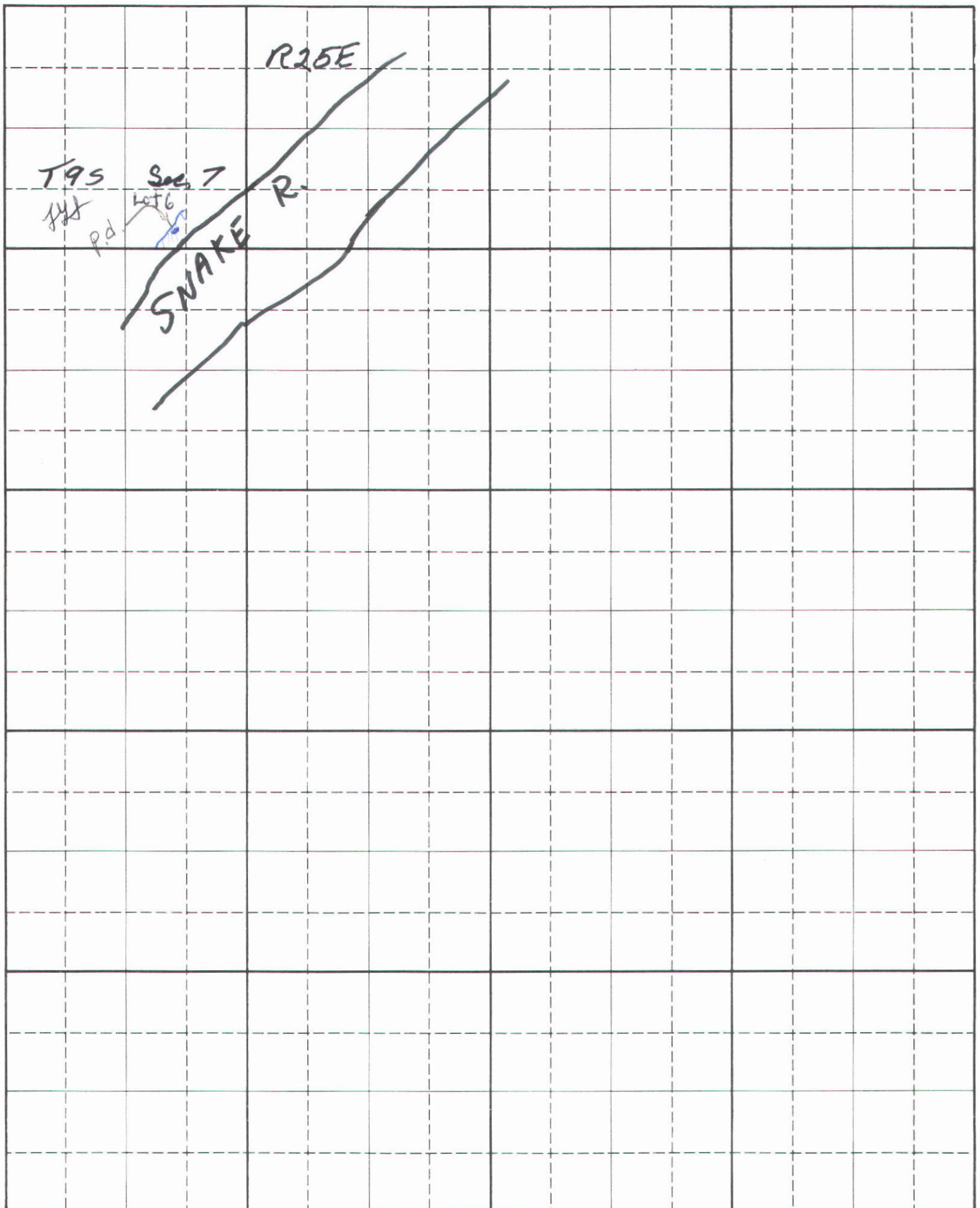


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lavern Watherspoon
(Applicant)

T
9
S

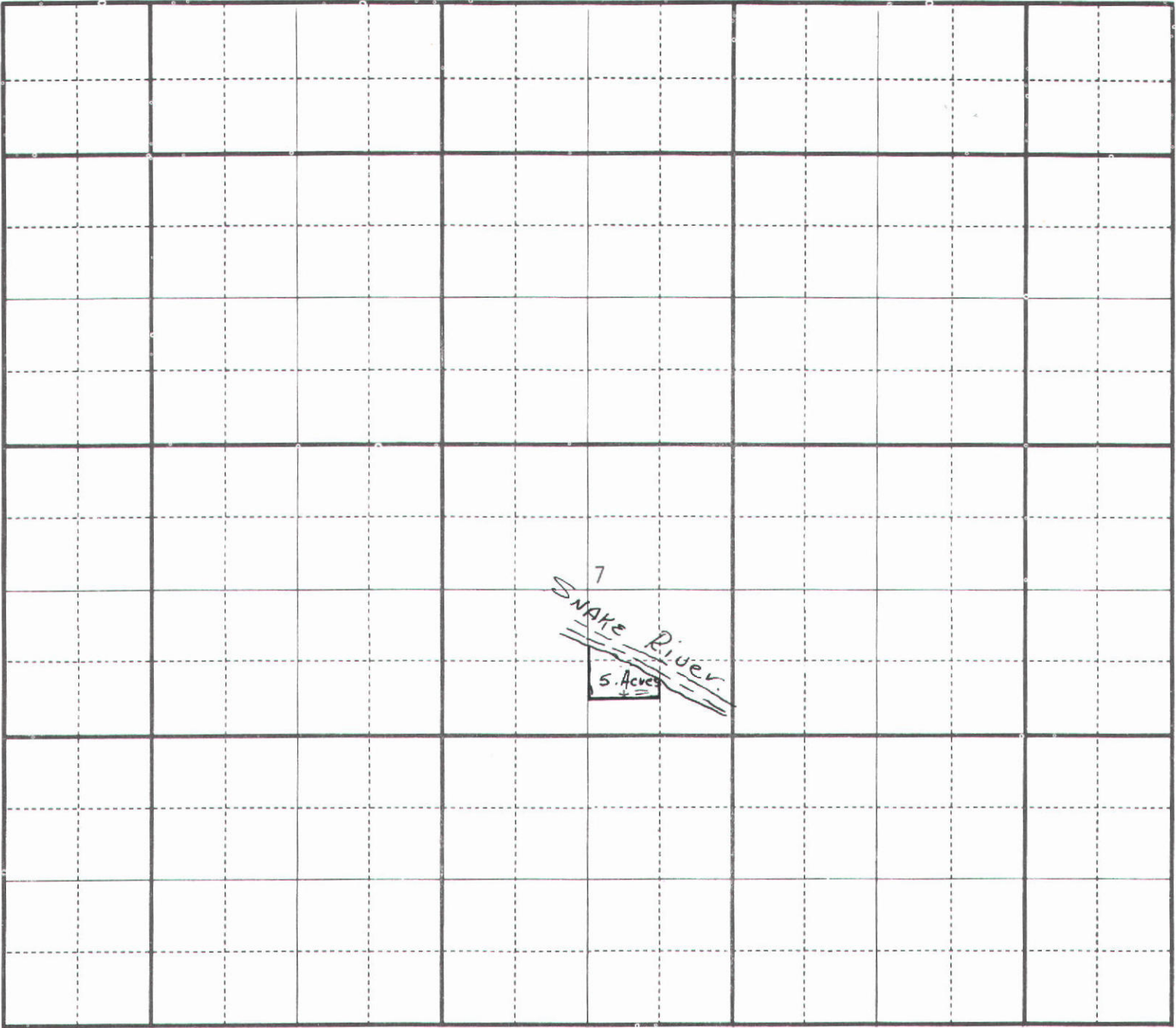


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7473 Priority May 14, 1974 Amount 0.10 cfs

THIS IS TO CERTIFY, that LAVERN WITHERSPOON
of Rupert, Idaho, has complied with the terms and conditions of Permit
No. 36-7473 issued pursuant to Application for Permit dated May 14, 1974,
and has submitted proof to the Department of Water Resources on April 28, 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 2.67 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 1</u> to <u>Nov. 1</u>	at <u>0.10</u> cfs and	<u>20 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 0.10 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
20 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 6) of
Sec. 7, Twp. 9 S, Rge. 25 E, 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 $\frac{1}{4}$	
9 S	25 E	7															5		Five

Total number of acres irrigated Five

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 18 day of
August, 19 75.

Director

RECEIVED

MAY 14 1974

Department of Water Administration
Southern District Office

Identification No. _____

Application No. 36-7473

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

LICENSE ISSUED FOR 10 SEC. FT.
LICENSE PAGE NO. _____

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Lavern Witherspoon
post office address Route #4, Rupert, Id.
2. Source of water supply subterranean which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 7 Township 9S
Range 25E B.M. Minidoka County; additional points of diversion if any: 200 ft. west and 100 ft. north of SE corner of above description
- b. If water is not consumed, it will be discharged into ditch at diversion at a point in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 7 Township 9S Range 25E B.M. (lot 6) JJS
4. Water will be used for the following purposes:
Amount .12 for irrigation purpose from Mar. 1 to Nov. 1 (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. .12 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 short ditch of approximately 100 ft.
- 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 14 inches; proposed depth of well is 80 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 \$4,000.00.
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: _____

36 7473

36 7473

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

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	
9S	25E	7															6		6

Total number of acres to be irrigated 6

c. Describe any other water rights used for the same purposes as described above. none (except an equity in a permit currently being sold by applicant to Morgan & Shillington farms

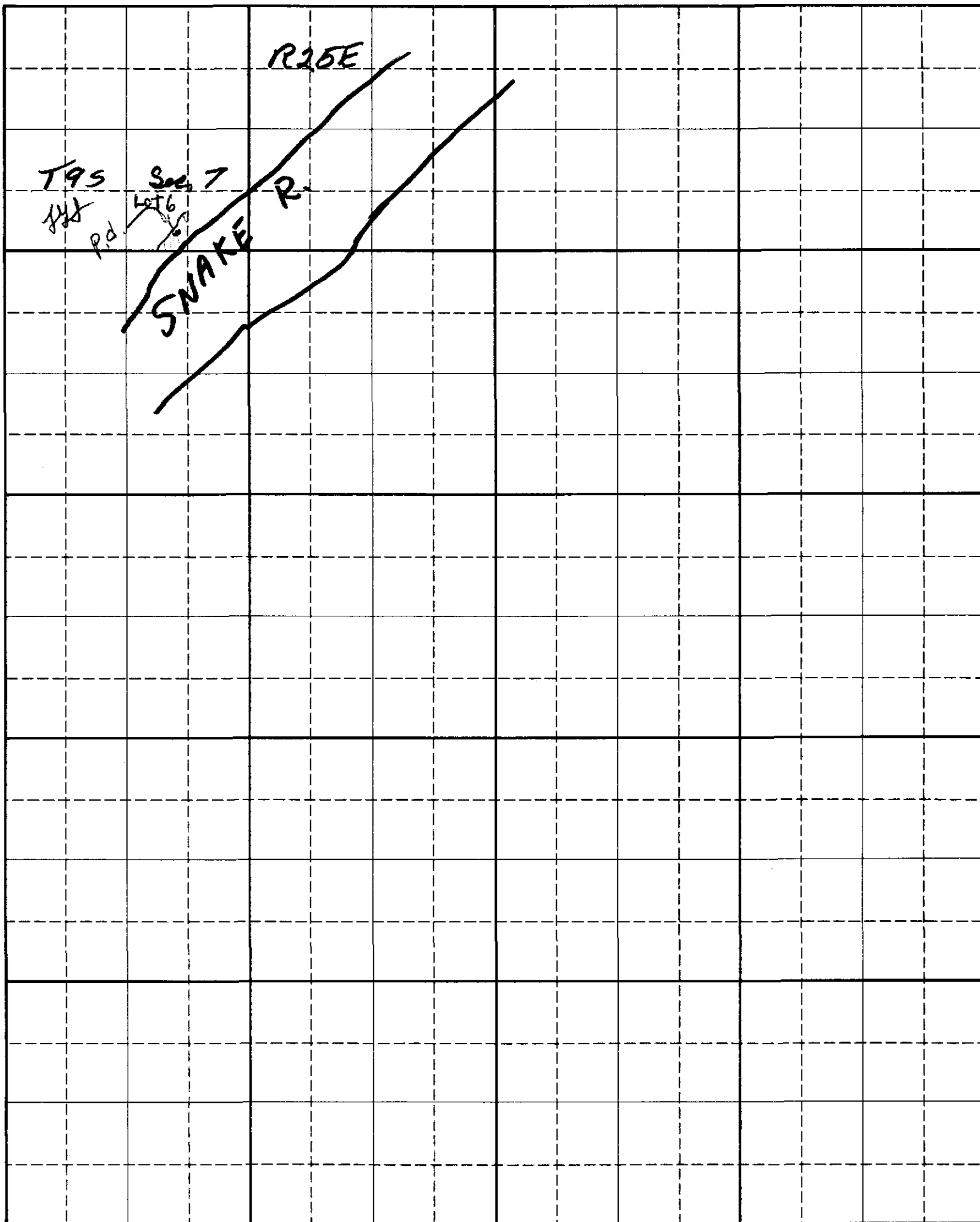
9. a. Who owns the property at the point of diversion applicant

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 The portion to be irrigated under the proposed project has been cut off from former supply due to removal of lateral ditches across adjacent property.

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Gaven Witherspoon
(Applicant)

Proposed Priority 5-14-1974

Received by LT Date 5-14-74 Time 2:40

Preliminary check by RVA Fee \$ 10.00

Receipted by LT Date 5-14-74 (13905)

RVA Publication prepared by LT Date 5-14-74

Published in Minidoka Co. News

Publication dates 5-21 & 5-28-74

Publication approved LT Date 5-30-74

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by LT YJS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7473, 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 July 1, 19 75.

c. Other: _____

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

Witness my hand this 13th day of June 19 74.

[Signature]
Deputy Director

36-7473

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)			Application No. <u>36-7473</u> <u>Savern Witherspoon</u>
(2)	<u>RWN</u>	<u>5-14-74</u>	☒ 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
(3)	<u>RWN</u>	<u>5-14-74</u>	In form to receipt Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S. F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>RWN</u>	<u>5-14-74</u>	In form for advertising
(6)			Located within Water District No. _____
(7)	<u>KDF</u>	<u>6-7-74</u>	Critical groundwater area: yes _____ no <u>X</u>
(8)	<u>KDF</u>	<u>6-7-74</u>	Groundwater levels: ____ Decline (comment) _____ ☒ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>LT</u>	<u>5-30-74</u>	Affidavit of Publication received (date) <u>5-30-74</u>
(11)	<u>LT</u>	<u>5-14-74</u> ~~<u>6-7-74</u>~~	Final date for protests <u>6-7-74</u> Protests received: yes _____ no <u>X</u>
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>KDF</u>	<u>6-7-74</u>	All requested information received from agencies or applicant yes _____ no _____
(14)	<u>KDF</u>	<u>6-7-74</u>	Action recommended: ☒ Approve Priority <u>5-14-74</u> ____ Deny Reason for Reduction _____ <u>No</u> Measuring device required ____ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District	<u>Southern</u>	By <u>KDF</u> <u>6-7-74</u>

36 7473

RECEIVED
JUN 10 1974
Department of Water Administration

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 he 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

2 consecutive weeks, commencing
with the issue dated May 21, 1974, and
ending with the issue dated May 28, 1974.

Ruth DeThomas

Subscribed and sworn to before me this

9th day of May, 1974.
John Hunter Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost 36 7473

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Lavern Witherspoon, Route
#4, Rupert, Idaho, has on
5-14-74 submitted Application
No. 36-7473 for a permit to
appropriate .12 cubic feet per
second of water from subter-
anean waters by means of
pump and short ditch within
the SW 1/4 SE 1/4, Sec. 7, T 9S,
R 25E, B.M., Minidoka Co.,
to be used from March 1 to
Nov. 1 for irrigation of 6
acres within the SW 1/4 SE 1/4,
Sec. 7, T 9S, R 25E, 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 Admin-
istration, 1041 Blue Lakes
Blvd. North, Twin Falls,
Idaho, 83301 on or before
June 7, 1974.

R. KEITH HIGGINSON

Director

Published in the Minidoka
County News on 5-21 and
5-28-74.

No. 85-May 21, 28, 1974

RECEIVED

MAY 30 1974

Department of Water Administration
Sawtooth State Office

August 20, 1975

Re: Permit No. 36-7473

Mr. Lavern Witherspoon
Route 4
Rupert, ID 83350

Dear Mr. Witherspoon:

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

August 6, 1975

Mr. Lavern Witherspoon
Route # 4
Rupert, Idaho 83350

Dear Mr. Witherspoon:

A representative of this Department has made an examination of the works covered by your Permit No. 36-7473 and has found the following:

Quantity of water diverted: 2.67 cfs Source: ground water

Amount of water that can be recognized as beneficially used under
Idaho law: 0.10 cfs

The maximum quantity diverted shall not exceed 20 acre feet per
year.

Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 6) of Sec. 7, Twp. 9 S, Rge. 25 E,
B.M., Minidoka County

Beneficial use: Irrigation of five acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7,
Twp. 9 S, Rge. 25 E, B.M.

Priority date established: May 14, 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, Water Rights

BDF:DR

WELL DRILLER'S REPORT

RECEIVED

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well.

JUN 20, 1975

1. WELL OWNER

Name Lavern Witherspoon
Address Reupert Idaho
Owner's Permit No. 36-7473

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type)
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 16 inches Total depth 84 feet
Casing schedule: ☐ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>250</u> inches	<u>16</u> inches	<u>1</u> feet	<u>41</u> feet
<u>250</u> inches	<u>12</u> inches	<u>38</u> feet	<u>68</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☒ Torch
Size of perforation 14 inches by 6 inches
Number 130 perforations 55 feet 68 feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feetWell screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feetGravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feetSurface seal depth 30 Material used in seal ☐ Cement grout
☐ Pudding clay ☒ Well cuttings
Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing
☐ Overbore to seal depth

6. LOCATION OF WELL

Sketch map location must agree with written location.

36
N
W E
Subdivision Name _____
Lot No. _____ Block No. _____
County Minidoka
SW 1/4 SE 1/4 Sec. 7 T. 9 N/S. R. 20 E/W

7. WATER LEVEL

Department of Water Resources
Static water level 32 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
_____	_____	_____
_____	_____	_____
_____	_____	_____

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
20	0	7	sand		X
20	7	30	sandy clay & gravel		X
16	30	43	gravel & clay	X	
16	43	65	gray lava		X
16	65	68	Black cinders	X	
12	68	84	Black cinders	X	

10.

Work started 7-17-74 finished 7-23-74

11. DRILLERS CERTIFICATION

Firm Name R O Denton & son Firm No. 83
Address Box 364 Paul Idaho Date 26
Signed by (Firm Official) R O Denton
and
(Operator) Rich Williams

RECEIVED

MICROFILMED

6

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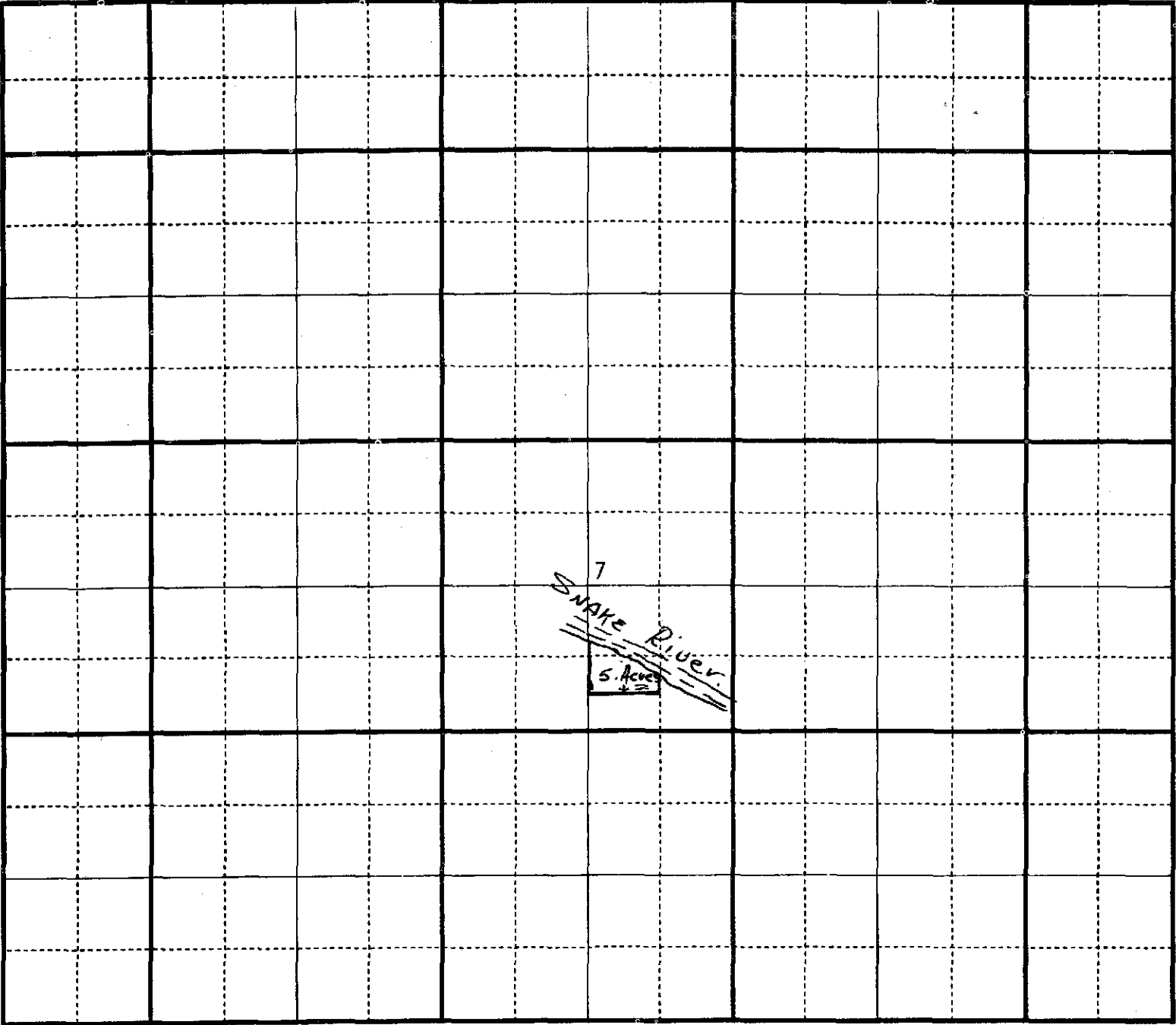


Diagram of System

DATE OF EXAM 5-14-75

ACREAGE
Found 6
Recommended 5

Irrigation Requirement 4 Ac Ft/Ac

USE
Irrigation Q = .10 c.f.s. V = 20 AF/Ann. from March 1 to Nov. 1
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 1200 gal/min = 2.67 c.f.s. Method of measurement Rata-Flow Meter

Total Q recommended .10 c.f.s. Meter No. #743624 Type 8" Condition New

Total V recommended 20 Acre Ft/Ann.

Recommended Amendments:

P.D. ☒
Place of Use ☒
Other ☒
None ☒

MEASUREMENT CALCULATION:

Q = .10 c.f.s. Amount Applied for Meas: 2.67 c.f.s.
V = 20.0 AcFt/Ann. (Irr. Req. 4.0) (5 Acres.)

SYSTEM DESCRIPTION:

General Electric 20 Hp. M-31E280V
Verti-LINE Pump. V74-03608
Open discharge to ditch to convey the water to
its place of use.

REMARKS:

Examiner's Signature Darryl Junderburg Date 5-14-75

Checked by Michael Steele Date 7-7-75

Approved by _____ Date _____

April 30, 1975

Re: Permit No. 36-7473

Lavern Witherspoon
Route #4
Rupert, ID 83350

Dear Ms. Witherspoon:

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

cc: Theodore O. Creason
Attorney at Law

MICROFILMED

Identification No. _____

Permit No. 36-7473

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

APR 28 1975

1. a) Name of Permit Holder Lavern Witherspoon
b) Post Office Address Route # 4, Rupert, Idaho 83350

Department of Water Resources
Southern District Office

2. Permit Number 36-7473

3. Date of Priority that you are prepared to establish 13th June 1974

4. a) Source from which water was appropriated Subterranean

b) Location of the point of diversion: SW ¼ SE ¼, Section 7
Township 9 S, Range 25 E Boise Meridian, Other points of diversion: 200 ft.
west and 100 ft. north of SE corner of above description

5. a) The amount of water and use to which the water has been applied:

Amount 100 gpm for irrigation purposes from Mar 1 to Nov 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 _____ 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: Vern Witherspoon, owner, read the aura meter

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) Pump size 8" - 20 Horsepower, 16" casing, 85'
deep

b) Describe the type and size of measuring device which you have installed at your point of diversion: 8" meter

c) Give well driller's name and address and the date the well was completed: R. O. Denton, P. O.
Box 364, Paul, Idaho, 83347, completed 7-26-74

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

Exam typed 5/1/75 by js

RECORDED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: 6 acres
as shown below

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	25E	7															6		6

Total number of acres irrigated 6

10. Remarks: _____

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

4-25-75

(Date)

Larry W. Thompson
(Signature)

State of IDAHO)

) ss.

County of Minidoka)

On this 25th day of April, 1975, personally appeared before me the signer(x) of the above instrument, who duly acknowledged to me that he (~~she~~) (~~they~~) executed the same.

[Signature]
Notary Public residing at Rupert, Idaho

My commission expires 9-25-77

RECEIVED

APR 22 1975

Department of Water Resources
P.O. BOX 338
Salem, Oregon 97308
(503) 436-4884

CREASON AND CREASON

ATTORNEYS AT LAW
RUPERT, IDAHO 83350

CHARLES H. CREASON
THEODORE O. CREASON

April 25, 1975

State of Idaho
Department of Water Administration
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Re: Proof of Application of Water to Beneficial Use
Lavern Witherspoon - Permit No. 36-7473

Dear Mr. Haynes:

Enclosed please find the Proof of Application of Water to Beneficial Use for Mr. Witherspoon which has been signed and notarized.

Thank you for your cooperation in this matter.

Yours very truly,

CREASON & CREASON



Theodore O. Creason

TOC:jh

Enc: Proof of Application of Water
to Beneficial Use

MICROFILMED

June 13, 1974

Re: Permit No. 36-7473

LaVern Witherspoon
Route 4
Rupert, Idaho 83350

Dear Mr. Witherspoon:

Enclosed is a copy of your approved Application for Permit No. 36-7473 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

36 7473

May 14, 1974

RE: Application No. 36-7473 - LaVern Witherspoon

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

36 7473

Bill submitted 5-30-74 LT

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lavern Witherspoon
Route #4, Rupert, Id.
has on 5014-74 submitted Application No. 36-7473
for a permit to appropriate .12 cubic feet per second ~~and feet per second~~
of water from subterranean waters
by means of pump and short ditch
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T 9S, R 25E, B.M., Minidoka Co.

to be used from Mar. 1 to Nov. 1
for irrigation of 6 acres

within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T 9S, R 25E, 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 Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before June 7, 1974.

R. KEITH HIGGINSON

Director

Published in the Minidoka Co. News
on 5-21 and 5-28-74

36 7473

May 14, 1974

RE: Application No. 36-7473

Mr. Lavern Witherspoon
Route #4, Rupert, Idaho 83350

Dear Mr. Witherspoon:

Enclosed is your Receipt No. 13905 for Check No. 92-282 in the amount of \$10.00 for the above referenced application for permit which was received in this office this date.

Very truly yours,

Lydia L. Tippet
Secretary

enc.

36 7473

CREASON & CREASON

ATTORNEYS AT LAW

RUPERT, IDAHO 83350

H. V. CREASON
C. H. CREASON

BOX 335
436-4704
436-4705

May 13, 1974

RECEIVED

MAY 14 1974

Department of Water Administration
Southern District Office

State of Idaho
Department of Water Administration
Southern District Office
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

Re: Lavern Witherspoon Water Permit Application

Dear Mr. Haynes:

We enclose herewith new water permit signed by Mr. Witherspoon together with his check in the amount of \$10.00 for fees.

Trusting this meets with your approval and thanking you for your consideration in this matter.

Yours very truly

CREASON & CREASON

Theodore O. Creason

Theodore O. Creason
p

TOC:sp

Encls:

36 7473

May 8, 1974

RE: Application for Permit - Lavern Witherspoon

Mr. Theodore O. Creason
Creason & Creason
Attorneys at Law
Box 335
Rupert, Idaho 83350

Dear Mr. Creason:

We are returning the application for permit to appropriate water for Lavern Witherspoon. We have taken the liberty of preparing an application on a newer form.

Under Item 4 of the application, there is no quantity included that we are sending to you. The Department is prohibited from issuing permits for more than one inch per acre or .02 cfs per acre unless it can be shown that an amount in excess of that quantity is needed. For six acres this would be .12 cfs and the filing fee would be \$10.00. If that is satisfactory, please indicate that amount on the application. If for some reason a different amount is requested, the filing fee may change and I have included a schedule of the fees for your convenience.

Please have Mr. Witherspoon sign the application and return it to us at our Twin Falls office and we'll promptly process it.

Very truly yours,

Bob Haynes
Southern District Engineer

BH:lt

enc.

36 7473

RECEIVED

MAY 7 1974

CREASON & CREASON

ATTORNEYS AT LAW

RUPERT, IDAHO 83350

Department of Water Administration
H. V. CREASON
C. H. CREASON

May 2, 1974

RECEIVED

MAY 3 1974

Department of Water Administration
BOX 335
436-4704
436-4705

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. Higginson:

We enclose herewith Application for Permit to appropriate water for Lavern Witherspoon.

Could you please inform us as to what is the filing fee for the same.

Thank you for your assistance.

Yours very truly

CREASON & CREASON

Theodore O. Creason

Theodore O. Creason
p.

TOC:sp

Encl:

36 7473