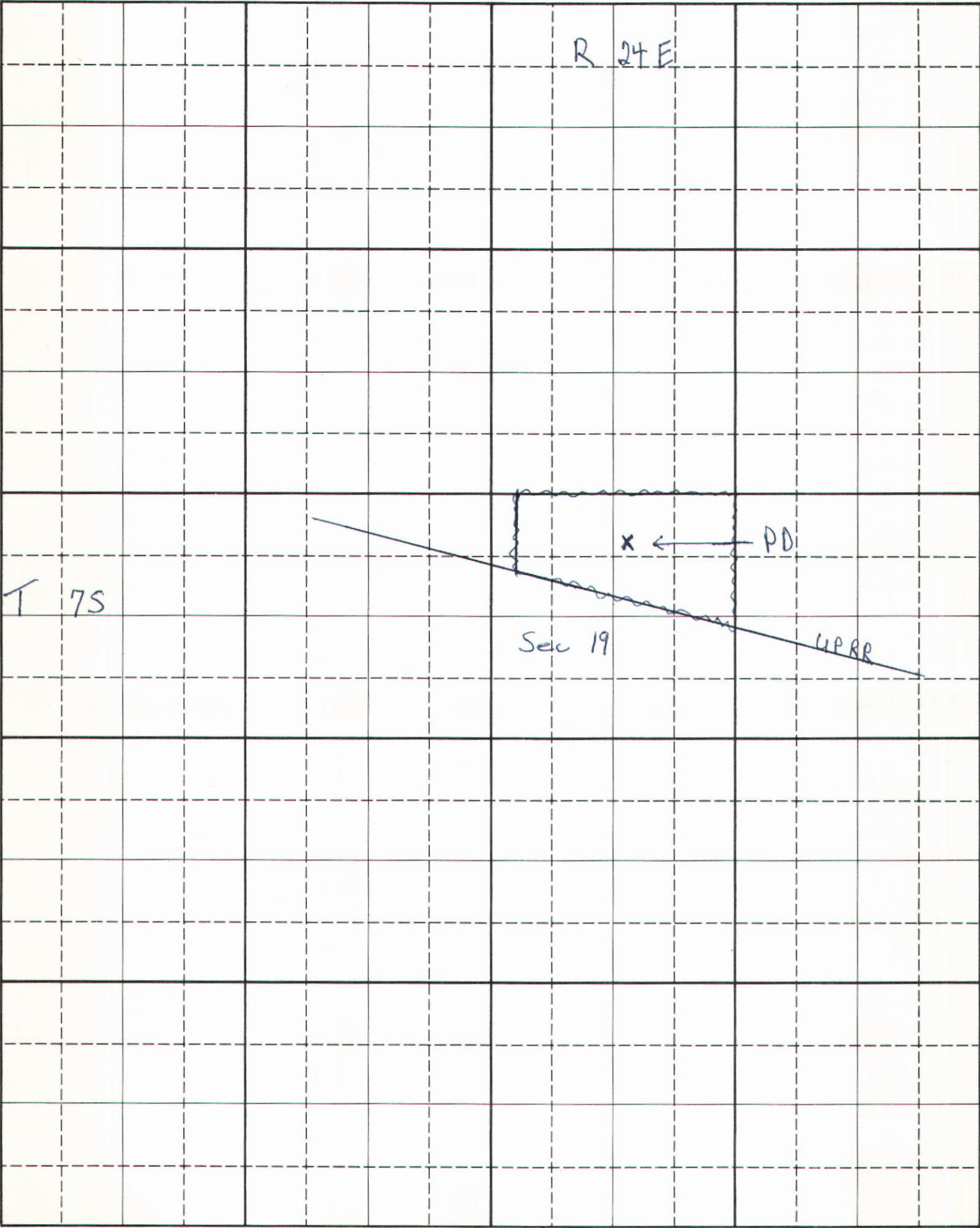


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Raymond L. Commons
(Applicant)

RECEIVED

FEB 14 1973

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 Feb. 6, 1973, and
ending with the issue dated Feb. 13, 1973

Subscribed and sworn to before me this

13th day of Feb, 1973.

Don Hunter Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost _____

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that
Raymond L. Commons, Route
5, Rupert, ID., has on Jan. 31,
1973, submitted Application No.
36-7296 for a permit to appro-
priate 4.0 cubic feet per second
of water from a groundwater
source by means of well, pump,
pipeline, and sprinkler system
within the NW1/4NE1/4, Sec.
19, T. 7S, R. 24E, B.M., Mini-
doka County to be used from Jan.
1 to Dec. 31 for domestic pur-
poses and from April 1 to Nov.
30 for the irrigation of 245 acres
within the NE1/4, NW1/4, NE-
1/4SE1/4, Sec. 19, T. 7S, R.
24E, 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 Boulevard North,
Twin Falls, Idaho, 83301 on or
before March 2, 1973.

R. KEITH HIGGINSON
Director

Published in the Minidoka
County News, Rupert, Idaho,
on Feb. 6 and Feb. 13, 1973.
No. 676 - Feb. 6, 13, 1973

676 7296

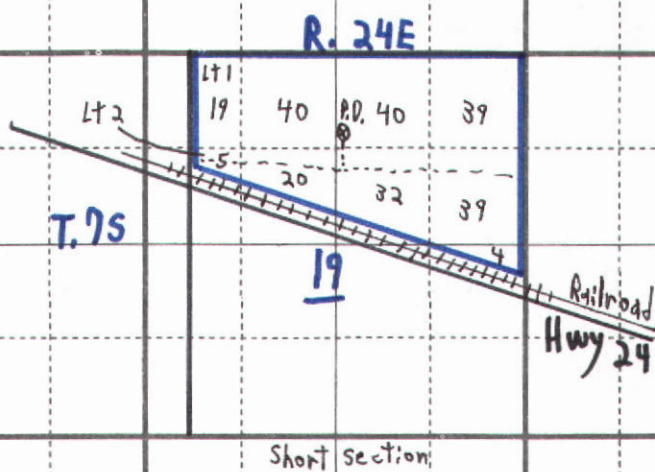


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7296 Priority April 11, 1973 Amount 3.81 cfs

THIS IS TO CERTIFY, that RAYMOND L. COMMONS
of Rupert, Idaho, has complied with the terms and conditions of Permit
No. 36-7296 issued pursuant to Application for Permit dated January 31, 1973,
and has submitted proof to the Department of Water Resources on May 10, 1978,
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 3.81 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
<u>Irrigation</u>	from <u>April 1</u> to <u>November 30</u> at <u>3.81</u> cfs and <u>952</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 3.81 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
952 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Twp. 7S,
Rge. 24E, 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 $\frac{1}{4}$				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 $\frac{1}{4}$
7S	24E	19	39	40	32	39	40	19	5	20								238

Total number of acres irrigated 238

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 17 day of
March, 19 81.

Director

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 36-7296
IN THE NAME OF RAYMOND L. COMMONS

ORDER OF REINSTATEMENT

WHEREAS, on January 31, 1973, Raymond L. Commons filed with the Department of Water Resources an application for permit to appropriate 4 cubic feet per second of water from a groundwater source to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Twp. 7S, Rge. 24E, Minidoka County to be used for irrigation and domestic purposes; and,

WHEREAS, on March 7, 1973, the Department approved said application and issued Permit No. 36-7296 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before March 1, 1978; and,

WHEREAS, on December 30, 1977, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on March 14, 1978, the Department notified the permit holder that Permit No. 36-7296 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on May 10, 1978.

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 36-7296 be REINSTATED and the priority advanced to April 11, 1973.

Dated this 30th day of May, 1978.

L. Glen Saxton
L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

Identification No. _____

Application No. 36-7296

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Raymond L. Commons Phone 436-6050
post office address Route # 5 Rupert, Idaho 83350
2. Source of water supply Underground which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 19 Township 7S
Range 24E B.M. Minidoka County; additional points of diversion if any: _____

- 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 4.00 for Irrigation purpose from April 1 to Nov 30 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for Domestic purpose from Jan 1 to Dec 31 (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 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Water will be pumped from wells by electric motor driven pumps up to 200HP each and conveyed by pipe lines to fields and applied by 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 _____ (Mo. Day) to _____ (Mo. Day) inclusive.
- c. Proposed well diameter is 20 inches; proposed depth of well is 400 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 \$ 35,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 19 Township 7S
Range 24E 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 1,000 Head Feeder Cattle

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 4.
(5) If water is to be used for other purposes describe: _____

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

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 $\frac{1}{4}$	
7 S	24 E	19	40	40	35	40	40	21	6	19					4				245

Total number of acres to be irrigated 245

c. Describe any other water rights used for the same purposes as described above.

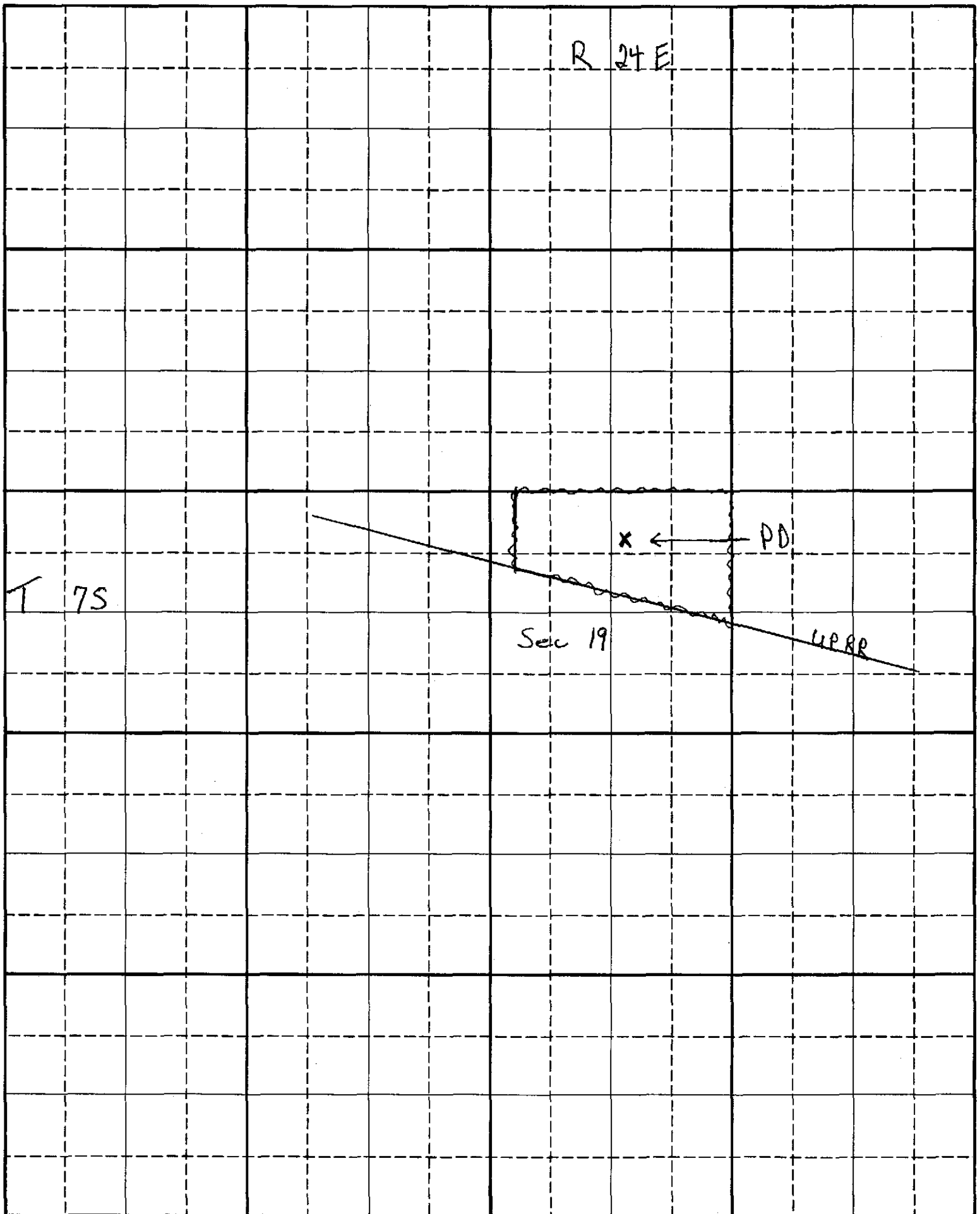
9. a. Who owns the property at the point of diversion Applicant

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.



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.

Raymond L. Commons
(Applicant)

36 72

Received by alu Date 1-31-73 Time 3:40 pmPreliminary check by RUN Fee \$55⁰⁰Receipted by alu Date 1-31-73 # 9544RUN Publication prepared by alw Date 2-1-73Published in Minidoka County News, Rupert, IDPublication dates 2-13 & 2-20-73Publication approved alw Date 2-14-73Priority ~~reduced~~ to 1-31-73 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by D

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. 36-7296, 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 78.
- 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 7th day of March, 19 73.

P. Karl Higgins
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)			Application No. <u>36-7296</u> Name <u>Raymond L. Commons</u>
(2)	<u>RSC</u>	<u>2-1-73</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/L ☒ Place of Use ☒ Map ☒ Fee
(3)			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.
(5)	<u>RSC</u>	<u>2-1-73</u>	In form for advertising _____
(6)	<u>alw</u>	<u>2-14-73</u>	Affidavit of Publication received _____
(7)			Final date for protests <u>Mar 2, 1973</u> Protests received: yes _____ no ☒
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)			Critical groundwater area: yes _____ no ☒
(11)			Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>GW Levels 1972</u> ☐ Increasing (comment) _____
(12)			Comments: _____
(13)			Action recommended: ☒ Approve Priority <u>1-31-73</u> ☐ Deny Reason for Reduction _____ ☒ See attached sheet for conditions of approval No conditions for approval
(14)			District <u>Southern</u> By <u>Bob Harper</u> Date <u>3-2-73</u> Title <u>Director</u>

RECOMMENDED

CONDITIONS OF APPROVAL

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

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.

☐ The proposed well shall not be drilled within _____ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: _____

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 Feb. 6, 1973, and
ending with the issue dated Feb. 13, 1973

Subscribed and sworn to before me this

13th day of Feb, 1973.

John Hunter Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost _____

Notice is hereby given that
Raymond L. Commons, Route
5, Rupert, ID., has on Jan. 31,
1973, submitted Application No.
36-7296 for a permit to appro-
priate water from a groundwater
source by means of well, pump,
piping, and control system
within the NW1/4, NE1/4, Sec.
19, T. 7S, R. 24E, B.M., Mini-
doka County to be used from Jan.
1 to Dec. 31 for domestic pur-
poses and from April 1 to Nov.
30 for the irrigation of 245 acres
within the NE1/4, NW1/4, NE-
1/4SE1/4, Sec. 19, T. 7S, R.
24E, 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, 2041
Blue Lakes Boulevard, Boise,
Twin Falls, Idaho 83725, prior
to March 2, 1973.

R. KATE HIGGINS

Director

Published in the Minidoka
County News, Rupert, Idaho,
on Feb. 6 and Feb. 13, 1973.
No. 36-7296-2

36-7296



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 1999

RECEIVED

OCT 07 1999

Department of Water Resources
Southern Region

RECEIVED

DEC 8 1999

Department of Water Resources

RAYMOND L COMMONS
422 N 82 LANE WEST
RUPERT ID 83350

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim No. ~~A36-13458~~, ~~A36-13459~~, ~~A36-02633~~, ~~A36-02164A~~,
~~A36-02164B~~, ~~A36-13452~~, ~~A36-13450~~, ~~A3607646~~, ~~A36-07296~~, ~~A36-13456~~
Change of Address

Dear Claimants:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water rights can be sent only to the address on your water rights or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it in the enclosed self-addressed envelope. Make corrections to your name and address if necessary before returning this letter. Please return this letter by. If your mail delivery address changes in any form, please contact us in writing so we can update our records.

Sincerely,

Cheryl E. Timm
SRBA Records Clerk

~~2000-09-09 SR 2 updated - KJ~~

CT:ct

The address is correct as shown above or as otherwise changed.

Claimant Signature

data entered 10/14/99. CT
AJ only - CT



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 20, 1981

Raymond L. Commons
Rt. 5
Rupert, Idaho 83350

Dear Mr. Commons,

RE: License No. 36-7296

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr
Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

February 19, 1981

Raymond L. Commons
Rt. 5
Rupert, Idaho 83350

Dear Mr. Commons,

A representative of this Department has made an examination of the works covered by your Permit No. 36-7296, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 3.81 cfs Source: groundwater

The maximum quantity diverted shall not exceed 952 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Twp. 7S, Rge. 24E, B.M.

Beneficial use: Irrigation of 238 acres within the NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19,
Twp. 7S, Rge. 24E.

Priority date established: April 11, 1973

Conditions (if any):

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,

JIM JOHNSON
Water Distribution Supervisor

MICROFILMED

JUN 9 1978

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder
Department of Water Resources
Southern District Office
Office address

Raymond S. Commons
Route 5, Rupert, Id Phone 436-6050

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 4.0 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from Apr 1 to Nov 30
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 4.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 75 N/S, Range 24E E/W, B.M., Section 19, Subdivision NW 1/4 NE 1/4 Minidoka
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: 16" x 430' well, 200 HP pump, wheel lines & hand lines, portable main line

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

245

Permit No. 36-72910
Examination for b/u

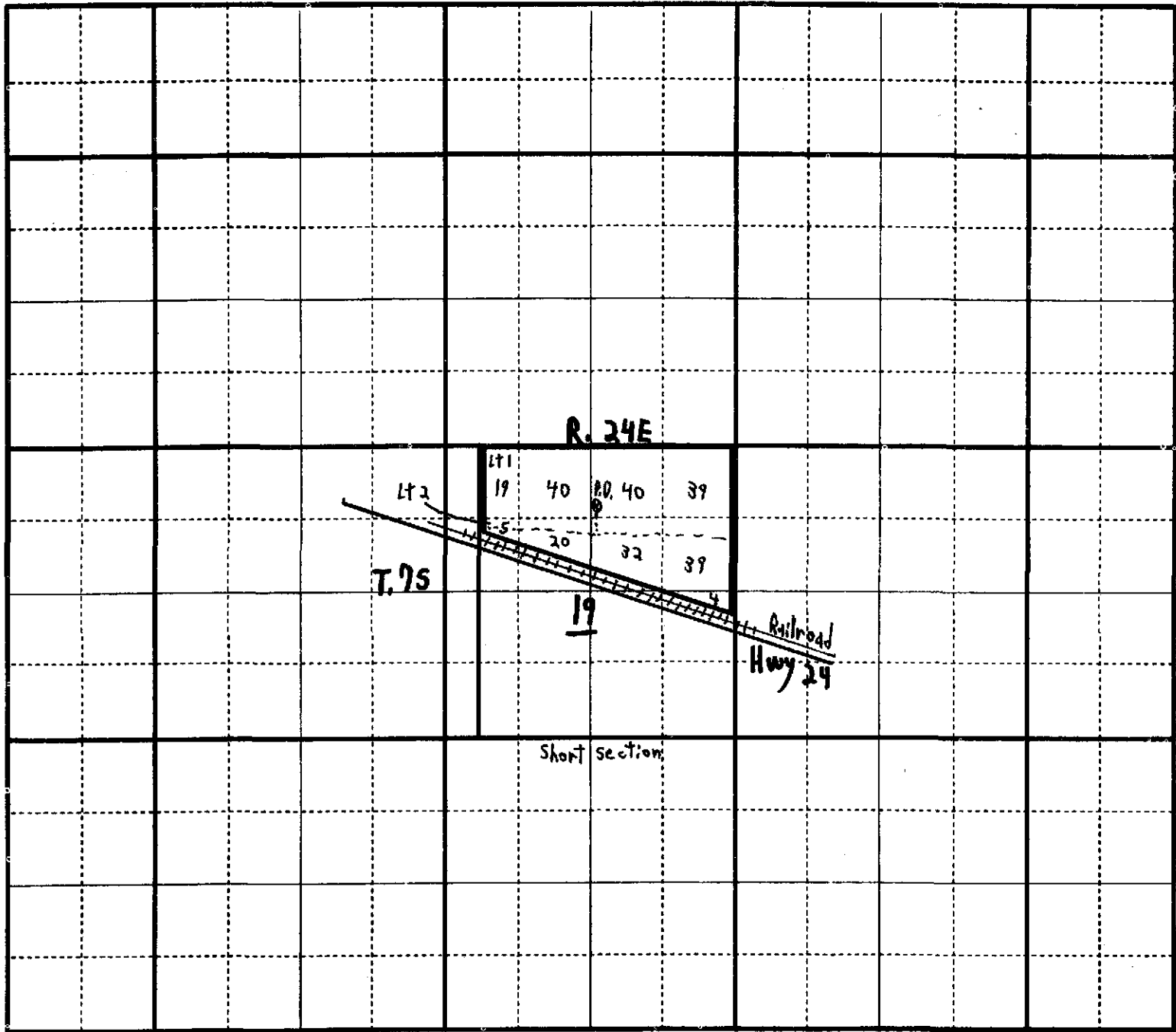


Diagram of System

DATE OF EXAM August 17, 1979

ACREAGE
Found 238 ✓
Recommended 238 ✓

Irrigation Requirement 4.0 ✓ Ac Ft/Ac

USE
Irrigation Q= 3.81 c.f.s. V= 952.0 AF/Ann. from Apr 1 to Nov 30
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 X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

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 3.81 cfs Method of measurement Annubar 10.020"

Total Q recommended 3.81 cfs Meter No. 191149 Type - Condition Good

Total V recommended 952.0 AF/Annum

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None XX

MEASUREMENT CALCULATION:

Measured 17" pressure in 10.375" ID pipe: $10.375^2 \times 3.85 \times 17 / 448.8 \text{ gpm/cfs} = 3.81 \text{ cfs}$ ✓
Volume = $238 \text{ ac} \times 4.0 \text{ AF/Ac/Ann} = 952.0 \text{ AF/Annum}$ ✓
 $V = 3.81 \times 1.9835 \times 198 \text{ days} = 1496.3$

SYSTEM DESCRIPTION:

Well, pump, U. S. Motors Vertical motor 200 hp ID #CC1010283, 10 3/8" ID mainline to hand lines and wheel lines.

REMARKS:

Ray Commons was present during field exam. Wheat was being irrigated (all ground was planted in wheat).

No mention of Dam. Assume non-existent DCT 3/16/81

Examiner's Signature J E Stanton Date 8-20-79

Checked by Allen D Merrill Date 8-24-79

Approved by Relyn Date 2/19/81

No Overlapping rights

June 6, 1978

Re: Permit No. 36-7296

Mr. Raymond L. Commons
Route 5
Rupert, ID 83350

Dear Mr. Commons:

Enclosed is a copy of the order reinstating the above referenced permit and advancing your priority to April 11, 1973.

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 just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Twin Falls.

Sincerely,

JANICE RENK
Water Rights

MICROFILMED

RECEIVED

MAY 10 1978

Department of Water Resources
Southern District Office

Identification No. _____

Permit No. 36-7296STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESPROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Raymond L. Commons
b) Post Office Address Route 5, Rupert, Idaho
2. Permit Number 36-7296
3. Date of Priority that you are prepared to establish January 31, 1973
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19
Township 7S, Range 24E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 4.0 cfs for irrigation purposes from Apr 1 to Nov 30 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 4.0 cfs cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: amount applied for
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) 16" X 430' well, 200 hp pump, wheel lines and hand lines, portable main line.
b) Describe the type and size of measuring device which you have installed at your point of diversion: in-line flow meter
c) Give well driller's name and address and the date the well was completed: Applicant is a licensed driller, and drilled his own well, completed May 1973.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 6-6-78



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2215

R. Keith Higginson
Director

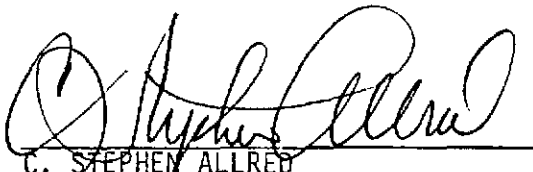
March 14, 1978

Raymond L. Commons
Route 5
Rupert, Idaho 83350

Dear Mr. Commons:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 36-7296 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated December 30, 1977.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.



C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

December 30, 1977

CERTIFIED MAIL

138242

Re: Permit No. 36-7296

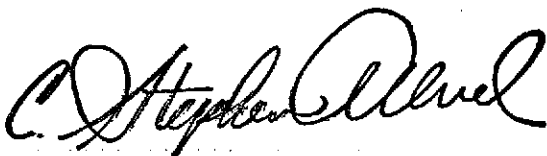
Raymond L. Commons
Route 5
Rupert, Idaho 83350

Dear Mr. Commons:

One of the conditions of approval of your water Permit No. 36-7296 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before March 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

RECEIVED

C
March 7, 1973

Re. Permit No.: 36-7296

O
Raymond L. Commons
Route 5
Rupert, Idaho 83350

Dear Mr. Commons:

P
Enclosed is a copy of your approved Application for Permit No. 36-7296 . 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.

Y
Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

36-7296

February 1, 1973

Re: Application Nos. 3547294 - Ray H. Lindauer
3547295 - Raymond L. Commons
35-7297 - Magic Valley Foods, Inc.

Minidoka County News
625 Fremont Ave.
Rupert, ID 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.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Bill submitted 2-14-73 by glw

Enc: Legal Notices (3)

35 7296

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Raymond L. Commons,

Route 5, Rupert, ID

has on Jan. 31, 1973 submitted Application No. 26-7296

for a permit to appropriate 4.0 cubic feet per second ~~acres feet per annum~~
of water from a groundwater source

by means of well, pump, pipeline, and sprinkler system

within the NW¹NE¹, Sec. 19, T. 7S, R. 24E, B.M., Minidoka County

to be used from Jan. 1 to Dec. 31 for domestic purposes and from April 1 to
~~Nov.~~ Nov. 30 for the irrigation of 245 acres

within the NE¹, NW¹, NE¹SE¹, Sec. 19, T. 7S, R. 24E, 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 Boulevard North, Twin Falls, Idaho, 83301
on or before March 2, 1973.

R. KEITH HIGGINSON

Director

Published in the Minidoka County News, Rupert, ID

on Feb. 13 and Feb. 20, 1973

January 31, 1973

Re: Application No. 36-7296 - Raymond L. Commons

Raymond L. Commons
Route 5
Rupert, ID 83350

Dear Mr. Commons:

Attached is your Receipt No. 9544 for \$55.00 for the above referenced Application for Permit which was received in this office under the above date.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.