

Show 40-acre subdivisions, townships, ranges and ditches.

A hand-drawn map on a grid. The grid is composed of solid lines forming a 10x10 grid of squares, with dashed lines forming a 20x20 grid of smaller squares. The map includes the following labels and features:

- TWP. 75**: Written in the lower-left quadrant, spanning approximately from column 2 to column 4 and row 12 to row 14.
- RGE 13E**: Written in the upper-middle section, spanning approximately from column 5 to column 7 and row 8 to row 10.
- 15**: Written in the center, spanning approximately from column 4 to column 5 and row 11 to row 13.
- Pond**: A small squiggle representing a pond is located at approximately column 4, row 12. The word "Pond" is written next to it, oriented vertically.
- P.D.**: Written in the upper-right quadrant, spanning approximately from column 7 to column 8 and row 7 to row 9.

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

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

Signed at Way M Cook, this 17 day of January, 19 78
Dean Cook Foster Falls add.
(Signature)

Preliminary check by af Fee = \$20.00

Received by map Date Jan 10, 1979
#12667

Publication prepared by _____ Date _____

Published in _____

Publication dates

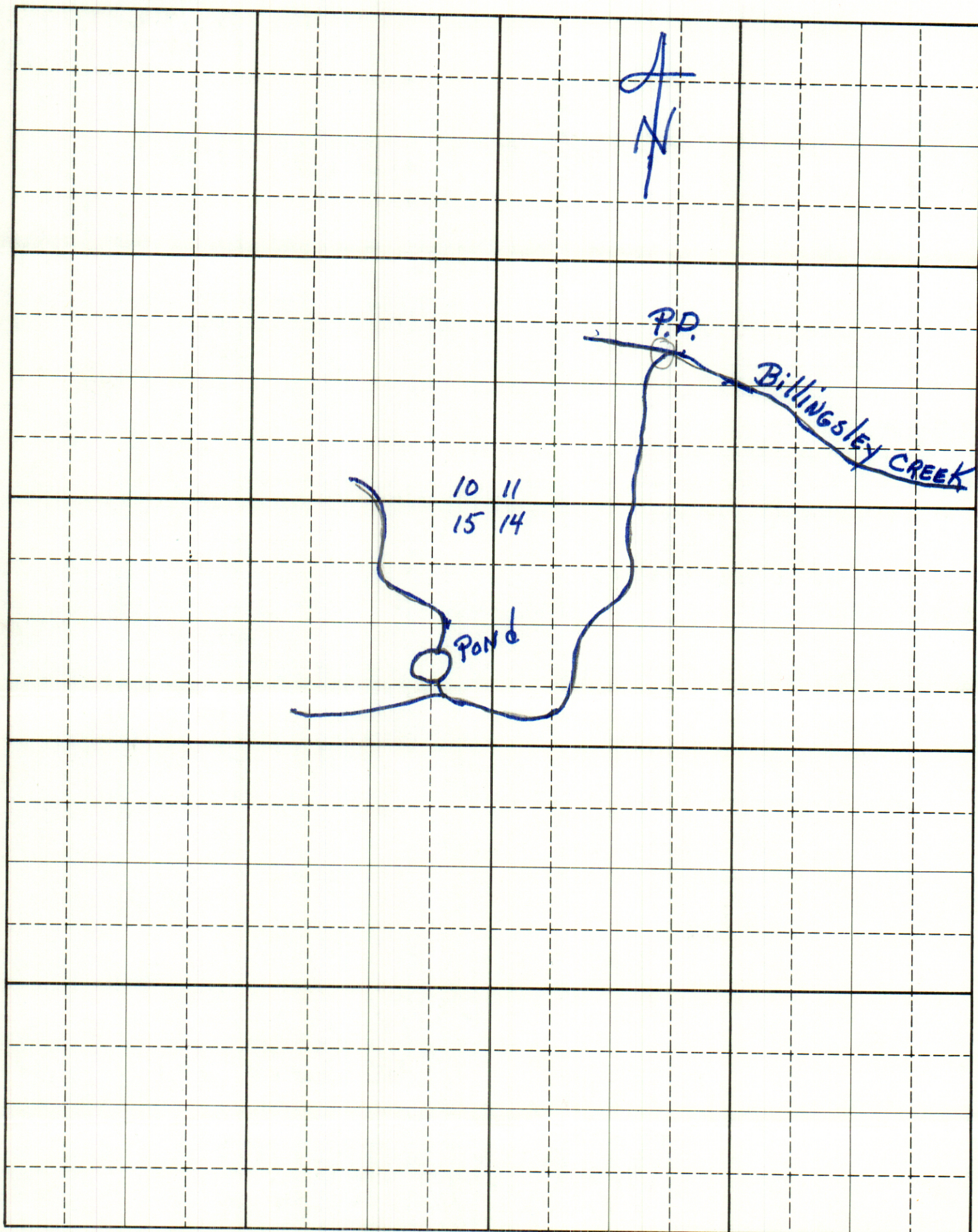
I, C. STEPHEN ALLRED, Director of the Department of Water Resources hereby

APPROVE the above Application for Amendment for Permit No. 36-7233.

Witness my hand this 31 day of January

Alphonse M. ...
Director

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.

Way M Cook
(Applicant)
Dean Cook

36 7233

Affidavit of Publication

RECEIVED

State of Idaho, }
County of Gooding } ss.

MAY 5 1972

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

was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the

first publication of said advertisement was on the 27 day

of April, 1972, and the date of the last publication

was on the 4 day of May, 1972

Mary Ann Hagen
Subscribed and sworn to before me this 4

day of May, 1972
(SEAL)

Andrew C. Belcher
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....

Number of Insertions

..... Lines at 14¢

..... Lines at 10¢

TOTAL COST.....

36 7233

COPY OF NOTICE

Title of Notice

Water Permit
Title of Notice

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Vay M. Cook &/or Jean Cook, Route No. 1, Hagerman, Idaho have on April 17, 1972 submitted Application No. 36-7233 for a permit to appropriate 9.2 cubic feet per second of water from Billingsley Creek, tributary of the Snake River by means of headgates and ditches within the SW 1/4 NE 1/4, Sec. 11, T. 7S, R. 13E, B.M., Gooding County to be used from Jan. 1 to Dec. 31 for fish propagation purposes within the NE 1/4 SE 1/4, Sec. 15, T. 7S, R. 13E, 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, Statehouse, Boise, Idaho, 83707, on or before May 15, 1972.

R. KEITH HIGGINSON
Director

4-27-2tc

PUBLICATION RATES:

(Idaho Code, (Rev. Statutes) 1956
7 pt. per line, straight14c
7 pt. per line, tabular20c
7 pt. per line, successive
insertions.....10c
6 pt. per line, straight15c
6 pt. per line, tabular20c
6 pt. per line, successive
insertions.....10c

No 1487

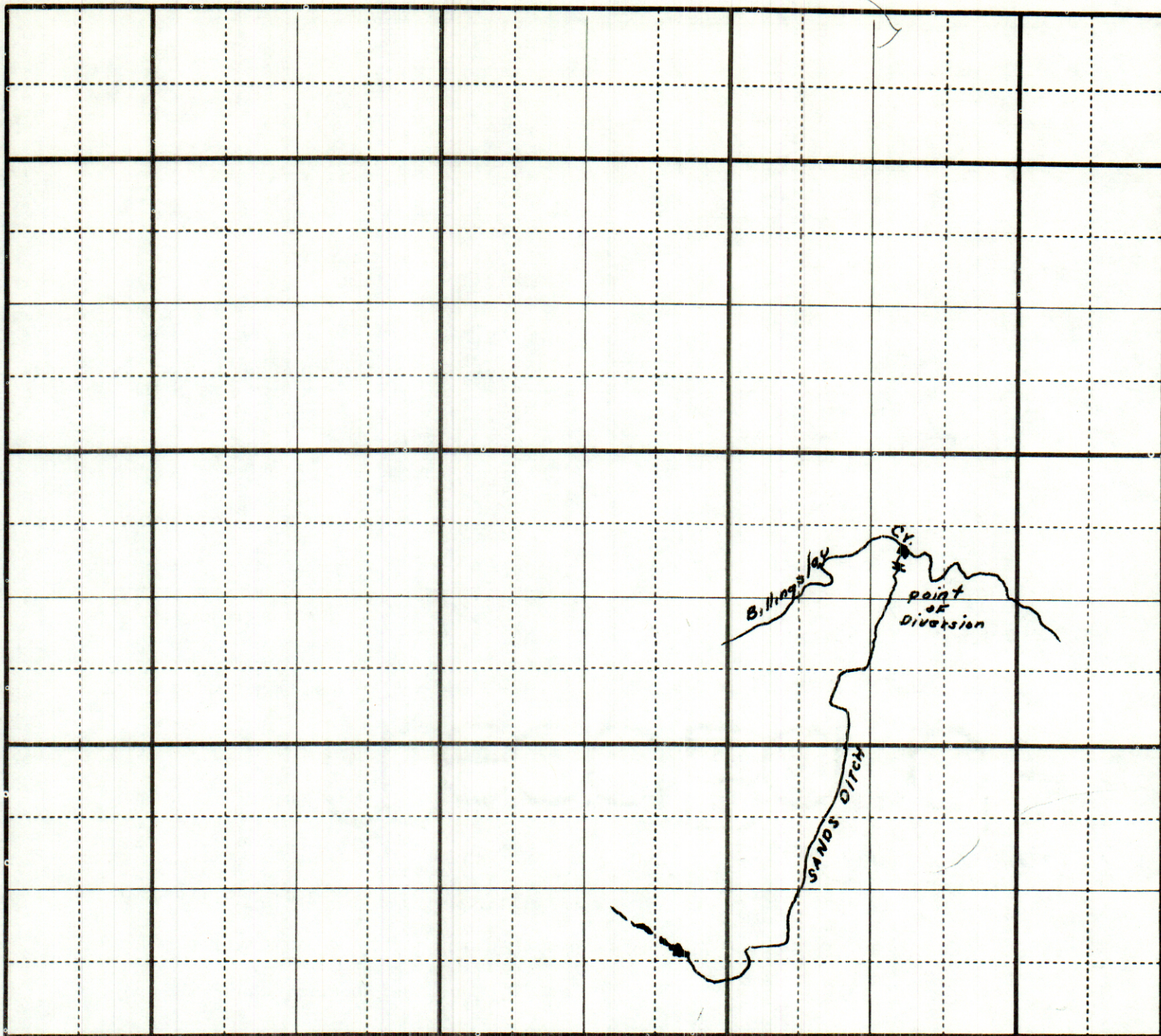
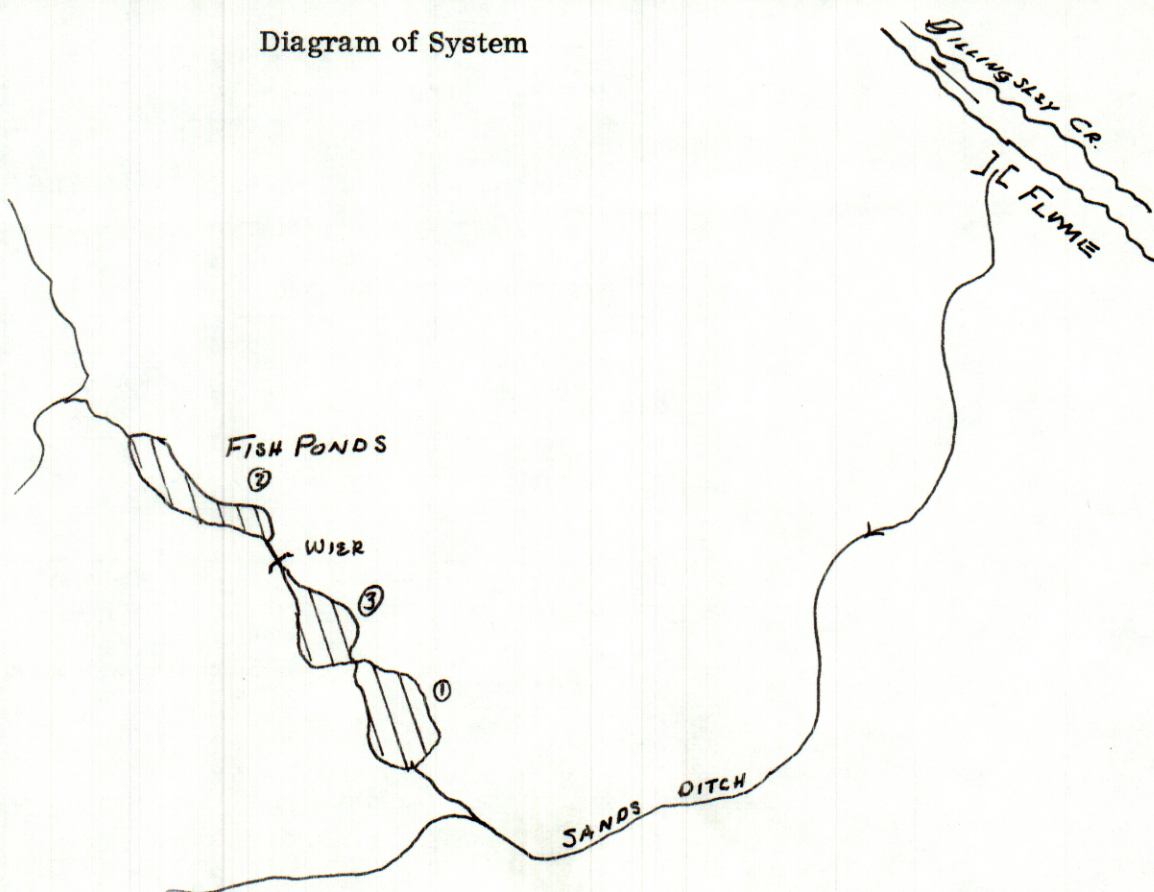
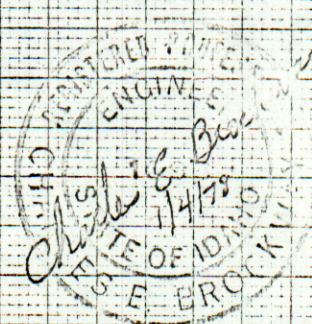
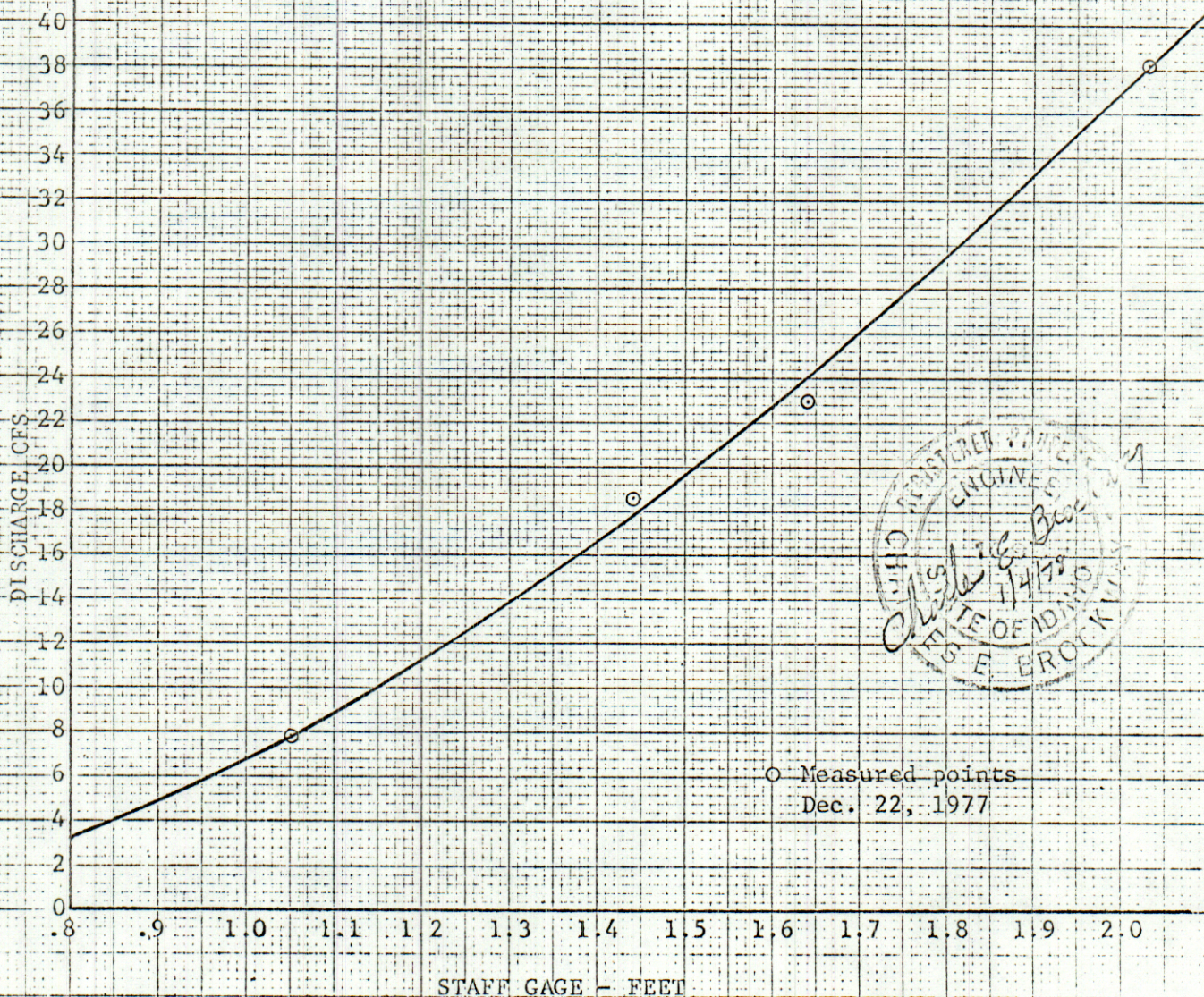


Diagram of System

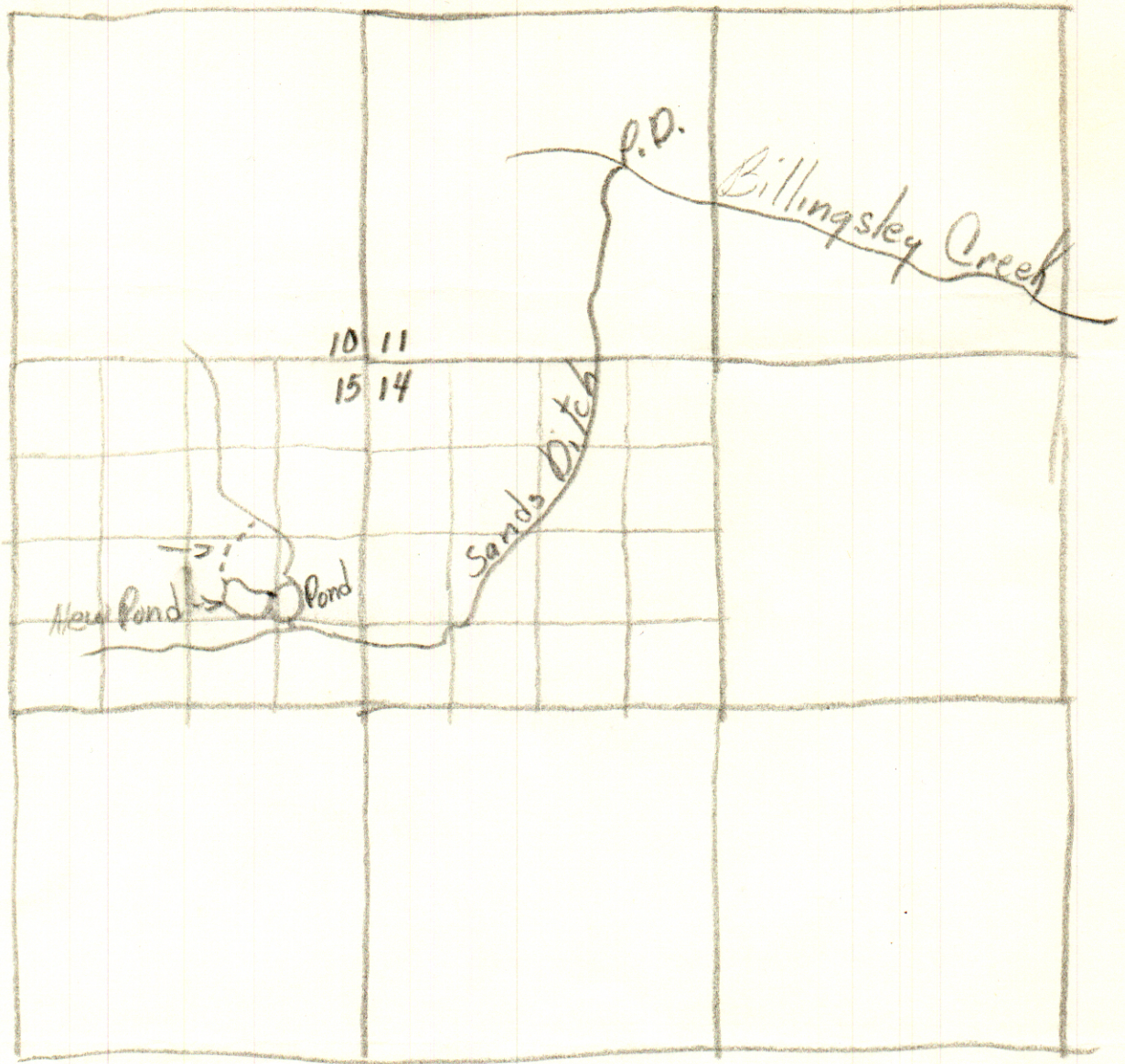


SANDS DITCH FLUME
SANDS DITCH WATER USERS ASSOCIATION



N.

W.



S.

Same headgate from Sands Ditch
goes thru present pond into new
pond about 4acre size -

Begin work in June - finish
by Nov.

Pond - Application.
Permit - 36

New Pond - Application
Permit - 36

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7233 Priority April 17, 1972 Amount 9.2 cfs

THIS IS TO CERTIFY, that VAY M. &/or JEAN COOK
of Hagerman, Idaho, has complied with the terms and conditions of Permit
No. 36-7233 issued pursuant to Application for Permit dated April 17, 1972,
and has submitted proof to the Department of Water Resources on April 26, 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 26.0 cfs of water from Billingsley Creek,
tributary to Snake River, 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
Fish Propagation	from <u>January 1</u> to <u>December 31</u>	at <u>9.2</u> cfs and	<u>N/A</u>
	from _____ to _____	cfs and	
	from _____ to _____	at _____ cfs and	
	(both dates inclusive)		

Subject, however, to the condition that no more than 9.2 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
N/A acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Twp. 7S,
Rge. 13E, B. M. in the County of Gooding

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 $\frac{1}{4}$	
7S	13E	15													X	X			

Total number of acres irrigated _____

CONDITION:

A measuring device of a type approved by the Department shall be maintained
at the point of diversion only.

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 31 day of
January, 19 79.

Director

MICROFILMED

LICENSING AMENDMENT

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 17 1980

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources
Southern District Office

To change the point of diversion and/or the place of use.

APPROVED

Comes now Vay M. &/or Jean Cook

of (address) Rte. 1, Hagerman, Idaho, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 36-7233, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NO CHANGE $\frac{1}{4}$ $\frac{1}{4}$, Section _____, Township _____, Range _____, B.M.,
County of _____. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	13E	15													X	X			

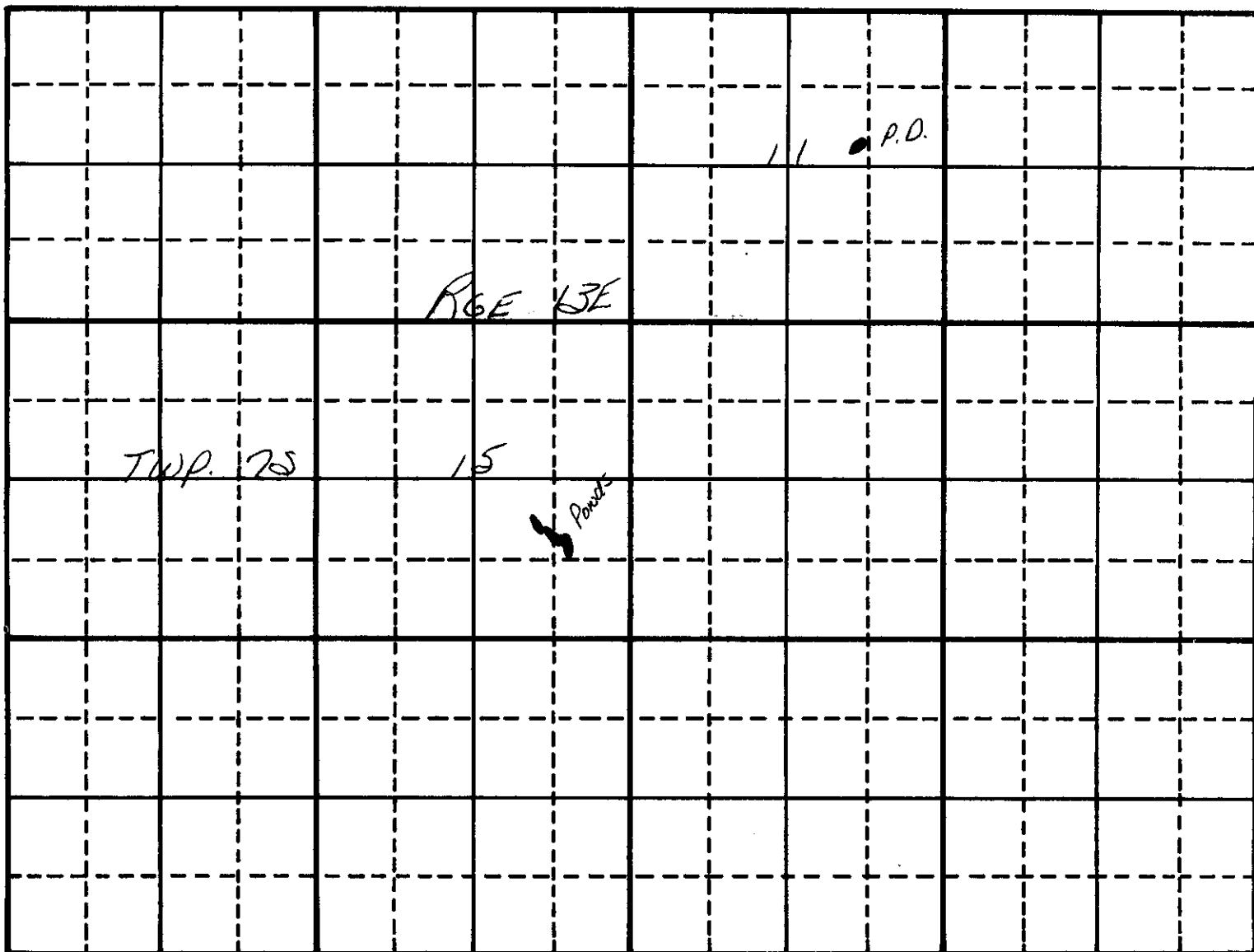
Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? Mr Dick Pope
b. Who owns the land to be irrigated or the 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: right away of the ditch
since 1890

MICROFILMED

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signature Loy M Cook, this 17 day of January, 19 78
Signed at San Cook Fulton Falls Sda
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by GF Fee = \$20.00 Received by mmp Date Jan 18, 1979
Publication prepared by _____ Date _____ Published in _____
Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, C. STEPHEN ALLRED, Director of the Department of Water Resources hereby
APPROVE the above Application for Amendment for Permit No. 36-7233.

Witness my hand this 31 day of January

C. Stephen Allred
Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING	)	
DEVICE REQUIREMENT FOR PERMIT NO. 36-7233	)	
IN THE NAME OF VAY AND/OR JEAN COOK	)	ORDER

WHEREAS, on April 17, 1972, Vay M. and/or Jean Cook applied to the Department of Water Resources for a permit to appropriate 9.20 cubic feet per second of water from Billingsley Creek to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Twp. 7S, Rce. 13E, B.M., Gooding County, to be used for fish propagation purposes; and,

WHEREAS, on July 21, 1972, the Department approved said application and issued Permit No. 36-7233 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1977 and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, proof of beneficial use of water was received by the Department on April 26, 1978; and,

WHEREAS, on April 26, 1978, the Department received a request from the permit holder for the removal of the measuring device requirement at the outlet works; and,

WHEREAS, it has been determined by the Department that the permit holder has shown just cause to relieve the measuring device requirement at the outlet works;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval of Permit No. 36-7233 that a measuring device be installed at the outlet works is REMOVED. The permit holder should be aware, however, that the Department will require a measuring device be installed and maintained at the inlet works.

Dated this 4th day of January, 1979.


L. GLEN SAXTON

Chief, Operations Bureau

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR EXTENSION OF TIME

State of Idaho)
County of Twin Falls)

Permit No. 36-7233

Vay M. and/or Jean Cook of Route #1, Hagerman, Idaho
(name) (address)

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

That he is the holder, or the duly authorized agent of the holder *, of Permit to Appropriate the Public Waters of the State of Idaho No. 36-7233.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before July 1,, 19 77.

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

Three headgates and measuring device at point of diversion have been installed.

Ditch to pond has been improved. Sink holes have been stopped off. Road

access to feed and harvest fish has been installed.

Costing \$ 6,000.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Extra time has been required to plug sink holes in
pond. Dam fill needs to be repaired and a drain pipe installed in pond.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to July 1,, 19 79.

Jean Cook
(signature) *

Subscribed and sworn before me this 16th day of May, 19 77.

seal

[Signature]
Notary Public residing at

Twin Falls, Idaho

My commission expires 2-22-81

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use of water be extended
to July 1, 1979.

Witness my hand this 20th day of May, 19 77.

Bobby D. Fleenor
BOBBY D. FLEENOR
Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

Identification No. 36-7233
Application No. _____

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 VAY M. COOK AND OR DEAN COOK
post office address RT. #1 HAGERMAN, Idaho
2. Source of water supply BILLINGLEY CREEK which is a tributary of SNAKE RIVER
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 11 Township 7S
Range 13E B.M. Gooding County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into SNAKE RIVER at a point in _____ $\frac{1}{4}$
of lot 2 $\frac{1}{4}$ of Section 15 Township 7S Range 13E B.M. _____
4. Water will be used for the following purposes:
Amount 9.2 for FISH PROP 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)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 9.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. HEAD GATES AND ditches
TO THE PONDS

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 1,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township 7S
Range 13E 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: RAISE APPROXIMATELY
40,000 lbs of TROUT

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	

Total number of acres to be irrigated _____

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

PERMIT # 36-7172

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

DICK POPE

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

APPLICANT

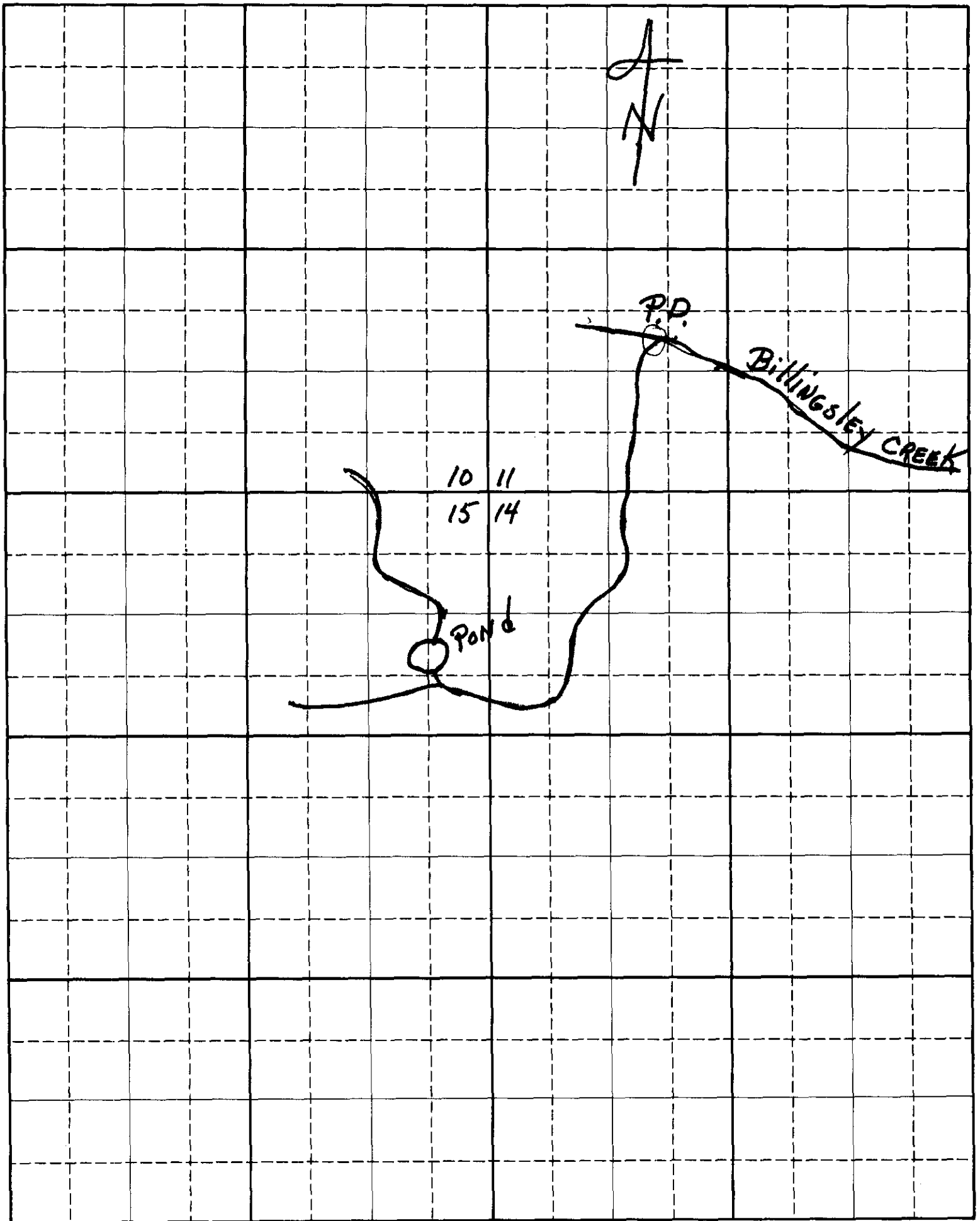
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

FILING MADE TO SUPPLEMENT FILING

NO. # 36-7172 TO BE USED IN AN APPROXIMATELY
4 ACRE POND. THIS WATER IS USED FOR
IRRIGATION DURING THE IRRIGATION SEASON
AFTER LEAVING THE PONDS UNDER DECREED
RIGHTS NO. # 36-0099 AND NO. # 36-0100.

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.

36 7233

(Applicant)

L. M. Cook
Jean Cook

36 7233

Received by WJ Date 4-17-72 Time 10:00 A
Preliminary check by D Fee \$ 115.00
Receipted by WJ Date 4-17-72
Publication prepared by CR Date 4-21-72
Published in GOODING COUNTY LEADER
Publication dates 4-27 + 5-4-72
Publication approved CR Date 5-10-72
Priority ~~reduced~~ to 4/17/72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DDF

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. 36-7233, 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 77.
- c. Other: 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.

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

Witness my hand this 21 day of July 1972.

R. Keith Higin
Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 36-7233 Name Vay M. Cook and/or Jean Cook

Source Billingsley Creek, tributary of Snake River

Point of Diversion SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, T. 7S, R. 13E, B.M., Gooding County

Quantity 9.2 c.f. Use Fish Prop. Period Jan. 1 to Dec. 31

Quantity Use Period

Quantity Use Period

Well Size Diameter Proposed Depth Feet

Use

Date Forwarded Date Returned Received by

COMMENTS:

RECOMMENDED:

Applied: Qty. 92 c.f. Use Fish Prop Period 1-1 12-31 AF/A AF 6650

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved ☒

Denied

Conditions of approval or reason for denial: Adequate measuring device and subject to prior rights

By Bob Faynes Title Dist Eng

Date 6-22-72

Affidavit of Publication

RECEIVED

State of Idaho,
County of Gooding

ss.

MAY 5 1972

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

was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the

first publication of said advertisement was on the 27 day

of April, 1972, and the date of the last publication

was on the 4 day of May, 1972

Subscribed and sworn to before me this 4

day of May, 1972

(SEAL)

Andrey C. Belsher
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....

Number of Insertions

Lines at 14¢

Lines at 10¢

TOTAL COST.....

36 7233

COPY OF NOTICE

Title of Notice

Water Permit
Title of Notice

Vay M. Cook, Jr. and Jean Cook, Books, No. 1, Gooding, Idaho have on April 27, 1972 submitted Application No. 10000 for a permit to appropriate 0.2 cubic feet per second of water from Blaine Creek, tributary of the Snake River by means of navigation and ditching within the SW 1/4 Sec. 11, T. 18, R. 12E, S. 12E, Gooding County to be used from Dec. 1 to Dec. 31 for fish propagation purposes within the NE 1/4 Sec. 18, T. 18, R. 12E, S. 12E.

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, Boise, Idaho, prior to or before May 15, 1972.

D. MURPHY, Director

Idaho Department of Water Administration

Boise, Idaho

May 15, 1972

PUBLICATION RATES:

(Idaho Code, (Rev. Statutes) 1956	
7 pt. per line, straight	14c
7 pt. per line, tabular	20c
7 pt. per line, successive insertions	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive insertions	10c

No 1487

February 1, 1979

Re: Permit No.'s 36-7172 & 36-7233

Vay M. &/or Jean Cook
Route #1
Hagerman, Idaho 83332

Dear Mr. or Mrs. Cook:

Enclosed herewith are copies of the water right licenses issued on the above referenced permits along with copies of the approved applications for amendment for these permits.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enc: 2

MICROFILMED

January 11, 1979

Re: Permit No.'s 36-7172 & 36-7233

Vay M. &/or Jean Cook
Route #1
Hagerman, Idaho 83332

Dear Mr. or Mrs. Cook:

Enclosed is an Order which removes the measuring device requirement at the point of effluent discharge. Please note a measuring device is still required at the point of diversion.

A representative of this Department made an examination of the works covered by your Permit No. 36-7172 on April 4, 1978 and on No. 36-7233 on May 24, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho Law: 4.0 cfs for No. 36-7172 and 9.2 cfs for No. 36-7233. Source: Billingsley Creek for both.

The maximum quantity diverted shall not exceed 1.9 acre feet per year for No. 36-7172 and N/A for No. 7233.

Point of diversion for both Permits is in the SW 1/4 NE 1/4, Sec. 11, Twp. 7S, Rge. 13E, B. M.

Beneficial use: 36-7172 - Fish propagation, Domestic, and stockwater within the NE 1/4 SE 1/4, Sec. 15, Twp 7S, Rge. 13E, B. M., and 36-7233 - Fish propagation within the NE 1/4 SE 1/4, Sec. 15, Twp 7S, Rge. 13E, B. M.

Priority date established for 36-7172 - March 25, 1971, and for 36-7233 - April 17, 1972.

In order for the Department to issue the above licenses, it will be necessary for you to amend the permits to correspond with the findings of the field examiner. We are enclosing partially completed amendment forms for your use in this matter.

Please sign the amendment applications and return them to this office along with a \$20.00 filing fee for each amendment within 30 days in order that we might issue your licenses as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosures

CONVERSATION MEMORANDUM

DATE

1/12/79

FILE

36-71724
36-7233

NAME OF PARTY

EMPLOYEE

RE:

Gary Funderburg ~~stated~~ stated that the water goes thru the ponds & out to their fields for irrigation and there are no downstream users, therefore, he recommended the measuring device be removed at the outlet (pits), but remain at the inlet works.

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: ADM

Right Number 36-7233 Applicant Vay M. &/or Jean Cook
Purpose of Amendment: ☐ Change point of diversion. ☐ Add diversion point(s).
☐ Increase amount. ☒ Change place of use. ☐ Other _____

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☐ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☐ Existing water rights from the same source, amended place of use.
- ☐ Right number(s) _____
- ☐ Yes ☒ No Should amendment be advertised?
- ☐ Yes ☐ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- NA ☐ Affidavit of publication received.
- NA ☐ Amendment published correctly.
- NA ☐ Protests processed.

- ☒ Approve.
- ☐ Deny.

Conditions As per License Rough Draft

By Lgt Date 1-26-79

STATE OFFICE PROCESSING:

- ☐ Amendment correct and complete. By _____ Date _____
- ☐ Approved copy sent to applicant and to Region. By _____ Date _____

MICROFILMED

Route 1 Box 24
Hagerman, Idaho 83332
December 11, 1978

State of Idaho
Department of Water Resources
373 W. Franklin
Boise, Idaho 83720

RECEIVED
DEC 13 1978
Department of Water Resources

Gentlemen:

We would like a waiver of measuring devices for outlet
devices due to no other ^{uses} on application No. 36-7172
and 36-7233.

Thank you,

Vay Cook & Jean Cook
Mr. and Mrs. Vay Cook

VC:mns

MICROFILMED

RECEIVED

TOTAL ACREAGE

MICKY RILLU

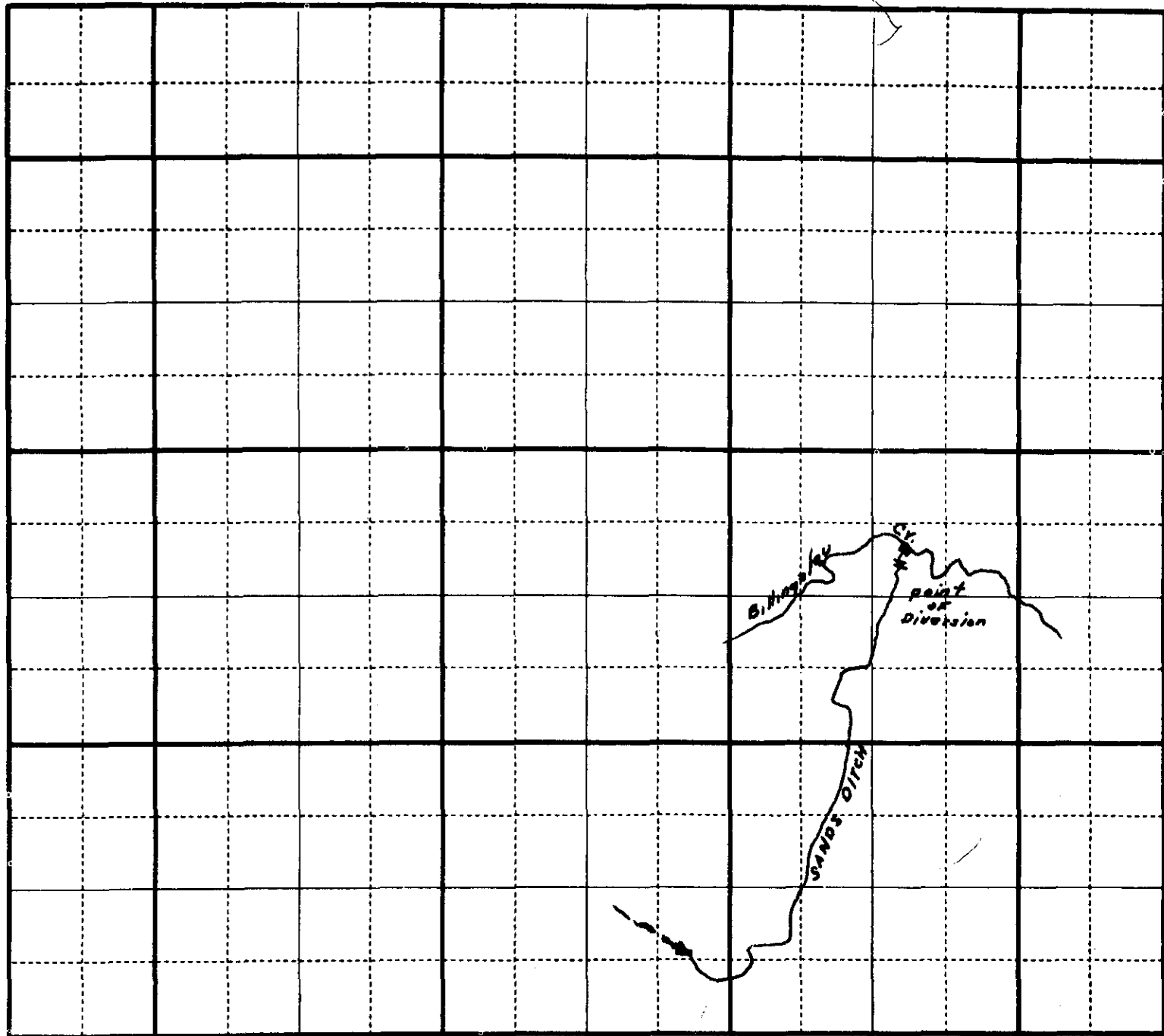
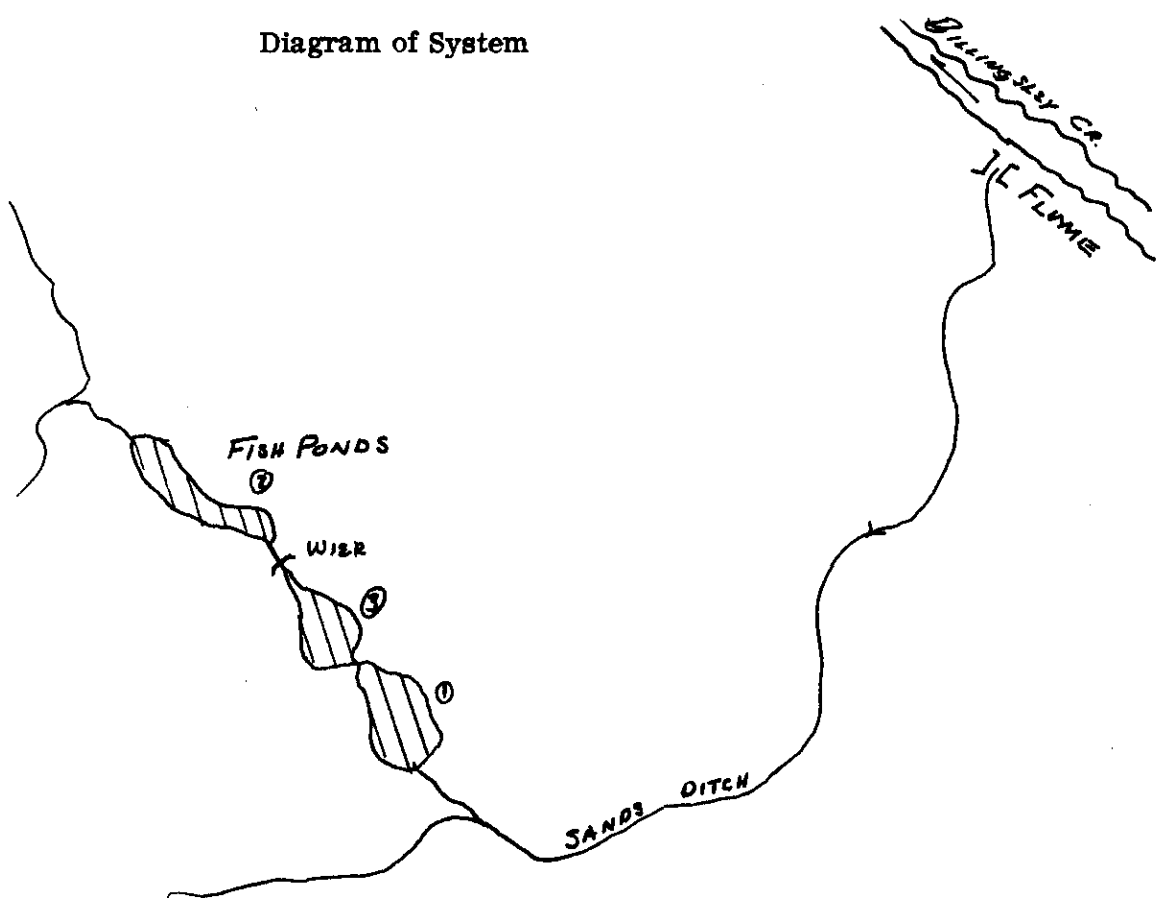


Diagram of System



DATE OF EXAM 5-24-78

ACREAGE

Found ✓
Recommended ✓

Irrigation Requirement ✓ Ac Ft/Ac

USE

Irrigation Q=_____c.f.s. V=_____ AF/Ann. from _____ to _____
Domestic Q=_____c.f.s. V=_____ AF/Ann. from _____ to _____
Livestock Q=_____c.f.s. V=_____ AF/Ann. from _____ to _____
FISH PROPAGATION Q= 9.2 CFS. From JAN. 1 to DEC. 31

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 26.0 C.F.S. Method of measurement RATED FLUME

Total Q recommended 9.2 C.F.S. Meter No. ✓ Type Concrete Condition N.W.

Total V recommended N/A

Recommended Amendments:

P.D. _____
Place of Use NE 1/4 SE 1/4, NW 1/4 SE 1/4; Sec 15 T7S-R13E
Other _____
None _____

MEASUREMENT CALCULATION:

MEASUREMENT CALCULATION:
CRITICAL DEPTH FLUME (8') CONCRETE, RECTANGULAR, RATED
BY CHARLES E. BROCKWAY, REGISTERED PROFESSIONAL ENGINEER OF THE
STATE OF IDAHO. STAFF GAGE READING 1.7 = 26.0 CFS. SEE
RATING CURVE. (1) 4' RECTANGULAR (CONTRACTED) WEIR AT THE OUTLET OF
THE FIRST POND. STAFF GAGE READING .88 = 10.5 CFS.

SYSTEM DESCRIPTION:

SYSTEM DESCRIPTION:
BILLINGSLEY CR. WATER IS DIVERTED INTO THE SANDS DITCH WHICH CONVEYS THE WATER TO ITS BENEFICIAL USE (FISH PROPAGATION). A MEASURING DEVICE IS LOCATED AT THE FISH PONDS. WATER IS DIVERTED THRU THE FISH PONDS AND DISCHARGE FOR OTHER USES NOT MENTIONED IN THIS EXAM, BUT IS UNDER PERMIT 36-7172 FISH PONDS ARE ① 75' L X 55' W ② 154' X 55' W ③ 150' L X 50' W.

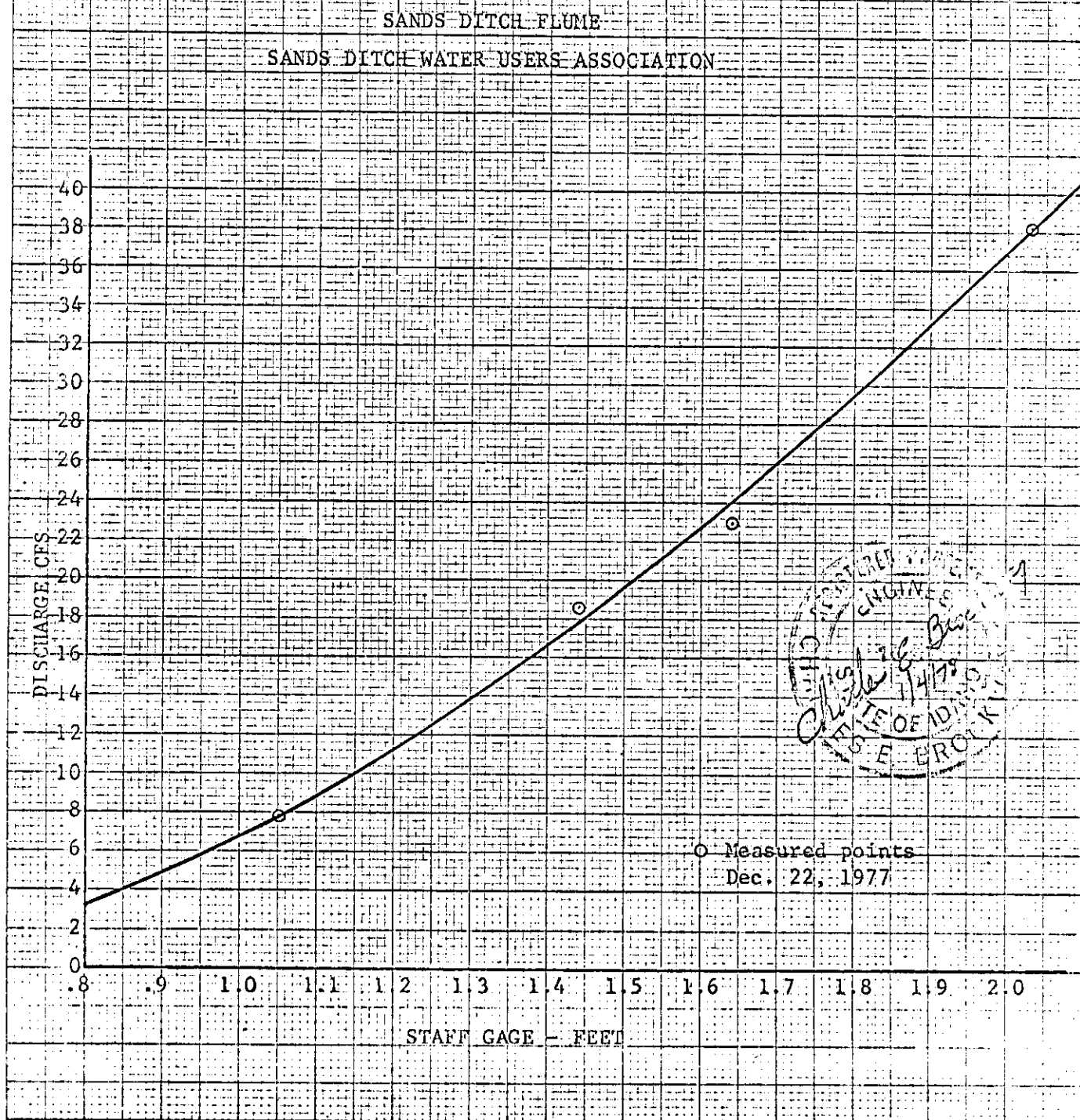
REMARKS:

REMARKS: MR & MRS VAY COOK WERE PRESENT DURING THE FIELD EXAM.

Examiner's Signature Harry Funderburg Date 6-12-78

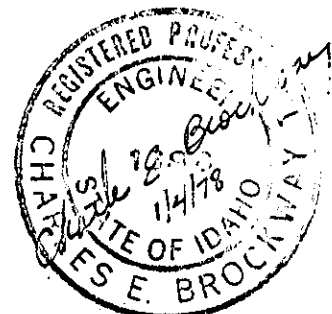
Checked by U. G. Stanton Date 6-27-78

Approved by _____ Date _____



SANDS DITCH WATER USERS ASSOC. RATING CURVE - MEASURED DATA
 CONCRETE FLUME, $Q=10.63 -26.18H^{1.5}+22.35H^{1.5}$

STAFF GAGE	0.00	0.01	0.02	0.03	0.04	0.05	0.06	0.07	0.08	0.09
0.7	1.8	1.9	2.1	2.2	2.3	2.5	2.6	2.8	2.9	3.0
0.8	3.2	3.4	3.5	3.7	3.8	4.0	4.2	4.3	4.5	4.7
0.9	4.9	5.0	5.2	5.4	5.6	5.8	6.0	6.2	6.4	6.6
1.0	6.8	7.0	7.2	7.4	7.6	7.8	8.1	8.3	8.5	8.7
1.1	8.9	9.2	9.4	9.6	9.9	10.1	10.3	10.6	10.8	11.1
1.2	11.3	11.6	11.8	12.1	12.3	12.6	12.8	13.1	13.4	13.6
1.3	13.9	14.2	14.4	14.7	15.0	15.3	15.5	15.8	16.1	16.4
1.4	16.7	17.0	17.2	17.5	17.8	18.1	18.4	18.7	19.0	19.3
1.5	19.6	19.9	20.2	20.5	20.8	21.2	21.5	21.8	22.1	22.4
1.6	22.7	23.1	23.4	23.7	24.0	24.4	24.7	25.0	25.4	25.7
1.7	26.0	26.4	26.7	27.0	27.4	27.7	28.1	28.4	28.8	29.1
1.8	29.5	29.8	30.2	30.5	30.9	31.2	31.6	32.0	32.3	32.7
1.9	33.1	33.4	33.8	34.2	34.5	34.9	35.3	35.7	36.0	36.4
2.0	36.8	37.2	37.6	38.0	38.3	38.7	39.1	39.5	39.9	40.3
2.1	40.7	41.1	41.5	41.9	42.3	42.7	43.1	43.5	43.9	44.3
2.2	44.7	45.1	45.5	45.9	46.4	46.8	47.2	47.6	48.0	48.4
2.3	48.9	49.3	49.7	50.1	50.6	51.0	51.4	51.9	52.3	52.7



May 3, 1978

Vay M. & Jean Cook
Route #1
Hagerman, ID 83332

RE: 36-7233

Dear Mr. & Mrs. Cook:

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, Idaho.

Sincerely,

JANICE RENK
Water Rights

MICROFILMED

RECEIVED

APR 26 1978

Department of Water Resources
Southern District Office

Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder WAY M. and/or JEAN COOK
b) Post Office Address Rte 1 HAGERMAN, IDA
2. Permit Number 36-7233
3. Date of Priority that you are prepared to establish 4-17-72
4. a) Source from which water was appropriated Billingley Creek
b) Location of the point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 11
Township 7S, Range 13E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
Amount 9.2 cfs for Fish Prop purposes from Jan 1 to Dec 31 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 9.2 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: SARV FUNDERBURG W/ Dept.
of WATER RESOURCES

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) Head gate, Flume Fish Ponds
(3)

b) Describe the type and size of measuring device which you have installed at your point of diversion: 12' Flume

c) Give well driller's name and address and the date the well was completed: _____

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

Exam typed 5/2/78 by FE

MD-20-FIMFN

May 20, 1977

Re: Permit No. 36-7233

Vay M. &/or Jean Cook
Route 1
Hagerman, Idaho 83332

Dear Mr. & Mrs. Cook:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to July 1, 1979.

Sincerely,

Jan Grover
Water Rights Supervisor

RECEIVED

April 29, 1977

CERTIFIED MAIL

138397

Re: Permit No. 36-7233

Vay M. &/or Jean Cook
Route 1
Hagerman, Idaho 83332

Dear Mr. & Mrs. Cook:

One of the conditions of approval of your water Permit No. 36-7233 (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 July 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON
Director

H:jg
Enc: Proof affidavit

RECEIVED

C July 21, 1972

Vay M. Cook &/or Jean Cook
Route #1
Hagerman, Idaho

O Dear Mr. & Mrs. Cook:

Enclosed is a copy of your approved Application for Permit No. 36-7233. We direct your attention to the conditions of approval as listed on the fourth page.

P 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.

Very truly yours,

Y BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures:

Hagerman, Idaho
May 18, 1972

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Dear Sir:

RECEIVED

MAY 1972

Department of Water Administration

In reply to your letter requesting more information I am returning a letter from reliable source showing we are financially able to go ahead with our plans.

In answer to second question I am sending a detailed map showing pond from Application permit - 36-7172 & the proposed one for Application permit - 36-7233.

For no. 3 question we intend to raise 40,000 lbs. more fish than than we are at present time.

36 7233

over:

Name of Applicant - Vay M. & Jean Cook
Rt #1, Hagerman, Idaho

Source of water supply - Billingsley Creek,
Tributary of Snake River.

Point of Diversion - SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 11 T. 7S
Range 13 B.M. Gooding County

Amt. ^{c.f.s} 9.2 for Fish Prop - Jan 1 to Dec 31

Total quantity: 9.2 cubic feet per second

Description of ditches - headgates etc. Headgate
in Billingsley Cr. into Sands Ditch to place of
use.

Height of storage dam - 12 ft. to 8 ft.

4 acre pond - 8 ft deep - 32 acre ft. capacity

Place of use NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec 15 T. 7S. R. 13 E. B.M.

Estimated cost: \$1,000

Estimated schedule of construction - Begin in June 1972

Finish by Nov 1972 - full operation early in 1973

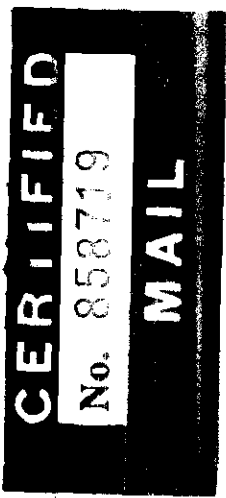
Purpose - Fish propagation

IDAHO
FIRST



*Way M. Cook
Rt 1, Hagerman,
Idaho 83332*

WENDELL, IDAHO 83353



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

RETURN RECEIPT REQUESTED

36 72233

WENDELL OFFICE



BOX 516

WENDELL, IDAHO

May 17, 1972

83355

RECEIVED
MAY 23 1972
Department of Water Administration

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

Gentlemen:

Re: Application for Permit No. 36-7233

The purpose of this letter is to advise you that our customers, Vay M. Cook and/or Jean Cook of Route 1, Hagerman, Idaho, are good customers of this Bank.

They are substantial people with a net worth of a low six (6) figure amount, with liabilities a high four (4) figure amount. They are financially able to complete the project which they described in their application for a permit estimating a cost of \$1,000.00.

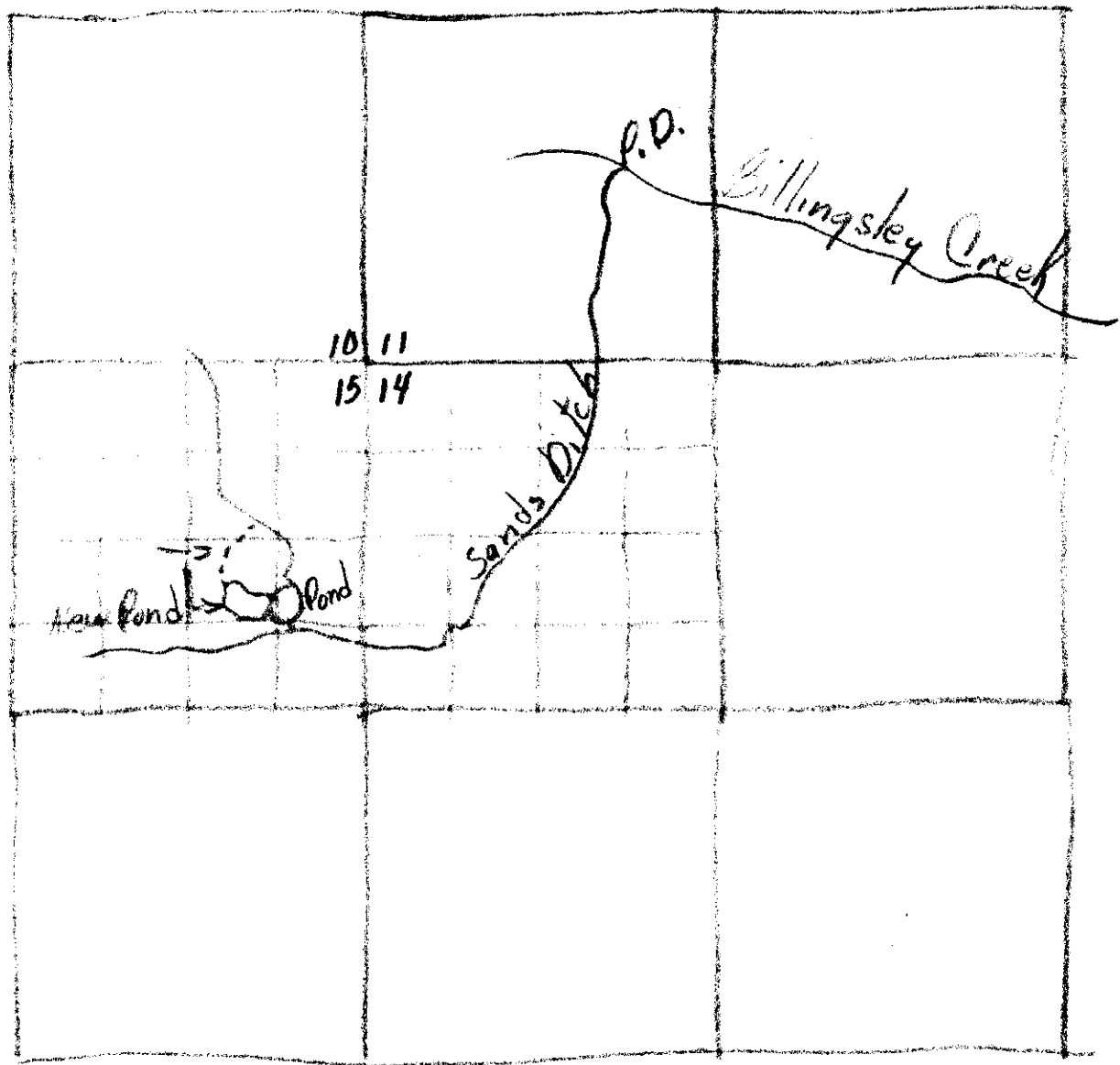
Very truly yours,

Charles E. Ireton
Manager, Wendell Office

CEI:jp

N.

W.



S.

Same headgate from Sands Ditch
goes thru present pond into new
pond about 4acre size -
Begin work in June - Finish

Pond - Application.
Permit - 36

New Pond - Application.
Permit - 36

1 N

CECIL D. ANDRUS, Governor
COMMISSION
ROBERT G. KALB, Sandpoint
PAUL C. KEETON, Lewiston
JOHN EATON, Cascade
JACK HEMINGWAY, Sun Valley
H. JACK ALVORD, Pocatello

IDAHO FISH AND GAME DEPARTMENT

May 19, 1972

Department of Agriculture
JOSEPH C. GREENLEY
Director

POST OFFICE BOX 25
800 SOUTH WALNUT STREET
BOISE, IDAHO 83707

Mr. R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse - Annex 2
Boise, Idaho

Dear Mr. Higginson:

Reference: Application No. 36-7239 and No. 36-7233

Fish and Game personnel have reviewed the above referenced application and have no objections to the project.

Sincerely,

IDAHO FISH AND GAME DEPARTMENT

Joseph C. Greenley
Joseph C. Greenley
Director

cc: Bob Bell
Dale Turnipseed
Game Division

36 7233

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

May 2, 1972

Re: Application No. 36-7233 - Vay M. Cook and/or Jean Cook
" " 36-7237 - Big Bend Irrigation and Mining Company

Mr. Ted Biladeau
Engineering Division
Dept. of Fish & Game
Boise, Idaho

Dear Mr. Biladeau:

We are enclosing copies of two applications that may be of interest to your agency. Please review the applications and if you have any comments, please submit them to our Department as soon as possible. We normally complete the processing of an application within a 6-week period and we are required to take final action shortly thereafter.

If we may be of further assistance, please contact us.

Sincerely,

Bob Haynes
Water Resource Inv. Adm.
Southern Division

BH/BL

Enclosures

36 7233

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
C. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

April 28, 1972

Re: Application for Permit No. 36-7233

Ray M. &/or Jean Cook
Route #1
Hagerman, Idaho

Dear Mr. & Mrs. Cook:

In order to further consider your application for permit, we will require additional information not included with the above referenced application as follows:

1. A letter from a financial institution showing that you are financially able to complete the project as described in the application. (See Section 42-203 of the Idaho Code)
2. A preliminary design of the hatchery facilities, indicating the size of raceways, general layout, the size of pipelines or other diversion works and such other information as will fully describe the method and means of diversion and verify the need for the quantity of water requested.
3. A justification, based upon the preliminary design and the estimated production of the hatchery, for the amount of water requested.
4. An estimated schedule of construction, giving dates for the start of construction, the finish of construction, and the date the full operation of the hatchery is anticipated.

36 7233

Page 2

Vay &/or Jean Cook

Re: 36-7233

April 28, 1972

You should be aware that all applications, if approved, will require the installation and maintenance of adequate measuring devices both at the point of diversion and the point of return of the water. These devices must be of a type approved by the Department; they can be of any generally recognized standard measuring device type. You should include the installation of these devices in your preliminary plans for construction.

We would appreciate receiving this information on or before May 28, 1972. Thank you for your cooperation in this matter.

Very truly yours,

Bob Haynes
Water Resource Inv. Adm.
Southern Division

BH/bl

Enc: Information ltr.

36 7233

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

April 28, 1972

Re: Application No. 36-7233 - Vay M. &/or Jean Cook

Robert L. Amoureux, Environmentalist II
South Central District Health Dept.
Courthouse
Jerome, Idaho 83338

Dear Mr. Amoureux:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, please submit them to our Department as soon as possible. We normally complete the processing of an application within a 6-week period and we are required to take final action shortly thereafter.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BL

Enclosure

36 7233

April 21, 1972

Re: Application No. 36-7231 - Bureau of Land Management
" " 36-7233 - Vay M. &/or Jean Cook
" " 36-7234 - Floyd J. Langford
Claim No. 36-4020 - " " "
" " 37-4020 - V. W. Carson

Gooding County Leader
Box 56
Gooding, Idaho 83330

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,

Donald W. McEldowney
Appropriation Supervisor

DWM:CR

Enc: Legal Notices (5)

36 7233

Bill submitted 5-11-72.ck

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Vay M. Cook &/or Jean Cook,

Route #1, Hagerman, Idaho

~~has~~ ^{have} on April 17, 1972 submitted Application No. 36-7233

for a permit to appropriate 9.2 cubic feet per second ~~acre feet per annum~~

of water from Billingsley Creek, tributary of the Snake River

by means of headgates and ditches

within the SW¹/₄NE¹/₄, Sec. 11, T. 7S, R. 13E, B.M., Gooding County

to be used from Jan. 1 to Dec. 31

for fish propagation purposes

within the NE¹/₄SE¹/₄, Sec. 15, T. 7S, R. 13E, 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, Statehouse, Boise, Idaho, 83707, on or before May 15, 1972.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader, Gooding, Idaho

on April 27 and May 4, 1972

 36 7233

**Need Galley Proof
NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Vay M. Cook &/or Jean Cook, Route No. 1, Hagerman, Idaho have on April 17, 1972 submitted Application No. 36-7233 for a permit to appropriate 9.2 cubic feet per second of water from Billingsley Creek, tributary of the Snake River by means of headgates and ditches within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, T. 7S, R. 13E, B.M., Gooding County to be used from Jan. 1 to Dec. 31 for fish propagation purposes within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 7S, R. 13E, 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, Statehouse, Boise, Idaho, 83707, on or before May 15, 1972.

**R. KEITH HIGGINSON
Director**

4-27-2tc

36
7233

OK
4-27-72
CR

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

April 17, 1972

Vay M. Cook
Route #1
Hagerman, Idaho 83332

Dear Mr. Cook:

Attached herewith is your Receipt No. 8310 in the amount of \$ 115.00
for your application for permit
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure