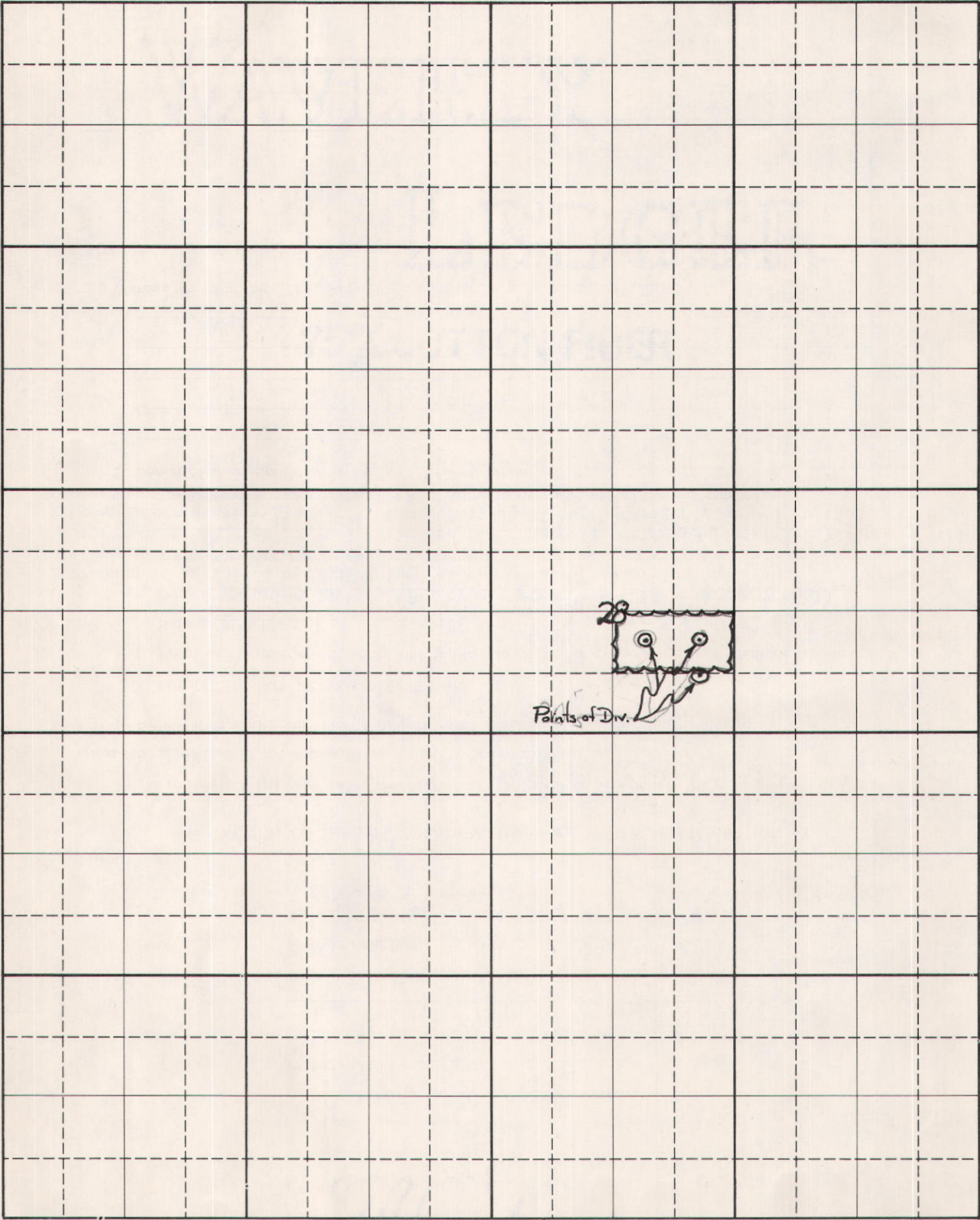


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Geo. H. Lemmon
(Applicant)

36 7162 George Lemmon

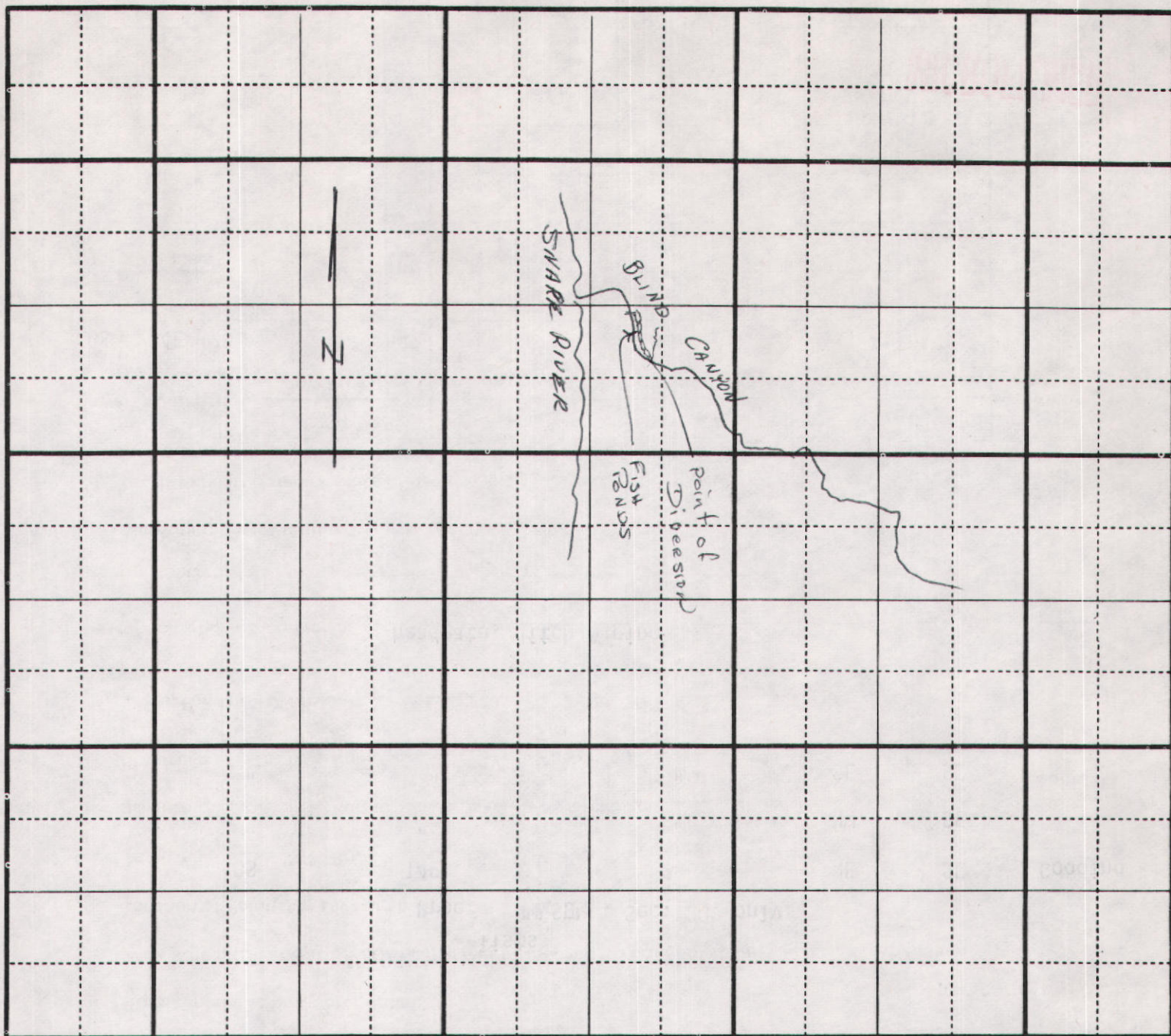
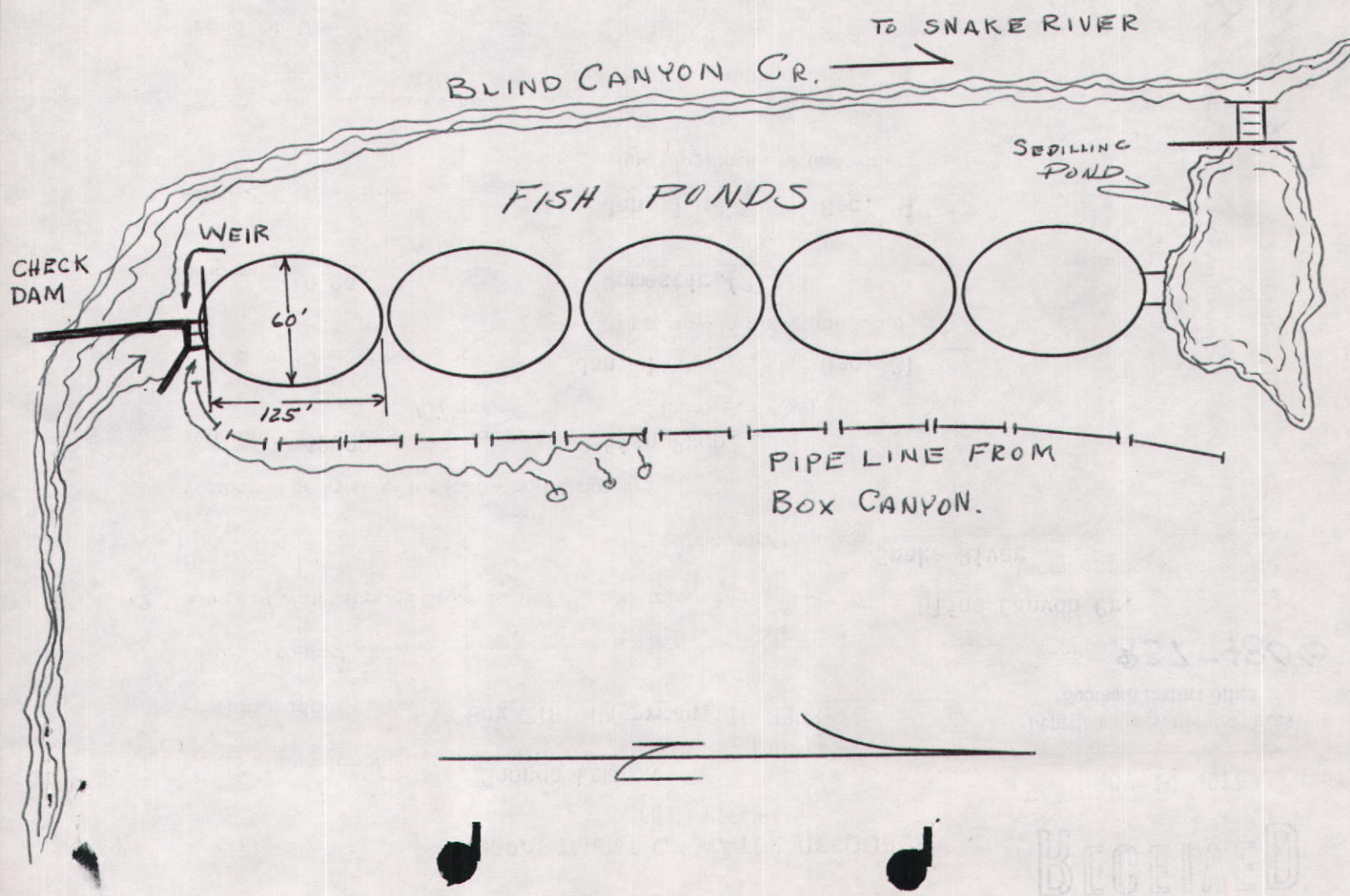
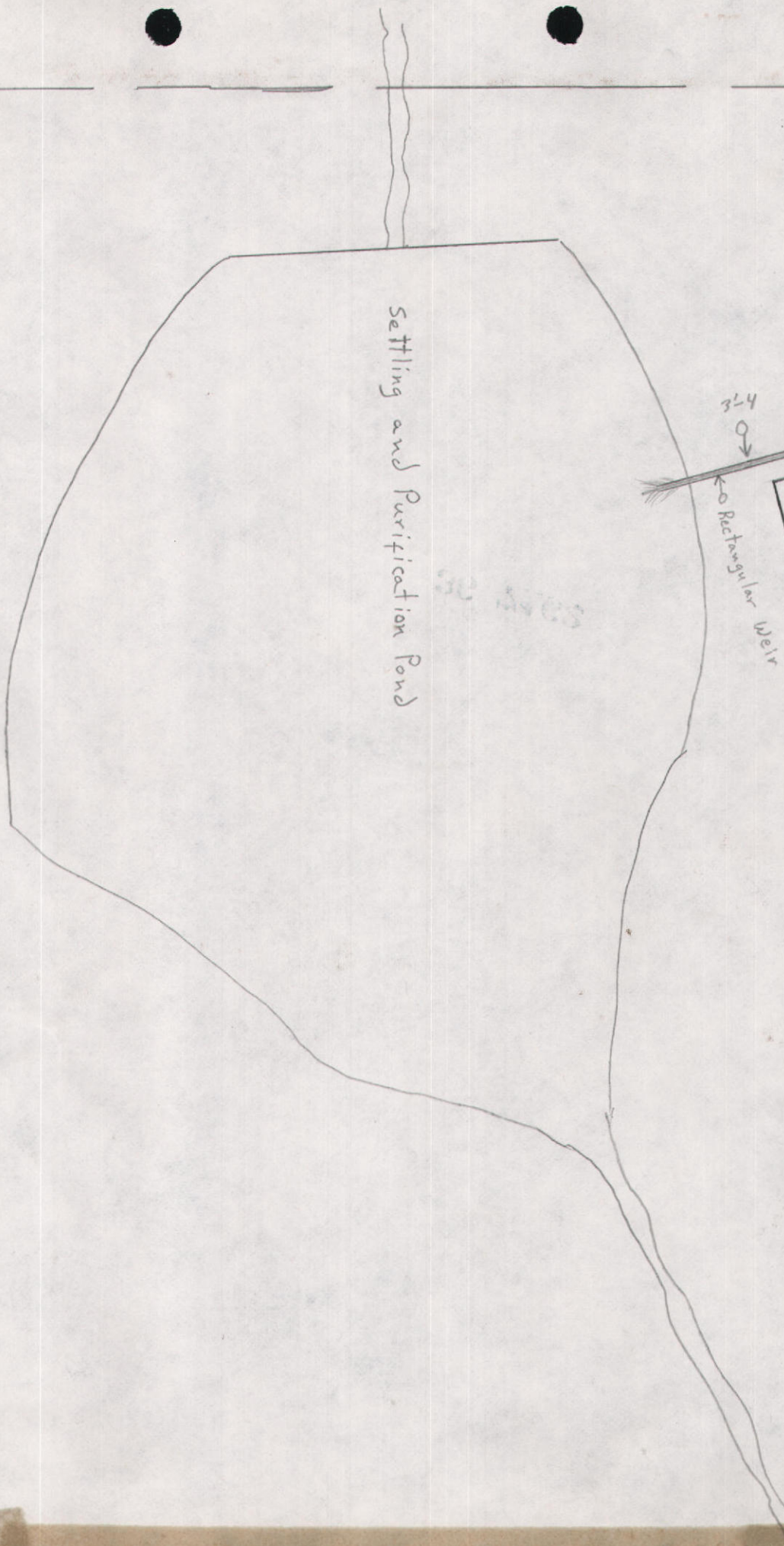


Diagram of System



RECEIVED



Settling and Purification Pond

3'-4'
4'-5'
← Rectangular Weir

E2

N.W. CORNER OF
N.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$

SEC. 28

T. 8 S. R. 14 E. B.M.

Gooding Co.

Est. Production, 400,000 lb/yr.

Scale 2" = 100' 0"

N 0° 15' E

N

Measuring Point
of Rectangular Weir

Deversion to Ponds

3'-3 1/2"

300' - 60'

C, I

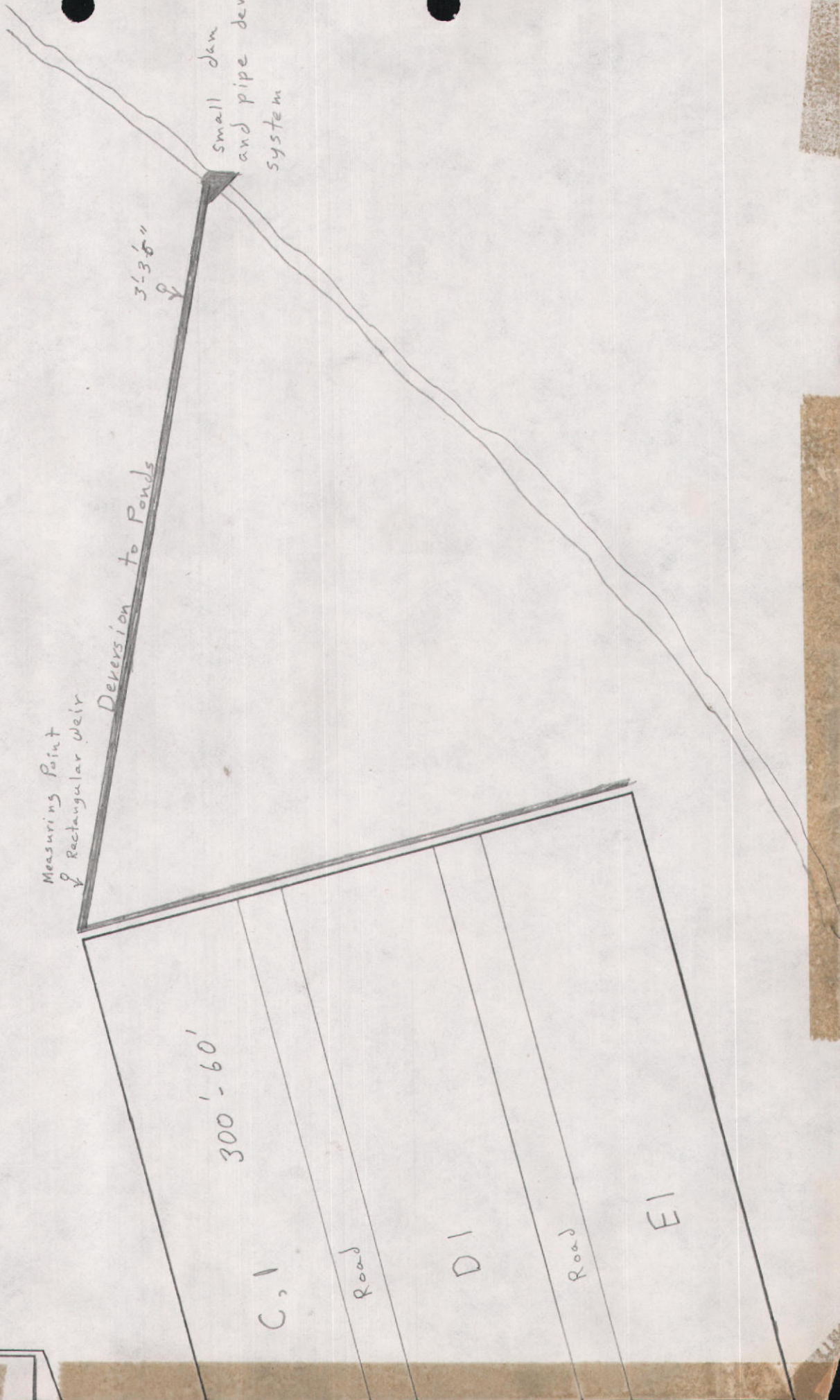
Road

D I

Road

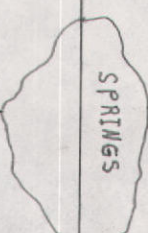
E I

small dam
and pipe deversion
system

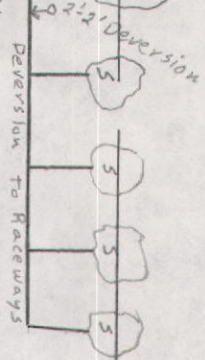


NW
CORNER

Hatchery
25'-40'

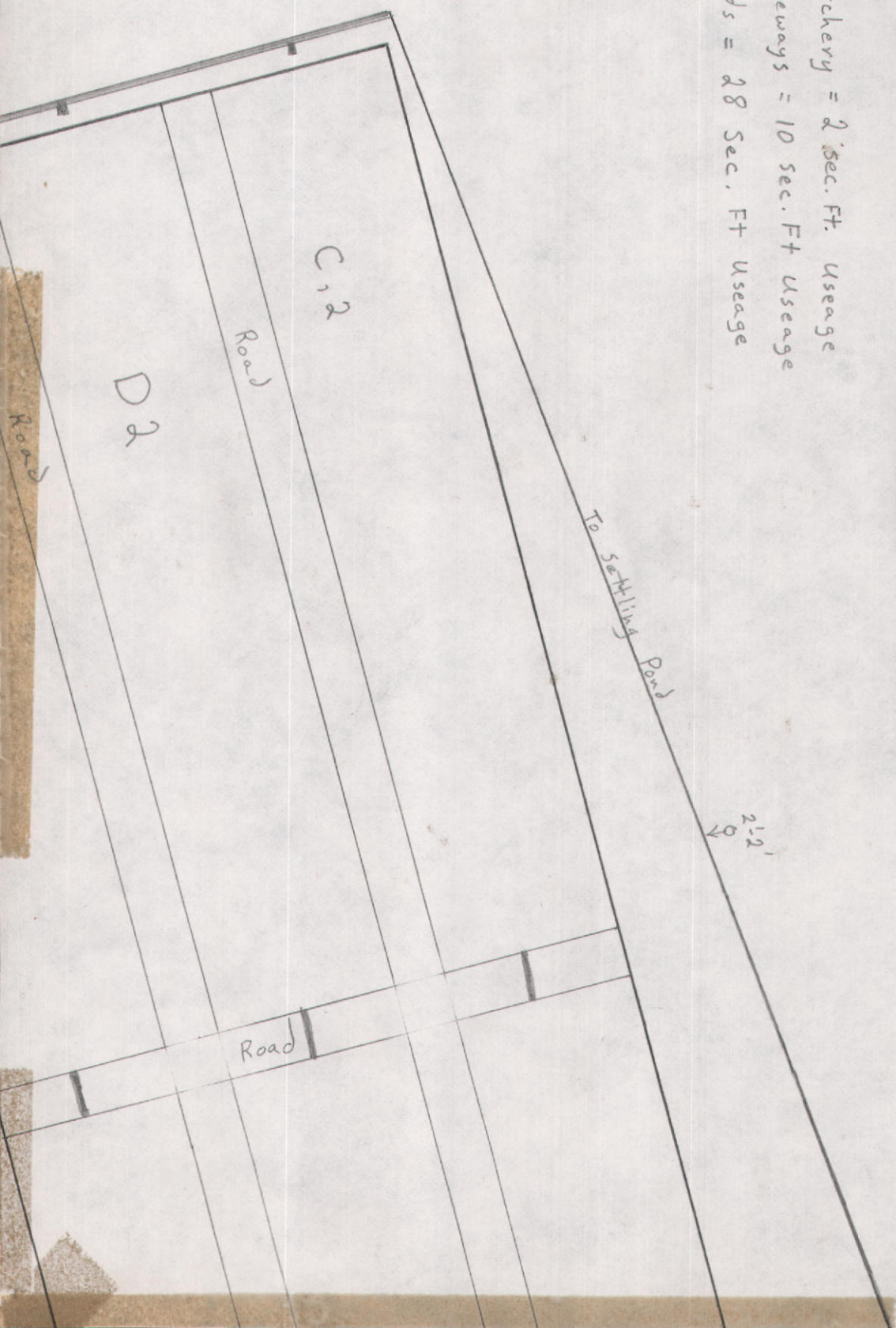


Measuring Pt.



A1	20'-100'	A2	A3	A4
B1		B2	B3	B4

Hatchery = 2 Sec. Ft. Usage
Raceways = 10 Sec. Ft Usage
Ponds = 28 Sec. Ft Usage



2 1/2'

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7162 Priority March 4, 1971 Amount 8.62 cfs

THIS IS TO CERTIFY, that George Lemmon
of Hagerman, Idaho, has complied with the terms and conditions of Permit
No. 36-7162 issued pursuant to Application for Permit dated March 4, 1971,
and has submitted proof to the Department of Water Resources on October 25, 1977,
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 8.62 cfs of water from Blind Canyon,
tributary to the 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>8.62</u> cfs and	<u>N/A</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 8.62 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 NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Twp. 8S,
Rge. 14E, 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 $\frac{1}{4}$	
8S	14E	28													X				

Total number of acres irrigated _____

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 29 day of

May, 19 77

Director

MICROFILMED

Identification No. 36-7162
Application No. _____

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

1. Name of applicant George Lemmon
post office address Rt. #1, Hagerman, Idaho
2. Source of water supply Blind Canyon Creek which is a tributary of Snake River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 8S
Range 14E B.M. Gooding County; additional points of diversion if any: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 8S, R. 14E; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 8S, R. 14E
- b. If water is not consumed, it will be discharged into _____ at a point in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 8S Range 14E B.M. _____
4. Water will be used for the following purposes:
Amount 40.0 for Fish Prop. purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .06 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. 40.06 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Headgate, ditch, and pipe

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 _____ 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 \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: N $\frac{1}{2}$ $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 8S
Range 14E 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 3.
(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 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. 36-7066 - Fish Prop.

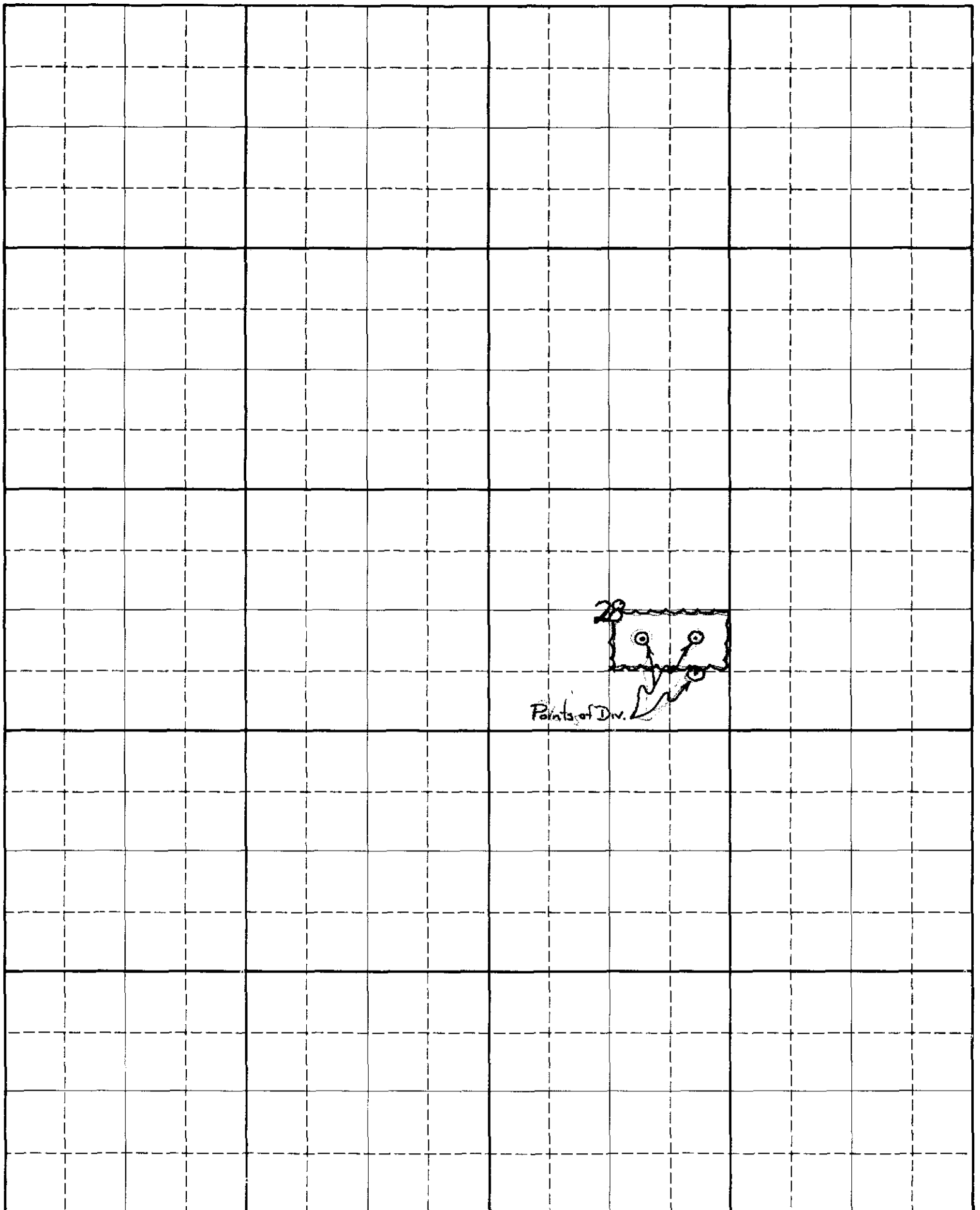
9. a. Who owns the property at the point of diversion Box Canyon Livestock Corp.

b. Who owns the land to be irrigated or place of use Box Canyon Livestock Corp.

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

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.

Geo. H. Lemmon
(Applicant)

33 7162

George Lemmon

Received by DW Date 3-4-71 Time 9:50 AMPreliminary check by DW Fee \$ 100.00Rec'd #5714 givenReceipted by ej Date 3-4-71Publication prepared by dr Date 3-10-71Published in Gooding County LeaderPublication dates 3-18 & 3-25, 1971Publication approved dr Date 3-10-71Priority reduced to 3-4-71 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DW 3DF

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. 36-7162, 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 November 1, 1977.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.

Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards. The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

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

Witness my hand this 7th day of November, 1972.

P. Kirk Higgins
Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No.	36-7162		Name	George Lemmon	
Source	Blind Canyon Creek, trib. to Snake River				
Point of Diversion	NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 8S, R. 14E, B.M. Gooding County				
Quantity	40.0	Use	fish propagation	Period	Jan. 1 - Dec. 31
Quantity	.06	Use	domestic	Period	Jan. 1 - Dec. 31
Quantity		Use		Period	
Well Size		Diameter		Proposed Depth	
Use	3 families				
Date Forwarded	3-17-71		Date Returned		
			Received by		

COMMENTS: Measured flow at Blind Canyon Sp. (less surface waste flow) is 10-15 cfs, during MARKET. Outstanding permits and licenses total 53 cfs although part are for non consumptive use. It does appear however that water shortages would occur throughout most of the year.

RECOMMENDED:

Applied: Qty.	40.0 cfs	Use	fish	Period	1-1 to 12-31	AF/A	—	AF	29,000
Qty.	0.06 cfs	Use	dom.	Period	1-1 to 12-31	AF/A	—	AF	?
Qty.		Use		Period		AF/A		AF	
Maximum: Qty.	—	Use	fish	Period	1-1 to 12-31	AF/A	—	AF	—
Qty.	0.06 cfs	Use	dom	Period	1-1 to 12-31	AF/A	—	AF	—
Qty.		Use		Period		AF/A		AF	

ACTION: Approved ☒ Denied ☐

Conditions of approval or reason for denial: Subject to prior rights. Notify Health Department.

INVESTIGATION	By	Norman C. Young	Title	W. R. Enga
			Date	3-25-71

Affidavit of Publication

State of Idaho, }
County of Gooding } ss.

Al Hagen, 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 18 day of March, 1971, and the date of the last publication was on the 25 day of March, 1971.

Alfred E. Hagen
Subscribed and sworn to before me this 26

day of March, 1971
(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.....

COPY OF NOTICE

Title of Notice

Water Permit
Title of Notice

George Lemmon
Plaintiff Attorney

Rt 1 Hagerman
Idaho
Defendant

36-7162

Plaintiff

Bill to

State of Idaho
Dept. of Water
Administration

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that George Lemmon, Route 1, Hagerman, Idaho, has on March 4, 1971, submitted application No. 36-7162 for a permit to appropriate 40.06 cubic feet per second of water from Blind Canyon Creek, tributary to the Snake River by means of headgate, ditch and pipe, within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 8S, R. 14E, B.M., Gooding County, to be used from Jan. 1 to Dec. 31 for fish propagation and domestic purposes within the N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 28, T. 8S, 14E, 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 April 5, 1971.

R. Keith Higginson
Director

2-18-2tc

No 1066

36 7162

WATER RIGHT NO. 36-7162

PROBLEMS OR MISSING DATA

FOUND IN DATA ENTRY

ENTIRE WATER RIGHT NEEDS REVIEW

BAD LAND LIST - POINT OF DIVERSION

CODE WATER USES AND PLACE OF USE

BAD LAND LIST - PLACE OF USE

TRANSFER/AMENDMENT

MISC. _____

✓ does not specify
which applies
to dom & which
applies to fish

May 30, 1979

Re: Permit No. 36-7162

George Lemmon
Box 218
Hagerman, ID 83332

Dear Mr. Lemmon:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

RECEIVED
MAY 31 1979
FBI - BOISE



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2215

C. Stephen Allred
Director

April 26, 1979

Re: Permit No. 36-7162

George Lemmon
Box 218
Hagerman, ID 83332

Dear Mr. Lemmon:

A representative of this Department made an examination of the works covered by your Permit No. 36-7162 on May 16, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 8.62 cfs Source: Blind Canyon Creek

The maximum quantity diverted shall not exceed N/A acre feet per
year.

Point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Twp. 8S, Rge. 14E, B. M.

Beneficial use: Fish propagation within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Twp. 8S,
Rge. 14E, B. M.

Priority date established: March 4, 1971

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,

JAN GROVER
Water Rights Supervisor

JG/kw

RECORDED
INDEXED

RECEIVED

1. Name of permit holder George Lemmon NOV 10 1977
Post office address Box 218, Hagerman, ID 83332 Department of Water Resources
Phone Southern District Office
Person to contact _____ Phone 837-4806

[illegible]**TOTAL ACREAGE**

Permit No. 36-7162

Examination for Asph

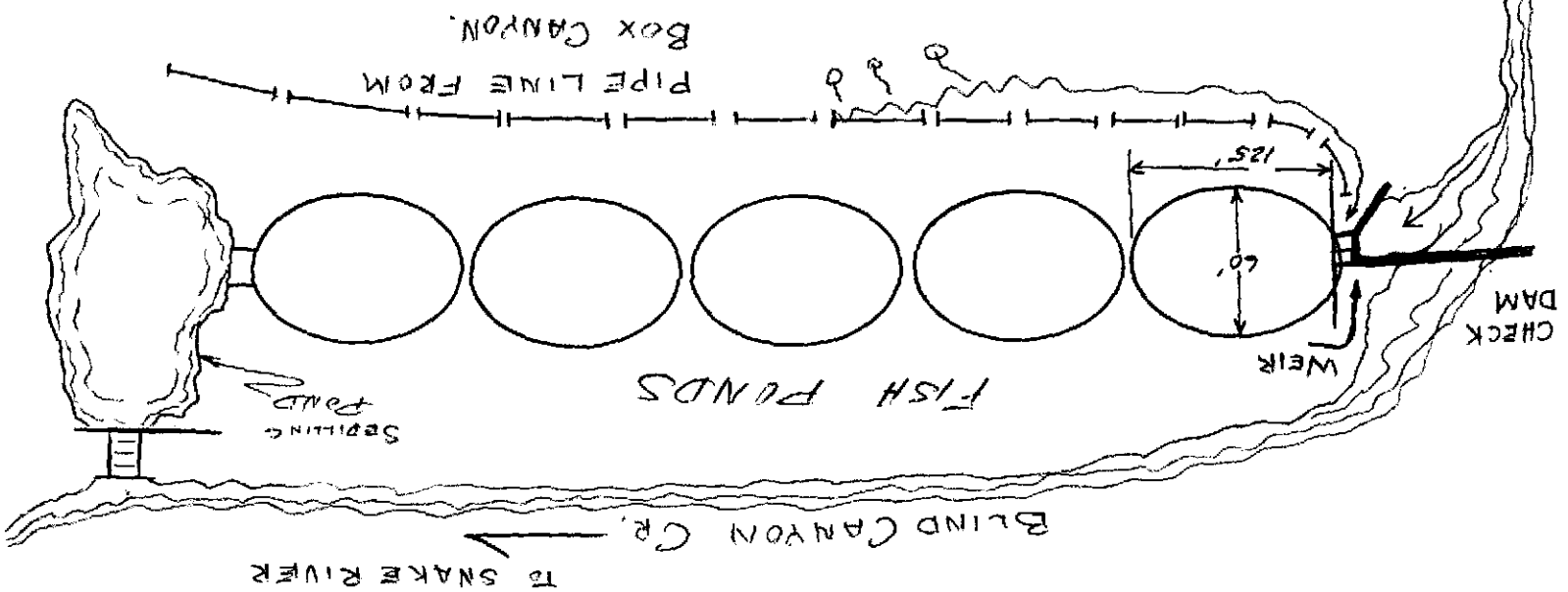
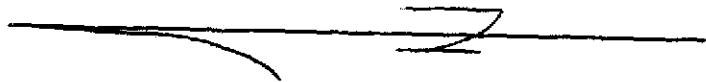
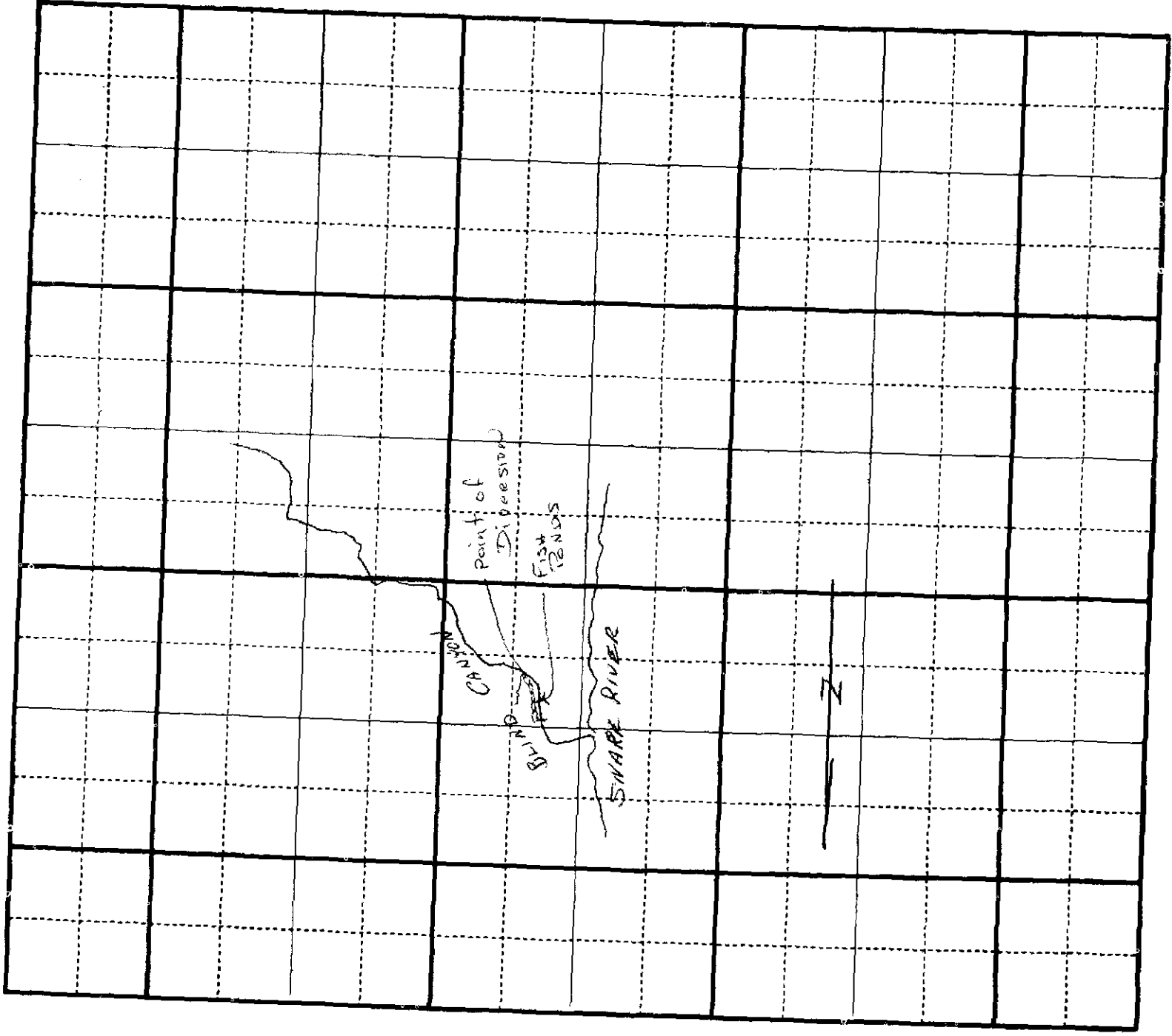


Diagram of System



DATE OF EXAM 5-16-78

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 = 8.62 C.F.S. from JAN 1 to Dec 31

Is water co-mingled? yes ✓ no

Name source: BLIND CANYON W/ BOX CANYON
twp. 8S T¹S, Rge 14E E¹W, B.M., Sec. 28, Sub. NW 1/4 SE 1/4 Gooding
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 8.62 C.F.S. Method of measurement CIPOLLETTI WEIR

Total Q recommended 8.62 C.F.S. Meter No. K Type 5' Condition FAIR

Total V recommended N/A.

Recommended Amendments:

P.D. ONLY Point OF DIVERSION NWSE, Sec. 28- 8S-14E
Place of Use ONLY PLACE OF USE IS NWSE Sec. 28 8S-14E
Other
None NO

MEASUREMENT CALCULATION:

MEASURED OVER 5' STANDARD CIPOLLETTI WEIR, .64 STAFF GAGIE
READING = 8.62 C.F.S. APPLICANT COULD DIVERT MORE WATER FROM
THE SOURCE, BUT DUE TO HEAD WORKS ONLY 8.62 C.F.S. WAS BEING DIVERTED.

SYSTEM DESCRIPTION:

CONCRETE DIVERSION WITH A 5' STANDARD CIPOLLETTI WEIR DIVERTS
THE WATER TO THE FISH PONDS. THE WATER IS THEN CONVEYED
TO A SETTLING POND THEN DISCHARGED INTO THE BLIND CANYON
CREEK. (SEE DIAGRAM) ALL DIRT PONDS, 60' X 125' ea.

REMARKS:

GEO. LEMMON WAS PRESENT DURING THE FIELD EXAM
BOX CANYON WATER IS COMINGLED WITH BLIND CANYON WATER AT
THE DIVERTING WORKS. THERE IS A WATER RIGHT FOR BOX CANYON
USE THERE IS NO DOMESTIC USE.

Examiner's Signature James E. Lundberg Date 5-16-78

Checked by J. E. Stanton Date 5-19-78

Approved by JA Date

November 9, 1977

Re: Permit No. 36-7162

George Lemmon
Box 218
Hagerman, Idaho 83332

Dear Mr. Lemmon:

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, but 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 regarding the field examination, please contact our Regional Office in Twin Falls.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr

Identification No. _____

Permit No. 36-7162

RECEIVED

OCT 25 1977

oaf

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder George Lemmon
b) Post Office Address Box 218 Hagerman, Idaho 83332
2. Permit Number 36-7162
3. Date of Priority that you are prepared to establish 3-4-71
4. a) Source from which water was appropriated Waste canal [Blind canyon]
b) Location of the point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 28
Township 8S, Range 14E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 9.23 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 9.23 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: App - WATER MEASUREMENT book
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:
OWNED BY APPLICANT
b) Describe the agreement or understanding by which you take water from the works:
owned by applicant
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) Headgate, ditch & pipe
b) Describe the type and size of measuring device which you have installed at your point of diversion:
6' cipolletti weir
c) Give well driller's name and address and the date the well was completed:
N/A
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Fish prop. - N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, Twp. 8S, Rge. 14E

11/7/77

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

10 - 25 - 77

(Date)

Geo. H. Lemmon

(Signature)

State of Idaho)

County of Ada) ss.

On this 25th day of October, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Katherine L. Weaver
Notary Public residing at Boise

My commission expires 6-15-1981

August 31, 1977

CERTIFIED MAIL

138922

Re: Permit No. 36-7162

George Lemmon
Route 1
Hagerman, Idaho 83332

Dear Mr. Lemmon:

One of the conditions of approval of your water Permit No. 36-7162 (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 November 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.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

November 9, 1972

Re: 36-7162

George Lemmon
Route 1
Hagerman, Idaho

Dear Mr. Lemmon:

Enclosed is a copy of your approved Application for Permit No. 36-7162. 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

36 7162

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: _____
- _____
- _____

RECEIVED

36-7162

Department of Water Administration

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

Dear Mr. Eisenbarth:

REFERENCE : Your letter of 1-24-72 & 12-20-71
Permit application No. 36-7162

I have delayed answering your request for information while obtaining an affidavit to cover this information.

Enclosed is this information from the North Side Canal Co. in addition to the springs flow reported by the United States Geological Survey, and the water dumped at the end of one of the canal company's laterals which runs most of the time.

During January 1972 Blind Canyon Creek crested at the amount of water that would pass through a 12foot concrete bridge 5 foot high with a 1 foot head above the entrance to the bridge and a slope of 2 feet in 24feet.

With this information you should be assured there is 40 cu.ft. per sec. in Blind Canyon Creek; however, this is not the time to prove beneficial use of this water.

Sincerely,



George H. Lemmon

GHL:el

Enc.

36 7162

NORTH SIDE CANAL COMPANY

921 NORTH LINCOLN AVENUE

PHONE 324-2198 JEROME, IDAHO 83338

February 1, 1972

George H. Lemmon
Hagerman, Idaho

Dear George:

Regarding the information you wanted concerning the flows in our S-Coulee, our records show the following flows.

The normal flows at the Banbury estate road crossing during the irrigation season is 38.0 c.f.s., and on occasion reach 82.0 c.f.s. during rain periods. Our best estimates indicates a maximum flow of 140-200 c.f.s. during flood run-off periods.

I hope this is the information you are seeking.

Very truly yours,



Ted Diehl, manager

January 24, 1972

Re: Application for Permit No. 36-7162 - George Lemmon

C
George Lemmon
Route #1
Hagerman, Idaho

Q
Dear Mr. Lemmon:

Before we can continue processing of your application, we will need the information requested in our letter of December 20, 1971, a copy of which is enclosed for your review.

P
A reply within 10 days would be greatly appreciated.

Very truly yours,

Y
Fred Eisehbarth
Appropriation Examiner

FE:CR

Enc: copy of Dec. 20 letter

36 7162

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

December 20, 1971

Re: Application for Permit No. 36-7162 - George Lemmon

George Lemmon
Route #1
Hagerman, Idaho

Dear Mr. Lemmon:

In final review of your application to appropriate water from Blind Canyon Creek, we feel that the 40 cubic feet per second requested in your application is excessive.

The flow of Blind Canyon Spring has been measured by the United States Geological Survey and that data is published on Page 141 of Miscellaneous Streamflow Measurements in Idaho 1894-1967. The maximum flow of the spring between the years 1963 to 1967 was 11.2 cubic feet per second. Therefore, the amount of surface waste water entering the Creek from the rim would have to be 28.8 c.f.s., which seems to be unrealistic compared to actual practice.

There are at present two prior filings on Blind Canyon Creek. Both of these are for 20 c.f.s. which we feel would be a more realistic figure for your filing. Before your application for permit can be approved, you must submit evidence or data that would indicate that there is at present 40 c.f.s. of water in Blind Canyon Creek.

Your assistance in this matter is appreciated.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:cr

36 7162

MEMO

TO: File No. 36-7162
FROM: Jim Booker
SUBJECT: Blind Canyon Creek

Presently, the only other application on Blind Canyon Creek is Permit No. 36-7079, filed on June 29, 1969, in the name of Donald J. Hinze. *Also 36-7066 in name of George Lemmon and Norman Stadel.*
The amount is 20 cubic feet per second, for fish propagation purposes *x for both permits*
No other rights have been recorded in this Department on Blind Canyon Creek.

James Booker

36-7066 added BDF

September 30, 1971

Re: Application for Permit No. 36-7162

PARRY, ROBERTSON, DALY & LARSON
The Idaho First National Bank Building
Post Office Box # 525
Twin Falls, Idaho 83301

ATTENTION: John A. Rosholt

Dear Mr. Rosholt:

Pursuant to your request, please find enclosed a copy of the application for permit No. 36-7162, in the name of George Lemmon.

We are also enclosing copies of the applications, permits and licenses on Alpheus Creek. In researching our files, we fail to find anything recorded on Big Spring and Indian Cove Spring.

If you should have any further questions in this, or any other matter, please feel free to contact this Department.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cs

Enclosures

36 7162

RECEIVED

SEP 15 1971

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

THE IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
FRED D. DECKER
ROBERT C. PAINE

Department of Water Administration

TELEPHONE
(208) 733-3722

September 14, 1971

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

Attention: Dorian Clay, Water Rights Department

Dear Dorian:

As per my telephone call of yesterday morning, please send me a copy of Application No. 36-7162 in the name of George Lemmon when you locate the file.

Also, some time ago, I requested a summary from you of existing applications, permits, and licenses on Blue Lakes and Alpheus Creek, located in Section 28, Township 9 South, Range 17 East, Boise Meridian, Jerome County, Idaho.

As a new request, I am interested in obtaining information on two springs known as the Big Spring and Indian Cove Spring which I understand are located in Section 35 and possibly Section 34 of Township 6 South, Range 13 East, Boise Meridian, Gooding County, Idaho. The filings would probably be in the names of Leach. Please send me copies of any records which your office may have on these two springs. If you will enclose a statement for the copies, we will remit by return mail.

Thanks for your continuing cooperation.

Sincerely,

John A. Rosholt
JOHN A. ROSHOLT

JAR:php

36 7162

21079 36-2083
27502 36-2356
32030
32812 36-2646

17927 47-2198
17928 47-2199
17931 47-2200
19405 47-2466
4366 47-2128
19864 47-2472

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROEHOLT
FRED D. DECKER
ROBERT C. PAINE

THE IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 525

TWIN FALLS, IDAHO 83301

TELEPHONE
(208) 733-3722

August 26, 1971

Mr. Dorian Clay, Appropriation Examiner
Idaho Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. Clay:

Thank you for your letter of August 24, 1971. Would you please give us the particulars in regard to the application of George Lemmon which is Application No. 36-7162, apparently filed on March 4, 1971.

Sincerely,



C. G. MCINTYRE

CGM:cg

36 7162

August 24, 1971

Re: Application No. 36-7162 - George Lemmon
" " 36-7197 - Lester Bornt
Permit No. 36-7167 - Rim View Trout Co., a corporation
" " 36-2704 - Idaho Power Company

Parry, Robertson, Daly & Larson
P. O. Box 525
Twin Falls, Idaho 83301

ATTENTION: C. G. McIntyre

Dear Mr. McIntyre:

Pursuant to your letter of August 5, 1971, the priority date for the above referenced applications and permits are as follows:

36-7197 - July 29, 1971
36-7162 - March 4, 1971
36-7167 - March 18, 1971
36-2704 - January 31, 1966

If you should have any further questions in reference to this matter, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC/bb

36 7162

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

THE IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

TELEPHONE
(208) 733-3722

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1988)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
FRED D. DECKER
ROBERT C. PAINE

August 5, 1971

Mr. Dorian Clay, Appropriation Examiner
Idaho Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

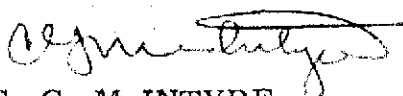
Re: Application No. 367197

Dear Mr. Clay:

Would you please advise me of the filing date your office shows for the above application and also the filing date on any other applications of the waters of Niagara Springs which have not as yet ripened into a water certificate.

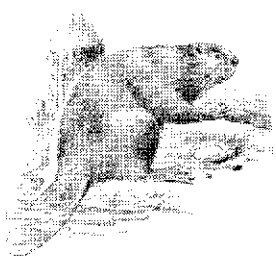
Thank you for your assistance.

Sincerely,

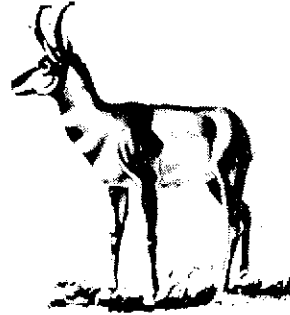
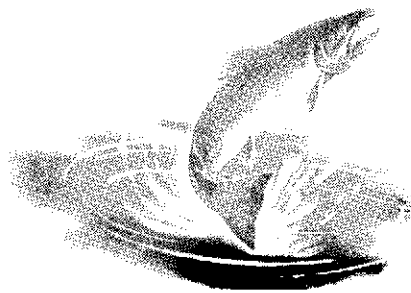

C. G. MCINTYRE

CGM:cg

36 7162



CECIL D. ANDRUS, Governor
COMMISSION
ROBERT G. KALB, Sandpoint
PAUL C. KEETON, Lewiston
JOHN EATON, Cascade
R. J. HOLMES, Twin Falls
GLENN STANGER, Idaho Falls



JOHN R. WOODWORTH, Director

IDAHO FISH AND GAME DEPARTMENT

April 27, 1971

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

BDF

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

Dear Mr. Higginson:

Reference Application No. 36-7162-George Lemmon

A review of the flow data on Blind Canyon Creek reveals the mean flow, excluding waste water inflow from irrigation return, is considerably lower than 40 c.f.s. and averages between 8 and 13 c.f.s.

We have no specific information regarding spawning activity or fishing in this stream but are reasonably sure that both exist.

Due to the excessive development of other spring areas along the Snake River rim and the high quality of this type of fishing waters, we would, therefore, oppose the granting of this application.

Sincerely,

IDAHO FISH AND GAME DEPARTMENT
John R. Woodworth, Director

Robert L. Salter
Robert L. Salter
Assistant Director

36 7162

RECEIVED

JUN 1 1971

Department of Water Administration

May 31, 1971

George H. Lemmon
Route One
Hagerman, Idaho 83332

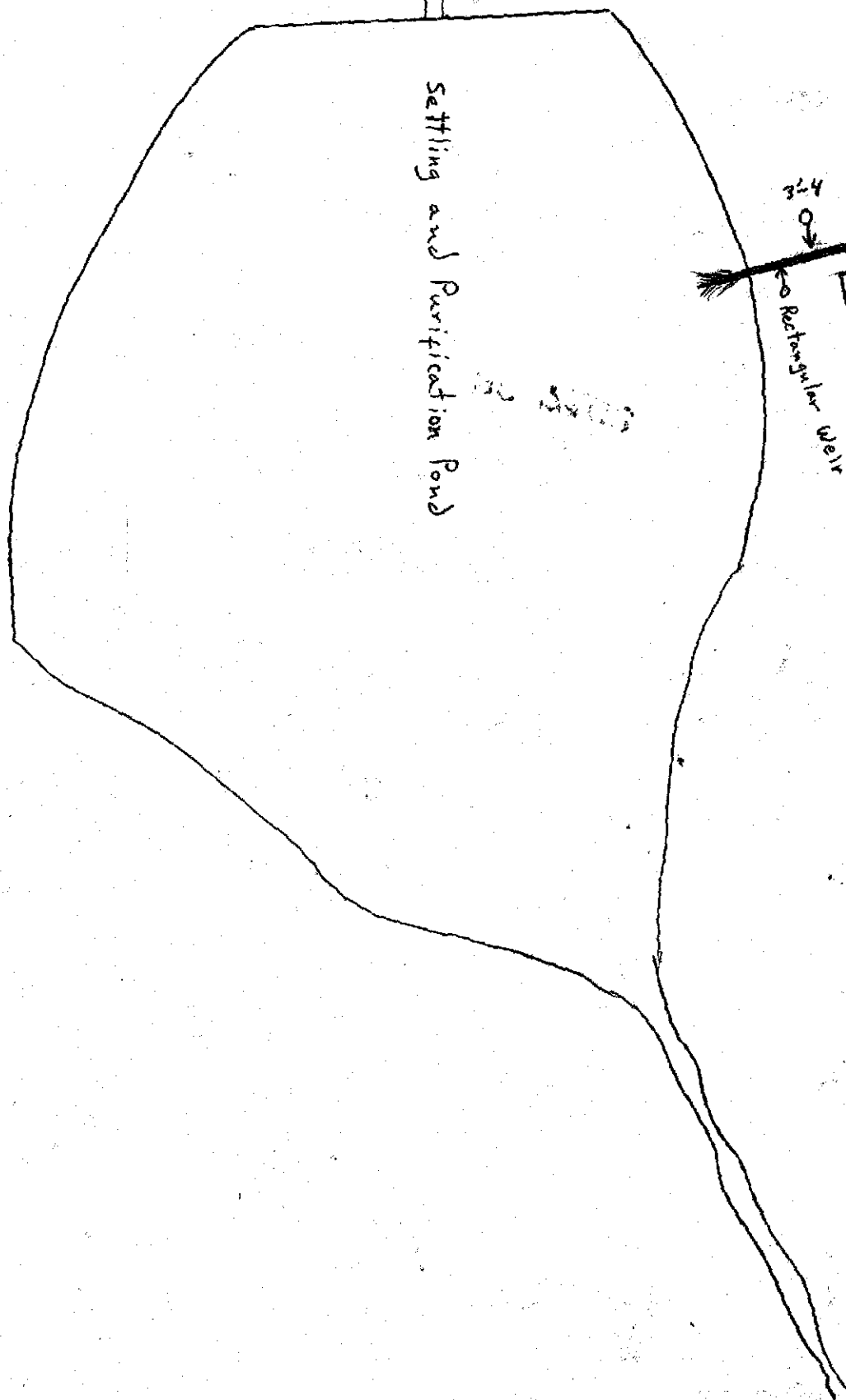
State of Idaho
Department of Water Administration
Statehouse--Annex 2
Boise, Idaho 83707

Dear Sirs:

In reference to your letter of March 17, I am enclosing the specified information.

1. A financial statement indicating the available resources:
Financing by four private individuals amounts to \$45,000, with with an eventual \$100,000. Our assets also include the 40+ acres in Blind Canyon. Machinery owned include a D-8 caterpillar and a Massey-Ferguson tractor. We also have some concrete equipment and miscellaneous items.
2. A preliminary design of hatchery, raceway, etc.:
See included plans.
3. A justification for the amount of water requested:
See the following chart.

Pond No.	Ave. Length	Ave. Width	H ₂ O Depth	Cubic Ft.	No. of H ₂ O changes/hr.	Cu. ft H ₂ O/hr.	C.F.S.
A ₁	100 ft.	20 ft.	4.5 ft.	9,000	2	18,000	5.0
A ₂	100 ft.	20 ft.	4.5 ft.	9,000	2	18,000	
A ₃	100 ft.	20 ft.	4.5 ft.	9,000	2	18,000	
A ₄	100 ft.	20 ft.	4.5 ft.	9,000	2	18,000	
B ₁	100 ft.	20 ft.	4.5 ft.	9,000	2	18,000	5.0
B ₂	100 ft.	20 ft.	4.5 ft.	9,000	2	18,000	
B ₃	100 ft.	20 ft.	4.5 ft.	9,000	2	18,000	
B ₄	100 ft.	20 ft.	4.5 ft.	9,000	2	18,000	
C ₁	300 ft.	60 ft.	4.5 ft.	27,000	2	54,000	10.0
C ₂	300 ft.	60 ft.	4.5 ft.	27,000	2	54,000	
D ₁	300 ft.	60 ft.	4.5 ft.	27,000	2	54,000	10.0
D ₂	300 ft.	60 ft.	4.5 ft.	27,000	2	54,000	
E ₁	300 ft.	60 ft.	4.5 ft.	27,000	2	54,000	10.0
E ₂	300 ft.	60 ft.	4.5 ft.	27,000	2	54,000	



N.W. CORNER OF
N.W. $\frac{1}{4}$ SE $\frac{1}{4}$

SEC. 28

T. 8 S. R. 14 E. B.M.

Gooding Co.

Est. Production, 400,000 $\frac{16}{yr}$.

Scale 2" = 100' 0"

N 0° 15' E

2

Measuring Point
of Rectangular Weir

Deversion to Ponds

31-36"

8

small dam
and pipe deversion
system

300' - 60'

C. I.

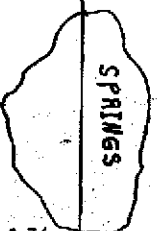
Road

D I

Road

E I

NW
CORNER

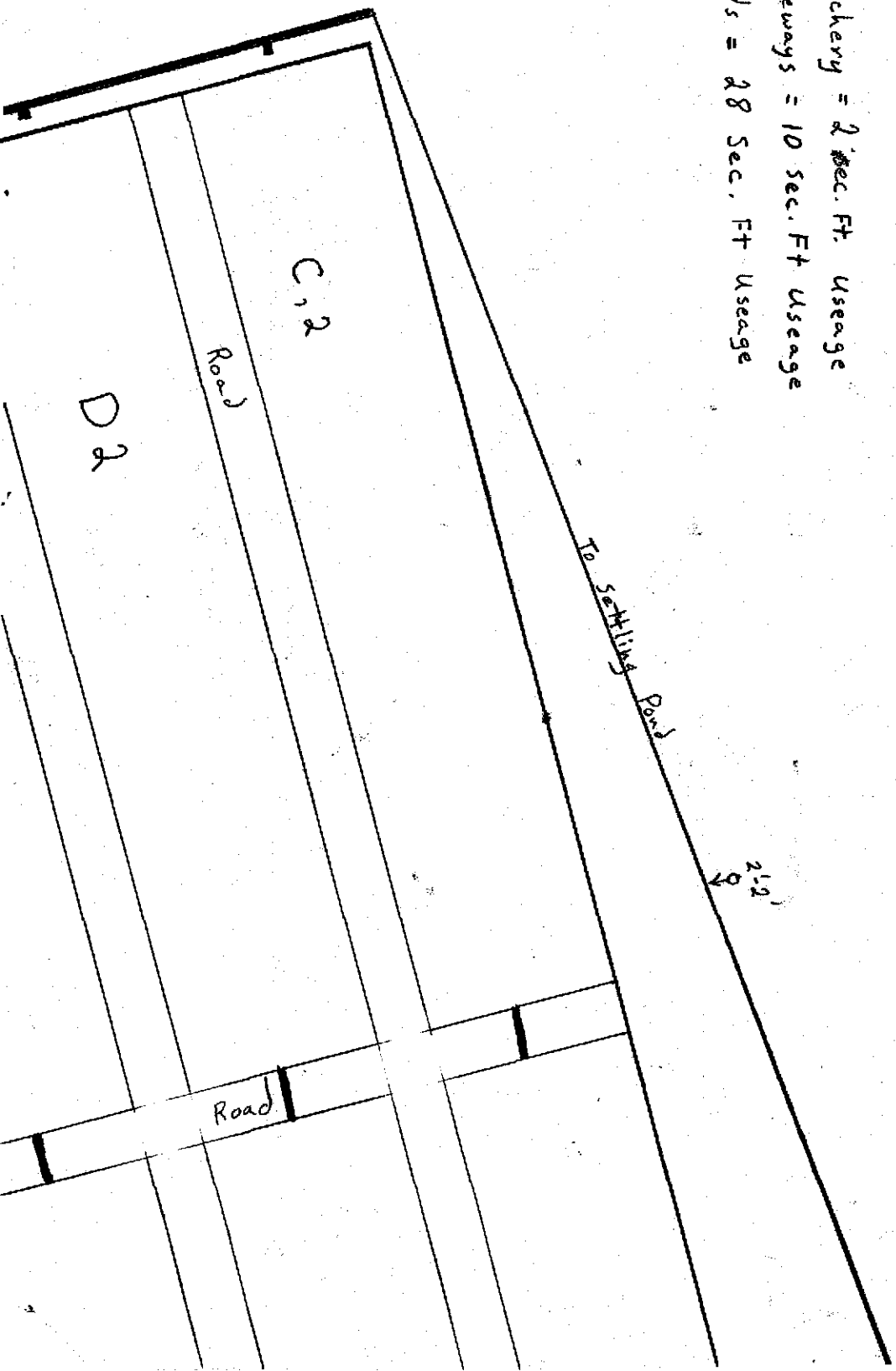


Measuring Pt.
Diversion to Raceways

Hatchery
25'-40'

A1	20'-100'	A2	A3	A4
B1		B2	B3	B4

Hatchery = 2 Sec. Ft. Usage
Raceways = 10 Sec. Ft. Usage
Ponds = 28 Sec. Ft. Usage



4. An estimated schedule of construction:

Road Construction -May 1--June 20

Preliminary Water Diversion -Date of approval --30 days thereafter

Preliminary Raceway Work--120 days

Hatchery Building--45 days

Pond Work--150 days

Finish Work--120 days

Completion of project--1½ years after approval

Full Production--2 years after construction

I hope that this answers all your questions. I apologize for the delay in gathering the necessary information.

Sincerely,

Geo. H. Lemmon

George H. Lemmon

AQUACULTURE INDUSTRIES, INC.

TELEPHONE 837-6676



HAGERMAN, IDAHO 83332

MAR 3 1971

Department of Water Administration

March 26, 1971

BDF

no reply necessary

R. Keith Higginson, Director
Department of Water Administration
Statehouse
Boise, Idaho 83707

Dear Mr. Higginson:

My recent filing in Blind Canyon #36-7162 was strictly made to supplement any previous filings on this water and do not want it in any way to effect your departments decision on any of our previous filings in Blind or Box Canyon, especially the Lemmon-Standal filing #36-7066 and the Hinze filings #36-7069 and #36-7068.

In view of the Legislatures appropriation of water in Box Canyon for the state park board I simply wanted to protect my investment in the Blind Canyon property with the additional filing.

Very truly yours,

A handwritten signature in cursive script that reads "Geo. H. Lemmon".

George Lemmon

36 7162

RECEIVED

APR 2 1971



STATE DEPARTMENT OF Water Administration
BOISE, IDAHO 83707

April 2, 1971

Re: Application No. 36-7162
George Lemmon

Mr. Donald W. McEldowney
Appropriation Supervisor
Department of Water Administration
Statehouse
Boise, Idaho 83707

Dear Mr. McEldowney:

We have no objection to the appropriation of water from Blind Canyon Creek for the purpose of fish propagation as long as assurance is given that measures will be taken to prevent violation of water quality standards.

Sincerely,

LEE W. STOKES, Ph.D.
Chief, Water Pollution Control Section
Environmental Improvement Division

mcf

36 7162

March 19, 1971

Re: Application No. 36-7162 - George Lemmon

Dept. of Health
650 W State
Boise, Idaho

Gentlemen:

Enclosed please find a copy of the above referenced application for permit. Before the Department takes final action on this application, we would appreciate receiving your comments.

Thank you for your co-operation on this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/bb

Enc: copy of application

36 7162

March 19, 1971

Re: Application No. 36-7162 - George Lemmon

Dept. of Fish & Game
600 S Walnut
Boise, Idaho

Gentlemen:

Enclosed please find a copy of the above referenced application for permit. Before the Department takes final action on this application, we would appreciate receiving your comments.

Thank you for your co-operation on this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/bb

Enc: copy of application

36-7162

March 17, 1971

Re: Application for Permit No. 36-7162

Mr. George Lemmon
Route 1
Hagerman, Idaho 83332

Dear Mr. Lemmon:

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

1. A financial statement indicating the resources available 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 that full operation of the hatchery is anticipated.

36 7162

Page 2

Mr. George Lemmon

Re: 36-7162

March 17, 1971

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 to the creek. 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 April 17, 1971. Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enc: Information letter

36 7162

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that George Lemmon, Route 1, Hagerman, Idaho, has on March 4, 1971, submitted application No. 36-7162 for a permit to appropriate 40.06 cubic feet per second of water from Blind Canyon Creek, tributary to the Snake River by means of headgate, ditch and pipe within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 8S, R. 14E, B.M., Gooding County, to be used from Jan. 1 to Dec. 31 for fish propagation and domestic purposes within the N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 28, T. 8S, 14E, 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 April 5, 1971.

R. Keith Higginson
Director

3-18-2tc

O.K.
3-16-71
28.

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

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



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

March 10, 1971

Re: Applications No. [REDACTED]
Claim No. 36-7162 - George Lemmon
47-4010 - Idaho Power Company

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 our 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 date. 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

Bill submitted 4-7-71 by [signature]

36 7162

DWM:DR
Enc; Legal notices (3)

36 7162

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that George Lemmon, Route 1, Hagerman, Idaho,

has on March 4, 1971, submitted Application No. 36-7162
for a permit to appropriate 40.06 cubic feet per second ~~acres of water~~
of water from Blind Canyon Creek, tributary to the Snake River
by means of headgate, ditch and pipe
within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 8S, R. 14E, B.M., Gooding County,

to be used from Jan. 1 to Dec. 31
for fish propagation ~~propagation~~ and domestic purposes

within the N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 28, T. 8S, R. 14E, B.M.

issued,
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 April 5, 1971.

R. KEITH HIGGINSON
Director

Published in the Gooding County Leader, Gooding, Idaho,
on March 18 and March 25, 1971.

36 7162