

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	
8S	14 EBM	1					24	20	14	12									70

Total number of acres to be irrigated 70

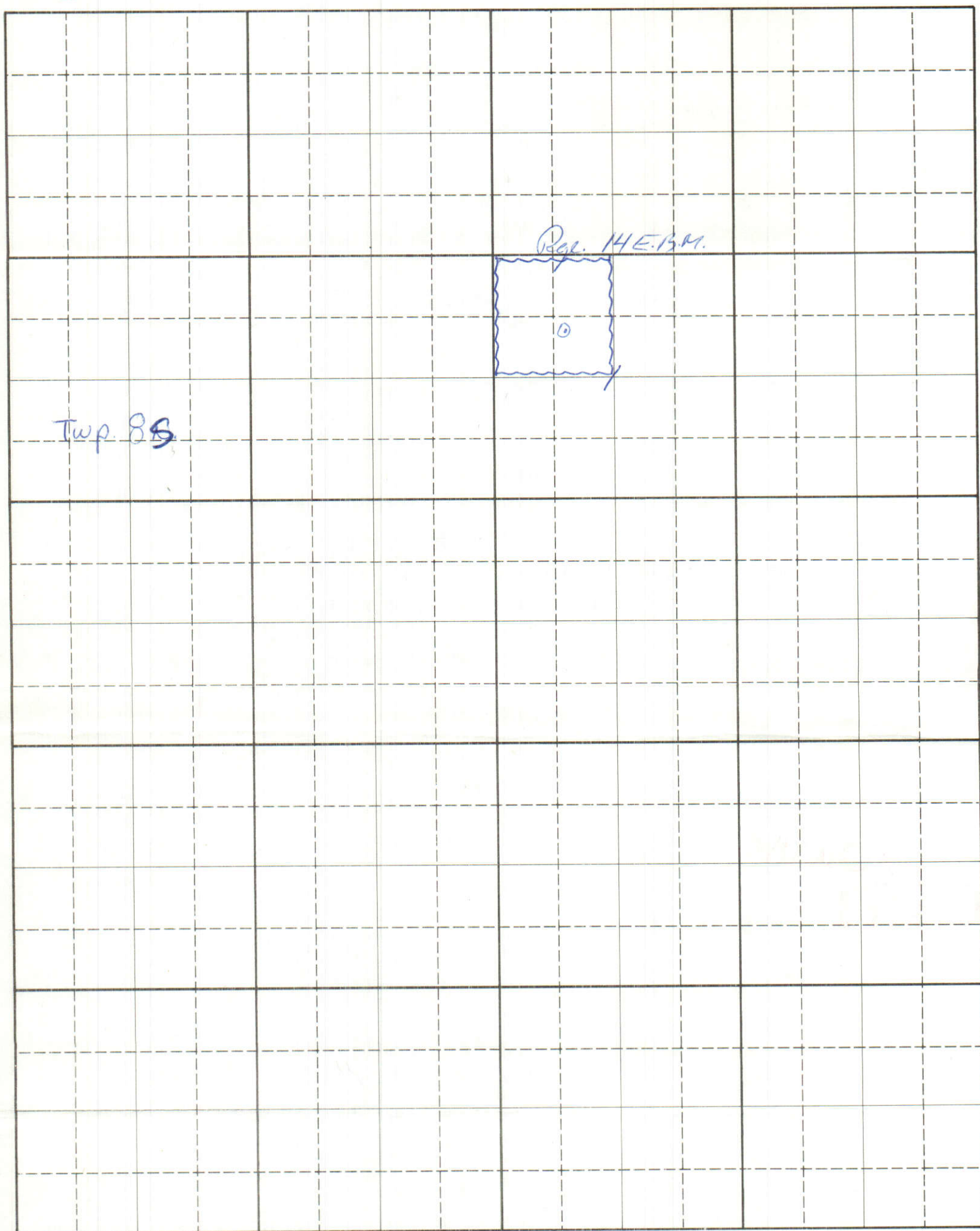
c. Describe any other water rights used for the same purposes 80 shares north side Canal

Co. G-30228 Lic 1.5 cts.
39-SW NW, 40-SE NW RD SE NW Sec 1

9. a. Who owns the property at the point of diversion I do
 b. Who owns the land to be irrigated or place of use same
 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 I have 80 shares of North side Canal Co. water but the headgate is located over 1/2 mile from where the water enters my property and it is a real bad ditch, part of it is through a bad wash out that has been filled in with rock + then the remainder is a dead ditch so the water loss is terrific in this hot weather + by the time I get the water to the far end of the place it is a mile + a quarter from the headgate so with a well that would deliver two feet of water I could rent my Canal water out + not have all that ditch to contend with.

11. Map of proposed project:



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.

Everett Cox
(Applicant)

36-7006

Affidavit of Publication

State of Idaho, }
County of Gooding } SS.

Thomas A. Miller, 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 21st

day of December, 19 67, and the date of the last publica-

tion was on the 21st day of December, 19 67.

Thomas A. Miller

Subscribed and sworn to before me this 25th

day of December, 19 67
(SEAL)

J. LeRose Hendrix
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>24</u>		
Number of Insertions	<u>2</u>		
<u>24</u> Lines at <u>14c</u>		<u>3.36</u>	<u>3.36</u>
<u>24</u> Lines at 10c		<u>2.40</u>	<u>2.40</u>
TOTAL COST			<u>5.76</u>

COPY OF NOTICE

(Paste Here)

Notice of Application for
Water
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

Everett Cox Route #1 Wendell
PLAINTIFF

BILL TO

State of Idaho
Department of Reclamation
107 State House
Boise Idaho

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Everett Cox, Route No. 1, Wendell, Idaho has on August 31, 1967 applied for permit to divert 140 cubic feet per second of water from a subterranean source under application No. 36-7006. Water will be diverted by a well and pump within the SE 1/4 NW 1/4, Sec. 1, T. 8 S, R.

14E, B. M., Gooding County and is to be used from April 1 to October 15 for irrigation in the NW 1/4, sec. 1, T. 8 S, R. 14 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.
R. Keith Higginson

12-14-2tc

6 pt. per line, successive
insertion 10c

No. 405

36-7006

Affidavit of Publication

State of Idaho, }
County of Gooding } SS.

OCT 16 1967
Department of Reclamation

Thomas Miller, 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 21st day of September, 1967, and the date of the last publication was on the 28 day of September, 1967.

Thomas A. Hultz

Subscribed and sworn to before me this 13th day of October, 1967.
(SEAL)

J. La Rosa Hendrix
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....	<u>23</u>	<u>23</u>
Number of Insertions	<u>1</u>	<u>1</u>
Lines at 15c	<u>3.22</u>	
Lines at 10c		<u>2.30</u>
TOTAL COST		<u>\$ 5.52</u>

COPY OF NOTICE

(Paste Here)

Nature of applic.
TITLE OF NOTICE
For water

PLAINTIFF ATTORNEY
application No.
37-7006
DEFENDANT

PLAINTIFF

State of Idaho
BILL TO
Dept. of Reclamation
107 State House
Boise, Idaho
83701

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Everett Cox has on August 31, 1967 applied for permit to (divert 1.40 (cubic feet per second) of water from a subterranean source under application No. 36-7006. Water will be diverted by pump within the SE 1/4 NW 1/4, Sec. 1, T. 8 N, R. 14 E, B.M., Gooding County and is to be used from April 1 to October 15 for irrigation in NW 1/4, Sec. 1, T. 8 N, R. 14 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. Keith Higginson
State Reclamation Engineer
4-49

6 pt. per line, straight	10c
6 pt. per line, tabular	20c
6 pt. per line, successive insertion	10c

No. 100

36-7006

STATEMENT RENDERED EVERY THIRTY DAYS

GOODING COUNTY LEADER

AND GOODING INDEPENDENT COMBINED

P. O. BOX 56

One Newspaper

One Coverage

One Cost

Gooding, Idaho, Oct. 12, 1967

Account of

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho, 83701

ADVERTISING—								
Weeks of Month	1st	2nd	3rd	4th	5th	Total	Rate	Cost
DISPLAY, Col. Inches								

JOB PRINTING AND SUPPLIES

Previous Balance

Sept. 21, 1967 - Legal - Notice of Application for Water

App. No. 36- 7006 - Everett Cox

23 Lines 2 times @ 14¢ and 10¢ \$ 5.52

" I hereby certify that the foregoing account is correct and just, that the services were actually rendered as charged and we have not received payment therefor."

DATE

Signed By:

Mrs. Frank
Blane
Bookkeeper

36-7006

14E

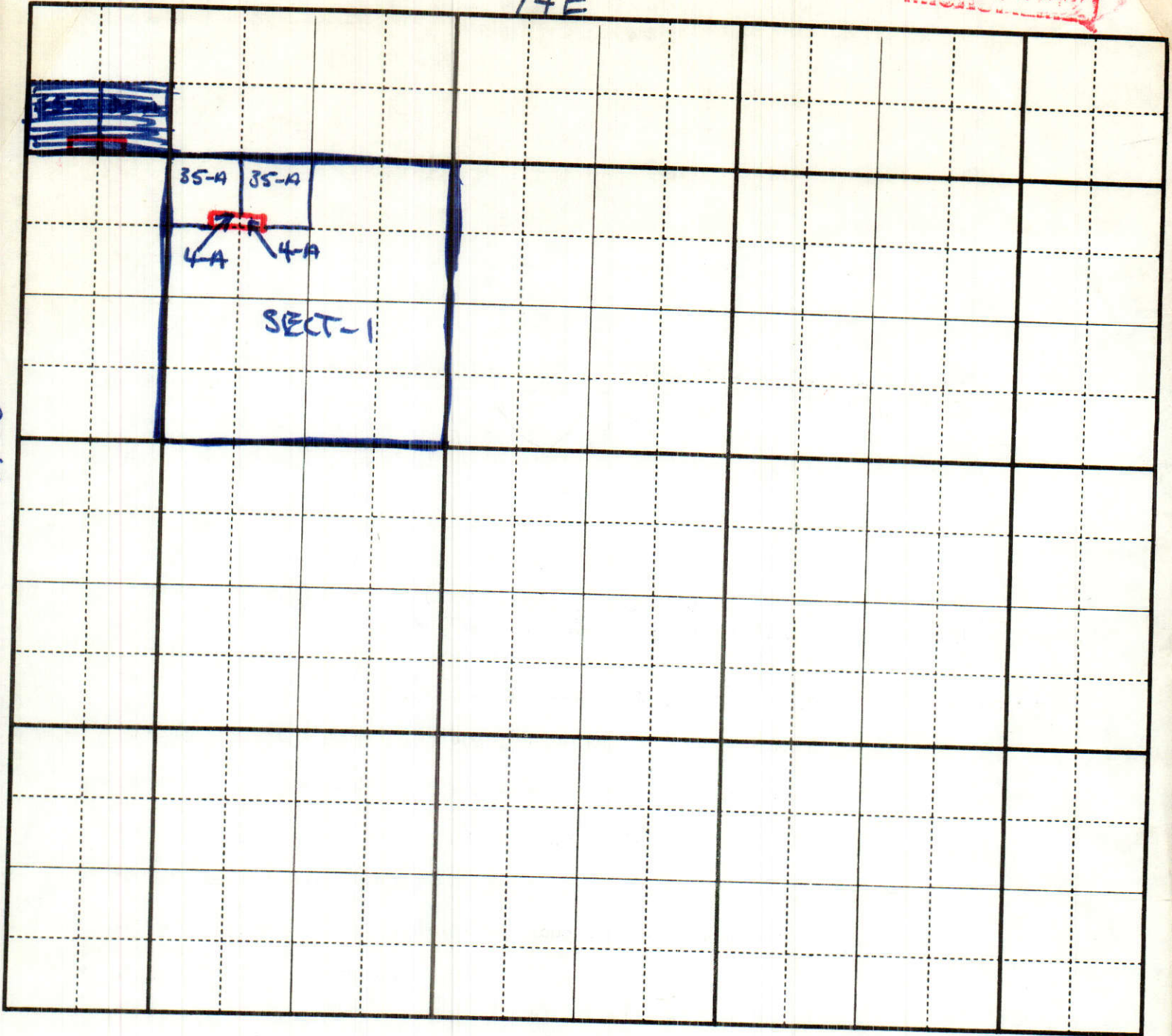


Diagram of System

DATE	EXAMINATION RECORDS

	_____ by: _____

	_____ by: _____

	_____ by: _____

 4A LANDS NOT under permit
35A- LANDS under permit



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Not irrigating 13 May 70
Jed

536-2306

Permit No. 36-7006

This proof is for beneficial use

In Water District No.

1. Name of applicant Everett Cox, Route 1, Wendell, Idaho

2. Source of water supply: underground water

3. Location of point of diversion: Is in the PT. ^{PROOF - NE $\frac{1}{2}$ NW $\frac{1}{4}$} _{-SE $\frac{1}{2}$ NW $\frac{1}{4}$} of Section 1

T. 8 S R. 14 E County of Gooding

4. Describe works as they exist, giving dimensions and capacities of same: Water will be discharged into a cement dividing box so water can be diverted north when I am watering the north part of the place & west when I am watering the south part. There are no flumes - dirt ditches & a 25 HP pump.

PROOF - 25 HP pump, 12" well enside - 116' deep - System is being changed to sprinkler in

5. Water is used for: Irrigation (Apr. 1 - Oct. 15)

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

PERMIT - 8 S 14 E 1 NW $\frac{1}{4}$ 70 acres

PROOF - 8 S 14 E 1 N $\frac{1}{2}$ NW $\frac{1}{4}$ 78 acres

no measuring device was installed & this is water since the method of irrigation has changed

$$V = (4.71)(71) = 284 \text{ AC ft/sec}$$

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

FILED: 8-31-67

MADE: 5-1-69

DUE: 3-1-69

PRIORITY: 10-30-67

1390 ft. "Rain" Trenching & installing sprinkler

This examination was made on the

day of

1970

(Signed)

Examiner.

MICROFILMED

R. 14 E

34/37 2 P.W.
P.D.
10, 1

Q measured 1.06 CFS

Q recommended 1.06 CFS

Volume 284 Ac²/Sec

Acresage -

Found 71

recommended 71

Subdiv 2

☒ R.R.

☐ P.D.

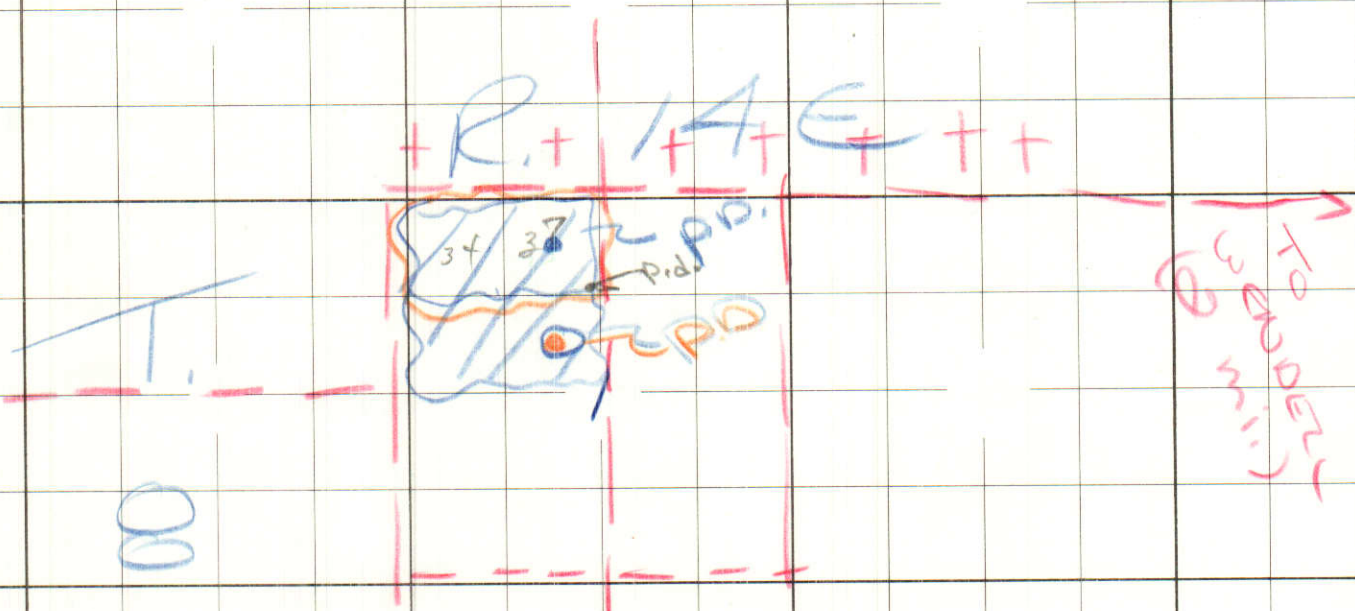
☐ P.D. on 1/2 Sec

☐ P.D.

Blue

P.D. on 1/2 Sec

MICROFILMED

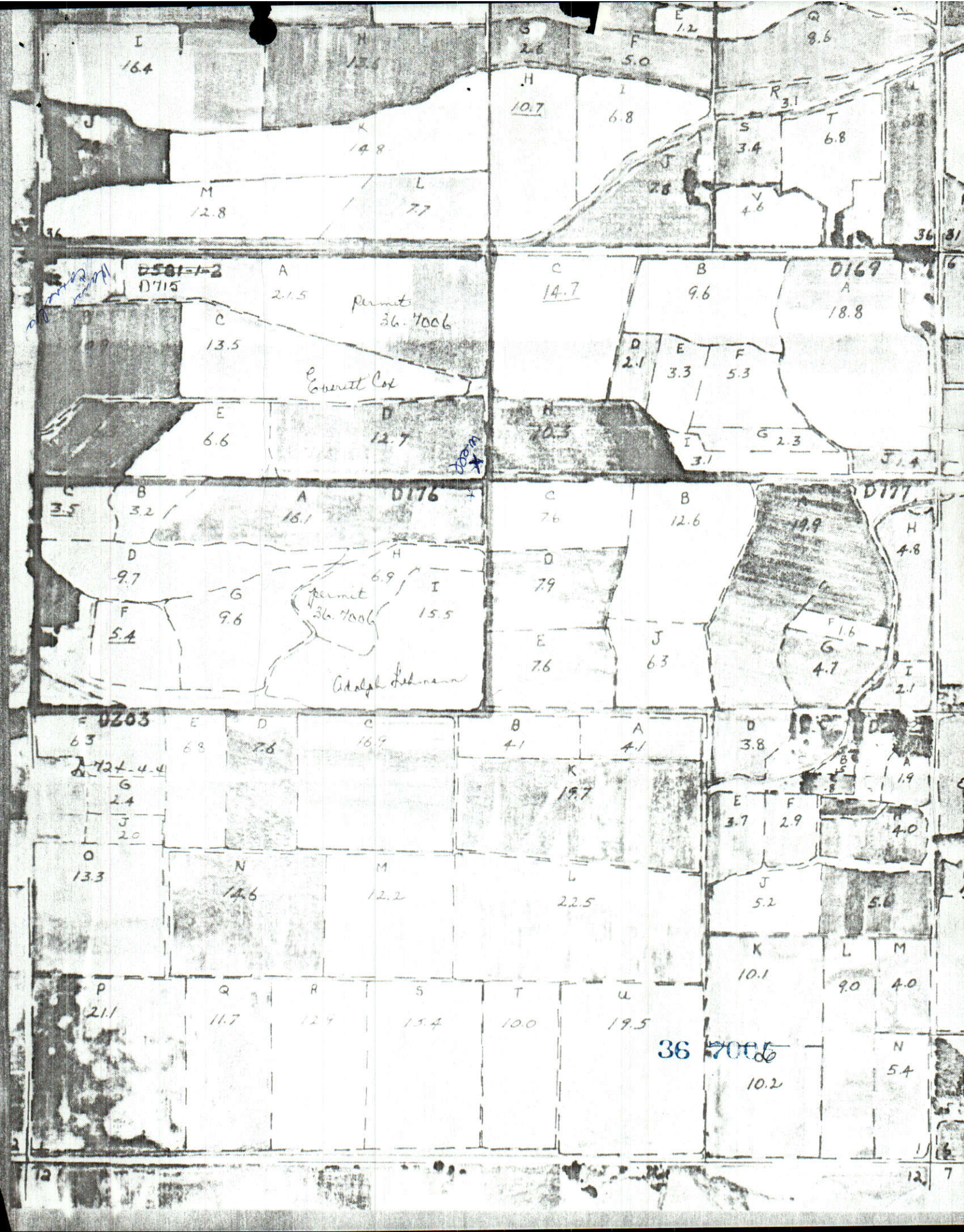


Q measured 1.06 CFS
 Q recommended 1.06 CFS
 Volume 284 Acft/Sep
 Acreage -
 Found 71
 recommended 71
 Subdv. 2

- Amendments
- ☒ None
 - ☐ P.D.
 - ☐ Place of use
 - ☐

ORANGE — P.D. ON PERMIT
 BLUE — P.D. ON PROOF

+ - + - + POWER LINE 36 7006



September 17, 1969

Re: Permit No. 36-7006

Mr. Everett Cox
Route 1
Wendell, Idaho 83355

Dear Mr. Cox:

Before a license can be issued a field examination must be made by a representative from 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 someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

EXAM TYPED
9-17-69
jms

36-7006

C
O
P
Y

March 19, 1969

Re: Permit No. 36-7008 (Lapsed)

Mr. Everett Cox
Route #1
Wendell, Idaho

Dear Mr. Cox:

We are in receipt of your letter of March 6, 1969. If we understand your letter correctly, you have already placed the water under this permit to beneficial use on the land in question and all that remains to be done is install some additional ditches and a diversion box.

If this incorporates part of your measuring device, it is possible that you could complete the work and submit proof of beneficial use within 60 days of the date of the notice of lapsing which was March 3, 1969. Therefore, it is recommended that you proceed to complete your project and submit proof of beneficial use prior to May 2, 1969. This proof must be received prior to that day or we cannot consider the reinstatement of your permit. We are enclosing additional proof of beneficial use forms for your use in this matter.

Should you be unable to complete your permit within the remaining time, you should consider submitting additional requests for reinstatement prior to May 2, 1969. If you are not successful in submitting proof or in obtaining a reinstatement of this permit, you must apply for a new permit before you can continue to use the well in question.

Please contact us if we may be of further assistance,

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: Proof forms

COPY

31-444
30-502
31-000

36-7006

January 8, 1969

Re: Permit No. 36-7006

Mr. Everett Cox
Route #1
Wendell, Idaho

Dear Mr. Cox:

One of the conditions of the approval of your permit 36-7006 was that proof of application of the water to beneficial use be submitted to this office on or before March 1, 19 69.

Enclosed is an affidavit form which must be used to submit this proof. You may also request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension 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.



State Reclamation Engineer

RKH:KS

Enclosure: Proof form

36-7006 Form 5

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 36-7006 Priority Oct. 30, 1967 Amount 1.40 cfs

THIS IS TO CERTIFY, that EVERETT COX
of Wendell, Idaho, has complied with the terms and conditions of Permit
No. 36-7006 issued pursuant to Application for Permit dated August 31, 1967,
and has submitted proof to the Department of Water Administration on May 1, 1969 (late proof),
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 1.60 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>April 1</u> to <u>Oct. 15</u> at <u>1.40</u> cfs and			<u>280 acre feet or</u>
			<u>4.0 af per acre</u>
from _____ to _____ at _____ cfs and			
from _____ to _____ at _____ cfs and			

(both dates inclusive)

Subject, however, to the condition that no more than 1.40 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
280 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 1,
Twp. 8 S, Rge. 14 E, 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 $\frac{1}{4}$	
8 S	14 E	1					37	33											70

Total number of acres irrigated 70

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

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14 day of
June, 19 74.

Director

MICROFILMED

Receipt # 14597

APPLICATION FOR AMENDMENT

RECEIVED
1974
Department of Water Administration

Permit No. 36-7006

Comes now Everett Cox of (address) _____

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 36-7006, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1 Twp. 8 S,
Rge. 14 E, B.M., County of Gooding. Other points of diversion:

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated	70 A
---------------------------------------	------

MICROFILMED

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF REINSTATEMENT OF PERMIT NO.)

ORDER OF REINSTATEMENT

36-7006 in the name of Everett Cox)

WHEREAS, Everett Cox, Wendell, Idaho, applied to the Department of Reclamation on August 31, 1967, for a permit to appropriate the public waters of the State of Idaho; and,

WHEREAS, the application proposed the diversion of 1.40 cubic feet per second of the waters of a groundwater source with a point of diversion located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 8 S, R. 14 E, B. M., Gooding County with the place of use located in the NW $\frac{1}{4}$, Sec. 1, T. 8 S, R. 14 E, B. M.; and,

WHEREAS, on February 1, 1968, Permit No. 36-7006 was approved with the conditions that an adequate measuring device of a type approved by the Department of Reclamation be installed and that proof of the application of the water to beneficial use be submitted on or before March 1, 1969; and,

WHEREAS, on January 9, 1969, the permit holder was notified by certified mail that he was required to submit proof of the application of the water to beneficial use and was instructed as to the steps to be taken to make that proof; and,

WHEREAS, the required proof was not received on March 1, 1969; and,

WHEREAS, the Department of Reclamation informed the permit holder on March 3, 1969, that the permit had lapsed for failure to submit proof of beneficial use; and,

WHEREAS, on May 1, 1969, the Department of Reclamation received the required proof of beneficial use; and,

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

WHEREAS, the permit holder has provided a reasonable showing as to why the permit should be reinstated;

THEREFORE, IT IS HEREBY ORDERED, that Permit No. 36-7006 be REINSTATED and the priority be reduced to October 30, 1967.

Dated this 9th day of July, 1969.

R. Keith Higginson
R. KEITH HIGGINSON
State Reclamation Engineer

By Jack A. Bennett
Deputy

36-7006

Identification No. _____

Permit No. 36-7006

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

MAY 1 1969

Department of Reclamation

1. a) Name of Permit Holder Everett Cox
- b) Post Office Address Mendell, Idaho
2. Permit Number 36-7006
3. Date of Priority that you are prepared to establish 8-31-61
4. a) Source from which water was appropriated Underground
- b) Location of the point of diversion: N.E. 1/4 NW 1/4, Section 1
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 1.8 for irrigation purposes from April 1st to Sept. 30th incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 1.8 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 1.8 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: Measurement made through a Canal Co. Meir by Laror Stephenson who rode ditch for the Canal Co. for 25 yrs.

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) 25 horse pump, 12" Well Casing and the Well is 116 ft. deep

- b) Describe the type and size of measuring device which you have installed at your point of diversion: Water pumps directly into Cement Dividing box & there is no measuring device or such
- c) Give well drillers name and address and date the well was completed
Dale Gilbert Completed August 15, 1967
284- E. Ave. C
Mendell, Ida.

essential and

36-7006

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

Total number of acres irrigated 78 acres

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

Everett Cox
(Signature)

Larry Petersen
Notary Public residing at *Wendell*

My commission expires Jan 1, 1970

Identification No. 36-7006
Application No. 42013

LICENSE ISSUED FOR 40 SEC. F.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

LAPSED

1. Name of applicant Everett Cox
post office address P.O. #1 Wendell, Idaho

2. Source of water supply underground which is a tributary of _____

3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 8S
Range 14E B.M. Gooding County; additional points of diversion if any: _____

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

4. Quantity to be appropriated:

a. 1.40 (or 70/50) cubic feet per second and/or
b. _____ acre feet per annum will be stored.

5. Water will be used for the following purposes:

IRRIGATION purpose from APR. 1st to OCT. 15th (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Water will be discharged into a cement
dividing box so water can be diverted north when I'm watering the north
part of the place + West when I'm watering the South part. There are
no flumes - dirt ditches + a 25 horsepower pump

b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet; materials used in storage dam: _____

c. Proposed well diameter is 12 inches; proposed depth of well is 116 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 months years.

b. Estimated construction cost is \$4000.00.

8. Description of proposed uses:

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

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

36-7006

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	
8 1/2	14 EBM	1					24	20	14	12									70

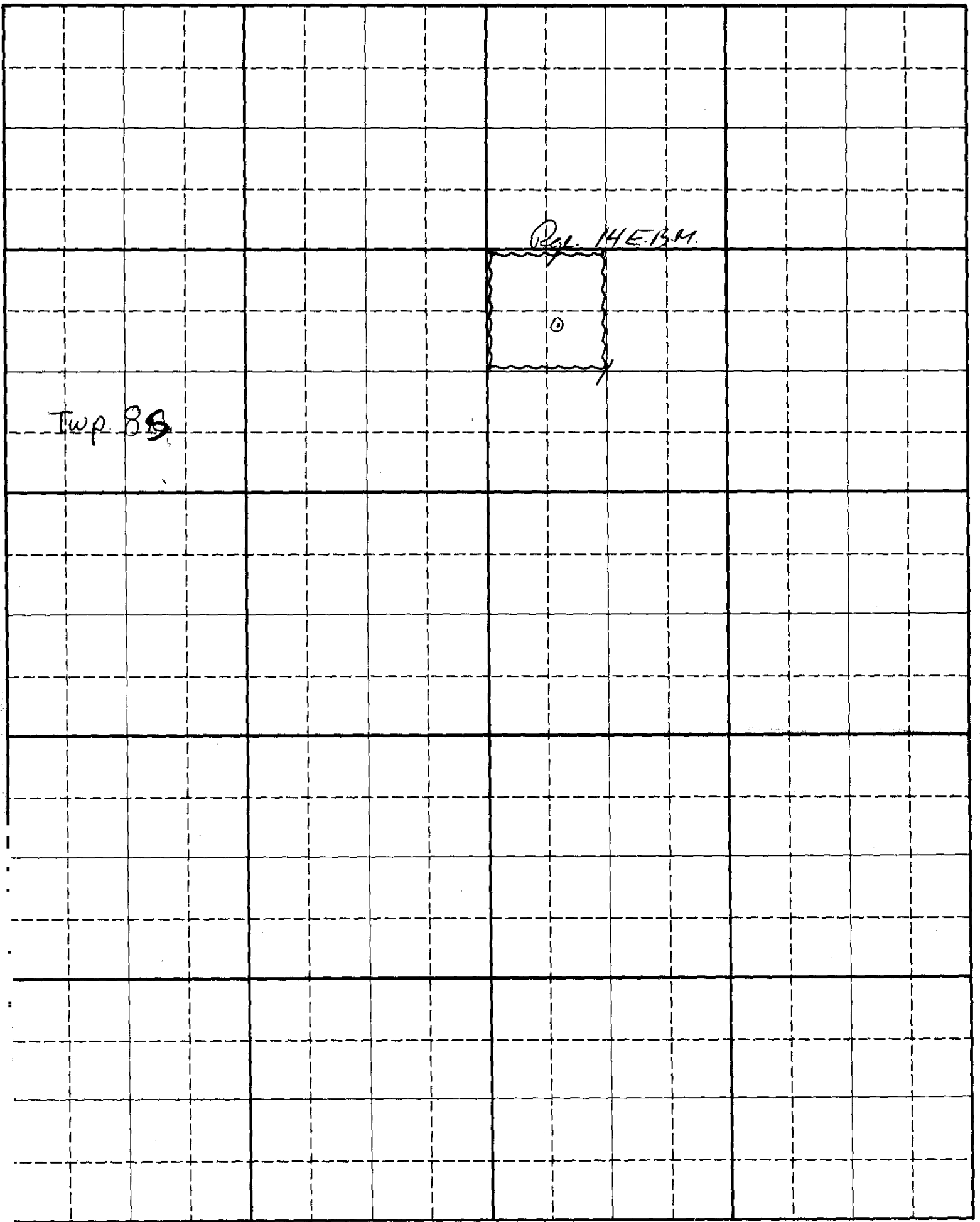
Total number of acres to be irrigated 70

c. Describe any other water rights used for the same purposes 80 share north side Canal Co. G-30728 L.C. 1.5 cfs. 39-SW NW, 40-SE NW RD SE NW Sec 1

9. a. Who owns the property at the point of diversion Ido
 b. Who owns the land to be irrigated or place of use same
 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 I have 80 share of north side Canal Co. water but the headgate is located over 1/2 mile from where the water enters my property and it is a real bad ditch, part of it is through a bad wash out that has been filled in with rock + then the remainder is a dead ditch so the water loss is terrific in this hot weather + by the time I get the water to the far end of the place it is a mile + a quarter from the headgate so with a well that would deliver two feet of water I could rent my Canal water out + not have all that ditch to contend with.

11. Map of proposed project:



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.

Everett Cox
(Applicant)

36-7006

8-31-67

8-23-67

9:15 am

Received by ej Date 8-31-67 Time 9:00 am

Preliminary check by WHL Fee \$ 25.00

Received by ej Date 8/31/67

Publication prepared by RS Date 9-12-67

Published in Bozinger Leader

Publication dates 9-21-68

Publication approved RS Date 9--

Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by CSH

Reinstated
LAPSED
APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7006, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 69.
- Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works. This permit is supplemental to all prior rights.

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

Witness my hand this 1 day of February 19 68.

R. Keith Higgins
State Reclamation Engineer

Affidavit of Publication

State of Idaho, }
County of Gooding } SS.

Thomas A. Miller, 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 14th day of December, 1967, and the date of the last publication was on the 21st day of December, 1967.

Thomas A. Miller

Subscribed and sworn to before me this 28th day of December, 1967
(SEAL)

J. L. Coe Hendrix
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>24</u>		
Number of Insertions	<u>2</u>		
<u>24</u> Lines at <u>14c</u>	<u>3.36</u>	<u>3.36</u>	
<u>24</u> Lines at 10c	<u>2.40</u>	<u>2.40</u>	
TOTAL COST	<u>5.76</u>		

COPY OF NOTICE

Notice of Application for Water
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

Everett Carl Bente Idaho
PLAINTIFF

BILL TO

State of Idaho
Department of Reclamation
107 State House
Boise Idaho

NOTICE OF APPLICATION FOR WATER

TO THE DEPARTMENT OF RECLAMATION, BOISE, IDAHO

IN REPLY TO THE NOTICE OF APPLICATION FOR WATER, DATED APRIL 1, 1967, R. 14 E. 34 N.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. 14 E. 34 N.

12-14-67c

6 pr. per line, successive insertion 10c

Nº 405

36-7006

THE GOODING COUNTY LEADER

OFFICIAL CITY AND COUNTY NEWSPAPER

LELAND G. BURRIS, PUBLISHER

P. O. BOX 56

One Newspaper

One Coverage

One Cost

December 15, 21, 19 67

Gooding, Idaho, ...

Account of

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho

Department of Reclamation

ADVERTISING--	12/7	12/14						
Weeks of Month	1st	2nd	3rd	4th	5th	Total	Rate	Cost
DISPLAY, Col. Inches								

JOB PRINTING AND SUPPLIES--

Legal Notice — Notice for Application of Water
Two Consecutive Issues
24 Lines @ 14¢ \$ 3.36
24 Lines @ 10¢ 2.40
Total \$ 5.76

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

Thomas O. Kelly
Signature of Claimant

36-7006

Affidavit of Publication

State of Idaho,
County of Gooding

SS.

Thomas Miller, 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 21st

day of September, 1967, and the date of the last publica-

tion was on the 28 day of September, 1967

Thomas A. Hull

Subscribed and sworn to before me this 13th

day of October, 1967
(SEAL)

NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....

Number of Insertions

Lines at 15c

Lines at 10c

TOTAL COST

COPY OF NOTICE

(Paste Here)

Nature of applic.
TITLE OF NOTICE
For water

PLAINTIFF'S APPLICATION
application No.
37-7006
DEFENDANT

PLAINTIFF

State of Idaho
BIL TO
Dept. of Reclamation
107 State House
Boise, Idaho
83701

NOTICE OF APPLICATION

Notice is hereby given that the following application for water right was filed with the Department of Reclamation on the 13th day of October, 1967, at Boise, Idaho, under the name of the State of Idaho, Department of Reclamation, for the purpose of obtaining a water right for the irrigation of the land described in the application, to-wit: Sec. 1, T. 37 N., R. 14 E., B. 1 M., Gooding County and is to be used from April 1 to October 15 for irrigation in the 1/4 Sec. 1, T. 37 N., R. 14 E., B. 1 M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. Keith Higginson

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	
Insertion	10c

No. 100

36-7006

STATEMENT RENDERED EVERY THIRTY DAYS

GOODING COUNTY LEADER

AND GOODING INDEPENDENT COMBINED

P. O. BOX 56

One Newspaper ● One Coverage ● One Cost

Gooding, Idaho, _____, 19____

Account of _____

ADVERTISING—

Weeks of Month	1st	2nd	3rd	4th	5th	Total	Rate	Cost
DISPLAY, Col. Inches								

OB PRINTING AND SUPPLIES

Previous Balance

Handwritten signature

36-7006

June 18, 1974

Re: Permit No. 36-7006

Everett Cox
Box 434
Wendell, Idaho 83355

Dear Mr. Cox:

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

We are also enclosing a copy of the approved amendment along with Receipt #14597 in the amount of \$10.00.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jfr

Enclosure

MICROFILMED

RECEIVED

Dr. C. C. T. T. T.

Phone

Phone

(name spring, stream, etc.)

Re-exam for measuring device
Examination for _____
See attached exam report of 8-11-70!

(nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

Other uses: _____

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

County

County

County _____

County

measuring device as such (quote from B/U affidavit)

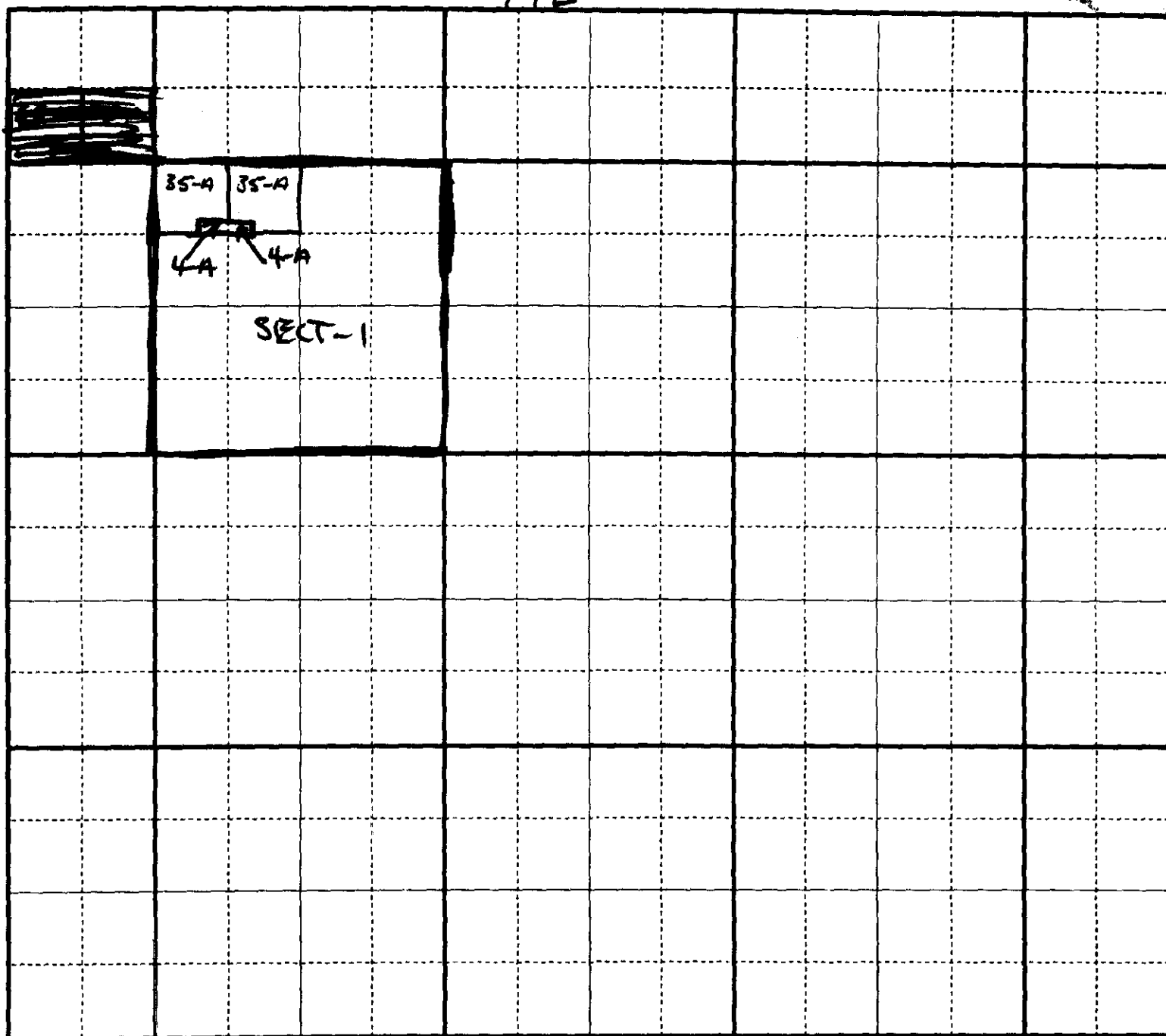
Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

MICROFILMED

TOTAL ACREAGE 70

14E



DATE EXAMINATION RECORDS

DATE _____

EXAMINATION RECORDS

by:

by:

by:

by:

~~4A~~ LANDS NOT under permit
35A - LANDS under permit



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

536-2304

Permit No. 36-7006

This proof is for beneficial use In Water District No.

1. Name of applicant Everett Cox, Route 1, Wendell, Idaho

2. Source of water supply: underground water

3. Location of point of diversion: Is in the PT. ^{PROOF - NE 1/4 NW 1/4} _{SE 1/4 NW 1/4} of Section 1

T. 8 S. R. 14 E. County of Gooding

4. Describe works as they exist, giving dimensions and capacities of same: Water will be discharged into a cement dividing box so water can be diverted north when I am watering the north part of the place & west when I am watering the south part. There are no flumes - dirt ditches & a 25 HP pump.

System is being changed to 50 HP pump

5. Water is used for: Irrigation (Apr. 1 - Oct. 15)

6. State whether or not water has been turned into works of diversion:

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

PERMIT 8 S 14 E 1 NW 1/4 70 acres

PROOF 8 S 14 E 1 N 1/2 NW 1/4 78 acres

(Submit map on attached plat, showing location and details of above description.)

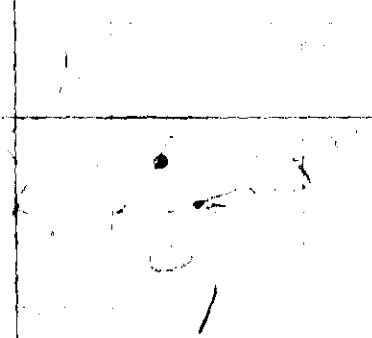
8. What large stream would the water here appropriated finally reach?

Remarks:

536-2304

This examination was made on the day of 19

(Signed) Examiner.



1.066 E
 1.06 F
 2.83 3.11
 5.1
 2

MICROFILMED

DATE OF EXAM 11-7-72

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q=_____c.f.s. V=_____ AF/Ann. from April 1 to Oct 15
Domestic Q=_____c.f.s. V=_____ AF/Ann. from _____ to _____
Livestock Q=_____c.f.s. V=_____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

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 720 G.P.M. Method of measurement Badger Meter

Total Q recommended _____ Meter No. MO539354 Type _____ Condition New

Total V recommended _____

Recommended Amendments:

P.D. ✓ NE & NW 1/4 - sec 1, T8S, R14E
Place of Use _____
Other NEEDS PERMIT for additional 8 acres
None _____

MEASUREMENT CALCULATION: Verti-Line pump, model 10RH
SERIAL # 181432 General Electric model 516236XHB
SERIAL # DHJ405362 H.P.20
BADGER-MO539354 2% Accuracy 8" Discharge

SYSTEM DESCRIPTION: Water pump into cement divider
box. Water is measured with Badger
Meter. This system has recently been
changed from sprinkler system to flood
irrigation.

REMARKS: Mr. Everett Cox accompanied exam.
Point of diversion is located NE & NW 1/4
Sec-1 T8S R14E.

Examiner's Signature Michael Steele Date 11-7-72

Checked by Bob Haynes Date 12-6-72

Approved by _____ Date _____

MICROFILMED

Form 23
2M-4-65

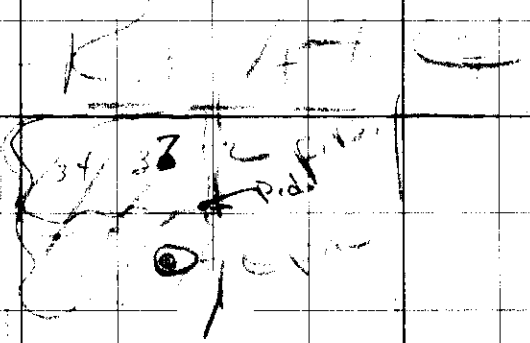
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 36-7006

REPORT ON PROOF OF 36-7006 USE

36 7006



Q measured 1.06 CFS
 Q recommended 1.06 CFS
 Volume 284 Ac²/Sec

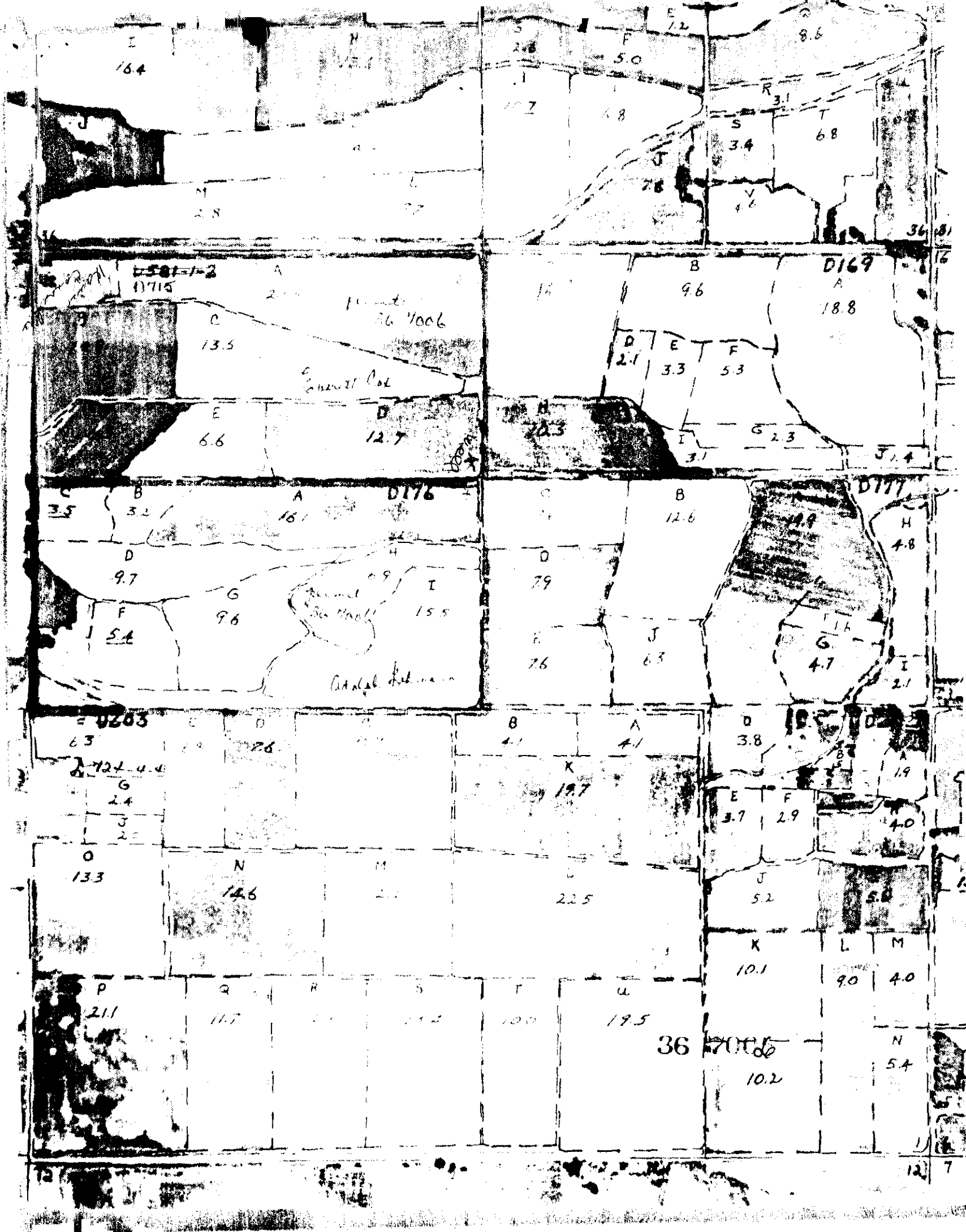
Perage -
 Found 71
 Recommended 71
 Size 2

Additional comments

✓
 of use

36 7006

36 7006



I
164

S
2.8

F
5.0

G
8.6

M
2.8

L
7.7

J
10.7

K
4.8

S
3.4

T
6.8

36
8.1

~~581-1-2~~
D1715

A
2.1

James H. Moore
36 1006

C
13.5

B
9.6

D169
A
18.8

D
2.1

E
3.3

F
5.3

E
6.6

D
12.7

H
22.3

I
3.1

G
2.3

J
1.4

C
3.5

B
3.2

A
16.1

D1716

C
7.4

B
12.6

D1717

D
9.7

H
9.9

I
15.5

D
7.9

J
6.3

H
4.8

F
5.4

G
9.6

James H. Moore
36 1006

James H. Moore

D1718
6.3

E
2.2

D
2.8

B
4.1

A
4.1

D
3.8

D1719
2.4

G
2.4

H
2.2

K
19.7

E
3.7

F
2.9

A
1.9

O
13.3

N
14.6

M
2.1

L
22.5

J
5.2

K
5.8

P
21.1

Q
11.7

R
11.1

S
11.2

T
10.0

U
19.5

K
10.1

L
9.0

M
4.0

36 1006
10.2

N
5.4

12
7

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Not irrigating 13 May 70
JEB

536-2306

Permit No. 36-7006

This proof is for beneficial use

In Water District No. _____

1. Name of applicant Everett Cox, Route 1, Wendell, Idaho

2. Source of water supply: underground water

3. Location of point of diversion: Is in the PROOF - NE 1/4 NW 1/4 - Cor. 1
PT. - SE 1/4 NW 1/4 of Section 1

T. 8 S R. 14 E County of Gooding

4. Describe works as they exist, giving dimensions and capacities of same: Water will be dis-
GE 30 HP 54" W. 5X624 X C10 Layne Pump D17779 Model 108 KM
charged into a cement dividing box so water can be diverted north when I am watering
the north part of the place & west when I am watering the south part. There are no
flumes - dirt ditches & a 25 HP pump. PROOF - 25 HP pump, 12"
well casing - 116' deep - System is being changed
to sprinkler irr

5. Water is used for: Irrigation (Apr. 1 - Oct. 15)

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

PERMIT 8 S 14 E 1 NW 1/4 70 acres

PROOF 8 S 14 E 1 N 1/4 NW 1/4 78 acres Correct

no measuring device was installed. This is
valued since the method of irrigation has
changed.

$$V = (4 \text{ ft}) (71) = 284 \text{ ft}^2 / \text{sec}$$

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Everett Cox accompanied exam.

FILED: 8-31-67

MADE: S-1-69

DUE: 3-1-69

PRIORITY: 10-30-67

Pump 8' discharge 15' to 6" main line 1/2 mi north &
890' west. Raincat travelling circular sprinkler

Raincat 480 gal/min from Raincat figures.
Proof from P.D. NE 1/4 Sec 1 T8S R14E and map NW 1/4 NW
is correct.

This examination was made on the 11 day of August, 19 70

(Signed) William Salas Examiner.

B.S.
JMS
2
JMS

36-7006

myd
4-3-70

Permit No. 36-7006 Everett Cox, Rt. 1, Wendell

Examination for beneficial use

County Gooding

Quantity: PERMIT - 1.40 cfs
Sec. 1 T. 8 S. R. 14 E

PROOF - 1.8 cfs

Source: Ground water

P.D.: ~~PERMIT - 1.40 cfs, Sec. 1, 8 S, 14 E~~

PROOF - NE 1/4 NW 1/4, Sec. 1, 8 S, 14 E - correct

Use: Irrigation

~~REMARKS~~

~~REMARKS~~

~~COMPLETION OF WORK~~

~~OTHER REMARKS~~

~~REMARKS~~

Priority - 8-21-67 (late proof)

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

from the desk of
Darlene Reich

36-7006

*Typed new exam for
re-examination this
date.*

1-7-72

dr

36 7006

MEMO

To: *Southern District*

From: *Osborne*

Date: *8-9-73*

Herewith forwarding field exam report for Permit No. *36-7006*

Cannot issue license until the following is determined:

- ☐ Amount of water measured
- ☒ Location of point of diversion
- ☐ Place of use for domestic
- ☐ Place of use for stockwater
- ☒ Place of use for irrigation (number of acres in each 40-acre subdivision)
- ☐ Installation of measuring device
- ☒ Permit holder does not agree with findings of examiner, please re-examine *And see permit holder per his request of 8-3-73.*
- ☐ Other

36 7006

RECEIVED

AUG 6 1973

Department of Water Administration

Box 434
Wendell, Idaho 83355
3 August 1973

Mr. Bobby D. Fleenor
Assistant Director
Idaho Dept. of Water Admin.
Statehouse - Annex 2
Boise, Idaho 8 3707

Re: Permit No. 36-7006

Dear Mr. Fleenor:

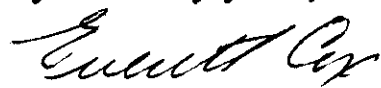
In reply to your letter of July 25 regarding licensing my well, I don't understand why the point of diversion would be any different. The well is still in the same spot.

Also, there has been no change in the place of use; also, I do not know what the 8 A is that you refer to. I still water the 70A for which I applied for a permit originally. Mine is an 80A farm with 10 A out for yard, corrals, ditches, roadway and highways. I know of no reason to file an amendment to the application for permit; there has been no change in the use of the water since the well was dug, except that I tried a circular sprinkler syster that I do not now have and did not have at first.

Please have your examiner stop by so we can solve this problem.

Is the \$10 filing fee to cover just the amendment you thought was necessary or is it to get the license?

Very sincerely yours,



J. Everett Cox

36 7006

July 25, 1973

Re: Permit No. 36-7006

Mr. Everett Cox *Box 43A*
Wendell,
Idaho 83355

Dear Mr. Cox:

A representative of this Department has made an examination of the works covered by your Permit No. 36-7006 and has found the following:

Quantity of water diverted: 1.60 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 1.40 cfs

The maximum quantity diverted shall not exceed 280 acre feet per year.

Beneficial use: Irrigation of 70 acres within the N1/2NW1/4 Sec. 1, Twp. 8 S, Rge. 14 E, B.M.

Point of diversion: NE1/4NW1/4 Sec. 1, Twp. 8 S, Rge. 14 E, B.M.

Priority date established: October 30, 1967

The point of diversion and place of use found by our examiner differs from that listed under your permit, therefore, it will be necessary to amend the permit before a water license can be issued. We have enclosed a partially completed application for amendment for your use in this matter. Please sign the application and return it to this office along with a \$10.00 filing fee within 20 days of the date of this letter in order that we might issue your water license as set forth above.

You should be aware that any ground water development after March 25, 1963, must be by means of a valid permit. Our records fail to indicate that you have a right to irrigate an additional 8 acres in the N1/2NW1/4 of Sec. 1 found by our examiner and being irrigated from this well. Please review the matter and if

36 7006

you do not have another permit, please file an application for permit before the next irrigation season.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enc: Amendment form

36 7006

RECEIVED

SEP 13 1972

Department of Water Administration

September 12, 1972

BDF

Intermountain WATER SERVICE, INC.

TELEPHONE (208) 375-9330
6700 EMERALD
BOISE, IDAHO 83704

36-7006

Mr. Everett Cox
Route 1
Wendell, Idaho

Dear Sir:

Due to extra heavy sales and slow deliveries from the factory, the 8" Badger Flow Meter you ordered cannot be delivered at this time. This meter ordered for use on your property located at T.8S., R.14E., Section 1, lots 3 and 4.

Intermountain Water Service does have a shipment of meters enroute from the factory and your meter should be delivered in the next 30 days.

Thank you for your order and if we can be of further assistance to you please contact us.

Sincerely,

INTERMOUNTAIN WATER SERVICE, INC.

E. J. Kozak
General Manager

EJK/cr

cc: ✓ Keith Higginson
Idaho Department of Water Administration
Boise, Idaho

Bob Haines, Idaho Department of Water Administration
1041 Blue Lakes Blvd. North
Twin Falls, Idaho

36 7006

Re: Permit No. 36-7006 - Everett Cox

Mr. Steve Allred, Deputy Director
Department of Water Administration
Statehouse, Annex 2
Boise, Idaho 83707

Dear Mr. Allred:

In answer to your letter of May 7, 1971, please be advised that at the time I submitted proof of beneficial use on May 1, 1969, I was using an open discharge system to irrigate the land under this permit.

On August 27, 1969, I wrote a letter and advised the Department that the system was ready for inspection and measuring device installed. Near the end of February, 1970, I telephoned the Department and asked for an examination to be made, in as much as I was to change from surface flood irrigation to sprinkler irrigation and did not want to buy an expensive measuring device. I also phoned the Department in mid March requesting the same examination. The 1st of April I installed a sprinkler system and it was this system that the examiners found no measuring device on. Each time I called, I was advised that they could not conduct an examination due to lack of funds and personnel. I advised the Department that I could turn this system on and did not have to wait for the irrigation season.

Please accept this as my answer to your May 7, 1971 letter.

Everett Cox

36 7006

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐

Show to whom, date and address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

22774

1

Everett Col

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

by Mrs. Everett Col

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

5-10-71

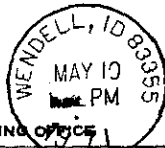
3

36 7006

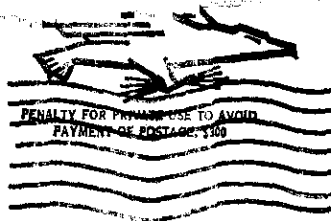
36-7006

POD Form 3811 Apr. 1969 635-16-71648-11

POSTMARK OF DELIVERING OFFICE



Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.



Wendell, Idaho 83355
May 10, 1971
1:00 PM

35-7006

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

May 7, 1971

CERTIFIED MAIL

#22794

Re: Permit No. **36-7006**

Mr. Everett Cox
Route 1
Wendell, Idaho 83355

Dear Mr. Cox:

Prior to issuing a license for your permit, Idaho law requires that this office inspect the facilities and use of water being developed to determine compliance with the terms and conditions of the permit and the extent of beneficial use being made. An examination has been conducted in connection with the above referenced permit and indicates that a measuring device has not been installed.

As you are aware, one of the conditions of approval of your permit required that a measuring device be installed and maintained as part of the diverting works at the point(s) of diversion. We cannot issue a license as long as that condition of the permit has not been completed.

You are, therefore, hereby ordered to show cause before the Director of the Department of Water Administration, Statehouse - Annex 2, Boise, Idaho, on or before June 6, 1971, why Permit No. **36-7006** should not be cancelled, pursuant to Section 42-311, Idaho Code, as amended, and held null and void for failure to comply with the terms and conditions of its issuance.

You should be advised that, in the event the above referenced permit is cancelled due to your failure to show reasonable cause on or before the above mentioned date, continued diversion of water would be without legal right and subject to legal action. If you have any questions, please contact this office.

Very truly yours,

C. STEPHEN ALLRED
Deputy Director

CSA:dr

36 7006

September 17, 1969

Re: Permit No. 36-7006

Mr. Everett Cox
Route 1
Wendell, Idaho 83355

Dear Mr. Cox:

Before a license can be issued a field examination must be made by a representative from 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 someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

EXAM TAPED
9-17-69
DWM

36-7006

C
O
P
Y

Gentlemen

5-12-69

I have a rectangular water meter installed, the type the north side Canal Company uses, so the water could be measured any time if you desire to do so.

Hope this clears the way for licensing the well. My permit number is 36-7006

Yours truly
Eugene Cox

RECEIVED

AUG 22 1969

Department of Reclamation

36-7004

July 8, 1969

Re: Permit No. 36-7006

Mr. Everett Cox
Route 1
Wendell, Idaho

Dear Mr. Cox:

This office is in receipt of your affidavit setting forth proof of the application of water to beneficial use under Permit No. 36-7006 and have REINSTATED your permit. You have stated that you have not installed a measuring device as required under your permit. As you may be aware, before we can issue a license, we are required by law to conduct an inspection to determine the amount of beneficial use that has been made under the permit. To accomplish this we would require the use of the measuring device set forth under the terms of your permit.

In the event we were to make the inspection, and the measuring device was not installed, our probable course would be to deny the proof of application of water to beneficial use and the permit would lapse.

I would appreciate hearing from you as soon as possible as to your intentions regarding the installation of a measuring device. Please indicate what type and when you intend to install that device.

Very truly yours,

C. STEPHEN ALLRED, P. E.
Assistant State Reclamation
Engineer

CSA:tg
Enc: informational letter

36-7006

March 19, 1969

Re: Permit No. 36-7008 (Lapsed)

Mr. Everett Cox
Route #1
Wendell, Idaho

Dear Mr. Cox:

We are in receipt of your letter of March 6, 1969. If we understand your letter correctly, you have already placed the water under this permit to beneficial use on the land in question and all that remains to be done is install some additional ditches and a diversion box.

If this incorporates part of your measuring device, it is possible that you could complete the work and submit proof of beneficial use within 60 days of the date of the notice of lapsing which was March 3, 1969. Therefore, it is recommended that you proceed to complete your project and submit proof of beneficial use prior to May 2, 1969. This proof must be received prior to that day or we cannot consider the reinstatement of your permit. We are enclosing additional proof of beneficial use forms for your use in this matter.

Should you be unable to complete your permit within the remaining time, you should consider submitting additional requests for reinstatement prior to May 2, 1969. If you are not successful in submitting proof or in obtaining a reinstatement of this permit, you must apply for a new permit before you can continue to use the well in question.

Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: Proof forms

36-7006

Gentlemen:

1-6-69

RECEIVED

MAR 10 1969

Department of Reclamation

I thought I had until March 30th to submit
proof of application of water to beneficial use.
I have been pumping into an open ditch &
it would be hard to get an accurate
measurement, but I am putting in some
cement ditch & dividing box & hope to
have that work completed by April 1st
and then we can make an accurate
measurement of the water. When the
pump was installed it was set to
pump 105 inches.

I'm sorry I misunderstood, but would surely
appreciate a reinstatement of my permit # 36-7006

Yours Truly

Everett Cox

Rt. #1

Wendell, Idaho

36-7006

March 3, 1969

Re: Permit No. 3607006

LAPSED

Mr. Everett Cox
Route #1
Wendell, Idaho

Dear Mr. Cox:

You are hereby notified that under the provisions of Section 42-218a, Idaho Code, Permit 36-7006 has lapsed.

You are further advised that the department cannot reinstate the permit except upon a showing of reasonable cause within sixty days from the date of this notice of lapsing.

R. Keith Higginson

JAB

State Reclamation Engineer

RKH:ks

36-7006 Form 7

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

**PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300**

PS Form 3811 Apr. 1967

PS Form 3811 Apr. 1967

36-700 WENDELL, ID 83355 JAN 10 PM 79 69	POSTMARK OF DELIVERING OFFICE	
INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.		RETURN TO
NAME OF SENDER Department of Reclamation STREET AND NO. OR P.O. BOX Annex #2 State use POST OFFICE, STATE, AND ZIP CODE Boise, Idaho 83702		

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐

Show to whom, date, and
address where delivered

☐

Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

20664

1

Everett Cox

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

1-10-69

3

NAME AND ADDRESS OF SENDER

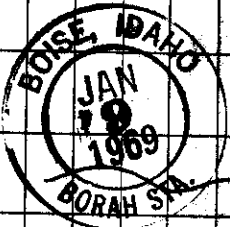
Dept. of Reclamation

Indicate type of mail
☐ INSURED ☐ C. O. D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSE-MENT ¹	R. R. FEE	S. D. FEE	S. H. FEE ²	RESTRICTED DELIVERY FEE ³
1	320664 Everett, Box 374, 200000 Idaho	.06	.30			10			36-7006
2	320665 Alameda, Alameda, Idaho								36-7007
3	Box 147, Alameda, Idaho								
4	320666 Warner, Idaho, Box 1, 200000								03-7000
5	320667 Boise, Idaho, Box 192, Rt 1, 200000								37-7006
6	320668 Boise, Idaho, Box 192, Rt 1, 200000								37-7006
7	320669 Boise, Idaho, Box 192, Rt 1, 200000								78-7003
8	320670 Boise, Idaho, Box 192, Rt 1, 200000								63-7252
9									
10									
11									
12									
13									
14									
15									
16									
17									
18									
19									
20									
TOTAL NUMBER OF ARTICLES LISTED BY SENDER		TOTAL NUMBER OF ARTICLES RECEIVED AT POST OFFICE		POSTMASTER, PER (Name of receiving employee)					



¹ Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Bureau," "FL" if "Fragile-Liquid" and "FLU" if "Fragile-Liquid—This Side Up."
² Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service.

36-7006

January 8, 1969

Re: Permit No. 36-7006

Mr. Everett Cox
Route #1
Wendell, Idaho

Dear Mr. Cox:

One of the conditions of the approval of your permit 36-7006 was that proof of application of the water to beneficial use be submitted to this office on or before March 1, 19 69.

Enclosed is an affidavit form which must be used to submit this proof. You may also request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension 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.



State Reclamation Engineer

RKH:KS

Enclosure: Proof form

36-7006 Form 5

March 22, 1968

Everett Cox
Wendell,
Idaho

Dear Mr. Cox:

SE NE It has been brought to our attention that on or about
August 9, 1967, you had a well drilled. The
well is reported to be located at a point in the NE 1/4
NW 1/4, sec. 1, T. 8 S, R. 14 E, B.M. for
irrigation use.

A search of our records has failed to find your application or approved permit. Under existing Idaho Statutes, Sections 42-226, 42-229, and 42-230 of the Idaho Code, you are required to file and obtain an approved permit before you divert waters from a subterranean source, with the exception of domestic wells which are defined under Section 42-111 of the Idaho Code.

If we have overlooked your permit, please advise the department as to your permit number. However, if you have not yet filled out an application for permit, please use the instructions and the blank application form which we have enclosed.

We will be very happy to assist you with any questions you might have.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Application for permit forms

Gentlemen

In regards to your letter of
March 22nd. I applied for & was
granted a permit to drill a well &
the # is 36-7006

Yours Truly
Eugene C. Cox

RECEIVED
MAR 28 1968
Department of Reclamation

36-7006

February 5, 1968

Re: Permit 36-7006

**Everett Cox
Route # 1
Wendell, Idaho 83355**

Dear Mr. Cox:

We enclose a copy of your approved application for permit 36-7006 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

**C. Stephen Allred, Assistant
State Reclamation Engineer**

CSA:kd

**Enclosures: Copy of application
Receipt No. 33904 for \$25.00**

36-7006

Form 4

January 11, 1968

Re: Application No. 36-7006
Everett Cox

The Gooding Leader
P. O. Box 56
Gooding, Idaho 83330

Gentlemen:

As of this date, we have not received the bill of publication or the affidavit for the above referenced application. Please submit these items as soon as possible so that we may continue processing the application.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:lm

Enclosure: Copy of transmittal letter

36-7006

December 6, 1967

Re: Application No. 36-7006
Everett Cox

The Gooding Leader
P. O. 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 date. If you can not publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, 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 same has been paid.

(Do not sign letter)

Signature of claimant

Very truly yours,

Donald W. McElDowney
Water Rights Clerk

DWM:ks

Enclosures: legal notice

Form 3

2nd Adv. at our expense. Chg of Insp. 36-7006

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Everett Cox, Route #1, Wendell, Idaho
has on August 31, 1967
applied for permit to divert ~~7777~~ 1.40 cubic feet per second ~~2079 feet~~
of water from a subterranean source
under application No. 36-7006. Water will be diverted by a well and
pump within the SE 1/4, Sec. 1, T. 8 S, R. 14 E,
B.M., Gooding County
and is to be used from April 1 to October 15 for irrigation
in ~~the NW 1/4~~ the NW 1/4, sec. 1, T. 8 S, R. 14 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Gooding Leader, Gooding, Idaho,
on December 14 and December 21.

36-7006

October 10, 1967

Re: Application 36-7006

The Gooding Leader
P. O. Box 56
Gooding, Idaho 83330

Gentlemen:

Please be advised that as of the date of this letter we have not received the bill or the affidavit of publication of the above referenced application for water. Please forward the affidavit and a certified bill to this department as soon as possible so that we may continue the processing of the application.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:ks

36-7006

The Gooding Leader

ADVERTISING
COMMERCIAL
PRINTING
OFFICE SUPPLIES

OFFICIAL NEWSPAPER FOR GOODING COUNTY AND CITY

LELAND G. BURRESS, Editor and Publisher

PHONE 934-4911 - BOX 56 - GOODING, IDAHO

RECEIVED
SEP 19 1967

Depart

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Everett Cox has on August 31, 1967 applied for permit to (divert 1.40 (cubic feet per second) of water from a subterranean source under application No. 36-7006. Water will be diverted by pump within the SE 1/4 NW 1/4, Sec. 1, T. 8 N, R. 14 E, B.M., Gooding County and is to be used from April 1 to October 15 for irrigation in NW 1/4, Sec. 1, T. 8 N, R. 14 E, B. M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. Keith Higginson
State Reclamation Engineer
45-49

Proof as requested

Insertion ordered Sept 21 + 28th.

J. Stone

36-7006

September 12, 1967

Re: Application 36-7006

The Gooding Leader
P. O. 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 proofing 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 can not publish the notice on the proposed dates, please contact us immediately.

The expense of this publication is to be paid by the Department of Reclamation to whom you must furnish an affidavit of publication with the bill as soon as the publication is completed.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:ks

Enclosures: legal notice

P.S. Please send accertified bill

36-7006 Form 3

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Everett Cox
August 31, 1967
has on 1.40 applied for permit to (divert) (store) //////
1.40 //////// a sub-
terranean source (cubic feet per second) (acre feet) of water from 36-7006
under application No. 36-7006. Water will be
diverted by pump within the SE 1/4 NW 1/4, Sec. 1, T. 8
N 1/2, R. 14 E, B.M., Gooding County April 1
and is to be used from October 15
to for Irrigation
in NW 1/4, Sec. 1, T. 8 N, R. 14 E, B.M.
N

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer

~~September 21~~ Gooding Leader Gooding
Published in the September 21 September 28,
Idaho, on _____ and _____.

36-7006

hold 20 days

August 29, 1967

Everett Cox
Route #1
Wendell, Idaho 83355

Dear Mr. Cox:

Thank you for returning your application to appropriate the public waters of the State of Idaho. We have reviewed the application and it appears to be correct; however, before it is in acceptable form we must clarify one issue.

The quantity of water claimed, we assume, is 1 miner's inch or 1/50 of a cubic foot per second per irrigated acre; therefore, you would have for your 70 acres of land, 70 miner's inches or 1.4 c.f.s. Enclosed is an instruction sheet with the fee schedule at the bottom. You will note that if you wish one inch per irrigated acre, the fee would be \$25.00. Therefore we are returning your personal check No. 226 in the amount of \$20.00.

Please return a check for the proper filing fee of \$25.00.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: Check No. 226
Instruction sheet

36-7006

August 16, 1967

Everett Cox
Route #1
Wendell, Idaho 83355

Dear Mr. Cox:

We are returning your application to appropriate the public waters of the State of Idaho. Your application is not acceptable until all pertinent questions are answered and the application is submitted with a statutory fee.

The questions which must be answered are circled in red. The filing fee is based on the quantity of water claimed. An instruction sheet is enclosed, at the bottom of which you can find a fee schedule.

As you have filed for 70 acres of land to be irrigated, we will not be able to approve an application for two cubic feet per second. The maximum that the Department of Reclamation will allow is 1/50 of a cubic foot per second per irrigated acre.

The only instance in which you ~~should~~ apply for water in excess of 1/50 of a cubic foot per second per irrigated acre would be when your application is supported by a soil report stating that your land requires more than 1/50 of a cubic foot per second per acre.

Your prompt attention to this matter will be greatly appreciated.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:ks

36-7006