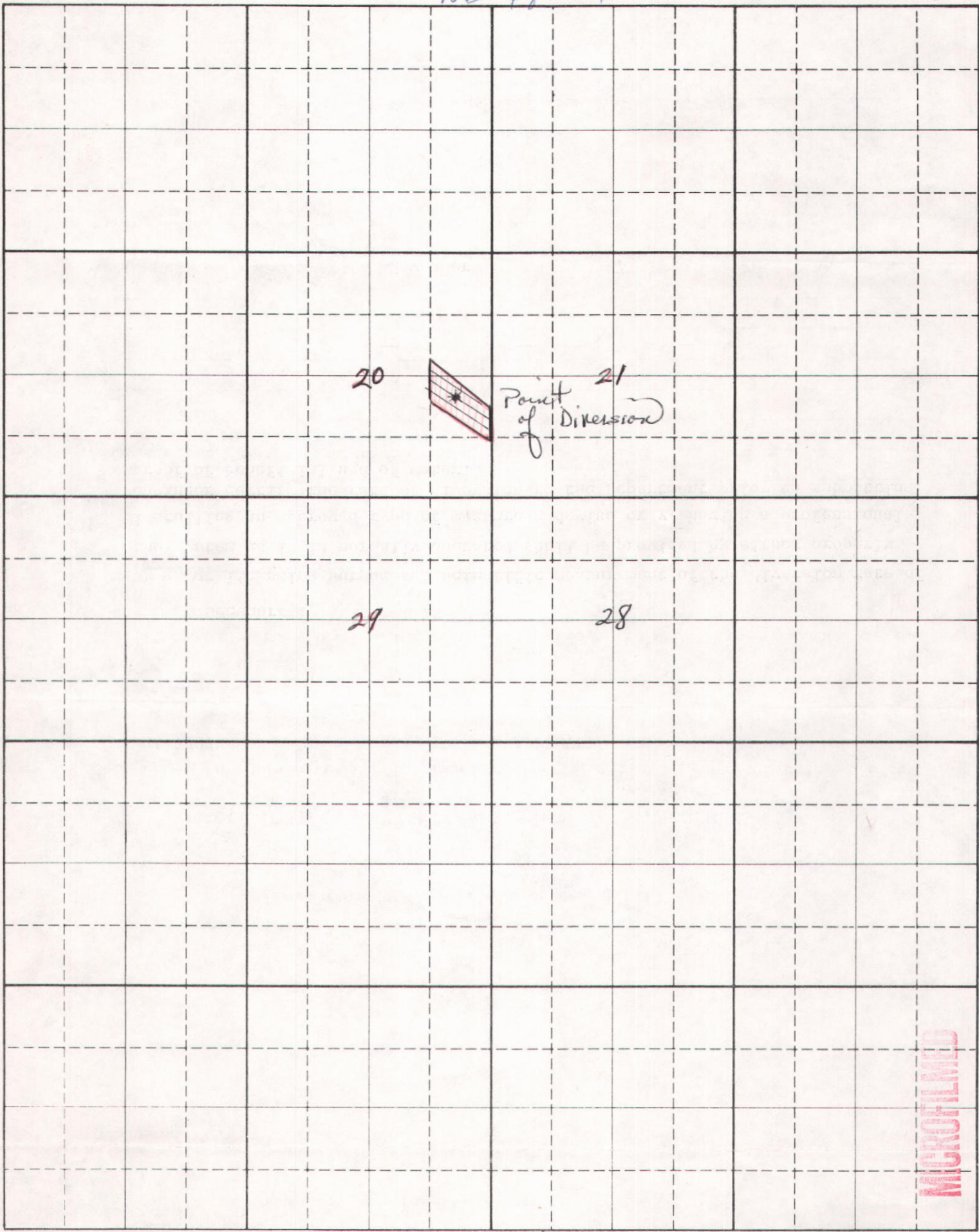


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 20 TN 7N R 24E



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.

Elroy N. Kimball or Frances L. Kimball
(Applicant)

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, MARGARET PARKS
Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for 2
consecutive weeks, commencing with
the issue dated SEPT. 29,
1977 and ending with the issue
dated OCT 6, 1977.

Margaret Parks
Subscribed and sworn to before
me this 7 day of 10,
1977.

Spencer R. Riva
Notary Public, residing at Challis,
Idaho. My commission expires on
September

RECEIVED

OCT 11 1977

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Elray
N. Kimball &/or Frances L.
Kimball, Mackay, Idaho has on 9-19-
77 submitted Application No. 34-7207
for a permit to appropriate 0.338
cubic feet per second of water from a
ground-water source by means of
well and pump within the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 20, T. 7N, R. 24E, B.M., Custer
County; to be used from Apr. 1 to Nov.
1 for the irrigation of 16.9 acres
within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 20, T. 7N, R. 24E, B.M.

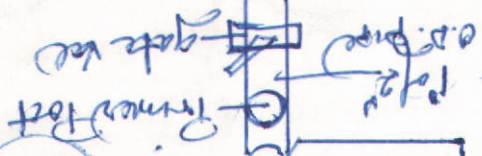
If issued, this permit will be
subject to all prior water rights.
Protests against the granting of the
permit must be filed with the Idaho
Department of Water Resources,
1515 Lincoln Road, Idaho Falls,
Idaho, 83401 on or before October 17,
1977.

C. STEPHEN ALLRED
Director

Published in the Challis
Messenger, Challis, Idaho on
September 29 and October 6, 1977

□□□

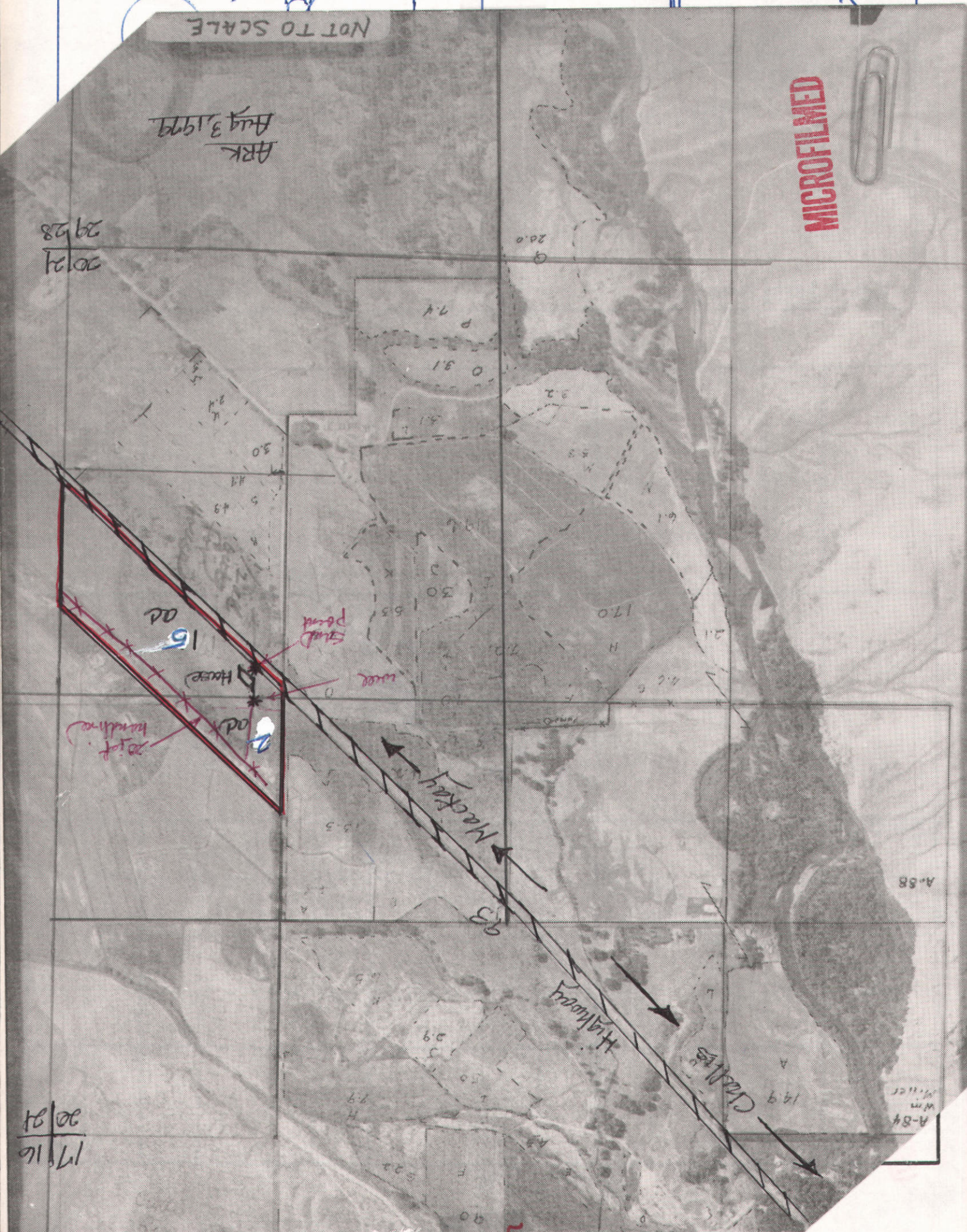
MICROFILMED



NOT TO SCALE

APR
Aug 3, 1979

87	62
79	28



Elroy &/or Frances Kimball 34-7207

10	00
01	11

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 34-7207 Priority September 19, 1977 Amount 0.27 cfs

THIS IS TO CERTIFY, that Elray N. &/or Frances L. Kimball
of Mackay, Idaho, has complied with the terms and conditions of Permit
No. 34-7207 issued pursuant to Application for Permit dated September 19, 1977,
and has submitted proof to the Department of Water Resources on October 30, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.27 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from April 1 to November 1</u>	<u>at 0.27 cfs</u>	<u>and 51.0 acre feet</u>
_____	_____	_____	_____
_____	_____	_____	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.27 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
51.0 acre feet per year, said waters to be diverted within the (2 points) NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section
20, Twp. 7N, Rge. 24E in the County of Custer

Description and location of place of use:

Twp.	Range	Section																Totals
		1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	
7N	24E	20																17

Total number of acres irrigated 17

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 24TH day of
May _____, 19 82.

Acting for the Director

Norman C Young

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING }
DEVICE REQUIREMENT FOR PERMIT NO. 34-7207 }

ORDER

WHEREAS, it has been determined by the Department of Water Resources that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit:

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from said permit.

Dated this 28th day of August, 1978.

L. Glen Saxton
L. GLEN SAXTON

Chief, Operations Bureau

RECEIVED

SEP 21 1977

Identification No. 34 7207

Application No. _____

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

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

- 1 Name of applicant ELRAY N. KIMBALL ~~OR FRANCES K. KIMBALL~~ Phone: 588-2690
post office address BOX 2961, MACKAY, IDAHO 83251
- 2 Source of water supply GROUNDWATER which is a tributary of _____
- 3 a Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 20 Township 7N
Range 24E B.M. CLUSTER County; additional points of diversion if any: _____
- b If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
- 4 Water will be used for the following purposes:
Amount .338 for IRRIGATION purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- 5 Total quantity to be appropriated
a .338 cubic feet per second and/or
b _____ acre feet per annum
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. PUMP, 2000 ft
SPRINKLING LINE

b Height of storage dam _____ feet, active reservoir capacity _____ acre feet, total reservoir capacity _____ acre feet, materials used in storage dam _____
Period of year during which storage will occur _____ to _____ inclusive
(Mo Day) (Mo Day)
c Proposed well diameter is 8 inches, proposed depth of well is 40 feet
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years
b Estimated construction cost is \$ 3000
- 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 _____

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	
7N	24E	20				1.9									15				16.9

Total number of acres to be irrigated 16.9

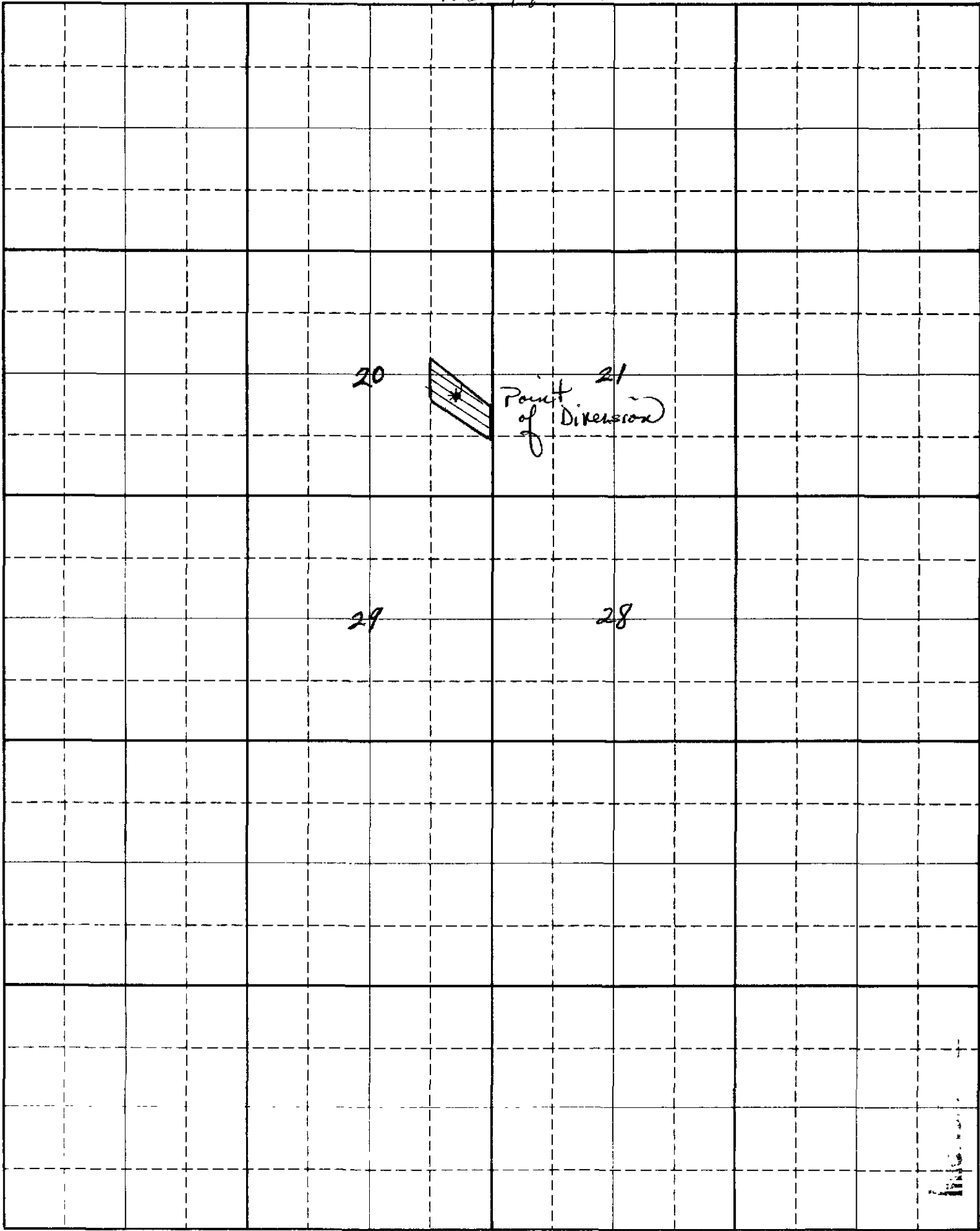
c. Describe any other water rights used for the same purposes as described above.

- 9 a. Who owns the property at the point of diversion ELIA PENCE
 b. Who owns the land to be irrigated or place of use ELIA PENCE
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing OPTION TO BUY CONTRACT
FILED AUGUST 8, 1977 FOR A 3 YEAR CONTRACT
FILED + HELD AT THE IDAHO FIRST NATIONAL
BANK MACKAY BRANCH

10. Remarks

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

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 20 T1N R24E



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

Erroy N. Kimball or Frances L. Kimball
(Applicant)

Proposed Priority 9/19/77

Received by CW Date 9-19-77 Time 12:05 P.
Preliminary check by ARK Fee \$ 25.00
Receipted by CW Date 9-20-77 # 9008
Publication prepared by CW Date 9-20-77
Published in Charlie's Messenger
Publication dates Sept 29 + Oct. 6, 1977
Publication approved me Date 10-11-77
Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

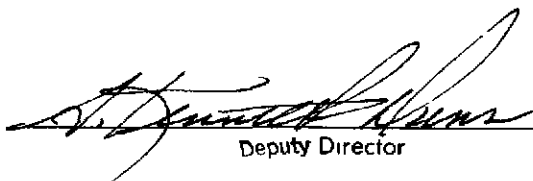
Recommended for approval denial by WFM

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No 34-7207, 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 December 1, 19 78.
 - c Other For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.
- 2 Denial of said application is for the following reasons _____

Witness my hand this 30 day of November 19 77.


Deputy Director

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, MARGARET PARKS

Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for 2

consecutive weeks, commencing with
the issue dated SEPT. 29... ,
19 77 and ending with the issue
dated OCT 6 , 19 77..

Margaret Parks

Subscribed and sworn to before
me this 7 day of 10 .. ,
19 77.

Janette R. ...
Notary Public, residing at Challis,
Idaho. My commission expires on

Sept 1978

RECEIVED

OCT 11 1977

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Elroy
N. Kimball & Co. Frances L.
Kimball & Co. have submitted Application No. 44-7207
for a permit to appropriate 0.388
cubic feet per second of water from a
ground-water source by means of
well and pump within the NE 1/4 Sec. 20,
T. 7N, R. 34E, E.M., Custer
County, to be used from Apr. 11 to Nov.
1 for the irrigation of
within the SE 1/4 NE 1/4, T. 7N,
Sec. 20, T. 7N, R. 34E, E.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 Resources,
1515 Lincoln Blvd., Boise, Idaho, 83725,
Idaho, 83701 on or before October 17,
1977.

Pub
Mess
Sept

June 9, 1982

RE: Permit No. 34-7207

Elray N. &/or Frances L. Kimball
Box 190-296
Mackay, ID 83251

Dear Mr. and Mrs. Kimball:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

RECEIVED
JUN 10 1982
WATER DIVISION



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

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

May 12, 1982

RE: Permit No. 34-7207

Elray N. &/or Frances L. Kimball
Box 296
Mackay, ID 83251

Dear Mr. and Mrs. Kimball:

A representative of this Department has made an examination of the works covered by your Permit No. 34-7207, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.27 cfs Source: groundwater

The maximum quantity diverted shall not exceed 51/0 acre feet
per year.

Point(s) of diversion: (2 points) NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, Twp. 7N, Rge. 24E, Custer
County

Beneficial use: Irrigation of 17 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20,
Twp. 7N, Rge. 24E

Priority date established: September 19, 1977

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise
a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:kw



- older Elroy N. Ho. Francis L.
Roy Ag. Mackay, Ed

- ☒ Surface water ☐

3. Water will be used for the following purposes.

Amount 0.338 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from 4-1 to 11-1
(mo.-day) inclusive (mo.-day)

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

Period of Use from _____ to NOV 2011
(mo.-day) inclusive (mo.-day)

Amount _____ cfs for _____ Eastern District
 _____ AF/Annum (nature of use)

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

Other uses _____

4. Total amount to be appropriated

Max Rate of Diversion 0.338 cubic feet per second and annual volume _____ AF/Annum.

- 5 Location of Point(s) of Diversion:

Township 7A¹ N/S, Range 24E E/W. B.M., Section 26, Subdivision A2 1/4 SE 1/4 Custer
County

Township_____N/S, Range_____E/W, B.M., Section_____, Subdivision_____1/4_____1/4,_____

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

Other Points of Diversions _____

Description of diverting works 7 1/2 Hp, single phase, 2" discharge
3" x 50', 1000' of 3" sprinkler line.

Measuring device required yes ☐ no ☒

- 6 Lands to be irrigated or place of use

[illegible]

TOTAL ACREAGE 16.9

AKIC

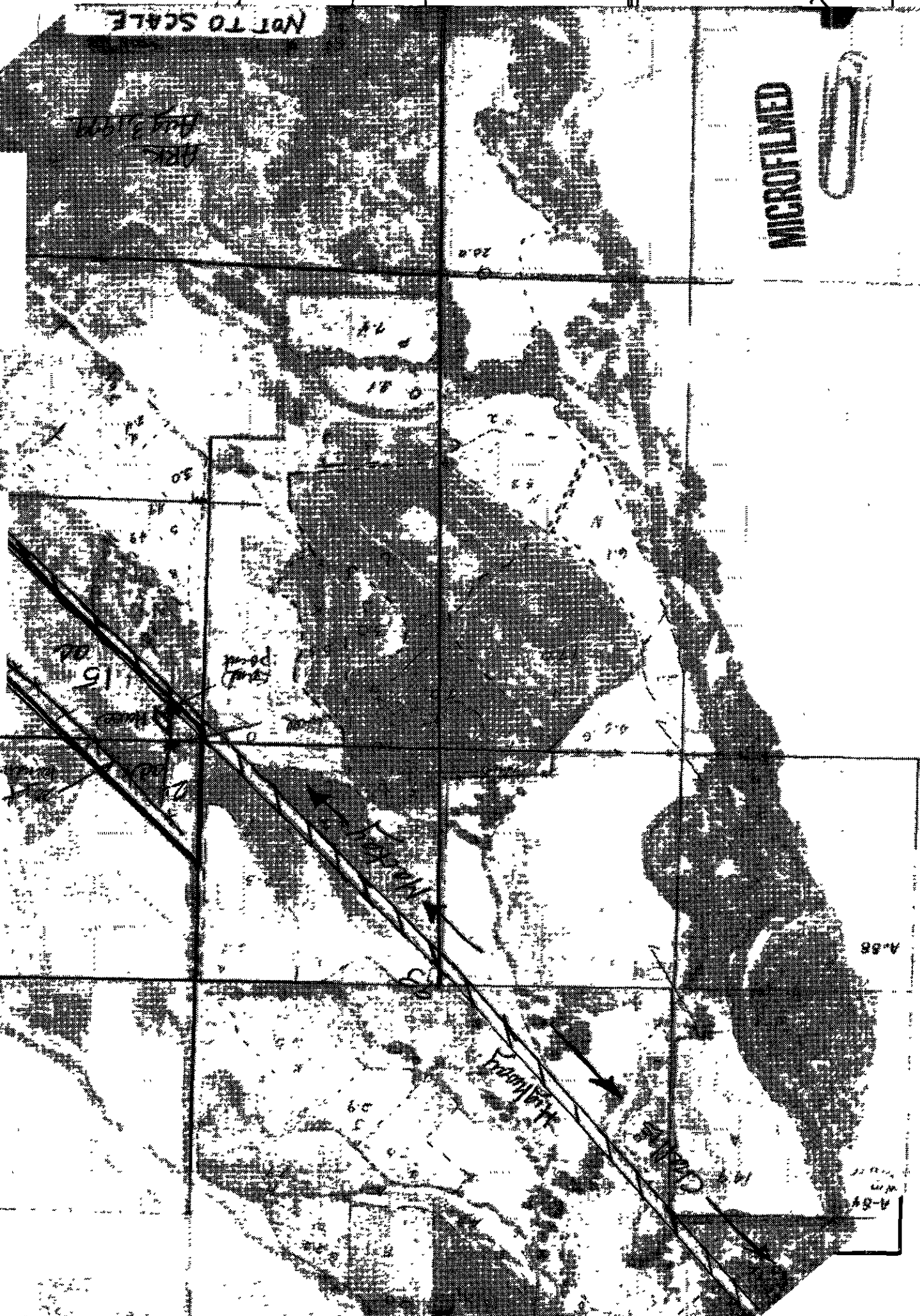
10' of
flexible
hose

1/2" gate valve
1/2" pipe
1/2" inner lot

2 1/4" A.D.
1/4" pipe

NOT TO SCALE

MICROFILMED



2-11-44 4/10 Frances Kimball 34-7227

DATE OF EXAM 6-18-79

ACREAGE Found 17.96
Recommended 17.00

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = .27 c.f.s. V = 51 AF/Ann. from April 1 to Nov 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: not applicable
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with: not applicable
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: not applicable
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: not applicable
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured .27 cfs Method of measurement 1 dot tube
Total Q recommended .27 cfs Meter No. _____ Type Pitot tube Condition Standard
Total V recommended 51 #ft/yr

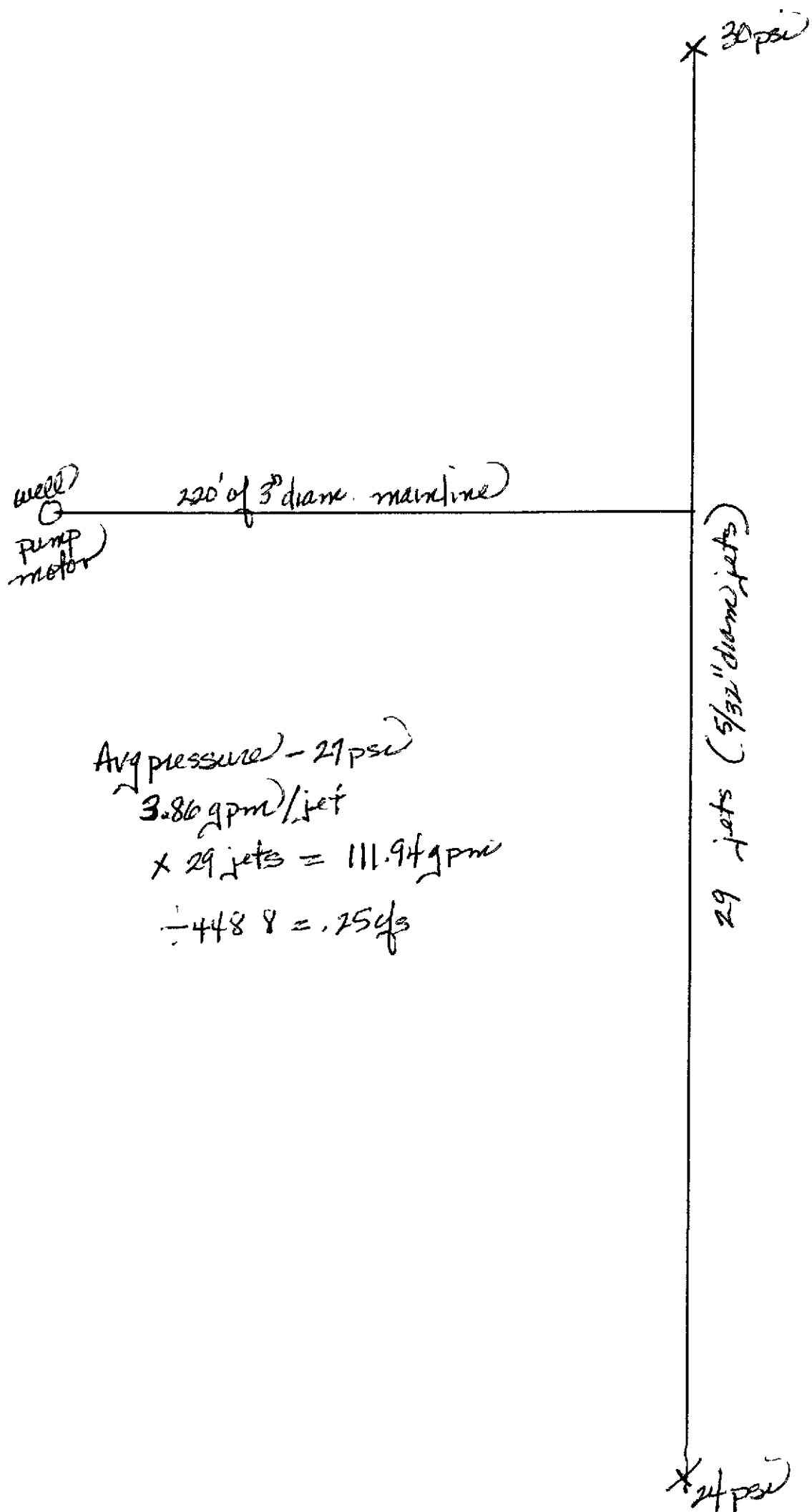
Recommended Amendments:
ADD Add sandpoint in _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION
① See reverse side for pitot tube measurement — .25 cfs
② Bucket & stopwatch — measured 2.5 gallons in 17 sec = 8.8 gpm = .02 cfs
Volume = $1.72 \times 3.0 \text{ cfs} = 5.16 \text{ ft/yr}$
 $1.9835 \text{ M/kg/ft} \times 2.4 \text{ ft/yr} \times .27 \text{ cfs} = 114.6 \text{ M/yr}$

SYSTEM DESCRIPTION:
① Groundwater is diverted from an 8" diameter cased well having a depth of 50' by a 7.5 H.P. Century electric Horiz. motor no. P311, S/n-6-332988-03 with a Jacuzzi centrifugal pump. S/n- 7168923, m/n- 75DM2-S for the irrigation of perennials pasture. ② Groundwater is diverted from a 1.5" diameter sandpoint of unknown depth by a 1/2 H.P. Century horiz. motor #8-125266-22 - Type CS and by a Jacuzzi centrifugal pump #5HJM-SA, S/n- 2E7066047 for the irrigation of lawns and gardens. See reverse side for well depth - 1 1/2" casing
REMARKS: System shown and described by Mr. Kimball.
Acres irrigated by 1 - handline lateral sprinkler
having 29 ft.

Examiner's Signature Anthony R. Kozlowski Date Aug 3, 1979
Checked by John A. Corbin Date Jul 6, 79
Approved by _____ Date 5/11/82

Pitot Tube measurement



$$\begin{aligned} \text{Avg pressure} &= 27 \text{ psi} \\ 3.86 \text{ gpm/jet} \\ \times 29 \text{ jets} &= 111.94 \text{ gpm} \\ \div 448.8 &= .25 \text{ cfs} \end{aligned}$$



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

November 17, 1979

Elray N. &/or Frances L. Kimball
Box 296
Mackay, ID 83251

Dear Mr. and Mrs. Kimball:

Re: Permit No. 34-7207

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Idaho Falls.

Sincerely,

RITA FLECK
Water Rights

Elmer N. Himmels
Box 296
MacKays, ID.
83351



STATE OF IDAHO DEPT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO

83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

RECEIVED

OCT 30 1978

Department of Water Resources

1. a) Name of permit holder ELRAY N. KIMBALL
b) Post office address Box 296 MACKAY, IDAHO 83251
2. Permit number 34-7207
3. Date of priority that you are prepared to establish SEPT. 14, 1977
4. a) Source from which water was appropriated UNDERGROUND OF BIG LOST RIVER
b) Location of the point of diversion: NE $\frac{1}{4}$ $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20
Township 7N, Range 24E Boise Meridian. Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount .338 for IRRIGATION purposes from APRIL 1 to NOV 1 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
b) Total amount appropriated .338 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: _____
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 of 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):
7 $\frac{1}{2}$ HORSE POWER, SINGLE Phase, with 2" DISCHARGE
Rated at 135 gal. per min.
CASING SIZE 8 INCHES WELL Depth 50 ft.
1600 ft at 3" SPRINKLER LINE, HAND MOVED
b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)
REMOVED FROM PERMIT BY ORDER DATED
AUGUST 28, 1978 BY CHIEF OF OPERATIONS BUREAU

Exam typed 11/17/78 by [signature]

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

Boyd LAMBERT MACKAY, IDAHO
Nov. 20, 1977

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

Water to 8 head LIVESTOCK
DOMESTIC WATER PUMPED BY SUBMERSIBLE
PUMP FROM SAME CASING. USED TO WATER
LAWNS AND GARDENS ON RESIDENTIAL 9 of 1 ACRE

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

16 ACRES ABOUT HALF OF WHICH SUBS
DURING July, AUGUST, AND PART OF SEPTEMBER
IRRIGATED PASTURE, ABOUT 17 TONS OF HAY.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	24E	20				1.9									15				16.9

Total number of acres irrigated 16-16.9

10. Remarks: _____

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

Oct 23, 1978
(Date)

Eloy N Kimball
(Signature)

State of Idaho)
County of Custer) ss.

On this 23rd day of October, 19 78, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Lew R Sreene
Notary Public
Residing at Mackay

My commission expires Lifetime



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address.
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL 100009

September 30, 1978
Re: Permit No. 34-7207

Elray N. &/or Frances L. Kimball
Box 296
Mackay, ID 83251

Dear Mr. & Mrs. Kimball:

One of the conditions of approval of your water Permit No. 34-7207 (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 December 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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


RITA FLECK
Water Rights

Encl: Proof affidavit



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

9/6/78

Dear Wateruser:

The enclosed Order removes the measuring device requirement as a condition of approval from your permit.

If you have installed the measuring device, the field examination can be more expediently conducted by the Department's field examiner as well as you will derive benefit from water management information which may be obtained from the installed meter.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

A handwritten signature in cursive script that reads "L. Glen Saxton".

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

December 8, 1977

Re: Permit No. 34-7207

Elray M. Kimball &/or Frances L. Kimball
Box 296
Mackay, ID 83251

Dear Mr. and Mrs. Kimball:

Enclosed is a copy of your approved Application for Permit No. 34-7207. 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 either install and maintain a measuring device at your point of diversion or to provide the Department a certified measurement of the systems diversion capacity prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF/cah

Enclosure

September 22, 1977

RE: Application for Permit No. 34-7207 KIMBALL

Custer Publishing Company
P.O. Box 405
Challis, Idaho 83226

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 time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 10-11-77 by CW

RDC:CW

Enc: Legal Notice (1)

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Elray N Kimball &/or Frances L. Kimball, Mackay, Idaho has on 9-19-77 submitted Application No 34-7207 for a permit to appropriate 0.338 cubic feet per second of water from a ground-water source by means of well and pump within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, T. 7N, R. 24E, B.M., Custer County, to be used from Apr. 1 to Nov. 1 for the irrigation of 16.9 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 20, T. 7N, R. 24E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 17, 1977.

C STEPHEN ALLRED
Director

Published in the Challis
Messenger, Challis, Idaho on
September 29 and October 6, 1977
□□□

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Elray N. Kimball &/or Frances L. Kimball,
Mackay, Idaho

has on 9-19-77 submitted Application No. 34-7207
for a permit to appropriate 0.338 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from a ground-water source acre feet per annum
by means of well and pump
within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, T. 7 N, R. 24E, B.M., Custer County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 16.9 acres

within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, T. 7N, R. 24E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before _____
October 17, 1977

C. STEPHEN ALLRED
XXXXXXXXXXXXXXXXXXXX
R. KEITH HIGGINSON

Director

Published in the Challis Messenger, Challis, Idaho
on September 29 and October 6, 1977

*me. d.
me. d.
me. d.*

September 20, 1977

RE: Application for Permit No. 34-7207

Elray N. Kimball
and/or Frances L. Kimball
Box 296
Mackay, ID 83251

Dear Mr. Kimball:

Attached herewith is Departmental receipt No. 9008 in the amount of \$25.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

Attachment

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Kimball

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) ARK 9/20/77

In form to receipt yes

(2) ARK 9/20/77

Send Copies to:

no ☒ Idaho State Health Department
☒ Idaho Fish and Game Department
☒ Bureau of Land Management

(3) ARK 9/20/77

☒ Request Special Use Permit from U.S.F.S.
☒ Request Easement from B.L.M.
☒ Request Information from Applicant
☒ Request Dam Safety Information

(4) ARK 9/20/77

In form for advertising yes

(5) ARK 9/20/77

Platted on Map No. 7N24E

(6) ARK 9/20/77

Located within Water District No. Basin 34

(7) ARK 9/20/77

Critical groundwater area: yes no X

(8) ARK 9/20/77

Groundwater levels:

Declining, X Stable, Increasing

(comment) No Obs wells in Area

(9) ARK 9/20/77

Other rights on the same place of use no
conflicting groundwater rights

(10) ARK 9/20/77

Comments: None none tw

(11) OW 10-11-77

Affidavit of Publication received (date) Oct. 11-1977

(12) OW 10-17-77

Final date for protests October 17-1977

Protests received: yes no X

(13) LH 10-25-77

All requested information received from agencies or applicant: yes no

(14) LH 10-25-77

Action recommended:

✓ Approve

Deny

9-19-77 Proposed Priority

Reason for Reduction

✓ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E

By Loren O'Halloran Date 10-25-77

Copy sent