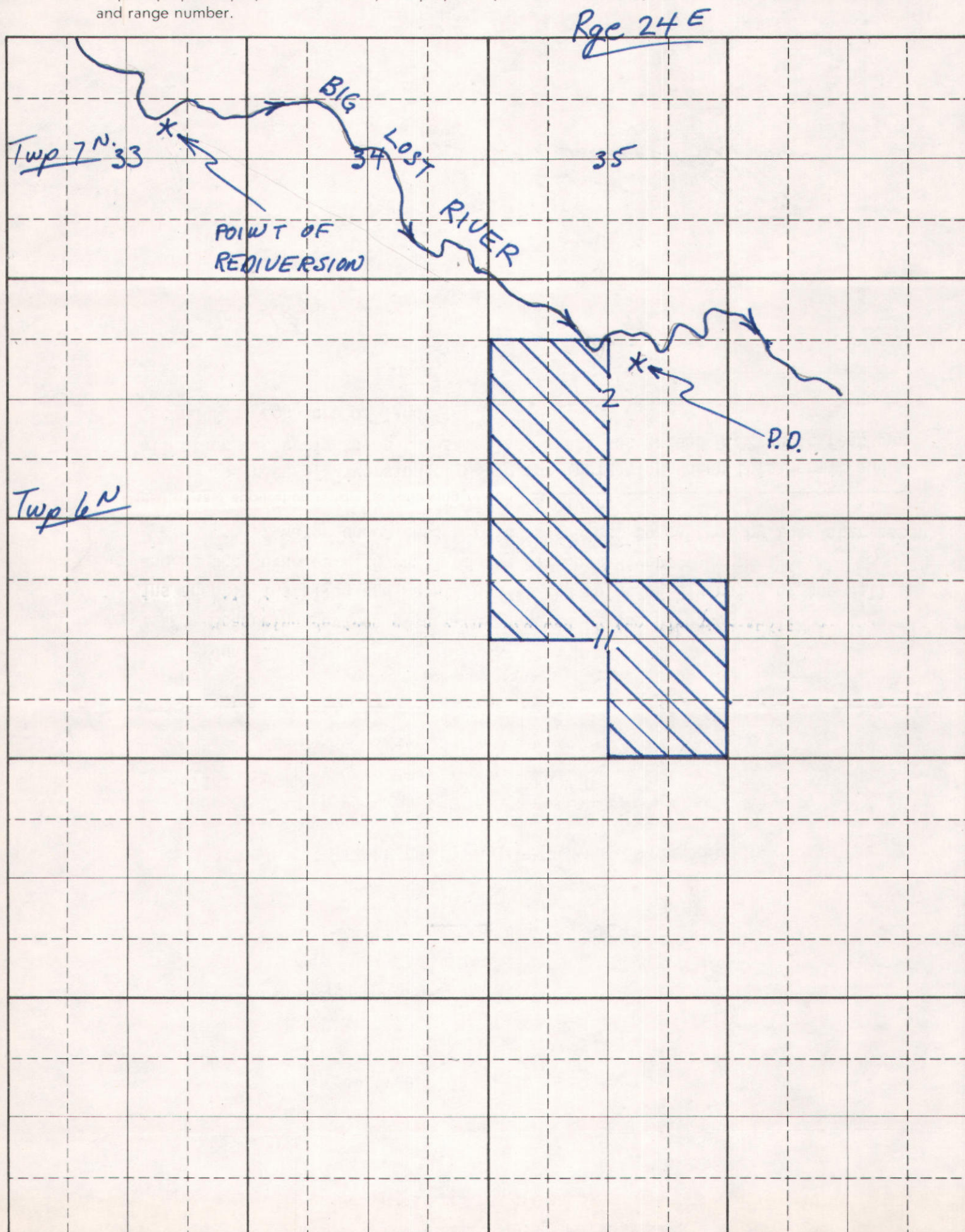


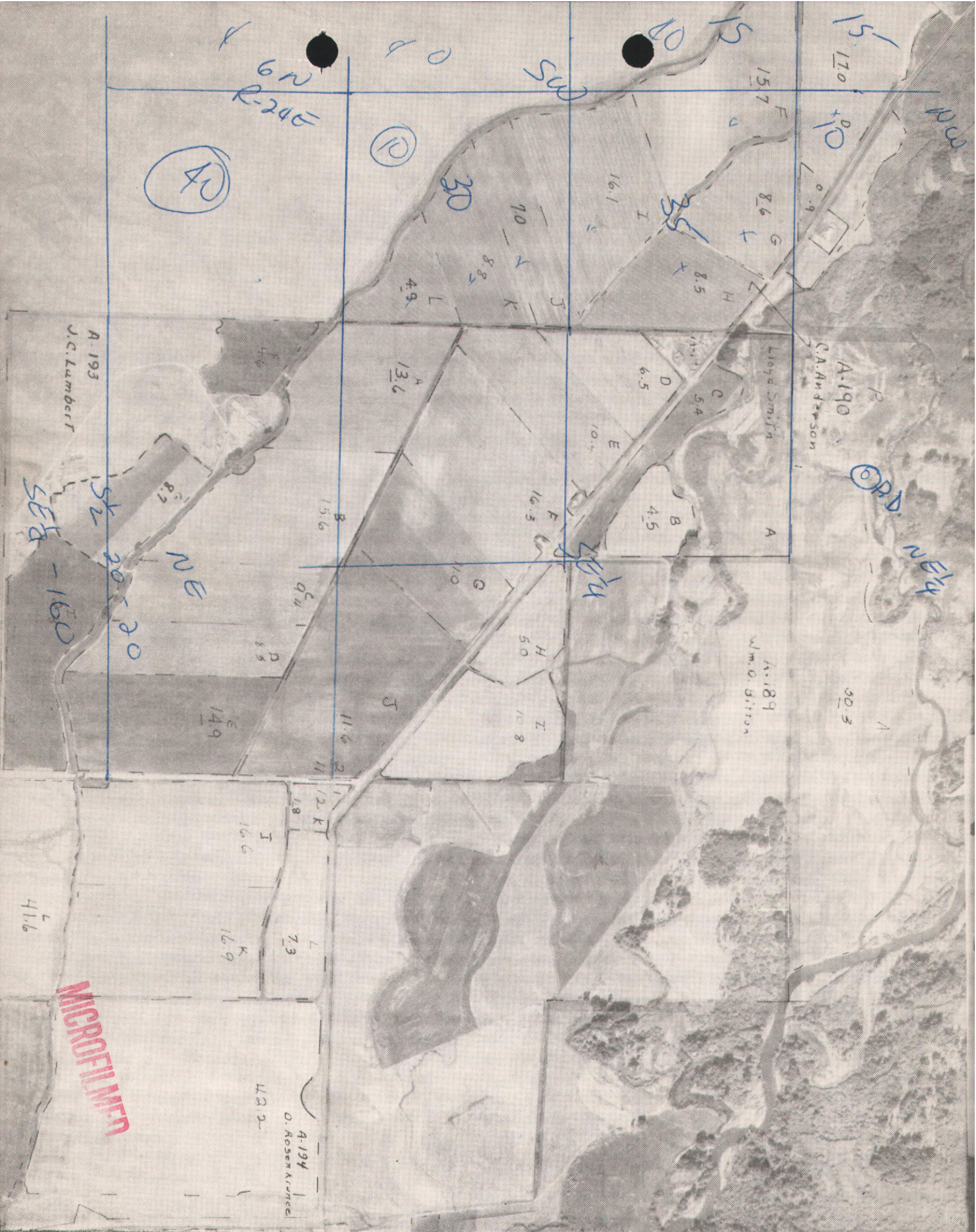
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Martin O. Anderson
(Applicant)

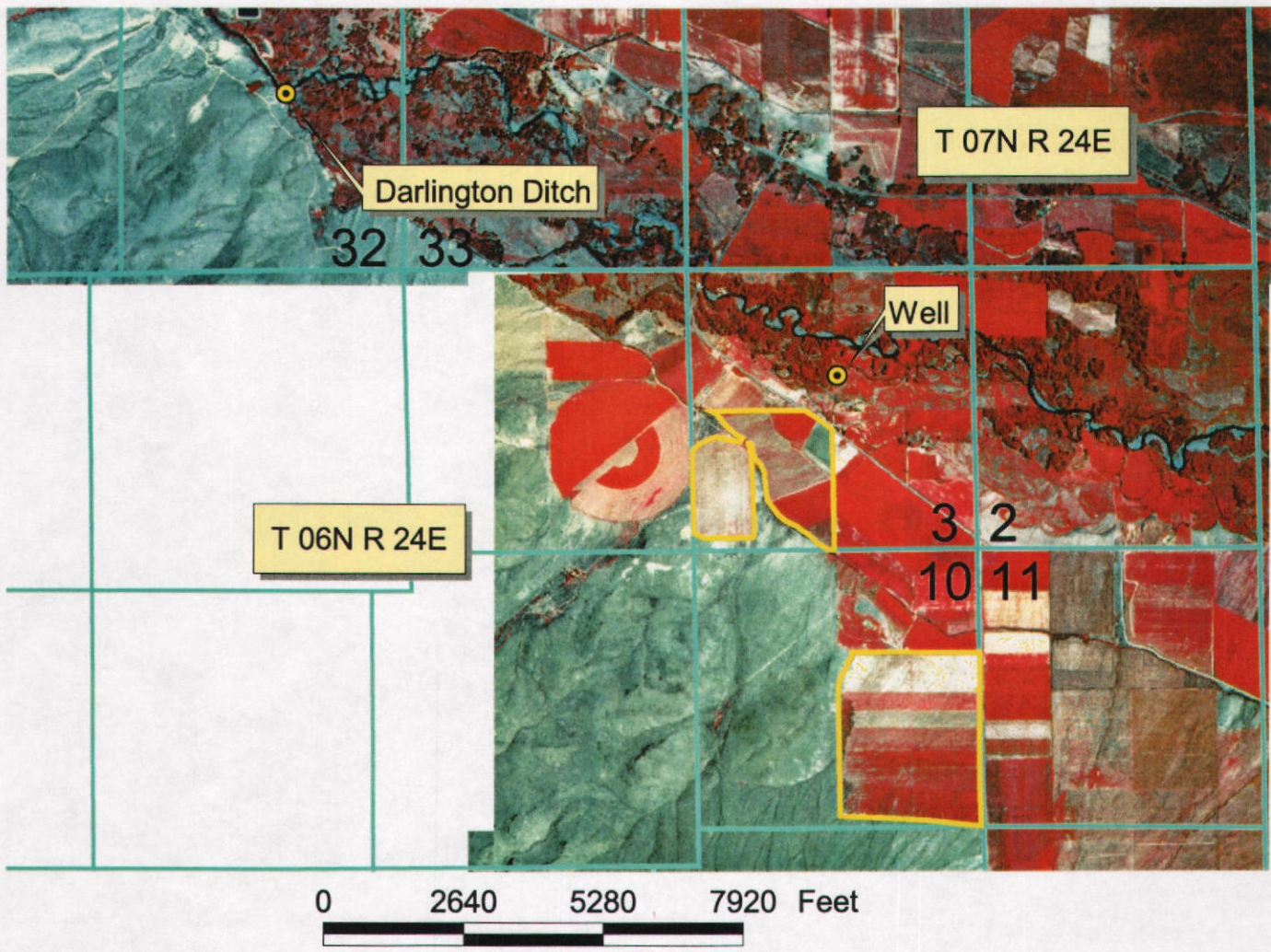


Vault

STATE OF IDAHO

Department of Water Resources

Water Right(s): 34-07182
34-10933
34-10950



LEGEND

-  Point of Diversion
-  Place of Use
-  Section Line
-  Quarter-section line

Acres Irrigated = 313



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: E. Carlsen
Date: April 2000

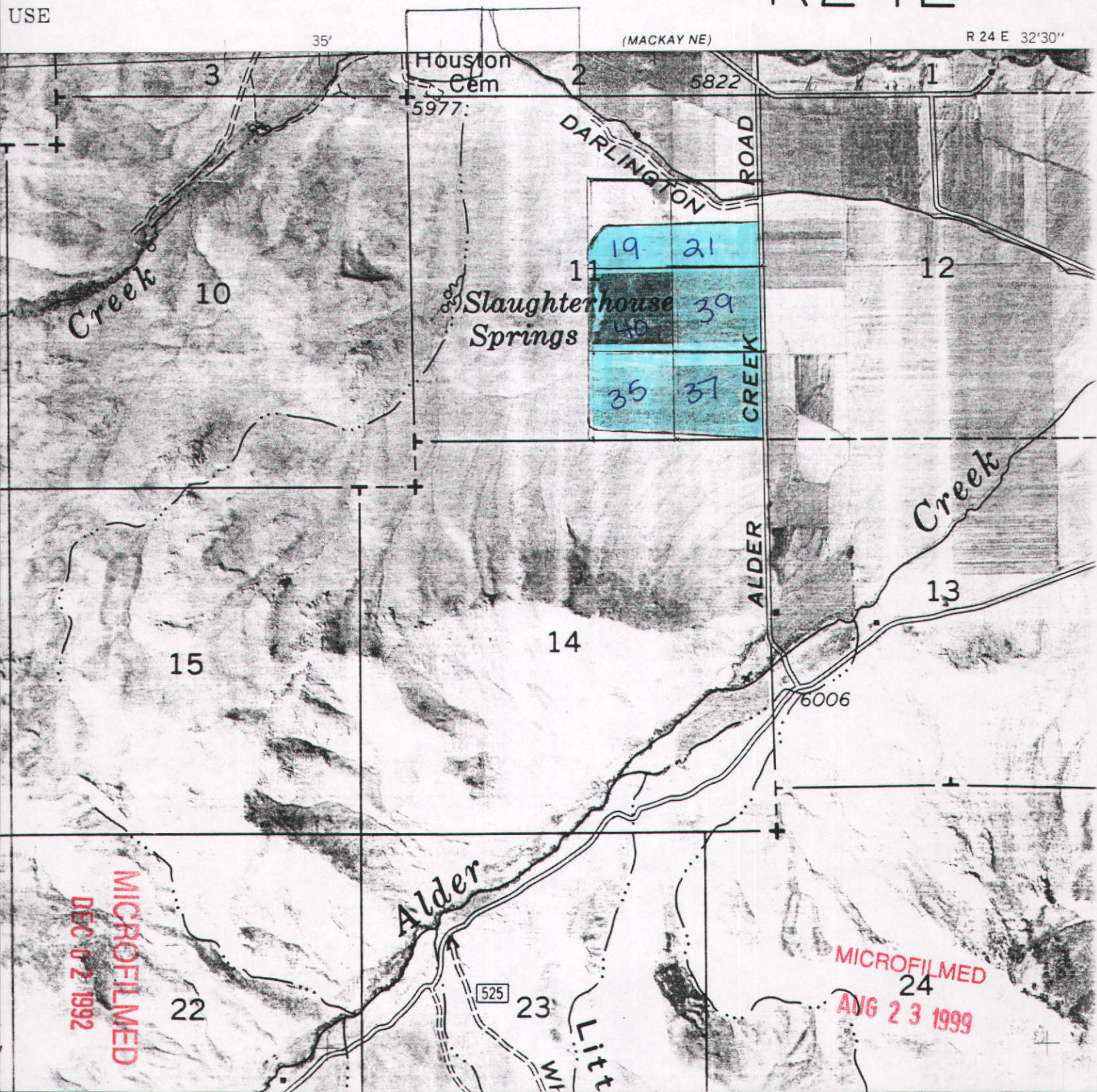
A34-07182

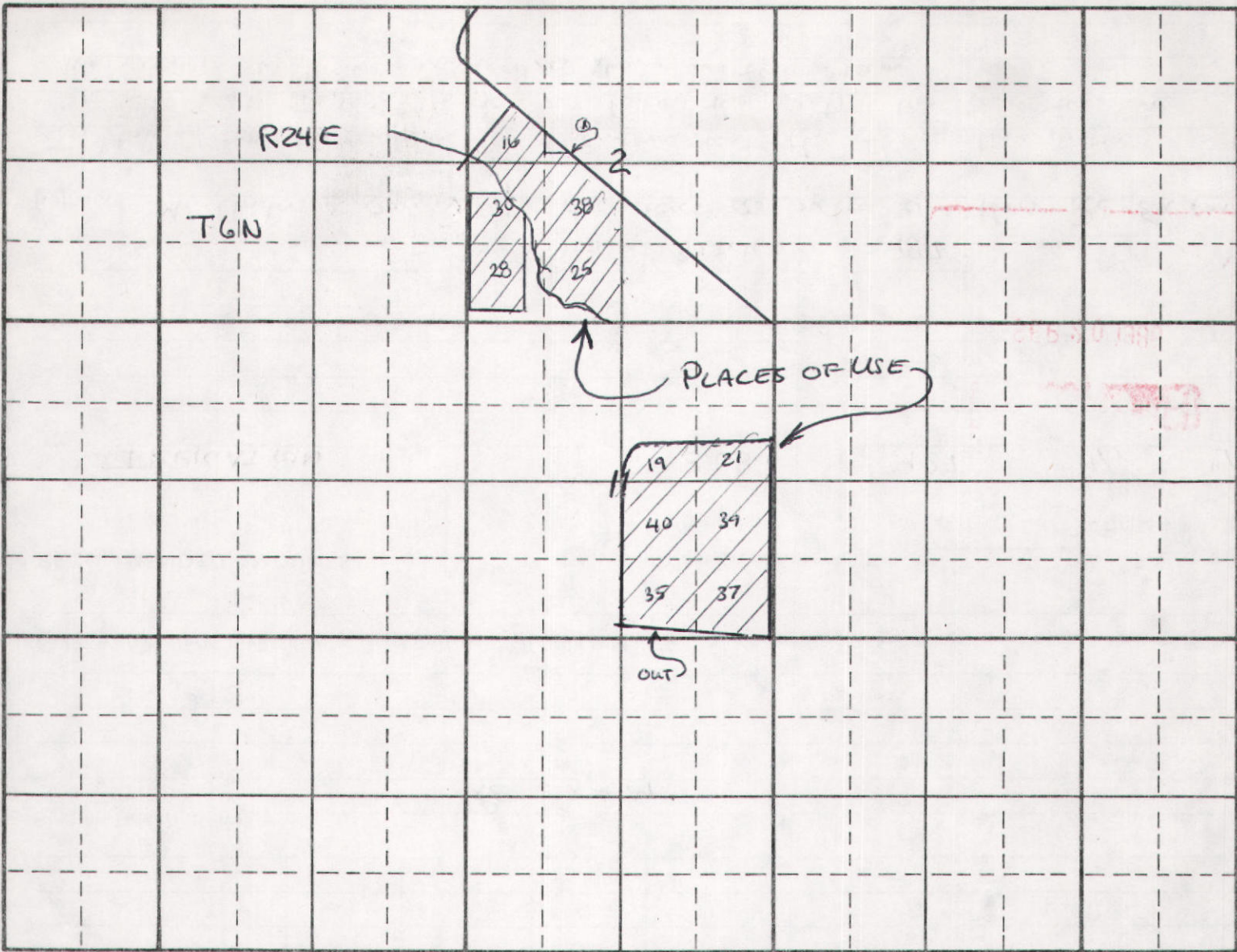
R RESOURCES

USE

T6N
R24E

R24E





SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

RE-EXAM SEE EXAM DONE ON
15 AUG 1980

Point(s) of diversion: _____

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
EXAM																			
15 AUG 1980																			
6N	24E	2						16	1	38	30	28	25						138
RE EXAM																			
6N	24E	11			19	21								39	40	35	37		191

Total 329

Recommended Amendments:

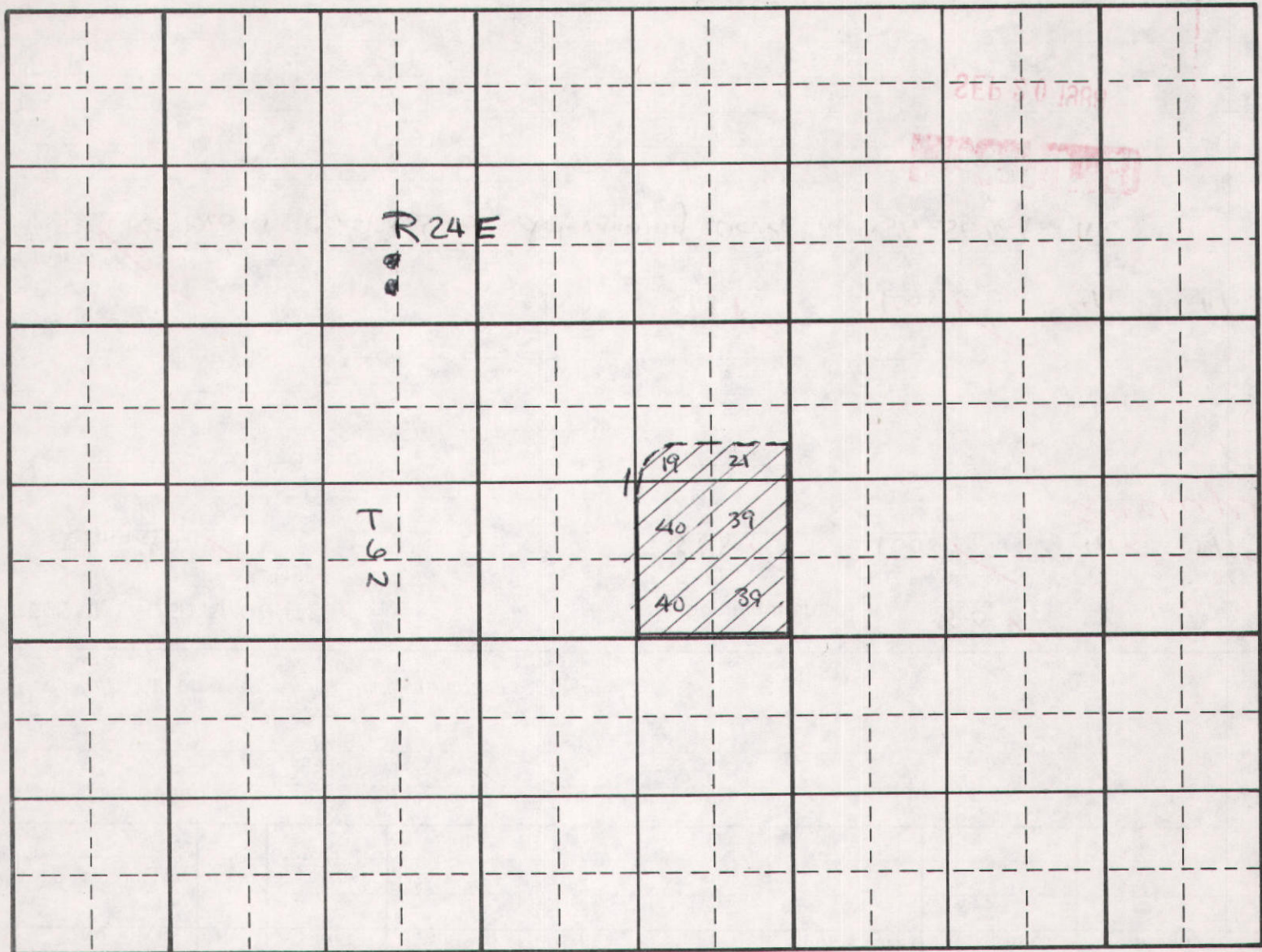
- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☐ None
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above
- ☐ Other _____

Examiner's Signature Keith C Wilson Date 10 July 1985
Checked by _____ Date _____
Approved by _____ Date 12/27/88

MICROFILMED

SEP 20 1988

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

✓ Re Exam was to confirm acres in Sec 11, T 6 N, R 24 E

Point(s) of diversion: _____

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Recommended Amendments:

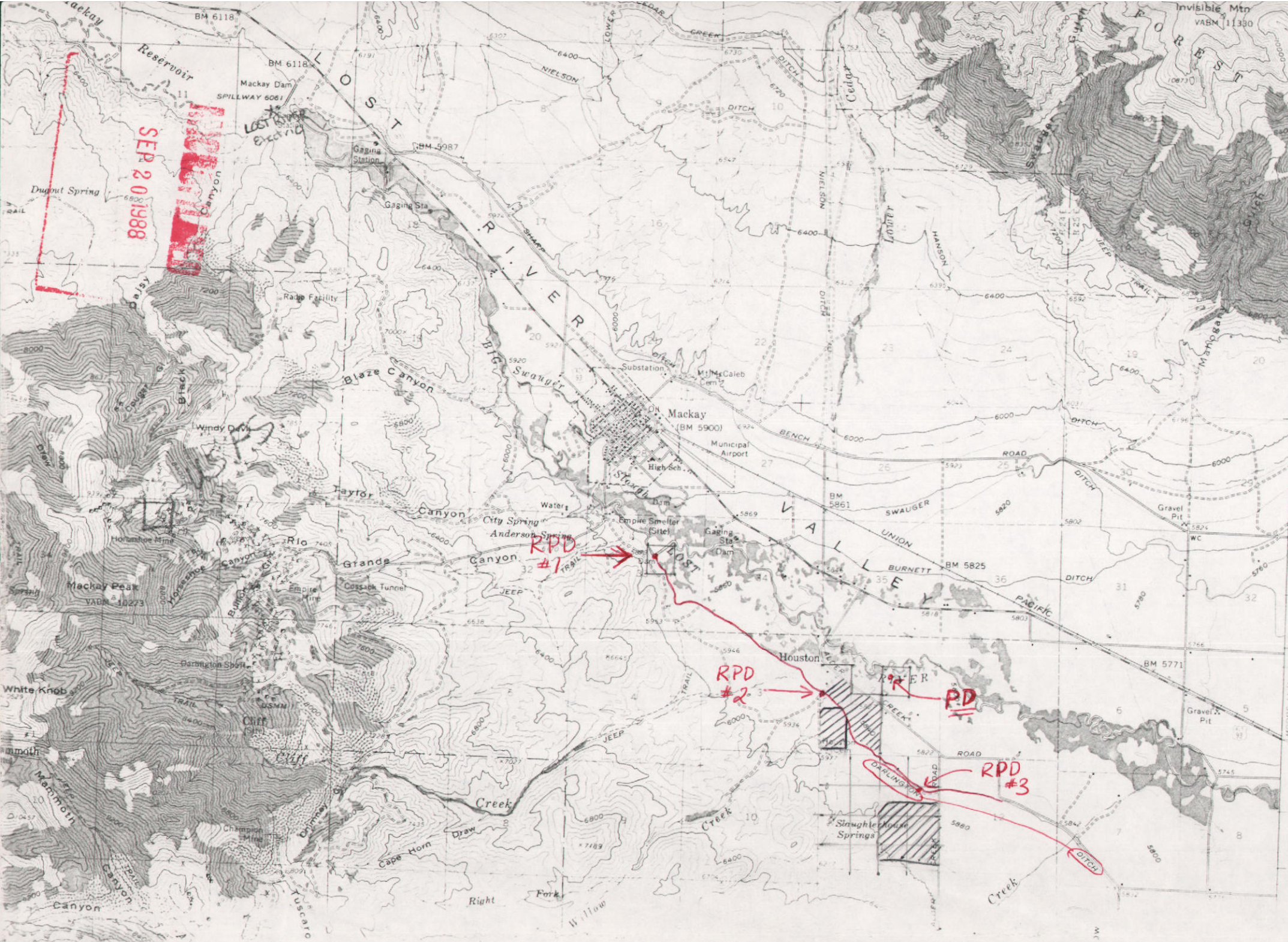
- ☐ Change P.D. as reflected above
 ☐ Add P.D. as reflected above
 ☐ None
- ☐ Change P.U. as reflected above
 ☐ Add P.U. as reflected above
 ☐ Other _____

SEP 20 1988

Examiner's Signature Keith Wilson
 Date 8-30-83

Checked by Kay Walker
 Date 9-18-84

Approved by Kay Walker
 Date 9-18-84



PD: SWSE
Sect 2
T 6 N
R 24 E

RPD #1: SWNE
(PRD) Sect 33
T 7 N
R 24 E

RPD #2 SWNW
(PRD) Sect 2
T 6 N
R 24 E

RPD #3 SENE
(PRD) Sect 2
T 6 N
R 24 E

ANDERSON
34-7182

51C
2-19-81

WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
34-07182	ANDERSON, MARLIN D	C	04/18/1977	L/	GROUNDWATER	IRR	WR
X34-07182	PEHRSON, RANDY	C	04/18/1977	L/	GROUNDWATER	IRR	WR
	PEHRSON, PEGGY	C					

34-07182	ANDERSON, JUDITH D	C	04/18/1977	D/	GROUNDWATER	P DECR	AJ
	ANDERSON, MARLIN D	C					
A34-07182	ANDERSON, JUDITH D	C	04/18/1977	P/	GROUNDWATER	IRR	AJ
	ANDERSON, MARLIN D	C					
R34-07182	ANDERSON, MARLIN D	C	04/18/1977	D/	GROUNDWATER	P DECR	AJ
	ANDERSON, JUDITH D	C					

MICROFILMED

AUG 23 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4315
WATER RIGHT NO(S) . 34-00452C/34-07182/34-10933/34-10950

This is to certify that:

MARLIN D ANDERSON
JUDITH D ANDERSON
RT 1 BOX 18
MACKAY ID 83251

&

RANDY PEHRSON
PEGGY PEHRSON
PO BOX 238
MACKAY ID 83251

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
MARLIN D OR JUDITH D ANDERSON			
Right No. 34-00452C :			
Priority: 06/01/1885			
IRRIGATION	05/01 to 10/15	0.40 CFS	56.0 AF
	SUBTOTAL:	0.40 CFS	56.0 AF
RANDY OR PEGGY PEHRSON			
Right No. 34-07182 :			
Priority: 04/18/1977			
IRRIGATION	04/15 to 10/15	3.68 CFS	1095.5 AF
Right No. 34-10933 :			
Priority: 04/22/1884			
IRRIGATION	05/01 to 10/15	1.63 CFS	284.9 AF
Right No. 34-10950 :			
Priority: 05/31/1884			
IRRIGATION	05/01 to 10/15	0.72 CFS	126.0 AF
	SUBTOTAL:	6.02 CFS	* 1095.5 AF
	TOTAL:	6.43 CFS	1151.5 AF

MICROFILMED

AUG 23 1999

TRANSFER NO. 4315
WATER RIGHT NO(S). 34-07182/34-10933/34-10950

	<u>SOURCE</u>	<u>TRIBUTARY OF</u>
Right No. 34-07182 :	GROUNDWATER	
Right No. 34-00452C/34-10933/34-10950 :	BIG LOST RIVER	SINKS

LOCATION OF POINT(S) OF DIVERSION:

Right No. 34-00452C/34-10933/34-10950	:	NWSWNE	,	Sec. 33,	Township 07N,	Range 24E
Right No. 34-07182	:	SWSWNE	,	Sec. 2,	Township 06N,	Range 24E
		Injection		SWSWNE	,	Sec. 2, Township 06N, Range 24E
		Rediversion		NWSWNE	,	Sec. 33, Township 07N, Range 24E
						CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
Right No. 34-00452C :						
06N	24E	2	SWNW	16		16
Right No. 34-07182/34-10933/34-10950 :						
06N	24E	2	SENW	1	NESW 38	
			SWSW	28	SESW 25	122
	11		SWNE	19	SENE 21	
			NWSE	40	SESE 37	191
						* 313 **

Total number of acres irrigated under Transfer 4315: 329

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

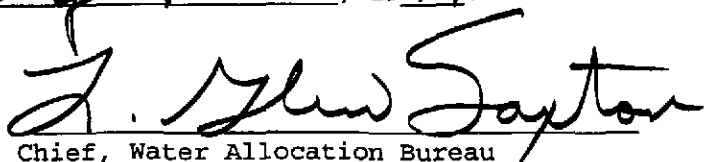
MICROFILMED
AUG 23 1999

TRANSFER NO. 4315
WATER RIGHT NO(S). 34-07182/34-10933/34-10950

CONDITIONS OF APPROVAL AND REMARKS

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- ** 6. Right 34-10933 is limited to the irrigation of 81.4 acres within the place of use described above in a single irrigation season.
- ** 7. Right 34-10950 is limited to the irrigation of 36.0 acres within the place of use described above in a single irrigation season.
- * 8. Rights 34-07182, 34-10933 and 34-10950 when combined shall not exceed a total annual maximum diversion volume of 1095.5 af at the field headgate and the irrigation of 313.0 acres.
9. The period of use for irrigation described under Rights 34-00452C, 34-10933 and 34-10950 may be extended in seasons of unusual characteristics to a beginning date of April 20 and an ending date of October 31 at the discretion of the watermaster for Water District 34.
10. The use of water for irrigation under Right 34-07182 may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
11. Water diverted under Right 34-07182 is exchanged by injecting water diverted under this right into the Big Lost River at the point of injection described above, and diverting an equal amount from the Big Lost River at the upstream point of rediversion described above.
12. Measuring devices and lockable controlling works of a type acceptable to IDWR shall be permanently installed and maintained at the points of injection and rediversion.
13. Approval of Transfer 4315 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this 19th day of August, 1999.


Chief, Water Allocation Bureau

MICROFILMED

AUG 23 1999

**This right has been
superceded by
a Decree.**

**All actions beyond this
point are based on the
decreed version of this
right.**

MICROFILMED
AUG 23 1999

THIS RIGHT HAS BEEN SUPERCEDED BY A DECREE

CASE NAME _____

DECREE DATE _____

SEE DECREE FILE NO. _____

ALL ACTIONS TAKEN BEYOND THIS POINT HAVE BEEN BASED ON THE
DECREED VERSION OF THIS RIGHT & MAY MODIFY THE DECREED RIGHT.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 34-07182

Priority: April 18, 1977

Maximum Diversion Rate: 3.68 CFS
Maximum Diversion Volume: 1151.5 AF

This is to certify, that MARLIN D ANDERSON

RT 1 BOX 17

MACKAY ID 83251

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 18, 1977; and has submitted Proof of Beneficial Use on April 27, 1979. An examination indicates that the works have a diversion capacity of 3.680 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	3.68 CFS	1151.5 AF

LOCATION OF POINT(S) OF DIVERSION:
Point of Exchange

SWNE , Sec. 2, Township 06N, Range 24E
SWNE , Sec. 33, Township 07N, Range 24E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	24E	2	SWNW 16	SENE 1	NESW 38	
			NWSW 30	SWSW 28	SESW 25	138
		11	SWNE 19	SENE 21	NESE 39	
			NWSE 40	SWSE 35	SESE 37	191

Total number of acres irrigated: 329

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.

JUN 15 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 34-07182

CONDITIONS/REMARKS:

6. Measuring devices and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained at the point of exchange and point of diversion.
7. Water is diverted from the well and injected into the Big Lost River in the same 40-acre tract.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 5 day of January, 1992.

for 
R. Keith Higginson, Director

JAN 15 1992

Identification No. 34 7182

Application No. _____

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 Marlin D. Anderson Phone 588-2282
post office address Rt. #1, Box 17, Mackay, ID

2 Source of water supply ground water which is a tributary of _____

3 a Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 2 Township 6N
Range 24E B.M. Custer County, additional points of diversion if any _____
The water will be pumped into the Big Lost River and re-diverted at a point
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 7N, R. 24E, B.M.

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 6.0 for irrigation purpose from Apr. 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 6.0 cubic feet per second and/or

b _____ acre feet per annum

6. Proposed diverting works:

a Description of ditches, flumes, pumps, headgates, etc. well and pump

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 20 inches, proposed depth of well is 140 feet

7 a Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years

b Estimated construction cost is \$ _____

8 Description of proposed uses

a If water is **not** for irrigation

(1) Give the place of use of water _____ $\frac{1}{4}$ 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 _____

RECORDED

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	
6N	24E	2							15	10	35	40	40	40					180
		11			20	20	40	40	20	20					40	40	40	40	320

Total number of acres to be irrigated 500

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

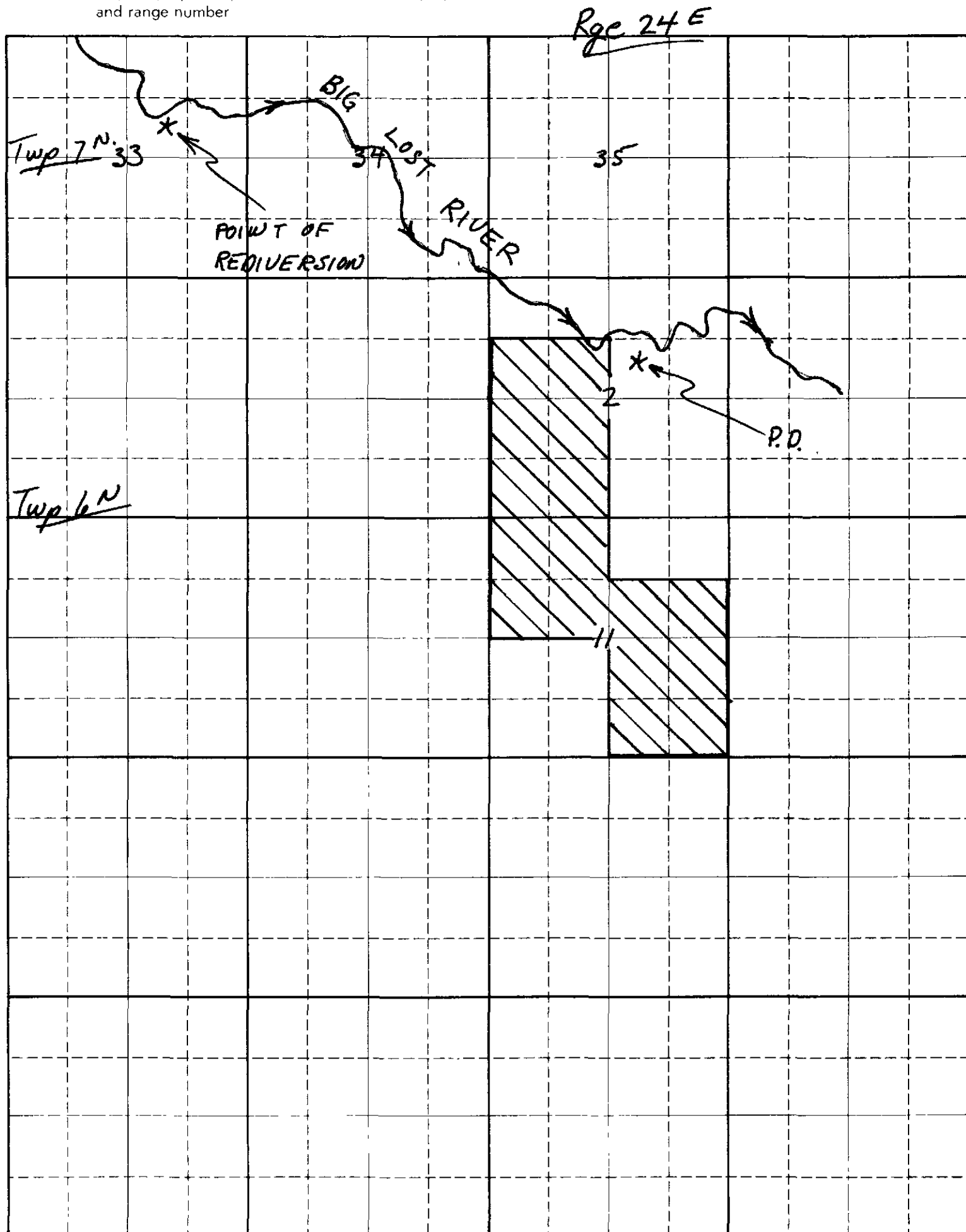
9. a. Who owns the property at the point of diversion Applicant

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

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

10 Remarks THE WATER WILL BE PUMPED INTO THE BIG LOST RIVER AND RE-DIVERTED AT THE DARLINGTON DIVERSION.

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



Scale 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth

Martin L. Anderson
(Applicant)

Proposed Priority 4/18/77

Received by me Date 4-18-77 Time 11:45 a.

Preliminary check by BR Fee \$ 75.00

Receipted by me Date 4-18-77 # 6544

Publication prepared by (me) Date 4-22-77

Published in Phaenix Messenger

Publication dates April 28 + May 5-1977

Publication approved me Date 5-10-77

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial ARC

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. 34-7182, 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

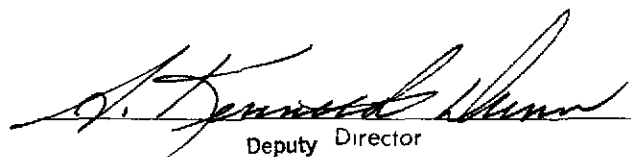
b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 82.

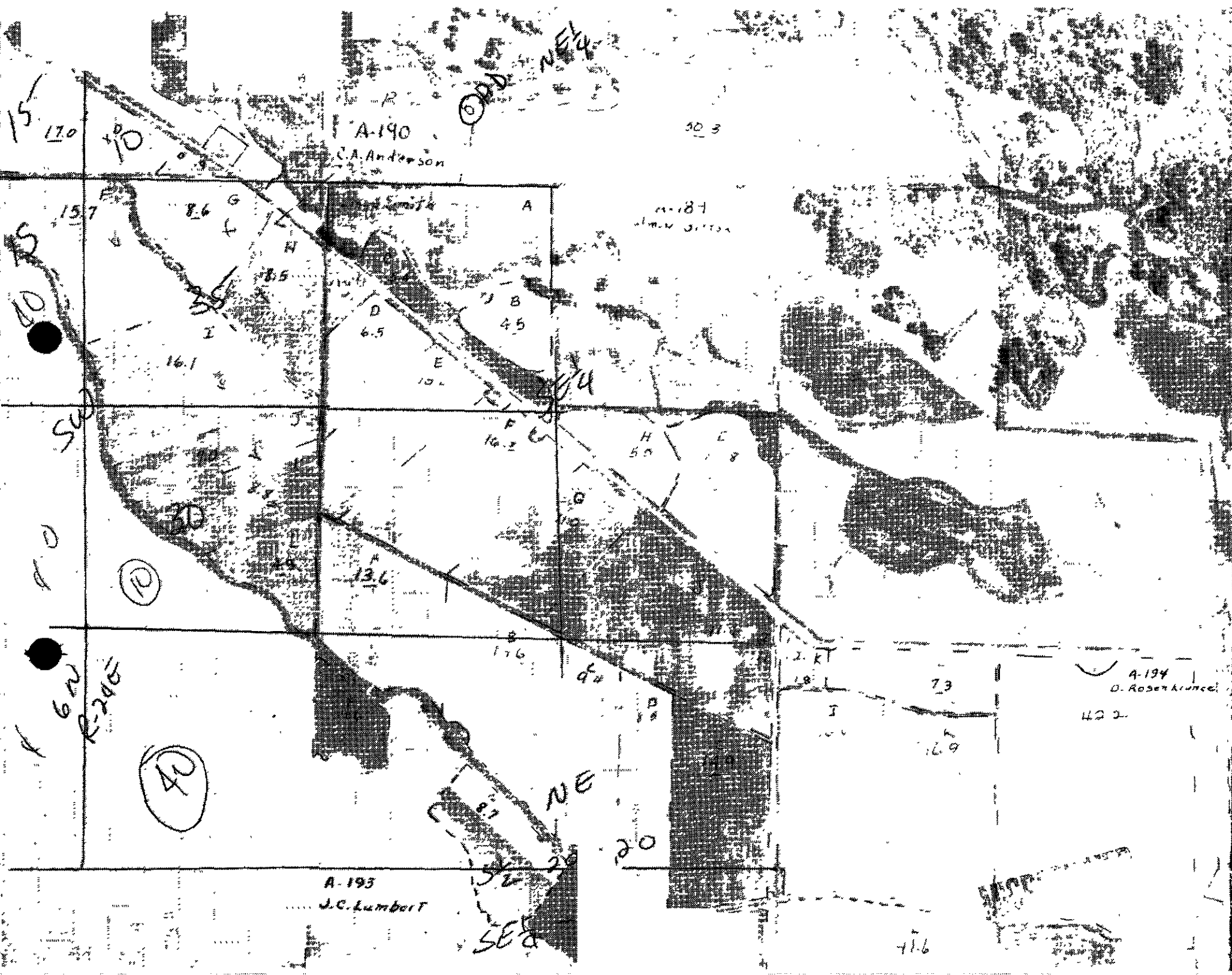
c. ~~Other~~ Measuring devices of a type approved by the Director shall be permanently installed and maintained at the point of diversion of the well and at the point of withdrawal of the Big Lost River.

Use of water under this permit is subject to control by the Watermaster of State Water District No. 34, Big Lost River.

The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per Second for each acre of land.

Witness my hand this 13 day of June, 19 77.


Deputy Director



RECEIVED
MAY 15 1977

AFFIDAVIT OF PUBLICATION

Department of Water Resources
Eastern District Office

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 APR. 28,
19 77 and ending with the issue
dated MAY 5, 1977.

Margaret Parks

Subscribed and sworn to before
me this 5 day of May,
19 77.

Spittle River
Notary Public, residing at Challis,
Idaho. My commission expires on

10-10-77

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Marlin D. Anderson, Mackay, Idaho, has on 4-18-77 submitted Application No. 34-7102 for a permit to appropriate 0.00 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 6N, R. 24E, B.M., Custer County. The water will be pumped into the Big Lost River and rediverted at a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 7N, R. 24E, B.M.; to be used from Apr. 1 to Nov. 1 for the irrigation of 500 acres within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 11, T. 6N, 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 May 16, 1977.

C. STEPHEN ALLRED
Director

Published in the Challis
Messenger, Challis, Idaho on April 28
and May 5, 1977. □□□

MICROFILMED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 34-07182

1998 JAN 15 PM 1:09
DISTRICT COURT-SRBA
TWIN FALLS CO, IDAHO
FILED _____

NAME & ADDRESS: JUDITH D ANDERSON
MARLIN D ANDERSON
RT 1 BOX 18
MACKAY ID 83251

SOURCE: GROUNDWATER

QUANTITY: 3.68 CFS
1151.5 AFY

PRIORITY DATE: 04/18/1977

POINT OF DIVERSION: T06N R24E S02 SWSWNE Within CUSTER County
T07N R24E S33 SWSWNE (INJECTION)
NWSWNE (REDIVERSION)

WATER DIVERTED UNDER THIS RIGHT IS EXCHANGED BY INJECTING
WATER DIVERTED UNDER THIS RIGHT INTO THE BIG LOST RIVER AT THE
POINT OF INJECTION DESCRIBED ABOVE, AND DIVERTING AN EQUAL AMOUNT
FROM THE BIG LOST RIVER AT THE UPSTREAM POINT OF REDIVERSION
DESCRIBED ABOVE.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	3.68 CFS 1151.5 AFY

PLACE OF USE:	IRRIGATION	Within CUSTER County		
	T06N R24E S02	SWNW 16	SENW 1	NESW 38
		SWSW 28	SESW 25	
	S11	SWNE 19	SENE 21	NESE 39
		SWSE 35	SESE 37	NWSE 40
	329 ACRES TOTAL			

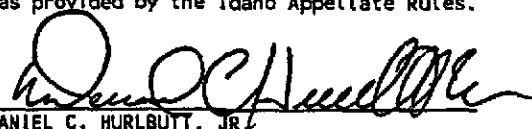
USE OF THIS RIGHT WITH RIGHT NOS. 34-10950, 34-10933 AND
34-00452C IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
329 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

MEASURING DEVICES AND LOCKABLE CONTROLLING WORKS OF A TYPE
ACCEPTABLE TO IDWR SHALL BE PERMANENTLY INSTALLED AND MAINTAINED
AT THE POINTS OF DIVERSION AND REDIVERSION.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

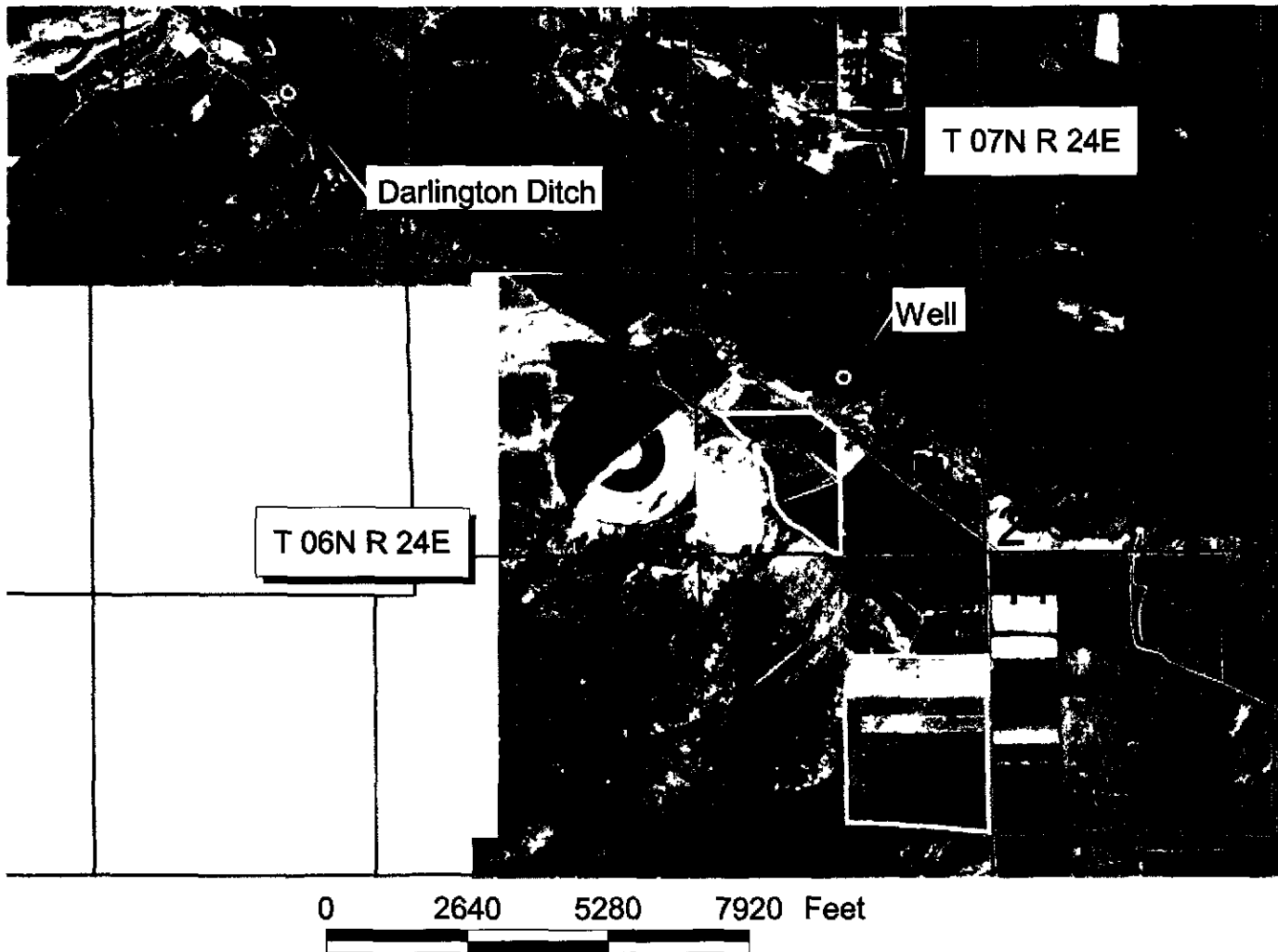
PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 34-07182

PAGE 1
DEC-29-1997

STATE OF IDAHO

Department of Water Resources

Water Right(s): 34-07182
34-10933
34-10950



LEGEND

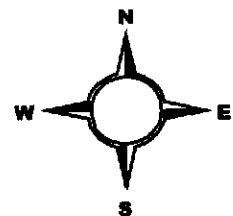
⊙ Point of Diversion

Place of Use

Section Line

Quarter-section line

Acres Irrigated = 313



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: E. Carlsen
Date: April 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

April 20, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RANDY & PEGGY PEHRSON
PO BOX 238
MACKAY ID 83251

RE: Transfer #4315 for water right(s) 34-07182, 34-10933, 34-10950
and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. & Mrs. Pehrson:

On August 18, 1999, the Idaho Department of Water Resources (IDWR) approved Transfer #4315, modifying the above referenced water right. Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

)

Water Rights: 34-00452C,
34-07182, 34-10933, 34-10950

)

Case No. 39576

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☐ Substitution of Party

☒ I.C. § 42-222 transfer **4315**

☐ point of diversion ☒ place of use

☐ period of use ☐ nature of use

☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: April 20, 2000

Ernest Carlson

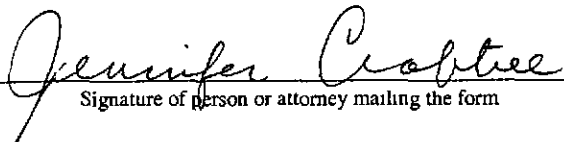
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4/21, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
MARLIN & JUDITH ANDERSON
RT 1 BOX 18
MACKAY ID 83251

RANDY & PEGGY PEHRSON
PO BOX 238
MACKAY ID 83251
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A
4. One copy to:
Each party in the subcase, or attorney of record
N/A
5. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: APR-20-2000

PAGE: A-6

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 34-07182

NAME & ADDRESS: RANDY PEHRSON
PEGGY PEHRSON
PO BOX 238
MACKAY ID 83251

SOURCE: GROUNDWATER

QUANTITY: 3.68 CFS
1095.5 AFYUSE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1095.5 AF AT THE FIELD HEADGATE.
COMBINED RIGHT NOS.: 34-07182, 34-10933 AND 34-10950.

PRIORITY DATE: 04/18/1977

POINT OF DIVERSION: T06N R24E S02 SWSWNE Within CUSTER County
SWSWNE (INJECTION)
T07N R24E S33 NWSWNE (REDIVERSION)WATER DIVERTED UNDER THIS RIGHT IS EXCHANGED BY INJECTING
WATER DIVERTED UNDER THIS RIGHT INTO THE BIG LOST RIVER AT THE
POINT OF INJECTION DESCRIBED ABOVE, AND DIVERTING AN EQUAL AMOUNT
FROM THE BIG LOST RIVER AT THE UPSTREAM POINT OF REDIVERSION
DESCRIBED ABOVE.

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		04-15 10-15	3.68 CFS
			1095.5 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	IRRIGATION	Within CUSTER County			
	T06N R24E S02	SENW 1	NESW 38	NWSW 30	SWSW 28
		SESW 25			
	S11	SWNE 19	SENE 21	NESE 39	NWSE 40
		SWSE 35	SESE 37		

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 34-07182 (CONT)

PLACE OF USE: (CONT)

313 ACRES TOTAL

USE OF THE RIGHTS LIST BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 313 ACRES IN A SINGLE IRRIGATION SEASON.

COMBINED RIGHT NOS.: 34-07182, 34-10950 AND 34-10933

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

MEASURING DEVICES AND LOCKABLE CONTROLLING WORKS OF A TYPE
ACCEPTABLE TO IDWR SHALL BE PERMANENTLY INSTALLED AND MAINTAINED
AT THE POINTS OF INJECTION AND REDIVERSION.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

WATER DIVERTED FROM THE BIG LOST RIVER DELIVERED THROUGH THE
DARLINGTON DITCH.

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4315
WATER RIGHT NO(S) . 34-00452C/34-07182/34-10933/34-10950

This is to certify that:

MARLIN D ANDERSON	&	RANDY PEHRSON
JUDITH D ANDERSON		PEGGY PEHRSON
RT 1 BOX 18		PO BOX 238
MACKAY ID 83251		MACKAY ID 83251

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
MARLIN D OR JUDITH D ANDERSON			
Right No. 34-00452C :			
Priority: 06/01/1885			
IRRIGATION	05/01 to 10/15	0.40 CFS	56.0 AF
	SUBTOTAL:	0.40 CFS	56.0 AF
RANDY OR PEGGY PEHRSON			
Right No. 34-07182 :			
Priority: 04/18/1977			
IRRIGATION	04/15 to 10/15	3.68 CFS	1095.5 AF
Right No. 34-10933 :			
Priority: 04/22/1884			
IRRIGATION	05/01 to 10/15	1.63 CFS	284.9 AF
Right No. 34-10950 :			
Priority: 05/31/1884			
IRRIGATION	05/01 to 10/15	0.72 CFS	126.0 AF
	SUBTOTAL:	6.02 CFS	* 1095.5 AF
	TOTAL:	6.43 CFS	1151.5 AF

TRANSFER NO. 4315
WATER RIGHT NO(S). 34-07182/34-10933/34-10950

SOURCE

TRIBUTARY OF

Right No. 34-07182 : GROUNDWATER

Right No. 34-00452C/34-10933/34-10950 :
BIG LOST RIVER

SINKS

LOCATION OF POINT(S) OF DIVERSION:

Right No. 34-00452C/34-10933/34-10950 : NWSWNE , Sec. 33, Township 07N, Range 24E

Right No. 34-07182 :	SWSWNE , Sec. 2, Township 06N, Range 24E
Injection	SWSWNE , Sec. 2, Township 06N, Range 24E
Rediversion	NWSWNE , Sec. 33, Township 07N, Range 24E
	CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
Right No. 34-00452C :						
06N	24E	2	SWNW	16		16
Right No. 34-07182/34-10933/34-10950 :						
06N	24E	2	SENW	1	NESW 38	
			SWSW	28	SESW 25	122
	11		SWNE	19	SENE 21	
			NWSE	40	SWSE 35	191
					NWSW 30	
					NESE 39	
					SESE 37	
						* 313 **

Total number of acres irrigated under Transfer 4315: 329

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

TRANSFER NO. 4315
WATER RIGHT NO(S). 34-07182/34-10933/34-10950

CONDITIONS OF APPROVAL AND REMARKS

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- ** 6. Right 34-10933 is limited to the irrigation of 81.4 acres within the place of use described above in a single irrigation season.
- 196* ** 7. Right 34-10950 is limited to the irrigation of 36.0 acres within the place of use described above in a single irrigation season.
- * 8. Rights 34-07182, 34-10933 and 34-10950 when combined shall not exceed a total annual maximum diversion volume of 1095.5 af at the field headgate and the irrigation of 313.0 acres.
9. The period of use for irrigation described under Rights 34-00452C, 34-10933 and 34-10950 may be extended in seasons of unusual characteristics to a beginning date of April 20 and an ending date of October 31 at the discretion of the watermaster for Water District 34.
10. The use of water for irrigation under Right 34-07182 may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
11. Water diverted under Right 34-07182 is exchanged by injecting water diverted under this right into the Big Lost River at the point of injection described above, and diverting an equal amount from the Big Lost River at the upstream point of redirection described above.
12. Measuring devices and lockable controlling works of a type acceptable to IDWR shall be permanently installed and maintained at the points of injection and redirection.
13. Approval of Transfer 4315 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this 19th day of August, 1999.

J. Glen Saxton
Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 34-00452C, 34-07182, 34-10933 & 34-10950

FROM: Pam Skaggs^{CS}/State Office

SUBJECT: Transfer 4315

DATE: August 18, 1999

Transfer 4315 changes the place of use under the above referenced rights to reflect a change of ownership of the majority of the land with the seller retaining use of one of the rights on the remaining property. The Andersons originally owned all the 329.0 irrigated acres under these rights. The Pehrsons purchased 313.0 acres of the land and the Andersons retained 16.0 of the irrigated acres and use of Right 34-00452C.

These rights are a combination of surface rights and a groundwater right (34-07182) delivered through a common system; water is diverted from the Big Lost River into the Darlington ditch. No physical changes occur through this transfer in the delivery system. The place of use under the rights is changed only to reflect the ownership split of land and rights. Region staff felt that a water master comment was not required since no physical change is made in use.

Two of these rights were originally recommended with expansion conditions that were later found to be unconstitutional. The rights were reformatted eliminating the expansion in the place of use and all four rights have recently been resubmitted to the SRBA court as Supplemental Director's Reports to address the irrigation season. The approval is based on these rights as recently recommended. The transfer will also update the ownership change from Anderson to Pehrson.

Recommended conditions include watermaster control, measuring & lockable controlling works, irrigation overlap, permissible place of use, combined right limits, season of use limits, groundwater exchange/measuring devices requirement at point of injection & redirection, right-of-way and standard transfer conditions.

MEMORANDUM

TO: Files 34-00452C, 34-07182, 34-10933 & 34-10950

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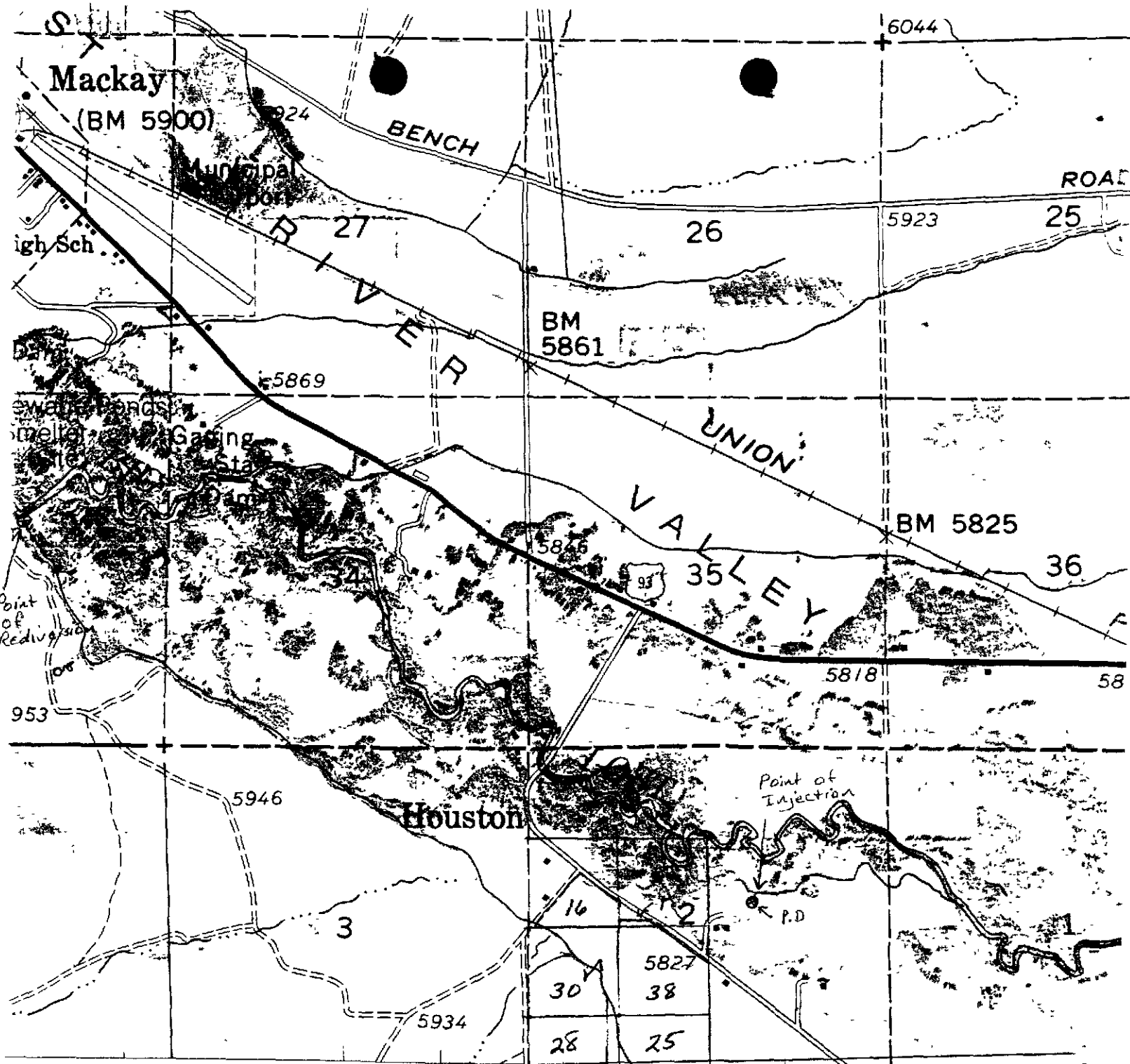
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MICROFILMED

AUG 24 1999



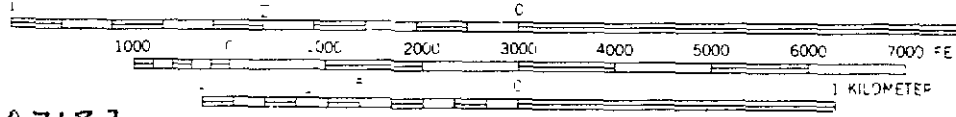
al Survey

T6N
R24E

SCALE 1:24,000

2. Symmetric methods
360
Datum
stem
C TICKS
DEC 02 1992
GN
MN
1.47
32 MILS
17
302 MILS
UTM GRID AND 1979 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET

A34-07182



CONTOUR INTERVAL 80 FEET
DOTTED LINES REPRESENT 20 FOOT CONTOURS
DATUM IS MEAN SEA LEVEL
LEGEND

- National Forest Boundary
- ▨ Alienated Land within the National Forest Boundary as of 1980
- TOWNSHIP AND SECTION LINE CLASSIFICATION
- ===== Surveyed, Location Reliable
- Surveyed, Location Approximate
- Unsurveyed, Protracted

- Primary Highway
- Secondary Highway
- Improved Light Duty
- Unimproved Dirt
- Trail
- Gate

- Int
- U.S.
- Str
- Co
- For
- For

MICROFILMED

Conies Of These Maps Can Be Obtained

USE

TLN
R24E

R24E

(MACKAY NE)

R 24 E 32'30"

Houston
Cem
5977:

82

ROAD

Creole

10

**Slaughter
Springs**

19

2

THE

Creek

13

15

14

76006

Alder

525

23

lit

MICROFILMED
24

24

22

DEC 2 1992

MEMORANDUM

TO: FILE 34-07182

FROM: PAM SKAGGS

RE: TRANSFER # 4315

DATE: 3/31/98

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 34-00452C.

MICROFILMED

AUG 23 1999

January 17, 1991

MARLIN D. ANDERSON
RT. 1 BOX 17
MACKAY, ID 83251

RE: WATER RIGHT NO. 34-07182

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

This water right is located within a hydrological basin undergoing severe depletions in surface water supplies. Under the provisions of Section 42-237a, Idaho Code, the director is authorized to include the use of groundwater rights which have an effect upon the flow of the Big Lost River within the jurisdiction of the watermaster of Water District 34 (Big Lost River). Once the rights in this basin have been adjudicated, rights such as yours will likely become regulated by the watermaster. For this reason, the license to be issued will be conditioned as being under the control of the watermaster.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

JAN 15 1991

January 12, 1992

MARLIN D ANDERSON
RT 1 BOX 17
MACKAY ID 83251

RE: WATER RIGHT NO. 34-07182

Dear Water Right Holder(s):

Enclosed is a copy of your water right license.

This right is included in the Snake River Basin Adjudication and you will be receiving further information regarding this in the near future.

If you have any questions, please let me know.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

RE EXAM

34-7182

JUL 15 1985

Permit No.

CONTACT WITH PERMIT HOLDER

DATE

INITIALS

Department of Water Resources

REMARKS

☐ Appointment letter mailed:☐ Telephone call made

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

EXAMINATION

Date 10 July 1985 Accompanied by Mr. Anderson FROM 8-15-80 Total Q measured 3.68 cfs

Source _____ Tributary to _____ Supp annubar measurement sheet used? _____

If source is surface water, estimate total flow of source _____

Methods of measurement _____ Meets permit requirements? _____

Measurement calculations:

Field exam 8-15-80

$$V = 329 \text{ ac} \times 3 \text{ afa} = 987 \text{ afa}$$

3.68 cfs

$$V = 3.68 \times 1.9835 \times 214 \text{ day}^2 = 1562.04 \text{ afa}$$

$$329 \text{ ac} \times 0.02 \text{ cfs/ac} = 6.58 \text{ cfs}$$

Amt Limited by capacity 3.68 cfs

WELL DIV NO.	HP	MOTOR MAKE	MOTOR SERIAL NO	PUMP MAKE	PUMP SERIAL NO	MEASURING DEVICE TYPE	CONDITION OF MEAS DEVICE	REMARKS

System Description

RE EXAM

Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE

Irrigation requirement =

AFA/Acre

Q (cfs)

V (afa)

FROM

TO

IRRIGATION

3.68 cfs

987

4/1

11/1

SEP 20 1985

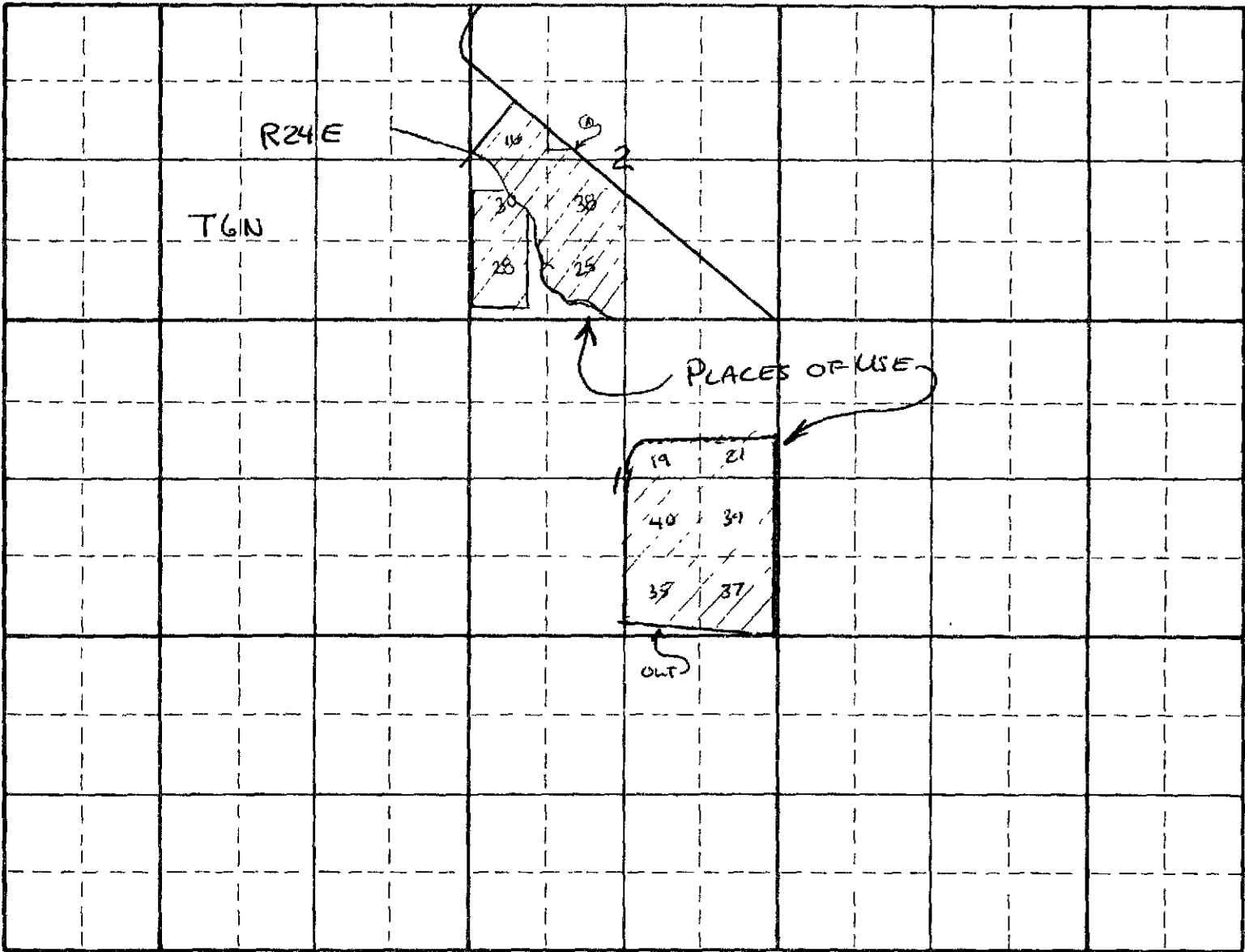
Total

3.68 cfs

987

Remarks Mr. Anderson agreed with the acres as noted on this Re-Exam.

In talking with Mr. Anderson we determined that the fence line in the S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 11 T6N R24E does not follow the section line and therefore the acres should be reduced as shown on this exam



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

RE-EXAM SEE EXAM DONE ON
15 AUG 1980

Point(s) of diversion: _____

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
EXAM																			
15 AUG 1980																			
6N	24E	2						16	1		38	30	28	25					138
RE EXAM																			
6N	24E	11													39	40	35	37	191

Total 329

Recommended Amendments:

- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☐ None
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above
- ☐ Other _____

Examiner's Signature

Checked by

Approved by

Keith C Wilson

~~James~~

~~James~~

Date

Date

Date

10 July 1985

12/27/88

SEP 27 1988

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

34-7182
Permit No.

RE-EXAM

CONTACT WITH PERMIT HOLDER

DATE INITIALS REMARKS

- ☐ Appointment letter mailed: _____
- ☐ Telephone call made: _____
(List Telephone No. used) _____
- ☐ Appointment scheduled for: _____
(Date, time, location) _____

EXAMINATION

Date 8-30-83 Accompanied by N/A Total Q measured 3.68 cfs - see exam of 8-15-80
If source is surface water, estimate total flow of source _____
Methods of measurement _____ Meets Permit requirements? _____

Measurement calculations:

$$336 \text{ ac} \times 3.0 \text{ af/ac} = 1008 \text{ af} \checkmark$$

$$3.68 \times 1.9835 \times 214 \text{ days} = 1562.0 \text{ af} \checkmark$$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS DEV.	REMARKS

System Description _____

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

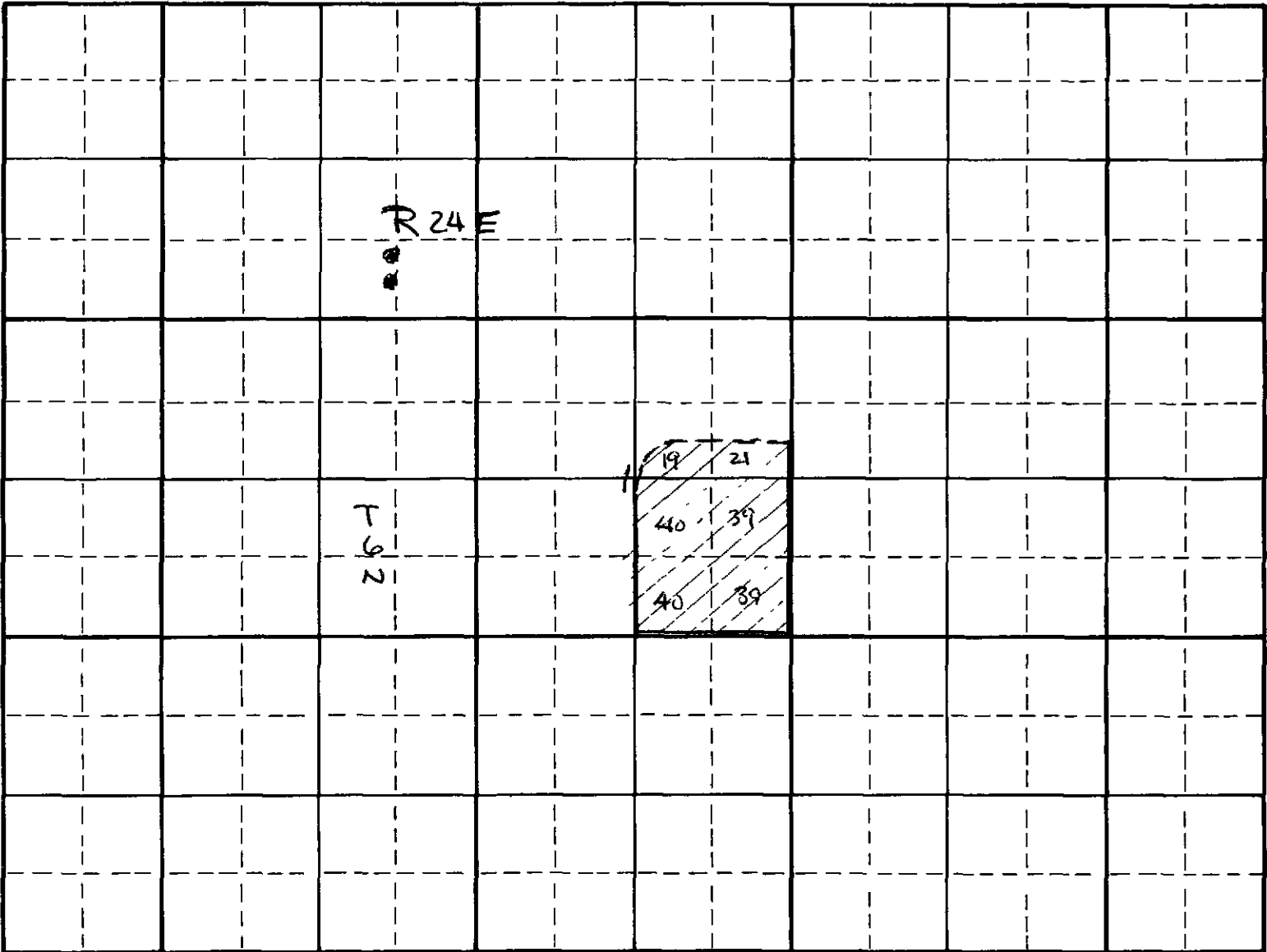
Irrigation requirement = 3.0 $\checkmark$ AFA/Acre
Q (cfs) 3.68 $\checkmark$ V (afa) 1008 $\checkmark$ FROM 4/1 $\checkmark$ TO 11/1 $\checkmark$
214 days
Total 3.68 $\checkmark$ 1008 $\checkmark$ 4/1 11/1

Remarks

Re Exam consisted of determining acres in S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 11

SEP 20 1983

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Re Exam was to confirm acres in Sec 11, T 6 N, R 24 E

Point(s) of diversion:

Place(s) of Use

TWP	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Recommended Amendments:

- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☐ None
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above
- ☐ Other

Examiner's Signature Keith C Wilson

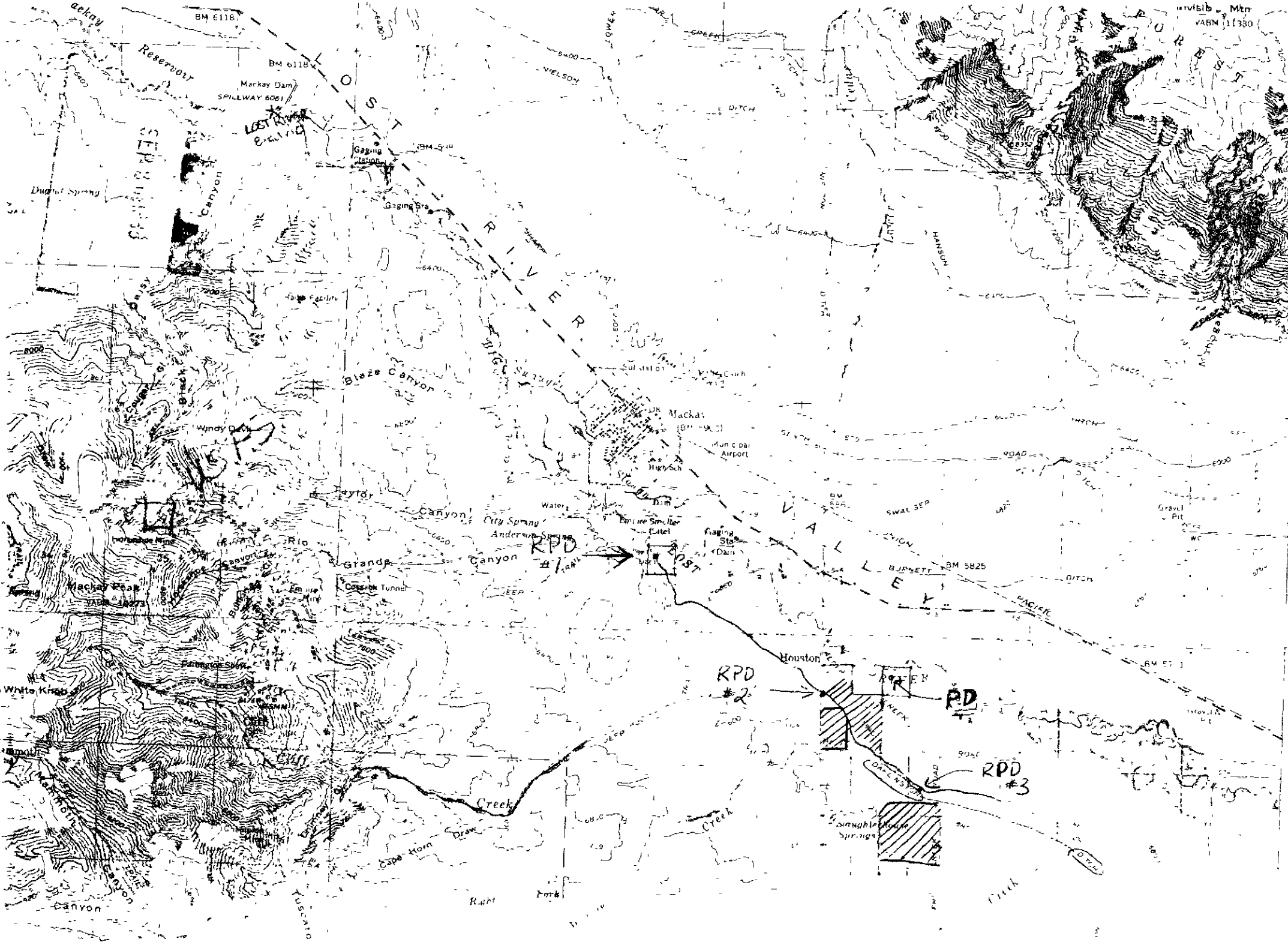
Checked by [Signature]

Approved by [Signature]

Date 8-30-83

Date 7-1-84

No Overlapping rights



PD SLUSE
Set 2
T 6 N
R 24 E

RPD #1 SLUSE
(PRD) Set 33
T 7 N
R 24 E

RPD #2 SLUSE
(PRD) Set 2
T 6 N
R 24 E

RPD #3 SLUSE
(PRD) Set 2
T 6 N
R 24 E

ANDERSON
34-7182

JK
2-19-81

Overlap Review of Permit 34-7182

per permit: surface rights

per micro-fische 2/18/84:

p/d - 34-2025 Big Lost River
p/u - 34-7171
34-2128

34-2025 - p/d in same 40 ac. tract,
different source - no overlap

34-7171 - permit, no stream, no
overlap due to stage

34-2128 - Lic., Alder Cr., p/u
overlap - Recommend R16(3.0)

tw

allow capacity of system

RECEIVED

SEP 20 1988



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

June 1, 1982

RE: 34-7182

Marlin D. Anderson
Route 1, Box 17
Mackay, ID 83251

Dear Mr. Anderson:

A representative of this Department made an examination of the works covered by your Permit No. 34-7182 and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 3.68 cfs Source: a groundwater source

The maximum quantity diverted shall not exceed 939.0 acre feet per year.

Point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 6N; R. 24E; Rediversions: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2; SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, T. 6N. R. 24E; SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 7N, R. 24E

Beneficial use: Irrigation of 17 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, 101 acres in SW $\frac{1}{4}$, Sec. 2; 37 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 138 acres in SE $\frac{1}{4}$, Sec. 11, T. 6N, R. 24E

Priority date established:

April 18, 1977

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

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

SEP 20 1988

RECEIVED

AUG 25 1966



UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT
Idaho Land Office
P.O. Box 2237
Boise, Idaho 83701

IN REPLY REFER TO:
L:VSS
Idaho 017233

NOTICE OF ALLOWANCE

C. Albert Anderson
Route 1
Hickay, Idaho 83251

General

AUG 24 1966

Dear Mr. Anderson:

Your Desert Land Entry, Serial No. Idaho 017233,
Receipt No. 107643, for SW 1/4
Township 6 N., Range 24 E., Boise Meridian, Idaho, containing 11
40 acres, is hereby allowed, subject to any valid existing rights and
your further compliance with laws and regulations applicable thereto. The
acceptability of final proof is contingent upon development and reclamation
of the land in accordance with your plan of development which is on file in
the Boise Land Office. Any substantial change in source of water or deviation
in the construction of the irrigating facilities must have the approval of the
Bureau of Land Management. The irrigable acreage of this entry has been deter-
mined to be approximately 10 acres. In correspondence relat-
ing to this entry, always refer to the serial number shown above.

Subject to right-of-way to Houston Ditch Company in Section 11.

Sincerely yours,

/S/ ORVAL G. HADLEY

Orval G. Hadley
Manager, Land Office

34-0010

THRU 34-0014

34-0817 B

34-0818

34-0819

34-7182 ✓

SEP 30 1966

cc: State Reclamation Dept., ✓
Attn: Donald W. McEldowney



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

October 31, 1979

RE: Permit No. 34-7182

Marlin D. Anderson
P.O. Box 17
Pocatello, ID 83251

Dear Mr. Anderson:

We acknowledge receipt of the proof of beneficial use card submitted 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 eastern regional office.

Very truly yours,

JACKIE S. DENNING
Senior Clerk

cc: IDWR - State Office

RECEIVED
OCT 31 1979

APR 27 1979

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern District OfficePROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

1. a) Name of permit holder MARLIN D ANDERSON 588-2282
b) Post office address RT #1 Box 17 MACKAY
2. Permit number 34-7182
3. Date of priority that you are prepared to establish 4-18-77
4. a) Source from which water was appropriated GROUNDWATER
b) Location of the point of diversion: SW 1/4 NE 1/4, Section 2
Township 6N, Range 24E Boise Meridian. Other points of diversion: PUMPED
INTO Big Lost RIVER & REDIVERTED WITHIN SWNE
SEC 33 T.7N R.24E
5. a) The amount of water and use to which the water has been applied:
Amount 6 for IRRIGATION purposes from Apr 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 6 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:
NONE
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:
WATER CONVEYED IN Big Lost RIVER.
- b) Describe the agreement of understanding by which you take water from the works:
WRITTEN AGREEMENT with Big Lost Irr Dist
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):
well 140', 30" DIA CASING, 50 hp
MOTOR & PUMP
- b) Describe the provision for making a measurement which you have at your point of diversion (i.e., installed measuring device, access port, other)
MICROMETER INSTALLED

MICROMETER
INSTALLED

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

Boyd LAMBERT - MACKAY 1976

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

N/A

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	24E	2							15	10	35	40	40	40					180
		11			20	20	40	40	20	20					40	40	40	40	320

10. Remarks: NONE Total number of acres irrigated 500

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

4/25/79
(Date)

Martin DeLorenzo
(Signature)

State of _____)
County of Custer) ss.

On this 25 day of April, 19 79, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires Life

Larry D. Simon
Notary Public
Residing at Mackay

April 28, 1977

RE: Application for Permit No. 34-7182 ANDERSON

Mr. Eugene Gabert, Watermaster
Water District 34
Big Lost River
Box 206
Mackay, Idaho 83251

Dear Mr. Gabert:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, submit them to our Department as soon as possible. The last date of protest is May 16, 1977, and we are required to take final action shortly thereafter.

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

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enclosure

June 14, 1977

Re: Permit No. 34-7182

Marlin D. Anderson
Route #1, Box 17
Mackay, ID 83251

Dear Mr. Anderson:

Enclosed is a copy of your approved Application for Permit No. 34-7182. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit



April 22, 1977

RE: Application for Permit No. 34-7182 ANDERSON

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 May 9, 1977 by me

CW
ENCLOSURE
Legal Notice (1)

Checking Copy

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Marlin D. Anderson, Mackay, Idaho, has on 4-18-77 submitted Application No. 34-7182 for a permit to appropriate 6.00 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 6N, R. 24E, B.M., Custer County. The water will be pumped into the Big Lost River and rediverted at a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 7N, R. 24E, B.M.; to be used from Apr. 1 to Nov. 1 for the irrigation of 500 acres within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 11, T. 6N, 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, 1525 Lincoln Road, Idaho Falls, Idaho, 83402, on or before May 16, 1977.

STEPHEN ALLRED
Director

Published in the Challis
Messenger, Challis, Idaho on April 28
and May 3, 1977. □□□

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Marlin D. Anderson,
Mackay, Idaho

has on 4-18-77 submitted Application No. 34-7182

for a permit to appropriate 6.00 cubic feet per second XXXXXXXXXXXXXXXXXXXX
acre feet per annum

of water from a ground-water source

by means of well and pump

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 6N, R. 24E, B.M., Custer County. The water will
be pumped into the Big Lost River and rediverted at a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 33, T. 7N, R. 24E, B.M.;

to be used from Apr. 1 to Nov. 1
for the irrigation of 500 acres

within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 11, T. 6N, 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 _____
May 16, 1977

C. STEPHEN ALLRED
XXXXXXXXXXXXXXXXXXXX
R. KEITH HIGGINSON

Director

Published in the Challis Messenger, Challis, Idaho

on April 28 and May 5, 1977

RECEIVED
MAY 11 1977
IDAHO DEPARTMENT OF
WATER RESOURCES

me-C.
D. H.
file-f.

April 18, 1977

Mr. Marlin D. Anderson
Rt. #1, Box 17
Mackay, ID 83251

Dear Mr. Anderson:

Enclosed please find the application for permit which you filed in our office today. It will be necessary for you to sign this application at the bottom of page three as it appears in item 1.

Please sign the application and return it to this office as soon as possible. Your cooperation in this matter will be greatly appreciated.

Very truly yours,

BILL RHOADS
Regional Planner

BR:ME

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Anderson

G.W. 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
NO Signature
☒ Fee

(1) EMC 4/18/77

In form to receipt

(2) " "

Send Copies to:

(3) " "

N/A

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management
☒ WATER MASTER FOR BASIN 34
☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
☐ Request Dam Safety Information

N/A

(4) " "

In form for advertising YES.

(5) " "

Platted on Map No. 6N 24E BASIN 34

(6) " "

Located within Water District No. 34

(7) " "

Critical groundwater area: yes no X

(8) " "

Groundwater levels:

Declining, Stable, Increasing

(comment) NO OB. WELLS IN AREA.

(9) " "

Other rights on the same place of use SURFACE WATER RIGHTS.

(10) " "

Comments: NONE.

(11) THE 5-9-77

Affidavit of Publication received(date) 5-9-77

(12) RDC 5/16/77

Final date for protests 7 May 6-1977

Protests received: yes no

(13) RDC 5/18/77

All requested information received from agencies or applicant: yes no

(14) 11 11

Action recommended:

☒ Approve Deny

4/18/77 Proposed Priority

Reason for Reduction

☒ Measuring device required

☒ See attached sheet for other conditions of approval

No special conditions for approval

Conditions of Approval

1. M.D. required at well
& From River

2. Under control of W. master
D # 34

3. Supplemental

(15) District E

By RDC

Date 5/18/77

Copy Sent