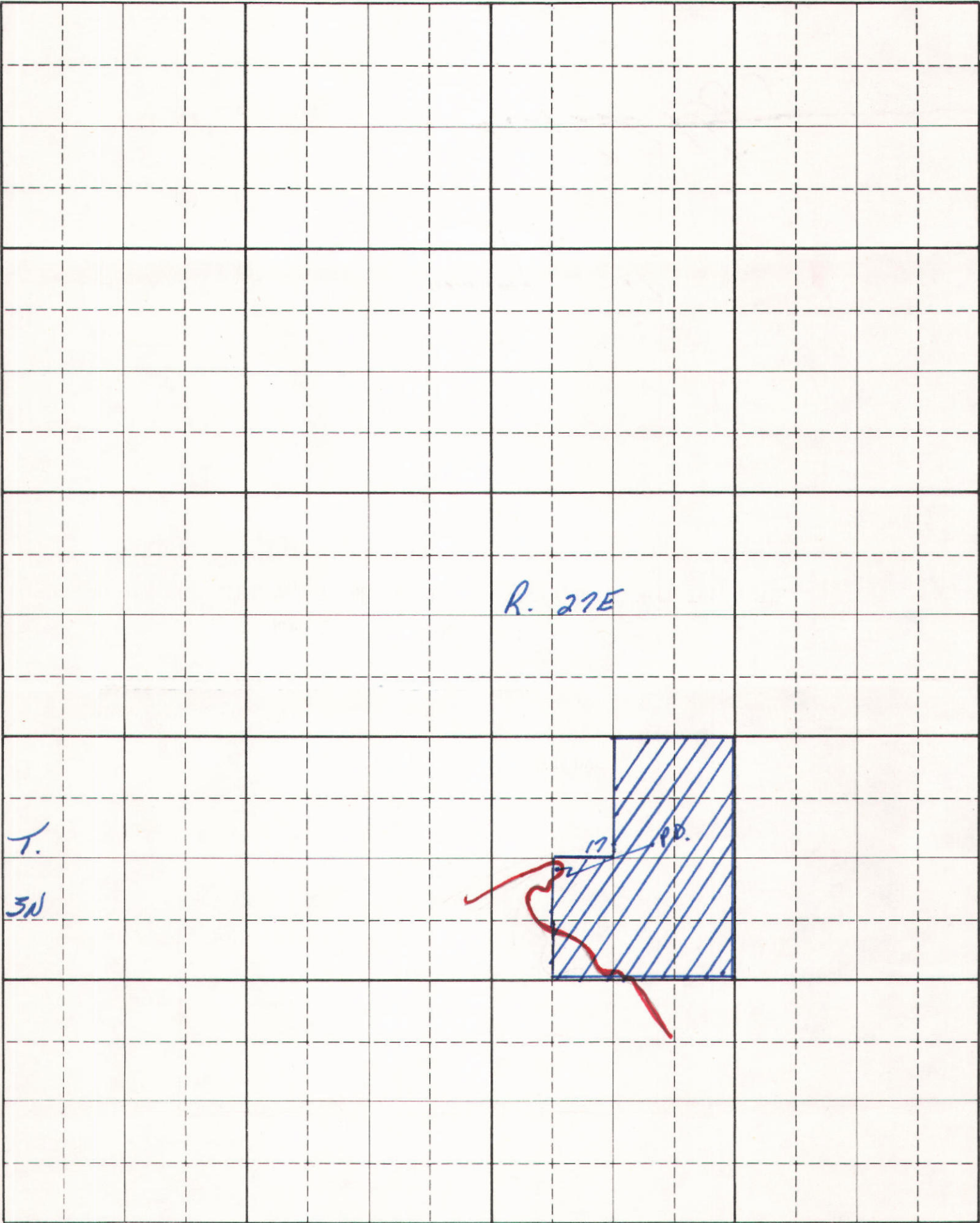


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Arthur Larry Brist
(Applicant)

8
17
A. 459
A. Quist

R. 459
A. Quist

80

884

A-105
J.V.B.

Gaging Sta. USGS

H-357
G Meacham

17	1
20	2

RECEIVED

JUL 20 1976

Department of Water Resources
Eastern District Office

Affidavit of Publication

I, Le Ella Cammack, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with

the issue dated 6/24/76

and ending with the issue dated 7/1/76

Le Ella Cammack

Subscribed and sworn to before me this

12 day of July, 1976

Charles G. Goss

Notary Public

Residence: Arco, Idaho.

My commission expires 5/1/78, 1978

PUBLIC NOTICE

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Ar-
thur Larry Quist, Arco, Idaho, has
on 6-14-76 submitted Application
No. 34-7149 for a permit to ap-
propriate 8.00 cubic feet per second
of water from the Big Lost River
tributary to sinks by means of
pump and pipeline within the
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, T. 3N, R. 27E,
B.M., Butte County; to be used
from Apr. 1 to Nov. 1 for the
irrigation of 400 acres within the
E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 17, T. 3N, R.
27E, B.M.

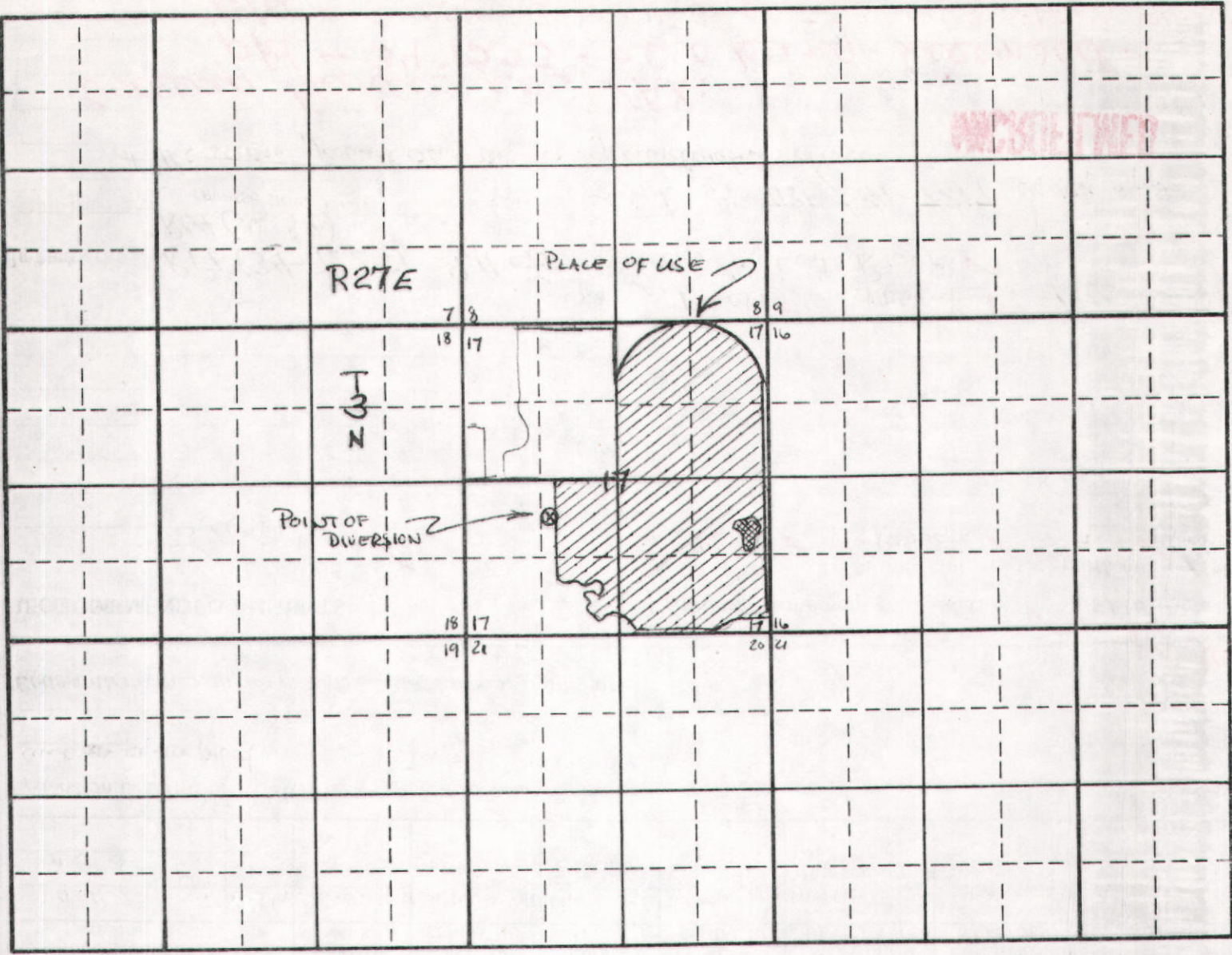
If issued, this permit will be
subject to all prior water rights.
Protests against the granting of the
permit must be filed with the Idaho
Department of Water Resources,
1515 Lincoln Road, Idaho Falls,
Idaho, 83401 on or before July 12,
1976.

R. KEITH HIGGINSON
Director

Published in the Arco Advertiser,
Arco, Idaho on June 24 and July 1,
1976.

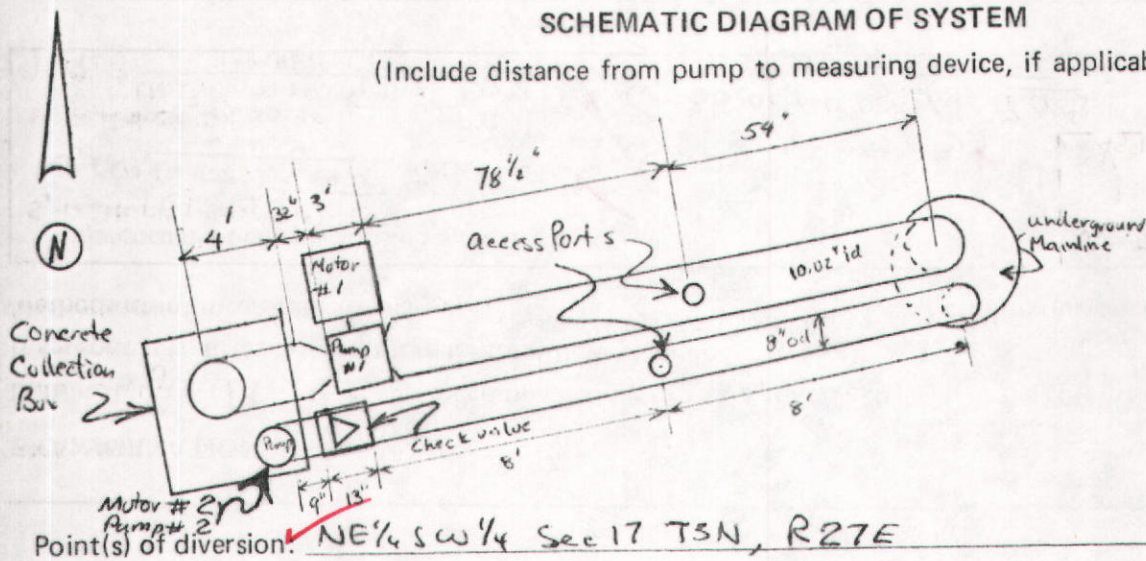
MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NE 1/4 SW 1/4 Sec 17 T3N, R27E

Place(s) of Use ☒

TWP.	RGE.	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	
3N	27E	17	34	34	40	40					34			17	37	40	37	37	350 ☒

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

Date

ate

Date

17 Jan 1984

3-21-84

8-4-86

34-7149/34-7225

PLACE OF USE

34-7225

34-7149

18 17

8 9

8-300
L. QUIST
300-A

R27E

T
3
N

10

10

40

40

38

38

34

34

12

10

10

40

40

POINT OF
DIVERSION

X

40

37

34

40

37

17

37

37

18 19

20

17 16

20 21

A. 490
S. JOHNSON
490-A

A

3.6

N-22

5

UNRECORDED

NOT TO SCALE

RECEIVED

JUL 12 1976

Department of Water Resources
Eastern District Office

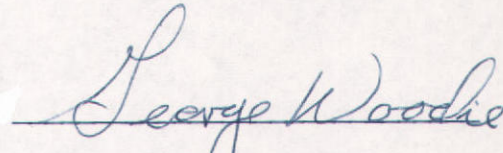
Howe, Idaho
July 12, 1976

Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Dear Mr. Carlson:

I, George Woodie, do hereby protest the submitted application for permit No. 34-7149 in the name of Arthur Larry Quist, Arco, Idaho, for a permit to pump water from Big Lost River tributary to sinks.

Continued pumping will deplete the stockwater down the river. Cattle have grazed and used this water for 70-years.


GEORGE WOODIE

PUBLIC NOTICE

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Arthur Larry Quist, Arco, Idaho, has on 6-14-76 submitted Application No. 34-7149 for a permit to appropriate 8.00 cubic feet per second of water from the Big Lost River tributary to sinks by means of pump and pipeline within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, T. 3N, R. 27E, B.M., Butte County; to be used from Apr. 1 to Nov. 1 for the irrigation of 400 acres within the E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 17, T. 3N, R. 27E, 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 July 12, 1976.

R. KEITH HIGGINSON
Director

Published in the Arco Advertiser,
Arco, Idaho on June 24 and July 1,
1976.

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 34-7149 Priority June 14, 1976 Amount 7.0 cfs

THIS IS TO CERTIFY, that Arthur Larry Quist
of Arco, Idaho, has complied with the terms and conditions of Permit
No. 34-7149 issued pursuant to Application for Permit dated June 14, 1976,
and has submitted proof to the Department of Water Resources on December 24, 1981,
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 9.11 cfs of water from Big Lost River,
tributary to sinks, 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>	from <u>April 1</u> to <u>November 1</u>	at <u>7.0</u> cfs and	<u>1050.0</u> acre feet
	from <u>to</u>	at <u>cfs</u> and	
	from <u>to</u>	at <u>cfs</u> and	

(both dates inclusive)

Subject, however, to the condition that no more than 7.0 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
1050.0 acre feet per year, said waters to be diverted within the NE 1/4 Section 17,
Twp 3N, Rge 27E in the County of Butte

Description and location of place of use:

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	
3N	27E	17	34	34	40	40					34			12	37	40	37	37	350

Total number of acres irrigated 350

MICROFILMED

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT NO. }
34-7149 IN THE NAME OF ARTHUR LARRY QUIST }

MEMORANDUM DECISION
AND ORDER

On June 14, 1976, Arthur Larry Quist of Arco, Idaho, applied to the Department of Water Resources for a permit to appropriate 8.00 cubic feet per second of water from the Big Lost River within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, Twp. 3N, Rge. 27E, B.M., Butte County, to be used for the irrigation of 400 acres of land located within the E $\frac{1}{2}$ and the E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 17, Twp. 3N, Rge. 27E. Notice of this application was published in the Arco Advertiser on June 24, and July 1, 1976, and subsequently protested by George Woodie.

A conference in the matter was held in Arco, Idaho, on August 24, 1976. The applicant and protestant were both present and represented themselves. Both the applicant and protestant presented their arguments at the conference and agreed to waive a formal hearing and allow the Department to reach a decision in the matter.

Based upon the information presented at the conference and other pertinent material contained in the Department's official files, the Director of the Department of Water Resources makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. The protestant is the holder of a grazing lease from the United States Research and Development Administration which is located about twenty (20) miles downstream from the applicant's proposed point of diversion. The Big Lost River is the source of stockwater for this grazing allotment.
2. The protestant has no recorded stockwatering rights on the land leased from the ERDA.
3. Water from the Big Lost River overflows and results in natural irrigation of meadows which results in providing additional feed on the protestant's grazing allotment but no water right for this purpose has been established.
4. The existing data indicates that there would be water available for appropriation approximately five years out of ten.

CONCLUSIONS OF LAW

1. While the protestant may have developed a use right for stockwatering purposes this right has not been quantified and would not entitle him to all of the water flowing past Box Canyon and into the desert.

2. The natural overflowing of the stream banks and subsequent flooding of adjacent land does not establish a water right for irrigation purposes.

3. The policy of efficient use of water precludes the release of large amounts of water at the applicant's proposed points of diversion to supply water for stockwatering 20 miles downstream when most of the flow released would be lost in the streambed.

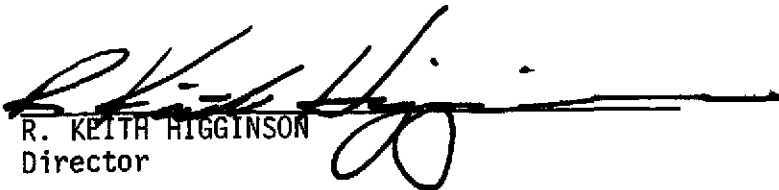
4. The amount of water available for appropriation is inadequate to assure maturing a crop every year, but the applicant is entitled to use the water beneficially during years when it is available.

ORDER

IT IS, THEREFORE, HEREBY ORDERED and Application for Permit No. 34-7149 is APPROVED subject to the following conditions:

1. The permit is subject to all prior water right.
2. A measuring device of a type approved by the Department of Water Resources shall be permanently installed and maintained as part of the diverting works.
3. The use of the water under the permit is subject to the control of the watermaster of Water District No. 34, Big Lost River.
4. The maximum rate of diversion shall not exceed 8.00 cubic feet per second for the irrigation of no more than 400 acres of land.
5. Proof of construction of works and application of water to beneficial use shall be submitted to the Department on or before January 1, 1982.

Dated this 8 day of January, 1977.


R. KEITH HIGGINSON
Director

RECORDED

Identification No. 34 7149
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 Arthur Larry Quist Phone 527-3107
post office address Rt. #1, Box 54, Arco, Idaho 83213
2. Source of water supply Big Lost River which is a tributary of sinks
- 3 a Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 17 Township 3N
Range 27E B M Butte 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 8.00 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 8.00 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works.
a Description of ditches, flumes, pumps, headgates, etc pump, pipeline, sprinkler system

- b Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam _____
Period of year during which storage will occur _____ to _____ inclusive
(Mo Day) (Mo Day)
- c Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years
b Estimated construction cost is \$ 100,000.00
- 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 _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below

TWP	RANGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	27E	17	40	40	40	40					40			40	40	40	40	40	400

400

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above None

9. a. Who owns the property at the point of diversion Arthur W. Quist

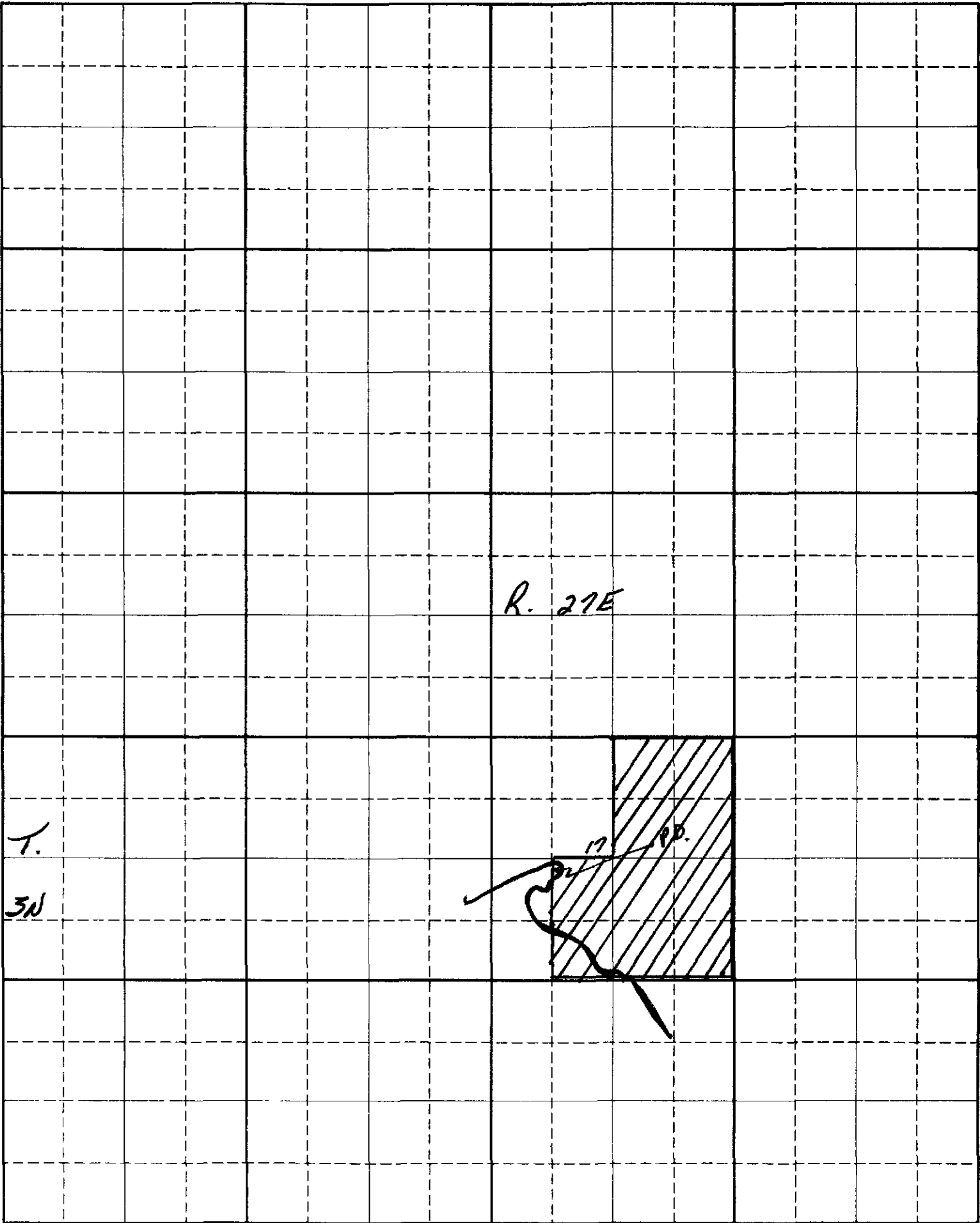
b. Who owns the land to be irrigated or place of use Arthur W. Quist

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

Applicant is in process of purchasing lands.

10. Remarks _____

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



Scale 2 inches equal 1 mile

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

Arthur Larry Geist
(Applicant)

Proposed Priority 6-14-76

Received by CW Date 6-14-76 Time 11:20 AM
Preliminary check by CW Fee \$ 95.00
Receipted by CW Date 6-14-76 # 3430
Publication prepared by CW Date 6-17-76
Published in Arvo's Adventures
Publication dates June 24 + July 1, 1976
Publication approved me Date 7-20-76
Priority reduced to _____ Reason _____

Protests filed by George Woodie

Copies of protests forwarded by CW 7-13-76

Hearing held by _____ Date _____

Recommended for approval denial by _____

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. 34-7149, 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 January 1, 19 82.

c. Other PURSUANT TO MEMORANDUM DECISION AND ORDER OF THIS DATE.

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

Witness my hand this 8 day of January 19 77.

Richard Higin
Director

H-59
H. Quist

H-59
H. Quist

H-59

H-59
H. Quist

18 17

18 17

17 20

17 20

RECEIVED

JUL 20 1976

Department of Water Resources
Eastern District Office

Affidavit of Publication

I, Le Ella Cammack, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 ... consecutive weeks, commencing with

the issue dated 6/24/76.....

and ending with the issue dated 7/1/76.....

Le Ella Cammack

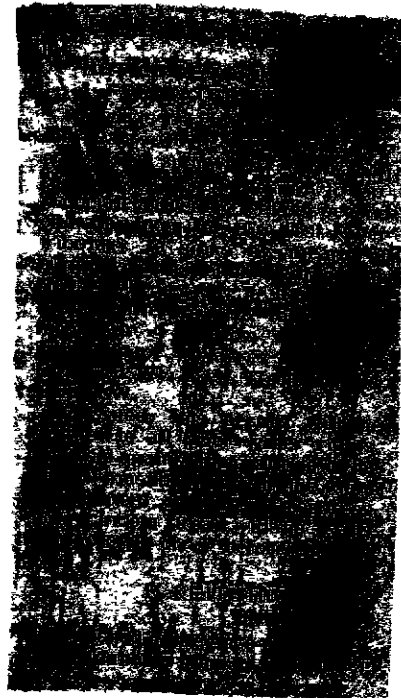
Subscribed and sworn to before me this

12 day of July, 1976

Charles G. Gray
Notary Public

Residence: Arco, Idaho.

My commission expires 5/1/78, 1978





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

September 22, 1986

RE: Permit No. 34-7140

Arthur Larry Quist
Rt. 1, Box 203
Arco, ID 83212

Dear Mr. Quist:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

MICROFILMED



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

August 15, 1986

RE: Permit No. 34-7149

Arthur Larry Quist
Rt. 1, Box 203
Arco, ID 83213

Dear Permit Holder(s):

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

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

PT
Mar 23 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

34-7149

Permit No.

Department of Water Resources

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 July 19, 1983 Accompanied by A Larry Quist Total Q measured 9.11 cfs ✓

If source is surface water, estimate total flow of source

Methods of measurement Annubar #191136 (7.98) Meter #091473 Meets Permit requirements? Yes
#191147 (10.02)

Measurement calculations:
System #1 (45.89")
 $Q_1 = \frac{(10.02)^2 \cdot 3.85 \sqrt{45.89}}{448.8} = 5.83 \text{ cfs}$ ✓
System #2 (35.48")
 $Q_2 = \frac{(7.98)^2 \cdot 3.85 \sqrt{35.48}}{448.8} = 3.28 \text{ cfs}$ ✓
 $Q_T = 9.11 \text{ cfs capacity}$ ✓
 $V = 7.0 \text{ cfs} \times 1.9835 \times 214 \text{ days} = 2971.3 \text{ afa}$ ✓
 $V = 3500 \text{ ac} \times 3.0 \text{ afa} = 10500 \text{ afa}$ ✓
 $Q = 3500 \text{ ac} \times 0.02 \text{ cfs/ac} = 7.0 \text{ cfs}$ ✓

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
#1	150	Marathon	DM96644-1/1	Quorum	76-12631-10	Annubar (10.02) #191147	Good	
#2	75	GE	KMS 101335	Johnston	TT 855	Annubar (7.98) #191136	Good	

System Description Collection-diversion box with two pumps into a common mainline with laterals and center pivot with sprinkler

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

RECOMMENDED AMOUNTS

Irrigation requirement = 3.0 ✓ 214 days AFA/Acre

USE Irrigation ✓
Q (cfs) 7.0 cfs ✓ V (afa) 1050 afa ✓ FROM 4/1 ✓ TO 11/1 ✓

Remarks R16 (3.0) Total 7.0 cfs ✓ 1050 afa ✓ 4/1 11/1
R17 (34-7225) 9.11 cfs Source: Big Lost River ✓
R04 (No. 34)

Permits 34-7181 / 34-7217 cover some of the same ground and are a groundwater source

MICROFILMED

Overlap Review per VAX:

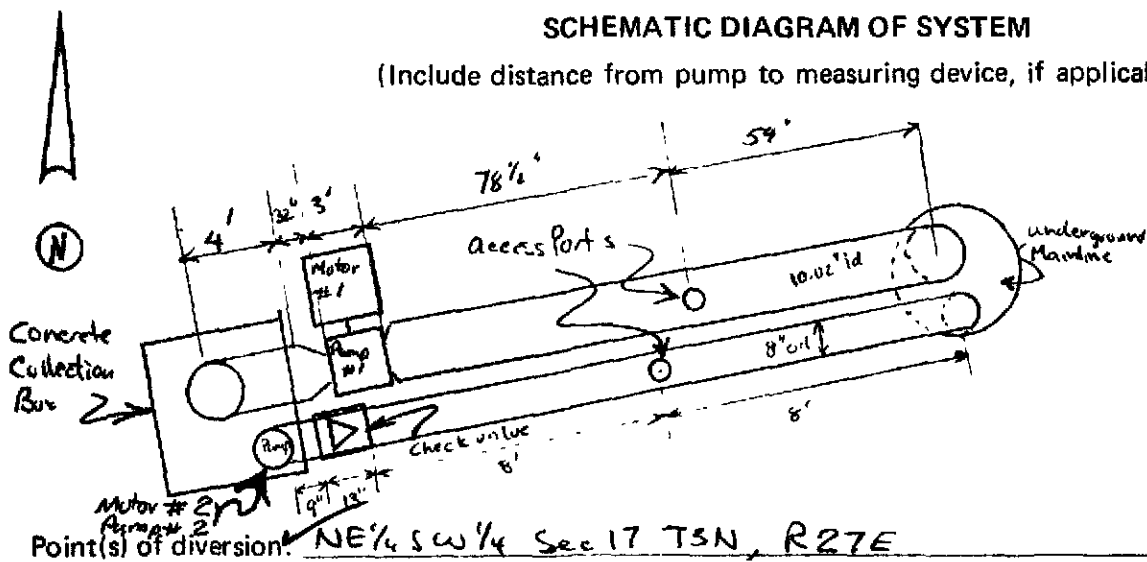
p/d - 34-7225 - also being licensed.

p/u - 34-0010, 34-0011, 34-0012, 34-0013, 34-0810, 34-0811, 34-0814, 34-0817B, 34-0818, 34-0819, 34-2007, 34-7181

Recommend R29

A hand-drawn map on a grid. The map features a dashed line forming a rectangular boundary. Inside this boundary, there is a solid line that forms a shape resembling a 'U' or a 'C'. The area between the solid line and the dashed line is shaded with diagonal hatching. The map is labeled with 'R27E' in the upper left, 'T3N' in the center left, 'PLACE OF USE' with an arrow pointing to the top of the shaded area, and 'POINT OF DIVERSION' with an arrow pointing to the left side of the shaded area. The grid has numerical labels: 7, 8, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.

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

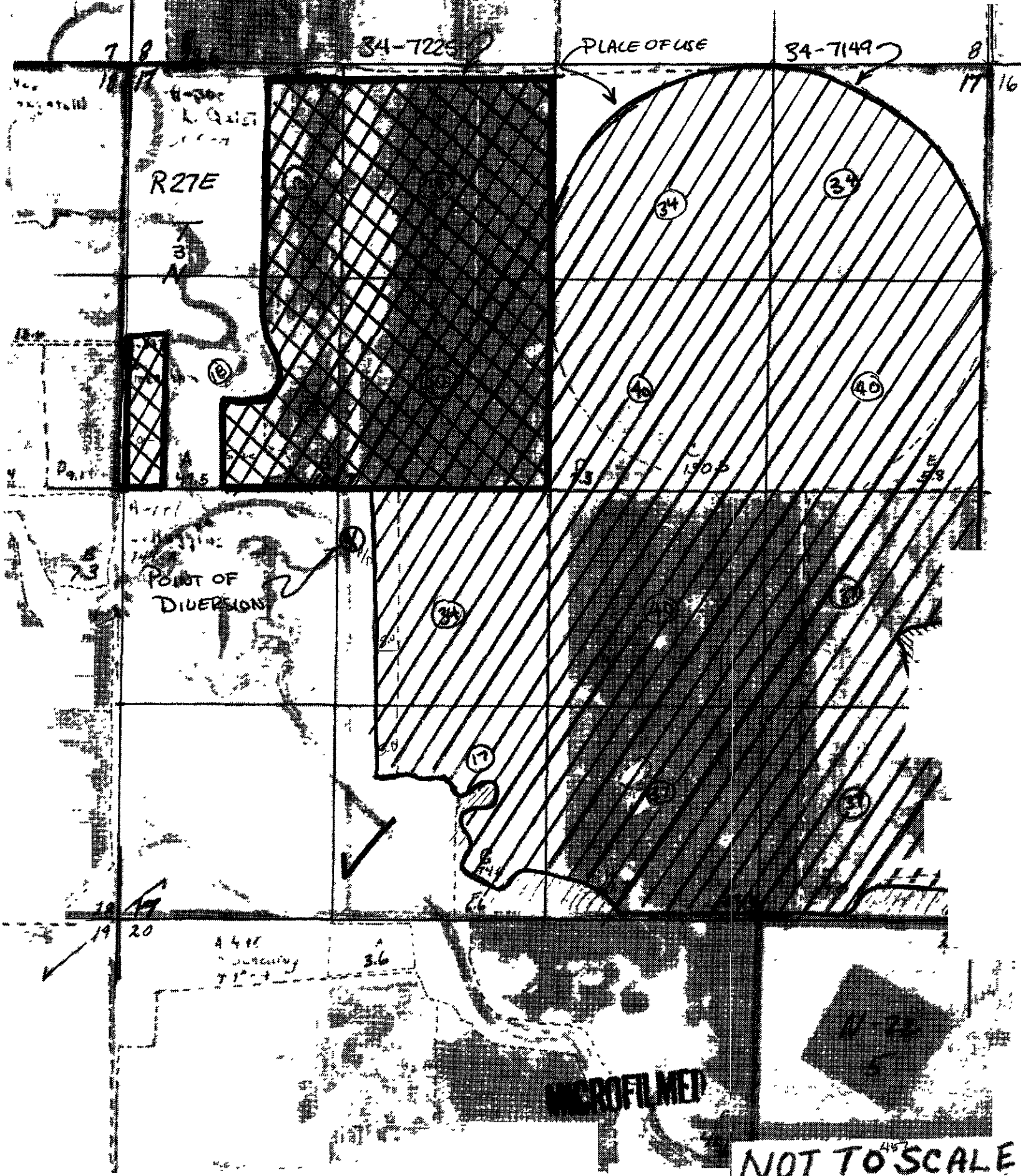


Place(s) of Use

[illegible]☐ Other

Date _____

8-4-86



PERMIT NO. 34-7149/34-7225 (Name) Larry Quist
 Accompanied by: Alarry
 EXAMINATION: DATE: 7-19-83

	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
#1	Marathon	150	DM 96644-11/7-1	Aurora	76-12631-10
#2	GE	75	KMJ 1013365	Johnston	TT 855

Measuring Device Type: Annubar

Meter # 091473 Annubar # 191136 Size # 7981
191147 10.02

Remarks: _____

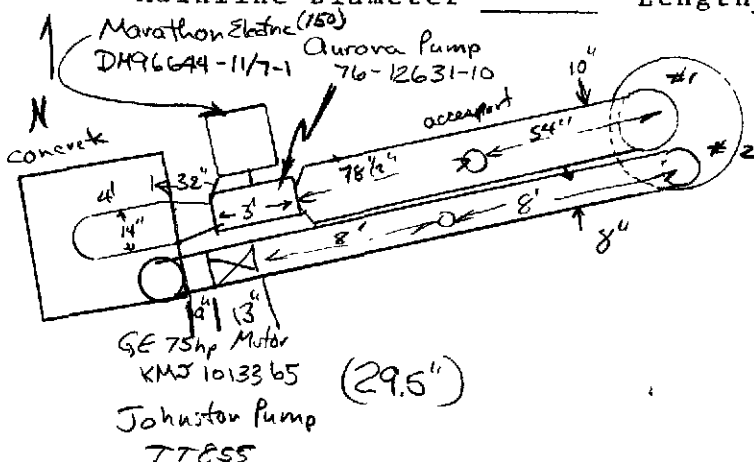
Measurement calculations:

35.0" (GE)
 132.5

44.5" (Maratha)

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter _____ Length _____





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

February 12, 1982

RE: Permit No.

34-7149

Larry Quist
Rt. #1, Box 203
Arco, Id. 83213

RECEIVED

FEB 17 1982

Department of Water Resources

Dear Mr. Quist:

See attached for information on measuring device you are required to install.

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,

BOBBIE R. STEPHENS
Principal Clerk

cc: 1 - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 34-7149.

Name(s) of Permit Holder: Larry Quint

Post Office Address: Rt 1 Box 203

Acco Id

Tel. No. 527-3107

Source of Water: Big Lost River

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation

400

(acres)

☐ Other

Measuring Device:

Required?

☒ Yes ☐ No

Installed?

☐ Yes ☐ No

Apex Port:

Required?

☐ Yes ☒ No

Installed?

☐ Yes ☐ No

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

12-15-81

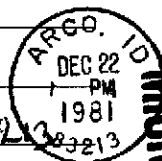
Larry Quint

Signature of Permit Holder

Larry Guest

Rt 1 Box 203

Arco Idaho 83213



RECEIVED



MICROFILMED

DEC 24 1981

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138753

QUIST, ARTHUR LARRY
RT. 1 BOX 54
ARCO, ID 83213

OCTOBER 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 34-7149 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JANUARY 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY 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 POST CARD 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 WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

United States Department of Agriculture
Farmers Home Administration
Box 1783
Idaho Falls, Idaho 83401

Permit #34-7149

Dear Sirs:

In response to your letter received today, we looked up the above numbered file. This permit, issued to Arthur Larry Quist of Arco, Idaho, was approved by this department on January 8, 1977.

If you wish to have a copy of this permit, please advise. The copying charge will \$1.00 for the entire four pages.

Should you wish additional assistance, please do not hesitate to get in touch with us here in Boise, or at our regional office in Idaho Falls.

Sincerely yours,

Kay Weaver
(Ms.) Kay Weaver

Chief Clerk, Water Rights

12 January, 1977

RECEIVED

UNITED STATES DEPARTMENT OF AGRICULTURE

FARMERS HOME ADMINISTRATION

P O Box 1783

Idaho Falls, Idaho 83401

January 10, 1977

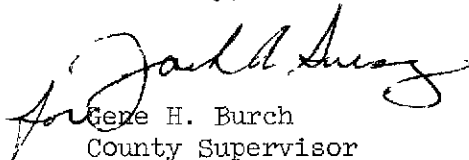
R. Keith Higginson, Director
State Water Resources Board
State House
Boise, Idaho 83720

Dear Mr. Higginson:

The Idaho Falls office of Farmers Home Administration is processing a loan to Mr. A. Larry Quist for a sprinkler system. He has informed us that he has applied for a water permit on the Big Lost River. His application is No. 34-7149, submitted June 14, 1976. This water permit will, if issued, affect the value of the Real Estate, which we would have as security. Therefore, I would like to know the status of his application as to time and possibility of his permit being issued.

Thank you for your attention to this matter.

Sincerely,

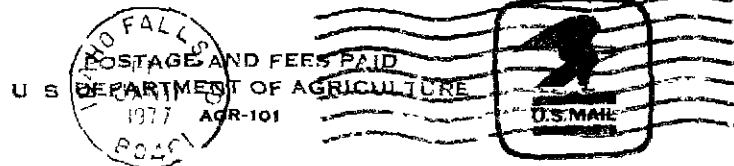

Gene H. Burch
County Supervisor

RECEIVED

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

POST OFFICE BOX 1783
IDAHO FALLS, IDAHO 83401

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE \$300



MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2215

R. Keith Higginson
Director

January 11, 1977

Re: Permit No. 34-7149

Arthur Larry Quist
Rt. #1, Box 54
Arco, ID 83213

Dear Mr. Quist:

Enclosed is a copy of your approved Application for Permit No. 34-7149 along with a copy of the Memorandum Decision and Order. We direct your attention to the conditions of approval as set forth in the Order.

Be sure to note that a special condition requiring you to install and maintain a measuring device at the point of diversion has been placed upon the permit. Enclosed is a letter describing different types of measuring devices accepted by the Director.

Any person that does not agree with the decision of the Director may request a rehearing before the Director within 20 days, or may appeal directly to the District Court within 60 days of the date of the decision.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enc: Copy of permit w/
Mem Dec. & Order

cc: George Woodie
Enc: Copy of Mem
Dec. & Order

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

☒ Source Surface
☒ 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) BR 6-14

In form to receipt

(2) " "

Send Copies to:

Idaho State Health Department
Idaho Fish and Game Department
NO Bureau of Land Management
X Eugene Cabot
Request Special Use Permit from U.S.F.S.
NO Request Easement from B.L.M.
Request Information from Applicant

(3) " "

(4) " "

In form for advertising

(5) " "

Platted on Map No. _____

(6) " "

Located within Water District No. 34

(7) " "

Critical groundwater area: yes NO no

(8) " "

Groundwater levels: N.A.

Declining, Stable, Increasing

(comment) _____

(9) " "

Other rights on the same place of use None (?)

(10) _____

Comments: Applicant started Surface water
had been filed on, but not proved up.

(11) OW 7-20-76

Affidavit of Publication received (date) July 20, 1976

(12) OW 7-12-76

Final date for protests July 12, 1976

Protests received: yes no

(13) RPC 12/30/76

All requested information received from agencies or applicant: yes no

(14) " "

Action recommended:

☒ Approve Deny

6/14/76 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 RPC Date 12/30/76

MEMO DECISION

RECEIVED

[Signature]

MEMORANDUM

TO: File

FROM: Ron Carlson *RDC*

RE: Application for Permit No. 34-7145 and 34-7149

DATE: November 29, 1976

In reviewing these two applications for permit, in light of the probability data prepared by the hydrology people in the Department, it appears that with existing permits there may not be an adequate water supply to develop the lands described in these applications.

Before taking any action it will be necessary to determine all of the water rights below the Arco gage in determining the probability of a water supply to fill these permits.

LICENSE PRIORITY.

Q.

34-2268	1-3-45	12.2
34-2270	2-26-45	2.2
34-2278	1-20-47	1.4

7100
7052

Permit.

34-7024	1-17-72	0.06
34-7061	1-29-74	6.40
34-7074	6-19-74	12.80

Transfer.
#831
" 10-2-85
" 10-2-85
" 6-1-98

1.54
1.60

38.2 of 2.

P.O.

Subdiv.

Sec 2

Twp.

Rge.

LOT 1	6	2N	29E.
LOT 1	6	2N	29E.
NE 1/4 NE 1/4	6	2N	29E.

NE 1/4 NW 1/4	33	3N	29E.
NE 1/4 NW 1/4	20	3N	27E.
NE 1/4 SW 1/4	22	3N	27E.

NW 1/4	24	3N	27E.
"	26	3N	27E.

IN THE MATTER OF)
PROTEST AGAINST)
APPROVAL OF APPLICA-) STIPULATION
TION FOR PERMIT NO.) AND
34-7145 IN THE NAME) AGREEMENT
OF RALPH S. PARKINSON)
AND APPLICATION FOR)
PERMIT NO. 34-7149)
IN THE NAME OF)
ARTHUR LARRY QUIST)

We believe that the issues involved in this matter have been presented before the Department of Water Resources at the conference held in Arco, Idaho on August 24, 1976. We hereby agree to allow the Department of Water Resources to reach a decision in this matter based upon the information presented at conference and any additional information contained in the official files of the Department.

SIGNED AT ARCO, IDAHO THIS
24th DAY OF AUGUST 1976.

George Woodie
Arthur Larry Quint
Ralph S. Parkinson

34-7149 QUIST
34-7145 PARKINSON

AUGUST 29, 1976

PARKINSON - 4.4 CFS

- WATER GOES OUT IN DESERT & SINKS.
- 320 ACRES IRRIGATED W/ PRESENT WATER RIGHTS
- THIS APPLICATION FOR THE DEVELOPMENT OF ADDITIONAL LAND, NOT PRESENTLY OWNED BY APPLICANT
- APPLICANT ONLY HAS 2.0 CFS DECREED WATER

QUIST - 8.0 CFS

- GROUND PRESENTLY IN SAGE BRUSH APPLICANT WOULD LIKE TO DEVELOP LAND
- THERE IS A USGS GAGE SE $\frac{1}{4}$ SW $\frac{1}{4}$ SEC 17 T4N R26E

WOODIE - PROTESTANT

- LOCATED ~ 20⁺ MILES DOWNSTREAM FROM QUIST DIVERSION
- PROTESTANT WORRIED ABOUT DEPLETED STOCK WATER
- LAND USE APR 16 - JULY 1 - GRAZING OF A EC LEASE
- NO FLOW PRESENTLY IN RIVER
- ONLY SOURCE OF STOCK WATER IN AREA. WATER MUST BE RULED

DURING LOW WATER YEARS

- OVERFLOW WATER NATURALLY IRRIGATES MEADOWS PROVIDING ADDITIONAL FEED

- RUSSEL MAYS - DIVERTING WATER FOR IRRIGATION IN THIS AREA

- AEC DIVERT WATER IN WINTER FOR PROTECTION OF FACILITIES

- DAM SPLITTING RIVER INSTALLED IN 1961 TO DIVERT WATER TO TWO MEADOWS

Courtroom, Memorial Building, Arco, Idaho

34-7145 - Ralph S. Parkinson

34-7149 - Arthur Larry Quist

August 24, 1976 - 2:00 p.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
George Woodie	Howe, Idaho	S & F
Art Quist	Arco	//
A. Larry Quist	Arco	"
Ralph S. Parkinson	Arco	"
Lenora H. Quist	Arco	
RON CARLSON		IDWR
Bob Fleenor		IDWR.

Name and Address of Sender

Indicate type of mail:
☐ REGISTERED
☐ C.O.D.
☐ CERTIFIED

Attach stamp here if issued as certificate of mailing or for addressee's copies of this bill.
 POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET AND POST OFFICE ADDRESS	POSTAGE	FEES	R.R. FEE	WATER FEE	ACTUAL VALUE	HANDLING CHARGE	REMARKS
1	150 Henry Thibault, St. Louis, Mo.	13	60					34.7145
2	151 Ralph J. Jenkins, Rt. 4, Badger, Wis., U.S.							+ 34.7149
3	152 William Henry Smith, Rt. 4, Badger, Wis., U.S.							"
4	153 Wm. H. Thibault, Mankato, Minn., U.S.							34.7088
5	154 Wm. H. Thibault, P.O. Box 120, S. J. U.S.							"
6	155 Wm. H. Thibault, 211 Third Street, St. Louis, Mo.							"
7	156 Carl Jensen, P.O. Box 409, Chicago, Ill.							"
8	157 Henry Thibault, Mankato, Minn., U.S.							34.7143
9	158 Wm. H. Thibault, Mankato, Minn., U.S.							"
10	159 Wm. H. Thibault, Mankato, Minn., U.S.							"
11	160 Wm. H. Thibault, Mankato, Minn., U.S.							"
12	161 Wm. H. Thibault, Mankato, Minn., U.S.							"
13	162 Wm. H. Thibault, Mankato, Minn., U.S.							"
14	163 Wm. H. Thibault, Mankato, Minn., U.S.							"
15	164 Wm. H. Thibault, Mankato, Minn., U.S.							"
16	165 Wm. H. Thibault, Mankato, Minn., U.S.							"
17	166 Wm. H. Thibault, Mankato, Minn., U.S.							"
18	167 Wm. H. Thibault, Mankato, Minn., U.S.							"
19	168 Wm. H. Thibault, Mankato, Minn., U.S.							"
20	169 Wm. H. Thibault, Mankato, Minn., U.S.							"
TOTAL NO. OF PIECES LISTED BY SENDER		21	TOTAL NO. OF PIECES RECD. AT P.O.		POSTMASTER, PER (Name of receiving employee)		Show under "Remarks" close postage paid if other than first or if international	

PS Form 3874, Dec. 1973

APPLICATION FOR REGISTERED, REGISTERED C.O.D. AND CERTIFIED MAIL

FORM MUST BE MADE OUT IN INK OR BALL POINT PEN

Don't forget to attach Post Certificate
 34-7145-34-7149 + 34-7088

(Declaration of value is required on international registered mail)
 * U. S. CUSTOMS AND BORDER PROTECTION OFFICE, 1973-0-330-726

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval
of Application for Permit No. 34-7145 in the
Name of RALPH S. PARKINSON and Application
for Permit No. 34-7149 in the Name of
ARTHUR LARRY QUIST

NOTICE OF CONFERENCE
AND/OR HEARING

On April 9, 1976, Ralph S. Parkinson, filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On May 5, 1976, the Department received a protest against approval of said application from George Woodie.

On June 14, 1976, Arthur Larry Quist, filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On July 12, 1976, the Department received a protest against approval of said application from George Woodie.

The Department has set the matter of protests for conference and/or hearing for Tuesday, August 24, 1976, at 2:00 p.m., in the Courtroom of the Memorial Building, Arco, Idaho. Because of the similarity of the issues involved the Department has combined these hearings. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protests or the applications. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 12th day of August, 1976.


Loren O. Holmes
LOREN O. HOLMES
Assistant Regional Supervisor

August 12, 1976

Memorial Building
Mr. William G. Carlson
Drawer 804
Arco, Idaho 83213

Dear Mr. Carlson:

This is to confirm the use of the Courtroom for conference and/or hearing to be held by this office on Tuesday, August 24, 1976 at 2:00 p.m., and on Wednesday, August 25, 1976, beginning at 9:00 a.m.

Thank you for your cooperation in this matter.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Cecil D. Andrus
Governor

July 13, 1976

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

R. Keith Higginson
Director

Mr. Arthur Larry Quist
Rt. #1, Box 54
Arco, Idaho 83213

Dear Mr. Quist:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 34-7149. You should be aware that the following are the principal items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

- (1) Will the proposed use reduce the quantity of water under existing water rights?
- (2) Is the proposed water supply insufficient for the purposes intended?
- (3) Is the application made in good faith or for delay or speculative purposes?
- (4) Has the applicant sufficient financial resources with which to complete the project?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required (Section 41-202, Idaho Code).

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

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

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC: CW

cc: IDWR - State Office



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

July 13, 1976

RE: Application for Permit No. 34-7149
ARTHUR LARRY QUIST

Mr. George Woodie
Howe,
Idaho 83244

Dear Mr. Woodie:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

- (1) Will the proposed use reduce the quantity of water under existing water rights?
- (2) Is the proposed water supply insufficient for the purposes intended?
- (3) Is the application made in good faith or for delay or speculative purposes?
- (4) Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC: CW

cc: IDWR - State Office

RECEIVED

JUL 12 1976

Department of Water Resources
Eastern District Office

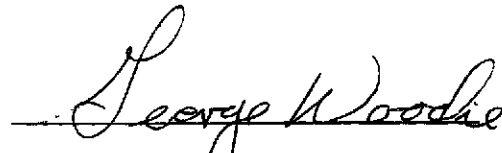
Howe, Idaho
July 12, 1976

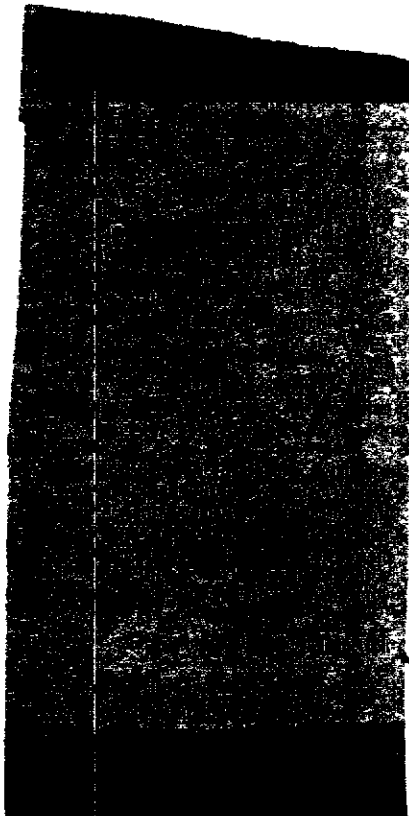
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Dear Mr. Carlson:

I, George Woodie, do hereby protest the submitted application for permit No. 34-7149 in the name of Arthur Larry Quist, Arco, Idaho, for a permit to pump water from Big Lost River tributary to sinks.

Continued pumping will deplete the stockwater down the river. Cattle have grazed and used this water for 70-years.


GEORGE WOODIE



July 12, 1976

RE: Application for Permit No. 34-7149 QUIST

C
Arco Advertiser
Box "C"
Arco, Idaho 83213

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on June 24 and July 1, 1976.

P
Your cooperation in this matter is greatly appreciated.

Very truly yours,

Y
RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

cc: IDWR - State Office

MAILED
JUL 19 1976
CW

June 18, 1976

C
RE: Application for Permit No. 34-7149 QUIST

Mr. Eugene H. Gabert, Watermaster
Water District 34
Box 206
Mackay, Idaho 83251

Dear Gene:

P
We are enclosing a copy of an application that may be of interest to your water district. 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 July 12, 1976, and we are required to take final action shortly thereafter.

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

Y
Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enclosure

June 17, 1976

RE: Application for Permit No. 34-7149 QUIST

Arco Advertiser
Box "C"
Arco, Idaho 83213

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 7-20-76 by CW

RDC:GW

Enc: Legal Notice (1)

PUBLIC NOTICE

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Arthur Larry Quist, Arco, Idaho, has on 6-14-76 submitted Application No. 34-7149 for a permit to appropriate 8.00 cubic feet per second of water from the Big Lost River tributary to sinks by means of pump and pipeline within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, T. 3N, R. 27E, B.M., Butte County; to be used from Apr. 1 to Nov. 1 for the irrigation of 400 acres within the E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 17, T. 3N, R. 27E, 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 July 12, 1976.

R KEITH HIGGINSON
Director

Published in the Arco Advertiser,
Arco, Idaho on June 24 and July 1,
1976

Notice is hereby given that Arthur Larry Quist,
Arco, Idaho

has on 6-14-76 submitted Application No. 34-7149
for a permit to appropriate 8.00 cubic feet per second ~~acre feet per annum~~
of water from the Big Lost River tributary to sinks
by means of pump and pipeline
within the NE 1/4 SW 1/4, Sec. 17, T. 3N, R. 27E, B.M., Butte County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 400 acres

within the $E\frac{1}{2}$, $E\frac{1}{2}SW\frac{1}{4}$, Sec. 17, T. 3N, R. 27E, 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 _____

July 12, 1976

R. KEITH HIGGINSON

Director

Published in the **Arco Advertiser, Arco, Idaho**

on June 24 and July 1, 1976

me. J. H. A.

June 14, 1976

C
Mr. A. Larry Quist
Rt. #1, Box 54
Arco, Idaho 83213

Dear Mr. Quist:

P Due to an oversight when you visited our office, we failed to have you sign the enclosed application for permit. In order to delay processing of your application, please sign it exactly as your name appears in Item 1 and return to this office immediately.

For your convenience, we have enclosed a stamped, self-addressed envelope. Your immediate attention to this matter would be greatly appreciated.

Very truly yours,

Y
COLLEEN WRAY
Secretary

Enclosure

1

IDENT. NO. 34-7149

WATER RIGHT
DATA ENTRY LOG

[illegible]