

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

Map grid showing land subdivisions, townships, ranges, and ditches. Handwritten annotations include:

- Range 24E (top center)
- Section 27 (top center)
- 21ac (middle left)
- 16 ac (middle left)
- 28ac (middle left)
- Pt. of Diversion (middle left)
- Twp. 7N (middle left)
- 34 (middle right)

Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Machay, this 30 day of April, 1980.
Alton T. Sayer
(Signature)

FOR DEPARTMENT USE ONLY

16024

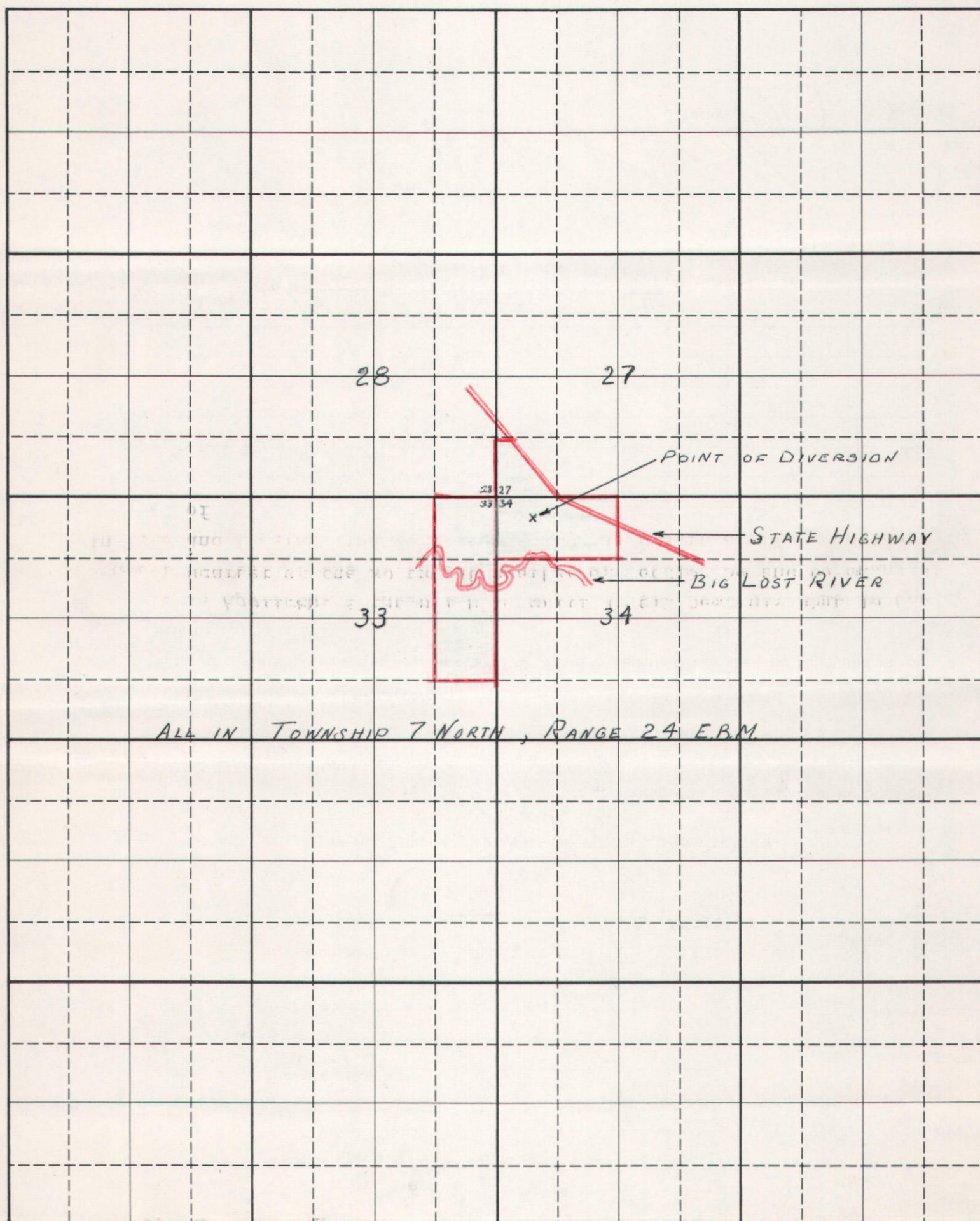
Preliminary check by js Fee = \$20.00 Received by sg Date 5/9/80
Publication prepared by _____ Date _____ Published in N/A
Publication dates N/A

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, C. STEPHEN ALLRED, of the Department of Water Resources hereby
APPROVE the above referenced Amendment for Permit No. 34-7081.

Witness my hand this 16 day of May, 1980
C. Stephen Allred
Director

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.

Alton T. Sayer
(Applicant)

RECEIVED

OCT 31 1974

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Alton T. Sayer, Route No. 1, Box 4, Mackay, Idaho has on 10-10-74 submitted Application No. 34-7081 for a permit to appropriate 4.1 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, T. 7N, R. 24E, B.M., Custer County; to be used from Apr. 1 to Nov. 1 for the irrigation of 205 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, E $\frac{1}{2}$ NE $\frac{1}{4}$,

NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 34, T. 7N, R. 24E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before November 4, 1974.

R. KEITH HIGGINSON
Director

Published in the Mackay Miner, Mackay, Idaho on October 17 and October 24, 1974.

MICROFILMED

Affidavit of Publication

STATE OF IDAHO }
County of Custer } ss.

I, MARGARET PARKS the

PUBLISHER

of The MACKAY MINER, a weekly newspaper of General Circulation published weekly and entered in the Post Office Mackay, Idaho, continuously since February 6, 1906, do solemnly swear that a copy of the notice, as 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

Oct 17, 1974
and ending with the issue dated

Oct 24, 1974

Margaret Parks

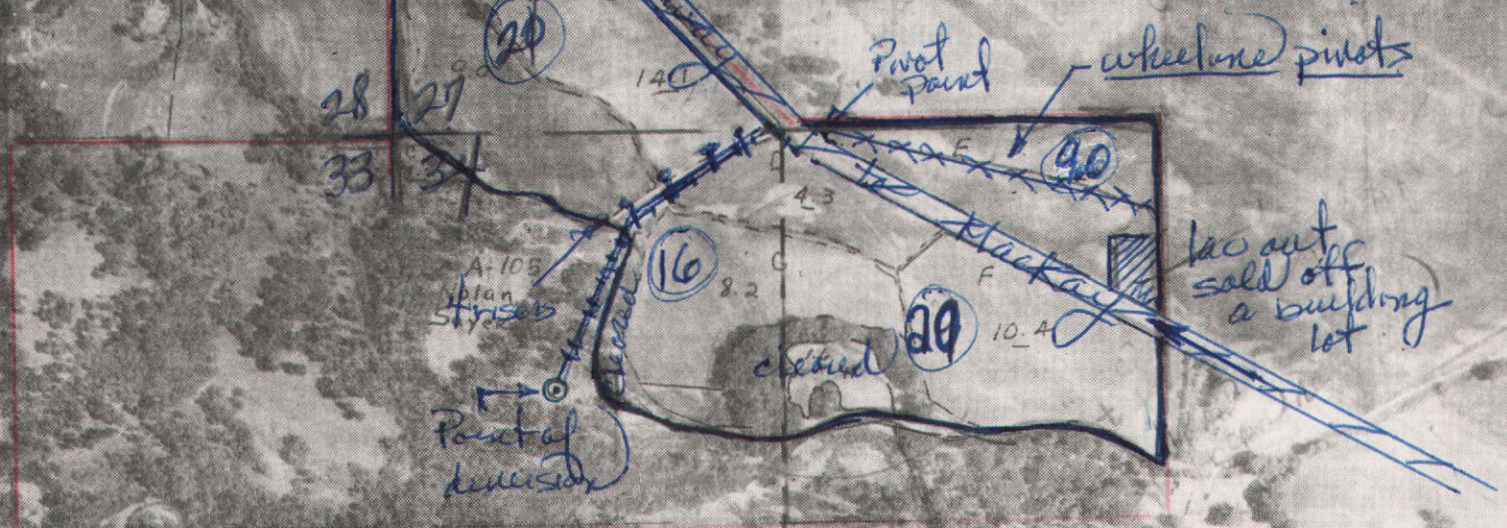
Subscribed and sworn to before me this 30th day of

Oct., 1974

Rebecca Burdick
Notary Public

My Com. Exp. 10/27/76

Altman Super 34-7081



A-312
Rex Taylor

33 34
4 3

APK
Dec 5 1998
MICROFILMED

Rge 24E

Twp 7N

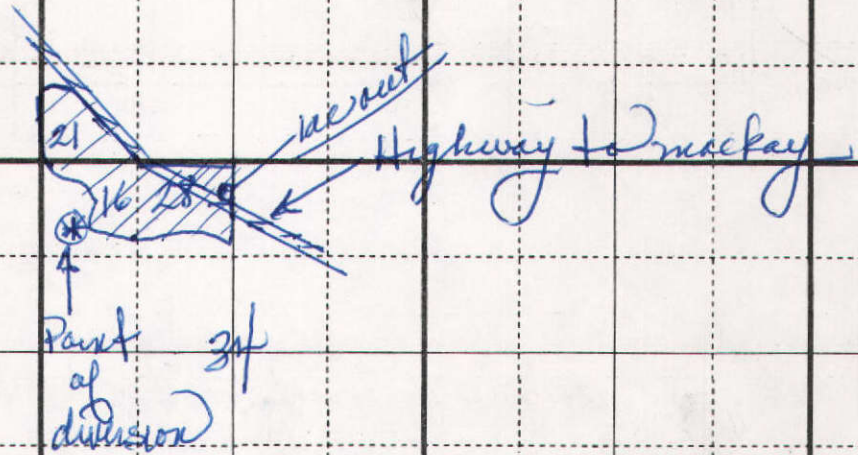
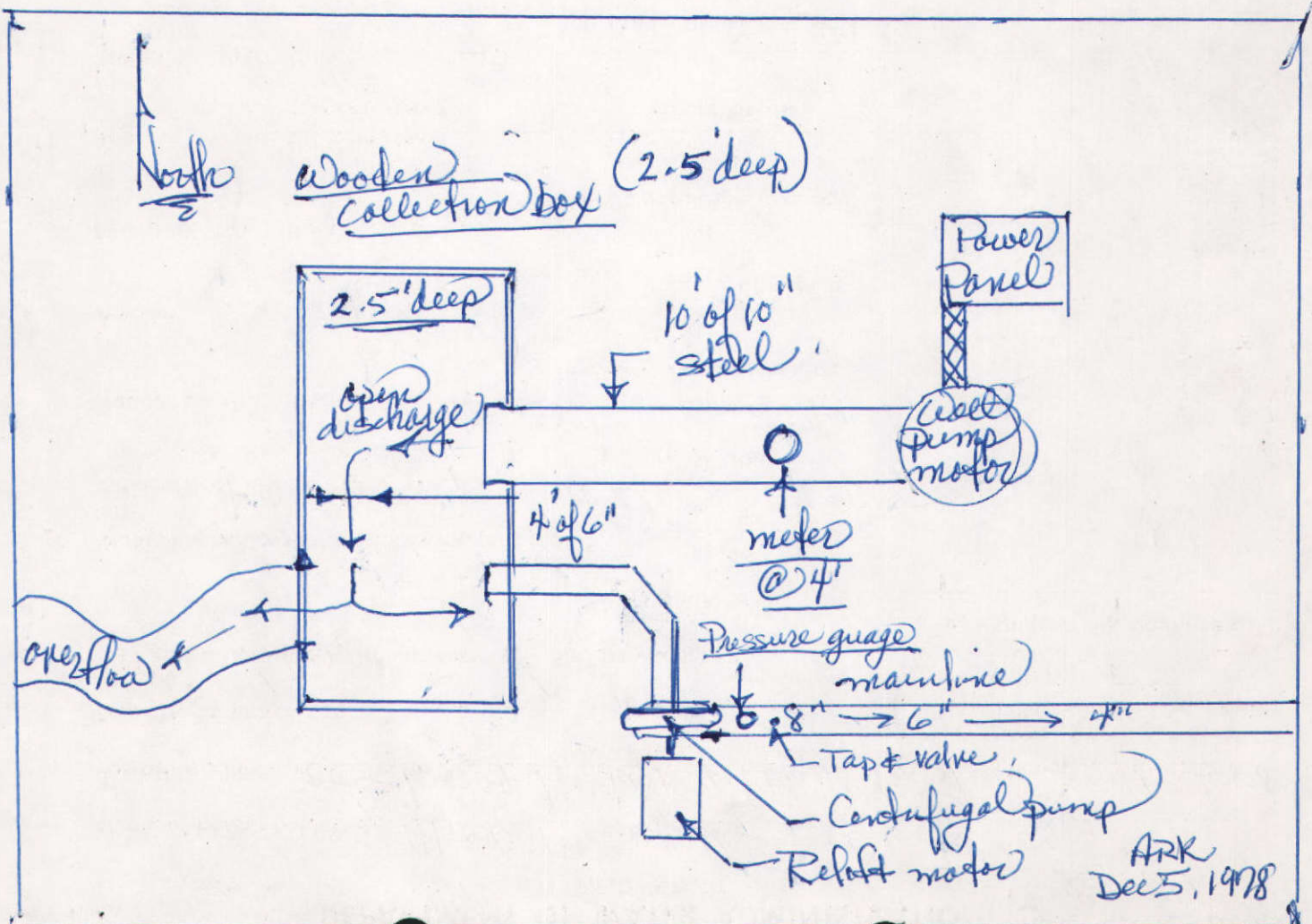


Diagram of System



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 34-7081 Priority October 10, 1974 Amount 1.30 cfs

THIS IS TO CERTIFY, that ALTON T. SAYER
of Mackay, Idaho, has complied with the terms and conditions of Permit
No. 34-7081 issued pursuant to Application for Permit dated October 10, 1974,
and has submitted proof to the Department of Water Resources on July 22, 1976,
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 3.54 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>1.30</u> cfs and	<u>195</u> acre feet
	from _____ to _____	_____ cfs and	_____
	from _____ to _____	_____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.30 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
195 acre feet per year, said waters to be diverted within the NW¹/₄ NW¹/₄, Sec. 34, Twp. 7N,
Rge. 24E, B.M. in the County of Custer

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	
7N	24E	27																	20
		34					29	16											45

Total number of acres irrigated 65

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 16 day of
May, 19 80.

Director

STATE OF IDAHO

MAY 2 1980

APPLICATION FOR AMENDMENT OF A PERMIT Department of Water Resources

To change the point of diversion and/or the place of use.

Comes now ALTON T. SAYER Phone _____
of (address) Rt. # 1 Box 4, Mackay, Idaho 83251, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 34-7081, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW ¼ NW ¼, Section 34, Township 7N, Range 24E, B.M.,
County of Custer. Other points of diversion. _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 1.30 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	24E	27											20						20
		34					29	16											45

Total number of acres to be irrigated = 65

4. a. Who owns the property at the point of diversion? _____
b. Who owns the land to be irrigated or the place of use? _____
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

FILED

Show 40-acre subdivisions, townships, ranges and ditches.

[illegible]

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Machay, this 30 day of April, 1980.


 (Signature)

Preliminary check by KG Fee = \$20.00

Publication prepared by _____ Date _____

Publication dates

Received by MA Date 5/9/80

Published in N/A

I, C. STEPHEN ALLRED, of the Department of Water Resources hereby

APPROVE the above referenced Amendment for Permit No. 34-7081.

Witness my hand this 16 day of

May

1986

Director

Receipt # 15778

RECEIVED

APR 27 1976

Permit No. 34-7081

Total number of acres to be irrigated

Identification No. 34 7081

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

APPROVED

- 1 Name of applicant Alton T. Sayer
post office address Route 1, Box 4 Mackay, Idaho
2. Source of water supply well which is a tributary of _____
3. a Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 34 Township 7 N
Range 24 E B.M. Custer 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 4.1 for irrigation purpose from April 1 to November 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. 4.1 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. deep well & 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 125 feet
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years
b Estimated construction cost is \$ 20,000.00.
- 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 _____

RECORDED

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

TWP	RANGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7 N	24 E	27											20						20
		33	40			40									40				120
		34					29	36											65

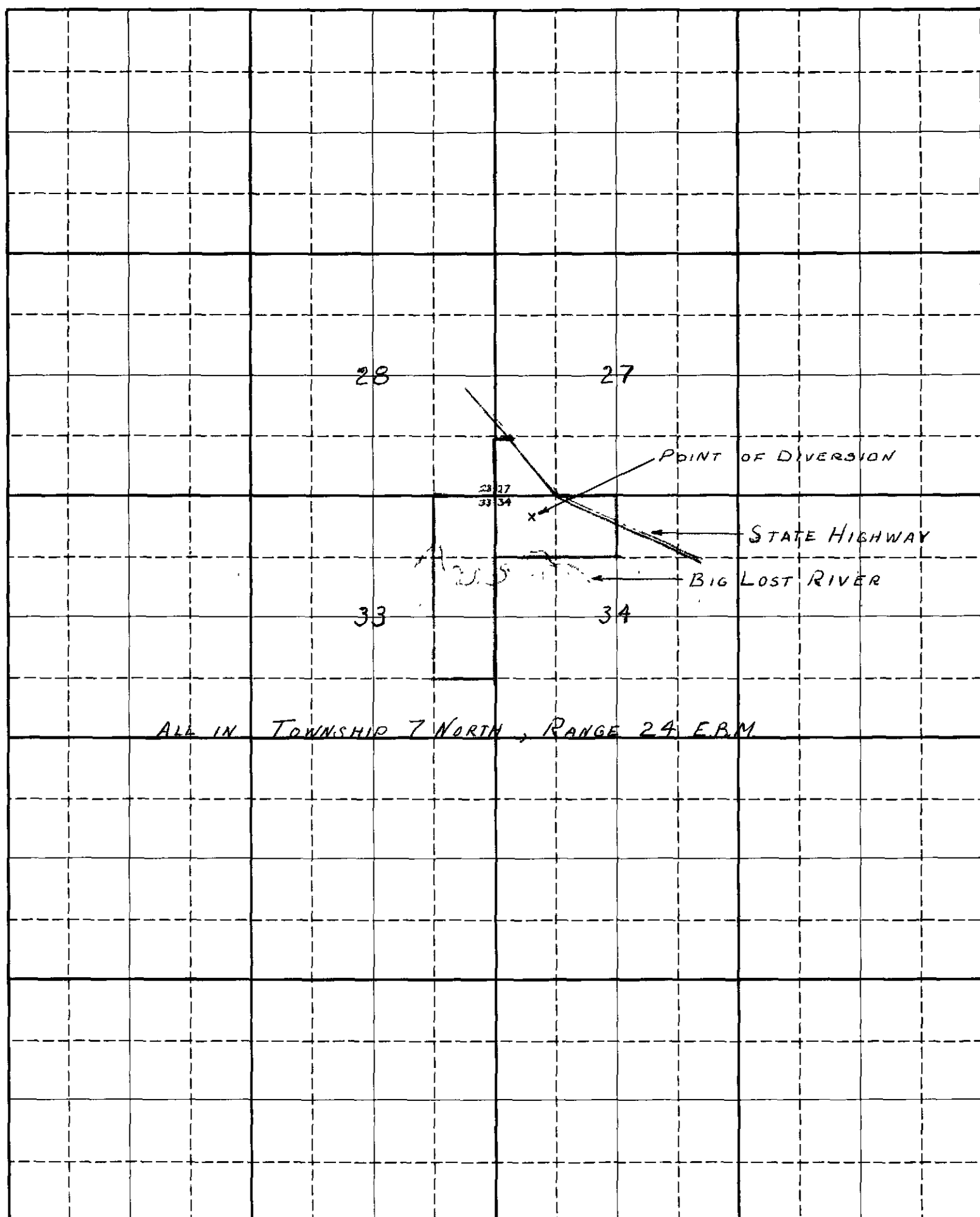
Total number of acres to be irrigated 205

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

- 9 a. Who owns the property at the point of diversion 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 It is Applicant's intention to drill a well near his home in the Northwest quarter of the Northwest quarter of Section 34 and by means of main line and lateral line irrigate as much as possible of his entire 205 acres of land.

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.

Alton T. Sayer
(Applicant)

Proposed Priority 10-10-1974

MB 10-10-74

MB 10-02-74

Received by MB Date 9-30-74 Time 10:30 A

Preliminary check by RDC Fee \$ 65.00

Received by MB Date 10-10-74 # 13094

Publication prepared by MB Date 10-11-74

Published in Mechay Times

Publication dates Oct 17 + 24, 1974

Publication approved MB Date 10-31-74

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDC N 30F

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No 34-7081, and said application is hereby APPROVED.

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

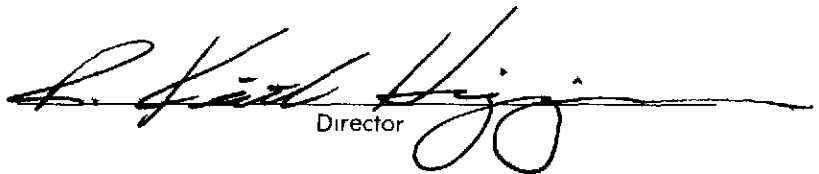
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 76.

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

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

Witness my hand this 19 day of _____ November _____ 19 74.


Director

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 34-7081 SAYER

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

(1) RDC 10/10/79

In form to receipt YES

(2) " "

Send Copies to:

☐ Idaho State Health Department
☒ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) " "

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

(4) " "

In form for advertising YES

(5) " "

Platted on Map No. 7N 24E

(6) " "

Located within Water District No. _____

(7) " "

Critical groundwater area: yes _____ no ✓

(8) " "

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) WIB#27 NO OBS WELL

(9) " "

Other rights on the same place of use NONE

(10) _____

Comments: PLATS SHOW NO CONFLICTS

(11) MB 10/31/74

Affidavit of Publication received(date) Oct 31, 1974

(12) MB 11/4/74

Final date for protests November 4, 1974

Protests received: yes _____ no ✓

(13) RDC 11/9/74

All requested information received from agencies or applicant: yes _____ no _____

(14) " "

Action Recommended:

☒ Approve _____ Deny

10/10/79 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 RDC Date 11/9/79

[Handwritten signature]

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Alton T. Sayer, Route No. 1, Box 4, Mackay, Idaho has on 10-10-74 submitted Application No. 34-7081 for a permit to appropriate 4.1 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, T. 7N, R. 24E, B.M., Custer County; to be used from Apr. 1 to Nov. 1 for the irrigation of 205 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, E $\frac{1}{2}$ NE $\frac{1}{4}$.

NE $\frac{1}{4}$ Sec. 34, T. 7N, R. 24E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before November 4, 1974.

R. KEITH HIGGINSON
Director

Published in the Mackay Miner,
Mackay, Idaho on October 17 and
October 24, 1974.

Affidavit of Publication

STATE OF IDAHO

County of Custer

ss.

I, MARGARET PARKS the
PUBLISHER

of The MACKAY MINER, a weekly newspaper of General Circulation published weekly and entered in the Post Office Mackay, Idaho, continuously since February 6, 1906, do solemnly swear that a copy of the notice, as 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

Oct 17, 1974
and ending with the issue dated

Oct 24, 1974

Margaret Parks



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Storehouse

Boise, Idaho 83720

(208) 384-2215

May 22, 1980

Alton T. Sayer
Rt. # 1, Box 4
Mackay, Idaho 83251

Dear Mr. Sayer,

RE: License No. 34-7081

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

Also enclosed is a copy of the approved Application for Amendment along with Receipt No. 16024 in the amount of \$ 20.00 .

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

MICROFILMED

LAW OFFICES

HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P O BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)

WILLIAM S. HOLDEN
R. VERN KIDWELL
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN

CHARLES A. HOMER
GARY L. MEIKLE
CURT R. THOMSEN
RANDALL K. BARTON
MICHAEL D. CRAPO

April 21, 1980

RECEIVED

APR 24 1980

Department of Water Resources
Eastern District Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Department of Water Resources

Re: Permit No. 34-7081 (Alton T. Sayer)

Gentlemen:

We were recently contacted by Mr. Sayer who discussed with us by telephone a communication he had had from the Department indicating that the Department was prepared to issue his license to a certain amount of water and based upon certain conditions. After discussing the matter with Mr. Sayer he asked us to contact you and advise that the proposal for issuing the license was satisfactory to him. We have not seen the information personally and are relying upon the comments made to us by Mr. Sayer, but do understand that he is satisfied and is prepared to have the license issued.

If we can provide any other assistance, please let us know.

Yours very truly,



Kent W. Foster

KWF:jt

*Amendment
submitted
per phone conv.
w/ Mrs. Sayer
5/2/80
jt*

RECEIVED

APR 22 1980

Department of Water Resources
Eastern District Office

April 21, 1980

Alton T. Sayer
Rt. # 1 Box 4
Mackay, Idaho 83251

Dear Mr. Sayer,

RE: Permit No. 34-7081

On March 13, 1980, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

As of this date, we have not received this amendment. If we do not receive this amendment within fifteen (15) days, we will assume you no longer have any interest in this permit and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:mr

Mrs. Sayer phoned 4/

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

March 13, 1980

Alton T. Sayer
Rt. # 1 Box 4
Mackay, Idaho 83251

Dear Mr. Sayer,

A representative of this Department made an examination of the works covered by your Permit No. 34-7081 on June 8, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.30 cfs Source: groundwater

The maximum quantity diverted shall not exceed 195 acre feet
per year.

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, Twp. 7N, Rge. 24E, B.M.

Beneficial use: Irrigation of 20 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27; 45 acres
within the N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 34, Twp. 7N, Rge. 24E.

Priority date established: October 10, 1974.

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,

JAN GROVER
Water Rights Supervisor

JG:j
Enclosure

RECEIVED
MAR 15 1980
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Altman Sugar 34-1081



33	34
4	3

ARK
1408
MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

Received Aug
23, 1976

1. Name of permit holder Allen T. Sayer
Post office address Rt #1, Box 4, Mackay, Idaho, 83251 Phone 588-2668
Person to contact _____ Phone _____

2. Source of water supply. Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes

Amount 4.10 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to Nov 1
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

Permit No. 34-9081
Examination for b/c

4. Total amount to be appropriated:

Max Rate of Diversion 4.10 cubic feet per second and annual volume _____ AF/Annum

5. Location of Point(s) of Diversion.

Township 7N N/S, Range 24E E/W, B.M., Section 34, Subdivision NE 1/4 NW 1/4 (Custer)
County _____

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

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

Other Points of Diversions. _____

Description of diverting works: 30 H.P. electric pump & motor, 20" capacity.
16" well, 120'

Measuring device required yes ☒ no ☐

6. Lands to be irrigated or 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	
7N	24E	27											20						20
		33	40			40									40				120
		34					20	30											65

TOTAL ACREAGE

205

Rye 24E

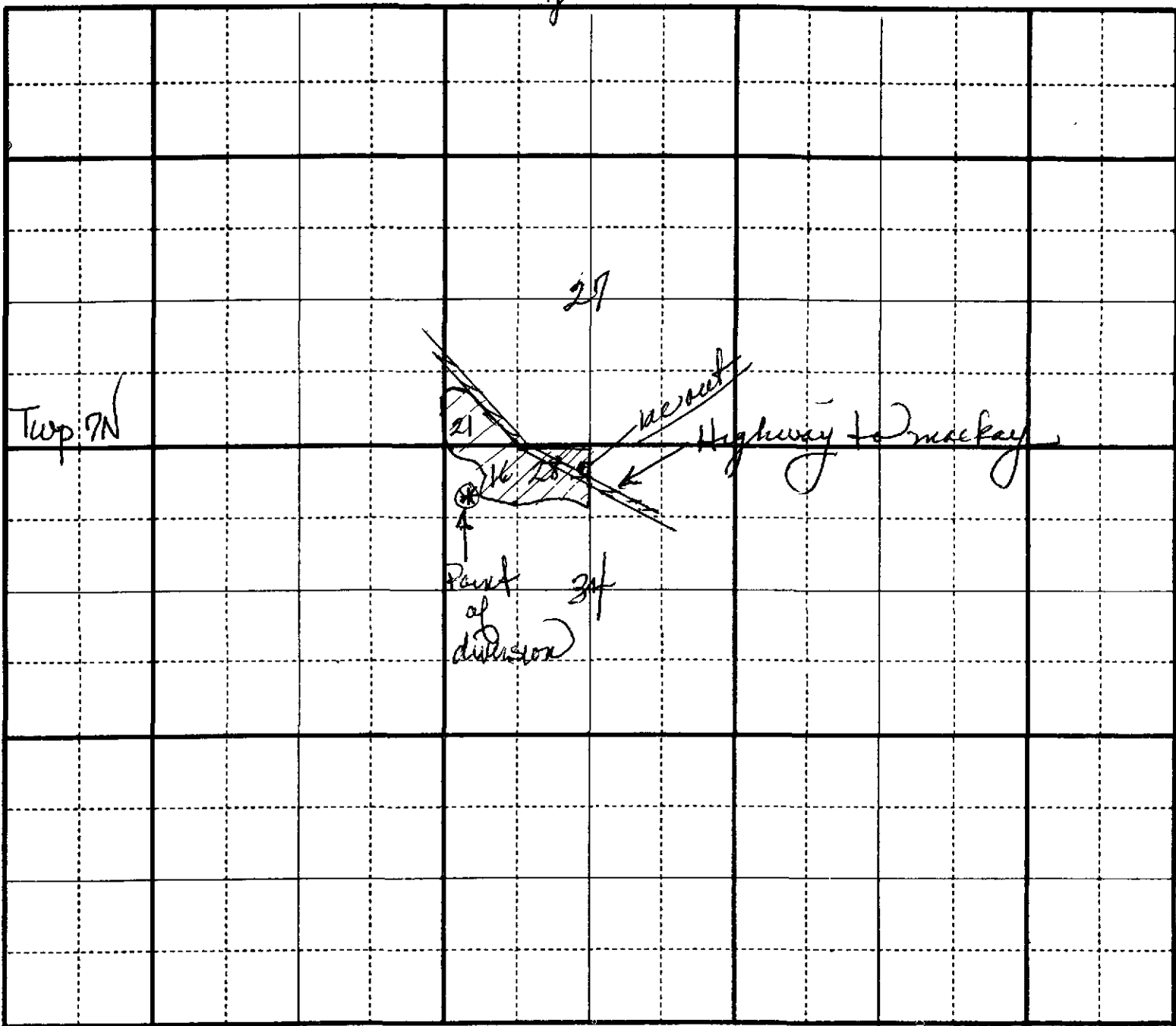
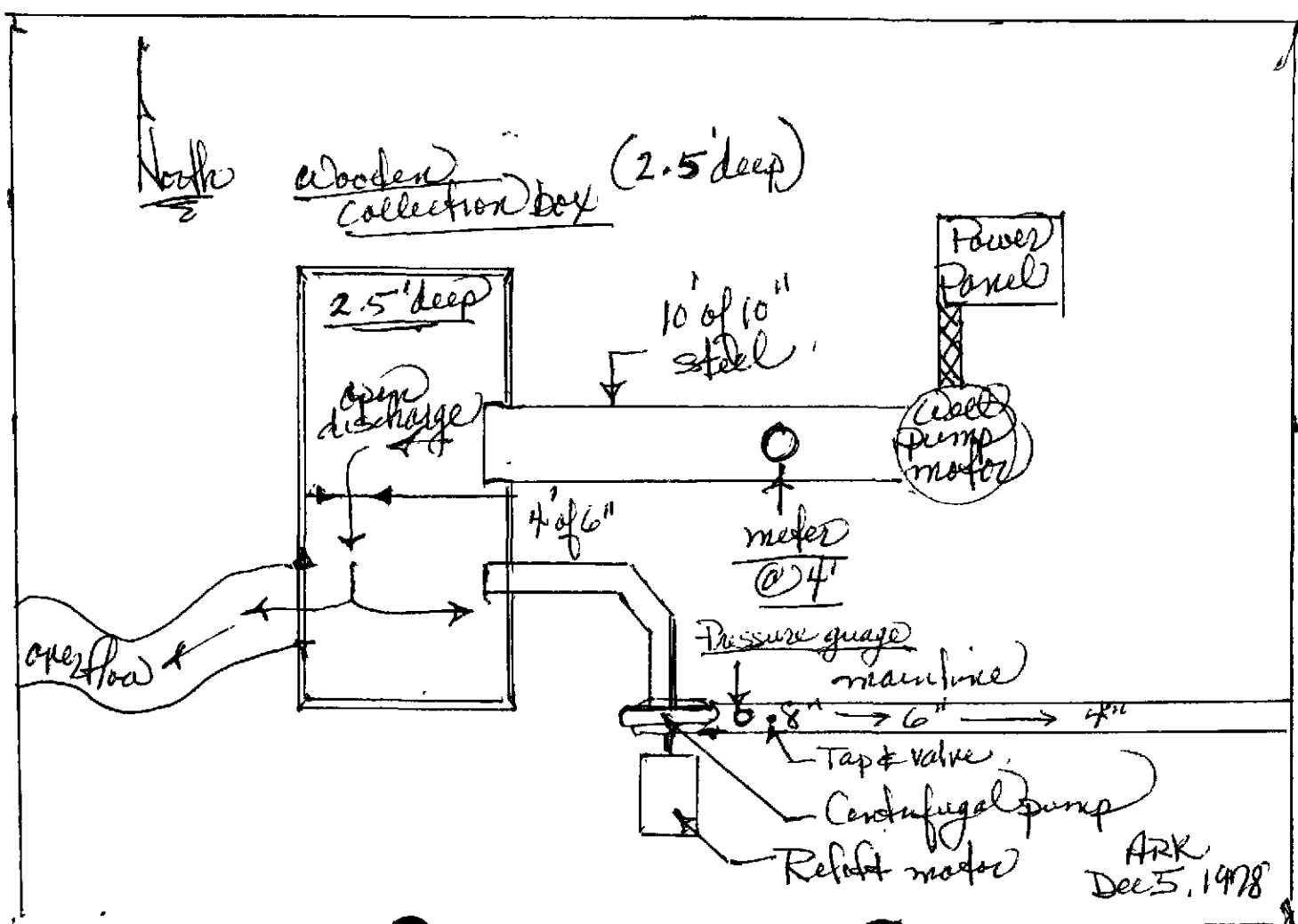


Diagram of System



DATE OF EXAM 6/8/78

ACREAGE
Found 65 ac
Recommended 65 ac

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 1.30 c.f.s. V = 195 AF/Ann from April to Nov?
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 3.54 cfs Method of measurement In Line meter

Total Q recommended 1.30 cfs Meter No. 77-10-640 Type Coronet Condition good

Total V recommended 195 AF/yr

Recommended Amendments

P.D. 1 should be NONE sec 34 Twp 17N Rge 24E B.M. Custer
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION

Measured .01 Min 123 sec, $435.6 \text{ cu ft} \div 123 \text{ sec} = 3.54 \text{ cfs}$
 $V = 65 \text{ ac} \times 3.0 \text{ AF/ac/yr} = 195 \text{ AF/yr}$
 $215 \times 19835 \times 1.30 = 554 \text{ AF/yr}$

SYSTEM DESCRIPTION:

Groundwater is diverted by a 30 H.P. General Electric fixed induction motor, mfr - 5K6238X1A, S/N - HBT 824403 and by a large 8" Douglas Vertical turbine pump, mfr - 44446
Groundwater is open discharged into a wooden collection box & is re-lifted into a pressurized sprinkler system by a Marathon 30 H.P. Electric motor, mfr - FB2840TDR2905
REMARKS: AAW - F1, 3ph, S/N - 1174484 & by a Cornell centrifugal pump, mfr - 4WB30-2, S/N - 22980
System shown operated & described by Arthur Bayer.
See aerial photo & grease pit with 3 wheelies
No preexisting rights & 1 (pandora)

Examiner's Signature Anthony R. Kozlowski Date Dec 5, 1978

Checked by Rodney A. Parker Date 1/9/79

Approved by _____ Date _____

Letter
INTER-DEPARTMENT MEMO

DATE

10/1/42

SUBJECT

Preliminary exam started; need: Q & coverage.
Measuring device has not been installed. Can
only prove up on a portion of the land
filed on. Contends the ~~was not aware~~ had not
known that the land under irrigation was all
that could be leased.

EX-100
MICROFILMED
SIGNATURE

LAW OFFICES

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620
AREA CODE 208

WILLIAM S. HOLDEN
R. VERN KIDWELL
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER

ARTHUR W. HOLDEN (1877-1967)

ROBERT B. HOLDEN (1911-1971)

RECEIVED

May 24, 1977

MAY 25 1977

Department of Water Resources
Eastern District Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Department of Water Resources
Eastern District Office

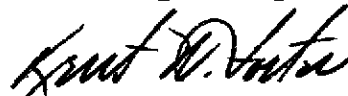
Re: Permit No. 34-7081 (Alton T. Sayer)

Gentlemen:

The permit in this matter was granted sometime ago, and our client, Mr. Alton T. Sayer, has in fact constructed the well and installed the pump and has been using the water. Mr. Sayer received a letter from you last August indicating that a field exam would be made in the near future. To our knowledge, this has never been completed and we would appreciate it if you could take care of this matter as soon as possible, so that the license can be issued.

If you will advise us or Mr. Sayer of the time convenient for making the examination, we will try to have things ready at that time.

Yours very truly,



Kent W. Foster

KWF:jt

MICROFILMED



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

August 16, 1977

RE: Permit No. 34-7081

Mr. Alton T. Sayer
Rt. #1, Box 4
Mackay, ID 83251

Dear Mr. Sayer:

Personnel from this office have attempted to complete the field examination necessary to finalize the water permit and collect data required for the licensing of your well.

A measuring device of a type approved by this Department has not been installed at the points of diversion, and because of this non-compliance the priority date that you have established for this ground-water source may be in jeopardy.

This office will hold the field report until September 15, 1977. If at that time we have not received notification that the measuring device has been purchased and/or installed, we will forward our findings to the State Office for final action. If the measuring device has been installed, please contact me to set up an appointment to do a re-exam.

Compliance with the conditions on your permit is the only way a license can be issued pursuant to the Idaho Code for your water right development and the land included under the above referenced permit.

If you have any questions concerning this matter, please contact me.

Very truly yours,

ANTHONY R. KOZLOWSKI
Water Resource Agent

ARK:CD

MICROFILMED

CONVERSATION MEMORANDUM

DATE 7-27-77.FILE 34-7081.NAME OF PARTY Alton Sayer.EMPLOYEE Eonia.

RE: Mr. Sayer was in office this A.M. and stated
the M.D. had been purchased & would be
installed next spring.

MICROFILMED

1. The first step is to identify the problem or question that needs to be answered.

Alton T. Sayer
Route 1, Box 4
Mackay, Idaho 83251

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

If you have any questions concerning the field exam, please contact our District Office in Idaho Falls.

D. Darlene Reich
Water Rights Supervisor

DDR:JG

Identification No. _____

Permit No. 34-7081

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
JUL 22 1976

Department of Water Resources
Eastern District Office

1. a) Name of Permit Holder Alton T. Sayer
b) Post Office Address Route 1 Box 4, Mackay, Idaho
2. Permit Number 34-7081
3. Date of Priority that you are prepared to establish 10-10-74
4. a) Source from which water was appropriated Well
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 34
Township 7N, Range 24E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount 4.1 cfs for Irrigation purposes from 4-1 to 11-1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ 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: _____
Ag-Services Company, Inc., a qualified irrigation company
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: N/A
b) Describe the agreement or understanding by which you take water from the works: N/A
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) 30 HP electric pump & motor, 200 inch capacity, 16 inch well, 120 ft. cased & perforated.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Weir in ditch
c) Give well drillers name and address and date the well was completed 5-19-76
Boyd Lambert, Mackay, Idaho

DEPARTMENT OF WATER ADMINISTRATION
DISTRICT OFFICE
LELAND FALLS, IDAHO 83401

Ex- 8-18-76 j

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

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

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	
7N	24E	27											20						20
		33	40			40									40				120
		34					29	36											65

Total number of acres irrigated 205

10. Remarks: The farm is presently gravity operated, but may be converted to sprinkler.

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

7/21/76 (Date) Alton T. Sayer (Signature)

State of Idaho)
County of Bingham) ss.

On this 21st day of July, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Blair H. Archibald
Notary Public residing at Blackfoot

My commission expires Life

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

1. WELL OWNER

Name A. T. Lopez
Address Maebay Idaho
Owner's Permit No. 34-7051

7. WATER LEVEL

Static water level 6 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature 44 F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M. Draw Down Hours Pumped

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 16 inches Total depth 116 feet
Casing schedule ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>1/4</u> inches	<u>16</u> inches	<u>1.5</u> feet	<u>116</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

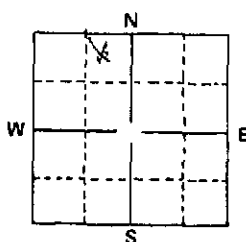
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☒ Torch
Size of perforation 1/4 inches by 7 inches

Number	From	To
<u>200</u> perforations	<u>20</u> feet	<u>113</u> feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feetGravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feetSurface seal? ☒ Yes ☐ No To what depth 18 feet
Material used in seal ☐ Cement grout ☒ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.

County Custer
NE 1/4 NW 1/4 Sec. 34, T. 7 N, R. 24 E

10.

Work started 5-7-76 finished 5-19-76

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.Lambert Well Drilling 57
Driller's or Firm's Name Number
Box 301 Maebay Idaho
Address
C. Boyd Lambert 5-19-76
Signed By Date

May 4, 1976

Re: Permit No. 34-7081

Alton T. Sayer
Route 1, Box 4
Mackay, Idaho 83251

Dear Mr. Sayer;

Enclosed is a copy of the approved application for amendment issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Enclosure

November 20, 1974

Re: Permit No. 34-7081

Mr. Alton T. Sayer
Route 1, Box 4
Mackay, Idaho 83251

Dear Mr. Sayer:

Enclosed is a copy of your approved Application for Permit No. 34-7081. 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

BDF:jfr

Enclosures

MICROFILMED

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 11, 1974

RE: Application for Permit No. 34-7081 - SAYER

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
Acting District Engineer

RDC:CB

Enc: Legal Notice (1)

Bill submitted 10-31-74 by MB

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Alton T. Sayer, Route No. 1, Box 4, Mackay, Idaho has on 10-10-74 submitted Application No 34-7081 for a permit to appropriate 4.1 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$, NW $\frac{1}{4}$, Sec 34, T 7N, R 24E, B.M. Custer County, to be used from Apr. 1 to Nov. 1 for the irrigation of 205 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 27, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec 34 T 7N, R. 24E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before November 4 1974

R. KEITH HIGGINSON
Director

Published in the Mackay Miner,
Mackay, Idaho on October 17 and
October 24, 1974

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Alton T. Sayer

Route #1, Box 4, Mackay, Idaho

has on 10-10-74 submitted Application No. 34-7081

for a permit to appropriate 4.1 cubic feet per second ~~acres feet per annum~~

of water from a ground-water source

by means of well and pump

within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, T. 7N, R. 24E, B.M., Custer County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 205 acres

within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 34, T. 7N, R. 24E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before November 4, 1974.

R. KEITH HIGGINSON

Director

Published in the Mackay Miner, Mackay, Idaho

on October 17 and October 24, 1974

CP 34
MB-D
MB Y

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 10, 1974

Re: Application for Permit No. 34-7081 Alton T. Sayer

Mr. Kent W. Foster
Attorney at Law
330 Shoup Avenue
Idaho Falls, ID 83401

Dear Mr. Foster:

Attached herewith is departmental receipt No. 13094 in the amount of \$65.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

RDC:MB

Attachment

XXXXXXXXXXXXXXXXXXXXX RLSOURCES

October 10, 1974

Re: Application for Perrit - Alton T. Sayer

Mr. Kent W. Foster
Attorney at Law
330 Shoup Avenue
Idaho Falls, ID 83401

Dear Mr. Foster:

-
Pursuant to our telephone conversation of this day, enclosed please find your check No. 92-42 in the amount of \$65.00 which had been submitted for the above referenced application. We found two checks enclosed for this application, one dated September 27 (#8910) and the other dated October 9 (#8930).

If you have any questions, please contact us.

Very truly yours,

MECHELLE BUTTE
Secretary

mb
Enc: Check No. 92-42/8980

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 2, 1974

Mr. Kent W. Foster
Holden, Holden, Kidwell, Hahn & Crapo
Attorneys at Law
P.O. Box 129
Idaho Falls, Idaho 83401

Dear Mr. Foster:

We are in receipt of the Application for Permit which you submitted on behalf of Mr. Alton T. Sayer, but find it necessary to return it together with your check No. 92-42 in the amount of \$65.00. The statutory filing fee to appropriate 4.0 cfs is \$55.00. However, the applicant is allowed 1 inch per acre of water; therefore, the application could be changed to 4.10 cfs to be appropriated. Also, the usual irrigation season in this particular area is April 1 to November 1.

Please make the necessary changes and return the application with the appropriate filing fee to this office for further processing.

Very truly yours,

LOREN O. HOLMES
Asst. to District Engineer

LOH:mb

Enc: Check No. 92-42
App/permit

LAW OFFICES

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P O BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

WILLIAM S. HOLDEN
R. VERN KIDWELL
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER

ARTHUR W. HOLDEN (1877-1967)

ROBERT B. HOLDEN (1911-1971)

September 27, 1974

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

Re: Alton T. Sayer - Application for Permit
to Appropriate the Public Waters of the
State of Idaho

Gentlemen:

We have prepared and are enclosing with this letter an Application for Permit to Appropriate the Public Waters of the State on behalf of our client Mr. Alton T. Sayer. We are also enclosing our check in the amount of \$65.00 for the filing fee herein. If you desire additional information before processing this Application please advise us and we will attempt to provide the appropriate information.

Thank you for your assistance in this matter.

Yours very truly,



Kent W. Foster

KWF:bc

Enclosure

LAW OFFICES

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P O BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

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ROBERT E. FARNAM
WILLIAM D. FALER

ARTHUR W. HOLDEN (1877-1967)

ROBERT B. HOLDEN (1911-1971)

October 9, 1974

State of Idaho
Department of Water Resources
Eastern District Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

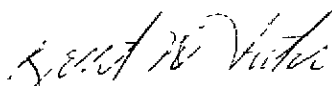
Attention: Loren O. Holmes

Re: Application of Alton T. Sayer

Dear Mr. Holmes:

We are returning Mr. Sayer's application together with our check in the amount of \$65.00. The application has been changed to claim 4.1 cfs and to show the irrigation season to be April 1 to November 1.

Yours very truly,


Kent W. Foster

KWF:bc

Enclosures

INTER-DEPARTMENT MEMO — 1

FROM E. J.

DATE 9-30-74

TO Eastern District

SUBJECT Alton T. Sayer's Application

Enclosed is Mr. Sayer's application and Holden, Holden and Kidwell's check No. 92-42 in the amount of \$55.00. Among other things, the fee is incorrect.


SIGNATURE