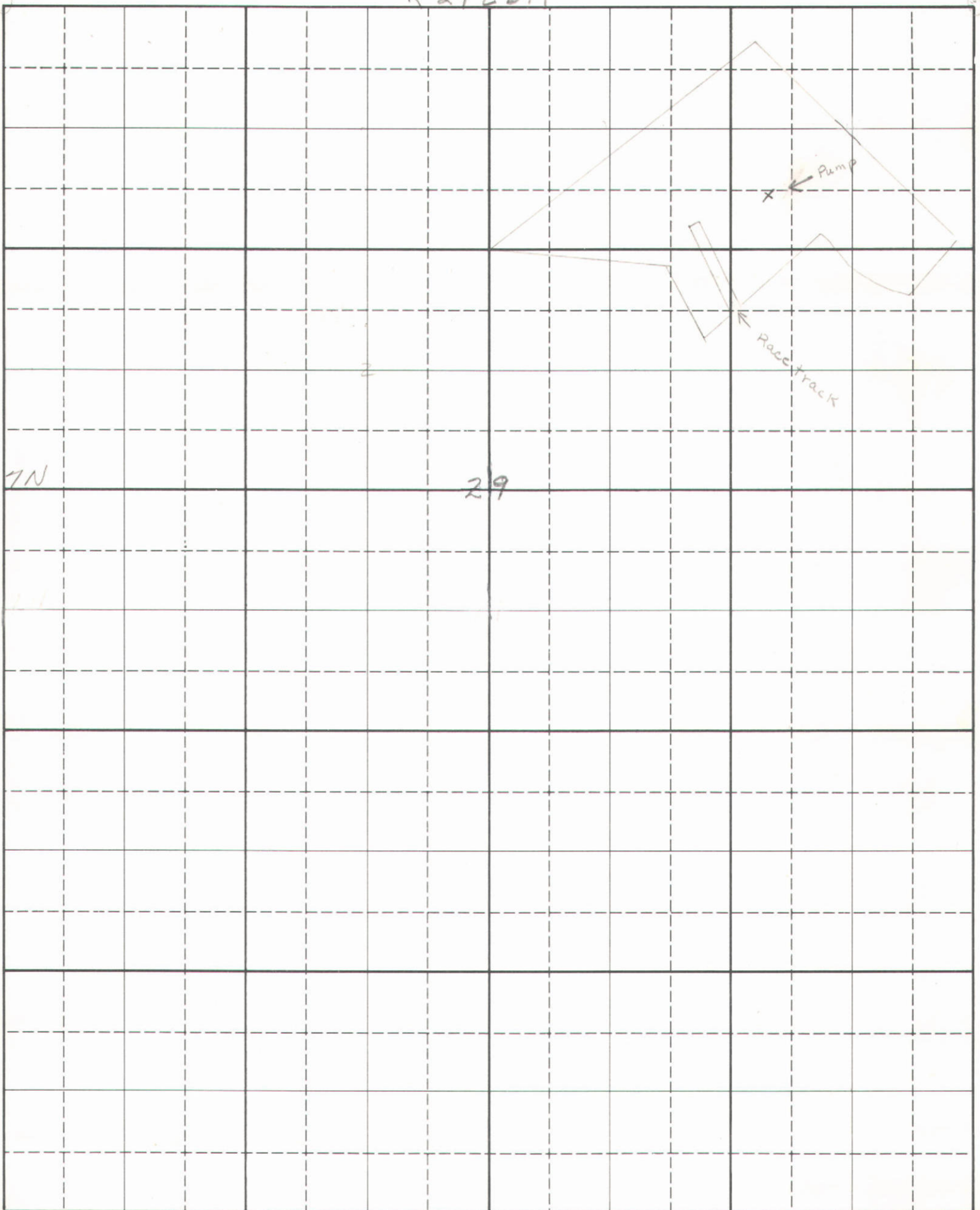


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R 24 E B M



Scale: $\frac{1}{2}$ 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.

Dwight L. Caskey
(Applicant)

34-7030

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Oval L. Caskey, P. O. Box 41, Mackay, Idaho, has on 2-9-73 submitted Application No. 34-7030 for a permit to appropriate .64 cubic feet per second of water from a ground-water source by means of well and pump within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, T. 7N, R. 24E, B.M., Custer County; to be used from April 1 to Nov. 1 for the irrigation of 32 acres within the NE $\frac{1}{4}$, Sec. 29, 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 Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before March 5, 1973.

R. KEITH HIGGINSON
Director

Published in the Mackay Miner,
Mackay, Idaho on February 15 and
February 22, 1973.

Affidavit of Publication

STATE OF IDAHO

County of Custer

ss.

I, Toni Reimann the

BOOKKEEPER

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

FEBRUARY 15, 1973
and ending with the issue dated

FEBRUARY 22, 1973

Toni Reimann

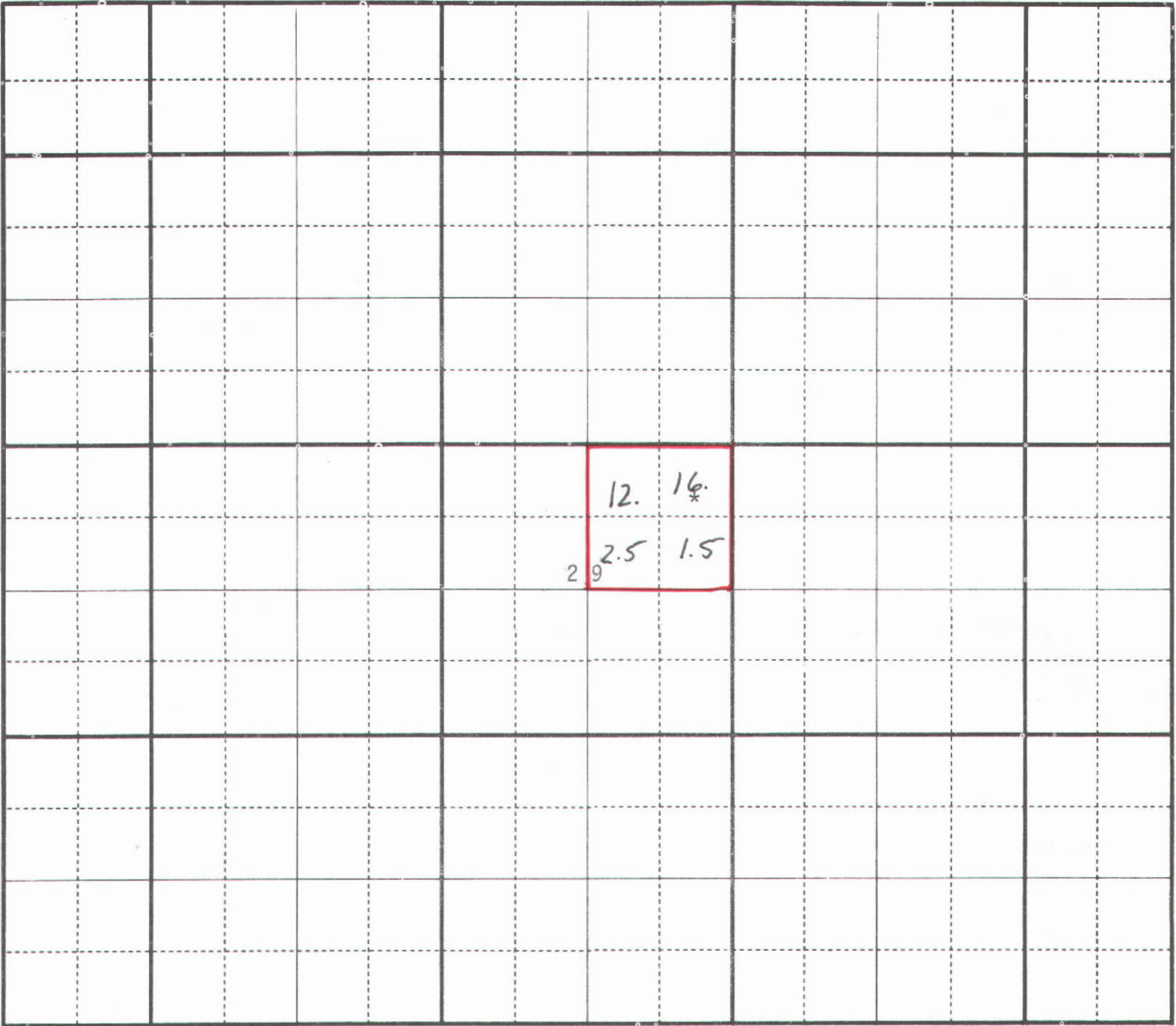
Subscribed and sworn to before
me this 26 day of

February, 1973

Larry D. Silver

Notary Public

34-7030



T
7
N

Diagram of System

246

A-272
E.H. Williams

Sec 57.9

A-89
L.D. Jarvis

2021
2928

7N

20.0

0 3.1
P 7.4

A-94
O.L. Caskey

Well

12

16

5.2

2.5

6.4

1.5

Pool

A-108
F.E. Lamson

A-110
M. Marinac

A-109
D. Palmer

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 34-7030 Priority Feb. 9, 1973 Amount 0.25 cfs

THIS IS TO CERTIFY, that OVAL L. CASKEY
of Mackay, Idaho, has complied with the terms and conditions of Permit
No. 34-7030 issued pursuant to Application for Permit dated February 9, 1973,
and has submitted proof to the Department of Water Resources on May 27, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.25 cfs of water from a ground water 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>Nov. 1</u> at <u>0.25</u> cfs and	<u>96 acre feet or</u>	
	from _____ at _____ cfs and	<u>3.0 af per acre</u>	
	from _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 0.25 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
96 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 29,

Twp. 7 N, Rge. 24 E, B.M. in the County of Custer

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				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 $\frac{1}{4}$	
7 N	24 E	29	16			2.5	1.5								32

Total number of acres irrigated 32

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 4 day of
March, 19 76.

Director

Identification No. 34 7030

Application No. _____

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

LICENSE ISSUED FOR 0-25 FEB.
LICENSE PAGE NO. _____

1. Name of applicant Oval L. Caskey
post office address P. O. Box 41, Mackay, Idaho 83251

2 Source of water supply Ground Water which is a tributary of nothing

3 a Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 29 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 Sprinkler Pipe, Mainline at a point in NE $\frac{1}{4}$
of NE $\frac{1}{4}$ of Section 29 Township 7 N Range 24 E B.M.

4 Water will be used for the following purposes:

Amount .64 c.f.s. for Irrigation purpose from April 1st to November 1st (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 .64 c.f.s. cubic feet per second and/or

b _____ acre feet per annum.

6. Proposed diverting works.

a Description of ditches, flumes, pumps, headgates, etc. 7½ or a 10 HP. Pump and sprinkling
pipe.

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

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c Proposed well diameter is 8 inches; proposed depth of well is 50 feet, approximately

7 a Time required for the completion of the works and application of the water to the proposed beneficial use
is 3 years

b Estimated construction cost is \$ 2,500.00 (roughly)

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) Number of each kind of livestock to be watered None

Name of municipality to be served None, or number of families to be
supplied with domestic water None

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

34-7030

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	
7 N	24 EBM	29	18	8	2	4													32 acres

Total number of acres to be irrigated 32 acres

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

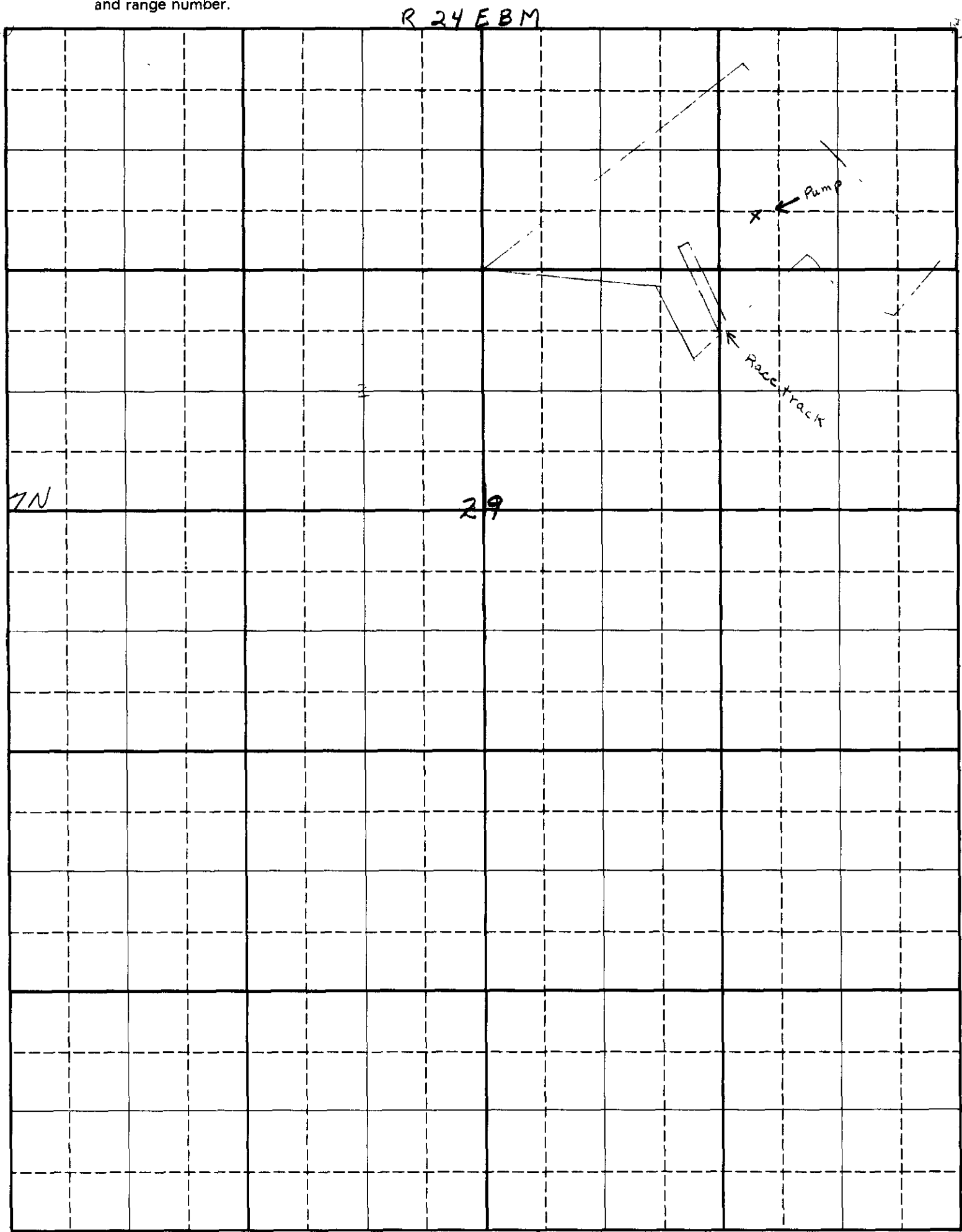
9. a. Who owns the property at the point of diversion Oval L. Caskey

b. Who owns the land to be irrigated or place of use Oval L. Caskey

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Not applicable.

10. Remarks

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



Scale: $\frac{1}{8}$ 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.

Dwight L. Caskey
(Applicant)

34-7030

Received by ha Date 2-09-73 Time 10:30 A
 Preliminary check by NCY Fee \$ 25.00
 Receipted by ha Date 2-09-73 # 1285
 Publication prepared by ha Date 2-09-73
 Published in Mackay Miner, Mackay
 Publication dates 3-15+22-73
 Publication approved NCY Date 3/5/73
 Priority reduced to 2-09-73 Reason Fee

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by NCY (1)

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. 34-7030, 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 April 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 7th day of March 19 73.

L. Karl Hej
 Director

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING DEVICE
REQUIREMENT IN CONNECTION WITH PERMIT NO. 34-7030
in the name of OVAL L. CASKEY

ORDER

WHEREAS, on February 9, 1973, Oval L. Caskey applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate .64 cubic feet per second of groundwater within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Twp. 7N, Rge. 24E, B.M., Custer County, to be used for irrigation purposes; and,

WHEREAS, on March 7, 1973, the Department approved said application and issued Permit No. 34-7030 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before April 1, 1976, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on May 7, 1975, the Department received a request for removal of the measuring device requirement from said permit; and,

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

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 34-7030.

Dated this 19th day of May, 1975.


A. KENNETH DUNN, Administrator
Operations Division

BDF:JG

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

(1)	<u>Rmt</u>	<u>3/9</u>	Application No. <u>34-7030</u>	Name <u>Oval L Caskey</u>
(2)	<u>Rmt</u>	<u>3/9</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee ☒ <u>County</u>	
(3)		<u>N/A</u>	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management	
(4)		<u>N/A</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.	
(5)	<u>Rmt</u>	<u>3/9</u>	In form for advertising <u>Yes</u>	
(6)			Affidavit of Publication received _____	
(7)			Final date for protests _____ Protests received: yes _____ no _____	
(8)			Date and Place of hearing _____ Decision reached at hearing _____	
(9)		<u>N/A</u>	Located within Water District No. _____	
(10)			Critical groundwater area: yes _____ no _____	
(11)			Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____	
(12)			Comments: _____ _____ _____	
(13)			Action recommended: ☐ Approve Priority _____ ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval No conditions for approval	
(14)			District _____	By _____
			Date _____	Title _____

34-7030

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	NCY	2/1/73	Application No. _____ Name <u>Oval C. Earley</u>
(2)	"	"	Check: ☒ Signature ☐ Point of Diversion <u>Not clear from map - is it well or surface water?</u> ☐ Quantity of Water and Period of Use ☐ Description of Diverting Works <u>Not clear</u> ☒ Time required for C/W and application of water to B/U ☐ Place of Use <u>not clear</u> ☐ Map ☐ Fee <u>none rec'd - 25' wgt</u>
(3)	"	"	☒ county Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	"	"	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	"	"	In form for advertising <u>No</u>
(6)	BA	3/5/73	Affidavit of Publication received <u>3/27/73</u>
(7)	"	"	Final date for protests <u>3/5/73</u> Protests received: yes _____ no ☒
(8)	"	"	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(9)	NCY	3/5/73	Located within Water District No. <u>N.A.</u>
(10)	"	"	Critical groundwater area: yes _____ no ☒
(11)	"	"	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>W.B. # 27</u> ☐ Increasing (comment) _____
(12)	"	"	Comments: _____
(13)	"	"	Action recommended: ☒ Approve ☐ Deny Priority <u>2-07-73</u> Reason for Reduction <u>No fees</u> ☒ See attached sheet for conditions of approval ☐ No conditions for approval
(14)	"	"	District <u>Eastern</u> By <u>Norman C. Young</u> Date <u>3/5/73</u> Title <u>O.E.</u>

RECOMMENDED

CONDITIONS OF APPROVAL

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

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.

☐ The proposed well shall not be drilled within _____ feet of another well.

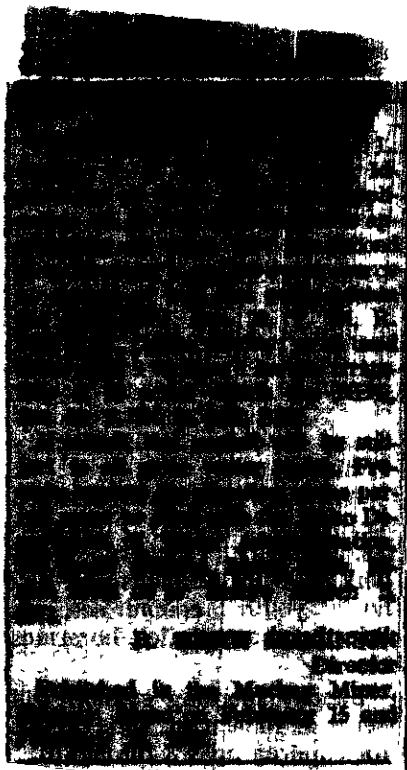
☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: _____

34-7030



Affidavit of Publication

STATE OF IDAHO

County of Custer

RECEIVED
FEB 27 1973
Department of Water Administration
Eastern District Office

I, Toni Reimann the
BOOKKEEPER

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

FEBRUARY 15, 1973
and ending with the issue dated

FEBRUARY 22, 1973

Toni Reimann

Subscribed and sworn to before me this 26 day of

February, 1973

Larry D. Silver
Notary Public

34-7030

March 4, 1976

Re: Permit No. 34-7030

**Mr. Oval L. Caskey
Box 41
Machay, Idaho 83251**

Dear Mr. Caskey:

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

Sincerely,

**D. Darlene Reich
Water Rights Supervisor**

1 Copy of license

**RECEIVED
MAR 10 1976
WATER RIGHTS DIVISION**

February 17, 1976

Mr. Oval L. Caskey
Box 41
Machay, Idaho 83251

Dear Mr. Caskey:

A representative of this Department has made an examination of the works covered by your Permit No. 34-7020 and has found the following:

Quantity of water diverted: 0.25 cfs Source: ground water

Amount of water that can be recognized as beneficially used under
Idaho law: 0.25 cfs

The maximum quantity diverted shall not exceed 96 acre feet, or
3.0 acre feet per acre, per year.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Twp. 7 N, Rge. 24 E, B. M.

Beneficial use: Irrigation of 32 acres within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ (16),
NW $\frac{1}{4}$ NE $\frac{1}{4}$ (12), SW $\frac{1}{4}$ NE $\frac{1}{4}$ (2.5), SE $\frac{1}{4}$ NE $\frac{1}{4}$ (1.5), Sec. 29, Twp. 7 N,
Rge. 24 E, B. M.

Priority established: February 9, 1973

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED
JUN 5 1975

1. Name of permit holder Oval L. Caskey
Post office address Box 41 Mackay, ID 83251 Phone Department of Water Resources
Person to contact _____ Phone Term District Office

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

3. Water will be used for the following purposes:

Amount 0.64 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. 34-7030
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 0.64 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 292, Subdivision NE 1/4 NE 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: 7 1/2 hp pump, sprinkler system, well 52 feet deep water
stands at 4 feet

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	29	18	8	2	4													32

TOTAL ACREAGE

32

Rge. 24E

T
7
N

12. 16.
2.5 1.5
29

Diagram of System

DATE OF EXAM June 26, 1975

ACREAGE
Found 32.
Recommended 32

Irrigation Requirement 30 Ac Ft/Ac

USE
Irrigation Q = .25 c.f.s. V = 96 AF/Ann. from Apr 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 ☒

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

Exchange? yes _____ no ☒

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 .25 cts Method of measurement Pit to Table

Total Q recommended .25 cts Meter No NA Type _____ Condition _____

Total V recommended 96 Af/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$30 \text{ Noz } 9/64" @ 45 \text{ psi} = 3.84 \times 30 = 115.20 \text{ gal/min} = .25 \text{ cts}$

$32 \text{ Ac} \times 3.0 \text{ Af/Ac} = 96 \text{ Af/Ann}$

SYSTEM DESCRIPTION:

7.5 Hp G.E. MOTOR Ser# 5KE213JW9
Cornell pump Ser# 11669
30 Noz @ 9/64"

4" Portable MAIN w/ 3" laterals

REMARKS

System & land shown by Oval Caskey
Water pumped from 3'

Examiner's Signature Bill Rhoads Date June 27, 1975

Checked by Loran O Hahner Date Dec 22, 1975

Approved by _____ Date _____

A-272
E.N. Williams

A-89
L.S. Jaffe

7N

20-0



June 2, 1975

Re: Permit No. 34-7030

Mr. Orval Caskey
Box 41
Mackay, Idaho 83251

Dear Mr. Caskey:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

RECEIVED

MAR 17 1975

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Identification No. _____

Permit No. 34-7030

Department of Water Resources
Eastern District Office

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
MAY 17 1975
Department of Water Resources

1. a) Name of Permit Holder ORVAL L. CASKEY
b) Post Office Address P.O. BOX 41, MACKAY ID. 83251
2. Permit Number 34-7030
3. Date of Priority that you are prepared to establish 2-9-73
4. a) Source from which water was appropriated GROUND WATER
b) Location of the point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 29
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 .64 cfs for Irr purposes from APRIL 1 to NOV 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 .64 cfs cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works. _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 7½ hp PUMP, SPRINKLER SYSTEM
WELL 52ft DEEP WATER STANDS AT 8ft
b) Describe the type and size of measuring device which you have installed at your point of diversion: CIPPOLLETTI WEIR 12"
c) Give well drillers name and address and date the well was completed BOYD LAMBERT JULY 1972

Resources
WATER ADMINISTRATION
1515 Lincoln Rd.
IDAHO FALLS, IDAHO 83401

Exam typed 6-3-75 by ju

MICROFILMED

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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	24E	29	18	8	2	4													32

Total number of acres irrigated 32

10. Remarks: _____

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

3/10/75
(Date)

OT Caskey
(Signature)

State of Idaho
County of Custer ss.

On this 10 day of March, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Larry D. Silver
Notary Public residing at Mackay Idaho

My commission expires Nov. 5, 1978

May 19, 1975

Re: Permit No. 34-7030

O. L. Caskey
Mackay,
Idaho 83251

Enclosed is an Order which removes the measuring device requirement from the above referenced permit.

The copy of the proof of beneficial use affidavit you submitted is not adequate for proof of beneficial use as we need the original of your signature and notarization. Please submit the original of this affidavit at your earliest possible convenience, so that we may process your proof of beneficial use.

If you have any questions, please contact us.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JG
Enclosure

MICROFILMED

May 6, 1975

RECEIVED
Department of Water Resources

Mr. Keith Higginson
Department of Water Resources
State House
Boise, Idaho 83701

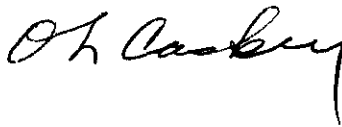
Dear Mr. Higginson:

A short time ago I made application to your Eastern regional office at Idaho Falls for the final permit on my existing well which diverts 32 inches of water for my pastureland. This application was rejected on the basis of my not having a measuring device.

Here are some facts which I hope will assist you in making your final decision as to whether or not I must have a measuring device on this very small operation:

I have 32 acres of ground (pastureland) but due to the rough terrain and trees I can only sprinkle 20 acres, for this I use an average of 20 nozzles per setting, when the ground is dry I turn on the pump and when it is wet I turn it off. The well cost me \$520.00 and the 7½ H.P. pump cost me \$550.00 (this pump has a 1½" discharge). Enclosed for your review is a quote on the price of a measuring device. As you can readily see the price for the device is quite high. Is it possible that there is a cut-off point where the small amount of water used does not require a measuring device to be installed? Please advise me regarding this situation, your consideration of the facts submitted is greatly appreciated.

Yours truly,



Oval Caskey
Mackay, Idaho
83251

encl:

MICROFILMED

RECEIVED

MAR 17 1975

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Water Resources
Eastern District Office

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder ORVAL L. CASKEY
b) Post Office Address P.O. BOX 41, MACKAY ID. 83355
2. Permit Number 34-7030
3. Date of Priority that you are prepared to establish 2-9-73
4. a) Source from which water was appropriated GROUND WATER
b) Location of the point of diversion: NE 1/4 NE 1/4, Section 29
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 .64 cfs for Irr purposes from APRIL 1 to NOV1 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 .64 cfs cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or content of storage was made and the qualifications of the person making the measurement: _____

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 7 1/2 hp PUMP, SPRINKLER SYSTEM
WELL 52ft DEEP WATER STANDS AT 8ft
b) Describe the type and size of measuring device which you have installed at your point of diversion: CIPPOLLETTI WEIR 12"
c) Give well drillers name and address and date the well was completed BOYD LAMBERT JULY 1972

Resources
IDaho DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
2607 HOLMES 1515 Lincoln Rd.
IDAHO FALLS, IDAHO 83401

of use _____

slow: _____

Test number of cases reviewed

10. Remarks: _____

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

(Signature)

State of Idaho)
County of Custer) ss.

On this 10 day of March, 19 75, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Maunabo, Hawaii

My commission expires _____

QUOTATION

HANSEN IRRIGATION SERVICE INC.

P O. BOX 978 — PHONE (208) 522-3703
4440 SOUTH YELLOWSTONE AVE
IDAHO FALLS, IDAHO 83401

PHONE (208) 652-7457
156 NORTH 6TH ST
ASHTON, IDAHO 83420

IRRIGATION — SEWAGE TREATMENT — ENVIROMENTAL CONTROL

NAME		O.L. Caskey		DATE	4/2/75	BRANCH NO	
ADDRESS				PHONE	588-3385	SALESMAN	Sherry
CITY STATE		Mackay, Idaho		JOB NUMBER			

	QUAN.	DESCRIPTION	UNIT PRICE	AMOUNT
1	1	4" - McCrometer Tube Type Flow Meter	312.00	312.00
2	2	4" - 80' Steel	2.00	6.00
3	1	4" ABC x	6.00	6.00
4	1	4" ABC-E	2.50	2.50
5	1	Shop Fabrication	25.00	25.00
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
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24				
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29				
30				
31				

A Describe trade-in

B If Seller is to install the equipment and rock or other circumstances are encountered which increase installation costs, these additional costs will be added to the balance due and be paid by Purchaser.

C The equipment will be delivered to and be installed and remain on of Sec (e.g. N 1/2 SE 1/4)

Twp. Rge Mdn. in County, State of

D Balance Payable: on single cash installment purchase money security agreement, payable on or before 19.., with discount of \$... if paid on or before 19...

Balance Payable: on term purchase money security agreement payable in consecutive (monthly, annual) installments commencing 19...

Source of Purchaser's financing

Sub Total	
Trade-In	
Cash Paid	
Sales Tax	
Balance	

E In case of change in quantity of materials or services installed or furnished or arithmetic error, unit prices will determine total cost. Any past due sums owing hereunder shall bear a finance charge of 1 1/2 % per month on unpaid balance (equal to 18 % annual percentage rate) from their due date until paid.

F Any price increases between Seller and its suppliers on any materials or labor listed hereon, which occur between the date hereof and date of delivery to Purchaser will be passed on to and paid by Purchaser. Purchaser warrants the trade-in to be free of all liens and encumbrances.

G TITLE-RISK OF LOSS Purchaser agrees that title and risk of loss to collateral sold hereunder pass to Purchaser at Seller's (or common carrier's) place of business immediately upon identification of the collateral to the contract and prior to delivery to, or installation at, Purchaser's premises.

H EXEMPTION CERTIFICATE I certify that the property which I have here purchased will be used by me for the following purpose. (Check the appropriate blank)

Directly and primarily in the process of producing tangible personal property by mining, manufacturing, processing, or for farming

To repair equipment or machinery which is being directly and primarily used in the process of producing tangible personal property and would be exempt from application of sales tax were it being purchased.

NOTICE ALL OF THE TERMS, CONDITIONS AND PROVISIONS ON THE REVERSE SIDE FORM A PART OF THIS CONTRACT

APPROVED FOR INCORPORATION INTO PURCHASE MONEY SECURITY AGREEMENT OR CASH SALE:

HANSEN IRRIGATION SERVICE, INC.

I have read this quotation in its entirety, have received a true copy hereof; and acknowledge that this is only a quotation of price and other terms to be incorporated in a purchase money security agreement of Seller, but my signature hereon will make this a firm offer on my part to purchase the items at the price and on the payment terms specified above. However, if this offer is accepted by Seller by signature hereon, by delivery of all or any part of the items, or otherwise, I have read, understand and agree to all of the SPECIAL TERMS AND CONDITIONS contained on the reverse side hereof.

Purchaser

Purchaser

Purchaser's Residence

Purchaser's Chief Place of Business

QUOTATION

NOTE: SEE OTHER SIDE FOR IMPORTANT INFORMATION

ACCOUNTING

NOT RECORDED

SPECIAL TERMS AND CONDITIONS

A. PURCHASER'S ACCEPTANCE OF THESE SPECIAL TERMS AND CONDITIONS

Purchaser acknowledges and understands that these special terms and conditions are a part of this transaction and that Seller would not sell the equipment or provide the services contemplated on the face hereof without Purchaser understanding and accepting them as part of the contract because the parties agree that this work is uncertain, hazardous and precarious in its nature.

B. EXCLUSIVE WARRANTY IN LIEU OF ALL OTHER WARRANTIES AND EXPRESS AGREEMENT AS TO EXTENT OF LIABILITY

1. All used equipment sold under this contract is purchased by the Purchaser "AS IS" and Seller does not warrant that they are of merchantable quality nor that they can be used for any particular purpose. With respect to new equipment sold under this contract SELLER MAKES NO WARRANTY OF MERCHANTABILITY except that it warrants that the goods or equipment will pass without objection in the trade under the contract description. Purchaser knows and agrees that all goods or equipment sold hereunder (and the installation thereof by Seller, if so installed) ARE NOT WARRANTED FOR ANY SPECIFIED LENGTH OF TIME, MEASURE OF SERVICE, OR FOR ANY PARTICULAR PURPOSE.

2. This warranty is expressly subject to the limitation of liability hereafter stated, and is in lieu of all, and excludes all other guarantees, warranties, obligations or promises, express or implied by contract or by law; and Purchaser acknowledges by affixing his signature hereto, that this warranty, as so limited in scope and as to liability thereon, is the only warranty made to him by Seller, its agents or employees.

3. Under this warranty and contract, Seller shall in no way be liable to Purchaser, or anyone claiming through or under him, for any delays, losses, damages or costs (including but not limited to crop losses), of any nature whatsoever, except that Seller will repair or replace, at its option, any defective parts or workmanship proved defective at time of installation.

4. Should Seller furnish any services to Purchaser or for his benefit pursuant hereto, such as, but not limited to, engineering, installation, repairs, well or pump testing, repairs or services, or soil analysis, Seller, its agents and employees, shall not be liable for any damages suffered by Purchaser, or anyone claiming through or under him, particularly including, but not limited to, loss or damage for diminution or failure of crops, shortage of water, or inability or failure to supply same, or for any other cause whatsoever, including negligence.

C. COMPLETION DATE OF INSTALLATION OF EQUIPMENT

Purchaser understands that Seller absolutely does not guarantee completion of installation of the equipment sold hereunder by any specific date unless that covenant is specifically agreed to in a written document attached hereto, and specially signed (in addition to the signature on the other side hereof) by a duly authorized division manager or comptroller of seller; nor will any such covenant made after date of execution of this contract bind Seller to a completion date, unless the same is in writing and signed by such agent of Seller. Unless such completion date is agreed to in the manner herein required, Purchaser agrees that there shall be no claim by him or anyone claiming through or under him against Seller for any alleged delay in installation, and that installation of the products sold shall be accomplished by Seller at such time as Seller, in its sole discretion, shall be able to complete such in the normal course of its business. If a completion date is agreed upon as herein provided, however, Purchaser, by affixing his signature to this contract, specifically acknowledges that Seller will not be liable to him, or anyone claiming through or under him, for any delays, losses, damages or costs (including but not limited to crop losses) of any nature whatsoever caused by any failure of, or delays in, shipment or installation of any parts or products due to circumstances beyond Seller's reasonable control, such as, but not necessarily limited to fires, floods, strikes, material allocations, war, priorities, governmental action, shortages of materials or inability to acquire them through normal channels, or failure of fuel or transportation.

D. PURCHASER'S RISKS ASSUMED HEREUNDER

Purchaser agrees to assume all risk of losses, damages or costs of any nature whatsoever from, and sole responsibility for determining, whether or not the water supplied to the equipment purchased will be adequate to irrigate a given crop or crops; the method by which the equipment shall be used to apply water to his crops; the rate at which water should be applied to his crops; the frequency of irrigation cycles for his crops; the duration of each setting during irrigation of his crops; and the amount of water that is to be applied to the crops during each irrigation setting.

E. REPRESENTATIONS OF AGENTS AND EMPLOYEES OF SELLER

Purchaser knows and understands that no officer, agent or employee of Seller is authorized to make any representation binding the Seller other than those contained herein or those which are reduced to writing and signed by an executive officer of Seller. Any statements made by any officer, agent or employee of Seller contrary to the terms of this and the foregoing paragraphs shall be construed to be mere expressions of opinion and Purchaser understands that they shall not be construed as warranties or representations made by Seller and that Seller shall in no way be liable for such unless they shall have been so reduced to writing and signed as hereinabove required.

F. COLLECTION COSTS

Should Purchaser default in any of the terms and conditions hereof, he agrees to pay all costs, including but not limited to reasonable attorneys' fees, and reasonable expense of digging up, retaking, holding, transporting, preparing for sale of the collateral and the like incurred by Seller in seeking enforcement hereof, damages for breach or in pursuing any other remedy available to Seller.

G. SECURITY AGREEMENT

A security interest in the above property, together with its proceeds, is hereby given to Seller to secure payment in the manner herein stated, with Seller to have the option, upon default of Purchaser, to declare all obligations secured hereby immediately due and payable, and Seller shall have all rights available to it under the Idaho Uniform Commercial Code in effect at the date of this transaction.

H. MISCELLANEOUS

This contract shall be deemed to have been made in Idaho and be construed in accordance with Idaho law. The collateral shall remain personal property and severed from the land where installed or attached. Time and the strict and faithful performance hereof are of the essence of this agreement. This contract shall apply to, inure to the benefit of and be binding upon the heirs, executors, administrators, successors and assigns of the respective parties. Seller's assignee's rights hereunder shall be free from all defects of Seller and from all defenses, setoffs or counterclaims Purchaser may have against Seller. Any extension of credit for 15 days from billing date is granted without imposing a finance charge. Thereafter a finance charge shall accrue as provided on the face hereof. The goods shall be identified to the contract on the first to occur of either Seller placing a tag bearing Purchaser's name on the goods or Purchaser taking possession of said goods. Uniform Commercial Code sections 2-510 and 2-608 shall have no effect on the contract. Purchaser shall have a right to inspect the goods before their delivery. After such delivery, the goods shall be deemed accepted by Purchaser. Seller's security interest shall attach upon identification of the goods to the contract. Once goods are accepted, Purchaser waives all right to reject said goods or to revoke said acceptance. Any action against Seller for breach of warranty must be brought within one year after the cause of action accrues. Purchaser will not misuse, waste, or allow the goods to unreasonably deteriorate. Purchaser will not sell, rent, lend, lease, transfer or otherwise dispose of the goods or subject them to any encumbrance. Ten days notice shall constitute reasonable notice hereunder. Seller's rights hereunder can only be waived by a writing signed by an authorized agent of Seller.

NOTICE: See Other Side For Important Information



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

IDAHO FALLS, IDAHO 83401

March 17, 1975

RE: Permit No. 34-7030

Mr. Oval L. Caskey
P.O. Box 41
Mackay, ID 83251

Dear Mr. Caskey:

Please find enclosed your proof of application of water to beneficial use which you submitted to this office on March 17, 1975. We must return your application because the measuring device which you indicated will not give an adequate measurement using the type of system you have described. The $7\frac{1}{2}$ horsepower pump is capable of pumping several times the amount of water under open discharge conditions that can be produced using a pressure system. For this reason, an in-line meter of a type approved by this Department must be installed on all sprinkler systems.

If you have any questions, please feel free to contact this office.

Very truly yours,

A handwritten signature in cursive script, reading "Ronald D. Carlson".

RONALD D. CARLSON
District Engineer

RDC:mb

Enclosure

MAILED 1975

March 7, 1973

Re. Permit No.: 34-7030

Oval L. Caskey
P. O. Box 41
Mackay, Idaho 83251

Dear Mr. Caskey:

Enclosed is a copy of your approved Application for Permit No. 34-7030 . 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

34-7030

February 9, 1973

Re: Application No. 34-7030 - Oval L. Caskey

Mackay Miner
114 South Main Ave.
Mackay, ID 83251

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

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

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 2/27/73 by ba

NCY:BA
Enc: Legal notice

34-7030

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Oval L. Caskey, P.O. Box 41, Mackay, Idaho

has on 2-9-73 submitted Application No. 34-7030
for a permit to appropriate .64 cubic feet per second ~~surface water~~
of water from a ground-water source
by means of well and pump
within the NE 1/4, Sec. 29, T. 7N, R. 24E, B.M., Custer County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 32 acres

within the NE 1/4, Sec. 29, 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 Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before March 5, 1973.

R. KEITH HIGGINSON

Director

Published in the Mackay Miner, Mackay, Idaho
on February 15 and February 22, 1973

34-7030

NCY

February 9, 1973

Mr. Oval L. Caskey
P.O. Box 41
Mackay, ID 83251

Dear Mr. Caskey:

Attached herewith is departmental receipt No. 7085 in the amount of \$25.00 for your application for permit which you recently submitted to this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCV:BA

Attachment

34-7030

February 2, 1973

Mr. Oval L. Caskey
P.O. Box 41
Mackay, Idaho 83251

Dear Mr. Caskey:

We are returning your Application for Permit to appropriate water as there are several additions and corrections that must be made before the permit can be processed.

1. It is not clear from your application whether you are proposing to appropriate water from the Big Lost River or from ground water. If you are proposing to appropriate ground water Item 2 should read ground water which is not a tributary to anything.
2. The irrigation season for your area is normally considered to be April 1 to November 1. You may wish to extend the dates requested.
3. A more complete description of the diverting works in Item 6-a is desirable.
4. The scale map of Item 11 is not clear, but it does not appear that the map agrees with the location of the point of diversion and the place of use listed previously. Please clarify this point.

If you will return the completed application to this office with the required filing fee of \$25.00 for .64 c.f.s., we will be most happy to commence processing.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:cw

Enc: Ret/app.

34-7030