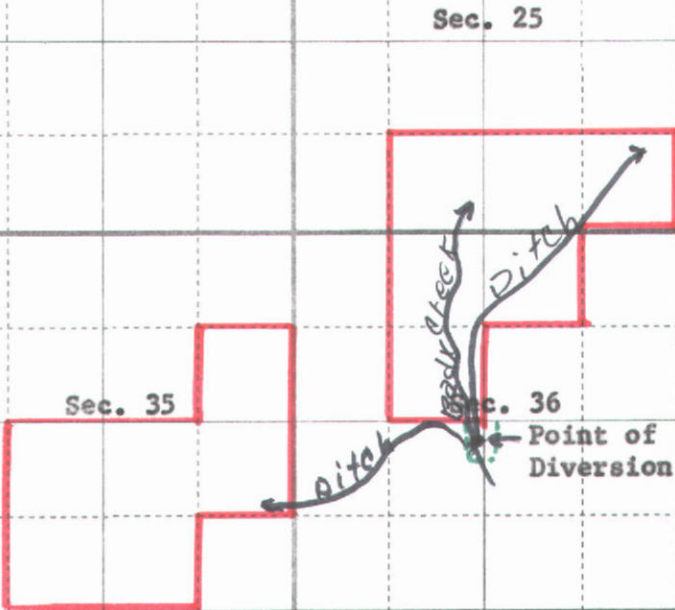


Township 8 North - Range 20 East, B.M.



APPROVED
NOV 28 1966
R-1233
STATE RECLAMATION ENGINEER

34-2508

NOT RECORDED

BIG Lost RIVER

25
36 A.334
Okval Ben's

A. 63
J. E. Beus

Bridge

12 ad Piffle

12" → 6"
mainline

(35ac)

57.3

20 ad

Dane

Rosewall

Body
Greek

ARK
2/23/79

A-303

Edwin Emanuel Kahn

Rge 20 E

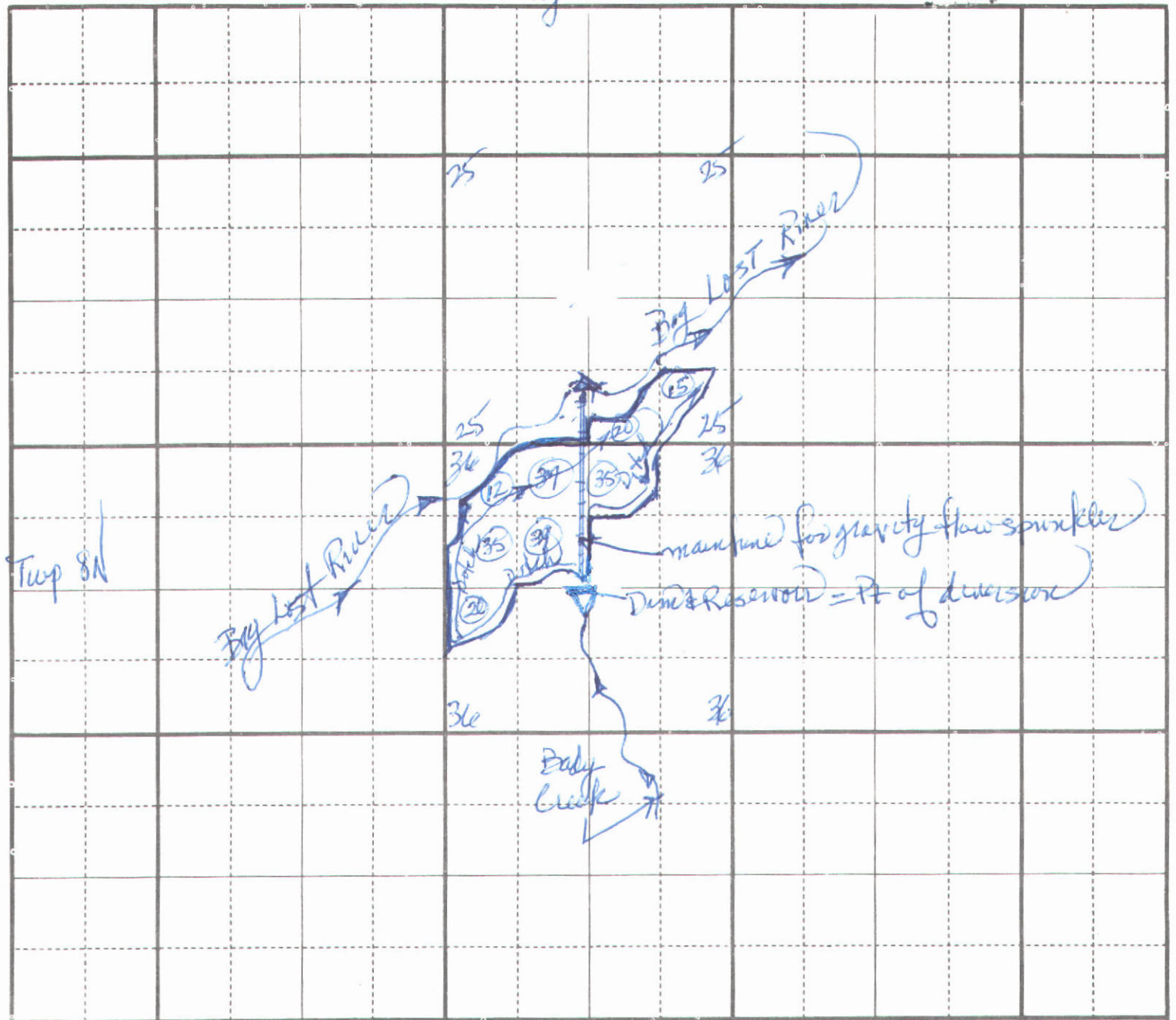
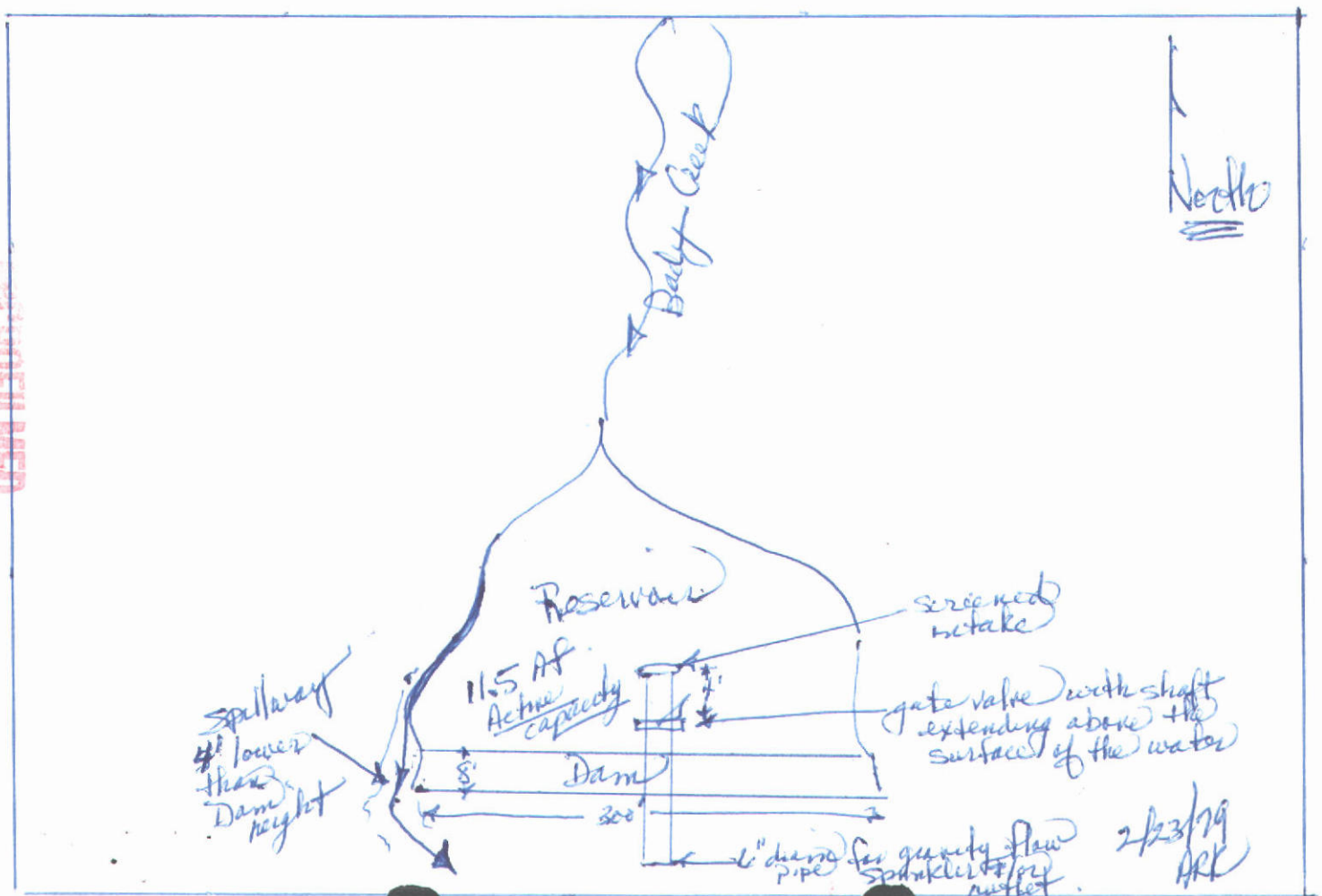


Diagram of System



Needle

2/23/79
ARK

Property has been divided
Roger Sorenson $W\frac{1}{2}NW\frac{1}{2}$, $E\frac{1}{2}NW\frac{1}{4}$, $NWN\frac{1}{4}$, 36
 $S\frac{1}{2}SE$ of 25

Sharon Jackson $NWN\frac{1}{4}$ 36

Bruce Solberg - $E\frac{1}{2}SW\frac{1}{4}$ 35

Reservoir covers a $7\frac{1}{2}$ acre area in $E\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}SW\frac{1}{4}$
and $W\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}SE\frac{1}{4}$ of sec 36 T8N R9E 20E B.M.

Center of Dam is 125' south and 110' west of the
center of sec 36 T8N R9E 20E B.M.

It is my understanding that Orval Beus has
divided his lands between 3 new owners.

only Mr. Sorensen derives benefit of water
under this permit. Indeed, it was Mr.
Sorensen who realized the cost of construction
of the dam & reservoir under this permit.

Photos were submitted at the same time
proof of blu. was made.



View upper Side



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 34-02508

Priority: October 29, 1966

Maximum Storage Volume: 11.5 AF

This is to certify, that RODGER L. SORENSEN
MARY M. SORENSEN

245 N. HOOPER AVE.

SODA SPRINGS, ID 83276

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 25, 1966; and has submitted Proof of Beneficial Use on December 5, 1977. An examination indicates that the works have a storage capacity of 11.500 af of water from:

BADY CREEK

tributary to BIG LOST RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		11.5 AF
IRRIGATION FROM STORAGE	04/01 to 11/01		11.5 AF
	Totals		11.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 36, Township 08N, Range 20E
CUSTER County

PLACE OF USE: IRRIGATION STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N	20E	25	SWSE 20	SESE 15			35
		36	NWNE 35	NENW 37	NWNW 12		
			SWNW 35	SENW 39	NWSW 20		178

Total number of acres irrigated: 213

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION STORAGE use

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 34-02508

CONDITIONS/REMARKS:

4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 24th day of MAY, 1990.


B. Keith Higginson, Director

RECEIVED

APR 16 1990

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 34-02508

Date of Priority: October 29, 1966

Maximum Storage Volume: 11.5 AF

Comes now
245 N HOOPER
WOOD CANYON
SODA SPRINGS, ID 83276

RODGER L. SORENSEN
MARY M. SORENSEN

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. 34-02508, and requests that the permit be changed as follows:

Source: BADDY CREEK

tributary to BIG LOST RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		11.5 AF
IRRIGATION FROM STORAGE	04/01 to 11/01		11.5 AF
Totals			11.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW, Sec. 36, Township 08N, Range 20E
CUSTER County

PLACE OF USE: IRRIGATION STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N	20E	25	SWSE 20	SESE 15			35
		36	NWNE 35	NENW 37	NWNW 12		
			SWNW 35	SENW 39	NWSW 20		178

Total number of acres irrigated: 213

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION STORAGE use

RECORDED

JUN 14 1990

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

Signed at SODA SPRINGS, IDAHO, this 13 day of APRIL, 1990.

Mary M. Sorenson
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 34-02508

FOR DEPARTMENT USE ONLY

Preliminary check by Fee = \$20.00 ✓ Received by Date 4-16-90
CO16313

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 34-02508 with the following;

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 24TH day of MAY, 19 90.

R. Keith Higginson
R. Keith Higginson, Director

JUN 1 1990

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	34-2508	Orval C. Beus	12.0 af
Full Assignment	34-2508	Rodger L. or Mary M. Sorensen	12.0 af

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

APR 11 1983

I, IRVING C BEUS, hereby assign to WOOD CANYON SODA SPRING - IDAHO
of WOOD CANYON SODA SPRING - IDAHO
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 34-2508
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 6 day of April, 19 83.

Irving C Beus
Permit Holder

Irving C Beus
Spouse of Permit Holder

State of Idaho)
County of Caribou) ss.

On this 6 day of April, 19 83, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Clara Archibald
Notary Public residing at

Soda Springs, Idaho

My commission expires:

Lifetime

Oran Bean
Vick Canyon
Soda Jump, Ida



~~STATE~~ OF Idaho Dept. of Water Resources
State House

Boise, Idaho

83720.

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 34-2508)
)
IN THE NAME OF ORVAL C. BEUS)

)

ORDER OF REINSTATEMENT

WHEREAS, on October 25, 1966, Orval C. Beus filed with the Department of Water Resources an application for permit to appropriate 12.00 acre feet per annum of water from Badv Stream, ~~tributary to the Lost River~~, to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Twp. 3N, Rge. 20E, B.M., Custer County, to be used for irrigation purposes; and,

WHEREAS, on November 28, 1966, the Department approved said application and issued Permit No. 34-2508 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before November 28, 1976; and,

WHEREAS, on November 17, 1976, the Department extended the time within which to submit proof of beneficial use of water to December 1, 1977; and,

WHEREAS, on September 30, 1977, the Department notified the permit holder by certified mail that proof of beneficial use of water was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on December 7, 1977, the Department notified the permit holder that Permit No. 34-2508 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on December 5, 1977, the Department had received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 34-2508 be REINSTATED and the priority advanced to October 29, 1966.

Dated this 20 day of December, 1977.


BOBBY D. FLEENOR
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOV 13 1976

APPLICATION FOR EXTENSION OF TIME Department of Water Resources

State of Idaho)
County of Custer)

Permit No. 34-2508

ORVAL C BEUS of Wood Canyon Soda Springs
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to Appropriate the Public Waters of the State of Idaho No. _____.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before Nov 28, 1976.

That he has heretofore performed the following work described under said permit:

Construction of over-flow - headgate and
land fill of about 2/3 desired height
Water is being stored and used for irrigation
at present time. Costing \$ Appx \$2000.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Machinery Break-down and

replacement of parts Committed labor failed
to help within time

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to November, 1977.

Orval C Beus
(signature) *

Subscribed and sworn before me this 10th day of November, 1976

seal

William B. [Signature]
Notary Public residing at
Soda Springs, Custer, Idaho

My commission expires 4-1-79

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use be extended to
December 1, 1977.

Witness my hand this 17 day of November, 1976

[Signature]
Administrator, Operations Division

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. R-1233/34-2508)
)
IN THE NAME OF ORVAL C. BEUS)
_____)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

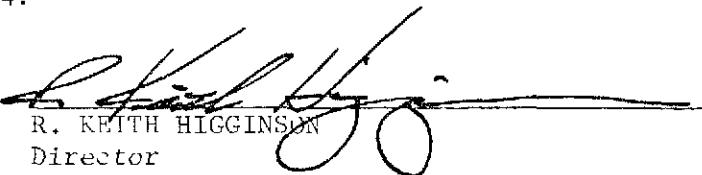
WHEREAS, on August 1, 1968, the Department of Water Administration (formerly the Department of Reclamation) adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. R-1233/34-2508 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedure as follows:

1. The above numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in a newspaper of general circulation in the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Water Administration of the application of the water to beneficial use on or before November 28, 1976. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for completion of works may be grounds for cancellation at the instance of the Department.

Dated this 11 day of March, 1974.


R. KEITH HIGGINS
Director

DDR:JC

34-2508

1253
80

APPLICATION FOR PERMIT

To Construct a Reservoir and Appropriate and Store
The Public Waters of the State of Idaho

Application No. R 41499
Permit No. R 1233

Idaho Land and Appraisal Service
P.O. Box 2161, Boise, Idaho

1. Name of Applicant: Orval C. Beus

Post office address: Soda Springs County Caribou State Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation: (b) Amount of Capital Stock: \$
(c) Amount paid in: \$ (d) Names and addresses of directors:

II. The financial resources of the corporation are:

- (a) Cash on hand: \$ (b) Treasury Stock: \$
(c) Bonds to be issued: \$ (d) Other resources:

2. Quantity of water to be stored: 12 acre feet per annum.

3. Source of water supply is Bady ~~Creek~~ ~~River~~ ~~(Spring)~~, a tributary of Lost River River.
(an intermittent stream)

4. The outlet of the proposed reservoir is located S 44° W 220 feet, distant from the center ~~corner~~ of Section 36, Township 8 N, Range 20 E, B.M. and is in the NE 1/4 of SW 1/4 of Section 36, Township 8 N, Range 20 E, B.M. County of Custer

5. Fill out either (a) or (b).

- (a) The reservoir is located in the channel of Bady (Creek) ~~Creek~~
(b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located feet distant from the corner of Section, Township, Range, B.M., and is in the 1/4 of 1/4 of Section, Township, Range, B.M.; width at bottom feet, width at top feet, depth of water feet; average grade per mile feet; Capacity cubic feet per second

6. (a) The area of the high water line of the reservoir is 7 1/2 acres.
(b) The reservoir capacity is 12 acre feet.

7. Height of reservoir dam 10 feet, length at top 300 feet, length at bottom 180 feet, size of outlet 10" pipe feet by 70' long feet. The dam is to be constructed of materials as follows: rock and earth compacted.
(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

8. (a) Will water stored in reservoir be diverted to canal or aqueduct, thence to land to be irrigated without commingling with natural flow of

Bady (Creek) ~~River~~? yes

(b) Water stored in reservoir will be carried in the channel of no carriage of water in channel (Creek) ~~River~~ a distance of miles to point of diversion located (bearing) feet, distant from the corner of Section Township, Range, B.M., and in the 1/4 of 1/4 of Section Township, Range, B.M.

9. (a) Area of watershed above dam site 3 square miles.

(b) Estimated maximum flow of stream 3 cubic feet per second.

10. Water is to be used for irrigation purposes.

11. If for mining, milling, power or manufacturing purposes give:

- (a) Point of use of water feet, distant from Corner of Section, Township, Range, B.M., and is in the 1/4 of 1/4 of Section, Township, Range, B.M.
(b) Amount of power generated: H.P., under feet head
(c) Water is to be returned to (Creek) (River) (Spring) at a point feet distant from the corner of Section, Township, Range, B.M. in the 1/4 of 1/4 of Section, Township, Range, B.M.

12. Water stored in accordance with this Permit will be carried to place of use through a canal heretofore constructed under the terms of Permit No., which is hereby referred to and made a part hereof.

13. Kind of diversion works: dam and concrete headgate (Dam, canal, flume, pipe, etc.)

14. Height of diversion dam: 3 feet, length at top 40 feet, length at bottom 20 feet. The dam is to be constructed of materials as follows: earth and rock
(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

15. Size of headgate: Width 18 feet, Height 3 feet.
16. Diversion Canal: Width at bottom 2 feet, width at water line 1 1/2 feet, depth of water feet, Dimensions of Flume
Diameter of Pipe 10 inches; Length of Conduit 1 1/4 miles. Average grade per mile 16 feet.
17. Estimated Cost of Works: Storage Works: \$ 2,000.00 Diversion Works: \$ 800.00
18. Time required for completion of work 5 years.
19. Time required for complete application of water to proposed beneficial use is 5 years.
20. The land to be irrigated is described in the following tabulation:

(Give Irrigable acreage in each 40-acre subdivision.)

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 $\frac{1}{4}$	
8 N	20 E	25																	120
		35																240	
		36																120	
				40		40		40		40									
Total number of acres to be irrigated:																			480

Total Number of Acres to Be Irrigated 480

21. Existing rights and/or valid permits appurtenant to lands described above are I already have an old decreed right, the only one on Bady Creek, for 5"

REMARKS:

For desert entry and deeded lands.

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and appropriate and store the public waters of Idaho as herein set forth, and that the enclosed map is hereby made a part of this application.

ORVAL C. BEUS, Applicant.

By /s/ HARLEY M. McDOWELL by L.H., Agent.

Date of first receipt at Department of Reclamation: October 25, 1966 8:00 A.M.

Returned to applicant for correction:

Corrected application received:

APPROVAL OF STATE RECLAMATION ENGINEER

The number of this permit is R 1233

Recorded in book R 5, page 1233. Approved November 28, 1966

This is to certify that I have examined the within application for a permit to construct a reservoir and appropriate and store the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$, to be filed on or before

Work to begin on or before January 28, 1967 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before May 28, 1969

The whole of said work to be completed on or before November 28, 1971

Beneficial use of water stored in accordance herewith, to be made on or before November 28, 1976

Witness my hand this 28th day of November, 1966

/s/ R. KEITH HIGGINSON
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and LOUIS E. CLAPP,

Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 28th day of November, 1966.

COUNTERSIGNED

STATE OF IDAHO

By /s/ LOUIS E. CLAPP
Secretary of State.

By /s/ ROBERT E. SMYLIE
Governor.

(SEAL)

Janice Bent

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, MARK AUST BAKER, . . .
Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for
consecutive weeks, commencing with
the issue dated MAR 9, 1978
and ending with the issue
dated MAR 16, 1978.

Subscribed and sworn to before
me this 14 day of April, 1978.

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

April 30, 1979.

NOTICE OF CORRECTION

Notice is hereby given that notice
of Permit 1, R, 1233/34-2508 in the
name of Orval C. Beus was published
in error on February 2 & February 9
1978.

The place of use was advertised as
being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36,
T 8N, R20E. WHEREAS, the actual
place of use is within the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 36, T8N, R20E

Any protest against approval of
this application must be filed with the
Director of the Idaho Department of
Water Resources, Statehouse, Boise,
Idaho 83720 on or before March 26,
1978.

C STEPHEN ALLRED
Director

Published in the Mackay Miner,
Mackay, Idaho on March 9 and
March 16, 1978

□□□

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

1, MARGARET PARKS

Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for 2
consecutive weeks, commencing with
the issue dated FEB 2,
19 78 and ending with the issue
dated FEB 9, 19 78.

Margaret Parks

Subscribed and sworn to before
me this 10 day of Feb,
1978

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

life

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that ORVAL
C. BEUS, SODA SPRINGS, IDAHO
83276 has received an approved
Permit No R-1233/34-2508 issued by
the Idaho Department of Water
Resources authorizing the storage of
12 00 acre feet per annum of water
from Bady Creek, an intermittent
stream. The priority to be
established under this permit is
October 29, 1966 and the permit was
approved November 28, 1966.

Water is to be diverted by dam and
concrete headgate from a point
within the NE 1/4 SW 1/4, Sec. 36, Twp
8N, Rge. 20E, B.M., Custer County to
be used for irrigation purposes in the
SE 1/4 SW 1/4, S 1/2 SE 1/4, Sec. 25;

SE 1/4 NE 1/4, E 1/2 SW 1/4, N 1/4 SE 1/4,
SW 1/4 SE 1/4, Sec. 35, NW 1/4 NW 1/4,
E 1/2 NW 1/4, Sec. 36, All in T8N, R 20E,
B.M.

Proof of the application of the
water to beneficial use was
submitted to the Department on
December 5, 1977. Any protest
against the issuance of the license for
the above referenced permit should
be filed with the Idaho Dept of Water
Resources, Statehouse, Boise, Idaho,
83707, within ten (10) days of the last
date of publication of this notice

C STEPHEN ALLRED
Director

Published in the Mackay Miner,
Mackay, Idaho on February 2, 1978
and February 9, 1978.

DD

STATEMENT



P. O. Box 405

Phone 879-2445

Challis, Idaho 83226

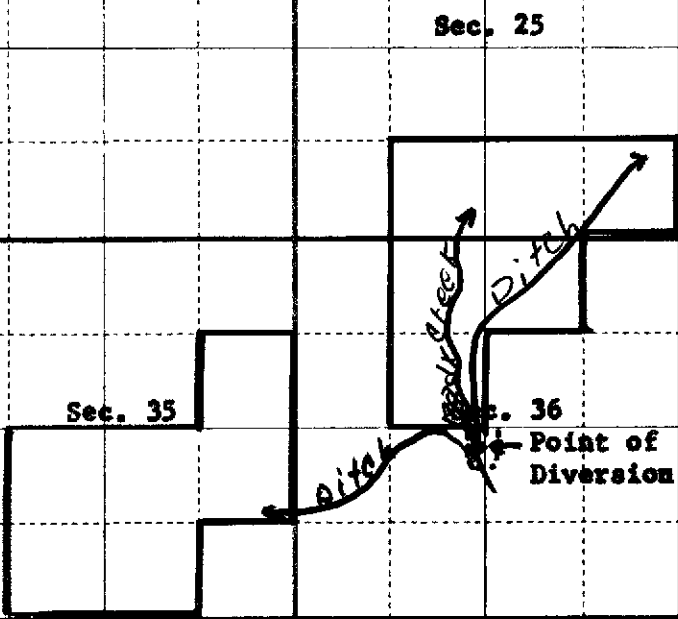
Custer Publishing Company

*Idaho Dept of Water Resources
Helena
Boise*

Job No.	Date	Description	Amount
	2-9-78	P. b of notice of existing water permit # R-9233/74-2508 Sub Feb 20 9 1978, 39 lines	\$15.21
		no further amount is due the amount submitted is exactly all in credit and that no cash paid <u>Margaret A. Parks</u> (signature of attorney)	

A finance charge of 1½% (annual percentage rate of 18%) with a minimum charge of 25c will be charged to all accounts not paid within 30 days of billing.

Township 8 North - Range 20 East, B.M.



RECEIVED
JUN 12 1933
R-1233

(Form No. 2)

Address all communications to

Power of Att.
P. O. *Edgar L. L. of Apprais*

APPLICATION FOR PERMIT

To Construct a Reservoir and Appropriate and Store
the Public Waters of the State of Idaho

RECEIVED

Application No. R. 41499

Permit No. R. 1233

OCT 25 1936

8:00 A. M.

Department of Reclamation

1. Name of Applicant: Orval C. Beus

Postoffice address: Soda Springs

County Caribou

State Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation: _____

(b) Amount of Capital Stock: \$ _____

(c) Amount paid in: \$ _____

(d) Names and addresses of directors: _____

II. The financial resources of the corporation are:

(a) Cash on hand: \$ _____

(b) Treasury Stock: \$ _____

(c) Bonds to be issued: \$ _____

(d) Other resources: _____

2. Quantity of water to be stored: 12 _____ acre feet per annum

3. Source of water supply is Bady - an intermittent stream (Creek) ~~(River)~~, a tributary
of Lost River _____ River.

4. The outlet of the proposed reservoir is located South 44 West 220 feet, distant from the center
(bearing)
~~corner~~ of Section 36, Township 8 N, Range 20 E, B. M., and is in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$
of Section 36, Township 8 N, Range 20 E, B. M. County of Custer

5. Fill out either (a) or (b).

(a) The reservoir is located in the channel of Bady (Creek) ~~(River)~~

(b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located _____
(bearing)
_____ feet, distant from the _____ corner of Section _____, Township _____, Range _____,

B. M., and is in the _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____, Township _____, Range _____ B. M.
width at bottom _____ feet, width at top _____ feet, depth of water _____ feet; average grade
per mile _____ feet; Capacity _____ cubic feet per second.

6. (a) The area of the high water line of the reservoir is 7 1/2 _____ acres.

(b) The reservoir capacity is 12 _____ acre feet.

7. Height of reservoir dam 10 feet, length at top 300 feet, length at bottom 180 feet, size of
outlet 10" pipe feet by 70' long feet. The dam is to be constructed of materials as follows: rock and earth
compacted

(If height of dam will exceed 10 feet or capacity of reservoir will exceed 100 acre feet, plans must be approved
by Department of Reclamation, before beginning construction.)

8. (a) Will water stored in reservoir be diverted to canal or aqueduct, thence to land to be irrigated without comingling
with natural flow of Bady (Creek) yes

R-1223

(b) Water stored in reservoir will be carried in the channel of no carriage of water in (Creek,) (River,) a distance of _____ miles to point of diversion located _____, _____ feet, distant _____ (bearing) from the _____ corner of Section _____ Township _____, Range _____, B. M., and in the _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____, Township _____, Range _____ B. M.

- (Give Irrigable acreage in each 40-acre subdivision.)

[illegible]

R-1222

21. Existing rights and/or valid permits appurtenant to lands described in Sec. 20 are I already have an old
decreed right, the only one on Bady Creek, for 5"

Remarks: For desert entry and deeded lands.

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and store and appropriate the public waters of Idaho as herein set forth, and that the enclosed map is hereby made a part of this application.

Orval C. Beus
Applicant.
By Harley M. McDaniel Agent.

Affidavit of Permission to Store and Appropriate the Water of Springs

(Not to be used when spring is situated on lands owned by applicant)

I, _____ of _____, County of _____
State of _____, do hereby certify that I am the owner or
lessee of the land on which the spring mentioned in the application of _____ is
located, to-wit: _____ and that I do hereby grant unto the said _____
_____ permission to file on the said spring as set forth in the foregoing application for permit to construct
reservoir and store and appropriate the water from said spring.

STATE OF IDAHO,
County of _____ } ss.

On this _____ day of _____, 19____, before me, a Notary Public for the State of Idaho, residing at _____,
personally appeared _____
known to me to be the person whose name _____ subscribed to the foregoing certificate, and acknowledged to me
that he executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

My commission expires: _____
Notary Public.

R-1233

Approval of State Reclamation Engineer

The number of this permit is R 1233

Recorded in book R 5, page 1233, Approved NOV 28 1966

This is to certify that I have examined the within application for a permit to construct a reservoir and store and appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitation and conditions:

Bond in the sum of \$ _____, to be filed on or before. _____

Work to begin on or before January 28, 1967 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before May 28, 1969

The whole of said work to be completed on or before November 28, 1971

Beneficial use of water stored in accordance herewith, to be made on or before November 28, 1976

Witness my hand this 28th day of November, 1966

R. Keith Higgins
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho and caused the Great Seal of the State of Idaho to be hereunto affixed, this 28th day of November, 19 66.

By Louis E. Clapp
Countersigned
Secretary of State.

By McRuerlow
STATE OF IDAHO
Governor.

No. R 1233

STORAGE PERMIT

Date of first receipt at office of State
Reclamation Engineer

October 25, 1966 8:00 A.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 5.00 Paid.

FILING FEES FOR STORAGE PERMITS:

For the first 250 acre-feet \$5.00

For each additional 250 acre-feet or

fraction thereof \$0.25

FOR NORMAL FLOW PERMITS:

For the first Second foot \$5.00

For each additional Second foot or

fraction thereof \$0.25

R-1233

May 25, 1990

RODGER L. SORENSEN
MARY M. SORENSEN
245 N. HOOPER AVE.
SODA SPRINGS, ID 83276

RE: PERMIT NO. 34-02508

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUN 04 1990

CERTIFIED

P 127 656 957

MAIL

STATE OF IDAHO
DEPT OF WATER RESOURCES
1301 NORTH ORCHARD ST.
STATEHOUSE MAIL,
BOISE, IDAHO

83720

NOTE
Address
Correction

JUN 04 1990

ATTENTION: Jim JOHNSON
WATER RIGHTS SPA

March 7, 1990

RODGER L. SORENSEN
MARY M. SORENSEN
WOOD CANYON
SODA SPRINGS, ID 83276

RE: PERMIT NO. 34-02508

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUN 04 1990

MEMORANDUM

TO:FILE

FROM:ROXANNE MCCARTHY

RE: CHANGES TO FIELD EXAM RECOMMENDATIONS

DATE: 17-JAN-1990

=====

There appears to be no reason to license this Permit for more than the volume found at the time of examination: 11.5 AF.

MICROFILMED

JUN 04 1990

INTER-DEPARTMENT MEMO — 1

DATE 7-14-1983

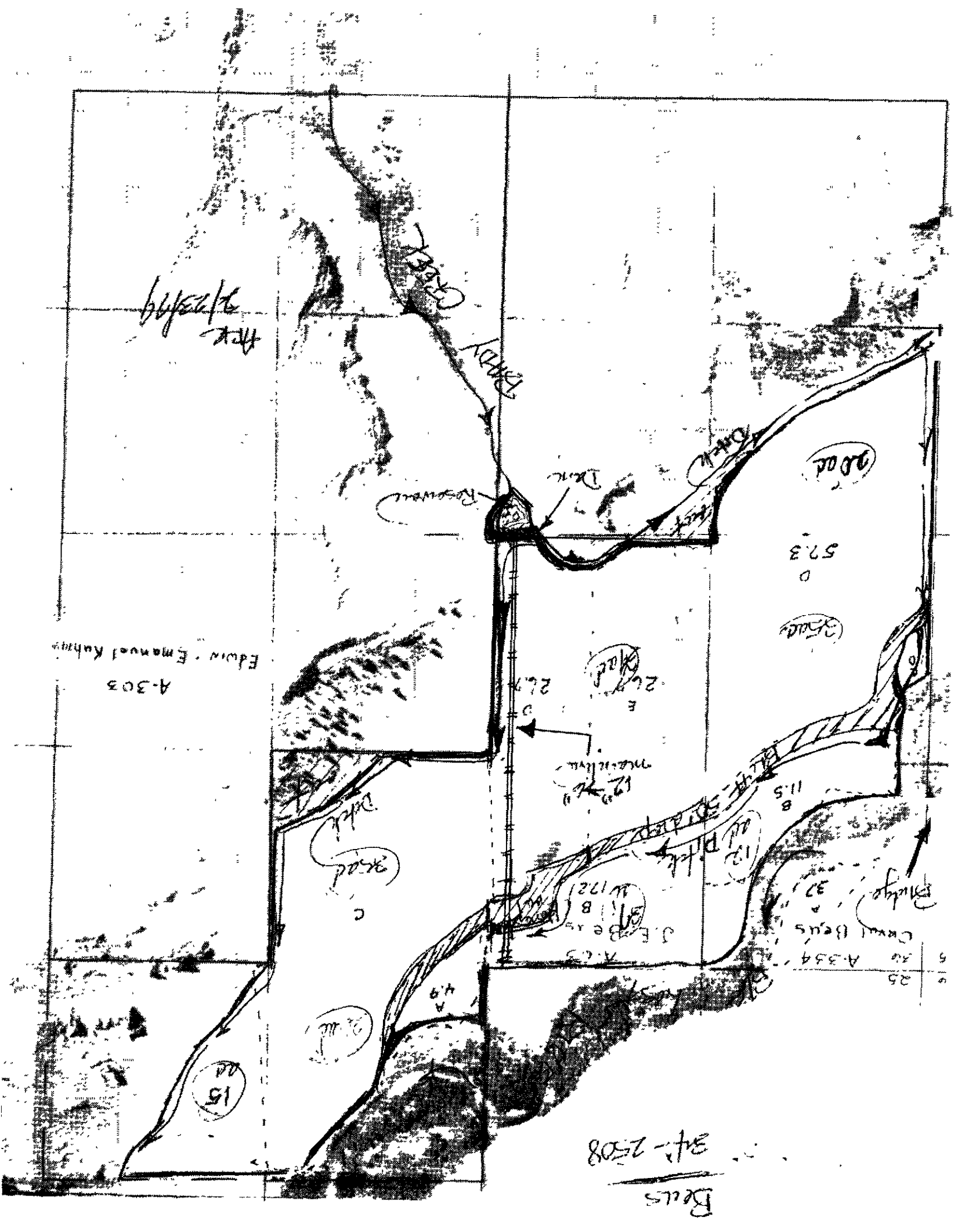
FROM Steve McLormide

TO Robyn.

SUBJECT 3A-2508, I inspected this dam on 7-13-1983 with
Roger Sorensen present.

Hydraulic height on this dam is less than 10'. Therefore
not subject to dam safety rules + regs.

SIGNATURE

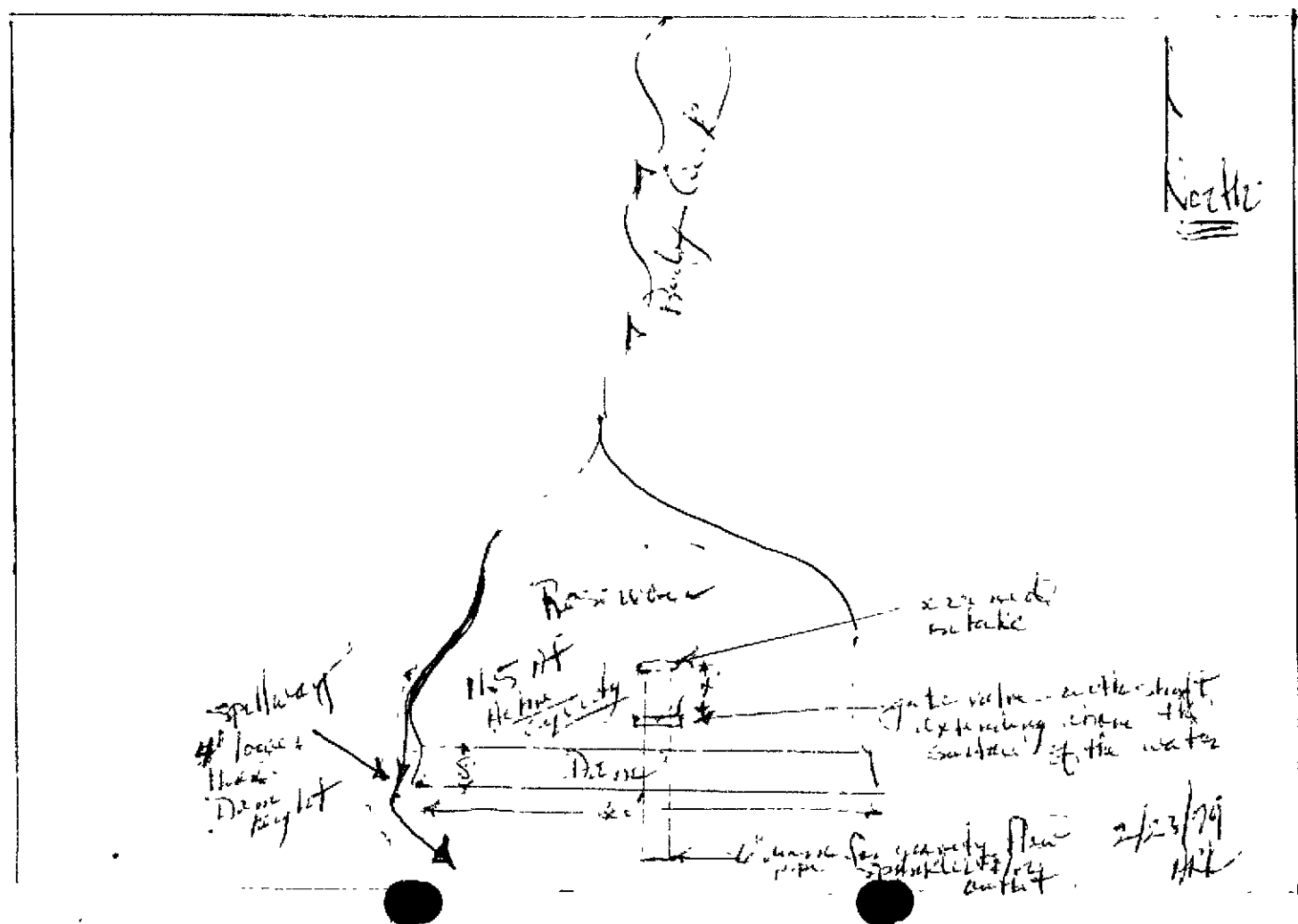


A hand-drawn map on a grid background, showing a river system. The map includes several labels and handwritten notes:

- Top Left:** "Tug River" with an arrow pointing towards the center.
- Top Right:** "Lost River" with an arrow pointing towards the center.
- Center:** A complex river system with several branches. A label "Boggy Creek" is written near the center, with an arrow pointing towards the bottom left.
- Bottom Left:** "Boggy Creek" with an arrow pointing towards the center.
- Bottom Center:** "Boggy Creek" with an arrow pointing towards the bottom right.
- Right Side:** A handwritten note: "mean line for gravity of the structure" with an arrow pointing to a specific part of the river system. Below it, another note: "position of the structure" with an arrow pointing to a different part of the river system.

The map is drawn on a grid with solid lines forming a larger grid and dashed lines forming a smaller grid. The river system is drawn with solid lines, and the labels and notes are written in cursive.

Diagram of System



RECEIVED

APR 21 1978

Department of
Eastern District Office

3. Water will be used for the following purposes.

Period of Use: from 4/01 to 11/01
(mo.-day) inclusive (mo.-day)

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

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

Permit No. 34-2508
Examination for 6/1/11

- Max Rate of Diversion _____ cubic feet per second and annual volume 12.00 AF/Annum

- Township 8n N/S, Range 20E E/W, B M., Section 36, Subdivision 7e $\frac{1}{4}$ Sw $\frac{1}{4}$, Custer County
- Township _____ N/S, Range _____ E/W, B M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County
- Township _____ N/S, Range _____ E/W, B M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Description of diverting works dam, concrete headgates

Measuring device required yes ☐ no ☒

- [illegible]

TOTAL ACREAGE 480

1
Twp 10N Rge 20E Sec 36
1/2 NW 1/4, 1/2 NE 1/4, 1/2 SE 1/4

1/2 NW 1/4, 1/2 NE 1/4, 1/2 SE 1/4

From 1/2 NW 1/4 - 1/2 NE 1/4 36

Reservoir covers 7/8 of area in E 1/2 NE 1/4 NE 1/4 Sec 1/4
and 1/4 NW 1/4 NE 1/4 SE 1/4 of Sec 36 T8N Rge 20E B M

Center of Dam is 125' south and 110' west of the
center of Sec 36 T8N Rge 20E B M.

It is my understanding that Charles Bear has
divided his land between 3 new owners.

Only Mr. Sorenson derives benefit of water
under this permit. Indeed, it was Mr.
Sorenson who realized the cost of construction
of the dam & reservoir under this permit.

Photos were submitted at the same time
plat of 1/2 was made.



DATE OF EXAM 6/8/78

ACREAGE
Found 213 ac
Recommended 213 ac

Irrigation Requirement 3.0 Ac Ft/Ac

USE

Irrigation Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Storage for irrigation = 11.5 AF (capacity) Jan 1 to Dec 31
Irrigation from storage = 12 AF (capacity + partial refill) April to Nov 1

Is water co-mingled? yes _____ no X

Name source: n/a
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 none Method of measurement none

Total Q recommended none Meter No. n/a Type n/a Condition n/a

Total V recommended 12 - AF/yr irrigation from storage

Recommended Amendments:

P.D.

Place of Use

Other

None

See Rough Draft Amendment

MEASUREMENT CALCULATION:

Reservoir has a designed capacity of 11.5 AF - It has been surveyed for Mr. Bens by a private engineering firm. However, as water can be stored year round it is possible to partially refill the reservoir after it has been drawn down during the irrigation season. For this reason, I recommend licensing 12 AF (max amt filled on) for irrigation from storage.

SYSTEM DESCRIPTION:

Fresh water is stored in an on stream reservoir having a 11.5 AF designed capacity for the irrigation of 213 ac of adjacent pasture land. A portable surface mainline extends 1/2 mile northward from the dam for the gravity flow sprinkler irrigation of lands described on this report. Fringe & peripheral acreages can be flood irrigated from several gravity flow ditches, however most of the land is irrigated by the reservoir is necessary to extend the irrigation season beyond the fresh flows of early spring. System shown & described by Roger Sorenson.

REMARKS: The reservoir is necessary to extend the irrigation season beyond the fresh flows of early spring. System shown & described by Roger Sorenson.

Examiner's Signature Anthony R. Kozlowski Date 2/23/79

Checked by Redney C. Parker Date 3/2/79

Approved by Leoathan 10' Date _____

Dam length - 300', height - 15', freeboard 4', crest width 8'
4500 gds of fill, upstream slope (3 to 1) downstream slope (2 to 1)
spillway (3 to 1) Active capacity - 11.5 AF (See Plan side)

April 20, 1983

RE: Permit No. 34-2508

Roger L. or Mary M. Sorensen
Wood Canyon
Soda Springs, ID 83276

Dear Mr. and Mrs. Sorensen:

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

If you have any questions on this matter, please feel free to contact us.

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosure

March 15, 1983

RE: Permit No. 34-2508

Orval C. Beus
Soda Springs,
Idaho 83276

Dear Mr. Beus:

In an attempt to license the above referenced permit, I find that the storage facility and property to which the permit is for has been since sold to Mr. Roger Sorensen.

In Idaho, a permit is considered personal property and can be acquired when the permit holder assigns all or part of his right, title and interest in the permit to another party.

I have enclosed an assignment form for your convenience.

If you have any questions, please contact me at 334-4123.

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosure

April 20, 1978

Re: Permit No. 34-2508

Orval Beus
Soda Springs,
Idaho 83276

Dear Mr. Beus:

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

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

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

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

Sincerely,

JANICE RENK
Water Rights

March 3, 1978

Re: Permit No. 34-2508

Mackay Miner
114 South Main Ave.
Mackay, Idaho 83251

Gentlemen:

Enclosed is a copy of the original notice for the above referenced permit and the affidavit of publication received by our office. Note that there is a discrepancy in the two notices.

We are requesting that you publish the enclosed correction notice at your expense.

Your cooperation in this matter is greatly appreciated.

Sincerely,

JANICE RENK
Water Rights

Encl: Copy of Original notice
Copy of affidavit
Legal notice (correction)

NOTICE OF CORRECTION

Notice is hereby given that notice of ~~Application for Permit~~
No. 34 2508 in the name of Orval C. Beus
was published in error on February 2 & February 9 1978.

The place of use was advertised as being
within the NW 1/4, Sec. 36, T8N, R20E. WHEREAS, the actual
place of use is within the NW 1/4, Sec. 36, T8N, R20E.

Any protest against approval of this application must be filed
with the Director of the Idaho Department of Water Resources, ~~82~~
Statehouse, 83720
South Cole Road, Boise, Idaho ~~83709~~ on or before March 26, 1978
XXXXXXXXXXXX

C. STEPHEN ALLRED

Director

Published in the Mackay Miner, Mackay, Idaho
on March 9 and March 16, 1978.

January 25, 1978

Re: Permit No. 34-2508

Orval C. Beus
Soda Springs,
Idaho 83275

Dear Mr. Beus:

We have caused the legal notice for the above referenced permit to be published in the Mackay Miner, Mackay, Idaho, on February 2 and February 9, 1978.

You will be required to submit an affidavit of publication to this office. The affidavit may be obtained from the above mentioned newspaper upon payment of the publication fee. We have asked the newspaper to bill you direct.

Sincerely,

JANICE RENK
Water rights

January 25, 1978

Re: Permit No. 34-2508

Mackay Miner
114 South Main Ave.
Mackay, Idaho 83251

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing time for you to submit to us a galley proof for our 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 date. If you cannot publish the notice on the proposed dates, please contact this office immediately.

The expense of the publication is to be paid by:

Orval C. Beus
Soda Springs, ID 83276

to whom you should furnish an affidavit of publication.

Very truly yours,

JANICE RENK
Water Rights

Encl.

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that ORVAL C. BEUS, SODA SPRINGS, IDAHO 83276

_____ has received an approved Permit No. _____ Resources
R-1233/34-2508 issued by the Idaho Department of Water Administration auth-
orizing the ~~storage~~ storage of 12.00 ~~cubic feet per second~~ acre feet
per annum of water from Bady Creek, an intermittent stream.
The priority to be established under this permit is October 29, 1966
and the permit was approved November 28, 1966.

Water is to be diverted by dam and concrete headgate
from a point within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Twp. 8N, Rge. 20E, B.M., Custer County

to be used for irrigation purposes
in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 35; NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 36; ~~X8MXXR80E~~ All in T8N, R.20E, BM.

Proof of the application of the water to beneficial use was ~~XXXXXX~~ submitted to the Department on ~~or before~~ December 5, 1977 . Any protest against the issuance of the license for the above referenced permit should be filed with the Idaho Dept. of Water ^{Resources} ~~Administration~~, Statehouse, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice ~~or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.~~

XXXXXXXXXXXXXXXXXXXX
C. STEPHEN ALLRED
Director

Published in the Mackay Miner, Mackay, Idaho
on February 2, 1978 and February 9, 1978.

Permit No.

Director:

You are hereby authorized to have the above notice published at my expense in the _____ of _____; published in the county in which the works are situated.

Paul C. Lewis
(Signature)

(Address) W. B. Brown

(Date) 1-17-78

Sider Springs, Ill.

January 10, 1978

Re: Permit No. 34-2508

Mr. Orval Beus
Wood Canyon
Soda Springs, Idaho 83276

Dear Mr. Beus:

We have received your letter of December 28, 1977, regarding the order of reinstatement. We have changed the order of reinstatement source as you requested. You also mention the advertising. We cannot, however, advertise this permit until you sign and return to us the advertising authorization that was enclosed. We have enclosed another copy for you to sign. We will advertise this permit as soon as we receive the authorization.

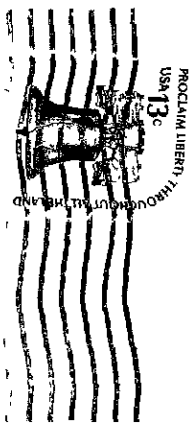
Sincerely,

JANICE RENK
Water Rights

Encl.

RECEIVED
JAN 12 1978
WATER RIGHTS

Conrad Evans
Wood County
Sick Springs, Ark



State of Idaho Dept of Water Resources

State Office

375 W. Franklin

~~Boise~~ **Boise**

Boise, Idaho

83722

(Jones
24-2508

Dec. 28 - 77

Dear Janice,

In reference to my order
of reinstatement for permit No.
34-2508, I would like you
to change the first whereas...

Body Stream is not a tributary
to the Lost River. It is an inter-
mittent stream established by
Mr. Allred in a court hearing.

Please make the changes
before publishing

Sincerely,
Erval Bens

December

Re: Permit No. 34-2508

Mr. Orval C. Beus
Wood Canyon
Soda Springs, Idaho 83276

Dear Mr. Beus:

We acknowledge receipt of the affidavit submitted as proof of beneficial use of water for the above referenced permit. Enclosed is an Order of Reinstatement; please note that the priority has been advanced to October 2nd, 1966.

Before a field examination can be scheduled and a water license issued, it will be required that notice of the permit be published for two consecutive weeks, at your expense, in a newspaper as prescribed by the Department. If you will complete and return the enclosed advertising authorization, we will cause the notice to be published.

Please return the authorization at your earliest convenience and if you have any questions, feel free to contact us.

Sincerely,

JANICE RENK
Water Rights

Encl.

RECEIVED
FEB 10 1966
WATER RIGHTS

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
DEC 5 1977
Joley
Department of Water Resources

1. a) Name of Permit Holder ORVAL C BEVUS
b) Post Office Address Wick Canyon Soda Springs IDAHO 83226
2. Permit Number 34-3808
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated DADY Creek
b) Location of the point of diversion: _____ ¼ _____ ¼, Section 36
Township 8N, Range 20E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
Amount 11.5 A-Feet 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)
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: _____

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) _____

- b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

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

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

Print typed 2/28/78 J

MICROFILMED

If you are irrigating 15 or more acres, please submit an aerial photo of the property with this affidavit.

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: The dam was inspected by the Engineer in Charge of the Arco SCT and pronounced finished. The Watermaster on the Lost River also inspected the water in use from the dam.

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

11-25-77
(Date)

Arval C Bous
(Signature)

State of Idaho)
County of Caribou) ss.

On this 25th day of November, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Anna Hamblin
Notary Public residing at Soda Springs, Id.

My commission expires 3-29-80



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2215

R. Keith Higginson
Director

December 7, 1977

Orval C. Beus
Wood Canyon
Soda Springs, Idaho 83276

Dear Mr. Beus:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 34-2508 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated September 30, 1977.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

September 30, 1977

CERTIFIED MAIL

138956

Re: Permit No. 34-2508

Orval C. Beus
Inlet Canyon
Soda Springs, Idaho 83276

Dear Mr. Beus:

One of the conditions of approval of your water Permit No. 34-2508 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

November 22, 1976

Re: Permit No. 34-2508

Orval C. Beus
Wood Canyon
Soda Springs, Idaho 83276

Dear Mr. Beus:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to December 1, 1977.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

Oct 3-76

Dear Sir:

I would like to file for an extension of time for a year on permit No. 34-2508.

The work is about half completed now.

Thank you,
Owel C Beus

apt 10/5/76
10/5/76

RECEIVED

SEP 20 1976

Department of Water Resources

Sept 20-76

Dear Sir:

I have misplaced my
permit. Would you send a
Copy? Permit No. 34-2508
(old No. R-1233)

Thank you,
Orval Bens

Copy sent
to 34-2508
at NC.
C.B.

August 31, 1976

CERTIFIED MAIL

138598

Re: Permit No. 34-2508 (Old No. R-1233)

Orval C. Beus
Soda Springs,
Idaho 83276

Dear Mr. Beus:

One of the conditions of approval of your water Permit No. 34-2508 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before November 28, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

March 12, 1974

Re: Permit No. R-1233/34-2508

Orval C. Beus
Soda Springs,
Idaho 83276

Dear Mr. Beus:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a permit holder to make proof of beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a newspaper as prescribed by the Department. If you will sign and return the enclosed advertisement authorization, we will cause the notice to be published.

If you have any questions regarding this matter, please contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC
Enc: Modification order
Advertising authorization
w/instructions

34-2508

January 11, 1967

RE: Permit Numbers R-1233 and 33332
Orval C. Sosa
Soda Springs, Idaho

Idaho Land and Appraisal Service
P.O. Box 2161
Boise, Idaho 83701

Gentlemen:

I am enclosing approved permits No. R-1233 and 33332 for diversion of 3.0 second foot of water from Gady Creek, tributary of the Lost River in Custer County, and I wish to call your attention to the fact that these permits each carry a priority of October 25, 1966. Use of water under either or both of them is specifically subject to the control of the Lost River Watermaster, DeVen Jensen and no water may be diverted under either of these permits unless it is available in the Big Lost River system in accordance with their priorities.

Your success in eventually obtaining certificates of Completion of Works and Licenses from this Department will be determined by the amount of water which may be available for such priorities prior to November 28, 1971, when the proofs of Completion of Work are due to be submitted to this Department.

If you have any questions with regard to this matter, please let me know.

Very truly yours,

R. KEITH HIGGINSON
State Reclamation Engineer

RKH:ejw

cc: DeVen Jensen, Watermaster

U. S. Bureau of Land Management

R-1233