

NAME OF APPLICANT

Ralph Parkinson

Form No. 0



R 24 E
Sec. 11

T
3
N



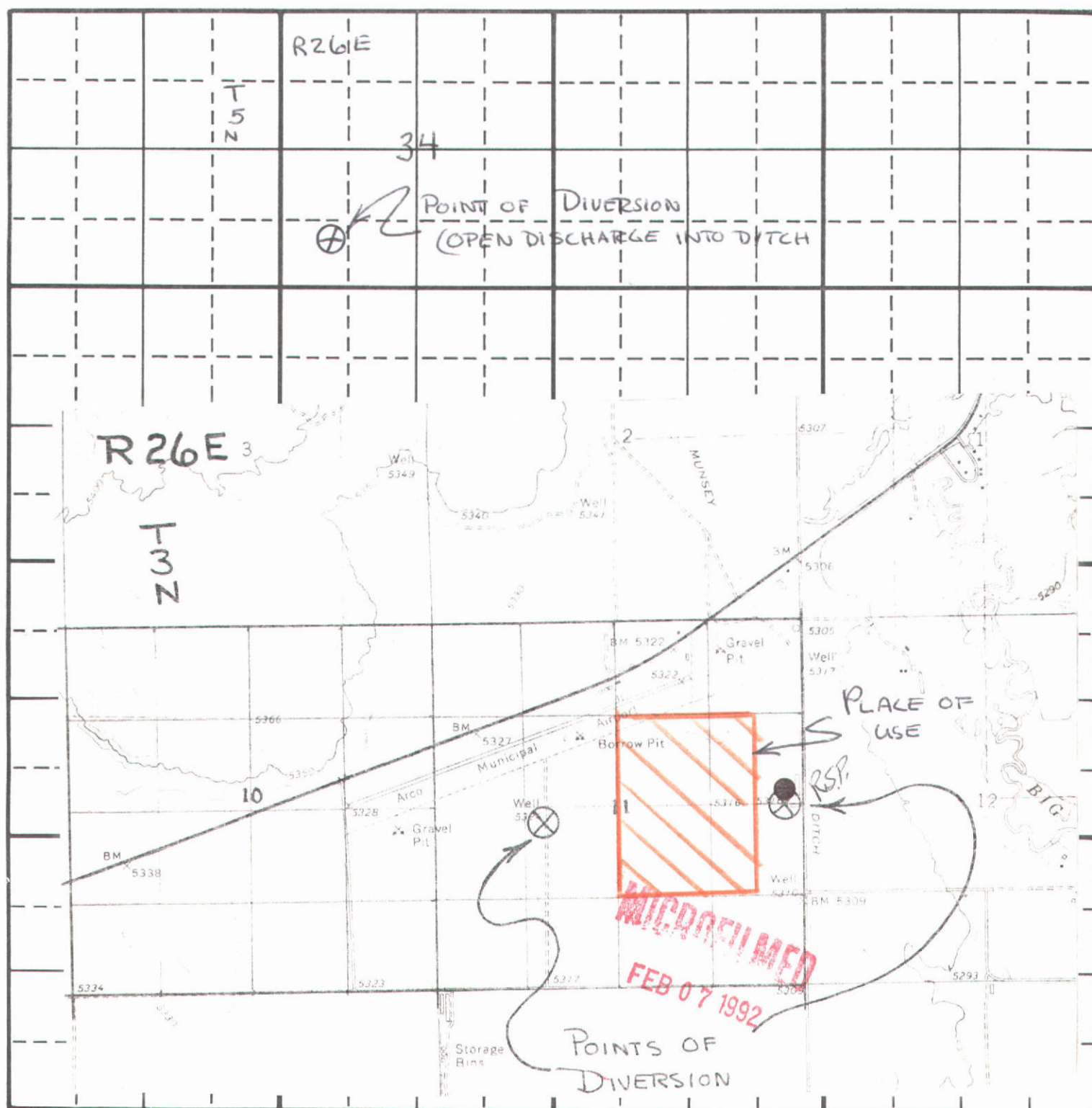
Red shows land
to be irrigated

Well located
in NE 1/4 of SE 1/4

[illegible]

Total number of acres to be irrigated 103

4. Describe any other water rights used for the same purpose as described above. Big Lost River
decreed rights, Permit #34-7145
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



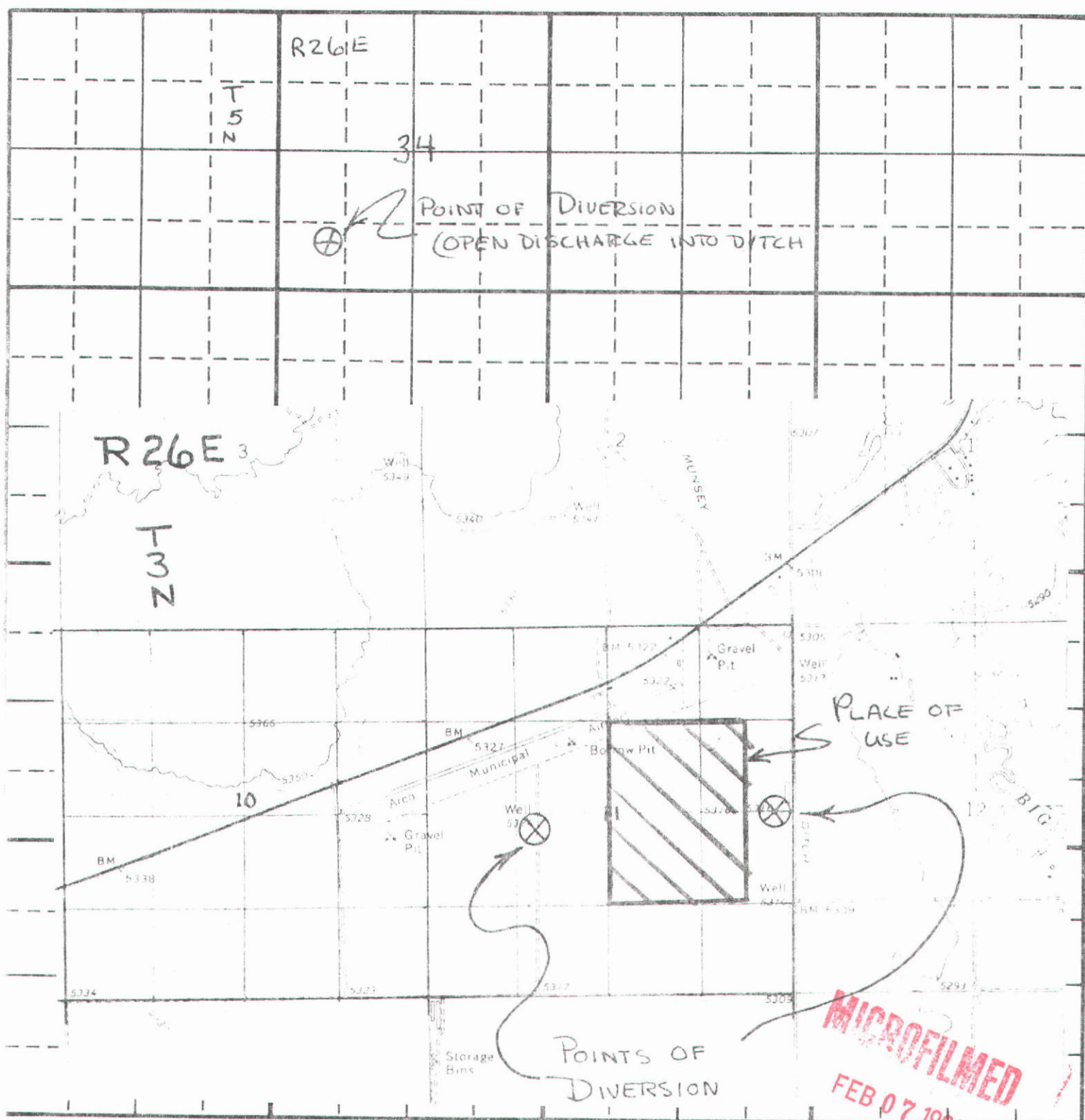
SCALE: 2 inches equal 1 mile. Draw plan in ink.

c. Describe the lands place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	26E	11			36	13									14	40			103

Total number of acres to be irrigated 103

- Describe any other water rights used for the same purpose as described above. Big Lost River decreed rights, Permit #34-7145
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

WATER LICENSE

Water License No G-33504 Priority March 3, 1967 Amount 1.06 c.f.s.

THIS IS TO CERTIFY that RALPH S. PARKINSON of Arco, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 3, 1967, that Permit G-33504 was issued pursuant to said application, that the proposed work, were completed on or about 1967, with a storage or carrying capacity of 2.12 c.f.s., said works consisting of well, motor, pump and sprinkler system; and that on March 4, 1968, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 309 acre feet per season, with a maximum rate of diversion of 1.06 cubic feet per second of the waters of ground water tributary of , for the purpose of Irrigation from April 1 to October 31; and for from to , and for from to , and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation the point of diversion is located in NE 1/4 SE 1/4, Sec 11, T. 3 N, R. 26 E, B M, and other additional points , in the County of Butte, and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 309 acre feet per year.

Description and location of place of use

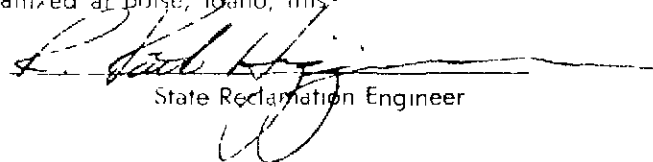
TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>3 N</u>	<u>26 E</u>	<u>11</u>			<u>36</u>	<u>13</u>									<u>11</u>	<u>10</u>			<u>103</u>

Total number of acres irrigated 103

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

16th day of July, 1969


State Reclamation Engineer

34 2507

VERIFIED

Address all communications to:

Ralph ParkinsonP.O. Rt 1 Box 64Arco, Idaho

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G

2-41744

Permit No. G

33504

Water District No.

RECEIVED
 MAR 2 1967
 2:30 PM
 Department of Reclamation

1. Name of applicant: Ralph S. ParkinsonPost office address: Arco Idaho County Butte State Idaho2. Quantity of water claimed: 90 inches 2.0 cfs3. Source of water supply: Subterranean4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 11Twp. 3 N, Rge. 26 E, B.M., County of Butte5. Water is to be used for: Irrigation☒ If for domestic, municipal, industrial or recreational purposes give:(a) Point of use of water is in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____

Twp. _____, Rge. _____, B.M.

(b) Waste water or sewage effluent is to be returned to _____

at a point in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____, Twp. _____, Rge. _____, B.M.7. Kind of Works: drilled-cased 60 H.P. Electric Pump8. Estimated cost of works: \$ \$4,500.00 for pump, Approx \$1,000.00 for drilling9. (a) Is reservoir to be used? no☒ (b) Capacity of reservoir: _____

10. The time required for the completion of such work and complete application of the water to the proposed use is

2 years.☒ If applicant is a corporation, give:

I. (a) Date and place of incorporation: _____

(b) Amount of capital stock \$ _____ (c) Amount paid in: \$ _____

(d) Names and addresses of directors: _____

K B44
B44

233504

(Continued)

II. The financial resources of the applicant are: (a) Cash on hand: \$._ _ .

(b) Treasury stock: _____ (c) Bonds to be issued

(d) Other resources

12 The land to be irrigated is described in the following tabulation:

(Give irrigable acreage in each 40-acre subdivision)

[illegible]

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

(a) _____ (Cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) _____ (cubic feet per second, inches or gallons per minute) is for new lands

✓433504

Remarks:

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.

Ralph S. Parkinson
Applicant

By _____, Agent

933504

Approval of State Reclamation Engineer

The number of this permit is G. 33504
Recorded in Book: 117 Page 33504 Approved MAR 7 1967

This is to certify that I have examined the within application for a permit to appropriate 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 before _____

One-fifth of the work above specified to be completed on or before March 7, 1968
The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before March 7, 1969

Witness my hand this 7th day of March, 1967

Jack A. Burnett
Deputy, State Reclamation Engineer

IN TESTIMONY WHEREOF, We DON SAMUELSON, Governor of the State of Idaho,

and EDSON H. DEAL, 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 7th day of March, 1967.

Countersigned:

STATE OF IDAHO

By Edson H. Deal

Secretary of State

By Don Samuelson

Governor

No. G 33504

PERMIT

Date of first receipt at office of State
Reclamation Engineer

March 3, 1967 2:30 P.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 5.25

FILING FEES FOR USE PERMIT:

For the first Sec Ft \$5.00

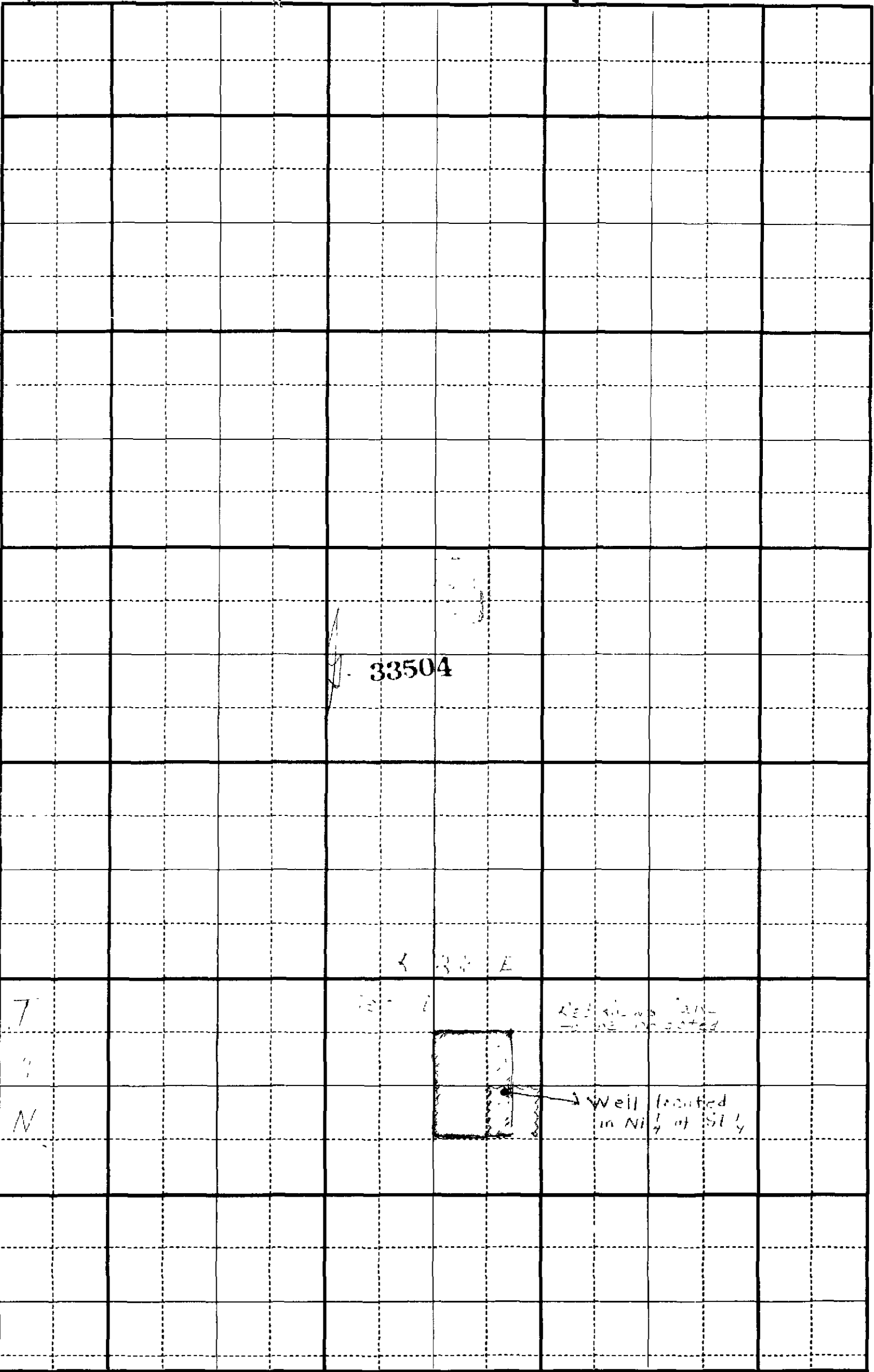
For each additional Sec. Ft or Fraction

Thereof .25

33504

NAME OF APPLICANT John J. Robinson

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

33504

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41744
Permit No. G- 33504
District No.

Ralph Parkinson
Route #1, Box 64
Arco, Idaho

1. Name of Applicant: **Ralph S. Parkinson**
Postoffice address: **Arco,** County: **Butte** State: **Idaho**
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second **2.0** or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean**
4. Location of point of diversion or well is in the **NE** $\frac{1}{4}$ of the **SE** $\frac{1}{4}$ of Section **11**
Twp. **3 N**, Rge. **26 E**, B.M., County of **Butte**
5. Water is to be used for: **irrigation**
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: **drilled, cased 60 H.P. Electric Pump**
8. Estimated cost of works: \$ **4,500.00** for pump, approx \$2,000.00 for drilling
9. (a) Is reservoir to be used? **no**
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. **2**
11. If applicant is a corporation, give:
 - I. (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 applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **none**
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

CLASSIFIED FOR 1006 SEC. FI
 LICENSE PAGE NO.

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 4573 (WATER) **FINAL ORDER**
RIGHT NOS. 34-02497, 34-02506,)
34-02505, & 34-04008) IN THE NAME)
OF PARKINSON FARMS)
_____)

Parkinson Farms (Parkinsons), a partnership, filed application for transfer no. 4573 with the Department of Water Resources (Department) seeking a new point of diversion in addition to three existing wells described by water right nos. 34-02497, 34-02506, 34-02505, and 34-04008. The three existing wells are located at the place of use described by the water rights. Parkinsons propose to drill another well approximately eight miles north of the place of use and divert water from the new well into canal systems owned and operated by the Big Lost Irrigation District for delivery to the place of use.

The application for transfer was protested by the Big Lost River Water Users Association (Association) and signed by Lawrence Babcock, Chairman of the Association. In addition, the protest was signed by 16 other individuals with addresses located in the Big Lost River Valley.

A hearing was conducted on November 1, 1995 regarding the protests. A recommended order was issued by the Department on December 13, 1995. No exceptions to the recommended order were filed. The following Findings of Fact, Conclusions of Law, and Order adopt the recommended order with some minor corrections.

FINDINGS OF FACT

1. The Director's adjudication report for basin 34 describes the points of diversion and place of use for water right nos. 34-02497, 34-02506, 34-02505 and 34-04008 as follows:

POINTS OF DIVERSION

T03N R26E S11

NWNESW
NENESE (two wells)

PLACE OF USE

<u>Location</u>		<u>Acres</u>
T03N R26E S10	NESE	20
	SESE	37
S11	NENE	7
	SWNE	34
	SENE	37
	SWNW	7
	SENE	21
	NESW	40
	NWSW	40
	SWSW	40
	SESW	40
	NESE	38
	NWSE	40
	SWSE	40
	SESE	39
TOTAL		480

The Director's Report states that not more than 472 acres may be irrigated by all the rights in combination in one year. It also limits the place of use for each of the water rights as follows: 34-02497, 55 acres; 34-02506, 114 acres; 34-02505, 103 acres; 34-04008, 200 acres.

2. The Director's Report also limits withdrawals for each of the water rights as follows: 34-02497, 0.57 cfs; 34-02506, 1.17 cfs; 34-02505, 1.06 cfs; 34-04008, 2.60 cfs. The total diversion rate for all four water rights is limited to 5.32 cfs.

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NOV 24 1981

3. The place of use described by the four water rights is also described in the Director's Report as a portion of the place of use for water right no. 34-07145, which authorizes diversion from the Big Lost River. During recent drought years, flows in the Big Lost River have not been sufficient to supply adequate surface water for the place of use.

4. The place of use described by the four water rights is also described in the Director's Report as a portion of the place of use for water right nos. 34-07176 and 34-12368, which in combination authorize or claim to authorize diversion of 7.8 cfs from a well located in the NESWSW, S34, T5N, R26E. The existing well is located within one-half mile of the well site proposed by Parkinsons' application for transfer. Water right nos. 34-07176 and 34-12368 were not described by Parkinsons' application for transfer, and no evidence regarding water right nos. 34-07176 and 34-12368 was presented at the hearing.

5. The three wells described by the four water rights listed in Finding of Fact No. 1 (referred to hereafter as the old wells) presently produce the following approximate quantities of water from the following approximate depths.

	<u>Location</u>	<u>Depth</u>	<u>Production</u>
T03N, R26E S11	NWNESW	225 ft (deep well)	1.2 cfs
	NENESE	90 ft (shallow well)	0.8 cfs
	NENESE	90 ft (shallow well)	0.8 cfs

6. Prior to the beginning of the drought in 1987, the old deep well produced approximately 2.6 cfs of water. The two old shallow wells each produced 0.8 cfs, or 1.6 cfs cumulatively. The decline of well production since the drought has resulted in a diversion reduction of 1.4 cfs from the old deep well. Production from the two old shallow wells has not diminished.

7. Parkinsons deepened the old deep well by approximately 30 feet to a depth of approximately 250 feet, cased the well to the bottom, and lowered the pump intake to the bottom of the well. Parkinsons attempted to screen fine material from entering into the pump intake. When Parkinsons tried to pump water, the bottom 25-30 feet of the well filled with sand. Parkinsons raised the pump intake to an elevation approximately three feet below its original depth of approximately 220-225 feet.

8. Parkinsons filed application for transfer no. 4573 because they cannot pump sufficient water from the three old wells to irrigate their crops.

9. Parkinsons proposes to drill a new well in the SESW, S34, T5N, R26E, B.M. The proposed well site is located approximately eight to ten miles north and hydrologically upstream from Parkinsons' place of use and the old wells.

10. If this application for transfer is approved, water pumped from the new well will be injected into the Island Ditch, will flow into the East Ditch, and will discharge into the Big Lost River. The water will be re-diverted at the Arco diversion, and will be delivered through the Munsee Ditch to the place of use.

11. The ground water in the vicinity of the proposed point of diversion is near the ground surface during normal water years.

12. A large number of irrigation wells have already been drilled in close proximity to the proposed well site. Department records show 19 irrigation wells located within a one-mile radius of the proposed well site and 43 irrigation wells located within a two-mile radius of the proposed well site. Many of the irrigation wells discharge into ditches which deliver water to the south and west of the proposed point of diversion location (locally known as the Era Flat).

13. Ground water migrating down-gradient to the south and west of the proposed point of diversion generally becomes deeper and less accessible. The water supply at the proposed point of diversion is more reliable than the water supply at the old points of diversion, and the water can be pumped more economically.

14. The applicants propose to divert all the water authorized by their water rights from the new proposed point of diversion.

15. Glen Guthrie, a well driller who resides in the Big Lost River area, has drilled replacement wells since the drought began in 1987. Many of these replacement wells were drilled for water users who could no longer pump from their wells because ground water levels declined below the bottom elevation of the original wells.

16. Multiple witnesses testified that when irrigation pumps located in the vicinity of the proposed well site turn on, water levels in their domestic wells drop significantly. In addition, ground water levels have generally declined in the last decade. Some of the witnesses testified they were forced to redrill their domestic wells because of the combination of declining ground water levels and local interference.

17. Ground water in the vicinity of the proposed well site is tributary to the Big Lost River. Consumptive use of ground water in the Moore area and upstream of Moore reduce flows in the Big Lost River. The shortage of water in the Big Lost River Basin has been aggravated by several years of drought. The Big Lost River has dried up below the Moore diversion and return flows from ground water have not replenished the stream. Water rights normally satisfied in the lower portions of the Big Lost River have not been delivered.

18. The Department has determined that wells located in the vicinity of the proposed well site and wells located in the vicinity of the old wells divert water tributary to the Big Lost River. The old wells are located in the south boundary line of tributary ground water, however, and withdrawals from a well at the location of the old wells will not impact river flows as significantly as withdrawals from a well located at the proposed well site.

19. Surface water delivered through canals owned by the Big Lost Irrigation District are assessed a reduction (shrink) for water loss in delivering water from the point of diversion to the place of use. A reduction percentage is calculated for each delivery canal. Depending on the length of the canal, and the characteristics of the soil through which the canal is constructed, these losses can be as high as 50 to 70 percent.

20. A reduction is also assessed against water diverted from wells and injected into canals for delivery. The proposed diversion and delivery by Parkinsons would be assessed a reduction for the canals through which the water is delivered. Witnesses testified that the reduction would probably be in the range of 50 to 60 percent.

21. Most of the losses in the canal are due to percolation, although some evaporation also occurs. Percolating water adds to the ground water and may be diverted by other ground water users, flow underground out of the Big Lost River Basin, or resurface in the Big Lost River.

22. No evidence was presented to show where or how much of the water percolating from the delivery ditches would recharge ground water or surface water use or the timing of return flows resulting from percolation recharge.

23. The issues of injury to surface water users caused by a reduction in flows to the Big Lost River and injury to ground water users caused by ground water withdrawals at

the location of the proposed point of diversion were not addressed by Parkinsons. No plan of mitigation was offered by Parkinsons.

24. Witnesses testified that maintenance of stream flows in the Big Lost River and tributary streams is in the public interest.

CONCLUSIONS OF LAW

1. Idaho Code § 42-222 sets forth the criteria that the Department can consider in determining whether an application for transfer should be approved:

The director of the department of water resources shall examine all of the evidence and available information and shall approve the change in whole, or in part, or upon conditions, provided no other water rights are injured thereby, the change does not constitute an enlargement in use of the original right, and the change is consistent with the conservation of water resources within the state of Idaho, and is in the local public interest as defined in Section 42-203A(5), Idaho Code; . . .

2. The applicant carries the burden of coming forward with evidence that his proposed transfer will not result in an enlargement in use, will not injure other water rights and is consistent with conservation of water resources.

3. All parties carry the burden of coming forward with the evidence regarding matters of local public interest, but the applicant bears the burden to show that his proposal is in the local public interest or that public interests which favor the proposal are of greater worth than the public interests with which it conflicts.

4. The Association established that water users near the proposed point of diversion would be injured by the withdrawals from the proposed well.

5. The Association established that further depletions of water in the Moore area would affect stream flows in the Big Lost River and would lower or reduce available ground water down gradient of the proposed well.

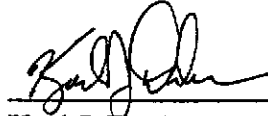
6. Parkinsons did not satisfy their burden of proof regarding issues of injury, enlargement, or local public interest.

7. The Department should deny application for transfer no. 4573.

ORDER

IT IS HEREBY ORDERED that application for transfer no. 4573, in the name of Parkinson Farms is DENIED.

Dated this 30th day of May, 1996.



Karl J. Dreher
DIRECTOR

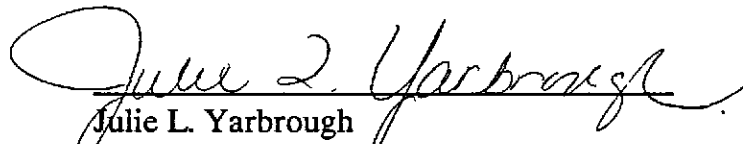
CERTIFICATE OF MAILING

I do hereby certify that on this 31st day of May, 1996, I mailed a true and correct copy, postage prepaid, of the foregoing FINAL ORDER to the following:

Ralph S. Parkinson
Parkinson Farms
Rt 1, Box 228
Arco, D 83213

Lawrence R. Babcock, Chairman
Big Lost River Water Users Association
Box 66
Moore, ID 83255

Pete Ampe
Attorney at Law
249 3 Avenue West
Twin Falls, ID 83303


Julie L. Yarbrough
Senior Secretary

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR	)	
TRANSFER NO. 3052 OF RIGHT NO.	)	
34-02497, 3053 OF RIGHT NO. 34-02505,	)	
3054 OF RIGHT NO 34-02506 AND	)	ORDER
3055 OF RIGHT NO. 34-04008 IN THE	)	
NAME OF RALPH S. PARKINSON	)	
	)	

This matter having come before the Idaho Department of Water Resources (department) as a result of the review of pending applications for transfer and review of Snake River Adjudication claims filed in the Big Lost River Drainage, the department makes the following findings of fact, conclusions of law and order:

FINDINGS OF FACT

1. On July 12, 1984, Ralph S. Parkinson (applicant) filed the following Applications for Transfer with the department:

3052 of water right no. 34-02497
3053 of water right no. 34-02505
3054 of water right no. 34-02506
3055 of water right no. 34-04008 (applications).

2. A review of the Snake River Adjudication claims filed in connection with the above captioned water rights shows that the proposed transfers do not agree with the later in time adjudication claims.

3. The adjudication claims have been filed pursuant to Section 42-1416A, Idaho Code, as if the change(s) proposed on the pending applications can be approved and decreed without the necessity of filing for a change as provided in Sections 42-108 and 42-222, Idaho Code.

4. On October 11, 1990, the department corresponded with the applicant to determine continued interest of the applicant and requested appropriate information from the applicant to justify separate consideration of the applications from the more recently filed Snake River Adjudication claims.

5. The applicant has not responded to the department and has not shown any reason why the applications should be considered separately from the adjudication claims.

CONCLUSIONS OF LAW

1. Section 42-1416A, Idaho Code, provides in part that:

(1) If any person entitled to the use of water has made a

APPROVED

FEB 07 1992

change in point of diversion, place of use, period of use or nature of use of all or a part of the water, including a change as part of an exchange as defined in section 42-105, Idaho Code, prior to the entry of an order commencing a general adjudication pursuant to section 42-1408, Idaho Code, and the person entitled to the use of water has not complied with the requirements of sections 42-108 and 42-222, Idaho Code, regarding such changes, the following shall apply:

(a) the water right may be claimed in the general adjudication as changed and an application for change of the water right is not required to be filed pursuant to section 42-222, Idaho Code, and

(b) the water right may be determined by the director in the director's report pursuant to section 42-1411, Idaho Code, and decreed by the district court pursuant to section 42-1412, Idaho Code, as changed, if the change meets the substantive criteria of section 42-222, Idaho Code, for approval of such changes, provided that the change may be approved subject to conditions necessary to satisfy the substantive criteria of section 42-222, Idaho Code, for approval of such changes.

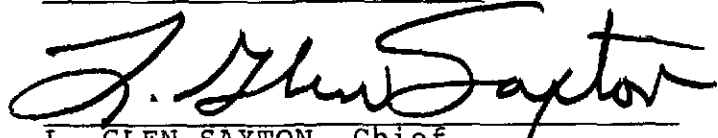
2. The department should set aside the captioned applications for transfer and should consider the change(s) proposed in the applications which have been claimed in the related adjudication claims as being combined with and included in the review and recommendation of the adjudication claims in the Director's report as required by Section 42-1411, Idaho Code.

ORDER

IT IS THEREFORE, HEREBY ORDERED that Applications for Transfer No. 3052 in connection with water right no. 34-02497, 3053 in connection with water right no. 34-02505, 3054 in connection with water right no. 34-02506 and 3055 in connection with water right no. 34-04008 are set aside and will not be separately considered by the department.

IT IS FURTHER, HEREBY ORDERED, that the change(s) proposed in the applications for transfer which have been claimed on the related Snake River Adjudication claims be included in and considered by the department in the Director's report required by Section 42-1411, Idaho Code.

Dated this 23rd day of November, 1990.


L. GLEN SAXTON, Chief
Water Allocation Bureau

FLB 07 1992

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Ralph S. Parkinson Phone 527-3161

Post Office address P.O. Box 228 Arco, ID 83213

A. DESCRIPTION OF RIGHT AS RECORDED

- 1 Right evidenced by:
- a Decree No. Decreed to (Name) in case of vs dated in in county of (Name of court)
- b License No. 34-2505 issued by the Idaho Department of Water Resources
- c Claim No. on file with the Idaho Department of Water Resources
- 2 If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant

- 3 Source of water Groundwater tributary to
- 4 Date of priority March 3, 1967

- 5 Water is used for the following purposes.
- amount 1.06 cfs for Irrigation purposes from 4-1 to 10-31
- amount for purposes from to
- amount for purposes from to (month/day — both dates inclusive)

6. Total amount of water under right a 1.06 cubic feet per second &/or b acre feet per annum

- 7 Location of original point of diversion is NE ¼ of SE ¼ of Section 11 Township 3N Range 26E, B.M., in Butte County
- Additional points of diversion, if any

- 8 Lands irrigated or place of use:

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	26E	11			36	13									14	40			103

RECORDED
FEB 07 1982

Total number of acres to be irrigated 103

9. Describe any other water rights used for the same purpose as described aboveBig Lost River Decreed rights, 34-7145 (Permit)
- 10 To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS

B DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B)

1. Amount of water, a _____ cubic feet per second
&/or
b _____ acre feet per annum
- ✓ Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3 Place of use:

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a Amount of water to be diverted 1.06, _____ c.f.s. &/or _____ acre feet
- b Description of diverting works Well to ditch with relift pumps to mainline with groundwater well and laterals with sprinklers.
- c Describe the reasons for the proposed changes All wells are interconnected.

- 2 Change in point of diversion ^{NE} ^{SW}
^{SE} ^{NE} *257*
Point of diversion ~~NE~~ ¼ ~~SE~~ ¼, Section 11 Township 3N
Range 26E, B.M., Butte County
Additional points SW½SW½, Sec. 34, T. 5N, R. 26E

3. Change in place of use NONE

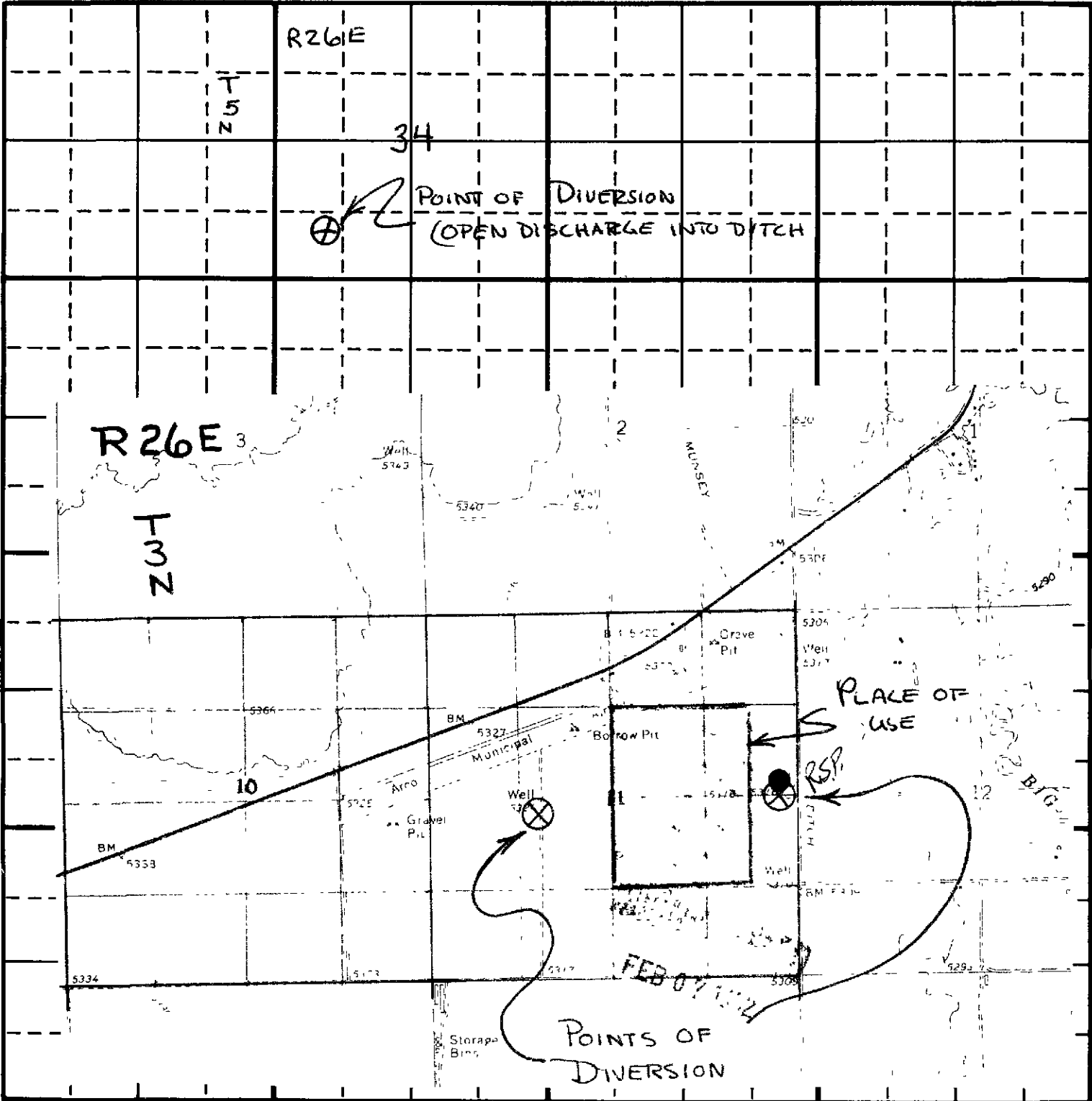
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
NONE

c Describe the lands and place of use to which the right will be transferred

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	26E	11			36	13									14	40			103

Total number of acres to be irrigated 103

- 4 Describe any other water rights used for the same purpose as described above Big Lost River
decreed rights, Permit #34-7145
- 5 Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated Show clearly the
land involved by section, township and range number.



D REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Ralph L. Parkinson
(Signature of Applicant)

Subscribed and sworn to before me this 12th day of July, 19 84

Calvin May
(Notary Public)

My commission expires 6-15-85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____ and said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

FOR DEPARTMENT USE ONLY

Assisted by <u>KCW</u>	Date <u>12 July 1984</u>	Protest filed by _____
Received by <u>HWS</u>	Fee <u>\$ 50</u>	
Prelim. check by <u>JK</u>	Date <u>7-12-84</u> # <u>34233</u>	
Receipted by _____		
Published in <u>Butte Miner</u>	Copies of protest forwarded by _____	
Pub dates <u>Aug. 24, 1984</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd _____	by <u>RRC Jim</u>	

FEB 07 1992

Diversion system from SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 5N, R. 26E to place of use in T. 3N, R. 26E, Secs. 10 & 11 is by means of a well, pump, mainline with open discharge into Island Ditch with discharge into the Eastside Canal which discharges into the Big Lost River for redirection into Munsey ditch. From the Munsey ditch diversion is made by pump and mainline to sprinkler systems.

Ralph S. Parkinson
Ralph S. Parkinson

December 13, 1984

MINISTERED

FEB 07 1992

6214/50

DEC 14 1984

Department of Water Resources
Eastern District Office

WATERWAYS TRANSPORT AGREEMENT

THIS AGREEMENT, made and entered into this 1 day of April 1980, by and between Ralph Parkinson for Lost River West

and THE BIG LOST RIVER IRRIGATION DISTRICT, an Irrigation District duly organized under the laws of the State of Idaho, with its principal office in Mackay, Custer County, State of Idaho.

WITNESSETH:

WHEREAS, Ralph Parkinson ^{herein noted as Lost River West by Ralph Parkinson} _{is the owner of certain rights} to well waters with a point of diversion described as follows (legal description):
Section 4 Twp 5 Rge 26

and,

WHEREAS these rights to waters are in the amount of approximately 200 gallons inches of capacity, and

WHEREAS Ralph Parkinson desires to transport said waters through an existing canal of District for use at a point other than the point of diversion.

WHEREAS, the District is the owner of a canal known as the Island-Bastide Canal, being a part of the facilities of the District for the transmission of decreed and storage waters within the boundaries of said district, and,

WHEREAS, Ralph Parkinson desires to transport said waters described above through said noted Canal to the end of said canal at the boundaries of the District, and thereafter beyond said boundary on to land owned by Ralph Parkinson outside the boundary lines of the district, to the end that said waters would be used on land described as follows (legal description):

Section 23 Twp 3 N rge 26 NEANW¹/₄, NWANE¹/₄ SEANE¹/₄, SWANE¹/₄

Section 11 Fr; NE¹/₄, FR: SW¹/₄ SW¹/₄SE¹/₄, SE¹/₄SE¹/₄, NW¹/₄SE¹/₄ NE¹/₄SE¹/₄ Section 11 FR: NE¹/₄ FR: SW¹/₄ SE¹/₄, SW¹/₄.

Section 10 SE¹/₄SE¹/₄ NE¹/₄SE¹/₄.

RECORDED
FEB 07 1992

NOT, THEREFORE, it is hereby agreed as follows:

1. Ralph Parkinson may transport the said waters with the point of diversion at Island-eastside-markey in the amount of approximately 260 acres of capacity in and through said noted Canal owned by the District, subject to the terms and conditions of this agreement.

2. Ralph Parkinson shall construct and maintain at their own expense, any additional capacity in and through other than the existing noted Canal, that might be required to make the waters available to the land of Ralph Parkinson.

3. The right of Ralph Parkinson as set forth above is subordinated to all existing and prior rights for the transportation of waters of the District in and through said noted Canal, and the right granted herein is granted only as long as there is sufficient additional capacity in noted Canal beyond the needs and uses of District to carry said waters of Ralph Parkinson. The determination of the availability of additional capacity in noted Canal shall be the sole determination of District. In the event that there is no additional capacity in the noted Canal for the transportation of said waters, Ralph Parkinson agrees to construct at their sole expense any additional carrying capacity in the noted Canal. In the event Ralph Parkinson decides to forego the use of the noted Canal when there is no additional capacity, this agreement shall terminate.

4. Ralph Parkinson shall pay a proportionate part of the annual operation, maintenance, assessment and overhead costs of the District as a toll charge for the use of noted Canal. The operation and maintenance portions of the toll charge shall be based upon assessment of the benefit received, said amount to be set by District on the same basis as other toll charges made concerning like rights. The assessment and overhead charges will be set against all lands benefitted hereby proportionately. Since all charges, including operation and maintenance are based on the number of irrigated acres, Ralph Parkinson shall notify District of the number of acres that have been irrigated by Ralph Parkinson with said waters each year. Notice of charges shall be given to Ralph Parkinson by the District on or after the 1st day of April and are payable in full within thirty (30) days of such notice.

FEB 07 1992

5. No water rights, transmission rights or other rights in the notes Canal shall accrue to Ralph Parkinson in violation of this agreement, the rights of said Ralph Parkinson being contained only in the terms of this agreement.

6. This agreement shall be for a term of twenty(20) years beginning the 1 day of April 1940 and shall remain in full force and effect until the 1 day of April 1960 unless terminated as indicated in paragraph 7.

7. Failure to pay all charges and assessments agreed to when due shall be a breach of this agreement. Failure to actually report the number of irrigated acres or to increase the flow of water through the notes Canal above that specified in this agreement without the written consent of the District shall also constitute a material breach of this agreement. In the event the District is required to file suit to collect past due charges or to remedy any other breach of this agreement, Ralph Parkinson agrees to pay the District's costs and attorney's fees. Ralph Parkinson is entitled to ten(10) days notice of any breach before suit is filed.

8. Ralph Parkinson agrees that no assignment or other transfer of this agreement may be made except as hereafter provided.

In the event Ralph Parkinson desires to assign this agreement to the Federal Land Bank as security for a farm loan, the District hereby agrees to give its written consent upon ten(10) days written notice of said assignment. In the event said assignment is consented to by the District, however, Ralph Parkinson agrees to continue to remain responsible and obligated under all the terms, covenants and conditions of this agreement.

9. This document constitutes the full agreement of the parties hereto and any amendments or changes shall be invalid unless in writing.

Joseph R. Jensen
(Authorized Signature)

J. L. Jensen
THE BIG LOST RIVER IRRIGATION DISTRICT

BY _____
President

ATTEST:

Richard C. Rothwell
Secretary

FEB 07 1940

STATE OF IDAHO

County of Butte

On this 1st day of April, 1980, before me, the undersigned
a Notary Public in and for said County and State, personally appeared

Alfred Jackson
known to me to be the person(s) whose name(s) are subscribed to the within
instrument, and acknowledged to me that he is the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal, the day and year in this certificate first above written.

(S&A)

Notary Public for the State of Idaho
Residing at Butte, Idaho

STATE OF IDAHO

County of Butte

On this 1st day of April, 1980, before me, the undersigned
a Notary Public in and for said County and State, personally appeared

James L. Hays and John L. Hays known to
me to be the President and Secretary respectively, of the corporation that
executed the foregoing instrument, and acknowledged to me that such Corporation
executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal, the day and year in this certificate first above written.

(S&A)

Notary Public for the State of Idaho
Residing at Butte, Idaho

WATERBURY TRANSPORT AGREEMENT- Page 4

FEB 07 1992

CONSENT TO ASSIGNMENT

THE LOST RIVER IRRIGATION DISTRICT (District) hereby consents to the assignment by Lost River West (Ralph Buckinson) (Landowner) to the Federal Land Bank of Spokane (Bank) of Landowner's rights under that certain Pumping Agreement dated 4/1/80, and that certain Waterways Transport Agreement dated 4/1/1980, both of said agreements being between Landowner and District.

The District agrees that it will not terminate either of said agreements without first having advised the Bank in writing of the pending cancellation and without allowing the Bank thirty (30) days from the date of such written notice to correct any default.

Should the Bank obtain title to Landowner's land through foreclosure or deed in lieu of foreclosure, or should the Bank thereafter transfer the property to a purchaser, then the District consents to the transfer of all rights under said agreements to the Bank or to Bank's transferee, if said transferee stand in the same position, both financially and with respect to the use of the water and land as did the Landowner.

DATED this 1 day of April, 1980

LOST RIVER IRRIGATION DISTRICT

J. Wayne Jensen
President

ATTEN:

Richard L. Russell
Secretary

RECORDED
FEB 07 1992

BUTTE COUNTY ASSESSOR

P.O. BOX 157
ARCO, IDAHO 83413

August 28, 1984

Enclosed please find the description you asked for yesterday on the phone. This is the only tax # that we can find. If Mr. Parkinson believes there is a problem with the description, we advise that he have the property surveyed.

Thank you,

Laurie Gamett

Laurie Gamett
Deputy Assessor

RECEIVED

AUG 30 1984

Department of Water Resources
Eastern District Office

30-72 Fr. N $\frac{1}{2}$ Section 11, Twp 3 North Range 26 EBM. Commencing at the SW corner of the Arco Municipal Airport thence Northeast to the Butte County highway; thence South to the SE corner of the Northeast quarter of Section 11; thence West to the Southwest corner of the NW $\frac{1}{4}$ of Section 11; thence North to the point of beginning. REV. 01 1970

Ralph Parkinson Real Estate Contract Dated 9-15-65

Micro# 1807

I cannot find where this land is located. It is in the 474 description. It is in the 474 description. It is in the 474 description.

FEB 07 1992

INTER-DEPARTMENT MEMO — 1

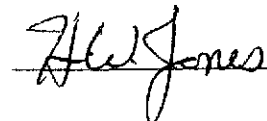
FROM H. Jones

DATE 9-4-1984

TO File 34-2505, 34-2506, 34-2497 & 34-4008

SUBJECT Verification of ownership.

The Butte County Assessor verified on 8-22-84 that Mr. Parkinson owned the S½ of Sec. 11, Twp. 3N, Rge. 26E and a fraction of the N½ of Sec. 11. I asked them to send a description of the fraction. The description seems to be inconclusive and their own notes indicate it may be in error.

 _____
SIGNATURE

RECEIVED

FEB 07 1992

Affidavit of Publication

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

for 2 consecutive weeks, commencing with

the issue dated August 2, 1984

and ending with the issue dated

August 9, 1984

Donald L. Cammack

Subscribed and sworn to before me this

9th day of August, 1984

Le Ella A. Cammack
Notary Public

Residence: Arco, Idaho.
My commission expires *Life*, 19

RECEIVED

AUG 13 1984

Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 34-2505

Notice is hereby given that Ralph S. Parkinson, Arco, ID, has applied to the Department of Water Resources for a change in the point of diversion of the waters of a ground water source. The right sought to be changed is evidenced by License No. 34-2505 and is recorded as follows:

Amount: 1.06 c.f.s.

Priority: March 3, 1967

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 3N, R. 26E, S.M., Butte County

The water is used to irrigate 103 acres within the S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 11, T. 3N, R. 26E, S.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 3N, R. 26E, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 5N, R. 26E, S.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho 83402, on or before August 28, 1984.

A. KENNETH DUNN
Director

Published in the Arco Advertiser, Arco, ID on August 2 and 9, 1984.

RECEIVED
FEB 07 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 31, 1996

RE: In the Matter of Application for Transfer No. 4573 of Water Right Nos. 34-02497, 34-02506, 34-02505 and 34-04008 in the name of Parkinson Farms

Dear Interested Party:

The accompanying order is a "final order" issued by the department pursuant to section 67-5246 or 67-5247, Idaho Code.

Section 67-5246 provides as follows:

- (1) If the presiding officer is the agency head, the presiding officer shall issue a final order.
- (2) If the presiding officer issued a recommended order, the agency head shall issue a final order following review of that recommended order.
- (3) If the presiding officer issued a preliminary order, that order becomes a final order unless it is reviewed as required in section 67-5245, Idaho Code. If the preliminary order is reviewed, the agency head shall issue a final order.
- (4) Unless otherwise provided by statute or rule, any party may file a petition for reconsideration of any order issued by the agency head within fourteen (14) days of the issuance of that order. The agency head shall issue a written order disposing of the petition. The petition is deemed denied if the agency head does not dispose of it within twenty-one (21) days after the filing of the petition.
- (5) Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:
 - (a) the petition for reconsideration is disposed of; or
 - (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

RECORDED
MAY 31 1996

(6) A party may not be required to comply with a final order unless the party has been served with or has actual knowledge of the order. If the order is mailed to the last known address of a party, the service is deemed to be sufficient.

(7) A non-party shall not be required to comply with a final order unless the agency has made the order available for public inspection or the nonparty has actual knowledge of the order.

(8) The provisions of this section do not preclude an agency from taking immediate action to protect the public interest in accordance with the provisions of section 67-5247, Idaho Code.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a final order within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5246(4) Idaho Code.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, any party aggrieved by a final order or orders previously issued in a matter before the department may appeal the final order and all previously issued orders in the matter to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days a) of the service date of the final order, b) of an order denying petition for reconsideration, or c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See section 67-5273, Idaho Code. The filing of an appeal to district court does not in itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,



L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED
NOV 14 1988

MEMORANDUM

TO: FILE 34-02505
FROM: PAM SKAGGS
RE: TRANSFER # 4573
DATE: 4/4/95

=====

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within file # 34-02497.

MICROFILMED
NOV 29 1996

November 26, 1990

Ralph S. Parkinson
P O Box 228
Arco, ID 83213

Re: Application for Transfer No. 3052 of Water Right No. 34-02497,
Application for Transfer No. 3053 of Water Right No. 34-02505,
Application for Transfer No. 3054 of Water Right No. 34-02506,
Application for Transfer No. 3055 of Water Right No. 34-04008

Enclosed is a copy of the Order which sets aside the above referenced transfer. The change(s) proposed in the application for transfer which have been claimed on the related Snake River Adjudication claim(s) will be included in and considered by the department in the Director's report required by statute.

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

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Enclosure: Order

c: IDWR - E. Reg. - Water Rights
- Adjudication
- Harold Jones



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 11, 1990

Ralph S. Parkinson
P.O. Box 228
Arco, ID 83213

RE: APPLICATIONS FOR TRANSFER NOS.
3052 OF RIGHT NO. 34-02497
3053 OF RIGHT NO. 34-02505
3054 OF RIGHT NO. 34-02506
3055 OF RIGHT NO. 34-04008

Dear Mr. Parkinson:

On July 12, 1984, you submitted the above referenced applications for transfer which are still pending in department files. Final action to either approve or deny the applications has not occurred.

A review of department records shows that the Snake River Basin adjudication claims which you filed on these water rights claim the right differently than the original rights and differently from the pending applications for transfer.

Since the adjudication claims are likely the more current representation of the water rights than the applications for transfer, the department intends to void the applications for transfer and allow the adjudication claims to be the documents to represent the water rights unless you can show within thirty (30) days why the applications for transfer should be considered separately by the department.

Please feel free to contact the department if you have questions.

Sincerely,

A handwritten signature in cursive script that reads 'L. Glen Saxton'.

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - E. Region - Water rights
- Adjudication
- Harold Jones

FEB 07 1992

MEMORANDUM

Date: August 18, 1987

To: T3052 (Lic. 34-2497)
T3053 (Lic. 34-2505)
T3054 (Lic. 34-2506)
T3055 (Lic. 34-4008)

From: L. Glen Saxton

RE: ACTION ON THE TRANSFER APPLICATIONS

Action should not be taken on the above listed applications for transfer until there is some common concurrence within the department relative to a general policy or strategy in the Big Lost River Basin. The real question basically boils down to a conjunctive use consideration since the groundwater and surface water seems to be closely related.

There is quite a bit of information compiled in draft reports of the department entitled "Big Lost River Groundwater Study" but the reports have not been finalized or adopted.

The Swan Falls controversy which still is not resolved has slowed the momentum of developing a groundwater strategy in the Big Lost River Basin.

RECEIVED

FEB 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: HWT

1. Right number 342505 Applicant Parkinson
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred.
- h. ☒ Check for expansion in use of right. Comments N/A
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) Permit #347145 says S2 1/4 of Sect 11 N/A
- j. ☒ Is use within a Watermaster District? ☐ Yes ☐ No
If yes, what district? _____

NO
PLACE OF USE
CHANGE

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 11/11 Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

RECEIVED

MAR 14 1985

Department of Water Resources

4. By RDC Date 8/22/84

Jim 4-15-85

* All uses within Watermaster Districts require special conditions.

MEMO

FROM: E. CARLSEN *EMC*
TO: APPLICATIONS FOR TRANSFER OF WATER RIGHTS
34-2497, 34-2505, 34-2506 & 34-4008.

January 9, 1985

PROOF OF OWNERSHIP: A review of the legal descriptions provided by the Butte County Assessor indicates the applicant does own all of Sec.11 T.3N R.26E that is identified as a place of use on the four applications to transfer water rights 34-2497, 34-2505, 34-2506 & 34-4008. The Assessor's Office also verified the applicants ownership of the E1/2SE1/4 Sec.10 T.3N R.26E which is a portion of the place of use on application for transfer of water right 34-4008. In summary, the applicants ownership of the place of use for each water right being transfered has been confirmed by the Butte County Assessors Office.

INTENT OF APPLICATION: The intent of these applications is to retain the original place of use, while modifying the points of diversion to include the same 3 wells on each water right plus the claim. Two of the wells are located on the property being irrigated. The applications indicate these two wells are connected to a common mainline that services the entire place of use. The third well is approximately 8 miles north. Water from this well must be transported by open channels to the place of use. A description of the transport network is included with each application, along with a transport agreement between the Big Lost River Irrigation District and the applicant.

MICROFILMED

FEB 07 1992

IN THE MATTER OF:)
APPLICATION FOR TRANSFER)
34-4008/2497/2505/2506)
State of Idaho)
County of _____)

RECEIVED
AFFIDAVIT
DEC 14 1984
Department of Water Resources
Eastern District Office

_____ being first duly sworn,
deposes and says: it is not the purpose of these transfers to increase
the rate of flow from the well in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 5N, R. 26E.
The purpose is to utilize the water in the most efficient manner
The systems are interconnected and water is diverted from the point
or points of diversion that will best irrigate the land depending
on the crop.

Ralph S. Parkinson
(signature)

Subscribed and sworn to before me this 13 day of Dec 19 84.

NOTARIZED

FEB 07 1992

[Signature]
(notary public)

Residing at Arco ID
My commission expires 1-25-85



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

December 7, 1984

Ralph S. Parkinson
P.O. Box 228
Arco, ID 83213

Dear Mr. Parkinson:

On December 4, 1984 Scott Parkinson and I discussed the additional information that I requested in my letter of Nov. 16, 1984. Enclosed is a description of how the water is transported from the well to the place of use, and an affidavit that states that there will be no increased diversion of water from the well in Section 34, T. 5N, R. 26E. Please review both forms, sign (the affidavit must be signed in front of a notary), and return to this office by December 20, 1984.

Sincerely,

KEITH C. WILSON
Senior Resource Agent

KCW/cz

Enclosures

17 6 15 1984

FEB 07 1985



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

November 16, 1984

Ralph S. Parkinson
P.O. Box 228
Arco, ID 83213

RE: Application for Transfer 34-4008, 2497, 2505, 2506

Dear Mr. Parkinson:

The above referenced transfer applications indicate you may intend to utilize canals belonging to the Big Lost River Irrigation District in order to deliver groundwater to the place of use. Since the Department can not grant right-of-way or easement into these canals, you are responsible for obtaining a conveyance agreement with the irrigation district.

Prior to the Department recommending final action of your application, we need evidence that a right-of-way into the canal has been granted. So, if you will send us a copy of your carrying capacity agreement with the irrigation district that would be sufficient evidence of right-of-way.

Also since the transfer applications intend to establish a new point of diversion eight miles up valley from the place of use a detailed description is needed of how the water will be transported from the point of diversion to the place of use.

Please provide the description and a copy of the right-of-way agreement within 30 days of the date of this letter.

Sincerely,

KEITH C. WILSON
Senior Resource Agent

KCW/cz

DEC 07 1984

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 34-2505

Notice is hereby given that Ralph S. Parkinson, Arco, ID, has applied to the Department of Water Resources for a change in the point of diversion of the waters of a ground water source. The right sought to be changed is evidenced by License No. 34-2505 and is recorded as follows:

Amount: 1.06 c.f.s. Priority: March 3, 1967

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 3N, R. 26E,
B.M., Butte County

The water is used to irrigate 103 acres within the S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 11, T. 3N, R. 26E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 3N, R. 26E, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 5N, R. 26E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho, 83402, on or before August 20, 1984.

A. Kenneth Dunn

Director

Published in the Arco Advertiser, Arco, ID, on August 2 and 9, 1984.

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT

No. 34-2505

Notice is hereby given that Ralph S. Parkinson, Arco, ID, has applied to the Department of Water Resources for a change in the point of diversion of the waters of a ground water source. The right sought to be changed is evidenced by License No. 34-2505 and is recorded as follows:

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Priority: March 3, 1967

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The water is used to irrigate 103 acres within the S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 11, T. 3N, R. 26E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 3N, R. 26E, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 5N, R. 26E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho, 83402, on or before August 20, 1984.

A. Kenneth Dunn
Director

Published in the Arco Advertiser, Arco, ID, on August 2 and 9, 1984.

FEB 07 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

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

April 24, 1985

Ralph S. Parkinson
P.O. Box 228
Arco, ID 83213

Re: Applications for Transfer Nos. T3052 (License No. 34-2497);
T3053 (License No. 34-2505); T3054 (License No. 34-2506);
T3055 (Claim No. 34-4008)

Dear Mr. Parkinson:

This office is currently reviewing the four above-referenced applications for transfer. As you are aware, each of the four applications proposes to add two additional points of diversion from groundwater--one in Sec. 11, Twp 3N, Rge 26E, and one in Sec. 34, Twp 5N, Rge 26E.

Please be advised that the position of this Department with respect to the addition of a point of diversion in Sec. 34, Twp 5N, Rge 26E has not changed since the position was conveyed to you in a letter dated March 28, 1983 regarding Application for Transfer No. T2426 on License No. 34-2506. The Department still considers the proposed additional point of diversion in Sec. 34, Twp 5N, Rge 26E to be located near the center of controversy regarding the availability of water from the groundwater source in the Big Lost River drainage basin. Progress toward a determination of the availability of groundwater has been under study pending resolution of the Swan Falls water rights controversy, because waters in the Big Lost River drainage basin are considered to be tributary to the Snake River System.

If you have input regarding the availability of groundwater within Sec. 34, Twp 5N, Rge 26E, I would again ask that you would provide this information to my attention. Alternatively, if you wish to delete this point of diversion from the four applications for transfer, then further action can be taken toward approving the four applications to enable the addition of a point of diversion within Sec. 11, Twp 3N, Rge 26E to each of the four water rights.

FEB 07 1992

Mr. Ralph S. Parkinson

April 24, 1985

Page 2

Meanwhile, this Department will place the applications for transfer in a hold status, pending your response or a further determination regarding the availability of groundwater within the Big Lost River drainage basin.

Sincerely,

David R. Tuttle

DAVID R. TUTHILL, JR. P.E.
Supervisor, Water Allocation Section

DRT/1s

cc: Eastern Region

MEMORANDUM

TO: Dave Tuthill *DET*

FROM: Jim Johnson

DATE: April 15, 1985

RE: Transfer Review for Rights 34-2497, 34-2505, 34-2506 & 34-4008

On this day, I reviewed the above applications for transfer and found that the regional office was not necessarily recommending them for approval but forwarding them to the state office for additional follow-up per correspondence written by you on March 28, 1983.

I have reviewed the specific elements of each transfer and found no errors. I have recorded recommendations for approval without consideration of previous recommendation by Ernest Carlson on transfer of right 34-2506 (T. 2426), which has since been withdrawn by the applicant at the advice of the regional office.

Therefore, it appears that the only remaining item on these transfers is to follow-up on the subject of your correspondence.

180
FEB 07 1992

Transfer No 3053Water Right No 34-2505

STATE OF IDAHO Resources

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Ralph S. Parkinson Phone 527-3161Post Office address P.O. Box 228 Arco, ID 83213

A DESCRIPTION OF RIGHT AS RECORDED

1 Right evidenced by:

a Decree No _____ Decreed to _____ (Name)

in case of _____ VS _____

dated in _____ in _____ county of _____
(Name of court)b License No. 34-2505 issued by the Idaho Department of Water Resources

c Claim No _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

_____3 Source of water Groundwater tributary to _____4 Date of priority March 3, 1967

5 Water is used for the following purposes

amount 1.06 cfs for Irrigation purposes from 4-1 to 10-31

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)6. Total amount of water under right a 1.06 cubic feet per second

&/or

b _____ acre feet per annum

7 Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 11Township 3N Range 26E, B M, in Butte CountyAdditional points of diversion, if any _____

8 Lands irrigated or place of use

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 $\frac{1}{4}$	
3N	26E	11			36	13									14	40			103

Total number of acres to be irrigated 1039 Describe any other water rights used for the same purpose as described above Big Lost River Decreed rights, 34-7145 (Permit)

10 To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? _____ No _____ If yes, describe in item D. REMARKS

B DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B)

- 1 Amount of water. a _____ cubic feet per second
&/or
b. _____ acre feet per annum
- 2 Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
- 3 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	

Total number of acres to be irrigated _____

C DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

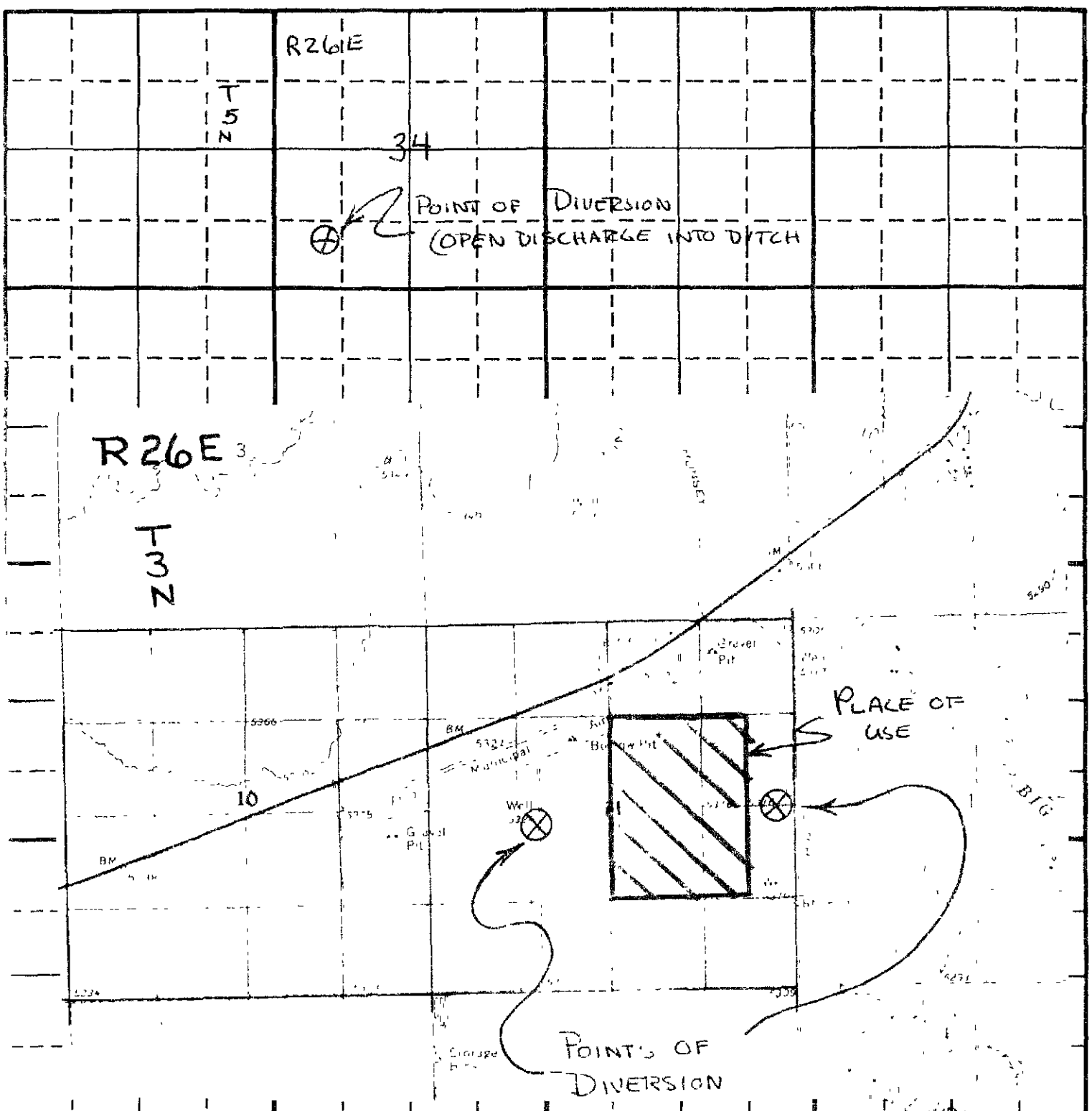
- 1 General Information
- a Amount of water to be diverted 1.06 cfs. &/or _____ acre feet
- b Description of diverting works Well to ditch with relift pumps to mainline with groundwater well and laterals with sprinklers.
- c Describe the reasons for the proposed changes All wells are interconnected.
- 2 Change in point of diversion
- | | |
|----|----|
| NE | SW |
| SE | NE |
- Point of diversion NE 1/4 SE 1/4, Section 11 Township 3N
Range 26E, B.M., Butte County
Additional points SW 1/4 SW 1/4, Sec. 34, T. 5N, R. 26E
- 3 Change in place of use NONE
- a Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract
- b Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
NONE

c. Describe the lands place of use to which the right will be transferred

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	26E	11			36	13									14	40			103

Total number of acres to be irrigated 103

- 4 Describe any other water rights used for the same purpose as described above Big Lost River
decreed rights, Permit #34-7145
- 5 Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the
land involved by section, township and range number



SCALE 2 inches equal 1 mile Draw plan in ink

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval

Ralph L. Parkinson
(Signature of Applicant)

Subscribed and sworn to before me this 12th day of July, 1984

Robert W. May
(Notary Public)

My commission expires 6-15-85

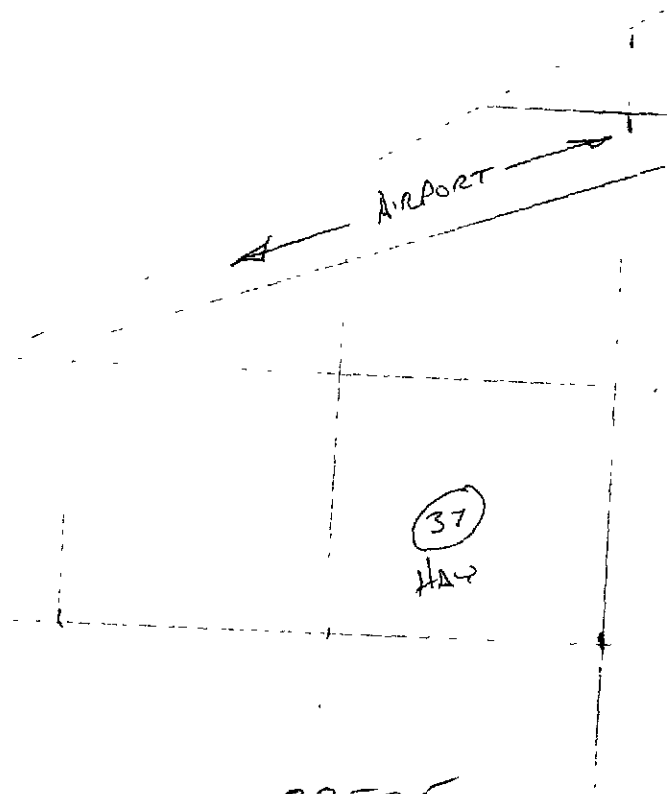
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____ and said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____

FOR DEPARTMENT USE ONLY

Assisted by _____	Date <u>12 July 1984</u>	Protest filed by _____
Received by <u>KCW</u>	Fee <u>\$50</u>	
Prelim check by <u>HWT</u>	Date <u>7-12-84</u>	
Receipted by <u>JK</u>	<u>34233</u>	
Published in <u>Grand Valley Press</u>	Copies of protest forwarded by _____	
Pub dates <u>Aug. 28th, 1984</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for _____ approval _____ denial _____	
_____ rec'd. _____	by _____	



33505



Source of supply _____
a tributary of _____
Location of P D (s) _____

Water is used for _____
Quantity of water found _____
How was the measurement made? _____
Measurement calculations _____

$$\text{Q measured} = \frac{(4.45 \text{ gpm}) (198 \text{ NOZ})}{198.8 \text{ gpm}} = 2.12 \text{ cfs}$$

Diversion works description and diagram

#1 3-HP GF ELEC MOTOR # ABU1019480
JOHNSTON VTA - GATE VALVE - 8" DISCHARGE
INTO 6" MAIN LINE - EAST - 8" LINE WAIT
THROUGH SPRINKLER SYSTEM,

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated _____

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use

Who represented the permit holder at the examination?

MR. PARKINSON

Recommended allowance for licensing _____

Description of required amendments Comments _____

132.6 ACRE REQUIRMENT = 30 AC FT / ACRE / 0.0001

Report checked? _____

Examination date JULY 68 DR. J. J. R.

Signature _____

June 27, 1967

Re: Permit No. G-33504

Ralph S. Parkinson
Route #1, Box 64
Arco, Idaho 83213

Dear Mr. Parkinson:

A representative of this department has made an examination of the works covered by your Permit G-33504 and has found the following:

Quantity of water diverted. 2.12 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.0 c.f.s.

The maximum quantity diverted shall not exceed 309 acre feet per season.

Purpose of use: Irrigation of 103 acres in SW 1/4, SE 1/4, NE 1/4, NW 1/4, Sec. 11, T. 3N, R. 26E.

The priority date established is: March 3, 1967

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

ORR/mh

33504

July 16, 1969

Re: Permit Nos. G-33258, G-33504, & G-33505

Mr. Ralph S. Parkinson
Route 1, Box 64
Arco, Idaho 83213

Dear Mr. Parkinson:

Enclosed you will find your Water Licenses issued on the above numbered permits.

Also enclosed is departmental receipt No. 3306 in the amount of \$35.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

33504

June 27, 1967

Re: Permit No. 2-33504

Ralph S. Parkinson
Route #1, Box 64
Arco, Idaho 83213

Dear Mr. Parkinson:

A representative of this department has made an examination of the works covered by your Permit 2-33504 and has found the following:

Quantity of water diverted. 2.12 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.0 c.f.s.

The maximum quantity diverted shall not exceed 300 acre feet per season.

Purpose of use: Irrigation of 103 acres in SW 1/4, SE 1/4, NE 1/4, NW 1/4, Sec. 11, T. 3N, R. 26E.

The priority date established is: March 3, 1967

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

END/mb

33504

June 27, 1969

Ralph S. Parkinson
Route #1, Box 64
Arco, Idaho 83213

Dear Mr. Parkinson:

Be advised that the department does not find an active permit for a well located within the NWSE, Sec. 11, T. 3N, R. 26E equipped with a 125 HP Electric Motor #XYJ1021191 upon a Layne and Bowler V-T-P #D9478. This well apparently is one developed by E. J. Soelberg under either permit #G-29478 or #G-29479 - both permits have been canceled for failure to submit proof of completion of works and beneficial use.

Enclosed is a claim for your use.

Please feel free to contact the department if you have any questions.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR/mh

Enclosure

33504

PUBLIC NOTICE

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on March 4, 1968, at Arco, County of Butte, State of Idaho, before notary public Charles A. Jones, Arco, Idaho, proof will be submitted of the completion of works for the diversion of 2.0 c.f.s. of the waters of a subteranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-33504, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Ralph S. Parkison, Route 1, Box 64, Arco, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2.0 c.f.s.

4 The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 3 N, R. 26 E, B.M., Butte County.

5. The place where said water is used is S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec 11, T. 3 N, R. 26 E, B.M.

6. The date of priority which said user is prepared to establish is March 3, 1967.

R. KEITH HIGGINSON
State Reclamation
Engineer.

Pub. 2-1,8,15,22,1968

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No G-33504

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

RECEIVED
MAR 5 1967
Department of Reclamation

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

Ralph S Parkinson Arce Farmer Arce, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

none

Ques. 3. State number, approval date of permit, and date of priority: _____

G-33504

March 7th, 1967

March 3, 1967

Ques. 4. State source of water supply: irrigation well

Give location of point of diversion, showing subdivision, section, township and range

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 11, Twp 3 N R 26 EBM

Ques. 5. Describe your works of diversion: pump, motor, sprinkling system

_____ ; state amount of water they are capable of conveying from point of diversion to place of use: 2.0 CF ; Give name of canal or ditch or other works by which water is conducted to such place of use: private lines

_____ ; if a well, state depth of well 90 feet ; depth and size of casing 12 inch ; depth to water 35 feet ; if pump is used, state discharge of pump: _____ ; tell how it was measured or determined _____

_____ ; if sprinkler irrigation, give number and size of nozzles and operating pressure: 130 nozzles, #8/16, 10/64, 40 lbs

Ques. 6. State for what purpose water is used: irrigation only

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ sec 11, twp 3 N R 26 EBM all irrigated

Charles Cope

G 33504

82

State nature of all improvements which have been made as a direct result of said use:

all has become good farm land, now in crop.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Charles Cope, Idaho Falls, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

none

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1967 2.0 CF - Time used since first use:

will be used in summer of 1968

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

none

(sign)

Ralph S. Parkinson

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Arce

, County of Butte

State of Idaho, on this 4th day of March, A. D. 19 68.

My commission expires: 5-14-70

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-33504

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

RECEIVED
MAR 5 1968
Department of Reclamation

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

O T Jones 67 Arco, Idaho Realestate Broker, Arco, Idaho

Ques. 2 Are you acquainted with Ralph S Paykinson, the holder of Permit No. G-33504? How long have you known him and where does he reside?

15 yrs Arco, Idaho

Ques. 3. Have you read or heard said Permit No. G-33504 read, and are you familiar with its provisions and conditions: Yes yes No.

Ques. 4. State source of water supply: irrigation well

Give location of place of diversion, showing subdivision, section, township and range

NE $\frac{1}{4}$ SE $\frac{1}{4}$ sec 11, lwp 3 N R 26 EBM

Describe works for conveying water to place of use:

pump, meter and sprinkling system

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 2.0 CF How much water have you seen being so conveyed? 2.0 CF

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ twp 3 N R 26 EBM all irrigated

Sec 7

G 33504

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

none

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

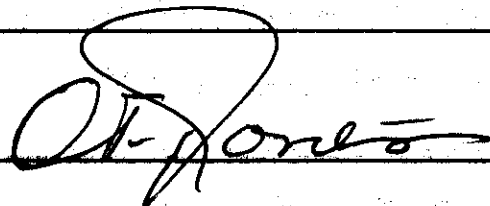
all good farm land, new irrigated. 1 miners inch per acre

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? 1967

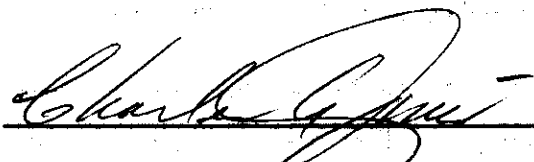
Other times you have seen such use: none

(Signed):



I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Arce, County of Butte, State of Idaho, on this 14th day of March, A. D. 19 68



Notary Public for the State of Idaho
Residing Arce

My commission expires 5-14-70

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. G-33504

RECEIVED
MAR 5 1968
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Lyle E Walker 55 Arco, Idaho Farmer Arco, Idaho

Ques. 2 Are you acquainted with Ralph S Parkinson, the holder of
Permit No. G-33504 ? How long have you known him and where does he reside?

9 years Arco, Idaho

Ques. 3. Have you read or heard said Permit No. G-33504 read, and are you familiar
with its provisions and conditions: Yes yes No.

Ques. 4. State source of water supply: irrigation well

Give location of place of diversion, showing subdivision, section, township and range
NE $\frac{1}{4}$ SE $\frac{1}{4}$ sec 11 twp 3 N R 26 EBM

Describe works for conveying water to place of use: well, meter, sprinkling system

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 2.0 CF How much water have you seen being so
conveyed? 2.0 CF

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:
S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ sec 11 twp 3 N R 26 EBM all irrigated

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

none

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

all good farm land-----1 miners inch per acre

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? 1967

Other times you have seen such use: none

(Signed):

Lyle E. Walker

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Arco, County of Butte, State of Idaho, on this 4th day of march, A. D. 1968

Charles E. Jones
Notary Public for the State of Idaho
Residing Arco

My commission expires 5-14-70

PUBLIC NOTICE

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on March 4, 1968, at Arco, County of Butte, State of Idaho, before notary public Charles A. Jones, Arco, Idaho, proof will be submitted of the completion of works for the diversion of 2.0 c.f.s. of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-33504, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Ralph S. Parkison, Route 1, Box 64, Arco, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2.0 c.f.s.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 3 N, R. 26 E, B.M., Butte County.

5. The place where said water is used is S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 11, T. 3 N, R. 26 E, B.M.

6. The date of priority which said user is prepared to establish is March 3, 1967.

R. KEITH HIGGINSON
State Reclamation
Engineer.

Pub 2-1,8,15,22,1968

Affidavit of Publication

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

for four (4) consecutive weeks, commencing

with the issue dated February 1, 1968

and ending with the issue dated Feb. 22, 1968

Elizabeth L. Brammer

Subscribed and sworn to before me this

21 day of Feb., 1968

Betty J. Mayo

Notary Public.

Residence: Arco, Idaho.

My commission expires 2-4, 1969

RECEIVED

MAR 5 1968

Department of Reclamation

March 5, 1968

Re: Permit No. G-33504
Ralph S. Parkinson

Ralph S. Parkinson
Route 1, Box 64
Arco, Idaho 83213

Dear Mr. Parkinson:

We acknowledge receipt of the depositions and affidavit of publication in the
Arco Advertiser submitted as proof of completion of works and beneficial use on Permit G-33504.

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

January 24, 1968

Re: Permit No. G-33504

Ralph S. Parkinson
Route 1, Box 64
Arco, Idaho 83213

Dear Mr. Parkinson:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit G-33504.

We have mailed the notice to the Arco Advertiser to be published once a week for four consecutive weeks prior to March 4, 1968, which is the hearing date when the permit holder

Ralph S. Parkinson and two disinterested witnesses must appear before Charles A. Jones, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by Ralph S. Parkinson.

Be sure all the forms have the notary's seal and are signed.

Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McElldowney
Water Rights Clerk

DWM:dj

Enc: Depositions

cc: Notary

21-554

RECEIVED

MAY 23 1968

Department of Reclamation

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 1077 M., on the 4th day of March
1968, at Arco, County of Butte, State of Idaho
before Charles H. Jones, Notary Public, at (address) Arco
Idaho, proof will be submitted of the completion
of works for the diversion of 2.0 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-33504, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Ralph S. Parkinson ^{Route 1, Box 64,} Arco Idaho

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 2.0 cubic feet per second.

3. The use to which said water has been applied is irrigation
_____, purposes and the amount applied to beneficial use is
2.0 cubic feet per second.

4. The point of diversion of said water is NE 1/4 SE 1/4, Sec. 11, T. 3 N R. 26 E. B. M.

5. The place where said water is used is SW 1/4 NE 1/4, NW 1/4 SE 1/4, portion of
portion of W 1/2 SE 1/4 NE 1/4, portion of W 1/2 NE 1/4 SE 1/4, Sec. 11, T. 3 N,
R. 26 E. B. M.

6. The date of priority which said user is prepared to establish is
March 2, 1967.

State Reclamation Engineer

G 33504

NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on March 4, 1968, at Arco,
County of Butte, State of Idaho, before notary public (name & address) _____
Charles A. Jones, Arco, Idaho 83213, proof will be
submitted of the completion of works for the diversion of 2.0 c.f.s. of the waters
of a subterranean source, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-33504, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Ralph S. Parkinson, Route 1,
Box 64, Arco, Idaho.

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
2.0 cubic feet per second.

3. The use to which said water has been applied is _____
irrigation purposes, and the amount applied to beneficial
use is 2.0 c.f.s.

4. The point of diversion of said water is NE¹/₄SE¹/₄, Sec. 11, T. 3 N, R. 26 E,
B.M., Butte County.

5. The place where said water is used is S¹/₂NE¹/₄, N¹/₂SE¹/₄, Sec. 11, T. 3 N, R. 26 E, B.M.

6. The date of priority which said user is prepared to establish is _____
March 3, 1967.

R. KEITH HIGGINSON

State Reclamation Engineer

2/33504

January 24, 1968

Re: Permit No. G-33504
Ralph S. Parkinson

Arco Advertiser
Arco, Idaho 83212

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to March 4, 1968. The expense of the publication is to paid by Ralph S. Parkinson, Route 1, Box 64, Arco, Idaho,

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Legal Notice

M 33504

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Jan. 19, 1968
(P. O.) Arco, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Arco Advertiser of
Arco Idaho Published in
the county in which the works are situated.

Ralph S. Parkinson
Rt. II Box 64
Arco, Idaho 83213
Jan. 19, 1968

(In case of canals or other works designed to divert and
carry more than 50 cubic feet of water per second, the following certificate
must be signed by a well known and competent engineer)

I hereby certify that the facts set forth in the attached
notice are true.

Engineer

March 8, 1967

Re: Permit No. ~~ENGINEER~~ G-33504 and G-33505

Ralph S. Parkinson
Route #1, Box 64
Arco, Idaho

Dear Mr. Parkinson:

We enclose Permit No. **G-33504 and G-33505** in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation-Engineer.

We also enclose Departmental Receipt No. **G-11414** which was issued covering payment in the amount of \$ **10.50** for the filing fee of the above mentioned permit.

Very truly yours,

Enc. permits (2)
receipt

MRB:sjw

M. RUSSELL BOSCH
Office Manager

53504