

Affidavit of Publication

RECEIVED

NOV 27 1970

Department of Water Administration

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 two(2) consecutive weeks, commencing with

the issue dated October 15, 1970

and ending with the issue dated October 22, 1970

Elizabeth L. Brammer

Subscribed and sworn to before me this

2 day of Nov., 1970

Betty D. Mayo
Notary Public

Residence: Arco, Idaho.

My commission expires 2-4, 1973

PUBLIC NOTICE

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that O.T. Jones, Box 156, Arco, Idaho has received an approved Permit No. G-33054/34-2481 issued by the Idaho Department of Water Administration authorizing the diversion of 3.0 cubic feet per second of water from a ground water source. The priority to be established under this permit is August 1, 1966 and the permit was approved August 1, 1966.

Water is to be diverted by well pump, pipe and canal from a point within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, T. 4 N, R. 26 E, B.M., Butte County to be used for irrigation in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 3 N, R. 27 E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before August 1, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
Director, Idaho Dept. of
Water Administration.

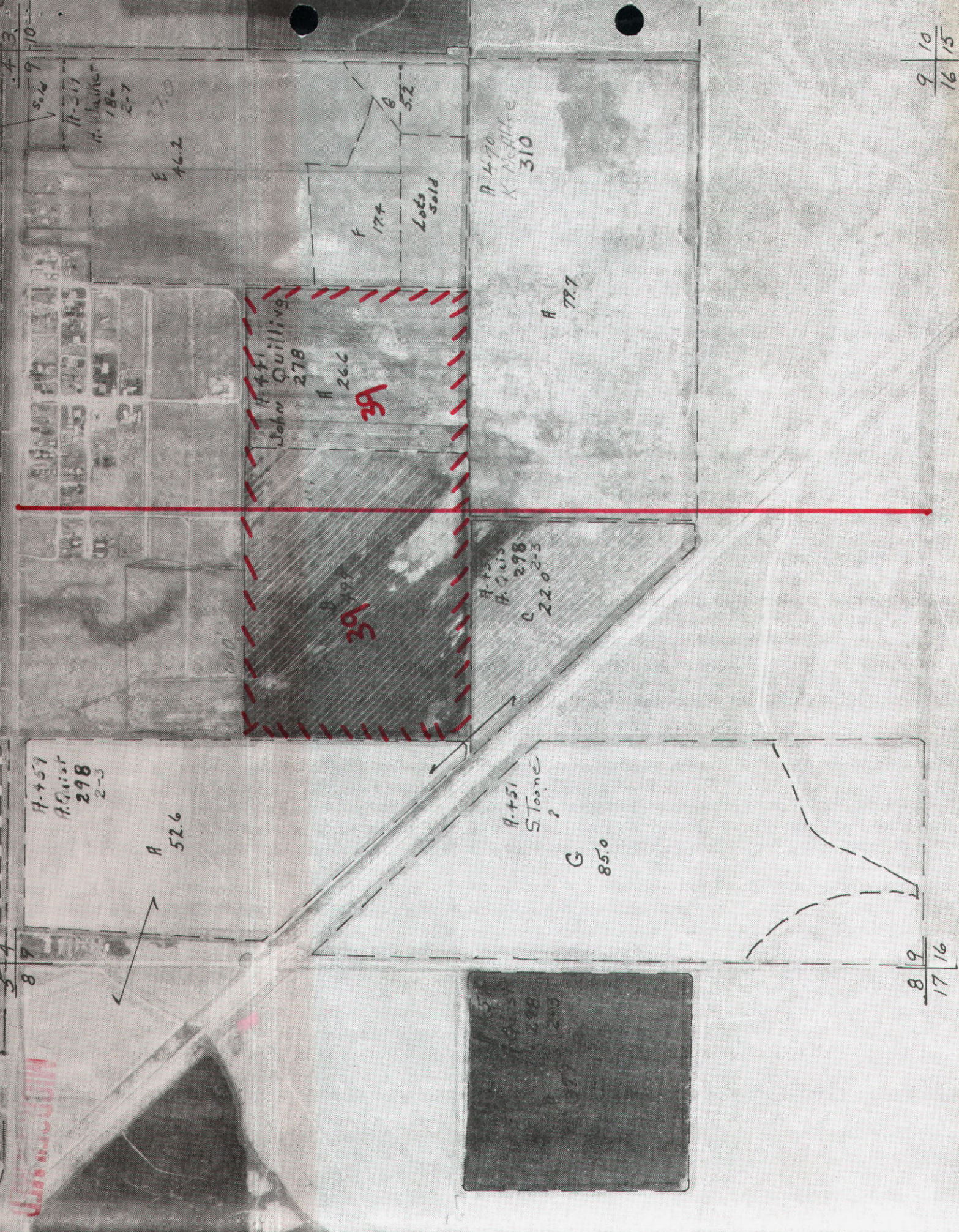
Published in the Arco Advertiser, Arco, Idaho on October 15 and October 22, 1970.

A hand-drawn diagram on graph paper. The diagram consists of a large rectangle divided into four quadrants by a vertical line and a horizontal line. The top-left quadrant is labeled 'T', the top-right quadrant is labeled 'R. 27E', the bottom-left quadrant is labeled '3', and the bottom-right quadrant is labeled 'N'. The numbers 39 and 39 are written in the top-left and top-right quadrants respectively, indicating the dimensions of the area.

Diagram of System

RECEIVED

"NOT TO SCALE"



9 10
16 15

8 9
17 16

Barter, Robert E.

Arco, Idaho

Acct. #

x-ref. # 1189

Butte Co.

Out of District, Land in Arco Tract

SW1/4NE1/4, SE1/4NW1/4, Sec. 9, 3-27

Priority Date	Inches	Acres Approved	Storage	Decree #
9-1-1899	80"	0		279 transfer 942

Tract area - 80 acres

irrig. acres 70

70 ± 1

#4 of 4 accts.

Arco

PUBLIC NOTICE

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that O.T. Jones, Box 156, Arco, Idaho has received an approved Permit No. G-33664-34-2481 issued by the Idaho Department of Water Administration authorizing the diversion of 3.0 cubic feet per second of water from a ground water source. The priority to be established under this permit is August 1, 1966 and the permit was approved August 1, 1966.

Water is to be diverted by well, pump, pipe and canal from a point within the NE1/4SW1/4, Sec. 25, T. 4 N. R. 26 E. B.M., Butte County to be used for irrigation in the SW1/4NE1/4, SE1/4NW1/4, Sec. 9, T. 3 N. R. 27 E. B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before August 1, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,

Director, Idaho Dept. of

Water Administration.

Published in the Arco Advertiser, Arco, Idaho on October 15 and October 22, 1970.

MICROFILMED

COMES NOW the Big Lost River Irrigation District and files a Protest against the issuance of the Permit for Permit No. G-33054-34-2481, heretofore issued by the Department of Water Administration of the State of Idaho, in the name of O. T. Jones, Box 156, Arco, Idaho, and for grounds of protest represents:

I.
That Permit Number G-33054-34-2481 was heretofore issued to O. T. Jones, Arco, Idaho, authorizing the diversion of 3.0 cubic feet per second of water from ground water sources, with a priority to be established as of August 1, 1966, said permit was approved August 1, 1966. Notice of Existing Water Permit has been published by public notice, published in the Arco Advertiser, Arco, Idaho, on October 15th and October 22nd, 1970; said Notice of Existing Water Permit states that water is to be diverted by well, pump, pipe and canal from a point within the NE 1/4 SE 1/4 of Section 25, Township 4 North, Range 26 East, Boise Meridian; Butte County, and that said water is to be used for the purposes of irrigation in the SW 1/4 NE 1/4 and the SE 1/4 NW 1/4 of Section 9, Township 3 North, Range 27 East, Boise Meridian; said Notice further states that the proof of the application of water for beneficial use is to be submitted to the Department on or before August 1, 1971.

II.

That the method of transmission of said waters from a point of diversion, or the point of said well, to the place of use can only be through the canal system of the Big Lost River Irrigation District, through that canal known as the Arco Canal; that this canal is the only transmission facility between the location of said pump and the place of use and is owned by and operated by the Big Lost River Irrigation District from the point of the pump to the boundary of said District; that the said Big Lost River Irrigation District is a duly organized Irrigation District in the State of Idaho, and the said O. T. Jones has no right, title, or interest in, or right to use said transmission facility.

III.

That the said O. T. Jones has not requested permission to transmit the above-described pumped waters and has made no other request or arrangements for the use of the said Arco Canal; that the Big Lost River Irrigation District does not, and cannot grant to the said O. T. Jones the right and use of its canal; that at the present time the said Arco Canal transmission system is insufficient in size to at all times handle all of the waters of the Irrigation District itself that must be allowed to flow through said canal; therefore, the District cannot allow use by individuals outside of and not a part of the Irrigation District.

IV.

That this Protest is filed by the Big Lost River Irrigation District to the end that the said District cannot forfeit its right, title and interest in said Arco Canal nor allow any legal claim or right to be vested in any outside individual.

DATED this 30 day of October, 1970.

MERRILL & MERRILL

By
Attorneys for Big Lost River Irrigation District
Residence Pocatello, Idaho

MICROFILMED

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

22834

1

OT Jones

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

By Mrs OT Jones

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

JUN 3 1971

3

OT

34-2481

June 1, 1971

CERTIFIED MAIL #22834

Re: Permit No. G-33054/34-2481

O. T. Jones
Box 156
Arco, Idaho 83213

Dear Mr. Jones:

One of the conditions of approval of your water Permit No. G-33054/34-2481 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before August 1, 1971. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

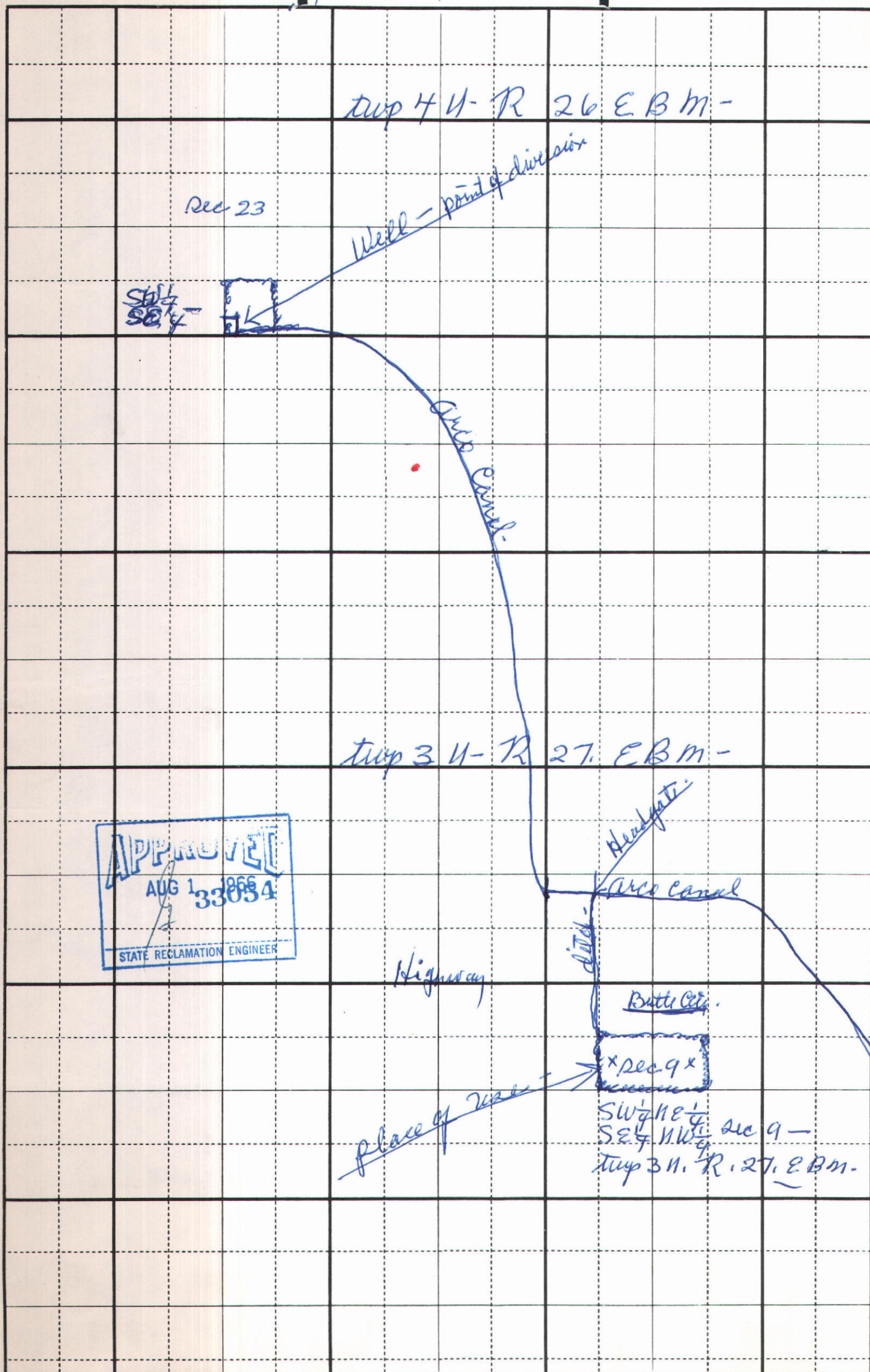
Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.


R. KEITH HIGGINSON
Director

Enc: Proof affidavit
dr

*Sent 15/4 postage
again 8-2-71*

MICROFILMED



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 34-2481 Priority August 1, 1966 Amount 1.87 cfs

THIS IS TO CERTIFY, that O.T. Jones
of Arco, ID, has complied with the terms and conditions of Permit
No. 34-2481 issued pursuant to Application for Permit dated August 1, 1966,
and has submitted proof to the Department of Water Resources on August 13, 1971,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 2.72 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from April 1 to Nov 1</u>	<u>at 1.87 cfs and</u>	<u>234.0 acre feet</u>
	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	<u>_____</u>
	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	<u>_____</u>

(both dates inclusive)

Subject, however, to the condition that no more than 1.87 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
234.0 acre feet per year, said waters to be diverted within the NESW Section 25, Twp 4N,
Rge 26E in the County of Butte

Description and location of 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	27E	9			39					39									78

Total number of acres irrigated 78

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

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 21 day of
August, 19 81.

Director

MICROFILMED

PROTEST

COMES NOW the Big Lost River Irrigation District and files a Protest against the issuance of the license for Permit No. G-33054-34-2481, heretofore issued by the Department of Water Administration of the State of Idaho, in the name of O. T. Jones, Box 156, Arco, Idaho, and for grounds of protest represents:

I.

That Permit Number G-33054-34-2481 was heretofore issued to O.T.Jones, Arco, Idaho, authorizing the diversion of 3.0 cubic feet per second of water from ground water sources, with a priority to be established as of August 1, 1966; said permit was approved August 1, 1966. Notice of Existing Water Permit has been published by public notice, published in the Arco Advertiser, Arco, Idaho, on October 15th and October 22nd, 1970; said Notice of Existing Water Permit states that water is to be diverted by well, pump, pipe and canal from a point within the NE 1/4 SE 1/4 of Section 25, Township 4 North, Range 26 East, Boise Meridian; Butte County, and that said water is to be used for the purposes of irrigation in the SW 1/4 NE 1/4 and the SE 1/4 NW 1/4 of Section 9, Township 3 North, Range 27 East, Boise Meridian; said Notice further states that the proof of the application of water for beneficial use is to be submitted to the Department on or before August 1, 1971.

II.

That the method of transmission of said waters from a point of diversion, or the point of said well, to the place of use can only be through the canal system of the Big Lost River Irrigation District, through that canal known as the Arco Canal; that this canal is the only transmission facility between the location of said pump and the place of use and is owned by and operated by the Big Lost River Irrigation District from the point of the pump to the boundary of said District; that the said Big Lost River Irrigation District is a duly organized Irrigation District in the State of Idaho, and the said O. T. Jones has no right, title, or interest in, or right to use said transmission facility.

III.

That the said O. T. Jones has not requested permission to transmit the above-described pumped waters and has made no other request or arrangements for the use of the said Arco Canal; that the Big Lost River Irrigation District does not, and cannot grant to the said O. T. Jones the right and use of its canal; that at the present time the said Arco Canal transmission system is insufficient in size to at all times handle all of the waters of the Irrigation District itself that must be allowed to flow through said canal; therefore, the District cannot allow use by individuals outside of and not a part of the Irrigation District.

RECEIVED

IV.

That this Protest is filed by the Big Lost River Irrigation District to the end that the said District cannot forfeit its right, title and interest in said Arco Canal nor allow any legal claim or right to be vested in any outside individual.

DATED this 30 day of October, 1970.

MERRILL & MERRILL

By


Attorneys for Big Lost River Irrigation District
Residence: Pocatello, Idaho

RECEIVED

APPLICATION FOR PERMIT To appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41251
Permit No. G-33054
District No.

1. Name of Applicant: O. T. Jones
Postoffice address: Box 156, Arco County: Butte State: Idaho
2. Quantity of water claimed: 1.6 c.f.s. or 80 miners inches
(a) Rate of withdrawal in cubic feet per second 3.0 or Idaho
Miners' inches 150 or gallons per minute
(b) Annual withdrawal in acre feet per annum 4
3. Source of water supply: Subteranean Flow
4. Location of point of diversion or well is in the SW 1/4 of the SE 1/4 of Section 23
Twp. 4 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 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section Twp , Rge , B M
7. Kind of works: irrigation well, pump, pipe from well to canal
8. Estimated cost of works: \$ 5,000.00
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. 5
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 Priority date 1899 of 80 miners in.
(a) 80 ~~(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.

Remarks: Existing water right inadequate. This is all irrigated, and has an established carrying capacity in the Arco Canal.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

/s/ O. T. JONES

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation. August 1, 1966 8:00 A.M.

Returned to applicant for correction

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 33054

Recorded in Book 115 Page 33054 Approved August 1, 1966

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 on or before

Work to begin on or before October 1, 1966 and to continue deligently and uninterrupedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control

One-fifth of the work above specified to be completed on or before February 1, 1969

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before August 1, 1971

Witness my hand this 1st day of August, 1966.

/s/ R. KEITH HIGGINSON, Deputy
STATE RECLAMATION ENGINEER

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 1st day of August, 1966.

Countersigned

STATE OF IDAHO

(SEAL)

By /s/ LOUIS E. CLAPP
Secretary of State

By /s/ ROBERT E. SMYLIE
Governor

12.

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	
3 N	27 E	9	x				x												80

POINT OF DIVERSION AMENDMENT ✓

Comes now O. T. Jones and Ruby I. Jones, husband and wife, and represent to the State Reclamation Engineer of the State of Idaho, That they are the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. G-33054. That the point of diversion is described in said Permit as being located: SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, T 4 N., R 26 E., B.M., Butte County, That they now request that the point of diversion be changed to a point located: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25, T 4 N., R 26 E., B.M., Butte County, Idaho. That the reason for desiring to make such change is as follows: That the location is closer to the Place of Use, That the permit holders are the Legal Owners of the Location (Point of Diversion) That no one will be injured by such change and that such change will be made at Permit holder's own risk.

Signed at Arco, Idaho this 13th day of September, 1966.

/s/ O. T. JONES
/s/ RUBY I. JONES

Date of Receipt at Department of Reclamation: September 14, 1966.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-33054. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes apart, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

Recorded in book 115 of permits at page G-33054, September 15, 1966.

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-33054/14-2481)

in the name of O. T. Jones)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

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

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

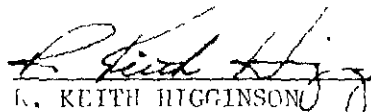
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-33054 was issued previous to that date;

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

1. The above numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 21st day of SEPTEMBER, 1970.


R. KEITH HIGGINSON
Director

RKH/DG

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 two (2) consecutive weeks, commencing with

the issue dated October 15, 1970

and ending with the issue dated October 22, 1970

Elizabeth L. Brammer

Subscribed and sworn to before me this

2 day of Nov., 1970

Betty Mayo
Notary Public

Residence: Arco, Idaho.

My commission expires 2-4, 1973

PUBLIC NOTICE

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that O.T. Jones, Box 156, Arco, Idaho, has received an approved Permit No. G-33054/34-2481 issued by the Idaho Department of Water Administration authorizing the diversion of 30 cubic feet per second of water from a ground water source. The priority to be established under this permit is August 1, 1966 and the permit was approved August 1, 1966. Water is to be diverted by pump, pipe and canal from point within the NE 1/4 SW 1/4 25, T. 4 N., R. 26 E., B.M. 4224 County to be used for irrigation in the SW 1/4 NE 1/4, SE 1/4 NW 1/4, Sec. 2, T. 3 N., R. 27 E., B.M. 4224. Proof of the application of the water to beneficial use is to be submitted to the Department of Water or before August 1, 1970. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within the 10 days of the last date of publication of this notice or prior to licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
Director, Idaho Dept. of
Water Administration

Published in the Arco Advertiser, Arco, Idaho on October 15 and October 22, 1970.

(Form No. 3)

Address all communications to:

O. T. Jones

P. O. Box 156, Arco, Idaho.

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G. 41251

33054

Permit No. G. _____

District No. _____

RECEIVED

AUG 1 1968

8:50 AM
Department of Reclamation

1. Name of applicant: O. T. Jones
Post office address Box 156 County Butte State Idaho
2. Quantity of water claimed: 80 Miners inches 1.4
(a) Rate of withdrawal in cubic feet per second 3 or 150 or Idaho Miner's
inches _____ or gallons per minute _____
(b) Annual withdrawal in acre feet per annum 4
3. Source of water supply. Subteranean Flow
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 23,
Twp. 4 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: irrigation well, Pump, Pipe from well to canal
8. Estimated cost of works: \$ 5,000.00
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
5 years.

OK

33054

h

11. If applicant is a corporation, give:

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

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

(d) Names and addresses of directors: _____

11 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: 80 Miners inches

Priority date 1899

(a) 80 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

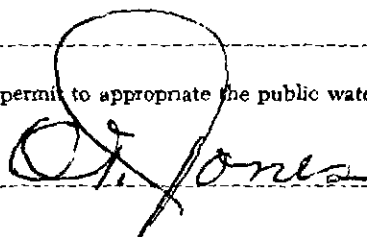
(b) _____ (cubic feet per second, inches or gallons per minute) is for new lands.

33054

Remarks: existing water right inadequate

This is all irrigated, and has an established carrying capacity in the
Arco Canal.

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.



Applicant

By _____, Agent

33054

Approval of State Reclamation Engineer

The number of this permit is G 33054
Recorded in Book 115 Page 33054 Approved AUG 1 1966

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 _____

Work to begin on or before October 1, 1966, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before February 1, 1969
The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before August 1, 1971

Witness my hand this 1st day of August 1966

Deputy

State Reclamation Engineer

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

and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto

affixed, this 1st day of August 1966

Countersigned:

STATE OF IDAHO

By

Secretary of State

By

Governor.

No. G. 33054

PERMIT

Date of first receipt at office of State Reclamation Engineer

August 1, 1966 8:00 A.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

33054



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

August 24, 1981

RE: Permit No. 34-2481

O. T. Jones
627 Grand Avenue, Box 156
Arco, ID 83213

Dear Mr. Jones:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

cc: Joe Cleary
Butte City,
Idaho 83213

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

August 3, 1981

O.T. Jones
c/o Joe Cleary
Butte City, ID

RE: Water Right No. 34-2481

Dear Sir,

A representative of this Department has made an examination of the works covered by your Permit No. 34-2481, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 1.87 cfs Source: groundwater

The maximum quantity diverted shall not exceed 234.0 acre feet per year.

Point(s) of diversion: NESW Section 25, Twp 4N, Rge 26E

Beneficial use: Irrigation of 39 acres in the SWNE and 39 acres in the SENW Section 9, Twp 3N, Rge 26E.

Priority date established: August 1, 1966

Conditions (if any):

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

MICROFILMED

MEMO

To: ~~Bob~~ Fleenor thru Ron Carlson

July 1, 1981

From: Ernest Carlsen *ENC*

RE: Issuance of License No. 34-2481

Several months ago you requested that the licensing field exam be re-done prior to the issuance of the license because of a statement by Big Lost River Irrigation District that the place of use on the permit was incorrect. Although our findings were supposedly sent to you some time ago, I was recently advised they can not be located. Therefore, here is a summary of our activities and findings.

Initially I contacted Rita Lundy, Secretary of the Big Lost River Irrigation District, asking her for any additional information. Her reply indicated the land has been purchased by a Joe Clarey. Subsequent to this I was contacted by a Mr. Carlson, Attorney at Law, who asked the status of the permit. It was apparent from our conversation he was very familiar with the well and designated place of use. Mr. Carlson informed me that to his knowledge the only problem was the lack of a written easement for access to and use of the well. As a follow-up Skip contacted Mr. Clarey and inspected both the well and the place of use. Skip's findings confirmed that Mr. Clarey had been irrigating those lands designated on the permit plus a portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9, Twp. 3N, Rge. 27E. Since irrigation of land in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, apparently started subsequent to the first field exam, these lands should be included on a new application for permit, and the license should be issued as originally designated by the 1973 field exam.

MICROFILMED

FIELD REPORT

- TOTAL ACREAGE** _____ 80

Permit No 33054/342481 SPECIAL EXAM

Examination for B/O = 1/2 c

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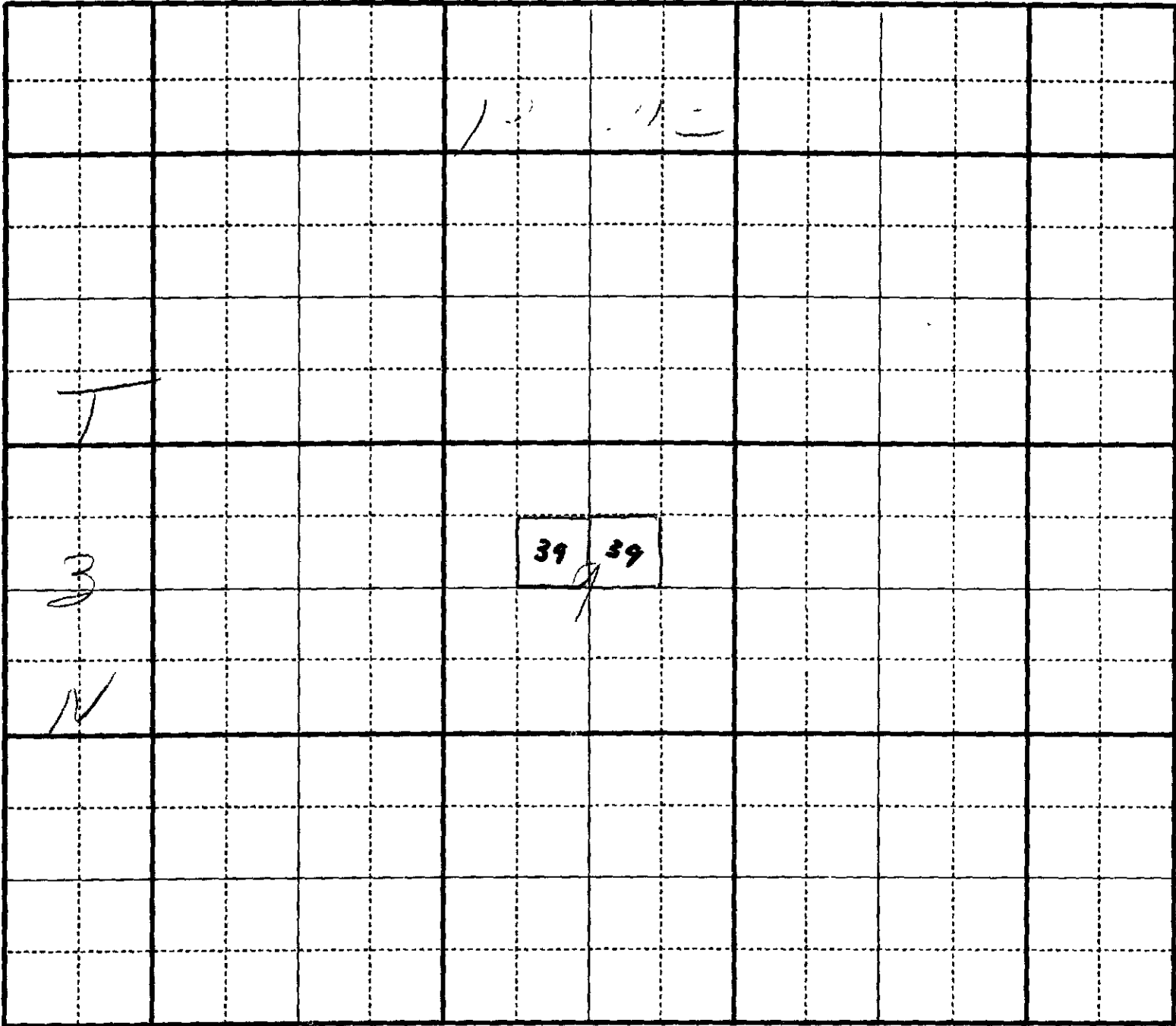
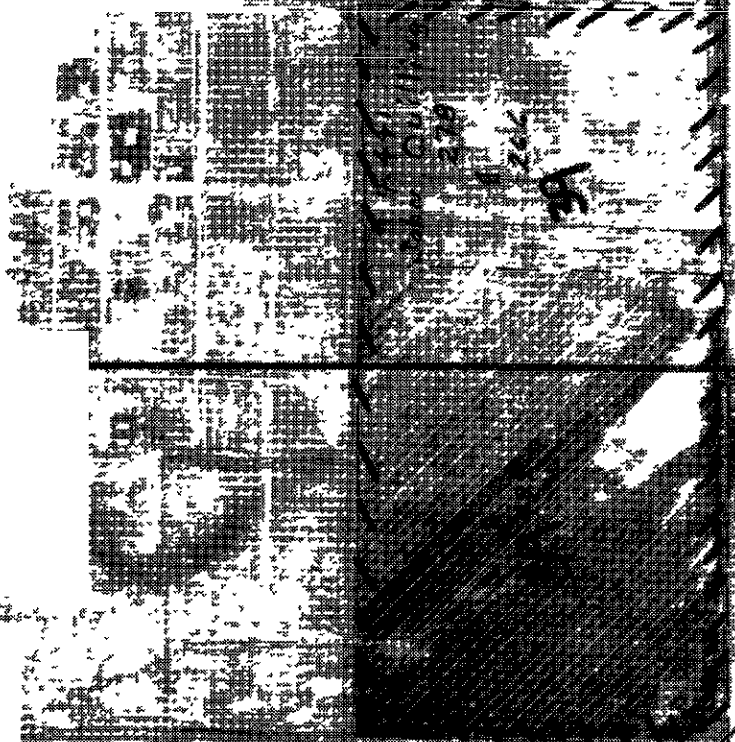


Diagram of System



9	10
16	15



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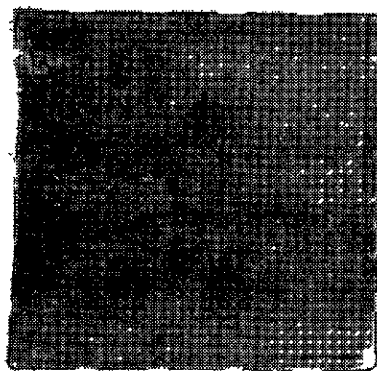
7-4-57
298

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7-4-57
5100m

G 85.0

8	9
17	16



INTER-DEPARTMENT MEMO — 1

FROM Deann

DATE

TO

SUBJECT ~~#~~ 34-248/

Re-exam?

Sent copy of original field exam to Ernie-
Eastern 6/24/81 dh

7-1-81

The exam has been made and memo will be sent shortly
BDF

SIGNATURE

RECEIVED

Rita

Please have Eastern re-exam
this place of use only.

Bob

✓

12-01-1980 ✓

Called Ernie and requested
a RE-exam. probably
in the spring of 1981 ✓
sent info. to an...
(field exam. w/ to file) ✓

ROUTING SLIP

DATE _____ TIME _____

TO:

File 34-2481

REF. No (if any)

FROM: (show title)

Rita

FOR YOUR:

- ☐ Information
☐ Approval
☐ Signature

REVIEW AND

- ☐ Call Me ☐ See Me
☐ Comment & Return
☐ Take Proper Action
☐ Draft a Reply for Me

PER:

- ☐ Our Conversation
☐ Your Request
☐ Boss's Request

*Ernie is preparing
a memo for this
should be here
in a couple of
days, pursuant to
a telephone call.
11-06-58*

INTER-DEPARTMENT MEMO — 1

FROM Rita -- State Office

DATE 8/19/80

TO Ernie -- Eastern

SUBJECT Protested Permit No. 34-2481

Per our telephone conversation, attached are copies of the latest correspondence we have on this permit.

I checked with the assessor's office in March and the property now belongs to Dr. R. F. Barter, Box 25, Arco, ID 83213.

If you need anything else, just call.

RF

SIGNATURE

MICROFILMED

DATE OF EXAM July 13, 1973

ACREAGE
Found 78
Recommended 78

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = (1.56) 1.87 c.f.s. V = 234.0 AF/Ann from Apr 1 to Nov 1
Domestic Q = c.f.s. V = AF/Ann from to
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes X no

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

Exchange? yes no X

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

Point of injection:
twp. 4N ~~N/S~~, Rge 26E ~~E/W~~, B.M., Sec. 25, Sub. NE 1/4 SW 1/4 Butte County

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

Total Q measured 2.72 cfs Method of measurement Sparking

Total Q recommended 1.87 cfs Meter No. 61016 Type Condition IDWN

Total V recommended 234 AF/Ann

Recommended Amendments.

P.D.
Place of Use
Other
None X

MEASUREMENT CALCULATION:

43.56 cft in 16 sec. = 2.72 cfs capacity

78 Aa x 3.0 Af/Ac = 234 Af/Aac

Allow .02 cfs/ac = 78 Aa x .02 = 1.56 + .31 (20% loss) = 1.87 cfs

1.87 x 1.9835 x 214 = 793.8

SYSTEM DESCRIPTION:

U.S. Motors 20 Hp Ser # 3899078
Western Pump 1 stage Ser # 5096E

8" discharge into Arco Canal

REMARKS:

A conveyance loss of at least 20%
Should be allowed for Q.

1.56 + .31 = 1.87

Examiner's Signature William Rhoads Date July 19, 1973

Checked by John Ferebaner Date Nov. 30, 1973

Approved by Date 7/23/81

J. DOYLE JENSEN
President
Division No 2, Moore

RICHARD C ROTHWELL
Secretary - Treasurer
Division No 4, Leslie

VERNON E. WARNER
Director
Division No 5, Leslie

JAMES S. BABCOCK
Director
Division No 3, Moore

WILLARD O BELL
Director
Division No 1, Arco

Big Lost River Irrigation District

Phone 588-2231 — P. O. Box 205
Mackay, Idaho 83251

November 3, 1980

Department of Water Resources
150 Shoup Avenue
Idaho Falls, Id 83401

ATTN: Mr. Ernest Carlsen

Re: Permit no. 34-2481

Dear Ernie:

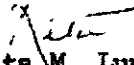
The name of the individual that will be using the well in question is Joe Cleary of Butte City, Id (He recently purchased the land from Dr. R.F. Barter, Arco, Id.)

In making inquiry for you it came to light that the well site itself is not listed as being owned by Dr. R.F. Barter, the Attorney for the Sale suggested you might wish to talk to him about this matter.

Mr. Bill Carlsen
Atty-at Law
Arco, Id Ph: 527-3458

At the time I wrote the letter of withdrawal, our Chairman said to be sure and note that the water is not used on the property it was filed on. The enclosed copy of the 1970 filing and our record of Dr. Barter's property sold to the Cleary's seem to be the same, is this different than the original filing?

Yours truly,


Rita M. Lundy
Assistant Secretary-treasurer

encl:

RECEIVED

NOV 4 1980

Department of Water Resources
Eastern District Office

RECEIVED

Arco, Idaho

x-ref. # 1189

Butte 36.

~~SW/NE~~, ~~SE/NW~~, Sec. 9, 3-37

Priority Date	Inches	Acres Approved	Storage	Decree #
9-1-1899	30"	6		279 transfer 942

irrig. acres 70

Public Notice

NOTICE OF EXISTING
MAYOR PERMIT

Not is hereby given that O. T. Jones, Fox 17th, Arroyo, Idaho has received an approved Permit No. 1421 issued by the Department of Water Affairs and Conservation for the right to withdraw from the alluvial water table over a tract of land located on the north to be about 1000 and the permit was approved August 1, 1966.

from the NW. See point along the N^W 28 E B.M. Butte at the R used as location for the SW 1/4.

N. 7. + 1 N H. 27. 1 M

[illegible]

P. LITTLE WITH INSON,
 Inspector of the Dept of
 Water Administration,
 Published in the Aero Advan-
 tiser Area File on October 15
 and October 29, 1970

19

MEMO

To: Rita

From: Ernie *gme*

November 12, 1980

RE: Permit No. 34-2481

On November 4, 1980, I spoke with Mr. Bill Carlsen, attorney for Dr. R. F. Barter. Mr. Carlsen indicated the property in question had been purchased by Joe Cleary. The sale contract states ownership of a well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, Twp. 4N, Rge. 26E, B.M. was included for the irrigation of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, Twp. 3N, Rge. 27E, B.M. Mr. Carlsen stated he has inspected the well and knows it has been used to irrigate the designated place of use. The only problem he is aware of concerns an easement for access to the well. Although an easement may have been established through use, a written easement was never recorded.

My recommendation would be to proceed with the licensing of the permit. Sorry for the delay!!

RECORDED

MEMORANDUM

TO: Ron Carlson

March 13, 1980

FROM: Bob Fleenor

The licensing of Permit No. 34-2481 was protested by Big Lost River Irrigation District several years ago. We have now received a withdrawal of the protest but that withdrawal indicates the place of use has changed.

Here is our recent correspondence which indicates that there has also been an ownership change. Please have someone look at this to see if it can be resolved.

BDF:rf

Attachments

J. DOYLE JENSEN
President
Division No. 2, Moore

RICHARD C. ROTHWELL
Secretary-Treasurer
Division No. 4, Leslie

VERNON E. WARNER
Director
Division No. 5, Leslie

JAMES S. BABCOCK
Director
Division No. 3, Moore

WILLARD O. BELL
Director
Division No. 1, Arco

Big Lost River Irrigation District

Phone 588-2231 — P. O. Box 205

Mackay, Idaho 83251

Department of Water Resources March 5, 1980

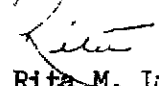
Department of Water Resources
The State House
Boise, Idaho 83720

Attn: Rita Fluck

Dear Rita:

Per your request please consider this letter the withdrawal of the protest that was filed by the Irrigation District in October of 1970 against the licensing of Application G 33054 (copy of said protest attached). The water from the stated well is now being used on other than the original requested property.

Yours truly,


Rita M. Lundy
Assistant Secretary-Treasurer

encl:

Big Lost River Irrigation District

P. O. Box 205

Maçkay, Idaho 83251

Attention: Rita Fluck

Department of Water Resources
The State House
Boise, Idaho 83720



Bob



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

February 5, 1980

Mr. O. T. Jones
627 Grand Avenue, Box 156
Arco, ID 83213

Dear Mr. Jones:

You are the holder of water right permit No. 34-2481 (old No. 33054) which has been protested by the Big Lost River Irrigation District.

Under this permit, water will be pumped from the well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, Twp. 4N, Rge. 26E B.M. into the Arco Canal and conveyed to the place of use in Sec. 9, Twp. 3N, Rge. 27E.

Sometime ago you indicated that an agreement, that would resolve the protest, would be reached with the irrigation district. We have not received a copy of the agreement nor has the district withdrawn its protest. Therefore, unless the protest is resolved it will be necessary for us to set this matter for a hearing.

Please let us know as soon as possible if the concerns of the irrigation district have been resolved.

Sincerely,

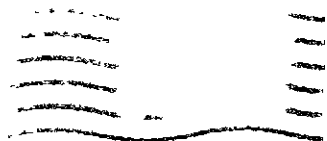
BOBBY D. FLEENOR
Chief, Regional Offices Bureau

BDF:rf

cc: Ron Carlson
Eastern Regional Office

*Mr. Jones I understand you
filed 11-77 Arco area
- Jones is planning to
file in BLM, so just don't
withdraw now. Jones has
been in and around area. Please
let us know as soon as possible.*

RECEIVED



Statehouse
Department of Motor Vehicles
State Office 450 W. State Street
Baltimore
Delaware 83720
Attention: Barry D. Hoover)

February 5, 1980

Mr. O. T. Jones
627 Grand Avenue, Box 156
Arco, ID 83213

Dear Mr. Jones:

You are the holder of water right permit No. 34-2481 (old No. 33054) which has been protested by the Big Lost River Irrigation District.

Under this permit, water will be pumped from the well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, Twp. 4N, Rge. 26E B.M. into the Arco Canal and conveyed to the place of use in Sec. 9, Twp. 3N, Rge. 27E.

Sometime ago, you indicated that an agreement, that would resolve the protest, would be reached with the irrigation district. We have not received a copy of the agreement nor has the district withdrawn its protest. Therefore, unless the protest is resolved it will be necessary for us to set this matter for a hearing.

Please let us know as soon as possible if the concerns of the irrigation district have been resolved.

Sincerely,

BOBBY D. FLEENOR
Chief, Regional Offices Bureau

BDF:rf

cc: Ron Carlson
Eastern Regional Office

April 29, 1974

Re: Permit No. 33054/34-2481

Mr. O. T. Jones
627 Grand Ave., Box 156
Arco, Idaho 83213

Dear Mr. Jones:

Your irrigation project covered by Permit No. 33054/34-2481 has been examined by this Department.

However, a license cannot be issued until the protest by Big Lost River Irrigation District against your permit has been resolved. On August 10, 1971, you indicated in your letter that an agreement was being secured. What is now the status of your negotiations with the Irrigation District? If you have reached an agreement for the transportation of your water in the Arco Canal, please send a copy of it to us.

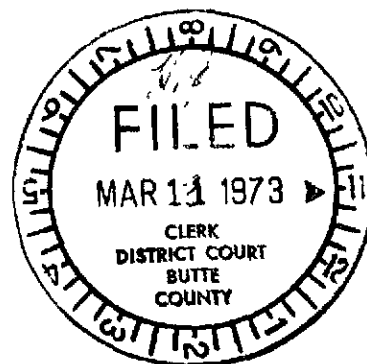
If no agreement can be reached, it will be necessary to hold a hearing to resolve this matter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jg

W. ANTHONY PARK
Attorney General
State of Idaho
by NATHAN W. HIGER
Deputy Attorney General
Statehouse - Annex 2
Boise, Idaho 83720
TELEPHONE: 384-2215



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE
OF IDAHO, IN AND FOR THE COUNTY OF BUTTE

LUTHER WINGER, et al,

Plaintiffs-Claimants,

-vs-

O.T. JONES, et al,

Defendants-Respondents.

CASE NOS. 1789 and 1792

JUDGMENT

Based upon the Findings of Fact and Conclusions of Law
previously entered in this action on March 13th, 1974,
it is the judgment of this Court that:

1) The Plaintiff's irrigation rights are entitled to
protection; and

2) That the Defendants, Clyde and Anita McAfee be and
they are hereby enjoined from using the wells which are the subject
matter of this litigation unless authorized to do so by the water-
master of Water District #27 as set forth in the Conclusions of Law
or until the said wells are deepened, relocated, redrilled or
replaced in such a manner as to negate the interference with the
shallow ground water of the area.

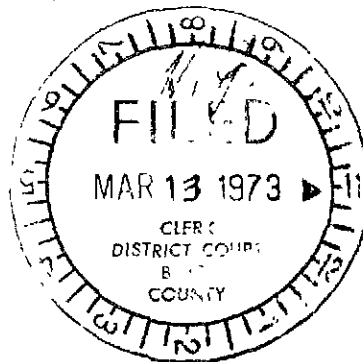
IT IS SO ORDERED.

DATED this 13th day of March, 1974.

Arnold T. Beebe
ARNOLD T. BEEBE
District Judge

RECEIVED

W. ANTHONY PARK
Attorney General
State of Idaho
by NATHAN W. HIGER
Deputy Attorney General
Statehouse - Annex 2
Boise, Idaho 83720
TELEPHONE: 384-2215



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE
OF IDAHO, IN AND FOR THE COUNTY OF BUTTE

LUTHER WINGER, et al,

Plaintiffs-Claimants,

-vs-

O.T. JONES, et al,

Defendants-Respondents.

CASE NOS. 1789 and 1792

FINDINGS OF FACT, CONCLUSIONS
OF LAW

Hearing was held in this matter at the Butte County Court-house, Arco, Idaho on Wednesday, December 8, 1971 before the undersigned District Judge. Philip M. Barber, Esq., Assistant Attorney General, State of Idaho appeared on behalf of the Idaho Department of Water Administration; Gayle M. Merrick, Esq. of Marcus and Marcus, Attorneys at Law, Boise, Idaho appeared on behalf of Defendants-Respondents, Clyde and Anita McAffee; and Robert M. Kerr, Jr., Esq. appeared on behalf of Plaintiffs-Claimants. At such hearing the parties through respective counsel stipulated that case nos. 1789 and 1792 be consolidated under and designated as case no. 1789 (1792). It was further stipulated that the following transcripts and documents, considered below by the Local Ground Water Board, be made a part of the record before this Court and admitted in evidence for the purpose of this Court's decision:

- 1) The original claims of the claimants called "Written Statement of Adverse Claims" (Exhibit A before this Court);
- 2) The transcript of the proceedings before the Local Ground Water Board for Butte County, appearing in three (3) volumes comprising pages 1 through 476 inclusive (herein designated as Exhibit B);

3) A publication designated as "Water Resources in the Big Lost River Basin - South Central Idaho", promulgated and published as a document of the U.S. Department of Interior, Geological Survey, Water Resources Division, prepared in cooperation with the Idaho Department of Reclamation (herein Exhibit C);

4) A publication entitled "Considerations for Water Use and Management in the Big Lost River Basin - Idaho - a supplemental report" (herein Exhibit D);

5) All other exhibits which were received in the hearing before the Local Ground Water Board and forwarded to this Court, which exhibits will retain their exhibit designations as given them by the Local Ground Water Board in its proceedings.

The attorneys for the parties requested sixty (60) days from the date of said hearing to file briefs covering any and all points in the exhibits that they believed supported their position. None of the parties have filed briefs and the Court therefor will now consider the matter as submitted for decision. Based upon all matters stipulated into evidence and the files and records of this Court, the Court makes the following Findings of Fact, Conclusions of Law.

FINDINGS OF FACT

1) The Plaintiff, Luther Winger, holds decreed rights to the use of water from Spring Creek, James Creek and the Big Lost River, which are used to irrigate 101 acres of land located in the NE $\frac{1}{4}$ of Section 26, Township 4 North, Range 26 East, B.M. In addition, these lands receive benefit from so-called "rising" or "sub" water which partially satisfies the irrigation requirement of Plaintiff's lands. There is no evidence in the record from which this Court can find whether or not such "sub-irrigation" is a reasonable use of the water under the circumstances and facts of this case.

2) Defendants, Clyde and Anita McAfee own two wells which are both located within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, Township 4 North, Range 26 East, B.M. The wells which are designated in the record as Well #1 and #3 are located approximately seventy-five feet and one-quarter mile north of the Arco Canal.

Well #1 was drilled under Permit G-28770 which has a priority date of June 30, 1960, and provides for diversion of 6.4 second feet of water from the well into the Arco Canal in which it is to be conveyed and used to irrigate 320 acres of land outside the boundary of the Big Lost River Irrigation District in Sections 4 and 5, Township 3 North, Range 27 East, B.M. McAffees' right is subject to completion of all the statutory requirements for issuance of a licence by the Department of Water Administration. The well is 51 feet deep and is cased with 50 feet of 12-inch diameter casing which is perforated from land surface to the bottom and is also equipped with a 48-inch screen in the bottom.

Well #3 was drilled under Permit G-32881 which has a priority date of May 12, 1966, and provides for diversion of 1.6 second feet of water from the well to be used to irrigate 80 acres of land in the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 23, Township 4 North, Range 26 East, B.M. Evidence indicates that water from this well has been delivered into the Arco Canal for use on other than the permitted lands. McAffees' right is subject to completion of all statutory requirements for issuance of a license by the Department of Water Administration. The well is 56 feet deep and is cased with 57 feet of 16-inch diameter casing which is perforated from land surface to the bottom.

The pumping of each of these wells causes the lowering of the water table and the drying up of springs and seeps on the Plaintiff, Winger's land. The flow of water from the springs and seeps located on Mr. Winger's land flow and collect together in Spring Creek and then proceed to flow across the McAffee lands and into the Big Lost River. The water creating these springs and seeps are public waters of the State of Idaho and are tributary to and a part of the water supply of the Big Lost River which is used to meet prior rights downstream.

4) Redrilling, deepening, replacing and relocating the Defendants' wells so that the shallow ground water which creates the springs and seeps on Plaintiffs' land is not intercepted would avoid

any interference with the rights of Plaintiff and prior downstream users on the Big Lost River.

5) The land in question lies within Water District #27.

CONCLUSIONS OF LAW

1) The wells of the Defendants', McAffee, intercept shallow ground water which create springs and seeps on Plaintiff, Winger's land, and is public water of the State of Idaho, tributary to and a part of the water supply of the Big Lost River and interferes with prior rights on the Big Lost River and those of Plaintiff.

2) Plaintiff, Winger, receives some benefit from the shallow ground water intercepted by the Defendants' wells, in the nature of "sub-irrigation" and said method of irrigation is entitled to protection as long as it is a reasonable and not a wasteful method of irrigation.

3) Since the wells of the Defendants intercept shallow ground water which is tributary to and a part of the water supply of the Big Lost River, no diversion of water from these wells may occur unless and until all prior rights to the use of water from the Big Lost River at or below the Arco Canal diversion point are being furnished their full supply. The right of the Defendants to use the wells shall be and is subject to the regulation of the watermaster of Water District #27.

4) The Defendants are entitled to redrill, deepen, replace or relocate their points of diversion so as to negate the interference with the shallow ground water of the area and to prevent interference with prior rights. Such reconstruction must be approved by the Department of Water Administration and accomplished so as to prevent the withdrawal of water from the shallow ground waters which are tributary to the Big Lost River.

DATED this 13th day of March, 1974.

Arnold T. Beebe
ARNOLD T. BEEBE
District Judge

INTER-DEPARTMENT MEMO — 1

DATE July 11, 1973

FROM Darlene

TO Norm

SUBJECT Permit 34-2481 - O. T. Jones

The above subject permit was protested by the Big Lost River Irrigation District in November, 1970.

Our file indicates that a field exam is pending, therefore, would you please check your records to see if you do have a report. If at all possible, make this a priority exam so we can proceed to resolve the protest.

Your assistance is greatly appreciated.

SIGNATURE

RECEIVED

August 25, 1971

Re: Permit No. G-33054/34-2481

Mr. O. T. Jones
627 Grand Ave., Box 156
Arco, Idaho 83213

Dear Mr. Jones:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed please find an order which reinstates this permit.

Before a license 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 examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than you should be contacted by the examiner, please advise.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:DR
Enc: Order of Reinstatement

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-33054/)
34-2481 in the name of O. T. JONES)

ORDER OF REINSTATEMENT

WHEREAS, on August 1, 1966, O. T. Jones applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate 3.0 cubic feet per second of water from a ground water source within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 4N, R. 26E, B.M., Butte County, to be used for irrigation purposes; and,

WHEREAS, on August 1, 1966, the Department approved said application and issued Permit No. G-33054 with the condition that one-fifth of the work be completed on or before February 1, 1969; and that the whole of said work be completed and proof of beneficial use be submitted to the Department on or before August 1, 1971; and,

WHEREAS, on June 1, 1971, the Department notified the permit holder by certified mail that he was required to submit proof of beneficial use and was instructed as to the steps to be taken to make said proof; and,

WHEREAS, on August 4, 1971, the permit holder was notified that Permit No. G-33054/34-2481 had lapsed for failure to submit the required proof of beneficial use; and,

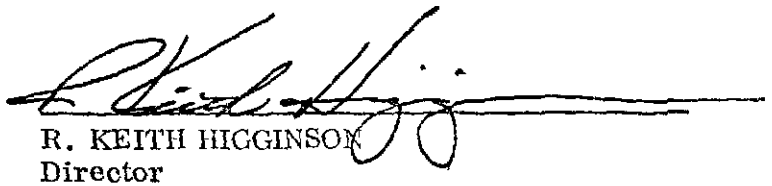
WHEREAS, on August 13, 1971, the Department received the required proof of beneficial use; and,

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

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

IT IS, THEREFORE, HEREBY ORDERED that Permit No. G-33054/34-2481 be REINSTATED and the priority be advanced to August 13, 1966.

Dated this 24TH day of August, 1971.


R. KEITH HIGGINSON
Director

NOT
FILED

BDF:DR

O. T. JONES
Realtor
P.O. BOX 156
PHONE 527-3150

☆ LOST RIVER AGENCY ☆

635 West Grand Avenue

Phone 527-3097

ARCO, IDAHO 83213

August 10th, 1971

CHIC. A. JONES
Manager
P.O. Box 70
Notary Public
Long Term Real Estate Loans
Business Opportunities
PHONE 527-3151

Dept of Water Administration
State House Annex 2
Boise, Idaho. 83707

Re--Subterranean permit Number G-33054/34-2481 for O. T. Jones, Arco, Idaho.

Dear Mr McEldowney --:

As per our telephone conversation on Aug 2, 1971, please find enclosed
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE,

We regret that it was next to impossible on account of sickness in our family ,
to complete this proof on August 1, 1971, and we hope you will accept this for us.
When we received this form from you, our Son was stricken with a ruptured ulcer and we
almost lost him, that on top of what we already had was cause of this recent delay.

We do appreciate the help of you folks there in the Department, and we will
secure an agreement with the BIG LOST RIVER IRRIGATION DISTRICT for the use of the
Arco Canal to carry this water as a supplemental right only, and mail you a copy of
the same just as soon as can meet with them.

Thanking you all, and with best wishes, we are

Sincerely Yours

O. T. Jones and Mrs Jones

encl, 1, Application Proof of.

OTJ/s

CENTRAL IDAHO . . .

Production Center for High Class Livestock
Commercial and Certified Potatoes
Hay and Grain

THE HEART OF THE BEST HUNTING
AND FISHING COUNTRY

ATOMIC INDUSTRIAL AREA . . .

Center for Idaho A.E.C. Operations
Extensive Development Possibilities

*Please let us know if
there is any other thing
we need to do. Or,*

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

13

1. a) Name of Permit Holder O. T. Jones
b) Post Office Address 627 Grand Avenue, P. O. Box 156, Arco, Idaho. 83213
2. Permit Number G-33054/ 34-2481
3. Date of Priority that you are prepared to establish as shown on permit 1966
4. a) Source from which water was appropriated Subterranean Water (irrigation well)
b) Location of the point of diversion. NE 1/4 SW 1/4, Section 25
4 N Township, 26 Range East Boise Meridian, Other points of diversion: see also permit
5. a) The amount of water and use to which the water has been applied.
amount 2 cfs for irrigation purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 80 miners inches cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Water master for Dist Number 27, Changed to No 34 for the State of Idaho
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: Arco Canal for supplemental use only when the original water rights are off because of shortage of water, not intended to establish any more right
b) Describe the agreement or understanding by which you take water from the works to be used only by an agreement prepared by the Big Lost River irrigation District, being the same as all other persons who use the facilities of the said District in similiar circumstances
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Motor size 20 HP, Well casing 16 inch Dept of Well 90 feet, was drilled by the Fransen Brothers of Blackfoot, Idaho.
do not know the size of the Pump, it was purchased from the Agricultural Services of Blackfoot, Idaho.
b) Describe the type and size of measuring device which you have installed at your point of diversion: do not have any
c) Give well drillers name and address and date the well was completed Fransen Brothers
Blackfoot, Idaho.

MICROFILMED

Arco Canal 10-1-71
mp

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

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: SW1/4, SE1/4 of Section 9, Township 3 North, Range 27 East, Boise Meridian
all irrigated land and watered from this permit when the decrees are off, as supplemental

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3 N	27 E	9			X 40					X 40									80

Total number of acres irrigated 80

10. Remarks: This Well was only operated about 30 days in 1966, and has never been turned on since, as there has been plenty of water from the present decrees, there was a small amount of sand, and we do not know to what extent it has since developed, the water level stands at about 25 feet, the water is conveyed from the pump to the canal through a steel pipe.

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

Aug 10, 1971
(Date)

O. Jones
(Signature)

State of IDAHO)
County of BUTTE) ss.

On this 10th day of August, 19 71, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

(Notary Seal)

Fred H. Boyer
Notary Public for Idaho
Residing at Arco, Idaho.

My commission expires 6/13 19 73

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

August 4, 1971

Re: Permit No. G-33054/34-2481

O. T. Jones
Box 156
Arco, Idaho 83213

Dear Mr. Jones:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit G-33054/34-2481 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within sixty days from the date of this notice of lapsing.

C. STEPHEN ALLRED
Deputy Director

CSA:DR

RECEIVED

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

IDENTIFIED NO.

22834

1

(A. T.)

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

WEIGHTED NO.

B. J. Miller (A. T.)

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

JUN 3 1971

3

GB

34-2481

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**



POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.



**RETURN
TO**

June 1, 1971

CERTIFIED MAIL #22834

Re: Permit No. G-33054/34-2481

O. T. Jones
Box 156
Arco, Idaho 83213

Dear Mr. Jones:

One of the conditions of approval of your water Permit No. G-33054/34-2481 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before August 1, 1971. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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


R. KEITH HIGGINSON
Director

Enc: Proof affidavit

MICROFILM

December 16, 1970

Re: Permit No. G-33054/34-2481 - PROTEST

Mr. O. T. Jones
P.O. Box 156
Arco, Idaho 83213

Dear Mr. Jones:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until August 1, 1971, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

MICROFILMED

O. T. JONES
Realtor

P. O. BOX 156
PHONE 527-3150

Lost River Agency

221 West Grand Avenue

PHONE 527-3097

ARCO, IDAHO 83213

November 25, 1970

CHIC A. JONES
Manager

P. O. BOX 70
NOTARY PUBLIC
LONG TERM REAL ESTATE
LOANS
BUSINESS OPPORTUNITIES
PHONE 527-3151

Dept of Water Administration
State House, Annex 2
Boise, Idaho. 83707

Re--Permit Number G-33054/34-2481

Dear Mr McEldowney -:

Thank you for your letter regarding the Affidavit of Publication and herewith you will find the same enclosed.

With regards to the protest by the Big Lost River irrigation Dist we believe that their regulations are that some kind of agreement be signed by the applicant before water is used through their system from wells, However this practice is being used through out the Valley.

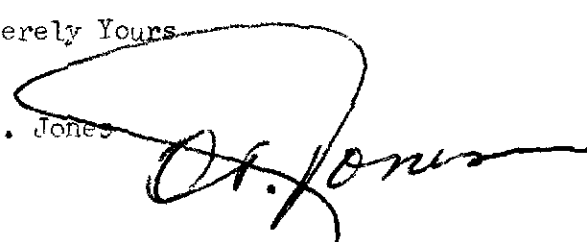
This permit is to provide Supplemental water for the 80 acres, as shown in the permit, and we are not asking for additional right in the Arco Canal, as we do not need this Water when the existing rights are running. This Tract of land has a valid permit for at least 80 Miners inches of water which has been used every Season for the past 5 Years.

When we have made arrangements with the irrigation District, we will send in our application for final proof.

Thanking you for your help in this matter, we are

Sincerely Yours

O. T. Jones



CENTRAL IDAHO . . .

Production center for High Class Livestock;
Commercial and Certified Potatoes; Hay
and Grain.

THE HEART OF THE BEST HUNTING
AND FISHING COUNTRY

encl--1, Affidavit of publication

OTJ/s

ATOMIC INDUSTRIAL AREA . . .

Center of Idaho AEC Operations
Extensive Development Possibilities

November 23, 1970

Re: Permit No. G-33054/34-2481

Mr. O. T. Jones
Post Office Box # 156
Arco, Idaho 83213

Dear Mr. Jones:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until August 1, 1971; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Arco Advertiser, Arco, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McElowney
Appropriation Supervisor

DWM:CM

MICROFILMED

November 17, 1970

Re: Permit No. 34-2481 (G-33054)

Big Lost River Irrigation District
Mackay,
Idaho 83251

Dear Sirs:

Pursuant to your protest against issuance of license on Permit No. 34-2481, we have advised the permit holder, Mr. O. T. Jones, that he will be required, prior to issuance of a license, to submit proof that he has authority to use the Arco Canal to convey his water from the point of diversion to the place of use. He has been advised that he should submit that evidence at the time he submits Proof of Completion of Works and Application of Water to Beneficial Use, which is due on or before August 1, 1971. We will place your protest on file and withhold any action until Mr. Jones has submitted his evidence of Completion of Works and Application of Water to Beneficial Use or until August 1, 1971.

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

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:kh

cc. Merrill & Merrill

RECEIVED
NOV 21 1970
MERRILL & MERRILL

November 17, 1970

Re: Permit No. 34-2481 (G-33054)

Mr. O. T. Jones
Box 156
Arco, Idaho 83213

Dear Mr. Jones:

Enclosed you will find a copy of the protest filed by Big Lost River Irrigation District against issuance of a license pursuant to your Permit No. 34-2481. You will notice that the protest deals primarily with your right to carry water from your point of diversion through their canal facilities on the Big Lost River Irrigation District also known as the Arco Canal. You should be aware that before we can issue a license on your permit you will have to have authority from the canal company permitting you to utilize said canal for conveyance of water to your lands. As part of your Proof of Completion of Works and Application of Water to Beneficial Use, which is due on or before August 1, 1971, you should include a copy of the agreement authorizing the use of the Arco Canal. We will place the protest on file until August 1, 1971.

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

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:kh

Enclosure

MERRILL & MERRILL
COUNSELORS AND ATTORNEYS AT LAW
POCATELLO, IDAHO 83201

October 30th, 1970

A L MERRILL (1888-1961)
R D MERRILL
W F MERRILL
S E CARDNER

Mr. Keith Higginson, Director
Idaho Department of Water Administration
Boise, Idaho

Re: Permit Number G-33054-34-2481

Dear Mr. Higginson:

Enclosed please find original and one copy of a Protest filed by the
Big Lost River Irrigation District protesting the issuance of license
relative to the above-captioned Permit.

We would be pleased if you would acknowledge receipt.

Sincerely yours,

MERRILL & MERRILL

By 
W. F. Merrill

WFM/r

Encl.

cc: Big Lost River Irrigation District, Mackay, Idaho

September 30, 1970

Re: Permit No. G-33054/34-2481

Mr. O. T. Jones
Box 156
Arco, Idaho 83213

Dear Mr. Jones:

Pursuant to your letter of September 28, 1970, please find enclosed a form for making proof of beneficial use of water. The form must be submitted to this department on or before August 1, 1971.

The legal notice for the above referenced permit is being published in the Arco Advertiser, Arco, Idaho on October 15 and October 22, 1970.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the Arco Advertiser upon payment of the bill of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: beneficial use form

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

September 30, 1970

Re: Permit Nos. G-33054/34-2481 - O. T. Jones
G-33097/34-2484 - Joseph R. Johnson

Arco Advertiser
Box "C"
Arco, Idaho 83213

Gentlemen:

Enclosed are two legal notices which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us galley proofs for our review before publication.

After sending us galley proofs, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notices on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the publications are to be paid by O. T. Jones, P.O. Box 156, Arco, Idaho, and by Joseph R. Johnson, RFD #1, Box 47, Arco, Idaho, to whom you should furnish affidavits of publication for each permit.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: two legal notices

MICROFILMED

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that O. T. Jones, Box 156, Arco, Idaho

G-33054/34-2481 issued by the Idaho Department of Water Administration authorizing the diversion storage of 3.0 cubic feet per second ~~cfs~~/feet³/~~s~~ of water from a ground water source.

The priority to be established under this permit is August 1, 1966
and the permit was approved August 1, 1966.

Water is to be diverted by well, pump, pipe, and canal
from a point within the NELSW $\frac{1}{4}$, Sec. 25, T. 4 N, R. 26 E, B. M., Butte County

to be used for irrigation

in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 3 N, R. 27 E, B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before August 1, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON, Director
Idaho Dept. of Water Administration

Published in the Arco Advertiser, Arco, Idaho
on the First ^(Oct. 15) and Second ^(Oct. 22, 1970) Weeks.
in October, 1970

Permit No. 34-2481

Director:

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

(Signature)

(Address)

(Date)

MICROFILMED

O. T. JONES
Realtor
P. O. BOX 156
PHONE 527-3150

Lost River Agency

221 West Grand Avenue
PHONE 527-3097

ARCO, IDAHO 83213
September 23, 1970

CHIC A. JONES
Manager
P. O. BOX 70
NOTARY PUBLIC
LONG TERM REAL ESTATE
LOANS
BUSINESS OPPORTUNITIES
PHONE 527-3151

State of Idaho
Dept of Water Administration
State House Annex 2
Boise, Idaho. 83707

Re-Permit Number G-33054 / 34-2481

Dear Mr McEldowney -:

This will acknowledge receipt of your letter with information regarding the new rules of procedure for making final proof of beneficial use on subterranean water permits.

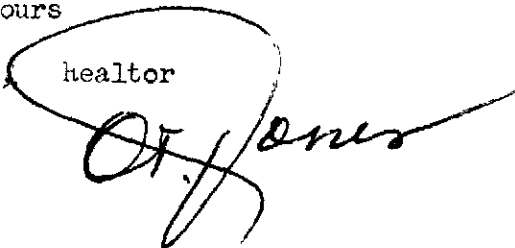
You will find enclosed the NOTICE OF EXISTING WATER PERMIT for publication in the Arco Advertiser, you will notice that we have marked the first and second weeks in October 1970 as the dates for publication, as we are anxious to make proof of Beneficial use as soon as possible, however if the first week in October, 1970 comes too soon, you may set it up as soon as you can.

Please send a few Blanks for making final proof of beneficial use, one for us and some for our Neighbors.

Thanking you for reminding us of our obligations, and for all of your splendid help in these matters.

Sincerely Yours

O. T. Jones, Realtor



encl 1, Notice of existing water permit
OTJ/s

CENTRAL IDAHO . . .

Production center for High Class Livestock;
Commercial and Certified Potatoes; Hay
and Grain.

THE HEART OF THE BEST HUNTING
AND FISHING COUNTRY

ATOMIC INDUSTRIAL AREA . . .

Center of Idaho AEC Operations
Extensive Development Possibilities

RECEIVED
SEP 24 1970

September 25, 1970

Re: Permit No. G-33054 (new no. 34-2481)

Mr. O. T. Jones
Box 156
Arco, Idaho

Dear Mr. Jones:

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

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: order
advertising package

MICROFILMED

APR 7 1967

Department of Reclamation

WELL OWNER:

Name J. H. Jones

Address Ashe

Owner's Permit No. 2-35054

NATURE OF WORK (check): Replacement well ☐

New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒

Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

16 "Diam. from 0 ft. to 42 ft

_____ "Diam. from _____ ft. to _____ ft.

"Diam. from _____ ft. to _____ ft.
 "Diam. from _____ ft. to _____ ft.

Diam. from _____ it. to _____ it
thickness of ceiling: _____ Material _____

Thickness of casing: _____ Material _____

Steel ☐ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☐ No ☐ Type of

perforator used:

Size of perforations: " by "

perforations from _____ ft. to _____ ft.

_____ perforations from _____ ft. to _____ ft.

perforations from _____ ft. to _____ ft.

perforations from _____ ft. to _____ ft.
 WAS SCREEN INSTALLED? ☒ Yes ☐ No

WAS SCREEN INSTALLED? Yes ☐ No ☐
 Manufacturer's name _____

Manufacturer's name
None

Type	Model No.
Diam	Slot size
	Set freq

Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

Diam. _____ Slot Size _____ Set from _____ to _____

CONSTRUCTION: Well gravel packed? Yes ☒

No. size of gravel Gravel

placed from ft. to ft. Surface sea
provided? Yes ☒ No ☐ What depth?

provided? Yes ☐ No ☐ To what depth?
ft. Material used in seal:

_____ it. Material used in seal: _____

Did any strata contain unusable water? Yes

No. ☐ Type of water:

Depth of strata	ft.	Method of seal
-----------------	-----	----------------

strata off: _____

Surface casing used?	Yes		No.	
----------------------	-----	--	-----	--

Cemented in place? Yes ☐ No ☒

Locate well in section

LOCATION OF WELL: County *Bentley*

N 5 1/2 S 1/4 Sec. 35 T. 4 N S R. 36 E W

33054

September 15, 1966

RE: Permit G-33054

O. T. Jones
P.O. Box 156
Arco, Idaho

Dear Mr. Jones:

Enclosed herewith is your amendment to point of diversion which has been recorded in this office under the above referenced permit. There is however, a recording fee of \$1.00 which you may remit to this department at your earliest convenience.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

HRB:efw

Encl: Amendment

33054

REAL ESTATE

*Lost River Agency**Serving Central Idaho . . . Land of Opportunity*

PHONE 327-3150

ARCO, IDAHO

September 13th, 1966

O. T. JONES
REAL ESTATE BROKER
LICENSED AUCTIONEER

NOTICE: PUBLIC
LONG TERM REAL ESTATE
LOANS
BUSINESS OPPORTUNITIES

RECEIVED
SEP 14 1966

Department of Reclamation
Room 107, State House
Boise, Idaho.

Department of Reclamation

Re--Subterranean Permit Number 33054

O. T. Jones Holder

Dear Sir -:

Please find enclosed APPLICATION FOR AMENDMENT, for Point
of Diversion signed by O. T. Jones and Ruby I. Jones, husband and
wife.

Please process this as soon as possible, as we only have
until October 1st, 1966 to share in the A. S. C. Program on these
wells.

Thanking you for your help in this matter, we are

Very Truly Yours

O. T. Jones
O. T. JONES, Realtor
P. O. Box 156
Arco, Idaho.

encl, APPLICATION FOR AMENDMENT---

CENTRAL IDAHO . . .

Production center for High Class Livestock;
Commercial and Certified Potatoes; Hay
and Grain.

THE HEART OF THE BEST HUNTING
AND FISHING COUNTRY

ATOMIC INDUSTRIAL AREA . . .

Center of Idaho AEC Operations
Extensive Development Possibilities

33054.

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

August 15, 1966

Re: Permit No. G-33054

O. T. Jones
Box 156
Arco, Idaho

Dear Mr. Jones:

We enclose Permit No. G-33054 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-10681 which was issued covering payment in the amount of \$ 5.25 for the filing fee of the above mentioned permit.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Enc: permit
receipt

33054

REAL ESTATE

Lost River Agency

O. T. JONES
REAL ESTATE BROKER
LICENSED AUCTIONEER

Serving Central Idaho . . . Land of Opportunity

NOTARY PUBLIC
LONG TERM REAL ESTATE
LOANS
BUSINESS OPPORTUNITIES

PHONE 105
ARCO, IDAHO

July 28, 1966

RECEIVED
AUG 1 1966

Department of Reclamation

33054
Reclamation Dept
State House
Boise, Idaho.

Re--Subterranean Water Permit

Dear Sir -:

Please find enclosed application for myself (O. T. Jones) together with map in duplicate.

As these Subterranean permits that are coming into your office from Butte County, Idaho, are co-operating through the ASC Office here in Arco, Idaho, and in as much as there is a deadline for the Wells to be in operation, it will be very much appreciated by all of us Farmers, and land owners, if these applications can be processed as soon as possible.

Thanking you folks there for your help in these matters,
we are

Very Truly Yours

O. T. Jones
O. T. Jones, Realtor
P. O. Box 156
Arco, Idaho.

CENTRAL IDAHO . . .

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ATOMIC INDUSTRIAL AREA . . .

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encl, Application and map in duplicate.

Check for \$5,25.

33054

