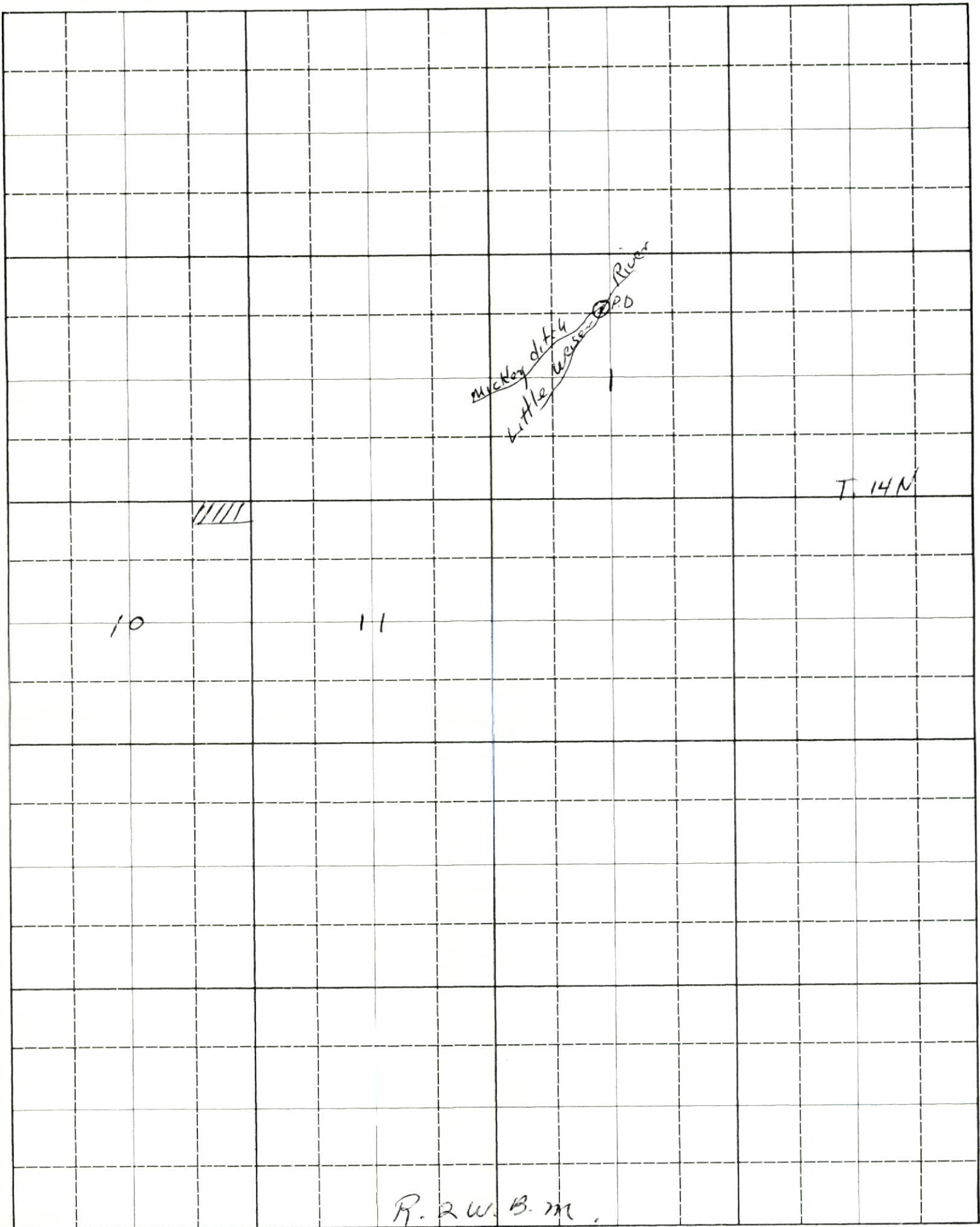


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

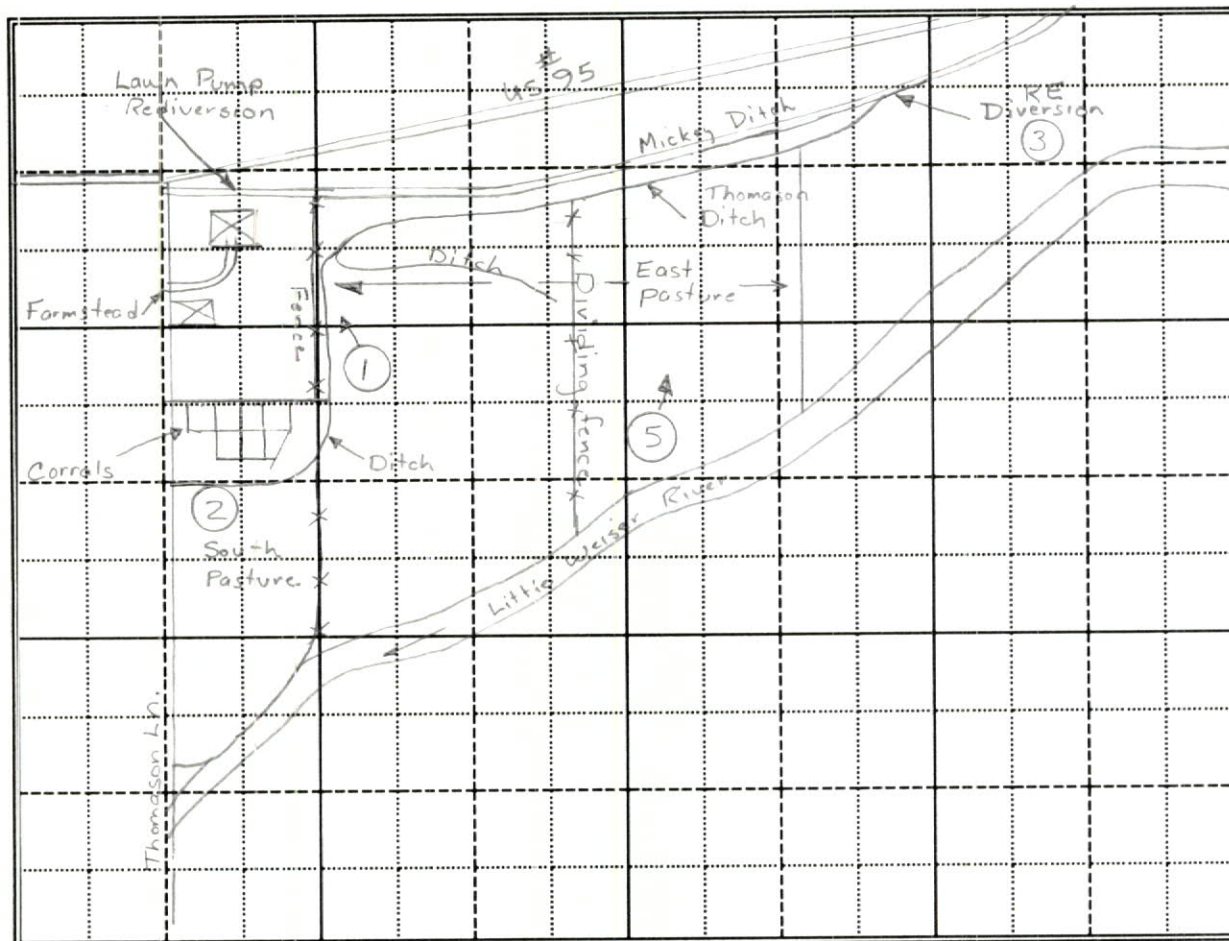


Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lloyd F. Thomason
(Applicant)

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = Not to scale.

○ = Photo #

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use: (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size ^{Model}
Lawn pump Rediversion	A.D. Smith	1	C4822EB101	Sta-Rite	DHE 50-3

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

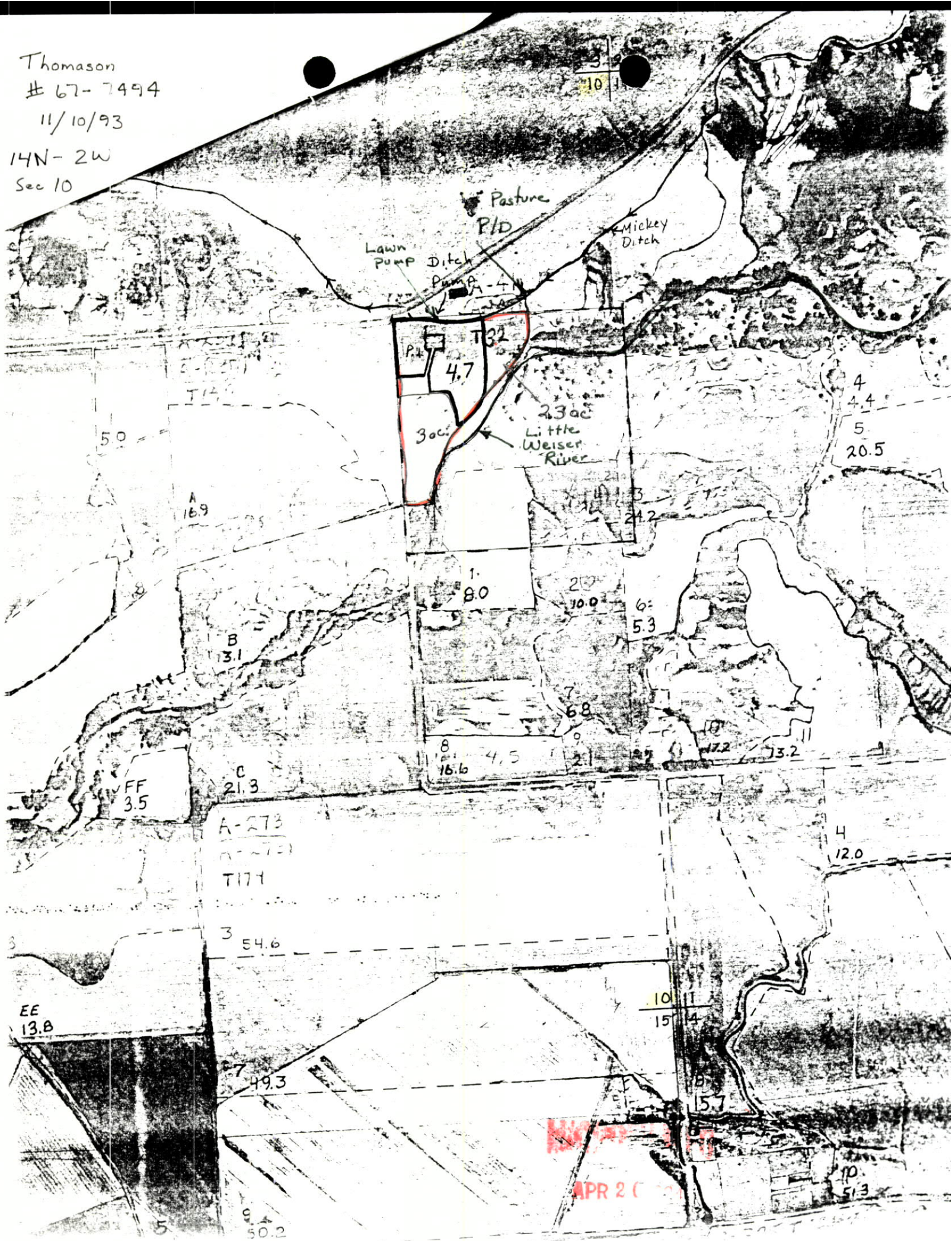
1.

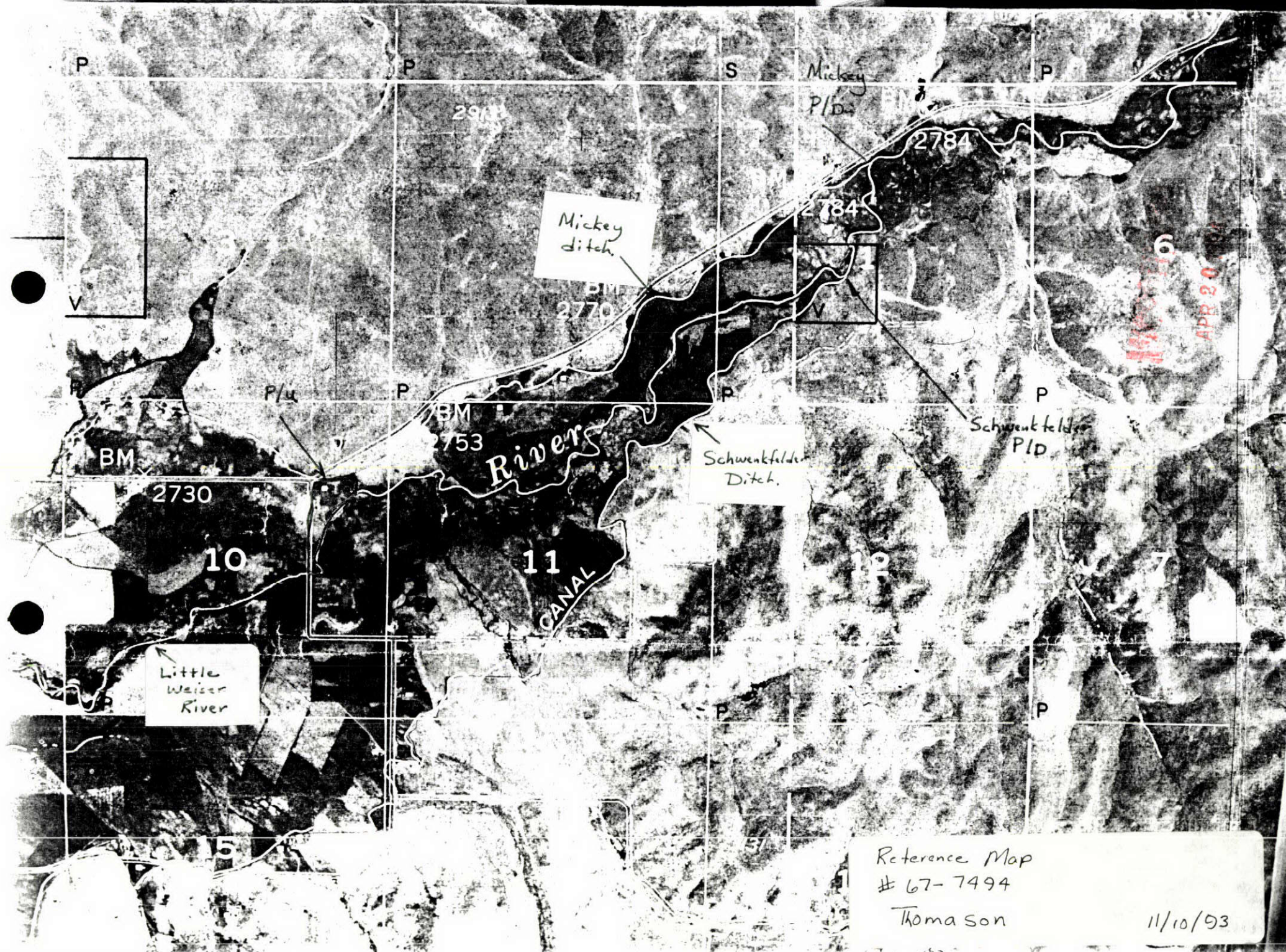
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None taken; deliveries discontinued for the season.

Thomason
67-7494
11/10/93

14N-2W
Sec 10

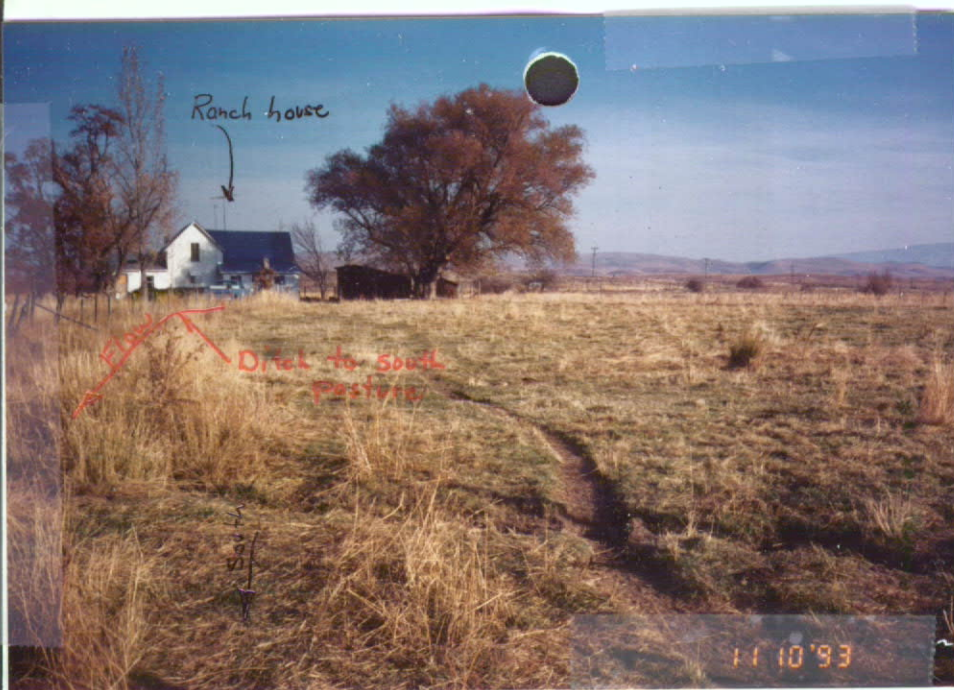




Reference Map
67-7494
Thomason

11/10/93

Thomason # 67-7994
11/10/93



1. Thomason farmstead and portion of east pasture, flood irrigation. House lawn irrigated with ditch pump and sprinkler system.



2. Pasture area south of corrals, flood irrigation also.



3. Diversion to Thomason ditch from Mickey ditch. Boards used to check flows in concrete structure.

APR 20 1994

11/10/93



4. Mickey Ditch above the Thomason diversion. Majority of the livestock had run off the area.



5. Pasture to the east of the farmstead, taken from the south border. Corrugates run from north to south.

APR 20 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 67-7494

1. Owner: Lloyd and/or Josephine Thomason Phone No. 257-3822
Current Address: HC 68 Box 2160, Cambridge, ID 83610
2. Accompanied by: Josephine Thomason EXAM. DATE: 9-30-87
Address: same as above Phone No. 257-3822

Relationship to Permit Holder: owner

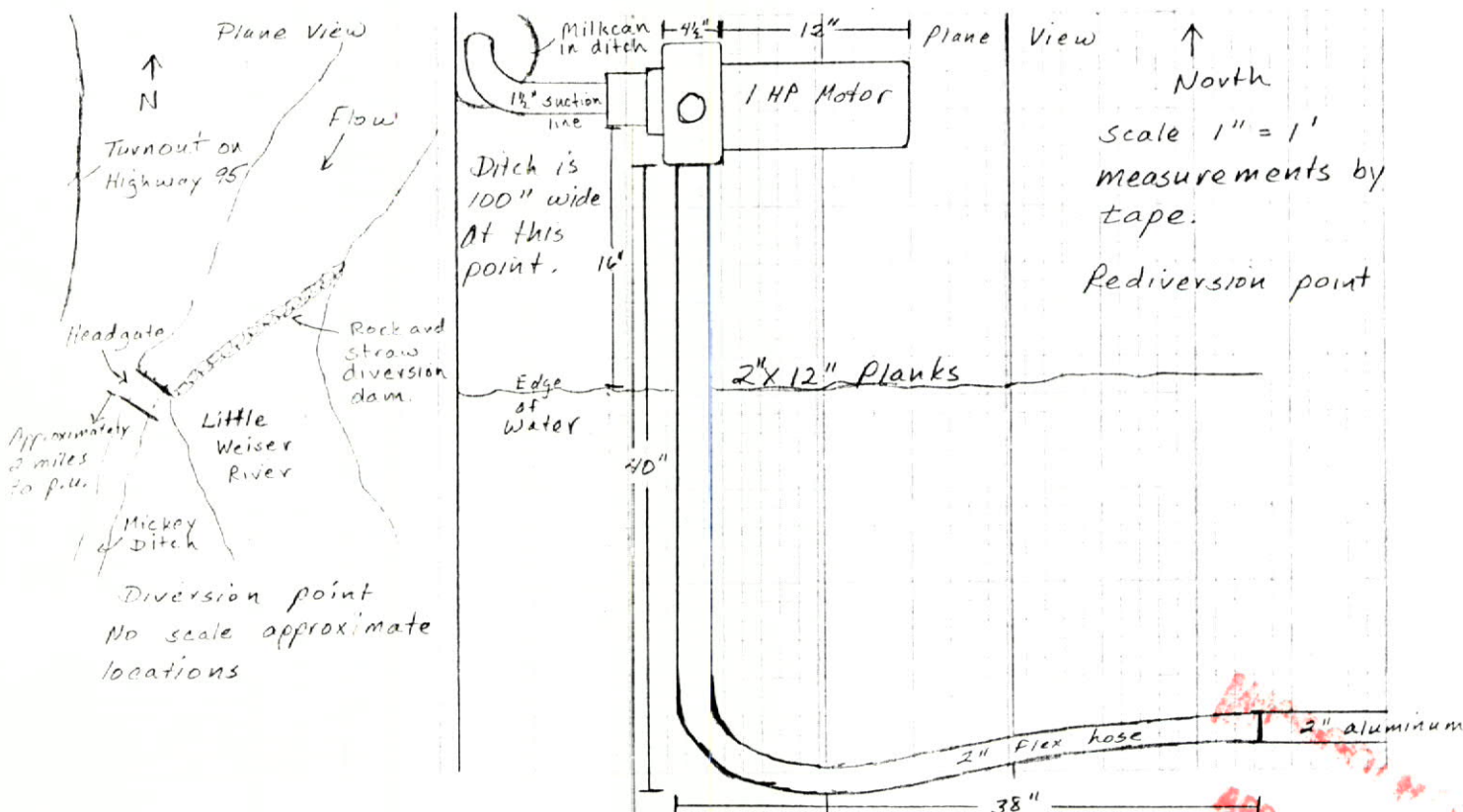
3. Source: Little Weiser tributary to Weiser River
River

B. OVERLAP REVIEW

1. Other water rights with same place of use: 67-0476 67-0485 67-2385 + 67-4316
☒ Copies Attached
2. Other water rights with same point of diversion: 67-7420 67-7508
☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

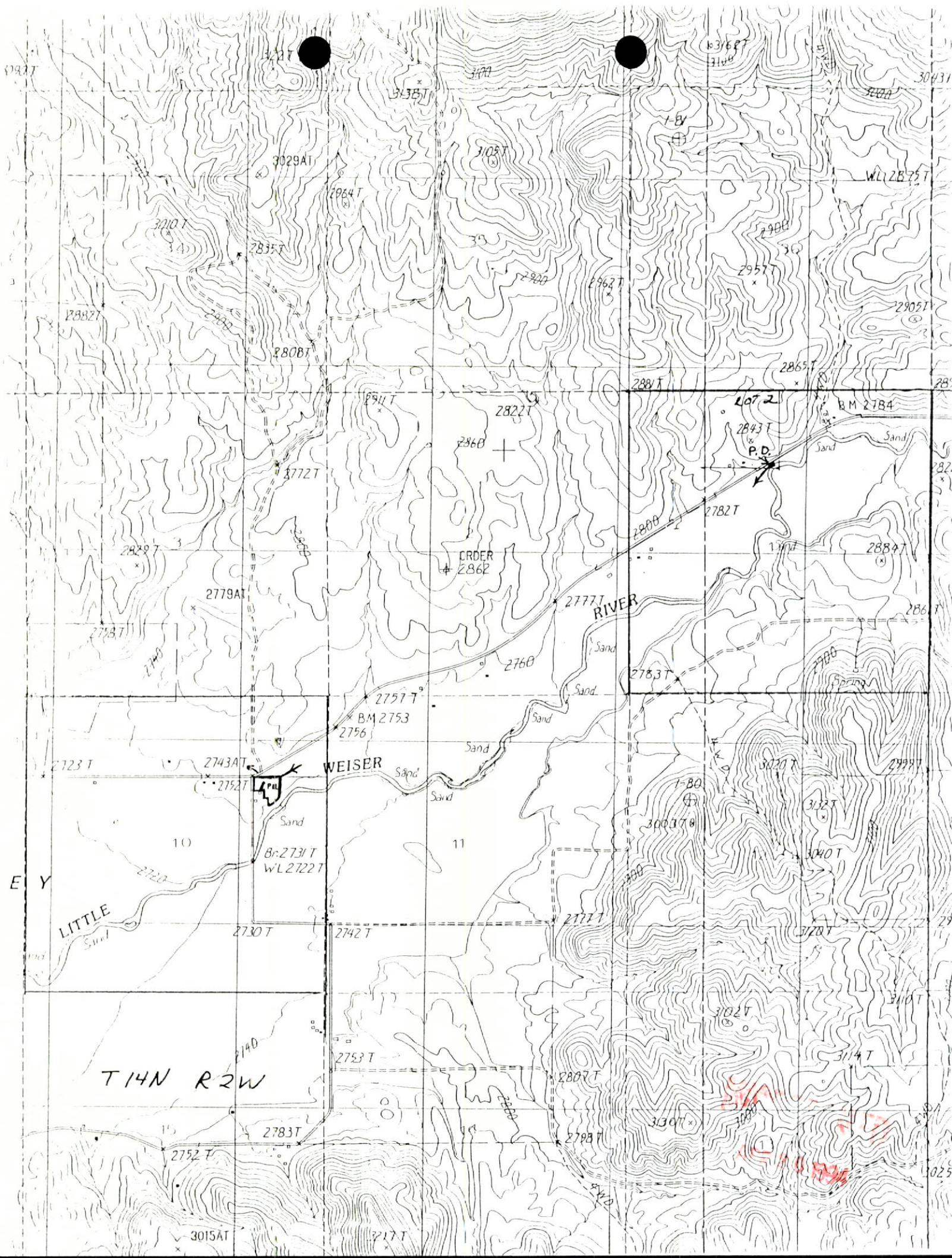
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).





Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Application

No. 67-7494 & No. 67-7495 as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two (2) consecutive weeks, the first publication of the

same being made in the issue dated April 24, 1980

and the last in the issue dated May 1, 1980 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Bert J. Rogers

Subscribed and sworn to before me this 2nd

day of May, 1980

Bert J. Rogers

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

67-7494

THOMASON, LLOYD F. &/or JOSEPHINE W.

CAMBRIDGE, ID 83610

Source: LITTLE WEISER RIVER tributary to WEISER RIVER

Date Filed: 04/07/1980

Amount: 0.29 CFS

Diversion Point: NENW Sec 01 T 14N R 02W, ADAMS Co.

Use: IRRIGATION (0.20 CFS) from 05/01 to 10/31

STOCKWATER (0.05 CFS) from 01/01 to 12/31

DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NENE Sec 10 T 14N R 02W FOR 10 ACRES

Diversion Means: DITCH

67-7495

NORRIS, C. H. &/or M. B. P. O. BOX 60, FRUITVALE, ID 83620

Source: WASTEWATER

Date Filed: 04/14/1980

Amount: 0.40 CFS

Diversion Point: SWNE Sec 26 T 17N R 01W, ADAMS Co.

Use: IRRIGATION (0.40 CFS) from 05/01 to 10/01

Place of Use: SWNE Sec 26 T 17N R 01W FOR 20 ACRES

Diversion Means: DITCHES & HEADGATES

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before MAY 12, 1980.

C. STEPHEN ALLRED

Director

Published 4/24 & 5/1/80.

Deposited
Water Rights Office

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07494

Priority: April 7, 1980

Maximum Diversion Rate: 0.23 CFS

Maximum Diversion Volume: 40.2 AF

This is to certify, that LLOYD F THOMASON
JOSEPHINE W THOMASON

3378 THOMASON LANE

CAMBRIDGE ID 83610

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 7, 1980; and has submitted Proof of Beneficial Use on June 25, 1985. An examination indicates that the works have a diversion capacity of .230 cfs of water from:

LITTLE WEISER RIVER

tributary to WEISER RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.20 CFS	40.0 AF
STOCKWATER	01/01 to 12/31	0.03 CFS	0.2 AF
	Totals	0.23 CFS	40.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENW), Sec. 1, Township 14N, Range 02W
ADAMS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N	02W	10	SENE	10		10

Total number of acres irrigated: 10

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

APR 20 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07494

CONDITIONS/REMARKS:

6. Use of water under this water right will be regulated by the watermaster of State Water District No. 67A.
7. The issuance of this right in no way grants any right-of-way or easement across the land of another.
8. No water shall be diverted under this right for irrigation purposes after June 15 of each year unless the prior approval of the watermaster is obtained.
9. This right when combined with Rights 67-00476 and 67-00485 shall provide no more than .02 cfs per acre nor more than 4.0 afa per for the lands above.
10. Stockwater use is for 150 range cattle.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 12TH day of MARCH, 1994.

Acting for  R. Keith Higginson, Director

APR 20 1994

APPROVED

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 67-07494

RECEIVED
MAR 04 1994
Department of Water Resources

Date of Priority: April 7, 1980

Maximum Diversion Rate: 0.23 CFS
Maximum Diversion Volume: 40.2 AF

Comes now

LLOYD F THOMASON
JOSEPHINE W THOMASON

HC 68 BOX 2160
CAMBRIDGE ID 83610

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 67-07494, and requests that the permit be changed as follows:

Source: LITTLE WEISER RIVER

tributary to WEISER RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.20 CFS	40.0 AF
STOCKWATER	01/01 to 12/31	0.03 CFS	0.2 AF
	Totals	0.23 CFS	40.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENW), Sec. 1, Township 14N, Range 02W
ADAMS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N	02W	10	SENE	10		10

Total number of acres irrigated: 10

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

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

Signed at Cambridge, Idaho, this 2 day of March, 1994.

RECEIVED

Josephine W. Thomason
(Signature)

APR 20 1994

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 67-07494

FOR DEPARTMENT USE ONLY

Preliminary check by BC Fee = 20⁰⁰ Received by dw # C029725 Date 3/4/94 ✓

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 67-07494 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 67A.
7. The issuance of this right in no way grants any right-of-way or easement across the land of another.
8. No water shall be diverted under this right for irrigation purposes after June 15 of each year unless the prior approval of the watermaster is obtained.
9. This right when combined with Rights 67-00476 and 67-00485 shall provide no more than .02 cfs per acre nor more than 4.0 afa per for the lands above.
10. Stockwater use is for 150 range cattle.

Witness my hand this 12TH day of MARCH, 1994.

Acting for R. Keith Higginson, Director

APR 20 1994

KEYPINCHED

4/86

RECEIVED

JUN 18 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

EXAMINATION FEE INFORMATION

For Office Use Only
 Fee Received NO FEE RECD
 Date 5/21/87
 Receipt #
 Receipt by
 Sent to S.O. 6/9/87 2

1. Permit No. 67-7494

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Lloyd F. Thomason3. Post Office Address: HC68 Box 2160 Cambridge Id 83610Telephone No. 205-257-38224. Source of Water: Mickey Ditch (LITTLE WEISER RIVER)5. Extent of Use: 2 Horses 8 CATTLEDomestic (No. of households) Stockwater ~~5~~ (No. and type of stock)Irrigation about 3 acres (acres) Other/Remark 6. Total rate &/or volume for which proof is submitted cfs acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

1980

8. Person to contact to accompany the department representative during the field examination:

LOVE SAME AS ABOVE

(Name)

(Address)

(Telephone Number)

☒ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner. I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date 5-21-87Signature of Permit Holder (and title, if appropriate) Lloyd F. Thomason

APR 20 1994

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
JUN 25 1985

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 67-7494

Name(s) of Permit Holder: Lloyd F. and/or Josephine W. Thomason ✓
H.C. 68 Box 2160

Post Office Address: Cambridge, Idaho 83610

Telephone No. 208-257-3822

Source of Water: Little Weiser River

Extent of Use:

Domestic 1 (number of households)

Stockwater Cattle 100 horses 6 sheep 60 (number and type of stock)

Irrigation 6 (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: _____

Measuring Device: Required? ☒ Yes ☐ No
Installed? ☐ Yes ☐ No

Flow Measurement Port: Required? ☐ Yes ☐ No
Installed? ☐ Yes ☐ No

Person to contact to accompany the Department representative during the field examination:

Josephine W. Thomason
(Name)

H.C. 68 Box 2160 Cambridge, Idaho 83610 208, 257-3822
(Address) (Telephone Number)

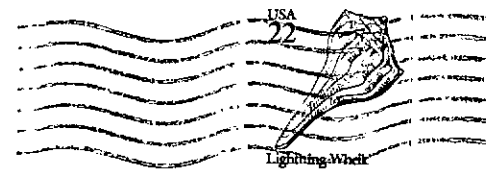
The above information is a true statement of the extent to which the above numbered permit has been developed.

June 24, 1985
Date

Josephine W. Thomason ✓
Signature of Permit Holder (and Title, if appropriate)

MICROFILMED

LLOYD F. THOMASON
H C 68 BOX 2160
CAMBRIDGE, IDA.
83610



Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Lloyd F. &/or Josephine W. Thomason Phone 257-3822

Post office address Cambridge, ID 83610

2. Source of water supply Little Weiser River which is a tributary of Weiser River

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 14N

Range 2W B.M. Adams County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.2 cfs for Irrigation purposes from 5/1 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.05 cfs for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.29 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

Gravity diversion into Mickey ditch, then diverted to place of use.

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10 Township 14N

Range 2W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 150 beef cattle, 50 sheep, 4 horses

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.

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

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

[illegible]

Total number of acres to be irrigated	10
---------------------------------------	----

c. Describe any other water rights used for the same purposes as described above. 2" of C. Ben Ross water.

9. a. Who owns the property at the point of diversion C. Winters

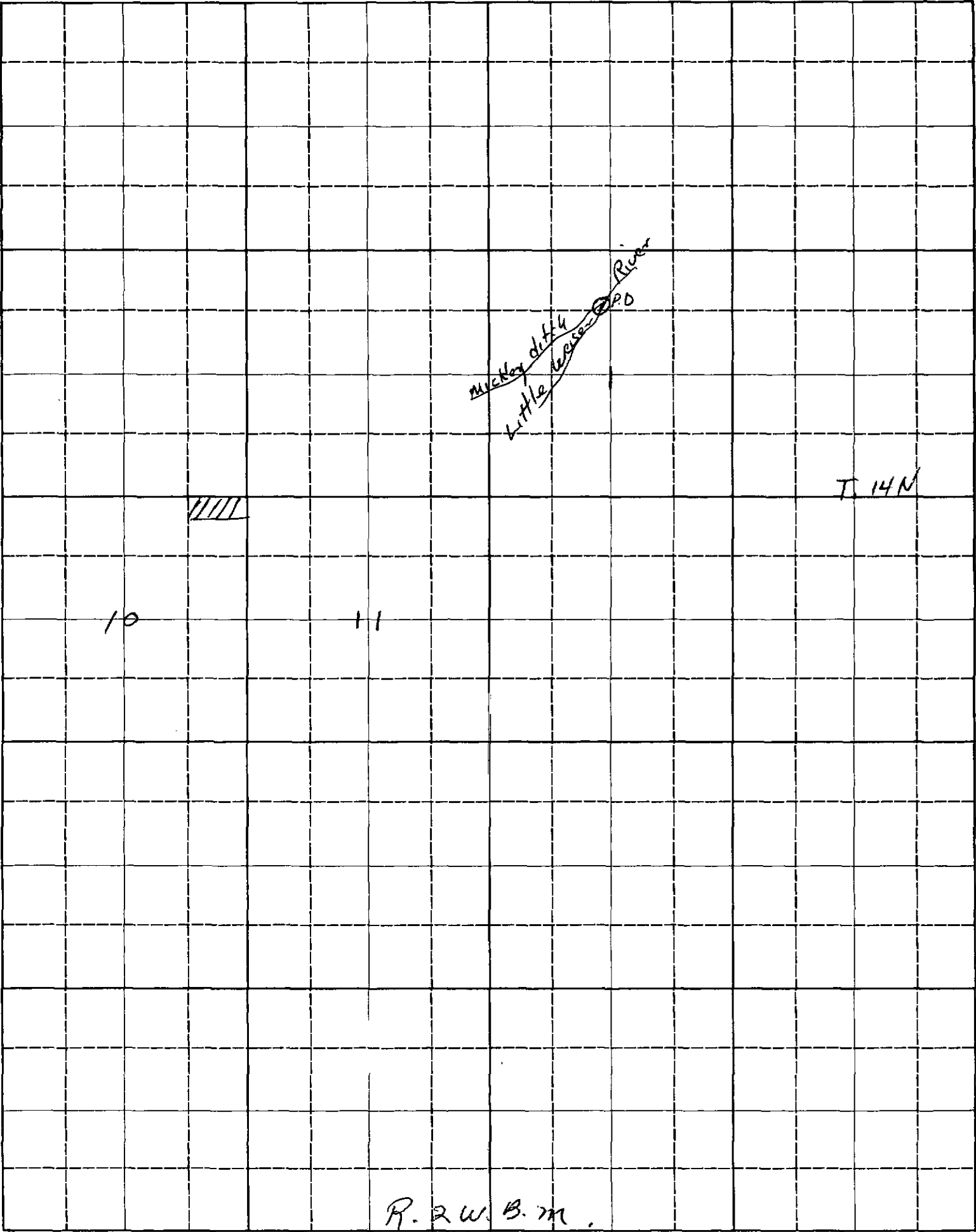
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

[illegible]

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lloyd F. Thomason
(Applicant)

Proposed Priority

4/7/80

Received by R.W.H. Date 4-7-80 Time 12:50 P.M.

Preliminary check by GLS Fee \$ 35⁰⁰ red. m. 16 235

Receipted by R.W.H. Date 4-7-80

Publication prepared by C.C. Date 4-17-80

Published in Adams County Leader

Publication dates 4-24 & 5-1-80

Publication approved Hut Date 5/12/80

Protests filed by: Little Weiser Irr. Dist. (4/12/80)

withdrawn 6/5/80

Copies of protests forwarded by Helen

Hearing held by McY, DBS Date 6/5/80

Recommended for approval denial by DBS Jim

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 67-7494, and said application is hereby approved.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 19 85.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) The issuance of this permit in no way grants any right-of-way or easement across the land of another. (2) Use of water under this permit is subject to control by the watermaster of State Water District # 67A, Little Weiser River. (3) A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works. (4) No water shall be diverted under this permit for irrigation purposes after June 15 of each year unless the prior approval of the watermaster is obtained.

Witness my hand this 2nd day of July, 1980.

J. Glen Saxton
Chief, Operations Bureau



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 25, 1994

RECEIVED
AUG 26 1994
Department of Water Resources

Mr. Dave Birchard
Watermaster, District No. 67-A
Box 52
Indian Valley, ID. 83632

RE: Lateral Waterusers Association and Related Topics

Dear Dave:

This letter serves to reply to your request of August 17, 1994 regarding a variety of concerns for the Wilkerson-Mickey Lateral Waterusers Association and other items. Also, Mr. Isaac Ward telephoned me on June 24, 1994 with concerns about a user on the Wilkerson-Mickey Ditch. I am sending him a copy of this letter in reply to his similar concerns.

Enclosed is information that I hope will answer your questions. Please bear in mind that I am not offering legal advice or representing that my conclusions are necessarily the correct interpretation of Idaho statutes. Instead, I offer my best estimate of the content of the statutes for your consideration. You and/or the irrigation district might wish to solicit legal advice from a qualified party.

Lateral Association Articles and By-Laws

Two samples are included that outline articles of association and by-laws for lateral associations recently organized in southwest Idaho. It is suggested that the lateral manager keep written records of water deliveries and other field work for reference in case of questions or problems. Also, it is a good idea to include some language that specifically allows the lateral manager to regulate a user's headgate if necessary to maintain priority deliveries.

Irrigation District Ditch Manager Responsibilities

You asked if the irrigation district could control use of irrigation district water (reservoir water, in this case) past the head of a delivery ditch. It appears from I.C. Sec. 42-903, 42-909 and 42-910 that an irrigation district can appoint a lateral manager to perform the same duties described by Idaho law for a lateral waterusers association manager.

Mr. Dave Birchard
August 25, 1994
Page 2

Caution must be exercised in this operation. The irrigation district ditch manager can only control the delivery to individual headgates along a common ditch for irrigation district water but not for natural flow deliveries. For the Little Weiser River scenario, this means that irrigation district control can be used for the distribution of storage water in a ditch but not for the distribution of natural flow in the same ditch.

The only exception to the preceeding paragraph is a case where the ditch in question receives irrigation district (storage) water and other water from the Watermaster (natural flow) and where the users are organized in a lateral waterusers association. The Wilkerson-Mickey Ditch is the only one established in this manner as far as I am aware.

Thomason Water Rights Via Wilkerson-Mickey Ditch

With respect to the Thomason property located in SENE, Sec. 10, T14N, R2W, several deliverable water rights are found that divert water through the Wilkerson-Mickey Ditch. The rights are Nos. 67-00476 (1881), 67-00485 (1886) and 67-07494 (1980). You asked about the latter right in particular. That right is clearly diverted through the ditch in question as shown by the enclosed copy of the 1993 field examination.

License No. 67-07494 also describes redirection points where water is withdrawn from the Wilkerson-Mickey Ditch. Refer to the field examination for details. While the right allows water to be withdrawn from the ditch, the date of priority and license condition No. 8 are key controlling factors for use of the right. The license cannot be used unless water is available to satisfy a 1980 natural flow right from the Little Weiser River.

Appropriate articles of association and by-laws for the lateral waterusers association for the ditch should provide the means to regulate use of right No. 67-07494 and all other water rights using the ditch.

I hope this information helps you in your efforts to regulate use of natural flow and/or storage water obtained from the river. Please contact this office if you need additional help.

Sincerely,



Steve Lester
Water Rights Supervisor

Enclosure

c: Isaac Ward, Little Weiser River Irrig. Dist.
Josephine Thomason



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 14, 1994

LLOYD F THOMASON
JOSEPHINE W THOMASON
3378 THOMASON LANE
CAMBRIDGE ID 83610

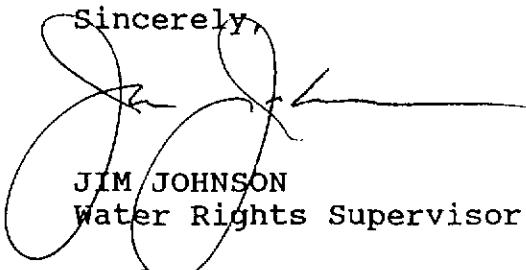
RE: WATER RIGHT NO. 67-07494

Dear Water Right Holder(s):

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

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

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

APR 20 1994



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 25, 1994

LLOYD F THOMASON
JOSEPHINE W THOMASON
HC 68 BOX 2160
CAMBRIDGE ID 83610

RE: WATER RIGHT NO. 67-07494

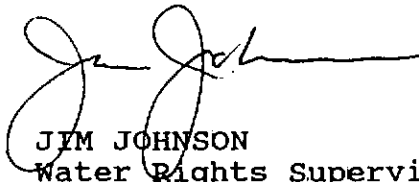
Dear Water Right Holder(s):

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

The enclosed application for amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 14 days.

If you do not concur with this information, please contact me as soon as possible.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

*We haven't moved
but the address
has been changed
from HC 68 Box 2160*

*To
3378 Thomason Lane*

Thank you J.T.

RECEIVED

APR 20 1994

WR0749NP
No. L67-07494

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/23/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY	WATER USE	USE PERIOD		DIVERSION RATE	DIVERSION VOLUME
		DATE		FROM	TO		
C	LLOYD F THOMASON	04/07/1980	IRRIGATION	04-01	10-31	0.20 CFS	40.00 AFA
C	JOSEPHINE W THOMASON		STOCKWATER	01-01	12-31	0.03 CFS	0.20 AFA
	HC 68 BOX 2160						
	CAMBRIDGE ID 83610						
	(208) 257-3822						
TOTAL DIVERSION:						0.23 CFS	40.20 AFA

Water Source: LITTLE WEISER RIVER

Tributary to: WEISER RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.23 CFS

Point(s) of Diversion: T14N R02W S01 Lot 03(NENW)

ADAMS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				SUM
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
14N	02W	10	:																	:
																				10.0
																				TOTAL ACRES
																				10.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: ADAMS

Other Water Rights with Same Point(s) of Diversion and Source:
67-07494 67-07508

Other Water Rights Listing Overlapping Place(s) of uses:
67-00476 67-00485 67-04316

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 67A.
- 004 - The issuance of this right in no way grants any right-of-way or easement across the land of another.

Remarks: No water shall be diverted under this right for irrigation purposes after June 15 of each year unless the prior approval of the watermaster is obtained.
This right when combined with Rights 67-00476 and 67-00485 shall provide no more than .02 cfs per acre nor more than 4.0 afa per for the lands above.
Stockwater use is for 150 range cattle.

Dates: App. Received: 04/07/1980 Priority Date: 04/07/1980
Proof Due Date: 07/01/1985 Proof Made Date: 06/25/1985
Exam Made Date: 09/30/1987 Exam Sent to S.O.: 02/01/1994
Licensed Date:

WR0750NP
(00-138)

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT

DATE: 02/23/94
PAGE: 1

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM				
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac							
L6707494	T14N R02W S10 LITTLE WEISER RIVER																					
	:					10	:			:			:					10				
6700476	LITTLE WEI :					1	:			:			:	1				:				
A6700476A	LITTLE WEI :					10	:			:			:					10				
6700485	LITTLE WEI :					1	:			:			:	1				:				
A6700485A	LITTLE WEI :					25	:			:			:	40				65				
* 6702385	LITTLE WEI :			05	16	13	:	15	30	32	35	:	20	30	28	10	36	35	38	39	:	382

* Little Weiser In District

LICENSE REVIEW CHECKLIST

Permit # 67-7494 Date 2-23-94 Brenda Chapman

NAME	Yes <u> </u> No <u> </u>	Or Address Change?
PRIORITY DATE	<u> </u> <u> </u> <u> </u>	Advance? <u> </u> Advanced to: <u> </u> Order to Reinstate Needed? <u> </u> Incorrect Fee for rate recommended? <u> </u>
SOURCE	<u> </u> <u> </u>	Changes? Clarification of Originally Intended source <u> </u> Notice of Intent to Void - Source change.
P/D	<u> </u> <u> </u>	Amendment Needed? <u> </u> <u>Do Not (because man made source)</u> Overlap(s) <u>ADD REDIVERSION POINT</u> <u>NOT OUT OF STREAM OR RIVER</u>
P/U	<u> </u> <u> </u>	Amendment Needed? <u> </u> <u>CHANGE TO SENE OF SEC 10</u> Overlap(s) <u>(OLD DECREES 67-0476 + 485)</u>
TOTAL CFS	<u> </u> <u> </u>	Measurement Done? <u> </u> <u>NO DOMESTIC</u> <u>150 cattle = .03</u> Allowable Amount: <u>10 acres x .02 = .20</u> Capacity of System: <u>.23</u>
TOTAL VOLUME	<u> </u> <u> </u>	Season of Use: <u>C/4.0 (4-1 to 10-31)</u> Calculations: <u>150 cattle = .20 af</u> <u>10 acres = 40.0 af</u> Flow limit: <u>.20 x 2.14 x 1.9835 = 84.8</u>
USES	<u> </u> <u> </u>	Change(s) in Nature of Use? <u> </u> Amendment Needed? <u> </u>
REMARKS	<u>W34</u> <u> </u>	Multiple P/Ds in 1/4 1/4? <u> </u> Special Overlap <u> </u>
CONDITIONS	<u>R01</u> <u> </u> <u>R04</u> <u> </u> <u> </u> <u> </u> <u>004</u> <u> </u>	Measuring/Locking Devices W/Master Control - District <u>67A</u> Irrigation Overlap Water Quality Other <u> </u>
COMMENTS:	<u>Reduce rate; delete domestic</u>	

RECOMMENDED	CFS	DIV VOL
<u>Irrigation</u>	<u>.20</u>	<u>40</u>
<u>Stockwater</u>	<u>.03</u>	<u>.20</u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>

AMEND P/U
LICENSE

1ST AMEND LETTER P41
2ND AMEND LETTER P47

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

FEB 03 1994

Department of Water Resources

Re-examination

Reference 9/30/87 Field Exam.

A. GENERAL INFORMATION

Permit No. 67-7494

1. Owner: Josephine W. Thomason

Phone No. 208 257-3822

Current Address: HC 68, Box 2160, Cambridge, ID 83610

2. Accompanied by: Mrs. Thomason, owner

EXAM DATE: 11/10/93

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: Little Weiser River

tributary to Weiser River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 67-0476, 67-0485, 67-2385, 67-4316

2. Other water rights with the same point of diversion: 67-7420; 67-7508 - other lands.
67-0476 -
67-2385 - C Ben Ross Storage.

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
Mickey Ditch	3		NE	NW	1	14N	2W	Adams	Topographic Map.
Thomason ditch			NE	NE	10	14N	2W	Adams	Rediversion from Mickey Ditch.
Lawn rediversion			SE	NE	10	14N	2W	Adams	Rediversion from Mickey Ditch.

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	2W	10				10.0													10.0
						5													

APR 20 1994

④



☒ Photo of Diversion and System Attached

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	^{Model} Pump Serial No. or Discharge Size
Rediversion Lawn pump	A.D. Smith	1	C4822EB101	Sta-Rite	DHE 50-3

1.

2. **Measurements:** None taken; deliveries discontinued for the season.

APR 20 1994

E. NARRATIVE/REMARKS/COMMENTS

* Reference 9/30/87 Field Exam done by Carter Fritschle.

* See conversation memorandum attached for the reason a new field exam was done.

Flows under this permit are initially diverted from the Little Weiser River into the Mickey ditch, which serves several users, (controlled by #67A water dist.). From the Mickey ditch, flows are then rediverted into the Thomason Ranch ditch that runs parallel, see photo #3. The irrigated ground consists of 3 small pastures, that are flood irrigated north to south. The ranch house lawn is irrigated by a cent. pump placed in the Mickey ditch, see 9/30/87 field exam.

Although the 1987 field exam listed only 10 hd. of cattle, there presently were approx. 150 hd. plus pasturing in the area. They are wintered/calved when the pastures are open for short periods year-round. Appears stockwater is available when not froze over, see photo #4.

No domestic use found.

Other water rights at Pt. of diversion - users on Mickey ditch

→ Other water rights at place of use:

#67-0476 - Decreed $5/8$ " per acre; same pt. of diversion + place of use.

67-0485 - utilizes Schwenkfelder ditch as conveyance, south of Little Weiser River place of use, (see map)

67-2385 - C Ben Ross storage, Little Weiser Irrigation Dist.

67-9316 - Claim; Schwenkfelder ditch as conveyance, south of Little Weiser River place of use. (see map)

* Limit use of this right (67-07494) combined with #67-0467 to .02 cfs/acre. irrigation

Reduce flow rate to $3/8$ " per acre or .08 cfs total irrigation for #67-07494.

Also combined with #67-2385 (C. Ben Ross) should not exceed .02 cfs/acre total.
Storage

Have conditions of permit approval been met? ☒ yes ☐ no

* Adjudication Claim filed 7/20/89

APR 20 1994

F. FLOW CALCULATIONS

Measured Method:

Irrigation

$$.02 \frac{\text{CFS}}{\text{Acre}} \times 10 \text{ acres} = .2 \text{ CFS}$$

Theoretical

$$\text{Lawn pump} = \frac{(1 \text{ hp}) \times 8.8 \times .7}{(40 \text{ psi} \times 2.3 \text{ ft/psi})} = .07 \text{ CFS}$$

Additional Computation Sheets Attached

No domestic use found.

Stockwater = .05 CFS (101 ± head cattle)

Reduce to
combine with
#67-0967

$$.2 \text{ CFS} \times \frac{3}{8} = .08 \text{ CFS Total}$$

(see narrative section)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 10 \text{ acres} \times 4 \text{ ac-Ft} = 40 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .08 \times 184 \text{ days} = 14.7 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \frac{36.8 \text{ afa}}{14.7 \text{ afa}}$$

2. Volume Calculations for Other Uses:

$$\text{Stockwater} = (.05 \text{ CFS}) \times 365 \text{ days} \times 1.9835 = 36.2 \text{ afa}$$

No domestic use.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	5-1	10-31	.08 CFS	14.7 afa
Stockwater	1-1	12-31	.05 CFS	36.2 afa
Totals:			.13 CFS	50.9 afa

2. Recommended Amendments - Omit domestic use.

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

I. AUTHENTICATION

Field Examiner's Name John W. Ventra Date 11/10/93

Reviewer _____ Date _____

SEAL:

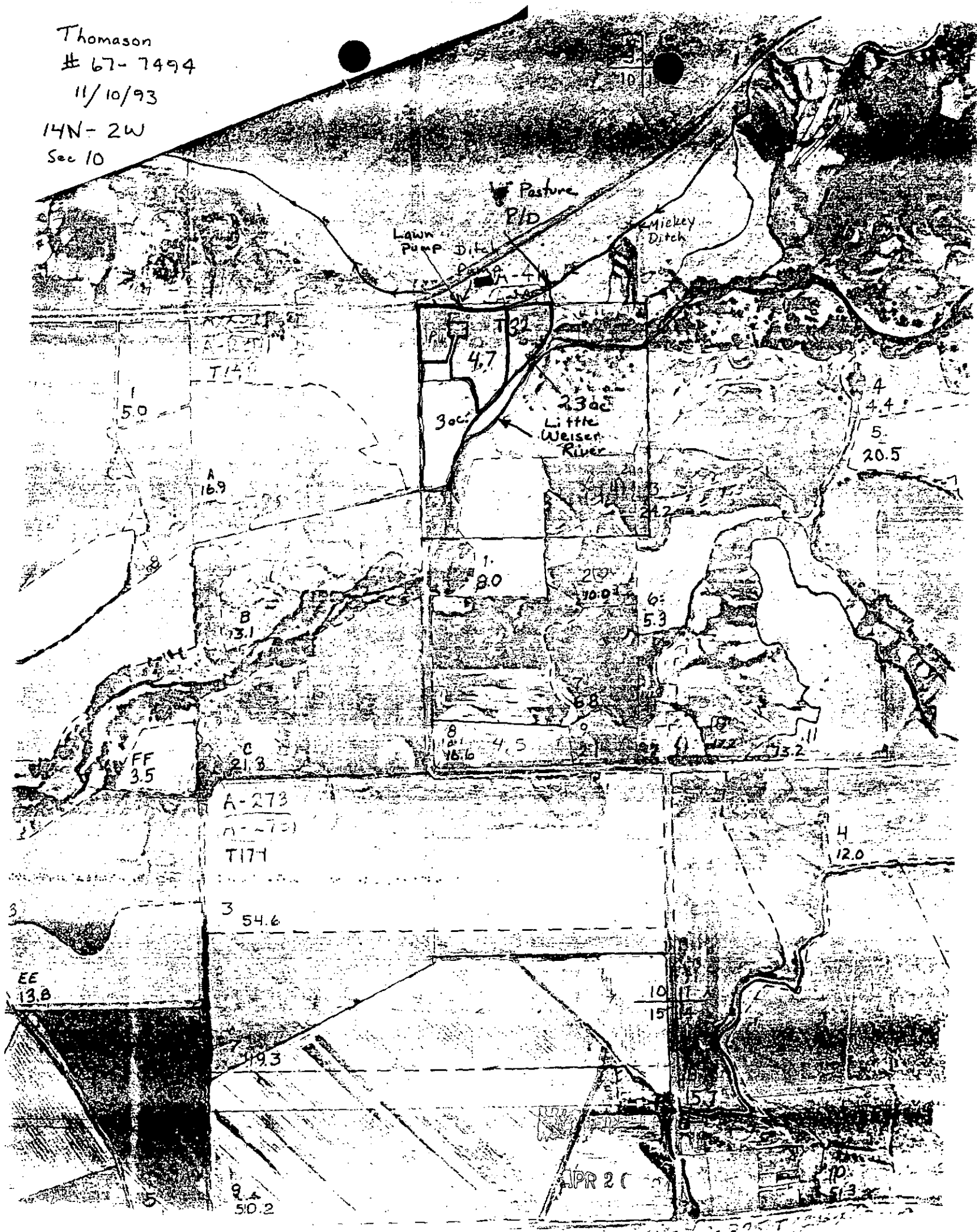
APR 20 1994

Thomason
67-7494

11/10/93

14N-2W

Sec 10



CONVERSATION MEMORANDUM

DATE 11/10/93FILE 67-07494NAME OF PARTY Jo ThomasonEMPLOYEE J. Westra, Western Reg.RE: Field Exam - redo. (7/20/89 Memo From Jan Shurte to Kay Walker.)

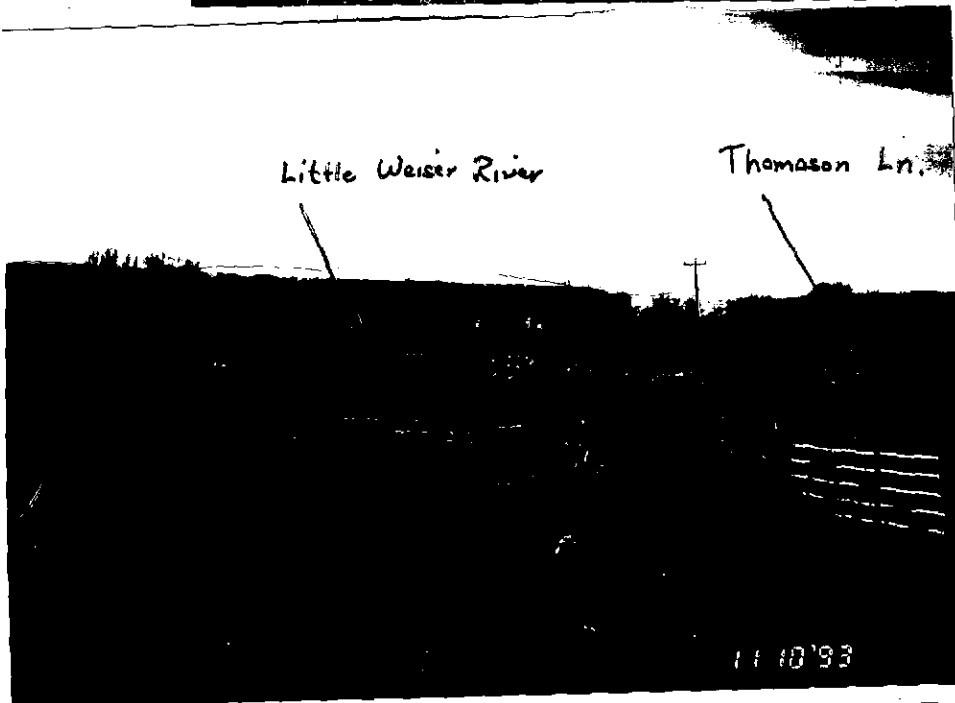
Mrs. Thomason indicated her nephew had assisted Carter Fritschle with
the 9/30/87 inspection. Mr. Thomason had passed away just prior to the
field exam, and her nephew was not familiar with the irrigation system.
Involved with other matters, Mrs. Thomason was not aware what had
happened.

APR 20 1994

Thomason #67-7494
11/10/93



1. Thomason farmstead and portion of east pasture, flood irrigation. House lawn irrigated with ditch pump and sprinkler system.



2. Pasture area south of corrals, flood irrigation also.



3. Diversion to Thomason ditch from Mickey ditch. Boards used to check flows in concrete structure.

APR 20 1994

Thomason # 67-07494

11/10/93

Little
Weiser
River

4. Mickey Ditch above the Thomason diversion. Majority of the livestock had run off the area.

11 10 '93

11 10 '93

11 10 '93

5. Pasture to the east of the farmstead, taken from the south border. Corrugates run from north to south.

APR 20 1994

May 19, 1992

LLOYD F. THOMASON
JOSEPHINE W. THOMASON
HC 68 BOX 2160
CAMBRIDGE ID 83610

RE: Water Right No. 67-07494

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement.

APR 20 1994

purposes. This type of coordination could minimize the impact on existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

RECEIVED

JUN 10 1994

RECEIVED

DATE

7/20/89

JUL 25 1989

Department of Water Resources

FROM

Jan Thute

TO

Kay Walker

SUBJECT

Exam for 67-7494

Please return this exam to me —
 I helped Mrs. Thomason with
 filing her rights and she stated
 10 acres rather than the 4.7 acres
 shown by Carter. The sprinkles & flood
 irrigate which Carter didn't see on the
 exam — nephew assisted. Please return for exam

SIGNATURE

APR 20 1990

FROM Carter Fritschle

DATE 7-26-89

TO File 67-07494

SUBJECT The area outlined on the aerial photo is the land Mrs. Thomason stated was irrigated by this system. She emphasized that she did not irrigate very much land with this water right (I think she referred to it as a few acres). The land to the east and south of the outlined area did not appear to have ever been irrigated. The land to the north of the ditch may have been irrigated in the past, however it did not appear to have been irrigated in 1987 with Carter Fritschle water from this water right. SIGNATURE

APR 20 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

67-7494
Permit No.

P.D. NENW 1
14N 2W

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad

P. 4. NENE S 10
14N 2W

RECEIVED

P.D. L ☐ Check for Government Lots. If so, make a copy of Governmental

MAR 20 1988

3 Check of P/D index CA 9-28-87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☒ Add acres or uses to existing system ☐ Increase rate of flow or volume

☐ Other: _____

Check of P/U index CA 9-28-87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: _____

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? CA 9-21-87 (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Parton Lutzsch 9-30-87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent Qw 2/1/88 (Initial and date)

Exam Reviewed by Manager of Regional Office Dns 2/29/88 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office SA 3/10/88 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

APR 20 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 67-7494

1. Owner: Lloyd and/or Josephine Thomason Phone No. 257-3822

Current Address: HC 68 Box 2160, Cambridge, ID 83610

2. Accompanied by: Josephine Thomason EXAM. DATE: 9-30-87

Address: same as above Phone No. 257-3822

Relationship to Permit Holder: owner

3. Source: Little Weiser tributary to Weiser River
River

B. OVERLAP REVIEW

1. Other water rights with same place of use: 67-0476 67-0485 67-2385 + 67-4316

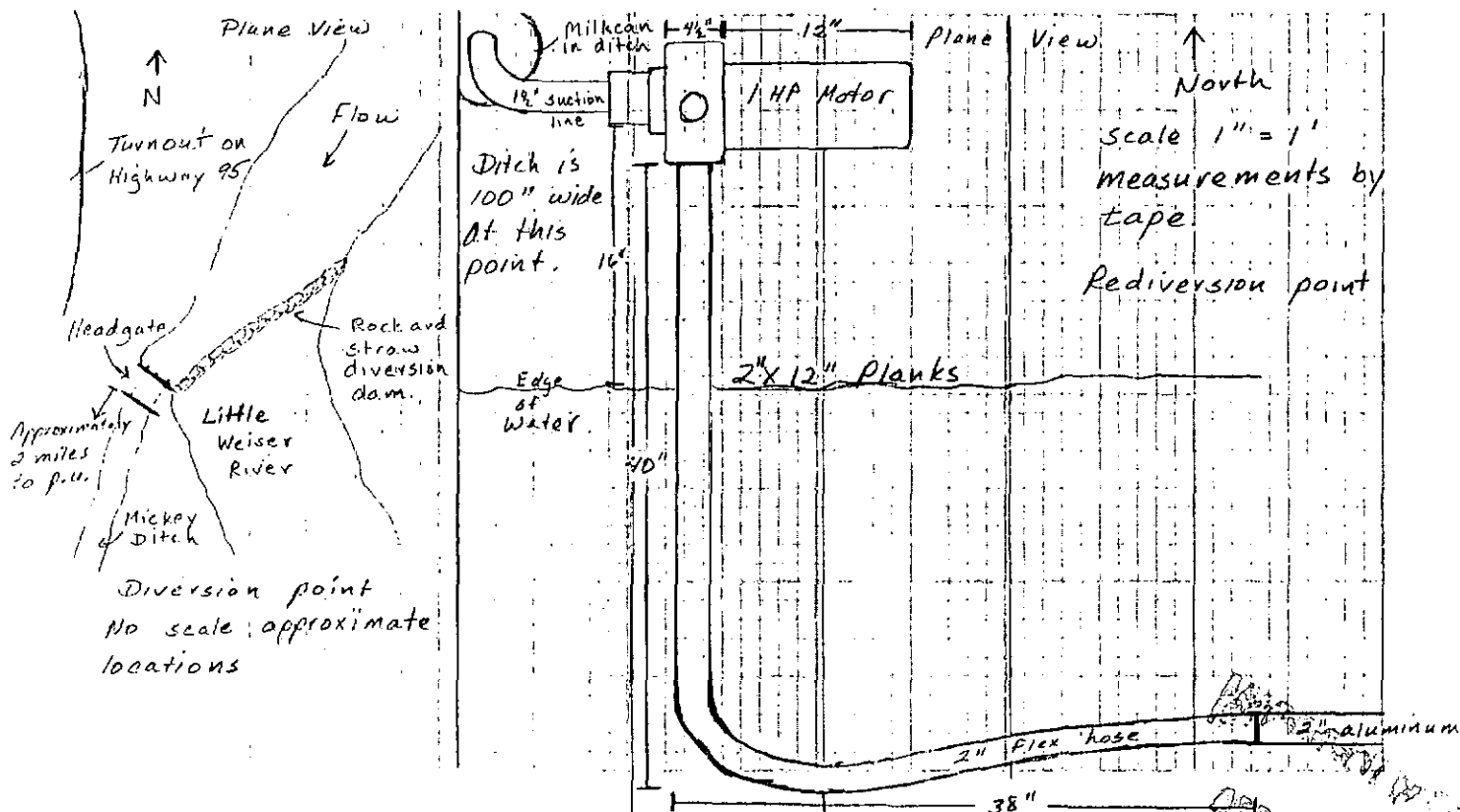
☒ Copies Attached

2. Other water rights with same point of diversion: 67-7420 67-7508

☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe id. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

APR 20 1988

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

The system has a 5' diameter pipe with a screw-type headgate to divert water from the Little Weiser River. A temporary diversion dam made of rocks and straw bales was constructed across the river channel at the time of the exam. The water is rediverted from the ditch by a 1 H.P. centrifugal pump. The water is pumped into 2" aluminum handlines with Rain Bird Model 30 sprinkler heads.

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Model Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Rediversion point	A.D. Smith	1	C4822EB101	Sta-Rite	DHE 50-3

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	3		NE	NW	1	14N	2W	Adams	Topographic Map

6. Place(s) of Use:

Indicate Method of Determination Aerial Photo

Twp.	Rge.	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	
14N	2W	10				4.7													4.7
						5													

Do not use this space

APR 20 1994

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
None						

2. Measurements:

No measurements were possible, the system was disconnected for the winter.
2 horses and 8 head of cattle water directly from the Mickey Ditch. 10 head allow 0.2 cfs $4.7ac \times 0.03 = 0.14$ cfs, ~~however~~
~~no fee paid, allow 0.04 cfs~~. No domestic use found.
See memo, fee waived

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

$$\frac{1 \times 8.8 \times 0.8}{20 \times 2.3} = 0.15 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi $\times 2.31 =$ _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) $\times$ (4) $\div 18.8 =$ _____ (5)

Meter Input KW: $3.6 \times$ _____ KH $\times$ _____ CTR or _____ MULT $\times$ _____ PTR $\times$ _____ N/ _____ T = _____ (6)

Meter Input HP: (6) $\times 1.34 =$ _____ (7)

Panel Input KW: _____ Ave PF $\times$ _____ Ave Volts $\times$ _____ Ave Amps $\times .001732 =$ _____ (6)

Panel Input HP: (6) $\times 1.34 =$ _____ (7) Efficiency: (5)/(7) $\times 100 =$ _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{i.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4.7 \times 4 = 18.8 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.14 \times 184 \times 1.9835 = 51.1 \text{ at}$$

$$V = \text{Smaller of } V_{i.R.} \text{ and } V_{D.R.} = 18.8 \text{ afa}$$

2. Volume Calculations for Other Uses:

10 head allow 0.2 afa
 $0.02 \times 365 \times 1.9835 = 14.5 \text{ afa}$

$$0.2 < 14.5$$

APR 20 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

that irrigate 4.7 acres of pasture. Stockwater for 10 head of cattle and/or horses (which are watered directly from the ditch) was approved for year round use on this permit. This seems to be impractical, (no chance to clean the ditch) but not impossible. 67-7420 and 67-7508 are for other lands along the Mickey Ditch. The Mickey Ditch also carries C. Ben Ross Reservoir Water and a weir for measuring all of the water for all of the water rights in this ditch is located approximately 200' downstream from the head gate. This weir is removed when irrigation water is not available.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Irrigation	5-1	10-31	0.04 0.14	14.6 afa
Stockwater	1-1	12-31	0.02	0.2
Totals:			0.04 0.16	14.8 14.8

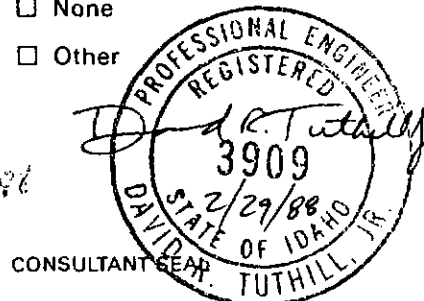
2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name Carter Eritschle
 Signature Carter Eritschle
 Certification Date _____
 Field Report Preparation Date 9-30-87

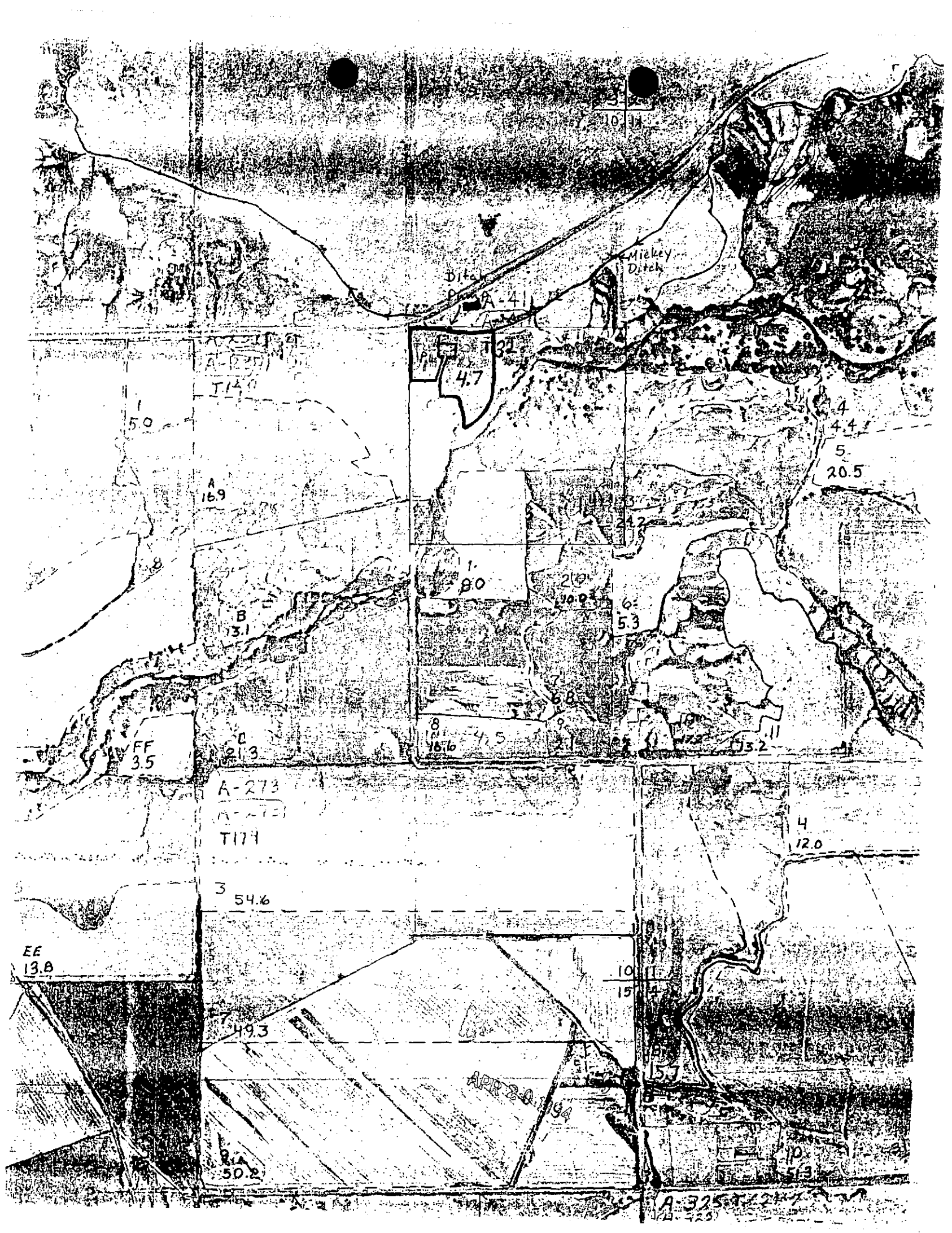
4/1/88

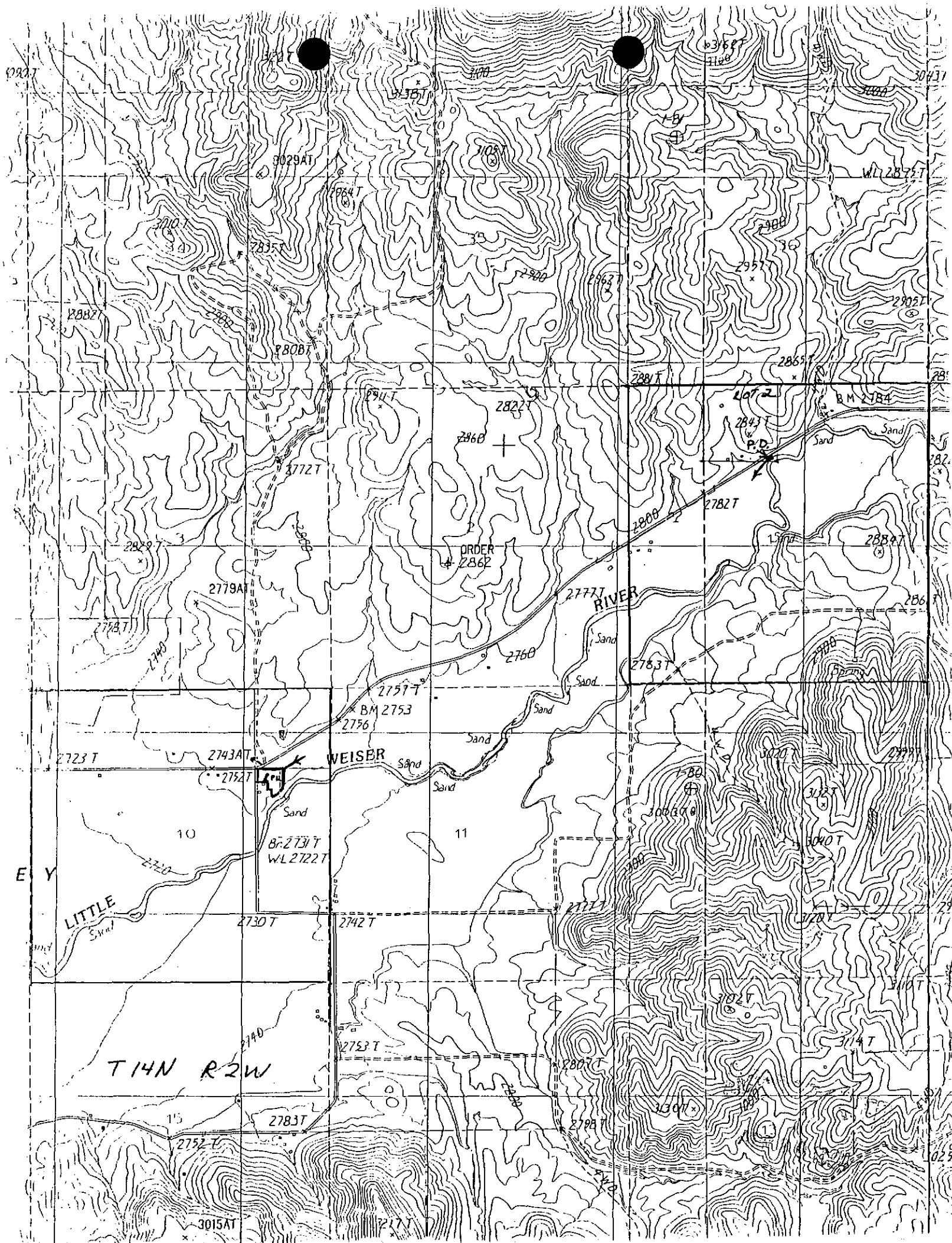


K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

- Condition R 31
- Use of water under this ^{water right} permit is subject to control by the watermaster of State Water District #67A, Little Weiser River.
- No water shall be diverted under this water right for irrigation purposes after June 15 of each year unless prior approval of the watermaster is obtained.
- A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

APR 20 1988





FROM

Jan Thuit

TO

File No. 67-7494

SUBJECT

Fee Reg. Waived

DATE

5/22/87

Mr. + Mrs. Thomason came in today
+ stated that they had called in
to schedule an exam and someone
from our office said they would be out
in their area and stop by. They assumed
then that this had been done and so since
they seemed quite honest I feel the fee should
be waived and did not charge them. I

APR 20 1994

SIGNATURE



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

67-7494
THOMASON, LLOYD F.
THOMASON, JOSEPHINE W.
HC 68 BOX 2160
CAMBRIDGE, ID 83610

138279

April 10, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

APR 20 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JULY 31, 1985

LLOYD F. THOMASON
HC68 BOX 2160
CAMBRIDGE

ID 83610

RE: Permit No. 67-7494

Dear Permit Holder:

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

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 334-2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,
s/Judy Fense
Secretary

RECEIVED

APR 20 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138951

THOMASON, LLOYD F. & JOSEPHINE W.
CAMBRIDGE, ID 83610

PROOF DUE NOTICE

APRIL 30, 1985

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 67-7494 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A FORM WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE FORM OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 67-7191
Name(s) of Permit Holder(s): Lloyd F. & Josephine W. Thomas on
Post Office Address: Cambridge, Idaho 83610
Tel. No. 257-3822

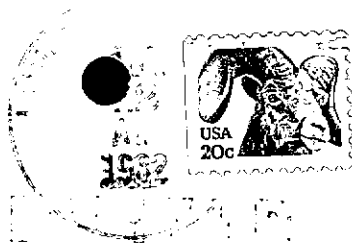
- ☐ I hereby certify that construction of diversion works for the above referenced permit began on is completed (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:
APR 20 1992

*Note: A financing difficulty is
not an acceptable reason.

Date

Signature of Permit Holder

Lloyd F. Thompson
2068 Box 2160
Cambridge, Idaho 83610



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

PAID
MAY 1932
MAY 1934

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

THOMASON, LLOYD F. & JOSEPHINE W.
CAMBRIDGE, ID 83610

JULY 23, 1980

RE: PERMIT NO. 67-7494

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL AND MAINTAIN A MEASURING DEVICE AT YOUR POINT OF DIVERSION. WE HAVE ENCLOSED A DESCRIPTION OF THE DIFFERENT TYPES OF MEASURING DEVICES ACCEPTED BY THIS OFFICE.

PLEASE BE ADVISED THAT THERE IS INSUFFICIENT NATURAL FLOW AVAILABLE IN THE LITTLE WEISER RIVER AND TRIBUTARIES TO PROVIDE WATER FOR A NEW APPROPRIATION THROUGHOUT THE ENTIRE SEASON OF USE. DURING THE SPRING RUN-OFF EACH YEAR, THERE MAY BE A PERIOD OF TIME IN WHICH THE PRIOR RIGHTS TO THE USE OF THE NATURAL FLOW AND STORAGE ARE FILLED LEAVING WATER AVAILABLE FOR YOUR PERMIT. AS THE NATURAL FLOW DIMINISHES, HOWEVER, THERE MAY BE NO WATER AVAILABLE FOR YOUR RIGHT UNLESS YOU ARRANGE FOR AN ADDITIONAL SOURCE OF WATER AS A SUPPLEMENTAL SUPPLY.

THE EXERCISE OF THIS PERMIT MAY ALSO BE AFFECTED BY THE COURT'S DETERMINATION OF WATER RIGHTS IN THE CASE OF IDAHO POWER COMPANY V. STATE OF IDAHO, ET AL., CIVIC NO. 62237, CURRENTLY PENDING BEFORE THE DISTRICT COURT OF ADA COUNTY. SINCE THE USE OF WATER UNDER YOUR PERMIT MAY AFFECT THE FLOWS IN THE SNAKE RIVER BETWEEN MILNER DAM AND HELLS CANYON, THE FINAL DECISION IN THIS CASE MAY DETERMINE TO WHAT EXTENT THE EXERCISE OF YOUR PERMIT IS SUBJECT TO WATER RIGHTS OF IDAHO POWER. WHILE THE ADA COUNTY COURT IS EXAMINING THIS QUESTION, IDAHO POWER COMPANY HAS NOT FILED A SPECIFIC PROTEST TO YOUR PERMIT. HOWEVER, THE DEPARTMENT OF WATER RESOURCES HAS BEEN ADVISED THAT THE POWER COMPANY IS NOT WAIVING ANY OF ITS RIGHTS TO CONTEST OR LIMIT THE EXERCISE OF YOUR PERMIT OR SUBSEQUENT LICENSE.

NOT RECORDED

RE: PERMIT 67-7494

PAGE 01
JULY 23, 1980

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TOTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

NOTES

①

Conference 67-7489 67-7494
67-7485
67-7483

WEISER COURT
HOUSE
JUNE 5 1980
10:30 am

Hearing officer Norm Young - Dave Shaw

~~Steve~~ Applicants

Orlando
John SCHWENKFELOER

Lloyd THOMASON

Dave Dickerson

John Schwenkfelder

- IRRIGATED first in 1966 on this ground
IRRIGATED 5 acres in 1968 (?) for fall grain start
- based on his right on ② that others have done so.
② Paid 3% of cost of irrig dist & reservoir
others have paid only 1 1/2%.
③ Ben Ross not being filled to capacity -
more critical for those using land
under reservoir -

Lloyd Thomason

North side of river - take out of Wilkerson
Mixer Ditch -
2" of water from decreed right & can be
waste water below them - irrigated
pastures below them on ditch
maybe 20 acres
Now irrigate 5 or 6 acres

Stock water & domestic uses have been
going since 1896(?)

The 2" of decree & storage applies to
domestic & stock - ~~not intended~~
to develop more domestic or stock uses

District is not protesting domestic & stockwater as used in past

Dickerson

To be used on ground already irrigated under old right WR #2211 (8/14/06)

wants this 1"/acre

#2211 was not included in main decree if redecreed he would drop this one and go back to #2211

"Ball" water comes in below & doesn't affect this proceeding

Some new ground applied for - maybe $\frac{1}{2}$ new

Plenty of water in river today to satisfy rights

If all legal uses were stopped would not be a water shortage -

Purpose is to file on present uses & give watermaster the tools he needs to accurately deliver.

Grain & Hay operation - bulk is flood water ^{are} don't need until fall -

Larry Walker

June 15 is about the date C. Ben Ross is commenced to release

Richard Higgins - out of dist - has waste water rights filed with dept. - 1952 priority sometimes comes back in fall

Reservoir license for 6000 acres irrigated July 4 this is typical data for storage water

Terry Jaeger - old permit with
solid June 15 date -

Conference concluded by applicant
& Protestants signing an agreement
that permits could be issued with season
up to 6/15 each year. Use after
that date only after clearance with
watermasters.

All 4 apps are to be treated the
same. Terry Jaeger permit issued
some time ago is to be modified to
reflect same.

Dept will develop process to
insure that same ~~for~~ condition
applies to future applications.

In the matter of protested applications)
for permits 67-7485 in the name of)
John d/or Roberta Schwankfelder,) Agreement
67-7489 in the name of David F.)
Dickenson and 67-7494 in the name)
of Lloyd F d/or Josephine Thomason)

We the undersigned hereby withdraw our
protest against the above referenced applications
for permits with the condition that no
water will be diverted under any of these
permits after June 15 without first
obtaining approval from the water master.

Signed this 5 day of June 1980 at
Weiser, Idaho.

Malcolm H. Kuey

Chairman of the Board
Little Weiser Irrigation District

We the undersigned agree to ~~the~~^{use} ~~the~~^{use} the
water under these permits with the above
condition and recognise that all use of water is subject
to prior water rights and the control of the watermaster.

John W. Schwankfelder

David Dickenson

Lloyd F. Thomason

67-7483 - AUSTIN B. ROBBINS
67-7485 - JOHN &/or ROBERTA SCHWENKFELDER
67-7489 - DAVID F. DICKERSON
67-7494 - LLOYD F. &/or JOSEPHINE THOMASON
ADAMS COUNTY COURTHOUSE

THURSDAY, JUNE 5, 1980 at 10:30 A. M.

ROSTER OF ATTENDANCE

HEARING CONDUCTED BY Norm Young & Dave Shaw

<u>Name</u>	<u>Address</u>	<u>Representing</u>
Steven R Keller	Weiser	visiting
Larry C. Walker	Weiser -	Little Weiser
John W. Schwankfelder	Cambridge	myself
Malcolm H. Wiley	IV	Little Weiser Trg Dis
David Dickerson	comb	Self
Lloyd F. Thomason	Cambridge	Attorney representing self
James Cole	Weiser Idaho	
Otis Babcock	Indian Valley Id.	water master
Shel H. Dunsell	Cambridge	Dist 67 - Little Weiser
Allen Buchanan	Indian Valley	Dist 67 - Little Weiser
Mark McKee	Cambridge	
Richard Higgins	Cambridge	
Larry Jaeger	Cambridge	

RECORDED

No. 978112

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See Reverse)

SENT TO		Lloyd F. & or Debra Thompson	
STREET AND NO.			
P.O., STATE AND ZIP CODE		Cambridge, IP 85610	
POSTAGE		\$	
CONSULT POSTMASTER FOR FEES	CERTIFIED FEE	¢	
	SPECIAL DELIVERY	¢	
	RESTRICTED DELIVERY	¢	
	RETURN RECEIPT SERVICE	SHOW TO WHOM AND DATE DELIVERED	¢
		SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
		SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
		SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES		\$	
POSTMARK OR DATE 5/26/80			

PS Form 3800, Apr. 1976

RECEIVED
MAY 27 1980

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, leaving the receipt attached, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space
reverse

1. The following service is requested (check one).
☒ Show to whom and date delivered \$
☐ Show to whom, date, and address of delivery \$
☐ RESTRICTED DELIVERY
 Show to whom and date delivered \$
☐ RESTRICTED DELIVERY
 Show to whom, date, and address of delivery \$
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
 Lloyd F Thompson W. Thompson
 Cambridge, MD 83610
 MAY 30 1980

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 Department of Water Resources
 Western Regional Office
 (Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY
 5-29-80

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK
 MAY 29 1980
 CLERK'S INITIALS

clearing notice: 107-7494

RECEIVED
 MAY 30 1980
 107-7494

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

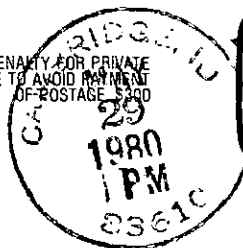
Print your name, address, and ZIP CODE in the space below.

- Complete Items 1, 2, and 3 on the reverse.
- Moisten gummed ends and attach to front of article if space permits. Otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

**RETURN
TO**



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300



(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

RESOURCES

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTEST AGAINST APPROVAL OF THE)	
APPLICATION FOR PERMIT NO. 67-7494 IN THE NAME)	NOTICE OF COMBINED CONFERENCE
OF LLOYD F. AND/OR JOSEPHINE W. THOMASON)	AND/OR HEARING
_____)	

On April 7, 1980, Lloyd F. and/or Josephine W. Thomason filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On May 9, 1980, the Department received a protest against approval of said application from the Board of Directors of the Little Weiser Irrigation District.

The Department has set the matter of protest for conference and/or hearing for Thursday, June 5, 1980, at 10:30 a.m., in the Adams County Courthouse, Council, Idaho. This conference and/or hearing will be combined with the conferences and/or hearings of Austin B. and/or Ruth E. Robbins, Application No. 67-7483; John and/or Roeberta Schwenkfelder, Application No. 67-7485; and David F. Dickerson, Application No. 67-7489. Any hearing will be held in accordance with provisions of Chapter 2, Title 42, and Chapter 52, Title 67, of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

In accordance with Idaho Code, Section 42-203, the following issues are involved in the consideration of the application and protest:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes at the expense of the requesting party. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

RECEIVED
JUN 10 1980
WATER RESOURCES

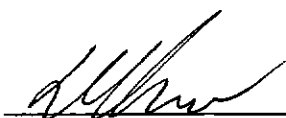
If the hearing is conducted by a hearing officer appointed by the Director, rather than the Director himself, a proposed decision will be submitted to the parties and the parties will be afforded an opportunity to file exceptions to the proposed decision and present briefs and oral arguments to the Director prior to the issuance of a final decision by the Director. This procedure is required by Idaho Code, Section 67-5211.

By written stipulation, the parties may waive compliance with Idaho Code, Section 67-5211. If the hearing is conducted by a hearing officer, the hearing officer will ask the parties at the close of the hearing whether they would like to make such a stipulation.

Failure to waive compliance with Idaho Code, Section 67-5211 will not prejudice the Director's review of a party's evidence and arguments. However, such a waiver will shorten the decision-making process and may expedite substantially the issuance of a final decision. Whether compliance with Section 67-5211 is waived will not affect a party's right to petition for a rehearing of the final decision pursuant to Rule 11 of the Department's Rules of Practice and Procedure or affect a party's right to appeal the final decision to the District Court.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department to dismiss without prejudice the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 23 day of May, 1980.



DAVID B. SHAW
Western Region Supervisor



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

May 12, 1980

Lloyd F. Thomason
Cambridge, Idaho 83610

Dear Mr. Thomason:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to your Application No. 67-7494. The Department suggests you contact the protestant(s) directly in an effort to determine the nature of the protest(s) and to attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

Enc.

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

May 12, 1980

RE: 67-7494

Little Weiser Irrigation District
Council, Idaho 83672

Gentlemen:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

RECEIVED
MAY 15 1980

Council, Idaho
May 8, 1980

State of Idaho
Department of Water Resources
State Office
450 West State St.
Boise Idaho

Attention Dave Shaw:

Dear Mr. Shaw,

The Board of Directors of the Little Weiser Irrigation District wish to protest the filing of Lloyd F. &/or Josephine W. Thomason of Cambridge, Idaho, filing No. 67-7494. The Board wishes to protest the inclusive dates therein.

Thank you for your consideration.

Yours truly,

Maida Lawrence
Maida Lawrence, acting Secretary

RECEIVED

RECEIVED

MAY 9 1980

Department of Water Resources
Western Regional Office

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of **The Adams County**

Leader, a newspaper; that a copy of the "Notice of Application" of

No. 67-7494 & No. 67-7495

as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two (2) consecutive weeks, the first publication of the

same being made in the issue dated April 24, 1980

and the last in the issue dated May 1, 1980 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said " Notice " as aforesaid.

Bert J. Rogers

Subscribed and sworn to before me this 2nd

day of May, 19 80

Reynold J. Young

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

67-7494

THOMASON, LLOYD F. &/or JOSEPHINE W.

CAMBRIDGE, ID 83610

Source: LITTLE WEISER RIVER tributary to WEISER RIVER

Date Filed: 04/07/1980

Amount: 0.20 CFS

Diversion Point: NENW Sec 01 T 14N R 02W, ADAMS Co.

Use: IRRIGATION (0.20 CFS) from 05/01 to 10/31

STOCKWATER (0.05 CFS) from 01/01 to 12/31

DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NENE Sec 10 T 14N R 02W FOR 10 ACRES

Diversion Means: DITCH

67-7495

NORRIS, C. H. &/or M. B.

P. O. BOX 60, FRUITVALE, ID 83620

Source: WASTEWATER

Date Filed: 04/14/1980

Amount: 0.40 CFS

Diversion Point: SWNE Sec 26 T 17N R 01W, ADAMS Co.

Use: IRRIGATION (0.40 CFS) from 05/01 to 10/01

Place of Use: SWNE Sec 26 T 17N R 01W FOR 20 ACRES

Diversion Means: DITCHES & HEADGATES

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before MAY 12, 1980.

C. STEPHEN ALLRED

Director

Published 4/24 & 5/1/80.

RECORDED
MAY 6 1980

Department of Water Resources
Western Regional Office

MICROFILMED

62-7494-

THOMASON, LLOYD F. &/or JOSEPHINE W.

CAMBRIDGE, ID 83610

Source: LITTLE WEISER RIVER tributary to WEISER RIVER

Date Filed: 04/07/1980

Amount: 0.29 CFS

Diversion Point: NENW Sec 01 T 14N R 02W, ADAMS Co.

Use: IRRIGATION	(0.20 CFS)	from 05/01 to 10/31
STOCKWATER	(0.05 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NENE Sec 10 T 14N R 02W FOR 10 ACRES

Diversion Means: DITCH

MICROFILMED