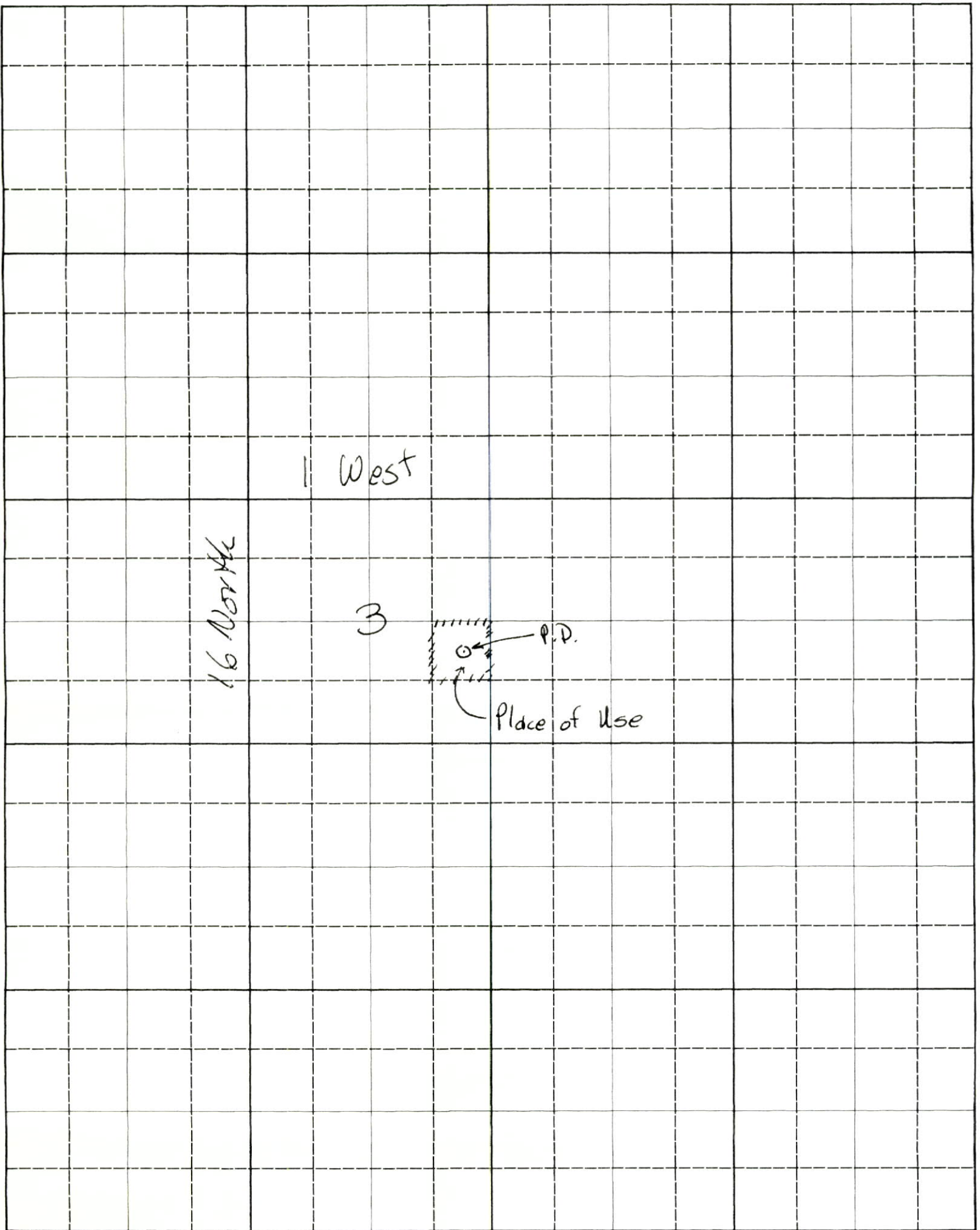


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

*Ema E. Hamast*  
(Applicant)  
*Mrs. Richard E. Hamast*

## 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

and No. 67-7386

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 May 18, 1978

and the last in the issue dated May 25, 1978 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 uninterrupted-ly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said " Notice " as aforesaid.

Subscribed and sworn to before me this

day of

19

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:

67-7386

Name: RICHARD E. &/or ERMA E. ARMACOST

Address: Box 61, Council, ID

Source: GROUNDWATER

Date Filed: May 5, 1978

County: Adams County

Amount: 0.81 cubic feet per second

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 3 T16N-R1W B.M.

Use: domestic and livestock from Jan 1 to Dec 31 and for irrigation of 35 acres from Apr 1 to Oct 15

Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 3 T16N-R1W B.M.

Means: well and pump

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 83705 on or before June 5, 1978.

C. STEPHEN ALLRED  
Director

Published in the Adams County Leader, Council, ID on May 18, 1978 and May 25, 1978.

### 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:

67-7385

Name: CHERYL FEMENIA

Address: Box 21, Fruitvale, ID

Source: WEISER RIVER TRIB. SNAKE RIVER

Date Filed: May 4, 1978

County: Adams County

Amount: 0.40 cubic feet per second

Point of Diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec 28 T16N-R1W B.M.

Use: irrigation of 20 acres from Mar 15 to Nov 15

Place of Use: NW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec 28 T16N-R1W B.M.

Means: pump, sprinkler irrigation, ditch system

67-7386

Name: RICHARD E. &/or ERMA E. ARMACOST

Address: Box 61, Council, ID

Source: GROUNDWATER

Date Filed: May 5, 1978

County: Adams County

Amount: 0.81 cubic feet per second

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 3 T16N-R1W B.M.

Use: domestic and livestock from Jan 1 to Dec 31 and for irrigation of 35 acres from Apr 1 to Oct 15

Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 3 T16N-R1W B.M.

Means: well and pump

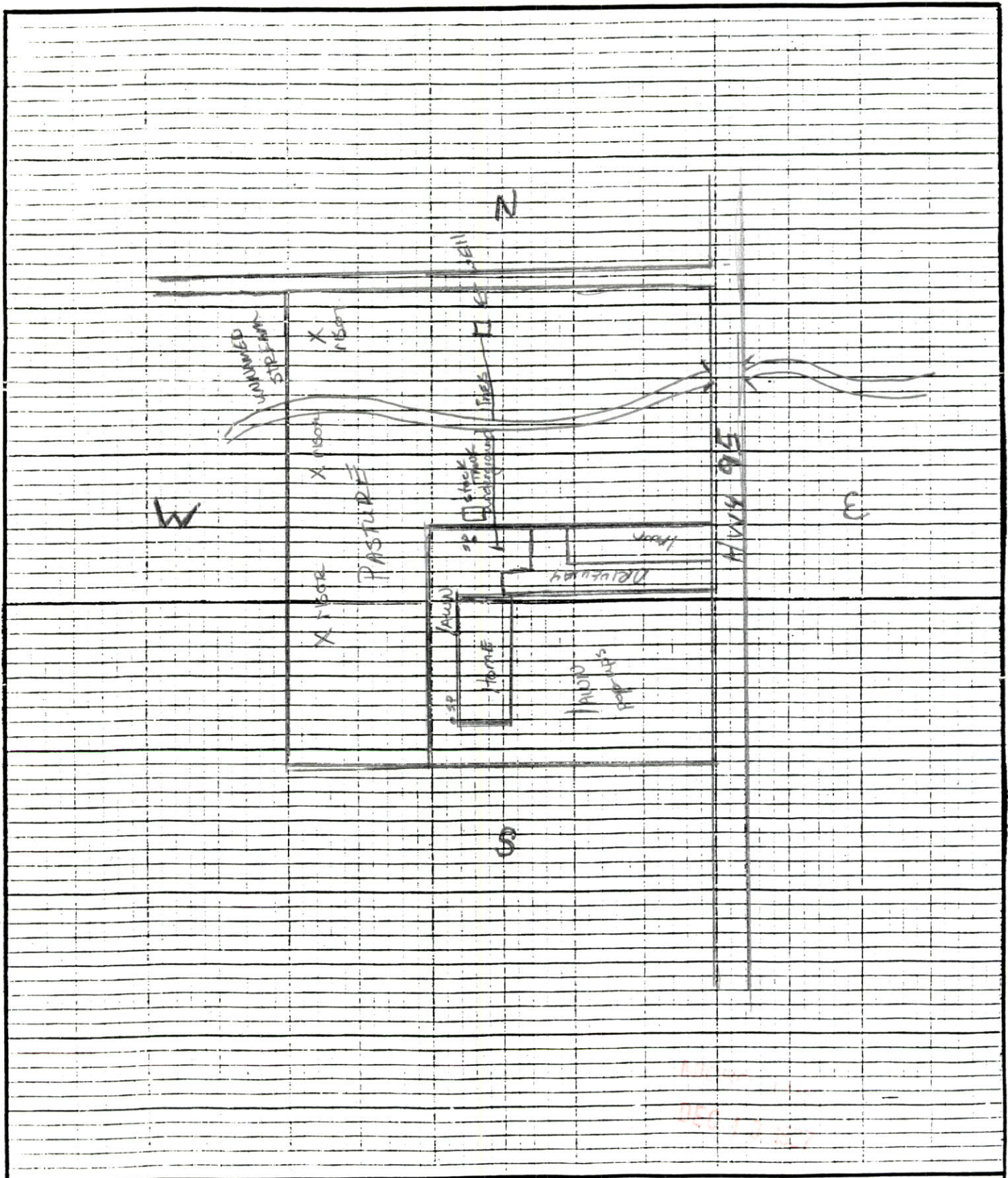
If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before June 5, 1978.

C. STEPHEN ALLRED  
Director

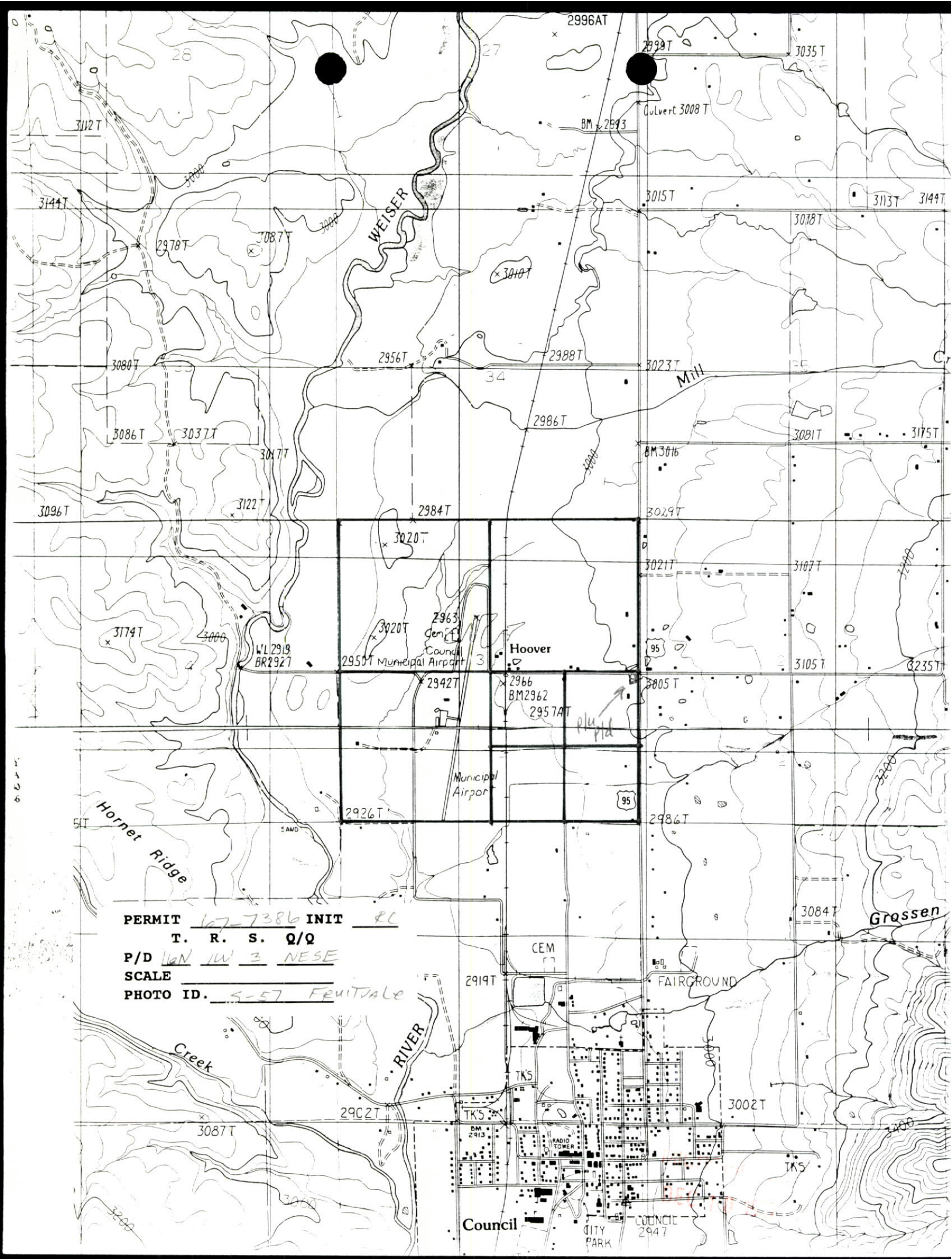
Published in the Adams County Leader, Council, ID on May 18, 1978 and May 25, 1978.

MICROFILMED

SYSTEM DESCRIPTION  
ATTACHMENT TO FIELD EXAM FORM







PERMIT 167-7386 INIT 2C  
T. R. S. Q/Q  
P/D 16N 1W 3 NESE  
SCALE  
PHOTO ID. S-57 FRUITVALE

Permit 67-7386

Photos taken 7-7

55 + 54 +



VIEW OF WELL CASING  
PRESSURE TANK. SYSTEM IS  
LOCATED NORTH OF THE P/U.

PHOTO ONE-



VIEW OF THE P/U Loc  
WEST

PHOTO TWO-

RECORDED  
DEC 10 1927

**STATE OF IDAHO**  
**IDAHO DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions are on the back of this **RECEIVED**  
 Incomplete forms will be returned.

**OCT 29 1997**

1. Water Right Number(s) 67-07386 Department of Water Resources  
 Adjudication Claim Number(s) \_\_\_\_\_

2. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) B.B. Ingram (deceased)

4. New Owner/Claimant(s) REED, Madelon Henderson, dba. Henderson Ranches  
~~Henderson Ranches~~ to Reed Henderson

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address P.O. Box 475

City, State and ZIP Code Council Idaho 83612

New Telephone Number (208) 253-4559

5. Date you acquired the property Sept 1992

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated \_\_\_\_\_ Number and type of stock \_\_\_\_\_

Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Signature of New Owner/Claimant(s) \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

OCT 10 1997

OK to  
update  
data has  
no signature

**INSTRUCTIONS**

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

**IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190**

**IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033**

**IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450**

**IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161**

MICROFILMED  
DEC 14 1997

182763

203—WARRANTY DEED

Printed and for sale by Sigma-York Company, Boise, Idaho

(Optional)

|             |                          |            |                          |             |                          |              |                          |
|-------------|--------------------------|------------|--------------------------|-------------|--------------------------|--------------|--------------------------|
| Recorded    | <input type="checkbox"/> | Platted    | <input type="checkbox"/> | Key Punched | <input type="checkbox"/> | To Treasurer | <input type="checkbox"/> |
| Microfilmed | <input type="checkbox"/> | Deed Card  | <input type="checkbox"/> | Master File | <input type="checkbox"/> |              |                          |
| Indexed     | <input type="checkbox"/> | Computered | <input type="checkbox"/> | Abstracted  | <input type="checkbox"/> |              |                          |

(DO NOT WRITE ABOVE THIS LINE)

**WARRANTY DEED**

CATHERINE B. INGRAM, a widow  
 of Council County of Adams  
 hereby CONVEYS, GRANTS and WARRANTS TO

GRANTOR(S)  
 State of Idaho

REED L. HENDERSON and MADELOE I. HENDERSON, husband and wife,  
 whose current address is P.O. Box 745, Council, ID 83612  
 for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION Dollars (\$10.00 )  
 GRANTEE(S)

the following described tract(s) of land in Adams County, State of Idaho:

TOWNSHIP 16 NORTH, RANGE 1 WEST, BOISE MERIDIAN, ADAMS COUNTY, IDAHO  
 Section 3: NE $\frac{1}{4}$ SE $\frac{1}{4}$ , EXCEPTING that parcel of land heretofore conveyed  
 to the State of Idaho more particularly described as follows:  
 A strip of land being the East 125.0 feet of the S $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$  of said  
 Section, Township and Range.  
 ALSO EXCEPTING a tract of land situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section  
 particularly bounded and described as follows:  
 Commencing at a point on the South line of the NE $\frac{1}{4}$ SE $\frac{1}{4}$  where the same  
 is intersected by the West line of the right-of-way of U.S. Highway 95;  
 Thence West on said South line a distance of 125.0 feet to the  
 REAL POINT AND PLACE OF BEGINNING;  
 Thence continuing West on said South line a distance of 695.85 feet  
 to a point;  
 Thence North, parallel to the East line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$  a distance of  
 313 feet to a point;  
 Thence East, parallel to the South line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$  a distance of  
 695.85 feet to a point;  
 Thence South 313 feet to the PLACE OF BEGINNING.

SUBJECT TO that certain Mortgage dated August 28, 1987, between B.E.  
 Ingram and Catherine B. Ingram, husband and wife, Mortgagors, and Erma  
 E. Armacost, a widow, Mortgagee, recorded August 28, 1987, as  
 Instrument No. 74683, records of Adams County, Idaho.

Location of above described property

House No.

956 10 Street

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 67-07386

Priority: May 5, 1978

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.4 AF

This is to certify, that B B INGRAM  
HC 62 BOX 1498  
COUNCIL ID 83612

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 5, 1978; and has submitted Proof of Beneficial Use on July 11, 1983. An examination indicates that the works have a diversion capacity of 0.320 cfs of water from a GROUNDWATER 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> |
|-----------------------|----------------------|--------------------------|----------------------|
| STOCKWATER            | 01/01 to 12/31       | 0.02 CFS                 | 0.2 AF               |
| DOMESTIC              | 01/01 to 12/31       | 0.04 CFS                 | 1.2 AF               |
|                       | Totals               | 0.04 CFS                 | 1.4 AF               |

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 3, Township 16N, Range 01W  
ADAMS County

PLACE OF USE:

STOCKWATER, same as use

PLACE OF USE:

DOMESTIC, same as use

CONDITIONS OF APPROVAL AND 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 which 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.

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 22<sup>ND</sup> day of SEPTEMBER, 1997.

Acting for  KARL J. DREHER, Director

# WATER RIGHT SUMMARY

| <u>ACTION</u>   | <u>RIGHT NO.</u> | <u>NAME</u>                     | <u>AMOUNT CFS</u>                                         |
|-----------------|------------------|---------------------------------|-----------------------------------------------------------|
| Original Permit | 67-7386          | Armacost, Richard E.<br>Erma E. | .70 irrigation<br>.07 stock<br>.04 domestic<br><u>.81</u> |
| Full Assignment | 67-7386          | Ingram, B. B.                   | same as above .81 cfs                                     |

RECEIVED

JUL 25 1988

State of Idaho  
Department of Water Resources

RECEIVED

JUN 22 1988

ASSIGNMENT OF PERMIT

I, Erma E. Armacost hereby assign to S. B. Ingram  
of Council, Idaho Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 67-7386  
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit  
No. 67-7386 to appropriate the public waters of the State of Idaho.

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

Made this 1<sup>st</sup> day of October, 1987.

Erma E. Armacost  
Permit Holder

Spouse of Permit Holder

State of Idaho )  
County of Washington ) ss.

On this 1<sup>st</sup> day of October, 1987, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that he (she) (they) executed the same.

seal

Marcia J. Denny  
Notary Public residing at

Idaho

My commission expires:

10-15-93

RECEIVED

JUL 25 1988

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 RICHARD E. &/or ERMA E. ARMACOST Phone 253-4827

Post office address Box 61, Council, ID 83612

2. Source of water supply groundwater which is a tributary of \_\_\_\_\_

3. Location of point of diversion is NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 3 Township 16N

Range 1W B.M. Adams County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 0.70 for irrigation purposes from Apr 1 to Oct 15 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount 0.07 for livestock purposes from Jan 1 to Dec 31 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount 0.04 for domestic purposes from Jan 1 to Dec 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. 0.81 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well and pump

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 12 inches; proposed depth of well is 120 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 SE  $\frac{1}{4}$  of Section 3 Township 16N

Range 1W 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 32 horses & 5 head of cattle

(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: \_\_\_\_\_

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SEP 17 1978  
IDAHO DEPT. OF WATER RESOURCES

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

| TWP | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SE¼ | SW¼ |        |
| 16N | 1W    | 3    |     |     |     |     |     |     |     |     |     |     |     |     | 35  |     |     |     | 35     |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 35

c. Describe any other water rights used for the same purposes as described above.

None

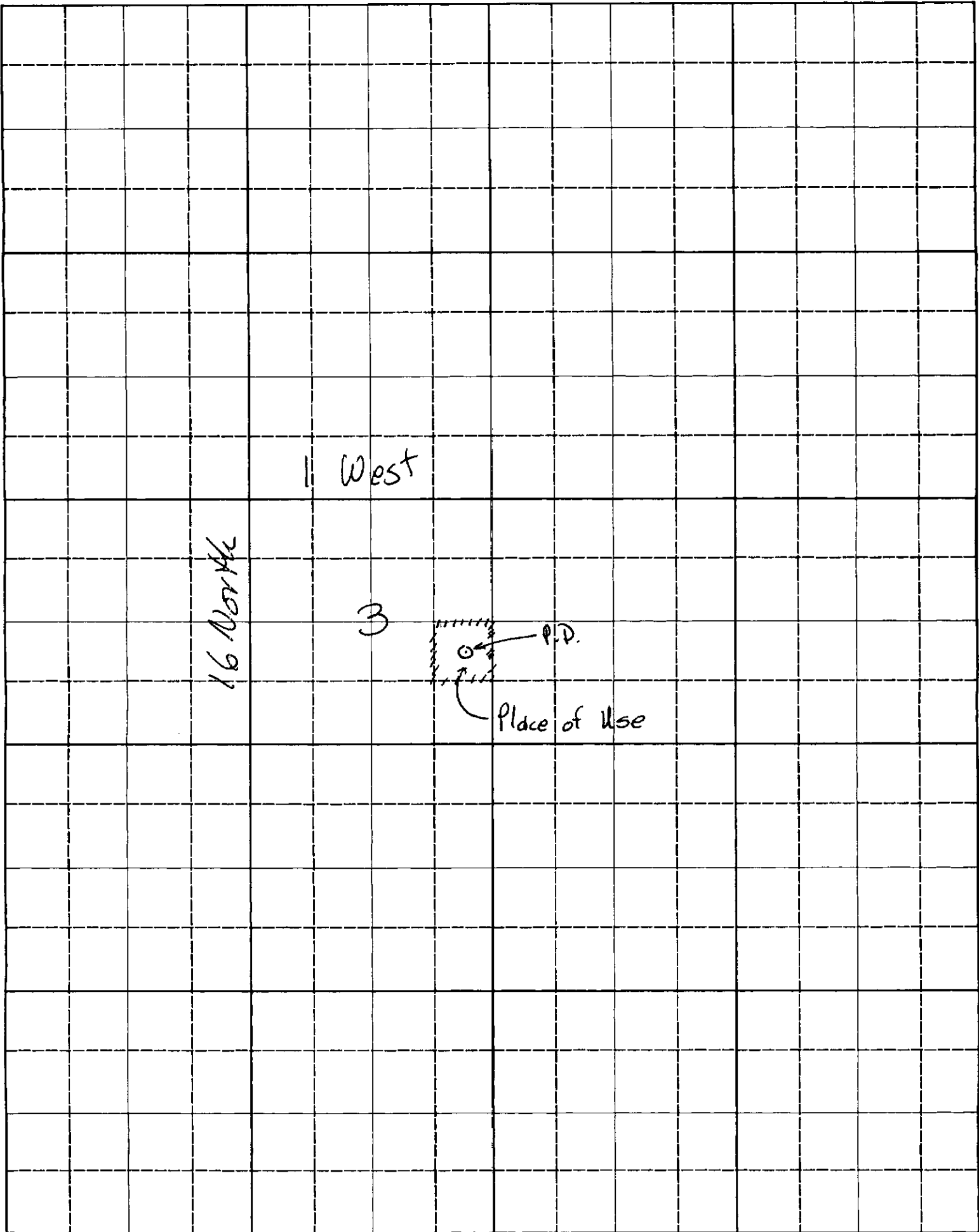
9. a. Who owns the property at the point of diversion Applicant

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

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.

*Ema E. Hammett*  
(Applicant)  
*Mrs. Richard E. Hammett*

Proposed Priority 5/05/78  
Received by ry Date 5-5-78 Time 11:10  
Preliminary check by Wm Fee \$ 25.00  
Receipted by ry Date 5-5-78 # 11067  
Publication prepared by ry Date May 11, 1978  
Published in Adams County Leader  
Publication dates May 18 & 25, 1978  
Publication approved DEB Date 4-2-78  
Protests filed by: see attached sheet  
with drawn 8/24/78 DBS  
  
Copies of protests forwarded by alw 5-31-78  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by DBS jg

**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. 67-7386, 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 September 1, 19 83.
- 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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this 5<sup>th</sup> day of September, 19 78.

L. Glen Saxton  
Chief, Operations Bureau

035  
RECEIVED  
MAY 20 1978

Department of Water Resources  
Western Regional Office

May 19, 1978

C. Stephen Allred, Director  
Idaho Department of Water Resources  
92 S. Cole Road  
Boise, Idaho 83705

Dear Mr. Allred,

We the undersigned do not protest the application (67-7386) Richard E. &/or Erma E. Armacost, Box 61, Council, Idaho for domestic and livestock water.

We do protest the use of this water for irrigation of 35 acres of land. Our reason for protesting is that past history has shown that large pumps used to pump a large amount of water from an underground supply lowers the water table. We all live near the said well, and do not wish to have our water table lowered. This would mean having to drill our existing wells deeper, or perhaps even drill new wells - - at great expense.

If we had a guarantee that, without further drilling, we would have all of the domestic and livestock water we now have, without interruption, we would not protest. However, we're sure that no guarantee of this kind can be made.

- |                               |                 |               |          |
|-------------------------------|-----------------|---------------|----------|
| Steve Schilling               | Star Route      | Council Idaho | 253-6060 |
| 1. <del>Robert E. Baker</del> | Box 129         | Council Ida   | 253-6061 |
| 2. Jerry Robinson             | Box 403         | Council ID.   | 253-4337 |
| 3. Helen Lemmon               | Box 517         | Council Idaho | 253-4800 |
| 4. Gary Carter                | Council Star Rt | Idaho         | 253-4364 |
| 5. Charles A. Allen           | Council Idaho   |               | 252-4342 |
| 6. Earl M. Egan               | Council Idaho   |               | 253-4457 |
| 7. Lynn A. Pearson            | Council Idaho   |               | 253-4378 |
| 8. Shannon DeHans             | Council Idaho   |               | 253-4400 |

## LIST OF PROTESTANTS

1. Steve Schwillling  
Star Route  
Council, ID 83612
2. Rodman Barker  
Box 129  
Council, ID 83612
3. George Robinson  
Box 403  
Council, ID 83612
4. Helen Simpson  
Box 527  
Council, ID 83612
5. Jim Casner  
Star Route  
Council, ID 83612
6. Chester A. Allen  
Orchard Rd  
Council, ID 83612
7. Earl M. Upah  
Orchard Rd  
Council, ID 83612
8. Lynn A. Pearson  
Orchard Rd  
Council, ID 83612
9. Shannon DeHaas  
Council  
Idaho 83612

SECRET

## 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" and No. 67-7386 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 May 18, 1978

and the last in the issue dated May 25, 1978 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.

Subscribed and sworn to before me this

day of

19

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:

Name: RICHARD E. &/or ERMA

E. ARMACOST

Address: Box 61, Council, ID

Source: GROUNDWATER

Date Filed: May 5, 1978

County: Adams County

Amount: 0.81 cubic feet per second

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$

Sec 3 T16N-R1W B.M.

Use: domestic and livestock from

Jan 1 to Dec 31 and for irrigation

of 35 acres from Apr 1 to Oct 15

Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 3

T16N-R1W B.M.

Means: well and pump

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 83705 on

or before June 5, 1978.

C. STEPHEN ALLRED

Director

Published in the Adams County

Leader, Council, ID on May

18, 1978 and May 25, 1978.

### 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:

67-7385

Name: CHERYL FEMENIA

Address: Box 21, Fruitvale, ID

Source: WEISER RIVER TRIB.

SNAKE RIVER

Date Filed: May 4, 1978

County: Adams County

Amount: 0.40 cubic feet per second

Point of Diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec 28 T16N-R1W B.M.

Use: irrigation of 20 acres from Mar 15 to Nov 15

Place of Use: NW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec 28 T16N-R1W B.M.

Means: pump, sprinkler irrigation, ditch system

67-7386

Name: RICHARD E. &/or ERMA E. ARMACOST

Address: Box 61, Council, ID

Source: GROUNDWATER

Date Filed: May 5, 1978

County: Adams County

Amount: 0.81 cubic feet per second

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 3 T16N-R1W B.M.

Use: domestic and livestock from Jan 1 to Dec 31 and for irrigation

of 35 acres from Apr 1 to Oct 15

Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 3 T16N-R1W B.M.

Means: well and pump

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 83705 on

or before June 5, 1978.

C. STEPHEN ALLRED

Director

Published in the Adams County

Leader, Council, ID on May

18, 1978 and May 25, 1978.

# ADAMS COUNTY LEADER

## COUNCIL, IDAHO

PRINTING

PUBLISHING

May 31, 1978

Department of Water Resources  
Western Region  
92 South Cole Road  
Boise, Idaho 83705

May 18-25 publishing " Notice of Application for Water Right "  
No. 67-7385 Cheryl Femenia  
No. 67-7386 Richard E &/or Erma E Armacost  
54 lines @ .24¢ & .15¢ \$ 21.06

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

Signed

By

All accounts are due and payable on or before the 10th of the month  
following purchase. If not paid, the right is reserved to add 1½% per  
month or 50¢ per month minimum carrying charge.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

October 1, 1997

REED HENDERSON  
BOX 61  
COUNCIL ID 83612-0061

RE: LICENSE NO. 67-07386

Dear Mr. Henderson:

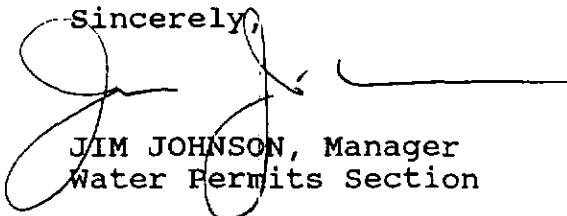
I have enclosed the letter and water right license that we attempted to send to B.B. Ingram. It was returned to our office along with a note (unsigned) stating that B.E. Ingram was deceased and that Henderson's now own this property.

Please review the highlighted information on the enclosed sheet of blue paper which describes the requirements for notification of change of ownership of a water right or address change.

In order for our records to reflect the current status of this water right please complete the information as indicated on the enclosed Notice of Change of Water Right Ownership form and return it to this office along with the supportive documents. Our records can be updated upon receipt of the completed change of ownership form.

If you have any questions regarding this matter, please call me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager  
Water Permits Section

JJ:klt

Enclosures

Response received database updated. No further correspondence necessary.



ENCLOSURE

DEC 10 1997

BE Ingram

passed away 5 years  
ago, property was  
sold soon after  
his death.

Henderson's now  
own this property.

RECEIVED

SEP 29 1997

Department of Water Resources

ENCLOSURE

SEP 10 1997



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

September 22, 1997

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

B B INGRAM  
HC 62 BOX 1498  
COUNCIL ID 83612

RE: WATER RIGHT NO. 67-07386

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

### PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

### EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

## ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

## CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

## FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

## APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen  
Water Rights Supervisor

SK:klt

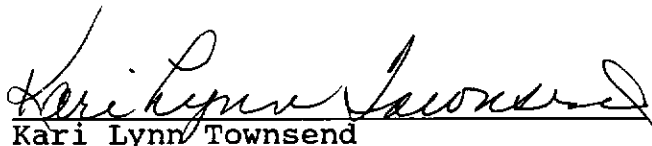
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 22nd day of **September, 1997**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

**Water Right No. 67-07386**

B B INGRAM  
HC 62 BOX 1498  
COUNCIL ID 83612

  
Kari Lynn Townsend  
Secretary

SEP 22 1997  
DEC 19 1997

## MEMORANDUM

**TO: File 67-07386**

**FROM: Sharla Curtis**

**DATE: September 17, 1997**

**RE: Recommendation Adjustment(s)**

The final license recommendations for Permit No. 67-07386 are based on the following:

### H. RECOMMENDATIONS

|            |             |          |         |
|------------|-------------|----------|---------|
| Irrigation | 4/1 - 10/31 | 0.02 cfs | 2.0 afa |
| Stockwater | 1/1 - 12/31 | 0.02 cfs | 0.2 afa |
| Domestic   | 1/1 - 12/31 | 0.02 cfs | 0.6 afa |
| TOTALS     |             | 0.04 cfs | 2.8 afa |

The total rate is limited to 0.04 cfs since no exam fee was paid and the examination fee sheet indicated a total of 0.04 cfs. The standard irrigation season for this area is 4/1 - 10/31.

Examiner: Dave Gray  
Exam Date: July 7, 1993

100-100000-1  
100-100000-1

# LICENSE REVIEW CHECKLIST

PERMIT NO. 67-07386

DATE 9/8/97

REVIEWER: SHARLA

NAME Change OK

Address Change no assign. to Henderson

SOURCE Change OK

Is change clarification of originally intended source? no

POINT OF DIV Change OK

If not, prepare Notice of Intent to Void no  
Amendment required NO

PLACE OF USE Change OK

Amendment required NO

Does map agree with written description? yes no

OVERLAPS P/D P/U

## RATE OF DIV

Permitted Rate .81 cfs

Fee limit .04 cfs NO FEE PD.

Measured — cfs

Theoretical .32 cfs

Recommended Total Div Rate .04 cfs

## ANNUAL VOLUME/

NATURE OF USES ✓

| Use          | cfs        | Volume Calc |    |
|--------------|------------|-------------|----|
| <u>Dom</u>   | <u>.04</u> | <u>1.2</u>  | af |
| <u>Stock</u> | <u>.02</u> | <u>.2</u>   | af |
| <u>Ind</u>   | <u>.02</u> | <u>2.0</u>  | af |
|              |            |             | af |
| SUBTOTAL     | <u>.04</u> | <u>3.4</u>  | af |

4/1-10/31 Season

Flow rate .04 cfs X 365 days X 1.98 = 29.0 af

Total volume recommended — af

(SUBTOTAL or Flow Rate, whichever is less)

## REMARKS

WBX (1)  
W31 (.02, 2.0)

CONDITIONS Watermaster Control WD#

GW Measurement/Measuring Device

Overlap

Use-specific conditions 4/10

Advancement of Priority Date Required yes no - ownership change - new owner.

SRBA Claim Filed ✓

Adjustment Memo total rate  
Season

1st Amend Letter NA

2nd Amend Letter NA

Submitted timely

RECEIVED

DEC 11 1995

Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
BENEFICIAL USE FIELD REPORTFigures switched -  
Should be

Permit 67-07386

Phone 253-4827  
per file into

11/30/95

Permit No. 67-4827

Phone No. 253-7386

## A. GENERAL INFORMATION

1. Owner: REED HENDERSON Phone No. 253-7386

Current Address: Box 601, Council Ida 83612

2. Accompanied by: Reed Henderson EXAM DATE: 7-7-93

Address: SAME Phone No. SAME

Relationship to Permit Holder: SAME

3. Source: groundwater tributary to -NA-

## B. OVERLAP REVIEW

1. Other water rights with the same place of use: 67-4194 SIMPSON - no overlaps effect then

2. Other water rights with the same point of diversion: 67-4194 SIMPSON System in any manner.

## 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 |
|-----------|-----------|-----|-----|-----|------|------|------|--------|---------------------------------|
|           | -NA-      |     | NE  | SE  | 3    | 16N  | 1W   | ADAMS  | Quads, Adams Id.                |
|           |           |     |     |     |      |      |      |        |                                 |
|           |           |     |     |     |      |      |      |        |                                 |
|           |           |     |     |     |      |      |      |        |                                 |

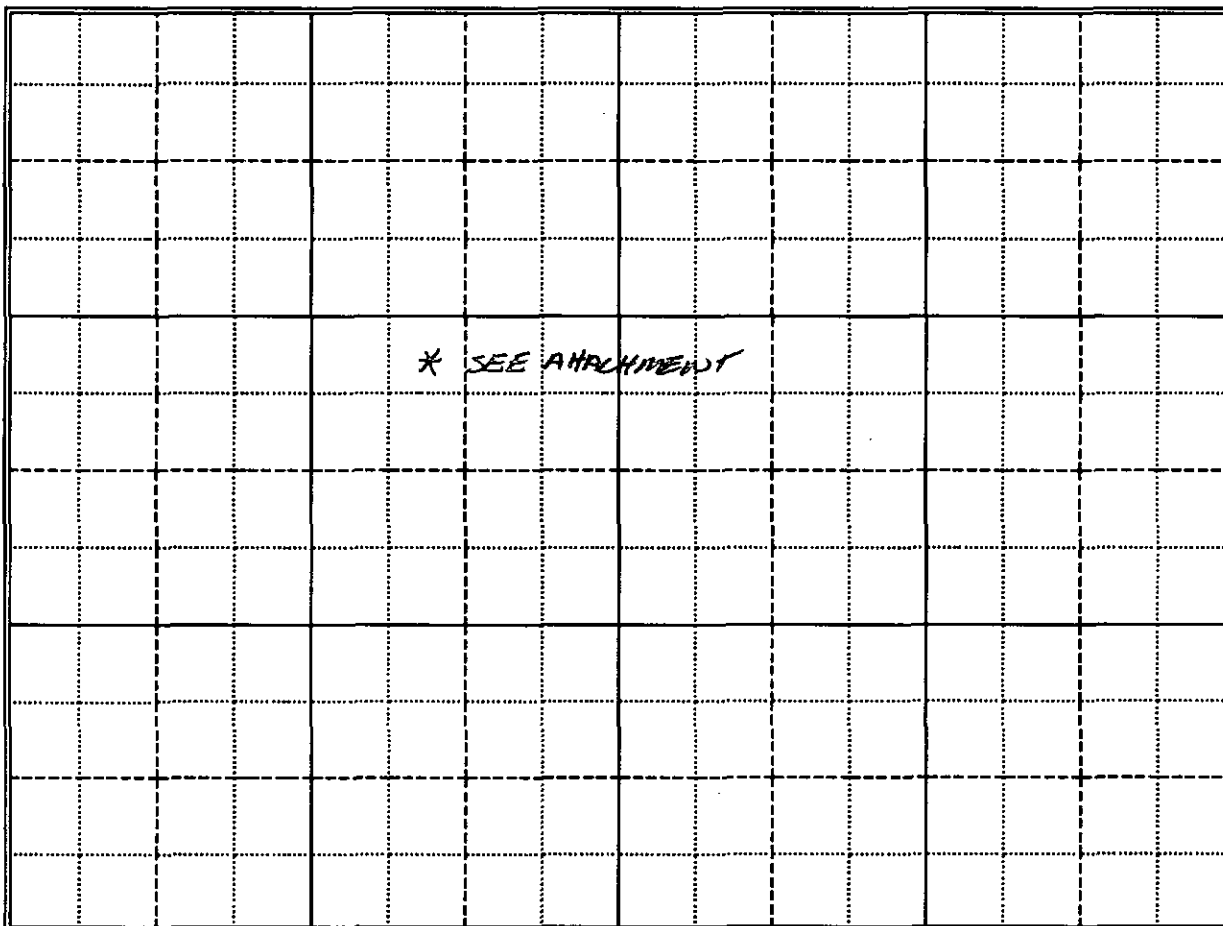
## 2. Place(s) of Use:

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 |        |
| 16N | 1W  | 3   |    |    |    |    |    |    |    |    |    |    |    |    | D.S.A |    |    |    | D.S.A  |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |       |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |       |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |       |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |       |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |       |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |       |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |       |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |       |    |    |    |        |

RECORDED  
DEC 11 1995

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



Scale: 1" = \_\_\_\_\_

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

☒ NA 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 |
|---------------------------------------|------------|-----|------------------|-----------|-----------------------------------|
| DOMESTIC Pump                         | —          | 1/2 | —                | —         |                                   |
| LAWN Pump                             | —          | 10  | —                | —         |                                   |
|                                       |            |     |                  |           |                                   |

\*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: Theoretical

DEC 10 1967

# E. NARRATIVE/REMARKS/COMMENTS

This system uses a 120' 12" well which houses two pumps. One pump is a 1/2 hp for the domestic while the other is a 10 hp for the farm. Lines from the well go directly to the house & the underground lines on the lawn. The lawn is irrigated by pop-ups while the stock is watered via a trough through spigots & hoses. The stock water level can be taken from the neighbors well log to be @ 6', therefore, the estimated depression level is @ 64'. Around 4 horses use the system for stockwater purposes.

Note: This system only waters a domestic with less than 1 acre lawn & horses stock. It is not used for the irrigation of any crops or reproduced in the application. The lawn will be covered by 100 lbs (minimum) because it is on a separate system from the domestic well stock; i.e. share the same well. Domestic component is individual.

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

RECEIVED  
DEC 10 1984

**Additional Computation Sheets Attached**

# Theoretical

$$\text{Domestic} = \frac{\frac{1}{2} \times 8.8 \times .7}{64 + (.3 \times 30)} = \frac{3.08}{133} = .02\text{cts}$$

system  
capacity  
(Domestic)

## Theoretical

$$\text{Trejoan} = \frac{10 \times 8,8 \times 70}{64 + (2,3 \times 70)} = \frac{616}{225} = 2,74$$

NEED / IRRIGATION. Afford. of 1943  
5/11/1944

$$\text{Stock} = \frac{(\text{TABLE 6})}{4\text{head}} = .0203$$

### 1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .5 \times 4.0 = 2.0 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{.03 \times 245 \times 1.9835 = 15 \text{ ACF}}$$

$$V = \text{Smaller of } V_{I,B} \text{ and } V_{D,B} = 2.0419$$

## 2. Volume Calculations for Other Uses:

Domestic = Allow. to AF/p (Domestic without loan)  
loan under irr. component.

$$\text{Stock - (TABLE 6)} = \text{need of } 12 \text{ AF/A}$$

## 1. Recommended Amounts

| Beneficial Use | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|-------|------------------------------|--------------------------|
|                | From          | To    |                              |                          |
| Domestic       | 1-1           | 12-31 | .02                          | .16 AFA                  |
| Stockwater     | 1-1           | 12-31 | .02 cfs                      | .2 APA                   |
| Irrigation     | 3-15          | 11-15 | .03 cfs                      | 2.0 AFA                  |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
| <b>Totals:</b> |               |       | .07 cfs.                     | 2.8 AFA                  |

☐ 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

Field Examiner's Name Jeff Thomas Date 7-16-93

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL

## MEMORANDUM

TO: SHELLY KEEN

FROM: STEVE LESTER *SL*

DATE: NOVEMBER 30, 1995

RE: LICENSE RECOMMENDATIONS FOR PERMIT 67-07386

Examiner found a well used within limits of 42-111 for a home, yard, and minor stock uses. This is also reflected in the 1986 Examination Fee Information form in which irrigation is not indicated. The delay at this office has been related to a SRBA claim normally required to license a permit for which proof of b.u. was filed prior to SRBA commencement.

A claim was filed but subsequently rejected or withdrawn (noted in KW's letter of 10/5/92). Per precedent in discussion with Jim Johnson<sup>1</sup>, we can license an exempted use permit even though a claim is required but not filed.

The examiner listed in-house use separately from yard use, which is an acceptable method although might cause undue confusion in future database research. The recommended license will show irrigation, a use that normally requires a SRBA claim, even though the irrigation is also accurately described as the external part of D/1 use.

Perhaps it would be more straight forward to revise the recommendations to the typical D/1 internal plus external use and also include stockwater as a b.u. This would achieve the same water right protection but eliminate any confusion at a later date regarding this right; these are the types of details that can be difficult to decipher at a later date. Let's avoid that syndrome and go with the simple route.

Please let me know if you cannot proceed with licensing based on this memo.

---

<sup>1</sup> I do not recall a water right number for such precedent; perhaps Jim will or maybe we do not need a specific case but can just proceed for this simple situation.

*This memo is part of field exam 67-07386*

State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

October 5, 1992

RE: Change in Ownership for Notices of Claims

Catherine B. Ingram  
P.O. Box 278  
Council, ID 83612

Dear Ms. Ingram:

We have received the change in ownership you submitted on September 23, 1992. In review of the change in ownership form and the Notice of Claims you submitted in January of 1990, we find that the claims were not properly completed. In looking at Permit No. 67-07386, which you have referenced on both of your Notice of Claim forms, we find that this permit is for use of water from a well. Further review of our records indicate that the well is used only for domestic purposes, which includes the use of water within a household and irrigation of up to 1/2 acre of lawn and garden.

In light of this, I have prepared another Notice of Claim form which should be signed in the presence of a notary public and returned to this office with a \$25.00 filing fee. I am also returning the original claim forms that you submitted. Once the enclosed Notice of Claim is submitted, we can then change the name on the claim to show Henderson Ranches as the owner of this water right.

Also, please be advised that in Idaho a permit for a water right is personal property and it must be assigned to the new owners. Please note that this permit is now in the name of B. B. Ingram. Enclosed, for your convenience, is a partially completed Assignment of Permit form which should be signed by in the presence of a notary and submitted to our office. There is no fee attached to submittal of this form.

If you have any questions in regard to the above, please feel free to contact me.

Sincerely,

*Kay Walker*

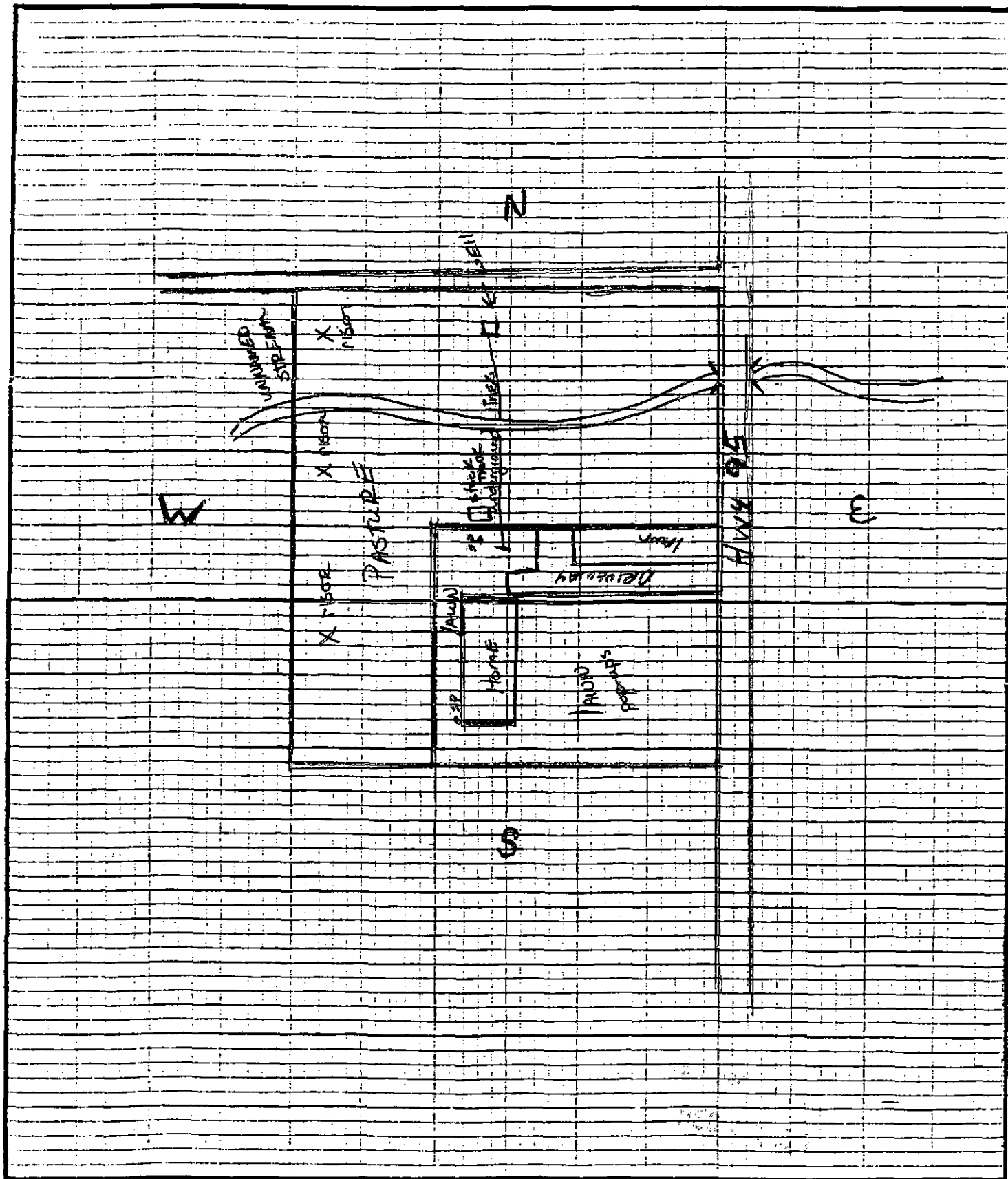
KAY WALKER  
Sr. Water Resource Agent  
Adjudication Bureau

*this letter is part of  
field exam 67-07386*

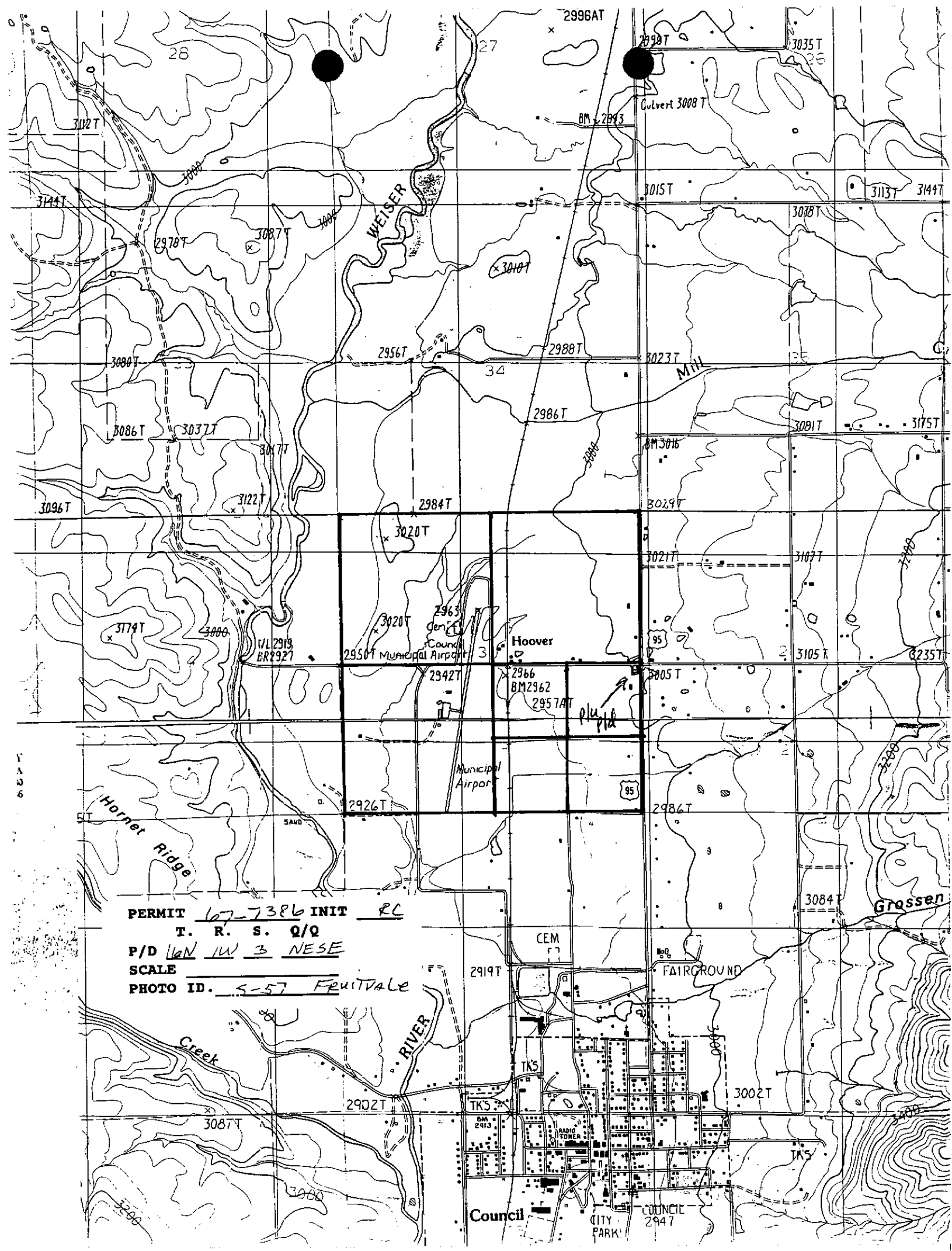
*-SL 11/30/95*

*Claim not  
in compliance  
7/4/93  
12-93  
KW*

SYSTEM DESCRIPTION  
ATTACHMENT TO FIELD EXAM FORM







PERMIT 167-7386 INIT RL

T. R. S. Q/Q

P/D 16N 1W 3 NESE

SCALE

PHOTO ID. S-57 FRUITVALE

# IDAHO DEPARTMENT OF WATER RESOURCES

## WELL INSPECTION FORM

1. DRILLING PERMIT NO: \_\_\_\_\_ OTHER APPLICABLE NO: WR# 67-7386

2. OWNER: RICHARD E. & EMMERSON E. ARMSTRONG Phone: 253-4827  
Address: Box 61, Camel Id 83612

3. WELL LOCATION: Twp 16n, Rge. 1w, Sec. 3, ne 1/4 se 1/4  
County Adams (Provide sketch map and photo on reverse.)

4. DRILLER: \_\_\_\_\_ Lic. No. \_\_\_\_\_  
When Drilled? 1978

### 5. WELL CONSTRUCTION

Casing Diameter 12 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No  
Casing  $\geq$  12 inches above ground? ☒ Yes ☐ No - Describe \_\_\_\_\_  
Depth of Casing NA ft. Method Drilled \_\_\_\_\_  
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe \_\_\_\_\_  
Control Valve? ☐ Yes ☒ No Pressure Gauge: ☐ Yes ☒ No  
Condition of Piping and Valving Gas  
Auger to a depth of NA ft. Evidence of Annular Seal ☐ Yes ☐ No  
Are there obvious construction problems that may be a source for contamination or waste of water?  
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)

### 6. HYDROLOGIC INFORMATION

Depth to Static Water 8' ft. Water Temperature NA °F  
Flowing Artesian ☐ Yes ☒ No Pressure: \_\_\_\_\_ (psi)  
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose \_\_\_\_\_  
Water Quality Measurements/Observations (Describe) \_\_\_\_\_

### 7. WELL USE:

|                                              |                                                   |                                     |
|----------------------------------------------|---------------------------------------------------|-------------------------------------|
| <input checked="" type="checkbox"/> Domestic | <input checked="" type="checkbox"/> Irrigation    | <input type="checkbox"/> Stock      |
| <input type="checkbox"/> Test                | <input type="checkbox"/> Municipal                | <input type="checkbox"/> Industrial |
| <input type="checkbox"/> Abandoned           | <input type="checkbox"/> Waste Disposal/Injection | <input type="checkbox"/> Not Used   |
| <input type="checkbox"/> Other: _____        |                                                   |                                     |

9.

REMARKS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
Signature of Dept. Representative & Title

7-13-93  
\_\_\_\_\_  
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

RECEIVED  
JUL 14 1993  
FBI - [unclear]



VIEW OF WELL CASING  
PRESSURE TANK. SYSTEM IS  
LOCATED NORTH OF THE P/U.

PHOTO ONE-



VIEW OF THE P/U LOCATION  
WEST.

PHOTO TWO-

4/86

RECEIVED

JUN 22 1988

no # encl. *JD* STATE OF IDAHO  
Department of Water Resources DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only  
Fee Received \_\_\_\_\_  
Date \_\_\_\_\_  
Receipt # \_\_\_\_\_  
Receipt by \_\_\_\_\_  
Sent to S.O. \_\_\_\_\_

RECEIVED  
AUG 01 1989

1. Permit No. 67-7386

Department of Water Resources

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: B E and Catherine Ingram

3. Post Office Address: HC 63 Box 1498

Council Id 83612 Telephone No. (208) 253-6038

4. Source of Water: well

5. Extent of Use:

Domestic 1 (No. of households) Stockwater \_\_\_\_\_ (No. and type of stock)

Irrigation \_\_\_\_\_ (acres) Other/Remark \_\_\_\_\_

6. Total rate &/or volume for which proof is submitted 0.04 cfs \_\_\_\_\_ acre-feet

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

Sept 15, 1978 (Armacost)

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

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.)

June 20, 1986  
Date

B E Ingram  
Signature of Permit Holder (and title, if appropriate)

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.

Form 204-p  
6/82

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
COMMENCEMENT OF WORKS

Permit No. 122-134

Name(s) of Permit Holder(s): Shawnee Water Co.

Post Office Address: 200 N. 4th St.

Tel. No. 234-1234

☒ I hereby certify that construction of diversion works for the above referenced permit began on 7-26-79. I understand that I must  
(date)  
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:

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

7-26-79  
Date

Shawnee Water Co.  
Signature of Permit Holder



RECEIVED

JUL 15 1982

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

DEC 10 1982



State of Idaho  
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS  
GOVERNOR  
R. KEITH HIGGINSON  
DIRECTOR

July 14, 1988

RE: Water Right No. 67-7386

B. B. Ingram  
Council,  
Idaho 83612

Dear Mr. Ingram:

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

Please be advised that since this water right is still in the permit stage, further requirements may be required of the permit holder to finalize the water right into a license. The Department will subsequently notify you of these requirements.

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

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

MICROFILMED

JUL 25 1988

Permit No. 67-7386

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? ✓
2. Notary? ✓
3. a. Full Assignment? ✓  
b. Partial Assignment?
4. "No assignment" condition on permit? -N/A
5. Commencement of Works received?  
a. Commencement of works requested?  
b. Show Cause Order drafted & sent?  
c. Cancellation necessary? ~~N/A~~
6. Affidavit of residency required?
7. Extension granted due to litigation?  
(If yes, commencement of works is not required.)

1. Type permit summary sheet. ✓
2. Coding sheet. ✓
3. Acknowledgement letter type.
4. Copy to region.

Date 7-14-88

Employee S. Curtis



State of Idaho  
DEPARTMENT OF WATER RESOURCES  
Western Region

Cecil D. Andrus  
Governor

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

September 17, 1987

RECEIVED  
SEP 21 1987

Department of Water Resources

Erma E. Armacost  
Box 442  
Council, ID 83612

Dear Ms. Armacost:

On April 23, 1987, we received an exam fee sheet with your signature. No information had been completed on this sheet and due to the upcoming field season no reply was made at that time.

As explained in the letter accompanying this form, an exam fee is due on Permit No. 67-7386. I am enclosing a copy of this permit for your review. The exam fee is required for a field examination by our Department to verify the water right use and issue a permanent license which remains with the land for as long as it is being used.

Your permit covers the use of water from a well for irrigation of 35 acres, stockwater for 32 head of horses and 5 head of cattle and domestic use for one home. If no use from the well has been developed, then no further action need be taken by you. If only domestic use of the well is taking place, then no fee is needed. However, the exam fee sheet needs to be completed and returned to aid the field examiner in scheduling your exam. If all the uses are being utilized and .81 cfs (365 gallons per minute) is being diverted, then a \$100 exam fee is due to keep this permit from lapsing. Either way, the exam fee sheet needs to be completed and returned.

If you have any questions concerning this matter, please feel free to call or come in to our office and we can assist you.

Sincerely,

JAN SHURTE  
Sr. Water Resource Agent

JS:j  
Encl.

RECEIVED

JUL 25 1988



State of Idaho  
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS  
GOVERNOR  
R. KEITH HIGGINSON  
DIRECTOR

67-7386  
ARMACOST, RICHARD E.  
ARMACOST, ERMA E.  
P.O. BOX 442  
COUNCIL, ID 83612

May 5, 1988

Dear Permit Holder:

LAPSE NOTICE  
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on June 9, 1988, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 10, 1987.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before August 8, 1988, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. GLEN SAXTON, Chief  
Operations Bureau

Enclosure

RECEIVED

JUL 25 1988



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
Western Region

Cecil D. Andrus  
Governor

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

67-7386  
ARMACOST, RICHARD E.  
ARMACOST, ERMA E.  
P.O. BOX 442  
COUNCIL, ID 83612

138247

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.

RECEIVED

JUL 25 1988

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

---

Statehouse  
Boise, Idaho 83720  
(208) 334-2190

DECEMBER 30, 1983

RICHARD E. ARMACOST  
P.O. BOX 442  
COUNCIL ID 83612

RE: Permit No. 67-7386

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 Pense  
Secretary

RECEIVED

## DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 67-73 86.

Name(s) of Permit Holder: Armacost, Richard E. and Erma E.

Post Office Address: Box 442

Council, Idaho 83612 Tel. No. 253-4827

Source of Water: Well - ground water

Extent of Use: ☒ Domestic 1 (number of households)  
☒ Stockwater 25 horses (number and type of stock) 5' hd. cattle  
☒ Irrigation 25-26 (acres)  
☐ Other \_\_\_\_\_

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

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

7-7-83  
Date

Erma E. Armacost  
Signature of Permit Holder

417770 t, R. E. & E. E.

Council,

Idaho



JUL 11 1983

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

---

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

ARMACOST, RICHARD E. & ERMA E.  
BOX 61  
COUNCIL, ID 83612

138746

PROOF DUE NOTICE

JUNE 30, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 67-7386 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

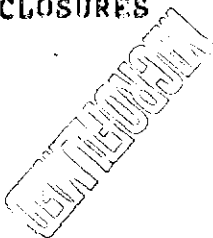
IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL 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 POSTCARD 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





State of Idaho

## DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 384-2215

September 13, 1978

Re: Permit No. 67-7386

Richard E. &/or Erma E. Armacost  
Box 61  
Council, ID 83612

Dear Mr. and Mrs. Armacost:

Your approved copy of Application for Permit No. 67-7386 is enclosed and we direct your attention to the conditions of approval on the fourth page.

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., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the 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.

MICROFILMED

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 a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

L. GLEN SAXTON  
Chief, Operations Bureau

LGS:kw  
Enclosure

67-7386

## STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. G.W. Source
3. ✓ Point of Diversion
4. ✓ Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. ✓ Place of Use for other than irrig.
8. ✓ Place of Use for irrigation (add acres)
9. app Property Owner at Pt. ✓ of Div. & Pl. of Use
10. ok Map
11. 2500 Fee & Rec't. No. 5-5-78

## Copies Sent To:

|                                                  |                                   |
|--------------------------------------------------|-----------------------------------|
| <u>N</u> <u>A</u> <u>Idaho Health Department</u> | <u>N</u> <u>A</u> <u>U.S.F.S.</u> |
| <u>Idaho Fish &amp; Game Dept.</u>               | <u>Dept. of Lands</u>             |
| <u>Bureau of Land Management</u>                 | <u>Other</u>                      |

Dam Safety Information N/A (Goes to Permit Section)

## Check:

Critical G.W. Area yes ✓ noOther rights on same land none listed on app or plottedWithdrawals of all protests received ✓ 9 protestants - 9 withdrawals  
yes no

## Conditions:

ID Power Co. Letter - Snake R. NOID Power Co. Letter - G.W. & Tribs. YesSnake River Condition NOPayette River Letter NOPriority Date 5-5-78Water Quality #16 N/AWater Quality #10 Aintrastate interstateMeas. Dev. or Sc. Meas. NOTotalizing meter NOSupplemental NORight-of-Way Cond. NOWatermaster Cond. NOWtr. Dist No. NOMeas. Dev. Cond. for apps within  
a Water Dist. NO

Jim  
Reviewer

8/31/78  
Date

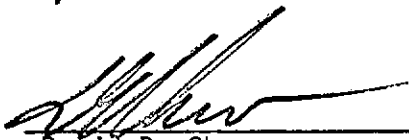
BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

In the Matter of Protest Against Approval )  
of Application for Permit No. 67-7397 )  
in the name of Rodman N. &/or Sherril )  
Barker

NOTICE OF CONFERENCE  
AND/OR HEARING  
DATE CANCELLATION

Notice is hereby given that the Department of Water Resources has cancelled the conference and/or hearing scheduled for August 31, 1978 concerning the above application at the request of the protestants, Richard E. and Erma E. Armacost, Box 61, Council, Idaho.

Dated this 25 day of August, 19 78.

  
\_\_\_\_\_  
David B. Shaw  
Western Region Supervisor

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

August 25, 1978

RE: Applications 61-7386 & 67-7397

Mr. & Mrs. Richard Armacost  
Box 61  
Council, ID 83612

Dear Mr. & Mrs. Armacost:

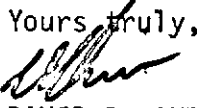
I am in receipt of your letter of August 22, 1978 concerning a withdrawal of protests for the above applications.

I have also on this date received the withdrawal of protest for your application 67-7386, copy of withdrawal enclosed.

Based upon your letter of August 22, 1978, I will vacate the hearing date of August 31, 1978 for application 67-7397. Please provide this office with a letter of withdrawal for application 67-7397 as you proposed in your letter of August 22, 1978.

This office will now procede to process your application 67-7386 in the usual fashion. If we can be of any assistance to you in this matter, please feel free to contact this office.

Yours truly,

  
DAVID B. SHAW  
Western Region Supervisor

DBS/dls

cc: Ira T. Burton

enc.

MICROFILMED

Ref.: Application 67-7386

August 21, 1978

Mr. David B. Shaw  
Department of Water Resources  
92 So. Cole Road  
Boise, Idaho 83705

Dear Mr. Shaw,

The latter part of July, Mr. Richard Armacost contacted Mr. Rodman W. Barker, one of the signers of the irrigation water protest which Mr. Armacost had applied for. Mr. Armacost asked Mr. Barker if he would agree to permitting him to pump for irrigation water using a sprinkling system if he would agree to stop sprinkling when any one of the protest signers experienced any loss of water. Mr. Barker stated he personally thought this might be worked out. Mr. Armacost then stated he was having a lawyer draw up such an agreement, but the lawyer had not accomplished it to date.

Mr. Barker felt that the signers of the protest should meet, since the offer from Mr. Armacost had been made. The meeting was held early in August, 1978. All the signers were informed of the meeting, and a majority of them attended the meeting. We all agreed that our original intent of the protest was to protect our previous water rights. We still feel that these rights are of the utmost importance. We expect Mr. Armacost to respect these rights, and to immediately stop sprinkling when any one of our pumps is unable to pump an adequate water supply for our usage - due to a drop in the water table.

Mr. George Robinson, one of the signers, volunteered to contact Mr. Armacost in reference to the meeting. They met within a couple of days, and all parties appear satisfied with the arrangement. We therefore withdraw our protest - under the condition that Mr. Armacost holds up his side of the agreement. We wish to leave the protest on file, for our protection, but under the above stated conditions we do agree to let Mr. Armacost have his sprinkling system water.

Sincerely,

*Richard Barker* Merle Detbo  
Hein Singleton - Gary Robinson JR  
Jim Casner  
Bill Collins  
L.A. Pearson  
E.M. Upah  
Steve Schilling

RODMAN N. BARKER  
P.O. BOX 129  
COUNCIL, IDA.  
83612



Council, Idaho  
August 22, 1978

Mr. C. Stephen Allred  
Dept. of Water Resources  
92 South Cole Road  
Boise, Idaho 83705

Re: Applications  
67-7386 and 67-7397

Dear Mr. Alfred:

Please refer to above numbered application: 67-7386. A protest was filed against this application by eight persons in our area. I referred this protest to our lawyer, Mr. Ira Burton, Heiser, Idaho. I also wrote a letter, dated June 21, 1978 explaining our feeling on the matter.

Just a short time ago one of the signers of the protest against Application Number 67-7386 came to our place to tell us the signers of the protest had held a meeting and had decided to withdraw their protest and were mailing a letter to the Water Resource Board explaining their action and desecution to withdraw their protest.

We have been expecting a notice from the Water Resource Board telling us the protest against our application had been withdrawn.

Soon as we know for sure we have been notified by the Water Resource Board this has been done we will withdraw our protest against Application Number 67-7397.

If this could be accomplished before August 31, the hearing scheduled for that date against Application Number 67-7397 would not have to be held.

Yours truly,

Richard E. Arnacost  
Richard E. Arnacost

*Emma Elton*  
Emma Elton

Department of the Interior  
Washington, D.C. 20540

TO *Dave*  
DATE *6/14* WHILE YOU WERE OUT TIME *9:40*  
M *Lynn Pearson* speaking  
OF *for 9 people*  
PHONE \_\_\_\_\_ AREA CODE \_\_\_\_\_  
☐ Teletype ☐ Noted Your Call ☐ Call Back Later  
☐ Please Call ☐ Called to See You

*9 people objecting to water right*  
*not our duty to contact applicant*  
*Arlicost (Known to be aggressive)*  
*67-7386*  
*-no way to be resolved -*  
*want to meet as a group*  
*in Nevada.*

June 26, 1978

RE: Application No. 67-7386

Mr. & Mrs. Richard Armacost  
Box 61  
Council, ID 83612

Dear Mr. Armacost:

In response to your letter of June 21, 1978 in regard to application No. 67-7386, we have not scheduled a hearing. We are in touch with your attorney, Mr. Burton, and will not schedule a hearing until we hear from him.

If we can be of any further assistance, please feel free to contact us.

Sincerely,

David B. Shaw  
Western Regional Supervisor

DBS:alw

11-240-20517-1-53  
11-240-20517-1-53

Council, Idaho  
June 21, 1978

RECEIVED  
JUN 23 1978

Department of Water Resources  
Western Regional Office

Mr. C. Stephen Allred  
Dept of Water Resources  
92 South Cole Road,  
Boise, Idaho 83705

Re: Permit # 67-7386

Dear Mr. Allred:

Receiving the letter from The Water Resource Dept, containing the protest of our permit was so disturbing to us; because of the stress and emotional feelings we were exposed to, we felt it not wise to try to contact the people personally who had signed it. Many of the signatures were supposed to be our neighbors in our new location. We have always appreciated the reputation we have of getting along with our neighbors and of being "good neighbors." We did not want to run the risk of having misunderstandings with our new neighbors. So for that reason we contacted our lawyer, Mr. Iz Burton of Walker and Sanders, Boise, Idaho, asking him to compose a form letter, properly worded so as not to be offensive to the people who signed the protest, yet explaining our side as well.

Our plan for this letter is that we would take it to each protester. In the letter we ask Mr. Burton to include some of the following information. It is a known fact that the water table in this part of the valley is very high. So high, specially designed Septic Tanks and drain fields are required by the state to be built. An inspector plans out for you what is required and these requirements must be met.

Our understanding of the purpose of a Water Permit is that if our well would affect the flow of pre-existing wells these wells would have priority.

We don't know yet if and neither do the protesters, if the use of our well for irrigation purposes, will even affect other wells. How can anyone know until we have the chance to try it?

We are hoping we will not even have to use our well for irrigation. Hopefully there will be enough waste water for this purpose.

Furthermore, unless the restrictions on Idaho Power are lifted, we can never use the well, because at this time Idaho Power cannot install any more power lines to run a three phase pumping system.

We would sign a statement to the effect, if, at anytime our pumping water for irrigation lowered pre-existing wells of the protesters we would shut the irrigation system down.

I have called Mr. Burton about this, urging him to get the letter written in time for us to have taken it to the protesters and contacted them personally as you suggested, however he has been extremely busy and is unable to meet our request. As the due date was June 20th, I suppose the writing has already been scheduled?

Thank you for taking the time to read all of this, I'm sure Mr. Burton's letter will be more compact!

Yours truly,

Richard Annacost  
Richard Annacost  
MICROFILMED

June 23, 1978

Ira T. Burton  
Walker & Sanders  
232 East Main Street  
P. O. Box 323  
Weiser, ID 83672

Dear Mr. Burton:

Enclosed please find a copy of Application No. 67-7386 for Richard E.  
&/or Erma E. Armacost as per your request by letter.

If we can be of any further assistance, please feel free to contact  
us.

Sincerely,

Anita L. Warntjes  
Secretary

alw  
Enc.

DBS

LAW OFFICES  
**WALKER & SANDERS**  
232 EAST MAIN STREET  
POST OFFICE BOX 828  
WEISER, IDAHO 83672

LARRY C. WALKER  
W. RICHARD SANDERS  
IRA T. BURTON

TELEPHONE  
AREA CODE 208  
549-0390

June 22, 1978

David B. Shaw, Western Regional Supervisor  
State of Idaho  
Dept. of Water Resources, Western Region  
92 South Cole Road  
Boise, Idaho 83705

Re: Armacost - Application 67-7386

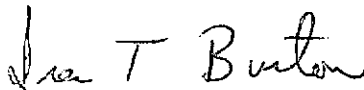
Dear Dave:

This is to confirm our telephone conversation this date.  
It is my understanding that you will not schedule a  
hearing until you hear further from me.

Would you please mail a copy of application 67-7386  
to me.

Sincerely yours,

WALKER & SANDERS



Ira T. Burton

ITB/nh

cc: Richard E. Armacost

JUN 28 1978

Department of Water Resources  
Western Regional Office



line ↓ 1  
Ira Burton 11th.

Richard Amacost  
protest

Amacost - hold  
off on hearing

Atty for App,

Do not schedule  
until we hear from Burton.

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No.

67-7386  
~~4254~~

☒ Source  
☒ Point of Diversion  
☒ County  
☒ Quantity of Water and Period of Use  
☒ Description of Diverting Works  
☒ Time required for B/U of water  
☒ Place of Use or Acres Irrigated  
☒ Map  
☒ Signature  
☒ Fee

(1) WFM 5-5-78

In form to receipt

(2) \_\_\_\_\_

Send Copies to:

\_\_\_\_\_ Idaho State Health Department  
\_\_\_\_\_ Idaho Fish and Game Department  
\_\_\_\_\_ Bureau of Land Management

(3) \_\_\_\_\_

\_\_\_\_\_ Request Special Use Permit from U.S.F.S.  
\_\_\_\_\_ Request Easement from B.L.M.  
\_\_\_\_\_ Request Information from Applicant  
\_\_\_\_\_ Request Dam Safety Information

(4) WFM 5-5-78

In form for advertising

(5) \_\_\_\_\_

Platted on Map No. \_\_\_\_\_

(6) \_\_\_\_\_

Located within Water District No. \_\_\_\_\_

(7) \_\_\_\_\_

Critical groundwater area: yes \_\_\_\_\_ no ☒

(8) \_\_\_\_\_

Groundwater levels:

\_\_\_\_\_ Declining, \_\_\_\_\_ Stable, \_\_\_\_\_ Increasing

(comment) \_\_\_\_\_

(9) \_\_\_\_\_

Other rights on the same place of use No GW plat

(10) \_\_\_\_\_

Comments: \_\_\_\_\_

(11) DEB 6-2-78

Affidavit of Publication received (date) \_\_\_\_\_

(12) \_\_\_\_\_

Final date for protests 6/5/78

Protests received: yes ☒ no withdrawn 8/24

(13) \_\_\_\_\_

All requested information received from agencies or applicant: yes \_\_\_\_\_ no \_\_\_\_\_

(14) \_\_\_\_\_

Action recommended:

☒ Approve \_\_\_\_\_ Deny

\_\_\_\_\_ Proposed Priority

\_\_\_\_\_ Reason for Reduction \_\_\_\_\_

No Measuring device required

\_\_\_\_\_ See attached sheet for other conditions of approval

\_\_\_\_\_ No special conditions for approval

(15) District W

By WFM Date 8/25/78

I.P. Gw letter

RECEIVED

AUG 29 1978

Department of Water Resources

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 31, 1978

Steve Schwilling  
Star Route  
Council, ID 83612

Dear Mr. Schwilling:

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 31 1978



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 31, 1978

Rodman Barker  
Box 129  
Council, ID 83612

Dear Mr. Barker:

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):

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

Yours truly,

DAVID B. SHAW  
Western Regional Supervisor

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 31, 1978

George Robinson  
Box 403  
Council, ID 83612

Dear Mr. Robinson:

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):

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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 31 1978  
BOISE, IDAHO



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 31, 1978

Helen Simpson  
Box 527  
Council, ID 83612

Dear Ms. Simpson:

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):

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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

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 31, 1978

Jim Casner  
Star Route  
Council, ID 83612

Dear Mr. Casner:

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):

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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

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 31, 1978

Chester Allen  
Orchard Rd  
Council, ID 83612

Dear Mr. Allen:

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):

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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

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 31, 1978

Earl M. Upah  
Orchard Rd  
Council, ID 83612

Dear Mr. Upah:

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):

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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

MICROFILM



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 31, 1978

Lynn A. Pearson  
Orchard Rd  
Council, ID 83612

Dear Mr. Pearson:

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):

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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

RECORDED



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 31, 1978

Shannon DeHaas  
Council  
Idaho 83612

Dear Ms. DeHaas:

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):

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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

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 31, 1978

Mr. & Mrs. Richard E. Armacost  
Box 61  
Council, ID 83612

Dear Mr. & Mrs. Armacost:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to your Application No. 67-7386. 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

John V. Evans  
Governor

92 South Cole Road  
Boise, Idaho 83705  
(208) 384-2190

May 17, 1978

Mr. & Mrs. Richard E. Armacost  
Box 61  
Council, ID 83612

Dear Mr. & Mrs. Armacost:

Enclosed is your Receipt No. 11067 in the amount of \$ 25.00  
for Application for Permit No. 67-7386 which was received in  
this office on May 5, 1978.

Sincerely,

RITA FLECK  
Secretary

RF

Enclosure

MICROFILMED



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGION

John V. Evans  
Governor

92 South Cole Road  
Boise, Idaho 83705  
(208) 384-2190

May 12, 1978

Re: Applications for Permit Nos. 67-7385 -- Cheryl Femenia  
67-7386 -- Richard &/or Erma Armacost  
Claimsto Water Right Nos. 67-4254 & 67-4255 -- Evan &/or Lee Dixon

Adams County Leader  
Council,  
Idaho 83612

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

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

\_\_\_\_\_  
(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before June 5, 1978.

Sincerely,

RITA FLECK  
Secretary

*Bill Submitted  
6-2-78 alw*

MICROFILMED

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:

MICROFILMED

67-7386

Name: RICHARD E. &/or ERMA E. ARMACOST

Address: Box 61, Council, ID

Source: GROUNDWATER

Date Filed: May 5, 1978

County: Adams County

Amount: 0.81 cubic feet per second

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 3 T16N-R1W B.M.

Use: domestic and livestock from Jan 1 to Dec 31 and for irrigation  
of 35 acres from Apr 1 to Oct 15

Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 3 T16N-R1W B.M.

Means: well and pump

100-100000

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 83705 on or before June 5, 1978.

C. STEPHEN ALLRED

Director

Published in the Adams County Leader, Council, ID  
on May 18, 1978 and May 25, 1978.

MICROFILMED



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

(Office at the corner of  
Franklin and Cole Roads)

(208) 384-2190

April 26, 1978

Re: Application for Permit

Richard E. &/or Erma E. Armacost  
Box 61  
Council, ID 83612

Dear Mr. & Mrs. Armacost:

I regret having to return this application and your check # 595 (92-293) to you again, but we cannot accept an application that is signed by someone other than the applicant.

I have taken the liberty of filling out a new application for you that will allow either of you to sign the application. I have also changed the land list to agree with your map. If this new application looks correct to you just sign it and return it to us with the \$25.00 filing fee.

Sincerely,

A handwritten signature in cursive script that reads "Bill MacAllister".

BILL MACALLISTER  
Water Resource Agent

BM:rf

Enc.

A handwritten note in cursive script that says "Thank you" followed by the initials "E.A.".

Department of Water Resources  
Western Regional Office

April 26, 1978

Re: Application for Permit

Richard E. &/or Erma E. Armacost  
Box 61  
Council, ID 83612

Dear Mr. & Mrs. Armacost:

I regret having to return this application and your check # 595 (92-293) to you again, but we cannot accept an application that is signed by someone other than the applicant.

I have taken the liberty of filling out a new application for you that will allow either of you to sign the application. I have also changed the land list to agree with your map. If this new application looks correct to you just sign it and return it to us with the \$25.00 filing fee.

Sincerely,

BILL MACALLISTER  
Water Resource Agent

BM:rf

Enc.

RECEIVED  
MAY 1 1978

April 18, 1978

Re: Application for Permit to  
Appropriate Public Waters

Mr. Richard E. Armacost  
Council,  
Idaho 83612

Dear Mr. Armacost:

We are returning your application for permit and check #595 (92-293)  
in the amount of \$25.00.

On page 2, 8b shows the place of use as being in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ . Corrections  
you made on page 1 show the point of diversion and place of use as the  
NE $\frac{1}{4}$ SE $\frac{1}{4}$ . Please correct 8b.

The map on page 3 shows the NW $\frac{1}{4}$ NW $\frac{1}{4}$  as the point of diversion and place  
of use. Please correct this to show the NE $\frac{1}{4}$ SE $\frac{1}{4}$  if that is the correct  
place of use.

Sincerely,

ROBERT W. HAMILTON  
Supervisor of Water Distribution

RWH:rf

Enc.

APR 20 1978  
FBI - IDAHO



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

(Office at the corner of  
Franklin and Cole Roads)

(208) 384-2190

April 10, 1978

Re: Application for Permit

RECEIVED  
APR 14 1978

Mr. Richard E. Armacost  
Council,  
Idaho 83612

Department of Water Resources  
Western Regional Office

Dear Mr. Armacost:

In reviewing your Application for Permit, we find points that need clarification.

The point of diversion is shown as being in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 3, Twp. 16N, Rge. 1W, B.M. The place of use for the domestic and stockwater is also in that 40 acre tract. The place of use for the irrigation is shown under 8b as being in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of that section and the map shows the NW $\frac{1}{4}$ NW $\frac{1}{4}$  of the section. The map indicates that all uses are in the same 40-acre tract.

*Yes, this is true.*

Please review the application which we are returning and make any necessary corrections and return it to us. We are also enclosing you check #595 (92-293) in the amount of \$25.00. Please return it with the corrected application.

Sincerely,

*Robert W. Hamilton*

ROBERT W. HAMILTON  
Supervisor of Water Distribution

RWH:rf

Enc.

MICROFILMED

April 10, 1978

Re: Application for Permit

Mr. Richard E. Armacost  
Council,  
Idaho 83612

Dear Mr. Armacost:

In reviewing your Application for Permit, we find points that need clarification.

The point of diversion is shown as being in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 3, Twp. 16N, Rge. 1W, B.M. The place of use for the domestic and stockwater is also in that 40 acre tract. The place of use for the irrigation is shown under 8b as being in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of that section and the map shows the NW $\frac{1}{4}$ NW $\frac{1}{4}$  of the section. The map indicates that all uses are in the same 40-acre tract.

Please review the application which we are returning and make any necessary corrections and return it to us. We are also enclosing you check #595 (92-293) in the amount of \$25.00. Please return it with the corrected application.

Sincerely,

ROBERT W. HAMILTON  
Supervisor of Water Distribution

RWH:rf

Enc.

MAILED

March 9, 1978

Mr. Dick Armacost  
Council  
Idaho 83512

Dear Mr. Armacost:

Enclosed is an Application for Permit with instructions as per your request.

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

Sincerely,

Anita L. Warntjes  
Secretary

alw  
Enc.

RECEIVED  
MARCH 14 1978  
BUREAU