

$0 + (5012-2)$

2.3



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25

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6.9

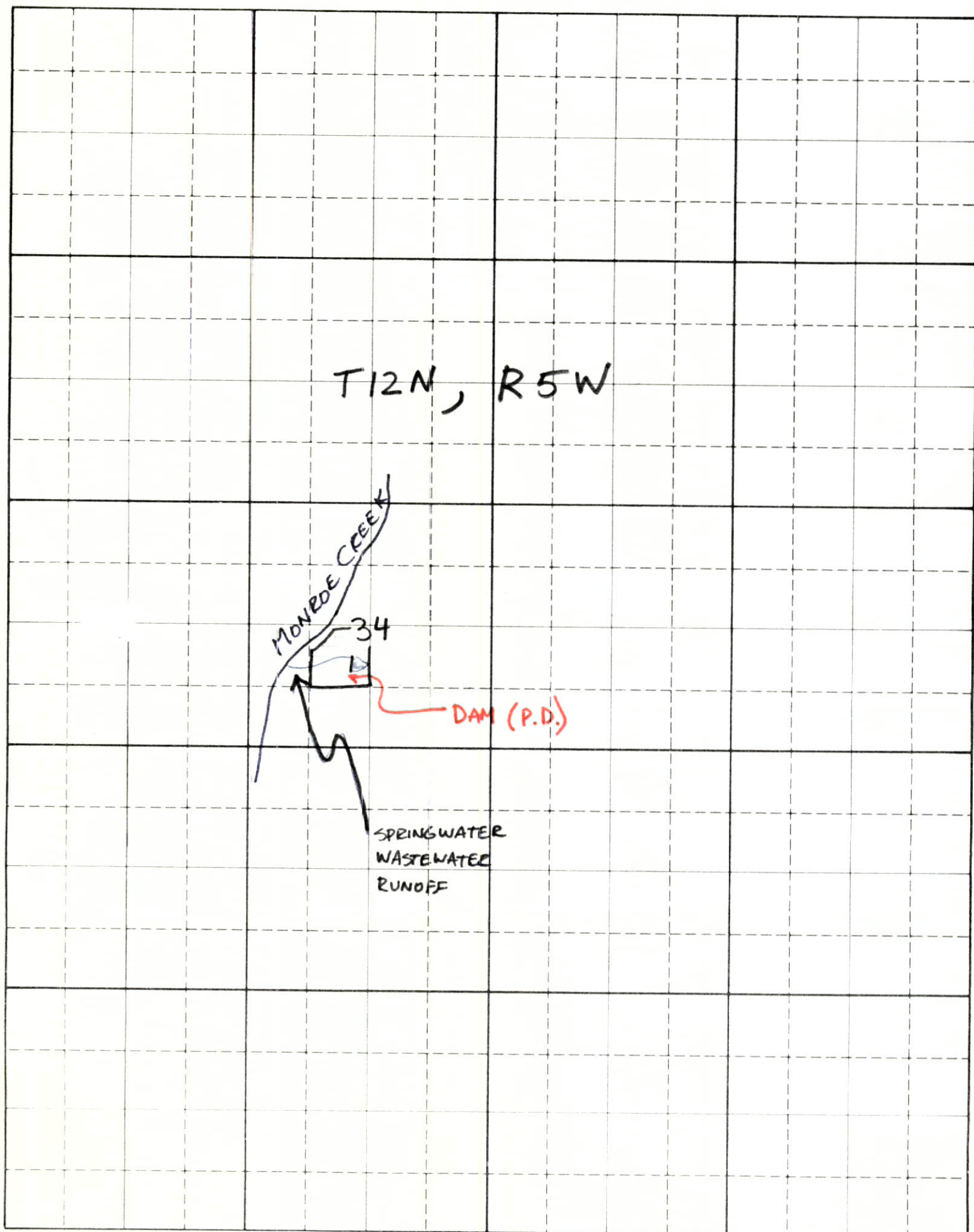
25

Approp. Plat
Quad Plat U3 A

.6707361



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.

Joseph W. Summell Jr.
(Applicant)

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Dorothy A. Barth, being duly sworn,
deposes and says:

That he is the Clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for Two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
Oct. 27, 1977, and ending
with the issue of Nov. 3, 1977

Fees, \$ 17.00

Subscribed and sworn to before me this 3
day of November, 1977

James Lee
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 1-2, 1979

No. 173 NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that JOSEPH W. SUMRALL, SR.
Route 2, Box 149 Weiser, Idaho has on October 17, 1977
submitted Application No. 67-7361 for a permit to
appropriate 15.7 acre feet per annum of water from a spring
and seepage trib. to Monroe Creek by means of a small dam
and pond within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 34 T12N-R5W B.M.,
Washington County to be used from Jan 1 to Dec 31 for
stockwater purposes and from Mar 15 to Nov 15 for the
irrigation of 14 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 34
T12N-R5W B.M.

If issued, this permit will be subject to all prior water
rights. Protests against the granting of the permit must be
filed with the Director of the Idaho Department of Water
Resources, 92 South Cole Road, Boise, Idaho 83705 on or
before November 14, 1977.

C. STEPHEN ALLRED

Director

Published in the Signal American, Weiser, Idaho on
October 27, 1977 and November 3, 1977.

66-2s

MICROFILMED

O.K.
R.M.H.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 13 1990

A. GENERAL INFORMATION

Department of 67-730105
Permit No. 67-730105

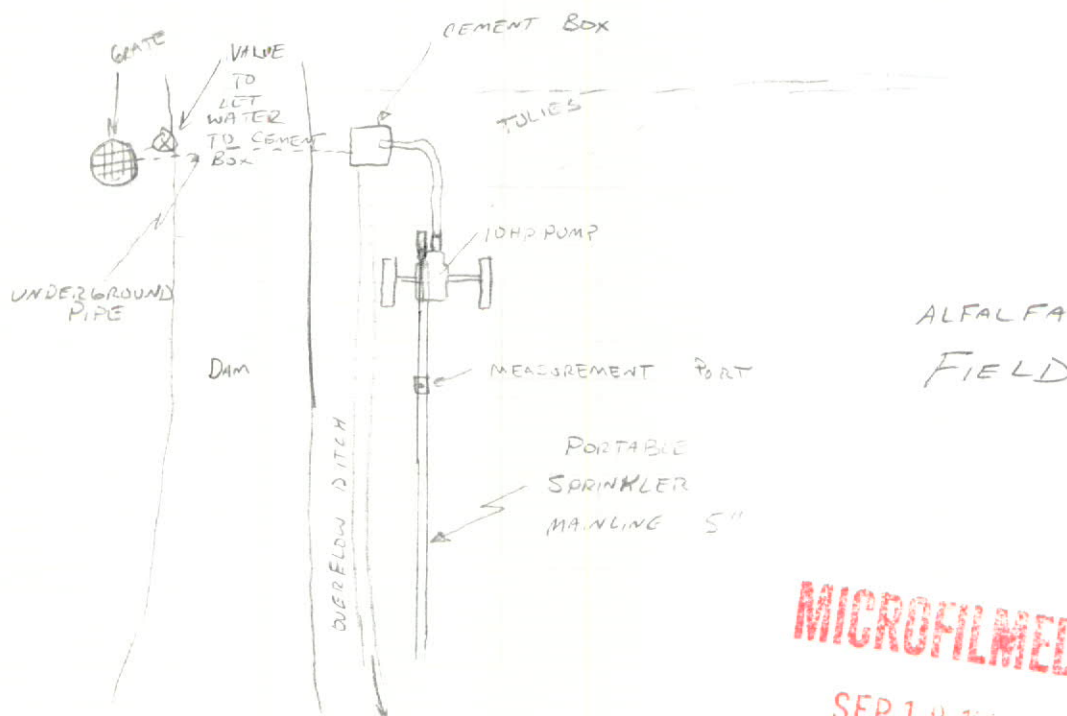
1. Owner: JOSEPH W. EMMALL SR. Phone No. 549-2664
Current Address: 1240 MONROE CR. RD. WEISER, ID 83672
2. Accompanied by: SAMC EXAM. DATE: 6/23/88
Address: same Phone No. SAMC
Relationship to Permit Holder: OWNER
3. Source: UNAMED STREAM tributary to MONROE CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE ☐ Copies Attached
2. Other water rights with same point of diversion: NONE ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = Not to scale.

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

MICROFILMED
SEP 19 1990

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR COX/HALL MEASUREMENT

Measured by: QUENTIN NESBITT

Date: 6/23/88

Owner: JOE SIMPALL

Permit No. 67-7361

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

POND WITH OUTLET FROM
BOTTOM OF POND TO A CEMENT
BOX - AND CENTRIFUGAL PUMP BOX TO
LAND THAT IS IRRIGATED.

MEASURED INSIDE PIPE RADIUS IN INCHES (IR)

CIR = Pipe Circumference in Inches = _____

T = Pipe Thickness in Inches = _____

IR = [(0.1592 X CIR) - T] = ... 2.5

DIFFERENTIAL PRESSURE READING IN INCHES OF H₂O (H)

High Reading = 42

Low Reading = 39

High - Low = H = ... 3

COX/HALL DESCRIPTION & FACTOR DETERMINATION (H#)

State ID No. 120381

Size of tip used 5"

Number of holes in
meter taped or blocked 0

To determine Cox/Hall Factor (H#) use table to the right.
Using the Differential Pressure Reading (H) find appropriate
Row and Column to determine (H#).
(example: H = 12.4 then H# = 17.0)

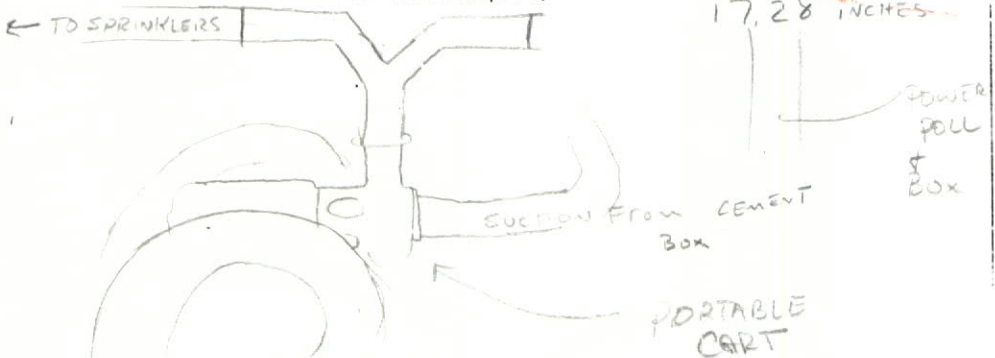
Determine (H#) and enter here: 7.9

CALCULATION OF DISCHARGE IN CFS (Q)

$$Q = \frac{(3.1416) (IR)^2 (H\#)}{(448.8)}$$

$$Q = \frac{(3.1416) (2.5)^2 (7.9)}{(448.8)} = .35 \text{ CFS}$$

SKETCH (If not shown on Field Report)



	.0	.1	.2	.3	.4	.5	.6	.7	.8	.9
0	0.0	0.8	1.3	1.8	2.2	2.5	2.9	3.3	3.7	4.0
1	4.3	4.5	4.8	5.0	5.2	5.4	5.6	5.8	6.0	6.2
2	6.3	6.5	6.7	6.9	7.0	7.2	7.3	7.5	7.6	7.7
3	7.9	8.0	8.2	8.3	8.5	8.6	8.7	8.8	9.0	9.1
4	9.3	9.4	9.5	9.6	9.7	9.8	10.0	10.1	10.2	10.3
5	10.4	10.5	10.6	10.7	10.9	11.0	11.1	11.2	11.3	11.4
6	11.5	11.6	11.7	11.8	11.9	12.0	12.1	12.2	12.3	12.4
7	12.5	12.6	12.7	12.8	12.9	13.0	13.1	13.2	13.3	13.4
8	13.5	13.5	13.6	13.7	13.8	13.9	14.0	14.0	14.1	14.2
9	14.3	14.4	14.5	14.5	14.6	14.7	14.8	14.9	15.0	15.0
10	15.1	15.2	15.3	15.4	15.5	15.5	15.6	15.7	15.8	15.9
11	15.9	16.0	16.1	16.2	16.3	16.3	16.4	16.5	16.5	16.6
12	16.7	16.7	16.8	16.9	17.0	17.0	17.1	17.2	17.3	17.3
13	17.4	17.5	17.5	17.6	17.7	17.8	17.8	17.9	18.0	18.1
14	18.1	18.2	18.3	18.3	18.4	18.5	18.5	18.6	18.7	18.7
15	18.8	18.9	18.9	19.0	19.1	19.1	19.2	19.3	19.3	19.4
16	19.5	19.5	19.6	19.6	19.7	19.7	19.8	19.9	19.9	20.0
17	20.1	20.1	20.2	20.2	20.3	20.4	20.4	20.5	20.5	20.6
18	20.7	20.7	20.8	20.9	20.9	21.0	21.0	21.1	21.2	21.2
19	21.3	21.3	21.4	21.4	21.5	21.6	21.6	21.7	21.7	21.8
20	21.9	21.9	22.0	22.0	22.1	22.2	22.2	22.3	22.3	22.4
21	22.4	22.5	22.5	22.6	22.6	22.7	22.7	22.8	22.9	22.9
22	23.0	23.0	23.1	23.1	23.2	23.2	23.3	23.4	23.4	23.5
23	23.5	23.6	23.6	23.7	23.7	23.8	23.8	23.9	23.9	24.0
24	24.0	24.1	24.2	24.2	24.3	24.3	24.4	24.4	24.5	24.5
25	24.6	24.6	24.7	24.7	24.8	24.8	24.9	24.9	25.0	25.0
26	25.1	25.1	25.2	25.2	25.3	25.3	25.4	25.4	25.5	25.5
27	25.6	25.6	25.7	25.7	25.8	25.8	25.9	25.9	26.0	26.0
28	26.1	26.1	26.2	26.2	26.3	26.3	26.4	26.4	26.5	26.5
29	26.6	26.6	26.7	26.7	26.8	26.8	26.9	26.9	27.0	27.0
30	27.0	27.1	27.1	27.2	27.2	27.3	27.3	27.4	27.4	27.5
31	27.5	27.5	27.6	27.6	27.7	27.7	27.8	27.8	27.9	27.9
32	28.0	28.0	28.0	28.1	28.1	28.2	28.2	28.3	28.3	28.4
33	28.4	28.5	28.5	28.5	28.6	28.6	28.7	28.7	28.8	28.8
34	28.9	28.9	29.0	29.0	29.0	29.1	29.1	29.2	29.2	29.2
35	29.3	29.3	29.3	29.4	29.4	29.5	29.5	29.5	29.6	29.6
36	29.7	29.7	29.8	29.8	29.9	29.9	30.0	30.0	30.0	30.1
37	30.1	30.2	30.2	30.3	30.3	30.4	30.4	30.5	30.5	30.5
38	30.6	30.6	30.7	30.7	30.8	30.8	30.8	30.9	30.9	31.0
39	31.0	31.0	31.1	31.1	31.2	31.2	31.2	31.3	31.3	31.4
40	31.4	31.5	31.5	31.5	31.6	31.6	31.7	31.7	31.7	31.8
41	31.8	31.9	31.9	31.9	32.0	32.0	32.1	32.1	32.1	32.2
42	32.2	32.3	32.3	32.3	32.4	32.4	32.4	32.5	32.5	32.5
43	32.6	32.6	32.7	32.7	32.7	32.8	32.8	32.9	32.9	33.0
44	33.0	33.0	33.1	33.1	33.2	33.2	33.2	33.3	33.3	33.4
45	33.4	33.5	33.5	33.5	33.6	33.6	33.7	33.7	33.7	33.8
46	33.8	33.9	33.9	33.9	34.0	34.0	34.0	34.1	34.1	34.1
47	34.2	34.2	34.2	34.3	34.3	34.4	34.4	34.4	34.5	34.5
48	34.6	34.6	34.6	34.7	34.7	34.8	34.8	34.8	34.9	34.9

38 PSI

BOTTOM OF
DAM

67-7361

CEMENT BOX



PUMP



PUMP
LOOKING
WEST

SEP 19 1990

MICROFILMED

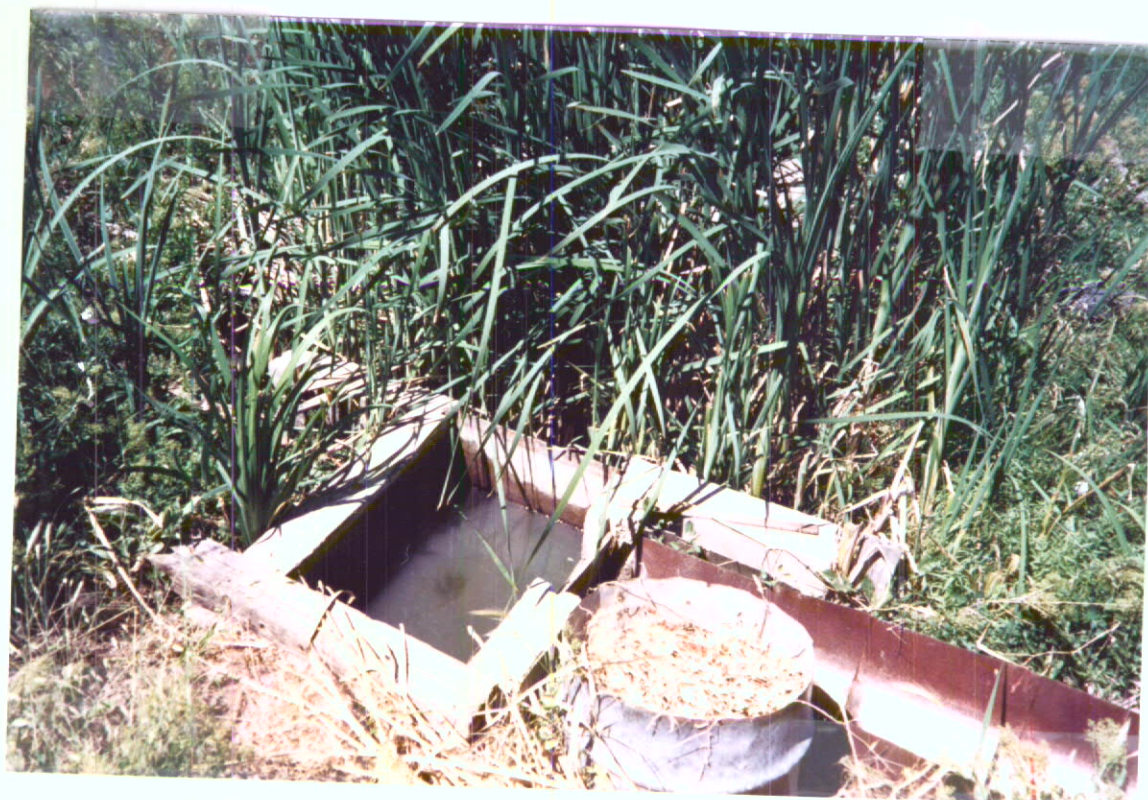
67-7361

UNNAMED STREAM



POND

LOOKING
EAST



CEMENT
BOX

SEP 10 1967

RECORDED

67-7361



POND
of
P.U.
LOOKING
SOUTH WEST

MICROFILMED

SEP 10 1990

67-7261

N

CRP-86-113.2

2726
34 35

I 95.5

7 173.2

A 22.2

2 3.0

5 15.8

6 10.9

17.9

P.V.

17ac.

POND

D-47
D-47
T532

W 28.2

28 27
33 34

T533

MICROFILMED

SEP 13 1991

4 1.3

19.6

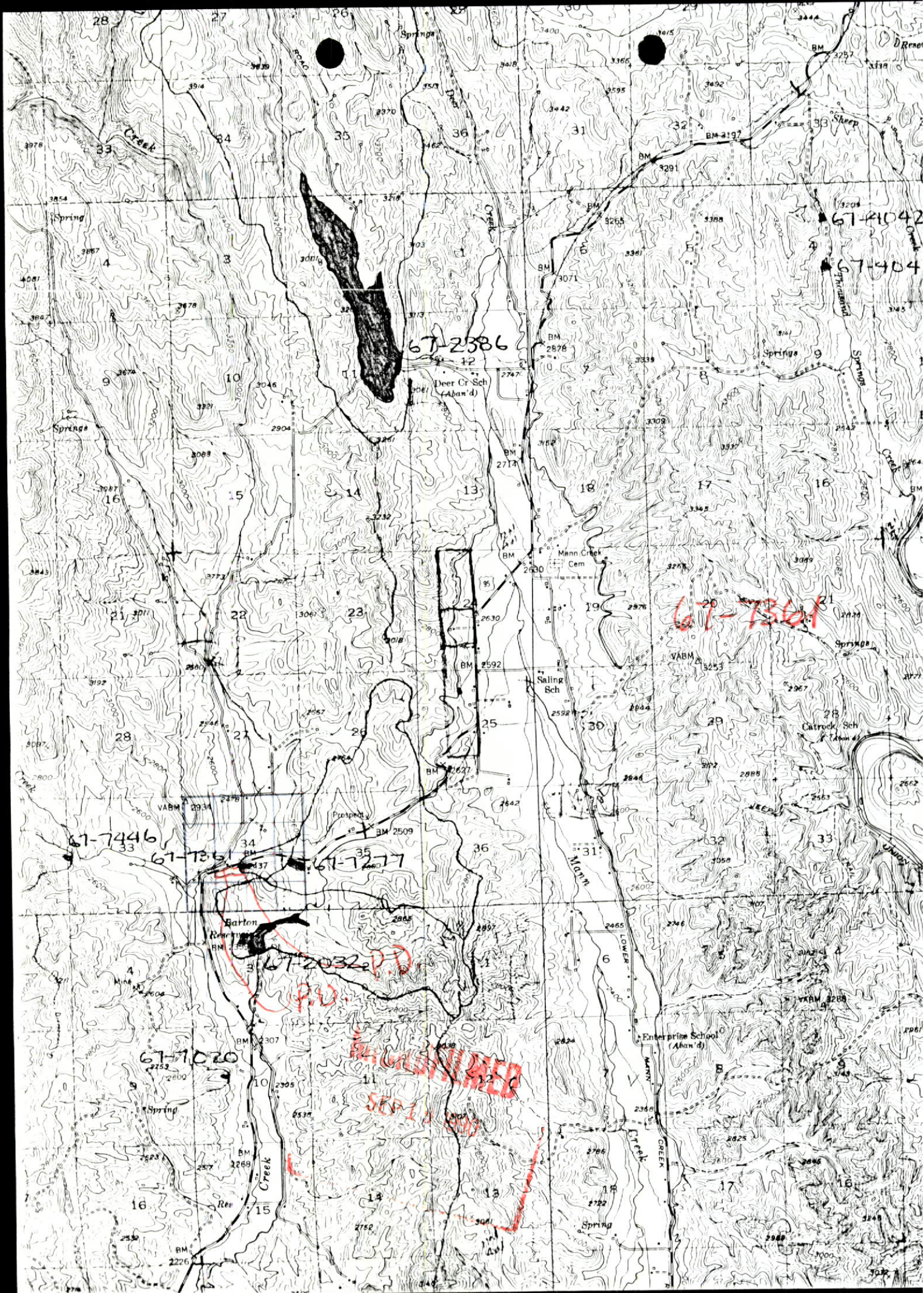
4.4

5.7

7.9

Pump

ALSO
IRRIGATE OUT OF DOTTED LINE



67-2386

Deer Cr Sch (Aban'd)

67-7361

67-7446

67-7361

67-7277

67-7020

67-2032 P.D.

RECEIVED
SEP 11 1967

0-100 (100)

2.3

0



2.3

Area

Approp. Plat

Quad Plat

U3 A

.6707361



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07361

Priority: October 17, 1977

Maximum Diversion Rate:

0.28 CFS

Maximum Diversion Volume:¹

15.7 AF

This is to certify, that JOSEPH W. SUMRALL, SR.

1240 MONROE CREEK RD.

WEISER, ID 83672

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 17, 1977; and has submitted Proof of Beneficial Use on March 10, 1983. An examination indicates that the works have a diversion capacity of .280 cfs of water from:

UNNAMED STREAM

tributary to MONROE CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.28 CFS	15.0 AF
IRRIGATION STORAGE	01/01 to 12/31		5.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		5.0 AF
STOCKWATER STORAGE	01/01 to 12/31		0.7 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		0.7 AF
Totals		0.28 CFS	15.7 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 34, Township 12N, Range 05W
WASHINGTON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
12N	05W	34	NESW	14		14

Total number of acres irrigated: 14

PLACE OF USE: IRRIGATION STORAGE, same as IRRIGATION use

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

PLACE OF USE: STOCKWATER STORAGE, same as IRRIGATION use

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

MICROFILMED

SEP 19 1990

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

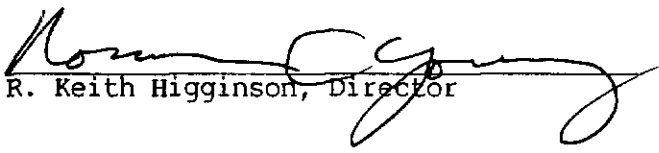
WATER RIGHT NO. 67-07361

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount 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.
5. Use of water under this water right is subject to control by the watermaster of State Water District No. 67
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 24th day of August, 19 90.

Acting for


R. Keith Higginson, Director

SEP 13 1990

Identification No. _____
Application No. 67-1361

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Joseph W. Sumrall, Sr. Phone: 549-2664
post office address Route 2, Box 149, Weiser, ID 83672
2. Source of water supply pond ~~spring & seepage~~ ^{Unnamed Stream} which is a tributary of Monroe Creek
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 34 Township 12N
Range 5W B.M. Washington County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Monroe Creek at a point in NW $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 34 Township 12N Range 5W B.M. _____
4. Water will be used for the following purposes:
3 Amount 15 AF for irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
1 Amount 5 AF for irrigation purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
4 Amount 7 AF for stockwater from storage purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
3 Amount 7 AF for stockwater from storage purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. _____ cubic feet per second and/or
b. 15.7 AF acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Dam to form 5 af pond, pump and sprinkler system

b. Height of storage dam 14 feet, active reservoir capacity 5 acre feet; total reservoir capacity 5 acre feet, materials used in storage dam: earth, rock
Period of year during which storage will occur Jan. 1 to Dec. 31 inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter s inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 2000.00.
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 SW $\frac{1}{4}$ of Section 34 Township 12N
Range 5W B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 50 cattle & horses

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12N	5W	34									14								14

Total number of acres to be irrigated 14

c. Describe any other water rights used for the same purposes as described above. none

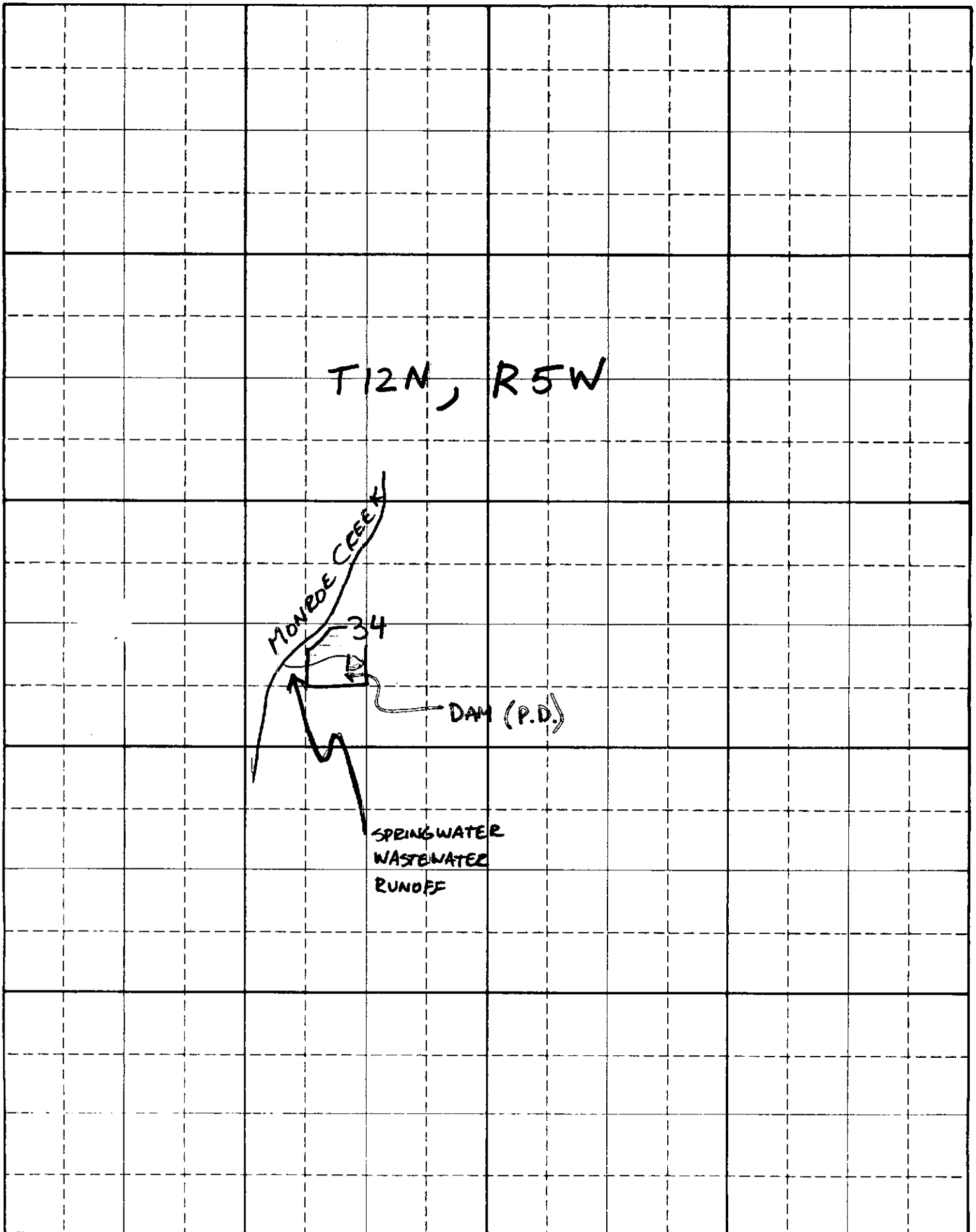
9. a. Who owns the property at the point of diversion applicant

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.

Joseph W. Summell Jr.
(Applicant)

Proposed Priority 10/17/77

Received by DRT Date 10-17-77 Time 4:00
Preliminary check by WTH Fee \$ 10.00 # 8997
Received by RF Date 10-17-77
Publication prepared by W Date 10-20-77
Published in Signal American
Publication dates Oct 27 + Nov 3
Publication approved W Date 11-28-77
Priority reduced to _____ Reason _____

Protests filed by: Steven K. Ricks on behalf of
Mr. & Mrs. Claud Gann

withdrawn 3/2/78 WTH

Copies of protests forwarded by rf

Hearing held by _____ Date _____

Recommended for approval denial by WTH JP

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. 67-7361, 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 April 1, 1983.
- c. Other: Use of water under this permit is subject to the control of the watermaster when the on-going Monroe Creek Adjudication is completed, a water district created, and a watermaster elected or appointed.

2. Denial of said application is for the following reasons: _____

Witness my hand this 26TH day of April, 1978.

Norman C Young
Administrator

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Dorothy A. Booth, being duly sworn,
deposes and says:

That he is the Clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for Two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
Oct. 27, 1977, and ending
with the issue of Nov. 3, 1977

Dorothy A. Booth
Fees, \$ 17.00

Subscribed and sworn to before me this 3
day of November, 1977

[Signature]
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 1-2, 1979

No. 173 NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that JOSEPH W. SUMRALL, SR.
Route 2, Box 149 Weiser, Idaho has on October 17, 1977
submitted Application No. 67-7361 for a permit to
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and seepage trib. to Monroe Creek by means of a small dam
and pond within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 34 T12N-R5W B.M.,
Washington County to be used from Jan 1 to Dec 31 for
stockwater purposes and from Mar 15 to Nov 15 for the
irrigation of 14 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 34
T12N-R5W B.M.

If issued, this permit will be subject to all prior water
rights. Protests against the granting of the permit must be
filed with the Director of the Idaho Department of Water
Resources, 92 South Cole Road, Boise, Idaho 83705 on or
before November 14, 1977.

C. STEPHEN ALLRED

Director

Published in the Signal American, Weiser, Idaho on
October 27, 1977 and November 3, 1977.

66-2s

August 27, 1990

JOSEPH W. SUMRALL, SR.
1240 MONROE CREEK RD.
WEISER, ID 83672

RE: PERMIT NO. 67-07361

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 17 1990

May 3, 1990

JOSEPH W. SUMRALL, SR.
1240 MONROE CREEK RD.
WEISER, ID 83672

RE: PERMIT NO. 67-07361

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

SEP 19 1990

MEMORANDUM

TO: FILE #67-7361

FROM: ROXANNE MCCARTHY

RE: ADDITION OF NATURAL FLOW RIGHT

DATE: 26-FEB-1990

=====

It is apparent when reviewing this file that a natural flow component would more clearly describe the irrigation practices under this right. A recommendation is made to limit IRRIGATION FROM STORAGE to the storage capacity permitted: 5 acre feet. The total volume is limited to 15.7 acre feet by the permit.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 18 1990

A. GENERAL INFORMATION

Department of 627-731415
Permit No. 627-731415

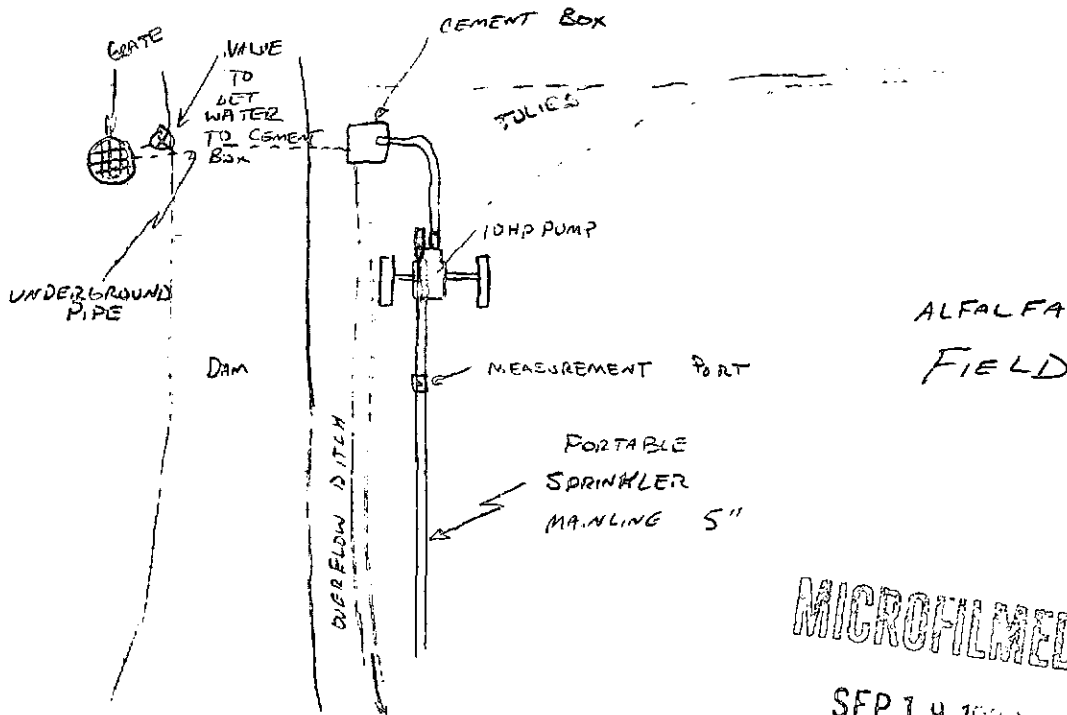
1. Owner: JOSEPH W. SUMRALL SR. Phone No. 549-2664
Current Address: 1240 MONROE CR. Rd. WEISER, ID 83672
2. Accompanied by: SAME EXAM. DATE: 6/22/88
Address: SAME Phone No. SAME
Relationship to Permit Holder: OWNER
3. Source: UNNAMED STREAM tributary to MONROE CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE
☐ Copies Attached
2. Other water rights with same point of diversion: NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



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Scale: 1" = Not to SCALE

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

System Description (continued)

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

AN EARTH DAM 12 FT HIGH AND 165 FT LONG COLLECTS WATER FROM THE UNAMED STREAM. THE RESERVOIR'S CAPACITY IS 10 ac-ft. THERE IS AN UNDER GROUND PIPE THROUGH THE DAM THAT LETS WATER INTO A CEMENT BOX WHICH A 10HP CENTRIFUGAL PUMP, PUMPS ~~FOR~~ INTO PORTABLE HANDLINE SPRINKLERS.

☐ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	A.O. SMITH	10	C61	JACUZZI	UNIT NO. WOL 13

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SW	34	12N	5W	WASHINGTON	USGS QJAD & AERIAL PHOTO

6. **Place(s) of Use:**

Indicate Method of Determination AERIAL PHOTO

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12N	5W	34									14								14 ac

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Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Cox/Hall				STAFF ID. 120381	2-5"	
MANOMETER		IDWR			5'	
SPRINKLER GAUGE	(SPINKLER	HEAD NOZZLE				

2. Measurements:

SEE COX/HALL SUPPLEMENT SHEET
 MEASURED 28 psi ON 22 HEADS WITH 1/4" NOZZLES
 HEADS WERE MOSTLY RAINBIRD #30.
 (NELSON HEADS ALSO)
 CHART → ~ 5.37 G.P.M X 22 HEADS = 118.14 G.P.M ~ 155.12 G.P.M OK.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: RESERVOIR: (FROM DAM SAFETY FILE) 10 af
 COX/HALL: .35 cfs

2. Alternate Method for Checking Purposes: SPRINKLERS: .26 cfs
 .35 cfs MORE ACCURATE

F. PUMP EFFICIENCY DATA (Optional)

< 20 HP N/A

THEORETICAL:

10 HP X 8.8 X 8 = .8 cfs
 (28 psi X 2.31) + 0 FT = .8 cfs
 .8 cfs
 O.K. ✓

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
 Total Head: (1) + (2) = _____ (3)
 Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
 Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
 Meter Input HP: (6) x 1.34 = _____ (7)
 Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
 Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 14 \text{ ac} \times 4.0 \text{ af} = 56 \text{ af}$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .35 \text{ cfs} \times 24 \text{ days} \times 1.9835 = 16.66 \text{ af}$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 16.66 \text{ af}$
 BUT LIMITED TO 15 af
 FROM PERMIT.

2. Volume Calculations for Other Uses:

N/A

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SEP 19 1990

[illegible]

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION FROM STORAGE	2/15	11/15	35 cfs	15 afa
IRRIGATION STORAGE	1/1	12/31	Nil	5 afa
STOCKWATER FROM STORAGE	1/1	12/31		.7 afa
STOCKWATER STORAGE	1/1	12/31	Nil	.7 afa
	Totals:		35 cfs	15.7 afa

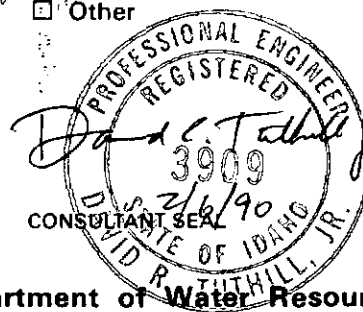
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☒ None

 Other

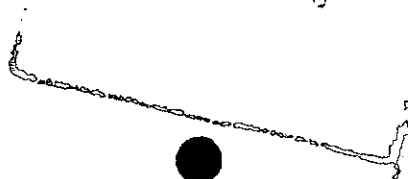
Field Examiner's Name JFW 1-30-90 Signature [Signature] NESBET
Certification Date _____
Field Report Preparation Date 8-9-88



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

MICROFILMED

SEP 10 1944



7/87

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR COX/HALL MEASUREMENT

Measured by: QUENTIN NESBITTDate 6/23/88Owner: JOE SIMBALLPermit No. 67-7361

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

POND WITH OUTLET FROM
BOTTOM OF POND TO A CEMENT
BOX- AND CENTRIFUGAL PUMP BOX TO
LAND THAT IS IRRIGATED.

MEASURED INSIDE PIPE RADIUS IN INCHES (IR)

CIR = Pipe Circumference in Inches = _____

T = Pipe Thickness in Inches = _____

IR = [(0.1592 X CIR) - T] = ... 2.5DIFFERENTIAL PRESSURE READING IN INCHES OF H₂O (H)High Reading = 42Low Reading = 39High - Low = H = ... 3

COX/HALL DESCRIPTION & FACTOR DETERMINATION (H#)

State ID No. 20381Size of tip used 5"Number of holes in
meter taped or blocked 0

To determine Cox/Hall Factor (H#) use table to the right.
Using the Differential Pressure Reading (H) find appropriate
Row and Column to determine (H#).
(example: H = 12.4 then H# = 17.0)

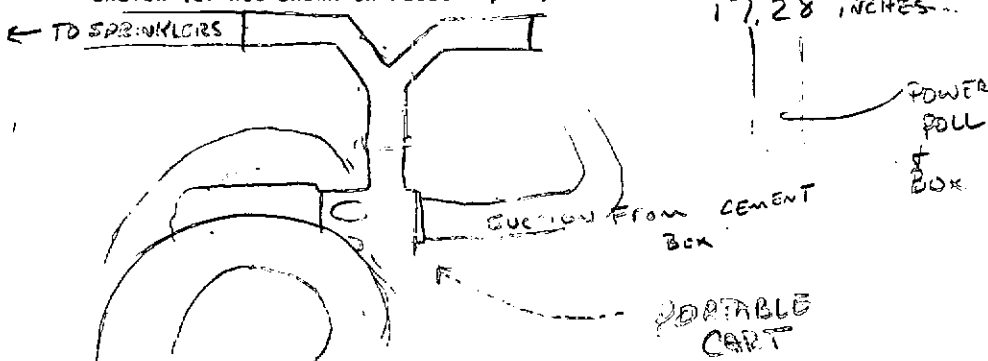
Determine (H#) and enter here: 7.9

CALCULATION OF DISCHARGE IN CFS (Q)

$$Q = \frac{(3.1416) (IR)^2 \times H\#}{(448.8)}$$

$$Q = \frac{(3.1416) (2.5)^2 \times (7.9)}{(448.8)} = .35 \text{ CFS}$$

SKETCH (If not shown on Field Report)



	.0	.1	.2	.3	.4	.5	.6	.7	.8	.9
0	0.0	0.8	1.3	1.8	2.2	2.5	2.9	3.3	3.7	4.0
1	4.3	4.3	4.8	5.0	5.2	5.4	5.6	5.8	6.0	6.2
2	6.3	6.3	6.7	6.9	7.0	7.2	7.3	7.5	7.6	7.7
3	7.9	8.0	8.2	8.3	8.5	8.6	8.7	8.8	9.0	9.1
4	9.3	9.4	9.5	9.6	9.7	9.8	10.0	10.1	10.2	10.3
5	10.4	10.5	10.6	10.7	10.9	11.0	11.1	11.2	11.3	11.4
6	11.5	11.6	11.7	11.8	11.9	12.0	12.1	12.2	12.3	12.4
7	12.5	12.6	12.7	12.8	12.9	13.0	13.1	13.2	13.3	13.4
8	13.5	13.5	13.6	13.7	13.8	13.9	14.0	14.1	14.1	14.2
9	14.3	14.4	14.5	14.5	14.6	14.7	14.8	14.9	15.0	15.0
10	15.1	15.2	15.3	15.4	15.5	15.5	15.6	15.7	15.8	15.9
11	15.9	16.0	16.1	16.2	16.3	16.3	16.4	16.5	16.5	16.6
12	16.7	16.7	16.8	16.9	17.0	17.0	17.1	17.2	17.3	17.3
13	17.4	17.5	17.5	17.6	17.7	17.8	17.8	17.9	18.0	18.1
14	18.1	18.2	18.3	18.3	18.4	18.5	18.5	18.6	18.7	18.7
15	18.8	18.9	18.9	19.0	19.1	19.1	19.2	19.3	19.3	19.4
16	19.5	19.5	19.6	19.6	19.7	19.7	19.8	19.9	19.9	20.0
17	20.1	20.1	20.2	20.2	20.3	20.4	20.4	20.5	20.5	20.6
18	20.7	20.7	20.8	20.9	20.9	21.0	21.0	21.1	21.2	21.2
19	21.3	21.3	21.4	21.4	21.5	21.6	21.6	21.7	21.7	21.8
20	21.9	21.9	22.0	22.0	22.1	22.2	22.2	22.3	22.3	22.4
21	22.4	22.5	22.5	22.6	22.6	22.7	22.7	22.8	22.9	22.9
22	23.0	23.0	23.1	23.1	23.2	23.2	23.3	23.4	23.4	23.5
23	23.5	23.6	23.6	23.7	23.7	23.8	23.8	23.9	23.9	24.0
24	24.0	24.1	24.2	24.2	24.3	24.3	24.4	24.4	24.5	24.5
25	24.6	24.6	24.7	24.7	24.8	24.8	24.9	24.9	25.0	25.0
26	25.1	25.1	25.2	25.2	25.3	25.3	25.4	25.4	25.5	25.5
27	25.6	25.6	25.7	25.7	25.8	25.8	25.9	25.9	26.0	26.0
28	26.1	26.1	26.2	26.2	26.3	26.3	26.4	26.4	26.5	26.5
29	26.6	26.6	26.7	26.7	26.8	26.8	26.9	26.9	27.0	27.0
30	27.0	27.1	27.1	27.2	27.2	27.3	27.3	27.4	27.4	27.5
31	27.5	27.5	27.6	27.6	27.7	27.7	27.8	27.8	27.9	27.9
32	28.0	28.0	28.1	28.1	28.2	28.2	28.3	28.3	28.4	28.4
33	28.4	28.5	28.5	28.6	28.6	28.7	28.7	28.8	28.8	28.9
34	28.9	28.9	29.0	29.0	29.1	29.1	29.1	29.2	29.2	29.2
35	29.3	29.3	29.4	29.4	29.5	29.5	29.5	29.6	29.6	29.6
36	29.7	29.7	29.8	29.8	29.9	29.9	30.0	30.0	30.0	30.1
37	30.1	30.2	30.2	30.3	30.3	30.4	30.4	30.5	30.5	30.5
38	30.6	30.6	30.7	30.7	30.8	30.8	30.8	30.9	30.9	31.0
39	31.0	31.0	31.1	31.1	31.2	31.2	31.2	31.3	31.3	31.4
40	31.4	31.5	31.5	31.5	31.6	31.6	31.7	31.7	31.7	31.8
41	31.8	31.9	31.9	31.9	32.0	32.0	32.1	32.1	32.1	32.2
42	32.2	32.3	32.3	32.3	32.4	32.4	32.4	32.5	32.5	32.5
43	32.6	32.6	32.7	32.7	32.7	32.8	32.8	32.9	32.9	33.0
44	33.0	33.0	33.1	33.1	33.2	33.2	33.2	33.3	33.3	33.4
45	33.4	33.5	33.5	33.5	33.6	33.6	33.7	33.7	33.7	33.8
46	33.8	33.9	33.9	33.9	34.0	34.0	34.0	34.1	34.1	34.1
47	34.2	34.2	34.3	34.3	34.3	34.4	34.4	34.4	34.5	34.5
48	34.6	34.6	34.7	34.7	34.7	34.8	34.8	34.8	34.9	34.9

38 PSI

67-7261

E. T. ...

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E. T. ...

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SEP 19 1990

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67-7361

UNCLASSIFIED



FACT

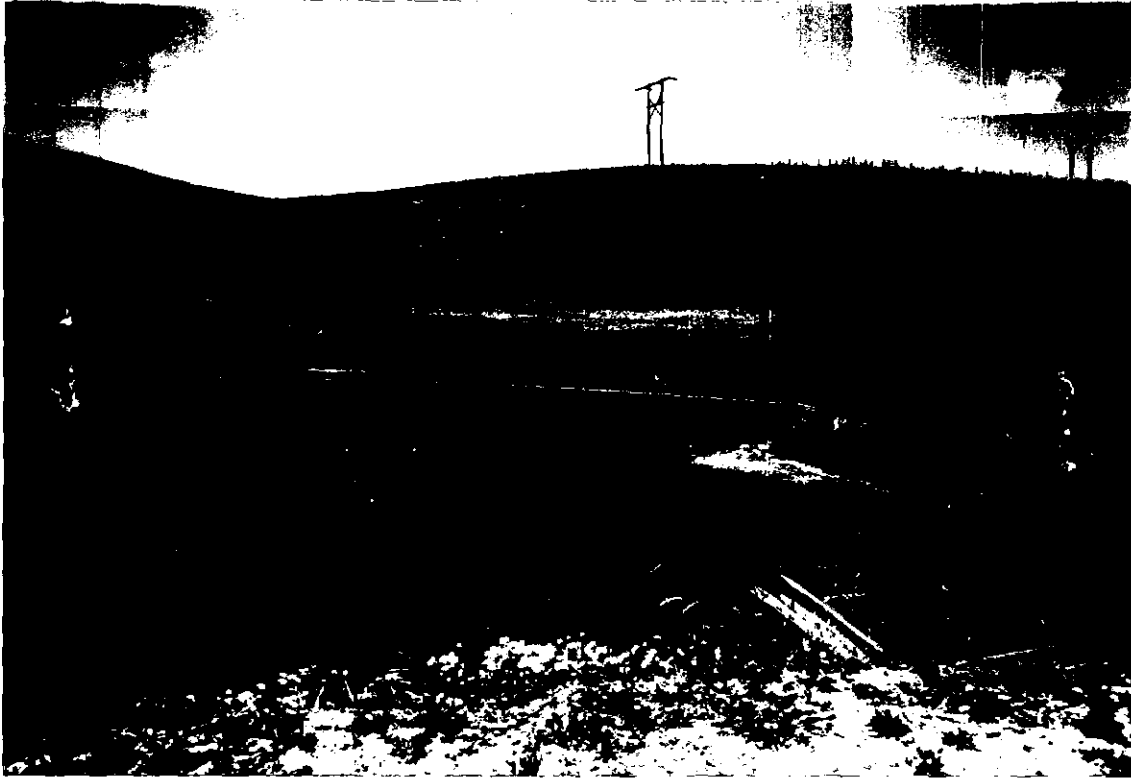


CEMENT
BOX

SEP 1, 1967

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67-7261



POND

&

P.O.

LOOKING

SOUTHWEST

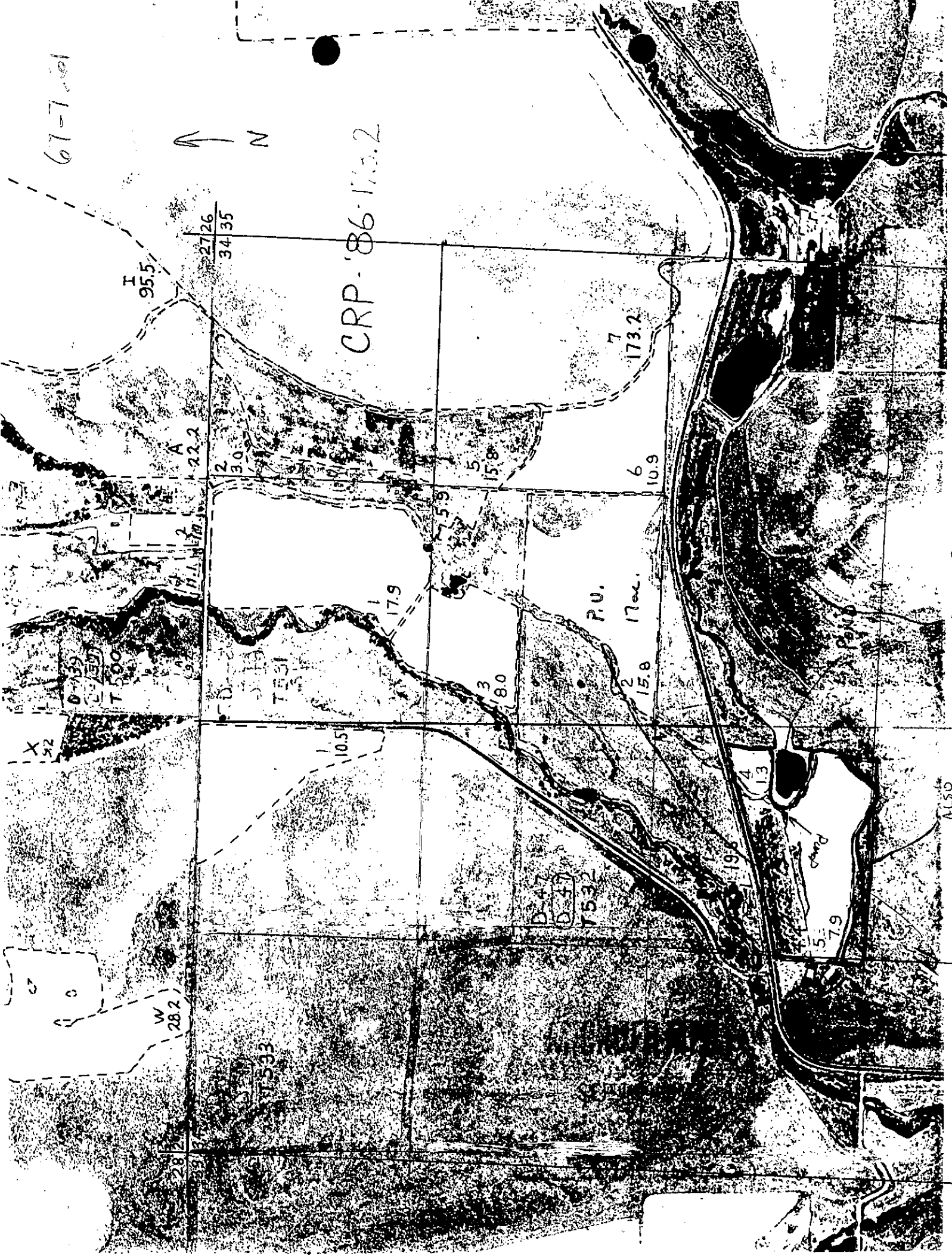
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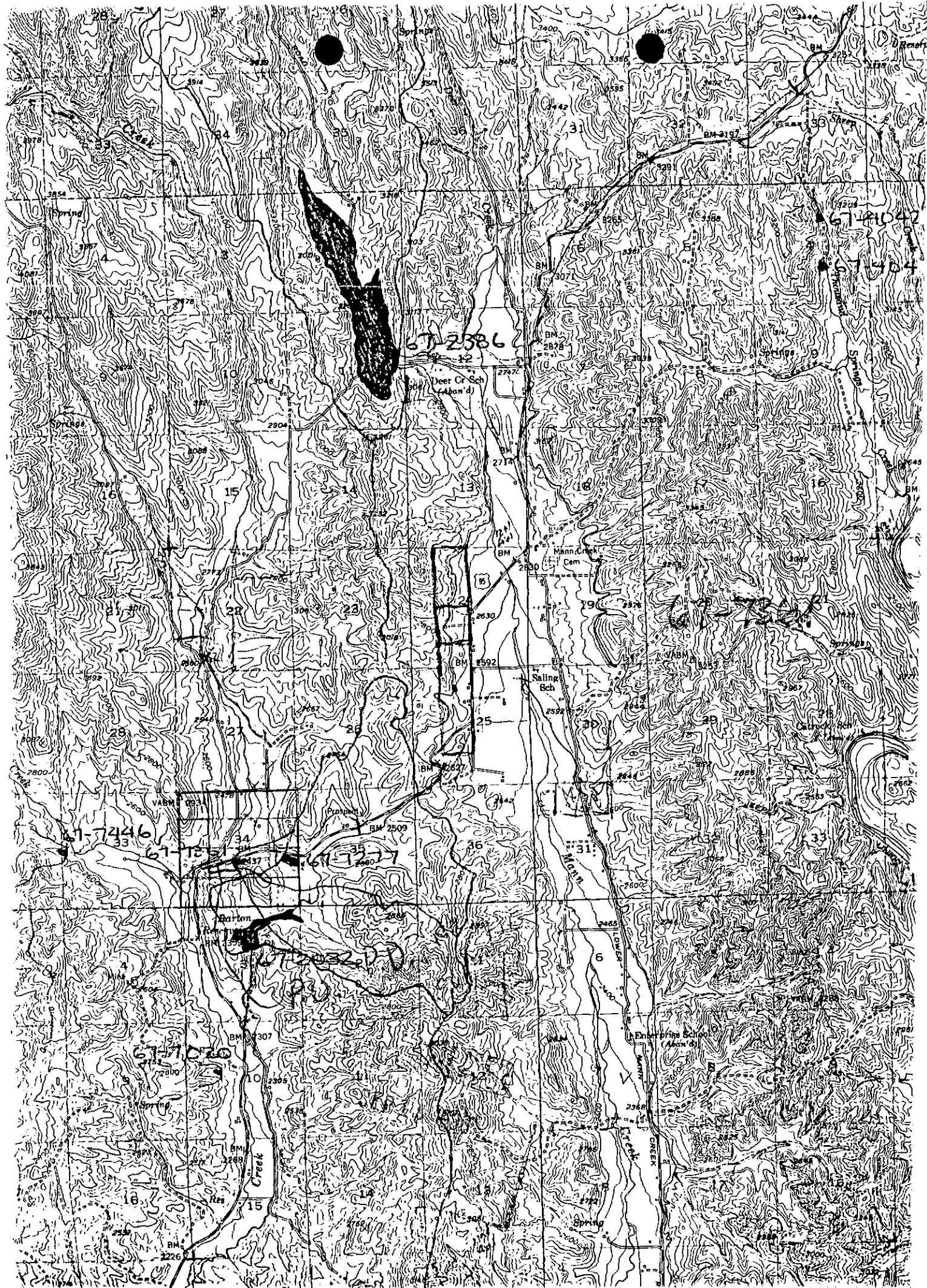
SEP 19 1990

67-7-01

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CRP-86-173.2





4/86

JUN 2 1987

Department of Water Resources
Western Regional Office

RECEIVED
JUN 18 1987

STATE Department of Water Resources
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

KEYPUNCHED

For Office Use Only
Fee Received \$50
Date 6-5-87
Receipt # 44924
Receipt by [Signature]
Sent to S.O. 6/8/87 #

1. Permit No. 67-7361

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: JOSEPH W. SUMRAU

3. Post Office Address: RT 2 Box 149 WEISER, ID 83672

Telephone No. 208-549-2664

4. Source of Water: SPRINGS & WASTEWATER & RUNOFF

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 14 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted _____ cfs 15 acre-feet

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

1978

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

PERMIT HOLDER

(Name)

SEP 19 1990

(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.)

18 May 1987
Date

Joseph W. Sumrau
Signature of Permit Holder (and title, if appropriate)



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

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

67-7361
SUMRALL SR., JOSEPH W.
ROUTE 2 BOX 149
WEISER, ID 83672

138240

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.

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SEP 19 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

APRIL 25, 1983

JOSEPH W. SUMRALL, SR.
RT. 2 BOX 149
WEISER ID 83672

RE: Permit No. 67-7361

Dear Permit Holder:

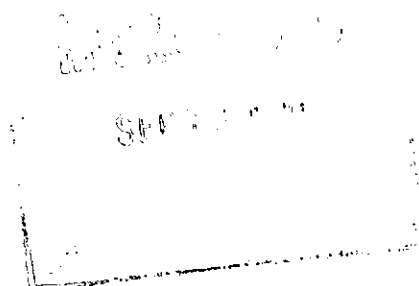
We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

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



DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as agreement that the permit holder(s) has completed development to the extent shown below of Permit No. 67-7361.

Name(s) of Permit Holder: JOSEPH W. SUMRALL SR.

Post Office Address: RT2 Box 149 WEISER IDAHO

83672

Tel. No. 549-2664

Source of Water: SPRING RUN OFF, SPRINGS, & WASTE WATER

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 3 HORSES (number and type of stock)
☒ Irrigation 15 (acres)
☐ Other

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

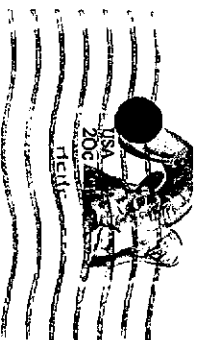
The above information is a true statement of the extent to which the above numbered permit has been developed.

4 March 1983
Date

Joseph W. Sumrall Sr.
Signature of Permit Holder

JOSEPH M. SAMRALE
R12 Box 149
MEIER, IDAHO 83842

9 MAR 7
BO
1983
PM



RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

SUMRALL ISR., JOSEPH W.
ROUTE 2 BOX 149
WEISER, ID 83672

138238

PROOF DUE NOTICE

JANUARY 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 67-7361 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 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.

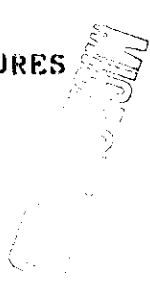
IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL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

May 2, 1978

Re: Permit No. 67-7361

Joseph W. Sumrall, Sr.
Route #2, Box 149
Weiser, ID 83672

Dear MR. Sumrall:

Your approved copy of Application for Permit No. 67-7361 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.

67-7361-10
C. Stephen Allred

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,

J. Glen Sayton

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

WILLIAMSON

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 67-7361

☒ 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

*Dam papers given
to applicant.*

(1) Wthm 10-17-77

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) Wthm 10-17-77

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

(10) _____

Comments: none

(11) Wthm OK

Affidavit of Publication received(date) 11-28-77

(12) Wthm 3/2/78

Final date for protests Nov. 14, 1977

Protests received: yes X no _____

(13) _____

All requested information received from agencies or
applicant: yes _____ no _____

(14) Wthm 3/2/78

Action recommended:

☒ Approve _____ Deny

10-17-77 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 Wthm Date 3/2/78

*SR L
g & T
APPROVED*

LAW OFFICES
MARCUS & MARCUS

MARCUS BUILDING
737 NORTH 7TH STREET
BOISE, IDAHO 83702

TELEPHONE
(208) 342-3563

CLAUDE V. MARCUS
CRAIG MARCUS
BARRY MARCUS
GALE M. MERRICK
STEVEN K. RICKS
FRED RAMEY

November 10, 1977

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

Re: Application No. 67-7361
Protest

Dear Sirs:

On behalf of Mr. and Mrs. Claud Gann, Route # 2, Box 148, Weiser, Idaho, I am hereby protesting the approval of Application No. 67-7361 previously filed by Joseph W. Sumrall, Sr. This protest is being made and filed pursuant to Idaho Code 42-203.

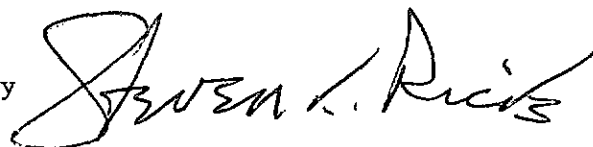
The protestants, Mr. and Mrs. Claud Gann, have reason to believe that the water which would fill the applicant's storage reservoir has already been appropriated by the protestants; furthermore, if the application of Joseph Sumrall, Sr., is approved and he is allowed to construct the reservoir and dam, the storage water will back up onto the property of these protestants.

It is requested that this matter be set for hearing within sixty (60) days from the date this protest is received. Please confirm with me the availability of the hearing date prior to setting the matter.

Very truly yours,

Marcus & Marcus

By



SKR/r

cc: Mr. and Mrs. Claud Gann

RECEIVED
NOV 14 1977

Department of Water Resources
Western Regional Office

Application for Permit 67-7361

We hereby withdraw our protest against application for permit no. 67-7361 in the name of Joseph W. Sumrall Sr. as it was changed during the conference held on March 2, 1978 at Weiser, Idaho.

Signed at Weiser Idaho this 2nd day of March 1978

Claud Lamm
Evelyn Lamm

RECEIVED
MAR 2 1978

NAME AND ADDRESS OF SENDER		NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS		Indicate type of mail		AIRX stamp here if issued as certificate of mailing or for additional copies of this bill		POSTMARK AND DATE OF RECEIPT						
NUMBER OF ARTICLE				REGISTERED	COD	INSURED	CERTIFIED	Handling Charge	Actual Value (if Registered)	DUE SENDER IF C.O.D.	R. R. FEE	S. D. FEE	S. H. FEE	REST. DEL. FEE
1	139449	Charles E. Smith	Post Office Box 118, Lincoln, NE											67-7347
2														67-7348
3														67-7349
4	139450	Mr. Michael B. Smith	Post Office Box 537											67-7341
5														
6														
7														
8	139451	Joseph W. Smith, Jr.	Post Office Box 119, Lincoln, NE											
9														
10														
11	139452	Arthur K. Smith	Post Office Box 119, Lincoln, NE											
12														
13														
14														
15														
TOTAL NUMBER OF PIECES LISTED BY SENDER		TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE		POSTMASTER, PER (Name of receiving employee)		Declaration of value is required on international registered mail. Special-handling charges apply only to third- and fourth-class parcels. Special-delivery service also includes special-handling service.								

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

U. S. GOVERNMENT PRINTING OFFICE : 1975 O - 572-715

67-7347

Joseph W. Sumrall, Sr. - 67-7361

CLAUD & EVELYN J. GANN - 67-7367, 67-7368 & 67-7369

District Courtroom, Washington County Courthouse, Weiser, Idaho

Thursday, March 2, 1978 - 10:30 p.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
Mike Lucht	Box 587, Weiser ID	Joe Sumrall, Jr.
Joseph W. Sumrall, Jr.	83672 Rt 2 Box 149 Weiser, Id.	
Steven K. Ricks	737 N. 7th St. Baise, Id.	Mr. & Mrs. Claud Gann
Evelyn J. Gann	Rt 2, Box 148, Weiser, Id.	
Claud Gann	Rt 2, Box 148 Weiser Id.	

~~Des Moines~~

67-7361

Applicant

Joseph W. Sumrall Sr

Attorney Mike Sweet

Protestant

Claud Gann

Attorney Steve Ricks

~~67-7361, 68, 69~~

- ? Source of Water - taking the water that ~~so~~ naturally flows in unnamed stream
 - Storage limits of reservoir have been surveyed - Water would back up on Gann's land — 1/2 acre — Area could be filled -
- ? Are Protestants Above?

— Issue

- What is Mr Gann's water right - Permit No. ^{filed} 1976
For 30 acres -

3/2/78

67-7361 - Sumrall 15.7 AF/yr. 5 AF storage.

7367 }
7368 } Gann
7369 }

Mr. Sumrall - has been doing some irrigation in past - dam is partially completed @ this time.

- Water filling was to increase productivity & capture spring flow.
- would take flow that comes to reservoir, would not develop seepage area.
- plans & survey done by ASC - May-June 1977
- In fall Mr. Gann began drilling a well near upper edge of backwater - talked w/ Mr. Gann & Mr. Gann agreed there would be no problem. Later Mr. Gann protested app. - About $\frac{1}{2}$ acre would be covered with water. ^{& estimated water @ property line to be 2 ft.} Agreed to fill Mr. Gann's property so water would not stand on Gann's property. ~~not cropped~~ Gann's property has not been cultivated where it would be submerged.

Gann's (Ricks) - Mr. Gann's estimate is there will be 7' of water at fence line & would extend some 300' onto his property. Mr. Gann constructed a dam last fall & claims no water would be available. { Mr. Gann has prior filing for dam built last fall - 1976 (July) priority? 30 AF }

Mr. Gann - estimated 26000 ft², extending 300 ft onto his property from Mr. Sumral

- Mr. Sumral & attorney with draw objection to 67-7369

67-7368 - Spring just below Gann's dam - found it while constructing dam - ~~at~~ claim no flow from spring prior to development.

67-7367 - 240' deep & about 35' from Mr. Sumral's property line. - 15 gpm draw down 190' in 2 hrs - maintain 3-5 gpm artesian well - Mr. Sumral ~~is~~ claims well has tapped same strata as his well - claims his well will ~~not~~ hardly produce enough to meet domestic well. Gann's plan is to use flow of well to

fill a storage.

Gann's well & Sumral's well are on opposite sides of Monroe Ck.

Gann's will remove irrigation from 67-7367 & Sumral will withdraw his objection.

67-7368 - holding pond - 30x30 x 5-8 ft deep (about $\frac{1}{4}$ AF) - holding pond will not be in stream channel -

Protest will be withdrawn if holding pond is not constructed in stream channel.
{ Spring would be only source of water }
{ for holding area. }

Mr. Sumral's well is also artesian.

67-7361 - Gann's will withdraw protest if source is changed to an-named stream.



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

February 3, 1978

Washington County Clerk
County Courthouse
Weiser, ID 83672

Dear Clerk:

This is to confirm the use of the district courtroom for a conference and/or hearing to be held by this office on Thursday, March 2, 1978 at 10:30 a.m.

Thank you for your cooperation in this matter.

Sincerely,

RITA FLECK
Secretary

RECEIVED
FEB 14 1978
CLERK

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

IN THE MATTER OF PROTEST AGAINST APPROVAL
OF THE APPLICATION FOR PERMIT NO. 67-7361
IN THE NAME OF JOSEPH W. SUMRALL, SENIOR

NOTICE OF CONFERENCE
AND/OR HEARING

On October 17, 1977, Joseph W. Sumrall, Sr. filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On November 14, 1977, the Department received a protest against approval of said application from Steven K. Ricks on behalf of Mr. & Mrs. Claud Gann.

The Department has set the matter of protest for conference and/or hearing for Thursday, March 2, 1978 at 10:30 a.m., in the district courtroom of the Washington County Courthouse, Weiser, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

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

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

Dated this 3rd day of February, 1978.

L. Glen Saxton
L. GLEN SAXTON, P.E.

Western Regional Supervisor

December 13, 1977

Re: Application for Permit No. 67-7361
Joseph W. Sumrall, Sr.

Steven K. Ricks
MARCUS & MARCUS
737 North 7th Street
Boise, ID 83702

Dear Mr. Ricks:

← telephone ← of Dec 13, 1977
Pursuant to your request, this office will wait until January 31, 1978 before scheduling a conference and/or hearing for the above referenced application.

If you have any questions or resolve the protest, please contact this office.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

November 15, 1977

Joseph W. Sumrall, Sr.
Route 2, Box 149
Weiser, ID 83672

Dear Mr. Sumrall:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to your Application No. ~~57-2851~~. 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?

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

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

Enc.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

November 15, 1977 Re: Application for Permit No. 67-7361
(Joseph W. Sumrall, Sr.)

Steven K. Ricks
MARCUS & MARCUS
737 North 7th Street
Boise, ID 83702

Dear Mr. Ricks:

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?

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

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

cc: Mr. & Mrs. Claud Gann



DEPARTMENT OF WATER RESOURCES

WESTERN REGION

John V. Evans
Governor

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

October 21, 1977

Re: Notice of Claim to a Water Right No. 67-4231 -- Mickey P. Chelini
67-4232 -- Raymond or Mae Clure
67-4233 -- Nowell Clifford
67-4234 -- " "
67-4235 -- Derrell or Margaret Perino
Notice of Application for Water Permit No. 67- 7361 -- Joseph W. Sumrall
Notice of Proposed Change of Water Right No. 67-0721 -- " " "
67-0720 -- " " "

The Signal American
P. O. Box 709
Weiser, ID 83672

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 November 14, 1977.

Sincerely,

RECEIVED
OCT 24 1977
RITA FLECK
Secretary

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that JOSEPH M. SUMRALL, SR.
Route 2, Box 149 Weiser, Idaho
has on October 17, 1977 submitted Application No. 67-7361
for a permit to appropriate 15.7 ~~cubic feet per second~~ acre feet
per annum of water from a spring and seepage trib. to Monroe Creek
by means of a small dam and pond
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 34 T12N-R5W B.M. Washington County

to be used from Jan 1 to Dec 31
for stockwater purposes and from Mar 15 to Nov 15 for the irrigation of
14 acres
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 34 T12N-R5W B.M.

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Director of
the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho
83705 on or before November 14, 1977.

C. STEPHEN ALLRED

Director

Published in the Signal American, Weiser, Idaho
on October 27, 1977 and November 3, 1977.