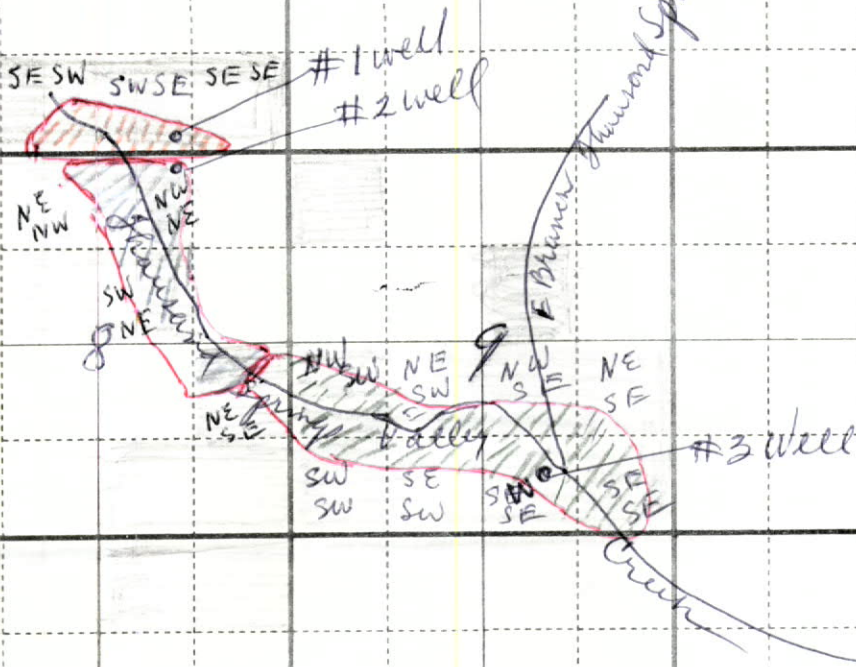


Howard Lacey

North

5



South

33355

RGE 4 W

TWP 12 N

5

\*

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Howard Lee  
(signature)

I, R. KEITH HIGGINSON, Director of the Department of Water Resources  
hereby approve the foregoing application for amendment for Permit No. 33355/67-2372.

*[Signature]*  
Director

only govt lot  
is L.2 NWNE S.4  
-sc 5/15/97

what pld #4?

3 wells

POINTS OF DIVERSION

Reservoir as proposed  
& wells #1, #2, & #3  
upstream of reservoir.  
One or more springs at  
reservoir site.

Replace And  
Expand Lower  
W. Dam

Upper William  
Dam (67-04042)  
Lower William  
Dam, Breached  
(67-04041)

WEISER River

Clarify

- ① SWSE S.33 pld ?
- ② NWNE S.4 pld ?
- ③ what is circled area  
S.9 - in SENE (no  
known pond exists  
there per topo &  
dam safety files) ?
- ④ if process now-in  
only: what is pln  
for now-in uses ?  
-sc 5/15/97

pln

245  
Total  
AC

67-08004

R. 4 W.

T.  
12  
N.

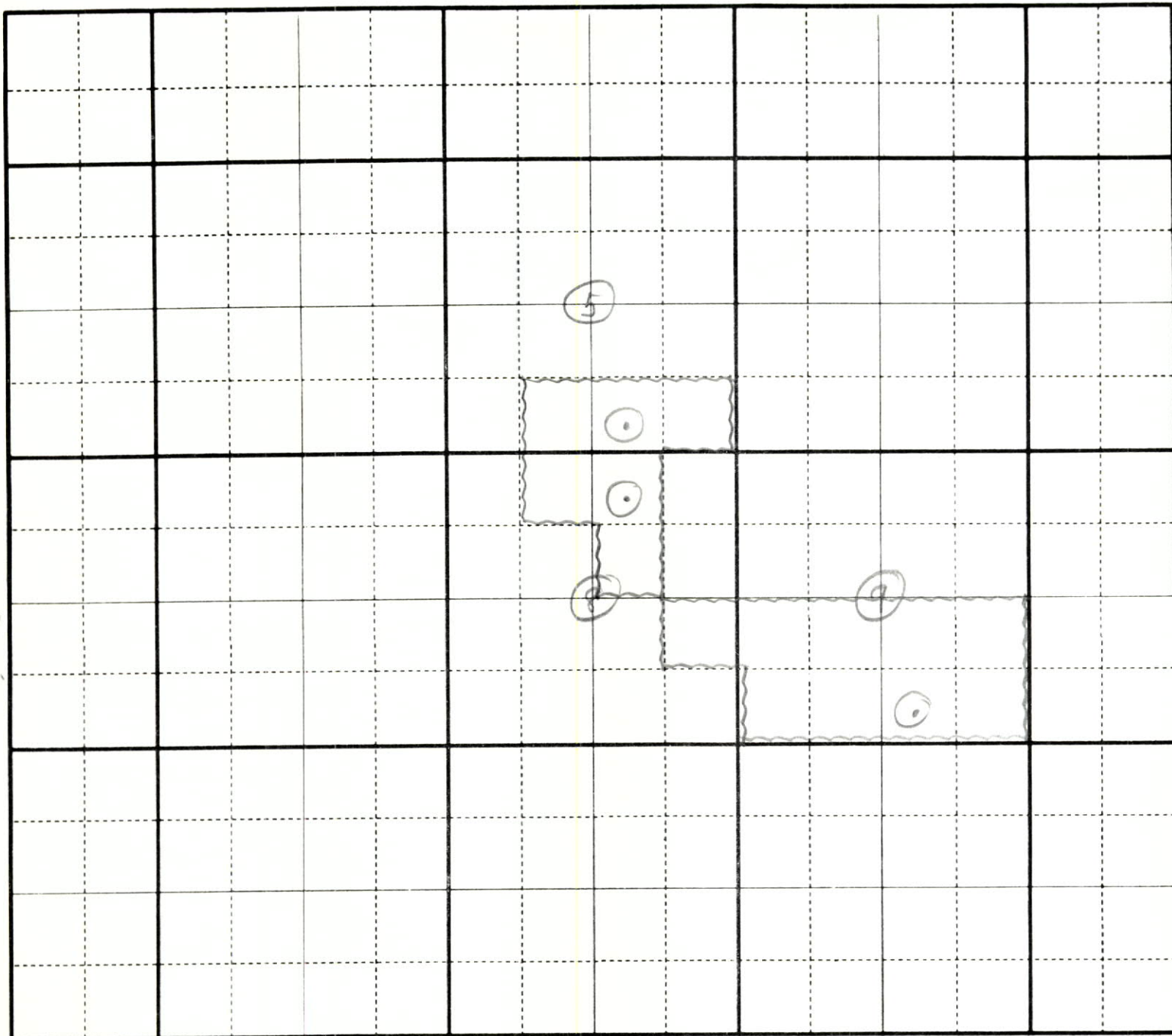


Diagram of System

DATE 25 May 72 EXAMINATION RECORDS  
ASK Fred about previous  
exam. (If ain't)

by: FEB

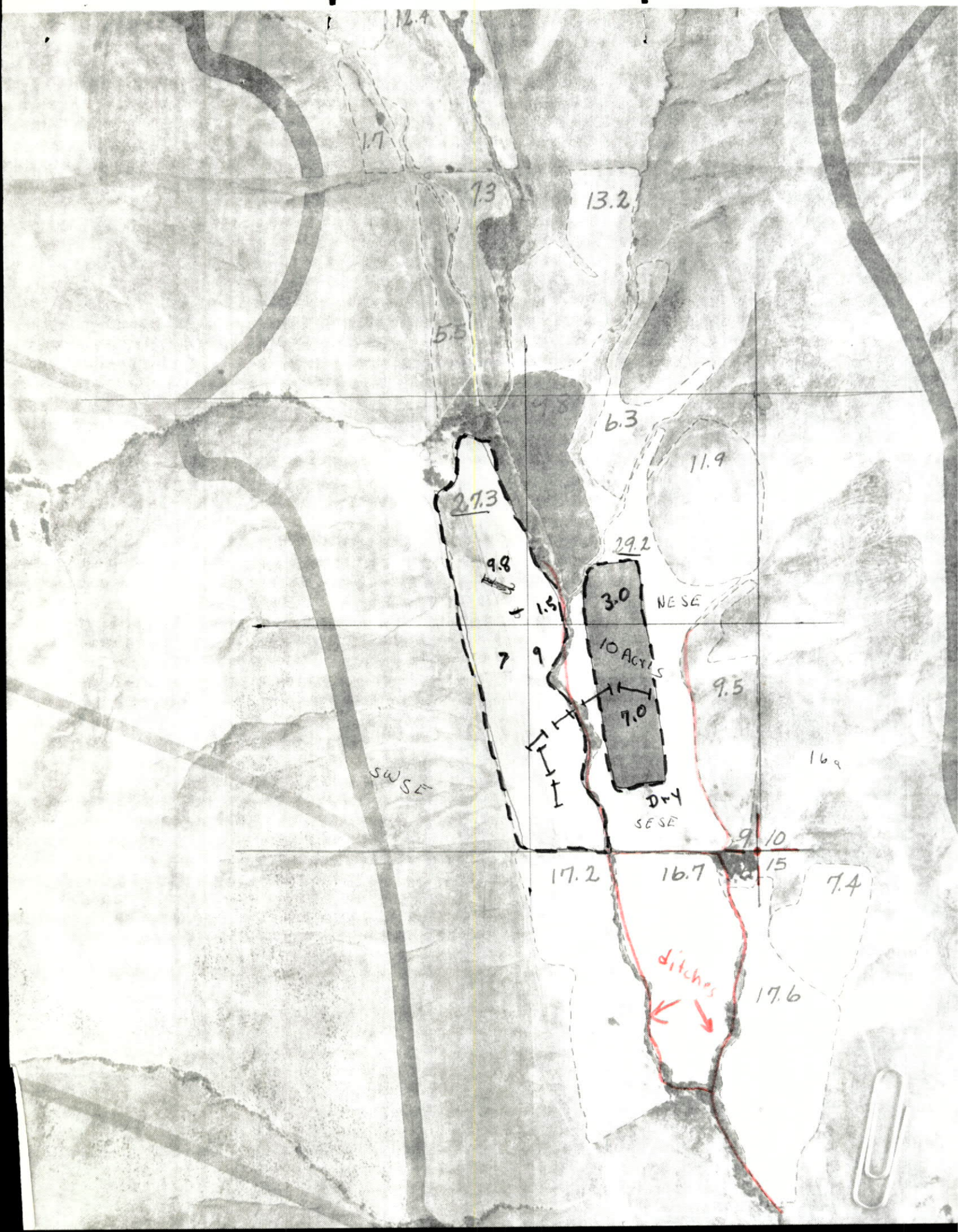
Pump only operating in  
July or Aug. (Make Appts.)

by:

by:

by:

Sparking will be present  
to discharge into creek





## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.  
County of Washington }

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 4 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  
APRIL 4, 1968, and ending  
with the issue of APRIL 25, 1968

Dorothy A. Booth  
Fees, \$ 33.95

Subscribed and sworn to before me this 30  
day of April, 1968

Howell  
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 5-1, 1969

RECEIVED

JUN 5 1968

Department of Reclamation

No. 56  
NOTICE OF PROOF OF  
COMPLETION OF WORKS AND  
APPLICATION OF WATER  
TO BENEFICIAL USE

Notice is hereby given that on  
May 3, 1968, at Weiser, County of  
Washington, State of Idaho, before  
notary public John B. Lloyd, 26  
West Idaho Street, Weiser, Idaho,  
proof will be submitted of the com-  
pletion of works for the diversion  
of 4.76 c.f.s. of the waters of a  
subterranean source, and the ap-  
plication to beneficial use of said  
water, in accordance with the terms  
and conditions of permit G-33355,  
heretofore issued by the Depart-  
ment of Reclamation of the State  
of Idaho.

1. The name and address of per-  
mit holder is Howard Lacey, Route  
2, Weiser, Idaho.

2. Said works of diversion will  
be fully completed on the date for  
such completion, and the amount  
of water which said works are ca-  
pable of conveying to the place of  
use is 4.76 cubic feet per second.

3. The use to which said water  
has been applied is irrigation pur-  
poses, and the amount applied to  
beneficial use is 4.76 c.f.s.

4. The point of diversion of said  
water is NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 8; SW $\frac{1}{4}$ -  
SE $\frac{1}{4}$ , Sec. 5; SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 9, T.  
12 N., R. 4 W., B.M., Washington  
County.

5. The place where said water is  
used is SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 5;  
W $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{2}$ ,  
Sec. 8; S $\frac{1}{2}$ , Sec. 9, T. 12 N., R. 4,  
W., B.M.

6. The date of priority which said  
user is prepared to establish is  
September 19, 1966.

R. KEITH HIGGINSON  
State Reclamation Engineer  
4-48

33355

RECEIVED

APR 1 1968

Department of Reclamation

No. 56

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

Notice is hereby given that on May 3, 1968, at Weiser, County of Washington, State of Idaho, before notary public John B. Lloyd, 26 West Idaho Street, Weiser, Idaho, proof will be submitted of the completion of works for the diversion of 4.76 c.f.s. of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-33355, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Howard Lacey, Route 2, Weiser, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 4.76 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 4.76 c.f.s.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 8, SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 5, SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 9, T. 12 N. R. 4 W. B.M., Washington County.

5. The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 5, W $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{2}$ , Sec. 8, S $\frac{1}{2}$ , Sec. 9, T. 12 N. R. 4 W. B.M.

6. The date of priority which said user is prepared to establish is September 19, 1966.

R. KEITH HIGGINSON  
State Reclamation Engineer

4-4s

33355

Approval of State Reclamation Engineer  
33355

The number of this permit is G

DEC 13 1966

Recorded in Book 116 Page 33355 Approved

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed before

One-fifth of the work above specified to be completed on or before December 13, 1967

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before December 13, 1968

Witness my hand this 13th day of December 1966

*R. Keith Higgins*  
State Reclamation Engineer

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

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

hereunto affixed, this 13th day of December 1966

Countersigned:

STATE OF IDAHO

By

*Louis E. Clapp*  
Secretary of State

By

*Robert E. Smyllie*  
Governor

No. G 33355

PERMIT

Date of first receipt at office of State  
Reclamation Engineer

September 19, 1966 8:00 A.M.

Returned to applicant for correction

Corrected application received

December 1, 1966 8:00 A.M.

Fees, \$ 6.00

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof .25

33355

NAME OF APPLICANT

Howard Lacey

Form No. 0

North

5

SE SW SW SE SE SE

#1 well

#2 well

NE

NW

SW

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

NE

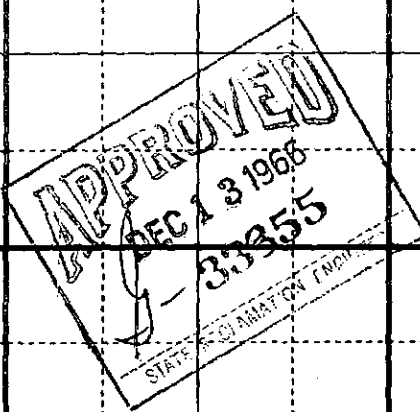
NE

NE

NE

NE

17



South

Rec. No. 2-1144

Fee 6.00

Form No. 3  
5 M-1-65

Address all communications to:

John B. Lloyd  
Lloyds Agency  
P.O. Box 444  
Weiser, Idaho

## APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G. 41571

Permit No. G. 33355

Water District No.

RECEIVED  
DEC 1 1966  
8:00 A.M.  
Department of Reclamation

1. Name of applicant: Howard Lacey  
Post office address: Rt 2, Weiser, County Washington State Idaho
2. Quantity of water claimed: 238 inches 4.76 C.F.S.
3. Source of water supply: Subterranean wells
4. Location of point of diversion or well is in the see Remarks  $\frac{1}{4}$  of the  $\frac{1}{4}$  of Section  
Twp. 12 N, Rge. 4 W, B.M., County of Washington
5. Water is to be used for: Irrigation
6. If for domestic, municipal, industrial or recreational purposes give: See Remarks for location  
& description of works  
(a) Point of use of water is in the see Remarks  $\frac{1}{4}$  of the  $\frac{1}{4}$  of Section  
Twp. \_\_\_\_\_, Rge. \_\_\_\_\_, B.M. \_\_\_\_\_  
(b) Waste water or sewage effluent is to be returned to None  
at a point in the see Remarks  $\frac{1}{4}$  of the  $\frac{1}{4}$  of Section \_\_\_\_\_, Twp. \_\_\_\_\_, Rge. \_\_\_\_\_, B.M. \_\_\_\_\_
7. Kind of Works: Wells
8. Estimated cost of works: \$ 30,000
9. (a) Is reservoir to be used? No  
(b) Capacity of reservoir: \_\_\_\_\_
10. The time required for the completion of such work and complete application of the water to the proposed use is  
two years.
11. If applicant is a corporation, give:  
I. (a) Date and place of incorporation: \_\_\_\_\_  
(b) Amount of capital stock \$ \_\_\_\_\_ (c) Amount paid in: \$ \_\_\_\_\_  
(d) Names and addresses of directors: \_\_\_\_\_

33355

(Continued)

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

(b) Treasury stock: \_\_\_\_\_ (c) Bonds to be issued: \_\_\_\_\_

(d) Other resources: \_\_\_\_\_

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

(Give irrigable acreage in each 40-acre subdivision)

[illegible]

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

(c) 238 inches (Cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) all (cubic feet per second, inches or gallons per minute) is for new lands, not preve  
23555 irrigated

Remarks:

Answer to #6  
Well #1 approx 25 ft North of South line & 100 ft West of East line of the SW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> of Sec 5, Twp 12 No Range 4 W B.M. Well is 376 ft deep, 22 inch diameter 10 inch casing. Plan for electric pump, sprinkler system for 28 acres, waste to go into Thousand Springs Valley Creek. \* in SW<sup>1</sup>/<sub>2</sub> of NE<sup>1</sup>/<sub>2</sub> Sec 5.

(Proposed) Well #2 approx 1/8 mile due South of #1 in NW of NE of Sec 8, Twp 12 No Range 4 W B.M. Size of hole, casing & pump set up similar to #1. Plan to sprinkle 50 acres in W<sup>1</sup>/<sub>2</sub> NE<sup>1</sup>/<sub>4</sub> & NE<sup>1</sup>/<sub>4</sub> of said Sec 8.

(Proposed) Well #3 Being drilled approx 75 feet SW of confluence of Thousand Springs Valley Creek & E Branch Thousand Springs Valley Creek in SW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> Sec 9, Twp 12 NR 4 W. Well dimensions & equipment to be similar to #1 except expect plan to irrigate 160 a. by sprinkler.

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.

Howard Lacey Applicant

By \_\_\_\_\_ Agent

# APPLICATION FOR PERMIT

## To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41571  
Permit No. G- 33355  
District No.

John B. Lloyd  
Lloyd's Agency  
Box 444  
Weiser, Idaho

1. Name of Applicant: Howard Lacey  
Postoffice address: Route #2, Weiser County: Washington State: Idaho
2. Quantity of water claimed:
  - (a) Rate of withdrawal in cubic feet per second 4.76 or Idaho  
Miners' inches 238 or gallons per minute
  - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the  $\frac{1}{4}$  of the  $\frac{1}{4}$  of Section See remarks  
Twp. 12 N , Rge. 4 W , B.M., County of Washington
5. Water is to be used for: irrigation
6. If for municipal, industrial or recreational purposes, give: see remarks for 3 locations and description of works.
  - (a) Point of use of water is in the  $\frac{1}{4}$  of the  $\frac{1}{4}$  of Section , Twp.  
Rge. , B.M.
  - (b) Waste water or sewage effluent is to be returned to none  
at a point in the  $\frac{1}{4}$  of the  $\frac{1}{4}$  of Section , Twp. , Rge. , B.M.
7. Kind of works: wells
8. Estimated cost of works: \$ 30,000.00
9. (a) Is reservoir to be used? no  
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is  
years. 2
11. If applicant is a corporation, give:
  - I. (a) Date and place of incorporation:  
(b) Amount of capital stock: \$ (c) Amount paid in: \$  
(d) Names and addresses of directors:
  - II. The financial resources of the applicant are (a) Cash on hand: \$  
(b) Treasury stock: (c) Bonds to be issued:  
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
  - (a) 238 inches (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
  - (b) all (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: See copy of permit in file

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

/s/ HOWARD LACEY

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: September 19, 1966 8:00 A.M.

Returned to applicant for correction:

Corrected application received: December 1, 1966 8:00 A.M.

Approval of State Reclamation Engineer

The number of this permit is G— 33355

Recorded in Book 116 Page 33355 Approved December 13, 1966

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

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

One-fifth of the work above specified to be completed on or before December 13, 1967

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before December 13, 1968

Witness my hand this 13th day of December, 1966.

/s/ R. KEITH HIGGINSON  
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 13th day of December, 1966

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ LOUIS E. CLAPP  
Secretary of State.

By /s/ W. E. DREVLLOW, Acting  
Governor

12.

| Twp.                                   | Range | Sec. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | Totals |
|----------------------------------------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|                                        |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 12 N                                   | 4 W   | 5    |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 28     |
|                                        |       | 8    | 28  | 11  |     |     | 3   |     |     |     | 7   |     |     |     | 17  | 4   |     |     | 50     |
|                                        |       | 9    |     |     |     |     |     |     |     |     | 20  | 30  | 15  | 15  | 8   | 20  | 20  | 30  | 160    |
| Total number of acres to be irrigated: |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 238    |

# APPLICATION FOR AMENDMENT

NOV 23 1973  
Department of Water Resources

Permit No. 33355/67-2372

Comes now Howard Lacey of (address) \_\_\_\_\_

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 33355/67-2372, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Sec. 5 Twp. 12 N  
Rge. 4 W, B.M., County of Washington . Other points of diversion:

NO CHANGE

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)

(cfs or acre feet per annum)

3. Place of use or land to be irrigated: NO CHANGE

[illegible]

Total number of acres to be irrigated

**MILPOEN RATT**

The image displays a 12x12 grid representing a land survey. The grid is divided into 144 squares. A solid line runs horizontally across the grid, separating the top 6 rows from the bottom 6 rows. Another solid line runs vertically, separating the first 4 columns from the last 8 columns. These solid lines intersect at the center of the grid. The text "TWP 12 N" is printed in the first column of the top 6 rows. The text "RGE 4 W" is printed in the fourth column of the top 6 rows. In the fifth column of the bottom 6 rows, the number "5" is printed. An asterisk (\*) is located in the fifth column of the bottom 6 rows, directly below the number "5".

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Howard Lee  
(signature)

I, R. KEITH HIGGINSON, Director of the Department of Water Resources hereby approve the foregoing application for amendment for Permit No. 33355/67-2372.

*[Signature]*  
Director

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 33355/67-2372 Priority Sept. 19, 1966 Amount 0.75 cfs

THIS IS TO CERTIFY, that HOWARD LACEY  
of Weiser, Idaho, has complied with the terms and conditions of Permit  
No. 33355/67-2372 issued pursuant to Application for Permit dated September 19, 1966,  
and has submitted proof to the Department of Water Resources on May 3, 1968,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 0.79 cfs of water from a ground water source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use    | Period of Use                                                                                                | Rate of Diversion | Annual Volume |
|-------------------|--------------------------------------------------------------------------------------------------------------|-------------------|---------------|
| <u>Irrigation</u> | from <u>March 15</u> to <u>Nov. 15</u> at <u>0.75</u> cfs and <u>150</u> acre feet or <u>4.0</u> af per acre |                   |               |
|                   | from _____ to _____ at _____ cfs and _____                                                                   |                   |               |
|                   | from _____ to _____ at _____ cfs and _____                                                                   |                   |               |

(both dates inclusive)

Subject, however, to the condition that no more than 0.75 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
150 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Sec. 5,  
Twp. 12 N, Rge. 4-W, B.M. in the County of Washington

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 12 N | 4 W   | 9    |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 4.5              | 10               | 7                | 16               | 37.5   |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 37.5

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of  
November, 19 76.

Director

---

NORM

SP.

MELLON APPL.

Basin 67

==

INTER-DEPARTMENT MEMO--1

FROM Steve Lester

TO Norma Gurney

DATE 5/15/97

SUBJECT Mellow Appl 87-08004 (via JOE JORDAN)

PER GARY - as to you for comments before any publication. Soonest chance to publish is first 2 Thurs. of June. My 5/12 cover memo was before you & Gary discussed with Joe.

This is primarily a live flow investig. appl where RESERVE plays a secondary role. A lot of the investig. land would be new areas not covered in 87-02372 -02373 -04041 -04042.

At best, seems like can process non-investig. portion only. That would allow pond to be rebuilt (enlarged) to provide firm part of other non-investig. work.

Sorably need the written basis for what

we are doing with cons. use Appl. in

SIGNATURE

"Open" basis!! Will process per your response by 5/23 please.

## **MEMORANDUM**

TO: FILE

FROM: STEVE LESTER 

DATE: MAY 12, 1997

### **RE: PROCESSING APPLICATION 67-08004**

Consultant Joe Jordan called today to inquire about the status of this filing held due to irrigation concerns. We discussed the overall scenario preventing the filing from moving forward and some alternatives available to the applicant.

He agreed that the irrigation can be deleted to allow the other uses to proceed in this application. The only unclear item is the rate for diversion to storage - the creek flow can include up to 4.90 cfs at high water and/or flood stage, he stated, but it is not clear if the application should include that rate if irrigation is deleted. The applicant can refile for the irrigation use under another filing if so desired.

Mr. Jordan had a concern about the pending "construction permit" to begin work on the proposed dam. It has been confirmed through the dam safety program that the new reservoir cannot be built until a dam safety permit and a water right have been approved - one or the other is insufficient. This is standard procedure in IDWR. I provided this information via a telephone message to Mr. Jordan.

Apparently, a previous smaller reservoir occupied this (or nearby) site under right 67-04041 and associated dam safety permit D67-4041 ("Lower Williamson Dam"). The owner now wants to replace the breached dam with a somewhat larger one covering about three surface acres for uses beyond the scope of the older right.

The new dam will be located onstream in a site that can be considered a "wetted area" or a riparian zone. Consumptive losses should be minimal due to the location and fairly small size of the reservoir. The non-irrigation uses are essentially non-consumptive and will include fire protection (the latter not stated nor required in the water right application). The three wells found upstream will include piping to route water to the reservoir, thus adding ground water to the application under the "one system" concept.

Once the proposed "diversion to storage" rate is clarified, the application can be revised to be processed.

#### **CONTACT PERSON IS:**

JOE JORDAN  
BOX 102  
FRUITVALE ID 83620 (TEL. 208-253-1103)

c: IDWR State Office

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: S P MELLON 208-549-3645  
 Address: THOUSAND SPRINGS RANCH  
 1860 US HIGHWAY 95  
 WEISER ID 83672
  
2. Source: THOUSAND SPRINGS CREEK Trib. to: WEISER RIVER  
 SPRINGS THOUSAND SPRINGS CREEK  
 GROUNDWATER
  
3. Location of Point of Diversion: NWNE Sec. 4, Township 12N, Range 04W  
SWNE Sec. 4, Township 12N, Range 04W  
SWNWSE Sec. 4, Township 12N, Range 04W  
SWSE Sec. 33, Township 13N, Range 04W  
WASHINGTON County
  
4. Water will be used for the following purposes:
 

| Purpose                 | From  | To    | CFS   | (or) | AF    |
|-------------------------|-------|-------|-------|------|-------|
| IRRIGATION              | 04/01 | 10/31 | 4.900 |      |       |
| IRRIGATION STORAGE      | 01/01 | 12/31 |       |      | 30.00 |
| IRRIGATION FROM STORAGE | 04/01 | 10/31 |       |      | 30.00 |
| STOCKWATER              | 01/01 | 12/31 | 0.070 |      |       |
| STOCKWATER STORAGE      | 01/01 | 12/31 |       |      | 30.00 |
| STOCKWATER FROM STORAGE | 01/01 | 12/31 |       |      | 30.00 |
| WILDLIFE                | 01/01 | 12/31 | 0.070 |      |       |
| WILDLIFE STORAGE        | 01/01 | 12/31 |       |      | 30.00 |
| WILDLIFE FROM STORAGE   | 01/01 | 12/31 |       |      | 30.00 |
| DOMESTIC                | 01/01 | 12/31 | 0.060 |      |       |
| DIVERSION TO STORAGE    | 01/01 | 12/31 | 4.900 |      |       |
  
5. Total quantity to be appropriated is:  
 4.900 CFS (and/or) AF
  
6. Proposed diverting works:
  - a. Description of ditches, flumes, pumps, headgates, etc.  
 3 EXISTING WELLS, DAM, GRAVITY &/OR PUMPED DISTRIBUTION SYATEM
  - b. Height of storage dam 25 feet; active reservoir capacity 30.00  
 acre-feet; total reservoir capacity 30.00 acre-feet; period of  
 year when water will be diverted to storage: 1/01 to 12/31 inclusive.
  - c. Proposed well diameter is 6? inches; proposed depth of well is 300 ± ?  
 feet.
  - d. Is groundwater with a temperature greater than 85F being sought? NO

e. If well is already drilled, when?

Drilling Firm SEE COMMENTS @ UPGRADING DRILLING PERMITS FOR 3 WELLS  
Well was drilled for THOUSAND SPRINGS RANCH

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

8. Place of Use: IRRIGATION

| TWN | RGE | SEC | ACRES   | ACRES   | ACRES   | TOTAL |
|-----|-----|-----|---------|---------|---------|-------|
| 12N | 04W | 4   | NWSE 15 | SWSE 20 |         | 35    |
|     |     | 9   | NENE 05 | NWNE 20 | SWNE 05 |       |
|     |     |     | SENE 20 | NESE 25 | NWSE 05 |       |
|     |     |     | SESE 30 |         |         | 110   |
|     |     | 15  | NWNW 15 | SWNW 20 | NWSW 15 | 50    |
|     |     | 16  | NENE 30 | SENE 15 | NESE 05 | 50    |

Total number of acres irrigated: 245

Place of Use: IRRIGATION FROM STORAGE, same as IRRIGATION use

Place of Use: STOCKWATER, same as IRRIGATION use

Place of Use: STOCKWATER FROM STORAGE, same as IRRIGATION use

Place of Use: WILDLIFE, same as IRRIGATION use

Place of Use: WILDLIFE FROM STORAGE, same as IRRIGATION use

Place of Use: DOMESTIC, same as IRRIGATION use

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 point of diversion and place of use attached? [✓]

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.

*See original*

Applicant

Comments: Date: 3/24/1997 User-ID: STAYLOR

Subject: Uses

Stockwater use is for 100 cows plus wildlife.  
Domestic\_use is for two houses and fire protection.

Comments: Date: 5/15/1997 User-ID: SLESTER

Subject: APPLICATION REVISIONS

Per original application and telephone conversations with Joe Jordan (consultant), 3 wells already drilled will be used to pipe water to replacement reservoir originally covered by 67-04041 (Lower Williamson Dam). That reservoir was breached and will be rebuilt and enlarged. Multiple springs will be captured at pond site. Dam will be P/D for creek source. It is not clear what P/Ds are to be in NWNE S4 or SWSE S33. Use of wells will require that each drilling permit be upgraded to \$200 category. Pond will be used for fire protection, also. It is not clear if stored water will be released for "stockwater/wildlife from storage". Some of the acres are already covered by springs (67-04041 & 4042), other groundwater (67-02372) and same creek (67-02373). Note that the 2 statutory claims are combined in SRBA as A67-14110. The older groundwater right is claimed as A67-02372 but the older creek right is not found in SRBA records (expect to find A67-02373). The revised version currently shown is primarily a direct flow irrigation right with a proposed pond to be used in the irrig. system plus for non-irrigation uses. It appears that the filing might be processable if water is stored outside of the irrigation season and if irrigation is deleted. Otherwise, mitigation is suggested to allow IDWR to process the entire filing as it now exists.

S.O. information indicates that an old water dispute is related to the former Williamson property now owned by the applicant.

per file, 82 for:

Ident. No. 67-08004  
Page 3

Received by DB Date 9/19/96 Time 11:25 Preliminary check by 82

Fee \$ 180.00 Receipted by DB #W021515 Date 9/19/1996

Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_ Published in \_\_\_\_\_

Publication approved \_\_\_\_\_ Date \_\_\_\_\_

only govt lot  
is L.2 NWNE S.4  
-sc 5/15/97

what plan?

POINTS OF DIVERSION

Reservoir as proposed  
& wells #1, #2, & #3  
upstream of reservoir.  
One or more springs at  
reservoir site.

3 wells

Replace and  
expand lower  
dam

Upper Williams  
Dam  
(67-04042)  
Lower Williams  
Dam  
(67-04041)

WEISER River

Clarify

- ① SWSE S.33 pld?
- ② NWNE S.4 pld?
- ③ what is circled area  
S.9 - in SE NWNE (no  
known pond exists  
there per topo &  
dam safety files)?
- ④ if process now-rising  
only: what is plan  
for now-in uses?  
-sc 5/15/97

plan

245  
Total  
AC

67-08004

RECEIVED

MAY 20 1997

**ELAM & BURKE**

*A Professional Association*  
ATTORNEYS AND COUNSELORS AT LAW  
KEY FINANCIAL CENTER  
702 WEST IDAHO  
POST OFFICE BOX 1539  
BOISE, IDAHO 83701

SCOTT L. CAMPBELL

Department of Water Resources

TELEPHONE  
208-343-5454

FACSIMILE  
208-384-5844

May 19, 1997

Mr. Gary Spackman  
Idaho Department of Water Resources  
Western Region  
2735 Airport Way  
Boise, Idaho 83705-5082

Re: Thousand Springs Ranch Water Rights Application

Dear Gary:

The purpose of this correspondence is to confirm the general content of our telephone conversation of last Friday, May 16, 1997.

As I indicated during that conversation, I am representing Seward Prosser Mellon, d/b/a Thousand Springs Ranch, regarding this water rights application. Accordingly, please send all future notices and written communications to me at the above address in addition to Joseph Jordan and Mr. Mellon.

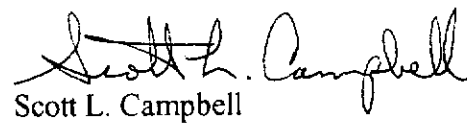
Finally, this will confirm that you and Norm Young agreed that publication of notice could proceed in this matter, based upon the indication in the notice that "mitigation, as necessary, would be considered by the Department in evaluation of this application." While I and my client do not concede the legal validity of the Department including such a provision in the notice or evaluating a new water rights application on this basis, we thank you for proceeding with the publication of the notice at this time.

Mr. Gary Spackman  
May 19, 1997  
Page 2

Please contact me if you have any questions.

Very truly yours,

ELAM & BURKE  
*A Professional Association*

  
Scott L. Campbell

SLC:kc g:\kcc\wpdata\6681\00613

cc: Mr. Norman C. Young ✓  
Mr. Joseph Jordan  
Mr. Seward Prosser Mellon  
Mason Walsh, Jr., Esq.  
Ms. Jennifer McGary

November 29, 1976

Re: Permit No. 33355/67-2372

Howard Lacey  
Route 2, Box 133  
Weiser, ID 83672

Dear Mr. Lacey:

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Also enclosed is a copy of the approved application for amendment along with receipt no. 5968 in the amount of \$23.00.

Sincerely,

D. DARLENE REICH  
Water Rights Supervisor

DDR:mef

|                                                                                                                                                                                                                                                                                                                                                                                                                  |               |                               |                |               |             |  |       |  |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|-------------------------------|----------------|---------------|-------------|--|-------|--|
| ● SENDER: Complete items 1, 2, and 3.<br>Add your address in the "RETURN TO" space on reverse.                                                                                                                                                                                                                                                                                                                   |               |                               |                |               |             |  |       |  |
| 1. The following service is requested (check one).<br><input checked="" type="checkbox"/> Show to whom and date delivered..... 15¢<br><input type="checkbox"/> Show to whom, date, & address of delivery... 35¢<br><input type="checkbox"/> RESTRICTED DELIVERY.<br>Show to whom and date delivered..... 65¢<br><input type="checkbox"/> RESTRICTED DELIVERY.<br>Show to whom, date, and address of delivery 85¢ |               |                               |                |               |             |  |       |  |
| 2. ARTICLE ADDRESSED TO:      Re: 67-2372<br>Howard Lacey<br>Route 2, Box 133<br>Weiser, ID 83672                                                                                                                                                                                                                                                                                                                |               |                               |                |               |             |  |       |  |
| 3. ARTICLE DESCRIPTION:<br><table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>32658</td> <td></td> </tr> </table>                                                                                                                                                                                                                              |               |                               | REGISTERED NO. | CERTIFIED NO. | INSURED NO. |  | 32658 |  |
| REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                                                   | CERTIFIED NO. | INSURED NO.                   |                |               |             |  |       |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                  | 32658         |                               |                |               |             |  |       |  |
| (Always obtain signature of addressee or agent)<br>I have received the article described above.<br>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent                                                                                                                                                                                                                        |               |                               |                |               |             |  |       |  |
| 4. <i>Betty L. Lacey</i><br>DATE OF DELIVERY<br><i>11-2-76</i>                                                                                                                                                                                                                                                                                                                                                   | POSTMARK      |                               |                |               |             |  |       |  |
| 5. ADDRESS (Complete only if requested)<br><i>CLERK'S INITIALS</i>                                                                                                                                                                                                                                                                                                                                               |               |                               |                |               |             |  |       |  |
| 6. UNABLE TO DELIVER BECAUSE:                                                                                                                                                                                                                                                                                                                                                                                    |               | CLERK'S INITIALS<br><i>JK</i> |                |               |             |  |       |  |

**UNITED STATES POSTAL SERVICE**  
**OFFICIAL BUSINESS**

**SENDER INSTRUCTIONS**

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

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

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



**RETURN  
TO**



**DEPARTMENT OF WATER RESOURCES**  
**STATEHOUSE**  
**BOISE, IDAHO 83720**

November 1, 1976 CERTIFIED MAIL # 32658

Re: Permit No. 33355/67-2372

Mr. Howard Lacey  
Route 2, Box 133  
Weiser, ID 83672

Dear Mr. Lacey:

On July 14, 1976, we requested that you amend the above referenced permit to correct the location of the point of diversion. You were advised that when such an amendment and licensing fee were submitted, your water license could be issued. We have failed to receive said amendment and licensing fee and, as a result, are unable to issue your license.

Therefore, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, Permit No. 33355/67-2372 is hereby held for cancellation for failure to complete the permit as required, and you are ordered to show cause before the Director of the Department of Water Resources on or before December 1, 1976, why said permit should not be cancelled.

Permit 33355/67-2372 claims the use of 4.76 cfs of water from a ground water source and was approved on December 13, 1966.

---

A. KENNETH DUNN  
Administrator, Operations Division

September 21, 1976

Re: Permit No. 33355/67-2372

Mr. Howard Lacey  
Route 2, Box 138  
Weiser, ID 83672

Dear Mr. Lacey:

Pursuant to your letter of September 16th, we are enclosing a copy of the map which was submitted at the time your permit was approved. You will note that three wells were proposed in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 5, NW $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 8 and SW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 9.

Also enclosed is a copy of the well log submitted by the well driller along with a copy of the aerial photo taken from our field report. Please note that the well driller and the examiner show the well as being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Sec. 6, Twp. 12N, Rge. 4W, B. M.

Please contact us within 10 days regarding this matter in order that we might finalize the licensing of this permit.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:DR  
Enclosures (3)

MAILED  
SEP 23 1976  
FBI - BOISE

RECEIVED

SEP 17 1976

Department of Water Resources

State of Idaho

Department of Water Resources

Dear Sir:

In regard to Permit no. 33355-67-2372  
the location of the well has not  
changed. It is in the same  
place as it was when the permit  
was first issued.

Yours Truly,

Howard Lacey  
Rt 2

Theriot, Idaho 83672

RECEIVED

August 30, 1976

Re: Permit No. 33355/67-2372

Mr. Howard Lacey  
Route # 2  
Weiser, ID 83672

Dear Mr. Lacey:

On July 14, 1976, we forwarded an application for amendment and requested that you amend the above referenced permit and submit a licensing fee prior to issuance of a water license. As of this date we have not heard from you regarding this matter.

Please submit the application for amendment and \$23.00 fee within 10 days of the date of this letter in order that we might issue your license.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

RECEIVED  
AUG 31 1976  
FLEENOR

July 14, 1976

Mr. Howard Lacey  
Route # 2  
Weiser, Idaho 83572

Dear Mr. Lacey:

A representative of this Department has made an examination of the works covered by your Permit No. 33355/67-2372 and has found the following:

Quantity of water diverted: 0.79 cfs      Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 0.75 cfs

The maximum quantity diverted shall not exceed 150 acre feet, or 4.0 af per acre, per year.

Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 5, Twp. 12 N, Rge. 4 W, B. M.

Beneficial use: Irrigation of 37.5 acres within the SE $\frac{1}{4}$ , Sec. 9, Twp. 12 N, Rge. 4 W, B. M.

Priority date established: September 19, 1966

Our examiner's report indicates that your well is located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Sec. 5, whereas the permit lists the SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 5. Therefore, it will be necessary to amend the permit before a license is issued. Enclosed is a partially completed application for amendment for your use in this matter.

Please be advised that there is also a \$13.00 licensing fee due. Therefore, we must receive the signed amendment application and a total fee of \$23.00 within 30 days in order to issue your water license as set forth above. If you do not concur with these findings, please contact us within the 30-day period.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

Enc: Application for amendment

# DEPARTMENT OF WATER ADMINISTRATION FIELD REPORT

Make exam in July or Aug.

1. Name of permit holder Howard Lacey  
Postoffice address Route #2, Weiser, Idaho 83672 Phone 549-1362  
Person to contact \_\_\_\_\_ Phone \_\_\_\_\_

2. Source of water supply: Groundwater ☒ Surface water ☐ Subterranean  
(name spring, stream, etc.)  
Tributary to \_\_\_\_\_

William

3. Water will be used for the following purposes:

Amount 4.76 c.f.s. for Irrigation  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses: \_\_\_\_\_

Permit No. G-33355/67-2372  
Examination for B/U

4. Total amount to be appropriated:

Max Rate of Diversion 4.76 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:

Township 12 N N/S, Range 4 W E/W, B.M., Section 5, Subdivision SW 1/4 SE 1/4, Washington  
County  
Township 12 N N/S, Range 4 W E/W, B.M., Section 8, Subdivision NW 1/4 NE 1/4, Washington  
County  
Township 12 N N/S, Range 4 W E/W, B.M., Section 9, Subdivision SW 1/4 SE 1/4, Washington  
County

Other Points of Diversions: \_\_\_\_\_

Description of diverting works: Pump or well, then into Creek and on down to diversion dam for further pumping and diversion ditches. Depth of well, 289 ft.; casing, 289 ft. of 10" and 8"; depth to water, 6 ft.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 12 N | 4 W   | 5    |        |        |        |        |        |        |        |        |        |        | 7      |        |        |        | 17     | 4      | 28     |
|      |       | 8    |        | 28     | 11     |        | 3      |        |        |        |        |        |        |        | 8      |        |        |        | 50     |
|      |       | 9    |        |        |        |        |        |        |        |        | 20     | 30     | 15     | 15     | 10     | 20     | 20     | 30     | 160    |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

RECEIVED

R. 4 W.

T.  
12  
N.

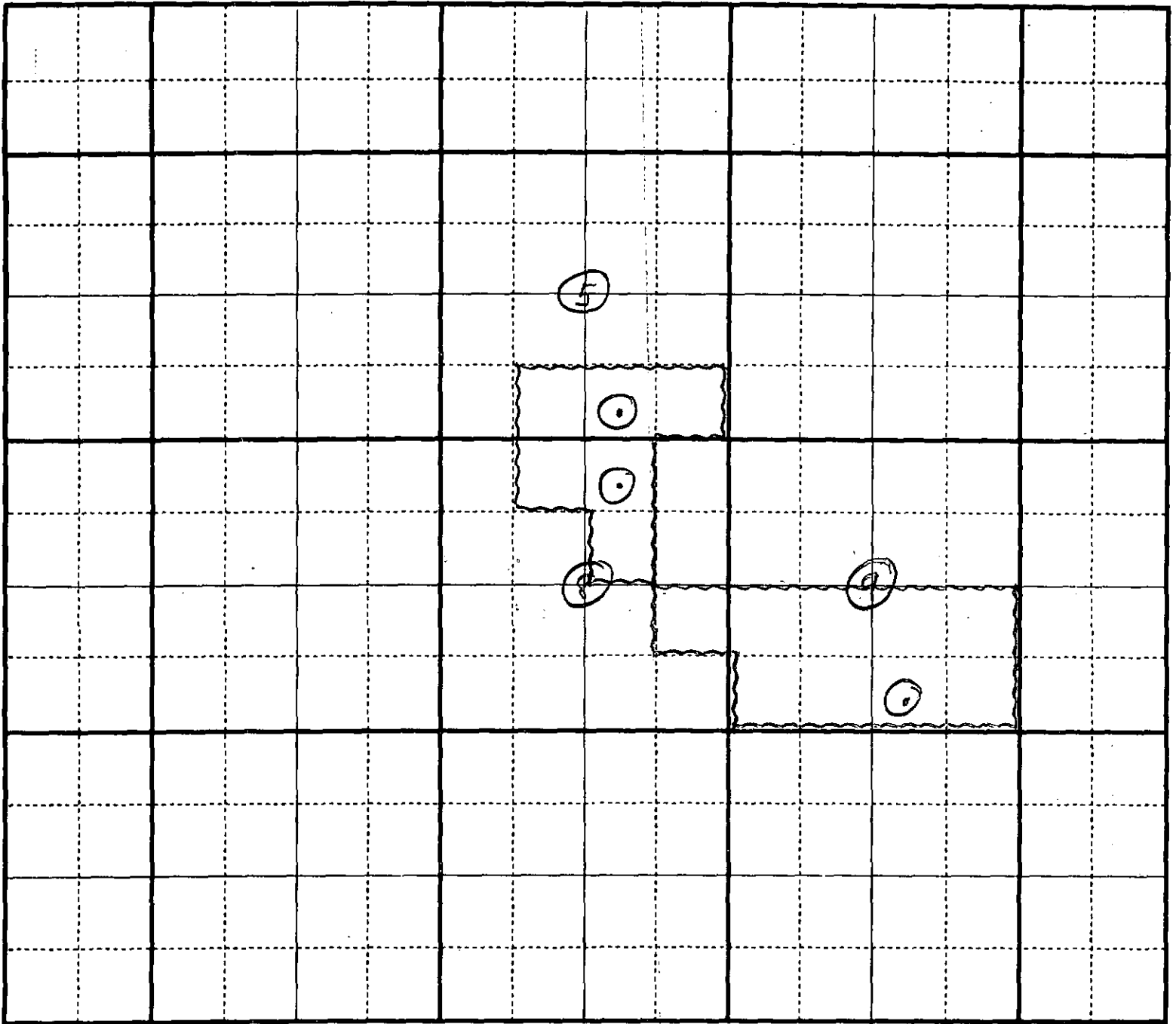
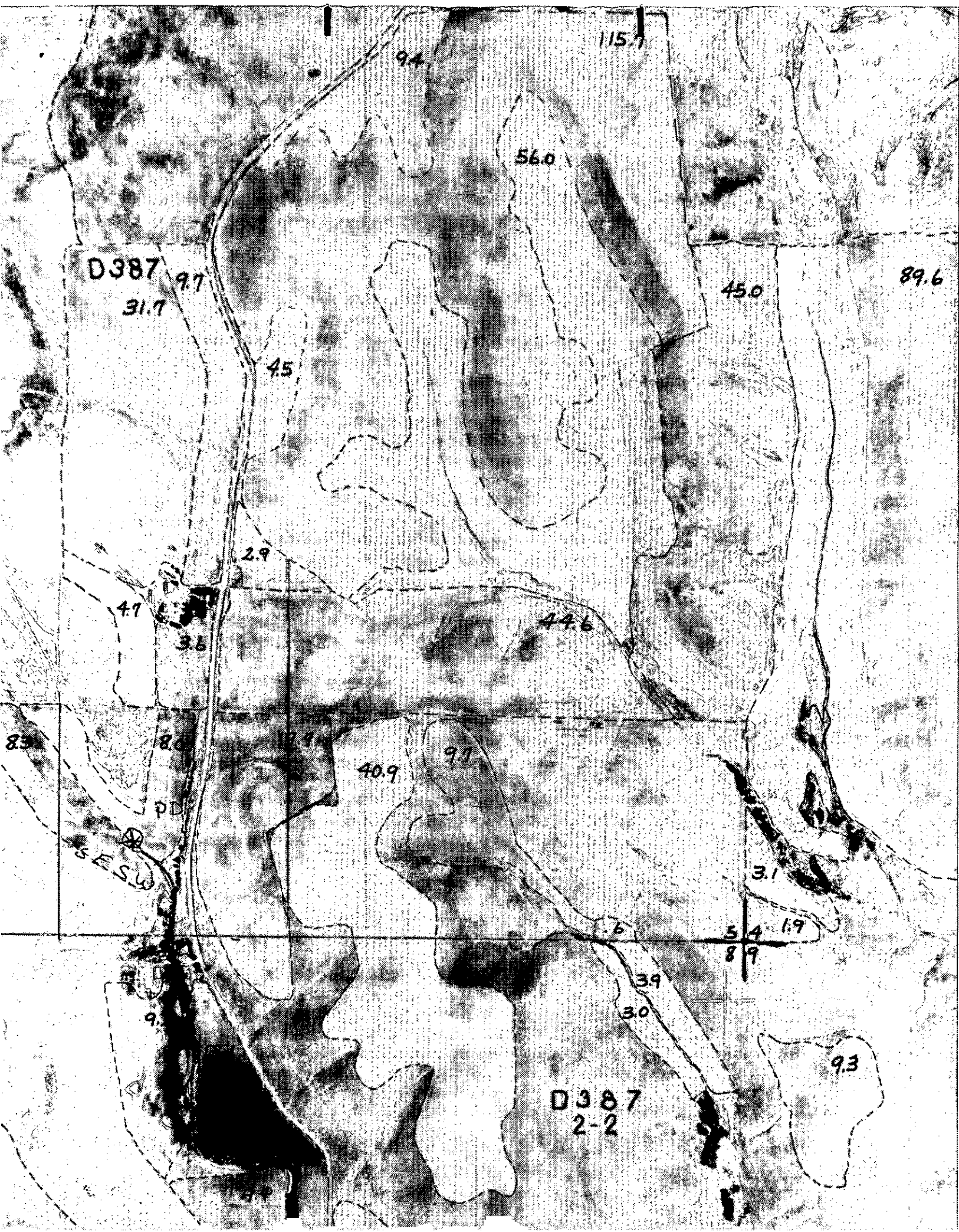


Diagram of System

DATE 25 May 72 EXAMINATION RECORDS  
ASK Fred about previous  
exam. (if airt) by: LEB  
Pump only operating in  
July or Aug. (Make Adjust.)  
by: \_\_\_\_\_  
by: \_\_\_\_\_  
by: \_\_\_\_\_

Sparking meter will be needed  
8" discharges into creek





2:00 PM  
60° F.  
70/30

LJ-200  
1-63

# STATE OF IDAHO DEPARTMENT OF RECLAMATION

Date 6-11-76, 1976 DISCHARGE MEASUREMENT NOTES

groundwater River at \_\_\_\_\_

| A - Feet | Dist. from initial point | Width      | Depth      | Observation depth | Revolutions | Time in seconds | VELOCITY |                  | Adjusted for hor. angle or ----- | Area        | Discharge      |
|----------|--------------------------|------------|------------|-------------------|-------------|-----------------|----------|------------------|----------------------------------|-------------|----------------|
|          |                          |            |            |                   |             |                 | At point | Mean in vertical |                                  |             |                |
| <u>W</u> | <u>3.0</u>               |            |            |                   |             |                 |          |                  |                                  |             |                |
|          | <u>3.3</u>               | <u>0.3</u> | <u>.2</u>  |                   | <u>30</u>   | <u>43</u>       |          | <u>.724</u>      |                                  | <u>.06</u>  | <u>.04344</u>  |
|          | <u>3.6</u>               | <u>0.3</u> | <u>.2</u>  |                   | <u>60</u>   | <u>47</u>       |          | <u>1.29</u>      |                                  | <u>.06</u>  | <u>.0774</u>   |
|          | <u>3.9</u>               | <u>0.3</u> | <u>.25</u> |                   | <u>70</u>   | <u>42</u>       |          | <u>1.69</u>      |                                  | <u>.075</u> | <u>.12675</u>  |
|          | <u>4.2</u>               | <u>0.3</u> | <u>.25</u> |                   | <u>90</u>   | <u>45</u>       |          | <u>2.0</u>       |                                  | <u>.075</u> | <u>.15</u>     |
|          | <u>4.5</u>               | <u>0.3</u> | <u>.25</u> |                   | <u>70</u>   | <u>41</u>       |          | <u>1.71</u>      |                                  | <u>.075</u> | <u>.12825</u>  |
|          | <u>4.8</u>               | <u>0.3</u> | <u>.25</u> |                   | <u>60</u>   | <u>42</u>       |          | <u>1.44</u>      |                                  | <u>.075</u> | <u>.108</u>    |
|          | <u>5.1</u>               | <u>0.3</u> | <u>.25</u> |                   | <u>60</u>   | <u>52</u>       |          | <u>1.17</u>      |                                  | <u>.075</u> | <u>.08775</u>  |
|          | <u>5.4</u>               | <u>0.3</u> | <u>.2</u>  |                   | <u>20</u>   | <u>48</u>       |          | <u>.448</u>      |                                  | <u>.06</u>  | <u>.02688</u>  |
|          | <u>5.7</u>               | <u>0.3</u> | <u>.2</u>  |                   | <u>30</u>   | <u>50</u>       |          | <u>.628</u>      |                                  | <u>.06</u>  | <u>.03768</u>  |
| <u>W</u> | <u>6.0</u>               |            |            |                   |             |                 |          |                  |                                  |             | <u>0.78615</u> |

of \_\_\_\_\_ Sheets. Comp. by POC Chk. by \_\_\_\_\_

DATE OF EXAM 6-14-76

ACREAGE  
Found 37.3  
Recommended 37.3

Irrigation Requirement 4.0 Ac Ft/Ac

USE  
Irrigation Q = 0.75 c.f.s. V = 150 AF/Ann. from April 15 to Oct 15  
Domestic Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no X

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

Exchange? yes \_\_\_\_\_ no X

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

Point of injection: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County

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

Total Q measured 0.78615 cfs Method of measurement Pygmy Meter

Total Q recommended 0.75 cfs Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition \_\_\_\_\_

Total V recommended 150 AF

Recommended Amendments:

P.D. SE 1/4 SW 1/4, Sec 5, T12N, R4W  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None \_\_\_\_\_

MEASUREMENT CALCULATION:

Total V = 37.3 acres x 4.0 AF = 149.2  
0.75 x 1.98 x 183 = 271.755 AF

SYSTEM DESCRIPTION:

EM diesel engine type #3W-US with PTO running pump. Pumping  
water from 18' well 289' deep - pumping into pond and then into  
open ditch - measurement made above where ditch is joined by  
springs.

REMARKS:

Only one well has been drilled under this permit

Examiner's Signature Peter J. Chomblin Date 6-15-76

Checked by JH Date 6-16-76

Approved by \_\_\_\_\_ Date \_\_\_\_\_

288  
105

June 6, 1968

Re: Permit No. G-33355  
Howard Lacey

John B. Lloyd  
Lloyd's Agency  
Weiser, Idaho 83672

Dear Mr. Lloyd:

We acknowledge receipt of the depositions and affidavit of publication in the  
Weiser Signal submitted as proof of com-  
pletion of works and beneficial use on Permit G-33355.

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

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:dj

33355

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-33355

RECEIVED

JUN 5 1968

Department of Reclamation

\*\*\*\*\*

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

DEPOSITION OF HOLDER

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

Howard Lacey, Rt #3, Weiser, Idaho - Farmer

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

Individual

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

G-33355, Dec. 13, 1966, Sept 19, 1966

Ques. 4. State source of water supply: Subterranean (well)

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

NW 1/4, NE 1/4 Sec 8; SW 1/4 SE 1/4 Sec 5, NW 1/4 SE 1/4 Sec 9, Twp 12 N R 4 W 3 M  
Wash. Co.

Ques. 5. Describe your works of diversion: pump at well, then into creek and on

dam to diversion dam for further pumping & diversion ditch; state amount of water they are capable of con-

veying from point of diversion to place of use: 4.76 CFS <sup>238</sup> Miners inches; Give name of canal or ditch

or other works by which water is conducted to such place of use: None (no name)

\_\_\_\_\_ ; if a well, state depth of well 289 ft ; depth and size of

casing 289 ft 10" x 8" ; depth to water 6 ft ; if pump is used,

state discharge of pump: 270 GPM ; tell how it was measured or determined \_\_\_\_\_

by pumping test ; if sprinkler irrigation, give number and size

of nozzles and operating pressure: 60 Nozzles, 40 lb pressure

Ques. 6. State for what purpose water is used: Irrigation

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

NE 1/4 NW 1/4, NE 1/4 SE 1/4 Sec 5 (28 acres) NW 1/4 NE 1/4, NE 1/4 NW 1/4, NE 1/4 SE 1/4  
Sec 8 (50 acres) NW 1/4 NE 1/4, NE 1/4 Sec 9 (122 acres), Twp 12 N R 4  
W 3 M, Washington County, Idaho

Exam typed 5-5-71. (er)

33355

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

Brought additional land under irrigation

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: B+M Equipment Co, Caldwell, Idaho

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

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

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: Sept 19, 1966 - Time used since first use:

Continuously since, during irrigation season

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

None

(sign) Howard Leary

\*\*\*\*\*

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

Weiser, County of Washington  
State of Idaho, on this 3rd day of May, A. D. 1968.

My commission expires: 4-1-70

James H. Leary

33355

RECEIVED

JUN 5 1965

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 33355

Department of Reclamation

\*\*\*\*\*

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

DEPOSITION OF WITNESS

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

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

✓ Chester Long, 60 Rt #2 Weiser Idaho, Farmer

Ques. 2 Are you acquainted with Howard Lacey, the holder of Permit No. G-33355? How long have you known him and where does he reside?

✓ 45 years, Rt #2, Weiser Idaho

Ques. 3. Have you read or heard said Permit No. G 33355 read, and are you familiar with its provisions and conditions: Yes yes No.       

Ques. 4. State source of water supply: Well

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

~~NW1/4 Sec 8; SW1/4 Sec 5; SW1/4 Sec 9 Twp 12 N R 4 W B M, Washington County, Idaho.~~

Describe works for conveying water to place of use: Pump at Well, thence into creek and on down to diversion dam for further pumping & diversion into ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 4.76 CFS or 238 miners inches How much water have you seen being so conveyed? full amount

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

SE1/4, S1/2 SE1/4 Sec 5 (28 acres), W1/4, NE1/4, NE1/4 SE1/4 Sec 8 (50 acres) SW1/4, S1/2 Sec 9 (172 acres); Twp 12 N R 4 W B M, Washington County, Idaho.

33355

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

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

Creek bottoms, swales & light rolling land, good  
quality, such & acre

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

Ques. 10. When did you first see this water used? Since first use Sept 19-66  
Other times you have seen such use: I see it several times each  
summer

(Signed):  
Chester Long

\*\*\*\*\*

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

Weiser, County of Washington, State of Idaho, on  
this 3rd day of May, A. D. 1968

John A. Lloyd  
Notary Public for the State of Idaho  
Residing Weiser

My commission expires 4-1-70

33355

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-33355

\* \* \* \* \*

RECEIVED

JUN 5 1968

Department of Reclamation

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

DEPOSITION OF WITNESS

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

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

Fred W. Norton 66, 345 W. Butterfield, Weiser Idaho  
retired farmer

Ques. 2 Are you acquainted with Howard C. Lacey, the holder of  
Permit No. G-33355? How long have you known him and where does he reside?

47 years, Rt #2 Weiser Idaho

Ques. 3. Have you read or heard said Permit No. G-33355 read, and are you familiar  
with its provisions and conditions: Yes yes No.       

Ques. 4. State source of water supply: well

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

NW 1/4 Sec 8; SW 1/4 Sec 5; SW 1/4 Sec 9 Twp 12 N R 4 W B M, Washington County, Idaho.

Describe works for conveying water to place of use: Pump at Well, thence into creek and on  
down to diversion dams for further pumping & diversion into ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct  
to place of use: 4.76 CFS or 238 miners inches How much water have you seen being so  
conveyed? full amount

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

SE 1/4 SW 1/4, S 1/2 SE 1/4 Sec 5 (28 acres), W 1/2 NE 1/4, NE 1/4 NW 1/4, NE 1/4 SE 1/4 Sec 8 (50 acres) (SW 1/4 NE 1/4, S 1/2 Sec  
(172 acres); Twp 12 N R 4 W B M, Washington County, Idaho.

33355

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

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

Creek bottoms & slightly rolling hills, Inch to acre

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

Ques. 10. When did you first see this water used? Since Sept 19-1966  
Other times you have seen such use: I am by ranch frequently

(Signed): Fred W. Motley

\*\*\*\*\*

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

Weiser, County of Washington, State of Idaho, on this 3rd day of May, A. D. 1968

David Lloyd  
Notary Public for the State of Idaho  
Residing Weiser

My commission expires 4-1-70

33355

No. 56

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }  
County of Washington } ss.

Dorothy R. 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 11 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  
APRIL 4, 1968, and ending  
with the issue of APRIL 25, 1968

Dorothy R. Booth  
Fees, \$ 22.95

Subscribed and sworn to before me this 30  
day of April, 1968.

Lawrence  
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 5-1, 1969.

RECEIVED

JUN 5 1968

Department of Reclamation

## No. 55 NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on  
May 3, 1968, at Weiser, County of  
Washington, State of Idaho, before  
notary public John B. Lloyd, 26  
West Idaho Street, Weiser, Idaho,  
proof will be submitted of the com-  
pletion of works for the diversion  
of 4.76 c.f.s. of the waters of a  
subterranean source, and the ap-  
plication to beneficial use of said  
water, in accordance with the terms  
and conditions of permit G-33355,  
heretofore issued by the Depart-  
ment of Reclamation of the State  
of Idaho.

1. The name and address of per-  
mit holder is Howard Lacey, Route  
2, Weiser, Idaho.

2. Said works of diversion will  
be fully completed on the date for  
such completion, and the amount  
of water which said works are cap-  
able of conveying to the place of  
use is 4.76 cubic feet per second.

3. The use to which said water  
has been applied is irrigation pur-  
poses, and the amount applied to  
beneficial use is 4.76 c.f.s.

4. The point of diversion of said  
water is NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 8; SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Sec. 5; SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 9; T. 12  
N., R. 4 W., B.M., Washington  
County.

5. The place where said water is  
used is SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 5;  
W $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Sec. 8; S $\frac{1}{2}$ , Sec. 9, T. 12 N., R. 4,  
W., B.M.

6. The date of priority which said  
user is prepared to establish is  
September 19, 1966.

R. KEITH HIGGINSON  
State Reclamation Engineer  
4-45

33355

# LLOYD'S AGENCY

REAL ESTATE : INSURANCE : RENTALS : APPRAISALS

ESTABLISHED 1928

WEISER, IDAHO

June 4, 1968

RECEIVED

JUN 5 1968

Department of Reclamation

Department of Reclamation  
State of Idaho  
107 State House  
Boise, Idaho - 83701

Gentlemen:

Re: Howard Lacey- permits  
#G33355 and #33356

We are pleased to enclosed corrected proofs and depositions  
in connection with the captioned permits. I believe this  
now completes Mr. Lacey's requirements on these.

Yours very truly,

  
John B. Lloyd

33355

May 15, 1968

C  
O  
P  
Y  
Re: Permit No. 33355  
Howard Lacey

John B. Lloyd  
Lloyd's Agency  
Weiser, Idaho 83672

Dear Mr. Lloyd:

Pursuant to your letter of May 14, 1968, we are forwarding a set of depositions for your use.

If we can be of further help, please contact us.

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:dj

Enc: Set of depositions

33355

# LLOYD'S AGENCY

REAL ESTATE : INSURANCE : RENTALS : APPRAISALS

ESTABLISHED 1908

WEISER, IDAHO 83672

May 14, 1968

RECEIVED

MAY 15 1968

Department of Reclamation

State of Idaho  
Dept. of Reclamation  
107 State House  
Boise, Idaho 83701

Re: Permit No. 33355 - Howard Lacey  
Attention: Mr. Donald W. McEldowney

Dear Mr. McEldowney:

Will you please send me a copy of Form 16 and 2 copies of Form 17-A, being Proof of Application of water to Beneficial Use and completion of works for deposition of holder and witnesses. I made these out and made several errors on the ones sent me so would like to have another set so they can be completed correctly.

Thank you.

Yours very truly,

LLOYDS AGENCY

*John B. Lloyd*  
John B. Lloyd

33355

March 25, 1968

Re: Permit No. G-33355  
Howard Lacey

The Weiser Signal  
Weiser, Idaho

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to May 3, 1968. The expense of the publication is to paid by Howard Lacey, Route 2, Weiser, Idaho

---

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

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:dj

Enc: legal notice

33355

Re: Permit No. G-33355

March 25, 1968

Howard Lacey  
Route 2  
Weiser, Idaho

Dear Mr. Lacey:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit No.

G-33355.

We have mailed the notice to the Weiser Signal to be published once a week for four consecutive weeks prior to May 3, 1968, which is the hearing date when the permit holder

Howard Lacey

and two disinterested witnesses must appear before

John B. Lloyd

, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

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

Be sure all the forms have the notary's seal and are signed. Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DEM:dj

Enc: Depositions

cc: Notary

33355

RECEIVED

APR 1 1968

Department of Reclamation

No. 56  
NOTICE OF PROOF OF  
COMPLETION OF WORKS AND  
APPLICATION OF WATER  
TO BENEFICIAL USE

Notice is hereby given that on May 3, 1968, at Weiser, County of Washington, State of Idaho, before notary public John B. Lloyd, 28 West Idaho Street, Weiser, Idaho, proof will be submitted of the completion of works for the diversion of 4.76 c.f.s. of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-33355, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Howard Lacey, Route 2, Weiser, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 4.76 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 4.76 c.f.s.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 8, SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 5, SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 9, T. 12 N, R. 4 W, B.M., Washington County.

5. The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 5, W $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 8, S $\frac{1}{2}$ , Sec. 9, T. 12 N, R. 4 W, B.M.

6. The date of priority which said user is prepared to establish is September 19, 1966.

R. KEITH HIGGINSON  
State Reclamation Engineer

4-4s

33355

RECEIVED

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

Notice is hereby given that on May 3-1968, at Weiser,  
County of Washington, State of Idaho, before notary public (name & address) \_\_\_\_\_  
John B. Lloyd, 26 W. Idaho St., Weiser, Idaho, proof will be  
submitted of the completion of works for the diversion of 4.76 c.f.s. of the waters  
of a subterranean source, and the application to beneficial use of said water,  
in accordance with the terms and conditions of permit G-33355, heretofore issued by  
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Howard Lacey, Route 2, Weiser,  
Idaho.
2. Said works of diversion will be fully completed on the date for such completion,  
and the amount of water which said works are capable of conveying to the place of use is  
4.76 cubic feet per second.
3. The use to which said water has been applied is \_\_\_\_\_  
irrigation purposes, and the amount applied to beneficial  
use is 4.76 c.f.s.
4. The point of diversion of said water is NW¼NE¼, Sec. 8; SW¼SE¼, Sec. 5;  
SW¼SE¼, Sec. 9, T. 12 N., R. 4 W., B.M., Washington County.
5. The place where said water is used is SE¼SW¼, S½SE¼, Sec. 5; W½NE¼,  
NE¼NW¼, NE¼SE¼, Sec. 8; S½, Sec. 9, T. 12 N., R. 4 W., B.M.
6. The date of priority which said user is prepared to establish is \_\_\_\_\_  
September 19, 1966.

R. KEITH HIGGINSON

State Reclamation Engineer

33355

RECEIVED

MAR 20 1968

Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Weiser Signal of Weiser, Idaho 83672; published in the county in which the works are situated.

(signature)

(address)

(date)

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

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

Engineer

33355

DON SAMUELSON  
GOVERNOR



R. KEITH HIGGINSON  
State Reclamation Engineer

## STATE OF IDAHO

DEPARTMENT OF RECLAMATION  
107 STATE HOUSE  
BOISE, IDAHO 83701

March 14, 1968

Re: Permit No. G-33355 & 33356  
Howard Lacey

John B. Lloyd  
Lloyd's Agency  
Weiser, Idaho 83672

Dear Mr. Lloyd:

Pursuant to your letter of March 13, 1968, we are enclosing forms 36 and 11, notice of proof of completion of works and application of water to beneficial use and authorization to publish, both for permit no. G-33355. Please use the enclosed form 36A as instructions for completing forms 36 and 11.

Permit No. 33356 has already been advertised. All that is necessary is the completion of deposition forms enclosed.

Please submit forms 36 and 11 for G-33355 and completed deposition forms for 33356 at your earliest convenience. Thank you.

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:DJ

Enc: Forms 36, 11, & 36A  
Forms 16 & 17A

Copy to: Howard Lacey  
Route 2  
Weiser, Idaho 83672

33355

# LLOYD'S AGENCY

REAL ESTATE : INSURANCE : RENTALS : APPRAISALS

ESTABLISHED 1908

WEIBER, IDAHO

March 13, 1968

State of Idaho  
Department of Reclamation  
107 State House  
Boise, Idaho - 83701

Re: Permit No. G-33355 & 33356

Att: Donald W. McEldowney

Dear Sir:

Mr. Lacey received your letter of March 8th for which we thank you. He is ready to complete the Proof of Beneficial use under both permits so please send another set of forms and we will complete both of them at the same time. Thank you.

Yours very truly,

Lloyds' Agency

By

*John B. Lloyd*  
John B. Lloyd

RECEIVED  
MAR 14 1968  
Department of Reclamation

33355

March 8, 1968

Re: Permit No. G-33355 and 33356

Howard Lacey  
Route #2  
Weiser, Idaho

Dear Mr. Lacey:

We are in receipt of a letter dated February 3, 1968 from Mr. John B. Lloyd, Lloyd's Agency, Weiser, Idaho. The letter has been of great help in clarifying the problem at hand.

We are returning the depositions of holder and witness, submitted as proof of completion of works and application of water to beneficial use under Permit No. 33356. Please be advised that inasmuch as they have indicated the beneficial use of a well, the depositions are not acceptable.

We have determined that you have two permits. Permit No. G-33355 covers the waters of a well and 33356 covers the waters from Thousand Springs Valley Creek and the East Branch of Thousand Springs Valley Creek. It was the surface water filing, Permit No. 33356, that required the proof of completion of works and application of water to beneficial use on or before December 13, 1967. It was this permit that was also advertised.

If you have beneficially used the water under your surface water permit, as indicated in your application and permit, please complete an additional set of deposition forms which we are enclosing. Return them to this office so that we may proceed with the processing of this permit. However, if you have not completed the surface water diversion and the irrigation as intended under your permit, you should apply for an extension of time or allow this permit to be cancelled and file a new permit. This would allow you adequate time to complete your works.

Proof of beneficial use of the water under Permit No. G-33355, covering your well, is not required until December 13, 1968. You may, if you

33355

Howard Lacey

2

March 8, 1968

desire, submit proof of beneficial use at this time. Please advise us and we will supply the required forms.

Mr. Lloyd has indicated that your papers have been destroyed; therefore, we are enclosing copies of both permits at no charge. Your prompt attention to this matter is appreciated.

Very truly yours,

Donald W. McElldowney  
Appropriation Examiner

DWM:ks

Enclosure: Copy of permits  
Depositions  
Copy of affidavit

cc: John B. Lloyd  
Lloyd's Agency  
Weiser, Idaho

C  
O  
P  
Y

33355

**LLOYD'S AGENCY**  
REAL ESTATE : INSURANCE : RENTALS : APPRAISALS  
ESTABLISHED 1908 WEISER, IDAHO

February 23, 1968

RECEIVED

FEB 26 1968

State of Idaho  
Dept. of Reclamation  
107 State House  
Boise, Idaho 83701

Department of Reclamation

Re: Permit No. 33356 - Howard Lacey

Attention: Mr. Donald W. McEldowney

Dear Mr. McEldowney:

Mr. Howard Lacey received a letter from you dated February 14, 1968 which asked for an answer to your letter of December 29, 1967 and asked if I would write you and try to answer and explain the situation.

You mention in your letter that Permit No. 33356 was for 5.0 c.f.s from the waters of Thousand Springs Valley Creek and does not refer to a well. It is possible that this is true, but I believe you must have another permit for the well that was drilled. To begin with, Mr. Lacey drilled one well and it turned out to be a dry hole. He then drilled another and I'm sure he filed on this because I think I took the Affidavits on it. Since this well is at the upper end of the Thousand Springs Valley Creek and the water from the well runs into the creek. Mr. Lacey then took out a permit on the water in the creek so that he could use the water on some of his other land and also to keep someone else from filing on the waters which had originated from the well. *Diversion of water from the creek was less expensive than piping from the well.*

As my previous letter to you stated that Mr. Lacey and his wife split up and she burned all the papers she could find to make things rough for him to straighten out and this permit was among those papers. It is hard for me to remember exactly what was filed on and when so if there is a possibility that you have copies of these permits and can send me a verifax of them it would be much easier to remember. In any event, from my explanation above you know what Mr. Lacey's intent is and if the present permit will not allow what he wants, can there be an amendment made to allow it? If not, Can a new permit be made to take care of his needs.

I will appreciate hearing from you in regards to this situation as to what procedure Mr. Lacey should follow and he will immediately try to get it all cleared up.

Yours very truly,

LLOYDS AGENCY

*John B. Lloyd*  
John B. Lloyd

33355

Don W. Samuelson  
XXXXXXXXXXXX

January 9, 1967

Re: Permit No. G-33355  
Howard Lacey

John B. Lloyd  
Lloyd's Agency  
Box 444  
Weiser, Idaho

Dear Mr. Lloyd:

We enclose Permit No. G-33355 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-11144 which was issued covering payment in the amount of \$ 6.00 for the filing fee of the above mentioned permit.

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

Enc. receipt, permit.  
MRB:ejw

33355

December 1, 1966

33355

RE: Applications for Permit

Howard Lacey  
Route #2  
Weiser, Idaho

Dear Mr. Lacey:

Enclosed herewith is \$2.00 in cash which is a refund on the \$14.00 you mailed to us November 29, 1966. The amount should have been \$12.00 for the filing fee on the two applications you submitted.

As soon as these applications are approved and processed you will receive your permit. This usually takes 30 days.

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

MRB:ejw

Encl: two dollars in cash

33355

SHEET NO. 2

Well Owner Howard Lacey

Well Driller B & M Well Drilling Co., Inc.

Well Location \_\_\_\_\_

WELL LOG

| From Feet | To Feet | Type of Material  | Water-bearing Formation<br>Ans. Yes or No | Casing Perforated<br>Ans. Yes or No |
|-----------|---------|-------------------|-------------------------------------------|-------------------------------------|
| 201       | 202     | Lava rock         |                                           |                                     |
| 202       | 203     | Lava rock         |                                           |                                     |
| 203       | 205     | Lava rock         |                                           |                                     |
| 205       | 215     | Lava rock - red   |                                           |                                     |
| 215       | 220     | Lava rock         |                                           |                                     |
| 220       | 223     | Lava rock         |                                           |                                     |
| 223       | 226     | Lava rock         |                                           |                                     |
| 226       | 229     | Lava rock         |                                           |                                     |
| 229       | 232     | Lava rock         |                                           |                                     |
| 232       | 235     | Lava rock         |                                           |                                     |
| 235       | 240     | Lava rock         |                                           |                                     |
| 240       | 242     | Lava rock         |                                           |                                     |
| 242       | 245     | Lava rock         |                                           |                                     |
| 245       | 248     | Lava rock         |                                           |                                     |
| 248       | 251     | Lava rock         |                                           |                                     |
| 251       | 254     | Lava rock         |                                           |                                     |
| 254       | 257     | Lava rock         |                                           |                                     |
| 257       | 260     | Lava rock         |                                           |                                     |
| 260       | 263     | Lava rock         |                                           |                                     |
| 263       | 264     | Lava rock - red   |                                           |                                     |
| 264       | 266     | Lava rock         |                                           |                                     |
| 266       | 269     | Lava rock - red   |                                           |                                     |
| 269       | 272     | Lava rock         |                                           |                                     |
| 272       | 275     | Lava rock - blue  |                                           |                                     |
| 275       | 278     | Lava rock - black |                                           |                                     |
| 278       | 281     | Lava rock         |                                           |                                     |
| 281       | 281     | Lava rock         |                                           |                                     |

33355

SHEET NO. 2

RECEIVED  
SEP 27 1966

Well Owner

Department of Reclamation

Well Driller

Well Location

## WELL LOG

| From<br>Feet | To<br>Feet | Type of Material        | Water-bearing<br>Formation<br>Ans. Yes or No | Casing<br>Perforated<br>Ans. Yes or No |
|--------------|------------|-------------------------|----------------------------------------------|----------------------------------------|
| 284          | 287        | Lava rock               |                                              |                                        |
| 287          | 293        | Lava rock               |                                              |                                        |
| 293          | 296        | Lava rock               |                                              |                                        |
| 296          | 297        | Lava rock               |                                              |                                        |
| 297          | 300        | Lava rock               |                                              |                                        |
| 300          | 303        | Lava rock               |                                              |                                        |
| 303          | 308        | Lava rock               |                                              |                                        |
| 308          | 314        | Lava rock               |                                              |                                        |
| 314          | 319        | Lava rock               |                                              |                                        |
| 319          | 322        | Lava rock               |                                              |                                        |
| 322          | 325        | Lava rock               |                                              |                                        |
| 325          | 328        | Lava rock               |                                              |                                        |
| 328          | 329        | Lava rock               |                                              |                                        |
| 329          | 330        | Lava rock               |                                              |                                        |
| 330          | 332        | Brown lava rock         |                                              |                                        |
| 332          | 334        | Brown lava rock         |                                              |                                        |
| 334          | 337        | Brown & black lava rock |                                              |                                        |
| 337          | 340        | Brown & black lava rock |                                              |                                        |
| 340          | 342        | Brown & black lava rock |                                              |                                        |
| 342          | 345        | Brown lava rock         |                                              |                                        |
| 345          | 348        | Black lava rock         |                                              |                                        |
| 348          | 351        | Lava rock               |                                              |                                        |
| 351          | 354        | Lava rock               |                                              |                                        |
| 354          | 357        | Lava rock               |                                              |                                        |
| 357          | 360        | Lava rock               |                                              |                                        |
| 360          | 362        | Lava rock               |                                              |                                        |
| 362          | 364        | Lava rock               |                                              |                                        |
| 364          | 367        | Lava rock               |                                              |                                        |
| 367          | 370        | Lava rock               |                                              |                                        |
| 370          | 373        | Lava rock               |                                              |                                        |
| 373          | 376        | Lava rock               |                                              |                                        |
| 376          | 379        | Lava rock               |                                              |                                        |
| 379          | 382        | Lava rock               |                                              |                                        |
| 382          | 384        | Lava rock               |                                              |                                        |
| 384          | 385        | Lava rock               |                                              |                                        |
| 385          | 387        | Lava rock               |                                              |                                        |
| 387          | 389        | Lava rock               |                                              |                                        |
| 389          | 392        | Lava rock               |                                              |                                        |
| 392          | 395        | Lava rock - red clay    |                                              |                                        |
| 395          | 398        | red & black lava        |                                              |                                        |
| 398          | 400        | red & black lava        |                                              |                                        |
| 400          | 402        | red & black lava        |                                              |                                        |
| 402          | 405        | lava rock               |                                              |                                        |
| 405          | 408        | lava rock               |                                              |                                        |
| 408          | 411        | lava rock               |                                              |                                        |
| 411          | 414        | lava rock               |                                              |                                        |
| 414          | 417        | lava rock               |                                              |                                        |
| 417          | 420        | Lava rock               |                                              |                                        |
| 420          | 423        | Lava rock               |                                              |                                        |
| 423          | 426        | Lava rock               |                                              |                                        |
| 426          | 433        | Lava rock               |                                              |                                        |
| 433          | 437        | Lava rock               |                                              |                                        |
| 437          | 440        | lava rock               |                                              |                                        |
| 440          | 444        | Lava rock               |                                              |                                        |
| 444          | 447        | Lava rock               |                                              |                                        |
| 447          | 450        | Lava rock               |                                              |                                        |

33355

RECEIVED

SEP 27 1966

REPORT OF WELL DRILLER  
State of Idaho

Department of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

## WELL OWNER:

Name Howard LaceyAddress Route 2Weiser, IdahoOwner's Permit No. 33355NATURE OF WORK (check): Replacement well ☐New well ☒ Deepened ☐ Abandoned ☐Water is to be used for: IrrigationMETHOD OF CONSTRUCTION: Rotary ☒ Cable ☐Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☐"Diam. from        ft. to        ft."Diam. from        ft. to        ft."Diam. from        ft. to        ft."Diam. from        ft. to        ft.Thickness of casing:        Material:       Steel ☐ concrete ☐ wood ☐ other ☐

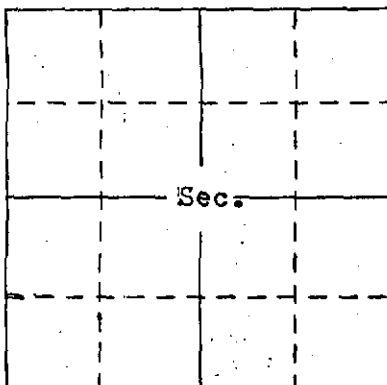
(explain)

PERFORATED? Yes ☐ No ☐ Type of perforator used:       

Size of perforations: " by "

perforations from        ft. to        ft.perforations from        ft. to        ft.perforations from        ft. to        ft.perforations from        ft. to        ft.WAS SCREEN INSTALLED? Yes ☐ No ☐Manufacturer's name       Type        Model No.       Diam.        Slot size        Set from        ft. to        ft.Diam.        Slot size        Set from        ft. to        ft.CONSTRUCTION: Well gravel packed? Yes ☐No. ☐ size of gravel        Gravelplaced from        ft. to        ft. Surface sealprovided? Yes ☐ No ☐ To what depth?       ft. Material used in seal:       Did any strata contain unusable water? Yes ☐No. ☐ Type of water:       Depth of strata        ft. Method of sealingstrata off:       Surface casing used? Yes ☐ No. ☐Cemented in place? Yes ☐ No ☐

Locate well in section

LOCATION OF WELL: County WashingtonSE 1/4 SW 1/4 Sec. 5 T. 12 N. R. 4 E. WBMSize of drilled hole:        Total depth of well: 450 Standing water level below ground:        Temp.       Fahr.        ° Test delivery:        gpmor        cfs Pump? ☐ Bail ☐Size of pump and motor used to make test:       Length of time of test:        Hrs.        Min.Drawdown:        ft. Artesian pressure:        ft.above land surface        Give flow        cfsor        gpm. Shutoff pressure:       Controlled by: Valve ☐ Cap ☐ Plug ☐No control ☐ Does well leak around casing?Yes ☐ No ☐DEPTH MATERIAL WATER  
FROM TO YES OR N

FEET FEET

0 10 Top Soil

10 20 Sand &amp; Clay (chalk rock)

20 30 Clay &amp; shale (chalk rock)

30 40 Lava, boulders, shale - chalk rock

40 50 Lava, boulders, shale - chalk rock

50 60 Lava, boulders, shale - sand

60 70 Blue shale - sand

70 80 Lava Rock

80 84 Lava rock

84 87 Lava rock

87 90 Lava rock

90 92 Lava rock

92 100 Lava cinders

100 110 Lava cinders

110 120 Lava cinders - red

120 126 Lava cinders - red

126 128 hard lava rock

128 131 hard lava rock

131 133 hard lava rock

133 135 hard lava rock

135 136 hard lava rock

136 138 hard lava rock

138 140 Lava rock

140 142 Lava (red) rock

142 152 Lava rock - red &amp; black

152 154 Lava rock

154 169 Lava rock

169 172 Lava rock

172 175 Lava rock

175 178 Lava rock

178 181 Lava rock

181 184 Lava rock

184 187 Lava rock

187 190 Lava rock

190 193 Lava rock

193 196 Lava rock

196 199 Lava rock

199 201 Lava rock

Work started: 8/17/66Work finished: 9/21/66

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: B & M Well Drilling Co. Inc.Address: Caldwell, IdahoSigned by: Russell HarrisonLicense No. 221 Date: 9/23/66

Use other side for additional remarks

33355

*General  
Correspondence*

September 19, 1966

RE: Application for Permit

Howard Lacey  
Route #2  
Weiser, Idaho

*33355*

Dear Mr. Lacey:

Returned herewith are your applications for permit, one for surface water and one for subterranean. In checking your applications we find they do not agree with the maps. You show land that is not covered by the permit. Also, the fee for the surface permit is \$7.00 and the fee for the subterranean permit is \$7.00, therefore, your check should have been made out in the amount of \$14.00.

Please correct the maps to show only the land you intend to irrigate and on the surface application show on the map where you will divert the water.

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

MRB:ejw

Encl: Application  
Check #221

*33355*

REPORT OF WELL DRILLER  
State of Idaho

RECEIVED  
SEP 14 1966

Department of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name Howard Lacey

Address Route 2, Weiser, Idaho

Owner's Permit No. 23355

NATURE OF WORK (check): Replacement well ☐

New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: Irrigation

METHOD OF CONSTRUCTION: Rotary ☒ Cable ☐  
Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

10-3/4" Diam. from 0 ft. to 272 ft.

8-5/8" Diam. from 272 ft. to 303 ft.

"Diam. from        ft. to        ft.

"Diam. from        ft. to        ft.

Thickness of casing: 3/16 - .188 Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☒ No ☐ Type of  
perforator used: machine

Size of perforations: 1/8 " by 3 "

2880 perforations from 212 ft. to 272 ft.

992 perforations from 272 ft. to 303 ft.

perforations from        ft. to        ft.

perforations from        ft. to        ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name       

Type        Model No.       

Diam.        Slot size        Set from        ft. to        ft.

Diam.        Slot size        Set from        ft. to        ft.

CONSTRUCTION: Well gravel packed? Yes ☒

No. ☐ size of gravel 303 ft. Gravel

placed from 0 ft. to 272 ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

       ft. Material used in seal:       

Did any strata contain unusable water? Yes ☐

No. ☒ Type of water:       

Depth of strata 115 ft. Method of sealing

strata off:       

Surface casing used? Yes ☐ No ☐

Cemented in place? Yes ☐ No ☐

Locate well in section

|  |  |  |  |
|--|--|--|--|
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |

LOCATION OF WELL: County Washington

SE 1/4 SW 1/4 Sec. 5 T. 12 N. 2 R. 4 E/W

Size of drilled hole: 20 in. Total  
depth of well: 303' Standing water  
level below ground: 40' Temp.  
Fahr.        ° Test delivery: 250 270 gpm  
or        cfs Pump? ☐ Bail ☐

Size of pump and motor used to make test:

1 1/2 HP : Gear Head ratio 2 to 1.

Length of time of test: 24 Hrs.        Min.

Drawdown: 250 ft. Artesian pressure: ft.

above land surface        Give flow        cfs

or        gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☐

| DEPTH |     | MATERIAL                            | WATER<br>YES OR NO |
|-------|-----|-------------------------------------|--------------------|
| FROM  | TO  |                                     |                    |
| 0     | 10  | Top Soil                            | no                 |
| 10    | 20  | Brown sand                          | yes                |
| 20    | 30  | Brown sand                          | yes                |
| 30    | 40  | Brown sand                          | yes                |
| 40    | 50  | Brown sand                          | yes                |
| 50    | 60  | Blue clay, sand, shale              | yes                |
| 60    | 70  | Sand & blue clay                    | yes                |
| 70    | 80  | yellow clay, sand                   | yes                |
| 80    | 90  | yellow & blue clay, sand            | yes                |
| 90    | 100 | Blue clay, sand                     | yes                |
| 100   | 110 | Blue clay & sand                    | yes                |
| 110   | 120 | sand & clay                         | yes                |
| 120   | 130 | Sand & clay streaks                 | yes                |
| 130   | 140 | blue shale, sand & clay streaks     | yes                |
| 140   | 150 | blue shale, very loose sand streaks | yes                |
| 150   | 160 | Blue shale, sand streaks            | yes                |
| 160   | 170 | Blue shale, sand streaks            | yes                |
| 170   | 180 | Blue shale, sand streaks            | yes                |
| 180   | 190 | Blue shale, sand streaks            | yes                |
| 190   | 200 | Blue shale, sand streaks            | yes                |
| 200   | 210 | Blue shale, sand streaks            | yes                |
| 210   | 220 | Blue shale, white sand streaks      | yes                |
| 220   | 230 | Blue clay, sand streaks             | yes                |
| 230   | 240 | Blue clay, sand streaks             | yes                |
| 240   | 250 | Blue clay, sand streaks             | yes                |
| 250   | 260 | Blue clay, sand streaks             | yes                |
| 260   | 270 | blue clay, lava rock                |                    |
| 270   | 280 | lava rock                           |                    |
| 280   | 290 | lava rock                           |                    |
| 290   | 300 | lava rock                           |                    |
| 300   | 310 | lava rock                           |                    |
| 310   | 320 | lava rock                           |                    |
| 320   | 330 | lava rock                           |                    |
| 330   | 340 | lava rock                           |                    |
| 340   | 350 | red lava rock                       |                    |
| 350   | 360 | red lava rock                       |                    |
| 360   | 372 | red lava rock                       |                    |

Work started: 6/28/66

Work finished: 7/25/66 On Test: 9/7/66

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: B & M Well Drilling Co. Inc.

Address: Caldwell, Idaho

Signed by: Russell Horvath

License No. 221 Date: 8/2/66

