

Affidavit of Publication

State of Idaho, County of Adams, ss:

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

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

as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated November 12, 1970

and the last in the issue dated November 19, 1970 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Subscribed and sworn to before me this 19th

day of November, 1967.

William E. Daniel

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Harold Whitaker, P. O. Box 215, Council, Idaho, has received an approved Permit No. G-33256/-67-2368 issued by the Idaho Department of Water Administration authorizing the diversion of 1.10 cubic feet per second of water from a ground water source. The priority to be established under this permit is October 11, 1966 and the permit was approved October 17, 1966.

Water is to be diverted by well, pump, pipe and sprinklers from a point within the NW $\frac{1}{4}$ -NW $\frac{1}{4}$ Sec. 15, T. 16N, R. 1W, B. M., Adams County, to be used for irrigation and stock water in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, W $\frac{1}{2}$ -NW $\frac{1}{4}$ Sec. 15, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16, T. 16N, R. 1W, B. M.

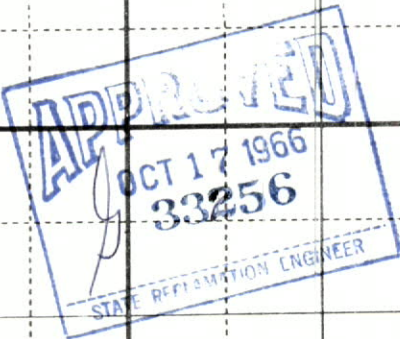
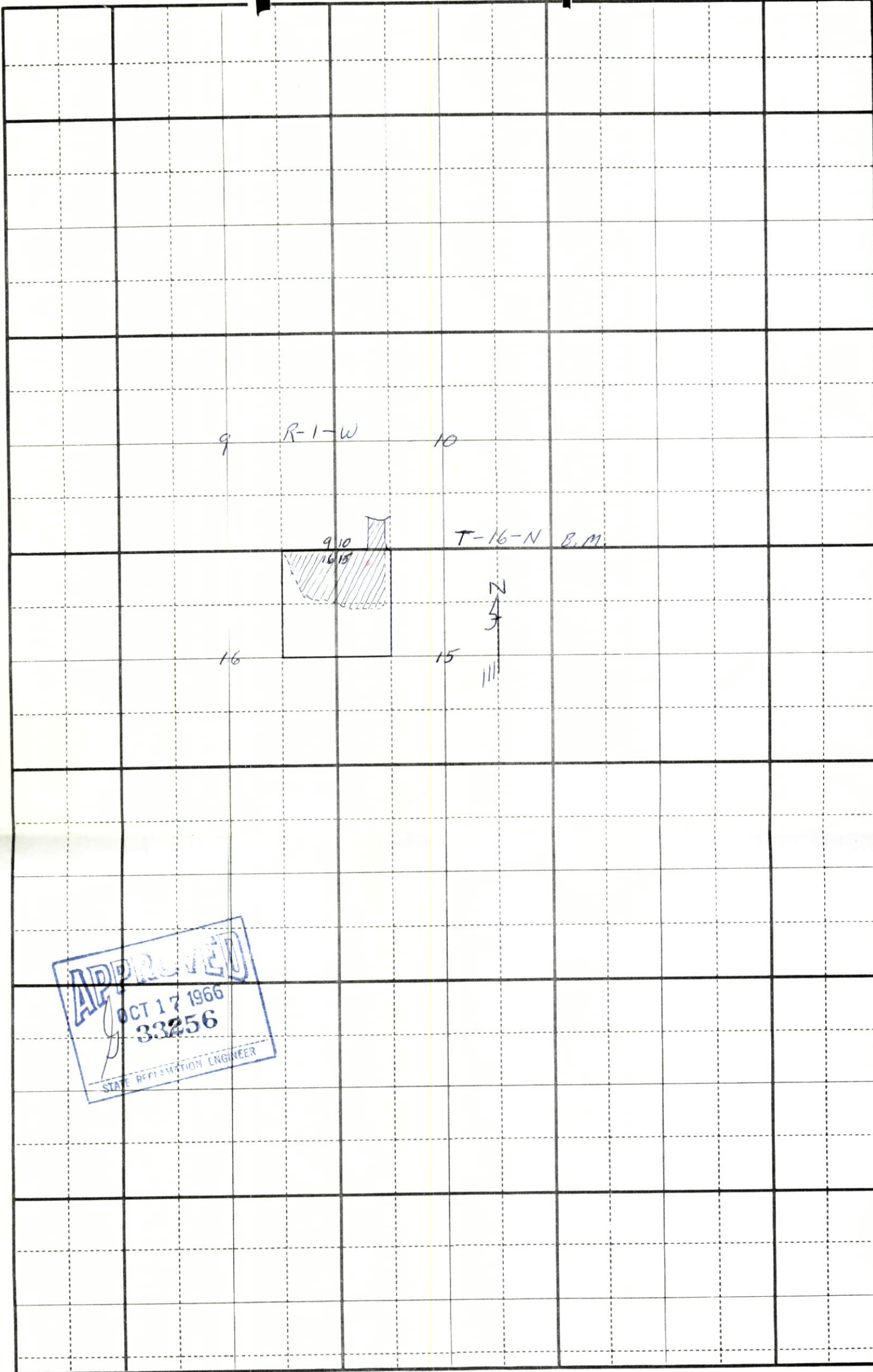
Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 17, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

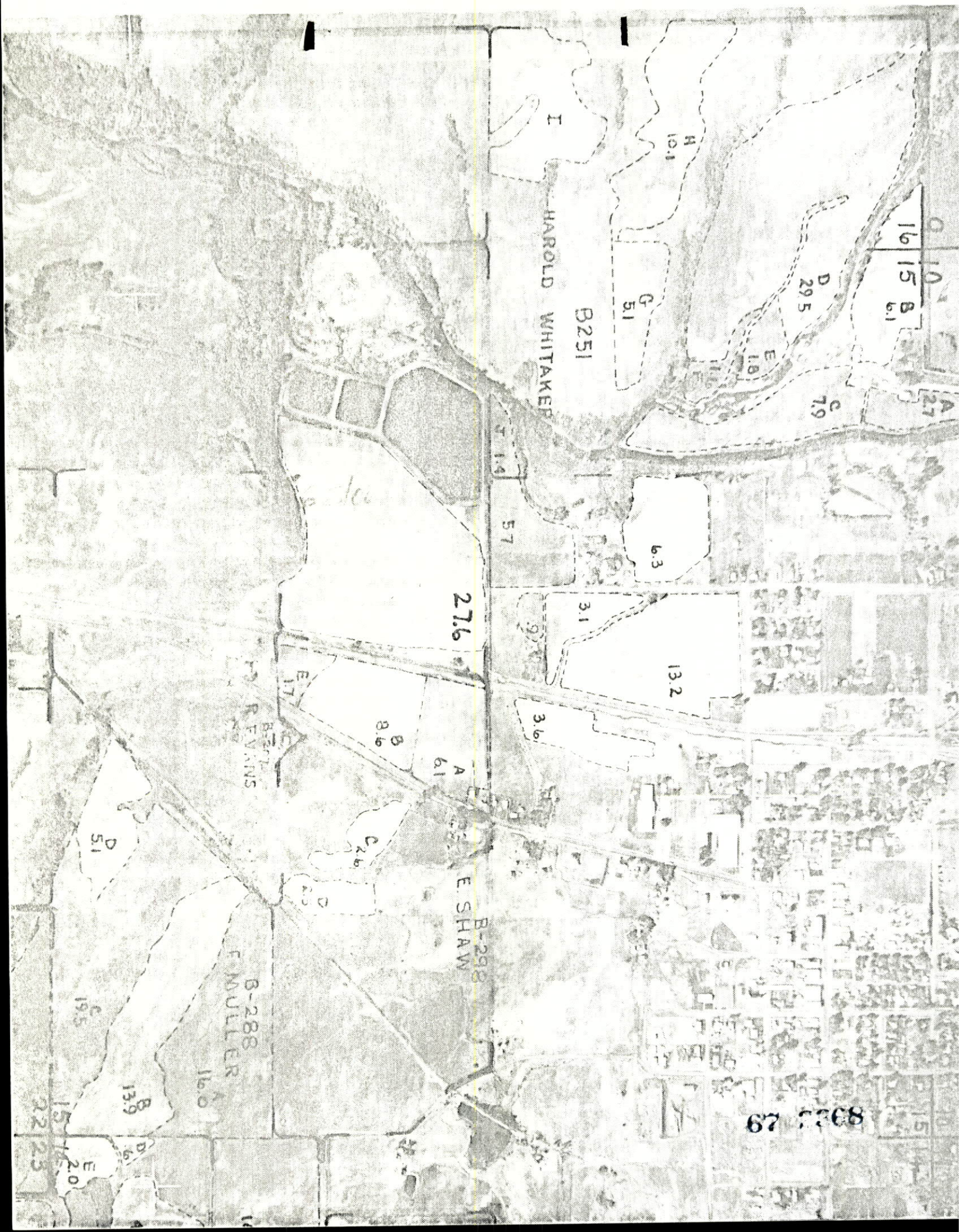
R. KEITH HIGGINSON,
Director Idaho Dept. of Water
Administration

Published in the Adams County Leader, Council, Idaho on November 12 and November 19, 1970.

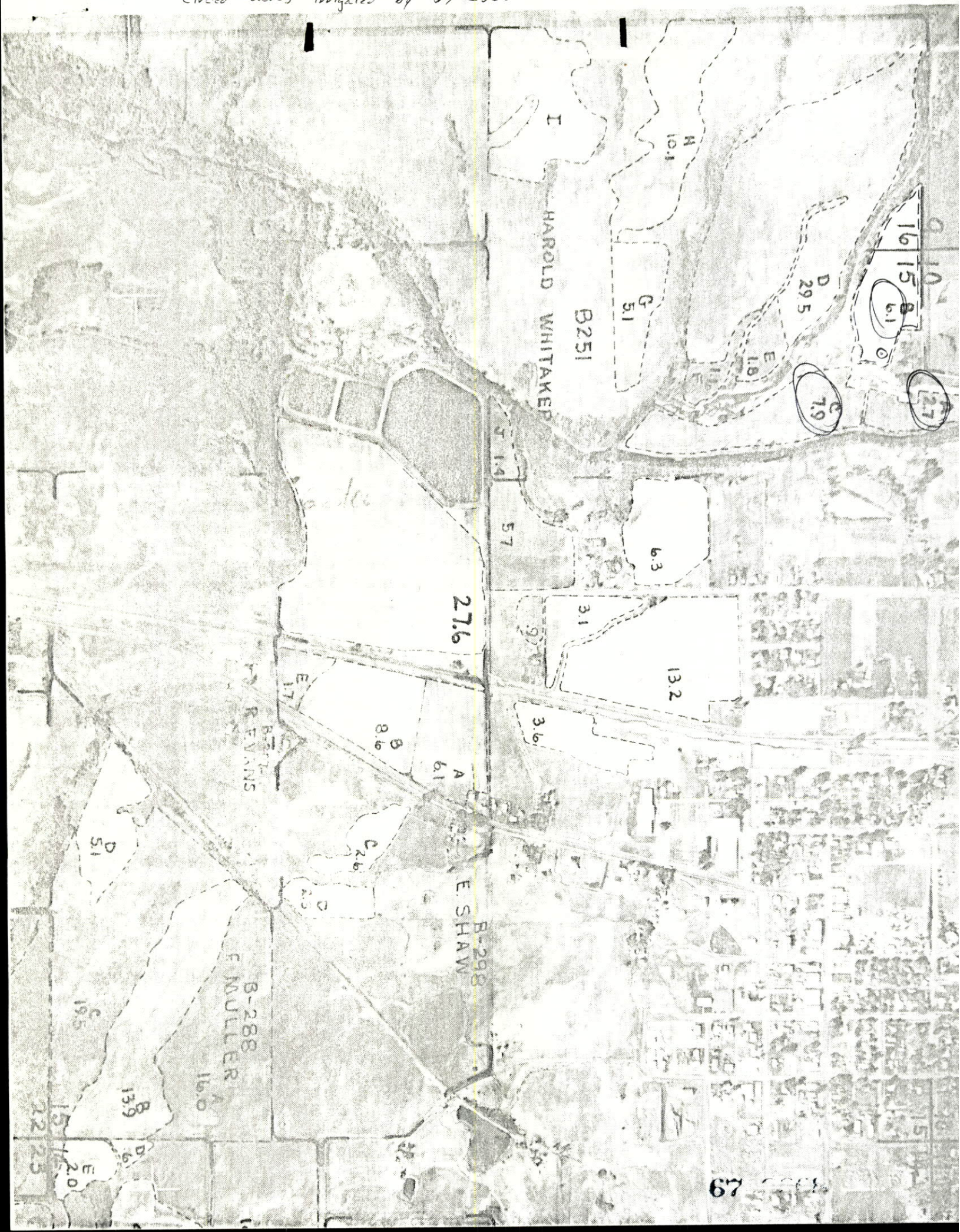
NAME OF APPLICANT HAROLD WHITAKER

Form No. 0





67



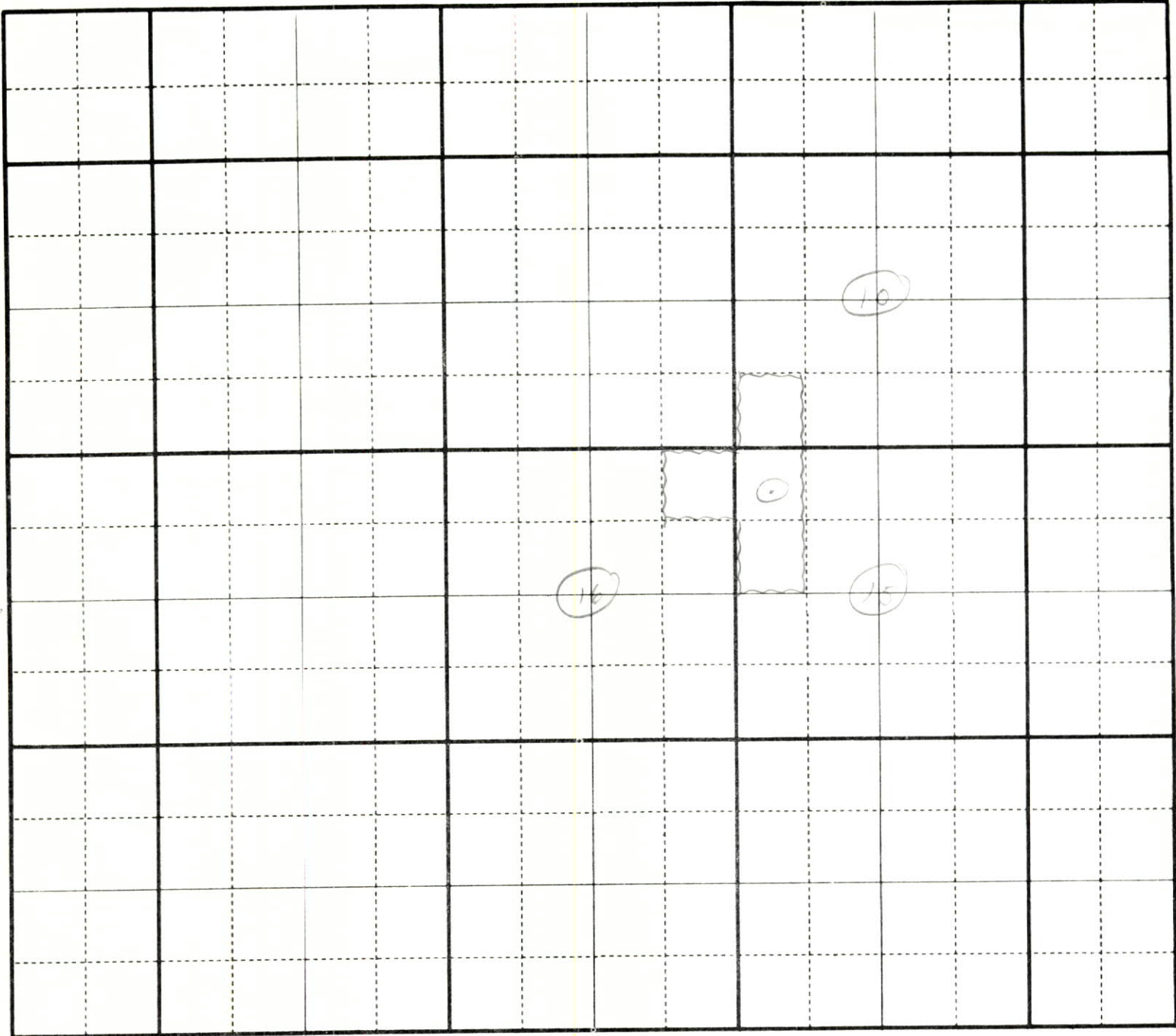


Diagram of System

DATE

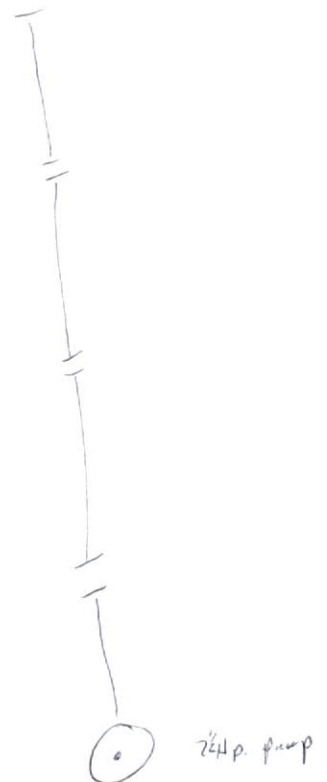
EXAMINATION RECORDS

by:

by:

by:

by:



State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 33256/67-2368 Priority Dec. 15, 1966 Amount 0.32 cfs

THIS IS TO CERTIFY, that HAROLD WHITAKER
of Council, Idaho, has complied with the terms and conditions of Permit
No. 33256/67-2368 issued pursuant to Application for Permit dated October 11, 1966,
and has submitted proof to the Department of Water Administration on December 21, 1971 (late proof)
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 0.32 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
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>0.32</u> cfs and <u>68 acrefeet -or-</u>			
<u>Stockwater</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.02</u> cfs and <u>4.0 af per acre</u>			
_____ from _____ to _____ at _____ cfs and _____			
(both dates inclusive)			

Subject, however, to the condition that no more than 0.32 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
68.7 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 15,
Twp. 16 N, Rge. 1 W, B.M. in the County of Adams

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 $\frac{1}{4}$	
16 N	1 W	10										1							1
		15					13	2											15
		16	1																1

Total number of acres irrigated 17

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 3 day of
October, 19 73.

Director

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Identification No. _____

Permit No. _____

RECEIVED

DEC 21 1971 *late*

Department of Water Administration

1. a) Name of Permit Holder Harold Whitaker
- b) Post Office Address Hornet Creek Road, Council, Idaho 83612
2. Permit Number 67-2368
3. Date of Priority that you are prepared to establish November 11, 1966
4. a) Source from which water was appropriated Ground water
- b) Location of the point of diversion: NW 1/4 NW 1/4, Section 15
Township 16N, Range 1W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 1.10 for irrigation purposes from March 15 to Nov. 15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.1 for stockwater purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1.10 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Parma Water Company
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 12" casing, 7 h.p. submersible pump, pipeline, and sprinklers
- b) Describe the type and size of measuring device which you have installed at your point of diversion: None
- c) Give well drillers name and address and date the well was completed _____

Exam
3/8/72
CR *Typed*

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

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
16N	1W	10											3						3
		15					26	2											28
		16	23.5																23.5

Total number of acres irrigated 54.5

10. Remarks: _____

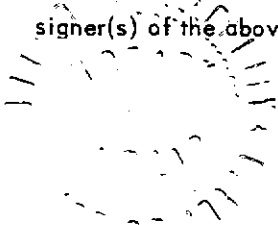
The above information is a true statement of the extent to which the above numbered permit has been developed.

12-21-71
(Date)

E. Harold Wither
(Signature)

State of Idaho
County of Blaine ss.

On this 21 day of December, 19 71, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Donald W. Eldredge
Notary Public residing at Box 12, Blaine, Idaho

My commission expires 2-18-74

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-33256/)

67-2368 in the name of Harold Whitaker)

ORDER OF REINSTATEMENT

WHEREAS, on October 11, 1966, Harold Whitaker applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate 1.10 cubic feet per second of water from a ground water source within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 15, Twp. 16N, Rge. 1W, B.M., Adams County, to be used for irrigation and stock-watering purposes; and,

WHEREAS, on October 17, 1966, the Department approved said application and issued Permit No. G-33256/67-2368 with the condition that the whole of said work be completed and proof of application of water to beneficial use be submitted to the Department on or before October 17, 1971; and,

WHEREAS, on July 30, 1971, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed him as to the steps to be followed to make said proof; and,

WHEREAS, on November 8, 1971, the Department notified the permit holder that Permit No. G-33256/67-2368 had lapsed for failure to submit the required proof of beneficial use; and,

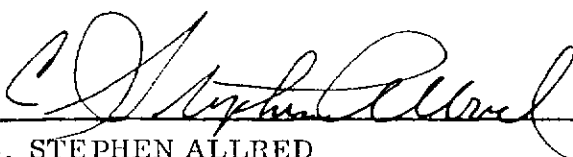
WHEREAS, on December 21, 1971, the Department received the required proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

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

IT IS, THEREFORE, HEREBY ORDERED that Permit No. G-33256/67-2368 be REINSTATED and the priority advanced to December 15, 1966.

Dated this 27 day of December, 1971.


C. STEPHEN ALLRED
Deputy Director

Affidavit of Publication

State of Idaho, County of Adams, ss:

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

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

as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated November 12, 1970

and the last in the issue dated November 19, 1970 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Subscribed and sworn to before me this 19th

day of November, 1970

William E. Daniel

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Harold Whitaker, P. O. Box 215, Council, Idaho, has received an approved Permit No. G-33256/-67-2368 issued by the Idaho Department of Water Administration authorizing the diversion of 1.10 cubic feet per second of water from a ground water source. The priority to be established under this permit is October 11, 1966 and the permit was approved October 17, 1966.

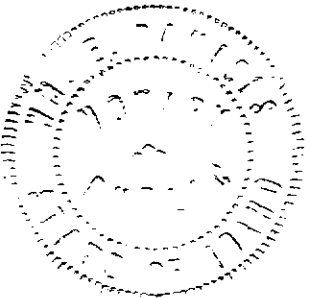
Water is to be diverted by well, pump, pipe and sprinklers from a point within the NW $\frac{1}{4}$ -NW $\frac{1}{4}$ Sec. 15, T. 16N, R. 1W, B. M., Adams County, to be used for irrigation and stock water in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, W $\frac{1}{2}$ -NW $\frac{1}{4}$ Sec. 15, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16, T. 16N, R. 1W, B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 17, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

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

Published in the Adams County Leader, Council, Idaho on November 12 and November 19, 1970.

OK
1-11-71



BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-33256/67-2368)

in the name of HAROLD WHITAKER

) ORDER MODIFYING REQUIREMENTS
) FOR COMPLETION OF PERMIT TO
) APPROPRIATE WATER
)

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

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

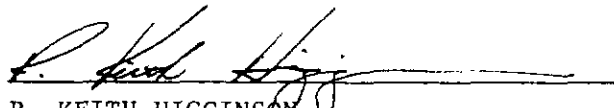
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-33256 was issued previous to that date;

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

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

Dated this 8th day of October, 1970.


R. KEITH HIGGINSON
Director

67-2368
33256

✓ 33256
H.O.

67-2001

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41478
Permit No. G- 33256
District No.

1. Name of Applicant: Harold Whitaker
Postoffice address: P.O. Box 215, Council County: Adams State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 1.10 or Idaho
Miners' inches 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 NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 15
Twp. 16 N , Rge. 1 W , B.M., County of Adams
5. Water is to be used for: irrigation and stock water.
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: pump, pipes and sprinklers
8. Estimated cost of works: \$ 10,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. 5
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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/ HAROLD WHITAKER Applicant.

By Agent.

Date of first receipt at Department of Reclamation: October 11, 1966 11:00 A.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 33256

Recorded in Book 116 Page 33256 Approved October 17, 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 diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before April 17, 1969

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before October 17, 1971

Witness my hand this 17th day of October, 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 17th day of October 1966.

Countersigned: STATE OF IDAHO

(SEAL) By /s/ ROBERT E. SMYLIE Governor
By /s/ LOUIS E. CLAPP Secretary of State.

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	
16 N	1 W	10			3		3
		15		26 2			28
		16	23.5				23.5
Total number of acres to be irrigated:							54.5

LICENSE ISSUED FOR 32 SEC. FT.
L. E. CLAPP
L. E. CLAPP

Address all communications to:

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G 41478

Permit No. G 33256

Water District No. _____

RECEIVED
OCT 11 1966
11:00 A. M.
Department of Reclamation

1. Name of applicant: Harold Whitaker

Post office address P.O. Box 215 County Adams State Idaho

2. Quantity of water claimed: 1.10 C.F.S.

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 15

Twp. 16 N., Rge. 1 West, B.M., County of Adams

5. Water is to be used for: Irrigation & Stock Water

6. If for domestic, municipal, industrial or recreational purposes give:

(a) Point of use of water is in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____

Twp. _____, Rge. _____, B.M.

(b) Waste water or sewage effluent is to be returned to _____

at a point in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____, Twp. _____, Rge. _____, B.M.

7. Kind of Works: Pump, pipes & sprinklers

8. Estimated cost of works: \$ 10,000.00

9. (a) Is reservoir to be used? _____

(b) Capacity of reservoir: _____

10. The time required for the completion of such work and complete application of the water to the proposed use is

5 years.

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: _____

33256



1

(c) Bonds to be issued: _____

1000

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

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

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

Remarks:

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.

Harold Whitely

Applicant

By _____ Agent

02250

Approval of State Reclamation Engineer

The number of this permit is G 33256

Recorded in Book 116 Page 33256 Approved OCT 17 1966

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

Bond in the sum of \$ _____ to be filed before _____

One-fifth of the work above specified to be completed on or before April 17, 1969

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made

on or before October 17, 1971

Witness my hand this 17th day of October 19 66

R. Keith Higgins
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 17th day of October, 19 66

Countersigned:

Louis E. Clapp
Secretary of State

STATE OF IDAHO

By Robert E. Smylie
Governor

No. G 33256

PERMIT

Date of first receipt at office of State
Reclamation Engineer

October 11, 1966 11:00 A.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 5.25

FILING FEES FOR USE PERMIT:

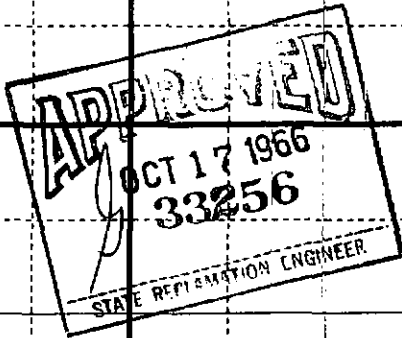
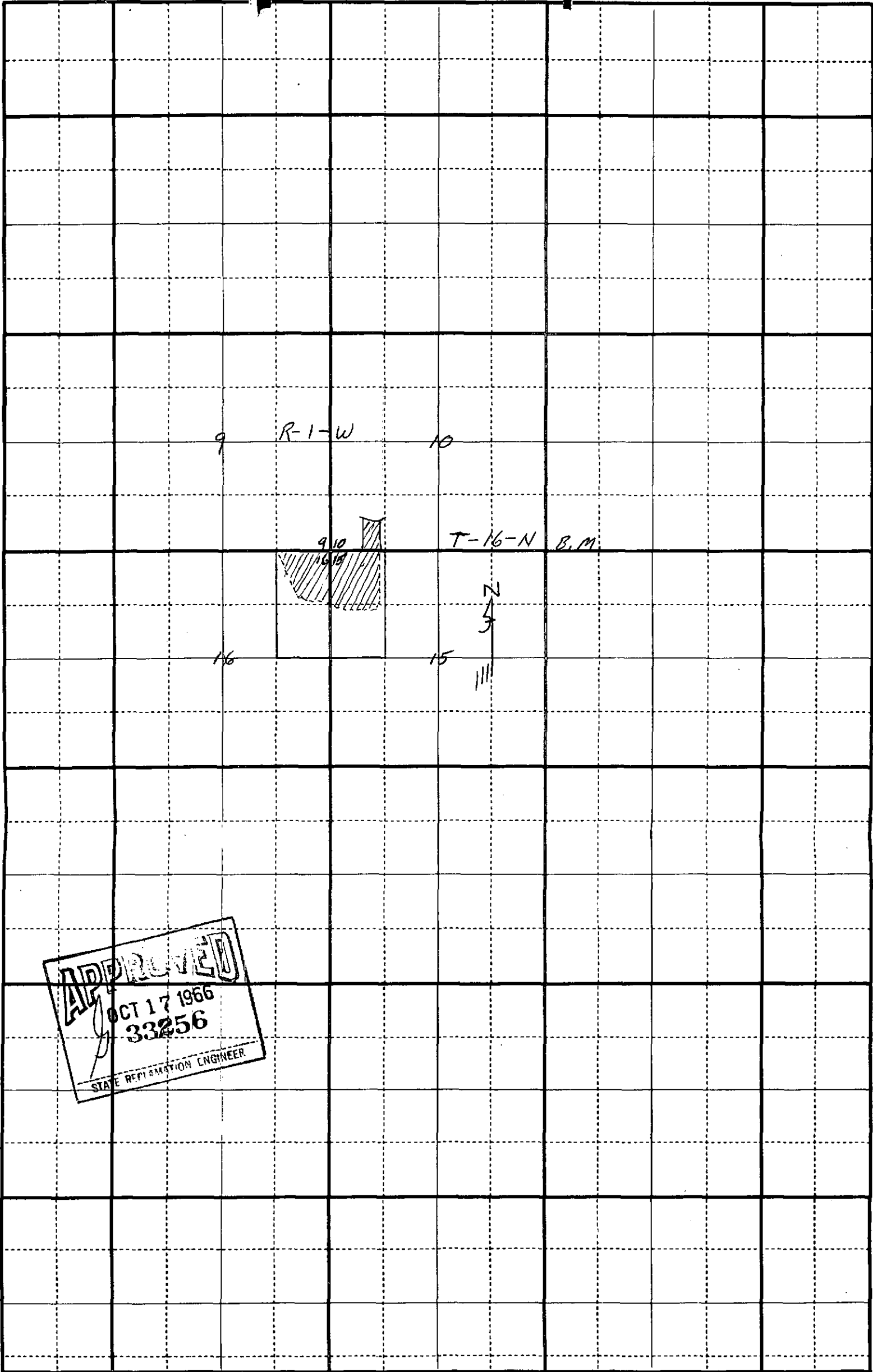
For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof 25

NAME OF APPLICANT..... HAROLD WHITAKER.....

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

33256

WATER RIGHT NUMBER 67-2368

OWNER LAST NAME - WHITAKER ✓

FIRST NAME - HAROLD ✓

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - COUNCIL ✓

STATE - ID ZIP CODE -

SOURCE - GROUNDWATER ✓

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 12-15-1966 ✓ COUNTY - ADAMS ✓

TOTAL DIV. RATE - .3200 -CFS ✓

TOTAL DIV. VOLUME - ✓ 68.70 AFA TRFR/AMEND -

WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - NWNW 15 16N 01W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE - ✓.3200 CFS USE DIV. VOLUME - ✓68.00 AFA

FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE - ✓.0200 CFS USE DIV. VOLUME - ✓.70 AFA

USE - IRRIGATION

PLACE OF USE - TWN 16N/RNG 01W/SEC 16 ✓TRACT NENE ✓LOT

AC 01 ✓

USE - IRRIGATION

PLACE OF USE - TWN 16N/RNG 01W/SEC 15 ✓TRACT NWNW LOT

AC 13 ✓TRACT SWNW LOT

AC 02 ✓

USE - IRRIGATION

PLACE OF USE - TWN 16N/RNG 01W/SEC 10 ✓TRACT SWSW LOT

AC 01 ✓

DECREE NAME -

DATE -

TOTAL ACRES 17 ✓

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 33256

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

IDENT.

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

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

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

October 15, 1973

Re: Permit No. 33255/67-2368

Harold Whitaker
P. O. Box 215
Council, ID 83612

Dear Mr. Whitaker:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

67 2368

September 19, 1973

Mr. Harold Whitaker
P. O. Box 215
Council, Idaho 83612

Dear Mr. Whitaker:

A representative of this Department has made an examination of the works covered by your Permit No. 33256/67-2368 and has found the following:

Quantity of water diverted: 0.32 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.32 cfs

The maximum quantity diverted shall not exceed 68.7 acre feet per year.

Beneficial use: Irrigation of 17 acres and stockwater purposes within the SW1/4SW1/4, Sec. 10; W1/2NW1/4, Sec. 15; NE1/4NE1/4 Sec. 16; Twp. 16 N, Rge. 1 W, B.M.

Point of diversion: NW1/4NW1/4 Sec. 15, Twp. 16 N, Rge. 1 W, B.M.

Priority date established: December 15, 1966

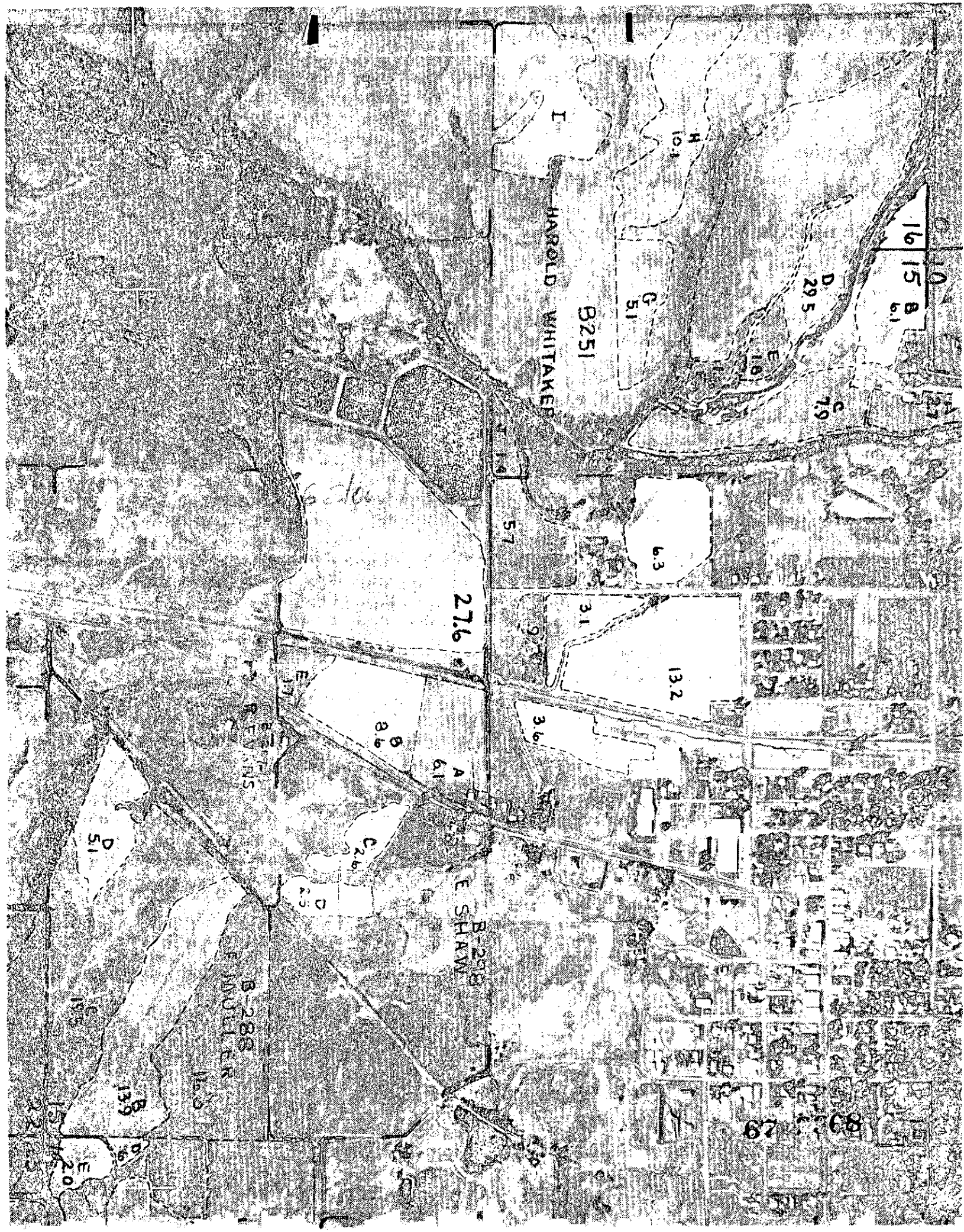
If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

67 2368



DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

1. Name of permit holder Harold Whitaker
 Post office address P.O. Box 215, Council, Idaho Phone _____
 Person to contact _____ Phone _____

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

3. Water will be used for the following purposes:

Amount 1.10 c.f.s. for Irrigation
 _____ AF/Annum (nature of use)

Period of Use: from March 15 to Nov. 15
 (mo.-day) inclusive (mo.-day)

Amount 1.10 c.f.s. for Stockwatering
 _____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
 (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-33256/67-2368
 Examination for B/U

4. Total amount to be appropriated:

Max Rate of Diversion 1.10 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 16N N/S, Range 1W E/W, B.M., Section 15, Subdivision NW 1/4 NW 1/4 Adams
 County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
 County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
 County

Other Points of Diversions: _____

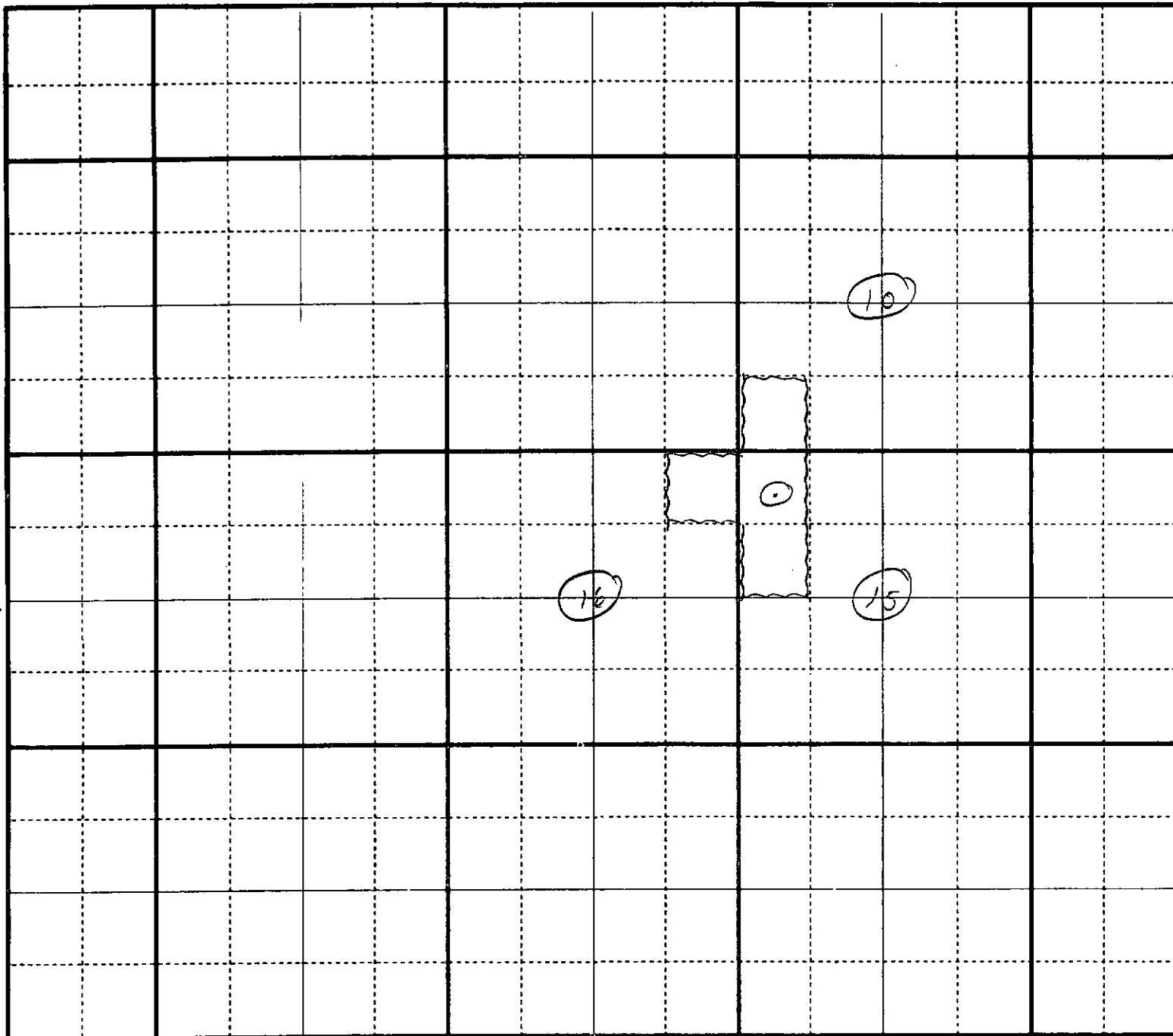
Description of diverting works: 12" casing, 7 h.p. submersible pump, pipeline, and sprinklers

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	
16N	1W	10											3						3
		15						12.7	1.6										28
		16			1.4			26	2										23.5

14.3
1.4



T.
16
N.

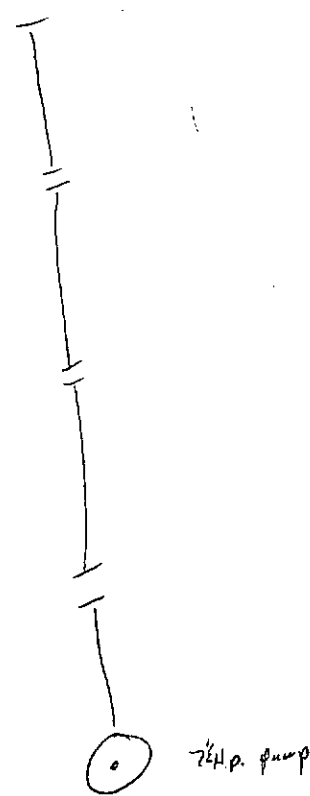
Diagram of System

DATE

EXAMINATION RECORDS

_____	_____
_____	_____
_____	_____ by: _____
_____	_____
_____	_____ by: _____
_____	_____
_____	_____ by: _____
_____	_____
_____	_____ by: _____

1-1000 ft



DATE OF EXAM 1 Aug '72

ACREAGE
Found 16.7
Recommended 16.7

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 0.32 c.f.s. V = 66.8 AF/Ann. from 3/15 to 11/15
Domestic Q = 0.02 c.f.s. V = 1.3 AF/Ann. from 1/1 to 12/31
Livestock Q = 0.02 c.f.s. V = 1.3 AF/Ann. from 1/1 to 12/31

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 0.32 Method of measurement pressure Gage

Total Q recommended 0.34 Meter No. _____ Type _____ Condition _____

Total V recommended 68.1

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None X

MEASUREMENT CALCULATION:

25 1/4 nozzles @ 27 lbs. pressure or 143.8 GPM = 0.32 cfs.

SYSTEM DESCRIPTION:

200' well w/ 16" casing, 7 1/2 Hp. submersible pump w/ 4" main line & 3" laterals. 25 Rainbird #30 heads w/ 1 1/4" nozzles

REMARKS:

Examiner's Signature M. Clayton Burton Date 1 Aug 1972

Checked by _____ Date _____

Approved by _____ Date _____

January 5, 1972

Re: Permits No. G-33256/67-2368 &
33584/67-2307

Mr. Harold Whitaker
P. O. Box 215
Council, Idaho 83612

Dear Mr. Whitaker:

We acknowledge receipt of your affidavits submitted as proof of beneficial use for the above referenced permits. Enclosed you will find an Order of Reinstatement for Permit G-33256/67-2368; please note that the priority has been advanced.

Before licenses can be issued, a field examination must be made by a representative from this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the systems.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Order of Reinstatement

67 2368

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

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

November 18, 1971

Re: Permits No. G-33256/67-2368
33584/67-2307

FILE COPY

Mr. Harold Whitaker
Hornet Creek Road
Council, Idaho 83612

Dear Mr. Whitaker:

Pursuant to our phone conversation of yesterday, enclosed please find a copy of our letter of July 30, 1971. We are also enclosing a proof affidavit for your use in submitting proof of beneficial use in connection with permit G-33256/67-2368. We wish to advise you, however, that the completed proof affidavit must be received by this office on or before January 7, 1972, in order for this permit to be reinstated by the Department.

As proof of beneficial use is not required under permit 33584/67-2307 until May 19, 1975, the Department will notify you sixty days in advance of the due date.

If you have further questions or if we may be of further assistance, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Copy of 7-30-71 ltr.
Proof affidavit

67 2368

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

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

November 8, 1971

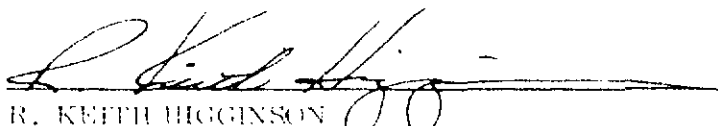
Re: Permit No. G-33256/67-2368

Harold Whitaker
Hornet Creek Road
Council, Idaho 83612

Dear Mr. Whitaker:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit 33256/67-2368 has lapsed.

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


R. KEITH HIGGINSON
Director

RKH:DR

67 2368

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

☐

Show to whom, date and address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

23015

1

Harold White

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

8-3-71

SHOW WHERE DELIVERED (*only if requested*)

67 2368

3

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**



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

POSTMARK OF DELIVERING OFFICE

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



**RETURN
TO**

67 6668
DEPARTMENT OF

STATE

BUREAU OF

c55-16-71618-11

POD Form 3611 Apr. 1969

July 30, 1971 CERTIFIED MAIL

23015

Re: Permit No. IG-33256/67-2368

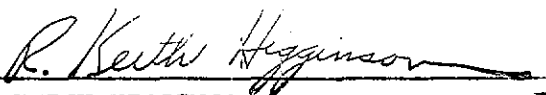
Harold Whitaker
Hornet Creek Road
Council, Idaho 83612

Dear Mr. Whitaker:

One of the conditions of approval of your water Permit No. G-33256/67-2368 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 17, 1971. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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


R. KEITH HIGGINSON
Director

67 2368

Enc: Proof affidavit
dr

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

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

January 11, 1971

Re: Permit Nos. G-33256/67-2368
33584/67-2307

Mr. Harold Whitaker
Hornet Creek Road
Council, Idaho 83612

Dear Mr. Whitaker:

We acknowledge receipt of the affidavits of publication submitted in connection with the above referenced permits.

Proof of beneficial use of the water is not required until May 19, 1975 for permit no. 33584/67-2307 and October 17, 1971 for permit no. G-33256/67-2368. The Department will notify you sixty days in advance of these dates as to further requirements.

We wish to advise you, however, that if you have fulfilled the requirements under these permits you may submit proof any time prior to the above dates.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

67 2368

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

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



R. Keith Higginson
Director

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

November 2, 1970

Re: Permit Nos. W-33256/67-2368
33584/67-2307

Mr. Harold Whitaker
Hornet Creek Road
Council, Idaho 83612

Dear Mr. Whitaker:

The legal notices for the above referenced permits are being published in the Adams County Leader, Council, Idaho on November 12 and November 19, 1970.

You will be required to submit an affidavit of publication to this department for each permit. The affidavits may be obtained from the Adams County Leader upon payment of the bill of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DC

33256
67-2368

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

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

November 2, 1970

Re: Permit Nos. 33584/67-2307 - Harold Whitaker
G-33256/67-2368
G-33173/67-2361 - Clifford J. Kippinger

Adams County Leader
Council,
Idaho 83612

Gentlemen:

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

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

The expense of the first two publications is to be paid by Harold Whitaker, Hornet Creek Road, Council, Idaho, and the third publication is to be paid by Clifford Kippinger, Indian Valley, Idaho. You should furnish each permit holder with an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: three legal notices

67-2368
33256

NOTICE OF EXISTING WATER PERMIT

RECEIVED

OCT 30 1970

Notice is hereby given that Harold Whitaker, P.O. Box 215, Council,
Idaho, Department of Water Administration has received an approved Permit No.

G-33256/67-2368 issued by the Idaho Department of Water Administration authorizing the diversion ~~storage~~ of 1.10 cubic feet per second ~~acre/feet~~ ~~per annum~~ of water from a ground water source.

The priority to be established under this permit is October 11, 1966 and the permit was approved October 17, 1966.

Water is to be diverted by well, pump, pipe and sprinklers from a point within the NW¹/₄ NW¹/₄ Sec. 15, T. 16N, R. 1W, B.M., Adams County,

to be used for irrigation and stock water in the SW¹/₄ SW¹/₄ Sec. 10, W¹/₂ NW¹/₄ Sec. 15, NE¹/₄ NE¹/₄ Sec. 16, T. 16N, R. 1W, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 17, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

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

Published in the Adams County Leader, Council, Idaho,
on November 12 and November 19, 1970.

Permit No. G-33256/67-2368

Director:

You are hereby authorized to have the above notice published at my expense in the Adams County Leader of Council, Idaho; published in the county in which the works are situated.

Harold Whitaker
(Signature)

Don't Hornet Creek Road.
(Address)

10-20-70
(Date)

Council Id. 83612

33256
67-2368

October 14, 1970

Re: Permit No. G-33256 (New No. 67-2368)

Mr. Harold Whitaker
P.O. Box 215
Council, Idaho 83612

Dear Mr. Whitaker:

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

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

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Order
Advertising package

67-2368
33256

June 3, 1970

Re: Permit No. G-33256 (New No. 67-2368)
33584 (New No. 67-2307)

Mr. Harold Whitaker
P.O. Box 215
Council, Idaho 83612

Dear Mr. Whitaker:

Pursuant to your telephone request of this date, we are enclosing one copy each of the above referenced permits.

If we may be of service at any time, please do not hesitate to contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

67-2368
33256

REPORT OF WELL DRILLER
State of Idaho

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

OWNER: Harold Whitaker

Size of drilled hole: 12" Total
depth of well: 180 Standing water
level below ground: _____ Temp. _____
Fahr. _____ Test delivery: 100 gpm
_____ Rail _____
_____ to make test:

Permit No. _____
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: _____

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other _____ (explain)

CASING SCHEDULE: Threaded _____ Welded ☒
2" Diam. from _____ ft. to _____ ft.
"Diam. from _____ ft. to _____ ft.
"Diam. from _____ ft. to _____ ft.
"Diam. from _____ ft. to _____ ft.
Thickness of casing: 1.50 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 _____ Gravel
placed from _____ ft. to _____ 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 _____ ft. Method of sealing
strata off: _____

Surface casing used? Yes ☐ No ☐
cemented in place? Yes ☐ No ☐

Locate well in section

LOCATION OF WELL: County Adams
NW Sec. 15 T. 14 N. R. 1 E

Use other side for additional remarks

Length of time of test: _____ hrs. _____ min.
Drawdown: 120 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 YES OR NO
FROM	TO		
0	6	Soil	Yes
6	14	Gravel	Yes
14	40	Red Rock	Yes
40	135	Black Rock	Yes
135	150	Red Rock	Yes
150	180	Black	Yes

Work started: 9-9-66
Work finished: 9-16-66
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: H.C. Nicholson
Address: 921 6th Ave. S. Payson
Signed by: H.C. Nicholson
License No. 54 Date: 9-16-66

03250

REPORT OF WELL DRILLER
State of Idaho

RECEIVED
MAR 30 1967

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

WELL OWNER:

Name Harold Whitaker

Address Box 215

Council Bluffs Idaho

Owner's Permit No. 6-33256

NATURE OF WORK (check): Replacement well ☐

New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for:

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

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

12" Diam. from ft. to ft.

 "Diam. from ft. to ft.

 "Diam. from ft. to ft.

 "Diam. from ft. to ft.

Thickness of casing: 250 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 Gravel

placed from ft. to 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 ft. Method of sealing

strata off:

Surface casing used? Yes ☐ No. ☐

Cemented in place? Yes ☐ No ☐

Locate well in section

LOCATION OF WELL: County Adams

NW 4 NW 4 Sec. 15 T. 14 N. 4 R. 1 E. W

Size of drilled hole: 12" Total

depth of well: 15" Standing water

level below ground: Temp.

Fahr. ° Test delivery: 100 gpm

or cfs Pump? ☒ Bail ☐

Size of pump and motor used to make test:

Length of time of test: 4 Hrs. Min.

Drawdown: 120 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

FROM TO YES OR NO

FEET FEET

0 6 Sand MC

6 14 Gravel MC

14 40 Red Rock split

40 135 Black Rock split

135 150 Red Rock split

150 180 Black split

Use other side for additional remarks

33256

October 24, 1966

Re: Permit No. G-33256

Harold Whitaker
P.O. Box 215
Council, Idaho

Dear Mr. Whitaker:

We enclose Permit No. G-33256 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-10955 which was issued covering payment in the amount of \$ 5.25 for the filing fee of the above mentioned permit. **was given to you at the time you were in our office.**

Very truly yours,

Enc. permit
MRB:ejw

M. RUSSELL BOSCH
Office Manager

33256