

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

R. 14E

T. 5S

26

MICROFILMED

MAR 31 1989

Scale: 2 inches equal 1 mile.

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

Alta K. Harris
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

DEC 30 1988

State of Idaho,)
) SS.
County of Gooding)

Department of Water Resources
Southern Region Office

COPY OF NOTICE
(Paste Here)

upper (for water)
TITLE OF NOTICE Clare Harris

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

Dept of Water Resources
2148 4th Ave East

Mike Thornberry, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 21 day of Dec 19 88, and the date of the last publication was on the 28 day of December, 19 88.

Subscribed and sworn to before me this 29th day of Dec, 19 88.
(SEAL)

Mike Thornberry

NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____
Number of Insertions 2

Lines tabular at _____ 5¢/Pica a
29 Lines straight at 15.08 4¢/Pica a
Subsequent lines at 13.20 3.5¢/Pica a
TOTAL COST 28.28

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

37-08393

HARRIS, DALE E.; HARRIS, ALTA K.,
1655 E. 1600 S., GOODING, ID 83330
Source: GROUNDWATER
Diversion Pt: NWNE Sec 26 T 05S R 14E; Gooding County; at the above street address.

Use: COMMERCIAL (.050 CFS)
STOCKWATER (.050 CFS)
DOMESTIC (.040 CFS)

Date Filed: 9/02/1988

In: T05S R14E S26 NWNE

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before JANUARY 9, 1989.

R. Keith Higginson
Director
G8373

Publish: December 21 and 28

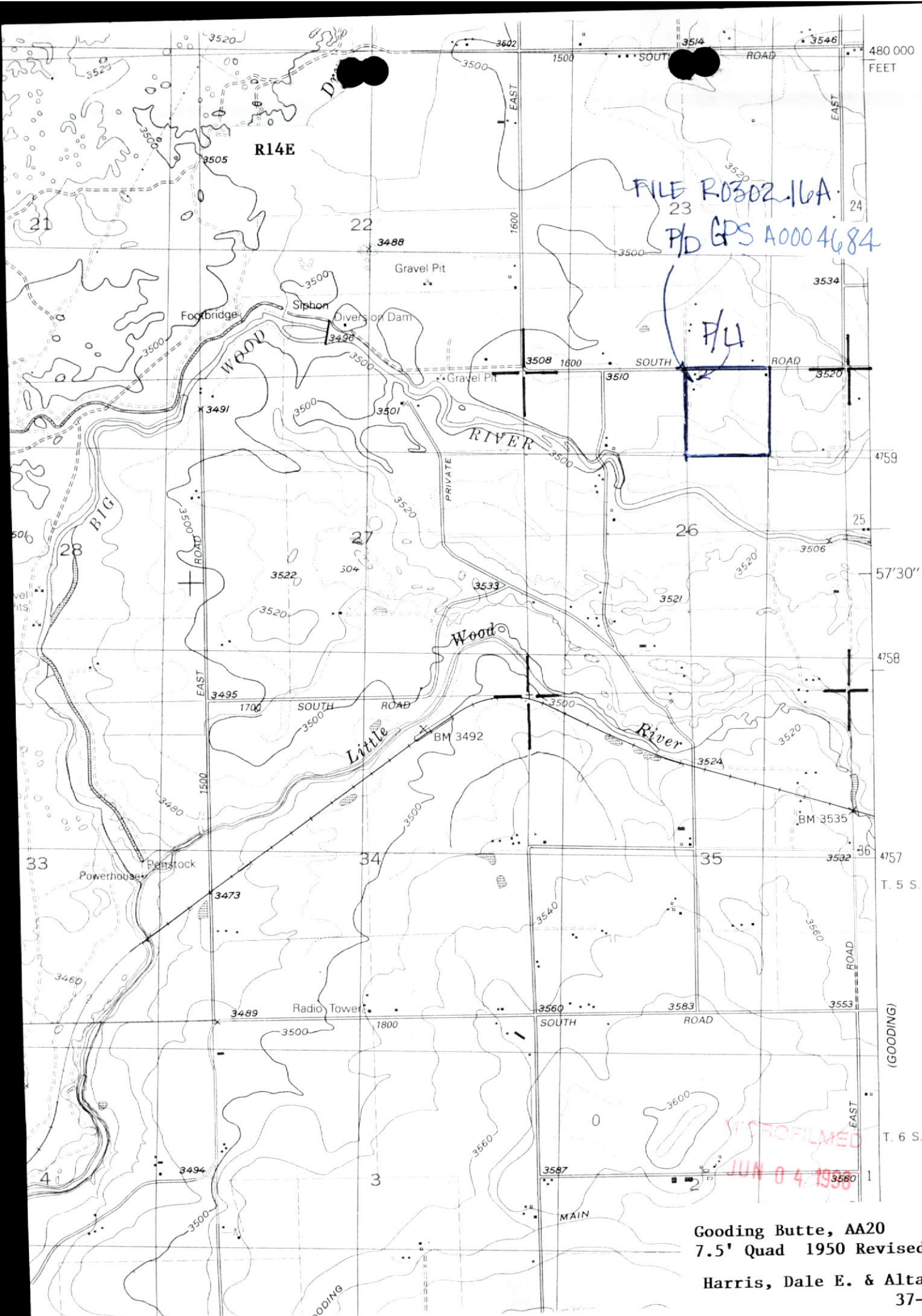
PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight 4¢/Pica
7-8 pt. per line tabular 5¢/Pica
7-8 pt. per line successive
insertions 3¢/Pica

No 1349

MAR 31 1989



Gooding Butte, AA20
7.5' Quad 1950 Revised 1992
Harris, Dale E. & Alta
37-08393

HWY 26 GOODING 3 MI ± →

Photo looking SW'ly

P. 1/2

pump house

barn

photo looking SW'ly

3 2 '98

pump house

GPS A0004684 Tag
on threshold

2 '98

photo looking NW'ly

pump for well is under all this junk

I chose not to dig around and look...

photo looking NE'ly

3 2 '98

M...
JUN 04 1998

Harris, Dale E. & Alta K.
02Mar1998 Examiner: Satterlee, G.

37-08393

P. 2/2



house

1 domestic

ditch for waste
water see A37-11247

photos looking S'ly



photo looking E'ly

stock

8-10 horses

MICROFILMED

JUN 04 1998

Harris, Dale E. & Alta K.
02Mar1998 Satterlee, Examiner

37-08393

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 37-08393

Priority: September 2, 1988

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

1.4 AF

This is to certify, that ALTA K HARRIS
DALE E HARRIS

1655 E 1600 S

GOODING ID 83330

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 2, 1988; and has submitted Proof of Beneficial Use on March 5, 1990. An examination indicates that the works have a diversion capacity of 0.030 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF
	Totals	0.03 CFS	1.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 26, Township 05S, Range 14E
GOODING County

PLACE OF USE: STOCKWATER

TWN RGE SEC

05S 14E 26 NWNE

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

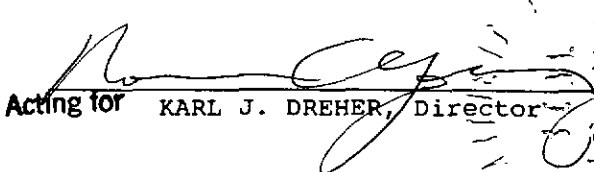
1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to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

MICROFILMED

JUN 04 1998

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 37-08393

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 28TH
day of MAY, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

JUN 04 1998

RECEIVED
MAR 7 1990

For Office Use Only
Amt. of Fee \$ 50.00
Date 3-5-90
Receipt No. 5011398
Received by J.E. Johnston

STATE OF IDAHO

RECEIVED

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

MAR 5 1990

The Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all the requirements that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 37-08393 Telephone No. 934-5154
Name(s) of Permit Holder(s): Dale E R / or Alta K. Harris
Post Office Address: 1655 E. 1600 S. Gooding, Id. 83330
Source of Water: Ground water
If ground water, well driller's name: Unknown Date drilled: Early 1900
Extent of Use: Domestic ohc (No. of households) Irrigation _____ (No. of acres)
Stockwater 70 (No. and type of stock) Other Commercial dairy
60 dairy cows 10 Range

Total rate and/or volume for which proof is submitted 0.05 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1974

One of the following may be a condition of approval of your permit:

Measuring device: Required? ☒ Yes ___ No Installed? ___ Yes ☒ No

OR

Flow Measurement Port: Required? ☒ Yes ___ No Installed? ___ Yes ☒ No

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

Dale or Alta Harris 934 5154
Name Telephone No.
1655 E. 1600 S. Gooding, Id. 83330
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

FILED

APR 18 1990

3/1/90
Date

Dale E Harris
Signature (and title if on behalf of a company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-08393

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Dale E. &/or Alta K. Harris Phone 934-5154
Post office address 1655 E. 1600 S., Gooding, ID 83330
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 26 Township 5S Range 14E B.M. Gooding County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.05cfs for Commercial purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.05cfs for Livestock purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04cfs for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.05 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Existing well & pump

 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
one years (minimum 1 year).

MICROFILMED

MAR 31 1989

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 60 dairy, 10 range cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. one
- e. Other; describe fully. Commercial use in dairy

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	14E	26		X															

X is P/U for domestic, stock, commercial

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? Applicants

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

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

12. Remarks: Commercial use in dairy barn was developed in 1974.

FILED

MAY 31 1984

A grid with handwritten labels and a stamp. The label 'R. 14E' is in the upper right quadrant, with a small square containing a circle below it. The label 'T. 55' is in the lower left quadrant. The label '26' is in the lower right quadrant. A stamp at the bottom center reads 'MICROFILMED MAR 23 1966'.

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.

MAR 21 1969

(Applicant)

Proposed Priority 9/02/88

Received by [Signature] Date 9-2-88 Time 3:05 pm Preliminary check by [Signature]

Fee \$ 30.00 Receipted by [Signature] # 5002049 Date 9-2-88

Publication prepared by M. Baldwin Date 12/5/88 Published in Gooding Co. Leader

Publication approved TJ Date 12/30/88

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-8393, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 90.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Water used under this permit if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.

Witness my hand this 10th day of March, 1989.

[Signature: J. Newington]

MICROFILMED

MAR 31 1989

AFFIDAVIT of PUBLICATION

RECEIVED

DEC 30 1988

State of Idaho,)
) SS.
County of Gooding)

Department of Water Resources
Southern Region Office

Mike Thornberry, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 21 day of Dec 19 88, and the date of the last publication was on the 28 day of December, 19 88.

Mike Thornberry
Subscribed and sworn to before me this 29th

day of Nov, 19 88
(SEAL)

Laurene M. Ferme
NOTARY PUBLIC
GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____
Number of Insertions 2

Lines tabular at _____ 5¢/Pica a
29 Lines straight at 15.08 4¢/Pica a
Subsequent lines at 13.20 3.5¢/Pica a
TOTAL COST 28.28

COPY OF NOTICE (Paste Here)

appeal for water
TITLE OF NOTICE Dale Harris

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
BILL TO 2148 4th Ave East

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

37-08393

HARRIS, DALE E.; HARRIS, ALTA K., 1655 E. 1600 S., GOODING, ID 83330

Source: GROUNDWATER

Diversion Pt: NWNE Sec 26 T 05S R 14E; Gooding County; at the above street address.

Use: COMMERCIAL (.050 CFS)

STOCKWATER (.050 CFS)

DOMESTIC (.040 CFS)

Date Filed: 9/02/1988

In: T05S R14E S26 NWNE

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before JANUARY 9, 1989.

R. Keith Higginson
Director

Publish: December 21 and 28 G8373

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight 4¢/Pica
7-8 pt. per line tabular 5¢/Pica
7-8 pt. per line successive
insertions 3¢/Pica

MAR 31 1989

No. 1349



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

May 28, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ALTA K HARRIS
DALE E HARRIS
1655 E 1600 S
GOODING ID 83330

RE: WATER RIGHT NO. 37-08393

Dear Water Right Holder(s):

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

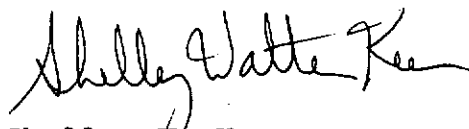
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district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

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

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

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

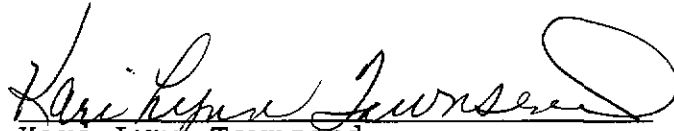
JUN 04 1998
3

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of May, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 37-08393

ALTA K HARRIS
DALE E HARRIS
1655 E 1600 S
GOODING ID 83330


Karl Lynn Townsend
Secretary

MICROFILMED
JUN 04 1998

B/U FIELD EXAM REVIEW

by *Cindy Lou*

Permit #: 37-8393 Name: Harris Date: 5/19/98 ✓ Lots ✓

NAME	Chng	Same	Or Address Change?	934-5154
SOURCE			Clarify source	
P/D			Amendment Needed? Addn'l 1/4? Legal	NO NWNE P39
			Same 1/4? W32	P36
			Overlap(s)	none
P/U			Amendment Needed?	P41
			Overlap(s)	diff uses.
			(Gov't use special 1/4's)	*P/D & P/U Amend? P37
RATE			Permit/proof fee limits	0.05 / 0.20
			Measured Quantity =	0.03 cfs
			Theoretical Quantity =	cfs
			bucket / stopwatch	
			(HP)	8.8 x 0.70 x
				+ (2.31 x) = cfs
			Recommended capacity	0.03 cfs
			Recommended rate	0.03 cfs
VOLUME			Season: (/)	1/1-12/31 = 365 days
			Calculations:	
			stock =	(13 h x 12 gph x 365) ÷ 325,850 = 0.2 AF
			dom =	1.2 AF
			Flow limit:	0.03 cfs x 365 days/yr. x 1.9835 = 21.7 AF
			Recommended volume	1.4 AF
USES			Same Nature of Use?	no comm use found. P46
			Amendment Needed?	
REMARKS			Multiple p/d's in same 1/4? Use W32	
				1) W01/1

CONDITIONS

☐ Measuring Device (R43) or Lockable Controlling Works (R02)
☐ Watermaster Control (R04) - WD # _____
☐ Irrigation rate/annual volume overlap
☐ GW irrigation replaces surface water (050)
☐ GW irrigation supplements surface water (065)
☐ Water Quality
☒ Other ~~051-046~~

PRIORITY App Rcd 9/2/88 Due 4/1/90 Rcd'd 3/5/90
Receipt# 5011398 Fee OK? Yes No 150
Order to Reinstate Needed? Yes No Done? _____ Advanced to: _____
Priority 9/2/88 Examined 3/2/98

COMMENTS: delete comm. use

USE	CFS	VOLUME
STOCK	0.03	0.2
DOM	0.02	1.2
TOTAL	0.03	1.4

SRBA Overlap None
Adjustment Memo _____
LICENSE
#1 AMEND: _____/P38
#2 AMEND: (R)P42/(C)P47

JUN 04 1998

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

Scale: 1" = _____

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

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

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
NONE AVAILABLE					

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

D. FLOW MEASUREMENTS

1.

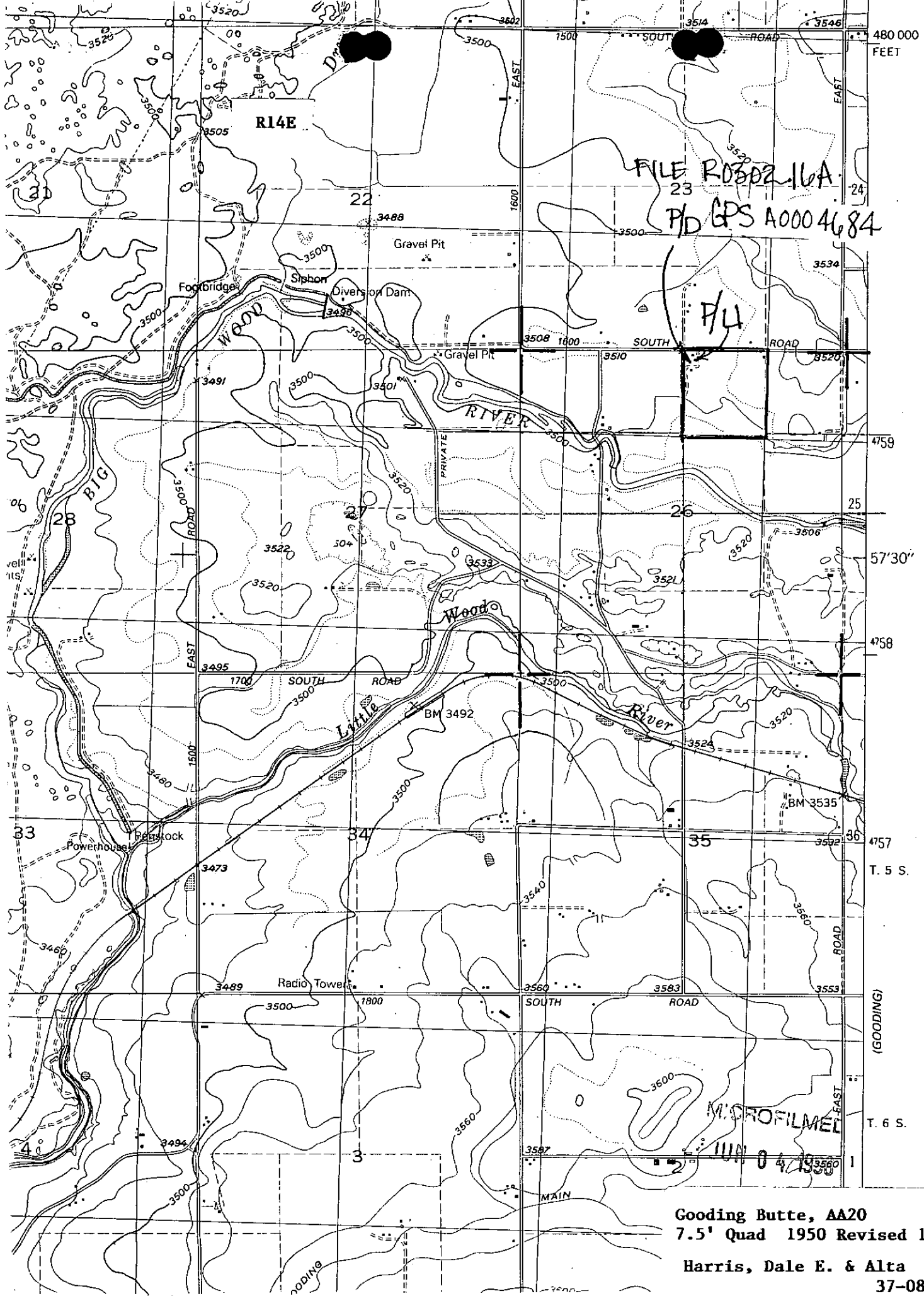
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
BUCKET / STOPWATCH						

2. Measurements:

SEE "F."

MICROFILMED

JUN 04 1998



Gooding Butte, AA20
7.5' Quad 1950 Revised 1992
Harris, Dale E. & Alta
37-08393

Photo looking SW'ly



photo looking SW'ly

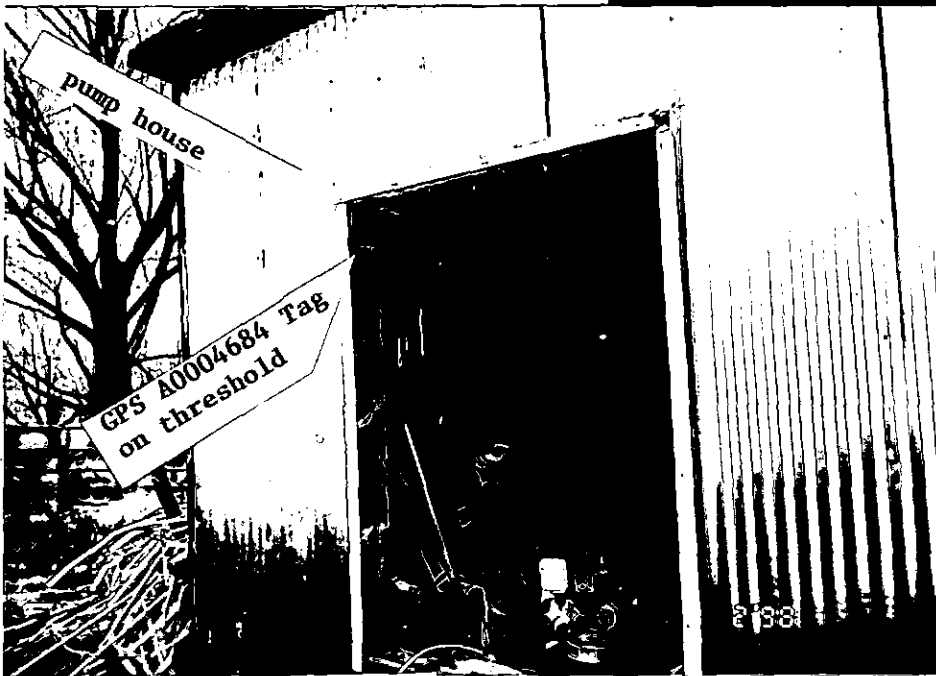


photo looking NW'ly



pump for well is under all this junk
I chose not to dig around and look...

photo looking NE'ly

NOT FILMED
JUN 04 1998

Harris, Dale E. & Alta K.
02Mar1998 Examiner: Satterlee, G.

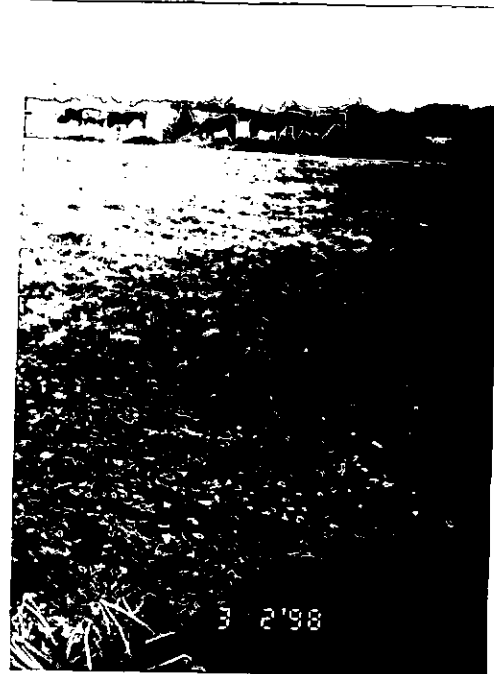
37-08393



1 domestic

photos looking S'ly

ditch for waste
water see A37-11247



3 2'98



photo looking E'ly

stock

8-10 horses

3 2'98

MICROFILMED

JUN 04 1998

Harris, Dale E. & Alta K.
02Mar1998 Satterlee, Examiner

37-08393

E. NARRATIVE/REMARKS/COMMENTS

E. NARRATIVE/REMARKS/COMMENTS

FROM: Georgia Satterlee
DATE: 12 March 1998
RE: 37-08393

On 02 March 1998 at 1000 hrs., I arrived at property located at 1655 E. 1600 S. in Gooding County. I looked for the well and could not find it. Finally Mrs. Harris came out of the house and showed me the pump house where the well is located. The photographs depict the need for some serious house cleaning.

The well is under the rubble and located in the NWNWNE $\frac{1}{4}$ Section 26, T05S, R14E, Gooding County. The well serves one home and stockwater for horses. All uses are located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said section.

The commercial use was for a dairy which is no longer in use and there appears to be no attempt to fire it up.

The measurement made was from two different faucets using a bucket and stopwatch.

The recommendation is for domestic (one home) and stockwater (8-13 horses).

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

MICROFILMED

JUN 04 1998

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

BUCKET/STOPWATCH

Faucet #1 @ 8.09 gpm

Faucet #2 @ 6.90 "

14.99 gpm

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ N/A

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ "

2. Volume Calculations for Other Uses:

$$\frac{15 \text{ gpm}}{x} = \frac{9 \text{ gpm}}{0.02 \text{ cfs}}$$

$$x = 0.03 \text{ cfs}$$

EXAMINEE LIMIT 0.20
PERMIT RATE 0.05
RECOMMENDED " 0.03

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC (IN-HOUSE W/ LAWN)	1/1	12/31	0.02	1.2
STOCK WATER	1/1	12/31	0.01	0.2
Totals:			0.03 cfs	1.4 afa

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name

Georgia Sutterlee

Date

12 March 1998

Reviewer

Date

SEAL

MICROFILMED
JUN 04 1998

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

February 26, 1998 9:28am

CUSTOMER

HARRIS, DALE AND ALTA

SUBJECT: 37-08393

phone call (X) walk-in (.)

Talked to Alta Harris and she thought it would be OK for me to come out next Monday 02 March 1998 even though nobody will be home. If Mr. Harris is in disagreement he will call and let me know.

MICROFILMED
JUN 04 1998

April 13, 1990

DALE E. HARRIS
ALTA K. HARRIS
1655 E. 1600 S.
GOODING, ID 83330

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08393

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MicroFILMED

APR 18 1990

138118
January 31, 1990

DALE E. HARRIS
ALTA K. HARRIS
1655 E. 1600 S.
GOODING, ID 83330

PROOF DUE NOTICE

RE: PERMIT NO. 37-08393

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

APR 18 1990

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

Statehouse
Boise, Idaho 83720
(208) 334-7900
March 15, 1989

DALE E. HARRIS
ALTA K. HARRIS
1655 E. 1600 S.
GOODING, ID 83330

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 37-08393

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also

MICROFILMED

MAR 31 1989

enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECEIVED

MAR 31 1989

06-Dec-1988

Dale &/or Alta Harris
1655 E. 1600 S.
Gooding, ID 83330

Re: Application for Permit No. 37-08393

Dear Mr. & Mrs. Harris:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the Gooding County Leader on 12/21 & 12/28/88. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

RECEIVED
FILMED

MAR 31 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
2148 4th Avenue East
Twin Falls, ID 83301
(208)734-3578

DECEMBER 5, 1988

GOODING COUNTY LEADER
BOX 56
GOODING, ID 83330

Gentlemen:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 9, 1988.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MicroFILMED

MAR 31 1989

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

37-08393

HARRIS, DALE E.
HARRIS, ALTA K.
1655 E. 1600 S.
GOODING, ID 83330

Source: GROUNDWATER

Diversion Pt: NWNE Sec 26 T 05S R 14E; Gooding County; at the above street address.
Use: COMMERCIAL (.050 CFS)
STOCKWATER (.050 CFS)
DOMESTIC (.040 CFS)

Date Filed: 9/02/1988

In: T05S R14E S26 NWNE

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before JANUARY 9, 1989.

R. Keith Higginson, Director

Published 12/21/1988 & 12/28/1988

RECEIVED
MAR 31 1989

GOODING LEGAL
HOLD FOR DEC. 21 ISSUE

NOTICE OF APPLICATION
FOR WATER RIGHT

The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

37-08393

HARRIS, DALE E.; HARRIS, ALTA K.,
1655 E. 1600 S., GOODING, ID 83330

Source: GROUNDWATER

Diversion Pt: NWNE Sec 26 T 05S R
14E; Gooding County; at the above street
address.

Use: COMMERCIAL (.050 CFS)

STOCKWATER (.050 CFS)

DOMESTIC (.040 CFS)

Date Filed: 9/02/1988

In: T05S R14E S26 NWNE; Gooding Co.

The permit(s) will be subject to all
prior water rights. Protests may be sub-
mitted based on the criteria of Sec. 42-
203A, Idaho Code and/or the new public
interest criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with the
Director, Dept. of Water Resources, 2148
4th Avenue East, Twin Falls, Idaho 83301
on or before JANUARY 9, 1989.

R. Keith Higginson

Director

Publish: December 21 and 28

G8373

MICROFILMED

MAR 31 1989