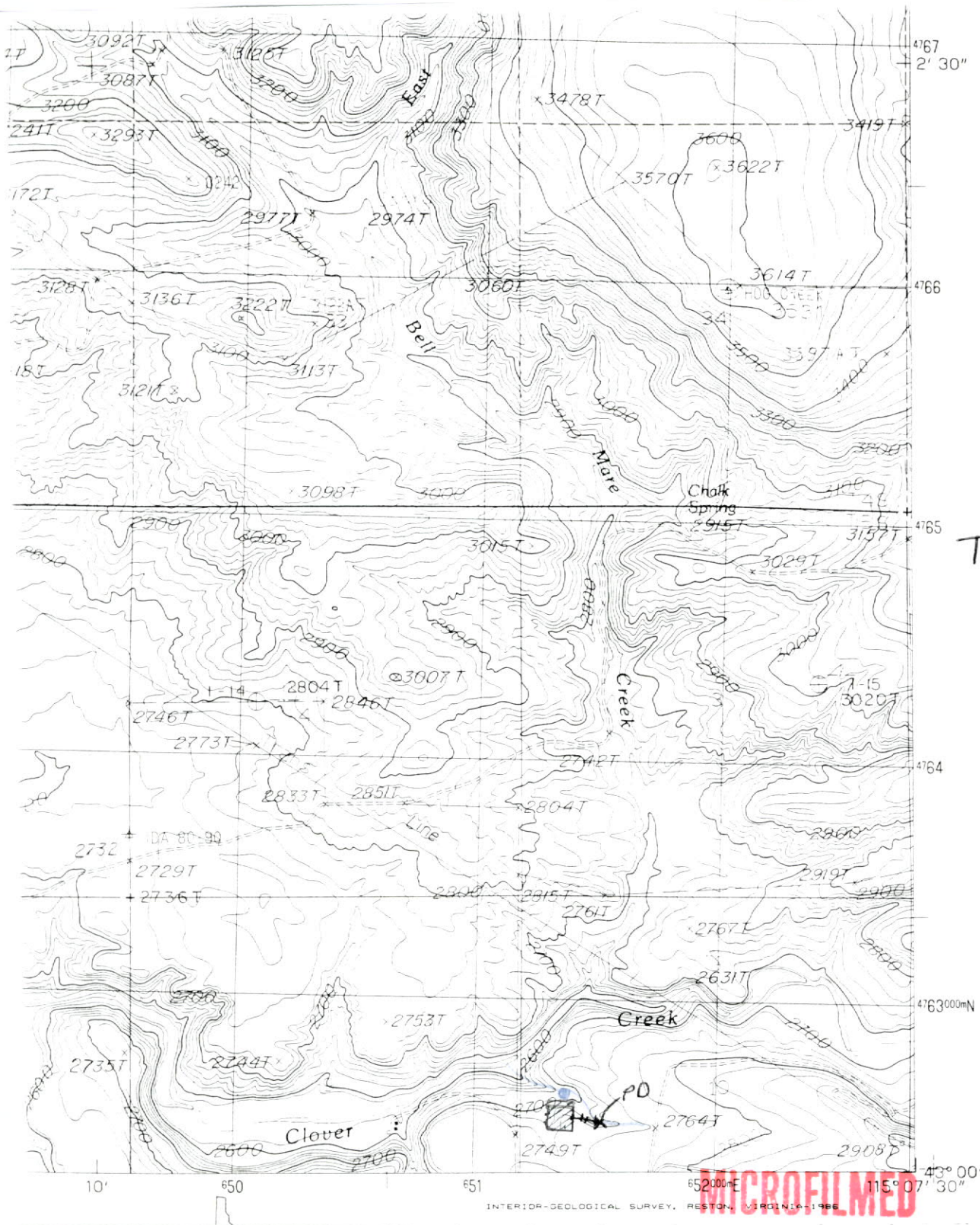




T 55. R 11E

Scale: 2 inches equal 1 mile.

MAR 02 1989

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.

Helen Hoagland
(Applicant)

NOTICE OF APPLICATION
FOR WATER RIGHT

The Following application has been
filed to appropriate the public waters of
the State of Idaho:

37-08347

HOAGLAND, HELEN
BOX 145
KING HILL, ID 83633
Source: UNNAMED STREAM,
Tributary: CLOVER CREEK
Diversion Pt: NENWSW Sec 10 T05S
R 11E; Elmore County; 4 miles East of
King Hill.

Use: IRRIGATION (.090 CFS)

Date Filed: 6/22/1988

In: T05S R11E S10 NWSW

3.0 ACRES TOTAL

The permit will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A, Ida-
ho Code and/or the new public interest
criteria of Sec. 42-203C, Idaho Code. Pro-
tests must be filed with the Director, Dept.
of Water Resources, 2148 4th Avenue
East, Twin Falls, Idaho 83301 on or before
SEPTEMBER 19, 1988.

R. Keith Higginson, Director
Published 8/31/1988 & 9/07/1988.

RECEIVED

SEP 15 1988

Department of Water Resources
Southern Region Office

MICROFILMED

MAR 02 1989

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Mike Thornberry do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

... 2 ... consecutive weeks, the first publica-
tion having been made on the 31 ... day
of August ... 1988, and

the last publication having been made on the
... 7 ... day of September ...
19 88 ...; every Wednesday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Mike Thornberry
Subscribed and sworn to me this 14 ...

day of September ... 1988.

Oscar W. Sue
Notary Public

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	37 17530	UNITED STATES OF AMERICA ACTING	BELL MARE CREEK	05S11E10						X											0
Claim	37 17530	UNITED STATES OF AMERICA ACTING	BELL MARE CREEK	05S11E10						X											0
Rec	37 17530	UNITED STATES OF AMERICA ACTING	BELL MARE CREEK	05S11E10						X											0
Claim	37 4240	NORTH SIDE CANAL COMPANY LTD.	BIG WOOD RIVER, SILVER CREEK	05S11E10	X	X	X	X				X	X		X	X	X	X	X		0
Claim	37 13340	PATSY L ANDERSON,	CLOVER CREEK	05S11E10			X	X													0
Claim	37 13340	PATSY L ANDERSON,	CLOVER CREEK	05S11E10			25	20													45
Claim	37 17568	UNITED STATES OF AMERICA ACTING	CLOVER CREEK	05S11E10					X												0
Claim	37 17568	UNITED STATES OF AMERICA ACTING	CLOVER CREEK	05S11E10					X												0
Claim	37 19687	UNITED STATES OF AMERICA ACTING	CLOVER CREEK	05S11E10						X											0
Claim	37 19687	UNITED STATES OF AMERICA ACTING	CLOVER CREEK	05S11E10						X											0
Rec	37 17568	UNITED STATES OF AMERICA ACTING	CLOVER CREEK	05S11E10					X												0
Rec	37 19687	UNITED STATES OF AMERICA ACTING	CLOVER CREEK	05S11E10						X											0
Right	37 2201	JOSEPH HELLER,	CLOVER CREEK	05S11E10			25	20													45
Claim	37 10110	HELEN HOAGLAND,	GROUND WATER	05S11E10										X							0
Rec	37 10110	HELEN HOAGLAND,	GROUND WATER	05S11E10										X							0
Claim	37 4241	NORTH SIDE CANAL COMPANY LTD.	LITTLE WOOD RIVER, SILVER CREEK	05S11E10	X	X	X	X				X	X		X	X	X	X	X		0
Claim	1 212		SNAKE RIVER	05S11E10	10	10	10	10				20	40		40	20	40	40	20		260
Right	1 16	NORTH SIDE CANAL CO.	SNAKE RIVER	05S11E10																	0
Right	1 212	TWIN FALLS NORTH SIDE LAND & WA	SNAKE RIVER	05S11E10																	0
Right	1 213	NORTH SIDE CANAL CO, TWIN FALLS	SNAKE RIVER	05S11E10																	0
Right	1 215	TWIN FALLS NORTH SIDE LAND & WA	SNAKE RIVER	05S11E10																	0
Right	1 220	TWIN FALLS NORTH SIDE LAND & WA	SNAKE RIVER	05S11E10																	0
Right	1 5	NORTH SIDE CANAL CO.	SNAKE RIVER	05S11E10																	0
Claim	37 13341	PATSY L ANDERSON,	SPRINGS	05S11E10										X							0
Rec	37 13341	PATSY L ANDERSON,	SPRINGS	05S11E10										X							0
Right	37 4169	PATSY L ANDERSON, HAROLD C AND	SPRINGS	05S11E10			11	4									5				20
Permit	37 8347	HELEN HOAGLAND,	UNNAMED STREAM	05S11E10											3						3
Permit	37 8349	HELEN HOAGLAND,	UNNAMED STREAM	05S11E10											35						35
Right	37 8347	HELEN HOAGLAND,	UNNAMED STREAM	05S11E10											1						1
Right	37 8349	HELEN HOAGLAND,	UNNAMED STREAM	05S11E10											33						33
Right	37 8349	HELEN HOAGLAND,	UNNAMED STREAM	05S11E10										X							0
Claim	37 4169	PATSY L ANDERSON,		05S11E10			11	4									5				20
Claim	37 4169	PATSY L ANDERSON,		05S11E10			X	X									X				0

← N →

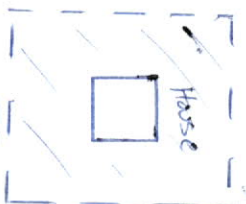
Spring



35 acres

Canyon

Pond #2



shop

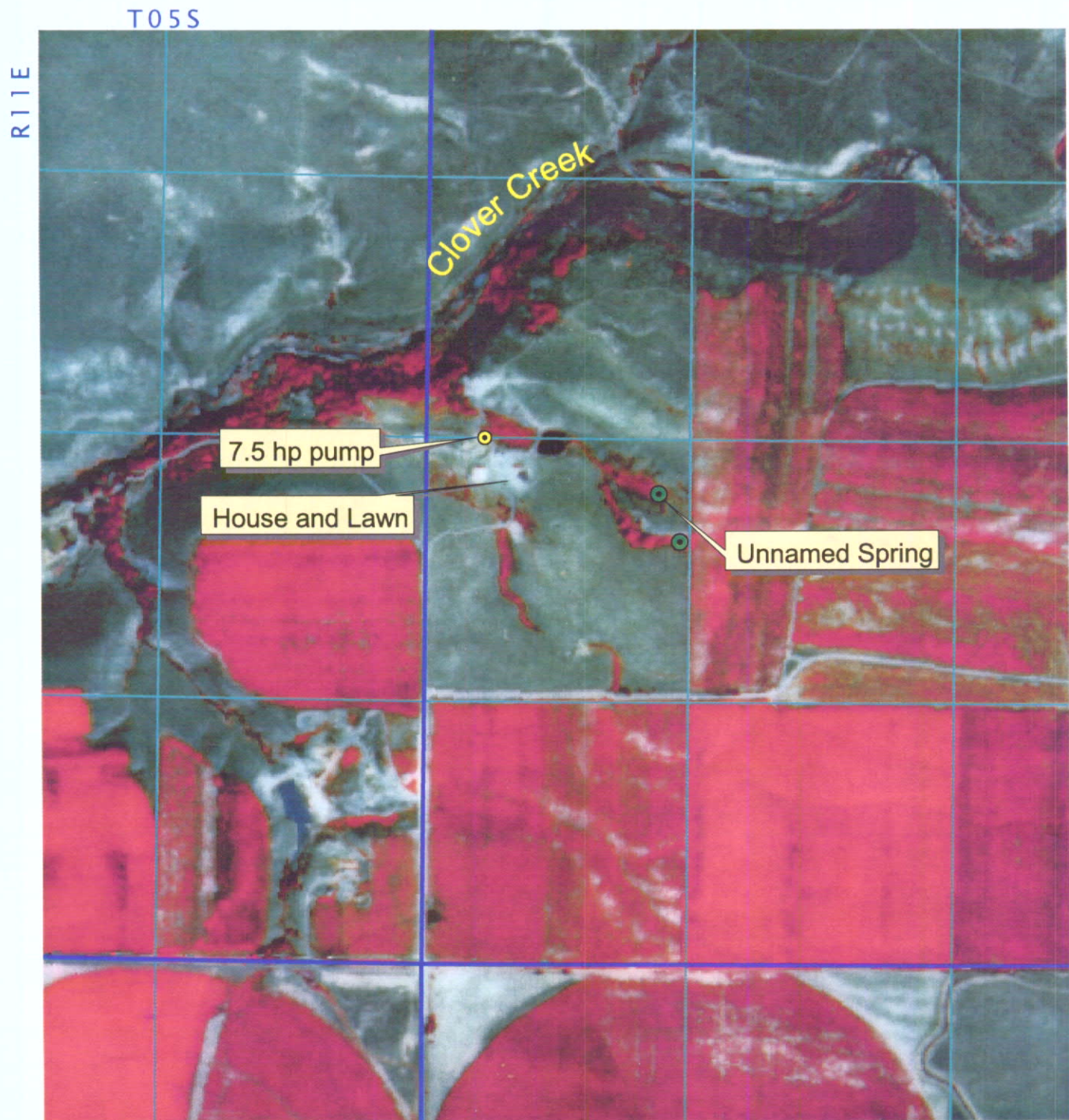
Pond #1

To Clover Creek

37-08347

MICROFILMED
OCT 19 2001

Idaho Department of Water Resource Recommendation for 37-08347 Helen Hoagland



● Point of Diversion

□ Section Lines

□ Quarter-quarter lines

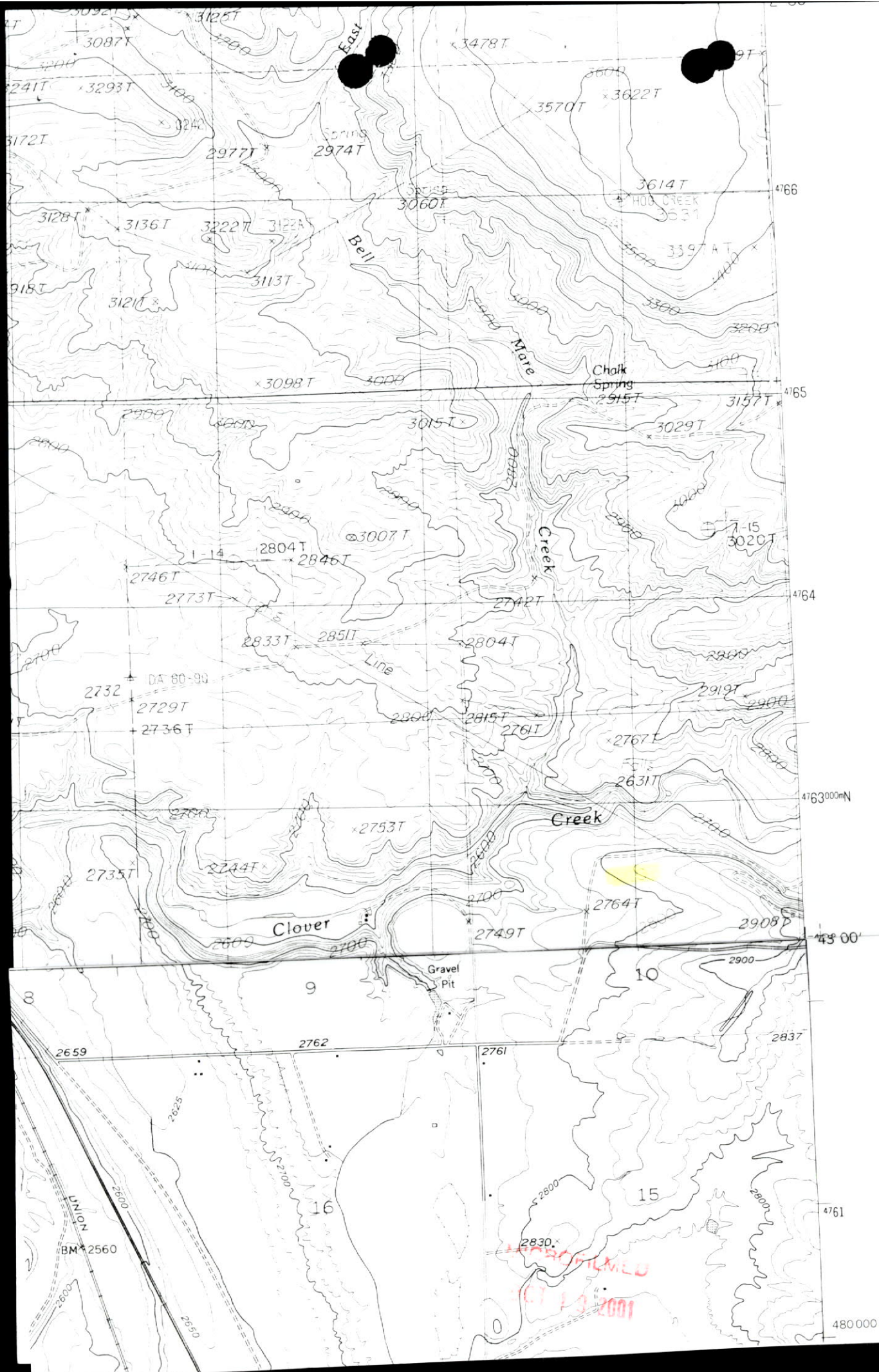
□ Place of Use

MICROFILMED
OCT 19 2001



Point of Diversion and Place of Use
T05S R11E S10
Data entry on Dec 14, 2000

Point of Diversion Presentation
1987/1988 NAPP Photography
Data Entry By: Amanda Folsom



AERIAL PHOTO
TAKEN 1992

T58 R11E

T203
146

T17
14

8
12.1

HEL

4

25.3

24 HEL

HEL

14.3

9 10

T113
573

16

15

T18

HE

14

52

PHOTO FILMED
OCT 19 2001

Looking SW'ly



Looking W'ly



House

Shop

Lawn

Pond #2



Helen Hoagland
FE: Amanda Folsom
Date: April 24, 2000

37-08347

RECORDED
OCT 19 2001

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 37-08347

Priority: August 10, 1988

Maximum Diversion Rate: 0.03 CFS
Maximum Diversion Volume: 4.0 AF

It is hereby certified that HELEN HOAGLAND
RT 1 BOX 145
KING HILL ID 83633 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated June 22, 1988; and has
submitted Proof of Beneficial Use on March 12, 1992. An examination indicates that the works have a
diversion capacity of 0.36 cfs of water from:

SOURCE

UNNAMED STREAM

Tributary: CLOVER CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	4.0 AF

LOCATION OF POINT OF DIVERSION:

UNNAMED STREAM NW¼NW¼SW¼ Sec. 10, Twp 05S, Rge 11E, B.M., ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	11E	10												1.0					1.0

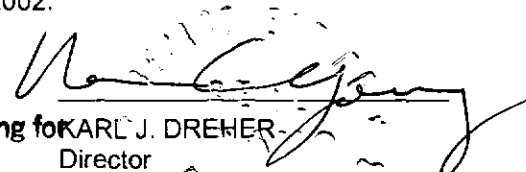
Total Acres: 1

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Right 37-08349 is also diverted through the point of diversion described above.
3. Rights 37-08349 and 37-08347 when combined shall not exceed a total diversion rate of 0.36 cfs.
4. Irrigation use under this right is authorized only in connection with a domestic use.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 21st day of October, 2002.


Acting for KARL J. DREHER
Director

MICROFILMED

NOV 18 2002

BEFORE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF CORRECTING)
WATER RIGHT LICENSE NO. 37-08347)
_____)

**PRELIMINARY ORDER
CORRECTING LICENSE**

This matter having come before the Department of Water Resources (Department) as a result of an internal review of water right records, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On August 8, 2001, the Department issued Water Right License 37-08347 (license) to Helen Hoagland.
2. Conditions of approval 2 and 3 on the license state that Water Right 36-08349 is diverted from the same point of diversion as Water Right 37-08347 and that the two rights have a combined diversion rate limitation of 0.36 cfs.
3. Water Right 37-08347 does not share a point of diversion or a combined diversion rate limit with Water Right 36-08349.
4. Water Right 37-08347 is diverted from the same source using the same point of diversion as Water Right 37-08349 and has a combined diversion rate of 0.36 cfs when combined with Right 37-08349.

CONCLUSIONS OF LAW

1. The license does not accurately portray the use of water developed in accordance with Permit 37-08347.
2. Under Section 42-219, *Idaho Code*, the Department has a statutory obligation to issue a water right license that accurately portrays the water right developed in accordance with the permit.
3. The Department should re-issue the license with corrections to approval conditions 2 and 3.

MICROFILMED
NOV 18 2002

ORDER

IT IS HEREBY ORDERED that approval conditions 2 and 3 of the license are **CORRECTED** as set forth in the Amended Water Right License issued on this date in conjunction with this order.

Dated this 21st day of October, 2002.


NORMAN C. YOUNG
Administrator, Water Management Division

MICROFILMED
NOV 18 2002

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 37-08347

Priority: August 10, 1988

Maximum Diversion Rate: 0.03 CFS
Maximum Diversion Volume: 4.0 AF

It is hereby certified that HELEN HOAGLAND
RT 1 BOX 145
KING HILL ID 83633 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated June 22, 1988; and has
submitted Proof of Beneficial Use on March 12, 1992. An examination indicates that the works have a
diversion capacity of 0.36 cfs of water from:

SOURCE

UNNAMED STREAM

Tributary: CLOVER CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	4.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM NW¼NW¼SW¼ Sec. 10, Twp 05S, Rge 11E, B.M., ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05S	11E	10																	1.0
Total Acres: 1																			

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Right 36-08349 is also diverted through the point of diversion described above.
3. Rights 36-08349 and 36-08347 when combined shall not exceed a total diversion rate of 0.36 cfs.
4. Irrigation use under this right is authorized only in connection with a domestic use.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 8TH day of AUGUST, 2001.

MICROFILMED

OCT 19 2001

Acting for DALE J. DREHER
Director

SUPERSEDED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-08347

IN THE NAME OF HELEN HOAGLAND

)
) ORDER OF
) REINSTATEMENT
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before February 1, 1992; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

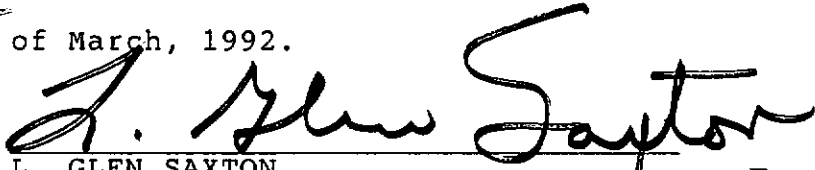
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

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

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on March 12, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-08347 be REINSTATED with an advance in priority to August 10, 1988.

Dated this 16th day of March, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

APR 08 1992

RECEIVED
FEB 21 1992
NO ✓

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAR 12 1992

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 37-08347 Telephone No. 208 366-7304
2. Name(s) of Permit Holder(s): Helen Hoagland
3. Mailing Address: Box #1 Box 145 King Hill, Id. 83633
4. Source of Water: Spring - unnamed stream

If **GROUNDWATER**, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

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

Irrigation 43 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .07 cfs OR _____ acre/feet

from info received on 2/21/92

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ____ Yes X No Installed? ____ Yes X No

OR
Flow Measurement Port: Required? ____ Yes X No Installed? ____ Yes X No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

permit holder 366-7304
Name Telephone No.
Helen Hoagland
Address

10. 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.

3/6/92 Helen Hoagland
Date Signature (and title, if on behalf of a company or organization)

RECEIVED
APR 08 1992

RECEIVED

FEB 11 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

\$15 FEE Received by 12Date 2/11/91Receipt # C019629

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 37-8249 8347Name(s) of Permit Holder: HELEN HOAGLANDPost Office Address: Knights Hill, Id. Rt #1 Box 145Telephone No. (208) 366-7304

Date Proof Is Due: _____

Describe what work has been completed toward the development of this water right: _____
 (This must be filled out! if no work has been completed, show "none".)

Costing \$ 15.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Because of death of husbandPlease extend me more time to complete work -

Permit holder(s) request an extension to 2/2/91 to 92 Helen Hoagland
 (1 yr. minimum) (Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
 POWER OF ATTORNEY MUST BE SUPPLIED.

APPROVED

ACTION OF THE DEPARTMENT OF WATER RESOURCES

JUL 15 1991

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to February 1, 1992.

IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to July 2, 1988, pursuant to Sec. 42-218a, Idaho Code.

Signed this 14th day of March, 19 91.

A. Glen Taylor
 Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-08347

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Helen Hoagland Phone 366-7304
Post office address Box 145, King Hill, ID, 83633
2. Source of water supply Un named stream which is a tributary of Claver Cr.
3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 10 Township 5S Range 11E B.M. Elmore County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.09 for Irrigation purposes from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (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) .09 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. head box with pipeline
to place of use.
 - 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? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
3 years (minimum 1 year).

MICROFILMED

MAR 02 1989

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
55	11E	10									3								3

Total number of acres to be irrigated 3

10. Describe any other water rights used for the same purposes as described above. None

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

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: _____

APPLICANT'S SIGNATURE
DATE

6/22/88

Received by TB Date 6/22/88 Time 9:30 Preliminary check by AF
Fee \$ 30.00 Receipted by TB # 5000503 Date 6/22/88
Publication prepared by M. Baldwin Date 8/16/88 Published in MTN. Home News
Publication approved M. Baldwin Date 11/21/88

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. 37-8347, 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 February 1, 19 91.
- 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 commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Irrigation use under this permit is authorized only in connection with a domestic use.

Witness my hand this 6th day of February, 1989.

J. Allen Saxton

NOTICE OF APPLICATION
FOR WATER RIGHT

The Following application has been
filed to appropriate the public waters of
the State of Idaho:

37-08347

HOAGLAND, HELEN
BOX 145

KING HILL, ID 83633

Source: UNNAMED STREAM,
Tributary: CLOVER CREEK

Diversion Pt: NENWSW Sec 10 T05S
R 11E; Elmore County; 4 miles East of
King Hill.

Use: IRRIGATION (090 CFS)

Date Filed: 6/22/1988

In: T05S R11E S10 NWSW

3.0 ACRES TOTAL

The permit will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A, Ida-
ho Code and/or the new public interest
criteria of Sec. 42-203C, Idaho Code. Pro-
tests must be filed with the Director, Dept.
of Water Resources, 2148 4th Avenue
East, Twin Falls, Idaho 83301 on or before
SEPTEMBER 19, 1988.

R. Keith Higginson, Director
Published 8/31/1988 & 9/07/1988.

OK
MB
11/21/88

RECEIVED

SEP 15 1988

Department of Water Resources
Southern Region Office

MICROFILMED

MAR 02 1989

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Mike Thornberry..... do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof; was published in said newspaper for

.... 2 ... consecutive weeks, the first publica-
tion having been made on the 31..... day
of August....., 1988, and

the last publication having been made on the
.... 7 ... day of September.....
19 88.....; every Wednesday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Mike Thornberry.....
Subscribed and sworn to me this 14th.....
day of September....., 1988.

Oscar W. Sue
Notary Public



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 23, 2002

HELEN HOAGLAND
RT 1 BOX 145
KING HILL ID 83633

RE: Water Right License 37-8347

Dear Ms. Hoagland:

The Department of Water Resources (IDWR) has issued the enclosed amended Water Right License for Water Right 37-8347. The amended license was issued to correct a typographical error in the conditions of approval on the license. The amended license is a **preliminary order** issued by the Department pursuant to §67-5243, *Idaho Code*. It supersedes the Water Right License issued on August 8, 2001. **The preliminary order 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 in the enclosed information sheet.**

If you have questions, please contact me at (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

Enclosure

MICROFILMED

NOV 18 2002

CERTIFICATE OF SERVICE

I hereby certify that on the **23rd** day of **October, 2002**, 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. 37-8347

**HELEN HOAGLAND
RT 1 BOX 145
KING HILL ID 83633**


Kari Lynn Townsend
Secretary

MICROFILMED
NOV 18 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED

NOV 18 2002

FINAL ORDER

The Director 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 Director 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.

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 10, 2001

HELEN HOAGLAND
RT 1 BOX 145
KING HILL ID 83633

RE: License No. 37-8347 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

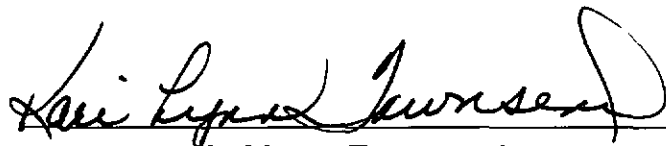
MICROFILMED
OCT 19 2001

CERTIFICATE OF MAILING

I hereby certify that on August 10, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 37-8347

**HELEN HOAGLAND
RT 1 BOX 145
KING HILL ID 83633**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

OCT 19 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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MICROFILMED
OCT 19 2001

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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.

Memorandum

To: File 37-08347

From: Kay Walker *KW*

RE: Quantity of Water for License

Date: July 19, 2001

.....

In reviewing this permit for licensing, I found the examiner had recommended 0.09 cfs for 1 acre of irrigation. Since the permit was issued for 0.09 cfs for 3 acres, I recommend we license for 0.03 cfs on the acre.

MICROFILMED

OCT 19 2001

LICENSE REVIEW CHECKLIST

Permit No. 37-08347

Date: 7-3-2001

Reviewer: Kay Walker

Change/OK

Name/Address

Source

Point of Diversion:

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P41/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s):

File reviewed Profile reports printed

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.09 cfs

Fee Limit 0.30 cfs

Measured 0.30 cfs

Theoretical 0.30 cfs

Recommended Total Diversion Rate 0.03

Water Uses

Change (P46)

Season of Use per new Standards

3/15 11/15

Irrigation 0.03 cfs 4.0 af

Stockwater _____ cfs _____ af

Domestic _____ cfs _____ af

_____ cfs _____ af

_____ cfs _____ af

Total 0.03 cfs 4.0 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

0.03 cfs x 1.9835 x 246 days = 14.6 af (vs) 1 acres x 4.0 (FHR) = 4.0 af
3.0 (con)

Remarks:

Additional Conditions _____ Watermaster Control
_____ GW Measurement/Measuring Device
_____ Other
Trust R55 - remove 051)
Non-trust (048/049)

GW Dist? _____
Water Msmt. Dist? _____
Crit. GWMA? _____
GWMA? _____
Government Lots? _____

Advance Priority? yes If yes, explain why below.
no

SRBA Claim?

Adjust memo

not req'd
yes - quantity of water

Amend Letters

P87, S06

Second Amendment Notice

S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 26 2000
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 37-08347

1. Owner: Helen Hoagland Phone No. 208-366-7304
Current Address: PO Box 145 King Hill ID 83633
2. Accompanied by: Helen Hoagland EXAM DATE: Aug 16, 1999
Address: same Phone No. same
Relationship to Permit Holder: Owner
3. Source: Unnamed Stream tributary to Clover Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____
2. Other water rights with the same point of diversion: 37-08349

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NW	NW	SW	10	05S	11E	Elmore	GPS TAG# A0000474 Pump
		NE	NW	SW	10	05S	11E	Elmore	springs

2. Place(s) of Use:

Indicate Method of Determination GIS

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	11E	10										1							1

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OCT 19 2001

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).

GIS

☒ 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
A0000474	Franklin Elec	7 1/2	2261119020		

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

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OCT 19 2001

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: Helen and I took a measurement of the outflow from the springs with a 5 gal bucket & stop watch. I was unable to get a measurement of the pump.

E. NARRATIVE/REMARKS/COMMENTS**FILE:** 37-08347**FROM:** Amanda Folsom**DATE:** December 15, 2000

I met with Helen Hoagland on August 16, 2000, and then again on April 24, 2000, to complete this exam along with permit 37-08349. These two permits are owned by Helen, and overlap on the point of diversion. The acreage is in the same tract, but is watered independently from the 35 acres in permit 37-08349.

There are two springs that flow down an unnamed stream into two ponds, which Helen uses for recreation and to water her lawn and 35 acres. The water flows from the ponds down the canyon to Clover Creek. Helen uses a 7½ hp portable pump to water the lawn with movable sprinkler lines. The permit states that three acres are being irrigated, however upon my exam and using the GIS, I calculated one acre of lawn enclosed within the fence around the house. My recommendation is:

Irrigation	0.09cfs	3.5afa
Total	0.09cfs	3.5afa

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OCT 19 2001

E. NARRATIVE/REMARKS/COMMENTS

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

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OCT 19 2001

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$\text{Pump} \rightarrow \frac{8.8(7.5)(.7)}{55(2.31)} = \frac{46.2}{127.1} = 0.36 \text{ cfs}$$

$$\text{Permitted} \rightarrow 0.09 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1(3.5) \cdot 5.5$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.09(2.5)(1.9835) = 38.4$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 3.5$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	11/1	0.09	3.5
Totals:			0.09	3.5

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 Amanda Tolson Date 12/15/00

Reviewer _____ Date _____

MICROFILM SEAL

Canyon

37-08347

To Clover Creek

Pond #1

Pond #2

shop

House

Spring

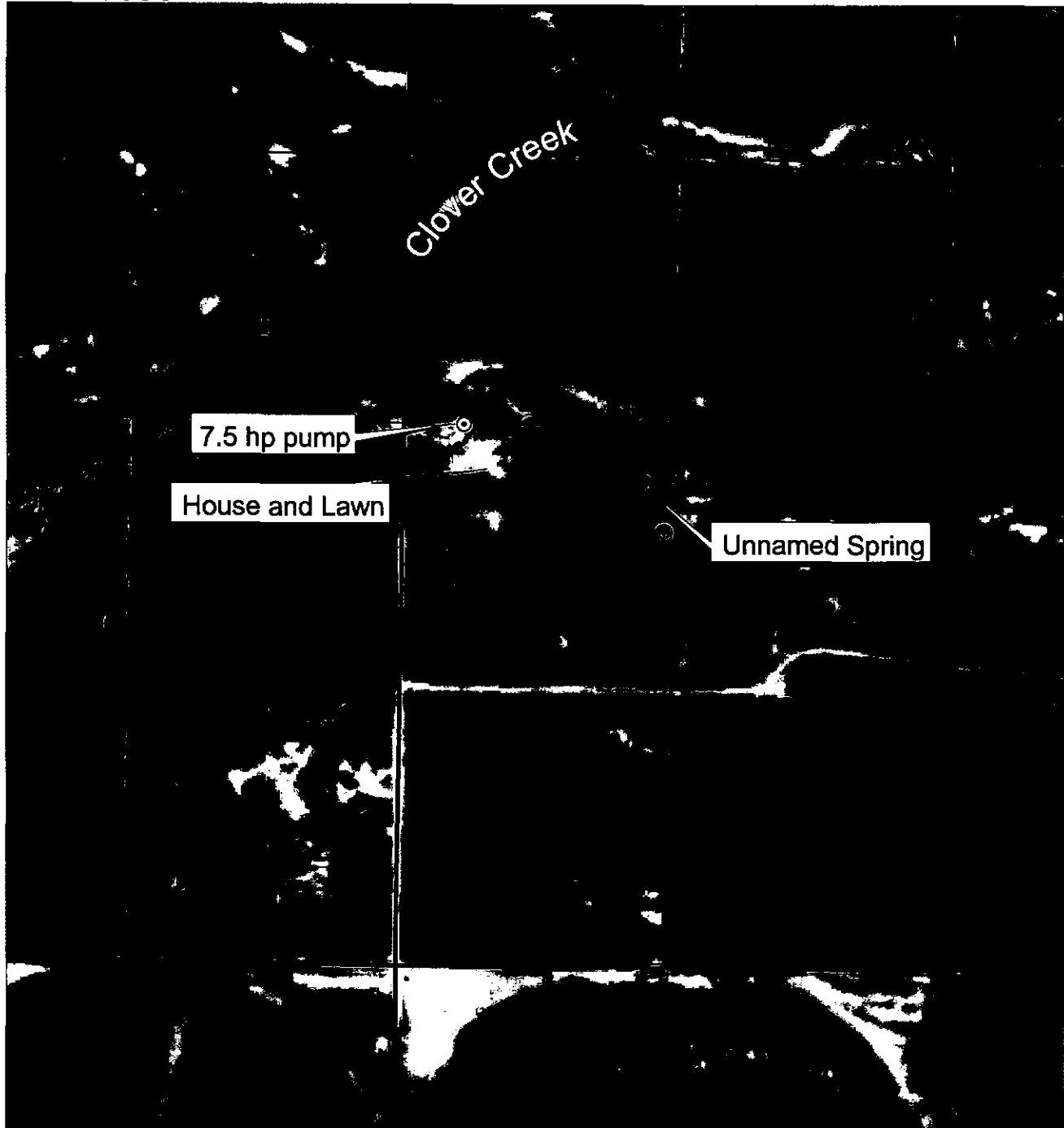
35 acres

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OCT 19 2001

Idaho Department of Water Resource
Recommendation for 37-08347
Helen Hoagland

T05S

R11E



⊙ Point of Diversion

□ Section Lines

□ Quarter-quarter lines

□ Place of Use

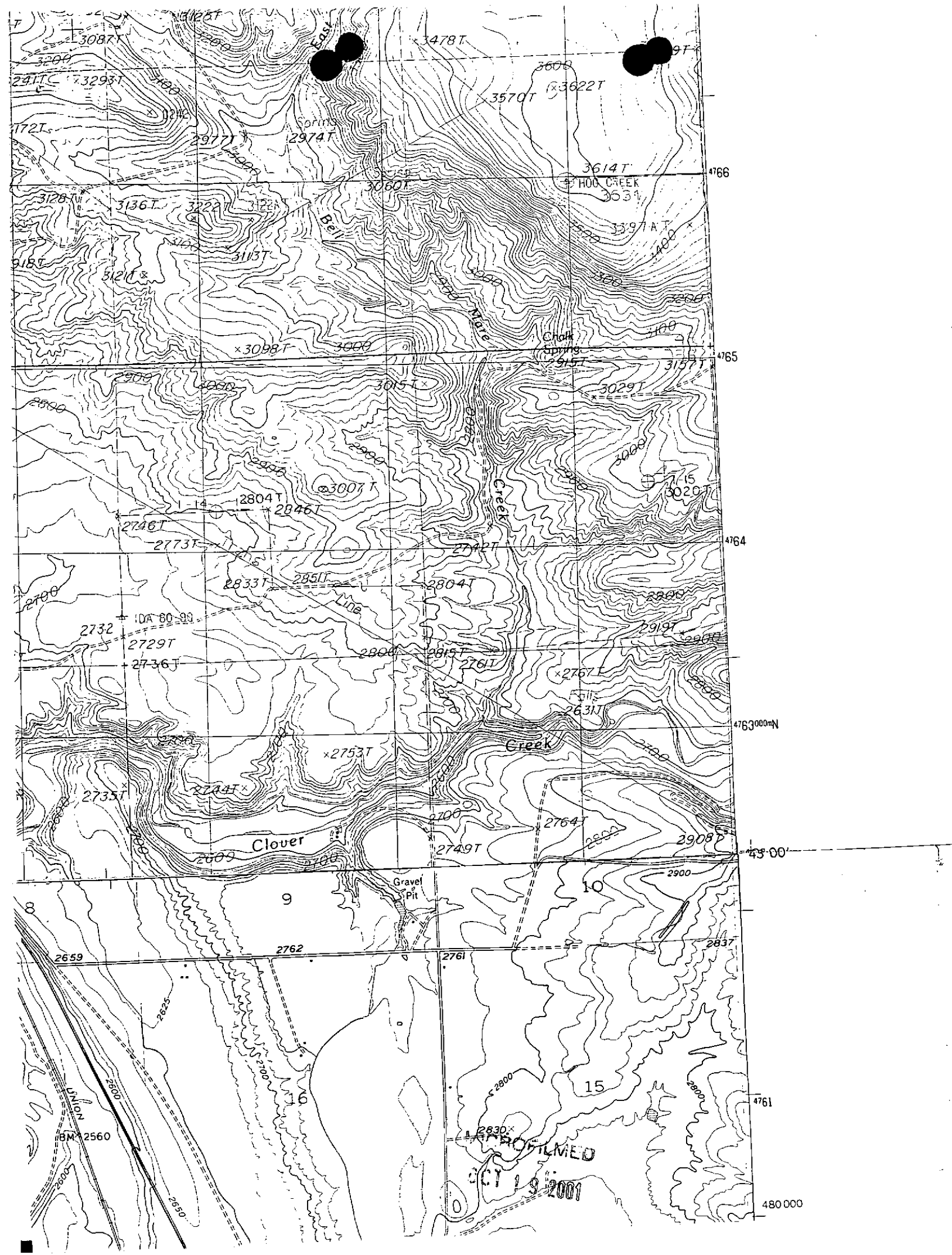
MICROFILMED
OCT 19 2001



Point of Diversion and Place of Use
T05S R11E S10

Data entry on Dec 14, 2000

Point of Diversion Presentation
1987/1988 NAPP Photography
Data Entry By: Amanda Folsom



AERIAL PHOTO
TAKEN 1992

T5 R11E

T203
146

T17
14

8
17.1

HEL

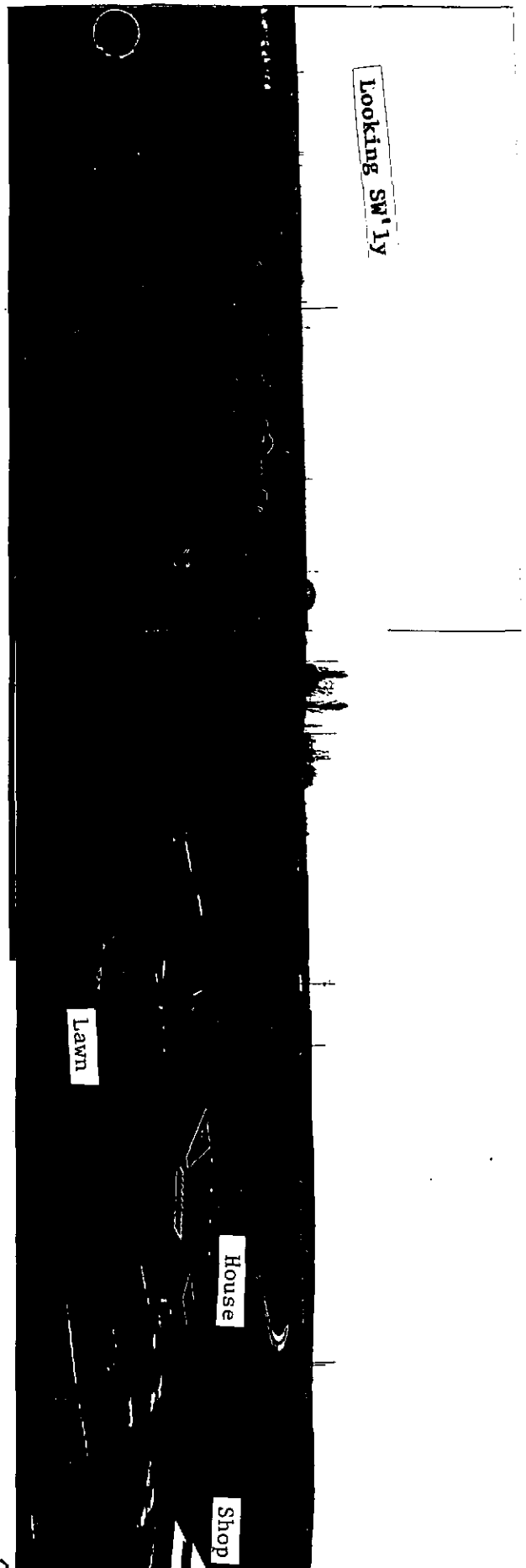
4

25.3

HEL

T113
573

16 15 T12 HEL
14 OCT 19 2001
5.2



Helen Hoagland
 FE: Amanda Folsom
 Date: April 24, 2000

37-08347

MICROFILMED
 OCT 19 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 28, 1999

Helen Hoagland
PO Box 145
King Hill, ID 83633

FIELD EXAM NOTICE

RE: Permit Number 37-08347, -08349

Dear Permit Holder:

We are planning to conduct water right examinations in the vicinity of the above-referenced permits beginning August 15, 1999. An examination is needed to verify your water use in order to issue a water right license.

Please be advised that you will need to operate your system under normal conditions during the examination.

In order to conduct your exam as efficiently as possible, we ask that you call this office to schedule a day and time convenient for you.

If there is a problem with scheduling or conducting the examination at this time, please call and other arrangements can be made.

Sincerely,

A handwritten signature in cursive script that reads 'Amanda Folsom'.

Amanda Folsom
Summer Field Aid

enclosure

MICROFILMED
OCT 19 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Permit No. 37-08347

STAFF ANALYSIS SHEET
For
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 26 2000

Department of Water Resources

A. Prior to Conducting the Exam, the file contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval.
- ☒ Computer Data Proof Report
- ☒ Copy of USGS Quad Map
- ☐ Check for Government Lots. If so, make a copy of Gov. plat.
Check of P/D index _____ (Initial & Date)

Overlap? ☐ Yes ☐ No If Yes: ☐ Copy of Exam(s) Attached?
Type of Overlap ☐ Add acres or uses to existing system.
☐ Increase rate of flow or volume.
☐ Other _____

Check of PU Index _____ (Initial & Date)

Overlap? ☒ Yes ☐ No If yes: ☐ Copy of Water Right(s) Attached?
Type of Overlap ☐ Increase rate or flow volume.
☐ Add P/D's
☒ Increase No. of acres within tracts.
☐ Other _____

Aerial Photo
☐ Required? ☐ Yes ☐ No If yes: ☐ copy attached?
Scheduling letter sent? _____ (Initial & Date)
☐ Appointment made and telephone conversation memo attached.

B. After Conducting the Exam, the file contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam completed Amanda Tolson (Signature of Examiner (date)
Exam reviewed by Sr. Water Res. Agent _____ (Init & date)
Exam reviewed by Mgr of Reg. Office AD - 12/26/00 (Init & date)
Exam date entered in computer _____ (Init & date)
Exam sent to S.O. _____ (Init & date)
Copy of Staff Analysis Sheet sent to Mgr. of Reg. Office and Orig.
re-filed in White File. _____ (Init & date)

March 20, 1992

HELEN HOAGLAND
RT 1 BOX 145
KING HILL ID 83633

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08347

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

MICROFILMED
APR 08 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 24, 1992

Helen Hoagland
Route 1 Box 145
King Hill, ID 83633

Re: Permit No. 37-08347

Returned is the proof of beneficial use you submitted in connection with the above referenced permit. I have taken the liberty of properly completing your form from information received both in your letter and your original permit.

Two problems still remain with the proof of beneficial use. First of all, a license exam fee does apply. Since you use a stream for your source and the total amount of water applied for is .07 cfs, a \$50 fee applies. I have enclosed a highlighted fee schedule for your convenience. Also, you failed to sign and date the proof of beneficial use.

Please return the signed proof of beneficial use along with the applicable \$50 license exam fee within 20 days of the date of this mailing.

Since the permit lapsed on February 1, 1992, the permit is of no further force nor effect.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED
APR 08 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 37-08347

Reviewed by Klg

Date 2/24/92

GENERAL CONSIDERATIONS

TYPES OF USE

✓ Name same as permit?

irrigate - 3 acres

NO Address same as permit?

NO Proof timely received?

Correct Uses? _____

If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source

Ground water source

NA Drilling permit required?

Copy in the file? Drilling Permit No. _____

Amount paid for permit _____ Correct?

Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

YES Required?

NA Required?

50 Amount Submitted

Installed?

YES Correct?

Waiver requested?

PRIORITY CALCULATION

Date proof received 3/12/92 71

Date proof due 2/1/92 - 32

No. of days late = 39

Priority Date 7/2/88 + 183

New Priority Date 8/10/88 222

DEFICIENCIES OR ACTION ITEMS

needs \$50 fee - needs O/B signed

proof acceptable

needs an order

DATA ENTRY

New Address 2/25/92 Klg
Pr #1 Box 145

Proof Made 3/12/92

3/20/92 Klg

King Hill, Id.
2/1/92

Department of Water Resources -

I have completed my dam of The
Pond permit No. 37-080347-

This ponds fills from a spring 5 gals to
every 8 seconds -

the dam is 150 feet long 8 ft high & the
ponds is 150' long

do I need this state inspected?

Thank you

Helen Haegland
King Hill, Id.

#3633-

Phone # 366-7304 A.M.

RECORDED

APR 08 1992

February 5, 1992

HELEN HOAGLAND
P.O. BOX 145
KING HILL ID 83633

LAPSE NOTICE

RE: PERMIT NO. 37-08347

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated November 30, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

MICROFILMED

APR 08 1992

CERTIFICATION OF MAILING

I hereby certify that on 2/5/92
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

KRG

138277
November 30, 1991

HELEN HOAGLAND
P.O. BOX 145
KING HILL ID 83633

PROOF DUE NOTICE

RE: PERMIT NO. 37-08347

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 February 1, 1992. (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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MICROFILMED

APR 08 1992

March 21, 1991

HELEN HOAGLAND
RT 1 BOX 145
KING HILL ID 83633

Dear Ms. Hoagland:

Re: Permit No. 37-08347

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to February 1, 1992.

It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

JUL 15 1991

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 37-8347Reviewed by [Signature]Date 3-12-91

BASIC INFORMATION

H Date stamp received
Ken Extension received timely (not too early not too late)
y Fee received and receipted
g Name and signature same as permit
d Address change

BASIS FOR EXTENSION REQUEST

_____ Has adequate work been completed to demonstrate due diligence?
_____ Has the cost incurred been adequate to demonstrate an intent to complete the project?
_____ Has the permit been involved in litigation?
a. Swan Falls _____ Dismissed from Swan Falls _____
Other _____ Identify _____
b. Is supporting documentation needed to complete the file? _____
Requested _____
c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

_____ Is delay by a government agency?
_____ Is supporting documentation needed to complete the file? _____
Requested? _____

ACTION TAKEN

Recommend approval for one year

_____ Reinstate Date extension received _____ = _____
Proof due date _____ = _____
No. of days late _____ = _____
Priority date _____ = + _____
ADJUSTED PRIORITY DATE _____ = _____

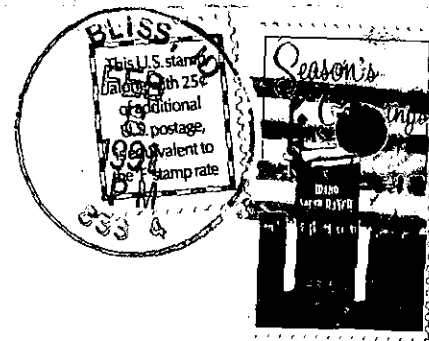
DATE ENTRY

_____ Change proof due date _____ Address change
_____ Priority date change

Return to
Helen Hoagland
Rt# 1 Box 145
King Hill, Id.
83633

JUL 15 1991
MICROFILMED

State Of Idaho
Department Of Water Resources
301 North Orchard Street
Boise, Idaho 83706-2237



|||||

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

February 5, 1991

HELEN HOAGLAND
P.O. BOX 145
KING HILL, ID 83633

LAPSE NOTICE

RE: PERMIT NO. 37-08347

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated November 30, 1990. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

MICROFILMED

JUL 15 1991

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 2-8-91
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

138821
November 30, 1990

HELEN HOAGLAND
P.O. BOX 145
KING HILL, ID 83633

PROOF DUE NOTICE

RE: PERMIT NO. 37-08347

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 February 1, 1991. (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

JUL 15 1991

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
February 10, 1989

HELEN HOAGLAND
P.O. BOX 145
KING HILL, ID 83633

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

RE: PERMIT NO. 37-08347

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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

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 into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Rights Permits Section

GS: SC
Enclosures

MAILED
MAR 02 1989

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: L. J. Smith

APPLICATION NUMBER: 37-08347

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☐ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: _____
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 9/15/88
☐ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
6/22/88 Date of priority recommended.
Special conditions of approval or cover letter. (26)

allow 2 yrs. for B/U development

By: Larrod Halman Date: 11/30/88

STATE OFFICE REVIEW:

P17 2641

- ☐ See attached sheet for more information.

By: tw

Date: 1/19/89

RECEIVED
DEC 05 1988

Department of Water Resources



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

25-Aug-1988

Helen Hoagland
Box 145
King Hill, ID 83633

Re: Application for Permit No. 37-08347

Dear Ms. Hoagland:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 37-08347. Please refer to this number in all further correspondence.

This office will be advertising the application in the Mountain Home News on 8/31 & 9/7/88. 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

.....FILMED

MAR 02 1989

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

AUGUST 16, 1988

MOUNTAIN HOME NEWS
P.O. DRAWER 0
MOUNTAIN HOME, ID 83647

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 SEPTEMBER 19, 1988.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

MAR 02 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08347

HOAGLAND, HELEN
BOX 145
KING HILL, ID 83633

Source: UNNAMED STREAM

Tributary: CLOVER CREEK

Diversion Pt: NENWSW Sec 10 T 05S R 11E; Elmore County; 4 miles East
of King Hill.
Use: IRRIGATION (.090 CFS)

Date Filed: 6/22/1988

In: T05S R11E S10 NWSW

3.0 ACRES TOTAL

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 SEPTEMBER 19, 1988.

R. Keith Higginson, Director

Published 8/31/1988 & 9/07/1988

MICROFILMED
MAR 02 1989

STAFF ANALYSIS SUPPLEMENT

1) Water District _____ Basin # 37

2) Local Description: (of one P/O)

☐

At the above street address

☐0 miles N/S _____ and 4 miles ~~E~~ E
of King Hill, Ida (City or landmark).☐

Other (describe) _____