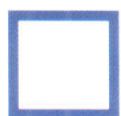
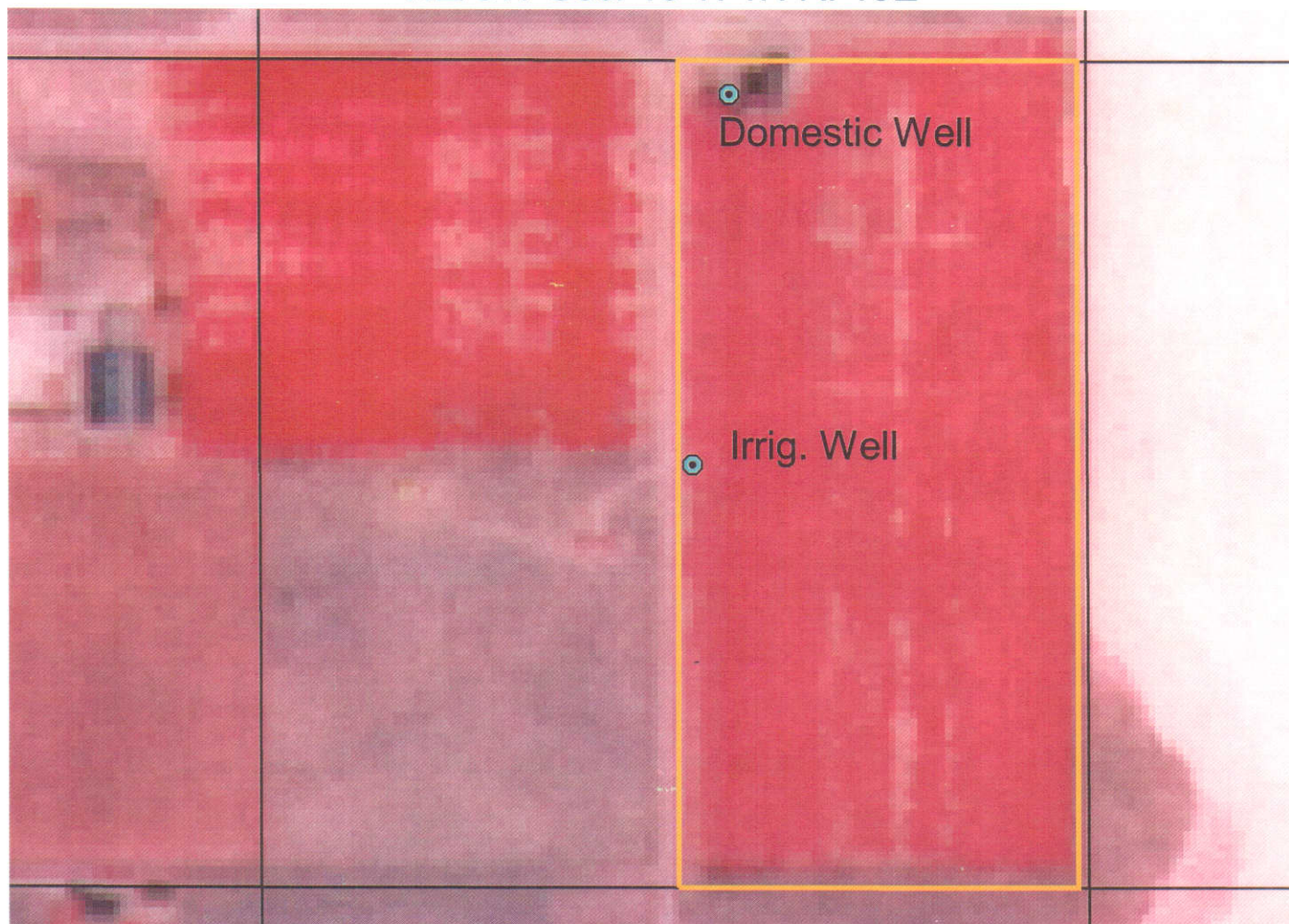


IDAHO DEPARTMENT OF WATER RESOURCES

App. For Extension of Time To Avoid Forfeiture - James McDowell

NE/SW Sec. 18 T. 1N R. 19E



Section Lines



Quarter/Quarter Lines

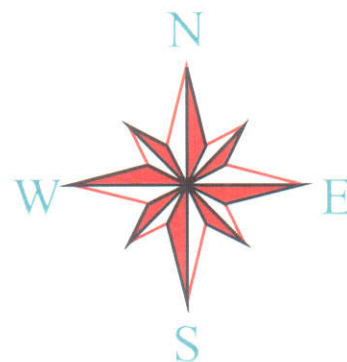
General Location: SE of Bellevue About 4 Miles



Point(s) of Diversion



Place of Use - 37-7747



Prepared By J E Stanton 4-25-01

1986/87 NAPP Data

37 - 7747

ACRES

DOUBLE D RAIL
ROAD EASEMENT

T. 1N., R. 19E.

TO HIGHWAY
1/2 MILE -



LOT 3 SEC 18
TWP 1N R19E

power

P.U.

NE 1/4, SW
SEC 18
TWP 1N
R 19 E

P.D.

TENTATIVE EASEMENT

1/4 Mile

93

HIGHWAY

On 18 & 21
Road & Power
Improvements
included

13 18
24 19

1 SOLD	2	3	4
5 SOLD	6	7	8
Sold	Sold	Sold	Sold
Sold	Sold	Sold	Sold
17 Sold	18 12,500	19 Sold	20 Sold
21 11,500	22 Sold	23 Sold	24 Sold
25 Sold	26 Sold	27 Sold	28 Sold
Sold 29	30 Sold	31 Sold	32 Sold

SCALE 1" = 660'

MICROFILMED

AFFIDAVIT of PUBLICATION

State of Idaho, }
 Connty of Blaine } SS.

GORDON O. CLASHMANN

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, 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 14 day of December

19 78, and the date of the last publication was on the 21

day of December, 19 78

Subscribed and sworn to before me this 21st

day of December, 19 78.
 (SEAL)

Robert J. Ketcher

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 35

Number of Insertions 2

35 Lines tabular at 39c

35 Lines straight at 26c 9.10

35 Subsequent lines at 15c 5.25

TOTAL COST 14.25

COPY OF NOTICE

(Paste Here)

Permit 37-7747

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lakes Blvd
Twin Falls, Idaho 83301

NOTICE OF APPLICATION FOR WATER PERMIT

NOTICE IS HEREBY GIVEN, That the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-7747

Name: McDowell, James Oliver &/or Mary

Address: P.O. Box 1176, Hailey, Id. 83333

Source: Groundwater

Date Filed: 11/16/1978

Amount: 0.44 cfs

Diversion Point: NESW, Sec. 18, T 01N, R 19E, Blaine County

Use: Irrigation--(0.36 cfs) from 04/01 to 11/01

Domestic--(0.08 cfs) from 01/01 to 12/31

Place of Use: NESW, Sec. 18, T 01N, R 19E, for 18 acres.

Diversion Means: Well and Pump

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301 on or before January 2, 1979.

C. Stephen Allred

Director

PUBLISH: Wood River Journal--
 December 12, 21, 1978.

RECEIVED

Nº 0536

DEC 26 1978

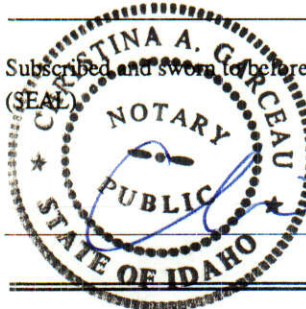
Department of Water Resources
 Southern District Office

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

RECEIVED
JUN 15 2001
Department of Water Resources
Southern Region

On this 14 day of June, in the year 2001, before me a Notary Public of said State, personally appeared _____, known or identified to me to be the person whose name is subscribed to be the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and 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 6 day of June 2001, and the date of the last publication was on the 13 day of June 2001

Subscribed and sworn to before me this 14 day of June 2001
(SEAL)


NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 35
Number of Insertions 2
35 Lines tabular at _____ 7¢ / Pica
Lines straight at 1.43 6¢ / Pica
Subsequent lines at _____ 5¢ / Pica
TOTAL COST 55.05

COPY OF NOTICE

(Paste Here)

Application for extension

TITLE OF NOTICE

of time

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources

BILL TO

Application for extension of time

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID FORFEITURE

Notice is hereby given that JAMES AND/OR MARY MC DOWELL, PO BOX 239; BELLEVUE ID 83313 has applied to the Department of Water Resources for an Extension of Time to Avoid Forfeiture of Licensed Water Right No. 37-7747.

The extension is requested to avoid loss of the water right due to non-use while land is undergoing a weed eradication process.

Water Right No. 37-7747

Priority Date: 11/16/1978

Source: ground water

Use: irrigation (0.30 cfs) 04/01-11/01 domestic (0.08 cfs) 01/01-12/31

Total Diversion: 0.30 cfs

Point(s) of Diversion & Place of Use for 18 acres: NESW S18 T01N R19E; Blaine County

Any protest against the proposed application must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before June 25, 2001. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Publish: Wood River Journal—June 6 & 13, 2001.

Publication Rates

As of 1997

(Idaho code, Rev. Statutes 1984)

7-8 pt./line straight: .06 / pica

7-8 pt./line tabular: .07 / pica

7-8 pt./line successive

insertion: .05 / pica

12690

27
318

78
1817

51.6

L
55.0

K
20.6

225A

House

656'

105'
140'

N

56.2

220A

C-239?

B

78.9

1317'

Proposed
House

P

98.7

O
15.0

NOT TO SCALE

Water Right No. 37-7747

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 25 2001

**JUL 16 2001 APPLICATION FOR EXTENSION OF TIME TO AVOID
FORFEITURE OF A WATER RIGHT**

Department of Water Resources
Southern Region

Department of Water Resources

Section 42-222, Idaho Code, provides that a water right shall be lost and forfeited and the water right revert to the state upon the failure of a water user to apply the water to beneficial use for a period of five (5) years. The Director may allow an additional five (5) year period of non-use without forfeiture upon a showing of reasonable cause.

1. Name of water right holder James Oliver McDowell &/or Mary McDowell
2. Mailing address PO Box 239, Bellevue, ID 83313
3. The right was obtained or is evidenced by:
 - a. Decree to _____ in Case of _____
 - vs. _____, Dated _____ in _____ (Name of Court)
 - Court, County of _____ Fully describe decree _____
- b. License No. 37-7747 c. Claim No. _____
- d. SRBA No. _____
4. Source of water Ground Water tributary to _____
(Name of stream or source)
5. Date of priority of right 11-16-1978
6. Description of Right:

amount 0.30 cfs for Irrig. purposes from 4-1 to 11-1
(cfs/ac-ft)

amount 0.08 cfs for Domestic purposes from 1-1 to 12-31
(cfs/ac-ft)
7. Point of Diversion NE 1/4 SW 1/4 of Sec. 18 Twp. 1N Rge. 19E County Blaine

8. Lands irrigated or Place(s) of Use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
1N	19E	18									18								18
											D								

SCANNED
NOV 10 2003

Total Acres 18

9. Give the last date when water was put to beneficial use Fall 1996 Fall 1996
Length of extension of time requested 5 years, or until _____
(Date)

10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and reasons for non-use Weed problems in our hay field have made it unfeasible for us to grow a crop. We are trying to get rid of the weeds, but have not been successful yet.
Domestic use is supplied by a separate well, which is still in use.

The information contained in this application is true to the best of my knowledge.

Mary McDaniel
(Signature of Applicant)



Subscribed and sworn to before me this 25th day of April, 192001.

J. E. Stanton
(Notary Public)

My commission expires 10-25-06 Residing at Twin Falls, ID

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined this application for extension of time within which to resume the use of a water right and I hereby approve said application subject to the following conditions or reasons:

The right holder shall resume beneficial use of water on or before June 1, 2006.

Signed this 16th day of July, 2001.

L. Glen Saxton
(DIRECTOR) L. GLEN SAXTON, Chief, Water Allocation Bureau

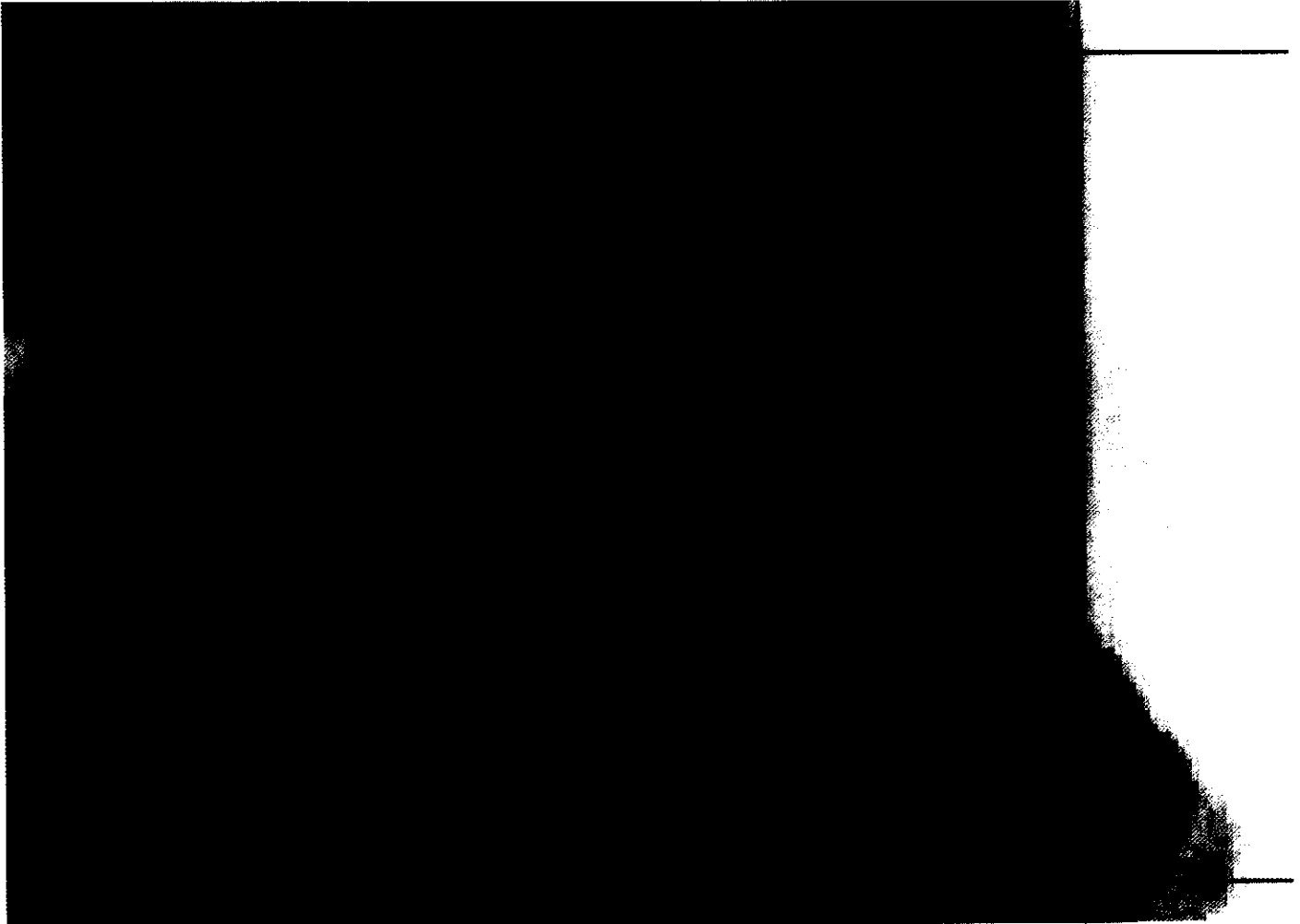
FOR DEPARTMENT USE ONLY

Date Received 4-25-01 \$100 FEE Received by JS Date 4-25-01 Receipt # 5023852
Preliminary ☒ by JS Publication prepared by MB Pub. approved by MB Date 6/19/01
Published in Wood River Journal Dates Published 6/6 + 6/13/01
Protests filed by None
Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for ☒ APPROVAL / DENIAL By ASB

IDAHO DEPARTMENT OF WATER RESOURCES

App. For Extension of Time To Avoid Forfeiture - James McDowell

NE/SW Sec. 18 T. 1N R. 19E



Section Lines



Quarter/Quarter Lines

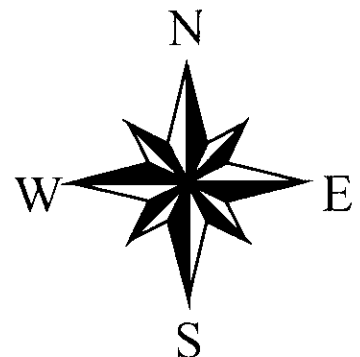
General Location: SE of Bellevue About 4 Miles



Point(s) of Diversion



Place of Use - 37-7747



Prepared By J E Stanton 4-25-01

1986/87 NAPP Data

37 - 7747

WARRANTY DEED

For Value Received

KARL R. SEPPI and NANCY L. SEPPI, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

J.O. McDOWELL and MARY L. McDOWELL, husband and wife whose address is
20588 Turner Road, Hilmar, California 95304

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

SUBJECT TO:

Taxes, easements, restrictions, covenants, encumbrances and assessments
as shown of record.

Deed of Trust dated September 1, 1973, from KARL R. SEPPI and NANCY L. SEPPI, husband and wife, Grantors, to SUN VALLEY TITLE COMPANY, INC., an Idaho corporation, Trustee, for the benefit of VALCO, INC., an Idaho corporation, to secure a loan in the original amount of \$14,000.00, and interest, recorded September 4, 1973, as Instrument No. 150916, records of Blaine County, Idaho; and ASSIGNED TO AND NOW HELD OF RECORD by BANK OF IDAHO, N.A., an Idaho corporation, by Assignment, recorded February 4, 1974, as Instrument No. 153006, records of Blaine County, Idaho, which the grantees herein assume and agree to pay.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: August 25, 1978

Karl R. Seppi
KARL R. SEPPI

Nancy L. Seppi
NANCY L. SEPPI

STATE OF CALIFORNIA, COUNTY OF SAN DIEGO
On this 1st day of September, 1978

before me, a notary public in and for said State, personally appeared

KARL R. SEPPI and NANCY L. SEPPI

known to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Margaret Rincon
Margaret Rincon, Notary Public
Residing at Alhambra, CA 91801

STATE OF IDAHO, COUNTY OF BLAINE

I hereby certify that this instrument was filed for record at the request of *Titlewest Inc*

at minutes past 9:00 o'clock A.M.,
this 6 day of Sept,
1978, in my office, and duly recorded in Book
of Deeds at page

MARIE MELLYA

By *Margaret Rincon*
2:00 PM
My Commission Expires May 19, 1981



Instrument No.

186391

EXHIBIT "A".

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 18: A portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ described as beginning at a point which lies N. 89° 44' 19" E., 1950.598 feet from the west one quarter corner of said Section 18; thence N. 89° 44' 19" E., 656.331 feet; thence S. 0° 32' 10" E., 1316.030 feet; thence S. 89° 37' 28" W., 655.931 feet; thence N. 0° 33' 12" W., 1317.336 feet to the Point of Beginning.

There is also granted hereby an easement to be appertenant to the land first above described, for roadway purposes and to provide rights of ingress and egress to the grantee herein which easement is described as follows:

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 13: A parcel of land more particularly described as follows:

Commencing at an iron pin marking the Southeast corner of said Section 13; thence N. 0° 27' 55" W., 1,231.22 feet along the East boundary of said Section 13 to an iron pin marking the Real Point of Beginning; thence Continuing N. 0° 27' 55" W., 60.00 feet along said East boundary to an iron pin; thence S. 89° 32' 05" W., 1,325.65 feet to an iron pin on the East boundary of U. S. Highway 93; thence S. 0° 59' 45" E., 60.00 feet along said Highway boundary to an iron pin; thence N. 89° 32' 05" E., 1,325.10 feet to the Point of Beginning.

Excepting however, from the parcel first above described, an easement for a road right-of-way described as follows:

Beginning at a point which lies N. 89° 44' 19" E., 1950.598 feet from the west one quarter corner of said Section 18; thence N. 89° 44' 19" E., 50.00 feet; thence 38.505 feet on a curve right with a radius of 50.00 feet, a central angle of 44° 07' 25", a tangent of 20.264 and a chord of 37.561 feet which bears S. 21° 48' 01" W; thence 15.504 feet along a curve left with a radius of 20.00 feet, a central angle of 44° 24' 56", a tangent of 8.165 feet, and a chord of 15.119 feet which bears S. 22° 44' 40" W; thence S. 0° 33' 12" E., 1317.281 feet; thence S. 89° 37' 28" W., 30.00 feet; thence N. 0° 33' 12" W., 1317.336 feet to the Point of Beginning.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7747 Priority November 16, 1978 Amount 0.30 cfs

THIS IS TO CERTIFY, that James Oliver McDowell &/or Mary McDowell
of Bellevue, Idaho, has complied with the terms and conditions of Permit
No. 37-7747 issued pursuant to Application for Permit dated November 16, 1978,
and has submitted proof to the Department of Water Resources on June 24, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.30 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.08</u> cfs and	<u>1.2</u> acre feet
(2 Units)			
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>0.30</u> cfs and	<u>54.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.30 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
55.2 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18,
Twp 1N, Rge 19E in the County of Blaine

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1N	19E	18									18								18

Total number of acres irrigated 18

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6TH day of

JUNE, 19 84.

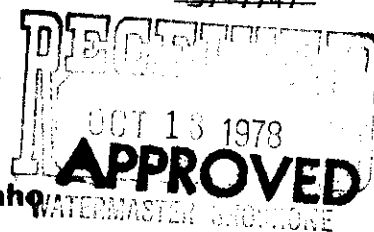
Acting for the Director

Roman C. Young

OCT 18 1978

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-7747



To appropriate the public waters of the State of Idaho

1. Name of applicant James Oliver McDowell &/or Mary McDowell Phone 788-3437

Post office address P. O. Box 1176 Hailey, Idaho 83333

2. Source of water supply =groundwater which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 18 Township 1N

Range 19E B.M. _____ Blaine County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.36 for irrigation purposes from Apr 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.08 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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.44 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well with submersible pump delivering
to pressurized system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6" to 8" inches; proposed depth of well is 160 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 18 Township 1N
Range 19E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 2.

(5) If water is to be used for other purposes describe: _____

MICROFILMED

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

[illegible]

Total number of acres to be irrigated 18

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

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

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

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

10. Remarks

ACRES

DOUBLE D KAMH
ROAD EASEMENT

T.1N., R.19E.

TO HIGHWAY
1/2 MILE -



LOT 3 SEC 18
TWP 1N R19E

power

P.U.

NE 1/4, SW
SEC 18
TWP 1N
R 19 E

P.D.

TENTATIVE EASEMENT

1/4 Mile

On 18 & 21
Road & Power
Improvements
included

13

24

18,500

19

1 SOLD	2	3	4
5 SOLD	6	7	8
9 Sold	10 Sold	11 Sold	12 Sold
13 Sold	14 Sold	15 Sold	16 Sold
17 Sold	18 12,500	19 Sold	20 Sold
21	22 Sold	23 Sold	24 Sold
25 Sold	26 Sold	27 Sold	28 Sold
29 Sold	30 Sold	31 Sold	32 Sold

SCALE 1" = 660'

EXHIBIT "A".

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 18: A portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ described as beginning at a point which lies N. 89° 44' 19" E., 1950.598 feet from the west one quarter corner of said Section 18; thence N. 89° 44' 19" E., 656.331 feet; thence S. 0° 32' 10" E., 1316.030 feet; thence S. 89° 37' 28" W., 655.931 feet; thence N. 0° 33' 12" W., 1317.336 feet to the Point of Beginning.

There is also granted hereby an easement to be appertenant to the land first above described, for roadway purposes and to provide rights of ingress and egress to the grantee herein which easement is described as follows:

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 13: A parcel of land more particularly described as follows:

Commencing at an iron pin marking the Southeast corner of said Section 13; thence N. 0° 27' 55" W., 1,231.22 feet along the East boundary of said Section 13 to an iron pin marking the Real Point of Beginning; thence Continuing N. 0° 27' 55" W., 60.00 feet along said East boundary to an iron pin; thence S. 89° 32' 05" W., 1,325.65 feet to an iron pin on the East boundary of U. S. Highway 93; thence S. 0° 59' 45" E., 60.00 feet along said Highway boundary to an iron pin; thence N. 89° 32' 05" E., 1,325.10 feet to the Point of Beginning.

Excepting however, from the parcel first above described, an easement for a road right-of-way described as follows:

Beginning at a point which lies N. 89° 44' 19" E., 1950.598 feet from the west one quarter corner of said Section 18; thence N. 89° 44' 19" E., 50.00 feet; thence 38.505 feet on a curve right with a radius of 50.00 feet, a central angle of 44° 07' 25", a tangent of 20.264 and a chord of 37.561 feet which bears S. 21° 48' 01" W; thence 15.504 feet along a curve left with a radius of 20.00 feet, a central angle of 44° 24' 56", a tangent of 8.165 feet, and a chord of 15.119 feet which bears S. 22° 44' 40" W; thence S. 0° 33' 12" E., 1317.281 feet; thence S. 89° 37' 28" W., 30.00 feet; thence N. 0° 33' 12" W., 1317.336 feet to the Point of Beginning.

[illegible]

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.

(Applicant)

Proposed Priority 11-16-78

Received by marpa Date 11/16/78 Time 3:30 pm

Preliminary check by JA Fee \$ 35.00

Receipted by marpa Date 11/16/78 # 12623

Publication prepared by marpa Date 12-1-78

Published in Wood River Journal

Publication dates 12-14-78 & 12-21-78

Publication approved _____ Date _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JA J.S.

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. 37-7747, 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 January 1, 19 84.
- 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. Other: _____

Witness my hand this 16th day of January, 19 79.

J. Glen Saxton

Chief, Operations Bureau

AFFIDAVIT of PUBLICATION

State of Idaho, }
 Connty of Blaine } SS.

_____, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, 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 14 day of December 19 78, and the date of the last publication was on the 21 day of December, 19 78

Subscribed and sworn to before me this 21st

day of December, 19 78.
 (SEAL)

Robert D. Gardner
 NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>35</u>	
Number of Insertions	<u>2</u>	
Lines tabular at	39c	
<u>35</u> Lines straight at	26c	<u>9.10</u>
<u>35</u> Subsequent lines at	15c	<u>5.25</u>
TOTAL COST		<u>14.25</u>

COPY OF NOTICE

(Paste Here)

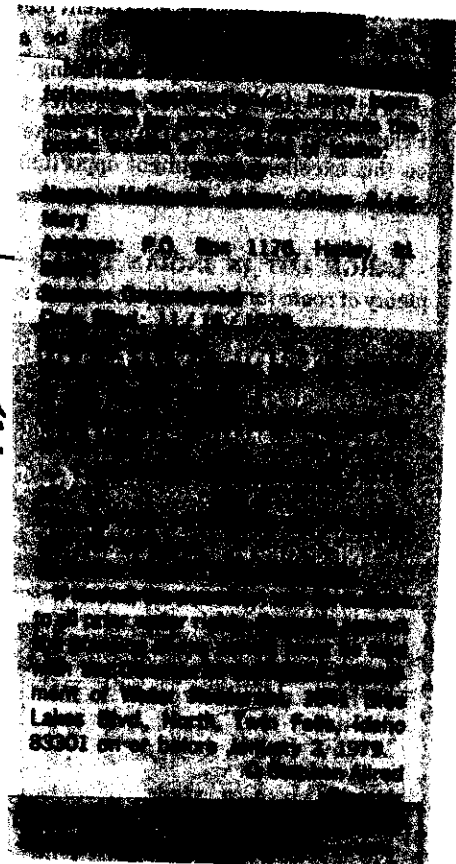
Permit 37-7747
 TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Bill to Lakes Blvd N
Twin Falls, Idaho 83301



Nº 0536

Department of Water Resources
 Southern District Office



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

July 16, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JAMES OLIVER MCDOWELL
MARY MCDOWELL
PO BOX 239
BELLEVUE ID 83313

RE: WATER RIGHT NO. 37-07747

Dear Water Right Holder:

Enclosed is a copy of approved Application for Extension of Time to Avoid Forfeiture of a Water Right for the above referenced water right. Please note that resumption of beneficial use of water shall occur on or before **August 1, 2006**.

Please notify the Department as soon as you resume use of the water. If you have not notified the Department sixty (60) days prior to the resumption date, the Department will send a Resumption of Use Notice to you by certified mail.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the Department. Please contact any office of the Department for the proper form to file a change of ownership of the water right and/or a change in the address of the owner or if you have any questions concerning this matter.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region

SCANNED
NOV 10 2003

MEMO

RECEIVED

JUL 16 2001

FROM: Allen Merritt

Department of Water Resources

DATE: July 10, 2001

TO: Extension of Time to Avoid Forfeiture of a Water Right
Water Right(s): 37-07747

In the Name of: James &/or Mary McDowell

SUBJECT: Review and Recommendation

This extension request was advertised without protest.

See Stanton's 5/7/01 memo. Last use appears to be 1997.

I recommend that the extension be approved.

FILE PROGRESS SUMMARY

APPLICANT: James F. McDowell WATER RIGHT NO. 37 7747

WATER RIGHT NO.

37 7747

[illegible]

EXTENSION OF TIME TO AVOID FORFEITURE

ANALYSIS SHEET

1. INITIAL REVIEW BY: JE Stanton
2. RIGHT NUMBER 37-7747 APPLICANT James McDowell
3. TYPE OF RIGHT: ☐ Decree ☒ License ☐ Claim
4. Is reason for request extension given on application?
____ Yes ____ No (If No, return Application)
5. CHECK:
- (a) ☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period of Use
- (b) ☒ Description of Point(s) of Diversion
(c) ☒ Description of Place of Use
(d) ☒ Check for correct Signature, Notarization, Fee
6. OWNERSHIP OF RIGHT
- Applicant's ownership confirmed by:
- (a) ☒ Copy of Tax Notice, Deed, or other _____
in file.
- (b) _____ County Assessor records. Date Contacted _____
7. Is the right in a Watermaster District? ____ Yes ☒ No Dist. ____
(If Yes, send copy to Watermaster)

FINAL REVIEW IN REGION by _____.

- (a) Is Application published correctly? ☒ Yes ____ No
- (b) Protest Received? ____ Yes ☒ No

RECOMMENDED ACTION

☒ Approve
____ Deny

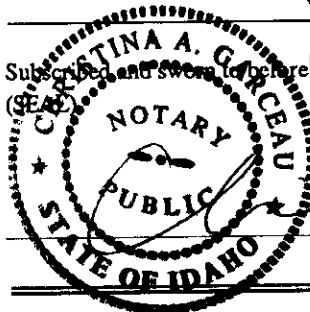
Conditions: _____

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

RECEIVED
JUN 15 2001
Department of Water Resource
Southern Region

On this 14 day of June, in the year 2001, before me a Notary Public of said State, personally appeared _____, known or identified to me to be the person whose name is subscribed to be the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and 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 6 day of June 2001 and the date of the last publication was on the 13 day of June 2001



[Signature]
Subscribed and sworn to before me this 14 day of June 2001
[Signature]
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 35
Number of Insertions 2
35 Lines tabular at _____ 7¢ / Pica
Lines straight at 1.43 6¢ / Pica
Subsequent lines at _____ 5¢ / Pica
TOTAL COST 55.05

11.5

COPY OF NOTICE
(Paste Here)

Application for extension

TITLE OF NOTICE

of time

PLAINTIFF ATTORNEY

DEFENDANT

24620

PLAINTIFF

Dept. of Water Resources

BILL TO

Application for extension of time

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID FORFEITURE

Notice is hereby given that JAMES AND/OR MARY MC DOWELL, PO BOX 239, BELLEVUE ID 83313 has applied to the Department of Water Resources for an Extension of Time to Avoid Forfeiture of Licensed Water Right No. 37-7747.

The extension is requested to avoid loss of the water right due to non-use while land is undergoing a weed eradication process.

Water Right No. 37-7747

Priority Date: 11/16/1978

Source: ground water

Use: Irrigation (0.36 cfs) 04/01-11/01

domestic (0.08 cfs) 01/01-12/31

Total Diversion: 0.36 cfs

Point of Diversion: Place of Use for 18 acres: NESW 1/4 T18N R19E, Blaine County

Any protest against the proposed application must be filed with the Department of Water Resources, Southern Region, 1341 E. Main, Twin Falls, ID 83421, on or before June 25, 2001. The protest must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Publish: Wood River Journal, June 6 & 13, 2001.

Publication Rates

As of 1997

(Idaho code, Rev. Statutes 1984)

7-8 pt./line straight: .06 / pica

7-8 pt./line tabular: .07 / pica

7-8 pt./line successive

insertion: .05 / pica

12690

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID FORFEITURE

Notice is hereby given that JAMES AND/OR MARY MC DOWELL, PO BOX 239; BELLEVUE ID 83313 has applied to the Department of Water Resources for an Extension of Time to Avoid Forfeiture of Licensed Water Right No. 37-7747.

The extension is requested to avoid loss of the water right due to non-use while land is undergoing a weed eradication process.

Water Right No. 37-7747

Priority Date: 11/16/1978

Source: ground water

Use: irrigation (0.30 cfs) 04/01-11/01

domestic (0.08 cfs) 01/01-12/31

Total Diversion: 0.30 cfs

Point(s) of Diversion & Place of Use for 18 acres: NESW S18 T01N R19E; Blaine County

Any protest against the proposed application must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before June 25, 2001. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Wood River Journal on 06/06 & 06/13/01.



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

May 31, 2001

ATTN WAYNE-LEGALS
WOOD RIVER JOURNAL
PO BOX 988
HAILEY ID 83333

Dear Wayne:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues).

If you cannot publish the notice on the proposed dates, please contact us immediately at 736-3033.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before June 25, 2001. Your cooperation is appreciated.

Sincerely

Mary A. Baldwin
Administrative Assistant



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

May 31, 2001

JAMES MC DOWELL &/OR
MARY MC DOWELL
PO BOX 239
BELLEVUE ID 83313

Re: Application for Extension of Time To Avoid Forfeiture, No. 37-7747

Dear Applicants:

The Department of Water Resources acknowledges receipt of your Application for Extension of Time to Avoid Forfeiture as referenced above.

This office has scheduled advertising the application in the Wood River Journal for 6/6 & 6/13/01. The advertisement will be published for two weeks, and 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. 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.

Sincerely,

Mary A. Baldwin
Administrative Assistant

MEMO

TO: FILE DATE: 5-7-01
FROM: JIM STANTON

RE: App for Extension of Time To Avoid Forf., James McDowell

Today I reviewed the FSA records in Shoshone for 1995 through 1998. The applicant's property appeared to be irrigated in 1995, 1996, and 1997, but not in 1998. The forfeiture period has not yet expired, so the subject water license appears to be valid. We should therefore be able to approve the extension request.

04/23/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

WATER RIGHT NO. 37-7747

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES OLIVER MC DOWELL
Current Owner	MARY MC DOWELL
	PO BOX 239
	BELLEVUE, ID 83313

Priority Date: 11/16/1978
Basis: License
Status: Active

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	11/01	0.3 CFS	54 AFA	
DOMESTIC	1/01	12/31	0.08 CFS	1.2 AFA	
Total Diversion			0.3 CFS	55.2 AFA	

Location of Point(s) of Diversion:

GROUND WATER NESW Sec. 18 Township 01N Range 19E BLAINE County

IRRIGATION Use:
Acre Limit: 18

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	19E	18		NESW	18									

Place of Use Legal Description: DOMESTIC same as IRRIGATION

Total Acres: 18

Dates:

Licensed Date: 06/19/1984
Decreed Date:
Permit Proof Due Date: 1/1/84
Permit Proof Made Date: 1/1/1900
Permit Approved Date: 1/16/79
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:

VERIFIED BY
3-15-95

WATER RIGHT NUMBER 37-7747

OWNER LAST NAME - MC DOWELL ✓

FIRST NAME - JAMES OLIVER ✓

ORIG OWNER -

OWNER LAST NAME - MC DOWELL ✓

FIRST NAME - MARY ✓

ORIG OWNER -

ADDRESS LINE 1 - P.O. BOX 239

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BELLEVUE ✓

STATE - ID ZIP CODE - 83313 -

SOURCE - GROUNDWATER ✓

TRIBUTARY OF -

STAGE - LICENSE ✓

STATUS -

PRIORITY - 11-16-1978 ✓

COUNTY - BLAINE ✓

TOTAL DIV. RATE - .3000 CFS

TOTAL DIV. VOLUME - 55.20 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NESW 18 01N 19E LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 04-01 TO - 11-01 USE - IRRIGATION ✓

USE DIV. RATE - .3000 CFS USE DIV. VOLUME - 54.00 AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC ✓

USE DIV. RATE - .0800 CFS USE DIV. VOLUME - 1.20 AFA

USE - IRRIGATION ✓

PLACE OF USE - TWN 01N-RNG 19E-SEC 18-TRACT NESW LOT AC 18-

DECREE NAME -

DATE -

TOTAL ACRES 18 -

REMARKS -

NON IRRIG USE - D/2 HOMES. ✓

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 01-01-1984 PERMIT/DENIED - 01-16-1979 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - WELL AND PUMP

FILE NO. 37-7747

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

DATA ENTRY LOG

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

June 7, 1984

RE: Permit No. 37-7747

James &/or Mary McDowell
Box 239
Bellevue, ID 83313

Dear Mr. and Mrs. McDowell:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

RECEIVED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

May 9, 1984

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

RE: Permit No. 37-7747

James Oliver &/or Mary McDowell
Box 239
Bellevue, ID 83313

Dear Mr. and Mrs. McDowell:

A representative of this Department has made an examination of the works covered by your Permit No. 37-7747, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.30 cfs Source: groundwater

The maximum quantity diverted shall not exceed 55.2 acre feet
per year.

Point(s) of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18, Twp 1N, Rge 19E

Beneficial Use: Domestic use for 2 units and irrigation of 18 acres within
the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, Twp 1N, Rge 19E

Priority date established: November 16, 1978

Conditions (if any):

If you do not concur with these findings, please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

MICROFILMED

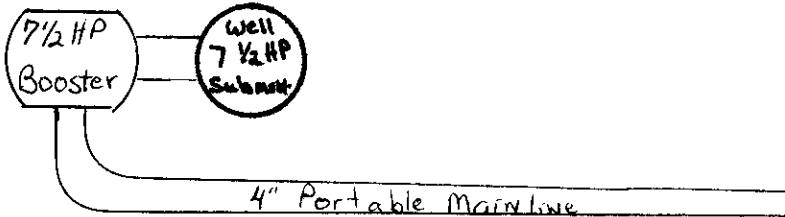
MICROFILMS

MAP (Attach Aerial Photo)

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

MICROFILMED



Point(s) of diversion: NE 1/4 SW 1/4 Sec. 18, Twp. 1N. Rge 19E.

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
1N	19E	18									18								18

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 _____

Examiner's Signature Terry A. Blay
 Date 12-8-83

Checked by JF Stanton
 Date 12-9-83

Approved by Ray Walker
 Date 5-8-84

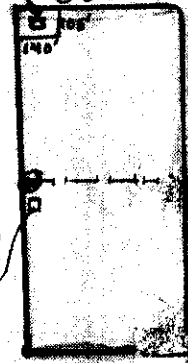
7 18
18 17

L
55.0

K
20.6

225h

House
656'



Proposed House

N
56.2

(2203)

C-2397

B
78.9

P
98.7

NOT TO SCALE

Memo

To: File 37-7747

From: Kay Walker

Re: License Review

1. Reading through examiner's notes I find that right holder has a ~~tract~~ mobile home using domestic water (where their son proposes to build a home) and water for domestic use piped to their new home - thus they need water for 2 domestic units. They applied for 0.08 cfs for 2 families - examiner recommended 0.06 cfs - I feel they should be allowed the 0.08 cfs they applied for.

2. Total amount of water recommended: The examiner found 0.30 cfs produced by this system, yet he recommends 0.36 cfs as the total amount - I recommend we allow the capacity of 0.30 cfs. ✓ DES

Overlap Review for 37-7747
per permit: none

per micro-fische 5/8/84:

p/d- 37-7283 gw

37-7708 gw

p/u- 37-7283

37-7708

37-7708 - permit, no exam in file -
different right holder - from
permit & exam of 37-7747,
they appear to be different
systems.

37-7283 - lapsed on 1/5/84 - no
overlap review necessary

no overlapping rights -

kw

5/8/84

UNRECORDED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

AUGUST 4, 1983

JAMES O. &/OR MARY MC DOWELL
P.O. BOX 239
BELLEVUE ID 83313

RE: Permit No. 37-7747

Dear Permit Holder:

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

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Newby
Secretary

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has complete development to the extent shown below of Permit 37-7747.

Name(s) of Permit Holder: James Oliver &/or Mary McDowell

Post Office Address: P. O. Box 239

Bellevue, Idaho 83313 Tel. No. 788-2436

Source of Water: Groundwater

Extent of Use: ☒ Domestic 2 (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 18 (acres) *pc*
☐ Other

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

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

6-22-83
Date

Mary McDowell
Signature of Permit Holder

James T. McDowell

P.O. Box 239

Bellevue Id 83313

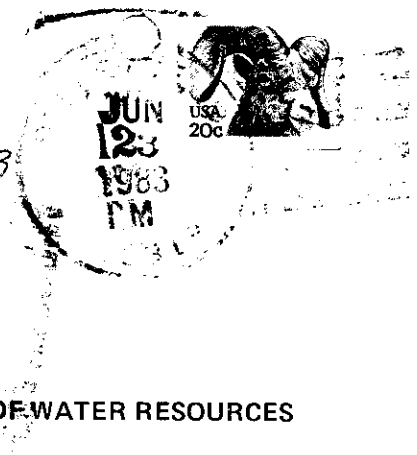
RECEIVED

JUN 24 1983

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720





State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

January 16, 1979

Re: Permit No. 37-7747

James O. &/or Mary McDowell
P.O. Box 1176
Hailey, Idaho 83333

Dear Mr. or Mrs. McDowell:

Your approved copy of your Application for Permit is enclosed and we direct your attention to the conditions of approval on the fourth page.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

RECEIVED

37-7747

AFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. W Source
3. ✓ Point of Diversion
4. ✓ Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. ✓ Place of Use for other than irrig.
8. ✓ Place of Use for irrigation (add acres)
9. 1 Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 35 Fee & Rec't. No.

Copies Sent To:

NO Idaho Health Department
NO Idaho Fish & Game Dept.
NO Bureau of Land Management

NO U.S.F.S.
NO Dept. of Lands
NO Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land None plotted several water rights have been filed in adjacent areas but no overlaps appear to exist

Withdrawals of all protests received yes no files checked

Conditions:

ID Power Co. Letter - Snake R. No
 ID Power Co. Letter - G.W. & Tribs. yes
 Snake River Condition No
 Payette River Letter No
 Priority Date 11/16/78
 Water Quality #16 NO
 Water Quality #10 NO
 intrastate NO interstate NO

Meas. Dev. or Sc. Meas. NO

Totalizing meter NO

Supplemental NO

Right-of-Way Cond. NO

Watermaster Cond. NO

Wtr. Dist No. NO

Meas. Dev. Cond. for apps within a Water Dist. NO

37-7276 37-7461
 37-7273 37-7486
 37-7283

Jui
 Reviewer
1/12/79
 Date

ED

37-7747

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 37-7747 - McDowell, James Oliver
&/or Mary McDowell

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) JA 11-22-78

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) ADM 12-4-78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) LH 1-4-79

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) maup 12-26-78

Affidavit of Publication received (date) 12-26-78

(12) maup 12-26-78

Final date for protests 1-2-79

Protests received: yes _____ no ☒

(13) LH 1-4-79

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

(14) LH 1-4-79

Action recommended:

☒ Approve _____ Deny

RECEIVED
JAN 08 1979

Department of Water Resources

11-16-78 Proposed Priority

_____ Reason for Reduction _____

_____ Measuring device required

_____ See attached sheet for other conditions of
approval

_____ No special conditions for approval

(15) District 5 By Loren O'Halloran Date 1-4-79



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

November 24, 1978

James O. &/or Mary McDowell
P. O. Box 1176
Hailey, Idaho 83333

Re: Application for Permit No. 37-7747 - James Oliver &/or Mary McDowell

Dear Mr. & Mrs. McDowell:

Enclosed is your receipt No. 12623 for check No. 11-35 in the amount of \$35.00 for the above referenced Application for Permit which was received in this office November 16, 1978.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Mary A. Hill

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

7/1/80 RECORDED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

32-2242-

MC DOWELL, JAMES OLIVER &/or MARY

P. O. BOX 1176, HAILEY, ID 83333

Source: GROUNDWATER

Date Filed: 11/16/1978

Amount: 0.44 CFS

Diversion Point: NESW Sec 18 T 01N R 19E, BLAINE Co.

Use: IRRIGATION (0.36 CFS) from 04/01 to 11/01
DOMESTIC (0.08 CFS) from 01/01 to 12/31

Place of Use: NESW Sec 18 T 01N R 19E FOR 18 ACRES

Diversion Means: WELL AND PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before

C. STEPHEN ALLRED JANUARY 2, 1979.

Director

Published 12/14 & 12/21.

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

DECEMBER 1, 1978

Wood River Journal
P.O.Box 998
Hailer ID 83333

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 2, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.