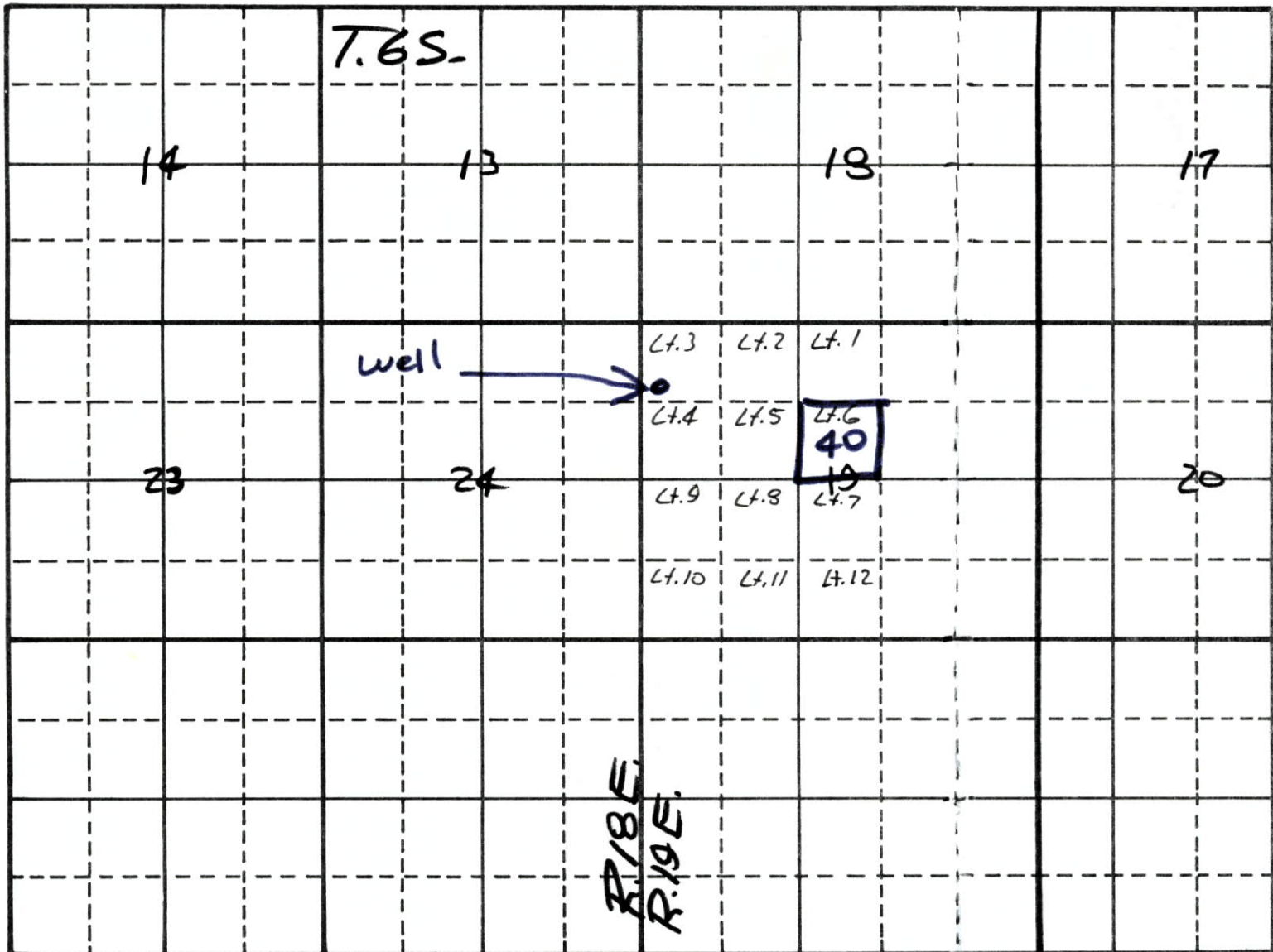


Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signed at at Twin Falls, this 1 day of Nov, 19 78.

and J. Fowers
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by ig Fee = \$20.00

Received by mapa Date 11/1/78 # 12612

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

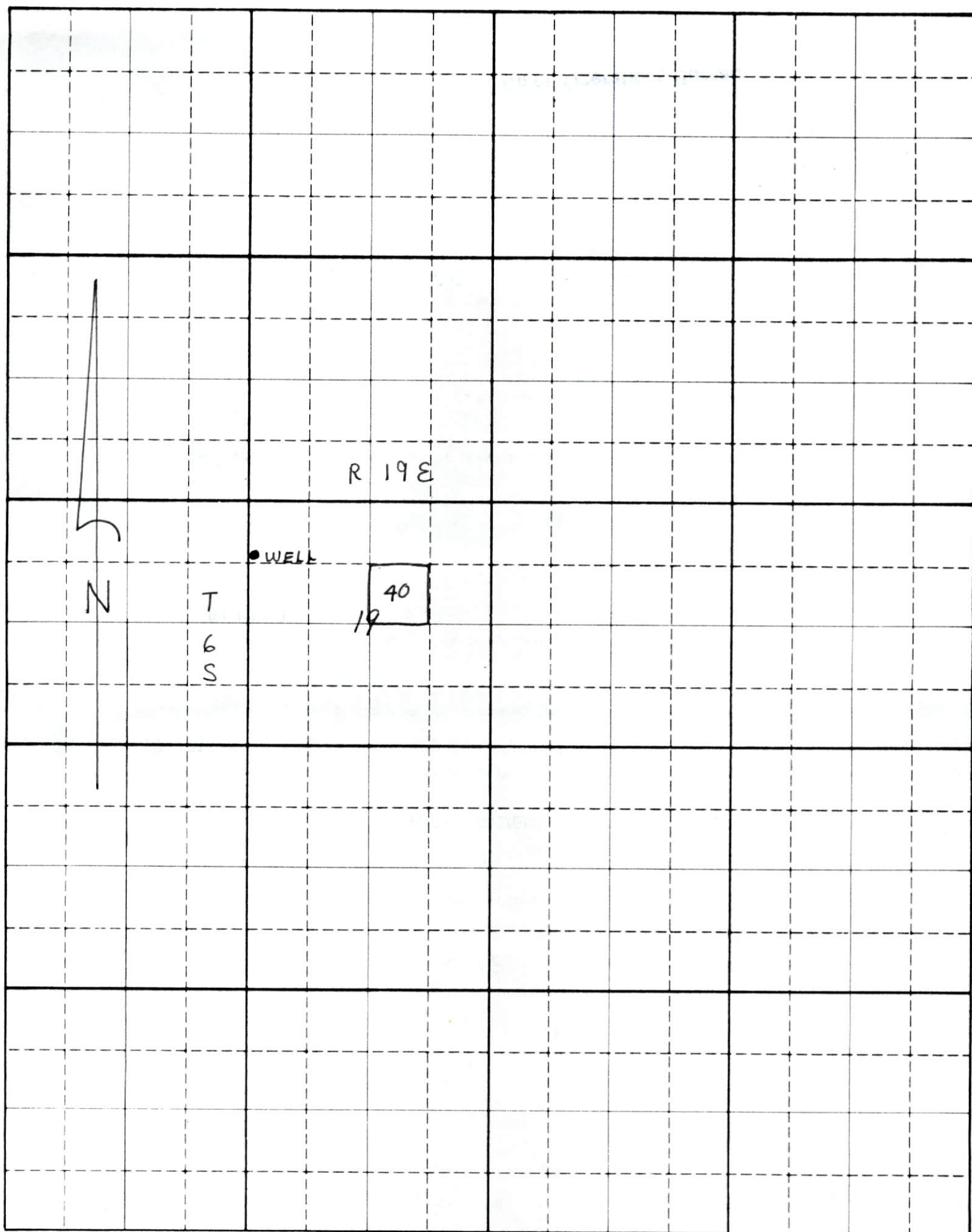
I, L. GLEN SAXTON, Chief, Operations Bureau _____ of the Department of Water Resources hereby

APPROVE this Application for Amendment on Permit No. 37-7716.

Witness my hand this 18th day of _____ January _____ 19 79.

L. Glen Saxton
Chief, Operations Bureau

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



Scale: 2 inches equal 1 mile

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

David J. Fowers
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Lincoln } SS.

JUN 12 1978

Department of Water Resources
Southern District Office

Melba Thorne, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, 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 1 day of June,

19 78, and the date of the last publication was on the 8

day of June, 19 78.

Melba Thorne

Subscribed and sworn to before me this June

day of 8, 19 78.
(SEAL)

Mary Ann Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice

Number of Insertions

..... Lines tabular at 315c

52 Lines straight at 21c 10.92

..... Subsequent lines at 15c 7.90

TOTAL COST 18.72

COPY OF NOTICE

(Paste Here)

Water Permit

TITLE OF NOTICE

Fowers - 37-7716

PLAINTIFF ATTORNEY

DEFENDANT

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Arvel J. &/or June E. Fowers, Dietrich, Id. 83324 has on 5/22/78 submitted Application No. 37-7716 for a permit to appropriate 0.80 cubic feet per second of water from ground water by means of well, motor, & sprinkler system within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 6S, Rge. 19E., B.M., Lincoln County to be used from Mar. 15 to Nov. 15 for Irrigation purposes of 40 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Twp. 7S, Rge. 19E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before June 19, 1978.

/s/ C. Stephen Allred
Director

Pub: 6-1, 6-8

TRUSTEE ELECTION

Notice is given that an election will be held May 5 from 1 to 7 P.M. at the Richfield Library to elect one trustee for a term of 5 years. Nominations may be filed with the Secretary until June 2, 1978.

Violet Lemmon,
Secretary, Richfield
Library District

L/2tc/5/25

MICROFILMED

T.6S., R.19E., B.M.

4

"NOT TO SCALE"



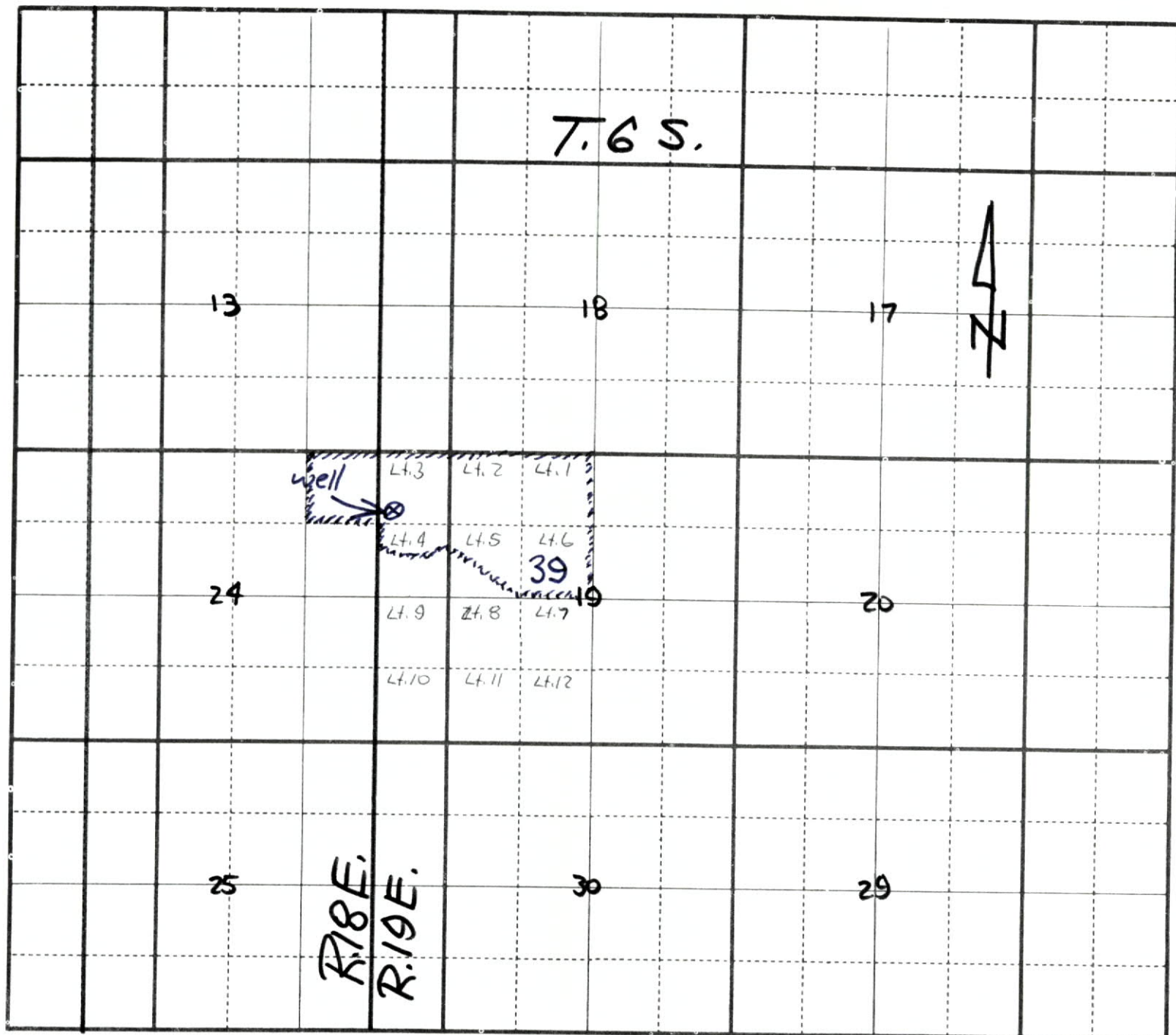
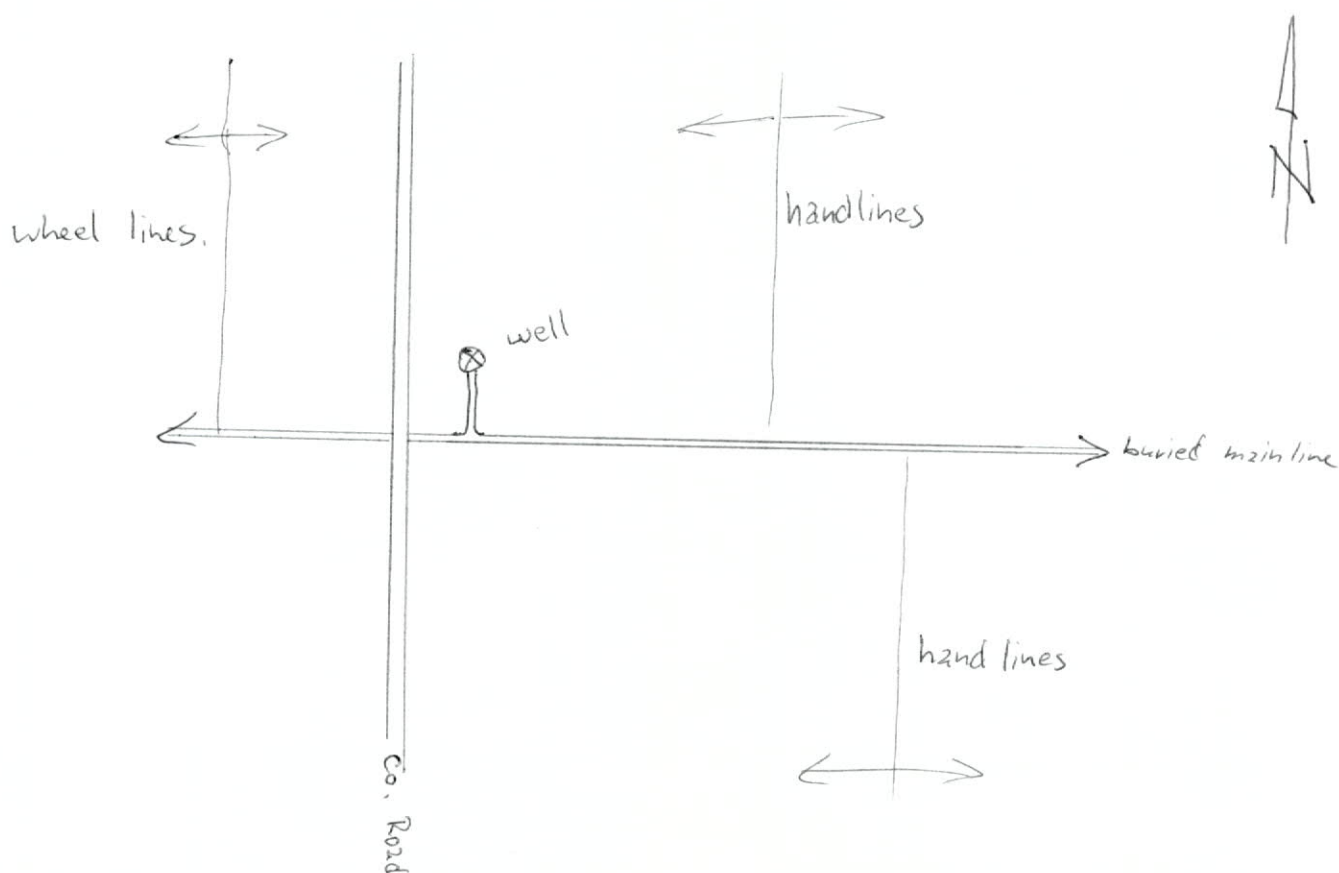


Diagram of System



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7716 Priority May 22, 1978 Amount 0.78 cfs

THIS IS TO CERTIFY, that ARVEL J. &/or JUNE E. FOWERS
of Dietrich, Idaho, has complied with the terms and conditions of Permit
No. 37-7716 issued pursuant to Application for Permit dated May 22, 1978,
and has submitted proof to the Department of Water Resources on November 1, 1978,
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 3.30 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
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u> at <u>0.78</u> cfs and <u>156</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.78 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
156 acre feet per-year, said waters to be diverted within the Lot 3, Sec. 19, Twp. 6S,
Rge. 19E, B.M. in the County of Lincoln

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	19E	19																	39

Total number of acres irrigated 39

CONDITION:

The maximum rate of diversion for the well covered by this license
when combined with License No.'s 37-7314 & 37-7726 shall not exceed
3.30 cfs.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
November, 19 79.

Director

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

RECEIVED

To change the point of diversion and/or the place of use NOV 1 1978

Department of Water Resources
Southern District Office

Comes now Arvel J. for June E. Fowers

of (address) Dietrich, Idaho, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 37-7716, and requests that the permit and permit map be changed as follows:

1. Point of diversion: Lot 3 $\frac{1}{4}$ $\frac{1}{4}$, Section 19, Township 6S, Range 19E, B.M., County of Lincoln. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 980 for Irrig. purposes from Mar. 15 to Nov. 15 (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)

3. Place of use or land to be irrigated:

TWP	RGE	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 $\frac{1}{4}$	
6S	19E	19								27.6 40									40

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? Applic.

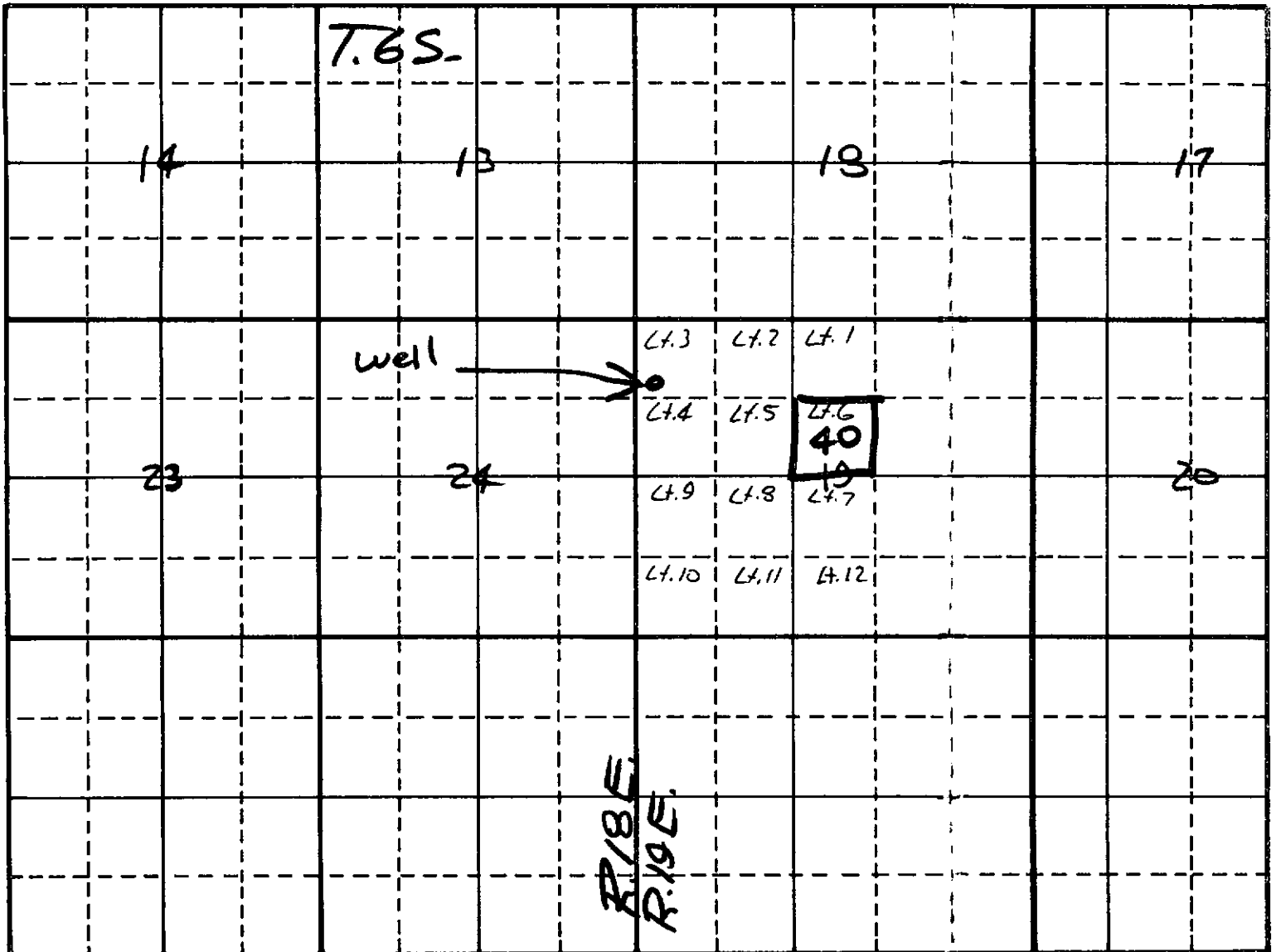
b. Who owns the land to be irrigated or the place of use? Applic.

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

RECEIVED

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signed at at Twin Falls, this 1 day of Nov, 19 78.

Archie J. Fowers
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by JG Fee = \$20.00 Received by maps Date 11/18 # 12612

Publication prepared by _____ Date _____ Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, Chief, Operations Bureau _____ of the Department of Water Resources hereby

APPROVE this Application for Amendment on Permit No. 37-7716.

Witness my hand this 18th day of January, 19 79.

L. Glen Saxton
Chief, Operations Bureau

Identification No. _____

Application No. 37-7716

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant ARUEL J. & OR June E. Fowers Phone: _____
post office address DIETRICH, IDAHO
2. Source of water supply GROUNDWATER which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 19 Township 6S
Range 19E B.M. LINCOLN County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .80 cfs for IRR purpose from MARCH 15 to NOV. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .80 cfs cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. WELL, MOTOR, & SPRINKLER
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 during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 20 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp 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 _____
(5) If water is to be used for other purposes describe: _____

MICROFILMED BY NIDEL

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	19E	19			40														40

Total number of acres to be irrigated 40

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

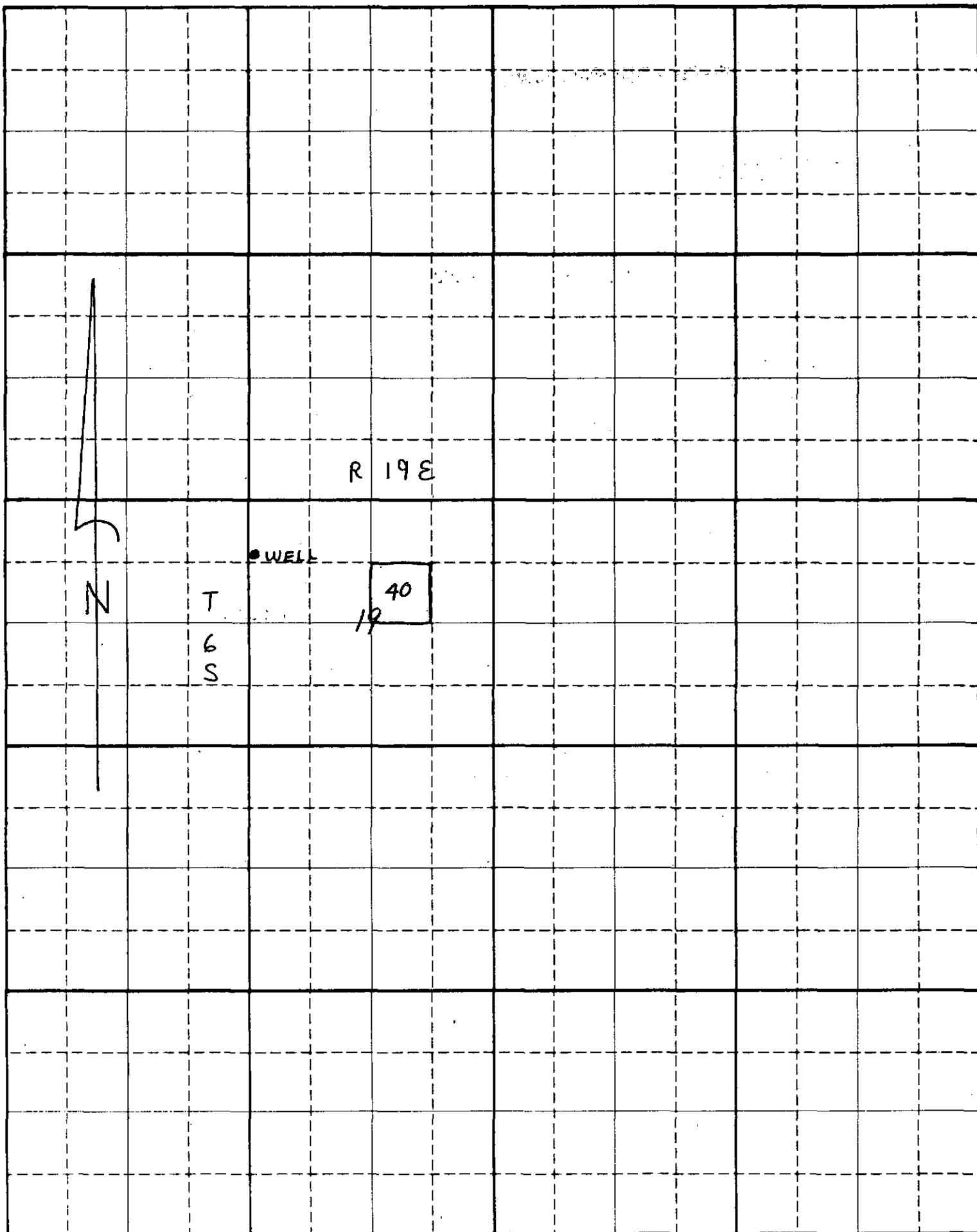
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks _____

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



Scale: 2 inches equal 1 mile

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

Garth J. Fowles
(Applicant)

Proposed Priority 5/22/78

Received by df Date 5-22-78 Time 10:30 AM.

Preliminary check by JA Fee \$ 25.00 #10437

Received by Sm Date 5-22-78

Publication prepared by Sm Date 5/22/78

Published in Lincoln County Journal

Publication dates 6/1 & 6/8/78

Publication approved Sm Date 6/12/78

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by LZ JC JS

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. 37-7716, 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 August 1, 1979.

c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 28th day of July, 1978.

L. Glen Saxton

Chief, Operations Bureau

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Lincoln } SS.

JUN 12 1978

Department of Water Resources
Southern District Office

Melba Thorne being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, 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 1 day of June, 1978, and the date of the last publication was on the 8 day of June, 1978.

Melba Thorne

Subscribed and sworn to before me this June day of 8, 1978
(SEAL)

Mary Anne Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice
Number of Insertions
Lines tabular at 315c
52 Lines straight at 21c 10.92
Subsequent lines at 15c 7.90
TOTAL COST 18.72

MICROFILMED

COPY OF NOTICE

(Paste Here)

Water Permit
TITLE OF NOTICE

Fowers - 37-7716
PLAINTIFF ATTORNEY

DEFENDANT

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Arvel J. &/or June E. Fowers, District Id. 83324 has on 5/22/78 submitted Application No. 37-7716 for a permit to appropriate 0.80 cubic feet per second of water from ground water by means of well, motor, & sprinkler system within the NW 1/4 NW 1/4, Sec. 19, Twp. 6S, Rge. 19E., B.M., Lincoln County to be used from Mar. 15 to Nov. 15 for Irrigation purposes of 40 acres within the SW 1/4 NE 1/4, Sec. 19, Twp. 7S, Rge. 19E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before June 19, 1978.

/s/ C. Stephen Allred
Director

Pub: 6-1, 6-8

TRUSTEE ELECTION

Notice is given that an election will be held May 5 from 1 to 7 P.M. at the Richfield Library to elect one trustee for a term of 5 years. Nominations may be filed with the Secretary until June 2, 1978.

Violet Lemmon,
Secretary, Richfield
Library District

L/2tc/5/25

VERIFIED DJ

5-29-85

WATER RIGHT NUMBER 37-7716

OWNER LAST NAME - FOWERS

FIRST NAME - ARVEL J.

ORIG OWNER -

OWNER LAST NAME - FOWERS

FIRST NAME - JUNE E.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - DIETRICH

STATE - ID ZIP CODE - 83324

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 05-22-1978 COUNTY - LINCOLN

TOTAL DIV. RATE -

.7800 -CFS

TOTAL DIV. VOLUME - 156.00 AFA TRFR/AMEND - A

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNW 19 06S 19E LOT 03 REDIV -

0.0 0.0 0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

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

USE DIV. RATE -

.7800 CFS

USE DIV. VOLUME -

156.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 06S RNG 19E SEC 19 TRACT SENW LOT 06 AC 39

DECREE NAME -

DATE -

TOTAL ACRES

39

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 08-01-1979 PERMIT/DENIED - 07-28-1978 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL - 018 05 08

DIVERSION MEANS - WELL & SPRINKLERS.

3/79

IDENT. NO. 37-7714

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

WATER RIGHT
DATA ENTRY LOG[illegible]



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

December 12, 1979

Arvel & June Fowers
Route # 1 Box 7A
Dietrich, Idaho 83324

Dear Mr. & Mrs. Fowers,

RE: Permit No. 37-7716

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

Sincerely,

A handwritten signature in cursive script, reading "Jan Grover", is written over the typed name and title.

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED

November 8, 1979

Re: Permit No.'s 37-7716 & 37-7726

Arvel J. &/or June E. Fowers
Route #1, Box 7A
Dietrich, ID 83324

Dear Mr. & Mrs. Fowers:

A representative of this Department made an examination of the works covered by your Permit No.'s 37-7716 and 37-7726 on May 31, 1979, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 37-7716 - 0.78 cfs Source: groundwater
 37-7726 - 0.82 cfs

The maximum quantity diverted shall not exceed 156 acre feet - 37-7716
and 164 acre feet - 37-7726 per year.

Point of diversion: Lot 3, Sec. 19, Twp. 6S, Rge. 19E, B.M.

Beneficial Use: 37-7716 - Irrigation of 39 acres within Lot 6, Sec. 19;
37-7726 - Irrigation of 41 acres within Lot 3, Lot 4, & Lot 5, Sec. 19, all
in Twp. 6S, Rge. 19E, B.M.

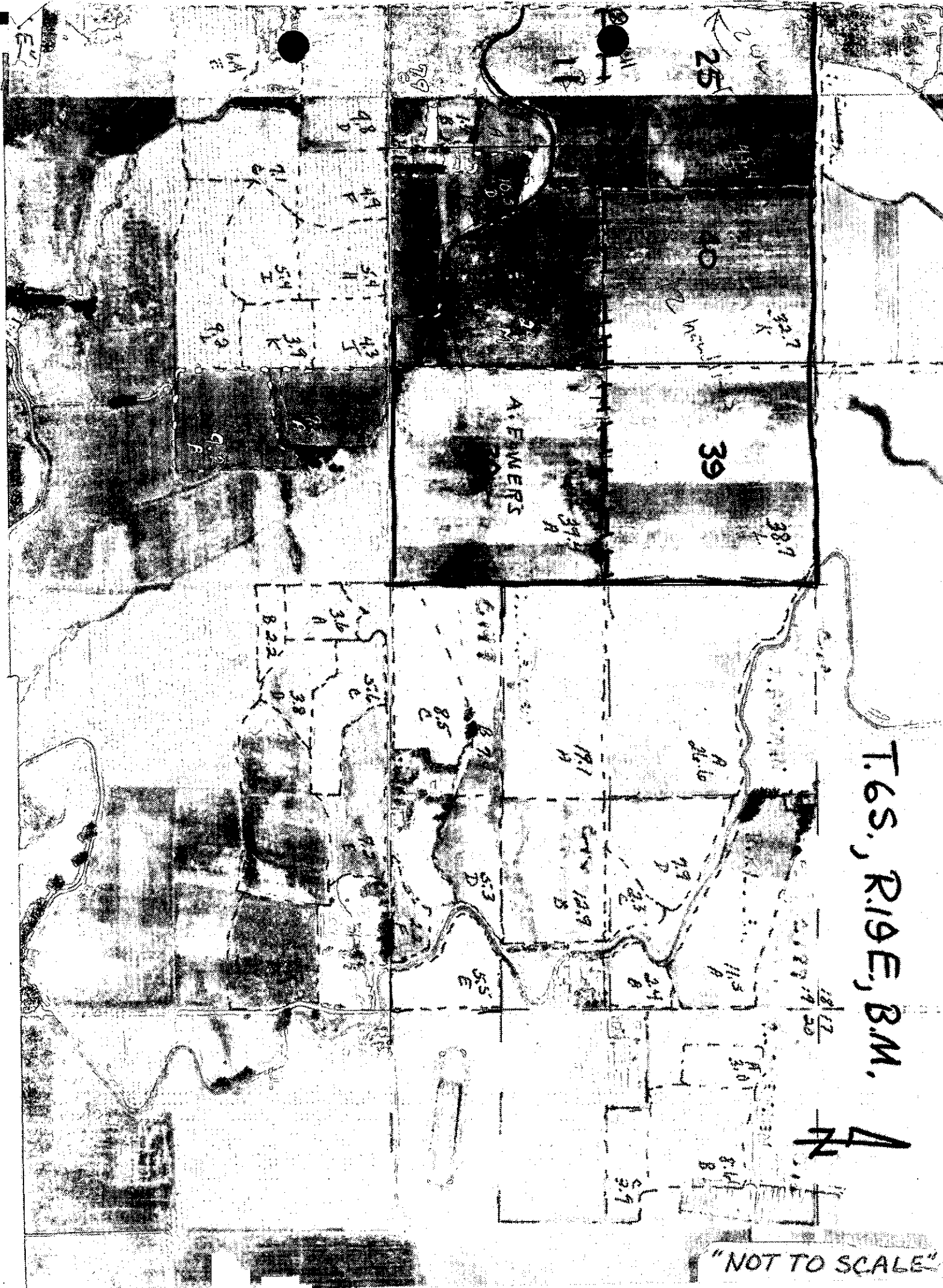
Priority date established: 37-7716 - May 22, 1978
 37-7726 - August 10, 1978

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

Sincerely,

JAN GROVER
Water Rights Supervisor

Condition: The maximum rate of diversion for the well covered by these two licenses shall not exceed 3.30 cfs when they are combined with Water Right No. 37-7314.



T.6S., R.19E., B.M.

4

"NOT TO SCALE"

FIELD REPORT

RECEIVED

Phone _____
JAN 30 1979
Phone _____

Department of Water Resources

~~Southern District Office~~

(name spring, stream, etc.)

2. Source of water supply: Groundwater ☒ Surface water ☐

Tributary to _____

3. Water will be used for the following purposes:

Amount 0.8 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from 3-15 to 11-15
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

Permit No. 37-7714
Examination for 6/2

6136-2C

4. Total amount to be appropriated:

Max Rate of Diversion 0.8 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 45 N/S, Range 19E E/W, B.M., Section 19, Subdivision 1/4 1/4,

Township_____N/S, Range_____E/W, B.M., Section_____, Subdivision_____1/4_____1/4,_____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Other Points of Diversions: _____

Description of diverting works: 20" x 250'; 200 Hp pump, mainline to handline sprinklers

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

MICROFILMED

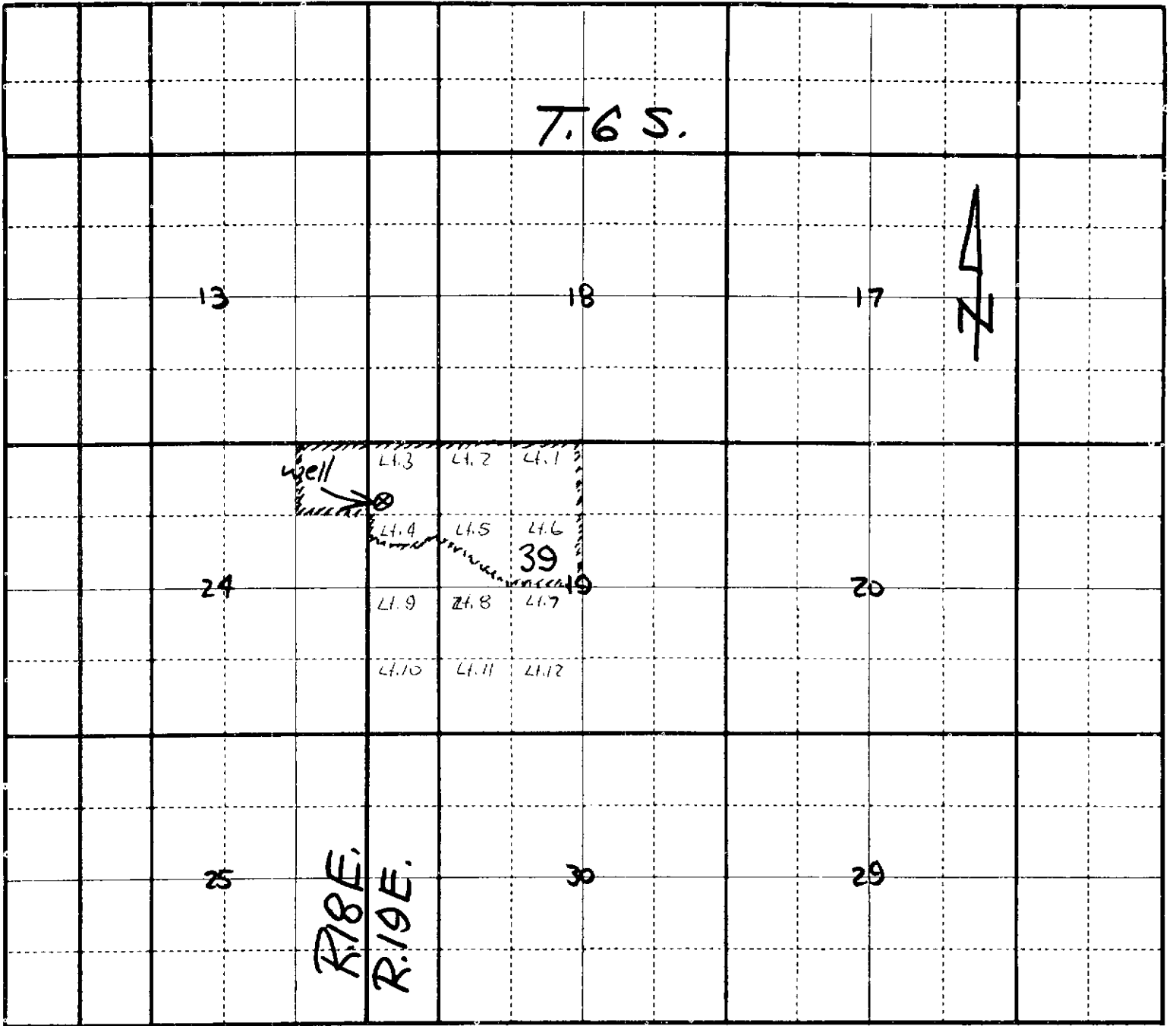
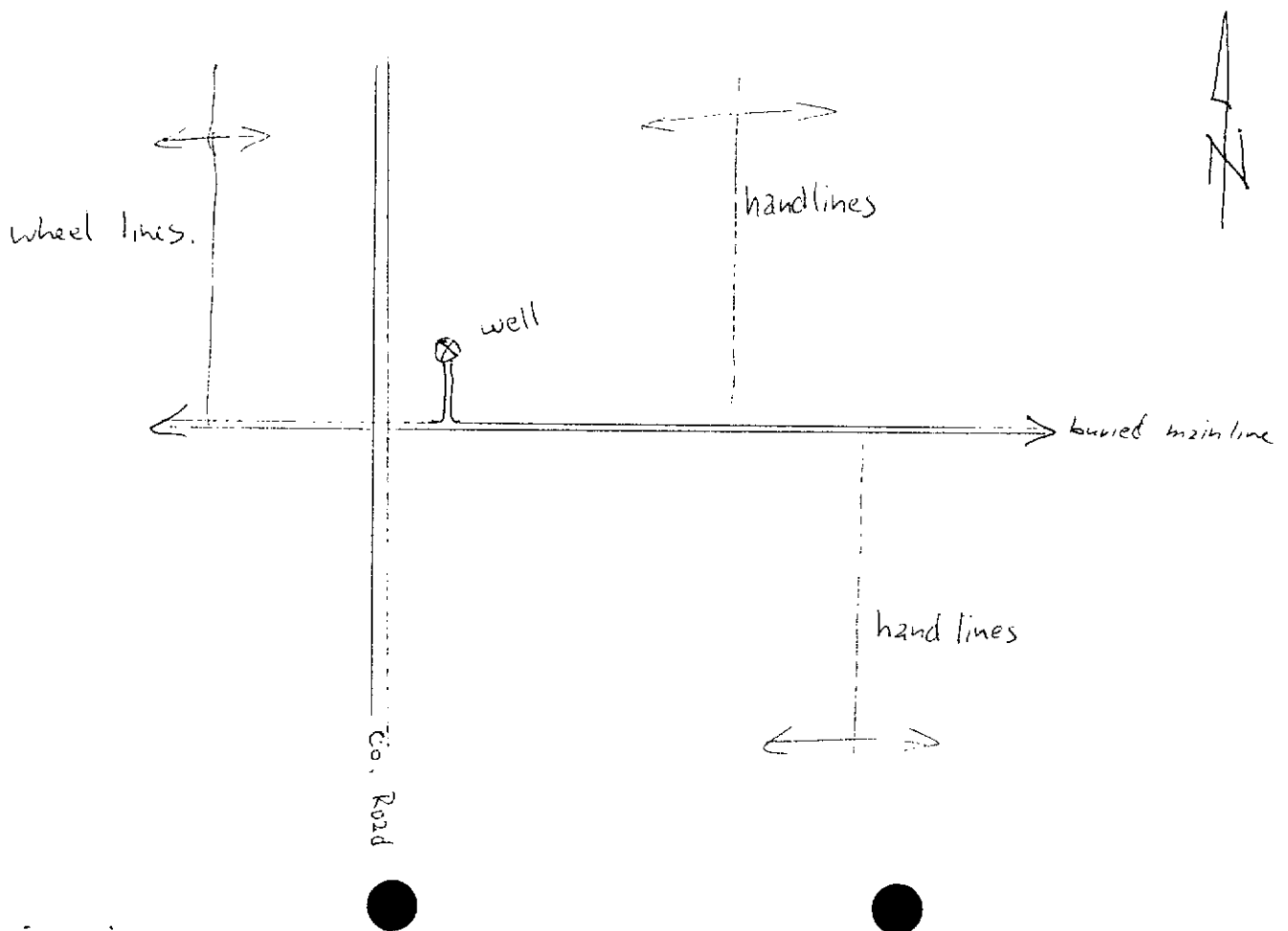


Diagram of System



DATE OF EXAM May 31, 1979

ACREAGE
Found 220
Recommended 39

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 0.78 c.f.s. V = 156.0 AF/Ann. from Mar. 15 to Nov. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no X

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

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

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

Total Q measured 3.30 cfs Method of measurement In line pipe meter

Total Q recommended 0.78 cfs Meter No. 74 10 359 Type McCrometer Condition Good

Total V recommended 156.0 A.F./Ann.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$Q_{meas.} = (0.010 \text{ A.F.} / 2 \text{ min } 12.2 \text{ sec}) \Rightarrow 3.30 \text{ cfs}$

$Q_{rec.} = (39 \text{ Acres} \times 0.02 \text{ cfs/acre}) \Rightarrow 0.78 \text{ cfs}$

$V_{rec.} = (39 \text{ Acres} \times 4.0 \text{ A.F./Ann/Acre}) \Rightarrow 156.0 \text{ A.F./Ann.}$

SYSTEM DESCRIPTION:

A 200 H.P. U.S. Motors, ID # C2691-01-241 R4-00366 drives a Verti-Line Aurora pump, serial V74-00433 which is rated with 8 stages @ 1450 gpm @ 430' TDH. This system irrigates 220 Acres with 12 hand lines and 2 wheel lines. The handlines have 30 WS Rainbird sprinklers with 9/64" nozzles.

REMARKS:

Mr. Fowers was present during exam.
At time of exam pipeline at pump registered 60 psi
Other rights covering remainder of land being irrigated are
37-7314 & 37-7726
7 stanks well not same land.

Examiner's Signature John D. Merritt Date 6/4/79

Checked by J. E. Stanton Date 6-7-79

Approved by _____ Date _____



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 24, 1979

Arvel J. &/or June E. Fowers
Dietrich,
Idaho 83324

Dear Mr. and Mrs. Fowers:

Re: Permit No. 37-7716

Enclosed is a copy of the approved application for amendment.

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Twin Falls.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM Allen Merritt

DATE December 28, 1978

TO File

SUBJECT Amendment

In Summer of 1978, I did a field exam on lands owned by Mr. Fowers. At that time it was noted that an error was made in describing Mr. Fowers land on his Application No. 37-7716. The error was caused by neglecting the correction lots in that section (Sec. 19). At that time I proposed that an amendment be made. Since Mr. Fowers has already submitted proof and he physically is not going to change the location of his P.D. or P.U., I feel it may be unnecessary to advertise the amendment.

/s/ Allen Merritt

SIGNATURE

MICROFILMED

Identification No. _____

Permit No. 37-7716

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Arvel J. &/or June E. Fowers Department of Water Resources
Southern District Office
Southern District

b) Post Office Address Route 1 Box 7A, Dietrich, Idaho

2. Permit Number 37-7716

3. Date of Priority that you are prepared to establish 5-22-78

4. a) Source from which water was appropriated ground water

b) Location of the point of diversion: $\frac{1}{4}$ Lot 3 $\frac{1}{4}$, Section 19

Township 6S, Range 19E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 0.80 cfs for irrigation purposes from Mar 15 to Nov 15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 0.80 cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: amount applied for

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works:

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 20" X 250' well, 200 hp pump, main line to handline sprinklers

b) Describe the type and size of measuring device which you have installed at your point of diversion:

10" McGrometer flow meter

c) Give well driller's name and address and the date the well was completed:

George Roessler, Shoshone, Idaho. Completed 1973.

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

Exam typed 1-24-79 by sf

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	19E	19								40									40

Total number of acres irrigated 40

10. Remarks: _____

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

Nov 1 78 (Date) Carol J. Fournier (Signature)

State of Idaho)
) ss.
 County of Twin Falls)

On this 1st day of November, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Loren O. Halmer
 Notary Public residing at Twin Falls, Id.

My commission expires Life



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

August 2, 1978

Re: Permit No. 37-7716

Arvel J. &/or June E. Fowers
Dietrich,
Idaho 83324

Dear Mr. and Mrs. Fowers:

Your approved copy of Application for Permit No. 37-7716 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.

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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

37-7716 - Powers

STAFF REVIEW - STATE OFFICE

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

Copies Sent To:

☒ Idaho Health Department	☒ U.S.F.S.
☒ Idaho Fish & Game Dept.	☒ Dept. of Lands
☒ Bureau of Land Management	☒ Other

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

Check:

Critical G.W. Area ☐ yes ☒ no

Other rights on same land

None platted

are there other
land irrigated w/ same
well? J.J.
OK/

Withdrawals of all protests received ☐ yes ☐ no

Conditions:

ID Power Co. Letter - Snake R. ☐

ID Power Co. Letter - G.W. & Tribs. ☒

Snake River Condition ☐

Payette River Letter ☐

Priority Date 5/22/78

Water Quality #16 ☐

Water Quality #10 ☐
intrastate ☐ interstate ☐

Meas. Dev. or Sc. Meas. no

Totalizing meter ☐

Supplemental ☐

Right-of-Way Cond. ☐

Watermaster Cond. ☐
Wtr. Dist No. ☐

Meas. Dev. Cond. for apps within
a Water Dist. ☐

Jan Grover
Reviewer
7/26/78
Date

RECEIVED
MIDWESTERN
FLOOD CONTROL
DISTRICT

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 37-7716 - Arvel J. &/or June E. Fowers

☒ 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) JS 5-22-78

In form to receipt

(2) JS 5-22-78

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) _____

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) Sm 6/12

Affidavit of Publication received (date) 6/12/78

(12) Sm 5/22

Final date for protests June 19, 1978
Protests received: yes _____ no _____

(13) LH 7-19-78

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

(14) LH 7-19-78

Action recommended:

☒ Approve _____ Deny

5-22-78 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. Halmer Date 7-19-78

RECEIVED
JUL 21 1978

Department of Water Resources

MICROFILMED

cc. Sent to Boise 5/23/78 Sm

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Arvel J. &/or June E. Fowers
Dietrich, ID 83324
has on 5/22/78 submitted Application No. 37-7716
for a permit to appropriate 0.80 cubic feet per second ~~acres feet per annum~~
of water from ground water
by means of well, motor, & sprinkler system
within the NW1/4, Sec. 19, Twp. 6S, Rge. 19E., B.M., Lincoln County

to be used from Mar. 15 to Nov. 15
for Irrigation purposes of 40 acres

within the SW1/4, Sec. 19, Twp. 7S, Rge. 19E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before June 19, 1978.

C. STEPHEN ALLRED

Director

Published in the Lincoln County Journal
on 6/1 and 6/8/78

RECEIVED
JUN 20 1978

SHONI LEGAL we *OK 5/21/78*
**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Arvel J. &/or June E. Fowers, Dietrich, Id. 83324 has on 5/22/78 submitted Application No. 37-7716 for a permit to appropriate 0.80 cubic feet per second of water from ground water by means of well, motor, & sprinkler system within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 6S, Rge. 19E., B.M., Lincoln County to be used from Mar. 15 to Nov. 15 for Irrigation purposes of 40 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, Twp. 7S, Rge. 19E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before June 19, 1978.

/s/ C. Stephen Allred
Director

Pub: 6-1, 6-8

May 22, 1978

Lincoln County Journal
P. O. Box 704
Shoshone, ID 83352

Re: Application for Permit No. 37-7716 - Arvel J. &/or June E. Fowers

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Terry G. Blau
Acting Southern Region Supervisor

TGB:sm

Enc.

Bill submitted: _____