

True Copy on record

54524

STATE OF IDAHO, COUNTY OF GOODING, ss.

Filed for record at the request of *Irvin P. Martlett*

5 min. past 11 o'clock A. M. this 23 day

of April, 1975

MARGARET A. CLEMENTS Recorder

By *Donna Beath*, Deputy

Received
Index

WARRANTY DEED

For Value Received

Irvin P. Martlett and Gayle F. Martlett, husband and wife at all times during
ownership of certain land and interest therein unto
The Gooding Co. North, East, South and West unto
D. E. Byron and Paula E. Byron, husband and wife, P. O. Box 632, Ward Cove, Alaska
the grantors, the following described premises in Gooding County, Idaho, to wit:

Tract 1, South 1/4, Section 14, East of the Boise Meridian,
Gooding County, Idaho

Section 23, East 1/4 of the 36th, lying North of the Union Pacific
Railroad right of way, beginning therefrom that part of the
N 1/4, S 1/4, E 1/4, lying South of the State boundary of an irrigation ditch
as the same existed on May 22, 1973.

AND a strip of land 25 feet wide lying parallel with the North
boundary of the Union Pacific Railroad right of way in the N 1/4
of said Section 23, beginning and intersecting with the county
road on the west end continuing to the South boundary of the N 1/4
of said Section 23.

Containing 11 acres.

TO HAVE AND TO HOLD the above described premises unto the said
Grantees, their heirs and assigns forever, and the said Grantors do hereby covenant to and with
the said Grantees, that each of them is the owner of said premises; that they are free from
all incumbrances.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: March 21, 1975

Irvin P. Martlett

Gayle F. Martlett

NOTARY PUBLIC

State of Idaho
County of Gooding

on the 21st day of March A.D. 1975

personally appeared before me Irvin P. Martlett and Gayle F. Martlett,
husband and wife.

the execution of the within instrument, and they acknowledged to me that they
executed the same.

Witness my hand and Gooding County, Idaho

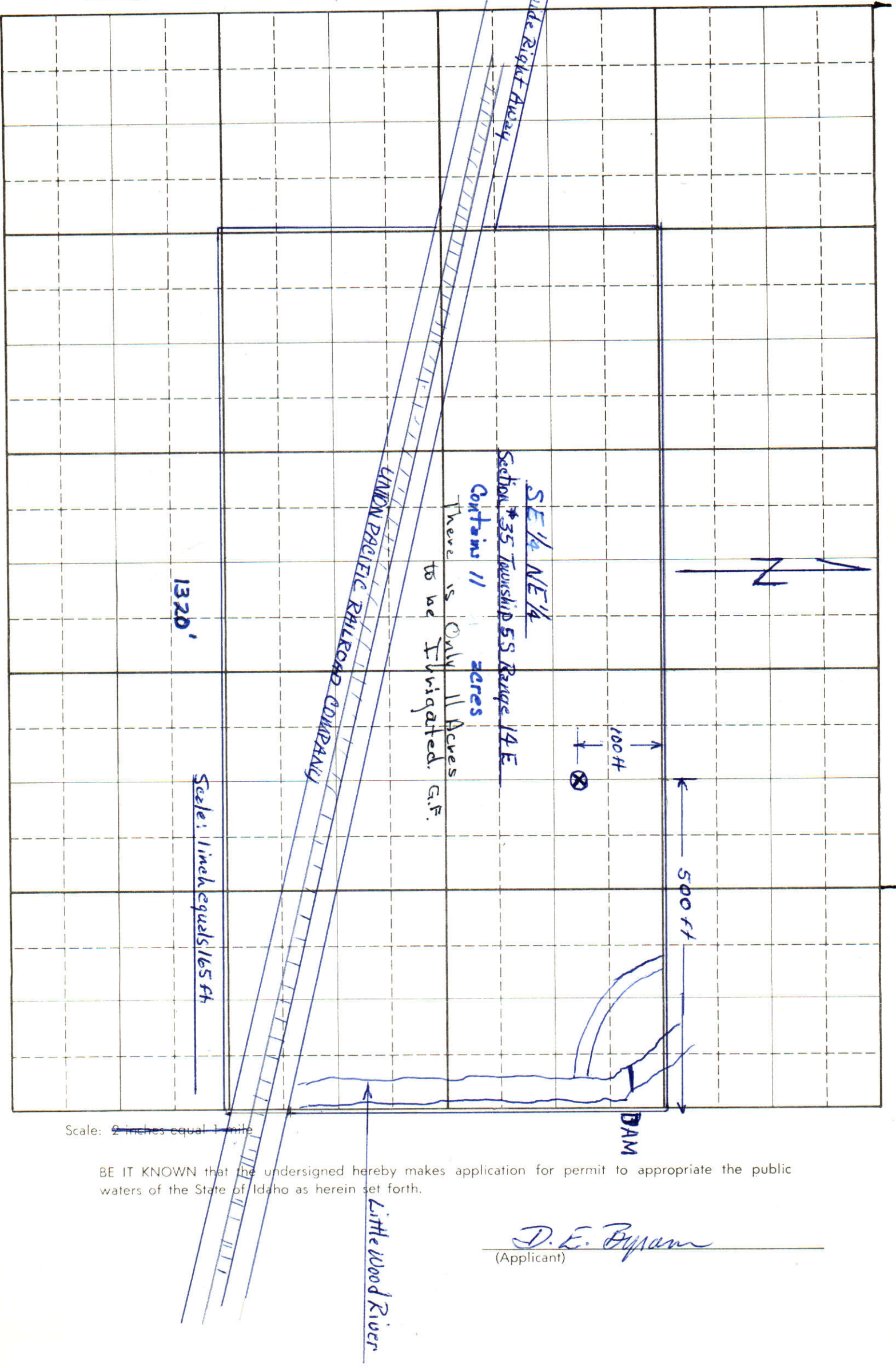
My Commission expires: April 1, 1976

Mail sent to:
D. E. Byron
P. O. Box 632
Ward Cove, Alaska 99901

Mail tax notice to:
D. E. Byron
P. O. Box 632
Ward Cove, Alaska 99901

Rd.

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



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.

D. E. Dyanam
(Applicant)

AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Gooding } SS.

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

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 17 day of June,

19 76, and the date of the last publication was on the 24

day of June, 19 76.

Kim R. Compton
Subscribed and sworn to before me this 24

day of June, 19 76.
(SEAL)

Gordon Harris
NOTARY PUBLIC

GOODING COUNTY LEADER Gooding, Idaho COST OF PUBLICATION

Number of Lines in Notice 32 32
Number of Insertions 2 2
Lines tabular at 315c
32 Lines straight at 32 21c 6.72
32 Subsequent lines at 32 15c 4.80
TOTAL COST 11.52

COPY OF NOTICE

(Paste Here)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that D.E. Byram, P.O. Box 413, Douglas, Alaska 99824 has on 6-8-76 submitted Application No. 37-7491 for a permit to appropriate 0.26 cubic feet per second of water from groundwater by means of well and pump within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 5S, Rge. 14E, B.M., Gooding County to be used from March 15 to November 15 (irrigation) January 1 to Dec. 31 (domestic) for irrigation and domestic purposes within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 5S, Rge. 14E, 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 July 5, 1976.

/s/ R. KEITH HIGGINSON
Director

Pub: 6-17, 24

RECEIVED

JUN 30 1976

Department of Water Resources
Southern District Office

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight 21c
7 pt. per line, tabular 315c
7 pt. per line, successive
insertions 15c

No 874

MICROFILMED



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7491 Priority June 8, 1976 Amount 0.06 cfs

THIS IS TO CERTIFY, that V. D. Rosander
of Gooding, Idaho, has complied with the terms and conditions of Permit
No. 37-7491 issued pursuant to Application for Permit dated June 8, 1976,
and has submitted proof to the Department of Water Resources on June 1, 1981,
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 0.06 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
Irrigation	from <u>March 15</u> to <u>November 15</u> at	<u>0.06</u> cfs and	<u>6.0</u> acre feet
Domestic	from <u>January 1</u> to <u>December 31</u> at	<u>0.04</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 0.06 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
7.2 acre feet per year, said waters to be diverted within the SE 1/4 NE 1/4 Section 35,
Twp 5S, Rge 14E in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 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	
5S	14E	35				2									2

Total number of acres irrigated 2

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 15TH day of DECEMBER, 19 83.

Acting for the

Director

Norman C. Young

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT C.F.S.
~~Original Permit~~	~~37-7491~~	~~D. E. Byram~~	~~.26 cfs~~
Full Assignment	37-7491	V. D. Rosander	.26 cfs

ORIGINAL FILED

RECEIVED

RECEIVED

RECEIVED

State of Idaho

OCT 26 1981

Department of Water Resources NOV 18 1981

Department of Water Resources
Southern District Office

ASSIGNMENT OF PERMIT

Department of Water Resources OCT 26 1981

Department of Water Resources
Southern District Office

ok to process
11/10/81

I, D. E. Byram, hereby assign to V. D. Rosander
of P. O. Box 1088, Colstrip, MT 59323
Address See address on attached sheet

CHECK ONE



All my right, title, and interest in and to Permit No. 37-7491
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 21st day of October, 19 81.

D. E. Byram
Permit Holder

Spouse of Permit Holder

Alaska
State of ~~Idaho~~)
Third Judicial District) ss.
County of _____)

On this 21st day of October, 19 81, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Elizabeth D. Culley
Notary Public residing at
Soldotna, Alaska

My commission expires:
1-4-83

RECEIVED

37-7491

Identification No. _____

Application No. 377491

APPROVED

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT**

RECEIVED

MAY 3 1976

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

Department of Water Resources
Southern District Office

1. Name of applicant D.E. BYRAM Phone: 907-364-3138
post office address P.O. BOX 413 DOUGLAS, ALASKA 99824
2. Source of water supply GROUNDWATER which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 5S
Range 14E B.M. GOODING 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 0.22cfs for IRRIGATION purpose from MARCH 15 to NOV. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04cfs for DOMESTIC purpose from JAN. 1 to DEC. 31 (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. 0.26 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. WELL and PUMP

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 8 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 FIVE years.
b. Estimated construction cost is \$NT. KWN.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 5S
Range 14E 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 1.
(5) If water is to be used for other purposes describe: _____

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	
5S	14E	35				11													11

Total number of acres to be irrigated 11

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 Township 5 South, Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 35: That part of the S 1/2 NE 1/4 lying North of the Union Pacific Railroad Company right of way, EXCEPTING THEREFROM that part of the NE 1/4 SE 1/4 NE 1/4 lying North of the South boundary of an irrigation ditch as the same existed on May 22, 1973.

AND a strip of land 25 feet wide lying parallel with the North boundary of the Union Pacific Railroad right of way in the N 1/2 NE 1/4 of said Section 35, beginning and intersecting with the county road on the West and continuing to the South boundary of the N 1/2 NE 1/4 of said Section 35.

containing 11 acres.

See attached copy of Warranty Deed dated 4/23/75 #54524

County

True Copy on record

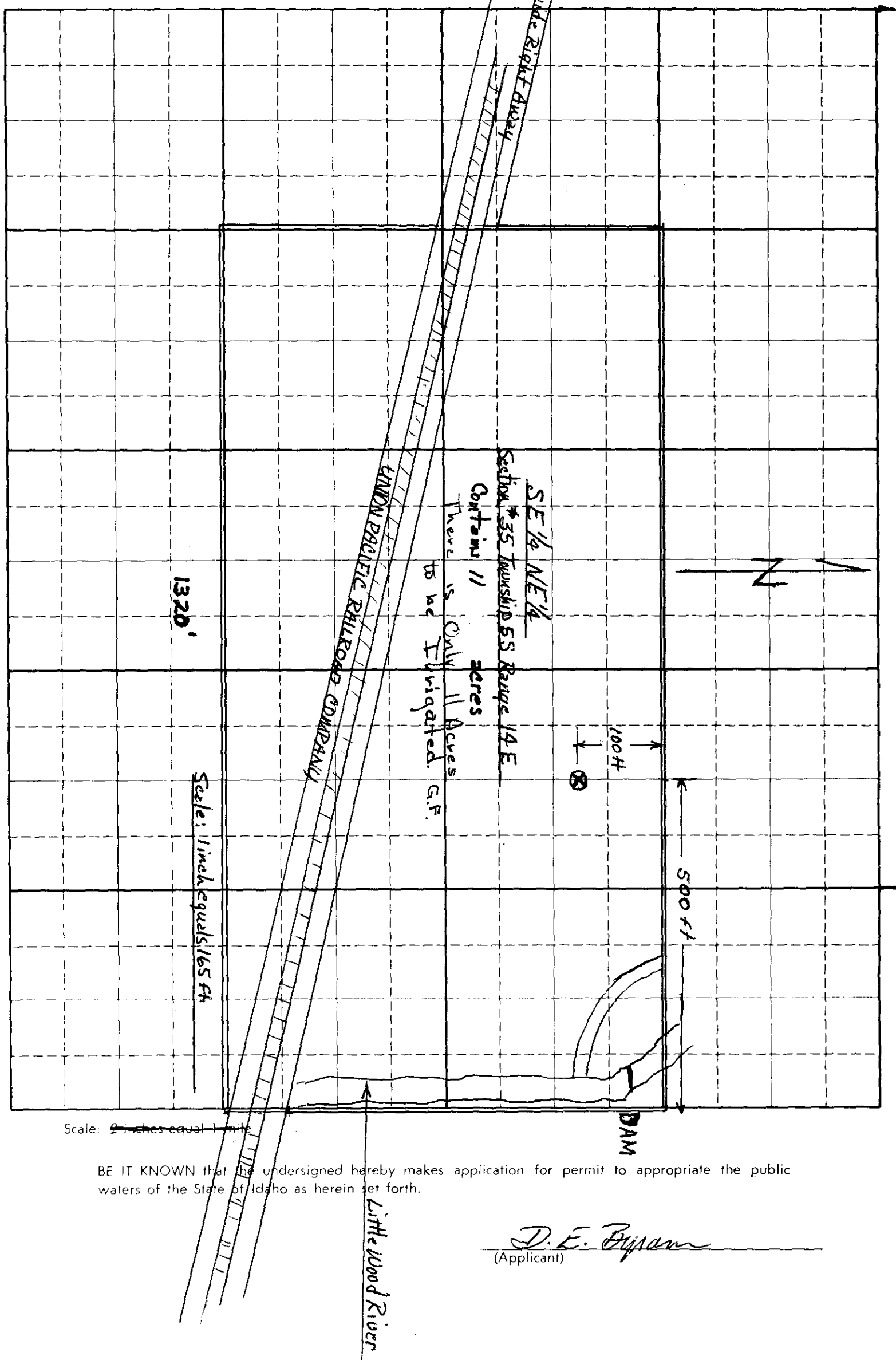
WATTS

At a Court of Sessions held at the City of London on the 14th day of March 1884.

The following cases were called on and tried by the Court.

THE PEOPLE v. [Name]
[Name] appeared for the defence.
[Name] appeared for the prosecution.
The Court considered the evidence and found [Name] guilty of [crime].
[Name] was sentenced to [punishment].

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



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.

D. E. Byram
(Applicant)

Proposed Priority 6-8-76

6-8-76 RESUBMITTED

Received by CC Date 5-2-76 Time 8:00 a.m.

Preliminary check by H.F. Fee \$ 25.00

Receipted by CC Date 5-20-76

Publication prepared by pj Date 6-9-76

Published in Gooding County Leader

Publication dates June 17 and June 24

Publication approved _____ Date _____

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by mls DRT

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. 37-7491, and said application is hereby APPROVED.

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

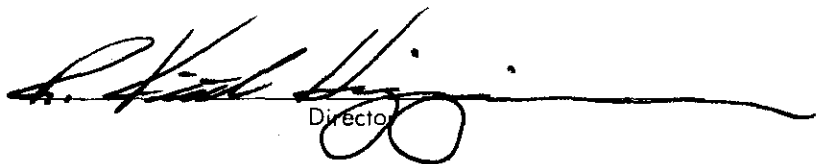
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 19 81.

c. Other: _____

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

Witness my hand this 19 day of July, 19 76.


Director

AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Gooding } SS.

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

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 17 day of June

19 76, and the date of the last publication was on the 24

day of June, 19 76.

Subscribed and sworn to before me this 24

day of June, 19 76.
(SEAL)

G. Allen Harris
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>32</u>	<u>32</u>
Number of Insertions	<u>2</u>	<u>2</u>
Lines tabular at	315c	
<u>32</u> Lines straight at <u>32</u>	21c	<u>6.72</u>
<u>32</u> Subsequent lines at <u>32</u>	15c	<u>4.80</u>
TOTAL COST		<u>11.52</u>

COPY OF NOTICE

(Paste Here)



2491

OK 428
6-30-76

RECEIVED

JUN 30 1976

Department of Water Resources
Southern District Office

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

14783

No 874

December 16, 1983

RE: Permit No. 37-7491

V. Rosander
Rt. 1, Box 13AA
Gooding, ID 83330

Dear Mr. Rosander:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

10 DAY LICENSE REVIEW

License vs. Permit

- No. correct (A) & (B)
- ✓ Priority date correct
- Amount equal to or less than ✓
- ✓ Name same ✓
- ✓ Permit date correct
- ✓ Proof due date correct
- ✓ Source correct
- ✓ Use correct
- ✓ Period of use/use correct
- ✓ Rate of diversion/use equal to or less than ✓
- ✓ Point of diversion description same or different
- ✓ County same
- ✓ Place of use description same or different

License vs. Field Exam

- ✓ Amount for rate of diversion correct
- ✓ Capacity correct
- ✓ Amount for each use correct
- ✓ Total amount correct
- ✓ Volume for each use correct
- ✓ Total volume correct
- ✓ Field exam showing p/d correct
- ✓ Field exam showing p/u correct
- Wd ✓ Does field exam show more land irrigated than permit allows?
- ✓ Overlap review complete
- ✓ Conditions of approval correct N/A

Cover Letter vs. License

- ✓ Name correct
- ✓ Number correct
- ✓ Amount correct
- ✓ P/D description correct
- ✓ P/U description correct
- ✓ Priority correct
- ✓/A Conditions correct

MICROFILMED

Name

Jmi

Date

11-4-83



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

November 4, 1983

V. Rosander
Rt. 1, Box 13AA
Gooding, ID 83330

Dear Mr. Rosander:

A representative of this Department has made an examination of the works covered by your Permit No. ³⁷⁻⁷⁴⁹¹, and has found the following:

Amount of water ^{0.06 cfs} that can be recognized as ^{a groundwater source} beneficially used under Idaho law: Source: 7.2

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

~~SE 1/4~~ Section 35, Twp 5S, Rge 14E

Point(s) of diversion:

^{Domestic use for 2 homes and irrigation of 2 acres}
located in ~~SE 1/4~~, Sec. 35, Twp 5S, Rge 14E
Beneficial use:

June 8, 1976

Priority date established:

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:kw

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

37-2491
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 7-16-1982 Accompanied by Harold Byram Total Q measured -
If source is surface water, estimate total flow of source _____
Methods of measurement - Meets Permit requirements? ☒

Measurement calculations:
Flow: 2 acres irrigated x .03 cfs/acre = 0.06 cfs
2 domestic uses x .02 cfs/home = 0.04 cfs
Volume: 2 ac x 4.0 AFA/acre = 8.0 AFA
2 ac x 3.0 AFA/acre = 6.0 AFA per annum
2 homes at .6 AFA/home = 1.2 AFA
1.6 AFA/home = 1.6 AFA
 $V = .06 \times 1.9835 \times 214 = 25.5$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	2	Baker	-	Baker	-	-	-	

System Description submersible pump, well, two mobile homes, sprinklers

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement = <u>4.0-3.0</u> AFA/Acre				
	Q (cfs)	V (afa)	FROM	TO	
<u>irrigation</u>	<u>0.06</u> ✓	<u>8.0</u>	<u>3-15</u>	<u>11-15</u>	
<u>domestic</u>	<u>0.04</u>	<u>1.2</u>	<u>1-1</u>	<u>12-31</u>	

Remarks New address for V.D. Rosander (permit assignee) is Route #1 Box 13AA, Hooding, Idaho, 83330.

Additional flow calculation: $Q = \frac{8.8 \times h.p. \times \text{eff.}}{\text{head}} = \frac{8.8 \times 2 \times .7}{128' + (2.31 \times 40 \text{ psi})} = .06 \text{ cfs}$

Therefore system can produce amount suggested above (no actual measurement taken).
Assume 40 psi operating pressure. Well log shows 128' to water.
No overlap reserves required
allow 2 house as it does not result in expansion of p...

MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: SE 1/4 NE 1/4 Sec. 35 T.5S R.14E (same as permit)

Place(s) of Use

[illegible]

Recommended Amendments: (same p/u as permit but less acres)

- ☐ 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 JF Stanton
Checked by Terry A. Blou
Approved by Kay Walker

Date 7-20-82
Date 2-10-83
Date 11/2/83

[illegible]

An aerial photograph of a land area, likely a survey or planning map. The map is divided into numerous irregular parcels, some of which are shaded in dark grey or black. Handwritten labels and numbers are scattered throughout the map, including:

- Top Left:** "A 170 (151a)", "B 53", "A 170 (151a)", "B 53", "A 170 (151a)", "B 53".
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Mr. James E. Stantor

Mr. Byram mailed to me the enclosed transfer of permit for my review.

The Colstrip, Montana address is only a temporary one for the next few months. Please mail all correspondence to the Idaho address, as shown below, which is also the same location as the permit.

1983
current
address

Thanks,

V. Rozander

Rt. 1 Box 13 AA

Gooding, Idaho 83330

RECEIVED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has conducted development to the extent shown below of Permit No. 37.7491.

Name(s) of Permit Holder: Vernald O. Rosander

Post Office Address: Rt 1 Box 13 AA

Gooding, Idaho 83330 Tel. No. 939-4205

Source of Water: Ground Water

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

Measuring Device. Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

Access Port. 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.

6-3-62
Date

V. Rosander
Signature of Permit Holder

RECEIVED

JUN 7 1982

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

PLACE
TEN CENT
STAMP
HERE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

November 18, 1981

V. D. Rosander
P.O. Box 1088
Colstrip, MT 59323

RE: Permit No. 37-7491

Dear Mr. Rosander,

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

If you have any questions on this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:jg

Enclosure





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

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

C. Stephen Allred
Director

June 17, 1981

D. E. Byram
P. O. Box 3901
Soldotna, AK 99659

RECEIVED
JUN 19 1981
Department of Water Resources

Re: Permit No. 37-7491

Dear Mr. Byram:

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.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Funderburg
Senior Water Resource Agent

GLF:marys

RECEIVED
JUN 22 1981
DEPARTMENT OF WATER RESOURCES

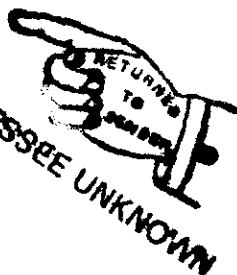
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

House
se, Idaho 83720

Department of Water Resources

MAY 11 1981

RECEIVED



ADDRESSEE UNKNOWN

D. E. Byram
P. O. Box 413
Douglas, AK 99824

sent to:

P.O. Box 4060

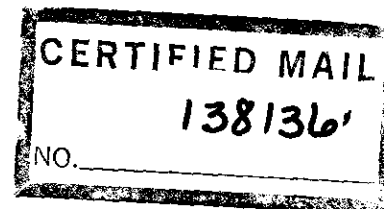
Kenai, AK

99611

per Harding Co. Assessor
5-14-81



93





RECEIVED



JUN 1 1981

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 37-7491.

Name(s) of Permit Holder: D. E. Byram

Post Office Address: P.O. Box 3901

Soldotna, AK 99669

Tel. No. 262-9750

Source of Water: Well - 200 ft 8" casing

Extent of Use: ☒ Domestic Two (number of households)
☒ Stockwater 3 Beef Cattle (number and type of stock)
☒ Irrigation up to 4 Acres (acres)
☐ Other

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

Access Port: 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.

5/22/81
Date

D. E. Byram
Signature of Permit Holder

A. Kenneth Dunn
XXXXXXXXXXXX

138136

April 30, 1981

D. E. Byram
P. O. Box 413
Douglas, AK 99824

Dear Mr. Byram:

One of the conditions of approval of your water permit No. 37-7491 was that evidence of the extent of development must be submitted to this office on or before July 1, 1981. (See last page of your approved permit). Enclosed is a postcard which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted. A request for extension of time form is enclosed for your convenience. Please note that a fee of \$15.00 must be submitted with this form.

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

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosures



3/79

IDENT. NO. 37-7491

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]

July 20, 1976

Re: Permit No. 37-7491

D. E. Byram
P.O. Box 413
Douglas, Alaska 99824

Dear Mr. Byram:

Enclosed is a copy of your approved Application for Permit No. 37-7491 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 37-7491

☒ 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) LF 6-8-76

In form to receipt

(2) LF 6-8-76

Send Copies to:

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

(3) LF 6-8-76

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(4) ms 6-8-76

In form for advertising

(5) ms 6-8-76

Platted on Map No.

(6) ms 6-8-76

Located within Water District No.

(7) ms 6-8-76

Critical groundwater area: yes no ☒

(8) ms 7-7-76

Groundwater levels:

 Declining, ☒ Stable, Increasing

(comment)

(9) ms 6-8-76

Other rights on the same place of use

(10) ms 6-8-76

Comments:

(11) PI 6-30-76

Affidavit of Publication received(date) 6-30-76 PI

(12) ms 6-8-76

Final date for protests JULY 5, 1976
Protests received: yes no ☒

(13) ms 6-8-76

All requested information received from agencies or applicant: yes no

(14) ms 7-7-76

Action recommended:

☒ Approve Deny

Field Checked by

6-8-76 Proposed Priority

Date

Resubmitted Reason for Reduction

Comments

 Measuring device required

 See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Southern By Michael Steele Date 7-7-76

May 25, 1976

Mr. O. B. Byram
P. O. Box 413
Douglas, Alaska 99824

Gentlemen:

Please find enclosed your Application for permit No. 37-7491.

We are returning the application for the following reasons: Under Item 3a, 8a, b, and 11 do not agree. Under Item 11 (map of the proposed project) should relate to each of these items listed above.

Item 8b shows the description of the ground to be irrigated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, T5S, R14E. The map shows the ground S $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 35, T5S, R14E. These two items are entirely different locations, they should reflect the same.

Please correct the application and return to our office so we may continue processing your application.

Very truly yours,

Gary Funderburg
Senior Water Resource Agent

GF:cc

enc.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that D. E. Byram

P. O. Box 413, Douglas, Alaska 99824

has on 6-8-76 submitted Application No. 37-7491

for a permit to appropriate 0.26 cubic feet per second ~~XXXXXX feet per second~~

of water from groundwater

by means of well and pump

within the SE 1/4 Sec. 35, Twp. 5S, Rge. 14E, D.M., Gooding County

to be used from March 15 to November 15 (irrigation) January 1 to Dec. 31 (domestic)

for irrigation and domestic purposes

within the SE 1/4 Sec. 35, Twp. 5S, Rge. 14E, 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 July 5, 1976.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader

on June 17, 1976 and June 24, 1976

LEGAL — 1e

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that D.E. Byram, P.O. Box 413, Douglas, Alaska 99824 has on 6-8-76 submitted Application No. 37-7491 for a permit to appropriate 0.26 cubic feet per second of water from groundwater by means of well and pump within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 5S, Rge. 14E, B.M., Gooding County to be used from March 15 to November 15 (irrigation) January 1 to Dec. 31 (domestic) for irrigation and domestic purposes within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 5S, Rge. 14E, 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 July 5, 1976.

/s/ R. KEITH HIGGINSON
Director

Pub: 6-17, 24

OK
6-15-76

June 9, 1976

Gooding County Leader
Box 56
Gooding, Idaho 83330

Re: Application for Permit No. 37-7491 D. E. Byram

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,

Michael L. Steele
Southern Region Supervisor

MLS:pj

Enc.

Bill submitted: 6-30-76 *py*