

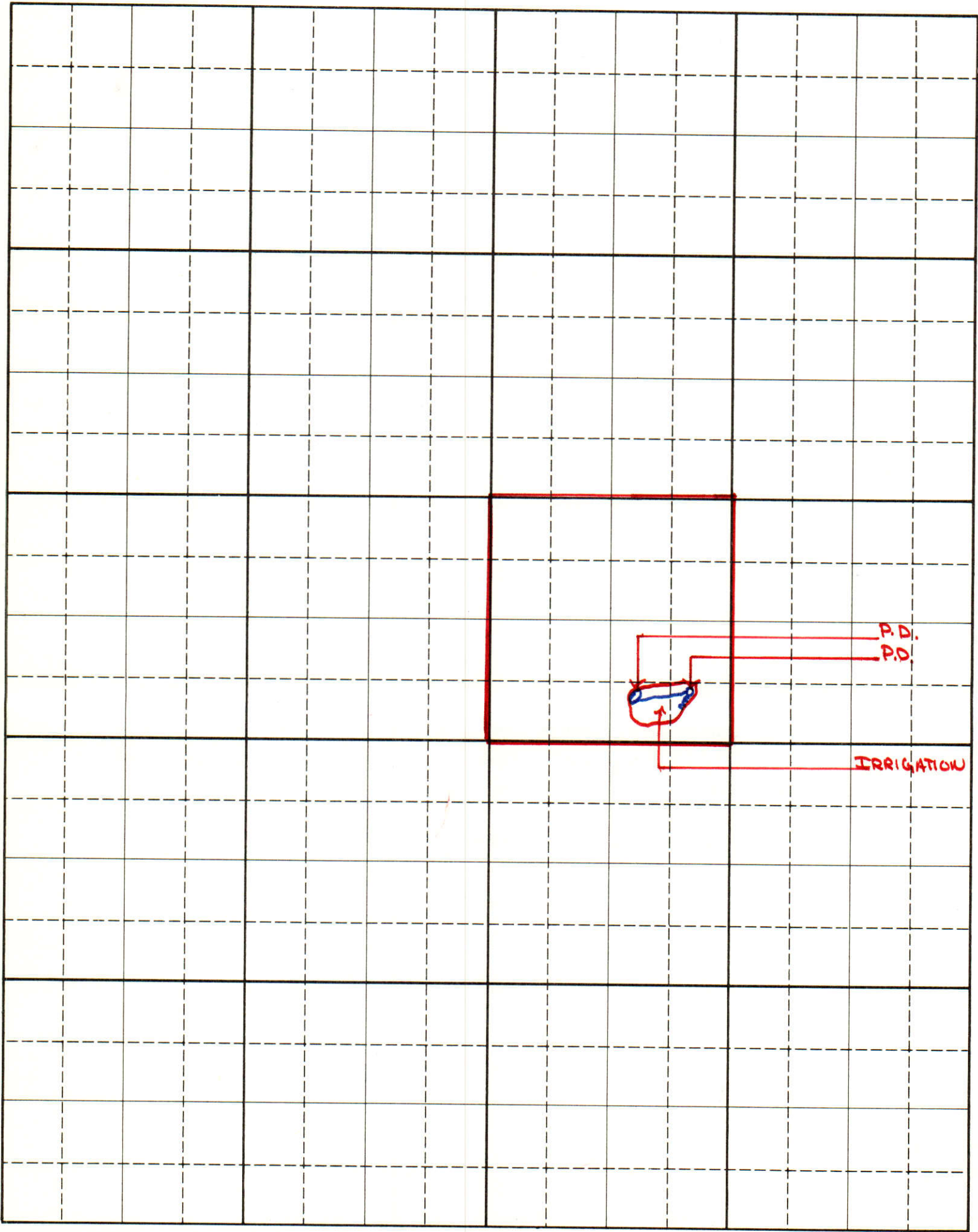
Sec. 21 Twp. 6 Rng. 13

Source: <http://www.fishbase.org>. Accessed 12/12/2011.



36 7330

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.

Joyce C. Menchaca
Juan N. Menchaca
(Applicant)

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Joyce C. Menchaca, Star Route, Bliss, ID has on April 24, 1973 submitted Application No. 36-7330 for a permit to appropriate 5.0 cubic feet per second of water from an unnamed springs, tributary of Snake River by means of pipeline, concrete headbox & sprinkler within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M., Gooding County to be used from Jan. 1 to Dec. 31 for domestic and fish propagation purposes and from March 15 to Nov. 15 for the irrigation of 20 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, 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 Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301 on or before May 21, 1973.

R. KEITH HIGGINSON.
Director

5-3-2tc

**NOTICE OF AMENDED
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Application for Permit No. 36-7330 in the name of Joyce C. Menchaca was filed for the diversion of 5.0 c.f.s. of water from Unnamed Springs, tributary of Snake River, with a point of diversion within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M., Gooding County, to be used for domestic and fish propagation from Jan. 1 to Dec. 31 and for the irrigation of 20 acres from Mar. 15 to Nov. 15 within NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M.

The applicant now proposes to amend Application No. 36-7330, assigning the permit to Joyce C. Menchaca and/or Juan N. Menchaca and requesting 5.0 c.f.s. of water from Unnamed Springs, tributary of Snake River, to be diverted within SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M., Gooding County, to be used for domestic and fish propagation from Jan. 1 to Dec. 31 and for the irrigation of 20 acres from Mar. 15 to Nov. 15 within S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M.

Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho 83301 on or before June 4, 1973.

R. KEITH HIGGINSON,
Director

5-17-2tc

RECEIVED
JUN 30 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT Department of Water Resources

A. GENERAL INFORMATION

Permit No. 37-7427

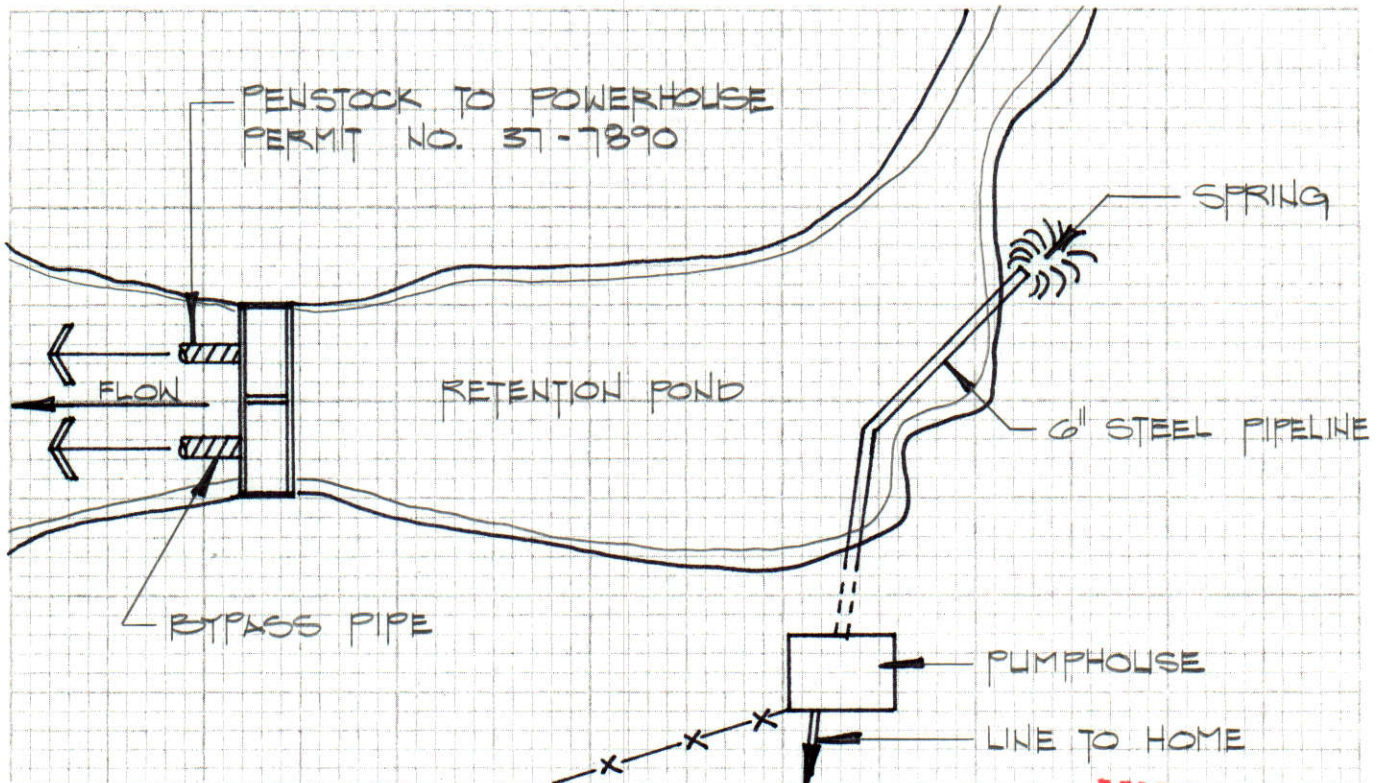
1. Owner: Juan Menchaca Phone No. _____
Current Address: Box 1125, Bliss, Idaho
2. Accompanied by: Gerald Martens EXAM. DATE: _____
Address: 1139 Falls Ave E, Twin Falls, Idaho Phone No. 734-4888
Relationship to Permit Holder: None
3. Source: Unnamed Spring tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: 37-7890
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = N.T.S.

2. ☐ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

MICROFILMED

FEB 08 1989



Pipe from Spring to Pumphouse



UNFILMED

FEB 08 1989

Pumphouse - Home in Background

SEP 23 1983
RECEIVED

SEP 30 1983

Department of Water Resources

To Whom it May Concern:

We have developed domestic
around house use of irrigation.
We have a pond - in stream
developed for aesthetic fish
pond. If this needs to be
amended for this, we
so do ask.

We would like a waiver
for a meas. Device at this
time. We plan to install
this under another permit
for power on the same
water source and see no
need for two.

Thank you for your
Consideration

by J. M.

Juan & Joyce Menchaca

April 26, 1973

RE: Application Nos. 36-7331 - Harold W. Smith and/or Wilma A. Smith
36-7330 - Joyce C. Menchaca
Claim Nos. 37-4040 - Robert A. and/or Bernardine M. Erkins
37-4041 - Robert A. and/or Bernardine M. Erkins

Gooding County Leader
Box 20
Gooding, ID 83330

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.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

Bill submitted _____ by _____

calw

Legal Notices (4)

36 7330

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07427

Priority: May 8, 1973 Amount: 0.04 CFS 1.2 AFA

This is to certify, that JUAN N. MENCHACA
JOYCE MENCHACA

P.O. BOX 1125
BLISS, ID 83314

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 8, 1973, and has submitted proof to the Department of Water Resources on September 8, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .130 cfs of water from:

SPRINGS tributary to SNAKE RIVER

source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AFA

LOCATION OF POINT OF DIVERSION(S): SWSE , Sec. 21, Township 06S, Range 13E
GOODING County

PLACE OF USE: DOMESTIC

TWN RGE SEC

06S 13E 21 SWSE

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. 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 license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 30TH day of JANUARY, 1989.

Seal for the

Director

MICROFILMED

FEB 08 1989

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVING THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 37-7427) ORDER
IN THE NAME OF JOYCE C. MENCHACA)
&/OR JUAN N. MENCHACA.)

WHEREAS, on October 30, 1973, the Department of Water Resources issued Permit No. 37-7427 in the name of Joyce C. &/or Juan N. Menchaca with the requirement that:

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

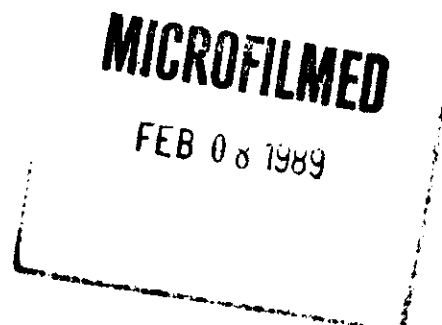
and,

WHEREAS, the Department of Water Resources has determined that a measuring device is not required at this time for a determination of the quantity of water appropriated under the permit;

NOW THEREFORE, the condition of approval on Permit No. 37-7427 requiring that a measuring device be installed is hereby REMOVED.

Dated this 13th day of December, 1988.


L. GLEN SAXTON
Chief, Water Allocations Bureau



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

RECEIVED

To provide additional time in which to submit
proof of beneficial use on a water right permit

SEP 14 1978

Department of Water Resources
Southern District Office

Joyce &/or Juan N. Menchaca of Star Route, Bliss
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public
Waters of the State of Idaho No. 37-7427.

That under the terms and conditions of said permit, work thereunder was required to be completed on or
before October 1, 19 78.

That he has heretofore performed the following work described under said permit: _____

domestic use has been developed.

Costing \$ 2500.00

That he is unable to complete the remainder of the work within the required time for the following
reasons, to-wit: disagreement with neighbors over development of fish ponds has slowed
development this part of the project. Disagreement has now been resolved, and project
will begin if extension of time is granted.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of
obligations under said permit to October 1, 19 83.

Juan N. Menchaca
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time
within which to submit proof of beneficial use is extended to October 1, 1983.

Signed this 20th day of September, 19 78.

L. Glen Saxton
Chief, Operations Bureau

MICROFILMED

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

I, Joyce C. Menchaca And/or Joyce C. Menchaca
of Rt. 3 Twin Falls, Idaho hereby assign to Juan H. Menchaca
Address

CHECK ONE



All my right, title, and interest, in and to Permit No. 36-7330
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 list-
ing 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 8th day of May, 19 73.

Joyce C. Menchaca
Permit Holder

Juan H. Menchaca
Spouse of Permit Holder

State of Idaho)
County of Twin Falls) ss.

On this 8th day of May, 19 73, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Amelia L. Warrington
Notary Public residing at
Twin Falls

My commission expires: Aug. 2, 1976

36 7330

Identification No. _____

Application No. 36-7330

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

AMENDED

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant JOYCE C. MENCHACA AND ~~OR~~ JUAN N. MENCHACA
post office address ~~SEER~~ RT. 3 TWIN FALLS

2. Source of water supply UNNAMED SPRINGS which is a tributary of SNAKE RIVER

3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 6S
Range 13E B.M. GOODING County; additional points of diversion if any: _____
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sect 21 6S 13E

b. If water is not consumed, it will be discharged into NATURAL STREAM CHANNEL point in SW $\frac{1}{4}$
of SE $\frac{1}{4}$ of Section 21 Township 6S Range 13E B.M. GOODING

4. Water will be used for the following purposes:

Amount .04 cfs for DOMESTIC purpose from JAN-1 to DEC-31 (both dates inclusive)
(cfs or acre-feet per annum)

~~Amount 4 cfs for IRRIGATION purpose from MAR-15 to NOV-15 (both dates inclusive)~~
(cfs or acre-feet per annum)

Amount 4.56 cfs for FISH PROP purpose from JAN-1 to DEC-31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. ~~5.6 cfs~~ 4.6 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. PIPELINE TO CONCRETE HEADBOX
TO SPRINKLER SYSTEM AND HOUSE + FISH PONDS

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 _____ inches; proposed depth of well is _____ feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.

b. Estimated construction cost is \$ 3000.00.

8. Description of proposed uses:

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

(1) Give the place of use of water: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 6S
Range 13E 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	
6S	13E	21															16	4	20

Total number of acres to be irrigated. 20

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 _____

APPROVED

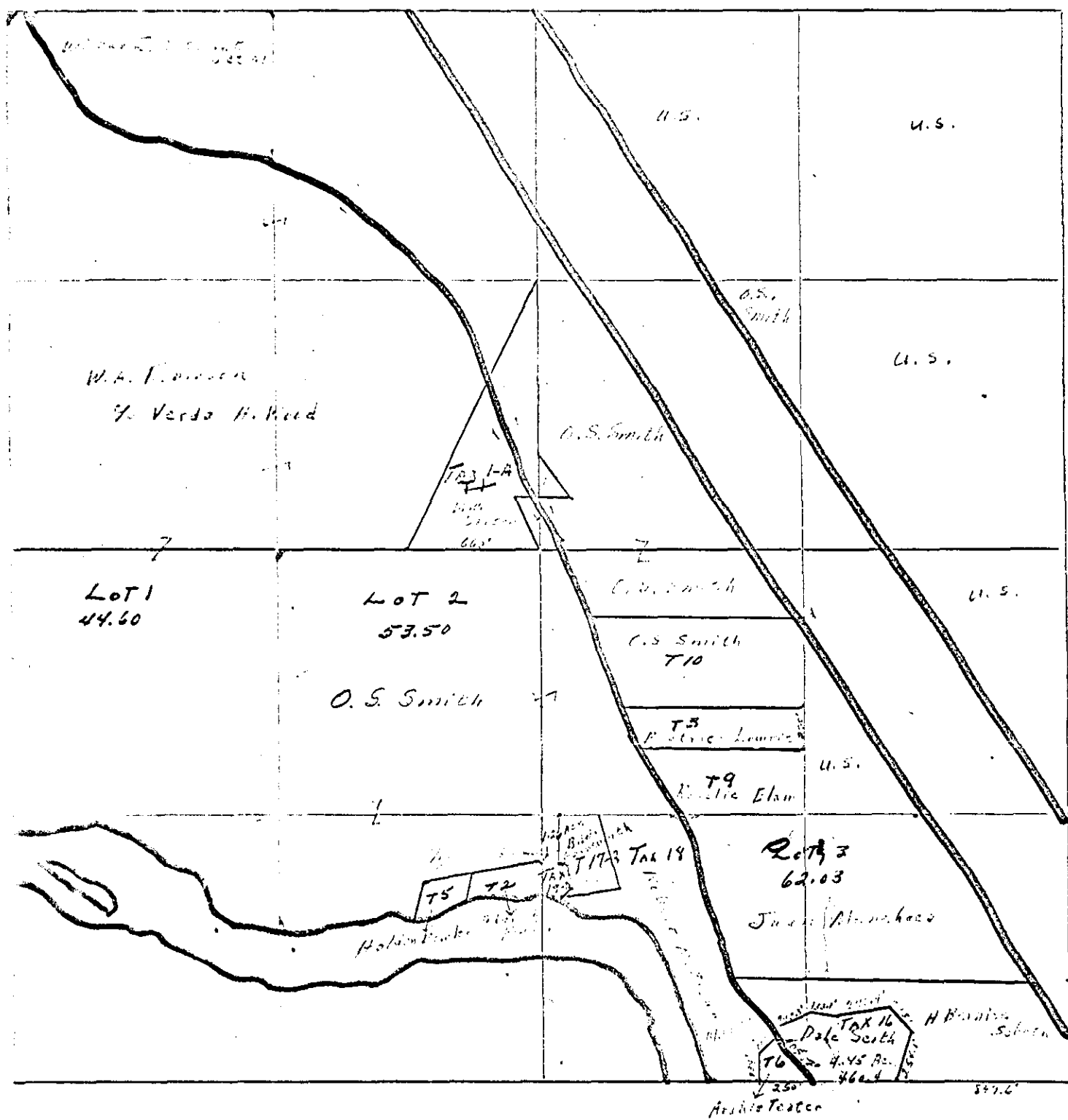
U. S. DEPARTMENT OF AGRICULTURE

Rev.	No.	City
	2	

Sec. 21 Twp. 6 Rng. 13

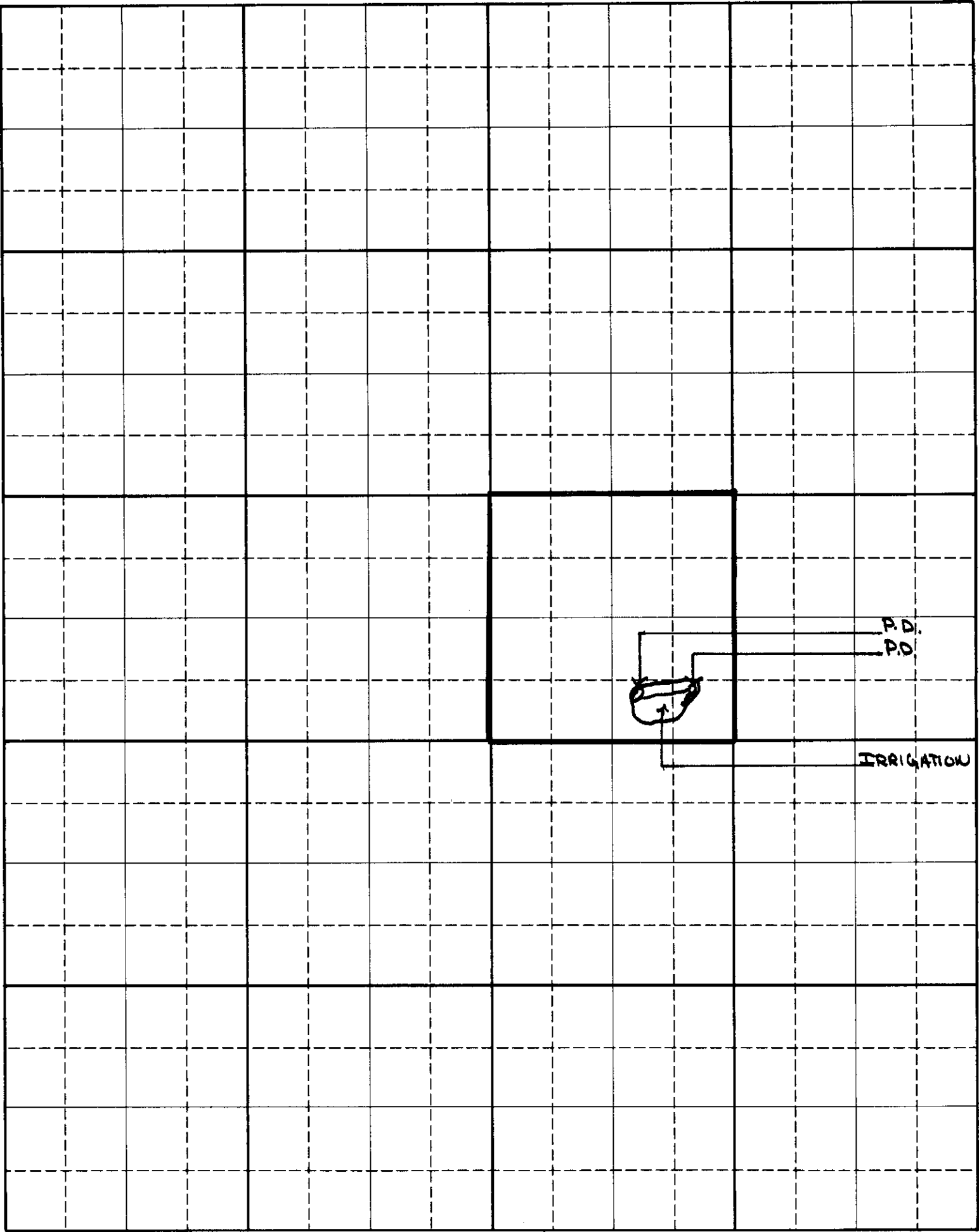
Sen. Dist. 334. Com. Dist. Hagerman

Fire Dist. *Hagerman*



36 7330

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.

Joyce C. Menchaca
Juan N. Menchaca
(Applicant)

Proposed Priority 5-8-1973

36 7330

Received by MLS Date 5-8-73 Time 11:20
Preliminary check by all Fee \$ 10.00 AMENDED.
Received by all Date 5-8-73 # 10870
Publication prepared by alw Date 5-10-73
Published in Gooding County Leader, Gooding, ID
Publication dates 5-17 & 5-24-73
Publication approved jmm Date 5-25-73
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by jsj

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7330, 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 October 1, 19 78.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 30th day of October 19 73.

[Signature]
Director

Identification No. _____

Application No. 36-7330

ASSIGNMENT

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

1. Name of applicant Joyce C. Menchaca
post office address Star Route, Bliss, ID 83314
2. Source of water supply Unnamed Springs which is a tributary of Snake River
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 6S
Range 13E B.M. Gooding County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into Natural stream channel at a point in SW $\frac{1}{4}$
of SE $\frac{1}{4}$ of Section 21 Township 6S Range 13E B.M. _____
4. Water will be used for the following purposes:
Amount .04 cfs for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .4 cfs for Irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 4.56 cfs for Fish Prop. purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 5.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pipeline to concrete headbox to
sprinkler system & house

- 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 _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 3000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 6S
Range 13E 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: _____

36 7330

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6S	13E	21														20			20

Total number of acres to be irrigated 20

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

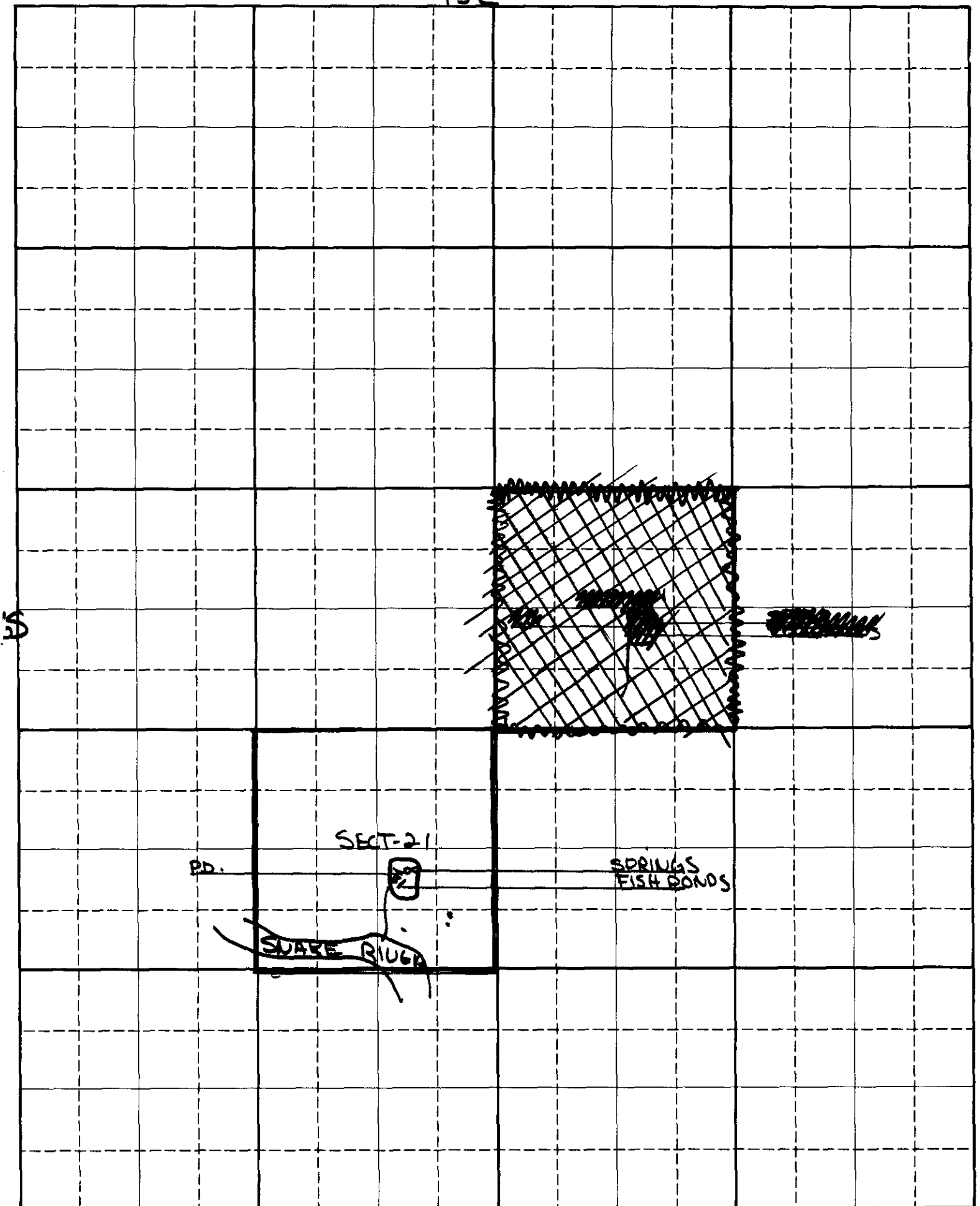
b. Who owns the land to be irrigated or place of use Applicant

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

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

13E



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.

Joyce C. Menchaca
(Applicant)

36 7330

Received by MKS Date 4-24-73 Time 11:25
Preliminary check by KOT Fee \$ 65.00
Receipted by alw Date 4-24-73 # 10858
~~KOT~~ Publication prepared by alw Date 4-26-73
Published in Gooding County Leader, Gooding, ID
Publication dates 5-3 & 5-10-73
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

36
7/3/80

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

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

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 _____, 19____.
- c. Other: _____

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

Witness my hand this _____ day of _____ 19____.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>mls</u>	<u>4-24-73</u>	Application No. <u>36-7330</u> Name <u>Joyce C. Menchace</u>
(2)	<u>mls</u>	<u>4-24-73</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	<u>mls</u>	<u>4-24-73</u>	Send copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>KDF</u>	<u>4-24-73</u>	In form for advertising _____
(6)	<u>alw</u>	<u>5-11-73</u>	Affidavit of Publication received _____
(7)			Final date for protests <u>May 21, 1973</u> Protests received: yes _____ no _____
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)			Critical groundwater area: yes _____ no _____
(11)			Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)			Action recommended: ☐ Approve Priority _____ ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval No conditions for approval
(14)			District _____ By _____ Date _____ Title _____

AMENDED
DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>mls</u>	<u>5-8-73</u>	Application No. <u>36-7330</u> Name <u>Juan N. menchaca</u> <u>Joyce C. menchaca</u>
(2)	<u>mls</u>	<u>5-8-73</u>	Check: ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>mls</u>	<u>5-8-73</u>	Send copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>mls</u>	<u>5-8-73</u>	In form for advertising _____
(6)	<u>jmm</u>	<u>5/25/73</u>	Affidavit of Publication received _____
(7)			Final date for protests <u>June 4, 1973</u> Protests received: yes ☒ no ☐
(8)			Date and Place of hearing <u>Gooding 10-11-73</u> Decision reached at hearing <u>Protest withdrawn</u>
(9)			Located within Water District No. _____
(10)			Critical groundwater area: yes _____ no _____
(11)			Groundwater levels: ____ Decline (comment) _____ ____ Stable (comment) _____ ____ Increasing (comment) _____
(12)			All requested information received from agencies or applicant yes ☒ no ☐
(13)			Comments: _____
(14)			Action recommended: ☒ Approve Priority <u>424-13</u> ☐ Deny Reason for Reduction _____
			☒ See attached sheet for conditions of approval
			☐ No conditions for approval
(15)			District <u>Southern</u> By <u>Bob Haynes</u> Date <u>10-15-73</u> Title <u>Dredger</u>

36 7330

RECOMMENDED

CONDITIONS OF APPROVAL

☒ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.

☐ The proposed well shall not be drilled within _____ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: _____

RECOMMENDED

CONDITIONS OF APPROVAL

- ☐ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

Affidavit of Publication

State of Idaho, }
County of Gooding } ss.

Alfred E. Hazen, 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 3 day of May, 1973, and the date of the last publication was on the 10 day of May, 1973.

Subscribed and sworn to before me this 10 day of May, 1973
(SEAL)

Mary Ann Hazen
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....
Number of Insertions
Lines at 14¢
Lines at 10¢
TOTAL COST.....

COPY OF NOTICE

Title of Notice

Water Permit
Title of Notice

No. 36-7330
Plaintiff Attorney

Defendant

Plaintiff

Bill to

Depty Water Admin
1041 Blue Lakes Blvd N
Trum Falls Id

PUBLICATION RATES:

(Idaho Code, (Rev. Statutes) 1956
7 pt. per line, straight 14c
7 pt. per line, tabular 20c
7 pt. per line, successive
insertions.....10c
6 pt. per line, straight 15c
6 pt. per line, tabular 20c
6 pt. per line, successive
insertions.....10c

No 1853

36 7330

Notice is hereby given that
John C. Menchaca, Star
Route, Bliss, ID has on April
24, 1973 submitted Applica-
tion No. 36-7338 for a permit
to appropriate 5.0 cubic feet
per second of water from an
unnamed springs, tributary of
Snake River by means of
pipeline, concrete headbox &
sprinkler within the NW 1/4 SE
1/4, Sec. 21, T. 6S, R. 13E,
B.M., Gooding County to be
used from Jan. 1 to Dec. 31
for domestic and fish propa-
gation purposes and from
March 15 to Nov. 15 for the
irrigation of 20 acres within
the NW 1/4 SE 1/4, Sec. 21, T.
6S, R. 13E, 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 De-
partment of Water Admini-
stration, 1041 Blue Lakes
Boulevard North, Twin Falls,
Idaho, before May
21, 1973.

R. W. ROBINSON,

1-3-73

Affidavit of Publication

—RECEIVED

State of Idaho, }
County of Gooding } ss.

MAY 15 1973

Department of State, Division
Southern District Judges

Alfred E. Hazen, 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 pro-
vided 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 May, 1973, and the date of the last publication

was on the 24 day of May, 1973

Subscribed and sworn to before me this 24

day of May, 1973
(SEAL)

Mary Ann Hazen
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....

Number of Insertions

Lines at 14¢

Lines at 10¢

TOTAL COST.....

COPY OF NOTICE

Title of Notice

Water Permit
Title of Notice

No 36-7330
Plaintiff Attorney

Defendant

Plaintiff

Bill to
Dept of Water Admin
1041 Blue Lake Blvd N
Idaho Falls Id

PUBLICATION RATES:

(Idaho Code, (Rev. Statutes) 1956
7 pt. per line, straight 14c
7 pt. per line, tabular 20c
7 pt. per line, successive
insertions.....10c
6 pt. per line, straight 15c
6 pt. per line, tabular 20c
6 pt. per line, successive
insertions.....10c

No 1867

36 7330

PERMIT

Notice is hereby given that Application for Permit No. 36-7336 in the name of Joyce C. [redacted] was filed for the diversion of 3.0 c.f.s. of water from Unnamed Springs, tributary of Snake River, with a point of diversion within the NW 1/4 SE 1/4, Sec. 21, T. 6S, R. 13E, B.M., Gooding County, to be used for domestic and fish propagation from Jan. 1 to Dec. 31, and for the irrigation of 20 acres from Mar. 15 to Nov. 15 within NW 1/4 SE 1/4, Sec. 21, T. 6S, R. 13E, B.M.

The applicant now proposes to amend Application No. 36-7336, changing the permit to Joyce C. [redacted] and/or Juan N. [redacted] and requesting 1.0 c.f.s. of water from Unnamed Springs, tributary of Snake River, to be diverted within SW 1/4 SE 1/4, SE 1/4 SE 1/4, Sec. 21, T. 6S, R. 13E, B.M., Gooding County, to be used for domestic and fish propagation from Jan. 1 to Dec. 31 and for the irrigation of 20 acres from Mar. 15 to Nov. 15 within SW 1/4 SE 1/4, Sec. 21, T. 6S, R. 13E, B.M.

Protest against the granting of this permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho 83301 on or before Jan. 1, 1972.

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

2-17-68

January 31, 1989

JUAN N. MENCHACA
JOYCE MENCHACA
P.O. BOX 1125
BLISS, ID 83314

RE: PERMIT NO. 37-07427

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

FEB 08 1989

January 4, 1989

JUAN N. MENCHACA
JOYCE MENCHACA
P.O. BOX 1125
BLISS, ID 83314

RE: PERMIT NO. 37-07427

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
FEB 08 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

December 14, 1988

RE: Permit No. 37-7427

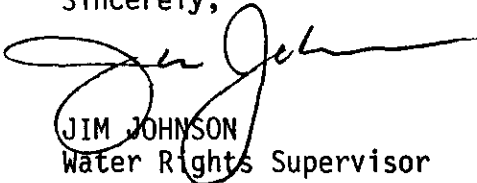
Joyce &/or Juan Menchaca
P.O. Box 1125
Bliss, ID 83314

Dear Permit Holders:

Enclosed is a copy of an order removing the requirement for the installation of a measuring device.

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

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:ky

Enclosure

MICROFILMED

FEB 08 1989

MEMORANDUM

TO: FILE

FROM: JIM JOHNSON

RE: REVIEW OF CERTIFIED EXAM

DATE: 03-28-88

ADJUSTMENTS TO THE EXAMINERS RECOMMENDATIONS

Water used for domestic purposes was the only reported use on the examiners report and since the amounts listed were in excess of the amounts normally used by the Department adjustment was made to the license prepared.

WAIVER OF MEASURING DEVICE REQUIREMENT

The M.D. requirement was placed on the permit because of the amount and nature of use of water. Since domestic is the only use actually developed under this permit no measuring device is required and is not recommended to be included on the license.

MICROFILMED

FEB 08 1989

CERTIFIED EXAM REVIEW

Date: 03-28-88

This document is prepared to show the review process for determination of the advancement of priority of the water right.

A. PERMIT

Permit Priority Date:	05-08-1973
Proof Due Date:(after extension)	10-01-1983
Proof Received Date:	09-20-1983
(No Priority Advance Required)	

B. EXAM FEE NOTICE

Exam Fee Notice Sent Date:	04-30-1986
Exam Fee Due Date or Examination Information Sheet Due Date:	06-29-1986
Examination Information Sheet Received Date:	06-23-1986
(No Priority Advance Required)	

C. CERTIFIED EXAMINER

Exam By Certified Examiner Due Date:	04-30-1987
Exam Received From Examiner Date:	06-30-1987
(No Priority Advance Required)	

D. LAPSE NOTICE

Permit Lapse Notice Sent Date:	04-30-1987
Permit Lapse Date:	06-30-1987
(No Priority Advance Required)	

RECORDED

FEB 08 1989



Edwards, Howard & Martens, Inc.

ENGINEERS / PLANNERS / SURVEYORS

1139 Falls Ave. E., Suite B
Twin Falls, Idaho 83301
Phone 734-4888

June 23, 1987

IN THE FIELDS OF:

PLANNING
SURVEYING
HIGHWAYS
WATER
SEWAGE
STRUCTURAL
SUBDIVISIONS
AIRPORTS
BRIDGES

RECEIVED

JUN 24 1987

Department of Water Resources
2148 Fourth Avenue East
Twin Falls, Idaho 83301

Department of Water Resources
Southern Region Office

Attention: Loren Holmes

Dear Mr. Holmes:

Please find enclosed the Beneficial Use Field Report
for Permit No. 37-7427.

Please call me if there are any questions.

Respectfully yours,

EHM ENGINEERS, Inc.

Gerald L. Martens
Gerald L. Martens, P.E.

GLM/bn
cc: file

encl.

RECEIVED

FEB 08 1989

RECEIVED

JUN 30 1987

Department of Water Resources

RECEIVED

JUN 30 1987

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT Department of Water Resources

A. GENERAL INFORMATION

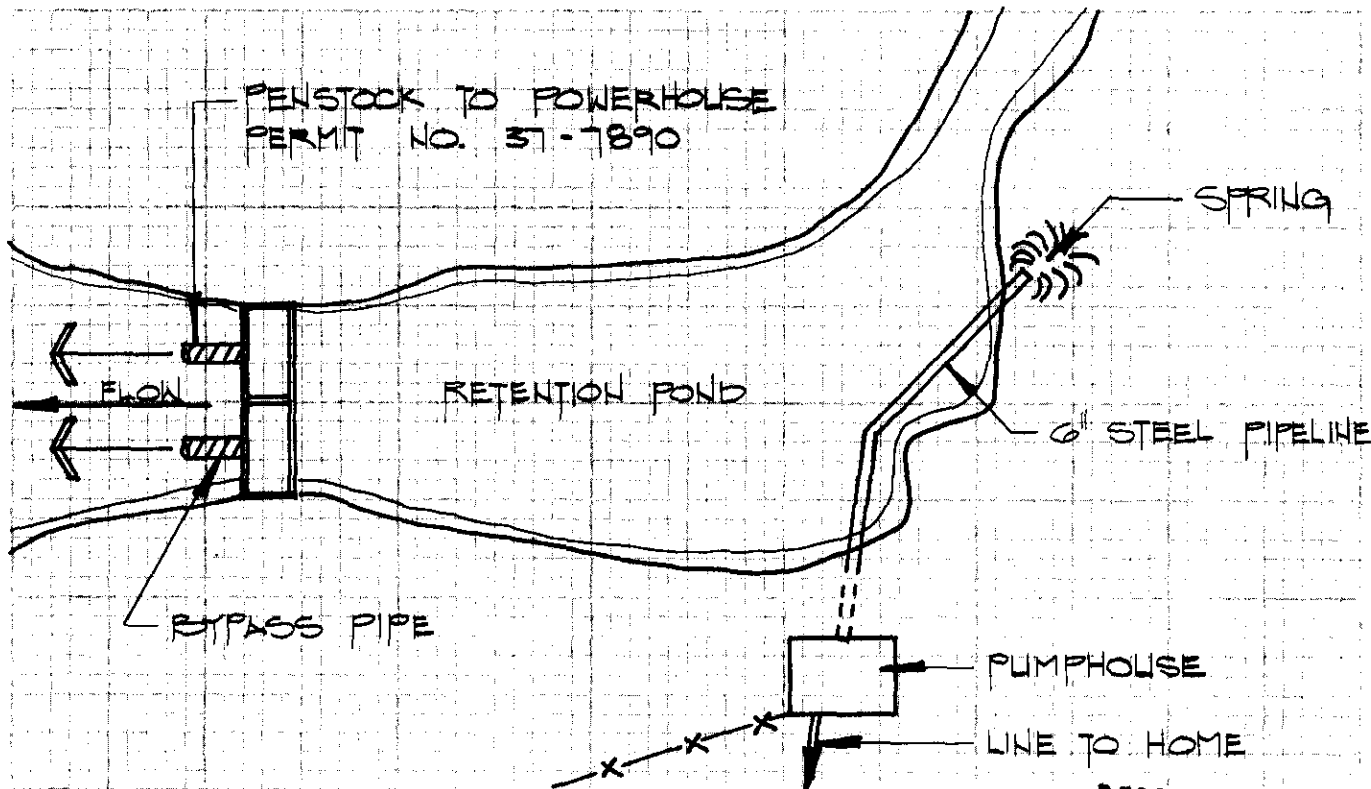
1. Owner: Juan Menchaca Permit No. 37-7427
Current Address: Box 1125, Bliss, Idaho Phone No. _____
2. Accompanied by: Gerald Martens EXAM. DATE: _____
Address: 1139 Falls Ave E, Twin Falls, Idaho Phone No. 734-4888
Relationship to Permit Holder: None
3. Source: Unnamed Spring tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: 37-7890
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = N.T.S.

2. ☐ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

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FEB 08 1989

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Diversion from spring by pipeline to pump and from pump to yard sprinkler system. Pump is 3 HP Red Jacket Model 300S-PH.

Pump rated at 60 gpm @ 50 psi

Pump operating at 50 psi at time of inspection with water to sprinkler system

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Home pump	Red Jacket	3	182TC7	Red Jacket	1 inch

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SE	21	6S	13E	Gooding	From application & topo map

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	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	13E	21															X		N/A

REPRODUCED

FEB 08 1989

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

Flow from pump rating - 60 gpm

Pump pressure - 50 psi

60 gpm = 0.13 cfs

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

Flow from pump rating

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

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FEB 08 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

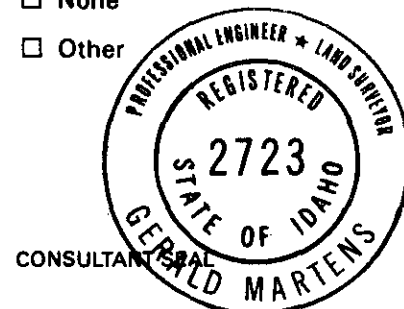
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic and irrigation of adjoining lands	Jan 1	Dec 31	0.134	32.4
Totals:				

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name GERALD MARTENS
Signature Gerald Martens
Certification Date 6/23/87
Field Report Preparation Date 6/16/87



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

FEB 08 1989



Pipe from Spring to Pumphouse



UNFILMED

FEB 08 1989

Pumphouse - Home in Background



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

37-7427
MENCHACA, JOYCE
MENCHACA, JUAN N.
P.O. BOX 1125
BLISS, ID 83314

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

April 30, 1987

Dear Permit Holder:

LAPSE NOTICE License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on June 30, 1987, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 30, 1986.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before August 28, 1987, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. GLEN SAXTON, Chief
Operations Bureau

Enclosure

MICROFILMED

FEB 08 1989



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 4, 1986

Joyce Menchaca
HC 60 Box 1125
Bliss, ID 83314

Dear Ms. Menchaca:

RE: Water Right Permit No. 37-7427

Your letter requesting an extension of time to submit the water license examination fee has been received; and even though your request is not proper, the department will grant you a 30-day extension from the date of this letter to return the fee or to find and contract with a certified field examiner.

The department considers your request improper since we have no control over which professional engineers or geologist, if any, will choose to become certified. You may wish to contact several different ones and suggest they request certification. Attached is a list of certified water right examiners.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Regional Offices Bureau

BDF:rf

Enclosure

MICROFILMED
FEB 08 1989



Edwards, Howard & Martens, Inc.

ENGINEERS / PLANNERS / SURVEYORS

1139 Falls Ave. E., Suite B
Twin Falls, Idaho 83301
Phone 734-4888

June 20, 1986

Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Dear Sirs:

I have been contacted to complete the water right examination for Permit # 377427. Said examination will be completed within the next two weeks, and appropriate reports will be submitted.

Respectfully yours,
EHM ENGINEERS, Inc.

Gerald L. Martens
Gerald L. Martens, P.E.

GLM/bn
cc: file

IN THE FIELDS OF:

PLANNING
SURVEYING
HIGHWAYS
WATER
SEWAGE
STRUCTURAL
SUBDIVISIONS
AIRPORTS
BRIDGES

RECEIVED

JUN 23 1986

Department of Water Resources
Sandwich District Office

RECEIVED

JUN 25 1986

Department of Water Resources

MICROFILMED

FEB 08 1989

4/8
RECEIVED

JUN 23 1986

Department of Water Resources
Southern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Sent to S.O. _____

1. Permit No. 377427

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Juan Menchaca

3. Post Office Address: HC 60 Box 1125 Bliss Id.
83314 Telephone No. 837-4911

4. Source of Water: Spring

5. Extent of Use:

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 2 (acres) Other/Remark Power Plant

6. Total rate &/or volume for which proof is submitted 4.5 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

4/15/86

8. Person to contact to accompany the department representative during the field examination:

(Name)

(Address)

FEB 08 1989

(Telephone Number)



I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date

6/18/86

Juan Menchaca

Signature of Permit Holder (and title, if appropriate)

by Joyce Menchaca



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 4, 1986

Joyce Menchaca
HC 60 Box 1125
Bliss, ID 83314

Dear Ms. Menchaca:

RE: Water Right Permit No. 37-7427

Your letter requesting an extension of time to submit the water license examination fee has been received; and even though your request is not proper, the department will grant you a 30-day extension from the date of this letter to return the fee or to find and contract with a certified field examiner.

The department considers your request improper since we have no control over which professional engineers or geologist, if any, will choose to become certified. You may wish to contact several different ones and suggest they request certification. Attached is a list of certified water right examiners.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Regional Offices Bureau

BDF:rf

Enclosure

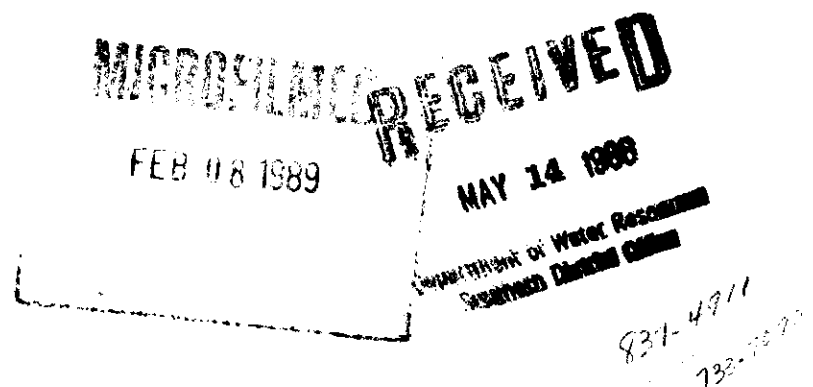
MICROFILMED
FEB 08 1989

May 15, 1986
J. N. Menchaca
HC60 Box 1125
Bliss, Id. 83314

To Department of Water Resources:

I called & requested a list of Certified water right examiners from the private sector and this was or is not available at this time. Until you can supply me with this information, I wish an extension from the date to when you can supply the list of 60 days. Can you advise me on this matter as I wish to price the fee from the private sector.

Thank You,
Joyce Menchaca



June 4, 1986

Joyce Menchaca
HC 60 Box 1125
Bliss, ID 83314

Dear Ms. Menchaca:

RE: Water Right Permit No. 37-7427

Your letter requesting an extension of time to submit the water license examination fee has been received; and even though your request is not proper, the department will grant you a 30-day extension from the date of this letter to return the fee or to find and contract with a certified field examiner.

The department considers your request improper since we have no control over which professional engineers or geologist, if any, will choose to become certified. You may wish to contact several different ones and suggest they request certification. Attached is a list of certified water right examiners.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Regional Offices Bureau

BDF:rf

Enclosure

MICROFILMED

FEB 08 1989



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:
Storehouse
Boise, Idaho 83720

37-7427
MENCHACA, JOYCE
MENCHACA, JUAN N.
P.O. BOX 1125
BLISS, ID 83314

138682

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and have the department to conduct the field examination, but you may change to another certified examiner.

MICROFILMED

FEB 08 1989

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

FEB 08 1989



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

October 20, 1983

Juan N. &/or Joyce C. Menchaca
Star Route
Bliss, Idaho 83314

RE: Permit No. 37-7427

Dear Mr. & Mrs. Menchaca:

We are in receipt of your letter dated September 23, 1983, in which you raised some questions regarding the above referenced permit, and enclosed a statement of beneficial use postcard. The purposes of this letter are to acknowledge receipt of the statement of beneficial use, and to respond to your questions in order.

First, concerning your change in nature of use from fish propagation shown on the permit to aesthetic use described in your letter can be recorded if you submit an amendment to your permit. The amendment could be submitted now, and we have enclosed a form for this purpose. However, we will be visiting your water diversion system to make a field exam, and I suggest that you wait to file an amendment until after the exam, so that any change in location of point of diversion or place of use can be recorded on the same amendment form. Please be advised that there is a fee of \$20 for each amendment that is submitted.

Regarding your request for a waiver of the measuring device requirement, there is insufficient information in your letter to make a ruling. Please provide to my attention a drawing which details the location of the pond in relation to the unnamed springs, an estimate of the amount of water flowing thru the pond, and an estimate of the amount of water needed to maintain the aesthetic uses that you propose. Based on this information we will make a ruling on this matter.

Please feel free to call me at 334-4104 if you have further questions on this matter. Personnel from our southern regional office located in Twin Falls will be contacting you in the future to make an appointment to perform a field examination on your water system.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, water allocation Section

DRT:ns

cc: Southern Region

Enclosure

J N Menchuza
Box 1125
Bliss, Id. 83314

FACE
.3 CENT
STAMP
HERE

SEP 20 1981
U.S. MAIL
POSTAGE WILL BE PAID BY ADDRESSEE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below. Permit No. 37-7427

Name(s) of Permit Holder: Juan or Joyce Menchaca

Post Office Address: 1125

Tel. No. 837-4911

Source of Water: Spring
 Extent of Use: ☒ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation Surrounding (acres) house (1-2 approx.)
☐ Other

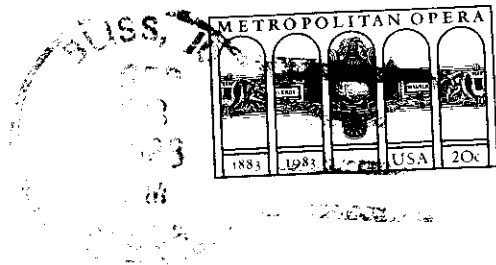
Measuring Device: Required? ☒ Yes ☐ No Installed? ☐ Yes ☐ No
 Access Point: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

9/23/83
 Date

Joyce Menchaca
 Signature of Permit Holder

Minchaca
Box 1125
Bliss Id 83314



Idaho Dept of Water Resources
Statehouse
Boise, Id. 83720

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

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

MINCHACA, JOYCE
STAR RT.
BLISS, ID 83314

138814

PROOF DUE NOTICE

JULY 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 37-7427 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE OCTOBER 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

IDENT. NO. 37-7427

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]

September 20, 1978

Re: Permit No. 37-7427

Joyce &/or Juan N. Menchaca
Star Route
Bliss, ID 83314

Dear Mr. & Mrs. Menchaca:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to October 1, 1983.

Sincerely,

Jan Grover
Water Rights Supervisor

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
Boise, ID 83720

RECEIVED

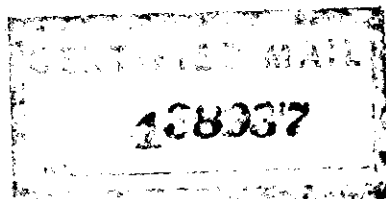
REASON UNKNOWN
Unpaid
Addressed unknown
Insurance Address
No such street
No such office or name
No such name or title

unknown
nt 3
Joyce C. &/or Juan N. Menchaca
Route 3
Twin Falls, ID 83301

RECEIVED

AUG 3 1978

Department of Water Resources



resent
Star Route
Bliss, Id 83314



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

CERTIFIED MAIL

July 31, 1978
Re: Permit No.

138937

37-7427

Joyce C. &/or Juan N. Menchaca
Route 3
Twin Falls, ID 83301

Dear Mr. & Mrs. Menchaca:

One of the conditions of approval of your water Permit No. 37-7427 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 1, 1978. Enclosed is an affidavit form which must 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.

Either the beneficial use affidavit 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.

RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

October 31, 1973

Re: Permit No. 36-7330

Joyce C. &/or Juan N. Manchaca
Route 3,
Twin Falls, Idaho 83301

Dear Mr. & Mrs. Manchaca:

Enclosed is a copy of your approved Amended Application for Permit No. 36-7330.
We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

36 7330

No. 2151

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO <i>O. S. Smith</i>	
STREET AND NO.	
P.O., STATE AND ZIP CODE <i>Hagerman 83332</i>	
OPTIONAL SERVICES FOR ADDITIONAL FEES	
RETURN	1. Shows to whom and date delivered 15¢
RECEIPT	With delivery to addressee only 65¢
SERVICES	2. Shows to whom, date and where delivered .. 35¢
	With delivery to addressee only 85¢
DELIVER TO ADDRESSEE ONLY 50¢	
SPECIAL DELIVERY (extra fee required)	

POSTMARK
OR DATE

36 7330

PS Form 3800
Apr. 1971

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

GPO : 1972 O - 149-143

**STICK POSTAGE STAMPS TO ARTICLE TO COVER POSTAGE (first class or airmail),
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the back of the article by means of the gummed ends. Endorse front of article **RETURN RECEIPT REQUESTED**.
4. If you want the article delivered only to the addressee, endorse it on the front **DELIVER TO ADDRESSEE ONLY**. Place the same endorsement in line 2 of the return receipt card if that service is requested.
5. Save this receipt and present it if you make inquiry.

36 7330

No. 2103

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO <i>Loyce C. & Juan N. Merchase</i>		POSTMARK OR DATE 36 APR 30
STREET AND NO. <i>Rt. 3</i>		
P.O., STATE AND ZIP CODE <i>Twinn Falls 83301</i>		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES	1. Shows to whom and date delivered	15¢
	With delivery to addressee only	65¢
SPECIAL DELIVERY (extra fee required)	2. Shows to whom, date and where delivered ..	35¢
	With delivery to addressee only	85¢
DELIVER TO ADDRESSEE ONLY		50¢

PS Form 3800
Apr. 1971

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

☆ GPO : 1972 O - 460-743

**STICK POSTAGE STAMPS TO ARTICLE TO COVER POSTAGE (first class or airmail),
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the side of the article, **leaving the receipt attached**, and present the article at a post office window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the back of the article by means of the gummed ends. Endorse front of article RETURN RECEIPT REQUESTED.
4. If you want the article delivered only to the addressee, endorse it on the front DE ADDRESSEE ONLY. Place the same endorsement in line 2 of the return receipt card if service is requested.
5. Save this receipt and present it if you make inquiry.

36 7330

No. 217332

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO <i>Cecil D. Lobley</i>		POSTMARK OR DATE <i>36 7330</i>
STREET AND NO. <i>P.O. Box 176</i>		
P.O., STATE AND ZIP CODE <i>Gooding 83330</i>		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES	1. Shows to whom and date delivered	15¢
	With delivery to addressee only	65¢
	2. Shows to whom, date and where delivered ..	35¢
	With delivery to addressee only	85¢
DELIVER TO ADDRESSEE ONLY		50¢
SPECIAL DELIVERY (extra fee required)		

PS Form 3800
Apr. 1971

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

* GPO : 1972 O - 460-743

**STICK POSTAGE STAMPS TO ARTICLE TO COVER POSTAGE (first class or airmail),
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

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4. If you want the article delivered only to the addressee, endorse it on the front **DELIVER TO ADDRESSEE ONLY**. Place the same endorsement in line 2 of the return receipt card if that service is requested.
5. Save this receipt and present it if you make inquiry.

36 7330

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.



RETURN
TO

PS Form 3811 Nov. 1970 c55-34-51277-1

36 7220

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

217532

1

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

2

DATE DELIVERED

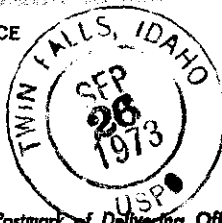
SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

9-26-73

3

38 7320

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



PS Form 3811 Nov. 1970 c55-16-81277-1

Twin

36 7320

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

1

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

2

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

3

38 7220

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



SENDER INSTRUCTIONS

- Print in the space below your name, address, including ZIP Code.
- If special services are desired, check block(s) on other side.
 - Moisten gummed ends and attach to back of article.

**RETURN
TO**

1041
Twin Falls

38 7320

PS Form 3811 Nov. 1970 c55-16-81277-1

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show to whom, date and address
where delivered

☐ Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

1

C. J. Smith

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

SEP 26 1973

3

36 7330

NAME AND ADDRESS OF SENDER

Indicate type of mail

☐ INSURED☐ C. O. D.☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

9-25-23

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSE- MENT ¹	R. R. FEE	S. D. FEE	S. H. FEE ²	RESTRICTED DELIVERY FEE	Remarks
1	99 O.S. Smith - Hagerman 217531	.08	.30			.15				
2	100 Cecil D. Hobbles - Gooding 217532	✓	✓			✓				
3	101 Joyce C. & Juan N. Menchaca - 217533	✓	✓			✓				
4	Twin Falls									
5										
6										
7										
8										
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11										
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19										
20										
TOTAL NUMBER OF PIECES LISTED BY SENDER		TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE		POSTMASTER, PER (Name of receiving employee)		¹ Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid - This Side Up." ² Special-handling charges apply only to third- and fourth-class parcels. Special-delivery service also includes special-handling service.				

To the Department of Water Administration:

I hereby delete the portion of Application
36-7330 for 4 cfs for irrigation

Mrs. Juan N. Menchaca

To the Department of Water Administration

I hereby withdraw my protest of Application
Number 36-7330

O. S. Smith

36-7330 - Joyce C. Menchaca and/or Juan N. Menchaca

Courtroom, Gooding County Courthouse, Gooding, Idaho

October 11, 1973 - 9:00 am

ROSTER OF ATTENDANCE

Name	Address	Representing
Andrew James	Box 176 Gooding	O. S. Smith
		O. S. Smith
		Joyce Menchaca
		Aldrich Bowler
		B. W. Farnsworth

36 7330

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

.
In the Matter of Protest Against Approval of }
Amended Application for Permit No. 36-7330 in }
the name of Joyce C. Menchaca and/or Juan N. }
Menchaca }
.

NOTICE OF CONFERENCE
AND/OR HEARING

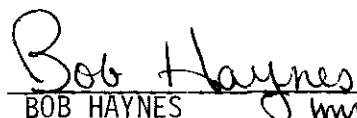
On May 8, 1973, Joyce C. Menchaca and/or Juan N. Menchaca filed with the Department of Water Administration an amended application to appropriate the public waters of the State of Idaho. On May 31, 1973, the Department received a protest against approval of said application from O. S. Smith.

The Department has set the matter of protest for conference and/or hearing for Thursday, October 11, 1973, at 9:00 a.m., in the Gooding County Courthouse, Gooding, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Administration. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party desiring the taking of stenographic notes by a qualified court reporter must request such in writing at least five (5) days before the date set for hearing and must submit to the director the name of a qualified reporter who is available on the date set for hearing. The party requesting the reporter shall bear the expense of the reporter's attendance fees. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this twenty-fifth day of September, 1973.



BOB HAYNES
Southern District

September 25, 1973

Gooding County Courthouse
County Clerk
Gooding, Idaho 83330

Dear Madam:

This is to confirm the use of the Courtroom for conferences and/or hearings to be held by this office on Wednesday, October 10, 1973, at 9:00 a.m., and 1:00 p.m.; and on Thursday, October 11, 1973, at 9:00 a.m., and 1:00 p.m.

Thank you for your cooperation in this matter.

Very truly yours,

Janet M. Messersmith
Secretary
Southern District

36 7330

June 1, 1973

RE: Application No. 36-7330

Mr. and Mrs. Juan N. Menchaca
Route 3
Twin Falls, ID 83301

Dear Mr. and Mrs. Menchaca:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 36-7330. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required. (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

36 7330

Very truly yours,

Bob Haynes
Southern District Engineer

BH:jmm

Enc: Copy of protest

June 1, 1973

RE: Application No. 36-7330 - Joyce C. Menchaca and/or Juan N. Menchaca

Mr. O. S. Smith
Route 1
Hagerman, ID 83332

Dear Mr. Smith:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

Bob Haynes
Southern District Engineer

36-7330

BH:jmm

May 22, 1973

Cecil D. Hobdey
P.O. Box 176
Gooding, ID 83330

Dear Mr. Hobdey:

I am returning the protest filed by you on behalf of Mr. O.S. Smith in the matter of the Application No. 36-7330 of Joyce C. Menchaca. The application has been amended, changing both the points of diversion and the place of use.

I have enclosed a copy of the amended application. The final date for protests filed in connection with the amended application is June 4, 1973. Please contact Mr. Smith and determine if he still wishes to protest this application in view of the changes made in the application.

If we can be of any further assistance, please contact us.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:jmm

Enclosure

cc: Mr. O.S. Smith

36 7330

ANDREW F. JAMES
CECIL D. HOBDEY
JOHN F. VARIN

LAW OFFICES
JAMES & HOBDEY
125 FIFTH AVENUE WEST
P. O. BOX 176
GOODING, IDAHO 83330

TELEPHONE 934-4429
AREA CODE 208

May 18, 1973

Department of Water Administration
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

Gentlemen:

On behalf of Mr. O. S. Smith we inclose herewith
his protest in the matter of the application of
Joyce C. Menchaca, application No. 36-7330.

Sincerely yours


Cecil D. Hobdey

CDH:fm
Encl.

36 7330

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

IN THE MATTER OF THE AMENDED)
APPLICATION OF JOYCE C. MENCHACA AND/OR) PROTEST OF
JUAN N. MENCHACA, APPLICATION NO.) O. S. SMITH
36-7330)
)
)
)
)
)
)

Comes now O. S. Smith and protests the above application
for a permit and in support of said protest states:

-1-

That on the 30th day of March, 1971 the Director of the
Department of Water Administration of the State of Idaho approved
application for permit No. 37-7082, your protestant being the
applicant therein.

-2-

That said permit was granted to your protestant for
18 feet for fish propagation of the waters of an unnamed Spring,
Tributary of Snake River, the point of diversion being located
in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Twp. 6 S. R. 13 E.B.M.

-3-

That the application for permit in the above captioned
provides for a point of diversion above that granted to the

undersigned and requests diversion for both domestic and fish propagation purposes and for irrigation purposes.

-4-

That the pump installed by the applicant is in a spring which contributes to the flow of the stream from which the undersigned diverts under Permit No. 37-7082.

-5-

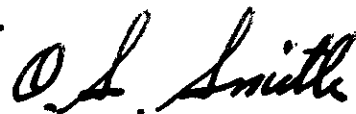
That your affiant is informed and believes that there is insufficient water emanating from the described source to satisfy the permit heretofore granted to your protestant and to the applicant herein.

-6-

That your affiant is further informed and believes and upon such information and belief avers that the land for which an appropriation is sought for irrigation purposes, has other water rights appurtenant thereto and that it is not necessary for supplemental water to be placed thereon.

WHEREFORE, protestant prays that the application be denied.

Dated this 29 day of May, 1973.



O. S. Smith

R.F.D. Hagerman, Idaho 83332

36 7000

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

IN THE MATTER OF THE AMENDED)
APPLICATION OF JOYCE C. MENCHACA AND/OR) PROTEST OF
JUAN N. MENCHACA, APPLICATION NO.) O. S. SMITH
36-7330)

Comes now O. S. Smith and protests the above application
for a permit and in support of said protest states:

-1-

That on the 30th day of March, 1971 the Director of the
Department of Water Administration of the State of Idaho approved
application for permit No. 37-7082, your protestant being the
applicant therein.

-2-

That said permit was granted to your protestant for
18 feet for fish propagation of the waters of an unnamed Spring,
Tributary of Snake River, the point of diversion being located
in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Twp. 6 S. R. 13 E.B.M.

-3-

That the application for permit in the above captioned
provides for a point of diversion above that granted to the

undersigned and requests diversion for both domestic and fish propagation purposes and for irrigation purposes.

-4-

That the pump installed by the applicant is in a spring which contributes to the flow of the stream from which the undersigned diverts under Permit No. 37-7082.

-5-

That your affiant is informed and believes that there is insufficient water emanating from the described source to satisfy the permit heretofore granted to your protestant and to the applicant herein.

-6-

That your affiant is further informed and believes and upon such information and belief avers that the land for which an appropriation is sought for irrigation purposes, has other water rights appurtenant thereto and that it is not necessary for supplemental water to be placed thereon.

WHEREFORE, protestant prays that the application be denied.

Dated this 29 day of May, 1973.


R.F.D. Hagerman, Idaho 83332

36 7082

II.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

IN THE MATTER OF THE APPLICATION)
OF JOYCE C. MENCHACA, APPLICATION (PROTEST OF O. S. SMITH
No. 36-7330)

Comes now O. S. Smith and protests the above application
for a permit and in support of said protest states:

-1-

That on the 30th day of March, 1971 the Director of the
Department of Water Administration of the State of Idaho approved
application for permit No. 37-7082, your protestant being the
applicant therein.

-2-

That said permit was granted to your protestant for
18 feet for fish propagation of the waters of an unnamed Spring,
Tributary of Snake River, the point of diversion being located
in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Twp. 6 S., R. 13 E.B.M.

-3-

That the application for permit in the above captioned
provides for a point of diversion in the same legal Subdivision
and requests diversion for both domestic and fish propagation
purposes and for irrigation purposes.

36 7330

-4-

That your affiant is informed and believes that there is insufficient water emanating from the described source to satisfy the permit heretofore granted to your protestant and to the applicant herein.

-5-

That your affiant is further informed and believes and upon such information and belief avers that the land for which an appropriation is sought for irrigation purposes, has other water rights appurtenant thereto and that it is not necessary for supplemental water to be placed thereon.

WHEREFORE, protestant prays that the application be denied.

Dated this 17th day of May, 1973.


R. F. D. Hagerman, Idaho 83332

II

36 7320

ANDREW F. JAMES
CECIL D. HOBDEY
JOHN F. VARIN

LAW OFFICES
JAMES & HOBDEY
125 FIFTH AVENUE WEST
P. O. BOX 176
GOODING, IDAHO 83330

TELEPHONE 934-4429
AREA CODE 208

May 29, 1973

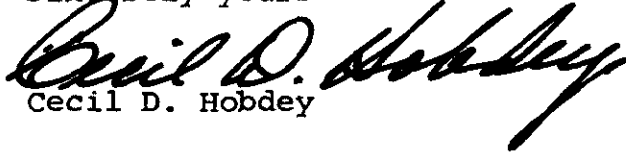
Department of Water Administration
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Re: Permit No.
36-7330

Gentlemen:

On behalf of Mr. O. S. Smith we inclose herewith
his protest in the Matter of the Amended application
of Joyce C. Menchaca, application No. 36-7330.

Sincerely yours


Cecil D. Hobdey

CDH:fm
Encl.

36-7330

May 11, 1973

RE: Application Nos. 36-7330 - Joyce C. Menchaca and/or Juan M. Menchaca
47-7205 - Robert S. & Adella S. Luntz
47-7206 - Virgil P. Ruhter and/or Mildred Ruhter

Robert Bell
Idaho Fish and Game Department
P. O. Box 138
Jerome, ID 83338

Dear Bob:

We are enclosing a copy of the above referenced applications for permit which may be of interest to your agency.

Please review the applications and if you have any comments, please submit them to our Department as soon as possible.

We normally complete the processing of an application within a six (6) week period and we are required to take final action shortly thereafter.

If we may be of any assistance to you in the meantime, please do not hesitate to contact this Department.

Sincerely,

Bob Haynes
District Engineer
Southern District

BH:alw
Enc.

36-7330

May 10, 1973

Gentlemen:

We have encountered some difficulties keeping our records concerning billings and affidavits of publication straight. Our files are forwarded to Boise at various times during the month.

It would be most helpful if you could submit billings for each legal notice at the same time the affidavit of publication is sent in.

Thank you.

Bob Haynes
District Engineer
Southern District

BH:alw

36 7330

May 10, 1973

RE: Application No. 36-7330 - Joyce C. Menchaca and/or Juan N. Menchaca

Gooding County Leader
Box 56
Gooding, ID 83330

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.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

36 7330

Bob Haynes
District Engineer
Southern District

BH:alw

Enc: Legal Notice

Bill submitted ~~Haynes~~ by ~~Haynes~~

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that Application for Permit No. 36-7330 in the name of Joyce C. Menchaca was filed for the diversion of 5.0 c.f.s. of water from Unnamed Springs, tributary of Snake River, with a point of diversion within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M., Gooding County, to be used for domestic and fish propagation from Jan. 1 to Dec. 31 and for the irrigation of 20 acres from Mar. 15 to Nov. 15 within NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M.

The applicant now proposes to amend Application No. 36-7330, assigning the permit to Joyce C. Menchaca and/or Juan N. Menchaca and requesting 5.0 c.f.s. of water from Unnamed Springs, tributary of Snake River, to be diverted within SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M., Gooding County, to be used for domestic and fish propagation from Jan. 1 to Dec. 31 and for the irrigation of 20 acres from Mar. 15 to Nov. 15 within SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M.

Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho 83301 on or before June 4, 1973.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader, Gooding, ID on May 17 and May 24, 1973.

36 7330

Need Galley Proof
 OK 4/15-16-73
**NOTICE OF AMENDED
 APPLICATION FOR
 WATER PERMIT**

Notice is hereby given that Application for Permit No. 36-7330 in the name of Joyce C. Menchaca was filed for the diversion of 5.0 c.f.s. of water from Unnamed Springs, tributary of Snake River, with a point of diversion within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M., Gooding County, to be used for domestic and fish propagation from Jan. 1 to Dec. 31 and for the irrigation of 20 acres from Mar. 15 to Nov. 15 within NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M.

The applicant now proposes to amend Application No. 36-7330, assigning the permit to Joyce C. Menchaca and/or Juan N. Menchaca and requesting 5.0 c.f.s. of water from Unnamed Springs, tributary of Snake River, to be diverted within SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M., Gooding County, to be used for domestic and fish propagation from Jan. 1 to Dec. 31 and for the irrigation of 20 acres from Mar. 15 to Nov. 15 within S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M.

Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho 83301 on or before June 4, 1973.

R. KEITH HIGGINSON, for domestic use
 Director

5-17-2tc

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

April 26, 1973

RE: Application Nos. 36-7331 - Harold W. Smith and/or Wilma A. Smith
36-7330 - Joyce C. Menchaca
Claim Nos. 37-4040 - Robert A. and/or Bernardine M. Erkins
37-4041 - Robert A. and/or Bernardine M. Erkins

Goodwin County Leader
BOX 22
Goodwin, N.C. 28741

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.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

Bill submitted _____ by _____

salw

Legal Notices (4)

36 7330

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Joyce C. Menchaca,

Star Route, Bliss, ID

has on April 24, 1973 submitted Application No. 36-7330

for a permit to appropriate 5.0 cubic feet per second ~~acre feet~~ per annum

of water from an unnamed springs, tributary of Snake River

by means of pipeline, concrete headbox & sprinkler

within the NW 1/4 Sec. 21, T. 6S, R. 13E, B.M., Gooding County

to be used from Jan. 1 to Dec. 31 for domestic and fish propagation purposes

~~XXXX~~ and from March 15 to Nov. 15 for the irrigation of 20 acres

within the NW 1/4 Sec. 21, T. 6S, R. 13E, 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 Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301 on or before May 24, 1973.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader, Gooding, ID

on May 3 and May 10, 1973

36 7330

OK alw 5-1-73

Need Galley Proof

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Joyce C. Menchaca, Star Route, Bliss, ID has on April 24, 1973 submitted Application No. 36-7330 for a permit to appropriate 5.0 cubic feet per second of water from an unnamed springs, tributary of Snake River by means of pipeline, concrete headbox & sprinkler within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, B.M., Gooding County to be used from Jan. 1 to Dec. 31 for domestic and fish propagation purposes and from March 15 to Nov. 15 for the irrigation of 20 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 6S, R. 13E, 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 Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301 on or before May 21, 1973.

R. KEITH HIGGINSON,
Director

5-3-2tc

36
7330

April 26, 1973

RE: Application Nos. 36-7330 - Joyce C. Menchaca
36-7331 - Harold W. Smith and/or William A. Smith
47-7202 - Darrell B. Surber

Robert Bell
Idaho Fish and Game Department
P. O. Box 138
Jerome, ID 83338

Dear Bob:

We are enclosing a copy of the above referenced applications for permit, which may be of interest to your agency.

Please review the applications and if you have any comments, please submit them to our Department as soon as possible.

We normally complete the processing of an application within a six (6) week period and we are required to take final action shortly thereafter.

If we may be of any assistance to you in the meantime, please do not hesitate to contact this Department.

Sincerely,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

36 7330

April 24, 1973

Mr. Juan M. Menchaca
Star Route
Bliss, ID 83314

Dear Mr. Menchaca:

Regarding your exception to the Claim to a Water Right filed by Mr. R. H. Brown, I find it will be necessary to have this statement in affidavit form. If you could make this statement and sign it before a Notary Public, have it sealed and return it to me, I will see it is attached to the proper claim.

If you have any questions, don't hesitate to contact us.

Very truly yours,

Michael Steele
Resource Examiner
Southern District

MS:alw

Enc.