

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

R 17E

14  P.D.

Scale: 2 inches equal 1 mile

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

David C. Miller
(Applicant)

37 7367

AFFIDAVIT PUBLICATION

COPY OF NOTICE

(Paste Here)

RECEIVED

Application # 37-7364
TITLE OF NOTICE

State of Idaho, }
County of Blaine } SS.

JUL 18 1974

Department of Water Administration
Southern District Office

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

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 27 day of June, 1974, and the date of the last publication was on the 4 day of July, 1974.

Subscribed and sworn to before me this 15th day of July, 1974.
(SEAL)
Roberta Ingber
NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 39
Number of Insertions 2
Lines tabular at 315c
39 Lines straight at 21c 8.19
39 Subsequent lines at 15c 5.85
TOTAL COST 14.04

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Admin
BILL TO
1041 Blue Lake Blvd N.
Twin Falls, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David C. Miller, P.O. Box 1240, Sun Valley, Id. has on June 18, 1974 submitted Application No. 37-7364 for a permit to appropriate .32 cubic feet per second of water from groundwater by means of well, pump within the SW¹/₄NE¹/₄, Sec. 14, T5N, R 17E, B.M., Blaine Co. to be used from Jan. 1 to Dec. 31 for domestic use and May 1 to Oct. 31 for irrigation of 6 acres within the SW¹/₄NE¹/₄, Sec. 14, T 5N, R 17E, 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 July 15, 1974.

R. KEITH HIGGINSON
Director

Published: Wood River Journal, Blaine County, June 27 and July 4, 1974.

87 87 87
N: 398

37 7364

MICROFILMED

R 17E

Bowell

14

T
5
N

✓OK

Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7364 Priority June 28, 1974 Amount 0.04 cfs
(Late Proof)

THIS IS TO CERTIFY, that David C. Miller
of Sun Valley, Idaho, has complied with the terms and conditions of Permit
No. 37-7364 issued pursuant to Application for Permit dated June 18, 1974,
and has submitted proof to the Department of Water Resources on June 9, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 Unit)	from January 1 to December 31	at 0.04 cfs and	1.2 acre feet
	from _____	_____ cfs and	_____
	from _____	_____ cfs and	_____
	both dates inclusive)	_____	_____

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 14,
Twp 5N, Rge 17E in the County of Blaine

Description and location of place of use:

Twp.	Range	Sec.	Section												Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	17E	14													

Total number of acres irrigated _____

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 12TH day of MARCH, 19 84.

Acting for the Director

Roman C. Young

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-7364)
IN THE NAME OF DAVID C. MILLER)
_____)

ORDER

WHEREAS, on June 18, 1974, David C. Miller applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 0.32 cubic feet per second of groundwater, to be diverted within the SW¹/₄NE¹/₄, Sec. 14, Twp. 5N, Rge. 17E, B.M., Blaine County, to be used for irrigation and domestic purposes; and,

WHEREAS, on July 25, 1974, the Department approved said application and issued Permit No. 37-7364 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before August 1, 1976; and,

WHEREAS, on June 1, 1976, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on August 6, 1976, the Department notified the permit holder that Permit No. 37-7364 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on August 11, 1976, the Department received a request from the permit holder for an extension of time; and,

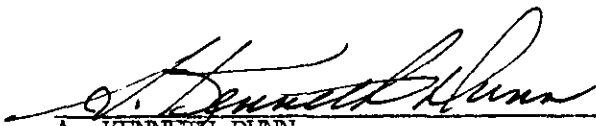
WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-7364 be REINSTATED and the priority advanced to June 28, 1974.

IT IS FURTHER ORDERED that the time within which to submit proof of beneficial use of water under this permit be extended to August 1, 1978.

Dated this 23 day of August, 1976.


A. KENNETH DUNN
Administrator, Operations Division

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 37-7364) ORDER
IN THE NAME OF DAVID C. MILLER)
_____)

WHEREAS, on June 18, 1974, David C. Miller applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 0.32 cubic feet per second of groundwater, to be diverted from within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, Twp. 5N, Rge. 17E, B.M., Blaine County, to be used for irrigation and domestic purposes; and,

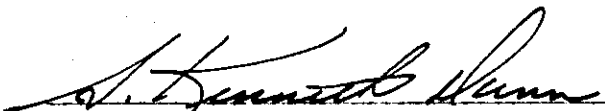
WHEREAS, on July 25, 1974, the Department approved said application and issued Permit No. 37-7364 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before August 1, 1976, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on April 28, 1976, the Department received a request that the measuring device requirement be removed from said permit; and,

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

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 37-7364.

Dated this 10 day of May, 1976.


A. KENNETH DUNN
Administrator, Operations Division

RECEIVED

JUN 19 1974

Identification No. _____

Application No. 37-7364

Department of Water Administration
Southern District Office

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)

APPROVED

1. Name of applicant David C. Miller
post office address P.O. Box 1240, Sun Valley, Id.
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 14 Township 5N
Range 17E B.M. Blaine County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .24cfs for irrigation purpose from May 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .08cfs for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .32 cfs cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
well, pump, sprinkler pipes

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 10 inches; proposed depth of well is 125 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is two years.
b. Estimated construction cost is \$ 3,000.00.
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 NE $\frac{1}{4}$ of Section 14 Township 5N
Range 17E 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 two.
(5) If water is to be used for other purposes describe: _____

37 7364

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

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	17E	14			6														6

Total number of acres to be irrigated 6

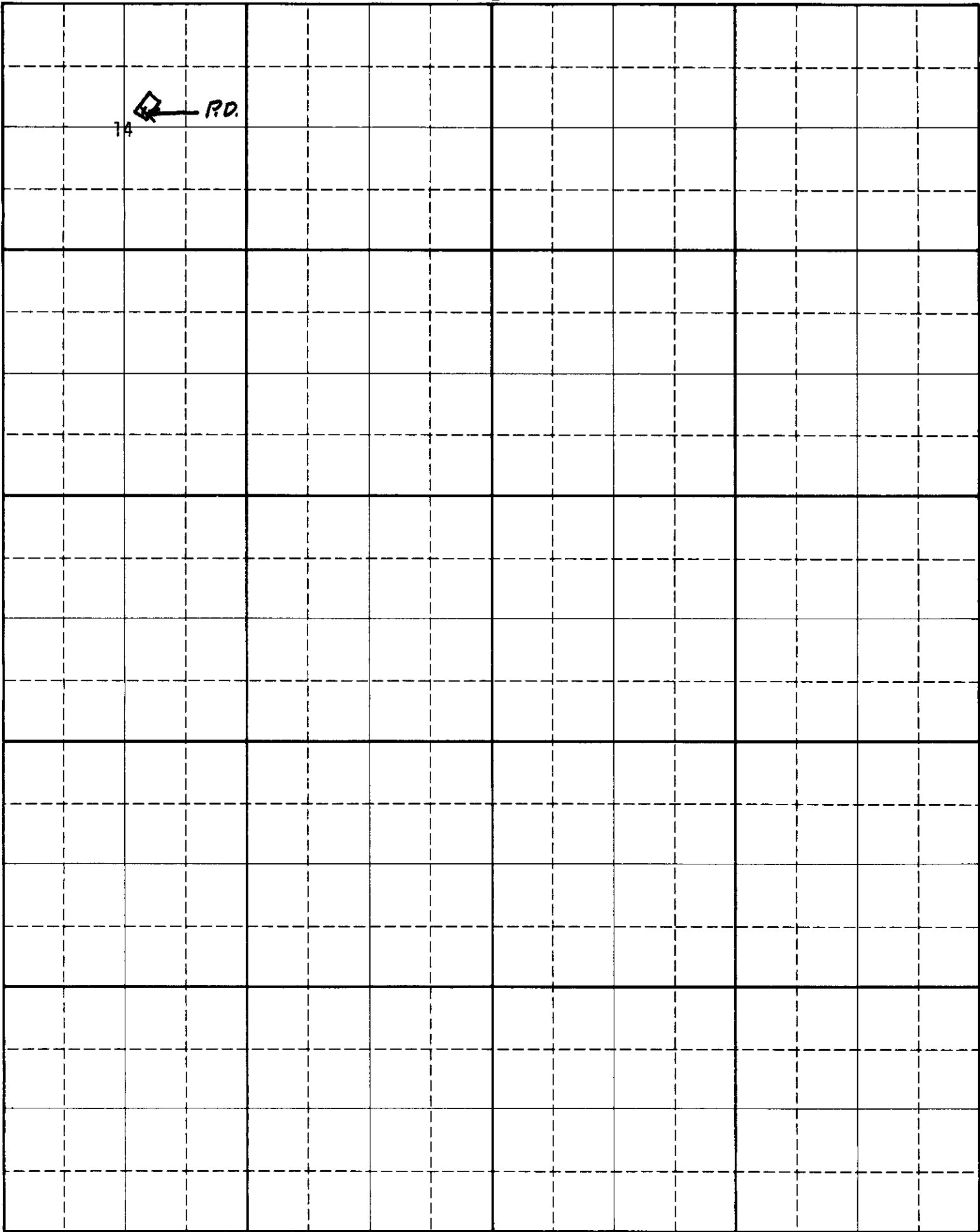
c. Describe any other water rights used for the same purposes as described above. none

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 (3.5 acres), Steven Herrett (3 acres)
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing long term agricultural lease

10. Remarks Applicant is applying for two inches of water per acre because soils are high permeability and low water holding capacity. Sprinkler system will require a minimum flow of two inches per acre for efficiency.

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

R 17E



Scale: 2 inches equal 1 mile

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

David C. Miller
(Applicant)

37 7367

Proposed Priority 6-18-1974

37 7364

Received by LT Date 6-18-74 Time 3:00
Preliminary check by 107 Fee \$ 25.00 (13933)
Receipted by LT Date 6-18-74
107 Publication prepared by LT Date 6-18-74
Published in Wood River Journal
Publication dates 6-27 & 7-4-74
Publication approved LT Date 7-18-74
Priority reduced to _____ Reason _____

Protests filed by: _____

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

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. 37-7364, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1976.
- 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 25 day of July 19 74.

R. Karl Higin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

- (1) _____ Application No. 37-7364 David C. Miller
- (2) KDF 6-18-74 ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee
- (3) KDF 6-18-74 In form to receipt

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) KDF 6-18-74 In form for advertising
- (6) _____ Located within Water District No. _____
- (7) _____ Critical groundwater area: yes _____ no ☒
- (8) _____ Groundwater levels:

Decline (comment) _____

Stable (comment) _____

Increasing (comment) _____
- (9) KDF 6-18-74 Comments: Supporting affidavits for 2 inches/sec.
attached
- (10) LT 7-18-74 Affidavit of Publication received (date) 7-18-74
- (11) _____ Final date for protests 7-15-74
Protests received: yes _____ no ☒
- (12) _____ Date and Place of hearing _____
Decision reached at hearing _____
- (13) _____ All requested information received from agencies or applicant
yes ☒ no _____
- (14) _____ Action recommended:
☒ Approve Priority 6-18-74

Deny Reason for Reduction _____
☒ Measuring device required

See attached sheet for additional conditions of approval

No additional conditions for approval
- (15) District Southern By Bob Haynes Date 7-19-74

37 7364

JUL 22 1974

Department of Water Resources

AFFIDAVIT , PUBLICATION

COPY OF NOTICE

(Paste Here)

RECEIVED

Application # 37-7364

State of Idaho, }
County of Blaine } SS.

JUL 18 1974

Department of Water Administration

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

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

of said advertisement was on the 27 day of June

19 74, and the date of the last publication was on the 4

day of July, 1974.

Subscribed and sworn to before me this 15th

day of July, 1974.
(SEAL)

Roberta Ingber
NOTARY PUBLIC

WOOD RIVER JOURNAL

Halley, Idaho

COST OF PUBLICATION

Number of Lines in Notice 39

Number of Insertions 2

..... Lines tabular at 315c

39 Lines straight at 21c 8.19

39 Subsequent lines at 15c 5.85

TOTAL COST 14.04

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Admin
BILL TO
1041 Blue Lake Blvd W.
Sevin Falls, Idaho

APPLICATION FOR WATER PERMIT

Notice is hereby given that David C. Miller, P.O. Box 1240, Sun Valley, ID, has on June 18, 1974 submitted Application No. 37-7284 for a permit to appropriate .32 cubic feet per second of water from groundwater by means of well, pump within the SW 1/4 NE 1/4, Sec. 14, T3N, R17E, B.M., Blaine Co. to be used from Jan. 1 to Dec. 31 for domestic use and from Jan. 1 to Oct. 31 for irrigation of a pond within the SW 1/4, Sec. 14, T 3N, R 17E.

Therefore, this permit is subject to all prior permits. Protests against granting of the permit must be filed with the Department of Water Administration, 1041 Blue Lakes Boulevard, Twin Falls, Idaho, on or before July 18, 1974.

R. KEITH HIGGINS

Published: Wood River Journal, Blaine County, June 27 and July 4, 1974.

N: 396

37 7364

March 12, 1984

RE: Permit No. 37-7364

David C. Miller
Box 660
Sun Valley, ID 83353

Dear Mr. Miller:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

February 14, 1984

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

RE: Permit No. 37-7364

David C. Miller
Box 660
Sun Valley, ID 83353

Dear Mr. Miller:

A representative of this Department has made an examination of the works covered by your Permit No. 37-7364, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 0.04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1.2 acre feet per year.

Point(s) of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 14, Twp 5N, Rge 17E

Beneficial Use: Domestic use for 1 unit within SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14., Twp 5N, Rge 17E

Priority date established: June 28, 1974 (Late Proof)

Conditions (if any):

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

MICROFILMED

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder David C. Miller
Post office address P.O. Box 660, Sun Valley, Id DePhone _____
Person to contact _____ Southern District Office
Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 0.04 c.f.s. for domestic (1) ✓
_____ AF/Annum (nature of use)

Period of Use: from 1/1 ✓ to 12/31 ✓
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

Permit No. 37-7364
Examination for _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 5N N/S, Range 17E E/W, B.M., Section 14, Subdivision SW 1/4 NE 1/4, Blaine County

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

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

Other Points of Diversions: _____

Description of diverting works: Berkley pump; 1 1/2 Hp motor, 6" x 150'

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	17E	14			X														

TOTAL ACREAGE _____

MICROFILMED

MICROFILMED

R 17E

Howell

T
5
N

14

✓OK

Diagram of System

DATE OF EXAM 9-5-79

ACREAGE

Found _____ ✓
Recommended _____ ✓

Irrigation Requirement ✓ Ac Ft/Ac

USE

Irrigation Q = 0.5 c.f.s. V = 0.5 AF/Ann. from Jan 1 to Dec 31
Domestic Q = 0.04 c.f.s. V = 1.2 AF/Ann. from Jan 1 to Dec 31
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes _____ no ☒

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

Exchange? yes_____ no ✓

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

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

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

Total Q measured ✓ capacitor Method of measurement ✓

Total Q recommended .04 CFS Meter No. 4 Type 4 Condition 4

Total V recommended 1.2 AcFt/ANN. **OK**

Recommended Amendments:

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

MEASUREMENT CALCULATION:

MEASUREMENT CALCULATION:
 .04 CFS DOMESTIC ✓ ✓ Single family Dwelling
 1.2 AC.FT./ANN. " " " "

SYSTEM DESCRIPTION:

SYSTEM DESCRIPTION:
BERKELEY MOTOR & Pump. MODEL # 4B15 (Submersible) 1 1/2 Hp.
40 gal PRESSURE TANK

LAWN & DOMESTIC SINGLE HOUSE HOLD USE. ✓

REMARKS:

REMARKS: DAVID MILLER WAS PRESENT DURING THE FIELD EXAM.

Examiner's Signature [Signature] Date 9/18/79

Checked by Allen North Date 9/19/79

Approved by Kay Walker Date 1-20-84



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

August 16, 1978

Re: Permit No. 37-7364

David C. Miller
P. O. Box 660
Sun Valley, ID 83353

Dear Mr. Miller:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

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

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

Identification No. _____

Permit No. 37-7364

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

JUN 9 1978

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder DAVID C. MILLER
b) Post Office Address P.O. Box 660, Sun Valley, Id. 83353
2. Permit Number 37-7364
3. Date of Priority that you are prepared to establish 6-18-74
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 14
Township 5N, Range 17E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 cfs for domestic purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.04 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Pumping
Gene Walker, well driller
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

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

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Berkley pump; 1 1/2 hp motor, 8" well casing, 150' deep well

b) Describe the type and size of measuring device which you have installed at your point of diversion: None required.

c) Give well driller's name and address and the date the well was completed: Gene Walker,
624 Pierce St., Twin Falls
Well was completed in July 1972.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Domestic use in my home and yard.

MICROFILMED

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

6-5-78
(Date)

David C. Miller
(Signature)

State of Idaho)
County of Blaine) ss.

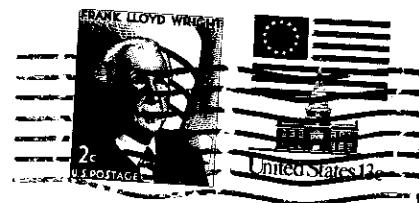
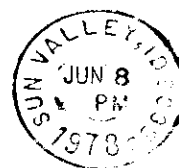
On this 5th day of June, 1978, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Susan Polson
Notary Public residing at Hailey

My commission expires 5-1-81



Box 660
Sun Valley,
Id 83353



Dept. of Water Resources
Statehouse
Boise,
Id 83720

MICROFILMED



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

May 31, 1978

CERTIFIED MAIL

138394

Re: Permit No. 37-7364

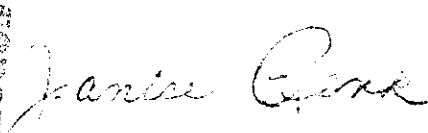
David C. Miller
Box 660
Sun Valley, Idaho 83353

Dear Mr. Miller:

One of the conditions of approval of the above referenced water right 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 August 1, 1978. The enclosed affidavit form is the document you must complete and submit as the proof of application of water to 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.



JANICE RENK
Water Rights
Encl: Proof affidavit

August 25, 1976

Re: Permit No. 37-7364

David C. Miller
Box 660
Sun Valley, Idaho 83353

Dear Mr. Miller:

Enclosed is an Order which reinstates the above referenced permit. The priority has been advanced to June 28, 1974.

This Order also extends the time within which to submit proof of beneficial use to August 1, 1978.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JER

Enclosure

P.O. Box 660
Sun Valley, Idaho 83353

August 10, 1976

Ms. Darlene Reich
Department of Water Resources
State of Idaho
State Capital
Boise, Idaho 83720

Dear Ms. Reich:

Reference our phone conversation, this date, I would like to apply for a two year extension of my water permit no. 37-7364.

As I mentioned to you on the phone, I have not submitted a "Proof of Application of Water to Beneficial Use" permit because I have not completed building my home. I expect to complete it in the near future and will submit the necessary papers as soon as the water is hooked up to my home.

Thank you for your assistance in this matter.

Sincerely,



David C. Miller



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

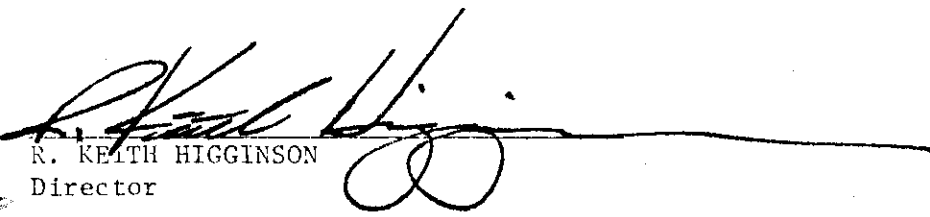
August 6, 1976

David C. Miller
Box 660
Sun Valley, Idaho 83353

Dear Mr. Miller:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 37-7364 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:jg

RECEIVED

WATER RESOURCE BOARD:

John F. Streiff
Chairman
Franklin Jones

George L. Yost
Vice Chairman
M. R. Hansen

Donald R. Kramer
Secretary
Scott W. Reed

Edwin C. Schlender
Member
Joseph H. Nettleton

June 1, 1976

CERTIFIED MAIL

138659

Re: Permit No. 37-7364

David C. Miller
P. O. Box 660
Sun Valley, Idaho 83353

Dear Mr. Miller:

One of the conditions of approval of your water Permit No. 37-7364 (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 AUGUST 1, 1976. 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.

R. Keith Higginson

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

RECEIVED

May 13, 1976

Re: Permit No. 37-7364

David C. Miller
Box 660
Sun Valley, Idaho 83353

Dear Mr. Miller:

Enclosed is an Order which removes the measuring device requirement from the above referenced permit,

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Enclosure

APR 28 1976

P.O. Box 660 Department of Water Resources
Sun Valley, Idaho 83353

April 26, 1976

Mr. Bobby D. Fleenor
Assistant Director
Department of Water Resources
State Capitol
Boise, Idaho 83720

Dear Mr. Fleenor;

Reference: Permit No. 37-7364

The above referenced permit which was approved on July 25, 1974, granted permission for .24cfs for irrigation and .08cfs for domestic use. However, after the well was drilled, it was determined that there was only enough water (15 gallons per minute) for one domestic home.

I am going to build a home on this property this summer and shall use the well for domestic use in this home but shall not use it for irrigation and for a second home as was originally intended.

Based on the foregoing, it is requested that the requirement for a measuring device be deleted from the above referenced application.

Thank you for your assistance in this matter.

Sincerely,



David C. Miller

**Bosworth
Sullivan
& Company, Inc.**
MEMBERS, NEW YORK STOCK EXCHANGE

Box 660, Sun Valley, Id 83353
~~P.O. Box 7867 Boise, Idaho 83707~~



*Mr. Bobby D. Fleenor
Assistant Director
Dept of Water Resources
State Capital
Boise,
Id. 83720*

July 25, 1974

Re: Permit No. 37-7364

Mr. David C. Miller
P. O. Box 1240
Sun Valley, Idaho 83353

Dear Mr. Miller:

Enclosed is a copy of your approved Application for Permit No. 37-7364. 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

37 7364

June 18, 1974

RE: Application No. 37-7364 - David C. Miller

Wood River Journal
P.O. Box 988
Hailey, Id. 83333

Gentlemen:

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

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

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

Sincerely,

Bob Haynes
Southern District Engineer

Bill submitted 7-18-74 LT

37 7364

**NOTICE OF
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that David C. Miller, P.O. Box 1240, Sun Valley, Id. has on June 18, 1974 submitted Application No. 37-7364 for a permit to appropriate .32 cubic feet per second of water from groundwater by means of well, pump within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T5N, R 17E, B.M., Blaine Co. to be used from Jan. 1 to Dec. 31 for domestic use and May 1 to Oct. 31 for irrigation of 6 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T 5N, R 17E, 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 July 15, 1974.

R. KEITH HIGGINSON

Director

Published: Wood River
Journal, Blaine County, June
27 and July 4, 1974.

*OK L T
6-25-74*

37 7364

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David C. Miller

P.O. Box 1240, Sun Valley, Id.

has on 6-18-74 submitted Application No. 37-7364

for a permit to appropriate .32 cubic feet per second ~~acre feet per annum~~
of water from groundwater

by means of well, pump

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T 5N, R 17E, B.M., Blaine Co.

to be used from Jan. 1 to Dec. 31 for domestic use and May 1 to Oct. 31

for irrigation of 6 acres

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T 5N, R 17E, 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 July 15, 1974.

R. KEITH HIGGINSON

Director

Published in the Wood River Journal

on June 27 and July 4, 1974

37 7364

June 18, 1974

RE: Application No. 37-7364 - David C. Miller

Mr. David C. Miller
P.O. Box 1240
Sun Valley, Idaho 83353

Dear Mr. Miller:

Enclosed is your Receipt No. 13933 for Check No. 23-7 in the amount of \$25.00 for the above referenced application for permit which was received in this office this date.

Very truly yours,

Lydia L. Tippet
Secretary

enc.

37 7364

RECEIVED

JUN 18 1974

Department of Water Administration
Southern District Office

P.O. Box 1240
Sun Valley, Idaho 83353

July 15, 1974

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

Dear Sir:

Enclosed is my water permit application, a check for \$25.00 for the application fee, and statements from the County Agricultural Agent and the United States Department of Agriculture District Conservationist justifying my request for .24 cfs for irrigation.

4 Incl
As

Sincerely,

David C. Miller

David C. Miller

37 7364

UNITED STATES DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

P. O. Box 387

Hailey, Idaho 83333

June 14, 1974

RECEIVED

JUN 17 1974

Re: David C. Miller
Box 1240
Sun Valley, Idaho 83353

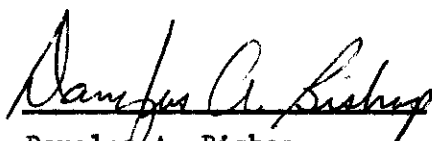
Received by Mr. Bishop
District Conservationist

To whom it may concern:

This letter is written in reference to an application for a water permit, submitted by Mr. David C. Miller. Mr Miller's land is located north of Ketchum, Idaho, near Eagle Creek, in Section 14, T. 5N., R. 17 E., B.M.

Mr. Miller's water permit application requests that he be allowed to extract ground water for irrigation by means of a well, in the amount of 2 inches/acre.

The soils on Mr. Miller's land have been mapped as a Drage gravelly loam. This soil contains 25-50% gravel and is therefore highly permeable and has a low water holding capacity. I submit that Mr. Miller's request for 2 inches/acre is reasonable in terms of volume needed to make a minimum irrigation system perform adequately.


Douglas A. Bishop
District Conservationist

cc: David C. Miller





AGRICULTURAL EXTENSION SERVICE
COLLEGE OF AGRICULTURE
UNIVERSITY OF IDAHO

P.O. BOX 216
HAILEY, IDAHO 83333

May 31, 1974

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

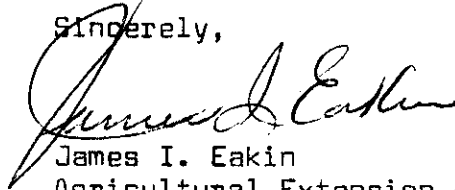
Sirs:

In re Application of David C. Miller, Box 1240, Sun Valley, Idaho 83353,
For the Appropriation of Underground Water

I have personally investigated the site on which Mr. Miller is applying for water for beneficial use. These soils are sandy loam interspersed with fairly large quantities of small stones. Because of the water holding capacity of soils of this type, I recommend that his application for two inches per acre be considered. Any surplus water which might arise will percolate directly back into the substrata.

Thanks for your attention to this matter.

Sincerely,



James I. Eakin
Agricultural Extension Agent

ys
cc: David C. Miller

77 7364