



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 21, 2001

VERL C BELL
853 E 2830 S
HAGERMAN ID 83332

Re: Snake River Basin Adjudication (SRBA)
Water Right(s) #37-7185, 37-7587, 37-10797
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by January 11, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

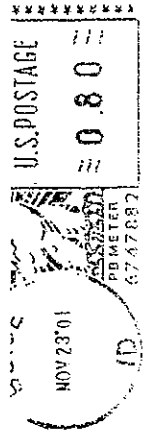
The address is correct as shown above or as otherwise changed.

Verl C Bell
Claimant Signature

208-837-4405
Telephone No.

w/mcie
OC:W.A.
37-08371 app
36-0033E 36-0063A
0-change?
from Edna Rea?
Co-dest.
No

ADDRESS SERVICE
REQUESTED
853 2830 S.



Ad: Nands K

37-7185 rec
37-7587 rec
37-10797

*✓ get
needs
DSS*

11/2/05

853 E. 2830 S.

BELL, VERL C
RT 1 BOX 42
HAGERMAN ID 83332

RETURNED TO SENDER

☐ INSUFFICIENT ADDRESS
☐ NO SUCH NUMBER
☐ UNCLAIMED ☐ REFUSED
☐ ATTEMPTED NOT KNOWN
☐ NO SUCH STREET
☐ VACANT
☐ NO RECEIPTABLE
☐ DELIVERABLE AS
ADDRESSED - UNABLE
TO FORWARD
ROUTE NO. _____ DATE _____
CARRIAGE INITIALS _____

R. 13 E.

Place of
use →

Point of
Diversion

T.
6
S.

28 27

N

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

Don C. Bell
(signature)

Chief, Operations Bureau

Witness my hand this 26 day of May, 1977.

BOBBY D. FLEENOR
Chief, Operations Bureau

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

R. 13 E.

2. DIVERSION
Pl. of use

27

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.

37 7185

Mountain States Investments
(Applicant) Inc.
by John R. LeMay

Affidavit of Publication

RECEIVED

State of Idaho, }
County of Gooding } ss.

JAN 12 1973

Department of Water Administration
Southern District Office

Alfred E. Hagen 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 4 day

of January 19 73, and the date of the last publication

was on the 11 day of January 19 73

Subscribed and sworn to before me this 11

day of January 19 73

(SEAL)

May Ann Hagen
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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Mountain States Investments, Inc., Hagerman, ID has on Dec. 22, 1972 submitted Application No. 37-7185 for a permit to appropriate 4.0 cubic feet per second of water from an unnamed spring, tributary of sinks by means of diversion structure within the NW 1/4 NW 1/4, Sec. 27, T. 6S, R. 13E, B.M., Gooding County to be used from Jan. 1 to Dec. 31 for fish propagation within the NW 1/4 NW 1/4, Sec. 27, 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 Jan. 22, 1973.

R. KEITH HIGGINSON,
Director

1-4-2tc

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 1685

37 7185

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 37-7185 Re-Exam

1. Owner: Verl C. Bell

Phone No. 837-4405

Current Address: Rt. 1 Box 42, Hagerman, ID 83332

2. Accompanied by: Mrs. Bell

EXAM. DATE: 9-12-90

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: Springs tributary to Snake R.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 37-8371 (Permit)

☐ Copies Attached

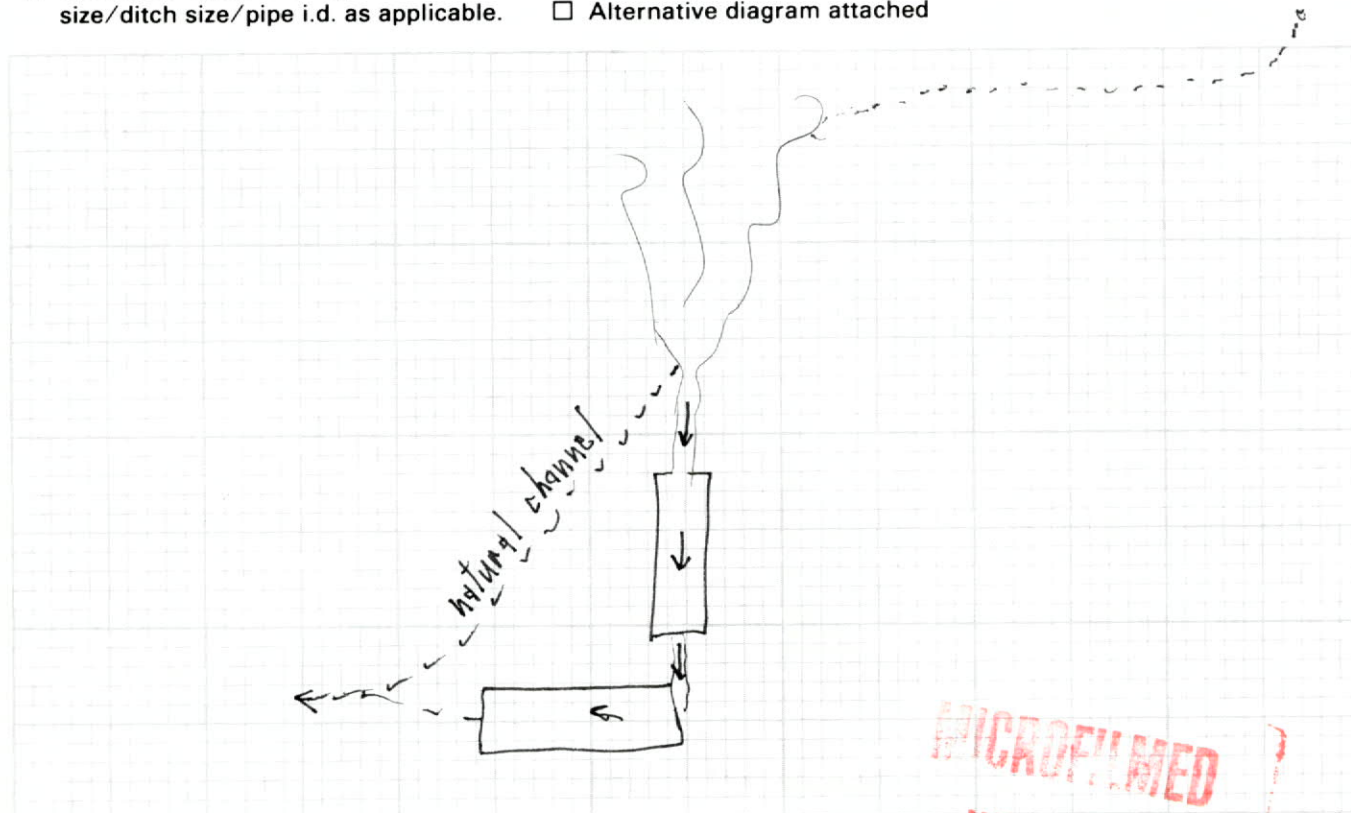
2. Other water rights with same point of diversion: _____

☐ 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



MICROFILMED

MAY 31 1991

Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

- ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

37-7185

Re-Exam

Diversion
Works



Upper Pond



Lower Pond

RECEIVED
MAY 31 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

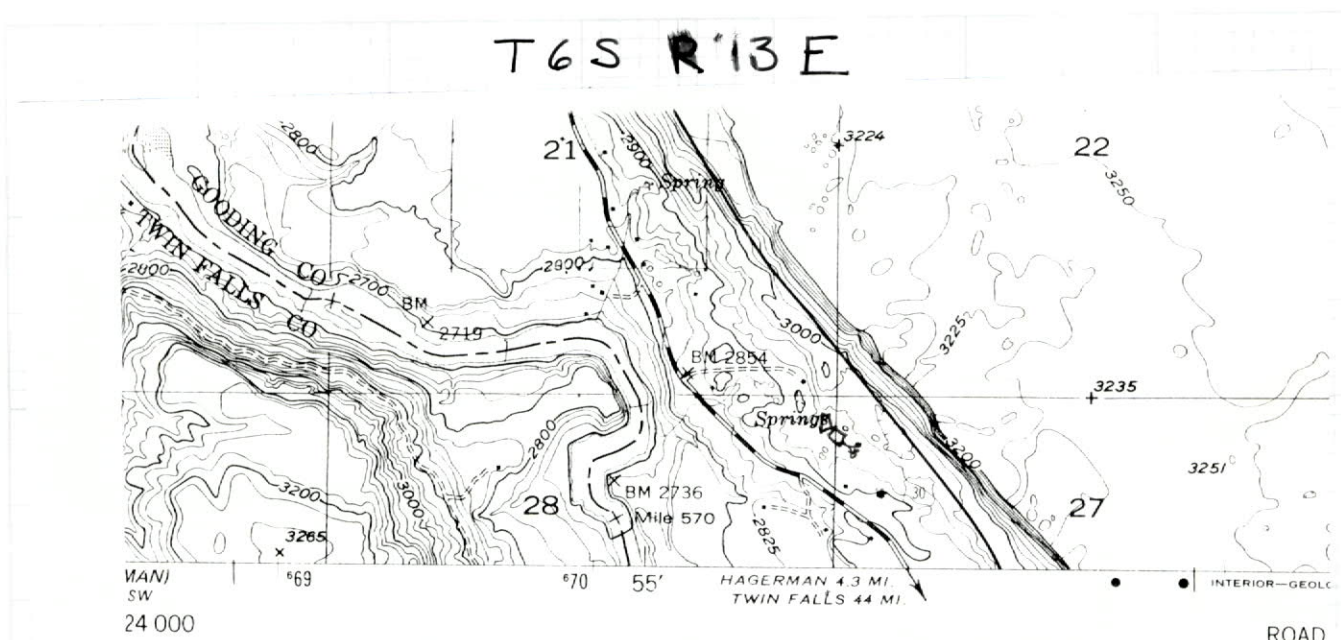
1. Owner: Verl C. Bell Permit No. 37-7185
Current Address: Hagerman, Idaho Phone No. 837-4405
2. Accompanied by: Mrs Bell EXAM. DATE: 8/3/86
Address: Hagerman, Idaho Phone No. 837-4405
Relationship to Permit Holder: WIFE
3. Source: Spring tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: NO ☐ Copies Attached
2. Other water rights with same point of diversion: ☐ 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" = _____

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).

A SUBDIVISION LOCATED IN N¹ NN⁴ SECTION 27 AND LOT 1
SECTION 28, T6S, R13E, B.M. GOODING COUNTY, IOWA

denominator.
population states in which the
Asterisk, etc.

Ergebnisse
Methode: 500er
Korn 10/15, 10/20

MAY 31 1991

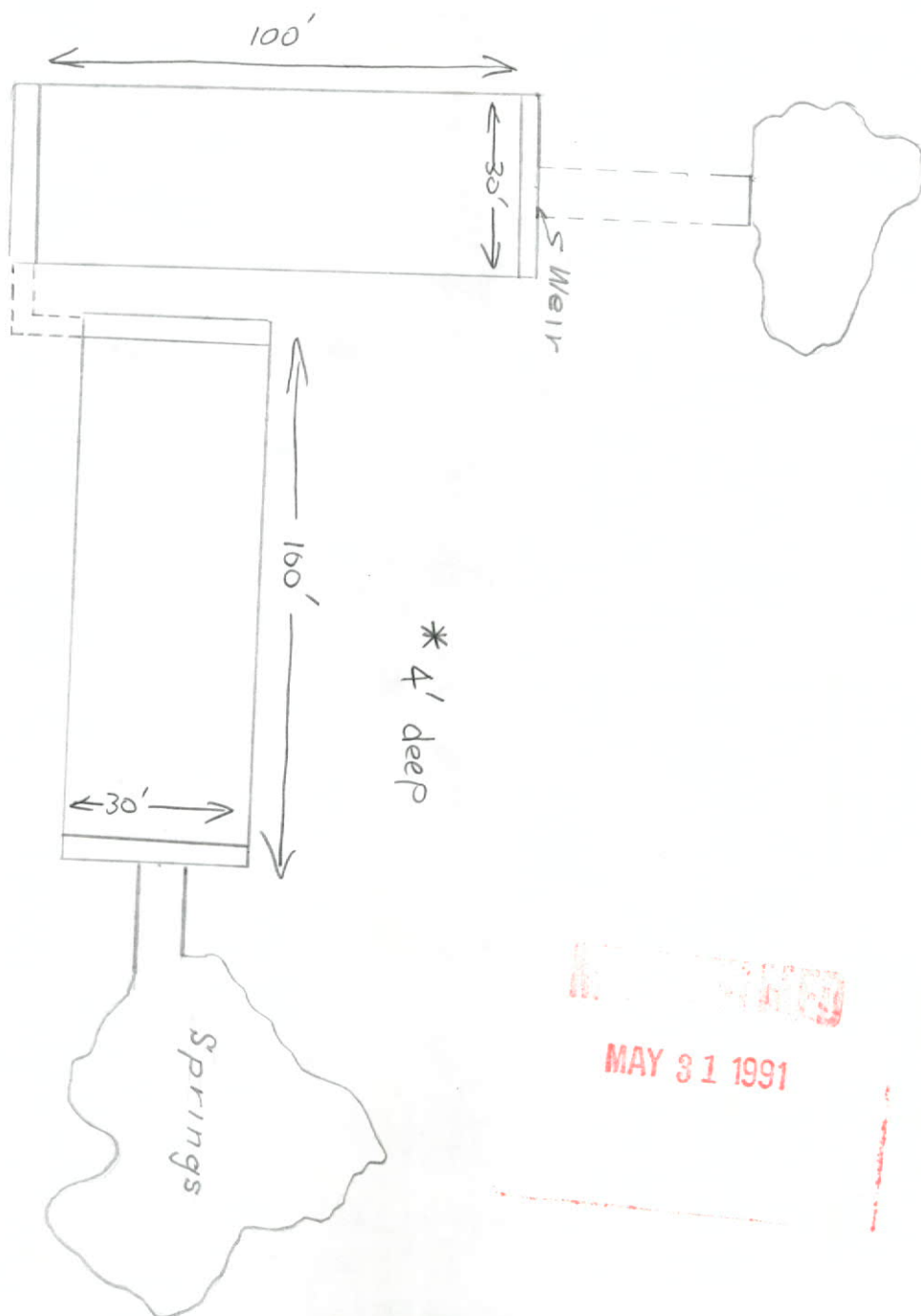
A page of handwritten text on lined paper. The text is written in a cursive script and is mostly illegible due to the quality of the scan. On the right side of the page, the words "Cure's Day" are written vertically in a larger, more legible hand. The page is numbered "1" in the bottom right corner.

LEGEND

- Write down the following elements
of your system before you start on code design
- _____ Secondary Lines
 - _____ Code Line
 - _____ Elements
 - _____ Code Number
- (d) ☐ Self-Contained Design Method

MILNUTY 84A

Concrete Raceways





SPRINGS RUNNING TO THE CONCRETE RACEWAYS.



CHANNEL CONVEYING THE SPRING WATER TO THE RACEWAYS.



WATER FLOWING OVER THE CIPOLETTI WEIR AT THE END OF THE RACEWAYS.

MICROFILMED
MAY 31 1991

1st Pond where
Spring water
is diverted
into.



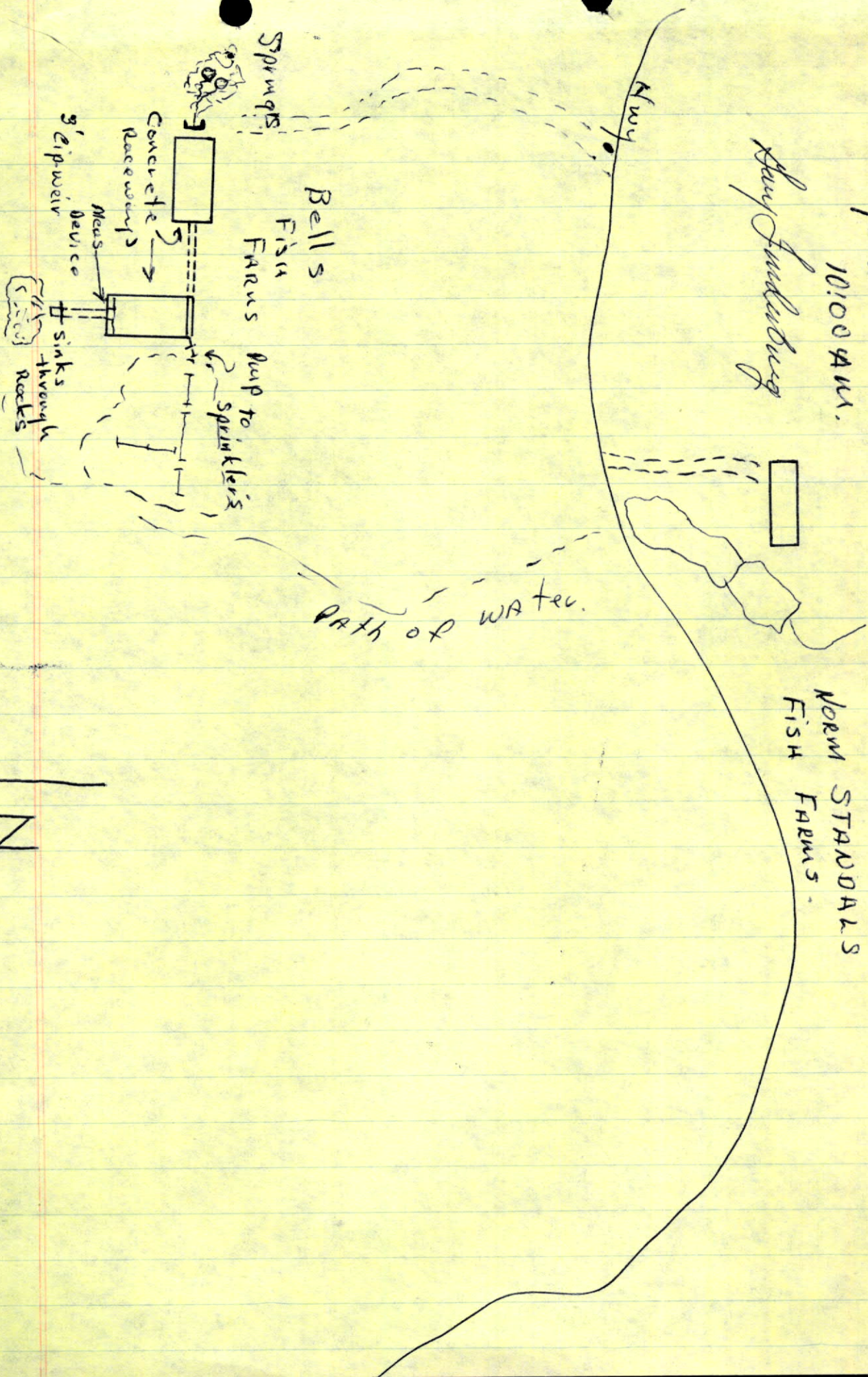
2nd Pond
Looking down Raceway

MICROFILMED
MAY 31 1991

9-26-84
10:00 AM.

Henry Lindenberg

NORM STADDALE'S
FISH FARMS



MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07185

Priority: December 22, 1972

Maximum Diversion Rate: 3.96 CFS
Maximum Diversion Volume:¹ 2847.6 AF

This is to certify, that VERL C. BELL
RT. 1 BOX 42

HAGERMAN, ID 83332 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated December 22, 1972; and
has submitted Proof of Beneficial Use on July 5, 1983. An examination indicates
that the works have a diversion capacity of 3.960 cfs of water from:

SPRING tributary to SNAKE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
FISH PROPAGATION	01/01 to 12/31	3.96 CFS	2847.6 AF

LOCATION OF POINT(S) OF DIVERSION: NWNWNW , Sec. 27, Township 06S, Range 13E
GOODING County

PLACE OF USE: FISH PROPAGATION
TWN RGE SEC

06S 13E	27	NWNW
	28	NENE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.
7. Use of water under this right is subject to policies set forth in the State of Idaho Water Plan, including Policy No. 5G.

MICROFILMED

MAY 31 1991

State of Idaho
Department of Water Resources

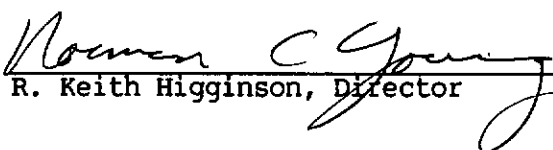
WATER RIGHT LICENSE

WATER RIGHT NO. 37-07185

CONDITIONS/REMARKS:

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 20th
day of MAY, 1991.

Acting for


R. Keith Higginson, Director

MISS FILED

MAY 31 1991

APPROVED

State of Idaho
Department of Water Resources

RECEIVED
MAR 14 1991

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-07185

Department of Water Resources

Date of Priority: December 22, 1972

Maximum Diversion Rate: 3.96 CFS
Maximum Diversion Volume:¹ 2847.6 AF

Comes now
RT. 1 BOX 42
HAGERMAN, ID 83332

VERL C. BELL

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 37-07185, and requests that the permit be changed as follows:

Source: SPRING

tributary to SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
FISH PROPAGATION	01/01 to 12/31	3.96 CFS	2847.6 AF

LOCATION OF POINT(S) OF DIVERSION:

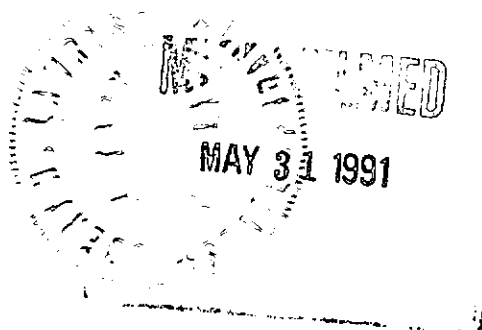
NWNWNW, Sec. 27, Township 06S, Range 13E
GOODING County

PLACE OF USE: FISH PROPAGATION
TWN RGE SEC

06S 13E	27	NWNW
	28	NENE

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

Signed at Hagerman, this 11 day of March, 1991.



Verl C. Bell
(Signature)

Robert H. Lawrence
Notary State of Idaho

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-07185

FOR DEPARTMENT USE ONLY

#C020266

Preliminary check by SC Fee = \$20.00 Received by gy Date 4/22/91

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 37-07185 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.
7. Use of water under this right is subject to policies set forth in the State of Idaho Water Plan, including Policy No. 5G.

Witness my hand this 20TH day of MAY, 1991.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED

MAY 31 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-7185

IN THE NAME OF VERL C. BELL

ORDER

WHEREAS, on November 13, 1973, the Department approved the above captioned permit with the condition that:

"That measuring devices of a type approved by the Department shall be permanently installed and maintained to measure the water diverted from each source, to the fish facilities, and the water effluent from the fish facilities"

and,

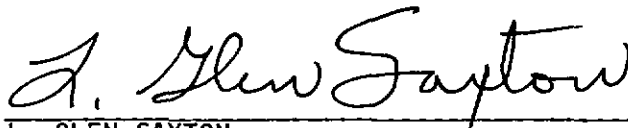
WHEREAS, on January 25, 1984, the Department received a request from the permit holder to change the above conditions; and,

WHEREAS, the Department has determined that the requested change in the measuring device conditions is reasonable;

IT IS, THEREFORE, HEREBY ORDERED that the measuring device condition be changed to the following:

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

Dated this 4th day of June, 1984.


L. GLEN SAXTON
Chief, Operations Bureau

RECEIVED

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

RECEIVED

OCT 24 1978

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

Department of Water Resources

Verl C. Bell of Rte 1, Hagerman, Idaho 83332
(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. 37-7185.

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

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

Phase 1 - 1 fish raceway completed.

(Plus Owner & son's labor) Hired Labor Costing \$ 5,400.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Purchased property 1977- Construction is very costly- Many huge rocks have to be removed-All ponds have to be concrete- have to install a watermeasuring devise. Have to construct ponds as we are able to afford the cost.

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

Verl C. Bell
(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 of water is extended to November 1, 1983.

Signed this 24th day of October, 19 78.

J. Glen Saxton
Chief, Operations Bureau

MICROFILMED

Receipt # 7869

RECEIVED

MAY 19 1977

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

APPLICATION FOR AMENDMENT

Permit No. 37-2185

Comes now Ver C. Bell of (address) _____

Rte 1, Hogerman, Ida 83332 and represents to the Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 27-7185, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27 Twp. 6 S

Rge. 13 E, B.M., County of Gooding. Other points of diversion:

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

Amount 4.48 for Fish purposes from Jan 1 to Dec 31 (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount for purposes from to (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

MICROFILMED

R. 13 E.

Place of
use  Point of
Diversion

T.
6
S.

28 27

N

BOBBY D. FLEENOR
Chief, Operations Bureau

RECEIVED

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

APR 20 1977 *ok jc*
Department of Water Resources

I, John B. Le Moyne, hereby assign to Verl C. Bell
of Rt. 1, Box 12, Hagerman, Id. 83332
Address

CHECK ONE

- ☒ All my right, title, and interest in and to Permit No. 37-7185
to appropriate the public waters of the State of Idaho.
- ☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.
(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

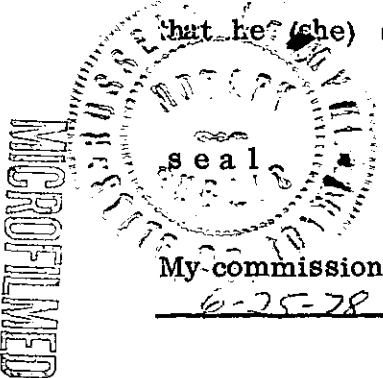
Made this 18th day of April, 19 77.

John B. Le Moyne
Permit Holder

Margaret Le Moyne
Spouse of Permit Holder

State of Idaho)
County of Gooding) ss.

On this 18th day of April, 19 77, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.



Russell Le Moyne
Notary Public residing at
Hagerman, Idaho

My commission expires:
6-25-78

RECEIVED

NOV 4 1976

Department of Water Resources
Southern District Office

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED

NOV 8 1976

Department of Water Resources

I, Mountain States Investments, Inc. hereby assign to John R. LeMayne
of Rt. 1, Hagerman, Id. 83332
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 37-7185
to appropriate the public waters of the State of Idaho.



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

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

Made this 3rd day of November, 1976.

John R. LeMayne, President
Permit Holder Mountain States Investments, Inc.

Margaret L. Mayne
Spouse of Permit Holder Secretary

State of Idaho)
County of Gooding) ss.

On this 3rd day of November, 1976, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.



Betty Z. Hornaday
Notary Public residing at
Hagerman, Idaho

My commission expires:
July 19, 1980

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF Application for Permit)
)
No's 37-7184 and 37-7185 in the name of)
)
MOUNTAIN STATES INVESTMENTS, INC.)
)

MEMORANDUM DECISION

AND ORDER

On December 22, 1972, Mountain States Investments, Inc. filed Application for Permit No.'s 37-7184 and 37-7185 to appropriate 10 cubic feet per second of water from Stoddard Creek, and 4.0 cubic feet per second of water from an unnamed stream, respectively, to be diverted in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, Twp. 6S, Rge. 13E, B.M., Gooding County, to be used for fish propagation. Notice of these proposed appropriations was published in the Gooding County Leader, Gooding, Idaho, on January 4 and January 11, 1973.

On January 22, 1973, the Department received letters from Norman S. Standal, James and June Mecham, and Delmar E. Smith, protesting the granting of the permits. On October 10, 1973, the protestants, Mecham and Smith, withdrew their protests. A hearing concerning this matter was held in Gooding, Idaho, on October 10, 1973. The applicant was represented by its attorney, Mr. John C. Hepworth of Buhl, Idaho.

Based upon the information in the file, the statements made at the hearing, and the Department's understanding of the law, the Director of the Department of Water Administration makes the following Findings of Fact, Conclusions of Law, and Order:

Findings of Fact

- (1) The property on which the proposed use would take place is owned by Mountain States Investments, Inc.
- (2) The water available in the sources is sufficient for the purposes for which it is set to be appropriated.
- (3) Mountain States Investments, Inc. has the financial resources with which to complete the proposed projects.
- (4) The application for permits were filed in good faith and not for delay or speculation purposes.
- (5) Diversion of water as proposed will not reduce the quantity of water available to, nor interfere with, existing water rights.

Conclusions of Law

- (1) The protestant's objection to the use of the water is predicated on the

37 7185

ASSIGNED TO: VERL C. BELL - 4-20-1977

Identification No. 37-7185
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Mountain States Investments, Inc.
post office address Hagerman, Idaho 83332
2. Source of water supply unnamed spring which is a tributary of sinks
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27 Township 6 S.
Range 13 E. B.M. Gooding County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into former channel at a point in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27 Township 6 S. Range 13 E. B.M. _____
4. Water will be used for the following purposes:
Amount 4 GFS for fish 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)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. Four cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Diversion Structure into 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 \$ (some engineering to be done yet).
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 NW $\frac{1}{4}$ of Section 27 Township 6 S
Range 13 E. B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe: Fish propagation

37 7185

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	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

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.

R. 13 E-

Point of Diversion
Place of Use

27

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.

37 7185

Mountain States Investments, Inc.
(Applicant)
By John R. LeMay

Received by JP Date 12-22-72 Time 3:45 PM
Preliminary check by alw Fee \$ 55.00 #9500
Receipted by alw Date 12-22-72

alw
by telephone
to S. Alleva
12-27-72

Publication prepared by alw Date 12-29-72
Published in Gooding County Leader, Gooding, ID
Publication dates 1-4 & 1-11-73
Publication approved alw Date 1-12-73
Priority reduced to _____ Reason _____

Protests filed by: Delmar E. Smith, Norman S. Standal
James & June Mecham

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

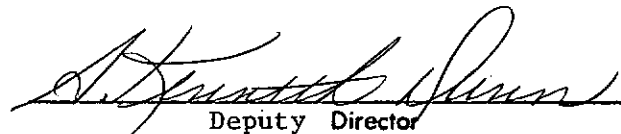
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7185, 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 November 1, 19 78.
 - c. Other: Pursuant to Memorandum Decision and Order of this date.

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

Witness my hand this 13 day of November 19 73.


Deputy Director

Dept of Water Admin.
1041 Blue Lakes Ave
Twin Falls, Idaho 83301

Bliss Idaho 83314
Jan 19 1973
RECEIVED

JAN -22- 1973

Department of Water Administration
Southern District Office

Dear Sirs:
We the undersigned do hereby
Protest the following applications
for water filing: # 37-7184
37-7185 by the
Wm. States Development Corp.

Our irrigation water comes from those springs
and there is none to spare; the amount
of water extant is insufficient to
allow increased usage. Also a formal
filing would detrimentally affect
the basis of distribution of water
from those springs that has been in
effect since the beginning of usage, viz.,
each user gets a PERCENTAGE (not a specified
amount) of that water.

We wish to be formally informed of any future legal
action on water in the area. Sincerely,
James Decham Anne Decham

37 7185

I think on this water that it should not be about as there is really not enough water to do the irrigation work in the summer as it is if could use more water myself. I think if they divert any water from the spring we will not have pressure enough to bring our water to us and would cut us down more. If they divert this water for fire purposes it would be gone all the time and if it got short by some means or another none of us would be able to get our water back to do our irrigating and for our domestic purposes if also have a small pond on my place and it has always had full and need water constantly so I think the water should be left alone just as it is if don't see where anybody needs that much water to take out.

Deputy E. Smith
Blue House
Blaine, Idaho

1-15-73

ms.

RECEIVED

JAN 22 1973

Department of Water Administration
Southern District Office

Norman S. Standal

Star Route
Bliss, Idaho 83314
Phone: 208 / 837-4970

Whitewater Ranch

January 19, 1973

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

ATTN: R. Keith Higginson
Director

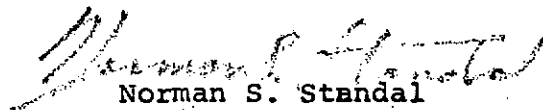
Dear Mr. Higginson:

I protest Permit Applications #37-7184 and 37-7185 on the grounds that the proposed use will reduce the quantity and quality of water under existing water rights.

There are four established domestic water diversions, and approximately ten (10) other existing individual water diversion rights for the same water applied for in the above applications, and in the same NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27.

Because of these unusually complicated existing rights in this area, we ask that the applicant be required to reasonably show how he will physically perfect his application without effecting existing water rights, as a prerequisite to the issuance of the permit.

Sincerely,


Norman S. Standal

NSS/as

37 7185

MEMO

TO: File No. 37-7185

FROM: Bob Haynes

Take action on 37-7195, Delmar E. Smith after action
has been taken on Mountain States Investments, Inc.
37-7185.

37 7185

Gooding, Idaho
10-10-73

The Mountain States Investments, Inc. will compensate Gene Harrison, James Mechem, James Carwile and Robert Reed for added expense incurred by having to install a tar and wrapped pipe through an area of high water on the south end of Lot 16 caused by Mountain States. Lot 16 is the lake area. Mountain States Investments, Inc. will agree not to jeopardise any existing water rights.

John R. L. Mayne, Pres.
Donald R. Jackson - Vice Pres.

37 7185

10-10-1973
We the undersigned hereby withdraw
our protest of Application Nos. 37-7184 &
37-7185 of the Mountain States Investment
Inc.

Lynn Meckan
Delmar Smith
By James D Harrison

37 7185

Affidavit of Publication

RECEIVED

State of Idaho, }
County of Gooding } ss.

JAN 12 1973

Department of Water Administration
Southern District Office

Alfred E. Hagen, 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 4 day

of January, 1973, and the date of the last publication

was on the 11 day of January, 1973

Subscribed and sworn to before me this 11

day of January, 1973

(SEAL) Alfred E. Hagen

May Ann Hagen

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Mountain States Investments, Inc., Hagerman, ID has on Dec. 22, 1972 submitted Application No. 37-7185 for a permit to appropriate 4.0 cubic feet per second of water from an unnamed spring, tributary of sinks by means of diversion structure within the NW 1/4 NW 1/4, Sec. 27, T. 6S, R. 13E, B.M., Gooding County to be used from Jan. 1 to Dec. 31 for fish propagation within the NW 1/4 NW 1/4, Sec. 27, 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 Jan. 22, 1973.

R. KEITH HIGGINSON,
Director

1-4-2tc

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 1685

37 7185

May 20, 1991

VERL C. BELL
RT. 1 BOX 42
HAGERMAN, ID 83332

RE: WATER RIGHT NO. 37-07185

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECORDED

MAY 31 1991

RECEIVED

APR 19 1991

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

Department of Water Resources WATER RIGHT NO. 37-07185

duplicate

Date of Priority: December 22, 1972

Maximum Diversion Rate: 3.96 CFS
Maximum Diversion Volume:¹ 2847.6 AF

Comes now
RT. 1 BOX 42
HAGERMAN, ID 83332

VERL C. BELL

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 37-07185, and requests that the permit be changed as follows:

Source: SPRING

tributary to SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
FISH PROPAGATION	01/01 to 12/31	3.96 CFS	2847.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNWNW , Sec. 27, Township 06S, Range 13E
GOODING County

PLACE OF USE: FISH PROPAGATION
TWN RGE SEC

06S 13E	27	NWNW
	28	NENE

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

Signed at Hagerman Idaho, this 17 day of April, 1991.

Verl C. Bell
(Signature)

MICROFILMED

MAY 31 1991

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-07185

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$20.00 Received by Ry Date 4-22-91

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 37-07185 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.
7. Use of water under this right is subject to policies set forth in the State of Idaho Water Plan, including Policy No. 5G.

Witness my hand this _____ day of _____, 19____.

R. Keith Higginson, Director

RECEIVED
MAY 31 1991

April 15, 1991

VERL C. BELL
RT. 1 BOX 42
HAGERMAN, ID 83332

RE: WATER RIGHT NO. 37-07185

Dear Water Right Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received this amendment. If we do not receive the amendment within fifteen (15) days, we will issue a Water Right License which reduces the amount that could have been allowable to you. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

RECEIVED
MAY 31 1991

February 21, 1991

VERL C. BELL
RT. 1 BOX 42
HAGERMAN, ID 83332

RE: WATER RIGHT NO. 37-07185

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the actual use of water found by a representative of our department at the time of the field examination. The enclosed application for amendment contains this information. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

The claim you filed on this right under the ongoing Snake River Basin Adjudication contains the same information that you listed on the original permit. Therefore, you should also amend your claim to match the information on the proposed license. Enclosed for your signature is the Amended Claim form with the license information already listed.

Once I receive the signed amended claim along with the application for amendment of the permit and its fee, the water right license will be issued and your claim to this right will be included in the Director's Report summarizing the water uses in the Snake River Basin. (See the attached table for a summary of the water appropriation process.)

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

MAY 31 1991

LICENSE REVIEW CHECKLIST

RE-EXAM

Permit No. 37-7185

Name/Address change? ok ☒

Priority date Advance? yes no ☒
Memo to advance no ☒

Total cfs Order to reinstate needed? yes no ☒

Limited by fee ok
Limited by capacity ok

Total volume Limited by flow ok
Chart checked for AF rate/ac N/A

Capacity Actual measurement checked ok
Theoretical checked ok
If greater than permit, check for other rts ok

Source Changed? yes no ☒
If so, is memo needed to clarify? no

P/D Verify with map ok permit ok
More than one per $\frac{1}{4}$? Remember remark ok
Check p/d overlap N/A

Uses Check irrigation period of use w/ chart ok

P/U Verify with map ok permit ok amendment needed
> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in $\frac{1}{4}$ ok
Description of non-irrig uses ok
Special overlap condition ok

Conditions -
Measuring device R01
W.Master control ok
Overlap ok
Water quality R08
Other R41

Dates/Misc. -
Water Dist ok
App Rec'd ok
Proof Rec'd ok

CHECK FOR ADJ. CLAIM Needed according to proof filed ok
Filed - needs amended ok
Add'l fee required ok
Not filed - ok
Not needed ok

Comments/Changes to Examiner's Recommendations: MAY 31 1991

License ok 10-day ok 30-day ok

Back of field report signed? ok
Reviewer S. Curtis Date 2/13/91 Review time 10 min.

15-17-91

MEMORANDUM

TO: File 37-7185
FROM: Sharla
DATE: February 13, 1991
RE: Annual Volume for Fish Propagation

Per a memo dated 1/15/88, volume is calculated this way:

1. Calculate changes per hour:
total flow into facility x 3600/facility volume(cf)=changes
2. Calculate annual volume:
facility volume(AF) x changes x 8760=AFA
3. Calculate volume given by permitted flow:
flow rate(cfs) x 1.9835 x 365 days=AFA
4. Recommend lower figure

-
1. 3.96 cfs x 3600/ 24,000 cf = .59
 2. 24,000/43,560 AF x .59 x 8760 = 2847.6 AFA
 3. 3.96 cfs x 1.9835 x 365 days = 2866.9 AFA

RECOMMENDATION: 2847.6 AFA

RECEIVED
MAY 31 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 37-7185 Re-Exam

1. Owner: Verl C. Bell

Phone No. 837-4405

Current Address: Rt 1 Box 42, Hagerman, ID 83332

2. Accompanied by: Mrs. Bell

EXAM. DATE: 9-12-90

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: Springs tributary to Snake R.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 37-8371 (Permit)

☐ Copies Attached

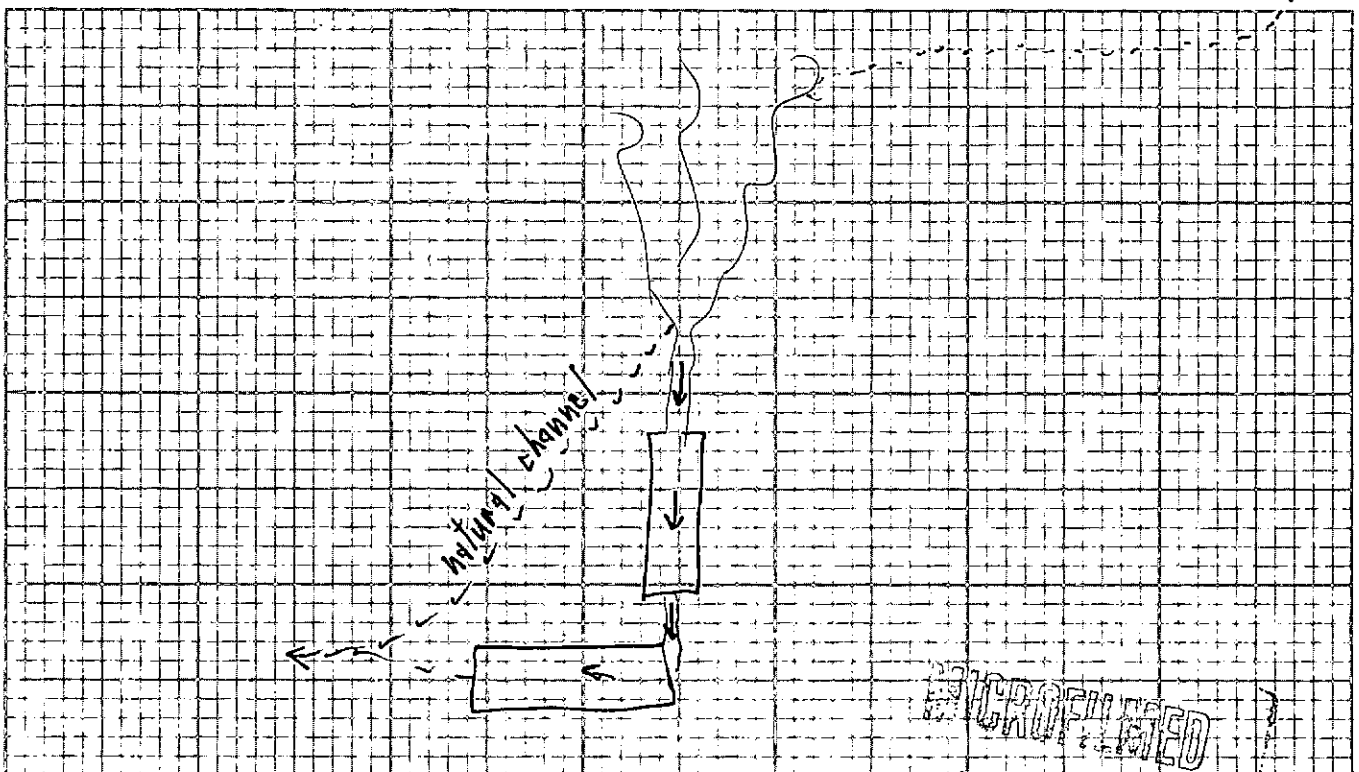
2. Other water rights with same point of diversion: _____

☐ 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" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

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

Springs flow into one concrete raceway, & from that raceway into a second raceway. System includes a spring arising east of Hwy. 30 & transported via pipeline into natural pond that other springs flow into. This spring was claimed in SARA. System is exactly the same as it was during previous exam.

☐ 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

*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
		NW	NW	NW	27	65	13E	Gooding	

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	
65	13E	27					H												
		28	H																

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
3' Cippoletti Weir						

2. Measurements:

Measured 0.54' head on weir with almost no leakage thru other boards.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

Flow = 3.96 cfs.

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:

RECEIVED
MAY 31 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Mrs. Bell appeared to be satisfied with this measurement. Since the spring east of Hwy. 30 is covered by Permit 37-8371, I am not recommending that 37-7185 be amended to add that point of diversion. That spring has always been used in these 2 ponds, according to Mrs. Bell. Irrigation use of the east spring may still be under development.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afe) Pond
	From	To		
Fish Propagation	1-1	12-31	3.96	24,000 cu. ft.
Totals:			3.96	24,000 cu. ft.

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 J. E. Stanton

Signature J. E. Stanton

Certification Date _____

Field Report Preparation Date 9-13-90

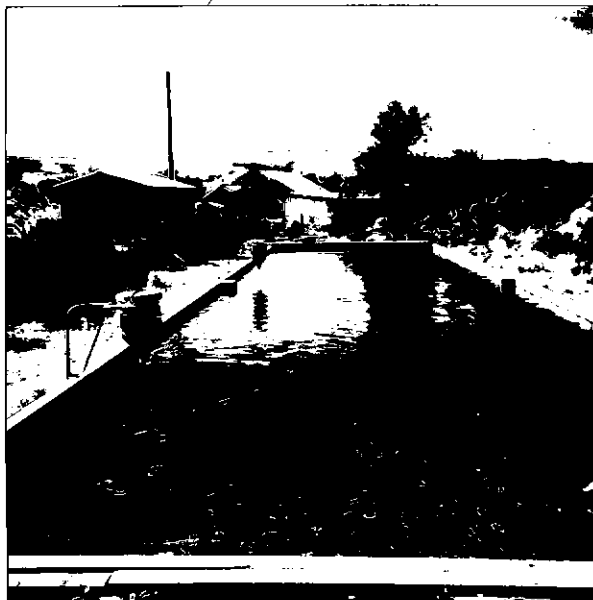
CONSULTANT SEAL

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

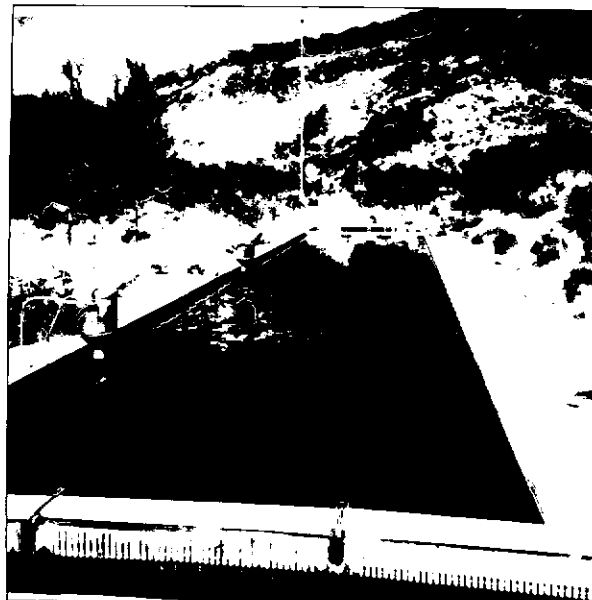
37-7185

Re-Exam

Diversion
Works

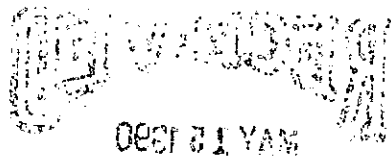


Upper Pond



Lower Pond

31 1991



Department of Water Resources

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

4/86

RECEIVED

MAY 14 1990

STATE OF IDAHO

Department of Water Resources
Southern Region Office

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received \$175.00
Date 5-14-90
Receipt # 5012300
Receipt by J. Estabrook
Sent to S.O.

RECEIVED
MAY 15 1990

1. Permit No. 37-7185

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: Verl C. Bell

3. Post Office Address: Rt. 1 Box 42

Hagerman, ID 83332 Telephone No. 837-4405

4. Source of Water: Springs trib. to Stoddard Creek

5. Extent of Use:

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

Irrigation (acres) Other/Remark Fish Propagation

Note: This is a re-exam due to a low measurement on previous exam.

6. Total rate &/or volume for which proof is submitted 4.0 cfs acre-feet

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

December, 1978

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

Permittee

(Name)

Same

(Address)

(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

5-14-90

Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

37-7185
Permit No.

RECEIVED
MAR 10 1988

Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
☒ Copy of Permit
☒ Copies of any Amendments/Orders with conditions of approval
☐ Computer Data Proof Report
☒ Copy of U.S.G.S. Quad
☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index A.S. (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index A.S. (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
☒ Photographs of Point of Diversion and Place of Use
☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Dary Illing 9/3/87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent APM 12/21/87 (Initial and date)

Exam Reviewed by Manager of Regional Office _____ (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

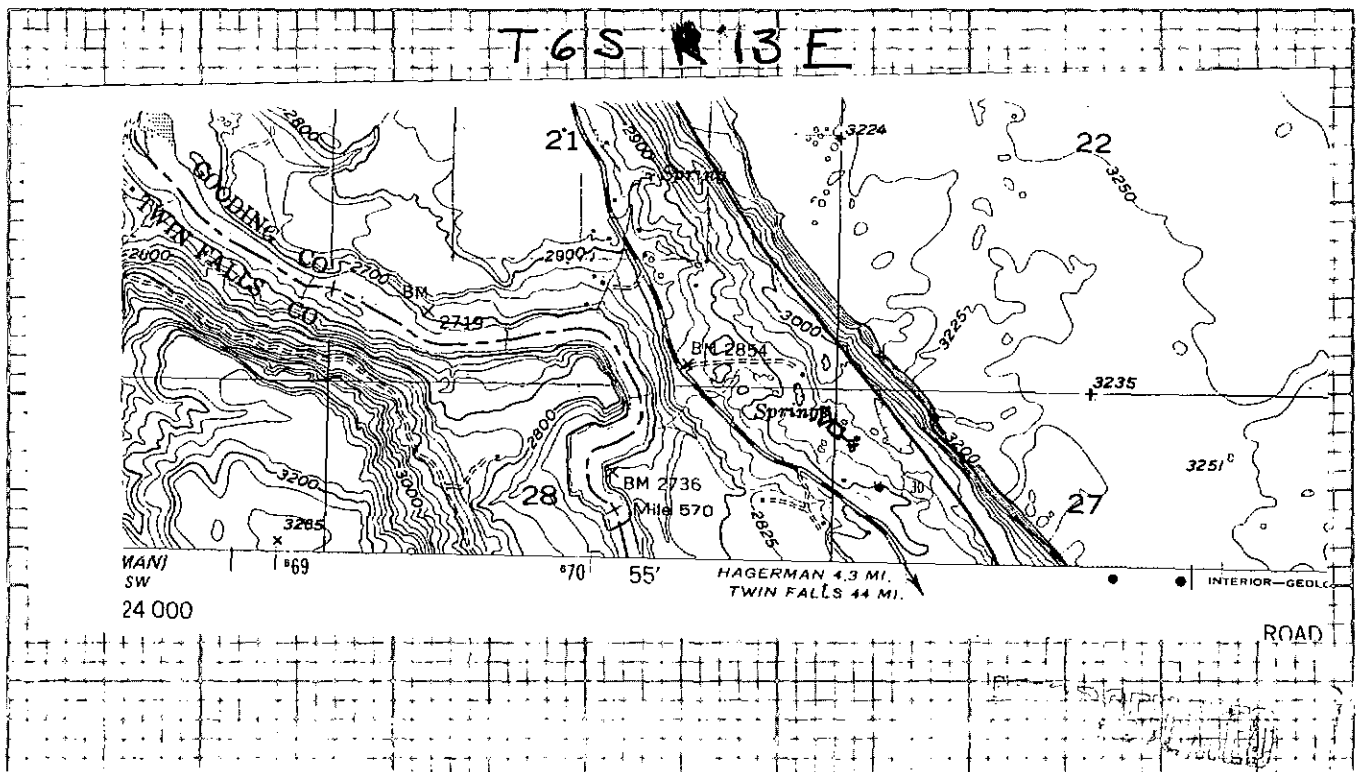
1. Owner: Ver C. Bell Permit No. 37-7185
Current Address: Hagerman, Idaho Phone No. 837-4405
2. Accompanied by: Ms Bell EXAM. DATE: 8/3/86
Address: Hagerman, Idaho Phone No. 837-4405
Relationship to Permit Holder: WIFE
3. Source: Spring tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: No
☐ Copies Attached
2. Other water rights with same point of diversion: _____
☐ 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" = _____

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

System Description (continued)

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

Springs are collected into a pond and then diverted thru concrete pipe to the concrete Raceways. The water is then discharged into a basin where the water sinks and comes up on the neighbors property then used for fish propagation then discharges into the River.

☐ 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

*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
					27	6S	13E		

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	27					X												
		28	X																

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:

STANDARD Cipolletti Weir 3' wide - Meas Reading .51 = 3.68

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: Cipolletti Weir

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:

$(2) \times (4' \times 30' \times 100' L) = 24,000 \text{ Cubic Ft.}$

MAY 31 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Field Work was completed before Fee Requirement.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Fish Prop.	1-1	12-31	3.68	
Totals:			3.68	

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

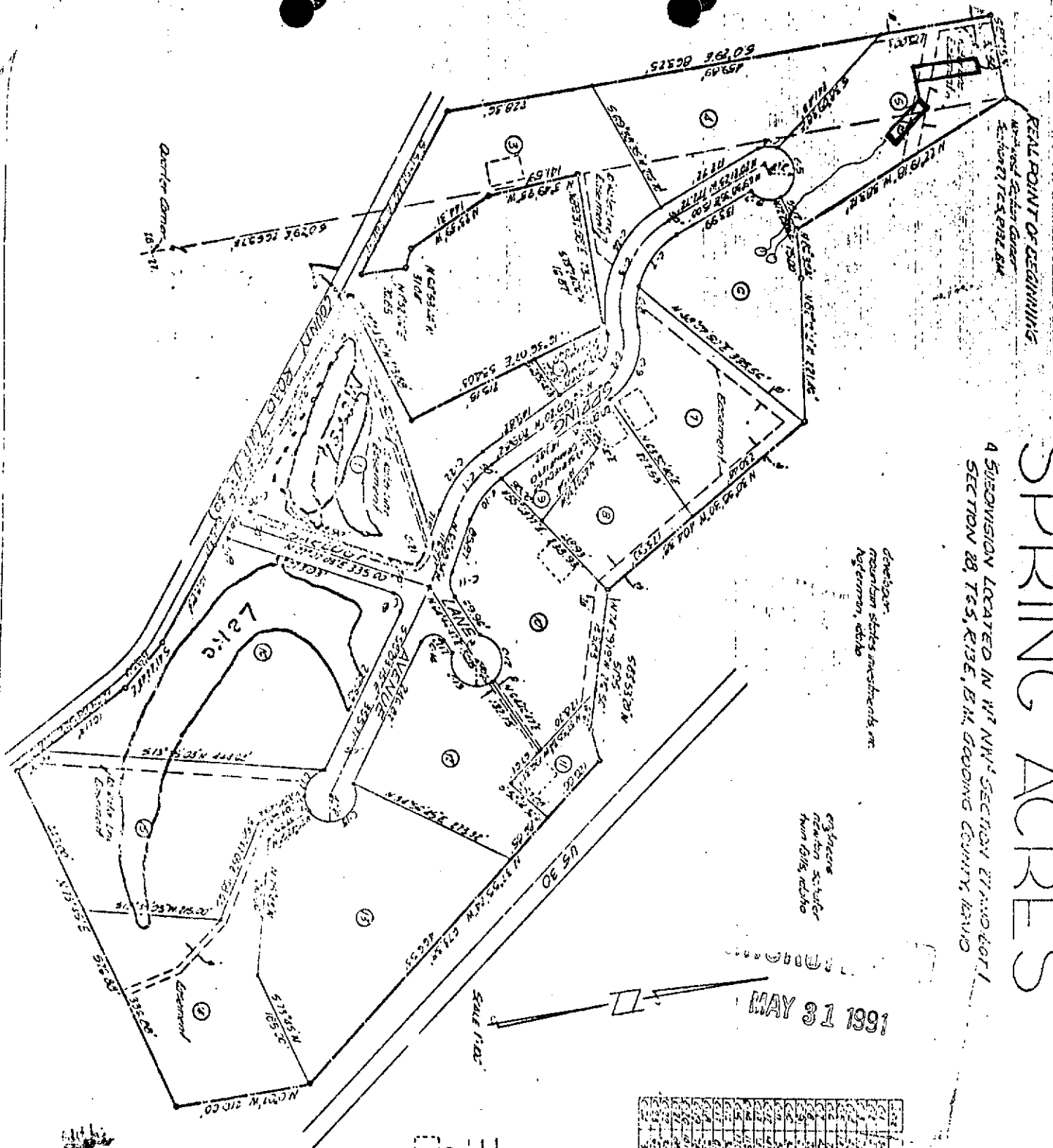
Field Examiner's Name Gary Funderburg
 Signature Gary Funderburg
 Certification Date 5/15/87
 Field Report Preparation Date 7/8/87

Loren O. Hansen
 CONSULTANT SEAL

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

4 SUBDIVISION LOCATED IN N¹ NW¹ SECTION 27 AND LOT 1 SECTION 28, T6S, R13E, B.M. GOODING COUNTY 18919

4 SUBDIVISION LOCATED IN N¹ NW¹ SECTION 27 AND LOT 1 SECTION 28, T6S, R13E, B.M. GOODING COUNTY 18919



CUERS DATA

LEGEND

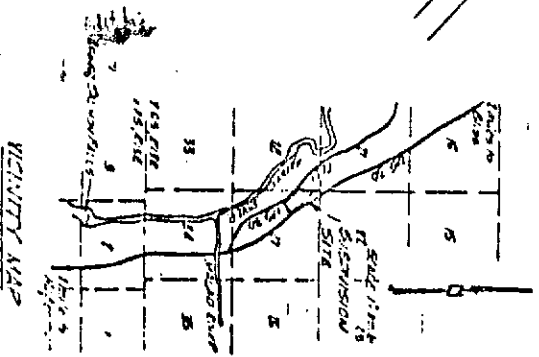
- ①
- Write down the self-generated answers
 - If you still have a lot of errors
- Learning Line

Let me

Comments

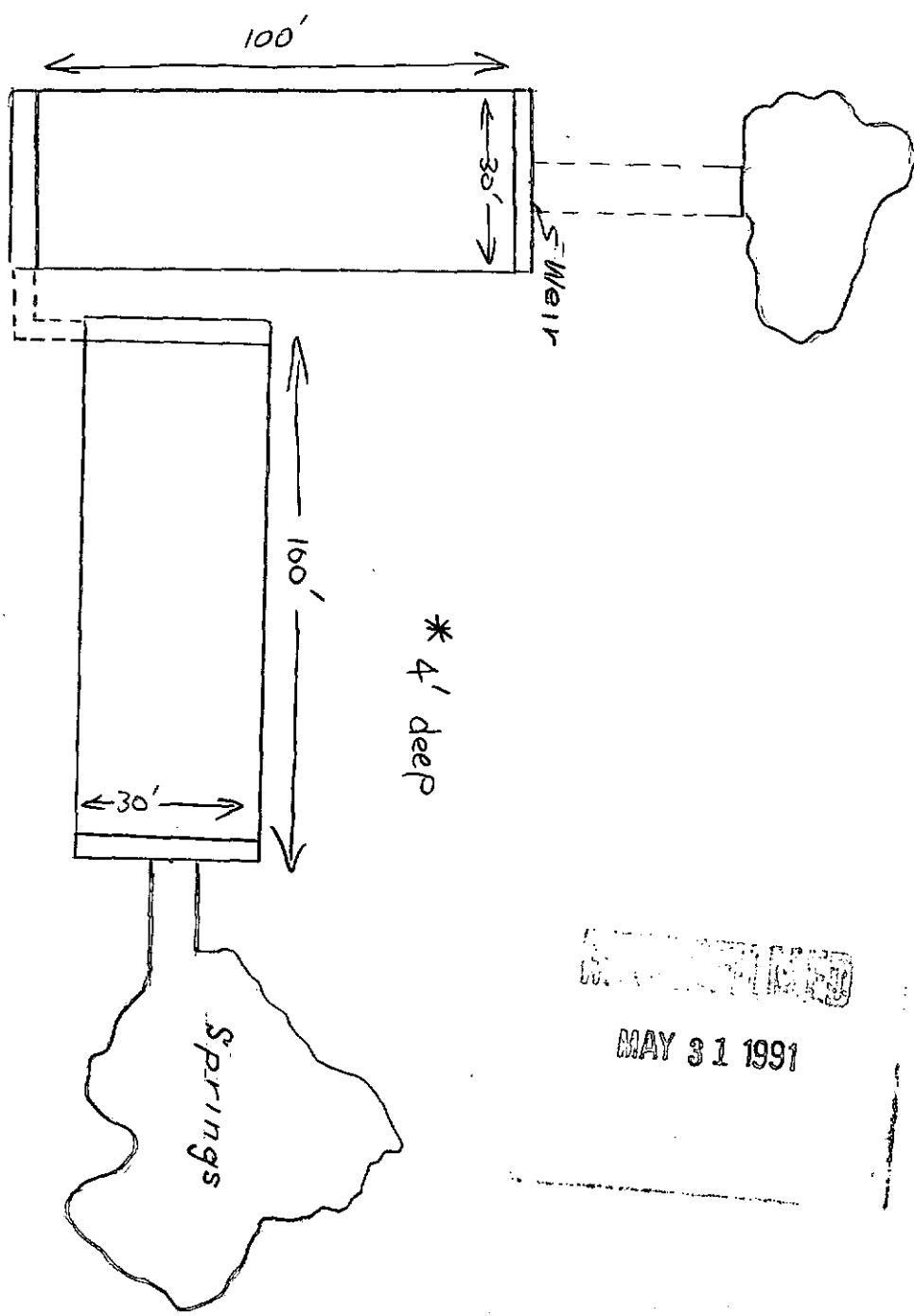
Let Me know

Self-generated Answers



WILLY WAP

Concrete Raceways



RECEIVED

MAY 31 1991

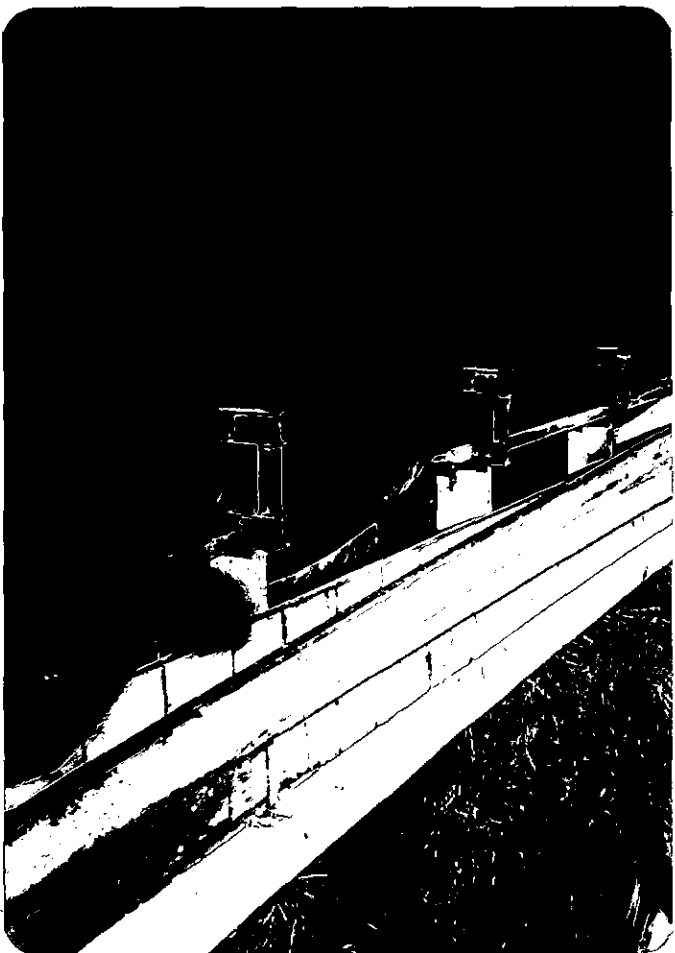
ver 1, well 01100



SPRINGS RUNNING TO THE CONCRETE RACEWAYS.



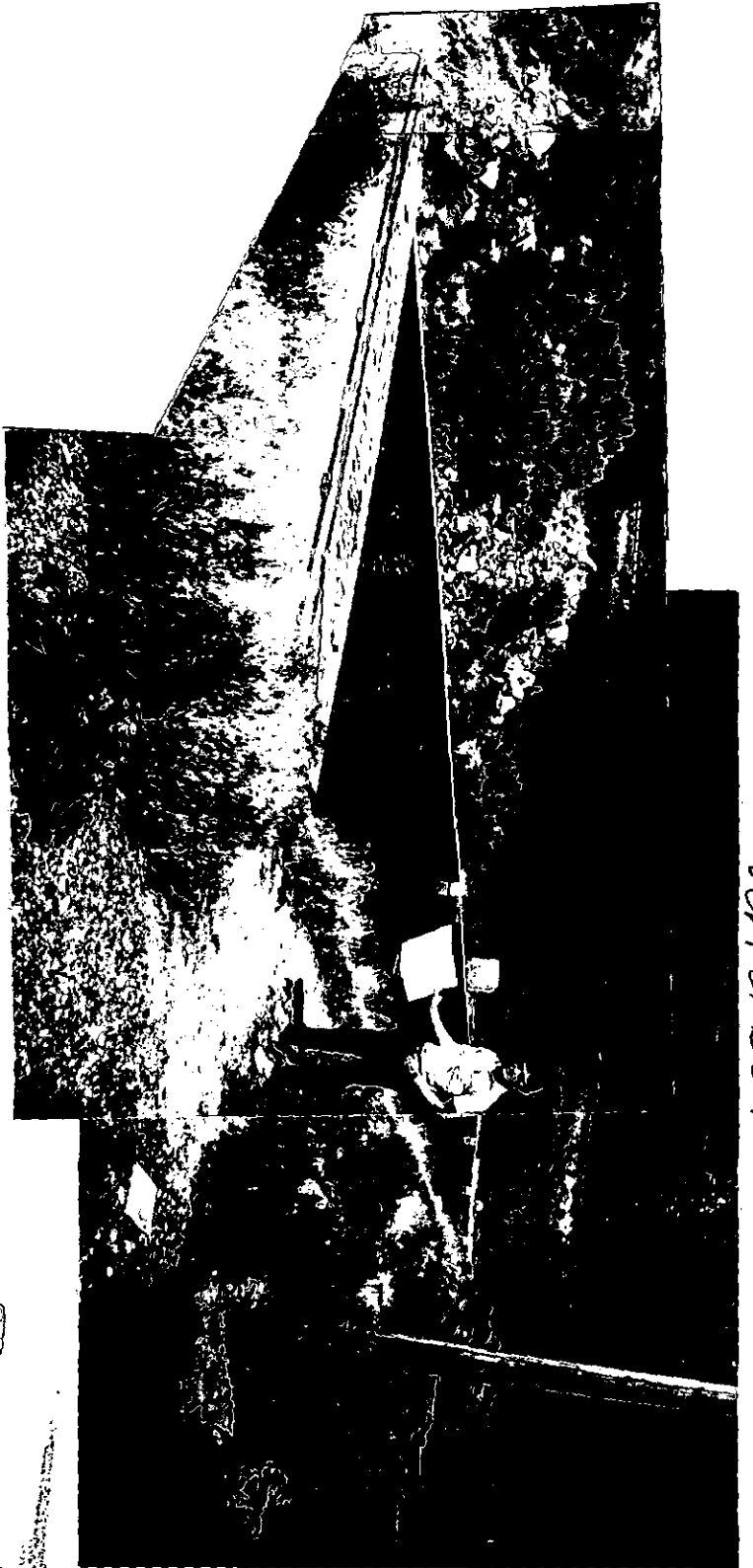
CHANNEL CONVEYING THE SPRING WATER TO THE RACEWAYS.



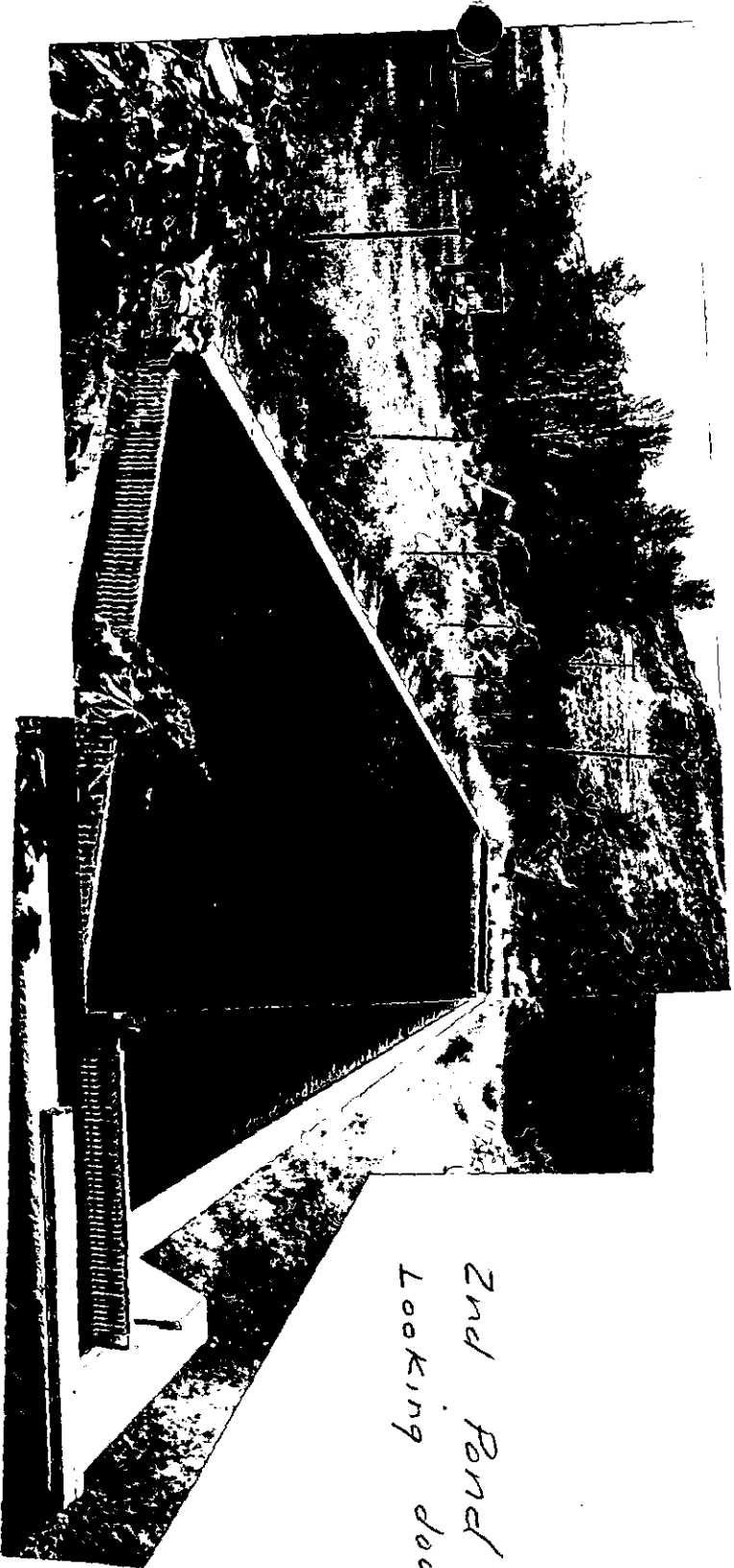
WATER FLOWING OVER THE CIPOLETTI WEIR AT THE END OF THE RACEWAYS.

APPROXIMATE
MAY 31 1991

1st Pond where
Spring water
is diverted
into.



Verl L. Bell 51-7185



2nd Pond
Looking down Raceway

UNRECORDED

MAY 31 1991

NOTICE !
FIELD EXAM RETURNED TO REGION
MEMORANDUM

TO: FILE

FROM: JIM JOHNSON

RE: REQUEST FOR REEXAMINATION

DATE: June 26, 1990

=====

Mr. Bell was not satisfied with the flow measurement made under this permit and has paid the re-examination fee for a new examination. The beneficial use report was returned on this date.

RECEIVED

MAY 31 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

March 15, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RE: Permit No. 37-7185

Verl C. Bell
Rt. 1, Box 42
Hagerman, ID 83332

Dear Mr. Bell:

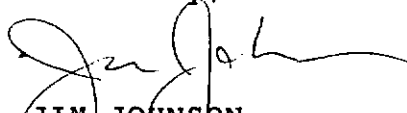
I am in receipt of your correspondence dated March 6, 1990 concerning your fish propagation facility.

Since I was not sure that you were actually going to proceed with the request for a re-examination, I may have neglected during our conversation to inform you of requirements that are now in place. If I did, then the following information will summarize these requirements.

House Bill 671, (effective April 4, 1986) enacted by the Idaho Legislature, requires the payment of a fee before this department can conduct a re-examination confirming the use under the permit. The examination fee is due within sixty (60) days of the date of this letter if want to pursue your request for a re-examination. The examination fee information sheet (enclosed) must be returned with the fee.

We will not take any further action on processing this permit for 60 days. If you have any questions concerning this matter, please feel free to contact me. Please accept my apology if I misled you.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:sc

RECEIVED

MAY 31 1991

State of Idaho
Dept. of Water Resources

March 6, 1990

Mr. Jim Johnson
Water Rights Supervisor

RECEIVED
MAR 8 1990

Department of Water Resources

RE: PERMIT NO. 37-07185

In response to our telephone conversation of February 7, 1990. Permit No. 37-07185 is for 4 cfs diversion from an unnamed spring. The Dept. field examiner measured 3.68 cfs. as I understand the Dept. can only allow what is actually measured during a field examination. I also understand I can ask for another field examination if I feel more water is being used. The springs in Hagerman Valley vary in flow seasonally and annually. I have measurements greater than 4 cfs, so after a month of deliberation I would like the Dept. to conduct another field examination during the months of December or January. Perhaps if you would consult with the Southern Regional office in Twin Falls they could verify the fluctuation and a new field examination would not be necessary.

Condition 5 of the amendment requires a measuring device to be maintained at the diverting works. Enclosed is a copy of a Dept. letter allowing a variation of this requirement.

Thank you, I will call in 10 days if I do not hear from you before, I need to know what I can do so the Dept. can issue a license for this beneficial use. Permit No. 37-07185 has a priority date of 12-22-72 and I am anxious to see this matter concluded.

Sincerely

Verl C. Bell

Verl C. Bell
Rt. 1 Box 42
Hagerman, Idaho 83332

MICROFILMED

MAY 31 1991



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

August 6, 1984

Verl C. Bell
Route 1
Hagerman, ID 83332

RE: Permit No. 37-7185

Dear Mr. Bell:

It is my understanding that you made a telephone call to this office concerning the measuring device requirement on the above-referenced permit. I have reviewed the file and offer the following analysis regarding the measuring device requirement.

On January 25, 1984, this office received your request for a waiver of the measuring device requirement at the inlet of the fish facility. Based on your request, we coordinated with the Southern Regional Office located in Twin Falls to investigate your diversion system. As you recall, on April 26, 1984, Mr. Gary Funderberg from our Southern Regional Office examined the system and determined that the condition of approval could be changed to require only a single measuring device. Our order dated June 4, 1984, modified the condition to state:

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

Based on this information, it is our interpretation that the location of the measuring device utilized in conjunction with the fish propagation facility described by the above-referenced permit can be at any point throughout the system, whether at the inlet or at the outlet. Based on the information in the file, we consider the measurement that

MICROFILMED

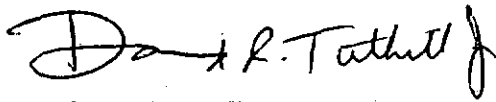
MAY 31 1991

Verl C. Bell
August 6, 1984
Page 2

will be made to be unchanged throughout the system, so the location of the measurement is not important, provided that the entire flow being utilized by the fish propagation system is measured. By carbon copy of this letter we are advising the Southern Regional Office of the interpretation.

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

Sincerely,



DAVID R. TUTHILL
Supervisor, Water Allocation Section

DRT:ls

cc: Southern Region

RECEIVED
MAY 31 1984

MAY 31 1984

January 8, 1990

VERL C. BELL
RT. 1
HAGERMAN, ID 83332

RE: PERMIT NO. 37-07185

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MAY 31 1991

June 5, 1984

Verl C. Bell
Rt. 1
Hagerman, ID 83332

Dear Mr. Bell:

Re: Permit No. 37-7185

Pursuant to your request, enclosed is a copy of the Order changing the measuring device requirement.

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

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

RECEIVED

INTER-DEPARTMENT MEMO — 1

FROM Loten Holmes

DATE 4/30/84

TO ^{ms} Glen ~~Saxton~~ ^{Dave T} Dave T DNT

SUBJECT 37-7185
~~37-7815~~, Bell

Based on Gary's preliminary exam, it appears that the spring flow is contained in concrete Ponds & Pipes, so loss should not be measurable.

The condition of approval can be changed to require only a single measuring Device.

LH

SIGNATURE

4-26-84

10:00 AM.

Long Sandburg



NORM STADDALE'S
FISH FARMS.

Highway

PATH OF WATER.

Springs

Bells
Fish

FARMS

Run to
sprinklers

Concrete
Raceways

Measuring
device

sinks
through
rocks

N

MICROFILMED

Hagerman, Idaho
Jan. 21, 1984

RECEIVED

JAN 25 1984

To The Director of Water Resources

Dear Sir:

I request a wavier of the requirement of a water measurement device at inlet of this fish facility, permit 37-7185, for the following reasons.

Department of Water Resource

1. The water flow is less than 10 cfs.
2. Construction would decrease the water flow due to lack of fall.
3. Waterflow through the facility is fully contained in concrete ponds and steel pipe.
4. Such devices are are no longer required on new permits.
5. This a noncritical water supply.

Thank You

Verl C. Bell
Verl C. Bell
Rt 1 Box 42
Hagerman, Idaho 83332

RECEIVED

APR 6 1984

Department of Water Resources
Southern District Office

MICROFILMED

DATE 5/1/84

FROM Dave Tuttle

TO LOREN HOLMES

SUBJECT Attached

Do you have a recommendation regarding the request for meas dev waiver? Note that proof has been submitted for the permit, and we might want to delay ~~response~~ a decision on the waiver until the field exam is performed. Please let me know so we can inform the permit holder.

Thanks, Dave

SIGNATURE

INTER-DEPARTMENT MEMO — 1

FROM

Glen

DATE

2-22-84

TO

Rita

SUBJECT

- Suggest you send copy of letter to region asking for a recommendation.

- Put file on call up for a month or so.



SIGNATURE

Hagerman, Idaho
Jan. 21, 1984

RECEIVED

JAN 25 1984

To The Director of Water Resources

Dear Sir:

I request a wavier of the requirement of a water measurement device at inlet of this fish facility, permit 37-7185, for the following reasons. Department of Water Resources

1. The water flow is less than 10 cfs.
2. Construction would decrease the water flow due to lack of fall.
3. Waterflow through the facility is fully contained in concrete ponds and steel pipe.
4. Such devices are are no longer required on new permits.
5. This a noncritical water supply.

Thank You

Verl C. Bell
Verl C. Bell
Rt 1 Box 42
Hagerman, Idaho 83332

RECEIVED

Verl C. Bell
Rt. 1 Box 42
Hagerman, Idaho 83332



MICROFILMED

Director, Dept. of water Resources
Statehouse Mail
Boise, Idaho 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JULY 28, 1983

VERL C. BELL
RT. 1 BOX 42
HAGERMAN

ID 83332

RE: Permit No. 37-7185

Dear Permit Holder:

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

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

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

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

Sincerely,
s/Mary A. Newby
Secretary

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 37-7185

Name(s) of Permit Holder: Verl C. Bell

Post Office Address: Rt 1 Box 42 Hagerman ID

83332

Tel. No. 837-4405

Source of Water: Unnamed Spring

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

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

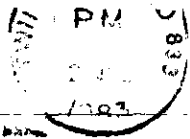
Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

Date

Verl C. Bell
Signature of Permit Holder

V. B. ...
P.O. Box 472
Hagerman, ID 83352



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

October 31, 1978

Verl C. Bell
Route 1
Hagerman, ID 83332

Dear Mr. Bell:

Re: Permit No. 37-7185

Enclosed is a copy of the approved request 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 November 1, 1983.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rf

Enc: 1

MAILED 10



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

August 31, 1978

Re: Permit No. 37-7185

100106

Verl C. Bell
Route 1
Hagerman, ID 83332

Dear Mr. Bell:

One of the conditions of approval of your water Permit No. 37-7185 (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 November 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

RECEIVED

June 1, 1977

Re: Permit No. 37-7185

Verl C. Bell
Route 1
Hagerman, Idaho 83332

Dear Mr. Bell:

Enclosed is a copy of the approved application for amendment issued on the above referenced permit along with Receipt No. 7869 in the amount of \$10.00 covering the amendment.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:JFR

Encl.

MICROFILMED

April 26, 1977

Re: Permit No. 37-7185

Verl C. Bell
Route 1
Hagerman, Idaho 83332

Dear Mr. Bell:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into our records.

Sincerely,

JANICE RENK
Water Rights Secretary

Encl: Copy of Permit

MICROFILMED

November 23, 1976

Re: Permit No. 37-7185

John R. LeMoyne
Route 1
Hagerman, Idaho 83332

Dear Mr. LeMoyne:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records have been changed.

Sincerely,

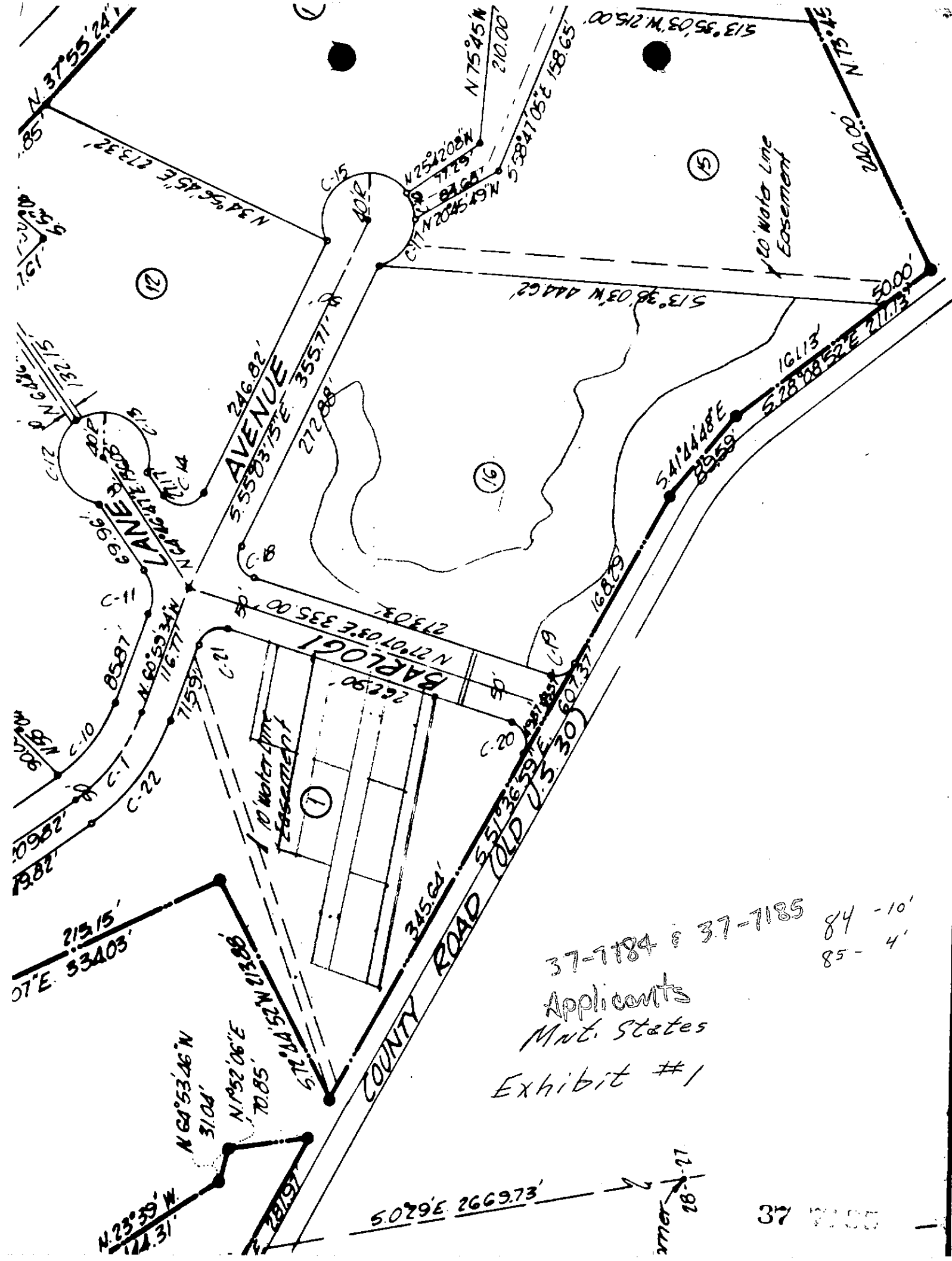
D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)			Application No. <u>37-7185</u> Name <u>Mountain States Investments, Inc.</u>
(2)	<u>dlw</u>	<u>12-27-72</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)			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>dlw</u>	<u>12-27-72</u>	In form for advertising _____
(6)	<u>dlw</u>	<u>1-12-73</u>	Affidavit of Publication received _____
(7)			Final date for protests <u>Jan. 22, 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 _____

37 7185



37-7185

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval of
Application for Permit No. 37-7184 & 37-7185 in the } NOTICE OF CONFERENCE
name of Mountain States Investments, Inc. } AND/OR HEARING

On December 8, 1972, Mountain States Investments, Inc. filed with the Department of Water Administration an application to appropriate the public waters of the State of Idaho. The Department received protests against approval of said application from Delmar E. Smith on January 15, 1973 and from James and June Mecham, and Norman S. Standal on January 22, 1973.

The Department has set the matter of protest for conference and/or hearing for Wednesday, March 21, 1973, at 9:00 a.m., in the Gooding County Court-house, 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-eighth day of February, 1973.

Bob Haynes

BOB HAYNES
District Engineer

STATE OF IDAHO

NOTICE OF CONFERENCE
AND/OR HEARING

The Department has set the matter of protest for conference and/or hearing for Wednesday, October 10, 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 25th day of September, 1973.

Bob Haynes
District Engineer

37 7185

No. 217525

RECEIPT FOR CERTIFIED MAIL—30¢ (p'us postage)

SENT TO <i>Mt. States Investments, Inc.</i>		POSTMARK OR DATE
STREET AND NO.		
P.O., STATE AND ZIP CODE <i>Lagerman 83332</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)		35¢

PS Form
Apr. 1971 3800

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

7185
(See other side)

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 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.
-

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



Postmark of Delivering Office

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**

IDAHO DEPARTMENT OF WATER ADMINISTRATION
SOUTHERN DISTRICT OFFICE
1041 BLUE LAKES BLVD. NORTH
TWIN FALLS, IDAHO 83301

37 7185

PS Form 3811 Nov. 1970 c65-14-51277-1

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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.

217525

INSURED NO.

DATE DELIVERED

OCT 1 1973

1

2

3

Met. States Ins. Co.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

John R. De Mayne

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

37 718E

No. 227524

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO <i>Delmar E. Smith</i>		POSTMARK OR DATE
STREET AND NO. <i>Star Route</i>		
P.O., STATE AND ZIP CODE <i>Bliss 83314</i>		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES DELIVER TO ADDRESSEE ONLY SPECIAL DELIVERY (extra fee required)	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¢
		~~30¢~~ 7185

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),
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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.

217524

①

Delmar Smith

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED
SEP 28 1973

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

③

37 7185

OFFICIAL BUSINESS



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



Postmark of Delivering Office

SENDER INSTRUCTIONS

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- ↓
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**RETURN
TO**



PS Form 3811 Nov. 1970 c55-15-81277-1

WORLD RESEARCH CENTER
8000 W. 10th Ave.
Suite 100
Denver, Colorado 80202

COMMUNICATION

57 7185

No. 217523

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

TO <i>James & June Meham</i>		POSTMARK OR DATE
STREET AND NO.		
P.O., STATE AND ZIP CODE <i>Bliss 83314</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

7185

**STICK POSTAGE STAMPS TO ARTICLE TO COVER POSTAGE (first class or airmail),
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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

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REGISTERED NO.

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

CERTIFIED NO.

①

INSURED NO.

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

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

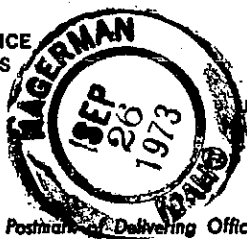
SEP 26 1973

③

37

7185

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



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



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**RETURN
TO**

IDAHO DEPARTMENT OF WATER ADMINISTRATION
SOUTHERN DISTRICT OFFICE
1041 BLUE LAKES BLVD. NORTH
TWIN FALLS, IDAHO 83301

37 7185

No. 217522

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO <i>Norman S. Staudal</i>		POSTMARK OR DATE
STREET AND NO. <i>Star Route</i>		
P.O., STATE AND ZIP CODE <i>Bliss 83314</i>		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES DELIVER TO ADDRESSEE ONLY SPECIAL DELIVERY (extra fee required)	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¢
		50¢

PS Form 3800
Apr. 1971

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

☆ GPO : 1972 O-480-743

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(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.

217522

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

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

3

9/27/73

Main Office

Bliss Del. 83314

32 715

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

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

SEP
27
AM
1973

83314

Postmark of Delivering Office

U.S. MAIL

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

37 7185

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

9-25-73

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 90	Norman S. Slandal - Bliss 217522	.08	.30			.15			
2 91	James & June Mechem - Bliss 217523	.08	.30			.15			
3 92	Delmar E. Smith - Bliss 217524	.08	.30			.15			
4 93	Mt. States Investments, Inc. - 217525	.08	.30			.15			
5	Hagerman								
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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.				

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

37 7185

March 7, 1973

RE: Application Nos. 37-7184 & 37-7185 - Mountain States Investments, Inc.

Mr. John R. LeMoine
Mountain States Investments, Inc.
Hagerman, ID 83332

Dear Mr. LeMoine:

The conference and/or hearing set for the above referenced applications for March 21, 1973 at 9:00 a.m., in the Gooding County Courthouse, Gooding, Idaho will be postponed and will be set at a later date.

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

Very truly yours,

Bob Haynes
District Engineer
Southern District

DM:alw

Copies were sent to: Delmar Smith, James and June Mecham, Norman S. Standal
IDWA - Boise

37 7185

February 26, 1973

Gooding County Courthouse
Clerk of the District Court
Gooding, ID. 83330

Dear Sir:

This is to confirm the use of the Courtroom for conference and/or hearing to be held by this office on Wednesday, March 21, 1973, at 9:00 a.m., 1:00 & 3:00 p.m.

Thank you for your cooperation in this matter.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

37 7185

January 23, 1973

Re: Application Nos. 37-7184 & 37-7185 - Mountain States Investments, Inc.

John R. LeMoyne
Mountain States Investments, Inc.
Hagerman, ID 83332

Dear Mr. LeMoyne:

We have enclosed copies of the protests filed against the issuance of a permit pursuant to your Application Nos. 37-7184 & 37-7185. 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?

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.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

37 7185

January 23, 1973

Re: Application Nos. 37-7184 & 37-7185 - Mountain States Investments, Inc.

Norman S. Standal
Star Route
Bliss, ID 83314

Dear Mr. Standal:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced applications. 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
District Engineer
Southern District

BH:alw

37 7185

January 23, 1973

Re: Application Nos. 37-7184 & 37-7185 - Mountain States Investments, Inc.

James Mecham
June Mecham
Bliss, ID 83314

Dear Mr. Mecham:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced applications. 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
District Engineer
Southern District

BH:alw

37 7185

January 15, 1973

Re: Application Nos. 37-7184 & 37-7185 - Mountain States Investments, Inc.

John R. LeMoyne
Mountain States Investments, Inc.
Hagerman, ID 83332

Dear Mr. LeMoyne:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application Nos. 37-7184 & 37-7185. 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?

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.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw
Enc.

37 7185

January 15, 1973

Re: Application Nos. 37-7184 & 37-7185 - Mountain States Investments, Inc.

Delmar E. Smith
Star Route
Bliss, ID 83314

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
District Engineer
Southern District

BH:alw

37 7185

December 29, 1972

Re: Application Nos. 37-7184 & 37-7185 - Mountain States Investments, Inc.

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

Dear Mr. Bell:

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

EH:alw

Enc.

37 7185

December 29, 1972

Re: Application Nos. 37-7184 - Mountain States Investments, Inc
37-7185 - Mountain States Investments, Inc

Gooding County Leader
Box 50
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 Maynes
District Engineer
Southern District

Bill submitted 2-5-73 by alw

BR:alw

Enc: Legal Notices (2)

37 7185

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Mountain States Investments, Inc.,
Hagerman, ID
has on Dec. 22, 1972 submitted Application No. 37-7185
for a permit to appropriate 4.0 cubic feet per second ~~XXXX XXXX XXX XXXXX~~ acre feet per annum
of water from an unnamed spring, tributary of sinks
by means of diversion structure
within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, T. 6S, R. 13E, B.M., Gooding County

to be used from Jan. 1 to Dec. 31 for fish propagation
~~for~~

within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, 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 Jan. 22, 1973.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader, Gooding, ID
on Jan. 4 and Jan. 11, 1973

37 7185

Need Galley Proof

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Mountain States Investments, Inc., Hagerman, ID has on Dec. 22, 1972 submitted Application No. 37-7185 for a permit to appropriate 4.0 cubic feet per second of water from an unnamed spring, tributary of sinks by means of diversion structure within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, T. 6S, R. 13E, B.M., Gooding County to be used from Jan. 1 to Dec. 31 for fish propagation within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, 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 Jan. 22, 1973.

ck R. KEITH HIGGINSON,
Director

ala

1-4-73

1-4-21c

37 7185

December 22, 1972

Re: Application Nos. 37-7184 - Mountain States Investments, Inc.
37-7185 - Mountain States Investments, Inc.

John R. LeMoyné
Mountain States Investments, Inc.
Hagerman, ID 83332

Dear Mr. LeMoyné:

Attached herewith is your Receipt No. 9500 in the amount of \$170.00 for the above reference Application for Permits which was received in this office under the above date.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

37 7185

December 19, 1972

John R. LeMoyne
Mountain States Investments, Inc.
Hagerman, ID 83332

Dear Mr. LeMoyne:

Enclosed please find your two Application for Permits along with your two checks for \$35.00 and \$65.00.

The applications seem to be in order however, the fees are inadequate. The fee for application on an unnamed spring is \$55.00 rather than \$35.00. The fee for application on Stoddard Creek is \$115.00 rather than \$65.00. Both fees may be written with one check. As soon as we receive the two applications with your check for \$170.00 we will begin processing them.

If we can be of any assistance, to you, please feel free to contact us.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.