

AFFIDAVIT OF PUBLICATION

RECEIVED

DEC 1 1971

Department of Water Administration

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Harrell A. & Melba Thorne and L. M. & Begie Hatmaker, Box 366, Shoshone, Idaho, have received an approved Permit No. 33102/37-2745 issued by the Idaho Department of Water Administration authorizing the diversion of 0.02 cubic feet per second of water from an unnamed stream, tributary to Senate Creek. The priority to be established under this permit is July 26, 1966, and the permit was approved August 25, 1966.

Water is to be diverted by pipe from a point within the center of Sec. 1, T. 6N, R. 15E, B.M., Blaine County, to be used for domestic purposes in the center of Sec. 1, T. 6N, R. 15E, B.M.

Proof of the application of the water to beneficial use was submitted to the Department on July 12, 1971. Any protest against the issuance of the license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice.
R. KEITH HIGGINSON
Director

Published in the Wood River Journal, Hailey, Idaho, on August 5th and August 12th, 1971.

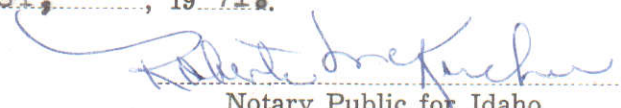
STATE OF IDAHO, } ss.
County of Blaine,

GEORGE T. FRITZ, being first duly sworn deposes and says that he is now and all times herein mentioned has been the Editor and Publisher of the Wood River Journal (formerly The Hailey Times) which is now, and all times herein mentioned has been a newspaper as defined in Section 60-106 of the Idaho Code printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and having not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, the Wood River Journal, and not in any supplement thereof, for two consecutive weeks commencing with the first publication thereof on the 5th day of AUGUST, 19 71 and ending with the last publication thereof on the 12th day of AUGUST, 19 71.

Cost of this publication is \$ 14.04


GEORGE T. FRITZ

Subscribed and sworn to before me, this 13th day of AUGUST, 19 71.


Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.

37 2745

R 15 E

T
G
Z

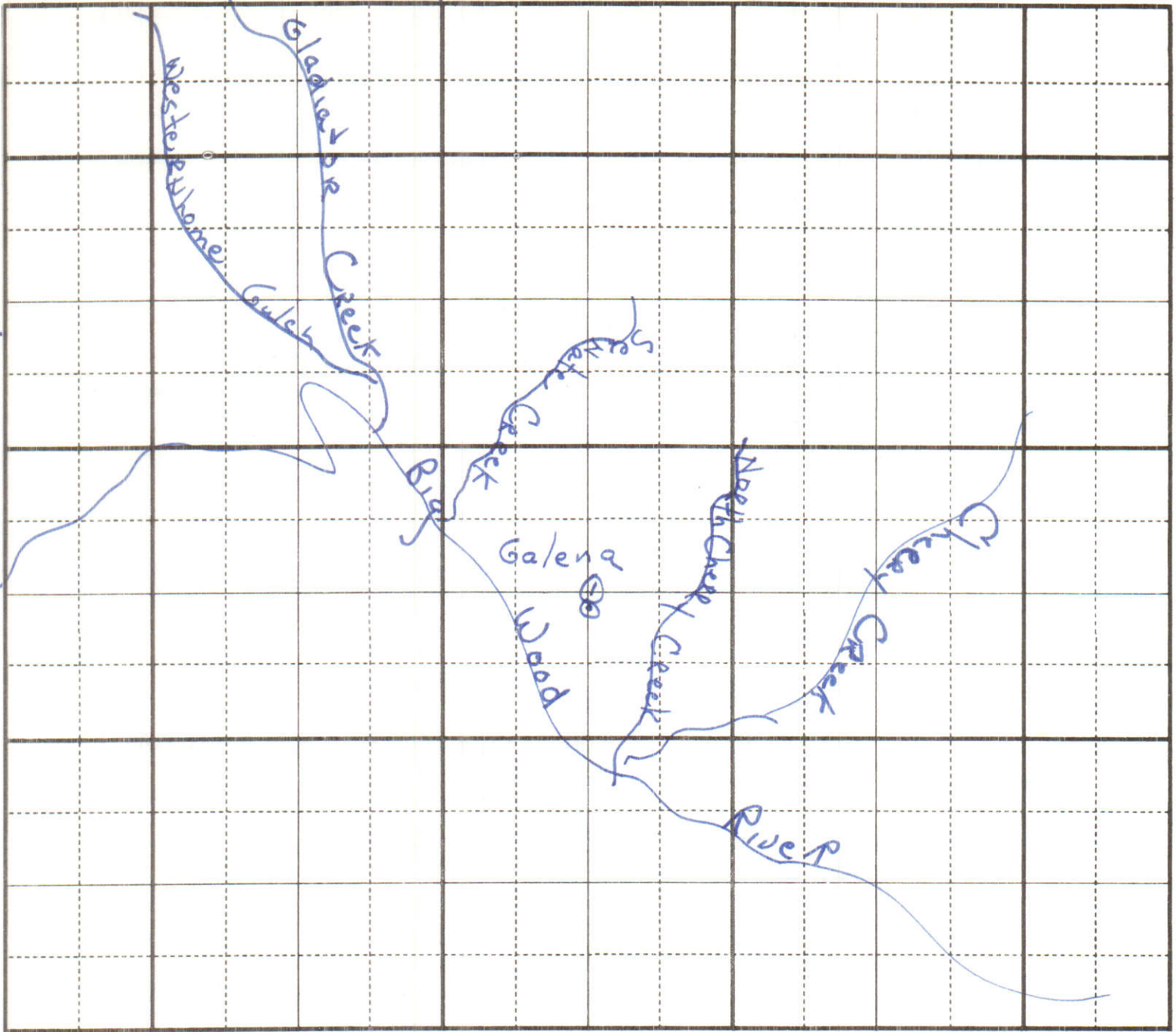


Diagram of System

DATE

EXAMINATION RECORDS

by: _____

by: _____

by: _____

by: _____

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33102/37-2745 Priority July 26, 1966 Amount 0.02 cfs

THIS IS TO CERTIFY, that Harrell A. Thorne, Melba Thorne -and-
L. M. Hatmaker, Begie Hatmaker
of Shoshone, Idaho, have ~~xxx~~ complied with the terms and conditions of Permit
No. 33102/37-2745 issued pursuant to Application for Permit dated July 26, 1966,
and has submitted proof to the Department of Water Administration on July 12, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.02 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from an unnamed stream
tributary of Senate Creek, is hereby confirmed in the following amounts:
Amount 0.02 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.02 cfs of water be diverted at
any one time, said waters to be diverted within the center of Sec. 1, Twp. 6 N,
Rge. 15 E, B.M. (approximately the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 1, unsurveyed)
in the county of Blaine; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1.2 acre feet per year ~~xx~~
xxxxxx

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N	15 E	1			X														

Total number of acres irrigated _____

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of
November, 19 73.


Director

37 2745

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO, }
County of Blaine, } ss.

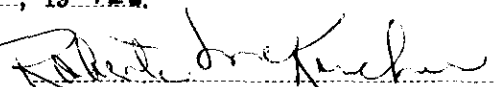
Department of Water Administration

GEORGE T. FRITZ, being first duly sworn deposes and says that he is now and all times herein mentioned has been the Editor and Publisher of the Wood River Journal (formerly The Hailey Times) which is now, and all times herein mentioned has been a newspaper as defined in Section 60-106 of the Idaho Code printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and having not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, the Wood River Journal, and not in any supplement thereof, for two consecutive weeks commencing with the first publication thereof on the 5th day of AUGUST, 19 71 and ending with the last publication thereof on the 12th day of AUGUST, 19 71.

Cost of this publication is \$ 14.04


GEORGE T. FRITZ

Subscribed and sworn to before me, this 13th day of AUGUST, 19 71.


Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33102/37-2745)
) ORDER MODIFYING REQUIREMENTS
in the name of Harrell A. and Melba Thorne) FOR COMPLETION OF PERMIT TO
) APPROPRIATE WATER
and L. M. and Begle Hatmaker)

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

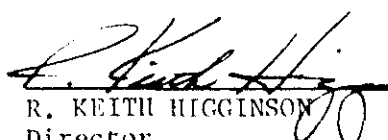
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 33102 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedure as follows:

1. The above numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Water Administration of the application of the water to beneficial use on or before August 25, 1971. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for completion of works may be grounds for cancellation at the instance of the department.

Dated this 21ST day of SEPTEMBER, 1970.


R. KEITH HIGGINSON
Director

RKH/DG

37-2745
33102

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

ASSIGNMENT OF PERMIT

I, Frederick R. Oyer & / Arlene Oyer, hereby assign to Harrell A. Thorne & Melba Thorne
of Box 366, Shoshone, Idaho 83352 Name
Address

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. 33102/37-2745
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. 33102/37-2745 to appropriate the public waters of the State
of Idaho. (Give that portion of the permit being assigned by describing
the land list and the point of diversion - describe by acreage within
each 40-acre subdivision.)

unsurveyed but approximately in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1,
Township 6 N, R15E B.M. in the County of Blaine, and the amount of
water to which such right is entitled, Permit 33102/37-2745

Made this 26th day of May, 19 70.

Frederick R. Oyer
Permit Holder
Administrator of Ray E. Oyer Estate
and only heir
Arlene M. Oyer
Wife of Permit Holder

State of Idaho)
County of Lincoln) ss.

On this 26th day of May, 19 70, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Harrell A. Thorne
Notary Public residing at Shoshone,
Idaho

My commission expires April 9, 1973

33102
37-2745

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 41292
PERMIT No. 33102
DISTRICT No.

Ray E. Oyer
P.O. Box 5, Shoshone, Idaho 83352

1. Name of Applicant: L. M. Hatmaker, Ray E. Oyer, and Harrell A. Thorne

Postoffice address: Shoshone

County: Lincoln

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation: none
(b) Amount of capital stock: none
(c) Amount paid in: none
(d) Names and addresses of directors: none

ASSIGNED TO:

Harrell A. and Melba Thorne and
L.M. and Begie Hatmaker
Box 366, Shoshone, Idaho 83352

II. The financial resources of the applicant are:

- (a) Cash on hand: none
(b) Treasury stock: none
(c) Bond to be issued: none
(d) Other resources: none

2. Quantity of water claimed: ^{DW June 7-24-67} ~~Twenty (20) gallons per min~~ ^{changed to original} ~~cubic feet per second~~ ^{only .02 Allowed.} .02 c.f.s.

3. Source of water supply: Unnamed stream which is a tributary of Senate Creek

4. Location of point of diversion: (description in file) feet distant from the

corner of Section , T. , R. , B.M., and is in the Center

of section 1 , T. 6 N , R. 15 E , B. M., County of Blaine

5. Water is to be used for Domestic

6. If for mining, milling, power or manufacturing purposes, give: To be used in our cabin located in center of Senate Mill Site.

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the Center of Section of 1 , T. 6 N , R. 15 E , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 100.00

8. Kind of works: 1 inch pipe

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is -0- additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

/s/ RAY E. OYER

Applicant.

By for L. M. Hatmaker, Ray E. Oyer and *Agent.*
Harrell A. Thorne

Date of first receipt at Department of Reclamation: July 26, 1966 8:00 A.M.

Returned to applicant for correction:

Corrected application received: August 12, 1966 8:00 A.M.

Approval of State Reclamation Engineer

The number of this permit is 33102

Recorded in Book 116 Page 33102 Approved August 25, 1966

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before October 25, 1966 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before February 25, 1969

The whole of said work to be completed on or before August 25, 1971

Beneficial use of water appropriated in accordance herewith, to be made on or before August 25, 1971

WITNESS My hand this 25th day of August, 1966.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, _____ ROBERT E. SMYLLIE _____, Governor of the State of Idaho,
and _____ LOUIS E. CLAPP _____, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this _____ 25th _____
day of _____ August _____, 19 66 _____.

STATE OF IDAHO

Countersigned:

STATE OF IDAHO

(SEAL) By /s/ LOUIS E. CLAPP
Secretary of State.

By...../s/ ROBERT E. SMYLLIE.....
Governor.

REMARKS: This Spring raises on Public Land (Forest Service)/

14. .

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
							DOMESTIC												

LICENSE ISSUED FOR .02 SEC. F.
 11-1-10

Address all communications to

Ray E. Oyer

P. O. Box 5 Shoshone, Idaho 83352

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

RECEIVED

AUG 12 1986

8:00 A.M.

Department of Reclamation

Application No. 41292

33102

Permit No.

District No.

1. Name of Applicant: L. M. Hatmaker, Ray E. Oyer and Harrell A. Thorne

Post Office address: Shoshone County: Lincoln State: Idaho

If applicant is a corporation, give:

(a) Date and place of incorporation: none

(b) Amount of Capital stock: \$ none (c) Amount paid in: \$ none

(d) Names and addresses of directors: none

The financial resources of the applicant are: (a) Cash on hand: \$ none

(b) Treasury stock: none (c) Bonds to be issued: none

(d) Other resources: none

2. Quantity of water claimed: Twenty (20) gallons per minute .02 cubic feet per second

3. Source of water supply: ~~Senate Creek~~ unnamed stream

which is tributary of Senate Creek

4. Location of point of diversion: Description Attached feet distant from the corner

of Section 1, Twp. 6N, Rge. 15E, B. M., and is in the Blaine CENTER

of Section 1, Twp. 6N, Rge. 15E B.M., County of BLAINE

5. Water is to be used for: Domestic

6. If for any non-irrigation purpose, give:

To be used in our cabin located in center of Senate Mill Site.

(a) Point of use of water: feet distant from corner of Section

Twp., Rge., B. M., in the CENTER of Section 1, Twp. 6N, Rge. 15E, B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section, Twp., Rge., B. M., in the

of Section, Twp., Rge., B. M.

7. Estimated cost of works: \$ 100.00

8. Kind of works: One inch pipe
(Reservoir, dam, ditch, flume, pipe, etc.)

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

10. Size of headgate: Width feet; Height feet

11. Ditch: Width at bottom feet; Width at water line feet; Depth of water feet;

Dimensions of flume; Diameter of pipe inches;

Length of conduit miles. Average grade per mile feet.

OK

D

33102

16. (a) Is reservoir to be used? (If so, fill in (b) and (c) below.)

(b) Name of reservoir and number of Storage Permit:

(c) Date of filing of Application for Storage Permit and Name of Applicant:

Remarks: This Spring raises on Public Land(Forest Service)

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.

L. M. Hatmaker, Ray E. Oyer and Harrell A. Thorne
Applicant.

Applicant.

By Ray C. Oyer, Agent

Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I, _____, of _____, County of _____

....., State of, do hereby certify that I am the owner

of the land on which the spring mentioned in the application of is

located, to-wit:

and that I do hereby grant unto the said permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO

County of _____) ss.

On this day of, 19....., before me, a Notary Public for the State of Idaho, residing
at, personally appeared.....

known to me to be the person.... whose name.... subscribed to the foregoing certificate, and acknowledged to me that he.... executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

My commission expires

.....
Notary Public.

33102

Approval of State Reclamation Engineer

33102

The number of this permit is

AUG 25 1966

Recorded in Book 116 Page 33102 Approved

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed before

Work to begin on or before October 25, 1966, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before February 25, 1969

The whole of said work to be completed on or before August 25, 1971

Beneficial use of water appropriated in accordance herewith, to be made on or before August 25, 1971

Witness my hand this 25th day of August, 1966

R. Keith Higgins
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE Governor of the State of Idaho,

and LOUIS E. CLAPP Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to

be hereunto affixed, this 25th day of August, 1966.

Countersigned:

By Louis E. Clapp
Secretary of State.

STATE OF IDAHO

By Robert E. Smylie
Governor.

No. 33102

PERMIT

Date of first receipt at office of State
Reclamation Engineer

July 26, 1966 8:00 A.M.

Returned to applicant for correction

Corrected application received

August 12, 1966 8:00 A.M.

Fees, \$ 5.00

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof 25

33102

WATER RIGHT NUMBER 37-2745

OWNER LAST NAME - HATMAKER
OWNER LAST NAME - OYER
OWNER LAST NAME - THORNE
OWNER LAST NAME - THORNE
OWNER LAST NAME - THORNE
OWNER LAST NAME - HATMAKER
OWNER LAST NAME - HATMAKER

ADDRESS LINE 1 - P.O. BOX 366

ADDRESS LINE 3 -

SOURCE - UNNAMED STREAM

STAGE - LICENSE

TOTAL DIV. VOLUME - 1.20 AFA TRFR/AMEND -

DIVERSION POINT - SWNE 01 06N 15E LOT

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE - DOMESTIC

DEGREE NAME -

REMARKS - P/D CENTER OF SEC. 1, T6N, R15E. THE SWNE. S1, UNSURVEYED.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

FIRST NAME - L. M.
FIRST NAME - RAY F.
FIRST NAME - HARRELL A.
FIRST NAME - HARRELL A.
FIRST NAME - MELRA
FIRST NAME - L. M.
FIRST NAME - REGIF

ADDRESS LINE 2 -

CITY - SHOSHONE

TRIBUTARY OF - SENATE CREEK

PRIORITY - 07-26-1966

WATER DIST. -

USE DIV. RATE -

PLACE OF USE - TWN 06N RNG 15E SEC 01

DATE -

STATE - ID ZIP CODE - 83352

COUNTY - BLAINE

DUE/CAPEY ACT -

RIGHT BASIS -

USE DIV. VOLUME -

TRACT SWNE LOT

TOTAL DIV. RATE - .0200 -CFS

RIGHT BASIS -

USE DIV. VOLUME -

TRACT SWNE LOT

DATE -

TOTAL ACRES 0

HEARING -

OLD NO. - 33102

VERIFIED IDC

ACT

ION

L DIVERSION POINT - SWNE 01 06N 15E

SENW 01 06N 15E

L DIVERSION POINT - NWSE 01 06N 15E

NESW 01 06N 15E

ACT
ION

N	OWNER LAST NAME - HATMAKER	FIRST NAME - L. M.	ORIG OWNER - 0
N	OWNER LAST NAME - OYER	FIRST NAME - RAY E.	ORIG OWNER - 0
N	OWNER LAST NAME - THORNE	FIRST NAME - HARRELL A.	ORIG OWNER - 0
N	OWNER LAST NAME - THORNE	FIRST NAME - HARRELL A.	
N	OWNER LAST NAME - THORNE	FIRST NAME - MELBA	
N	OWNER LAST NAME - HATMAKER	FIRST NAME - L. M.	
N	OWNER LAST NAME - HATMAKER	FIRST NAME - BEGIE	
N		CITY - SHOSHONE	STATE - ID
N	SOURCE - UNNAMED STREAM	TRIBUTARY OF - SENATE CREEK	
N	STAGE - LICENSE	PRIORITY - 07-26-1966	COUNTY - BLAINE
N	STAGE - L	PRIORITY - 07-26-1966	COUNTY - 13
N	TOTAL DIV. VOLUME - 1.20 AFA	WATER DIST. - 37	TOTAL DIV. RATE - .0200CFS
			TOTAL DIV. RATE - .0200CFS

** R ** MULTIPLE LINES NOT ALLOWED FOR THIS RECORD

05

N	FROM - 01-01 TO - 12-31	USE - DOMESTIC	USE DIV. RATE - .0200CFS	USE DIV. VOLUME - 1.20 AFA
N	USE - DOMESTIC	PLACE OF USE - TWN 06N RNG 15E SEC 01 TRACT SWNE		
N	REMARKS - P/D CENTER OF SEC. 1, T6N, R15E. APPROX. THE SWNE, S1, UNSURV.URV			

OLD NO. - 33102

IDENT. NO. 372745

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

- | | <u>Tract</u> | <u>Sec.</u> | <u>Twp.</u> | <u>Rge.</u> | <u>Gov't
Lot</u> | <u>Rediv.</u> |
|--------------------------|--------------|-------------|-------------|-------------|----------------------|---------------|
| 6. A. Point of Diversion | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

- [illegible]

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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



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

December 3, 1973

Re: Permit No. 33102/37-2745

Harrell A. Thorn & L. M. Hatmaker
Box 366
Shoshone, Idaho 83352

Gentlemen:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

37 2745

FIELD REPORT

TOTAL ACREAGE

R 15 E

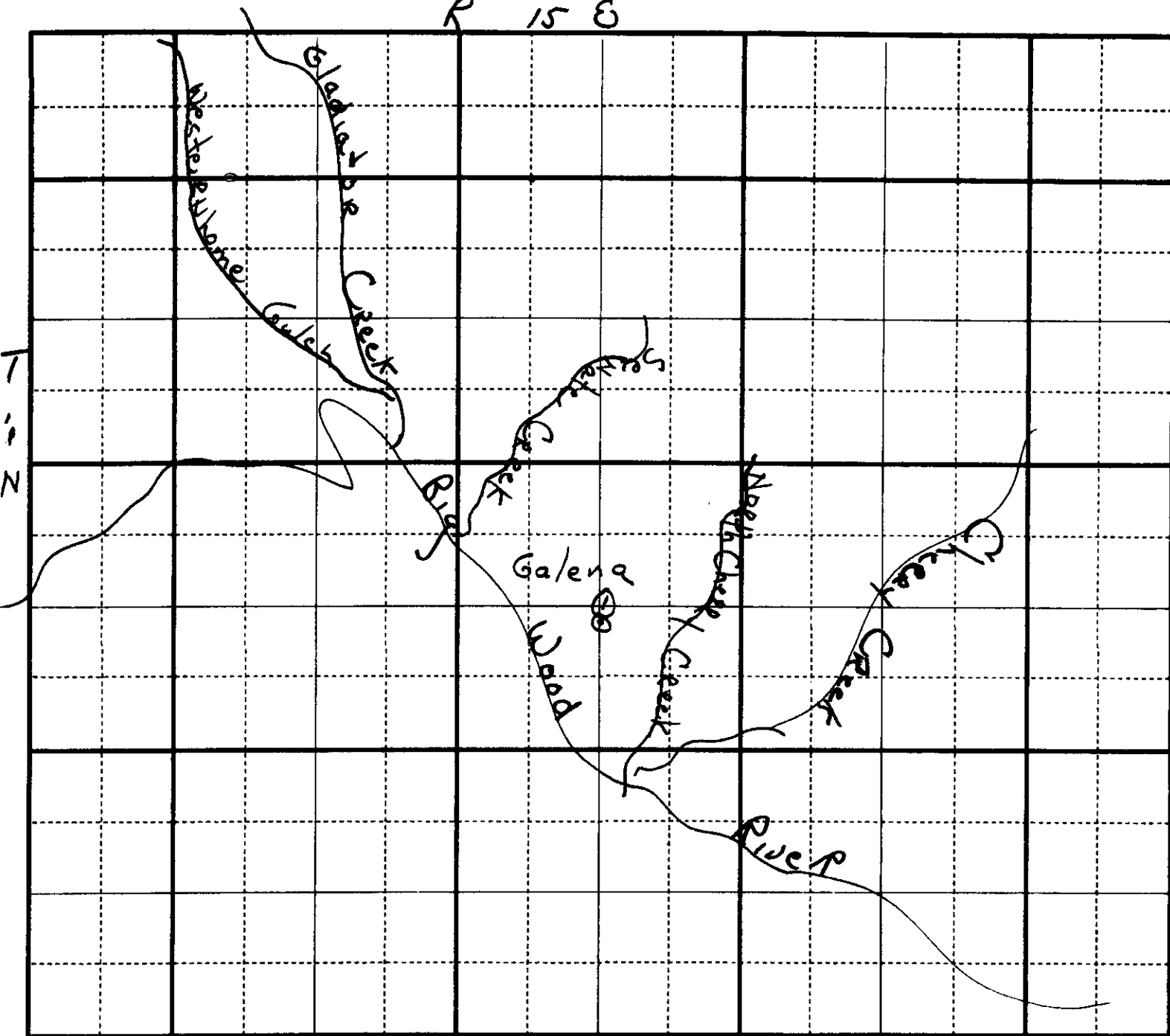


Diagram of System

DATE

EXAMINATION RECORDS

	_____ by: _____

	_____ by: _____

	_____ by: _____

DATE OF EXAM Nov. 8, 1973

ACREAGE

Found _____ ✓
Recommended _____ ✓

Irrigation Requirement 4 Ac Ft/Ac

USE

Irrigation Q= 4 c.f.s. V= 4 AF/Ann. from 4 to 4
Domestic Q= .02 c.f.s. V= .6 AF/Ann. from June-1 to June-1
Livestock Q= 4 c.f.s. V= 4 AF/Ann. from 4 to 4

Is water co-mingled? yes _____ no ☒

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

Exchange? yes_____ no ✓

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

Point of injection:

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

Point of exchange:

tpw. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured ✓ Method of measurement ✓

Total Q recommended .02 c.f.s Meter No. ✓ Type ✓ Condition ✓

Total V recommended .6 Ac Ft / ANN.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$Q = .02 \text{ cfs}$ Given
 $U = .6 \text{ AcFt/ANN}$ Given.

SYSTEM DESCRIPTION:

SYSTEM DESCRIPTION: Spring convert into a collection box then diverts to house for use. (See page Pipe)

REMARKS:

REMARKS:
approximate location of spring is SWNE, Sec 1, 6N-15E.
This is in the unsurveyed lands. It appears more
than one family unit use these springs.
place of use is in same loc. as p. D.

Examiner's Signature James Funderburg Date 11-14-73

Checked by KO Flowers Date 11-14-73

Approved by _____ Date _____

Identification No. _____

Permit No. 33102/37-2745

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Harrell A. & Melba Thorne and L. M. & Begie Hatmaker
b) Post Office Address Box 366 Shoshone, Idaho 83352
2. Permit Number 33102/37-2745
3. Date of Priority that you are prepared to establish August 25, 1971
4. a) Source from which water was appropriated un-named stream which is tributary of Senate Creek
b) Location of the point of diversion: 1/4, Section 1
Township 6N, Range 15E, County of Blaine, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount .02 /cubic feet for _____ purposes from June 1 to June 1 each year
(cfs and/or acre feet per annum) (Month-Day) (Month-Day) incl.
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .02 cubic feet cfs and/or ~~acre feet~~ per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: L. M. Hatmaker, Shoshone, Idaho, City water superintendent for Shoshone, Idaho. Bucket used and timed according to measurement process.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: Senate Creek
b) Describe the agreement or understanding by which you take water from the works: securing it from the natural spring
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) one inch pipe
We installed a seepage pipe at springs, and a ~~xxx~~ water line buried and connected our system to the spring, which was allowed by license no. 37-2746. Distance between two springs is about 375 feet. This spring under this application is located northwest of previous one.
b) Describe the type and size of measuring device which you have installed at your point of diversion: seeping pipe, water line buried
c) Give well drillers name and address and date the well was completed _____

*Exam typed
12/14/71
C.S.*

37 2745

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

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

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 irrigated _____

10. Remarks: All of the work is completed for the use of this water.
It consisted of installation of system to direct the spring water to
domestic use in a cabin, as described on opposite page.
All requirements have been met.

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

Harrell D. Thorne
Melba Thorne
Vin. Holmquist
Beggs Holmquist

July 9, 1971
 (Date)

(Signature)

State of Idaho)
 County of Lincoln) ss.

On this 9th day of July, 1971, personally appeared before me the
 signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Ray E. Hachler

Notary Public residing at Shoshone, Idaho

My commission expires 7/10/74

December 3, 1971

Re: Permit No. 33102/37-2745

L.M. Hatmaker & Harrell A. Thorne
Box 366
Shoshone, Idaho 83352

Gentlemen:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

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

Very truly yours,

Donald W. McElDowney
Appropriation Supervisor

DWM/BB

37 2745

November 10, 1971

Re: Permit No. 33102/37-2745

L.M. Hatmaker & Harrell A. Thorne
Box 366
Shoshone, Idaho 83352

Gentlemen:

As of this date, we have not yet received the affidavit of publication which was to have been submitted in connection with the above referenced permit. The legal notice was to have been published in the Wood River Journal, Hailey, Idaho, on August 5th and 12th, 1971.

You should be aware that many newspapers do not keep copies of these advertisements for their files. We, therefore, recommend that you obtain this affidavit as soon as possible and submit it promptly to the Department. Please be advised that a license will not be issued until we are in receipt of this affidavit.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB

July 26, 1971

Re: Permit No. 33102/37-2745

L.M. Hatmaker & Harrell A. Thorne
Box 366
Shoshone, Idaho 83352

Gentlemen:

The legal notice for the above-referenced permit is being published in the
Wood River Journal, Hailey, Idaho on August 5th

and August 12th, 1971.

You will be required to submit an affidavit of publication to this department.
The affidavit may be obtained from the above-mentioned newspaper upon payment of
the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McKelowney
Appropriation Supervisor

DWM/BB

37 2745

July 26, 1971

Re: Permit No. 33102/37-2745 - Harrell Al & Melba Thorne and L.M. & Begie Hatmaker

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

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us a galley proof for our 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 date. If you cannot publish the notice on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the publication is to be paid by Harrell A. Thorne and L.M. Hatmaker, Box 366, Shoshone, Idaho, to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB
Enc: legal notice

37 2745

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Harrell A. & Melba Thorne and L. M. & Begin
Hatmaker, Box 366, Shoshone, Idaho, / ~~has~~ ^{have} received an approved Permit No.
33102/37-2745 issued by the Idaho Department of Water Administration author-
izing the diversion ~~structure~~ of 0.02 cubic feet per second ~~maximum~~
~~maximum~~ of water from an unnamed stream, tributary to Senate Creek.
The priority to be established under this permit is July 26, 1966,
and the permit was approved August 25, 1966.

Water is to be diverted by pipe
from a point within the center of Sec. 1, T. 6N, R. 15E, B.M., Blaine
County,
to be used for domestic purposes
in the above description

Proof of the application of the water to beneficial use was ~~submitted~~
submitted to the Department on ~~September~~ July 12, 1971. Any protest
against the issuance of the license for the above referenced permit should
be filed with the Idaho Dept. of Water Administration, Statehouse, Boise,
Idaho, 83707, within ten (10) days of the last date of publication of this
notice ~~as published in the Wood River Journal, Hailey, Idaho, on August 5th and August 12th, 1971.~~
~~to the State Engineer, Boise, Idaho, within ten (10) days of the last date of publication of this notice.~~

R. KEITH HIGGINSON

Director

Published in the Wood River Journal, Hailey, Idaho,
on August 5th and August 12th, 1971.

Permit No. 33102/37-2745

Director:

You are hereby authorized to have the above notice published at my expense
in the Wood River Journal of Hailey, Idaho;
published in the county in which the works are situated.

L. M. Hatmaker
Harrell A. Thorne
(Signature)

Box 366 Shoshone, Idaho 83352
(Address)

July 20, 1971
(Date)

37 2745

July 16, 1971

Re: Permit No. 33102/37-2745

Harrell A. & Malba Thorne and
L. M. & Begie Hatmaker
P.O. Box 366
Shoshone, Idaho 83352

Gentlemen:

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

Before a field examination can be scheduled and a license issued, it will be necessary for notice of your permit to be published in the newspaper for two consecutive weeks at your expense. If you will complete and return the enclosed advertising authorization, we will cause the notice to be published.

If you have any questions regarding this matter, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DM:DR
Enc: Adv. authorization

37 2745

June 1, 1971

CERTIFIED MAIL #22813

Re: Permit No. 33102/37-2745

Harrell A. & Maiba Thorne and
L. M. & Begie Hatmaker
Box 366
Shoshone, Idaho 83352

Gentlemen:

One of the conditions of approval of your water Permit No. 33102/37-2745
(see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before August 25, 1971. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

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


R. KEITH HIGGINSON
Director

37 2745

Enc: Proof affidavit
dr

Handwritten note:
Sent to
Higginson
for
return

September 25, 1970

Re: Permit No. 33102/37-2745

Mr. Harrell A. Thorne, Agent
Box 366, 306 S. Cherry Street
Shoshone, Idaho 83352

Dear Mr. Thorne:

Pursuant to your letter of September 14, 1970, please be advised that proof of beneficial use of the water for the above referenced permit is not required until August 25, 1971. However, if you have completed your system, you may submit proof prior to that date. We are enclosing a beneficial use form for your use, if you so wish.

If you have any questions, please advise.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DC/DG

Enc: beneficial use form

37-2745
33102

September 25, 1970

Re: Permit No. 33102 (new no. 37-2745)

Harrell A. & Melba Thorne and
L. M. & Begie Hatmaker
Box 366
Shoshone, Idaho

Gentlemen:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: order
advertising package

33102
37-2745

~~8px~~ Sept. 14, 1970

Dear Mr. McEldowney:

letter

Harrell A. & Melba
Thorne and L. M. &
Begie Hatmaker

Re: Permit No. 33102/37-2745 also/dated May 5, 1970

Please be informed that the work is complete. The work consisted of burying a seeping pipe at spring and also a water line buried and connected with our system or the other spring which was allowed with water license no. 37-2746. The distance between these two springs is approximately 375 ft. and this one is located Northwest of the other one.

If you have any questions or need more information please notify.

Thanks.

TO [Mr. Donald W. McEldowney
Appropriation Supervisor
State of Idaho
Dept. of Reclamation
Statehouse-Annex
Boise, Idaho 83707]

RECEIVED
SEP 17 1970

Department of Water



Harrell A. Thorne
HARRELL A. THORNE, Agent

"Complete Service Unexcelled"

BOX 366

306 SOUTH CHERRY ST.

SHOSHONE, IDAHO 83352

Phone: 886-2071

37-2745
33102

June 2, 1970

Re: Permit No. 33102/37-2745

Harrell A. & Melba Thorne and
L. M. & Begie Hatmaker
Box 366
Shoshone, Idaho 83352

Gentlemen:

This is to acknowledge receipt of the assignment in connection with the above referenced permit. The assignment has been recorded and the original placed in our files; we are enclosing two copies of the assignment for your records.

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enclosures (2)

33102
37-2745

... AS YOU REQUESTED

Date: May 27, 1970

In accordance with your recent request we are enclosing

Completed Assignment of permit. It is signed Mr. Oyer's son Frederick R. Oyer and only heir to his estate.

It was a pleasure to take care of this for you. We look forward to hearing from you whenever we may be of service.

Department of Reclamation

TO
Dept. of Reclamation



HARRELL A. THORNE, Agent

"Complete Service Unexcelled"

BOX 366

306 SOUTH CHERRY ST.

SHOSHONE, IDAHO 83352

Phone: 886-2071

May 13, 1970

Re: Permit No. 33102/37-2747

Mr. Harrell A. Thorne
Box 366
Shoshone, Idaho 83352

Dear Mr. Thorne:

With reference to your letter of May 5, 1970, we are sorry to hear that Mr. Ray E. Oyer is deceased.

You should be advised the only procedure by which Mr. Oyer's name can be removed from the permit is to have the administrator of Mr. Oyer's estate assign all of his right, title, and interest to Mr. Hatmaker and yourself. We are enclosing an assignment form for the administrator's use in this matter.

If you have any questions on the matter, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

ENCLOSURE

33102
37-2745

Harrell Thorne

AGENCY

306 SOUTH CHERRY STREET

POST OFFICE BOX 366

SHOSHONE, IDAHO 83352

TELEPHONE: 886-2071

SYMBOL
OF
SERVICE

Boone

UNITED PACIFIC
CASCADE INSURANCE

UNITED PACIFIC INSURANCE GROUP
HOME OFFICE: TACOMA, WASHINGTON

RECEIVED

MAY 7 1970

May 5, 1970

Department of Reclamation

Dept. of Reclamation
Room 107, State House
Boise, Idaho 83701

Gentlemen:

Re: Permit No. 33102 L. M. Hatmaker and Harrell A. Thorne

~~Enclosed for the permit holder is a copy of the permit and a copy of the permit application.~~***

Mr. Ray E. Oyer is deceased. Please change the permit by removing his name and address all communications to Harrell A. Thorne Box 366 Shoshone, Idaho 83352.

We plan to do the work for this permit during the 1970 summer. Our plans are to pipe from the spring to our present system. This additional amount of water will supply ample for our domestic use.

Will notify when work is completed.

If all is not in order so Water License can be issued upon completion of said works, please notify.

Thanks.

Very truly yours,

Harrell A. Thorne

Harrell A. Thorne

33102
37-2745

July 25, 1967

Re: Permit 33102

Ray E. Oyer
P. O. Box 5
Shoshone, Idaho 83352

Dear Mr. Oyer:

We are returning permit 33102 on which we have corrected the quantity of water issued.

The correct quantity of water allowed under this permit is 0.02 cubic feet per second. Please be advised that all department records have been changed to show this quantity.

Thank you for your attention in this matter.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: Permit 33102

33102

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

July 19, 1967

RECEIVED
R. KEITH HIGGINSON
State Reclamation Engineer
JUL 24 1967

Department of Reclamation

Re: Permit 33102

Ray E. Oyer
P.O. Box 5
Shoshone, Idaho 83352

Dear Mr. Oyer:

In reviewing the above referenced permit to appropriate the public waters of the State of Idaho, it is noted that a discrepancy exists under item 2, quantity of water claimed.

Your original application requests 20 gallons per minute for domestic use in a cabin located in T. 6 N, R. 15 E, B.M. The application was approved for 0.02 c.f.s. or approximately 13,000 gallons per day; however, inadvertently the original quantity requested was not deleted from the application. Consequently, at this time, our records indicate your original copy of application 33102 shows two different quantities of water. Therefore, you are requested to return the original copy of permit 33102 to this office for correction.

Your prompt attention to this matter will be greatly appreciated.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".

Donald W. McEldowney
Water Rights Clerk

DWM:nw

7-22-67

Dear Mr. McEldowney:
Enclosed is permit you have requested for necessary changes. Mr. Oyer has sold all his interest to L.M. Hatnisher and Harrell A. Thorne in this permit & property.

Very truly yours,
Harrell A. Thorne

33102

Permit 33102

July 19, 1967

Re: Permit 33102

Ray E. Oyer
P. O. Box 5
Shoshone, Idaho 83352

Dear Mr. Oyer:

In reviewing the above referenced permit to appropriate the public waters of the State of Idaho, it is noted that a discrepancy exists under item 2, quantity of water claimed.

Your original application requests 20 gallons per minute for domestic use in a cabin located in T. 6 N, R. 15 E, B.M. The application was approved for 0.02 c.f.s. or approximately 13,000 gallons per day; however, inadvertently the original quantity requested was not deleted from the application. Consequently, at this time, our records indicate your original copy of application 33102 shows two different quantities of water. Therefore, you are requested to return the original copy of permit 33102 to this office for correction.

Your prompt attention to this matter will be greatly appreciated.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

33102

September 12, 1966

Re: Permit No. 33102 - L. M. Hatzaker, Ray E. Oyer and Harrell A. Thorne

Ray E. Oyer
P.O. Box 5
Shoshone, Idaho 83352

Dear Mr. Oyer:

We enclose Permit No. 33102 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

XXXXXXXXXXXXXXXXXXXX
We also enclose Departmental Receipt No. 33356 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit, was given to you at the time you were in our office.

Very truly yours,

Enc. permit

M. RUSSELL BOSCH
Office Manager

MRB:ejw

33102