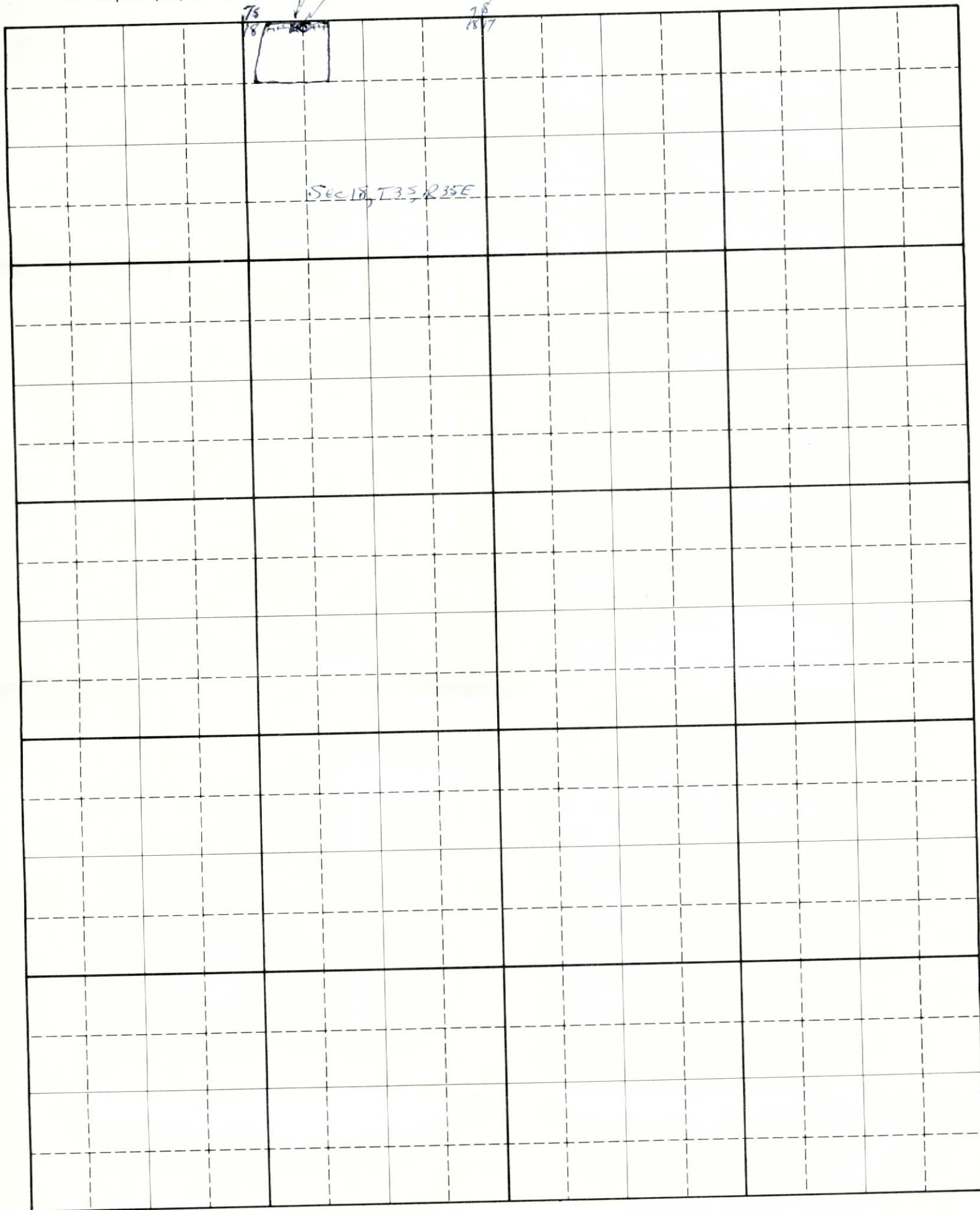


11. Map of proposed project:



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.

Terral R. Towley
(Applicant)

27-7006

RECEIVED
MAY 2 1969
Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham } ss.
State of Idaho }

I, Drury R. Brown do solemnly

swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper 2 consecutive weeks, the first publication having been made on the 24th day of April, 1969,

and the last publication having been made on the 1st day of May, 1969; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 5th

day of May, 1969

Raye Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires

~~XXXXXX~~ November 10, 1972

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Terrel R. Tovey, Route #3, Box 63, Blackfoot, Idaho, has on March 20, 1969, applied for permit under application No. 27-7006 to divert .90 cubic feet per second of water from a ground water source. Water will be diverted by a well, pump, sprinklers within the NE1/4 NW1/4, sec. 18, T. 3 S, R. 35 E, B.M., Bingham County, and is to be used from April 1 to October 15 for irrigation in the N1/2 NW1/4, sec. 18, T. 3 S, R. 35 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
Pub. 4-24, 5-1
(1071)



will submitted 5-4-69

27-7006

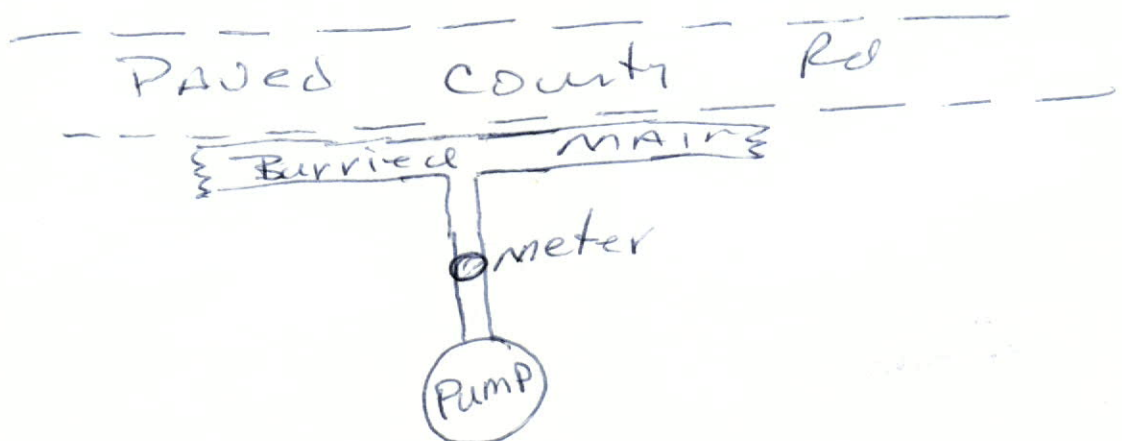
Rge - 35E

T
3
S

24 22*

1 8

Diagram of System





State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 27-7006 Priority March 20, 1969 Amount 0.90 cfs

THIS IS TO CERTIFY, that TERREL R. TOVEY
of Hermiston, Oregon, has complied with the terms and conditions of Permit
No. 27-7006 issued pursuant to Application for Permit dated March 20, 1969,
and has submitted proof to the Department of Water Resources on April 29, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.56 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 15</u>	at <u>0.90</u> cfs and	<u>161 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 0.90 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
161 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 18,
Twp. 3 S, Rge. 35 E, B.M. in the County of Bingham

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 $\frac{1}{4}$	
3 S	35 E	18					22	24											46

Total number of acres irrigated 46

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

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 5 day of
February, 19 75.

Director

Application No. _____

LICENSE PAGE NO. 1

DEPARTMENT OF RECLAMATION

APPROVED

(TYPE OR PRINT IN INK)

- Range 35E B.M. Bingham County; additional points of diversion if any: _____

- of _____ ¼ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

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

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.90^{cts} - 45 inches cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 10 HP Layne Turbine pump Pump will sprinkle 45 Acres.
with 60 ft 5" x 7 1/2" x 1 1/4" Column + Shaft, 4 stage 10"
RVIC Bows, 5' pipe + strainer -

- capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo, Day) (Mo, Day)

- c. Proposed well diameter is 10 inches; proposed depth of well is 80 feet.

- is ~~10 years~~ 5 years ^{Don't}

b. Estimated construction cost is \$ 3,000 - well, pump + motor
\$4,000 - Spr. System

8. Description of proposed uses:

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

- Range _____ 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_____

- supplied with domestic water_____.

- (5) If water is to be used for other purposes describe: _____

27-7006

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3.5	35E	18					16	30											46

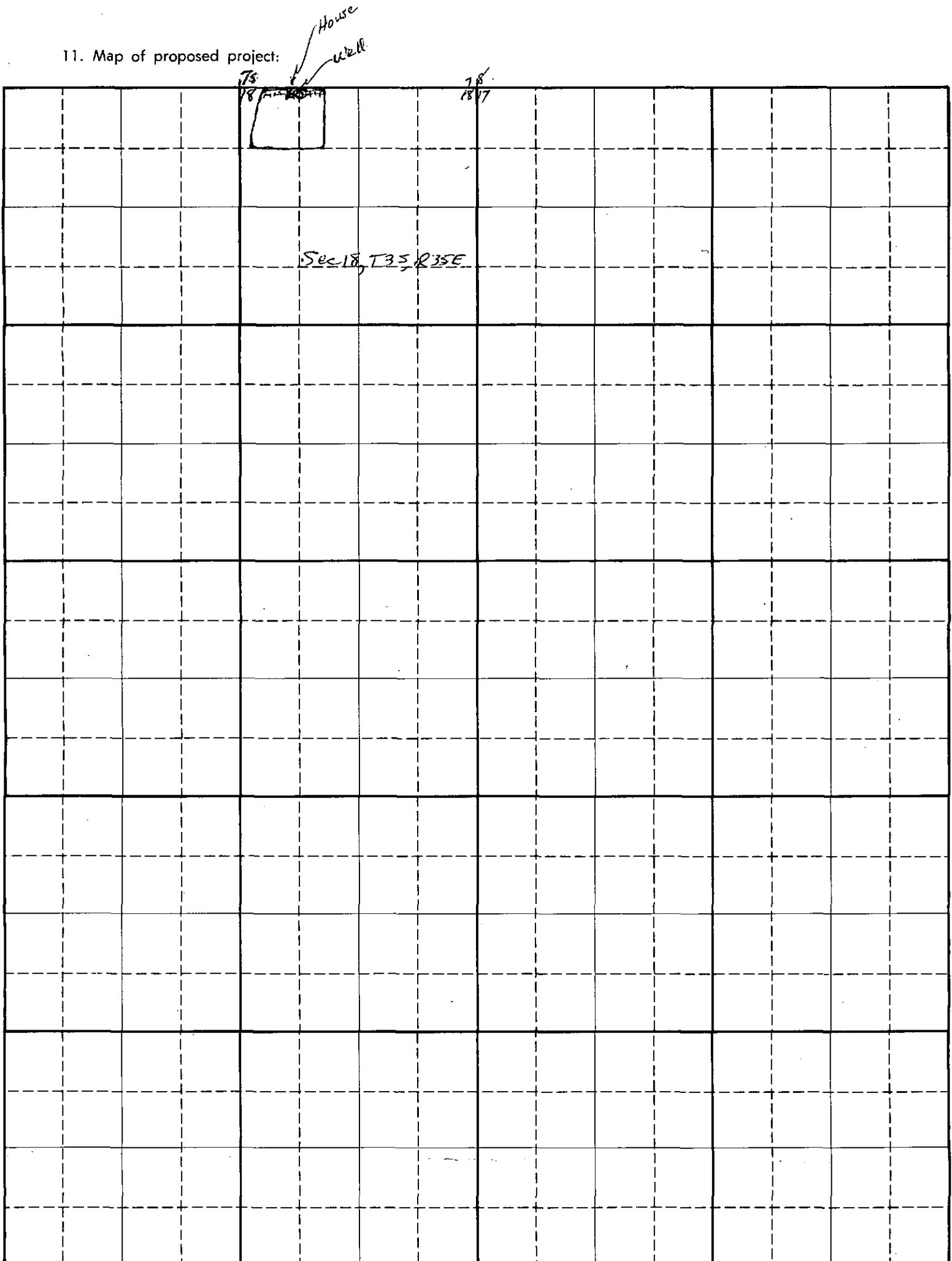
Total number of acres to be irrigated 46

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

9. a. Who owns the property at the point of diversion TERREL R. TOVEY (Mtn. to Utah Mtn + Loan)
b. Who owns the land to be irrigated or place of use TERREL R. TOVEY
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 I have a sale for my present water right out of the Blackfoot River (1884 Stevens Decree) and want to drill a well to sprinkle ^{this} 46 Acres.

11. Map of proposed project:



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.

Terrel R. Towley
(Applicant)

27-2006

Received by du Date 3-20-69 Time 10:00 am
Preliminary check by DLM Fee \$ 20.00 3-20-69
Received by ef Date 3-20-69
Publication prepared by ho Date 4-2-69
Published in Blackfoot News
Publication dates 4-10 + 4-17 - 69
Publication approved tg Date 4-8-69
Priority reduced to _____ Reason _____

Protests filed by: None 5-7-69

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by R.H.
PMC JMC

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 27-7006, and said application is hereby APPROVED.

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

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 74.
- Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works. This permit is supplemental to all prior rights.

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

Witness my hand this 12th day of May, 19 69.

L. Keith Higgins
State Reclamation Engineer

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

} ss.

I, Drury R. Brown, do solemnly

swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper ²..... consecutive weeks, the first publication having been made on the 24th day of April, 19 69.

and the last publication having been made on the
1st day of May, 1969; that said
notice was published in the regular and entire issue of
every number of the paper as aforesaid during the period
and time of publication, and that notice was published
in the newspaper and not in a supplement.

Subscribed and sworn to before me this 5th

day of May 1969

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
~~XXXXXX~~ November 10, 1972

NOTICE OF APPLICATION FOR WATER

Notice is hereby given, that Terrel R. Tovey, Route #3, Box 63, Blackfoot, Idaho, has on March 20, 1969, applied for permit under application No. 27-7006 to divert .90 cubic feet per second of water from a ground water source. Water will be diverted by a well, pump, sprinklers within the NE1/4 NW1/4, sec. 18, T. 3 S., R. 35 E., B.M., Bingham County, and is to be used from April 1 to October 15 for irrigation in the N1/2 NW1/4, sec. 18, T. 3 S., R. 35 E., B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
Pub. 4-24, 5-1
(1071)

bill submitted 5-7-69

27- 7006

RECEIVED

FEB 25 1975

Jayson Holladay

Department of Water Resources
ATTORNEY AT LAW

LAW OFFICES • 836 EAST CENTER • POCATELLO, IDAHO 83201

24 February 1975

State of Idaho
Water Resources Dept.
Statehouse
Boise, Idaho 83720

Attn: Bobby D. Fleenor
Chief, Water Rights

Re: Permit No. 27-7006

Dear Ms. Fleenor:

Mr. Terrel R. Tovey just forwarded to my office the newly-issued water license pertaining to a tract of real property in Bingham County, Idaho. The license number is 27-7006 and the license bears date of 5 February 1975, acknowledging that the permittee has complied with the terms and conditions of the permit and original application.

On approximately 31 December 1974, Mr. Terrel R. Tovey and his wife, Katherine M. Tovey (now residing at Hermiston, Oregon) sold and conveyed this farm to Paul S. Thompson and Marba C. Thompson, of 101 Whitaker Road, Pocatello, Idaho, 83201. Matter of fact, the deed from Tovey to Thompson was recorded on 29 January 1975 at 9:22 A.M. in Book 17 of Deeds, as instrument no. 197787, Bingham County, State of Idaho. We have made you a photocopy of the deed, containing the legal description, the names of the parties, notary public, etc.

Thank you for making an appropriate entry on the records of the Department of Water Resources. We are sending an information copy of this letter to both Terrel R. Tovey and to Paul S. Thompson:

Every good wish,

Jayson Holladay
Jayson Holladay

vf

Enclosure: As stated

The Toveys have signed and acknowledge the assignment of the permit, since it is an appurtenant to the land sold. And if you want a signed copy of the assignment let me know.

1977
RECEIVED

FEB 25 1975

WARRANTY DEED

Department of Water Resources

This indenture made this 31st day of December, 1974, between TERREL R. TOVEY and KATHERINE M. TOVEY, husband and wife, of Hermiston, County of Umatilla, State of Oregon, the "GRANTORS," and PAUL S. THOMPSON and MARBA C. THOMPSON, husband and wife, hereinafter referred to as the "GRANTEES," whose current address is 101 Whitaker Road, Pocatello, Bannock County, Idaho.

WITNESSETH:

For value received, the Grantors do hereby grant, bargain, sell, convey and confirm unto the Grantees, and to their heirs and assigns forever, the following described real property, land and appurtenances, situated in Bingham County, Idaho, bounded and more particularly described as follows:

Commencing at the Northwest corner of Section 18, Township 3 South, Range 35 East of the Boise Meridian, in Bingham County, Idaho, and running thence due East 126 rods; thence South 80 rods; thence due West 50 rods; thence due South 2 rods; thence due West to the West line of said Section; thence due North 82 rods to the Place of Beginning.

Excepting therefrom: A parcel beginning at the Northwest corner of Section 18, Township 3 South, R. 35 E.B.M., and running thence South $89^{\circ}40'$ East along the North Section line 553.10 feet; thence South $21^{\circ}35'$ West 152 feet; thence South $33^{\circ}41'$ West 153.60 feet; thence South $24^{\circ}36'$ West 315.80 feet; thence South $3^{\circ}21'$ West 787.60 feet; thence North $89^{\circ}13'$ West 246.36 feet to the West line of said Section 18, thence North $0^{\circ}17'30''$ East along said Section line 1342.46 feet to the Point of Beginning.

Also excepting: A tract beginning at a point 126 rods East of the Northwest corner of Section 18, Township 3 South, R. 35, E.B.M., and running thence South 880 feet; thence West 202 feet; thence North 880 feet; thence East 202 feet to the Point of Beginning.

(Together with a 20 H.P. General Electric motor, Serial No. PRJ226057, and a Layne & Bowler turbine pump, Serial No. 44652; 1300 feet of 6-inch and 4-inch buried PVC mainlines; and any replacements thereof; all of which are hereby declared to be appurtenant thereto.)

Subject to that certain existing mortgage, to be assumed by the Grantees herein, the particulars of such mortgage being as follows:

Said existing mortgage in favor of the Federal Land Bank of Spokane, as the Mortgagee, recorded on 16 July 1970 in Book 14, Bingham County Instrument and Recording No. 182975.

As an integral and inseparable part of this conveyance, the Grantors also include, grant, relinquish and convey to the Grantees, all water rights appurtenant to the land including, but not limited to, Permit No. 27-7006 of the State of Idaho, for irrigation and domestic purposes with priority date of 20 March 1969; and also all existing water and irrigation rights with respect to Blackfoot River water.

MICROFILMED

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD said premises, with their appurtenances, unto the said Grantees, and their heirs and assigns forever. And the said Grantors do hereby covenant to and with the Grantees that they are the owners in fee simple of said premises; and they are free from all encumbrances, except that certain existing mortgage indebtedness to the Federal Land Bank, as aforesaid; and the Grantors covenant and agree that they will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the Grantors have set their hands and seals.

S/ Terrel R. Tovey
Terrel R. Tovey

S/ Katherine M. Tovey
Katherine M. Tovey

STATE OF OREGON)
 : SS
COUNTY OF UNATILLA)

On this 31st day of December, 1974, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Terrel R. Tovey and Katherine M. Tovey, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing Warranty Deed, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have set my hand and seal.

S/ Irene E. Miller
NOTARY PUBLIC FOR OREGON
Residing at Hermiston, Oregon

Commission Expires: May 7, 1978

(SEAL)

MICROFILMED

RECORDER'S
No. 197787

75 Jan 29 AM 9:22

Book 17 (BINGHAM COUNTY)

February 6, 1975

Re: Permit No. 27-7006

Mr. Terrel R. Tovey
Route 1, Box 80
Hermiston, Oregon 97838

Dear Mr. Tovey:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

January 22, 1975

Terrel R. Tovey
Route 1, Box 80
Hermiston, Oregon 97838

Dear Mr. Tovey:

A representative of this Department has made an examination of the works covered by your Permit No. 27-7006 and has found the following:

Quantity of water diverted: 1.56 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.90 cfs

The maximum quantity diverted shall not exceed 161 acre feet per year.

Beneficial use: For irrigation of 46 acres within the NE 1/4 NW 1/4, Sec. 18, Twp. 3 S, Rge. 35 E

Point of diversion: NE 1/4 NW 1/4, Sec. 18, Twp. 3 S, Rge. 35 E, B.M.

Priority date established: March 20, 1969

If you do not concur with these findings, please advise us within 10 days; otherwise a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jr

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Terrel R. Tovey
Post office address Route #1, Box 80, Hermiston, Oregon 97838
Person to contact _____

RECEIVED

JUL 1 1974

2. Source of water supply: Groundwater ☒ Surface water ☐

Department of Water Administration
Eastern District Office
(name spring stream etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount 0.90 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 15
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

Permit No. 27-7006
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 0.90 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3S N/S, Range 35E E/W, B.M., Section 18, Subdivision NE $\frac{1}{4}$ NW $\frac{1}{4}$, Bingham County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Other Points of Diversions: _____

Description of diverting works: Well, pump, motor & sprinkler system.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or 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 $\frac{1}{4}$	
3S	35E	18					16	30											46

MICROFILMED

T
3
S

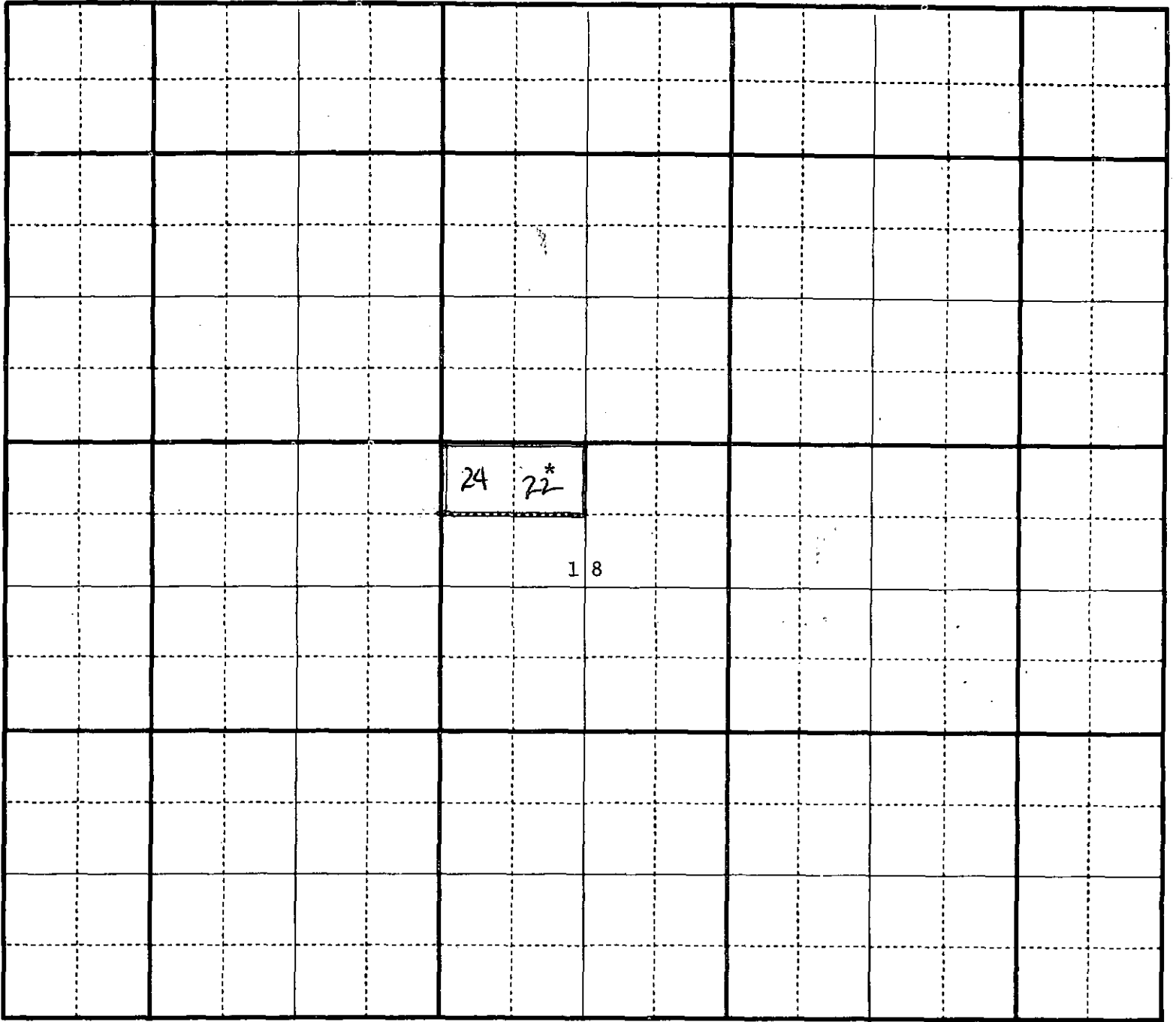
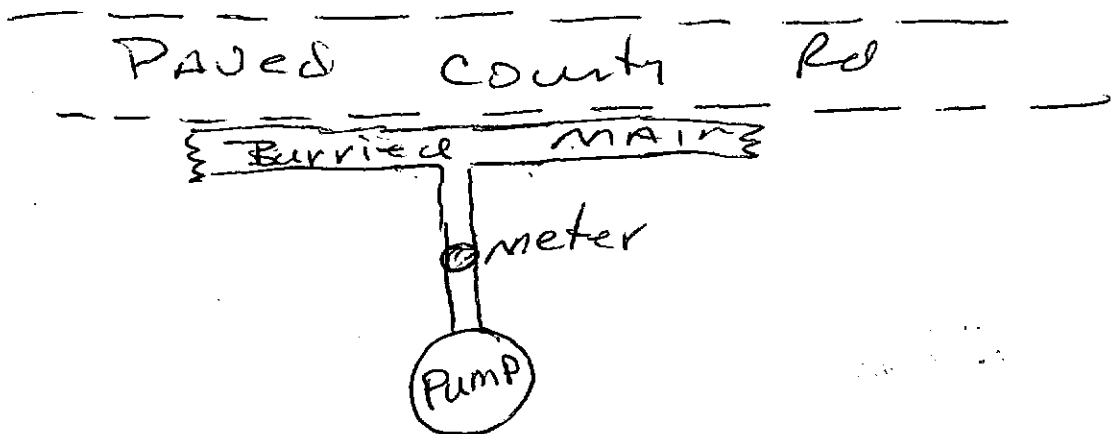


Diagram of System



DATE OF EXAM Aug 12, 1974

ACREAGE
Found 46
Recommended 46

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 190 c.f.s. V = 161 AF/Ann. from Apr to Oct 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured 1.56 cts Method of measurement In line Meter

Total Q recommended 190 cts Meter No 10553 Type Rockwell Condition Good

Total V recommended 161 AF/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$43.56 \text{ cu ft H}_2\text{O} / 28 \text{ sec} = 1.56 \text{ cts}$
 $46 \text{ Ac} \times 3.5 \text{ AF/Ac} = 161 \text{ AF/Ann}$

SYSTEM DESCRIPTION:

G.E. 20 Hp Ser # PRJ226057
Layne & Bowler Pump. No Serial Number
6" Steel main 10' North Then Buried main E-West
3 Laterals with 1 1/2" and 2" ~~1 1/2"~~ total
46

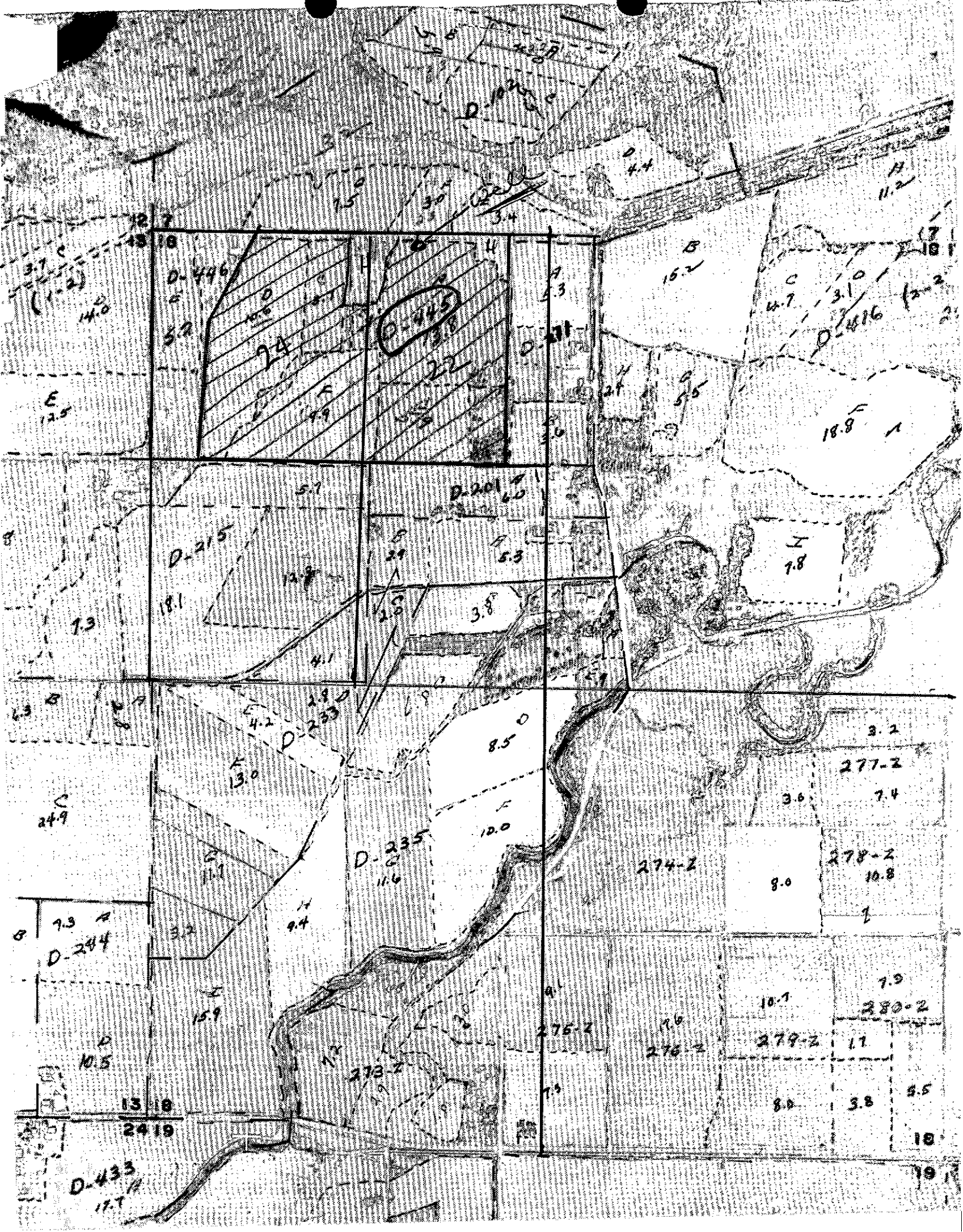
REMARKS:

No one present during time of exam

Examiner's Signature Bill Rhoads Date Aug 12, 1974

Checked by Loren O Palmer Date Oct 8, 1974

Approved by _____ Date _____



1.55
28 43.56
28
155
140
156
140

June 25, 1974

Re: Permit No. 27-7006

Terrel R. Tovey
Route #1, Box 80
Hermiston, Oregon 97838

Dear Mr. Tovey:

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

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

If you have any questions concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

27-7006

RECEIVED

RECEIVED

Identification No. _____
Permit No. 27-7006

MAY 24 1974

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

APR 29 1974

Department of Water Administration

1. a) Name of Permit Holder Terrel R. Tovey
b) Post Office Address Route 1, Box 80, Hermiston, Oregon, 97838
2. Permit Number 27-7006

3. Date of Priority that you are prepared to establish _____

4. a) Source from which water was appropriated Underground - (Well)

b) Location of the point of diversion: NE 1/4 NW 1/4, Section 18

Township 3S, Range 35E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

amount 0.90 cfs for Irrigation purposes from April 1 to Oct 15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 0.90 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: See 7(b) below - Previous measurements by Counting Sprinkler heads & reading pressures.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

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

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) _____

b) Describe the type and size of measuring device which you have installed at your point of diversion: 6" Rockwell - Model 405 Saddle meter - Bought From Ag. Services, Blackfoot - 8/85

c) Give well drillers name and address and date the well was completed _____

Terrel R. Tovey

Exam typed 6/25/74 by jg

27-7006

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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
35	35E	18	16	30															46

Total number of acres irrigated 46

10. Remarks: _____

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

5-29-74
 (Date)

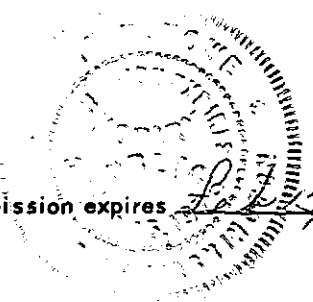
Terrel R. Towle
 (Signature)

State of Washington ss.
 County of Franklin

On this 29 day of May, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Dean H. Howe
 Notary Public residing at Paradise Washington

My commission expires Feb 15 1975



June 10, 1974

Re: Permit No. 27-7006

Terrel R. Tovey
Route #1, Box 80
Hermiston, Oregon 97838

Dear Mr. Tovey:

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

However, we cannot process this proof unless Items 4, 5, and 9 are completed. We are enclosing a copy of this permit to assist you in completing this proof affidavit.

Please return the completed proof affidavit as soon as possible so that this permit may remain in good standing with this office.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosures

27-7006

May 24, 1974

Re: Permit No. 27-7006

Terrel R. Tovey
Route #1, Box 80
Hermiston, Oregon 97838

Dear Mr. Tovey:

On May 7th we returned your proof affidavit and requested it be notarized and returned to this office. As of this date the completed proof form has not been re-submitted for processing.

Please be advised that unless the completed proof affidavit is received by June 1, 1974, that this permit will lapse.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

DDR:jg

27-7000

May 7, 1974

Re: Permit No. 27-7006

Terrel R. Tovey
Route #1, Box 80
Hermiston, Oregon 97838

Dear Mr. Tovey:

We are in receipt of your affidavit submitted as proof of beneficial use for the above referenced permit.

However, we cannot process your proof unless your signature is notarized. Therefore, we have herewith returning your proof affidavit.

Please return the notarized affidavit within 10 days from the date of this letter, so that your permit may remain in good standing.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

27-7006

TO

James J. J. J.

Box 90

Lewiston, (Idaho) 87138

FROM

Agricultural Services, Inc.

P. O. BOX 627

BLACKFOOT, IDAHO 83221

SUBJECT:

DATE: 2-28-74

FOLD

Service:

A set each water meter is \$185
 installed. If there is any additional
 information you need let me know.

PLEASE REPLY TO ☒ SIGNED

By James J. J.
 2nd Deputy

To: Tom S.

Please install a permanent measuring device
 of a type approved by the Dept. of Water Administration
 of the State of Idaho on my pump in Riverton.
 If possible this should be completed by April 1.

Thank You.

DATE

3-8-74

SIGNED

Terrell R. Touhy

SEND WHITE AND PINK COPIES WITH CARBONS INTACT. WHITE COPY IS RETURNED WITH REPLY.

Identification No. _____

Permit No. 27-7006

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

APR 29 1974

Department of Water Administration

1. a) Name of Permit Holder Terrel R. Touhy
b) Post Office Address Route 1, Box 80, Hermiston, Oregon, 97838
2. Permit Number 27-7006
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated _____
b) Location of the point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____
Township _____, Range _____ Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
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)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ 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: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) _____
b) Describe the type and size of measuring device which you have installed at your point of diversion: 6" Rockwell - model 405 Saddle meter - Bought from Ag. Services, Blackfoot
c) Give well drillers name and address and date the well was completed 8/85

Copy

Terrel R. Touhy

27-7006

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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated _____

10. Remarks: _____

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

(Date) _____ (Signature) _____

State of _____)
County of _____) ss.

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

Notary Public residing at _____

My commission expires _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex
Boise, Idaho 83707



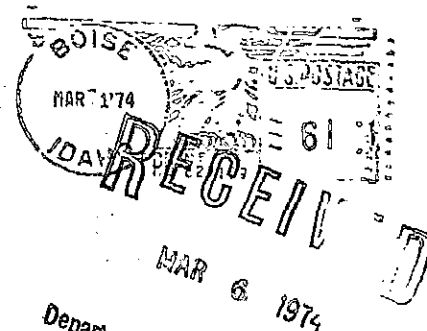
Terrel R. Tovey
Route #3, Box 63
Blackfoot, ID 83221

☒ Moved, with no return

☐ No such number

☒ Moved not forwardable

☐ Addressed incorrectly



Re-sent by Regular mail
to Route #1 Box 80
Hermiston, Oregon 97838
jc

CARD REMOVED

27-7006

March 1, 1974

CERTIFIED MAIL

#25181

Re: Permit No. 27-7006

Terrel R. Tovey
Route 3, Box 63
Blackfoot, Idaho 83221

Dear Mr. Tovey:

One of the conditions of approval of your water Permit No. 27-7006 (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 May 1, 1974. 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

Enc: Proof affidavit

27-7006

December 20, 1973

Re: Permit No. 27-7006

Terrel R. Tovey
Route #1, Box 80
Hermiston, Oregon 97838

Dear Mr. Tovey:

In response to your letter of December 16, 1973, the Badger water meter is acceptable by this Department. We are returning the information you submitted concerning this water meter as requested.

Also enclosed is a proof of beneficial use form, with instructions, which you may submit to this office on or before the date proof is due on this permit, May 1, 1974.

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

Enc: Water meter information
Proof affidavit
w/instructions

27-7006

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho, 83707
(208) 384-2215



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

August 14, 1973

Re: Permit No. 27-7006

Terrel R. Tovey
Route #1, Box 80
Hermiston, Oregon 97838

Dear Mr. Tovey:

We are in receipt of your affidavit submitted as proof of beneficial use for the above referenced permit. However, in reviewing that affidavit, you do not indicate that you have installed the measuring device as required by the condition of approval of your permit.

We cannot accept your proof unless you have installed the measuring device of a type approved by this Department. Therefore, we are herewith returning your proof affidavit.

We are enclosing a list of the types of measuring devices approved by this office. If you have any questions, please feel free to contact us.

Sincerely,


BOBBY D. FLEENOR
Assistant Director

BDF:JC

Enc: Proof affidavit
List of measuring devices

RECEIVED
DEC 18 1973
DEPARTMENT OF WATER ADMINISTRATION

12-16-73

Dear Sirs:

Enclosed is info on Badger Meter. Will this be adequate? Please return info with your reply.

Thank You

Terrel R. Tovey
27-7006

August 14, 1973

Re: Permit No. 27-7006

Terrel R. Tovey
Route #1, Box 80
Hermiston, Oregon 97838

Dear Mr. Tovey:

We are in receipt of your affidavit submitted as proof of beneficial use for the above referenced permit. However, in reviewing that affidavit, you do not indicate that you have installed the measuring device as required by the condition of approval of your permit.

We cannot accept your proof unless you have installed the measuring device of a type approved by this Department. Therefore, we are herewith returning your proof affidavit.

We are enclosing a list of the types of measuring devices approved by this office. If you have any questions, please feel free to contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:JC
Enc: Proof affidavit
List of measuring devices

27 700~

May 14, 1969

Re: Permit No. 2767006

Mr. Terrel R. Tovey
Route 3, Box 63
Blackfoot, Idaho 83221

Dear Mr. Tovey:

We enclose a copy of your approved application for permit 27-7006
in which we direct your attention to the limitations and conditions as given
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Copy of application
Receipt No. 2825 for \$20.00
2 informational letters

27-7006

NOTICE OF APPLICATION
FOR WATER

Notice is hereby given that
Herrel R. Tovey, Route #3, Box
3, Blackfoot, Idaho, has on
March 20, 1969, applied for per-
mit under application No. 27-7006
to divert .90 cubic feet per second
of water from a ground water
source. Water will be diverted by
a well, pump, sprinklers within
the NE1/4 NW1/4, sec. 18, T. 3
S, R. 35 E, B.M., Bingham Coun-
ty, and is to be used from April
1 to October 15 for irrigation in
the N1/2 NW1/4, sec. 18, T. 3 S,
R. 35 E, B.M.

WATER

sprinklers within

Any protest against this ap-
plication must be filed with the
Department of Reclamation with-
in ten days from the last date of
publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
Pub.: April 10 and 17
(1071)

must be filed with the

27-7006

April 4, 1969

Re: Application NO. 27-7006 - Terrel R. Tovey
Application No. 27-7007 - J. Blaine Shoemaker

Blackfoot News
P. O. Box 70
Blackfoot, Idaho 83221

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 date. If you cannot publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, 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 same has been paid.

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: legal notice (2)

27-7006

NOTICE OF APPLICATION FOR WATER

Terrel R. Tovey, Route #3, Box 63, Blackfoot,

Notice is hereby given that _____
Idaho _____ March 20, 1969

_____ has on _____
27-7006 _____
applied for permit under application No. _____ to divert store
.90 _____ a ground
water source _____ cubic feet per second acre-feet of water from _____
a well,
pump, sprinklers _____. Water will be diverted by _____
sec. 18, T. 9 S, R. 35 E, B.M., Bingham County _____ within the _____

_____ April 1 to October 15 for
irrigation _____ and is to be used from _____
N₂NW₄, sec. 18, T. 9 S, R. 35 E, B.M.
in the _____

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Blackfoot News, Blackfoot, Idaho

Published in the _____
April 10 _____ April 17, 1969
on _____ and _____.

27-7006