

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 45-07286

Priority: March 22, 1977

Maximum Diversion Rate: 0.27 CFS
Maximum Diversion Volume: 40.8 AF

This is to certify, that WALLACE L BAKER
RT 1 BOX 1523
BURLEY ID 83318

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 21, 1977; and has submitted Proof of Beneficial Use on August 28, 1987. An examination indicates that the works have a diversion capacity of .530 cfs of water from a **GROUNDWATER** 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>
DOMESTIC	01/01 to 12/31	0.27 CFS	40.8 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSW), Sec. 29, Township 10S, Range 24E
CASSIA County

PLACE OF USE: DOMESTIC
TWN RGE SEC

10S 24E 29 Lot 4(SWSW)
32 NNW

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. Domestic use is for 34 homes.
6. Two points of diversion are located within SWSW, S29, T10S, R24E.

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 8TH day of OCTOBER, 1992.

Acting for R. Keith Higginson, Director

RECORDED

For Office Use Only
Fee Received _____
Date _____
Receipt # _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

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

SEP 2 1982

Department of Water Resources

RECEIVED

Wallace L. Baker (Name) Box #1 - 200 Terrace Dr. - Burley, Ida. (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 Water of the State of Idaho No. 45-7286.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before Sept 1st, 1982.

That he has heretofore performed the following work described under said permit: Drilled one six inch & one 8 in well to approx depth of 225 ft - Installed one 2 hp & one 15 hp pumps - Diverted water to 34 lots of a possible 80 approx - Water is now in use on 8 lots - 5 lots are sold but no building done on them. I am bldg a home on one lot which will probably be in use in 1982 (This must be filled out! If no work has been completed put none.) Costing \$ 34,148³⁵

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Recession - cost of borrowed money.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to (5 yrs) Sept 1st, 1987.
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.

Wallace L. Baker

(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

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 the statement of beneficial use is extended to September 1, 1987.

IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to March 22, 1977, pursuant to Idaho Code, Sec. 42-218a.

Signed this 15th day of September, 19 82.

J. Glen Sayton
Chief, Operations Bureau

RECEIVED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 45-7286

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows:

"The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 1st day of June 1981.

MICROFILMED

Glen Saxton

GLEN SAXTON
Chief, Operations Bureau

Identification No. _____

Application No. 45-7286

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

678-9042 OFFICE

1. Name of applicant Wallace L. Baker Phone: 654-7871 HOME
post office address Rte. #1, Box 166A, Burley, Idaho 83318

2. Source of water supply Groundwater which is a tributary of _____

3. a. Location of point of diversion is Lot 4(2 points) $\frac{1}{4}$ of Section 29 Township 10S
Range 24E., B.M. Cassia County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount 1.00 cfs for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 1.00 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. two wells with pumps delivering to
a pressurized delivery system

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 6 & 8 inches; proposed depth of well is 250 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 \$ 35,000.00.

8. Description of proposed uses:

NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 32

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

Lot 4

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 29 Township 10S
Range 24E., 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 60.

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

RECORDED

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	
10S	24E.	29											X Lt. 4						
		32					X												

Total number of acres to be irrigated _____

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

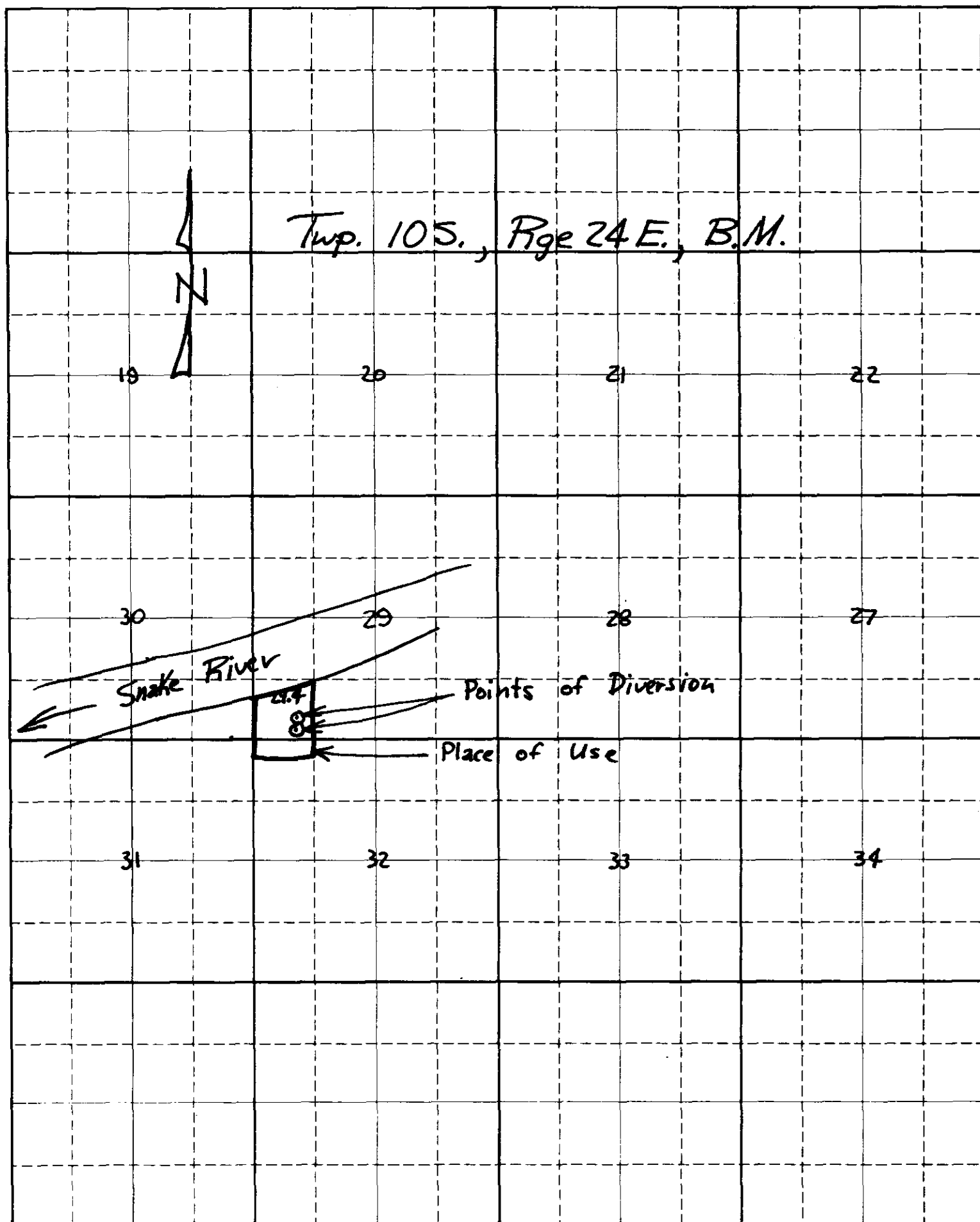
9. a. Who owns the property at the point of diversion Applicant

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks Application for domestic water for subdivision.

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



Scale: 2 inches equal 1 mile

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

Wallace L. Baker
(Applicant)

Proposed Priority 3/21/77

Received by ADM Date 3-21-77 Time 12:00
Preliminary check by _____ Fee \$ 25.00 Rec'd. # 2291
Receipted by AB Date 3/21/77
Publication prepared by AB Date 3/23/77
Published in South Id. Press
Publication dates 3/29 & 4/5/77
Publication approved AB Date 4/8/77
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by mls jc

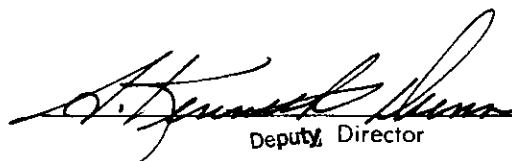
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7286, 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 September 1, 19 82.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

Witness my hand this 16 day of September 19 77.


Deputy Director

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Brenda Eagle....., being first

duly sworn, deposes and says that she is the

.....bookkeeper..... of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for two
consecutive weeks, commencing with the issue
dated March 29..... 19.....77, and ending
with the issue dated April 5....., 1977

.....*Brenda Eagle*.....

Subscribed and sworn to before me

this 6th..... April
.....day of

1977

.....*Notary Public*..... Notary Public

Cost of Publication

Notary Fee

Total Cost \$9.80

Notary Public Residing at Burley, Idaho
My Commission Expires Oct. 10, 1980

RECEIVED

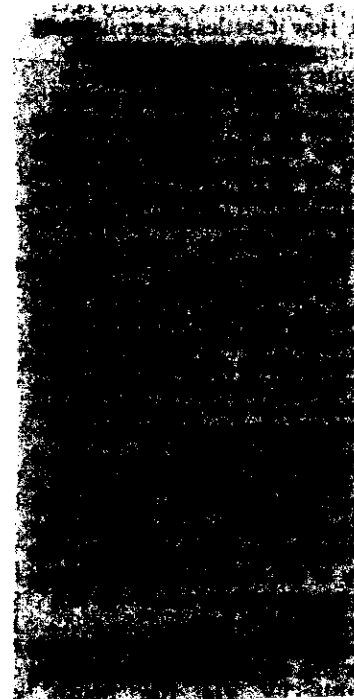
APR 7 1977

Department of Water Resources
Southern District Office

ok/

SB

4/8/77



RECEIVED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia.)
) ss.
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consecutive weeks, commencing with the issue
dated 19....., and ending
with the issue dated 19.....

.....

Subscribed and sworn to before me

this day of

19.....
..... Notary Public

Cost of Publication

Notary Fee

Total Cost

77-132

**NOTICE OF APPLICATION
FOR WATER PERMIT**

NOTICE IS HEREBY GIVEN THAT
Wallace L. Baker, Rt. 1, Burley, Idaho
83318 has on March 21, 1977 sub-
mitted Application No. 45-7286 for a
permit to appropriate 1.00 cubic feet
per second of water from groundwater
by means of two wells with pumps
delivering to a pressurized delivery
system within the Lot 4(2 points), Sec.
29, Twp. 10S, Rge. 24E., B.M., Cassia
County, to be used from Jan. 1 to Dec.
31 for domestic purposes within the Lot
4, Sec. 29, NW 1/4 NW 1/4, Sec. 32, Twp.
10S, Rge. 24 E., B.M.

If issued, this permit will be subject
to all prior water rights. Protests again-
st the granting of the permit must be
filled with the Idaho Department of
Water Resources, 1041 Blue Lakes
Blvd., North, Twin Falls, Idaho 83301
on or before April 15, 1977.

R. Keith Higginson
Director

Published in the South Idaho Press on
March 29, and April 5, 1977.



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

October 13, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

WALLACE L BAKER
RT 1 BOX 1523
BURLEY ID 83318

RE: WATER RIGHT NO. 45-07286

Dear Water Right Holder(s):

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

This system has been developed to supply thirty-four (34) homes including the stubbed-in lots. The stubbed-in lots are recognized as if homes were completed.

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

Sincerely,

A handwritten signature in cursive script that reads "Pamela Skaggs".

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MEMORANDUM

TO: FILE 45-07286

FROM: PAM SKAGGS *PS*

RE: DRAFT LICENSE

DATE: 25-SEP-1992

=====

This right is currently being prepared for licensing and a draft copy of the proposed license was mailed to the permit holder. Mr. Baker called today to discuss deletion of NWNW, Sec 32 from the place of use description.

Review of the field exam shows conflicting maps have been provided. Mr. Baker agrees with the number of homes and the subdivision lots included by the field examiner. He does point out that the subdivision map provided with the exam clearly shows the section corner and the line between Sec 29 and Sec 32. Three lots (#22, 23, & 24) are partially or fully in Sec 32. Mr. Baker states that the southerly boundary for these lots is Spring Creek.

Since the examiner did identify these lots, but inadvertantly didn't include them in the legal description or USGS map, I will recommend that NWNW, Sec 32 be included on the license.

September 17, 1992

WALLACE L BAKER
RT 1
200 TERRACE DR
BURLEY ID 83318

RE: WATER RIGHT NO. 45-07286

Dear Water Right Holder(s):

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

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

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

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

USE TYPEWRITER OR
BALL POINT PEN

Department of Water Resources

JUN 9 1977

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

Department of Water Resources

1. WELL OWNER Wallace Baker

Name Wallace Baker

Address Burley Idaho

Owner's permit No. _____

7. WATER LEVEL

Static water level 70 feet below land surface

Flowing? ☐ Yes ☒ No G.P.M. flow _____

Temperature _____ ° F. Quality _____

Artesian closed in pressure _____ p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement

☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☐ Pump ☒ Bailor ☐ Other

Discharge G.P.M. _____ Draw Down _____ Hours Pumped _____

60

None

1

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type) _____

☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 6 inches Total depth 227 feet

Casing schedule: ☐ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>220</u> inches	<u>6</u> inches	<u>1</u> feet	<u>220</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☒ Yes ☐ No

How perforated? ☐ Factory ☒ Knife ☐ Torch

Size of perforation 4 inches by 1 inches

Number	From	To
<u>10</u> perforations	<u>215</u> feet	<u>220</u> feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____ Model No. _____

Type _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 55 Material used in seal ☐ Cement grout

☒ Pudding clay ☐ Well cuttings

Sealing procedure used ☐ Shurry oil ☐ Temporary surface casing

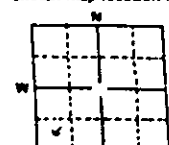
☐ Overbars to seal depth

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water Yes. No
	From	To		
8	0	10	surface	X
8	10	25	Dark grey sand	X
8	25	45	sand & clay	X
8	45	55	sand	X
8	55	80	Black sand & lava	X
8	80	145	yellow clay	X
8	145	170	"	X
6	170	208	sand & clay	X
6	208	225	sand & gravel	X
6	225	227	blue clay	X

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Cassia

SW 1/4 Sec 22 T. 10 N. R. 24 E. 1/4

10. Work started 4-23-77 finished 5-11-77

11. DRILLER'S CERTIFICATION

Firm Name R.O. DENTON-SON Firm No. 83

Address Box 364 PAUL Idaho Date 5-14-77

Signed by (Firm Official) R.O. Denton

and (Operator) Robin Williams

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE COPY TO THE DEPARTMENT

USE TYPEWRITER OR
BALL POINT PEN

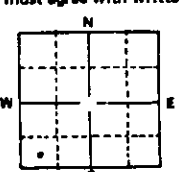
State of Idaho
Department of Reclamation

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

RECEIVED

NOV 4 1969

1. WELL OWNER #DWCH (FE.) Name <u>WALLACE L. BAKER</u> Address <u>RT 3 Box 4</u> <u>BURLEY, IDAHO 83318</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>96</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature _____ ° F. Quality _____ Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																									
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	<u>85</u>	<u>130</u>	<u>BROWN, SANDY CLAY</u>																																																																																								
	<u>130</u>	<u>141</u>	<u>TAN CLAY</u>																																																																																								
	<u>141</u>	<u>180</u>	<u>TAN CLAY, SANDY</u>																																																																																								
	<u>180</u>	<u>193</u>	<u>GREY, SANDY CLAY</u>																																																																																								
	<u>193</u>	<u>202</u>	<u>GREY CLAY + GRAVEL</u>																																																																																								
	<u>202</u>	<u>210</u>	<u>GRAVELY SAND</u>	☒																																																																																							
	<u>210</u>	<u>217</u>	<u>GREY, SANDY CLAY</u>																																																																																								
4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other																																																																																											
5. WELL CONSTRUCTION Diameter of hole <u>8</u> inches Total depth <u>217</u> feet Casing schedule: ☐ Steel ☐ Concrete Thickness _____ Diameter _____ From _____ To _____ <u>2.50</u> inches <u>8.50</u> inches <u>0</u> feet <u>217</u> feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☒ Knife ☐ Torch Size of perforation <u>1/4</u> inches by <u>2</u> inches Number _____ From _____ To _____ <u>19</u> perforations <u>204</u> feet <u>210</u> feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal? ☒ Yes ☐ No To what depth _____ feet Material used in seal ☐ Cement grout ☒ Puddling clay																																																																																											
6. LOCATION OF WELL Sketch map location must agree with written location.  County <u>CASSIA</u> <u>SW 4 SW 4 Sec 29 T. 105 N/S. R. 34 E/W</u>		10. Work started <u>10/1/69</u> finished <u>10/7/69</u>																																																																																									
		11. DRILLER'S CERTIFICATION This well was drilled under my supervision and this report is true to the best of my knowledge. <u>BOLEY, HENRY, WHEEL</u> <u>86</u> Driller's or Firm's Name Number <u>MURTAUGH, IDAHO 83344</u> Address <u>BOLEY, W200R</u> <u>10/8/69</u> Signed By Date																																																																																									

USE ADDITIONAL SHEETS IF NECESSARY

OCT 26 1969

Department of Water Resources

Permit No. 45-7286

Phone No. 654-7871

EXAM. DATE: 6/15/88

Phone No. _____

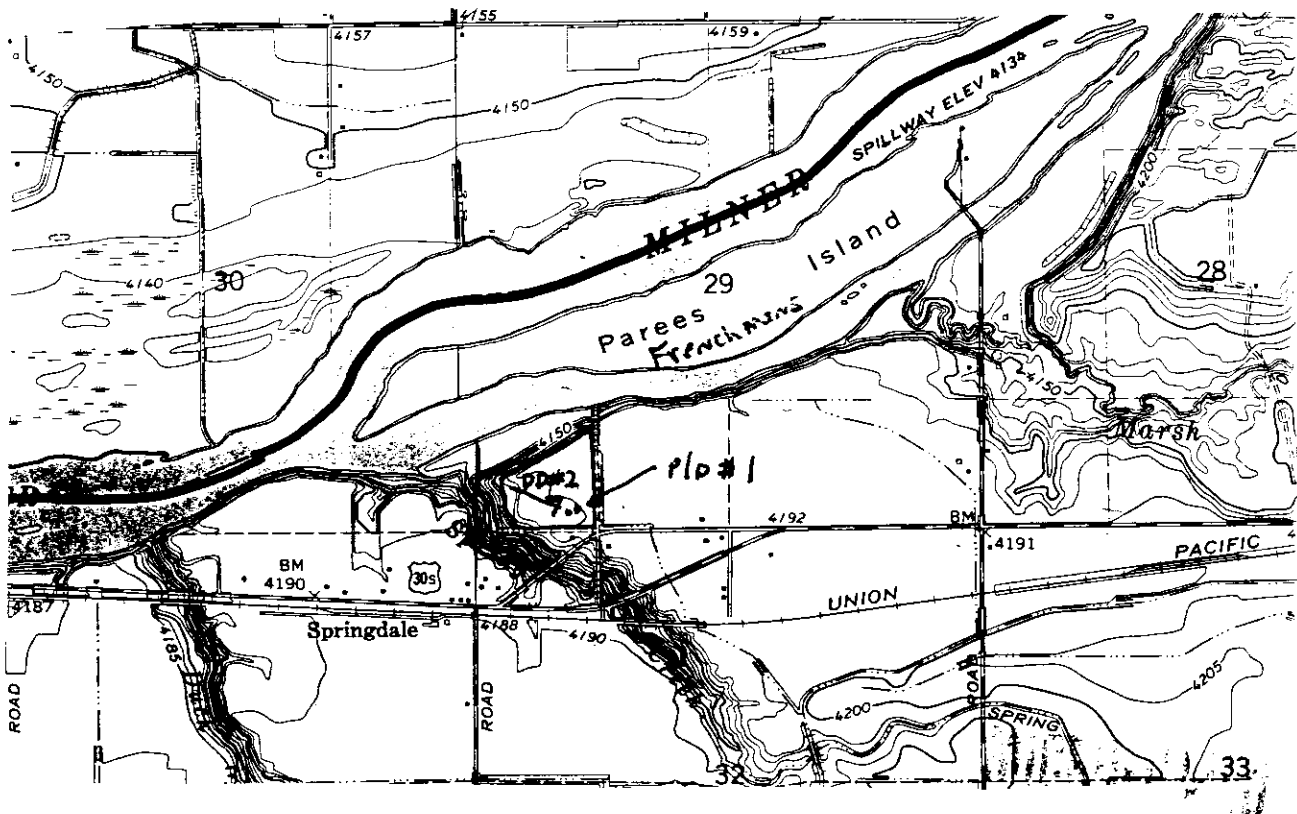
3. Source: Groundwater tributary to N/A

1. Other water rights with same place of use: _____

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

☐ Copies Attached☐ Copies of Field Exam's Attached

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



OCT 26 1992

☐ 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.)

System Description (continued)

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

Two wells with 6 pressure tanks supply water to subdivision for domestic use. Presently 14 homes are connected with stub lines to an additional 20 lots. The entire subdivision has not been developed to its design of 57 lots. A 4" main line runs along Terrace drive and supplies water & stub-outs to lots. Water is used to irrigate lawns also. ~~Most lots are less than~~ Lawn size irrigated $\approx .25$ acre/lot

☐ 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
#2 well 8" dia		15		Berkely	Submersible
#1 well 6" dia		2		Berkely	Submersible

*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
#1	4	SE	SW	SW	29	10S	24E	Cassia	Quad.
#2	4	SE	SW	SW	29	10S	24E	Cassia	Quad.

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	
10S	24E	29											X						
10S	24E	29											Lot 14						9
													9						
													X Domestic use for Subdivision						
																			9

Do not use this space

OCT 26 1992

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:

No measurement could be taken, since usage varies throughout the day.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

~~$Q = 8.8 \times 1.70$~~ $Q = \frac{8.8 \times 1.80 \times 17 \text{ HP}}{(2.31 \times 30) + 85 \text{ ft}} = 0.78 \text{ cfs}$

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

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$9 \times 4.0 =$ _____

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

$V = \text{Smaller of } V_{IR} \text{ and } V_{DP} =$ 36 AFA

OCT 26 1992

2. Volume Calculations for Other Uses:

Domestic .6 AFA House $\times 34 = 20.4 \text{ AFA}$

H. REMARKS AND OVERLAP REVIEW ANALYSIS

From Attached graph $Q = 0.27 \text{ cfs}$ for 34 Houses served.
Since Pump can supply this, I suggest Lic for 0.27 cfs .

Water is used to irrigate Lawns. This use was not filed for on
this permit. Suggest Amending to Add irrigation for 9 Ac.
 $0.03 \text{ cfs/ac} \times 9 \text{ ac} = 0.27 \text{ cfs}$

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	7/1	12/31	0.27	20.4
Irrigation	Mar 15	Nov 15	0.27	36
Totals:			0.54	56 AFA

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

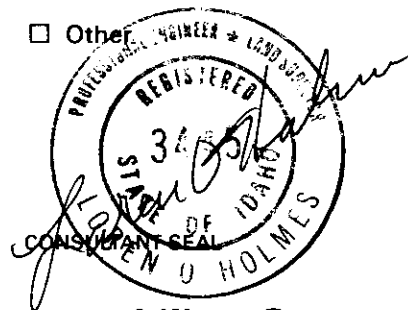
☐ Change P.U. as reflected above

☒ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name Carl Reeb
Signature Carl Reeb
Certification Date 4/10/91
Field Report Preparation Date 6/27/88



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

MICROFILM

OCT 26 1992

45-7286



6" Well : #1 Looking North



8" well #2: Looking North

45-7286-1
45-7286-2
45-7286-3
45-7286-4
45-7286-5
45-7286-6
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45-7286



6" well #1 Looking North



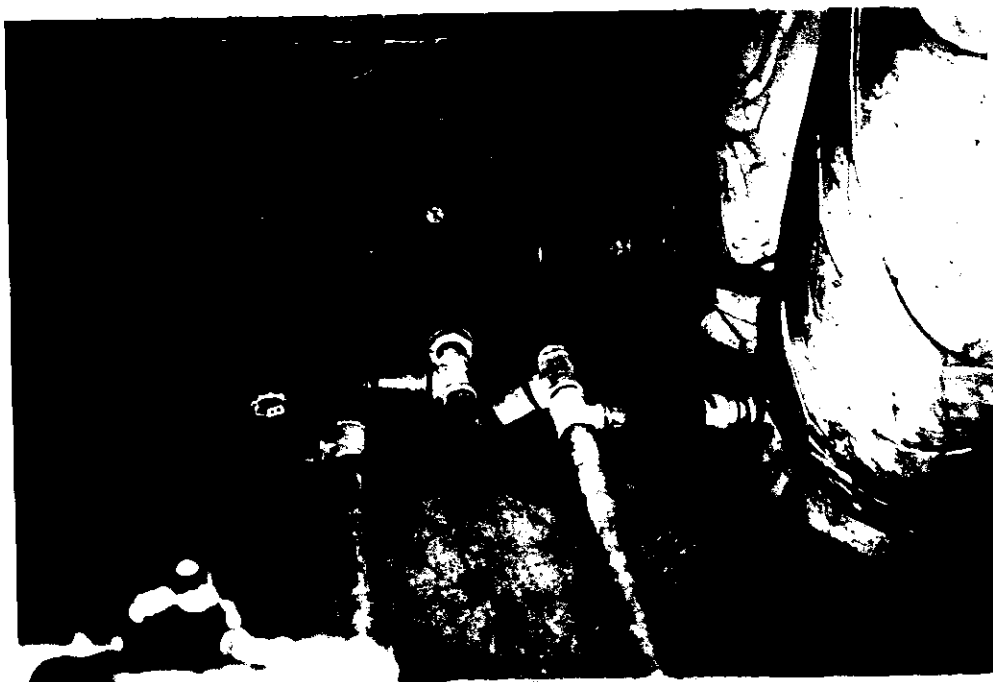
8" well #2 Looking North

45-7286



well building

↗ manhole



Piping inside building. 6 Pressure tanks

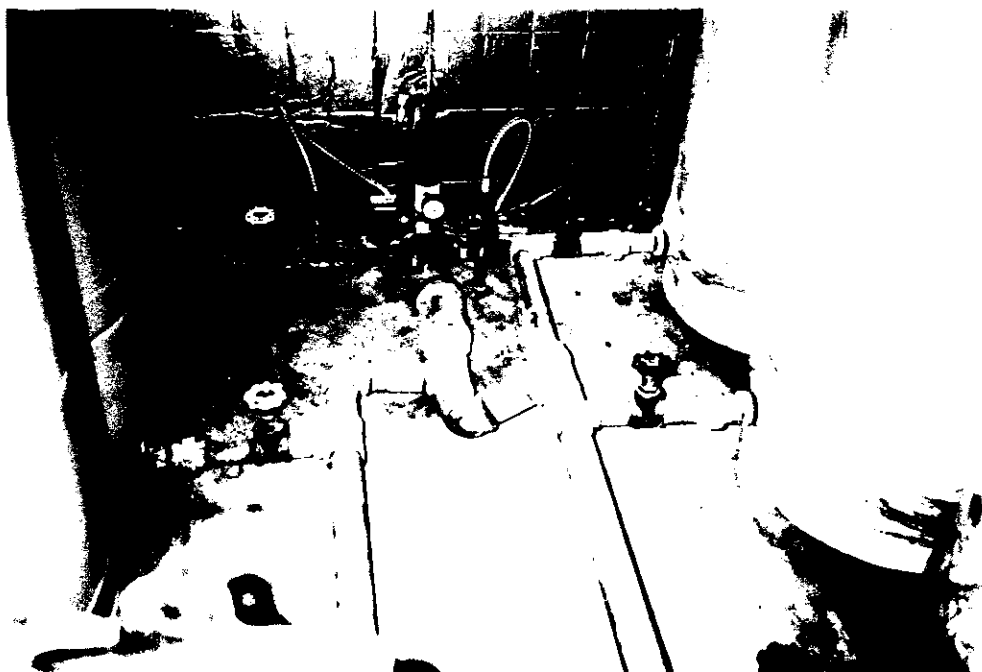
RECEIVED
OCT 26 1932

45-7286



well building

↑ manhole



Piping inside building, & pressure tanks

signatures)

SNAKE RIVER

PART OF
 105, R200
 BLOCK 3

ne or House

OCT 26 1968

See Dist. Cov. No. Stub line 119

See Kent. Co. p. 60.

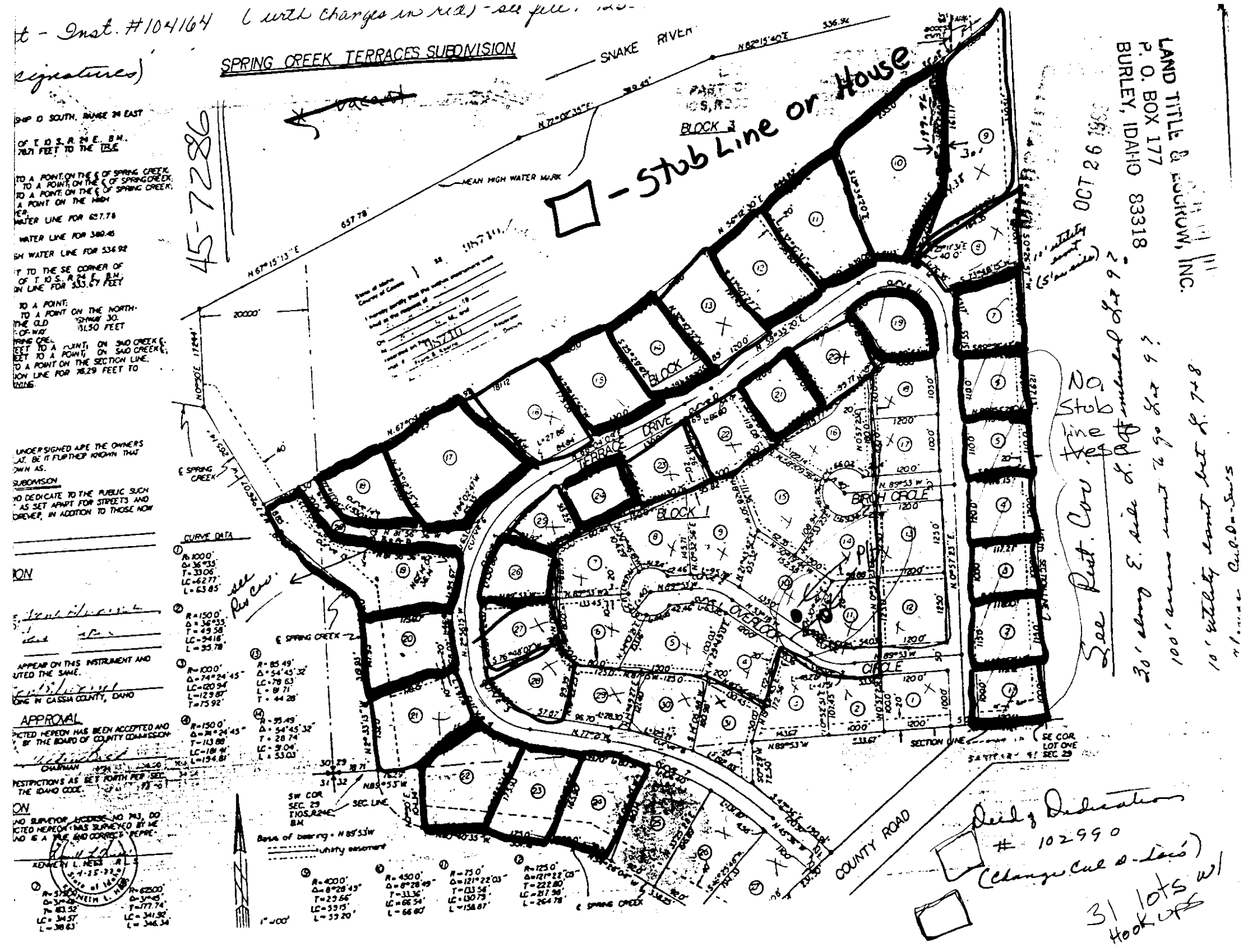
30' along E. side of V
100' across front to go Lat 9?

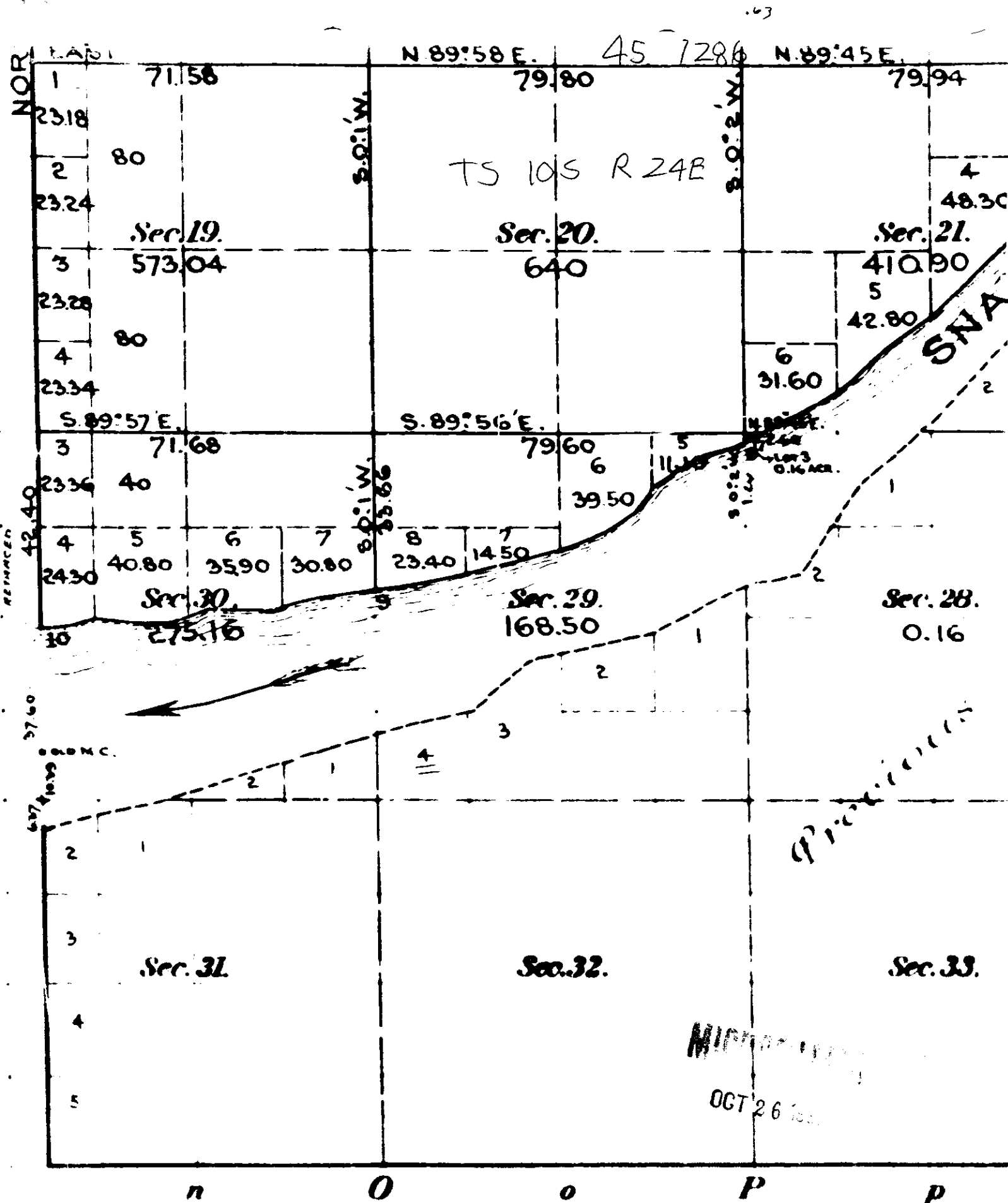
10' utility don't bet L. 7+8.

Chelodactylus

Deed of Dedication
102990
Change Cul d. Soc
LC

31 lots w/
Hook up





Form 217
03/86

RECEIVED

AUG 28 1987

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received \$100.00
Date 8/28/87
Receipt # 44516
Receipt by [signature]
Reviewed by [signature]
Sent to region 477 87

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 45-7286

Name(s) of Permit Holder: Wallace L. Baker

Post Office Address: Rt #1 - 200 Terrace Drive, Burley, Idaho - 83318

Telephone No. (208) 654-2757

Source of Water: One 6" & One 16" well - Depth of each approx 225 ft.

Extent of Use:

Domestic 14 (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark 3 other stubouts - One to the

recreation area. One to supplement sanitary sewer lagoons. One for well house, lot & bldg.

Total rate and/or volume for which proof is submitted 1.0 cfs _____ acre-feet

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

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

Fee enclosed \$ 100.00
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☒ Yes ☐ No was required by you - then cancelled - could be installed
Installed? ☐ Yes ☐ No upon short notice. I have the 4" they ft. manhole is installed.

Person to contact to accompany the Department representative during the field examination:

Wallace L. Baker (Name) (208) 654-2757 (Telephone Number)

Rt #1 - 200 Terrace Drive, Burley, Idaho 83318 (Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

FILED

OCT 09 1987

Aug 31 - 1987
Date

Wallace L. Baker
Signature of Permit Holder (and title, if appropriate)

see phone con. -
Mr. Baker
will send in
his proof & fee
of \$100.00____
if you have any
questions on his
proof he would
like to be informed
ASAP OCT 09 1987 kw
8/26/87

Skay

4:18

45-7286

Wallis Baker

654-2757

Please call me before
you call this man

To

Date

Time

WHILE YOU WERE OUT

of

Phone

Telephoned

Please call

Called to see you

Will call again

Wants to see you

Returned your call

Message

has several questions
concerning your letter

RECEIVED
OCT 04 1981

45-7286

(attached)

Operator



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

August 21, 1987

RE: Permit No. 45-7286

Wallace L. Baker
Rt. 1, 200 Terrace Dr.
Burley, ID 83318

Dear Mr. Baker:

Enclosed is your check No. 319, 92-155/1241 for \$15.00. We are returning the filing fee and the Request for Extension of Time form because the Idaho law only allows one extension of time to be approved for the reasons given on your request.

Based upon the information you provided, it appears that you should submit the enclosed statement of beneficial use. Please do this before September 1, 1987 in order to prevent losing priority on your permit.

If you have any questions, please let us know.

Sincerely,

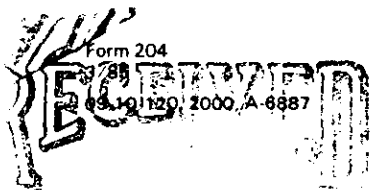
JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures

MICROFILMED

OCT 09 1987



Form 204

83-101120, 2000, A-6887

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only

\$15 FEE Received _____

Date _____

Receipt # _____

AUG 20 1987

REQUEST FOR EXTENSION OF TIME

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

Department of Water Resources

Wallace L. Baker
(Name)Box #1 - 26 Terrace Dr. Burley, Ida. 83318
(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 Water of the
State of Idaho No. 45-7286.That under the terms and conditions of said permit, work thereunder was required to be completed on or before
Sept 1st, 1982.That he has heretofore performed the following work described under said permit: Since the 5 yr
(This must be filled out! If no work has been completed put none.)
extension dated 1st Sept 1982 4 lots were sold & 5 homes built. Water was delivered to these
homes. No lots without homes use water.
No additional construction done during this extension

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Simply can't sell lots fast enough in this depressed economy.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations

under said permit to (5 years) Sept 1st, 1992
(1 yr. minimum,
5 yrs. maximum)Wallace L. Baker
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

FEE: \$15.00

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be

FILED

OCT 09 1987

Signed this _____ day of _____, 19____

18 August 1987
R.F.D. # 1 200 Terrace Dr.
Burley, Idaho 83318

RECEIVED
AUG 20 1987

Department of Water Resources

State of Idaho
Department of Water Resources
State Office,
450 W. State Street,
Boise, Idaho 83720

Dear Sir:

I would be pleased to send you a map of Spring Creek Terraces Sub-division marked showing which lots are sold; which lots have homes on them; etc. Then keep it updated as you desire. Only lots with homes on them use water. All lots sold or for sale, also, are served with centralized sewer, underground primary electric lines, and a 40' oiled road with storm sewer.

All installations met or excelled the requirements of involved Federal, State, and Local agencies.

Each of these lots are served with available stubbed-in hookups for water, sewer, and electricity.

We have reduced the selling price of each unsold lot 30% from the appraised value and yet they are selling very slowly.

Part of the original planned lots are only mapped out, including the designations of water lines, sewer elevations, and manholes, electric lines, roads, and storm sewer. This ground is being farmed and not yet divided into lots.

We desire to co-operate but we feel there may be a lack of understanding of the status quo of this project. If the submitted information is inadequate please let us know what is needed.

Sincerely,

Wallace L. Baker

Wallace L. Baker

MICROFILMED

OCT 09 1987

138702
CERTIFIED MAIL
June 30, 1987

BAKER, WALLACE L.
200 TERRACE DRIVE
RT. 1
BURLEY, ID 83318

PROOF DUE NOTICE

RE: Permit No. 45-7286

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1987. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this Department on or before the above described proof due date, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

OCT 09 1987



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

September 24, 1985

Wallace L. Baker
Route #1 - 200 Terrace Dr.
Burley, ID 83318

Re: Permit No. 45-7286 (Wallace L. Baker)

Dear Mr. Baker:

I have received and reviewed your letter dated September 18, 1985, which was submitted in response to my September 1, 1985 letter. Our letter intended to provide you with some information only. The letter did not require you to do anything.

The information we wanted to convey to you is as follows:

1. On July 1, 1985, an amended statute identified as 42-203D became effective. It essentially says that permits for which development was not complete by July 1, 1985 will be reviewed by the Department.
2. If by chance, a project was completed by July 1, 1985, the permit holder should submit the proof of beneficial use, even though it might not be due yet under the terms of the permit, in order that the Department would know that the permit is not subject to the review requirements of Sec. 42-203D, Idaho Code.

In your particular case, proof of beneficial use is not due until September 1, 1987. If you have any questions, please feel free to contact this office.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Is

cc: Southern Region

MICROFILMED

OCT 09 1987

18 September 1985
R.F.D. #1 200 Terrace Drive
Burley, Idaho 83318

L. Glen Saxton
State of Idaho
Department of Water Resources
State Office,
450 W. State Street
Boise Idaho 83720

457286

Dear Mr. Saxton:

This is in answer to your letter of September 1, 1985. We are the holders of a water permit for the Spring Creek Terraces Inc. Sub-division and it is not finalized. (The unsold ground is owned by Excellence Inc.)

Your department requested that a tee no smaller than 1½ inch be installed in the main supply line for the purpose of monitoring by your Department the amount of water used.

I have installed a large 4 foot diameter pipe astride the main 4 inch water main and I have a 1½ inch saddle tee ready to install on said water main. I'll do that.

Because of adverse building conditions inflicted by the economy there are only approximately 20% of the possible lots using water, therefore, this will need to be considered.

This is the status quo of things as they are. We will try to cooperate as you advise us what needs to be done.

Sincerely,

Wallace L. Baker

Wallace L. Baker

MICROFILMED

OCT 09 1987

Wallace Baker
R.F.D. # 1 200 Terrace Dr.
Burley, Idaho 83318



L. Glen Saxton
Chief, Operations Bureau
State of Idaho Department of Water Resources
State Office
450 W. State Street
Boise, Idaho 83720

RECORDED

OCT 09 1987



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

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT. (2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MICROFILMED

OCT 09 1987

September 21, 1982

Wallace L. Baker
Rt. #1 - 200 Terrace Drive
Burley, ID 83318

Dear Mr. Baker:

Re: Permit No. 45-7286

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use is extended to September 1, 1987.

Please note that the permit has been reinstated with an advance in priority since the extension of time request was submitted after the proof due date.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enc: Ext. of Time
Receipt

RECEIVED



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

EXTENSION OF TIME

September 2, 1982

Wallace L. or Lois W. Baker
Rt. 1 200 Terrace Dr.
Burley, ID 83318

PERMIT NO. 45-7286

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 24662.

Roberta Garrett
Records Supervisor

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

BAKER, WALLACE L.
RT. 1 BOX 166A
BURLEY, ID 83318

~~138247~~
138247

JUNE 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 45-7286 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY 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 POST CARD 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 WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED

29 March 1982
R.F.D.#
Burley, Idaho 83318

45-7286

Department of Water Resources
92 South Cole Road
Boise, Idaho 83705

Dear Sirs:

In answer to your letter of February 24, 1982 and after inquiry at the Twin Falls office where I obtained an application blank to request a time extension (form 204) I need to know which items you desire the cost of.

✓ We are unable to find our copy of the permits and certainly would appreciate it if you would send us a copy for our records.

We have both wells in use but due to the economy the subdivision is slow filling in. Therefore, we are unable to determine the amount of water needed unless there is a way to prorate the need by the number of homes using water now.

✓ You mention the need of a measuring device but until the demand is determined is this required?

✓ The wells are on each side of the 4" P.V.C. line serving the subdivision. By using a "1½" saddle tee" could the Access Port/Hot Tap" principal in figure 2 be used for the measuring device? The working pressure is less than 70 PSI.

✓ This pipe is approximately 4' underground. What size of a concrete box with an insulated lid would be adequate for the person using the meter? Of course, the bottom of the box would be below the water pipe.

If you can inform us of what we need to do under these circumstances we well certainly appreciate it.

Sincerely,

Wallace L. Baker
Wallace L. Baker

MICROFILMED

RECEIVED
MARCH 30 1982

Department of Water Resources
Twin Falls Regional Office



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

February 24, 1982

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the regional office nearest to you.

Sincerely,

DAVID R. TUTHILL JR., P. E.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

NORTHERN REGION OFFICE
Route #5, Box 203, Government Way
Coeur d'Alene, Idaho 83814
Telephone 667-6484

EASTERN REGION OFFICE
150 Shoup Avenue
Idaho Falls, Idaho 83401
Telephone 525-7161

SOUTHERN REGION OFFICE
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301
Telephone 734-3578

WESTERN REGION OFFICE
92 South Cole Road
Boise, Idaho 83709
Telephone 334-2190

MICROFILMED

September 19, 1977

Re: Permit No. 45-7286

Wallace L. Baker
Route #1, Box 166A
Burley, ID 83318

Dear Mr. Baker:

Enclosed is a copy of your approved Application for Permit No. 45-7286 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to either install and maintain a measuring device at your point of diversion or to provide the Department a certified measurement of the systems diversion capacity prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF/cah

Enclosure

MICROFILMED

NIELSON & BEDKE
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 249
1734 OVERLAND AVENUE
BURLEY, IDAHO 83318

NORMAN H. NIELSON
HERMAN E. BEDKE

AREA CODE 208
TELEPHONE 678-5574

July 18, 1977

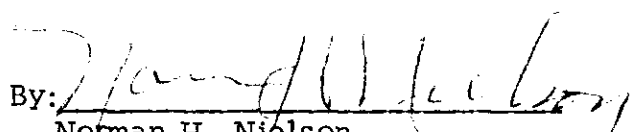
Mr. Michael L. Steele
Southern Region Supervisor
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Dear Mr. Steele:

Would you please release the protest against Wallace Baker
which is your # 45-7286 filed by the Burley Irrigation District as the
Burley Irrigation District desires to withdraw their protest.

Very truly yours,

NIELSON & BEDKE

By: 

Norman H. Nielson

NHN:dk

WATER RIGHT NO. 45-07286

Priority: March 22, 1977

Maximum Diversion Rate: 0.27 CFS
Maximum Diversion Volume: 40.8 AF

This is to certify, that WALLACE L BAKER

RT 1

200 TERRACE DR

BURLEY ID 83318

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 21, 1977; and has submitted Proof of Beneficial Use on August 28, 1987. An examination indicates that the works have a diversion capacity of .530 cfs of water from a **GROUNDWATER** 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>
DOMESTIC	01/01 to 12/31	0.27 CFS	40.8 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSW), Sec. 29, Township 10S, Range 24E
CASSIA County

PLACE OF USE: DOMESTIC

TWN RGE SEC

10S 24E 29 Lot 4(SWSW)

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. Domestic use is for 34 homes.
6. Two points of diversion are located within SWSW, S29, T10S, R24E.

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 _____ day of _____, 19____.

R. Keith Higginson, Director

NOTICE OF PROTEST

COMES NOW, the Burley Irrigation District a municipal sub-division of the State of Idaho and hereby protests application # 457286 for permit to appropriate one (1) cubic foot per second of water from ground water on the grounds and for the reasons that the ground water which is to be appropriated is water which would return into the Snake River and the Burley Irrigation District would get an interest in return flow from the Federal Government for the water returned into the Snake River.

Would you please lodge this protest in the said application.

DATED this 14 day of April, 1977.

Burley Irrigation District

By: Norman H. Nielson

Norman H. Nielson

Attorney for Burley Irrigation District

NIELSON & BEDKE
ATTORNEYS AT LAW
P. O. Box 249
BURLEY, IDAHO 83318
TELEPHONE: (208) 678-5574

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES SOUTHERN DISTRICT

Cecil D. Andrus
Governor

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

R. Keith Higginson
Director

April 16, 1977

Mr. Norman H. Nielson
Attorney for Burley Irrigation District
P.O. Box 249
Burley, Idaho 83313

RE: Application For Permit #45-7286-Wallace L. Baker

Dear Mr. Nielson:

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):

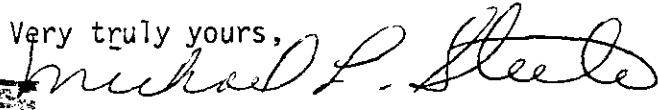
1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete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


Michael L. Steele
Southern Region Supervisor

MLS:sb

cc: Boise office

APR 20 1977
COUNTY CLERK
IDAHO

NOTICE OF PROTEST

COMES NOW, the Burley Irrigation District a municipal sub-division of the State of Idaho and hereby protests application # 457286 for permit to appropriate one (1) cubic foot per second of water from ground water on the grounds and for the reasons that the ground water which is to be appropriated is water which would return into the Snake River and the Burley Irrigation District would get an interest in return flow from the Federal Government for the water returned into the Snake River.

Would you please lodge this protest in the said application.

DATED this 14 day of April, 1977.

Burley Irrigation District

By: Norman H. Nielson

Norman H. Nielson

Attorney for Burley Irrigation District

NIELSON & BEDKE
ATTORNEYS AT LAW
P. O. Box 249
BURLEY, IDAHO 83318
TELEPHONE: (208) 678-5574

RECEIVED
APR 20 1977

NIELSON & BEDKE
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 249
1734 OVERLAND AVENUE
BURLEY, IDAHO 83318

NORMAN H. NIELSON
HERMAN B. BEDKE

AREA CODE 208
TELEPHONE 676-5574

April 14, 1977

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

APR 15 1977
IDAHO DEPARTMENT OF WATER RESOURCES

Gentlemen:

Would you please lodge the enclosed protest against
application # 45-7286. - *Wallace Baker*

Very truly yours,

NIELSON & BEDKE

By: *Norman H. Nielson*

Norman H. Nielson

NHN:dk



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(203) 734-3573

April 16, 1977

Mr. Wallace L. Baker
Rte. #1, Box 166A
Burley, Idaho 83318

RE: Application For Permit #45-7286

Dear Mr. Baker:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 45-7286. 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,

Michael L. Steele
Southern Region Supervisor

MLS:sb

enc.

bc: Boise office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Wallace L. Baker

Rte. 1, Burley, Idaho 83318

has on 3/21/77 submitted Application No. 45-7286

for a permit to appropriate 1.00 cubic feet per second ~~from the surface water~~

of water from groundwater

by means of two wells with pumps delivering to a pressurized delivery system

within the Lot 4(2 points), Sec. 29, Twp. 10S, Rge. 24E., B.M., Cassia County

to be used from Jan. 1 to Dec. 31

for domestic purposes

within the Lot 4, Sec. 29; NW¹4, Sec. 32, Twp. 10S, Rge. 24 E., 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 Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before 4/15/77.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press

on 3/29 and 4/5/77

RECEIVED
APR 11 1977
TWIN FALLS, IDAHO

March 23, 1977

South Idaho Press
Box 190
Burley, Idaho 83318

RE: Application For Water Permit

--Wallace L. Baker

Gentlemen:

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

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

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

Sincerely,

Michael L. Steele
Southern Region Supervisor

MLS:sb

Enclosure

Bill submitted: _____