

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 45-7200 Priority November 19, 1974 Amount .33 cfs

THIS IS TO CERTIFY, that JOHN L. OSTERHOUT  
of Rupert, Idaho, has complied with the terms and conditions of Permit  
No. 45-7200 issued pursuant to Application for Permit dated November 19, 1974,  
and has submitted proof to the Department of Water Resources on August 31, 1977,  
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 .33 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use | Period of Use                                                                       | Rate of Diversion | Annual Volume |
|----------------|-------------------------------------------------------------------------------------|-------------------|---------------|
| Irrigation     | from <u>April 1</u> to <u>November 1</u> at <u>.33 cfs</u> and <u>116 acre feet</u> |                   |               |
|                | from _____ at _____ cfs and _____                                                   |                   |               |
|                | from _____ at _____ cfs and _____                                                   |                   |               |

(both dates inclusive)

Subject, however, to the condition that no more than .33 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  
116 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 20, Twp. 9S,  
Rge. 25E, B.M. in the County of Cassia

Description and location of place of use:

| Twp. | Range | Section |   |   |   |   |   |   |   |   |    |    |    |    |    |    |    | Totals |
|------|-------|---------|---|---|---|---|---|---|---|---|----|----|----|----|----|----|----|--------|
|      |       | 1       | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 |        |
| 9S   | 25E   | 20      |   |   |   |   |   |   |   |   |    |    |    |    |    |    |    | 29     |
|      |       |         |   |   |   |   |   |   |   |   |    |    |    |    |    |    |    |        |
|      |       |         |   |   |   |   |   |   |   |   |    |    |    |    |    |    |    |        |
|      |       |         |   |   |   |   |   |   |   |   |    |    |    |    |    |    |    |        |
|      |       |         |   |   |   |   |   |   |   |   |    |    |    |    |    |    |    |        |
|      |       |         |   |   |   |   |   |   |   |   |    |    |    |    |    |    |    |        |
|      |       |         |   |   |   |   |   |   |   |   |    |    |    |    |    |    |    |        |
|      |       |         |   |   |   |   |   |   |   |   |    |    |    |    |    |    |    |        |
|      |       |         |   |   |   |   |   |   |   |   |    |    |    |    |    |    |    |        |

Total number of acres irrigated 29

This right when combined with right 45-7136 shall provide no more than a total  
diversion of .33 cfs.

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 \_\_\_\_\_ day of  
March, 19 81.

Director

MICROFILMED

Identification No. \_\_\_\_\_

Application No. 45-7200

**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)

1. Name of applicant John L. Osterhout Phone: \_\_\_\_\_  
post office address Route #1, Rupert, Idaho
2. Source of water supply groundwater which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is (two points)  
SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 20 Township 9S  
Range 25E 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 .58 cfs for irrigation purpose from April 1 to Nov. 1 (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. .58 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, sprinkler 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 8 inches; proposed depth of well is 70 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 3 years.  
b. Estimated construction cost is \$ \_\_\_\_\_.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_  
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 \_\_\_\_\_  
\_\_\_\_\_  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water \_\_\_\_\_.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**MICROFILMED**

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 |        |
| 9S   | 25E   | 20   |       |       |       |       |       |       |       |       |       |       | 19    |       |       |       | 10    |       | 29     |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |

Total number of acres to be irrigated 29

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

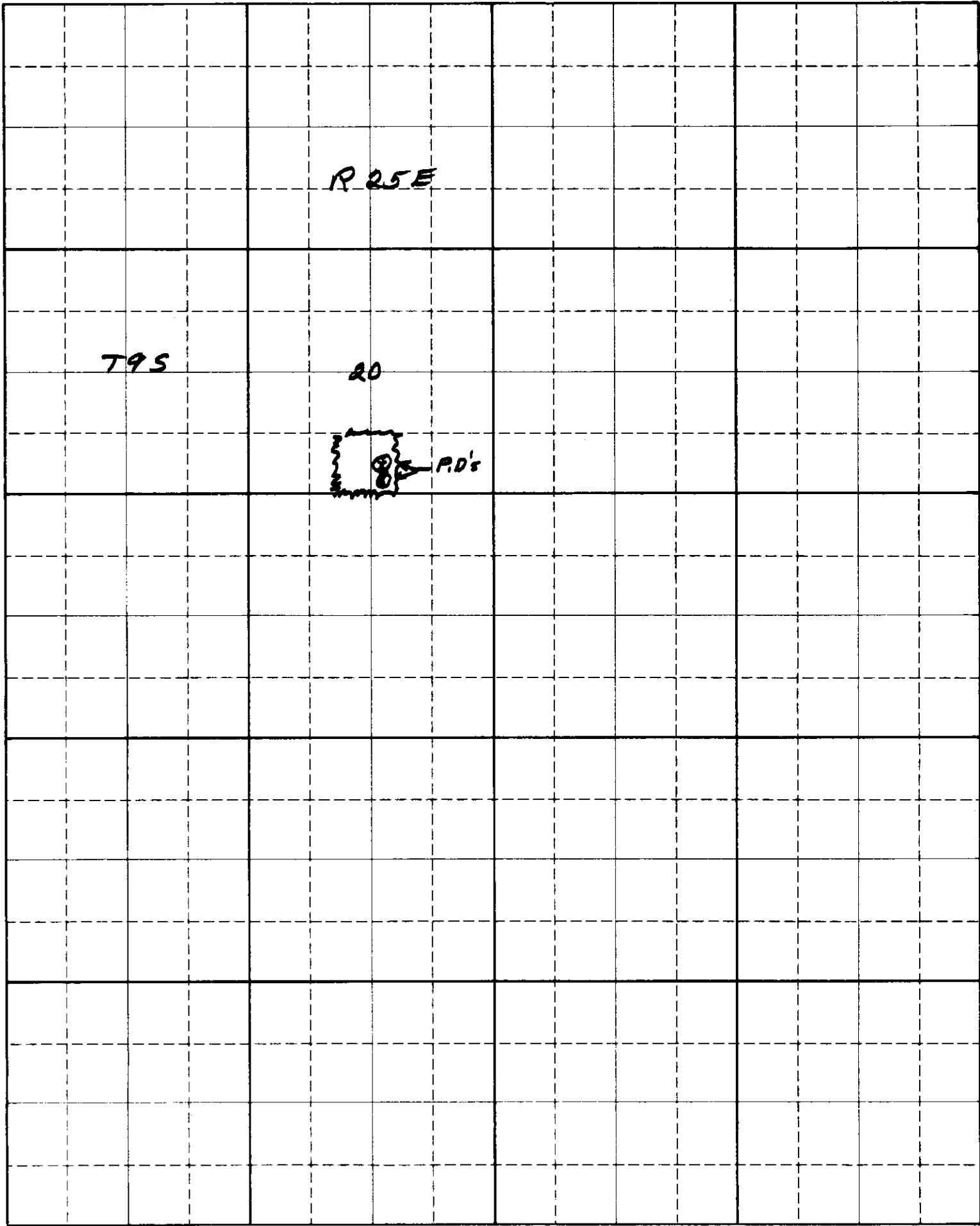
9. a. Who owns the property at the point of diversion Applicant

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 \_\_\_\_\_

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.

*John L. Ostrick*  
(Applicant)

Proposed Priority 11-19-1974

Received by KDY Date 11-19-74 Time 2:30 PM  
Preliminary check by RWH Fee \$ 25.00 # 14655  
Receipted by CC Date 11-19-74  
RWH Publication prepared by cc Date 11-21-74  
Published in South Idaho Press  
Publication dates 11-26 & 12-3-74  
Publication approved CC Date 12-6-74  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by EDF

#### 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. 45-7200, 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 February 1, 19 78.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 9 day of January 19 75.

P. Karl Hjort  
Director

RECEIVED

DEC 6 1974

Department of Water Resources  
Southern District Office

**SOUTH IDAHO PRESS  
BURLEY, IDAHO**

**AFFIDAVIT OF PUBLICATION**

County of Cassia, )  
STATE OF IDAHO ) ss.

Zelma Peterson being first  
duly sworn, deposes and says that she is the  
bookkeeper of the South Idaho  
Press, a daily newspaper published at Bur-  
ley, Idaho, in the county aforesaid and that  
the paper is of general circulation therein.  
Deponent further states that the printed no-  
tice attached hereto was duly published  
according to law in the regular editions of

The South Idaho Press for ..... 2 .....  
consecutive weeks, commencing with the issue  
dated November 26 1974, and ending  
with the issue dated December 3, 1974.

Zelma Peterson  
Subscribed and sworn to before me  
this 5th day of December  
1974.

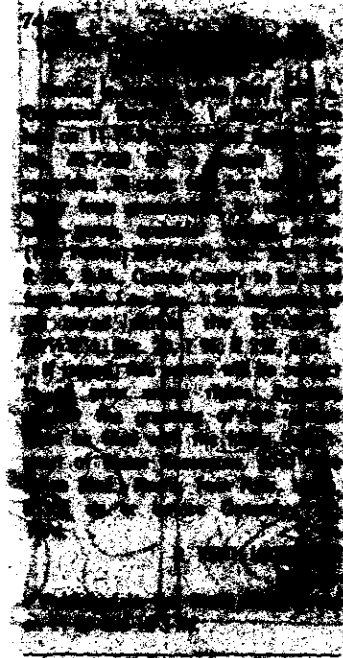
Edith Rantall Notary Public

Cost of Publication 9.45

Notary Fee .....

Total Cost .....

My commission expires October 23, 1975



**MICROFILMED**

**SOUTH IDAHO PRESS**

**BURLEY, IDAHO**

**AFFIDAVIT OF PUBLICATION**

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

Belma Hixson, being first

duly sworn, deposes and says that he is the  
print keeper 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 2  
consecutive weeks, commencing with the issue  
dated November 26, 1974 and ending  
with the issue dated December 3, 1974

Belma Hixson

Subscribed and sworn to before me  
this 5<sup>th</sup> day of December  
1974

Edith Rustalt Notary Public

Cost of Publication 9.45

Notary Fee

Total Cost

My commission expires October 23, 1975

74-345

**NOTICE OF APPLICATION FOR  
WATER PERMIT**

Notice is hereby given that John L. Osterhout, Route No. 1, Rupert, Idaho has on 11-19-74 submitted Application No. 45-7200 for a permit to appropriate .58 cubic feet per second of water from groundwater by means of well, pump, sprinkler system within (Two Points) SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 20, T 9S, R 25E, B.M., Cassia County to be used from April 1 to Nov. 1 for irrigation of 29 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 20, T 9S, R 25E, 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 December 12, 1974.

R. KEITH HIGGINSON  
Director

Published in the South Idaho Press  
on 11-26 and 12-3-74.



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

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

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

March 20, 1981

John L. Osterhout  
Rt. 1  
Rupert, Idaho 83350

Dear Mr. Osterhout,

RE: License No. 45-7200

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:mr  
Enclosure

**MICROFILMED**



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

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

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

February 25, 1981

John L. Osterhout  
Rt. 1  
Rupert, ID 83350

Dear Mr. Osterhout,

A representative of this Department has made an examination of the works covered by your Permit No. 45-7200, and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: .33 cfs Source: groundwater

The maximum quantity diverted shall not exceed 116 acre feet per year.

Point(s) of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 20, Twp. 9S, Rge. 25E, B.M.

Beneficial use: Irrigation of 29 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 20,  
Twp. 9S, Rge. 25E.

Priority date established: November 19, 1974

Conditions (if any): This right when combined with right 45-7136 shall provide no  
more of a total diversion of .33 cfs.

*than*

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

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

**MICROFILMED**

RECEIVED  
Name of person  
Post office address  
1977

Post office address \_\_\_\_\_ Rt. 1, Rupert, ID 83350 Phone \_\_\_\_\_

Person to contact \_\_\_\_\_ Phone \_\_\_\_\_

**3. Water will be used for the following purposes:**

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

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

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

Permit No. 45-7200  
Examination for b/u

Max Rate of Diversion 0.58 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

(2 pts.)

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, \_\_\_\_\_

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, \_\_\_\_\_

Description of diverting works: 10 hp sub. pump delivering to a sprinkler system. 8" dia. well,  
70' deep

6. Lands to be irrigated or place of use.

[illegible]

29

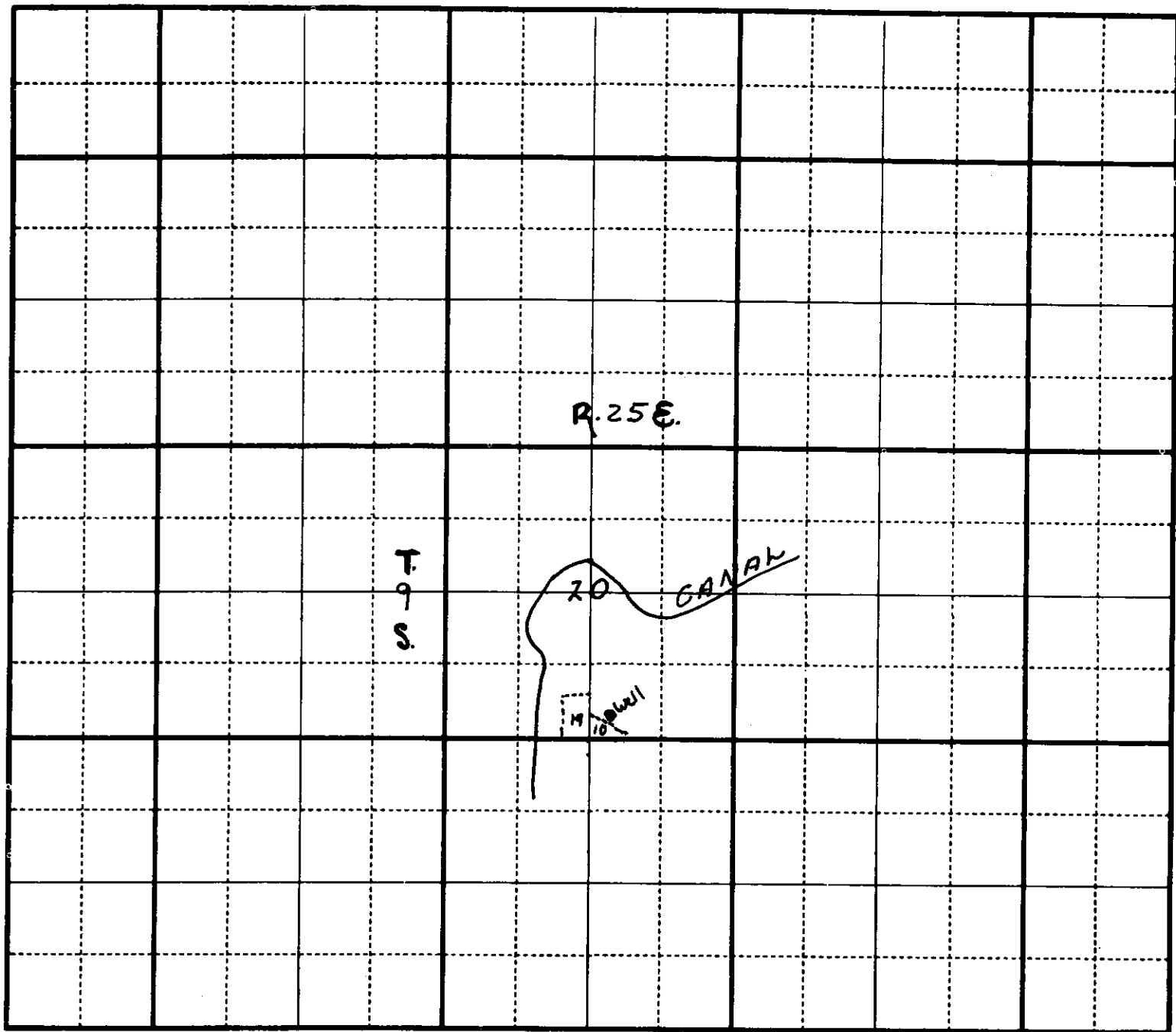
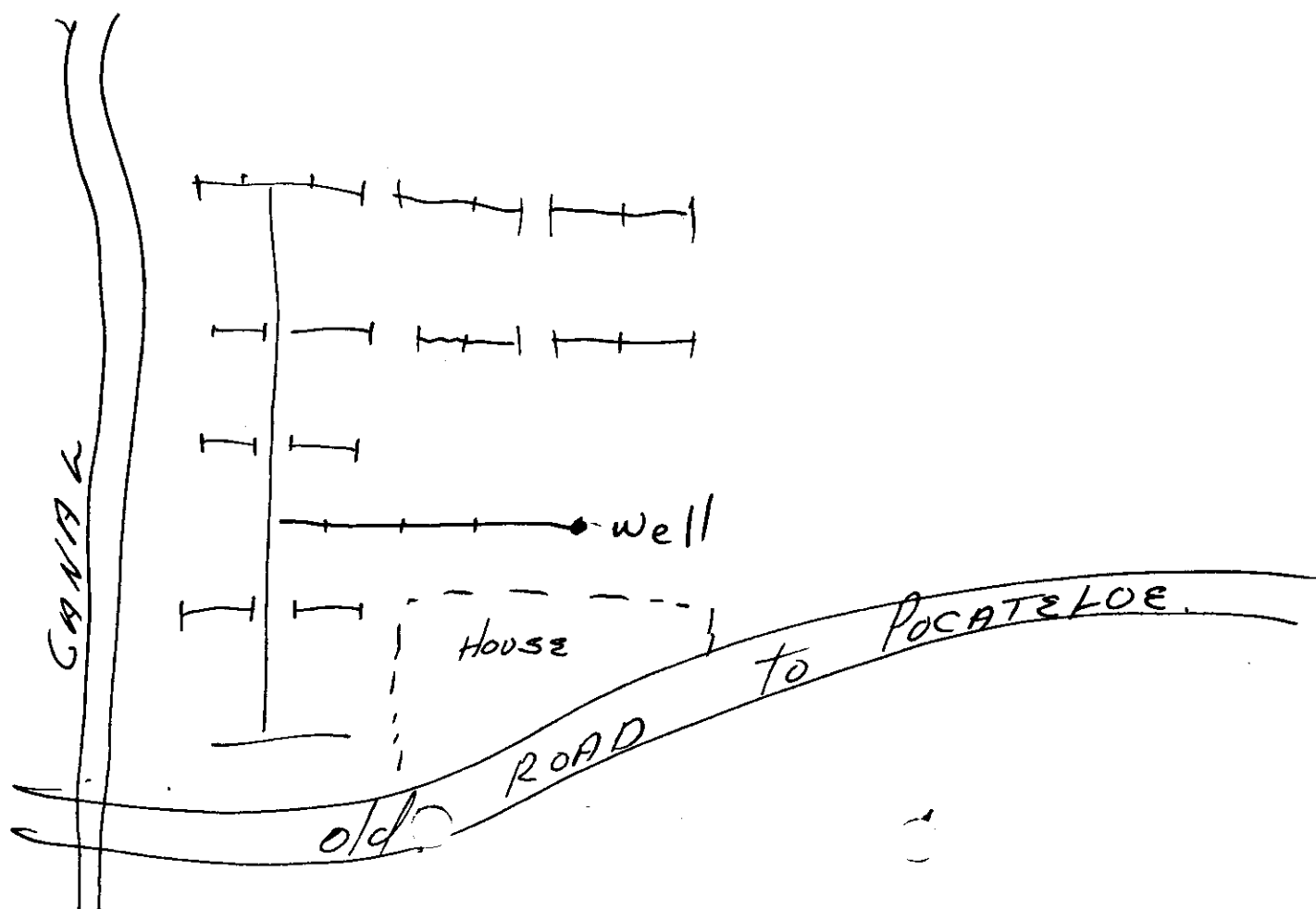


Diagram of System



DATE OF EXAM 9-6-78

ACREAGE  
Found 29 ☒  
Recommended 29 ☒

Irrigation Requirement 4.0 Ac Ft/Ac

USE  
Irrigation Q = .33 c.f.s. V = 116 AF/Ann. from April-1 to Nov-1  
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: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no ☒

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

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

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

Total Q measured .33 C.F.S. Method of measurement BADGER METER

Total Q recommended .33 C.F.S. Meter No. M0643984 Type " Condition NEW

Total V recommended 116 AC.FT./ANN

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ☒

MEASUREMENT CALCULATION:  
MEAS: .33 C.F.S. <sup>capacity</sup> (150 gal/min ÷ 448.8 gal/min/CFS.)  
VOLUME: 116 AC.FT./ANN. (IRR. Req. 4.0 AC.FT./Ac) (29 Acres)  
.33 X 1.9835 X 214 days = 140.1

SYSTEM DESCRIPTION:  
BERKLEY MOTOR 20 HP, Submersible MOTOR & Pump.  
HAND LINE Sprinklers - 33 Hd w/ 9/64 Nozzles

REMARKS:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Examiner's Signature Mary Funderburg Date 12-13-78

Checked by John D. Moritt Date 12-15-78

Approved by [Signature] Date 2/24/1981

Overlap Review  
on back →

## Overlap Review for 45-7200

License 45-7136 Same P/D

Same P/O Sec. 20 SW SE (10AC)

$\frac{.20 \text{ db}}{10 \text{ AC}} = .02 \text{ db/AC}$  can safely assume that these 10AC  
are different than the 10 identified  
in field exam for 45-7200

Limit combination of both right to  
the capacity of the system.

September 28, 1977

Re: Permit No. ~~45~~-7136 & 45-7200

Mr. John L. Osterhout  
Route 1  
Rupert, Idaho 83350

Dear Mr. Osterhout:

We acknowledge receipt of the affidavits submitted as proofs of beneficial use on the above referenced permits. We are, however, returning the affidavit submitted on Permit No. ~~45~~-7136 as it has already been licensed and therefore, the proof is not necessary.

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

If you have any questions regarding the field exam, please contact our Regional Office in Twin Falls.

Sincerely,

JANIRE RENK  
Water Rights

UNRECORDED

7

Identification No. \_\_\_\_\_  
Permit No. 45-7200

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder John L. Osterhout  
b) Post Office Address Route #1, Rupert, Idaho
2. Permit Number 45-7200
3. Date of Priority that you are prepared to establish 11/19/74
4. a) Source from which water was appropriated groundwater  
(two points)  
b) Location of the point of diversion: SW 1/4 SE 1/4, Section 20  
Township 9S., Range 2SE. Boise Meridian, Other points of diversion: \_\_\_\_\_
5. a) The amount of water and use to which the water has been applied:  
Amount 0.58 for Irrigation purposes from April 1 to Nov 1 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 0.58 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: Myself
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) 10 H.P. submersible pump delivering to 2 sprinkler system.  
The well is 8" in dia. and approx. 70' deep.  
b) Describe the type and size of measuring device which you have installed at your point of diversion: 4" Badger flow meter installed on a 4" pipe.  
c) Give well driller's name and address and the date the well was completed: This well is an old well and I do not know by who or when it was drilled.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: \_\_\_\_\_

Exam typed 9/26/77 by J



July 18, 1975

Re: Permit No. 45-7200

John L. Osterhout  
Route 1  
Rupert, Idaho 83350

Dear Mr. Osterhout:

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 process 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 also 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,

D. Darlene Reich  
Water Rights Supervisor

DDR:JFR

Enclosures

✓

January 13, 1975

Re: Permit No. 45-7200

Mr. John Osterhout  
Route 1  
Rupert, Idaho 83350

Dear Mr. Osterhout:

Enclosed is a copy of your approved Application for Permit No. 45-7200 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:jfr

Enclosures

RECEIVED  
JAN 15 1975  
WATER RIGHTS DIVISION

November 21, 1974

RE: Application For Permit 45-7200 - John L. Osterhout

South Idaho Press  
Box 190  
Burley, Idaho 83318

Gentlemen:

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

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

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

Sincerely,

Bob Haynes  
Southern District Engineer

BH:cc

Bill submitted: 12-6-74 cc

**MICROFILMED**

74-345

**NOTICE OF APPLICATION FOR  
WATER PERMIT**

Notice is hereby given that John L. Osterhout, Route No. 1, Rupert, Idaho has on 11-19-74 submitted Application No. 45-7200 for a permit to appropriate .58 cubic feet per second of water from groundwater by means of well, pump, sprinkler system within (Two Points) SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 20, T 9S, R 25E, B.M., Cassia County to be used from April 1 to Nov. 1 for irrigation of 29 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 20, T 9S, R 25E, 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 December 12, 1974.

**R. KEITH HIGGINSON**  
Director

Published in the South Idaho Press  
on 11-26 and 12-3-74.

RECEIVED  
NOV 25 1974

D. R. CC  
11-25-74

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that John L. Osterhout  
Route #1, Rupert, Idaho  
has on 11-19-74 submitted Application No. 45-7200  
for a permit to appropriate 58 cubic feet per second ~~acre foot per annum~~  
of water from groundwater  
by means of well, pump, sprinkler system  
within the ~~xxx~~ (Two Points) SWSEk, Sec. 20, T 9S, R 25E, B.M., Cassia County  
  
to be used from April 1 to Nov. 1  
for irrigation of 29 acres  
  
within the SEkSWk, SWSEk, Sec. 20, T 9S, R 25E, 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 December 12, 1974.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press  
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