

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 45-7176 Priority May 20, 1974 Amount 3.0 cfs

THIS IS TO CERTIFY, that ARLO MONTGOMERY
of Albion, Idaho, has complied with the terms and conditions of Permit
No. 45-7176 issued pursuant to Application for Permit dated May 20, 1974,
and has submitted proof to the Department of Water Resources on April 23, 1975,
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 3.22 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
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u> at <u>3.0</u> cfs and <u>402 acre feet</u>		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 3.0 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
402 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10,
Twp. 12S, Rge. 25E, B. M. in the County of Cassia

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 $\frac{1}{4}$	
<u>12S</u>	<u>25E</u>	<u>3</u>											<u>35</u>	<u>40</u>					<u>75</u>
		<u>9</u>				<u>40</u>													<u>40</u>
		<u>10</u>					<u>6</u>			<u>33</u>	<u>33</u>	<u>33</u>							<u>105</u>

Total number of acres irrigated 220

CONDITION:

The total amount of water diverted under this right when combined with
License No. 45-7153 shall not exceed 3.22 cfs nor 1099 acre feet per annum.

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 30 day of
January, 19 79.

Director

APPROVED

REGIMEN

To change the point of diversion and/or the place of use.

Department of Water Resources
Northern District Office

4. a. Who owns the property at the point of diversion? _____

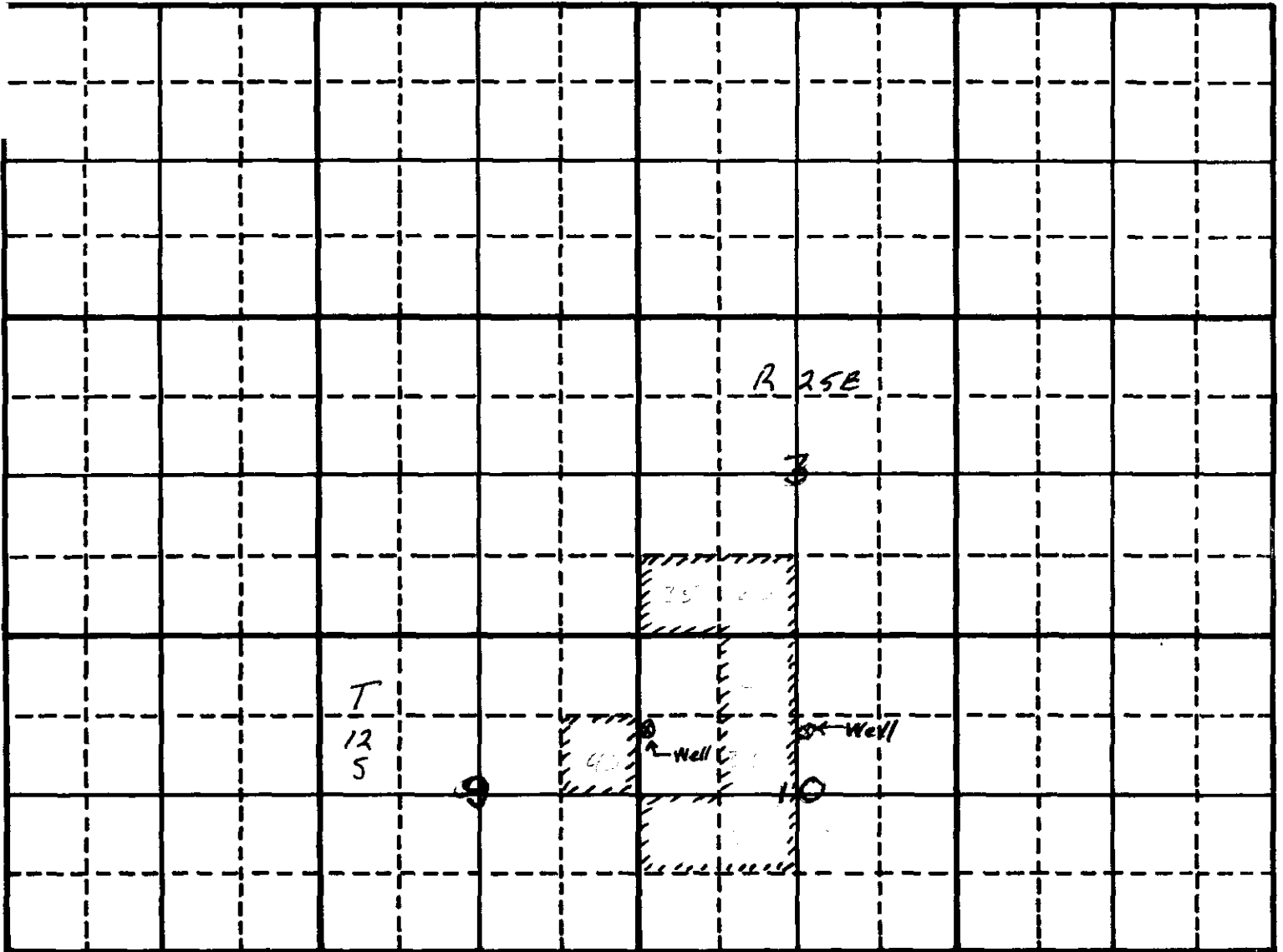
b. Who owns the land to be irrigated or the place of use? _____

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

MICROFILMED

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signed at TWIN FALLS, this 12 day of SEP, 1979.

[Signature]
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by JG. Fee = \$20.00

Received by [Signature] Date 1/2/79 # 12664

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, C. STEPHEN ALLRED, Director of the Department of Water Resources hereby

approve the above Application for Amendment for Permit No. 45-7176.

Witness my hand this 30 day of January

[Signature]
Director

Identification No. _____

Application No. 45-7176

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Arlo Montgomery
post office address Heyburn, Id.
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 10 Township 12S
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 3.0cfs for irrigation purpose from Mar. 15 to Nov. 15 (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. 3.0 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 and motor 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 20 inches; proposed depth of well is 600 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 \$ 25,000.
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: _____

45 7176

45 7176

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	25E	10		40	20		40			40	40								180
12S	25E	3												40					40

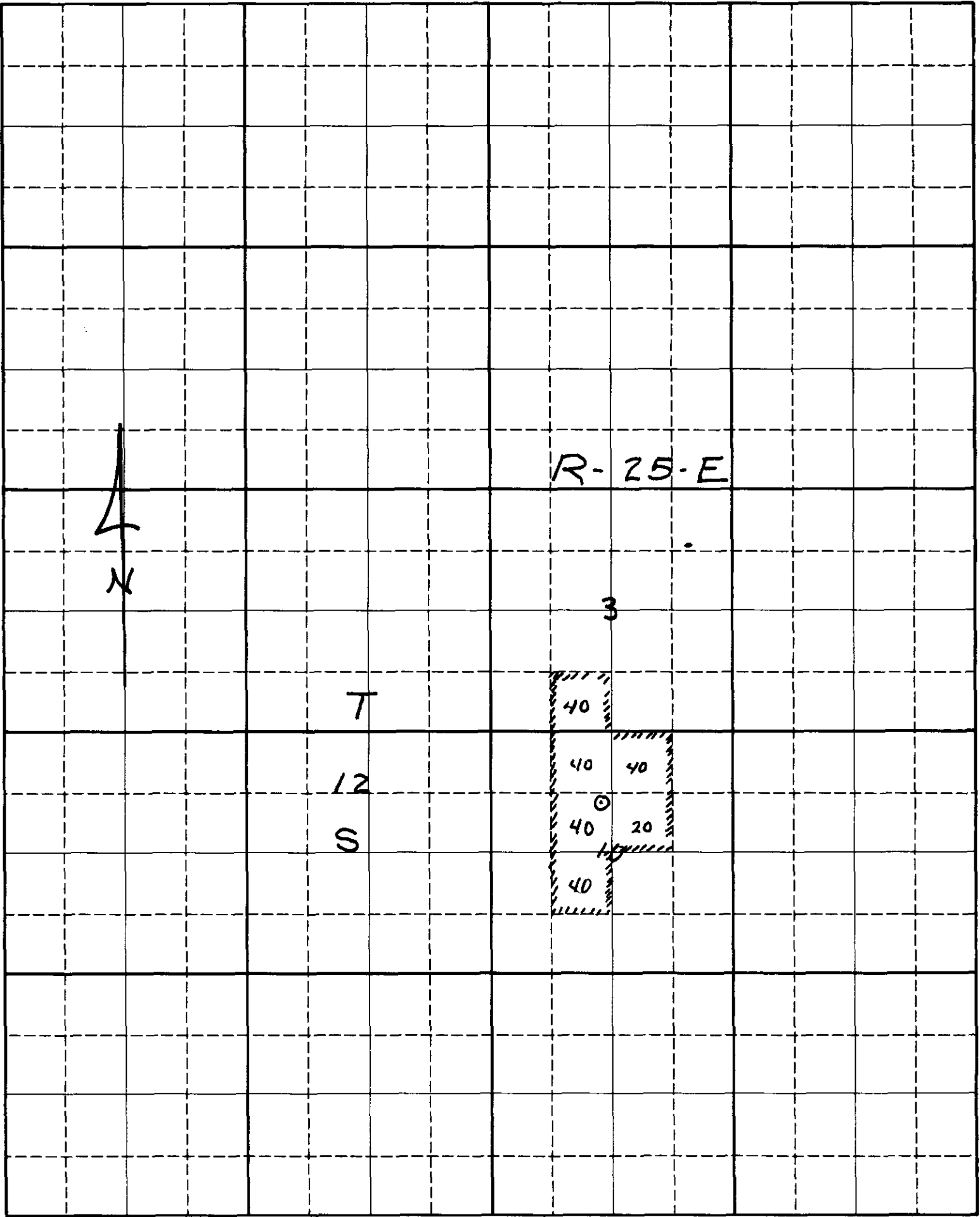
Total number of acres to be irrigated 220

c. Describe any other water rights used for the same purposes as described above. none
(See Permit No. 45-7153)

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.

Chas Montgomery
(Applicant)

45 7176

Proposed Priority 5-20-1974

Received by GLF Date 5-20-74 Time 4:30 P.M.
Preliminary check by mb Fee \$ 45.00 (13910)
Received by GLF Date 5-20-74
Publication prepared by LT Date 5-22-74
Published in South Idaho Press
Publication dates 5-28 & 6-4-74
Publication approved LT Date 6-7-74
Priority reduced to _____ Reason _____

Protests filed by: _____

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

45 7176

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7176, 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 June 1, 1979.
- 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 24 day of June 1974.

R. Karl Hjort
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>mk</u>	<u>5-22-74</u>	Application No. <u>45-7176</u> <u>Arlo Montgomery</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>KOF</u>	<u>5-22-74</u>	In form to receipt Send Copies to: ____ Idaho State Health Department ____ Idaho Fish and Game Department ____ Bureau of Land Management
(4)	_____	_____	____ Request Special Use Permit from U.S.F.S. ____ Request Easement from B.L.M. ____ Request Information from Applicant
(5)	<u>KOF</u>	<u>5-20-74</u>	In form for advertising
(6)	<u>KOF</u>	<u>6-14-74</u>	Located within Water District No. <u>45-1</u>
(7)	<u>KOF</u>	<u>6-14-74</u>	Critical groundwater area: yes _____ no ☒
(8)	<u>KOF</u>	<u>6-14-74</u>	Groundwater levels: ____ Decline (comment) _____ ☒ Stable (comment) _____ ____ Increasing (comment) _____
(9)	_____	_____	Comments: _____ _____
(10)	<u>LT</u>	<u>6-7-74</u>	Affidavit of Publication received (date) <u>6-7-74</u>
(11)	<u>KOF</u>	<u>6-14-74</u>	Final date for protests <u>6-14-74</u> Protests received: yes _____ no ☒
(12)	_____	_____	Date and Place of hearing _____ Decision reached at hearing _____ _____
(13)	<u>N.A.</u>	_____	All requested information received from agencies or applicant yes _____ no _____
(14)	<u>KOF</u>	<u>6-14-74</u>	Action recommended: ☒ Approve Priority <u>5-20-74</u> ____ Deny Reason for Reduction _____ ☒ Measuring device required ____ See attached sheet for additional conditions of approval ____ No additional conditions for approval
(15)	District <u>Southern</u>	By <u>KOF</u>	Date <u>6-14-74</u>

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

Ruth Chambers, 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 2

consecutive weeks, commencing with the issue

dated May 28 1974, and ending

with the issue dated June 4, 1974

Ruth Chambers

Subscribed and sworn to before me

this 6th day of June

1974.

Edith Rausch Notary Public

Cost of Publication 9.45

Notary Fee

Total Cost

My commission expires October 23, 1975



RECEIVED

JUN 7 1974

Department of Water Administration
45 3176 Southern District Office

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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) ss.
STATE OF IDAHO)

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Subscribed and sworn to before me

this 6th day of June

1974.

Edith Rausnitz Notary Public

Cost of Publication 9.45

Notary Fee

Total Cost

My commission expires October 23, 1975

74-175

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Arlo Montgomery, Heyburn, Id. has on 5-20-74 submitted Application No. 45-7176 for a permit to appropriate 3.0 cubic feet per second of water from groundwater by means of well, pump, motor, sprinkler system within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 10, T 12S, R 25E, B.M., Cassia Co. to be used from Mar. 15 to Nov. 15 for irrigation of 220 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T 12S, 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 Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before 6-14-74.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press on 5-28 and 6-4-74.

45 7176

January 30, 1979

Re: Permit No.'s 45-7153 & 45-7176

Arlo Montgomery
Hayburn,
Idaho 83336

Dear Mr. Montgomery:

Enclosed are copies of the water right licenses issued on the above referenced permits along with a copy of the approved application for amendment for Permit No. 45-7176.

Sincerely,

JAN GROVER
Water Rights Supervisor

Enclosures

MICROFILMED

11/78

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: J. P. Stanton

Right Number 45-7176 Applicant Arlo Montgomery

Purpose of Amendment: ☒ Change point of diversion. ☒ Add diversion point(s).

☐ Increase amount. ☐ Change place of use. ☐ Other _____

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☒ Right number(s) 45-7153
- ☐ Yes ☒ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☐ Affidavit of publication received.
- ☐ Amendment published correctly.
- ☐ Protests processed.
- ☐ Approve.
- ☐ Deny.

Conditions _____

By _____ Date _____

STATE OFFICE PROCESSING:

- ☐ Amendment correct and complete. By _____ Date _____
- ☐ Approved copy sent to applicant and to Region. By _____ Date _____

RECEIVED

January 3, 1979

Re: Permit No. 45-7176

Arlo Montgomery
Hayburn
Idaho 83336

Dear Mr. Montgomery:

On November 20, 1978, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

As of this date, we have not received this amendment.

If we do not receive this amendment within fifteen (15) days, we will assume you no longer have any interest in this permit and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

APR 11 1979

November 20, 1978

Re: Permit No. 45-7176

Arlo Montgomery
Hayburn, Idaho 83336

Dear Mr. Montgomery:

A representative of this Department made an examination of the works covered by your Permit No. 45-7176 on September 16, 1976, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 3.0 cfs Source: groundwater

The Maximum quantity diverted shall not exceed 770 acre feet per
year.

Point of diversion: SW¹/₄, SW¹/₄, Sec. 10, Twp. 12S, Rge. 25E, B. M.

Beneficial use: Irrigation of 220 acres within the S¹/₂SW¹/₄, Sec. 3; SE¹/₄NE¹/₄,
Sec. 9; E¹/₂SW¹/₄, N¹/₂SW¹/₄, Sec. 10, Twp. 12S, Rge. 25E, B. M.

Condition: The total amount of water diverted under this right when com-
bined with License No. 45-7153 shall not exceed 3.22 cfs nor
1099 acre feet per annum.

Priority date established: May 20, 1974

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:LR
Enclosure

NOV 21 1978

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

MAY 13 1975

1. Name of permit holder Arlo Montgomery

Post office address Heyburn, ID 83336

673-5331

Department of Water Resources
Phone Southern District Office

Person to contact _____

Phone _____

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

(name spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount 3.0 c.f.s. for irrigation

_____ AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 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: _____

4. Total amount to be appropriated:

Max Rate of Diversion 3.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 12S N/S, Range 25E E/W, B.M., Section 10, Subdivision SE $\frac{1}{4}$ NW $\frac{1}{4}$, Cassia

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 - 75 hp motor.

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 $\frac{1}{4}$	
12S	25E	10		40	20		40			40	40								180
		3												40					40

TOTAL ACREAGE

220

RECEIVED

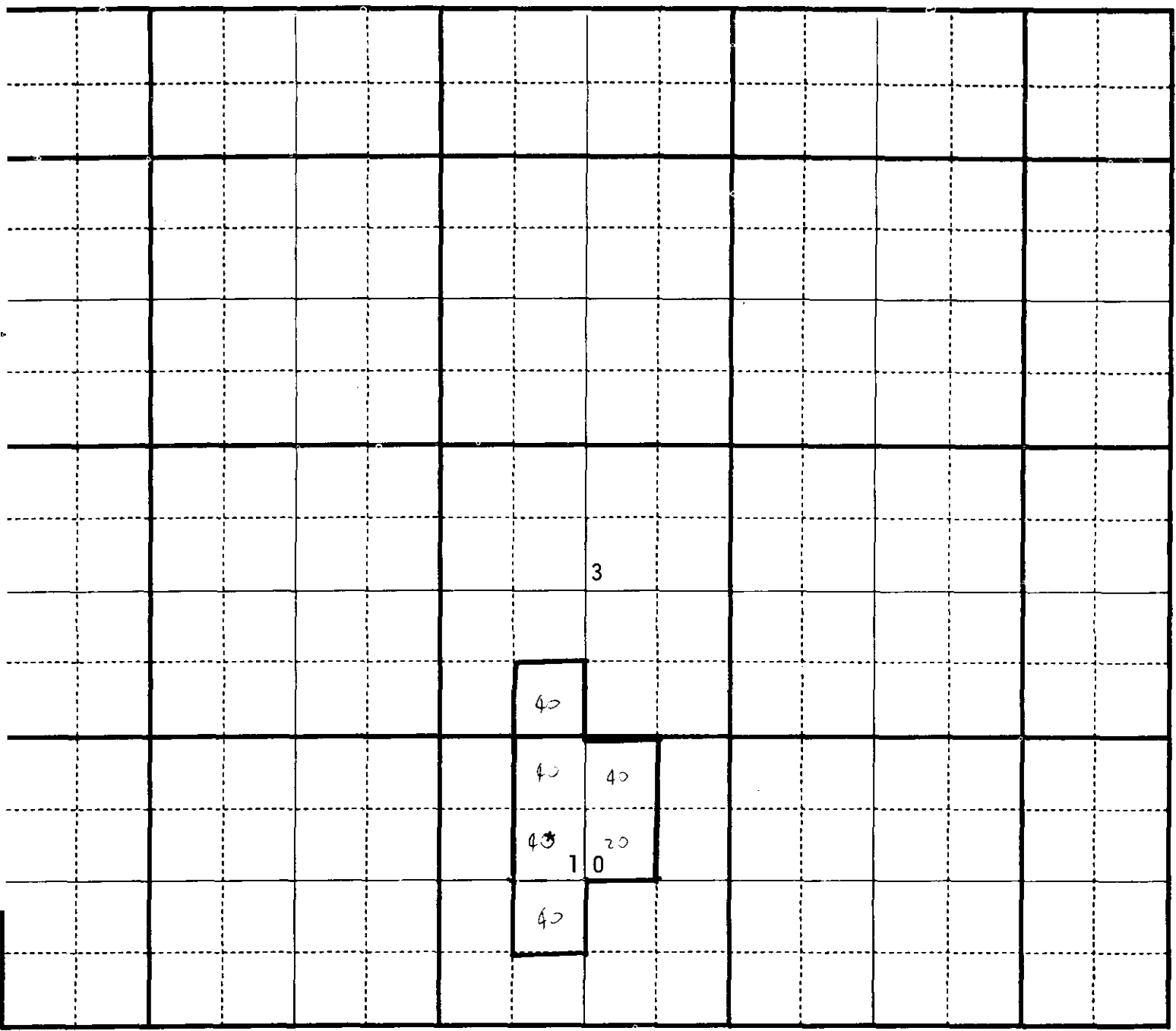
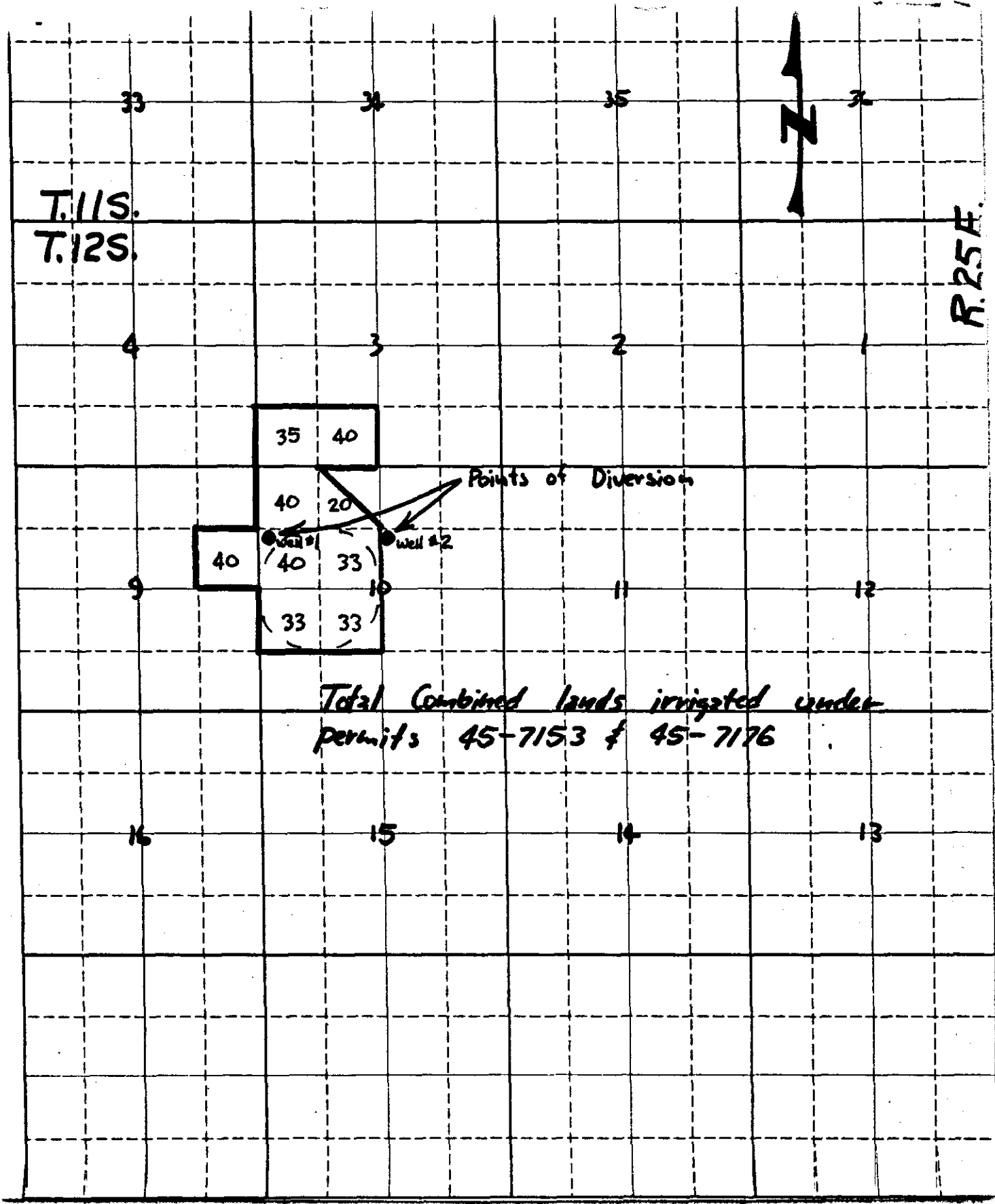


Diagram of System



Total Combined lands irrigated under
permits 45-7153 & 45-7176

DATE OF EXAM 9-16-76

ACREAGE
Found 314
Recommended 220

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 3.0 c.f.s. V = 770 AF/Ann. from Mar. 15 to Nov. 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: _____
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 3.22 cfs Method of measurement Meter

Total Q recommended 3.0 Meter No. _____ Type _____ Condition OK

Total V recommended 770 A.F./Ann.
402

Recommended Amendments:

P.D. Yes (See Attached Amendment)
Place of Use Yes " "
Other _____
None _____

MEASUREMENT CALCULATION:

(See Attached Sheet) Well #1 = 2.09 cfs.
1.13 cfs.

$$V = (3.5 \text{ A.F./Acre/Ann.}) (220 \text{ Acres}) = 770 \text{ A.F./Ann.}$$

$$- 368 = 402 \text{ A.F./yr}$$

$$= 105 \text{ ac under lic 45-7153 (3.5)}$$

SYSTEM DESCRIPTION:

Two wells are connected to portable mainline which supply water to wheel lines, handlines, and one ten tower pivot. The combined system irrigates 314 Acres. 114
1-235

REMARKS:

George & Arlo Montgomery were present during the exam.

Permits 45-7153 & 45-7176 are combined; both apply to the same points of diversion & partially cover approx the same land

Examiner's Signature Allen Merritt Date 9-17-76

Checked by David Shawby Date 9-28-76

Approved by Michael L. Steele Date 11-1-76

SYSTEM DESCRIPTION AND MEASUREMENT CALCULATIONS FOR WELLS COMMON TO PERMITS 45-7176 AND 45-7153

<u>WELL NO.</u>	<u>H.P.</u>	<u>MOTOR SERIAL</u>	<u>PUMP TYPE</u>	<u>PUMP SERIAL</u>	<u>METER TYPE</u>	<u>METER SERIAL</u>	<u>READING</u>	<u>CALCULATION</u>
1	150	CKJ313171	Verti Line	Y74-0029	Badger	M0590962	1000 gal/64 sec.	$\frac{(1000 \text{ gal})(60 \text{ sec/min})}{(64 \text{ sec})(448.8 \text{ gpm/cfs})} = 2.09 \text{ cfs}$
	75	EJJ509478	Verti Line		Badger		500 gal/59 sec	$\frac{(500 \text{ gal})(60 \text{ sec/min})}{(59 \text{ sec})(448.8 \text{ gpm/cfs})} = 1.13 \text{ cfs}$

RECEIVED
MAY 31 1968

SYSTEM DESCRIPTION AND MEASUREMENT CALCULATIONS FOR WELLS COMMON TO PERMITS 45-7176 AND 45-7153

<u>WELL NO.</u>	<u>H.P.</u>	<u>MOTOR SERIAL</u>	<u>PUMP TYPE</u>	<u>PUMP SERIAL</u>	<u>METER TYPE</u>	<u>METER SERIAL</u>	<u>READING</u>	<u>CALCULATION</u>
1	150	CKJ313171	Verti Line	V74-Q029	Badger	M0590962	1000 gal/64 sec.	$\frac{(1000 \text{ gal})(60 \text{ sec/min})}{(64 \text{ sec})(448.8 \text{ gpm/cfs})} = 2.09 \text{ cfs}$
2	75	EJJ509478	Verti Line		Badger		500 gal/59 sec	$\frac{(500 \text{ gal})(60 \text{ sec/min})}{(59 \text{ sec})(448.8 \text{ gpm/cfs})} = 1.13 \text{ cfs}$

May 12, 1975

Re: Permit No.'s 45-7090 & 45-7176

Arlo Montgomery
Hayburn,
Idaho 83336

Dear Mr. Montgomery:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits. Enclosed is an Order of Reinstatement for Permit No. 45-7090; please note that the priority has been advanced to February 26, 1972.

Before licenses can be issued, field examinations must be made by a representative of this Department. We cannot tell during which part of the irrigation season these examinations 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 systems.

If you have any questions concerning the field exams, please contact our Southern District Office in Twin Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

MICROFILMED

RECEIVED

APR 23 1975

Identification No. _____

Permit No. 45-7176

Department of Water Resources
STATE OF IDAHO
Southern District Office
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder ARLO MONTGOMERY
b) Post Office Address Heyburn, Idaho 83336
2. Permit Number 45-7176
3. Date of Priority that you are prepared to establish 5-20-74
4. a) Source from which water was appropriated groundwater
b) Location of the point of diversion: SE ¼ NW ¼, Section 10
Township 12S, Range 25E Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 3.0 cfs for Irrigation purposes from Mar. 15 to Nov. 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 3.0 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:
NA
b) Describe the agreement or understanding by which you take water from the works:
NA
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) 75 H.P. Motor
b) Describe the type and size of measuring device which you have installed at your point of diversion: Saddle Meter
c) Give well driller's name and address and the date the well was completed: Rex Weech
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 5/12/75 by js

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	25E	10		40	20		40			40	40								180
		3												40					40

Total number of acres irrigated 220

10. Remarks: _____

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

(Date)

Cole Montgomery

(Signature)

State of Idaho)

County of Shoshone) ss.

On this 23 day of April, 1975, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Robert G. Haynes

Notary Public residing at Shoshone Falls

My commission expires 11-20-78

June 25, 1974

Re: Permit Nos. 45-7176 & 45-7177

Mr. Arlo Montgomery
Mayburn,
Idaho 83336

Dear Mr. Montgomery:

Enclosed are copies of your approved Application for Permit Nos. 45-7176 and 45-7177. We direct your attention to the conditions of approval as listed on the fourth pages.

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

Sincerely,

BOBBY D. FLENNOR
Assistant Director

BDF:jfr

Enclosures

45 7176

May 22, 1974

RE: Application No. 45-7176 - Arlo Montgomery

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

Bill submitted 6-7-74 LT

45 7176

74-175

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Arlo Montgomery, Heyburn, Id. has on 5-20-74 submitted Application No. 45-7176 for a permit to appropriate 3.0 cubic feet per second of water from groundwater by means of well, pump, motor, sprinkler system within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 10, T 12S, R 25E, B.M., Cassia Co. to be used from Mar. 15 to Nov. 15 for irrigation of 220 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T 12S, 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 Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before 6-14-74.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press
on 5-28 and 6-4-74.

45 7176

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Arlo Montgomery
Heyburn, Id.
has on 5-20-74 submitted Application No. 45-7176
for a permit to appropriate 3.0 cubic feet per second ~~surface water~~
of water from groundwater
by means of well, pump, motor, sprinkler system
within the SE1/4NW1/4, Sec. 10, T 12S, R 25E, B.M., Cassia Co.

to be used from Mar. 15 to Nov. 15
for irrigation of 220 acres

within the W1/4NE1/4, E1/4NW1/4, NE1/4SW1/4, Sec. 10; SE1/4SW1/4, Sec. 3, T 12S,
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 Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before 6-14-74.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press
on 5-28 and 6-4-74

45 7176