



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

June 14, 1983

Chris Clayville
Route 1
Declo, Idaho 83323

Re: License No. 45-7115 - Application for Permit 45-7096

Dear Mr. Clayville:

On June 9, 1983, I inspected your diversion under License 45-7115 and the diversion of Mr. James Annest under Application for Permit 45-7096 at the request of Mr. Annest.

At that time I measured a flow of 0.59 cfs being diverted by your system. This is in excess of the .20 cfs diversion authorized under your license.

It was also noted the flow of the stream is insufficient to allow both pumps to operate at capacity at the same time.

It was indicated to me that your property takes two days to complete an irrigation and that the Annest property takes four days to irrigate. I would recommend that a rotation of the water be worked out for you and Mr. Annest to operate your systems at capacity for the length of time necessary to complete an irrigation.

If no equitable rotation can be worked out, your system must be limited to the .20 cfs (90 gallons per minute) which is authorized under your license.

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

Very truly yours,

Loren O. Holmes
Southern Region Supervisor

LOH:marya

cc: James Annest

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 45-7115 Priority December 14, 1972 Amount 0.20 cfs

THIS IS TO CERTIFY, that MERLE CLAYVILLE
of Burley, Idaho, has complied with the terms and conditions of Permit
No. 45-7115 issued pursuant to Application for Permit dated December 14, 1972,
and has submitted proof to the Department of Water Resources on August 26, 1976,
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 0.78 cfs of water from a drainage ditch,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>October 31</u>	at <u>0.20</u> cfs and	<u>40 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 0.20 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
40 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, Twp. 10S,
Rge. 24E, 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 $\frac{1}{4}$	
10S	24E	22			10														10

Total number of acres irrigated 10

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 7 day of

December

, 19 78.


Director

MICROFILMED

Identification No. _____

Application No. 45-7115

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant MERLE CLAYVILLE
post office address Route 3, Burley, Idaho
2. Source of water supply Drainage ditch which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 22 Township 10 S.
Range 24 E. B.M. Cassia County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into drainage ditch at a point in SW $\frac{1}{4}$
of NE $\frac{1}{4}$ of Section 22 Township 10 S. Range 24 E. B.M. _____
4. Water will be used for the following purposes:
Amount .2 for irrigation purpose from April 1st to Oct. 31st (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. .2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Headgates and pump for sprinkling
ground

- 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 _____ inches; proposed depth of well is _____ 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 \$ 600.00.
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 7115

45 7115

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

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 $\frac{1}{4}$	
10 S.	24	22			X														10 acres

Total number of acres to be irrigated 10

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

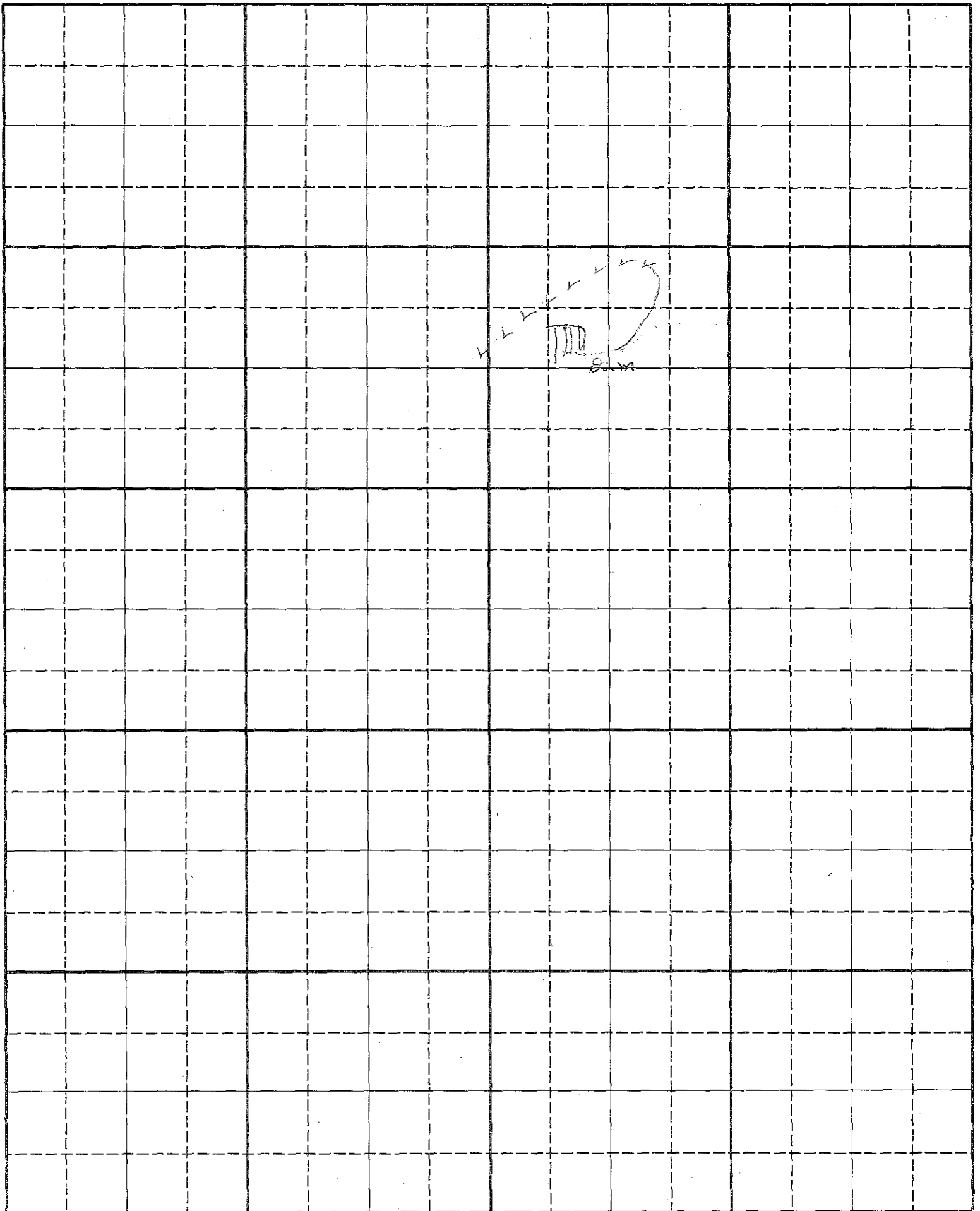
9. a. Who owns the property at the point of diversion applicant

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 That water arises in NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$ from springs and seepage; that the water which the applicant desires to obtain is water which flows from seepage & springs on his own land into a wasterwater ditch which flows through his land into land belonging to Helen Pappas and into lands belonging to Charles Lind; that the water will be taken from the waste ditch which carries the water through the land of the applicant and be sprinkled on high ground which he cannot irrigate except through a sprinkling system.

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

Merkle Clayville
(Applicant)

45 7115

Proposed Priority 12-14-1972

Received by D Date 12-14-1972 Time 8 AM

Preliminary check by D Fee \$ 10.00

Received by ej Date 12-18-72 Permit # 9135

Publication prepared by alw Date 12-21-72

Published in South Idaho Press, Burley, ID

Publication dates 1-2 & 1-9-73 Correction 1-30 & 2-6-73

Publication approved alw Date 2-12-73

Priority reduced to XXXXXX 12-14-72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by SDE

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7115, 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: _____

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

Witness my hand this 23rd day of February, 19 73.

P. Karl Higin
State Reclamation Engineer

45 7115

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

- (1) Application No. 45-7115 Name Merle Clayville
- (2) RA 12-19-72 Check:
☒ Signature
☒ Point of Diversion
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for C/W and application of water to B/U
☒ Place of Use
☒ Map
☒ Fee
- (3) 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.
- (5) RA 12-19-72 In form for advertising _____
- (6) also 2-12-73 Affidavit of Publication received Feb 16, 1973
- (7) Final date for protests _____
Protests received: yes _____ no ☒
- (8) Date and Place of hearing _____
Decision reached at hearing _____
- (9) Located within Water District No. _____
- (10) Critical groundwater area: yes _____ no _____
- (11) Groundwater levels:
☐ Decline (comment) _____
☐ Stable (comment) _____
☐ Increasing (comment) _____
- (12) Comments: _____
- (13) Action recommended:
☒ Approve Priority 12-14-72
☐ Deny Reason for Reduction _____
See attached sheet for conditions of approval
1 No conditions for approval
- (14) District Southern By Bob Haynes
Date 12-20-73 Title Dist Engr

45 7115

RECOMMENDED

CONDITIONS OF APPROVAL

No BDF

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

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.

☐ The proposed well shall not be drilled within _____ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: _____

RECEIVED

JAN 12 1973

Department of Water Administration
Southern District Office

**SOUTH IDAHO PRESS
BURLEY, IDAHO**

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Ruth Chambers, being first

duly sworn, deposes and says that he 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 January 2 1973, and ending
with the issue dated January 9, 1973.

Ruth Chambers

Subscribed and sworn to before me
this 11th day of January
1973.

Edith Raustadt Notary Public

Cost of Publication 11.52

Notary Fee _____

Total Cost _____
My commission expires October 23, 1973

73-2

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that
Merle Clayville, Route 3, Burley,
ID has on Dec. 14, 1972 submit-
ted Application No. 45-7115
for a permit to appropriate 0.2
cubic feet per second of water
from a drainage ditch by means
of well, pump, and sprinkling
system within the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 22, T. 10S, R. 24E, B.M.,
Cassia County to be used from
April 1 to Oct. 31 for the irriga-
tion of 10 acres within the
SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, T. 10S, R.
24E, 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
Boulevard North, Twin Falls,
Idaho, 83301 on or before Jan.
19, 1973.

R. KEITH HIGGINSON
Director

Published in the South Idaho
Press, Burley, ID on Jan. 2, and
Jan. 9, 1973.

45 7115

RECEIVED

JAN 12 1973

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BURLEY, IDAHO**

Department of Water Administration
Southern District Office

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45 7115

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BURLEY, IDAHO

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The South Idaho Press for 2 consecutive weeks, commencing with the issue

dated January 30, 1973, and ending with the issue dated February 6, 1973.

Ruth Chambers

Subscribed and sworn to before me

this 9th day of February

1973.

Edith Rautadt Notary Public

Cost of Publication 9.72

Notary Fee _____

Total Cost _____

My commission expires October 23, 1975

RECEIVED

FEB 12 1973

Department of Water Administration
Southern District Office

73-26

**NOTICE OF
CORRECTION**

Notice is hereby given that Application for Permit No. 45-7115 in the name of Merle Clayville was advertised incorrectly on Jan. 2 and Jan. 9, 1973. The point of diversion was advertised by means of well, pump, and sprinkling system. Whereas, the actual point of diversion is by means of headgates, pump, and sprinkler.

Protest against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301 on or before Feb. 16, 1973.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press, Burley, ID on Jan. 30 and Feb. 6, 1973.

45 7115

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
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STATE OF IDAHO)

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Department of Water Administration
Southern District Office

73-26

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R. KEITH HIGGINSON
Director

Published in the South Idaho Press, Burley, ID on Jan. 30 and Feb. 6, 1973.

45 7115

December 11, 1978

Re: Permit No. 45-7115

Merle Clayville
Route 3
Burley, Idaho 83318

Dear Mr. Clayville:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

November 7, 1978

Re: Permit No. 45-7115

Merle Clayville
Route 3
Burley, Idaho 83318

Dear Mr. Clayville:

A representative of this Department made an examination of the works covered by your Permit No. 45-7115 on July 12, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.20 cfs Source: drainage ditch

The maximum quantity diverted shall not exceed 40 acre feet per
year.

Point of diversion: SW¹/₄NE¹/₄, Sec. 22, Twp. 10S, Rge. 24E, B. M.

Beneficial use: Irrigation of 10 acres within the SW¹/₄NE¹/₄, Sec. 22,
Twp. 10S, Rge. 24E, B. M.

Priority date established: December 14, 1972

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,

JAN GROVER
Water Rights Supervisor

JG/kw

MICROFILMED

RECEIVED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

SEP 16 1976

1. Name of permit holder Merle Clayville
Department of Water Resources
Southern District Office
Post office address Route 3, Burley, ID Phone 678-2819

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Drainage Ditch
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount .2 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to Oct. 31
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

Permit No. 45-7115
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion .2 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 10S N/S, Range 24E E/W, B.M., Section 22, Subdivision SW $\frac{1}{4}$ NE $\frac{1}{4}$, 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: Pump for sprinkling

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 $\frac{1}{4}$	
10S	24E	22			10														10

TOTAL ACREAGE 10

Rge. 24E

T
OS

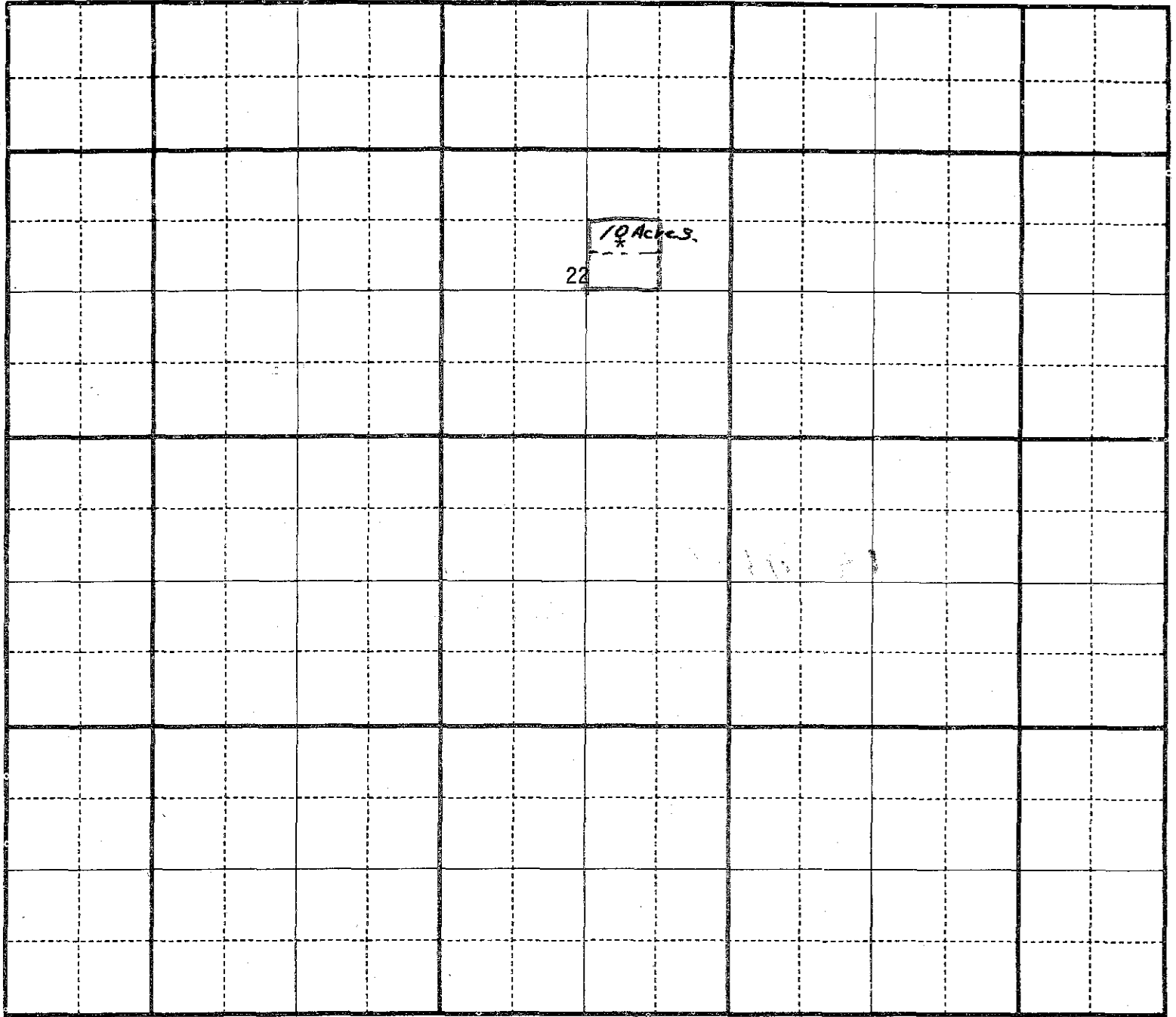


Diagram of System

DATE OF EXAM 7-12-77

ACREAGE
Found 10
Recommended 10

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = .2 c.f.s. V = 40.0 AF/Ann. from 4-1 to 10-31
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. $\frac{1}{4}$ $\frac{1}{4}$ County

Exchange? yes no ✓

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

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

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

Total Q measured 350 gal/min = .78 c.f.s. Method of measurement Pressure Gauge

Total Q recommended .20 c.f.s. Meter No. ✓ Type L Condition New

Total V recommended 40.0 Ac Ft/ANN.

Recommended Amendments:

P.D.
Place of Use
Other
None ✓

MEASUREMENT CALCULATION:

Measured: $350 \text{ gal/min} = .78 \text{ c.f.s.} = (350 \text{ gal/min}) \div (448.8 \text{ gal/min c.f.s.})$
Allowed .20 c.f.s. Amount Applied for
Volume 40.0 Ac Ft/ANN. (Irr. Req 4.0 Ac Ft/Ac) (10 Ac)

SYSTEM DESCRIPTION:

Marathon Motor 20 Hp. Model# CA254TTDR7320
Berkley Pump # 7480895 System was at Capacity flow.
5 Lines of Sprinklers with 85 Sprinkler Heads
Pressure Gauge at pump 55 p.s.i.

REMARKS:

Mr clayville was present during field Exams.

Examiner's Signature John Sundenburg Date 8/18/77

Checked by Alan Merritt Date 10/3/77

Approved by Michael L. Steele Date 11-15-77

September 15, 1976

Re: Permit No. 45-7115

Merle Clayville
Rt. 3, Box 25
Burley, Idaho 83318

Dear Mr. Clayville:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, 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 concerning the field exam, please contact our District Office in Twin Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED
SEP 16 1976
TWIN FALLS, IDAHO

Identification No. _____

Permit No. _____

RECEIVED

AUG 26 1976 *ok f*

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Merle Clayville
b) Post Office Address R # 3 Box 25 Burley Ida. 83318
2. Permit Number 45-7115 (AIN-2-12 ~~by law~~ 1-18-1973)
3. Date of Priority that you are prepared to establish 12-14-1972 or 12-18-1972
4. a) Source from which water was appropriated a spring rising on Merle's land
b) Location of the point of diversion: SW 1/4 NE 1/4, Section 22
Township 10S, Range 24 EBM Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
Amount 2 inches for irrigation purposes from Apr. 1 to Oct. 31 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 .2 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: measured the water with a

Burley Irrigation weir overflow type

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:

We borrowed the weir from the Burley Irrigation.

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) Pump for sprinkling

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

c) Give well driller's name and address and the date the well was completed: none

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: none

Exam typed 9-14-76 by mlf

If you are irrigating 15 or more acres, please submit an aerial photo of the property with this affidavit.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: 15 acres

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

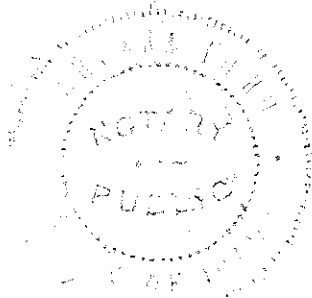
The above information is a true statement of the extent to which the above numbered permit has been developed.

August 25, 1976
(Date)

Mark Clayville
(Signature)

State of Idaho)
County of Cassia) ss.

On this 25th day of August, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he ~~(she)~~ ~~(they)~~ executed the same.



Barbara Ford
Notary Public residing at Burley, Idaho.

My commission expires 5/23/79

February 23, 1973

Re. Permit No.: 45-7115

Merle Clayville
Route 3
Burley, Idaho

Dear Mr. Clayville:

Enclosed is a copy of your approved Application for Permit No. 45-7115 . We
direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

45 7115

January 18, 1973

Re: Application Nos. 43-7041 - Cecil V. Bladsoe
45-7115 - Marie Clayville
45-7120 - Bruce E. Turner
Claim No. 45-4043 - Robert T. Robinson

South Idaho Press
Box 190
Burley, ID 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.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

" I hereby certify that the foregoing account is just and correct,
that the amount claimed is legally due, after allowing all just
credits, and that no part of the same has been paid. "

(signature of claimant)

Very truly yours,

Bob Raynes
District Engineer
Southern District

Bill submitted 2-12-73 by alu

BR:alw

Enc: Legal Notices (4)

45 7115

NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 45-7115 in the name of Merle Clayville was advertised incorrectly on Jan. 2 and Jan. 9, 1973. The point of diversion was advertised by means of well, pump, and sprinkling system. Whereas, the actual point of diversion is by means of headgates, pump, and sprinkler.

Protest against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 8383301 on or before Feb. 16, 1973.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press, Burley, ID on Jan. 30 and Feb. 6, 1973.

45 7115

UP STEP

73-26 *K alw* 1-29-73

NOTICE OF
CORRECTION

Notice is hereby given that Application for Permit No. 45-7115 in the name of Merle Clayville was advertised in correctly on Jan. 2 and Jan. 9, 1973. The point of diversion was advertised by means of well, pump, and sprinkling system. Whereas the actual point of diversion is by means of headgates, pump, and sprinkler.

Protest against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301 on or before Feb. 16, 1973.

R. KENNETH HIGGINSON,
Director

Published in the South Idaho Press, Burley, ID on Jan. 30 and Feb. 6, 1973.

45
7115

NOTICE OF CORRECTION

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NOTICE OF CORRECTION

NOTICE OF CORRECTION

NOTICE OF CORRECTION

December 21, 1972

Re: Application Nos. 45-7114 - City of Burley
45-7115 - Merle Clayville

South Idaho Press
Box 190
Burley, ID 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.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct,
that the amount claimed is legally due, after allowing all just
credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

Bill submitted 1-12-73 by ald

BH:alw

45 7115

Enc: Legal Notices (2)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Merle Clayville,

Route 3, Burley, ID

has on Dec. 14, 1972 submitted Application No. 45-7115

for a permit to appropriate 0.2 cubic feet per second ~~acre feet per annum~~

of water from a drainage ditch

by means of well, pump, and sprinkling system

within the SW 1/4, Sec. 22, T. 10S, R. 24E, B.M., Cassia County

to be used from April 1 to Oct. 31 for the irrigation of 10 acres

~~for~~

within the SW 1/4, Sec. 22, T. 10S, R. 24E, 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 Boulevard North, Twin Falls, Idaho, 83301 on or before Jan. 19, 1973.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press, Burley, ID

on Jan. 2, 1973 and Jan. 19, 1973

45 7115

73-2

NOTICE OF APPLICATION FOR
WATER PERMIT

Notice is hereby given that Merle Clayville, Route 3, Burley, ID has on Dec. 14, 1972 submitted Application No. 45-7115 for a permit to appropriate 0.2 cubic feet per second of water from a drainage ditch by means of well, pump, and sprinkling system within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, T. 10S, R. 24E, B.M., Cassia County to be used from April 1 to Oct. 31 for the irrigation of 10 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, T. 10S, R. 24E, 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 Boulevard North, Twin Falls, Idaho, 83301 on or before Jan. 19, 1973.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press, Burley, ID on Jan. 2, and Jan. 9, 1973.

45
7115

OK
also 12-27-72

NIELSON, NIELSON & NIELSON

ATTORNEYS AND COUNSELORS AT LAW

P. O. BOX 367

BURLEY, IDAHO 83318

ADONIS H. NIELSON
NORMAN H. NIELSON
GORDON S. NIELSON

December 13, 1972

AREA CODE 208
TELEPHONE 678-5574

Department of Water Administration
State House - Annex #2
Boise, Idaho

Re: Application for Permit
Merle Clayville

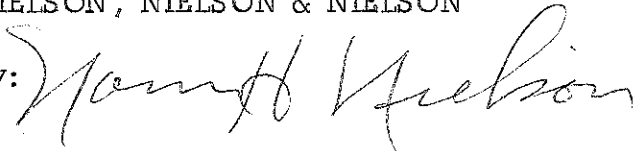
Gentlemen:

Enclosed you will find the second page of the Application for Permit which was submitted to your office by mail yesterday on behalf of Merle Clayville. The page was inadvertently left out of the letter sent to your office.

Very truly yours,

NIELSON, NIELSON & NIELSON

By:



NHN:mm
Enc.

45 7115

December 19, 1972

Re: Application No. 45-7115 - Merle Clayville

Merle Clayville
Route 3
Burley, ID 83318

Dear Mr. Clayville:

Attached herewith is your Receipt No. 9135 in the amount of \$10.00 for the above reference Application for Permit which was received in our office on December 18, 1972.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:alw

Enc.

45 7115