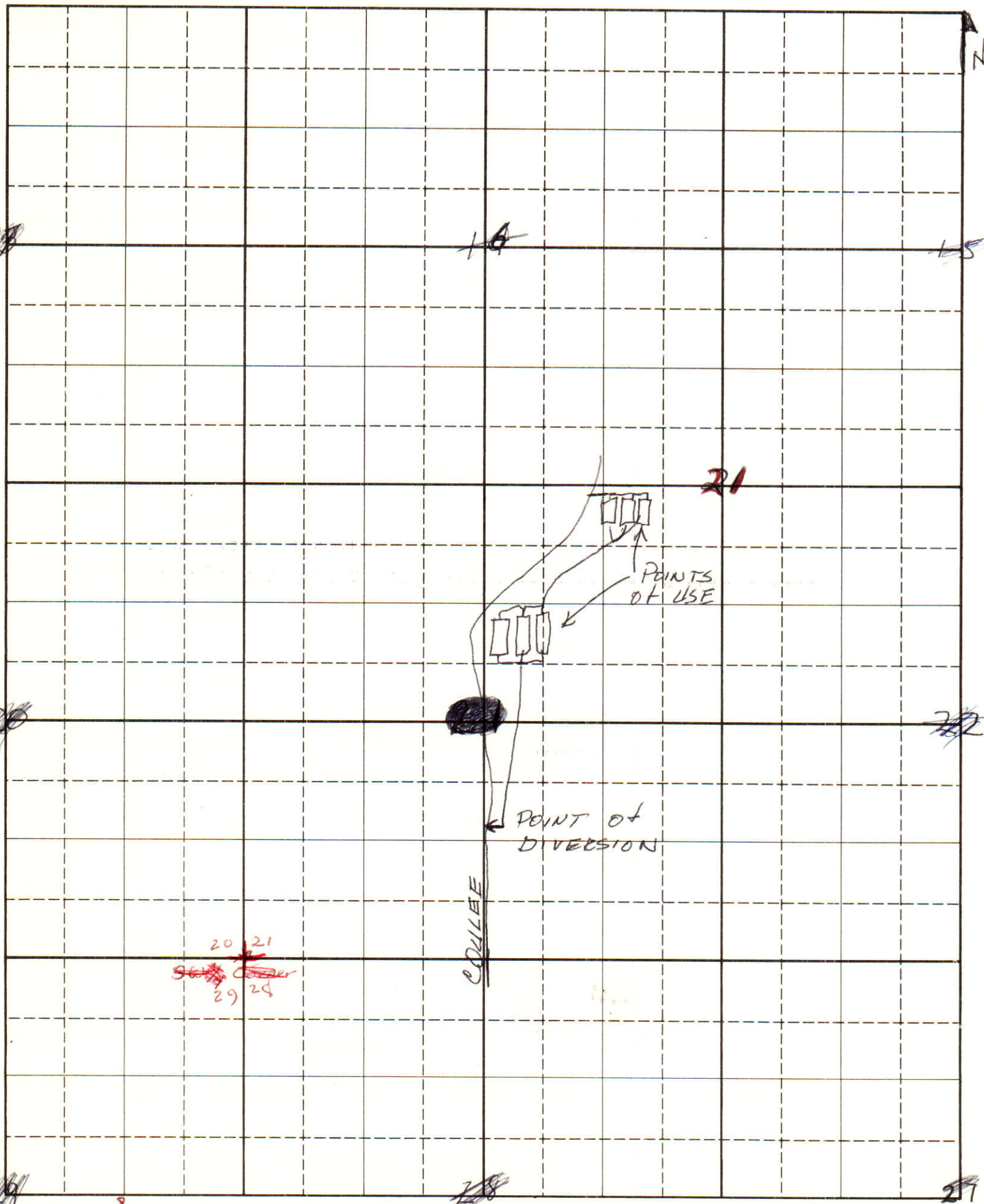


SEBM - T9S

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



Scale: $\frac{3}{2}$ inches equal 1 mile

Not Scale per telephone conversation 1/5/71
ZE

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.

Orlin Freeman
(Applicant)

47 7132

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Orlin Freeman Route No. 4, Buhl, Idaho has on Jan. 4, 1972 submitted Application No. 47-7132 for a permit to appropriate 30 cubic feet per second of water from a surface water source (Twin Falls Canal Co., Coulee 1-3 and 1-4) by means of checkgate and ditch within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 9S, R. 15E, B.M., Twin Falls County to be used from Jan. 1 - Dec. 31 for fish propagation purposes within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 9S, R. 15E, 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, Statehouse, Boise, Idaho, 83707, on or before Feb. 14, 1972

R. Keith Higginson,
Director

Published in the Times-News,
Twin Falls, Idaho on Jan. 27 and
Feb. 3, 1972.

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF TWIN FALLS }

ss.

N^o 1113

1972

I, Carolynne Jennings being first duly sworn upon oath, depose and say that I am Princ. Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive Thursdays, commencing with the issue dated Jan. 27, 19 72, and ending with the issue dated Feb. 3, 19 72.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Carolynne Jennings
Subscribed and sworn to before me on this 7th day of Feb., 19 72.

M. W. [Signature]
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

47 7132

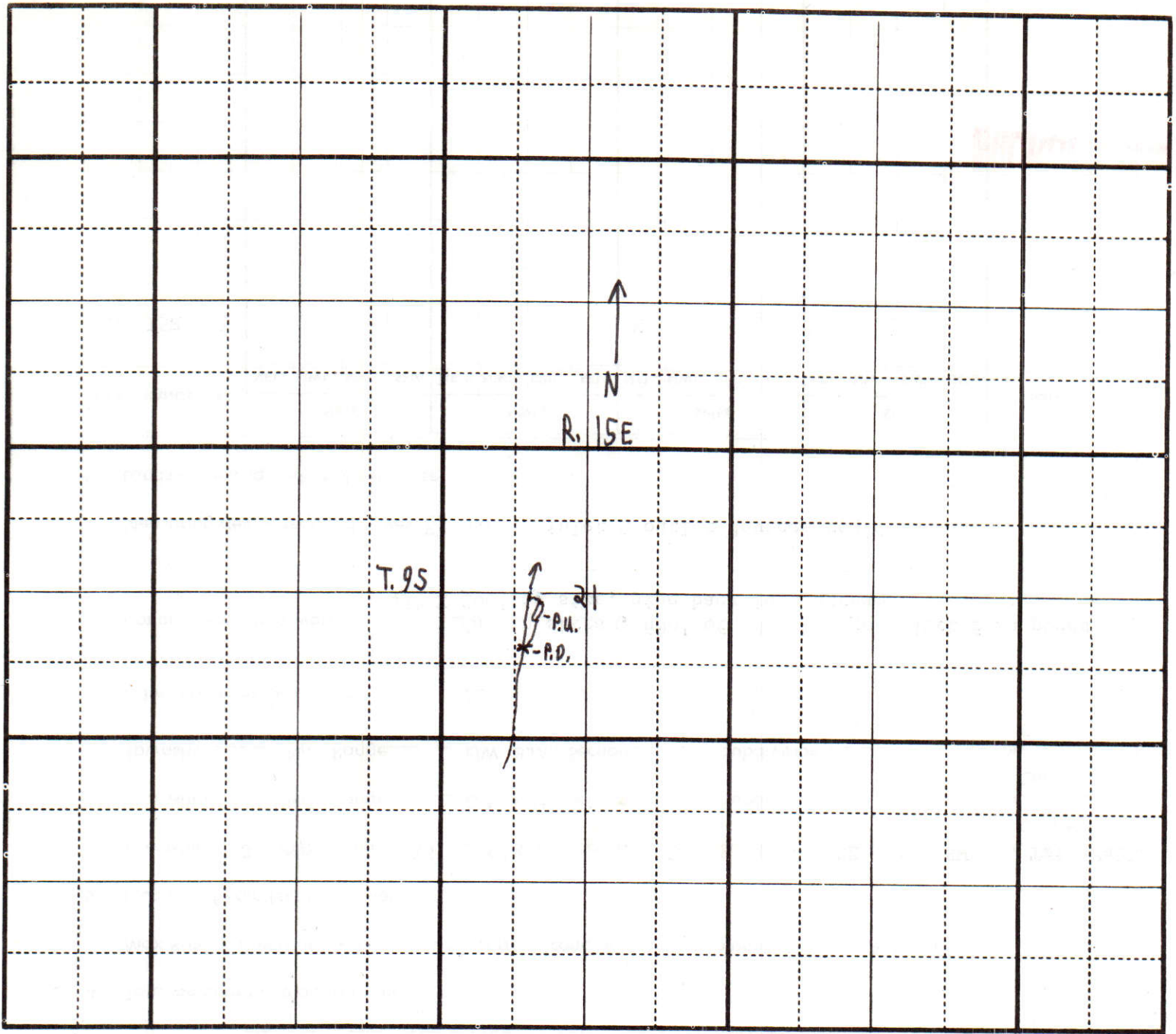
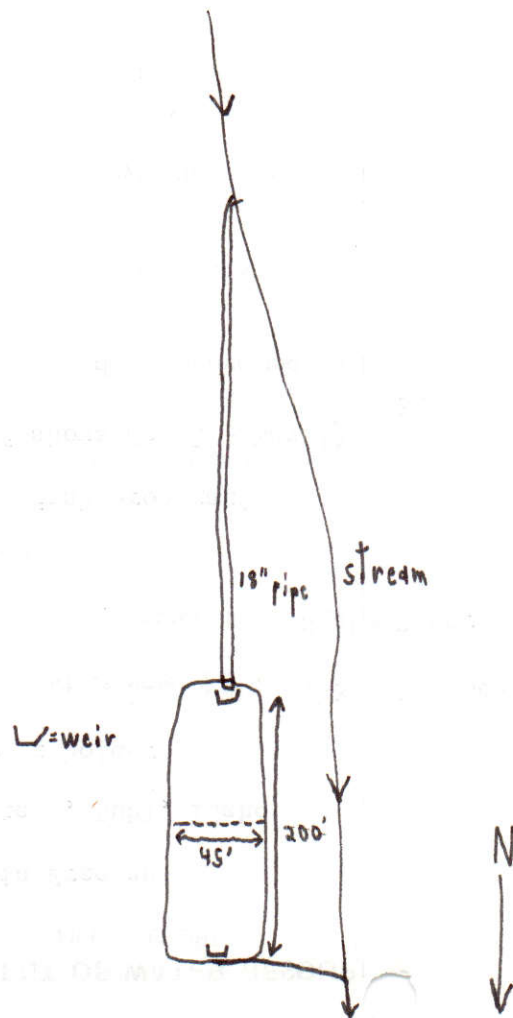


Diagram of System



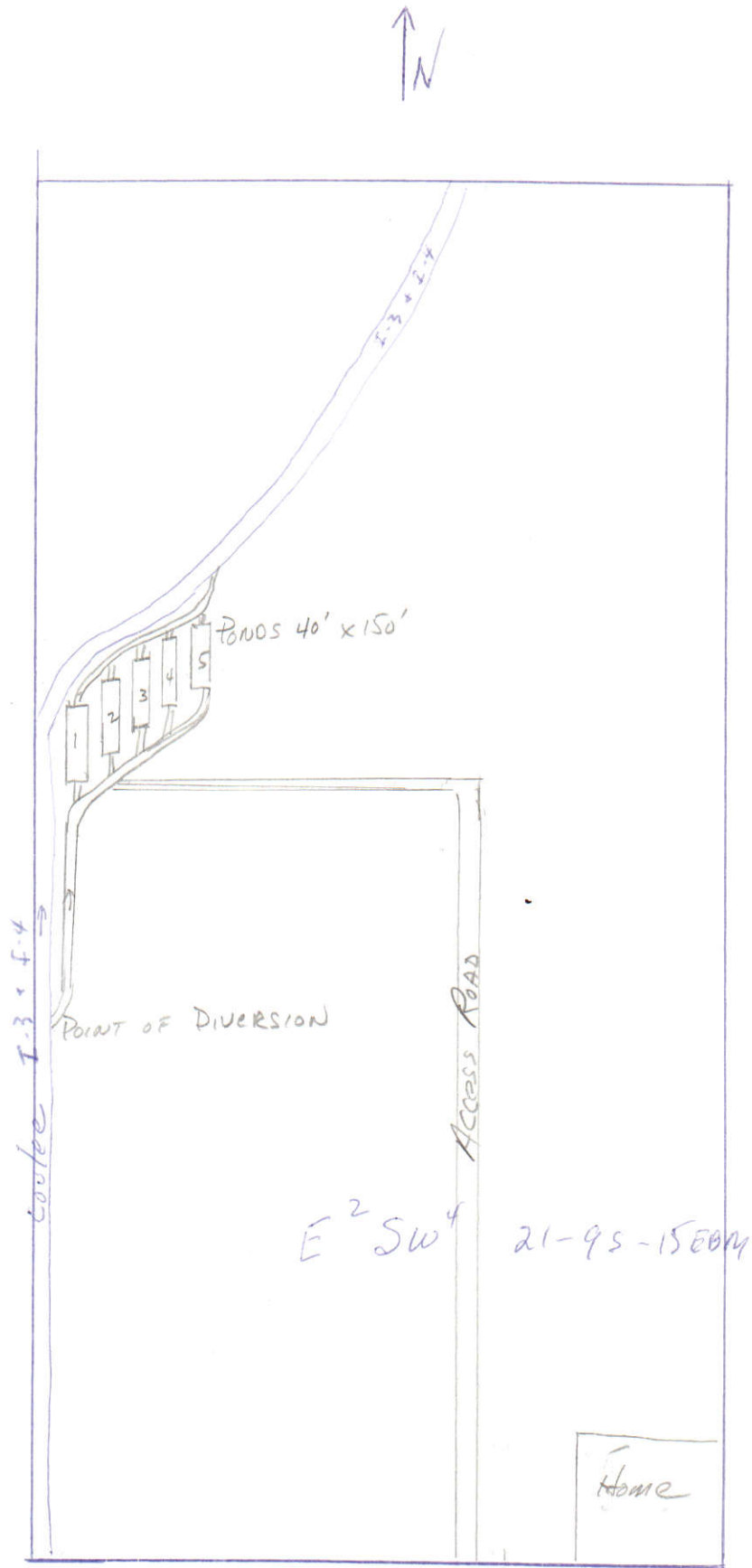


DIAGRAM OF Ponds - Construct 2 initially - others later

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that ORLIN FREEMAN

Total number of acres irrigated _____

Director

MICROFILMS

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 18 1978

APPLICATION FOR EXTENSION OF TIME

Department of Water Resources

State of Idaho)
County of Twin Falls)

Permit No. 47-7132

Orlin Freeman of R-4 Buhl, Idaho 83316
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to appropriate the Public Waters of the State of Idaho No. 47-7132.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before January 1, 1978.

That he has heretofore performed the following work described under said permit:

completed, but does not want to measure because of fish

Costing \$

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

I have fish in this water and do not want to measure until the fish are removed

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to May 15, 1978.

+ Orlin Freeman
(signature) *

Allow
1 yr.
W.H.M.

Subscribed and sworn before me this 16th day of January, 1978.

seal

J.P. Hamilton
Notary Public residing at
Buhl, Idaho

My commission expires life,

ACTION OF THE DIRECTOR OF THE 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 proof of beneficial use of water be extended to January 1, 1979. IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to January 21, 1972, pursuant to Section 42-218a Idaho Code.

Witness my hand this 23 day of January, 1978.

Billy D. Flannery
Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

MICROFILMED

Identification No. 47-7132
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Orlin Freeman
- post office address Route 4 Buhl, Idaho 543-4973
2. Source of water supply Snake River Twin Falls Canal Co. which is a tributary of Coulee 1-3 and 1-4 Snake River
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 21 Township (9) S
Range 15 E. B.M. Twin Falls County; additional points of diversion if any: None
- b. If water is not consumed, it will be discharged into said Coulee at a point in NE $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 21 Township 9S Range 15 E.B.M. Twin Falls County.
4. Water will be used for the following purposes:
Amount 30 cfs for fish propagation 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. 30 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Cement Checkgate in said
coulee and open ditch to ponds, Ponds constructed of soil.
- 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 \$ \$9,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 21 Township 9 S.
Range 15 E. 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: _____

47 7132

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	

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 Petitioner Orlin Freeman

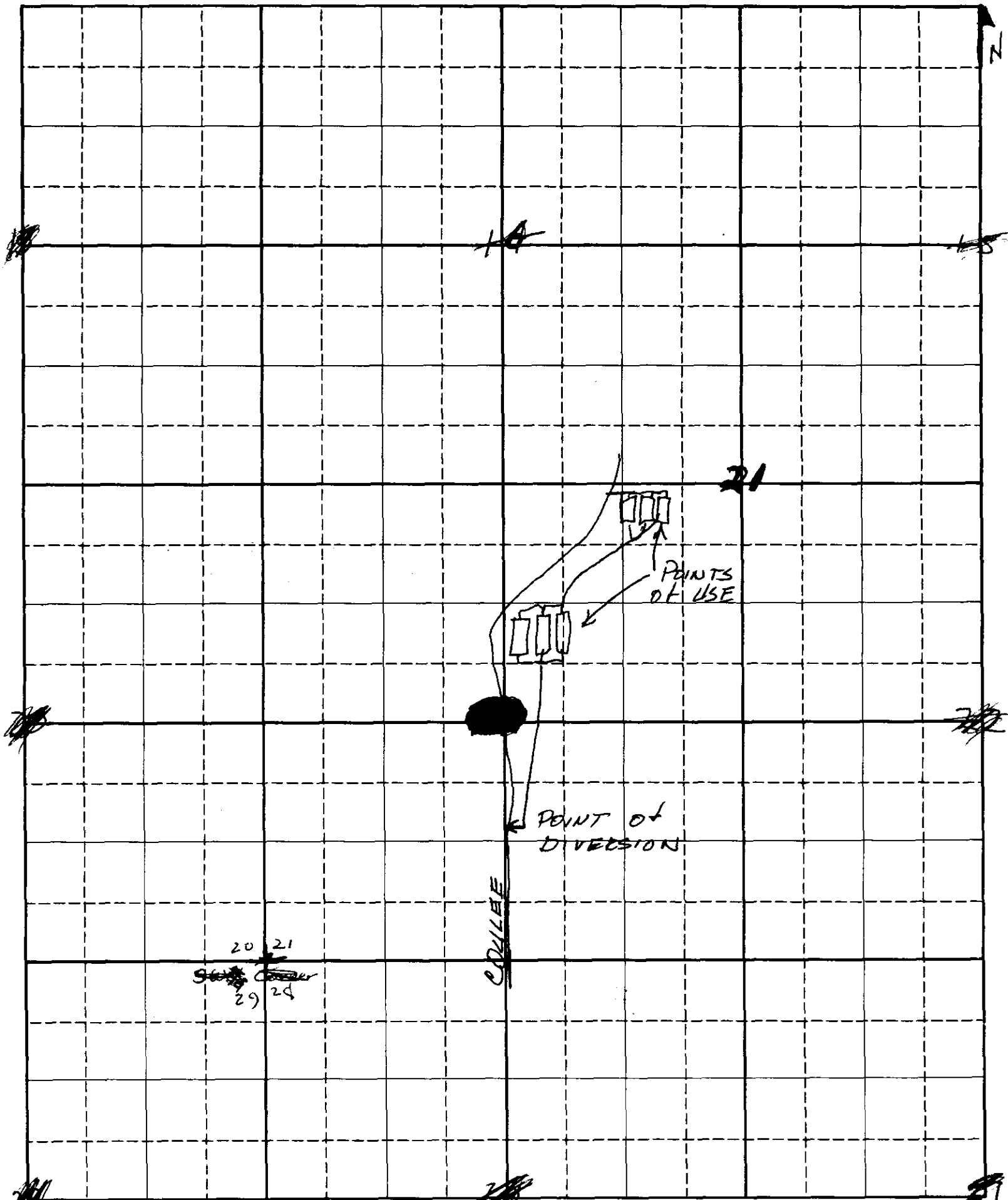
b. Who owns the land to be irrigated or place of use Petitioner Orlin Freeman

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

10. Remarks I expect to run a two stage construction of this project. The first will be completed prior to the five year time allotment, however the second will not be completed until some four to five years hence.

SEBM. TQS

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

Not Scale per telephone conversation 1/5/71
28

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.

Orlin Freeman
(Applicant)

47 7132

Received by cf Date 1-4-72 Time 9:30 A
 Preliminary check by 756 Fee \$ 265.00
 Receipted by cf Date 1-5-72
 Publication prepared by bb Date 1-20-72
 Published in Times News
 Publication dates 1-27 & 2-3-72
 Publication approved cf Date 2-8-72
 Priority reduced to 1-4-72 Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by DE DDF

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. 47-7132, 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 January 1, 19 78.
- c. Other: 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.

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

Witness my hand this 2nd day of January 19 73.

R. Keith Higgins
 Director

STAFF ANALYSIS

47 7132

RECOMMENDED

CONDITIONS OF APPROVAL

☐ 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: _____

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

SS.

Nº 1113

I, Carolyn Jennings being first duly sworn upon
oath, depose and say that I am Princ. Clerk of the TIMES-NEWS,
published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy
of the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for two
consecutive Thursdays, commencing with the issue dated
Jan. 27, 19 72, and ending with the issue dated
Feb. 3, 19 72.

And I do further certify that said newspaper is a consolidation, effective February 16,
1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the
Twin Falls News, published theretofore daily except Monday, both of which newspapers
prior to consolidation had been published under said names in said city and county con-
tinuously and uninterruptedly during a period of more than twelve consecutive months, and
said TIMES-NEWS, since such consolidation, has been published as a daily newspaper
except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each
week has been designated as the day on which legal notice by law or by order of any
court of competent jurisdiction within the state of Idaho, to be published weekly, will be
published; and that at the head of the editorial column of said combined newspapers, and
in each issue thereof, Thursday is announced as the day on which said legal notices will
be published.

Carolyn Jennings

Subscribed and sworn to before me on this 7th day of
Feb., 19 72.

W. H. Heston
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

117 7132

of water from surface water
sources (Twin Falls Canal Co.,
Canals 1-6 and 7-8) by means of
checkgate and ditch within the
SE1/4SW1/4, Sec. 21, T. 9S, R. 15E,
B.M., Twin Falls County to be used
from Jan. 1 to Dec. 31 for fish
propagation purposes within the
NE1/4SW1/4, Sec. 21, T. 9S, R. 15E,
B.M.

If issued, this permit shall be
subject to all prior water rights.
Protests against the granting of the
permit must be filed with the Idaho
Department of Water Admin-
istration, Statehouse, Boise,
Idaho, 83707, on or before Feb. 14,
1972.

By _____
Notary Public for Idaho



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

May 28, 1980

Orlin Freeman
Route 4
Buhl, Idaho 83316

Dear Mr. Freeman,

RE: License No. 47-7132

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG: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

April 24, 1980

Orlin Freeman
Route 4
Buhl, Idaho 83316

Dear Mr. Freeman,

A representative of this Department has made an examination of the works covered by your Permit No. 47-7132, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 4.01 cfs Source: Twin Falls Canal Co. Coulee
1-3 & 1-4
The maximum quantity diverted shall not exceed N/A acre feet
per year.

Point(s) of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, Twp. 9S, Rge. 15E, B.M.

Beneficial use: Fish Propagation use within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, Twp. 9S,
Rge. 15E.

Priority date established: January 21, 1972

Conditions (if any): (1) Measuring devices shall be maintained at the point of
diversion and point of effluent discharge. (2) Facility volume = 36,000 cubic feet.

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

MICROFILMED

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Orlin Freeman

Post office address Route 4, Buhl, Idaho Phone 543-4973

Person to contact permit holder Phone

2. Source of water supply: Groundwater ☐ Surface water ☒ I-3 & I-4 Coulees
(name spring, stream, etc.)
Tributary to Snake River

3. Water will be used for the following purposes:
(proof shows 8 cfs)

Amount 30.0 c.f.s. for fish propagation
AF/Annum (nature of use)

Period of Use: from Jan 1 to Dec 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: _____

4. Total amount to be appropriated:

Max Rate of Diversion 30.0 cubic feet per second and annual volume N/A AF/Annum.

5. Location of Point(s) of Diversion:

Township 9 N/S, Range 15 E/W/ B.M., Section 21, Subdivision SE $\frac{1}{4}$ SW $\frac{1}{4}$, Twin Falls
County

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 _____
County _____

Other Points of Diversions: _____

Description of diverting works: check dam in stream, 600' of 18" pipe to 2 dirt fish ponds
45' X 200' in size, pipe back into stream

Measuring device required: yes ☒ no ☐ inlet & outlet devices req'd

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

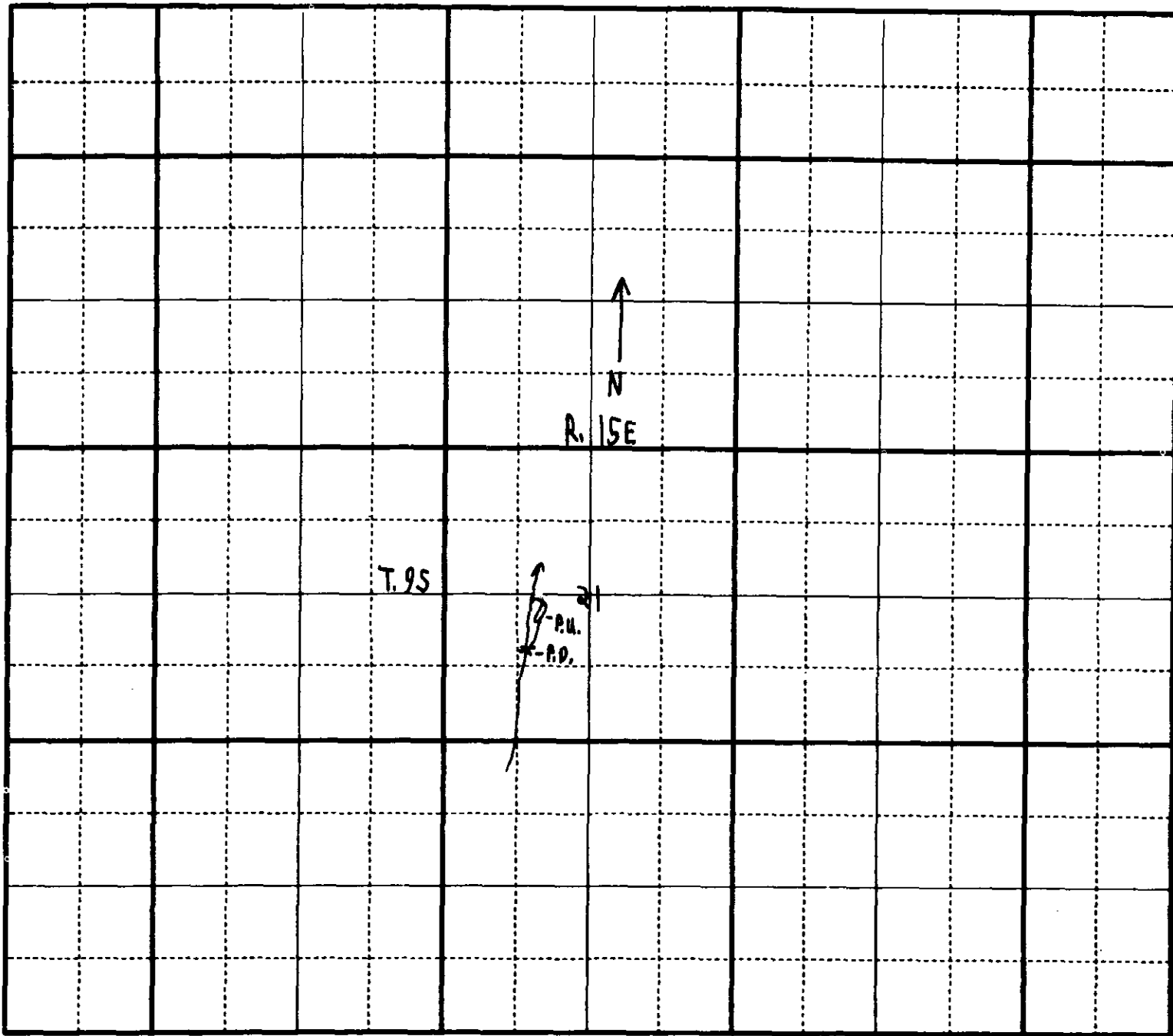
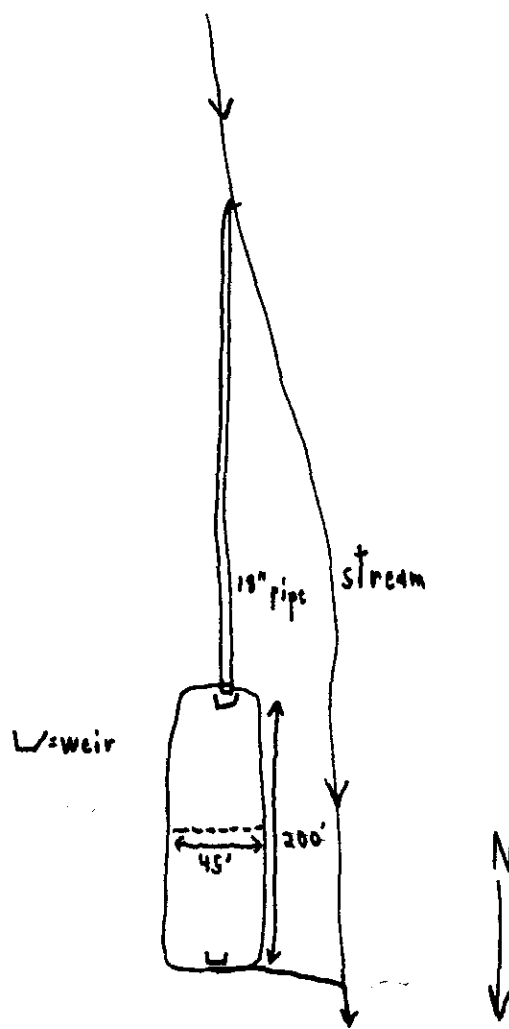


Diagram of System



ACREAGE

USE

Name source:

Name source exchanged with:

Date _____

RECEIVED

AUG 1 1978

Department of Water Resources
Southern District Office

Identification No. 47-7132

Permit No. 47-7132

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Orlin Freeman
b) Post Office Address Route 4, Buhl, Idaho 83316 (543-4973)
2. Permit Number 47-7132
3. Date of Priority that you are prepared to establish January 21, 1972 (late extension of time)
4. a) Source from which water was appropriated I-3 & I-4 Coulees
b) Location of the point of diversion: SE ¼ SW ¼, Section 21
Township 9S, Range 15E Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 8.0 cfs for fish prop. purposes from Sep 1 to May 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 8.0 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: measured over 4' cippoletti weir
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) removable check dam in stream, 18" pipe 600' long to two dirt ponds 45' X 200' in size, 18" pipe back into stream.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 4' Cippoletti weir between the two ponds and at outlet of lower pond (inlet & outlet measuring devices required).
c) Give well driller's name and address and the date the well was completed:
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: commercial fish propagation

MICROFILMED

9/21/78

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	
9S	15E	21									X								

Total number of acres irrigated _____

10. Remarks: Water is not suitable for fish raising during most of the irrigation
season due to silt & chemicals in the water.

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

8-31-1978
(Date)

Olin Freeman
(Signature)

State of Idaho)
) ss.
County of Twin Falls)

On this 31st day of August, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Sheryl R. Merritt
Notary Public residing at Twin Falls, Idaho

My commission expires 2/10/82

August 28, 1978

Re: Permit No. 47-7132

Mr. Orlin Freeman
Route 4
Buhl, ID 83316

Dear Mr. Freeman:

This office acknowledges receipt of your letter.

Before a water measurement can be taken on your fish ponds, you need to submit proof of beneficial use. Enclosed are the forms and instructions for doing this.

If you have any questions or need any assistance, please contact this office or our Southern Regional office in Twin Falls.

Sincerely,

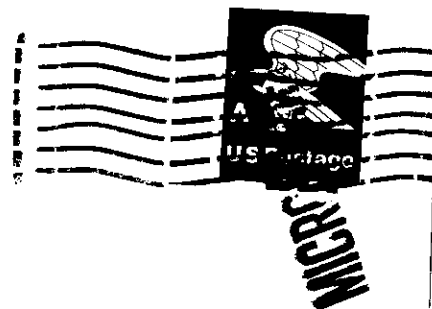
RITA FLECK
Secretary

Enc: B/U & Instructions

bcc: Southern Region

MICROFILMED

Orelin Freeman
Buhl, Idaho
RT 4 83316



Bob ² Gleason
Depart. of Water Resources
373 West Franklin

Baise,
83720 Idaho

47-7132
RECEIVED

AUG 25 1978

Department of Water Resources

State of Idaho
Department of Water Administration
State House - Annex 2
Boise, Idaho 83707
(208) 384-2215

We are getting ready to put
fish back in our fish pond
and need the water measured
in the ponds.
We have the Weir in.

Sincerely Arlin Freeman
Buhl, Idaho
RT-4 83316

our permit No. is 47-7132

MICROFILMED

January 24, 1978

Re: Permit No. 47-7132

Orlin Freeman
Rt. 4
Buhl, Idaho 83316

Dear Mr. Freeman:

Enclosed is a copy of the approved application for extension of time which extends the time within which to submit proof of beneficial use of water to January 1, 1979. Please note that this also reinstates the permit and advances the priority date to January 21, 1972.

Sincerely,

JAN GROVER
Supervisor,
Water Rights

JG:JFR

Encl.

January 12, 1978

Re: Permit No. 47-7132

Orlin Freeman
Route 4
Buhl, Idaho 83316

Dear Mr. Freeman:

On December 16, 1977, we wrote a letter to you requesting more information before we could grant a decision on the extension of time request you submitted for this permit. As of this date, we have not heard from you. Please return and complete the enclosed application for extension of time form as soon as possible in order to keep this permit in good standing with our office.

Sincerely,

JANICE RENK
Water Rights

December 16, 1977

Re: Permit No. 47-7132

Orlin Freeman
Route 4
Buhl, ID 83316

Dear Mr. Freeman:

Before an extension of time can be granted we require some more information. Please fill out the enclosed Extension of Time form and return it to us.

Sincerely,

Bill MacAllister
Water Resource Agent

BM/kaw
Enclosure

RECEIVED
DEC 17 1977

Bill
Re: Permit No 47-71351

Orlin Freeman
Route 4
Buhl Idaho 83316

RECEIVED

DEC 14 1977

Department of Water Resources

State of Idaho Department
of water resources.

We would like an
extension of time to
complete our water piping
untill we can finish our
pick.

at this time we have
fish in our ponds which
will take till May 15-78
to finish. This hampers
from measuring water now.

MICROFILMED

Sincerely
Orlin Freeman
Rt-4 Buhl, Idaho 83316

October 31, 1977

CERTIFIED MAIL

138070

Re: Permit No. 47-7132

Orlin Freeman
Route 4
Buhl, Idaho 83316

Dear Mr. Freeman:

One of the conditions of approval of your water Permit No. 47-7132 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before January 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



C. STEPHEN ALLRED

Director

CSA:jfr

Enc: Proof affidavit

RECEIVED
OCT 31 1977

January 4, 1973

Re: 47-7132

Orlin Freeman
Route 4
Buhl, Idaho

Dear Mr. Freeman:

Enclosed is a copy of your approved Application for Permit No. 47-7132. 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

47 7132

Contact Mr. Peters of
Twin Falls Canal Co.
before licensing. T.F.C.C.
may have some objection.

PMC

3/27/72

(According to phone
conversation this date.)

47 7132

this is a lot of
water for this installation -
are you satisfied that
it is needed - Does the
Council supply that much
- the Kimberly studies should
tell us. No information
available

RLA

47 7132
6-16-72

One change of water
each 66 minutes —

BDF

47 7132

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

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

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

March 10, 1972

Re: Application for Permit No. 47-7132

Mr. Orlin Freeman
Route #4
Buhl, Idaho 83316

Department of Water Administration

Dear Mr. Freeman:

Perhaps we were not clear when we requested the additional information concerning your proposed project. The reason for this information is to determine the capacity of your project and the justification for the quantity of water that you requested.

We are still in need of a more detailed preliminary design of your proposal facilities, indicating a three dimensional size of the race ways, general lay out and the size of the pipelines or other diversion works. These figures should indicate the capacity of the system and verify the quantity of water you requested. Also, please include a justification for the quantity of water you requested, based on the total production (in pounds of fish produced per year), of your projects.

Please submit this information at your earliest convenience so that we may continue with the processing of your application.

If you should have any questions concerning this additional information, please feel free to contact this Department.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:cs

47 7132

Buhl, Idaho
March 13, 1972

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho

DF

Attention: Fred Eisenbarth

Re: Letter of March 10, 1972

Gentlemen:

The raceways or ponds are 45' by 150' and 3½' deep at the upper end and 4' to 4½' deep at the lower end. The diversion will be an open ditch with no pipeline. The ditch will be 6' wide at the top with normal slope to bottom and will be approximately 4' deep. It will be concrete lined when first leaving the diversion to prevent erosion.

It appears to me that you are not familiar with the farm pond set-up of Clear Springs Trout Co. All these ponds are dirt ponds with concrete or cinder block and steel end structures. The fish are planted and harvested by Clear Springs. They are weighed in and weighed out by Clear Springs and I am paid on a gain basis. Each pond's production is dependent on the number of fish available from Clear Springs and also the more water available permits stocking the ponds denser or with a larger number of trout. It is their opinion that 300 inches or 6 c.f.s. in each pond would be necessary for maximum stocking and maximum gain. 15,000# of gain per pond per year would be a good estimate, but that is dependent on the fish available and could be more or less.

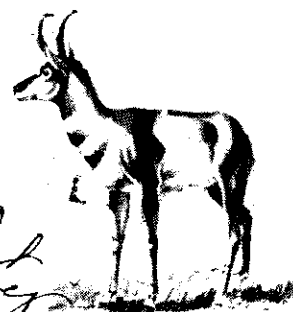
There are probably 15 to 20 other fish installations similar to this one already in operation in this area. The design and plan has already been proven to be practical. Naturally, I cannot use all the water in the first set of ponds, but I have the land and the finances necessary to utilize it all within a reasonable period of time. Therefore, I have requested the maximum amount of water needed at completion of the project.

I trust this information is adequate for the completion of the application. If not, I will be happy to provide anything necessary.

Very truly yours,

Orlin Freeman
Route #4
Buhl, Idaho

Orlin Freeman



CECIL D. ANDRUS, Governor
COMMISSION
ROBERT G. KALB, Sandpoint
PAUL C. KEETON, Lewiston
JOHN EATON, Cascade
JACK HEMINGWAY, Sun Valley
H. JACK ALVORD, Pocatello

IDAHO FISH AND GAME DEPARTMENT

February 17, 1972

*Let
Department*

JOSEPH C. GREENLEY
Director

POST OFFICE BOX 25
600 SOUTH WALNUT STREET
BOISE, IDAHO 83707

Department of Water Administration
Statehouse - Annex 2
Boise, Idaho

Gentlemen:

Re: Application for Permit No. 47-7132 (Orlin Freeman)
Application for Permit No. 47-7133 (Leo Martins)

Our Department has no objection to the granting of these
permits.

Sincerely,

IDAHO FISH AND GAME DEPARTMENT

Joseph C. Greenley
Joseph C. Greenley
Director

cc: Bob Bell

47 7132

March 10, 1972

Re: Application for Permit No. 47-7132

Mr. Orlin Freeman
Route #4
Buhl, Idaho 83316

Dear Mr. Freeman:

Perhaps we were not clear when we requested ~~the~~ additional information concerning your proposed project. The reason for this information is to determine the capacity of your project and the justification for the quantity of water that you requested.

We are still in need of a more detailed preliminary design of your proposal facilities, indicating a three dimensional size of the race ways, general lay out and the size of the pipelines or other diversion works. These figures should indicate the capacity of the system and verify the quantity of water you requested. Also, please include a justification for the quantity of water you requested, based on the total production (in pounds of fish produced per year), of your projects.

Please submit this information at your earliest convenience so that we may continue with the processing of your application.

If you should have any questions concerning this additional information, please ~~feel~~ free to contact this Department.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:cs

47 7132

Buhl, Idaho
February 22, 1972

Department of Reclamation
State of Idaho
Statehouse - Annex 2
Boise, Idaho

Attention: Fred Eisenbarth

Re: Orlin Freeman

Gentlemen:

In reply to your recent letter, we submit the following information:

Preliminary design was sent previously and is in your files as of 2-7-72.

Pond size will be 45' x 150'.
Diversion will be by concrete checks and open ditch.
10 c.f.s of water will be diverted in the beginning and additional later.

This will not be a hatchery. Fish will be grown from 3 to 4 to the pound to market size on a gain basis for an established hatchery.

Construction will begin approximately March 1, 1972, and first pond should be finished approximately May 1, 1972. Balance of construction will be over a three-year period.

It is planned to use measuring devices similar to those used by the Twin Falls Canal Co.

If you need further information, please let me know.

Sincerely yours,

Orlin Freeman

47 7132

February 14, 1972

Re: Application for Permit No. 47-7132

Mr. Orlin Freeman
Route #4
Buhl, Idaho 83316

Dear Mr. Freeman:

Enclosed, please find our letter of January 21, 1972, requesting additional information on your project, as described under the above referenced permit.

On February 7, 1972, we received a letter from the Farmers National Bank, stating your financial capabilities. We are still in need of items #2, #3, and #4, before we can take final action on your application for permit.

If we may be of any further assistance in this, or any other matter, please do not hesitate to contact this Department.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:cs

Enc: copy of referenced letter

47 7132

The Farmers National Bank

BOX 392

BUHL, IDAHO 83316

January 27, 1972

Department of Fish and Game

Mr. R. Keith Higginson
State of Idaho
Dept. of Water Administration
State House - Annex 2
Boise, Idaho 83707

Re: Orlin Freeman

Dear Sir:

Mr. Orlin Freeman, Route #4, Buhl, Idaho, has been a customer of this bank for the past 27 years. He has made steady financial progress during this time, and at the present time owns his own farm plus a range cattle operation in Idaho and Nevada.

His financial statement on file with us shows a net worth of a low-to-medium six-figured sum with no liabilities.

We have extended short and intermediate term loans to Mr. Freeman in the past which were always paid as agreed or in advance.

It is our opinion that he is financially capable of constructing and operating a fish propagation facility.

Sincerely yours,

THE FARMERS NATIONAL BANK OF BUHL


Lowell Shafer
Asst. V.P.

LS/jw

47 7133

47 7132

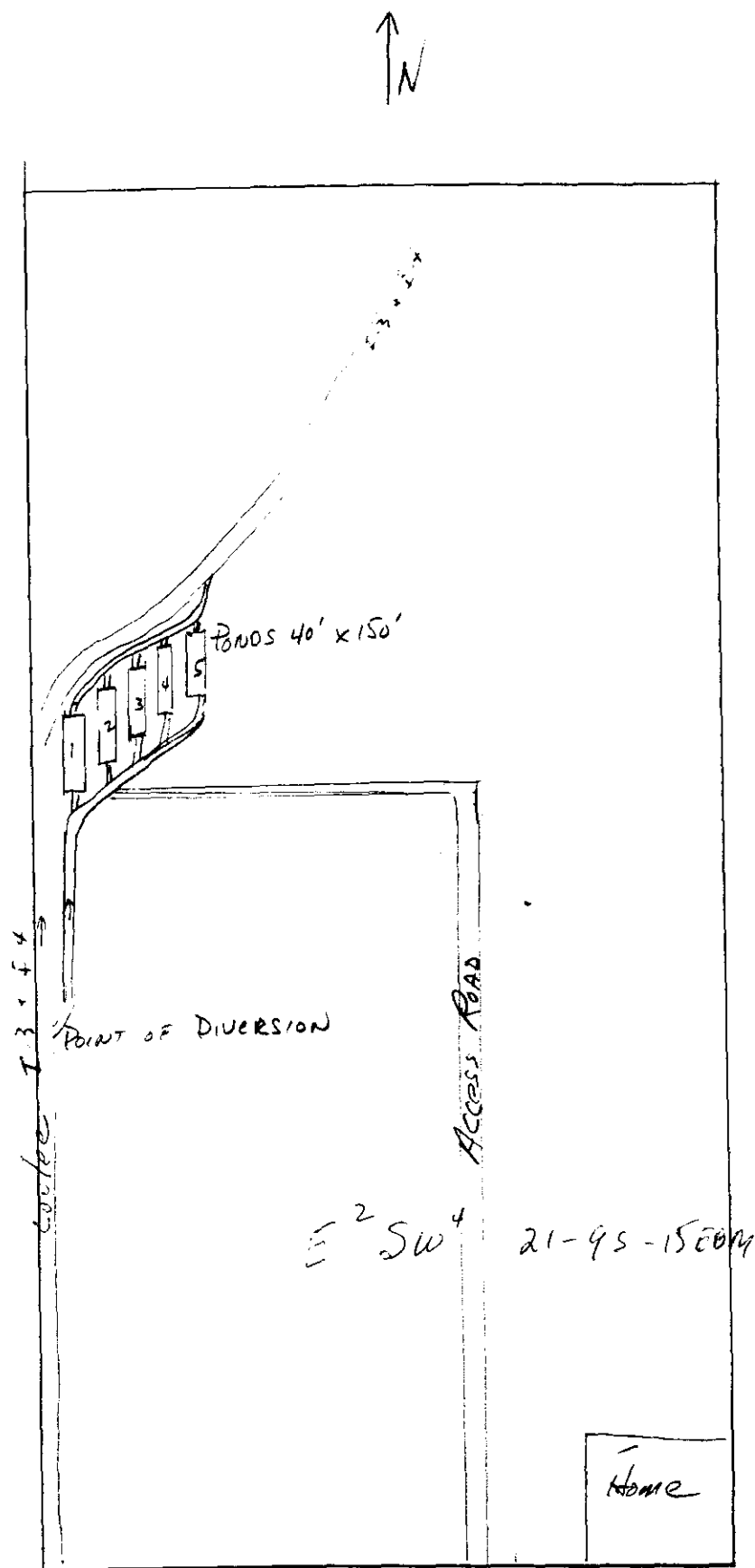


DIAGRAM OF PONDS - CONSTRUCT 2 INITIALLY - OTHER LATER



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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

January 21, 1972

Re: Application for Permit No. 47-7132

Orlin Freeman
Route #4
Buhl, Idaho

Dear Mr. Freeman:

In order to further consider your application for permit, we will require additional information not included with the above referenced application as follows:

1. A letter from a financial institution showing that you are financially able to complete the project as described in the application. (See Section 42-203 of the Idaho Code)
2. A preliminary design of the hatchery facilities, indicating the size of raceways, general layout, the size of pipelines or other diversion works and such other information as will fully describe the method and means of diversion and verify the need for the quantity of water requested.
3. A justification, based upon the preliminary design and the estimated production of the hatchery, for the amount of water requested.
4. An estimated schedule of construction, giving dates for the start of construction, the finish of construction, and the date that full operation of the hatchery is anticipated.

47 7132

Page 2
Orlin Freeman
Re: 47-7132
January 21, 1972

You should be aware that all applications, if approved, will require the installation and maintenance of adequate measuring devices both at the point of diversion and the point of return of the water. These devices must be of a type approved by the Department; they can be of any generally recognized standard measuring device type. You should include the installation of these devices in your preliminary plans for construction.

We would appreciate receiving this information on or before February 21, 1972. Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/bb

Enc: Information letter

47 7132

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

January 21, 1972

Re: Application for Permit No. 47-7132 - Orlin Freeman
" " " " 65-7250 - Vallev View Mines
" " " " 69-7001 - Silver King Mines, Inc.

Mr. Ted Biladeau
Engineering Division
Dept. of Fish & Game
Boise, Idaho

Dear Mr. Biladeau:

We are enclosing copies of the above referenced applications that may be of interest to your agency. Please review the applications and if you have any comments, please submit them to our Department as soon as possible. We normally complete the processing of an application within a 6-week period and we are required to take final action shortly thereafter.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB

Enclosures

47 7132

January 20, 1972

Re: Application No. 47-7132 - Orlin Freeman
" " 47-7133 - Leo Martins

Times News
P.O. Box 548
Timn Falls, Idaho 83301

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,

Fred Eisenbarth
Appropriation Examiner

FE:cr

Enc: Legal Notices

47 7132

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Orin Freeman Route No. 4, Buhl, Idaho has on Jan. 4, 1972 submitted Application No. 47-7132 for a permit to appropriate 30 cubic feet per second of water from a surface water source (Twin Falls Canal Co., Coulee 1-3 and 1-4) by means of checkgate and ditch within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 9S, R. 15E, B.M., Twin Falls County to be used from Jan. 1 - Dec. 31 for fish propagation purposes within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 9S, R. 15E, 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, Statehouse, Boise, Idaho, 83707, on or before Feb. 14, 1972

R. Keith Higginson
Director
Published in the Times-News,
Twin Falls, Idaho on Jan. 27 and
Feb. 3, 1972.

47 7132

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Orlin Freeman
Route #4, Buhl, Idaho
has on Jan. 4, 1972 submitted Application No. 47-7132
for a permit to appropriate 30 cubic feet per second ~~acres feet per annum~~
of water from a surface water source (Twin Falls Canal Co., Coulee 1-3 and 1-4)
by means of checkgate and ditch
within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 9S, R. 15E, B.M., Twin Falls County
to be used from Jan. 1 - Dec. 31
for fish propagation purposes
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 9S, R. 15E, 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, Statehouse, Boise, Idaho, 83707, on or before Feb. 14, 1972.

R. KEITH HIGGINSON

Director

Published in the Times News, Twin Falls, Idaho
on Jan. 27 and Feb. 3, 1972.

47 7132

January 6, 1972

Orlin Freeman
Route #4
Buhl, Idaho 83316

Dear Mr. Freeman:

Attached herewith is your receipt No. 8653 in the amount of \$ 265 00
for your application for permit
which was received in this office.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

47 7132