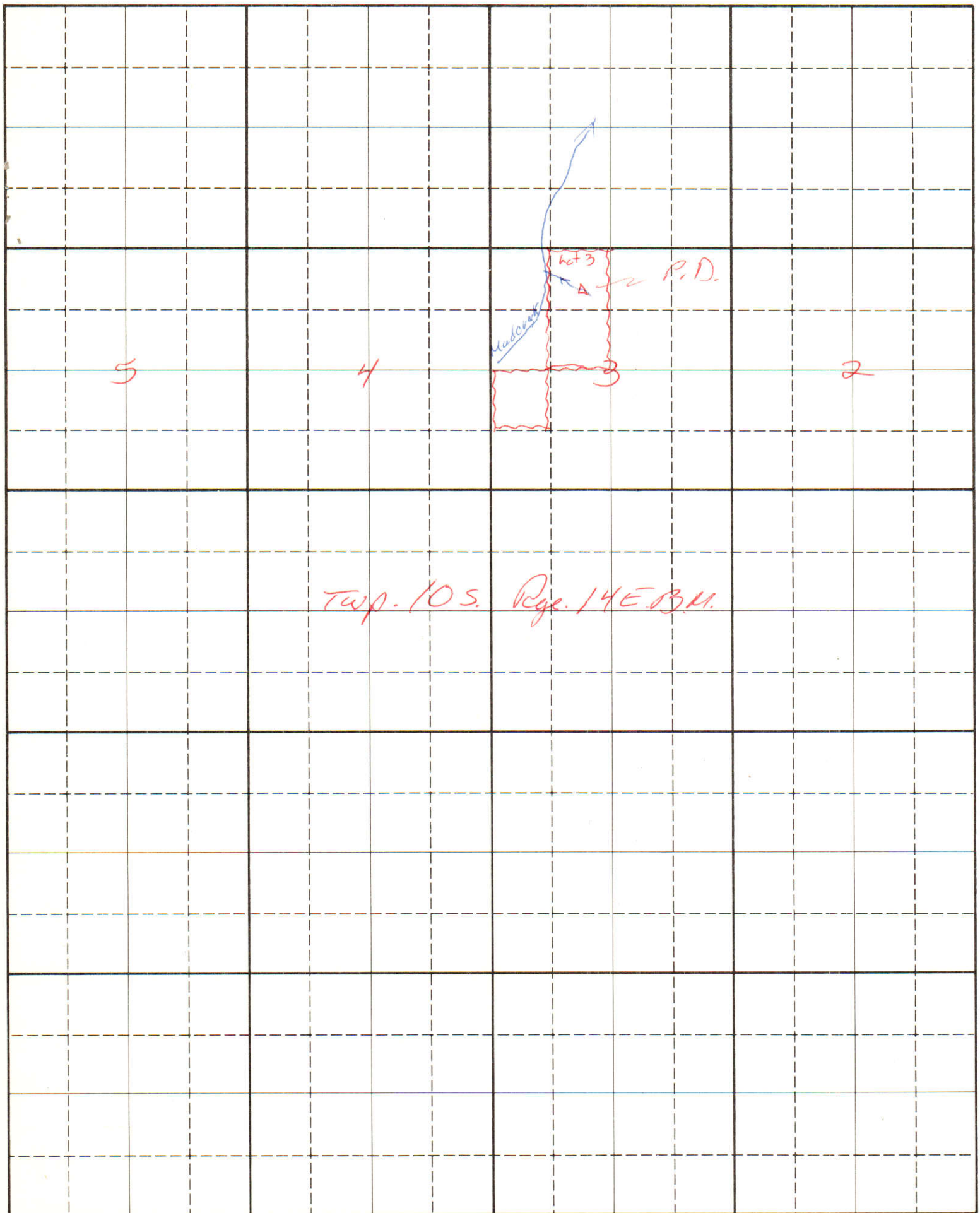


11. Map of proposed project:



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.

X Lawrence J. Jess
(Applicant)
Glady Jess

47 7082

AFFIDAVIT of PUBLICATION

STATE OF IDAHO }
County of Twin Falls } ss.

I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of **THE BUHL HERALD**, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper two consecutive weeks, the first publication having been made on the 2nd day of October, 1969, and the last publication having been made on the 9th day of October, 1969; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in **Buhl, Twin Falls County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.

Robert E. Bailey

Subscribed and sworn to before me this 9th day of October, 1969.

Coreyn D. Matthews
Notary Public.

Buhl, Idaho
Residing at

January 1, 1973
My Commission Expires

NOTICE OF APPLICATION FOR WATER
Notice is hereby given that Lawrence and/or Gladys Jess, Route 3, Buhl, Idaho, have on September 19, 1969, applied for permit under application No. 47-7082 to divert 1.4 cubic feet per second of water from an unnamed stream tributary of Mud Creek. Water will be diverted by headgate, ditch and ponds within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3), Sec. 3, T. 10S, R. 14E, B.M., Twin Falls County and is to be used from January 1 to December 31 for fish propagation in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3), SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 10S, R. 14E, B.M.
Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.
R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Buhl Herald, Buhl, Idaho, on October 2 and October 9, 1969.
(38t2)

Bill submitted
10-12-69

47 7082

After Five Days Return To
IDAHO WATER RESOURCE BOARD
State House
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



UNDELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

Deceased.

Lawrence &/or Gladys Jess
Route #3
Buhl, ID 83316



RECEIVED

OCT 2 1974

Department of Water Resources

Deceased
Sent out regular mail for new owners of house only

PS Form 3811, Nov. 1973

1. The following service is requested (check one). ☐ Show to whom and date delivered..... 15¢ ☐ Show to whom, date, & address of delivery.. 35¢ ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢ ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery..... 85¢		2. ARTICLE ADDRESSED TO:	
3. ARTICLE DESCRIPTION: REGISTERED NO. CERTIFIED NO. INSURED NO. 26086		(Always obtain signature of addressee or agent)	
I have received the article described above. SIGNATURE		4. DATE OF DELIVERY	
5. ADDRESS (Complete only if requested)		POSTMARK	
6. UNABLE TO DELIVER BECAUSE:		CLERK'S INITIALS	

* GPO : 1974 O - 527-803

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 47-7082 Priority Sept. 19, 1969 Amount 1.40 cfs

THIS IS TO CERTIFY, that David Philip Stoddard & Ruth R. Stoddard
of Buhl, Idaho, has complied with the terms and conditions of Permit
No. 47-7082 issued pursuant to Application for Permit dated September 19, 1969,
and has submitted proof to the Department of Water Resources on November 29, 1974,
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 1.40 cfs of water from an unnamed stream,
tributary to Mud Creek, 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
Fish	from Jan. 1 to Dec. 31	at 1.40 cfs and	n/a
Propagation	from to	at cfs and	
	from to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 1.40 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
n/a acre feet per year, said waters to be diverted within the Lot 3 of Sec. 3,
Twp. 10 S, Rge. 14 E, B. M. in the County of Twin Falls

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10 S	14 E	3					X-Lot 3												

Total number of acres irrigated _____

Measuring devices of a type approved by this Department shall be permanently
maintained at the point of diversion and point of return of the water.

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 10 day of
February, 19 75.

MICROFILMED

Director

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 47-7082 in the)
name of David Philip Stoddard & Ruth R. Stoddard)
_____)

ORDER

WHEREAS, on September 19, 1969, Lawrence &/or Gladys Jess (Assigned to David Philip & Ruth R. Stoddard) applied to the Department of Water Resources (formerly the Dept. of Water Administration) for a permit to appropriate 1.4 cubic feet per second of water from an unnamed stream, tributary to Mud Creek, within Lot #3, Sec. 3, Twp. 10S, Rge. 14E, B.M., Twin Falls County, to be used for fish propagation purposes; and,

WHEREAS, on December 30, 1969, the Department approved said application and issued Permit No. 47-7082 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before December 1, 1974; and,

WHEREAS, on September 30, 1974, the Department notified the permit holder that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to submit said proof; and,

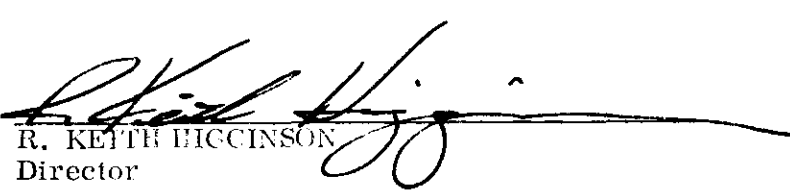
WHEREAS, on November 29, 1974, the Department's Southern District Office in Twin Falls, Idaho, received the required proof of beneficial use; and,

WHEREAS, on December 9, 1974, the Department inadvertently sent notice that Permit No. 47-7082 had lapsed for failure to submit the required proof of beneficial use; and,

WHEREAS, the notice of lapsing of Permit No. 47-7082 was in error;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 47-7082 be REINSTATED without a loss of priority.

Dated this 20 day of January, 1975.


R. KEITH HICCINSON
Director

DDR:JG

MICROFILMED

ASSIGNMENT

FOR VALUE RECEIVED, We, the undersigned, LAWRENCE JESS and GLADYS R. JESS, husband and wife, hereby assign and transfer to DAVID PHILIP STODDARD and RUTH R. STODDARD, husband and wife, all of our right, title and interest in and to 1.4 cubic feet per second of water covered by Idaho State Permit No. 47-7032, to appropriate the public waters of the State of Idaho for fish propagation, said water to hereafter be appurtenant to the following described land, to-wit:

Lot Three (3), Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Three (3), Township Ten (10) South, Range Fourteen (14) E.B. M., Twin Falls County, Idaho.

DATED this 14th day of July, 1970.

Lawrence Jess
Gladys Rebecca Jess

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 14 day of July, 1970, before me, the undersigned, a Notary Public in and for said County and State, personally appeared LAWRENCE JESS and GLADYS R. JESS, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Theodore V. Bekus
Notary Public for Idaho
Residing at Twin Falls, Idaho

MICROFILMED

Identification No. 47-7082
Application No. _____

ASSIGNED TO: DAVID PHILIP & RUTH
R. STODDARD
Route #3
Twin Falls, ID

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)

LICENSE ISSUED FOR 140 SEC. FT.
LICENSE PAGE NO. _____

1. Name of applicant Lawrence and/or Gladys Jess
post office address Route 3, Buhl, Idaho 33316
2. Source of water supply unnamed stream which is a tributary of Mud Creek
3. a. Location of point of diversion is 1/4 of Lot 3 1/4 of Section 3 Township 10 S
Range 14 E B.M. Twin Falls County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.4 for fish propagation purpose from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.4 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. headgate, ditch and ponds

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 \$ 5,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: Lot 3, NW 1/4 SW 1/4, SE 1/4 NW 1/4
(1) Give the place of use of water: 1/4 of Lot 3 1/4 of Section 3 Township 10 S
Range 14 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: fish propagation

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	

Total number of acres to be irrigated _____

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

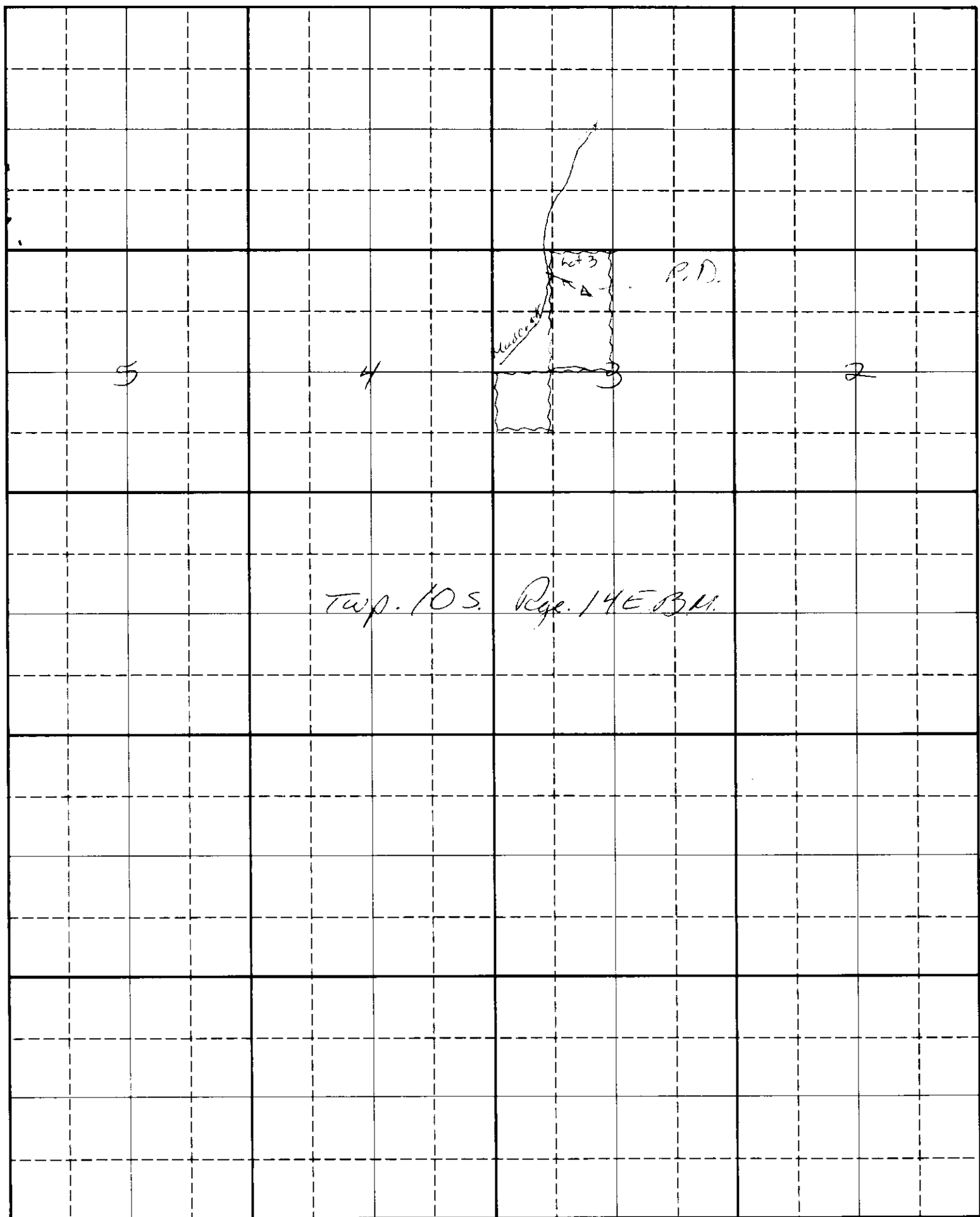
9. a. Who owns the property at the point of diversion Self

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

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 The unnamed stream originates from a tunnel on our property.

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.

x Lawrence J. 32
(Applicant)
Bladys Jess
47 7082

Received by DeW Date 9-19-69 Time 1:55 PM
Preliminary check by DeW Fee \$ 25.00
Receipted by ef Date 9-19-69
Publication prepared by de Date 9-24-69
Published in Bozyl Herald
Publication dates 10-2-9-69
Publication approved de Date 10-17-69
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by SP D PMC DCC
NCY OST

APPROVED

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. 47-7082, 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 December 1, 19 74.
- c. Other: The use of this water is for a nonconsumptive purpose. The applicant shall permanently install and maintain measuring devices of a type approved by the department at both his point of diversion and point of return of the water.

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

Witness my hand this 30th day of December 1969.

R. Kirk Higin
State Reclamation Engineer

Jess. Tunnell

DAY			SPRING	FALL	
1	19	43	68	76	
2	19	44	59	71	
3	19	45	52	63	
4	19	46	51	67	
5	19	47	52	93	
6	19	48	61	94	down to 100 ft
7	19	49	63	97	down to 100 ft
8	19	50	55	93	
9	19	60		70.5	inches
10					about 100 ft
11					
12	Above Measurements are taken by				
13	Elmo Green of Twin Falls Canal Company				
14	Above water measurement on				
15	September 18-1969				
16					
17					
18					
19					
20					
21					
22					
23					
24					
25					
26					
27					
28					
29					
30					
31					
Month's Total					

AFFIDAVIT of PUBLICATION

STATE OF IDAHO }
County of Twin Falls } ss.

I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of THE BUHL HERALD, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper two consecutive weeks, the first publication having been made on the 2nd day of October, 1962, and the last publication having been made on the 9th day of October, 1962; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in **Buhl, Twin Falls County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.

Robert E. Bailey
Subscribed and sworn to before me this 11 day of October, 1962.
George L. Matthews
Notary Public.

Buhl, Idaho
Residing at
January 1, 1973
My Commission Expires

NOTARY PUBLIC
Buhl, Idaho
September 19, 1962
1962, and the said notice was published in said newspaper for the first time on the 14th day of September 1962, and the last publication having been made on the 9th day of October 1962; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

Notary Public
10-10-62

10-10-62

February 11, 1975

Re: Permit No. 47-7082

David Phillip & Ruth Stoddard
Route 3
Buhl, Idaho 83316

Dear Mr. & Mrs. Stoddard:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

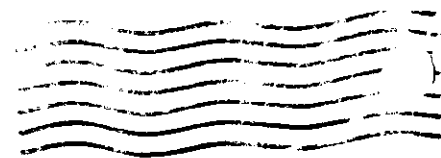
RECEIVED

Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

*Resent
to Route #3
Buhl, Idaho
1-24-75*

David Philip Stoddard & Ruth R. Stoddard
Route #8
Twin Falls, Idaho 83301

RECEIVED



January 21, 1975

*Revert to
Route #3
Subl
1-24-75
H*

David Philip Stoddard & Ruth R. Stoddard
Route # 3
Twin Falls, Idaho 83301

Re: Permit No. 47-7082

Dear Mr. & Mrs. Stoddard:

This office acknowledges receipt of the assignment and proof of beneficial use affidavit submitted in connection with the above referenced permit. Enclosed you will find an Order which reinstates the permit; please note that the priority date has not been advanced.

A representative of the Department has made an examination of the works covered by Permit No. 47-7082 and has found the following:

Quantity of water diverted: 1.40 cfs Source: unnamed stream

Amount of water that can be recognized as beneficially used under
Idaho law: 1.40 cfs

Point of diversion: Lot 3 of Sec. 3, Twp. 10 S, Rge. 14 E, B. M.

Beneficial use: Fish propagation purposes within Lot 3, Sec. 3,
Twp. 10 S, Rge. 14 E, B. M.

Priority date established: Sept. 19, 1969

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR
Enc: Order

bc: Southern District Office

DATE 12/17/74

FROM Darlene

TO Bob Haynes

SUBJECT Permit # 47-7082 - Lawrence &/or Gladys Jess

Have this date reviewed the b/u affidavit and field exam submitted by your office in connection with the above referenced permit.

Before we can accept the proof, restate the permit and issue a water license, we will require an assignment of permit from the Jess'. (Our proof due notice was returned marked "deceased", so assignment will have to be executed by the administrator of the estate.)

If there is anything I can do on this end to help, please advise.

Darlene - Inclosed is a copy of the assignment you requested. Mr. Stoddard had already sent one original to your office. it must have gotten lost. I hope this is all we need to fix.

Gary Funderburg

MICROFILMED

SIGNATURE

RECEIVED

TOTAL ACREAGE

DATE OF EXAM 11-29-74

ACREAGE
Found 4
Recommended 4

Irrigation Requirement 4 Ac Ft/Ac

USE
Irrigation Q = 1.4 c.f.s. V = ✓ AF/Ann. from Jan 1 to Dec 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. 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 1.4 c.f.s. Method of measurement Cipolletti Weirs

Total Q recommended 1.4 c.f.s. Meter No. ✓ Type ✓ Condition good

Total V recommended ✓

Recommended Amendments:

P.D. ✓
Place of Use ✓
Other ✓
None ✓

MEASUREMENT CALCULATION:

Q = 1.4 c.f.s.
V = Not Required

SYSTEM DESCRIPTION:

Deep tunnel, gravity flow to ponds and
is diverted from Pond to Mud Cr.

REMARKS:

Cipolletti Weir inlet & outlet 36' crest.

Examiner's Signature Larry Sunderburg Date 12-2-74

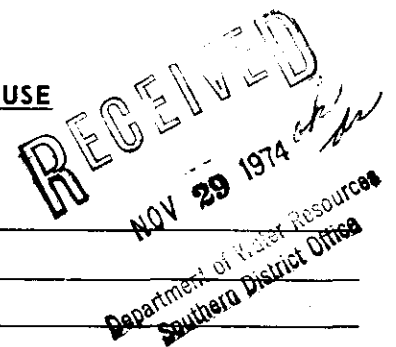
Checked by B. B. Barnes Date 12-2-74

Approved by Date

Identification No. _____
Permit No. 47-7082

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE



1. a) Name of Permit Holder David Philip and Ruth R. Stoddard
b) Post Office Address Route #3, Twin Falls, Idaho
2. Permit Number 47-7082
3. Date of Priority that you are prepared to establish 9-19-69
4. a) Source from which water was appropriated Unnamed Stream
b) Location of the point of diversion: Lot 3 1/4 - 1/4, Section 3
Township 10S, Range 14E, Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
amount 1.4 cfs for fish propogation purposes from Jan. 1 to Dec. 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 1.4 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 qualifica-
tions of the person making the measurement: Twin Falls Canal Company by Elmo Green

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 breif
description of diversion structure and/or canal or ditch) Seep Tunnel, gravity flow to ponds and is
diverted from pond to Mud Creek

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
Cipolletic weirs inlet & outlet 36".

c) Give well drillers name and address and date the well was completed _____

MICROFILMED

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use For fish propogation

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			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.

11-29-74
(Date)

Ruth R. Stoddard
Daniel Philip Stoddard
(Signature)

State of Idaho
County of Lavin Falls ss.

On this 29 day of November, 1974, 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 Lavin Falls Idaho

My commission expires 11-20-78

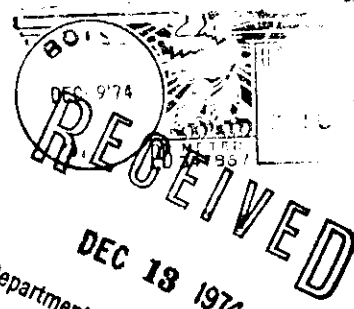
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83707



UNDELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

Lawrence &/or Gladys Jess
Route #3
Buhl, ID 83316

TO AVOID DELAY IN DELIVERY OF YOUR
MAIL, PLEASE HAVE IT ADDRESSED WHEN
YOU TAKE DELIVERY.



Received



MAILED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

December 9, 1974

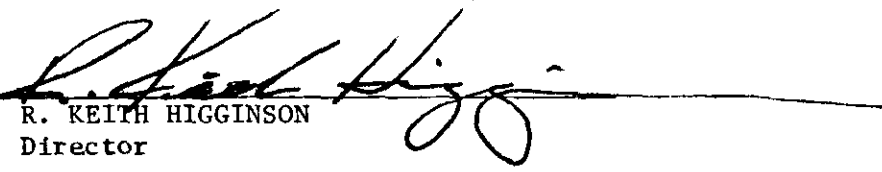
Re: Permit No. 47-7082

Lawrence &/or Gladys Jess
Route #3
Buhl, ID 83316

Dear Mr. & Mrs. Jess:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 47-7082 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:jg

MICROFILMED

WATER RESOURCE BOARD:

John F. Streiff
Chairman
Franklin Jones
Member

George L. Yost
Vice-Chairman
M. Reed Hansen
Member

Donald R. Kramer
Secretary
Scott W. Reed
Member

Edwin C. Schlender
Member
Joseph H. Nettleton
Member

DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720



UNDELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

Lawrence &/or Gladys Jess
Route #3
Buhl, ID 83316

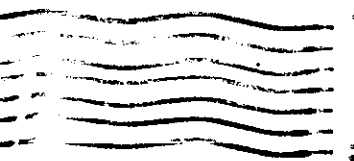
RECEIVED

OCT 19 1974

Department of Water Resources

MICROFILMED

Lawrence



After Five Days Return To
IDAHO WATER RESOURCE BOARD
State House
BOISE, IDAHO 83720

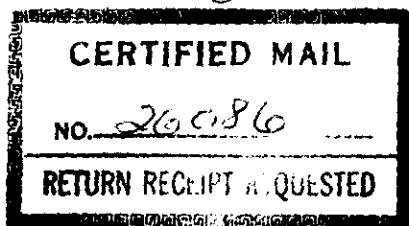
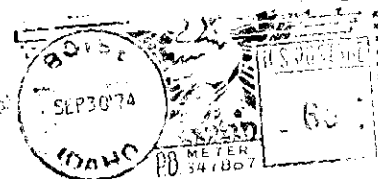
DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



UNDELIVERABLE AS ADDRESSED

Deceased.

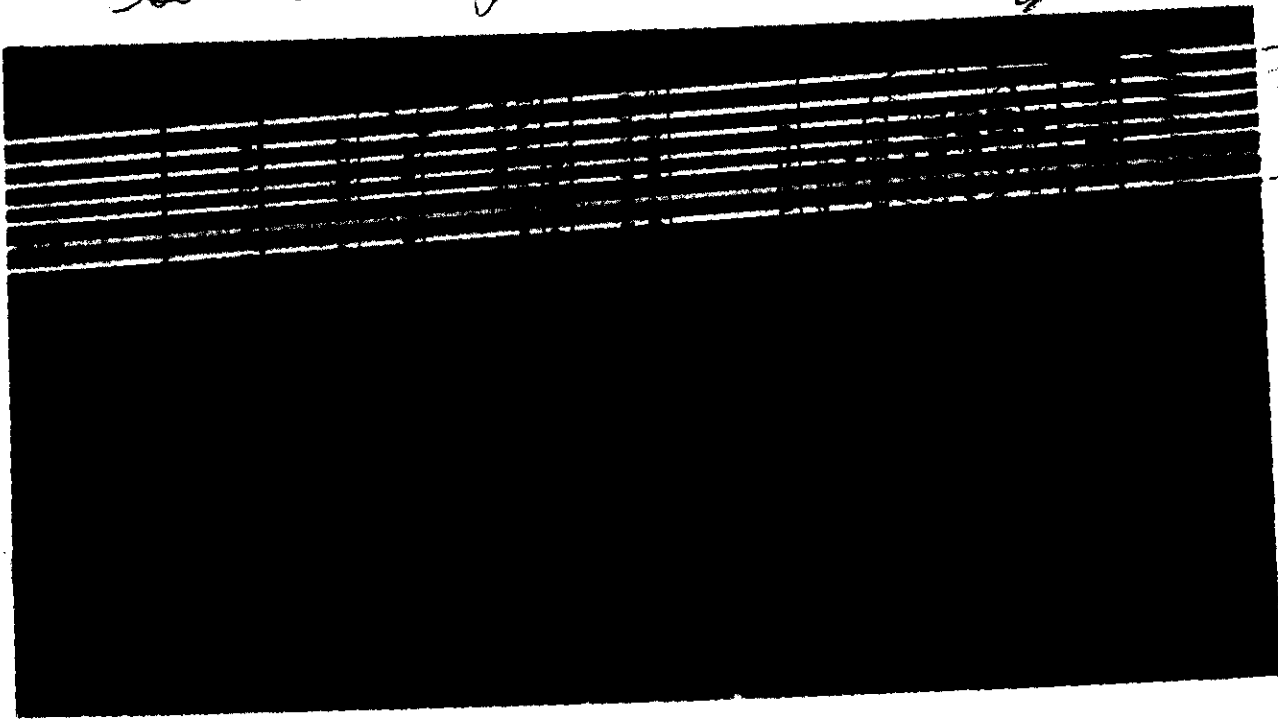
Lawrence /or Gladys Jess
Route #3
Buhl, ID 83316



Department of Water Resources

Deceased
Sent out regular mail for new owners if they are any

RECEIVED



September 30, 1974

CERTIFIED MAIL

26036

Re: Permit No. 47-7082

Lawrence &/or Gladys Jess
Route #3
Buhl, ID 83316

Dear Mr. & Mrs. Jess:

One of the conditions of approval of your water Permit No. 47-7082 (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 December 1, 1974. 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

January 7, 1970

Re: Permit No. 47-7082

Lawrence and/or Gladys Jess
Route 3
Buhl, Idaho 83316

Dear Mr. & Mrs. Jess:

We enclose a copy of your approved application for permit 47-7082 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, ~~Assistant~~ Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit
Receipt No. 3640 for \$25
1 letter of information

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

47 7082

FISH HATCHERY FILINGS - TWIN TAILS - 12/16/69

47-7070 - FRAME TRAIL FARM

WORE TO GET ROCK CR CLEANED UP ~~FROM~~ ROCK CR.

WOUND DEVELOPE INSIDE OF 2 YEARS - EXISTING

47-7015) - JOHN ANDERSEN

47-7073)

MARKER THROUGH CLEAR SPRINGS TRAIL CO.

COMPANY PROVIDES PISA & FRED - ANDERSEN WOULD PROVIDE FACILITY AND LABOR TO FRED, ETC.

47-7074) - SCHWITZ

SAME AS ANDERSEN -

47-7027 - SCHMIDT

HAS INSTALLED 5 SEWAGE WELLS 75' DEEP
6" DIAMETER

47-7082 - SAME TYPE OF PROPOSAL AS OTHERS
TUNNEL ON PROPERTY - SEWAGE TUNNEL

47-7082

FISH PROPAGATION APPLICATIONS

47-7018, 47-7070, 47-7073, 47-7074, 47-7081 & 47-7082

Twin Falls City Hall, Twin Falls, Idaho

December 16, 1969 at 4:00 p.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
Paul A. Schmitt	RR 3 Buhl Ida	Self.
John Akrendson	Rt 3 Buhl Ida	Self
Laurie Jess	Buhl Idaho	
Mrs. Eddie Schults	Buhl, Idaho	self & husband.
Mrs. Clarence G. Givins	Twin Falls,	Frame Trout Farm

NAME AND
ADDRESS
OF SENDER

Dept. of Reclamation

Indicate type of mail

☐ INSURED☐ C. O. D.☒ CERTIFIEDAffix stamp here if issued as
certificate of mailing or for
additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSE- MENT	R. R. FEE	S. D. FEE	S. H. FEE	RESTRICTED DELIVERY FEE REMARKS
✓ 1 21454	Eddie Schult, Rte 3, Buhl Idaho	.06	.30			.15			47-7084
✓ 2 21455	John C. Christensen, Rte 3, Buhl Idaho	.06	.30			.15			47-7085
✓ 3 21456	Same tract farm, Rock Creek Canyon Rd., Twin Falls, Idaho	.06	.30			.15			47-7070
✓ 5 21457	Paul A. Schmidt, Rte 3, Buhl Idaho	.06	.30			.15			47-7081
✓ 6 21458	Laurence and/or Gladys Jees Rte 3, Buhl Idaho	.06	.30			.15			47-7082
✓ 8 21459	John C. Christensen, Rte 3, Buhl Idaho	.06	.30			.15			47-7018
✓ 9 21460	Harry Robertson, Daly & Larson P.O. Box 525, Twin Falls, Idaho	.06	.30			.15			36-7085
10									
11	John A. Rosholt								
✓ 12 21461	Norman S. Standal & George Lemmen Star Route, Bliss Idaho	.06	.30			.15			36-7085
13									
✓ 14 21462	Brailford Brothers Inc, Buhl Idaho	.06	.30			.15			36-7085
✓ 15 21463	Keith W. Parkinson, 1005 S. 1st E St. Anthony, Idaho	.06	.30			.15			22-7025
16									
✓ 17 21464	Mary Smith, Attorney at Law, 30 So. Second West, Rexburg Idaho	.06	.30			.15			22-7025
18									
✓ 19 21465	Imment-mackeen Irrigation Dist 1 C. American First Dist St. Anthony	.06	.30			.15			22-7025
20									

TOTAL NUMBER OF
PIECES LISTED
BY SENDER

12

TOTAL NUMBER OF
PIECES RECEIVED
AT POST OFFICE

Tucker

POSTMASTER, PER (Name of receiving employee)

Sufman



"P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Bulky," "F" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid-This Side Up." Special-delivery service also includes

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 47-7082 in the name of)
LAWRENCE and/or GLADYS JESS)

CONFERENCE

On September 19, 1969, Lawrence and Gladys Jess filed an application to appropriate the public waters of the State of Idaho.

The Department of Reclamation has set this matter for an informal conference, on December 16, 1969, at 4:00 p.m., at the Twin Falls City Hall, Twin Falls, Idaho. Opportunity shall be afforded all parties connected with this application to respond and present evidence and argument on all issues involved.

Failure to appear at the time and place set for conference by the applicant may allow the Department of Reclamation without prejudice to dismiss the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 4th day of December, 1969.



C. Stephen Allred, Deputy
State Reclamation Engineer

Mailed this 5th day of December, 1969, to _____

Lawrence and/or Gladys Jess, Rte. 3, Buhl, Idaho by certified mail no. 21458

By Kaye Henderson

47 7082

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

21454

INSURED NO.

DATE DELIVERED

12/6/69

1

Eddie Schults

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

3

SHOW WHERE DELIVERED *(only if requested)*

47 7082

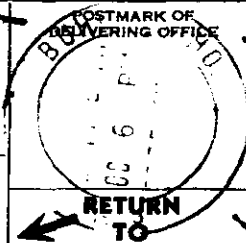
POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

e55-16-71548-10

POD Form 3811 Apr. 1967

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED**.



NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

Department of Reclamation
Annex #1 Statehouse
Boise, Idaho 83727

Buhl Idaho
Oct 11 - 1969

Dear Mr. Allred:

~~Department of Reclamation~~

Answering your letter
regarding our application for Permit
No. 47-7082.

Due to serious illness in our family
we cannot possibly consider going into
the fish project at present. Mrs. Jess
has very recently undergone two open
heart surgery operations at Salt Lake
City and is having very serious
complications therefrom.

We hope you will be considerate
of this unfortunate situation with
us and will consider and grant
our permit so that we will be
sure of the water at a future
date.

We sincerely thank you for
your co-operation. Lawrence Jess

Yours Truly, Gladys R. Jess
47 7082

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

September 26, 1969

Re: Application for Permit No. 47-7082

Lawrence and/or Gladys Jess
Route 3
Buhl, Idaho

Dear Mr. and Mrs. Jess:

In order to further consider your application for permit, we will require additional information not included with your application.

1. A financial statement indicating the resources available to you to complete the project as described in the application (See Section 42-203, Idaho Code).
2. A preliminary design of the hatchery facilities indicating size of raceways, general layout, 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 you have asked to appropriate.
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, finish of construction, and date that full operation of the hatchery is anticipated.

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 to the river. These devices must be of a type approved by the Department of Reclamation. They can

47 7082

Lawrence and/or Gladys Jess
September 26, 1969
Page 2.

be any generally recognized type of standard measuring device. You should include the installation of these devices in your preliminary plans for construction.

I would appreciate receiving this information by October 27, 1969. Thank you for your cooperation.

Very truly yours,

A handwritten signature in dark ink, appearing to read "C. Stephen Allred", written over the typed name.

C. Stephen Allred, P. E.
Acting Deputy State
Reclamation Engineer

CSA:tg

Enc: none

September 24, 1969

Re: Application for Permit No. 47-7081 - Paul A. Schmidt
47-7082 - Lawrence and/or Gladys Jess

Buhl Herald
Box 312
Buhl, Idaho

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 date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation 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 the claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Legal notice (2)

**NOTICE OF APPLICATION FOR
WATER**

Notice is hereby given that Lawrence and/or Gladys Jess, Route 3, Buhl, Idaho, have on September 19, 1969, applied for permit under application No. 47-7082 to divert 1.4 cubic feet per second of water from an unnamed stream tributary of Mud Creek. Water will be diverted by headgate, ditch and ponds within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3), Sec. 3, T. 10S, R. 14E, B.M., Twin Falls County and is to be used from January 1 to December 31 for fish propagation in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3), SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 10S, R. 14E, B.M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Buhl Herald, Buhl, Idaho, on October 2 and October 9, 1969.
(2212)

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Lawrence and/or Gladys Jess, Route 3,
Buhl, Idaho, have on 10/16/69 September 19, 1969,
applied for permit under application No. 47-7082
to divert ~~1.4~~ 1.4 cubic feet per second ~~1.4 cfs~~
of water from an unnamed stream tributary of Mud Creek.
Water will be diverted by headgate, ditch and ponds

within the NE1/4 (Lot 3), Sec. 3, T. 10S, R. 14E, B.M., Twin Falls County

and is to be used from January 1 to December 31 for fish propagation

in the NE1/4 (Lot 3), SE1/4, NW1/4, Sec. 3, T. 10S, R. 14E, B.M.

Any protest against this application must be filed with the Department
of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Buhl Herald, Buhl, Idaho,
on October 2 and October 9, 1969.

K.H.

47 7082