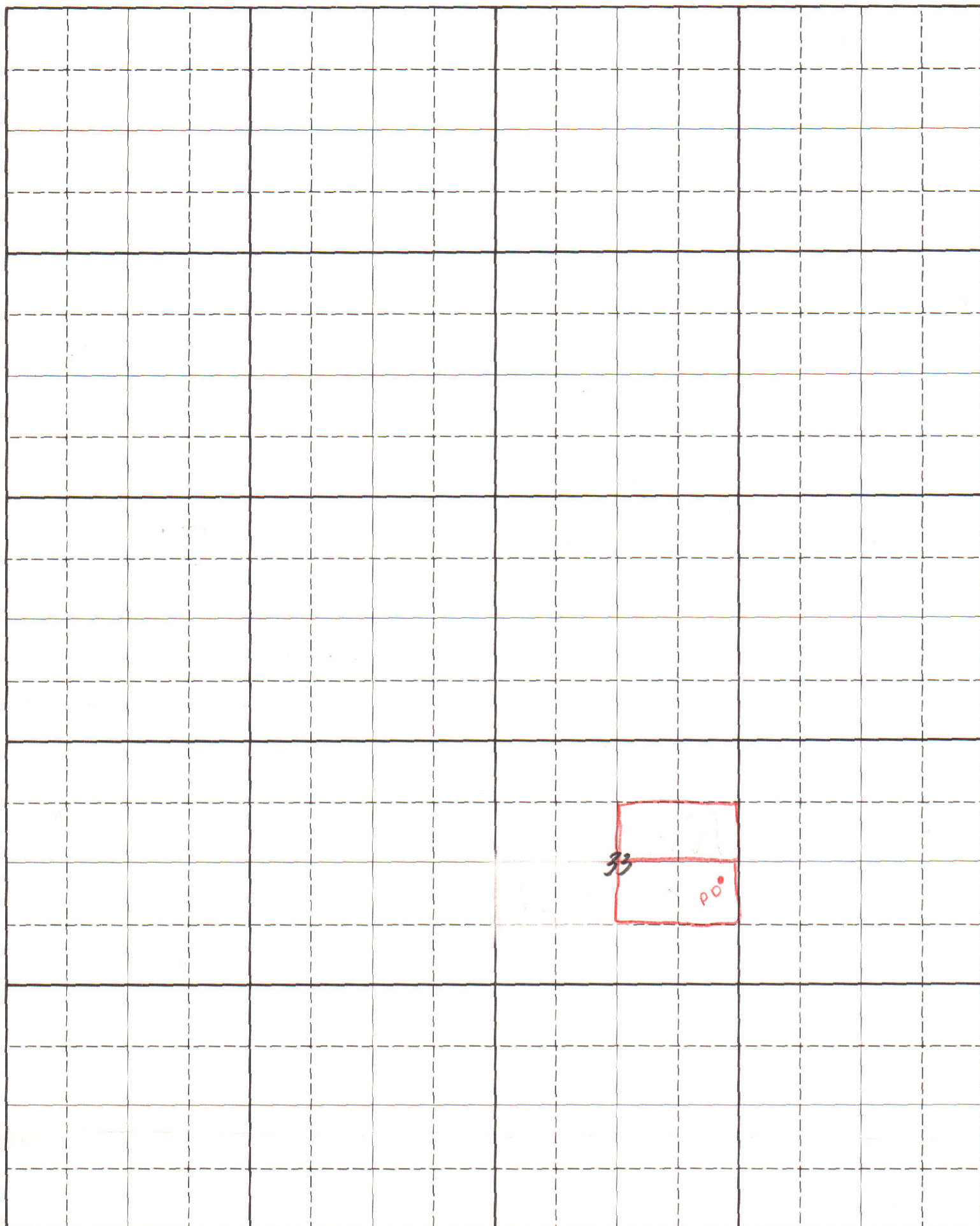


11. Map of proposed project:



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.

Marion Vandewall
(Applicant)

85-7019

RECEIVED
JUN 1 1970
Department of Reclamation

AFFIDAVIT OF PUBLICATION

_____ Gary D. Cash _____ being first duly sworn, says he is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 21st day of May, 1970, and the last publication on the 28th day of May, 1970, and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Gary D. Cash

Subscribed and sworn to before me this 28th day of May, 1970

Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Marion Vanderwall, Route 2, Box 10, Grangeville, Idaho, has on May 7, 1970, submitted Application No. 85-7019 to appropriate the public waters of a groundwater source. The proposed uses are irrigation (.24 cfs) of 160 acres from June 1 to Oct. 1, domestic (.02 cfs) and stockwater (.02 cfs) purposes from Jan. 1 to Dec. 31.

The application proposes a maximum diversion and appropriation of 0.28 cubic feet per second of water to be diverted by well and pump within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33, T. 31N, R. 3E, B.M., Idaho County, and is to be used within the S $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 33, T. 31N, R. 3E, B.M.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before June 8, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Idaho County Free Press, Grangeville, Idaho on May 21 and May 28, 1970. M21-28

85-7019

T.
31
N

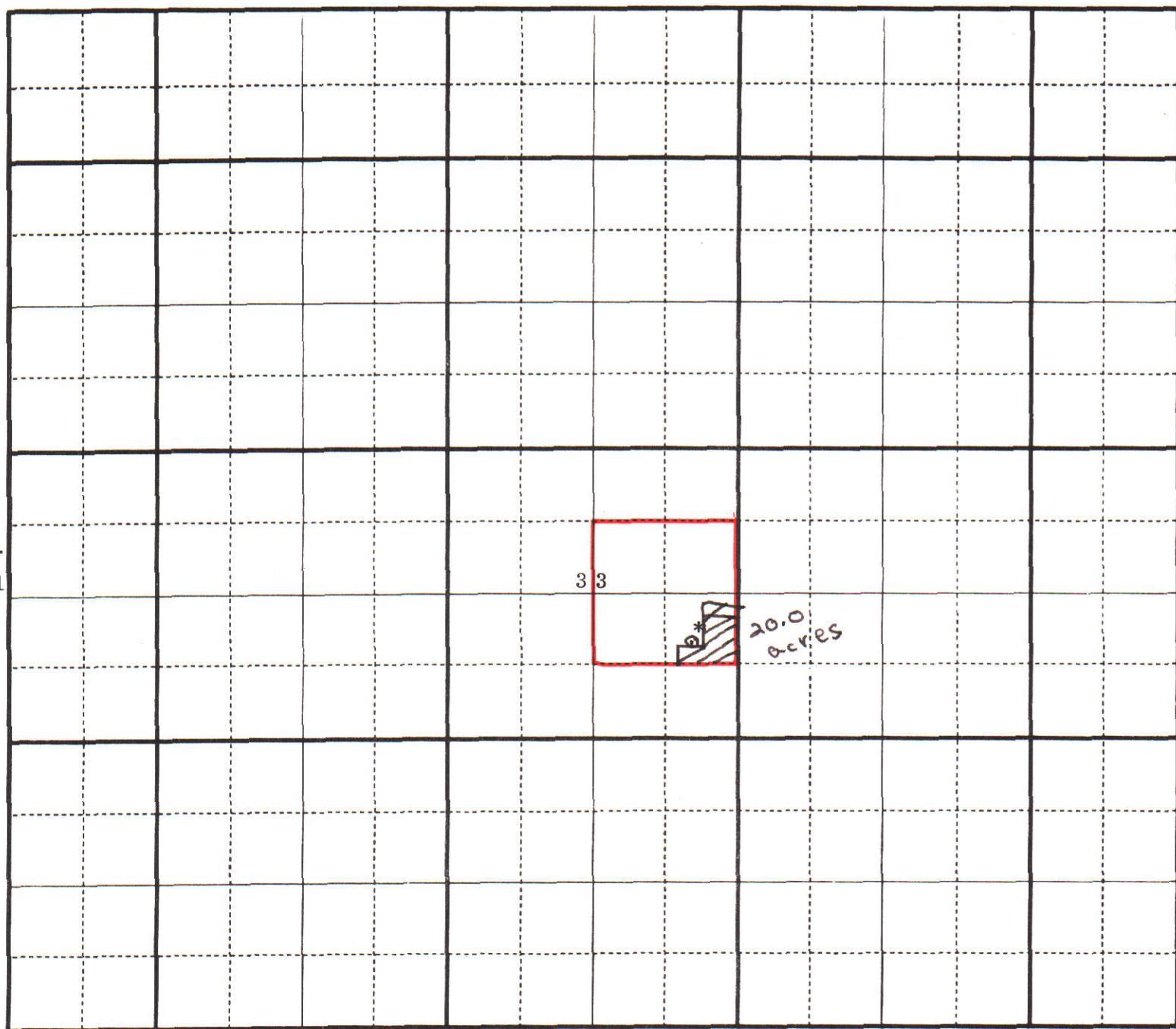
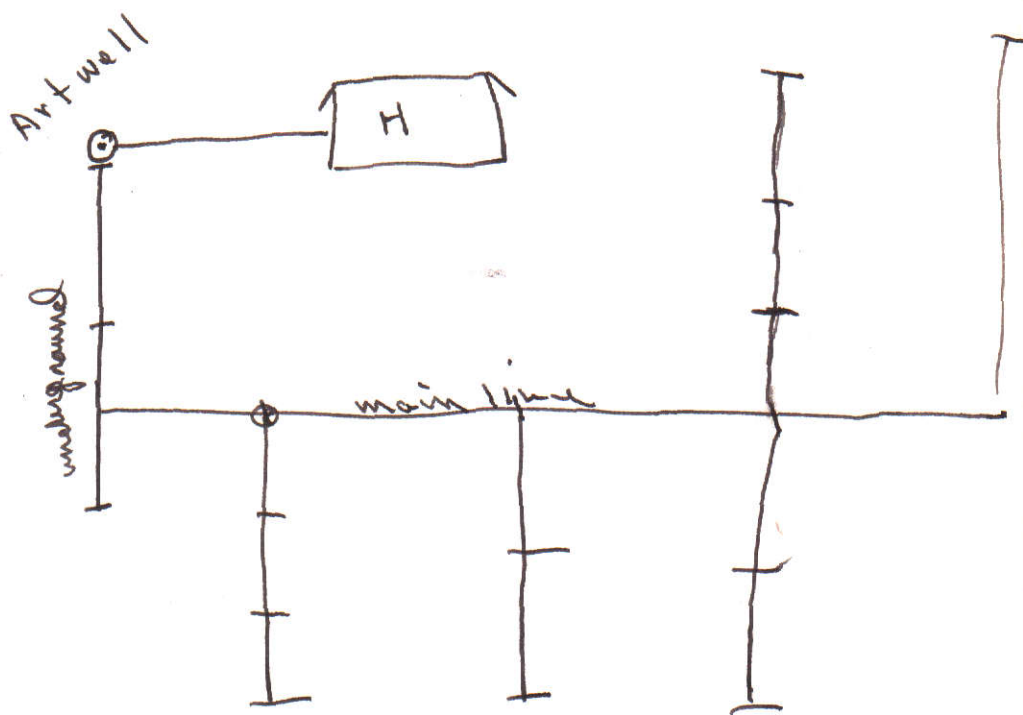
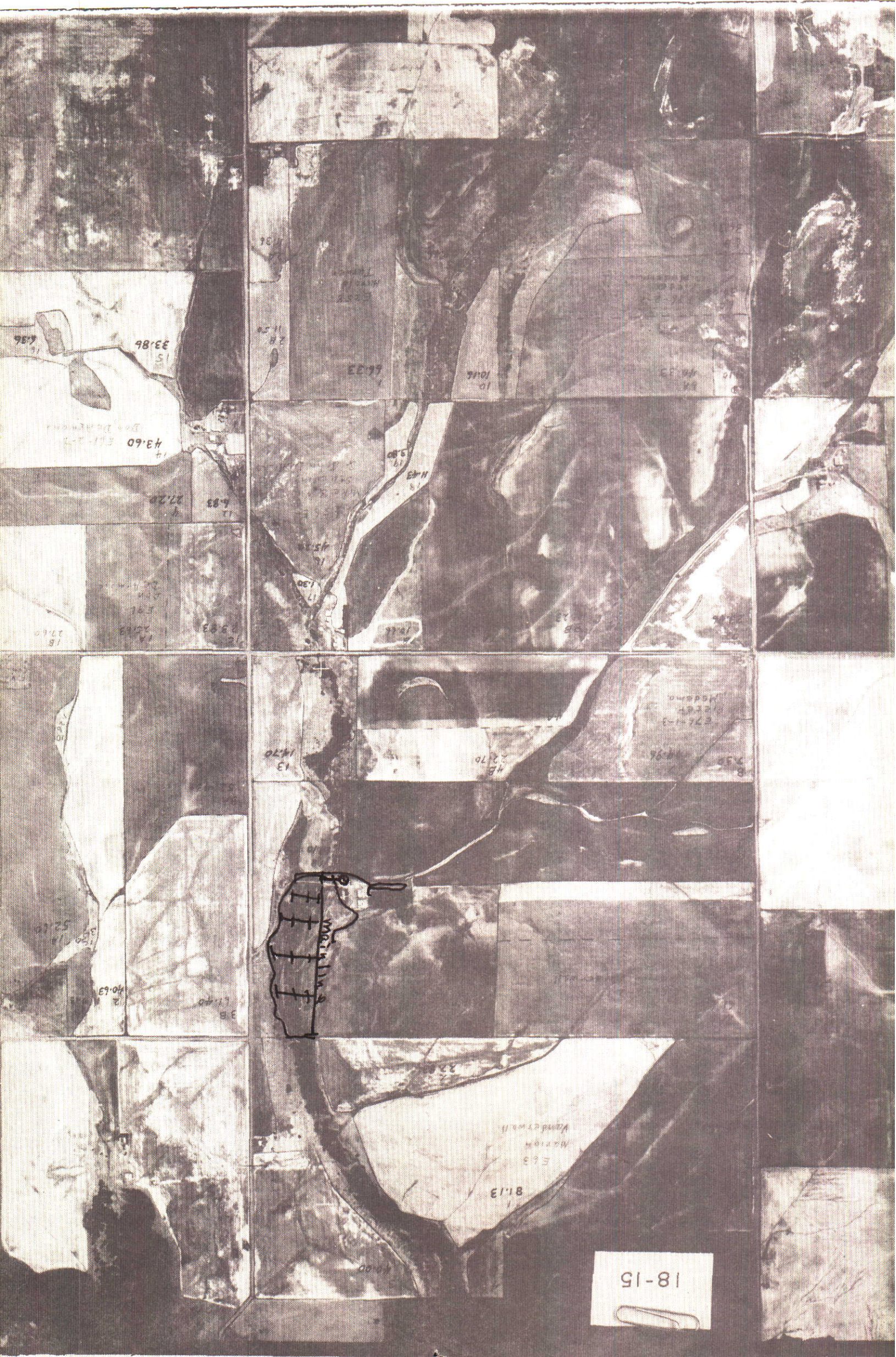


Diagram of System

33 gal per min natural
flow use for
house & stock water





State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 85-7019 Priority May 7, 1970 Amount 0.23 cfs

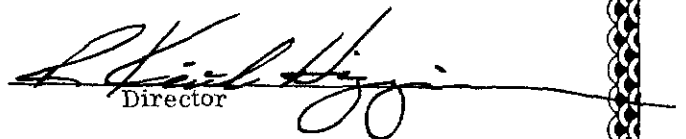
THIS IS TO CERTIFY, that MARION VANDERWALL
of Grangeville, Idaho, has complied with the terms and conditions of Permit
No. 85-7019 issued pursuant to Application for Permit dated May 7, 1970,
and has submitted proof to the Department of Water Administration on May 31, 1972,
that he has applied water to a beneficial use, an examination by the Department indicates that the
works have a capacity of 0.23 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 0.23 cfs for Irrigation from June 1 to Oct. 1 (both dates inclusive)
Amount 0.02 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)
Amount 0.02 cfs for Stockwater from Jan. 1 to Dec. 31 (both dates inclusive)
Subject, however, to the condition that no more than 0.23 cfs of water be diverted at
any one time. said waters to be diverted within the _____
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33, Twp. 31 N, Rge. 3 E, B.M.
in the county of Idaho; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 55.5 acre feet per year or _____
3.0 acre feet per acre for irrigation use, 0.6 af per year for domestic use
and 0.7 af per year for stockwater use with the total amount not to exceed 56.8 acre feet
Description and location of place of use: per year.

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 $\frac{1}{4}$	
31 N	3 E	33													20				20
		33													X				

Total number of acres irrigated 20

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
September, 19 73.


Director

85 7019

Identification No. 85-7019
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

LICENSE ISSUED FOR 223 SEC. FE.
AT CASE #

APPLICATION FOR PERMIT

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

- 1 Name of applicant MARION VANDERWALL
post office address Rt. 2, Box 10, Grangeville, Idaho 83530
- 2 Source of water supply Well which is a tributary of _____
- 3 a Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 33 Township 31 N. Range 3 E. B.M. Idaho County, additional points of diversion if any f
- b If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
- 4 Water will be used for the following purposes:
Amount 110 gal. per m 24 cfs for irrigation purpose from June 1 to Oct. 1 (both dates inclusive)
Amount 10 gal. per m 02 cfs for domestic purpose from entire year to _____ (both dates inclusive)
Amount 10 gal. per m 02 cfs for stock purpose from entire year to _____ (both dates inclusive)
- 5 Total quantity to be appropriated 28 cfs
a 130 gal. per min. ~~xxx xxx xxx second and xxx~~
b _____ acre feet per annum
- 6 Proposed diverting works.
a Description of ditches, flumes, pumps, headgates, etc. 10 h. p. submersible Coulds pump
6" casing.
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 2 yrs ~~6 mo. xxx~~
b Estimated construction cost is \$ 4000.00
- 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 40 head of cattle
(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: Water will be used for domestic purposes as well as watering cattle and irrigation

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 $\frac{1}{4}$	
31 ^N	3 E	33	S $\frac{1}{2}$ NE $\frac{1}{4}$		40	40									40	40			160

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes _____

9 a. Who owns the property at the point of diversion Marion Vanderwall

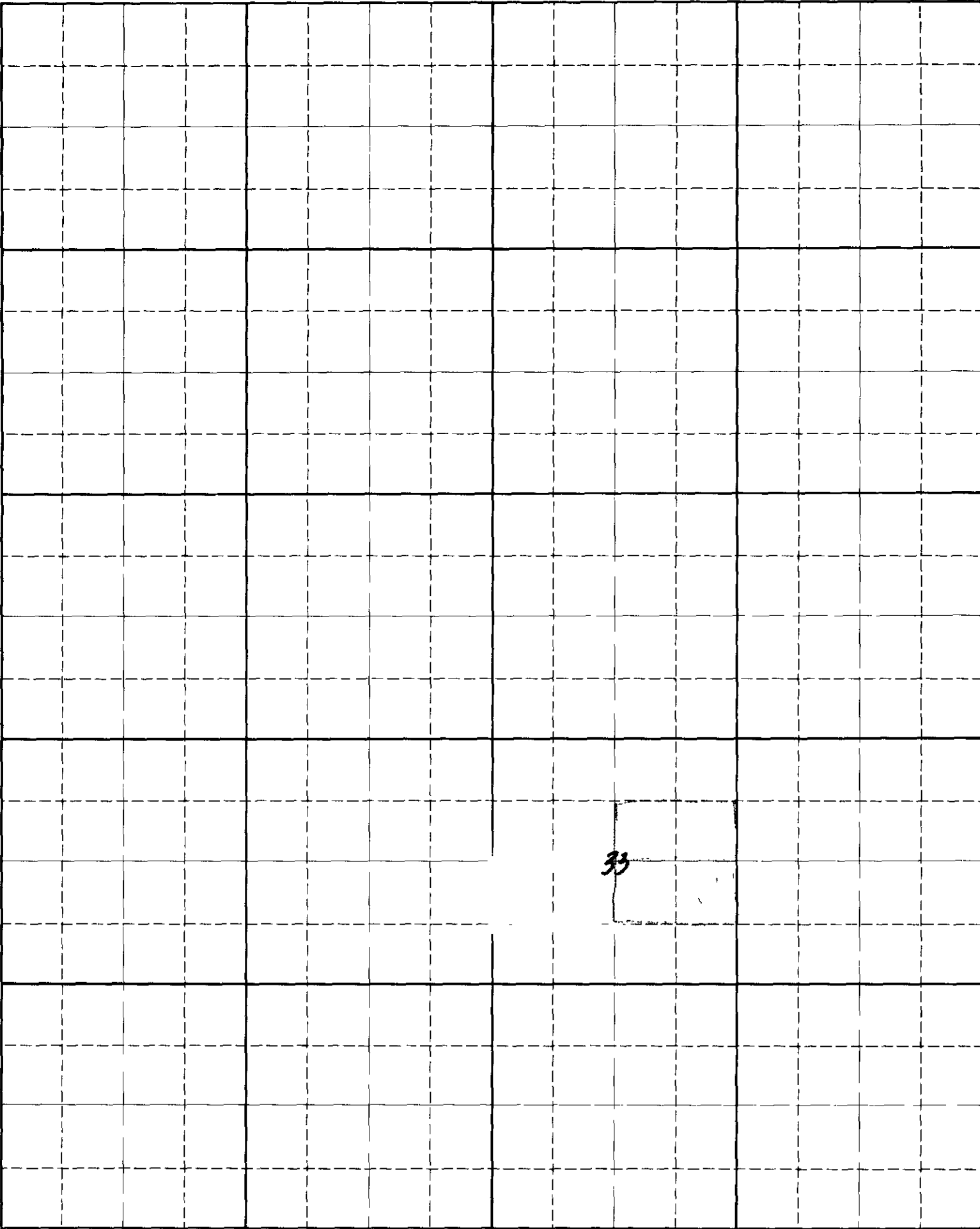
b. Who owns the land to be irrigated or place of use Marion Vanderwall

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing None

10 Remarks _____

The applicant desires to appropriate the subterranean waters under his premises, where he is constructing a well. The well to be drilled on the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, Twp 31 N. R. 3 E.B.M., Idaho County, Idaho. The water to be derived therefrom to be used for the purpose of irrigating his pasture, for watering stock, and for domestic use at his home. The work has already been initiated and it is hoped that it will be finished not later than the end of this summer, 1970.

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

Donald Anderson
(Applicant)

12/1/16

Received by Date 5-7-70 Time
Preliminary check by Fee \$
Receipted by Date 5-7-70
Publication prepared by Date 5-13-70
Published in
Publication dates 5-21-28-70
Publication approved Date
Priority reduced to Reason

Protests filed by

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

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 85-7019, 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 July 1, 19 72.
- c. Other

2 Denial of said application is for the following reasons

Witness my hand this 12th day of June, 19 70.

State Reclamation Engineer

100

NOTICE OF APPLICATION FOR PERMIT TO DIVERT PUBLIC WATER

No. 85-7046
Vanderburg, Frank H., Applicant
Vandalia, Idaho 83-7046 to appropriate water of a group of wells. The proposed use is for irrigation of 160 acres of land at Vandalia, Idaho (.02 cfs) and at Pocatello, Idaho (.02 cfs) plus 10% loss.

The maximum diversion and appropriation of 0.25 cubic feet per second of water to be taken from the Snake River Pump within the NE 1/4 Sec. 33, T. 31N, R. 3E, S. 34E, Idaho County, and to be used within the SW 1/4 NE 1/4, SE 1/4 Sec. 33, T. 31N, R. 3E, S. 34E.

This permit issued pursuant to this application will be subject to all PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho State Engineer of Reclamation, on or before June 8, 1970.

FRANK H. VANDERBURG, Jr.
State Reclamation Engineer
Bureau of the Idaho County Free Press, Grangeville, Idaho May 21 and May 28, 1970. M31-2

ent Harry D. Carr

Subscribed and sworn to before me this 28th day
of May, 1970

Richard C. Hatfield, Notary Public
for State of Idaho, residing at Grangeville, Idaho

8570.9

ACTION

N OWNER LAST NAME - VANDERWALL

FIRST NAME - MARION

N SOURCE - GROUNDWATER

CITY - GRANGEVILLE

STATE - ID

N STAGE - LICENSE

PRIORITY - 05-07-1970

COUNTY - IDAHO

TOTAL DIV. RATE -

.2300CFS

N TOTAL DIV. VOLUME - 56.80 AFA

N DIVERSION POINT - NESE 33 31N 03E

N FROM - 06-01 TO - 10-01 USE - IRRIGATION

USE DIV. RATE - .2300CFS

USE DIV. VOLUME - 55.50 AFA

N FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE - .0200CFS

USE DIV. VOLUME - .70 AFA

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0200CFS

USE DIV. VOLUME - .60 AFA

N USE - IRRIGATION

PLACE OF USE - TWN 31N RNG 03E SEC 33 TRACT NESE

AC 20

IDENT. NO. 85-7019

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

1. Original Owner: Marion Landiswall

Present Owner: _____

2. Address:

3. City: Grangeville State: ID Zip:

4. A. Source of Water: *gr*
B. Tributary of:

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 5-7-1970

D. County: 49

E. Total Diversion Rate: 23

F. Total Diversion Volume: ~~55.5~~ 56.8

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
6. A. Point of Diversion	<u>NESE</u>	<u>33</u>	<u>31N</u>	<u>3E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 6-1 to 10-1 for A purposes. Amount .23/55.5
(cfs or AC-FT/yr)

from 1-1 to 12-31 for S purposes. Amount 1021.7

from 1-1 to 12-31 for 0 purposes. Amount .0216

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: 1

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

September 13, 1973

Re: Permit No. 85-7019

Mr. Marion Vanderwall
Route 2, Box 10
Grangeville, Idaho 83530

Dear Mr. Vanderwall:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

bjg

Enclosure

85 7019

August 22, 1973

Mr. Marion Vanderwall
Route 2, Box 10
Grangeville, Idaho 83530

Dear Mr. Vanderwall:

A representative of this Department has made an examination of the works covered by your Permit No. 85-7019 and has found the following:

Quantity of water diverted: 0.23 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.23 cfs

The maximum quantity diverted shall not exceed 5.8 acre feet per year.

Beneficial use: Irrigation of 20 acres within the
NE1/4SE1/4 Sec. 33; domestic & stockwater within
the NE1/4SE1/4 Sec. 33, Twp. 31 N, Rge. 3 E, B.M.

Point of diversion: NE1/4SE1/4 Sec. 33, Twp. 31 N, Rge.
3 E, B.M.

Priority date established: May 7, 1970

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

85 7019

FIELD REPORT

- 3 Water will be used for the following purposes

Permit No. 85-7019

Examination for b/u

TOTAL ACREAGE 20 ~~10~~

T.
31
N

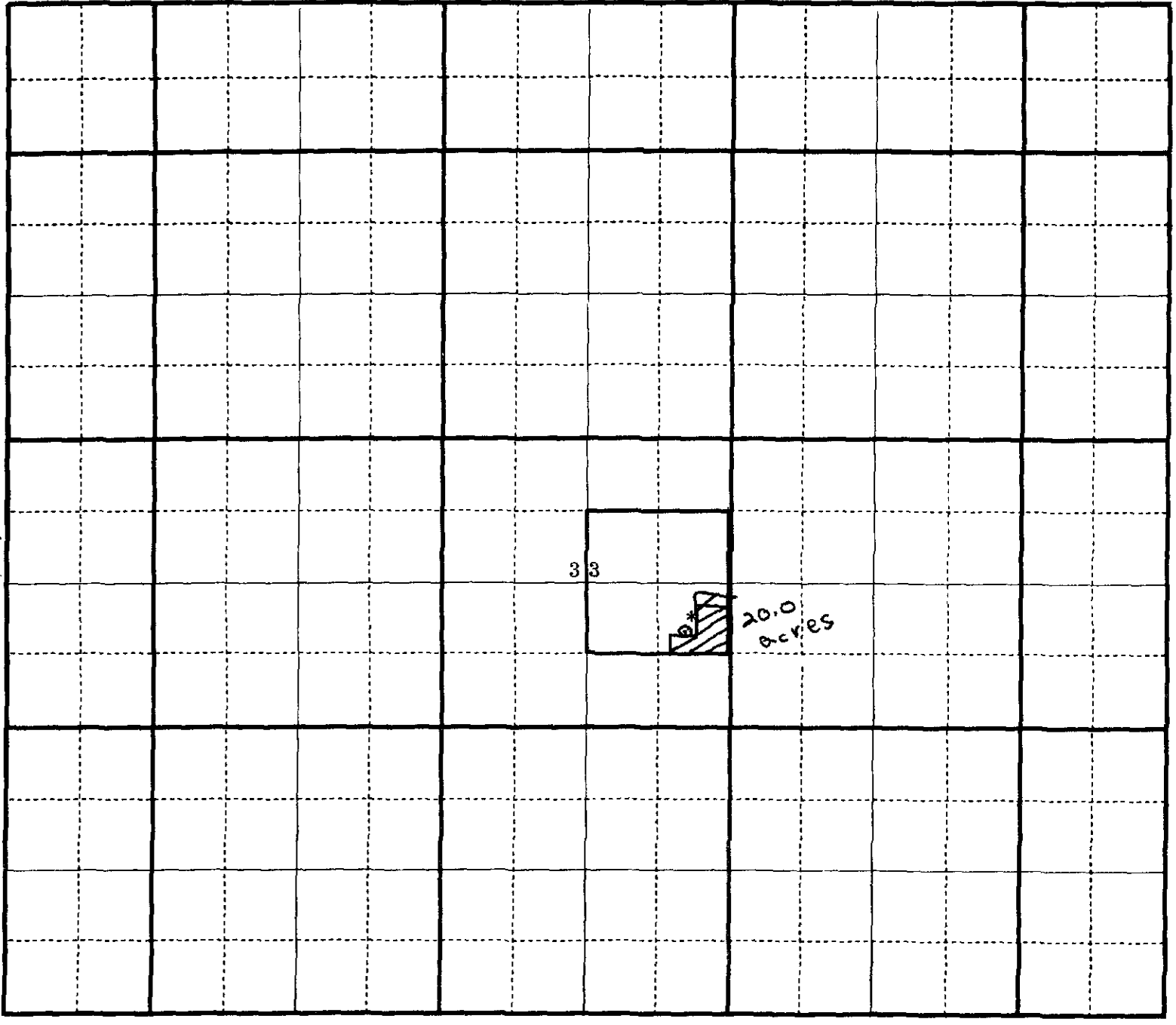
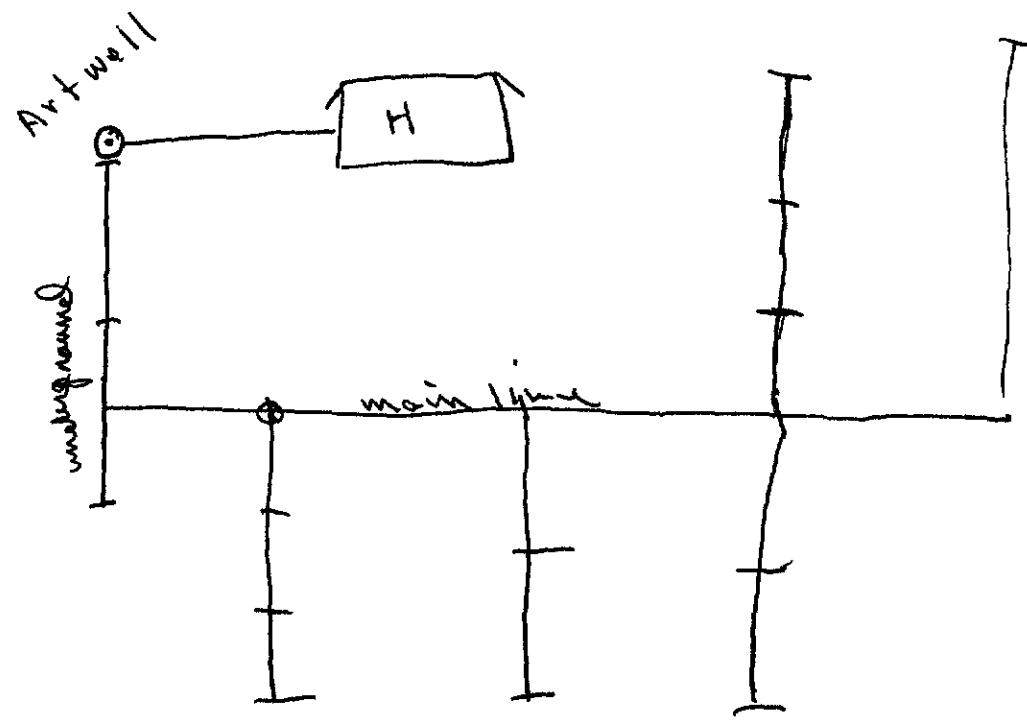


Diagram of System

33 gal per min at normal
flow use for
house & stock water



DATE OF EXAM July 18, 1972

ACREAGE
Found 20.0
Recommended 20.0

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 1.228 c.f.s. V = 55.3 AF/Ann. from 6-1 to 10-1
Domestic Q = .02 c.f.s. V = 2.5 AF/Ann. from 1-1 to 12-31
Livestock Q = .02 c.f.s. V = 2.5 AF/Ann. from 1-1 to 12-31

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 100 gpm 1.228 cfs Method of measurement gal. per min.

Total Q recommended 1.228 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 56.5 af/ann.

Recommended Amendments.

P.D. _____
Place of Use All use in NESE sec 33 31 N 3 E
Other _____
None _____

MEASUREMENT CALCULATION
measured flow of well gal per min 5 gal 3.0 sec x 20 = 100 gpm

1.02 1.02 1.024 = 2.16
.8 x

SYSTEM DESCRIPTION:
Artwell. 180' deep water to 3' from top w 10 HP
submersible pump 6" casing to 2" main line well
with 4" main line laterals for 3" running 30 w/ 5/32
spinners heads. 20 sprinklers at a time
1 domestic house w. 5 acres and 5th water

REMARKS
System in operating for house and 5th water.
at time of exam did measurement in 5 gal bucket
for 100 gal. per min 3.0 sec for 5 gal

Mr. Condonall present during exam

Examiner's Signature Allen E. Ballou Date July 18, 1972

Checked by _____ Date _____

Approved by _____ Date _____



18-15

July 14, 1972

Re: Permit No. 85-7019

Mr. Marion Vanderwall
Route 2, Box 10
Grangeville, Idaho 83530

Dear Mr. Vanderwall:

We acknowledge receipt of your 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 just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

cc: W. C. MacGregor, Jr.

bc: Northern District Office
Enc: Field exam report

85 7019

W. C. MACGREGOR, JR.

ATTORNEY-AT-LAW

MACGREGOR BLDG.
416 W MAIN

TELEPHONE 983-1740

GRANGEVILLE, IDAHO 83530

May 30, 1972

RECEIVED

MAY 31 1972

Department of Water Administration

State of Idaho
Department of Water Administration
614 State Street
Statehouse - Annex 2
Boise, Idaho 83707

Attention: R. Keith Higginson, Director

RE: Marion Vanderwall
Permit No. 85-7019

Dear Mr. Higginson:

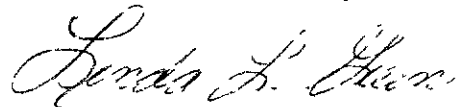
Enclosed you will find a Proof of Application of Water to Beneficial Use Form which has been duly filled out, signed and notarized.

I would appreciate your processing the same at your earliest convenience.

Thank you.

Very truly yours,

W. C. MacGREGOR, JR.



Mrs. Linda L. Green
Secretary

Enclosure
CC: Marion Vanderwall

85 7019

Identification No. _____

Permit No. 85-7019

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
JUN 11 1968
Department of Water Administration

1. a) Name of Permit Holder MARION VANDERWALL
b) Post Office Address Route #2, Box 10, Grangeville, Idaho 83530
2. Permit Number #85-7019
3. Date of Priority that you are prepared to establish June, 1968
4. a) Source from which water was appropriated Subterranean
b) Location of the point of diversion NE 1/4 SE 1/4, Section Thirty-Three (33)
North Township Thirty-One (31), Range Three (3), East Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied.
amount 100 gal. per minute irrigation purposes from July 1 to September 30 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 20 gal. per minute domestic purposes from January 1 to December 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)
b) Total amount appropriated 120 gallons per minute 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 manually by applicant from amount pumped by inserted pump machinery
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 10 horsepower submersible Goulds pump, six inch (6") diameter well casing, 180 feet well depth

b) Describe the type and size of measuring device which you have installed at your point of diversion: 20 five gallons per minute sprinkler

c) Give well drillers name and address and date the well was completed _____
Mr. Ray Uhlenkott, Cottonwood, Idaho 83522
Late spring of 1969

Exam typed 6-14-72 By de

85 7019

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Domestic use at site of well which is seventy five feet (75 feet) from applicant's residence.

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

TWP	RANGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
31	N. 3 E.	33				18									2				20

Total number of acres irrigated 20 acres

10. Remarks: _____

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

5/25/72 (Date) Marion Vandewall (Signature)

State of IDAHO)
County of IDAHO) ss.

On this 25th day of May, 1972, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public residing at Grangeville, Idaho

My commission expires October 1, 1974

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show to whom, date and address
where delivered

☐

Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

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

CERTIFIED NO.

23568

1

Harold Vandermere

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

2

INSURED NO

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

MAY 8 1972

3

85

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



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

Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article

**RETURN
TO**

May 1, 1972 CERTIFIED MAIL

#23568

Re: Permit No. 85-7019

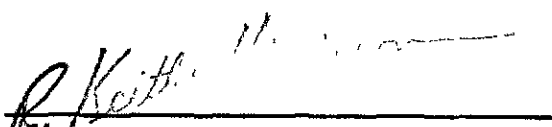
Marion Vanderwall
Route 2, Box 10
Grangeville, Idaho 83630

Dear Mr. Vanderwall:

One of the conditions of approval of your water Permit No. 85-7019 (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 July 1, 1972. 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

85 7019

Enc: Proof affidavit
dr

cc: W.C. Mac Gregor, Jr.
416 W. Main, Grangeville

June 18, 1970

Re: Permit No. 85-7019

Mr. Marion Vanderwall
Route 2, Box 10
Grangeville, Idaho 83530

Dear Mr. Vanderwall:

Enclosed is a copy of your approved Application for Permit No. 85-7019. We direct your attention to the conditions of approval on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit
1 informational letter
Receipt No. 4587 for \$10

cc. W. C. MacGregor, Jr.
Attorney at Law
416 W. Main
Grangeville, Idaho 83530

85-7019

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Marion Vanderwall, Route 2, Box 10, Grangeville, Idaho, has on May 7, 1970, submitted Application No. 85-7019 to appropriate the public waters of a groundwater source. The proposed uses are irrigation (24 cfs) of 160 acres from June 1 to Oct. 1, domestic (02 cfs) and stockwater (02 cfs) purposes from Jan. 1 to Dec. 31.

The application proposes a maximum diversion and appropriation of 0.28 cubic feet per second of water to be diverted by well and pump within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33, T. 31N, R. 3E, B.M., Idaho County, and is to be used within the S $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 33, T. 31N, R. 3E, B.M.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before June 8, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Idaho County Free Press, Grangeville, Idaho on May 21 and May 28, 1970. M21-38

85-7019

May 13, 1970

Re: Application for Permit No. 85-7019 - Marion Vanderwall

Idaho County Free Press
Box 267
Grangeville, Idaho 83530

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 Supervisor

DWM:DR
Enc: Legal notice

85-7019

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

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submitted Application No. 85-7019 to appropriate the public waters of
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The application proposes a maximum diversion and appropriation of 0.28
cubic feet per second ~~at the / from /~~ of water to be diverted by well and pump
within the NE 1/4 Sec. 33,
T. 31N, R. 3E, B.M., Idaho County,

and is to be used within the S 1/2 NE 1/4 and N 1/2 SE 1/4, Sec. 33, T. 31N, R. 3E, B.M.

Any permit issued pursuant to this application will be subject to ALL PRIOR
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest
against this application must be filed with the Idaho Department of Reclamation on
or before June 8, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Idaho County Free Press, Grangeville, Idaho,
on May 21 and May 28, 1970

K.H.

85-7019

W. C. MACGREGOR, JR.

ATTORNEY-AT-LAW

MACGREGOR BLDG.
416 W MAIN

TELEPHONE 983-1740

GRANGEVILLE, IDAHO 83530

May 6, 1970

Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Attention: Donald W. McEldowney
Appropriation Supervisor

Re: Marion Vanderwall

Dear Mr. McEldowney:

Thank you for your letter of April 24, 1970, and in conformance thereto you will find enclosed herein the application of Marion Vanderwall, together with his check in the sum of \$10.00. I trust the same is in order and I would appreciate you notifying me of the date of the filing of this instrument.

It is my understanding that you will send me forms for the advertisement of intention to make completion of the work and the beneficial use of the water. If you will send these forms to me I will complete them and forward them to you so that you may forward the proof papers to this office.

Thank you.

Very truly yours,

W. C. MacGregor, Jr.

WCM:ag
Enc. 2

85 74 9

April 24, 1970

Re: Application for Permit
Marion Vanderwall

Mr. W. C. MacGregor, Jr.
416 West Main
Grangeville, Idaho 83530

Dear Mr. MacGregor:

Mr. Dorian Clay is not in the office today; therefore, we are writing in an attempt to answer your questions concerning the application of Marion Vanderwall.

On June 1, 1967, Section 42-202, Idaho Code, was amended requiring a new and different type of information as well as a different filing fee. At that time, the Department revised its application forms and discontinued using the type previously submitted for Mr. Vanderwall's filing.

As most of the waters of the state, groundwater and surface water alike, are interconnected, we find that there is no need to differentiate in an appropriation system, one from the other by means of separate application forms. Therefore, since June 1, 1967, we have been using forms similar to the form which was returned to you for all surface water and groundwater applications. We hope our instructions will assist in the completion of an application form.

As of July 1, 1970, the Department of Reclamation will receive a new name. At this time, we are again issuing a new application form striving not only to clarify the name of the department, but to assist the public in an easier more concise application. As soon as the new forms are available, we shall send you a supply along with a set of instructions.

If we can be of further assistance in this matter, please do not hesitate to contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:tg
Enc: application w/instructions

85-7019

W. C. MACGREGOR, JR.

ATTORNEY-AT-LAW

MACGREGOR BLDG.
416 W MAIN

TELEPHONE 983-1740

GRANGEVILLE, IDAHO 83530

April 16, 1970

Department of Reclamation
State House Annex 2
Boise, Idaho

DORIAN CLAY, Water Resource Examiner

Re: Application of Marion Vanderwall

Dear Mr. Clay:

Thank you for your correspondence dated April 14, 1970 in regard to the above matter.

However, I notice in the form which you returned to me, saying it was a new form and I was using the old form, that said form is to appropriate the public waters of the State of Idaho, and in reading the same, it would appear to me that it is referring to ground or surface waters. As you will note on the form that I submitted, the application was to appropriate the subterranean waters of the State of Idaho.

In the past I have submitted both forms. Where wells were involved I have used the form to appropriate the subterranean waters of the State of Idaho, and they have always been recognized and approved. On surface or ground waters I have used the application for permit to appropriate the public waters of the State of Idaho. It appears that the form are for two different purposes and my belief is that the form which I submitted was the proper form where the application is to appropriate the subterranean waters of the State of Idaho.

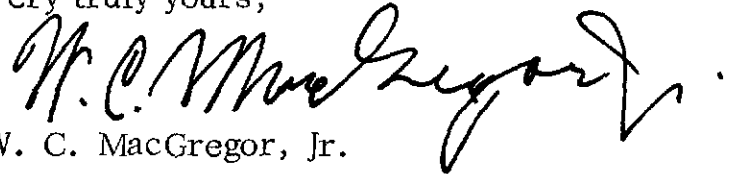
Would you please refer to the forms or make inquiry into this matter and write to me advising me of which form to submit. I must say, however, that the form that you did send to me, which is the application for permit to appropriate the public waters of the State of Idaho, does not seem to be the proper form, and the questions therein asked do not indicate that the purpose of the permit is to apply

85-711-9

for the appropriation of the subterranean waters.

Thank you.

Very truly yours,

A handwritten signature in cursive script, reading "W. C. MacGregor, Jr.", followed by a period.

W. C. MacGregor, Jr.

WCM:ag

2014

April 14, 1970

Re: Application for Permit
Marion Vanderwall

Mr. W. C. MacGregor, Jr.
Attorney at Law
Grangeville, Idaho 83530

Dear Mr. MacGregor:

We are returning the application for permit and \$5 check, which you submitted in behalf of Marion Vanderwall. The form you submitted is an old form and does not contain enough information for our present needs.

We are enclosing one of our current forms along with a set of instructions for your use in this matter. If you have any questions, please feel free to contact us.

Very truly yours,

DORIAN CLAY, Water
Resource Examiner

DC:kh

Enclosures

85-7019

W. C. MACGREGOR, JR.

ATTORNEY-AT-LAW

MACGREGOR BLDG.
416 W. MAIN

TELEPHONE 983-1740

GRANGEVILLE, IDAHO 83530

April 10, 1970

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho

Re: Application for Permit
Marion Vanderwall, Grangeville, Idaho

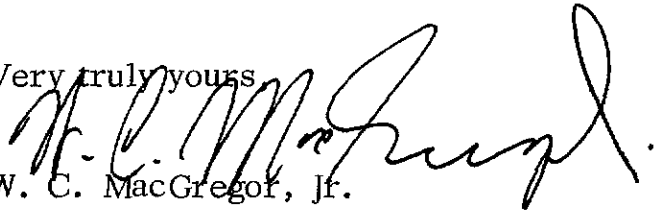
Dear Sir:

Enclosed you will find the Application of Marion Vanderwall to appropriate the subterranean waters of the State of Idaho, together with his check in the amount of \$5.00.

I would appreciate your notifying me of the receipt of this instrument, and sending to me the proper forms for advertisement of intention to make completion of the work and the beneficial use of the water. If you will send these forms to me I will complete them and forward them to you so that you may forward the proof papers to this office.

Thank you.

Very truly yours,


W. C. MacGregor, Jr.

WCM:ag
Enc. 2

85-1000