

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7193 Priority May 17, 1974 Amount 1.78 cfs

THIS IS TO CERTIFY, that Maurice A. Toler
of Arimo, Idaho, has complied with the terms and conditions of Permit
No. 29-7193 issued pursuant to Application for Permit dated May 17, 1974,
and has submitted proof to the Department of Water Resources on April 4, 1979,
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 1.78 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from April 1 to November 1</u>	<u>at 1.78 cfs</u>	<u>and 476.0 acre feet</u>
_____	from _____ to _____	_____ cfs	_____ and _____
_____	from _____ to _____	_____ cfs	_____ and _____

(both dates inclusive)

Subject, however, to the condition that no more than 1.78 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
476.0 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, Twp.
10S, Rge. 36E in the County of Bannock

Description and location of place of use:

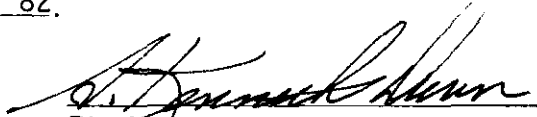
Twp.	Range	Sec.	NEW				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	36E	2												8	36	14	29	39	136

Total number of acres irrigated 136

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 29 day of
January, 19 82.


Director

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OCT 29 1981

<LICENSING>
APPLICATION FOR AMENDMENT OF A PERMIT

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

Comes now Maurice A. Toler Phone 254 3361
of (address) Arimo, ID, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 29-7193, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW 1/4 SE 1/4, Section 2, Township 10S, Range 36E, B.M.,
County of Bannock. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 1.78 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	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	
10S	36E	2											8	36	14	39	39		136

Total number of acres to be irrigated = 136

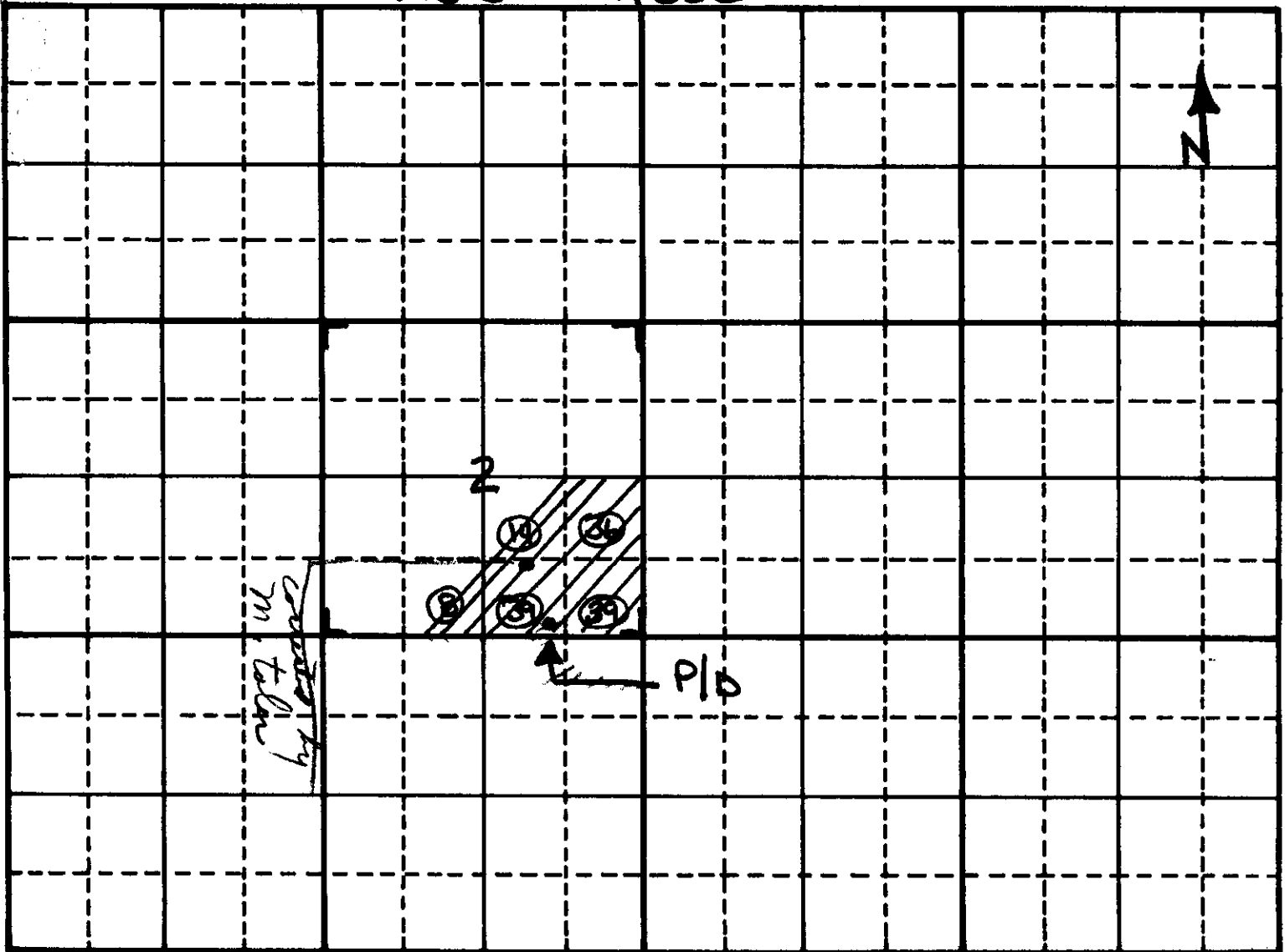
4. a. Who owns the property at the point of diversion? Maurice A. Toler
b. Who owns the land to be irrigated or the place of use? Maurice A. Toler
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

MICROFILMED

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

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

T10S R36E



Scale: 2 inches equal 1 mile.

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

Signed at Crino Delo, this 27 day of October, 1981.

Maurice A. Poler
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$20.00

Received by af Date 1-22-82 # 21710

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby
APPROVE the above Application for Amendment of Permit No. 29-7193.

Witness my hand this 29 day of January, 19 82.

A. Kenneth Dunn
Director

J.J.

MICROFILMED

DNA

Identification No. 29 7193
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 Maurice A. Toler
post office address Arimo, Idaho PH: 254-3361
2. Source of water supply ground water which is a tributary of - - -
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 2 Township 10S
Range 36E B.M. Bannock County; additional points of diversion if any: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T. 10S, R. 36E, B.M.
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 10S, R. 36E, B.M.
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 5.80 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for Domestic 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)
5. Total quantity to be appropriated:
a. 5.84 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep wells (3), turbine pumps,
sprinklers, and domestic distribution system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 2 @ 16 inches; proposed depth of well is 250 feet.
1 @ 6 each
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 \$ 30,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 10S
Range 36E 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 one.
(5) If water is to be used for other purposes describe: _____

29 7193

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	
10S	36E	2							40			40	20		25	25	40	40	230
"	"	3	10		20	30													60
			(Lbt 1)																

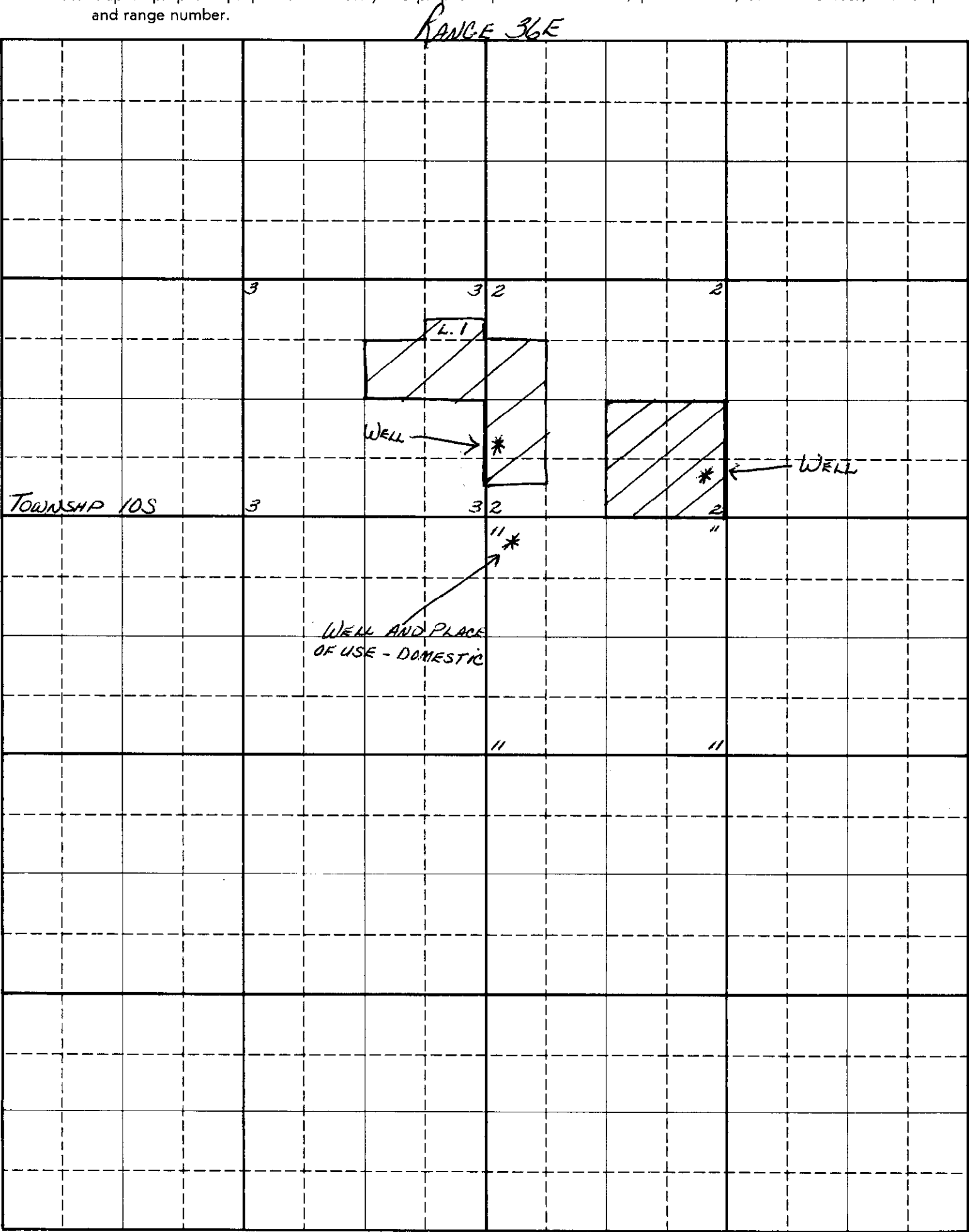
Total number of acres to be irrigated 290

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 Applicant
- b. Who owns the land to be irrigated or place of use Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

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



Scale: 2 inches equal 1 mile

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

Muriel L. Parker
(Applicant)

Received by MB Date 5-17-74 Time 1:45 p.m.
 Preliminary check by NEY Fee \$ 25.⁰⁰
 Receipted by MB Date 5-17-74 # 12880
 Publication prepared by MB Date 5-17-74
 Published in The Idaho State Journal
 Publication dates May 23 + 30, 1974
 Publication approved NEY Date 5/31/74
 Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NEY *du* MS

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. 29-7193, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 79.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 13th day of June 19 74.

[Signature]
 Deputy Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 29-7193

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

Identification No. 29 7193

Application No. _____

COPY

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

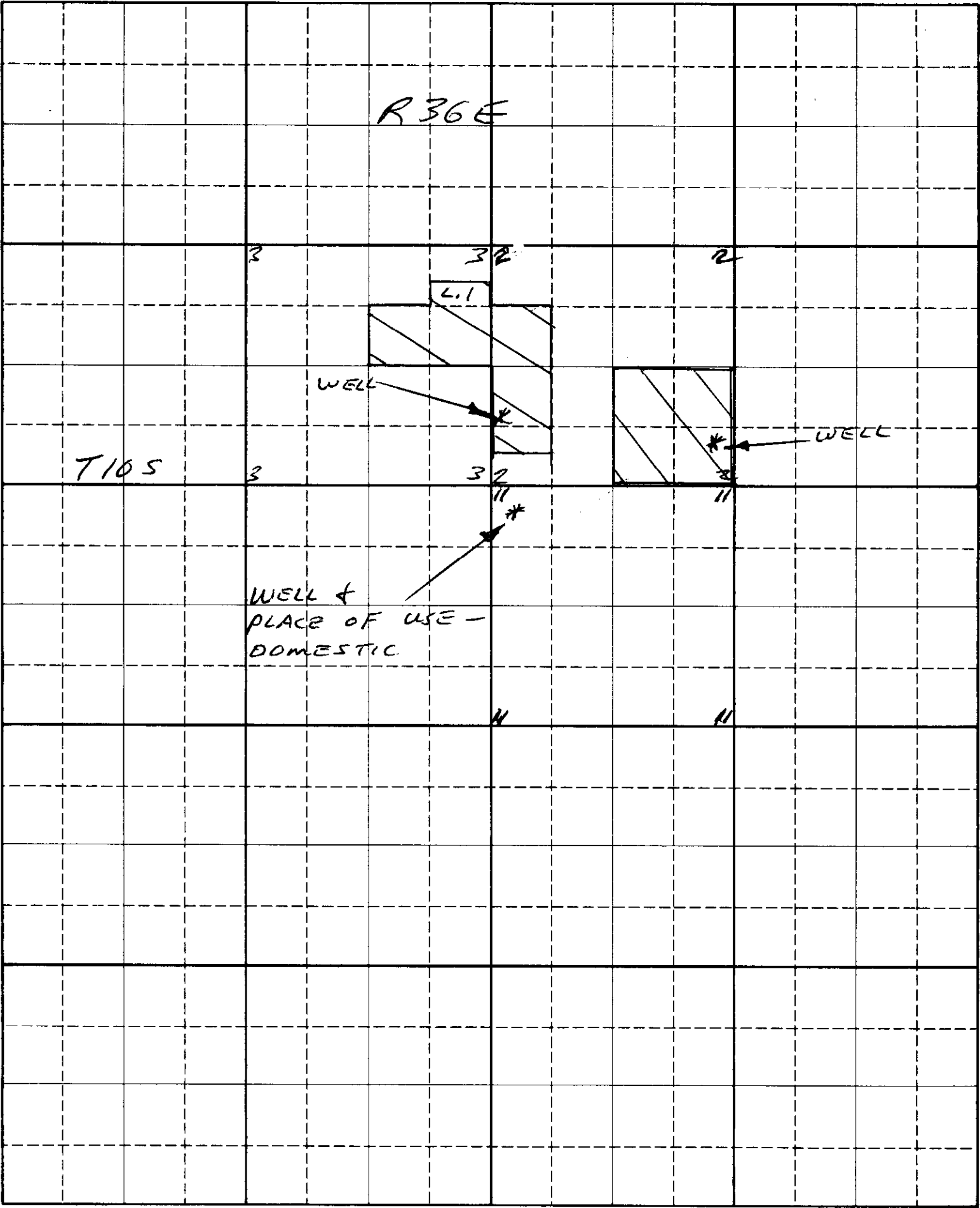
1. Name of applicant Maurice A. Toler
post office address Arimo, Idaho PH: 254-3361
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 2 Township 10S
Range 36E B.M. Bannock County; additional points of diversion if any: _____
NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T. 10S, R. 36E, B.M.
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 10S, R. 36E, B.M.
- 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 5.80 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for Domestic 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)
5. Total quantity to be appropriated:
a. 5.84 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep wells (3), turbine pumps,
sprinklers, and domestic distribution system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 2@16 inches; proposed depth of well is 250 feet.
1@6 each
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 \$ 30,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 10S
Range 36E 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 one.
(5) If water is to be used for other purposes describe: _____

29 7193

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



Scale: 2 inches equal 1 mile

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

(Applicant)

CC 2102

Received by MB Date 5-17-74 Time 1:45pmPreliminary check by NCY Fee \$ 25.00Received by MB Date 5-17-74 # 12880Publication prepared by MB Date 5-17-74Published in The Idaho State JournalPublication dates May 23 + 30, 1974

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 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. _____, and said application is hereby _____.

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 _____, 19____.
- c. Other: _____

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

Witness my hand this _____ day of _____, 19____.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>WR</u>	<u>5/20</u>	Application No. <u>29-7193</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature <u>per letter 5/20/74</u> ☒ Fee
(3)	<u>"</u>	<u>"</u>	In form to receipt
	<u>"</u>	<u>"</u>	Send Copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☒ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	☐ Request Special Use Permit from U. S. F. S. ☒ Request Easement from B. L. M. ☒ Request Information from Applicant
(5)	<u>"</u>	<u>"</u>	In form for advertising
(6)	<u>"</u>	<u>"</u>	Located within Water District No. <u>N.A.</u>
(7)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u>no</u> ☒
(8)	<u>"</u>	<u>"</u>	Groundwater levels: <u>Decline (comment)</u> ☒ Stable (comment) <u>Bull 27</u> <u>Increasing (comment)</u>
(9)	<u>"</u>	<u>"</u>	Comments: <u>No Conflict in G. W. rights</u>
(10)	<u>MB</u>	<u>5/31/74</u>	Affidavit of Publication received (date) <u>May 31, 1974</u>
(11)	<u>CB</u>	<u>6/10/74</u>	Final date for protests <u>June 10, 1974</u> Protests received: yes <u>no</u> ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(13)	<u>"</u>	<u>"</u>	All requested information received from agencies or applicant yes ☒ no <u>no</u>
(14)	<u>NCY</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>5/17/74</u> ☐ Deny Reason for Reduction <u>—</u> ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>NCY</u>	Date <u>6/10/74</u>

RECEIVED

JUN 13 1974

Department of Water Administration

PROOF OF PUBLICATION

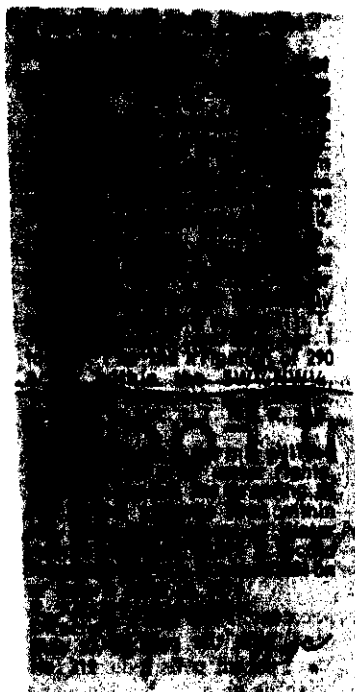
RECEIVED

STATE OF IDAHO
County of Bannock

ss.

Katherine Wanner

MAY 31 1974



being first duly sworn on oath deposes and says: That ^{Department of Water Administration} ~~That~~ ^{she} ~~is~~ was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

May 23, 1974, 19____
May 30, 1974, 19____
_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Katherine Wanner

Subscribed and sworn to before me this 30th day of May, 1974

Paul L. Seaford

Notary Public, State of Idaho

Residence: Pocatello, Idaho

• Commission Expires
March 5, 1977

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Bannock } ss.

Katherine Wanner

NOTICE OF APPLICATION FOR WATER PERMIT
Notice is hereby given that Maurice A. Toler, Arimo, Idaho has on 5-17-74 submitted Application No. 29-7193 for a permit to appropriate 5.84 cubic feet per second of water from ground-water sources by means of wells and pumps within the SE1/4SE1/4, NW1/4SW1/4, Sec. 2, NW1/4NW1/4, Sec. 11, T. 10S, R. 36E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family within the NW1/4NW1/4, Sec. 11, T. 10S, R. 36E, B.M.; and from Apr. 1 to Nov. 1 for the irrigation of 290 acres within the SW1/4NW1/4, W1/2SW1/4, SE1/4, Sec. 2, E1/2NE1/4, SW1/4NE1/4, Sec. 3, T. 10S, R. 36E, B.M.
If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed within the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before June 10, 1974.
R. KEITH HIGGINSON
Director
May 23, 30, 1974
No. 319 *RDC*

being first duly sworn on oath deposes and says: That She was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

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_____, 19____, 19____
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_____, 19____, 19____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Katherine Wanner

Subscribed and sworn to before me this 30th day of May, 1974.

Ned L. Goodford

Notary Public, State of Idaho
Residence: Pocatello, Idaho

• Commission Expires
March 9, 1975

PROOF OF PUBLICATION **RECEIVED**

STATE OF IDAHO
County of Bannock

ss.

MAY 31 1974

Katherine Wanner

Department of Water Administration
Eastern District Office
She

being first duly sworn on oath deposes and says: That _____
was at all times herein mentioned a citizen of the United States of
America, more than 21 years of age, and the Principal Clerk of THE
IDAHO STATE JOURNAL, a daily newspaper, printed and published at
Pocatello, Bannock County, Idaho, and having a general circulation
therein.

That the document or notice, a true copy of which is attached, was
published in the said IDAHO STATE JOURNAL, on the following dates,
to-wit:

May 23, 1974, 19_____
May 30, 1974, 19_____
_____, 19_____, 19_____
_____, 19_____, 19_____
_____, 19_____, 19_____

That said paper has been continuously and uninterruptedly pub-
lished in said County for a period of seventy-eight weeks prior to the
publication of said notice or advertisement and is a newspaper within
the meaning of the laws of Idaho.

Katherine Wanner

Subscribed and sworn to before me this 30th _____
day of May, 1974

Della L. Lindford
Notary Public, State of Idaho
Residence: Pocatello, Idaho

Commission Expires
March 5, 1975

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Katherine Wanner

Katherine Wanner

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Maurice A. Toler, Arimo, Idaho has on 5-17-74 submitted Application No. 29-7193 for a permit to appropriate 5.84 cubic feet per second of water from ground-water sources by means of wells and pumps within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 10S, R. 36E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 10S, R. 36E, B.M.; and from Apr. 1 to Nov. 1 for the irrigation of 290 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 2, E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 10S, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed within the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before June 10, 1974
R. KEITH HIGGINSON
Director
May 23, 30, 1974
No. 319

being first duly sworn on oath deposes and says: That ^{she} was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

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May 23, 1974, 1974
May 30, 1974, 1974
_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Katherine Wanner

Subscribed and sworn to before me this 30th

day of May, 1974

Keith L. Higginson

Notary Public, State of Idaho

Residence: Pocatello, Idaho

February 9, 1982

RE: Permit No. 29-7193

Maurice A. Toler
Armo,
Idaho 83214

Dear Mr. Toler:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 21710 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

MICROFILMED

January 21, 1982

RE: Permit No. 29-7193

Maurice A. Toler
Arimo,
Idaho 83214

Dear Mr. Toler:

On October 13, 1981, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

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

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

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

October 13, 1981

Maurice A. Toler
Arimo, ID

Dear Mr. Toler,

A representative of this Department made an examination of the works covered by your Permit No. 29-7193 on July 17, 1980, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: ^{1.78}~~7.45~~ cfs ^{Change on} _{original J.S.} Source: groundwater

The maximum quantity diverted shall not exceed 476.0 acre feet
per year.

Point of diversion: SWSE Section 2, Twp 10S, Rge 36E

Beneficial use: Irrigation of 136 acres in the SE, Section 2,
Twp 10S, Rge 36E

Priority date established: May 17, 1974

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

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

Sincerely,

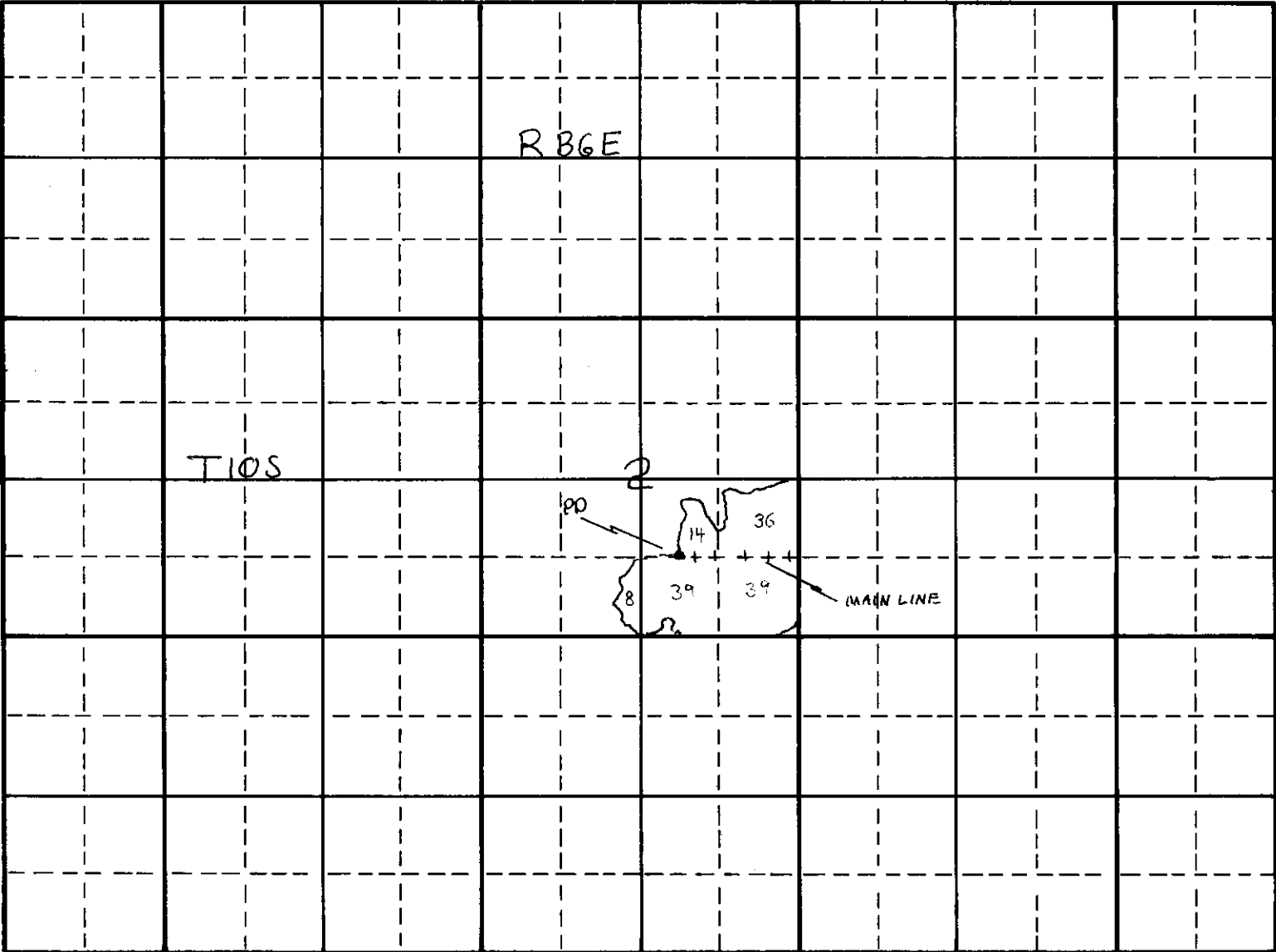
Jim Johnson
Water Rights Supervisor

JG:j
Enclosure

MICROFILMED

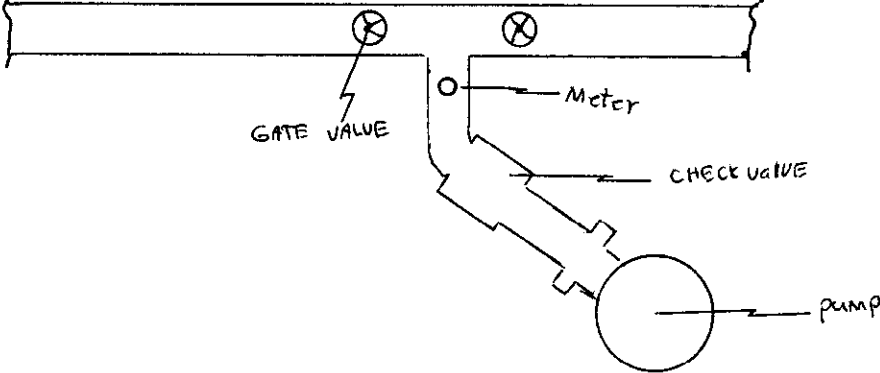
No Overlapping rights

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SW of SE SECT 2 T10S R36E

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	36E	2												8	36	14	39	39	136

Recommended Amendments:

- ☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature [Signature] Date 11/28/80

Checked by [Signature] Date 2/4/81

Approved by [Signature] Date 10/5/81

Not to be used



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

July 24, 1979

RE: Permit No. 29-7193

Mr. Maurice A. Toler
Arimo,
Idaho 83214

Dear Mr. Toler:

We acknowledge receipt of the proof of beneficial use card submitted 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.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

COLLEEN WRAY
Sr. Secretary

cc: IDWR - State Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

APR 4 1979

Department of Water Resources

1. a) Name of permit holder MAURICE A. TOLER
b) Post office address Arizono Idaho 83214
2. Permit number 29-7193
3. Date of priority that you are prepared to establish 4-1-76
4. a) Source from which water was appropriated Deep Well
b) Location of the point of diversion: SW 1/4 SE 1/4, Section 2
Township 10S, Range 36E Boise Meridian. Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 2 CFS for irrigation purposes from April to Oct incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
b) Total amount appropriated _____ 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: by flow meter
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 of 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):
150 H.P. motor, 9 stage 10" haul, 16" casing, 350 ft deep with 3/4 mile main line, and six laterals,

b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)
installed measuring device

Exam typed 6/27/79 by sf

c) Give well driller's name and address and the date the well was completed:

* Present well
d: Drilled 5-23-78

Intermountain Drilling
Box 747 Lava Hot Spgs Idaho

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

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

[illegible]

Total number of acres irrigated 156

10. Remarks: *this well replaced the one I drilled 3 years ago because the casing broke in that one. this well varies in the water it pumps, starting with six lines it goes down to four before the season is over. this permit covers two wells I have one, I don't believe I will drill the other as the economic condition do not justify it.*

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

7-4-77
(Date)

Maurice J. Poler
(Signature)

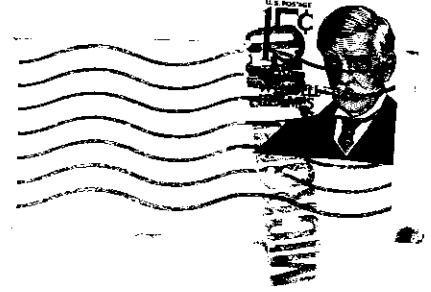
State of Idaho)
County of Bannock) ss.

On this 4 day of April, 1979, personally appeared before me the
signer ~~(s)~~ of the above instrument, who duly acknowledged to me that he ~~(she)~~ ~~(they)~~ executed the same.

Gary N. Switzer
Notary Public
Residing at McCammon, ID

My commission expires Feb 2, 1982

MAURICE A. TOLER
ARIMO, IDA.
83214



*State of Idaho
Department of Water
State House
Boise Idaho*

83720



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

March 30, 1979

Re: Permit No. 29-7193

100723

Maurice A. Toler
Armo,
Idaho 83214

Dear Ms. Toler:

One of the conditions of approval of your water Permit No. ~~29-7183~~ (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 ~~June 1, 1979~~. 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.


RITA FLECK
Water Rights

Encl: Proof affidavit

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State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

NOV 22 1979

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

NOV 22 1979

June 13, 1974

Re: Permit No. 29-7193

Maurice A. Toler
Arimo,
Idaho 83214

Dear Mr. Toler:

Enclosed is a copy of your approved Application for Permit No. 29-7193. 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.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

29 7193

May 20, 1974

Re: Application for Permit No. 29-7193

Mr. Maurice A. Toler
Arimo
Idaho 83214

Dear Mr. Toler:

Pursuant to your visit to our office last week, enclosed please find the above referenced application which needs your signature. Please sign the application and return it to this office as soon as possible.

If you have any questions, please contact us.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:MB

Enclosure

29 7193

May 17, 1974

Re: Claim to a Water Right No. 29-4028 LISH
No. 29-4029 Lish
Application for Permit No. 29-7193 Toler
No. 29-7194 Lish

Idaho State Journal
Box 431
Pocatello, ID 83201

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 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.

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 5-31-74 by MB

NCY:MB
Enc: Legal Notices (4)

29 7193

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Maurice A. Toler,

Armo, Idaho

has on 5-17-74 submitted Application No. 29-7193

for a permit to appropriate 5.84 cubic feet per second ~~water of surface water~~

of water from ground-water sources

by means of wells and pumps

within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 10S, R. 36E, B.M.,

Bannock County;

to be used from Jan. 1 to Dec. 31 for domestic purposes for one family within

~~for~~ the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 10S, R. 36E, B.M.; and from Apr. 1 to Nov. 1 for

the irrigation of 290 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 2, E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$,

~~within the~~ Sec. 3, T. 10S, R. 36E, 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, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before June 10, 1974.

R. KEITH HIGGINSON

Director

Published in the Idaho State Journal, Pocatello, Idaho

on May 23 and May 30, 1974.

29 7193

CB-
NCF-A