

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 32104/29-2528 Priority Oct. 13, 1964 Amount 0.2 cfs

THIS IS TO CERTIFY, that the Village of Downey
of Downey, Idaho, has complied with the terms and conditions of Permit
No. 32104/29-2528 issued pursuant to Application for Permit dated October 13, 1964,
and has submitted proof to the Department of Water Administration on August 11, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.36 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 0.2 cfs for irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount 0.06 cfs for domestic from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.2 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27, Twp. 11 S, Rge. 37 E, B.M.

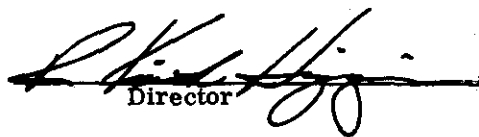
in the county of Bannock; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 35 acre feet per year or _____
3.5 acre feet per acre for irrigation use and 1.8 acre feet per year for
domestic use with the total amount not to exceed 36.8 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 $\frac{1}{4}$	
11S	37E	27										10							10
Domestic use:			Village of Downey																

Total number of acres irrigated 10

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 1 day of
March, 19 72.


Director

29-2528

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40240
Permit No. G- 32104
District No.

1. Name of Applicant: **Village of Downey**
Postoffice address: **Downey** County: **Bannock** State: **Idaho**
2. Quantity of water claimed: **0.2 cfs**
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean**
4. Location of point of diversion or well is in the **SW 1/4** of the **SW 1/4** of Section **27**
Twp. 11 S. , Rge. 37 E. , B.M., County of Bannock
5. Water is to be used for: **irrigation and domestic**
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the **1/4** of the **1/4** of Section **1/4**, Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the **1/4** of the **1/4** of Section **1/4**, Twp. **1/4**, Rge. **1/4**, B.M.
7. Kind of works: **Well, pump and pipe line**
8. Estimated cost of works: **\$ 4000**
9. (a) Is reservoir to be used? **no**
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is **5**
years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **Village water works**
(a) **0.2** (cubic feet per second, ~~inches or gallons per minute~~) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

Applicant.

Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G— 32104

Recorded in Book 112 Page 32104 Approved October 23, 1964

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before

and to continue diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **April 23, 1967**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before **October 23, 1969**

Witness my hand this 23rd day of October, 1964

s/ CARL E. TAPPAN
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. MYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 23rd
day of October, 1964.

~~Countersigned:~~

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. MYLIE

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
11 S.	37 E.	27																10	
LICENSE ISSUED FOR <u>0.2</u> SEC. FT. LICENSE PAGE NO. _____.																			

July 14, 1981

City of Downey
Louise W. Barnes
Downey City Clerk
Downey, ID 83234

Dear Ms. Barnes,

Enclosed is an Application for Permit and Instructions. This is the form that is necessary to file if you wish to increase your water right.

Idaho water law provides up to .02 cfs per acre for irrigation purposes. Water Right License 29-2528 provides the full amount of water which can be allocated for the 10 acres shown in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Twp. 11S, Rge. 37E. Therefore, if you increase the water you must also increase the acres being irrigated.

If the well is mainly going to be used for a municipal use within the city limits then you can apply for an increase in water. This is allowable by law due to the growth of a city.

A well can also be drilled to a greater depth and maintained, if through the years it has developed a shortage of water. There would be no need to file on this if the flow of water and use is not increased.

A new well can be drilled and the old well abandoned with no need to file if the water and use is not increased and the new well is still situated in the same legal description.

I hope this answers a few of your questions. If you have any other, please contact me at 334-4162.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

CITY OF DOWNEY

BANNOCK COUNTY
DOWNEY, IDAHO 83234

July 9, 1981

RECEIVED

JUL 13 1981

Department of Water Resources

Department of Water Resources
State Office
450 West State
Boise, Idaho 83706

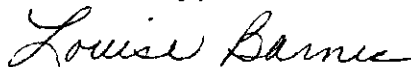
Dear Sirs,

Enclosed please find a copy of a License of Water Right for an irrigation and domestic use well currently owned by the City of Downey. We are having some water shortage problems and would like to revamp the well and increase the water rights to all that is possible to get from the well instead of the amounts already granted.

We are in the process of having it chemically and purity tested and will continue to use it for irrigation of the Downey City Park area and also as a back up well when the water pressure gets low and in case of fires.

Please send us the necessary papers to file for the increased water rights. Your past services have been appreciated. Thank you.

Sincerely,



Louise W. Barnes
Downey City Clerk

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32104/29-2528 Priority Oct. 13, 1964 Amount 0.2 cfs

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of Downey, Idaho, has complied with the terms and conditions of Permit
No. 32104/29-2528 issued pursuant to Application for Permit dated October 13, 1964,
and has submitted proof to the Department of Water Administration on August 11, 1969
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.36 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 0.2 cfs for irrigation from April 1 to Nov. 1 (both dates inclusive)

Amount 0.06 cfs for domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.2 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27, Twp. 11 S, Rge. 37 E, B.M.

in the county of Bannock; 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 35 acre feet per year or _____

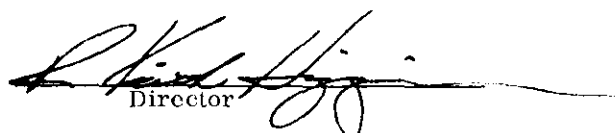
3.5 acre feet per acre for irrigation use and 1.8 acre feet per year for
domestic use with the total amount not to exceed 36.8 acre feet
Description and location of place of use: _____ per year.

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 $\frac{1}{4}$	
11S	37E	27											10						10
Domestic use:			Village of Downey																

Total number of acres irrigated 10

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 1 day of
March, 19 72.


Director

CITY OF DOWNEY

**BANNOCK COUNTY
DOWNEY, IDAHO 83234**



Department of Water Resources
State Office
450 West State
Boise, Idaho 83706

March 6, 1972

C
Re: Permit No. 32104/29-2528

O
Village of Downey
Downey,
Idaho 83234

Gentlemen:

P
Enclosed herewith is the Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director
Y

BDF:DR

Enc: License

bc: Eastern District Office

February 17, 1972

Village of Downey
Downey,
Idaho 83234

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 32104/29-2528 and has found the following:

Quantity of water diverted: 0.36 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.2 cfs

The maximum quantity of water diverted shall not exceed 36.8 acre feet per year.

Beneficial use: Domestic purposes within the Village of Downey and the irrigation of 10 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Twp. 11S, Rge. 37E, B. M.

Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Twp. 11S, Rge. 37E, B. M.

The priority date established is: October 13, 1964

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.

During the examination, it was found that you were diverting 0.36 cfs of water which is 0.16 cfs more than allowed under your permit. Since March 25, 1963, any ground water development must be accompanied by a valid permit. Therefore, you should complete the enclosed application for permit to include the additional amount of water to be used on the entire twelve acres. This, however, would make the amount of water you are requesting greater than the statutory limit of 1 miners inch per acre. For this reason, any justification for the greater quantity should be added to the application in the remarks section.

If you have any questions regarding this matter, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

20 1972

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-32104/29-2528

REPORT ON PROOF OF Village of Downey

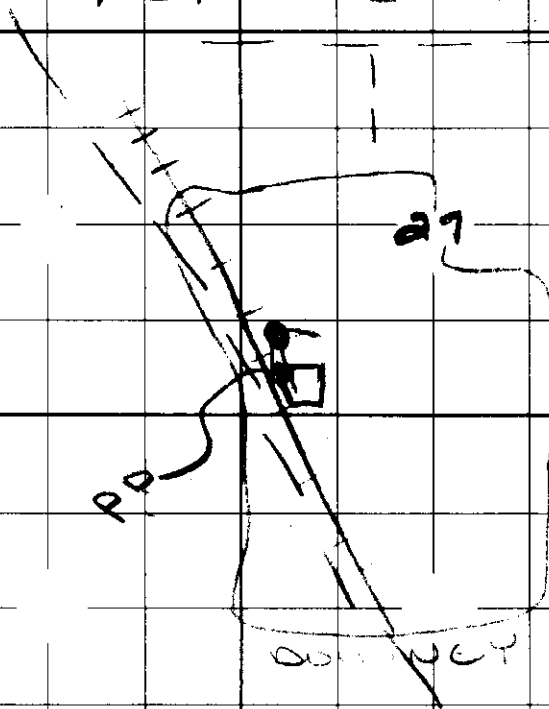
29 2528

R. 37 E

T.

11

S



A = 10
Q = 2 CFS
V = 35 Acft/ann

(11-14)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-32104/29-2528

This proof is for 0.2 cfs In Water District No. _____

1. Name of applicant Village of Downey, Downey, Idaho CONTACT Wm. Proctor

2. Source of water supply: ground-water

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27

T. 11 S R. 37 E, B.M. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: _____

well, pump, and pipeline

PROOF - 40 HP motor with 10" well casing & 68' deep

General Electric 40 HP Motor 460 Volts 1760 RPM

Ser No ADJ110482 Peerless pump size 6x6x12

Ser No 251510

5. Water is used for: irrigation & domestic PROOF - irrigation

6. State whether or not water has been turned into works of diversion: yes 6" main
buried to park 4" line runs across the park

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27. T. 11 S, R. 37 E, B. M.

10 acres

PROOF - (irrigating city park) MAP ATTACHED

12.3 acres

8 3/16 x 1/8 40 psi Model 30 9.48 gpm ea

7 1/4 @ 40 psi Model 30 5.37 gpm

2 Model 70 B Rainbirds 40 psi 5/16 x 7/32 - 25.4 gpm ea

3 Drinking Fountains - city water

Total use gallons 164.13 gpm or .36 CFS

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: Valid permits appurtenant to the lands to

be irrigated are: Village water works

0.2 cfs of the water applied for is to be
supplemental to the existing water rights

County clerk says 12 acres. This would include
all buildings and barns - Total irrigated
would be 10 acres at present. Talked to
William Proctor

This examination was made on the 16th day of July, 1940

(Signed) Jim Barker

Examiner.

BB
ccc

Permit No. G-32104/29-2528

Examination for b/u - Village of Downey

County Bannock

Quantity: 0.2 cfs Sec. 27 T. 11S R. 37 E

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-

Source: ground-water

P.D.: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, 11S-37E

Use: irrigation & domestic

~~Extension:~~

~~Protest:~~

~~Completion of Work:~~

~~Other Rights:~~ *see inside

Filed: 10-13-64 Made: 8-11-69

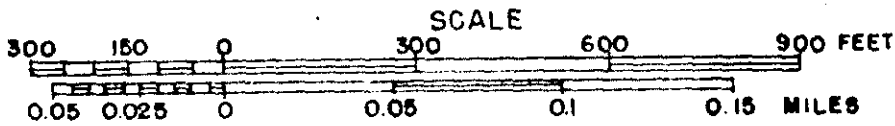
Due: 10-23-69 Priority: 10-13-64

~~File:~~

CITY MAP

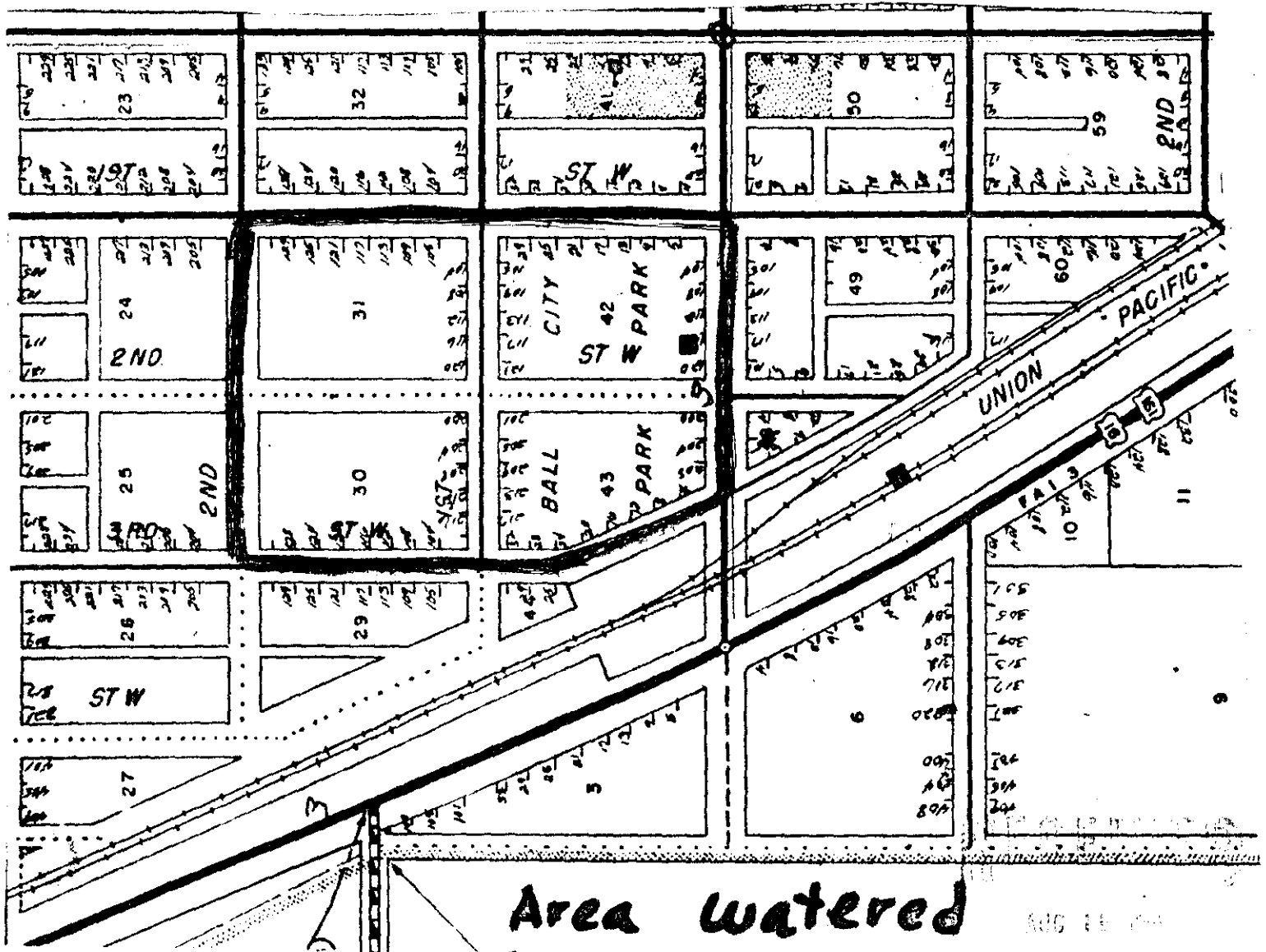
DOWNEY

BANNOCK COUNTY Department of Irrigation
IDAHO



1960 POP. 726

1958



Area watered
by pump
Permit # G-52104

Department of Irrigation

29-2528

March 20, 1970

C
O
P
Y

Larry Perkins, P.E.
Forsgren and Associates
Consulting Civil Engineers
Rexburg, Idaho 83440

Dear Mr. Perkins:

Our records only indicate one well owned by the City of Downey. This well, #29-2528, as known in our records is a 10 inch well, 68 feet deep, depth to water unknown, amount is 325 gallons per minute, priority of October 13, 1964. There are two other licensed rights in the SW $\frac{1}{4}$ of Section 27, however, they are owned by individuals. It is possible the city could have purchased one of these wells. Our records do not indicate any change in ownership, however.

The Village of Downey filed an application for 2.58 cubic feet per second from 18 springs in June of 1959. This permit was cancelled for lack of proof. Therefore, we cannot tell you the exact capacity or quality of the springs.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

29-2528

FORSGREN & ASSOCIATES
Consulting Civil Engineers
REXBURG, IDAHO

M E S S A G E

R E P L Y

TO Idaho Dept. of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

DATE

DATE March 17, 1970

Gentlemen - Please send any available information you have on the wells and springs used by the City of Downey, Idaho for their domestic water supply - Re: Size, depth, depth to water, log, capacity, etc on wells; capacity, number, quality etc on springs.

There are two City Wells located in the SW $\frac{1}{4}$ of Sec. 27 and the SW $\frac{1}{4}$ of Sec. 26, T. 11 S., R. 37 E. The Springs are East of Downey on the North and South Forks of Nine Mile Creek.

Please advise us of any charge for this info.

SIGNED

Thank You.

SIGNED

Carry Perkins, PE

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Identification No. _____
Permit No. G-32104

RECEIVED

AUG 11 1969

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

1. a) Name of Permit Holder City of Downey
b) Post Office Address Downey Idaho
2. Permit Number G-32104
3. Date of Priority that you are prepared to establish October 13, 1964
4. a) Source from which water was appropriated subterranean
b) Location of the point of diversion: SW 1/4 SW 1/4, Section 27
Township 11 S, Range 37 E, Boise Meridian, Other points of diversion:
Bannock County
5. a) The amount of water and use to which the water has been applied:
amount 0.2 CFS for irrigation purposes from July 1 to Sept 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 325 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 by a test pump by E. W. Cagle
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: none
b) Describe the agreement or understanding by which you take water from the works: none
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) 40 Horse motor with 10 inch well casing and 68 feet deep
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give well drillers name and address and date the well was completed E. W. Cagle completed May 11, 1961
Downey, Idaho

32104
29-2528

W. D. Jns
Exam typed
10-22-69

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

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

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	

Total number of acres irrigated .12 acres *more*

10. Remarks:

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

August 7, 1969 (Date) Louise W. Barnes (Signature)

State of Idaho ss. County of Blaine

On this 7th day of August, 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

James E. Hyde Notary Public residing at Blaine, Idaho

My commission expires Residing at Downey, Idaho My Commission Expires May 4, 1970

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

October 6, 1969

RECEIVED

OCT 6 1969

Department of Reclamation

Re: Permit No. G-32104/29-2528

Village of Downey
Downey, Idaho 83234

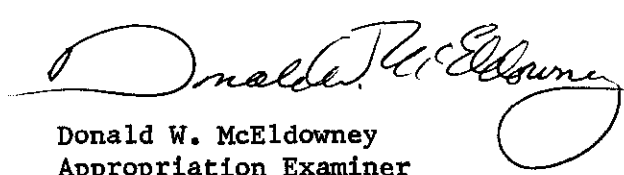
Gentlemen:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license can be issued, a field examination must be made by a representative from 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. If someone other than yourself should be contacted, please advise.

Very truly yours,


Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Note: We must keep the original affidavit of publication for our files, but we have enclosed a copy for your own records.

Enc. Copy of affidavit of publication - 32104

Please contact William Crocker for the examination. Thank you 32104
29-2528

October 6, 1969

Re: Permit No. G-32104/29-2528

Village of Downey
Downey, Idaho 83234

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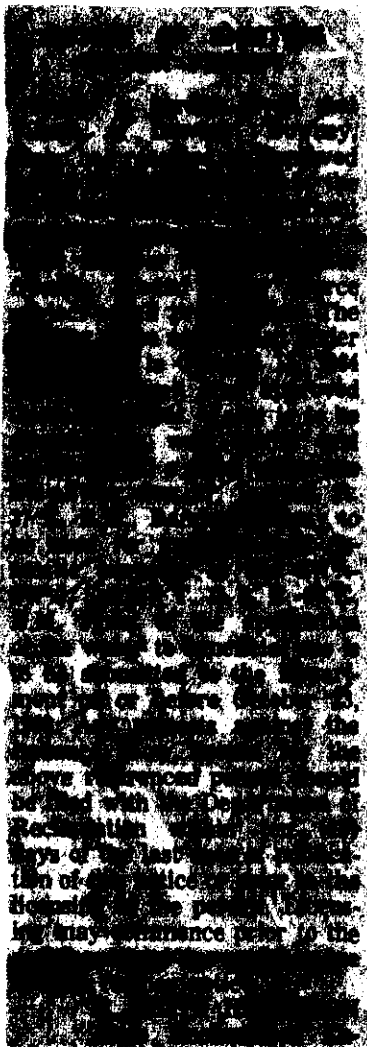
Note: We must keep the original affidavit of publication for our files, but we have enclosed a copy for your own records.

Enc. Copy of affidavit of publication - 32104

29-2528
32104

Please return this to us to keep in our files

Deposition of Myron W. Boyce



Published in the Bannock
County News, McCammon, Ida-
ho on August 21 and August 28,
1969.

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Bannock } ss.

Myron W. Boyce

being first duly sworn, on his oath, deposes and says:

That he is a citizen of the United States of America, over the age of 21 years; that he was at all times herein mentioned the principal Clerk of the Bannock County News, a weekly newspaper published at McCammon, County of Bannock, State of Idaho, and having a general circulation therein.

That said deponent, during all times mentioned in this affidavit, has had and still has charge of all the advertisements in said newspaper; that the

*Notice of Existing
Water Permit*

of which the annexed is a true printed copy, was published in the said Bannock County News on the following dates, to-wit:

August 21 + 28

That said newspaper has been consecutively, continuously and uninterruptedly published in said county for a period of 78 weeks prior to publication of said notice, and is a "newspaper" within the meaning of the laws of Idaho.

Myron W. Boyce

SUBSCRIBED and sworn to before me this *9th*

day of *Sept*, 19*69*.

W. Fred E. Lindenschmidt
Notary Public, McCammon, Idaho

My commission expires *Dec 1-1971*

*29-2528
22107*

file to return this to us to keep in our files

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Village of Downey, Downey, Idaho has received an approved permit No. G-32104 issued by the State Reclamation Department authorizing the diversion of 0.2 cubic feet per second of water from a ground water source subject to all prior rights. The priority to be established under this permit is October 13, 1964 and the permit was approved October 23, 1964. Water is to be diverted by well, pump and pipeline from a point within the SW¹/₄SW¹/₄, Sec. 27, T. 11 S, R. 37 E, B.M., Bannock County to be used for irrigation and domestic purposes in the SW¹/₄SW¹/₄, Sec. 27, T. 11 S, R. 37 E, B.M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 23, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Bannock County News, McCammon, Idaho on August 21 and August 28, 1969.

PROOF OF PUBLICATION

STATE OF IDAHO } ss.
County of Bannock

My commission expires

being first duly sworn, on his oath, deposes and says:

That he is a citizen of the United States of America, over the age of 21 years; that he was at all times herein mentioned the principal Clerk of the Bannock County News, a weekly newspaper published at McCammon, County of Bannock, State of Idaho, and having a general circulation therein.

That said deponent, during all times mentioned in this affidavit, has had and still has charge of all the advertisements in said newspaper; that the

notice of January
water permit

of which the annexed is a true printed copy, was published in the said Bannock County News on the following dates, to-wit:

August 21 & 28

That said newspaper has been consecutively, continuously and uninterruptedly published in said county for a period of 78 weeks prior to publication of said notice, and is a "newspaper" within the meaning of the laws of Idaho.

My commission expires

SUBSCRIBED and sworn to before me this *21st*

day of *August*, 19*69*

Notary Public, McCammon, Idaho

My commission expires *August 21, 1971*

September 30, 1969

Re: Permit No. G-32104/29-2528

Village of Downey
P. O. Box 634
Downey, Idaho

Gentlemen:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with permit No. G-32104. You should be aware that many newspapers do not keep copies of these advertisements for their files. We, therefore, recommend that you obtain this affidavit as soon as possible from the Bannock County News, McCammon, Idaho, and submit it promptly to the Department. Please be advised that a license will not be issued until we are in receipt of this affidavit.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

32104
29-2528

August 12, 1969

Re: Permit No. G-32104 (New No. 29-2528)

Village of Downey
P.O. Box 634
Downey, Idaho

Gentlemen:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit G-32104/29-2528.

Before a license can be issued you must submit an affidavit of publication to this department. The affidavit of publication may be obtained from the Bannock County News, McCammon, Idaho, (after August 28th) upon payment of the bill of publication.

Prior to the issuance of the license a field examination must also 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 someone other than yourself should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

29-2528
32109

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

August 12, 1969

Re: Permit No. G-32104 - Village of Downey

Office Copy

Bannock County News
McCammon,
Idaho 83250

Gentlemen:

Enclosed is a legal notice which we wish to have published 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 our 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 can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Village of Downey, P.O. Box 634, Downey, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Legal notice

*32104
29-2528*

Legal Notice

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Village of Downey, Downey, Idaho has received an approved permit No. G-32104 issued by the State Reclamation Department authorizing the diversion of 0.2 cubic feet per second of water from a ground water source subject to all prior rights. The priority to be established under this permit is October 13, 1964 and the permit was approved October 23, 1964. Water is to be diverted by well, pump and pipeline from a point within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 11 S, R. 37 E, B.M., Bannock County to be used for irrigation and domestic purposes in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 11 S, R. 37 E, B.M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before October 23, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Bannock County News, McCall, Idaho on August 21 and August 28, 1969.

RECEIVED

AUG 27 1969

NOTICE OF EXISTING WATER PERMIT

Department of Reclamation

Notice is hereby given that Village of Downey, Downey, Idaho
_____ has received an approved permit No.
G-32104 issued by the Idaho State Reclamation Department authorizing the
diversion ~~storage~~ of 0.2 cubic feet per second ~~/acre/feet/year/annum/~~
of water from a ground water source,
subject to all prior rights. The priority to be established under this permit is
October 13, 1964 and the permit was approved October 23, 1964.
Water is to be diverted by well, pump and pipeline
from a point within the SW1/4SW1/4, Sec. 27, T. 11 S, R. 37 E, B.M.,
Bannock County
to be used for irrigation and domestic purposes
in the SW1/4SW1/4, Sec. 27, T. 11 S, R. 37 E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the
Department on or before October 23, 1969. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Bannock County News, McCammon, Idaho on
August 21 and August 28, 1969.

State Reclamation Engineer:

Permit No. G-32104

You are hereby authorized to have the attached notice published at my expense in
the Bannock County News of McCammon, Idaho;
published in the county in which the works are situated.

City of Downey
(Signature) Louise W. Barnes

P.O. Box 634 Downey, Ida.
(Address) August 7, 1969
(Date)

29-2528
32104

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, 300%

3811 Apr. 1967

POD Form 3811

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 Department of Reclamation
Annex #2 Statehouse

POST OFFICE, STATE, AND ZIP CODE Boise, Idaho 83707

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.	1 City of Downey
INSURED NO.	2 SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
DATE DELIVERED	3 Louise W. Barnes
	SHOW WHERE DELIVERED (only if requested)
	29-2528

32104 688-10-71548-10 GPO

Re: Permit No. G-32104

CERTIFIED MAIL

August 1, 1969

Village of Downey
Downey,
Idaho

Gentlemen:

One of the conditions of the approval of your permit
G-32104 was that proof of application of the water to
beneficial use be submitted to this office on or before _____
October 23, 19 69.

Enclosed is an affidavit form which must be used to submit
this proof. You may request an extension of time provided the
delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension 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

State Reclamation Engineer

Enclosure: Proof form
DR

Form 5

29-2528
32104

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32104)
in the name of the Village of Downey)
Downey, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

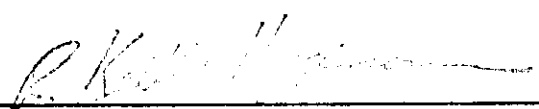
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

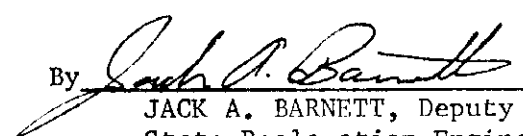
WHEREAS, Permit No. G-32104 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.

Dated this 30th day of July, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

By 
JACK A. BARNETT, Deputy
State Reclamation Engineer

32104
29-2528

August 1, 1969

Re: Permit No. C-32104

Village of Economy
Economy,
Idaho

Gentlemen:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Ronald W. McIlwain
Appropriation Examiner

RMH:RM

Enc: Order

Proof and notice

Proof package

Advertising package

32104
292528



CITY MAP

DOWNEY

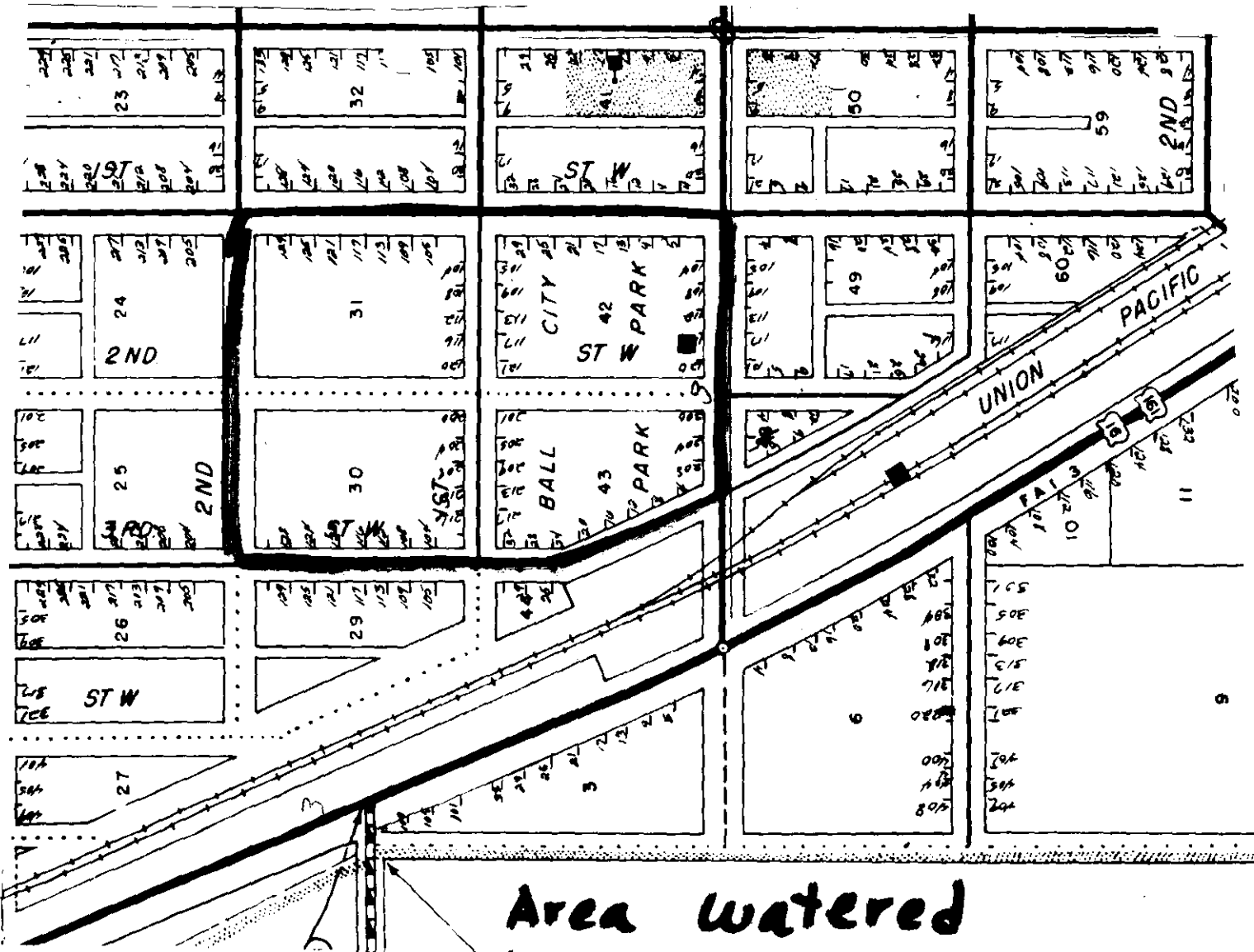
BANNOCK COUNTY

IDAHO



1960 POP. 726

1958



Area watered
by pump
Permit # C-32104

October 30, 1964

Re: Permit No. 32104

Village of Downey,
Downey, Idaho.

Gentlemen:

We enclose Permit No. 32104 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

~~State Reclamation Engineer~~ Departmental Receipt No. G-8942 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit, was given to you while in our office.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

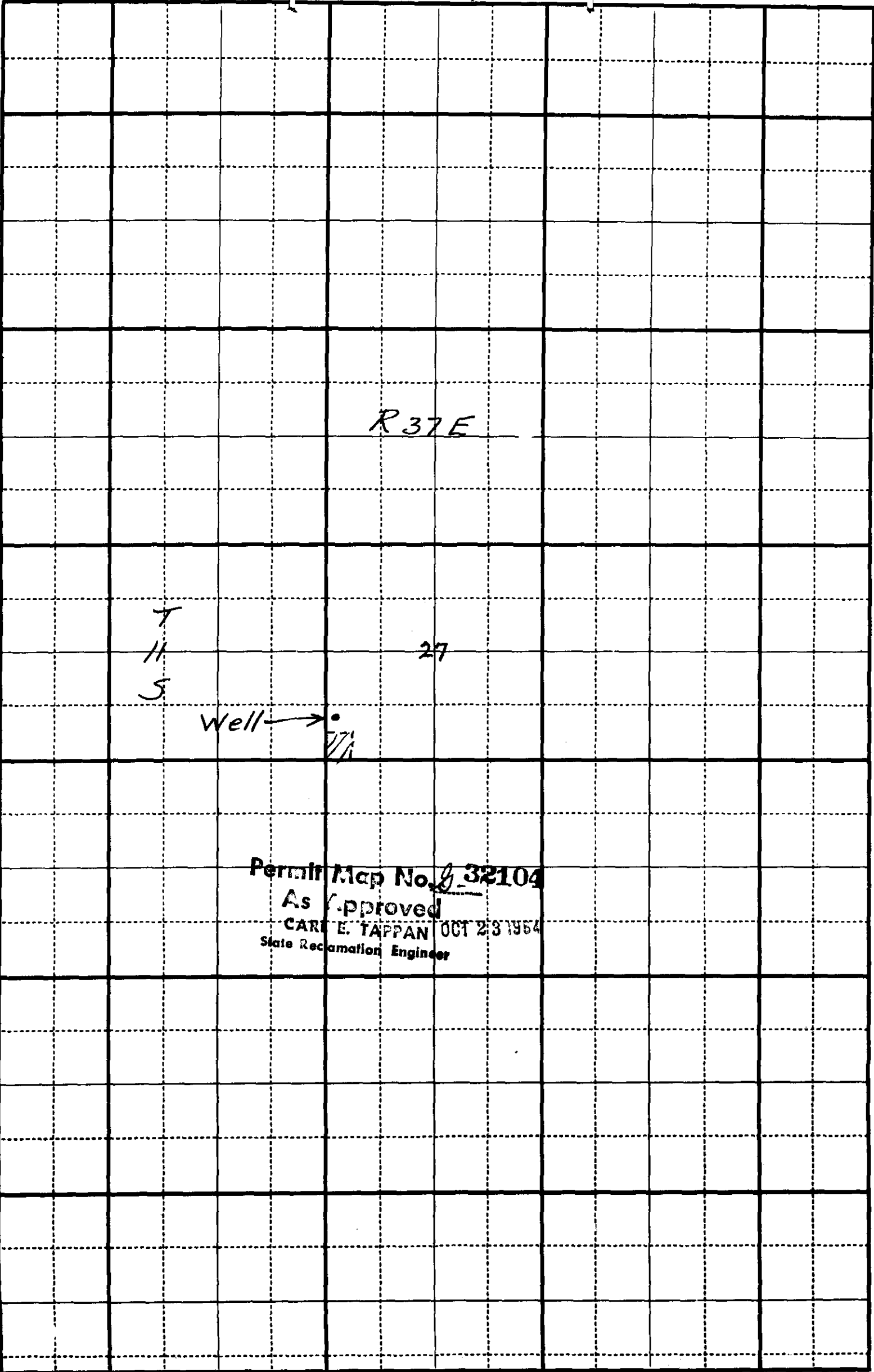
(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

632104

NAME OF APPLICANT Village of Downey

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

632104