

Affidavit of Publication

**NOTICE OF APPLICATION FOR
EXTENSION OF TIME TO AVOID
FORFEITURE OF A WATER RIGHT
NO. 02-7144** ✓ 58

Notice is hereby given that James E. Kevan, P.O. Box 70, Glenns Ferry, ID 83623 has applied to the Department of Water Resources for an extension of time to avoid forfeiture of a water right. This right is evidenced by License No. 02-7144.

This water right was licensed for a total of 2.5 cubic feet per second of water from the Snake River with a priority date of 6/19/1974, and the point of diversion within Lot 6 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 32, Twp. 5S., Rge. 10E., Elmore County, for irrigation purposes from 4/1 to 10/1 annually for use upon 115 acres within the NWNE, SWNE, SENE, NENW and the NESE, Sec. 5, Twp. 6S, Rge. 10E, and for stock-watering purposes from Jan. 1 to Dec. 31.

Section 42-222, Idaho Code provides that a water right shall be lost and forfeited, and the water revert to the state upon failure to apply water to a beneficial use for a period of five years. This Section further provides that the State may allow an additional five year period of non-use

without forfeiture upon a showing of reasonable cause. James E. Kevan has applied for this extension because the lands under this water right have been placed in the U.S. Department of Agriculture's Conservation Reserve Program and will not be cultivated or irrigated for up to 10 years. The applicant requests this extension until October 15, 1997.

Any protest against the granting of this extension may be filed with the Idaho Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on or before September 8, 1987.

R. Keith Higginson, Director
Published in the Mountain Home News on 8/19 and 8/26/87.

County of Elmore }
STATE OF IDAHO } ss.

I, Jerry Hanna do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for

... 2 ... consecutive weeks, the first publication having been made on the 19 day

of August, 1987 and

the last publication having been made on the

... 26 day of August

19 87; every Wednesday issue of the paper

during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Subscribed and sworn to me this 2nd

day of September, 1987

Donald W. Swanson
Notary Public

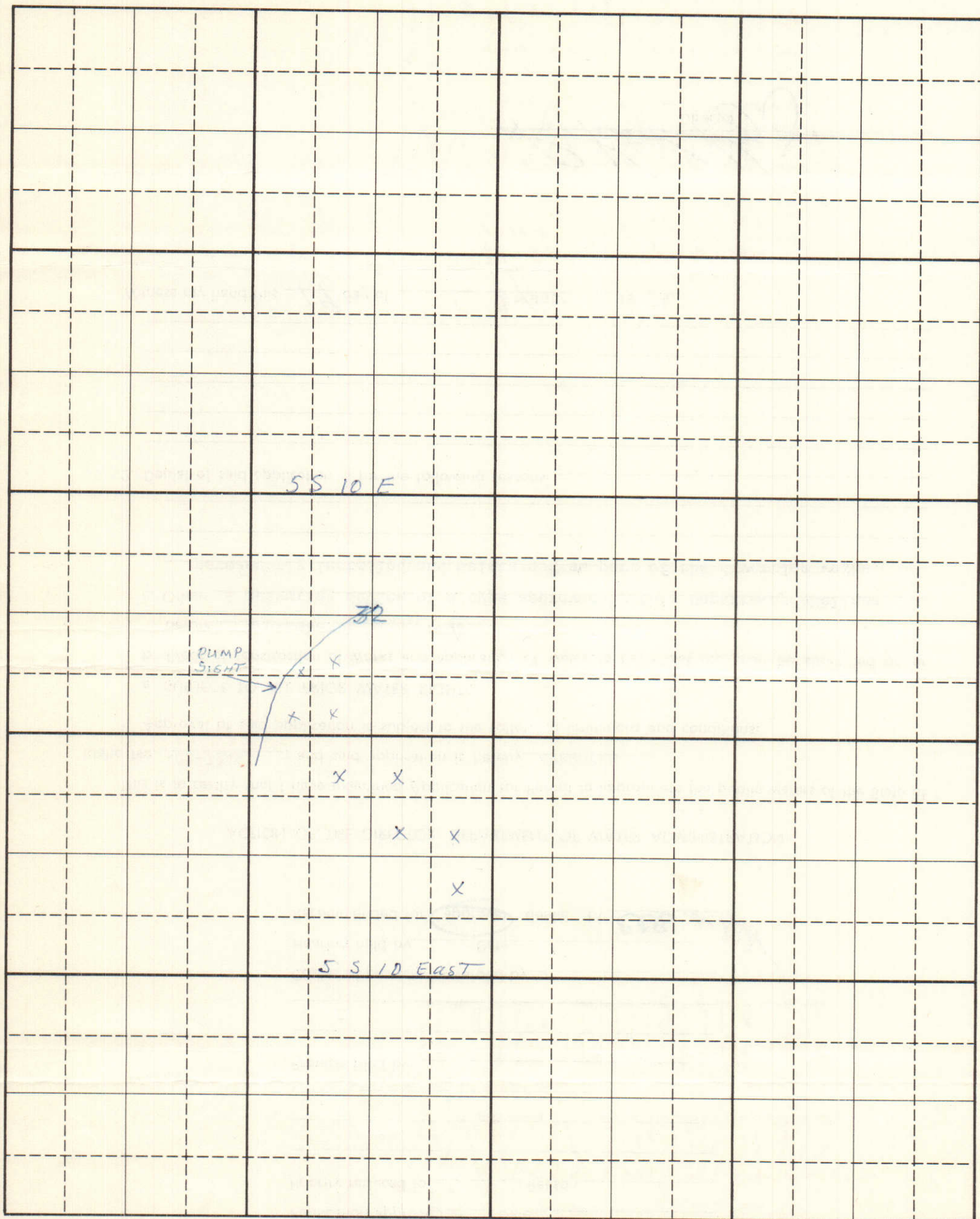
MICROFILMED

MAR 08 1988

SEP 03 1987

Department of Water Resources
Western Regional Office

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



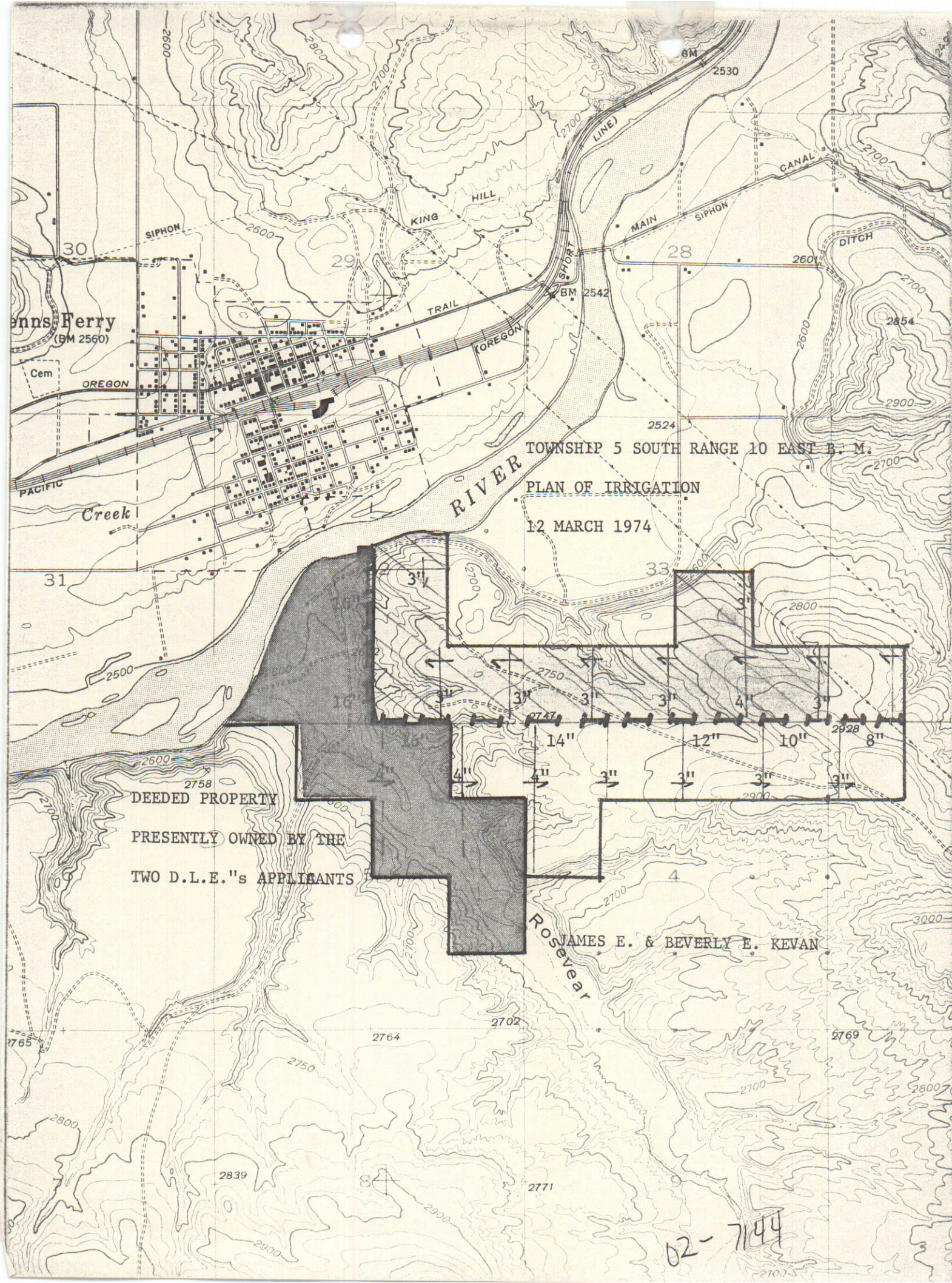
Scale: 2 inches equal 1 mile

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.

Charles H. Kwan
(Applicant)



Diagram of System



**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Charles W. Kevan R.R., Fairfield, Idaho has on June 19, 1974 submitted Application No. 02-7144 for a permit to appropriate 3 cubic feet per second, 1.5 acre feet per annum of water from Snake River, trib. to Columbia River by means of sprinkler system within Lot 6, Sec. 32, T. 5 S., R. 10 E. B.M., Elmore County to be used from Jan. 1 to Dec. 31 for domestic and stock use and April 1 to Oct. 1 for irrigation of 140 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$

NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, T. 6 S., R. 10 E. B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before August 5, 1974.

R. Keith Higginson
Director

Published in the Mountain Home News, Mountain Home, Idaho on July 18, 1974 and July 25, 1974.

OK
SW
7-26-74

RECEIVED

JUL 26 1974

Department of Water Resources

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Floyd S. Waters do solemnly swear that I am the foreman, or publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for

...2... consecutive weeks, the first publication having been made on the ...18... day of ...July..., 1974, and the last publication having been made on the ...25... day of ...July... 1974...; every Thursday issue of the paper

during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Floyd S. Waters

Subscribed and sworn to me this 25...

day of July..., 1974

Vern M. Waters
Notary Public

02-7144

RECEIVED

JUL 16 1987

Water Right No. 027144

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

Application for Extension of Time to Avoid Forfeiture
of a Water Right

Section 42-222 of the Idaho Code provides that a water right shall be lost and forfeited and the water revert to the state upon the failure of a water user to apply the water to beneficial use for a period of five (5) years. The Director may allow an additional five (5) year period of non-use without forfeiture upon a showing of reasonable cause.

Complete fully the following application and submit it to the Department of Water Resources, Statehouse, Boise, Idaho, 83720, with the statutory fee of \$30.00 if the application involves 0.2 cfs or 20 acre feet or \$50.00 if in excess of these amounts.

- Name of water right holder James E. Kevan
Post office address P.O. Box 70, Glenns Ferry, Idaho 83623
- The right was obtained or is evidenced by:
 - Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court, County of _____. Fully describe decree _____
 - License No. 027144 issued by the Department of Water Resources.
 - Claim No. _____ on file with the Department of Water Resources.
- Source of water SNAKE RIVER tributary to COLUMBIA ?
(Name of stream or source)
- Date of priority of right JUNE 19, 1974
- Amount of water
 - 2.3 c.f.s. and/or Stockwater .20
 - (575) 5.0 acre feet/annum 12
- Water is used for

<u>Irrigation</u>	from <u>4-1</u>	to <u>11-1</u>
<u>Stockwater</u>	from <u>1-1</u>	to <u>12-31</u>
(Purpose)	(Month-Day)	(Month-Day)
- Location of point of diversion is SW 1/4 of Section 32
Township 5, Range 10, B.M., in Elmore County;
Additional points of diversion, if any _____
- Lands irrigated or place of use:

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	
5S	10E	5		20	25	15	30								25				115

Total number of acres irrigated 115

9. Give last date when water was applied to beneficial use 1/86
Length of extension of time requested 10 years, or until 10/15/97
(Date)
10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and reasons for non-use This ground has been accepted in the
U.S.D.A. Conservation Program

I hereby assert that no one will be injured by such extension. The information contained in this application is true to the best of my knowledge.

James E. Kewan
(Signature of Applicant)

Subscribed and sworn to before me this 15th day of July, 19 87.

Diana J. J. J.
(Notary Public)

My commission expires 5/8/93

Residing at Glenns Ferry

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined this application for extension of time within which to resume the use of a water right and I hereby APPROVE said application subject to the following conditions or reasons.

Beneficial use of water under this right shall resume on or before October 1, 1997.

Witness my hand this 16th day of October, 19 87.

J. Glen Saylor
Chief, Operations Bureau

RECEIVED
MAR 08 1988

For Department Use Only

Received by JK Date 7-20-87 Time 3:00 pm Preliminary check by JK
Fee \$ 50.00 44008 Received by CCW Date 7-16-87 Publication prepared by JK
Published in Mountain Home News Dates 8/19, 8/26/1987
Publication approved by JP Date 9/11/87 Protests filed by: None

Copies of protests forwarded by Hearing held by Date

Recommended for X Approval // Denial by Dr. Jim

Affidavit of Publication

County of Elmore
STATE OF IDAHO

ss.

I, Harry Hanna do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

2 consecutive weeks, the first publica-
tion having been made on the 19 day
of August, 1987 and
the last publication having been made on the
26 day of August,
1987; every Wednesday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Subscribed and sworn to me this 2nd
day of September, 1987

Donald W. Swanson
Notary Public

MICROFILMED

MAR 08 1988

Department of Water Resources
Western Regional Office

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-7144 Priority June 19, 1974 Amount 2.50 cfs

THIS IS TO CERTIFY, that JAMES E. KEVAN
of Glenns Ferry, Idaho, has complied with the terms and conditions of Permit
No. 02-7144 issued pursuant to Application for Permit dated June 19, 1974,
and has submitted proof to the Department of Water Resources on September 20, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.35 cfs of water from the Snake River,
tributary to the Columbia River, 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
Stockwater	from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.20</u> cfs and	<u>12 acre feet</u>	
Irrigation	from <u>April 1</u> to <u>Oct. 1</u> at <u>2.30</u> cfs and	<u>575 acre feet or</u>	
	from <u></u> to <u></u> at <u></u> cfs and	<u>5.0 af per acre</u>	

(both dates inclusive)

Subject, however, to the condition that no more than 2.50 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
587 acre feet per year, said waters to be diverted within the Lot 6 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of
Sec. 32, Twp. 5 S, Rge. 10 E, B. M. in the County of Elmore

Description and location of place of use:

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 $\frac{1}{4}$	
6 S	10 E	5	20	25	15	30								25					115

Total number of acres irrigated 115

MAR 08 1988

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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 9 day of
October, 19 76.

Director

Identification No. 02-7144

Application No. _____

ASSIGNED TO: JAMES E. KEVAN
9/20/74 621 N. Elmore
Glenns Ferry, ID

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)

APPROVED

1. Name of applicant Charles M. Kevan (Charles W. KEVAN)
post office address R.R. Fairfield, IDAHO 83327

2. Source of water supply SNAKE RIVER which is a tributary of _____

3. a. Location of point of diversion is Lot 6 1/4 of SE 1/4 of Section 32 Township 5-S
Range 10 E B.M. ELMORE County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

2.80 cfs Amount 140" for IRRIG. purpose from 4-1 to 10-1 (both dates inclusive)
(cfs or acre-feet per annum)
4 cfs Amount 10" for Domestic purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
2 cfs Amount 10" for Stockwater purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 3 cubic feet per second and/or
b. 7.8 188 acre feet per annum.

ALLOW:

2.80 cfs for Irrigation
0.04 cfs for Domestic
0.20 cfs for Stockwater
3.00 cfs TOTAL

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Sprinkler system - Est. Cost \$24,000⁰⁰

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 3 years.

b. Estimated construction cost is \$ 24,000⁰⁰.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: Lot 6 1/4 of _____ 1/4 of Section 32 Township 5-S
Range 10 E B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered 75 w.F. Cows -
180 HD. Yearling Feeder Steers

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 1.

(5) If water is to be used for other purposes describe: Irrigation & Stock water,
House & shop water

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	
6S	10E	5		Let 2	X	X	Let 3								X				140 acres

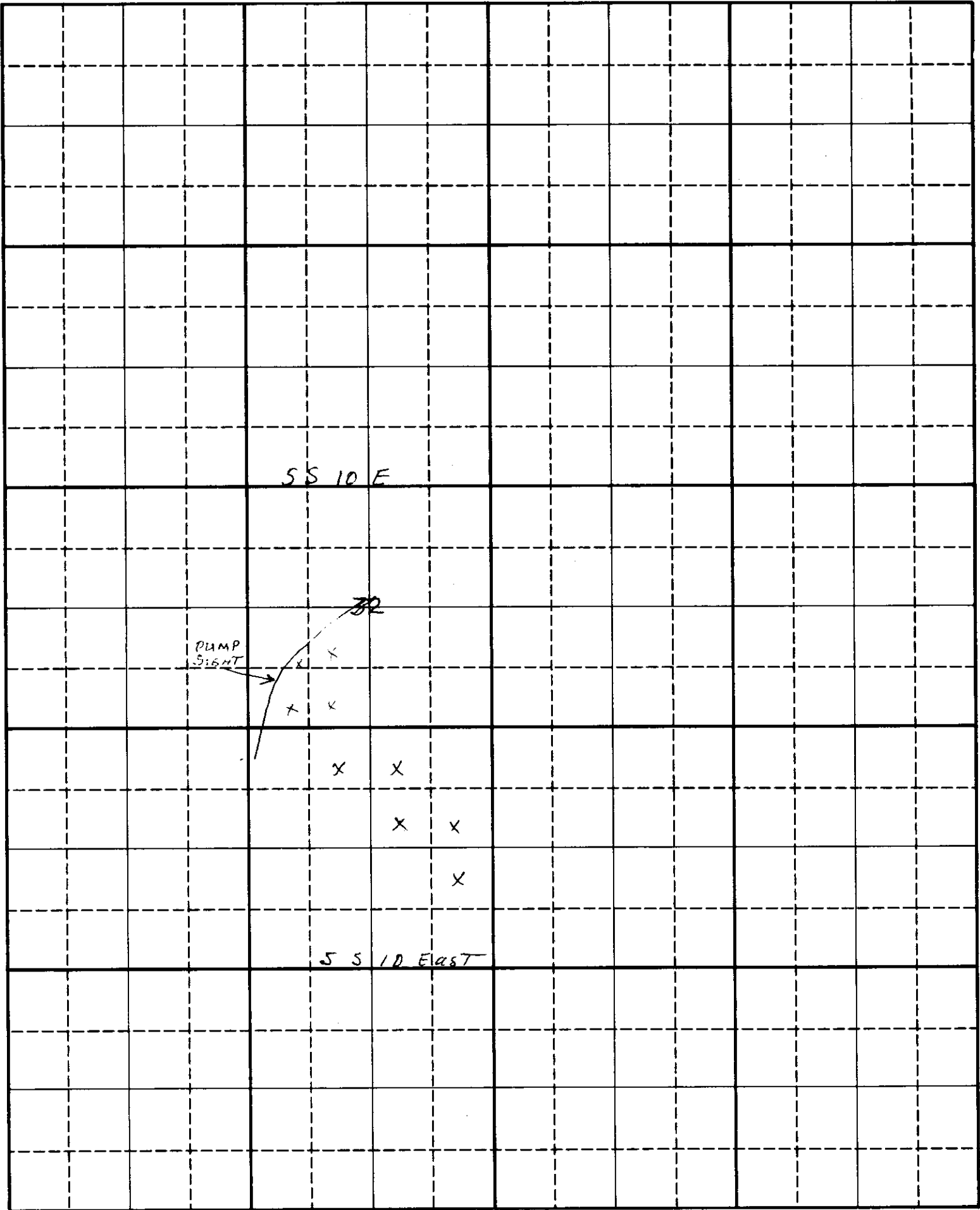
Total number of acres to be irrigated 140

c. Describe any other water rights used for the same purposes as described above.
 60" Snake River, Permit No: 20432 priority 10-16-68
 02-20166

9. a. Who owns the property at the point of diversion Charles W. KEVAN
 b. Who owns the land to be irrigated or place of use Charles W. KEVAN
 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
 Contract at Sale From Robert & Betty Smith

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.

Charles H. Kwan
(Applicant)

6-19-1974
Proposed Priority

6-19-74 8:00 A

Received by ef Date 4-23-73 Time 8:00 A (No check)

Preliminary check by DB Fee \$45.00 (Tracks)

Receipted by ef Date 6-19-74 Permit # 14877

Publication prepared by SW Date 7-12-74

Published in Mtn. Home News

Publication dates 7-18, 7-25-74

Publication approved SW Date 7-26-74

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ees 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. 02-7144, 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 September 1, 1977.

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 19 day of August 19 74.

R. Karl Higin
Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 21, 1997

James E Kevan
PO Box 70
Glenns Ferry ID 83623

RESUMPTION OF WATER ACKNOWLEDGMENT

RE: Water Right Nos. 02-02145 & 02-07144

Dear Water Right Holder:

The Department acknowledges receipt of the statements of resumed beneficial use of water submitted in connection with the above referenced water rights.

Since Section 42-222.2, Idaho Code, authorizes the Department to grant only one five (5) year extension of time to avoid forfeiture, it is essential that you use the water as authorized by the water rights without a five year period of non-use.

Please be advised that Section 42-248, Idaho Code, which became effective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

If you have any questions regarding this matter, please contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

C: IDWR - Regional Office

RECEIVED

AUG 20 1997

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RESUMPTION OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the water right holder(s) has/have resumed the use of water for the water right identified below. This form must be returned to the department or the water right will revert to the state of Idaho.

Water Right Number(s) 02-7144

Name of Water Right Holder(s) JAMES E KEVAN

Mailing Address P.O. Box 70 Glenns Ferry, Idaho 83623

Telephone Number 208-366-2951

Source of Water (Groundwater/Surface) SNAKE RIVER

Extent of Use: Domestic _____ (number of households)

Stockwater 1-1 to 12-31 (number and type of stock) 900 Cattle

Irrigation 115 (number of acres irrigated)

Other/Remarks _____

Total rate and/or volume of use 2.5 cfs _____ acre feet

Show the date water use will be or was resumed under this water right irrigation 3-15-10-15
stock water 1-1 to 12-31

Person to contact to accompany the Department representative if a field examination is conducted:

Name James E Kevan Telephone No. 208-366-2951

Address P.O. Box 70 Glenns Ferry, Idaho 83623

The above information is my true statement of the extent to which diversion and use of the above described water right has been resumed.

Date _____ Signature _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 30, 1997

James E. Kevan
P. O. Box 70
Glenns Ferry, ID 83623

7590062141

NOTICE TO RESUME WATER USE

RE: Water Right No. 02-7144

Dear Mr. Kevan:

One of the conditions of department approval of the application for Extension of Time to Avoid Forfeiture of a Water Right for the above referenced water right, was that beneficial use of water be resumed on or before October 1, 1997. Enclosed is a form which when submitted will notify the department that you have again established beneficial use of water as authorized by the water right.

Failure to resume the use of water for the water right and to notify the department of resumed use will be cause for the water to revert back to the state and again be available for appropriation.

Please fill out and return the resumption form within sixty (60) days of receipt of this letter. Please address your correspondence to my attention.

If you have any questions concerning this matter, please contact me at 327-7900.

Sincerely,

JULIE L. YARBROUGH
Sr. Secretary

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

Governor

~~A. KENNETH DUNN~~

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

October 20, 1987

RE: Water Right No. 02-7144

James E. Kevan
Box 70
Glenns Ferry, ID 83623

Dear Mr. Kevan:

Enclosed is a copy of your approved Application for Extension of Time to Avoid Forfeiture. Please note that beneficial use of water must resume on or before October 1, 1997.

If you have any questions concerning this matter, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

MAR 08 1988

OK

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID FORFEITURE
OF A WATER RIGHT NO. 02-7144

Notice is hereby given that James E. Kevan, P.O. Box 70, Glenns Ferry, ID 83623 has applied to the Department of Water Resources for an extension of time to avoid forfeiture of a water right. This water right is evidenced by License No. 02-7144.

This water right was licensed for a total of 2.5 cubic feet per second of water from the Snake River with a priority date of 6/19/1974, and the point of diversion within Lot 6 (SW1/4SW1/4), Sec. 32, Twp. 5S., Rge. 10E., Elmore County, for irrigation purposes from 4/1 to 10/1 annually for use upon 115 acres within the NWE, SWE, SENE, NENW and the NESE, Sec. 5, Twp. 6S, Rge. 10E, and for stockwatering purposes from Jan 1 to Dec 31.

Section 42-222, Idaho Code provides that a water right shall be lost and forfeited, and the water revert to the state upon failure to apply water to a beneficial use for a period of five years. This Section further provides that the State may allow an additional five year period of non-use without forfeiture upon a showing of reasonable cause. James E. Kevan has applied for this extension because the lands under this water right have been placed in the U.S. Department of Agriculture's Conservation Reserve Program and will not be cultivated or irrigated for up to 10 years. The applicant requests this extension until October 15, 1997.

Any protest against the granting of this extension may be filed with the Idaho Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on or before September 8, 1987.

R. Keith Higginson, Director

Published in the Mountain Homes News on 8/20 and 8/27/87

RECEIVED

MAR 08 1988 ✓ Approve

DRR

9/16/87

RECEIVED

SEP 8 1987

Department of Water Resources

SECURITY TITLE COMPANY

ESTABLISHED IN 1913

TITLE INSURANCE
GOODING AND LINCOLN COUNTIES
RALF M. LUCKE AND HELEN H. LUCKE
TELEPHONE 934-4427

P.O. BOX 28

GOODING, IDAHO 83330

February 28, 1979

RECEIVED

State of Idaho
Department of Water Resources
1031 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301

MAR 2 1979

Department of Water Resources
Twin Falls District Office

Gentlemen:

This is to advise you that James E. Kevan, holder of the following:

Permit No. 37-7399
Water License 02-7144
License 02-2068(20-432)
Permit 02-7137
License 02-2145(27-288)
Permit No. 37-7462

has mortgaged the rights hereunder to the United States and agreed that he will not assign or amend the license without the consent of the Farmers Home Administration.

The permits and license are on land located in Camas and Elmore Counties.

Yours very truly,

SECURITY TITLE COMPANY

Ralf M. Lucke

Ralf M. Lucke or Helen H. Lucke

RML/fr

CC: Farmers Home Administration
Boise Western Division
Water Resources Division
Attn: Roberta Garrett

MICROFILMED

MAR 08 1988



Policy Issuing Agent
Safeco Title Insurance



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

October 12, 1976

Re: Permit Nos. 02-2145
02-7144

James E. Kevan
Box 70
Glenns Ferry, ID 83623

Dear Mr. Kevan:

Enclosed herewith are copies of the water right licenses issued on the above referenced permits.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

September 24, 1976

Mr. James E. Kevan
Box 70
Glenns Ferry, ID 83623

Dear Mr. Kevan:

A representative of this Department has made an examination of the works covered by your Permit No. 02-7144 and has found the following:

Quantity of water diverted: 3.35 cfs Source: Snake River

Amount of water that can be recognized as beneficially used under Idaho law: 2.50 cfs

The maximum quantity diverted shall not exceed 587 acre feet, or 5.0 af per acre, per year.

Point of diversion: Lot 6 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 32, Twp. 5 S, Rge. 10 E, B. M., Elmore County

Beneficial use: Stockwatering purposes and the irrigation of 115 acres within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Twp. 6 S, Rge. 10 E, B. M.

Priority date established: June 19, 1974

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

T
6
S

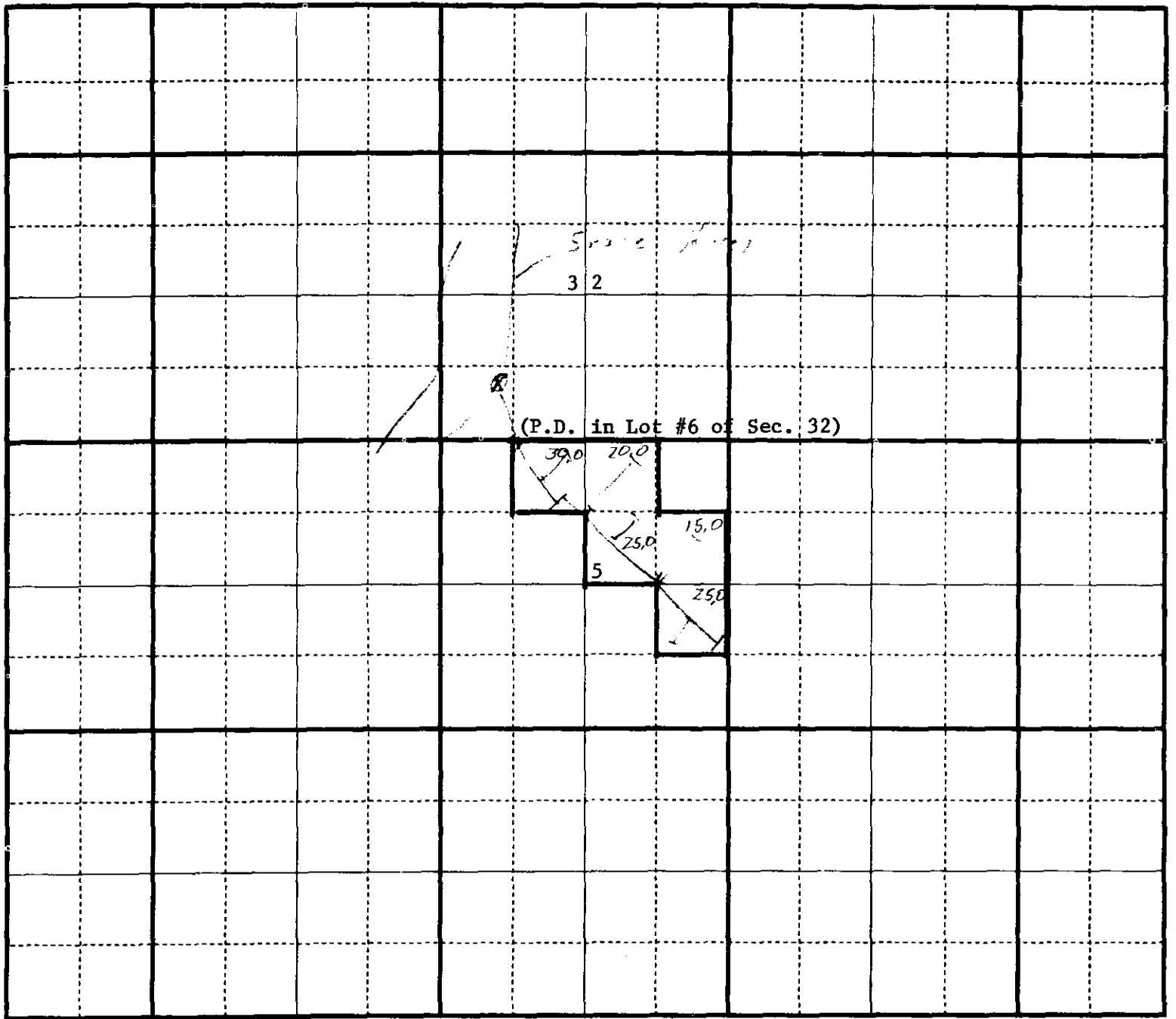


Diagram of System

DATE OF EXAM 8/16/76

ACREAGE
Found 115
Recommended 115

Irrigation Requirement 5.0 Ac Ft/Ac

USE
Irrigation Q= 2.3 c.f.s. V= 575 AF/Ann. from 4/1 to 10/1
Domestic Q= NO c.f.s. V= NO AF/Ann. from NO to NO
Livestock Q= 0.20 c.f.s. V= 12 AF/Ann. from 1/1 to 12/31

Is water co-mingled? yes no X

Name source: _____
twp. N/S, Rge E/W, B.M., Sec. _____, Sub. 1/4, _____ 1/4 _____
County

Exchange? yes no X

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 1500 gpm = 3.34 cfs Method of measurement In-line-meter

Total Q recommended 2.3 Meter No. _____ Type _____ Condition _____

Total V recommended 587 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other No Domestic
None None

MEASUREMENT CALCULATION:
Badger Meter # M 0559386 pumping at 1500 gpm = 3.34 cfs

SYSTEM DESCRIPTION:
6E Motor Model # 55626BXH1A 125 HP Serial # CJT321110 on
Levee & Bowler pump # 02091. Pump set on large concrete
tile in Snake River.

REMARKS:
50 Acres of the ground listed is also covered
by license # 02-2195
No Domestic

Examiner's Signature [Signature] Date 8/31/76
Checked by [Signature] Date 9-9-76
Approved by _____ Date _____

September 24, 1974

Re: Permit No. 02-7144

James E. Kevan
Box 70
Glenns Ferry, ID 83623

Dear Mr. Kevan:

We acknowledge receipt of the 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.

If you have any questions regarding the field examination, please contact our District Office in ^{Boise.}

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

Identification No. 02-7144

Permit No. 02-7144

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 20 1964

OK jg

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder JAMES E. KEVAN
b) Post Office Address Box 70 - Glenns Ferry, Idaho
2. Permit Number 02-7144
3. Date of Priority that you are prepared to establish 4-23-73
4. a) Source from which water was appropriated Snake River
b) Location of the point of diversion: Lot 6 $\frac{1}{4}$ — $\frac{1}{4}$, Section 32
Township 5 South, Range 10 East Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 140", 2.8cfs for irrigation purposes from 4-1 to 10-1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 10", .2cfs for domestic purposes from 1-1 to 12-31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 10", .2cfs for stock water purposes from 1-1 to 12-31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3 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: Water Meter
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder: N.A.
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: Sprinkler system
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) 125 H.P. Turbine pump & meter
Approx 4260-12" Steel Pipe
b) Describe the type and size of measuring device which you have installed at your point of diversion: 12" Water Meter
c) Give well driller's name and address and the date the well was completed: N.A.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Lot 6 of Section 32, Township 5 South, Range 10 East, B. M.
Stockwater: 75 w.f. cows, 800 yearling feeder steers

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
65	10E	5		15	30	30	10								25				110

Total number of acres irrigated 110

10. Remarks: _____

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

September 12, 1974
(Date)

James E. Kevan
(Signature)

State of Idaho)
) ss.
County of Gooding)

On this 18th day of September, 19 74, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (~~she~~) (~~they~~) executed the same.

Mary Thompson
Notary Public residing at Bliss, Idaho

My commission expires December 22, 1976

RECORDED

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

RECEIVED

SEP 20 1974

Department of Water Resources

I, Charles W. Kevan, hereby assign to James E. Kevan
of 621 North Elmore, Glenns Ferry, Idaho 83623
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 02-7144
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 12th day of September, 19 74.

Charles W. Kevan
Permit Holder Charles W. Kevan

Spouse of Permit Holder

State of Idaho)
County of Gooding) ss.

On this 18th day of September, 19 74, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (~~she~~) (~~they~~) executed the same.

seal

W. Bruce Thompson
Notary Public residing at
Bliss, Idaho

My commission expires:
Dec. 22, 1976

MICROFILMED

September 23, 1974

Re: Permit No. 02-7144

James E. Kevan
621 N. Elmore
Glenas Ferry, ID 83623

Dear Mr. Kevan:

We acknowledge receipt of the assignment submitted conveying the above referenced permit to you. The assignment has been recorded and the Department's records changed.

If you have any questions concerning this permit, please contact us.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JG

MICROFILMED

August 20, 1974

Re: Permit No. 02-7144

Charles W. Kevan
R. R.
Fairfield, Idaho 83327

Dear Mr. Kevan:

Enclosed is a copy of your approved Application for Permit No. 02-7144 . 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

ENCLOSURE

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215

Western District Office



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

July 12, 1974

Mountain Home News
P. O. Drawer 0
Mountain Home, Idaho 83647

Re: Application for Permit No. 02-7144 - Charles W. Kevan
02-7148 - Clappitt Farms, Inc.
63-8004 - Irene F. Doherty

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

*Bill submitted
7-26-74
SW*

02-7144

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Charles W. Kevan R.R., Fairfield, Idaho has on June 19, 1974 submitted Application No. 02-7144 for a permit to appropriate 3 cubic feet per second, 1.5 acre feet per annum of water from Snake River, trib. to Columbia River by means of sprinkler system within Lot 6, Sec. 32, T. 5 S, R. 10 E. B.M., Elmore County to be used from Jan. 1 to Dec. 31 for domestic and stock use and April 1 to Oct. 1 for irrigation of 140 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, T. 6 S, R. 10 E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before August 5, 1974.

R. Keith Higginson
Director

Published in the Mountain Home News, Mountain Home, Idaho on July 18, 1974 and July 25, 1974.

OK.
7-24-74
ca

RECEIVED FOR DEPOSIT NO. 02-7144

DEPT. OF WATER ADMINISTRATION

BOISE

JUL 25 1974

021

NOTICE OF APPLICATION

02-7144

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that CHARLES W. KEVAN
R. R., Fairfield, Idaho
has on June 19, 1974 submitted Application No. 02-7144
for a permit to appropriate 3 cubic feet per second, 1.5 acre feet
per annum of water from Snake River, trib. to Columbia River
by means of sprinkler system
within the ~~the~~ Lot 6, Sec. 32, T. 5 S, R. 10 E, B.M., Elmore County

to be used from Jan. 1 to Dec. 31 for domestic and stock use and April 1
~~for~~ to Oct. 1 for irrigation of 140 acres

within the W¹/4NE¹4, SE¹/4NE¹4, NE¹/4NW¹4, NE¹/4SE¹4, Sec. 5, T. 6 S, R. 10 E, B.M.

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Idaho Depart-
ment of Water Administration, Statehouse, Boise, Idaho, 83707, on or before
August 5, 1974.

R. KEITH HIGGINSON

Director

Published in the Mountain Home News, Mountain Home, Idaho
on July 18, 1974 and July 25, 1974.

MICROFILMED

July 12, 1974

Charles W. Kevan
R. R.
Fairfield, Idaho 83327

Dear Mr. Kevan:

In reviewing your application for permit we note that you have applied for 10 inches or .2 c.f.s. for domestic use. We allow .04 c.f.s. or 26,000 gallons per day for one household. We trust this will be adequate and with your approval we will reduce your application to that amount.

Sincerely,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:sw

02-7144

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

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

July 8, 1974

Re: Permit No. 02-7144

Alan McCombs
Federal Land Bank
121 4th Avenue West
Gooding, Idaho 83330

Dear Mr. McCombs:

Enclosed is a copy of Mr. Kevan's Application for Permit No. 02-7144, which you requested by telephone July 8.

This application will be advertised in the newspaper shortly.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2190

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

June 20, 1974

Charles W. Kevan
Rural Route
Fairfield, ID 83327

Re: Application for Permit No. 02-7144

Dear Mr. Kevan:

Enclosed is your Receipt No. 14877 in the amount of \$ 45.00 for
Application for Permit which was received in this office
on June 19, 1974.

Sincerely,

DEANNA E. FELDT
Secretary

DEF:d

Enclosure

MICROFILMED

June 17, 1974

Mr. Charles W. Kevan
Rural Route
Fairfield, ID 83327

Re: Application for Permit

Dear Mr. Kevan:

Mr. Lonnie Leavell was in concerning your permit application and after we reviewed permit no. 20432, it appears that I was in error on the amount of water which you could apply for on this new application. The map on this application shows land in section 32 which is covered by the other permit, however you did not ask for water for land in section 32, so we can issue the permit for the 3.0 c.f.s you applied for.

We do need an additional \$10.00 filing fee as the total fee will be \$45.00. Mr. Leavell was to have the additional money sent in, however, to date we have not received it.

Sincerely,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH: def

02-7144

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2190

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

April 23, 1973

Re: Permit Application

Mr. Charles W. Kevan
R. R.
Fairfield, Idaho 83327

Dear Mr. Kevan:

We are returning your application for permit and check no. 92-166 in the amount of \$10.00.

Upon examination of permit #20432, we note that you have 1.2 c.f.s. for lands that overlap with some on your new application. You show that 140 acres will be irrigated and if this includes lands covered by permit #20432, we will be able to allow only 1.6 c.f.s. for irrigation and 0.2 c.f.s. for stock water on this new filing. We can allow only one inch of water per acre of land to be irrigated unless you can show the need for more than this amount.

Please make the necessary corrections and return the application to us along with a check in the amount of \$35.00 for the filing fee.

Sincerely,

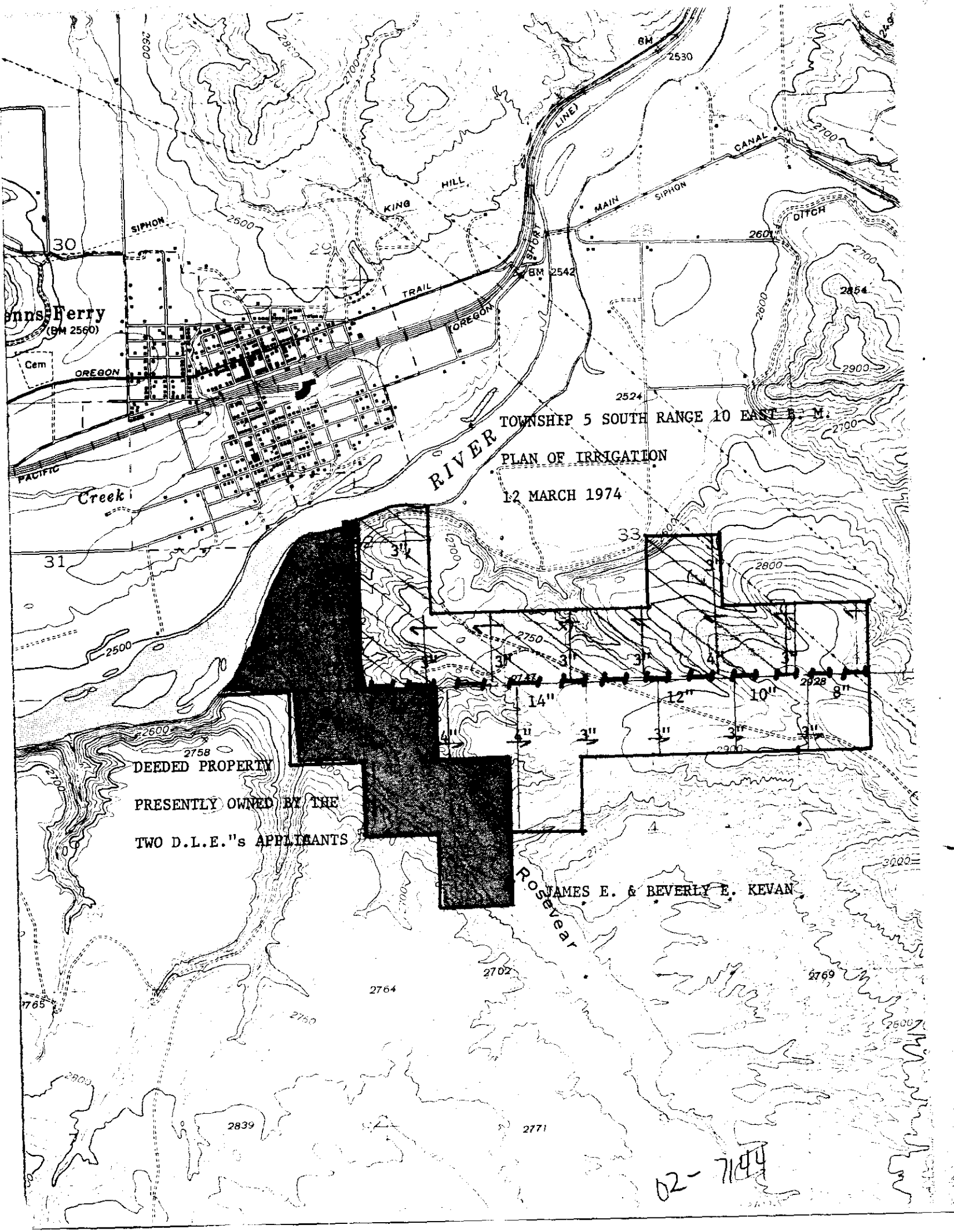
A handwritten signature in cursive script that reads "Robert W. Hamilton".

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:df

Enclosures

02-7144



Enns Ferry
(BM 2560)

Cem

Pacific Creek

31

2500

2600

2758

2765

2764

2760

2839

2771

DEEDED PROPERTY
PRESENTLY OWNED BY THE
TWO D.L.E.'s APPLICANTS

OREGON RIVER

TOWNSHIP 5 SOUTH RANGE 10 EAST B. M.

PLAN OF IRRIGATION

12 MARCH 1974

JAMES E. & BEVERLY E. KEVAN

Rosevear

02-7144

[illegible][illegible]

County of Elmore }
STATE OF IDAHO } ss.

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for

.....² consecutive weeks, the first publica-
tion having been made on the ... 18... day
of July....., 1974, and
the last publication having been made on the
... 25... day of July.....
1974....; every Thursday issue of the paper

during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Lloyd S. Staters

Subscribed and sworn to me this 25
day of July, 1974

Wm. M. Walter
Notary Public

OK
su
7-26-74

02-7144