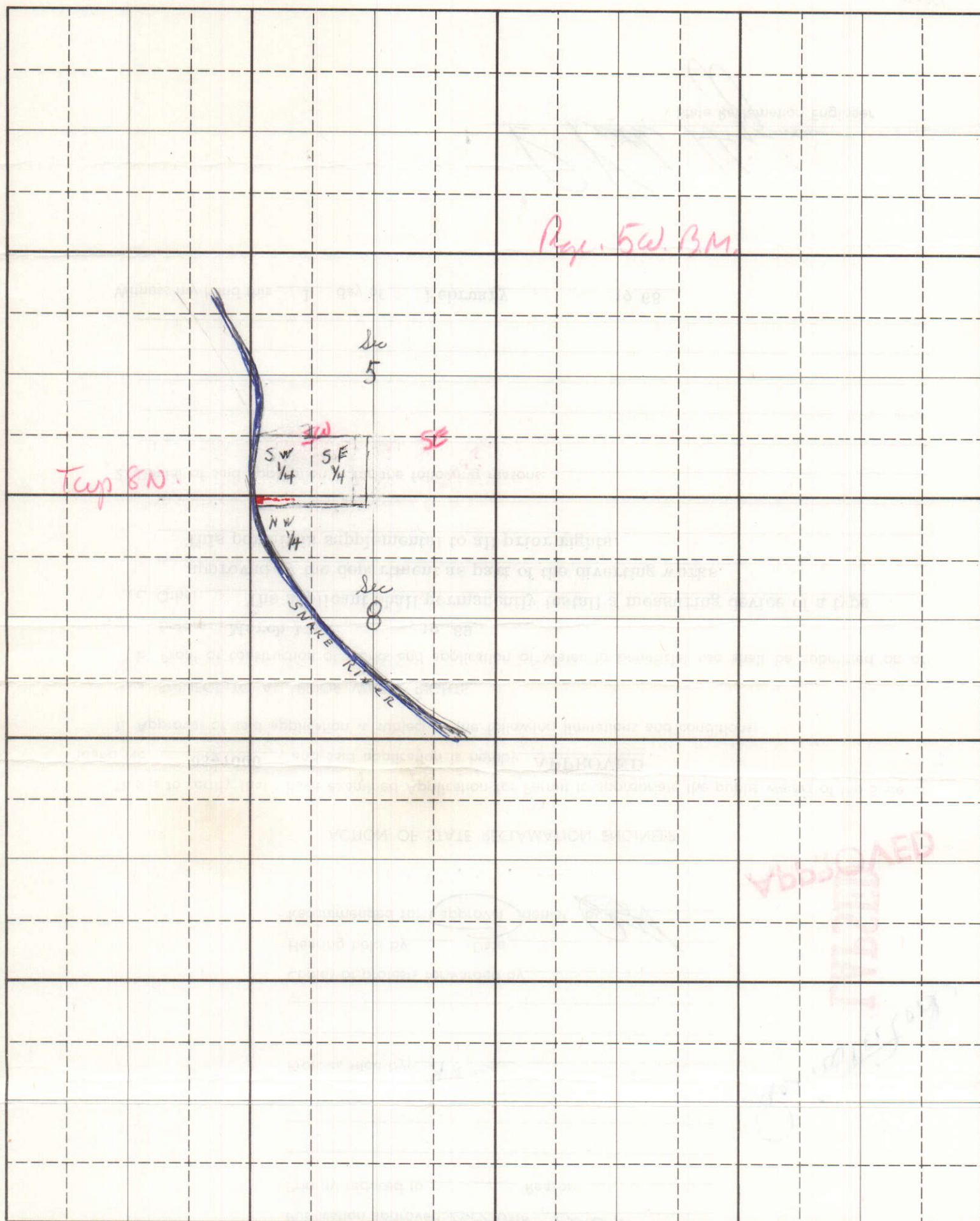


T. 8 R 5 W.B.M.

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

Clarence Oakley Barker
(Applicant)

02-2000

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Clarence Oakley Barker, Route #1, Payette, Idaho 83661 has on November 22, 1967 applied for permit to divert 2.67 cubic feet per second of water from the Snake River under application No. 03-7000. Water will be diverted by a motor pump, pipeline within the NW1/4 NW1/4 sec. 8, T. 8 N, R. 5 W, B. M., Payette County and is to be used from March 15 to October 15 for irrigation in the NW1/4 NW1/4, sec. 8, S 1/2 SW1/4, sec. 5, T. 8 N, R. 5 W, B. M.

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

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Payette
Valley Sentinel, New Plymouth,
Idaho 83655, on January 4, 1968
and January 11, 1968.

STATE OF IDAHO, }
County of Payette } ss.

Sandra F. Mills, being duly sworn, deposes and says

that she is publisher of the Payette Valley Sentinel, a weekly newspaper published at New Plymouth, in the County of Payette, State of Idaho; that the said paper is in general circulation in the county aforesaid and in the vicinity of New Plymouth and has been for more than 78 consecutive weeks last preceding the first publication of the advertisement, a copy of which is attached hereto; that said advertisement was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of every number of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement. Such advertisement was published in

the issue beginning with Jan. 4, 1968 and ending with the issue of Jan 11, 1968

Subscribed and sworn to before me this 29th day of Jan, 1968

Sandra F. Mills
Bonnieta B. Hewitt

Notary Public for Idaho
Residence, New Plymouth, Idaho

03-7000

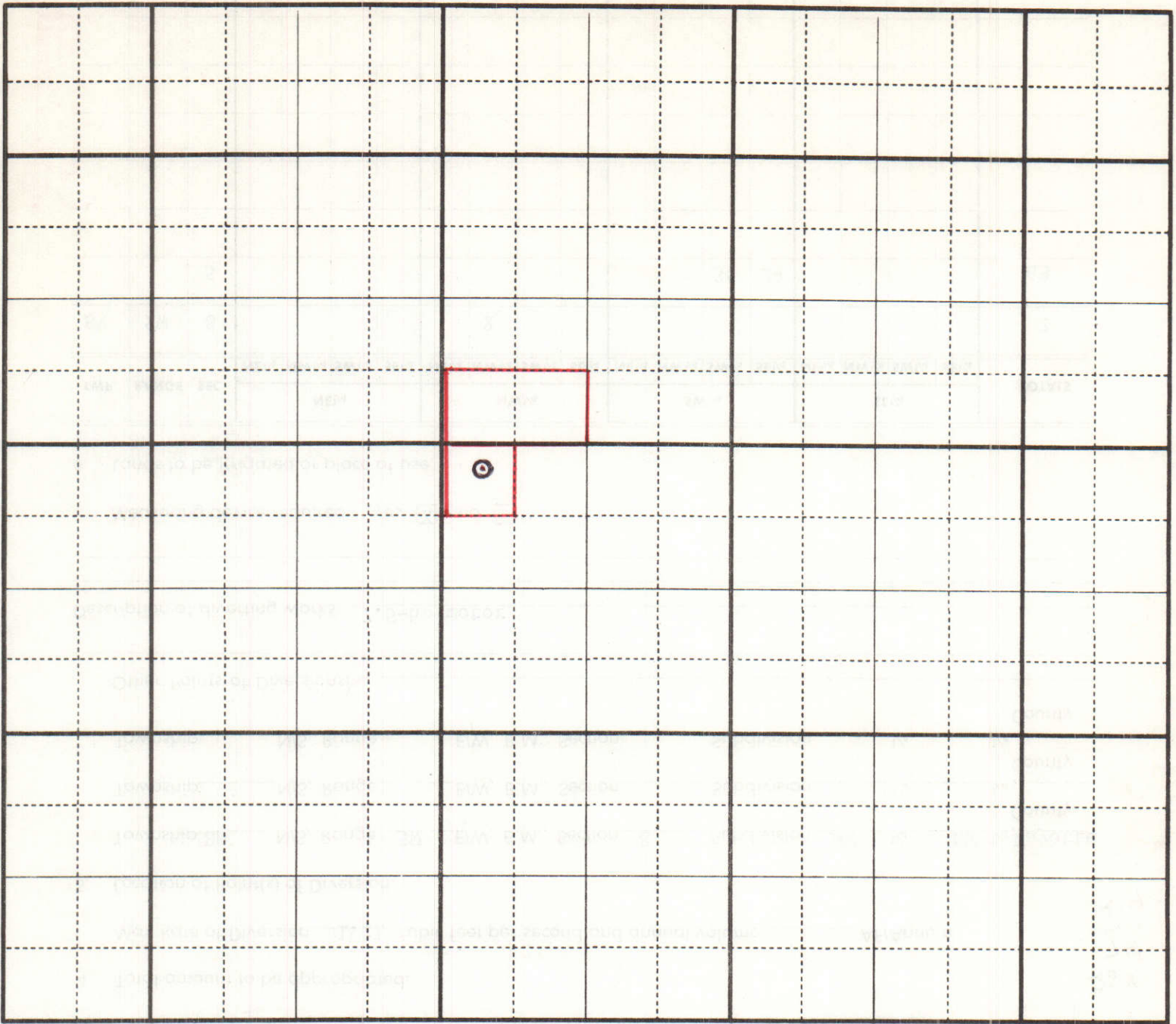


Diagram of System

A 244



Clarence O. Barker
Rt. 1
Payette, Idaho

Permit
03-7000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 03-7000 Priority Nov. 22, 1967 Amount 0.704 cfs

THIS IS TO CERTIFY, that CLARENCE OAKLEY BARKER
of Payette, Idaho, has complied with the terms and conditions of Permit
No. 03-7000 issued pursuant to Application for Permit dated November 22, 1967,
and has submitted proof to the Department of Water Resources on February 26, 1973,
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 1.0 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
<u>Irrigation</u>	from <u>March 15</u> to <u>Oct. 15</u>	at <u>0.704</u> cfs and	<u>159 acre feet or</u>
			<u>4.5 af per acre</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.704 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
159 acre feet per year, said waters to be diverted within ~~the~~ Gov't. Lot 7 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of
Sec. 5, Twp. 8 N, Rge. 5 W, B.M. in the County of Payette

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 $\frac{1}{4}$	
8 N	5 W	5											35.2						35.2

Total number of acres irrigated 35.2

A measuring device of a type approved by the 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 23 day of
July, 19 76.

Director

A 10x10 grid map showing Township 8 North and Range 5 West. The grid is divided into 100 sections. Section 5 is labeled '5' and Section 8 is labeled '8'. Township 8 North is labeled 'TWP. 8 N' and Range 5 West is labeled 'Rge. 5 W'. A specific section is marked with an asterisk and labeled 'Lot 7'.


Director

Identification No. 03-7000
Application No. 42143

LICENSE ISSUED FOR 0.707 SEC. FT.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

Reimotated
APPROVED

1. Name of applicant CLARENCE OAKLEY BARKER
post office address ROUTE 1, PAYETTE, IDAHO 83661
2. Source of water supply SNAKE RIVER which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 8 Township 2N
Range 5W B.M. PAYETTE County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into SNAKE RIVER at a point in SW $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 5 Township 8 Range 5 B.M.
4. Quantity to be appropriated:
a. (2.67) allow 1.21 cubic feet per second and/or
b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
IRRIGATION purpose from MARCH 15 to OCTOBER 15 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 7.5 HP MOTOR, BY DIRECT DRIVE TO A
PUMP PLACED IN VERTICAL POSITION IN 36" CONCRETE SUMP WITH GRAVEL IN BOTTOM,
12 FOOT LIFT WITH 20 INCH INLET PIPE TO RIVER 30 FOOT LONG.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet; materials used in storage dam: _____

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 ONE years.
b. Estimated construction cost is \$ 1,600.00 ✓
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

03-7000

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

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	
8	5	8					2												2
8	5	5											37	29					63

Total number of acres to be irrigated 65

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

WASHOE WATER POWER AND IRRIGATION, LTD. ---- 14 SHARES

9. a. Who owns the property at the point of diversion CLARENCE OAKLEY BARKER

b. Who owns the land to be irrigated or place of use CLARENCE OAKLEY BARKER

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 _____

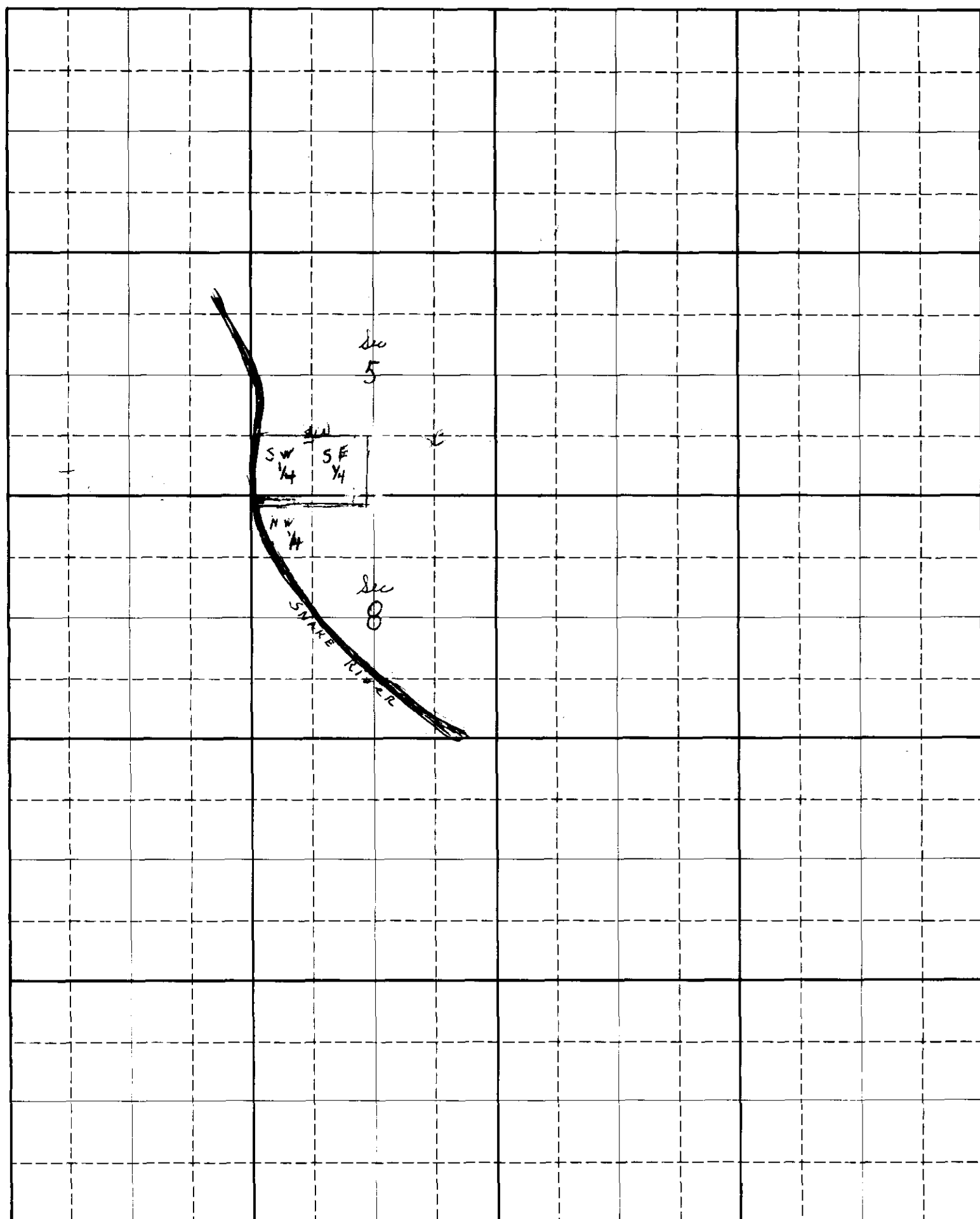
UNSTABLE WATER CONDITIONS ON PRESENT SYSTEM MAKE FULL PRODUCTION OF THIS FARM IMPOSSIBLE DUE TO THE WATER USERS ABOVE ME SHUTTING OFF FLOW WHENEVER THEY SO DESIRE.

ALL WATER THAT HAS BEEN USED ON THIS FARM FROM WASHOE DITCH SHALL BE SPILLED INTO SNAKE RIVER VIA DRAIN APPROX. 1/4 MILE NORTH OF PROPOSED PUMP, AS THIS IS THE ONLY DRAINAGE AVAILABLE FOR DITCH WATER WHICH I MUST DISPOSE OF WHETHER USED OR NOT.

■ Pump

--- Ditch

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

Clarence Canby Barker
(Applicant)

Received by ef Date 11-22-67 Time 8:00 am
Preliminary check by DeW Fee \$ 30⁰⁰ 11-22-67
Receipted by ef Date 11-22-67
Publication prepared by KS Date 12-21-67
Published in Opportunity Valley Advt.
Publication dates 1-4 and 11-68
Publication approved KS Date 12-68
Priority reduced to _____ Reason _____

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by SA

Reinstated
LAPSED
APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 0327000, 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 March 1, 19 69.
- c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.
This permit is supplemental to all prior rights.

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

Witness my hand this 1 day of February 19 68.

L. Keith Higgins
State Reclamation Engineer

03-7000

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR EXTENSION OF TIME

State of Idaho
County of Payette

Permit No. 03-7000

C. O. Barker of Box 1 - Payette, Ida
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. 03-7000.

That under the terms and conditions of said permit, work thereunder was required to be completed by March 1, 1969.

That he has heretofore performed the following work described under said permit:

Drill by Carnall plans maintain 1500' of depth
fill depth from 4 1/2' to 2 1/2' To carry water from pump
and application to Idaho Power for line to be built
to pump site

Costing \$ 395.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: On advice SCS land should be reworked
To ditch before pump goes in. attempted To complete this spring,
field conditions & seasonal high water conditions have prevented
this so far. at about behind the river will decrease in flow
early enough to allow me to place intake pipe in river low enough

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the completion of obligations under said permit to May 15, 1970.

C. O. Barker
(signature)

Subscribed and sworn to before me this 8th day of April, 1969.

Virginia Hutchinson
(notary public)

My commission expires 12-27-69.

Date of receipt at office of Department of Reclamation.

ACTION OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above application for extension of time for permit no. 03-7000 to March 1, 1973.

Witness my hand this 23rd day of June, 1969.

R. Keith Higginson
State Reclamation Engineer

* If other than the holder, Power of Attorney must be supplied

AFFIDAVIT OF PUBLICATION

Notice is hereby given that
Clarence Gentry Barker, Boise
Id., Payette, Idaho State Engineer
November 27, 1907 applied for
permit to divert 2.00 cubic
feet per second of water from
the Snake River under applica-
tion No. 03-2000. Water will
be diverted by a main, pump,
pipeline within the NW1/4
sec. 2, T. 5 N., R. 5 W., B.
M., Payette County and is to be
used from March 15 to October
15 for irrigation in the NW1/4
NW1/4, sec. 2, T. 5 N., R. 5 W., B. M.
Any protest against this
application must be filed with
the Department of Reclamation
within ten days from the last
date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Payette
Valley Sentinel, New Plymouth,
Idaho 1908

STATE OF IDAHO, }
County of Payette } ss.

Sandra F. Mills, being duly sworn, deposes and says

that she is publisher of the Payette Valley
Sentinel, a weekly newspaper published at New Plymouth, in the County
of Payette, State of Idaho; that the said paper is in general circulation
in the county aforesaid and in the vicinity of New Plymouth and has been
for more than 78 consecutive weeks last preceding the first publication of
the advertisement, a copy of which is attached hereto; that said adver-
tisement was published in said newspaper once a week for 2 consecu-
tive weeks in the regular and entire issue of every number of said paper
during the period and time of publication, and was published in the news-
paper proper and not a supplement. Such advertisement was published in

the issue beginning with Jan. 4, 1908 and ending with the is-
sue of Jan 11, 1908

Subscribed and sworn to before me this 9th day of Mar, 1908

Sandra F. Mills
Bessie B. Hewitt
Notary Public for Idaho
Residence, New Plymouth, Idaho

037000

STATEMENT

THE PAYETTE VALLEY SENTINEL

Publishing & Printing

P. O. Box 218

NEW PLYMOUTH, IDAHO 83655

JAN 31 1968

Department of Reclamation

Dept. of Reclamation
State house
Boise, Idaho

Barker 03-7000

Detach and Return This Stub with Remittance

Dollars

Cents

CHARGES

Display
AdvertisingClassified
AdvertisingLegal
PublishingJob
Printing

CREDITS

BALANCE

BALANCE FORWARD

1st Issue 1/4/68

4.03

4.03

2nd Issue 1/11

3.10

7.13

3rd Issue

4th Issue

5th Issue

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

Andrew J. Mills
Signature of claimant

Total Due

THE PAYETTE VALLEY SENTINEL
New Plymouth, Idaho 83655

03-7000

July 26, 1976

Re: Permit No. 03-7000

Clarence Oakley Barker
Route 1, Box 484
Payette, ID 83661

Dear Mr. Barker:

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

Also enclosed is a copy of the approved application for amendment along with receipt no. 5282 in the amount of \$10.00.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

June 10, 1976

Mr. Clarence O. Barker
Route 1, Box 484
Payette, Idaho 83661

Dear Mr. Barker:

A representative of this Department has made an examination of the works covered by your Permit No. 03-7000 and has found the following:

Quantity of water diverted: 1.0 cfs Source: Snake River

Amount of water that can be recognized as beneficially used under
Idaho law: 0.704 cfs

The maximum quantity diverted shall not exceed 159 acre feet, or
4.5 af per acre, per year.

Point of diversion: Gov't. Lot 7 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 5, Twp. 8 N,
Rge. 5 W, B. M.

Beneficial use: Irrigation of 35.2 acres within Gov't. Lot 7, Sec. 5,
Twp. 8 N, Rge. 5 W, B. M.

Priority date established: November 22, 1967

Our field report indicates that your point of diversion is within Gov't. Lot 7 or SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 5, whereas your permit lists the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 8. Therefore, it will be necessary to amend the permit before a water license can be issued. Enclosed is a partially completed application for amendment for your use in this matter.

Please sign the application and return it to this office along with a \$10.00 filing fee within 30 days in order that we may issue your license as set forth above. If you do not concur with these findings or have questions, please contact us within the 30-day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enc: App for amend

FIELD REPORT

Bank

TOTAL ACREAGE _____ **65**

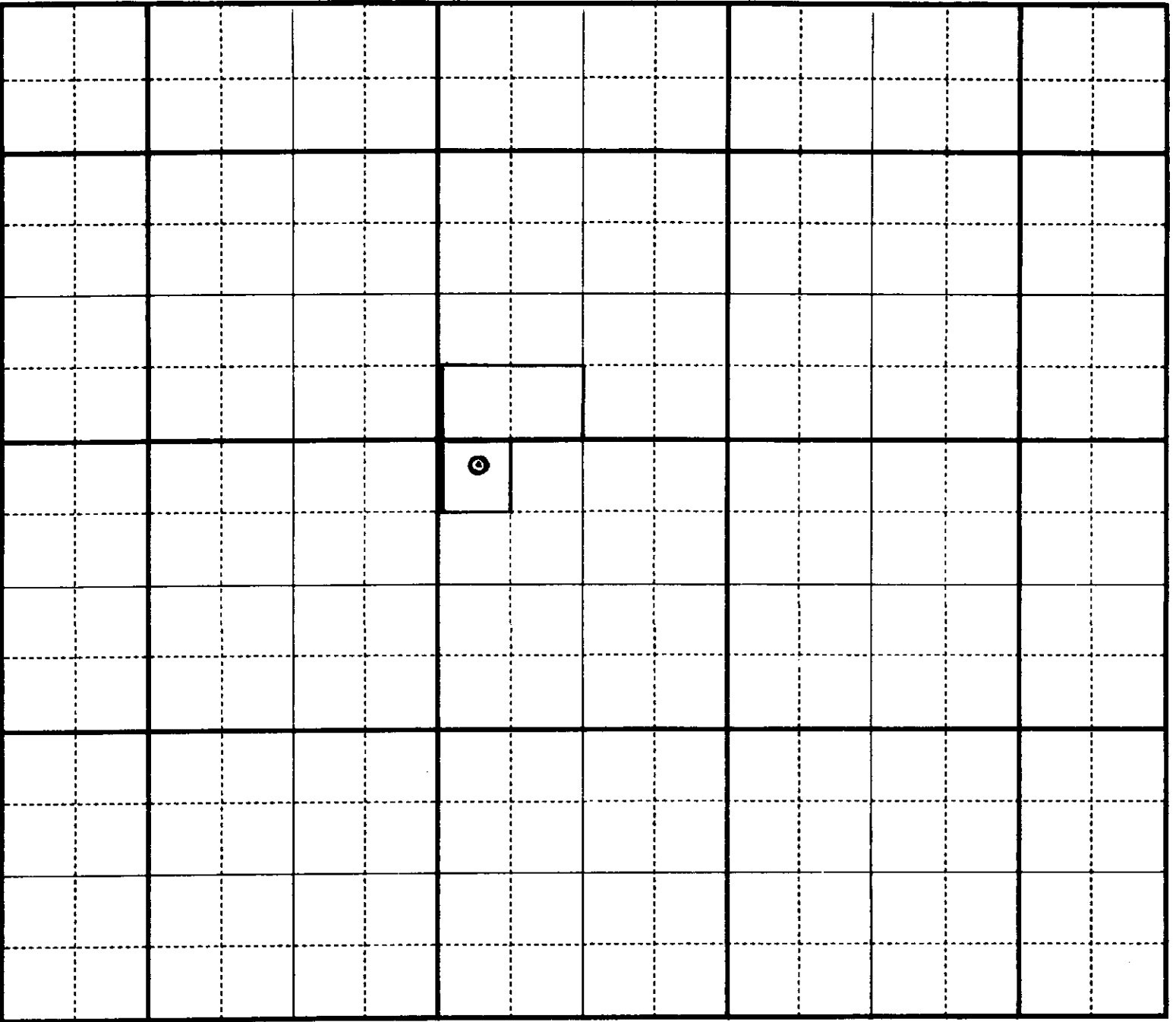
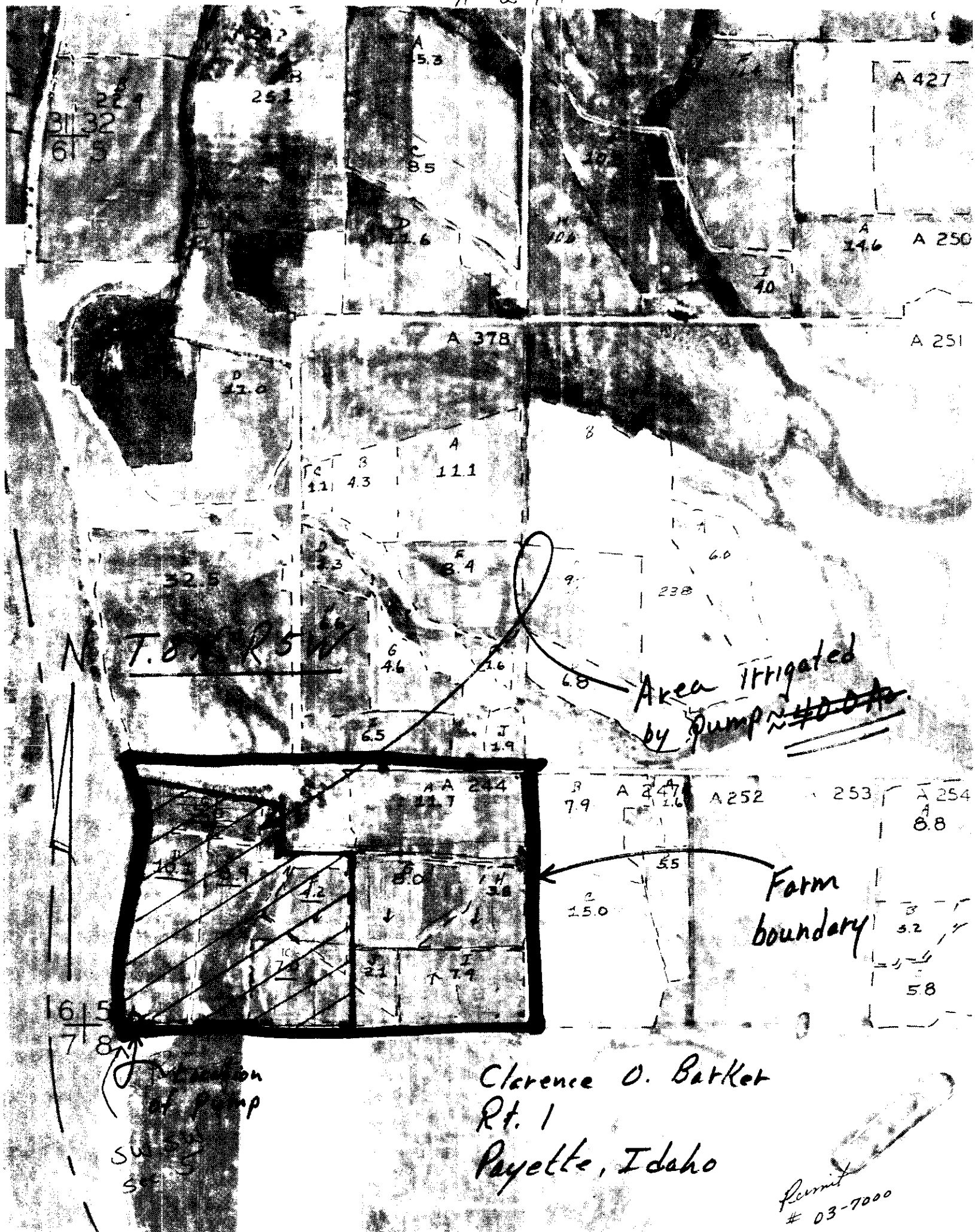


Diagram of System

A 244



DATE OF EXAM 5-26-76

ACREAGE

Found 35.2
Recommended 34

Irrigation Requirement 3.45 Ac Ft/Ac

USE

Irrigation Q = 0.998 c.f.s. V = 153.0 AF/Ann. from 3-15 to 10-15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no 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 0.28" own weir = 0.998 cfs Method of measurement 24" Cipolletti weir

Total Q recommended 0.68 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 153.0 AF

Recommended Amendments:

^{60 ft. lot}
P.D. (SW 1/4 SW 1/4) Sec 5 T8N R5W
Place of Use ~~Lot 7, Sec 5, T8N, R5W~~
Other _____
None _____

MEASUREMENT CALCULATION:

Total Q = 0.28" = 0.998 cfs

Total V = 34 x 4.5 = 153.0 AF

0.68 x 1.98 x 214 = 288.4 AF

SYSTEM DESCRIPTION: Model # KA13AN213 Pump # 01-2576-72

7 1/2 HP General Electric Motor, Parma Water Lifter pump, Size No. 4 8" discharge
to earth ditch. 4' corrugated pipe forms sump about 20' from river with buried
pickup running into river - Pump from Snake River to flood irrigate

REMARKS:

Examiner's Signature Peter J. Chomel Date 5-27-76

Checked by PJH Date 6-1-76

Approved by _____ Date _____

7/2/73 River too low at this time contact 74

5 Sept 74 Intake box under repair

Identification No. _____

Permit No. 03-7000

RECEIVED

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Administration

1. a) Name of Permit Holder Clarence O Barker
b) Post Office Address Bx 484- Poyette ID. 83661
2. Permit Number 03-7000
3. Date of Priority that you are prepared to establish 11/22/67
4. a) Source from which water was appropriated Snake River
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 8
8N, Range 5W 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 Mar. 15 to Oct. 15 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 2 cfs 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: Rate of flow computed from pumping plant plan by R. L. Kane, Soil Con. Service. Pump was installed as planned.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 2.5 HP Motor, by belt driven pulleys to a Porina Water Lifter Pump, placed in a vertical position, in a 42" casing, with 90' of 18" gal. inlet pipe
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed _____

Exam typed 3-2-23 by lu

3 7000

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: _____

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8N	5W	5											35.4						35.4
8N	5W	5											4.6						4.6

Total number of acres irrigated ~~39.0~~ 40.0

10. Remarks: _____

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

2/23/73
(Date)

C O Barber
(Signature)

State of Idaho)
County of Payette) ss.

On this 23rd day of February, 1973, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Luzema Hutchinson

Notary Public residing at Payette, Idaho

My commission expires 12-27-73

March 5, 1973

Re: Permit No. 03-7000

Mr. Clarence O. Barker
Route 1, Box 484
Payette, Idaho 83661

Dear Mr. Barker:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

Please be advised that a measuring device must be installed prior to the field exam. If a device is not installed, your permit will automatically lapse and be of no further force or effect. We are enclosing a letter describing different types of measuring devices approved by the Department. If you have any questions or if we may be of any assistance, please feel free to contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

3 7000

February 8, 1973

Re: Application for Permit No. 03-7000

Clarence O. Barker
Route 1
P. O. Box 484
Payette, Idaho 83661

Dear Mr. Barker:

We are in receipt of your request for an extension of time dated February 7, 1973.

This department cannot accept more than one extension of time except in cases of litigation or government intervention. Since neither of these cases applies to you and since your permit was granted a previous extension of time, we cannot accept another extension request.

You have the option of turning in your proof of beneficial use form to cover the development accomplished to date, or to file a new permit.

If we can be of further assistance in this matter, please feel free to contact this office.

Sincerely,

JAMES E. BOOKER
W. R. Supervisor

JEB:def

3 7000

Clarence Oakley Barker
Route 1
P O Box 484
Payette, Idaho 83661

FEBRUARY 7, 1973
CERTIFIED MAIL

Dear Sir,

Subject: Permit No. 03-7000

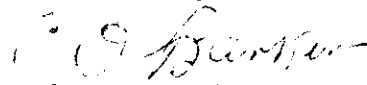
I request an extention of time on the application of water to beneficial use for the reasons stated below:

In May of 1972 I installed my pump on the Snake River, and at that time the river was at a high water stage and therefore, I didn't get it deep enough and had problems with the intake pipe. I was forced to reinstall the whole thing and even then it didn't work as it should have. By the time the river went down enough for me to get the pump working properly, it was the end of the season ■■■ so I didn't get a measuring device installed before the power to the pump was cut off.

I have contacted Robert Cain or {Kane} of the ASC office in Payette and he has agreed to help and advise me on the installation of the measuring device of the kind they {ASC} recommend. This cannot be done until the water season starts and the power is turned on to the pump.

I shall appreciate your approval of my request for an extention and I thank you for your consideration in this matter. I would appreciate that the extention be at least until the end of the irrigation season of 1973.

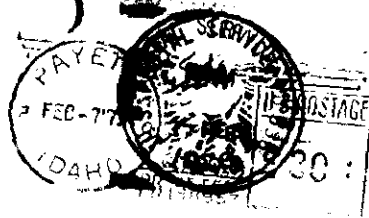
Sincerely,


C. O. Barker

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707
Attention: R. Keith Higginson

3 1973

C. O. Barker
P.O. Box 484
Peyette, Ida
83641



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



3 7000

SENDER: Be sure to follow instructions on other side

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(Additional charges required for these services)

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Show to whom, date and address
where delivered

☐

Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

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

CERTIFIED NO.

29197

①

Clarence Oakley Barker

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

②

Eldorice Pearce

DATE DELIVERED

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

JAN 2 1973

③

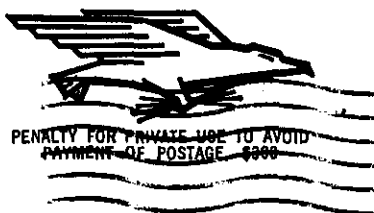
3 7600

PS Form 3811 Nov. 1970 c55-16-81277-1

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**RETURN
TO**

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

December 29, 1972 CERTIFIED MAIL

* 21 1971

Re: Permit No. 02-7000

Clarence Oakley Barker
Route # 1
Payette, Idaho 83661

Dear Mr. Barker:

One of the conditions of approval of your water Permit No. 03-7000 (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 March 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF EXTENSION OF TIME FOR)

PERMIT NO. 03-7000 in the name of Clarence)

Oakley Barker, Route 1, Payette, Idaho)

WHEREAS, Clarence Oakley Barker applied to the State Reclamation Engineer on November 22, 1967, for a permit to appropriate the public waters of the State of Idaho; and,

WHEREAS, the application proposed the diversion of 1.21 cubic feet per second of the waters of the Snake River for use in Section 5 and Section 8, T. 8 N, R. 5 W, B. M., Payette County, Idaho; and,

WHEREAS, on February 1, 1968, Permit No. 03-7000 was approved with the conditions that an adequate measuring device of a type approved by the Department of Reclamation be installed and proof of beneficial use of the water be submitted on or before March 1, 1969, and that the permit be supplemental to prior rights; and,

WHEREAS, on January 9, 1969, the permit holder was notified by certified mail that he was required to submit proof of the application of the water to beneficial use and was instructed as to the steps to be taken to make that proof; and

WHEREAS, the notice failed to give adequate 60 day notice as required by the Idaho Code; and,

WHEREAS, the required proof was not received on March 1, 1969; and,

WHEREAS, the Department of Reclamation informed the permit holder on March 3, 1969, that the permit had lapsed for failure to submit proof of beneficial use; and,

WHEREAS, the lapsing action of the Department of Reclamation was in error; and,

WHEREAS, on April 9, 1969, the Department of Reclamation received a request that the permit be reinstated and that the time within which proof of beneficial use may be submitted be extended to May 15, 1970; and,

WHEREAS, the permit holder submitted sufficient evidence that he had diligently attempted to complete the works and apply the water to beneficial use; "

THEREFORE, IT IS HEREBY ORDERED that Permit No. 03-7000 be REINSTATED without loss of priority;

IT IS FURTHER ORDERED, that proof of beneficial use be due on or before March 1, 1973.

Dated this 23rd day of JUNE, 19 69.


R. KEITH HIGGINSON
State Reclamation Engineer

CSA:DWM:tg

03-7000

June 18, 1969

Re: Permit No. 03-7000

Mr. Clarence Oakley Barker
Route 1
Payette, Idaho

Dear Mr. Barker:

Please find enclosed an order REINSTATING your permit and an extension of time within which to submit proof of beneficial use of the water until March 1, 1973.

If the Department may be of further assistance in any way, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: order of reinstatement
extension of time

03-7000

March 4, 1969

Re: Permit No. 03-7000

Mrs. Clarence Oakley Barker
Route 1
Payette, Idaho

Dear Mrs. Barker:

Please find enclosed application for extension of time forms to be used in connection with the above referenced permit. Please be advised that these must be submitted within sixty days from the date of lapsing for the Department to consider reinstating the above referenced permit.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: application for extension of time

03-7000

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION

107 STATE HOUSE
BOISE, IDAHO 83701

January 8, 1969

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED

MAR 3 1969

Department of Reclamation

Re: Permit No. 03-7000

Mr. Clarence Oakley Barker
Route #1
Payette, Idaho 83661

Dear Mr. Barker:

One of the conditions of the approval of your permit 03-7000 was that proof of application of the water to beneficial use be submitted to this office on or before March 1, 19 69.

Enclosed is an affidavit form which must be used to submit this proof. You may also 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

RKH:KS

Enclosure: Proof form

Feb. 28. 1969

R. Keith Higginson:

Due to high water & wet fields, I have been unable to progress as I had planned.

I have the dike & ditch in, but can't work on river's edge at

Form 5

03-7000

(over)

this time.

C

If it doesn't dry up before time to plant crops, I will have to farm this summer as it is & try to finish my pump installation this next fall & winter.

For the above reasons, I am requesting an extension of time on my permit until March 1, 1970.

Respectfully;
C. O. Barker

March 3, 1969

Re: Permit No. 03-7000

LAPSED

Clarence Oakley Barker
Route #1
Payette,,Idaho 83661

Dear Mr. Barker:

You are hereby notified that under the provisions of Section 42-218a,
Idaho Code, Permit 03-7000 has lapsed.

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


SAB State Reclamation Engineer

RKH:KS

Form 7

03-7000

ENT 1969 PM

PENALTY FOR PRIVATE USE TO AVOID
 PAYMENT OF POSTAGE DUE
 POSTMARK OF
 DELIVERING OFFICE

03-7000

**RETURN
TO**

Introduction

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

11-2

POD Form 3811

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 (<i>Must always be filled in</i>)
CERTIFIED NO. 206066	1 <i>Clarence Oakley Barker</i>
INSURED NO.	2 SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
DATE DELIVERED JAN 10 1969	3 <i>Eldon Pearce</i>
	SHOW WHERE DELIVERED (<i>only if requested</i>)

NAME AND ADDRESS OF SENDER

Dept. of Reclamation

Indicate type of mail

☐ INSURED

☐ C. O. D.

☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSEMENT	R. R. FEE	S. D. FEE	S. H. FEE	RESTRICTED DELIVERY FEE REMARKS
20664	Everett Cox, Rt #1, Dandee, Idaho	.06	30			10			36-7006
20665	Howard K. Dam Corp of Engineers, Box 147, Apoakka, Idaho								23-7201
20666	Warner Oakley, Barker, Rt. #1, Puyallup, Idaho								03-7000
20667	Beck Gustafson, Box 192, Rt #1, Carey, Idaho								37-7006
20668	Beck Gustafson, Box 192, Rt #1, Carey, Idaho								37-7006
20669	Darwin L. Clark, 2301 Oil, Quincy, Boise Idaho								78-7003
20670	Carl Hoffmann, Rt #5, Tampa, Caldwell Blvd, Tampa, Ida.								63-7052
20									

BOISE, IDAHO
 JAN 1969
 BORAH ST.

POSTMASTER, PER (Name of receiving employee)

[Signature]

TOTAL NUMBER OF PIECES LISTED BY SENDER

7

TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE

03-7000

January 8, 1969

Re: Permit No. 03-7000

Mr. Clarence Oakley Barker
Route #1
Payette, Idaho 83661

Dear Mr. Barker:

One of the conditions of the approval of your permit 03-7000 was that proof of application of the water to beneficial use be submitted to this office on or before March 1, 19 69.

Enclosed is an affidavit form which must be used to submit this proof. You may also 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.



State Reclamation Engineer

RKH:KS

Enclosure: Proof form

February 5, 1968

Re: Permit 03-7000

Clarence Oakley Barker
Route 1
Payette, Idaho 83661

Dear Mr. Barker:

We enclose a copy of your approved application for permit 03-7000 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosures: Copy of application
Receipt No. 179 for \$30.00

03-7000
Form 4

January 30, 1968

Re: Application No. 03-7000

Clarence O. Barker
P. O. Box 484
Payette, Idaho 83661

Dear Mr. Barker:

The Department of Reclamation has processed your application for permit; however, before the department can take final action on your application, we must be in receipt of an affidavit of publication and an bill of publication from the Payette Valley Sentinel.

We are in contact with the newspaper at this time and are trying to speed up the processing as soon as possible. Please contact us if we may be of any further help.

Very truly yours,

Donald W. McIlowney
Water Rights Clerk

DWM:ks

03-7000

January 30, 1968

Re: Application No. 03-7000

Payette Valley Sentinel
New Plymouth,
Idaho 83655

Gentlemen:

As of this date we have not received the affidavit of publication or the bill of publication for the above referenced application. Further processing of this application is impossible until we are in receipt of these items.

We are enclosing a copy of our transmittal letter to clarify the instructions. Your prompt attention to this matter will be appreciated.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:ks

Enclosure: Copy of transmittal letter

CLARENCE O. BARKER
PO BOX 484
P, ITE, IDAHO 83601
JANUARY 19, 1968

IDAHO DEPARTMENT OF RECLAMATION
ROOM 107, STATE HOUSE
BOISE, IDAHO 83701

DEAR SIRs:

WOULD IT BE POSSIBLE TO HEAR FROM YOU IN THE VERY NEAR FUTURE AS TO
WHETHER OR NOT MY APPLICATION FOR IRRIGATION WATER FROM THE SNAKE
RIVER WILL BE APPROVED.

I HAVE A LOAN PENDING, AND IT IS BEING HELD UP UNTIL WE HEAR FROM
YOU. I NEED VERY MUCH TO GET STARTED ON THE INSTALATION OF THE
PUMP IF I AM GRANTED THE WATER.

RESPECTFULLY YOURS,

C. O. Barker

C. O. BARKER

RECEIVED

JAN 12 1968

Department of Reclamation

03-7000

NOTICE OF APPLICATION
FOR WATER

Notice is hereby given that Clarence Oakley Barker, Route #1, Payette, Idaho 83651 has on November 22, 1967 applied for permit to divert 2.67 cubic feet per second of water from the Snake River under application No. 03-1000. Water will be diverted by a motor, pump, pipeline within the NW1/4NW1/4 sec. 3, T. 8 N., R. 5 W., B. M., Payette County and is to be used from March 15 to October 15 for irrigation in the NW1/4 NW1/4, sec. 3; S 1/2 SW1/4, sec. 3, T. 8 N., R. 5 W., B. M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Payette
Valley Sentinel, New Plymouth,
Idaho 83655, on January 4, 1968
and January 11, 1968.

03-1000

December 21, 1967

Re: Application No. 03-7000

Payette Valley Sentinel
New Plymouth,
Idaho 83655

Gentlemen:

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

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

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

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

(Do not sign letter)

Signature of claimant

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:ks

Enclosures: legal notice

Form 3

03-7000

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Clarence Oakley Barker, Route #1,
Payette, Idaho 83661 has on November 22, 1967
applied for permit to divert ~~at~~ 2.67 cubic feet per second ~~acres~~
of water from the Snake River
under application No. 03-7000. Water will be diverted by a motor,
pump, pipeline within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 8, T. 8 N, R.
5 W, B.M., Payette County
and is to be used from March 15, to October 15 for irrigation

in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 8; S $\frac{1}{2}$ SW $\frac{1}{4}$, sec. 5, T. 8 N, R. 5 W, B.M.

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

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Payette Valley Sentinel, New Plymouth, Idaho 83655,
on January 4, 1963 and January 11, 1963.

03-7000

RECEIVED

DEC 21 1967

Department of Reclamation

Payette Ids

12/18/67

Donald W McEldorony

Department of Reclamation

107 State House

Boise Idaho 83701

Dear Mr McEldorony;

I am returning application for permit revised as best I can with our access to the Metaker map containing my lots, As I am Construction Inspector, Dept of Interior, presently with B + M. Vale Office. I haven't taken leave to go to payette Creek house & look this up, but this drawing of map was taken from information called to us by phone. There was a error as to location in Item B. My South line runs 10 Rds South of the North side line of Lot one & from the SE corner of Lot 5 - N following the East Side line of Lot 5 a distance in of 2 Rds, we signed the Cps in the engineering dept here & probably made a mistake on the request for 2.67 Cps, the pump I have contracted for has a maximum out put of 120" of water

03-7000

at this light, my soil is not sandy, too
extreme & it do not require more than
normal irrigation for it, I would certainly
appreciate as prompt attention as possible, as
there is a Union Contract pending, until pump
is assured & with this prep up I will
be apt to take some less time & get pump
in, if this does not clarify my application
NO-65-7022, I shall come to Boise with
necessary information

Sincerely

C. O. Butler

08-7000

December 12, 1967

Re: Application No. 65-7022

Clarence Oakley Barker
Route #1
Payette, Idaho 33661

Dear Mr. Barker:

We are returning your original application for permit for correction and clarification. The land list you have entered under Item 9 of the application does not correspond with your map under Item 11 of the application. The map shows that you have land irrigated in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, and land irrigated in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8. However, under Item 9b you have listed 29 acres irrigated in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5. If this is a mistake, please correct it on the application as noted in red.

It is also noted that you are requesting 2.67 cubic feet per second to irrigate your 65 acres. Under the existing statutes of the State of Idaho, the maximum allowable rate of diversion per irrigated acre is 1/50 of a cubic foot per second. Therefore, the maximum that we could allow for your application would be if you could supply the department with a soils report proving that your soil requires water in excess of 1/50 of a cubic foot per second, per irrigated acre. This soil report must be from a qualified source.

Your prompt attention to this matter and returning the application is appreciated. Contact us if we may be of further assistance.

Very truly yours,

Donald W. McElDowney
Water Rights Clerk

DWM:ks

Enclosure: Application

65-7022

C. D. Barker
P.O. Box 484
Peyette, Id
83661

CERTIFIED

No. 819158

MAIL

RETURN RECEIPT REQUESTED

Department of Reclamation

107 State House - annex

att: R. Keith Begginson Boise, Idaho

03-7000

83707