

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33938
 Permit No. G- 26054
 District No.

J. H. Choules
 Clifton, Idaho

1. Name of Applicant: VILLAGE OF CLIFTON, A municipal corporation
 Postoffice address: Clifton County: Franklin State: Idaho
2. Quantity of water claimed: .40 cubic feet per second
 (a) Rate of withdrawal in cubic feet per second. .40 or Idaho
 Miners' inches 20 or gallons per minute. 175 (180)
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well Subterranean Flow
4. Location of point of diversion or well is in the SE 1/4 of the NW 1/4 of Section 22
 Twp. 14 S., Rge. 38 E., B.M., County of Franklin
5. Water is to be used for: Culinary (Domestic)
6. If for municipal, industrial or recreational purposes, give:
 (a) Point of use of water is in the all 1/4 of the Sec. 15, SW 1/4 Sec. 23, and NW 1/4 Sec. 27,
 Rge. 38 E., B.M. 22 / , Twp. 14 S.
 (b) Waste water or sewage effluent is to be returned to
 at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump and city water system
8. Estimated cost of works: \$ 5600.00
9. (a) Is reservoir to be used?
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is completed
 years/
11. If applicant is a corporation, give: 1916, at Clifton, Idaho
 I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors: Mayor, J. H. Choules, Village Board; Howard Henderson, Robert
 Porter, Leo Williams, and Gordon Gaily.
 II. The financial resources of the applicant are (a) Cash onhand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
 (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supple-
 mental to the existing water rights.
 (b) (cubic feet per second, inches or gallons per minute) is for new lands.

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

Applicant.

Mayor ~~admitt.~~

Corrected application received:

MARK R. KULP
State Reclamation Engineer.

STATE OF IDAHO

By Paula L. Fleenor *Secretary of State.*
Deputy Secretary of State

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals	
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼		
			STATE OF IDAHO DEPARTMENT OF RECLAMATION ORDER REINSTATING PERMIT					
			In the Matter of the Reinstatement) of Permit No. G-26054 Under the) Provisions of Section 42-311 Idaho) Code)					
			WHEREAS, Permit No. G-26054 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: November 15, 1957; and, WHEREAS, On the 19th day of December, 1957, notice to show cause why said permit should not be cancelled under the provisions of Section 42-311, Idaho Code, was duly served on the holder of said permit; and, WHEREAS, On the 21st day of December, 1957, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed with in the time required; and, WHEREAS, On the 17th day of February, 1958 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and, WHEREAS, After examination of the said depositions, the State Reclamation Engineer of the State of Idaho is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. G-26054 and that the holder has acted in good faith;					
			IT IS, THEREFORE, Hereby Ordered that said Permit No. G-26054 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.					
			IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 14th day of April, 1958 /s/ Mark R. Kulp State Reclamation Engineer					
			(SEAL)					

Permit No. G-26054
Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that VILLAGE OF CLIFTON, A municipal corporation of Clifton, County of Franklin, and State of Idaho, the holder of Permit No. G-26054, issued upon Application No. G- 33938 bearing date of priority of November 7, 1955, authorizing the diversion of .40 second feet of the waters of subterranean flow from a well County of Franklin, State of Idaho, for Culinary (Domestic) purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use .4 second feet of the waters of subterranean flow from a well that the point of diversion of said waters SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, Township 14 South, Range 38 East, B.M. and that the proposed use of said water is described as follows, to-wit: FOR DOMESTIC USE IN THE VILLAGE OF CLIFTON - SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23; N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 27; all of Section 22; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15, all in Township 14 South, Range 38 East, B.M. Proof of Completion of Works made February 13, 1958.

Witness my hand this 24th day of April, A.D. 1958

/s/ Mark R. Kulp
State Reclamation Engineer

Proof of Completion of Works made: February 13, 1958
Certificate of Completion of Works issued: April 24, 1958.

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Page 6303

NAME OF APPLICANT Village of Clifton

Form No. 0

Twp. 14.S. R. 38.E.

Section 15

15

Homes located in
shaded area use
the Cullinary
water

22

Section 22

23

Well - Point of DIVERSION

Section 27

27

Permit Map No. 9-26054
As Approved
NOV 15 1955
MARK R. KULP
State Reclamation Engineer

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

9-26054

November 18, 1955

RE: Permit No. G-26054

Honorable J. H. Choules, Mayor
Village of Clifton
Clifton, Idaho

Dear Mayor Choules:

We enclose Permit No. G-26054 together with departmental receipt No. G-1531 for the \$5.00 filing fee.

Although your application states that the works are completed we have allowed the statutory minimum of two years or until November 15, 1957 within which to make the proofs of completion of works and beneficial use required to complete the water right.

However, these proofs may be made at any earlier date that you are prepared to make them and we shall be glad to send the necessary forms and instruction upon request.

Very truly yours,

MARK E. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

D26054

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

RE: Permit No. G-26054

Date September 1, 1957

Village of Clifton
A municipal Corporation
% Village Clerk
Clifton, Idaho

Dear Sir:

The date for proofs of completion of works and application of water to beneficial use, as set out under the terms of Permit No. G-26054, are due not later than November 15, 1957.

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the above mentioned date. This form, filled out in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water filed on, for what purpose it is used, the point or points of diversion and the location of use or the lands which are irrigated--all by legal land description.

Also enclosed is Form 11, which is the authorization for us to have the notice of proof published in the designated county newspaper, at your expense. This is to be returned with Forms 36.

At the time we send the notice to the newspaper, we will also send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named and before the notary public, as advertised in the publication notice.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

Enc.

G26054

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G-26054

December 19, 19 57

To Village of Clifton
A Municipal Corporation
Clifton, Idaho Att: Village Clerk

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G-26054 to appropriate the Public Waters of the State of Idaho, have not been complied with as to _____
Completion of Works & Beneficial Use Proofs which were due November 15, 1957

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G-26054 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

Said PERMIT NO. G- 26054 claims the use of .40 cubic feet per second of the Subterranean Waters of a well with point of diversion located SE 1/4 of Sec. 22., Twp. 14 S., Rce. 38 E., P. M., was approved November 15, 1955.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 19th day of December, 19 57.

Mark R. Kuep.

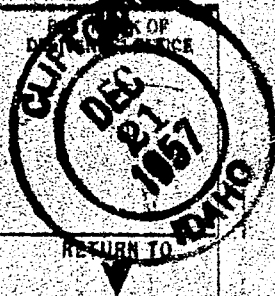
State Reclamation Engineer

S26054

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE AND

Village of Clifton
B-26054



INSTRUCTIONS.—Show name, address and number of article below. Complete "Instructions to Delivering Employee" on other side, when applicable. Moisten gummed ends and securely attach to back of article. Endorse front of article **RETURN RECEIPT REQUESTED**.

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

1. Dec 1957

INSTRUCTIONS TO DELIVERING EMPLOYEE

- ☐ DELIVER ONLY TO ADDRESSEE (20¢ additional)
☐ SHOW ADDRESS WHERE DELIVERED IN ITEM 4 BELOW (31¢ additional)

RECEIPT

Received from the Postmaster the Registered, Certified, or Insured Article, the number of which appears on the face of this return receipt.

1. SIGNATURE OR NAME OF ADDRESSEE

Blanche Henderson

2. SIGNATURE OF ADDRESSEE'S AGENT (Agent should enter addressee's name in item 1 above)

3. DELIVERY DATE

12-21-57

856054

016-71648-2

BOARD MEMBERS

J. H. CHOULES, CHAIRMAN
HOWARD HENDERSON
REED OLSEN
ROBERT PORTER
SYLVAN TALBOT

VILLAGE OF CLIFTON

BLANCHE HENDERSON, CLERK AND TREASURER

CLIFTON, IDAHO
Dec. 21, 1957

RECEIVED
DEC 26 1957
Department of Reclamation

Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Sir:

I wish to extend my sincere apologies for not looking farther into the previous letter from you concerning Permit No. G-26054. This came about through misinterpreting your letter, which I took to say that any water project completed in 1957 must be filed on before Nov. 15, 1957. Inasmuch as our well project was completed July 27, 1955, and filed on after completion, I thought this did not apply to us, and so I did not keep the papers you sent. I took your letter to the Chairman of the Board to read and his interpretation was the same as mine, and I acted on his advise.

Now I would like to know what I have to do to make this right. We have in our possession an application for Permit made out by our County attorney, but it is not signed by you. However, we paid him at that time to take care of all legal matters pertaining to filing on this well.

As to the beneficial use of this well, I will say that prior to this project, there were times throughout the year that this Village did not have sufficient culinary water. Since the completion of this well we have sufficient culinary water and also enough for lawns and flowers. It has indeed been a blessing to our community.

If the information enclosed in this letter is not sufficient proof that Permit No. G-26054 should not be cancelled, please let me know what more is needed and I will do my best to comply with your wishes.

Yours truly

Blanche Henderson

Clerk & Treas.
Village of Clifton.

826054

December 30, 1957

Re: Permit No. G-26054

Village of Clifton
Clifton, Idaho

Attention: Blanch Henderson
Clerk & Treasurer

Dear Mrs. Henderson:

In acknowledgment of your letter of December 21, 1957 in which you wish information as to how to proceed with making final proofs on Permit No. G-26054.

We are enclosing herewith forms for publication, notice for completion of works and application of water to beneficial use in connection with the above stated permit. These are the same forms that were sent you under date of September 1, 1957, along with our form letter.

In order to protect your water right filing under Permit No. G-26054, it is necessary that you make final proof on said permit and the statutes provide that the publication notice must be published in the county newspaper for four weekly issues, after which you are to appear before a notary public who will take your deposition of the holder of said permit and on the depositions of two witnesses who knows the conditions and everything in regard to said terms of said permit. This should be done as soon as possible so that you would keep your permit in good standing.

Our records disclose that the signed permit was sent to the Honorable J. H. Chaculas, Mayor, Village of Clifton, on November 18, 1955. Therefore you should have the original permit in your possession from which it is necessary to get your information for filling out the notices to be published in the paper as well as your depositions later on.

It is important that you take care of this matter before your sixty days run out in the notice sent you dated December 19, 1957. If it is necessary for us to furnish you a copy of the permit, we will gladly do so upon request.

Very truly yours,

MARK R. KUPP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:lw
Encls.

G26054

RECEIVED
JAN 3 1958

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

Department of Reclamation

(Date) January 2, 1958

Box 26
Address

Clifton, Idaho
City State

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Preston Citizen of Preston,
Franklin, Co. Idaho published in the county in which the works are situated.

By Blanche Henderson

Clerk & Treasurer
Village of Clifton,
Box 26
Clifton, Idaho

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

B26054

Engineer

RECEIVED
JAN 3 1957

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at 2 P. M., on the 13th
day of February, 1958, at Preston, County
of Franklin, State of Idaho, before Notary
Public, Ben E. Swann, proof will be submitted of the completion
2. of works for the diversion of 0.40 cubic feet per second of underground
waters from a well, and of the application to beneficial use of said water, in
accordance with the terms and conditions of Permit No. G-26054 hereto-
fore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person ~~holding~~ holding
said permit are Mrs. Blanche Henderson, Clerk & Treas. Village of Clifton
Box 26. Clifton, Idaho

2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of
conveying to the place of use is 0.40 cubic feet per second.

3. The use to which said water has been applied is domestic lawns,
flowers & culinary purposes (Domestic), and the amount applied to beneficial use is
40 cubic feet per second.

4. The point of diversion of said water is SE 1/4 NW of Sec. 22., TWP.
14S., Rge. 38 E., B. M.

5. The place where said water is used is all of Section 22
TWP. 14S, Rge. 38, B.M. or within the corporate limits
of The Village of Clifton.

6. The date of priority which said user is prepared to establish is
November 17, 1955

G26054

MARK R. KULP
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. G-26054
Village of Clifton

Date: January 7, 1958

Preston Citizen
Preston, Idaho
Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **February 13th, 1958** the date set for proof, the expense of the publication to be paid by the applicant, **Village of Clifton, P.O. Box 26 of Clifton Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

R:vm
Encl.

826054

January 8, 1958

RE: Permit No. G-26054

Mrs. Blanche Henderson
Clerk & Treasure
Village of Clifton
P.O. Box 26
Clifton, Idaho

Dear Mrs. Henderson:

This acknowledges receipt of the Notice of proofs of completion of works and application of water to beneficial use under Permit No. G-26054, to be made at Preston, at 2:00 P.M. on the 13th day of February 1958, before Mr Ben E. Swann, Notary Public.

As of this date, we have mailed the Notice to the Preston Citizen, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and to then mail the affidavit of publication and statement of costs to you.

In completing the enclosed depositions, it is very important that they be executed by you and two disinterested witnesses, who are familiar with the terms and the work done thereunder, at the time, date, place and before the Notary as advertised in the publication Notice. The signatures and the Notary's seal are essential.

When returning the depositions to this office, please be sure to include the affidavit of publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

R:vm
Encl.
cc. Ben E. Swann

826054

January 16, 1958

RE: Permit No. G-26054
Village of Clifton

Preston Citizen
Preston, Idaho

Gentlemen:

Please mail us a copy of the Legal Publication on Permit No. G-26054
in the name of the Village of Clifton. This Notice was mailed to
you January 7th, 1958.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

R:vm

26054

BOARD MEMBERS

J. H. CHOULES, CHAIRMAN
HOWARD HENDERSON
REED OLSEN
ROBERT PORTER
SYLVAN TALBOT

VILLAGE OF CLIFTON

BLANCHE HENDERSON, CLERK AND TREASURER

CLIFTON, IDAHO

Feb. 13, 1958

RECEIVED
FEB 17 1958

Department of Reclamation

Mark R. Kupp
State Reclamation Engineer
Boise, Idaho

Dear Sir:

Our county Attorney, Dell Smith told me that even though I hold Permit No- G-26054 in the Village files that I should use the name of the chairman of the board, J. H. Choules as the holder on this deposition.

I have acted on his advise, and hope that this will meet with your approval.

Yours truly,

Mrs Blanche Henderson

Clerk & Treasurer
Village of Clifton.

26054

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

County of Franklin

RECEIVED
FEB 17 1958

Department of Reclamation

W. E. Smith

, being duly sworn,

deposes and says:

That he is the *Publisher* of

THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for *four* consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

January 16, 19*58*, and ending with the issue of *February 6*, 19*58*

W. E. Smith

Fees, \$*23.65*

Subscribed and sworn to before me this *13th* day

of *February*, 19*58*

Ben E. Swann
Notary Public, Residing at Preston, Idaho

My Commission Expires 19.....

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2 P. M., on the 13th day of February, 1958, at Preston, County of Franklin, State of Idaho, before Notary Public, Ben E. Swann, proof will be submitted of the completion of works for the diversion of 40 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-26054 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit are Mrs. Blanche Henderson, Clerk & Treas. Village of Clifton, Box 26, Clifton, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 40 cubic feet per second.

3. The use to which said water has been applied is domestic flowers and culinary purposes, and the amount applied to beneficial use is 40 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ NW of Sec. 22, Twp. 14S., Rge. 38, B. M.

5. The place where said water is used is all of Section 22, twp. 14S, Rge. 38, B. M. or within the corporate limits of The Village of Clifton.

6. The date of priority which said user is prepared to establish is November 7, 1955.

MARK R. KULP
State Reclamation Engineer
First Pub. Jan. 16, 1958
Last Pub. Feb. 6, 1958.

826054

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
FEB 17 1958
Department of Reclamation

Permit No. G 26054

Proof of Application of Water to Beneficial Use

Deposition of Holder and Completion of Works

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. J.H. Choules, Clifton, Idaho (Farmer)

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Village of Clifton, Clifton, Idaho-- Chairman of Board

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. Permit No. G 26054--November 15, 1955

Nov. 7, 1955

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. A well located in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 22., TWP. 14S., Rge. 38, B.M. County of Franklin

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. A well with pump that is capable of conveying 175 gal, per minute to place of use. The well is 201 ft. deep with 12 in. casing and is 90 ft. to water depth. It is pumped into pipe line and supply tank of city water system and disbursed through hydrants. Amount of pumped was measured with a weir.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for cullinary purposes and sprinkling of lawns and domestic flowers. It is used within the corporate limits of the Village of Clifton. A park has been planted with lawn between the school house and church house as a direct result of this water.

Also many residents of the Village have improved their landscaping.

In all of Sec. 21, SW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 27, all in T. 45 N. R. 38 E.

G26054

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. _____

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. _____

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. _____

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. Other water used in said Village comes from springs in the canyon,
but the supply from them is not adequate for our use.

(Sign) JH Charles

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Preston, County of Franklin, State of Idaho, on this 13th day of February, A. D. 1958.

Ben E. Swann
Probate Judge

My commission expires _____

26054

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
FEB 17 1958
Department of Reclamation

Permit No. G-26054

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. William Henderson, age 67, Farmer, Clifton, Idaho

Ques. 2. Are you acquainted with Chairman J.H. Groules, Village of Clifton,
holder of Permit No. G-26054? How long have you known him and where does
he reside?

Ans. Yes. 25 yrs. Clifton, Idaho

Ques. 3. Have you read or heard read said Permit No. G-26054, and are you
familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. Well, -- Point of diversion is in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section
22, Twp. 14S, Rge. 38, B.M., County of Franklin.
Water is pumped into pipe line and supply tank of city water
system and dispursed through hydrants.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. .40 cubic feet per second. I have seen 110 gal. per min. con-
veyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. I have seen the pump deliver 110 gal. per minute. The amount
was measured with a weir.

26054

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Cullinary purposes, also sprinkling of lawns and domestic
flowers. It is used within the corporate limits of the
Village of Clifton.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what etxent.

Ans. _____

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. _____

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No personal interest. I like sseeing the improvements in beaut-
ification of yards that has taken place since this water has been
available.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. The residents of the Village of Clifton now have adequate cul-
inary water and a park has been planted with lawn. The residents
themselves have been able to take better care of their own land-
scaping and improve the looks of their surroundings.

(Signed) W^m Henderson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in my Office, Preston
County of Franklin, State of Idaho, on this 13th day of February
A. D. 19 58.

Ben E. Swann
Probate Judge

Notary Public.

My commission expires _____

26054

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
FEB 1 7 1958
Department of Reclamation

Permit No. G-26054

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Vaughn Gailley, age 61, Farmer-- Clifton, Idaho.

Ques. 2. Are you acquainted with Chairman J.H. Choules, Village of Clifton, the holder of Permit No. G-26054? How long have you known him and where does he reside?

Ans. Yes. 30 yrs. Clifton, Idaho

Ques. 3. Have you read or heard read said Permit No. G-26054, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. From a well with point of diversion in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of section 22, TWP. 14S., Rge. 38, B.M. County of Franklin.

Water is pumped into pipe line and supply tank of city water system and disbursed through hydrants.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. .40 cubic feet per second. I have seen 110 gal. per min. conveyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I have seen the pump deliver 110 gal. per minute. The amount was measured with a weir.

G26054

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Cullinary purposes come first, then sprinkling of lawns and domestic flowers. It is used within the corporate limits of the Village of Clifton.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what etxent.

Ans.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No personal interest. The looks of the community have been greatly improved by having green lawns in the summertime, instead of having to let them burn.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. The residents of the Village of Clifton now have adequate cullinary water and a park has been planted with lawn for the people to enjoy, since the water from this well has been available.

(Signed) *Vaughn Bailey*

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in my Office, Preston, County of Franklin, State of Idaho, on this 13th day of February, A. D. 19⁵⁸.

Ben E. Suran
Probate Judge Notary Public.

My commission expires

526054

February 19, 1958

RE: Permit No. G-26054

Village of Clifton
c/o Mr. J. H. Choules
Chairman of Board
Clifton, Idaho

Dear Mr. Clifton:

We acknowledge receipt of the Deposition of the Holder and two witnesses, also affidavit of publication in The Preston Citizen, all submitted in proof of completion of works and beneficial use on Permit No. G-26054.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR

cc: Blanche Henderson
Clerk & Treasurer
Clifton, Idaho

D26054

P.D. checked on aerial in Ch House
in Preston?

R-38E.

15

T.
14
S.

22

23

P.D.

CLIFTON.

P.D.

27

use = domestic & municipal
Q = .4 cfs

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-26054

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant J. H. Choules for Village of Blifton

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22

T. 14 S. R. 38 E., B. M. County of Franklin

4. Describe works as they exist, giving dimensions and capacities of same: Well is located on North side in edge of County Road Rt of Wy. Well = 200' x 12" cased to bottom Column = 6" x 180' h = 60' Fairbanks Morse 20 hp. Motor. Panama Turbine PT. 2356. All housed in concrete pit with wood A type roof. 4" line delivers in town mains. Pumps against 60 to 100' head.

5. Water is used for: Culinary purposes, sprinkling of flowers and lawns

6. State whether or not water has been turned into works of diversion: yes

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

in all of Sec. 22., SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 15., SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 23., N $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 27.,
all in Twp. 14 S., Rge. 38 E., B. M.

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

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

Remarks: _____

Closed system. Q not measured.
By calculation it can pump more than requested.

Mr Choules along on inspection.

This examination was made on the 20 day of March, 1958

(Signed) E. H. Humphrey Examiner.

G-26054

April 15, 1958

Re: Permit No. G-26054

Mr. J. H. Choules
Chairman of the Board
Village of Clifton
Clifton, Idaho

Dear Mr. Choules:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-26054 shows that the well is capable of conveying $\frac{1}{4}$ second foot of water for domestic use in the Village of Clifton.

Upon receipt of the statutory fees, totalling \$10.00, we will issue the Certificate of Completion of Works and the License and Certificate of Water Right (for which the fee is five dollars each) confirming the right with priority of November 7, 1955, to the use of $\frac{1}{4}$ second foot of subterranean water, with the point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, for domestic use in the Village of Clifton located in all of Section 22; SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15; SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23; N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 27; all in Township 14 South, Range 38 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls

B26054

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement)
of Permit No. G-26054 Under the)
Provisions of Section 42-311 Idaho)
Code)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. G-26054 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: November 15, 1957; and,

WHEREAS, On the 19th day of December, 1957 notice to show cause why said permit should not be cancelled, under the provisions of Section 42-311, Idaho Code, was duly served on the holder of said permit; and,

WHEREAS, On the 21st day of December, 1957 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 17th day of February, 1958 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the State Reclamation Engineer of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. G-26054, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. G-26054 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 14th day of April, 1958,

Mark R. Kulp
State Reclamation Engineer

G26054

BOARD MEMBERS

J. H. CHOULES, CHAIRMAN
HOWARD HENDERSON
REED OLSEN
ROBERT PORTER
SYLVAN TALBOT

VILLAGE OF CLIFTON

BLANCHE HENDERSON, CLERK AND TREASURER

CLIFTON, IDAHO

April 21, 1958

RECEIVED
APR 24 1958
Department of Reclamation

Bureau of Reclamation:
Boise Idaho

Dear Sir:

Enclosed please find check for
\$10.00 in response to your recent letter
to Chairman J. H. Charles concerning
Permit no. B-26054.

Thank you.

yours truly
Blanche Henderson
Clerk and Treas.
Village of Clifton
Box 26
Clifton, Idaho

B26054



IN REPLY
REFER TO: 360

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
REGIONAL OFFICE, REGION 1
BOX 937, BOISE, IDAHO

RECEIVED
APR 24 1958
Department of Reclamation

APR 23 1958

State Reclamation Engineer
State House
Boise, Idaho

Dear Sir:

There is transmitted herewith check in amount of \$10.00 with letter dated April 21, 1958, from Village of Clifton, Idaho.

The check with letter was received by this office on April 22, 1958.

Very truly yours,

Ralph H. Geibel

Ralph H. Geibel
Chief, Finance Branch

Enclosure

826054

April 24, 1958

Re: Permit No. G-26054
Village of Clifton

Mr. J. H. Choules
Chairman of the Board
Village of Clifton
Clifton, Idaho

Dear Mr. Choules:

Enclosed is the Certificate of Completion of Works and the License and Certificate of Water Right issued under Permit No. G-26054 to the Village of Clifton, confirming the right with priority of November 7, 1955, to the use of $\frac{1}{4}$ second foot of subterranean water, with the point of diversion in the $SE\frac{1}{4}NW\frac{1}{4}$ of Section 22, for domestic use in the $SW\frac{1}{4}SW\frac{1}{4}$ of Section 23; $N\frac{1}{2}NE\frac{1}{4}$ Section 27; all of Section 22; $SW\frac{1}{4}SW\frac{1}{4}$ of Section 15, all in Township 14 South, Range 38 East, B.M.

Enclosed also is departmental receipt #G-3260 for \$10.00, issued as receipt of the five dollar fee for each the Certificate of Completion of Works and the License.

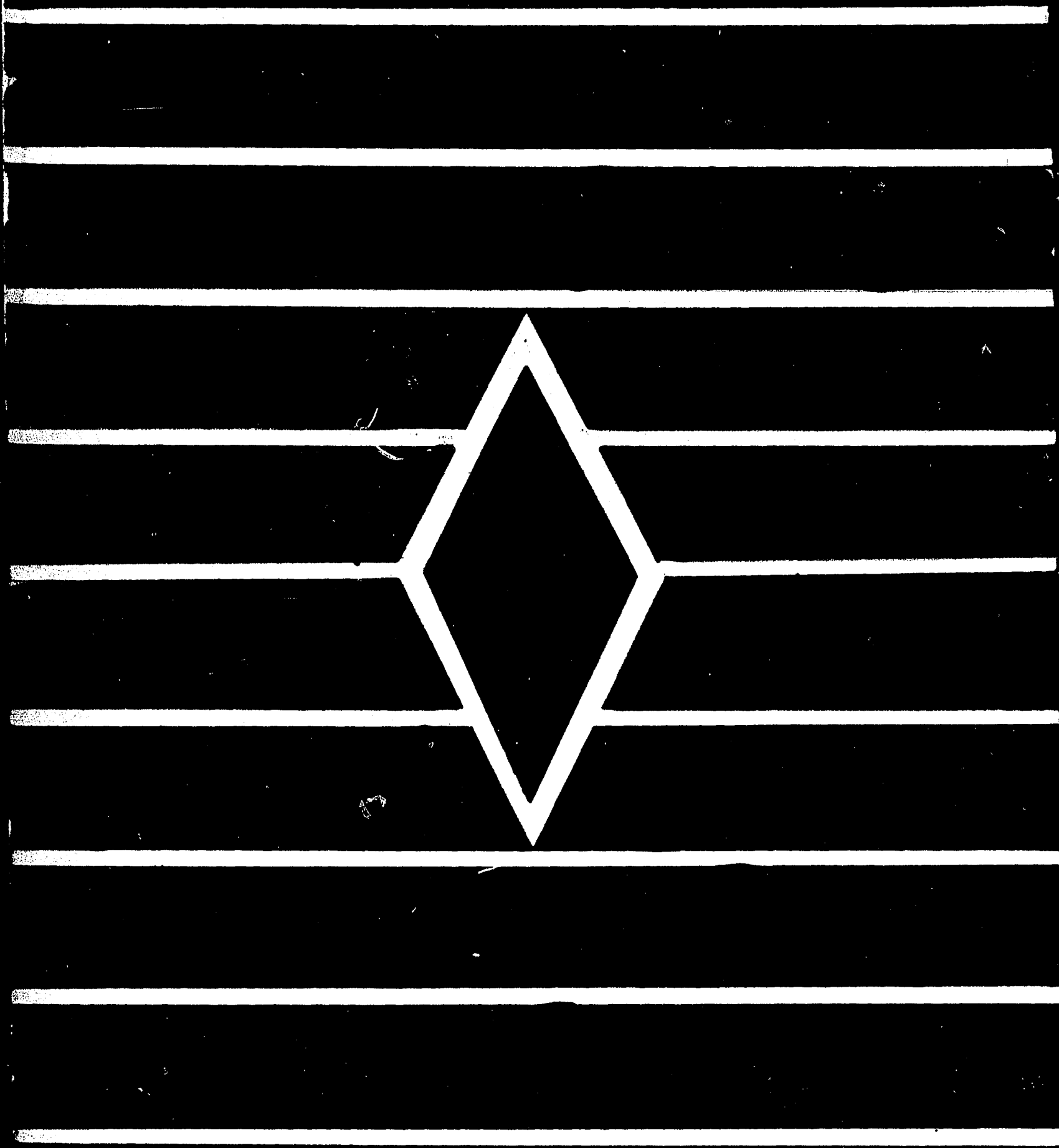
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

G26054



State of Idaho
License and Certificate of Water Right

Water License No. G-26054

Amount .4 c.f.s.

Water District No.

Priority November 7, 1955

THIS IS TO CERTIFY that VILLAGE OF CLIFTON, A municipal corporation of Clifton, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 7, 1955; that Permit No. G-26054 was issued under said application; that Certificate of Completion of works, with a carrying capacity of .4 second feet, was issued thereunder on April 24, 1958, showing that said works were completed on the 13th day of February, 1958; and that on the 13th day of February, 1958, J. H. CHOULES, Chairman of the Board VILLAGE OF CLIFTON

of Clifton, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean, for the purpose of Domestic Use (Municipal), under Use Permit No. G-26054 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 10 of Licenses at page 6303, on the 24th day of April, 1958; The right hereby confirmed dates from November 7, 1955;

The Point of Diversion is located in the SE 1/4 NW 1/4, Sec. 22, Tp. 14 S, R. 38 E, B. M. County Franklin That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .4 cubic feet per second.

Description and location of use:

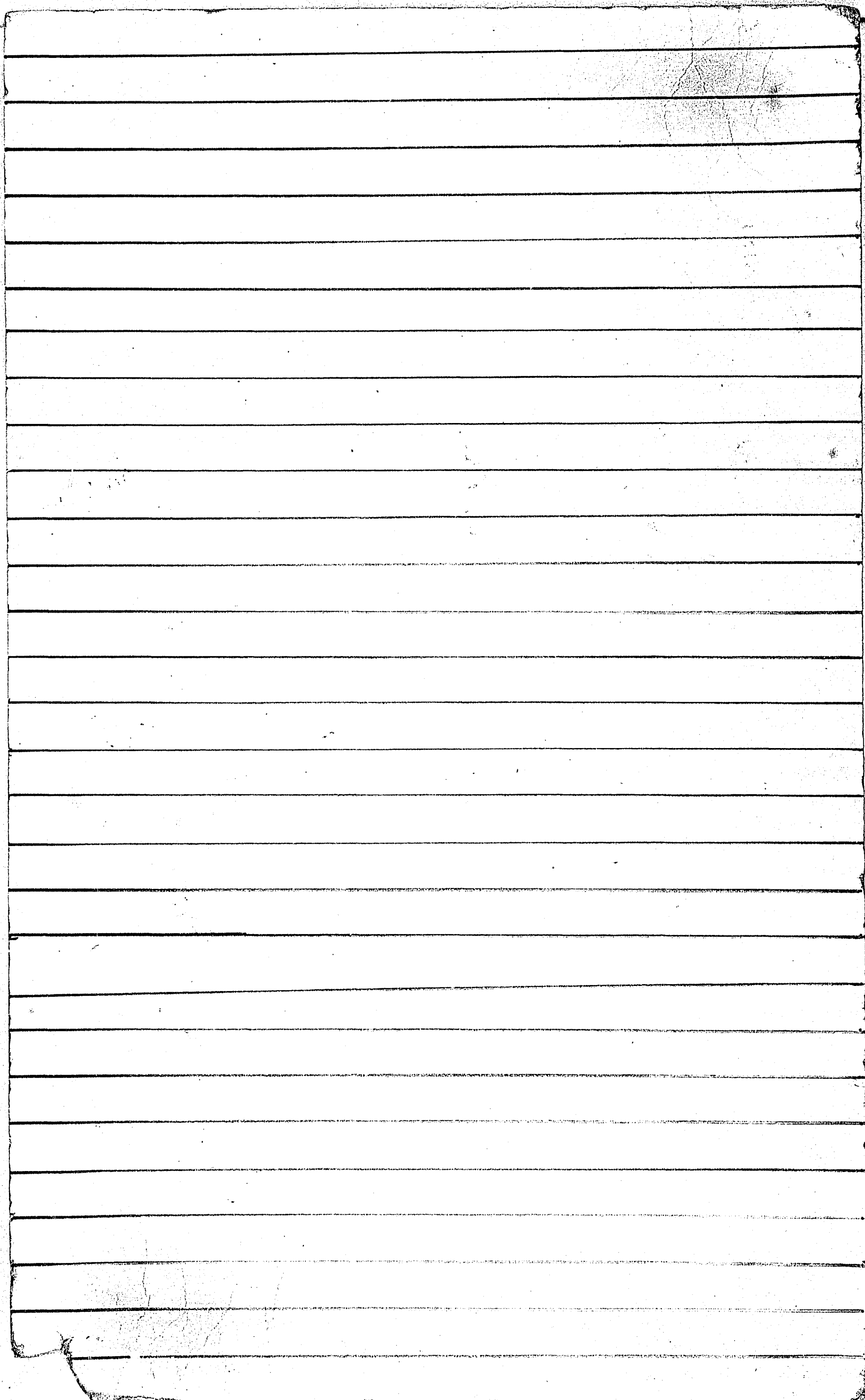
Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			FOR DOMESTIC USE IN THE VILLAGE OF CLIFTON - SW 1/4 Section 23; N 1/2 NE 1/4 Section 27; Township 14 South, Range 38 East, B.M.	all of Section 22; SW 1/4 Section 15; B.M.	

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 24th day of April, 1958.

/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)



RECEIVED

Page 1 of 5

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 27 1997 Transfer No. 5006

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT
MAR 31 1997 PART 1

Department of Water Resources
Name of applicant CITY OF CLIFTON C/O Gene Porter Phone (208) 747-3714
Post Office address 45 Center St, Clifton ID 83228

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes To add a new well and relegate the old well to back-up status.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 13-02191 Priority 11/07/1955 Amount 0.40 cfs Nature of Use Municipal Period of Use 1-1 to 12-31

2. Total amount of water being transferred 0.40 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	22	14S	38E	Franklin	
		SW	SW	22	14S	38E	Franklin	New well

5. Lands irrigated or place of use: City of Clifton

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	

Total acres _____

PART 1

6. General Information:

a. Description of diversion system 2 wells with distribution system to City residents

N/A b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

N/A c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:

Applicants will relinquish applic. 13-07535
upon approval of this transfer.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

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

PART 2

TRANS NO. 5006

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 13-02191

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	to	0.40 CFS

SOURCE

GROUNDWATER

Priority: 11/07/1955

LOCATION OF POINT(S) OF DIVERSION:

SENECA, Sec. 22, Township 14S, Range 38E
FRANKLIN County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. P/U WITHIN VILLAGE OF CLIFTON, ID.

Page 5 of 5

Transfer No. 5006

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 24th day of January, 19 97.

Shirley L. Porter - Mayor
(Signature of Applicant)

Myrna Mayle
(Notary Public)

My commission expires 2-1-99

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and attachments

Received by HWS Date 1-28-97 Protest filed by

Prelim. check by KCW Fee \$100.00

Receipted by HWS #E022911 Date 1-28-97

Published in Preston Citizen Copies of protest forwarded by

Pub. dates 2/19 + 2/26 1997 Hearing held by Date

Watermaster recommendation requested on Recommended for ☒ approval ☐ denial

 rec'd. by RDC

Copy of transfer sent to lien holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5006
WATER RIGHT NO. 13-02191

This is to certify that: **CITY OF CLIFTON**
45 CENTER ST
CLIFTON ID 832280000

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	*0.40 CFS	*289.6 AF

SOURCE

GROUNDWATER

Priority: 11/07/1955

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 22, Township 14S, Range 38E
SWSW , Sec. 22, Township 14S, Range 38E
FRANKLIN County

PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

PAGE 2

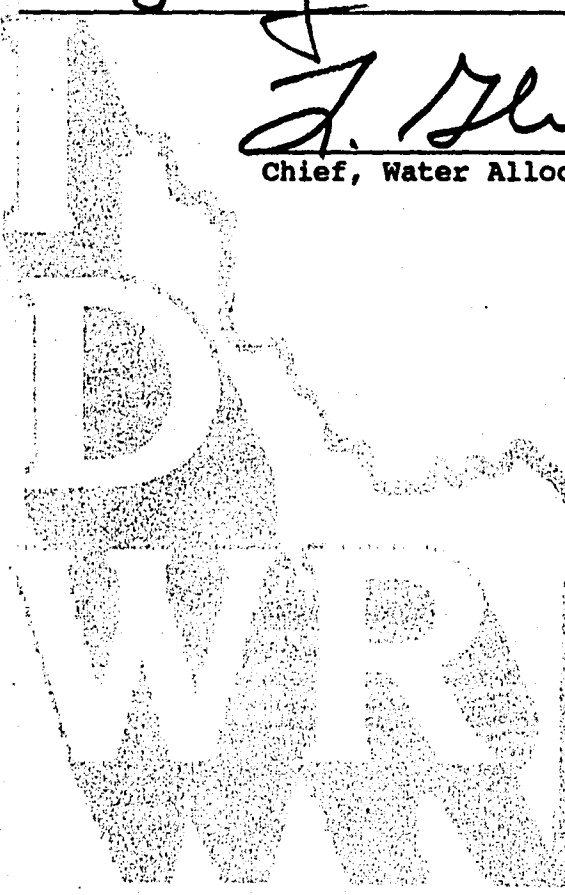
TRANSFER NO. 5006
WATER RIGHT NO. 13-02191

CONDITIONS OF APPROVAL AND REMARKS

- *6. The total instantaneous diversion of water from all points of diversion under Transfer No. 5006 shall not exceed 0.40 cfs, nor total combined annual volume of 289.6 af.
7. Place of use is located within the City of Clifton.

Dated this 24th day of July, 1997.

J. Glen Saxton
Chief, Water Allocation Bureau



NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. T5006

Notice is hereby given that the City of Clifton, 45 Center St., Clifton, ID 83228 has applied to the Department of Water Resources to add a point of diversion of the waters of a groundwater source. The right sought to be changed is evidenced by a license and recorded as follows:

License No.: 13-02191 Source: groundwater
Amount: 0.40 cfs Priority: 11/07/1955
Point(s) of Diversion: SENW SEC 22 T14S R38E, Franklin County
The water is used for municipal purposes within the City of Clifton

TO BE CHANGED AS FOLLOWS:

Applicants will add a new well in the SWSW SEC 22 T14S R38E, B.M. and use the original well only as a backup for Municipal use.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID, 83402, together with a protest fee of \$25 on or before MARCH 10, 1997. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Published in the Preston Citizen on February 20 & 27, 1997.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

February 11, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CLASSIFIED AD/LEGAL
PRESTON CITIZEN
PO BOX 472
PRESTON ID 83263

Dear Publisher:

Enclosed you will find a legal notice which we wish to have published on the dates indicated in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MARCH 10, 1997.

Yours truly,

Rita Bodell
Secretary

Enc.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 14, 1997

GENE PORTER
CITY OF CLIFTON
45 CENTER ST
CLIFTON ID 83228

RE: Notice of Application for Transfer No. 5006

Dear Applicant:

The Department of Water Resources acknowledges receipt of your application for transfer of water right 13-02191. This office is currently in the process of advertising the application in the Preston Citizen on February 20 & 27, 1997. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a transfer is issued, you will be sent a copy. A typical processing time for an unprotested application is about twelve weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ/rb

87

4291

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

WALTER ROSS

being duly sworn,
deposes and says: **PUBLISHER**
That he is the **PUBLISHER** of THE PRESTON
CITIZEN, a weekly newspaper published at Preston, in the County of
Franklin and State of Idaho; that said paper has been and is in general
circulation in the county aforesaid, and in the vicinity of Preston; that the
advertisement, a copy of which is attached hereto, was published in said

newspaper once a week for 2 consecutive weeks in the regular
and entire issue of said paper during the period of time of publication, and
was published in the newspaper proper and not a supplement; that said
paper has been established and regularly published for more than seventy-
eight consecutive weeks prior to the date of first publication of said
advertisement.

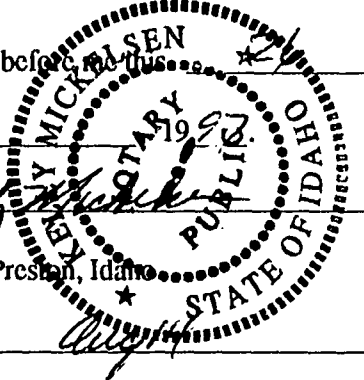
Such notice was published in the issue beginning with

2/19, 1997, and ending
with the issue of 2/26, 1997

Walter Ross
Fcc \$ 52.19

Subscribed and sworn to before me this 27 day
of FEB, 1997
Kelly M. Hansen

Notary Public, Residing at Preston, Idaho
My Commission Expires Aug 14, 2001.



NOTICE OF PROPOSED CHANGE OF A WATER RIGHT NO. 75006

Notice is hereby given that the
City of Clifton, 45 Center St., Clifton,
ID 83228 has applied to the
Department of Water Resources to
add a point of diversion of the
waters of a groundwater source. The
right sought to be changed is evi-
denced by a license and recorded as
follows:

License No.: 13-02191
Source: groundwater
Amount: 0.40 cfs
Priority: 11/07/1955
Point(s) of Diversion: SENW SEC 22
T14S R38E, Franklin County

The water is used for municipal
purposes within the City of Clifton
TO BE CHANGED AS FOLLOWS:

Applicants will add a new well
in the SWSW SEC 22 T14S R38E,
B.M. and use the original well only
as a backup for Municipal use.

Any protests against approval
of the proposed change must be
filed with the Idaho Department of
Water Resources, 900 N. Skyline Dr.,
Idaho Falls, ID 83402, together with
a protest fee of \$25 on or before
MARCH 10, 1997. The protestant
must also send a copy of the protest
to the applicant.

KARL J. Dreher
Director

Legal No. 4291 — Publish Feb.
19, 26, 1997.

RECEIVED
FEB 28 1997
Department of Water Resources
Eastern Region

INTER-DEPARTMENT MEMO

TO: Gene Porter
FROM: H.W. JONES-IDWR

Withdrawn Applic.
SUBJECT: 13-07535
DATE: 3-10-97

Since the transfer is ready to go to Belle, I
need you to withdraw protested applic. 13-07535.
Please sign the enclosed form & return it to me.
Thanks!

- () For your information
(X) Response required

H.W. Jones
signature

Permit Holder

ATTEST:

Sent to;
Gene Porter, Mayor
City of Clifton
45 Center St
Clifton ID 83228

13-07535 Withdrawn/Relinquished 3-28-97
28
7-28-97

MEMORANDUM

TO: FILE NO. 13-02191

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NO. 5006

DATE: July 23, 1997

ok *[signature]*

=====

Transfer No. 5006 was filed to add a well to the existing municipal system under Right No. 13-02191 serving the City of Clifton.

No pending drilling permit application could be found on the database. Recommended conditions include drilling permit requirements, multiple points of diversion/measuring devices, right-of-way and standard transfer conditions.



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

July 29, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CITY OF CLIFTON
45 CENTER ST
CLIFTON ID 83228-0000

RE: Water Right No. 13-02191 (Transfer No. 5006)

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 5006). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a preliminary order of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to Preliminary Orders if you are in disagreement with the approved transfer.

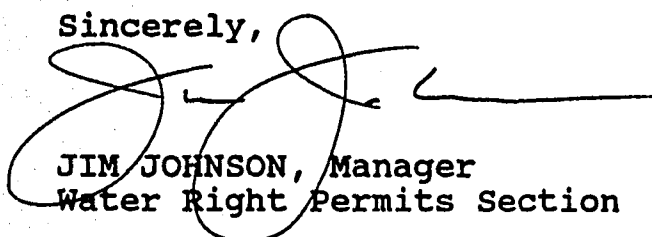
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

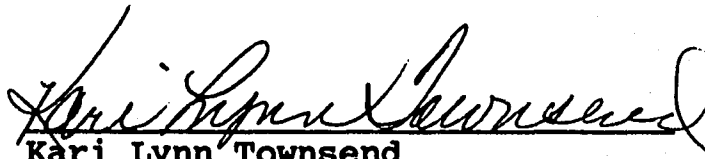
Enclosures

CERTIFICATE OF MAILING

I hereby certify that on the 29th day of July, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHT NO. 13-02191 (Transfer No. 5006)

**CITY OF CLIFTON
45 CENTER ST
CLIFTON ID 83228-0000**


**Kari Lynn Townsend
Secretary**