G- 28957

Douglas Lee Fisher
Oxford, Idaho

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36944
Permit No. G- 28957
District No.

1. Name of Applicant: Douglas Lee Fisher
   Postoffice address: Oxford County: Franklin State: Idaho

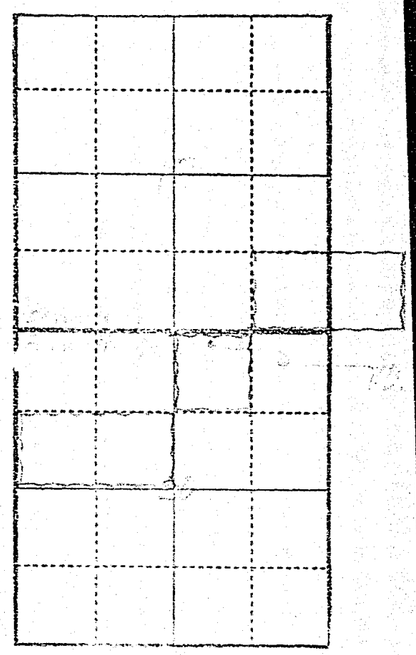
2. Quantity of water claimed: 3.6 c.f.s.
   (a) Rate of withdrawal in cubic feet per second or Idaho Miners' inches 180 or gallons per minute
   (b) Annual withdrawal in acre feet per annum

3. Source of water supply: Well

4. Location of point of diversion or well is in the SE ¼ of the SE ¼ of Section 17
   Twp. 13 S , Rge. 38 E. , B.M., County of Bannock

5. Water is to be used for: Irrigation

6. If for municipal, industrial or recreational purposes, give:
   (a) Point of use of water is in the ¼ of the ¼ of Section , Twp.
   Rge. , B.M.
   (b) Waste water or sewage effluent is to be returned to
   at a point in the ¼ of the ¼ of Section , Twp. , Rge. , B.M.



7. Kind of works: Pump and sprinkling system

8. Estimated cost of works: $ 13,000.00

9. (a) Is reservoir to be used? No
   (b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

11. If applicant is a corporation, give:
    I. (a) Date and place of incorporation:
    (b) Amount of capital stock: $ (c) Amount paid in: $
    (d) Names and addresses of directors:
    II. The financial resources of the applicant are (a) Cash onhand: $
    (b) Treasury stock: (c) Bonds to be issued:
    (d) Other resources:

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Right in Oxford Creek early spring, and in Landslide Hollow, these rights are of little value owing to shortage of water.
    (a) 100 inches (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
    (b) 80 inches (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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.

s/ Douglas Lee Fisher *Applicant.*

By *Agent.*

Date of first receipt at Department of Reclamation: 9:00 A.M. August 23, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 28957

Recorded in Book 102 Page 28957 Approved A ugust 23, 1960

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

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

Work to begin on or before and to continue deligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before February 23, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before August 23, 1965

Witness my hand this 23rd day of August, 1960

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 23rd day of August, 1960

Countersigned:

(SEAL)

By s/ PAULA L. FLEENOR
DEPUTY *Secretary of State.*

STATE OF IDAHO

By s/ ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13 S	38 E	16											40						40
		17																40	40
		20			20				40	40									100
																	TOTAL		180

August 18, 1960

RE: Application for Permit

Douglas Lee Fisher
Cuford, Idaho

Dear Mr. Fisher:

We received your application for permit with P. M. Condie check in the amount of $5.00.

The filing fee is $5.00 for the first cubic foot per second plus $0.25 for each additional cubic foot per second or fraction thereof. Your application claims 3.6 cubic feet per second so the filing fee is $5.75.

Kindly send us the balance of $0.75 and your application will be processed.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

GC:EPR:mr

28957

RECEIVED
AUG 22 1960
Department of Reclamation

Aug 22. 1960

Dear Sir:

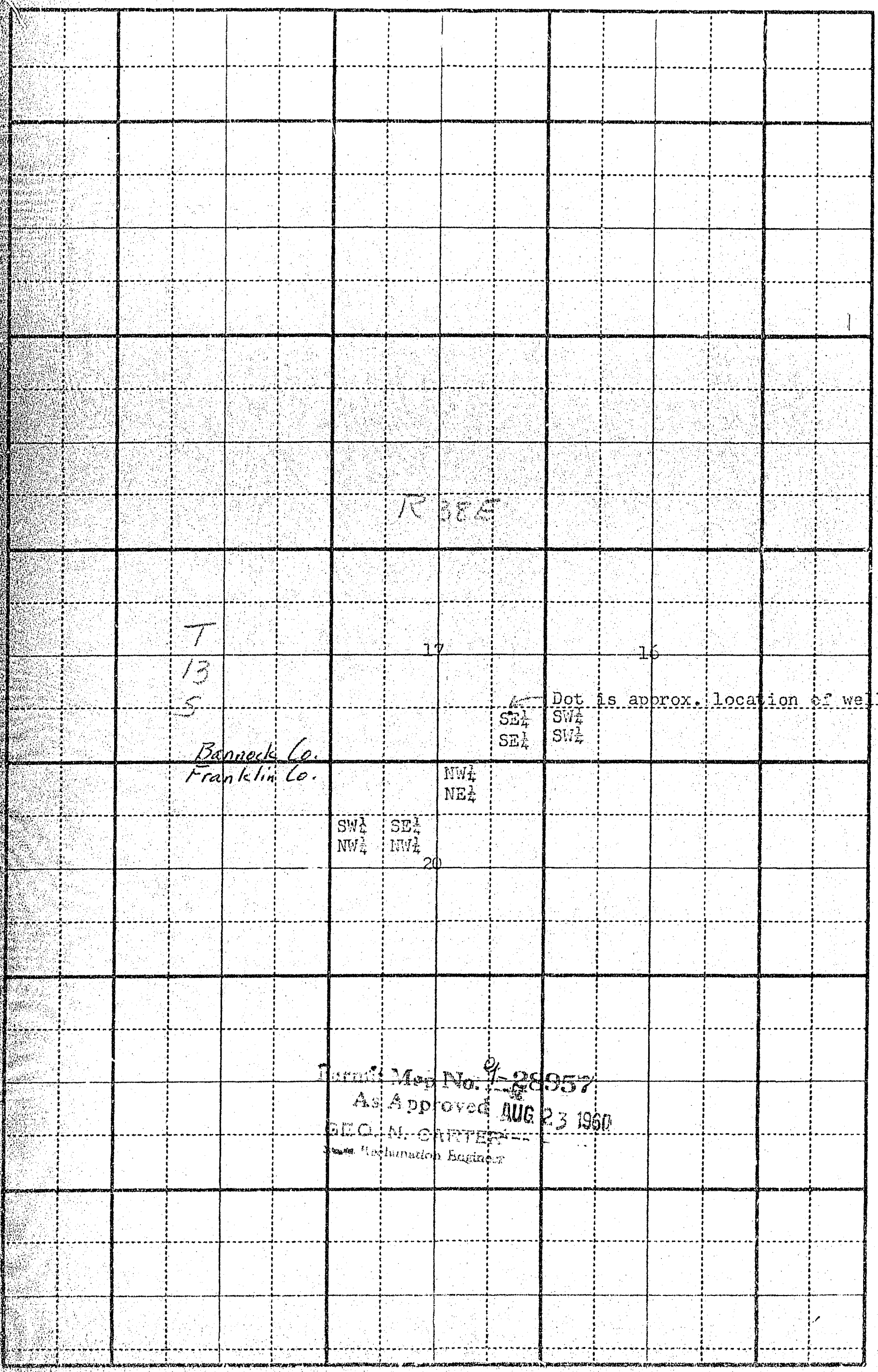
In regards to my permit for 3.6 cubic feet of water. Inclosed is my check for $7.75 for the processing of my permit

Very truly yours.
Douglas Lee Fiehs
Oxford, Idaho.

28957

NAME OF APPLICANT Douglas Lee Fisher

Form No. 0



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

28957

August 29, 1960

Re: Permit No. G-28957

Mr. Douglas Lee Fisher,
Oxford, Idaho.

Dear Mr. Fisher:

We enclose Permit No. G-28957 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-5157 which was issued covering payment in the amount of $5.75 for the filing fee of the above mentioned permit.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Bélo
Chief Clerk

Encl.
EPB:pmk

28957

August 31, 1960

RE: Permit No. 29957

Douglas Lee Fisher
Oxford, Idaho

Dear Mr. Fisher:

Our record of the permit showed the point of diversion in the SE¼SE¼ of Section 17, Township 13 South, Range 38 East as being in Franklin County whereas it should have shown Bannock County and has been changed.

You should change your permit if it shows Franklin County.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Enda P. Hale
Chief Clerk

RT:EPH:mr

29957

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-28957

June 1, 1965

Douglas Lee Fisher
Oxford, Idaho

Dear Mr. Fisher:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G-28957 are due not later than Aug. 23, 1965

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 in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give 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 convenient for you and your two witnesses), the quantity of water filed; 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.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will 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,

Carl E. Tappan

State Reclamation Engineer

Enclosures Form 36 and 11

28957

Form No. 11
2M 12-64

JUL 1 1985
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 30, 1965

(P. O.) Oxford, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Idaho State Journal of 305 S. Arthur Ave. Pocatello, Idaho Published in the county in which the works are situated.

Douglas S. Fisher

(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.

Engineer

28957

No. 38 - 4M
1/65

RECEIVED
JUL 1 1965
Department of Reclamation

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

Notice is hereby given that at 10:00 A.M., on the 10th day of August 19 65, at Preston, County of Franklin, State of Idaho before Ted B. Larsen, Notary Public, at (address) 10 West Oneida, proof will be submitted of the completion of works for the diversion of 3.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28957, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Douglas Lee Fisher Oxford, Idaho

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.6 cubic feet per second.

3. The use to which said water has been applied is Irrigation, purposes and the amount applied to beneficial use is 3.6 cubic feet per second.

4. The point of diversion of said water is SE¼SW¼ Section 17 Twp 13 SR 38 EBM

5. The place where said water is used is 40 acres SW¼SW¼ Sec 16, 40 acres SE¼SW¼ 20 acres NE¼, 40 Acres SW¼NW¼, 40 Acres SW¼NW¼ Section 20, all in Twp 13 South, Range 38 East of the Boise Meridian.

6. The date of priority which said user is prepared to establish is August 23, 1960.

CARL E. TAPPAN

State Reclamation Engineer

28957

Re: Permit No. G-28957
Douglas Lee Fisher

Date: July 1, 1965

Idaho State Journal,
305 S. Arthur Ave.,
Pocatello, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to August 10, 1965 the date set for proof; the expense of the publication is to be paid by the applicant Douglas Lee Fisher of Oxford, 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 or tear sheet of the first publication. **

Very truly yours,

Carl E Tappan

CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

28957

July 1, 1965

Re: Permit No. G-28957

Mr. Douglas Lee Fisher,
Oxford, Idaho.

Dear Mr. Fisher:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-28957. The proofs are to be made at 10:00 o'clock A.M., on the 10th day of August, 1965, before Ted B. Larson, 10 West Oneida, Preston, Idaho Notary Public.

As of this date, we have mailed the Notice to the Idaho State Journal Pocatello, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

28957

July 12, 1965

Re: Permit No. G-28957
Douglas Lee Fisher

Idaho State Journal
305 S. Arthur Avenue
Pocatello, Idaho

Gentlemen:

On July 1st, we mailed you a Notice of Publication on the above numbered permit requesting tear sheet or copy of the first publication for checking purposes.

To date we have not received such copy and ask at this time that one be mailed to this office as soon as possible.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Ellen P. Rule
Chief Clerk

EPR:
EPR:cw

28957

July 24, 1963

Re: Permit No. 0-28957
Douglas Lee Fisher

Idaho State Journal
305 N. Arthur Avenue
Pocatello, Idaho

Gentlemen:

We received the tear sheet this morning on the above numbered permit and find the following correction:

In the first paragraph, line 13, the number of the permit should read 0-28957, instead of 2857 as shown.

Will you please make this correction and mail us a tear sheet again for our files?

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
Office Manager

HP:ew

28957

Form 16 - 2M
5-5-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

RECEIVED
SEP 1 1965
Department of Reclamation

Permit No. G 28957

* * * * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address:
Douglas Lee Fisher Oxford, Idaho Farmer Oxford, Idaho

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

Ques. 3. State number, approval date of permit, and date of priority:
G 28957 August 23, 1960 August 23, 1960

Ques. 4. State source of water supply: underground water from well
Give location of point of diversion, showing subdivision, section, township and range
SE1/4SE1/4 Section 17 Twp 13 SR 38 EBM, County of Bannock, State of Idaho

Ques. 5. Describe your works of diversion: Pump and Sprinkler system ; state amount of water they are capable of conveying from point of diversion to place of use: 3.6 cfs ; 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 245 feet ; depth and size of casing 245 feet 14 inch ; depth to water 80 feet ; if pump is used, state discharge of pump: 2.5 cfs ; tell how it was measured or determined Manufactures specifications ; if sprinkler irrigation, give number and size of nozzles and operating pressure: 66 nozzles 10 gal per min

Ques. 6. State for what purpose water is used: Irrigation purposes
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:
40 acres SW1/4SW1/4 section 16; 40 acres SE1/4SE1/4 Section 17; 20 acres NW1/4NE1/4, 40 acres SW1/4NW1/4, 40 acres SE1/4NW1/4 section 20, all in Twp 13 SR 38 EBM.

28957

State nature of all improvements which have been made as a direct result of said use:
180 acres under irrigation that was dry farm

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Charles Gardner Malad, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: 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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: June 1, 1960 - Time used since first use:
All through 1960 irrigation season, and through every irrigation season since that time.

Ques. 10. Describe all other water rights appurtenant to same place of use:
small water right in Oxford Creek which does not hold up normaly through an irrigation season

(sign) Douglas Lee Fisher

* * * * * * * * * *

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 10th day of August, A. D. 1965.

Ted B Larsen

My commission expires: May 12, 1966

28957

Form 17A - 4M
5-6-65

RECEIVED
SEP 1 1965
Department of Reclamation

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 28957

* * * * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

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:

Dewey Campbell 66 Weston, Idaho Farmer

Ques. 2 Are you acquainted with Douglas Lee Fisher, the holder of Permit No. G 28957? How long have you known him and where does he reside?

15 years Oxford, Idaho

Ques. 3. Have you read or heard said Permit No. G 28957 read, and are you familiar with its provisions and conditions: Yes x No.

Ques. 4. State source of water supply: Well

Give location of place of diversion, showing subdivision, section, township and range

SE1/4SE1/4 Section 17 Twp 13 SR 38 EBM, County of Bannock, State of Idaho

Describe works for conveying water to place of use: Pump and sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 3.6 cfs How much water have you seen being so conveyed? 3.6 cfs

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

40 acres SW1/4SW1/4 Section 16; 40 acres SW1/4SE1/4 Section 17; 20 acres NW1/4NE1/4, 40 acres SW1/4NW1/4, 40 acres SE1/4NW1/4 Section 20, all in Twp 13 SR 38 EBM.

28957

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (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.

Mountain Loam 3 acre feet

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? June 1, 1960

Other times you have seen such use: Every irrigation season since that time

(Signed): Dewey Campbell

* * * * * * * * *

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 Preston, County of Franklin, State of Idaho, on this 10th day of August, A. D. 19 65

Ted B Larsen

Notary Public for the State of Idaho

Residing Preston, Idaho

My commission expires May 12, 1966

28957

Form 17A - 4M
5-6-65

RECEIVED
SEP 1 1966
Department of Reclamation

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. C 28957

* * * * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

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:
Alice Campbell 56 Weston, Idaho Housewife

Ques. 2 Are you acquainted with Douglas Lee Fisher, the holder of Permit No. C 28957? How long have you known him and where does he reside?
15 years Oxford, Idaho

Ques. 3. Have you read or heard said Permit No. C 28957 read, and are you familiar with its provisions and conditions: Yes X No. ____

Ques. 4. State source of water supply: Well

Give location of place of diversion, showing subdivision, section, township and range
SE1/4SE1/4 Section 17 Twp 13 S.R. 38 EBM, County of Bannock, State of Idaho

Describe works for conveying water to place of use: Pump and sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 3.6 cfs How much water have you seen being so conveyed? 3.6 cfs

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:
40 acres SW1/4SW1/4 Section 16; 40 acres SE1/4SE1/4 Section 17; 20 acres NW1/4NE1/4
40 acres SW1/4SW1/4, 40 acres SE1/4SW1/4 section 20, All in Twp 13 S.R. 38 EBM.

28957

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (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.

Mountain loam 3 acre feet

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? June 1, 1960

Other times you have seen such use: Every irrigation season since that time

(Signed):

Alice Campbell

* * * * * * * *

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 Preston, County of Franklin, State of Idaho, on this 10th day of August, A. D. 19 65

Rel B Larsen

Notary Public for the State of Idaho

Residing Preston, Idaho

My commission expires May 12, 1966

28957

PROOF OF PUBLICATION

RECEIVED
SEP 1 1965
Department of Reclamation

STATE OF IDAHO
County of Bannock } ss.

Arleen Turner

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

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

July 9, 1965	, 19
July 16, 1965	, 19
July 23, 1965	, 19
July 30, 1965	, 19
, 19	, 19

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

Arleen Turner

Subscribed and sworn to before me this 30th day of July, 19 65

Roberta E. Spratlen
Notary Public, State of Idaho
Residence: Pocatello, Idaho

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

Notice is hereby given that at 10:00 A. M., on the 10th day of August, 1965, at Preston, County of Franklin, State of Idaho, before Ted E. Larsen, Notary Public, at Oneida, proof will be submitted of the completion of works for the diversion of 3.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit G 28957, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Douglas Lee Fisher, Oxford, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 3.6 cubic feet per second.

4. The point of diversion of said water is SE¼SE¼ Section 13 Twp. 13 SR 38 EBM.

5. The place where said water is used is 40 acres SW¼SW¼ Sec. 16, 40 acres SE¼SE¼ Sec. 17, 20 acres NW¼NE¼, 40 acres SW¼NW¼, 40 Acres SE¼NW¼ Section 29 all in Twp 13 South Range 38 East of the Boise Meridian.

6. The date of priority which said user is prepared to establish is August 23, 1960.

CARL E. TAPPEN
State Reclamation Engineer
July 9, 16, 23, 30, 1965

289-7

September 7, 1965

Re: Permit G-28957
Douglas Lee Fisher

Douglas Lee Fisher
Oxford, Idaho

Dear Mr. Fisher:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Idaho State Journal, all submitted in proof of completion of works and beneficial use on Permit No. G-28957

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,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

tejw
EPR:

28957

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
Preston, Idaho 83263

June 11, 1971

RECEIVED
JUN 14 1971
Department of Water Administration

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

Gentlemen:

Would you please send us a copy of water license #G28957.

Also, we would appreciate any information you have in your office concerning decrees of Landside (or Bear Hollow) springs located on State Land in the NW corner Section 19, Township 13 South, Range 38 East, Boise Meridian.

Thank You.

Sincerely,

Gaylord K. Harward

Gaylord K. Harward
County Supervisor

P.S. all charges for above request to be billed
to Douglas Fisher
Clifton, Idaho 83228

13 22 19

June 24, 1971

Re: Permit No. 13-2218

United States Department of Agriculture
Farmers Home Administration
Preston, Idaho 83263

ATTENTION: Gaylord K. Harward, County Supervisor

Dear Mr. Harward:

In reference to your letter of June 14, 1971, please find enclosed a copy of the above referenced permit. The field examination on this permit has been conducted and it should be licensed in the near future.

We have also researched our records and fail to find any water rights recorded with this Department from Landside or Bear Hollow, springs located in the Northwest corner of Section 19, Township 13S, Range 38E, B.M.

If you should have any further questions in reference to this matter, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cm

Enclosure

13 2218

Form 23
2M-4-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

REPORT OF EXAMINER

PERMIT NO. G-28957 / 13-2218

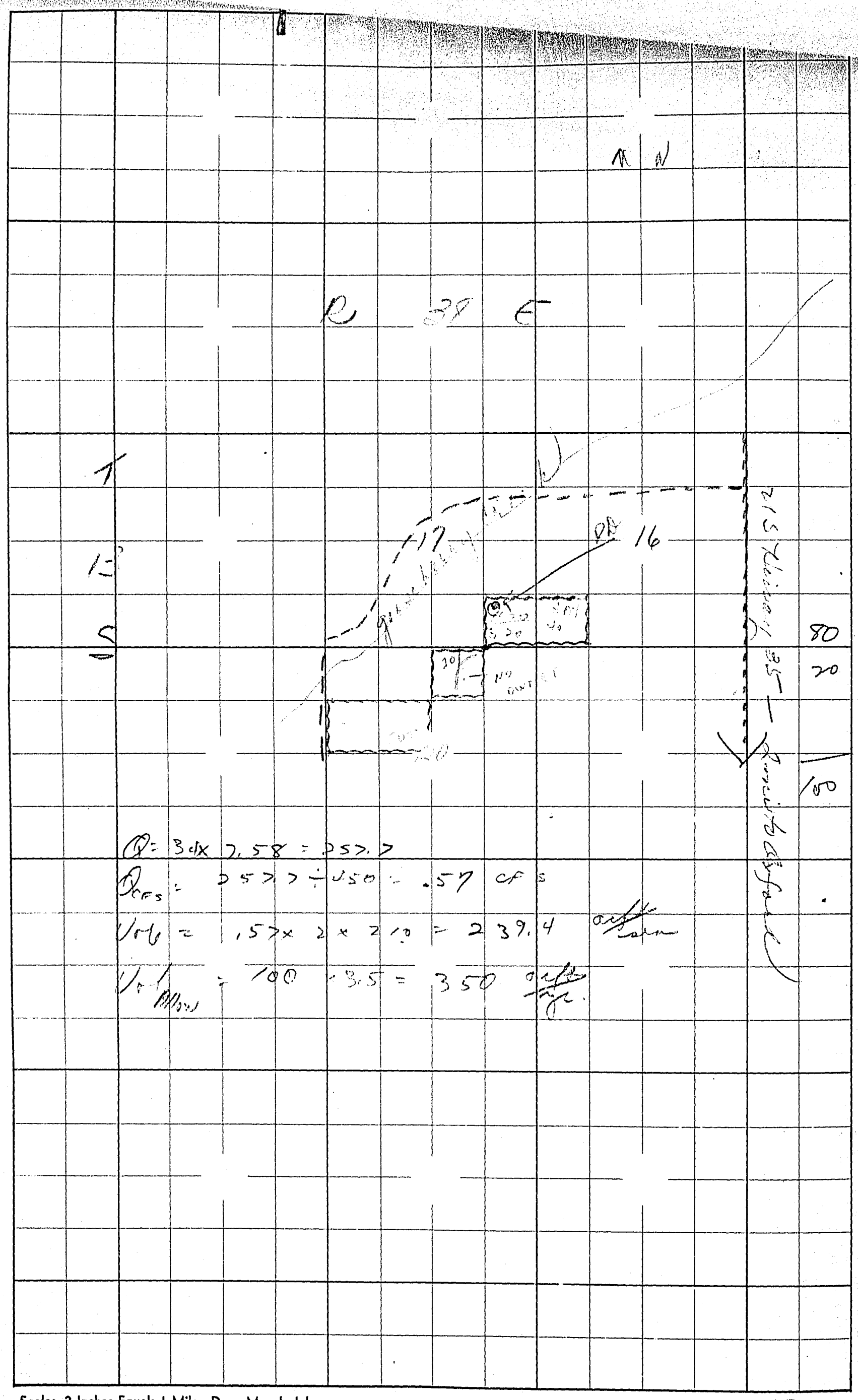
REPORT ON PROOF OF Completion of Works & Beneficial Use

Douglas Lee Fisher
Oxford, Idaho

13 2218

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

13 2218



Q = 3 cfs x 7.58 = 22.7

Q_{cfs} = 22.7 ÷ 250 = .57 cfs

Vol = .57 x 2 x 210 = 239.4 cu ft/min

Vol_{Max} = 100 x 3.5 = 350 cu ft/min

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

13 2218

Form 23
2M-4-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF EXAMINER

Permit No. G-28957 /~~43~~-2218

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

1. Name of applicant Douglas Lee Fisher 747-2959

2. Source of water supply: well

3. Location of point of diversion: Is in the SE¼SE¼ of Section 17

T. 13 S R. 38 E County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: U.S motors 1247629 40 HP Johnston pump JS-3075

5. Water is used for: Irrigation

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):

SW¼SW¼, Section 16, SE¼SE¼, Section 17, NW¼NE¼, SW¼NW¼, SE¼NW¼, Section 20 all in T. 13 S., R. 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: Measured spinkler with pressure gauge. Portable machine used for land in Sec 20

This examination was made on the 7 day of July, 19 70

(Signed) William Schmid
Examiner.

18 0040

mj 8-12-70

9
1

INSTRUCTIONS TO EXAMINERS

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

22

Douglas Lee Fisher 747-3959
Oxford, Idaho

Permit No. G-28957 /13-2218

Examination for Completion of Works & Beneficial Use

County Bannock

Sec. 17 T 13 S R 38 E

Quantity: 3.6 cfs

Source: 13-
well

P.D.: DE¼ DE¼
Sec 17 - T. 13 S., R 38 E.

Use:
Irrigation

Extension:

Protest:

Completion of Works:

Other Rights: See permit application

Filed: Aug. 23, 1960

Due: Aug 23, 1965

Made August 10, 1965

May 15, 1972

Mr. Douglas Lee Fisher
Oxford, -via- Clifton
Idaho 83228

Dear Mr. Fisher:

A representative of this department has made an examination of the works covered by your Permit No. 28957/13-2218 and has found the following:

Quantity of water diverted: 0.57 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.57 cfs

The maximum quantity of water diverted shall not exceed 242 acre feet per season.

Beneficial Use: Irrigation of 100 acres within the SW¼SW¼ (40), Sec. 16; SE¼SE¼ (40), Sec. 17; NW¼NE¼ (20), Sec. 20; Twp. 13 S, Rge. 38 E.B.M.

Point of diversion: SE¼SE¼, Sec. 17, Twp. 13 S, Rge. 38 E.B.M.

The priority date established is : August 23, 1960

A fee totaling $ 11.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth in this letter.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

13 2218

June 19, 1972

Re: Permit No. 28957/13-2218

Mr. Douglas Lee Fisher
Oxford, -via- Clifton
Idaho 83228

Dear Mr. Fisher:

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

Also enclosed is departmental receipt No. 9316 in the amount of $11.00 covering the licensing fee.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: License
Receipt #9316

bc: Eastern District Office

13 2218

State of Idaho

Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 28957/13-2218 Priority August 23, 1960 Amount 0.57 cfs

THIS IS TO CERTIFY, that DOUGLAS LEE FISHER

of Oxford, Idaho, has complied with the terms and conditions of Permit No. 28957/13-2218 issued pursuant to Application for Permit dated August 23, 1960, and has submitted proof to the Department of Water Administration on August 10, 1965, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity of 0.57 cfs, and that the water has in fact been applied to a beneficial use; a right to the use of water from a ground water source tributary of _____, is hereby confirmed in the following amounts:

Amount 0.57 cfs for irrigation from April 1 to Nov. 1 (both dates inclusive)

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

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

Subject, however, to the condition that no more than 0.57 cfs of water be diverted at any one time, said waters to be diverted within the SE¼SE¼ Sec. 17, Twp. 13 S, Rge. 38 E, B.M. in the county of Bannock; and that the amount of water so diverted and to which such right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can actually be beneficially used and shall not exceed 242 acre feet per year or 3.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13 S	38 E	16											40						40
		17																40	40
		20		20															20

Total number of acres irrigated 100

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 16 day of June, 19 72.

Director

13 2218

Form 222
1-87

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4041

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Name of applicant Clark Cox Phone 747-3564

Post Office address 8955 N Church St. Clifton, Idaho 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 Wells are failing to produce enough water. Change in PD is an attempt to find a better aquifer.

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

1.

Right Number	Priority	Amount (cfs/~~ac-ft~~)	Nature of Use	Period of Use	
13-02218	08/23/1960	.57	Irrigation	04/01	to 11/01
~~13-07180~~	~~05/05/1977~~	~~3.00~~	~~Irrigation~~	~~04/01~~	to ~~11/01~~
					to
					to

2. Total amount of water being transferred ~~3.57~~ 0.57 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	19	13S	38E	Franklin	

5. Lands irrigated or place of use:

	Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
				NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
	~~13S~~	~~38E~~	~~16~~											~~40~~						~~40~~
~~13-07180~~			~~17~~																~~40~~	~~40~~
			~~20~~		~~20~~					~~40~~	~~40~~									~~100~~
	13S	38E	16											40						40
13-02218			17																40	40
			20		20															20

Total acres ~~180~~ 100

Page _____ of _____ Transfer No. _____

PART 1

6. General Information:

a. Description of diversion system well and pump diverting to a sprinkler system

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.

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

none - the place of use will remain the same

d. Remarks:

right 13-02218 + 13-07180 when add together will equal .020 cfs per acre for the 180 acres. 13-02218 is licensed for 100 acres. All of the water is currently comingled and used on the full 180 acres.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 13-02218

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

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this 31st day of December, 19 92.

L. Glen Saxton

CHIEF, WATER ALLOC. BUREAU

CONDITIONS OF APPROVAL
Transfer of Water Rights
No. 13-02218

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Dated this 31st day of December, 1992.

L. Glen Saxton
Chief, Water Alloc. Bureau

Page _____ of _____ Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
   a. Decree No. _____ Decreed to _____
   in case of _____ vs. _____
   dated _____ in _____ county of _____
   b. License No. 13-02218 _____ issued by the Idaho Department of Water Resources.
   c. Claim No. _____ on file with the Idaho Department of Water Resources.
   d. Transfer No. _____ which produced this right.
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:
   ☑ Tax Notice ☐ Warranty Deed ☑ Other _____
3. Source of water Groundwater _____ tributary to _____
4. Date or priority 08/23/1960 _____
5. Water is used for the following purpose:
   amount .57 (cfs/~~ac-ft~~) for Irrigation purposes from 1 April to 1 Nov
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
6. Total amount of water under right .57 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	17	13S	38E	Bannock	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
13S	38E	16											40						40
		17																40	40
		20		20															20

Total acres 100

9. Describe any other water rights used for the same purpose as described above 13-07180 (will be amended)

Page _____ of _____ **PART 2** Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

_____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

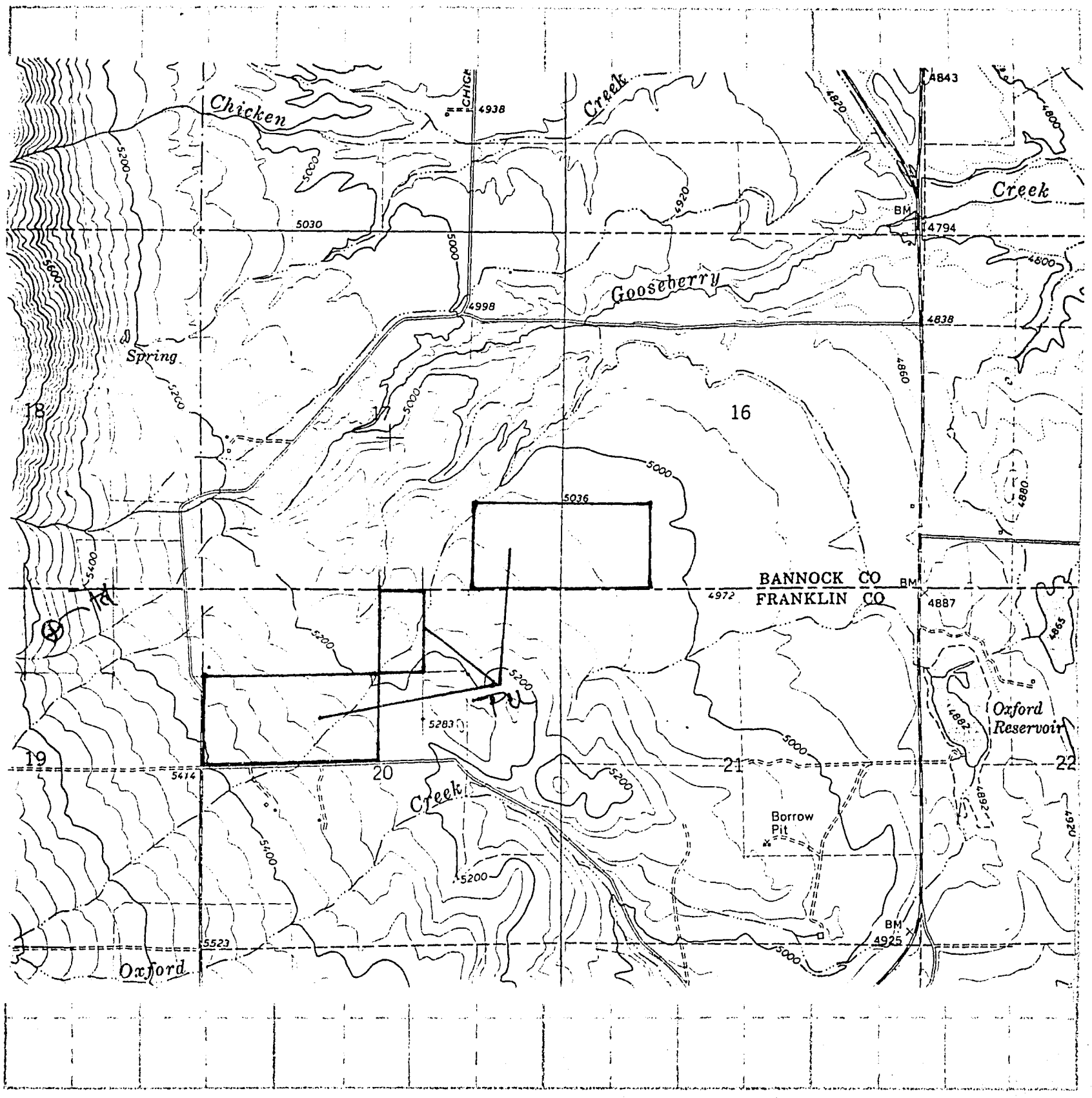
Page _____ of _____ Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

Page _____ of _____ Transfer No. _____

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.

Clark L. Cox
(Signature of Applicant)

Subscribed and sworn to before me this 29th day of April, 19 92.

Betty J Thompson
(Notary Public)
BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES: 6-30-94

My commission expires _____

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by KW Fee 50.00 # E017213

Receipted by _____ Date _____

Published in Preston Citizen Copies of protest forwarded by _____

Pub. dates 6-4 & 11-92 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☑ approval ☐ denial

_____ rec'd. _____ by RDC

Copy of transfer sent to lien holder _____

CONSOLIDATED TAX NOTICE AND RECEIPT
BANNOCK COUNTY
REAL PROPERTY TAX 1990

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
12,645	002700	R4643012600	R07654

HS SW4SW4 40 AC
HE S16-T13S-R38E

TAXABLE
12,645 COX BROTHERS
% CLARK COX
8965 N CHURCH ST
CLIFTON ID 83228

DELINQUENT CERT.

TAXING DISTRICT	RATE	AMOUNT
COUNTY	.005097	64.46
DOWN-SWAN HWY	.001071	13.54
SWAN LAKE CEM	.000235	2.97
JNT SCHL #202	.008766	110.85
AMBULANCE	.000351	4.44
TOTAL TAX		196.26

RECEIPT
FULL PAYMENT
TAX 196.26
PEN.
SUB TOT.
INT.
TOT.
1ST INSTALLMENT
TAX 98.13
PEN.
SUB TOT. PAID
INT.
TOT. 1/18/91
2ND INSTALLMENT
TAX 98.13
PEN.
SUB TOT.
INT.
TOT.

*DELINQUENCIES ON SUB-ROLLS, RECENTLY SUBDIVIDED OR COMBINED PROPERTY MAY NOT APPEAR ON THIS NOTICE. * *SUBJECT TO CLEARANCE *CANCELLED CHECK IS YOUR RECEIPT

CONSOLIDATED TAX NOTICE AND RECEIPT
BANNOCK COUNTY
REAL PROPERTY TAX 1990

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
11,222	002700	R4643013400	R07662

HS SE4SE4 40 AC
HE S17-T13S-R38E

TAXABLE
11,222 COX BROTHERS
% CLARK COX
8955 N CHURCH ST
CLIFTON ID 83228

DELINQUENT CERT.

TAXING DISTRICT	RATE	AMOUNT
COUNTY	.005097	57.20
DOWN-SWAN HWY	.001071	12.02
SWAN LAKE CEM	.000235	2.64
JNT SCHL #202	.008766	98.38
AMBULANCE	.000351	3.94
TOTAL TAX		174.18

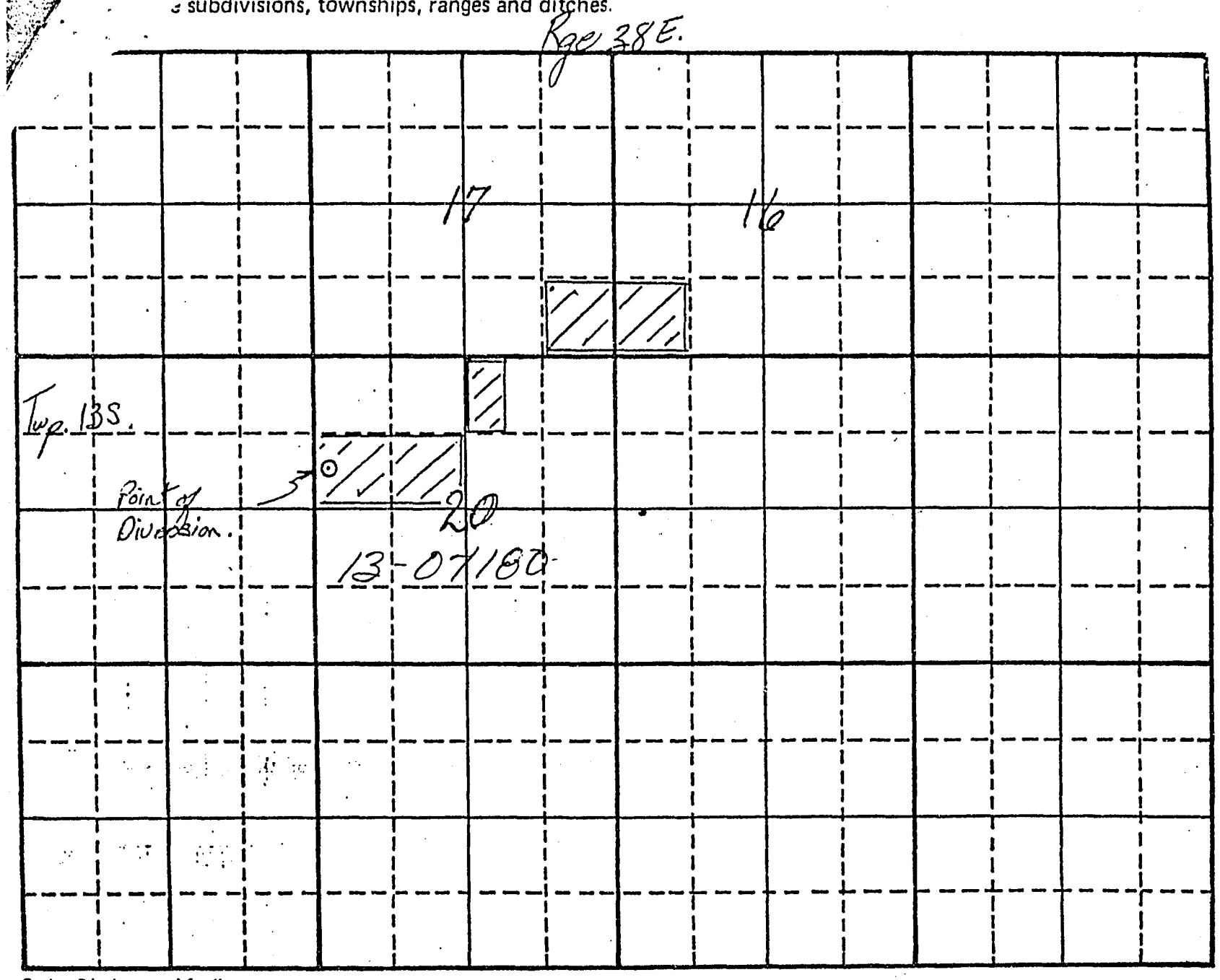
RECEIPT
FULL PAYMENT
TAX 174.18
PEN.
SUB TOT.
INT.
TOT.
1ST INSTALLMENT
TAX 87.09
PEN.
SUB TOT. PAID
INT. 1/18/91
TOT.
2ND INSTALLMENT
TAX 87.09
PEN.
SUB TOT.
INT.
TOT.

*DELINQUENCIES ON SUB-ROLLS, RECENTLY SUBDIVIDED OR COMBINED PROPERTY MAY NOT APPEAR ON THIS NOTICE. * *SUBJECT TO CLEARANCE *CANCELLED CHECK IS YOUR RECEIPT

POOR QUALITY POOR QUALITY

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

subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signed at Idaho Falls, this 11 day of February, 19 80.

Douglas L. Fisher
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by EMC Fee = $20.00 Receipted by KW Date 2/11/80 # 15578

Publication prepared by _____ Date _____ Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

875

№ 4571

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Franklin } ss.

J. WALTER ROSS

being duly sworn, deposes and says:

That he is the CO-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 6-3, 1992, and ending with the issue of 6-10 1992

J. Walter Ross

Fee $ 54.14

Subscribed and sworn to before me this 10 day of June, 1992

Kelly Michelsen

Notary Public, Residing at Preston, Idaho

My Commission Expires Aug 14, 1995.

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT NO. 13-02218 and 13-07180

Notice is hereby given that Clark Cox has applied to the Department of Water Resources to change a point of diversion of the waters of a groundwater source. The rights sought to be changed are evidenced by a license and permit and recorded as follows: LICENSE NO. 13-02218 AMOUNT: .57 cfs PRIORITY: 8-23-1960 POINT(S) OF DIVERSION: SESE SEC 17 T13S R38E, Bannock County.

The water is used from April 1 to November 1 to irrigate 100 acres within the SWSW SEC 16 SESE SEC 17 NWNE SEC 20 T13S R38E, B.M.

PERMIT NO. 13-07180 AMOUNT: 3.0 cfs PRIORITY: 5-5-1977 POINT(S) OF DIVERSION: SWNW SEC 20 T13S R38E, Franklin County.

The water is used from April 1 to November 1 to irrigate 180 acres within the SWSW SEC 16 SESE SEC 17 NWNE S1/2NW SEC 20 T13S R38E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from the NWNE SEC 19 T13S R38E, Franklin County and used to irrigate 180 acres within the SWSW SEC 16 SESE SEC 17 NWNE S1/2NW SEC 20 T13S R38E, (13-07180); SWSW SEC 16 SESE SEC 17 NWNE SEC 20 T13S R38E, (13-02218).

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before June 22, 1992.

R. Keith Higginson
Director

Legal No. 4571, Publish June 3, 10, 1992.

RECEIVED
JUN 30 1992
Department of Water Resources
Eastern District Office

RB

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. 13-02218 & 13-07180

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PRIORITY: 8-23-1960

POINT(S) OF DIVERSION: SESE SEC 17 T13S R38E, Bannock County

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PERMIT NO. 13-07180 AMOUNT: 3.0 cfs

PRIORITY: 5-5-1977

POINT(S) OF DIVERSION: SWNW SEC 20 T13S R38E, Franklin County

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SWSW SEC 16 SESE SEC 17 NWNE SEC 20 T13S R38E, (13-02218)

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R. Keith Higginson
Director

Published in the Preston Citizen on June 4 & 11, 1992.

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. 13-02218 & 13-07180

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PRIORITY: 5-5-1977

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SWSW SEC 16 SESE SEC 17 NWNE SEC 20 T13S R38E, (13-02218)

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R. Keith Higginson
Director

Published in the Preston Citizen on June 4 & 11, 1992.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION
IDAHO FALLS, ID
ph. (208) 525-7161

FAX NO. (208) 525-7177

TRANSMITTAL COVER SHEET

OMNIFAX

TO: Preston Citizen FROM: Rita

DOCUMENT DESCRIPTION: ~~Ne~~ Legal Notice

TOTAL NUMBER OF PAGES (Including this page): 2

****
* *
* BILLING ADDRESS: *
* *
* *
* *
* NO. OF PAGES_____ COST/PAGE_____ TOTAL CHARGE_____ *
* *
****

05-Nov-1992

CLARK COX
8955 N CHURCH ST
CLIFTON ID 83228

Dear Mr. Cox:

Enclosed you will find an amendment form to change the well site for permit No. 13-07180. As you may recall, we tried to include this permit on a transfer application with right No. 13-02218. This was returned by our Boise office. They stated that a permit cannot be addressed by an application for transfer. Only inspected water rights can be changed by a transfer.

The amendment form is what Boise wants signed and returned to this office with the required Twenty Dollar ($20) fee. I will hold the transfer application until I get the amendment form back and submit them both to Boise at the same time.

If you have any questions, please give me a call.

Sincerely,

Harold W. Jones

HAROLD W. JONES
Water Right Supervisor

HWJ/rb
enc

MEMORANDUM

TO: File 13-02218

FROM: Sharla

DATE: December 23, 1992

RE: Transfer Review (No. 4041)

The above referenced transfer application proposes to change the point of diversion under this right.

Advertising was completed correctly. Because this transfer is a point of diversion change only, the standard condition regarding one year completion will not be imposed. No indication is made as to whether a drilling permit has been obtained, therefore, the standard condition regarding drilling permit requirements will be added.

Proof of ownership is not required since this is a p/d change transfer only, however, copies of tax notices have been included in the file.

The transfer can be approved with the following conditions:

046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

R30 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre for the lands above.

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 4, 1992

CLARK COX
8955 N CHURCH ST
CLIFTON ID 83228

RE: Transfer of Water Right No. 13-02218

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4041). Be sure to note any conditions of approval as listed on the second page.

Sincerely,

Sharla Curtis

for JIM JOHNSON
Water Rights Supervisor

JJ:cz

Enclosure