

Identification No. 13 7083

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Thatcher Water Co., Inc. Phone: _____
post office address c/o Harris Stephenson, Thatcher, Idaho
2. Source of water supply Spring which is a tributary of Bear River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 12S
Range 40E B.M. Franklin County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.40 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.12 for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.52 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pipe and pump from spring to homes.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 4 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:

$\frac{SE}{E-2}$	$\frac{NE}{NW}$
------------------	-----------------

(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 1 Township 12S
Range 40E B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 500 head beef cattle and horses

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

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	40E	1			X	X										X			

Total number of acres to be irrigated _____

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

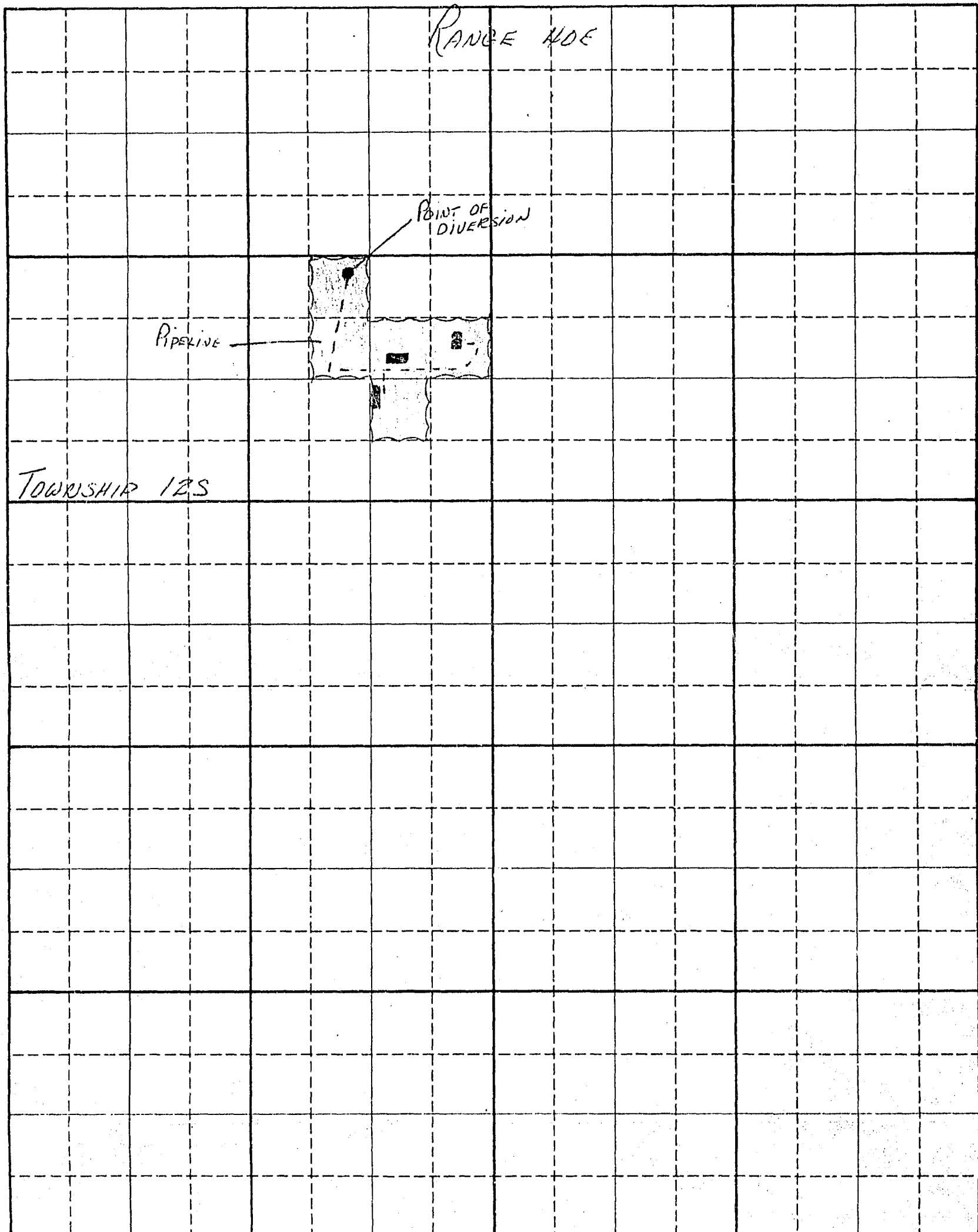
9. a. Who owns the property at the point of diversion Thatcher Water Co., Inc.

b. Who owns the land to be irrigated or place of use Members of the corporation

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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



Scale: 2 inches equal 1 mile

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

Harris Stephenson
(Applicant) President
THATCHER WATER COMPANY, INC.

Proposed Priority 30-1974

Received by MB Date 9-30-74 Time 10:15 A
Preliminary check by CB Fee \$ 25.00
Received by MB Date 9-30-74 # 13080
Publication prepared by MB Date 10-4-74
Published in Spokane Citizen
Publication dates Oct. 10 & 17, 1974
Publication approved CB Date 11/06/74
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by OC 11/8/74

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 13-7083, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 78.
- Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 19 day of November, 19 74.

R. Keith Higin
Director

13-2151
109 CFS

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Hatchel Water Co.

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) LH 9-30-74

In form to receipt

(2) " "

Send copies to:

☒ Idaho State Health Department
☒ Idaho Fish and Game Department
☒ Bureau of Land Management

(3) " "

☒ Byer + W.D. II
☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(4) " "

In form for advertising

(5) " "

Platted on Map No. _____

(6) " "

Located within Water District No. _____

(7) " "

Critical groundwater area: yes _____ no ☒

(8) " "

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) " "

Other rights on the same place of use NO

(10) " "

Comments: 109 CFS for 11.4 ft. from same spring
lic. # 13-2151

(11) MB 11/6/74

Affidavit of Publication received (date) Nov. 6, 1974

(12) " "

Final date for protests October 29, 1974
Protests received: yes _____ no ☒

(13) RDC 11/6/74

All requested information received from agencies or applicant: yes ☒ no _____

(14) " "

Action recommended:

☒ Approve _____ Deny

9/30/74 Proposed Priority

Reason for Reduction _____

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E By RDC Date 11/6/74

No 2741

AFFIDAVIT OF PUBLICATION

RECEIVED

NOV 6 1974

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Franklin

SS.

Wayne D. Bell

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 *two* 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

October 10, 19 *74*, and ending

with the issue of *October 17*, 19 *74*

Wayne D. Bell

Fees, \$ *13.69*

Subscribed and sworn to before me this *5* day

of *November*, 19 *74*.

William W. Giddis

Notary Public, Residing at Preston, Idaho

My Commission Expires *March*, 19 *78*

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Thatcher Water Co., Inc., Thatcher, Idaho has on 9-30-74 submitted Application No. 13-7083 for a permit to appropriate 0.52 cubic feet per second of water from a spring tributary of Bear River by means of pump and pipeline within the NE¹/₄NW¹/₄, Sec. 1, T. 12S, R. 40E, B.M., Franklin County; to be used from Jan. 1 to Dec. 31 for domestic purposes for ten families and stockwatering purposes for 500 head of beef cattle and horses; all used within the S¹/₂NE¹/₄, E¹/₂NW¹/₄, NW¹/₄SE¹/₄, Sec. 1, T. 12S, R. 40E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 29, 1974.

R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho on October 10 and October 17, 1974.

Legal No. 2741 — Pub. Oct. 10, 17, 1974.

Mr. Harris Stephenson
Page 2
September 9, 1974

For your reference I am enclosing a set of instructions. Complete the application, return it to this office together with the filing fee of \$10.00 and we will be happy to process it.

Very truly yours,

JOHN R. FEREBAUER
Water Resource Technician

JRF:mb

Enclosures: Check No. 92-223
App/instructions

P
Y

XXXXXXXXXXXXXXXXXXXXX RESOURCES

September 9, 1974

Mr. Harris Stephenson
Thatcher Water Company, Inc.
Thatcher, Idaho 83283

Dear Mr. Stephenson:

This office is in receipt of your application, but find it necessary to return it together with your Check No. 92-223 in the amount of \$10.00 for clarification and completion of the following specific items:

Item 5a should show the total quantity of water to be appropriated.

Item 6a should contain a description of the means by which water will be diverted from the spring.

Item 7a: Under the provisions of Section 42 of the Idaho Code, this may be a maximum of five years.

Please complete Item 7b.

Item 8a(1) lists the place of use of the water as the NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 12S, R. 40E. The map in Item 11 shows as places of use in addition to the above 40 acre subdivisions the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 12S, R. 40E, B.M. The map in Item 11 should be consistent with the description in Item 8.

Item 8(5) indicates water will be used for domestic use, watering gardens, and livestock. Stockwater should be shown as a separate use in Item 4, with the number and kind of livestock to be watered indicated in Item 8a(3). If the total acreage of the gardens to be watered exceeds $\frac{1}{2}$ acre, irrigation should be shown as a separate use in Item 4, and the acreage grid in Item 8b should be completed.

The application to appropriate water by a corporation must be signed by the president, an elected official, or someone having power of attorney for the corporation. The title of the official signing the application should be shown adjacent to the signature. If a power of attorney is used, a copy must accompany the application.

Law
Office
Dell W. Smith
Preston
Idaho
83263

RECEIVED
SEP 16 1974

Department of Water Resources
Eastern District Office

September 12, 1974

State of Idaho
Dept of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

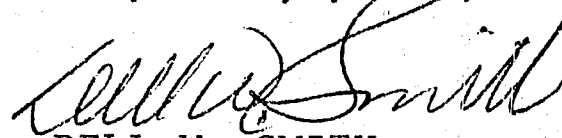
Re: Water Application
Thatcher Water Company, Inc.

Gentlemen:

Enclosed you will find Application per your letter of September 9, 1974. Also a check for \$10.00 to cover filing fees.

I trust that the corrections made will present the application in proper form. If there are any questions concerning this application, would you kindly contact this office.

Very truly yours,


DELL W. SMITH

DWS:dp

Encls.

XXXXXXXXXXXXXXXXXXXXX RESOURCES

September 20, 1974

Mr. Dell W. Smith
Attorney at Law
Preston, ID 83263

Dear Mr. Smith:

Please find enclosed the application for permit which you submitted on behalf of Thatcher Water Company, Inc. and their check No. 92-223 in the amount of \$10.00. We have taken the liberty to retype the application and have made the corrections which we discussed earlier this week.

Please check the application for correction, have the applicant sign it on page 3 and return it to this office together with the statutory filing fee of \$25.00.

If you have any questions or if we can be of further assistance, please contact us.

Very truly yours,

LOREN O. HOLMES
Asst. to District Engineer

LOH:MB

Enc: Retyped App.
App/permit
Check No. 92-223

Law
Office

Dell W. Smith

Preston
Idaho
83263

RECEIVED

SEP 26 1974

Department of Water Resources
Eastern District Office

September 16, 1974

Mr. Harris Stephenson
Thatcher, Idaho 83283

Dear Harris:

Since we have filed on additional water, they will need an additional \$15.00 filing fees. Would you kindly make a check to the State of Idaho and mail it in the enclosed envelope.

Very truly yours,

Dell W. Smith /dp
DELL W. SMITH

DWS:dp

XXXXXXXXXXXXXXXXXXXXX RESOURCES

September 26, 1974

Mr. Harris Stephenson
Thatcher
Idaho 83283

Dear Mr. Stephenson:

Attached herewith is your check No. 92-223 in the amount of \$15.00. We returned your Application for Permit to Attorney Dell W. Smith on September 20, 1974. I spoke with Mr. Smith's secretary this day and she indicated that you were going to send us only one check in the amount of \$25.00 and requested that we return this check to you.

If you have any questions, please contact us.

Very truly yours,

MECHELLE BUTTE
Secretary

Enc: Check No. 92-223

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 1, 1974

Re: Application for Permit No. 13-7083

Mr. Harris Stephenson
Thatcher
Idaho 83283

Dear Mr. Stephenson:

Attached herewith is departmental receipt No. 13080 in the amount of \$25.00 for the above referenced application.

Very truly yours,

LOREN O. HOLMES
Asst. to District Engineer

LOH:MB

Attachment

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 3, 1974

Mr. Russell D. Stoker, Watermaster
Water District No. 11
Box 726
Soda Springs, Idaho 83276

Dear Mr. Stoker:

We are enclosing a copy of an application that may be of interest to your water district. Please review the application and if you have any comments, please submit them to our Department as soon as possible. The last date of protest is October 29, 1974, and we are required to take final action shortly thereafter.

If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

RDC:MB

Enclosure

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 3, 1974

Mr. Shirl C. Boyce, Jr.
Idaho State Planning & Community Affairs Agency
Regional Office, Idaho State University
Box 73
Pocatello, Idaho 83201

Dear Mr. Boyce:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, please submit them to our Department as soon as possible. The last date of protest is October 29, 1974, and we are required to take final action shortly thereafter.

If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

RDC:MB

Enclosure

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 3, 1974

C
Mr. Howard L. Burkhardt
Regional Environmental Supervisor
Idaho Dept. of Health & Welfare
316 North 7th Street
Pocatello, Idaho 83201

Dear Mr. Burkhardt:

P We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, please submit them to our Department as soon as possible. The last date of protest is October 29, 1974, and we are required to take final action shortly thereafter.

If we may be of further assistance, please contact us.

Very truly yours,

Y
RONALD D. CARLSON
Acting District Engineer

RDC:MB

Enclosure

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Thatcher Water Co., Inc.

Thatcher, Idaho

has on 9-30-74 submitted Application No. 13-7083
for a permit to appropriate 0.52 cubic feet per second ~~across feet per annum~~
of water from a spring tributary of Bear River
by means of pump and pipeline
within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 12S, R. 40E, B.M., Franklin County;

to be used from Jan. 1 to Dec. 31
for domestic purposes for ten families and stockwatering purposes for 500
head of beef cattle and horses; all uses
within the S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 12S, R. 40E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before
October 29, 1974.

R. KEITH HIGGINSON

Director

Published in the Preston Citizen, Preston, Idaho

on October 10 and October 17, 1974

RDC-
OB-A
W-K

XXXXXXXXXXXXXXXXXXXXXXXXX RESOURCES

October 4, 1974

Re: Application for Permit No. 13-7083 Thatcher Water Co., Inc.

The Preston Citizen
Box 389
Preston, ID 83263

Gentlemen:

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

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

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

Bill submitted 11-6-74 by MB

RDC:MB

Enc: Legal Notice (1)

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Thatcher Water Co., Inc., Thatcher, Idaho has on 9-30-74 submitted Application No. 13-7083 for a permit to appropriate 0.52 cubic feet per second of water from a spring tributary of Bear River by means of pump and pipeline within the NE¹/₄NW¹/₄, Sec. 1, T. 12S, R. 40E, B.M., Franklin County; to be used from Jan. 1 to Dec. 31 for domestic purposes for ten families and stockwatering purposes for 500 head of beef cattle and horses; all used within the S¹/₂NE¹/₄, E¹/₂NW¹/₄, NW¹/₄SE¹/₄, Sec. 1, T. 12S, R. 40E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 29, 1974.

R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho on October 10 and October 17, 1974.

Legal No. 2741 — Pub. Oct. 10, 17, 1974.

October 28, 1974

RE: Application for Permit No. 13-7083 - Thatcher Water Co., Inc.

The Preston Citizen
Box 389
Preston, Idaho 83263

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on October 10 and 17, 1974.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

RDC:CW

852-0155
Called 11/4/74

November 18, 1974

Re: Permit No. 13-7083

Thatcher Water Company,, Inc.
c/o Harris Stephenson
Thatcher, Idaho 83283

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 13-7083 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 13-7083

IN THE NAME OF THATCHER WATER CO., INC.

ORDER OF REINSTATEMENT

WHEREAS, on September 30, 1974, Thatcher Water Co., Inc. filed with the Department of Water Resources an application for permit to appropriate 0.52 cubic feet per second of water from a spring which is a tributary of Bear River to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 12 S., Rge. 40 E., B.M., Franklin County to be used for domestic and stockwater purposes; and,

WHEREAS, on November 19, 1974, the Department approved said application and issued Permit No. 13-7083 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before December 1, 1978; and,

WHEREAS, on September 30, 1978, the Department notified the permit holders by certified mail that proof of beneficial use was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, on December 8, 1978, the Department notified the permit holders that Permit No. 13-7083 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on December 14, 1978,

IT IS THEREFORE, HEREBY ORDERED that Permit No. 13-7083 be REINSTATED and the priority advanced to September 22, 1974.

Dated this 18 day of December, 1978.


L. GLEN SAXTON
Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

100205

September 30, 1978

Re: Permit No. 13-7083

Thatcher Water Co., Inc.
c/o Harris Stephenson
Thatcher, ID 83283

Gentlemen:

One of the conditions of approval of your water Permit No. 13-7083 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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


RITA FLECK
Water Rights

Encl: Proof affidavit



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

December 8, 1978

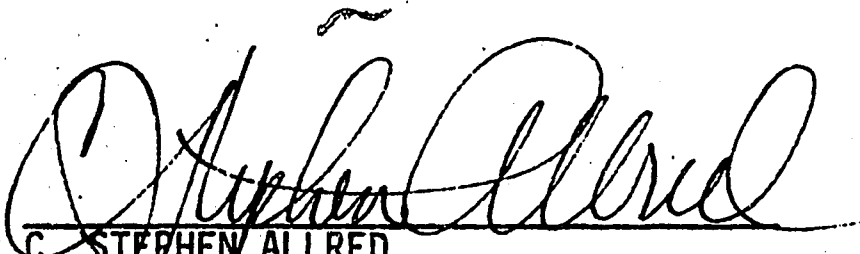
Re: Permit No. 13-7083

Thatcher Water Co., Inc.
c/o Harris Stephenson
Thatcher ID 83283

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 13-7083 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated September 30, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

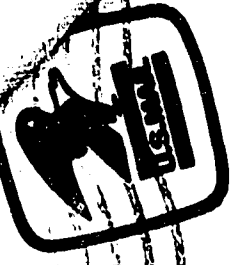


C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

3.66 day of
above instrument
7/28/78



POSTAGE AND FEES PAID
12.00
1978
DEPT. OF AGRICULTURE
AGR-101

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Post Office Box 331
Preston, Idaho 83263

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE, \$300

AN EQUAL OPPORTUNITY EMPLOYER

STATE OF IDAHO Water Resources Street
Department of 373 W.
State Office 83720
Boise, Idaho



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

December 6, 1978 *Re: 13-7083*

Re: Permit No. 13-7083

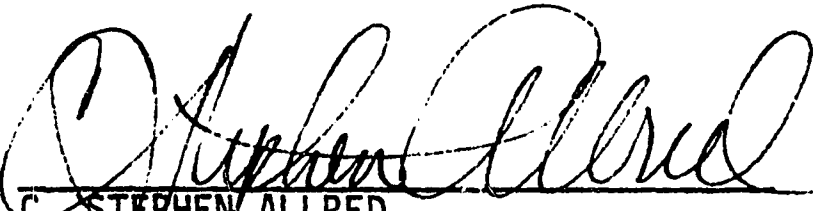
Thatcher Water Co., Inc.
c/o Harris Stephenson
Thatcher ID 83283

RECEIVED
DEC 14 1978
Department of Water Resources

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 13-7083 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated September 30, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.


C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
**PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE**

RECEIVED

DEC 14 1973

Department of Water Resources

1. a) Name of permit holder Thatcher Water Co., Inc.
b) Post office address % Morris Stephenson Thatcher, Idaho 83283
2. Permit number 13-7083
3. Date of priority that you are prepared to establish 9-30-74
4. a) Source from which water was appropriated Spring
b) Location of the point of diversion: NE 1/4 NW 1/4, Section 1 ~~F-125 R-10E~~
Township 12 S, Range 40 E Boise Meridian. Other points of diversion: Franklin County
5. a) The amount of water and use to which the water has been applied:
Amount 0.40 cfs for Domestic purposes from 1/1 to 12/31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount 0.12 for Stockwater purposes from 1/1 to 12/31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
b) Total amount appropriated 0.52 cfs and/or acre-feet per annum.
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:
Wendell Smith engineer
6. If the means of diversion and conveyance are owned by someone other than the permit holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
N/A
b) Describe the agreement of understanding by which you take water from the works:
N/A
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):
Not installed
2 3hp pumps. There is a concrete box with metal lip with 4" overflow pipe at spring head. Diverted from spring head by pipe to pump station then pumped to users
b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)
Meter installed on line

Exam typed by J
12-19-78

N/A

Domestic and stock water to 12 home and
1 school.

[illegible]

10. Remarks: _____

Dec 12, 1978
(Date)

Harris Stephenson
(Signature)

State of Idaho)
County of Franklin) ss.

Notary Public
Residing at Boston, Idaho

My commission expires 7/31/78





State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

December 18, 1978

Harris Stephenson
Thatcher Water Co., Inc.
Thatcher, Idaho 83283

Re: Permit No. 13-7083

Dear Mr. Stephenson:

Enclosed is a copy of the Order reinstating your permit and advancing the priority date.

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

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

If you have any questions regarding the field examination, please contact our regional office in

Sincerely,

RITA FLECK
Water Rights

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 13-7083

IN THE NAME OF THATCHER WATER CO., INC.

ORDER

WHEREAS, on September 30, 1974, Thatcher Water Co., Inc. filed with the Department of Water Resources an application for permit to appropriate 0.52 cubic feet per second of water from a spring which is a tributary of Bear River to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 12S, Rge. 40E B.M., Franklin County to be used for domestic and stockwater purposes; and,

WHEREAS, on November 19, 1974, the Department approved said application and issued Permit No. 13-7083 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before December 1, 1978; and,

WHEREAS, on December 14, 1978, the permit holder submitted the required proof of beneficial use of water; and,

WHEREAS, on December 18, 1978, the Department issued an Order reinstating the permit and advancing the priority date to September 22, 1974; which is the incorrect priority date; and,

IT IS, THEREFORE, HEREBY ORDERED that the Order reinstating Permit No. 13-7083 be corrected and the priority date changed to October 14, 1974.

Dated this 15 day of January, 1979.

L. Glen Saxton

L. GLEN SAXTON

Chief, Operations Bureau

INTER-DEPARTMENT MEMO — 1

FROM Eastern - Donna

DATE ~~1-08-79~~
1-08-79

TO Jan

SUBJECT Order of Reinstatement for Permit No. 13-7083 in the name of
Thatcher Water Co., Inc. orders the priority date advanced to Sept. 22,
1974. Our records indicate the original priority date to be Sept. 30,
1974. Could you check your records and tell me the right priority date?
Thanks!

SIGNATURE

January 16, 1979

Thatcher Water Co., Inc.
c/o Harris Stephenson
Thatcher, ID 83283

Gentlemen:

Re: Permit No. 13-7083

Enclosed is a copy of the Order correcting the Reinstatement Order signed on December 18, 1978.

Please note that the priority date has been changed to October 14, 1974.

If you have any questions concerning this matter, please contact this office or our Eastern Regional office in Idaho Falls.

Sincerely,

RITA FLECK
Sr. Secretary

Enc: Order

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

LICENSING

RECEIVED

DEC 15 1981

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

To change the point of diversion and/or the place of use.

Comes now Thatcher Water Co., Inc.

of (address) Thatcher, Idaho 83283, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 13-7083, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12S, Range 40E, B.M., County of Franklin. Other points of diversion: none

(Nothing has changed.)

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 18.0 for Domestic purposes from Jan. 1-82 to Dec. 31-82 (both dates inclusive)
(cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12S	40E	1			X	X					X				X	X			

Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion? Thatcher Water Co., Inc.
b. Who owns the land to be irrigated or the place of use?
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

LICENSING

DEC 15 1981

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

To change the point of diversion and/or the place of use.

Comes now Thatcher Water Co., Inc.

of (address) Thatcher, Idaho 83283, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 13-7083, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12S, Range 40E, B.M.,
County of Franklin. Other points of diversion: none

(Nothing has changed.)

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 18.0 for Domestic purposes from Jan. 1-82 to Dec. 31-82 (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12S	40E	1			X	X					X				X	X			

Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion? Thatcher Water Co., Inc.
b. Who owns the land to be irrigated or the place of use? _____
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

WATER RIGHT LICENSE

late proof)

THIS IS TO CERTIFY, that Thatcher Water Co., Inc.

and has submitted proof to the Department of Water Resources on December 14, 1978

tributary to Bear River, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Subject, however, to the condition that no more than 0.25 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed for the purpose aforesaid and is limited to the amount which can actually be beneficially used and shall not exceed 18.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Twp. 12S., Rge. 40E. in the County of Franklin

Description and location of place of use:

Twp.	Range	Sec.	NE¼		NW¼		SW¼		SE¼	NE¼	NW¼		SW¼		SE¼	NE¼	NW¼		SW¼		Totals
			NW¼	SW¼	NE¼	NW¼	SW¼	NE¼			NW¼	SW¼	NE¼	NW¼			SW¼				
12S	40E	1																			

total number of acres irrigated _____

Domestic use is 12 units and 1 school.
Use of water under this license is subject to control by the watermaster of
State Water District No. 11, Bear River.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of January 19 82

A. Ernest Brown
Director

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Rec.
1-5-79

1. Name of permit holder Thatcher Water Co. Inc.
Post office address Thatcher, Idaho Phone _____
Person to contact Harris Stephenson Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Spring
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount .40 c.f.s. for Domestic
AF/Annum (nature of use)

Period of Use: from 1-1 to 12-31
(mo.-day) inclusive (mo.-day)

Amount .12 c.f.s. for Stockwater (500 hd)
AF/Annum (nature of use)

Period of Use: from 1-1 to 12-31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 13-7083
Examination for 644

4. Total amount to be appropriated:

Max Rate of Diversion .52 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 12S N/S, Range 40E E/W, B.M., Section 1, Subdivision NE 1/4 NW 1/4 Franklin County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____ County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____ County

Other Points of Diversions: _____

Description of diverting works: 2-3 H.P. pumps, concrete box with metal
up. with 4" overflow pipe @ spring

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	40E	1			X	X	X			X						X			

TOTAL ACREAGE _____

Thatcher
Ind
3-7083

M
368

L
17.5

A
391

A-127
12A

Sperry
Stephenson

A-176
3A

C
9

38

5000

E
324

Dwayne M

16

B
591

A
221

Fern Wright

Rge 40E

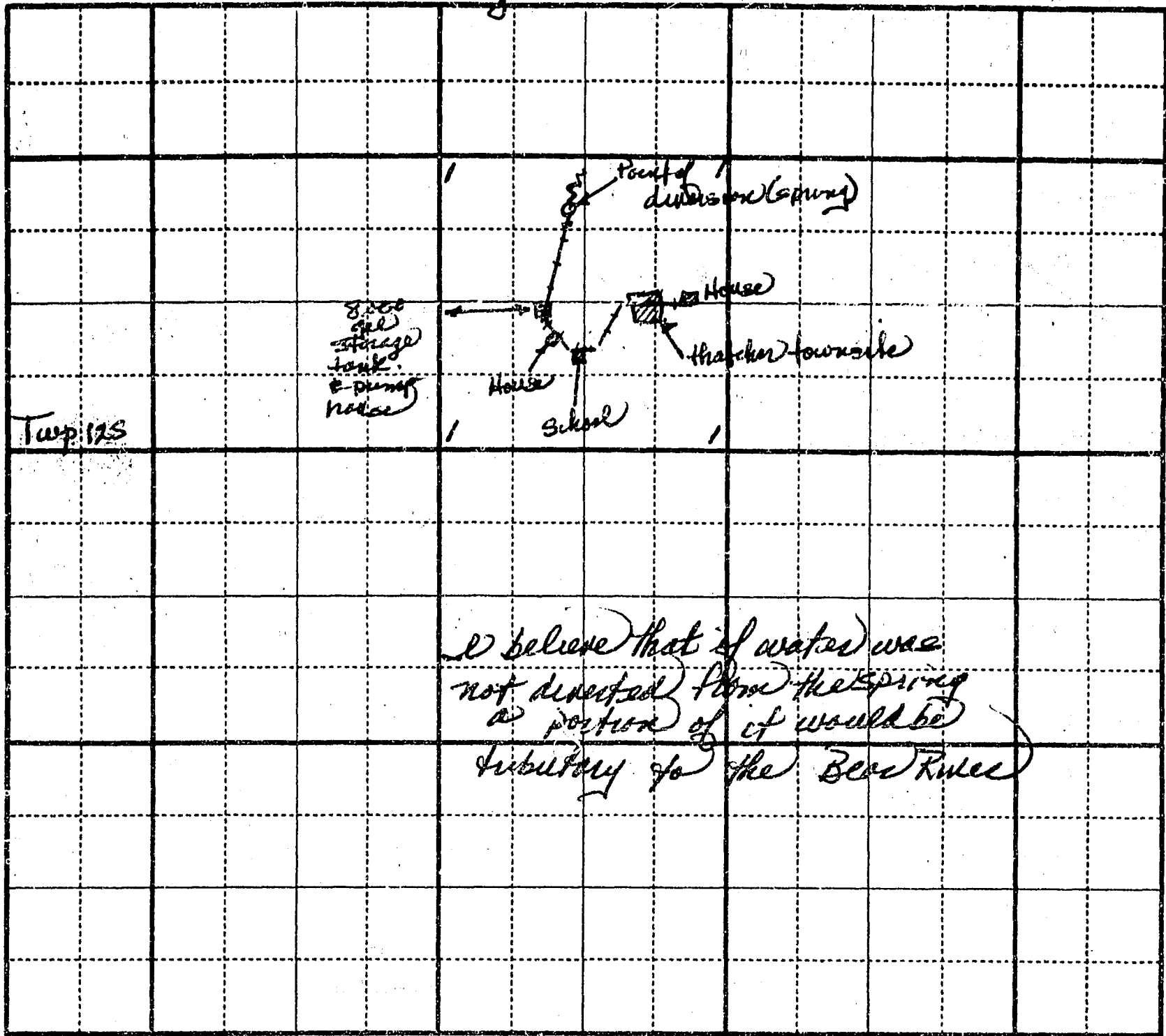
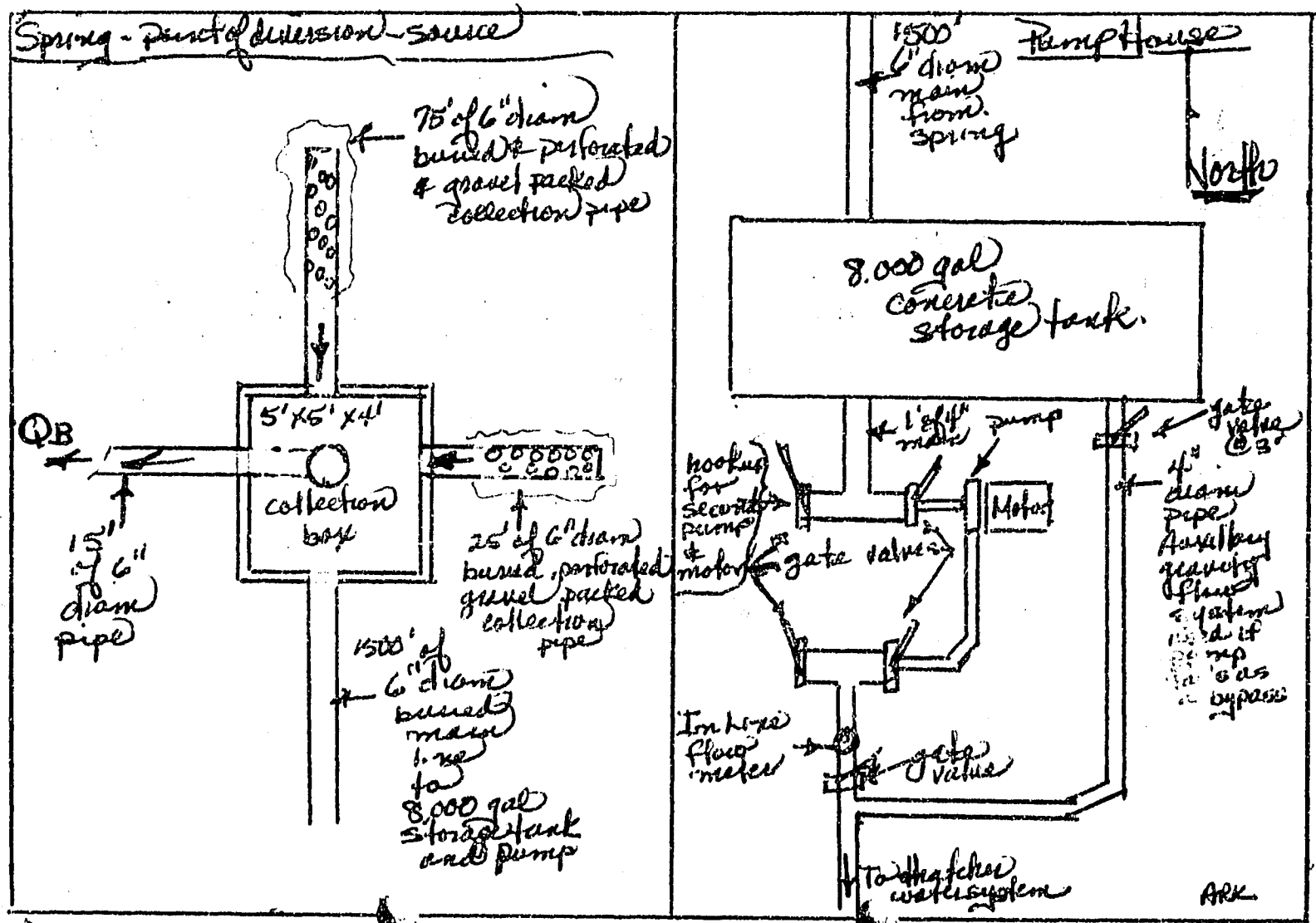


Diagram of System



DATE OF EXAM 28th day of June, 1979

ACREAGE

Found n/a

Recommended n/a

Irrigation Requirement n/a Ac Ft/Ac

USE

Irrigation Q= 0.25 c.f.s.

V= 18

AF/Ann. from

to

Domestic Q= 0.25 c.f.s.

V= 18

AF/Ann. from

to

Livestock Q= 0.25 c.f.s.

V= 18

AF/Ann. from

to

Is water co-mingled? yes no X

Name source: n/a

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

Exchange? yes no X

Name source exchanged with: n/a

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

Point of injection: n/a

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

Point of exchange: n/a

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

Total Q measured 0.25 c.f.s.

Method of measurement 1. Twp. line

Total Q recommended 0.25 c.f.s.

Meter No. 1.99589

Type 1. Spalling

Condition std

Total V recommended 18 AF/yr

2. 10 ft bucket

Recommended Amendments:

* during peak consumption there is no overflow from the collection box near the spring

P.D.

Place of Use See rough draft amendment

Other

None

MEASUREMENT CALCULATION:

$Q_{cap} = Q_{\text{being pumped into system}} + Q_{\text{measured at overflow near spring}}$

$Q_A = 100 \text{ gal in } 155 \text{ sec}$ $100/155 = 0.645$ $155 Q_A = 6.000$ $Q_A = 6.000/155$ $Q_A = 38.71 \text{ gpm}$

$Q_B = 2.5 \text{ gal in } 2 \text{ sec}$ $2.5/2 = 1.25$ $2000 Q_B = 2500$ $Q_B = 2500/2000$ $Q_B = 1.25 \text{ gpm}$

$Q_{cap} = Q_A + Q_B = 113.79 \text{ gpm} = 448.89 \text{ gpm/cfs} = (2506) \text{ capacity}$

Volume = 12 homes $\times 1.20 \text{ AF/yr} = 14.4 \text{ AF} + 3.6 \text{ AF}$ for school which uses 3 times the water of a house

SYSTEM DESCRIPTION: $V_{\text{tot}} = 14.4 + 3.6 = (18 \text{ AF/yr})$

Water from the spring is collected by 1-25' long 6" diam and 1-25' long 6" diam perforated and gravel packed perforated pipes. Water is conveyed to and collected in a 5' x 5' x 4' buried concrete collection box grouted with an expansion joint. Water is conveyed approx 1500' south thru a 6" diam buried main to an 8,000 gal concrete storage tank. Water is then pumped into the Thakha water system by a 2.0 H.P. Century Horiz. motor #8135-21802 and by a Pacific Construction pump #10-12505-100001-15. Remarks: Only 1 pump present during spring pumping @ house. There is a hook up for a second pump.

System shown & described by Harris Stephenson - Thakha water Co.

hook ups are as follows: 1. Harris Stephenson 2. Dick Garbette 3. Ray O'Neil 4. Ruben Coombs 5. Sheldon Kendall 6. Dick Jacobson 7. Ellis Dwight 8. William L. Coombs 9. William Coombs 10. Richard Owens 11. Doris Smith 2 hook ups for stock - no house 12. Claude Henderson (1/2 house & garden no house) 13. Grace joint school district #148 - equiv to 3 domestic uses.

Examiner's Signature Anthony R. H. Lawski Date 1-23-80

Checked by Joe D. Carlson Date 3/31/80

Approved by Relay Date 11/20/81

Note - Although Doris Smith & Claude Henderson have not yet constructed homes they are being credited a domestic use as the points of diversion to convey domestic water are present. Please Note (No stockwater use).

OVER FOR
OVERLAP REVIEW

Overlap Review for 13-7083

Permit 13-7057 Trout Creek - Irr
License 13-2084 Trout Creek - Irr
License 13-2142 Trout Creek - Irr

Different Source - No Overlap



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

November 30, 1981

RE: Permit No. 13-7083

Thatcher Water Co., Inc.
c/o Harris Stephenson
Thatcher, ID 83283

Dear Mr. Stephenson:

A representative of this Department made an examination of the works covered by your Permit No. 13-7083 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.25 cfs Source: spring trib. to Bear River

The maximum quantity diverted shall not exceed 18.0 acre feet
per year.

Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 12S, Rge. 40E, Franklin County

Beneficial use: Domestic use for 12 units and 1 school within the S $\frac{1}{2}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, Twp. 12S, Rge. 40E

Priority date established: October 14, 1974 (late proof)

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

List of the New Officers of the Thatcher Water Co. Inc.

Pres. Raymond Ostler
V. Pres. Harris Stephenson
Sec. Dianne Kendall

All of Thatcher

February 9, 1982

RE: Permit No. 13-7083

Thatcher Water Co., Inc.
c/o D. Kendall
P.O. Box 22
Thatcher, ID 83283

Dear Sirs:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 21670 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures