

Identification No. 13 7203
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

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

1. Name of applicant Marve W. Packer &/or Dorothy H. Packer Phone: 852-0097
post office address Rt. #2, Box 373, Preston, Idaho 83263
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 36 Township 14S
Range 39E 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 0.03 for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.10 for Irrigation purpose from Apr. 1 to Nov. 1 (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. 0.13 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, and stockwater facilities
and sprinkler system

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 3 ft. ~~xxxx~~; proposed depth of well is 24 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 4,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 36 Township 14S
Range 39E 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 50 - 70 head cattle

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

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	
14S	39E	36											5						5

Total number of acres to be irrigated 5

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Applicant

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

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.

Range 39E

Township 14S

36

Point of diversion &
place of use.

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.

Warren W. Becker
(Applicant)

Proposed priority: July 12, 1977

Received by OW Date 7-12-77 Time 1:20 p

Preliminary check by PR Fee \$ 10.00

Receipted by OW Date 7-12-77 # 8257

Publication prepared by OW Date 7-15-77

Published in Shelton (Oregon)

Publication dates July 21 & 28, 1977

Publication approved PR Date August 5, 1977

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC fg

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. 13-7203, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 82.

c. Other: _____

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

Witness my hand this 23 day of September 19 77.


Deputy, Director

AFFIDAVIT OF PUBLICATION

AUG 5 1977

Department of Water Resources
Eastern District Office

STATE OF IDAHO, }
County of Franklin } ss.

RICHARD D. STOCKDALE

being duly sworn,

deposes and says:

That he is the Office Manager 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

July 21st, 1977, and ending
with the issue of July 28th, 1977.
Richard D. Stockdale

Fee \$ 14.06

Subscribed and sworn to before me this 2nd day
of August, 1977.

Dorothy H. Packer

Notary Public, Residing at Preston, Idaho

My Commission Expires August 11, 1980

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Marve W. Packer &-or Dorothy H. Packer, Preston, Idaho have on 7-12-77 submitted Application No. 13-7203 for a permit to appropriate 0.13 cubic feet per second of water from a ground-water source by means of well and pump within the SE¹, SW¹, Sec. 36, T. 14S, R. 39E, B.M., Franklin County; to be used from Jan. 1 to Dec. 31 for stockwater for 50 to 70 head cattle and from Apr. 1 to Nov. 1 for the irrigation of 5 acres, all uses within the SE¹, SW¹, Sec. 36, T. 14S, R. 39E, 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 August 8, 1977.

C. STEPHEN ALLRED
Director

Published in the Preston Citizen, Preston, Idaho on July 21 and July 28, 1977.
Legal No. 432 — Pub. July 21, 28, 1977.

3

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Prater

☒ 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) ARK 7/13/77

In form to receipt yes

(2) ARK 7/13/77

Send Copies to:

n/a Idaho State Health Department
n/a Idaho Fish and Game Department
n/a Bureau of Land Management

(3) ARK 7/13/77

n/a Request Special Use Permit from U.S.F.S.
n/a Request Easement from B.L.M.
n/a Request Information from Applicant
n/a Request Dam Safety Information

(4) ARK 7/13/77

In form for advertising yes

(5) ARK 7/13/77

Platted on Map No. 145-372

(6) ARK 7/13/77

Located within Water District No. Basin 13

(7) ARK 7/13/77

Critical groundwater area: yes no X

(8) ARK 7/13/77

Groundwater levels:

Declining, X Stable, Increasing

(comment) No Obs well in area

(9) ARK 7/13/77

Other rights on the same place of use none

(10) ARK 7/13/77

Comments: None

(11) Cal 8-05-77

Affidavit of Publication received (date) Aug 5-1977

(12) EMC 8-9-77

Final date for protests August 8-1977

Protests received: yes no X

(13) " "

All requested information received from agencies or applicant: yes no X

(14) " "

Action recommended:

X Approve

Deny

2-12-77 Proposed Priority

Reason for Reduction

No Measuring device required

X See Memorandum for other conditions of approval

No special conditions for approval

(15) District Eastern

By Ernest Carlson

Date 8-9-77

Copy 15/17

NOTICE OF APPLICATION FOR WATER PERMIT

Marve W. Packer &/or Dorothy H. Packer,

Notice is hereby given that
Preston, Idaho

have /// 7-12-77 13-7203
has on _____ submitted Application No. _____
0.13 CCCCCCCCCCCCCCCCCCCC
for a permit to appropriate _____ cubic feet per second acre feet per annum
a ground-water source
of water from _____
by means of well and pump
within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, T. 14S, R. 39E, B.M., Franklin County;

_____ Jan. 1 to Dec. 31 for stockwater for 50 to 70 head cattle and
to be used from _____
XXXX from Apr. 1 to Nov. 1 for the irrigation of 5 acres, all uses
for _____

_____ SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, T. 14S, R. 39E, B.M.
within the _____

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 _____
August 8, 1977

C. STEPHEN ALLRED
XXXXXXXXXXXXXXXXXXXXX
R. KEITH HIGGINSON

Director
Preston Citizen, Preston, Idaho

Published in the _____
July 21 _____ July 28, 1977
on _____ and _____

*Me-f.
me-d.*

July 15, 1977

RE: Application for Permit No. 13-7203)
Claim to a Water Right No. 13-4050) PACKER

Preston Citizen
Box 472
Preston, Idaho 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
Supervisor,
Eastern Region

Bill submitted CW by 8-25-77

RDC:CW

Enc: Legal Notice (2)

MEMORANDUM

TO: File
FROM: Ernie Carlsen *EAC*
RE: Application for Permit No. 13-7203
DATE: August 10, 1977

A 36-inch well, 24 feet deep! Sounds like a do-it-yourself project.
Possibly should include in the conditions of approval:

- 1) Must be constructed by a licensed well driller. *N^d Mr*
- 2) Must comply with minimum well construction standards.

Don't need to put these conditions on, but should send applicant a copy of pamphlet on minimum well construction standards and a list of the well drillers (Margaret's office)

29 September, 1977

Marve and/or Dorothy Packer
Route 2, Box 373
Preston, Idaho 83263

Dear Mr. and Mrs. Packer:

Enclosed is a copy of your approved Application for Permit No.13-7203 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 13-7203 Priority July 12, 1977 Amount 0.13 cfs
THIS IS TO CERTIFY, that Marve W. Packer &/or Dorothy H. Packer
of Preston, Idaho, has complied with the terms and conditions of Permit
No. 13-7203 issued pursuant to Application for Permit dated July 12, 1977,
and has submitted proof to the Department of Water Resources on July 9, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.28 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>0.10</u> cfs and	<u>17.5</u> acre feet
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.03</u> cfs and	<u>1.4</u> acre feet
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.13 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
18.9 acre feet per year, said waters to be diverted within the SE1SW1 Section 36,
Twp 14S, Rge 39E in the County of Franklin

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Total
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
14S	39E	36											5						5

Total number of acres irrigated 5

CONDITIONS OF APPROVAL

a. 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.

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

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25TH day of April, 19 86.

Acting for the

Director

Ronnie Cepure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138175

PACKER, MARVE W. & DOROTHY H.
RT. 2 BOX 373
PRESTON, ID 83263

JUNE 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 13-7203 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY 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.

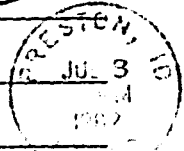
EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

Marion & Packer
Post 2 Box 373
Preston Idaho



RECEIVED



JUL 9 1982

IDAHO DEPARTMENT OF WATER RESOURCES
Department of Water Resources
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 13-7203.

Name(s) of Permit Holder: MARVE W. PACKER

Post Office Address: Preston Idaho Post 2 Box 373

Tel. No. 852-0097

Source of Water: Well

Extent of Use: ☒ Domestic 2. houses (number of households)
☒ Stockwater 50 head cattle (number and type of stock)
☒ Irrigation Penitentiary 30 (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

7-7-82
Date

Marve W. Packer
Signature of Permit Holder



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

October 26, 1982

Marve W. Packer
Rt. #2, Box 373
Preston, ID 83263

RE: Permit No. 13-7203

Dear Mr. Packer:

We acknowledge receipt of your statement 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.

☐ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☒ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

COLLEEN WRAY
Adm. Secretary

RECEIVED
JAN 31 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

13-7203

Permit No.

Department of Water Resources
CONTACT WITH PERMIT HOLDER

DATE _____

INITIALS

REMARKS

- ☐ Appointment letter mailed:
- ☐ Telephone call made:
(List Telephone No. used)
- ☐ Appointment scheduled for
(Date, time, location)

EXAMINATION

Date 9-20-1983 Accompanied by Marv Packer Total Q measured 0.28 cfs ✓

If source is surface water, estimate total flow of source

Methods of measurement Pitot Gauge Meets Permit requirements?

Measurement calculations: $V_{250\text{ acres}} \times 3.5 \text{ af/y}$ $\approx 17.5 \text{ af/y} \checkmark$	#1 - SSps ₁ , 16 birds = $7.77 \text{ gpm} \times 166 = 124.32 \text{ gpm}$ $\frac{3}{16N}$ or 0.28 cfs ✓
$V = 0.10 \text{ cfs} \times 1.9855 \times 2148$ $\approx 42.44 \checkmark$	Sacres x 0.02 cfs = 0.10 cfs ✓

[illegible]

System Description well/above ground water to one sprinkler line

**Code with map on reverse side. Disregard code if only one.*

214 days

RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 ✓ AFA/Acre

USE
Stockwater ✓
Irrigation ✓

Q (cfs)	V (afa)	FROM	TO
0.03 ✓	1.4 afa ✓	1/1 ✓	12/31 ✓
0.10 ✓	17.5 afa ✓	4/1 ✓	11/1 ✓

Total

Remarks 50-70 head of cattle

No overlapping rights

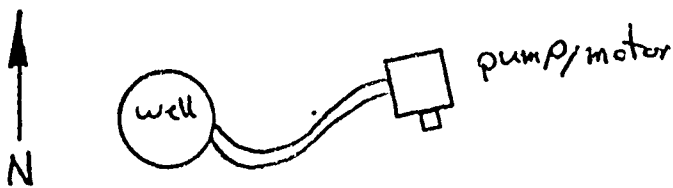
MAP (Attach Aerial Photo)

A hand-drawn map on a grid background. The map includes the following elements:

- Point of Diversion:** A small circle with a dot in the center, located in the lower-left quadrant. A line points from the label "Point of Diversion" to this circle.
- Place of Use:** A rectangular area with diagonal hatching, located to the right of the point of diversion. A line points from the label "Place of Use" to this area.
- Labels:** "Point of Diversion" and "Place of Use" are written in a simple, hand-drawn font.
- Other Markings:** A checkmark is drawn in the upper-right quadrant. The letters "R 39E" are written in the upper-middle section. The letters "T 14S" and "36" are written in the middle-left section.

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SE 1/4 SW 1/4 Sect. 36 T14S R39E

Place(s) of Use ✓

[illegible]

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature

Checked by

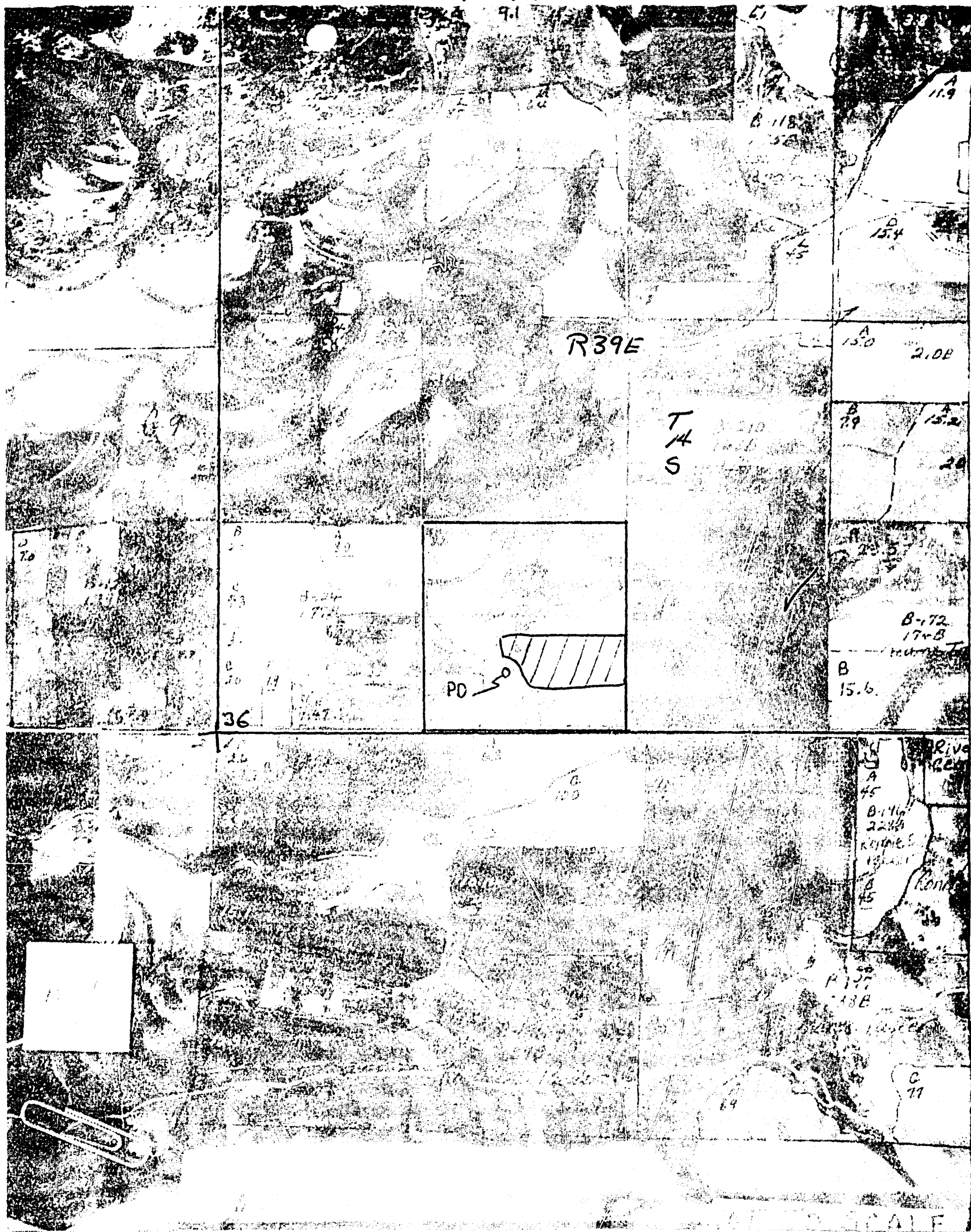
Approved by _____

Date 12-28-83

Date 30 Jan 1987

Date 4-15-86

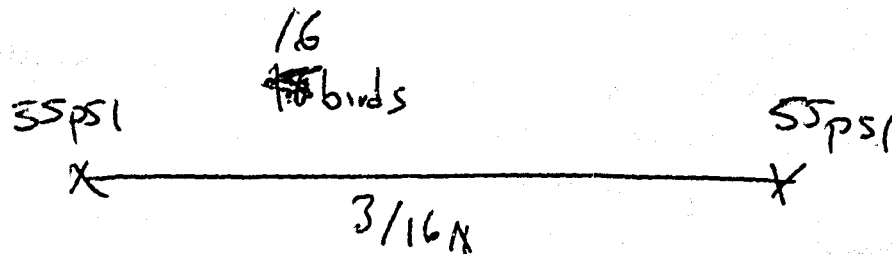
9.1



PERMIT No. 12-7203 (Name) Marv Pedder
EXAMINATION: DATE: 9-20-83 Accompanied by: M. Packu

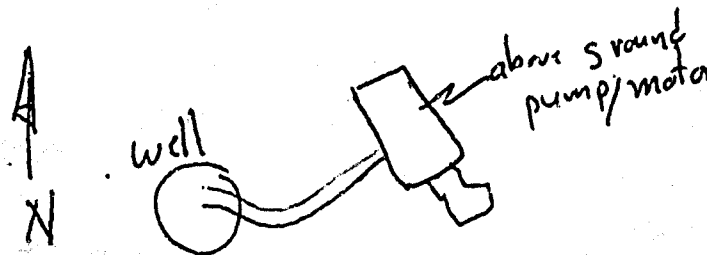
Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
Manitowoc	7 1/2	1696776	Cornell	30978

Measuring Device Type: _____
Meter # _____ Annubar # _____ Size # _____
Remarks: Stockwater - ok Pitot gauge



SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter _____ Length _____





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

April 28, 1986

RE: Permit No. 13-7203

Marve W. &/or Dorothy H. Packer
Rt. 2, Box 373
Preston, ID 83263

Dear Permit Holders:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure