

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant G. Eugene Mumford Phone 747-3350
Post office address Clifton, ID 83228

2. Source of water supply unnamed slough which is a tributary of Deep Creek

3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 10 Township 14S
Range 38E B.M. Franklin County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 49 AF for storage for purposes from 12/1 to 5/30 (both dates inclusive)
(cfs or acre-feet per annum) irrigation
Amount 49 AF for irrigation purposes from 4/1 to 10/1 (both dates inclusive)
(cfs or acre-feet per annum) from storage
Amount 2.8 cfs for irrigation purposes from 4/1 to 10/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 2.8 cubic feet per second and/or b. 49 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Earthen dam with 5 Hp pump

b. Height of storage dam 9 feet, active reservoir capacity 49 acre-feet; total reservoir capacity 49 acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage 12/1 to 5/30 inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14S	38E	15	6				40												46
		10											30					6	36
		14					28												28
		11										30							30

Total number of acres to be irrigated 140

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

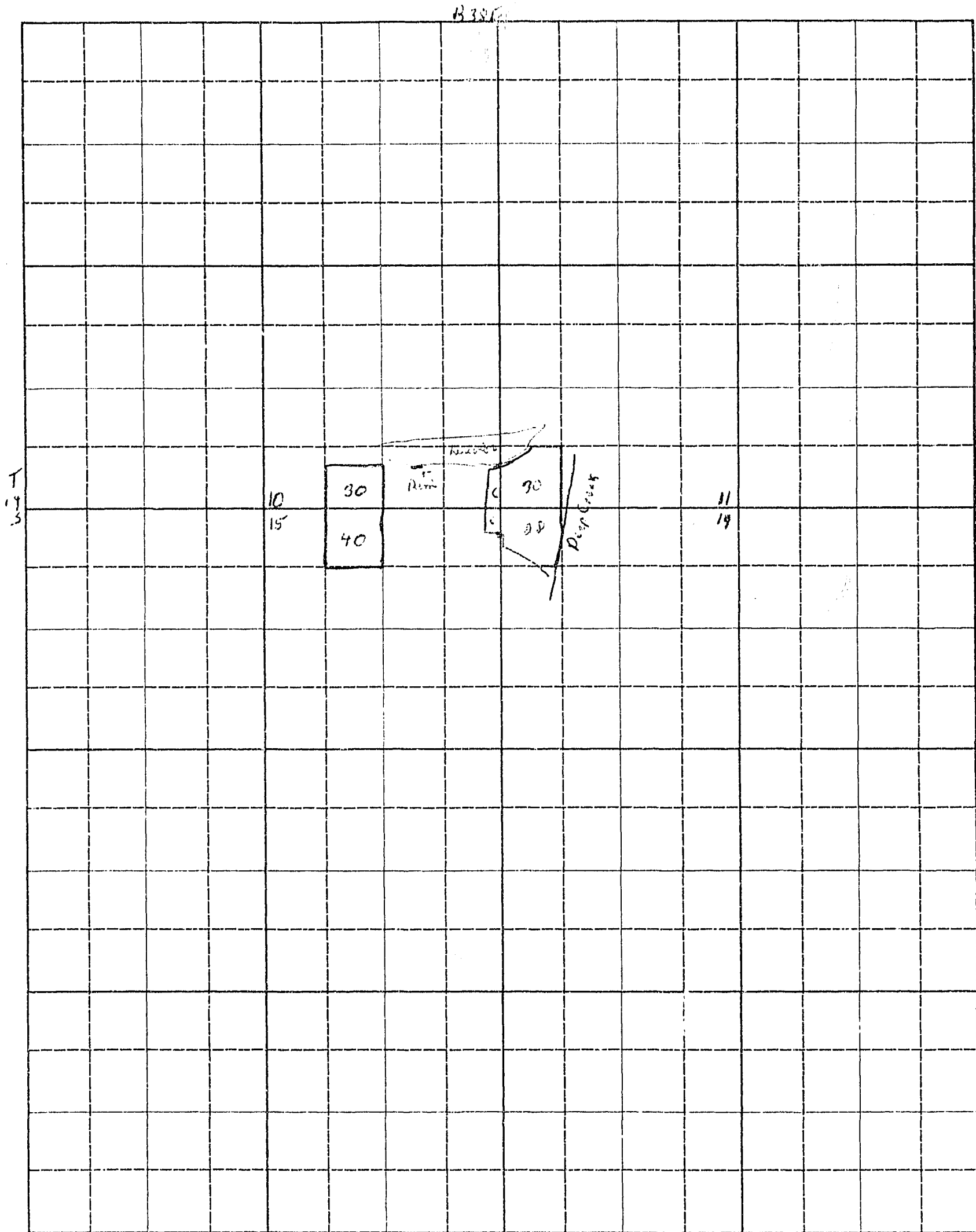
9. a. Who owns the property at the point of diversion Applicant

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.



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.

[Signature]
(Applicant)

3/14/80
Received by EC Date 3/14/80 Time 3:00
Preliminary check by ACK Fee \$ 55
Received by EC Date 3/14/80 #13855
Publication prepared by kw Date 3/20/1980
Published in Preston Citizen
Publication dates 3/27 & 4/3/1980
Publication approved EC Date 5/16/80
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EC

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. 13-7277, 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 June 1, 19 85.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) Use of water under this permit is subject to control by the water-
master of State Water District # 11, Bear River. (2) A measuring device of a
type approved by the Department shall be permanently installed and maintained
as part of the diverting works. (3) Permanent measuring devices must be
installed in such a manner that the amount of water entering the reservoir
and the amount of water released from the reservoir can be measured.

Witness my hand this 24th day of June, 1980.

J. Glen Saxton

No 1078

AFFIDAVIT OF PUBLICATION

RECEIVED

MAY 2 1980

STATE OF IDAHO, }
County of Franklin } ss.

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION FOR
WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

13-7277

MUMFORD, G. EUGENE
CLIFTON, ID 83228
Source: SLOUGH tributary to DEEP CK.
Date Filed: 03-14-1980
Amount: 2.80 CFS 49.0 AC-FT
Diversion Point: SWSE Sec 10 T 14S R 38E, FRANKLIN Co.
Use: IRRIGATION STORAGE (49.0 AC-FT) from 12-01 to 05-30
IRRIGATION FROM STORAGE (49.0 AC-FT) from 04-01 to 10-01
IRRIGATION (2.80 CFS) from 04-01 to 10-01
Place of Use: NENE NENW Sec 15 T 14S R 38E SESW SESE Sec 10 T 14S R 38E NWNW Sec 14 T 14S R 38E SWSW Sec 11 T 14S R 38E FOR 140 ACRES
Diversion Means: EARTHEN DAM and PUMP.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before APRIL 14, 1980.

C. STEPHEN ALLRED
Director

Legal No. 1078 - 36L - Pub. March 27 and April 3, 1980.

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

March 27, 1980, and ending with the issue of April 3, 1980.

Fee \$ 13.96

Subscribed and sworn to before me this 28th day of April, 1980.

Ken O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1982.

13-7277-

MUMFORD, G. EUGENE

CLIFTON, ID 83228

Source: SLOUGH tributary to DEEP CK.

Date Filed: 03/14/1980

Amount: 2.80 CFS 49.0 AC-FT

Diversion Point: SWSE Sec 10 T 145 R 38E, FRANKLIN Co.

Use: IRRIGATION STORAGE (49.0 AC-FT) from 12/01 to 05/30
IRRIGATION FROM STORAGE (49.0 AC-FT) from 04/01 to 10/01
IRRIGATION (2.80 CFS) from 04/01 to 10/01

Place of Use: NENE NENW Sec 15 T 145 R 38E SESW SESE Sec 10 T 145 R 38E NWNW
Sec 14 T 145 R 38E SWSW Sec 11 T 145 R 38E FOR 140 ACRES

Diversion Means: EARTHEN DAM & PUMP.

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before APRIL 14, 1980.

C. STEPHEN ALLRED

Director

Published 3/27 & 4/03/80.

April 15, 1980

RE: Application for Amendment No. 13-7128 MUMFORD
Application for Permit No. 13-7277 MUMFORD
Claim to a Water Right No. 13-4122 MUMFORD

Preston Citizen
P.O. Box 472
Preston, Idaho 83263

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notices were to have been published in your paper on March 27 and April 3, 1980.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

CW:kw

May 12, 1980

RE: Application for Permit No. 12-7277

Russell Stoker
379 E. 3rd North
Soda Springs, ID 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 submit any comments you may have to our Department as soon as possible.

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

Sincerely,

ERNEST CARLSEN
Sr. Resource Analyst

EC:kw
Enclosure

State of Idaho
Department of Water Resources

*E. Eugene
Hunford*

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: *W. R. Kyzanski*

APPLICATION NUMBER: 13 7277
13-7277

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

- ☐ Yes ☒ No
☐ Yes ☒ No
☐ Yes ☒ No
☐ Yes ☒ No

Field check required.

Critical groundwater area.

Request dam safety information. Sent by: _____ Date: _____

in form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT:

Sent a copy of application to dam safety 6/23/80 Jim

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☒ Yes ☐ No
☐ Yes ☒ No
☒ Yes ☐ No
☐ Yes ☒ No

Platted by: *ARK*

Map No. *Topo DD42 & DD43*

Other rights on same place of use. *none*

In form for advertising.

Final date for protests: *April 14*

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: *5/02*
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☐ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.

- ☒ Yes ☐ No
☐ Yes ☒ No
☒ Yes ☐ No

Measuring device required.

Access port required.

Will water be delivered by watermaster? If yes, what district? *11, Bear River*

Date of priority recommended. *3/14/1980*

Special conditions of approval or cover letter. _____

By: *E. Eugene Hunford*

Date: *6-16-1980*

STATE OFFICE REVIEW:

OS (11 Bear River) OL 18A

S.L. w/m.d. card

☐ See attached sheet for more information.

By: *Jim*

Date: *6/23/80*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MUMFORD, G. EUGENE
CLIFTON, ID 83228

JULY 10, 1980

RE: PERMIT NO. 13-7277

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL AND MAINTAIN A MEASURING DEVICE AT YOUR POINT OF DIVERSION. WE HAVE ENCLOSED A DESCRIPTION OF THE DIFFERENT TYPES OF MEASURING DEVICES ACCEPTED BY THIS OFFICE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID F. TUTTILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

RECEIVED

MAY 17 1985

Department of Water Resources
Eastern District OfficeSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permitFor Office Use Only
Fee Received 15.00
Date 5-17-85
Receipt # 93286

RECEIVED

MAY 21 1985

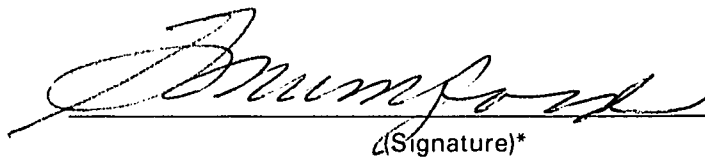
Department of Water Resources

G. Eugene Mumford

Clifton

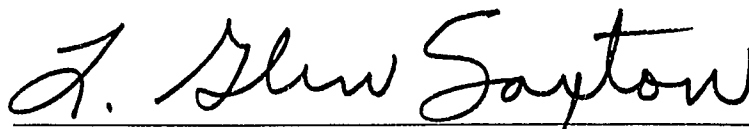
(Name)

(Address)

State of Idaho, deposes and says:That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of
the State of Idaho No. 13-7277.That under the terms and conditions of said permit, work thereunder was required to be completed on or before
June 1, 19 85.That he has heretofore performed the following work described under said permit: Applicant has
(This must be filled out! If no work has been completed put none.)
constructed a small dam on the slough. Applicant has completed the
construction of the diversion and delivery system.Costing \$ 12,000.That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:
The high subwater levels have been too high to allow for movement of
equipment in the construction area. Applicant wishes more time to
expand the reservoir area.Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to June 1, 19 90.
(1 yr. minimum, 5 yrs. maximum)NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit the proof of beneficial use is extended to June 1, 1990.Signed this 28th day of May, 19 85.
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138825

MUMFORD, G. EUGENE
CLIFTON, ID 83228

PROOF DUE NOTICE

MARCH 31, 1985

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 13-7277 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A FORM WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE FORM OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

STAFF REVIEW OF REQUESTS FOR EXTENSION OF TIME

Permit Number 13-7277

- Y Date received stamp
Y Fee received and receipted
Y Name on request same as on permit
Y Address same permit as on latest correspondence
Y Proof due date within six months of due date
Y Signature same as permit
Y Source of water the same
N Permit holder named in Swan Falls lawsuit
Y Proceed diligently
N Is delay caused by litigation:

Date lit. completed _____

Date lit. began _____

Period of delay _____

New proof due date _____

ACTION: *Recommend approval based on due diligence*

Y Is the extension timely received?

N Reinstate: Extension received _____

Proof due date _____

Days late _____

Priority date _____

Adjusted priority date _____

Y Is there commencement of works?

_____ Cover letter

_____ Coding sheet

_____ Rolodex card updated and refiled

Reviewed by _____

Date: _____

5-24-1985

June 6, 1985

G. Eugene Mumford
Clifton, ID 83228

Dear Mr. Mumford:

Re: Permit No. 13-7277

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use postcard is extended to June 1, 1990.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure: Ext. of Time

STATE OF IDAHO

MAY 17 1985

Department of Water Resources
Eastern District

APPLICATION FOR AMENDMENT OF A PERMIT

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

APPROVED

Comes now G. Eugene Mumford Phone 747-3350
of (address) Clifton, ID 83228, 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. 13-7277, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW ¼ SE ¼, Section 10, Township 14S, Range 38E, B.M.,
County of Franklin. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) storage for NO CHANGE.
Amount 49 af for irrigation purposes from 12-1 to 5-30 (both dates inclusive)
(cfs or acre feet per annum)
Amount 49 af for irrigation purposes from 4-1 to 10-1 (both dates inclusive)
(cfs or acre feet per annum)
Amount 2.8 cfs for irrigation purposes from 4-1 to 10-1 (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:

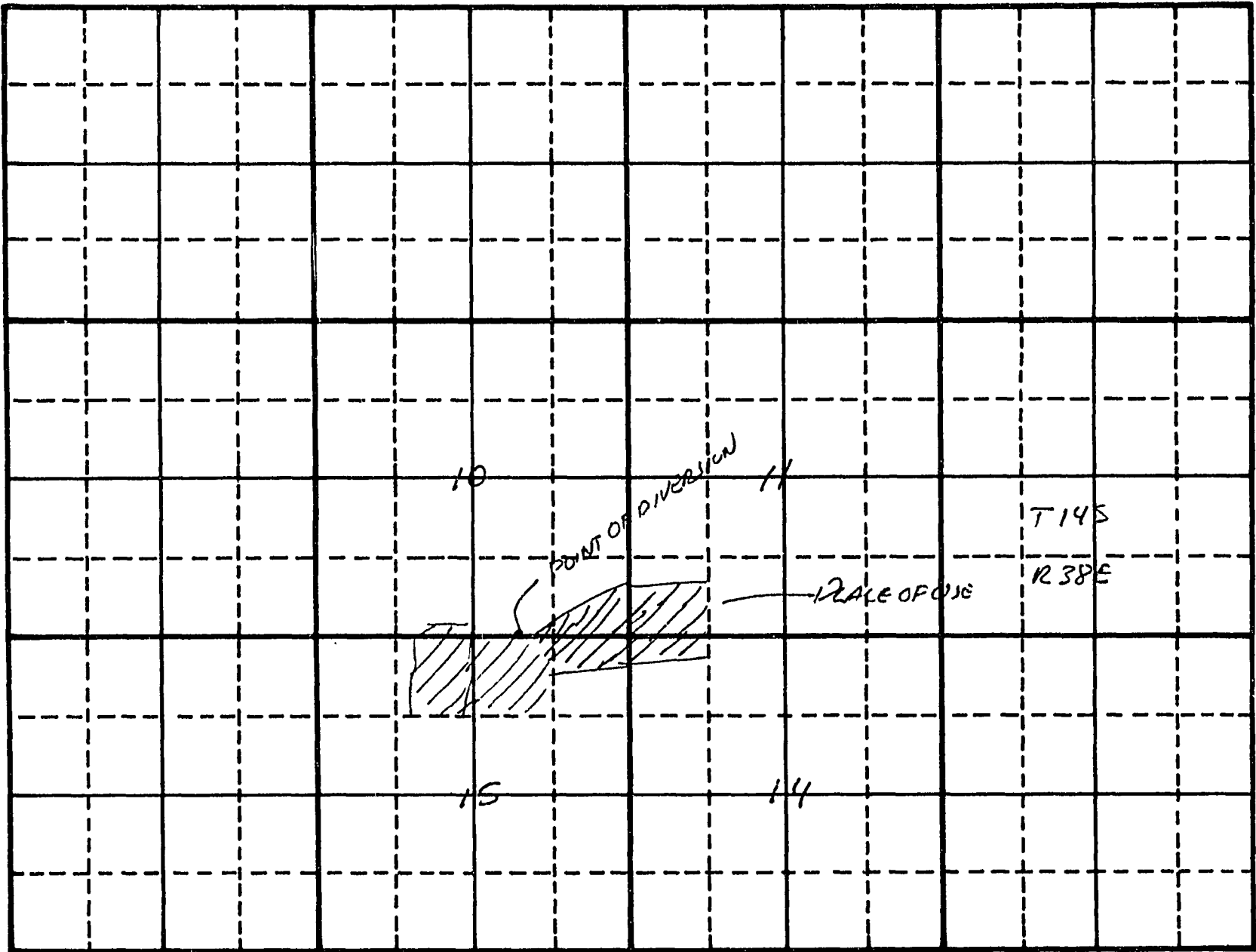
TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14S	38E	10											3			1	15		19
		15	18	33			27												78
		14					18												18
		11										25							25

Total number of acres to be irrigated = 140

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the 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: _____

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

Show 40-acre 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 Clopton, this 15th day of May, 19 85.

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$20.00 5/17/85 Received by OT Date 5-17-85 #33286
Publication prepared by OT Date 6-5-85 Published in Denton Citizen
Publication dates 6-13 & 6-20-85

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources hereby

Approve the above referenced Amendment provided the conditions as set forth

on page 4 of Permit No. 13-7277 are met.

Witness my hand this

26th day of

July

19 85

L. Glen Saxton
Chief, Operations Bureau

#975

JUN 20 1985

No 2321

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

June 13, 1985, and ending with the issue of June 20, 1985.

Fee \$ 32.38

Subscribed and sworn to before me this 30th day of June, 1985.

Ken O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1986.

RECEIVED

JUL 3 1985

Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED AMENDING OF WATER PERMIT 13-7277

NOTICE IS HEREBY given that Permit No. 13-7277 in the name of G. Eugene Mumford, Clifton, Idaho, was issued for the diversion of 2.80 cfs &/or 49 A.F. of water from an unnamed slough tributary to Deep Creek with the point of diversion within SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, T. 14S, R. 38E, B.M., Franklin County; to be used for the irrigation of 140 acres from 4-1 to 10-1 within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, T. 14S, R. 38E, B.M. and also for storage for irrigation from 12-1 to 5-30 and irrigation from storage from 4-1 to 10-1.

The permit holder now proposes to amend Permit No. 13-7277, changing the place of use to within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 10, N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, T. 14S, R. 38E, B.M.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho 83402 on or before July 7, 1985.

A. KENNETH DUNN
Director

Legal No. 2321 -37L- Publish June 13, 20, 1985.

NOTICE OF PROPOSED AMENDING OF WATER PERMIT

13-7277

Notice is hereby given that Permit No. 13-7277 in the name of G. Eugene Mumford, Clifton, ID was issued for the diversion of ^{&/or 49 A.F.} 2.80 cfs of water from an unnamed slough tributary to Deep Creek with the point of diversion within SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, T. 14S, R. 38E, B.M., Franklin County; to be used for the irrigation of 140 acres from 4-1 to 10-1 within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, T. 14S, R. 38E, B.M. and also for storage for irrigation from 12-1 to 5-30 and irrigation from storage from 4-1 to 10-1.

The permit holder now proposes to amend Permit No. 13-7277, changing the place of use to within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 10, N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, T. 14S, R. 38E, B.M.

Any protest to the proposed amending of the permit must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, ID 83402 on or before July 7, 1985.

A. KENNETH DUNN

Director

Published in the Preston Citizen, 6/13 & 6/20/85.

*Approved
by phone
6-11-85
aw*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

JUNE 5, 1985

The Preston Citizen
P. O. Box 472
Preston, Idaho 83263

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 1, 1985.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: KEITH C WILSON

Right Number 13-7277 Applicant G. EUGENE HUMFORD

Purpose of Amendment: ☐ Change point of diversion. ☐ Add diversion point(s).

☐ Increase amount. ☒ Change place of use. ☐ Other _____

CHECK:

☒ Description of amended point(s) of diversion. No change

☒ Amount, nature and period of use. ~~If increased, delay date of priority.~~ No change

☒ Description of amended places of use. ~~If expanded, delay date of priority.~~

☒ Ownership of point of diversion and place of use.

☒ Map. match P/L description

☒ Signature (must be permit holder).

☒ Fee.

☒ Existing water rights from the same source, amended place of use.

☒ Right number(s) NONE

☒ Yes ☐ No Should amendment be advertised?

☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received.

☒ Amendment published correctly.

☐ Protests processed.

☒ Approve.

☐ Deny.

Conditions Same as permit.

By EMC Date 7/15/85

STATE OFFICE PROCESSING:

☒ Amendment correct and complete. By Juni Date _____

☐ Approved copy sent to applicant and to Region. By _____ Date _____

RECEIVED
JUL 24 1985

Department of Water Resources

August 1, 1985

RE: Permit No. 13-7277

G. Eugene Mumford
Clifton,
Idaho 83228

Dear Mr. Mumford:

Enclosed is a copy of the approved Application for Amendment submitted in connection with the above referenced permit.

The Department wishes to call to your attention certain legislation effective July 1, 1985 that may have a direct effect on your permit. More specifically, Section 42-203D, Idaho Code was enacted during the last session of the legislature requiring the Director to review all existing permits to determine compliance with Chapter 2, Title 42, Idaho Code.

Section 42-203D, Idaho Code, reads as follows:

42-203D. Review of Permits - Opportunity for Hearing. -

(1)The Department shall review all permits issued prior to the effective date [July 1, 1985] of this section, except to the extent a permit has been put to beneficial use prior to July 1, 1985, to determine whether they comply with the provisions of Chapter 2, Title 42, Idaho Code. If the Department finds that the proposed use does not satisfy the criteria of Chapter 2, Title 42, Idaho Code, then the Department shall either cancel the permit or impose the conditions required to bring the permit into compliance with Chapter 2, Title 42, Idaho Code. If the Department finds that the permit satisfies the criteria established in Chapter 2, Title 42, Idaho Code, then the Department shall enter an order continuing the permit.

(2)The Department shall provide an opportunity for hearing in accordance with Section 42-1701A, Idaho Code, and Sections 67-5209 through 67-5215, Idaho Code, for each holder of a permit that is proposed either to be cancelled or made subject to new conditions.

RE: Permit No. 13-7277

Page 2

If you have questions regarding this matter, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

Form 204-p
6/82

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 137277
Name(s) of Permit Holder(s): G. Eugene Mumford
Post Office Address: Route 1 Box 75
Clifton, Idaho 83228 Tel. No. 747-3350

☒ I hereby certify that construction of diversion works for the above referenced permit began on Oct 7 1980 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control:

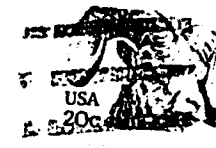
this project is near completion.
I need only finish up some prop.

*Note: A financing difficulty is not an acceptable reason.

Date

Signature of Permit Holder

CLIFTON, ID
OCT
4
AM
1982



83228
RECEIVED

OCT 6 1982

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

138388

March 31, 1990

G. EUGENE MUMFORD
CLIFTON, ID 83228

PROOF DUE NOTICE

RE: PERMIT NO. 13-07277

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

16 May 1990

G. Eugene Mumford
89 West 600 North
Clifton, Idaho 83228

RECEIVED

MAY 18 1990

RE: Proof of Beneficial Use Permit 13-07277

Department of Water Resources
Eastern District Office

Dear Mr. Mumford:

Enclosed is check # 5695 in the amount of \$15.00 and the proof of beneficial use form that were submitted to this office. The examination fee for this permit is \$150.00 if you want the department to do the exam.

For your convenience I have enclosed a copy of the permit, and a copy of the proof of beneficial use form. Those items indicated in orange on the copy of beneficial use form must be completed. Then submit the proof of beneficial use form with the correct filing fee (\$150.00) on or before June 1, 1990.

Feel free to contact this office for any additional assistance that you may need.

Sincerely,

Keith C. Wilson

Keith C. Wilson
Senior Resource Agent

Dear Mr. Mumford: On further examination of form 1217 that you sent me, I located the examination fee schedule on the back. I apologize for my oversight and have enclosed the correct amount.

In my conversation with Mr. Dunn, he mentioned that the 8" pipe where the water enters the reservoir would meet the requirement of a measuring device. I appreciate your help. G. Mumford

Form 217
08/89

RECEIVED

MAY 16 1990

RECEIVED

MAY 16 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern District Office

PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 150.00
Date 5-16-90
Receipt No. EG14609
Received by HWS

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 13-07277 Telephone No. 747-3350

Name(s) of Permit Holder(s): G. Eugene Mumford

Post Office Address: 89 W 600 N. Clifton ID. 83228

Source of Water: Slough

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic _____ (No. of households) Irrigation 140 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 2.8 cfs 49 acre/feet

Show date water was first diverted and beneficially used under this permit: Summer of 1981

One of the following may be a condition of approval of your permit:

Measuring device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

OR

Flow Measurement Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

Fee Enclosed: \$ 150.00 (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Same as above or Jeff Mumford 747-3788
Name Telephone No.

Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

May 14, 1990
Date

[Signature]
Signature (and title if on behalf of a company or organization)

June 19, 1990

G. EUGENE MUMFORD
CLIFTON, ID 83228

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 13-07277

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

06/93

RECEIVED

NOV 20 1995

Department of Water Resources

State of Idaho

DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

RECEIVED

NOV 14 1995

Department of Water Resources
Eastern District Office

\$2500
FEE

I, Betty Jo Mumford, hereby assign to Murray Sears
(Permit Holder)
of 106 W 600 N Clifton, Idaho 83228
(Full Address)

All my right, title, and interest in and to Permit No. 13-7277
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. 13-7277 to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

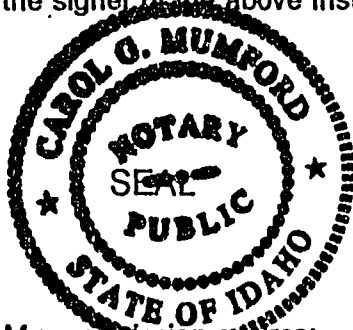
point of diversion SW 1/4, SE 1/4, section 10
Township 14 S Range 38 E County - Franklin
Section 10, 19 acres to be irrigated; Section 15, 78
acres to be irrigated; Sec. 14, 18 acres to be irrigated;
Sec. 11, 25 acres to be irrigated - making 140 acres total
2.8 CFS for irrigation.

Made this 6 day of Nov, 1995.

Mrs. Eugene Mumford
Permit Holder(s)

State of Idaho)
County of Franklin) SS

On this 6th day of November, 1995, personally appeared before me
the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



My commission expires: 10/10/2001

Carol G Mumford
Notary Public
Carol G. Mumford
Signature

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~13-07277~~	~~Mumford, G Eugene~~	~~2.80~~
Full Assignment	13-07277	Sears, Murray	2.80



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DECEMBER 6, 1995

MURRAY SEARS
106 W 600 N
CIFIPTON ID 83228

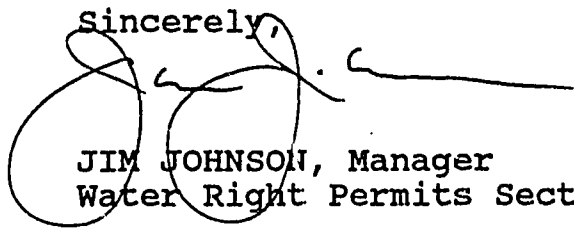
RE: Permit No. 13-07277

Dear Permit Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 13-07277

RECEIVED
MAY 09 1997
Department of Water Resources

Date of Priority: March 14, 1980

Maximum Diversion Rate: 0.34 CFS
Maximum Diversion Volume: 136.0 AF

Comes now MURRAY SEARS
106 W 600 N
CLIFTON ID 83228

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. 13-07277, and requests that the permit be changed as follows:

Source: OXFORD SLOUGH tributary to DEEP CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.34 CFS	123.9 AF
IRRIGATION STORAGE	12/01 to 02/30		12.1 AF
IRRIGATION FROM STORAGE	04/15 to 10/15		12.1 AF
DIVERSION TO STORAGE	12/01 to 05/30	0.34 CFS	
Totals		0.34 CFS	136.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(SESE), Sec. 10, Township 14S, Range 38E
FRANKLIN County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14S	38E	10	Lot 3(SESE)	15		15
		11	SWSW	25		25
		14	NWNW	18		18
		15	NENE	18		18

Total number of acres irrigated: 76

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

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

Signed at Clifton, Idaho, this 6 day of May, 1997.

Murray Jean
(Signature)

PAGE 2

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 13-07277

FOR DEPARTMENT USE ONLY

Preliminary check by JK Fee = 50⁰⁰ Received by JW #0038856 Date 5/9/97

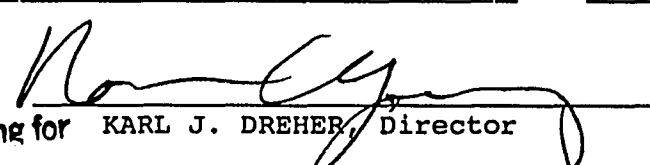
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 13-07277 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 11.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

Witness my hand this 31ST day of DECEMBER, 1997.


Acting for KARL J. DREHER, Director

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 13-07277

Priority: March 14, 1980

Maximum Diversion Rate: 0.34 CFS
Maximum Diversion Volume: 136.0 AF

This is to certify, that MURRAY SEARS

106 W 600 N

CLIFTON ID 83228

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 14, 1980; and has submitted Proof of Beneficial Use on May 15, 1990. An examination indicates that the works have a diversion capacity of 0.340 cfs of water from:

OXFORD SLOUGH

tributary to DEEP CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.34 CFS	123.9 AF
IRRIGATION STORAGE	01/01 to 12/31		12.1 AF
IRRIGATION FROM STORAGE	04/15 to 10/15		12.1 AF
DIVERSION TO STORAGE	12/01 to 05/30	0.34 CFS	
Totals		0.34 CFS	136.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(SESE), Sec. 10, Township 14S, Range 38E
FRANKLIN County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14S	38E	10	Lot 3(SESE)	15		15
		11	SWSW	25		25
		14	NWNW	18		18
		15	NENE	18		18

Total number of acres irrigated: 76

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.

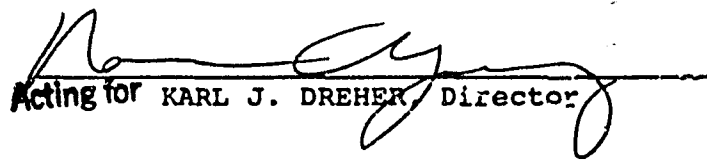
WATER RIGHT LICENSE

WATER RIGHT NO. 13-07277

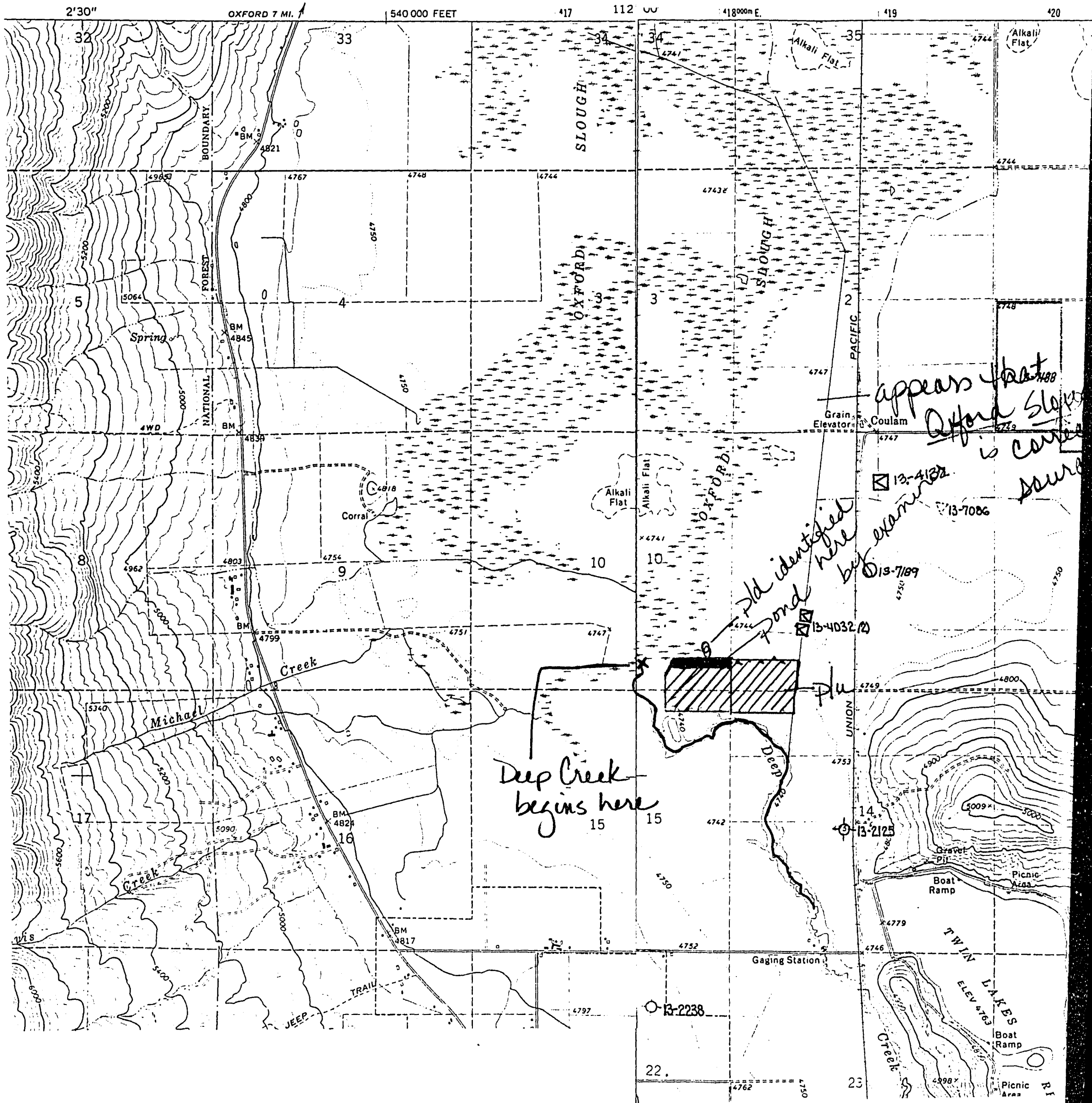
CONDITIONS OF APPROVAL AND REMARKS

3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 11.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

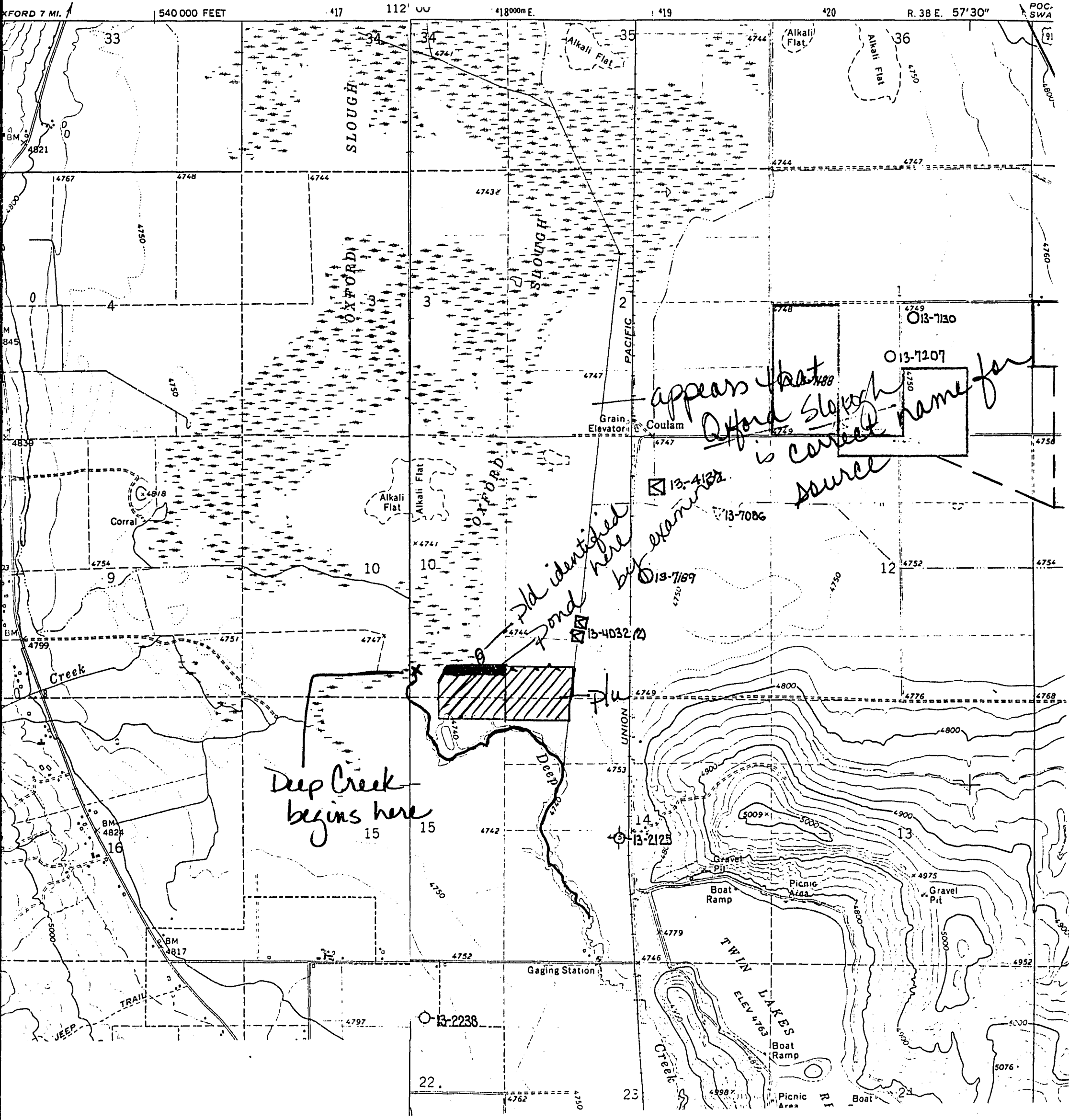
This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 31ST
day of DECEMBER, 1997.


Acting for KARL J. DREHER, Director

CLIFTON QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)



CLIFTON QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)



appears that
Oxford Slough
is correct name for
source

Pond
identified here
by examination

Deep Creek
begins here

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 06 1997
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 13-07277

1. Owner: G. EUGENE HUMFORD Phone No. (208) 747-3606
Current Address: 89 W 600 N, CLIFTON, IDAHO 83228
2. Accompanied by: JEFF HUMFORD EXAM DATE: 7/11/95
Address: 97 W 600 N, CLIFTON, IDAHO 83228 Phone No. (208) 747-3788
Relationship to Permit Holder: SON
3. Source: UNDAMED SLOUCH tributary to DEEP CREEK

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE
2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

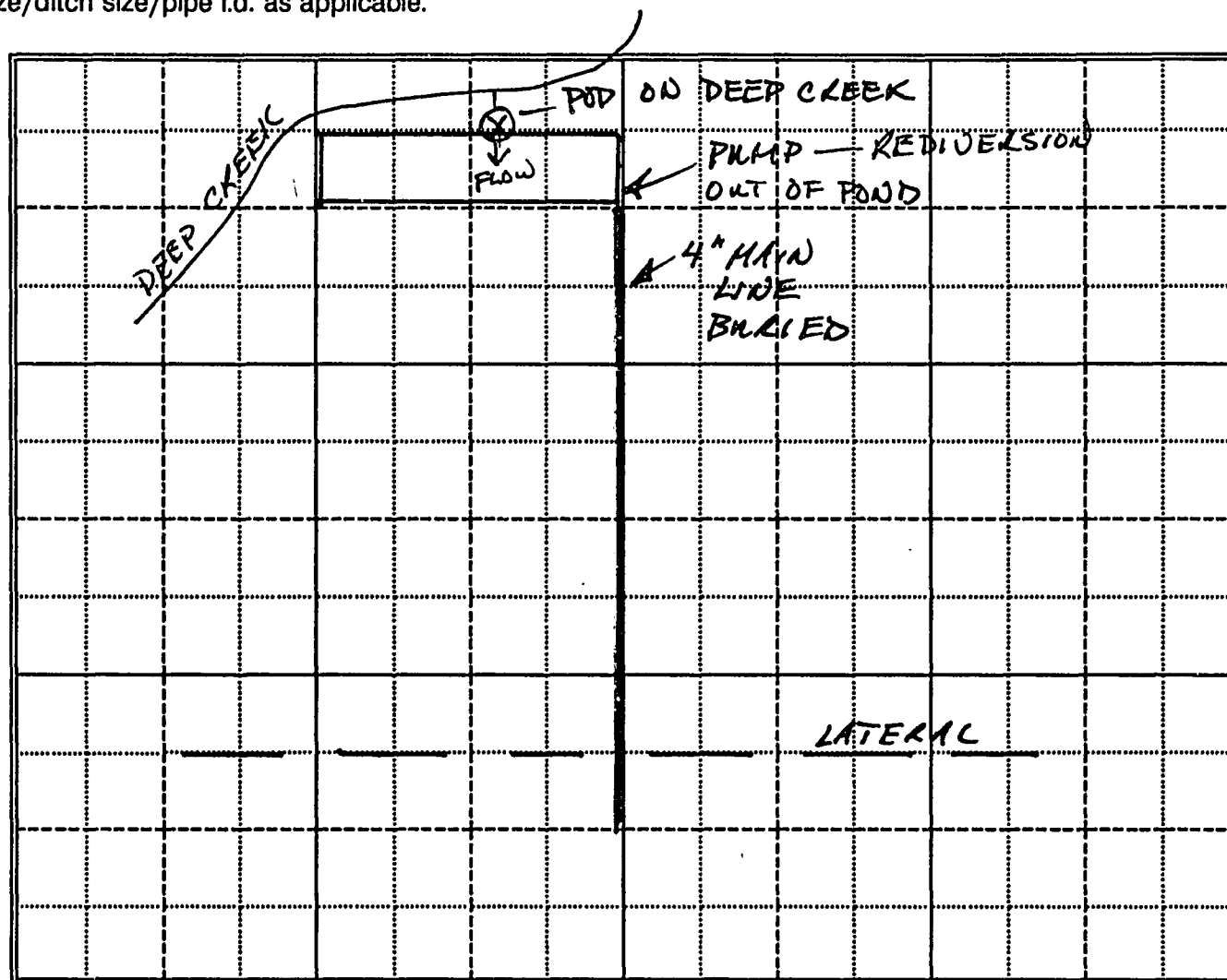
Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	3	NE	SE	SE	10	14S	38E	FRANKLIN	U.S.G.S. TOPO. MAP

2. Place(s) of Use:

Indicate Method of Determination ON SITE INSP.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	38E	10																15	15
		15	18																18
		14						18											18
		11										25							25
																TOTAL			76

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
PUMP FROM POND	DIESEL MOTOR CORNELL	49	7354643	CENTRIF CORNELL	4"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: SONIC METER - REFER TO ATTACHED TAPE

E. NARRATIVE/REMARKS/COMMENTS

ON 2/11/95 A FIELD EXAM WAS CONDUCTED FOR
PERMIT # 13-7277.

WATER FOR THIS PERMIT IS DRAWN OFF FROM ~~DEEP CREEK~~ ^{Slough}
TO FILL A HAND MADE HOLDING POND. WATER IS THEN PUMPED
VIA A DIESEL PORTABLE PUMP TO A BURIED MAIN LINE
TO THE PLACE OF USE; TWO LATERAL HAND LINES
DISTRIBUTE THE WATER.

2 HAND LINES - 33 BIDS EACH - 3/16 ORFICE

2 HAND LINES - 33 BIDS EACH - 1/4 ORFICE

PSI READING: 38 PSI 2 LATERALS (NORMAL OPERATION)

24 PSI 3 LATERALS

TYME-PLYTE POLYSONIC METER # 740263 USE TO
TEST SYSTEM; FINAL READING 6.779E 26PM = 1.51 CFS.

PIGMY METER OF 8" PIPE WATER INLET TO POND FROM
DEEP CREEK: 60 REVOLUTIONS IN 48 SECONDS - VELOCITY = 1.26

DEPTH OF WATER .48'

DIAMETER OF PIPE (ID) .668'

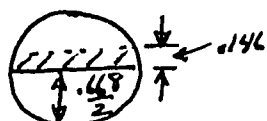
* I would recommend actually advertising the amendment for
the source change. Lists on Deep Creek should be given a
chance to comment.

Have conditions of permit approval been met? yes ☒ no

No MEASURING DEVICES HAVE BEEN INSTALLED ON INLET OR OUTLETS.

Additional Computation Sheets Attached

SONIC KETEL - TAPE ATTACHED

$$A = \gamma L^2$$


$$(0.146)(.668) + \frac{3.1416 \times .338^2}{2} = 0.097528 + 0.1794544 = 0.27 \times 1.26$$

$$\boxed{= 0.34 \text{ cfs}} \leftarrow \text{Pipe inflow from Slough}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 76 \times 2.5 = 190$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{1.51 \times 183 \times 1.9835}{1} = 549.1$$

$$V = \text{Smaller of } V_{L,R} \text{ and } V_{D,R} = 190$$

2. Volume Calculations for Other Uses:

STORAGE POND 100' WIDE X 1056' LONG X 5' DEEP = $\frac{528,000 \text{ cu ft.}}{43,560 \text{ a ft.}} = 12.12 \text{ ACRE FT.}$

~~$\frac{1}{12} \times \frac{7}{6} = \frac{7}{72}$~~

$$V_{DL} 0.34 \times 183 \times 1.9835 = 123.4 \text{ AFA}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
STORAGE FOR IRRIGATION	12/1	5/30		12.1 AFA
IRRIGATION FROM STORAGE	4/1	10/1		12.1 AFA
IRRIGATION	4/15	10/15	0.34 cfs	123.4 AFA
		Totals:	0.34 cfs	135.5 AFA

2. 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

I. AUTHENTICATION

Field Examiner's Name Don Simpkins Date 1/4/96

Reviewer J. W. Jones Date 1-8-97

SEAL

7145, R38E

NC

34.1 NHEL

34.1 NHEL

10 11
15 16

35.7 NHEL

35.7 NHEL

NC

13-07277

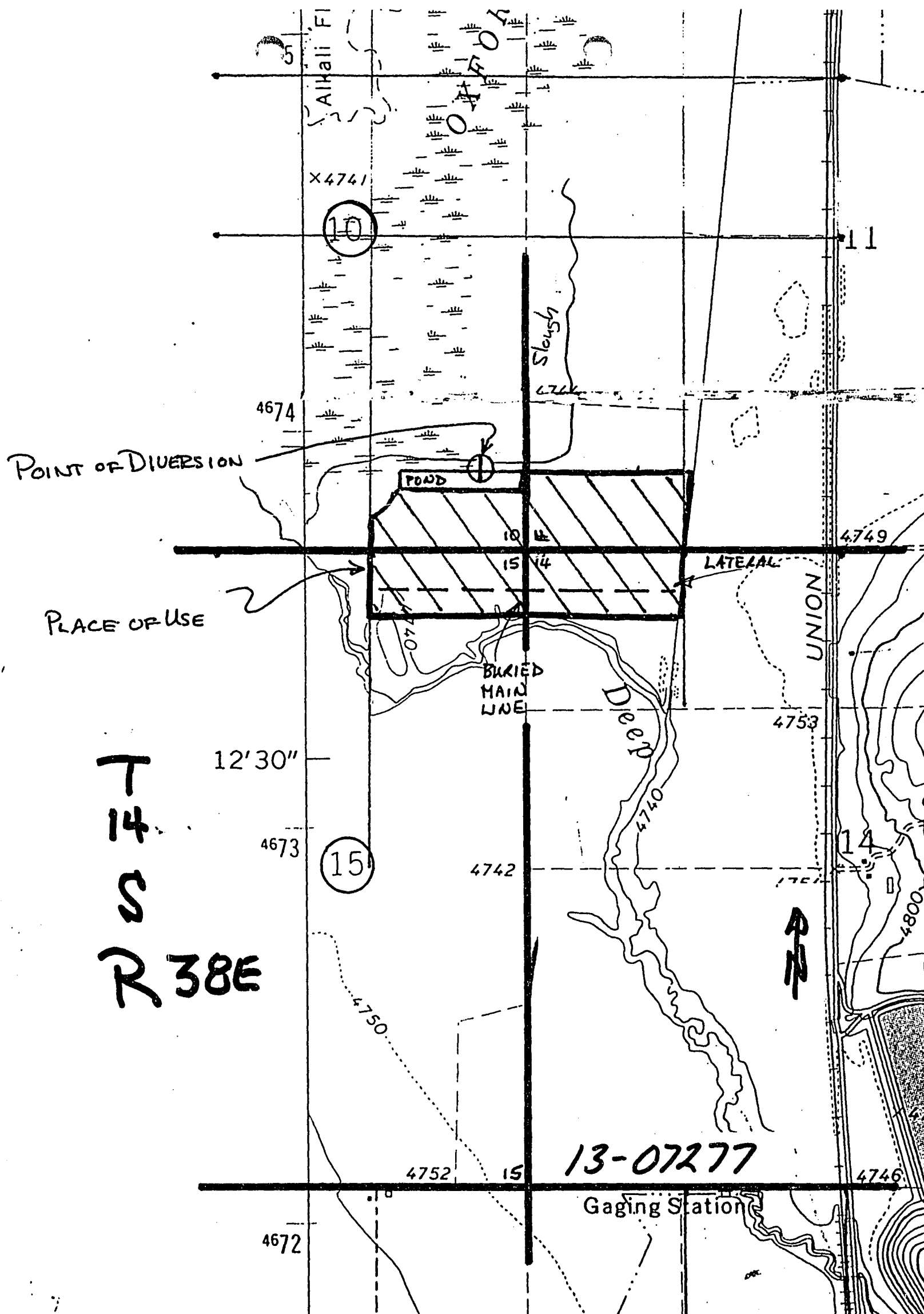
42.9 NHEL

42.9 NHEL

38.5 NHEL

38.5 NHEL

45.6 NHEL



THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

$$\begin{aligned} Hp &= \text{Horsepower} = \underline{49} \\ Eff &= \text{Efficiency} = \underline{.7} \quad (\text{Usually } 70\%) \\ \text{Lift: } &(\text{Static Level} + \text{Assumed Drawdown}) \\ &\text{Static Water Level} = \underline{5} \text{ ft.} \\ &\text{Assumed Drawdown} = + \underline{-0} \text{ ft.} \\ &\text{Lift} = \underline{5} \end{aligned}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{38} \text{ psi}$$

$$Q_{cfs} = \left[\frac{49}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{5}{Lift} + \left(\frac{38}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{302.32} \right] \div \left[\underline{92.704} \right]$$

$$Q_{cfs} = \underline{3.26} \text{ cfs}$$

13-07277

7/11/95
13-7277
0147.4 MMSEC
100.28 % T0

07-11 12:2200
+002.90 % AI2

PRINTER USE
? YES

MODE SELECT
INPUT

OUTER DIAMETER
4.0000 IN

PIPE MATERIAL
? AL DI

WALL THICKNESS
0.0539 IN

INNER LINING
? NO LING.

KIND OF FLUID
? ANOTHER

SOUND VELOCITY
1460 M/S-

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
2.181 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

07-11 12:2500 *R ✓
+002.90 % AI2

MODE SELECT
T0 CHECK ②

0147.5 MMSEC ✓ 7/11/95
100.31 % T0 13-7277

07-11 12:2600 *R
+ 3.281E 2GPM

DAMPING SET
20 SEC

07-11 12:3800 *R
+ 4.004E 2GPM

07-11 12:4200 *R
+ 4.530E 2GPM

DAMPING SET
00 SEC

07-11 12:4800 *R
+ 5.766E 2GPM 1600 PPM 3 LINES

07-11 12:5100 *R
+ 6.718E 2GPM 2000 RPM 3 LINES

07-11 12:5300 *R
+ 6.760E 2GPM

07-11 12:5300 *R
+ 6.762E 2GPM

07-11 12:5400 *R
+ 6.776E 2GPM

07-11 12:5400 *R ✓
+ 6.779E 2GPM

13-07277

MEASUREMENT
TAPE

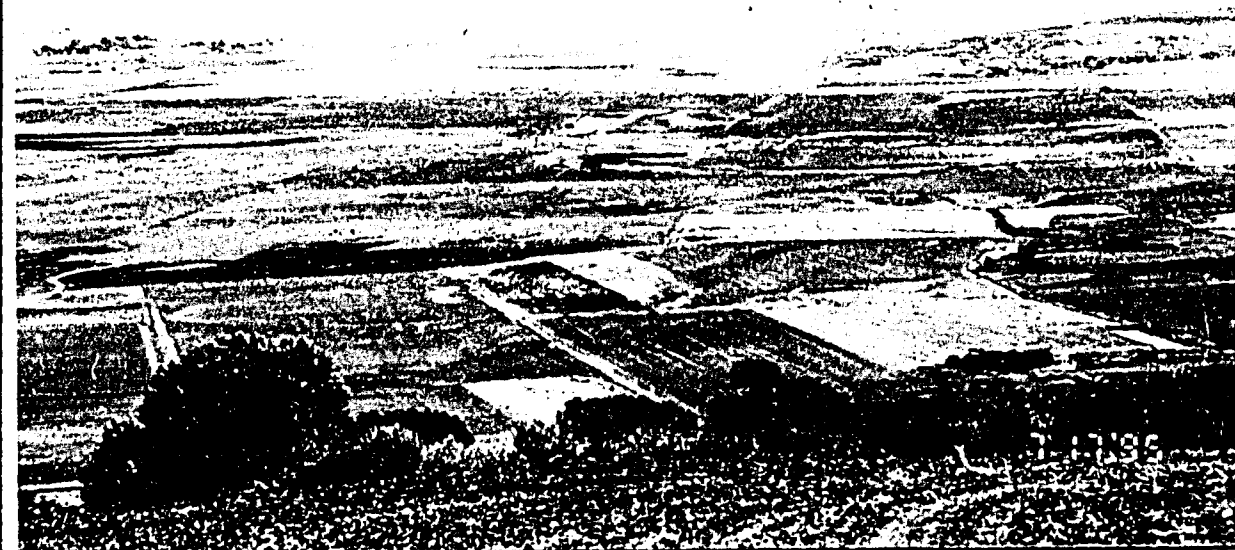
13-07277

CCX-8

EUGENE HUMFORD
IRRIGATION

1 of 3

DISTANCE
VIEW OF
COLLECTION
POND



← N

CLOSEUP
VIEW OF
POND

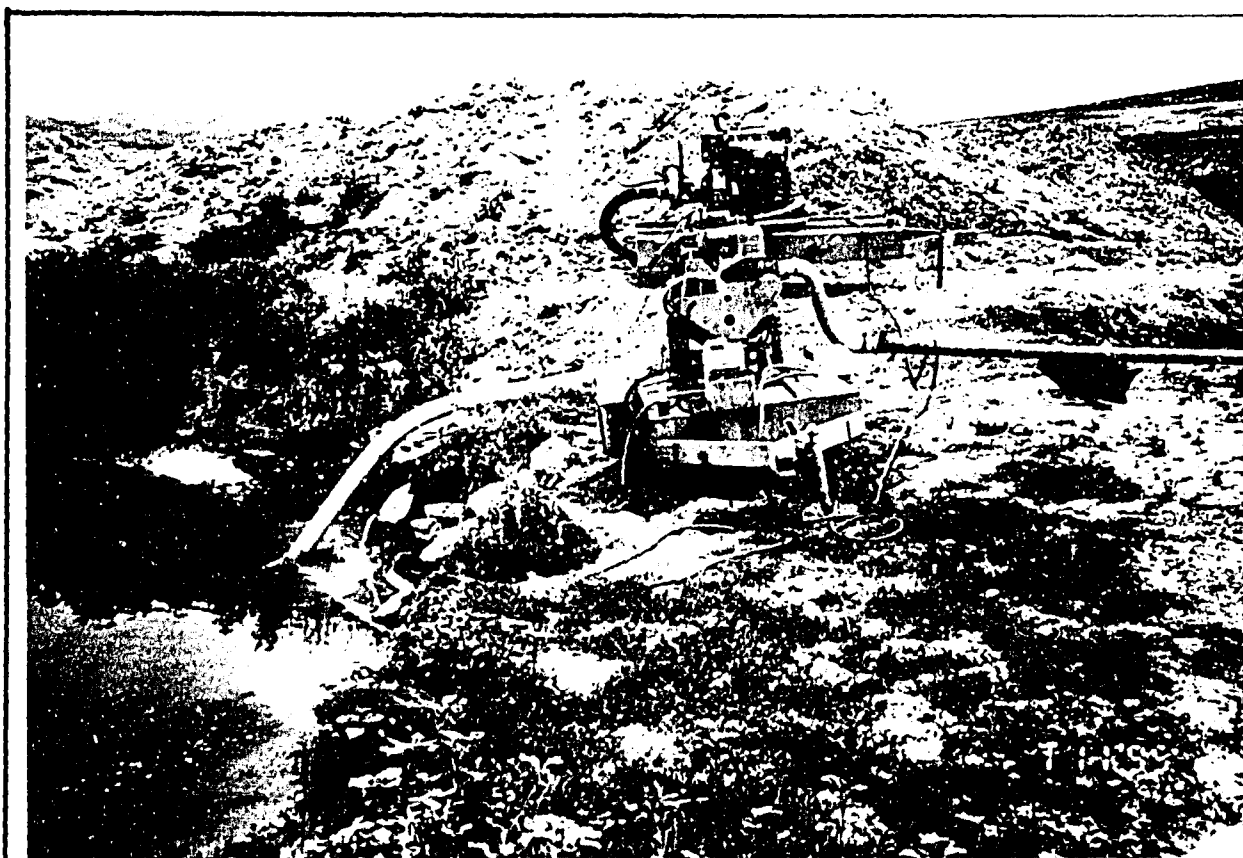


← N

13-07277

IRRIGATION

25/3



VIEW OF
PORTABLE
DIESEL PUMP
49HP
4" OUTPUT

→
FLOW



VIEW OF
INLET INTO
POND FROM
DEEP CREEK

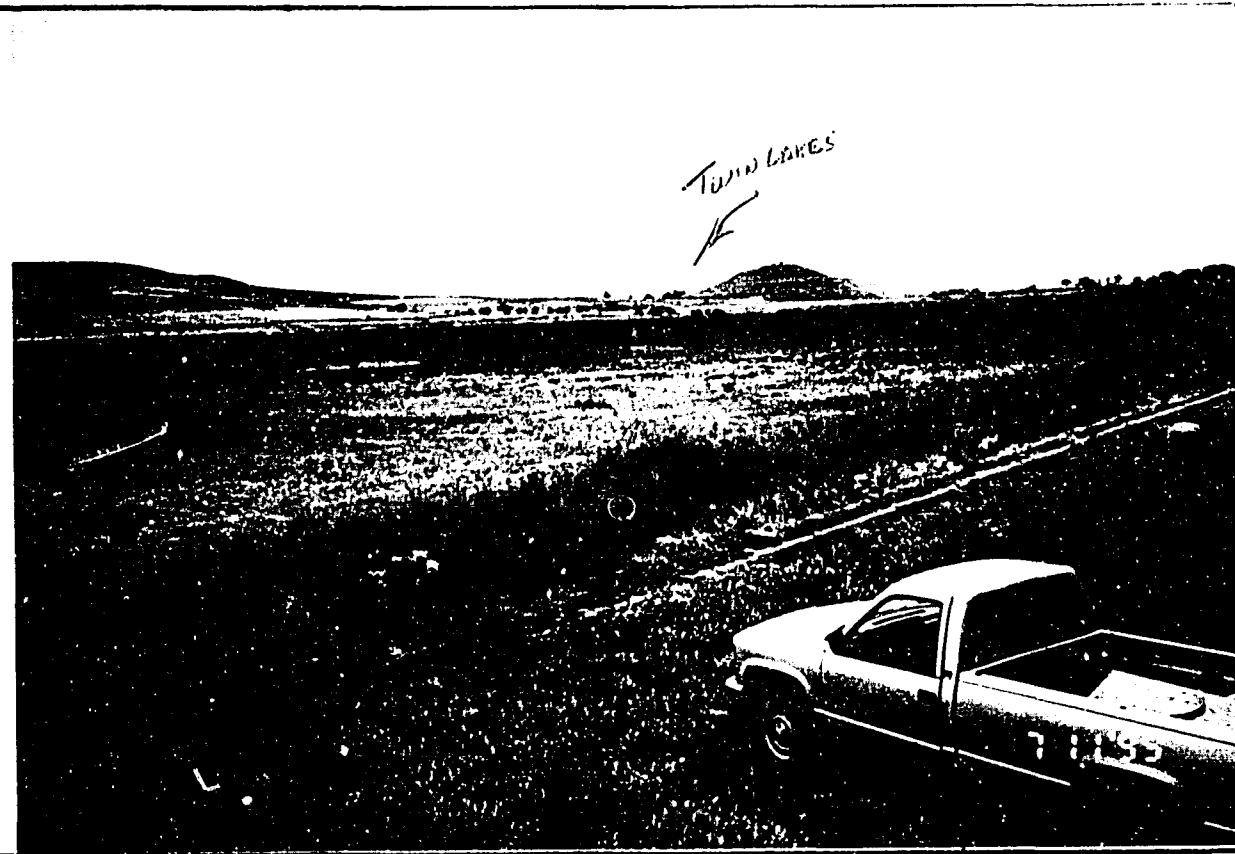
→
FLOW

POND

13-07277

IRRIGATION

353



VIEW OF
IRRIGATED
FIELDS
VIEW
SOUTH EAST



VIEW OF
IRRIGATED
FIELDS
VIEW
SOUTH
WHEEL LINE
AT BOTTOM OF
FIELD

13-07277

***FOR CLARITY
OF ANY
PHOTOGRAPHS
MICROFILMED,
SEE FILE.***



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 24, 1997

Pete Peterson
2483 Riverdale
Preston, ID 83263

RE: Water Rights 13-7277 and 13-7420.

Dear Pete,

I am in the process of reviewing permit numbers, 13-7277 and 13-7420 for licensing. One of the conditions on the permits was that a measuring device was to be installed. During our field examinations of these water rights the examiner found that no measuring devices were installed. Are measuring devices necessary for regulation of these rights? If so, we will retain the conditions when licenses are issued, but if they are not necessary, we will remove the conditions.

I have enclosed profile reports on both water rights for your information. I appreciate your help in this matter. If you have any additional questions, please feel free to contact me at (208) 327-5452.

Sincerely;

Sharla Curtis
Water Resource Agent

SC:cb

Enclosure

MEMORANDUM

TO: File 13-07277 and 13-07420

FROM: Sharla

DATE: March 27, 1997

RE: Telecon with Watermaster

On this date, Pete Peterson called in response to my recent letter. He stated that measuring devices are required on these permits; the rates of diversion warrant the devices so that he has a means of control. I told him that we would withhold license issuance for the permits until they have complied with the condition. He agreed.



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

April 9, 1997

PHILIP E. BATT
GOVERNOR

Murray Sears
106 W. 600N
Clifton, ID 83228

KARL J. DREHER
DIRECTOR

RE: Permit #13-07277

Dear Water Right Holder(s):

We are in the process of reviewing your permit for licensing. The field examiner who inspected your development in July of 1995 reported that you have no measuring device on your system. Condition number 2 of your permit stated, "A measuring device of a type approved by the department shall be permanently installed and maintained as part of the diverting works." Pete Peterson, the watermaster in water district No.-11, has confirmed the need for a measuring device. He may also need you to install a lockable device which will enable him to control your diversion, by priority. You should coordinate these efforts with the watermaster to be sure the measuring device (and lockable controlling works if necessary) are satisfactorily installed. Within 30 days either you or the watermaster should contact me to report the progress.

In addition, your permit must be amended to depict your water right as it has actually been developed. The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. The last page of the Application for Amendment form also contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

Please review the amendment form carefully. If you concur with the information presented, sign the amendment and return with the \$50.00 filing fee within 30 days. If you do not concur, or if you have any questions about this information, please contact me. My telephone number is (208) 327-7946.

Sincerely,

Sharla Curtis

for Shelley W. Keen
Water Rights Supervisor

SK:cb
Enclosures

cc: Pete Peterson, Watermaster

INTER-DEPARTMENT MEMO--1

FROM S.W. Keen

DATE 5/6/97

TO File 13-07277

SUBJECT

Call from Murray Sears

Murray Sears (208-747-3912) called today to tell me that he is sending the app. for amendment as requested. He also said he is having difficulty contacting Pete Peterson about a measuring device. He will let me know when he has one in place.

S. W. Keen

SIGNATURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 10, 1997

Murray Sears
106 W. 66N
Clifton, ID 83228

RE: Permit No. 13-07277

Dear Water Right Holder(s):

We recently sent correspondence to you asking for information showing compliance with the condition of your permit to install measuring devices. Were you able to contact Pete Peterson about this matter? Please notify the department within fourteen (14) days of your progress towards compliance with the conditions so that we can proceed with our review to issue a license.

If you have any further questions, please feel free to contact me. My phone number is (208) 327-5452.

Sincerely;

Sharla Curtis
Water Resource Agent

SC:cb

MEMORANDUM

TO: File 13-07277

FROM: Sharla Curtis

DATE: July 23, 1997

RE: Telecon

On this date, Mr. Sears contacted me in response to my recent letter. He stated that he had spoken with Pete earlier this spring to get his recommendations for the measuring device. He then had ordered such a device and was told it would be ordered and would arrive in approximately 3 weeks. That time period elapsed and when he contacted the gentleman he'd ordered the device from, he didn't recall any of their previous conversation. Mr. Sears again contacted Pete and he was to speak with the company from which the device was to be purchased and Murray hoped it would be received and installed in another three weeks or less.

I told Mr. Sears I would simply hold the file till he gave me a call to let me know the device was installed, then we'd send the order up for signature. He agreed to give me a call when everything was in place.

license

MEMORANDUM

TO: File 13-07277

FROM: Sharla

DATE: November 18, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 13-07277 are based on the following:

H. RECOMMENDATIONS

Irrigation	4/15 - 10/15	0.34 cfs	123.9 afa
Irrig. Storage	1/1 - 12/31		12.1 afa
Irrig. from Storage	4/15 - 10/15		12.1 afa
Div. to Storage	12/1 - 5/30	0.34 cfs	

The season for irrigation storage is year-round; the right holder can only divert water to storage from 12/1 to 5/30, however, water can be held in storage for the entire year. The diversion to storage component should have been listed as a use at the time the application was filed.

Examiner: Don Simpkins
Exam Date: July 11, 1995

MEMORANDUM

TO: File 13-07277

FROM: Sharla

DATE: December 23, 1997

RE: Telecon

On this date, Mr. Sears called to let me know that his measuring device had been installed and he contacted Pete Peterson to let him also know that the device was in place. The license can be sent up for signature with the measuring device condition retained.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

January 2, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MURRAY SEARS
106 W 600 N
CLIFTON ID 83228

RE: WATER RIGHT NO. 13-07277

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

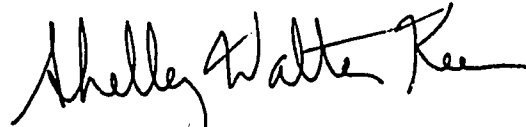
- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 2nd day of January, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 13-07277

MURRAY SEARS
106 W 600 N
CLIFTON ID 83228


Kari Lynn Townsend
Secretary