

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 J. Earl or Faye W. Caldwell Phone 766-2258
Post office address 575 North 600 West, Malad City, Idaho 83252

2. Source of water supply unnamed spring which is a tributary of sinks

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 14S

Range 37E B.M. Oneida County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.07 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.01 for Stockwater purposes from 1/1 to 12/31 (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. 0.07 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Gravity-flow pipeline

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

Period of year when water will be diverted to storage _____ to _____ 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 one years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: SW NW
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 21 Township 14S

Range 37E 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 14 head of beef cattle

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

(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:

[illegible]

Total number of acres to be irrigated 36

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

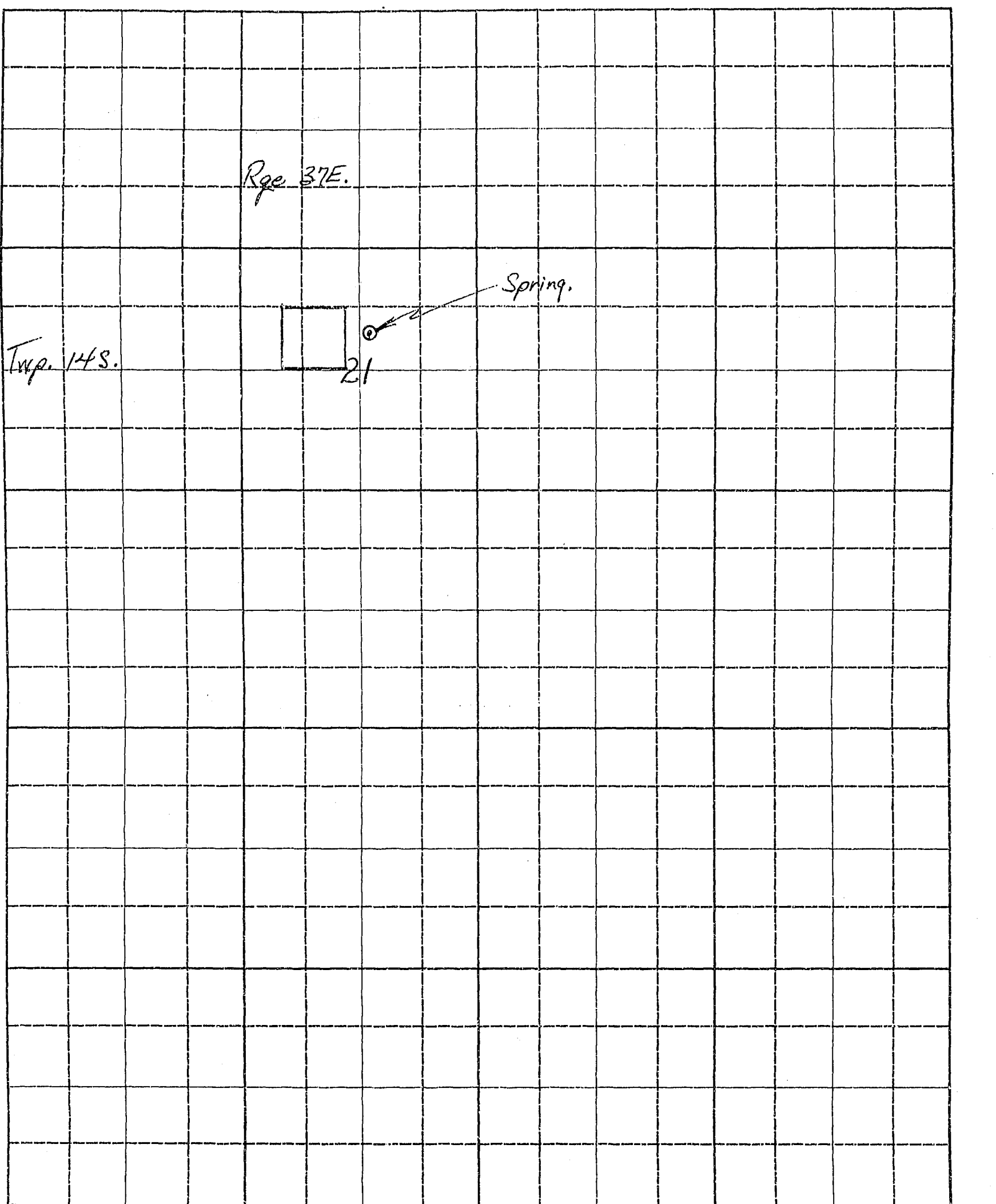
9. a. Who owns the property at the point of diversion David G. Williams Estate

b. Who owns the land to be irrigated or place of use J. Earl Caldwell

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

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.

J. Earl Caldwell
(Applicant)

Proposed Priority 7/27/79

Received by cv Date 8-17-79 Time 11:30 A

Preliminary check by _____ Fee \$ 20.00

Receipted by dh Date 7-30-79 #13624

Publication prepared by dh Date 8-16-79

Published in Idaho Enterprise

Publication dates August 23 & 30, 1979

Publication approved 910 Date 8/31/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Ernest Carlson

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. 15-7058, 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 81.
- 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) The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 20th day of May, 19 80.

J. Glen Saxton
Chief, Operations Bureau

Identification No. 15 7058

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)

1. Name of applicant J. EARL or FAYE W. CALDWELL Phone: 766-2258
post office address 575 North 600 West, Malad City, Idaho 83252
2. Source of water supply spring (unnamed) which is a tributary of none
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 14 S
Range 37 E B.M. Oneida County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into n/a 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 30 for pasture, livestock & culinary purpose from Jan 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum) gallons per minute
Amount _____ for _____ purpose from _____ to _____ (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. 30 gallons per cubic foot per second and/or minute. (0.07 cfs)
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. gravity flow pipeline

b. Height of storage dam n/a 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 n/a 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 1 years.
b. Estimated construction cost is \$ 1,200.00.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ & SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 21 Township 14
Range 37 B.M.
(2) Amount of power to be generated: n/a hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 14 head cattle

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.
(5) If water is to be used for other purposes describe: irrigating pasture and garden

- U O I N -

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

TWP.	RANGE	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 $\frac{1}{4}$	
14S	37E	21							7	29									36

Total number of acres to be irrigated 36

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

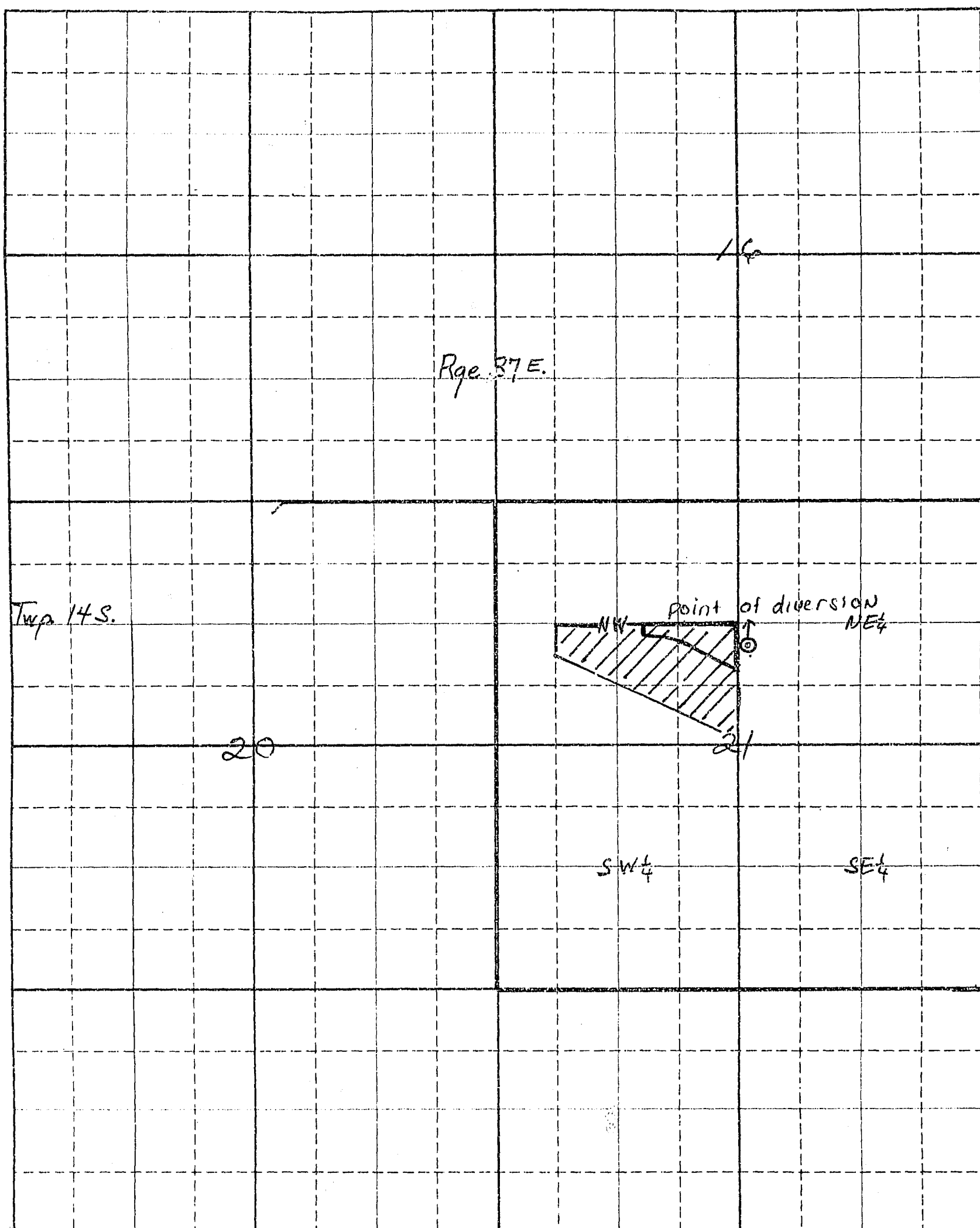
9. a. Who owns the property at the point of diversion David G. Williams Estate

b. Who owns the land to be irrigated or place of use J. Earl Caldwell

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

10. Remarks

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



Scale: $\frac{1}{4}$ 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.

J. Earl Caldwell
(Applicant)
J. W. Caldwell

- 0010 -

Received by dh Date 7-20-79 Time 11:30 a.m.
Preliminary check by EMC Fee \$ 20.00 92-85
Receipted by dh Date 7-30-79 # 13624
Publication prepared by DH Date 8-16-79
Published in Idaho Enterprise
Publication dates 8/23 & 8/30/79
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: _____

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

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. _____, and said application is hereby _____.

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 _____, 19____.
- c. Other: _____

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

Witness my hand this _____ day of _____ 19____.

Director

**NOTICE OF APPLICATION
FOR WATER PERMIT
NOTICE IS HEREBY GIVEN**
that the following application(s)
have been submitted for permit
to appropriate the public waters
of the State of Idaho:

No. 15-7058

CALDWELL, J. EARL & or

FAYE W.

575 NORTH 600 WEST, MALAD
CITY, ID 83252

Source: UNNAMED SPRING
tributary to SINKS

Date Filed: 07-27-1979

Amount: 0.07 CFS

Diversion Point: SWNE Sec. 21

T 14S R 37E, ONEIDA Co.

Use: DOMESTIC (0.02 CFS)
from 01-01 to 12-31

IRRIGATION (0.07 CFS)
from 04-01 to 11-01

STOCKWATER (0.01 CFS)
from 01-01 to 12-31

Place of Use: SWNW SENW Sec
21 T 14S R 37E FOR 36 ACRES

Diversion Means: PIPELINE

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 Depart-
ment of Water Resources, 1515
Lincoln Road, Idaho Falls, Idaho
83401 on or before SEPTEMBER
10, 1979.

C. STEPHEN ALLRED
Director

Published 8-23 & 8-30-79.

80
RECEIVED

AUG 30 1979

Department of Water Resources
Eastern District Office

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Mylene Allred being first duly sworn on
his oath, states: That he is Secretary
of the Idaho Enterprise, a newspaper of general circulation
in Oneida County, Idaho published weekly at Malad, in said
county, that said newspaper has been published in said
county uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of publi-
cation of said notice a newspaper of general circulation made
up of at least four pages of at least five columns each, printed
from type matter or stereotyped forms of at least seventeen
and three-fourths inches depth, and said newspaper during
all of the times of publication aforesaid had more than 200
bonafide subscribers thereto living within the County of
Oneida in which said newspaper was published at regular
intervals not less frequently than once a week.

That the annexed notice was published per clipping attach-
ed in the regular and entire edition of said newspaper and

not in any supplement thereof for 2 successive weekly
issues thereof of the date of the first publication being the

23rd day of August, 1979, the day of the last
publication being the 30th day of August

1979.

Subscribed and sworn to before me this 29 of Aug

1979.

John H. Friedman
Notary Public, residing at Malad, Idaho

My Commission expires the 1 day of 19

Costs:
38 lines at 23c per line first insertion \$ 8.74

lines tabulated as 34 1/2c per line \$

15c per line each subsequent insertion \$ 5.70

TOTAL \$ 14.44

(Rates for legal notices are fixed by Idaho law)

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: John C

APPLICATION NUMBER: 15 7058

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☐ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: John Carlson

Date: 4/28/1980

Comments:

Deposit field upon receipt
source of water is described
correctly on application.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

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: John C

Map No. DD-41

Other rights on same place of use. _____

In form for advertising.

Final date for protests: SEPT 10, 1979

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

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: AUG 30, 1979
☒ 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 Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district?

7-27-79 Date of priority recommended. correct fee rec'd
Special conditions of approval or cover letter.

Condition Code 04

By: John Carlson

Date: 4/29/1980

STATE OFFICE REVIEW:

04

S.L. w/o cond

- ☐ See attached sheet for more information.

By: John

Date: 5/15/80

July 30, 1979

J. Earl Caldwell
575 North 600 West
Malad City, Idaho 83252

Dear Sir:

Re: Application for Permit

Attached herewith is Departmental receipt No. 13624 in the amount of \$20.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

August 13, 1979

J. Earl Caldwell
575 North 600 West
Malad, Idaho 83252

Dear Mr. Caldwell:

After receipting your application for permit, we noticed that several uses had been listed under one heading in Item 4. It is normal practice to list each use separately, specifying the amount and period of use for each. We have, therefore, taken the liberty of retyping your application, incorporating the necessary changes.

Subsequent to your review of this application, initial any changes you make, sign where indicated, and return it to our office. Our apologies for this oversight, and we hope the delay will not be an inconvenience. Feel free to call the eastern regional office if there are any questions concerning this matter.

Respectfully submitted,

Ernest Carlson

ERNEST M. CARLSEN
Water Resource Analyst

EMC:dh

Enclosure

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:

15-2058-

CALDWELL, J. EARL &/or FAYE W.

575 NORTH 600 WEST, MALAD CITY, ID 83252

Source: UNNAMED SPRING tributary to SINKS

Date Filed: 07/27/1979

Amount: 0.07 CFS

Diversion Point: SWNE Sec 21 T 14S R 37E, ONEIDA Co.

Use: DOMESTIC	(0.02 CFS)	from 01/01 to 12/31
IRRIGATION	(0.07 CFS)	from 04/01 to 11/01
STOCKWATER	(0.01 CFS)	from 01/01 to 12/31

Place of Use: SWNW SENW Sec 21 T 14S R 37E FOR 36 ACRES

Diversion Means: PIPELINE

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 SEPTEMBER 10, 1979.

C. STEPHEN ALLRED

Director

Published 8/23 & 8/30/79.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7185

AUGUST 16, 1979

The Idaho Enterprise
P. O. Box 205
Malad City, Idaho 83252

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 billings to this office before SEPTEMBER 10, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MEMORANDUM

TO: The File
FROM: John Carlson
RE: Pre-permit Exam Permit No. 15-7058 in the name of J. Earl or Jaye W. Caldwell
DATE: April 28, 1980

The spring emerges in a small drainage a couple of hundred ft. above the Caldwell property which is the David William Estate. The flow is low (3 to 4 gpm) and drains into a silted reservoir, 200 ft. wide, 15 ft. high, which had been constructed to keep the farmland below from being boggy.

There is a 'so-to-say' spillway which diverts the flow in a trench around the hillside to where it flows out onto a level grassy area and sinks. Only during rapid snow melt or heavy rains does it reach Third Creek which is a tributary to Deep Creek.

Third Creek was dry. A concrete dam diverts the water to Deep Creek above by flume, and is only allowed down Third Creek if the flow is too great for the diversion.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

CALDWELL, J. EARL & FAYE W.
575 NORTH 600 WEST
MALAD CITY, ID 83252

MAY 27, 1980

RE: PERMIT NO. 15-7058

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.

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 R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

Malad City, Idaho.
8/9/80.

Department of Water Resources:

Dear Sirs:

I am Returning this proof of Beneficial use card. I have filled it out to best of my ability and hope it is correct.

In talking to your representative last May or June (I don't remember date exact or name of person) I understood that some one will be down here to Malad to measure this water.

Sincerely yours
J. Earl Caldwell

575 N. 600 W.

Malad City, Idaho
83252.

RECEIVED RECEIVED

SEP 11 1980

SEP 9 1980

Department of Water Resources
Department of Water Resources Eastern District Office

RECEIVED

SEP 9 1980

Department of Water Resources
Eastern District Office



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

PLACE
TEN CENT
STAMP
HERE

SEP 11 1980

RECEIVED

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. 15-7058.

Name(s) of Permit Holder: JOHN EARL OR FAYE W CALDWELL

Post Office Address: 575 N. 600 W. MALAD CITY, IDAHO.

Tel. No. 766-2258

Source of Water: UNNAMED SPRING

Extent of Use: ☐ Domestic 1 (number of households)
☐ Stockwater 14 HEAD CATTLE (number and type of stock)
☐ Irrigation LAWN + GARDEN (acres)
☐ Other ACRE PASTURE

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.

8/9/80
Date

John Earl Caldwell
Faye W. Caldwell
Signature of Permit Holder



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

October 22, 1980

RE: Permit No. 15-7058

John Earl or Faye W. Caldwell
575 N. 600 W
Malad City, Idaho 53252

Dear Mr. and Mrs. Caldwell:

We acknowledge receipt of the proof of beneficial use card submitted 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 eastern regional office.

Very truly yours,

GERALD F. RAMSEY
Water Basin Leader

cc: IDWR - State Office

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

I, Faye W. Caldwell, hereby assign to E. Gene &/or Kay R. Caldwell
of 201 N. 70 E., Malad City, ID 83252
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 15-7058
to appropriate the public waters of the State of Idaho.



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

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 23rd day of August, 19 88.

Faye W. Caldwell
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Oneida) ss.

On this 23rd day of August, 19 88, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Dellice Braker
Notary Public residing at
Malad City, Idaho 83252

My commission expires:
2/27/91

RECEIVED
AUG 24 1988

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 15-07058

RECEIVED

AUG - 3 1988

Department of Water Resources

APPROVED

Date of Priority: July 27, 1979

Comes now J. EARL CALDWELL
FAYE W. CALDWELL
575 NORTH 600 WEST
MALAD CITY, ID 83252

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. 15-07058, and requests that the permit be changed as follows:

Source: SPRINGS

tributary to SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
STOCKWATER	<i>Exp. 01/01 to 12/31</i> ~~12/31 to 01/01~~	0.01 CFS	0.2 AFA
DOMESTIC	01/01 to 12/31	0.01 CFS	1.2 AFA
Totals		0.01 CFS	1.4 AFA

LOCATION OF POINT OF DIVERSION(S):

SWNE , Sec. 21, Township 14S, Range 37E
ONEIDA County

PLACE OF USE: STOCKWATER

TWN RGE SEC

14S 37E 21 SWNE

PLACE OF USE: DOMESTIC, same as STOCKWATER 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 Malad City, Idaho, this 25th day of July, 1988.

E. Gene Caldwell
(Signature)

RECEIVED

AUG 24 1988

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 15-07058

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00 ✓ Received by cp Date 8/25/88 #C002336

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 15-07058 with the following;

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 20th day of OCTOBER, 1988.

Roman C. Young
(Director)

51m

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No: C002336

Date: 08/25/88
Time: 09:10:56

Received
From: CALDWELL, E. GENE OR KAY

Type of Payment	Program A cct	Amount
APPLICATION FOR AMENDMENT 15-7058	0610199 1238 6390	\$20.00

Total \$20.00

CHECK 1329

Idaho Department of Water Resources

Region: State

Signature: Christa Poncia

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 15-07058

Priority: July 27, 1979 Amount: 0.01 CFS 1.4 AFA

This is to certify, that E. GENE CALDWELL
KAY R. CALDWELL

201 N. 70 E.

MALAD CITY, ID 83252

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated July 27, 1979, and
has submitted proof to the Department of Water Resources on September 9, 1980, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .010 cfs of water from:

SPRINGS tributary to SINKS

source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.2 AFA
DOMESTIC	01/01 to 12/31	0.01 CFS	1.2 AFA
	Totals	0.01 CFS	1.4 AFA

LOCATION OF POINT OF DIVERSION(S): NESWNE , Sec. 21, Township 14S, Range 37E
ONEIDA County

PLACE OF USE: STOCKWATER

TWN RGE SEC

14S 37E 21 SWNE

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

PAGE 2

State of Idaho
Department of Water Resources

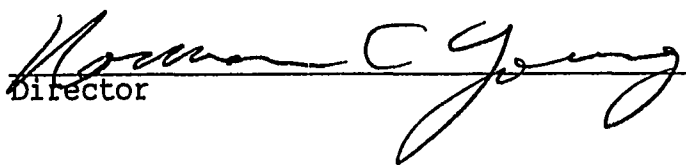
WATER RIGHT LICENSE

WATER RIGHT NO. 15-07058

CONDITIONS/REMARKS:

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 20TH
day of OCTOBER, 1988

Director



But for #
15-76-8

RECEIVED

MAR 11 1982

Mad. City, Idaho.

Feb. 9th 1981.

Department of Water Resources
Department of Water Resources

Dear Sirs:

I need the proof form for construction
and putting water in my well to beneficial
use:

P.S.
will cancel checks
for digging well and
Purchasing springling
Pipe to proof of construction
and beneficial use.

Sincerely yours
J. Earl Caldwell.

March 18, 1982

Mr. J. Earl Caldwell
Malad City, ID 83252

Dear Mr. Caldwell:

Re: Permit No. 15-7058

Pursuant to your letter, I have reviewed the above-referenced file. Please be advised that the statement of beneficial use postcard has been filed with the department.

The next step is for a field representative from our Eastern Regional office in Idaho Falls to conduct a field inspection of the diversion and delivery system. This is usually done during the irrigation season of each year.

If you have any questions or need further assistance, please feel free to contact me or our regional office at 525-7161.

Sincerely,

RITA I. FLECK
Sr. Secretary



John V. Evans
Governor

A. Kenneth Dunn
Director

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

DEC 10 1986

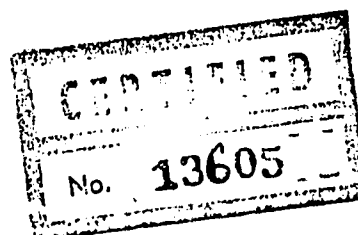
50 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

Department of Water Resources

15-7058
CALDWELL, J. EARL
CALDWELL, FAYE W.
575 NORTH 600 WEST
MALAD CITY, ID 83252

December 8, 1986

EXAMINATION FEE NOTICE



Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the Department, but you must within sixty (60) days of the date of this letter return to the Department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the Department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the Department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing of certified water right examiners will be available from this Department when examiners have been certified.

If your permitted use, in fact, has already been examined by the Department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the Department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

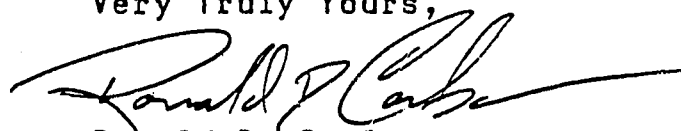
FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following Department office:

Eastern Region
Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83401
Phone: 525-7161

Very Truly Yours,



Ronald D. Carlson
Eastern Regional Manager

Enclosures

4/86

RECEIVED
DEC 19 1986

Department of Water Resources
Eastern District Office

RECEIVED

DEC 31 1986

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only

Fee Received 07Date 12-29-86

Receipt # _____

Receipt by _____

Sent to S.O. 12-29-861. Permit No. 15-7058

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Faye W. Caldwell3. Post Office Address: 575 N 600 WMalden Idaho 83252 Telephone No. 766-22584. Source of Water: Spring

5. Extent of Use:

Domestic 1 (No. of households) Stockwater 20 yearlings (No. and type of stock)Irrigation 2 (acres) Other/Remark _____6. Total rate &/or volume for which proof is submitted .04 cfs 4 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

8-17-79

8. Person to contact to accompany the department representative during the field examination:

Faye Caldwell

(Name)

575 N 600 W Malden, Idaho 83252

(Address)

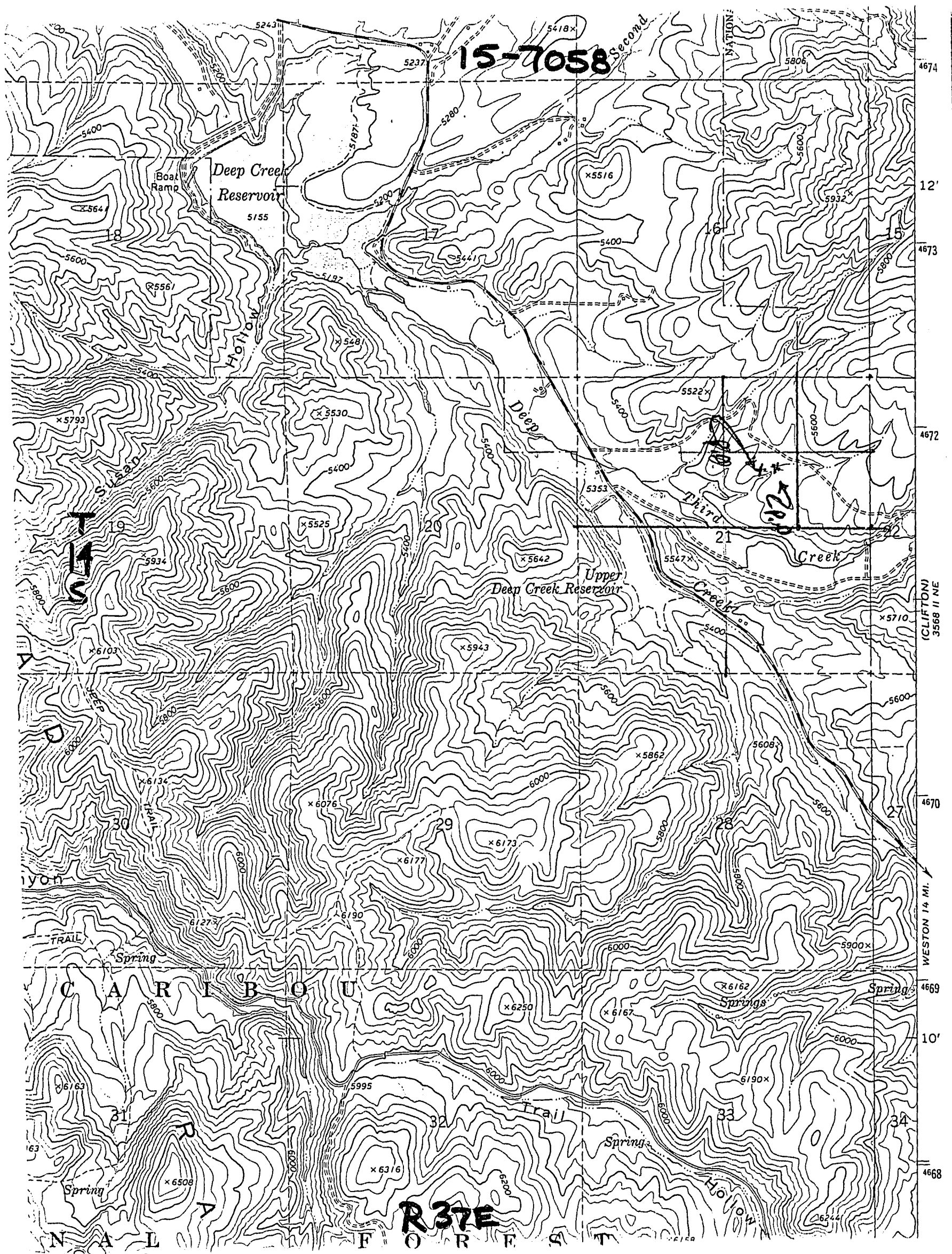
766-2258

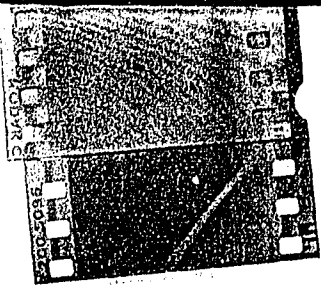
(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

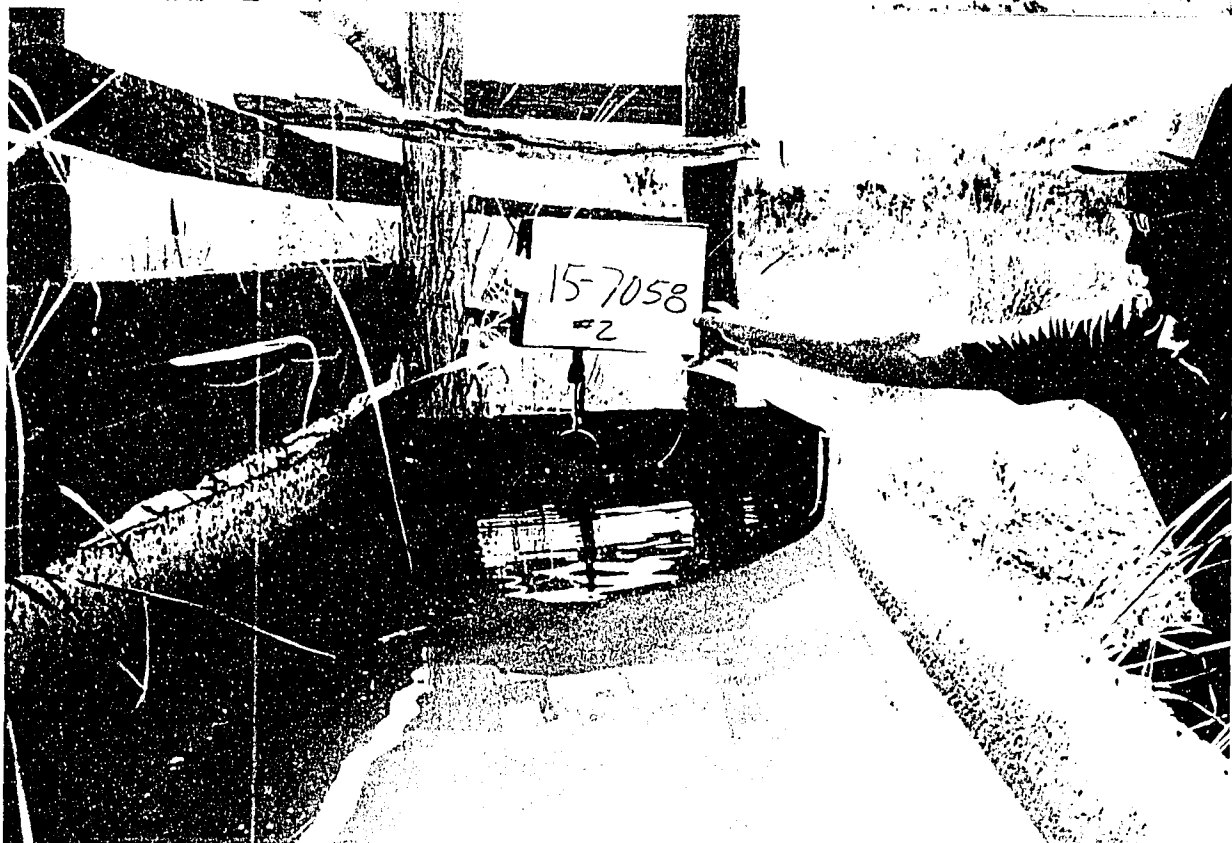
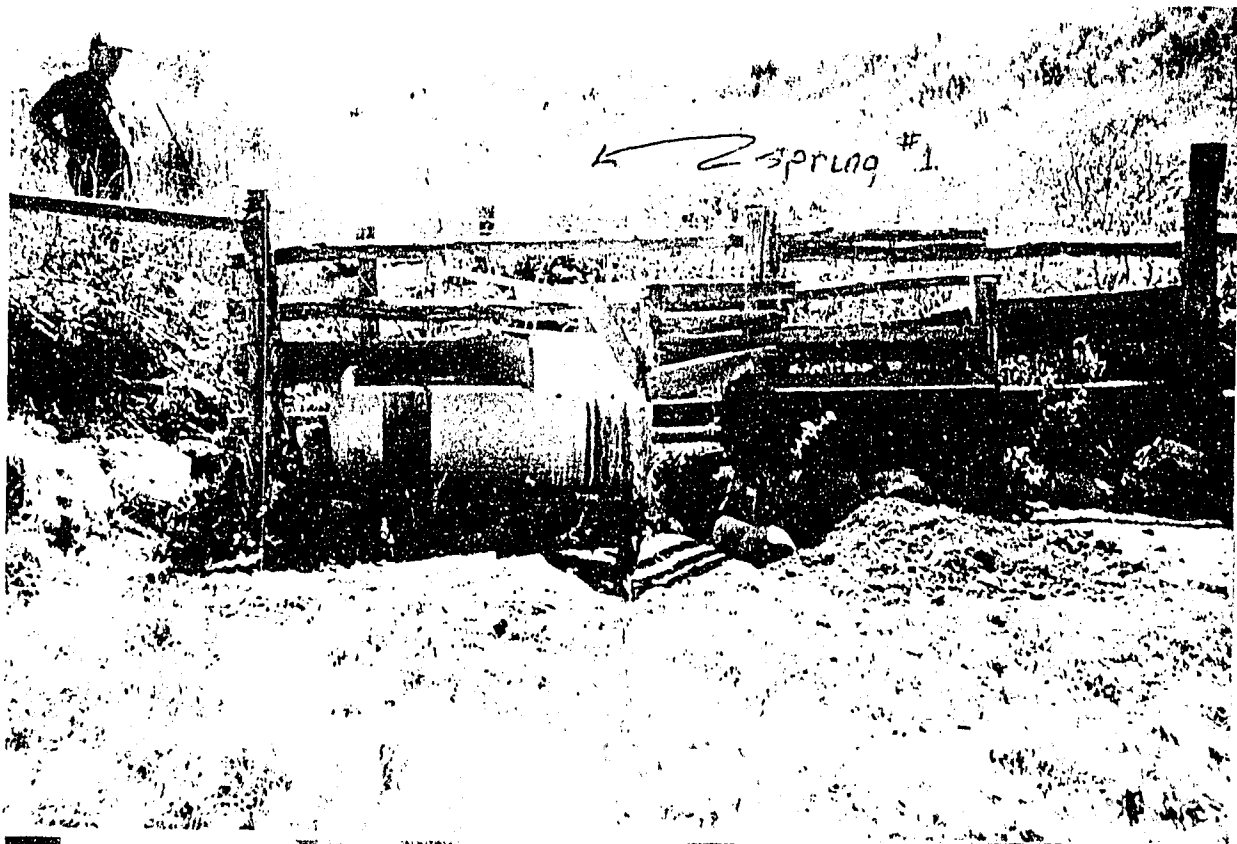
Date 12/16/86Signature of Faye W. Caldwell
(and title, if appropriate)

copy
retained
for file





15-7058



For Clarity of
Photographs Filmed
Please See File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 15-7058

1. Owner: Earl G. Caldwell Phone No. _____

Current Address: P.O. Box 203, Malad Idaho 83252

2. Accompanied by: owner EXAM. DATE: 7-1-87

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Runoffed springs tributary to sink

B. OVERLAP REVIEW

1. Other water rights with same place of use: N.A.

☐ Copies Attached

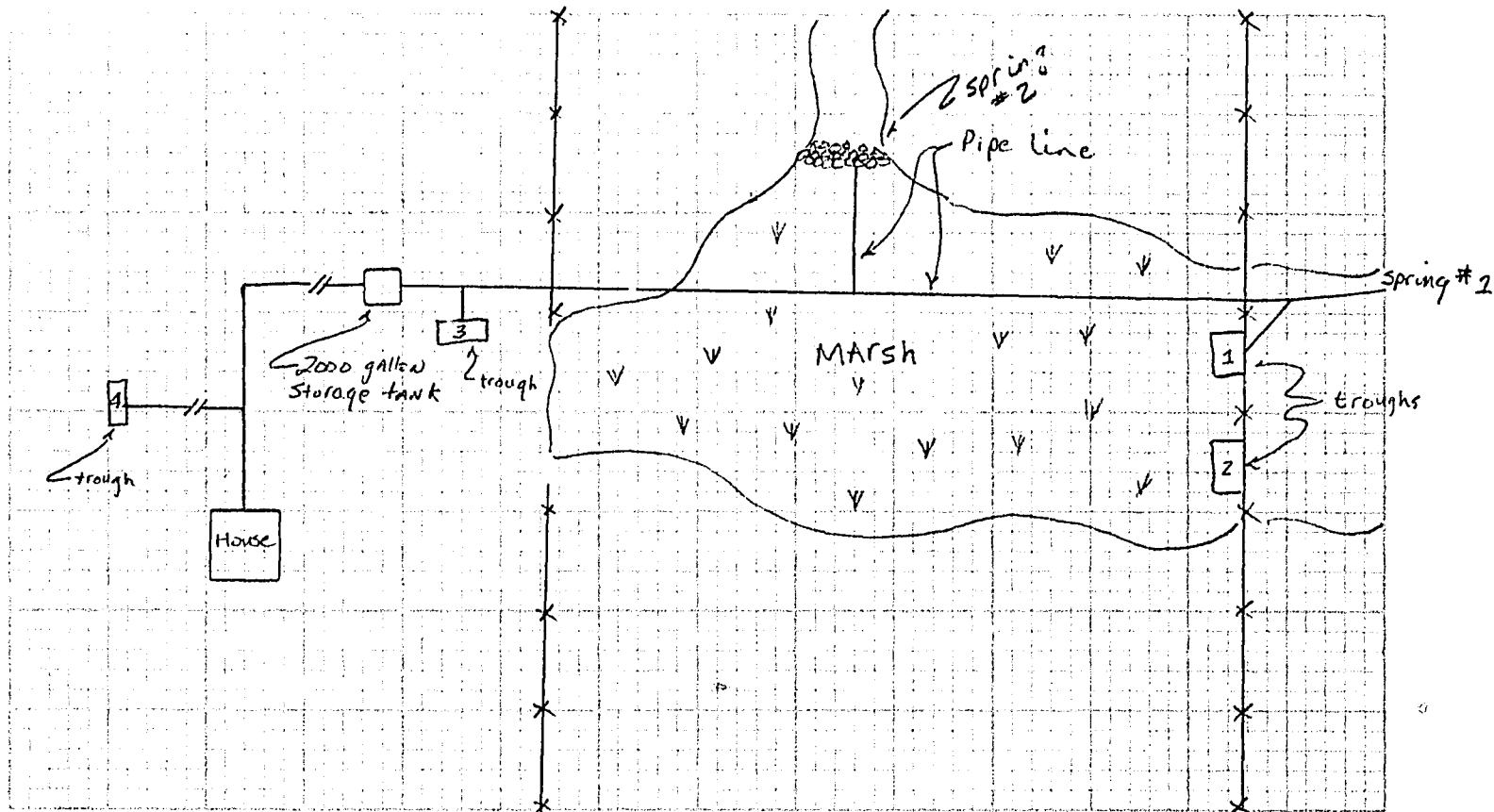
2. Other water rights with same point of diversion: N.A.

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = 100'

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

2 - Springs Flow into 1 1/2" collection pipe and then to a 2000 gallon collection tank. These 2 springs supply water to 4-troughs and house for drinking water and irrigation of small yard.

Stock includes 5-cows (normally 15 cows) and 2-Horses.

*The 36 acres listed are farmed but were not irrigated by this system.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N.A.	—	—	—	—	—

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	NE	21	14S	37E	Oneida	

6. Place(s) of Use:

Indicate

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				NE	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		
14S	37E	21			5/6							5/6

P/D is in
NESWNE,
Sec. 21,
Twp. 14S,
Rge. 37E
per map
below. 10/13/88

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Bucket					16oz	
Stopwatch						

2. Measurements:

measured Flow At the 3rd trough through a 3/4" pipe into a 16oz bucket in 6 seconds.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = \frac{1602}{6 \text{ sec.}} \left(\frac{1 \text{ quart}}{3202} \right) \left(\frac{1 \text{ gallon}}{4 \text{ quarts}} \right) \left(\frac{60 \text{ sec.}}{1 \text{ min.}} \right) \left(\frac{1}{448.8 \text{ cfs}} \right) = 0.003 \text{ c.f.s.}$$

2. Alternate Method for Checking Purposes: N.A.

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \text{N.A.}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \text{_____}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \text{_____}$$

2. Volume Calculations for Other Uses:

$$15 \text{ cons (129 p.m.) (365 days)} \left(\frac{1}{325850} \right) = 0.20 \text{ A.F.A.}$$

H. REMARKS AND OVERLAP REVIEW ANALYSIS

New owner appears to be the son of original applicants as J. Earl has since passed away.

J. Earl has since passed away.

20g

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	~~0.003~~ 0.01	1.20
Stock Water	1/1	12/31	~~0.003~~ 0.01	0.20.
		Totals:	~~0.003~~ 0.01 C.F.S.	1.40 A.F.A.

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

J. AUTHENTICATION

Field Examiner's Name Richard Leneu Jr.
Signature Richard Leneu Jr.
Certification Date 10-6-1987
Field Report Preparation Date _____

Steve McGarrin

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

My husband passed away
3 years this Feb.

Mrs Earl Caldwell

57514600W

Mulad Jan 83252

RECEIVED
DEC 19 1986

DEC 19 1986

Department of Water Resources
Eastern District Office

July 5, 1988

J. EARL CALDWELL
FAYE W. CALDWELL
575 NORTH 600 WEST
MALAD CITY, ID 83252

RE: PERMIT NO. 15-07058

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 5, 1988

RECEIVED

AUG - 3 1988

J. EARL CALDWELL
FAYE W. CALDWELL
575 NORTH 600 WEST
MALAD CITY, ID 83252

Department of Water Resources

RE: PERMIT NO. 15-07058

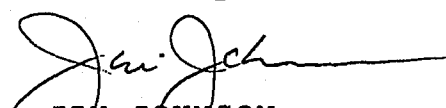
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If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

Note: I recently purchased the farm including the water rights from my parents J. Earl Caldwell (deceased) and Faye W. Caldwell - I am their son. Please change the name on the permit from my parents to "E. Gene Caldwell and Kay R. Caldwell." Also note change on application regarding period of use for stockwater. Thank You.
My address is:
201 N. 70 E.
Malad City, ID 83252 E. Gene Caldwell



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

August 4, 1988

RE: Permit No. 15-7058

E. Gene Caldwell
201 N. 70 E.
Malad City, ID 83252

Dear Mr. Caldwell:

We are in receipt of your note regarding the above referenced permit, along with the licensing amendment and your Check No. 1329 in the amount of \$20.00. Please be advised that we are returning the licensing amendment and your check to you.

In Idaho, a water right permit is considered personal property and only the permit holder of record can take any action towards changing the permit. In this case, only Faye W. Caldwell can sign the amendment to change the permit.

We can change ownership of the permit to you, if you can submit either an assignment of the permit from your mother or if you can provide a warranty deed that describes this permit, by number, as belonging to you. We could also accept a document that establishes you as the administrator or executor of your father's estate. If you have been elected to handle the estate affairs, you can assign the permit over to yourself.

We are enclosing a partially completed assignment of permit form for your convenience. There is no filing fee associated with this document. Please note that it must be signed, by the permit holder of record, in the presence of a notary public.

If you have any questions in regard to this matter please do not hesitate to contact our office or our Eastern Regional Office in Idaho Falls. Once you have received one of the above "assignments" please return the licensing amendment, along with your check (which you may wish to complete the second line on) and we will issue the license in your name.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:k
Enclosures

cc: IDWR, Eastern Region

23 Aug 88

Per your instructions,
attached is an
"Assignment of Permit"

Thank you for your
attention to this matter
and for informing me
of the action that I
should take —

Gene Caldwell

RECEIVED

AUG 24 1988

Department of Water Resources

October 25, 1988

E. GENE CALDWELL
KAY R. CALDWELL
201 N. 70 E.
MALAD CITY, ID 83252

RE: PERMIT NO. 15-07058

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure