

Identification No. 17 7024

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Rollin Showell & Sons, A Partnership
post office address Stone, Idaho 83280 Phone: 698-2790
2. Source of water supply groundwater which is a tributary of -----
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 13 Township 16S
Range 32E B.M. Oneida County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 4.0 for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 4.0 cubic feet per second ~~and/or~~
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 225 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 40,000.00.
8. Description of proposed uses: N. A.
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: _____ hp 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: _____

17 7024

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

[illegible]

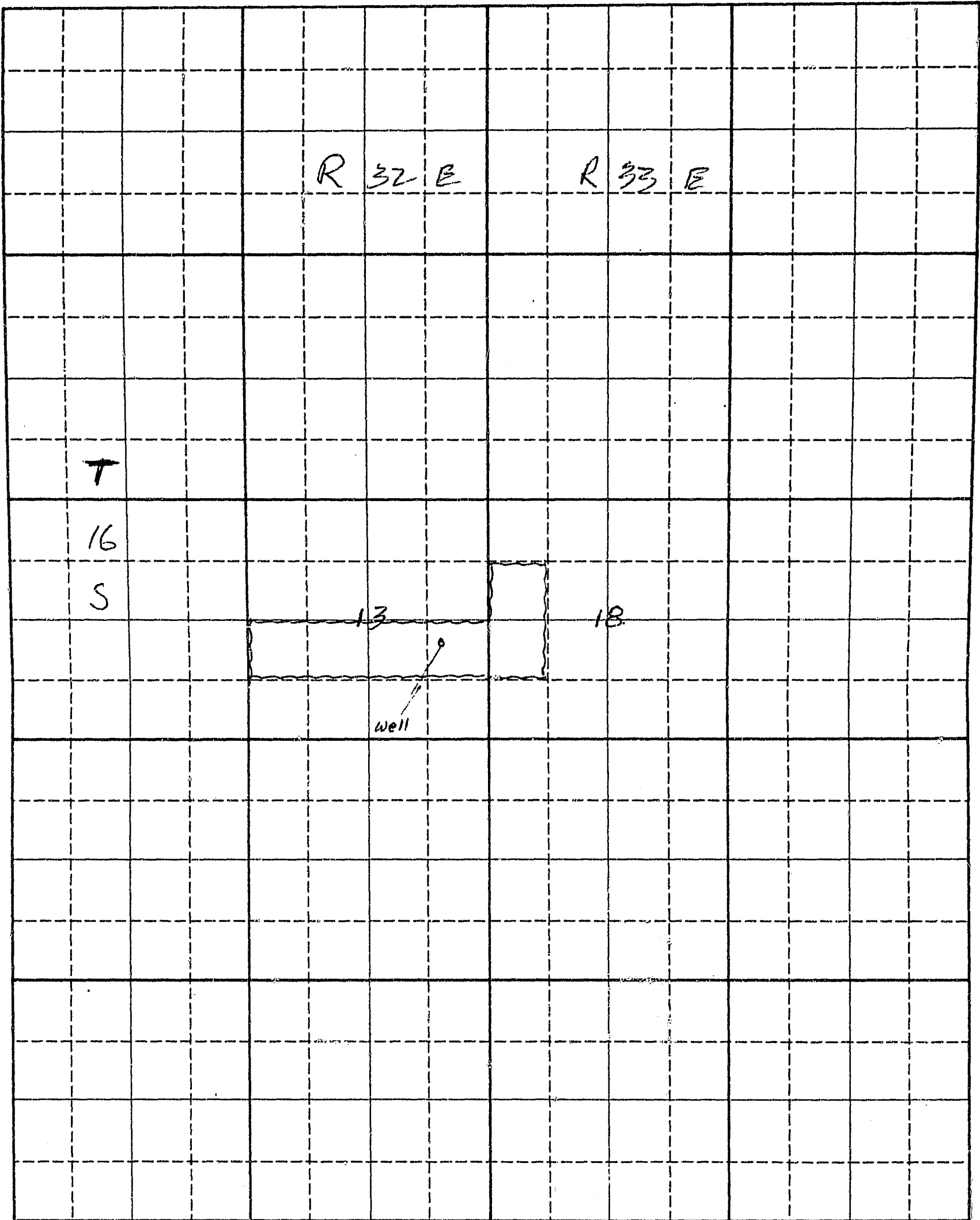
Total number of acres to be irrigated 240

c. Describe any other water rights used for the same purposes as described above. Permit No. 17-2005
2/50 c.f.s. from a spring

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.

Rollin Showell & Sons, a partnership
by Jess Showell partner
(Applicant)

17 7024

Proposed Priority 9-11-1973

17 7024

Received by ML Date 9-11-73 Time 4:45 p
Preliminary check by NCY Fee \$ 55.00
Receipted by ML Date 9-11-73 # 10332
Publication prepared by ML Date 9-14-73
Published in Idaho Interpress
Publication dates Sept. 20 + 27, 1973
Publication approved NCY Date 9/14/73
Priority reduced to NCY Reason 10/9/73

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCY JJS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 17-7024, 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 October 1, 1978.
- c. Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 15th day of October 19 73.

R. Karl Higin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>LoQ</u>	<u>9/12/73</u>	Application No. <u>17-7024</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use <u>Q 01c</u> ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>"</u>	<u>"</u>	In form to receipt <u>yes</u>
	<u>"</u>	<u>"</u>	Send Copies to: ☒ Idaho State Health Department ☒ Idaho Fish and Game Department ☒ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	☒ Request Special Use Permit from U.S. F.S. ☒ Request Easement from B. L. M. ☒ Request Information from Applicant
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>yes</u>
(6)	<u>"</u>	<u>"</u>	Located within Water District No. <u>active No. 101 Water District</u>
(7)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u>no</u> ☒
(8)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>No Change noted w/ Bulletin #24</u> ☐ Increasing (comment) _____
(9)	<u>NCY</u>	<u>9/12/73</u>	Comments: <u>Two Plott shows near by well. Applicant indicates doubt in getting sufficient yield from well. - Perm. 17-2067 covers NW 1/4 Sec 4 SW 1/4 NW 1/4 more than 1" per acre</u>
(10)	<u>mt</u>	<u>9/28/73</u>	Affidavit of Publication received (date) <u>Sept. 28, 1973</u> <u>Q 01c</u>
(11)	<u>ca.</u>	<u>10/9/73</u>	Final date for protests <u>October 9, 1973</u> Protests received: yes <u>no</u> ☒
(12)	<u>NCY</u>	<u>10/9/73</u>	Date and Place of hearing <u>N. A</u> Decision reached at hearing <u>"</u>
(13)	<u>"</u>	<u>"</u>	All requested information received from agencies or applicant yes ☒ no <u>17 7024</u>
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve <u>Priority 9/11/73</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>F</u>	By <u>NCY</u>	Date <u>10/9/73</u>

Need status of 17-2067

Cancelled 7-2067 Department of Water Administration
NCY

Copy

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Norma Peck being first duly sworn on
her oath, states: That she is clerk
of the Idaho Enterprise, a newspaper of general circula-
tion 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 publi-
cation of the annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of
publication of said notice a newspaper of general circu-
lation 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 sub-
scribers 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
attached in the regular and entire edition of said
newspaper and not in any supplement thereof for 2
successive weekly issues thereof the date of the first
publication being the 20 day of Sept., 1973
the date of the last publication being the 27 day of
Sept., 1973

Norma Peck

Subscribed and sworn to before me this 27 day of

September, 1973

H. D. Naploe
Notary Public, residing at Malad, Idaho

My Commission expires the 10 day of Oct., 1977

Costs:

34 lines at 23c per line first insertion \$ 7.82

..... lines tabulated at 34½c per line \$.....

15c per line each subsequent insertion \$ 5.10

TOTAL \$ 12.92

(Rates for legal notices are fixed by Idaho law)

RECEIVED

SEP 28 1973

Department of Water Administration
Eastern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Rollin Showell & Sons, A Part-
nership, Stone, Idaho, has on
9/11/73 submitted Application
No. 17-7024 for a permit to ap-
propriate 40 cubic feet per sec-
ond of water from a ground-
water source by means of well
and pump within the NE¼SE¼,
Sec. 13, T. 16S, R. 32E, B.M.
Oneida County; to be used from
Apr. 1 to Nov. 1 for the irriga-
tion of 240 acres within the
N¼SW¼, N¼SE¼, Sec. 13, T.
16S, R. 32E; SW¼NW¼, NW¼-
SW¼, Sec. 18, T. 16S, R. 33E,
B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with the
Idaho Department of Water Ad-
ministration, 1515 Lincoln Road,
Idaho Falls, Idaho, 83401 on or
before October 9, 1973.

R. KEITH HIGGINSON
Director

Published in the Idaho Inter-
prise, Malad City, Idaho on Sep-
tember 20 and September 27,
1973.

17 7024

ACKNOWLEDGEMENT

Date: 9/11/73

Re: Application No. New Application

Transfer No. _____

Claim No. _____

Amendment No. _____

I hereby acknowledge that, even though I was assisted by employees of the Idaho State Department of Water Administration in the preparation of the above referenced instrument, all responsibility with regard to the accuracy and completeness of the information contained therein rests with me.

17 7024

Signed: Rollin Shovel & Sons, a partnership
by Jess Shovel a partner

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Rollin Showell & Sons, A Partnership
Stone, Idaho
has on 9/11/73 submitted Application No. 17-7024
for a permit to appropriate 4.0 cubic feet per second ~~acres feet per annum~~
of water from a groundwater source
by means of well and pump
within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 13, T. 16S, R. 32E, B.M. Oneida County;
to be used from Apr. 1 to Nov. 1
for the irrigation of 240 acres
within the N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 13, T. 16S, R. 32E; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18,
T. 16S, R. 33E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 9, 1973.

R. KEITH HIGGINSON

Director

Published in the Idaho Enterprise, Malad City, Idaho
on September 20 and September 27, 1973.

17 7024

J. L. Cwik

XXXXXXXXXXXXXXXXXXXX

1515 Lincoln Road

September 14, 1973

RE: Application for Permit No. 17-7024 - Showell
17-7025 - Showell

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

Gentlemen:

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

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

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:cw

Enc: Legal Notice (2)

Bill submitted 9-28-73 by ymt

17 7024

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Rollin Showell & Sons, A Partnership, Stone, Idaho, has on 9/11/73 submitted Application No. 17-7024 for a permit to appropriate 4.0 cubic feet per second of water from a ground-water source by means of well and pump within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 13, T. 16S, R. 32E, B.M. Oneida County; to be used from Apr. 1 to Nov. 1 for the irrigation of 240 acres within the N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 13, T. 16S, R. 32E; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 18, T. 16S, R. 33E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 9, 1973.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad City, Idaho on September 20 and September 27, 1973.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2190



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

October 16, 1973

Re: Permit Nos. 17-7024
17-7025

Rollin Showell & Sons
Stone,
Idaho 83280

Gentlemen:

Enclosed are copies of your approved Application for Permit Nos. 17-7024 and 17-7025. We direct your attention to the conditions of approval as listed on the fourth page of each permit.

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

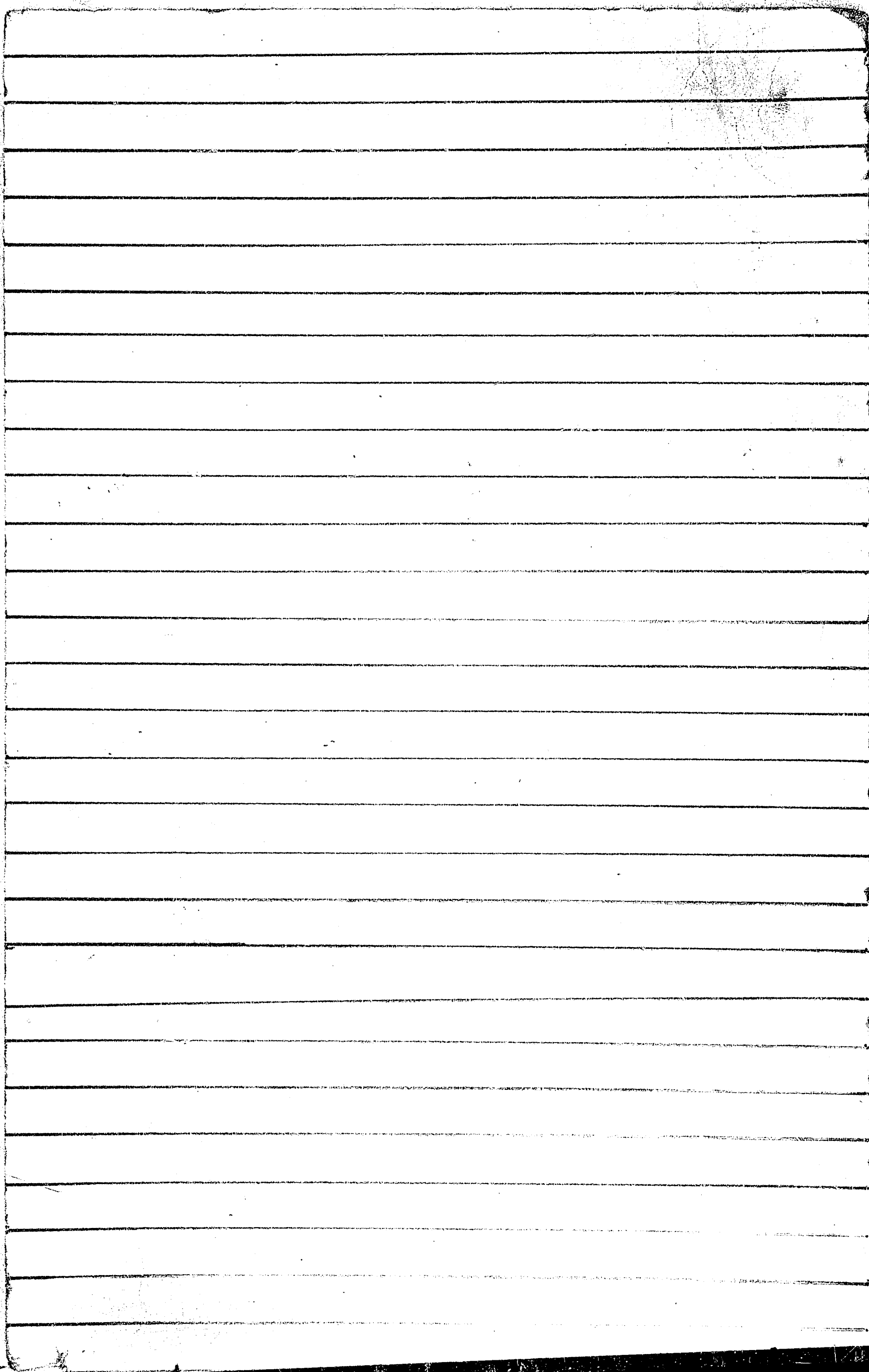
Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

17 7024



Receipt # 4486

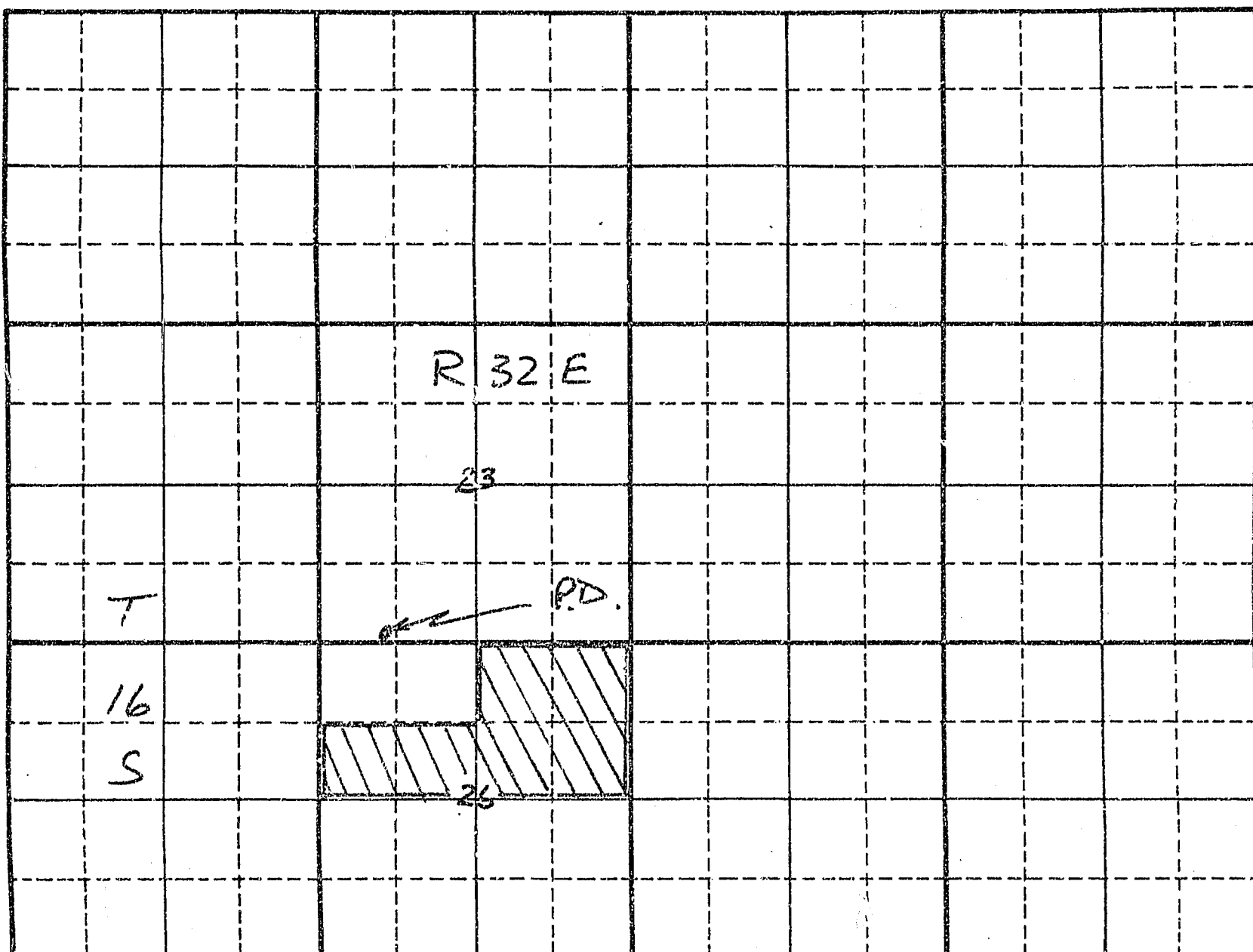
JAN 13 1971

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Permit No. 17-7024

240

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 holders own risk.

Signed at Malad Idaho, this 5th day of January, 19 77.

[Signature]
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN ^{Administrator, Operations Division} ~~Director~~ of the Department of Water Resources hereby APPROVE the above application for amendment on Permit No. 17-7024.

Witness my hand this 19 day of January, 19 77.

[Signature]
~~DIRECTOR~~

Administrator, Operations Division

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED

JAN 14 1977

Department of Water Resources
Eastern District Office

I, Rollin Showell & Sons,, hereby assign to Steven E. Showell
of Stone, Idaho 83280
Address

CHECK ONE

☒

All my right, title, and interest in and to Permit No. 17-7024
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 _____ day of _____, 19 _____.

Rollin Showell
Permit Holder ROLLIN SHOWELL & Sons,
a partnership by/Rollin Showell

Spouse of Permit Holder

State of Idaho)

County of Oneida

ss.

On this 12th day of January, 19 77, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

E. L. Scott
Notary Public residing at

Malad Idaho

My commission expires:

Life

January 19, 1977

Re: Permit No. 17-7024

Steven E. Showell
Stone,
Idaho 83280

Dear Mr. Showell:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records have been changed.

Enclosed is a copy of the approved application for amendment issued on the above permit.

Sincerely,

JANICE RENK
Water Rights

JR

Encl.



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

CERTIFIED MAIL

July 31, 1978

Re: Permit No. 17-70~~24~~

138906

Steven E. Showell
Stone,
Idaho 83280

Dear Mr. Showell:

One of the conditions of approval of your water Permit No. 17-7042 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

RITA FLECK
Water Rights

Encl: Proof affidavit



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

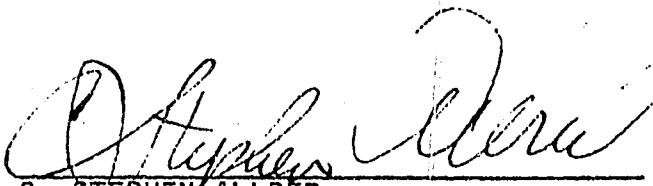
October 17, 1978

Steven E. Showell
Stone,
Idaho 83280

Dear Mr. Showell:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 17-7024 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated July 31, 1978.

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


C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

INTER-DEPARTMENT MEMO — 1

FROM

NOT

DATE

3/15/83

TO

Files 17-7002, 17-7024, 17-7025

SUBJECT

Steve Showell visited this office on this date to determine if Director would reinstate these lapsed permits. I told him we were without authority to do so but had drafted a bill to change the statute. Told him that bill would not necessarily solve all of his problem because of priority advancement. We discussed how unlikely passage of bill would be this late in session.

SIGNATURE

6

Told him I would update an abstract
showing outstanding permits in Basin 17.
+ mail to him as well as provide a copy
of any bill if introduced.

RECEIVED

7/12

25

24

INTER-DEPARTMENT MEMO — 1

FROM Dave T

DATE 8/17/82

TO Phil Rossier

SUBJECT Attached Petition

I'm afraid there is nothing we can do for these people.

The permits in question were all properly ~~issued~~ lapsed
(see microfilm copies, attached.).

Do you see any other possibilities for the Showells?

It is conceivable that they could lose their ~~to~~ ranch over this.

Dave SIGNATURE

INTER-DEPARTMENT MEMO — 1

DATE 2/11/83

FROM NORM

TO Glen Saxton

SUBJECT Showell petition

The Showell's claim that the original of the attached petition was signed & mailed to IDWR last summer. Tuthill remembers it, but no response appears to have been made & apparently the original is lost. Please draft a response for KEN'S signature after you research.

SIGNATURE

March 22, 1983

Steve Showell
Stone, Idaho
83280

Dear Mr. Showell:

As a follow up to your visit to this office and our discussion on March 15, 1983, I am forwarding some information as I indicated I would.

Enclosed is an abstract showing outstanding ground water permits in Basin 17. Some of the permits may have had proof of beneficial use submitted but a license has not yet been issued by this office.

Also enclosed is a draft of legislation which if passed, would allow the director to consider certain late proof submittals. The House Resources Committee gave this bill a "do pass" recommendation yesterday for consideration by the full House later in the week. It will be a very tight schedule to get this bill considered by the Senate this session.

If this office can be of further assistance, please feel free to contact us.

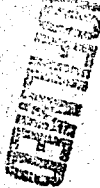
Sincerely,

NORMAN C. YOUNG
Administrator
Resources Administration Division

NGY:alw

Enc. 1s.

cc: Eastern Region



IN THE MATTER OF)
PERMITS 17-7002,)
17-7024 & 17-7025)
STEVEN E. SHOWELL)
& SHOWELL BROTHERS)
PARTNERSHIP)

PETITION FOR REINSTATEMENT
OF PERMITS

RECEIVED

AUG 5 1982

Department of Water Resources
Eastern District Office

Steven E. Showell and Jean Showell are the owners of 400 acres of land located within Sec. 13, 23 & 26 of Twp. 16S, R. 32E, B.M. and Sec. 18, Twp. 16S, R. 33E, B.M. Oneida County.

Permits 17-7002, 17-7024 & 17-7025 were originally owned by Showell Brothers, a partnership consisting of Rollin, Sidney and Steven Showell, ETUX. Showell Brothers had Waymon Yarbrough drill a 16" well in Sept. 1975. The well was drilled to a depth of 333ft. and completely cased.

The partnership was dissolved in 1977 and it was agreed that Steven Showell would receive the well and the three permits. In January of 1977, Steve Showell was assigned permit 17-7024 and made application with the Idaho Dept. of Water Resources to amend the Point of Diversion and Place of use.

Later that year a 75hp pump was installed along with four wheel-lines to irrigate 148 acres. In 1978, an additional 160 acre tract was purchased from the Hurd estate and 80 additional acres were rented from Gilbert Robins. (This 80 acre tract was later purchased also.) A 200hp pump was installed and four additional handlines, four wheelines and a small water cannon were purchased. This system has been used each year since 1978.

In 1978, Proof-due notices were sent by the Dept. of Water Resources. The Petitioners do not recall receiving these notices. They speculate that correspondence related to permits 17-7002, 17-7024 and 17-7025 was received by Rollin Showell (who is now 86 years old) or Sid Showell, neither of whom have any remaining interest in these permits. Steve and Jean Showell were unaware that proof was due or that these permits had lapsed. Permit 17-7022, which is now going to license for the irrigation of 160 acres of lands was filed in the name of Steven Showell.

All correspondence from the Dept. has been received and appropriate action taken. The Petitioners realize that the Director normally does not even consider reinstating permits that have lapsed. However, in most cases the permit holder has an opportunity to re-file. Because the Showell property is located in the Curley critical groundwater area, they have no opportunity to obtain another permit. It seems unduly harsh to force the Showells to lose their investment in their irrigation system and decrease the value of their farm because they can no longer irrigate.

The Petitioners therefore pray the Director of the Dept. of Water Resources will reinstate permits 17-7002, 17-7024 and 17-7025 and allow them to keep the equity they have in their farm and the investment they have in their irrigation system.

Signed at Malad this 29 day of July, 1982.

PETITIONERS

Steven E. Showell
STEVEN E. SHOWELL

Jean Showell
JEAN SHOWELL

Sworn to before me this 29th day of July, 1982.

Cindy Williams
Notary Public
Residing at Malad, Idaho

My commission expires Life

RECEIVED
JUL 30 1982
IDAHO DEPT. OF WATER RESOURCES

Mem

ATTEST OF)
)
PERMITS 17-7002.)
)
17-7024 & 17-7025)
)
STEVEN E. SHOWELL)
)
& SHOWELL BROTHERS)
)
PARTNERSHIP)
)
)

PETITION FOR REINSTATEMENT
OF PERMITS

RECEIVED

FEB 10 1983

Department of Water Resources

Steven E. Showell and Jean Showell are the owners of 400 acres of land located within Sec. 13, 23 & 26 of Twp. 16S, R. 32E, B.M. and Sec. 18, Twp. 16S, R. 33E, B.M. Oneida County.

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The partnership was dissolved in 1977 and it was agreed that Steven Showell would receive the well and the three permits. In January of 1977, ^{Steve} Steve Showell was assigned permit 17-7024 and made ^{Steve} application with the Idaho Dept. of Water Resources to amend the Point of Diversion and Place of use.

Later that year a 75hp pump was installed along with four wheel-lines to irrigate 148 acres. In 1978, an additional 160 acre tract was purchased from the Hurd estate and 80 additional acres were rented from Gilbert Robins. (This 80 acre tract was later purchased also.) A 200hp pump was installed and four additional handlines, four wheelines and a small water cannon were purchased. This system has been used each year since 1978.

In 1978, Proof-due notices were sent by the Dept. of Water Resources. The Petitioners do not recall receiving these notices. They speculate that correspondence related to permits 17-7002, 17-7024 and 17-7025 was received by Rollin Showell (who is now 86 years old) or Sid Showell, neither of whom have any remaining interest in these permits. Steve and Jean Showell were unaware that proof was due or that these permits had lapsed. Permit 17-7022, which is now going to license for the irrigation of 160 acres of lands was filed in the name of Steven Showell.

RECEIVED

All correspondence from the Dept. has been received and appropriate action taken. The Petitioners realize that the Director normally does not even consider reinstating permits that have lapsed. However, in most cases the permit holder has an opportunity to re-file. Because the Showell property is located in the Curlew critical groundwater area, they have no opportunity to obtain another permit. It seems unduly harsh to force the Showells to lose their investment in their irrigation system and decrease the value of their farm because they can no longer irrigate.

The Petitioners therefore pray the Director of the Dept. of Water Resources will reinstate permits 17-7002, 17-7024 and 17-7025 and allow them to keep the equity they have in their farm and the investment they have in their irrigation system.

Signed at _____ this _____ day of _____, 1982.

PETITIONERS

STEVEN E. SHOWELL

JEAN SHOWELL

Sworn to before me this _____ day of _____, 19____.

Notary Public
Residing at _____

My commission expires _____

RECORDED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 17-7024
THE NAME OF STEVEN E. SHOWELL

ORDER OF REINSTATEMENT

WHEREAS, on October 15, 1973, the Director of the Department of Water Resources issued Permit No. 17-7024 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before October 1, 1978 and,

WHEREAS, on July 31, 1978, the Department sent a proof due notice to the permit holder; and,

WHEREAS, on October 17, 1978, the Department sent a lapse notice to the permit holder since neither proof of beneficial use nor a request for extension of time had been received from the permit holder; and,

WHEREAS, on May 17, 1983, proof of beneficial use was submitted by the permit holder; and,

WHEREAS, amendments to Section 42-218A Idaho Code effective April 8, 1983 provide that the Director may reinstate a permit upon which proof has been submitted subsequent to the sixty day period after the notice of lapsing; and,

WHEREAS, the permit holder has shown adequate cause that the permit can be reinstated;

It is, therefore hereby ORDERED that permit No. 17-7024 be reinstated; and It Is Further ordered that the priority be advanced to May 17, 1983.

Dated this 6th day of October, 1983.

L. Glen Saxton

L. GLEN SAXTON, Chief Operations Bureau

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
(Late Proof)

License of Water Right No. 17-7024 Priority May 17, 1983 Amount 2.88 cfs

THIS IS TO CERTIFY, that Steven E. Showell
of Malad, Idaho, has complied with the terms and conditions of Permit
No. 17-7024 issued pursuant to Application for Permit dated September 11, 1983,
and has submitted proof to the Department of Water Resources on May 17, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.72 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>2.88</u> cfs and	<u>836.5</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 2.88 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
836.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23,
Twp 16S, Rge 32E in the County of Oneida

Description and location of place of use:

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 $\frac{1}{4}$	
16S	32E	26	40	40	40	40			39	40									239

Total number of acres irrigated 239

CONDITIONS OF APPROVAL

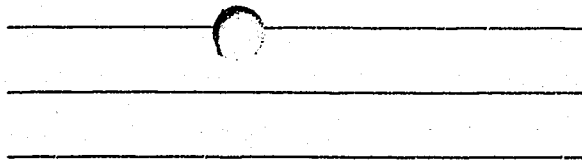
a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 21st day of JUNE, 19 85.

Acting for the Norm C Young
Director



PLACE
13 CENT
STAMP
HERE



RECEIVED
MAY 17 1983

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 17-7024

Name(s) of Permit Holder: Steven E. Showell

Post Office Address: 243 No. 2 West

Malad, Id. 83252 Tel. No. 766-4635

Source of Water: well

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation _____ (acres)
☐ Other _____

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

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

5/9/83
Date

Steven E. Showell
Signature of Permit Holder



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

May 25, 1983

Steven E. Showell
243 N. 2 W.
Malad, ID 83252

Dear Mr. Showell:

Re: Lapsed Permit Nos. 17-7002, 17-7024 and 17-7025

This office has received copies of several documents submitted on your behalf by D. Michael Broadhead of the First Bank and Trust of Idaho. The documents were submitted pursuant to your discussions with this Department and the recent changes to Section 42-218a, Idaho Code.

This proof card which you submitted for 17-7022 will be discarded since a license has been issued for that permit.

A review of the microfilm for each of the lapsed permits shows the following:

Permit No. 17-7002

- Permit in the name of Showell Brothers, Steven Showell and Sidney Showell
- Proposed well location in the SW1/4SE1/4, Sec. 23, T16S, R32E.
- Land to be irrigated: S1/2SW1/4, Sec. 23; N1/2NW1/4, Sec. 26, T16S, R32E.
- Authorized permit development period: April 5, 1968 thru April 1, 1978

Permit No. 17-7024

- Permit in the name of Steven E. Showell

- Proposed well location in the SW1/4SW1/4, Sec. 23, T16S, R32E.
- Land to be irrigated NE1/4, S1/2NW1/4, Sec. 26, T16S, R32E.
- Authorized permit development period: October 15, 1973 to October 1, 1978

Permit No. 17-7025

- Permit in the name of Rollin Showell and Sons, a partnership
- Proposed well location in the NE1/4NE1/4, Sec. 9 T16S, R32E
- Land to be irrigated - 100 acres in E1/2NE1/4, Sec. 9; NW1/4NW1/4 Sec. 10, T16S, R32E
- Authorized permit development period: October 15 1973 to October 1, 1978

The Department records include a well log showing that Yarbrough Drilling drilled a 330-foot well in Sec. 23, T16S, R32E. The 40-acre tract in which the well is located, however, is not clear on the log. The log shows that the well was started in September 1975 and finished October 23, 1975. The log appears to be clearly related to lapsed Permit No. 17-7002. I cannot locate well logs in connection with Permit Nos. 17-7024 and 17-7025.

Several items of information are needed before the documentation submitted can be considered sufficient to reinstate the permits. The items include:

- a) Potential assignments depending on which of the three lapsed permits were developed in the authorized periods.
- b) Legal description documentation of land irrigated and evidence of date when water was first applied to a beneficial use, i.e. aerial photos adequately identifying irrigated land may show that the land was irrigated in the authorized period.
- c) Additional information differentiating project #1 from project #2 or #3 as shown on the Del-Vee Sales and Service statements which were submitted as proof of development.

Since the authorized period of development for Permit No. 74-7002 ended April 1, 1978 and on October 1, 1978 for Permit No. 17-7024, it is extremely important to clearly demonstrate that the water was applied to a beneficial use prior to those dates.

Your supplemental submittal of information to address questions raised in this letter should also describe reasonable cause why proof was not originally timely filed.

Please respond to this letter within 60 days in order that the Department can further consider reinstatement of the permits. If you have questions, please feel free to contact me at phone 334-4410.

Sincerely,

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

LGS:rf

cc: C. Michael Broadhead, First Bank and Trust of Idaho

All correspondence from the Dept. has been received and appropriate action taken. The Petitioners realize that the Director normally does not even consider reinstating permits that have lapsed. However, in most cases the permit holder has an opportunity to re-file. Because the Showell property is located in the Curlew critical groundwater area, they have no opportunity to obtain another permit. It seems unduly harsh to force the Showells to lose their investment in their irrigation system and decrease the value of their farm because they can no longer irrigate.

The Petitioners therefore pray the Director of the Dept. of Water Resources will reinstate permits 17-7002, 17-7024 and 17-7025 and allow them to keep the equity they have in their farm and the investment they have in their irrigation system.

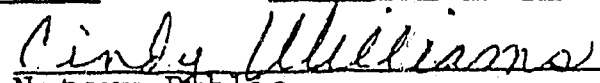
Signed at Malad this 29 day of July, 1982.

PETITIONERS


STEVEN E. SHOWELL


JEAN SHOWELL

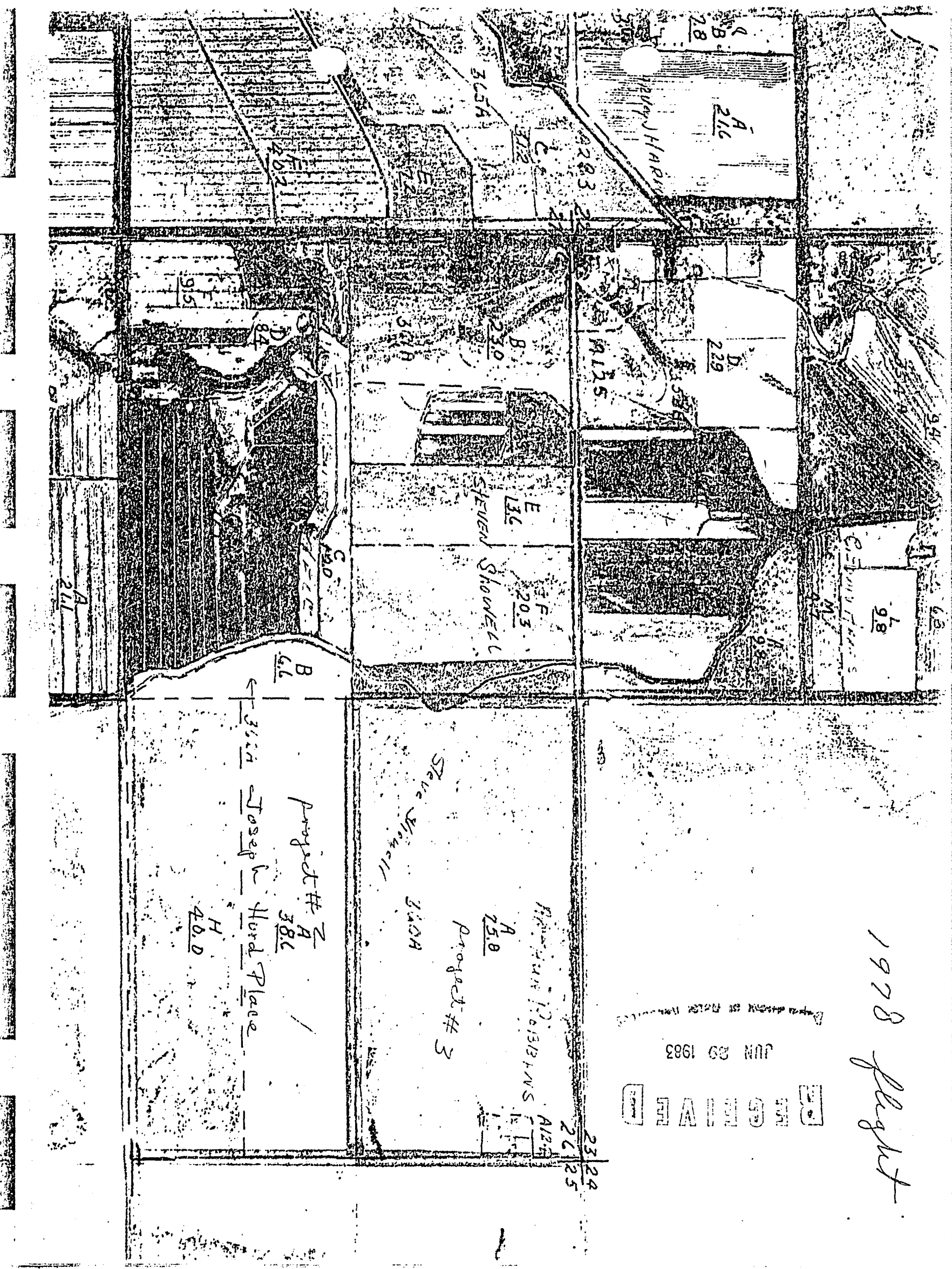
Sworn to before me this 29th day of July, 1982.


Notary Public
Residing at Malad, Idaho

My commission expires Life

1978 flight

RECEIVED
JUN 29 1983
DEPT. OF AGRICULTURE



This is a high-contrast, black and white aerial photograph of a coastal region, likely a map or a scanned document. The image is divided into several rectangular sections by dashed lines. The top section contains the text "1978 flight 70" written in a cursive script. Below this, the map shows a coastline with various labels and numbers. On the left side, there are labels "A126" and "361A". In the center, there are labels "77.0" and "66.3". On the right side, there are labels "A125" and "360A". At the bottom, there are labels "A124" and "362A". The bottom right corner features a date stamp "JUN 29 1983" and the word "RECEIVED" in a bold, sans-serif font. The overall image is grainy and has a high level of contrast, typical of a scanned aerial photograph.

100-443888-100
JUN 29 1983

ASCS-156-2 FARM RECORD CARD

USDA
ASCS

124 STEVE SHOWELL 80 76
A
OP STONE ID 83280 I18
528 54 9410 9

CONTRIBUTION		1	2	1	2
CAP	WBP				
	CCP				
	REAP				
	RCP				
GPPCP					

12 GILBERT ROBBINS
A 523 1ST STREET
W RUPERT IDAHO 83350

360A 80 76 I-18

Recon. Ref.

C O N T R I B U T I O N	1	2	3	4	1974	1975	1976	1977	1978
	Preliminary	Adjustment	Adjustment	Effective					
W H E A T	1 Preliminary	2 Factored	3 Adjustment	4 Effective					
ROTATION FACTOR	1	2	3	4					
ODD	1	2	3	4					

125 crops reported in alfalfa

										1974	1975	1976	1977	1978
C O R N	1	Preliminary												
	2	Factored												
	3	Adjustment												
	4	Effective												
	5	Preliminary												
	6	Final												
Planted	7													
P L A N T S H.	1	Preliminary												
	2	Factored												
	3	Adjustment												
	4	Effective												
	5	Preliminary												
	6	Final												
Planted	7													
B A R L E Y	1	Preliminary												
	2	Factored												
	3	Adjustment												
	4	Effective												
	5	Preliminary												
	6	Final												
Planted	7													
R O T A T I O N F A C T O R	1	Preliminary												
	2	Factored												
	3	Adjustment												
	4	Effective												
	5	Preliminary												
	6	Final												
Planted	7													
O D D E V E N	1	Preliminary												
	2	Factored												
	3	Adjustment												
	4	Effective												
	5	Preliminary												
	6	Final												
Planted	7													
T O T A L	1	Soybeans												
	2	Base												
	3	P & CP												
	4	Base loss												
	5													
	6													
Planted	7													
B Y	1													
	2													
	3													
	4													
	5													
	6													
Planted	7													

FARM RECORD CARD

124 STEVE SNOWELL 80 76
A
OP STONE ID 83230 I18
523 54 7410 9

24
BERT ROBBINS
23 1ST STREET
W RIFLETT ILAND 83350
360A 80 76 T-18

[illegible]

		BARLEY					
		ITEM	1979	1980	1981	1982	1983
1	Preliminary	Irrigated					58
		~~Non-Irrigated~~					
Y 2	Factored	Irrigated				58	58
1		~~Non-Irrigated~~					
E							

[illegible]Recon. Ref.

1979	1980	1981	1982	1983
------	------	------	------	------

1	Preliminary	80.0	75.5	25.8
2	Adjustment	-4.2		
NCA				

COMPONENT	3	4
WSP	Factored	Effective
E.V.		75.8

Y 1 E 1 D	Y 2 F 1 C T O R E D	A C R E S	R 7 C O N S I D E R E D
1 Preliminary	Irrigated		
	Non-Irrigated		
2 Factored	Irrigated		
	Non-Irrigated		
3 Adjusted	Irrigated		
	Non-Irrigated		
4 Effective	Irrigated		
	Non-Irrigated		
5 Yield Per Acre	Irrigated		
	Non-Irrigated		
6 Planted	Irrigated		
	Non-Irrigated		
	Irrigated		

OATS					0	0
1	Preliminary					
2	Factored					
3	Adjusted					
4	Effective					
5	Yield Per Acre					
6	Planted	75.8			0	
7	Considered					
8	P&CP	0	0	1	0	
9	ACTUAL YIELD	74	75	76	77	79

	Y	E	L	D.	A	C	R	S
1 Preliminary								
2 Factored								
3 Adjusted								
4 Effective								
5 Yield Per Acre								
6 Planted								
7 Considered								
8 P&CP								

0001 66 1111

0001 66 1111

243 No. 24
Malad, Idaho
June 23, 1983
RECEIVED

JUN 23 1983

Department of Water Resources
State Office 450 W. State Street,
Boise, Idaho 83720
Att: Mr. L. Glen Sexton

Dear Mr. Sexton:

In regards to lapsed permits 520-
17-7002, 17-7024 and 17-7025,
and in answer to your letter of May 25, 1983,
I have hoped sufficient proof was
supplied.

You should have in your file
a petition submitted by us on July 29,
1982, which explains the circumstances
surrounding these permits. I have enclosed
a copy. Steve and Michael Broadhead
made a trip to Boise on March 15, 1983,
and spent two days with Norman Yarn
explaining this situation. Please confirm
your information with him.

The A.S.L. office has supplied me with
copies of aerial photos taken in 1970 and 1971.
The fall, 1978 photo shows grain stubble
which you know, could not have been grown
without irrigation.

2/ The water log, of which you have a copy, is dated Nov 1, 1975. The well and main line were completed in June, 1976, but too late to get a very good crop that year. In 1977 an excellent crop of Barley was grown. I have enclosed a family picture showing myself, Steve, a daughter and son, taken in August 1977. The daughter was married in Nov. 1977, and left. The boy was born in 1974, and you can see, is 3 years old. We are standing in the middle of the barley field on the H.M. Robbins place. Note the height of the barley. This could not have been grown without irrigation.

In regards to projects #1, 2 & 3, we accumulated this place in three different purchases, the H.M. Robbins place, the Joseph Hurd place, & the Arthur Robbins place, which we leased before purchase. The numbers refer to developments added in each place as it was needed.

I understand from Steve that permits #7024 and 7025 were both diverted into the hole specified in the

3/ location of 7002. This is why no development records are included on these.

The reason I included a ^(proof?) permit Card for 17-7022 is that both wells were supposed to be in the process of being approved together. We checked repeatedly and thought work had been done as needed in clearing both of them. In 1977 measuring devices were required on both wells, which we had installed, and both were examined, then we were told they were not needed. At this time the well was engaged in beneficial use and seen by your men.

We are very anxious to have this lapsed permit reinstated, because as you know, we are in the Curlew critical ground water area, and if we do not have irrigation water, we will have nothing, and our farm will be lost. I sincerely hope I have included sufficient proof for your needs. Steve has given me this responsibility and I have done my best.

If you have further questions please call my office at 208-766-2243.

Sincerely,

Jean A. Howell

RECEIVED

JUN 29 1983

IN THE MATTER OF)
PERMITS 17-7002,)
17-7024 & 17-7025)
STEVEN E. SHOWELL)
& SHOWELL BROTHERS)
PARTNERSHIP)

PETITION FOR REINSTATEMENT
OF PERMITS

Steven E. Showell and Jean Showell are the owners of 400 acres of land located within Sec. 13, 23 & 26 of Twp. 16S, R. 32E, B.M. and Sec. 18, Twp. 16S, R. 33E, B.M. Oneida County.

Permits 17-7002, 17-7024 & 17-7025 were originally owned by Showell Brothers, a partnership consisting of Rollin, Sidney and Steven Showell, ETUX. Showell Brothers had Waymon Yarbrough drill a 16" well in Sept. 1975. The well was drilled to a depth of 333ft. and completely cased.

The partnership was dissolved in 1977 and it was agreed that Steven Showell would receive the well and the three permits. In January of 1977, Steve Showell was assigned permit 17-7024 and made application with the Idaho Dept. of Water Resources to amend the Point of Diversion and Place of use.

Later that year a 75hp pump was installed along with four wheel-lines to irrigate 148 acres. In 1978, an additional 160 acre tract was purchased from the Hurd estate and 80 additional acres were rented from Gilbert Robins. (This 80 acre tract was later purchased also.) A 200hp pump was installed and four additional handlines, four wheellines and a small water cannon were purchased. This system has been used each year since 1978.

In 1978, Proof-due notices were sent by the Dept. of Water Resources. The Petitioners do not recall receiving these notices. They speculate that correspondence related to permits 17-7002, 17-7024 and 17-7025 was received by Rollin Showell (who is now 86 years old) or Sid Showell, neither of whom have any remaining interest in these permits. Steve and Jean Showell were unaware that proof was due or that these permits had lapsed. Permit 17-7022, which is now going to license for the irrigation of 160 acres of lands was filed in the name of Steven Showell.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

October 7, 1983

Steven E. Showell
243 N. 2nd W.
Malad, ID 83252

Dear Mr. Showell:

Re: Lapsed Permit Nos. 17-7002, 17-7024 and 17-7025

Enclosed are reinstatement orders relative to permits 17-7002 and 17-7024.

Reinstatement of these permits provides for a maximum of 7.20 cfs (360 miner's inches) for the irrigation of a maximum of 400 acres in the N $\frac{1}{2}$ of Sec. 26 and the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 23, Twp. 16S, Rge. 32E. Our regional office in Idaho Falls will be advised that a field examination needs to be made.

The evidence submitted relative to 17-7025 does not appear to justify reinstatement of the permit since no development in E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9 and NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 10, Twp. 16S, Rge. 32E (the authorized place of use under the permit) appears to have been made under this permit.

If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:rf

Enclosures

cc: Eastern Region



H.J. CAMPBELL
AGENCY
RUBY CAMPBELL MILES
G.R.I., BROKER

AGRICULTURAL FINANCIAL MANAGEMENT AND REAL ESTATE CONSULTATION

March 13, 1985

RECEIVED
MAR 15 1985

Mr. Jim Johnson
Department of Water Resources
Statehouse
Boise, Idaho 83720

Department of Water Resources

Re: Permit No. 17-7002
Permit No. 17-7024
Steve Showell License

Dear Mr. Johnson:

The above referenced permits have been submitted to your office for final licensing. It is imperative at this time that a license be issued on these permits. The property named in the permits is currently on the market for sale but a sale cannot be consummated until we have the license. We were unable to ratify a sale on the property a few months ago due to the fact that there was no license on the well.

Mr. Showell's bank is putting alot of pressure on me and Mr. Showell to get this property sold. Any assistance you could give at this time to get this matter cleared up would be appreciated.

Thank you.

Very truly yours,

Ruby C. Miles, G.R.I.
Broker

P.O. BOX 333, LOGAN, UTAH 84321 • (801) 753-7807

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Permit No. 17-7002
17-7024
Owner: Steve Showell Phone No. 766-4635
Current Address: 243 N. 200 West Malad, ID 83252
Accompanied by: Applicant EXAM. DATE: 7-19-84
Address: _____ Phone No. 766-4635
Relationship to Permit Holder: _____
Source: Groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Newman	200	S1169001	Flowsay	76-9024

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

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

Well/pump for 12 sprinkler lines

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
McCrumb meter				NA		

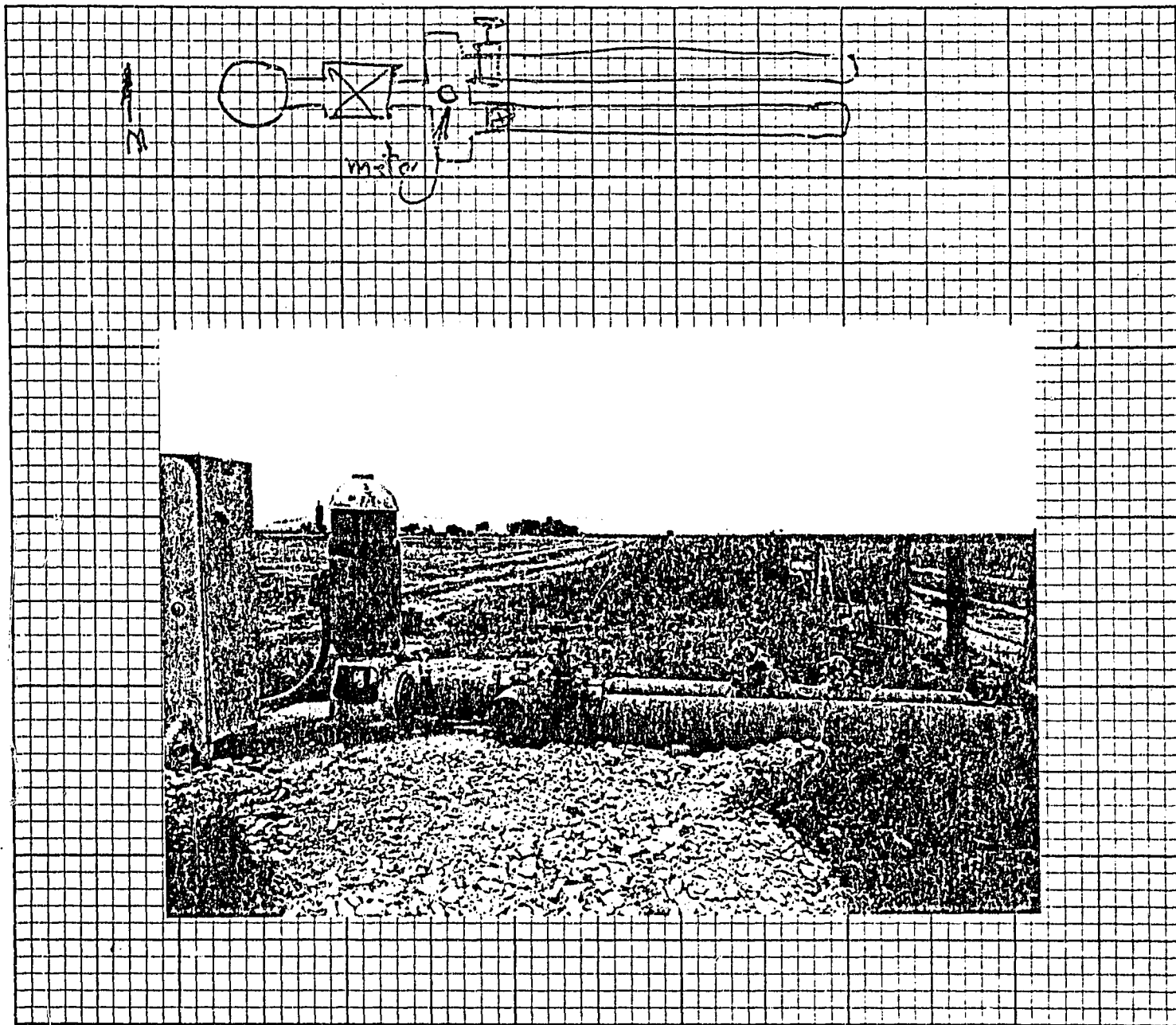
Measurements By Meter 2200 gpm (4.9 cfs) ☐ Additional data/computation sheets attached
.0065 cfs / one minute (4.7 cfs)

Point(s) of Diversion:						Indicate Method of Determination			
Ident #	1/4	1/4	1/4	Sec.	Twp.	Rge.	Survey Information from Known Corner	County	Remarks
		SE	SW	23	16S	32E		Oneida	

Place(s) of Use:			Irrigation - give acres served by system at time of exam. Indicate Method of Determination _____																Totals
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				
16S	32E	26	40	40	40	40			39	40									239
		23											34	40					74
		26					40	39											79
Total Acres _____																			

Per telecon
w/SEIP
7/11/84
KW

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. 17-7002 + 11-7024
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks PD on amendment for 17-7002 appears to be typo error.
Map on back shows SWSW of Sect. 23. PD for both permits
in SWSW Sect. 23

15. 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

16. Examiner's/Consultant's Signature

[Signature]

Date 7-19-84

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

CONSULTANT SEAL

RECEIVED

SEP 13 1984

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT17-7024
Permit No.

Department of Water Resources

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$\begin{aligned} \text{By meter} - 2200 \text{ gpm} &= 4.9 \text{ cfs} \\ .0065 \text{ cfs} / 60 \text{ sec.} &= \boxed{4.72 \text{ cfs}} \text{ capacity} \end{aligned}$$

392 acres irrigated under two permits of which 239 are under #17-7024

$$\frac{4.72 \text{ cfs}}{392 \text{ acres}} = 0.012 \text{ cfs/acre}$$

$$0.012 \text{ cfs/acre} \times 239 \text{ acres} = \underline{2.87 \text{ cfs}} \\ \underline{2.88 \text{ cfs}} \text{ div. rate}$$

$$1.84 - 17-7002$$

$$+ 2.87 - 17-7024$$

$$4.71 - \text{ok, allow}$$

$$\text{W/ 2.88 cfs for 17-7024}$$

- b) Volume Calculations for Irrigation:

$$\begin{aligned} &239 \times 3.5 \\ V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{836.5 \text{ ac-ft}} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{2.88 \text{ cfs} \times 214 \text{ days} \times 1.9835 = 1222.4} \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{836.5 \text{ ac-ft}} \end{aligned}$$

214 days = irrig. season

3.5 AF/ACRE = irrig. requirement

- c) Volume Calculations for Other Uses:

2. Overlap Review

- a) Other water rights with same place of use:
- None

- b) Other water rights with same point of diversion:
- 17-7002 + 17-7024 use the same point of diversion

- c) Analysis:

10 day

- | 6. Beneficial Use | Period of Use | | Rate of Diversion | Annual Volume |
|-------------------|---------------|--------|-------------------|---------------|
| | From | To | Q (cfs) | V (afa) |
| Irrigation ✓ | 4-1 ✓ | 11-1 ✓ | 2.88 cfs ✓ | 836.5 ✓ |
| | | | | |
| | | | | |

7. Point(s) of Diversion: ☒ no change

8. Place(s) of Use ☒ no change

9. Recommended Conditions/Remarks: no overlap w/ 17-2023 - no
condition necessary.

- ☐
- Change P.U. as reflected above
- ☐
- Add P.U. as reflected above
- ☐
- Other

- Date 4/11/85

Overlap Review for Permits 17-7002 & 17-7024

per terminal 4/11/85:

pd/tr point of diversion: (same for both)
17-7024 shows up (only)

u/tr place of use:

17-7002 - SWSW - 23 - none

SESW - - 17-2023

NENW - 26 - 17-2023

NWNW - - none

17-7024 - NENE - 26 - none

NWNE - - none

SWNE - - none

SENE - - none

SWNW - - none

SENW - - none

17-2023 - only overlapping right
on these lands - Lic. from
unnamed stream, 0.8 cfs

p/d - SWSE, S23, T16S, R32E - different
source - no overlap, see copy
attached - Recommend R30 ^{Box 17-7002} as
condition to limit all rights
to 0.02 cfs/acre. kw

State of Idaho
License and Certificate of Water Right

Water License No. 21439

Amount 0.8 second foot

Water District No.

Priority February 28, 1950

THIS IS TO CERTIFY that H. B. ROBBINS
of Stone, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 28, 1950; that Permit No. 21439
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
One second foot, was issued thereunder on August 5, 1952, showing that said works
were completed on the 8th day of October, 1951; and that on the 20th
day of October, 1952;

H. B. ROBBINS

of Stone, State of Idaho

, made proof to the satisfaction of the

State Reclamation Engineer

of Idaho, of the right to use the waters of an un-named

stream, a tributary of - -

, for the purpose of Irrigation and domestic

use, under Use Permit No. 21439

of the Department of Reclamation

and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

8 of Licenses at page 5153, on the 6th day of October, 1953;

The right hereby confirmed dates from February 28, 1950;

The Point of Diversion is located

in the NW 1/4 SE 1/4, Sec. 23, Twp. 16 S R. 32 E., B. M. County Oneida

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.8 cubic feet per second.

In the NW 1/4 SE 1/4, Sec. 23, Tp. 16 S, R. 32 E., B. M. _____ County Oneida

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
16 S.	32 E.	23	SE 1/4 SW 1/4 NE 1/4 NW 1/4	25	15
		26	Number of Acres Actually Irrigated -	-	40

Note:
The P.D. for this license is in error. The legal description should read the SW 1/4 SE 1/4 of Section 23, T16S, R32E.

Dick Link
7-19-77

confirmed is restricted to the lands or place
nation Engineer, affixed at Boise, Idaho, this
MARK R. KULP
State Reclamation Engineer.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

April 16, 1985

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

RE: Permit No. 17-7024

Steven E. Showell
243 N. 200 W.
Malad, ID 83252

Dear Mr. Showell:

A representative of this Department has made an examination of the works covered by your Permit No. 17-7024, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 2.88 cfs Source: groundwater

The maximum quantity diverted shall not exceed 836.5 acre feet
per year.

Point(s) of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Twp 16S, Rge 32E

Beneficial Use: Irrigation of 239 acres within NE $\frac{1}{4}$, S $\frac{1}{4}$ NW, Sec. 26,
Twp 16S, Rge 32E

Priority date established: May 17, 1983 (Late Proof)

Conditions (if any):

If you do not concur with these findings, please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

July 10, 1985

RE: Permit Nos. 17-7002 & 17-7024

Steven E. Showell
243 N. 200 W.
Malad, ID 83252

Dear Mr. Showell:

We acknowledge receipt of the Assignment of Permit No. 17-7002 to you.

Enclosed is a copy of the Water Right License issued for Permit No. 17-7024 and a copy of the License and the approved Application for Amendment of Permit No. 17-7002. Also enclosed is Departmental Receipt No. 36469 in the amount of \$20.00 for the Application for Amendment.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosures