

Identification No. 17 7051
Application No. _____

APPROVED 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 KARL M. SMITH Phone: 7664538 6982433
post office address HOLBROOK RT. MALAD ID. 83252
2. Source of water supply GROUND WATER which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33 Township 14S
Range 33E 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 .8 cfs for IRR purpose from AP 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. .8 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. EXISTING WELL, PUMP, SPRINKLER

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 22 inches; proposed depth of well is 300 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 \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ 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: _____

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14S	33E	32													40			40	80
		33									40	40							80

Total number of acres to be irrigated 160

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

LICENSE G-24562, 2.4 cfs 120 acres

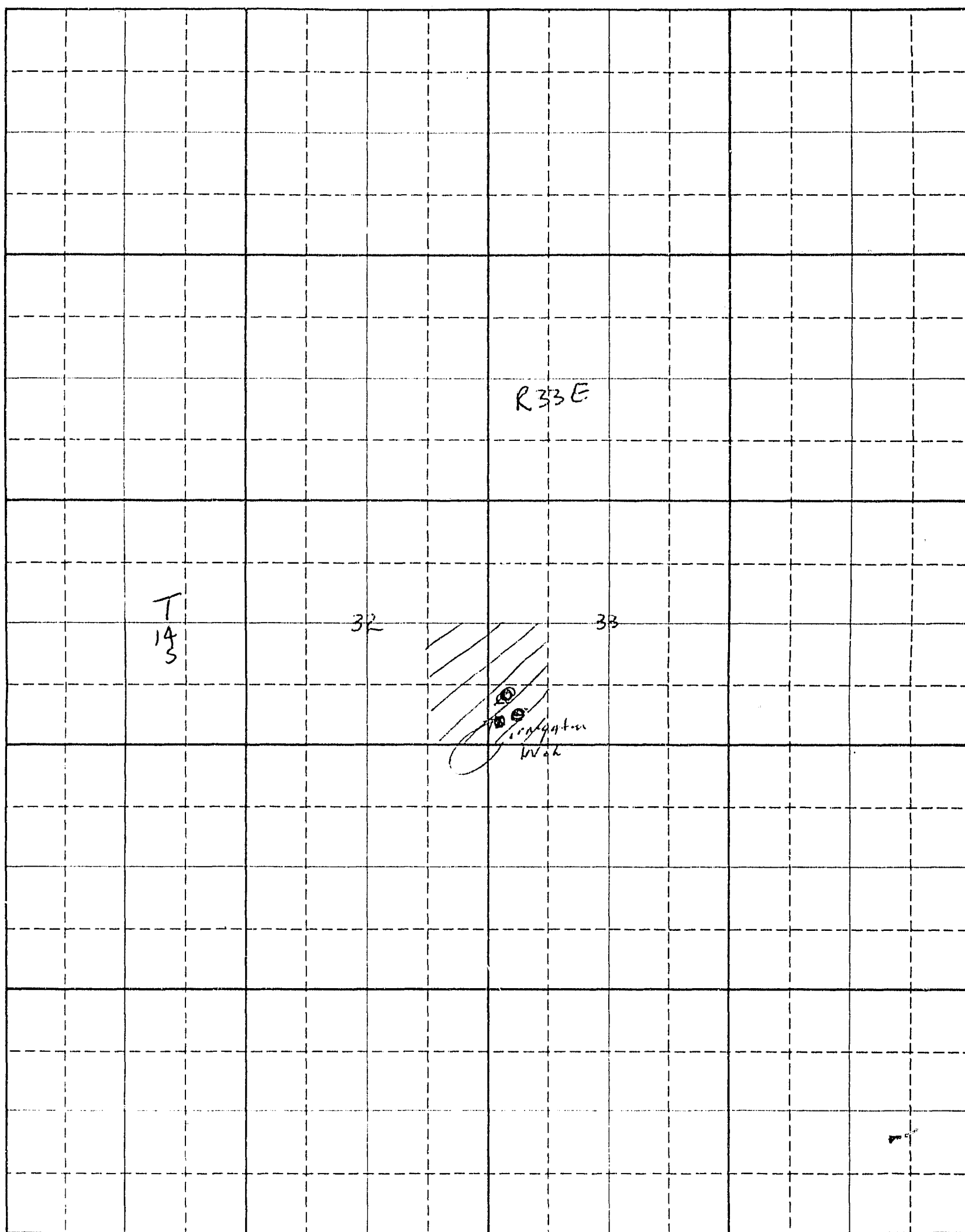
9. a. Who owns the property at the point of diversion APPLICANT

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.

Karl M. Smith
(Applicant)

Proposed Priority 6-20-1975

MB 6-20-75 11:15 A.M.
Received by MB Date 4-9-75 Time 4:30 p.m.
Preliminary check by MR Fee \$ 25.00
Receipted by MB Date 6-20-75 # 4301
Publication prepared by MB Date 6-20-75
Published in Idaho Interpress
Publication dates June 26 & July 3, 1975
Publication approved W Date 7-11-75
Priority reduced to _____ Reason _____

Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

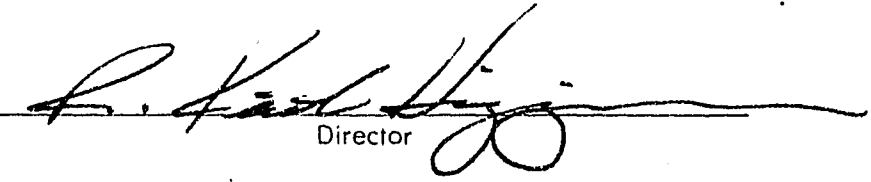
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 17-7051, and said application is hereby APPROVED.

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 July 1, 19 80.
- 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 15 day of July, 19 75.


Director

RECEIVED

JUL 11 1975

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Karl M. Smith, Malad Idaho has on 6-20-75 submitted Application No. 17-7051 for a permit to appropriate 0.8 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 14S, R. 33E, B.M., Oneida County; to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33, T. 14S, 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 Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before July 14, 1975.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad, Idaho on June 26 and July 3, 1975.

AFFID IT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Rosa Hundel being first duly sworn on his oath, states: That she is clerk 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 publication 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 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 26 day of June, 1975 the date of the last publication being the 3 day of July, 1975.

Subscribed and sworn to before me this 10 day of July, 1975.

H. M. Napton
Notary Public, residing at Malad, Idaho

My Commision expires the 10 day of Oct, 1977

Costs:

28 lines at 23c per line first insertion \$ 6.44

..... lines tabulated at 34 $\frac{1}{2}$ c per line \$

15c per line each subsequent insertion \$ 4.20

TOTAL \$ 10.64

(Rates for legal notices are fixed by Idaho law)

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Smith - 8

LT 6-20-75

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

(1) " "

In form to receipt YES

(2) " "

Send Copies to:

- ☐ Idaho State Health Department
- ☐ Idaho Fish and Game Department
- ☐ Bureau of Land Management

(3) " "

- NA ☐ Request Special Use Permit from U.S.F.S.
- NA ☐ Request Easement from B.L.M.
- ☐ Request Information from Applicant

(4) " "

In form for advertising YES

(5) " "

Platted on Map No. "

(6) " "

Located within Water District No. NA

(7) " "

Critical groundwater area: yes " no ☒

(8) " "

Groundwater levels:

" Declining, ☒ Stable, " Increasing

(comment) 155 32E 7000

(9) " "

Other rights on the same place of use YES

(10) " "

Comments: Lic "G 2456 2/17-2029 2.4 cfs/120 acres

(11) OW 7-11-75

Affidavit of Publication received (date) July 11-75

(12) RDC 7/14/75

Final date for protests July 14, 1975
Protests received: yes " no "

(13) " "

All requested information received from agencies or applicant: yes OK no "

(14) " "

Action recommended:

☒ Approve " Deny "

6/20/75 Proposed Priority

" Reason for Reduction "

☒ Measuring device required

" See attached sheet for other conditions of approval

" No special conditions for approval

(15) District E By RDC Date 7/11/75

RECEIVED

JUL 15 1975

[Signature]

April 10, 1975

Mr. Karl M. Smith
Holbrook Rt.
Malad City, ID 83252

Dear Mr. Smith:

This office finds it necessary to return the 3 application for permit forms and the claim to a water right with your check No. 92-86 in the amount of \$55.00, because the filing fee was insufficient. In reviewing the applications it was noted that the application with the well listed in Section 33 required a \$25.00 filing fee instead of the \$10.00 which we discussed. All the forms appear to be in satisfactory form for advertising.

We have also enclosed a partially completed application for transfer of water right No. 17-2029. Please check it for correctness and if it meets with your approval, sign it before a Notary Public and return it with the statutory filing fee of \$30.00.

The filing fee needed for the 3 application for permit forms, the claim to a water right and the application for transfer of water right is \$100.00. Please remit this amount at your earliest convenience and we will be happy to commence processing.

Very truly yours,

BILL RHOADS
Water Resource Specialist

BR:mb

Enclosures

June 20, 1975

RE: Application for Transfer No. 17-2029
Claim to a Water Right No. 17-4023
Application for Permit No. 17-7051
" " " No. 17-7052
" " " No. 17-7053

Mr. Karl M. Smith
Holbrook Route
Malad City, Idaho 83252

Dear Mr. Smith:

Attached herewith is departmental receipt No. 4301 in the amount of \$100.00 for the above referenced applications.

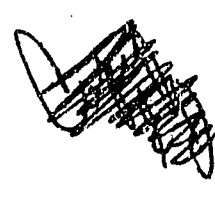
If we may be of further assistance, please feel free to contact us.

Very truly yours,

LOREN O. HOLMES
Assistant to the
District Engineer

LOH:MB

Attachment



NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Karl M. Smith,

Malad, Idaho

has on 6-20-75 submitted Application No. 17-7051

for a permit to appropriate 0.8 cubic feet per second ~~approx feet per second~~
of water from a ground-water source

by means of well and pump

within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 14S, R. 33E, B.M., Oneida County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 160 acres

within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33, T. 14S, 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 Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before July 14, 1975.

R. KEITH HIGGINSON

Director

Published in the Idaho Enterprise, Malad, Idaho

on June 26 and July 3, 1975

CW-Lg
MB-D
CW-L

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Karl M. Smith, Malad Idaho has on 6-20-75 submitted Application No. 17-7051 for a permit to appropriate 0.8 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 14S, R. 33E, B.M., Oneida County; to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33, T. 14S, 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 Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before July 14, 1975.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad, Idaho on June 26 and July 3, 1975.

June 20, 1975

RE: Application for Transfer No. 17-2029 KARL M. SMITH
Claim to a Water Right No. 17-4023 "
Application for Permit No. 17-7051 "
" " " No. 17-7052 "
" " " No. 17-7053 "

Idaho Enterprise
P.O. Box 205
Malad, ID 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 time for you to submit us a galley proof for review before publication.

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

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

Very truly yours,

RONALD D. CARLSON
District Engineer

Bill submitted 7-11-75 by Cal

RDC:MB

Enc: Legal Notices (5)

July 16, 1975

Re: Permit Nos. 17-7051 & 17-7053

Karl M. Smith
Holbrook Route
Malad, ID 83252

Dear Mr. Smith:

Enclosed is a copy of your approved Application for Permit No. 17-7051. We direct your attention to the conditions of approval as listed on the fourth page. 17-7053

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

RECEIVED

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

MAR 28 1980

Department of Water Resources

I, KARL M. SMITH, hereby assign to KARL SMITH & Sons, Inc.
of Holbrook Rt. MALAD City Id 83252
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 17-7051
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 18 day of March, 19 80.

RECEIVED

MAR 21 1980

Department of Water Resources
Eastern District Office

Karl M. Smith
Permit Holder

Retha D. Smith
Spouse of Permit Holder

State of Idaho)
County of Bonneville) ss.

On this 18th day of March, 1980, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Homer D. Whitten
Notary Public residing at

Idaho Falls, Idaho

My commission expires:

Jan 3 1981

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 17-7051

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

September 27, 1979

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

Northern Region Office
Rt. #5, Box 203 Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Blvd. North
Twin Falls, Idaho 83301

Western Region Office
92 S. Cole Road
Boise, Idaho 83705



State of Idaho

Yellow Copy
DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

April 14, 1980

Karl Smith & Sons Inc.
Holbrook Rt.
Malad City, Idaho 83252
Permit #'s 17-7051, 17-7052, 17-7053

Dear Wateruser:

This office acknowledges receipt of the assignment conveying the above referenced permit to you.

This assignment has been entered into the Departments records. Enclosed for your records is a copy of the permit.

Sincerely,

Jan Grover
JAN GROVER
Supervisor, Water Rights

JG:jg

Enclosures



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

April 30, 1980

158312

Karl Smith & Sons, Inc.
Holbrook Rt.
Malad City, ID 83282

Gentlemen:

One of the conditions of approval of your water Permit No. 17-7051, 17-7052
& 17-7053
was that evidence of the extent of development must be submitted to this
office on or before July 1, 1980. (See last page of your
approved permit). Enclosed is a post card which may be used to submit
the required proof of beneficial use.

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

Either the beneficial use post card or a request for an extension of time
must be received by this Department on or before the above mentioned date,
otherwise, the permit will lapse and be of no further force or effect
within 60 days.

Sincerely,

Rita Fleck
RITA FLECK
Sr. Secretary

Enc: 1

Identification No. _____

Permit No. 17-7051

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Karl M. Smith
b) Post Office Address Holbrook Route, Malad, Idaho 83252
2. Permit Number 17-7051
3. Date of Priority that you are prepared to establish 6-20-75
4. a) Source from which water was appropriated well
b) Location of the point of diversion: SW 1/4 SW 1/4, Section 33
Township 14 South, Range 33 East Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
Amount .8 cfs for irrigation purposes from May 1 to Oct. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .8 cfs cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Lane Bowler Pump Co., Twin Falls, Idaho

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 125 H. P. U. S. Motor, electric motor and an Aurora Pump
with 1075 gpm at 170' TDH

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

c) Give well driller's name and address and the date the well was completed: _____
Wayman Yarborough, Snowville, Utah

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

RECEIVED

JUN 20 1980

JUN 18 1980

Department of Water Resources

Department of Water Resources
Eastern District Office

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14S	33	E 33									40	40							80
14S	33E	32												40			40		80

Total number of acres irrigated 160

10. Remarks: _____

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

December 9, 1975

(Date)

Paul M. Smith

(Signature)

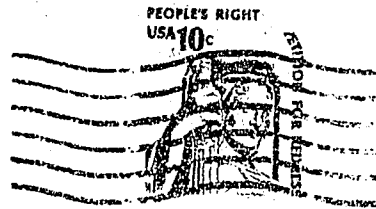
State of Idaho)
) ss.
County of Oneida)

On this 9th day of December, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Stephen H. Apple
Notary Public residing at Preston

My commission expires Lifetime

Kent Smith
Helbneck RA
Malad Idaho



83752

RECEIVED

JUN 13 1990

Department of Water Resources



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. 17-2057.

Name(s) of Permit Holder: Karl Smith & Sons, Inc

Post Office Address: Helbrook Rt

Malad Idaho 83252 Tel. No. 298-3533

Source of Water: Well on Ground Water

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 160 (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.

June 9 1980
Date

Karl Smith & Sons Inc
Signature of Permit Holder
Brent Smith



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

June 19, 1980

RE: Permit No. 17-7051

Mr. Karl M. Smith
Holbrook Route
Malad, Idaho 83252

Dear Mr. Smith:

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,

Bobbie R. Stephens
Senior Clerk

cc: IDWR - State Office
Federal Land Bank Assoc., Preston

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 17-7051 Priority June 20, 1975 Amount .74 cfs

THIS IS TO CERTIFY, that KARL SMITH & SONS, INC.
of Malad, Idaho, has complied with the terms and conditions of Permit
No. 17-7051 issued pursuant to Application for Permit dated June 20, 1975,
and has submitted proof to the Department of Water Resources on June 12, 1980,
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 1.51 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>.74</u> cfs and	<u>130</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 .74 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
130 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, Twp. 14S,
Rge. 33E, B.M. 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 $\frac{1}{4}$	
14S	33E	32													29			8	37

Total number of acres irrigated 37

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30th day of
April, 19 81.

Director



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

June 19, 1980

RE: Permit No. 17-7051

Mr. Karl M. Smith
Holbrook Route
Malad, Idaho 83252

Dear Mr. Smith:

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,

Bobbie R. Stephens
Senior Clerk

cc: IDWR - State Office
Federal Land Bank Assoc., Preston

Federal Land Bank Association of Preston

P.O. Box 386 102 North State,
Preston, Idaho 83263
Telephone: (208) 852-2145

J.P. Garner, Manager



June 16, 1980

Re: Loan No. 162572-6
Karl M. Smith & Sons, Inc.

State of Idaho
Idaho Dept. of Water Administration
Eastern District Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Gentlemen:

Enclosed is the original copy of the Proof of Application of
Water to Beneficial Use, signed by Karl M. Smith and dated
December 9, 1975.

Will you please place this on record and then send written proof
of this being done to this office and also to Mr. Karl M. Smith,
Holbrook Route, Malad, Idaho 83252.

Thank you.

Yours truly,

Doris Lee Byler

Secretary
dlb
enclosure

RECEIVED

JUN 18 1980

Department of Water Resources
Eastern District Office



SERVING FRANKLIN, CARIBOU, ONEIDA, BEAR LAKE, & BANNOCK COUNTIES

Form 210
12/79

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

17-7051
Permit No.

CONTACT WITH PERMIT HOLDER

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

EXAMINATION

Date 8-22-80 Accompanied by _____ Total Q measured 1.51 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement Pitot Gauge Meets Permit requirements? _____

Measurement calculations: $V = 37 \text{ acres} \times 3.5 \text{ cfs}$ $= 130 \text{ AFA} \checkmark$	Line 1/ 168 2/ 175 gpm 3/ 190 4/ 153 676 gpm <u>1.51 cfs</u> capacity	applying 0.02 cfs For each acre total = 0.74 cfs $\checkmark$	$V = 0.74 \text{ cfs} \times 1.9835 \times 214 \text{ days}$ $V = 314 \text{ AFA}$
--	--	---	---

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	125	U.S. ELECT MOTORS	C9982-00-1-17-74	Aurora	37570264			

System Description From well to pump/motor to 10" mainline which reduces to 8" + then 6"
as it runs north to a "T" connection where line then runs East + West to 4
1/4 mile wheel lines

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

RECOMMENDED AMOUNTS

USE	Irrigation requirement =	Q (cfs)	V (afa)	FROM	TO
<u>Irrigation</u>	<u>3.5</u> AFA/Acre	<u>0.74 cfs</u> $\checkmark$	<u>130.75</u> $\checkmark$	<u>April 1</u>	<u>Nov. 1</u>

Total _____
Remarks * License 17-2029 From same PD (via a transfer in 1975) credits 120
acres of above with 0.02 cfs/acre. This license therefore will be for the additional
acres found being irrigated.
Original PD under license 17-2029 produced more water than does current PD.
No overlap

MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

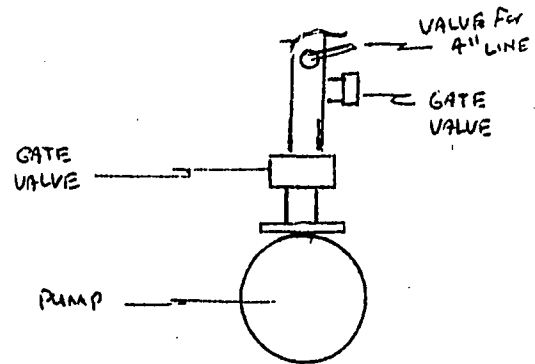
(Include distance from pump to measuring device, if applicable.)

$$\frac{11}{164N} \cdot 36 \text{ psi } \Delta V \cdot 52 \text{ birds} = \frac{168 \text{ gpm}}{5.25 \text{ gpm/bird}}$$

$$\frac{11/64'' N. \quad 39 \text{ psi } Av \quad 32 \text{ birds}}{5.47 \text{ gpm/bird}} \times = \underline{175 \text{ gpm}}$$

$$\frac{1/64''N}{X} \frac{4 \text{ psi } \Delta v}{5.61 \text{ spm/bird}} \frac{32 \text{ birds}}{X} = \underline{180 \text{ spm}}$$

$$\frac{5/32" N}{X} \times \frac{49 \text{ psi Ax.}}{5 \cdot 10 \text{ spm/bird}} \times \frac{30 \text{ birds}}{X} = \underline{153 \text{ spm}}$$



Point(s) of diversion: SW 1/4 of SW 1/4 SECT. 33 T14S R33E

Place(s) of Use

[illegible]

Recommended Amendments:

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

Examiner's Signature

.Checked by

Approved by

Date 12-11-80

'ate

Date _____

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 17-2029

Notice is hereby given that Carl N. Smith, Malad, Idaho, has applied to the Department of Water Resources for a change in the point of diversion of a ground-water source. The right sought to be changed is evidenced by License No. 17-2029 and is recorded as follows:

AMOUNT: 2.4 cfs

PRIORITY: October 14, 1953

POINT OF DIVERSION: NW1/4, Sec. 33, T. 14S, R. 33E,
B.M., Oneida County;

The water is used to irrigate 120 acres within the W1/2SW1/4, Sec. 32, T. 14S, R. 33E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the SW1/4, Sec. 33, T. 14S, R. 33E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before July 14, 1975.

R. KEITH HIGGINSON

Director

Published in the Idaho Enterprise, Malad, Idaho, on June 26 and July 3, 1975.

To Change the Point of Diversion and or the Place of Use

Earl M. Smith

Holladay St., Miami, Fla. 33134

17-2029

G-24562/

17-2029

ground water

October 14, 1953

2.4

irrigation

Apr. 1

Nov. 1

SW

33

14S

3E

Oneida

County

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	33E	33									40								80
		32													10		30		40

Total number of acres presently irrigated 120



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

March 26, 1981

Karl Smith & Sons, Inc.
Holbrook Rt.
Malad City, Idaho 83252

Dear Sirs,

A representative of this Department has made an examination of the works covered by your Permit No. 17-7051, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .74 cfs Source: groundwater

The maximum quantity diverted shall not exceed 130 acre feet per year.

Point(s) of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, Twp. 14S, Rge. 33E, B.M.

Beneficial use: Irrigation of 37 acres within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32, Twp. 14S,
Rge. 33E.

Priority date established: June 20, 1975

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~EXECUTIVE ADJUTANT~~

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

May 6, 1931

Karl Smith & Sons, Inc.
Holbrook Rt.
Malad City, Idaho 83252

Dear Sirs,

RE: License No. 17-7051

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:mr

Enclosure