

6/29/2020

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARIYLU WHIPPLE , ZZ
Current Owner	DALE E WHIPPLE 601 W 25TH BURLEY, ID 83318 (208) 678-4661

Tributary

N/A



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RECEIVED

JUL 14 1993

Department of Water Resources
Southern Region Office

July 12, 1993

Dale and Marilyu Whipple
816 A Bramwell Court
Ogden, UT 84401

RE: Permit No. 45-07671

Dear Permit Holder:

Enclosed is a copy of the denied request for extension of time which you submitted to the department in connection with the above referenced permit. Section 42-204, Idaho Code, provides that only one extension of time based on due diligence can be granted. Please note that one extension has already been granted on November 6, 1992 for due diligence.

Within one year of the time you actually intend to develop and beneficially use the water, I suggest that you file a new application. Since Idaho is now under a mandatory permit procedure to develop a water right, the new application will provide an additional period of time for development, although the priority date will be later in time.

Please feel free to contact any of our regional offices if you wish assistance in completion of the new application.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosure

C: IDWR - Regional Office

45-07671

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JUL 01 1993

Form 204
11-91

Department of Water Resources

For Office Use Only
\$15 Fee Received by CA
Date 7-1-93
Receipt No. 0028039STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESREQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 45-07671 Temporary Address
Name(s) of Permit Holder: Dale E Whipple 816-A Bramwell Ct.
Permanent Mailing Address: RT 3 Box 3522 Ogden UT 84401
Barlex, Id 83310 Telephone No. 801-379-1803
Date Proof is Due

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

No Recent New Work. The well was dug but
the well driller broke the shaft on pulling it up.
so I must redrill.

Costing \$3000⁰⁰

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

I have been in Utah for over 1 1/2 years for Medical
treatment. My well driller went out of business I had a Massive
Heart attack on 25 March 93. I can not do anything now.
I have great Medical Costs. I was in the McKay Vet Hospital

Permit holder(s) request an extension to 1 July, 1994.

FEE: \$15.00

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

Please Mail to Temporary Address as shown above
ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be DENIED
pursuant to Section 42-204, Idaho Code, which authorizes only one
extension of time based on due diligence.

Signed this 8TH day July, 1993

R. Keith Higgins
R. Keith Higgins, Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 6, 1992

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NOV 10 1992

Department of Water Resources
Southern Region Office

Dale and Marilyu Whipple
Rt 3 Box 3522
Burley, ID 83318

Re: Permit No. 45-07671

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to July 1, 1993. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

45-7671

RECEIVED

NOV 04 1992

Form 204
11-91

RECEIVED

OCT 21 1992

Department of Water Resources

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 Fee Received by [initials]
Date 11-5-92
Receipt No. 025932

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 45-07671

Name(s) of Permit Holder: Dale E Whipple & Marilyn Whipple

Mailing Address: Rt 3 Box 3522 Burley, ID 83918

Date Proof is Due Dec 1, 1992 Telephone No. 208-678-4661

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

Well drilled to 90 feet and Drill Stem broke
off. Well Driller must order in New Supplies
to Complete the Job. then must start over on
Re-drill. Also I must wait for him to Come Back. Costing \$2500⁰⁰
He has other priority work for Farmers. for Nothing yet
The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Drill Stem broke at depth of Somewhere
below Ground & 90 ft. and unable to retrieve
out of Hole the Bottom part of Bit & Shaft. Must Re-drill

Permit holder(s) request an extension to June 15, 1993.

FEE: \$15.00

Dale E Whipple
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is
extended to July 1, 1993.

Signed this 6th day November, 19 92

[Signature]
Chief, Water Allocation Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 26, 1992

RECEIVED

JUN 04 1992

Department of Water Resources
Southern Region Office

Dale & Marilyu Whipple
Route 3 Box 3522
Burley, ID 83318

Re: Permit No. 45-07671

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to December 1, 1992. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

45-7671

RECEIVED

APR 2 1992

For Office Use Only
\$15 Fee Received by KJ
Date 4-2-92
Receipt No. C.023679

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 45-07671

Name(s) of Permit Holder: Dale E Whipple - Marilyn J. Whipple

Mailing Address: RT 3 Box 3922 Burley, ID 83318

Date Proof is Due 1 May 1992 Telephone No. 678-2505
678-4661

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

Lawn area planted, Garden area ready, Fruit trees planted
Fire line is in place

Costing approx \$5,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Mr. & Mrs. Whipple have been unable to complete the re-drilling because of
Extensive Hospitalization and Medical Relocation
to Ogden Utah for Medical treatment in the last 2 years
Also we do not understand what we have to do this is only a
re-drilling of an existing well. Please Advise! Per phone conversation on 5/2/92
Permit holder(s) request an extension to 1 Dec, 1992.

FEE: \$15.00

Dale E Whipple
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be Approved
and the time within which to submit proof of beneficial use
is extended to December 1, 1992.

Signed this 26th day May, 19 92

J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 45-07671

Proposed Priority: December 28, 1989 Maximum Diversion Rate: 0.20 CFS
This is to certify, that DALE E. WHIPPLE

MARILYU WHIPPLE
RT. 3 BOX 3522
BURLEY, ID 83318

has applied for a permit to appropriate water from: GROUNDWATER
and a permit is **APPROVED** for development of water as follows:

RECEIVED

MAY 20 1991

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	
IRRIGATION	03/15 to 11/15	0.15	CFS
DOMESTIC	01/01 to 12/31	0.08	CFS
Totals		0.20	CFS

Department of Water Resources
Southern Region Office

LOCATION OF POINT(S) OF DIVERSION: SESENE Sec. 23, Township 11S, Range 23E
CASSIA County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>				
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>
11S	23E	23	SENE	5	5

Total number of acres irrigated: 5

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1992**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
5. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
7. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

45-7671

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 45-07671

CONDITIONS/REMARKS:

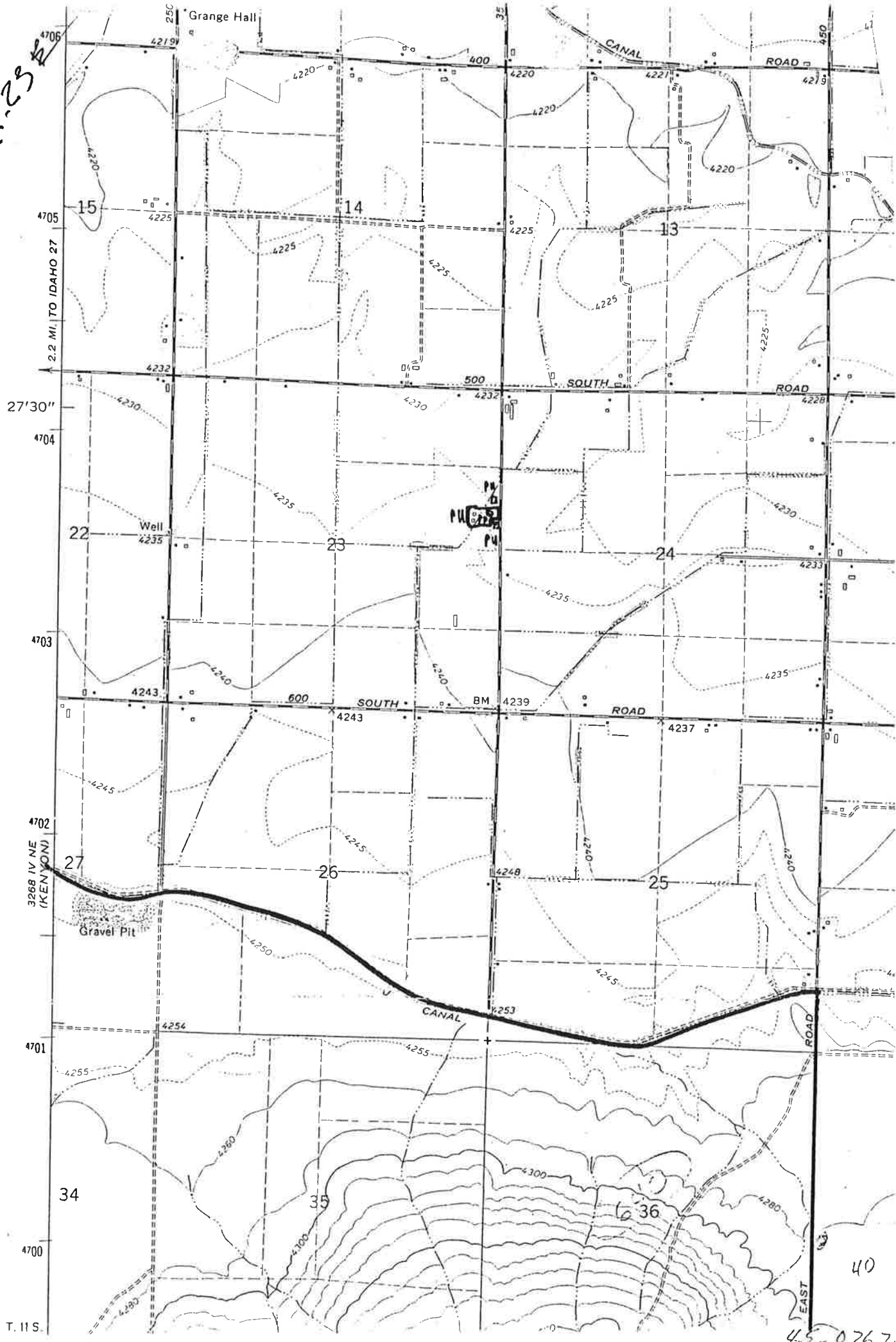
9. Stockwater use is for 100 mixed stock.
10. Domestic use is for 3 homes.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

8th day of May, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

R-25



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Dale E. &/or Marilyu J. Whipple Phone 678-4661
Post office address Rt. #3 Box 3522, Burley, ID 83318

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 23 Township 11S Range 23E B.M. Cassia County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.08 cfs for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.08.15 for Irrigation purposes from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.10 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Existing well & pump, buried 2" pipeline

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. ~~Proposed~~ well diameter is 6 inches; ~~proposed~~ depth of well is 250 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

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

45-7671

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. 100 mixed
- Municipal; show name of municipality. _____
- Domestic; show number of households. Main supply for 1 ~~home~~ home, backup supply for 4 more
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	23E	23				D, S 5													5

Total number of acres to be irrigated 5

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

Burley Irrig. District shares

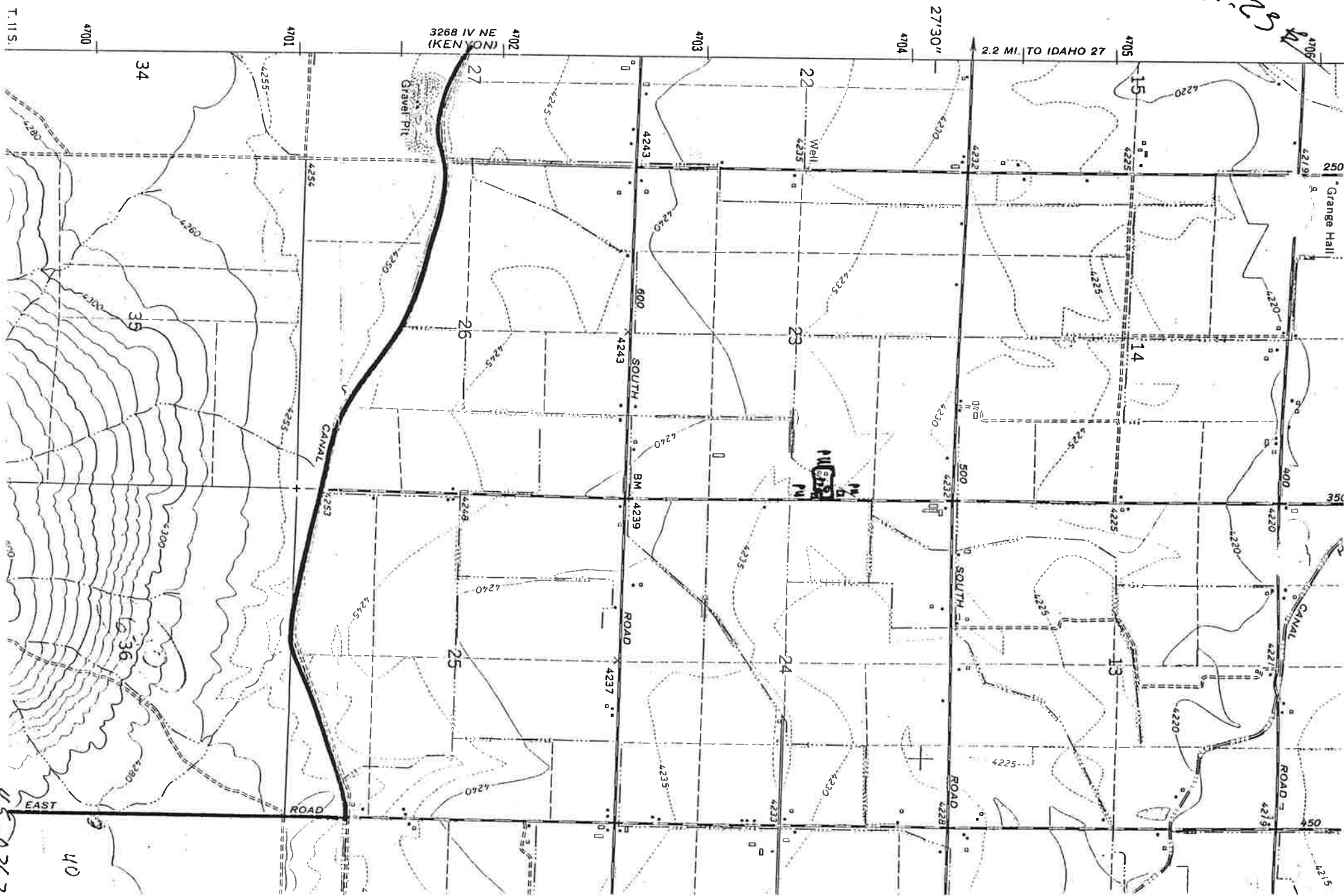
11. a. Who owns the property at the point of diversion? Applicants

b. Who owns the land to be irrigated or place of use? " & their children

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

12. Remarks: System was f developed in 1979. Domestic uses north/south of the well is owned by applicants. Domestic use north of the well is owned by David Whipple. Applicants own the central home and land to be irrigated.

4254



T. 11 S.

45-0767
EAST
40

A blank sheet of graph paper featuring a uniform grid of small squares. The grid consists of 15 columns and 15 rows, creating a total of 225 square units. The lines are thin and black, set against a white background. There are no margins or additional markings on the page.

Xab C. Whelan
(Applicant)

Received by J. G. Hinton Date 12-28-89 Time 4:35 pm Preliminary check by A. J.
Fee \$ 30.00 Received by JG # 5010782 Date 12-28-89
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if 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 permit 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 permit.

e. Other: