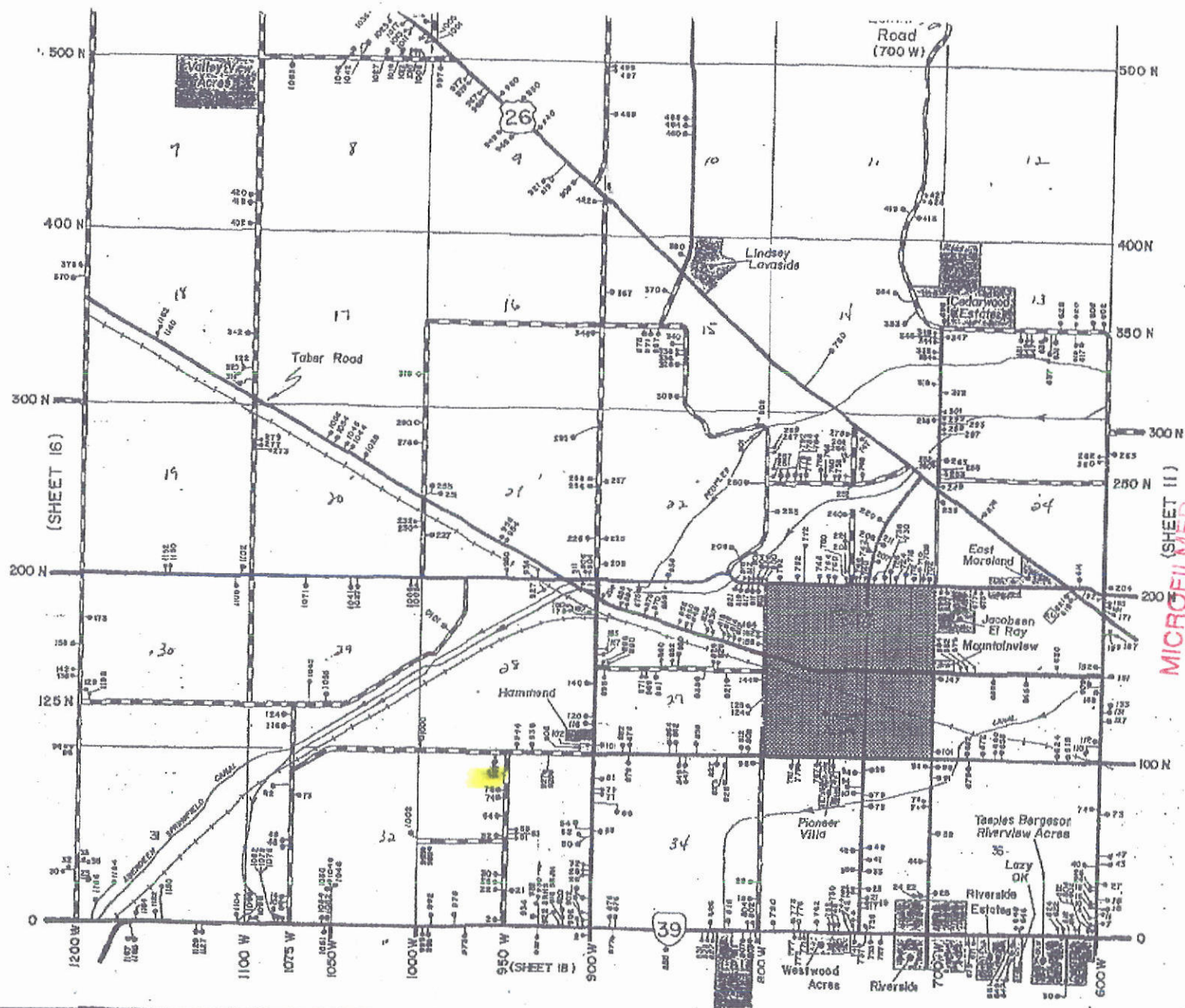




T2S, R34

(SHEET 11)

MICROFILMED

MAR 17 2000

* NOTE

Form 219
6/86

This water right needs to be numbered to
BASIN 35.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 06 1996

35-09060
Department of Water Resources

A. GENERAL INFORMATION

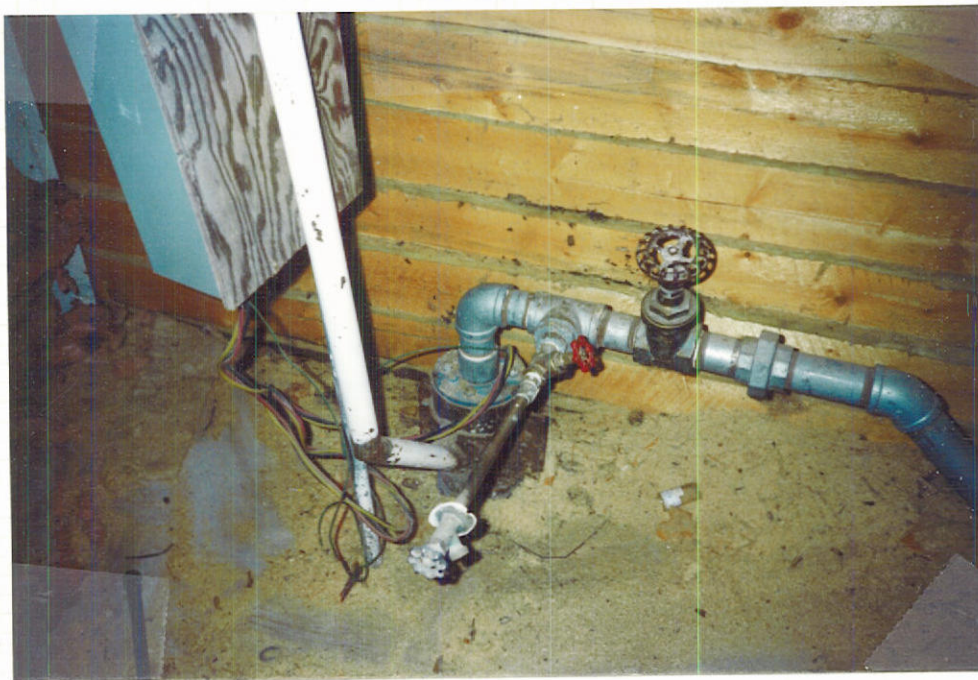
1. Owner: Letho Waddoups Permit No. 27-7393
Current Address: 1809 FAUS AVE American Falls Id 83211 Phone No. 226-2474
2. Accompanied by: same Letho Waddoups EXAM. DATE: 08/06/91
Address: same Phone No. same
Relationship to Permit Holder: holder
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: Peoples Canal 01-00147, 00191, 00192, 00259
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: NONE
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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

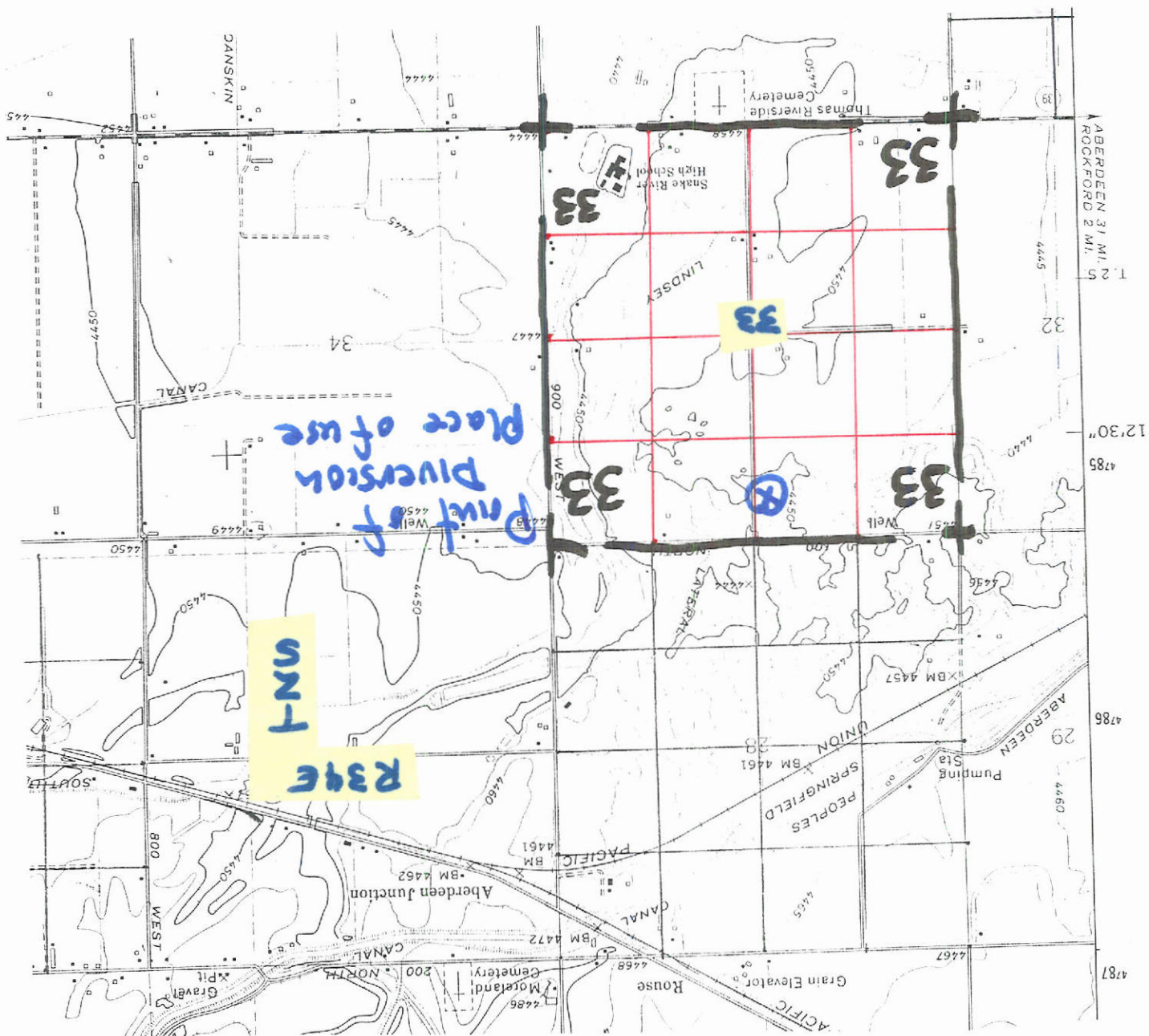


Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more)
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)

MICROFILMED
FEB 25 1997

MICROFILMED



DELOG AR 12/21/99
RECEIVED
DEC 17 1999
Department of Water Resources
Eastern Region

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

JAN 07 2000

Department of Water Resources

1. Water Right Number(s) 35-09060
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Letho Waddoups
1809 Falls Ave. American Falls Id. 83211
4. New Owner/Claimant(s) Shane Valentine
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 84 N 950 W
City, State and ZIP Code Blackfoot ID 83221
New Telephone Number (208) 684 - 4375
5. Date you acquired the property 12/31/98
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Shane Valentine MICROFILMED Date 11/18/99
MAR 17 2000 Date _____
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 200 N. State St., Boise, Idaho 83702-1718 (208) 527-7161

Warranty Deed

471128

For Value Received **LETHO E. WADDOUPS**, an unmarried man

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **SHANE MERRILL VALENTINE**, dealing with his sole and separate property whose address is: 85 N. 950 W., BLACKFOOT, ID 83221

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

A portion of the NE¼NW¼ of Section 33, Township 2 South, Range 34 E.B.M., Bingham County, Idaho, described as follows: Beginning at a point that is S. 0°10'22" W. 665.83 feet from the N¼ corner of said Section 33; and running thence S. 0°10'22" W. along the north-south center line of said Section 33, 323.14 feet; thence S. 89°27'20" W. 660.00 feet; thence N. 0°10'22" E. 323.14 feet; thence N. 89°27'20" E. 660.00 feet to the point of beginning; more or less; **SUBJECT TO** all existing rights-of-way for public roads.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water, water rights, ditch and ditch rights.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: OCTOBER 29, 1998

Letho E. Waddoups
LETHO E. WADDOUPS

FIRST AMERICAN TITLE COMPANY

2000
10/29/98

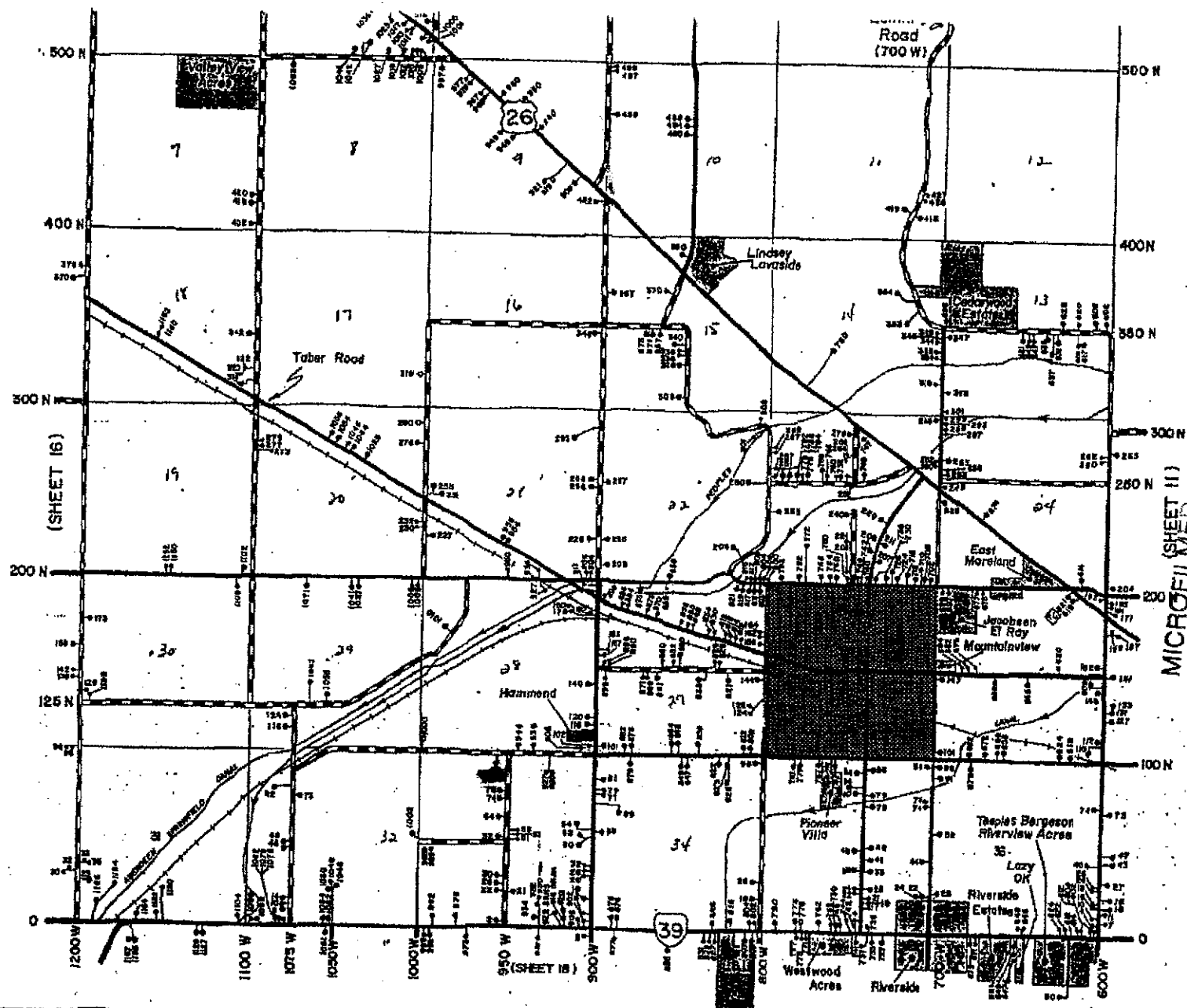
STATE OF IDAHO)
COUNTY OF BINGHAM) ss.

On this 29TH day of OCTOBER, 1998, before me the undersigned, a Notary Public in and for the said county and state, personally appeared LETHO E. WADDOUPS, known or proved to me to be the persons who executed the foregoing instrument, and acknowledged to me that they executed the same.



[Signature]
Notary Public for Idaho
Residing at: BLACKFOOT IDAHO
My Commission Expires: 4-11-2000

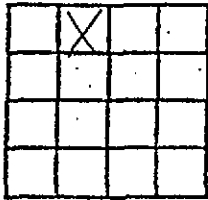
MICROFILMED
MAR 17 2000



T.2S, R.34

MICROFILMED
(SHEET 11)

MAR 17 2000

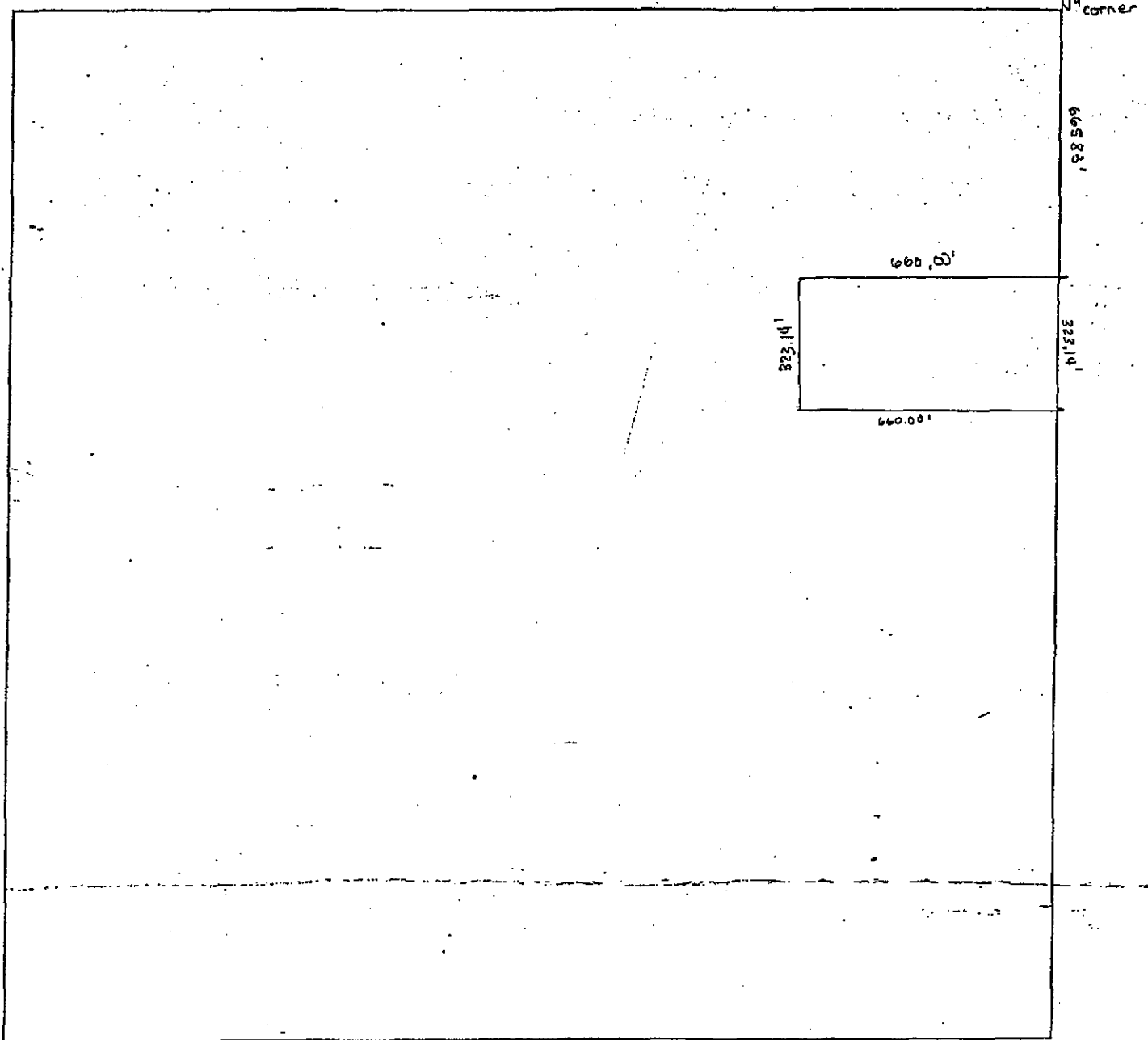


T2S R 34 Sec 33

NE⁴ NW⁴

1" = 400'

N
↑



THIS SKETCH IS MADE SOLELY FOR THE PURPOSE OF
ASSISTING IN LOCATING THE PREMISES AND THE
COMPANY ASSUMES NO LIABILITY FOR VARIATIONS
IF ANY, WITH AN ACTUAL SURVEY.
FIRST AMERICAN TITLE COMPANY

MAR 17 2000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-09060

Priority: June 21, 1984

Maximum Diversion Rate:

0.12 CFS

Maximum Diversion Volume:

20.2 AF

This is to certify, that LETHO WADDOUPS

1809 FALLS AVE

AMERICAN FALLS ID 83211

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 21, 1984; and has submitted Proof of Beneficial Use on May 30, 1990. An examination indicates that the works have a diversion capacity of 0.120 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.10 CFS	19.6 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.12 CFS	20.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 33, Township 02S, Range 34E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	34E	33	NENW	4.9		4.9

Total number of acres irrigated: 4.9

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

MICROFILMED
FEB 25 1997

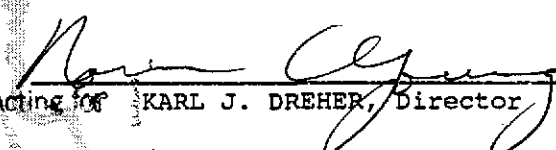
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

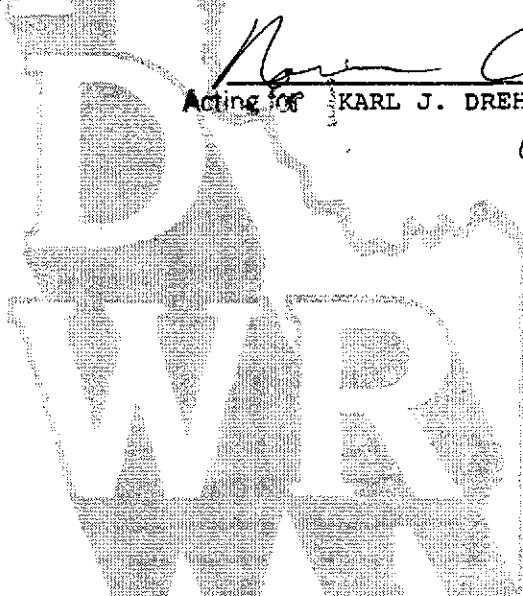
WATER RIGHT NO. 35-09060

CONDITIONS OF APPROVAL AND REMARKS

6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 11TH day of FEBRUARY, 1977.


Acting for KARL J. DREHER, Director



MICROFILMED

FEB 25 1977

RECEIVED

JUN 5 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Amt. of Fee \$ 50.00
Date 5-30-90
Receipt No. EP14703
Received by jo

Department of Water Resources

PROOF OF BENEFICIAL USE

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

Permit No. ~~27-07393~~ 35-09060 Telephone No. 226-2474

Name(s) of Permit Holder(s): Letho Waddoups

Post Office Address: 1809 Falls ave. American Falls Idaho 83211

Source of Water: Ground Water

If ground water, well driller's name: Eugene Richards Date drilled: 4-7-83

Extent of Use:
Domestic 1 (No. of households) Irrigation 4.9 (No. of acres) 4.9
Stockwater 5 horses 6 cattle (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 0.12 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1984

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

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

OR

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

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

Letho Waddoups 226-2474
Name Telephone No.
1809 Falls ave. American Falls Idaho 83211
Address

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

MICROFILMED

JUL 20 1990

5 90 Letho Waddoups
Date Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. ~~27-07393~~ 35-09060

Proposed Priority: June 21, 1984

Maximum Diversion Rate:

0.12 CFS

This is to certify, that **LEIHO WADDOUPS**
1809 FALLS AVE.

AMERICAN FALLS, ID 83211

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.10 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS
	Totals	0.12 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENW

Sec. 33, Township 02S, Range 34E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	34E	33	NENW	4.9		4.9

Total number of acres irrigated:

4.9

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 **February 1, 1991**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
7. Domestic use is for 1 home.

MICROFILMED

MAR 05 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07393

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

23 day of January, 1990.

for R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED

MAR 05 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Letho Waddoups Phone 226-2474

Post office address 1809 Falls Ave. American Falls, ID 83211

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 33 Township 2S

Range ~~39E~~ 34E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.10 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 0.12 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and 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 when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 120 feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 33 Township 2S
Range ~~39E~~ 34E B.M.

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

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

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

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

MICROFILMED

MAR 05 1990

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	34E	33				4.9													4.9

Total number of acres to be irrigated 4.9

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

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

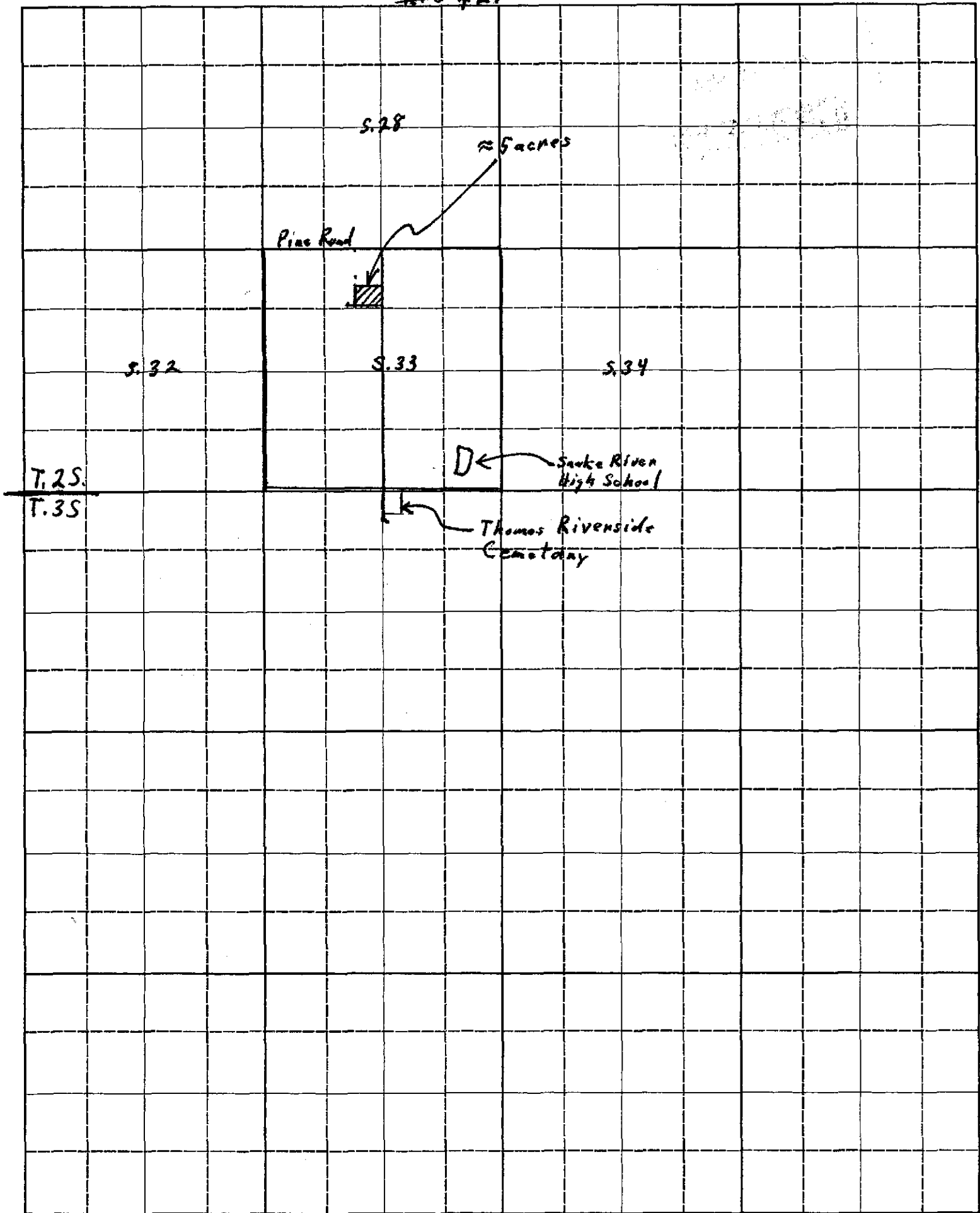
10. Remarks _____

MICROFILMED

MAR 05 1990

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

R. 34 E.
~~R. 34 E.~~



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 hereinafter set forth.

MICROFILMED

MAR 05 1990

Litho Waddayso
(Applicant)

Received by LS. Date 6-21-84 Time 11:00 a.m.
Preliminary check by S.M. Fee \$ #3000
Receipted by cy Date 6-21-84 # 33596
Publication prepared by RB Date _____
Published in Morning News
Publication dates 11-21-89
Publication approved RB Date 11-21-89
Protests filed by: none

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

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. Other:

MICROFILMED

MAR 05 1990

DEPARTMENT OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Id. 83402
(208) 525-7161

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s) have been filed
to appropriate the public waters of the State of
Idaho:

27-07393

WADDUUPS, Letho
1809 Falls Ave.
American Falls, Id. 83211
Source: GROUNDWATER
Diversion Pt: NENW, Sec. 33, T. 02S, R.
34E.
Use: IRRIGATION (.100 CFS).
DOMESTIC (.020 CFS).
Date Filed: 6/21/1984.
In: T02S, R34E, S33, NENW.
5.0 ACRES TOTAL.

27-07481

CANNON, JR., Alan M.
1470 N. 750 E.
Shelley, Id. 83274
Source: GROUNDWATER
Diversion Pt: SENW, Sec. 20, T. 01N, R.
37E.
Use: STOCKWATER (.500 CFS).
DOMESTIC (.040 CFS).
Date Filed: 7/14/1989.
In: T01N, R37E, S20, SENW.

35-08818

COUNTRY HAVEN UTILITIES ASSN.
64 S., 1190 W. Veljean Blvd.
Blackfoot, Id. 83221
Source: GROUNDWATER
Diversion Pt.: SWNW, Sec. 6, T. 03S, R.
34E.
Use: DOMESTIC (.200 CFS).
IRRIGATION (.040 CFS).
Date Filed: 8/30/1989.
In: T03S, R34E, S06, SWNW, NWSW.
3.0 ACRES TOTAL.

35-08822

DANCE, David P.
DANCE, Karan D.
435 S. 1150 W.
Pingree, Id. 83262
Source: GROUNDWATER
Diversion Pt: NESENE, Sec. 30, T. 03S, R.
34E.
Use: COMMERCIAL (.040 CFS).
Date Filed: 7/03/1989.
In: T03S, R34E, S30, SENE.

35-08826

HENNEY, Ronald Arthur
HENNEY, Sadie Sharlene
818 W., 385 N.
Blackfoot, Id. 83221
Source: GROUNDWATER
34E.
Use: IRRIGATION (.060 CFS).
DOMESTIC (.040 CFS).
Date Filed: 5/07/1989.
In: T02S, R34E, S16, NWNE.
2.0 ACRES TOTAL.

The permit(s) will be subject to all prior
water rights. Protests may be submitted based
on the criteria of Sec. 42-203A, Idaho
Code, and/or the new public interest criteria
of Sec. 42-203C, Idaho Code. Protests must
be filed with the Director, Dept. of Water
Resources, 150 Shoup Ave., Suite 15, Idaho
Falls, Idaho, 83402, on or before NOVEMBER
20, 1989.

R. KEITH HIGGINSON, Director

RECEIVED

NOV 22 1989

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

I, Ted Townsend do
solemnly

swear that I am the Publisher of
The Morning News which is a daily newspaper of
general circulation published each day except Sunday
at Blackfoot, Bingham County, Idaho, said newspaper
having been so published at Blackfoot, aforesaid for
more than one year past; that said newspaper
heretofore complied with all the provisions of Chapter
154 of the Sessions Laws of Idaho of 1933, approved
March 11, 1933, and duly designated, pursuant to law,
a particular day of the week as the day on which legal
notices required by law or by the order of any Court of
competent jurisdiction within the State of
Idaho shall be published to-wit: of each week; that the
notice attached hereto and which is a part of this af-
fidavit and part of the proof of publication was
published in said issue or said

newspaper two consecutive weeks

the first publication having been made on the
2nd day of November, 1989;

and the last publication having been made on the
9th day of November, 1989;
that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

On this 16th day of November, in
the year 1989 before me a Notary Public of said State,
personally appeared

Ted Townsend
known or identified to me to be the person whose
name is subscribed to the within instrument, and being
by me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he ex-
ecuted the same

[Signature]
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing Fee..... \$5.00

MICROFILMED

MAR 05 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 8, 2000

SHANE VALENTINE
84 N 950 W
BLACKFOOT ID 83221

RE: Change of Ownership for Water Right 35-09060

Dear Mr. Valentine:

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jeff Peppersack', written over a horizontal line.

JP Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED
MAR 17 2000



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

February 12, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LETHO WADDOUPS
1809 FALLS AVE
AMERICAN FALLS ID 83211

RE: WATER RIGHT NO. 35-09060

Dear Water Right Holders:

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration within fourteen (14) days after issuance as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

MICROFILMED

FEB 15 1997

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

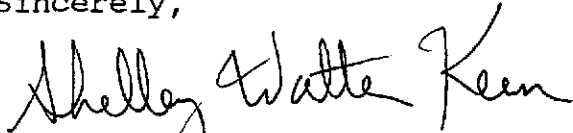
- i. A hearing was held,
- ii. The final agency action was taken,

- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

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

If you have questions, please contact me at (208) 327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SWK:pah

c: Eastern Region

Enclosures

CERTIFICATE OF MAILING

I hereby certify that on the 12th day of February, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 35-09060

LETHO WADDOUPS
1809 FALLS AVE
AMERICAN FALLS ID 83211

Patti Harrell
Patti Harrell
Secretary

MEMORANDUM

DATE: February 4, 1997

TO: 35-09060 File

FROM: Cindy Bird

SUBJECT: Surface Water Shares

I telephoned Mr. Letho Waddoups today in regards to any possible surface water rights. He stated that he does not have and has never had any surface water rights for this property. If the prior owner had any shares they were not part of the sale of the property.

REC- 35-09060
FEB 25 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-09060
27-07393

DATE 12/27/96

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change/clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.12</u> cfs
Fee limit	<u>.20</u> cfs <u>\$50.00</u>
Measured	<u>—</u> cfs
Theoretical	<u>.24</u> cfs

Recommended Total Div Rate .12 cfs

ANNUAL VOLUME/
NATURE OF USES —

Use ✓

4/1-10/31

<u>Sur .10</u>	Volume Calculation
<u>Dom .02</u>	<u>4.9 x 4.0 = 19.6</u> af
<u>—</u>	<u>.6</u> af
<u>—</u>	<u>—</u> af
<u>—</u>	<u>—</u> af
SUBTOTAL	<u>20.2</u> af

Flow rate .10 cfs X 214 days X 1.98 af = 42.4 af
Total volume recommended 20.2 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

WB5 (19.6)
WB5

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

R31 Overlap

— Use-specific conditions 048,049
045,079

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
Adjustment Memo —

1st Amend Letter N/A
2nd Amend Letter —

* NOTE This water right needs to be numbered to BASIN 35.

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 06 1996

35-09060
Department of Water Resources

A. GENERAL INFORMATION

1. Owner: Letha Waddoups Permit No. 27-7393
Current Address: 1809 FAUS AVE Phone No. 226-2474 American Falls Id 83211
2. Accompanied by: same Letha Waddoups EXAM. DATE: 08/06/91
Address: same Phone No. same
Relationship to Permit Holder: holder
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

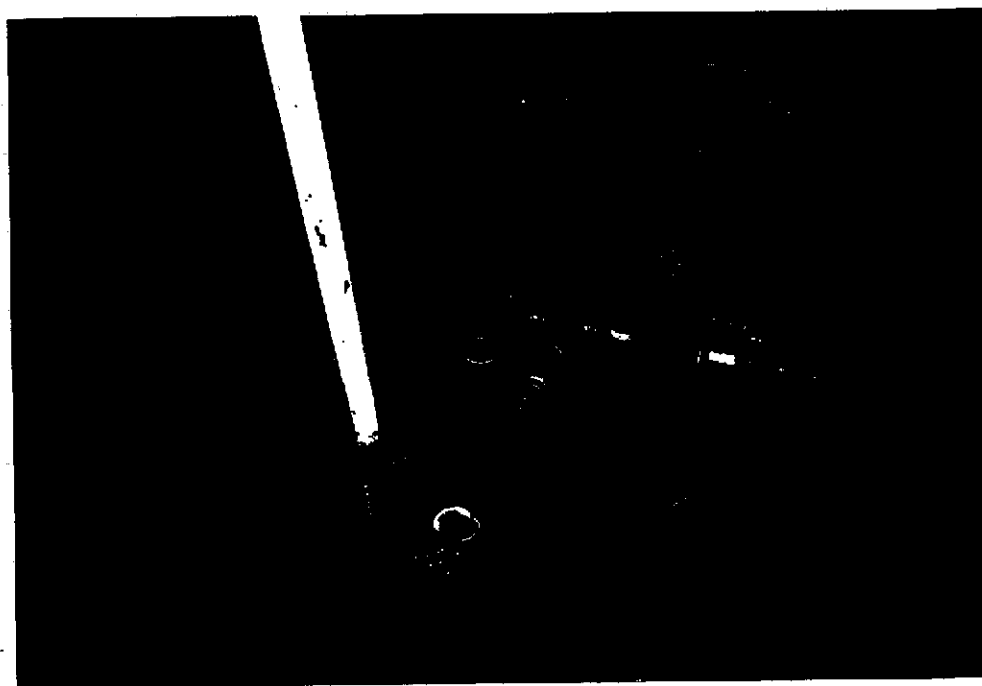
1. Other water rights with same place of use: Peoples Canal 01-00147, 00191, 00192, 00359

☐ Copies Attached
2. Other water rights with same point of diversion: NONE

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more)
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)

MICROFILMED

FEB 25 1997

System Description (continued)

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

well pump, 5 acres irrigation, home (to be added on) 20 joints handline with 9/16" nozzles for irrigation

☐ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Jacuzzi	5HP			2" discharge

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
				NE1/4	33	2S	34E	Bingham	USGS QUAD / onsite inspection

6. Place(s) of Use:

Indicate Method of Determination _____

Twp.	Rge.	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2S	34E	33					4.9												4.9 AC
																			4.9 AC

MICROFILMED

Do not use this space

FEB 25 1967

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
well probe	Olympic	Acetate	500		500'	
pressure gage		Ashcroft			0-100 psi	

2. Measurements:

static water level - 34' 1"
operating pressure - 40 psi

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

theoretical Cal on separate sheet

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4.9 \times 4 = 19.6 \text{ AF/A}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.098 (214) (1.9835) = 41.6 \text{ AF}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 19.6$

2. Volume Calculations for Other Uses:

Domestic on home → 1.2 AF/A

MICHAEL
FEB 25 1997

[illegible]

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR	4/01	10/31	0.098	19.6 AF/A
DOMESTIC	01/01	12/31	0.02	1.2 AF/A
Totals:			0.118	20.8 AF/A

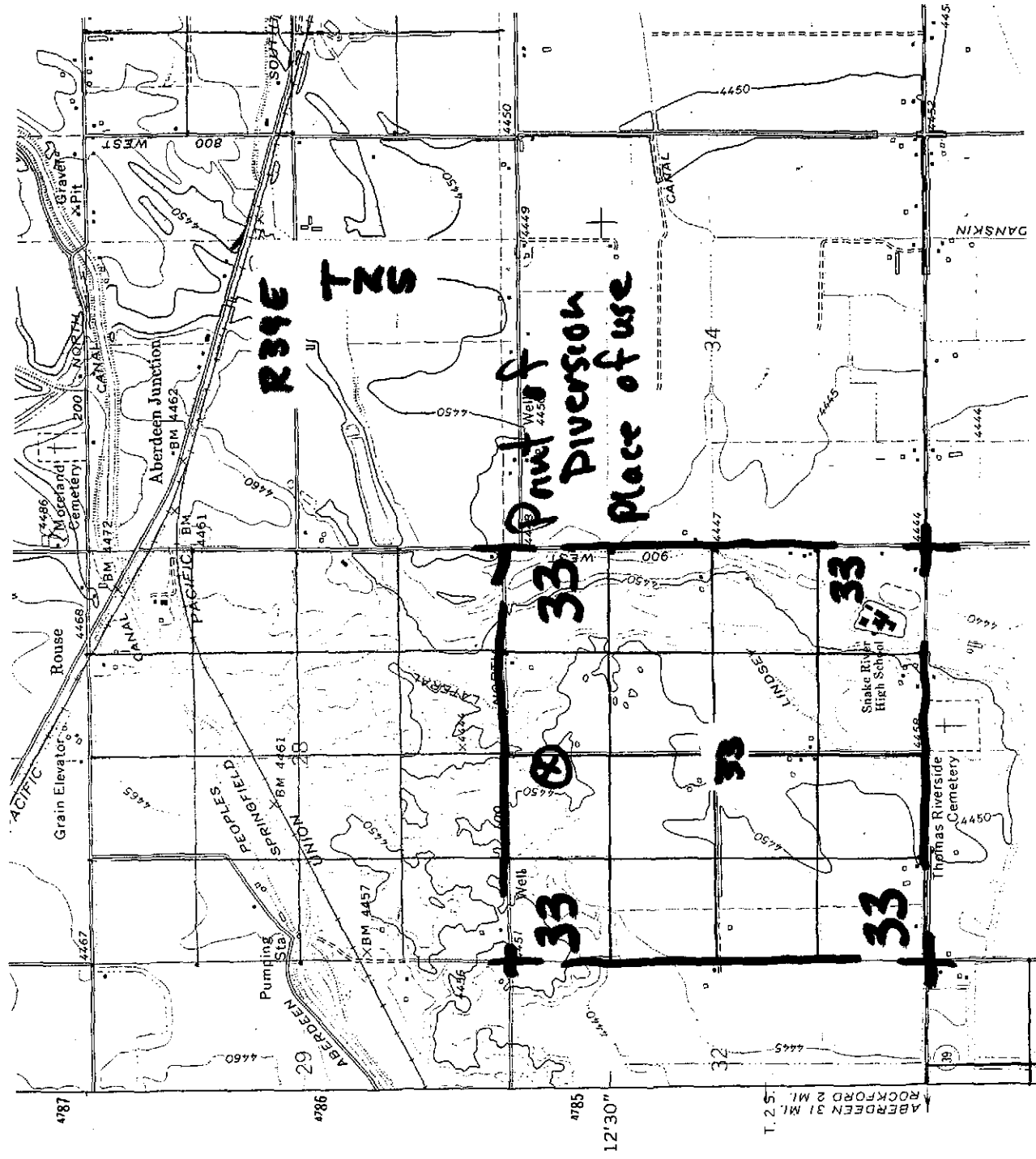
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☒ Other *Renumbered*

Field Examiner's Name ALAN WPARIS
Signature Alan W Paris
Certification Date _____
Field Report Preparation Date 12/4/96 DC

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

MICROFILMED

FEB 25 1967



IMCROP-1MED

FEB 25 1957

27-7393

Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 27-7393

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP 2S, Rge 34E, Sec. 33, NE 1/4 NW 1/4 or Lot _____.

2. Owner: Letho Waddoups

Address 1809 FALLS AVE., city American Falls, St Id

3. Casing $\geq$ 12 inches above ground: Yes ☒ No _____

4. Access Port: Yes ☒ No _____

Static Water Level: 34' 1"

Pressure Gauge: Yes ☒ No _____

Casing Diameter: 8"

Flowing: Yes _____ No ☒

Temperature: N/A

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes _____ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: _____

MICROFILMED
FEB 25 1987

$$Q = \frac{(5440)(8814)(.7)}{[(34.08') + (40959)(2.308)]}$$

$$= 0.244059 \text{ cfs}$$

$$= 0.24 \text{ cfs}$$

MICROFILMED

FEB 25 1987

27-7393

June 26, 1990

LETHO WADDOUPS
1809 FALLS AVE.
AMERICAN FALLS, ID 83211

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07393

Dear Permit Holder:

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

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JUL 20 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 27-7393

Date: 6-21-90

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change _____ If yes, prepare a data entry
☒ Proof received timely _____
_____ Reinstated

Source of Water:

- ☐ Surface water
☒ Groundwater
_____ 1. well log in file 1983
NA 2. drilling permit
NA A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
_____ ☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- NO Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received	<u>NA</u>	
Date proof due		-
No. of days late		=
Priority date		+
NEW PRIORITY DATE		=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
January 24, 1990

LETHO WADDOUPS
1809 FALLS AVE.
AMERICAN FALLS, ID 83211

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P27-07393

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

MICROFILMED
MAR 05 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

MAR 05 1990

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

APPLICATION NUMBER: 27-7393

CHECK:

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

Field check by: _____

Date: _____

Comments: _____

- ☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

- ☐ Yes ☐ No*

In form for advertising.

Final date for protests: 11-20-89

- ☐ Yes ☐ No

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

FINAL REGIONAL PROCESSING REVIEW:

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

- ☐ Yes ☒ No

Measuring device required.

- ☐ Yes ☒ No

Access port required.

- ☒ Yes ☒ No

Will water be delivered by watermaster? If yes, what district? 01-P05

6-21-84

Date of priority recommended.

Special conditions of approval or cover letter. _____

App. in NON-TRUST area-

By: HWS

Date: 11-28-89

STATE OFFICE REVIEW:

P05, P23

P16

46 48 49

- ☐ See attached sheet for more information.

By: KW

Date: 1-4-90

NOV 30 1989

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

\$	
\$	
\$	245 00
TOTAL - - - \$	

Cheryl Hemp

STATE OF IDAHO

Department of Water Resources

No 33594

Boise Idaho

Boise, Idaho,

June 18, 1984

William Johnson of Idaho Falls
Boyle and Co

Idaho Falls 1,500

DOLLARS

Dep #305-84
6-22-84

Final App	\$	50 00
	\$	
	\$	
	\$	
TOTAL - - - \$		50 00

Cheryl Hemp

STATE OF IDAHO

Department of Water Resources

No 33595

Boise Idaho

Boise, Idaho,

June 20, 1984

William Johnson of Idaho Falls
Boyle and Co

Idaho Falls 1,500

DOLLARS

Dep #305-84
6-22-84

Final App	\$	10 00
	\$	
	\$	
	\$	
TOTAL - - - \$		10 00

William Johnson

STATE OF IDAHO

Department of Water Resources

No 33596

Boise Idaho

Boise, Idaho,

June 21, 1984

Letta Widdows of American Falls
Hurt and Co

American Falls 3000

DOLLARS

App.	\$	30 00
	\$	
	\$	
	\$	
TOTAL - - - \$		30 00

MICROFILMED

MAR 05 1990

Cheryl Hemp

MEMORANDUM

TO: EASTERN REGION

FROM: KAY WALKER

RE: APPLICATION 27-7393

DATE: 27-DEC-1989

=====

I am in the process of reviewing this application and find that we don't have a receipt number on it. The application was receipted on 6/21/1984 by Cheryl Zemp. The name of the applicant is Letho Waddoups and she paid a \$30.00 filing fee. Please send me the receipt number as soon as you can.
Thanks!! Kay

COPY

MICROFILMED

MAR 05 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

OCTOBER 25, 1989

THE MORNING NEWS
P.O. BOX 70
BLACKFOOT, ID 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before NOVEMBER 20, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

MAR 05 1990

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed appropriate the public waters of the State of Idaho:

MICROFILMED

MAR 05 1990

27-07393

WADDOUPS, LETHO
1809 FALLS AVE.
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NENW Sec 33 T 02S R 34E

Use: IRRIGATION (.100 CFS)
 DOMESTIC (.020 CFS)

Date Filed: 6/21/1984

In: T02S R34E S33 NENW

5.0 ACRES TOTAL

RECORDED

MAR 05 1990

08/85

DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE SURVEY

RECEIVED

OCT 7 1985

Department of Water Resources
Eastern District Office

27-7393

WADDOUPS, LETHO

1809 FALLS AVE., AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Date Filed: 06/21/1984

Diversion Pt: NENW Sec 33 T 02S R 39E

Use: IRRIGATION (0.10 CFS)
DOMESTIC (0.02 CFS)

In: NENW Sec 33 T 02S R 34E FOR 5 ACRES

Check the box to the left of the paragraph which accurately describes the status of the project described by the application and then sign on the line at the bottom of the page.

A. ☒ Prior to October 1, 1984, the source of water listed on application for permit No. 27-7393 was not being diverted and put to beneficial use as represented by the application.

B. ☐ Prior to October 1, 1984, the source of water listed on application for permit No. 27-7393 was being diverted and put to beneficial use as represented by the application.

MICROFILMED

MAR 05 1990

If paragraph "B" was selected return the form with documentation confirming beneficial use occurred prior to October 1, 1984. This documentation should include a sworn statement from you as applicant, plus other evidence that will substantiate beneficial use.

Additional information is not required for paragraph "A".

Letho Waddups
(Signature)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

August 13, 1985

RE: Application for Permit No. 27-7393

Letho Waddoups
1809 Falls Avenue
American Falls, Idaho 83211

Dear Applicant:

In October of 1984, Idaho Power Company and the State of Idaho signed an agreement stating the Company's water rights would be subordinated to those persons who beneficially used water prior to October 1, 1984, and who filed an application or claim for said use by June 30, 1985.

To insure proper consideration of your application pursuant to the above agreement, follow the directions on the enclosed form and return it to this office when completed. For your benefit in identifying the point of diversion and place of use, included on the form is a description of the major items contained on the application.

Your cooperation in returning the completed form and supplemental documentation will expedite future administrative action on your application when processing of applications above Swan Falls resumes.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

MICROFILMED

MAR 05 1990

27-2393

WADDUPS, LETHO

1809 FALLS AVE., AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Date Filed: 06/21/1984

Diversion Pt: NENW Sec 33 T 02S R 39E

Use: IRRIGATION (0.10 CFS)
DOMESTIC (0.02 CFS)

In: NENW Sec 33 T 02S R 34E FOR 5 ACRES

MICROFILMED

MAR 05 1990

3/83

IDENT. NO. 27-7393

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]