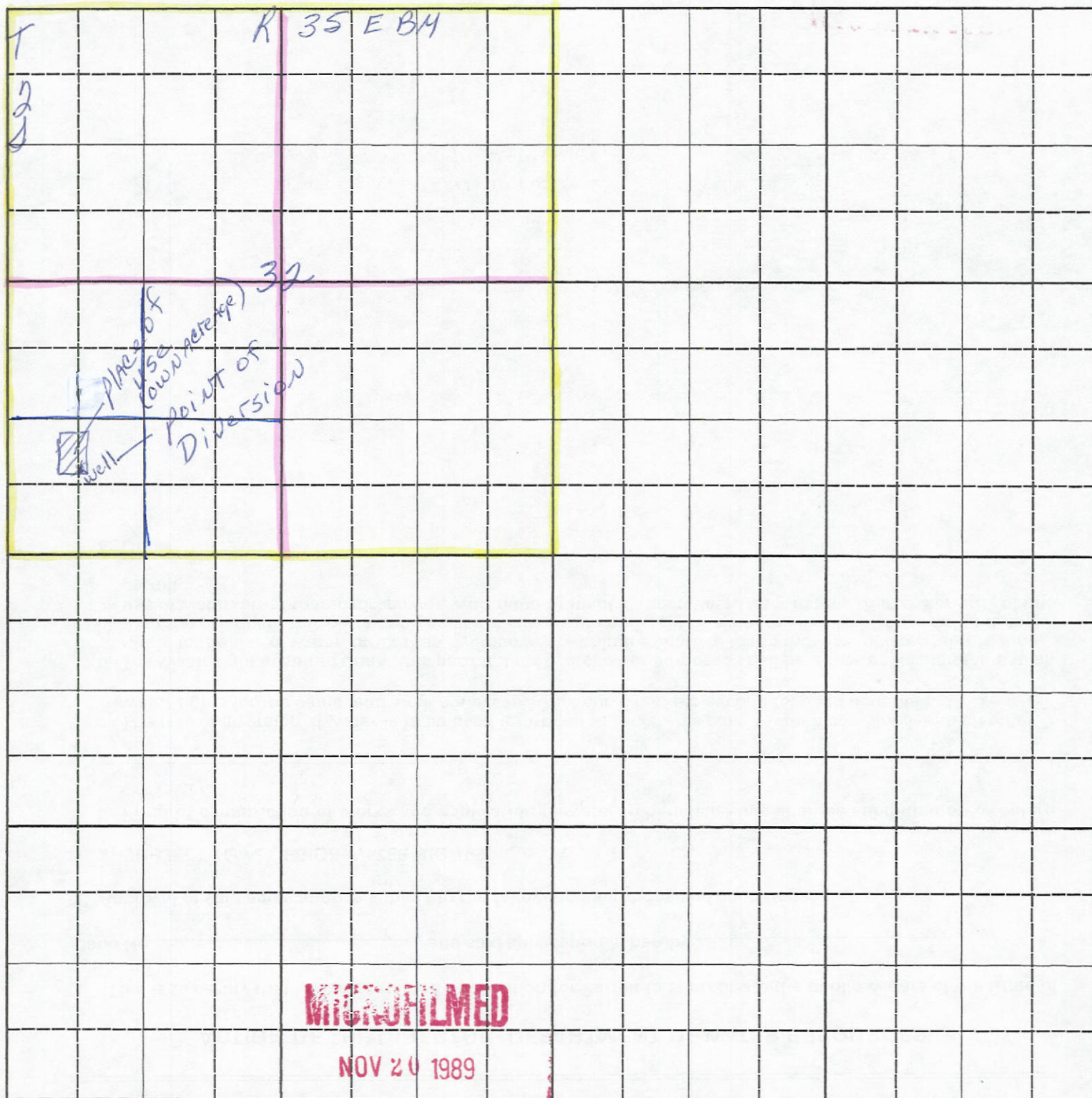


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

(Applicant)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08772

Priority: June 2, 1989

Maximum Diversion Rate: 0.13 CFS
Maximum Diversion Volume: 14.7 AF

This is to certify, that GARY GAY
JOAN GAY

16 N 470 W

BLACKFOOT ID 83221

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 2, 1989; and has submitted Proof of Beneficial Use on April 25, 1990. An examination indicates that the works have a diversion capacity of 0.130 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	14.0 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
Totals		0.13 CFS	14.7 AF

LOCATION OF POINT(S) OF DIVERSION: SESW , Sec. 32, Township 02S, Range 35E
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	35E	32	SWSW 1	SESW 2.5		3.5

Total number of acres irrigated: 3.5

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

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 which 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

NOV 07 1995

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

WATER RIGHT NO. 35-08772

CONDITIONS OF APPROVAL AND REMARKS

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.
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. Place of use is located within Lot 5, Ponderosa Acres Subdivision.
9. Stockwater use is for 5 horses.
10. Domestic use is for 1 home.
11. Domestic use 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 26TH
day of OCTOBER, 1995.

Acting for

KARL J. DREHER, Director

RECEIVED

NOV 07 1995

State of Idaho
Department of Water Resources

RECEIVED

OCT 24 1995

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 35-08772

Date of Priority: June 2, 1989

Maximum Diversion Rate: 0.13 CFS

Maximum Diversion Volume: 14.7 AF

Comes now

GARY GAY

JOAN GAY

16 N 470 W

BLACKFOOT ID 83221

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 35-08772, and requests that the permit be changed as follows:

Source: GROUNDWATER

<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	14.0 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.13 CFS	14.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SESW, Sec. 32, Township 02S, Range 35E
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	35E	32	SWSW 1	SESW 2.5		3.5

Total number of acres irrigated: 3.5

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

MICROFILMED

NOV 8 1995

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Blackfoot Id, this 21st day of October, 1995.

Joan Gay
(Signature)

11. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

NOV 07 1995

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08772

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50.00 Receipted by JW # C033777 Date 10-24-95

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 35-08772 with the following;

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 which 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.
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. Place of use is located within Lot 5, Ponderosa Acres Subdivision.
9. Stockwater use is for 5 horses.
10. Domestic use is for 1 home.
11. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

NOV 07 1995

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 35-08772

Witness my hand this 26TH day of OCTOBER, 1995.

Karl J. Dreher
Acting for KARL J. DREHER, Director

RECEIVED

NOV 07 1995

RECEIVED

APR 25 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received 50.00Date 4-25-90Receipt # 060510Receipt by JohnReviewed by 4-7-90Sent to region

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. P35-08772Name(s) of Permit Holder: GARY GAY - JOAN GAYPost Office Address: 16 N 470 W BLACKFOOT Id 83221Telephone No. (208)-785-6831Source of Water: Groundwater

Extent of Use:

Domestic 1 (number of households) Stockwater 5 horses (number and type of stock)
 Irrigation 3 (acres) Other/Remark

Total rate and/or volume for which proof is submitted 0.15 cfs acre-feetShow the date water was first diverted and beneficially used under this permit: 6/2/89
Well was completed in 1972

Measuring Device: Required? Yes ☒ No
 Installed? Yes ☒ No

Fee enclosed \$ 50.00
 (See License Examination Fee Schedule)

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

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

GARY GAY
 (Name)

785-6831
 (Telephone Number)

16 N 470 W BLACKFOOT Id 83221
 (Address)

MICROFILMED

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 4/25/90

4/22/90
 Date

John Gay
 Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08772

Proposed Priority: June 2, 1989

Maximum Diversion Rate:

0.15 CFS

This is to certify, that **GARY GAY**
JOAN GAY
16 N. 470 W.
BLACKFOOT, ID 83221

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	03/15 to 11/15	0.09 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
Totals		0.15 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSW Sec. 32, Township 02S, Range 35E
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	35E	32	SWSW	3		3

Total number of acres irrigated: 3

PLACE OF USE: STOCKWATER, same as IRRIGATION use

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 **November 1, 1990**.
2. Subject to all prior water rights.
3. 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.
4. 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.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

MICROFILMED

NOV 20 1989

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08772

CONDITIONS/REMARKS:

7. The maximum rate of diversion for irrigation purposes under this permit shall not exceed 0.09 cfs.
8. Domestic use is for 1 home.

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

30th day of October, 1989.

R. Keith Higginson

R. Keith Higginson, Director

for

MICROFILMED

NOV 20 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant GARY OF JOAN GAY Phone 785-6831
GARY OF JOANNE GAY
Post office address 16 N 470 W BLACKFOOT, Id 83221
2. Source of water supply groundwater which is a tributary of N/A
3. Location of point of diversion is SW 1/4 of SW 1/4, Govt. Lot SW
Sec. 32 Township 2 S Range 35 E B.M. Bingham County; additional
(Ponderosa, Subdivision - BIK 1, Lots 5+6)
points of diversion if any: Acres

4. Water will be used for the following purposes:

- * Amount 0.09 for Irrigation purposes from MAR. 15 to NOV. 15 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.02 for Stockwater purposes from 1 January to 31 December (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.04 for Domestic purposes from 1 January to 31 December (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.09 for 0.15 purposes from 0.20 to 0.15 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.20 cubic feet per second and/or (b) 0.15 acre feet per annum

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. 6" well - 110' deep
with 3 H.P. pump diverting water to
home, stockwater + to 4" irrigation pipe
for pasture
- 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.

MICROFILMED

NOV 20 1989

- c. Proposed well diameter is 6" inches; proposed depth of well is 110' 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

1 years (minimum 1 year).
Well in use for this purpose since March, 1972

As per telephone conversation; 14 July 1989.

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 5 head of horses
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 household
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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	
2S	35EBM	32											3						3
													406 5+6 5+D						

Total number of acres to be irrigated 3

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

11. a. Who owns the property at the point of diversion? ourselves
- b. Who owns the land to be irrigated or place of use? ourselves
- 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: This is our own personal domestic well which we irrigate our own 3 acres with.

PLAT Description: Ponderosa Acres Subdivision Block 1, lots 5+6

NOV 20 1989

NOV 20 1989

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.

(Applicant)

Received by TO Date 6/2/89 Time 11:40 AM Preliminary check by JMA
Fee \$ 30.00 Received by HWT # E008947 Date 6-6-89
Publication prepared by RB Date _____ Published in Morning News 7-20th 1989
Publication approved OW Date 8-23-89 8-31-89

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:

RECEIVED

NOV 20 1989



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 27, 1995

GARY GAY
JOAN GAY
16 N 470 W
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08772

Dear Water Right Holder(s):

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

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MICROFILMED

NOV 07 1995



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 16, 1995

GARY GAY
JOAN GAY
16 N 470 W
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08772

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECORDED

NOV 07 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08772

DATE 10-5-95

10-11-95



NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE Advance? ☒ Advanced to: Order to reinstate needed? ☐
Incorrect fee for rate recommended? NO

SOURCE Changes or just clarification of originally intended source? ☒
Notice of Intent to Void necessary? ☐

POINT OF DIV Amendment needed? ☒ Change to SESW OF SEC 32
Overlaps? ☒

PLACE OF USE Amendment needed? ☒ Add SESW 1/4 1/4
Overlaps? ☒

DIV RATE Permit/fee limits: IRR @ .09 DOM @ .04
Meas Q = 3HP X 8.8 X .7 = .13 CFS Theo Q = .13 Recommend: .13
3.5 acres X .03 = .105 CFS Keep @ .10 CFS
DOM / Internal @ .02 54 horses @ .01
Combined rates exceed capacity ☐

ANNUAL VOLUME Volume Limit: Season: ^{NEW} 2/4.0 (4-1 to 10-31)
Calculations: 3.5 X 4.0 = 14 gF
DOM = .6 STOCK = .1
Flow limit: _____ cfs x _____ x 1.9835 = _____
Combined volumes exceed capacity/allowable ☐

USES Change in Nature of Use or additional uses? ☒
Amendment necessary? ☐

ADDITIONAL INFO Supplemental Groundwater NO PPU Scenario _____
Irr/Dom Combination YES Shared G/W System _____

NEW REMARKS Multiple p/d(s) in 1/4 1/4? _____
WB5 Other (LOT 5 PONDEROSA ACRES) _____

NEW CONDITIONS Watermaster control - District _____
Measuring/Locking Devices _____
Irrigation Overlap _____
Other _____
Water Quality _____ Heat/Cool/Fish verified _____

COMMENTS: ① Combine 1/2 acre into irrigation ② Reduce domestic rate
③ Keep stockwater use.
④ Call permit holder on surface water + pump size.
10-11-95 No SW used / pump is 3HP

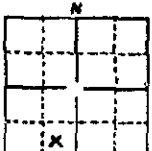
RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	NO
Irrigation	.10	14.0	Adjustment Memo Needed	YES
STOCKWATER	.01	.1	LICENSE AMEND P/D + P/U	_____
Domestic	.02	.6	1ST AMEND LETTER	P37 + P38
TOTALS	.13	14.7	2ND AMEND LETTER	P47

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Water Resources

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Michael Smith</u> Address <u>Blackfoot, Idaho</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>15'</u> feet below land surface Flowing? ☐ Yes ☐ No G.P.M. flow _____ Temperature _____ ° F. Quality _____ Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																															
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Other Discharge G.P.M. _____ Draw Down _____ Hours Pumped _____																																															
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type) _____ ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>6"</td><td>0</td><td>5</td><td>blow sand</td><td></td><td></td></tr><tr><td></td><td>5</td><td>30</td><td>clay with some small gravel</td><td></td><td></td></tr><tr><td></td><td></td><td></td><td>pebbles & clay</td><td></td><td></td></tr><tr><td></td><td>30</td><td>35</td><td>clay</td><td></td><td></td></tr><tr><td></td><td>35</td><td>60</td><td>quartz sand</td><td></td><td></td></tr><tr><td></td><td></td><td></td><td>blow sand</td><td></td><td></td></tr></tbody></table>		Hole Diam.	Depth		Material	Water		From	To	Yes	No	6"	0	5	blow sand				5	30	clay with some small gravel						pebbles & clay				30	35	clay				35	60	quartz sand						blow sand		
Hole Diam.	Depth		Material		Water																																												
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	5	30	clay with some small gravel																																														
			pebbles & clay																																														
	30	35	clay																																														
	35	60	quartz sand																																														
			blow sand																																														
4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other																																																	
5. WELL CONSTRUCTION Diameter of hole <u>6"</u> inches Total depth <u>60</u> feet Casing schedule: ☒ Steel ☐ Concrete Thickness <u>2.50</u> inches Diameter <u>6"</u> inches From <u>1</u> feet To <u>59</u> feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>2'</u> Material used in seal ☐ Cement grout ☐ Padding clay ☒ Well cuttings Sealing procedure used ☐ Sherry pit ☐ Temporary surface casing ☒ Overbore to seal depth																																																	
6. LOCATION OF WELL Sketch map location must agree with written location  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Blaine</u> <u>SE 1/4 SW 1/4 Sec. 32 T. 2 N. R. 35 E.</u>		10. Work started <u>Nov 15</u> finished <u>Nov 25</u>																																															
		11. DRILLER'S CERTIFICATION Firm Name <u>Living Kenda Drilling</u> Firm No. <u>38</u> Address <u>301 E. Adams Idaho Falls</u> Date <u>3/19/79</u> Signed by (Firm Official) <u>Living Kenda</u> and <u>Living Kenda</u> (Operator)																																															

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE COPY TO THE DEPARTMENT

Example for 35-0 8772

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 08 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-08772

1. Owner: Gary & Joan Gay Phone No. 785-6831

Current Address: 16 N 470 W Blackfoot Idaho 83321

2. Accompanied by: Owner (Gary) EXAM DATE: 2 August 1994

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SW	32	28	35E	Bingham	USGS / on site visit

2. Place(s) of Use:

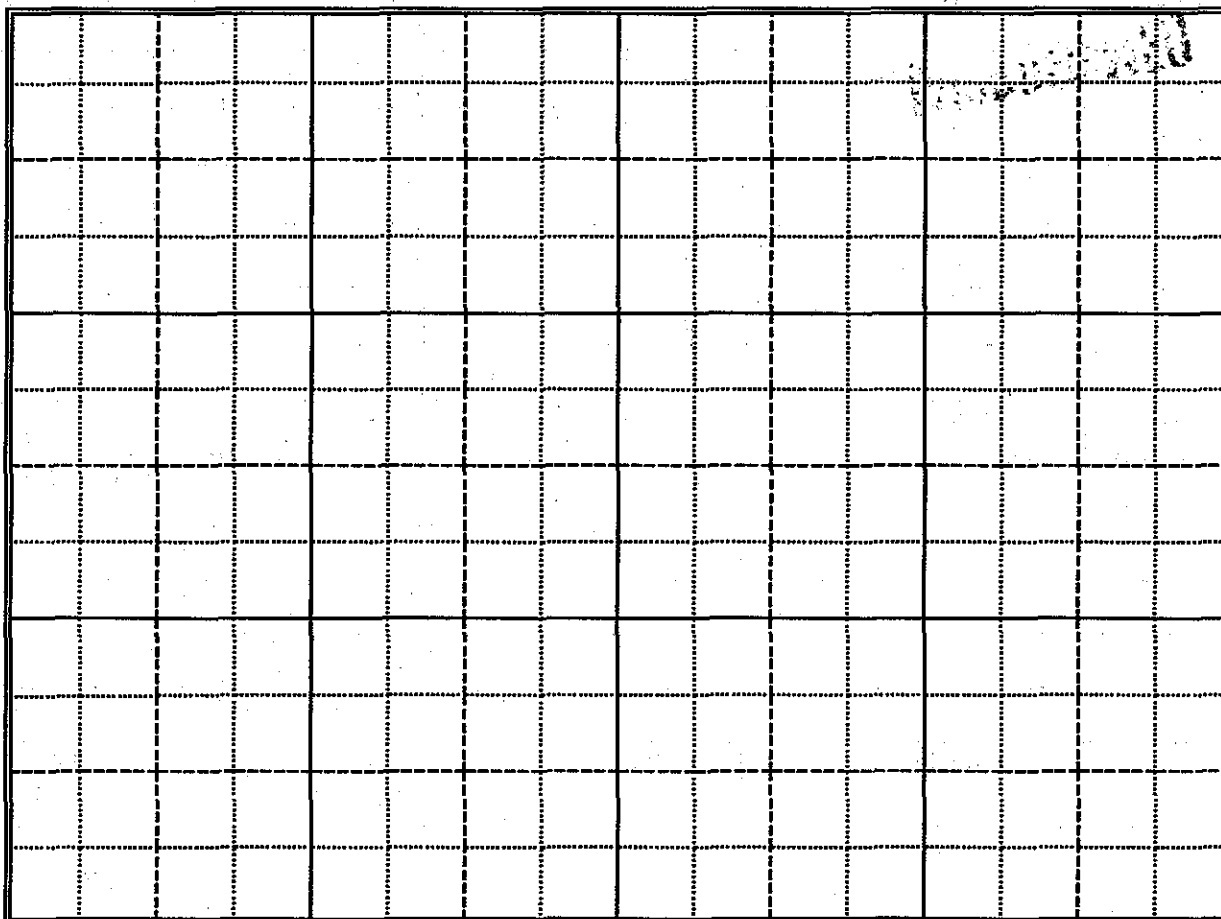
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
28	35E	32											1	2					0/3

MODIFIED

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☐ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: *none made, system not in operation at the time*

"de minimus"

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E. NARRATIVE/REMARKS/COMMENTS

1. Submersible pump. Hp (unknown) : depth to H₂O = unable to get tape down well
2. Pasture irrigated by 2" plastic mainline & dribblers
3. I would recommend that stockwater be covered by the domestic use 6 horses maximum
- * 4. Gravel Pit behind house has standing water at a depth of ± 20 feet

P/WAKA BLK 1 LOTS PONDEROSA ACRES

Domestic also includes $\frac{1}{2}$ ac irrigation : Recommend 1.2 cfs for Domestic

Have conditions of permit approval been met? ☒ yes ☐ no

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Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3 \text{ acres} \times 4.0 \text{ AF} = 12 \text{ AF}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.6)(213)(1.9835) = 25.349$$

$$V = \text{Smaller of } V_{I,R} \text{ and } V_{D,R} = 12 \text{ V}$$

$$V_{DOM} = 1.2$$

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1 January	31 December	.04	1.2 afa
Irrigation	1 April	31 October	.06	12 Afa
Totals:				

☒ 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

Field Examiner's Name Devin M. Dunn Date 11-28-1994

Reviewer Keith C Wilson Date 11/30/94

SEAL
MIRACLES

NOV 07 1995

* SEE adjustment memo. BC

MEMORANDUM

TO: File 35-08772 / Gary Gay
FROM: Brenda Chapman
DATE: October 11, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 35-08772 are based on the information below:

Per telephone conversation today with Mrs. Gay, this permit will not be recommended as a supplemental groundwater right. She stated that there has not been any surface water used on their property in at least 15 years. They stopped using surface water because of disagreements with other users on the lateral. Also, the well pump is a 3 hp unit.

E. NARRATIVE/REMARKS/COMMENTS

- a) Can now calculate the capacity from the pump information.
- b) The $\frac{1}{2}$ acre of lawn will be added to the irrigated acres for a total of $3\frac{1}{2}$ acres.
- c) It is not necessary to delete stockwater. There is enough capacity to cover the requirements for 5 horses.

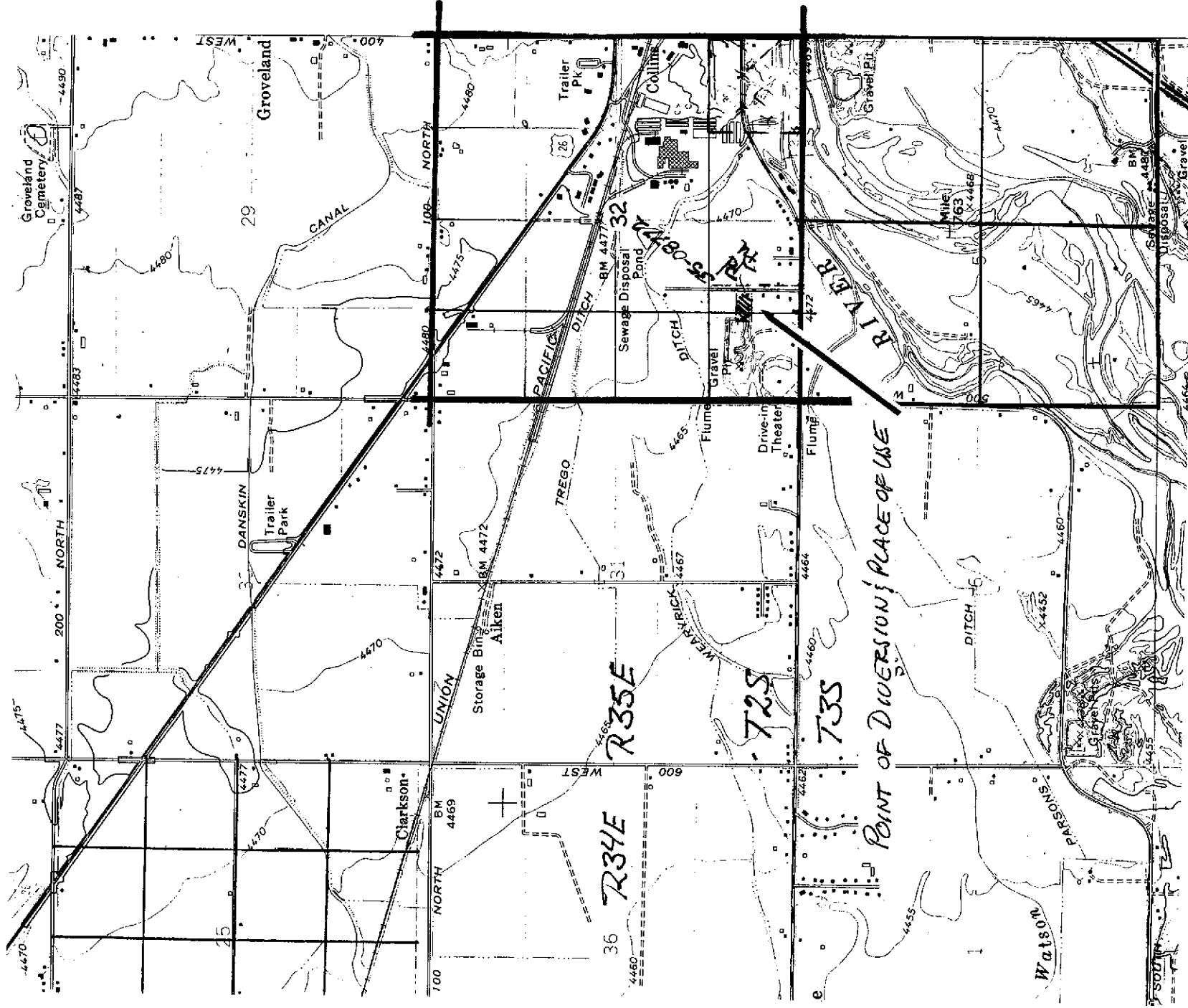
H. RECOMMENDATIONS

1. Recommended Amounts

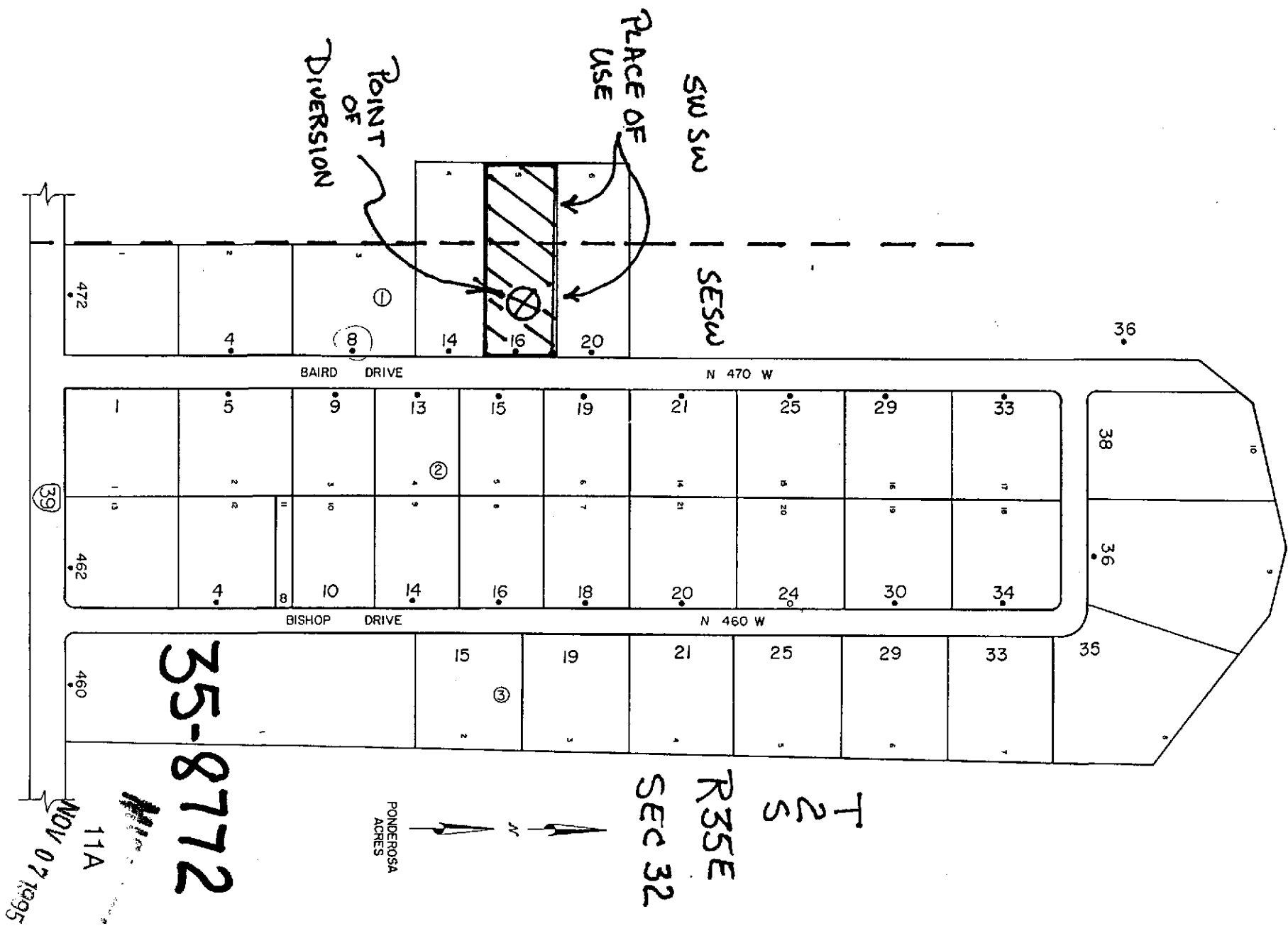
Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	.10	14.0
Stockwater	1-01 to 12-31	.01	.1
Domestic	1-01 to 12-31	.02	.6

Reducing the domestic rate to an internal use only rate of .02 cfs conforms the recommendation to the current guidelines for processing combination domestic and irrigation rights.

NOV 07 1995



35-8772 NOV 07 1995



35-8772

11A

NOV 07 1995

July 17, 1990

GARY GAY
JOAN GAY
16 N. 470 W.
BLACKFOOT, ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08772

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

RECORDED
JUL 20 1990

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
October 30, 1989

GARY GAY
JOAN GAY
16 N. 470 W.
BLACKFOOT, ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P35-08772

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

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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

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AUG 22 1989

Department of Water Resources
Eastern District Office

35-08772

GAY, GARY
GAY, JOAN
16 N. 470 W.
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: SWSW
Sec 32 T 02S R 35E
Use: IRRIGATION, (.090 CFS);
STOCKWATER, (.020 CFS);
DOMESTIC, (.040 CFS)
Date Filed: 6/02/1989
In: T02S R35E S32 SWSW
3.0 ACRES TOTAL

35-08773

FOSTER FARMS
C/O BRUCE FOSTER
2084 S. 2500 W.
Aberdeen, ID 83210
Source: GROUNDWATER
Diversion Pt: SESESE
Sec 16 T 06S R 30E
Use: INDUSTRIAL, (.040 CFS);
DOMESTIC, (.020 CFS)
Date Filed: 6/07/1989
In: T06S R30E S16 SESE

35-08775

BAKER, DWIGHT E.
255 W. 300 N.
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: Lot 4 (SWSW)
Sec 32 T 02S R 34E
Use: COMMERCIAL, (.010 CFS)
Date Filed: 5/26/1989
In: T02S R34E S32 SWSW

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 AUGUST 21, 1989.

R. KEITH HIGGINSON
Director

(477)
Pub.: 8/3, 10

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss
I, Michael Bell) 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 affidavit 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 3rd day of August, 19 89; and the last publication having been made on the 10th day of August, 19 89; 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 21st day of August, in the year 1989 before me a Notary Public of said State, personally appeared

Michael Bell
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 executed the same.

David Taylor
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing Fee..... \$5.00

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NOV 20 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

JULY 26, 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 AUGUST 21, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

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NOTICE OF APPLICATION FOR WATER RIGHT

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

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NOV 20 1989

35-08772

GAY, GARY
GAY, JOAN
16 N. 470 W.
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: SWSW Sec 32 T 02S R 35E

Use: IRRIGATION	(.090 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.040 CFS)

Date Filed: 6/02/1989

In: T02S R35E S32 SWSW

3.0 ACRES TOTAL

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NOV 20 1989

The permit(s) will be subject to all prior rules
may be submitted based on the criteria of Sec. 42-203C, 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 AUGUST 21, 1989.

R. Keith Higginson, Director

Published 8/03/1989 & 8/10/1989

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NOV 20 1989

17-Jul-1989

Gary or Joan Gay
16 N. 470 W.
Blackfoot, ID 83221

RE: Application for Permit No. 35-8772

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Morning News. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

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NOV 20 1989

U. S. A.
DEPARTMENT OF WATER RESOURCES
Eastern Region
Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

JULY 17, 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 AUGUST 7, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

did not run
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NOV 20 1989

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

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NOV 20 1989

35-08772

GAY, GARY
GAY, JOAN
16 N. 470 W.
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: SWSW Sec 32 T 02S R 35E

Use: IRRIGATION	(.090 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.040 CFS)

Date Filed: 6/02/1989

In: T02S R35E S32 SWSW

3.0 ACRES TOTAL

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The permit(s) will be subject to the criteria of Sec. 42-202, 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 AUGUST 7, 1989.

R. Keith Higginson, Director

Published 7/20/1989 & 7/27/1989

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NOV 20 1989