

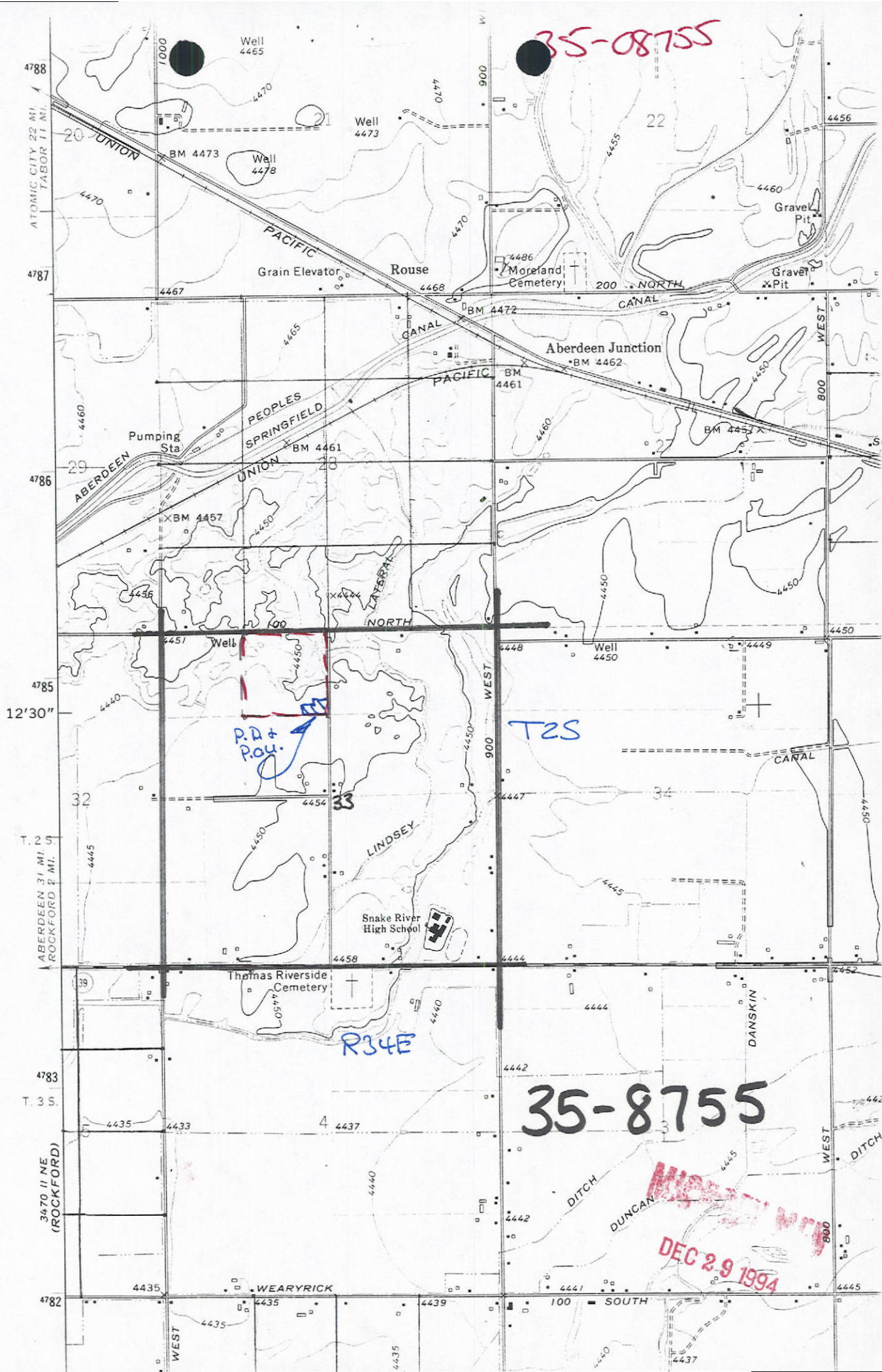
256 T 2 1880

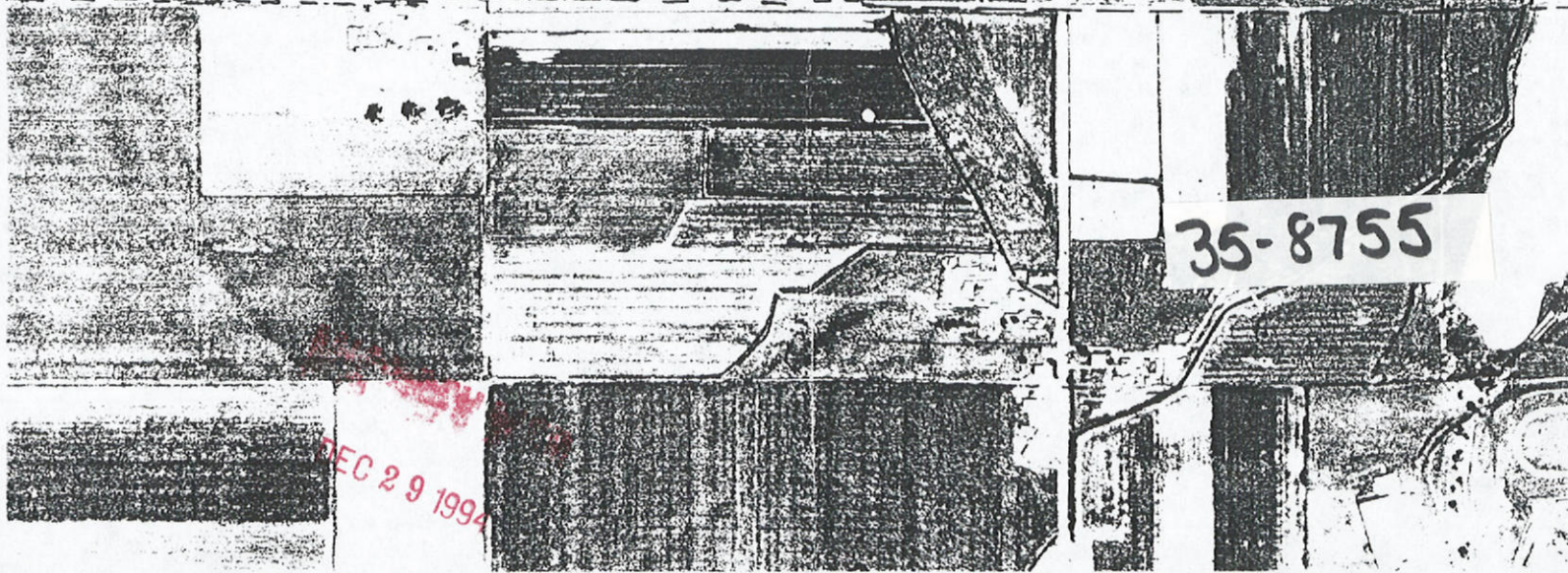
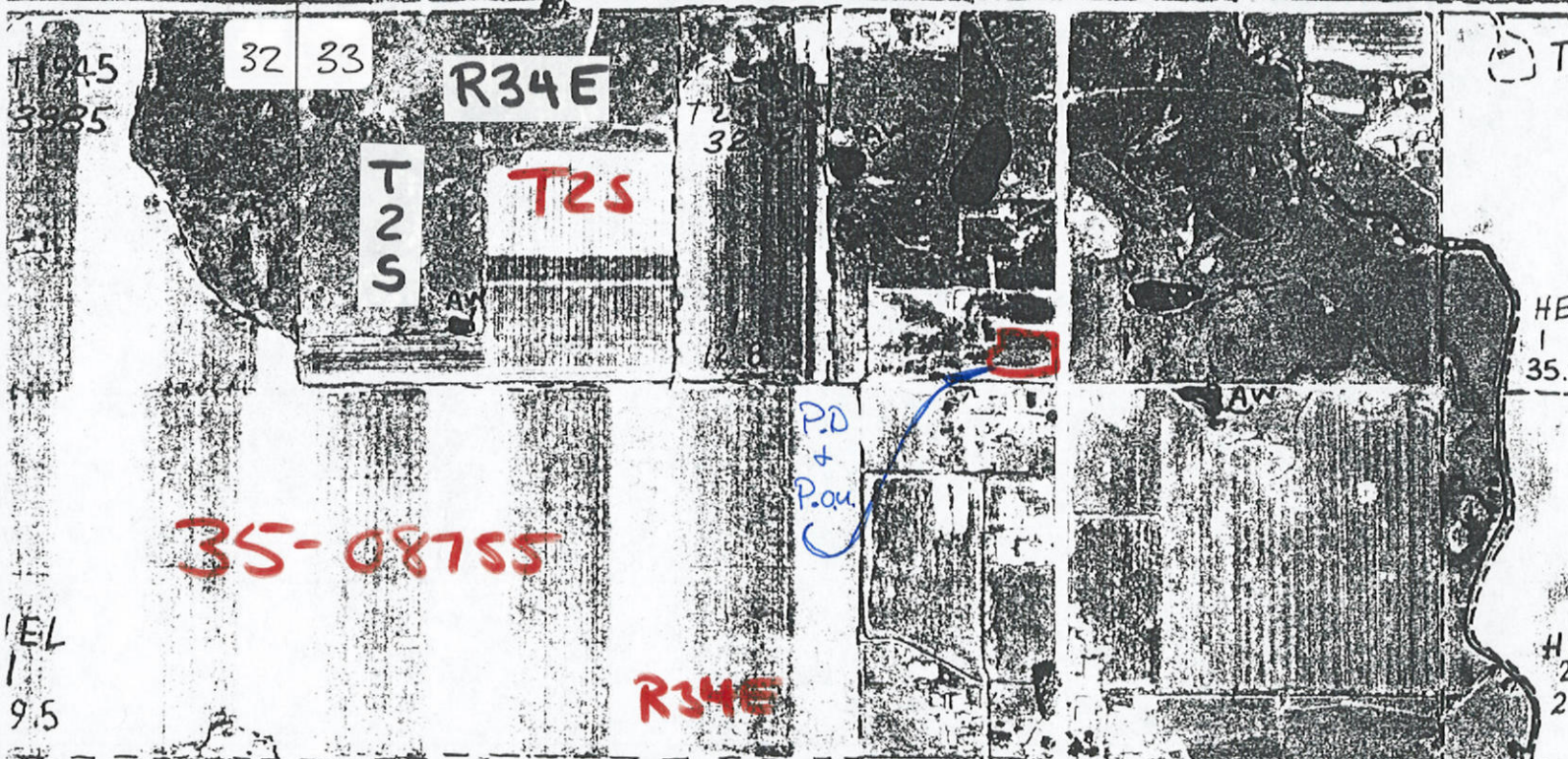
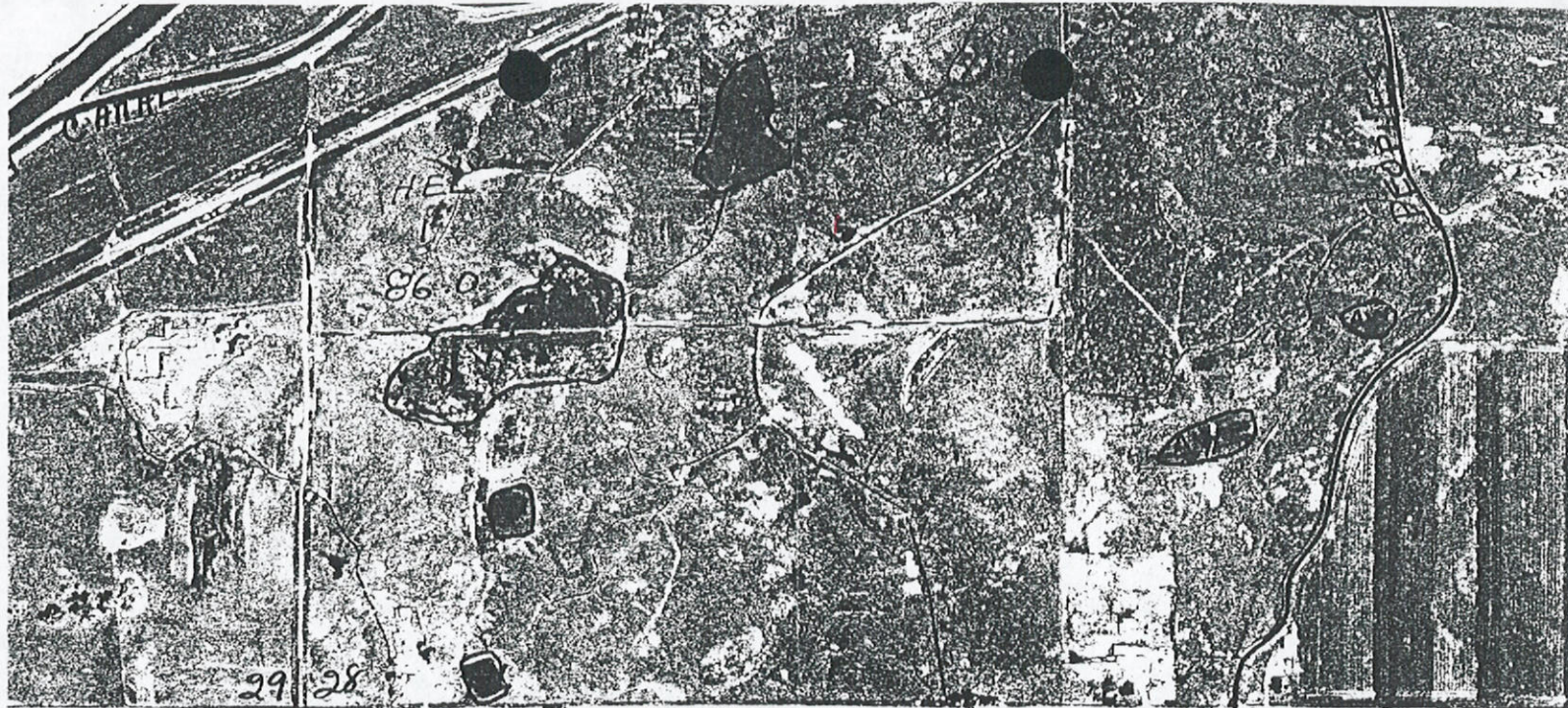


WITNESSED

SEP 15 1989

(Applicant)





35-8755



35-8755

RECEIVED

DEC 29 1994

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 35-8755

Date 12-19-90

GENERAL CONSIDERATIONS

Y Name same as permit?
N Address change? If yes, prepare data entry form.
N Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

✓ Surface water source
✓ Ground water source
No Drill permit req'd? Copy in file?
No Well log in file?
N/A Amt paid for drilling permit? Correct?

LICENSE EXAMINATION FEE

Y Required?
50 Amount submitted?
Y Correct amount?

MEASURING DEVICE

N Measuring device or access port required?
✓ Installed?
✓ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

- advance priority & reinstate
- check out drilling permit compliance ^{OK}
- per telephone conversation, well was drilled prior to 1985 - found no well log

PRIORITY CALCULATION

Date proof received 11-15 319
Date proof due 10-01 - 274
No. of days late = 45
Priority date 5-10-89 + 130
NEW PRIORITY DATE 6-24-89 = 175

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08755

Priority: June 24, 1989

Maximum Diversion Rate:

0.12 CFS

This is to certify, that FREDI-MARIE CLARK
MEREDITH M CLARK

78 N 950 W

BLACKFOOT ID 83221

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 10, 1989; and has submitted Proof of Beneficial Use on November 15, 1990. An examination indicates that the works have a diversion capacity of .160 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	0.09 CFS	
STOCKWATER	01/01 to 12/31	0.01 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	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. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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.
5. 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.

DEC 29 1994

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

WATER RIGHT NO. 35-08755

CONDITIONS/REMARKS:

6. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
7. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
8. This right when combined with all other rights shall provide no more than .03 cfs per acre nor exceed a combined annual irrigation diversion volume of 12.0 af for the lands above.
9. Domestic use for 1 home is limited to an annual diversion volume of .6 af and does not include lawn, garden, landscape or other types of irrigation.
10. Stockwater use for 2 horses is limited to an annual diversion volume of .1 af.

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 20TH day of DECEMBER, 1994.

Acting for *Norm Higgins*
R. Keith Higginson, Director

DEC 29 1994

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-8755 IN THE)
NAME OF FREDI-MARIE CLARK & MEREDITH M. CLARK) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued, the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before October 1, 1990; and,

WHEREAS, the Department has notified the permit holders by certified mail that proof was due and instructed the permit holders of the steps to be taken to submit the proof of beneficial use; and,

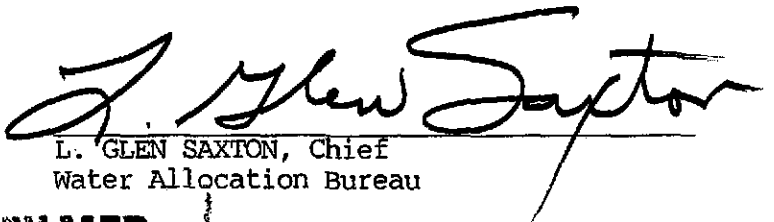
WHEREAS, the Department has notified the permit holders that the permit lapsed for failure of the permit holders to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on November 15, 1990;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-8755 be REINSTATED and the priority advanced to June 24, 1989.

Dated this 8th day of January, 1991.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

FEB 06 1991

For Office Use Only
 Amt. of Fee \$ 50.00
 Date 11/15/90
 Receipt No. 6018868
 Received by J. J. [Signature]

RECEIVED
NOV 15 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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.

I. Permit No. 35-08755 Telephone No. (208) 684-5522

2. Name(s) of Permit Holder(s): Meredith M. / Fredi-Marie C. Clark

3. Post Office Address: 78N. 950W Blackfoot, ID. 83221

4. Source of Water: Ground water

a. If ground water, well driller's name: Don't know Date drilled: Don't know

b. Pump horsepower: 3 hp Pressure (psi): 40 psi Dynamic pumping level (ft.): _____

5. Extent of Use:

Domestic \ (No. of households)

Irrigation 3 (No. of acres)

Stockwater 2 (No. and type of stock)

Other

6. Total rate and/or volume for which proof is submitted 0.15 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

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

OR

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

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

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

Name Meredith M. Clark Telephone No. (208) 684-5522

78 N. 950 W. Blackfoot, ID. 83221

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

RE-FILMED

FEB 06 1991

Nov. 9, 1990
Date

Meredith M. C. Paul
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08755

Proposed Priority: May 10, 1989

Maximum Diversion Rate:

0.15 CFS

This is to certify, that **FREDI-MARIE CLARK**
MEREDITH M. CLARK
78 N. 950 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	04/01 to 11/01	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:

SENEW

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	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 **October 1, 1990**.
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.

Permit To Appropriate Water

NO. 35-08755

CONDITIONS/REMARKS:

7. Domestic use is for one 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

1st day of September, 1989.

for R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED

SEP 15 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 NEREDITH M. OR FERNIMARIE CLARK Phone 208/684-5522
Post office address 78 N. 950 W., BLACKFOOT ID 83221

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

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 33 Township 2S Range 34E B.M. BINGHAM County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.09 for IRRIGATION purposes from 04/01 to 11/01 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for DOMESTIC purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for STOCK purposes from 01/01 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)

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

6. ~~Proposed~~ EXISTING diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL & PUMP FOR DOMESTIC
USE FOR ONE HOME & STOCK, IRRIGATION WITH HANDLINES

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

c. ~~Proposed~~ EXISTING well diameter is 6" inches; ~~proposed~~ EXISTING depth of well is 100' 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).

RECORDED

SEP 15 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. S/2 HORSES
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. D/ONE HOME
- 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	
02S	34E	33					3												3
							P/S												

Total number of acres to be irrigated 3

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

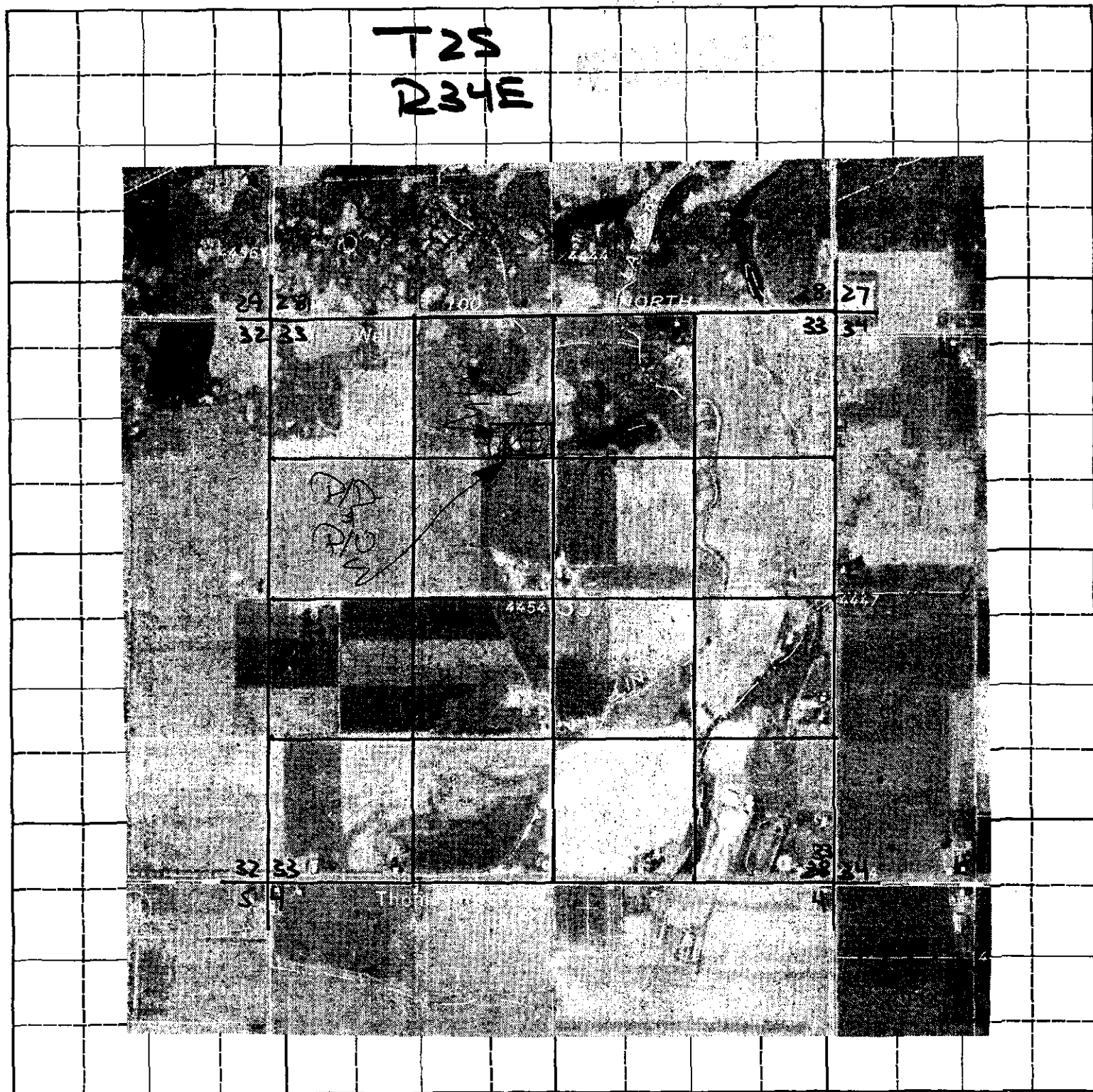
11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? APPLICANT
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: EXISTING SYSTEM

RECORDED

SEP 15 1989

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



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.

SEP 15 1989

Meredith M. Clark
(Applicant)

Received by TRM Date 5-10-89 Time 11:12 hrs Preliminary check by AMD
Fee \$ 30⁰⁰ Receipted by TRM # 5007281 Date 5/10/89
Publication prepared by RB Date 7-6-89 Published in Morning News
Publication approved ew Date 7-24-89

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:

MICROFILMED

SEP 15 1989

MEMORANDUM

DATE: December 28, 1994
TO: File No. 35-08755
FROM: Donna Corless
SUBJECT: RETURNED MAIL

=====

The Water Right License mailed to Fredi-Marie Clark at 78 N 950 W, Blackfoot, ID 83221 was returned by the U.S. Post Office with the following notation:

Forwarding Time Expired - Return to Sender - Clark, Fredi-Marie
272 E Walker Street, Blackfoot, ID 83221-3353.

The license was mailed to the address on the Post Office label today.

RECEIVED
DEC 29 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 22, 1994

FREDI-MARIE CLARK
MEREDITH M CLARK
78 N 950 W
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08755

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

DEC 29 1994

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08755 DATE 12-15-94



NAME	Yes ☐ No ☒	Or Address Change?
PRIORITY DATE	☒	Advance? <u>YES</u> Advanced to: <u>6-24-1989</u> Order to reinstate needed? <u>none</u> Incorrect fee for rate recommended? <u>NO</u>
SOURCE	☐ ☒	Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	☐ ☒	Amendment needed? _____ Overlaps? _____
PLACE OF USE	☒ ☒	Amendment needed? _____ Overlaps? <u>Peoples Canal Co Rights</u>
DIV RATE	☒	Permit/fee limits: <u>.15 CFS</u> Meas Q = _____ Theo Q = <u>.10 CFS</u> Recommend: <u>.12</u> <u>IRR = 3 X .03 = .09</u> <u>1 DOM/INT = .02</u> <u>2 HORSES = .01</u> Combined rates exceed capacity _____
ANNUAL VOLUME	☒	Season of use: <u>C/4 (4-1 to 10-31)</u> NEW Calculations: <u>3 X 4 = 12</u> <u>2 HORSES = .1</u> <u>1 DOM = .6</u> Flow limit: _____ cfs x _____ x 1.9835 = _____ Combined volumes exceed capacity/allowable _____
USES	☐ ☒	Change in Nature of Use or additional uses? _____ Amendment necessary? _____
REMARKS	☐ ☒	Multiple p/d(s) in 1/4 1/4? _____ Other <u>2 HORSES / 1 HOME</u>
CONDITIONS	☐ ☒	Measuring/Locking Devices _____ Watermaster control - District _____ <u>RSL</u> Irrigation Overlap _____ ☒ Water Quality _____ ☒ Other <u>048, 049</u> Heat/Cool/ Fish verified _____
COMMENTS: _____		

RECOMMENDED	CFS	VOL <i>Place in remarks</i>	SRBA Claim Filed	NO
<u>Irrigation</u>	<u>.09</u>	<u>12.0</u>	Adjustment Memo Needed	<u>YES</u>
<u>Stockwater</u>	<u>.01</u>	<u>.1</u>		
<u>Domestic</u>	<u>.02</u>	<u>.6</u>	LICENSE	☒
<u>TOTALS</u>	<u>.12</u>	<u>12.7</u>	1ST AMENDMENT LETTER	_____
			FINAL AMENDMENT LETTER	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 35-8755

1. Owner: Meredith M. or Fredi-Marie Clark Phone No. 684-5522

Current Address: 78 N. 950 W. Blackfoot, Id. 83221

2. Accompanied by: Fredi-Marie Clark EXAM DATE: 6-2-93

Address: Same Phone No. Same

Relationship to Permit Holder: Owner

3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: N/A
~~27-0755 (should be a basin 35 number) is this a trap work?~~

2. Other water rights with the same point of diversion: N/A

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	NE	NW	33	2S	34E	Bingham	USGS Quad map

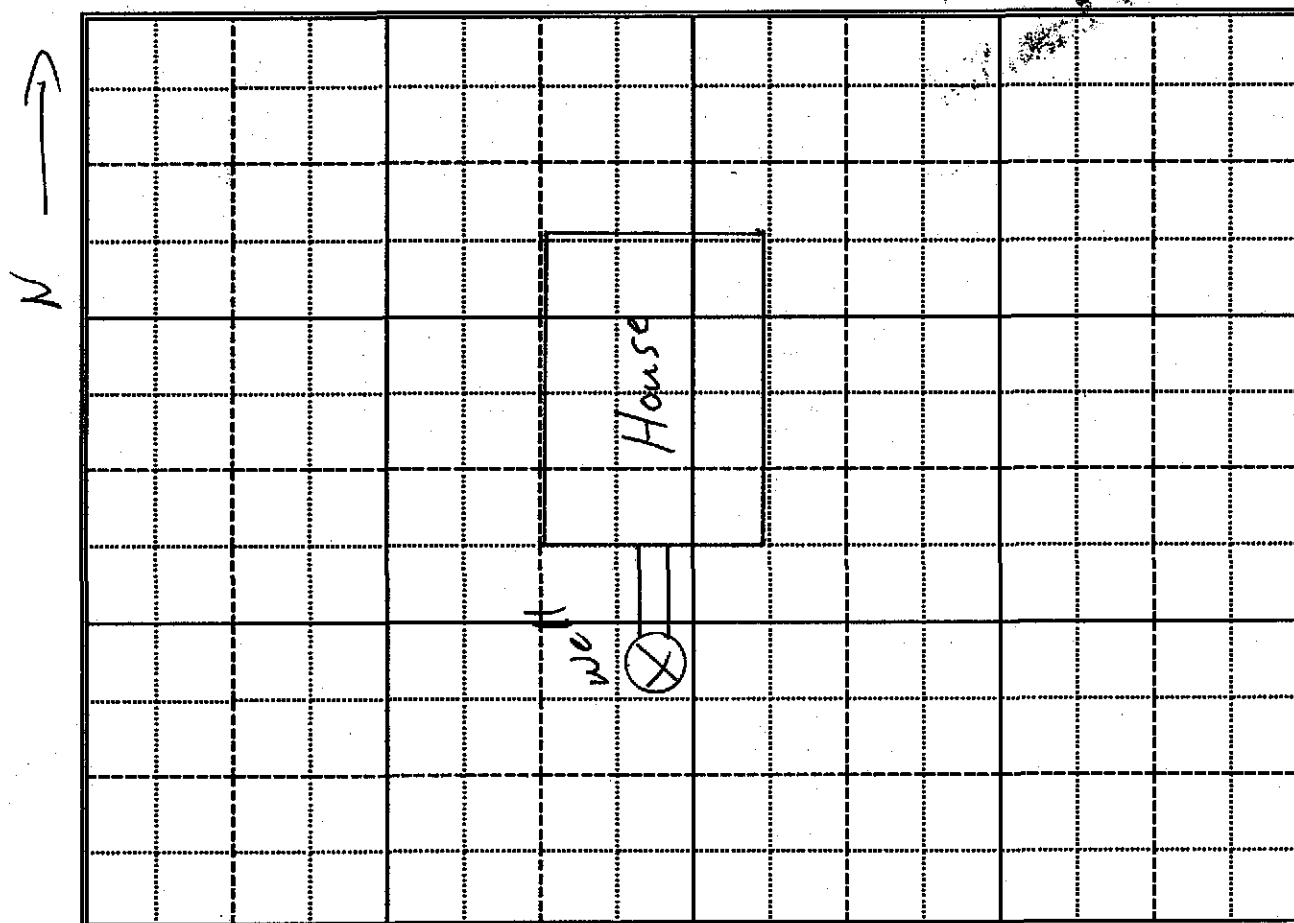
2. Place(s) of Use:

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	
2S	34E	33					D/S												
							3												3

MAINTAINED
DEC 29 1994

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
	Franklin	3	Unknown	Franklin	1 1/2" discharge

*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
Pressure gage	Fluid	Ashcroft			60 PSI	

2. Measurements: dynamic pumping depth 50'
operating pressure 35 psi

DEC 29 1994

E. NARRATIVE/REMARKS/COMMENTS

3 Hp submersible pump supply water
to one House and aprox. 3 acres of
Lawn and 2 stock animals.

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

RECEIVED

DEC 29 1994

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q = \frac{(3)(8.814)(.8)}{(50) + (35)(2.308)} = 0.162 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3 \text{ acres} \times 4 \text{ af} = 12 \text{ af}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.09 \text{ cfs} \times 214 \text{ d} \times 1.9835 = 38.2 \text{ af}$$

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

2. Volume Calculations for Other Uses:

Domestic - 0.6 af
(2 hr/d) Stock - 0.2 af

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (af)
	From	To		
Irrigation	4-1	10-31	0.09	12.0 af
Domestic	1-1	12-31	0.04	0.6 af
Stock	1-1	12-31	0.02	0.2 af
Totals:			0.15 cfs	12.8 af

2. Recommended Amendments

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

I. AUTHENTICATIONField Examiner's Name Gary Burr Date 6-2-93Reviewer D. W. Jones Date 9-28-94

SEAL

HARVEST

DEC 29 1994

MEMORANDUM

TO: File 35-08755 / Fredi-Marie Clark
FROM: Brenda Chapman
DATE: December 15, 1994
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	.09	
Stockwater	1-01 to 12-31	.01	
Domestic	1-01 to 12-31	.02	

The irrigation season dates are adjusted to the currently used Field Headgate Requirement and Season of Use chart.

All volume recommendations are addressed in the remarks based on current supplemental groundwater processing procedures.

The stockwater rate and volume recommendations are based on the requirements for 2 horses.

The domestic rate is reduced to coincide with the recommendation for an in-house only volume.

DEC 29 1994

Topographic map of the Aberdeen, Idaho area. The map shows the Snake River, various canals (Aberdeen, Peoples, Springfield, North, West, Duncan, Danskin), and towns including Rouse, Aberdeen, and Lindsey. Key features include the Grain Elevator, Rouse, Moreland Cemetery, Snake River High School, and Thomas Riverside Cemetery. The map includes a grid system with coordinates (e.g., 4788, 4787, 4786, 4785, 4783, 4782) and a handwritten annotation '35-08755' in the top right corner. A date stamp 'DEC 29 1994' is visible in the bottom right corner. Other handwritten annotations include 'T2S', 'R34E', and '35-8755'.

REC 2 9 1994

35-8755

R34E

35-08755

P.D.
+
P.O.

S
2
T

T25

R34E

32 33

35-8755

86 87

86 87

35-8755 •



35-8755

RECEIVED

DEC 29 1994

January 15, 1991

FREDI-MARIE CLARK
MEREDITH M. CLARK
78 N. 950 W.
BLACKFOOT, ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08755

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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

Enclosure

MICROFILMED

FEB 06 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 35-8755

Date 12-19-90

GENERAL CONSIDERATIONS

Y Name same as permit?
N Address change? If yes, prepare data entry form.
N Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

✓ Surface water source
✓ Ground water source
NO Drill permit req'd? Copy in file?
NO Well log in file?
N/A Amt paid for drilling permit? Correct?

LICENSE EXAMINATION FEE

Y Required?
50 Amount submitted?
Y Correct amount?

MEASURING DEVICE

N Measuring device or access port required?
✓ Installed?
✓ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

- advance priority & reinstate
- check out drilling permit compliance ^{OK}
- per telephone conversation, well was drilled prior to 1985 - found no well log

PRIORITY CALCULATION

Date proof received 11-15 319
Date proof due 10-01 - 274
No. of days late = 45
Priority date 5-10-89 + 130
NEW PRIORITY DATE 6-24-89 = 175

October 18, 1990

FREDI-MARIE CLARK
MEREDITH M. CLARK
78 N. 950 W.
BLACKFOOT, ID 83221

LAPSE NOTICE

RE: PERMIT NO. 35-08755

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated July 31, 1990. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

MICROFILMED

FEB 16 1991

CERTIFICATION OF MAILING

I hereby certify that on 10-22-90
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

138150
July 31, 1990

FREDI-MARIE CLARK
MEREDITH M. CLARK
78 N. 950 W.
BLACKFOOT, ID 83221

RE: PERMIT NO. 35-08755 PROOF DUE NOTICE

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before October 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

FEB 06 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
September 1, 1989

FREDI-MARIE CLARK
MEREDITH M. CLARK
78 N. 950 W.
BLACKFOOT, ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P35-08755

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

Microfilm

SEP 15 1989

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

SEP 15 1989

30-Jun-1989

Meredith M. or Fredi-Marie Clark
78 N. 950 W.
Blackfoot, ID 83221

RE: Application for Permit No. 35-8755

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

MICROFILMED

SEP 15 1989

35-08753

ELLIS, Delwyn V.
 ELLIS, Barbara
 904 W. 200 N.
 Blackfoot, Id. 83221
 Source: GROUNDWATER
 Diversion Pt: SWNW, Sec. 16, T. 02S, R.
 34E.
 Use: STOCKWATER (.440 CFS).
 Date Filed: 5/15/1989.
 In: T02S, R34E, S16, NENW, NWNW,
 SWNW.

35-08754

BENNETT, Clarence F.
 TATE, Frances N.
 393 S. 1500 W.
 Pingree, Idaho 83262
 Source: GROUNDWATER
 Diversion Pt: SWSW, Sec. 22, T. 03S, R.
 33E.
 Use: IRRIGATION (.070 CFS).
 DOMESTIC (.040 CFS).
 Date Filed: 5/10/1989.
 In: T03S, R33E, S22, SWSW.
 2.5 ACRES TOTAL.

35-08755

CLARK, Fredi-Marie
 CLARK, Meredith M.
 78 N. 950 W.
 Blackfoot, Idaho 83221
 Source: GROUNDWATER
 Diversion Pt: SENENW, Sec. 33, T. 02S, R.
 34E.
 Use: IRRIGATION (.090 CFS).
 STOCKWATER (.020 CFS).
 DOMESTIC (.040 CFS).
 Date Filed: 5/10/1989.
 In: T02S, R34E, S33, NENW.
 3.0 ACRES TOTAL.

35-08757

CLOVIS, Edward
 CLOVIS, Delorus
 215 N. 500 W.
 Blackfoot, Idaho 83221
 Source: GROUNDWATER
 Diversion Pt: SWSWSW, Sec. 20, T. 02S,
 R. 35E.
 Use: IRRIGATION (.090 CFS).
 Date Filed: 6/23/1989.
 In: T02S, R35E, S20, SWSW.
 3.0 ACRES TOTAL.

35-08760

LEAVITT, Dennis
 LEAVITT, Kenea
 220 N. 740 W.
 Blackfoot, Idaho 83221
 Source: GROUNDWATER
 Diversion Pt: NWNENE, Sec. 11, T. 02S, R.
 34E.
 Use: COMMERCIAL (.020 CFS).
 Date Filed: 5/08/1989.
 In: T02S, R34E, S11, NENE.

The permit(s) will be subject to all prior
 water rights. Protests may be submitted bas-
 ed 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 JULY 24, 1989.

R. KEITH HIGGINSON
 Director

(454)
 Pub.: 7/6, 13

RECEIVED

JUL 20 1989

Department of Water Resources
 Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho Michael Bell)

I, _____ 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
6th day of July, 1989;

and the last publication having been made on the
13th day of July, 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 17th day of July, in
 the year 1989, before me a Notary Public of said State,
 personally appeared _____

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.

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

Affidavit Processing Fee..... \$5.00

MICROFILMED

SEP 15 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

JUNE 27, 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 JULY 24, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED
FILMED

SEP 15 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

SEP 15 1989

35-08755

CLARK, FREDI-MARIE
CLARK, MEREDITH M.
78 N. 950 W.
BLACKFOOT, ID 83221

Source: GROUNDWATER

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

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

Date Filed: 5/10/1989

In: T02S R34E S33 NENW

3.0 ACRES TOTAL

MICROFILMED

SEP 15 1989

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 JULY 24, 1989.

R. Keith Higginson, Director

Published 7/06/1989 & 7/13/1989

MICROFILMED

SEP 15 1989