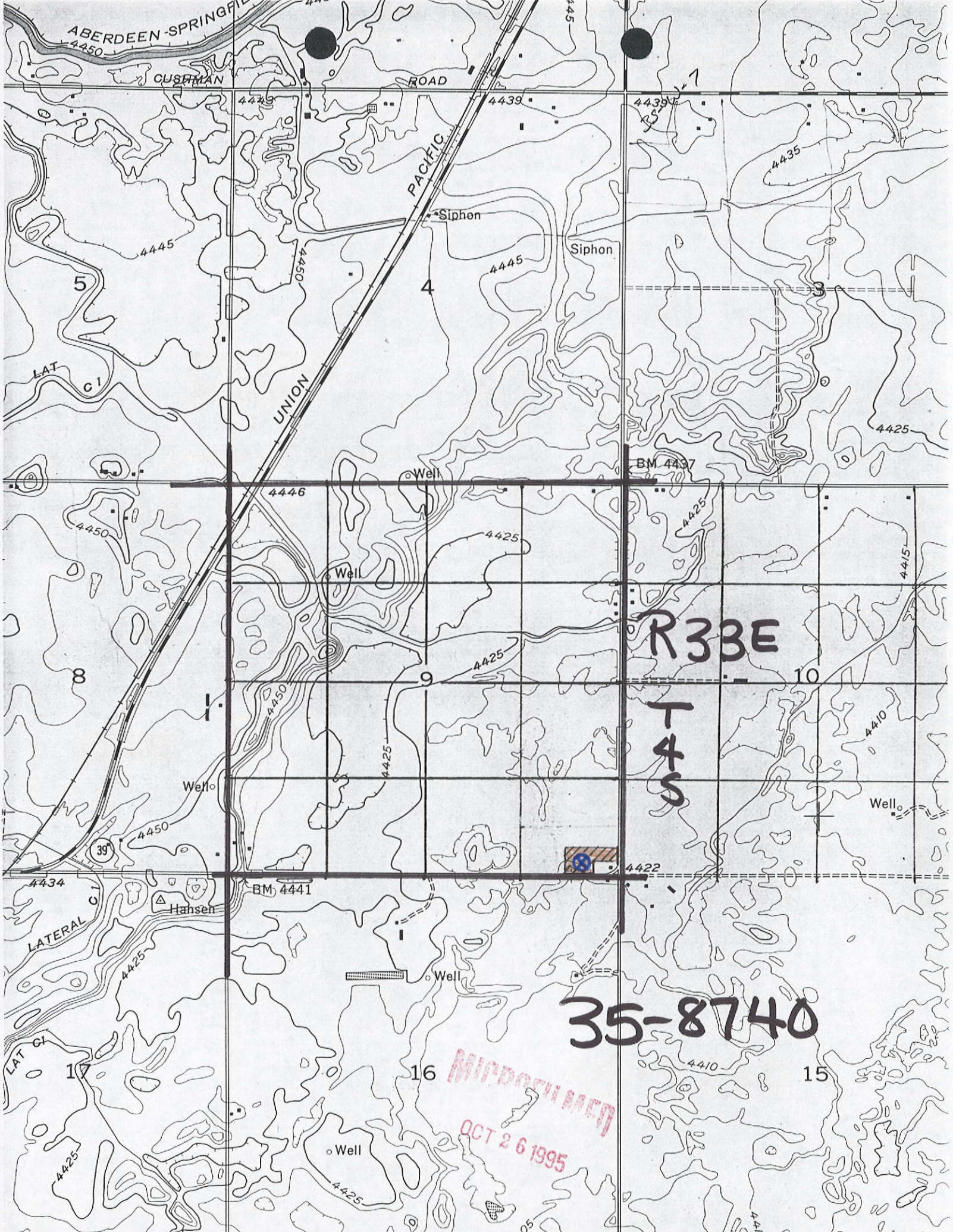


[illegible]

MAY 23 1990

Margaret Courtney
(Applicant)



ABERDEEN-SPRINGFIELD

CUSHMAN

ROAD

PACIFIC

Siphon

Siphon

UNION

LAT C1

LATERAL C1

LAT C1

BM 4441

BM 4437

Hansen

Well

Well

Well

MIDCUMBER
OCT 26 1995

R3BE

T4S

35-8740

T4S R33E
35-08740

PLACE OF USE



9 10
16 15

Sage Rd.

POINT OF DIVERSION

R33E

T4
S

35-8740

OCT 26 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08740

Priority: April 20, 1989

Maximum Diversion Rate:

0.27 CFS

This is to certify, that MARGARET COUNTRYMAN
ROBERT COUNTRYMAN

1518 W 800 S

PINGREE ID 83262

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 20, 1989; and has submitted Proof of Beneficial Use on March 7, 1991. An examination indicates that the works have a diversion capacity of 0.320 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	0.25 CFS	
DOMESTIC	01/01 to 12/31	0.02 CFS	
	Totals	0.27 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SESE, Sec. 9, Township 04S, Range 33E
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>
04S	33E	9	SESE	12.5		12.5

Total number of acres irrigated: 12.5

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND 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.

OCT 26 1995

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

WATER RIGHT NO. 35-08740

CONDITIONS OF APPROVAL AND REMARKS

6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under 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 .02 cfs per acre nor exceed a combined annual irrigation diversion volume of 50.0 af for the lands above.
9. Domestic use is for 1 home and shall not exceed an annual diversion volume of .6 af.
10. 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 11TH
day of OCTOBER, 1995.

Acting for

KARL J. DREHER, Director

OCT 26 1995

RECEIVED
MAR 07 1991

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.

1. Permit No. 35-08740 Telephone No. 684-4889
2. Name(s) of Permit Holder(s): Robert T Countryman Margaret Countryman
3. Post Office Address: 1518 W. 800 S Pingree Id 83262
4. Source of Water: Groundwater
- a. If ground water, well driller's name: Unknown Date drilled: Apr 1980
- b. Pump horsepower: 7 1/2 Pressure (psi): _____ Dynamic pumping level (ft.): _____
5. Extent of Use:

Domestic 1 (No. of households)Irrigation 15 (No. of acres)Stockwater 10 (No. and type of stock)
COWS

Other _____

6. Total rate and/or volume for which proof is submitted 0.34 cfs 15 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: \$ 100.00 (See License Examination Fee Schedule)

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

Robert T Countryman
Name684-4889
Telephone No.1518 W 800 S. Pingree Idaho 83262
Address

10. 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.

Mar 6, 1991
DateMargaret Countryman
Signature (and title if on behalf of a company or organization)

APR 19 1991

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08740

Proposed Priority: April 20, 1989 Maximum Diversion Rate: 0.34 CFS
This is to certify, that ROBERT COUNTRYMAN

MARGARET COUNTRYMAN
1518 W. 800 S.
PINGREE, ID 83262

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	0.30 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.34 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSESE Sec. 9, Township 04S, Range 33E
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>
04S	33E	9	SESE	15		15
Total number of acres irrigated:						15

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 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 one home.

MICROFILMED

MAY 23 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08740

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 April, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

Microfilm

MAY 23 1990

35~8740

Form 202
6/85

Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant ROBERT ~~AND~~ OR MARGARET COUNTRYMAN Phone 684-4889
 Post office address 1518 W., 800 S. PINGREE, ID 83262
2. Source of water supply GROUNDWATER which is a tributary of -
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
 Sec. 9 Township 4S Range 33E B.M. BINGHAM County; additional
 points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount 0.3 for IRRIGATION purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount .04 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 is (a) 0.34 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. WELL, 7.5 HP PUMP
TO SPRINKLERS AND HOME
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
 reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
 _____ to _____ inclusive.
 - c. Proposed well diameter is 8" inches; proposed depth of well is 85 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).

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MAY 23 1990

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. _____
- 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	
4S	33E	9																15	15
																		D	

Total number of acres to be irrigated 15

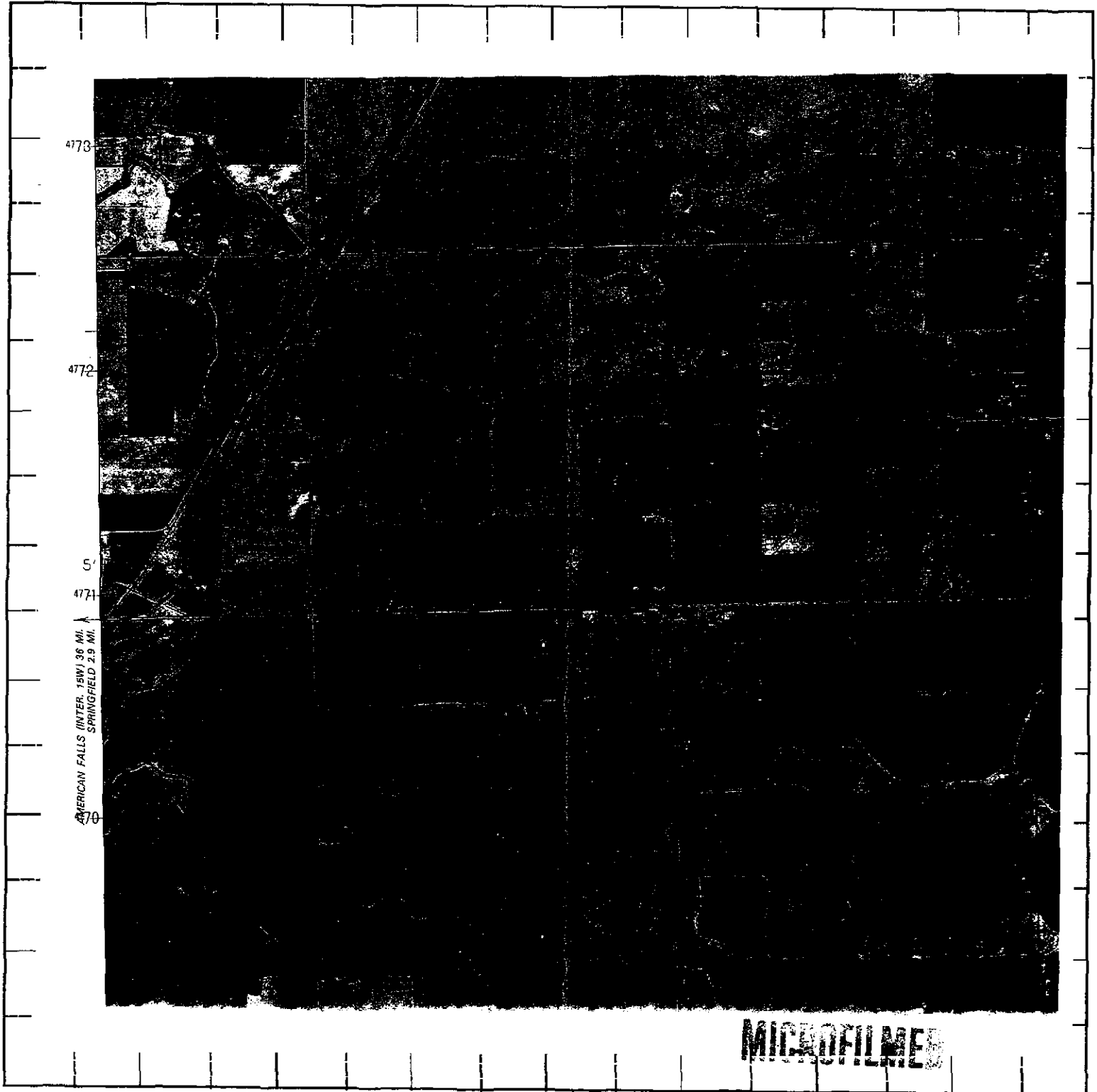
10. Describe any other water rights used for the same purposes as described above. DOMESTIC USE FROM WELL, EXISTED SINCE 1980, 1RR16 - 17 SHARES ABERDEEN-SPRINGFIELD
11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? APPLICANT
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

INDEXED

MAY 23 1990

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.

MAY 23 1990

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.

Margaret Corantrayman
(Applicant)

Received by aw Date 4-20-89 Time 11:20A Preliminary check by JMS
Fee \$ 45⁰⁰ Receipted by HWS # E006959 Date 4-20-89
Publication prepared by AB Date 3-18-90 Published in Morning News
Publication approved aw Date 3-30-90

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

MAY 23 1990



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 11, 1995

MARGARET COUNTRYMAN
ROBERT COUNTRYMAN
1518 W 800 S
PINGREE ID 83262

RE: WATER RIGHT NO. 35-08740

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,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

OCT 26 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08740 DATE 10-4-95



NAME Change OK ☒ Or Address Change? NO ASSIGNMENT WITH EXAM.

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? Amendment needed?
Overlaps? Amendment needed?
Overlaps? Surface water shares

POINT OF DIV Amendment needed?
Overlaps? Amendment needed?
Overlaps? Surface water shares

PLACE OF USE Amendment needed?
Overlaps? Surface water shares

DIV RATE Permit/fee limits: .34 cfs
Permit = IRR @ .30 SPRINKLER Meas Q = .22 Theo Q = .3 Recommend: .27
Dom @ .04 HOUSE water being used at same time AS sprinklers.
12.5 acres (add for domestic lawn) x .02 = .25 Dom @ .02
Combined rates exceed capacity NEW

ANNUAL VOLUME Volume Limit: Season: C/4.0 (4-1 to 10-31)
Calculations: 12.5 acres x 4 = 50 af
Domestic @ = .6 af
Flow limit: cfs x x 1.9835 =
Combined volumes exceed capacity/allowable ABERDEEN SPRINGFIELD

USES Change in Nature of Use or additional uses?
Amendment necessary? Supplemental Groundwater YES PPU Scenario Irr/Dom Combination YES Shared G/W System ABERDEEN SPRINGFIELD

ADDITIONAL INFO Supplemental Groundwater YES PPU Scenario Irr/Dom Combination YES Shared G/W System ABERDEEN SPRINGFIELD

NEW REMARKS Multiple p/d(s) in 1/4 1/4?
YES Other WB3 WB8 WB7 (edit) WB5 (edit)

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

COMMENTS: ① Reduce acres and rate ② Supplemental GW ③ Irr/Dom Combination

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	NO
<u>Irrigation</u>	<u>.25</u>	<u>50.0</u>	<u>Adjustment Memo Needed</u>	<u>YES</u>
<u>Domestic</u>	<u>.02</u>	<u>.6</u>	<u>LICENSE</u>	<u>✓</u>
<u>Total</u>	<u>.27</u>	<u>50.6</u>	<u>1ST AMEND LETTER</u>	
			<u>2ND AMEND LETTER</u>	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 12 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-08740

1. Owner: Brent & or Dena Zager Phone No. 684-3940

Current Address: 1518 W 800 South Progress Id 83262

2. Accompanied by: Dena & Chelsie Zager EXAM DATE: 2 August 1994

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: _____ tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: cibola spring field (01-00297)

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	SE	9	4S	33E	Bingham	On site Visit / Topo Map / USGS Photo

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	
4S	33E	9																D/12	12
								</											

OCT 26 1995

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

not able to diagram the components - the diverting works are enclosed in a shed and built in cabinet/work bench

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
		7.5			

*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
					OCT 26 1995	

2. **Measurements:** *The well is in a shed. The pump is a 7.5 horsepower, submersible. The discharge line comes out of the top of the well - immediately through a cabinet, through the wall of the shed. once outside it immediately goes underground. There is a pressure gauge just outside of the wall.*

E. NARRATIVE/REMARKS/COMMENTS

One well for domestic use

well for irrigation use.

1. Operating a 30 psi

2. 4 handlines

A. 7 birds

B. 8 birds

C. 3 birds

d. 7 birds

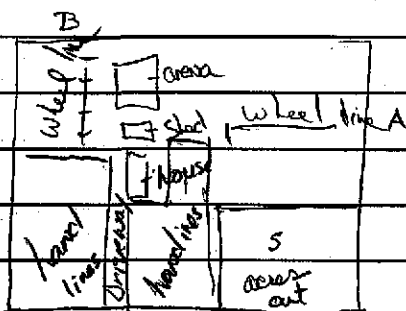
running 30 psi
5/32"

3. 2 wheel line

A. 20 birds @ 9/16"

B. being rebuilt

4. Depth to water is 17'



I would recommend a total diversion rate of .28 cfs. The theoretical diversion rate is .54 cfs. Because of water use in the home and lawn watering during the field exam I believe the diversion rate to be higher than the measurement shows.

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

APPROVED

OCT 26 1995

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$(25 \text{ nozzles @ } 5/32" @ 30 \text{ psi} = 100 \text{ gpm} = 22 \text{ cfs.})$$

$$\text{Limit to } 0.02 \text{ cfs/acre (12)} = 0.24 \text{ cfs}$$

$$Q = \frac{8.814 \cdot 7 \cdot 7.5}{17 + (2.31)(30)} = .536 \text{ cfs} = .54$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 12 \times 4 = 48$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (.24)(214)(1.9835) = 101.9$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{D.R.} = 48$$

2. Volume Calculations for Other Uses:

$$V_{Dom} = 1.2 \text{ afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1 Jan	31 Dec	.04	1.2
Irrigation	1 April	1 Nov	.24	48
Totals:			.28	49.2

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. AUTHENTICATION

Field Examiner's Name DENNIS M. SUNN Date 2 Dec 1994

Reviewer Keith C. Wilton Date 12/6/94

* See adjustment explanatory memo. cc

SEAL

OCT 26 1995

MEMORANDUM

TO: File 35-08740 / Robert Countryman
FROM: Brenda Chapman
DATE: October 4, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 35-08740 are based on the information below:

F. FLOW CALCULATIONS

The recommended capacity has been reduced based on an adjustment to the theoretical calculation. The efficiency rating has been changed to the standard .7. The pumping level has been increased to 27' rather than the depth to water of 17'.

$$\frac{8.8 \times .7 \times 7.5 \text{ hp}}{27' + (2.31 \times 40 \text{ psi})} = .39 \text{ cfs}$$

Information in the Narrative portion of the exam indicates the lawn is separate from the irrigated acres. Therefore, the domestic and irrigation recommendations have been adjusted to coincide with the current combination irrigation/domestic guidelines. The allowable $\frac{1}{2}$ acre of domestic lawn and trees has been added to the irrigated acres for a total of 12.5 acres. The domestic rate is reduced to an internal use only rate of .02 cfs.

G. VOLUME CALCULATIONS

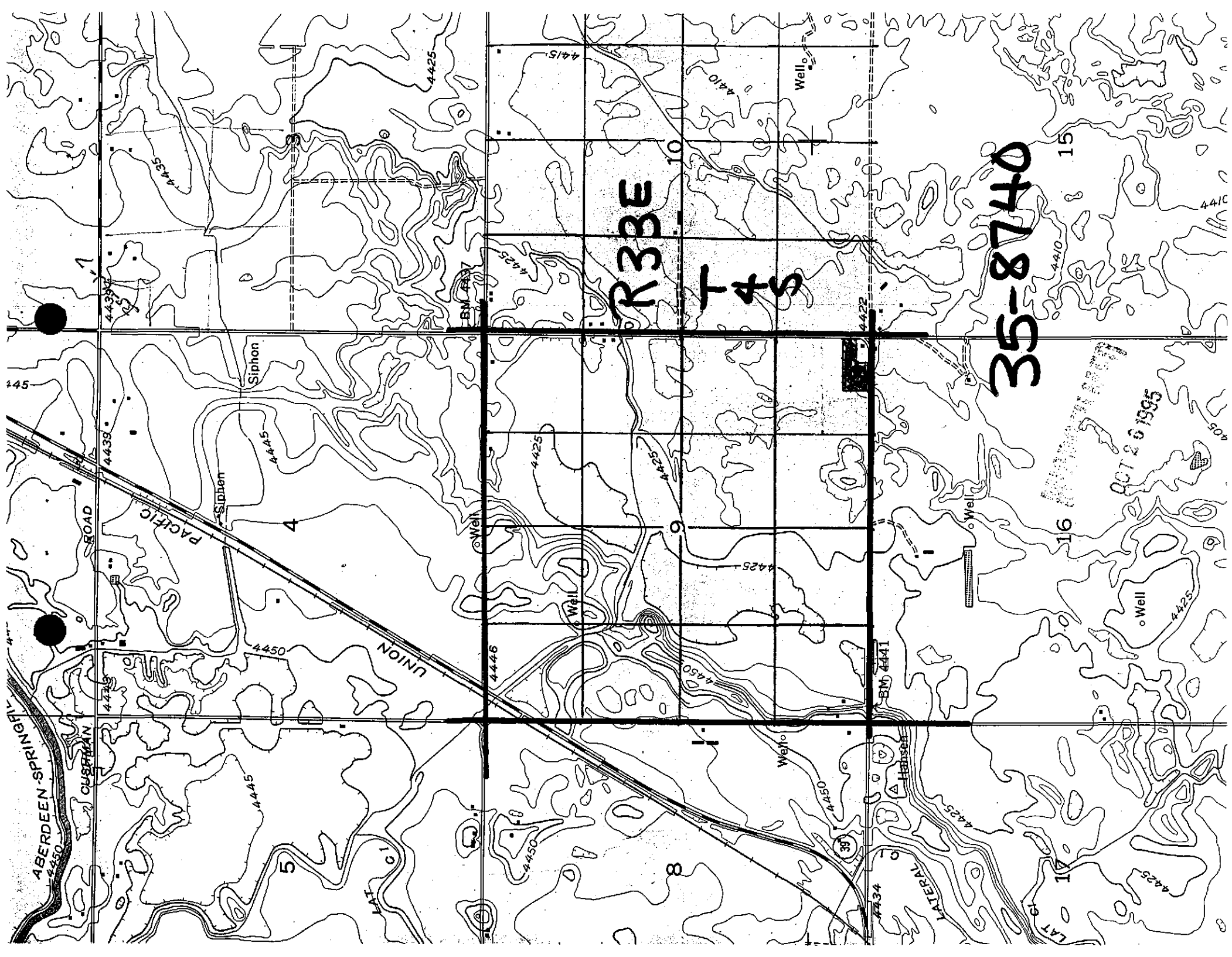
The domestic and irrigation volume recommendations have been adjusted based on the above information.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	.25	50.0
Domestic	1-01 to 12-31	.02	12.5

RECEIVED
OCT 16 1995



R3BE
T4S

35-8740

OCT 26 1995

745 R33E
35-08740

PLACE OF USE

9 10
16 15

POINT OF DIVERSION

T 4 S

R33E

35-8740

007 2 6 1995

April 5, 1991

ROBERT COUNTRYMAN
MARGARET COUNTRYMAN
1518 W. 800 S.
PINGREE, ID 83262

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08740

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
APR 19 1991

138119
February 28, 1991

ROBERT COUNTRYMAN
MARGARET COUNTRYMAN
1518 W. 800 S.
PINGREE, ID 83262

PROOF DUE NOTICE

RE: PERMIT NO. 35-08740

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 May 1, 1991. (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

APR 19 1991

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

DEPARTMENT OF WATER RESOURCES

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

ROBERT COUNTRYMAN
MARGARET COUNTRYMAN
1518 W. 800 S.
PINGREE, ID 83262

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08740

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

RECORDED

MAY 23 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

RECEIVED
MAY 23 1990

13-Feb-1990

Robert or Margaret Countryman
1518 W. 800 S.
Pingree, ID 83262

RE: Application for Permit No. 35-8740

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 on March 1 & 8, 1990. 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

MICROFILMED

HWJ/rb

MAY 23 1990

DEPARTMENT OF WATER RESOURCES
150 Shoup Ave., Suite 1
Idaho Falls, Idaho 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:

35-08718

CARTER, A. LADD
438 S. 900 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: SWNW, Sec. 36, T. 03S, R.
33E.
Use: IRRIGATION (1.400 CFS); Total Diver-
sion: (1.400 CFS).
Date Filed: 4/3/1989.
In: T03S, R33E, S25, SWSW, SESW.
70.0 ACRES TOTAL.

35-08720

PRESCOTT, Frances
452 S. 900 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt.: NENE, Sec. 34, T. 03S, R.
33E.
Use: IRRIGATION (2.800 CFS).
Total Diversion: (2.800 CFS).
Date Filed: 4/17/1989.
In: T03S, R33E, S34, NENW, NWNW,
SWNW, SENW.
140.0 ACRES TOTAL.

35-08727

FEHRINGER, Leo
1981 S. 2800 W.
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversion Pt: SWSW, Sec. 9, T. 06S, R.
31E.
Use: IRRIGATION (.280 CFS).
STOCKWATER (.020 CFS).
Total Diversion: (.280 CFS).
Date Filed: 5/22/1989.
In: T06S, R31E, S09, SWSW.
14.0 ACRES TOTAL.

35-08740

COUNTRYMAN, Robert
COUNTRYMAN, Margaret
1518 W. 800 S.
Pingree, Id. 83262
Source: GROUNDWATER
Diversion Pt: SWSESE, Sec. 9, T. 04S, R.
33E.
Use: IRRIGATION (.300 CFS).
DOMESTIC (.040 CFS).
Total Diversion: (.340 CFS).
Date Filed: 4/20/1989.
In: T04S, R33E, S09, SESE.
15.0 ACRES TOTAL.

35-08741

BELK, Mark C.
BELK, Val R.
730 S. 1325 W.
Pingree, Idaho 83262
Source: GROUNDWATER
Diversion Pt: NESW, Sec. 36, T. 03S, R.
33E.
Use: IRRIGATION (.650 CFS).
Total Diversion: (.650 CFS).
Date Filed: 4/17/1989.
In: T03S, R33E, S36, SENW, NESW,
SESW.
115.0 ACRES TOTAL.

35-08742

THURSTON, Margarete
THURSTON, T

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss

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

1st day of March, 19 90;

and the last publication having been made on the
8th day of March, 19 90;
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 19th day of March, in
the year 1990 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.

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

Affidavit Processing Fee..... \$5.00

MICROFILMED

MAY 23 1990

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

Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 13, 1990

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 MARCH 19, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

MAY 23 1990

35-08740

COUNTRYMAN, ROBERT
COUNTRYMAN, MARGARET
1518 W. 800 S.
PINGREE, ID 83262

Source: GROUNDWATER

Diversion Pt: SWSESE Sec 9 T 04S R 33E

Use: IRRIGATION (.300 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.340 CFS)

Date Filed: 4/20/1989

In: T04S R33E S09 SESE

15.0 ACRES TOTAL

RECORDED

MAY 23 1990

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 MARCH 19, 1990.

R. Keith Higginson, Director

Published 3/01/1990 & 3/08/1990

UNRECORDED

MAY 23 1990