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PLACE OF
USE

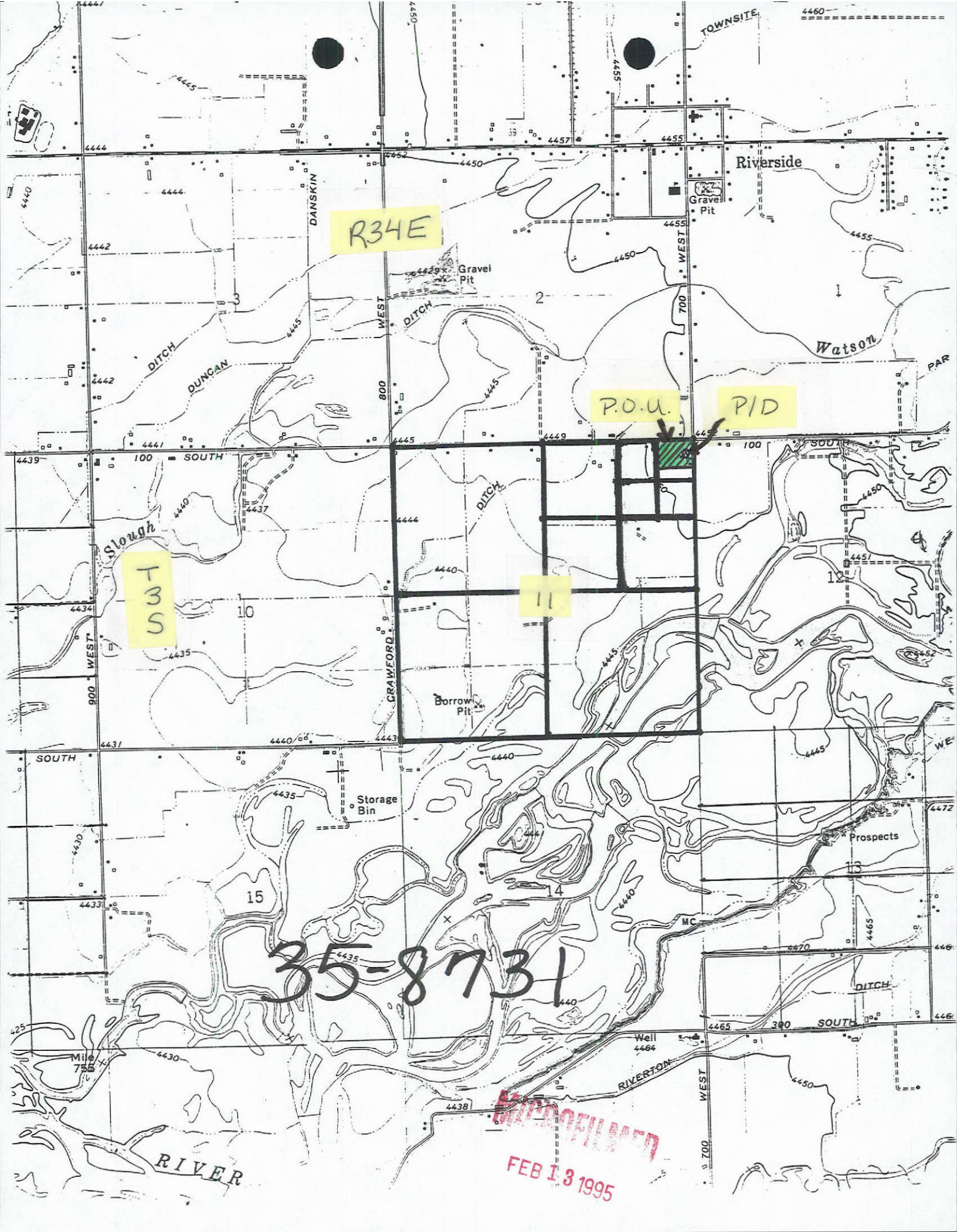
POINT OF
DIVERSION

R
34E

MICROFILMED

FEB 13 1995

35-08731



R34E

T3S

P.O.U.

PID

11

35-8731

MICROFILMED
FEB 13 1995

23-Oct-1989

The Morning News
P.O. Box 70
Blackfoot, ID 83221

RE: Applications for Permit No.s 35-8106, 35-8109,
35-8111, 35-8113, 35-8116, 35-8117, 35-8118✓
35-8121, 35-8122, 35-8133, 35-8136, 35-8142,
35-8144, 35-8153, 35-8156, 35-8172, 35-8173,
35-8175; Notice of Correction 27-7356✓ & 35-8731

Gentlemen:

Would you please submit an affidavit of publication
and certified bill in connection with the above
referenced application. The legal notice was to
have been published in your paper on August 3 & 10,
1989.

Your cooperation in this matter is greatly
appreciated.

Sincerely,

Rita Bodell
Office Secretary

Did not run

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FEB 14 1990

35-08728

COUMERILH, TERRY L.
 Drawer H
 Moreland, ID 83256
 Source: GROUNDWATER
 Diversion Pt: NENWNE
 Sec 26 T 02S R 34E
 Use: IRRIGATION, (.060 CFS)
 Date Filed: 5/22/1989
 In: T02S R34E S26 NWNE
 3.0 ACRES TOTAL

35-08731

COLLINS, DON J.
 705 W. 100 S.
 Blackfoot, ID 83221
 Source: GROUNDWATER
 Diversion Pt: NENE
 Sec 11 T 03S R 34E
 Use: COMMERCIAL, (.300 CFS)
 Date Filed: 5/23/1989
 In: T03S R34E S11 NENE

35-08761

TETON WEST STEEL INC.
 P.O. Box 122
 Rexburg, ID 83440
 Source: GROUNDWATER
 Diversion Pt: SENE
 Sec 32 T 02S R 35E

Use: COMMERCIAL, (.040 CFS)
 Date Filed: 5/23/1989
 In: T02S R35E S32 SENE

35-08762

COX, RANDY
 COX, PAMELA
 555 W. 100 N.
 Blackfoot, ID 83221
 Source: GROUNDWATER
 Diversion Pt: NENW
 Sec 31 T 02S R 35E
 Use: IRRIGATION, (.040 CFS);
 COMMERCIAL, (.040 CFS);
 DOMESTIC, (.040 CFS)
 Date Filed: 5/24/1989
 In: T02S R35E S31 NENW
 2.0 ACRES TOTAL

35-08764

LEAVITT, DENNIS
 LEAVITT, KENEA
 220 N. 740 W.
 Blackfoot, ID 83221
 Source: GROUNDWATER
 Diversion Pt: NWSW
 Sec 1 T 02S R 34E
 Use: COMMERCIAL, (.020 CFS);
 DOMESTIC, (.040 CFS)
 Date Filed: 5/08/1989
 In: T02S R34E S01 NWSW

35-08765

BROADHEAD, LYNN
 P.O. Box 1067
 Blackfoot, ID 83221
 Source: GROUNDWATER
 Diversion Pt: SESWSE
 Sec 31 T 02S R 35E
 Use: COMMERCIAL, (.500 CFS)
 Date Filed: 5/23/1989
 In: T02S R35E S31 SWSE

RECEIVED

AUG 22 1989

Department of Water Resources
 Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, Michael Bell

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

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 ex-
 ecuted the same.

Raye R. 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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FEB 14 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08731

Priority: May 23, 1989

Maximum Diversion Rate:

0.23 CFS

Maximum Diversion Volume:

16.7 AF

This is to certify, that DON J COLLINS
705 W 100 S

BLACKFOOT ID 83221

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 23, 1989; and has submitted Proof of Beneficial Use on February 21, 1990. An examination indicates that the works have a diversion capacity of 0.230 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>
COMMERCIAL	01/01 to 12/31	0.23 CFS	16.7 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 11, Township 03S, Range 34E
BINGHAM County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

03S 34E 11

NENE

CONDITIONS/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. Commercial use is for 18 greenhouses and 3.8 acres of nursery stock.
8. Place of use is Riverside Greenhouse.

Microfilm
FEB 13 1995

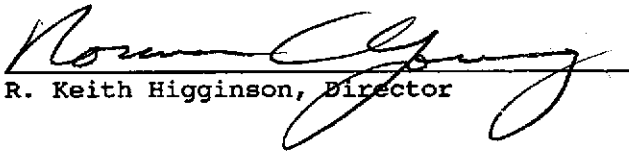
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08731

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 7TH
day of FEBRUARY, 1995.

Acting for


R. Keith Higginson, Director




FEB 13 1995

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FEB 21 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 100.00
Date 2/21/90
Receipt No. 0014826
Received by C. Wong
MS-4-13-76

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

Permit No. 35-08731 Telephone No. 684-4172
Name(s) of Permit Holder(s): DON J. COLLINS (RIVERSIDE GREENHOUSE)
Post Office Address: 705 W. 1005
Source of Water: Groundwater
If ground water, well driller's name: Bill Fiedley Date drilled: Aug-1979
Extent of Use:
Domestic _____ (No. of households) Irrigation 5.0 (No. of acres)
Stockwater _____ (No. and type of stock) Other Greenhouse & Nursery

Total rate and/or volume for which proof is submitted .30 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: August-1979

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

Measuring device: Required? Yes XNo Installed? Yes XNo

OR

Flow Measurement Port: Required? Yes XNo Installed? Yes XNo

Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

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

DON J. COLLINS 684-4172
Name Telephone No.
705 W. 1005, Blackfoot, Idaho
Address

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

1/28/90 DON J. COLLINS
Date Signature (and title if on behalf of a company or organization)

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APR 17 1990

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08731

Proposed Priority: May 23, 1989

Maximum Diversion Rate:

0.30 CFS

This is to certify, that **DON J. COLLINS**
705 W. 100 S.
BLACKFOOT, ID 83221

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

COMMERCIAL

01/01 to 12/31

0.30 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENE

Sec. 11, Township 03S, Range 34E
BINGHAM County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

03S 34E 11

NENE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1991.
2. Subject to all prior water rights.
3. 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.

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

8th day of January, 1990

for 
R. Keith Higginson, Director

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FEB 14 1990

Ident. No. 35-08731

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: DON J. COLLINS 208-684-4172
Address: 705 W 100 S
BLACKFOOT, ID 83221
2. Source: GROUNDWATER Trib. to:
3. Location of point of diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	34E	11	NE	NE			BINGHAM
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AFA
COMMERCIAL	01/01	12/31		0.300	
5. Total quantity appropriated is:
0.300 CFS (and/or) AFA
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
WELL & 5 HP PUMP
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is 6 inches; proposed depth of well is 85
feet.
 - d. Is groundwater with a temperature greater than 90F 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.
8. Description of proposed uses:

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9. Description of place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03S	34E	11	NE NE		COMMER	

10. Describe any other water rights used for the same purposes.
NONE

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:

13. Map of proposed point of diversion and place of use attached? []

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.

Don J. Collins
Applicant

Received by S.M. Date 5/23/89 Time 11:30AM Preliminary check by _____

Fee \$ 45⁰⁰ Receipted by S.M. # E007866 Date 5/23/1989

Publication prepared by RB Date 7-13-89 Published in Morning News 7-20, 27, 89

Publication approved RB Date 8-3-89
11-16-89

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FEB 14 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

R. KEITH HIGGINSON
DIRECTOR

February 9, 1995

DON J COLLINS
705 W 100 S
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08731

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:rl

Enclosure

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FEB 13 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08731 DATE 1-27-95



NAME	Yes ☐ No ☒	Or Address Change?
PRIORITY DATE	Yes ☐ No ☒	Advance? ☐ Advanced to: ☐ Order to reinstate needed? ☐ Incorrect fee for rate recommended? <u>NO</u>
SOURCE	Yes ☐ No ☒	Changes or just clarification of originally intended source? ☐ Notice of Intent to Void necessary? ☐
POINT OF DIV	Yes ☐ No ☒	Amendment needed? ☐ Overlaps? ☐
PLACE OF USE	Yes ☐ No ☒	Amendment needed? ☐ Overlaps? ☐
DIV RATE	Yes ☒ No ☐	Permit/fee limits: <u>.30</u> Meas Q = <u>5 x 8.8 x .7</u> Theo Q = <u>.23</u> Recommend: <u>.23</u> <u>30 + (.231 x 45 psi) = .23 cfs</u> Combined rates exceed capacity ☐
STATIC LEVEL IN THAT V4Y4 is 20' WELL DEPTHS 80-100'		IRR CROPS - NOT TREES Volume Limit: <u>Season: 4/1 to 10-31</u> Calculations: <u>TREES 3-1 through 11-30 = 275 days</u> <u>SEE MEMO - 275 days = 39.3 weeks 14 hrs per week = 3 af</u> Flow limit: <u>.23 cfs x 30 days x 1.9835 = 13.7 af</u> Combined volumes exceed capacity/allowable ☐
ANNUAL VOLUME	Yes ☐ No ☒	greenhouses $\frac{2 \text{ hrs per day} \times 365}{24} = 30 \text{ days}$ GREENHOUSE Flow limit: <u>.23 cfs x 30 days x 1.9835 = 13.7 af</u> Combined volumes exceed capacity/allowable ☐
USES	Yes ☐ No ☒	Change in Nature of Use or additional uses? ☐ Amendment necessary? ☐
REMARKS	Yes ☒ No ☐	Multiple p/d(s) in 1/4 1/4? ☐ Other <u>Place of use is RIVERSIDE (GREEN) HOUSE</u>
CONDITIONS	Yes ☐ No ☒	Measuring/Locking Devices ☐ Watermaster control - District ☐ Irrigation Overlap ☐ Water Quality ☐ Other <u>048 049</u> Heat/Cool/ Fish verified ☐ (NON-TRUST)
COMMENTS: <u>3.8 acres of irrigation</u> <u>also found during Exam</u> } <u>keep under commercial umbrella</u>		

RECOMMENDED	CFS	VOL	SRBA Claim Filed	<u>NO</u>
<u>Commercial</u>	<u>.23</u>	<u>116.7</u>	Adjustment Memo Needed	<u>YES</u>
_____	_____	_____	LICENSE	☒
_____	_____	_____	1ST AMENDMENT LETTER	_____
_____	_____	_____	FINAL AMENDMENT LETTER	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED

NOV 01 1994

Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☐ Blank Field Report Form
- ☐ Copy of Permit
- ☐ Copies of any Amendments/Orders with Conditions of Approval
- ☐ Well Inspection Form (If Needed)
- ☐ Aerial Photo Required? ☐ yes ☐ no If yes: ☐ copy attached
- ☐ SRBA Attachment A Submitted to Adjudication Section
- ☐ SRBA Claim Check Received _____ (initial & date)
☐ N/A ☐ Applicable, See Attachment A _____
- ☐ Copy of U.S.G.S. Quad
- ☐ Check for Government Lots. If so, make a copy of government plat
- ☐ Check of P/D index Kaw 10/25/94 (initial & date)
- ☐ Overlap ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
- ☐ Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____
- ☐ Check of P/U index Kaw 10/25/94 (initial & date)
- ☐ Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?
- ☐ Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☒ Other: 01-001920 / 00232 Snake River
- ☐ Scheduling Letter Sent? _____ (initial & date)
- ☐ Appointment Made and Telephone Conversation Memo Attached

Parsons Ditch
Shawles

B. After Conducting the Exam, the File Contains:

- ☐ Fully Completed and Signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use
- ☐ Copy of SRBA Claim Verification Sheet / ☐ Original Returned to
Adjudication Section

C. Review and Processing:

- Exam Completed KWJ 5/12/92 (signature of examiner & date)
- Exam Reviewed by Senior Water Resource Agent Kaw 10/25/94 (initial & date)
- Exam Reviewed by Manager of Regional Office _____ (initial & date)
- Exam Sent to State Office _____ (initial & date)

FROM H.W. Jones

DATE 10-7-94

TO Field Exam file for 35-08731

SUBJECT Irrigated acres

The original permit asked for commercial use only. This would cover the greenhouse & retail outlet found on-site. However, 3.25 acres of irrigation was also found for nursery trees planted in the adjacent fields. I recommend an addition in use for irrigation but I not sure that's allowable.

MICROFILMED

FEB 13 1995

H.W. Jones
SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

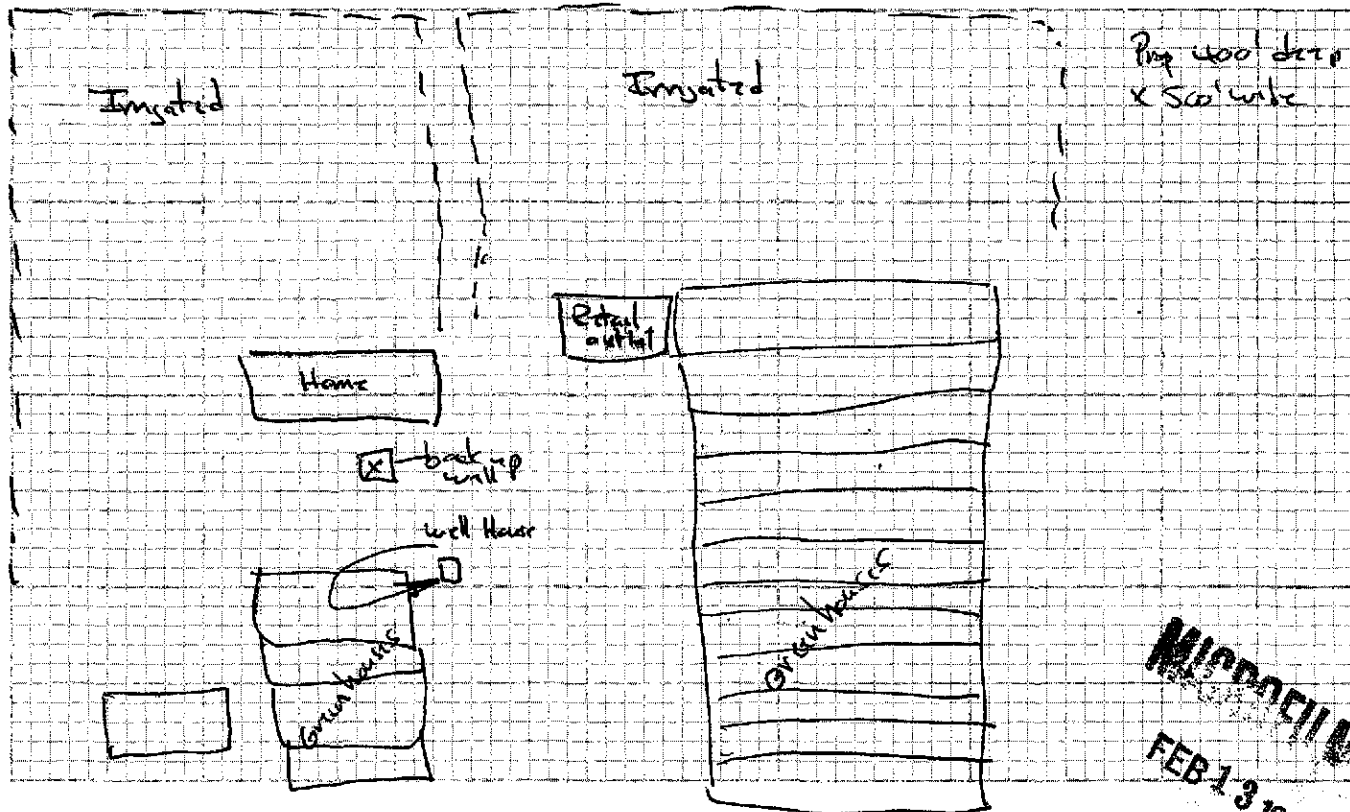
1. Owner: Don J. Collins Permit No. 35-08751
Current Address: 705 W. 100 S. Blackfoot, ID Phone No. 684-4172
2. Accompanied by: Applicant EXAM. DATE: 5-12-92
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: Parsons Ditch Comp Shares ☐ Copies Attached
2. Other water rights with same point of diversion: None ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

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

System Description (continued)

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

Well & pump (3-5hp) (Pulley drilling) to 18 Greenhouses.
Pump house has 3 well-thr pressure tanks. Well is 18' deep.
(Psi is 45-50psi). Irrigation Company can run 24 Sprinkler heads. 9/64" nozzles

* 3 acres of trees are irrigated plus the stock in the 18 Greenhouses

* Domestic water is also used in home - see claim 435-11397

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Red Jacket	5hp		Red jacket	

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NE	11	35	34E	Bingham	USGS

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
35	34E	11	3.75																3.75
			C																

Do not use this space

FEB 13 1995
WICKLIFFE, OH

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

Theoretical - Shp pump, 85' deep well, 45-50 psi av. pressure

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: (Theoretical) $Q = \frac{(5)(8.814)(1.8)}{(85) + (45 \times 2.308)} = \frac{35.256}{189.86} = .19 \text{ cfs}$ (capacity)

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3.75 \times 4.0 = 15$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.1/24)(214) \times 1.9835 = 34$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 15 \text{ afa}$

2. Volume Calculations for Other Uses:

$C = 70.17 \text{ cfs} = 85.27 \text{ gpm}$
 $85.27 \text{ gpm} \times 60 \text{ min/hr} \times 2 \text{ hr/day} \times 365 \text{ day/year} = 3734,826 \text{ gpy} = 11.46 \text{ afa}$
 $325,850 \text{ gpy/afa}$

* See attached adjustment explanation memo. BC

MINOR REVISION
FEB 13 1995

H. REMARKS AND OVERLAP REVIEW ANALYSIS

*Add irrigation as a use on this permit
I recommend .19 cfs only for use.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	April 1	Oct. 31	~~0.11~~ 0.11	15
* Commercial	Jan 1	Dec. 31	0.19	18.46
Totals:			0.19 cfs	28.46

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

J. AUTHENTICATION

Field Examiner's Name Harold Jones
Signature Harold Jones
Certification Date _____
Field Report Preparation Date _____

CONSULTANT SEAL

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

* See attached adjustment explanation memo. BC

MICROFILMED
FEB 13 1995

MEMORANDUM

TO: File 35-08731 / Don J. Collins
FROM: Brenda Chapman
DATE: January 27, 1995
RE: Recommendation Adjustment(s)

=====

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

E. FLOW CALCULATIONS

The theoretical calculation has been adjusted based on the standard .7 efficiency used and a pumping level of 30' (rather than the well depth of 85'). See attached well logs for that area showing the average static water level of 20'.

G. VOLUME CALCULATIONS

Rather than add irrigation as a use, the 3.8 acres are being included under the commercial umbrella and the annual volume recommendation is based on actual diversion time.

Per 1/27/95 telephone conversation with the permit holder, Mr. Collins, the 3.8 acres include planted trees, trees in pots and trees in burlap bags. He irrigates them 2 hrs per day, twice a week from approximately March 1st through November 30th. Therefore the annual volume for that portion of the permit is based on the following calculations:

$3/1 - 11/30 = 275 \text{ days} = 39.3 \text{ weeks}$
 $4 \text{ hrs per week} \times 39.3 \text{ weeks} = 157.2 \text{ hrs}$
 $157.2 / 24 \text{ hrs} = 6.6 \text{ days}$
 $.23 \text{ cfs} \times 6.6 \text{ days} \times 1.9835 = 3.0 \text{ af}$

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Commercial	1-01 to 12-31	.23	16.7
See items E & G.			

RECEIVED
FEB 13 1995

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.

[illegible]

Example

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

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

[illegible]



T
35

PLACE OF
USE

POINT OF
DIVERSION

T 1581
2778

Bert Kiewer

John
Thueson

HEL 2

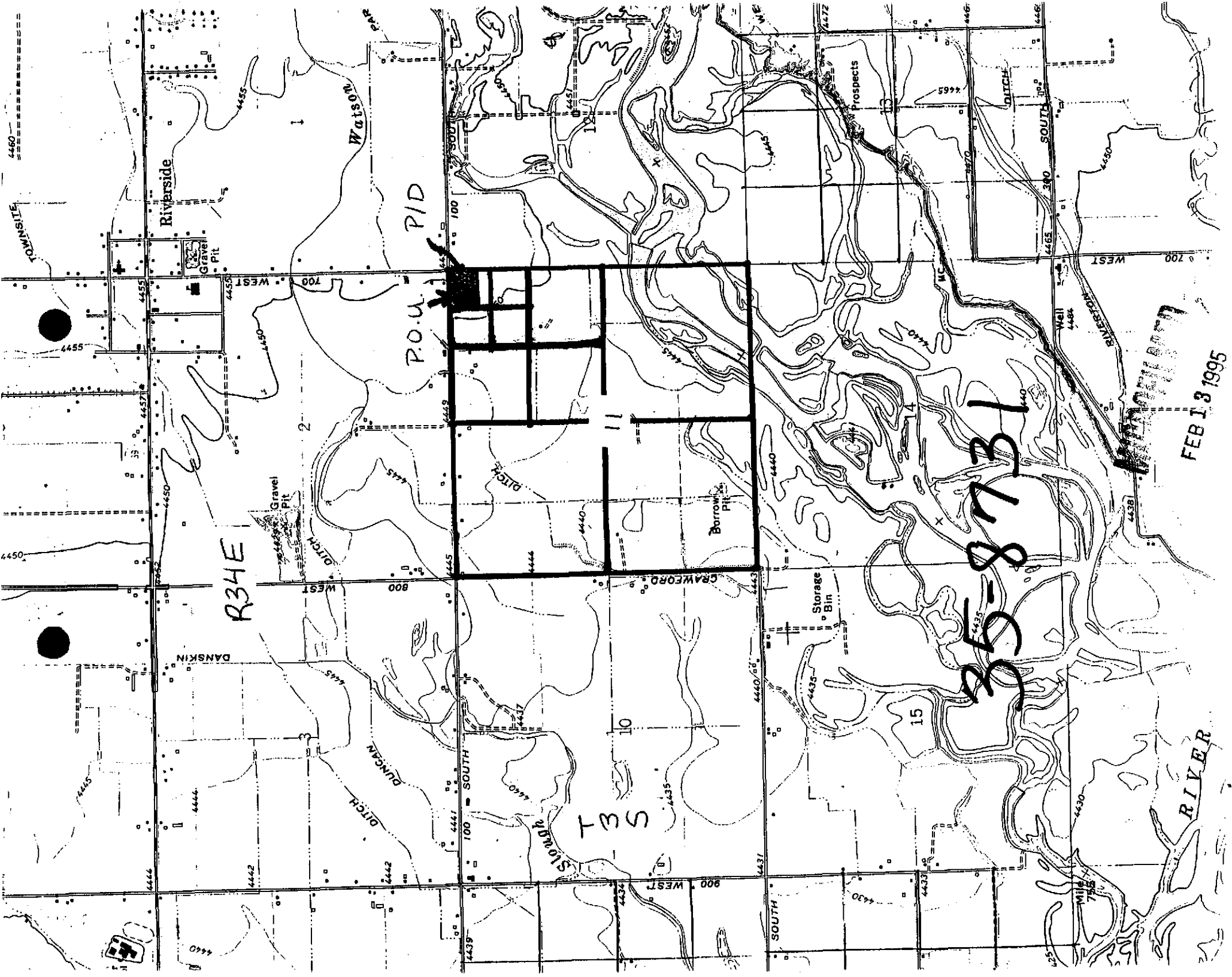
8.7

3 HEL
5.0

MIDPACIFIC

FEB 13 1995

35 08



IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

Drilling Permit No.: _____

Water Right No.: 35-08731

Owner: Don J. Callus Phone No.: 684-472

Address: 705 W. 100 S. Blackfoot, ID 83221

1. Well Location: $\frac{1}{4}$, NE $\frac{1}{4}$, NE $\frac{1}{4}$, Lot , Twp 38, Rge 34E,
Sec. 11, Bingham County (provide sketch map on reverse)

2. Driller: Finley

Is driller licensed? yes no License No.: _____

Date of Completion: 1979

3. Casing size: 6" Water tight cap? ☒ yes no

Casing $\geq$ 12 inches above ground? ☒ yes no

4. Evidence of well seal? ☒ yes no

☒ visual Auger to a depth of _____

5. Access Port: yes ☒ no Static Water Level: _____

Pressure Gauge: ☒ yes no Temperature: _____

Pressure: 45psi-50psi

6. Flowing Artesian? yes ☒ no

Flowing: ☒ around annulus through casing

7. Are there obvious construction problems that may be a source for contamination or waste of water? yes no

Remarks: _____

200
(Agent)

5-12-92

(Inspection Date)

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FEB 13 1995

April 13, 1990

DON J. COLLINS
705 W. 100 S.
BLACKFOOT, ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08731

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

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APR 17 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
January 8, 1990

DON J. COLLINS
705 W. 100 S.
BLACKFOOT, ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P35-08731

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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FEB 14 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

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FEB 14 1990

07-Nov-1989

The Morning News
P.O. Box 70
Blackfoot, ID 83221

Gentlemen:

We are re-submitting a legal notice, #35-08731 to be published on November 16 and 23, 1989. This notice was originally published in your paper on August 3 and 10, 1989. Unfortunately, it was advertised incorrectly. As we had no way of checking the accuracy of this notice before it went to print, we therefore request it be re-advertised again at your expense.

To prevent future problems in this matter, please submit a galley proof before the first date of publication. If we have any correction, we will notify you; otherwise, assume the notice is correct. If the administrative procedures of your paper will not allow time for making corrections by submitting a galley proof, we will be glad to review the notice with you by telephone prior to publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to this office by December 4, 1989. Your cooperation in this matter is greatly appreciated.

Sincerely,

Rita Bodell
Office Secretary

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FEB 14 1990

RECEIVED

DEC 04 1989

Department of Water Resources
Eastern District Office

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

NOTICE OF CORRECTION

Notice is hereby given that Application No. 35-08731 in the name of Don J. Collins was advertised incorrectly on August 3 and 10, 1989. The date filed was advertised as being May 23, 1889. Whereas, the actual date filed is May 23, 1989.

Protests against the granting of this application as a result of this correction must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before December 4, 1989.

R. KEITH HIGGINSON
Director

(584)
Pub.: 11/16, 23

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

I, Ted Townsend do
solemnly

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

15th day of November, 1989;

and the last publication having been made on the

23rd day of November, 1989;

that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

On this 29th day of November, in the year 1989 before me a Notary Public of said State, personally appeared

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

Wayne A. Carlson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing Fee \$5.00

NOTICE OF CORRECTION

Notice is hereby given that application No. 35-08731 in the name of Don J. Collins was advertised incorrectly on August 3 and 10, 1989. The date filed was advertised as being May 23, 1889. Whereas, the actual date filed is May 23, 1989.

Protests against the granting of this application as a result of this correction must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402 on or before ~~SEPTEMBER 25,~~ 1989.
December 4,

R. Keith Higginson
Director

Published in the Blackfoot Morning News ~~8-03 & 8-10-1989~~
11-16 & 23, 1989

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FEB 14 1990

23-Oct-1989

The Morning News
P.O. Box 70
Blackfoot, ID 83221

RE: Applications for Permit No.s 35-8106, 35-8109,
35-8111, 35-8113, 35-8116, 35-8117, 35-8118✓
35-8121, 35-8122, 35-8133, 35-8136, 35-8142,
35-8144, 35-8153, 35-8156, 35-8172, 35-8173,
35-8175; Notice of Correction 27-7356 & 25-8731

Gentlemen:

Would you please submit an affidavit of publication
and certified bill in connection with the above
referenced application. The legal notice was to
have been published in your paper on August 3 & 10,
1989.

Your cooperation in this matter is greatly
appreciated.

Sincerely,

Rita Bodell
Office Secretary

Did not see

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FEB 14 1990

24-Aug-1989

The Morning News
P.O. Box 70
Blackfoot, ID 83221

Gentlemen:

We are re-submitting a legal notice, #35-08731, to be published on September 7 and 14, 1989. This notice was originally published in your paper on August 3 and 10, 1989. Unfortunately, it was advertised incorrectly. As we had no way of checking the accuracy of this notice before it went to print, we therefore request it be re-advertised again at your expense.

To prevent future problems in this matter, please submit a galley proof before the first date of publication. If we have any correction, we will notify you; otherwise, assume the notice is correct. If the administrative procedures of your paper will not allow time for making corrections by submitting a galley proof, we will be glad to review the notice with you by telephone prior to publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to this office by August 21, 1989. Your cooperation in this matter is greatly appreciated.

Sincerely,

Rita Bodell
Office Secretary

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FEB 14 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 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.

*Talked to Terry
11-3-89*

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FEB 14 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

FEB 14 1990

35-08731

COLLINS, DON J.
705 W. 100 S.
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: NENE Sec 11 T 03S R 34E

Use: COMMERCIAL (.300 CFS)

Date Filed: 5/23/1989

In: T03S R34E S11 NENE

MICROFILMED

FEB 14 1990

The permit(s) will be subject to all provisions which may be submitted based on the criteria of Sec. 42-203, 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

MICROFILMED

FEB 14 1990

18-July-1989

Don J. Collins
705 W. 100 S.
Blackfoot, ID 83221

RE: Application for Permit No. 35-8731

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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FEB 14 1990

35-08728

CROWLEY, H. TERRY L.
Drawer H
Moreland, ID 83256
Source: GROUNDWATER
Diversion Pt: NENWNE
Sec 26 T 02S R 34E
Use: IRRIGATION, (.060 CFS)
Date Filed: 5/22/1989
In: T02S R34E S26 NWNE
3.0 ACRES TOTAL

35-08731

COLLINS, DON J.
705 W. 100 S.
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: NENE
Sec 11 T 03S R 34E
Use: COMMERCIAL, (.300 CFS)
Date Filed: 5/23/1989
In: T03S R34E S11 NENE

35-08761

TETON WEST STEEL INC.
P.O. Box 122
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: NENE
Sec 32 T 02S R 35E
Use: COMMERCIAL, (.040 CFS)
Date Filed: 5/23/1989
In: T02S R35E S32 SENE

35-08762

COX, RANDY
COX, PAMELA
555 W. 100 N.
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: NENW
Sec 31 T 02S R 35E
Use: IRRIGATION, (.040 CFS);
COMMERCIAL, (.040 CFS);
DOMESTIC, (.040 CFS)
Date Filed: 5/23/1989
In: T02S R35E S31 NENW
2.0 ACRES TOTAL

35-08764

LEAVITT, DENNIS
LEAVITT, KENEA
220 N. 740 W.
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: NWSW
Sec 1 T 02S R 34E
Use: COMMERCIAL, (.020 CFS);
DOMESTIC, (.040 CFS)
Date Filed: 5/08/1989
In: T02S R34E S01 NWSW

35-08765

BROADHEAD, LYNN
P.O. Box 1067
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: SESWSE
Sec 31 T 02S R 35E
Use: COMMERCIAL, (.500 CFS)
Date Filed: 5/23/1989
In: T02S R35E S31 SENE

RECEIVED

AUG 22 1989

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

Michael Bell

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

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 ex-
ecuted the same.

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

Affidavit Processing Fee..... \$5.00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 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

MICROFILMED

FEB 14 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED
FEB 14 1990

35-08731

COLLINS, DON J.
705 W 100 S
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: NENE Sec 11 T 03S R 34E

Use: COMMERCIAL (.300 CFS)

Date Filed: 5/23/1989

In: T03S R34E S11 NENE

MICROFILMED
FEB 14 1990

The permit(s) will be subject to all prior water rights. It 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 7, 1989.

R. Keith Higginson, Director

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

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FEB 14 1990