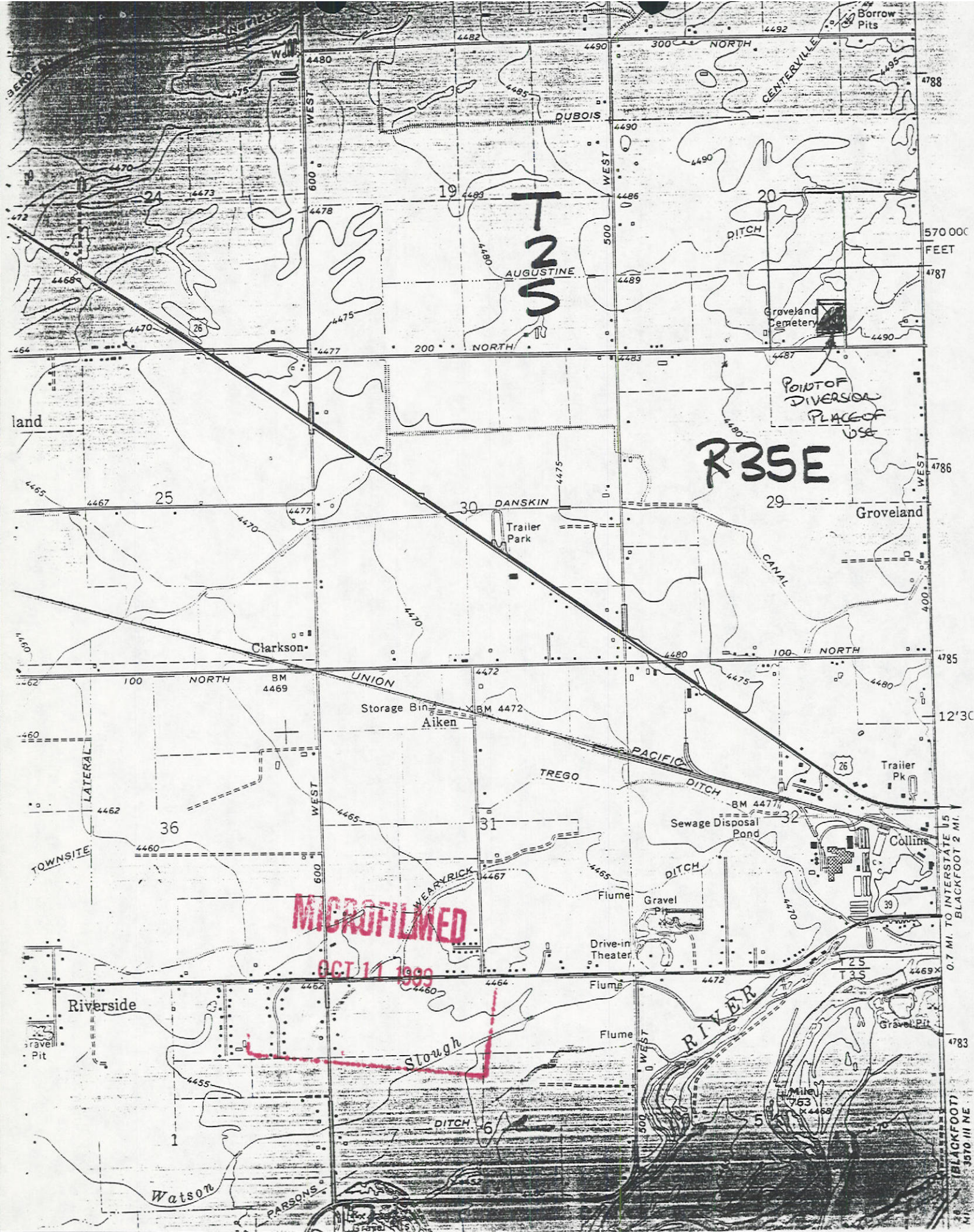
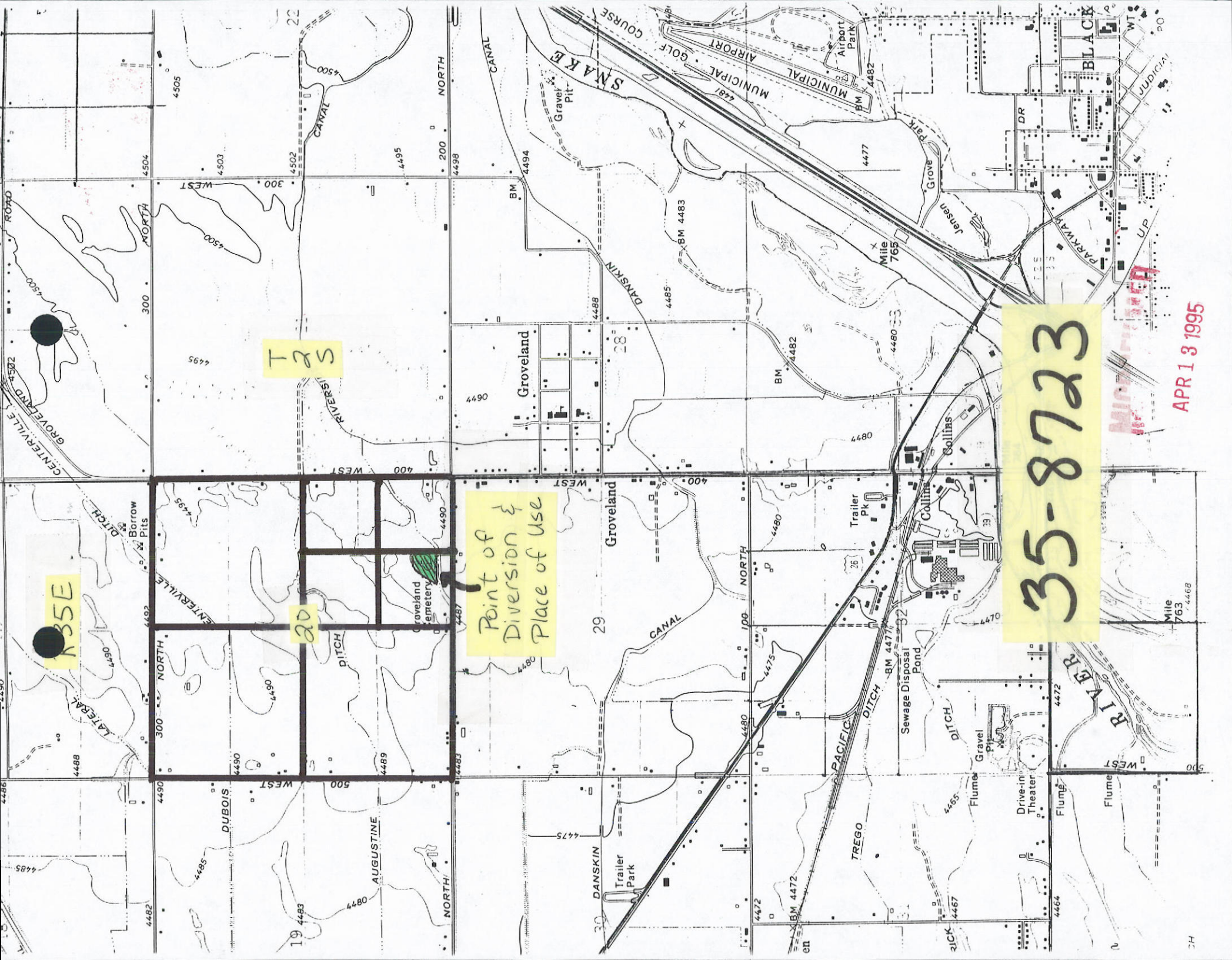






State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 35-08723

Priority: April 24, 1989

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

4.0 AF

This is to certify, that COUNTY OF BINGHAM

GROVELAND CEMETERY

C/O C E LILYA PRES

414 N 400 W

BLACKFOOT ID 83221

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 24, 1989; and has submitted Proof of Beneficial Use on November 2, 1989. An examination indicates that the works have a diversion capacity of 0.250 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       | 0.03 CFS                 | 4.0 AF               |

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 20, Township 02S, Range 35E  
BINGHAM County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 02S        | 35E        | 20         | SWSE         | 1            |              | 1            |

Total number of acres irrigated: 1

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.

APR 13 1995

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

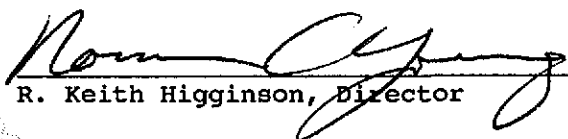
WATER RIGHT NO. 35-08723

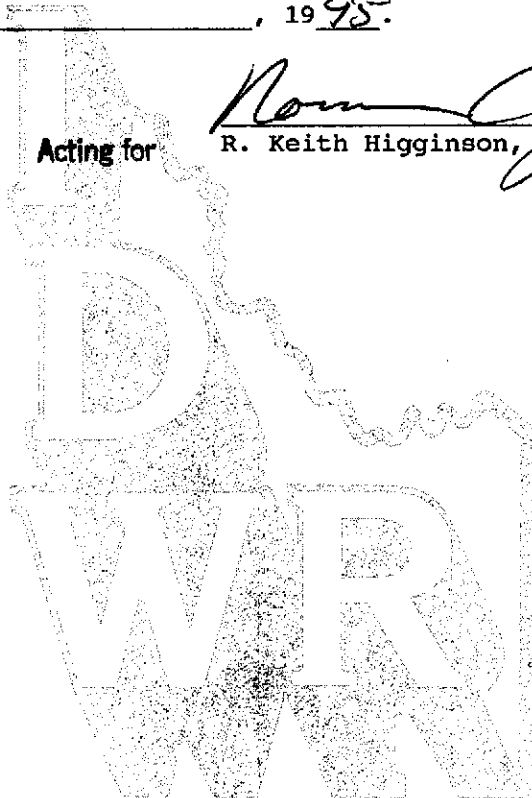
**CONDITIONS/REMARKS:**

7. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.

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 4<sup>TH</sup> day of April, 1995.

Acting for

  
R. Keith Higginson, Director



APR 13 1995

# RECEIVED

NOV 02 1989

Form 217  
03/86

no fee encl.  
STATE OF IDAHO Department of Water Resources

DEPARTMENT OF WATER RESOURCES

## PROOF OF BENEFICIAL USE

For Office Use Only  
Fee Received \_\_\_\_\_  
Date \_\_\_\_\_  
Receipt # \_\_\_\_\_  
Receipt by \_\_\_\_\_  
Reviewed by DB-11/24/89  
Sent to region \_\_\_\_\_

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

Permit No. 35-08723

Name(s) of Permit Holder: Bingham County Groundland Cemetery

Post Office Address: 414 North 400 West To Claude E Lilya, Pres.  
Blackfoot, Id 83221 Telephone No. 208 785 4232

Source of Water: under ground

Extent of Use:

Domestic \_\_\_\_\_ (number of households) Stockwater \_\_\_\_\_ (number and type of stock)  
Irrigation ☒ \_\_\_\_\_ (acres) Other/Remark Sprinkling Cemetery

Total rate and/or volume for which proof is submitted 0.03 cts 4 acre-feet

Show the date water was first diverted and beneficially used under this permit: \*Spring - Before July 1987  
as per phone call - 11/24/87

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

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

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

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

Claude E Lilya 785 4232  
(Name) (Telephone Number)

414 N 400 W Blackfoot  
(Address)

**MICROFILMED**

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

31 Oct 1989  
Date

Groundland Cemetery Claude E Lilya Pres.  
Signature of Permit Holder (and title, if appropriate)

State of Idaho  
Department of Water Resources  
**Permit To Appropriate Water**

NO. 35-08723

Proposed Priority: April 24, 1989

Maximum Diversion Rate:

0.03 CFS

This is to certify, that **BINGHAM COUNTY**  
**GROVELAND CEMETERY**  
**C/O C. E. LILYA, MGR.**  
**414 N. 400 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:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

04/01 to 11/01

0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESWSE

Sec. 20, Township 02S, Range 35E  
BINGHAM County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

02S 35E 20

SWSE 1

1

Total number of acres irrigated:

1

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1990**.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. 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.
7. The issuance of this permit in no way grants any right-of-way or easement across the land of another.

**MICROFILMED**

OCT 11 1989

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 35-08723

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

5<sup>th</sup> day of October, 1989.

*J. Keith Higginson*  
for R. Keith Higginson, Director

**MICROFILMED**

OCT 11 1989

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: BINGHAM COUNTY, GROVELAND CEMETARY 208-785-4232  
Address: C/O C. E. LILYA, MGR.  
414 N. 400 W.  
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  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 02S      | 35E   | 20      | SE     | SW     | SE  |     | BINGHAM |

4. Water will be used for the following purposes:

| Purpose    | From  | To    | CFS | (or)  | AFA |
|------------|-------|-------|-----|-------|-----|
| IRRIGATION | 04/01 | 11/01 |     | 0.030 |     |

5. Total quantity appropriated is:  
0.030 CFS (and/or) AFA

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.  
10"X100' WELL W/ 10HP SUB. PUMP INTO PIPES TO SPRINKLERS
- 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.
- Proposed well diameter is 10 inches; proposed depth of well is 100  
feet.
- 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:  
IRRIGATION OF LAWNS AT GROVELAND CEMETARY

MICROFILMED  
OCT 11 1989

9. Description of place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|----------|-------|---------|------------|-----|-----|-------|
| 02S      | 35E   | 20      | SW SE      |     | IRR | 1.0   |

Total Section Acres 1.0

Total Acres 1.0

10. Describe any other water rights used for the same purposes.  
A35-10674

11. a. Who owns the property at the point of diversion?

BINGHAM COUNTY

b. Who owns the land to be irrigated or place of use?

BINGHAM COUNTY

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:

A35-10674 IS FILED FOR ORIGINAL WELL USED AT CEMETARY TO IRR.  
LAWNS. IN 1987 LAND UNDER APPLICATION WAS ADDED TO CEMTARY AND  
THIS NEW WELL WAS DRILLED. APPLICATION IS FILED TO RECORD  
WATER RIGHT FOR NEW LAND ADDED TO CEMETARY.

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.

Blaude E. Lelya President  
Applicant

**MICROFILMED**

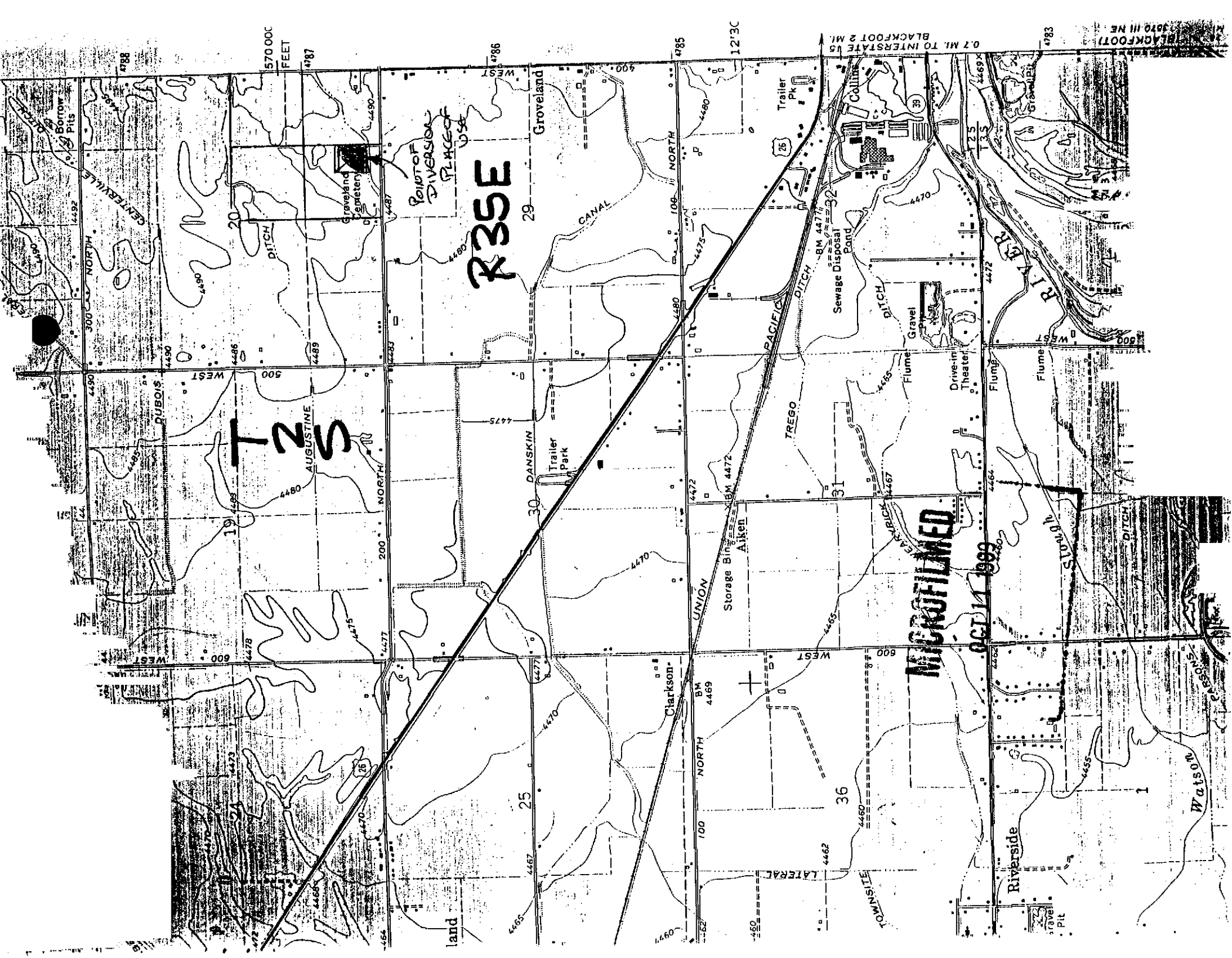
OCT 11 1989

Ident. No. 35-08723  
Page 3

Received by EDV Date 4-24-89 Time 1200 Preliminary check by DMA  
Fee \$ 30<sup>00</sup> Receipted by EDV # 6006999 Date 4-24-89  
2-15-89  
Publication prepared by GRB Date 5-24-89 Published in Morning News  
Publication approved AW Date 7-05-89

**MICROFILMED**

OCT 11 1989





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

April 6, 1995

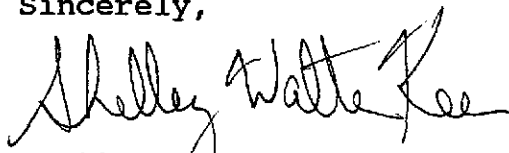
COUNTY OF BINGHAM  
GROVELAND CEMETERY  
C/O C E LILYA PRES  
414 N 400 W  
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08723

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

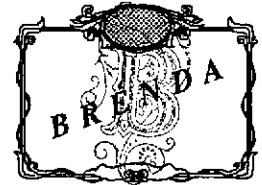
SK:rl

Enclosure

RECEIVED

APR 13 1995

# LICENSE REVIEW CHECKLIST



PERMIT NO. 35-06723 DATE 3/29/95

|               |                                                                     |                                                                                                         |
|---------------|---------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------|
| NAME          | <u>Change OK</u>                                                    | Or Address Change?                                                                                      |
| PRIORITY DATE | <u>Advance?</u>                                                     | Advanced to: _____<br>Order to reinstate needed? _____<br>Incorrect fee for rate recommended? <u>NA</u> |
| SOURCE        | <u>Changes or just clarification of originally intended source?</u> | Notice of Intent to Void necessary? _____                                                               |
| POINT OF DIV  | <u>Amendment needed?</u>                                            | Overlaps? <u>35-10674</u> well for HYDRANTS IN CEMETARY.                                                |
| PLACE OF USE  | <u>Amendment needed?</u>                                            | Overlaps? <u>35-10674</u> ADJACENT 4 ACRES                                                              |
| DIV RATE      | <u>Permit/fee limits: .03 CFS</u>                                   | Meas Q = <u>.25</u> Theo Q = _____ Recommend: <u>.03</u>                                                |
| ANNUAL VOLUME | <u>1 ACRE @ .03</u>                                                 | Combined rates exceed capacity _____                                                                    |
|               | <u>Volume Limit: _____ Season: C/4.0 (4-1 to 10-31)</u>             | Calculations: <u>1 acre = 4 AF</u>                                                                      |
|               | <u>Flow limit: _____ cfs x _____ x 1.9835 = _____</u>               | Combined volumes exceed capacity/allowable _____                                                        |
| USES          | <u>Change in Nature of Use or additional uses?</u>                  | Amendment necessary? _____                                                                              |
| REMARKS       | <u>Multiple p/d(s) in 1/4 1/4?</u>                                  | Other _____                                                                                             |
| CONDITIONS    | <u>Watermaster control - District _____</u>                         | <u>Measuring/Locking Devices _____</u>                                                                  |
|               | <u>Irrigation Overlap _____</u>                                     | <u>Other <u>keep NON-TRUST 048+049</u></u>                                                              |
|               | <u>Water Quality _____</u>                                          | Heat/Cool/Fish verified _____                                                                           |

COMMENTS: Beneficial Use Claim 35-10674 is not being included in this review.  
ALSO - NO INDICATION SURFACE WATER EVER USED.

| RECOMMENDATION    | CFS        | VOLUME     | SRBA Claim Filed        | NO        |
|-------------------|------------|------------|-------------------------|-----------|
| <u>Irrigation</u> | <u>.03</u> | <u>4.0</u> | Adjustment Memo Needed  | <u>NO</u> |
|                   |            |            | LICENSE                 | <u>✓</u>  |
|                   |            |            | AMENDMENT LETTER        |           |
|                   |            |            | SECOND AMENDMENT LETTER |           |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

35-8723  
Permit No.

Staff Analysis Sheet  
for  
Beneficial Use Field Report **RECEIVED**

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

NOV 01 1992

☐ Blank Field Report Form

Department of Water Resources

☐ Copy of Permit

☐ Copies of any Amendments/Orders with conditions of approval

☐ Computer Data Proof Report

☐ Copy of U.S.G.S. Quad

☐ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index Huf (Initial and 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 Huf (Initial and 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: \_\_\_\_\_

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? \_\_\_\_\_ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

☒ Fully completed and signed Field Report Form

☐ Photographs of Point of Diversion and Place of Use

☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed 5-11-92 HWT (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent Kaw 10/25/94 (Initial and date)

Exam Reviewed by Manager of Regional Office \_\_\_\_\_ (Initial and date)

Exam Date Entered in Computer \_\_\_\_\_ (Initial and date)

Exam sent to State Office \_\_\_\_\_ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original  
Refiled in White File \_\_\_\_\_ (Initial and date)

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

## A. GENERAL INFORMATION

Permit No. 38-8723

Phone No. 5-1192

1. Owner: Bingham Co.; Graveland Cemetery  
Current Address: c/o

**Current Address:**

2. Accompanied by: Claude Lilla (President)

EXAM. DATE: 5-11-92

Address: 414 N. 400 W. Blackfoot

Phone No. 785-6400

**Relationship to Permit Holder:**

3. Source: Groundwater tributary to \_\_\_\_\_

## B. OVERLAP REVIEW

1. Other water rights with same place of use: (Should be) check adj claims - (A35-10674 on adjacent acreage.) ☒ Copies Attached

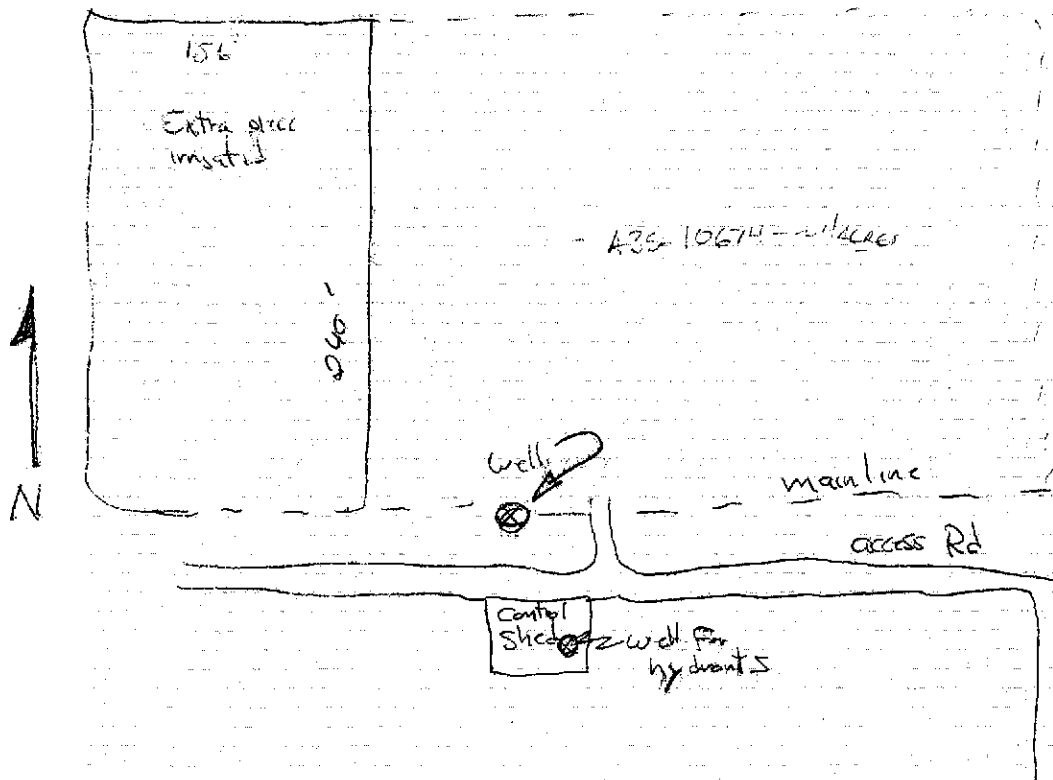
☒ Copies Attached

2. Other water rights with same point of diversion: (should be) A35-10674

☒ 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).

☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached

(required for irrigation of 10 acres or more).

APR 13 1995

**System Description (continued)**

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

Well + pump to sold set hand lines (4 in at a time)  
 Submersible pump in 8" casing. Well is 110' deep. Well completed in 1990 by Cushman.

☐ 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 |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
|                                       |            | 10 |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |

\*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 |
|------------|------------|-----|-----|-----|------|------|------|---------|---------------------------------|
|            |            |     | SW  | SE  | 20   | 25   | 3SE  | 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 |        |
| 25   | 3SE  | 20   |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 1      |        | 1      |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Do not use this space

1000000000

APR 13 1995

Do not use this space

## D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

| Measurement Equipment | Type | Make     | Model No. | Serial No. | Size  | Calib. Date |
|-----------------------|------|----------|-----------|------------|-------|-------------|
| Pressure Gage         |      | Ashcroft |           |            | 60psi |             |
|                       |      |          |           |            |       |             |
|                       |      |          |           |            |       |             |
|                       |      |          |           |            |       |             |

2. Measurements:

44psi (28) sprinkler on 4 diff. lines run at once  
x 44psi

9/64 Nozzles

$$(3.99 \text{ gpm/noz}) (28) = 111.72 \text{ gpm}$$

$$Q = 111.72 \text{ gpm} / 448.8 = .25 \text{ cfs available}$$

## E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

\*allow 0.03 cfs for the one acre under this permit.

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:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \overset{\text{acres}}{(1.0)} (4.0) = 4.0 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (.03)(24)(1.9835) = 12.7$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 4.0 \text{ afa}$$

2. Volume Calculations for Other Uses:

APR 13 1995

## H. REMARKS AND OVERLAP REVIEW ANALYSIS

## I. RECOMMENDATIONS

### 1. Recommended Amounts

| Beneficial Use | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|-------|------------------------------|--------------------------|
|                | From          | To    |                              |                          |
| Irrigation     | 4/1           | 10/31 | 0.03                         | 4.0                      |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
| Totals:        |               |       | 0.03 cfs                     | 4.0 afa                  |

### 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

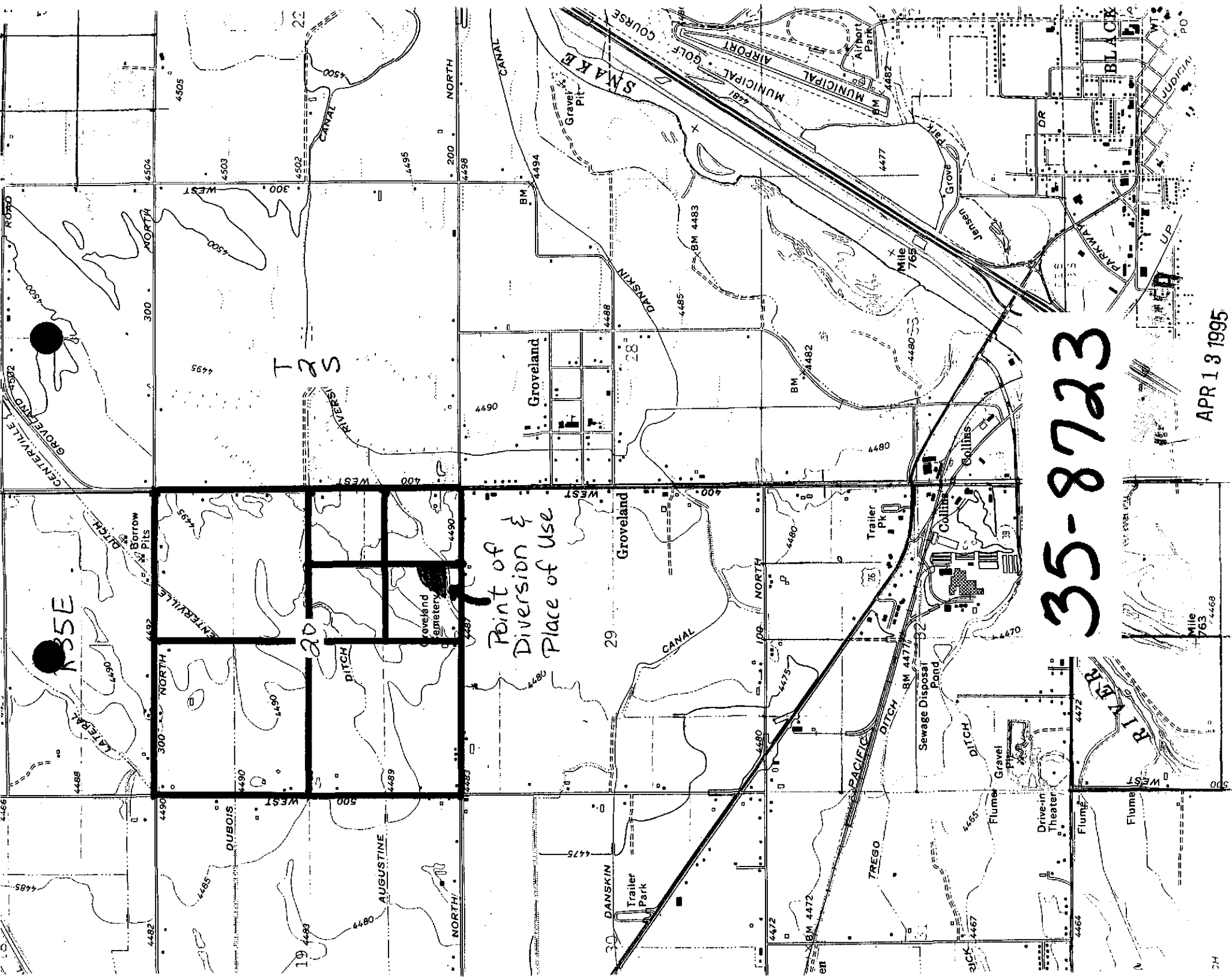
## J. AUTHENTICATION

Field Examiner's Name Harold Jones  
Signature [Signature]  
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.

APR 13 1995



APR 13 1995

December 1, 1989

BINGHAM COUNTY  
GROVELAND CEMETERY  
C/O C. E. LILYA, MGR.  
414 N. 400 W.  
BLACKFOOT, ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08723

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**

DEC 13 1989

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

---

Statehouse  
Boise, Idaho 83720  
(208) 334-7900  
October 6, 1989

BINGHAM COUNTY  
GROVELAND CEMETERY  
C/O C. E. LILYA, MGR.  
414 N. 400 W.  
BLACKFOOT, ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P35-08723

Dear Permit Holder:

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

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

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

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

**MICROFILMED**

OCT 11 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

OCT 11 1989

**MEMORANDUM**

**TO: FILE**

**FROM: KAY WALKER**

**RE: LISTING OF OFFICIALS IN ORGANIZATION**

**DATE: 28-SEP-1989**

=====

On Sept. 27, 1989, I prepared "Notice of Pending Order Voiding Application for Permit" for this file due to the non-response to my correspondence. Once the notice was reviewed by Gary, it was decided that this filing did not need to comply with the requirement.

**MICROFILMED**

**OCT 11 1989**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 21, 1989

RE: Application for Permit No. 35-8723

Bingham County, Groveland Cemetery  
c/o C. E. Lilya, Manager  
414 N. 400 W.  
Blackfoot, ID 83221

Dear Mr. Lilya:

We have received your application for permit, for irrigation purposes, from our Eastern Regional Office for final review. However, prior to final action being taken on the application we need to have a list of the names, titles and addresses of all persons entitled to take action in regard to this water right. This is a requirement of the Department's Water Appropriation Rules and Regulations.

Please submit this information within the next thirty (30) days so we can continue processing your application.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER  
Technical Records Specialist

KW:hm

cc: Eastern Region

**MICROFILMED**

OCT 11 1989

12-Jun-1989

Bingham County, Groveland Cemetary  
C/O C. E. Lilya, MGR.  
414 N. 400 W.  
Blackfoot, ID 83221

RE: Application for Permit No. 35-8723

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**

**OCT 11 1989**

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

**NOTICE OF EXISTING  
WATER RIGHT APPLICATION  
APPLICATION NO. 35-8726  
Presently Recorded  
As Follows:**

**Name:** Pratt Farms, Inc.  
**Address:** 1356 S. 3000 W.  
**Aberdeen, Idaho**  
**Source:** Groundwater  
**Diversion Point:** SENE, SEC1, T5S, R30E.  
**Use:** Irrigation, 2.6 cfs  
**Priority:** April 28, 1989.  
**Place of Use:** NE¼ (Lots 1 & 2) Sec1, T5S,  
R30E, NW¼, Sec. 6, T5S, R31E.  
**Total Acres:** 316.

This is a supplemental water right application. Lands under this permit are irrigated with existing rights from the same source. This application is being processed in compliance with Section 42-203 A & C, Idaho Code. Protests against the continuance of the permit must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho, 83720, on or before June 19, 1989. A protest must overcome the presumption of Water Appropriation Rule 5, 2, 1.

R. KEITH HIGGINSON  
Director

**NOTICE OF APPLICATION  
FOR WATER RIGHT**

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

27-07397

BERLIN, Terry  
P.O. Box 205  
American Falls, Idaho 83211  
**Source:** GROUNDWATER  
**Diversion Pt:** NENE, Sec. 21, T. 02S, R. 36E.  
NWNE, Sec. 21, T. 02S, R. 36E. SWNE, Sec.  
21, T. 02S, R. 36E; SENE, Sec. 21, T. 02S,  
R. 36E.  
**Use:** IRRIGATION (3.000 CFS).  
**Date Filed:** 10/22/1984.  
**In:** T02S, R36E, S21 — NENE, NWNE,  
SWNE, SENE — 150.0 ACRES TOTAL.

35-08719

JOSEPHSON, John  
JOSEPHSON, Jeanette  
DBA J & J FARMS  
2556 W. 1000 S.  
Aberdeen, Idaho 83210  
**Source:** GROUNDWATER  
**Diversion Pt:** SESESE, Sec. 23, T. 04S, R.  
31E.  
**Use:** INDUSTRIAL (.040 CFS).  
**Date Filed:** 4/14/1989.  
**In:** T04S, R31 E, S23, SESE.

35-08723

GROVELAND CEMETERY MAIN.  
DIST. BINGHAM COUNTY  
Lilya, Mgr.  
O W.  
Blackfoot, Idaho 83221  
**Source:** GROUNDWATER  
**Diversion Pt:** SESWSE, Sec. 20, T. 02S, R.  
35E.  
**Use:** IRRIGATION (.030 CFS).  
**Date Filed:** 4/24/1989  
**In:** T02S, R35E, S20, SWSE.  
1.0 ACRES TOTAL.

35-08726

PRATT FARMS, Inc.  
1356 S. 3000 W.

RECEIVED

JUN 26 1989

Department of Water Resources  
Eastern District Office

**AFFIDAVIT of PUBLICATION**

County of Bingham )

State of Idaho ) ss

I, Michael Bell do

solemnly

swear that I am the Publisher of  
The Morning News which is a daily newspaper of  
general circulation published each day except Sunday  
at Blackfoot, Bingham County, Idaho, said newspaper  
having been so published at Blackfoot, aforesaid for  
more than one year past; that said newspaper  
heretofore complied with all the provisions of Chapter  
154 of the Sessions Laws of Idaho of 1933, approved  
March 11, 1933, and duly designated, pursuant to law,  
a particular day of the week as the day on which legal  
notices required by law or by the order of any Court of  
competent jurisdiction within the State of  
Idaho shall be published to-wit: of each week; that the  
notice attached hereto and which is a part of this 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 June, 1989

and the last publication having been made on the  
8th day of June, 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 19th day of June, 1989, 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.

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

Affidavit Processing Fee ..... \$5.00

MICROFILMED

OCT 11 1989

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

Idaho Falls, Idaho 83402  
(208) 525-7161

MAY 24, 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 JUNE 19, 1989.

Yours truly,

Rita Bodell  
Secretary

Encl.

**MICROFILMED**

OCT 11 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

Microfilm

OCT 11 1989

---

35-08723

GROVELAND CEMETARY MAIN. DIST, BINGHAM COUNTY,  
C/O C. E. LILYA, MGR.  
414 N. 400 W.  
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt:                    SESWSE    Sec 20 T 02S R 35E

Use: IRRIGATION                    ( .030 CFS)

Date Filed:    4/24/1989

In:    T02S R35E S20                    SWSE

1.0 ACRES TOTAL

**MICROFILMED**

OCT 11 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 JUNE 19, 1989.

R. Keith Higginson, Director

Published 6/01/1989 & 6/08/1989

**MICROFILMED**

OCT 11 1989