

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

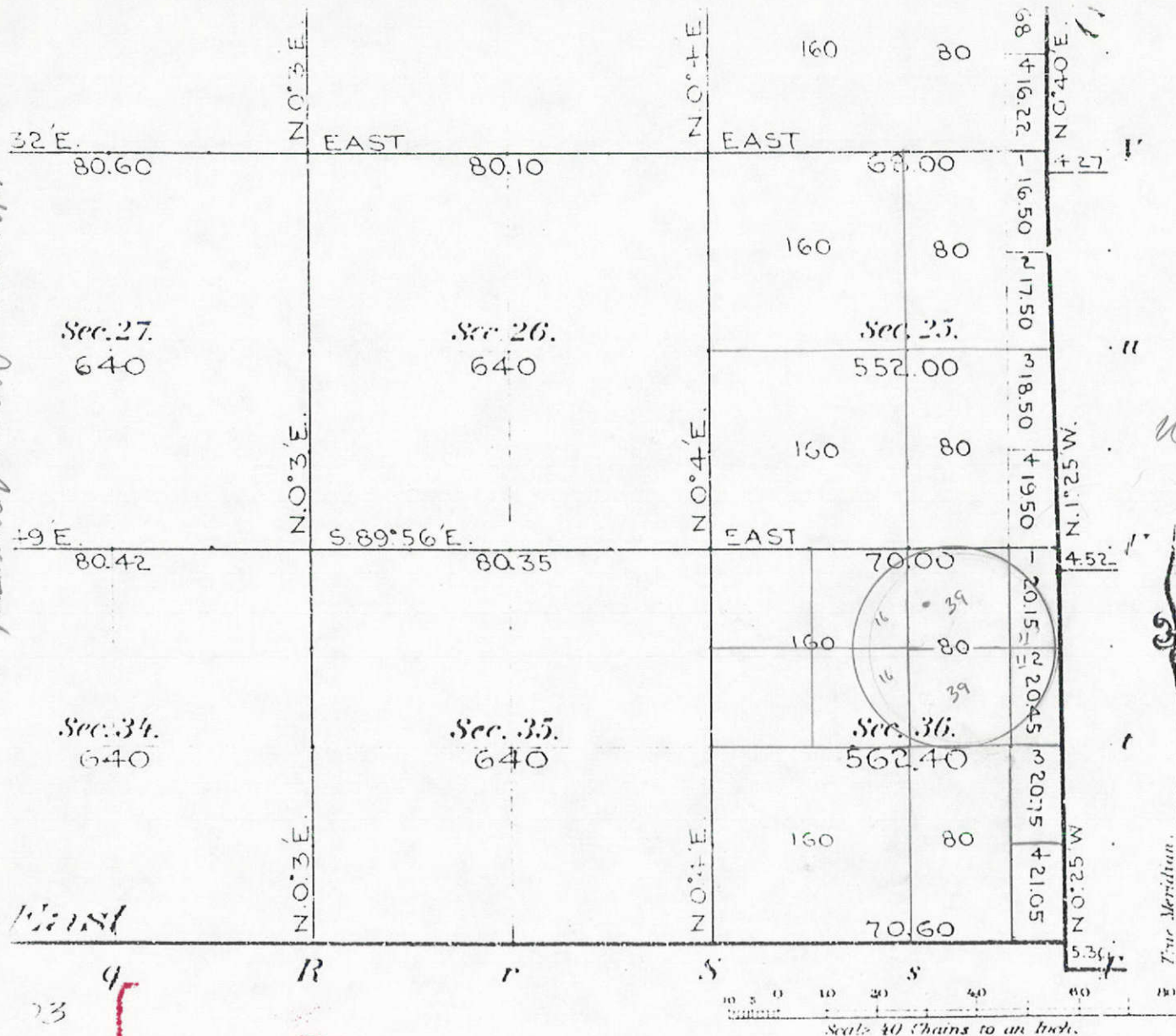


Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Walter H. Driscoll
(Applicant)

WALLACE DRISCOLL APPLICATION



WALLACE DRISCOLL APPLICATION

T. 4 SOUTH

R. 31 EAST

Accepted by letter "E",

MAR 09 1890

RECORDED

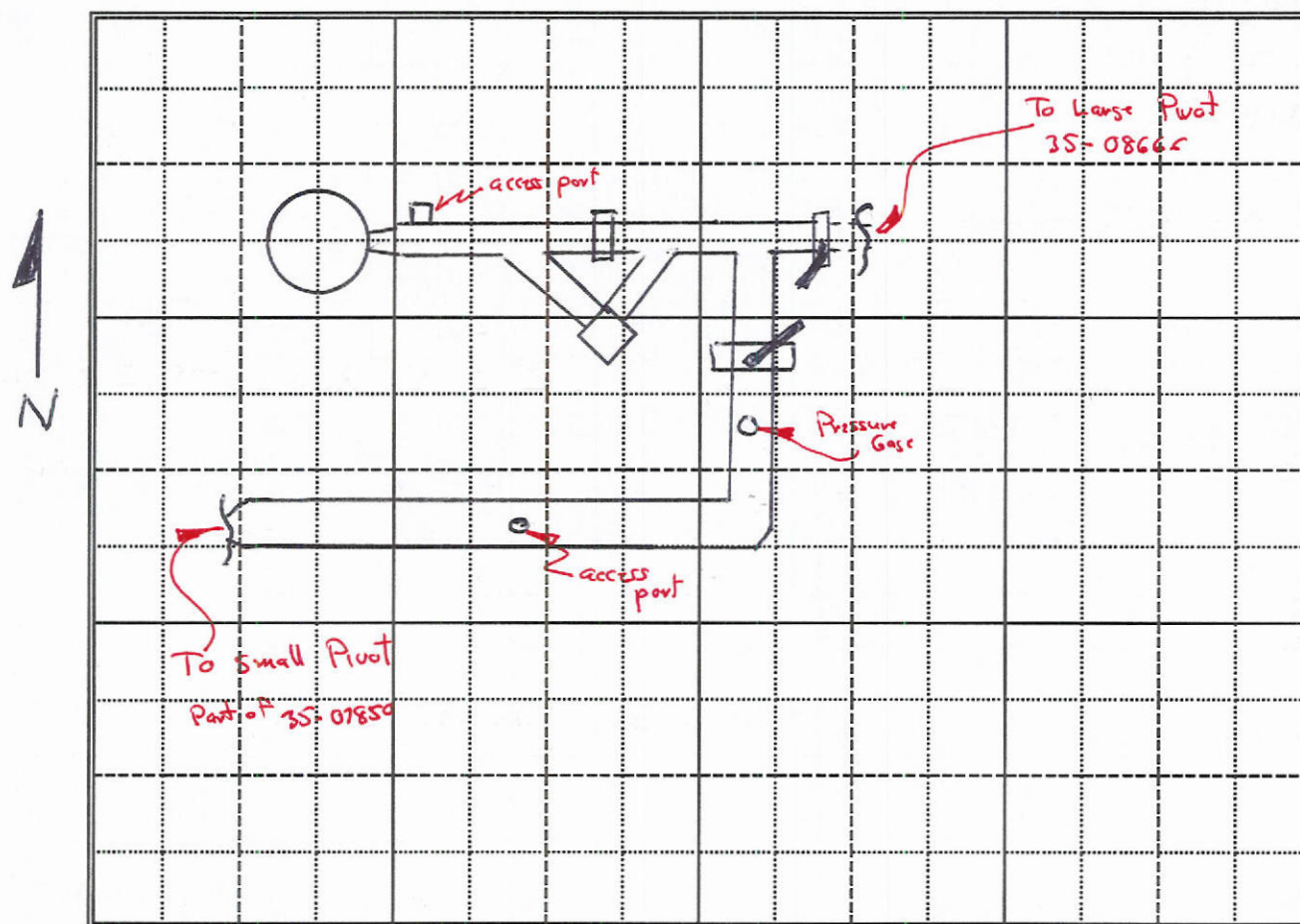
The above Map of Township 1st 4th South, R. 31 East, is strictly conformable to the field notes of the survey thereof on file in this Office, which have been examined and approved.

Surveyor General's Office,
Boise City, Idaho.

January 17, 1890

Joseph L. Stranahan,
Sur. Gen. Idaho.

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	U.S. Motors	30	N.A.	Worthington	VTP-296
Booster	Gould	25	324TCZ	Berkley	7836648

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

D. FLOW MEASUREMENTS

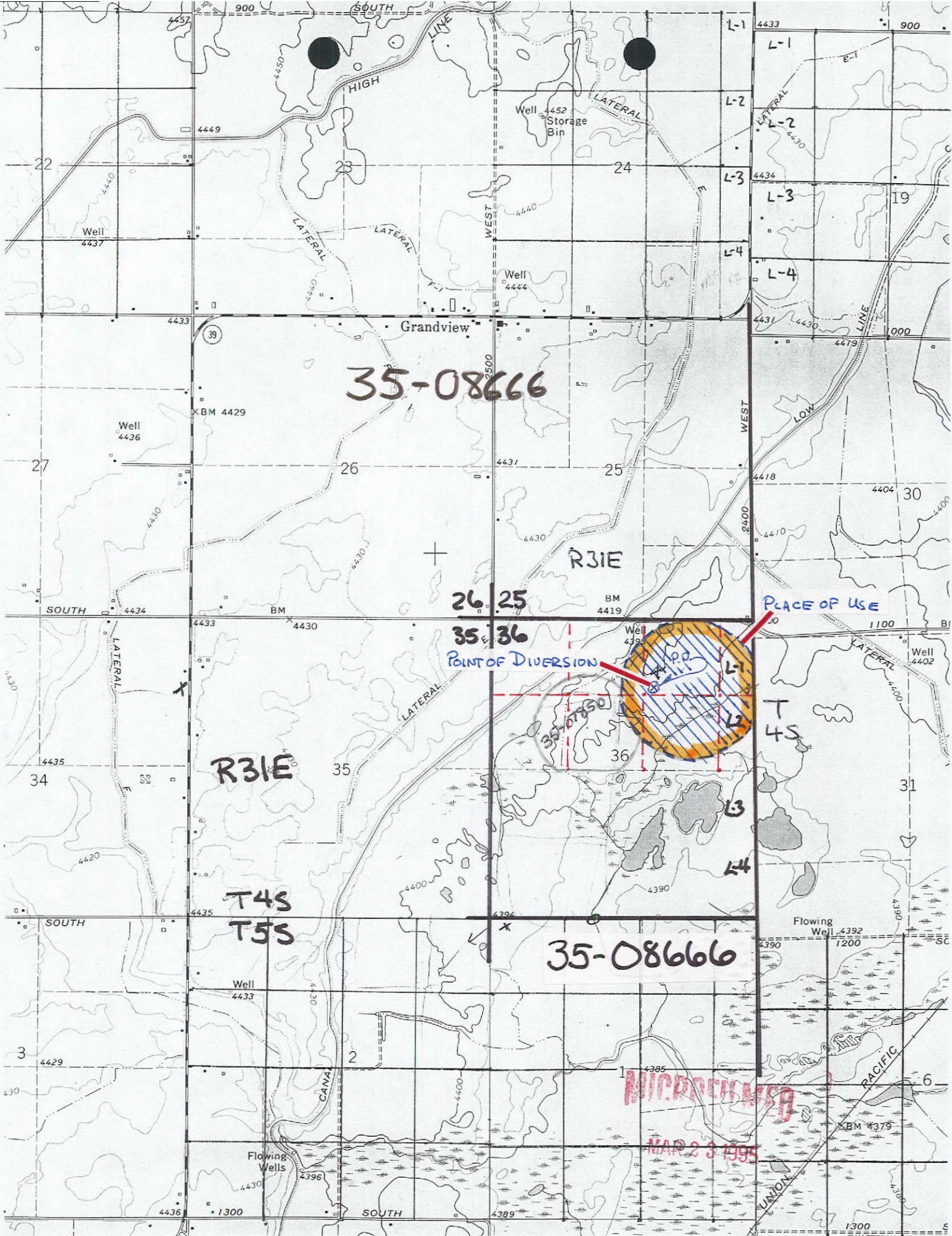
1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure gage		Ashcroft			200	

2. Measurements: Theoretical using measured SSpsi + pumping depth of 10-20'

MICROFILMED

MAR 23 1995



35-08666

26 25
35 36

POINT OF DIVERSION

PLACE OF USE

R31E

T4S
T5S

35-08666

MICROFILMED
MAR 23 1995

35-8666

R31E

Wahlen
(Lankford)

T-2208

HEL

1-15.0

HEL 2-62.1

3-HEL
43.0

26 25
35 36

T-2503

2-4.5

25 30
36 31

1-HEL
30.
**T
4
S**

Point of
Diversion

Lot 1

35-07850
(39.2)

NHEL
3-43.7

NHEL
4-107.5

Lot 2

Place of
Use

35-8666

MAR 8 1988

Lot 3



R31E R32E

T4S
T5S

POINT OF DIVERSION

A35-07850

MAR 23 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08666

Priority: April 11, 1988

Maximum Diversion Rate:

2.21 CFS

This is to certify, that WALLACE DRISCOLL
2459 W 1100 S

ABERDEEN ID 83210

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 11, 1988; and has submitted Proof of Beneficial Use on March 22, 1990. An examination indicates that the works have a diversion capacity of 2.310 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	2.21 CFS	
------------	----------------	----------	--

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 36, Township 04S, Range 31E
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	31E	36	Lot 1(NENE) 15.5	NWNE 38	SWNE 33	
			Lot 2(SENE) 12	NENW 7	SENE 5	110.5

Total number of acres irrigated: 110.5

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
7. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 442.0 af for the lands above.

MAR 23 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08666

CONDITIONS/REMARKS:

9. This right uses the same well in the NWNE of Section 36 as Right 35-07850 and when combined with 35-07850 shall not exceed a diversion rate of 2.31 cfs from that point of diversion.

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 28th day of FEBRUARY, 1995.

Acting for

R. Keith Higginson, Director

RECORDED

MAR 23 1995

RECEIVED

MAR 22 1990

STATE OF IDAHO

For Office Use Only
Amt. of Fee \$ 150⁰⁰
Date 3-22-1990
Receipt No. 6012496
Received by KCW
4-11-90

Department of Water Resources
Eastern District Office

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.

Permit No. 35-08666 Telephone No. 328-2498

Name(s) of Permit Holder(s): Wallace Driscoll

Post Office Address: 2459 West 1100 S Aberdeen, Id 83210

Source of Water: GROUNDWATER

If ground water, well driller's name: Vollmer Date drilled: June 1981

Extent of Use:
Domestic _____ (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 2.6 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1981

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

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

OR

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

Fee Enclosed: \$ 150⁰⁰ (See License Examination Fee Schedule)

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

Name Same as Above Telephone No. _____
" " " _____
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.

Date 3-22-90 Signature Wallace A. Driscoll (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08666

Proposed Priority: April 11, 1988 Maximum Diversion Rate: 2.60 CFS
This is to certify, that **WALLACE DRISCOLL**
2459 W. 1100 S.
ABERDEEN, ID 832100000
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	2.60 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNWNE Sec. 36, Township 04S, Range 31E
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	31E	36	LOT 1(NENE) 11	NWNE 39	SWNE 39	
			LOT 2(SENE) 11	NENW 16	SENE 16	132
Total number of acres irrigated:						132

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **April 1, 1992**.
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. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
7. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
8. 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.

APPROVED
MAR 69 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08666

CONDITIONS/REMARKS:

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

6th day of March, 1990.

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

MICROFILMED

MAR 09 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Wallace Driscoll Phone 328-2498
Post office address 2459 W. 1100 S., Aberdeen, Id, 83210
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 36 Township 4S Range 31E B.M. Bingham County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.6 for Irrigation purposes from 4-1 to 11-1 (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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 2.6 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well and pump to pivot system.

 - 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 16 inches; proposed depth of well is 450 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

MAR 09 1990

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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.

Change as per tele-con with Applicant 4-13-88 hwj

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~~	~~31E~~	~~36~~	~~33~~	~~33~~	~~33~~	~~33~~													~~132~~ * *
4S	31E	36	L1	39	39	L2	16			16									132
			11			11													

Total number of acres to be irrigated 132

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

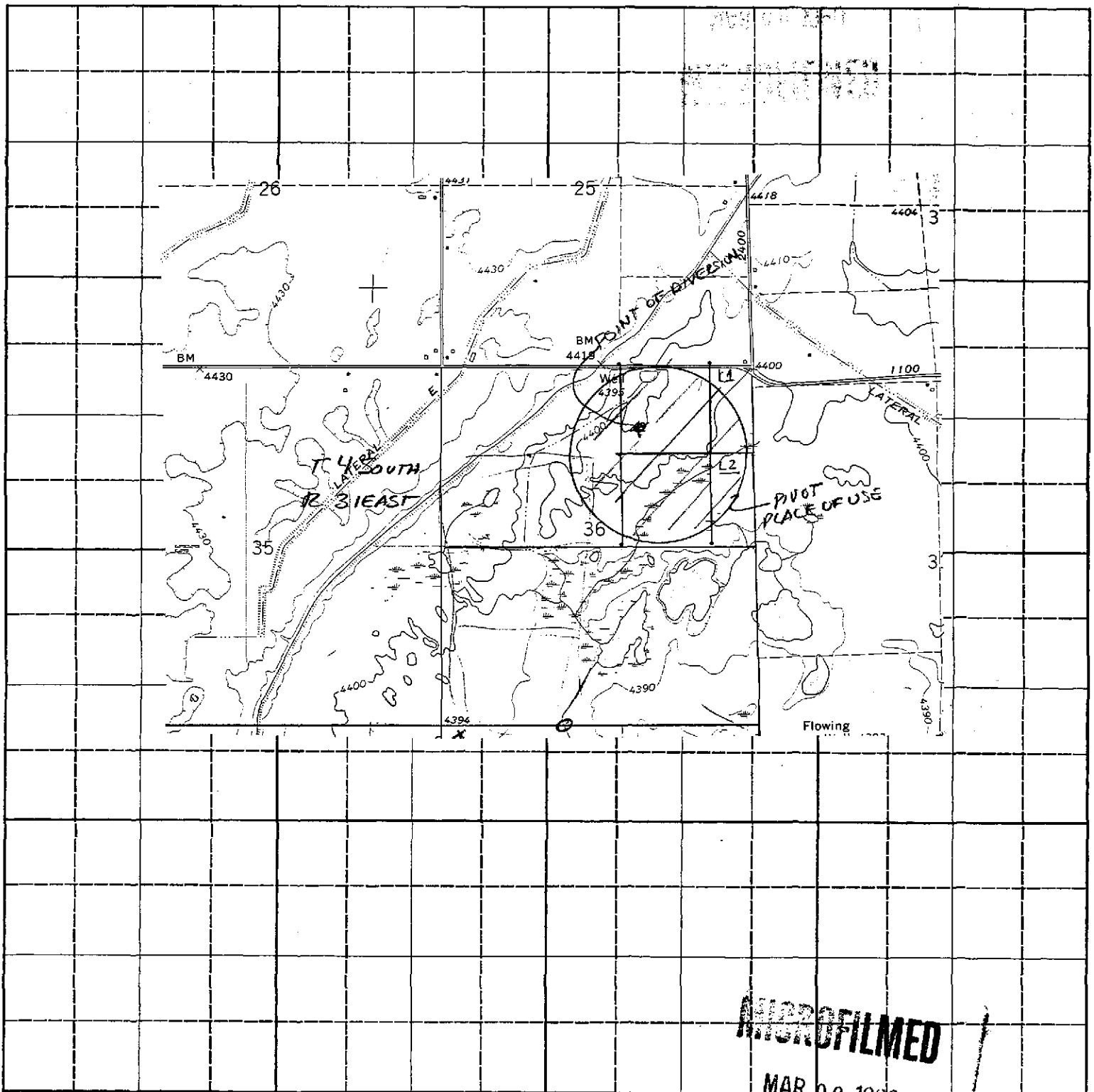
- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? "
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: The well was drilled in 1981, (April) and the land has been irrigated every year since then.

MICROFILMED

MAR 09 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.

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.

Wallace H. Griswold
(Applicant)

Received by S.M. Date 4/11/88 Time 10:28 A.M. Preliminary check by H.W.J.
Fee \$ 85⁰⁰ Received by S.M. # E000083 Date 4-11-88
Publication prepared by dog RB Date 4-27-88 Published in Morning News
Publication approved AW Date 2-12-90

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.

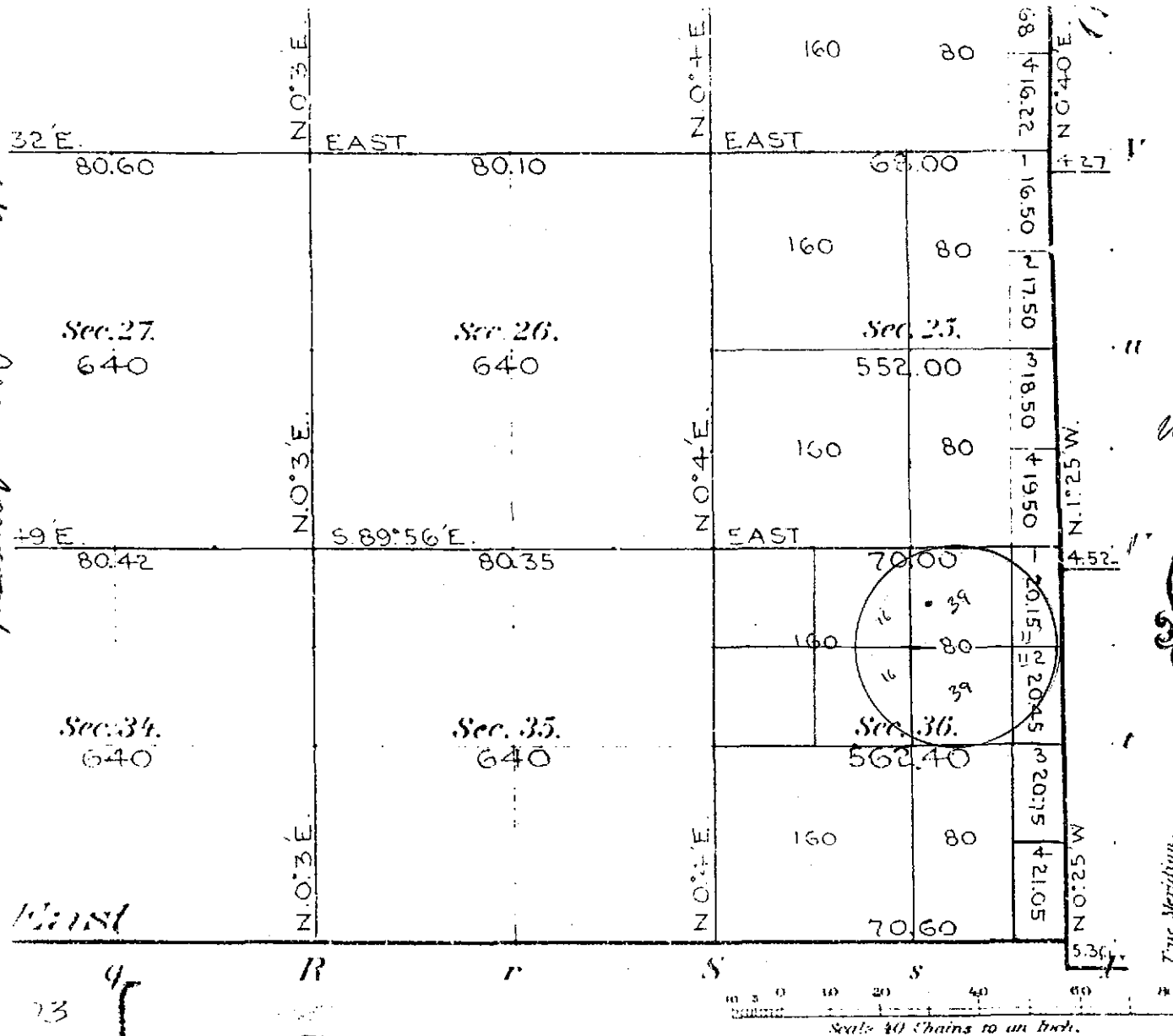
d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim 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

MAR 09 1990

WALLACE DRISCOLL APPLICATION



WALLACE DRISCOLL APPLICATION

T. 4 SOUTH

R. 31 EAST

Accepted by letter "E",

MAR 09 1890

RECORDED

The above Map of Township 1° 3' South, of Range 1° 31' East, of the
 Boise Meridian, is strictly conformable to the field
 notes of the survey thereof on file in this Office, which have been examined and approved

Surveyor General's Office,
 Boise City, Idaho

January 17, 1890

Joseph L. Stranahan,
 Surveyor General



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

March 1, 1995

WALLACE DRISCOLL
2459 W 1100 S
ABERDEEN ID 83210

RE: WATER RIGHT NO. 35-08666

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

RECEIVED

MAR 23 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 35-086666 DATE 2-7-95

NAME	Yes ☐ No ☒	Or Address Change?
PRIORITY DATE	☐ ☒	Advance? ☐ Advanced to: ☐ Order to reinstate needed? ☐ Incorrect fee for rate recommended? ☐
SOURCE	☐ ☒	Changes or just clarification of originally intended source? ☐ Notice of Intent to Void necessary? ☐
POINT OF DIV	☒ ☒	Amendment needed? ☐ Overlaps? <u>35-07850 (SHARES ONE P/D of 2)</u>
PLACE OF USE	☒ ☒	Amendment needed? ☐ Overlaps? <u>Aberdeen Springfield</u>
DIV RATE	☐ ☒	Permit/fee limits: <u>2.6 CFS</u> Meas Q = <u> </u> Theo Q = <u>2.31</u> Recommend: <u>2.21</u> <u>110.5 x .02 = 2.21</u>
CAPACITY = 2.31 NOT SURE HOW 35-07850 uses this well so will condition with CAPACITY limits.		Combined rates exceed capacity ☐ <u>new</u>
ANNUAL VOLUME	☐ ☒	Volume Limit: ☐ Season: <u>1/4.0 (4-1 to 10-31)</u> Calculations: <u>110.5 x 4 = 442</u> Flow limit: ☐ cfs x ☐ x 1.9835 = ☐ Combined volumes exceed capacity/allowable ☐
USES	☐ ☒	Change in Nature of Use or additional uses? ☐ Amendment necessary? ☐
REMARKS	<u>WB3/WB9/1084 Multiple p/d(s) in 1/4 1/4?</u> <u>WB3/WB9/1084 Other 1036 (35-07850)</u>	
CONDITIONS	☐ ☒ ☐ ☒ ☐ ☒ ☐ ☒ ☒ ☐	Measuring/Locking Devices ☐ Watermaster control - District ☐ Irrigation Overlap ☐ Water Quality ☐ Other <u>048 049</u> Heat/Cool/ Fish verified ☐ <u>(NON-TRUST)</u>
COMMENTS:	<u>There is no mention of Aberdeen Springfield (shares), but the POU comparison shows it serves this area.</u> <u>REDUCE ACRES AND RATE</u>	

RECOMMENDED	CFS	VOL	SRBA Claim Filed	YES	NO
<u>Irrigation</u>	<u>2.21</u>	<u>442</u>	Adjustment Memo Needed	<u>YES</u>	<u>YES</u>
		<u>IN remarks</u>			
			LICENSE		☒
			1ST AMENDMENT LETTER		
			FINAL AMENDMENT LETTER		

2/15 Has been added to 35-07850.

NOTE: Because claim for 35-07850 does not show this well I didn't put any specific limitations just the fact they share the P/D.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 21 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-08666

1. Owner: Wallace Driscoll (208) Phone No. 328-2498

Current Address: 2459 W. 1100 S. Aberdeen, ID 83210

2. Accompanied by: Applicant EXAM DATE: 5-14-1992

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

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

2. Other water rights with the same point of diversion: Portion of 35-07850

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
		SW	NW	NE	36	45	31E	Bingham	

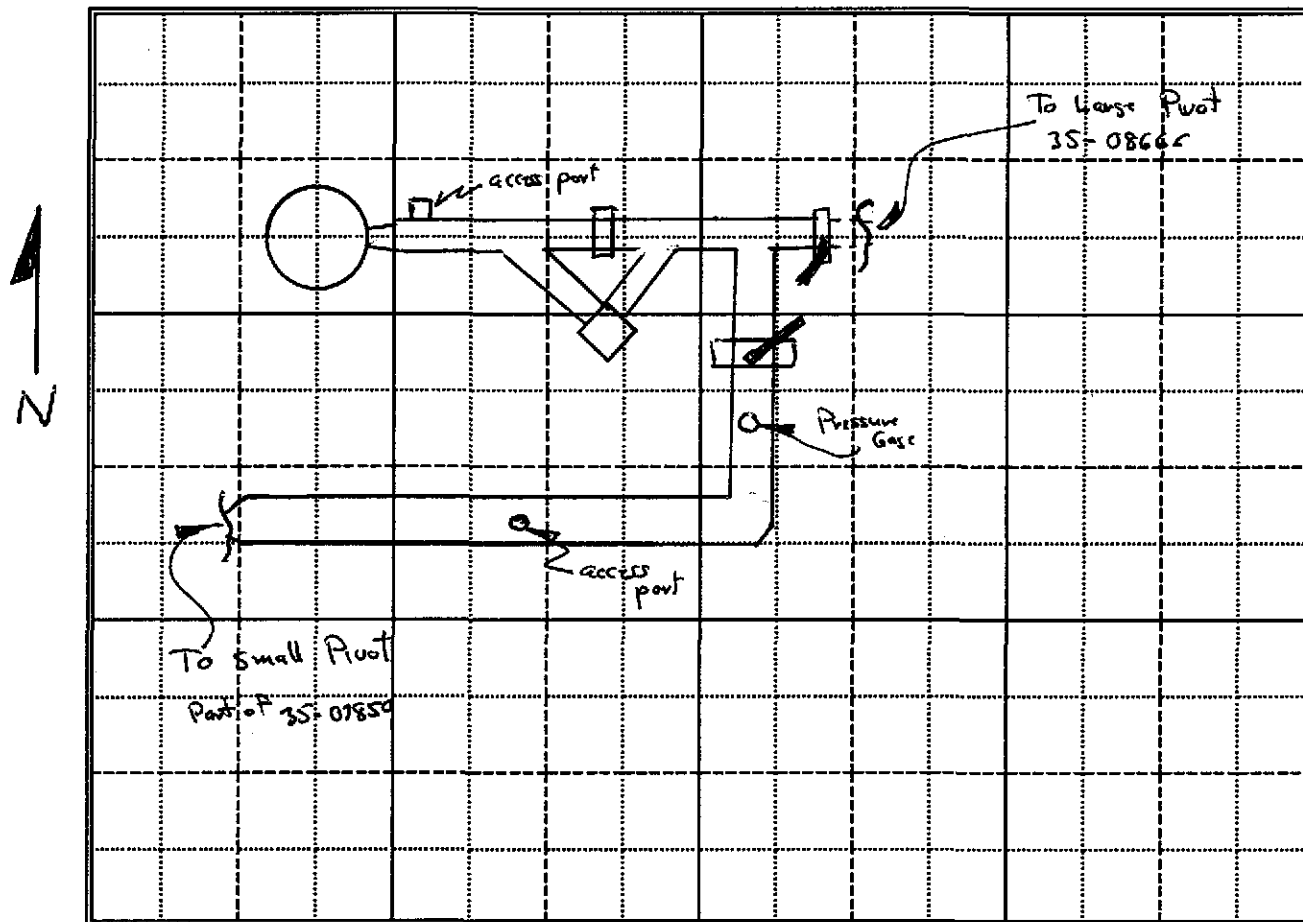
2. Place(s) of Use:

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	
45	31E	36	15.5	38	33	12	7			5									110.5
			L-1			L-2													

MICROFILMED
MAR 29 1995

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



Scale: 1" = _____

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

____ Aerial Photo Attached (required for Irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	U.S. Motors	30	N.A.	Washington	VTP-296
Booster	Gould	25	324TCZ	Berkeley	7836648

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure gage		Ashcroft			200	

2. Measurements: Theoretical using measured 55psi + pumping depth of 10-20'

RECEIVED

MAR 23 1995

E. NARRATIVE/REMARKS/COMMENTS

well, pump + booster to 2 pivots. Static water level is 5'.
There was no room on large pivot mainline for correct access port.

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

MICROFILMED

MAR 23 1995

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$Q = \frac{(25 + 30) \text{ hp} (8.8(4) (.7^{\text{eff}}))}{20' \text{ l.f.t.} + (55 \text{ psi} \times 2.308)} = \frac{339.33}{146.94} = 2.31 \text{ cfs}$$

$$* 110.5 \text{ acres} \times 0.02 \text{ cfs/acre} = \underline{2.21 \text{ cfs}}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 110.5 \text{ acres} \times 4 \text{ af} = 442 \text{ af}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.21 \text{ cfs} \times 214 \text{ d.} \times 1.9835 = 938.1$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{442 \text{ af}}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* Irrigation	4-1	10-31	2.21	442
Totals:			2.21 cfs	442 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

I. AUTHENTICATION

Field Examiner's Name Harold W. Jones Date 12-5-94

Reviewer KEITH C. WILSON Date 12-16-94

* SEE attached memo. RB

SEAL
REPRODUCED

MAR 23 1995

MEMORANDUM

TO: File 35-08666 / Wallace Driscoll
FROM: Brenda Chapman
DATE: February 7, 1995
RE: Recommendation Adjustment(s)

=====

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

G. VOLUME CALCULATIONS

According to the POU Comparison report, Aberdeen Springfield Canal Co also provides surface and groundwater to the acres on this permit. Even though the use of surface water was not mentioned on the permit or in the exam, the fact that it is available must be addressed when licensing the permit.

Therefore, the volume recommendation is addressed in the remarks based on current supplemental groundwater processing procedures.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	2.21	Not listed
See item G.			

MICROFILMED

MAR 23 1995

ACTION REQUIRED

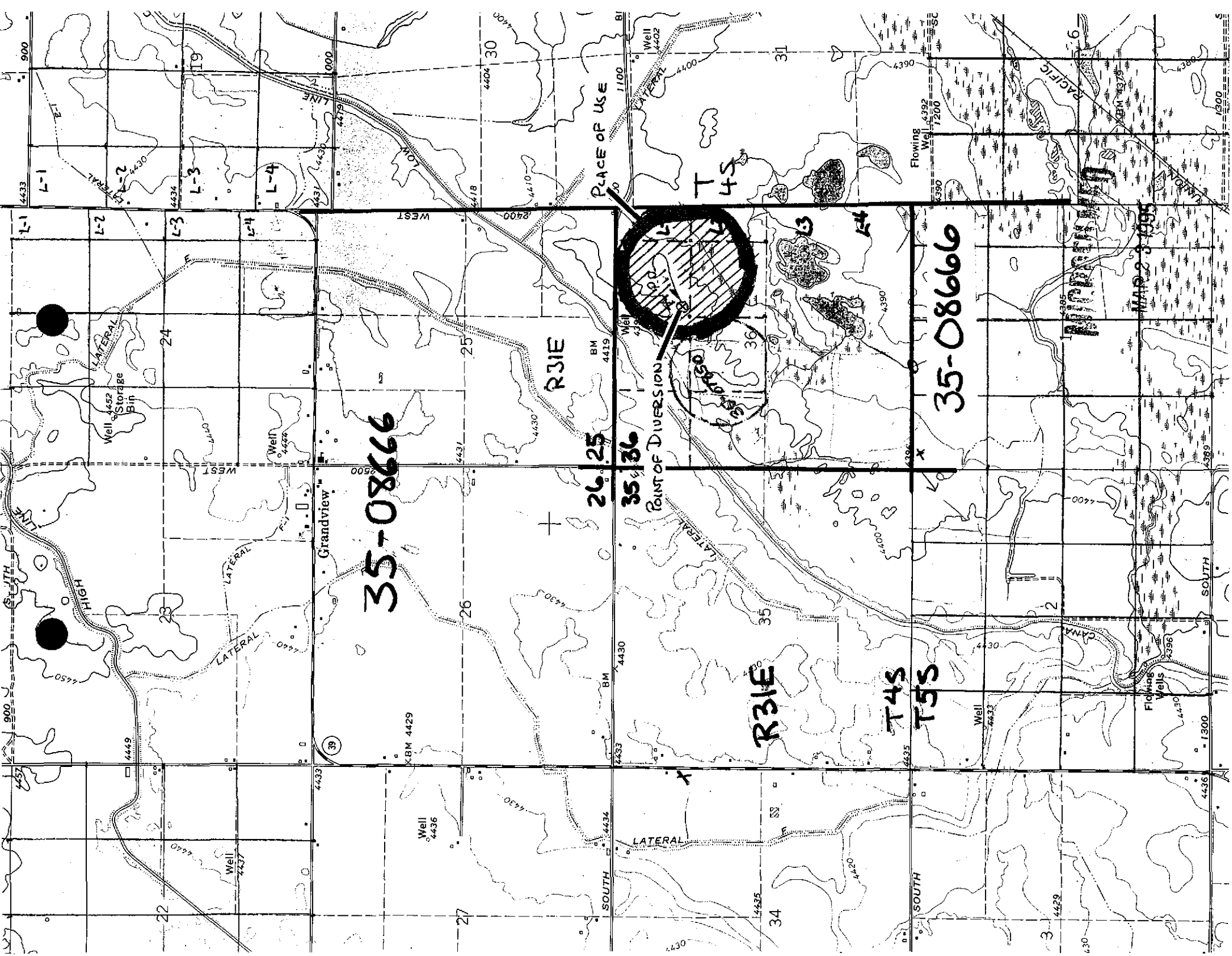
FROM: H.W.JONES

TO: Adj. claim A35-07850

A field-exam for permit 35-08666 implies that the small pivot at the N. part of the place of use is also irrigated from the P.D. in the NWNE of Sect 36 T4S R31E. This may be the only pd. used now + applicant needs to modify claim if changed prior to 1987 or file a transfer to add a pd to license A35-07850.

RECEIVED

23 1995



35-8666

R31E

Point of
Divergence

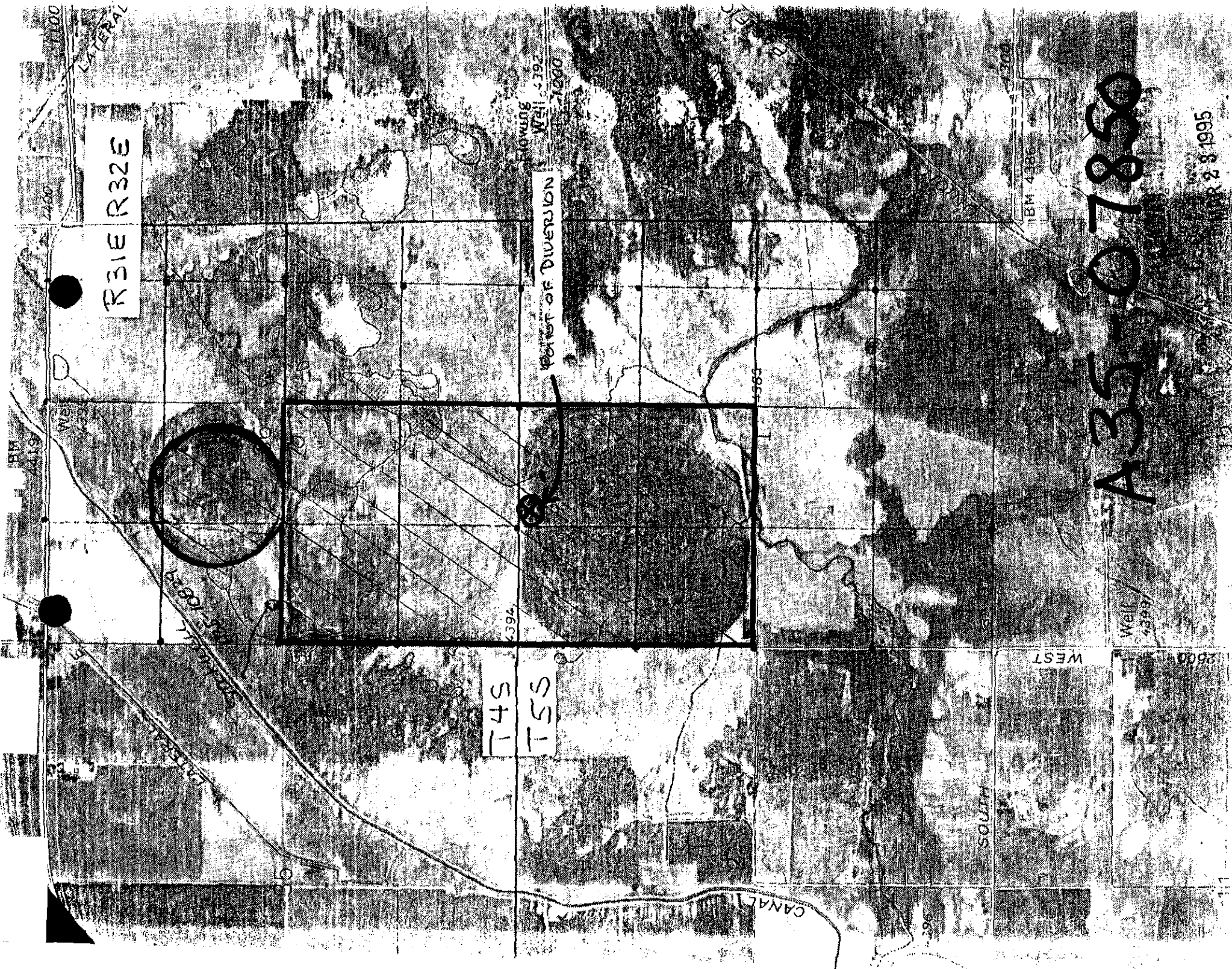
Place of
Loss

35-8666

H-1
30
T-45

26 250
35 36
T-2503

30 30
35 35



A35-07850

APR 28 1995

July 18, 1990

WALLACE DRISCOLL
2459 W. 1100 S.
ABERDEEN, ID 832100000

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08666

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.

I note that the permit issued to you by the department requires the installation of a flow measurement port to allow the department to determine the rate of diversion. The proof which you submitted does not show that you have installed this equipment.

/
The installation of the flow measurement port must be complete by the time the department representative conducts the examination of your system unless the department has rescinded the requirement prior to the field examination. In some cases, the equipment requirement can be rescinded because the equipment cannot be physically installed, is not appropriate or can be accommodated with other measuring methods.

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

JUL 20 1990

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

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
March 6, 1990

WALLACE DRISCOLL
2459 W. 1100 S.
ABERDEEN, ID 832100000

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P35-08666

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.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

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.

RECORDED

MAR 09 1990

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

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 into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MicroFILMED

MAR 09 1990

09-Jan-1990

Wallace Driscoll
2459 W. 1100 S.
Aberdeen, ID 83210

RE: Application for Permit No. 35-8666, 35-8664 & 35-8665

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. 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

RECORDED

MAR 09 1990

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
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:

35-08664

DRISCOLL, Wallace
2459 West 1100 South
Aberdeen, Idaho 832100000
Source: GROUNDWATER
Diverson Pt: SENENE, Sec. 34, T. 04S, R.
31E.
Use: IRRIGATION (1.600 CFS).
Total Diverson: (1.600 CFS).
Date Filed: 4/11/1988.
In: T04S, R31E, S34, NENE, SENE.
80.0 ACRES TOTAL.

35-08665

DRISCOLL, Wallace
PRUDHOMME, Douglas E.
2554 W. 1300 S.
Sterling, Id. 83210
Source: GROUNDWATER
Diverson Pt: NWNWNW, Sec. 1, T. 05S, R.
31E.
Use: IRRIGATION (2.800 CFS).
Total Diverson: (2.800 CFS).
Date Filed: 4/11/1988.
In: T05S, R31E, S02, NENE, NWNE,
SWNE, SENE.
140.0 ACRES TOTAL.

35-08666

DRISCOLL, Wallace
2459 West 1100 South
Aberdeen, Id. 832100000
Source: GROUNDWATER
Diverson Pt: SWNWNE, Sec. 36, T. 04S,
R. 31E.
Use: IRRIGATION (2.600 CFS).
Total Diverson: (2.600 CFS).
Date Filed: 4/11/1988.
In: T04S, R31E, S36, Lot 1 (NENE) NWNE,
SWNE, Lot 2 (SENE), NENW, SENW.
132.0 ACRES TOTAL.

35-08668

MONSON, Kay A.
398 West 450 North
Blackfoot, Id. 832210000
Source: GROUNDWATER
Diverson Pt: SWNW, Sec. 9, T. 02S, R.
35E.
Use: IRRIGATION (.300 CFS).
Total Diverson: (.300 CFS).
Date Filed: 3/01/1988.
In: T02S, R35E, S09, SWNW.
15.0 ACRES TOTAL.

RECORDED

MAR 09 1990

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 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

18th day of January, 1990;

and the last publication having been made on the

25th day of January, 1990;

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 31st day of January, 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

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

Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 8, 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 FEBRUARY 5, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

INDEXED
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35-08666

DRISCOLL, WALLACE
2459 WEST 1100 SOUTH
ABERDEEN, ID 832100000

Source: GROUNDWATER

Diversion Pt: SWNWNE Sec 36 T 04S R 31E

Use: IRRIGATION (2.600 CFS)
Total Diversion: (2.600 CFS)

Date Filed: 4/11/1988

In:	T04S R31E S36	Lot 1	(NENE)	NWNE	SWNE	Lot 2	(SENE)
			NENW	SENW			

132.0 ACRES TOTAL

RECORDED

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The permit(s) will be subject to all prior water right. 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 FEBRUARY 5, 1990.

R. Keith Higginson, Director

Published 1/18/1990 & 1/25/1990

MICROFILMED
MAR 09 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

May 2, 1988

Wallace Driscoll
2459 West 1100 South
Aberdeen, Idaho 83210

RE: Application for Permit #35-8664, 35-8665, 35-8666

Dear Mr. Driscoll:

The Department of Water Resources acknowledges receipt of your applications for water right permits. The applications have been assigned identification Nos. 35-8664, 35-8665, 35-8666. Please refer to these numbers in all future correspondence.

The Department can not proceed with the processing of your applications at this time. They seek the appropriation of water within the area covered by the civil suit of Idaho Power Company vs. Idaho Department of Water Resources, et al., Ada County Civil No. 81375 (Swan Falls Suit). Until there has been a final resolution to this suit and rules and regulations promulgated for considering new appropriations, the processing of applications in this area has been suspended. During the interim, your applications will be held in this office.

The staff in our office will be glad to answer any questions you have concerning the above matter.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor

RECEIVED

MAR 09 1990

35-8666

DRISCOLL, WALLACE

2459 WEST 1100 SOUTH, ABERDEEN, ID 83210

Source: GROUNDWATER

Diversion Pt: SWNWNE Sec 36 T 04S R 31E

Use: IRRIGATION (2.6 CFS)

Date Filed: 04/11/1988

In: LOT 01 (NENE) NWNE SWNE LOT 02 (SENE) NENW SENW Sec 36 T 04S R 31E
FOR 132 ACRES

RECORDED

MAR 09 1990