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1001

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10.1

Havens Rd

50.0N

514
819

Highway 26

1674

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MICROFILMED

JAN 0 4 1999

E. NARRATIVE/REMARKS/COMMENTS

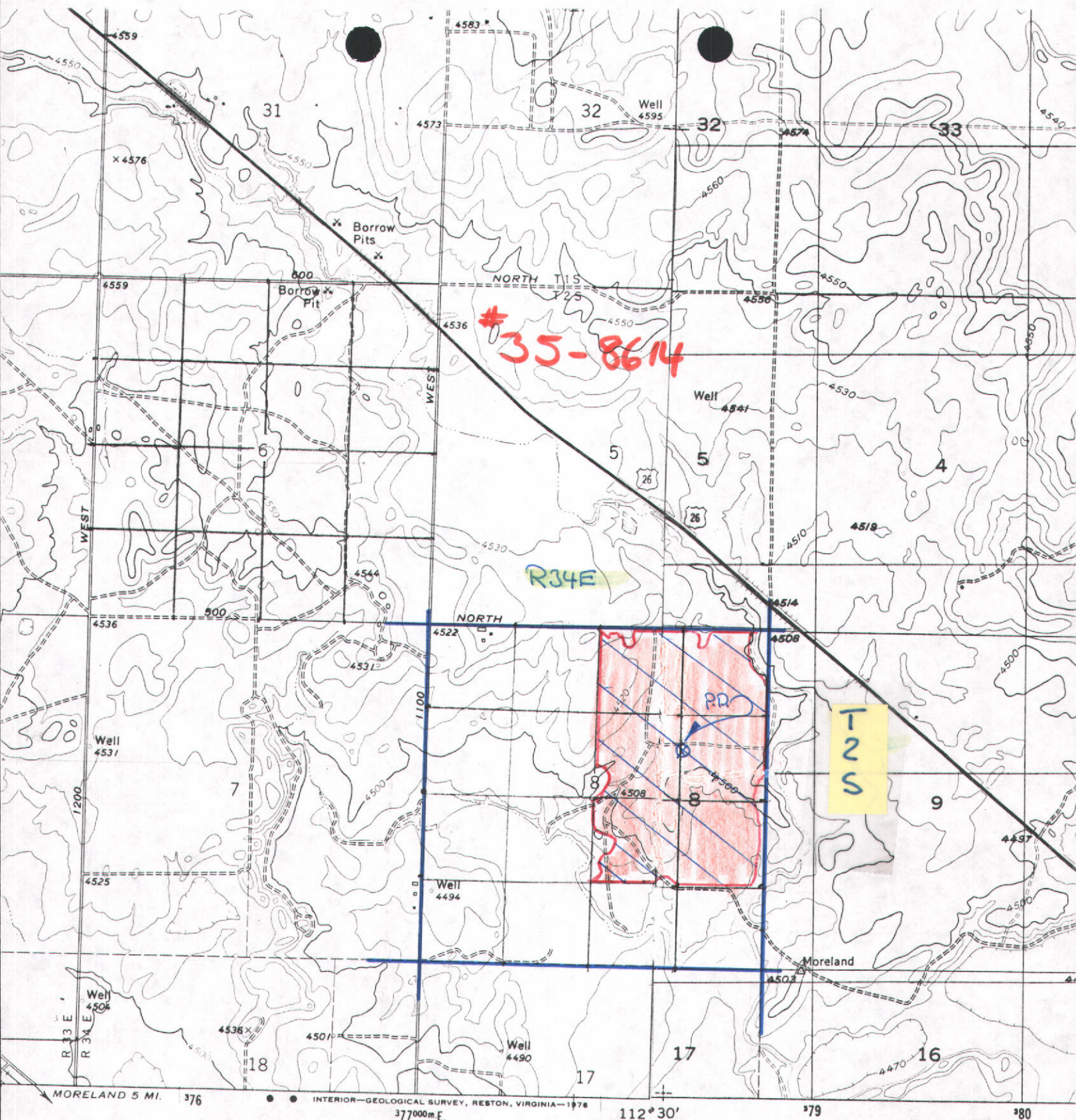
150 Hp pump to 10" underground
mainline supplying water to ~~ten~~ 1/4
mile Handlines



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

APPROVED

APR 11 1994



ROAD CLASSIFICATION

Primary highway, hard surface
Secondary highway, hard surface
Light-duty road, hard or improved surface
Unimproved road

Maped, edited, and published by the Geological Survey

Contr **35-8614**
Topo
Aerial photographs taken 1950. Field check 1955

Projection and 10,000-foot grid ticks: Idaho coordinate system, central zone (transverse Mercator)
1000-meter Universal Transverse Mercator grid, zone 12
1927 North American datum
To place on the predicted North American Datum 1983, move the projection lines 12 meters north and 67 meters east as shown by dashed corner ticks

Revisions shown in purple compiled from aerial photographs taken 1976 and other source data. This information is for reference only.

NO DOUBT

APR 11 1994

NON
HEL 35-8614

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Havens Rd - 50.0N

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89

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R34E

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R34E

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P.O.

PLACE OF USE

35-8614

RECEIVED

APR 11 1994

2
116.3

HEL

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

DEC 28 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this page. Department of Water Resources
 Incomplete forms will be returned.

1. Water Right ~~or Adjudication Claim~~ No(s): 35-08614 (NO ADJUDICATION CLAIM)
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Jennie L Williams.
4. New Owner/Claimant(s) Gwen Wheeler or Larry Wheeler or
Darrin J Wheeler or Steven L Wheeler
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 401 N 850 W
 City, State and ZIP Code Blackfoot ID 83221
 New Telephone Number (208) 684-5421
5. Date you acquired the property 1992
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Darrin J Wheeler Dec 18, '98
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

MICROFILMED

JAN 04 1999

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.

2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.

3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.

4. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

5. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

6. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.

7. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190
IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450
IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

MICROFILMED

15N B 9 1997

QUIT CLAIM DEED

456706

RECEIVED
DEC 28 1998

Department of Water Resources

THIS INDENTURE, made the 19th day of August, 1997, between DARRIN J.

WHEELER, in his capacity as Custodian for CIARA WHEELER a/k/a CIARA CLOVIS,
the Grantor, does hereby grant, bargain, sell, and convey unto DARRIN J. WHEELER,
of 401 N 850 W, Blackfoot, ID 83221, the Grantee.

WITNESSETH: That the said Grantor, for and in consideration of the sum
of One (\$1.00) Dollar, lawful money of the United States of America, and other good
and valuable consideration paid by the said Grantee, the receipt whereof is hereby
acknowledged, does by these presents demise, release and forever quit claim unto
the said Grantee, and to his heirs and assigns an ~~undivided 3.915~~ percent of the
certain land situate, lying and being in the County of Bingham, and State of Idaho,
described as follows, to-wit:

Tract 1

Part of Section 8, Township 2 South, Range 34 E.B.M.,
Bingham County, Idaho described as:

Beginning at the NE corner of said Section 8; and running
thence S 00°30'07" W 4128.86 feet along the section line
to a fence line; thence N 87°50'51" W 2646.31 feet along
said fence line to the North-South half section line; thence
N 0°23'33" E 4027.41 feet along said half section line to the
N¼ corner of said Section 8; thence N 89°57'23" E 2653.04
feet along the section line to the point of beginning.

Tract 2

Part of Section 9, Township 2 South, Range 34 E.B.M.,
Bingham County, Idaho described as:

Beginning at a point that is S 00°30'07" W 1445.34 feet
along the section line from the NW corner of said Section
9; and running thence S 89°28'30" E 650.00 feet; thence S
00°30'07" W 3851.92 feet to the section line; thence N
89°21'44" W 650.00 feet along the section line to the SW
corner of said Section 9; thence N 00°30'07" E 3850.64 feet
along the section line to the point of beginning.

RECORDED AT THE REQUEST OF

97 AUG 21 AM 9:37

REC'D BY REC'D

PC

RECEIVED
BUTLER COUNTY RECORDER
BLANDFORD, IDAHO

MICROFILMED

JAN 04 1999

Together with all and singular the tenements,
hereditaments and appurtenances thereunto belonging or
in anywise appertaining.

Subject to all existing rights-of-ways for public highways,
protective covenants, utility lines, existing roadways,
irrigation ditches and all building, zoning and other
restrictions of use and all encumbrances of record.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the
appurtenances and privileges thereto incident, unto the said Grantee and to this
heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantor hereunto sets his hand the day and
year first above written.

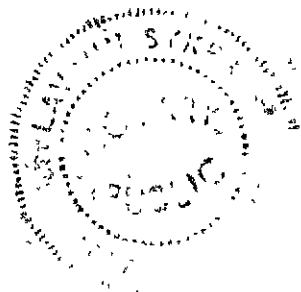

Darrin J. Wheeler

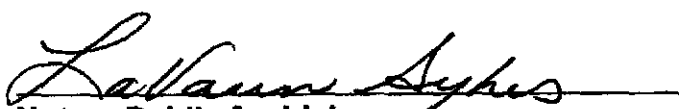
STATE OF IDAHO)
 : ss.
County of Bingham)

456706

On this 20th day of August, 1997, before me, the undersigned, a Notary Public in
and for the State of Idaho, personally appeared Darrin J. Wheeler, known to me to
be the person whose name is subscribed to the within instrument, and
acknowledged to me that he executed the same in his capacity as Custodian for
CIARA WHEELER a/k/a CIARA CLOVIS.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal,
the day and year first above written.




Notary Public for Idaho
Residing at Blackfoot
My Commission Expires: 5-17-02

MICROFILMED
JAN 04 1998

403491

BINGHAM COUNTY
CLERK
600
121991 DEC 30 PM 2:2
Add in deed
P.O. Box 30131
N. 7. - 2 34

DEED OF GIFT

This Deed of Gift is made this ____ day of December, 1991, by Jennie L. Williams, a single woman of Bingham County, Idaho, the grantor, and each of those persons named below, who are referred to collectively as the grantee, and whose mailing address is c/o Gwen Wheeler, 2nd North 950 West, Blackfoot, Idaho, 83221. The grantees, and the percentages of the property transferred to each grantee, are as follows:

<u>Name</u>	<u>Percentage of Grantor's Interest Transferred</u>	<u>Percentage of Entire Property Transferred</u>
Gwen Wheeler	12.61%	6.305%
Larry Wheeler	12.61%	6.305%
Darrin J. Wheeler	12.61%	6.305%
Darrin J. Wheeler (as custodian for Ciara Wheeler under the Idaho Uniform Transfers to Minors Act	7.83%	3.915%
Steven L. Wheeler	3.90%	1.95%

In consideration of the love and the affection the grantor has for the grantees, the grantor does hereby quitclaim unto the grantees the above specified percentages of the grantor's one-half (1/2) interest in the following described property in Bingham County, Idaho:

Tract 1:

Part of Section 8, T. 2S, R. 34 E., B.M. Bingham County, Idaho, described as:

Beginning at The N.E. corner of said Section 8; and running thence S 00° 30' 07" W 4128.86 feet along the section line to a fence line; thence N 87° 50' 51" W 2646.31 feet along said fence line to the North-South half section line; thence N 0° 23' 33" E 4027.41 feet along said half

MICROFILMED
JAN 9 - 1992

402491

Tract 2:

Part of Section 9, T 2S, R 34E, BM Bingham
County, Idaho described as:

Beginning at a point that is S 00° 30' 07" W
1445.34 feet along the section line from the
N.W. corner of said Section 9; and running
thence S 89° 28' 30" E 650.00 feet; thence S 00°
30' 07" W 3851.92 feet to the section line;
thence N 89° 21' 44" W 650.00 feet along the
section line to the S.W. corner of said Section
9; thence N 00° 30' 07" E 3850.64 feet along the
section line to the point of beginning.

To have and to hold the premises and the appurtenances unto
the grantees, and to the grantees' heirs and assigns forever.

IN WITNESS WHEREOF, the grantor has executed this instrument
the day and year first above written.

Jennie L. Williams
Jennie L. Williams

STATE OF IDAHO)
) ss.
County of Bingham)

On the 30 day of December, in the year of 1991, before me,
the undersigned, a Notary Public, in and for the State of Idaho,
personally appeared Jennie L. Williams, known or identified to me
to be the person whose name is subscribed to the within instrument
and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
my official seal, the day and year in this instrument first above
written.

William E. Stiglich
Notary Public for Idaho
Residing at: Idaho Falls, Idaho
My Commission Expires: March 1992

12.30.91

100009
DEED OF GIFT

This Deed of Gift is made this day of January, 1992, by Jennie L. Williams, a single woman of Bingham County, Idaho, the grantor, and each of those persons named below, who are referred to collectively as the grantee, and whose mailing address is c/o Gwen Wheeler, 2nd North 950 West, Blackfoot, Idaho, 83221. The grantees, and the percentages of the property transferred to each grantee, are as follows:

<u>Name</u>	<u>Percentage of Grantor's Interest Transferred</u>	<u>Percentage of Entire Property Transferred</u>
Gwen Wheeler	12.61%	6.305%
Larry Wheeler	12.61%	6.305%
Darrin J. Wheeler	12.61%	6.305%
Steven L. Wheeler	12.61%	6.305%

In consideration of the love and the affection the grantor has for the grantees, the grantor does hereby quitclaim unto the grantees the above specified percentages of the grantor's one-half (1/2) interest in the following described property in Bingham County, Idaho:

Tract 1:

Part of Section 8, T. 2S, R. 34 E., B.M. Bingham County, Idaho, described as:

Beginning at The N.E. corner of said Section 8; and running thence S 00° 30' 07" W 4128.86 feet along the section line to a fence line; thence N 87° 50' 51" W 2646.31 feet along said fence line to the North-South half section line; thence N 0° 23' 33" E 4027.41 feet along said half section line to the N 1/4 corner of said Section 8; thence N 89° 57' 23" E. 2653.34 feet along the section line to the point of beginning.

MICROFILMED

JAN 04 1992

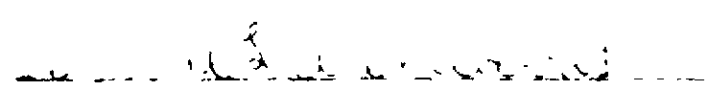
Tract 2:

Part of Section 9, T 2S, R 34E, BM Bingham
County, Idaho described as:

Beginning at a point that is S 00° 30' 07" W
1445.34 feet along the section line from the
N.W. corner of said Section 9; and running
thence S 89° 28' 30" E 650.00 feet; thence S 00°
30' 07" W 3851.92 feet to the section line;
thence N 89° 21' 44" W 650.00 feet along the
section line to the S.W. corner of said Section
9; thence N 00° 30' 07" E 3850.64 feet along the
section line to the point of beginning.

To have and to hold the premises and the appurtenances unto
the grantees, and to the grantees' heirs and assigns forever.

IN WITNESS WHEREOF, the grantor has executed this instrument
the day and year first above written.

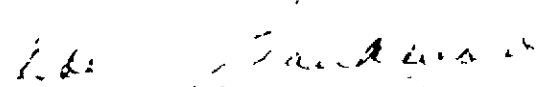

Jennie L. Williams

STATE OF IDAHO)
) ss.
County of Bingham)

On the January day of 1992, in the year of 1992, before me
the undersigned, a Notary Public, in and for the State of Idaho,
personally appeared Jennie L. Williams, known or identified to me
to be the person whose name is subscribed to the within instrument
and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
my official seal, the day and year in this certificate first above
written.

(seal)


Notary Public for Idaho
Residing at: 2211 E. 1st St.
My Commission Expires: JAN 4 1993

DEED OF DISTRIBUTION

This Deed of Distribution is executed this ____ day of December, 1991, by STEVEN L. WHEELER and LEGRANDE R. WILLIAMS, not individually but as personal representatives of the Estate of C. L. Williams, who are referred to collectively as the grantor. The grantor hereby distributes the following described real property to those heirs and devisees identified herein, and whose mailing address is c/o Gwen Wheeler, 2nd North, 950 West, Blackfoot, Idaho, 83221, all of whom are referred to collectively as the grantees. The distribution from the estate is made to the grantees in the following percentages:

<u>Name</u>	<u>Percentage of Estate's Interest Transferred</u>	<u>Percentage of Entire Property Transferred</u>
Gwen Wheeler	16.225%	8.1125%
Darrin J. Wheeler	33.619%	16.8095%
Steven ^{L.} Wheeler	50.156%	25.078%

100.000%
50.000%

The grantor does hereby quitclaim unto the grantees the above specified percentages of the grantor's one-half (1/2) interest in the following described property in Bingham County, Idaho:

Tract 1:

Part of Section 8, T. 2S, R. 34 E., B.M. Bingham County, Idaho, described as:

Beginning at the N.E. corner of said Section 8; and running thence S 00° 30' 07" W 4128.86 feet along the section line to a fence line; thence N 87° 50' 51" W 2646.31 feet along said fence line to the North-South half section line; thence N 0° 23' 33" E 4027.41 feet along said half section line to the N 1/4 corner of said Section 8; thence N 89° 57' 23" E. 2653.04 feet along the section line to the point of beginning.

MICROFILMED
1991 DEC 30 PM 2:26
JAN 04 1993

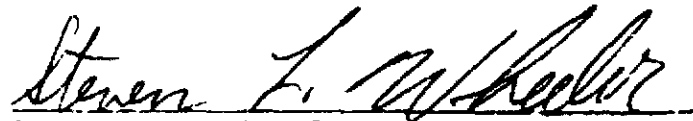
Tract 2:

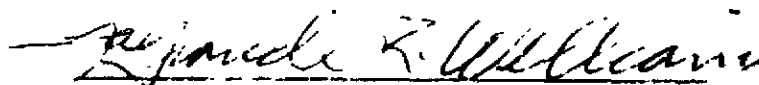
Part of Section 9, T 2S, R 34E, BM Bingham
County, Idaho described as:

Beginning at a point that is S 00° 30' 07" W
1445.34 feet along the section line from the
N.W. corner of said Section 9; and running
thence S 89° 28' 30" E 650.00 feet; thence S 00°
30' 07" W 3851.92 feet to the section line;
thence N 89° 21' 44" W 650.00 feet along the
section line to the S.W. corner of said Section
9; thence N 00° 30' 07" E 3850.64 feet along the
section line to the point of beginning.

To have and to hold the premises and the appurtenances
unto the grantees, and to the grantees' heirs and assigns
forever.

IN WITNESS WHEREOF, the grantor has executed this
instrument the day and year first above written.


Steven L. Wheeler


LeGrande R. Williams

MICROFILMED

JAN 14 1994

STATE OF UTAH)
) ss.
County of DAVE LANE)

On this 23 day of December, in the year 1991, before me, the undersigned, a Notary Public in and for said state, personally appeared STEVEN L. WHEELER, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of C. L. Williams and acknowledged to me that he executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Ken P. [Signature]
Notary Public for Utah
Residing at: Salt Lake City
My Commission Expires: 3-4-95

STATE OF IDAHO)
) ss.
County of Bingham)

On this 23 day of December, in the year 1991, before me, the undersigned, a Notary Public in and for said state, personally appeared LEGRANDE R. WILLIAMS, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of C. L. Williams and acknowledged to me that he executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

see

Ken P. [Signature]
Notary Public for Idaho
Residing at: Blackfoot, Idaho
My Commission Expires: 12-31-92

MICROFILMED

FILED AS

2006-11-11

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Haven Rd - 500N

Highway 26

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MICROFILMED

1968-1970

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08614

Priority: June 28, 1985

Maximum Diversion Rate: 3.98 CFS
Maximum Diversion Volume: 796.0 AF

This is to certify, that JENNIE L WILLIAMS
EST OF C L WILLIAMS

RT 5 BOX 17

BLACKFOOT ID 83221

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 28, 1985; and has submitted Proof of Beneficial Use on December 6, 1990. An examination indicates that the works have a diversion capacity of 4.020 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	3.98 CFS	796.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 8, Township 02S, Range 34E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	34E	8	NENE 33	NWNE 30	SWNE 35	
			SENE 38	NESE 35	NWSE 28	199

Total number of acres irrigated: 199

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 that 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 11 1994

State of Idaho
Department of Water Resources

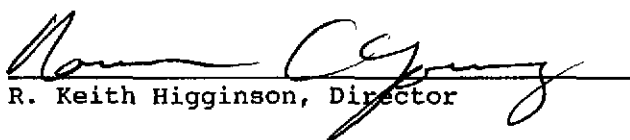
WATER RIGHT LICENSE

WATER RIGHT NO. 35-08614

CONDITIONS/REMARKS:

7. This right when combined with all other rights shall provide no more than .02 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 22ND day of FEBRUARY, 1994.

Acting for  R. Keith Higginson, Director

APR 11 1994

08/89
RECEIVED
 DEC 06 1990

Amt of Fee \$ 175.00
 Date 12-6-90
 Receipt No 2019058
 Received by dyf

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

Permit No. 35-8614 Telephone No. (208) 684-4277

Name(s) of Permit Holder(s): Jennie L. Williams and the Estate of C. L. Williams

Post Office Address: Route 5, Box 17, Blackfoot, Idaho 83221

Source of Water: Groundwater

If ground water, well driller's name: C. L. Williams Date drilled: 1975

Extent of Use:
 Domestic _____ (No. of households) Irrigation 202.3 (No. of acres)
 Stockwater _____ (No and type of stock) Other _____

Total rate and/or volume for which proof is submitted 4.0 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit April 1, 1975

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: \$ 175.00 (See License Examination Fee Schedule)

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

Le Grande R. Williams (208) 684-4137
 Name Telephone No

Route 5, Box 107, Blackfoot, Idaho 83221
 Address

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

9-23-90 Le Grande Williams Personal Representative of the Estate of
 Date Signature (and title if on behalf of a company or organization) C. L. Williams

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08614

Proposed Priority: June 28, 1985

Maximum Diversion Rate:

3.98 CFS

This is to certify, that **JENNIE L. WILLIAMS**
EST. OF C. L. WILLIAMS
RT. 5 BOX 17
BLACKFOOT, ID 83221

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	3.98 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNE Sec. 8, Township 02S, Range 34E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	34E	8	NENE 29.5	NWNE 29.5	SWNE 29.5		
			SENE 29.5	NESE 29.5	NWSE 29.5		
			SWSE 11	SESE 11			199

Total number of acres irrigated: 199

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **January 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.
6. 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.
7. 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.

RECORDED

DEC 13 1985

Permit To Appropriate Water

NO. 35-08614

CONDITIONS/REMARKS:

8. The maximum rate of diversion for irrigation purposes under this permit shall not exceed 3.98 cfs.

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 December, 1989.

for J. Glen Saxton
R. Keith Higginson, Director

RECEIVED

DEC 11 1989

WILLIAMS HOLDEN
R. VERN KIDWELL, P. A.
FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEKLE
CURT R. THOMSEN
RANDALL K. BARTON
MICHAEL D. CRAPO

JAMES D. HOLMAN
GAYLE A. SORENSON
DONALD L. HARRIS
BRUCE T. SMITH
GREGOR S. CHVISUK
RANDALL B. REED

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO
IDAHO FIRST NATIONAL BANK BUILDING
P O BOX 129
IDAHO FALLS, IDAHO 83402
—
TELEPHONE 523-0620
AREA CODE 208

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)

RECEIVED

NOV 13 1985

Department of Water Resources
Eastern District Office

November 11, 1985

Mr. Keith C. Wilson
Senior Resource Agent
Idaho Department of Water Resources
Eastern Region Office
150 Shoup Avenue, Suite 15
Idaho Falls, Idaho 83402

Dear Keith:

As I indicated in our recent telephone contact, we need copies of the documents filed last summer by our office for the Williams family, now that the identification numbers and filing information has been put on them. We filed ten applications for permit, four claims, and five applications for transfer on the same day and only one receipt was made for the entire filing fee.

I see that we put the address for the applicant on each filing, rather than our firm's address. We should have at least requested that all contacts and correspondence be directly with the firm rather than with the clients since they are expecting us to handle these matters to completion. So far, you, Harold Jones and Jerry Ramsey have been kind enough to contact us with most questions. Perhaps as you locate each file, you could insert a note so that any future contacts will be with us. Hopefully we can avoid substantial confusion.

For each of the filings, we have included the name of the applicant or claimant, the amount of water, and the point of diversion. Hopefully this will be adequate for you to locate each file. Since there is already a number on the applications for transfer, we will get that as well. Because of your recent contact on No. 35-2097, we will not need another copy, and we have omitted it from this list. The information for each is as follows:

35-8614

MICROFILMED

DEC 13 1989

Identification No. _____

Application No. 35-8614

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant C.L. Williams Estate and Jennie Williams Phone: 684-4277
post office address Route 5, Box 17; Blackfoot, ID 83221
- 2 Source of water supply groundwater which is a tributary of _____
- 3 a Location of point of diversion is SW 1/4 of NE 1/4 of Section 8 Township 2 S Range 34 E. B.M. Bingham County; additional points of diversion if any. _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4 of _____ 1/4 of Section _____ Township _____ Range _____ B M _____
4. Water will be used for the following purposes:
Amount 3.98 cfs for irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 4.0 3.98 cubic feet per second and/or
b. _____ acre feet per annum.
- 6 Proposed diverting works.
a Description of ditches, flumes, pumps, headgates, etc well, pump and sprinklers

b Height of storage dam _____ feet, active reservoir capacity _____ acre feet, total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive
(Mo Day) (Mo Day)
c Proposed well diameter is _____ inches, proposed depth of well is _____ feet
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.
b Estimated construction cost is \$ _____
- 8 Description of proposed uses
a If water is **not** for irrigation
(1) Give the place of use of water _____ 1/4 of _____ 1/4 of Section _____ Township _____ Range _____ B M
(2) Amount of power to be generated _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered _____
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe _____

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DEC 15 1985

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

TWP	RANGE	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	
2 S	34E	8	~~30~~	~~30~~	~~30~~	~~30~~									~~30~~	~~30~~	~~11~~	~~11.3~~	~~202.3~~
		*	29.5	29.5	29.5	29.5									29.5	29.5			199.0

199.0
Total number of acres to be irrigated 202.3

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

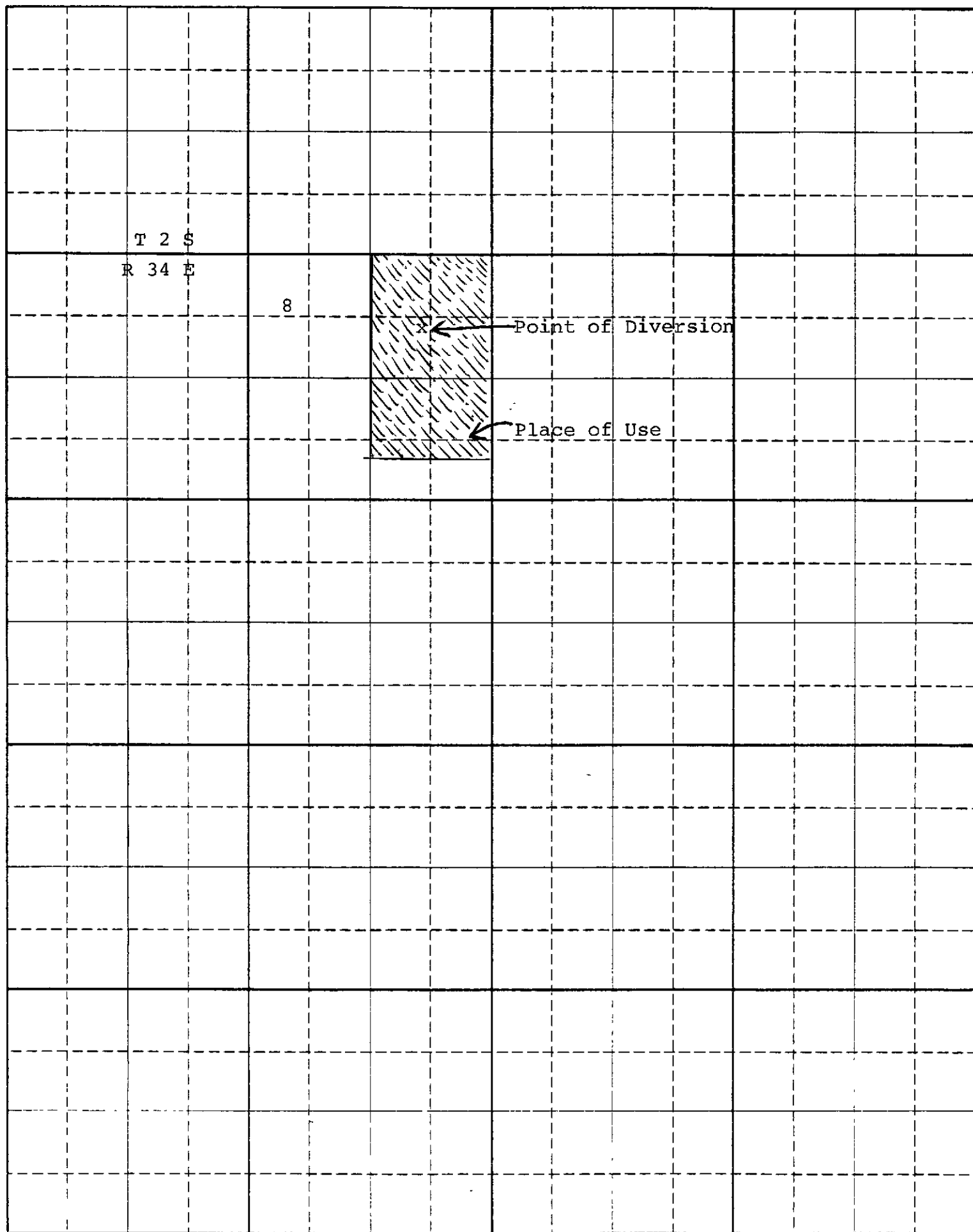
- 9 a. Who owns the property at the point of diversion C.L. Williams Estate and Jennie Williams
 b. Who owns the land to be irrigated or place of use C.L. Williams Estate and Jennie Williams
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks The well on this property was drilled in 1975 and the water for the irrigation of the described land has been used each irrigation season since.

* Change as per tel-con with applicants attorney, Kent Foster - H6J
10-30-89

RECORDED
DEC 13 1989

11 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

RECEIVED

DEC 13 1939

Jennie L. Williams
(Applicant)
Jennie L. Williams

LeGrande R. Williams
LeGrande R. Williams as Personal
Representative of C.L. Williams Estate

Received by CU Date 6-28-85 Time 4:30
Preliminary check by _____ Fee \$ 105.00
Receipted by CU Date 7-01-85 # 35412
Publication prepared by GF Date 8-2-85
Published in Morning News
Publication dates 10-5-89
Publication approved RB Date 10-23-89
Priority reduced to _____ Reason _____

Protests filed by. none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by kw

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. Other, _____

2. Denial of said application is for the following reasons: _____

Witness my hand this _____ day of _____ 19____.

Director

RECORDED

DEC 13 1989

Darrell A. Wilson
Bingham County Assessor
P O Box 310
Blackfoot, ID 83221

THIS IS NOT A BILL

Presorted
First Class Mail
U S Postage Paid
Blackfoot, ID 83221
Permit No 196

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
1 IRRGTD AG	227.00C AC	92.656
5 DRY GRAZING	13.00C AC	214

**TAXPAYERS 1985
VALUATION ASSESSMENT NOTICE**

Information on Protest of Assessment
and Claims for Tax Reduction and
Exemption on Reverse Side

IN CASE OF ERROR
Notify Assessor's Office Immediately

KEEP THIS COPY FOR YOUR RECORDS

Mail To:
WILLIAMS, CARL L
RT 5 BOX 17

TOTAL MARKET

92.870 ELACKFCCT ID 83221

REPRODUCED

T2S R34E SEC 08
NE4* N2SE

DEC 13 1989

PROPERTY ADDRESS

PARCEL NO

TAX CODE

Darrell A. Wilson
Bingham County Assessor
P O Box 310
Blackfoot, ID 83221

THIS IS NOT A BILL

Presorted
First Class Mail
U S Postage Paid
Blackfoot, ID 83221
Permit No 196

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
1 IRRGTD AG	117.000 AC	60.169
5 DRY GRAZING	45.000 AC	961
19 WASTE	4.000 AC	

TAXPAYERS 1985
VALUATION ASSESSMENT NOTICE

Information on Protest of Assessment
and Claims for Tax Reduction and
Exemption on Reverse Side

IN CASE OF ERROR
Notify Assessor's Office Immediately

KEEP THIS COPY FOR YOUR RECORDS

Mail To:
WILLIAMS, C L
RT 5 BOX 17
61.130 BLACKFOOT ID 83221

TOTAL MARKET

T2S R34E SEC 08
SW4 S2SE LESS S 74 AC

WILLIAMS, C L

Blackfoot, ID

PROPERTY ADDRESS

PARCEL NO.

TAX CODE

RF 0174702

8-00



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

December 30, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

GWEN WHEELER
LARRY WHEELER
DARRIN J WHEELER
STEVEN L WHEELER
401 N 850 W
BLACKFOOT ID 83221

RE: WATER RIGHT 35-08614

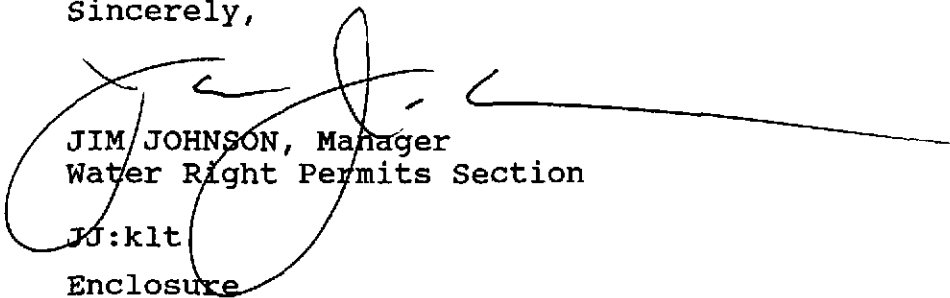
Dear Water Right Holder(s):

The Department is in receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

JAN 0 - 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 24, 1994

JENNIE L WILLIAMS
EST OF C L WILLIAMS
RT 5 BOX 17
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08614

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in black ink, appearing to be 'J. Johnson', with a horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

APR 11 1994

WR0749NP
No. L35-08614

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/15/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JENNIE L WILLIAMS RT 5 BOX 17 BLACKFOOT ID 83221 (208) 684-4277	06/28/1985	IRRIGATION	04-01 10-31	3.98 CFS	796.00 AFA
TOTAL DIVERSION:					3.98 CFS	796.00 AFA
C	EST OF C L WILLIAMS RT 5 BOX 17 BLACKFOOT ID 83221					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 4.02 CFS

Point(s) of Diversion: T02S R34E S08 SWNE

BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
02S	34E	8	:	33		30		35		38								35	28	:	199.0
																				TOTAL ACRES	199.0

Pou County: BINGHAM

Other Water Rights with Same Point(s) of Diversion and Source:
35-08614

Other Water Rights Listing Overlapping Place(s) of use:
35-08614

Conditions of Approval:

- 048 - 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.
- 049 - 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.
- R31 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.0 afa per acre for the
- lands above.

Dates:	App. Received:	06/28/1985	Priority Date:	06/28/1985
	Proof Due Date:	01/01/1991	Proof Made Date:	12/06/1990
	Exam Made Date:	08/02/1993	Exam Sent to S.O.:	01/27/1994
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: R (Received)

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L3508614	T02S R34E S 8 GROUNDWATER																	
	:	33	30	35	38	:								:	35	28		: 199
3508614	GROUNDWATER :	29	29	29	29	:								:	29	29	11 11	: 196

No Overlaps

LICENSE REVIEW CHECKLIST

Permit # 35-8614 Date 2-15-94 Brenda Chapman

NAME	Yes	No	
		☒	Or Address Change?
PRIORITY DATE		☒	Advance? _____ Advanced to: _____
		☒	Order to Reinstate Needed? _____
		☒	Incorrect Fee for rate recommended? _____
SOURCE		☒	Changes? Clarification of Originally Intended source _____
		☒	Notice of Intent to Void - Source change. _____
P/D		☒	Amendment Needed? _____
		☒	Overlap(s) _____
P/U		☒	Amendment Needed? _____
		☒	Overlap(s) _____
TOTAL CFS			Measurement _____ Theoretical only ☒
			<u>Q = 4.02 CFS</u>
			Allowable Amount: <u>194 x .02 = 3.98</u>
			Capacity of System: <u>3.98</u>
TOTAL VOLUME			Season of Use: <u>C/4 (4-1-10-31)</u>
		☒	Calculations: _____
			<u>194 x 4 = 796</u>
			Flow limit: <u>3.98 x 214 x 1.9835 = 1689</u>
USES		☒	Change(s) in Nature of Use? _____
		☒	Amendment Needed? _____
REMARKS		☒	Multiple P/Ds in 1/4 1/4? _____
<u>Don't do</u>	<u>W33</u>		Special Overlap <u>SENE AND SWNE</u>
CONDITIONS		☒	Measuring/Locking Devices _____
		☒	W/Master Control - District _____
	<u>R31</u>		Irrigation Overlap _____
		☒	Water Quality _____
		☒	Other <u>NON TRUST</u>

COMMENTS: _____

RECOMMENDED	CFS	DIV VOL	LICENSE
<u>Irrigation</u>	<u>3.98</u>	<u>196</u>	☒
_____	_____	_____	1ST AMEND LETTER _____
_____	_____	_____	2ND AMEND LETTER _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

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 HWS 11/15/93 (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 HWS 11/15/93 (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: _____
- ☒ Scheduling Letter Sent? _____ (initial & 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
- ☐ Copy of SRBA Claim Verification Sheet / ☐ Original Returned to
Adjudication Section

C. Review and Processing:

- Exam Completed Gary Bass 8-2-93 (signature of examiner & date)
- Exam Reviewed by Senior Water Resource Agent HWS 11/15/93 (initial & date)
- Exam Reviewed by Manager of Regional Office _____ (initial & date)
- Exam Sent to State Office _____ (initial & date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 31 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-8614

1. Owner: Jennie L. Williams Estate of C.L. Williams Phone No. 684-4277

Current Address: Rt. 5 Box 17 Blackfoot, Id. 83221

2. Accompanied by: Larry Wheeler EXAM DATE: 8-2-93

Address: ~~same~~ Same Phone No. Same

Relationship to Permit Holder: Operator

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: N.A.

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	NE	8	25	34E	Bingham	USGS Quad map

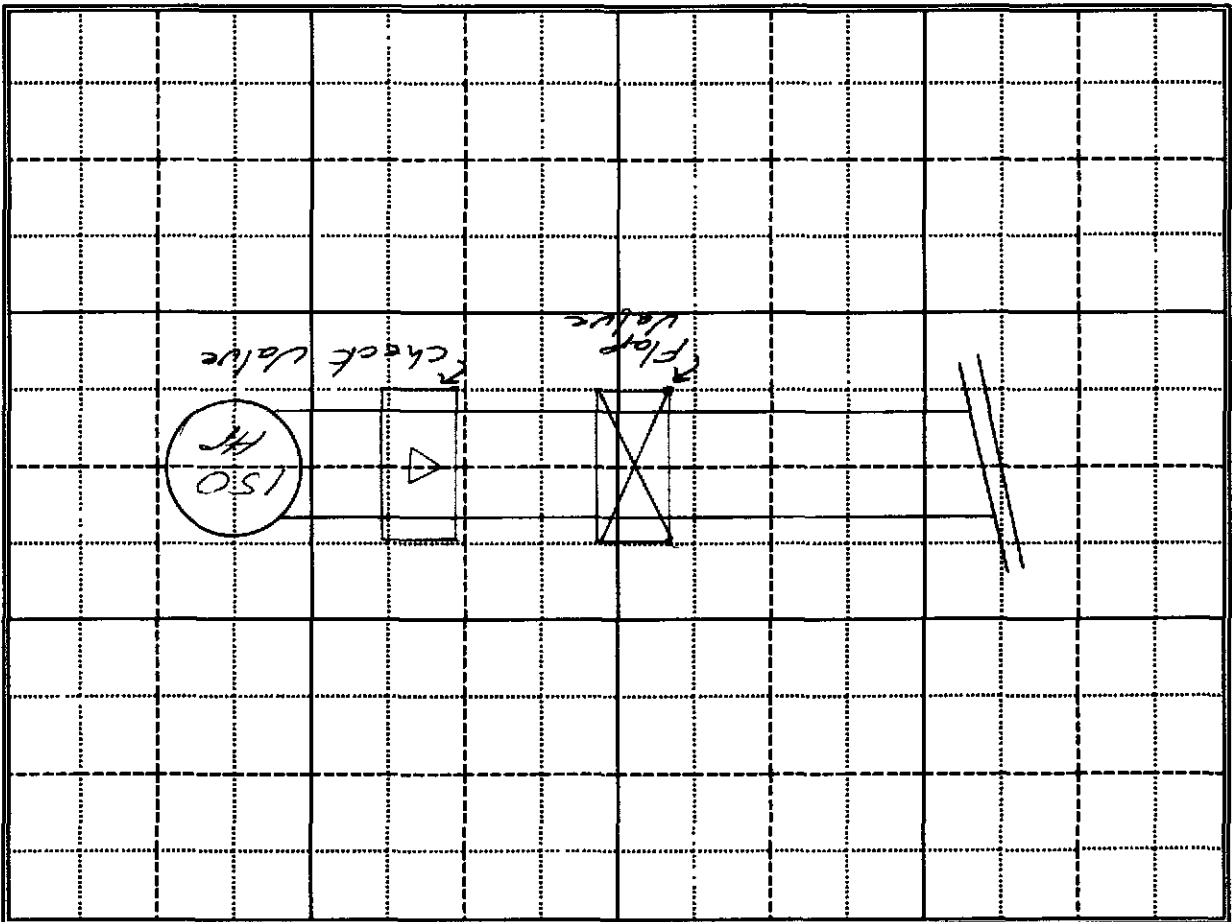
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
25	34E	8	33	30	35	38									35	28			199

APR 1 1994

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



Scale: 1" = _____
 _____ Copy of USGS Quadrangle Attached Showing location(s) of _____ points(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
	US Motor	150	C521916	Johnston	10" discharge

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: operating pressure 70 psi (according to operator) dynamic pumping depth 68' (according to well log in same section)

E. NARRATIVE/REMARKS/COMMENTS

150 Hp pump to 10" underground
mainline supplying water to ~~ten~~ 1/4
mile Handlines



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

APR 11 1994

APR 11 1994

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

Theory

$$Q = \frac{(150)(8.814)(.7)}{(68) + (.70)(2.308)} = 4.03 \text{ cfs (1809 gpm)}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 199 \text{ acres} \times 4 \text{ af} = 796 \text{ af}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.98 \text{ cfs} \times 214 \text{ d} \times 1.9835 = 1689.4 \text{ af}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 796 \text{ af}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Irrigation

From

4-1

Period of Use
To

10-31

Rate of Diversion

Q (cfs)

3.98

Annual Volume

V (afa)

796 af

2. Recommended Amendments

Change P.D. as reflected above

Add P.D. as reflected above

None

I. AUTHENTICATION

Field Examiner's Name

Gary Buss

Date

8-2-93

Reviewer

[Signature]

Date

11-15-93

SEAL

1034

NON
HEL 35-8614

11
70.3

12
2.6

T
2
S

54
89

T 34E

T
2S

R34E

FD

PLACE OF USE

35-8614

APR 11 1994

December 28, 1990

JENNIE L. WILLIAMS
EST. OF C. L. WILLIAMS
RT. 5 BOX 17
BLACKFOOT, ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08614

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
HOLDEN, KIDWELL, HAHN, & CRAPO

RECEIVED

JAN 28 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 35-8614

Date 12-26-90

GENERAL CONSIDERATIONS

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

SOURCE OF WATER

☒ Surface water source
☒ Ground water source
☒ Drill permit req'd?
____ Copy in file? Drill permit no. N/A
____ Well log in file?
____ Amt paid for drilling permit? _____ Correct?

LICENSE EXAMINATION FEE

☒ Required?
175 Amount submitted?
☒ Correct amount?

MEASURING DEVICE

☒ Measuring device or access port required?
☒ Installed?
☒ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

proof acceptable

PRIORITY CALCULATION

Date proof received LB _____
Date proof due _____
No. of days late _____
Priority date _____
NEW PRIORITY DATE _____

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
MICHAEL D. CRAPO
GAYLE A. SORENSON
DONALD L. HARRIS
GREGOR S. CHVISUK
RANDALL B. REED
MARIE T. FEELEY
ROBERT M. FOLLETT

WEST ONE BANK BUILDING
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)
WILLIAM S. HOLDEN (1907-1988)

R. VERN KIDWELL, OF COUNSEL

December 4, 1990

Gary Spackman, Supervisor
Water Rights Permit Section
IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

Dear Mr. Spackman:

We are enclosing with this letter a completed Proof of Beneficial Use form for Permit No. 35-8614 in the name of the Jennie L. Williams and the Estate of C. L. Williams. We have also enclosed our check in the amount of \$175.00. Please let us know if we may be of any assistance.

Yours very truly,



Kent W. Foster

#0471.00/srs

Enclosure

NOT RECORDED

JAN 10 1991

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
December 11, 1989

JENNIE L. WILLIAMS
EST. OF C. L. WILLIAMS
RT. 5 BOX 17
BLACKFOOT, ID 83221

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P35-08614

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.

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.

F I L M E D

DEC 13 1989

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 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

Microfilm

DEC 13 1961

27-Sep-1989

Holden, Kidwell, Hahn & Crapo
Idaho First National Bank Building
P.O. Box 129
Idaho Falls1, ID 83402

RE: Applications for Permit No.'s 35-8609 Jennie L. Williams Family
Ltd. Partnership, 35-8614 C. L. Williams Estate & Jennie Williams, &
35-8621 Enid R. Williams Ltd. Partnership

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permits. This office is currently in the process of advertising the applications 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

RECEIVED

DEC 13 1989

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Id. 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

35-08592

UNIVERSITY OF IDAHO RESEARCH
AND EXTENTION
BOX AA

Aberdeen, Idaho 83210

Source: GROUNDWATER

Diversion Pt: SWSW, Sec. 27, T. 05S, R. 31E.

Use: IRRIGATION (1.000 CFS).

Date Filed: 6/25/1985.

In: T05S, R31E, S27, SWNW, SENW, NESW.

50.0 ACRES TOTAL.

35-08597

PALMER, Neldon

PALMER, Jean

2759 West 2000 South

Aberdeen, Id. 83210

Source: GROUNDWATER

Diversion Pt: NENW, Sec. 16, T. 06S, R. 31E.

Use: IRRIGATION (.320 CFS).

Date Filed: 6/21/1985.

In: T06S, R31E, S16, NENW

16.0 ACRES TOTAL.

35-08603

WHYTE, W. LaMar

Springfield, Id 83277

Source: GROUNDWATER

Diversion Pt: SWSE, Sec. 11, T. 04S, R. 32E.

Use: IRRIGATION (3.200 CFS).

STOCKWATER (.050 CFS).

Date Filed: 6/26/1985

In: T04S, R32E, S11, SWSE, SESE, S12, NESW, SWSW, SESW.

180.0 ACRES TOTAL.

35-08604

HARPER, John J.

675 South Adams Ave.

Blackfoot, Id. 83221

Source: GROUNDWATER

Diversion Pt: NWSW, Sec. 35, T. 02S, R. 34E.

Use: IRRIGATION (.800 CFS).

Date Filed: 7/01/1985.

In: T02S, R34E, S35, NWSW, SWSW.

40.0 ACRES TOTAL.

35-08609

JENNIE L WILLIAMS FAMILY LTD.

Rt. 5, Box 17

Blackfoot, Id 83221

Source: GROUNDWATER

Diversion Pt: NENE, Sec. 4, T. 03S, R. 34E.

Use: IRRIGATION (1.920 CFS).

Date Filed: 6/28/1985.

In: T03S, R34E, S04, NENE, NWNE, SWNE, SENE

96.0 ACRES TOTAL.

RECEIVED

OCT 19 1989

Department of Water Resources
Office

35-08614

WILLIAMS, Jennie L.

WILLIAMS, Est. of C.L.

Rt. 5, Box 17

Blackfoot, Idaho 83221

Source: GROUNDWATER

Diversion Pt: SWNE, Sec. 8, T. 02S, R. 34E.

Use: IRRIGATION (4.000 CFS).

Date Filed: 6/28/1985.

In: T02S, R34E, S08, NENE, NWNE, SWNE, SENE, NESE, NWSE, SESE.

202.0 ACRES TOTAL.

35-08621

ENID R. WILLIAMS LTD PARTNERSHIP

2nd S 900 W.

Blackfoot, Id 83221

Source: GROUNDWATER

Diversion Pt: SWSE, Sec. 23, T. 02S, R. 33E.

Use: IRRIGATION (3.990 CFS).

Date Filed: 6/28/1985.

In: T02S, R33E, S23, NESW, SESW, NESE, NWSE, SWSE, SESE.

200.0 ACRES TOTAL.

35-08616

STANDER, Gaylen

37 S. 1000 W

Blackfoot, Id. 83221

Source: GROUNDWATER

Diversion Pt: NWSW, Sec. 3, T. 03S, R. 34E.

Use: IRRIGATION (2.220 CFS).

Date Filed: 7/25/1989.

In: T03S, R34E, S03, NESW, NWSW, NWSE, S04, SWNE.

111.0 ACRES TOTAL.

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 OCTOBER 23, 1989.

R. KEITH HIGGINSON
Director

(548)
Pub. 10/5, 12

IT of PUBLICATION

Ted Townsend do

Publisher

of
vs which is a daily newspaper of
published each day except Sunday
hami County, Idaho, said newspaper
blished at Blackfoot, aforesaid for
year past; that said newspaper
ed with all the provisions of Chapter
s Laws of Idaho of 1913, approved
id duly designated, pursuant to law,
i the week as the day on which legal
y law or by the order of any Court of
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lished to-wit: of each week; that the
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October, 1989;

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of October, 1989
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ore me a Notary Public of said State,
peared

ed to me to be the person whose
l to the within instrument, and being
worn, declared that the statements
d acknowledged to me that he ex-

the State of Idaho,
oot, Idaho

My commission expires
November 10, 1994

Affidavit Processing Fee . . . \$5.00

DEC 13 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 22, 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 OCTOBER 23, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

DEC 15 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED

DEC 10 1989

35-08614

WILLIAMS, JENNIE L.
WILLIAMS, EST. OF C. L.
RT. 5 BOX 17
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: SWNE Sec 8 T 02S R 34E

Use: IRRIGATION (4.000 CFS)

Date Filed: 6/28/1985

In: T02S R34E S08	NENE	NWNE	SWNE	SENE
	NESE	NWSE	SWSE	SESE

202.0 ACRES TOTAL

DEC 13 1989

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R. Keith Higginson, Director

Published 10/05/1989 & 10/12/1989

DEC 18 1989

35-8614-

WILLIAMS, JENNIE L. &/or EST. OF C. L.

RT. 5 BOX 17, BLACKFOOT, ID 83221

Source: GROUNDWATER

Date Filed: 06/28/1985

Diversion Pt: SWNE Sec 08 T 025 R 34E

Use: IRRIGATION (4.00 CFS)

In: NENE NWNE SWNE SENE NESE NWSE SWSE SESE Sec 08 T 025 R 34E
FOR 202 ACRES

RECORDED

DEC 13 1989