



Plate 1 - Point of diversion looking northeast from fenceline.



Plate 2 - Closeup of point of diversion looking east.

MICROFILMED
MAR 25 1997

35-08204



Plate 3 - NRCS 1993 compliance flight showing place of use the season after submittal of proof of beneficial use.

MICROFILMED
MAR 25 1997

35-08204

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-06204

Priority: June 30, 1983

Maximum Diversion Rate: 0.92 CFS

Maximum Diversion Volume: 184.0 AF

This is to certify, that ROBERT H BURT
8650 N KRAFT RD
POCATELLO ID 83204

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 28, 1983; and has submitted Proof of Beneficial Use on June 3, 1992. An examination indicates that the works have a diversion capacity of 0.920 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.92 CFS	184.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 2(SWNW), Sec. 30, Township 01S, 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>
01S	34E	30	Lot 1(NWNW) 12	Lot 2(SWNW) 34		46

Total number of acres irrigated: 46

CONDITIONS OF APPROVAL AND 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. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
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.

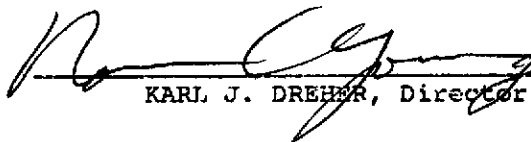
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08204

CONDITIONS OF APPROVAL AND REMARKS

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 21ST
day of MARCH, 1992.


KARL J. DREHER, Director

RECEIVED
MAR 13 1997
Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08204

Date of Priority: June 30, 1983

Maximum Diversion Rate: 0.92 CFS
Maximum Diversion Volume: 184.0 AF

Comes now ROBERT H BURT
8650 N KRAFT RD
POCATELLO ID 83204

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 35-08204, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.92 CFS	184.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 2(SWNW), Sec. 30, Township 01S, 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>
01S	34E	30	Lot 1(NWNW) 12	Lot 2(SWNW) 34		46

Total number of acres irrigated: 46

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Pocatello, this 10 day of March, 1997.

Robert H. Burt
(Signature)

RECEIVED

MAR 13 1997

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08204

FOR DEPARTMENT USE ONLYPreliminary check by Ret Fee = \$5000 Received by Ret # C038302 Date 3-13-97**ACTION OF THE DEPARTMENT OF WATER RESOURCES**

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 35-08204 with the following;

CONDITIONS OF APPROVAL AND 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. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
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.

Witness my hand this 21st day of MARCH, 1997.
KARL J. DREHER, Director

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~35-08204~~	~~Dale Wood~~	
		~~Mae Wood~~	~~2.8~~
Full Assignment	35-08204	Robert H Burt	2.8

RECEIVED

JUL 19 1995

07/94

IDAHO DEPT. OF WATER RESOURCES
ATTN: ALLOCATIONS BUREAU
1301 NO. ORCHARD ST.

State of Idaho

BOISE ID 83706 DEPARTMENT OF WATER RESOURCES
2237

For Office Use Only
\$25.00 Filing Fee 2033049
Receipt # 6032889
Date 6/16/95
6/29/95

RECEIVED

JUN 16 1995

ASSIGNMENT OF PERMIT

To change the ownership of a permit

Department of Water Resources

I, mae wood, hereby assign to Robert H. Burt
(Permit Holder)
of 8650 N. Kraft Rd. Pocatello, Idaho 83204
(Full Address and Phone Number) 208-232-7216

All my right, title, and interest in and to Permit No. 35-08203; 35-08204
to appropriate the public waters of the State of Idaho.

J.J.
7-8-95

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. _____ to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

Made this 14 day of June, 1995.

Mae Wood
Permit Holder(s)

State of Idaho)
County of Bingham ss

On this 14th day of June, 1995, personally appeared before me
the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

Michelle Peterson
Notary Public

SEAL

Michelle Peterson
Signature

My commission expires: 4-11-2000

JUL 19 1995

database updated 6/29/95

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-08204)
IN THE NAME OF DALE WOOD) ORDER OF
REINSTATEMENT)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before June 1, 1992; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

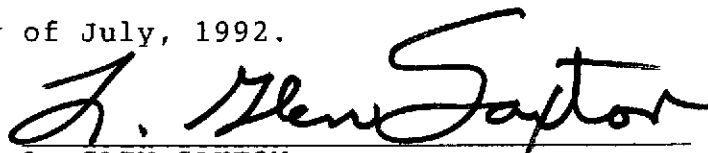
WHEREAS, on June 1, 1992, the permit lapsed for failure to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on June 3, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-08204 be REINSTATED with an advance in priority to June 30, 1983.

Dated this 20th day of July, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED
JUL 29 1992

RECEIVED
JUN 3 1992

For Office Use Only
Amt of Fee \$ 150.00
Date 6-5-92
Receipt No 2024292
Received by WR

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 35-08204 Telephone No 785-2072

Name(s) of Permit Holder(s): Dale Wood

Post Office Address: PO Box 02 Blackfoot Id 83221

Source of Water: Groundwater

If ground water, well driller's name: Independant Drilling Date drilled: April 92

Extent of Use:

Domestic _____ (No. of households)

Irrigation 160 (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

Total rate and/or volume for which proof is submitted 2.80 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit May 92

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: \$ 150.00 (See License Examination Fee Schedule)

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

Permit Holder 208.785.2072
Name Telephone No
DALE Wood PO Box 02 Blackfoot Id 83221
Address

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

MICROFILMED

JUL 29 1992

5-19
Date

Dale Wood
Signature (and title if on behalf of a company or organization)

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single ownership
domestic use or stockwater use of
less than 13,000 gallons per day.

RECEIVED

MAY 16 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by WJ
Date 5-16-91
Receipt # C020517

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof
of beneficial use for a water right permit

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 3508904

Name(s) of Permit Holder: DALE Wood

Post Office Address: P.O. Box 52 Blackfoot, Idaho 83201

Telephone No. 208 755-3073

Date Proof is Due: 6-1-91

Describe what work has been completed toward the development of this water right: Partial Land Has been
(This must be filled out! If no work has been completed, show "none".)

prepared for planting crop this year. Hand lines & mountain hand lines
are installed. Submersible pumps to try to overcome well problems
arrangements have been made with Idaho power for power. Have been making
Costing \$ 21,450.

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

the well is not strong enough to drive pump another and
while attempting to correct this problem well has had a cave in
on lower level. Drilling people are to begin to dig anything this
season

Permit holder(s) request an extension to 6-1, 1992. Kab Ford
(1 yr. minimum) (Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to June 1, 1992.

Signed this 17th day of May, 1991.

J. Glen Saxton
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08204

Proposed Priority: June 28, 1983 Maximum Diversion Rate: 2.80 CFS
This is to certify, that **DALE WOOD**
P.O. BOX 52
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	2.80 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNW Sec. 30, Township 01S, 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>
01S	34E	19	LOT 4(SWSW) 40	SESW 40		80
		30	LOT 1(NWNW) 40	LOT 2(SWNW) 40		80
			Total number of acres irrigated:			160

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **June 1, 1991**.
2. Subject to all prior water rights.
3. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
4. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
5. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
6. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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.

MICROFILMED

JUN 19 1990

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

NO. 35-08204

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

4th day of June, 1990.

for R. Keith Higginson
R. Keith Higginson, Director

MICROFILMS

JUN 19 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 Dale Wood Phone 785-2072

Post office address P.O. Box 52, Blackfoot, Idaho 83221

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 30 Township 1S

Range 34E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.80 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:

a. 2.80 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and pump with sprinkler
system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 243 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower 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: _____

MICROFILMED

JUN 19 1990

DECLASSIFIED

applicant to make this filing

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

9. a. Who owns the property at the point of diversion

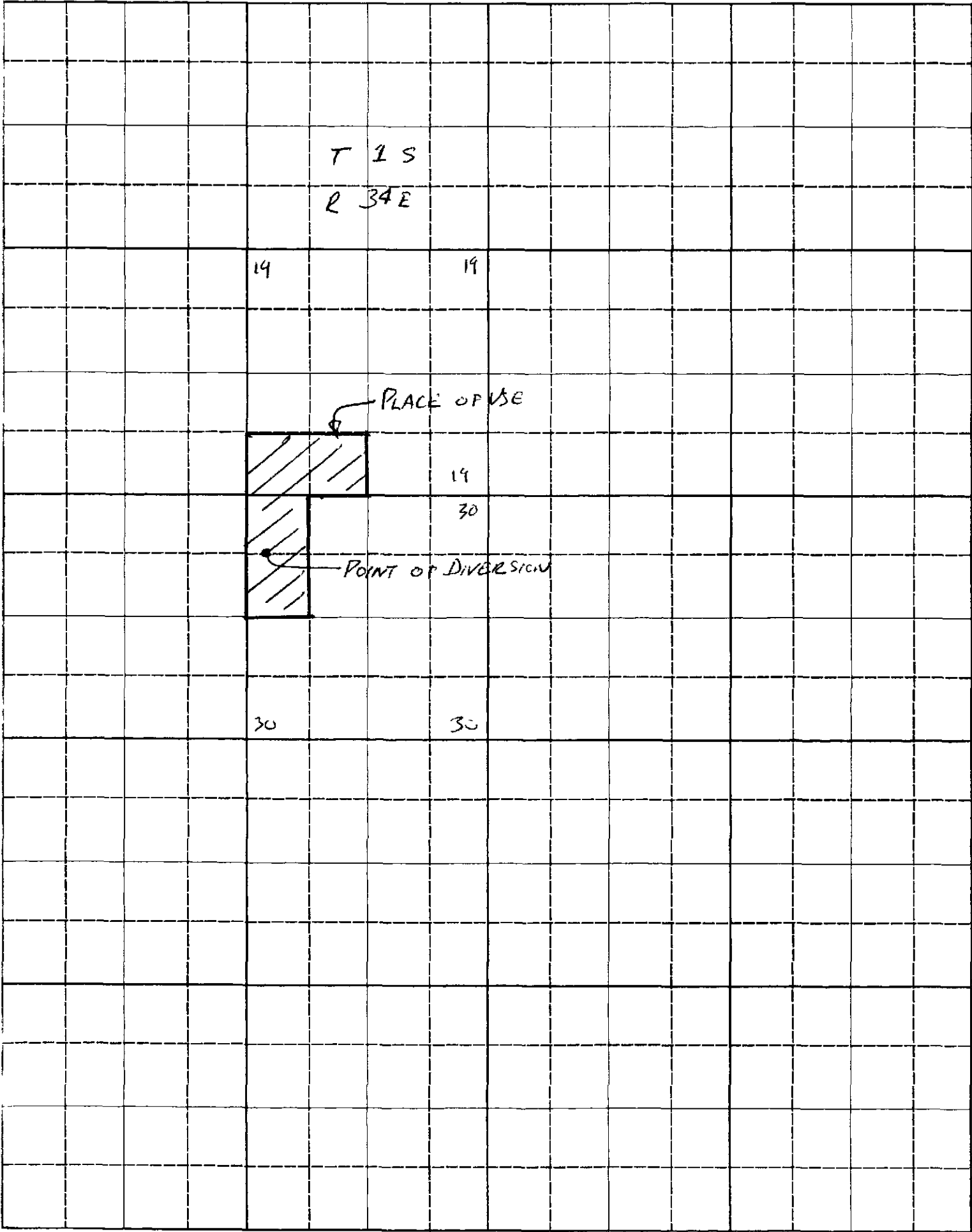
c. Describe any other water rights used for the same purposes as described above. None

Total number of acres to be irrigated 160

[illegible]

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

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.

MICROFILMED

JUN 19 1990

Ralph J. Smith
(Applicant)

RECORDED

JUN 18 1990

d. Other:

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.

fore _____, 19 _____.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or be-

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:

of Idaho No. _____, and said application is hereby _____.

This is to certify that I have examined Application for Permit to appropriate the public waters of the State

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by SM Date 6-28-83 Time 4:50
Preliminary check by SM Fee \$ 85.00
Received by cu Date 6-28-83 #25637
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: none
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by cu

DEPARTMENT OF WATER RESOURCES
State Capitol
1301 North Orchard St
Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

**NOTICE OF APPLICATION
FOR TRUST WATER RIGHT**

35-08124

BENSON, Clifford
541 E. Halliday
Pocatello, Idaho 83202
Source: GROUNDWATER
Diversion Pt: NWNE, Sec. 10, T. 01S, R.
32E.
Use: IRRIGATION (6 400 CFS)
Total Diversion (6 400 CFS)
Date Filed: 3/25/1983
In: T01S, R32E, S03, NESW, SESW,
NWSE, SWSE, S10, NENE, NWNE, SWNE,
SENE
320.0 ACRES TOTAL

35-08203

WOOD, Dale
P O. Box 52
Blackfoot, Id 83221
Source: GROUNDWATER
Diversion Pt: NESW, Sec 19, T. 01S, R
34E
Use: IRRIGATION (3 800 CFS)
Total Diversion (3 800 CFS).
Date Filed: 6/28/1983
In: T01S, R34E, S19, NENW, Lot 2
(SWNW), SENW, NESW, Lot 3, (NWSW).
190.0 ACRES TOTAL

35-08204

WOOD, Dale
P O. Box 52
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt. NWNW, Sec. 30, T. 01S, R.
34E
Use: IRRIGATION (2 800 CFS)
Total Diversion (2 800 CFS)
Date Filed: 6/28/1983
In: T01S, R34E, S19, Lot 4 (SWSW),
SESW, S30, Lot 1 (NWNW), Lot 2 (SWNW)
160.0 ACRES TOTAL

35-08229

REID, Eric
1780 W 400 N.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: Lot 4 (SWSW), Sec. 7, T.
02S, R 33E.
Use: IRRIGATION (3 330 CFS).
STOCKWATER (020 CFS).
Total Diversion: (3 350 CFS)
Date Filed: 11/21/1983.
In: T02S, R33E, S07, SWSW, S18, NENW,
NWNW, SWNW, SENW.
168.5 ACRES TOTAL

The permit(s) will be subject to all prior
water rights. Protests may be submitted bas-
ed 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, Statehouse Mail, Boise, Idaho,
83720, on or before APRIL 2, 1990.

R. KEITH HIGGINSON
Director

(719)
Pub.: 3/15, 22

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)ss

I, Ted Townsend do
solemnly

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

newspaper two consecutive weeks.

the first publication having been made on the

15th day of March, 1990;

and the last publication having been made on the
22nd day of March, 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 26th day of March, in
the year 1990 before me a Notary Public of said State,
personally appeared

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

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

Affidavit Processing Fee..... \$5.00

MICROFILMED

JUN 19 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

March 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT H BURT
8650 N KRAFT RD
POCATELLO ID 83204

RE: WATER RIGHT NO. 35-08204

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:ph

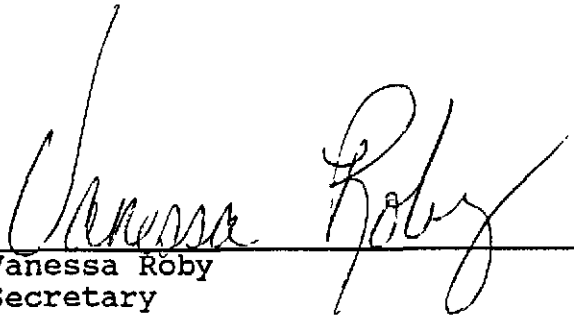
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of March, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 35-08204

ROBERT H BURT
8650 N KRAFT RD
POCATELLO ID 83204



Vanessa Roby
Secretary



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 26, 1997

ROBERT H BURT
8650 N KRAFT RD
POCATELLO ID 83204

RE: WATER RIGHT NO. 35-08204

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08204

DATE 2/20/97

REVIEWER: SHARLA

NAME Change OK

Address Change NO assignment accepted
from Mac Wood
?

SOURCE Change OK

Is change/clarification of originally intended source? yes

POINT OF DIV Change OK

If not, prepare Notice of Intent to Void yes
Amendment required yes

PLACE OF USE Change OK

Amendment required NO

Does map agree with written description? yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate 2.8 cfs

Fee limit 3.0 cfs \$150.00

Measured 1.82 cfs

Theoretical 1.82 cfs

Recommended Total Div Rate .92 cfs

ANNUAL VOLUME/
NATURE OF USES Use

Use

Use

Volume Calculation

46x4.0=184.0 af

af

af

af

SUBTOTAL 184.0 af

Flow rate .92 cfs X 214 days X 1.98 = 389.8 af

Total volume recommended 184.0 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS Watermaster Control WD#

GW Measurement/Measuring Device

R31 Overlap

Use-specific conditions

R55, R56

Advancement of Priority Date Required yes no

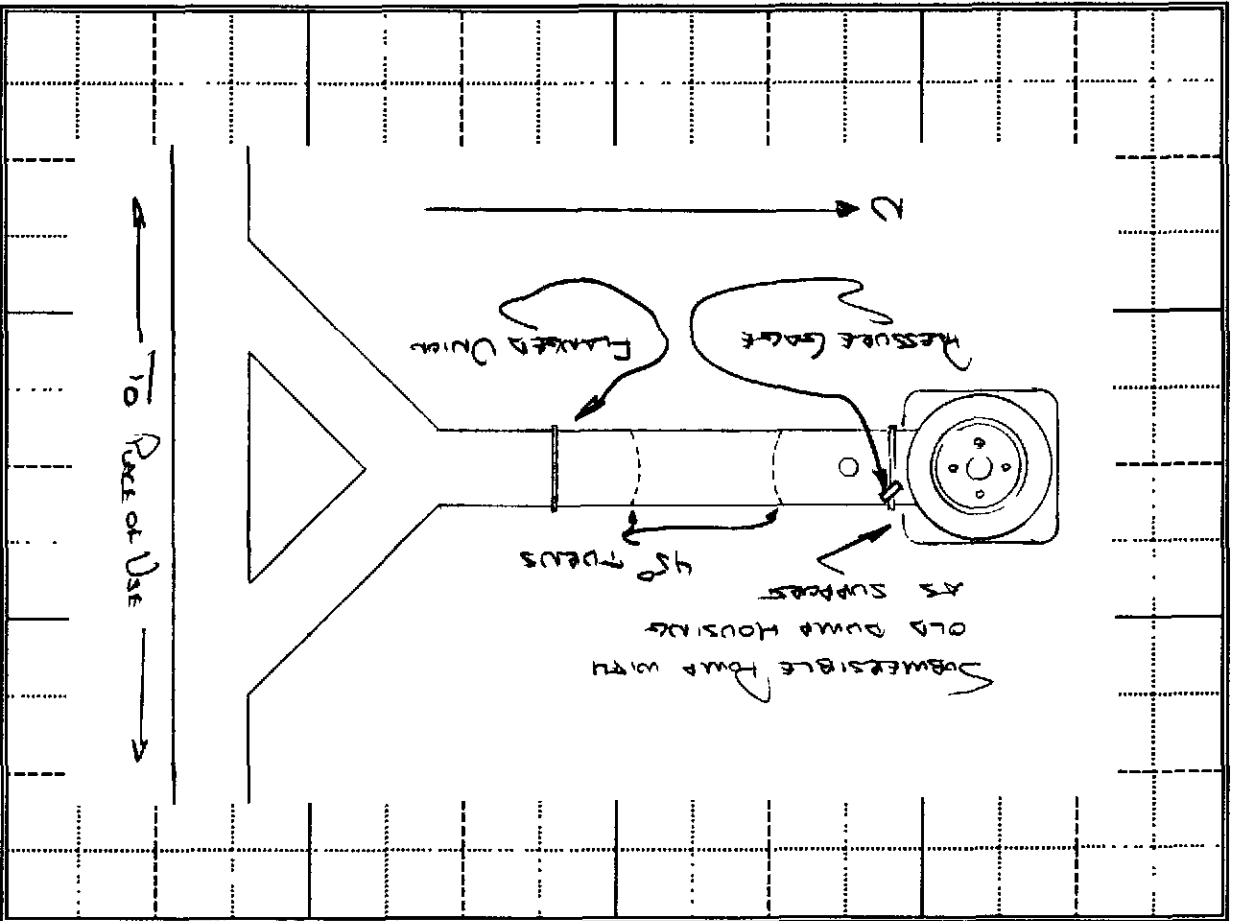
SRBA Claim Filed N/A
Adjustment Memo N/A

1st Amend Letter P39, P38

2nd Amend Letter P47

[illegible]

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 _____
 _____ 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
Submersible	Unknown	100			

*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: None - SYSTEM NOT OPERATIONAL AT TIME OF EXAM.

E. NARRATIVE/REMARKS/COMMENTS

WELL WITH SUBMERSIBLE PUMP TO MAINLINES FOR IRRIGATION OF
CROPLANDS. SYSTEM INCLUDES HANDLINES AND WHEEL LINES.

*NOTE: SUBMERSIBLE PUMP IS HUNG FROM OLD ABOVE-GROUND PUMP
HOUSING. NO IRRIGATION SEEN AT TIME OF EXAM. UNABLE TO CON-
TACT PERMIT HOLDER AT TIME OF EXAM. NEW OWNER, ROBERT BURT,
PROVIDED NRCS COMPLIANCE ALIGHTS FROM TIME PROOF WAS SUBMITTED
SHOWING IRRIGATED LAND. THIS WRITE-UP IS BASED ON EVIDENCE
SUBMITTED BY PRESENT OWNER.

*AMEND POINT OF DIVERSION AS SHOWN.

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

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q_{measured} = 100 \text{ cfs} (8.814) \cdot 7 \frac{200 \text{ cfs} + (2308 \times 60 \text{ psi})}{1.82 \text{ cfs}} = 1.82 \text{ cfs}$$

$$* \text{ Limited by } 0.02 \text{ cfs/ac} = 46 \text{ ac} \times 0.02 = 0.92 \text{ cfs}$$

Assume: 60 psi, 200' lift (from submain to levee), 70% efficiency

1. Volume Calculations for Irrigation:

$$V_{ir} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 46 \times 4.0 = 184$$

$$V_{dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.92 (214) 1.9835 = 390.5$$

$$V = \text{Smaller of } V_{ir} \text{ and } V_{dr} = 184 \text{ ac-ft}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

100% DIVERSION

From

4-1

Period of Use

To

10-31

Rate of Diversion

Q (cfs)

0.92

Annual Volume

V (afa)

184

2. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Other

I. AUTHENTICATION

Reviewer

Date

Date 8-22-96

Field Examiner's Name

SEAL

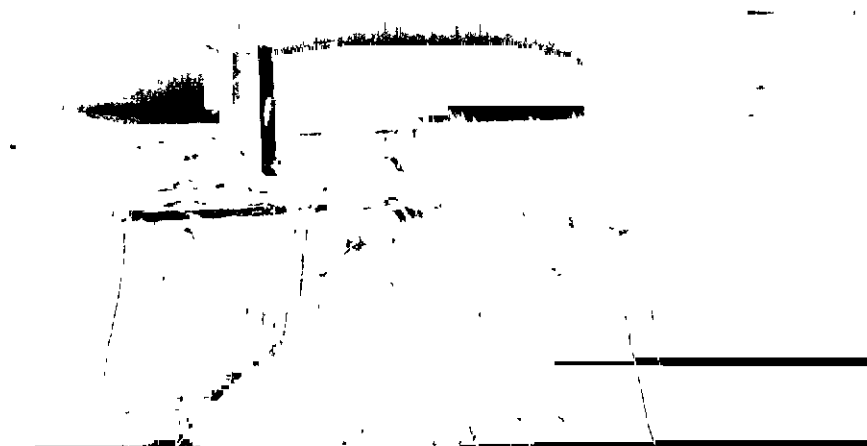


Plate 1 - Point of diversion looking northeast from fenceline.



Plate 2 - Closeup of point of diversion looking east.

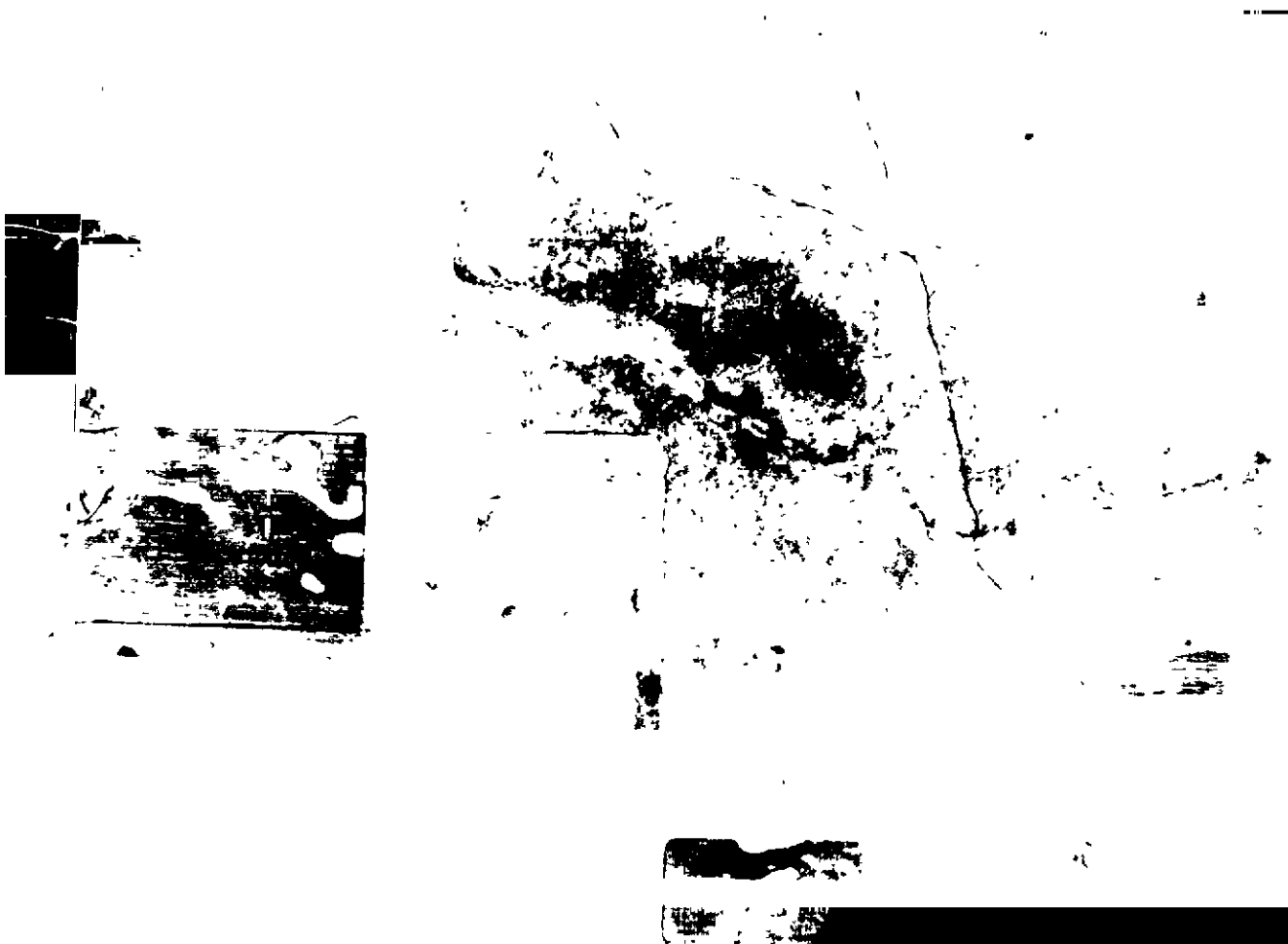
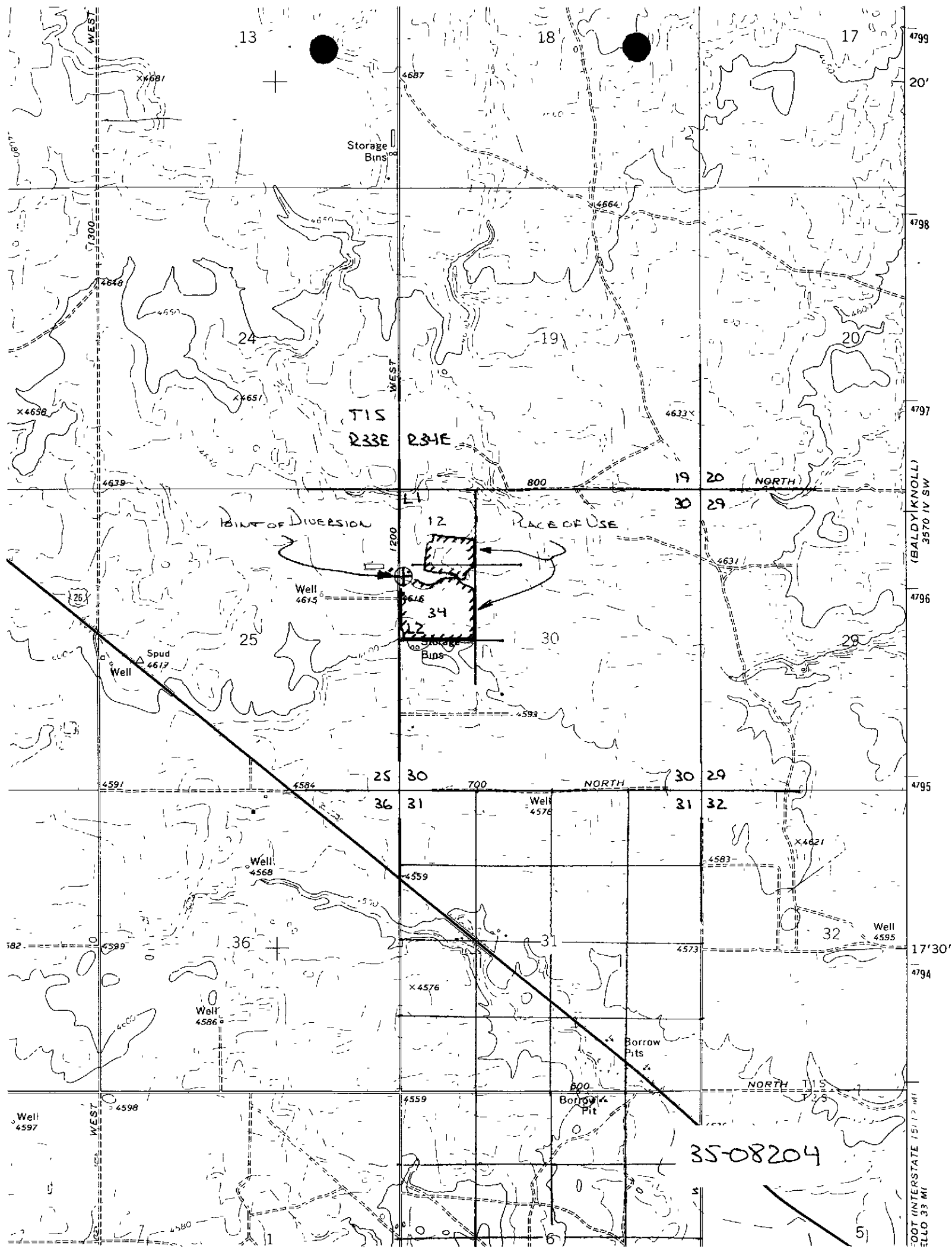


Plate 3 - NRCS 1993 compliance flight showing place of use the season after submittal of proof of beneficial use.





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. RATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MEMORANDUM

To: Licensing exam file for 35-08204
From: Paul R. Meyer, Eastern region
Date: 26 August 1996

RE: Proof submittal for 35-08204

On 14 July 1994, I conducted the licensing field examination for 35-08204. A system was definitely in place but the well appeared abandoned and unused. A small portion of the original place of use showed signs of irrigation earlier that season, but I was unable to determine the source of the water. At the time and during the next winter, I was unable to contact the permit holder and was unable to fully complete it.

Earlier this season, the new owner, Robert Burt, spoke with Harold Jones and me concerning the potential licensing of 35-08204. At that time, we explained that he would need to find evidence that the place of use was irrigated at the time that proof was submitted.

On August 20, 1996, Mr. Burt returned with Mae Wood, wife of the previous owner. They had gathered NRCS photography from 1993 showing the irrigated lands. Mrs. Wood, who I had been unable to contact at the time of the first exam, explained that the abandoned pump housing actually supported a 100 horsepower submersible pump. Both she and Mr. Burt also indicated that the well was last used in early 1994 just prior to my exam.

On August 21, 1996, I visited the well and found that there was, indeed, a submersible irrigation pump hung through the abandoned pump housing. There also was a small domestic pump dropped down above the irrigation pump. The irrigation system had clearly not been used this season and portions of the mainline were in disrepair. The domestic pump was actively watering a garden area covering 1/4 acre or so.

During Mr. Burt's and Mrs. Wood's visit on the 20th, I explained that I would recommend that 35-08204 be licensed for the maximum acres that they were irrigating in the 1993 season, as I felt this was reasonably close to the proof submittal date in the summer of 1992. I also explained the danger of allowing the water right to be considered abandoned through abandonment or forfeiture after five consecutive years of nonuse. I added that this could come into effect in the 1999 or 2000 irrigation season, should they choose not to resume irrigation of the place of use.

10/1/96
K. J. Dreher



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

JULY 3, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT H BURT
8650 N KRAFT RD
POCATELLO ID 83204

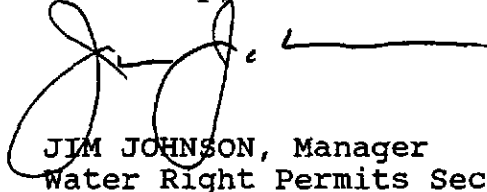
RE: Permit Nos. 35-08203 and 35-08204

Dear Sir,

This letter is to confirm that the assignments of ownership on the above referenced water rights are satisfactory. We have modified our computer records to reflect these changes in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

RECEIVED

JUL 19 1995

Received your letter + receipt on permit
No-35-08203. Inclosed is a money order
for payment on permit No-35-08204.

Thank you for your phone call
+ patience on this matter.

RECEIVED

JUN 28 1935

JUL 19 1935

Department of Water Resources

Sincerely,
Robert H. Burt

assignment



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

June 19, 1995

PHILIP L. BALI
GOVERNOR

KARL J. DRIEHLER
DIRECTOR

ROBERT H BURT
8650 N KRAFT RD
POCATELLO ID 83204

RE: Permit Nos. 35-08203 & 35-08204

Dear Mr. Burt:

I recently received an 'Assignment of Permit' form on the above referenced permits assigning the permits to you. The form was accompanied by a \$25.00 filing fee (see enclosed receipt #C032889).

As of July 1, 1994, the assignment of each permit must be accompanied by a \$25.00 filing fee. Assignments of permits are not acceptable without proper filing fees. The total filing fees for assigning two permits is \$50.00, of which \$25.00 has already been paid, leaving a balance due of \$25.00.

I will hold processing of the assignments for 14 days pending your submittal of the remaining \$25.00 filing fee. Please submit the assignment filing fee to my attention at the above address.

If you have any questions, please feel free to contact me directly at (208) 327-7944.

Sincerely,

Cindy Zimmerman
Cindy Zimmerman
Water Resource Agent

RECORDED

JUL 19 1995

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

1. WELL OWNER

Name DALE WOODS
Address P.O. BOX 52 BLACKFOOT
Drilling Permit No. 35-92-E-043
Water Right Permit No. 35-08204

7. WATER LEVEL

Static water level 18.5 feet below land surface.
 Flowing? ☐ Yes ☒ No G.P.M. flow _____
 Artesian closed-in pressure _____ p.s.i.
 Controlled by ☐ Valve ☐ Cap ☐ Plug
 Temperature _____ °F. Quality _____
Describe artesian or temperature zones below

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ ~~Air~~ ☐ Other _____

Discharge GPM	Pumping Level	Hours Pumped
---------------	---------------	--------------

500-

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Monitor
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

[illegible]

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
1250 inches	12 inches	1 feet	18 feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☒ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation? _____ inches by _____ inches

Number From To

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☒ No
 Manufacturer _____ Type _____
 Top Packer or Headpipe _____
 Bottom of Tailpipe _____

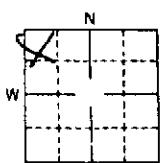
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal depth: ~~10~~ Material used in seal: ☐ Cement grout
☐ Bentonite ☒ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit
☐ Temp surface casing ☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded
☐ Solvent Weld ☐ Cemented between strata

Describe access port _____

6. LOCATION OF WELL

Sketch map location **must** agree with written location



Subdivision Name HULLTOP ROAD
Lot No. _____ Block No. _____

County Bingham NW 1/4 NW 1/4 Sec. 19 T 1 N ☐ E ☒
S ☒ R. 34 W ☐

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
12"	0	2	TOP SOIL		X
	2	75	HARD GREY BASALT		X
	75	92	GREY BASALT/BROWN CLAY		X
	92	98	BROWN CLAY HARD		X
	98	117	GREY BASALT/BROWN CLAY		X
	117	159	HARD GREY BASALT		X
	159	162	RED CUNDERS		X
	162	195	GREY BASALT		X
	195	201	WHITE CLAY		X
	201	210	GREY BASALT/BROWN CLAY		X
	210	227	FRACTURED GREY BASALT		X
	227	235	GREY BASALT	X	
	235	245	FRACTURED BASALT	X	

RECEIVED

~~JUL 09 1992~~

~~Department of Water Resources~~
~~Eastern District Office~~

RECEIVED

AUG 05 1992

Department of Water Resources

10.

Work started 5/14/92 finished 5/21/92

11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Independent Firm No. 343
Address 604 W. 200 N Date 6/1/92

Signed by Drilling Supervisor Burt Hendrick
and
(Operator) Raymond
(If different than the Drilling Supervisor)

July 24, 1992

DALE WOOD
P.O. BOX 52
BLACKFOOT ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08204

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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,

Karen L. Gustafson
Secretary/Records Manager

RECEIVED

JUL 29 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 35-08204

Reviewed by Klg

Date 6/3/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
no Proof timely received?
If not, complete calculation below.

irrigate - 160
Correct Uses? yes

SOURCE OF WATER

yes Surface water source
yes Ground water source
yes Drilling permit required?
yes Copy in the file? Drilling Permit No. 35-92-E-043
200 Amount paid for permit yes Correct?
yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
150 Amount Submitted
yes Correct?

yes Required?
no Installed?
no Waiver requested?

PRIORITY CALCULATION

Date proof received 6/3/92 154
Date proof due 6/1/92 - 152
No. of days late = 2
Priority Date 6/28/83 + 179
New Priority Date 6/30/83 181

DEFICIENCIES OR ACTION ITEMS

*needs an order
needs a flow*

DATA ENTRY

New Address _____

Proof Made 6/3/92
7/24/92 Klg



"Our Water Is Well Made"

INDEPENDENT DRILLING

Air Rotary & Cable Tool Drilling — Pumps

664 WEST 200 NORTH
BLACKFOOT, IDAHO 83221

PHONE 208/684-3788

Attention Karen:

as per your letter, we
did file Dale Woods well
log. but here is a copy
for you.

RECEIVED
JUL 16 1992

Department of Water Resources

JUL 29 1992

[illegible]



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

July 1, 1992

Mr. Nolan Hendricks
Independent Drilling
864 West 200 North
Blackfoot, ID 83221

Re: Permit No. 35-08204 - Dale Wood
Drilling Permit No. 35-92-E-043
Drilling Date: April 1992
Proposed Location: 01S, 34E, Section 30, NW $\frac{1}{4}$ NW $\frac{1}{4}$

In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a well log which should have been submitted 30 days after completion of the construction of this well.

While it is possible that you have submitted the log, we have been unable to locate it. Please supply me with another copy. Please address any correspondence directly to me. Your response should be received within 20 days of the date of this mailing.

This information is needed before the department can proceed further with the examination of the permit holders system and the eventual issuance of a license of water right.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

C: Permit Holder

JUL 9 1992

Drilling Permit No.
Water Right Permit No.
Injection Permit No.

35-028-043
RECEIVED
MAY 13 1992

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT Department of Water Resources

1. Applicant (please print) DALE WOOD
2. Mailing Address PO BOX 52
City & State BLAKE Fork Idaho Zip Code 83221 Telephone _____
☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location NW 1/4 NW 1/4, or Gov't Lot No. _____
Sec. 19, Twp. 01, Rge. 34E, County _____
Street Address of Well Site Hilltop Rd
Lot, block and subdivision _____

4. Proposed use of well:
☐ Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
☒ Non-Domestic: Any beneficial use not included within the definition of domestic. Irrigation
☐ Injection
☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
☐ Other _____ (Describe)

5. Well construction information:
A. ☐ New well ☐ Deepen ☐ Enlarge ☒ Replace - See Condition 9
B. Proposed Surface Diameter 12" Proposed Maximum Depth 250'
C. Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212° or more (Geothermal well)

3. Construction Start Date 5-11-92
7. Anticipated Well Driller Independent Well Drilling JUL 29 1992
NOTE: The actual well driller must be identified prior to drilling.
3. Applicant's signature [Signature] Date 5-8-92
[Signature]
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is

Approved

Date

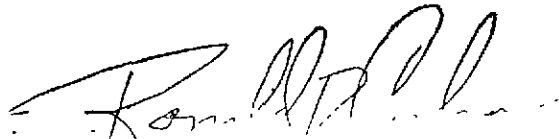
5-8-92

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum distance of 50 feet and 100 feet respectively from a septic tank.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:



Signature of Authorized Department Representative

Eastern Regional Manager

Title

Receipt No.

EQ7283

Received by



Fee

35200.00

Date

5-8-92

EXTENSION OF DRILLING PERMIT

Extension approved by

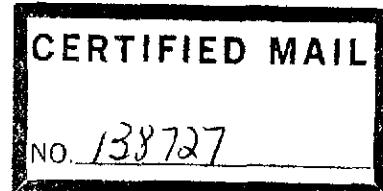
Approval Date

This extension is good for 60 days beyond the above extension approval date.

RECEIVED
JUL 29 1992

DALE WOOD
P.O. BOX 52
BLACKFOOT ID 83221

March 31, 1992



RE: PERMIT NO. 35-08204 PROOF DUE NOTICE

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MAILED

JUL 29 1992

May 20, 1991

DALE WOOD
P O BOX 52
BLACKFOOT, ID 83221

Dear Mr. Wood:

RE: Permit No. 35-8204 .

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to June 1, 1992.

The department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MAY 31 1991

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 35-8204

Reviewed by [Signature]

Date 5-17-91

BASIC INFORMATION

- 9 Date stamp received
- 9 Extension received timely (not too early not too late)
- 9 Fee received and receipted
- 9 Name and signature same as permit
- 2 Address change

BASIS FOR EXTENSION REQUEST

- 9 Has adequate work been completed to demonstrate due diligence?
- 9 Has the cost incurred been adequate to demonstrate an intent to complete the project?
- Has the permit been involved in litigation?
 - a. Swan Falls _____ Dismissed from Swan Falls _____
 - Other _____ Identify _____
 - b. Is supporting documentation needed to complete the file? _____
 - Requested _____
 - c. Calculate the period of delay
 - Date litigation completed _____
 - Date litigation began _____
 - Total period of delay = _____
 - Present proof due date + _____
 - NEW PROOF DUE DATE = _____
- Is delay by a government agency? _____
- Is supporting documentation needed to complete the file? _____
- Requested? _____

ACTION TAKEN

Recommend approval for one year based on due diligence

<u> </u> Reinstate	Date extention received _____ = _____
	Proof due date _____ = _____
	No. of days late _____ = _____
	Priority date _____ = + _____
	ADJUSTED PRIORITY DATE _____ = _____

[Signature]

DATE ENTRY

- ✓ Change proof due date
- Priority date change
- Address change

March 31, 1991

DALE WOOD
P.O. BOX 52
BLACKFOOT, ID 83221

PROOF DUE NOTICE

RE: PERMIT NO. 35-08204

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

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
June 4, 1990

DALE WOOD
P.O. BOX 52
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. P35-08204

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.

NOT FILMED

JUN 19 1990

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

REC-100
JUL 19 1990

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: STEVE McCORMICK

APPLICATION NUMBER: 35 8204

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____

Date: _____

Comments: _____

☐ Yes ☒ No Field check required.

☐ Yes ☒ No Critical groundwater area.

☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____

☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

☐ Yes ☒ No Platted by _____ Map No. _____

☐ Yes ☒ No Other rights on same place of use. _____

☒ Yes ☐ No* In form for advertising.

Final date for protests: _____

☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: _____

☐ Application published correctly. If not, record action taken: _____

☒ Fee amount, receipt date & number, recorded on application.

☐ Publication dates and paper, recorded on application.

☒ Protests, dates, withdrawal, etc., recorded on application.

☒ Recommendation & initial, recorded on application.

☐ Yes ☒ No Measuring device required.

☒ Yes ☐ No Access port required.

☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 01-P05

6-28-83 Date of priority recommended.

Special conditions of approval or cover letter. _____

Trust Water -

MEMORANDUM FOR THE DIRECTOR

By: _____ Date: _____

STATE OFFICE REVIEW:

P05, P23, P03, P16 51 52 53 46 01G

☐ See attached sheet for more information.

By: KW Date: 5-22-90

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

MEMORANDUM

TO: FILE/APP. NOS. 35-8203 & 35-8204

FROM: TIM LUKE *TL*

DATE: May 18, 1990

RE: SWAN FALLS PROCESSING/ADDITIONAL INFORMATION REQUIREMENTS

=====

Information has been submitted as required by Water Appropriation Rule 4,5,3 pursuant to previous requests by the Department. Although each application is under 200 acres, the two individual projects under each filing combine for a total of 350 acres and may be viewed as one larger project because the lands to be irrigated are contiguous, and the wells/points of diversions are in close proximity to one another.

Upon review of the submitted information, I believe that the applicant has complied with the requirements of Rule 4,5,3 and recommend that the Department proceed with approving the applications as trust water developments.

The submitted information for both applications has been filed with application no. 35-8203. As per my memo of 3-2-90, which discusses potential prior development, I again recommend that all of the acreage under both permits be counted as trust water acreage.

[Faint, illegible handwritten notes and a rectangular stamp are visible in the bottom right corner of the page.]



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 17, 1990

Dale Wood
P.O. Box 52
Blackfoot, ID 83221

Re: Applications for Permit Nos. 35-8203 and 35-8204

Dear Applicant(s):

NOTICE OF PENDING ORDER VOIDING APPLICATION

On June 28, 1983, you filed with the Department of Water Resources (Department) Applications for Permit Nos. 35-8203 and 35-8204 which proposed the diversion of a total of 6.60 cubic feet per second of water from ground water for the irrigation of 350 acres for both applications.

The Department mailed a letter and questionnaire to you on February 22, 1990, in connection with the applications. The letter provided notice that the Department was reviewing the applications in connection with development which was not complete prior to October 1, 1984. This letter further notified you that additional information outlined in Water Appropriation Rule 4,5,3 was required if the applications proposed irrigation of more than 200 acres.

On March 13, 1990, the Department sent you a notice which requested that the information under Rule 4,5,3 be submitted to the Department within 30 days.

The purpose of this letter is to provide a second and final opportunity for you to submit the requested information. If you fail to respond to this inquiry within fifteen (15) days of the date of this letter, the Department will issue an order voiding the applications pursuant to Water Appropriation Rule 4,5,1. The Department may grant an extension of time in which to submit the information upon request and a showing of good cause. Requests for extensions must be in writing.

A copy of the rules and an outline to assist you with providing the necessary information has been provided with this letter. Please feel free to contact me if you have any questions concerning this matter.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

Enclosures
cc: Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 12, 1990

Dale Wood
P.O. Box 52
Blackfoot, ID 83221

Re: Application No.s 35-8203 & 35-8203
and Information Required for Rule 4,5,3.

Dear Mr. Wood:

I have received from you a map which shows well locations in the vicinity of your proposed wells under the above referenced applications. I assume that this latest correspondence is your response to the information requested under Water Appropriation Rule 4,5,3., to which notice I provided you on March 13, 1990.

It appears that you have submitted information required under Rule 4,5,3,1 only. You are still required to submit information relative to Rules 4,5,3,2. through 4,5,3,5. My March 13, 1990 notice specifically mentioned that information must be submitted for Rules 4,5,3,1 through 4,5,3,5. I recall further that you phoned me directly and we discussed what information was required. The information which you have submitted so far is deficient. Enclosed with this letter is a guideline which I hope will assist you in providing the necessary information.

I will provide you an additional 30 days in which to provide the additional information. **Failure to provide the information is cause for the Department to void the applications.**

As always, you may call me directly at this office if you have further questions concerning this matter

Sincerely,

Tim Luke
Sr. Water Resource Agent

RECEIVED

JUN 12 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 13, 1990

RE: Application for Permit No. 35-1204

Notice of Information Required by Water Appropriation Rule 4,5,3.

Dear Applicant:

The Department acknowledges receipt of the Trust Water Information Questionnaire for the above referenced application. On behalf of the Department, I wish to thank you for your cooperation in returning the questionnaire.

In the letter that accompanied the questionnaire, I informed you that you would need to submit additional information required by Water Appropriation Rule 4,5,3. if the undeveloped portion of the application exceeds 200 acres. The returned questionnaire indicates that you wish to pursue completion of the irrigation project as proposed under your application. The project includes more than 200 acres and is therefore subject to the additional information requirements of Rule 4,5,3. In particular, you must submit the information outlined in Rules 4,5,3,1. through 4,5,3,5 (copy attached).

The information must be submitted within 30 days of the date of this notice. Failure to submit the required information within the time period allowed may be cause for the Department to advance the priority of the application by the number of days that the information submittal is late. The Department may grant an extension of time in which to submit the information upon request and a showing of good cause. Requests for extension of time must be in writing. Please contact me at this office or call me directly at 327-7864 if you have any questions concerning the contents of this notice and/or the information requested under Rule 4,5.

Sincerely,

Tim Luke

Sr. Water Resource Agent

JAN 12 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

MARCH 6, 1990

The Morning News
Box 70
Blackfoot, ID 83221

Dear Legal Dept.:

Enclosed you will find legal notices 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 APRIL 2, 1990.

Yours truly,

SHARLA CURTIS
Secretary

Encl.

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

35-08204

WOOD, DALE ✓
P.O. BOX 52 ✓
BLACKFOOT, ID 83221 ✓

Source: GROUNDWATER ✓

Diversion Pt: NWNW ✓ Sec 30 ✓ T 01S ✓ R 34E ✓

Use: IRRIGATION (2.800 CFS) ✓
Total Diversion: (2.800 CFS) ✓

Date Filed: 6/28/ 1983 ✓

In: T01S ✓ R34E ✓ S19 ✓ Lot 4 (SWSW) ✓ SESW ✓
S30 ✓ Lot 1 (NWNW) ✓ Lot 2 (SWNW) ✓

160.0 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, Statehouse Mail, Boise, Idaho 83720 on or before APRIL 2, 1990. ✓

R. Keith Higginson, Director

Published 3/15/1990 & 3/22/1990

RECEIVED

JUN 19 1990

MEMORANDUM

TO: FILE/APPLICATION NO.s 35-8203 & 35-8204

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 3-2-90

=====

The applicant has returned the department's trust water questionnaires for both of the above applications. The applicant claims no development under application no. 35-8203. He has amended that application from 205 acres to 190 acres.

For application no. 35-8204, the applicant claims that some 90 acres were developed prior to 1984. He further states though that he had problems with his well and well pump and that a period of time passed where the irrigation discontinued. The lands under both applications are not classified as irrigated in the department's remote sensing report for the 1986 growing season.

From review of the questionnaires and 1986 remote sensing data, I recommend that all of the acreage under the applications be counted as trust water acreage.

1990

1990

WR-NUMBER	NAME	SIG	SOURCE	T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	SUM
3508204	WILLIAM P. PHILLIPS & P	P	GROUNDWATER	01S 34E 19	40	40	40	:	:	:	40	40	40	40	320
3507931	WILLIAM P. PHILLIPS & P	P	GROUNDWATER	01S 34E 19	:	:	:	40	:	:	:	:	:	:	40
3507932	WOOD	A	GROUNDWATER	01S 34E 19	:	:	:	40	:	:	:	:	:	:	120
3508203	WOOD	A	GROUNDWATER	01S 34E 19	:	:	:	:	:	:	40	:	:	:	40
3508204	1986 MAPPING DATA ---	-	COUNTY 11 QUAD Y	88 01S 34E 19	:	:	:	1	:	:	:	:	:	:	1
3508204	RICKS	L	GROUNDWATER	01S 34E 30	:	:	:	:	:	:	40	40	40	40	240
3507930	WILLIAM P. PHILLIPS & P	P	GROUNDWATER	01S 34E 30	:	:	:	:	:	:	40	40	40	40	240
3508204	WOOD	A	GROUNDWATER	01S 34E 30	:	:	:	:	:	:	:	:	:	:	157
	1986 MAPPING DATA ---	-	COUNTY 11 QUAD Y	88 01S 34E 30	1	:	:	:	:	:	37	40	1	39 37 2	157

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JUN 19 1990

PAGE: 1

PLACE OF USE LOTS OVERLAP REPORT

03/02/90

WR-NUMBER	NE	NW	SE	NE	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	LOT + SUM
3508204	T01S	R34E	S19												
3508203				:	2L43		:	3L42		:	:			:	85
3508204				:			:	4L40		:	:			:	40
11 MAPPING:	1L36	2L2													38
3508204	T01S	R34E	S30												
3508204				:	1L40	2L40	:			:	:			:	80
11 MAPPING:	2L3	3L41	4L42												86

MICROFILM

1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
FEB 27 1990

Application No. 35-8204

Department of Water Resources

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes X No

b. If you are not the propoerty owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes X No

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain restrictions and/or conditions. You may be asked to verify uses established prior to October, 1984.)

approx 90 acres were irrigated 1971 by sprinkler until pump worked on art of hooked hole & this aligned pump.

3. Please state the number of acres you have irrigated under this application since October 1, 1984. none

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. plan on irrigating 160 acres

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant *Paul Hoff*

Date 2-24-90

RECEIVED

JUN 27 1990

5. REMARKS/COMMENTS:

[illegible]

MICROFILMED

JUN 19 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

REGISTRATION No. 35 8204
FEB 27 1990

To appropriate the public waters of the State of Idaho Department of Water Resources

1. Name of applicant Dale Wood Phone 785-2072

Post office address P.O. Box 52, Blackfoot, Idaho 83221

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 30 Township 1S

Range 34E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.80 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:

a. 2.80 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and pump with sprinkler system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 243 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower 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: _____

NOT FILMED

JUN 19 1990

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	34E	30						L1 40	L2 40										80
		19											L4 40	40					80

Total number of acres to be irrigated 160

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

9. a. Who owns the property at the point of diversion Applicant

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks

I Would Certainly appreciate anything that Would Expedite this Permit. Between Economics & the legal course of the Water Rights 77 years have passed and I have suffered greatly from these thing. I am not getting any younger

Yours truly Bob Dief

MICROFILMED

JUN 1 1977



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 22, 1990

RE: APPLICATION FOR PERMIT NO. 35-8204

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

MICROFILMED

JUN 19 1990

Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

MISSOURI

JUN 19 1990

35-8204-

WOOD, DALE

P.O. BOX 52, BLACKFOOT, ID 83221

Source: GROUNDWATER

Date Filed: 06/28/1983

Diversion Pt: NWNW Sec 30 T 01S R 34E

Use: IRRIGATION (2.80 CFS)

In: LOT 01 (NWNW) LOT 02 (SWNW) Sec 30 T 01S R 34E LOT 04 (SWSW) SESW
Sec 19 T 01S R 34E FOR 160 ACRES

MICROFILMED

JUN 19 1990