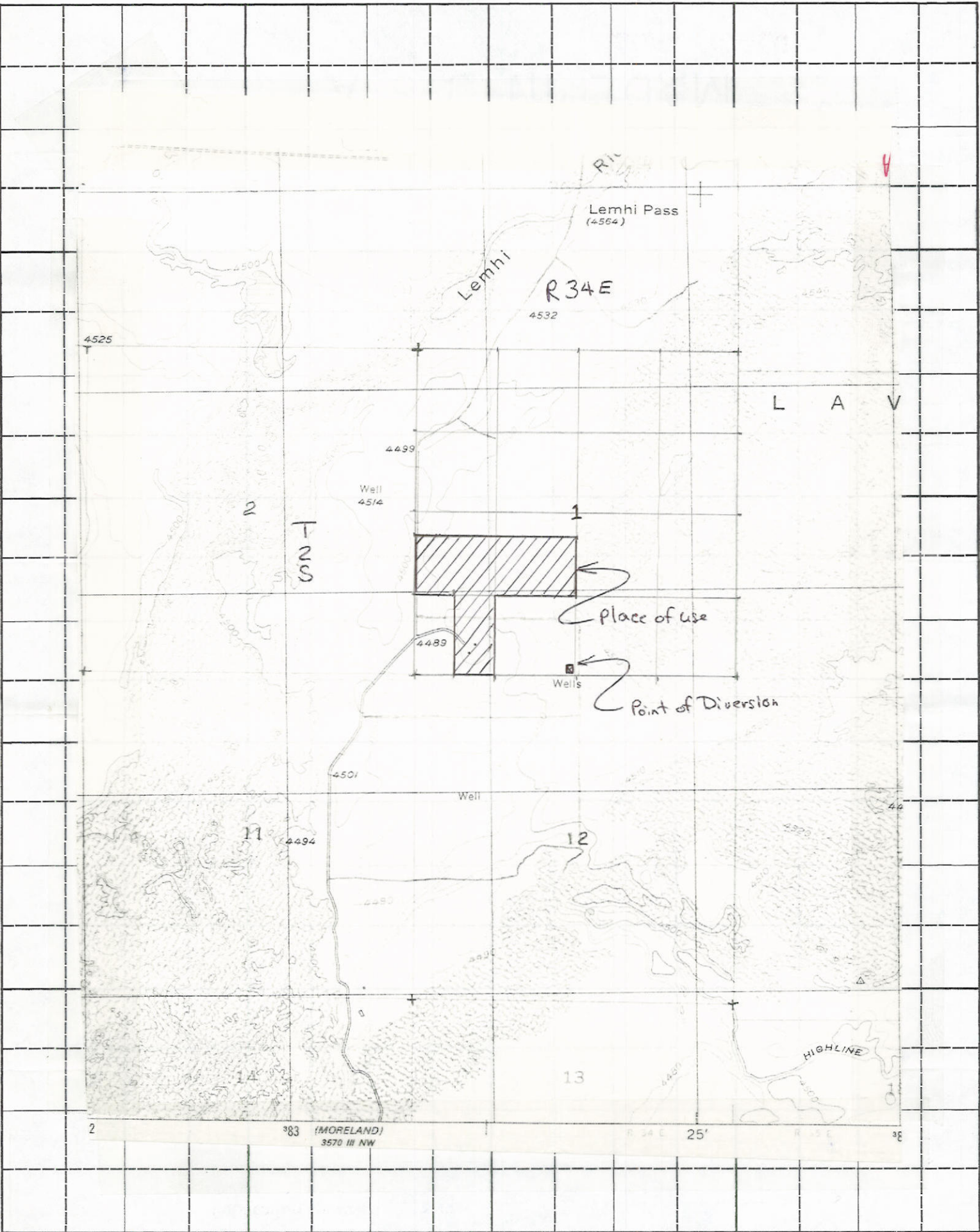


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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**  
**FEB 14 1990**

*Danue Leavitt*  
(Applicant)

Received by OW Date 5-3-83 Time 3:30 P  
Preliminary check by KCW Fee \$ 65.00  
Receipted by BP Date 5/9/83 # 28177  
Publication prepared by RB Date 7-24-89  
Published in Morning News  
Publication dates 8-3, 10, 89 11-16, 23-89  
Publication approved RB Date 12-6-89  
Protests filed by: none  
  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by HWS

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. \_\_\_\_\_, and said application is hereby \_\_\_\_\_.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before \_\_\_\_\_, 19 \_\_\_\_.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

\_\_\_\_\_  
Director

**MICROFILMED**

**FEB 14 1990**

IDAHO DEPARTMENT OF WATER RESOURCES  
PLACE OF USE 1/4 1/4 COMPARISON REPORTDATE: 05/19/94  
PAGE: 1

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '1' 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       |     |
| L3508136           | T02S R34E S 1 GROUNDWATER |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          |     |
|                    | :                         |    |    |    |    |    |    |    |    | 28 | 26 | 39 | 37 |    |    |    |          | 130 |
| <del>3502071</del> | <del>GROUNDWATER</del>    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          |     |
| A3502071           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 181 |
| R3502071           | GROUNDWATER               |    |    | 20 | 03 |    |    | 38 | 37 | 38 | 36 |    |    | 04 | 05 |    |          | 178 |
| 3502140            | GROUNDWATER               |    |    | 19 | 02 |    |    | 37 | 36 | 37 | 37 |    |    | 05 | 05 |    |          | 178 |
| A3502140           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 20  |
| R3502140           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 10 03    | 9   |
| <del>3502141</del> | <del>GROUNDWATER</del>    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 05 04-10 | 15  |
| A3502141           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 60  |
| R3502141           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 60  |
| 3502316            | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 130 |
| A3502316           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 20  |
| R3502316           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 9   |
| <del>3502455</del> | <del>GROUNDWATER</del>    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 15  |
| A3502455           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 158 |
| R3502455           | GROUNDWATER               |    |    | 20 | 03 |    |    | 38 | 37 | 38 | 36 |    |    | 04 | 05 |    |          | 181 |
| <del>3508136</del> | <del>GROUNDWATER</del>    |    |    | 19 | 02 |    |    | 37 | 36 | 37 | 37 |    |    | 05 | 05 |    |          | 178 |
| 3508142            | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 80  |
| A3510799           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 20  |
| R3510799           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 80  |
| A3511409           | GROUNDWATER               |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |          | 130 |
| R3511409           | GROUNDWATER               |    |    | 20 | 03 |    |    | 38 | 37 | 38 | 36 |    |    | 04 | 05 |    |          | 181 |
|                    |                           |    |    | 19 | 02 |    |    | 37 | 36 | 37 | 37 |    |    | 05 | 05 |    |          | 178 |

|                    |                           |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    |     |
|--------------------|---------------------------|--|--|----|--|----|--|----|----|----|--|--|----|--|--|--|--|----|-----|
| L3508136           | T02S R34E S 2 GROUNDWATER |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  | 04 | 4   |
|                    | :                         |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    |     |
| R3502099E          | GROUNDWATER               |  |  |    |  |    |  | 16 | 40 | 29 |  |  | 33 |  |  |  |  |    | 118 |
| A3502099F          | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 13  |
| R3502099F          | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 13  |
| A3502125E          | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 13  |
| R3502125E          | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 13  |
| 3502130A           | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 13  |
| 3502130B           | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 135 |
| A3502130C          | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 15  |
| R3502130C          | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 125 |
| A3502130D          | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 118 |
| R3502130D          | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 13  |
| <del>3502141</del> | <del>GROUNDWATER</del>    |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 13  |
| A3502141           | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 5   |
| R3502141           | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 5   |
| <del>3502200</del> | <del>GROUNDWATER</del>    |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 4   |
| A3502200           | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 88  |
| R3502200           | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 88  |
| <del>3502340</del> | <del>GROUNDWATER</del>    |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 166 |
| A3502340           | GROUNDWATER               |  |  | 10 |  | 03 |  | 36 |    |    |  |  |    |  |  |  |  |    | 70  |
| R3502340           | GROUNDWATER               |  |  |    |  |    |  |    |    |    |  |  |    |  |  |  |  |    | 70  |

POU COMPARISON

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '1' 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 |          |
| 3508137   | GROUNDWATER | :  |    |    |    | :  |    |    |    | :  |    |    |    | :  |    |    |    | 08 : 8   |
| R3510799  | GROUNDWATER | :  |    |    |    | :  |    |    |    | :  |    |    |    | :  |    |    |    | 04 : 4   |
| A3510930  | GROUNDWATER | :  | 15 |    |    | :  |    |    |    | :  |    |    |    | :  |    |    |    | 20 : 35  |
| R3510930  | GROUNDWATER | :  | 10 |    |    | 03 |    | 36 | :  |    |    |    |    | :  | 39 | 10 | 34 | 34 : 166 |

|           |               |             |    |    |   |    |    |    |    |   |  |  |  |   |    |    |  |     |
|-----------|---------------|-------------|----|----|---|----|----|----|----|---|--|--|--|---|----|----|--|-----|
| L3508136  | T02S R34E S11 | GROUNDWATER | :  | 10 | : |    |    |    |    | : |  |  |  | : |    |    |  | 10  |
| A3502099F | GROUNDWATER   | :           |    |    |   | :  |    | 21 | 04 | : |  |  |  | : |    |    |  | 25  |
| R3502099F | GROUNDWATER   | :           |    |    |   | :  |    | 21 | 04 | : |  |  |  | : |    |    |  | 25  |
| A3502125E | GROUNDWATER   | :           |    |    |   | :  |    | 21 | 04 | : |  |  |  | : |    |    |  | 25  |
| R3502125E | GROUNDWATER   | :           |    |    |   | :  |    | 21 | 04 | : |  |  |  | : |    |    |  | 25  |
| A3502125F | GROUNDWATER   | :           |    |    |   | :  |    |    | 04 | : |  |  |  | : |    |    |  | 4   |
| R3502125F | GROUNDWATER   | :           |    |    |   | :  |    |    | 04 | : |  |  |  | : |    |    |  | 4   |
| 3502130A  | GROUNDWATER   | :           |    |    |   | :  |    |    | 01 | : |  |  |  | : |    |    |  | 1   |
| 3502130B  | GROUNDWATER   | :           |    |    |   | :  |    | 24 | 04 | : |  |  |  | : |    |    |  | 28  |
| A3502130D | GROUNDWATER   | :           |    |    |   | :  |    | 21 | 04 | : |  |  |  | : |    |    |  | 25  |
| R3502130D | GROUNDWATER   | :           |    |    |   | :  |    | 21 | 04 | : |  |  |  | : |    |    |  | 25  |
| 3502140   | GROUNDWATER   | :           | 20 |    |   | 40 | :  |    |    | : |  |  |  | : | 40 |    |  | 140 |
| A3502140  | GROUNDWATER   | :           | 15 |    |   | 40 | :  |    |    | : |  |  |  | : | 40 |    |  | 122 |
| R3502140  | GROUNDWATER   | :           | 13 |    |   | 03 | 38 | :  |    | : |  |  |  | : | 38 | 12 |  | 129 |
| 3502141   | GROUNDWATER   | :           | 10 |    |   |    | :  |    |    | : |  |  |  | : |    |    |  | 10  |
| A3502141  | GROUNDWATER   | :           | 10 |    |   |    | :  |    |    | : |  |  |  | : |    |    |  | 10  |
| R3502141  | GROUNDWATER   | :           | 10 |    |   |    | :  |    |    | : |  |  |  | : |    |    |  | 10  |
| R3502200  | GROUNDWATER   | :           | 10 | 04 |   |    | :  |    |    | : |  |  |  | : |    |    |  | 14  |
| 3502316   | GROUNDWATER   | :           | 20 |    |   | 40 | :  |    |    | : |  |  |  | : | 40 |    |  | 140 |
| A3502316  | GROUNDWATER   | :           | 15 |    |   | 40 | :  |    |    | : |  |  |  | : | 40 |    |  | 122 |
| R3502316  | GROUNDWATER   | :           | 13 |    |   | 03 | 38 | :  |    | : |  |  |  | : | 38 | 12 |  | 129 |
| R3502340  | GROUNDWATER   | :           | 10 | 04 |   |    | :  |    |    | : |  |  |  | : |    |    |  | 14  |
| 3504136   | GROUNDWATER   | :           |    |    |   |    | :  |    |    | : |  |  |  | : |    |    |  | 4   |
| A3504136  | GROUNDWATER   | :           |    |    |   |    | :  |    |    | : |  |  |  | : |    |    |  | 4   |
| R3504136  | GROUNDWATER   | :           |    |    |   |    | :  |    |    | : |  |  |  | : |    |    |  | 4   |
| 3508137   | GROUNDWATER   | :           | 10 | 04 |   |    | :  |    |    | : |  |  |  | : |    |    |  | 14  |
| 3508142   | GROUNDWATER   | :           | 20 |    |   | 40 | :  |    |    | : |  |  |  | : | 40 |    |  | 140 |
| R3510799  | GROUNDWATER   | :           | 10 |    |   |    | :  |    |    | : |  |  |  | : |    |    |  | 10  |
| A3510930  | GROUNDWATER   | :           | 08 |    |   |    | :  |    |    | : |  |  |  | : |    |    |  | 8   |
| R3510930  | GROUNDWATER   | :           | 10 | 04 |   |    | :  |    |    | : |  |  |  | : |    |    |  | 14  |

|                     |                       |             |       |    |          |    |    |    |    |    |   |    |    |    |   |       |    |     |
|---------------------|-----------------------|-------------|-------|----|----------|----|----|----|----|----|---|----|----|----|---|-------|----|-----|
| L3508136            | T02S R34E S12         | GROUNDWATER | :     |    |          | 20 | 20 | :  |    |    |   |    | :  |    |   |       | 40 |     |
| <del>3502140</del>  | <del>GROUNDWATE</del> | :           | 35    | 40 | 25       | :  | 20 | 20 | 40 | 40 | : | 15 | 40 | 20 | : | 35    | 15 | 345 |
| <del>A3502140</del> | <del>GROUNDWATE</del> | :           | 30    | 35 | 30       | :  | 20 | 18 | 37 | 40 | : | 17 | 37 | 23 | : | 16    | 09 | 312 |
| R3502140            | GROUNDWATE            | :           | 01-27 | 35 | 28 02-01 | :  | 19 | 19 | 40 | 40 | : | 13 | 39 | 22 | : | 03-20 | 07 | 310 |
| <del>3502141</del>  | <del>GROUNDWATE</del> | :           |       |    |          | :  | 20 | 20 |    |    | : |    |    |    | : |       |    | 40  |
| <del>A3502141</del> | <del>GROUNDWATE</del> | :           |       |    |          | :  | 20 | 20 |    |    | : |    |    |    | : |       |    | 40  |
| R3502141            | GROUNDWATE            | :           |       |    |          | :  | 20 | 20 |    |    | : |    |    |    | : |       |    | 40  |

(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 |   |     |
| <del>3502316</del>  | <del>GROUNDWATE</del>   | 35    | 40 | 25 |       | : | 20 | 20 | 40 | 40 | : | 15 | 40 | 20 |    | : | 35    | 15 |    |    | : | 345 |
| <del>A3502316</del> | <del>GROUNDWATE</del>   | 30    | 35 | 30 |       | : | 20 | 18 | 37 | 40 | : | 17 | 37 | 23 |    | : | 16    | 09 |    |    | : | 312 |
| R3502316            | GROUNDWATE              | 01-27 | 35 | 28 | 02-01 | : | 19 | 19 | 40 | 40 | : | 13 | 39 | 22 |    | : | 03-20 | 07 |    |    | : | 310 |
| 3508142             | GROUNDWATE              | 35    | 40 | 25 |       | : | 20 | 20 | 40 | 40 | : | 15 | 40 | 20 |    | : | 35    | 15 |    |    | : | 345 |
| 3508968             | GROUNDWATE              |       |    |    |       | : |    |    |    |    | : |    |    |    |    | : |       |    | 15 | 10 | : | 25  |
| R3510799            | GROUNDWATE <i>claim</i> |       |    |    |       | : | 20 | 20 |    |    | : |    |    |    |    | : |       |    |    |    | : | 40  |

AJ5809NP  
No. R35-02141

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/94  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS     | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|--------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | KENEA LEAVITT      | 06/08/1949       | IRRIGATION | 04-01 10-31           | 2.30 CFS          |                     |
| C             | DENNIS LEAVITT     |                  |            |                       |                   |                     |
|               | 220 N 740 W        |                  |            |                       |                   |                     |
|               | BLACKFOOT ID 83221 |                  |            |                       |                   |                     |
|               | (208) 684-4842     |                  |            |                       |                   |                     |
|               |                    |                  |            | TOTAL DIVERSION:      | 2.30 CFS          |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R34E S01 SESESW

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 | : Lt | Ac | Lt | Ac | Lt          | Ac    | : SUM   |
| 02S | 34E | 1  | :    |    |    |    |    |    |    |    | :    |    |    |    |    |    | 28 | 26 | 39   | 37 | :  |    |             |       | : 130.0 |
| 02S | 34E | 2  | :    |    |    |    |    |    |    |    | :    |    |    |    |    |    |    |    |      |    | :  |    |             |       | : 4.0   |
| 02S | 34E | 11 | :    | 10 |    |    |    |    |    |    | :    |    |    |    |    |    |    |    |      |    | :  |    |             |       | : 10.0  |
| 02S | 34E | 12 | :    |    |    |    |    |    |    |    | :    | 20 | 20 |    |    |    |    |    |      |    | :  |    |             |       | : 40.0  |
|     |     |    |      |    |    |    |    |    |    |    |      |    |    |    |    |    |    |    |      |    |    |    | TOTAL ACRES | 184.0 |         |

POU County: BINGHAM

Other Rights: 35-10799

Other Water Rights with Same Point(s) of Diversion and Source:  
A35-02141 A35-10799 R35-10799

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

|           |           |           |           |           |           |           |           |           |           |
|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| A35-02071 | A35-02140 | A35-02141 | A35-02200 | A35-02316 | A35-02340 | A35-02455 | A35-10799 | A35-10930 | A35-11409 |
| R35-02071 | R35-02140 | R35-02200 | R35-02316 | R35-02340 | R35-02455 | R35-10799 | R35-10930 | R35-11409 |           |

Conditions of Approval:

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO  
- IDAHO CODE 42-1416A.

Remarks: RIGHT NO. 35-10799 IS ALSO DIVERTED THROUGH POINT OF  
DIVERSION DESCRIBED ABOVE.  
RIGHT NO. 35-10799 IS AN EXPANSION OF THIS RIGHT PURSUANT TO  
IDAHO CODE 42-1416(2).  
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 115 ACRES WITHIN  
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.  
USE OF THIS RIGHT WITH RIGHT NO. 35-10799 IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 2.30 CFS, A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 736 AF, A TOTAL COMBINED ANNUAL  
CONSUMPTIVE USE VOLUME OF 552 AF, AND TO THE IRRIGATION OF A  
COMBINED TOTAL OF 184 ACRES IN A SINGLE IRRIGATION SEASON.

- OVERLAP -

Overlapping License

Roller at Dnerslod  
A25-10799/62141  
AND  
Roller 35-08136



35-8136

New Road  
DE ROL SURVIVE  
HILLY TERRAIN AND  
CENTER PIVOT.

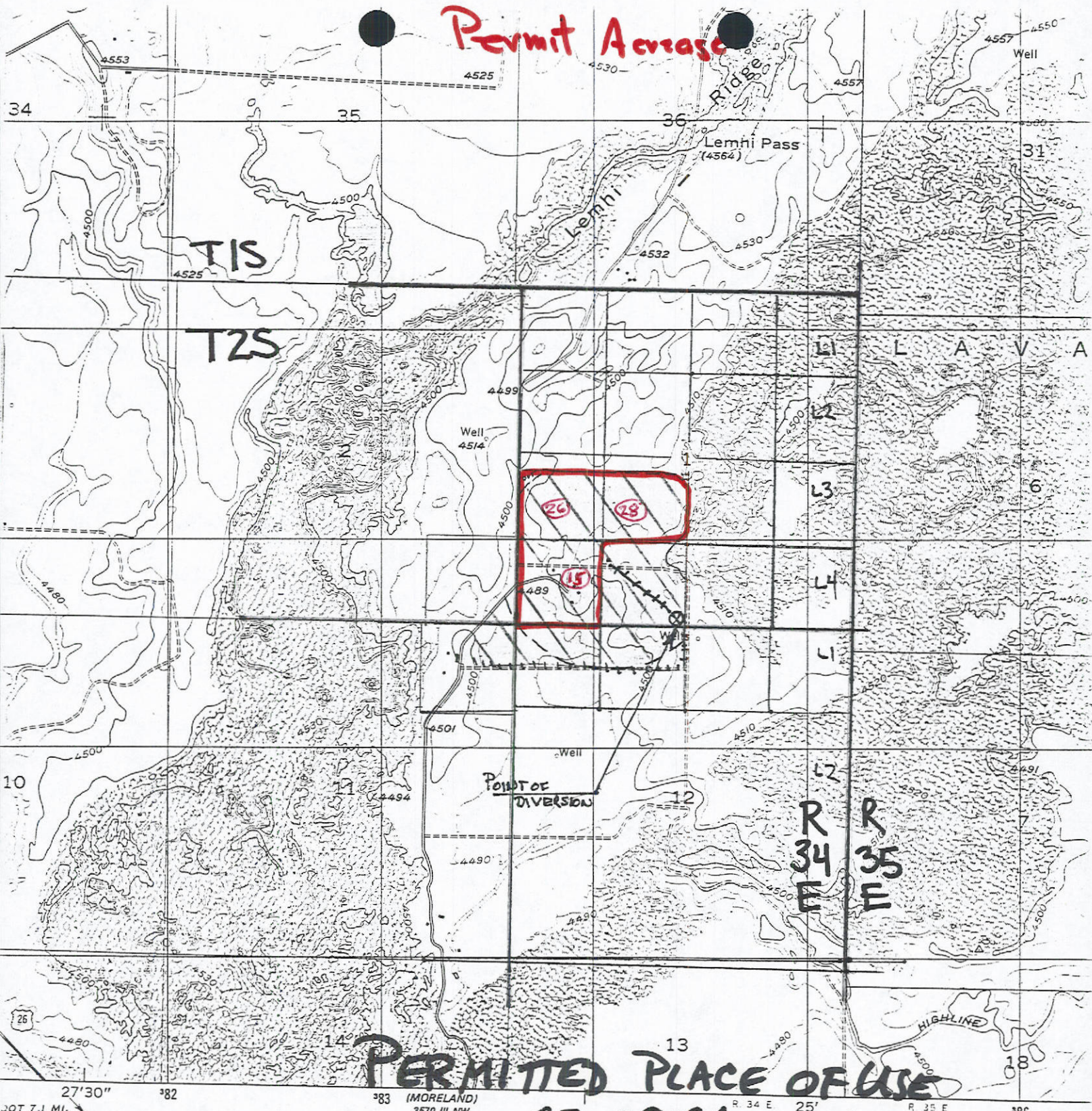


PHOTOS TAKEN BY LYNN BUSHAW 7-18-91  
FOR CLAIMS A25-10799 & A25-02141 & 35-08136

JUN 28 1994

35-8136

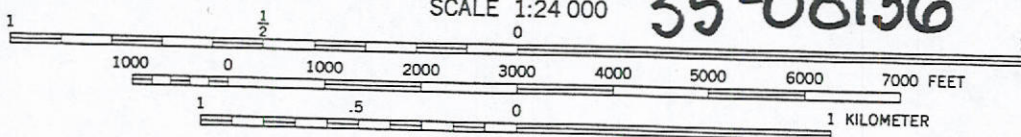
Permit Area



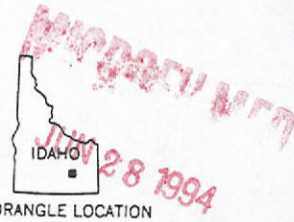
PERMITTED PLACE OF USE

35-08136

7/18/91

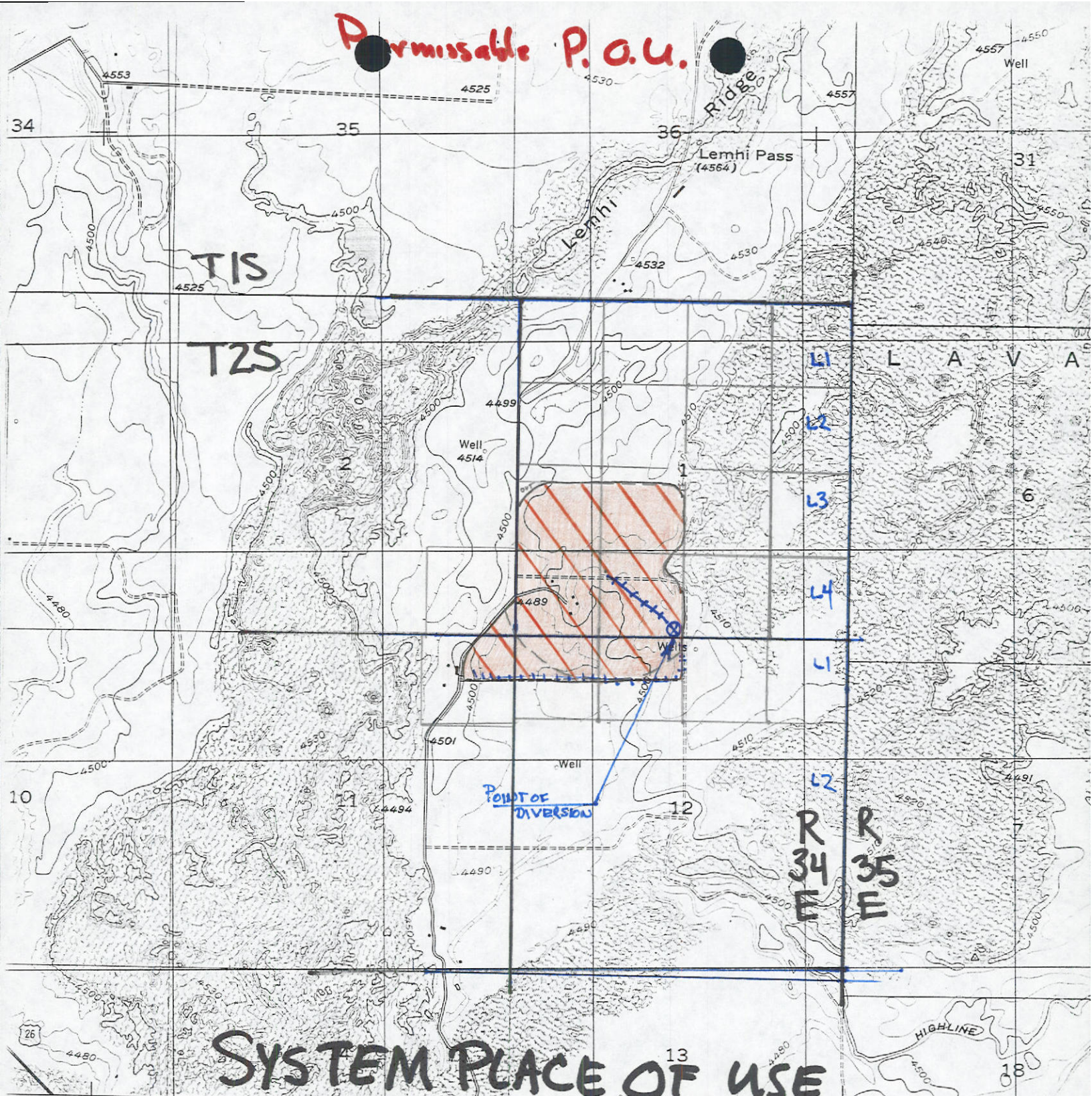


CONTOUR INTERVAL 10 FEET  
NATIONAL GEODETIC VERTICAL DATUM OF 1929



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS  
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092  
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

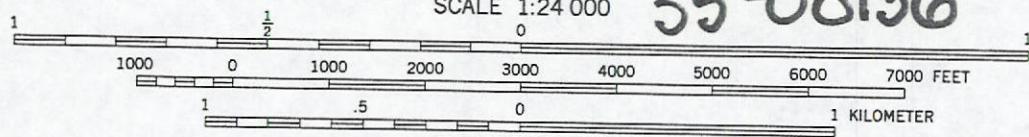
Permissible P.O.U.



SYSTEM PLACE OF USE

35-08136

7/18/91



CONTOUR INTERVAL 10 FEET  
NATIONAL GEODETIC VERTICAL DATUM OF 1929



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS  
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092  
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

R35E

T2S

B10

T!S

T25

FIELD EXAM MAP FOR  
A35-02141, A35-15179  
AND

PERMIT 35-08136

EXAMINED BY  
LYNNET BUSHAW,  
7-18-91

CORNER LOCATIONS SCALED  
FROM OA Y89 1/8/92 ES/

PHOTO SCALE = 1" = 645'

$$A-A' = 4323' \text{ From } OQ.$$
$$\text{Photo Scale} = 4323' / 6.6" = 645.2' / 1"$$

T  
2  
S R34E

### PLACE OF USE

### POINT OF DIVERSION

ASCS ACRES = 180.6  
FIELD EXAM ACRES = 184

35-8136

184 TOTAL

RECEIVED

AUG 28 1985

Department of Water Resources  
Eastern District Office

P. 7

MAP

Afcs

7-18

Photo forward  
Bakland forward

RECEIVED

FEB 14 1990

See P-8

State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**  
WATER RIGHT NO. 35-08136

Priority: May 3, 1983

Maximum Diversion Rate:

1.02 CFS

This is to certify, that DENNIS LEAVITT  
KENE A LEAVITT

220 N 740 W

BLACKFOOT ID 83221

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 3, 1983; and has submitted Proof of Beneficial Use on January 17, 1991. An examination indicates that the works have a diversion capacity of 2.730 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       | 1.02 CFS                 |                      |

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 1, 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        | 1          | NESW 28      | NWSW 26      | SWSW 39      | 130          |
|            |            | 2          | SESW 37      |              |              | 4            |
|            |            | 11         | SESE 4       |              |              | 10           |
|            |            | 12         | NENE 10      | NWNW 20      |              | 40           |
|            |            |            | NENW 20      |              |              |              |

Total number of acres irrigated: 184

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

RECEIVED

JUN 28 1994

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

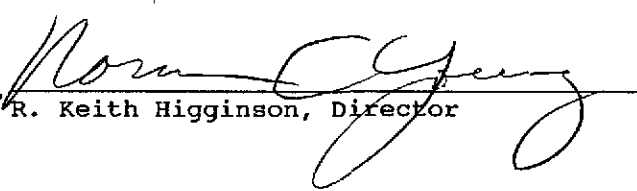
WATER RIGHT NO. 35-08136

CONDITIONS/REMARKS:

6. Use of this right with Right 35-02141 is limited to a total combined diversion rate of 2.73 cfs, a total combined annual diversion volume of 736 af, and to the irrigation of a combined total of 184 acres in a single irrigation season.
7. This right is limited to the irrigation of 69 acres within the place of use described above in a single irrigation season.
8. Right 35-02141 is also diverted through the point of diversion described 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 17<sup>th</sup> day of JUNE, 1994.

Acting for

  
R. Keith Higginson, Director

JUN 28 1994

RECEIVED

JUN 08 1994

Department of Water Resources

State of Idaho  
Department of Water Resources

APPROVED

**APPLICATION FOR AMENDMENT**

(For Licensing Purposes)

**WATER RIGHT NO. 35-08136**

**Date of Priority:** May 3, 1983

**Maximum Diversion Rate:**

1.02 CFS

Comes now

DENNIS LEAVITT

KENEA LEAVITT

220 N 740 W

BLACKFOOT ID 83221

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. 35-08136, 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       | 1.02 CFS                 |                      |

**LOCATION OF POINT(S) OF DIVERSION:**

SESW , Sec. 1, 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        | 1          | NESW 28      | NWSW 26      | SWSW 39      | 130          |
|            |            |            | SESW 37      |              |              | 4            |
|            |            | 2          | SESE 4       |              |              | 10           |
|            |            | 11         | NENE 10      |              |              | 40           |
|            |            | 12         | NENW 20      | NWNW 20      |              |              |

Total number of acres irrigated: 184

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 \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

RECEIVED

JUN 28 1994

*Dennis Leavitt*  
(Signature)

*Kenea Leavitt*

State of Idaho  
Department of Water Resources

**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
**WATER RIGHT NO. 35-08136**

\*\*\*\*\*

**FOR DEPARTMENT USE ONLY**

Preliminary check by BC Fee = 20.00 Receipted by dlw # C020487 Date 6/8/94 ✓

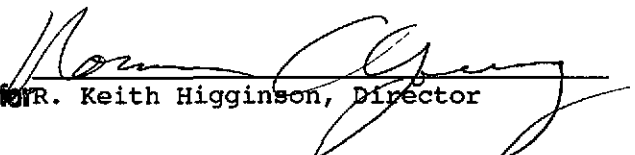
**ACTION OF THE DEPARTMENT OF WATER RESOURCES**

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 35-08136 with the following;

**CONDITIONS/REMARKS:**

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Use of this right with Right 35-02141 is limited to a total combined diversion rate of 2.73 cfs, a total combined annual diversion volume of 736 af, and to the irrigation of a combined total of 184 acres in a single irrigation season.
7. This right is limited to the irrigation of 69 acres within the place of use described above in a single irrigation season.
8. Right 35-02141 is also diverted through the point of diversion described above.

Witness my hand this 17<sup>TH</sup> day of JUNE, 1994.

  
Acting for R. Keith Higginson, Director

JUN 28 1994

**RECEIVED**

JAN 17 1991

## STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

Department of Water Resources

## PROOF OF BENEFICIAL USE

For Office Use Only

Amt. of Fee \$ 125.00Date 11/17/91Receipt No. 6019726Received by J. Stanton

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. 35-08136 Telephone No. 684-4842

Name(s) of Permit Holder(s): Dennis + Kenea Leavitt

Post Office Address: 220 N. 740 W. Blackfoot, ID 83221

Source of Water: Groundwater

If ground water, well driller's name: \_\_\_\_\_ Date drilled: 1949

Extent of Use:

|                                          |                                     |
|------------------------------------------|-------------------------------------|
| Domestic _____ (No. of households)       | Irrigation <u>80</u> (No. of acres) |
| Stockwater _____ (No. and type of stock) | Other _____                         |

Total rate and/or volume for which proof is submitted 1.60 cfs \_\_\_\_\_ acre/feet

Show date water was first diverted and beneficially used under this permit: 1962

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: \$ 125.00 (See License Examination Fee Schedule)

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

See above

Name \_\_\_\_\_ Telephone No. \_\_\_\_\_

Address \_\_\_\_\_

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

1-15-91 Kenea Leavitt

Date \_\_\_\_\_ Signature (and title if on behalf of a company or organization) \_\_\_\_\_

**FILED**  
MAR 18 1991

State of Idaho  
Department of Water Resources

**NO. 35-08136**

**Proposed Priority:** May 3, 1983

Maximum Diversion Rate:

1.60 CFS

This is to certify, that **DENNIS LEAVITT**  
**KENEA LEAVITT**  
220 N. 740 W.  
BLACKFOOT, ID 83221

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

### BENEFICIAL USE

**PERIOD OF USE**

### RATE OF DIVERSION

## IRRIGATION

04/01 to 11/01

1.60 CFS

**LOCATION OF POINT(S) OF DIVERSION:**

SESW Sec. 1, Township 02S, Range 34E  
BINGHAM County

**PLACE OF USE: IRRIGATION**

TWN RGE SEC

**ACRES**

ACRES

ACRES

TOTAL

02S 34E 1

NESW 30

NWSW 30

SWSW 20

80

Total number of acres irrigated:

80

**CONDITIONS/REMARKS:**

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 1, 1991.**
2. Subject to all prior water rights.
3. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
4. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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.

# Machine FILMED

FEB 14 1990

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 35-08136

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

8<sup>th</sup> day of January, 1990

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

**MICROFILMED**

FEB 14 1990

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

#2

1. Name of applicant Dennis or Kenan Leavitt Phone 625-6842

Post office address 220 N. 740 W.  
Box 222 Blackfoot Idaho 83221

2. Source of water supply Groundwater which is a tributary of \_\_\_\_\_

3. Location of point of diversion is SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 1 Township 2.5

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

4. Water will be used for the following purposes:

Amount 1.6 cfs for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)  
(cfs or acre-feet per annum) 3/15 4/15

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. 1.6 cfs 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, mainline with  
wheel lines

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 13 inches; proposed depth of well is 130 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 \_\_\_\_\_

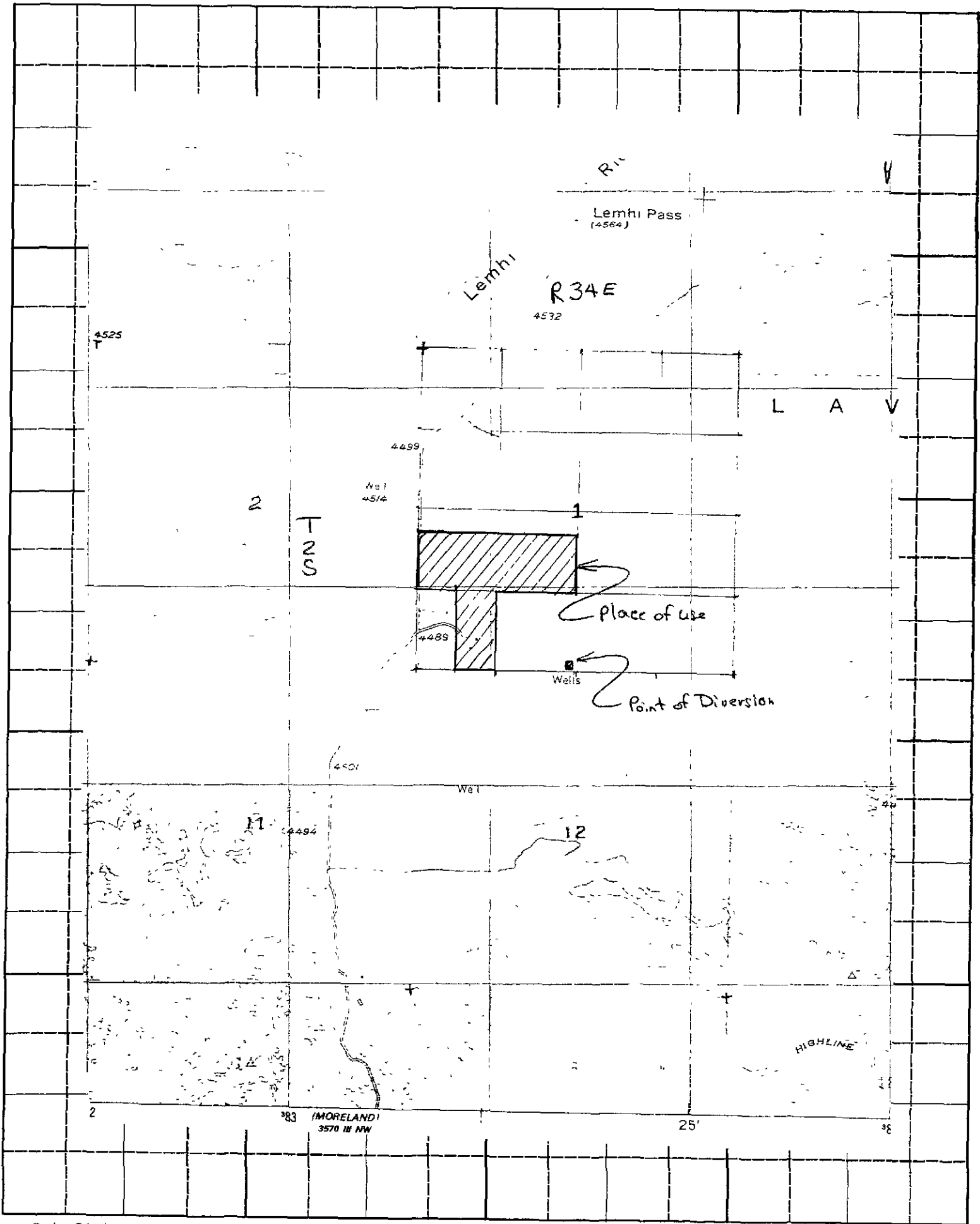
(5) If water is to be used for other purposes describe: \_\_\_\_\_

RECORDED

FEB 14 1990



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

FEB 14 1990

*Dennis L. Smith*  
(Applicant)

Received by OW Date 5-3-83 Time 3:30 P  
Preliminary check by KCW Fee \$ 65.00  
Receipted by BP Date 5/9/83 # 28177  
Publication prepared by RB Date 7-24-89  
Published in Morning News  
Publication dates 8-3 & 10, 89 11-16 & 23, 89  
Publication approved RB Date 12-6-89  
Protests filed by: none

Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by HWS

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. \_\_\_\_\_, and said application is hereby \_\_\_\_\_.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before \_\_\_\_\_, 19 \_\_\_\_.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

\_\_\_\_\_  
Director

**RECEIVED**

FEB 14 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

June 22, 1994

DENNIS LEAVITT  
KENE LEAVITT  
220 N 740 W  
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08136

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please feel free to contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON  
Water Rights Supervisor

JJ:dc

Enclosure

JUN 28 1994



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

May 24, 1994

DENNIS LEAVITT  
KENE A LEAVITT  
220 N 740 W  
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08136

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 correspond with the findings of the Department's field examiner.

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 place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur or have any questions with this information, please contact me as soon as possible. My telephone number is (208) 327-7947.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED  
JUN 28 1994

WR0749NP  
No. L35-08136

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 05/19/94  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS     | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|--------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | DENNIS LEAVITT     | 05/03/1983       | IRRIGATION | 04-01 10-31           | 1.02 CFS          |                     |
| C             | KENEA LEAVITT      |                  |            |                       |                   |                     |
|               | 220 N 740 W        |                  |            |                       |                   |                     |
|               | BLACKFOOT ID 83221 |                  |            |                       |                   |                     |
|               | (208) 684-4842     |                  |            |                       |                   |                     |
|               |                    |                  |            | TOTAL DIVERSION:      | 1.02 CFS          |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 2.73 CFS

Point(s) of Diversion: T02S R34E S01 SESW BINGHAM County

Place of use Legal Description for: IRRIGATION

|             |     |    | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      |       |
|-------------|-----|----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| T           | R   | S  | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | SUM   |
| Lt          | Ac  | Lt | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac    |
| 02S         | 34E | 1  |      |      |      |      |      |      |      |      | 28   | 26   | 39   | 37   |      |      |      |      | 130.0 |
| 02S         | 34E | 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 04   |      | 4.0   |
| 02S         | 34E | 11 | 10   |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 10.0  |
| 02S         | 34E | 12 |      |      |      |      | 20   | 20   |      |      |      |      |      |      |      |      |      |      | 40.0  |
| TOTAL ACRES |     |    |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 184.0 |

Pou County: BINGHAM

Other Rights: 35-2141

Other Water Rights with Same Point(s) of Diversion and Source:  
35-02141 35-08136

Other Water Rights Listing Overlapping Place(s) of use:  
35-02071 35-02140 35-02141 35-02200 35-02316 35-02340 35-02455 35-08136 35-08137 35-08142

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.

Remarks: Use of this right with Right 35-02141 is limited to a total  
combined diversion rate of 2.73 cfs, a total combined annual  
diversion volume of 736 af, and to the irrigation of a combined  
total of 184 acres in a single irrigation season.  
This right is limited to the irrigation of 69 acres within the  
place of use described above in a single irrigation season.  
Right 35-02141 is also diverted through the point of diversion  
described above.

WR0749NP  
No. L35-08136

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 05/19/94  
PAGE: 2

Dates: App. Received: 05/03/1983 Priority Date: 05/03/1983  
Proof Due Date: 02/01/1991 Proof Made Date: 01/17/1991  
Exam Made Date: 07/18/1993 Exam Sent to S.O.: 12/10/1993  
Licensed Date:

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

Audit: 01/25/94 CHAPMAN 05/18/94 BCHAPMAN 05/19/94 BCHAPMAN

(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 | Lt | Ac | Lt | Ac            | Lt            | Ac |    |          |     |    |
| L3508136            | T02S R34E S 1         | GROUNDWATER |       |    |    |    |    |    |    |    |    |    |               |               |    |    |          |     |    |
|                     | :                     |             |       |    |    | :  |    |    |    |    | :  | 28 | 26            | 39            | 37 | :  | 130      |     |    |
| <del>3502071</del>  | <del>GROUNDWATE</del> | :           |       |    |    |    | :  | 1  | 1  | 1  | 1  | :  | 1             | 1             | :  |    |          | :   |    |
| A3502071            | GROUNDWATE            | :           | 20 03 |    |    |    | :  | 38 | 37 | 38 | 36 | :  | 04            | 05            | :  |    |          | 181 |    |
| <del>R3502071</del> | <del>GROUNDWATE</del> | :           | 19 02 |    |    |    | :  | 37 | 36 | 37 | 37 | :  | <del>05</del> | <del>05</del> | :  |    |          | 178 |    |
| 3502140             | GROUNDWATE            | :           |       |    |    |    | :  |    |    |    |    | :  |               |               |    |    | 10 10    | 20  |    |
| A3502140            | GROUNDWATE            | :           |       |    |    |    | :  |    |    |    |    | :  |               |               |    |    | 06 03    | 9   |    |
| R3502140            | GROUNDWATE            | :           |       |    |    |    | :  |    |    |    |    | :  |               |               |    |    | 05 04-10 | 15  |    |
| <del>3502141</del>  | <del>GROUNDWATE</del> | :           |       |    |    |    | :  |    |    |    |    | :  | 20            | 40            | :  |    |          | 60  |    |
| A3502141            | GROUNDWATE            | :           |       |    |    |    | :  |    |    |    |    | :  | 20            | 40            | :  |    |          | 60  |    |
| <del>R3502141</del> | <del>GROUNDWATE</del> | :           |       |    |    |    | :  |    |    |    |    | :  | 28            | 26            | 39 | 37 | :        | 130 |    |
| 3502316             | GROUNDWATE            | :           |       |    |    |    | :  |    |    |    |    | :  |               |               |    |    | 10 10    | 20  |    |
| A3502316            | GROUNDWATE            | :           |       |    |    |    | :  |    |    |    |    | :  |               |               |    |    | 06 03    | 9   |    |
| R3502316            | GROUNDWATE            | :           |       |    |    |    | :  |    |    |    |    | :  |               |               |    |    | 05 04-10 | 15  |    |
| <del>3502455</del>  | <del>GROUNDWATE</del> | :           |       |    |    |    | :  | 32 | 36 | 40 | 40 | :  | 05            | 05            | :  |    |          | 158 |    |
| A3502455            | GROUNDWATE            | :           | 20 03 |    |    |    | :  | 38 | 37 | 38 | 36 | :  | 04            | 05            | :  |    |          | 181 |    |
| <del>R3502455</del> | <del>GROUNDWATE</del> | :           | 19 02 |    |    |    | :  | 37 | 36 | 37 | 37 | :  | <del>05</del> | <del>05</del> | :  |    |          | 178 |    |
| <del>3508136</del>  | <del>GROUNDWATE</del> | :           |       |    |    |    | :  |    |    |    |    | :  | 30            | 30            | 20 | :  |          |     | 80 |
| 3508142             | GROUNDWATE            | :           |       |    |    |    | :  |    |    |    |    | :  |               |               |    |    | 10 10    | 20  |    |
| A3510799            | GROUNDWATE            | :           |       |    |    |    | :  |    |    |    |    | :  | 30            | 30            | 20 | :  |          |     | 80 |
| R3510799            | GROUNDWATE            | :           |       |    |    |    | :  |    |    |    |    | :  | 28            | 26            | 39 | 37 | :        | 130 |    |
| A3511409            | GROUNDWATE            | :           | 20 03 |    |    |    | :  | 38 | 37 | 38 | 36 | :  | 04            | 05            | :  |    |          | 181 |    |
| R3511409            | GROUNDWATE            | :           | 19 02 |    |    |    | :  | 37 | 36 | 37 | 37 | :  | 05            | 05            | :  |    |          | 178 |    |

|           |               |             |  |    |  |  |  |    |    |    |  |  |    |    |  |  |  |     |
|-----------|---------------|-------------|--|----|--|--|--|----|----|----|--|--|----|----|--|--|--|-----|
| L3508136  | T02S R34E S 2 | GROUNDWATER |  |    |  |  |  |    |    |    |  |  |    |    |  |  |  |     |
|           |               |             |  |    |  |  |  |    |    |    |  |  |    |    |  |  |  | 04  |
| R3502099E | GROUNDWATE    |             |  |    |  |  |  | 16 | 40 | 29 |  |  | 33 |    |  |  |  | 118 |
| A3502099F | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  | 13 |    |  |  |  | 13  |
| R3502099F | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  | 13 |    |  |  |  | 13  |
| A3502125E | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  | 13 |    |  |  |  | 13  |
| R3502125E | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  | 13 |    |  |  |  | 13  |
| 3502130A  | GROUNDWATE    |             |  |    |  |  |  | 20 | 40 | 35 |  |  | 30 | 10 |  |  |  | 135 |
| 3502130B  | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  | 15 |    |  |  |  | 15  |
| A3502130C | GROUNDWATE    |             |  |    |  |  |  | 20 | 40 | 35 |  |  | 30 |    |  |  |  | 125 |
| R3502130C | GROUNDWATE    |             |  |    |  |  |  | 16 | 40 | 29 |  |  | 33 |    |  |  |  | 118 |
| A3502130D | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  | 13 |    |  |  |  | 13  |
| R3502130D | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  | 13 |    |  |  |  | 13  |
| 3502141   | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  |    |    |  |  |  | 05  |
| A3502141  | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  |    |    |  |  |  | 05  |
| R3502141  | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  |    |    |  |  |  | 04  |
| 3502200   | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  |    |    |  |  |  | 40  |
| A3502200  | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  |    |    |  |  |  | 40  |
| R3502200  | GROUNDWATE    |             |  | 10 |  |  |  |    |    |    |  |  |    |    |  |  |  | 39  |
| 3502340   | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  |    |    |  |  |  | 20  |
| A3502340  | GROUNDWATE    |             |  |    |  |  |  |    |    |    |  |  |    |    |  |  |  | 20  |
| R3502340  | GROUNDWATE    |             |  | 10 |  |  |  |    |    |    |  |  |    |    |  |  |  | 39  |

POU COMPARISON

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

[illegible]

| L3508136            | T02S R34E S11              | GROUNDWATER | :  | :  | : | :  | :  | :   |
|---------------------|----------------------------|-------------|----|----|---|----|----|-----|
|                     | 10                         |             | :  | :  | : | :  | :  | 10  |
| A3502099F           | GROUNDWATE :               | :           | 21 | 04 | : | :  | :  | 25  |
| R3502099F           | GROUNDWATE :               | :           | 21 | 04 | : | :  | :  | 25  |
| A3502125E           | GROUNDWATE :               | :           | 21 | 04 | : | :  | :  | 25  |
| R3502125E           | GROUNDWATE :               | :           | 21 | 04 | : | :  | :  | 25  |
| A3502125F           | GROUNDWATE :               | :           | :  | 04 | : | :  | :  | 4   |
| R3502125F           | GROUNDWATE :               | :           | :  | 04 | : | :  | :  | 4   |
| 3502130A            | GROUNDWATE :               | :           | :  | 01 | : | :  | :  | 1   |
| 3502130B            | GROUNDWATE :               | :           | 24 | 04 | : | :  | :  | 28  |
| A3502130D           | GROUNDWATE :               | :           | 21 | 04 | : | :  | :  | 25  |
| R3502130D           | GROUNDWATE :               | :           | 21 | 04 | : | :  | :  | 25  |
| <del>3502140</del>  | <del>GROUNDWATE</del> : 20 | 40          | :  | :  | : | 40 | 40 | 140 |
| <del>A3502140</del> | <del>GROUNDWATE</del> : 15 | 40          | :  | :  | : | 40 | 27 | 122 |
| <del>R3502140</del> | <del>GROUNDWATE</del> : 13 | 03 38       | :  | :  | : | 38 | 12 | 25  |
| <del>3502141</del>  | <del>GROUNDWATE</del> : 10 | :           | :  | :  | : | :  | :  | 10  |
| <del>A3502141</del> | <del>GROUNDWATE</del> : 10 | :           | :  | :  | : | :  | :  | 10  |
| <del>R3502141</del> | <del>GROUNDWATE</del> : 10 | :           | :  | :  | : | :  | :  | 10  |
| <del>R3502200</del> | <del>GROUNDWATE</del> : 10 | 04          | :  | :  | : | :  | :  | 14  |
| <del>3502316</del>  | <del>GROUNDWATE</del> : 20 | 40          | :  | :  | : | 40 | 40 | 140 |
| <del>A3502316</del> | <del>GROUNDWATE</del> : 15 | 40          | :  | :  | : | 40 | 27 | 122 |
| <del>R3502316</del> | <del>GROUNDWATE</del> : 13 | 03 38       | :  | :  | : | 38 | 12 | 25  |
| <del>3502348</del>  | <del>GROUNDWATE</del> : 10 | 04          | :  | :  | : | :  | :  | 14  |
| <del>3504136</del>  | <del>GROUNDWATE</del> :    | :           | :  | :  | : | :  | 04 | 4   |
| <del>A3504136</del> | <del>GROUNDWATE</del> :    | :           | :  | :  | : | :  | 04 | 4   |
| <del>R3504136</del> | <del>GROUNDWATE</del> :    | :           | :  | :  | : | :  | 04 | 4   |
| <del>3508137</del>  | <del>GROUNDWATE</del> : 10 | 04          | :  | :  | : | :  | :  | 14  |
| <del>3508142</del>  | <del>GROUNDWATE</del> : 20 | 40          | :  | :  | : | 40 | 40 | 140 |
| R3510799            | GROUNDWATE : 10            | :           | :  | :  | : | :  | :  | 10  |
| A3510930            | GROUNDWATE : 08            | :           | :  | :  | : | :  | :  | 8   |
| R3510930            | GROUNDWATE : 10            | 04          | :  | :  | : | :  | :  | 14  |

[illegible]

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '1' ARE ADJUDICATION CLAIMS)

[illegible]

AJ5809NP  
No. R35-82141

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/94  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS     | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|--------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | KENEA LEAVITT      | 06/08/1949       | IRRIGATION | 04-01 10-31           | 2.30 CFS          |                     |
| C             | DENNIS LEAVITT     |                  |            |                       |                   |                     |
|               | 220 N 740 W        |                  |            |                       |                   |                     |
|               | BLACKFOOT ID 83221 |                  |            |                       |                   |                     |
|               | (208) 684-4842     |                  |            |                       |                   |                     |
|               |                    |                  |            | TOTAL DIVERSION:      | 2.30 CFS          |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R34E S01 SESESW

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 | 1  | : |    |    |    |    |    |    |    |    |    |    | 28 | 26 | 39 | 37 |    |    | :           | 130.0 |
| 02S | 34E | 2  | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | :           | 4.0   |
| 02S | 34E | 11 | : | 10 |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | :           | 10.0  |
| 02S | 34E | 12 | : |    |    |    |    | 20 | 20 |    |    |    |    |    |    |    |    |    |    | :           | 40.0  |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | 184.0 |

POU County: BINGHAM

Other Rights: 35-10799

Other Water Rights with Same Point(s) of Diversion and Source:  
A35-02141 A35-10799 R35-10799

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

|           |           |           |           |           |           |           |           |           |           |
|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| A35-02071 | A35-02140 | A35-02141 | A35-02200 | A35-02316 | A35-02340 | A35-02455 | A35-10799 | A35-10930 | A35-11409 |
| R35-02071 | R35-02140 | R35-02200 | R35-02316 | R35-02340 | R35-02455 | R35-10799 | R35-10930 | R35-11409 |           |

Conditions of Approval:

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO  
- IDAHO CODE 42-1416A.

Remarks: RIGHT NO. 35-10799 IS ALSO DIVERTED THROUGH POINT OF  
DIVERSION DESCRIBED ABOVE.  
RIGHT NO. 35-10799 IS AN EXPANSION OF THIS RIGHT PURSUANT TO  
IDAHO CODE 42-1416(2).  
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 115 ACRES WITHIN  
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.  
USE OF THIS RIGHT WITH RIGHT NO. 35-10799 IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 2.30 CFS, A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 736 AF, A TOTAL COMBINED ANNUAL  
CONSUMPTIVE USE VOLUME OF 552 AF, AND TO THE IRRIGATION OF A  
COMBINED TOTAL OF 184 ACRES IN A SINGLE IRRIGATION SEASON.

- OVERLAP -

AJ5809NP  
No. R35-02141

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/94  
PAGE: 2

=====

|           |                                                                                                                  |                           |
|-----------|------------------------------------------------------------------------------------------------------------------|---------------------------|
| Dates:    | Exam Made Date: 01/09/1992                                                                                       | Verified Date: 12/14/1993 |
| Misc:     | Water District Number:                                                                                           | Field Inspection Flag:    |
|           |                                                                                                                  | Presumption Flag: E       |
| Comments: | Date: 12/14/1993 User-ID: THOMPSON Subject: PRESUMPTION FLAG<br>PRESUMPTION FLAG CHANGED FROM C TO E 12-14-93/JT |                           |
| Audit:    | 01/09/92 VERNER 11/19/93 THOMPSON 12/14/93 THOMPSON                                                              |                           |

# LICENSE REVIEW CHECKLIST

Permit # 35-8134 Date 1-18-94 Brenda Chapman

NAME Yes No 5-12-94  
 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) 35-2141 & (ADJ CLAIM 35-10799)

P/U ✓ Amendment Needed? PPU  
✓ Overlap(s) SAME AS ABOVE

TOTAL CFS ✓ Measurement done?? Polysonic Q = 2.73 CFS

CAPACITY = 2.73

35-2141 = 2.30

AVAILABLE = .43 CFS

OLD RATE = 2.30/115 = .02 per acre

NEW RATE = 2.73/184 = .0148 per acre

Theoretical 8.8 x .70 x

+ 2.31 x NEW

Allowable Amount: 69 ACRES X RATE = 1.02 CFS  
 Capacity of System: 2.73

TOTAL VOLUME Season of Use: C/4.0 4-1 to 10-31

Calculations:         

69 x 4 = 276 afa

184 x 4 = 736

Flow limit: 1.02 x 214 x 1.9835 = 432

USES ✓ Change(s) in Nature of Use?  
✓ Amendment Needed?

REMARKS ✓ Multiple P/Ds in 1/4 1/4?

W29  
edit

W27 W28

Special Overlap

Other W27 (69), W36 NON-TRUST

CONDITIONS ✓ Measuring/Locking Devices

✓ W/Master Control ✓ Water Dist

✓ Irrigation Overlap 5-3-83 App Rec'd

✓ Water Quality Exam Made

COMMENTS: Reduce acres + rate; Combined rate exceeds capacity-  
condition

RECOMMENDED CFS DIV VOL CON VOL

Irrigation 1.02 276 DONT WST

Comb rate/vol 2.73 NA

LICENSE

1ST AMEND LETTER P47 + P38

2ND AMEND LETTER P47

NOTE: NO CLAIM ON THIS!

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

RECEIVED  
DEC 13 1993  
Department of Water Resources

**A. GENERAL INFORMATION**

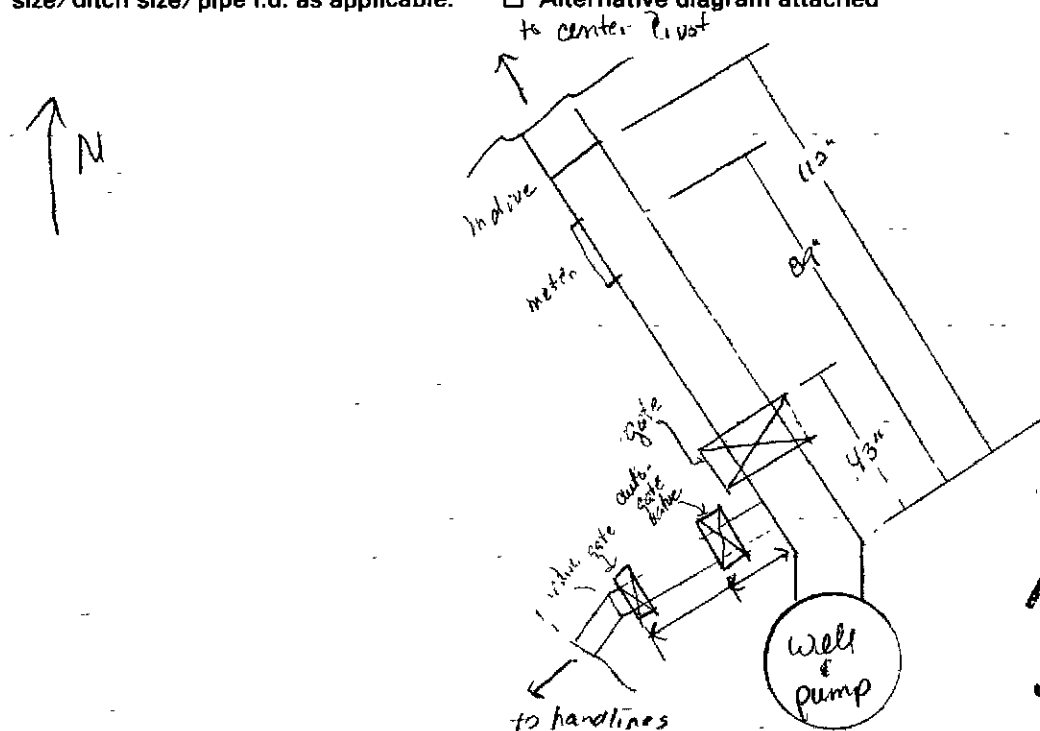
1. Owner: Dennis Stewart Permit No. 35-08136  
Phone No. 684-4842  
Current Address: 225 N 745th, Pocatello, ID 83201  
2. Accompanied by: Dennis Stewart EXAM. DATE: 7-18-91  
Address: \_\_\_\_\_ Phone No. \_\_\_\_\_  
Relationship to Permit Holder: same  
3. Source: groundwater tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: 35-02141, 435-10799  
☐ Copies Attached  
2. Other water rights with same point of diversion: 35-02141, 435-10799  
☐ Copies Attached ☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

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



JUN 28 1994

Scale: 1" = \_\_\_\_\_

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

**System Description (continued)**

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

well pump to mainlines - one to center pivot "Jockey" well  
 high pressure inner station system w/ 100' gals (on now)  
 - other line to handlines - 3 lines w/ 90 birds total @ 5/32" dia.  
 @ 65 psi 200' to 300' 15-30' from well

☐ See Remarks on page 4 for continuation

| Well or Diversion Identification No.* | Motor Make | Hp  | Motor Serial No. | Pump Make              | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|-----|------------------|------------------------|-----------------------------------|
| East Place                            | GE         | 150 | DMJ407765        | Jayne<br>(P. 12-22-01) | 43619 (10")                       |
|                                       |            |     |                  |                        |                                   |
|                                       |            |     |                  |                        |                                   |

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

5. Point(s) of Diversion:

| Ident. No. | Gov't. Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County   | Method of Determination/Remarks |
|------------|------------|-----|-----|-----|------|------|------|----------|---------------------------------|
|            |            | SE  | SE  | SW  | 1    | 25   | 34E  | Benjamin | field exam, A's photo           |
|            |            |     |     |     |      |      |      |          |                                 |
|            |            |     |     |     |      |      |      |          |                                 |

6. Place(s) of Use:

Indicate Method of Determination

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 25   | 34E  | 1    |        |        |        |        |        |        |        |        | 28     | 26     | 39     | 37     |        |        |        |        | 130    |
|      |      | 2    |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 4      |        | 4      |
|      |      | 11   |        |        | 10     |        |        |        |        |        |        |        |        |        |        |        |        |        | 10     |
|      |      | 12   |        |        |        |        | 20     | 20     |        |        |        |        |        |        |        |        |        |        | 40     |
| 25   | 34E  | 1    |        |        |        |        |        |        |        |        | 28     | 26     | 15     |        |        |        |        |        | 69     |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

SERVICE  
AREA,  
PERMISSIBLE  
PLACE OF  
USE

184

Do not use this space

JUN 28 1994

Do not use this space

## D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1.

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
| SONIC METER, GIBERN   |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

2. Measurements:

~110 psi at Orifice 15' from 1" line  
no access

## E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

- Measured Method: SONIC METER -  $Q = 2.73 \text{ cfs}$  - LICENSE 35-02141 IS FROM SAME WELL AND IS LICENSED FOR  $2.30 \text{ cfs}$ . RECOMMEND:  $0.015/\text{ACRE} = 69 \text{ AC} \times 0.015 = 1.03 \text{ cfs}$
- Alternate Method for Checking Purposes: HOWEVER LIMIT IN COMBINATION w/ 35-02141 TO COMBINED RATE OF  $2.73 \text{ cfs}$ , SYSTEM CAPABILITY.  $Q$  LIMITED TO  $1"/\text{ACRE}$ .

## F. PUMP EFFICIENCY DATA (Optional)

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

Total Head: (1) + (2) = \_\_\_\_\_ (3)

: Flow rate: \_\_\_\_\_ cfs (4)

Water HP. (3) x (4)  $\div$  8.8 = \_\_\_\_\_ (5)

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

Meter Input HP: (6) x 1.34 = \_\_\_\_\_ (7)

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

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

## G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (69)(4.0) = 276 \text{ AFA}$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (1.02)(213)(1.9835) = 430.9$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 276$

2. Volume Calculations for Other Uses:

NONE

JUN 28 1994

## H. REMARKS AND OVERLAP REVIEW ANALYSIS

- owner has filed under reclamation claim #35-10737  
# WR 35-8136 in name George - trying to prove  
priority for water rights in U.S. 1-10-11  
- Notes - Well sits on mineral rights in oil, gas  
ground is filled & some heavy specs with iron  
rocks. Current owner just sits on it. No  
could a well be drilled  
- As a result of some acreage act  
of a well later due to the reclamation under a  
flow interaction system

## I. RECOMMENDATIONS

### 1. Recommended Amounts

| Beneficial Use | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|-------|------------------------------|--------------------------|
|                | From          | To    |                              |                          |
| IRRIGATION     | 4/1           | 10/31 | 1.02                         | 292                      |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
| Totals:        |               |       | 1.02                         | 292                      |

### 2. Recommended Amendments

- ☐ Change P.D. as reflected above      ☐ Add P.D. as reflected above      ☐ None  
☒ Change P.U. as reflected above      ☐ Add P.U. as reflected above      ☐ Other

## J. AUTHENTICATION

Field Examiner's Name LYNNETTE BUSHAW  
Signature \_\_\_\_\_  
Certification Date \_\_\_\_\_  
Field Report Preparation Date 7-18-11

WRITE-UP COMPLETED 1-8-92 BY  
ERIC S. VERNER ES

CONSULTANT SEAL

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

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

POINT OF DIVERSION OVERLAP REVIEW

35-8136  
Permit Number

1. Analysis of Entire System, Current Application Rate per Acre ( $Q_c$ ):  
Limit to 0.02 cfs/ac, Permitted Amount, or System Capacity, Whichever is Less.

A. Total Number of Acres irrigated = 184 acres

B. Total Diversion Rate = 2.73 cfs

$$Q_c = \text{Total Diversion rate [1.B]} / \text{Total irrigated acres [1.A]} \\ = \frac{2.73}{\text{cfs}} / \frac{184}{\text{acres}} = 0.0148369 \text{ cfs/ac}$$

2. Old Application Rate per Acre ( $Q_o$ ) from Licensed Flow Rates:

License # 35-2141 @ 2.30 cfs / 115 ac

License # \_\_\_\_\_ @ \_\_\_\_\_ cfs / \_\_\_\_\_ ac

License # \_\_\_\_\_ @ \_\_\_\_\_ cfs / \_\_\_\_\_ ac

$$Q_o = \text{Total Licensed Rate} = \frac{2.30 \text{ cfs}}{115 \text{ ac}} = 0.02 \text{ cfs/ac} \\ (\text{Old Diversion Rate}(Q_o) = \text{Licensed Flow Rate}/\# \text{ acres})$$

3. Comparison of Diversion Rates if:

A. Old Diversion Rate( $Q_o$ ) > New Diversion Rate( $Q_c$ ) : **EXCLUDE** Licensed Lands.

$$Q_o(\#2) = 0.02 \text{ cfs/ac} > Q_c(\#1) = 0.0148369 \quad \text{GO TO ITEM \#4A.}$$

B. New Diversion Rate( $Q_c$ ) > Old Diversion Rate( $Q_o$ ) : **INCLUDE** Licensed Lands.

$$Q_c(\#1) = \text{_____} > Q_o(\#2) = \text{_____} \quad \text{CONTINUE TO ITEM \#3.B.1}$$

1. Additional Flow Rate for Licensed Lands.

$$Q_a = (Q_c - Q_o) \times (\# \text{ Lic. Ac.}) = \left[ \left( \frac{\text{_____}}{\text{cfs/ac}} \right) - \left( \frac{\text{_____}}{\text{cfs/ac}} \right) \right] \times (\text{_____ acres}) = \text{_____ cfs}$$

2. Flow Rate for New Acreage. Total acres(#1.A) - Licensed acres(#3) = New Acres  
(184) - (115) = 69 acres

$$Q_n = (Q_c) \times (\# \text{ New Ac.}) = (\text{_____ cfs/ac}) \times (\text{_____ ac}) = \text{_____ cfs}$$

GO TO ITEM \#4B.

4. Calculate Total Flow Rate to be licensed:

A. Flow Rate excluding licensed land. Total Acres(#1.A) - Lic. Acres(#2) = New Acres  
(184) - (115) = 69 ac

$$Q_t = Q_c(\#1) \times (\# \text{ New Acres}) = 0.0148369 \text{ cfs/ac} \times 69 \text{ ac} =$$

$$Q_t = 1.02 \text{ cfs}$$

CONDITIONS/REMARKS: The maximum combined rate of diversion under this right  
and 35-02141 shall not exceed 2.73 cfs

- B. Flow Rate including licensed land.

$$Q_t = Q_a(\#3.B.1) + Q_n(\#3.B.2) = \text{_____ cfs} + \text{_____ cfs} =$$

$$Q_t = \text{_____ cfs}$$

CONDITIONS/REMARKS: \_\_\_\_\_

JUN 28 1994

Wm. R. R.

01613-235 Polysonic Measurement  
Type

35-8136

11 28 1994

1-10-51

Ans. 1077

35-8136

$$\begin{aligned}\bar{x}_Q &= 1.189E \text{ GPM} \\ &= 2.65 \text{ cfs} \\ \phi_{max} &= 122.5 \text{ gpm} = 2.73 \text{ cfs}\end{aligned}$$

35-8136

JUN 28 1994

PHOTOS TAKEN BY LYNN BUSHAW 7-18-91  
FOR ALIENS A35-10799 & A35-02141 & 35-08136

17 JUN 28 1994

View  
OF POOL SURROUNDING  
HILLY TERRACE AND  
LEAFY PAVILION.

35-8136



Point of Interest  
A35-10799/02141  
AND  
Leaflet 35-08136

35-8136

Permit Area

TIS

T2S

L A V A

POINT OF  
DIVERGENCE

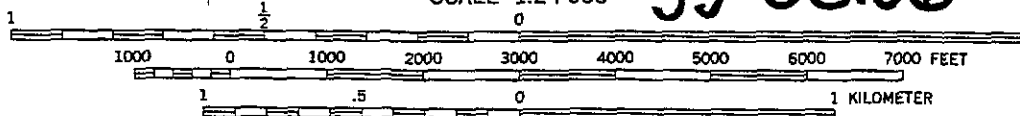
R  
34  
E  
R  
35  
E

PERMITTED PLACE OF USE

35-08136

7/18/91

SCALE 1:24 000



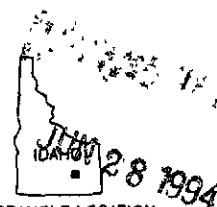
CONTOUR INTERVAL 10 FEET  
NATIONAL GEODETIC VERTICAL DATUM OF 1929

7"  
MILS

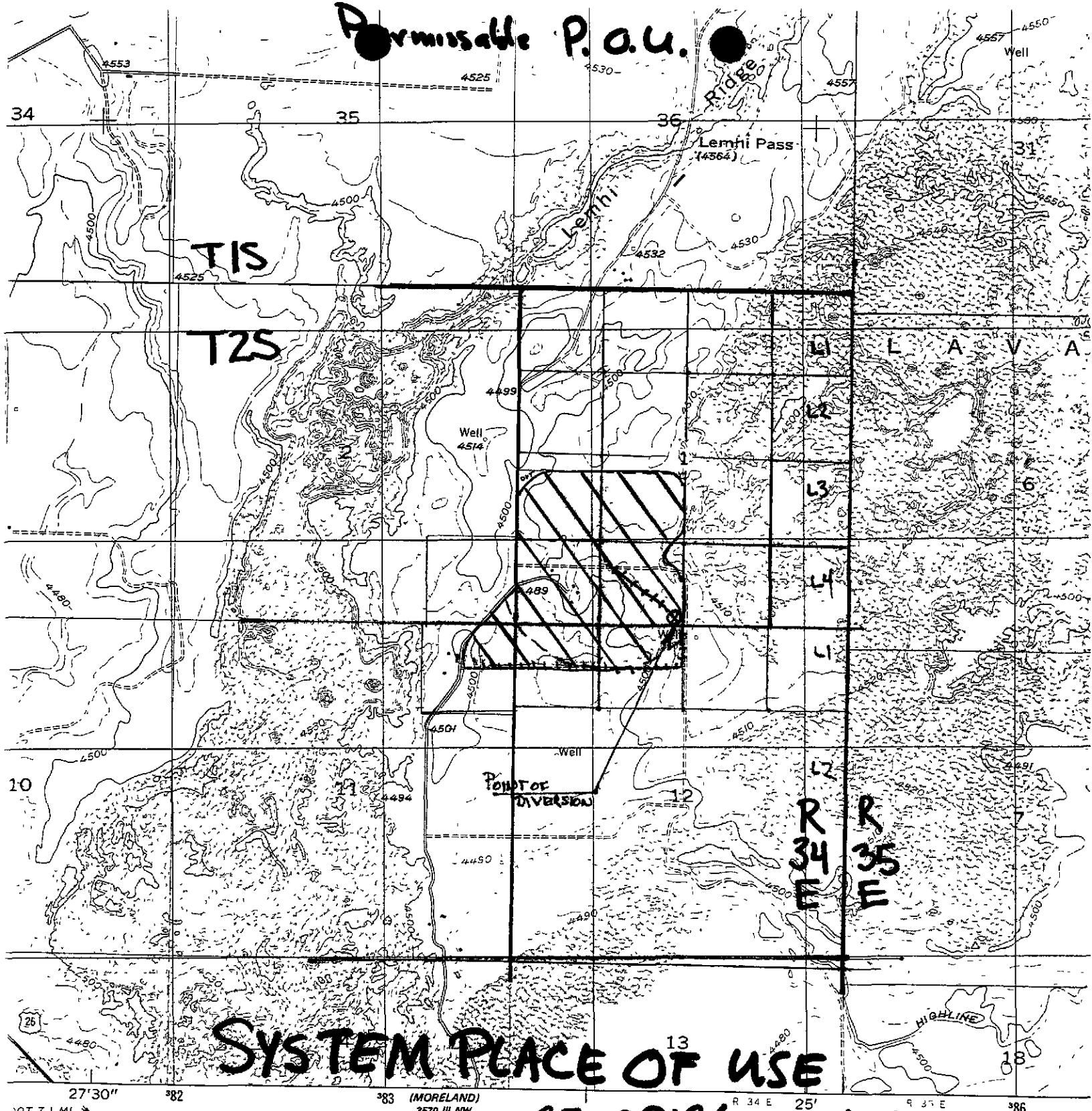
TIC NORTH  
F SHEET

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS  
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092  
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE FOR REQUEST

QUADRANGLE LOCATION



Admirable P.O.U.

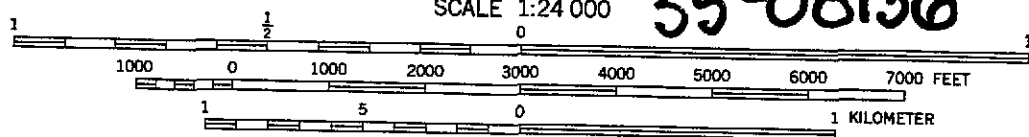


SYSTEM PLACE OF USE

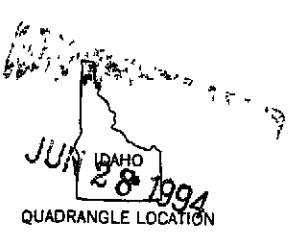
35-08136

7/18/91

SCALE 1:24 000



CONTOUR INTERVAL 10 FEET  
NATIONAL GEODETIC VERTICAL DATUM OF 1929



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS  
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092  
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

R10

T1S  
T2S

T1S

T2S

FIELD EXAM MAP FOR  
A35-02141, A35-05179  
AND

PERMIT 35-08136

EXAMINED BY  
LYNNET BUSHAW,  
7-18-91

CORNER LOCATIONS SCALED  
FROM QA Y89 1/8/92 ESU  
PLOT SCALE = 1" = 645'

A-A' = 4323' FROM OR  
PHOTO SCALE = 4323'/6.6" = 645 2/11"

NHEL  
2  
149.0

NHEL  
10  
20.5

NHEL  
5  
160.1

NHEL  
6  
7.1

NHEL  
4  
136.5

NHEL  
2  
13.9

NHEL  
1  
18.2

NHEL  
3  
27.3

NHEL  
4  
14.7

NHEL  
5  
39.3

NHEL  
6  
21.4

NHEL  
7  
24.9

NHEL  
8  
71.8

NHEL  
9  
30.0

R34E

R35E

T2S  
R34E

PLACE OF USE

POINT OF  
DIVERSION

ASCS ACRES = 180.6  
FIELD EXAM ACRES = 184

35-8136

184 TOTAL

February 26, 1991

DENNIS LEAVITT  
KENEAL LEAVITT  
220 N. 740 W.  
BLACKFOOT, ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08136

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

RECEIVED

MAR 18 1991

ANALYSIS SHEET  
for  
PROOF OF BENEFICIAL USE

Permit No. 35-8136

Date 2-21-91

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  
1949 ☒ Drill permit req'd?  
☒ Copy in file? Drill permit no. \_\_\_\_\_  
☒ Well log in file?  
☒ Amt paid for drilling permit? \_\_\_\_\_ Correct?

LICENSE EXAMINATION FEE

☒ Required?  
125.00 Amount submitted?  
☒ Correct amount?

MEASURING DEVICE

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

DEFICIENCIES OR ACTION ITEMS

*Proof acceptable*

PRIORITY CALCULATION

|                     |           |   |
|---------------------|-----------|---|
| Date proof received | <u>NA</u> |   |
| Date proof due      |           | - |
| No. of days late    |           | = |
| Priority date       |           | + |
| NEW PRIORITY DATE   |           | = |

*LB*

138797

November 30, 1990

DENNIS LEAVITT  
KENE LEAVITT  
220 N. 740 W.  
BLACKFOOT, ID 83221

PROOF DUE NOTICE

RE: PERMIT NO. 35-08136

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 February 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

RECEIVED

MAR 18 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  
January 8, 1990

DENNIS LEAVITT  
KENEAL LEAVITT  
220 N. 740 W.  
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.      P35-08136

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.

**RECORDED**

FEB 14 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

*[Handwritten signature]*

FEB 14 1990

35-08153

CHURCH OF JESUS CHRIST OF  
LATTER DAY SAINTS  
Thomas Fourth Ward  
Rt 5, Box 354  
Blackfoot, Id 83221  
Source: GROUNDWATER  
Diversion Pt: SESE, Sec. 6, T. 03S, R. 34E.  
Use: IRRIGATION (.400 CFS)  
Date Filed 5/25/1983.  
In T03S, R34E, S06, SESE.  
20.0 ACRES TOTAL.

35-08121

THOMAS, D Cornell  
241 S. 1100 N.  
Pingree, Id 83262  
Source: GROUNDWATER  
Diversion Pt: SWNW, Sec 17, T. 03S, R.  
34E.  
Use: IRRIGATION ( 200 CFS)  
Date Filed. 3/30/1983.  
In: T03S, R34E, S17, SWNW..  
10.0 ACRES TOTAL.

35-08122

STANFIELD, Larry A  
STANFIELD, Jeffrey  
P.O. Box 102  
Moreland, Id. 83256  
Source: GROUNDWATER  
Diversion Pt: NWNW, Sec. 10, T. 02S, R.  
34E.  
Use: IRRIGATION ( 160 CFS).  
STOCKWATER (.020 CFS)  
DOMESTIC ( .060 CFS).  
Date Filed. 4/05/1983  
In T02S, R34E, S03, SWSW; S10, NWNW.  
8.0 ACRES TOTAL

35-08133

SLAUGH, Pearle  
Aberdeen, Id 83210  
Source: GROUNDWATER  
Diversion Pt: SESW, Sec. 28, T. 05S, R.  
31E.  
Use: IRRIGATION ( 800 CFS).  
Date Filed: 5/03/1983.  
In: T05S, R31E, S28, SESW  
40.0 ACRES TOTAL

35-08136

LEAVITT, Dennis  
LEAVITT, Kenea  
220 N 740 W.  
Blackfoot, Id. 83221  
Source: GROUNDWATER  
Diversion Pt: SESW, Sec 1, T 02S, R. 34E.  
Use: IRRIGATION (1 600 CFS).  
Date Filed 5/03/1983  
In: T02S, R34E, S01, NESW, NWSW,  
SWSW.  
80.0 ACRES TOTAL.

35-08142

ESPLIN, Keith  
Rt 2, Box 192  
Shelley, Id 83274  
Source: GROUNDWATER  
Diversion Pt: NWNE, Sec. 12, T. 02S, R  
34E, SWNW, Sec. 12, T. 02S, R 34E; NWSW,  
Sec. 12, T. 02S, R 34E.  
Use: IRRIGATION (3,900 CFS).  
Date Filed: 5/20/1983  
In: T02S, R34E, S01, SWSE, SESE, S11,  
NENE, SENE, NESE, SESE; S12 NENE,  
NWNE, SWNE, NENW, NWNW, SWNW,  
SENW, NESW, NWSE, SWSW, NESE, NWSE,  
R 35E, S07, NWSW  
520.0 ACRES TOTAL.

35-08144

MERRILL, Clendon  
Rt. 5, Box 68  
Blackfoot, Id. 83221  
Source: GROUNDWATER  
Diversion Pt: SWNW, Sec. 36, T. 02S, R.  
33E.  
Use: IRRIGATION ( 300 CFS)  
Date Filed. 5/19/1983.  
In: T02S, R33E, S36, SWNW  
15.0 ACRES TOTAL.

RECEIVED

DEC 04 1989

Department of Water Resources  
Eastern District Office

## AFFIDAVIT of PUBLICATION

County of Bingham )

State of Idaho )

I, Ted Townsend do

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

16th day of November, 19 89;and the last publication having been made on the  
23rd day of November, 19 89;

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

On this 29th day of November, in  
the year 19 89 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.

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

Affidavit Processing Fee..... \$5 00

MICROFILMED

FEB 14 1990

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

Idaho Falls, Idaho 83402  
(208) 525-7161

NOVEMBER 7, 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 DECEMBER 4, 1989.

Yours truly,

Rita Bodell  
Secretary

Encl.

**MICROFILMED**

FEB 14 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

**MICROFILMED**

FEB 14 1990

35-08136

LEAVITT, DENNIS  
LEAVITT, KENEA  
220 N. 740 W.  
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt:                SESW        Sec 1 T 02S R 34E

Use: IRRIGATION                        ( 1.600 CFS)

Date Filed: 5/03/1983

In: T02S R34E S01                NESW                NWSW                SWSW

80.0 ACRES TOTAL

**MICROFILMED**

FEB 14 1990

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 DECEMBER 4, 1989.

R. Keith Higginson, Director

Published 11/16/1989 & 11/23/1989

**MICROFILMED**

FEB 14 1990

23-Oct-1989

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

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

Gentlemen:

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

Your cooperation in this matter is greatly  
appreciated.

Sincerely,

Rita Bodell  
Office Secretary

*Handwritten:* 10/23/89  
**MICROFILMED**

**FEB 14 1990**

July 26, 1989

Dennis or Kenea Leavitt  
220 N. 740 W.  
Blackfoot, ID 83221

RE: Application for Permit No. 35-8136

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Morning News. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES  
Water Rights Supervisor

HWJ/rb

*[Handwritten signature]*

FEB 14 1990

S T A T E   O F   I D A H O  
DEPARTMENT OF WATER RESOURCES  
Eastern Region  
150 Shoup Ave., Suite 15

---

Idaho Falls, Idaho 83402  
(208) 525-7161

JULY 26, 1989

THE MORNING NEWS  
P.O. BOX 70  
BLACKFOOT, ID 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 21, 1989.

Yours truly,

Rita Bodell  
Secretary

Encl.

**MICROFILMED**

FEB 14 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECORDED  
2007 FEB 16

FEB 16 2007

35-08136

LEAVITT, DENNIS  
LEAVITT, KENEA  
220 N. 740 W.  
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt:                SESW        Sec 1 T 02S R 34E

Use: IRRIGATION                        ( 1.600 CFS)

Date Filed: 5/03/1983

In: T02S R34E S01                NESW                NWSW                SWSW

80.0 ACRES TOTAL

RECEIVED  
FEB 14 1990

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203C, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before AUGUST 21, 1989.

R. Keith Higginson, Director

Published 8/03/1989 & 8/10/1989

**MICROFILMED**

SEP 14 1990

08/85

DEPARTMENT OF WATER RESOURCES  
BENEFICIAL USE SURVEY

AUG

Department of Water Resources  
Eastern District Office

35-8136

LEAVITT, DENNIS &/or KENER

RT. 4, BOX 202, BLACKFOOT, ID 83221

Source: GROUNDWATER

Date Filed: 05/03/1983

Diversion Pt: SESW Sec 01 T 02S R 34E

Use: IRRIGATION (1.60 CFS)

In: NESW NWSW SMSW Sec 01 T 02S R 34E FOR 80 ACRES

Check the box to the left of the paragraph which accurately describes the status of the project described by the application and then sign on the line at the bottom of the page.

- A. ☐ Prior to October 1, 1984, the source of water listed on application for permit No. \_\_\_\_\_ was not being diverted and put to beneficial use as represented by the application.
- B. ☒ Prior to October 1, 1984, the source of water listed on application for permit No. 35-8136 was being diverted and put to beneficial use as represented by the application.

If paragraph "B" was selected return the form with documentation confirming beneficial use occurred prior to October 1, 1984. This documentation should include a sworn statement from you as applicant, plus other evidence that will substantiate beneficial use.

Additional information is not required for paragraph

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FEB 14 1990

Dennis Leavitt  
(Signature)

1-35111

AUG 26 1985

Department of Water Resources  
Eastern District Office

August 26, 1985

I, Dennis Leavitt, do state the following; and further state  
it to be factual and true:

On February 6, 1979, I purchased the farm owned by Marveline  
Leavitt, wherein lies the acreage under dispute. The acreage  
described as: SWSW, S1, T2S, R34E, contains 80 acres and is  
under water right 35-8136. At the time I purchased this  
land, the entire farm, including the 80 acres under question  
was under production.

Dennis Leavitt  
Dennis Leavitt Purchaser

Marveline Leavitt  
Marveline Leavitt Seller

(Seal)

J. Layne Van Orsdel  
Notary Public

MICROFILMED

FEB 14 1990

10/3/28, 1983

Department of Water Resources  
Eastern District Office

*P. 7*

F.  
46.3

*MAP*

*Acres*

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*See P-8*



**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
EASTERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
Director

150 Shoup — Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

August 20, 1985

RE: Application for Permit No. 35-8136

Dennis Leavitt  
Rt. 4, Box 202  
Blackfoot, ID 83221

Dear Mr. Leavitt:

In October of 1984, Idaho Power Company and the State of Idaho signed an agreement stating the Company's water rights would be subordinated to those persons who beneficially used water prior to October 1, 1984, and who filed an application or claim for said use by June 30, 1985.

To insure proper consideration of your application pursuant to the above agreement, follow the directions on the enclosed form and return it to this office when completed. For your benefit in identifying the point of diversion and place of use, included on the form is a description of the major items contained on the application.

Your cooperation in returning the completed form and supplemental documentation will expedite future administrative action on your application when processing of applications above Swan Falls resumes.

Respectfully submitted,

ERNEST CARLSEN  
Assistant Regional Supervisor

EC:cw

Enclosure

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FORM A

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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MAY 16 1985

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 35-8136 or 358137  
Name(s) of Permit Holder: Dennis F Kenca Leavitt

220 N 740 W Blackfoot Idaho 83221

Post Office Address: old (Rt 4 Box 202)

Telephone No. 684-4842

Source of Water: Ground Well

Extent of Use: Domestic \_\_\_\_\_ (number of households)

Stockwater \_\_\_\_\_ (number and type of stock)

Irrigation 43 (acres)

Other/Remarks \_\_\_\_\_

Indicate the date water was first diverted and beneficially used under this permit: When Purchased in 1978 it was then in use.

Measuring Device: Required? \_\_\_\_\_ Yes \_\_\_\_\_ No  
Installed? \_\_\_\_\_ Yes \_\_\_\_\_ ☒ No

Flow Measurement Port: Required? \_\_\_\_\_ Yes \_\_\_\_\_ No  
Required? \_\_\_\_\_ Yes \_\_\_\_\_ No

Person to contact to accompany the Department representative during field examination: Same (Name)

(Address)

(Telephone number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

March 15-88  
Date

Dennis Leavitt  
Signature of Permit  
(and Title, if appropriate)

FEB 14 1990

Statement of development for exemption from Swan Falls processing. Not acceptable as proof of beneficial use