

35-8121

R34E

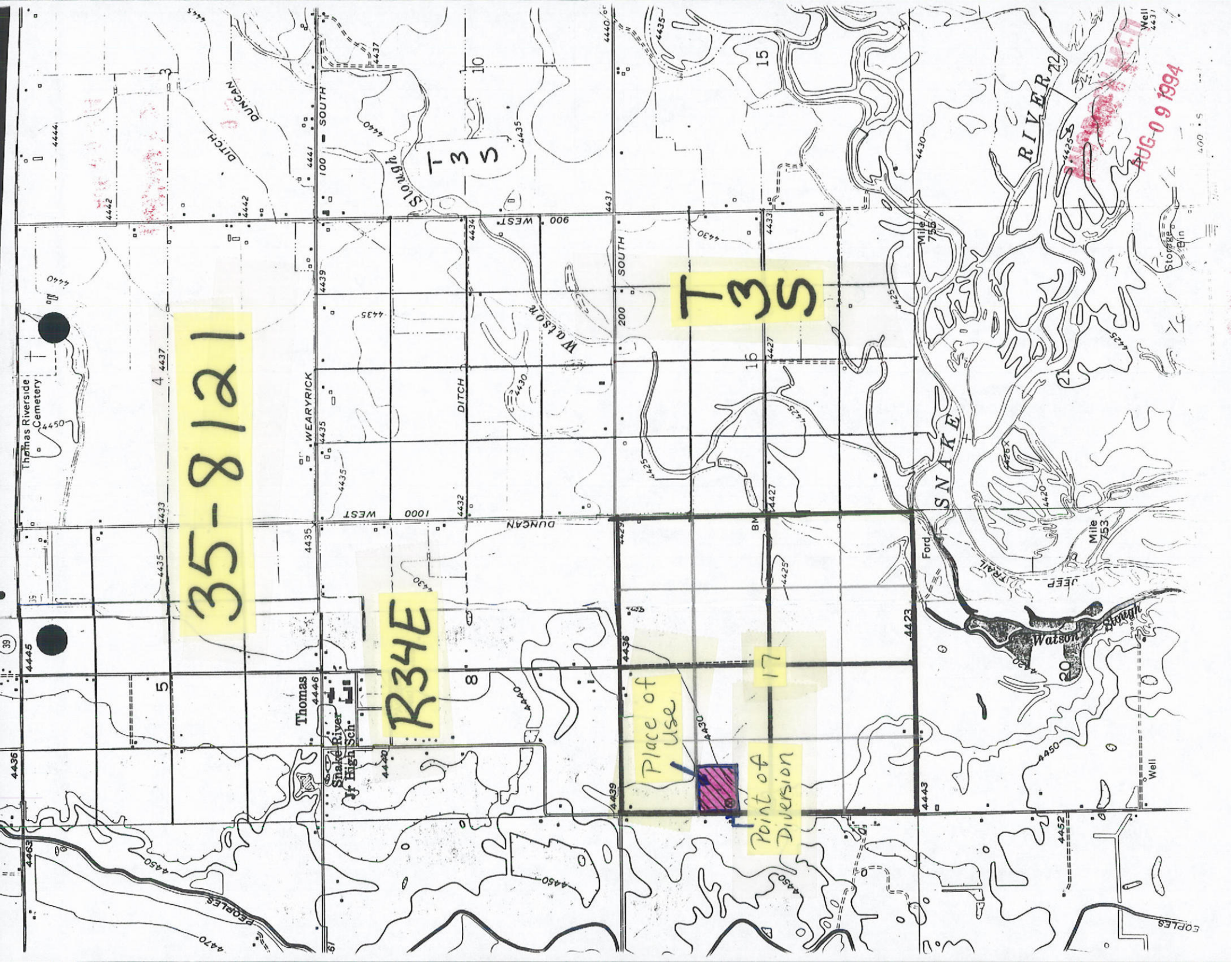
T3S

Place of
Use

Point of
Diversion

17

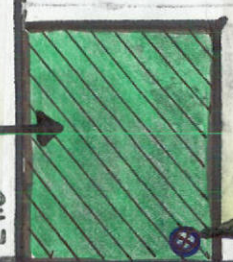
T3S



18
17

HEL 2700
90

HEL Place of Use
24.5



Point of Diversion

17

TMS

R34E

35-08121

18
17
1920

T1973
1272

179

3 113

4 133

17

22

0 9 1994

35-08121

RECEIVED

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

FEB 10 1997

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JAN 31 1997

Department of Water Resources

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) 35-08121 ^{1st Gnd} _{10ac} (AS NOT RECD)
- Adjudication Claim Number(s) A35-10839 ^{.05} _{Don} Done
2. The following REQUIRED information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
- AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
- OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) C. Edward Wyne
- 241 South 1100 West Pingree Idch 83221
4. New Owner/Claimant(s) Michael VanOrden and Sheila Ann VanOrden
- Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR
- New Mailing Address 241 South 1100 West
- City, State and ZIP Code Pingree Idaho 83262
- New Telephone Number (208) 684-3970
5. Date you acquired the property July 18, 1996
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- 35-08121
Number of acres actually irrigated 10 Number and type of stock _____
- Diversion rate in CFS 0.14 Number of homes 1 @ 0.05 Other uses _____
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Michael VanOrden MICROFILMED Date 31 Jan 97
- Sheila VanOrden Date 31 Jan 97
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

3-18911-JB

Warranty Deed 445267

Not Value Received

DR. C. EDWARD WYNE AND SALLY M. WYNE, HUSBAND AND WIFE.

the grantor, do hereby grant, bargain, sell and convey unto

MICHAEL VAN ORDEN AND SHEILA ANN VAN ORDEN, HUSBAND AND WIFE.

whose current address is

241 S. 1100 W., PINGREE, ID 83262

the grantee, the following described premises, in BINGHAM County Idaho, to wit.

DO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that he the owner in fee simple of said premises, that they are free from all encumbrances except matters of public record

and that he will warrant and defend the same from all lawful claims whatsoever

Dated, June 24, 1996

DR. C. EDWARD WYNE

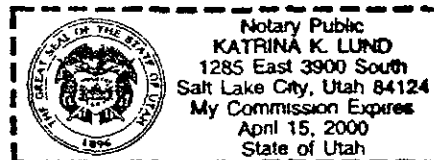
SALLY M. WYNE

STATE OF Utah COUNTY OF Salt Lake
On this 24th day of JUNE, 19 96
before me, a notary public in and for said State, personally appeared

DR. C. EDWARD WYNE
SALLY M. WYNE

known to me to be the persons whose names
subscribed to the within instrument, and acknowledged to me that
they executed the same

Katrina K. Lund
Residing at Salt Lake
Comm. Expires 4/15/00
Notary Public
Idaho



RECORDED AT THE REQUEST OF

96 JUN 25 PM 4:23

Alliance Title and Escrow Corp
BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
REC-6000-100-300

EXHIBIT A

Part of the SW~~1~~⁴ of Section 17, Township 3 South, Range 34 East, Boise Meridian, Bingham County, Idaho, described as:

Beginning at a point that is North 01°02'20" East 718.48 feet along the Section Line from the West $\frac{1}{4}$ corner of said Section 17 and running thence North 01°02'20" East 601.52 feet along the Section line to the Northwest corner of Deed Instrument No. 352113; thence South 89°57'59" East 827.83 feet to the Northeast corner of said deed; thence South 00°53'36" West 419.24 feet along the East line of said Deed Instrument No. 352113; thence South 86°48'20" West 260.73 feet along a fence line; thence along said fence line the following eight (8) courses (1) South 80°55'53" West 35.02 feet; (2) thence South 54°39'53" West 40.41 feet; (3) thence South 33°52'33" West 20.10 feet; (4) thence South 24°35'47" West 49.83 feet; (5) thence South 40°40'06" West 19.28 feet; (6) thence South 58°26'00" West 20.14 feet; (7) thence South 73°31'43" West 174.28 feet; (8) thence South 89°38'05" West 275.53 feet to the Point of Beginning.

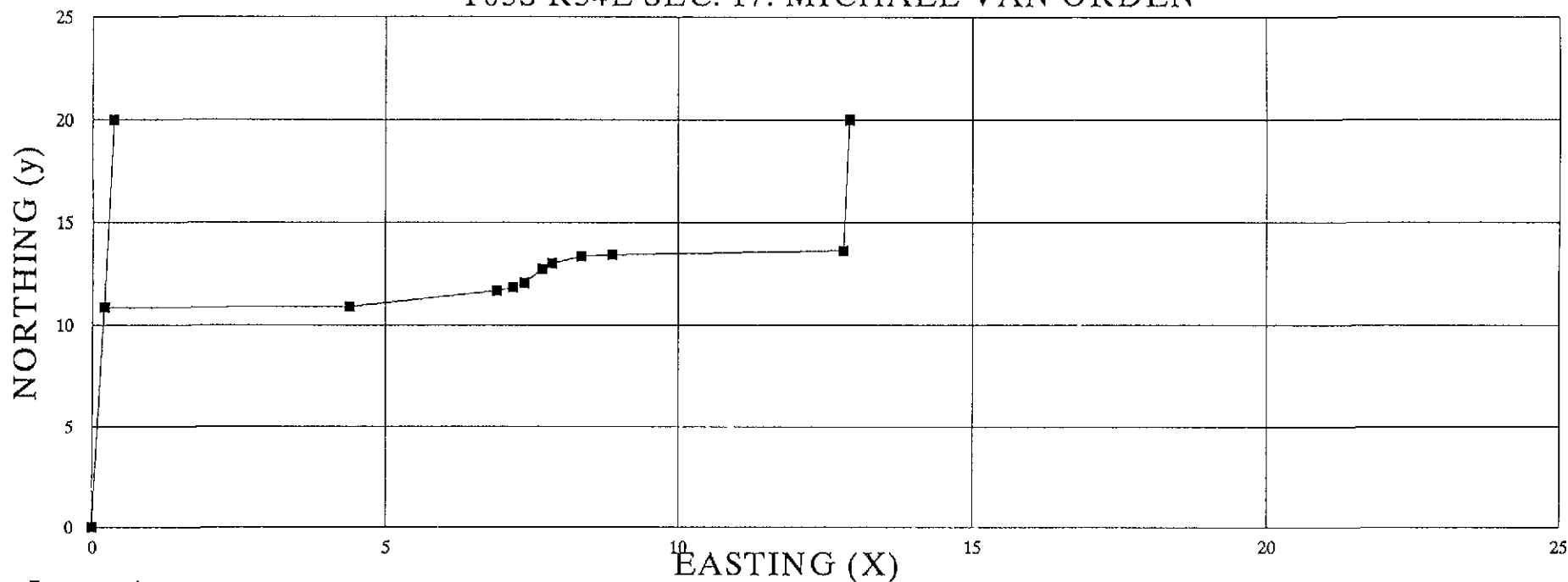
EXCEPTING THEREFROM: A County Road along the West Side.

445267

MICROFILMED
MAR 25 1997

PROPERTY BOUNDARY FROM SURVEY

T03S R34E SEC. 17: MICHAEL VAN ORDEN



Distances in chains
ABR, 02/06/97

PO	PROBATION DATE	BEARING	ANGLE	NO. OF	CUMULATIVE
X	Y	AND I			ACRES
(CHAINS)		DIRECTION	DISTANCE	POINTS	
0.00	0.00				
0.20	10.58	N	1.00	2.00	20.00
0.00	20.00	N	1.00	2.00	20.00
12.5	10.58	SE	10.00	37.00	39.00
12.5	10.51	SA	0.00	1.00	38.00
1.90	12.42	SA	1.00	4.00	20.00
5.34	12.35	SA	30.00	50.00	30.00
7.51	12.03	SW	34.00	13.00	33.00
7.37	12.13	SW	30.00	2.00	30.00
7.58	12.04	SW	24.00	30.00	10.00
7.10	11.62	SW	10.00	40.00	0.00
3.90	1.00	SW	10.00	20.00	0.00
1.07	0.91	SA	10.00	30.00	0.00
0.20	10.58	SA	10.00	30.00	0.00
0.00	10.58				

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08121

Priority: March 30, 1983

Maximum Diversion Rate: 0.14 CFS
Maximum Diversion Volume: 40.0 AF

This is to certify, that C EDWARD WYNE
241 S 1100 W
PINGREE ID 83262

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 30, 1983; and has submitted Proof of Beneficial Use on January 18, 1991. An examination indicates that the works have a diversion capacity of .140 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.14 CFS	40.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 17, Township 03S, 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>
03S	34E	17	SWNW	10		10

Total number of acres irrigated: 10

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
6. 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.
7. 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.

1994

State of Idaho
Department of Water Resources

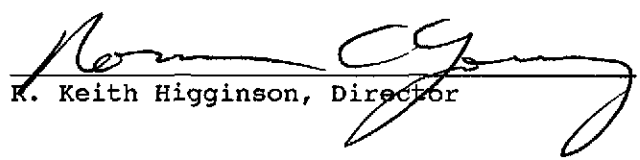
WATER RIGHT LICENSE

WATER RIGHT NO. 35-08121

CONDITIONS/REMARKS:

8. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

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 29TH day of July, 1994.

Acting for  R. Keith Higginson, Director

Aug 9 1994

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	35-8121	D. Cornell Thomas	0.20
Full Assignment	35-8121	C. Edward Wyne	0.20

MICROFILMED

MAY 07 1991



For Office Use Only
Amt. of Fee \$ 50.00
Date 1/18/91
Receipt No. 6019451
Received by J. L. LARSON

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

Permit No. P 35-08121 Telephone No. 684-3364

Name(s) of Permit Holder(s): C Edward Wyne

Post Office Address: 241 S 1100 West Pingree, ID 83262

Source of Water: well - ground water

If ground water, well driller's name Jack Cushman Date drilled: 3/30/83

Extent of Use:
Domestic _____ (No. of households) Irrigation 10 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 0.20 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 3/30/83

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: \$ 50.00 (See License Examination Fee Schedule)

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

C WYNE 684-3364
Name Telephone No.
241 S 1100 West PINGREE, ID 83262
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

MAY 07 1991

1/12/91
Date

C Edward Wyne
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

RECEIVED
APR 17 1991

ASSIGNMENT OF PERMIT

Department of Water Resources

I, D Corrieu Thomas, hereby assign to C Edward Wyne
of 241 S 1100 West, Pinedale Idaho 83262
Address

All my right, title, and interest in and to Permit No. 35-08121
to appropriate the public waters of the State of Idaho.

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

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

Made this 22 day of MARCH, 1991.

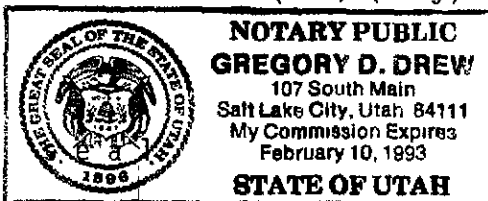
D Corrieu Thomas
Permit Holder

Trudy J Thomas
Spouse of Permit Holder

State of Idaho Utah)

County of Salt Lake) ss

On this 22nd day of March, 1991, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.



Gregory D. Drew
Notary Public residing at
Salt Lake County

MICROFILMED
MAY 07 1991

My commission expires:

2-10-93

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08121

Proposed Priority: March 30, 1983

Maximum Diversion Rate:

0.20 CFS

This is to certify, that **D. CORNELL THOMAS**
241 S. 1100 W.
PINGREE, ID 83262

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

04/01 to 11/01

0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNW Sec. 17, Township 03S, Range 34E
BINGHAM County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

03S 34E 17

SWNW 10

10

Total number of acres irrigated:

10

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. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. 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.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

8th day of January, 1990.

MICROFILMED

FEB 14 1990

[Signature]
for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant D. CORNELL Thomas Phone 684-3269
Post office address 241 S. 1100 W.
Rt 1 Box 133 Pingree ID 83262

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

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17 Township 3 S
Range 34 E B.M. Bingham County County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.2 for IRRIGATION purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.2 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 6" dia. well 7.5 H.P.
PUMP - PIPELINE & SPRINKLERS

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

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

c. Proposed well diameter is 6" inches; proposed depth of well is 100 feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

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

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

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

MICROFILMED

FEB 14 1980

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3S	34E	17							10										10

Total number of acres to be irrigated 10

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

Right (8")

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

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

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

10. Remarks

Received by Jim Date 4-01-83 Time 3:30 P.M.
Preliminary check by DW-HWJ Fee \$ 30.00
Receipted by BP Date 4/5/83 # 25598
Publication prepared by RB Date 7-24-89
Published in MORNING NEWS
Publication dates 9-3, 8-10-89 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 HWJ

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:

MICROFILMED

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, R34E; NWSW,

Sec. 12, T. 02S, R34E.

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,

R35E, 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
solemnly

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

newspaper two consecutive weeks,

the first publication having been made on the

16th day of November, 19 89and 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

Wayne A. Clenden
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

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 14, 1997

MICHAEL VANORDEN
SHEILA ANN VANORDEN
241 S 1100 W
PINGREE ID 83262

RE: WATER RIGHT NO. 35-08121

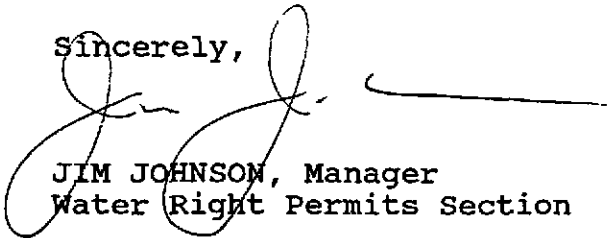
Dear Water Right Holder(s):

We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership. We have also enclosed a report regarding this water right.

Just a reminder, because of the new law that went into effect July 1, 1996, water right owners are required to report any change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee.

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

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:vrr

Enclosure

MICROFILMED

MAR 25 1997



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

August 1, 1994

C EDWARD WYNE
241 S 1100 W
PINGREE ID 83262

RE: WATER RIGHT NO. 35-08121

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

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

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

RECEIVED
AUG 09 1994

LICENSE REVIEW
Cindy Zimmerman

Permit #: 35-8121 Name: Wyne Date: 6/23/94

NAME	<u>Yes</u>	<u>No</u>	Or Address Change?
SOURCE	<u>Yes</u>	<u>No</u>	Changes/Clarification source _____ Prelim. Order to Void - Source change.
P/D	<u>Yes</u>	<u>No</u>	Amendment Needed? clarify? _____ -P39, P38 Overlap(s) _____
P/U	<u>Yes</u>	<u>No</u>	Amendment Needed? reduce? _____ -P41, P38 Overlap(s) <u>Surface water 01-1920</u> *P/D & P/U Amend? P37, P38 (See list for feds.)
RATE	<u>Yes</u>	<u>No</u>	Measurement Done? <u>6 x 9/64" @ 3 psi = 21 gpm, plus</u> <u>6 x 7/16" @ 39 psi = 39.8 gpm = 60.8 gpm / 448.83 = .14 cfs</u> Theoretical Only? _____
	<u>Yes</u>	<u>No</u>	Capacity <u>.14</u> cfs Allowable Amount: <u>.14</u> cfs
VOLUME	<u>Yes</u>	<u>No</u>	Season of Use: <u>4/1-10/31</u> days <u>214</u> Calculations: <u>10A x 4AF/A = 40.0AF</u> Flow limit: <u>.14 x 214 x 1.9835 = 59.4</u> AF Allowable volume <u>40.0</u> AF
USES	<u>Yes</u>	<u>No</u>	Change(s) in Nature of Use? _____ -P46 Amendment Needed? _____
REMARKS	<u>Yes</u>	<u>No</u>	Multiple p/d's in 1/4? _____ Other <u>W83</u>
CONDITIONS	<u>Yes</u>	<u>No</u>	Measuring/Locking Devices <u>R04</u> Watermaster Control - Water District _____ <u>R31</u> Irrigation Overlap Water Quality <u>048, 049</u> Other
PRIORITY	<u>Yes</u>	<u>No</u>	Correct fee submitted? Receipt No. <u>6019451</u> Order to Reinstate Needed? Done? _____ Advance(d)? _____ Advanced to: _____ App Rcd <u>4/1/83</u> Priority <u>4/1/83</u> Exam done <u>5/1/92</u>
COMMENTS:	<u>limited by capacity</u>		

RECOMMENDED	CFS	DIV VOL	LICENSE: <u>P49</u>
<u>1rr / 10 A</u>	<u>.14</u>	<u>40.0</u>	#1 AMEND LTR: P46 or P39/P41/P37 & P38
<u>TOTAL</u>	<u>.14</u>	<u>40.0</u>	#2 AMEND LTR: P42/P47

WR0749NP
No. L35-08121

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/18/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C EDWARD WYNE 241 S 1100 W PINGREE ID 83262 (208) 684-3364	03/30/1983	IRRIGATION	04-01 10-31	0.14 CFS	40.00 AFA
TOTAL DIVERSION:					0.14 CFS	40.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.14 CFS

Point(s) of Diversion: T03S R34E S17 SWNW 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	:				
03S 34E 17 :								:	10				:					:					:					:	10.0
																								TOTAL ACRES	10.0				

Pou County: BINGHAM

Other Rights: SNAKE RIVER RIGHT 8 INCHES

Other Water Rights with Same Point(s) of Diversion and Source:
35-08121

Other Water Rights Listing Overlapping Place(s) of use:
01-00192Q 35-08117 35-08121

Conditions of Approval:

- R31 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.0 afa per acre for the
- lands above.
- 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: The right holder shall fully use all surface water rights
appurtenant to the lands identified above prior to using water
under this right.

Dates: App. Received: 03/30/1983 Priority Date: 03/30/1983
Proof Due Date: 02/01/1991 Proof Made Date: 01/18/1991
Exam Made Date: 05/01/1992 Exam Sent to S.O.: 01/27/1994
Licensed Date:

WR0749NP
No. L35-08121

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/18/94
PAGE: 2

=====

Misc:	Water District Number:	Field Exam Fee: R (Received)
Audit:	06/23/94 CZIMMER	

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

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

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
3508121	T03S R34E S17	GROUNDWATER																10
A0100141	SNAKE RIVE :	34	34	40	37					40				37	40		38	300
A0100146B	SNAKE RIVE :	34	34	40	37					40				37	40		38	300
A0100147	SNAKE RIVE :	40				40	40	40			40	40				40		280
A0100191	SNAKE RIVE :	40				40	40	40			40	40				40		280
0100191N	SNAKE RIVE :	1	1	1	1	1			1	1			1	1	1	1		300
A0100191N	SNAKE RIVE :	34	34	40	37					40				37	40		38	300
A0100192	SNAKE RIVE :	40				40	40	40			40	40				40		280
0100192Q	SNAKE RIVE :							1			1							300
A0100192Q	SNAKE RIVE :	34	34	40	37					40				37	40		38	300
A0100259	SNAKE RIVE :	40				40	40	40			40	40				40		280
0100260	SNAKE RIVE :	1	1	1	1	1			1	1			1	1	1	1		300
A0100260	SNAKE RIVE :	34	34	40	37					40				37	40		38	300
3507214	GROUNDWATE :					30			40									70
A3507214	GROUNDWATE :					30			40									70
3507473	GROUNDWATE :										39	35						74
A3507473	GROUNDWATE :										39	35						74
3507672B	GROUNDWATE :		40															40
A3507672B	GROUNDWATE :		40															40
3507755	GROUNDWATE :												36					36
A3507755	GROUNDWATE :												36					36
3508117	GROUNDWATE :		32	40				13		36					36			157
3508922	GROUNDWATE :					03												3
3509024	GROUNDWATE :		40															40
C11Q-Z	39 :	37	37	39	38	39	39	40	37	39	39	42	39	37	37	38	38	615

IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 31 1994

WELL INSPECTION FORM

Department of Water Resources

Drilling Permit No.: _____

Water Right No.: 35-8121Owner: Edward Wynn Phone No.: 684-3364Address: 241 S. 1100 W. Panguitch, ID1. Well Location: 1/4, SW 1/4, NW 1/4, Lot , Twp 3S, Rge 34E,
Sec. 17, Bingham County (provide sketch map on reverse)

2. Driller: _____

Is driller licensed? yes no License No.: _____

Date of Completion: _____

3. Casing size: 8" Water tight cap? ☒ yes noCasing $\geq$ 12 inches above ground? ☒ yes no4. Evidence of well seal? yes no ☒ overgrown visual Auger to a depth of _____5. Access Port: ☒ yes no Static Water Level: _____Pressure Gauge: yes ☒ no Temperature: _____

Pressure: _____

6. Flowing Artesian? yes ☒ noFlowing: around annulus through casing7. Are there obvious construction problems that may be a source
for contamination or waste of water? yes ☒ noRemarks: This is, in effect, a domestic style well with a 7 1/2 hppump for irrigationJ. W. Jones 5-1-92
(Agent) (Inspection Date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 35-08121

1. Owner: C. Edward Wync

Phone No. 684-3364

Current Address: 241 S. 1100 West Pingree, ID 83262

2. Accompanied by: NA

EXAM. DATE: 5-1-92

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 35-8117 (adjacent acres)

Watson Slough Div. 01-019212

☐ Copies Attached

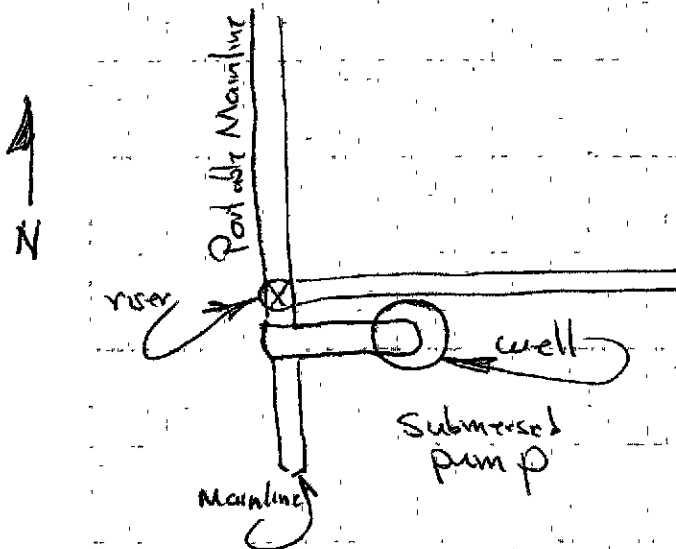
2. Other water rights with same point of diversion: has adj. claim A35-10839 (Domestic Well)

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Photo of Diversion and System Attached

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

☒ Aerial Photo Attached

(required for irrigation of 10 acres or more).

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System Description (continued)

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

well + pump to mainline + one sprinkler line.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
L 175		7 1/2		Red Jacket	

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	NW	17	35	34E	Bingham	

6. **Place(s) of Use:**

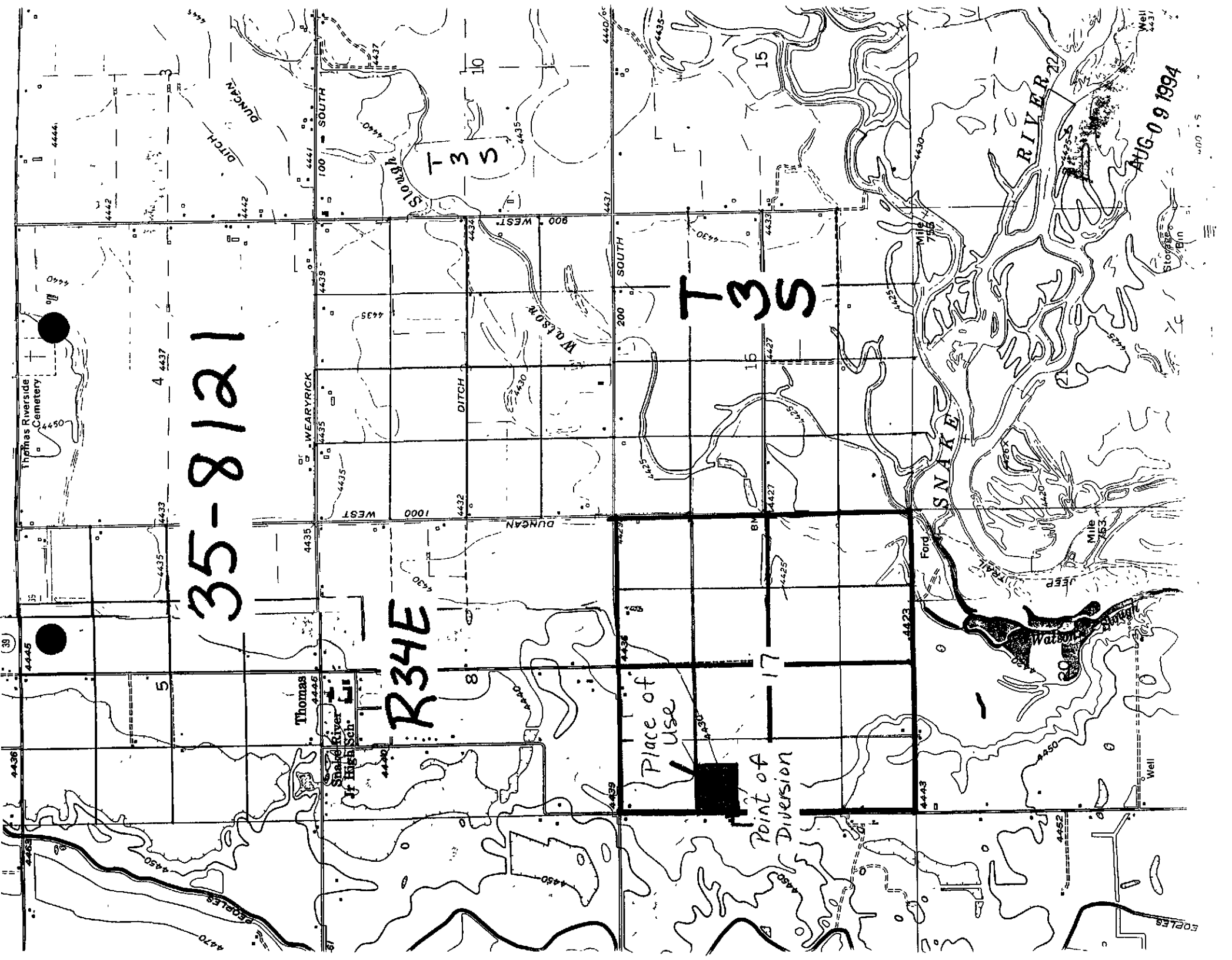
Indicate Method of Determination

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	
35	34E	17							10										10 12
									10										10

MISSOURI

AUG 09 1994

Do not use this space



35-8121

R34E

T3S

Place of Use

Point of Diversion

AUG 09 1994

17 200' HEL
17 200' 90

HE! Place of
Use
24.5

Point of
Diversion

17

R34E

TMS

T1213
1272

179

3 113

4 133

35-08121

17

0 0 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
Pitot Gauge		Ashcraft			60 psi	
Ashcraft						

2. Measurements:

35 psi x 9/64 (350) Nozzle Total of 12 sprinklers + 39 psi 3/16 N (664)

$$9/64 \times 6(35) = 21 \text{ gpm}$$

$$3/16 \times 6(664) = 39.8 \text{ gpm} \quad 39.8 + 21 = 60.8 / 448.8 = 0.14 \text{ cfs}$$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

Capacity

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

Meter Input HP: (6) x 1.34 = _____ (7)

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (10)(4.0) = 40$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (14)(214)(1.9835) = 594$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 40 \text{ afa}$$

2. Volume Calculations for Other Uses:

MIRACAL MFD

0 9 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I recommend that only .14 cfs be used.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	6/31	0.14	40
Totals:			0.14 cfs	40 afa

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name HAROLD JONES
Signature [Signature]
Certification Date _____
Field Report Preparation Date _____

CONSULTANT SEAL

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

RECEIVED

AUG 09 1994

May 1, 1991

C. EDWARD WYNE
241 S 1100 W
PINGREE ID 83262

Dear Mr. Wyne:

Re: Permit No. 35-8121

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the department's records.

The department also received the proof of beneficial use form and fee.

The next step is for the department to conduct the field inspection to confirm and determine the extent of beneficial use. I cannot tell just when the representative from our Eastern Regional office will conduct the exam, but he will try to contact you or your representative prior to being in the area.

If you have questions, please contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

c: E. Region

MICROFILMED

MAY 07 1991

April 15, 1991

C. EDWARD WYNE
241 S 1100 WEST
PINGREE, ID 83262

Dear Mr. Wyne:

Re: Permit No. 35-8121

As of this date, the department has not received a response to my letter of February 7, 1991 advising that the permit is in the name of C. Cornell Thomas and that an assignment is needed to transfer ownership of the permit.

In lieu of an assignment the department can consider other options which are not as desirable, but effective. These are: 1) a demonstration that you have possessory interest in the land by providing the department with a copy of the tax record, or 2) providing the department with a copy of your warrenty deed and/or sales contract. By submitting such document(s), the department may be able to accept the proof of beneficial use as action for maintaining the permit, but not necessarily, as a documentation for conveying ownership of the permit.

If you have questions, please contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure: Assignment form

MICROFILMED

MAY 07 1991

February 7, 1991

C EDWARD WYNE
241 S 1100 WEST
PINGREE ID 83262

Re: Permit No. 35-8121

Dear Mr. Wyne:

This office received the Proof of Beneficial Use form you submitted on January 18, 1991. Permit No. 35-8121 is in the name of C. Cornell Thomas. If you have purchased this land and you are using the water for the uses described on the permit, you may wish to have the permit assigned to you.

If so, I suggest you complete the enclosed assignment form by having it signed by C. Cornell Thomas before a notary public and returning it to this office. At that time, the department will acknowledge the assignment, conveying the permit to you.

If this office can be of further assistance, please feel free to contact me at 327-7900.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures: Assignment Form
Permit Copy

RECEIVED

MAY 07 1991

Don

FROM

TO *File # 35-8121*

TO

SUBJECT *Returned Mail*

SUBJECT

*Bingham County Assessor's Office lists current
address as: 131 S. 1075 W.
Blackfoot, Idaho
83221*

MICROFILMED



*resent to
12-17-90*

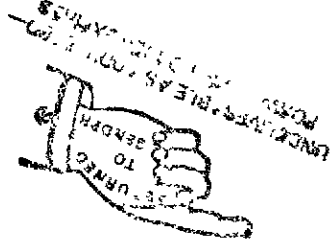
MAY 20 1991

[Signature]

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1 North Orchard Street
 Boise, Idaho 83706-2237

Handwritten signature



Department of Water Resources

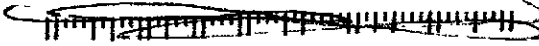
DEC 06 1990

RECEIVED

IDAHO
DEC 06 1990

MAY 07 1991

CERTIFIED MAIL
NO. 138795



131 S. 1075th.
Blackfoot
83221

MICROFILMED
MAY 07 1991



D. CORNELL THOMAS
131 S. 1075 W.
BLACKFOOT ID 83221

138795
November 30, 1990

PROOF DUE NOTICE

RE: PERMIT NO. 35-08121

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

MICROFILMED

MAY 07 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

D. CORNELL THOMAS
241 S. 1100 W.
PINGREE, ID 83262

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

RE: PERMIT NO. P35-08121

Dear Permit Holder:

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

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

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

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

MicroFILMED

FEB. 14. 1990,

1

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

FEB 14 1960

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.

NOT RECORDED

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:

RECEIVED

FEB 14 1990

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

MILWAUKEE

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

MICROFILMED

FEB 14 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
150 Shoup — Suite 15
Idaho Falls, Idaho 83402



UNDELIVERABLE TO ADDRESSEE
FORWARDING PERIOD EXPIRED

D. Cornell Thomas
241 S. 1100 W.
Pingree, ID 83252

RECEIVED

FEB 14 1990



JUL 26 1989

Department of Water Resources
Eastern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 26, 1989

D. Cornell Thomas
241 S. 1100 W.
Pingree, ID 83262

RE: Application for Permit No. 35-8121

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

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FEB 14 1990

July 26, 1989

D. Cornell Thomas
241 S. 1100 W.
Pingree, ID 83262

RE: Application for Permit No. 35-8121

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

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FEB 14 1990

STATE OF IDAHO
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.

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NOTICE OF APPLICATION FOR AIER RIGHT

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

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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

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The permit(s) will be subject to all prior water right .
may be submitted based on the criteria of Sec. 42-203, 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

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OCT 17 1985

Department of Water Resources
Eastern District Office

October 11, 1985

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
150 Shoup Suite 15
Idaho Falls, idaho 83402

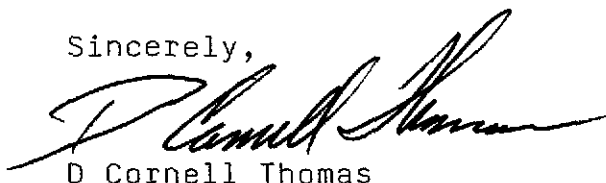
Dear Ms. Wray:

Enclosed are two affidavits notarized for your files.
These are two neighbors that will within one mile of
my place. I can get 50 more if it will help.

I sure would like this matter to come to an end soon.

Thank you.

Sincerely,



D Cornell Thomas

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3 14 1990

RECEIVED

OCT 11 1985

Department of Water Resources
Eastern District Office

October 8, 1985

TO WHOM IT MAY CONCERN:

This letter is to confirm and testify to the Department of Water Resources, State of Idaho and Idaho Power Company that I personally know that D Cornell Thomas, Permit #35-81-21 had a well drilled in the Spring of 1981 and has used the water therefrom to water his ten acre pasture and estate. He has been using this well water since May of 1981 and uses it each year thereafter.

Signed

Richard M. Polaris

Date

11 OCT 85

Notary

Rae L. Luskhead

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FEB 14 1990

October 8, 1985

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OCT 11 1985

Department of Water Resources
Eastern District Office

TO WHOM IT MAY CONCERN:

This letter is to confirm and testify to the Department of Water Resources, State of Idaho and Idaho Power Company that I personally know that D Cornell Thomas, Permit #35-81-21 had a well drilled in the Spring of 1981 and has used the water therefrom to water his ten acre pasture and estate. He has been using this well water since May of 1981 and uses it each year thereafter.

Signed

Samuel T. Ralston

Date

Oct 11 1985

Notary

Rae Bankhead

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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 15, 1985

RE: Application for Permit No. 35-8121

D. Cornell Thomas
Rt. #1, Box 133
Pingree, ID 83262

Dear Mr. Thomas:

Enclosed please find affidavits submitted in regard to the above referenced application. It is necessary that these affidavits be signed in the presence of a notary in order to substantiate the information they contain. Please have a notary sign and seal the affidavits, then return to this office.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

Enclosures

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IN THE MATTER OF:)

Application for Permit 35-8121)

in the name of)

D. Cornell Thomas)

State of Idaho)

County of Bingham)

AFFIDAVIT

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JUN 4 1985

Department of Water Resources
Eastern District Office

I, D. Cornell Thomas being first duly sworn,
deposes and says: that Jack Cushman Drilling completed the well
located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, T. 3S, R. 34E on May 14, 1981
as per Well Driller's Report, and started pumping within one
week of completion of the well. The system has since been in
continuous operation.

D. Cornell Thomas
(Signature)

Subscribed and sworn to before me this 4th day of June, 1985.

Allen Wray
(Notary Public)

Residing at Idaho Falls

My Commission Expires 5-29-1991

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MAY 10 1985

FORM A

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. 35-8121
Name(s) of Permit Holder: D Cornell Thomas

Post Office Address: 241 South 1100W
Pingree 83262 Telephone No. 684-3269

Source of Water: Well - Ground

Extent of Use: Domestic _____ (number of households)
Stockwater _____ (number and type of stock)
Irrigation 10 Acres (acres)

Other/Remarks I already had water Rights
From Peoples Canal - I just changed to well & sprinklers.

Indicate the date water was first diverted and beneficially used under this permit: 1980

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: D Cornell Thomas

241 South 1100 W Pingree (Name)
(Address) (Telephone number) 684-3269

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

3-5-85
Date

D Cornell Thomas
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.

March 25, 1983

Cornell Thomas
Rt. 1, Box 133
Pingree, ID 83262

Dear Mr. Thomas:

Enclosed is your application for permit and check #92-42 for \$30.00. Several items need to be corrected. Lines 4 & 5 are not compatible. Line 3 does not match up with 8b or the map.

I have enclosed a new application for your use and suggest that you call our office or make an appointment to come up so we can help you complete this application.

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:bp

Enclosures

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