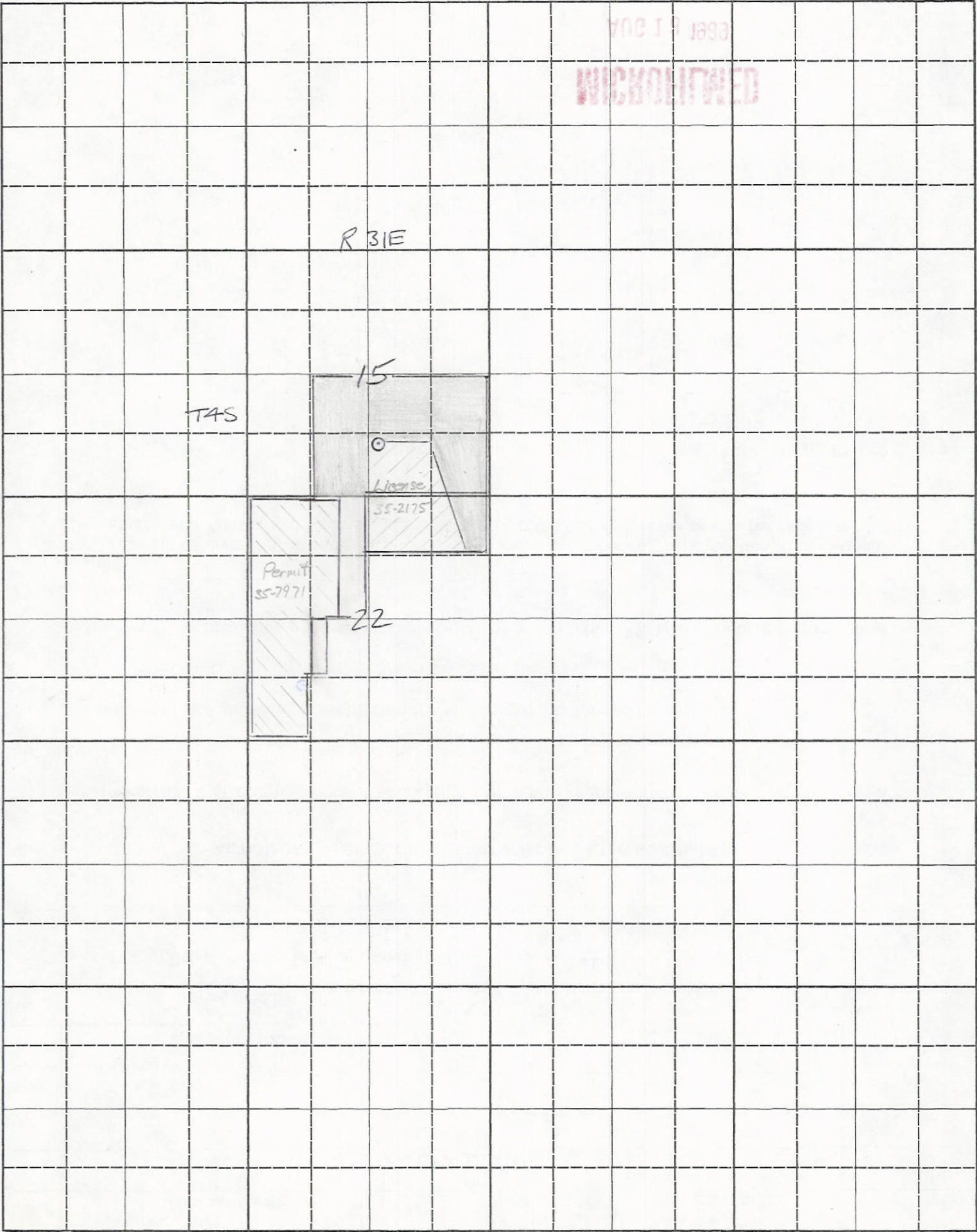


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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

AUG 18 1989

Edward B. Heaney
(Applicant)

Well
4471

4519

SOUTH

WEST

Well
4463

RECOMMENDED
PLACE OF USE

R31E
T4S

POINT OF
DIVERSION

40

40

24

33

3

22

7

3

2

RE-EXAM.

35-8112

Well
4437

Well
4455

900

4449

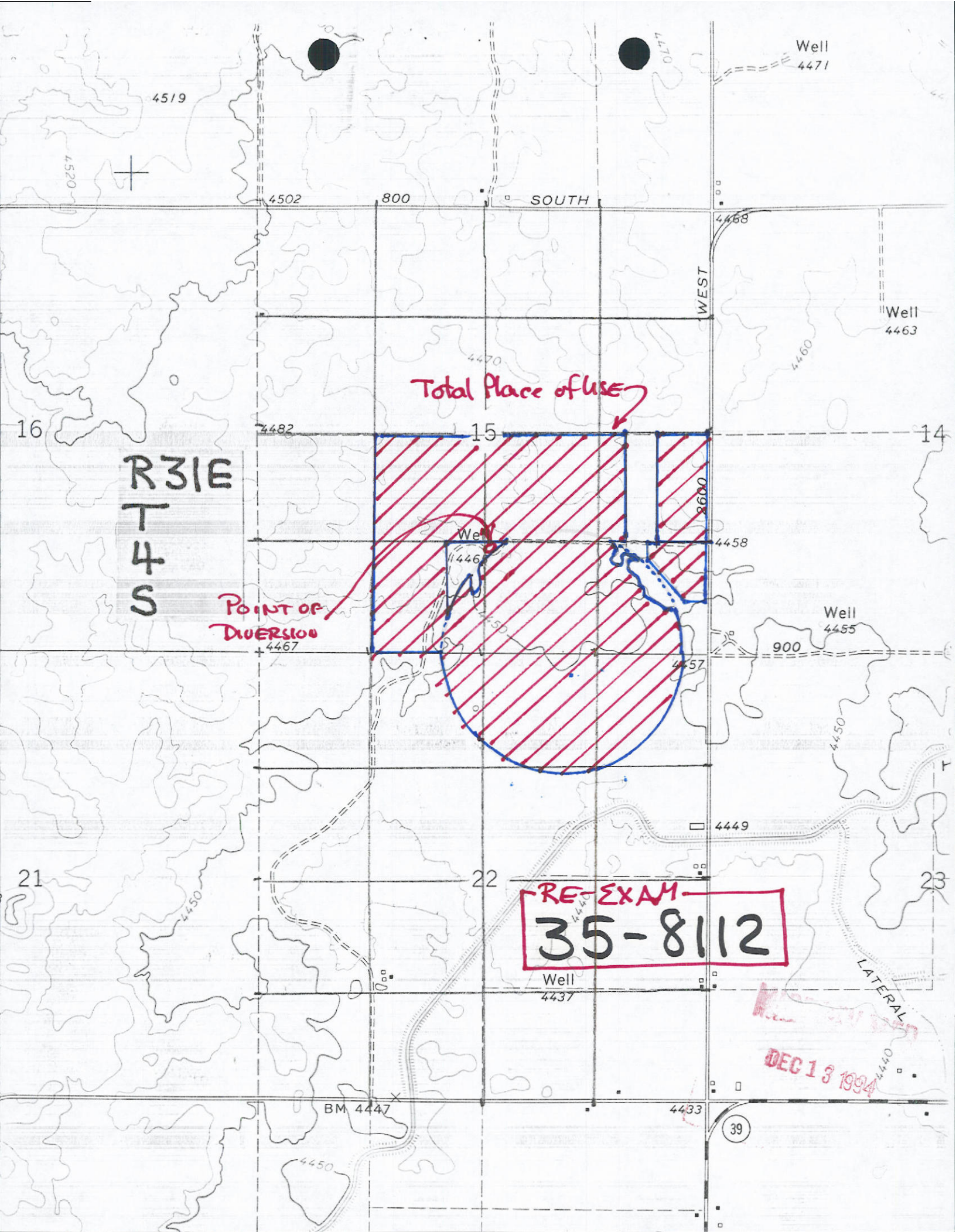
BM 4447

4433

39

DEC 13 1994

LATERAL



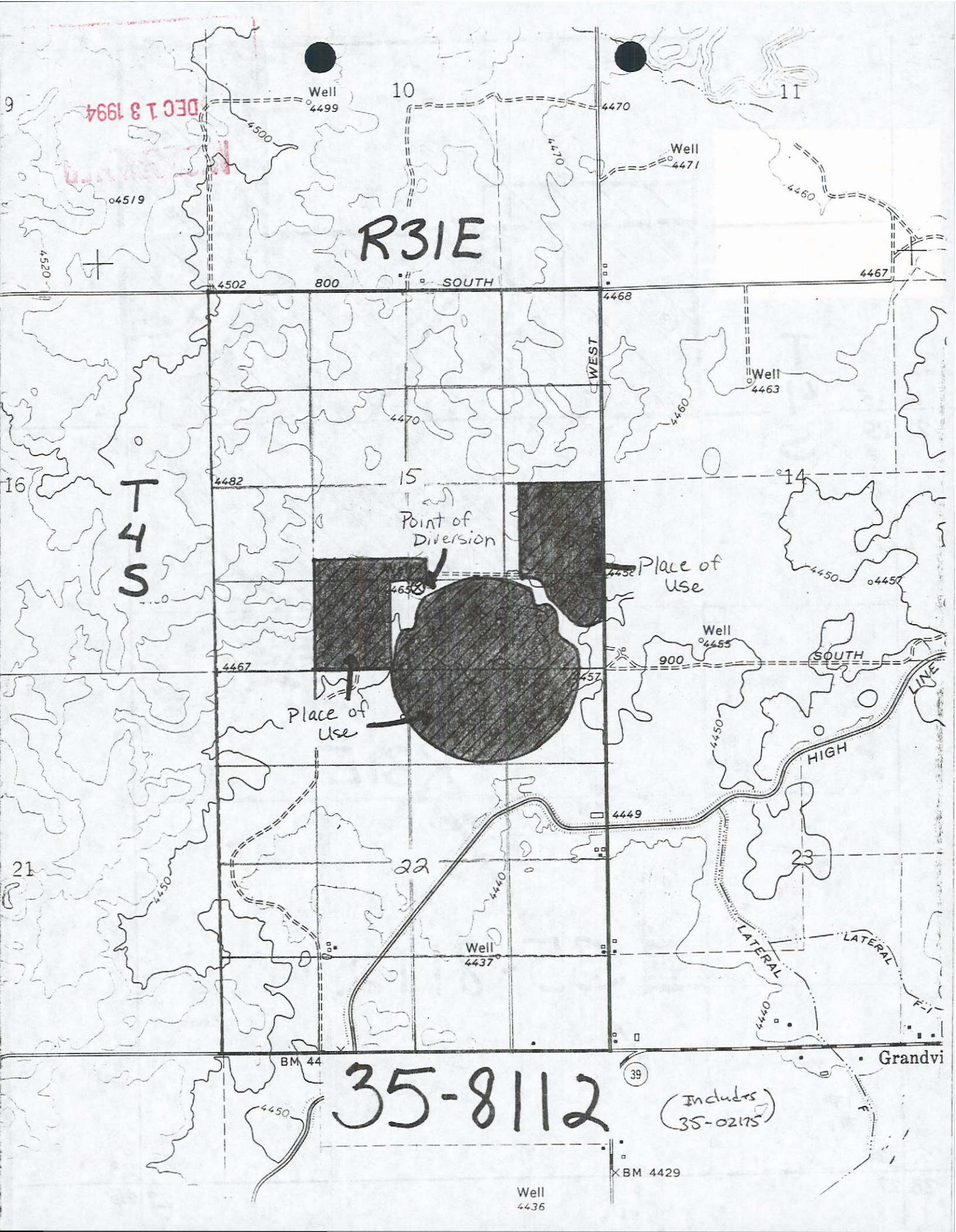
R31E
T4S

Total Place of Use

Point of Diversion

RE-EXAM
35-8112

DEC 13 1994



R31E

T
4
S

Point of
Diversion

Place of
Use

Place of
Use

35-8112

(Includes
35-02175)

Grandvi

Well
4436

BM 4429

DEC 13 1994

PLACE OF USE ↙

562595
3/15/50

POINT OF DIVERSION

86.9

T-45

R3/E

RE-EXAM
35-8112

225C

DEC 13 1994

42

22	15
4	0

15	14
22	23

53/6

T 4 S

R 31 E

35-8112

Includes
35-02175

*N red to check
pivot for
most of additional
acres

DEC 13 1994

RECEIVED

Place of
Use

Point of
Diversion

Place of
Use

Mainline

21 22
28 27

22 23
27 26

R31E

T4S

15

Point of
Diversion

Place of
Use

Place of
Use

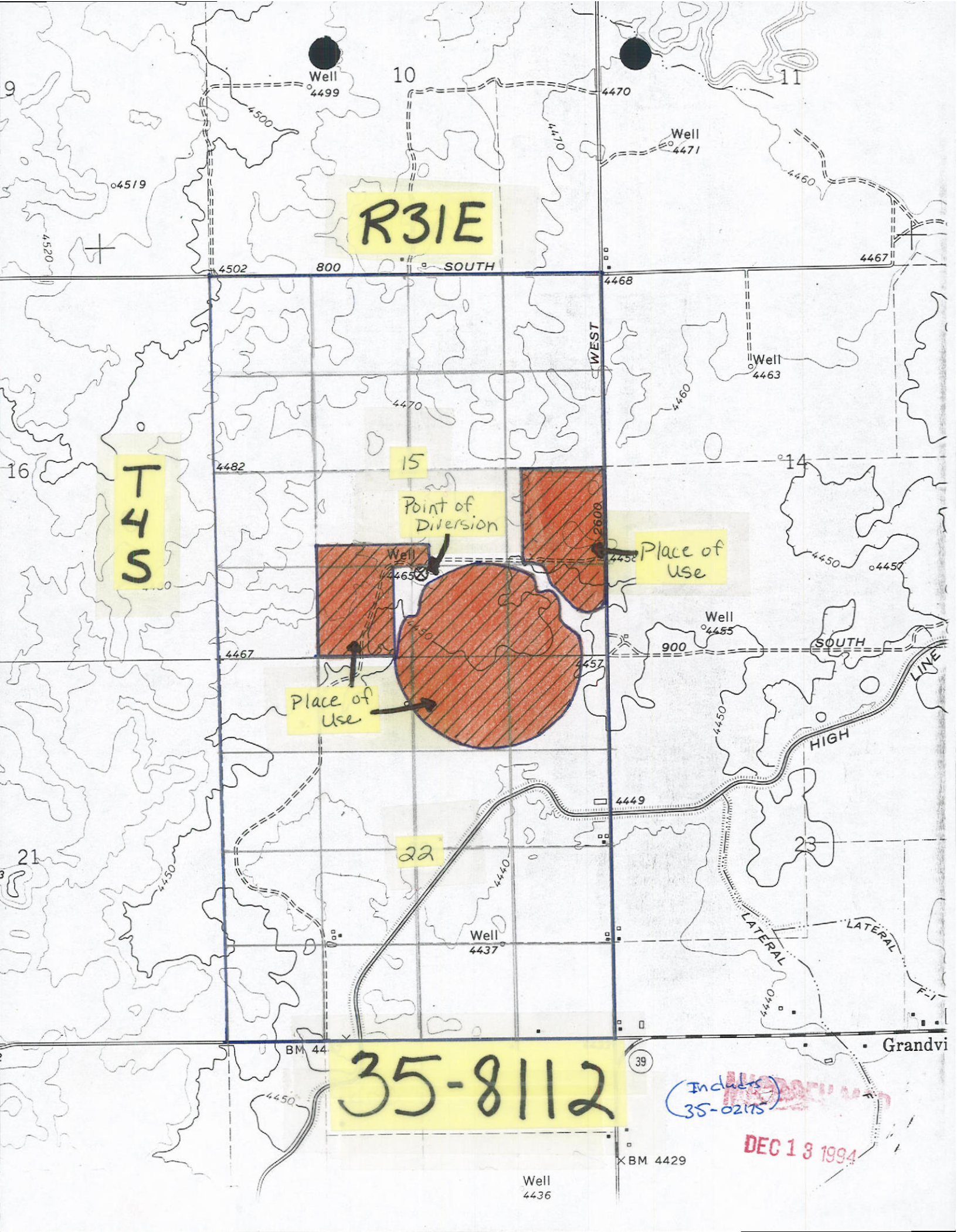
22

23

35-8112

(Includes)
35-02175

DEC 13 1994



RECEIVED

JUN 20 2002

RECEIVED

JUN 20 2002

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

Department of Water Resources

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
License No. 35-08112 - <u>WR license</u>					
License No. A35-02175 - <u>deeded</u>					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$50.00
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
Sheriff's Certificate of Sale of Real Estate on Execution
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions).
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county). **Plat**
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Preston and Danielle George
2680 W. 1000 South, Aberdeen, Idaho 83210
4. New Owner/Claimant(s) Polly L. Heaney
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 950 South 2600 West
- City, State and ZIP Code Aberdeen, Idaho 83210
- New Telephone Number (208) 328-2395
5. Date you acquired the property May 23, 2002

See file 35-2175 for support documentation

MICROFILMED

JUL 10 2002

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Polly L. Heaney by David G. Ballard
(include title if applicable)

Attorney for Polly L. Heaney 

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by gc Date 6-21-02 Fee \$50
 Received by gc Date 6-21-02 Receipt No. E027891
 Processed by _____ AJ Date _____ WR _____ Date _____

MICROFILMED

JUL 10 2002

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

APR 08 1998

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

Incomplete forms will be returned.

Department of Water Resources

1. Water Right Number(s) 35-08112 (WATER RIGHT ONLY)
 Adjudication Claim Number(s) A35-02175 and A35-07971 PA 235-02175

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) POLLY L. HEANEY (surviving spouse of EDWARD P. HEANEY, Deceased)

950 S. 2600 W., Aberdeen, ID 83210

4. New Owner/Claimant(s) PRESTON GEORGE and/or DANIELLE GEORGE

Name connector (Check one): ☐ AND, ☐ OR, ☒ AND/OR

New Mailing Address 2680 W. 1000 S.

City, State and ZIP Code Aberdeen, ID 83210

New Telephone Number (208) 328 - 2354

5. Date you acquired the property March 16, 1998

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ 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) Preston George Date 3/16/98
Danielle George Date 3/16/98

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. 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 Attorney Completed by your attorney.

NOTICE OF ATTORNEY COMPLETED
 JAN 04 1999

Alliance Title and Escrow Corp.

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO

FEB 16 1998

98 MAR 20 PM 4:13

RECORDED AT THE REQUEST OF

COPYWARRANTY DEED

For Value Received, POLLY L. HEANEY, an unmarried woman, the Grantor, do hereby grant, bargain, sell and convey unto PRESTON GEORGE and DANIELLE GEORGE, Husband and wife, the Grantees, whose current address is: 2680 W. 1000 S., Aberdeen, ID 83210, the following described premises, in Bingham County, Idaho, to wit:

SEE ATTACHED EXHIBIT 'A'

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that they are free from all incumbrances except matters of public record and that she will warrant and defend the same from all lawful claims whatsoever.

DATED: This 16th day of March, 1998.

POLLY L. HEANEY

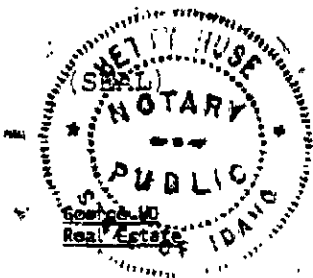
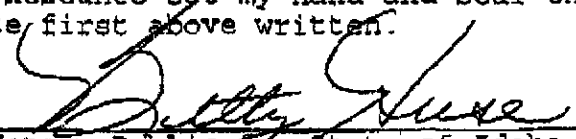
STATE OF IDAHO)

) ss.

County of Power)

On this 16th day of March, 1998, before me, a Notary Public in and for said State of Idaho, personally appeared POLLY L. HEANEY, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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



Notary Public for State of Idaho
Residing at: American Falls
Commission Expires: 2-12-2004

MICROFILMED

IAN 04 1999

EXHIBIT 'A'

TOWNSHIP 4 SOUTH, RANGE 31, EAST OF THE BOISE MERIDIAN,
BINGHAM COUNTY, IDAHO

Section 15: SE¼; E½SW¼

EXCEPTING THEREFROM: That portion of the SE¼ conveyed to the
State of Idaho by Deed recorded August 3, 1976, as
Instrument No. 214997, records of said County.

TOWNSHIP 4 SOUTH, RANGE 31, EAST OF THE BOISE MERIDIAN,
BINGHAM COUNTY, IDAHO

Section 22: NE¼ and that portion of the NW¼SE¼ lying
North and West of the Highline Canal.

EXCEPTING THEREFROM: That portion of the NE¼ conveyed to the
State of Idaho by Deed recorded August 3, 1976, as
Instrument No. 214997, records of said County.

ALSO EXCEPTING THEREFROM: Beginning at a point 137 feet
South and 85 feet West of the Northeast corner of
Section 22, Township 4 South, Range 31, East of the
Boise Meridian, Bingham County, Idaho, and running
thence West perpendicular to Section line 300 feet;

Thence South parallel to section line 800 feet;

Thence East perpendicular to section line 300 feet;

Thence North parallel to section line 800 feet to the Point
of Beginning.

463102

Also included in the purchase are the following water rights
registered with the Idaho Department of Water Resources as
follows:

License No. 35-08112	Owner: Edward P. Heaney
License No. A35-02175	Owner: Edward P. Heaney
~~Permit No. A35-07971~~	~~Owner: Edward P. Heaney~~

George M.
Real Estate

MICROFILMED

JAN 04 1999



Henry R. Boomer

ATTORNEY-AT-LAW

RECEIVED
MAR 25 1998
Department of Water Resources
Eastern Region

514 Tyhee Street
P.O. Box 70
American Falls, ID 83211-0070

Telephone
(208) 226-2562
Fax (208) 226-5419

DATE: March 23, 1998

TO: IDAHO DEPARTMENT OF WATER RESOURCES
900 N. Skyline
Idaho Falls, ID 83402

RE: Transfer of Water Right
Heaney to George

Enclosed find information/pleadings relating to
the above matter:

For your signature:

For your information:

✓ Please review and file in your records:
Notice of Change of Water Right Ownership
Copy of recorded Warranty Deed

Please file in the court record of the above case:

Please record in the county records and return:

Please review and call me to discuss over the
telephone:

Please call and make an appointment to discuss the
above matter.

Please sign and return.

✓ Other: **THANKS.**

SIGNED: _____

PLEASE NOTE: THIS FORM LETTER IS USED TO EXPEDITE COMMUNICATIONS.
YOU NEED TO DIRECT YOUR ATTENTION ONLY TO THE ITEMS MARKED.

MICROFILMED

IAN 0 4 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 6, 1998

PRESTON & DANIELLE GEORGE
2680 W 1000 S
ABERDEEN ID 83210

RE: CHANGE IN OWNERSHIP FOR A35-02175

Dear Mr. & Mrs. George:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure: Notice(s) of Claim

MICROFILMED

JAN 04 1999

~ Celebrating Our Centennial Year of Service to Idaho 1895-1995 ~

SD-0611-2 Basin: 35 Starting Water Right: 08112

S			O				S
E	Water	Name	W	Priority	STG/		Use
L	Right No.	Last, First	N	Date	STS	Source	Desc
---	---	---	---	---	---	---	---
---	35-08112	HEANEY, EDWARD P	C	03/09/1983	L/	GROUNDWATER	IRR
---	---	---	---	---	---	---	---

(GOLD6=Print Profile Rpt For All Rights/Claims on Screen)
(Enter=Continue) (GOLD7=This Query) (GOLD8=Cancel) (Menu _____)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08112

Priority: March 9, 1983

Maximum Diversion Rate: 3.19 CFS
Maximum Diversion Volume: 696.0 AF

This is to certify, that EDWARD P HEANEY
2600 W 950 S

ABERDEEN ID 83210 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 9, 1983; and has submitted Proof of Beneficial Use on July 13, 1990. An examination indicates that the works have a diversion capacity of 5.000 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.19 CFS	696.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 15, Township 04S, Range 31E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	31E	15	NESW 40	SESW 33	NESE 24	
			NWSE 40	SWSE 3	SESE 22	162
		22	NENE 3	SWNE 2	NENW 7	12

Total number of acres irrigated: 174

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.
6. This right uses the same well as Right 35-02175 and when combined with Right 35-02175 shall not exceed a diversion rate of 5.0 cfs nor provide more than 4.0 afa per acre for the lands above.

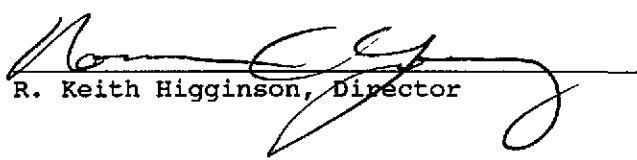
DEC 13 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08112

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 18TH
day of OCTOBER, 19 94.

Acting for  R. Keith Higginson, Director

DEC 13 1994

APPROVED

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08112

Date of Priority: March 9, 1983 Maximum Diversion Rate: 3.19 CFS
Maximum Diversion Volume: 696.0 AF

Comes now EDWARD P HEANEY
2600 W 950 S
ABERDEEN ID 83210

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. 35-08112, 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	3.19 CFS	696.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 15, Township 04S, Range 31E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	31E	15	NESW 40	SESW 33	NESE 24	
			NWSE 40	SWSE 3	SESE 22	162
		22	NENE 3	SWNE 2	NENW 7	12

Total number of acres irrigated: 174

DEC 13 1994

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 13th day of September, 1994.
Edward P Heaney
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08112

FOR DEPARTMENT USE ONLY

Preliminary check by PC Fee = 50⁰⁰ Receipted by Ruby # C031324 Date 9/20/94

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. 35-08112 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.
6. This right uses the same well as Right 35-02175 and when combined with Right 35-02175 shall not exceed a diversion rate of 5.0 cfs nor provide more than 4.0 afa per acre for the lands above.

Witness my hand this 18TH day of OCTOBER, 1994.

Acting for R. Keith Higginson, Director

DEC 13 1994

RECEIVED
JUL 13 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received 1200.00
Date 7/13/90
Receipt # 6017654
Receipt by J. J. Jaram
Reviewed by _____
Sent to region _____

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 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. P35-08112

Name(s) of Permit Holder: Edward P. Heaney

Post Office Address: 2600 West 950 South, Aberdeen, Ida

Telephone No. 208-328-2395

Source of Water: drilled well

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 220 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 4.40 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: May 1, 1984

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

Fee enclosed \$ _____
(See License Examination Fee Schedule)

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

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

Edward P. Heaney (Name) (208) 328-2395 (Telephone Number)

2600 West 950 South, Aberdeen, Ida (Address) 83210

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.

JUL 17 1990

7-12-1990
Date

Edward P. Heaney
Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08112

Proposed Priority: March 9, 1983

Maximum Diversion Rate:

4.40 CFS

This is to certify, that **EDWARD P. HEANEY**
RT. 1 BOX 32
STERLING, ID 83279

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

4.40 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSE Sec. 15, Township 04S, Range 31E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	31E	15	NESW 40	SESW 40	NESE 40		
			NWSE 40	SWSE 5	SESE 35		200
		22	NENE 20				20

Total number of acres irrigated: 220

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1990**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 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.
5. 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

14th day of August, 1989.

MICROFILMED

AUG 18 1989

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 Edward P. Heaney Phone 328-2395

Post office address Rt. 1, Box 32, Sterling, ID 83279

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

3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township 4S

Range 31E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 4.40 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. 4.40 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

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

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

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

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

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 5 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

AUG 18 1978

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	
4S	31E	15									40			40	40	40	5	35	200
		22	20																20

Total number of acres to be irrigated 220

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

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

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

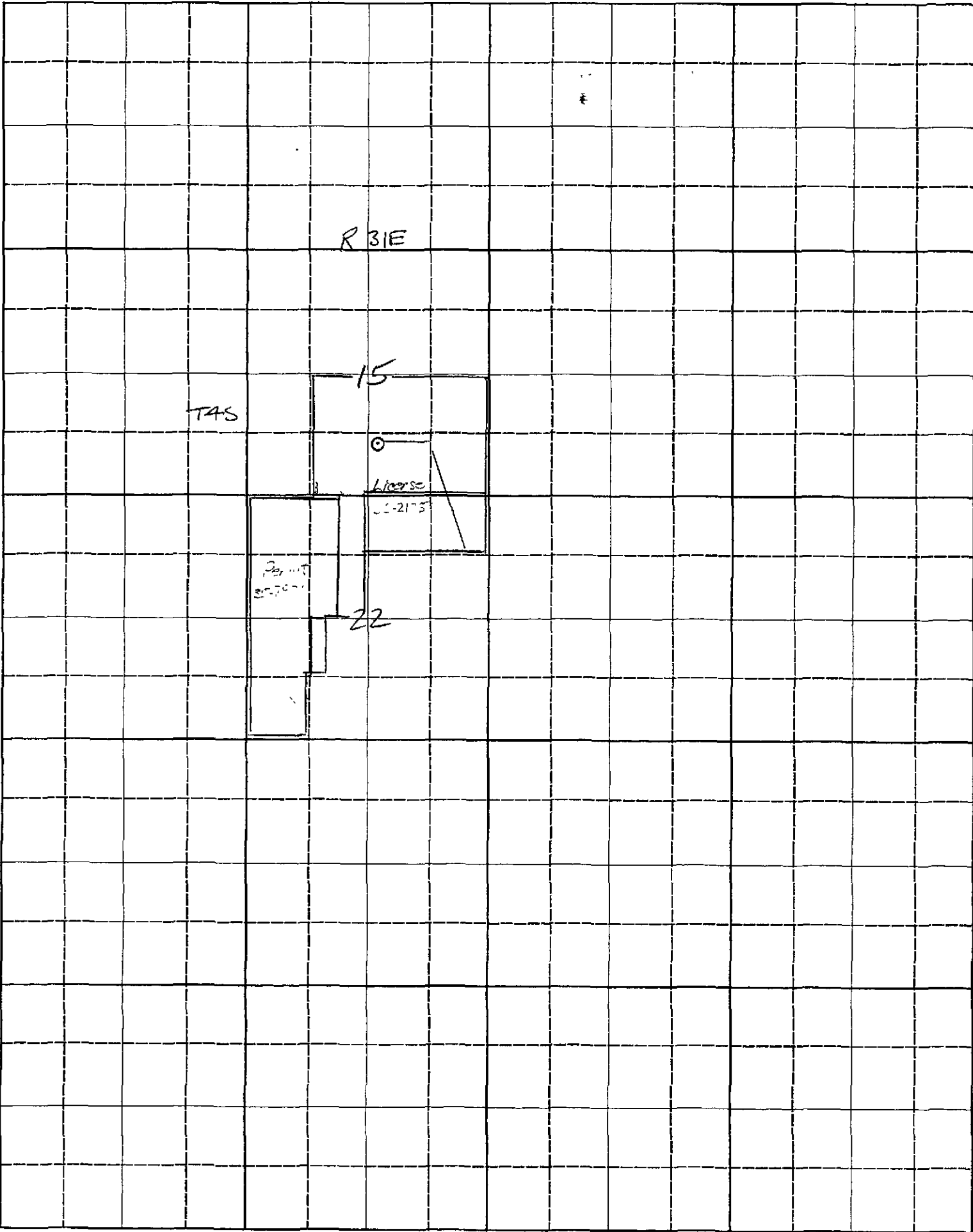
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

WIKI FILMED

AUG 18 1989

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



Scale 2 inches equal 1 mile.

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

MICROFILMED

AUG 18 1989

Edward G. Heaney
(Applicant)

Received by EMC Date 3/9/83 Time 4:00
Preliminary check by HWJ Fee \$ 125.00
Receipted by BP Date 3/9/83 # 25480
Publication prepared by RB Date 2-24-89
Published in Morning News
Publication dates 3-23-89
Publication approved cu Date 3-23-89
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:

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AUG 18 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 2, 2002

POLLY L HEANEY
950 S 2600 W
ABERDEEN ID 83210

RE: Change of Ownership for Water Rights 35-2175 and 35-8112

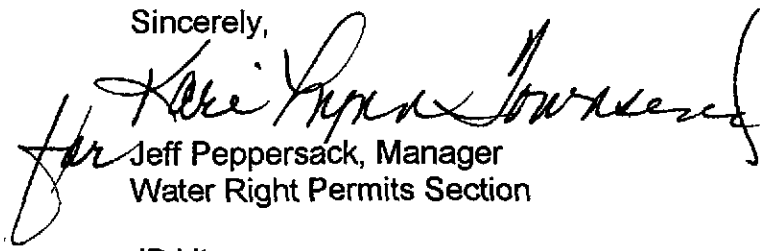
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

JUL 10 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

December 22, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PRESTON GEORGE
DANIELLE GEORGE
2680 W 1000 S
ABERDEEN ID 83210

RE: WATER RIGHT 35-08112

Dear Mr. & Mrs. George:

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

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

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

Sincerely,

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

JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

JAN 04 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 19, 1994

EDWARD P HEANEY
2600 W 950 S
ABERDEEN ID 83210

RE: WATER RIGHT NO. 35-08112

Dear Water Right Holder(s):

Enclosed 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 contact me.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

DEC 18 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

September 7, 1994

EDWARD P HEANEY
2600 W 950 S
ABERDEEN ID 83210

RE: WATER RIGHT NO. 35-08112

Dear Water Right Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, I have not received this amendment. If I do not receive the amendment within fourteen (14) days, I will issue a Water Right License for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed.

If you have any questions, please contact me. My telephone number is (208) 327-7947.

Sincerely,

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

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

SEP 13 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

August 11, 1994

EDWARD P HEANEY
2600 W 950 S
ABERDEEN ID 83210

RE: WATER RIGHT NO. 35-08112

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 \$50.00 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,

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

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

DEC 13 1994

AJ5809NP
No. R35-02175

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/27/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	POLLY HEANEY	06/09/1950	IRRIGATION	04-01 10-31	2.00 CFS	400.00 AFA
C	EDWARD P HEANEY 950 S 2600 W STERLING ID 83210 (208) 328-2395					
				TOTAL DIVERSION:	2.00 CFS	400.00 AFA
				CONSUMPTIVE USE:		300.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T04S R31E S15

NWSWSE

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		
04S	31E	15	:					:					:					:					:	
04S	31E	22	:	20	40			:					:					:					:	
																							TOTAL ACRES	100.0

POU County: BINGHAM

Other Rights: ABERDEEN SPRING CANAL

Other Water Rights with Same Point(s) of Diversion and Source:
A35-02175 A35-07971

Other Water Rights Listing Overlapping Place(s) of use:
A01-0002320 A01-0029720 A01-0206460 A01-0206860 A01-0206860 A35-02175 A35-0254320 A35-0424620 A35-0424624 R35-0254320
R35-0424620

Conditions of Approval:

E02 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- ABERDEEN SPRINGFIELD CANAL CO.

Dates: Exam Made Date: 07/20/1992 Verified Date: 01/13/1994

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

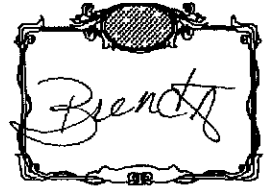
Audit: 10/24/91 DCARLSON 07/20/92 DCARLSON 01/13/94 DCARLSON

*overlapping
rights R-Record*

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

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM																													
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE																															
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac																														
L3508112	T04S R31E S15	GROUNDWATER																																																													
	:	:																																40	33		:	24	40		03		22		:	162																	
3502175	GROUNDWATE	:	:																																			:																						35	05	:	40
A3502175	GROUNDWATE	:	:																																			:																						35	05	:	40
R3502175	GROUNDWATE	:	:																																			:																						35	05	:	40
3507384	GROUNDWATE	:	38		39		40		39		:	39		35		40		40		:			40		40		:							:	390																												
A3507384	GROUNDWATE	:	38		39		40		39		:	39		35		40		40		:			40		40		:							:	390																												
R3507384	GROUNDWATE	:	38		39		40		39		:	39		35		40		40		:			40		40		:							:	390																												
3508112	GROUNDWATE	:	:																																40	40		:	40	40		05		35		:	200																
L3508112	T04S R31E S22	GROUNDWATER																																																													
	:	03				02				:	07								:															:	12																												
A010002320	SNAKE RIVE	:			40		38				:			40		40		:	38				34		40				40		37		:	347																													
0100297	SNAKE RIVE	:	:																																			:																								:	
A010029720	SNAKE RIVE	:			40		38				:			40		40		:	38				34		40				40		37		:	347																													
A0102064G0	SNAKE RIVE	:			40		38				:			40		40		:	38				34		40				40		37		:	347																													
A0102068G0	SNAKE RIVE	:			40		38				:			40		40		:	38				34		40				40		37		:	347																													
A0102068H0	SNAKE RIVE	:			40		38				:			40		40		:	38				34		40				40		37		:	347																													
3502175	GROUNDWATE	:	20		40						:							:															:	60																													
A3502175	GROUNDWATE	:	20		40						:							:															:	60																													
R3502175	GROUNDWATE	:	20		40						:							:															:	60																													
A350254320	GROUNDWATE	:			40		38				:			40		40		:	38				34		40				40		37		:	347																													
R350254320	GROUNDWATE	:	1		1		1		1		:			1		1		:	1				1		1				1		1		:																														
A350424620	GROUNDWATE	:			40		38				:			40		40		:	38				34		40				40		37		:	347																													
R350424620	GROUNDWATE	:	1		1		1		1		:			1		1		:	1				1		1				1		1		:																														
3507019	GROUNDWATE	:	:																																			:																								:	
A3507019	GROUNDWATE	:	:																																			:																								:	
R3507019	GROUNDWATE	:	:																																			:																								:	
3507971	GROUNDWATE	:									:	16		31		40		13		:	10		40		39		:							:	189																												
A3507971	GROUNDWATE	:									:	20		40		40		20		:			40		40		:							:	200																												
R3507971	GROUNDWATE	:									:	16		31		40		13		:			40		39		:							:	179																												
3508111	GROUNDWATE	:									:	20						20		:	10						:							:	50																												
L3508111	GROUNDWATE	:									:	16		09				19		:							:							:	44																												
3508112	GROUNDWATE	:	:																																			:																								:	20

LICENSE REVIEW CHECKLIST



PERMIT NO. 35-8112

DATE 6-9-94

NAME Yes No check 8-10-94
Or Address Change?

PRIORITY DATE Yes No check 8-10-94
Advance? Yes Advanced to:
Order to reinstate needed?
Incorrect fee for rate recommended? NO

SOURCE Yes No check 8-10-94
Changes or just clarification of originally intended source?
Notice of Intent to Void necessary?

POINT OF DIV Yes No check 8-10-94
Amendment needed?
Overlaps? 35-2175

PLACE OF USE Yes No check 8-10-94
Amendment needed? Add NENW SEC 15
Overlaps? (100 acres @ .02 per acre) 35-2175

DIV RATE Yes No check 8-10-94
Measurement Q = 4.99 Theoretical Q = ✓
~~106.9 x .02 = 2.13 cfs~~
174 x .02 = 3.48 cfs 174 x .0183 = 3.19
Capacity: 5.0 Combined rates exceed capacity NO
Permit/fee limits: 4.4 Allowable: 2.13 YES
3.19

ANNUAL VOLUME Yes No check 8-10-94
Season of use: C/4 (4-1 to 10-31)
Calculations: 174 x 4 = 696 af
106.9 x 4 = 427.6
Flow limit: cfs x x 1.9835 =
Combined volumes exceed capacity/allowable NO

USES Yes No check 8-10-94
Change in Nature of Use or additional uses?
Amendment necessary?

REMARKS WB3, W40 Multiple p/d(s) in 1/4 1/4?
Other Aberden Springfield Canal Shares

CONDITIONS Yes No check 8-10-94
Measuring/Locking Devices
Watermaster control - District
Irrigation Overlap
Water Quality
Other

COMMENTS: Reduce acres & rate
Supplemental
Amend p/u

RECOMMENDED

CFS

VOLUME

LICENSE

Irrigation

2.13 427.6

1ST AMENDMENT LETTER P41+P38

3.19 696

FINAL AMENDMENT LETTER P42

* NO ADJ FILED OR NECESSARY

RECEIVED

JUN 30 1994

Department of Water Resources

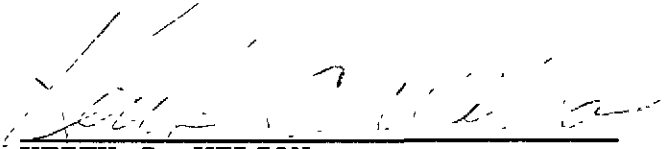
FROM: KEITH C. WILSON - EASTERN

27 JUNE 1994

TO: JIM JOHNSON - WATER ALLOCATION

RE: RE-EXAM OF 35-08112

MR EDWARD P HEANEY COME INTO THIS OFFICE WITH QUESTIONS ABOUT THE LICENSING LETTER HE RECEIVED. AFTER HIS DISCUSSION WITH HAROLD JONES IT WAS DECIDED THAT A RE-EXAM OF THE PLACE OF USE WAS NECESSARY. ON 22 JUNE 1994 I CONDUCTED AN ON SITE INSPECTION. I HAVE ATTACHED THE RE-EXAM FOR YOUR CONVENIENCE.



KEITH C. WILSON
SENIOR RESOURCE AGENT

DEC 13 1994

RECEIVED
JUN 30 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

RE-EXAM

A. GENERAL INFORMATION

Permit No 35-8112

1. Owner: Edward Heaney Phone No. _____

Current Address: RA 1 Box 32 Sterling Id 83279

2. Accompanied by: - EXAM. DATE: 22 June 94

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 35-02175

☐ Copies Attached

2. Other water rights with same point of diversion, 35-2175

☐ 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

SEE ORIGINAL EXAM ON 5-1-92

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).

DEC 18 1994

System Description (continued)

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

SEE ORIGINAL EXAM 1 May 1992

☐ See Remarks on page 4 for continuation

4. SEE ORIGINAL EXAM 5-1-1992

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

5. **Point(s) of Diversion:** SEE ORIGINAL EXAM 5-1-1992

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks

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

Indicate Method of Determination

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
Total PLACE OF USE																			
4S	31E	15								40			33	24	40	38	27	202	
		21	23	39	2		7											71	
																		<u>273</u>	
RECOMMENDED PLACE OF USE																			
4S	31E	15								40			33	24	40	3	22	162	
		21	3		2		7											12	
																		<u>174</u>	

*

*

* SEE attached memo. BC

Do not use this space

DEC 13 1994

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1. SEE ORIGINAL EXAM 5-1-92

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

2. Measurements:

SEE ORIGINAL EXAM 5-1-1992

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

$$174ac \times 0.018315 cfs/ac = 3.186 = 3.19 cfs$$

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:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 174 (4.0) = 696$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.19 (214) 1.9835 = 1354.1$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 696 ac$$

2. Volume Calculations for Other Uses:

DEC 13 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Recommend 174acre under this License

I. RECOMMENDATIONS RE-EXAMINATION

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	11/1	3.19cfs	696
Totals:			3.19cfs	696

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 KEITH G. WILSON
Signature Keith C Wilson
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.**

DEC 13 1994

MEMORANDUM

TO: File 35-08112 / Edward Heaney
FROM: Brenda Chapman
DATE: August 10, 1994
RE: Adjustments Made

=====

* The final recommendations for the following portion(s) of the field exam were based on the information below.

C. SYSTEM DESCRIPTION

2. Place of Use:

The exam map confirms acres in Sections 15 and 22.

DEC 19 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

POINT OF DIVERSION OVERLAP REVIEW

RE-EXAM

RE-EXAM

35-8112
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 = 273 acres

B. Total Diversion Rate = 5.00 cfs

$$Q_c = \text{Total Diversion rate [1.B]} / \text{Total irrigated acres [1.A]} \\ = \frac{5.00 \text{ cfs}}{273 \text{ acres}} = 0.018315 \text{ cfs/ac}$$

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

License # 35-2175 @ 2.00 cfs / 100 ac

License # _____ @ _____ cfs / _____ ac

License # _____ @ _____ cfs / _____ ac

$$Q_o = \text{Total Licensed Rate} = \frac{2.00 \text{ cfs}}{100 \text{ ac}} = 0.02 \text{ cfs/ac} \\ (\text{Old Diversion Rate } (Q_o) = \text{Licensed Flow Rate} / \# \text{ acres})$$

3. Comparison of Diversion Rates if:

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

$$Q_o(\#2) = 0.02 > Q_c(\#1) = 0.018315 \quad \text{GO TO ITEM \#4A.}$$

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.

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

2. Flow Rate for New Acreage. Total acres(#1.A) - Licensed acres(#3) = New Acres
(273) - (100) = 173 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
(273) - (100) = 173 ac

$$Q_t = Q_c(\#1) \times (\# \text{ New Acres}) = 0.018315 \text{ cfs/ac} \times 173 \text{ ac} =$$

$$Q_t = 3.17 \text{ cfs}$$

CONDITIONS/REMARKS: This right in combination with 35-2175 shall not exceed 5.0 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: _____

DEC 13 1994

Well
4471

Well
4463

Well
4455

Well
4437

DEC 13 1994

39

WEST

SOUTH

RECOMMENDED
PLACE OF USE

RE-EXAM-

35-8112

R31E
T4
S
POINT OF
DIVERSION



800

4502

16

14

21

22

23

BM 4447

4433

900

4467

4449

4519

4520

4450

4443

4519

Well
4471

4502

800

° SOUTH

WEST

Well
4463

Total Place of Use

R31E
T4S

Point of
DIVERSION

4467

Well
4466

Well
4455

900

4449

RE-EXAM

35-8112

Well
4437

LATERAL

DEC 15 1984

BM 4447

4483

39

1370

nap

トリス

16	15
21	20

2122

539

5

2223

112

R31E

35-8112

* N-rod + check
pivot for
most of additional
across

Includes
35-02175

DEC 13 1994

26
27

22
21

28

Well
4436

TRANS 00100

1000000

1000000

40

40

TRANS 00100

1000000

40

40

40

40

40

40

40

40

40

40

40

40

40

40

40

40

T45

R31E

DEC 13 1994

E-EXAM
35-8112

42



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 10, 1994

EDWARD P HEANEY
2600 W 950 S
ABERDEEN ID 83210

RE: WATER RIGHT NO. 35-08112

Dear Water Right Holder(s):

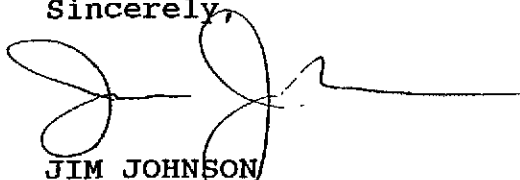
The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

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

DEC 13 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 31 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-8112

1. Owner: Edward Hickey Phone No. _____

Current Address Rt. 1 Box 32 Sterling, ID 83279

2. Accompanied by: Applicant EXAM. DATE: 5-01-92

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

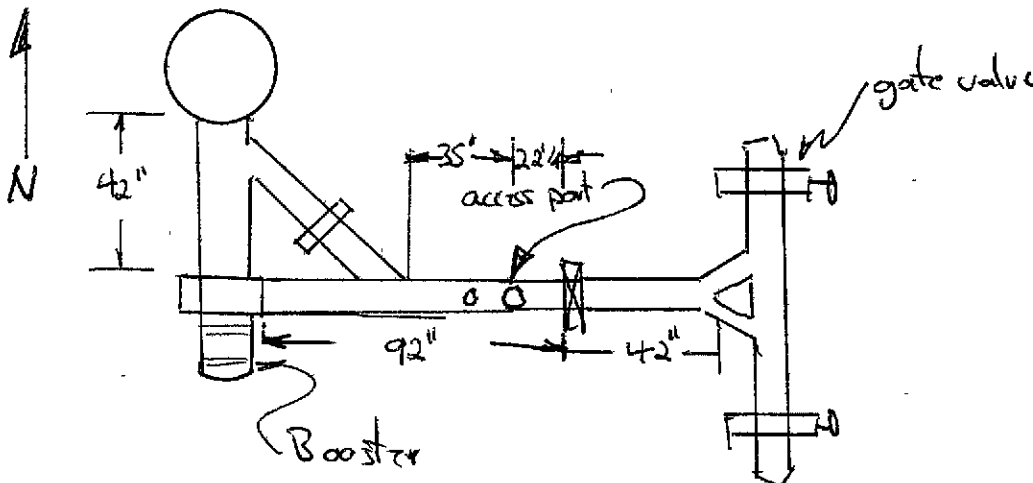
1. Other water rights with same place of use: A 35-02175 90 shares of Abundant-Springfield Canal water

☐ Copies Attached

2. Other water rights with same point of diversion Look at 35-2982 = 4322
A 35-02175 ☐ 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).

RECEIVED
JAN 31 1994

System Description (continued)

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

Well pump (125hp) with 40hp booster to $\frac{1}{4}$ mile pivot & 6 wheel lines
+ 1 1/2 hand lines. Bould set at 64'. Drawdown only 2'.

Mainline pressure is 60 psi

System is running minus one handler

☐ 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
	U.S. Motors	125	1355518	Wellins	45508
Booster	Marathon	40		Cornell	65039

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

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

[illegible]

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

Indicate Method of Determination

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	31E	15	77							77				31.5	304.1	97	81	1375	
		22	255	394			55											20	
4S	31E	15								7				31.5	304.1	2 37	26 31	91.5 +375	
		22	3.3 255	394			55											? 68.4	
																Total :		205.9	

105.9 - ~~106.5~~
(additional acres
beyond A35-02178)

* SEE exam Adjustment Sheet. (BC)

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure gauge	Achcraft				100 psi	

2 Measurements:

Theoretical - mainline pressure 60 psi
pumping depth - 65'

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1 Measured Method: (Theoretical) = $\frac{125hp + 40hp \times 8.814 \times 7}{65 + (60 \times 2.31)} = \frac{1018}{200} = 5.09 \text{ cfs}$
Capacity

2. Alternate Method for Checking Purposes:

435-00175 has 2.0 cfs - See line H
on adjacent acres

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:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{105.9}{406.5} \text{ af} \times 4.0 = 423.6 \text{ afa}$
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{2.138}{2.14} (214) (1.9835) = 904.1$
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 423.6 \text{ afa}$

2. Volume Calculations for Other Uses

* See exam memo. BC

DEC 13 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

License 35-02175 has 2.00 cfs from same old on adjacent acres which is up river. Since this license 35-02175 has 0.02 cfs/acre I chose only the top license the new acres. Therefore: Capacity, 5.00 cfs

1/ $5.00 \text{ cfs} - 2.00 \text{ cfs from } 35-02175 = 3.00 \text{ cfs}$

2/ $\frac{105.9}{426.5} \text{ new acres} \times 0.02 \text{ cfs} = \frac{2.12}{2.13} \text{ cfs}$

3/ Recommend $\frac{2.13}{2.12} \text{ cfs}$

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	10/31	$\frac{2.13}{2.12} \text{ cfs}$	$\frac{426}{423.6} \text{ afa}$
Totals:			$\frac{2.13}{2.13} \text{ cfs}$	$\frac{426}{423.6} \text{ afa}$

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.

100-100000

DEC 13 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

POINT OF DIVERSION OVERLAP REVIEW

35-8112
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 = 205.9 acres

B. Total Diversion Rate = 5.00 cfs

Q_c = Total Diversion rate [1.B]/Total irrigated acres [1.A]

$$= \frac{5.00 \text{ cfs}}{205.9 \text{ acres}} = 0.0242 \text{ cfs/ac} \quad \text{Limit to } 0.02 \text{ cfs/ac}$$

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

License # 35-2175 @ 2.00 cfs / 100 ac

License # _____ @ _____ cfs / _____ ac

License # _____ @ _____ cfs / _____ ac

$$Q_o = \text{Total Licensed Rate} = \frac{2.00 \text{ cfs}}{100 \text{ ac}} = 0.020 \text{ cfs/ac}$$

(Old Diversion Rate(Q_o) = Licensed Flow Rate/# acres)

3. Comparison of Diversion Rates if:

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

$$Q_o(\#2) = 0.02 \quad \times \quad Q_c(\#1) = 0.02 \quad \text{GO TO ITEM \#4A.}$$

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.

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

2. Flow Rate for New Acreage. Total acres(#1.A) - Licensed acres(#3) = New Acres
(_____) - (_____) = _____ 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
(205.9) - (100) = 105.9 ac

$$Q_t = Q_c(\#1) \times (\# \text{ New Acres}) = 0.02 \text{ cfs/ac} \times 105.9 \text{ ac} =$$

$$Q_t = 2.12 \text{ cfs}$$

CONDITIONS/REMARKS: _____

- 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: _____

DEC 13 1994

REL 3 70

36
1971

Place of Use

Point of Diversion

T 4 S

16 15
21 22

53

Place of Use

133.9

4.2

R31E

70

35-8112

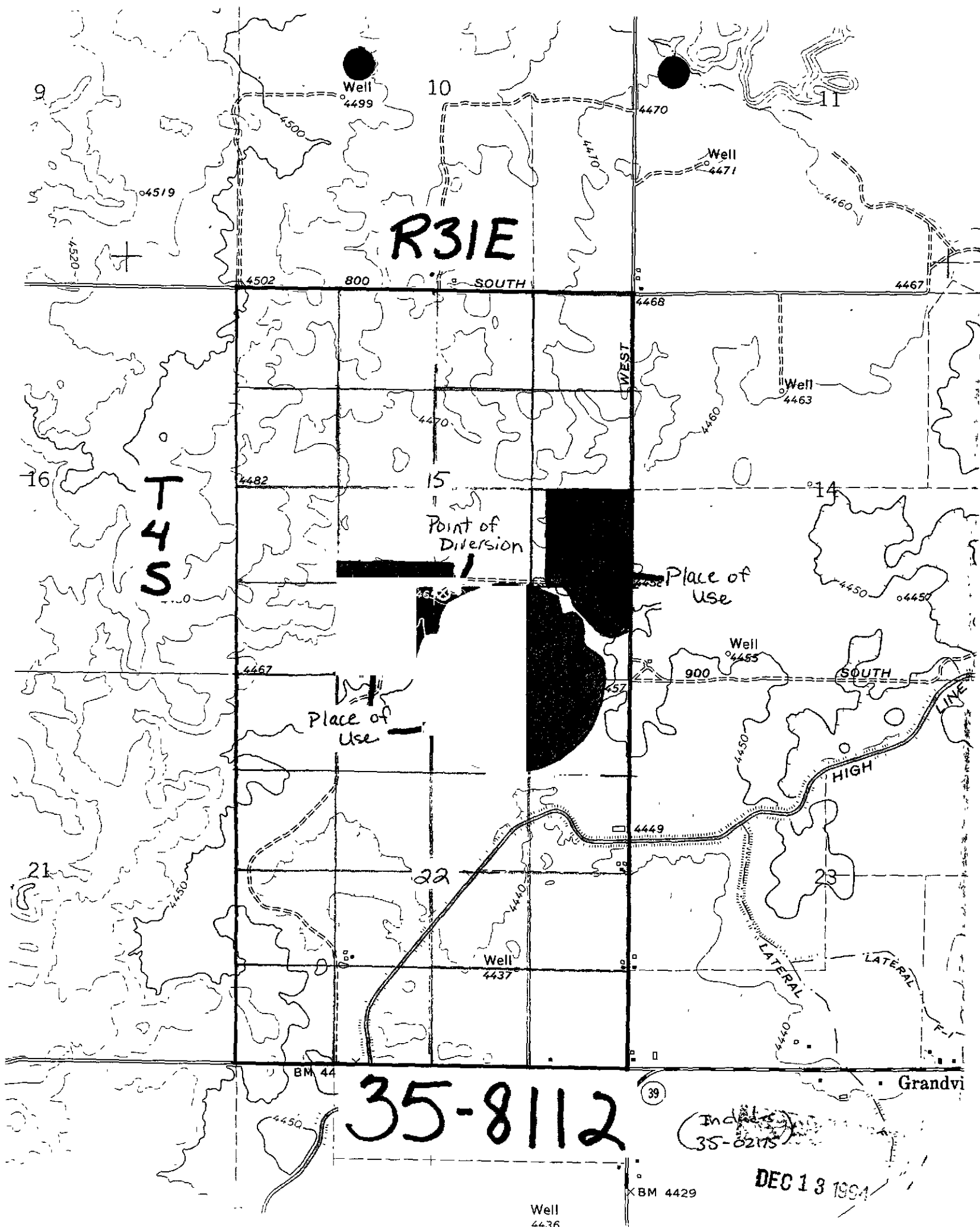
*N red to check
pivot for
west of additional
acres

Includes
35-02175

DEC 18 1994

21 22
28 27

22 23
27 26



R31E

T
4
S

Point of
Diversion

Place of
Use

Place of
Use

35-8112

(Incl. 35-8215)

DEC 13 1964

Grandvi

Well
4436

BM 4429

BM 44

39

Well
4499

4470

Well
4471

Well
4463

Well
4455

Well
4437

4449

10

11

15

14

16

21

22

23

SOUTH

WEST

SOUTH

HIGH

LATERAL

LATERAL

LINE

November 23, 1990

EDWARD P. HEANEY
RT. 1 BOX 32
STERLING, ID 83279

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08112

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

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

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

DEC 67 1990

EDWARD P. HEANEY
RT. 1 BOX 32
STERLING, ID 83279

130946
~~130945~~
June 30, 1990

PROOF DUE NOTICE
RE: PERMIT NO. 35-08112

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 September 1, 1990. (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

DEC 07 1990

MEMORANDUM

TO: FILE/APPLICATION NO.

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 11-27-89

=====

This application was among those applications reviewed in the regional offices last year and recommended for out of sequence processing. This application includes a statement and sufficient supporting evidence concerning development of the project prior to October 1, 1984.

The department's Policy and Implementation Plan for Processing Water Rights in the Swan Falls Area provides for applications to be processed out of sequence if the development was completed prior to October 1, 1984 and the application filed prior to July 1, 1985. These filings are not required to be processed in sequence with other trust water filings because the effect of these filings have already occurred and because, due to subordination, the filings are not taking water held in trust. These filings are not subject to the staged development policy and public interest criteria of Section 42-203C, Idaho Code.

MICROFILMED

DEC 07 1990

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) 334-7900
August 15, 1989

EDWARD P. HEANEY
RT. 1 BOX 32
STERLING, ID 83279

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

RE: PERMIT NO. P35-08112

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.

MAILED

AUG 18 1989

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MAIL ROOM

AUG 18 1989

MEMORANDUM

TO: File No. 35-8112
FROM: Gary Spackman *Gary*
DATE: July 31, 1989

RE: Need for Submittal of Rule 4,5. Information

Application 35-8112 was filed prior to July 1, 1985, and represents development that was complete in the 70's.

Any problem that would be identified by submittal of information under Rule 4,5. of the Water Appropriation Rules and Regulations should already have surfaced and been resolved. This application should be processed without seeking any additional information at this time pursuant to the memorandum signed by Glen Saxton on July 19, 1989.

MICROFILMED
AUG 18 1989

MEMORANDUM

TO: Regions and Water Allocation Bureau
FROM: Glen Saxton *GS*
RE: NEED FOR ADDITIONAL INFORMATION UNDER RULE 4,5. OF THE
WATER APPROPRIATION RULES AND REGULATIONS: PRE-EXISTING
DEVELOPMENT
DATE: July 19, 1989

Many applications are being submitted to the department representing development which occurred several years ago. Some of these applications request diversion in excess of 5 cfs or irrigation in excess of 200 acres, prompting review under Rule 4,5. of the Water Appropriation Rules and Regulations.

The purpose of Rule 4,5. requirements for additional information is to force pre-development analysis of the application. If the development is already complete, many of the analysis criteria are of little value.

If development is already in place prior to filing of the application, the requirements of Rule 5 in some cases may be waived. The waiver of the requirements is based on the fact that many of the negative effects of the development should already have been felt or recognized. One exception, however, is when development is so recent that possible problems associated with the development may not yet have surfaced.

An analysis of the system prior to the development will help us in avoiding conflicts with other public interests which may be injured by the development.

MEMORANDUM

AUG 18 1989

February 27, 1989

Edward P. Heaney
Rt. 1, Box 32
Sterling, ID 83279

Application for Permit No. 35-08112

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 35-08112. Please refer to this number in all further correspondence.

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

INDEXED

AUG 18 1989

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

35-08073

MUIRBROOK, Paul
Box 23
Sterling, Idaho 83210
Source: GROUNDWATER
Diversion Pt SWNW, Sec 28, T 04S, R
31E
Use IRRIGATION (1 600 CFS)
Date Filed 12/23/1982
In T04S, R31E, S28, NENW, SENW,
NESW, 80.0 ACRES TOTAL

35-08074

MUIRBROOK, Paul
Box 23
Sterling, Idaho 83210
Source: GROUNDWATER
Diversion Pt: SWSW, Sec 28, T 04S, R.
31E
Use IRRIGATION (2 820 CFS)
Date Filed 12/23/1982
In T04S, R31E, S28, NWSW SWSW, S32,
NENE, S33, NWNW, 142.0 ACRES TOTAL

46-08087

KNUDSEN, BOB, JR
Rt 1, Box 84A
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversion Pt NWSW, Sec 13, T 06S, R
30E
Use IRRIGATION (880 CFS)
Date Filed 1/17/1983
In T06S, R30E, S13, NESW, NWSW,
SWSW, SESW, 158.0 ACRES TOTAL.

35-08112

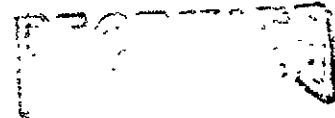
HEANEY, EDWARD P
Rt 1, Box 32
Sterling, Idaho 83279
Source: GROUNDWATER
Diversion Pt SWSE, Sec 15, T 04S, R
31E
Use IRRIGATION (4 400 CFS)
Date Filed 3/09/1983
In T04S, R31E, S15, NESW, SESW, NESE
NWSE, SWSE, SESE, S22, NENE, 220.0
ACRES TOTAL

35-08115

THOMPSON, J R
798 S 2600 W
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversion Pt NWSW Sec 11, T 04S, R
31E
Use IRRIGATION (3 300 CFS)
Date Filed 3/14/1983
In T04S, R31E, S11, NWNW, SWNW,
NESW, NWSW, SWSW, SESW, SWSE, 280.0
ACRES TOTAL

35-08195

KLEMPER, HOWARD
RR Box 183
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversion Pt SESE Sec 23, T 05S, R.
30E
Use IRRIGATION (940 CFS)
Date Filed 6/30/1983
In T05S, R30E, S23, NESE, SESE, 47.0
ACRES TOTAL



MAR 20 1989

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

I, Michael Bell 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

2nd day of March, 1989;

and the last publication having been made on the
9th day of March, 1989;
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 16th day of March in
the year 1989 before me a Notary Public of said State,
personally appeared

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

Kaye Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires

~~November 10, 1988~~
November 10, 1989

Affidavit Processing Fee \$5 00

MICROFILMED

AUG 18 1989

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
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 24, 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 MARCH 20, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

NOT RECORDED

AUG 18 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

UNRECORDED

AUG 18 1989

35-08112

HEANEY, EDWARD P.
RT. 1, BOX 32
STERLING, ID 83279

Source: GROUNDWATER

Diversion Pt:

SWSE Sec 15 T 04S R 31E
(4.400 CFS)

Use: IRRIGATION

Date Filed: 3/09/1983

In: T04S R31E S15

NESW
SWSE
NENE

SESW
SESE

NESE

NWSE

S22

220.0 ACRES TOTAL

MicroFILMED

AUG 18 1989

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 MARCH 20, 1989.

R. Keith Higginson, Director

Published 3/02/1989 & 3/09/1989

RECEIVED FILMED

AUG 18 1989

January 18, 1989

EDWARD P. HEANEY
2600 W. 950 S.
BOX 32
ABERDEEN, ID 83210

RE: APPLICATION FOR PERMIT NO. 35-8112

Dear Applicant:

The department is now beginning the processing of applications which have been held as a result of the Swan Falls controversy. In connection with this processing, the department requests the information described below.

From the department's review of the above referenced water right application, it appears the application is only subject to the usual water right processing described in Section 42-203A, Idaho Code, and is not subject to the public interest criteria processing required of some applications in the Swan Falls settlement.

The department asks that you advise us within 15 days of this letter if you no longer have a continued interest in developing a water right as proposed by the application. If you do not respond in this time period, the department will proceed with the usual processing of the application including advertisement.

Please feel free to contact the department if you have questions.

Sincerely,



Ronald D. Carlson
Eastern Regional Manager

RDC/rb

Microfilm
AUG 18 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

JUN 24 1985

Department of Water Resources
Eastern District Office

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. 35812

Name(s) of Permit Holder: EDWARD P. HEANEY

Post Office Address: 2600 West 950 South, Box 32 Aberdeen ID.

Telephone No. 328-2395

Source of Water: groundwater.

Extent of Use:

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation 220 _____ (acres)

Other/Remarks _____

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

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

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

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

(Name)

(Address)

AUG 18 1985

(Telephone Number)

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

Date

Signature of Permit Holder (and Title, if appropriate)

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

Place
Stamp
Here

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

NOTED FOR THE DIRECTOR
JAN 1 1984

IN THE MATTER OF:)
)
Application for)
Permit No.)
)
35-8112)
)
State of Idaho)
County of Bonneville)

AFFIDAVIT

JUN 24 1985

Department of Water Resources
Eastern District Office

Edward P. Heaney being first duly sworn,
deposes and says: The land under permit 35-8112 was
irrigated as of April 1, 1975. The well was drilled
in 1951.

The point of diversion is also for License No. 35-2175.

Edward P. Heaney
(Signature)

Subscribed and sworn to before me this 24th day of June, 1985.

Calvin Wray
(Notary Public)

Residing at Idaho Falls
My Commission Expires 5-29-1991

RECEIVED

AUG 18 1989

March 10, 1983

Edward Heaney
Rt. 1, Box 32
Sterling, ID 83279

Dear Mr. Heaney:

Enclosed is one of the two applications you filed with our office.
You will notice that it needs your signature on the third page.

Please sign this application and return it to the Idaho Falls office as
soon as possible.

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:bp

Enclosure

INDEXED

AUG 18 1989

35-8112-

HERNEY, EDWARD P.

RT. 1, BOX 32, STERLING, ID 83279

Source: GROUNDWATER

Date Filed: 03/09/1983

Diversion Pt. SWSE Sec 15 T 04S R 31E

Use: IRRIGATION (4.40 CFS)

In: NESW SESW NESE NWSE SWSE Sec 15 T 04S R 31E NENE Sec 22 T 04S R 31E
FOR 220 ACRES

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AUG 18 1989