

RECEIVED

MAY 3 1979

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, David Mark Brown

solemnly

Publisher

swear that I am the Publisher of
The Blackfoot 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: Thursday of
each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of

of publication was published in said issue or said
newspaper 2 consecutive weeks

the first publication having been made on the
19th day of April, 19 79

and the last publication having been made on the
26th day of April, 19 79

that said notice was published in the regular and en-
tire 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.

Subscribed and sworn to before me this 2nd

day of May, 19 79

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1980

Diversion Means: WELL, PUMP &
SPRINKLER SYSTEM

If issued, the permit(s) will be
subject to all prior water rights.
Protests against the granting of any
permit must be filed with the Director
of the Idaho Department of Water
Resources, 1515 Lincoln Rd., Idaho
Falls, Idaho 83401 on or before MAY
7, 1979.

C. STEPHEN ALLRED
Director

NOTICE OF APPLICATION FOR WATER RIGHT

NOTICE IS HEREBY GIVEN that the
following application(s) have been
submitted for permit to appropriate
the public waters of the State of
Idaho:

(6019)

Pub: 4/19 & 4/26/79.

35-7850

DRISCOLL, WALLACE W.
ROUTE 1

ABERDEEN, ID 83210

Source: GROUNDWATER

Date Filed: 04/02/1979

Amount: 6.00 CFS

Diversion Point: NWNW Sec 01 T
05S R 31E, Bingham Co.

Use: IRRIGATION (6.00 CFS) from
04/01 to 11/01

Place of Use: NENW NWNW SWNW
SENW Sec 01 T 05S R 31E NENW
SWNW SENW NESW NWSW SWSW
SESW Sec 36 T 04S R 31 E FOR 376
ACRES.

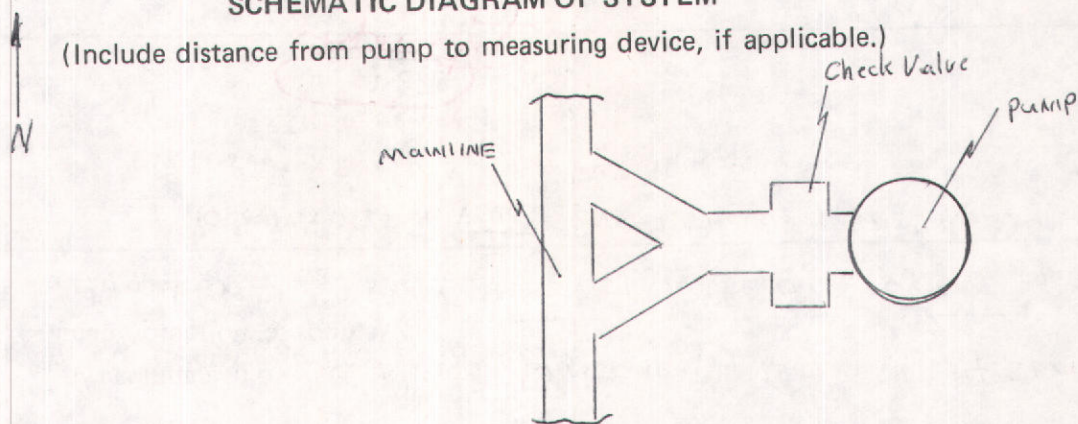
MICROFILMED

MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NW of NW SECT 1 T5S R31E

Place(s) of Use

[illegible]

Recommended Amendments:

- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

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

Examiner's Signature

Checked by

Approved by

Date 2-5-81

Date 2-5-81

Date 11/6/81

Driscoll

35-7850

25
36

35 36

F-44
162-F

A.
5.1

D.
5.3
C.
16.5

740' pivot length
43
140 acres

156

156
152 acres

2 mainline

45
2-5-81

35 36

147
acres

MICROFILMED

NOT TO SCALE

Driscoll

35-7850

F-188

F-414
187F

MS
2-5-81

MICROFILMED

NOT TO SCALE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7850 Priority April 2, 1979 Amount 4.51 cfs

THIS IS TO CERTIFY, that Wallace W. Driscoll
of Aberdeen, Idaho, has complied with the terms and conditions of Permit
No. 35-7850 issued pursuant to Application for Permit dated April 2, 1979,
and has submitted proof to the Department of Water Resources on December 5, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.51 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>4.51</u> cfs and	<u>1211.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 4.51 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1211.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Twp.
5S, Rge. 31E in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4S	31E	36							3	40	40	36	40	40					199
5S	31E	1					40	40	37	30									147

Total number of acres irrigated 346

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
November, 19 81.

Acting for the Director

Norman C. Young

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Wallace W. Driscoll Phone 397-4314

Post office address Route 1, Aberdeen, Idaho 83210

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

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 5S

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

4. Water will be used for the following purposes:

Amount 6.00 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. 6.00 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump, mainline, center pivots

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 18 inches; proposed depth of well is 57 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is one 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: _____

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

[illegible]

Total number of acres to be irrigated

376

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

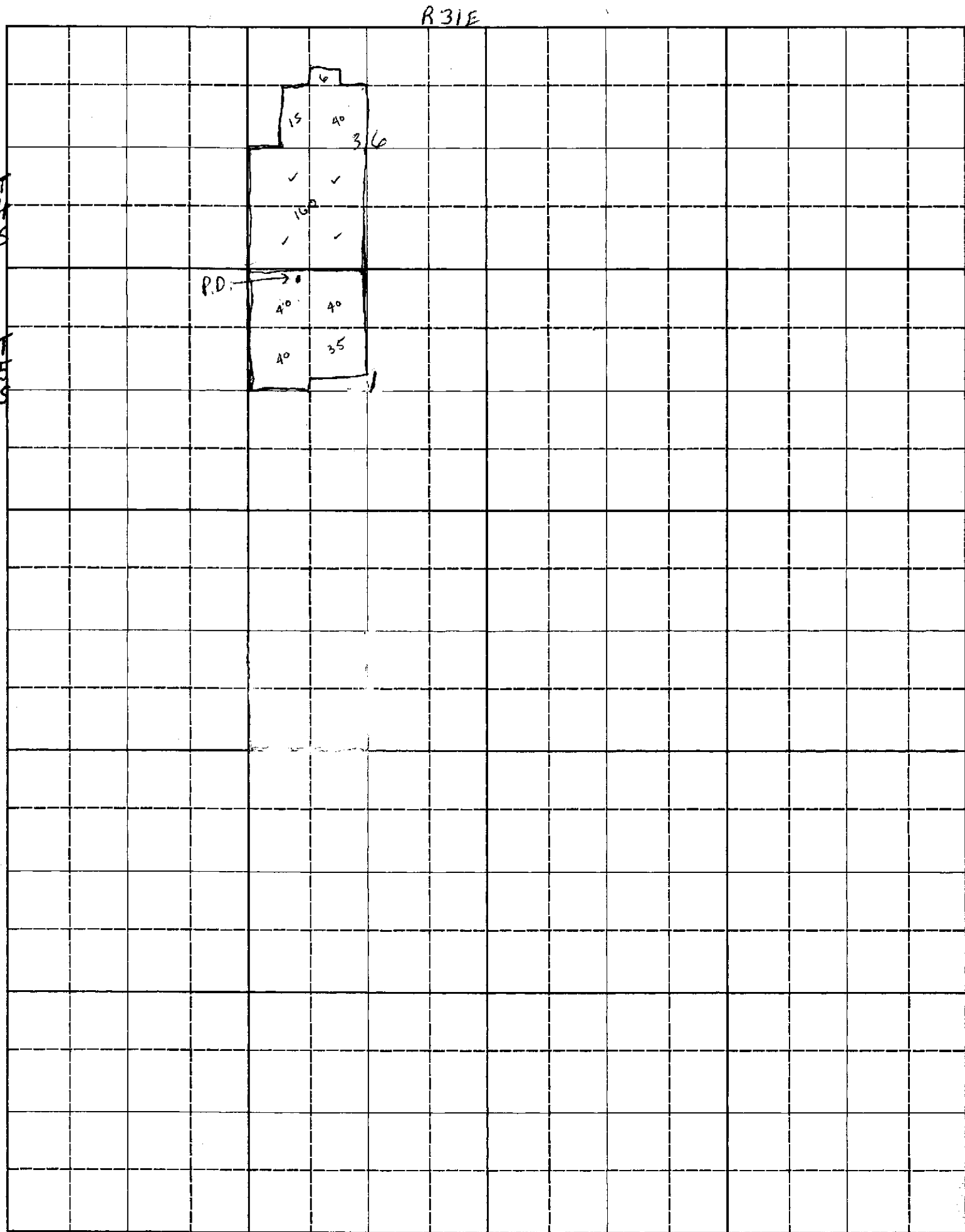
b. Who owns the land to be irrigated or place of use

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

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.

Wallace H. Driscoll
(Applicant)

Proposed Priority 4-2-79

Received by _____ Date 4-2-79 Time 3:00 p.m.

Preliminary check by J.C. Fee \$85.00

Received by _____ Date 4-2-79 #12988

Publication prepared by _____ dh Date 4-13-79

Published in _____ Blackfoot News

Publication dates April 19 & 26, 1979

Publication approved 87 Date 5/19/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ELC 5-5

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. 35-7850, and said application is hereby APPROVED

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 be-

fore July 1, 19 80.

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: An access port or other device as specified by the Department shall be

installed by the permit holder to provide for the installation of measuring

equipment and the determination of the rate of diversion by the Department.

Witness my hand this

6th day of

June

, 19 79.

Chief, Operations Bureau

D. Allen Gayton

RECEIVED

MAY 3 1979

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss.

I, David Mark Brown do
solemnly

swear that I am the Publisher of
The Blackfoot 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
134 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 withing the State of Idaho
shall be published to-wit: Thursday of
each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of

of publication was published in said issue or said
newspaper 2 consecutive weeks

the first publication having been made on the
19th day of April, 19 79

and the last publication having been made on the
26th day of April, 19 79

that said notice was published in the regular and en-
tire 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.

Subscribed and sworn to before me this 2nd

day of May, 19 79

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1980

Diversion Means: WELL, PUMP &
SPRINKLER SYSTEM

If issued, the permit(s) will be
subject to all prior water rights.
Protests against the granting of any
permit must be filed with the Director
at the Idaho Department of Water
Resources, 1515 Lincoln Rd., Idaho
Falls, Idaho 83401 on or before MAY
24, 1979.

C. STEPHEN ALLRED
Director

4/26/79

87-2

MICROFILMED

AUG 22 1984

Department of Water Resources
Eastern District Office

WELL DRILLER'S REPORT

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

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

December 2, 1981

RE: Permit No. 35-7850

Wallace W. Driscoll:
Route #1
Aberdeen, ID 83210

Dear Mr. Driscoll:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

RECEIVED
DEC 10 1981
WATER RESOURCES
DIVISION



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 9, 1981

RE: Permit No. 35-7850

Wallace W. Driscoll
Route #1
Aberdeen, ID 83210

Dear Mr. Driscoll:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7850, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 4.51 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1211.0 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$, Sec. 1, Twp. 5S, Rge. 31E, Bingham County

Beneficial use: Irrigation of 346 acres within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 36, Twp. 4S, Rge. 31E and NW $\frac{1}{4}$, Sec. 1, Twp. 5S, Rge. 31E

Priority date established: April 2, 1979

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

RECEIVED

No Overlapping rights

Signature

2-5-81

☒ None

Place(s) of Use

SCHEMATIC DIAGRAM OF SYSTEM

[illegible]

MAP (Attach Aerial Photo)

Driscoll

35-1850

25
36

35 36

F-44
162-F

A
51

C
16.5

740' pivot length
43
60 acres

156

152 acres

line

45
2-5-81

36

MICROFILMED

NOT TO SCALE

Driscoll

35-7850

35-7850

F-414
107F

MS
2-5-81

35
34
33

ENCLOSURE

NOT TO SCALE



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7185

December 26, 1979

RE: Permit Nos. 35-7840 & 35-7850

Wallace W. Priscoll
Rt. #1,
Aberdeen, ID 83210

Dear Mr. Priscoll:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

JACKIE S. DENNING
Senior Clerk

cc: IDWR - State Office
Federal Land Bank - Blackfoot

RECEIVED
DEC 27 1979
IDWR

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of permit 7850

Name(s) of Permit Holder: Wallace W. Driscoll

Post Office Address: Route #1, Aberdeen, Idaho 83210

Source of Water: _____

Extent of Use:

☐ Domestic _____

☐ Stockwater _____

☒ Irrigation 376

☐ Other _____

(number of households)

(number and type of stock)

(acres)

Measuring Device:

Required? ☐ Yes ☐ No

Installed? ☐ Yes ☐ No

Access Port:

Required? ☒ Yes ☐ No

Installed? ☒ Yes ☐ No

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

11-30-79

Date

Wallace W. Driscoll
Signature of Permit Holder

RECEIVED

DEC 5 1979

Department of Water Resources
Eastern District Office



RECEIVED

DEC 6 1979

Department of Water Resources

PLACE
TEN CENTS
STAMP
HERE

STATEHOUSE
DEPARTMENT OF WATER RESOURCES

BOISE, IDAHO 83720

Federal Land Bank Association of Blackfoot

10 West Judicial, P. O. Box 10, Blackfoot, Idaho 83221
Blair W. Archibald, Manager — Telephone: (208) 785-0820



Salmon Branch:
Main and North Daisy, P. O. Box 1063, Salmon, Idaho 83467
Richard S. Dunn, Branch Manager — Telephone: (208) 756-3278

December 4, 1979

State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

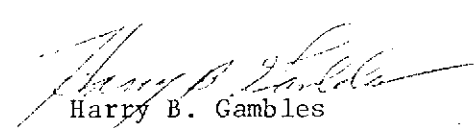
Re: FLB 178300-1 Wallace W. Driscoll
Permit Nos. 35-7849 and 35-7850

Gentlemen:

Enclosed herewith are two cards evidencing Proof of Application of Water to Beneficial Use for Permit Nos. 35-7849 and 35-7850. Will you please acknowledge receipt of the filing of this proof with a letter to this office. Please identify the Permit holder in your letter of acknowledgement.

If you have any questions regarding this matter, please do not hesitate to call me.

Yours very truly,


Harry B. Gambles
Assistant Manager

HBG:jm

Enclosures



RECEIVED

DEC 5 1979

Department of Water Resources
Eastern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

June 7, 1979

Re: Permit No. 35-7850

Wallace W. Driscoll
Route 1
Aberdeen, Idaho 83210

Dear Mr. Driscoll:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

RECEIVED
JUN 11 1979
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, ID 83401
(208) 523-7186

APRIL 13, 1979

The Blackfoot News
P. O. Box 70
Blackfoot, Idaho 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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 billings to this office before MAY 7, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor

Encl.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

APRIL 13, 1979
(508) 253-5188
Idaho Falls, ID 83401
1515 Lincoln Road

(6019)
Pub: 4/19 & 4/26/79.

LEGAL-10M, deb
Legal for Thursday, April 19, Please
make a second copy after you have
proofed this one and give both copies
back to Pat before publication.
Dorothy
**NOTICE OF APPLICATION
FOR WATER RIGHT**
NOTICE IS HEREBY GIVEN that the
following application(s) have been
submitted for permit to appropriate
the public waters of the State of
Idaho:
35-7850
DRISCOLL, WALLACE W.
ROUTE 1
ABERDEEN, ID 83210
Source: GROUNDWATER
Date Filed: 04/02/1979
Amount: 6.00 CFS
Diversión Point: MNW Sec 01
055 R 31E, Bingham Co.
Use: IRRIGATION (6.00 CFS) from
04/01 to 11/01
Place of Use: NENW NWNW SWNW
SENV Sec 01 T 05S R 31E NENW
SWNW SENW NESW NWSW SWSW
SESW Sec 36 T 04S R 31 E FOR 376
ACRES.
Diversión Means: WELL, PUMP &
SPRINKLER SYSTEM
If issued, the permit(s) will be
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Protests against the granting of any
permit must be filed with the Director
of the Idaho Department of Water
Resources, 1515 Lincoln Rd., Idaho
Falls, Idaho 83401 on or before MAY
7, 1979.
C. STEPHEN ALLRED
Director

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

35-2850

BRISCOLL, WALLACE W.

ROUTE 1, ABERDEEN, ID 83210

Source: GROUNDWATER

Date Filed: 04/02/1979

Amount: 6.00 CFS

Diversion Point: NW1/4 Sec 01 T 05S R 31E, BINGHAM Co.

Use: IRRIGATION (6.00 CFS) from 04/01 to 11/01

Place of Use: NW1/4 NW1/4 SW1/4 SE1/4 Sec 01 T 05S R 31E NW1/4 SW1/4 SE1/4 NW1/4
SW1/4 SE1/4 Sec 36 T 04S R 31E FOR 376 ACRES

Diversion Means: WELL, PUMP & SPRINKLER SYSTEM

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before MAY 7, 1979.

C. STEPHEN ALLRED

Director

Published 4/19 & 4/25/79.

MICROFILMED