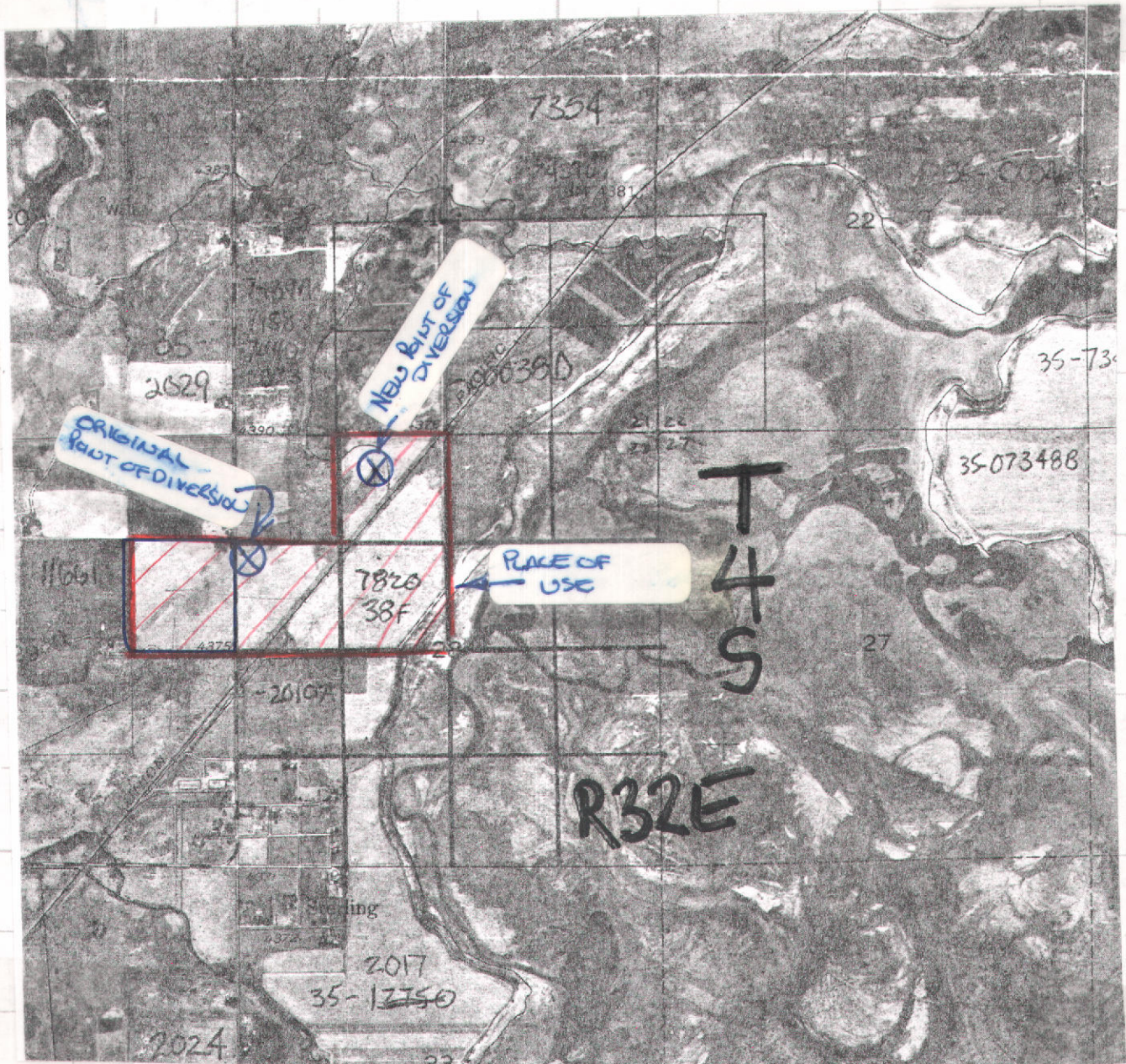


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



RECEIVED

OCT 21 1993

SCALE: 2 inches equal 1 mile. Draw plan in ink.

R 32 E

T
H
S

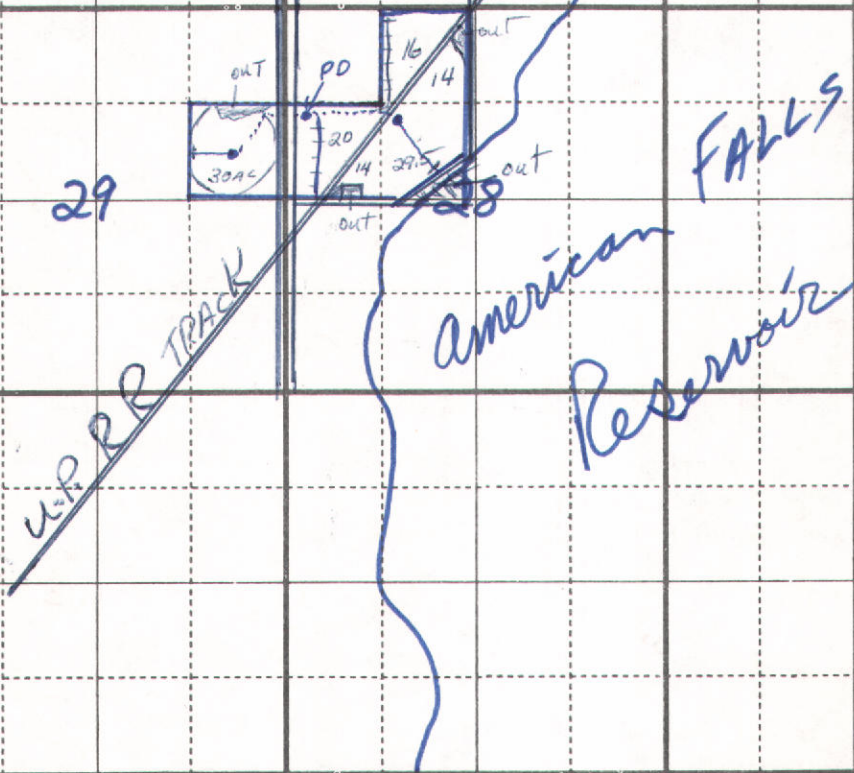
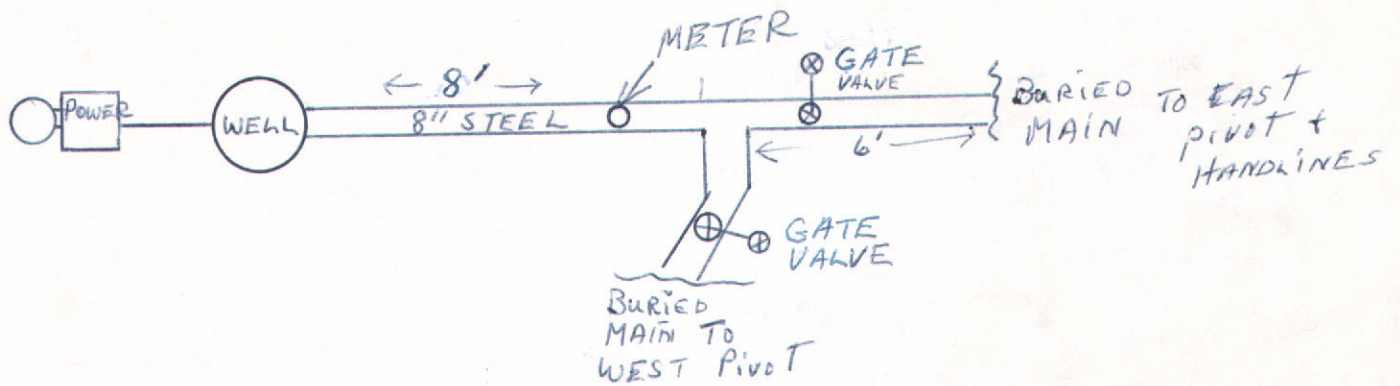


Diagram of System



RECEIVED

APR 19 1991

RP 9-10-79



A M E R I C A N

MICROFILMED

APR 19 1991

$$\begin{array}{ccccc} R & E & S & E & R \\ 3 & & & & \end{array}$$

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4189
WATER RIGHT NO. 35-07820

This is to certify that: **THAYNE DRISCOLL**
ANDRA DRISCOLL
1118 S 2600 W
ABERDEEN ID 83210

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.07 CFS	492.0 AF

SOURCE

GROUNDWATER

Priority: 10/11/1978

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 28, Township 04S, Range 32E
SWNW , Sec. 28, Township 04S, Range 32E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S 32E 28	NENW 30	SWNW 34	SENE 29	93
29	SENE 30			30
Total number of acres irrigated:				123

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
2. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 18th day of October, 1993.

RECEIVED
OCT 21 1993

J. Glen Saylor
Chief, Water Alloc. Bureau

RECEIVED

OCT 13 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4189

Department of Water Resources
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant THAYNE OR ANDRA DRISCOLL Phone 397-5302
Post Office address 1118 S 2600 W, ALBERDEEN, ID 83210

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes PORTION OF LICENSED PLACE OF USE LIES ON NORTH SIDE OF RAILROAD TRACKS IN THE NE 1/4 SEC 28. THERE IS AN EXISTING WELL IN THIS FIELD THAT WAS USED UP TO THE LATE 1970'S TO FLOOD IRRIGATE THIS FIELD. APPLICANT WISHES TO RE-OPEN AND USE THIS WELL TO IRRIGATE THE LICENSED ROW IN COMBINATION W/ WELL IN THE SW 1/4 SEC 28.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ae-ft)	Nature of Use	Period of Use
<u>35-07820</u>	<u>OCT 11, 1978</u>	<u>2.07</u>	<u>IRR</u>	<u>4/1</u> to <u>10/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 2.07 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	28	4S	32E	BINGHAM	
		NE	NW	28	4S	32E	BINGHAM	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	32E	28					30		34	29									93
		29				30													30

OCT 21 1993

Total acres 123

2007 2 1 1093

2007 2 1 1093

Witness my hand this _____ day of _____, 19____

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

d. Remarks:

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

NO CHANGE

trust, mortgage or contract agreeing to the proposed changes.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☒ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of

a. Description of diversion system

WATER PUMP INTO IRRIGATION TO SPRINKLES

6. General Information:

PART 1

Transfer No. _____

Page _____ of _____

PART 2

TRANS NO. 4189

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-07820

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	2.07 CFS	430.5 AF

SOURCE

GROUNDWATER

Priority: 10/11/1978

LOCATION OF POINT(S) OF DIVERSION:SWNW , Sec. 28, Township 04S, Range 32E
BINGHAM CountyPLACE 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	32E	28	NENW 30	SWNW 34	SENE 29	93
		29	SENE 30			30
Total number of acres irrigated:						123

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

RECORDED
OCT 21 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 35-07820 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER tributary to _____

4. Date or priority OCTOBER 11, 1978

5. Water is used for the following purpose:

amount 2.07 for IRRIGATION purposes from 4/1 to 10/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	28	4S	32E	BINGHAM	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	32E	28					30		34	29									43
		29				30													30

Total acres 123

9. Describe any other water rights used for the same purpose as described above A 35-00038F

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

- | | | | | |
|----|-------------|-----|---------------|----|
| 1. | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |
| | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |
| | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

- | | | | | |
|----|-------------|-----|---------------|----|
| 1. | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |
| | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |
| | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres

Copy

WARRANTY DEED

For Value Received WALLACE W. DRISCOLL and MAURINE D. DRISCOLL, husband and wife,

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

THAYNE J. DRISCOLL and ANDRA D. DRISCOLL, husband and wife,

whose current address is 1139 South 2600 West, Aberdeen, Idaho 83210

the grantee s, the following described premises, in Bingham County Idaho, to wit:

The SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 29 and the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the E $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28, all in Township 4 South, Range 32, E.B.M., in Bingham County, EXCEPTING THEREFROM:

Beginning at the SE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 28; thence S 89°46' West along the South line of said SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ 522.1 feet to a point; thence North 28°20' East 280.8 feet to a point; thence North 42°52' East a distance of 561.1 feet, more or less, to a point on the East line of said SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 28; thence South 0°37' East along the East line of said SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ 656.3 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM right-of-way of the Salmon River Railroad, Aberdeen Branch, as per Warranty Deeds recorded in Book 14, Page 503, Book 21, Page 146; and Book 18, Page 30, records of said County.

Together with a 100 H.P. U.S. electric motor, with a Layne turbine pump, and 2500 feet of 8" through 10" buried steel mainline, Valley model 4171 electric self-propelled circular system 1210 length 1210 diameter, serial #25920, Valley mini circle self-propelled circular system 650 ft. length, 1300 diameter, serial #18385, and any replacements thereof, all of which are hereby declared to be appurtenant thereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owners in fee simple of said premises; that they are free from all incumbrances

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

Dated: 12-31-90

Wallace W. Driscoll
WALLACE W. DRISCOLL

Maurine D. Driscoll
MAURINE D. DRISCOLL

STATE OF IDAHO, COUNTY OF Bannock
On this 31st day of Dec., 1990,
before me, a notary public in and for said State, personally
appeared
WALLACE W. DRISCOLL and
MAURINE D. DRISCOLL, husband
and wife

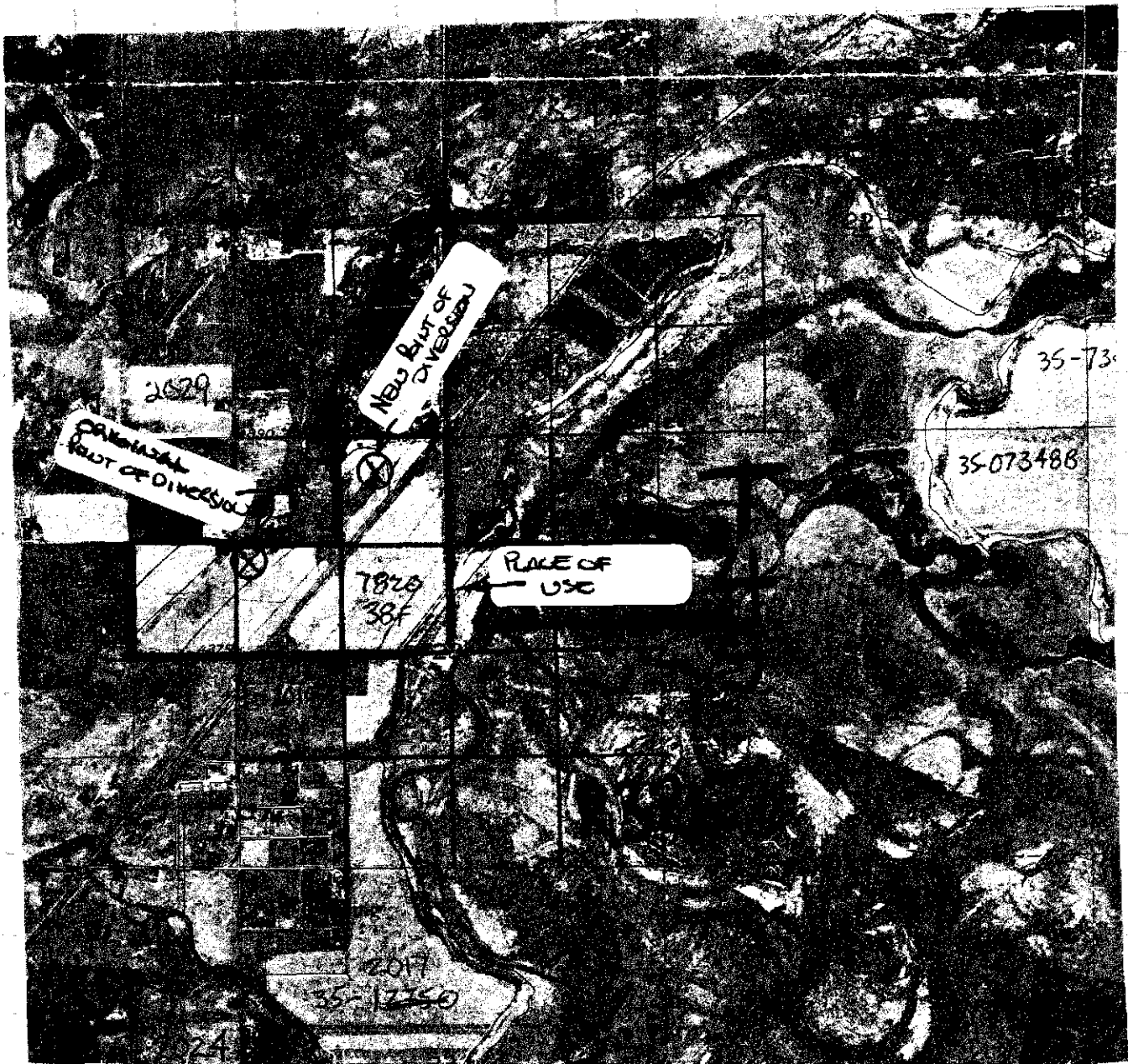
known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

N. Randy Smith
Notary Public
Residing at - Pocatello, Idaho
Comm. Expires 3/10/92

OCT 21 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SEP 21 1993

SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
---	-------------------	-----------------------	-----------------	---------------

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 20 day of July, 1993.

(Signature of Applicant)

(Notary Public)

My commission expires 22 August 1994

FOR DEPARTMENT USE ONLY

Transfer contains 321 pages and 7/20/93 attachments

Received by 321 Date 7/20/93 Fee 500 to 18899

Prelim. check by _____ Date _____

Received by _____ Date _____

Published in Morning News Pub. dates 8-6-93-93

Watermaster recommendation requested on _____

Recommended for ☒ approval ☐ denial

by [Signature] 18899

Copy of transfer sent to lien holder _____

OCT 21 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07820

Priority: October 11, 1978

Maximum Diversion Rate: 2.07 CFS
Maximum Diversion Volume:¹ 430.5 AF

This is to certify, that THAYNE DRISCOLL
1139 S. 2600 W.

ABERDEEN, ID 83210 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 11, 1978; and
has submitted Proof of Beneficial Use on December 20, 1978. An examination indicates
that the works have a diversion capacity of 2.070 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 11/01	2.07 CFS	430.5 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 28, Township 04S, Range 32E
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	32E	28	NENW 30	SWNW 34	SEnw 29	93
		29	SENE 30			30

Total number of acres irrigated: 123

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 which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

RECORDED

APR 19 1991

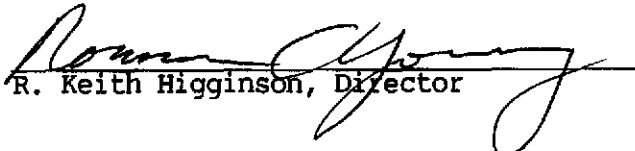
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07820

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 9TH
day of APRIL, 1991.

Acting for


R. Keith Higginson, Director

ENCLOSURE

APR 10 1991

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	35-7820	Martin A. Driscoll Fay Driscoll	2.07
Full Assignment	35-7820	Thayne J. Driscoll	2.07

RECORDED
INDEXED
APR 19 1991

RECEIVED

MAR 29 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 27 1991

Department of Water Resources

ASSIGNMENT OF APPLICATION FOR PERMIT

Department of Water Resources
Eastern District Office

I, Wallace + Douglas Driscoll,
Co-Personal Representatives, hereby assign to Thayne J. Driscoll
of, 1139 So. 2600W Aberdeen, Ida. 83210
(Full Address)

All my right, title, and interest in and to Application for Permit
No. 35-07820 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

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

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

Made this 13th day of March, 1991

Wallace M. Driscoll - Douglas Driscoll
Applicants

State of Idaho)
County of Bingham) ss

On this 13th day of March, 1991, personally appeared before me the signers of the
above instrument, duly acknowledged to me that he (she) (they) executed the same.

Layne Starnes
Notary Public

seal

My commission expires: 7-7-92

APR 18 1991

RECEIVED

MAR 27 1991

N. Randy Smith
MERRILL & MERRILL, CHARTERED
P.O. Box 991
Pocatello, Idaho 83204
(208) 232-2286
(PROB2)

Department of Water Resources
Eastern District Office

STATE OF IDAHO
COUNTY OF BINGHAM

I hereby certify that the foregoing instrument is a full, true and correct copy of the original on file in the office of the undersigned Clerk of the Magistrate's Division, District Court of the Seventh Judicial District of Idaho, for Bingham County.

Date March 19, 1990

JEAN ESPLIN

Clerk, Dist. Court Magistrate Div.

By Julie Benbelle

Deputy Clerk

Attorney for Petitioners

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

MAGISTRATE'S DIVISION

IN THE MATTER OF THE ESTATE OF)

FAY W. DRISCOLL,)

Deceased.)

CV-90-134
INFORMAL PROBATE
OF WILL AND
APPOINTMENT OF
PERSONAL
REPRESENTATIVE

Upon consideration of the Petition for Informal Probate of Will and Informal Appointment of Personal Representative filed the 7th day of MARCH, 1990, the Registrar finds that:

1. The application is complete.
2. The applicants have made oath or affirmation that the statements contained in the application are true to the best of their knowledge and belief.
3. The applicants appear from the application to be interested persons as defined by the Idaho Uniform Probate Code.
4. On the basis of the statements in the Petition, venue is proper.
5. An original, duly executed and apparently unrevoked Will and an unrevoked Codicil thereto are in the Registrar's possession.
6. Any required notice has been given or waived.
7. On the basis of the statements in the Petition, the Will and Codicil to which the Petition relates are not part of a known series of testamentary instruments (other than wills or codicils), the latest of which does not expressly revoke the former.

8. On the basis of the statements in the application, no personal representative has been appointed in this State or elsewhere.

INFORMAL PROBATE OF WILL - Page 1

APR 19 1991

DATA ENTRY
Done (4-1-91)

Permit ready
to license

Wait to run
license
form until
Tues - END

9. On the basis of the statements in the application, neither the Will to which the Petition relates nor any other Will of the decedent has been the subject of a previous probate order in this State.

10. It appears from the Petition that the time limit for informal probate and appointment has not expired.

11. The Petition does not indicate the existence of a possible unrevoked testamentary instrument which may relate to property subject to the laws of this State, and which is not filed for probate in this Court.

12. Based on the statements in the application, the persons, whose appointment as Personal Representative is sought, are qualified to act as Personal Representative.

13. Bond is not required.

14. The applicable time period within which no action can be taken on an application for informal probate and appointment has elapsed.

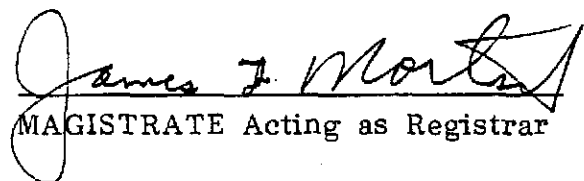
THEREFORE:

1. The Will of the decedent, dated March 14, 1980, and the Codicil thereto, dated January 30, 1987, are hereby informally probated.

2. DOUGLAS D. DRISCOLL AND WALLACE W. DRISCOLL are hereby appointed Co-Personal Representatives of the decedent, to act without bond.

3. Letters Testamentary will be issued to the said Co-Personal Representatives upon qualification and acceptance.

DATED this 19 day of MARCH, 1990.


MAGISTRATE Acting as Registrar

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7820 Priority October 11, 1978 Amount 2.07 cfs

THIS IS TO CERTIFY, that Martin A. &/or Fay Driscoll
of Pingree, Idaho, has complied with the terms and conditions of Permit
No. 35-7820 issued pursuant to Application for Permit dated October 11, 1978,
and has submitted proof to the Department of Water Resources on December 20, 1978,
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 2.07 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>2.07</u> cfs and	<u>430.5</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 2.07 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
430.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, Twp.
4S, Rge. 32E 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	32E	28					30		34	29									93
		29				30													30

Total number of acres irrigated 123

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 3.5 afa per acre for the lands above.

APR 19 1991

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 30TH day of
November, 19 82.

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 Martin A. and/or Fay Driscoll Phone 684-4956

Post office address Box 101 Pingree, Idaho 83262

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

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 4S

Range 32E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 3.0 for Irrigation purposes from April 1 to Nov 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. 3.0 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 16 inches; proposed depth of well is 265' 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: _____

[illegible]

c. Describe any other water rights used for the same purposes as described above. 3.2 from Danielson

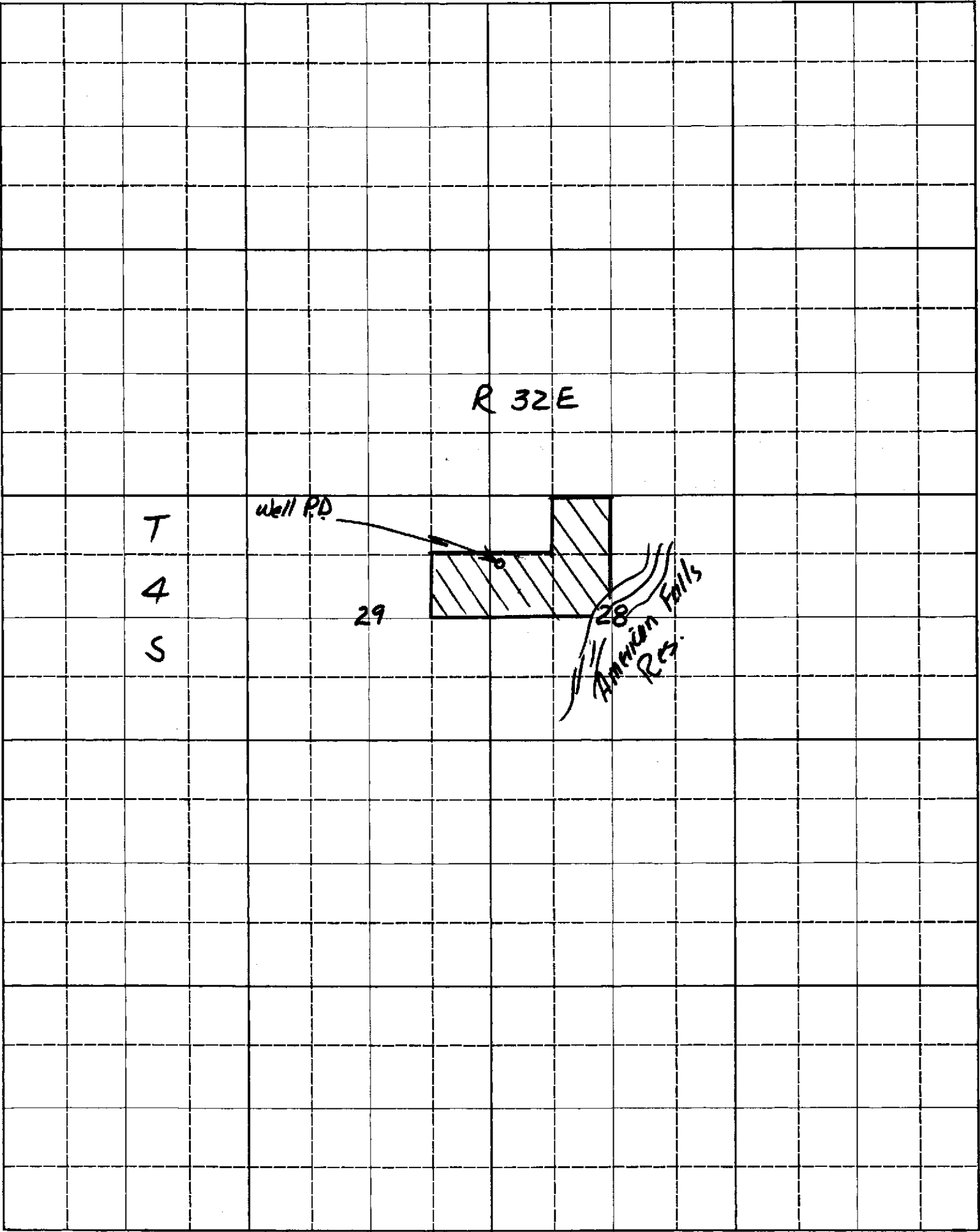
Springs

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

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.

Martin A. Briscoe
(Applicant)

Received by dh Date 10.11.78 Time 3:00 PM
Preliminary check by [Signature] Fee \$ 55.00
Received by dh Date 10.11.78 # 11562
Publication prepared by dh Date 10/13/78
Published in Black Fast News
Nov 9 2 16 1978
Publication dates Oct. 19 2 26 1978
Publication approved _____ Date _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by dh 5.3

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. 35-7820, 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 before December 1, 19 83.
- 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 December, 19 78.

A. Allen Sawyer
Chief, Operations Bureau

RECEIVED

NOV 17 1978

Department of Water Resources
Eastern District Office

T. 04S, R. 32E.

WHEREAS, the actual points of diversion is within the SWNW S. 28, T. 04S, R. 32E, and the actual place of use is within the NENW, SWNW, SENW, S. 28, T. 04S, R. 32E, SENE, S. 29, T. 04S, R. 32E.

Any protests against the granting of this permit as a result of this correction must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before Nov. 27, 1978.

C. STEPHEN ALLRED
Director

No. 5840

Published in the Blackfoot News, Blackfoot, Idaho on Nov. 9 & 16, 1978.

REID K. LARSEN
Prosecuting Attorney
Bingham County
Department of Health & Welfare
P.O. Box 129
Blackfoot, Idaho 83221
Phone: 785-1200 Ext. 341

NOTICE OF CORRECTION

Notice is hereby given that Application No. 35-7820 in the name of Martin A. and/or Fay Driscoll was advertised incorrectly on October 19 and 26, 1978. The point of diversion was advertised as being within the SWNW S. 28, T. 04S R. 32E and the place of use as being within the NENW SWNW SENW, S. 28, T. 04S, R. 32E, SENE S. 29.

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

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 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 9th day of November, 19 78

and the last publication having been made on the 16th day of November, 19 78

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.

Subscribed and sworn to before me this 16th

day of November, 19 78

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

RECEIVED

OCT 30 1978

Department of Water Resources
Eastern District Office

**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.

35-7820

Name: Driscoll, Martin A. &-or Fay

Address: Box 101, Pingree, Id. 83262

Source: Groundwater

Date Filed: 10-11-1978

County: Bingham

Amount: 3.00 CFS

Point of Diversion: SWNW

S. 28, T. 45 R. 32E

Use: Irrigation from 04-01 to 11-01

Place of Use: NENW, SWNW, SENW, S. 28, T. 45 R. 32E, SENE S. 29, T. 45 R. 32E for 160 acres

Means: Well, pump and sprinkler

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 November 6, 1978.

C. STEPHEN ALLRED
Director

(No. 5804)

Pub.: 10-19 & 26

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, David Mark Brown

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 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 October, 19 78

and the last publication having been made on the 26th day of October, 19 78

; 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.

David Mark Brown

Subscribed and sworn to before me this 27th

day of October, 19 78.

Patricia H. Johnson

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

notice of correction



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 20, 1993

THAYNE DRISCOLL
ANDRA DRISCOLL
1118 S 2600 W
ABERDEEN ID 83210

RE: Transfer of Water Right No. 35-07820

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4189). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

OCT 21 1993

TRANSFER REVIEW SHEET

Transfer # 4189

Date Reviewed 10-14-93
28

Right(s) 35-07820

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership N/A Warranty Deed

Transfer ✓ All of Right _____ Portion of Right (Part B _____)

Resulting Split(s) NONE

Check Transfer Against Right C/4.0

(1) ✓ Priority (2) ✓ Use (3) _____ Season (4) ✓ Rate (5) _____ Volume
(6) ✓ Source (7) _____ P/D (8) ✓ P/U (9) ✓ Proof/Owner (10) ✓ Map
(11) NO Water District (12) overlap Pertinent Conditions (13) NO Expansion

(3) Standard Season 4-1 to 10-31
(5) Standard VOL 4.0 af/acre 123 x 4 = (492 af) 2.07 x 214 x 1.9835 = 878.7
VOL sufficient to provide standard VOL
(7) Add P/D in NENW, S28

Existing Well

Transfer Remarks _____

Conditions R31, T09, T08

Database/Processing Notes Create T file

Database updated 10-20-93 28

WR0749NP
No. T35-07820

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 10/14/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THAYNE DRISCOLL	10/11/1978	IRRIGATION	04-01 10-31	2.07 CFS	492.0 AFA
C	ANDRA DRISCOLL					
	1118 S 2600 W					
	ABERDEEN ID 83210					
	(208) 397-5302					
				TOTAL DIVERSION:	2.07 CFS	492.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 2.07 CFS

Point(s) of Diversion: T04S R32E S28 NE NW SW NW

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE				
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM			
04S	32E	28	:								30			34		29	:				93.0			
04S	32E	29	:					30	:								:				30.0			
																				TOTAL ACRES	123.0			

Pou County: BINGHAM

Other Water Rights with Same Point(s) of Diversion and Source:
35-07820 35-08996

Other Water Rights Listing Overlapping Place(s) of use:
35-07820

Conditions of Approval:

- R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dates: App. Received: 10/11/1978 Priority Date: 10/11/1978
Proof Due Date: 12/01/1983 Proof Made Date: 12/20/1978
Exam Made Date: 01/23/1991 Exam Sent to S.O.:
Licensed Date: 04/09/1991

Misc: Water District Number: Field Exam Fee: N (Not Required)

WR0749NP
No. 135-07820

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 10/14/93
PAGE: 2

=====
Comments: Date: 10/14/1993 User-ID: SKAGGS Subject: TRANSFER NO. 4189
Transfer No. 4189 was filed to add a point of diversion to Right
No. 35-07820.

Audit: 10/14/93 SKAGGS

Water Right Number - A35-07820

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

*** C - CURRENT OWNER ***
Last Name - + First Name - + Address - +
DRISCOLL FAY

DRISCOLL

MARTIN A.

1 - C/O WALLACE DRISCOLL
2 -
3 - 2459 N. 1100 S.
City- ABERDEEN
Phone - 208-000-0000
State- ID Zip- 83210
1 - C/O WALLACE DRISCOLL
2 -
3 - 2459 N. 1100 S.
City- ABERDEEN
Phone - 208-000-0000
State- ID Zip- 83210

*** O - ORIGINAL OWNER ***
DRISCOLL

MARTIN A.

1 - BOX 101
2 -
3 -
City- PINGREE
Phone - 208-000-0000
State- ID Zip- 83262

+ - Priority Date - + 10/11/1978 + - Region - + 15 EASTERN + - Stage - + L - LICENSE + - Status - +

+ - Source - + GROUNDWATER + - Tributary - +

+ - Twn Rng Sec Tract Lot Rflg County Point of Diversion - + Diversion Name - +
04S 32E 28 SW NW (11) BINGHAM

+ - Code Description Period From Period To Water Use - + Diversion Rate - + Diversion Volume - +
01 - IRRIGATION 04/01 11/01 2.070 430.50

+ - Total Div. Rate - + 2.070 + - Total Div. Volume - + 430.50 + - Total Div. Capacity - + + - Total Consumptive Use - + 0.0 + - KW Usage - +

+ - Twn Rng Sec Tract Lot Acres Place of Use - + Code Description County - +
04S 32E 28 NE NW 30.0 01 IRRIGATION (11) BINGHAM
04S 32E 28 SW NW 34.0 01 IRRIGATION (11) BINGHAM
04S 32E 28 SE NW 29.0 01 IRRIGATION (11) BINGHAM
04S 32E 29 SE NE 30.0 01 IRRIGATION (11) BINGHAM

Total Acres: 123.0

+ - Diversion Means - WELL, PUMP AND SPRINKLER

+ - Non-Irrigation Use - NONE

Prefix Translation: ADJUDICATION CLAIM

[illegible]

```
+-----+-----+
+       - Old Water Right Numbers +-----+
+                                     +-----+
+ No Old Water Right Numbers found. +-----+
```

01C - A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

03A - The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

+ - - - -	Decree Plaintiff	- - - +	+ - - - -	Decree Defendant	- - - +	+ - Decree Date	- +
						00/00/0000	

-----Comments-----

No Comments Found

Adjudication Rights Dates and Flags Area									
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	-	39576			
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-				
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-				
Claim Received Date	- 05/08/1989	Last Amended Date	- 04/02/1991	Temporary Right	- P				
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-				
Licensed Date	- 00/00/0000	Receipt Number	- E007220	Federal/State Indicator	- S				
Claims Tape Error Flag	-	POU Ownership Flag	- Y	Presumption Flag	-				
Fee Exempt Flag	-	Name Connector	- AND/OR	Notice of Error Flag	-				

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: HCS

1. Right number 35-1820 Applicant Thayne or Andrea Driscoll
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) NA
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

RECEIVED
OCT 13 1993
Department of Water Resources

4. By [Signature] Date 10/7/93

DEPT. OF WATER RESOURCES
900 N. Skyline Dr.
Idaho Falls, Idaho 83402-1718
(208) 525-7161
Fax: (208) 525-7177

CHANGE OF A WATER RIGHT
TRANSFER NO. 4189

Notice is hereby given that Thayne or Andra Driscoll, Aberdeen, Idaho, has applied to the Department of Water Resources to diversion of the waters of a groundwater source. The right sought to be changed is evidenced by a license and recorded as follows:

LICENSE NO. 35-07820

AMOUNT: 2.07 cfs

PRIORITY: 10-11-1978

POINT(s) OF DIVERSION: SWNW,
Sec. 28, T4S, R32E, Bingham County.

The water is used from April 1 to October 31 to irrigate 123 acres within the NENW S1/2 NW, Sec. 28, SENE, Sec. 29, T4S, R32E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from the SWNW, NENW, Sec. 28, T. 4S, R32E, Bingham County.

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, Idaho, 83402, on or before August 23, 1993.

R. KEITH HIGGINSON
Director

(1856)
Pub.: 8/6, 13

RECORDED

OCT 21 1993

Legals

AFFIDAVIT OF
PUBLICATION

County of Bingham)

State of Idaho) ss

I, KAYE MOSES 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 1911, approved March 11, 1911, 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 affidavit and part of the proof of publication was published in said issue of said newspaper 2 consecutive weeks the first publication having been made on the 6th day of August, 1993; and the last publication having been made on the 13th day of August, 1993; 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.

Kaye Moses
On this 20th day of August, in the year 1993, before me a Notary Public of said State, personally appeared
Kaye Moses

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 executed the same.

Patricia A. Johnson

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:
October 10, 1994

Affidavit Processing Fee. \$5.00

08-Jul-1993

THE MORNING NEWS
PO BOX 70
BLACKFOOT ID 83221

Gentlemen:

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

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

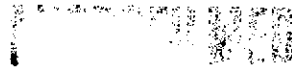
Please send the affidavit of publication and publication billing to this office before August 23, 1993.

Yours truly,



Rita Bodell
Secretary/Office Coordinator

Encl.



OCT 21 1993

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
TRANSFER NO. 4189

Notice is hereby given that Thayne or Andra Driscoll, Aberdeen, ID, has applied to the Department of Water Resources to diversion of the waters of a groundwater source. The right sought to be changed is evidenced by a license and recorded as follows:

LICENSE NO. 35-07820 AMOUNT: 2.07 cfs

PRIORITY: 10-11-1978

POINT(S) OF DIVERSION: SWNW SEC 28 T4S R32E, Bingham County

The water is used from April 1 to October 31 to irrigate 123 acres within the NENW S1/2NW SEC 28 SENE SEC 29 T4S R32E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from the SWNW NENW SEC 28 T 4S R32E, Bingham County

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID, 83402, on or before August 23, 1993.

R. Keith Higginson
Director

Published in the Morning News on August 6 & 13, 1993.

OCT 21 1993

22-Jul-1993

THAYNE OR ANDRA DRISCOLL
1118 S 2600 W
ABERDEEN ID 83210

RE: Application for Transfer of a Water Right No. 35-07820

Dear Water Right Applicant:

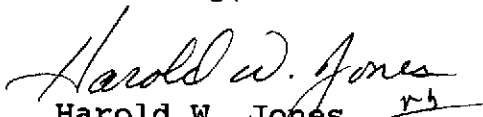
The Department of Water Resources acknowledges receipt of your permit for a water right transfer. This office is currently in the process of advertising the application in the Morning News on August 6 & 13, 1993. The advertisement will be published for two consecutive weeks, and a period of ten days 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 transfer 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 *rb*
Water Right Supervisor

HWJ:rb

OCT 21 1993

April 12, 1991

THAYNE DRISCOLL
1139 S. 2600 W.
ABERDEEN, ID 83210

RE: WATER RIGHT NO. 35-07820

Dear Water Right Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

6-11-91

APR 12 1991

March 22, 1991

MARTIN A. DRISCOLL
FAY DRISCOLL
C/O WALLACE DRISCOLL
2459 W. 1100 S.
ABERDEEN, ID 83210

RE: WATER RIGHT NO. 35-07820

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right. The draft reflects the actual use of water found by a representative of our department at the time of the field examination. Please review the draft and if you do not concur with the information or if you have any questions, let me know within 10 days.

The claim you filed on this right under the ongoing Snake River Basin Adjudication contains the same information that you listed on the original permit. Before the Department will issue a license reflecting the actual development occurring under this right, you should amend your claim to match the information on the proposed license. Enclosed for your signature is the Amended Claim form with the license information already listed.

Once I receive the signed amended claim, the water right license will be issued and your claim to this right will be included in the Director's Report summarizing the water uses in the Snake River Basin. (See the attached table for a summary of the water appropriation process.)

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

APR 19 1991

FROM A.W. Jones

TO 35-7820

SUBJECT

Acceptance of Field exam.

Wallace Driscoll, Co-Principal Representative came in & said he would accept original field exam on his mother's ground.

RECEIVED

APR 19 1991

DATE 1-23-91

RECEIVED
JAN 31 1991

Department of Water Resources

A.W. Jones
SIGNATURE

N. Randy Smith
MERRILL & MERRILL, CHARTERED
P.O. Box 991
Pocatello, Idaho 83204
(208) 232-2286
(PROB2)

Attorney for Petitioners

STATE OF IDAHO
COUNTY OF BINGHAM) 58
I hereby certify that the foregoing instrument is a full,
true and correct copy of the original on file in the
office of the undersigned Clerk of the Magistrate's
Division, District Court of the Seventh Judicial Dis-
trict of Idaho, for Bingham County.

Date March 19 1990

JEAN ESPLIN

Clerk, Dist. Court Magistrate Div.

[Signature]
Deputy Clerk

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

MAGISTRATE'S DIVISION

IN THE MATTER OF THE ESTATE OF)

FAY W. DRISCOLL,)

Deceased.)

CV-90-134
INFORMAL PROBATE
OF WILL AND
APPOINTMENT OF
PERSONAL
REPRESENTATIVE

Upon consideration of the Petition for Informal Probate of Will
and Informal Appointment of Personal Representative filed the 7th day of
MARCH, 1990, the Registrar finds that:

1. The application is complete.
2. The applicants have made oath or affirmation that the statements contained in the application are true to the best of their knowledge and belief.
3. The applicants appear from the application to be interested persons as defined by the Idaho Uniform Probate Code.
4. On the basis of the statements in the Petition, venue is proper.
5. An original, duly executed and apparently unrevoked Will and an unrevoked Codicil thereto are in the Registrar's possession.
6. Any required notice has been given or waived.
7. On the basis of the statements in the Petition, the Will and Codicil to which the Petition relates are not part of a known series of testamentary instruments (other than wills or codicils), the latest of which does not expressly revoke the former.

8. On the basis of the statements in the application, no personal representative has been appointed in this State or elsewhere.

9. On the basis of the statements in the application, neither the Will to which the Petition relates nor any other Will of the decedent has been the subject of a previous probate order in this State.

10. It appears from the Petition that the time limit for informal probate and appointment has not expired.

11. The Petition does not indicate the existence of a possible unrevoked testamentary instrument which may relate to property subject to the laws of this State, and which is not filed for probate in this Court.

12. Based on the statements in the application, the persons, whose appointment as Personal Representative is sought, are qualified to act as Personal Representative.

13. Bond is not required.

14. The applicable time period within which no action can be taken on an application for informal probate and appointment has elapsed.

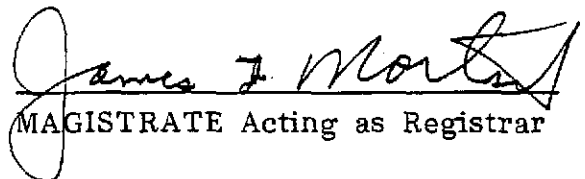
THEREFORE:

1. The Will of the decedent, dated March 14, 1980, and the Codicil thereto, dated January 30, 1987, are hereby informally probated.

2. DOUGLAS D. DRISCOLL AND WALLACE W. DRISCOLL are hereby appointed Co-Personal Representatives of the decedent, to act without bond.

3. Letters Testamentary will be issued to the said Co-Personal Representatives upon qualification and acceptance.

DATED this 19 day of MARCH, 1990.


MAGISTRATE Acting as Registrar

RECEIVED
MARCH 19 1990

APR 10 1990

INTER-DEPARTMENT MEMO — 1

FROM

Polyn

TO

Shipfile

Call in 1986
In PIK

SUBJECT

35-7820

RECEIVED

DEC 8 1982

Department of Water Resources
Eastern District Office

or Durke @ 226-5616

Returning field exam for reexam as
per your request.

APR 19 1983

RECEIVED

DEC 8 1982

Department of Water Resources
Eastern District Office

Mr. Onscall's son came in & said he

Felt pump could produce

more than measured. HWT

Call
Wallace 328-2498
SIGNATURE



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

November 16, 1982

RE: Permit No. 35-7820

Martin A. &/or Fay Driscoll
Box 101
Pingree, ID 83262

Dear Mr. and Mrs. Driscoll:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7820, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 2.07 cfs Source: groundwater

The maximum quantity diverted shall not exceed 430.5 acre feet
per year.

Point(s) of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 4S, Rge. 32E, Bingham
County

Beneficial use: Irrigation of 123 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28;
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29; Twp. 4S, Rge. 32E

Priority date established: October 11, 1978

Conditions (if any): This right when combined with all other rights shall
provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre for
the lands above.

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

JJ:kw

APR 19 1991

R 32 E

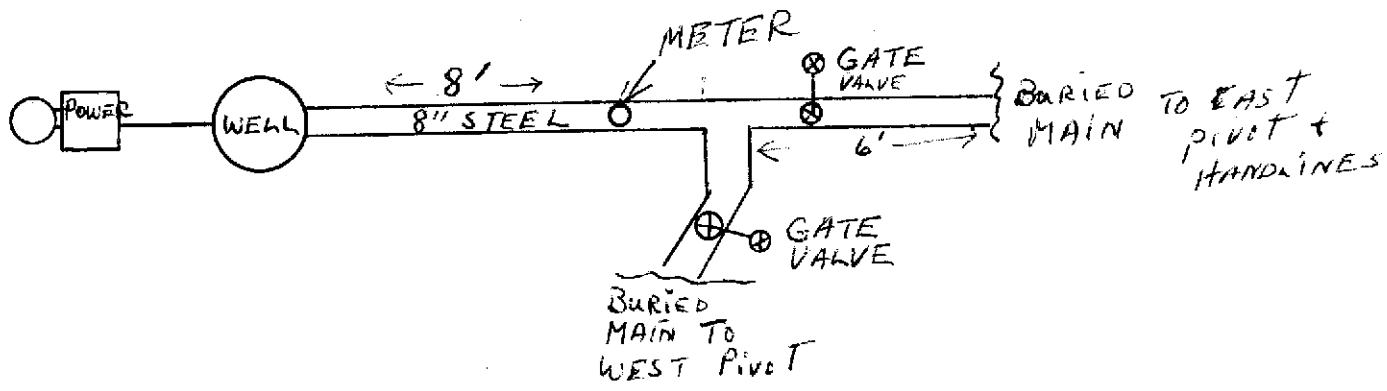
T
H
S

29

U.P. R.R. TRACK

AMERICAN FALLS
Reservoir

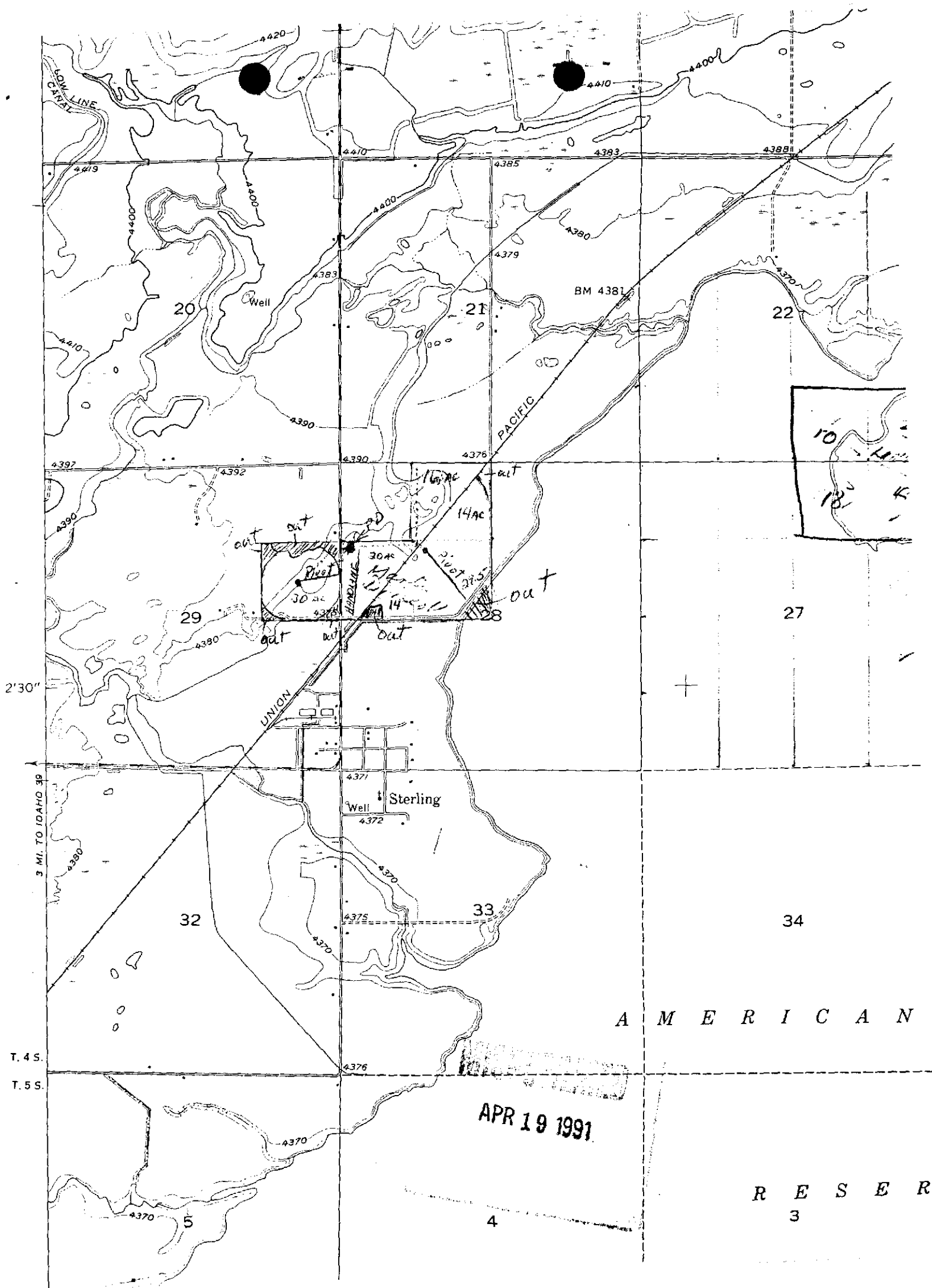
Diagram of System



APR 16 1991

RP 9-10-79

COUNTY ROAD



DATE OF EXAM 7-20-79

ACREAGE
Found 123 ✓
Recommended 123 ✓

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 2.07 c.f.s. V = 430.5 AF/Ann. from Apr. 1 to Nov. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes N/A no _____

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes N/A no _____

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 2.07 cfs (930 gpm) Method of measurement METER

Total Q recommended 2.07 cfs Meter No. 77-8-3991 Type McROMETER Condition GOOD

Total V recommended 430.5 AF/yr

Recommended Amendments:

NO AMENDMENT NEEDED
PERMIT IDENTIFIES THIS P/O
P.D. should be SUNNY Sec 28 Twp 45 Rge 32E B.M. Brigham
Place of Use _____
Other _____
None _____

SYSTEM DESCRIPTION

Motor - "U.S." 100hp ID # R 9985-61-214-175 HT
PUMP - LAYNE "SINGER" # 80119, METER - McROMETER 77-8-3991, 2 PIVOTS -
VALMONT, WEST PIVOT MODEL 1234-SN# 18385, EAST PIVOT MODEL 4171 SN# 28920-7 SECTION
SYSTEM ALSO RUNS 2-4 MILE HANDLINES, BURIED 8" STEEL MAINLINE,

MEASUREMENT CALCULATION

TIMED 601 AF IN 3min 30 SEC = 210 sec 430.60 = 2.074 cfs ^{capacity}
V = 2.07 X 1.9835 X 214 = 878.65 AF/yr 3.5 X 123.0 AC = 430.5 AF/yr. ✓

REMARKS:

System shown & described by MR. DRISCOLL'S GRANDSON.

No conflicting water rights

ADD CONDITION R16(3.5) ss

APR 19 1991

Examiner's Signature Rodney A Parker Date 9-10-79

Checked by Anthony R. Kyzlewski Date 2-28-80

Approved by [Signature] Date 11-1-82

No Overlapping rights - ok

Jim 11-5-82



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

March 12, 1979

Martin A. and/or Fay Driscoll
Box 101
Pingree, ID 83262

Dear Mr. and Mrs. Driscoll:

Re: Permit No. 35-7820

We acknowledge receipt of the affidavit submitted as proof of beneficial use 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 regional office in Idaho Falls.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

RECEIVED

DEC 20 1978

Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 35 7820

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Martin A. and/or Fay Driscoll
b) Post Office Address Box 101, Pingree, Idaho 83262
2. Permit Number 35 7820
3. Date of Priority that you are prepared to establish 10-11-1978
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28
Township 4 S, Range 32 E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 3.0 for Irrigation purposes from April 1 to Nov. 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.0 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Kechter Brothers
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
N/A
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 100 H.P. Electric Motor & Layne Turbine Pump,
14" & 16" Well casing, 275 ft depth of well.
b) Describe the type and size of measuring device which you have installed at your point of diversion:
Impeller Micrometer
c) Give well driller's name and address and the date the well was completed:
Well Driller - Paul Vollmer, Box B, Aberdeen, ID 83210
Completed 1-27-1978.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

MICROFILMED

Exam typed 3-12-79 by af

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	32E	28					40		40	40									120
		29				40													40

Total number of acres irrigated 160

10. Remarks: _____

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

12-8-78
(Date)

Martin A. Driscoll
(Signature)

State of IDAHO)
) ss.
County of Bingham)

On this 8th day of December, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Harry B. Swallen
Notary Public residing at Blackfoot, Id.

My commission expires Life



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:

Storehouse

Boise, Idaho 83720

(208) 384-2215

December 7, 1978

Re: Permit No. 7820

Martin A. &/or Fay Driscoll

Box 101

Pingree, Idaho 83262

Dear Mr. and Mrs. Driscoll:

Your approved copy of your Application for Permit is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please 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. The Department will provide the specifications for the installation to you.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right. If you have any questions, please let us know.

Sincerely,

L. Glen Saxton

L. GLEN SAXTON

Chief, Operations Bureau

LGS:kw Enclosure

MICROFILMED

35-7820

STAFF REVIEW - STATE OFFICE

- | | |
|---|--|
| 1. <u>✓</u> Name vs. Signature | 7. <u>N/A</u> Place of Use for other than irrig. |
| 2. <u>W</u> Source | 8. <u>✓</u> Place of Use for irrigation (add acres) |
| 3. <u>✓</u> Point of Diversion | 9. <u>APD</u> Property Owner at Pt. of Div. & Pl. of Use |
| 4. <u>✓</u> Amnt. & Period of Use | 10. <u>✓</u> Map |
| 5. <u>✓</u> Descrip. of Diverting Wrks. | 11. <u>SS</u> Fee & Rec't. No. |
| 6. <u>5</u> Time req. for Proof of B/U | |

Copies Sent To:

- | | |
|---|-------------------------|
| <u>No</u> Idaho Health Department | <u>No</u> U.S.F.S. |
| <u>1</u> Idaho Fish & Game Dept. | <u>1</u> Dept. of Lands |
| <u> </u> Bureau of Land Management | <u> </u> Other |

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land None plotted

N/A Withdrawals of all protests received yes no

Conditions:

- | | |
|---|--|
| ID Power Co. Letter - Snake R. <u>No</u> | Meas. Dev. or Sc. Meas. <u>Yes</u> |
| ID Power Co. Letter - G.W. & Tribs. <u>Yes</u> | Totalizing meter <u>No</u> |
| Snake River Condition <u>No</u> | Supplemental <u>No</u> |
| Payette River Letter <u>No</u> | Right-of-Way Cond. <u>No</u> |
| Priority Date <u>10/11/78</u> | Watermaster Cond. <u>No</u> |
| | Wtr. Dist No. <u> </u> |
| Water Quality #16 <u>No</u> | Meas. Dev. Cond. for apps within a Water Dist. <u>No</u> |
| Water Quality #10 <u>No</u> | |
| intrastate <u> </u> interstate <u> </u> | |

Jim
Reviewer
12-5-78
Date



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) 523-7186

November 3, 1978

The Blackfoot News
P. O. Box 70
Blackfoot, Idaho 83221

Gentlemen:

Re: Notices of Correction No. 25-7163 - CRAM
No. 35-7820 - DRISCOLL

We are resubmitting two legal notices to be published on November 9 and 16, 1978. These legal notices were originally published in your newspaper on October 19 and 26, 1978 but, unfortunately, they were advertised incorrectly. As we did not receive a galley proof before the first date of publication, we had no way of checking the accuracy of these legal notices before they went to print.

We are requesting these legal notices to be advertised again at your expense for one week, and at our expense the following week, since we did receive a galley proof after the first date of publication but did not make the corrections before the second publication.

Please submit a galley proof before the first date of publication for our review. After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first date of publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to this Department by November 27, 1978. Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh
Enclosures: 2 legal notices

*Bill for 1 week
Bill submitted 11/17/78 by dh*

MICROFILMED

NOTICE OF CORRECTION

Notice is hereby given that

Application No. 35-7820 in the

name of Martin A. and-or Fay

Driscoll was advertised in-

correctly on October 1, 1978. The point of

advertising as being within the

SWNW S. 28, T. 045 R. 32E and

the place of use as being within

the NENW SWNW SENW S. 28,

T. 045, R. 32E, SENE S. 29,

WHEREAS, the actual points

of diversion is within the SWNW

S. 28, T. 045, R. 32E, and the

actual place of use is within the

NENW, SWNW, SENW, S. 28,

T. 045, R. 32E, SENE S. 29, T.

045, R. 32E.

Any protests against the

granting of this permit as a

result of this correction must be

filed with the Idaho Depart-

ment of Water Resources, 1515

Lincoln Road, Idaho Falls,

Idaho, 83401 on or before Nov.

27, 1978.

C. STEPHEN ALLRED

Director

No. 5840

Published in the Blackfoot

News, Blackfoot, Idaho on Nov.

9 & 16, 1978.

RECEIVED

NOTICE OF CORRECTION

Notice is hereby given that Application No. 35-7820 in the name of Martin A. and/or Fay Driscoll was advertised incorrectly on October 19 and 26, 1978. The point of diversion was advertised as being within the SWNW S. 28, T. 04S R. 32E and the place of use as being within the NENW SWNW SENW, S. 28, T. 04S, R. 32E, SENE S. 29, T. 04S, R. 32E.

WHEREAS, the actual point of diversion is within the SWNW S. 28, T. 04S, R. 32E, and the actual place of use is within the NENW, SWNW, SENW, S. 28, T. 04S, R. 32E, SENE, S. 29, T. 04S, R. 32E.

Any protests against the granting of this permit as a result of this correction must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before Nov. 27, 1978.

C. STEPHEN ALLRED
Director

Published in the Blackfoot News, Blackfoot, Idaho on Nov. 9 & 16, 1978.

21
MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

OCTOBER 13, 1978

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. 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. IN ORDER TO RECEIVE PAYMENT, THE FOLLOWING CERTIFICATION MUST APPEAR ON THE BILL:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before NOVEMBER 6, 1978.

Yours truly,

s/Ronald D. Carlson
Regional Supervisor

RECEIVED
OCT 15 1978

**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.

35-7820

Name: Driscoll, Martin A.
&-or Fay

Address: Box 101, Pingree,
Id. 83262

Source: Groundwater

Date Filed: 10-11-1978

County: Bingham

Amount: 3.00 CFS

Point of Diversion: SWNW
S. 28, T. 045, R. 32E

Use: Irrigation from 04-01
to 11-01

Place of Use: NENW,
SWNW, SENE, S. 28, T. 045,
R. 32E, SENE S. 29, T. 045, R.
32E for 160 acres

Means: Well, pump and
sprinkler

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 November 6, 1978.

C. STEPHEN ALLRED
Director

(No. 5804)

Pub.: 10-19 & 26

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:

35-2820-

Name: DRISCOLL, MARTIN A. &/or FAY

Address: BOX 101, PINGREE, ID 83262

Source: GROUNDWATER

Date Filed: 10/11/1978

County: BINGHAM

Amount: 3.00 CFS

Point of Diversion: SMNW S28 T04S R32E

Use: IRRIGATION from 04/01 to 11/01

Place of Use: NENW SMNW SENW S28 T04S R32E SENE S29 T04S R32E FOR 160 ACRES

Means: WELL, PUMP AND SPRINKLER

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 NOVEMBER 6, 1978.

C. STEPHEN ALLRED

Director

Published in the The Blackfoot News
on October 19, 1978 and October 26, 1978.

RECORDED
INDEXED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Driscoll

Item Initial Date

Application No. 35-7820

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) EMC 10/12/78

In form to receipt YES

(2) " "

Send Copies to:

NA Idaho State Health Department
Idaho Fish and Game Department
Bureau of Land Management

(3) " "

NA Request Special Use Permit from U.S.F.S.
Request Easement from B.L.M.
Request Information from Applicant

(4) " "

In form for advertising YES

(5) " "

Platted on Map No. "

(6) " "

Located within Water ^{Basin} District No. 35

(7) " "

Critical groundwater area: yes " no ✓

(8) " "

Groundwater levels:

" Declining, ✓ Stable, " Increase

(comment) "

(9) " "

Other rights on the same place of use 1 inch/acre

(10) " "

from Danielson Spr.
Comments: None

(11) dh 11/17

Affidavit of Publication received (date) 11/17/78

(12) " "

Final date for protests NOVEMBER 27, 1978
NOVEMBER 6, 1978

Protests received: yes " no "

(13) EMC 11/27/78

All requested information received from agencies or applicant: yes ✓ no "

(14) EMC 11/27/78

Action recommended:

✓ Approve " Deny

10/11/78 Proposed Priority

" Reason for Reduction "

✓ Measuring device required

" See attached sheet for other conditions of approval

" No special conditions for approval

(15) District Eastern

By Ernest Carlson

Date 11/27/78

RECEIVED
NOV 29 1978

Department of Water Resources