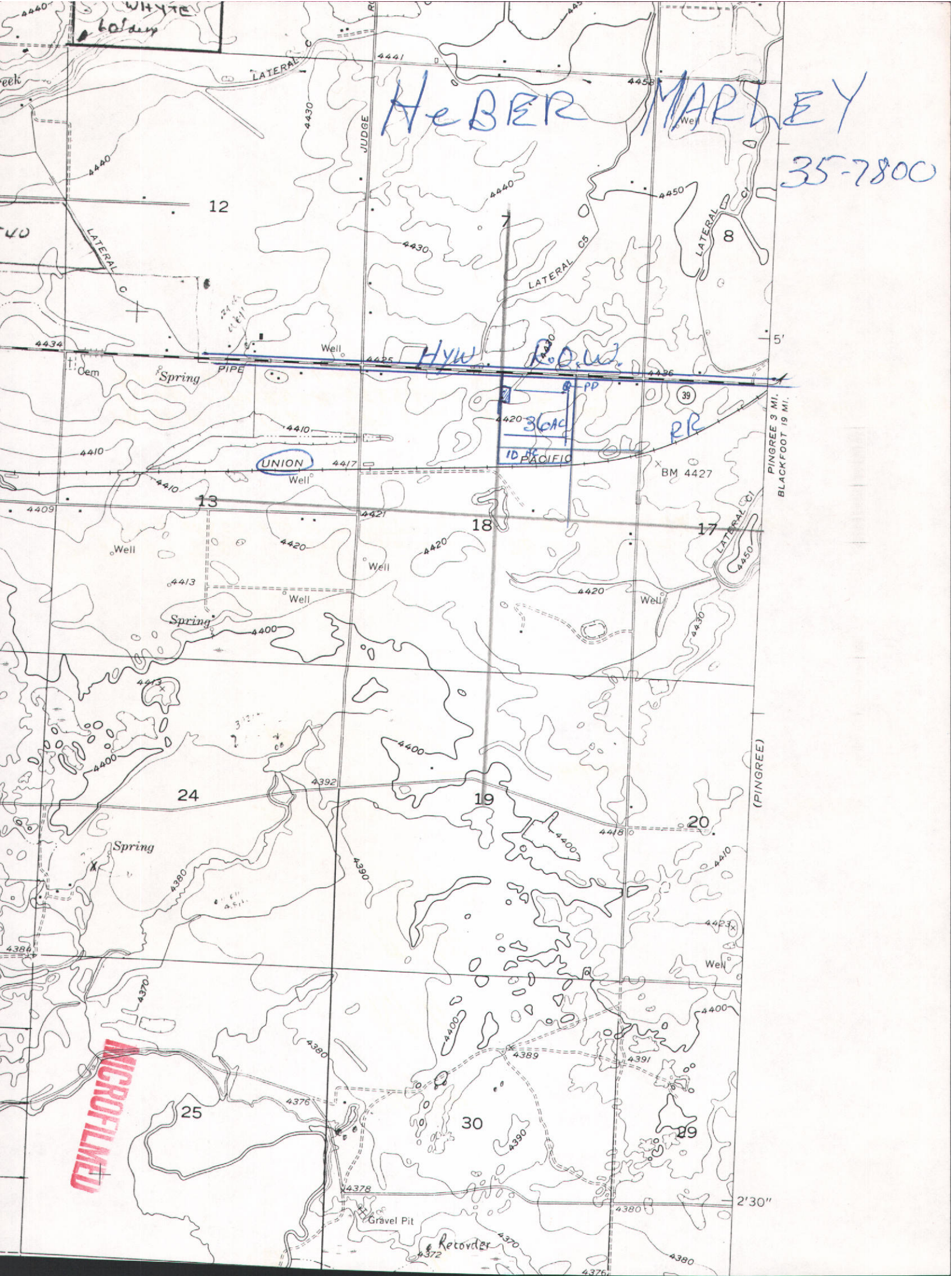


HeBER MARLEY

35-7800



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7800 Priority May 3, 1978 Amount 0.88 cfs

THIS IS TO CERTIFY, that Heber D. Marley
of Pingree, Idaho, has complied with the terms and conditions of Permit
No. 35-7800 issued pursuant to Application for Permit dated May 3, 1978,
and has submitted proof to the Department of Water Resources on July 11, 1980,
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 0.88 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
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.88</u> cfs and	<u>161.0</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 0.88 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
161.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18,
Twp. 4S, Rge. 33E 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	33E	18		36	10														46

Total number of acres irrigated 46

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.

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 28 day of
September, 19 81.

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 35-7800

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "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"; and,

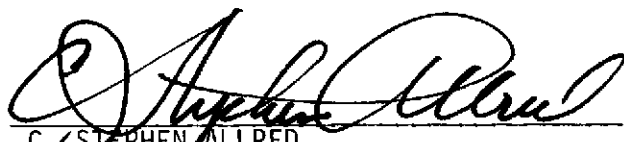
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICK

35 7800

Identification No. _____

Application No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Heber D. Marley Phone: 328-2398
post office address Rt. 1 Box 231 Pingree, Idaho 83262
2. Source of water supply Ground Water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18 Township 4S
Range 33E B.M. Bingham County; additional points of diversion if any: _____

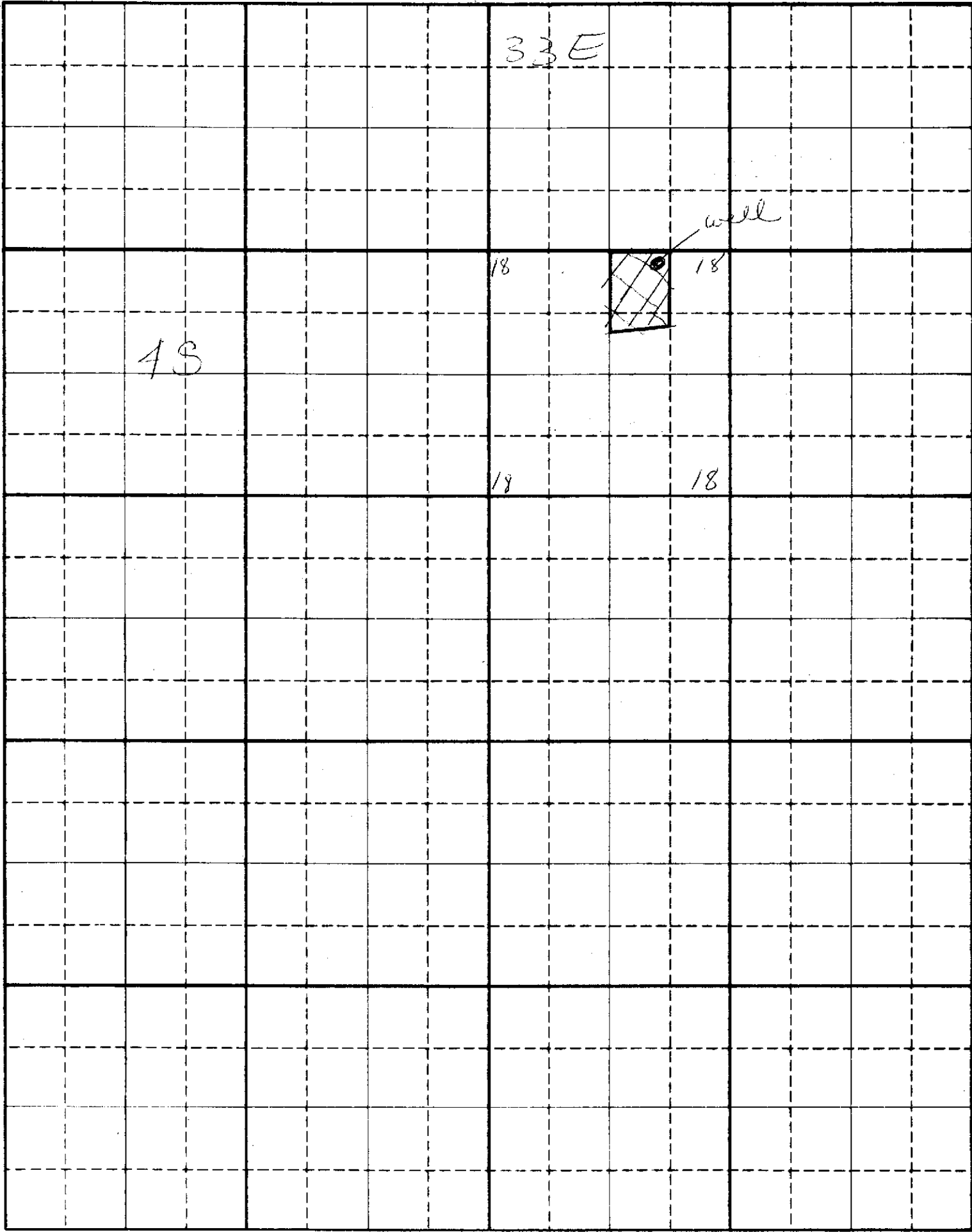
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.00 for irrigation purpose from April 1, 77 to Nov. 1, 77 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.00 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 and ect.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 8 inches; proposed depth of well is 80 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 13,000.
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: _____ hp 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: _____

MINERAL RIGHTS

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.

Heber D. Marley
(Applicant)

Proposed Priority 5/03/78

Received by WJ Date 5-03-78 Time 11:10
Preliminary check by EL Fee \$25.00
Received by WJ Date 5-03-78
Published in Blackfoot News
Publication dates May 11 & 18, 1978
Publication approved by WJ Date 5-19-78
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval/denial by BMC

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. 35-7800, 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 June 1, 19 83.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.
- The rate of diversion of water for irrigation under this permit and all other water right on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 19th day of June, 19 78.

Administrator

Norman Young

RECEIVED

MAY 19 1978

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss.

I, David Mark Brown do
solemnly

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Heber D. Marley, Pingree, Idaho has on 5-03-78 submitted Application No. 35-7800 for a permit to appropriate 1.00 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 4S, R. 33E, B.M., Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 50 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 18, T. 4S, R. 33E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401, on or before May 30, 1978.

C. STEPHEN ALLRED
Director

(5600)
Pub.: 5-11, 18

30

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 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 two consecutive weeks

the first publication having been made on the 11th day of May, 19 78

and the last publication having been made on the

18th day of May, 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 18th

day of May, 19 78

Patricia A. Johnson

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

MICROFILMED

WATER RIGHT NUMBER 35-7800

OWNER LAST NAME - MARLEY FIRST NAME - HERBER D. ORIG OWNER -
ADDRESS LINE 1 - R1. 1 BOX 231 ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - PINGREE STATE - ID ZIP CODE - 83262
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - LICENSE STATUS -
TOTAL DIV. VOLUME - 161.00 AFA TRFR/AMEND - WATER DIST. - DUE/CAREY ACT - RIGHT BASIS - .8800 -CFS
DIVERSION POINT - NWNE 18 04S 33E LOT REDIY - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - 04-01 TO - 11-01 USE - IRRIGATION USE DIV. RATE - .8800 CFS USE DIV. VOLUME - 161.00 AFA
USE - IRRIGATION PLACE OF USE - TWN 04S RNG 33E SEC 18 TRACT NWNE LOT AC 36 TRACT SWNE LOT AC 10
DEGREE NAME - DATE - TOTAL ACRES 46
REMARKS - THIS RT. WHEN COMBINED WITH ALL OTHER RTS. SHALL PROVIDE NO MORE
THAN 0.02 CFS/AC NOR MORE THAN 3.5 AFA/AC FOR THE LANDS ABOVE.
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE - ABERDEEN-SPRINGFIELD CANAL.
PROOF DUE - 06-01-1983 PERMIT/DENIED - 06-19-1978 PROTESTED - HEARING - OLD NO. -
PROOF MADE - P FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS - WELL & PUMP.

IDENT. NO. 25-7800

ID A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

Initials

Date _____

Item

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office

License update

G G MAY 14 1984 VERIFIED



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

October 1, 1981

RE: Permit No. 35-7800

Heber D. Marley
Route #1, Box 231
Pingree, ID 83262

Dear Mr. Marley:

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



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

September 11, 1981

RE: Permit No. 35-7800

Heber D. Marley
Route #1, Box 231
Pingree, ID 83262

Dear Mr. Marley:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7800, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.88 cfs Source: a groundwater source

The maximum quantity diverted shall not exceed 161.0 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 4S, R. 33E, Bingham County

Beneficial use: Irrigation of 46 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 18, T. 4S, R. 33E

Priority date established: May 3, 1978

Conditions (if any): 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.

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.

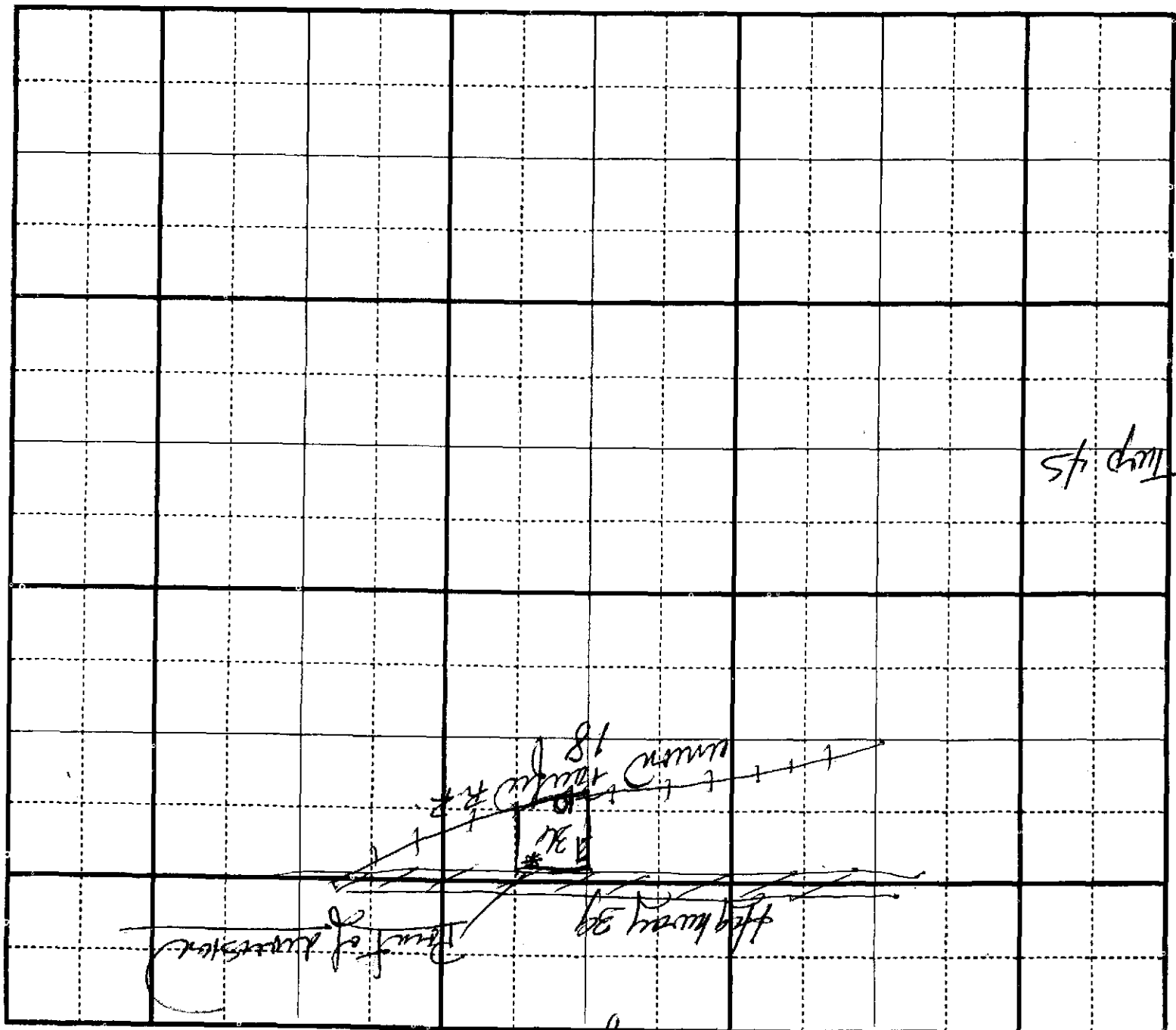
Sincerely,

JIM JOHNSON
Water Distribution Supervisor

DUPLICATE

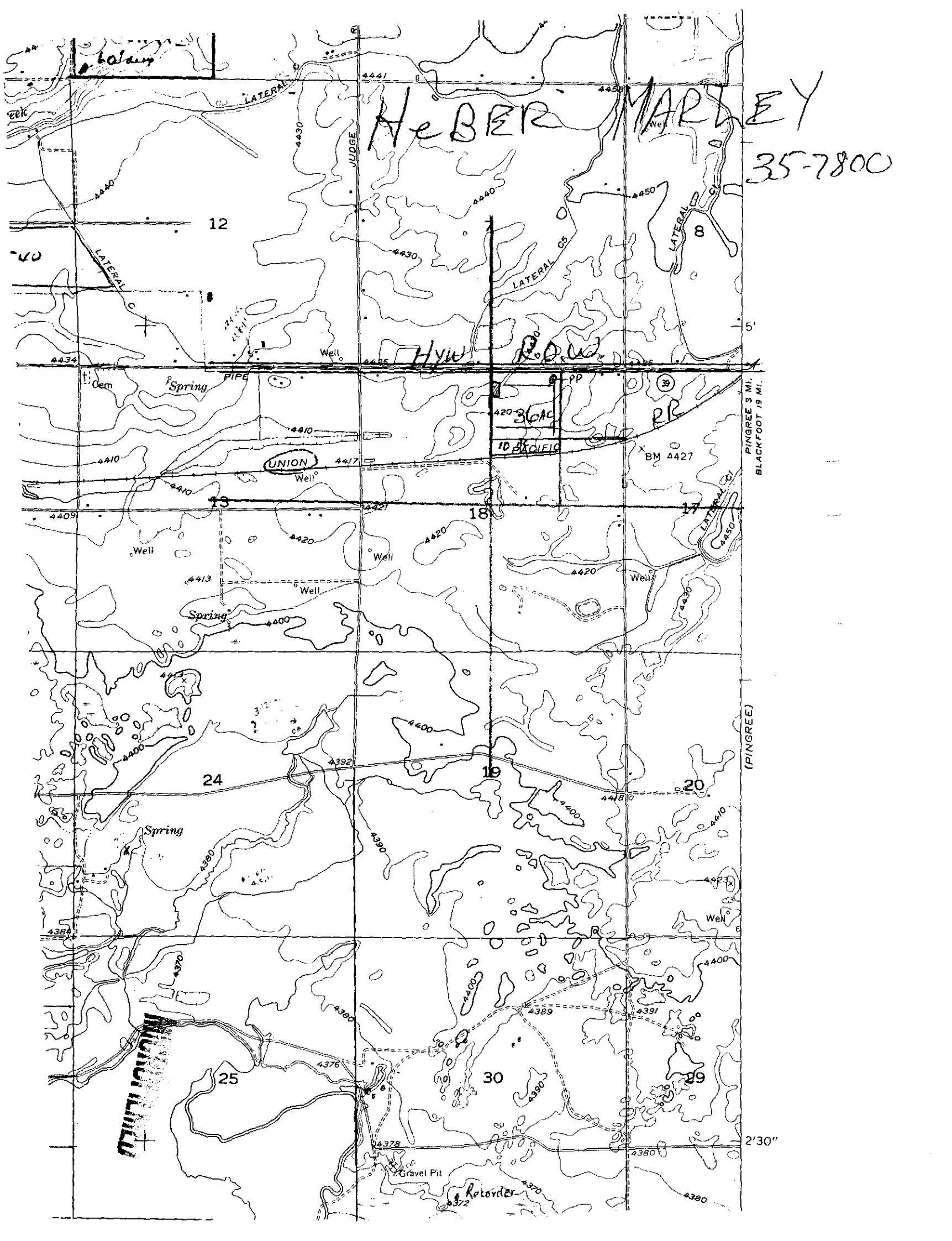
MICROFILMED

Diagram of System



Rgs 33E

Aug 45



DATE OF EXAM 6-22-79

ACREAGE
Found 46 ✓
Recommended 46 AC ✓

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = .88 c.f.s. V = 161.00 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 _____ no _____

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

Exchange? yes _____ no _____

Name source exchanged with: N/A
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 .875 cfs Method of measurement Pitot Tube

Total Q recommended .88 Meter No. _____ Type ASHKROFT Condition GOOD

Total V recommended 161.00 AF/YR

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None NONE

MEASUREMENT CALCULATION:
Q = Pitot Tube ^{capacity} Total gpm = 392.70 = .875 cfs ✓
V = .88 x 1.9835 x 214 = 373.53 > 3.5 x 46 = 161.00 AF/YR

SYSTEM DESCRIPTION:

MOTOR - G.E. TRI CLAD 40 hp Model 5K6237XM500E, SN.CPJ315273
Pump - AURORA VERTILINE SN.# 3P8 8549
1/4 mile 6" MAIN LINE, 2 1/4 mile HANDLINES, 6 NOZZLES, ALL 1/4"

REMARKS:

SYSTEM SHOWN & DESCRIBED BY MR. MARLEY
1 ACRE OUT FOR ROAD ROW. 3 ACRES out for Buildings

Owner's Signature Adney A Parker Date 11-18-79
Checked by Anthony R. Kozlowski Date 3-4-80
Approved by [Signature] Date 8/31/81

No Overlapping rights

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 No. 35-7800.

Name(s) of Permit Holder: Heber Marley

Post Office Address: Rt #1, Box 231, Pinguet, Id.
83762 Tel. No. 328-2398

Source of Water: groundwater

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 50 (acres)
☐ Other E dam completed 6/22/79 by R.P.

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.

July 10 / 80
 Date

Heber L. Marley
 Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED
JUL 11 1980
Department of Water Resources



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

April 7, 1980

RE: Permit No. 35-7800

Heber Marley
Rt. #1, Box 237
Pingree, ID 83262

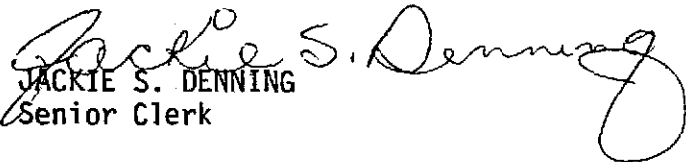
Dear Mr. Marley:

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

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 No. 35-1800.

Name(s) of Permit Holder:

Heber Marley

Post Office Address:

Rt #1 Box 231 Panguitch, ID

Tel. No.

378-2398

Source of Water:

groundwater

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation

40

(acres)

☐ Other

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.

3/10/80

Date

Heber D Marley

Signature of Permit Holder

RECEIVED

MAR 13 1980

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



Heber D. Marney
Rt 1 Box 231
Pinegreedale, ID 83262

INTER-DEPARTMENT MEMO — 1

FROM Rod - Eastern

DATE 6-20-79

TO Rita

SUBJECT Please send beneficial use card on Permit 35-7800 to:

Heber D. Marley
Route 1, Box 231
Pingree, ID 83262

MICROFILMED

sent 6/25/79
rf

SIGNATURE



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

June 25, 1979

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

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

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

DRT:lr

Enclosures

Northern Region Office
Rt. #5, Box 203 Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Blvd. North
Twin Falls, Idaho 83301

Western Region Office
92 S. Cole Road
Boise, Idaho 83705

MICROFILMED



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 19, 1978

Re: Permit No. 35-7800

Heber D. Marley
Route #1, Box 231
Pingree, ID 83262

Dear Mr. Marley:

Your approved copy of Application for Permit No. 35-7800 is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. Enclosed is a letter describing the different types of measuring devices accepted by this Department.

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.

MICROFILMED

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
Chief, Operations Bureau

LGS:kw
Enclosure

MICROFILMED

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

Copies Sent To:

☒ Idaho Health Department	☒ U.S.F.S.
☒ Idaho Fish & Game Dept.	☒ Dept. of Lands
☒ Bureau of Land Management	☒ Other

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

Check:

Critical G.W. Area ☐ yes ☒ no

Other rights on same land 35-7240 - lapsed

Withdrawals of all protests received ☐ yes ☐ no

Conditions:

ID Power Co. Letter - Snake R. ☐

ID Power Co. Letter - G.W. & Tribs. ☒

Snake River Condition ☐

Payette River Letter ☐

Priority Date 5-03-78

Meas. Dev. or Sc. Meas. ☒

Totalizing meter ☐

Supplemental ☒

Right-of-Way Cond. ☐

Watermaster Cond. ☐

Wtr. Dist No. ☐

Meas. Dev. Cond. for apps within a Water Dist. ☐

Water Quality #16 ☐

Water Quality #10 ☐

Intrastate ☐ interstate ☐

Jan Grover
Reviewer
6/16/78
Date

May 5, 1978

RE: Application for Permit No. 35-7799 MILES
" " " No. 35-7780 MARLEY
Amended App. for Transfer 35-2230 MILES

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

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 publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 5-19-78 by CW

DC: CW

Enc: Legal Notice (3)

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that

Heber D. Marley, Pingree,
Idaho has on 5-03-78 submitted
Application No. 35-7800 for a
permit to appropriate 1.00 cubic
feet per second of water from a
ground-water source by means
of well and pump within the
NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 4S, R.
33E, B.M., Bingham County; to
be used from Apr. 1 to Nov. 1 for
the irrigation of 50 acres within
the W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 18, T. 4S, R.
33E, B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Resources, 1515 Lincoln Road,
Idaho Falls, Idaho 83401, on or
before May 30, 1978.

C. STEPHEN ALLRED
Director

(5600)

Pub.: 5-11, 18

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Heber D. Marley,
Pinfree, Idaho

5-03-78 35-7800
has on _____ submitted Application No. _____
for a permit to appropriate 1.00 XXXXXXXXXXXXXXXXXXXXX
cubic feet per second acre feet per annum
of water from a ground-water source
by means of well and pump
within the NW 1/4, Sec. 18, T. 4S, R. 33E, B.M., Bingham County;

Apr. 1 to Nov. 1
to be used from _____
for the irrigation of 50 acres

NW 1/4, Sec. 18, T. 4S, R. 33E, B.M.
within the _____

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before _____
May 30, 1978

C. STEPHEN ALLRED

Director
Blackfoot News, Blackfoot, Idaho

Published in the _____
on May 11 and May 18, 1978

MICROFILMED

CWA *CW-L*
CW-H

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Malley

☒ 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
25.00 Fee

(1) EMC 5/03/78

In form to receipt

(2) " "

Send Copies to:

N/A Idaho State Health Department
Idaho Fish and Game Department
Bureau of Land Management

(3) " "

N/A Request Special Use Permit from U.S.F.S.
Request Easement from B.L.M.
Request Information from Applicant

(4) " "

In form for advertising

(5) " "

Platted on Map No. g.w. plat 43 33E.

(6) " "

Located within Water District No. Basin 35 E.

(7) " "

Critical groundwater area: yes no ☒

(8) " "

Groundwater levels:

Declining, ☒ Stable, Increasing

(comment)

(9) " "

Other rights on the same place of use Permit

(10) " "

35-9240 has lapsed.
Comments: None.

(11) Cal. 5-19-78

Affidavit of Publication received(date) May 19 78

(12) Cal. 5-30-78

Final date for protests May 30 1978

Protests received: yes no ☒

(13) EMC 5/3/78

All requested information received from agencies or applicant: yes ☒ no no

(14) EMC 5/3/78

Action recommended:

☒ Approve Deny

5/03/78 Proposed Priority

Reason for Reduction

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District Easton

By Ernest Carlson Date 5/3/78

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JUN 5 1978

Department of Water Resources

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