

Affidavit of Publication

RECEIVED

THE RIGBY STAR

APR 18 1978

Department of Water Resources
Eastern District Office

STATE OF IDAHO, }
County of Jefferson } ss

I, Kent Stevens, do solemnly swear that I am the Editor of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Sixth day of April, 1978

and the last publication on the

Thirteenth day of April, 1978

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Kent Stevens
Editor

Subscribed in my presence and sworn to before me this Thirteenth day of April, 1978.
[SEAL]

Evelyn M. Flaherty
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires Non-Exper, 19

Publication Fee: \$ 11.31

NOTICE OF APPLICATION
FOR WATER PERMIT

NOTICE IS HEREBY GIVEN that John R. Zirker, Rexburg, Idaho has on 3-30-78 application No. 35-7796 for a permit to appropriate 6.40 cubic feet per second of water from a ground-water source by means of well and pump within the NW1/4SE1/4, Sec. 14, T. 4N, R. 35E, B.M., Jefferson County; to be used from Apr. 1 to Nov. 1 for the irrigation of 320 acres within the N1/2, Sec. 14, T. 4N, R. 35E, 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 April 24, 1978.

C. Stephen Allred
Director

Published in the Rigby Star, Rigby, Idaho on April 6 and April 13, 1978.

MICROFILMED

R 35 B

T. 4 N.

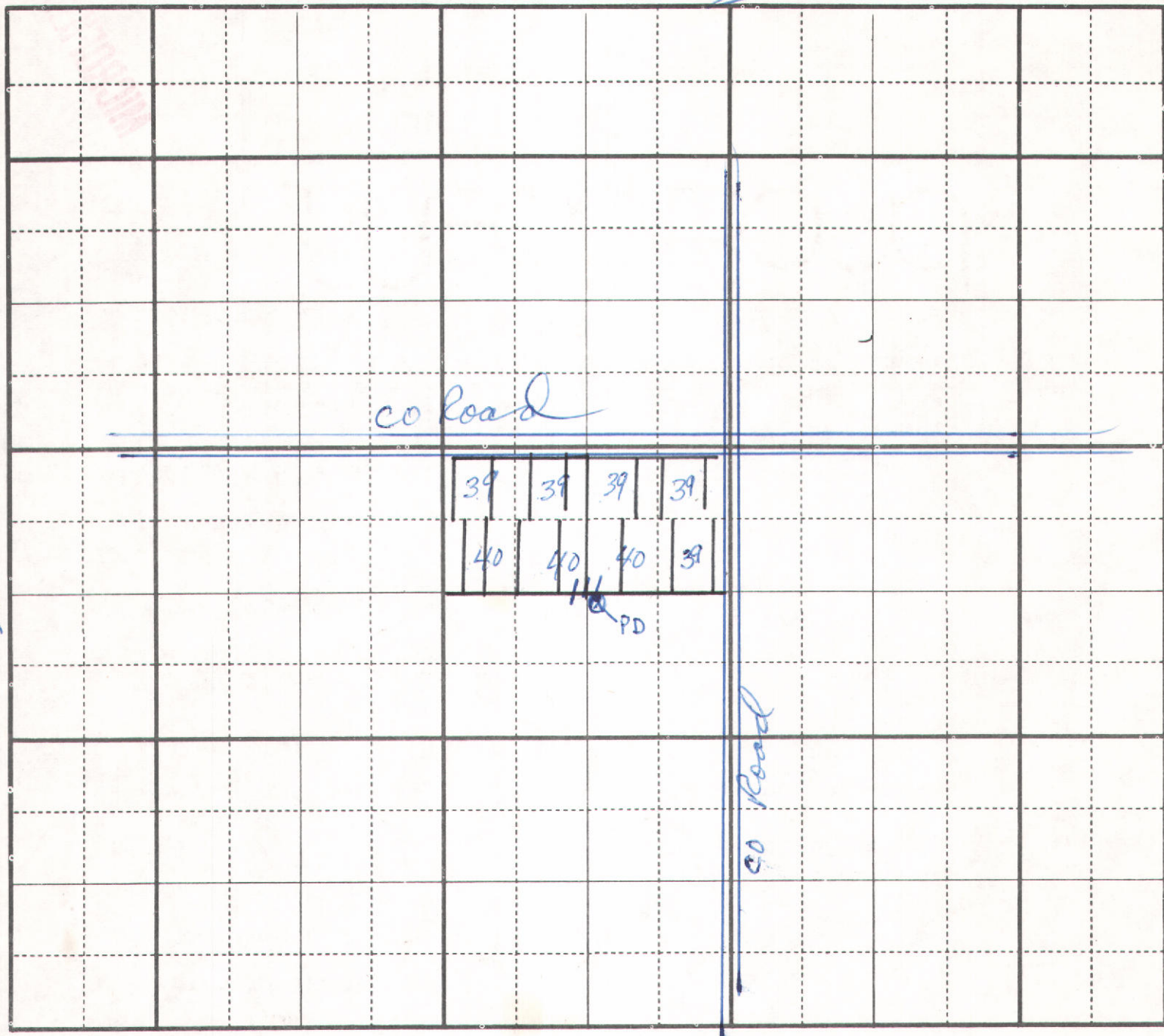
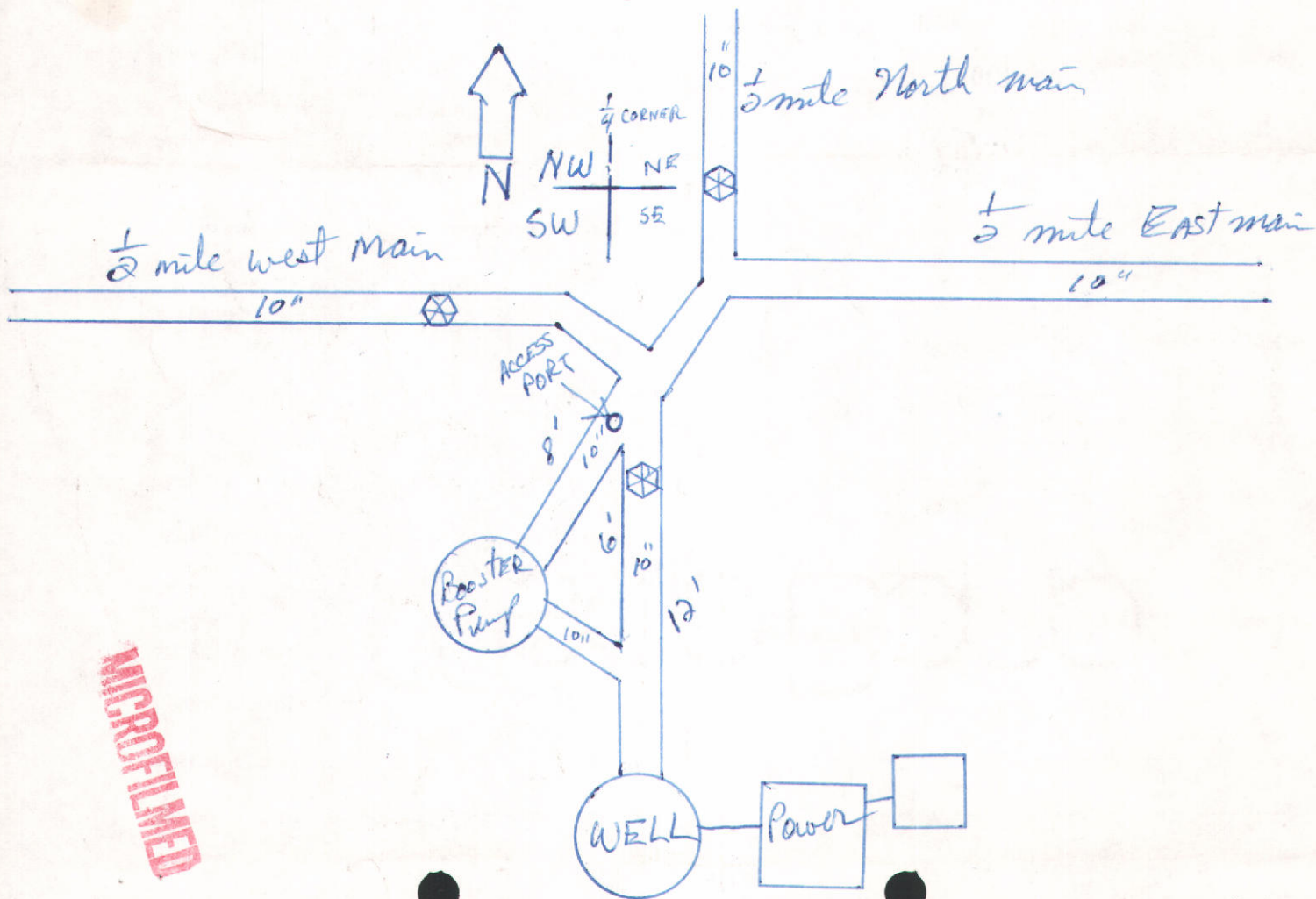


Diagram of System



MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7796 Priority March 30, 1978 Amount 5.02 cfs

THIS IS TO CERTIFY, that Roger N. Ferguson
of Rexburg, Idaho, has complied with the terms and conditions of Permit
No. 35-7796 issued pursuant to Application for Permit dated March 30, 1978,
and has submitted proof to the Department of Water Resources on September 15, 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 5.02 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>5.02</u> cfs and	<u>1102.5</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 5.02 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
1102.5 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14,
Twp. 4N, Rge. 35E in the County of Jefferson

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 $\frac{1}{4}$	
4N	35E	14	39	39	40	39	39	39	40	40									315

Total number of acres irrigated 315

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

RECEIVED

SEP 23 1978

Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

I, John R Zirker, hereby assign to Roger N Ferguson
of 7 1/2 West Main Rexburg Idaho 83440
Address

CHECK ONE

- ☒ All my right, title, and interest in and to Permit No. 35-7796
to appropriate the public waters of the State of Idaho.
- ☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

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

Made this 11 day of SEPTEMBER, 19 78.

x John R Zirker
Permit Holder

x Garry Lee Zirker
Spouse of Permit Holder

State of Idaho)
County of ADAMS) ss.

On this 11 day of SEPTEMBER, 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.

Robert A. Smith

Notary Public residing at

REXBURG

My commission expires:

1982

MICROFILMED

2

Assigned to Roger N. Ferguson
76 W. Main, Rexburg, Id.
9/15/78

Identification No. _____
Application No. 35 7796

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)

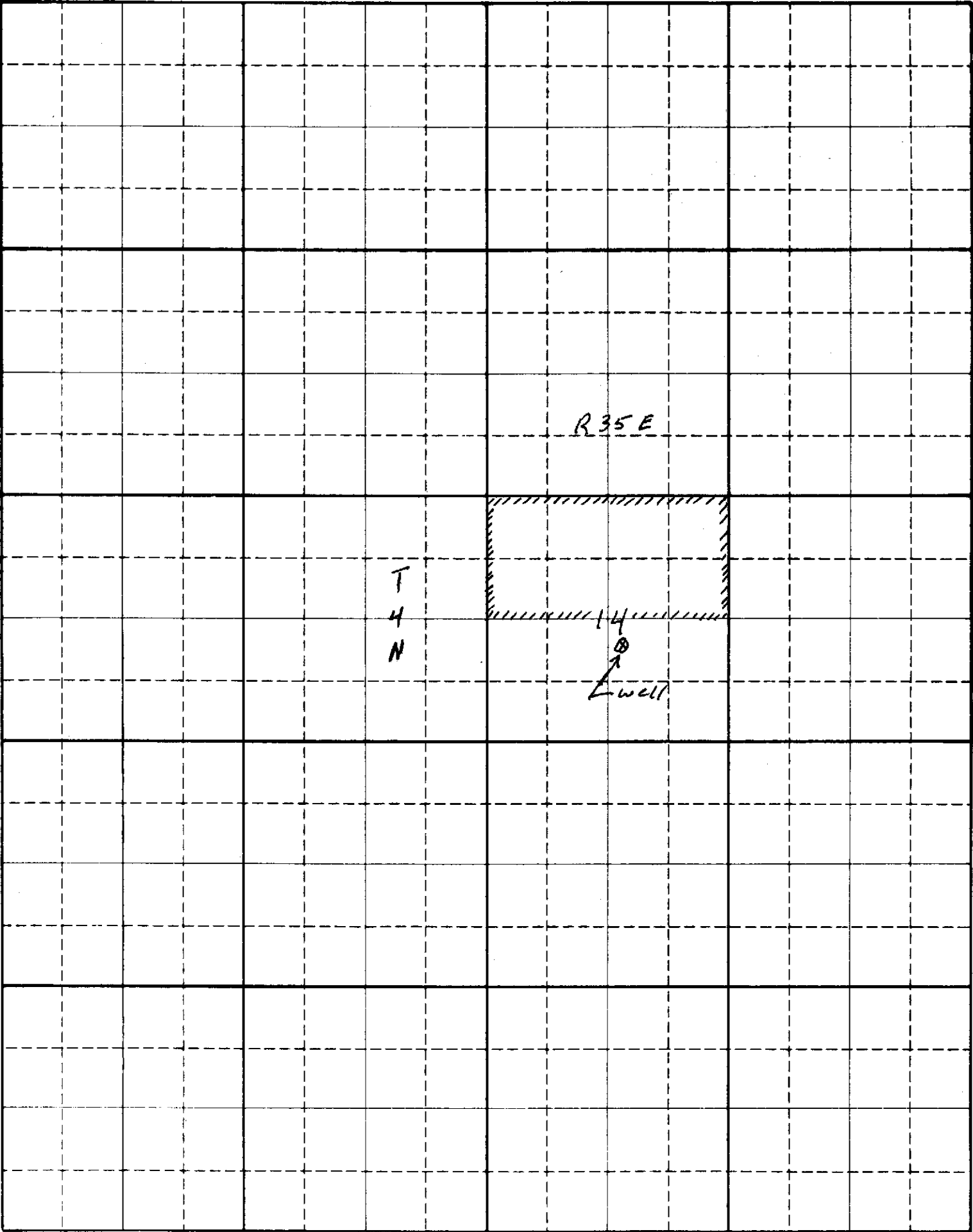
1. Name of applicant John R. Zirker Phone: 356-6951
post office address 415 East 1st North, Rexburg, Idaho 83440
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 14 Township 4N
Range 35E B.M. Jefferson 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 6.40 for Irrigation purpose from Apr. 1 to Nov. 1 (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. 6.40 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 400 hp pump and 150 hp booster
w/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 during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 20 inches; proposed depth of well is 500 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 \$ existing.
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: _____

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.

John R. Zier
(Applicant)

Proposed Priority 3/30/78

Received by Val Date 3-30-78 Time 2:35P
Preliminary check by Val Fee \$ 85.00

Received by Val Date 3-30-78 # 9908

Publication prepared by Val Date 3-31-78

Published in Argyle Star

Publication dates April 6 & 13, 1978

Publication approved by Val Date April 18, 1978

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval _____ denial by Val

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. 35-7796, 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 May 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.

2. Denial of said application is for the following reasons: _____

Witness my hand this 22ND day of _____

May

19 78.

Administrator

Val

Affidavit of Publication

RECEIVED

THE RIGBY STAR

APR 18 1978

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

ss

NOTICE OF APPLICATION
FOR WATER PERMIT

NOTICE IS HEREBY GIVEN that John R. Zirker, Rexburg, Idaho has on 3-30-78 application No. 35-7796 for a permit to appropriate 6.40 cubic feet per second of water from a ground-water source by means of well and pump within the NW 1/4 SE 1/4, Sec. 14, T. 4N, R. 35E, B.M., Jefferson County; to be used from Apr. 1 to Nov. 1 for the irrigation of 320 acres within the NW 1/4, Sec. 14, T. 4N, R. 35E, 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 April 24, 1978.

C. Stephen Allred
Director

Published in the Rigby Star, Rigby, Idaho on April 6 and April 13, 1978.

I, Kent Stevens, do solemnly swear that I am the Editor of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Sixth day of April, 1978

and the last publication on the

Thirteenth day of April, 1978

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Kent Stevens

Editor

Subscribed in my presence and sworn to before me this Thirteenth day of April, 1978.

[SEAL]

Evelyn M. Fletcher

Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires Non-Expir, 19

Publication Fee: \$ 11.31

WATER RIGHT NUMBER 35-7796

OWNER LAST NAME - ZIRKER

OWNER LAST NAME - FERGUSON

ADDRESS LINE 1 - 76 W. MAIN

ADDRESS LINE 3 -

SOURCE - GROUNDWATER

STAGE - LICENSE

TOTAL DIV. VOLUME -

DIVERSION POINT - NWSE 14 04N 35E LOT

FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE - IRRIGATION

FIRST NAME - JOHN R.
FIRST NAME - ROGER M.ORIG OWNER - 0
ORIG OWNER -ADDRESS LINE 2 -
CITY - REXBURG

STATE - ID ZIP CODE - 83440

STATUS -

1102.50 AFA

TRFR/AMEND -

REDIV -

USE DIV. RATE -

5.0200 CFS

TRACT NENE LOT

TRACT SWNE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

TRACT SENE LOT

DATE -

TOTAL ACRES

315

HEARING -

OLD NO. -

DEGREE NAME -
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - 05-01-1983 PERMIT/DENIED - 05-22-1978 PROTESTED -
PROOF MADE - P FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS - PUMP & SPRINKLERS.

3/79

IDENT. NO. 35-7791

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

WATER RIGHT
DATA ENTRY LOG[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

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

October 2, 1981

RE: Permit No. 35-7796

Roger N. Ferguson
76 West Main
Rexburg, ID 83440

Dear Mr. Ferguson:

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

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. 35-7796

Roger N. Ferguson
76 West Main
Rexburg, ID 83440

Dear Mr. Ferguson:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7796, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 5.02 cfs Source: a groundwater source

The maximum quantity diverted shall not exceed 1102.5 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 4N, R. 38E, Jefferson County

Beneficial use: Irrigation of 315 acres within the NW $\frac{1}{4}$, Sec. 14, T. 4N,
R. 38E

Priority date established: March 30, 1978

Conditions (if any):

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

Sincerely,

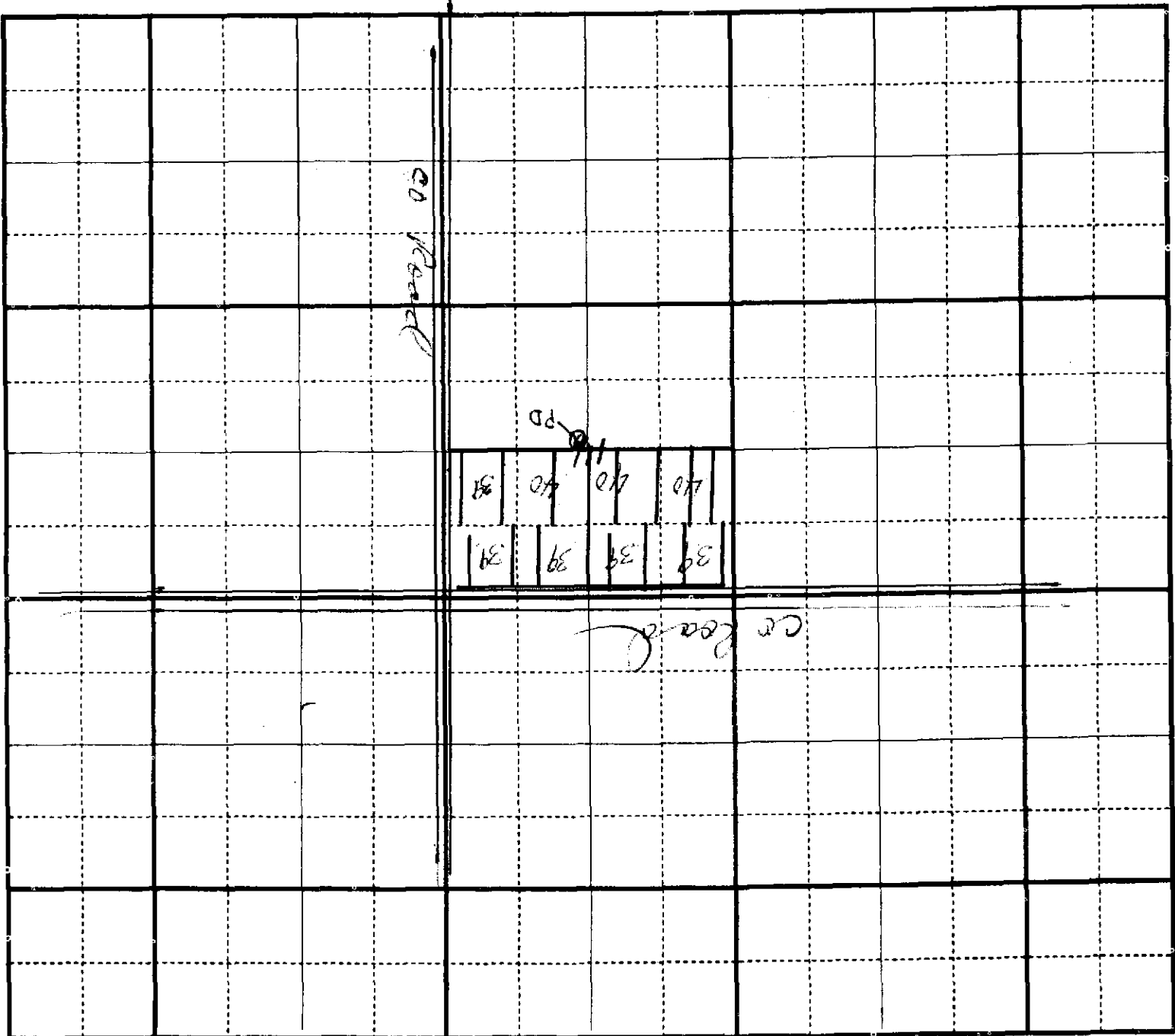
JIM JOHNSON
Water Distribution Supervisor

MICROFILMED

6/5

TOTAL ACREAGE 320

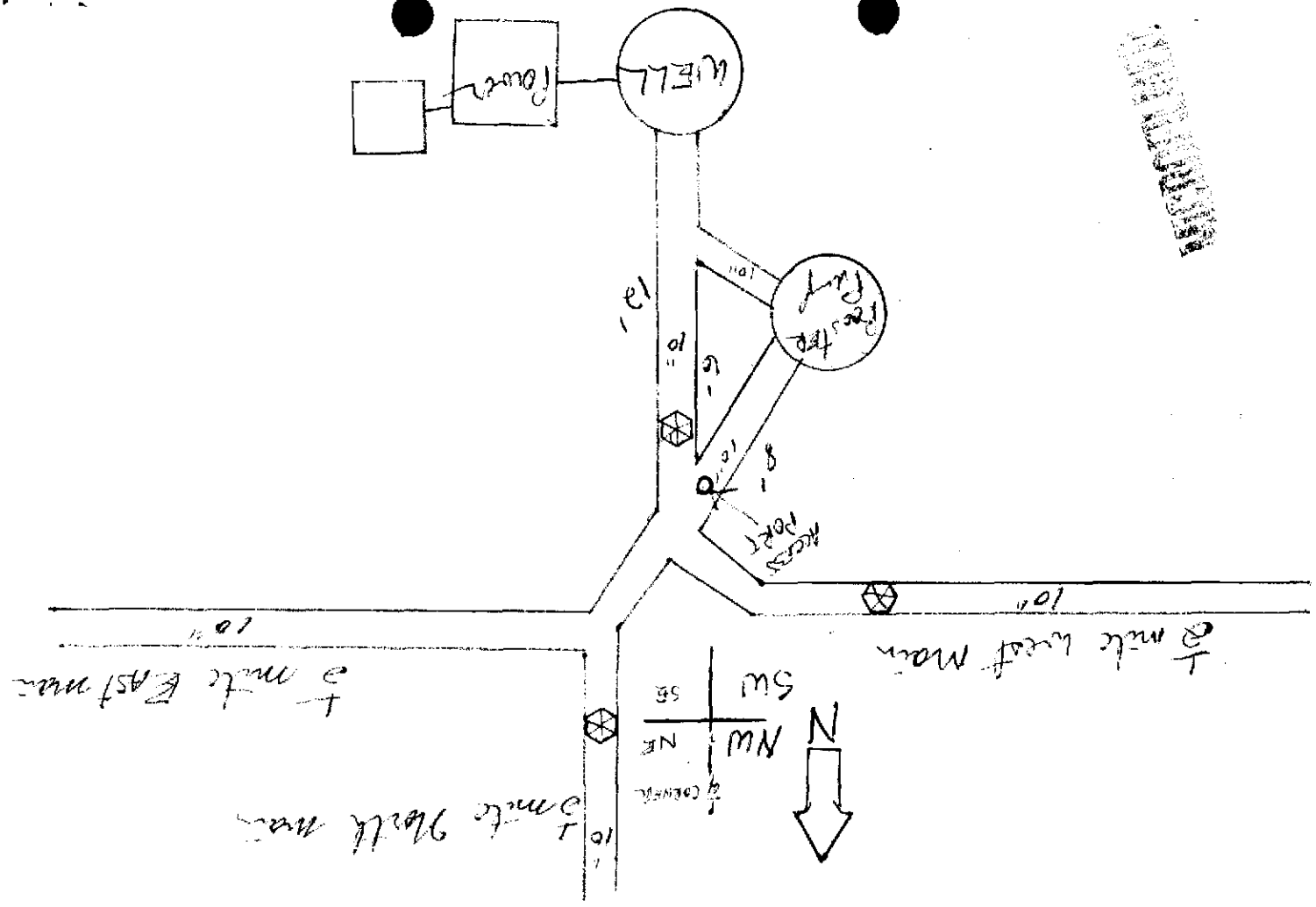
MICROFILMED



T. 4 N.

P 35 B

Diagram of System



DATE OF EXAM 6-15-79

ACREAGE
Found 315 ✓
Recommended 315

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 5.02 c.f.s. V = 1102.50 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 5.02 CFS Method of measurement ANNUBAR-10.020"

Total Q recommended 5.02 CFS Meter No. 67-C 80" Type Eye Condition NEW

Total V recommended 1102.50 AF/YR

Recommended Amendments:
P.D. _____
Place of Use _____
Other NONE
None _____

MEASUREMENT CALCULATION:
 $Q = \text{ANNUBAR Reading} \times 34" = 2256 \text{ gpm} = 5.03 \text{ CFS}$ $386.54 \sqrt{34} = 2253.89 \text{ gpm}$ 5.02 CFS
 $V = 5.02 \text{ CFS} \times 1.9835 \times 214 = 2130.83 \text{ AF/YR}$ $3.5 \times 315.0 = 1102.50 \text{ AF/YR}$

SYSTEM DESCRIPTION:
Motor - GE TRI CHAD 400hp MODEL 5K6318XC82A, S.N. CMJ 310030
Pump - JOHNSTON V.T. 5149
BOOSTER SYSTEM - Motor - ALLIS CHALMERS 200hp Type HSRG, S.N. 51-358-988
Pump - JOHNSTON V.T. SN 157131
ALL 10" MAIN LINE 1 1/2 MILES - 13 1/4 mile HAND LINES 3/4" NOZZLES

REMARKS: System shown & Described by operator
5 acres out for Road ROW

EXAMINER'S SIGNATURE Admiral Parker Date 11-27-79
Checked by Anthony R. Kozlowski Date 4-30-80
Approved by Kelp Date 8/31/81

35-7219 Lapsed No Overlapping rights

Identification No. _____

Permit No. 35-7796

RECEIVED

SEP 15 1978

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

Department of Water Resources
Eastern District Office

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Roger Ferguson (assigned from Mike)
b) Post Office Address 76 W. Main, Rexburg, Idaho
2. Permit Number 35-7796
3. Date of Priority that you are prepared to establish 3-30-78
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: NW 1/4 SE 1/4, Section 14
Township 4N, Range 35E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount 6.4 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 6.40 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: _____
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: _____
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) 400 HP pump and motor with 200 HP Booster
b) Describe the type and size of measuring device which you have installed at your point of diversion: Flow Meter
c) Give well drillers name and address and date the well was completed _____

MICROFILMED

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

Exam typed 10/3/78 35-7796
35-7554



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

May 24, 1978

Re: Permit No. 35-7796

John R. Zirker
415 East 1st North
Rexburg, ID 83440

Dear Mr. Zirker:

Your approved copy of Application for Permit No. 35-7796 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.

RECEIVED

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

UNRECORDED

March 31, 1978

RE: Claim to a Water Right No. 25-4029 TIBBITTS
25-4030 "
Application for Permit No. 35-7796 ZIRKER

The Rigby Star
P.O. Box 37
Rigby, ID 83442

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 4-18-78 by CD

RDC:CD

Enc: Legal Notices (3)

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that John R. Zirker,
Rexburg, Idaho

has on 3-30-78 submitted Application No. 35-7796
for a permit to appropriate 6.40 ~~XXXXXXXXXXXXXXXXXXXX~~ cubic feet per second acre feet per annum
of water from a ground-water source
by means of well and pump
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 4N, R. 35E, B.M., Jefferson County;

Apr. 1 to Nov. 1
to be used from
the irrigation of 320 acres
for

within the N $\frac{1}{2}$, Sec. 14, T. 4N, R. 35E, 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 April 24, 1978

C. STEPHEN ALLRED

Director

Published in the Rigby Star, Rigby, Idaho
on April 6 and April 13, 1978

RECORDED

me-d
me-f

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Zink

☒ 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 3/31/78

In form to receipt YES.

(2) " "

Send Copies to:

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

(3) " "

☒ 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. 4N 35E ground platf.

(6) " "

Located within Water District No. Basin 35

(7) " "

Critical groundwater area: yes no x

(8) " "

Groundwater levels:

Declining, Stable, Increasing

(comment)

(9) " "

Other rights on the same place of use Permit

(10) " "

Comments: 25-7219 has lapsed.
none

(11) CA 4-18-78

Affidavit of Publication received (date) April 18-1978

(12) CA 4-24-78

Final date for protests April 24-1978

Protests received: yes no x

(13) EMC 4-24-78

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

(14) EMC 4-24-78

Action recommended:

8 Approve

Deny

3-30-78 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 4/24/78

Copy
Sent

IPCo letter

RECEIVED

APR 25 1978

Department of Water Resources