

RECEIVED

Affidavit of Publication

MAY 25 1977

THE RIGBY STAR

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER PERMIT

NOTICE IS HEREBY
GIVEN that David &/or
Frank Jones, Roberts, Idaho,
have on May 2, 1977 sub-
mitted Application No.
35-7705 for a permit to
appropriate 5.54 cubic feet
per second of water from a
ground-water source by
means of well and pump
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.
7, T. 4N, R. 36E, B.M.,
Jefferson County; to be used
from April 1 to November 1
for the irrigation of 320

acres within the S $\frac{1}{2}$, Sec. 7,
T. 4N, R. 36E, 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 31,
1977.

C. Stephen Allred
Director

Publish: May 12, and 19,
1977.

STATE OF IDAHO,

County of Jefferson

ss

I, Gene Fadness, 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

Twelfth day of May, 19 77

and the last publication on the

Nineteenth day of May, 19 77

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.

Gene Fadness

Editor

Subscribed in my presence and sworn to before me this Nineteenth
day of May, 19 77.

[SEAL]

William Phillips

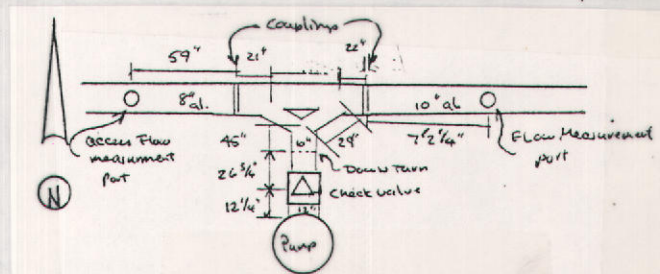
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires Non-Exper 19

Publication Fee: \$ 12.60

[illegible]

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



Place(s) of Use

[illegible]☐ OtherDate 5/1/80

RECEIVED

FEB 07 1992

METER NO. 091462

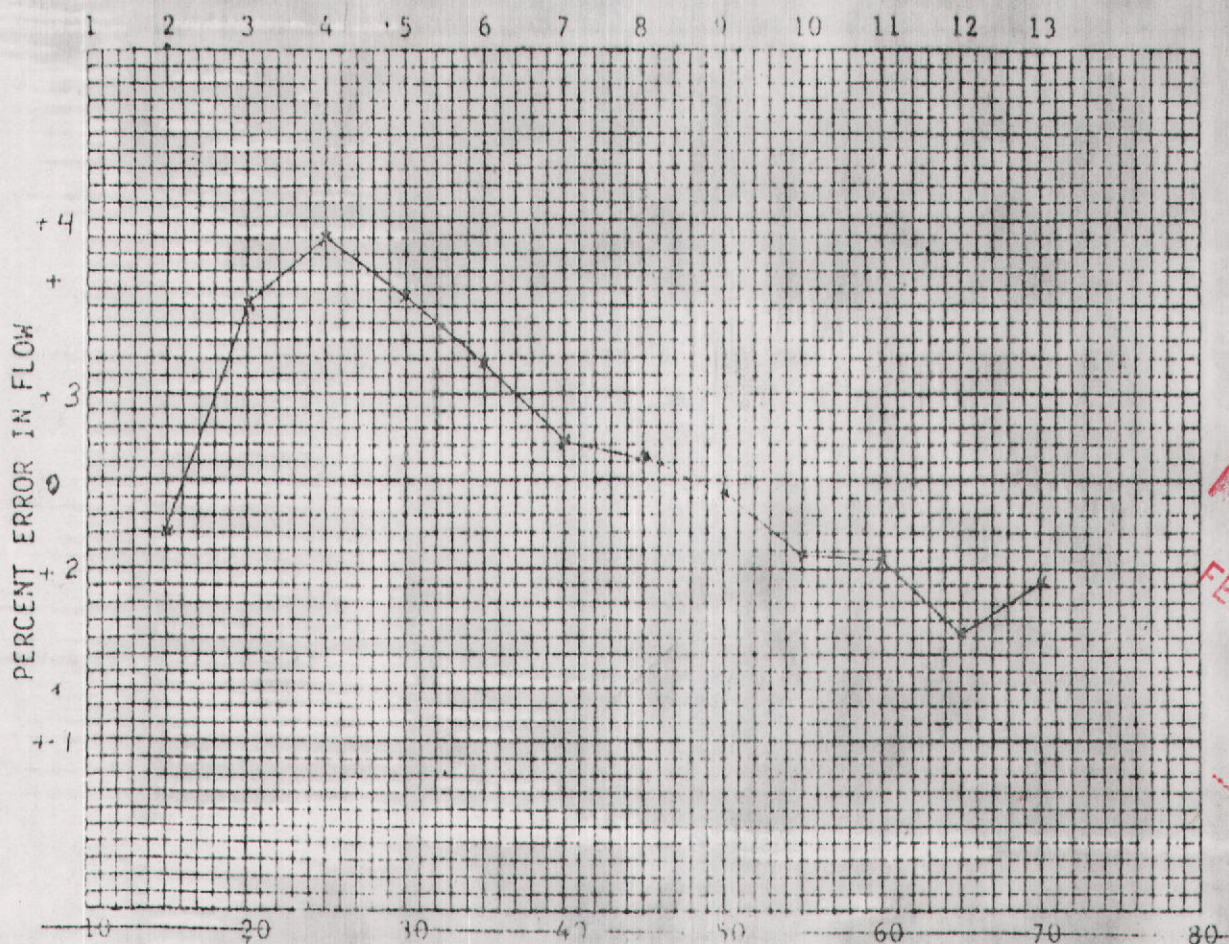
RANGE 0-13

DATE TESTED

1/25/83

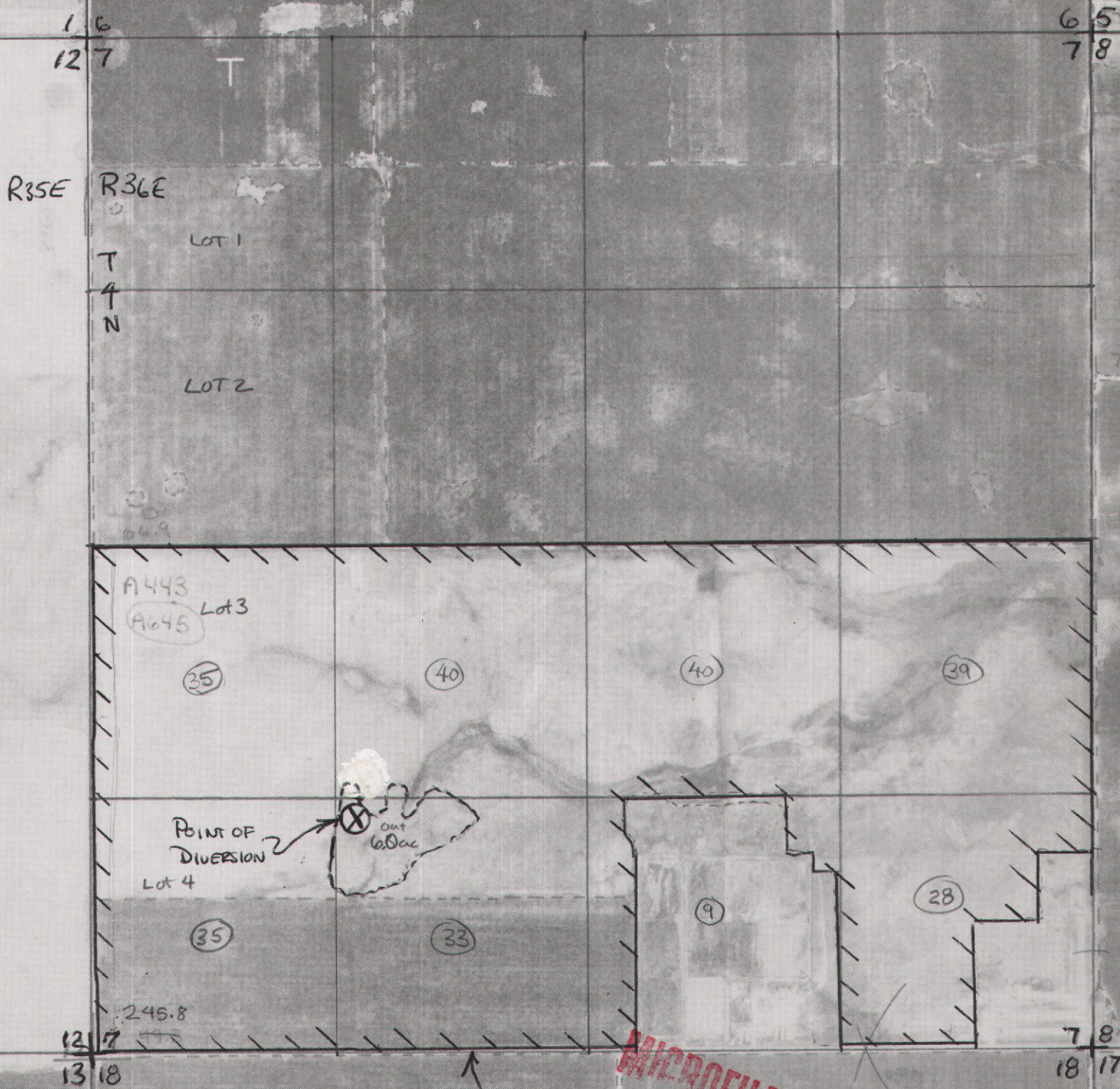
ADM

APPLIED PRESSURE			METER # READING	FLOW ERROR (%)	FLOW CORRECTION FACTOR y
UPSCALE	DOWNSCALE	AVERAGE			
1.93	1.90	1.92	2.0	2.20	0.978
2.83	2.77	2.80	3.0	3.51	.965
3.75	3.66	3.71	4.0	3.90	.961
4.69	4.63	4.66	5.0	3.58	.964
5.67	5.60	5.64	6.0	3.19	.968
6.70	6.57	6.64	7.0	2.71	.973
7.63	7.56	7.60	8.0	2.63	.974
8.63	8.53	8.58	9.0	2.42	.976
9.61	9.58	9.60	10.0	2.09	.979
10.63	10.49	10.56	11.0	2.06	.979
11.63	11.61	11.62	12.0	1.62	.984
12.51	12.51	12.51	13.0	1.94	.981



RECEIVED
FEB 07 1992

35-7705



PLACE OF USE ~

MICROFILMED
FEB 07 1992

L-11

35-7705

NOT TO SCALE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07705

Priority: May 2, 1977

Maximum Diversion Rate: 3.68 CFS
Maximum Diversion Volume: 906.5 AF

This is to certify, that DAVID JONES
FRANK JONES

RT. 3 BOX 373

IDAHO FALLS ID 83401

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 2, 1977; and has submitted Proof of Beneficial Use on May 24, 1982. An examination indicates that the works have a diversion capacity of 3.680 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	3.68 CFS	906.5 AF

LOCATION OF POINT(S) OF DIVERSION: SESW , Sec. 7, Township 04N, Range 36E
JEFFERSON 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>
04N	36E	7	NESW 40	Lot 3(NWSW) 35	Lot 4(SWSW) 35	
			SESW 33	NESE 39	NWSE 40	
			SWSE 9	SESE 28		259

Total number of acres irrigated: 259

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.

MICROFILMED

FEB 07 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07705

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 22nd
day of January, 1992

Acting for


R. Keith Higginson, Director



MICROFILMED

FEB 07 1992

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-07705

Date of Priority: May 2, 1977

Maximum Diversion Rate: 3.68 CFS
Maximum Diversion Volume:¹ 906.5 AF

Comes now

DAVID JONES
FRANK JONES

RT. 3 BOX 373
IDAHO FALLS, ID 83401

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 35-07705, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	3.68 CFS	906.5 AF
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		SESW , Sec. 7, Township 04N, Range 36E JEFFERSON County	

<u>PLACE OF USE:</u>			<u>IRRIGATION</u>						
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
04N	36E	7	NESW	40	LOT 3(NWSW)	35	LOT 4(SWSW)	35	
			SESW	33		NESE	39	NWSE	40
			SWSE	9		SESE	28		259
Total number of acres irrigated:									259

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Atlanta, Georgia, this 19 day of June, 1991.

MICROFILMED

FEB 07 1992

(signature)

B + M Farms

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-07705

FOR DEPARTMENT USE ONLY

#C022193

Preliminary check by SA Fee - \$20.00

Received by gy Date 10/31/91

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 35-07705 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume listed within this right is defined as the maximum allowable volume of water that may be diverted annually from the source identified under this right, or limited to the amount that can actually be beneficially used on the above described place of use. This right is further limited to a maximum diversion of water onto the above described place of use of 0.02 cfs per acre or 3.0 acre feet per acre per year when combined with all other appurtenant water rights.
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.

Witness my hand this 22ND day of JANUARY, 1992.

Acting for

R. Keith Higginson, Director

RECORDED

FEB 07 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT)
NO. 35-07705 IN THE NAME)
OF DAVID &/OR FRANK JONES)

ORDER OF REINSTATEMENT

This matter having come before the Idaho Department of Water Resources (Department) the Department finds as follows:

FINDINGS OF FACT

1. On October 21, 1991, the Department issued an order which voided Permit No. 35-07705. The permit was voided because the permit holder had failed to submit to the Department an amendment so that the permit could be licensed.

2. On October 29, 1991, the present owner of the property (Lyle Robison) contacted the Department and stated that he had not submitted the amendment because he could not obtain the signature of the right holders. He also stated that he would submit the amendment and its fee immediately to keep the right in good standing. Mr. Robison had also previously filed a Snake River Basin Adjudication Claim for this right.

3. The amendment and fee were received by the Department on October 31, 1991.

MICROFILMED

FEB 07 1992

CONCLUSIONS OF LAW

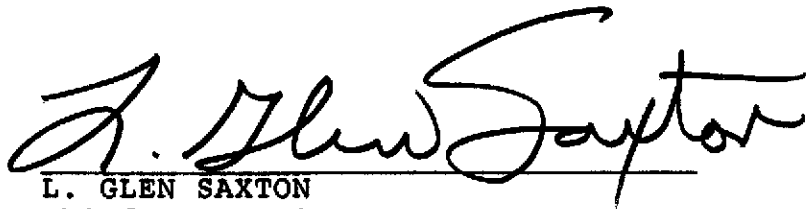
1. It was apparently unclear to Mr. Robison that he could submit the amendment form as the present owner of the property without the signatures of the right holders of record.

2. Once it became clear to Mr. Robison that he was able to submit the amendment and fee to keep the right in good standing, he promptly responded. The right should be reinstated and license processing should continue.

ORDER

IT IS HEREBY ORDERED that Order Voiding Permit No. 35-07705, dated October 21, 1991, is rescinded and the permit is reinstated.

Dated this 5th day of December, 1991.


L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

FEB 07 1992

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-07705) ORDER VOIDING PERMIT
IN THE NAME OF DAVID JONES &/OR)
FRANK JONES)
_____)

This matter having come before the Department of Water Resources (Department) as a result of an investigation by the Department to determine the extent of beneficial use of water, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On May 2, 1977, David and Frank Jones applied to the Department for a permit to appropriate 5.54 cubic feet per second of water from groundwater within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, S7, T4N, R36E, B.M., Jefferson County, to be used for irrigation purposes.

2. On June 17, 1977, the Department approved the Application for Permit.

3. On May 24, 1982, the Department received Proof of Beneficial Use for the Permit.

4. On July 28, 1983, the Department conducted a field examination and the examiner's report indicated that water had been diverted within a different legal description than authorized by the Permit.

5. On January 8, 1990, the Department sent notice and an Amendment to the permit holder stating that the permit had to be

amended before the Department could issue a license.

6. The notice requesting the amendment was returned undeliverable. Attempts to locate a deliverabel current address have failed. Contact with the assessor's office indicated the current owners of the property in question to be R & M Farms. On June 17, 1991 a notice was sent to R & M Farms requesting that they submit the amendment.

7. On August 19, 1991 the Department again requested that R & M Farms submit the amendment. They failed to respond to the request.

8. The Department has not received the Application for Amendment of the permit from either the right holder or current owner of the property.

CONCLUSIONS OF LAW

1. Section 42-219, Idaho Code, states:

In the event that the Department shall find that the applicant has not fully complied with the law and conditions of the permit, it may issue a license for that portion of use which is in accordance with the permit, or may refuse issuance of a license and void the permit.

2. Development of the water as listed on the permit was a condition of the permit, and compliance with the condition was required prior to perfection of a water right.

3. The Department is unable to issue a license for the permit, because the water was not developed on the property described in the permit.

RECORDED

FEB 07 1992

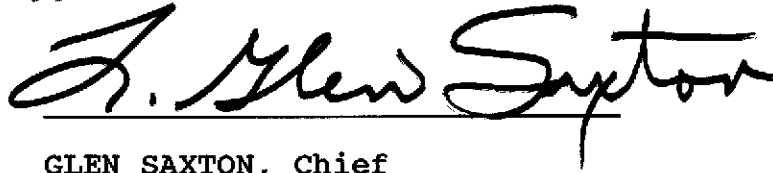
4. The permit could have been amended but the permit holder no longer has possessory interest in the land and the current owner of the property has failed or refused to file the appropriate amendment.

5. A license should not be issued on this permit and the permit should be voided.

ORDER

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-07705 is VOIDED and issuance of a license thereon is REFUSED.

Dated this 21st day of October, 1991.



GLEN SAXTON, Chief
Water Allocations Bureau

APPROPRIATELY
FILED
FEB 07 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 35-7705

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 1st day of June 1981.

Glen Saxton

GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

Identification No. 35 7705

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 David &/or Frank Jones Phone: 228-2542
post office address Rt. #1, Box 117A, Roberts, ID

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

3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 7 Township 4N
Range 36E 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 5.54 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. 5.54 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 during which storage will occur _____ to _____ inclusive.

c. Proposed well diameter is 16 inches; proposed depth of well is 370 feet.
(Mo. Day) (Mo. Day)

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 \$80,000.00.

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 _____

Name of municipality to be served _____, or number of families to be
supplied with domestic water _____

5) If water is to be used for other purposes describe: _____

MICROFILMED

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

[illegible]

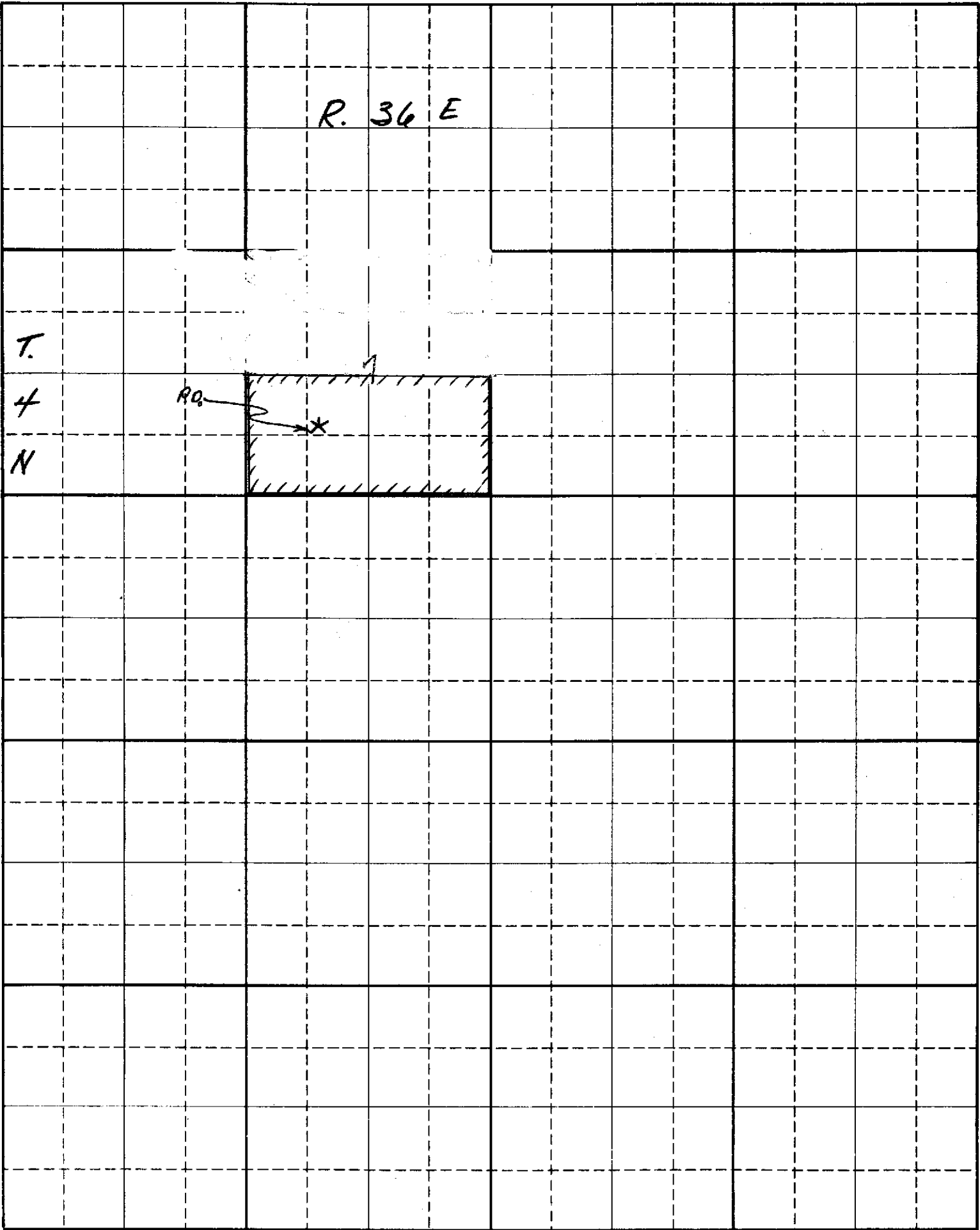
Total number of acres to be irrigated 320

c. Describe any other water rights used for the same purposes as described above. Permit 35-7217
includes 45 acres at .019 cfs per acre which are under this application

9. a. Who owns the property at the point of diversion Applicants
b. Who owns the land to be irrigated or place of use Applicants
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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



Scale: 2 inches equal 1 mile

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

Frank Jones
(Applicant)

Proposed Priority 5/ 2/77

Received by me Date 5-02-77 Time 2:10 p

Preliminary check by EMC Fee \$ 75 100

Receipted by me Date 5-02-77 # 6697

Publication prepared by me Date 5-7-77

Published in The Rigby Star

Publication dates May 12 + 19, 1977

Publication approved me Date 5-25-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JS

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. 35-7705, 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, 1982.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 17 day of June, 1977.


Deputy Director

RECEIVED

Affidavit of Publication

MAY 25 1977

THE RIGBY STAR

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

ss

NOTICE IS HEREBY GIVEN that David &/or Frank Jones, Roberts, Idaho, have on May 2, 1977 submitted Application No. 35-7705 for a permit to appropriate 5.54 cubic feet per second of water from a ground-water source by means of well and pump within the NE 1/4 SW 1/4, Sec. 7, T. 4N, R. 36E, B.M., Jefferson County; to be used from April 1 to November 1

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 31, 1977.

C. Stephen Allred
Director

Publish: May 12, and 19, 1977.

I, Gene Ladness, 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

Twelfth day of May, 19 77

and the last publication on the

Nineteenth day of May, 19 77

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.

Gene Ladness

Editor

Subscribed in my presence and sworn to before me this Nineteenth day of May, 19 77.

[SEAL]

William Phillips

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

My commission expires Non-Exper 19

Publication Fee: \$ 12.60



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

January 24, 1992

DAVID JONES
FRANK JONES
RT. 3 BOX 373
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 35-07705

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Sharla Curtis".

SHARLA CURTIS
Water Resource Agent

SC:blm

Enclosure

c: R & M Farms

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07705

Priority: May 2, 1977

Maximum Diversion Rate: 3.68 CFS
Maximum Diversion Volume: 906.5 AF

This is to certify, that DAVID JONES
FRANK JONES

RT. 3 BOX 373

IDAHO FALLS ID 83401

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 2, 1977; and has submitted Proof of Beneficial Use on May 24, 1982. An examination indicates that the works have a diversion capacity of 3.680 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	3.68 CFS	906.5 AF

LOCATION OF POINT(S) OF DIVERSION: SESW, Sec. 7, Township 04N, Range 36E
JEFFERSON 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>
04N	36E	7	NESW 40	Lot 3(NWSW) 35	Lot 4(SWSW) 35	
			SESW 33	NESE 39	NWSE 40	
			SWSE 9	SESE 28		259

Total number of acres irrigated: 259

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-07705

FOR DEPARTMENT USE ONLY

Preliminary check by 50 Fee = \$20.00

Receipted by gy Date 10/31/91

#C022193

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 35-07705 with the following:

CONDITIONS/REMARKS:

1. The maximum diversion volume listed within this right is defined as the maximum allowable volume of water that may be diverted annually from the source identified under this right, or limited to the amount that can actually be beneficially used on the above described place of use. This right is further limited to a maximum diversion of water onto the above described place of use of 0.02 cfs per acre or 3.0 acre feet per acre per year when combined with all other appurtenant water rights.
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.

Witness my hand this 22ND day of JANUARY, 1992.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

APPROVED

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-07705

Date of Priority: May 2, 1977

Maximum Diversion Rate: 3.68 CFS
Maximum Diversion Volume:¹ 906.5 AF

Comes now

DAVID JONES
FRANK JONES

RT. 3 BOX 373
IDAHO FALLS, ID 83401

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 35-07705, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	3.68 CFS	906.5 AF

LOCATION OF POINT(S) OF DIVERSION: SESW, Sec. 7, Township 04N, Range 36E
JEFFERSON 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>
04N	36E	7	NESW 40	LOT 3(NWSW) 35	LOT 4(SWSW) 35	
			SESW 33	NESE 39	NWSE 40	
			SWSE 9	SESE 28		259
Total number of acres irrigated:						259

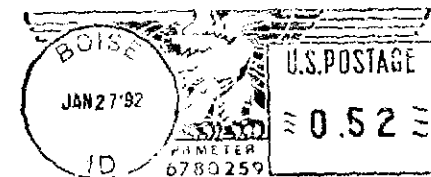
Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Reensburg ID, this 19 day of June, 1991.

Lyle J. Robinson
(signature)

B + M Farms

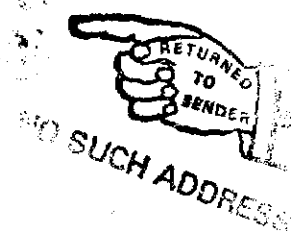
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1901 NORTH ORCHARD STREET
BOISE, IDAHO 83706-2237



RECEIVED

JAN 30 1992

Department of Water Resources



NSA

L35-07705
DAVID JONES
~~RT. 3 BOX 373~~

RT. 4

IDAHO FALLS

ID 83401

*2-3-92
The Governor's Office
has no address for
the Jones.*

RECEIVED
FEB 07 1992

January 24, 1992

DAVID JONES
FRANK JONES
RT. 3 BOX 373
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 35-07705

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

SHARLA CURTIS
Water Resource Agent

SC:blm

Enclosure

c: R & M Farms

RECEIVED

FEB 07 1992

NOS

Put your address in the "TURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address.
(Extra charge)

3. Article Addressed to:

R & M FARMS
C/O LYLE ROBISON
8995 S 400 W
REXBURG ID 83440

4. Article Number

33770

Type of Service:

- ☐ Registered
☒ Certified
☒ Express Mail
- ☐ Insured
☐ COD
☐ Return Receipt
 for Merchandise

Always obtain signature of addressee
or agent and DATE DELIVERED.

5. Signature — Addressee

x Enb Kabison

6. Signature — Agent

x

7. Date of Delivery

~~OCT 25 1991~~

FEB 07 1992

8. Addressee's Address (ONLY if requested and fee paid)

35-7705

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RECEIVED

OCT 28 1991



PENALTY FOR PRIVATE
USE, \$300

Department of Water Resources

RETURN
TO

Print Sender's name, address, and ZIP Code in the space below.

RECEIVED

OCT 27 1992

Water Allocation Bureau
Department of Water Resources

1301 N. Orchard St.
Boise, ID 83706

MEMORANDUM

TO: File 35-7705
FROM: Sharla
DATE: October 29, 1991
RE: Phone Conversation

On this date, Mr. Robison called in response to the Order voiding the above referenced permit. He had not submitted the amendment form earlier because he thought he had to get the Jones' signature and had been unable to do so. I explained to him that we would accept his signature on the amendment and would subsequently send a copy of the license to him, eventhough the license would be issued in Jones' names.

He will send the amendment form and fee today. After receipt, an order rescinding the order voiding the permit will have to be prepared prior to license issuance.

MICROFILMED

FEB 07 1992



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 21, 1991

CERTIFIED MAIL # 33770

RE: Permit No. 35-07705

R & M FARMS
C/O LYLE ROBISON
8995 S 400 W
REXBURG ID 83440

Dear Water Right Holder(s):

Enclosed is an Order which voids the above referenced permit for failure to comply with the requirements of such permit and failure to show cause why such action should not be taken.

Please be advised that if you do not agree with the decision of the Department you may, within fifteen (15) days of receipt of the order voiding your permit, request a hearing before the Director. Failure to timely petition the Director within fifteen days of receipt of the order may prevent you from further contesting the voiding of your permit.

Sincerely,

GARY SPACKMAN, Manager
Water Right Permits Section

GS:blm

Enclosure

MICROFILMED

FEB 07 1992

August 19, 1991

R & M FARMS
C/O LYLE ROBISON
8995 S. 400 W.
REXBURG, ID 83440

RE: WATER RIGHT NO. 35-07705

Dear Water Right Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend the above permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received the amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

RECEIVED

FEB 07 1992

June 17, 1991

RE: Water Right No. 35-07705

R & M Farms
c/o Lyle Robison
8995 S. 400 W.
Rexburg, ID 83440

Dear Property Owners:

The above referenced water right is in the process of being reviewed for licensing. We have tried unsuccessfully to contact the water right holder of record to obtain an amendment to the permit so that a license can be issued. The correspondence has been returned undeliverable and contact with the assessor's office revealed that you are listed as the owners of the property in their records.

We also find that you have submitted a Snake River Basin Adjudication Claim on this particular right. In order for the adjudication claim to be included in the final decree, the license needs to be issued on the existing right. Therefore, we are forwarding the amendment form to you. You need simply to sign the form and return it to us along with the \$20.00 filing fee.

Once we receive the amendment, we will issue a license and will forward a copy to you for your records. The license will be issued in the name of the right holder shown in our records. If you wish to have the license issued in your name, you need to have the current holders of record, David &/or Frank Jones, assign the right to you via the enclosed assignment form. Whether or not an assignment is received, a license becomes real property and is appurtenant to the land which it covers.

Please submit the amendment form and fee to us within 30 days. You can submit the assignment form at the same time, if you desire to have the license issued in your name. If you have any questions concerning this matter, please feel free to contact us.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

FEB 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

North Orchard Street
Idaho 83706-2237

RECEIVED

FEB 26 1990

Department of Water Resources



PRESORTED
FIRST CLASS

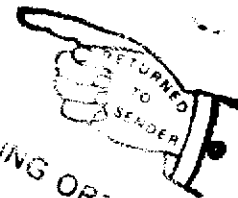


U.S. POSTAGE

0.2

6717794

David Jones
2303 Bear Island Drive
Idaho Falls, ID 83401



FORWARDING ORDER EXPIRED

MICROFILMED

FEB 07 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

January 8, 1990

DAVID JONES
FRANK JONES
RT. 3 BOX 373
IDAHO FALLS, ID 83401

RE: PERMIT NO. 35-07705

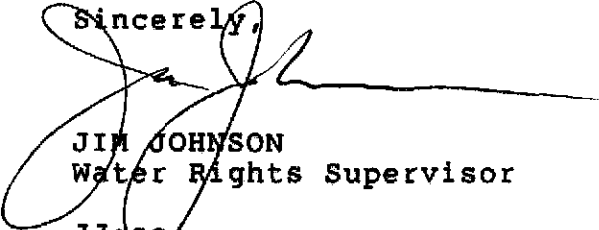
Dear Permit Holder(s):

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

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-07705

Maximum Diversion Rate: 3.68 CFS
Maximum Diversion Volume:¹ 906.5 AF

and represents to the Director of the

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 35-07705, and requests that the permit be changed 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	3.68 CFS	906.5 AF
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		SESW , Sec. 7, Township 04N, Range 36E JEFFERSON County	

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
04N	36E	7	(NESW)	40	LOT 3 NWSW	35	LOT 4 SMSW	35	
			SESW	33		NESE		NWSE	40
			SWSE	9		SESE	28		259
					Total number of acres irrigated:				259

(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-07705

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$20.00 Received by _____ Date _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 35-07705 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount 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.

Witness my hand this _____ day of _____, 19____.

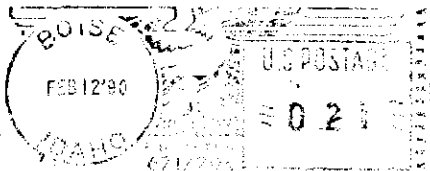
R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706-2237

35-7705 S

Handwritten signature/initials

PRESTIGE
FIRST CLASS



RECEIVED
FEB 15 1990

Department of Water Resources

David Jones
571 Dickson Ave.
Idaho Falls, ID 83401

FORWARDING ORDER
RETURNED TO SENDER
NOT RECORDED

Current address:
2303 Bear Island Drive
ID Falls 83401

FILED

FEB 07 1992

Recent 2/21/90 JS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street

Idaho 83706-2237

RECEIVED
JAN 16 1990

Department of Water Resources

Celebrate
IDAHO
1890-1990

PRESORTED
FIRST CLASS



NO SUCH NUMBER
RETURNED TO SENDER
FEB 27 1992
2/9/90

Current address:
571 Dickson Ave.
Idaho Falls 83401

January 8, 1990

DAVID JONES
FRANK JONES
RT. 3 BOX 373
IDAHO FALLS, ID 83401

RE: PERMIT NO. 35-07705

Dear Permit Holder(s):

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

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

FEB 07 1992

RECEIVED

APR 29 1988

State of Idaho

DEPARTMENT OF WATER RESOURCES

WATER RIGHT BENEFICIAL USE FIELD REPORT

35-7705

Permit No.

Department of Water Resources

CONTACT WITH PERMIT HOLDER

DATE

INITIALS

REMARKS

☐ Appointment letter mailed:

☐ Telephone call made

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

EXAMINATION

Date 7-28-1983 Accompanied by Frank Jones Total Q measured 3.68 cfs

Source Groundwater Tributary to _____ Supp. annubar measurement sheet used? NO

If source is surface water, estimate total flow of source _____

Methods of measurement Annubar # 191136 (7.981") Meets permit requirements? _____

Meter # 091462 (0-13)

Measurement calculations: $K_8 = 0.96$ $K_{10} = 0.979$ Index # 8 means 8" pipe to 10 means 10" pipe
 $I_{d8} = 7.872$ $I_{d10} = 9.872$ $Q_{10} = 0.02 \text{ cfs/sec} = 259 \text{ ac} \times 0.02 = 5.18 \text{ cfs}$ Q LIMITED BY CAPACITY

$Y_8 = 4"$ $Y_{10} = 10.6"$
 $Q_8 = [3.85(7.872)^2(4)] [0.96] = 458.1 \text{ gpm} = 1.02 \text{ cfs}$

$Q_{10} = [3.85(9.872)^2(10.6)] [0.979] = 1195.9 \text{ gpm} = 2.66 \text{ cfs}$

$Q_{\text{TOTAL}} = 1654 \text{ gpm} = 3.68 \text{ cfs}$

$V = 3.5 \text{ ac} \times 259 = 906.5 \text{ af}$
 $V = 3.68 \text{ cfs} \times 24 \times 14885 = 1562 \text{ af}$

WELL/DIV. NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
	500	GE	DTJ401164	Johnston	N/A	Annubar	Good	

System Description Well pump mainline to split mainline of 8" & 10" portable aluminium with laterals with sprinkler

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE

Irrigation

Irrigation requirement = 3.5 AFA/Acre

Q (cfs)

3.68 cfs

V (afa)

906.5

FROM

4/1

TO

11/1

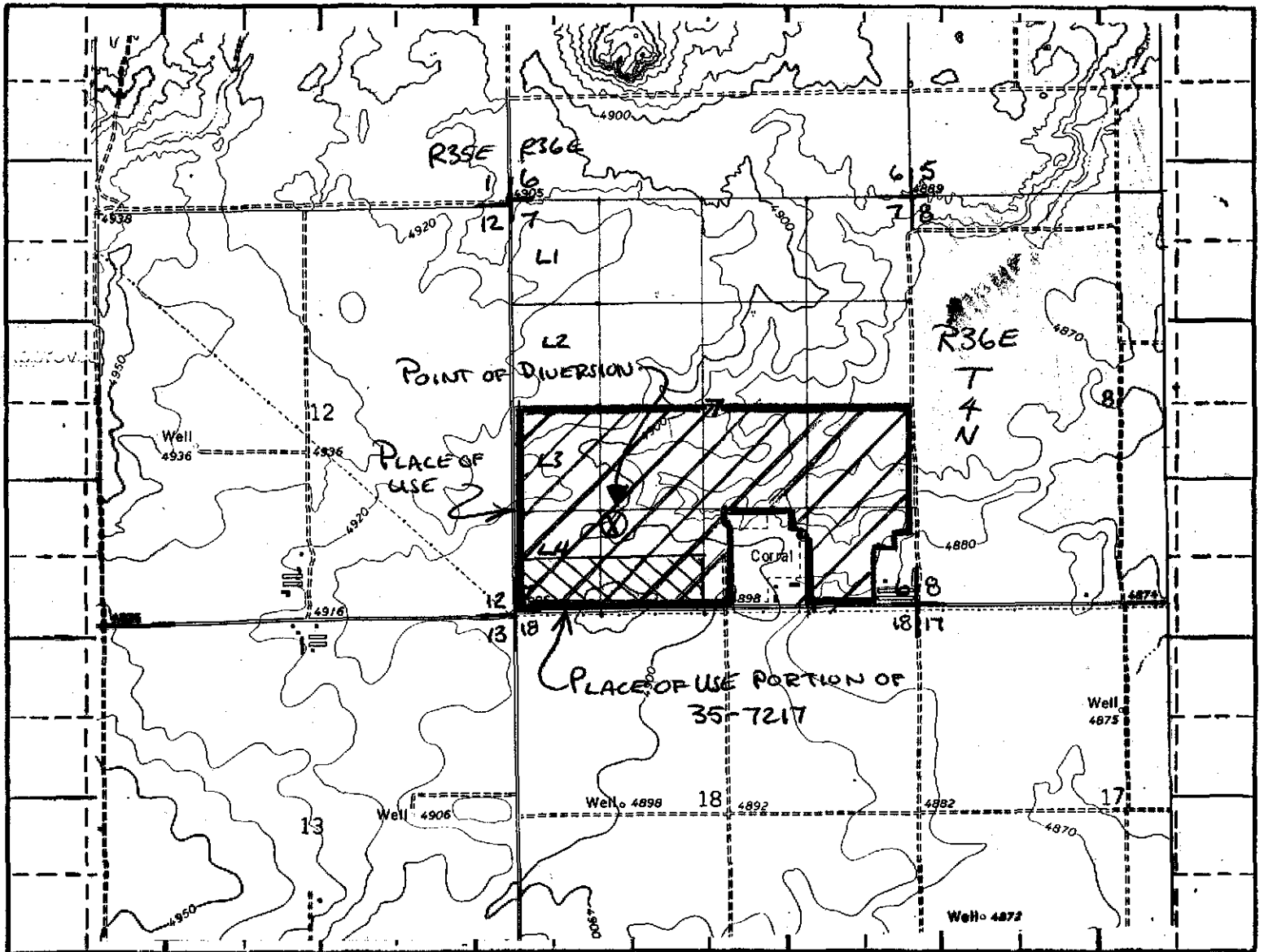
MICROFILMED
FEB 07 1992

Total

Remarks 35-7217 covers a portion of S 1/2 SW 1/4 Sec 7, from wells under 35-2401, 35-2411

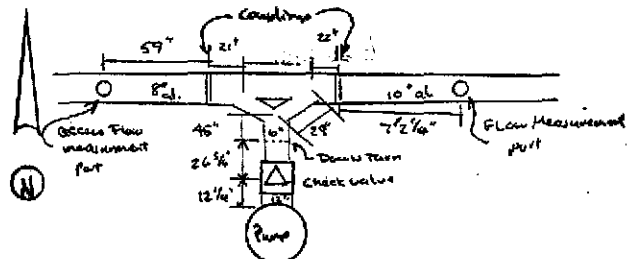
R30

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: SE 1/4 SW 1/4 Sec 7, T4N, R36E

Place(s) 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	
4N	36E	7									40	35	35	33	39	40	9	28	259
												L3	L4						

Recommended Amendments:

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

FEB 07 1992

Examiner's Signature Keith C Wilson
 Checked by Barry Spickman
 Approved by [Signature]

Date 7-28-1983/3 April 1986
 Date 4-22-86
 Date 5/1/89

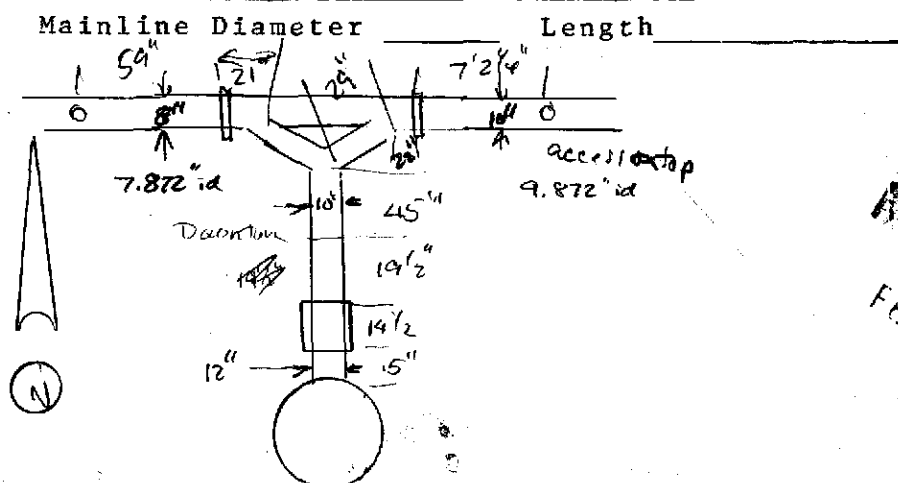
PERMIT NO. 35-7705 Jones
 (Name)
 EXAMINATION: DATE: 7-28-83 Accompanied by: Frank Jones

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
GE	550	DTJ401164	Johnston	N/A

Measuring Device Type: _____
 Meter # _____ Annubar # 191136 Size # 7.981
 Remarks: 191147 10.02

Measurement calculations:
 7.981 annubar 4" $\approx$ 492.8 gpm 1.10
 10.02 annubar 10.6" $\approx$ 1223 gpm 2.72

SCHEMATIC DIAGRAM OF SYSTEM



RECORDED
 FILMED
 FEB 07 1992

METER NO. 091462

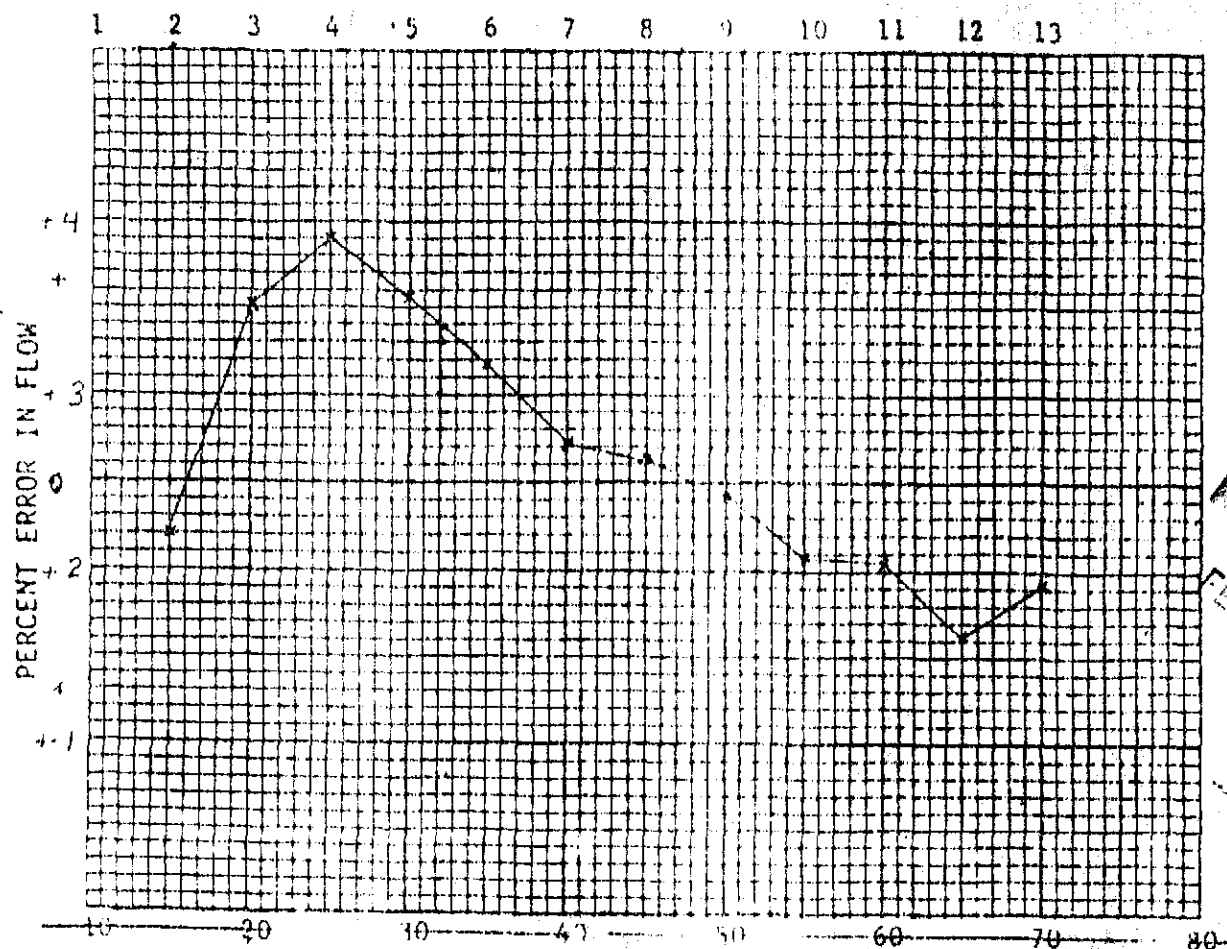
NGE 0-13

DATE TESTED

1/25/83

AD

APPLIED PRESSURE			METER # READING	FLOW ERROR (%)	FLOW CORRECTION FACTOR y
UPSCALE	DOWNSCALE	AVERAGE			
1.93	1.90	1.92	2.0	2.20	0.978
2.83	2.77	2.80	3.0	3.51	.965
3.75	3.66	3.71	4.0	3.90	.961
4.69	4.63	4.66	5.0	3.58	.964
5.67	5.60	5.64	6.0	3.19	.968
6.70	6.57	6.64	7.0	2.71	.973
7.63	7.56	7.60	8.0	2.63	.974
8.63	8.53	8.58	9.0	2.42	.976
9.61	9.58	9.60	10.0	2.09	.979
10.63	10.49	10.56	11.0	2.06	.979
11.63	11.61	11.62	12.0	1.62	.984
12.51	12.51	12.51	13.0	1.94	.981



APPROVED
FEB 07 1992

35-7705

R36E
T4N

N. 89° 52' E	
1	77.73
35.46	
2	80
35.47	
Sec 7	
3	621.88
35.47	
4	80
35.48	
N. 89° 54' E	
1	77.71

M. E. O. N

MICROFILMED

FEB 07 1992

35-7705



L-11
5
NOT

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
3507705	04N	36E	7	NE SW		GROUNDWATER	JONES, DAVID

MICROFILMED

FEB 07 1992



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

A. Kenneth Dunn
Director

July 16, 1982

Donald &/or Frank Jones
Rt. #3, Box 373
Idaho Falls, ID 83401

RE: Permit No. 35-7705

Dear Sirs:

We acknowledge receipt of your statement 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.

— A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

X A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

COLLEEN WRAY
Adm. Secretary

MICROFILMED

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. 35-7705.

Name(s) of Permit Holder: David +/or Frank Jones

Post Office Address: Rt 3 Box 373

Idaho Falls, Idaho 83401 Tel. No. 529-3958

Source of Water: _____

Extent of Use:

☐ Domestic	_____	(number of households)
☐ Stockwater	_____	(number and type of stock)
☒ Irrigation	<u>320</u>	(acres)
☐ Other	_____	

Measuring Device:	Required?	☐ Yes ☒ No	Installed?	☐ Yes ☒ No
Access Point:	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.

24 May 82
Date

Frank Jones
Signature of Permit Holder

MICROFILMED

RECEIVED
MAY 24 1982

MAY 24 1982

Department of Water Resources
Eastern District Office

MICROFILMED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources
MAY 27 1982

PLACE
TEN CENT
STAMP
HERE

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

128536

JONES, DAVID & FRANK
RT. 1 BOX 117A
ROBERTS, ID 83444

MARCH 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7705 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED



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

March 4, 1982

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., P. E.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

NORTHERN REGION OFFICE
Route #5, Box 203, Government Way
Coeur d'Alene, Idaho 83814
Telephone 667-6484

EASTERN REGION OFFICE
150 Shoup Avenue
Idaho Falls, Idaho 83401
Telephone 525-7161

SOUTHERN REGION OFFICE
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301
Telephone 734-3578

WESTERN REGION OFFICE
92 South Cole Road
Boise, Idaho 83709
Telephone 334-2190

MICROFILMED

June 20, 1977

Re: Permit No. 35-7705

David &/or Frank Jones
Route #1, Box 117A
Roberts, ID 83444

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 35-7705. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to 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. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

RECEIVED

May 6, 1977

RE: Applications for Permit No. 25-7109 CRYSTAL
35-7705 JONES

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

RD

Enc legal's

Bill submitted

5-25-77 by aw

RECEIVED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

NOTICE IS HEREBY
GIVEN that David &/or
Frank Jones, Roberts, Idaho,
have on May 2, 1977 sub-
mitted Application No.
35-7705 for a permit to
appropriate 5.54 cubic feet
per second of water from a
ground-water source by
means of well and pump
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.
7, T. 4N, R. 36E, B.M.,
Jefferson County; to be used
from April 1 to November 1
for the irrigation of 320
acres within the S $\frac{1}{2}$, Sec. 7,
T. 4N, R. 36E, 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 31,
1977.

C. Stephen Allred
Director

Publish: May 12, and 19,
1977.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David &/or Frank Jones,

Roberts, Idaho,

have

~~has~~ on 5-02-77 submitted Application No. 35-7705

for a permit to appropriate 5.54 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from a ground-water source

by means of well and pump

within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, T. 4N, R. 36E, B.M., Jefferson County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 320 acres

within the S $\frac{1}{2}$, Sec. 7, T. 4N, R. 36E, 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 31, 1977.

C. STEPHEN ALLRED
~~XXXXXXXXXXXXXXXXXXXX~~

Director

Published in the Rigby Star, Rigby, Idaho

on May 12 and May 19, 1977

me-15

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. James

☒ 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) ARK 5/2/77

In form to receipt yes

(2) ARK 5/2/77

Send Copies to:

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

(3) ARK 5/2/77

☒ Request Special Use Permit from U.S.F.S.
☒ Request Easement from B.L.M.
☒ Request Information from Applicant
☒ Request Dam Safety Information

(4) ARK 5/2/77

In form for advertising yes

(5) ARK 5/3/77

Platted on Map No. 4N36E

(6) ARK 5/3/77

Located within Water District No. Basin 35

(7) ARK 5/3/77

Critical groundwater area: yes no X

(8) ARK 5/3/77

Groundwater levels:

Declining, X Stable, Increasing

(comment) 140001 (Jefferson)

(9) ARK 5/3/77 RNS

Other rights on the same place of use none

(10) ARK 5/3/77

Comments: none

(11) Qu 5-25-77

Affidavit of Publication received (date) May 25-77

(12) Qu 5-21-77

Final date for protests May 31, 1977

Protests received: yes no X

(13) RDC 5/31/77

All requested information received from agencies or applicant: yes no

(14) ll ll

Action recommended:

X Approve

Deny

5/2/77 Proposed Priority

Reason for Reduction

X Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E

By RDC

Date 5/2/77 copy

MICROFILMED