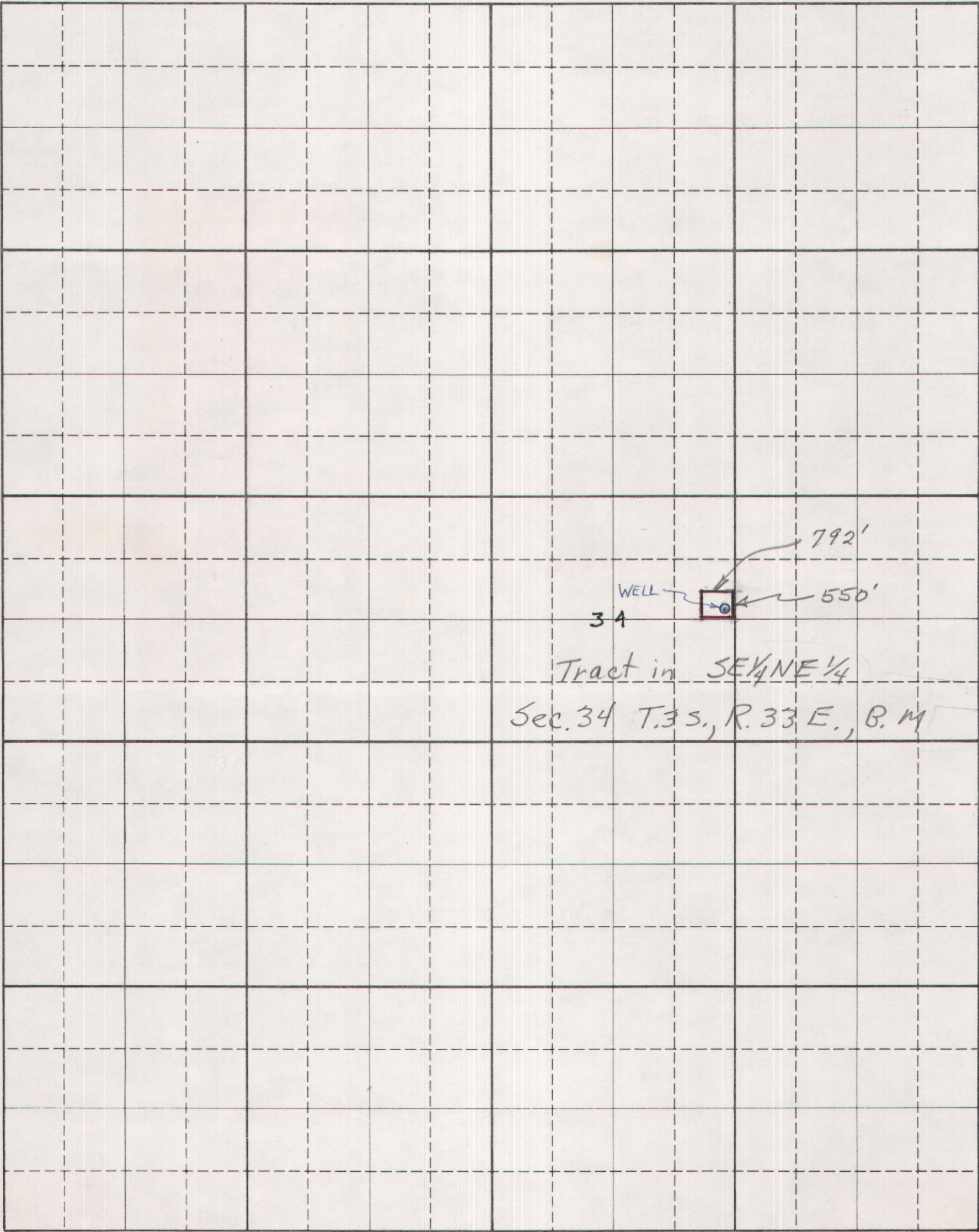


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



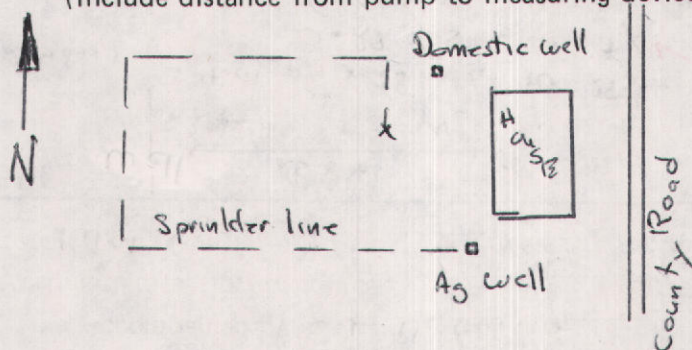
Scale: 2 inches equal 1 mile

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.

J. L. DeGiulio
(Applicant)

A hand-drawn map on a grid. The map includes a north arrow pointing towards the top-left. A line labeled "R 33E" runs horizontally across the middle. A line labeled "T 31S" runs vertically on the left. A point is marked with a square and labeled "Point of Div." and "Place of use". The number "34" is written near the intersection of the lines.

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



Point(s) of diversion: SE 1/4 NE 1/4 Section 34 T3S R33E

Place(s) of Use

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

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

☒ None
☐ Other

Alw. Jones

Keith Wilson

Ray Walker

Date 22 Nov 1983

Date 7-25-85

35-7678

T3 S R33E

27
34

E-499

27
35

E-312
295-E

Vpk

J.
8.6
I.
2.0

D.
4.2

F.
7.2

E.
7.4

C.
7.6

H.
5.8

G.
7.4

B.
5.1

A.
5.8

H.
38.1

Road

E-552

E-514

C.
42.0

B.
24.1

A.
29.0

D.
1.6
B.
1.8

D.
56.7

E.
48.6

E.
17.6

E-437
348-E

E-506
506-E

E-448

E-475

A.
34.2

A.
36.2

A.
34.7

MICROFILMED

NOT TO SCALE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7678 Priority March 7, 1977 Amount 0.18 cfs

THIS IS TO CERTIFY, that S. L. DeGiulio
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 35-7678 issued pursuant to Application for Permit dated March 7, 1977,
and has submitted proof to the Department of Water Resources on April 5, 1982,
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 0.22 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>0.12</u> cfs and	<u>21.0</u> acre feet
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.7</u> acre feet
Domestic (1 Unit)	from <u>January 1</u> to <u>December 31</u> (both dates inclusive)	at <u>0.04</u> cfs and	<u>1.2</u> acre feet

Subject, however, to the condition that no more than 0.18 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
22.9 acre feet per year, said waters to be diverted within the SE 1/4, Section 34,
Twp 3S, Rge 33E in the County of Bingham

Description and location of place of use:

Twp.	Range	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	
3S	33E	34				6													6

Total number of acres irrigated 6

MICROFILMED

MICROFILMED

CONDITIONS OF APPROVAL

a. 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.

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

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

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 the seal and signature of the Director, affixed at Boise, Idaho, this 18TH day of SEPTEMBER, 19 85.

Acting for the

Director

Norman C Young

136 ✓

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	35-7678	S. L. DeGuilio(should be DeGiulio*)	0.23 cfs
(*per review of signature on permit the correct spelling is "DeGiulio - kw 2/6/85)			
Full Assignment	35-7678	Evert H. Prescott	0.23 cfs
Full Assignment	35-7678	S. L. DeGiulio	0.23 cfs

MICROFILMED

RECEIVED
FEB 1 1985

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

Department of Water Resources

I, EVERT H. PRESCOTT, hereby assign to S. L. DeGIULIO
of 452 S. 900 W., Blackfoot, ID 83221
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 35-7678
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 30th day of January, 19 85.

Evert H. Prescott
Permit Holder

Frances Prescott
Spouse of Permit Holder

State of Idaho)
County of Bingham) SS.

On this 30th day of January, 19 85, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Jessie M. McAllister
Notary Public residing at Blackfoot, ID

My commission expires:
Lifetime

MICROFILMED

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

I, S. L. DeGIULIO, hereby assign to EVERT H. PRESCOTT
of Route 3, Box 171, Blackfoot, ID 83221
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 357678
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 5 day of December, 19 84.

S. L. DeGiulio
Permit Holder S. L. DeGIULIO

Mary S. L. DeGiulio
Spouse of Permit Holder MARY DeGIULIO.

State of Idaho)
County of Bingham) 88.

On this 5 day of December, 19 84, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Handa Rossi
Notary Public residing at
Boise, ID 83262

My commission expires:

Jan 1985

MICROFILMED

35 7678

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES **APPROVED**
APPLICATION FOR PERMIT

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

1. Name of applicant DeGiulio - per signature
S. L. DeGiulio fw 2/6/85 Phone: 684-4131
 post office address Rt. #1, Box 18, Pingree, Idaho
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 34 Township 3S
 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 0.16 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount 0.04 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount 0.03 for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated: *Changes made per telecon w/Mr. DeGiulio 3/07/77 CW
 a. 0.23 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. well, 5 Hp submersible pump & motor
(static water level is 30 ft.) buried main to house, portable main w/24
sprinkler leads for irrigation and two stockwater troughs
- 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 65 feet. (existing)
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 \$ 5,000.00.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 34 Township 3S
 Range 33E 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 50 to 75 head beef

 (4) Name of municipality to be served _____, or number of families to be
 supplied with domestic water 1
 (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:

TWP.	RANGE	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	
3S	33E	34				8													8

Total number of acres to be irrigated 8

c. Describe any other water rights used for the same purposes as described above. None

License # 35-2199 40 acres in the SE 1/4 NE 1/4 for .5 cfs.

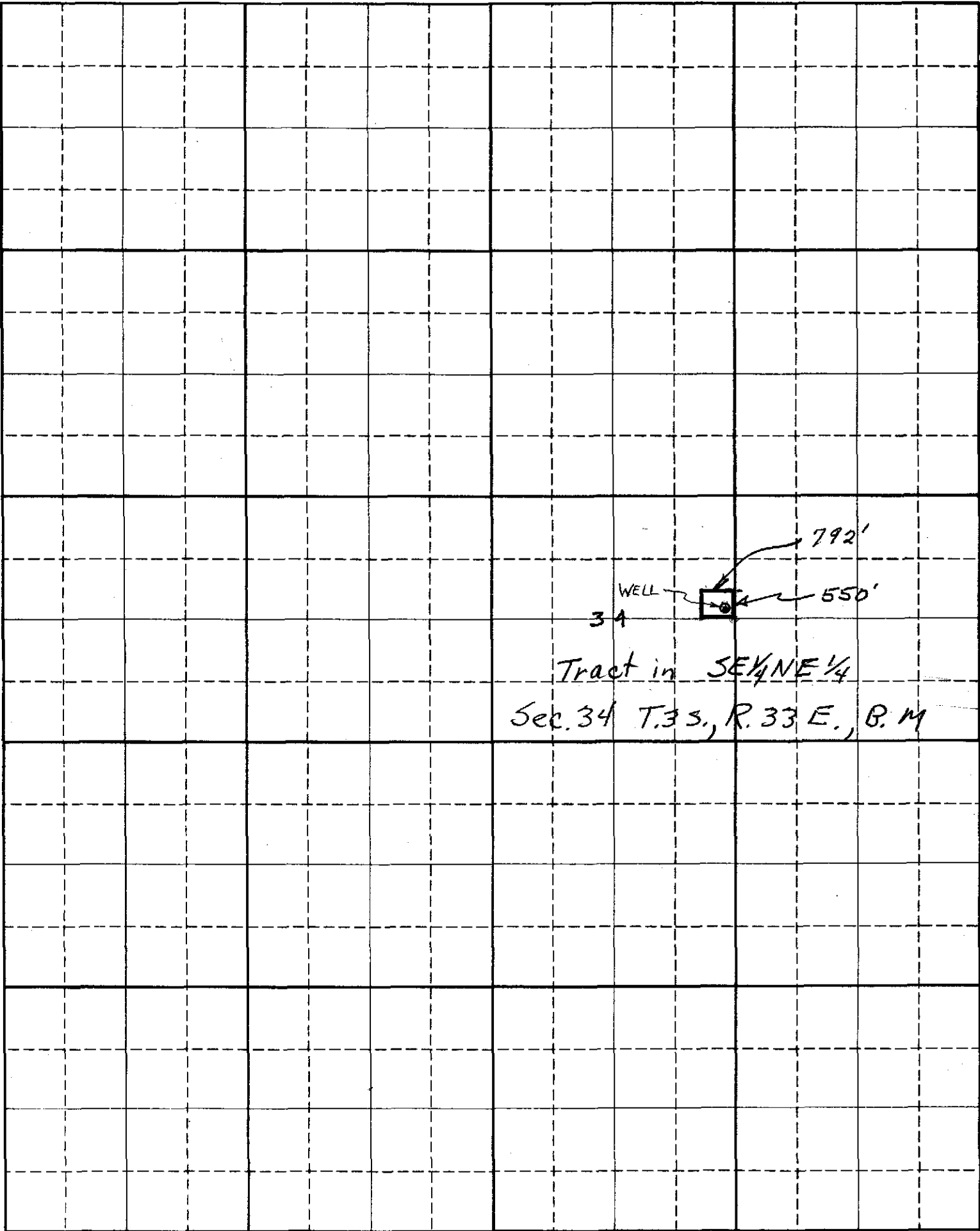
9. a. Who owns the property at the point of diversion Applicant

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

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.

J. L. DePaulis
(Applicant)

Proposed Priority 3/ 7/77

Received by CW Date 3-07-77 Time 10:25 A.

Preliminary check by EMC Fee \$ 25⁰⁰

Received by CW Date 3-07-77 # 6480 (See Letter)

Publication prepared by CW Date 3-10-77

Published in Blackfoot Times

Publication dates March 17 & 24, 1977

Publication approved me Date 3-25-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by AC jo

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. 35-7678, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

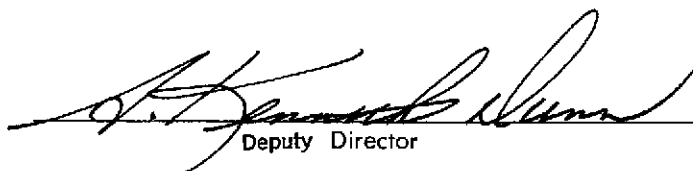
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 82.

c. Other: _____

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

Witness my hand this 6 day of May 19 77.


Deputy Director

MAR 25 1977

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss.

I, David Mark Brown do
solemnly

swear that I am the Publisher of
The Blackfoot News which is a daily newspaper of
general circulation published each day except Sunday
at Blackfoot, Bingham County, Idaho, said newspaper
having been so published at Blackfoot, aforesaid for
more than one year past; that said newspaper
heretofore complied with all the provisions of Chapter
154 of the Sessions Laws of Idaho of 1933, approved
March 11, 1933, and duly designated, pursuant to law, a
particular day of the week as the day on which legal
notices required by law or by the order of any Court of
competent jurisdiction within the State of Idaho shall
be published to-wit: Thursday of each week; that the
notice attached hereto and which is a part of this af-
fidavit and part of the proof of publication was,
published In said Thursday

..... issue of said newspaper ..2.... consecutive

Wks the first publication having been made on

the 17th day of March, 19 77...

and the last publication having been made on the

24th day of March, 19 77...; 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 24th

day of March, 19 77...

Patricia A. Johnson
Notary Public for the State of Idaho,

Residing at Blackfoot, Idaho

My commission expires

Oct. 20, ~~1976~~ 1980

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that S.
L. DeGullio, Pingree, Idaho,
has on 3-07-77 submitted
Application No. 35-7678 for a
permit to appropriate 0.23 cubic
feet per second of water from a
ground-water source by means
of well and pump within the
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, T. 3S, R.
33E, B.M., Bingham County; to
be used from Jan. 1 to Dec. 31
for domestic purposes for one
family and stockwatering
purposes for 50 to 75 head beef,
and from Apr. 1 to Nov. 1 for the
irrigation of 8 acres, all uses
within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34,
T. 3S, 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 April 4, 1977.

R. KEITH HIGGINSON
Director

(5009)
Pub.: 3-17, 24



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

September 20, 1985

RE: Permit No. 35-7678

S. L. DeGiulio
452 S. 900 W.
Blackfoot, ID 83221

Dear Mr. DeGiulio:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

MICROFILMED

July 29, 1985

RE: Permit No. 35-7678

S. L. DeGiulio
452 S. 900 W.
Blackfoot, ID 83221

Dear Permit Holder(s):

A representative of this Department made an examination of the works covered by your Permit No. 35-7678 and has found the following:

Amount of water that can be recognized as beneficially used
under Idaho law: 0.18 cfs Source: groundwater

The maximum quantity diverted shall not exceed 22.9 acre feet
per year.

Point(s) of diversion: SENE, Sec. 34, Twp 3S, Rge 33E

Beneficial Use: Domestic use for 1 unit, stockwater &
irrigation of 6 acres within SENE, Sec. 34, Twp 3S, Rge 33E

Priority date established: March 7, 1977

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

JJ:sc

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

35-7678

Permit No. _____

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 6-20-1982 Accompanied by S. L. De Guilio Total Q measured 0.22 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement Pitot Gauge Meets Permit requirements? _____

Measurement calculations:

U2 Bacrus X 3.5 f/a
= 21 afa ✓

$$V = 0.12 \text{ cfs} \times 1.9835 \times 214 \text{ days}$$

$$= 50.9 \checkmark$$

x $\xrightarrow{25 \text{ birds}}$ y
30 psi Au $\quad$ 5/32 N

$$4.01 \text{ spm} \times 25 \text{ birds} = 100.25 \text{ spm}$$

0.22 efs capacity

6 qers $\omega = 0.02 \text{ fs} = \underline{0.12 \text{ fs}}$ ✓

[illegible]

System Description Well pump with lines to stock trough and sprinkler line. Separate house well about 60' north of irrigation well with line to home. Less than 50 head of stock watered.

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

RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 ✓ 214 days AFA/Acre

USE

USE

- Domestic ✓ (1 unit)
- Stock ✓
- Irrigation ✓

Q (cfs)

0.04 cfs ✓

0.02 cfs ✓

0.12 cfs ✓

V (afa)

1.2 ✓

ALLOW
9.4 - 0.5

• 0 ✓

FROM

1-2

7-12

4-1

TO

12-2

12-5

61-1

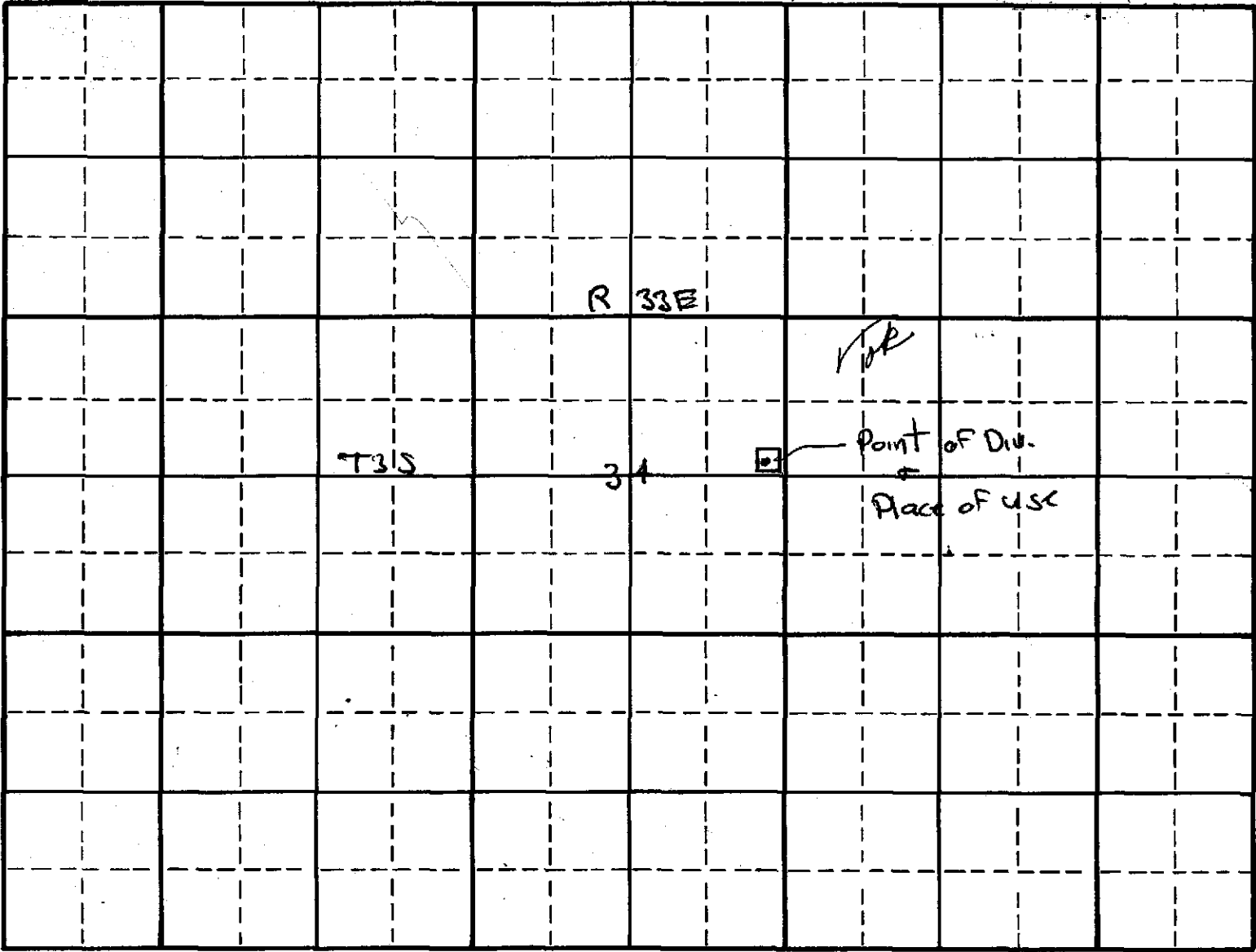
Total

0.18 cfs

22.9 AFA
~~22.6~~

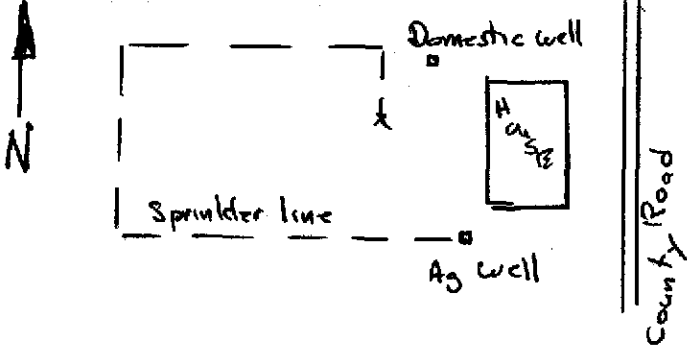
Remarks Conditioned that the rate of diversion shall not exceed 0.02 cfs/acre when this license is used in conjunction with #35-2199 ✓

MICROFILMED



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: SE 1/4 NE 1/4 Section 34 T31S R33E

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3S	33E	34				6													6

Recommended Amendments:

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

Examiner's Signature W. Jones

Checked by Keith Wilson

Approved by Ray Walker

Date 3-21-83

Date 22 Nov 1983

Date 7-25-85

PERMIT NO. 35-7678 S. L. De Guilio
(Name)
EXAMINATION: DATE: 6-20-82 Accompanied by: S. L. De Guilio

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
Berkley	5	Berkley		

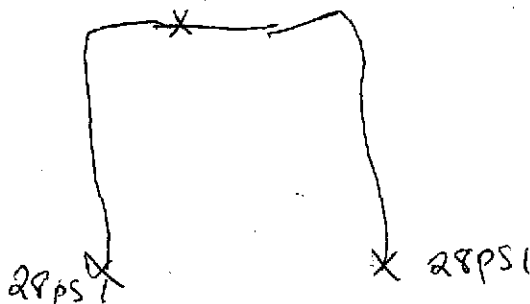
Measuring Device Type: Pitot Gauge
Meter # _____ Annubar# _____ Size # _____

Remarks: _____

Measurement calculations:

32psi

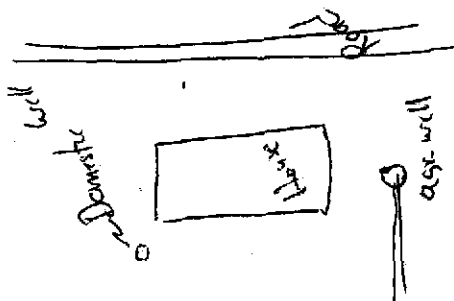
25 birds
5/32 N



Stack OK
Domestic OK

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter _____ Length _____



~~AT~~ MICROFILMED

35-7678

T3 S R33E

E-499

Vsk

8.6

I

8.0

8

7.4

D

4.2

C

7.6

E

7.4

F

7.2

3

5.1

E-552

C

42.0

B

24.1

B

29.0

D

56.7

E-491

Overlap Review for Rt. 35-7678

per micro-fiche 7/25/85:

p/d - none

plu - 35-2199 gw

35-2199-gw, Lic., different p/d,
plu overlap - see copy
attached. Recommend R30
to condition license.

kw

MICROFILMED

State of Idaho
License and Certificate of Water Right

Water License No. 22073

Amount 1.0 second foot

Water District No. _____

Priority May 7, 1951

THIS IS TO CERTIFY that S. L. DeGIULIO
of Pingree, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 7, 19 51; that Permit No. 22073
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second foot, was issued thereunder on June 4, 19 56, showing that said works
were completed on the 12th day of May, 19 56; and that on the 12th
day of May, 19 56,

S. L. DeGIULIO

of Pingree, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
and its outcrop (subterranean flow), for the purpose of irrigation
, under Use Permit No. 22073 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5794, on the 10th day of September, 19 56;

The right hereby confirmed dates from May 7, 19 51;

The Point of Diversion is located

in the NE 1/4 NE 1/4, Sec. 34, Tp. 3 S, R. 33 E, B. M. Bingham County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 S.	33 E.	34	NE 1/4 NE 1/4	25	38
			SE 1/4 NE 1/4	25	40
			Total Number of Acres Actually Irrigated - - 78		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
10th day of September, 19 56.

MARK R. KULP

State Reclamation Engineer.

(BEAL)

Permit No. 35-7678

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? ✓
2. Notary? ✓
3. a. Full Assign? ✓
b/ Partial Assign?
4. "No assignment" condition on permit? *NO*
5. Commencement of works received? *proof & exam in file*
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of Residency required? *NO*

1. Type Permit Summary Sheet ✓
2. Coding Sheet ✓
3. Acknowledgement letter type *#1 AXE*
4. Copy to region ✓

(*\$1.94*) w/cc to:
Tessia M. McAllister
P.O. Box 415
Blackfoot, 83221
American Land Title Co.

Date: 2-6-85

Employee: K. Walker

MICROFILMED

February 27, 1985

RE: Permit No. 35-7678

S. L. DeGiulio
452 S. 900 W.
Blackfoot, ID 83221

Dear Mr. DeGiulio:

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

In reviewing the permit, we find that the requirement for submitting proof of construction of works and application of water to beneficial use has been met, and the field examination completed. The next step will be for our office to review the field examination and prepare a water right license.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc
Enclosures

cc: Tessia M. McAllister

ANALYZED

AMERICAN LAND TITLE COMPANY

167 WEST BRIDGE
P.O. BOX 415
(208) 785-4573
BLACKFOOT, IDAHO 83221

January 31, 1985

RECEIVED
FEB 1 1985

State of Idaho
Department of Water Resources
Statehouse
Boise, ID 83221

Department of Water Resources

Order #3-9292
RE: permit No. 35-7678

Dear Ms. Walker:

In reviewing the documents sent to Mr. Evert H. Prescott pertaining to the above-referenced permit, Mr. Prescott has decided the permit number belongs to the culinary well belonging to S. L. DeGiulio, and should not have been assigned to Mr. Prescott in the first place.

Mr. Prescott has asked us to help him, therefore, we have had another assignment signed by the Prescotts, assigning the well back to the DeGiulios. I am sorry for the inconvenience this has more than likely caused you, but we had called the Water Resources office in Idaho Falls, and they had given us this permit number and assured us it was the one we needed.

If you will do whatever is necessary to put the well, permit No. 35-7678, back in S. L. DeGiulio's name, perhaps we can close this file. Mr. Prescott seems to feel he has the information he needs on the irrigation well, as he has been in touch with your office regarding it.

Thank you for your much needed assistance on this.

Sincerely,

AMERICAN LAND TITLE COMPANY, INC.



TESSIA M. McALLISTER
Assistant Manager

TMM:tm
Enc.

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

January 24, 1985

RE: Permit No. 35-7678

Evert H. Prescott
Rt. 3, Box 171
Blackfoot, ID 83221

Dear Mr. Prescott:

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

In reviewing the permit, we find that the requirement for submitting proof of construction of works and application of water to beneficial use has been met, and the field examination completed. The next step will be for our office to review the field examination and prepare a water right license.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc
Enclosures

cc: Tessia McAllister

ANCR OFILMED

Permit No. 35-7678

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? ✓
2. Notary? ✓
3. a. Pull Assign?
b/ Partial Assign?
4. "No assignment" condition on permit? *NO*
5. Commencement of works received? *proof & exam in file*
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of Residency required? *NO*

1. Type Permit Summary Sheet ✓
2. Coding Sheet ✓
3. Acknowledgement letter type *#/axe w/cc: to Jessica McAllister*
(see file for address).
4. Copy to region ✓

Date: 12-19-84

Employee: R. Walker

MICROFILMED

AMERICAN LAND TITLE COMPANY

167 WEST BRIDGE
P.O. BOX 415
(208) 785-4573
BLACKFOOT, IDAHO 83221

December 10, 1984

State of Idaho
Dept. of Water Resources
State Office
450 W. State Street
Boise, Idaho 83720

RECEIVED

DEC 17 1984

Department of Water Resources

Attention: Kay Walker

RE: Water Permit No. 35-7678

Dear Ms. Walker:

I am enclosing an Assignment of Permit, signed by S. L. DeGiulio, as per your letter of 9/19/84.

If you need anything further, please let me know. Thank you for your assistance in this matter.

Sincerely,

AMERICAN LAND TITLE COMPANY, INC.



TESSIA M. McALLISTER
Assistant Manager

TMM:tm
enc.

AMERICAN LAND TITLE COMPANY

September 19, 1984

RE: Water Right Permit No. 35-7678

Tessia M. McAllister
Assistant Manager
American Land Title Co.
Box 415
Blackfoot, ID 83221

Dear Mrs. McAllister:

We are in receipt of your letter of September 13, 1984 and the two assignment of permit forms that you submitted in regard to the above referenced permit. However, in reviewing the permit and the assignment forms, we find that we cannot accept them. Therefore, you will find the two forms enclosed.

Permit No. 35-7678 is in the name of S. L. DeGullio, not Billy DeGiulio. In Idaho, a water right permit is considered personal property and can only be changed by the permit holder. In this case, Mr. S. L. DeGullio is the only person who can assign this right.

If you have any questions or if we can be of assistance to you in this matter, please feel free to contact our office.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc

Enclosures

AMERICAN LAND TITLE COMPANY

167 WEST BRIDGE
P.O. BOX 415
(208) 785-4573
BLACKFOOT, IDAHO 83221

September 13, 1984

RECEIVED
SEP 18 1984

Department of Water Resources
Eastern District Office
150 Shoup - Suite 15
Idaho Falls, Idaho 83402

Department of Water Resources

Our order #3-9292

ATTENTION: Harold

We have finally received the assignments necessary to put the well permit which is now in Billy DeGiulio's name into Evert Prescott's name. Your permit number is #357678 at this time. I hope this is what you need.

If you have any questions, or anything else is needed, please contact me.
Thank you for your assistance.

Sincerely,

AMERICAN LAND TITLE COMPANY, INC.

Tessia

TESSIA M. McALLISTER
Assistant Manager

TMM:tm

enc: 2

RECEIVED

SEP 14 1984

Department of Water Resources
Eastern District Office

MICROFILMED

3/79

IDENT. NO. 35-7678

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

[illegible]



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

May 21, 1982

RE: Permit No. 35-7678

S. L. De Guilio
Rt. #1, Box 18
Pingree, ID 83262

Dear Mr. DeGuilio:

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,

COLLEEN WRAY
Adm. Secretary

cc: IDWR - State Office

1515 LINCOLN ROAD
IDAHO FALLS, IDAHO 83401
(208) 523-7186

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as ☒ statement that the permit holder(s) has completed development to the extent shown below of Permit No. 35-7678.

Name(s) of Permit Holder: S. L. De Guilio

Post Office Address: Rt 1 Box 18

Pingree, Idaho Tel. No. 684-4101

Source of Well

Extent of Use: ☒ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 8 (acres)
☐ Other

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

3-20-82 S. L. De Guilio

PLACE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

APR 5 1982

RECEIVED

MICROFILMED
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

#138285

GUILIO, S. L.
RT. 1 BOX 18
PINGREE, ID 83262

FEBRUARY 28, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7678 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 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

May 10, 1977

Re: Permit No. 35-7678

S. L. DeGuilio
Route #1, Box 18
Pingree, ID 83262

Dear Mr. DeGuilio:

Enclosed is a copy of your approved Application for Permit No. ³⁵⁻⁷⁶⁷⁸. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

RECEIVED

March 11, 1977

RE: Application for Permit No. 27-7077 FREEMAN
No. 27-7078 "
No. 35-7678 DeGUILIO
Claim to a Water Right No. 35-4056 HALE

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 3-25-77 by CW

RDC:CW

Enc: Legal Notice (4)

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that S. L. DeGuilio, Pingree, Idaho, has on 3-07-77 submitted Application No. 35-7678 for a permit to appropriate 0.23 cubic feet per second of water from a ground-water source by means of well and pump within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, T. 3S, R. 33E, B.M., Bingham County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stockwatering purposes for 50 to 75 head beef, and from Apr. 1 to Nov. 1 for the irrigation of 8 acres, all uses within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, T. 3S, 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 April 4, 1977.

R. KEITH HIGGINSON
Director

(5009)

Pub.: 3-17, 24

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that S. L. DeGulfo,
Pingree, Idaho

has on 3-07-77 submitted Application No. 35-7678
for a permit to appropriate 0.23 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXXXXXX~~
of water from a ground-water source
by means of well and pump
within the SE 1/4, Sec. 34, T. 3S, R. 33E, B.M., Bingham County;

to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and
~~XXXX~~ stockwatering purposes for 50 to 75 head beef, and from Apr. 1 to Nov. 1
for the irrigation of 8 acres, all uses within the

~~XXXXXXXXXXXXXXXX~~ SE 1/4, Sec. 34, T. 3S, 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 April 4, 1977

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on March 17 and March 24, 1977

*me. G.
me. B.
me. G.*

March 8, 1977

RE: Application for Permit No. 35-7678

Mr. S. L. DeGuilio
Rt. #1, Box 18
Pingree, Idaho 83262

Dear Mr. DeGuilio:

Pursuant to our telephone conversation concerning the above referenced application, please find enclosed your check No. 92-63 in the amount of \$35.00 and a new receipt No. 6420 in the amount of \$25.00. We have taken the liberty of reducing your application reflecting the 0.16 for irrigation instead of the 1.60 c.f.s.

We are sorry for any inconvenience this may have caused you and wish to express our appreciation for your immediate attention to this matter.

Very truly yours,

COLLEEN WRAY
Secretary

Enclosure: Check No. 92-63 (\$35.00)
Receipt No. 6420

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

- ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use *Reduced to 16*
☒ Description of Diverting Works *144*
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee - *should be \$25* *OK*

(1) Lst 3-7-77

In form to receipt *yes*

(2) " "

Send Copies to:

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

(3) " "

NA

NA

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

(4) " "

In form for advertising *YES*

(5) " "

Platted on Map No. 2-88

(6) " "

Located within Water District No. NA

(7) " "

Critical groundwater area: yes no ☒

(8) " "

Groundwater levels:

Declining, ☒ Stable, Increasing

(comment) Obs well 3533E 1486A1

(9) " "

Other rights on the same place of use No G.W. Rights

(10) " "

Comments: 35-2199 (well) when combined with this app. is under 1" per acre

(11) aw 3-25-77

Affidavit of Publication received (date) Mar 25-1977

(12) aw 4-04-77

Final date for protests April 4, 1977

Protests received: yes no ☒

(13) RDC 4/4/77

All requested information received from agencies or applicant: yes no

(14) " "

Action recommended:

☒ Approve

Deny

3/7/77 Proposed Priority

Reason for Reduction

☒ Measuring device required

See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District E

By RDC

Date 4/4/77

Copy Sent

MICROFILMED