

# Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER }

S.S.

RECEIVED  
JAN 6 1976

Department of Water Resources  
Eastern District Office

.....Phyllis Ringe..... being first duly sworn

on oath, states:

That she is the principal clerk of the printer of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said County; that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publica-

tion being the 25th day of Dec., 1975

the date of last publication being the

1st day of Jan., 1976

(Signed) Phyllis Ringe

Subscribed and sworn to before me this

5 day of Jan, 1976

Robert J. Hume  
Notary Public, residing at American Falls, Idaho.

My Commission expires the

(SEAL)

..... day of ....., 19 .....

Notary Public

Residing at Am. Falls, Idaho

My Commission Expires

July 15, 1977

## Legal Notice

Published in the Power County Press, December 25, 1975 and Jan. 1, 1976.

### NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Whitnah Ranches, Inc., American Falls, Idaho has on 12-19-75 submitted application No. 35-7568 for a permit to appropriate 5.50 cubic feet per second of water from ground-water sources by means of well and pumps within the NE $\frac{1}{4}$ -NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 9, T. 8S, R. 29E, B.M., Power County; to be used from Apr. 1 to Nov. 1 for the irrigation of 320 acres within the N $\frac{1}{2}$ , Sec. 9, T. 8S, R. 29E, 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 January 12, 1976.

R. KEITH HIGGINSON  
Director

R29E

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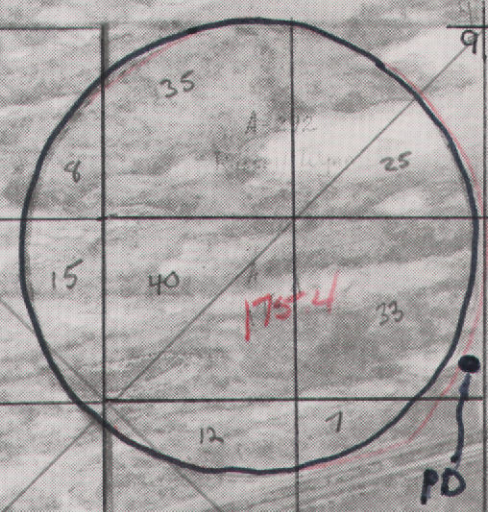
Alvin Schroeder

T8S

Star

Whitish patches  
Tob

R29E ✓



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MICROFILMED

G-10

NOT TO SCALE

**State of Idaho**  
**Department of Water Resources**

**WATER RIGHT LICENSE**

License of Water Right No. 35-7568 Priority December 19, 1975 Amount 2.11 cfs

THIS IS TO CERTIFY, that Whitnah Ranchs Inc.  
of American Falls, Idaho, has complied with the terms and conditions of Permit  
No. 35-7568 issued pursuant to Application for Permit dated December 19, 1975,  
and has submitted proof to the Department of Water Resources on November 6, 1981,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 2.11 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use    | Period of Use                            | Rate of Diversion      | Annual Volume          |
|-------------------|------------------------------------------|------------------------|------------------------|
| <u>Irrigation</u> | from <u>April 1</u> to <u>November 1</u> | at <u>2.11</u> cfs and | <u>612.5</u> acre feet |
| _____             | from _____ to _____                      | at _____ cfs and       | _____                  |
| _____             | from _____ to _____                      | at _____ cfs and       | _____                  |

(both dates inclusive)

Subject, however, to the condition that no more than 2.11 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  
612.5 acre feet per year, said waters to be diverted within the SE 1/4 NE 1/4 Section 9,  
Twp 8S, Rge 29E in the County of Power

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 |        |
| 8S   | 29E   | 9    | 25     | 35     | 40     | 33     | 8      |        |        | 15     |        |        |        |        | 7      | 12     |        |        | 175    |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
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|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres irrigated 175

**RECORDED**

**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.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29<sup>TH</sup> day of OCTOBER, 19 85.

  
Director

STATE OF IDAHO

*Licensing*

RECEIVED

APPLICATION FOR AMENDMENT OF A PERMIT<sup>1985</sup>

To change the point of diversion and/or the place of Department of Water Resources

APPROVED

Comes now Whitnah Ranchs Inc. Phone \_\_\_\_\_

of (address) Rt. 1, Box 17 American Falls, ID 83211, 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. 35-7568, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE 1/4 NE 1/4, Section 9, Township 8S, Range 29E, B.M.,  
County of Power. Other points of diversion: \_\_\_\_\_

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

No change

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

| 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 |        |
| 8S  | 29E | 9   | 25     | 35     | 40     | 33     | 8      |        |        | 15     |        |        |        |        | 7      | 12     |        |        | 175    |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
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|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated = 175

4. a. Who owns the property at the point of diversion? \_\_\_\_\_

b. Who owns the land to be irrigated or the place of use? \_\_\_\_\_

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: \_\_\_\_\_

MICROFILMED

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

*Not Necessary*

**MICROFILMED**

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Scale: 2 inches equal 1 mile.

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

Signed at am Falls Ida, this 30 day of Sept., 19 85.

Whitcomb Ranches Inc  
Roy Roger F Whitcomb  
(Signature) vic

**FOR DEPARTMENT USE ONLY**

Preliminary check by kw Fee = \$20.00 ✓

Received by sp Date 10-2-85 # 37187

Publication prepared by N/A Date \_\_\_\_\_

Published in \_\_\_\_\_

Publication dates \_\_\_\_\_

**ACTION OF THE DEPARTMENT OF WATER RESOURCES**

I, A. KENNETH DUNN, of the Department of Water Resources hereby

Approve the above Application for Amendment for Permit No. 35-7568.

Witness my hand this 29<sup>TH</sup> day of OCTOBER, 19 85.

Acting for the Director

Norman C. Young

ms

RECEIVED

DEC 18 1980 Identification No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

REQUEST FOR EXTENSION OF TIME

NOV 28 1980

To provide additional time in which to submit  
proof of beneficial use on a water right permit Department of Water Resources

Whitnah Rancho Inc of RR#1 BOX 17 am Falls Ida 83211  
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder\*, of Permit to Appropriate the Public  
Waters of the State of Idaho No. 35-7568.

That under the terms and conditions of said permit, work thereunder was required to be completed on or  
before Jan. 1, 19 80.

That he has heretofore performed the following work described under said permit: \_\_\_\_\_

We have built power line to drill site at  
a cost of \$8000.00 + built fence on two sides at  
cost of \$1500.00 for total of \$9500.00

Costing \$ 9500.00

That he is unable to complete the remainder of the work within the required time for the following  
reasons, to-wit: The reason we haven't drilled yet is because the price  
of wheat + potatoes wasn't high enough to justify putting it under  
water. But now we are planning to start to drill after the first  
of the year. If you give us the extension. Thank You.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of  
obligations under said permit to Jan 1, 19 82.

Whitnah Rancho Inc.  
By Roger L Whitnah Vice Pres.  
(Signature)\*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time  
within which to submit the statement of beneficial use is extended to January 1, 1982.

MICROFILMED

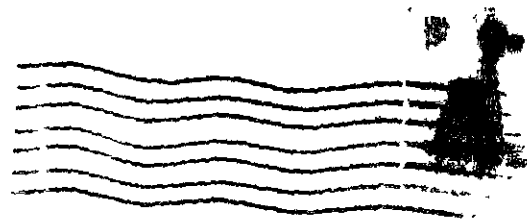
Signed this 23<sup>rd</sup> day of December, 19 80.

J. Glen Sayton  
Chief, Operations Bureau

\* IF OTHER THAN HOLDER, Power of Attorney must be supplied.

\$15 fee received by AK Date 11-28-80 Receipt # 17442

Roger J Whitnah  
Rt #1 Box 17  
Am Falls, Ida 83211



State of Idaho  
Department of Water Resources  
Statehouse  
Boise, Idaho 83720

**MICROFILMED**

*yellow copy*

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING )  
35-7567 )  
DEVICE REQUIREMENT FOR PERMIT NO.s 35-7568 )  
35-7569 )

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 18<sup>th</sup> day of August, 1978.

  
C. STEPHEN ALLRED  
Director

RECEIVED

Identification No. 35 7568

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 Whitnah Ranchs Inc. Phone. 226-2760  
post office address Route 1 Box 17 American Falls, Idaho 83211
- 2 Source of water supply Well which is a tributary of Ground Water
- 3 a Location of point of diversion is NE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 9 Township 8S  
Range 29E B.M. Power County; additional points of diversion if any. NE  $\frac{1}{4}$   
of NW  $\frac{1}{4}$  of Section 9 Township 8S Range 29E
- 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 5.5 for irrigation purpose from 4-1 to 11-1 (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 5.5 cubic feet per second and/or  
b \_\_\_\_\_ acre feet per annum
- 6 Proposed diverting works.  
a Description of ditches, flumes, pumps, headgates, etc Pump, Main Lines, Circulars  
& Wheel Lines.
- 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 16 inches, proposed depth of well is 350 feet.
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use  
is 5 years  
b Estimated construction cost is \$75,000.00
- 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 \_\_\_\_\_  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water \_\_\_\_\_  
(5) If water is to be used for other purposes describe \_\_\_\_\_

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

[illegible]

Total number of acres to be irrigated 320 Acres

c. Describe any other water rights used for the same purposes as described above. \_\_\_\_\_

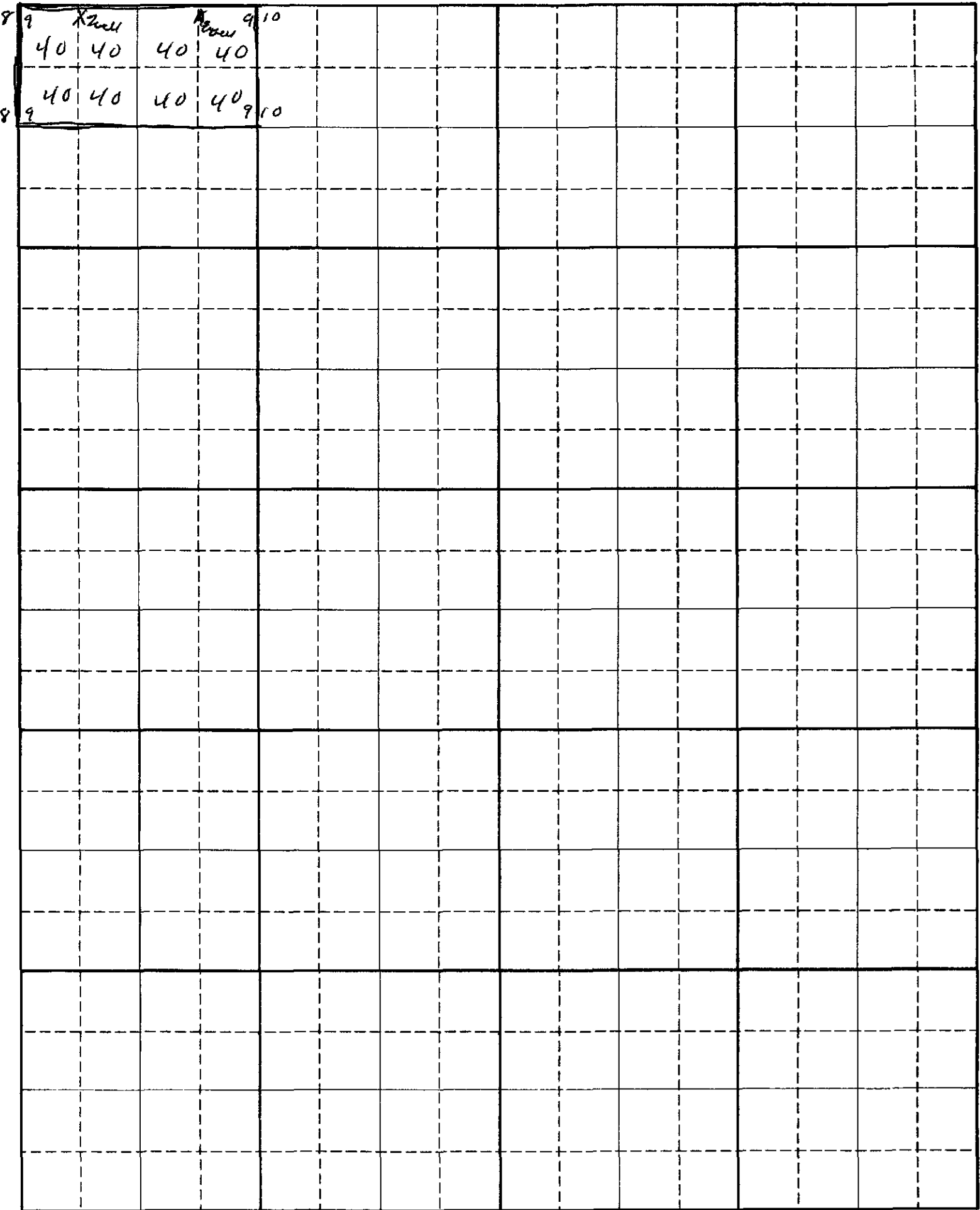
9 a. Who owns the property at the point of diversion Applicant

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.

Whitcomb Ranches Inc.  
(Applicant)  
By Roger J. Whitcomb Vice President

Proposed Priority 12-19-1975

Received by me Date 12-19-75 Time 11:40 a.  
Preliminary check by UR Fee \$75.00  
Receipted by me Date 12-19-75 # 15539  
Publication prepared by me Date 12-19-75  
Published in The Power County Press  
Publication dates 12-26-75 + 1-2-76  
Publication approved \_\_\_\_\_ Date \_\_\_\_\_  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by \_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by W BDF

#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

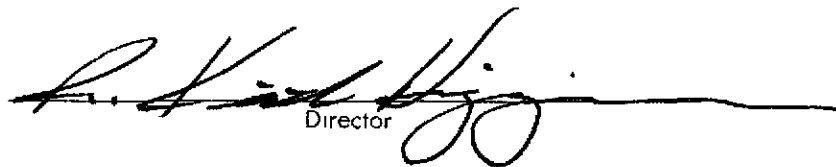
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No 35-7568, and said application is hereby APPROVED.

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 January 1, 1981.
- 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 22 day of January 19 76.

  
Director

# Affidavit of Publication

STATE OF IDAHO }  
COUNTY OF POWER } S.S.

.....Phyllis Ringe..... being first duly sworn  
on oath, states:

That she is the principal clerk of the printer  
of the Power County Press, a newspaper of general circulation  
in Power County, Idaho, published weekly at American Falls  
in said County; that said newspaper has been published in said  
County uninterruptedly and continuously for over seventy-  
eight consecutive weeks, prior to the first publication of the  
annexed notice or advertisement:

That the annexed notice or advertisement was published as  
per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for 2  
successive weekly issues thereof, the date of the first publica-  
tion being the 25th day of Dec., 1975  
the date of last publication being the

1st day of Jan., 1976.

(Signed) Phyllis Ringe

Subscribed and sworn to before me this

5 day of Jan, 1976.

Robert J. Cumy  
Notary Public, residing at American Falls,  
Idaho.

My Commission expires the

(SEAL) ..... day of ....., 19 .....

Notary Public  
Residing at Am. Falls, Idaho  
My Commission Expires  
July 7, 1977

Published in the Power  
County Press, December 25,  
1975 and Jan. 1, 1976.

## NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that  
Whitnah Ranches, Inc.,  
American Falls, Idaho has on  
12-19-75 submitted application  
No. 35-7568 for a permit to  
appropriate 5.50 cubic feet per  
second of water from ground-  
water sources by means of well  
and pumps within the NE¼-  
NE¼, NE¼NW¼, Sec. 9, T.  
8S, R. 29E, B.M., Power  
County; to be used from Apr. 1  
to Nov. 1 for the irrigation of  
320 acres within the N¼, Sec.  
9, T. 8S, R. 29E, 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 Depart-  
ment of Water Resources,  
1515 Lincoln Road, Idaho  
Falls, Idaho, 83401 on or  
before January 12, 1976.

November 4, 1985

RE: Permit No. 35-7568

Whitnah Ranchs Inc.  
Rt. 1, Box 17  
American Falls, ID 83211

Gentlemen:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 37187 in the amount of \$20.00.

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

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc  
Enclosures

**MICROFILMED**

September 18, 1985

RE: Permit No. 35-7568

Whitnah Ranchs Inc.  
Rt. 1, Box 17  
American Falls, ID 83211

Dear Permit Holder(s):

A representative of this Department made an examination of the works covered by your Permit No. 35-7568 and has found the following:

Amount of water that can be recognized as beneficially used  
under Idaho law: 2.11 cfs      Source: groundwater

The maximum quantity diverted shall not exceed 612.5 acre feet  
per year.

Point(s) of diversion: SENE, Sec. 9, Twp 8S, Rge 29E

Beneficial Use: Irrigation of 175 acres within NE1/4,  
E1/2NW1/4, N1/2SE1/4, Sec. 9, Twp 8S, Rge 29E

Priority date established: December 19, 1975

Conditions (if any): A measuring device of a type approved by  
this Department shall be maintained as a part of the diverting  
works.

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc  
Enclosure

**MICROFILMED**

State of Idaho  
DEPARTMENT OF WATER RESOURCES  
FIELD REPORT

RECEIVED  
NOV 18 1984

Department of Water Resources  
35-7528  
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 8-3-82 Accompanied by NA Total Q measured 2.11 cfs ✓

If source is surface water, estimate total flow of source \_\_\_\_\_

Methods of measurement Eagle Eye Meter # 091461 Meets Permit requirements? \_\_\_\_\_

Measurement calculations:  
 $V = 175 \text{ ac} \times 3.5 \text{ af/a} = 612.5 \text{ af}$  ✓  
 $V = 2.11 \text{ cfs} \times 1.485 \times 2148 = 895.6$  ✓  
 $0.967 \times 7.7 \text{ mfu} = 7.45 \text{ af reading}$   
 $(9.5 \text{ ID})^2 \times 3.85 \times \sqrt{7.45} = 948.39 \text{ gpm or } 2.11 \text{ cfs}$  ✓  
175 ac x 0.02 = 3.5 af needed

| WELL/DIVERSION* NO. | HP  | MOTOR MAKE | MOTOR SERIAL NO. | PUMP MAKE | PUMP SERIAL NO. | MEASURING DEVICE TYPE | CONDITION OF MEAS. DEV. | Allow capacity REMARKS |
|---------------------|-----|------------|------------------|-----------|-----------------|-----------------------|-------------------------|------------------------|
|                     | 150 | GE         | CTJ325117        | Johnston  | N.A.            | Ammon 7.9" # 191138   |                         |                        |

System Description well/pump thru mainline to center pivot

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

214 days

RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 ✓ AFA/Acre

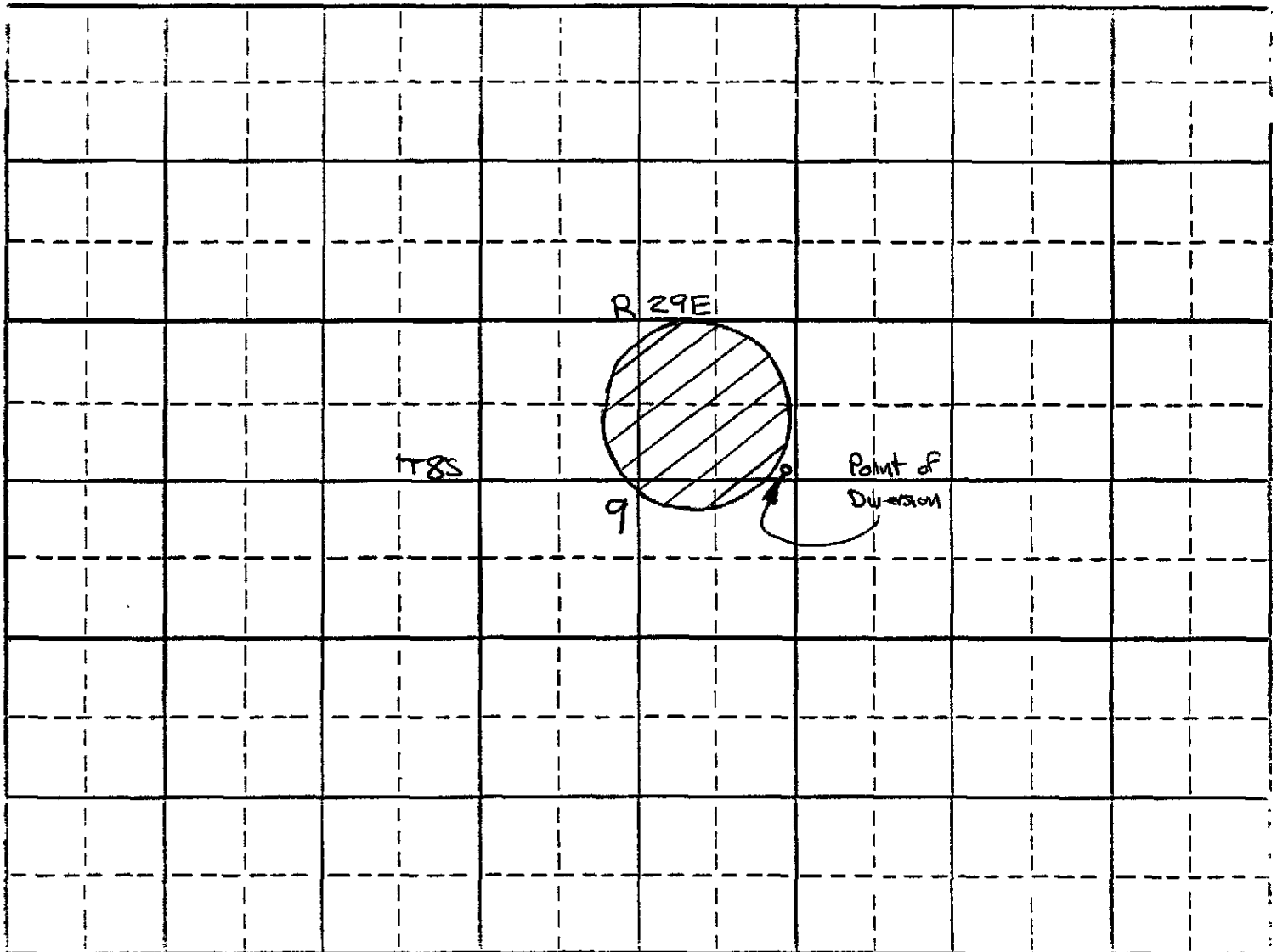
| USE                 | Q (cfs)     | V (afa)        | FROM         | TO            |
|---------------------|-------------|----------------|--------------|---------------|
| <u>Irrigation</u> ✓ | <u>2.11</u> | <u>612.5</u> ✓ | <u>4-1</u> ✓ | <u>11-1</u> ✓ |
|                     |             |                |              |               |
|                     |             |                |              |               |
|                     |             |                |              |               |
|                     |             |                |              |               |
|                     |             |                |              |               |
|                     |             |                |              |               |

Total 2.11 cfs 612.5 AF

Remarks No overlapping rights ✓ OK - per overlap review on VAX 9-17-85.

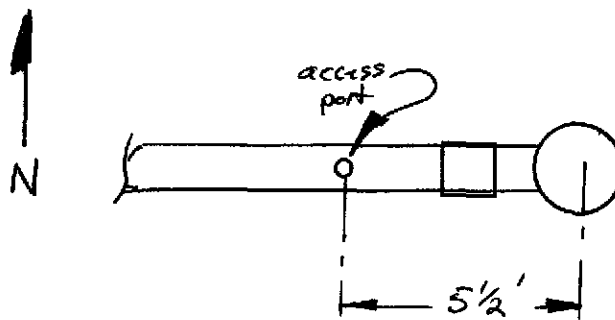
MICROFILMED

MAP (Attach Aerial Photo)



**SCHEMATIC DIAGRAM OF SYSTEM**

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



Point(s) of diversion: SE 1/4 + NE 1/4 Sect. 9 T8S R29E

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 |        |
| 8S   | 29E  | 9    | 25     | 35     | 40     | 33     | 8      |        |        | 15     |        |        |        |        | 7      | 12     |        |        | 175    |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Recommended Amendments:

- ☒ 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

Examiner's Signature

Checked by

Approved by

*John Jones*  
*Keith E. Wilson*  
*Kay Walker*

Date 1-10-84

Date 9 Nov 1984

Date 9-17-85

PERMIT NO. 35-7568

Whitnah Ranch  
(Name)

EXAMINATION: DATE: 8-3-82 Accompanied by: NA

| Motor Make | HP  | Motor Serial No. | Pump Make | Pump Serial No. |
|------------|-----|------------------|-----------|-----------------|
| GE         | 150 | CT3325117        | Johnston  | NA              |
|            |     |                  |           |                 |
|            |     |                  |           |                 |

Measuring Device Type: Annubar

Meter #   Annubar#   Size # 7.9

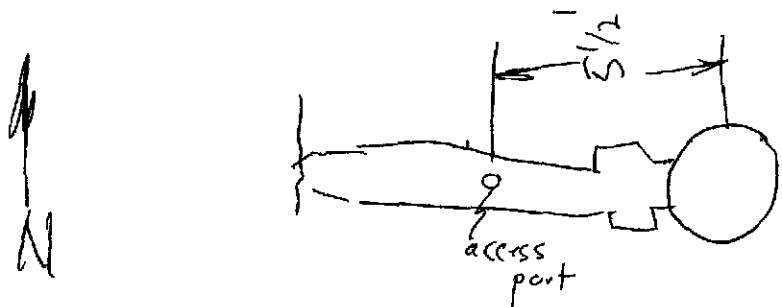
Remarks: <sup>low</sup> pressure Point on 175 acres

Measurement calculations:

7.7 annubar reading  
with 9.5 ID main

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter 9.5 ID Length  



**MICROFILMED**

35-7568

R296

32.33  
5.4

R296 ✓

T85

LINED

G-10

NOT TO SCALE



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**

**December 8, 1981**

RE: Permit No.

**35-7568**

Whitnah Ranches Inc.  
RR# 1 Box 17  
American Falls, Idaho 83211

Dear Sirs:

**Please note that a measuring device or access port is required.**  
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,

**BOBBIE R. STEPHENS**  
**Principal Clerk**

cc: ~~SDWR~~ - State Office

# DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 35-7568.

Name(s) of Permit Holder: WHITMAN RANCHES INC.

Post Office Address: RR#1 Box 17

AMERICAN FALLS IDA Tel. No. 208-226-2760

Use of Water: GROUND WATER

Kind of Use:

|                                                |                            |
|------------------------------------------------|----------------------------|
| <input type="checkbox"/> Domestic              | (number of households)     |
| <input type="checkbox"/> Stockwater            | (number and type of stock) |
| <input checked="" type="checkbox"/> Irrigation | <u>200</u> (acres)         |
| <input type="checkbox"/> Other                 |                            |

Measuring Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

Access Port: Required? ☒ Yes ☐ No Installed? ☐ Yes ☐ No

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

11/2/81  
Date

Whitman Ranches Inc.  
By Roger Whitman  
Signature of Permit Holder

MICROFILMED

Whitman Ranches Inc  
RR #1 Box 17  
Cummer Falls Idaho 8321

RECEIVED



NOV 6 1981

Department of Water Resources



MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

---

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

138787

WHITNAH RANCHES INC.  
RT. 1 BOX 17  
AMERICAN FALLS, ID 83211

OCTOBER 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7568 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JANUARY 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

C. STEPHEN ALLRED  
Director

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

December 24, 1980

Whitnah Rancho Inc.  
Rt 1, Box 17  
American Falls, ID 83211

Dear Mr. Whitnah:

Re: 35-7468

Enclosed is a copy of the approved request for extension of time submitted on the above-referenced permit. The time within which to submit the statement of beneficial use is extended to January 1, 1982.

Enclosed is receipt No. 17442 in the amount of \$15.00.

Sincerely,

RITA FLECK  
Senior Secretary

RF:td

Enclosure

MICRON 100

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

---

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

WHITNAH RANCHES INC.  
RT. 1 BOX 17  
AMERICAN FALLS, ID 83211

138598

OCTOBER 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7568 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JANUARY 01, 1981. (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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

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,

ETA FLECK  
SECRETARY

ENCLOSURES

RECEIVED

December 2, 1980

Whitnah Ranches Inc.  
Rt. 1, Box 17  
American Falls, Idaho 83211

Dear Mr. Whitnah,

Thank you for responding to our letters dated October 31, 1980. We received your request for an extension of time on permit # 35-7568 on November 28, 1980.

However, in reviewing your rextension request form, I find that more information is needed before we can reach a decision on approving your request.

Section 42-204, Idaho Code, requires that due diligence toward development of the water right be made by the permit owner. We therefore, review the extension request very carefully for this.

I am returning your request and check No. 2574-92-85/1241, so you can fill in the work already done toward developing your permit. Please return the form and check when completed.

Since your proof due date in January 1, 1981 your prompt response would greatly assist timely processing of your request.

If you have any questions on this matter you can reach me at 334-4162.

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:mr

Enclosures

MICROFILMED



State of Idaho

# DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS  
Governor

C STEPHEN ALLRED  
Director

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

May 30, 1980

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.*

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

DRT:jg

Enclosures

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

Eastern Region Office  
1515 Lincoln Road  
Idaho Falls, Idaho 83401

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

Western Region Office  
92 South Cole Road  
Boise, Idaho 83705

MAILED

January 22, 1976

Re: Permit Nos. 35-7568  
35-7567  
35-7569

Whitnah Ranches, Inc.  
Route 1, Box 17  
American Falls, ID 83211

Gentlemen:

Enclosed are copies of your approved Applications for Permit Nos. 35-7568, 35-7569 and 35-7569. We direct your attention to the conditions of approval as listed on the fourth page of each permit.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your points of diversion has been placed upon your permits. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:rb

Enc.

December 19, 1975

RE: Applications for Permit Nos. 35-7567  
35-8568  
35-7569

The Power County Press  
174 Idaho Street  
American Falls, Idaho 83211

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 1-06-76 by CW

RDC:ME

Legal Notices (3)

RECEIVED  
DEC 22 1975  
FBI - IDAHO

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Whitnah Ranches, Inc.,

American Falls, Idaho

has on 12-19-75 submitted Application No. 35-7568

for a permit to appropriate 5.50 cubic feet per second ~~XXXXXX~~

of water from ground-water sources

by means of wells and pumps

within the NE1/4, NE1/4, Sec. 9, T. 8S, R. 29E, B.M., Power County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 320 acres

within the N1/4, Sec. 9, T. 8S, R. 29E, 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 January 12, 1976.

R. KEITH HIGGINSON

Director

Published in the Power County Press, American Falls, Idaho

on December 25, 1975 and January 4, 1976.

*Ch-A*

*Mr. F.*

December 19, 1975

RE: Applications for Permit Nos, 35-7567, 35-7568, 35-7569

Mr. Roger Whitnah  
Route #1, Box 17  
American Falls, Idaho 83211

Dear Mr. Whitnah:

Attached herewith is Departmental receipt No. 15539 in the amount of \$255.00 for the above referenced applications.

Very truly yours,

RONALD D. CARLSON  
Supervisor,  
Eastern Region

RDC:ME

Attachment

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. \_\_\_\_\_

- ☒ 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

*Need to verify City Address*

In form to receipt

Send Copies to:

- Idaho State Health Department  
~~NO~~ Idaho Fish and Game Department  
Bureau of Land Management

- Request Special Use Permit from U.S.F.S.  
~~NO~~ Request Easement from B.L.M.  
Request Information from Applicant

In form for advertising

Platted on Map No. 8S 29E

Located within Water District No. N.A.

Critical groundwater area: yes \_\_\_\_\_ no ☒

Groundwater levels:

Declining, ☒ Stable, \_\_\_\_\_ Increasing

(comment) No Adjacent obs wells

Other rights on the same place of use None

Comments: \_\_\_\_\_

Affidavit of Publication received(date) 1-06-76

Final date for protests January 12, 1976  
Protests received: yes \_\_\_\_\_ no ☒

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

Action recommended:

☒ Approve

**RECEIVED**

JAN 17 1976 Deny

12-19-75 Proposed Priority

Department of Water Resources

Reason for Reduction \_\_\_\_\_

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E By Loren O. Salmer Date 1-12-76

*copy sent 1-22-76*

IDENT. NO. 35-7568

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

# WATER RIGHT DATA ENTRY LOG

Initials

Date \_\_\_\_\_

Item

Original form entered

[Edit](#) [Report](#) [Correct](#)

Date Protested

**Date of Hearing**

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

Record Verified

**Amendment Approved**

**Extension Approved**

### Partial Proof

**Proof Complete**

Field Exam Received

Field Exam Accepted  
and changes entered

License Signed *updated*

**Transfer Approved**

Keypunched by State Office

G G JUN 11 1984 VERIFIED

**VERIFIED TRUE**

3/26/86

*[Signature]*

8-8-79