

THE JEFFERSON STAR
RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

Bruce Porter

I, Bruce Porter,
being first duly sworn, depose and say, that I am
the printer of THE JEFFERSON STAR, a weekly
newspaper printed and published weekly at
Rigby, Jefferson County, Idaho; and I do
solemnly swear that the

Notice Of Proposed Change Of Water Right

a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

supplement issue thereof for Two
consecutive issues, the first publication hav-

ing been made on Feb. 22, 1984
and the last publication having been made

on Feb. 29, 1984.

Further, that said newspaper is one of general
circulation in said county; that it is a legal
newspaper, conforming to legal specifications
under the Idaho Statutes; that it has at least two
hundred bona fide subscribers living within the
county of publication; and that it has been
continuously and uninterruptedly published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.

[Signature]

~

Subscribed to and sworn to before me

March 1, 1984

[Signature]

Notary Public.

(SEAL)

My commission expires Life.

RECEIVED

MAR 13 1984

Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED CHANGE
OF WATER RIGHTS
NO. 35-7537

Notice is hereby given that Reed C. &/or
Mary W. Berrett, Roberts, Idaho, have ap-
plied to the Dept. of Water Resources for a
change in the place of use of the waters of a
groundwater source. The right sought to be
changed is evidenced by License No. 35-
7537 and is recorded as follows:

AMOUNT: 6.99 cfs

PRIORITY: 10/14/1975

POINT OF DIVERSION: NW¼SW¼ Sec.
4, T. 4N, R. 36E, B.M. Jefferson County.

The water is used to irrigate 393 acres
within Lot 3 NE¼NW¼, Lot 4 NW¼NW¼,
S½NW¼, SW¼ Sec. 4, N½NW¼ Sec. 9, T.
4N, R. 36E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be used to irrigate 393
acres within Lot 2 NW¼NE¼, SW¼NE¼,
Lot 3 NE¼NW¼, Lot 4 NW¼NW¼,
S½NW¼, N½SW¼, SW¼SW¼ Sec. 4,
NW¼NW¼ Sec. 9, T. 4N, R. 36E, B.M.

Any protests against the above proposed
change of water right must be filed with the
Dept. of Water Resources 150 Shoup Ave.
Suite 15, Idaho Falls, Idaho, 83401 on or
before March 12, 1984.

A. KENNETH DUNN
Director

Publ. Feb. 22 and 29, 1984RS

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Reed L. Berrett, Roberts, Idaho, has on 10-14-75 submitted Application No. 35-7537 for a permit to appropriate 8.00 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 4N, R. 36E, B.M., Jefferson County; to be used from April 1 to November 1 for the irrigation of 407.96 acres within the W $\frac{1}{2}$, Sec. 4; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 9, 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 November 10, 1975.

R. KEITH HIGGINSON
Director

Pub: October 23, 30, 1975. *W*

RECEIVED

Affidavit of Publication DEC 17 1975

THE RIGBY STAR

Department of Water Resources
Eastern District Office

STATE OF IDAHO,
County of Jefferson

ss.

Lorie Peterson *secretary*
I, Hope B. Jones, do solemnly swear that I am the ~~print~~ printer 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 newspaper 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 twenty third day of October, 1975

and the last publication on the

thirty day of October, 1975

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.

Lorie Peterson
secretary

Subscribed in my presence and sworn to before me this 17th

day of December, 1975.
(SEAL)

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

My commission expires Mar 21, 1979.

Publication Fee: \$_____

MICROFILMED

Permanized
ARTESIAN BOND

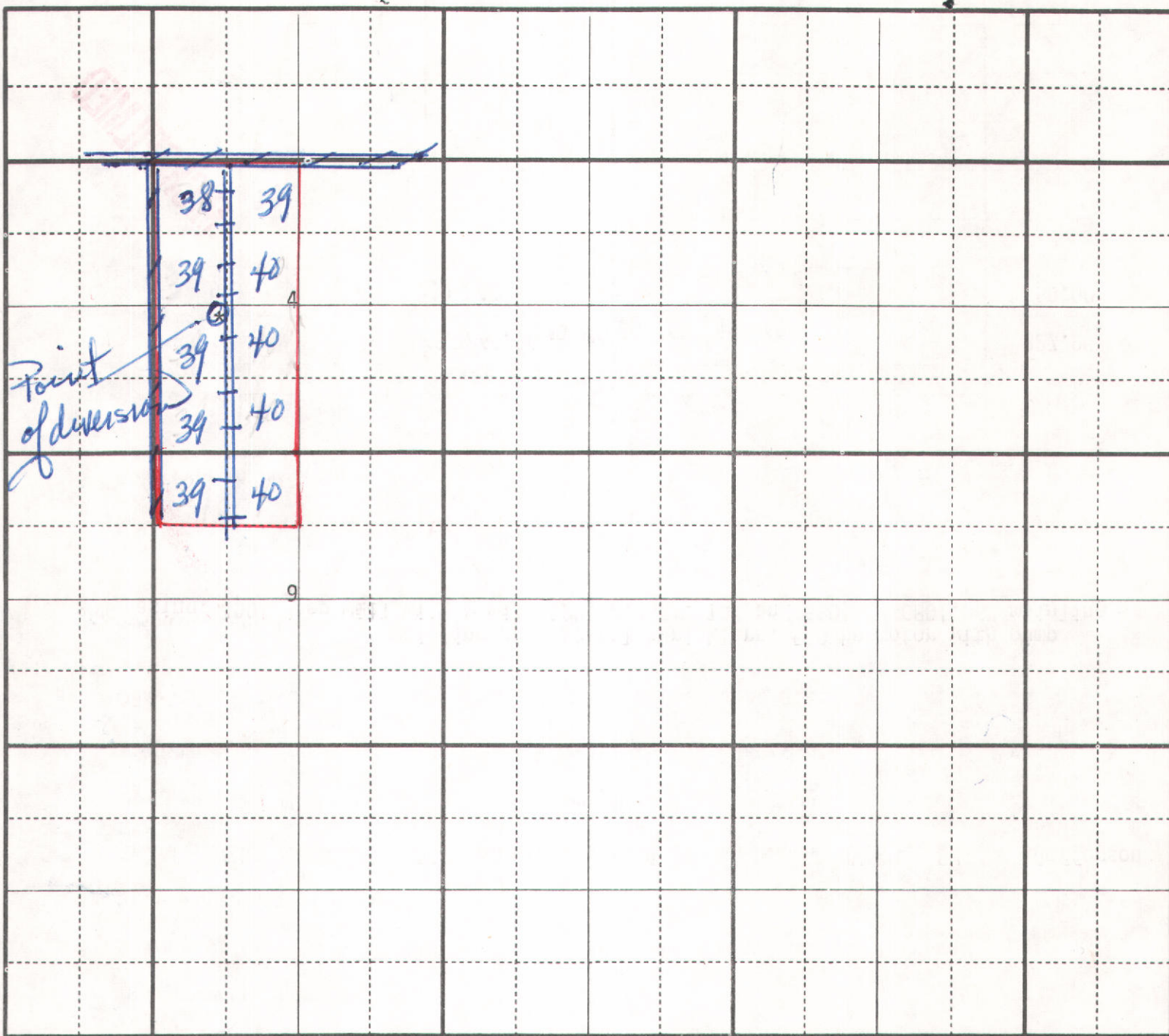
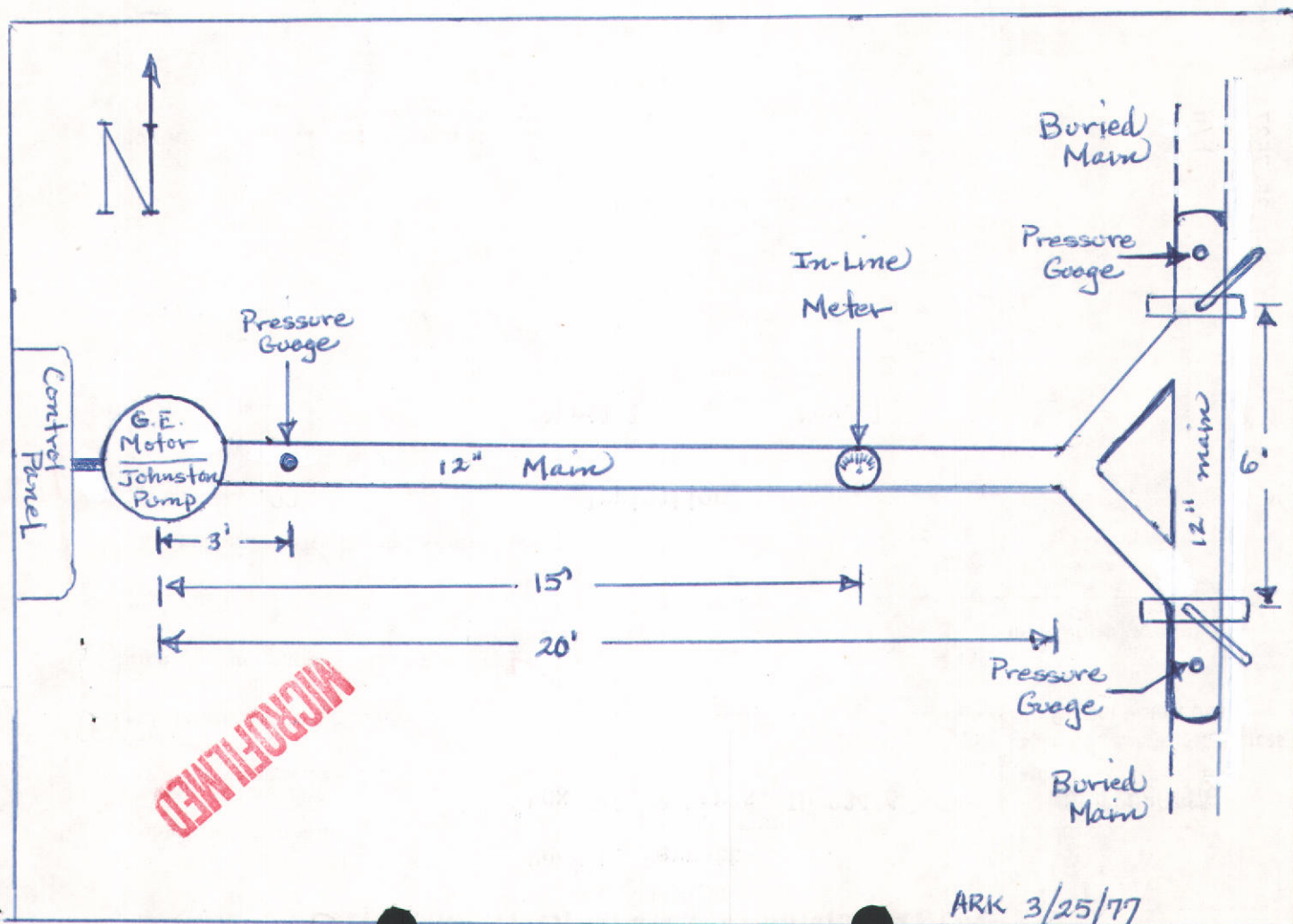


Diagram of System





Transfer No 2999Water Right No 35-7537

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Reed C &/or Mary W Berrett Phone 228-6041 home
328-3575
 Post Office address Roberts, ID 83444

A DESCRIPTION OF RIGHT AS RECORDED**1 Right evidenced by**

- a Decree No _____ Decreed to _____ (Name)
 in case of _____ vs _____
 dated in _____ in _____ county of _____
 (Name of court)
- b License No 35-7537 issued by the Idaho Department of Water Resources
- c Claim No _____ on file with the Idaho Department of Water Resources

2 If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant**3 Source of water** Groundwater tributary to _____**4 Date of priority** 10-14-1975**5 Water is used for the following purposes**

amount 6.99 cfs for Irrigation purposes from 4-1 to 11-1
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (month/day — both dates inclusive)

6 Total amount of water under right a 6.99 cubic feet per second
 &/or
 b _____ acre feet per annum

7 Location of original point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 4
 Township 4N Range 36E, B M, in Jefferson County
 Additional points of diversion, if any _____

8 Lands irrigated or place of use

TWP	RANGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	36E	4					L3 39	L4 38	39	40	40	39	39	40					314
		9					40	39											79

Total number of acres to be irrigated 393**9 Describe any other water rights used for the same purpose as described above** None

10 To your knowledge has any portion of this water right undergone a period of five or more consecutive years of nonuse? _____ If yes describe in item D REMARKS

MICROFILMED

B DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B)

1 Amount of water a _____ cubic feet per second
&/or
b _____ acre feet per annum

✓ Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B M _____ County _____
Additional points _____

3 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	

Total number of acres to be irrigated _____

C DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1 General Information

a Amount of water to be diverted 6 99 cfs &/or _____ acre feet

b Description of diverting works Well, pump to sprinkler system

c Describe the reasons for the proposed changes Applicant wishes to move
water to better farm land (also Desert Land Entry) I-14135

2 Change in point of diversion NO CHANGE

Point of diversion _____ 1/4 _____ 1/4 Section _____ Township _____

Range _____, B M _____ County _____

Additional points _____

3 Change in place of use

a Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract

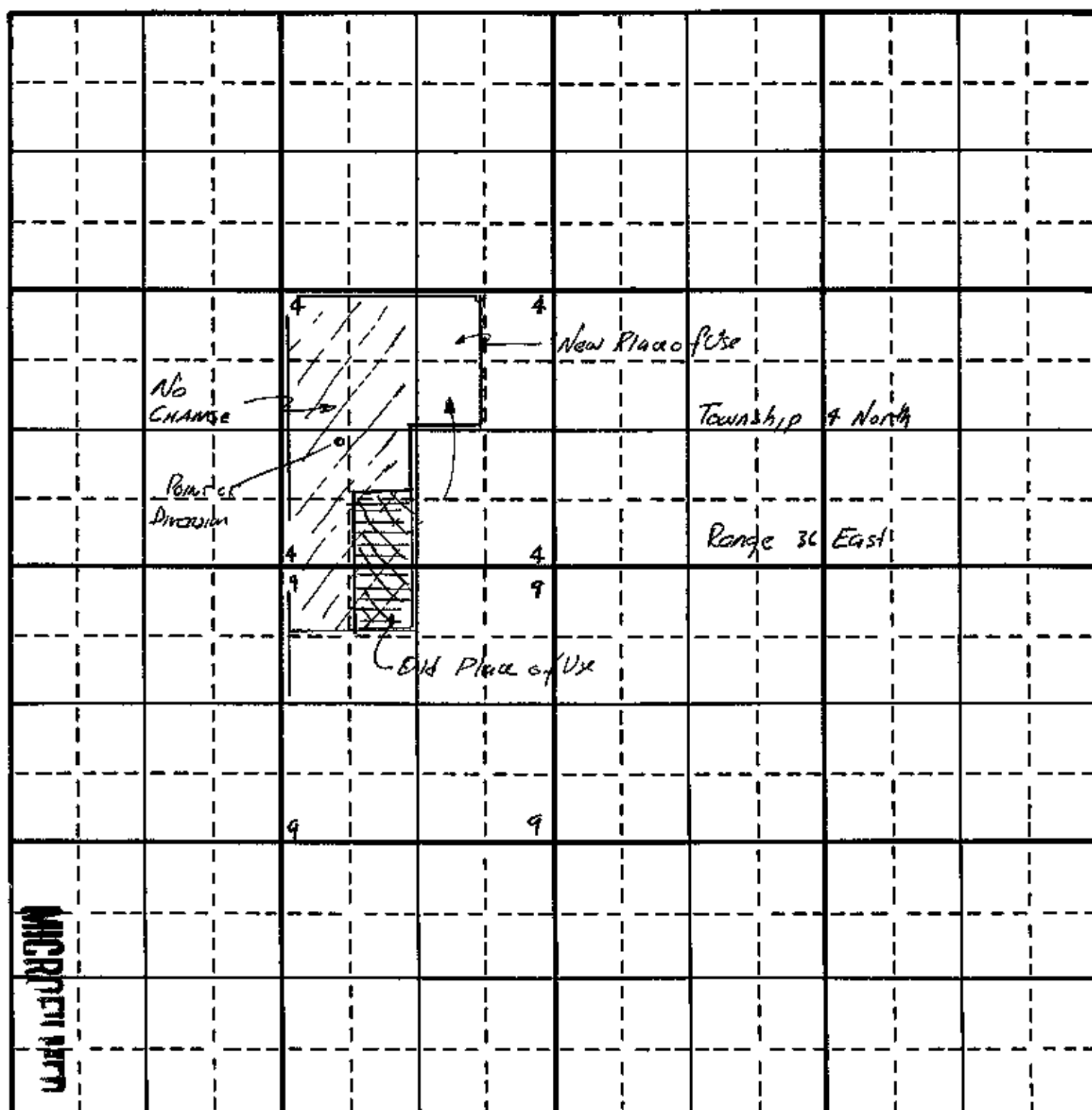
b Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
The land from which the water is being moved will no
longer be irrigated

c Describe the lands place of use to which the right will be transferred

TWP	RANGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	36E	4		L2 43	40		L3 39	L4 38	39	40	37	39	39						354
		9						39											39

Total number of acres to be irrigated 393

- 4 Describe any other water rights used for the same purpose as described above
- 5 Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated Show clearly the land involved by section, township and range number



SCALE 2 inches equal 1 mile Draw plan in ink

D REMARKS

MICROFILMED

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 9th day of February 19 84

Mary W. Bennett
(Signature of Applicant)

William A. Wray
(Notary Public)

My commission expires 6-15-85

ACTION OF THE DIRECTOR DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No 35-7537 and said application is hereby APPROVED, subject to the following limitations and conditions

Witness my hand this 3rd day of April 19 84

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>SM</u>	Date <u>2/9/84</u>	Protest filed by _____
Prelim check by <u>Kcur</u>	Fee <u>50.00</u>	_____
Receipted by <u>BP</u>	Date <u>2/9/84</u> # <u>33443</u>	_____
Published in <u>Highway Star</u>	Copies of protest forwarded by _____	
Pub dates <u>2/23 - 3/1/84</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd _____	by <u>CAC</u>	

MICROFILMED

141910

No

QUITCLAIM DEED

TO

Dated

, 19

STATE OF IDAHO,

County of

I hereby certify that this instrument was filed for record at request of *RECEIVED* at *1:15* minutes past *9* o'clock *A.M.*, this *3rd* day of *August*, 19*66* in my office, and duly entered in Book *151* of *Deeds* at page *144*

By *Richard M. Madison* Esq. Notary Public
Deputy

Fees, \$

Maid to

RECEIVED

Crime of *Jefferson* } ss. *Idaho*

On this *2nd* day of *July* In the year 19*66*, betw
- *Father & Family* , a Notary Public in and for said State, personally appeared
ANTHONY T. BIVERT - *1440 May* ,
known to me to be the person to whose name subscribed to the within instrument, and acknowledged
to me that *he* executed the same

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Richard M. Madison
Notary Public for the State of Idaho,
Residing at *Boise*, Idaho

POOR QUALITY ORIGINAL

THIS INDENTURE, made this 16th day of June, 1966,
between Wayne Berrett, a married man

of Roberts, County of Jefferson, State of Idaho,
the part Y of the first part and Robert, a married man
of Roberts,
County of Jefferson, State of Idaho, the part Y of the second part,

WITNESSETH, that the said part Y of the first part, for and in consideration of the sum of
in exchange for like property ----- Dollars
lawful money of the United States of America
to him in hand paid by the part Y of the second part, the receipt whereof is hereby acknowledged,
does by these presents remise, release and forever QUITCLAIM, unto the said part Y of the second
part, and to his heirs and assigns, forever, all the following described real estate, situated in
County of Jefferson, State of Idaho,
to-wit

W¹/₂, Section 4; Lots 1-4, NE¹/₄, NW¹/₄, SE¹/₄, SW¹/₄,
Section 5; W¹/₂, NW¹/₄, Section 9 All in Township 4
North, Range 36, T. 4 N., R. 36 E.
E¹/₂, NW¹/₄, Section 4, Township 4 North, Range 36 E.B.M.

POOR QUALITY ORIGINAL

TOGETHER, with all and singular the tenements, hereditaments and appurtenances thereunto belong-
ing or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues
and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto
the said part Y of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, the said part Y of the first part has hereunto set his hand
and seal the day and year first above written

Executed and Delivered in the Presence of

Wayne T. Berrett [SEAL]
Robert J. Berrett [SEAL]
[SEAL]
[SEAL]

REPRODUCED

THE JEFFERSON STAR

RIGBY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

Julius Porter

I, being first duly sworn, depose and say that I am the printer of THE JEFFERSON STAR a weekly newspaper printed and published weekly at Rigby Jefferson County Idaho and I do solemnly swear that the

Notice of Proposed Change Of Water Right

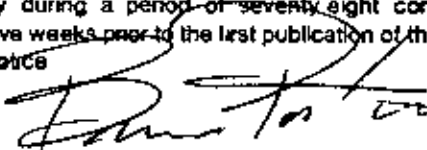
a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper and not in any

supplement issue thereof for Two consecutive issues the first publication hav

ing been made on Feb. 22, 1984 and the last publication having been made

on Feb. 29, 1984

Further that said newspaper is one of general circulation in said county that it is a legal newspaper conforming to legal specifications under the Idaho Statutes that it has at least two hundred bona fide subscribers living within the county of publication and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice



Julius Porter

Subscribed to and sworn to before me

the Notary Public

Notary Public

(SEAL)

My commission expires 6-30-85

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS NO 35-7537

Notice is hereby given that Reed C. & Mary W. Bennett Roberts Idaho have applied to the Dept. of Water Resources for a change in the place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 35-7537 and is recorded as follows

AMOUNT 6.99 cfs

PRIORITY 10-14-1975

POINT OF DIVERSION NW1/4SW1/4, Sec 4 T 4N R 36E B M Jefferson County

The water is used to irrigate 393 acres within Lot 3 NE1/4NW1/4, Lot 4 NW1/4NW1/4, S1/4NW1/4, N1/4SW1/4, SW1/4SW1/4, Sec 4 NW1/4NW1/4, Sec 9 T 4N R 36E B M

TO BE CHANGED AS FOLLOWS

The water will be used to irrigate 393 acres within Lot 2 NW1/4NE1/4, SW1/4NE1/4, Lot 3 NE1/4NW1/4, Lot 4 NW1/4NW1/4, S1/4NW1/4, N1/4SW1/4, SW1/4SW1/4, Sec 4 NW1/4NW1/4, Sec 9 T 4N R 36E B M

Any protests against the above proposed change of water right must be filed with the Dept. of Water Resources 150 Shoup Ave Suite 15 Idaho Falls Idaho 83401 on or before March 12 1984

A KENNETH DUNN

Director

Publ Feb 22 and 29 1984RS

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Reed L. Berrett

Director

74/7

Identification No. _____

Application No. _____

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

- 1 Name of applicant Reed L. Berrett Phone 228-6041
post office address Roberts, Idaho 83444
- 2 Source of water supply Ground-water which is a tributary of _____
- 3 a Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 4 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 8.00 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 8.00 cubic feet per second and/or
b _____ acre feet per annum
- 6 Proposed diverting works
a Description of ditches flumes, pumps headgates etc well, 500 HP 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
(Mo Day) (Mo Day)
c Proposed well diameter is 20 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 \$ 104,000
- 8 Description of proposed uses
a If water is not for irrigation
(1) Give the place of use of water _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
(2) Amount of power to be generated _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____ or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe _____

TIME

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	
4N	36E	4					43.72	1.3	1.4	40	40	40	40	40					327 96
		9					40	40											80 00

407 96

Total number of acres to be irrigated _____

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

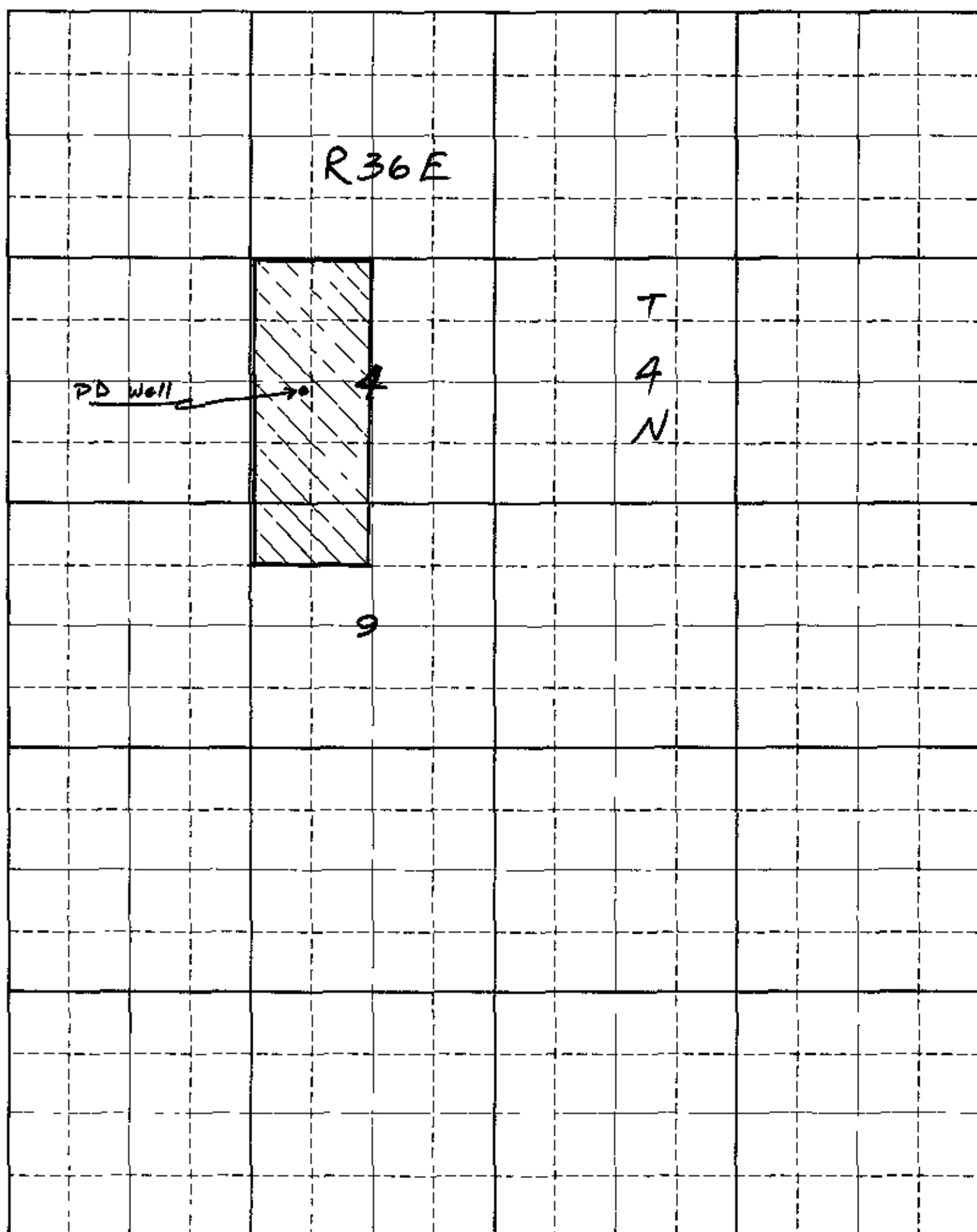
9 a Who owns the property at the point of diversion Applicant

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 water of the State of Idaho as herein set forth

Reed L. Barrett
(Applicant)

Proposed Priority 10-14-1975

Received by me Date 10-14-75 Time 1:55 p

Preliminary check by me Fee \$95.00

Received by me Date 10-14-75 # 15445

Publication prepared by me Date 10-15-75

Published in The Big Sky Star

Publication dates Oct 23 & Oct 30, 1975

Publication approved OW Date 12-17-75

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ROC

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 35-7537, 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 December 1 19 80

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 23 day of December 19 75

P. K. Sullivan
Director

RECEIVED

Affidavit of Publication DEC 12 1915

THE RIGBY STAR

Department of the Interior
Eastern District Office

STATE OF IDAHO, ss
County of Jefferson

I Hope B. Jones do solemnly swear that I am the printer 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 news-
clipping attached was published in said newspaper in the
regular and entire issue thereof and not in any supplement issue thereof for
Consecutive issues thereof, first publication having been made on the

----- day of -----, 19--

and the last publication on the

----- day of -----, 19--

And affiant further says that at the times herein mentioned said news-
paper was made up of at least five 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 bona fide subscribers in
Jefferson County

Subscribed in my presence and sworn to before me this 17th

day of -----, 19--
(SEAL)

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

My commission expires ----- 19--

Publication Fee \$-----

Notice is hereby given
that the Board of Water Resources, Idaho, has on 10-4-15
granted Application No.
25763 for a permit to
appropriate 100 cubic feet
per second of water from a
ground water source, by
means of well and pump
within the NW 1/4 Sec
4, T. 4N, R. 36E, S. 1M,
Jefferson County, to be used
from April 1 to November 1
for the irrigation of 407.96
acres within the NW 1/4, Sec 4,
T. 4N, R. 36E, S. 1M,
Jefferson County.

It is stated, 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 Re-
sources, 1515 Lincoln Road,
Idaho Falls, Idaho, 83401 on
or before November 10,
1915.

H. KEITH HIGGINSON
Director

Pub

April 4, 1984

RE. Transfer of Water Right No 35-7537

Reed C &/or Mary W. Berrett
Roberts,
Idaho 83444

Dear Mr. and Mrs. Berrett.

Enclosed is a copy of your approved Application for Transfer of the above
referenced water right (Transfer No. 2999)

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Keith C Wilson

1 Right number 35-7537 Applicant Reed L Berrett

2 Type of right ☐ Decree ☒ License ☐ Claim

3 Purpose of transfer ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____

4 Check

a/c ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use

b/c ☒ Description of original point of diversion

c/c ☒ Description of original place of use

5 Amount of land &/or water transferred

d/c ☒ All of right

e/c ☒ Part of right (NOTE: Part B should be filled in only if part of the right is owned by the applicant)

f/c ☒ Check description of point(s) of diversion No change

g/c ☒ Check description of place of use

h/c ☒ Check map (shows p d and p u after transfer)

i/c ☒ Check for correct signature, notarization, and fee

j ☒ Check proof of ownership of right &/or land from which water is transferred see Quit Claim Deed

k ☒ Check for expansion in use of right Comments None shown on transfer

l ☒ Check for existing water rights from same source, on land water is being transferred to

Right number(s) No rights found per review of Microfilm

m ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY _____

1 Watermaster recommendation requested on N/A Received on _____

2 Is transfer published correctly? ☒ Yes ☐ No

3 Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1 ☒ Approve

2 ☐ Deny

3 Conditions* _____

4 By Ernest Carlson Date March 22, 1984

Juni 4-3-84

* All uses within Watermaster Districts require special conditions.

Department of Water Resources

I-14135

NOV 22 1983

Attached is a copy of a Initial Decision, classifying 83.2 acres of public land in Jefferson County as suitable for disposal under the Desert Land Entry Act. This initial decision is designated as Attachment "A". Copies of this decision are being sent to the parties listed in Attachment "B".

The Proposed Decision on this classification was sent to the parties listed in Attachment "B" on September 27, 1983. This decision contained an error in Part I under the legal description. The total acreage of 83.2 was correct. However, Lot 2 in Section 4 was inadvertently left out. This has been corrected in the attached Initial Decision.

No letters of protest were received in response to the Proposed Decision which was prepared according to regulations in CFR 2450.3(a). The 30-day period of response elapsed without objection. Thus the proposed classification action shall be issued as the initial classification decision of the State Director as stated in CFR 2450.4(b).

For a period of 30 days after you receive the attached Initial Decision, it will be subject to the supervisory authority of the Secretary of the Interior for the purpose of administrative review. If the Secretary does not exercise his authority for review, this Initial Decision will become the final order of the Secretary.

If you have any comments, objections or protests, they should be sent to the Secretary of Interior, LLM 320, Washington, D.C. 20740. They must be sent within 30 days of receipt of the attached decision. However, they should be sent as soon as possible to insure enough time for their full review.

Sincerely,

For the State Director

/s/O'dell A. Frandsen

O'dell A. Frandsen
District Manager

Attachments A and B

S. Power
SPower:dr 11/11/83

Attachment A
(Initial)

Classification Decision

PART I

The following described land has been examined and is hereby classified as suitable for disposal under the Desert Land Entry Act of March 13, 1877 (19 Stat. 37; 43 U.S.C. 321-323) as amended.

T. 4 N., R. 36 E., Boise Meridian, Idaho
Section 4 SW $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 2 Totalling 83.2 acres

Reasons Supporting this Classification

1. The lands must be physically suitable or adaptable to the uses or purposes for which they are classified. In addition, they must have such physical and other characteristics as the law may require them to have to qualify for a particular classification" (43 CFR 2410.1 (a)). The parcel meets the physical requirements for classification for desert land entry.
2. To qualify under desert land entry, lands must also be irrigable and capable of producing reasonably remunerative agricultural crops by the usual means of cultivation (43 CFR 2520.0-8). The parcel described above has suitable soils, available water, and adjoins a larger parcel of land owned and presently farmed by the applicant. The highest and best use of the parcel would be agricultural production.

The following petition for classification is hereby approved as it applies to the above described land.

Name of Petitioner

Type of Petition

Mary Berrett

Desert Land Entry (I-14135)

MAILED

PART II

The following described land has been examined and hereby classified as unsuitable for disposal under the Desert Land Entry Act of March 13, 1877 (19 Stat. 37, 43 U.S.C. 321-323) as amended.

T. 4 N., R. 36 E., Boise Meridain, Idaho
Section 4: W $\frac{1}{2}$ SE $\frac{1}{4}$
Section 9 NW $\frac{1}{4}$ NE $\frac{1}{4}$ Totalling 120 acres

Reasons Supporting this Classification

1. The lands must be physically suitable or adaptable to the uses or purposes for which they are classified. In addition, they must have such physical and other characteristics as the law may require them to qualify for a particular classification (43 CFR 2410.1(a)). The tract is undulating in general profile, containing numerous scattered pockets of bedrock lava exposed at the surface with areas of lava float rock present. Throughout the area where domes and ridges have been formed, the lava structure is very evident. The topography would restrict normal means of cultivation.
2. The majority of the lands described above have soils which have severe limitations for cash crop production. The Soil Conservation Service classified 101 acres of the 120 as being not suitable for agricultural development. The regulations state that the lands must be irrigable and produce reasonably remunerative agricultural crops by the usual means or methods of cultivation (43 CFR 2520.0-8). These lands do not meet these requirements.

The following petition for classification is hereby denied as it applies to the above described land.

Name of Petitioner

Type of Petition

Mary Berrett

Desert Land Entry (I-14135)

This decision relates only to the land classification. Adjudication action by the Idaho Falls District Office will determine the merits of the application as well as the qualifications of the applicant.

NOV 22 1983

/s/ O'dell A. Frandsen

Date

For the State Director

REPROFILED

Mary Berrett (certified) b/m 2926
Roberts, Idaho 83444

Mr. Ron Carlson, Regional Supr.
Idaho Dept. of Water Resources
150 Shoup
Idaho Falls, ID 83401

Board of County Commissioners
Jefferson County
Box 275
Rigby, ID 83442

Tom Reinecker, Reg. Supr.
Idaho Dept. of Fish And Game
1515 Lincoln Road
Idaho Falls, ID 83401

Mr. Lou Benedick, Supervisor
Idaho Department of Lands
Rt. 1, Box 400
Idaho Falls, ID 83401

Ms. Gloria Mabbut, Coordinator
Idaho State Clearinghouse
Div. of Economic and Community Affairs
State Capitol Building
Boise, ID 83720

Alfred and LaRae Ball
Montevue, ID 83435

Ball Brothers
c/o Ronald Ball
Box 69
Lewisville, ID 83431

John R. Ball
Box 62
Lewisville, ID 83431

Neil and Elden Berrett
Rt. 1,
Roberts, ID 83444

Davis Brothers Sheep Co.
c/o G.E. Davis
Rt. 1, Box 51
St. Anthony, ID 83445

Emery Davis
Rt. 1, Box 51
St. Anthony, ID 83445

Egbert Brothers
c/o Byron Egbert
Tetonia, ID 83452

Elden Martin
Rt. 3, Box 58
Idaho Falls, Idaho 83401

W.E. Enget and Son
248 West 2nd. North
St. Anthony, ID 83445

Roger Ferguson
c/o Mike Webster
Box 806
Hamer, ID 83425

J. E. Garner and Sons
c/o Reed Garner
Box 214
Rexburg, ID 83445

J. Albert Laird
Box 145
Dubois, ID 83423

Kenneth McCulloch
Rt. 4, Box 140
Rexburg, ID 83440

Ed Phillips and Sons
c/o David Phillips
Box 102
Terreton, ID 83450

Shively Brothers
Terreton, ID 83450

Siddoway Sheep Co.
c/o Bill Siddoway
505 W. 3rd. North
St. Anthony, ID 83445

Alan H. Thompson
Rt. 1, Box 126
Shelley, ID 83274

Keith Tucker
Box 148
Teton City, ID 83451

Rich Orme
P. O. Box 32
St. Anthony, ID 83445

MICROFILMED

March 14, 1984

RE Application for Transfer No 35-7537 BERRETT

Jefferson Star
P O Box 37
Rigby, ID 83442

Gentlemen

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s) The legal notice was to have been published in your paper on February 23 and March 1, 1984

Your cooperation in this matter is greatly appreciated

Very truly yours,

COLLEEN WRAY
Adm Secretary

To

Ernie

Date

2/22

Time

9 30

WHILE YOU WERE OUT

Scott Powers

of

BLM

Phone

529-1020

Telephoned

Please call

Called to see you

Will call again

Wants to see you

Returned your call

Message

May Bennett - 30 sec D.E.

classified as sensitive.

T-14135

Operator

February 21, 1984

RE Application for Transfer No 35-7537 BERRETT

Bureau of Land Management
940 Lincoln Road
Idaho Falls, ID 83401

Gentlemen.

Please be advised that the above referenced application for transfer has been filed with this office in connection with a desert land entry. Enclosed is a copy of the transfer showing the point of diversion and place of use.

If you have any questions concerning this matter, please contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC CW

Enclosure

RECEIVED
FEB 23 1984
BUREAU OF LAND MANAGEMENT
IDAHO FALLS, IDAHO

February 21, 1984

RE: Application for Transfer No. 35-7537

Read C. &/or Mary W. Berrett
Roberts,
Idaho 83444

Dear Applicants

Your application for transfer indicates that the proposed place of use is owned by the United States Bureau of Land Management. You further indicate that an application for desert land entry will be filed with the Bureau of Land Management.

Please be advised that this Department cannot proceed with your application for transfer of water until we have evidence that you have filed a desert land entry application. You must submit your entry number to this office within fifteen (15) days of the date of this letter or your application will be considered filed for speculation and delay and, therefore, will be denied.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC cw

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO 35-7537

Notice is hereby given that Read C &/or Mary W Berrett Roberts, Idaho, have applied to the Dept of Water Resources for a change in the p|d r of of the waters of a groundwater source The right sought to be changed is evidenced by License No 35-7537 and is recorded as follows

AMOUNT 6 99 cfs PRIORITY 10/14/1975

POINT OF DIVLPSION NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 4, T 4N, R 36E, B M Jefferson County

The water is used to irrigate 393 acres within Lot 3(NW $\frac{1}{4}$ NW $\frac{1}{4}$) Lot 4(NW $\frac{1}{4}$ NW $\frac{1}{4}$) S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ Sec 4, N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 9, T 4N, R 36E, B M

TO BE CHANGED AS FOLLOWS

The water will be used to irrigate 393 acres within Lot 2(NW $\frac{1}{4}$ NE $\frac{1}{4}$) SW $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 3(NE $\frac{1}{4}$ NW $\frac{1}{4}$) Lot 4(NW $\frac{1}{4}$ NW $\frac{1}{4}$) S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 4, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 9, T 4N R 36E B M

Any protests against the above proposed change of water right must be filed with the Dept of Water Resources 150 Shoup Ave Suite 15, Idaho Falls Idaho, 83401 on or before March 12, 1984

A KENNETH DUNN

Director

Published in the Jefferson Star on 2/23 & 3/1/84



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

November 2, 1981

RE: Permit No. 35-7537

Reed L. Berrett
Roberts,
Idaho 83444

Dear Mr. Barrett:

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

Sincerely,

A handwritten signature in dark ink, appearing to read "Jim Johnson".

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W State Street, Boise, Idaho

JOHN V EVANS

Governor

C. STEPHEN ALLRED

Director

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

September 10, 1981

RE: Permit No. 35-7537

Redd L. Barrett;
Roberts,
Idaho 83444

Dear Mr. Barrett:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7537, and has found the following

Amount of water that can be recognized as beneficially used under
Idaho law: 6.99 cfs Source: a groundwater source

The maximum quantity diverted shall not exceed 1375.5 acre feet per year.

Point(s) of diversion NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Twp. 4N, Rge. 36E, Jefferson County

Beneficial use Irrigation of 393 acres within the NW $\frac{1}{4}$, Sec. 4; NE $\frac{1}{4}$, Sec. 9, Twp. 4N, Rge. 36E

Priority date established October 14, 1975

Conditions (if any)

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

MICROFILMED

TOTAL ACREAGE 407.96

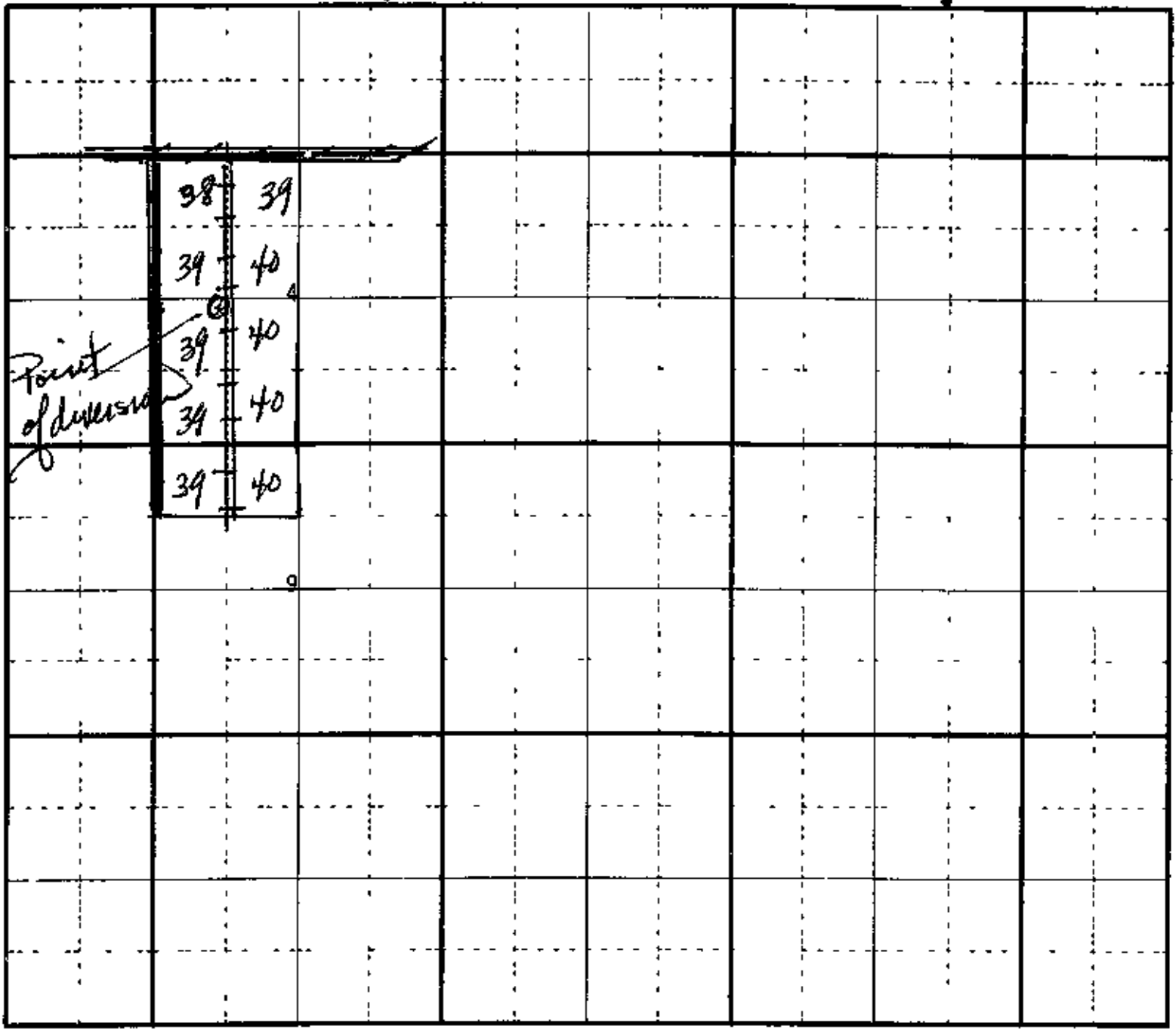
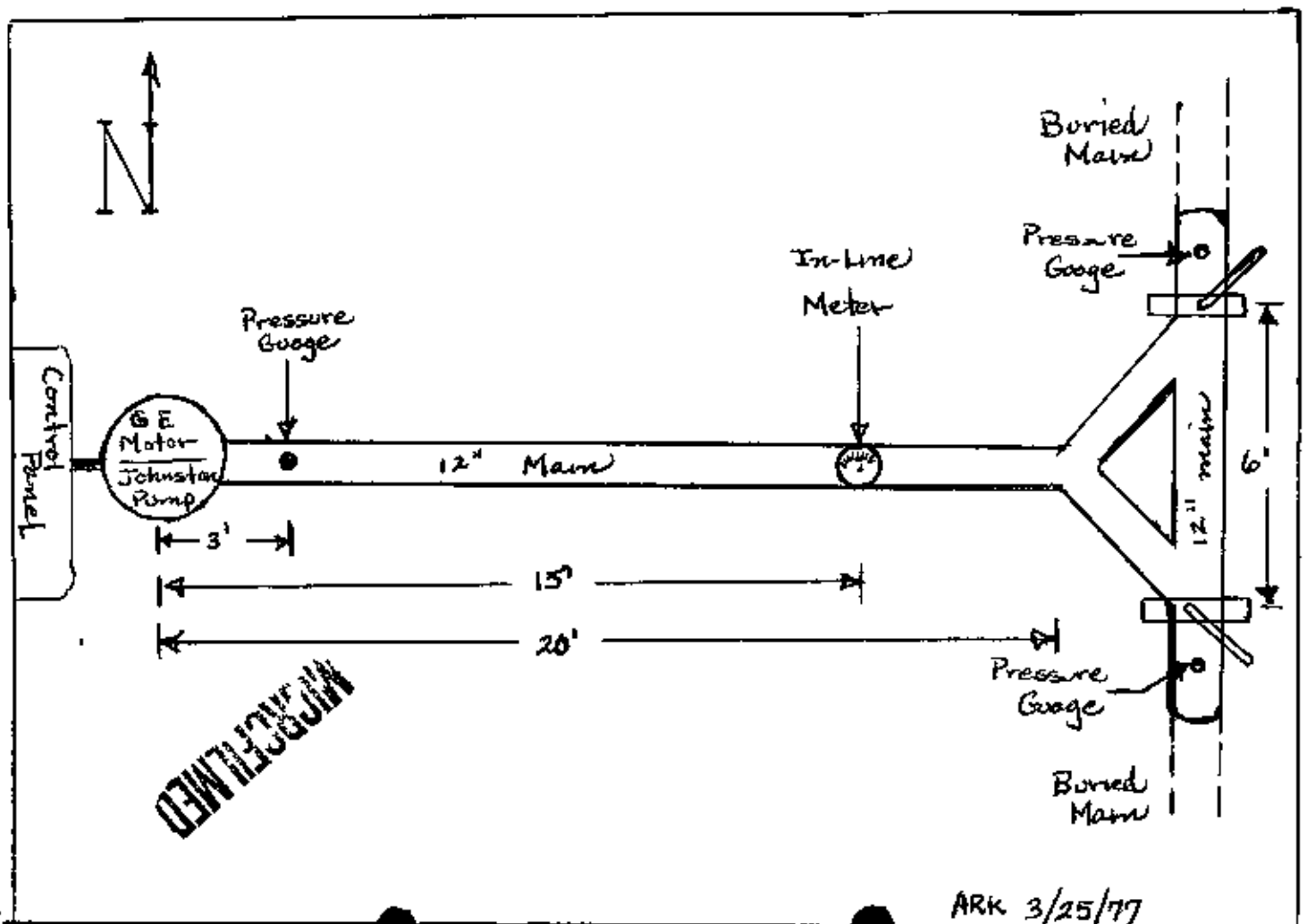
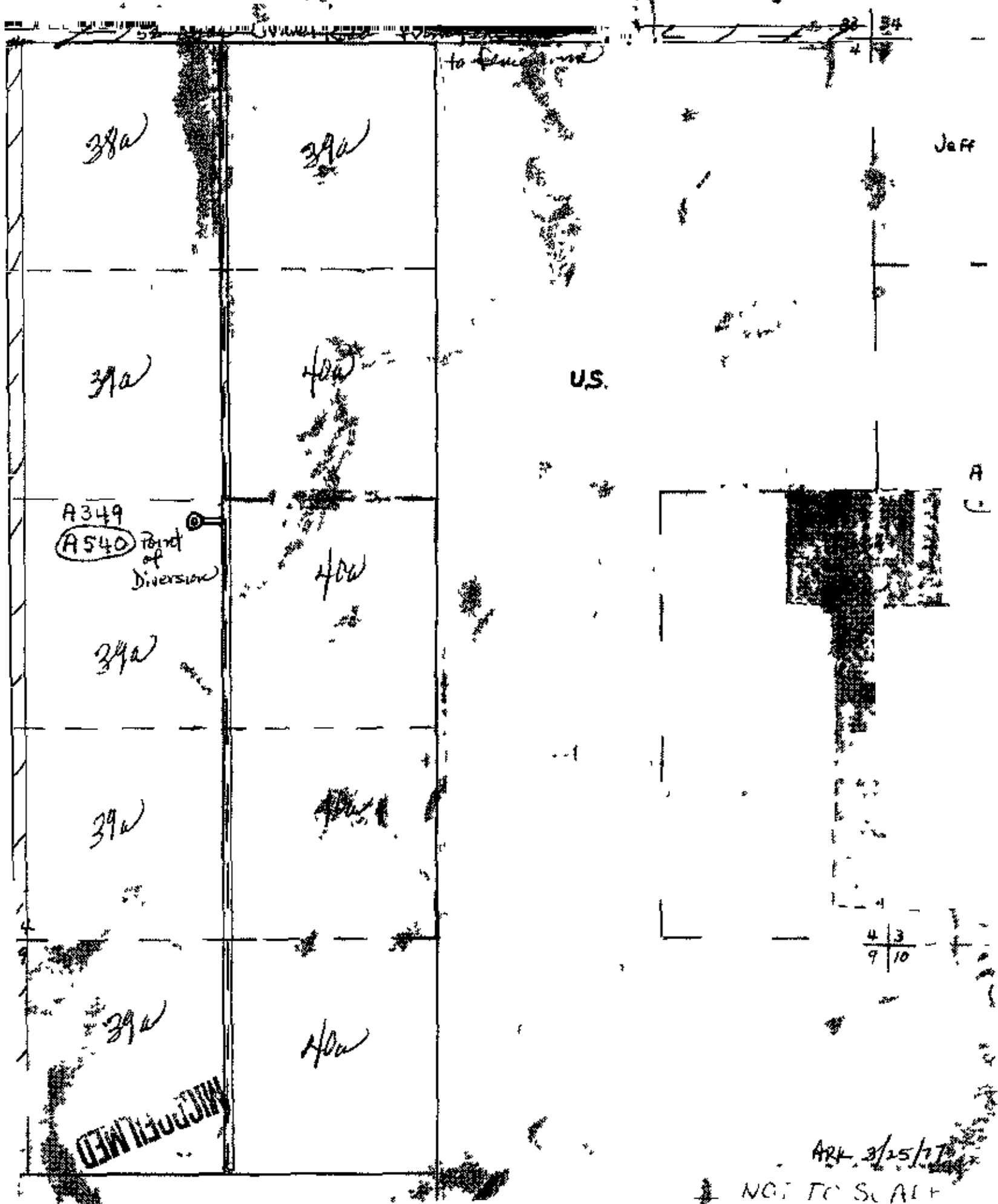


Diagram of System



Reed Berett 35-7537

7N 30E Sec 4 #4



DATE OF EXAM 4th day of June, 1979

ACREAGE
Found 39 393
Recommended 39 393

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 6.99 cfs V = 1375.5 AF/Ann from April to Nov
Domestic Q = _____ cfs V = _____ AF/Ann from _____ to _____
Livestock Q = _____ cfs V = _____ AF/Ann from _____ to _____

Is water co-mingled? yes _____ no X

Name source n/a
twp _____ N/S Rge _____ E/W, B M, Sec _____ Sub _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with n/a
twp _____ N/S Rge _____ E/W, B M, Sec _____ Sub _____ 1/4 _____ 1/4 _____ County _____

Point of injection n/a
twp _____ N/S Rge _____ E/W, B M, Sec _____ Sub _____ 1/4 _____ 1/4 _____ County _____

Point of exchange n/a
twp _____ N/S, Rge _____ E/W B M Sec _____ Sub _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 6.99 cfs Method of measurement Annubar
Total Q recommended 6.99 Meter No 80 meter Type size Condition std
Total V recommended 1375.5 12.00

Recommended Amendments
P D _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION
 $Q \text{ gpm} = (\text{pipe ID})^2 (\text{ft inches of H}_2\text{O}) = (12)^2 (3.85/32)$
 $= (144)(5.66)(3.85) = 3137.9 \text{ gpm} = 418.8 \text{ gpm/cfs} = 6.99 \text{ cfs capacity}$
 $V = 393 \text{ ac} \times 3.5 \text{ AF/ac} = 1375.5 \text{ AF} \div 40 \text{ ft} \times 21 \text{ ft} \times 1.4835 \times 6.99 = 2461 \text{ AF/yr}$

SYSTEM DESCRIPTION There is a General Electric 500 HP 3 phase motor
m/n - 5K6326XC400A, S/N - BLJ2190.8 with a Johnston pump (vertical)
L08163, 33230 There is a McCrometer in-line meter
76-12-2008 and 2 Audco England check valves. Water is delivered
to the fields by 4" lateral 1/4" main lines with 5/32" nozzles (vertical)

REMARKS
There is a 52' wide gravel road bordering the acreage on
both the north & west. There are 2 potato cellars that occupy an
additional acre of land. The adjacent roads occupy approx 7 acres

Engineer's Signature Anthony R Kozlowski Date 3/25/79
Checked by John D. Carson Date 4/15/80
Approved by [Signature] Date 8/28/81

No Overlapping rights

August 11, 1977

Permit No. 35-7537

Mr. Fred L. Bennett
Box 741
Lewiston, Idaho 83444

Dear Mr. Bennett:

It is the responsibility of the Department of Water Resources to provide for the distribution of water supplies. The Department has been given the authority to require water users to install and maintain approved measuring devices, Section 42-701, Idaho Code. Under this authority, the Department is requesting that you replace your broken measuring device on your irrigation well located in the City of Lewiston, Idaho, T 4N, R 36E, B.1., Jefferson County.

Before your well can be licensed by the state, a functional meter must be installed and a field examination completed in order to accurately determine the rate of flow (c.f.s.) and annual volume (AF/yr) of water you well is capable of producing.

I request that this meter be repaired or replaced sometime before September 10, 1977, at which time another field examination will be conducted. If you have any questions concerning the acceptability of some other device, or on details of construction, please do not hesitate to contact our Eastern District Office, 7515 Lane in Lewiston, Idaho Falls, Idaho.

Sincerely yours,

WILLIAM R. L. L. L.
Water Resource Agent

WRL:ed

MICROFILMED

September 23, 1979

Re Permit No 35-7537

Don J Perrett
Box 247
Pohorts, Idaho 83400

Dear Mr Perrett

We acknowledge receipt of the affidavit 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. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system

If you have any questions concerning the field exam, please contact our District Office in Idaho Falls

Sincerely,

D Darlene Reich
Water Rights Supervisor

DDR JG

RECEIVED

SEP 20 1976

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Identification No _____

Permit No 35-7537

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

- 1 a) Name of Permit Holder Reed L. Berrett
b) Post Office Address Box 241, Roberts, Idaho 83444
- 2 Permit Number 35-7537
- 3 Date of Priority that you are prepared to establish 10-14-75
- 4 a) Source from which water was appropriated ground water
b) Location of the point of diversion NW 1/4 SW 1/4, Section 4
Township 4N, Range 36E, Boise Meridian, Other points of diversion
- 5 a) The amount of water and use to which the water has been applied
Amount 8 00 for Irrigation purposes from Apr 1 to Nov. 1 incl
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl
(cfs and/or acre feet per annum) (Month Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl
(cfs and/or acre feet per annum) (Month Day) (Month-Day)
b) Total amount appropriated 8 00 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement _____
- 6 If the means of diversion and conveyance are owned by someone other than the Permit Holder
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use _____
b) Describe the agreement or understanding by which you take water from the works _____
- 7 a) Briefly describe the works for diverting and conveying the water to the place of use (if from a subterranean source give the pump size, motor size, size of well casing, depth of well, if from surface water, give brief description of diversion structure and/or canal or ditch) Mainline and lateral sprinklers, 500 Hp. GE motor with Johnson Pump, 20" well 400' deep with 1/2 mile 12" 2,736' 10" and 680' 8" 680' 6" mainline
b) Describe the type and size of measuring device which you have installed at your point of diversion 12" water meter Measures gallons per minute up to 4,000 gallons
c) Give well driller's name and address and the date the well was completed Frandsen Bros, Lava Hot Springs, completed 1-08-1976
- 8 If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9 Irrigation uses describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision _____

T	R	SEC	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	36E	4					L 3 44	L 4 44	40	40	40	40	40	40					328
		9					40	40											80

Total number of acres irrigated 408

10 Remarks _____

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

9/20/76
(Date)

Reed K. Burnett
Mayor W. Burnett
(Signature)

State of IDAHO)
) ss
County of BONNEVILLE)

On this 20th day of SEPTEMBER, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same

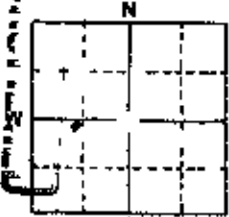
Ronald D. [Signature]
Notary Public, residing at
IDAHO FALLS, IDAHO

My commission expires 2/14/78

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

APR 8 1976

1 WELL OWNER Name <u>Reed L. Bennett</u> Address _____ Owner's Permit No. <u>25-7537</u>		7 WATER LEVEL Date <u>4/11/76</u> Elev. <u>1608</u> Static water level <u>290</u> feet below land surface Flowing ☐ Yes ☐ No GPM flow _____ Flowing <u>2.5</u> L/F Quality _____ Artificially raised in pressure ☐ Yes ☐ No Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																																																																																									
2 NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8 WELL TEST DATA ☐ Pump ☒ Bailor ☐ Other Discharge GPM _____ Draw Down _____ Hours Pumped _____																																																																																																																																																									
3 PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type) _____ ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection		9 LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Hole Diam</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th rowspan="2">Water Yrs. No.</th></tr><tr><th>From</th><th>To</th></tr></thead><tbody><tr><td>12</td><td>0</td><td>5</td><td>BROWN CLAY</td><td></td></tr><tr><td></td><td>5</td><td>23</td><td>CLAY LAMINAE</td><td></td></tr><tr><td></td><td>23</td><td>45</td><td>RED CLAY LAMINAE</td><td></td></tr><tr><td></td><td>45</td><td>47</td><td>CLAY LAMINAE</td><td></td></tr><tr><td></td><td>47</td><td>50</td><td>CLAY LAMINAE</td><td></td></tr><tr><td></td><td>50</td><td>72</td><td>HARD LAMINATE SFT SANDSTONE</td><td></td></tr><tr><td></td><td>72</td><td>75</td><td>RED CLAY</td><td></td></tr><tr><td></td><td>75</td><td>77</td><td>CLAY LAMINAE</td><td></td></tr><tr><td></td><td>77</td><td>90</td><td>RED CLAY + RED CLAY LAMINAE</td><td></td></tr><tr><td></td><td>90</td><td>110</td><td>LESS RED + CLAY LAMINAE</td><td></td></tr><tr><td></td><td>110</td><td>132</td><td>LESS RED CLAY LAMINAE</td><td></td></tr><tr><td></td><td>132</td><td>135</td><td>BROWN CLAY</td><td></td></tr><tr><td></td><td>135</td><td>150</td><td>CLAY LAMINAE</td><td></td></tr><tr><td></td><td>150</td><td>195</td><td>BASALT ROCK LAMINAE</td><td></td></tr><tr><td></td><td>195</td><td>200</td><td>CLAY LAMINAE</td><td></td></tr><tr><td></td><td>200</td><td>215</td><td>RED CLAY LAMINAE</td><td></td></tr><tr><td></td><td>215</td><td>225</td><td>CLAY LAMINAE</td><td></td></tr><tr><td></td><td>225</td><td>232</td><td>RED CLAY</td><td></td></tr><tr><td></td><td>232</td><td>276</td><td>RED + CLAY LAMINAE</td><td></td></tr><tr><td></td><td>276</td><td>290</td><td>CLAY LAMINAE</td><td></td></tr><tr><td></td><td>290</td><td>300</td><td>RED SOFT LAMINAE THIN</td><td></td></tr><tr><td></td><td>300</td><td>305</td><td>RED + BLACK LAMINAE</td><td></td></tr><tr><td></td><td>305</td><td>320</td><td>BLACK LAMINAE</td><td></td></tr><tr><td></td><td>320</td><td>362</td><td>BLACK + RED LAMINAE</td><td></td></tr><tr><td></td><td>362</td><td>375</td><td>LESS RED + BLACK LAMINAE</td><td></td></tr><tr><td></td><td>375</td><td>380</td><td>BLACK LAMINAE</td><td></td></tr><tr><td></td><td>380</td><td>390</td><td>RED + BLACK LAMINAE</td><td></td></tr><tr><td></td><td>390</td><td>400</td><td>BLACK LAMINAE BACKLASH</td><td></td></tr><tr><td></td><td>400</td><td>410</td><td>RED CLAY BACKLASH</td><td></td></tr></tbody></table>		Hole Diam	Depth		Material	Water Yrs. No.	From	To	12	0	5	BROWN CLAY			5	23	CLAY LAMINAE			23	45	RED CLAY LAMINAE			45	47	CLAY LAMINAE			47	50	CLAY LAMINAE			50	72	HARD LAMINATE SFT SANDSTONE			72	75	RED CLAY			75	77	CLAY LAMINAE			77	90	RED CLAY + RED CLAY LAMINAE			90	110	LESS RED + CLAY LAMINAE			110	132	LESS RED CLAY LAMINAE			132	135	BROWN CLAY			135	150	CLAY LAMINAE			150	195	BASALT ROCK LAMINAE			195	200	CLAY LAMINAE			200	215	RED CLAY LAMINAE			215	225	CLAY LAMINAE			225	232	RED CLAY			232	276	RED + CLAY LAMINAE			276	290	CLAY LAMINAE			290	300	RED SOFT LAMINAE THIN			300	305	RED + BLACK LAMINAE			305	320	BLACK LAMINAE			320	362	BLACK + RED LAMINAE			362	375	LESS RED + BLACK LAMINAE			375	380	BLACK LAMINAE			380	390	RED + BLACK LAMINAE			390	400	BLACK LAMINAE BACKLASH			400	410	RED CLAY BACKLASH	
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4 METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other																																																																																																																																																											
5 WELL CONSTRUCTION Diameter of hole <u>20"</u> inches Total depth <u>410</u> feet Casing schedule ☒ Steel ☐ Concrete Thickness <u>250</u> inches Diameter <u>20"</u> inches From <u>1</u> feet To <u>135</u> feet Inches inches feet feet Inches inches feet feet Inches inches feet feet Inches inches feet feet Inches inches feet feet Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☐ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☒ Yes ☐ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☐ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>18'</u> Material used in seal ☐ Cement grout ☒ Pudding clay ☐ Well cuttings Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing ☒ Overbore to seal depth																																																																																																																																																											
6 LOCATION OF WELL Sketch map location must agree with written location  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>JEFFERSON</u> NW 1/4 SW 1/4 Sec <u>4</u> T <u>36S</u> N/S, R <u>36E</u> W		10 Work started <u>1/11/76</u> finished <u>1-8-76</u>																																																																																																																																																									
		11 DRILLERS CERTIFICATION Firm Name <u>White Mt. Drilling</u> Firm No. <u>146</u> Address <u>Box 147</u> Date <u>1-11-76</u> Signed by (Firm Official) <u>Steve J. Fairall</u> and (Operator) <u>Steve J. Fairall</u>																																																																																																																																																									

December 24, 1975

Re Permit No. 35-7537

Reed L. Berrett
Roberts
Idaho 83444

Dear Mr. Berrett.

Enclosed is a copy of your approved Application for Permit No 35 7537 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

BDF jfr

Enclosures



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

IDAHO FALLS IDAHO 83401

November 10, 1975

RE Applications for Permit Nos 35-7536, 35-7537

The Rigby Star
134 West Main
Rigby, Idaho 83442

Gentlemen

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notices were to have been published in your paper on October 23 and October 30, 1975.

Your cooperation in this matter is greatly appreciated

Very truly yours,

RONALD D CARLSON
Regional Supervisor

RDC ME

RECEIVED
NOV 11 1975
IDAHO FALLS

October 15, 1975

RE Applications for Permit Nos. 35-7536, 35-7537 ✓

The Rigby Star
134 West Main
Rigby, Idaho 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
District Engineer

RDC ME'

Legal Notices (2)

Bill submitted _____ by _____

Called 11-17-75

Called 12-21-75

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Reed L. Berrett,
Roberts, Idaho

has on 10-14-75 submitted Application No. 35-7537
for a permit to appropriate 8.00 cubic feet per second ~~acre feet per annum~~
of water from a ground-water source
by means of well and pump
within the NW¹SW⁴, Sec. 4, T. 4N, R. 36E, B.M., Jefferson County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 407.96 acres

within the W¹₂, Sec. 4; N¹₂SW⁴, Sec. 9, 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 November 10, 1975

R KEITH HIGGINSON

Director

Published in the Rigby Star, Rigby, Idaho

on October 23 and October 30, 1975.

PROTESTED

AWL
COW-A

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No Bennett

LH 10-05-75

- ☒ 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) 1 11

In form to receipt YES

(2) 1 1

Send Copies to
Idaho State Health Department
Idaho Fish and Game Department
NA Bureau of Land Management

(3) 11 11

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

(4) 11 11

In form for advertising YES

(5) 11 11

Platted on Map No 11

(6) 11 11

NA Located within Water District No 11

(7) 11 11

Critical groundwater area yes 11 no 11

(8) 11 11

Groundwater levels
Declining, 11 Stable, 11 Increasing

(comment) Ref Obs with same 21 DAC

(9) 1 11

Other rights on the same place of use NO

(10) 11 11

Comments NO OTHER G.W. RIGHTS ON PLAT

(11) DL 12-17-75

Affidavit of Publication received (date) 12-17-75

(12) DL 12-17-75

Final date for protests SPRING 1975
Protests received yes 11 no 11

(13) RDC 12/17/75

All requested information received from agencies or applicant yes 11 no 11

(14) 11 11

Action recommended

☒ Approve

10/14/75 Proposed Priority

Reason for Reduction

☒ Measuring device required

Department of Water Resources

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E By RDC Date 12/17/75

RECEIVED

RECEIVED

Derr

12/17/75
12/17/75
12/17/75