

33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50

House
Barns
Cows

H 2.4
B 1.4
C 2.1
D 3.5

35 ac

Point
of
Division

1/4 mile 8" buried
new

39 ac

G 9.0

ARK 5/23/77

M 25.4

L 34.5

E 44.8

K 37.0

O 19.0

N 16.0

M 19.2

Spackman 35-7344

H 10.0

E 50.6
C 28.3
D 16.7

B 1.4
C 2.1
D 3.5

Point
of
Division

1/4 mile 8" buried
new

39 ac

G 9.0

ARK 5/23/77

M 25.4

L 34.5

E 44.8

K 37.0

O 19.0

N 16.0

M 19.2

Microfilmed

K-12

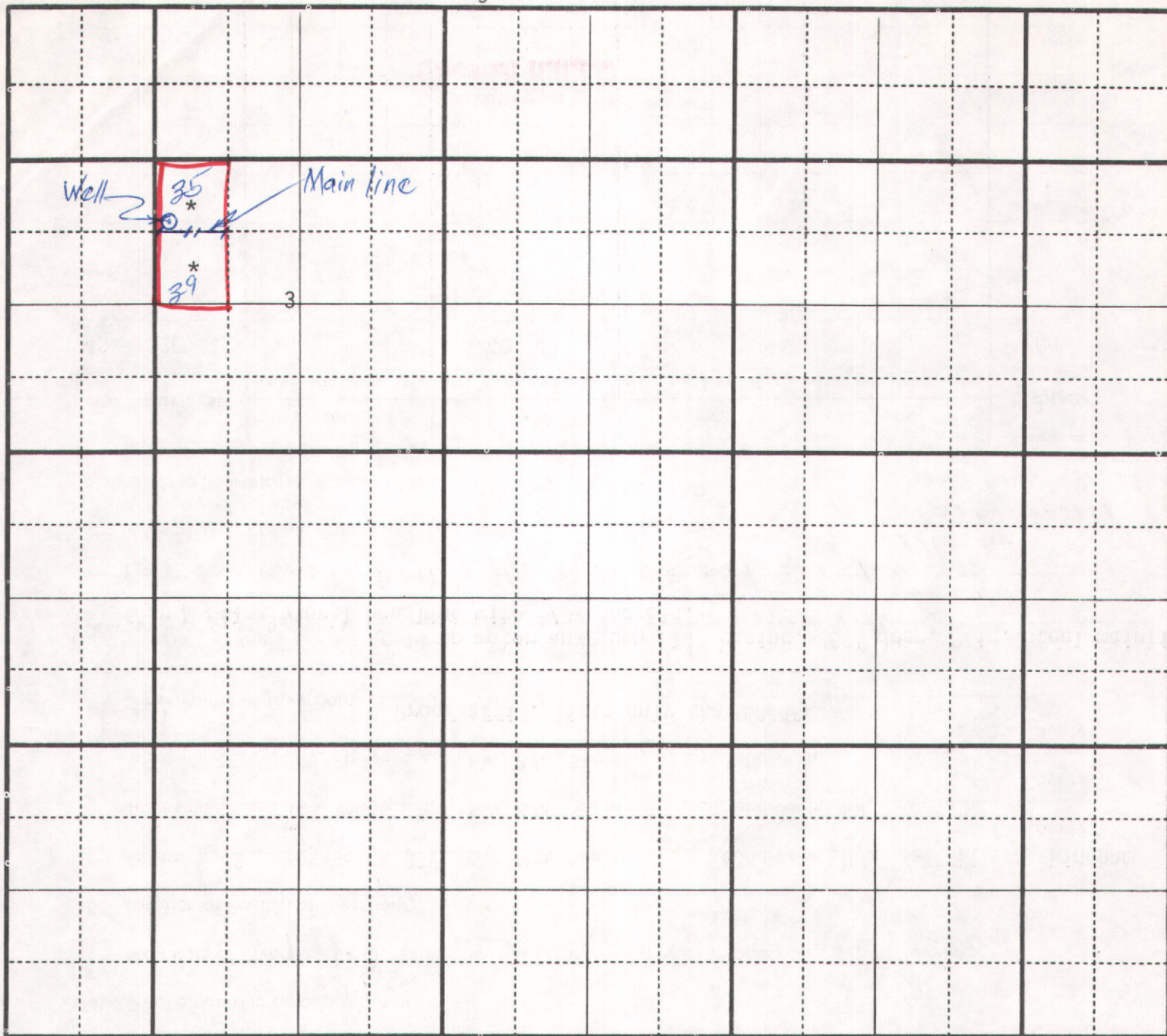
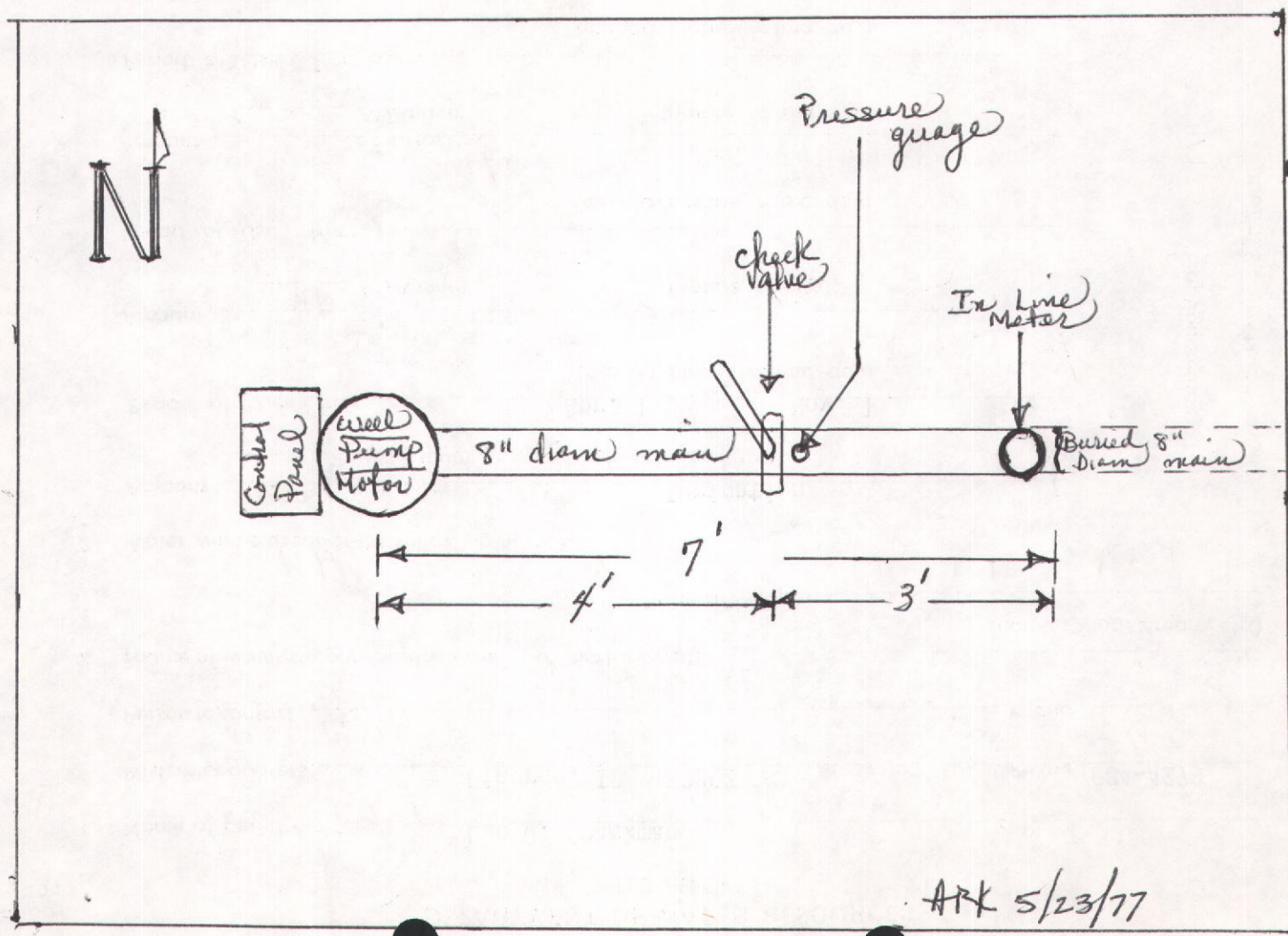


Diagram of System



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7394 Priority March 20, 1974 Amount 1.48 cfs

THIS IS TO CERTIFY, that LEE J. SPACKMAN
of Pingree, Idaho, has complied with the terms and conditions of Permit
No. 35-7394 issued pursuant to Application for Permit dated March 20, 1974,
and has submitted proof to the Department of Water Resources on March 28, 1977,
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 1.86 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>1.48</u> cfs and	<u>259</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 1.48 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 conferred is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
259 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, Twp. 4S,
Rge. 33E, B.M. in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4S	33E	3					35	39											74

Total number of acres irrigated 74

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
November, 19 79.

Director

MICROFILMED

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Lee J. Spackman
 post office address Pingree, Idaho 83262 Ph. 684-4279
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 NW $\frac{1}{4}$ of Section 3 Township 4S
Range 33E B.M. Bingham County; additional points of diversion if any: _____
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, T. 4S, R. 33E, Bingham County
- 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 1.6 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. 1.6 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works: _____ and
 a. Description of ditches, flumes, pumps, headgates, etc. well, 40 HP motor/pump, and
sprinkler system consisting of 4- $\frac{1}{4}$ mile of lateral lines and buried
main line.
- 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 80 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 \$ 15,000.
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: _____

08

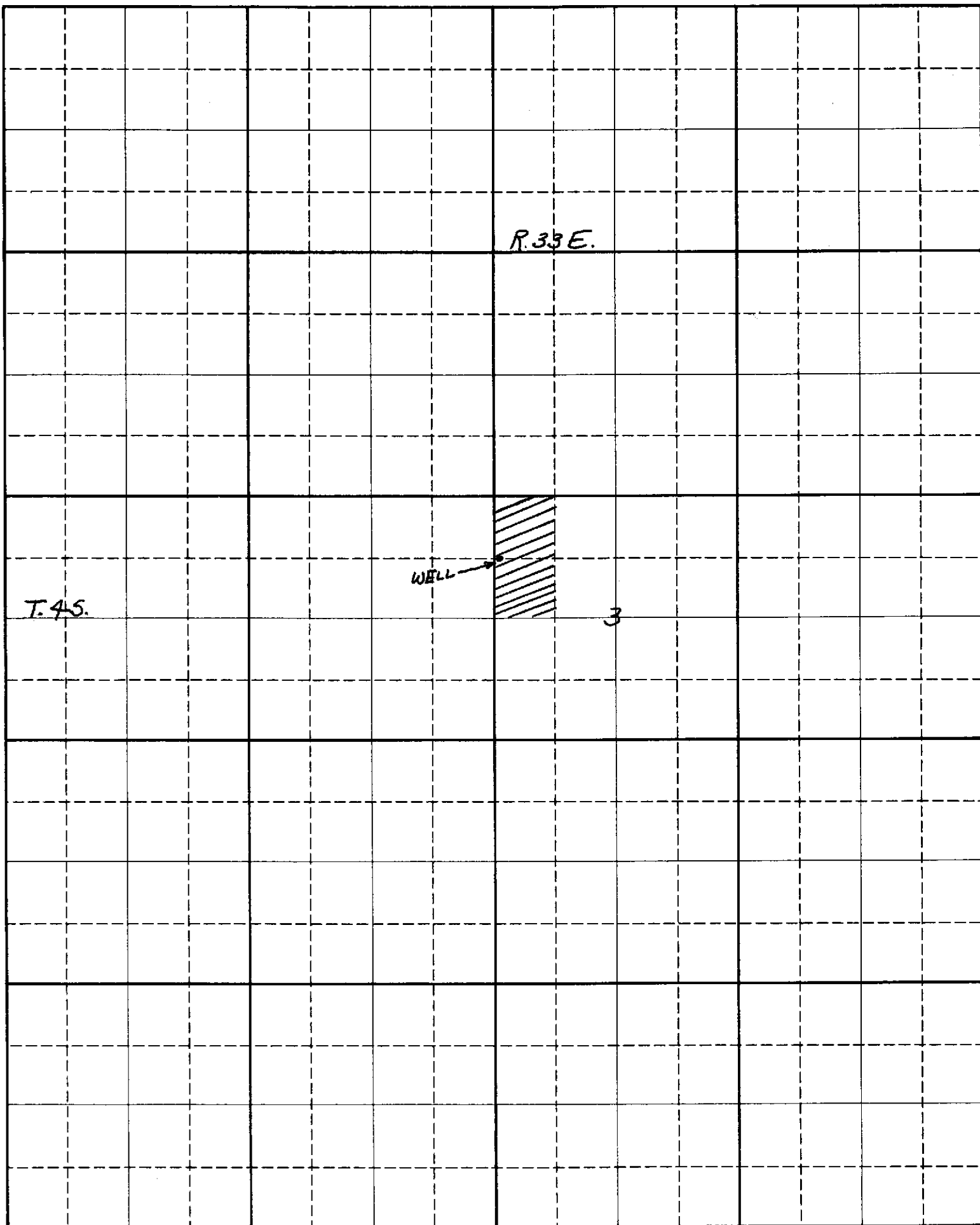
Springfield Canal

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 _____

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.

Lee J. Spackman
(Applicant)

Received by LB Date 3/29/74 Time 11:30 A.
Preliminary check by LB Fee \$ 35.00
Received by LB Date 3/28/74 # 12990
Publication prepared by LB Date 3/21/74
Published in Blackfoot Press
Publication dates 3/28 & 4/4/1974
Publication approved LB Date 4/8/74
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by LB

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7394, 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 April 1, 1979.

c. Other: A measuring device of a type approved by this Department 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 19 day of April 19 74.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date
(1) WR 3/20

Application No. Spackman 35-7394

- (2) ☒ Source
☒ Point of Diversion 2.
☒ 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

(3) WR 3/20
WR 3/20

In form to receipt

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

(4) WR 3/20

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

(5) WR 3/20

In form for advertising

(6) WR 3/20

Located within Water District No. N.A.

(7) WR 3/20

Critical groundwater area: yes ☐ no ☒

(8) WR 3/20

Groundwater levels:

- ☐ Decline (comment) _____
☒ Stable (comment) +/ This well is monitored by U.S.G.S. Bull 27
☐ Increasing (comment) _____

(9) WR 3/20

Comments: No conflicting G.W. rights

(10) MB 4/15/74

Affidavit of Publication received (date) April 8, 1974

(11) " "

Final date for protests April 15, 1974
Protests received: yes ☐ no ☒

(12) " "

Date and Place of hearing N.A.

Decision reached at hearing N.A.

(13) DC 4/15/74

All requested information received from agencies or applicant
yes OK no ☐

(14) " "

Action recommended:

- ☒ Approve Priority 3/20/74
☐ Deny Reason for Reduction _____
☒ Measuring device required
☐ See attached sheet for additional conditions of approval
☐ No additional conditions for approval

(15) District E By DC Date 4/15/74

RECORDED
APR 8 1974

WATER ADMINISTRATION
Area Office

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

I, David Mark Brown do solemnly

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

Friday issue of said newspaper 2 consecutive

weeks, the first publication having been made on

the 28th day of March, 1974

and the last publication having been made on the

4th day of April, 1974; that said

notice was published in the regular and entire issue of every
number of the paper as aforesaid during the period and time
of publication, and that notice was published in the
newspaper and not in a supplement.

Subscribed and sworn to before me this 4th

day of April, 1974

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1975

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Lee J. Spackman, Pingree,
Idaho, has on 3-20-74, submitted
Application No. 35-7394, for a
permit to appropriate 1.6 cubic
feet per second of water from a
ground-water source by means
of well and pump within the
NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3,
T. 4S, R. 33E, B.M., Bingham
County; to be used from Apr. 1
to Nov. 1 for the irrigation of 80
acres within the W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec.
3, T. 4S, R. 33E, B.M. 10.

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
Administration, 1515 Lincoln
Road, Idaho Falls, Idaho, 83401,
on or before April 15, 1974.

R. KEITH HIGGINSON
Director

(3786)
Pub.: 3-28, 4-4-76

35 7394



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

December 7, 1979

Lee J. Spackman
Pingree, Idaho 83262

Dear Mr. Spackman,

RE: Permit No. 35-7394

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

November 13, 1979

Re: Permit No. 35-7394

Lee J. Spackman
Pingree,
Idaho 83262

Dear Mr. Spackman:

A representative of this Department made an examination of the works covered by your Permit No. 35-7394 on May 23, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.48 cfs Source: groundwater

The maximum quantity diverted shall not exceed 259 acre feet per year.

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, Twp. 4S, Rge. 33E, B.M.

Beneficial use: Irrigation of 74 acres within the NW $\frac{1}{4}$, Sec. 3, Twp. 4S, Rge. 33E, B.M.

Priority date established: March 20, 1974

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,

JAN GROVER
Water Rights Supervisor

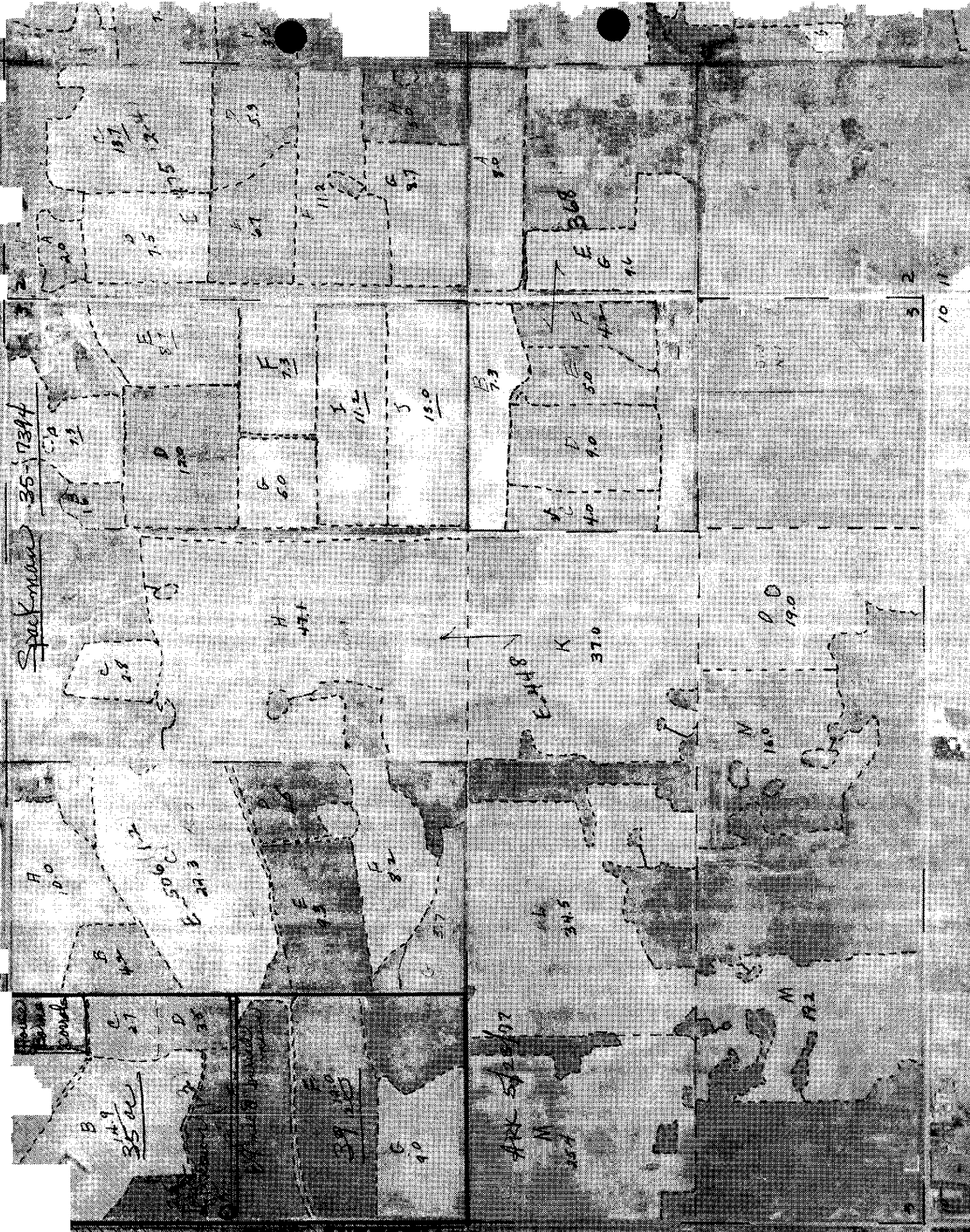
JG/kw

MICROFILMED

K-12

ENTRANCE ROAD

Spackman 35-7394



Att 5/23/77

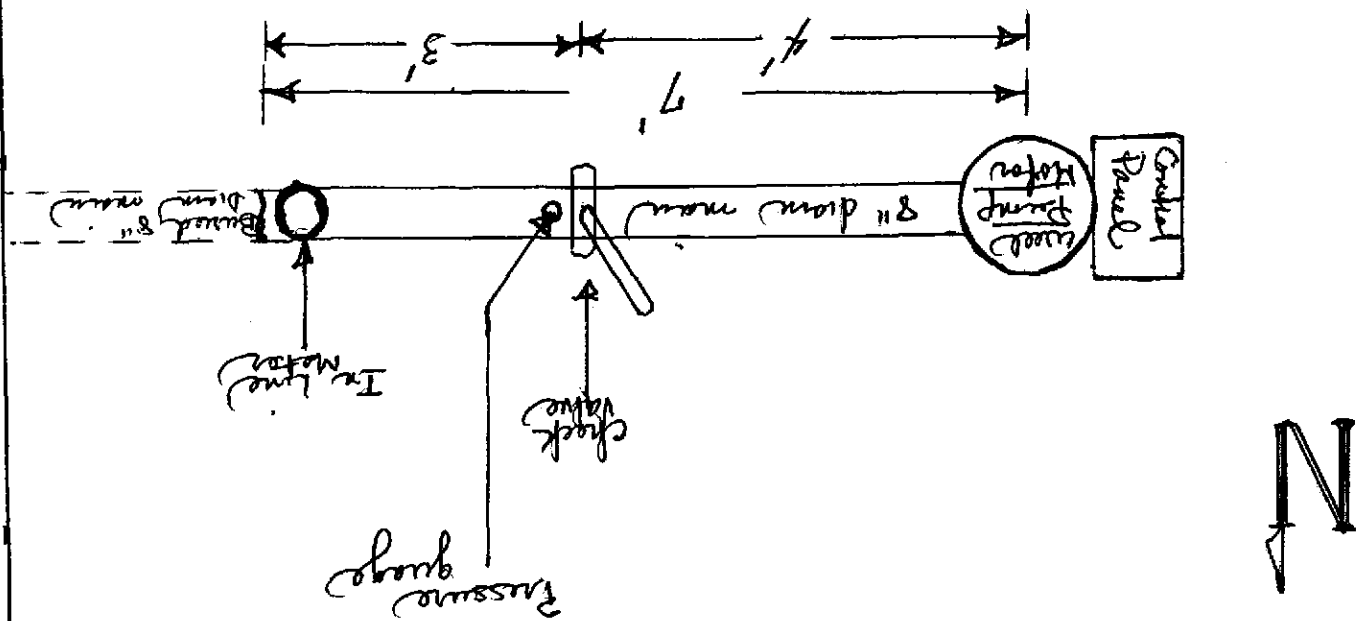
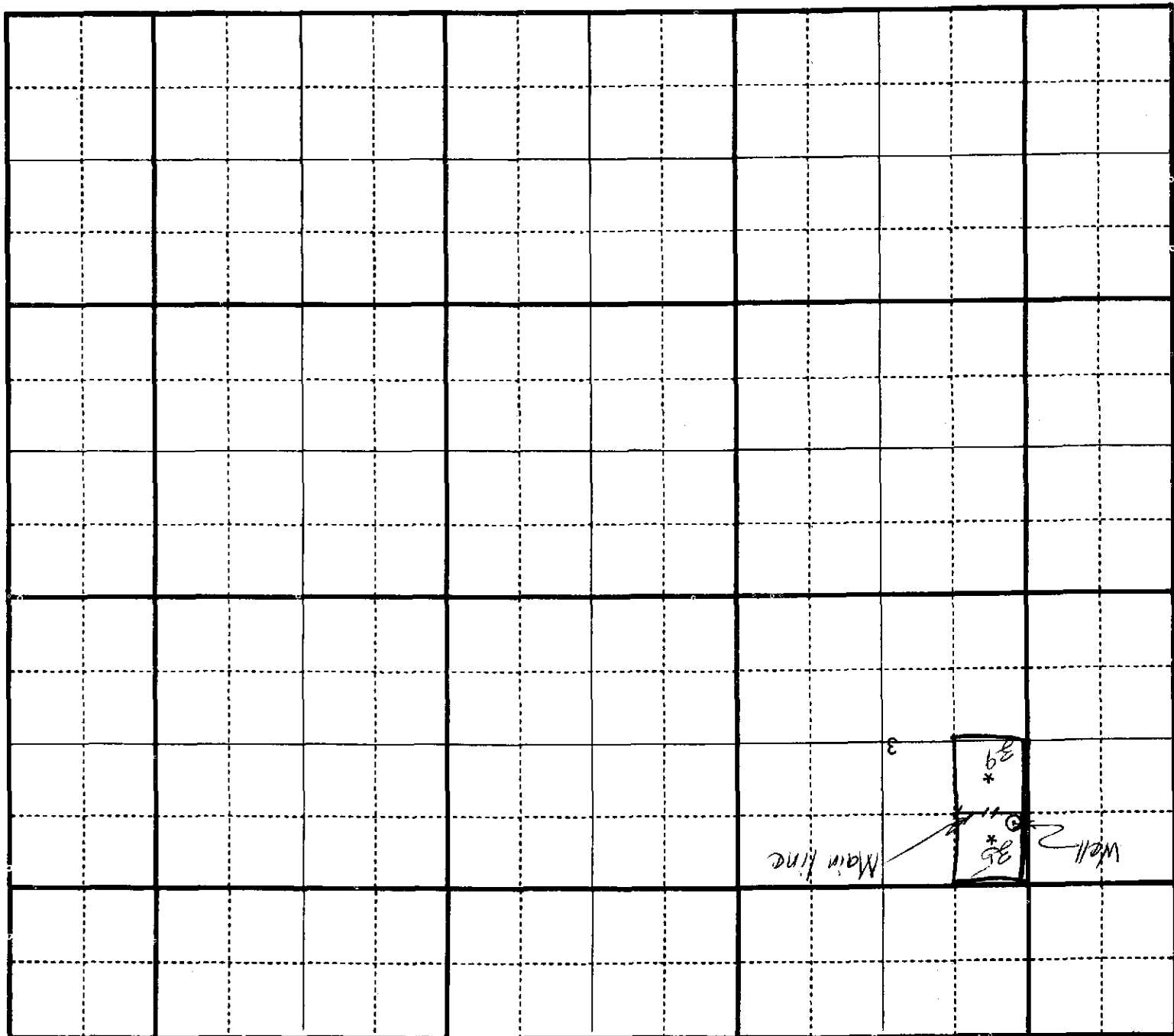


Diagram of System



DATE OF EXAM 5/23/77

ACREAGE
Found 74 ac
Recommended 74 ac

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.48 c.f.s. V = 259 AF/Ann. from April 1 to NWI
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no 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 1.86 cfs Method of measurement In Line Meter

Total Q recommended 1.48 Meter No. 12147 Type Rockwell Flow Control Condition good

Total V recommended 259

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION:

1000 gal. measured in 172 sec. = 833.3 gpm
1 cfs = 448.8 gpm. Therefore 833.3 gpm = 1.86 cfs
 $V = 215 \times 1.9835 \times 1.48 = 631.15 \text{ AF/Ann} > 3.5 \times 74 = 259$
 $V = 259 \text{ AF/Ann}$

ARK 5/23/77

SYSTEM DESCRIPTION:

Water is diverted by a General Electric "In-cled" Induction motor, 40 H.P. 3 phase, m/n 5K6247X41A, S/n - EKJ515380 and by an Aurora Vertiline pump, I.D. # V74-03487. Water is delivered to acreage by 4 1/4" dia. 4" diam. hand line sprinklers having 5/32" diam. nozzles.

REMARKS:

System shown & described by Mr. Spackman. 3 acres are occupied by house, barns, & corns, 3 additional acres are lost to paved county roads.

Examiner's Signature Anthony R. Kozlowski Date 5/23/77

Checked by Ernest Carlson Date 02-08-78

Approved by _____ Date _____

April 6, 1977

Re: Permit No. 35-7394

Lee J. Spackman
Pingree,
Idaho 83262

Dear Mr. Spackman:

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, but 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 regarding the field examination, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr

MICROFILMED

RECEIVED

MAR 28 1977

Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 35-7394

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Lee J. Spackman
b) Post Office Address Pingree, Idaho
2. Permit Number 35-7394
3. Date of Priority that you are prepared to establish 3-20-1974
4. a) Source from which water was appropriated Ground water
b) Location of the point of diversion: NW ¼ NW ¼, Section 3
Township 4S, Range 33E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 1.60 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 1.60 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: J. C. Newcomb of Blackfoot, Idaho installed pump,
no measurement of flow rate was made
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) 40 Hp. motor and pump, 14 in. casing, well depth 250 ft.,
8 inc. steel mainline, four ¼-mile lateral handline w/ 5/32 nozzels.

b) Describe the type and size of measuring device which you have installed at your point of diversion:
8 inch Flow control - Rockwell
Serial no. 12147

c) Give well driller's name and address and the date the well was completed:
LaMar Barrus, Blackfoot, Idaho, completed well in May, 1975.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 4/5/77

MICROFILMED

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

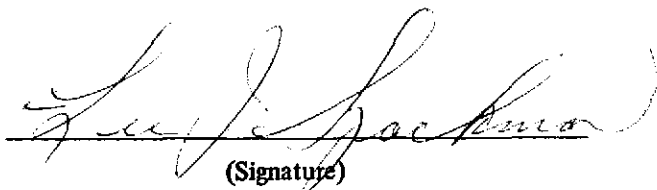
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	33E	3						40	40										80

Total number of acres irrigated 80

10. Remarks: _____

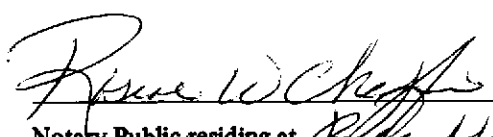
The above information is a true statement of the extent to which the above numbered permit has been developed.

24th March 77
 (Date)


 (Signature)

State of Idaho)
) ss.
 County of Bingham)

On this 24 day of March, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.


 Notary Public residing at Blackfoot
Idaho

My commission expires 8-28-78 -

April 19, 1974

Re: Permit No. 35-7394

Lee Spackman
Pingree,
Idaho 83262

Dear Mr. Spackman:

Enclosed is a copy of your approved Application for Permit No. 35-7394. 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
Assistant Director

BDF/bjg

Enclosures

35 7394

XXXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

March 22, 1974

RE: Application for Permit No. 35-7392 - Spackman
35-7393 - Kendall
35-7394 - Spackman
35-7395 - Wren

Blackfoot News
P.O. Box 70
Blackfoot, Idaho 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:CB

Enc: Legal Notice (4)

Bill submitted 4/08/74 by CB

35 7394

MB
NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
Lee J. Spackman, Pingree,
Idaho, has on 3-20-74, submitted
Application No. 35-7394, for a
permit to appropriate 1.6 cubic
feet per second of water from a
ground-water source by means of
a well and pump within the
NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3,
T. 4S, R. 33E, B.M., Bingham
County; to be used from Apr. 1
to Nov. 1 for the irrigation of 80
acres within the W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec.
3, T. 4S, R. 33E, B.M.
If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Administration, 1515 Lincoln
Road, Idaho Falls, Idaho, 83401,
on or before April 15, 1974.
R. KEITH HIGGINSON
Director
(3786)
Pub.: 3-28, 4-4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lee J. Spackman,

Pingree, Idaho

has on 3/20/74 submitted Application No. 35-7394

for a permit to appropriate 1.6 cubic feet per second ~~acre feet per annum~~

of water from a ground-water source

by means of well and pump

within the NW1/4NW1/4, SW1/4NW1/4, Sec. 3, T. 4S, R. 33E, B.M., Bingham County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 80 acres

within the W1/2NW1/4, Sec. 3, T. 4S, R. 33E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before April 15, 1974.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on March 28 and April 4, 1974.

35 7394

MB-LH
CB-5A