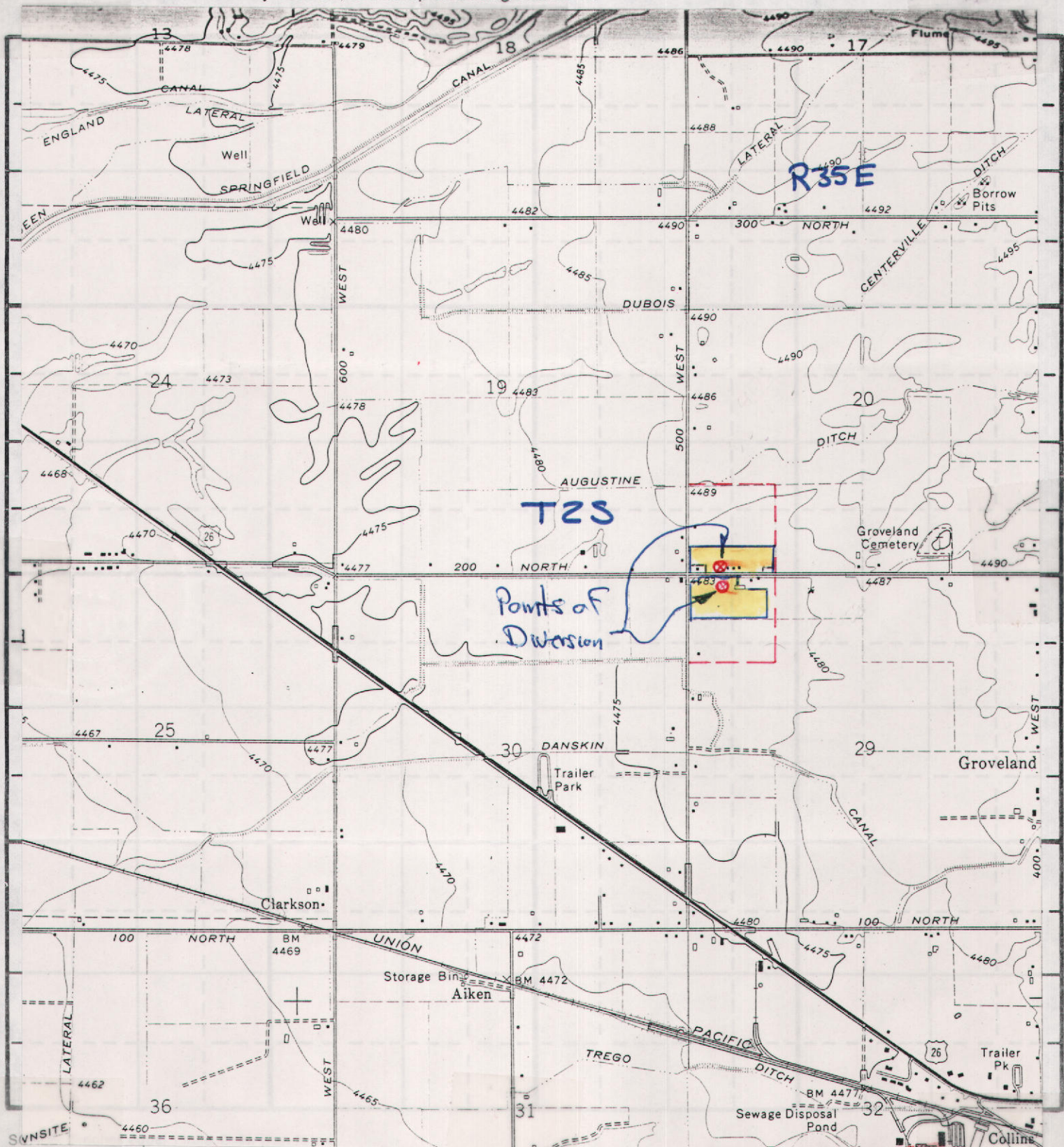


c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	35E	20											S						10
		29						11											11

Total number of acres to be irrigated 22 21

- Describe any other water rights used for the same purpose as described above. Canal shares in Riverside Ditch Co.
- 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.



MICROFILMED

RECEIVED

MAY 23 1986

Department of Water Resources
Eastern District Office

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**

NOTICE is hereby given that D. Cleon Bergeson & Edward C. Cook, Blackfoot, Idaho, have applied to the Department of Water Resources for a change in the point of diversion of water of a groundwater source. The rights sought to be changed are evidenced by License Numbers 35-7371 & 35-7427 and are recorded as follows:

35-7371 — PRIORITY: 1/18/1974.

AMOUNT: .02 for stockwatering purposes within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ & .20 for the irrigation of 10 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M.

35-7427 — PRIORITY: 6/21/1974.

AMOUNT: .22 for the irrigation of 11 acres within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T. 2S, R. 35E, B.M.

Point of Diversion for both rights: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M., Bingham County.

**TO BE CHANGED
AS FOLLOWS**

The water will be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M., Bingham County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401, on or before May 19, 1986.

A. KENNETH DUNN
Director

(9048)
Pub.: 5/1, 8

38

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

I, Catherine C. Brown do

solemnly

Publisher

swear that I am the of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions Laws of Idaho of 1933, approved March 11, 1933,
and duly designated, pursuant to law, a particular day of
the week as the day on which legal notices required by
law or by the order of any Court of competent jurisdiction
within the State of Idaho shall be published to-wit: Thursday
of each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of
publication was published in said issue or said
newspaper 2 consecutive weeks

the first publication having been made on the
1st day of May, 19 86

and the last publication having been made on the
8th day of May, 19 86;
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.

Catherine C. Brown

Subscribed and sworn to before me this 21st

day of May, 19 86

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1988

MICROFILMED

notice on
con.

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 35-7371 & 35-7427

(9009)
Pub.: 4/10, 17

38

NOTICE is hereby given that D. Cleon Bergeson and Edward C. Cook, Blackfoot, Idaho, have applied to the Department of Water Resources for a change in the point of diversion of water of a groundwater source. The rights sought to be changed are evidenced by License Numbers 35-7371 and 35-7427 and are recorded as follows:

AMOUNT: .25 cfs.

35-7371, AMOUNT 0.20 cfs; PRIORITY: 1/18/1974.

35-7427, AMOUNT 0.22 cfs; PRIORITY: 6/21/1974.

POINT OF DIVERSION: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M., Bingham County.

The water is used to irrigate 21 acres (under 35-7371) within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20; (Under 35-7427) within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T. 2S, R. 35E, B.M.

TO BE CHANGED
AS FOLLOWS

The water will be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M., Bingham County.

Any protest against approval of the above proposed change of water rights must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401, on or before April 28, 1986.

A. KENNETH DUNN
Director

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, _____

Catherine C. Brown

Publisher

swear that I am the _____ of The Morning 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: Thurs 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 issue or said newspaper 2 consecutive weeks

the first publication having been made on the 10th day of April, 19 86.

and the last publication having been made on the 17th day of April, 19 86; 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.

Catherine C. Brown

Subscribed and sworn to before me this 21st

day of April, 19 86.

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1988

RECEIVED

APR 22 1986

Department of Water Resources
Eastern District Office

MICROFILMED

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

RANGE 35E

T
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2
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20

20

20

20

۱۱۱

MARCH 1964

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.

Edward C Cook
(Applicant)

(Applicant)

35 7371

RECEIVED

FEB 5 1974

Department of Water Administration
Eastern District Office

MB
**NOTICE OF
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Edward C. Cook, Route No. 4, Box 155, Blackfoot, Idaho, has on 1-18-74 submitted Application No. 35-7371 for a permit to appropriate 0.22 cubic feet per second of water from a ground water source by means of well and pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M. Bingham County; to be used from Jan. 1 to Dec. 31 for stockwatering purposes for 20 head of cattle and 5 head of horses and from Apr. 1 to Oct. 15 for the irrigation of 10 acres; all uses within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, 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 February 11, 1974.

R. KEITH HIGGINSON
Director

(3683)
Pub.: 1-24, 31

33 CB

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 ..24th... day of January...., 19...74....

and the last publication having been made on the

...31st... day of January, 19...74...; that said

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

David Mark Brown

Subscribed and sworn to before me this 1st.....

day of February....., 19...74.....

Patricia A. Johnson

Notary Public for the State of Idaho,

Residing at Blackfoot, Idaho

My commission expires

Oct. 20, 1975

35 7371

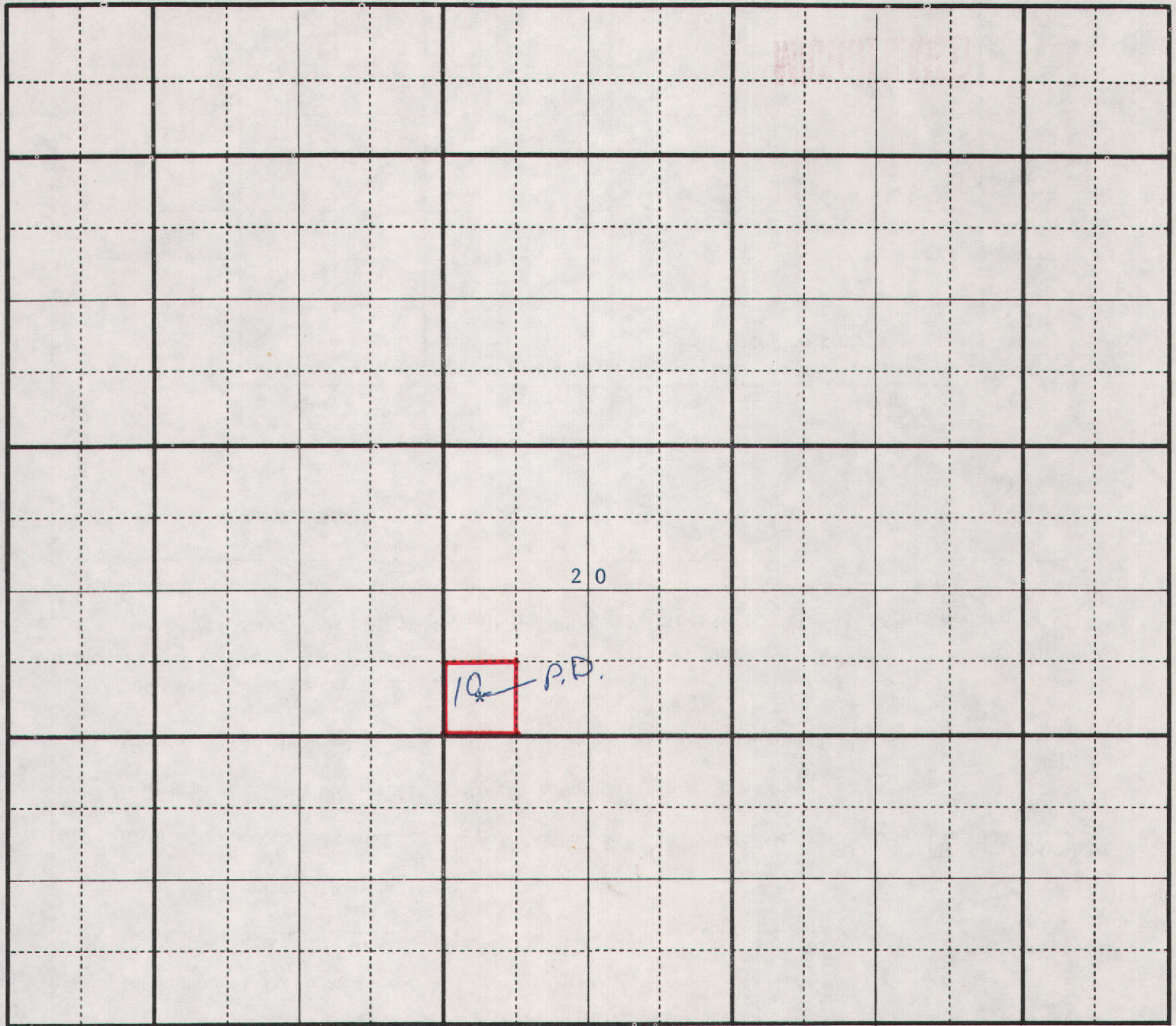
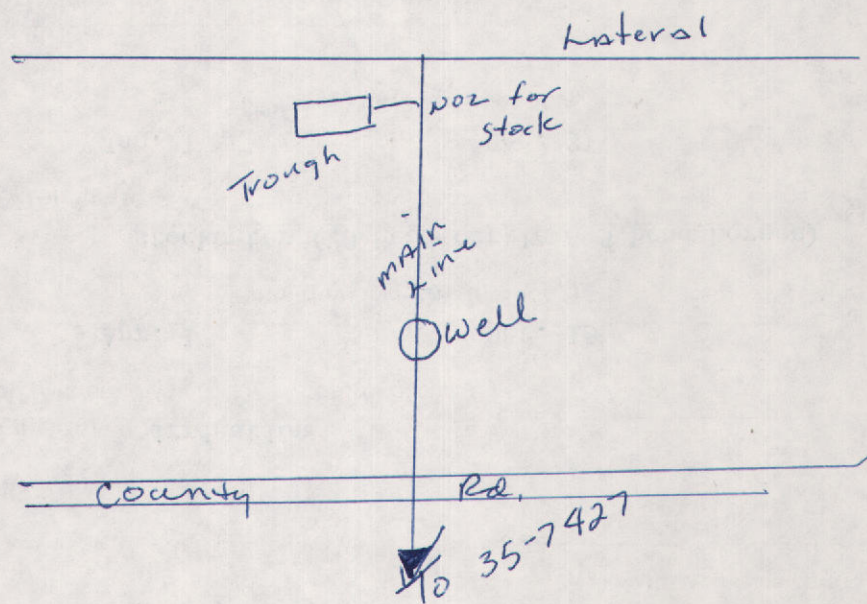


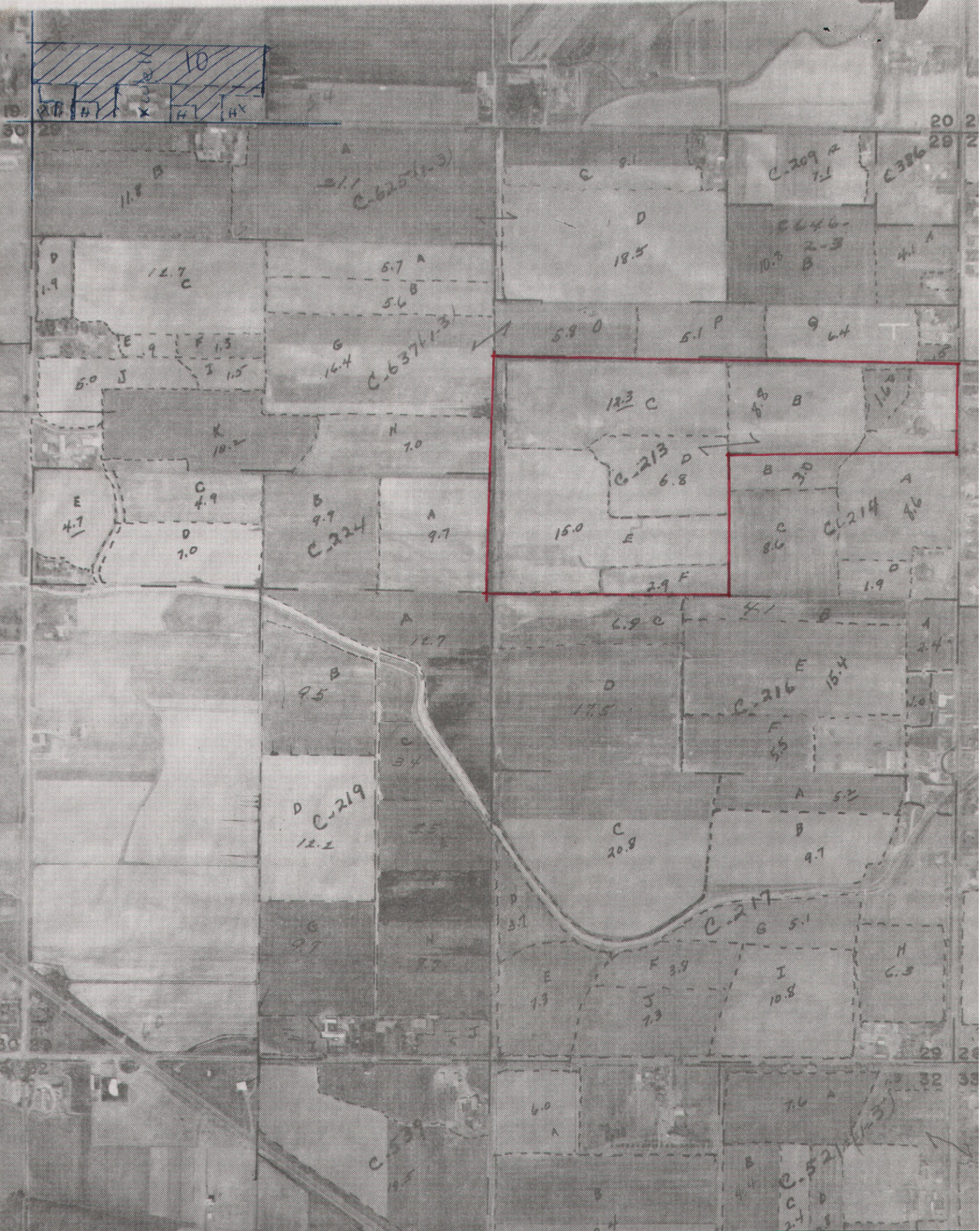
Diagram of System



10 AC Sec 20

Stock SWSW

37371



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

785-3097

Name of applicant D. Cleon Bergeson and Edward C. Cook Phone 785-3175Post Office address Rt. 4, Box 367 or 364, Blackfoot, Idaho**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in 35-7371 in _____ (Name of court) county of _____
- b. License No. 35-7427 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

- ② Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____

3. Source of water Groundwater tributary to _____

35-7371 1-18-1974

4. Date of priority 35-7427 6-21-1974

5. Water is used for the following purposes:

35-7371 amount 0.20cfs for irrigation purposes from 4-1 to 10-15
amount 0.02cfs for stock purposes from 1-1 to 12-31
35-7427 amount 0.22 for irrigation purposes from 4-1 to 11-1
(month/day — both dates inclusive)

6. Total amount of water under right: a. 0.25* cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20
Township 2S Range 35E, B.M., in Bingham County
Additional points of diversion, if any These licenses share a common Point of Diversion.

8. Lands irrigated or place of use: *Subject to the condition that the maximum rate of diversion shall not exceed 0.25cfs when 35-7371 & 35-7427 used in conjunction.

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 $\frac{1}{4}$	
35-7371	2S	35E	20										10						10
													S						
35-7427	2S	35E	29						11										11

Total number of acres to be irrigated 21

9. Describe any other water rights used for the same purpose as described above Canal Shares.

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

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
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

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3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

1. General Information 35-7371 - 0.20 cfs and 0.02 cfs stockwater
35-7427 - 0.22 cfs
- a. Amount of water to be diverted 0.25 cfs * c.f.s. &/or _____ acre feet
- b. Description of diverting works Two wells/pumps to sprinkler lines.

- c. Describe the reasons for the proposed changes to have an additional well in
case the original well fails and is unable to irrigate ground under
these two licenses.

2. Change in point of diversion

Point of diversion NW ¼ NW ¼, Section 29 Township 2S
Range 35E, B.M., Bingham County
Additional points SW¼SW¼ Sec. 20 T 2S R. 35E

3. Change in place of use No Change.

- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

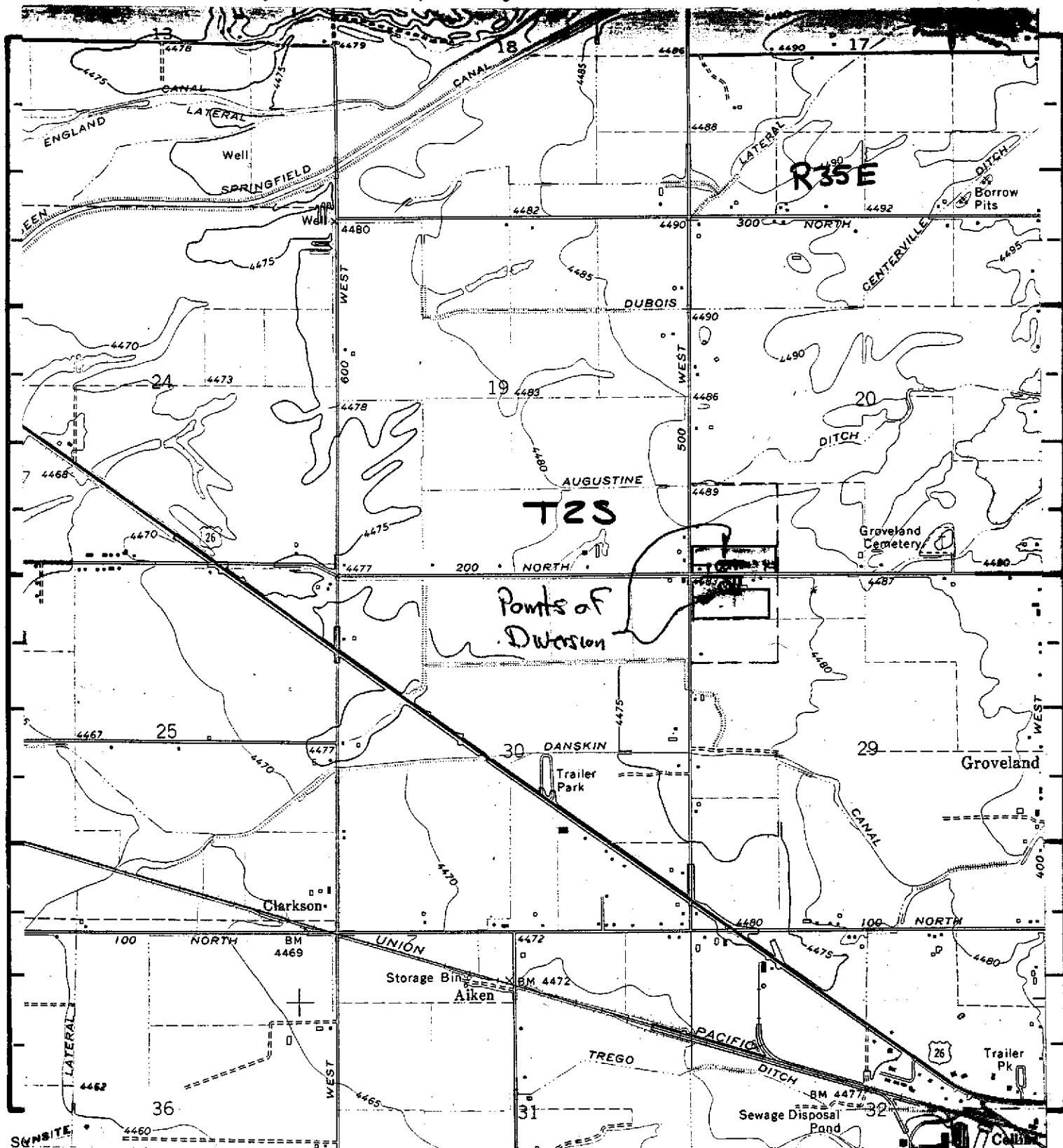
* When license 35-7371 used in conjunction with 35-7427 the maximum rate of diversion cannot exceed 0.25cfs.

c. Describe the lands or 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%	
2S	35E	20											S						10
		29						11											11

Total number of acres to be irrigated 22 21

4. Describe any other water rights used for the same purpose as described above. Canal shares in Riverside Ditch Co.
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.



MICROFILMED

D. REMARKS

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.

D. Clam Bergeson
+ Edward C. Clark
 (Signature of Applicant)

Subscribed and sworn to before me this 13th day of March, 19 86.

Sharon R. Riddle
 (Notary Public)

My commission expires 7-17-88

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-7371/7427 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. The maximum rate of diversion shall not exceed 0.25 cfs when Right Nos. 35-7271 & 35-7427 are combined.

Witness my hand this 11th day of July, 19 86

A. Glen Saylor
 Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>HWT</u>	Date <u>3-13-86</u>	Protest filed by _____
Prelim. check by <u>SM</u>	Fee <u>\$ 50 # 35574</u>	
Receipted by <u>HWT</u>	Date <u>4/1/86</u>	
Published in <u>The Black Point News</u>	Copies of protest forwarded by _____	
Pub. dates <u>4/10 + 4/17/1986 Read 5/1 + 5/2/1986</u>	Hearing held by _____	Date _____
Watermaster recommendation requested on <u>N.A.</u>	Recommended for <u>approval</u>	denial
_____ rec'd.	by <u>RDC Jim B.S.</u>	

MAY 23 1986

Department of Water Resources
Eastern District Office

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**

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AMOUNT: .02 for stockwatering purposes within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ & .20 for the irrigation of 10 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M.

35-7427 — PRIORITY: 6/21/1974.

AMOUNT: .22 for the irrigation of 11 acres within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T. 2S, R. 35E, B.M.

Point of Diversion for both rights: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M., Bingham County.

**TO BE CHANGED
AS FOLLOWS**

The water will be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M., Bingham County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401, on or before May 19, 1986.

A. KENNETH DUNN
Director

(9048)
Pub.: 5/1, 8

38

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, Catherine C. Brown, do solemnly

Publisher

swear that I am the of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions Laws of Idaho of 1933, approved March 11, 1933,
and duly designated, pursuant to law, a particular day of
the week as the day on which legal notices required by
law or by the order of any Court of competent jurisdiction
within the State of Idaho shall be published to-wit: Thursday
of each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of
publication was published in said issue or said
newspaper 2 consecutive weeks

the first publication having been made on the
1st day of May, 19 86

and the last publication having been made on the
8th day of May, 19 86

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issue of every number of the paper as aforesaid during
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published in the newspaper and not in a supplement.

Catherine C. Brown

Subscribed and sworn to before me this 21st

day of May, 19 86

Patricia A. Johnson

Notary Public for the State of Idaho,

Residing at Blackfoot, Idaho

My commission expires

Oct. 20, 1988

MICROFILMED

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 35-7371 & 35-7427**

(9000)
Pub.: 4/10, 17

38

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AMOUNT: .25 cfs.

35-7371, AMOUNT 0.20 cfs; PRIORITY:
1/18/1974.

35-7427, AMOUNT 0.22 cfs; PRIORITY:
6/21/1974.

POINT OF DIVERSION: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20,
T. 2S, R. 35E, B.M., Bingham County.

The water is used to irrigate 21 acres (under
35-7371) within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20;
(Under 35-7427) within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec.
29, T. 2S, R. 35E, B.M.

**TO BE CHANGED
AS FOLLOWS**

The water will be diverted within the
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T.
2S, R. 35E, B.M., Bingham County.

Any protest against approval of the above pro-
posed change of water rights must be filed with
the Idaho Department of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho,
83401, on or before April 28, 1986.

A. KENNETH DUNN
Director

RECEIVED

APR 22 1986

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

solemnly

Catherine C. Brown

Publisher

swear that I am the _____ of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions 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
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within the State of Idaho shall be published to-wit: Thurs
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 issue or said
newspaper _____ consecutive weeks

the first publication having been made on the
_____ 10th day of _____ April, 19 86.

and the last publication having been made on the
_____ 17th day of _____ April, 19 86;
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.

Catherine C. Brown

Subscribed and sworn to before me this _____ 21st

day of _____ April, 19 86.

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1988

MICROFILMED

CONSOLIDATED TAX NOTICE AND RECEIPT BINGHAM COUNTY TAX COLLECTOR

1985

P.O. BOX 190

BLACKFOOT, ID 83221

REAL PROPERTY

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
57.712	15-00	RP0307400	A 4049

7.927L

49.7851 T2S R35E SEC 20

T-3755* E 15* CF T-3756

23.195HM

34.517*

AC 6.120 COCK, EDWARD C/RCWENA E
 AT 4 BOX 364

BLACKFOOT ID 83221

DELINQUENT CERT.

TAXING DISTRICT

RATE

AMOUNT

RECEIPT

STATE .000001
 COUNTY .005216
 SCHOOL 55 .005367
 GROVELAND CEM .000277
 BLKFT/SR FIRE .000525

.04
 180.04
 185.26
 9.56
 18.12

FULL PAYMENT

428.02

TAX

PEN

SUB TOT

INT.

TOT.

1ST INSTALLMENT

TAX 214.01

PEN.

SUB TOT.

INT.

TOT.

2ND INSTALLMENT

TAX 214.01

PEN

SUB TOT.

INT.

TOT. 214.01

REAL EST

#00793 001 12/19/85

SOLID WASTE

35.00

TOTAL .011386

YOUR CANCELLED CHECK IS YOUR RECEIPT. LEVY SHEETS
 ARE OBTAINABLE IN THE OFFICE. PLEASE READ BACK.

MICROFILMED

CONSOLIDATED TAX NOTICE AND RECEIPT

BINGHAM COUNTY TAX COLLECTOR

1985

P.O. BOX 190

BLACKFOOT, ID 83221

REAL PROPERTY

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
85.910	15-00	RP0326800	A 4281

14.961L

70.9491 T2S R35E SEC 29
N2N2NW4 LESS T-6144,
T-7181, T-7182, T-7777

15.668HM

70.242*

17.000 BERGESON, CLEON
RT 4 BOX 367

BLACKFOOT ID 93221

DELINQUENT CERT.

REAL EST 434.90

#01092 R02 03/07/86

TAXING DISTRICT

RATE

AMOUNT

RECEIPT

STATE

.000001

.08

FULL PAYMENT

COUNTY

.005216

366.38

TAX 869.80

SCHOOL 55

.005367

377.00

PEN.

GROVELAND CEM

.000277

19.46

SUB TOT.

BLKFT/SR FIRE

.000525

36.88

INT.

TOT.

1ST INSTALLMENT

TAX 434.90

PEN.

SUB TOT.

INT.

TOT.

2ND INSTALLMENT

TAX 434.90

PEN.

SUB TOT.

INT.

TOT.

SOLID WASTE

70.00

434.90

105.150

TOTAL

105.150

869.80

YOUR CANCELLED CHECK IS YOUR RECEIPT. LEVY SHEETS

ARE OBTAINABLE IN THE OFFICE. PLEASE READ BACK.

COPY

COPY

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7371 Priority Jan. 18, 1974 Amount 0.22 cfs

THIS IS TO CERTIFY, that EDWARD C. COOK
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 35-7371 issued pursuant to Application for Permit dated January 18, 1974,
and has submitted proof to the Department of Water Resources on August 13, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.25 cfs of water from a ground water 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>Stockwater</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.02</u> cfs and			<u>0.4 acre feet</u>
<u>Irrigation</u> from <u>April 1</u> to <u>Oct. 15</u> at <u>0.20</u> cfs and			<u>35.0 acre feet or</u>
from _____ to _____ at _____ cfs and			<u>3.5 af per acre</u>
(both dates inclusive)			

Subject, however, to the condition that no more than * 0.22 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
35.4 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 20,
Twp. 2 S, Rge. 35 E, 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 $\frac{1}{4}$	
2 S	35 E	20											10						10
		20											x (stockwater)						

Total number of acres irrigated 10

* Subject to the condition that the maximum rate of diversion shall not exceed
0.25 cfs when combined with License No. 35-7427.

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
January, 19 75.

MICROFILMED

Director

Identification No. 35 7371
Application No. _____

LICENSE NUMBER FOR 22 SEC. 27
LICENSE NO. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant EDWARD C. COOK
post office address Route #4, Box 155, Blackfoot, Idaho 83221
2. Source of water supply ground water which is a tributary of -----
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20 Township 2S
Range 35E B.M. Bingham County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.2 for Irrigation purpose from Apr. 1 to Oct. 15 (both dates inclusive)
(cfs or ~~acre-feet per annum~~)
Amount 0.02 for stockwater purpose from Jan. 1 to Dec. 31 (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. 0.22 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 8" well with 5 hp pump on 200'
mainline, 1200' lateral pipe

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 8 inches; proposed depth of well is 85 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.
b. Estimated construction cost is \$ 3,500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20 Township 2S
Range 35E 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 20 head cattle & 5 head of horses

(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: _____

35 7371

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	35E	20											10						10

Total number of acres to be irrigated 10

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

Two shares of Riverside Ditch Company water

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

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

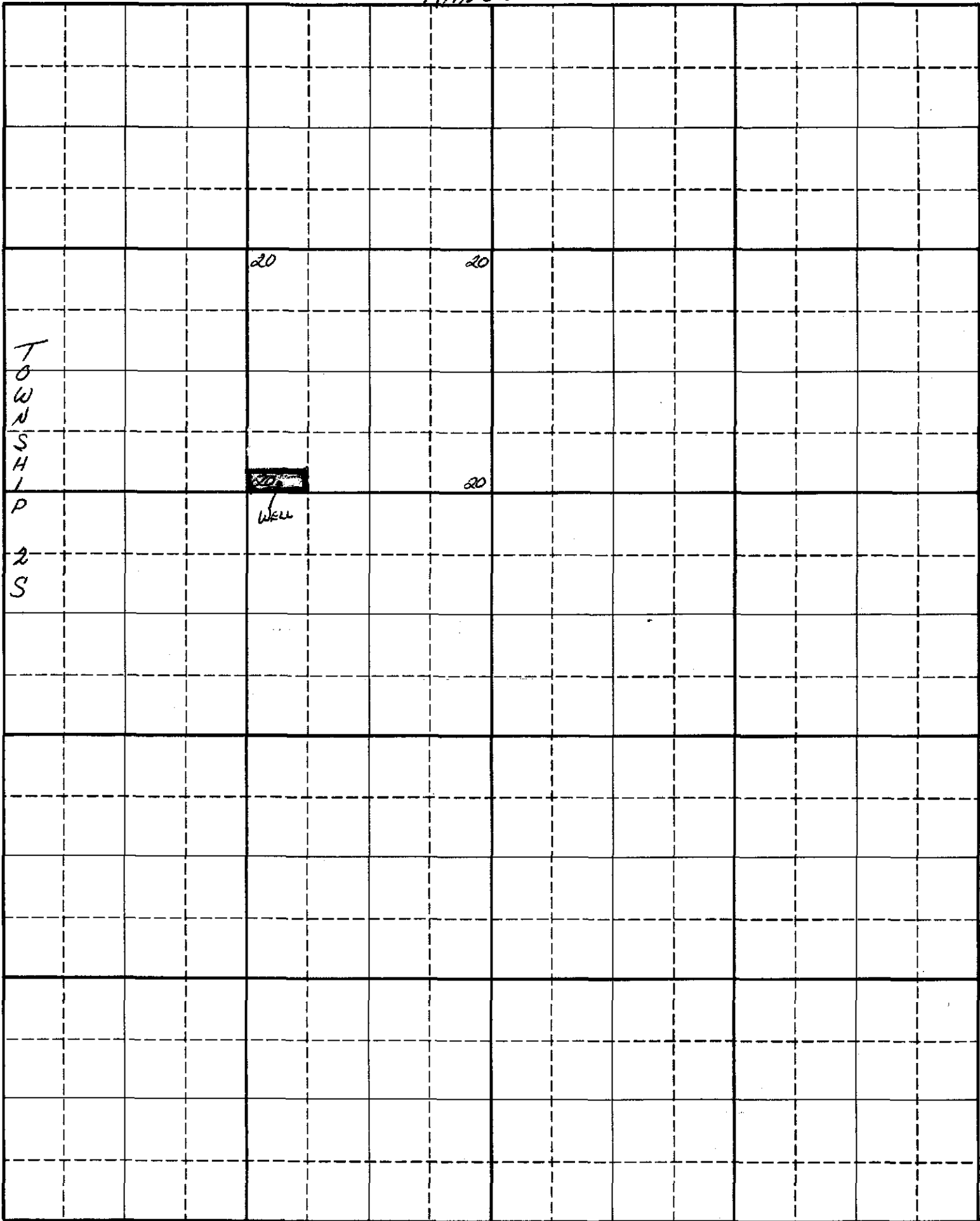
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Rent equipment on hourly basis

I own over 6 acres of the land to be irrigated, Mr. Teeple owns the rest, therefore we have decided I would put in the irrigation system and charge him an hourly rate to irrigate his portion.

10. Remarks

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

RANGE 35E



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.

Edward C Cook
(Applicant)

35 7371

Proposed Priority 1-18-1974

35 7371

Received by MB Date 1-18-74 Time 10:30 am
MB 1/14/74
EJ 1/11/74

Preliminary check by RC Fee \$ 25.00

Receipted by MB Date 1-18-74 # 12694

Publication prepared by MB Date 1-18-74

Published in Blackfoot News

Publication dates Jan. 24 - 31, 1974

Publication approved CB Date 2/05/74

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDC MB

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. _____, and said application is hereby _____.

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 March 1, 19 76.

c. Other: _____

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

Witness my hand this 15 day of February 19 74.

R. Keith Higinbotham
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>RDC</u>	<u>1/18/74</u>	Application No. <u>35-7371</u> <u>EDWARD COOK</u>
(2)			☒ 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
(3)	<u>ll</u>	<u>ll</u>	In form to receipt <u>YES</u>
	<u>ll</u>	<u>ll</u>	Send Copies to: ☒ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>ll</u>	<u>ll</u>	☒ Request Special Use Permit from U. S. F. S. ☒ Request Easement from B. L. M. ☐ Request Information from Applicant
(5)	<u>ll</u>	<u>ll</u>	In form for advertising <u>YES</u>
(6)	<u>ll</u>	<u>ll</u>	Located within Water District No. <u>NA</u>
(7)	<u>ll</u>	<u>ll</u>	Critical groundwater area: yes <u>no</u> ☒
(8)	<u>ll</u>	<u>ll</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>NO OBS. WELLS IN AREA</u> ☐ Increasing (comment) _____
(9)	<u>ll</u>	<u>ll</u>	Comments: <u>No conflicting GW RIGHTS</u>
(10)	<u>MB</u>	<u>2/5/74</u>	Affidavit of Publication received (date) <u>February 5, 1974</u>
(11)	<u>CB</u>	<u>2/11/74</u>	Final date for protests <u>February 11, 1974</u> Protests received: yes <u>no</u> ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>NA</u> Decision reached at hearing _____
(13)	<u>NA</u>	<u>NA</u>	All requested information received from agencies or applicant yes <u>no</u>
(14)	<u>RDC</u>	<u>2/11/74</u>	Action recommended: ☒ Approve Priority <u>1/18/74</u> ☐ Deny Reason for Reduction <u>FEE</u> ☐ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>RDC</u>	Date <u>2/11/74</u> 1974

Department of Water Administration

35 7371

80

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 ..24th... day of January.....19..74....

and the last publication having been made on the
...31st... day of January., 19..74...; that said
notice was published in the regular and entire issue of every
number of the paper as aforesaid during the period and time
of publication, and that notice was published in the
newspaper and not in a supplement.

David Mark Brown

Subscribed and sworn to before me this 1st.....

day of February....., 19..74.....

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
Edward C. Cook, Route No. 4,
Box 155, Blackfoot, Idaho, has
on 1-18-74 submitted Ap-
plication No. 35-7371 for a
permit to appropriate 0.22 cubic
feet per second of water from a
ground-water source by means
of well and pump within the
SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R.
35E, B.M. Bingham County; to
be used from Jan. 1 to Dec. 31
for stockwatering purposes for
20 head of cattle and 5 head of
horses and from Apr. 1 to Oct.
15 for the irrigation of 10 acres;
all uses within the SW $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 20, T. 2S, R. 35E, 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, 15th Lincoln
Road, Idaho Falls, Idaho, 83401
on or before February 14, 1974.

R. KEITH HIGGINSON
Director

(3683)
Pub.: 1-24, 31

3306

35 7371

RECEIVED

INTER-DEPARTMENT MEMO — 1

FROM Darlene

JAN 11 1974

DATE January 11, 1974

Department of Water & Irrigation
Eastern District Office
TO Eastern District Office

SUBJECT Application for Permit - Edward C. Cook

Herewith forwarding above subject application along with check #92-63 for \$10.00. Filing fee is insufficient for quantity of water requested.

35 7371


SIGNATURE



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

July 14, 1986

RE: Transfer of Water Right Nos. 35-7371/7427

D. Cleon Bergeson &
Edward C. Cook
Rt. 4, Box 367
Blackfoot, ID 83221

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 3248). Be sure to note the condition of approval as listed on the final page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

1. Right number 35-7371
35-7427 Applicant Clean Berguson + Ed Cook
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. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred.
- h. ☒ Check for expansion in use of right. Comments limit rate of diversion

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

Right number(s) 35-4173 DOMESTIC CLAIM BY ED COOK

- i. ☐ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on NA Received on _____
2. Is transfer published correctly? ☒ Yes ☒ No Re-ad - 5/01 + 5/08/86
3. Protest received? ☐ Yes ☒ No Protest date 4/28/86
5/19/86

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions The maximum rate of diversion from either
or both wells shall not exceed 2.5 cfs
when 35-7371 & 35-7427 are used

4. By RDC Date 6/10/86 JUN 12 1986

* All uses within Watermaster Districts require special conditions.

Department of Water Resources

copy to Roberta 4/1/86 / Receipt letter 4/2/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 23, 1986

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 19, 1986.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**

NOTICE is hereby given that D. Cleon Bergeson & Edward C. Cook, Blackfoot, Idaho, have applied to the Department of Water Resources for a change in the point of diversion of water of a groundwater source. The rights sought to be changed are evidenced by License Numbers 35-7371 & 35-7427 and are recorded as follows:

35-7371 — PRIORITY: 1/18/1974.

AMOUNT: .02 for stockwatering purposes within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ & .20 for the irrigation of 10 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, 35E, B.M.

35-7427 — PRIORITY: 6/21/1974.

AMOUNT: .22 for the irrigation of 11 acres within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T. 2S, R. 35E, B.M.

Point of Diversion for both rights: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M., Bingham County.

**TO BE CHANGED
AS FOLLOWS**

The water will be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M., Bingham County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401, on or before May 19, 1986.

A. KENNETH DUNN
Director

(9048)
Pub.: 5/1, 8

*corrected by
file 4-23-86
MD*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that D. Cleon Bergeson & Edward C. Cook, Blackfoot, Idaho have applied to the Department of Water Resources for a change in the point of diversion of water of a groundwater source. The rights sought to be changed are evidenced by License Numbers 35-7371 & 35-7427 and are recorded as follows:

35-7371 PRIORITY: 1/18/1974

AMOUNT: .02 for stockwatering purposes within the SW1/4SW1/4 & .20 for the irrigation of 10 acres within the SW1/4SW1/4 Sec. 20, T. 2S, R. 35E B.M.

35-7427 PRIORITY: 6/21/1974

AMOUNT: .22 for the irrigation of 11 acres within the NW1/4NW1/4, Sec. 29, T. 2S, R. 35E B.M.

Point of Diversion for both rights: SW1/4SW1/4, Sec. 20, T. 2S, R. 35E, B.M., Bingham County.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NW1/4NW1/4, Sec. 29, SW1/4SW1/4, Sec 20, T. 2S, R. 35E B.M., Bingham County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401, on or before May 19, 1986.

A. Kenneth Dunn

Director

Published 5/1 and 5/8/86

MICROFILMED

April 2, 1986

D. Cleon Burgeson
Edward C. Cook
Rt. 4, Box 367
Blackfoot, Idaho 83221

Re: Application for Transfer No. 35-7371/7427

Dear Transfer Applicant:

The Department of Water Resources acknowledges receipt of your application for Transfer. The Transfer identification numbers are 35-7371 & 35-7427. Please refer to these numbers in all further correspondence.

This office is currently in the process of advertising the Transfer in The Blackfoot News. The Transfer will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the transfer is protested, you will be sent a copy of the protest. The protest must be resolved before the transfer is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the transfer is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the transfer and will notify you of the outcome of this review. When the transfer is approved, you will be sent a copy. A typical processing time for an unprotested transfer is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Ernest Carlsen
Assistant Regional Supervisor

EC/md

MICROFILMED

March 11, 1986

D. Cleon Bergeson
Rt. 4, Box 367
Blackfoot, Idaho 83221

Dear Mr. Bergeson:

Enclosed is your application for transfer. You and Mr. Cook need to review it and then sign and have it notarized. Both of you will also need to send in a copy of last years tax notice showing you as owners of the irrigated ground described in the application. In addition a \$50.00 fee must accompany the completed application.

Sincerely,

Harold W. Jones
Sr. Resource Agent

HWJ/md

Enclosure

RECEIVED
MAR 15 1986
FBI - BOISE



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

March 11, 1986

D. Cleon Bergeson
Rt. 4, Box 367
Blackfoot, Idaho 83221

Dear Mr. Bergeson:

Enclosed is your application for transfer. You and Mr. Cook need to review it and then sign and have it notarized. Both of you will also need to send in a copy of last years tax notice showing you as owners of the irrigated ground described in the application. In addition a \$50.00 fee must accompany the completed application.

Sincerely,

Harold W. Jones
Sr. Resource Agent

HWJ/md

Enclosure

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 2, 1986

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 28, 1986.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-7371 & 35-7427

Notice is hereby given that D. Cleon Burgeson and Edward C. Cook, Blackfoot, Idaho have applied to the Department of Water Resources for a change in the point of diversion of water of a groundwater source. The rights sought to be changed are evidenced by License Numbers 35-7371 and 35-7427 and are recorded as follows:

AMOUNT: .25 cfs

35-7371 AMOUNT 0.20 cfs PRIORITY: 1/18/1974

35-7427 AMOUNT 0.22 cfs PRIORITY: 6/21/1974

POINT OF DIVERSION: SW1/4SW1/4, Sec. 20, T. 2S,
R. 35E B.M., Bingham County.

The water is used to irrigate 21 acres (under 35-7371) within the SW1/4SW1/4 Sec. 20; (Under 35-7427) within the NW1/4NW1/4 Sec. 29, T. 2S, R. 35E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NW1/4NW1/4, Sec. 29, SW1/4SW1/4, Sec. 20, T. 2S, R. 35E, B.M., Bingham County.

Any protest against approval of the above proposed change of water rights must be filed with the Idaho Department of Water Resources 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83401 on or before April 28, 1986.

A. Kenneth Dunn

Director

Published in the Blackfoot News 4/10 and 4/17/86

MICROFILMED

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 35-7371 & 35-7427**

NOTICE is hereby given that D. Cleon Bergeson and Edward C. Cook, Blackfoot, Idaho, have applied to the Department of Water Resources for a change in the point of diversion of water of a groundwater source. The rights sought to be changed are evidenced by License Numbers 35-7371 and 35-7427 and are recorded as follows:

AMOUNT: .25 cfs.

35-7371, AMOUNT 0.20 cfs; PRIORITY:
1/18/1974.

35-7427, AMOUNT 0.22 cfs; PRIORITY:
6/21/1974.

POINT OF DIVERSION: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20,
T. 2S, R. 35E, B.M., Bingham County.

The water is used to irrigate 21 acres (under
35-7371) within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20;
(Under 35-7427) within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec.
29, T. 2S, R. 35E, B.M.

**TO BE CHANGED
AS FOLLOWS**

The water will be diverted within the
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T.
2S, R. 35E, B.M., Bingham County.

Any protest against approval of the above pro-
posed change of water rights must be filed with
the Idaho Department of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho,
83402, on or before April 28, 1986.

A. KENNETH DUNN
Director

*called +
changed zip code
(9009)*

Pub.: 4/10, 17 AD 4/11/86

Proved 4/10

FIELD REPORT

RECEIVED
AUG 27 1964

Phone AUG 20 1974

Phone Department of Water Resources
Eastern District Office

- Post office address: Route #4, Box 155, Blackfoot, ID 83221

Person to contact

2. Source of water supply: Groundwater ☒ Surface water ☐

(name spring, stream, etc.)

Tributary to

3. Water will be used for the following purposes:

Amount 0.2 c.f.s. for irrigation

_____ AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 15

(mo.-day) inclusive (mo.-day)

Amount 0.02 c.f.s. for stockwater (20 head cattle & 5 head horses)

_____ AF/Annum _____ (nature of use)

Period of Use: from Jan. 1 to Dec. 31

(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for

_____ AF/Annum (nature of use)

Period of Use: from _____ to _____

(mo.-day) inclusive (mo.-day)

Other uses:

4. Total amount to be appropriated:

Max Rate of Diversion 0.22 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 2S N/S, Range 35E E/W, B.M., Section 20, Subdivision SW 1/4 SW 1/4 Bingham

County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

County

Other Points of Diversions:

Description of diverting works: 7½ hp motor, 8" well, Static H2O level 56' cased to 30'.

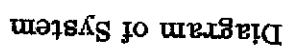
Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

MICROFILMED

TOTAL ACREAGE _____ **10**



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3 7371

10 AC Sec 20

Stock SWSW

DATE OF EXAM Aug 12, 1974

ACREAGE
Found 10
Recommended 10

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = .2 c.f.s. V = 35 AF/Ann. from Apr 1 to Oct 15
Domestic Q = c.f.s. V = AF/Ann. from to
Livestock Q = .02 c.f.s. V = .2 AF/Ann. from Jan 1 to Dec 31

Is water co-mingled? yes no ✓

Name source: N.A.
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no ✓

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 .2 cts ^{see measurement in 35-7427} Method of measurement P.t.to

Total Q recommended .2 cts Meter No. A-203 Type Condition IDWR

Total V recommended 35.2 Af/Ann

Recommended Amendments:

P.D.
Place of Use
Other
None X

MEASUREMENT CALCULATION:
16 noz @ 43 psi with 1/64 noz = 5.55 gal/noz
5.55 gal x 16 noz = 88.8 gal/min / 448.8 = .2 cts

V = 10 Ac x 3.5 Af/Ac = 35 Af/Ann

SYSTEM DESCRIPTION: 7 1/2 hp. Sub pump. Burried main runs North 200' to portable laterals Valve for diversion to Stock watering Trough.

REMARKS: System & land shown by Edward Cool
Well provides water for Permit # 35-7427

Examiner's Signature William Rhoads Date Aug 21, 1974

Checked by Loren O. Halmer Date Dec 6, 1974

Approved by Date

August 19, 1974

Re: Permit No. 35-7371

Edward C. Cook
Rt. #4, Box 155
Blackfoot, ID 83222

Dear Mr. Cook:

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 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 concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

35-7371

RECEIVED

AUG 18 1974

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Identification No. _____

Permit No. _____

1. a) Name of Permit Holder Edward C. Cook
b) Post Office Address Rt. #4 Box 155, Blackfoot, Id. 83221
2. Permit Number 35-7371
3. Date of Priority that you are prepared to establish 6-21-74
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: SW 1/4 SW 1/4, Section 20
Township 2S, Range 35E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 0.20 CFS for Irr. purposes from Apr. 1 to Nov. 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.02 for Stockwater purposes from Jan. 1 to Dec. 31 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 0.22 CFS 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: System designed to produce 0.22 CFS
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: N. A.
b) Describe the agreement or understanding by which you take water from the works: N. A.
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) 7 1/2 hp. motor 8" well Static H2O level 56' Cased to 30'
b) Describe the type and size of measuring device which you have installed at your point of diversion: None required
c) Give well drillers name and address and date the well was completed Doug Cushman, 945 S Broadway, Blackfoot, Id. 83221
Well completed March 1974.

Exam typed 8/9/74 by [signature]

35-7371

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use In SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20 2S 35E, Stockwater for 20 head cattle & 5 horses.

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

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 $\frac{1}{4}$	
2S	35E	20											10						10

Total number of acres irrigated 10

10. Remarks:

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

8-12-74 (Date) Edward C Cook (Signature)

State of Idaho ss.
County of Bingham

On this 12th day of August, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Arthur J. Jackson
Notary Public residing at Blackfoot

My commission expires 9-17-76

February 20, 1978

Re: Permit No. 35-7371

Edward C. Cook
Route 4, Box 155
Blackfoot, Idaho 83221

Dear Mr. Cook:

Enclosed is a copy of your approved Application for Permit No. 35-7371 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

35 7371

XXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

January 18, 1974

RE: Application for Permit No. 35-7370 - Elison
35-7371 - Cook

The 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

Bill submitted 2-5-74 by MB

NCY:cb

Enclosure: Legal Notice (2)

35 7371

MB

**NOTICE OF
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Edward C. Cook, Route No. 4, Box 155, Blackfoot, Idaho, has on 1-18-74 submitted Application No. 35-7371 for a permit to appropriate 0.22 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M. Bingham County; to be used from Jan. 1 to Dec. 31 for stockwatering purposes for 20 head of cattle and 5 head of horses and from Apr. 1 to Oct. 15 for the irrigation of 10 acres; all uses within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, 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 February 11, 1974.

R. KEITH HIGGINSON
Director

(3683)

Pub.: 1-24, 31

35 7371

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Edward C. Cook,

Route #4, Box 155, Blackfoot, Idaho

has on 1/18/74 submitted Application No. 35-7371

for a permit to appropriate 0.22 cubic feet per second ~~acre feet per second~~

of water from a ground-water source

by means of well and pump

within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, B.M. Bingham County;

to be used from Jan. 1 to Dec. 31

for stockwatering purposes for 20 head of cattle & 5 head of horses and from

Apr. 1 to Oct. 15 for the irrigation of 10 acres; all uses

within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 2S, R. 35E, 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 February 11, 1974.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on January 24 and January 31, 1974

35 7371

1515 Lincoln Road

January 18, 1974

Re: Application for Permit No. 35-7371

Mr. Edward C. Cook
Route #4, Box 155
Blackfoot, ID 83221

Dear Mr. Cook:

Attached herewith is departmental receipt No. 12694 in the amount of \$25.00 for the above referenced application which was received in this office under the above date.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:MB

Attachment

35 7371

1515 Lincoln Road

January 15, 1974

Mr. Edward C. Cook
Route #4, Box 155
Blackfoot, ID 83221

Dear Mr. Cook:

Attached herewith is your check No. 92-63 in the amount of \$10.00 and your application for permit, which we have taken the liberty of retyping. The statutory filing fee for diversion rates from 0.21 c.f.s. to 1.0 c.f.s. is \$25.00, making your filing fee insufficient. Also a diversion rate of .02 c.f.s. for stockwatering for the amount of stock you have indicated is the maximum we can accept without justification, in accordance with the Idaho Code, Sec. 42-230. Notice on the retyped application that the diversion rate for stockwater has been reduced. If you feel a larger rate is justified, include information in support of the higher rate with your application when you return it. In Item 9, you have listed both you and Mr. Thern Teeple as owners of the place of use, please clarify this.

Upon receipt of the signed application and the filing fee of \$25.00, we can continue processing the application. If you have any questions, please do not hesitate to contact this office.

Very truly yours,

RONALD D. CARLSON
Assistant to the District Engineer

RDC:mb

Enclosures

35 7371