

Affidavit of Publication

THE RIGBY STAR 5 1973

STATE OF IDAHO,
County of Jefferson

ss.

Department of Water Administration
Eastern District Office

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 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

Two Consecutive issues thereof; first publication having been made on the 13th day of Sept, 1973

and the last publication on the

20th day of Sept, 1973

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.

Hope B Jones

Subscribed in my presence and sworn to before me this 2nd

day of October, 1973.
(SEAL)

R H Farnum

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

My commission expires _____, 19____

Publication Fee: \$ 1.89

MY COMMISSION EXPIRES JULY 15, 1977

35 7324

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Robert W. Berrett, Box 71, Roberts, Idaho has on August 31, 1973, submitted Application No. 35-7324 for a permit to appropriate 9.6 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T. 5N, R. 36E, B.M., Jefferson County; to be used from April 1 to November 1 for the irrigation of 480 acres within the E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 32, T. 5N, 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 Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 1, 1973.

R. KEITH HIGGINSON
Director

Published in the Rigby Star, Rigby, Idaho on September 13 and September 20, 1973.

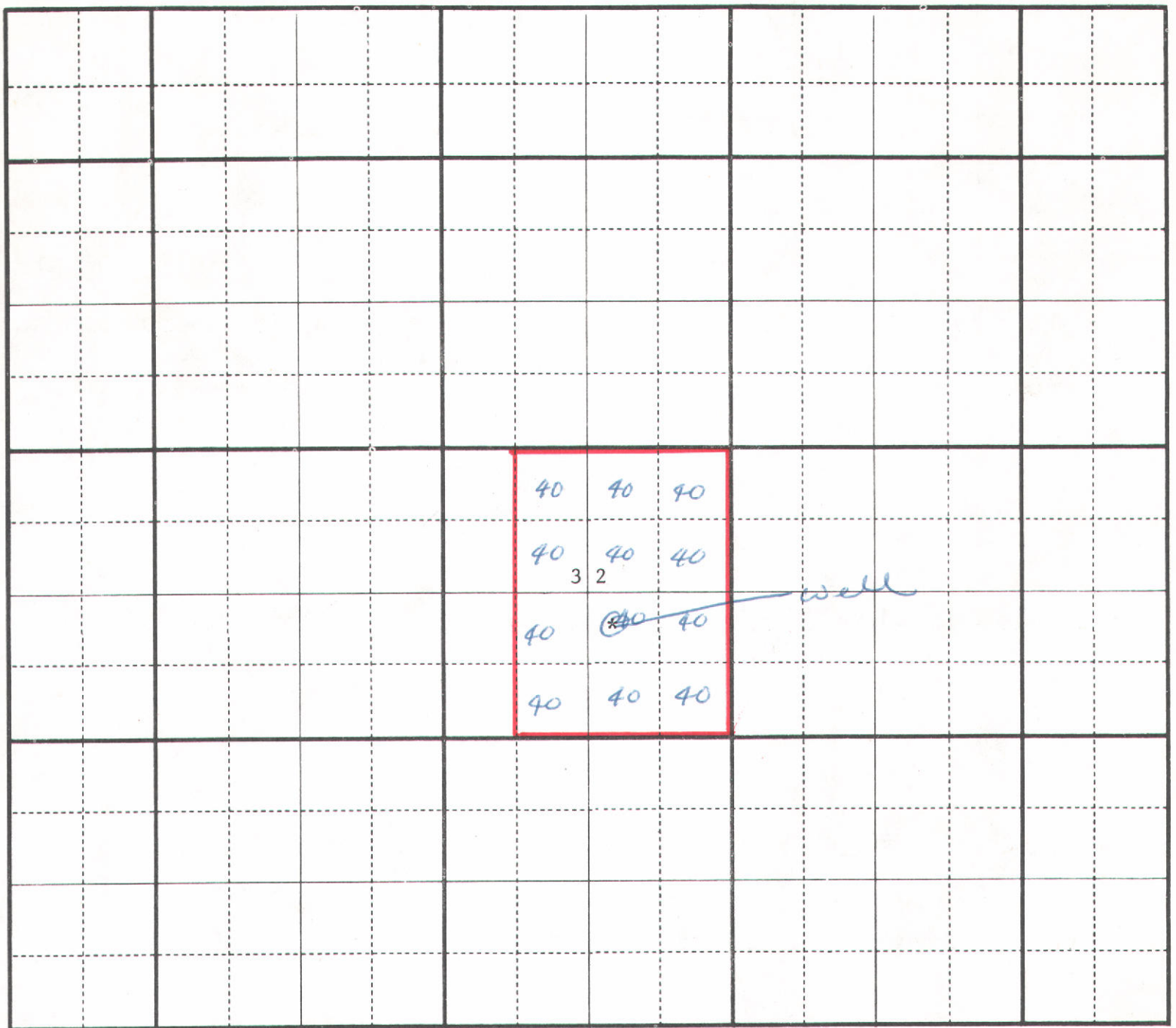
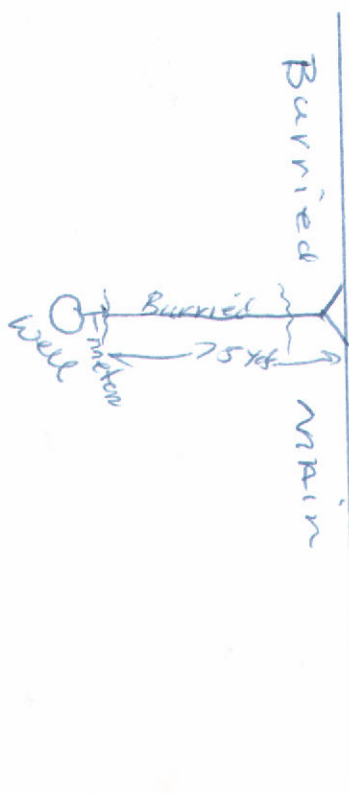
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Diagram of System



L-13-

0 29
1 32

29 28
32 33

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40

Burned
Main
Well

A549

A540

31 32
6 5

32
5 4

33
15
48

"NOT TO SCALE"

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7324 Priority August 31, 1973 Amount 6.46 cfs

THIS IS TO CERTIFY, that ROBERT W. BERRETT
of Roberts, Idaho, has complied with the terms and conditions of Permit
No. 35-7324 issued pursuant to Application for Permit dated August 31, 1973,
and has submitted proof to the Department of Water Resources on June 21, 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 6.46 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>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u>	at <u>6.46</u> cfs and	<u>1,680 acre feet or</u> <u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 6.46 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
1,680 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 32,
Twp. 5 N, Rge. 36 E, B.M. in the County of Jefferson

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 $\frac{1}{4}$	
5 N	36 E	32	40	40	40	40	40			40	40			40	40	40	40	40	480

Total number of acres irrigated 480

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

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 24 day of
February, 19 75.

REGISTERED

Director

Identification No. 35 7324

Application 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 Robert W. Berrett
post office address Box 71, Roberts, Idaho Phone: 228-3681
2. Source of water supply groundwater which is a tributary of -----
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32 Township 5N
Range 36E B.M. Jefferson County; additional points of diversion if any: _____

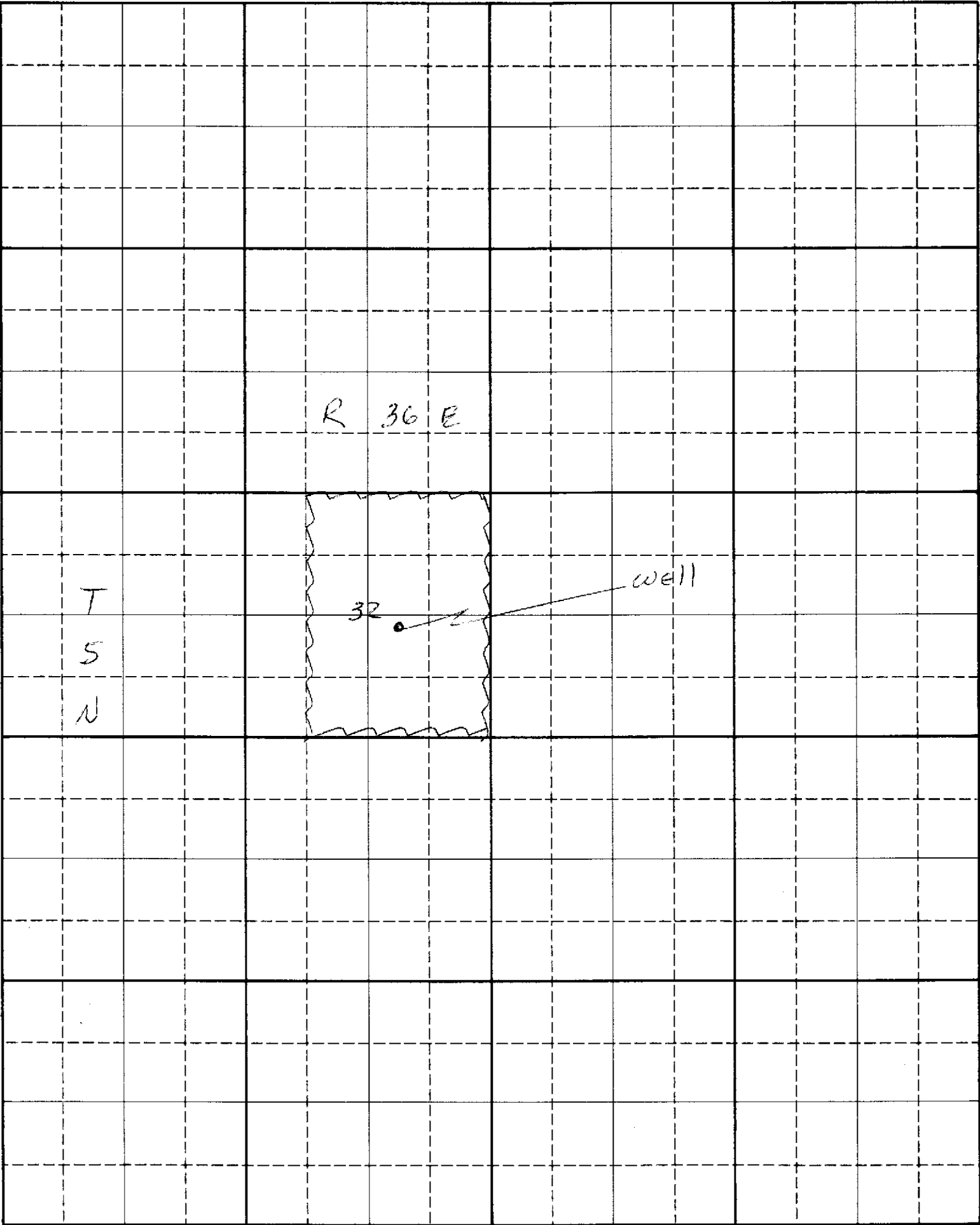
- b. If water is not consumed, it will be discharged into N. A. at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 9.6 for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(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. 9.6 cubic feet per second ~~and/or~~
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, 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 _____ inches; proposed depth of well is _____ 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 \$ 65,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

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

35 7324

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.

Robert W. Bennett
(Applicant)

35 7324

Received by mt Date 8-31-73 Time 4:50 p
Preliminary check by mt Fee \$ 1.15
Received by mt Date 8-31-73 # 10328
Publication prepared by mt Date 9-6-73
Published in Idaho Star
Publication dates 8/13 + 20, 1973
Publication approved mt Date 9/6/73
Priority reduced to aw Reason 8/4/73

Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by mt

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. 35-7324, 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 October 1, 1978.
- 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 15th day of October 1973.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>SMJ</u>	<u>9/4/73</u>	Application No. <u>35-7324</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>"</u>	<u>"</u>	In form to receipt <u>yes</u>
	<u>"</u>	<u>"</u>	Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	☐ Request Special Use Permit from U.S. F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>yes</u>
(6)	<u>"</u>	<u>"</u>	Located within Water District No. <u>01</u>
(7)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u>no</u> ☒
(8)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>WB # 24</u> ☐ Increasing (comment) _____
(9)	<u>NCY</u>	<u>9/10/73</u>	Comments: <u>No conflicting G.W. rights shown on E.D. plat</u>
(10)	<u>mb</u>	<u>10/5/73</u>	Affidavit of Publication received (date) <u>October 5, 1973</u>
(11)	<u>mb</u>	<u>10/1/73</u>	Final date for protests <u>October 1, 1973</u> Protests received: yes <u>no</u> ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(13)	<u>NCY</u>	<u>10/5/73</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>8/31/73</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☒ ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>NCY</u>	Date <u>10/5/73</u>

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,
County of Jefferson

ss.

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 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 100 consecutive issues thereof; first publication having been made on the

13th day of Sept, 1973

and the last publication on the

20th day of Sept, 1973

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.

Hope B Jones

Subscribed in my presence and sworn to before me this 2nd

day of October, 1973
(SEAL)

R H Fournier

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

My commission expires _____, 19____

Publication Fee: \$11.89

MY COMMISSION EXPIRES JULY 15, 1977

NOTICE FOR WATER PERMIT

Notice is hereby given that Robert W. Berrett, Box 71, Roberts, Idaho has on August 31, 1973, submitted Application No. 35-7324 for a permit to appropriate 9.8 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T. 5N, R. 36E, B.M., Jefferson County; to be used from April 1 to November 1 for the irrigation of 480 acres within the E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 32, T. 5N, 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 Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 1, 1973.

R. KEITH HIGGINSON
Director

Published in the Rigby Star, Rigby, Idaho on September 13 and September 20, 1973.

35 7324

ACKNOWLEDGEMENT

Date:

8/31/73

Re: Application No.

New Permit

35-7324

Transfer No. _____

Claim No. _____

Amendment No. _____

I hereby acknowledge that, even though I was assisted by employees of the Idaho State Department of Water Administration in the preparation of the above referenced instrument, all responsibility with regard to the accuracy and completeness of the information contained therein rests with me.

35 7324

Signed:

Robert A. Bennett

WELL DRILLER'S REPORT

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

1. WELL OWNER

Name Robert Barrett
Address Roberts, Ida.
Owner's Permit No. 35-7324

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type)
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 20 inches Total depth 345 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>.250</u> inches	<u>20</u> inches	<u>1</u> feet	<u>20</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

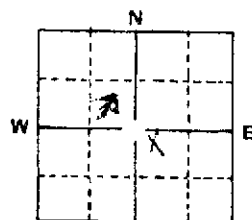
Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

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 _____ feetGravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feetSurface seal depth 19 ft Material used in seal ☐ Cement grout
☒ Pudding clay ☒ Well cuttings
Sealing procedure used ☐ Sherry 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 DonnervilleNW 1/4 SE 1/4 Sec. 32, T. 5 N/S, R. 36 E/W

7. WATER LEVEL

Static water level 285 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

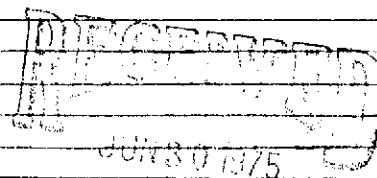
8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
<u>2650</u>	<u>18"</u>	<u>Continual</u>
_____	_____	_____
_____	_____	_____

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
20"	0	5	clay		X
	5	25	gray basalt		
	25	35	cinder		
	35	290	gray basalt		
	290	295	cinder	X	
	295	300	red & gray basalt		X
	300	304	cinder	X	
	304	315	gray basalt		X
	315	320	cinder	X	
	320	330	gray basalt		X
	330	345	cinder	X	



10.

Work started 8/10/73 finished 6/10/74

11. DRILLERS CERTIFICATION

Firm Name Donner Dinning Drilling Firm No. 10Address Box 464 Union Ida Date _____Signed by (Firm Official) Alvin Hanning

and

(Operator) Neil Reed

February 25, 1975

Re: 35-7324

Robert Berrett
Box 71
Roberts, Idaho 83444

Dear Mr. Berrett:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

February 13, 1975

Mr. Robert W. Berrett
Box 71
Roberts, Idaho 83444

Dear Mr. Berrett:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7324 and has found the following:

Quantity of water diverted: 6.46 cfs Source: ground water

Amount of water that can be recognized as beneficially used under
Idaho law: 6.46 cfs

Point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 32, Twp. 5 N, Rge. 36 E, B.M.

Beneficial use: Irrigation of 480 acres within the NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
SE $\frac{1}{4}$, Sec. 32, Twp. 5 N, Rge. 36 E, B.M.

Priority date established: August 31, 1973

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.

Our examiner's report also indicates that approximately 40 acres in the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 5, Twp. 4 N, Rge. 36 E, B.M. is being irrigated from this well. If you do not have a valid permit to cover this additional acreage, please file an application for permit before the next irrigation season.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Robert W. Berrett
Post office address Box 71, Roberts, ID Phone _____
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 9.6 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from Apr. 1 to Nov. 1
(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)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 35-7324
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 9.6 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 5N N/S, Range 36E E/W, B.M., Section 32, Subdivision NW 1/4 SE 1/4, Jefferson
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: 340' deep, depth to water 278', 450' hp motor, 20" well casing.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5N	36E	32	40	40	40	40	40			40	40			40	40	40	40	40	480

TOTAL ACREAGE 480

Diagram of System

Page - 36E

L-13-

0 29
1 32

29 28
32 33

40

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40

70

40

40

A549

A540

40

70

40

40

40

31 32
6 5

32
5 4

"NOT TO SCALE"

DATE OF EXAM Aug 5, 1974

ACREAGE
Found 480
Recommended 480

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 6.46 c.f.s. V = 1680 AF/Ann. from Apr to Nov 1
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 ☒

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 6.46 cfs Method of measurement In Line Meter

Total Q recommended 6.46 cfs Meter No 73-12167 Type McCrometer Condition Good

Total V recommended 1680 AF/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$$Q = \frac{2900 \text{ gal/min}}{448.8} = 6.46 \text{ cfs}$$

$$V = 480 \text{ Ac} \times 3.5 \text{ AF/Ac} = 1680 \text{ AF/Ann}$$

SYSTEM DESCRIPTION:

G-E TRI CIAD 450 Hp # FHJ5614017
Johnston Pump # 33230
12" discharge 75 yds East to Buried N-S MAIN
14 3/8 mile lines 4" 104 1/4" NO2

REMARKS: System and land shown by Robert Bennett
Approx 40 acres in N1/2 NW1/4 Sec 5 T5N R36E is
also being irrigated by this well SEE 35-7222?

Examiner's Signature Bill Rhoads Date Aug 6, 1974

Checked by LO Holmes Date Sept 12, 1974

Approved by _____ Date _____

June 25, 1974

Re: Permit No. 35-7324

Robert W. Berrett
Box 71
Roberts, ID 83444

Dear Mr. Berrett:

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:JC

35-7324

RECEIVED

JUN 21 1974

JP

Identification No. _____

Permit No. 35-7324

STATE OF IDAHO

Department of Water Administration
Eastern District Office

DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Robert W. Berrett
b) Post Office Address Box 71, Roberts, Idaho
2. Permit Number 35-7324
3. Date of Priority that you are prepared to establish 8-31-73
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: NW 1/4 SE 1/4, Section 32
5N, Range 36E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount 9.6 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 9.6 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: Gem State Irrigation, designed and installed system.
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) 340' deep, depth to water 278', 450' h.p. motor, 20" well casing
b) Describe the type and size of measuring device which you have installed at your point of diversion: 12" McCrometer
c) Give well drillers name and address and date the well was completed Duane Denning, Iona, Idaho
Well completed June 1, 1974.

Exam typed 6/25/74 by JP

35-7324

October 16, 1973

Re: Permit No. 35-7324

Robert W. Berrett
Box 71
Roberts, Idaho 83444

Dear Mr. Berrett:

Enclosed is a copy of your approved Application for Permit No. 35-7324. 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:cd

Enclosures

35 7324

1515 Lincoln Road

October 1, 1973

Re: Application for Permit No. 35-7324 Robert W. Berrett

The Rigby Star
P. O. Box 37
Rigby, Idaho 83442

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on September 13 and September 20, 1973.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

35 7324

1515 Lincoln Road

September 6, 1973

Re: Application for Permit No. 35-7324 Robert W. Berrett

The Rigby Star
P. O. Box 37
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 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,

35 7324

NORMAN C. YOUNG
District Engineer

Bill submitted _____ by _____

NCY:mb
Enc: Legal Notice (1)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Robert W. Berrett

Box 71, Roberts, Idaho

has on 8/31/73 submitted Application No. 35-7324

for a permit to appropriate 9.6 cubic feet per second ~~acre feet per annum~~

of water from a ground-water source

by means of well and pump

within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T. 5N, R. 36E, B.M. Jefferson County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 480 acres

within the E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 32, T. 5N, 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 Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 1, 1973.

R. KEITH HIGGINSON

Director

Published in the Rigby Star, Rigby, Idaho

on September 13 and September 20, 1973.

35 7324

AWP
AWP