



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7313 Priority July 31, 1973 Amount 2.38 cfs

THIS IS TO CERTIFY, that ESTHER NEU
of American Falls, Idaho, has complied with the terms and conditions of Permit
No. 35-7313 issued pursuant to Application for Permit dated July 31, 1973,
and has submitted proof to the Department of Water Resources on November 14, 1973,
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 3.12 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>2.38</u> cfs and <u>416.5 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 2.38 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
416.5 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 22,
Twp. 7 S, Rge. 29 E, B.M. in the County of _____ Power _____

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 $\frac{1}{4}$	
7 S	29 E	22			20	20									39	40			119

Total number of acres irrigated 119

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 26 day of
February, 19 75.

Director

Identification No. 35 7313

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)

- 2.38
1. Name of applicant Esther Neu
post office address 509 Ralph, American Falls, Idaho
 2. Source of water supply ground water which is a tributary of _____
 3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 22 Township 7S
Range 29 E B.M. Power County; additional points of diversion if any: none

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 2.4 for irrigation purpose from April 1 to November 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. 2.4 cubic feet per second and/or
b. _____ acre feet per annum.
 6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____

150 H.P. pump, 1980 ft. of 8 inch underground steel mainline
6 Thunderbird Wheel Lines

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 18 inches; proposed depth of well is 300 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 \$ 45,550.00.
 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 7313

120

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

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

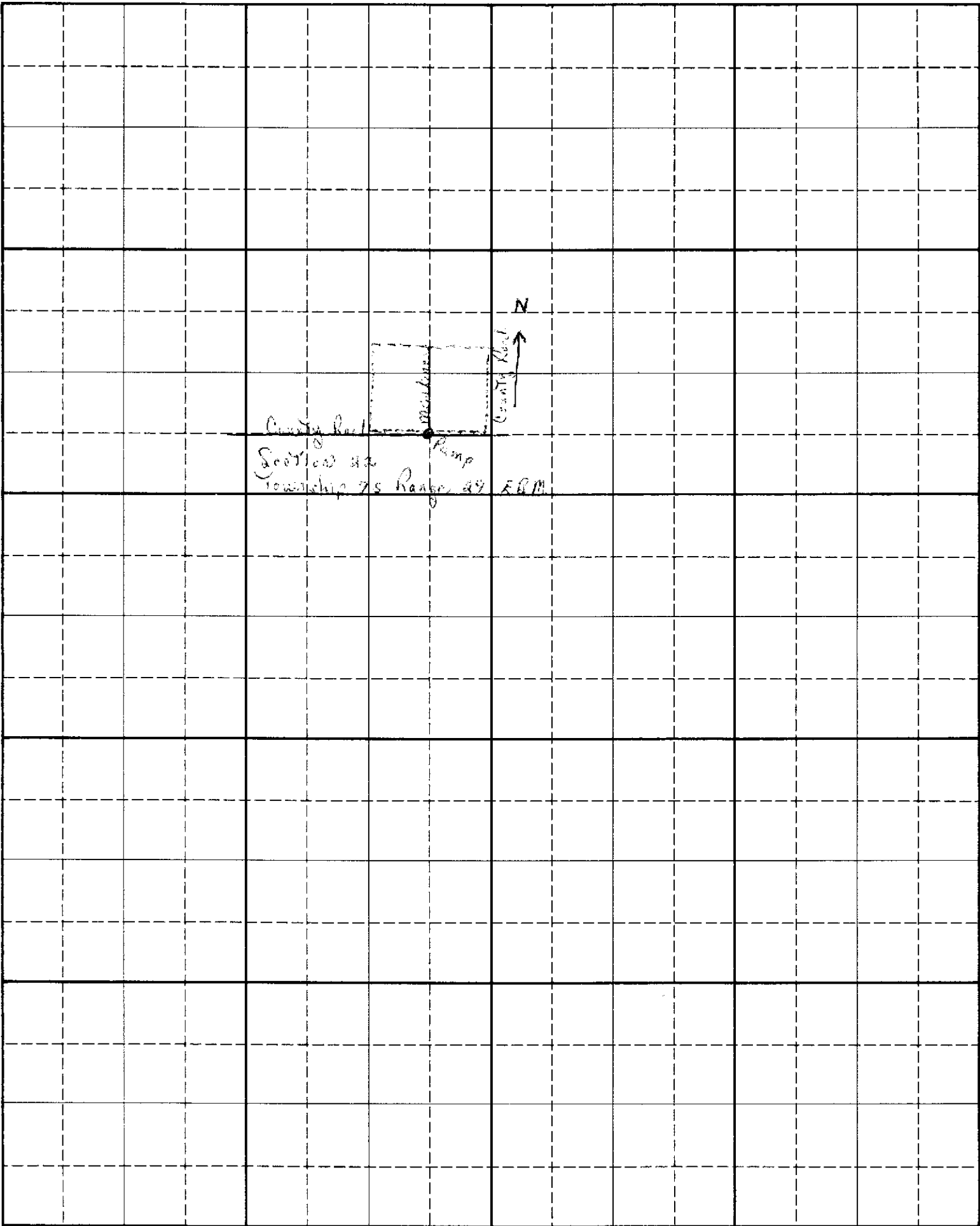
b. Who owns the land to be irrigated or place of use

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing-

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.

Esther New
(Applicant)

Received by WLF Date 7-31-73 Time 10:10 a
Preliminary check by NCY Fee \$ 45.00
Receipted by WLF Date 7-31-73 # 10287
Publication prepared by WLF Date 8-2-73
Published in Blaine County Press
Publication dates August 9 + 16, 1973
Publication approved NCY Date 8/27/73
~~Priority received to~~ 7-31-73 Reason _____

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

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. 35-7313, 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 August 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 29th day of August, 1973.

Deputy Director

A. Stewart Blum

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>NCC</u>	<u>7/31/73</u>	Application No. <u>NEU</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 <u>N.A.</u> ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	<u>N.A.</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>N.A.</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>No nearby obs wells</u> ☐ Increasing (comment) _____
(9)	<u>"</u>	<u>"</u>	Comments: <u>No other G.W. rights shown on this land by E.D. plat</u>
(10)	<u>ymb</u>	<u>8-20-73</u>	Affidavit of Publication received (date) <u>Aug 20, 1973</u>
(11)	<u>ymb</u>	<u>8-</u>	Final date for protests <u>Aug 27, 1973</u> Protests received: yes <u>no</u>
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>NCC</u>	<u>8/27/73</u>	All requested information received from agencies or applicant yes ☒ no <u>no</u>
(14)			Action recommended: ☐ Approve Priority <u>7/31/73</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>NCC</u>	Date <u>8/27/73</u>

Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER

S.S.

AUG 20 1973
ml

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

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

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

newspaper and not in any supplement thereof for 2
successive weekly issues thereof, the date of the first publica-
tion being the 9th day of August, 1973

the date of last publication being the

16th day of August, 1973

(Signed) *Phyllis Ringe*

Subscribed and sworn to before me this

17 day of August, 1973

R. Keith Higginson
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

Notary Public
Residing at Am. Falls, Idaho
My Commission Expires
July 15, 1974

LEGAL NOTICE

ml Published in the Power
County Press, American
Falls, ID on August 9 and
August 16, 1973.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Esther Neu, 509 Ralph, A-
merican Falls, Idaho has on
7/31/73 submitted Application
No. 35-7313 for a permit to
appropriate 2.4 cubic feet per
second of water from a ground
-water source by means of
well and pump within the NE
1/4 SE 1/4, Sec 22, T. 7S,
R. 29E, B.M. Power County;
to be used from Apr. 1 to
Nov. 1 for the irrigation of
120 acres within the S 1/2
NE 1/4, N 1/2 SE 1/4, Sec.
22, T. 7S, R. 29E. B.M.

If issued, this permit will
be subject to all prior water
rights. Protests against the
granting of the permit must
be filed with the Idaho De-
partment of Water adminis-
tration, 1515 Lincoln Rd., Id-
aho Falls, Idaho, 83401 on or
before August 27, 1973

R. Keith Higginson

Director

35 7313

February 25, 1975

Re: 35-7313

Ms. Esther Neu
509 Ralph
American Falls, Idaho 83211

Dear Ms. Neu:

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

Ms. Esther Neu
509 Ralph
American Falls, Idaho 83211

Dear Ms. Neu:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7513 and has found the following:

Quantity of water diverted: 3.12 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 2.38 cfs

The maximum quantity diverted shall not exceed 416.5 acre feet per year.

Beneficial use: For irrigation of 119 acres within the S~~W~~NE~~1~~,
N~~1~~SE~~1~~, Sec. 22, Twp. 7S, Rge. 29E

Point of diversion: NE~~1~~SE~~1~~, Sec. 22, Twp. 7S, Rge. 29E, B.M.

Priority date established: July 31, 1973

If you do not concur with these findings, please advise us within 10 days; otherwise a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jr

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

1. Name of permit holder Esther Neu
Post office address 509 Ralph, American Falls, Idaho 83211 Phone 226-2025 1973
Person to contact _____ Phone _____
Department of Water Administration
Eastern District Office

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 2.4 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. 35-7313
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 2.4 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 7S N/S, Range 29E E/W, B.M., Section 22, Subdivision NE 1/4 SE 1/4, Power _____
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: 150 hp, 18" well casing, 326' deep, 8" steel mainline, 1980' deep.

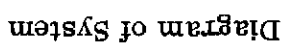
Measuring device required: yes ☒ no ☐

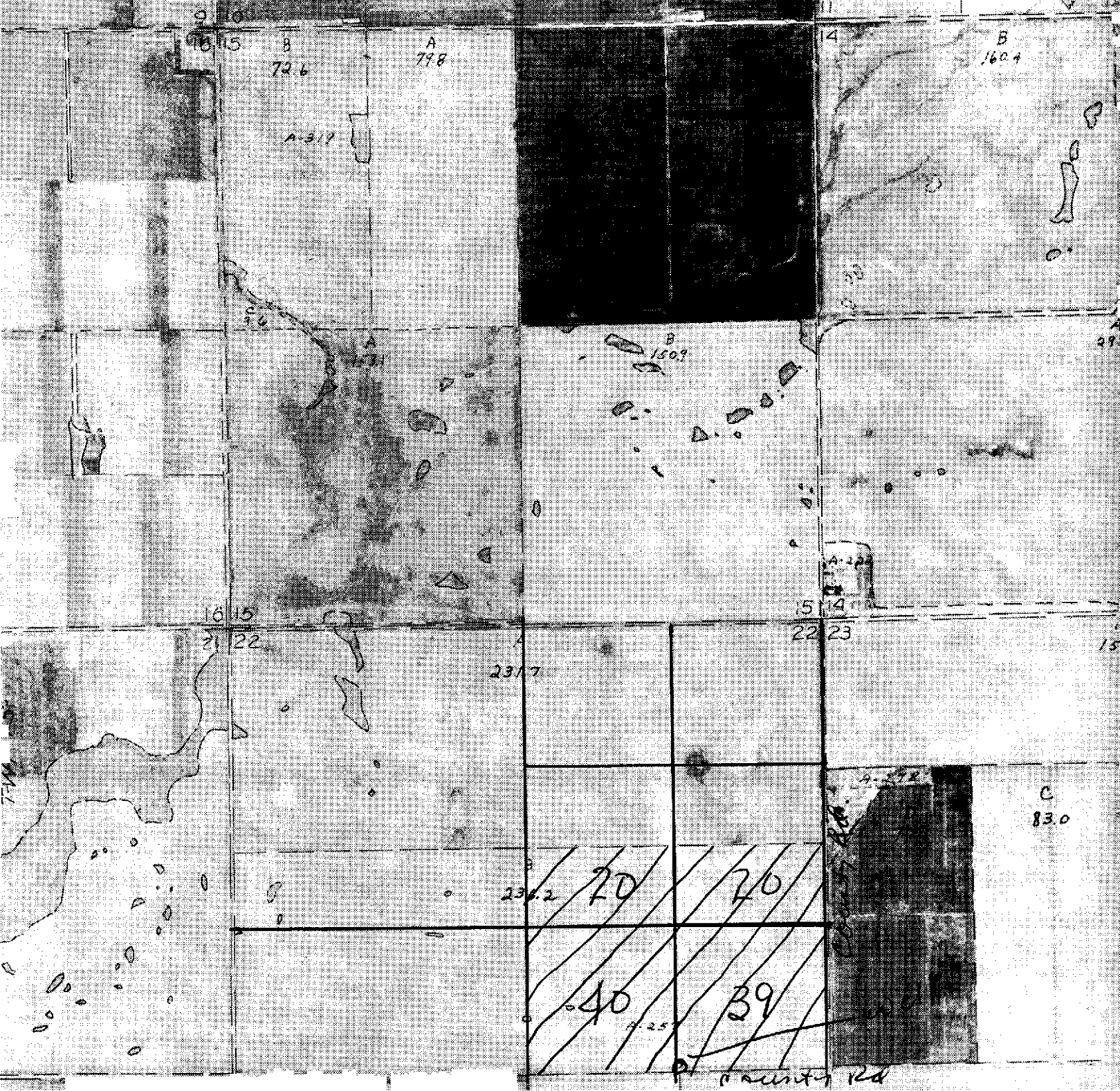
6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	29E	22			20	20									40	40			120

TOTAL ACREAGE

120





DATE OF EXAM July 29, 1974

ACREAGE
Found 119
Recommended 119

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 2.38 c.f.s. V = 416.5 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 3.12 cfs Method of measurement In Line Meter

Total Q recommended 2.38 cfs Meter No 738 312 Type McCrom Condition Good

Total V recommended 416.5

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$$Q = 1400 \text{ gpm} / 448.8 = 3.12 \text{ cfs}$$

$$V = 3.5 \text{ Af/Ac} \times 119 \text{ Ac} = 416.5 \text{ Af/Ann}$$

SYSTEM DESCRIPTION:

G.E. Tri Clad Motor 150 Hp #GJJ711164
Johnston pump #5952
8" discharge 10' North to buried main
6 1/4 mile wheel ridges w 5/32" DR

REMARKS:

A rep. of the permit was not present during
the examination

35-7315

Examiner's Signature Bill Rhoads Date July 29, 1974

Checked by Ran Carlson Date Aug 15, 1974

Approved by _____ Date _____

November 19, 1973

Re: Permit No. 35-7313

Esther New
509 Ralph
American Falls, Idaho 83211

Dear Ms. New:

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 7313

RECEIVED

NOV 14 1973

Department of Water Administration
Eastern District Office

Identification No. _____

Permit No. 35-7313

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Esther New
- b) Post Office Address 509 Ralph, American Falls, Idaho
2. Permit Number 35-7313
3. Date of Priority that you are prepared to establish August 31, 1973
4. a) Source from which water was appropriated Well, ground water
- b) Location of the point of diversion: NE 1/4 SE 1/4, Section 22
Township 7S, Range 29 E Boise Meridian, Other points of diversion: none
5. a) The amount of water and use to which the water has been applied:
amount 2.4 for Irrigation purposes from April 1 to November 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 _____ 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: Mc Crowmeter (water meter)
Elmer Funk, Funk Irrigation Company, Aberdeen, Idaho
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) 150 HP. Motor, 18" well casing
well depth 326', 8" Steel Mainline, 1950' feet
b) Describe the type and size of measuring device which you have installed at your point of diversion: 8" Mc Crowmeter (water meter)
c) Give well drillers name and address and date the well was completed Paul Voller, Aberdeen, Idaho August 24, 1973

Exam typed 4/19/23 by JP

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
509 B. HOLMES 1515 Lincoln Road
IDAHO FALLS, IDAHO 83401

35 7313

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use

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

[illegible]

10. Remarks: _____
Total number of acres irrigated 180

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

(Date)

11-13-73

(Signature)

John Van

State of Illinois County of Franklin ss.)
()

On this 13 day of Nov, 19 73, personally appeared before me the

My commission expires _____ February 22, 1976

NOTARY PUBLIC

NOTARY PUBLIC

Notary Public residing at _____

August 30, 1973

Re: Permit No. 35-7313

Esther Neu
509 Ralph
American Falls, ID 83211.

Dear Ms. Neu:

Enclosed is a copy of your approved Application for Permit No. 35-7313 . 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 7313

1515 Lincoln Road

August 3, 1973

Re: Application for Permit No. 35-7313 Neu

Power County Press
174 Idaho Street
American Falls, ID 83211

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing 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:mb

Enc: Legal Notice (1)

Bill submitted

8-20-73 by mb

35 7313

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Esther Neu,

509 Ralph, American Falls, Idaho

has on 7/31/73 submitted Application No. 35-7313

for a permit to appropriate 2.4 cubic feet per second ~~XXXXXX~~

of water from a ground-water source

by means of well and pump

within the NE $\frac{1}{4}$ Sec. 22, T. 7S, R. 29E, B.M. Power County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 120 acres

within the S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22, T. 7S, R. 29E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Rd. , Idaho Falls, Idaho, 83401 on or before August 27, 1973.

R. KEITH HIGGINSON

Director

Published in the Power County Press, American Falls, ID

on August 9 and August 16, 1973.

35 7313

NCY

W.D.
C.W.A.

July 31, 1973

Re: Application for Permit No. 35-7313

Mrs. Esther Neu
509 Ralph
American Falls, ID 83211

Dear Mrs. Neu:

Attached herewith is departmental receipt No. 10287 in the amount of \$45.00 for your application for permit which was received in this office under the above date.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

Attachment

35 7313