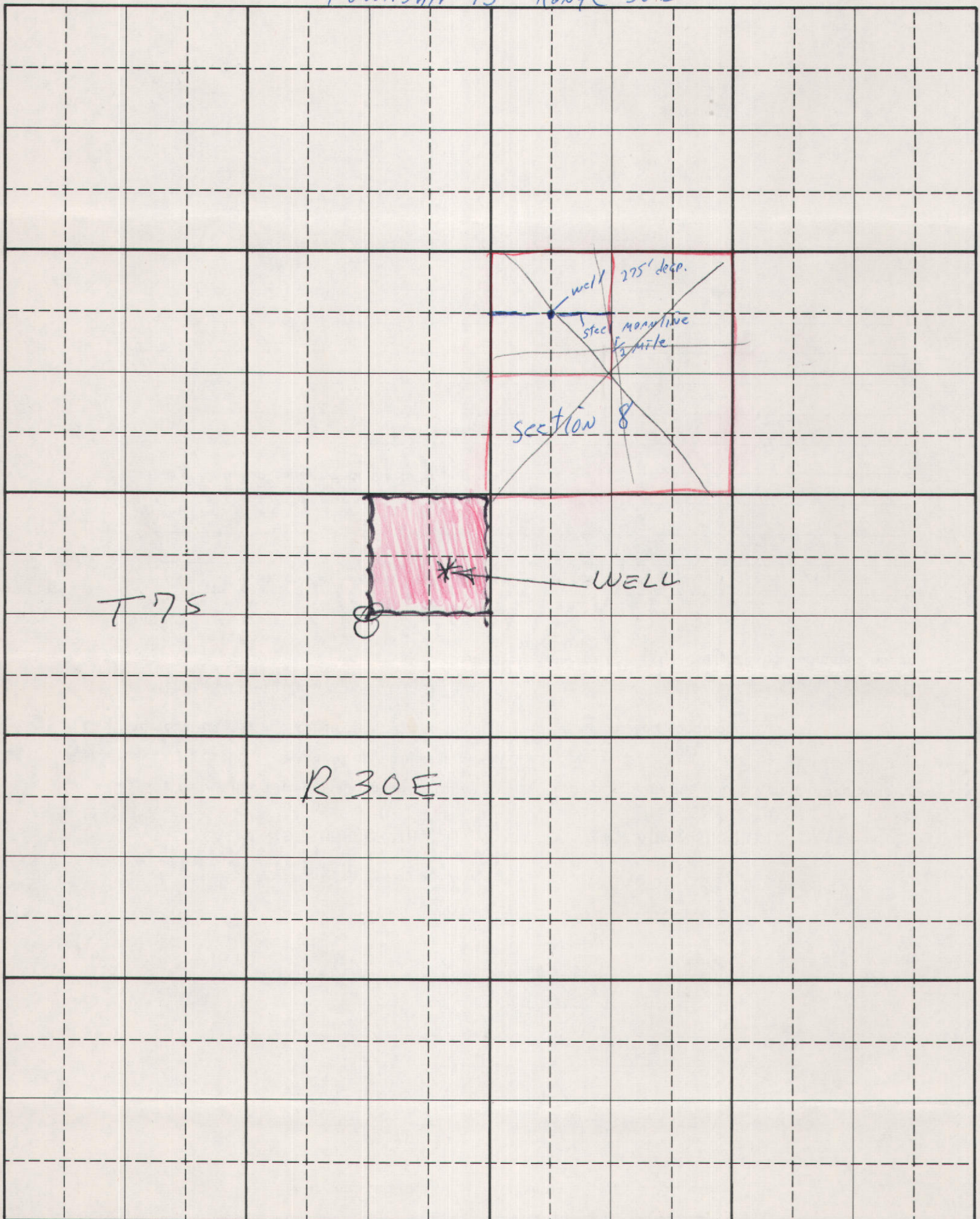


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

TOWNSHIP 7S Range 30E



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.

+ David Brucks
(Applicant)

35 7282

Affidavit of Publication

STATE OF IDAHO
COUNTY OF POWER } S.S.

.....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 8th.... day of March....., 19..73

the date of last publication being the

.....15th..... day of March....., 19..73

(Signed) *Phyllis Ringe*

Subscribed and sworn to before me this

.....16..... day of March....., 19..73

Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

Notary Public
Residing at Am. Falls, Idaho
My Commission Expires
Aug. 20, 1973

RECEIVED

MAR 19 1973

Department of Water Administration
Eastern District Office

LEGAL NOTICE

Published in the Power County Press, American Falls, Idaho on March 8 and March 15, 1973.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David Brucks, Route #2, Box 43, Rigby, Idaho has on 2/27/73 submitted Application No. 35-7282 for a permit to appropriate 3.2 cubic feet per second of water from a ground-water source by means of well and pump within the SE1/4NE-1/4, Sec. 8, T. 7S, R. 30E, B.M., Power County; to be used from Apr 1 to Nov 1 for the irrigation of 160 acres within the NE1/4, Sec. 8, T. 7S, R. 30E, 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, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before March 26, 1973.

R. KEITH HIGGINSON
Director

35 7282

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7282 Priority February 27, 1973 Amount 2.71 cfs

THIS IS TO CERTIFY, that DAVID BRUCKS
of Rigby, Idaho, has complied with the terms and conditions of Permit
No. 35-7282 issued pursuant to Application for Permit dated February 27, 1973,
and has submitted proof to the Department of Water Resources on February 27, 1978,
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 2.71 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>2.71</u> cfs and	<u>546</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.71 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
546 acre feet per year, said waters to be diverted within the SE 1/4, Sec. 8, Twp. 7S,
Rge. 30E, B.M. in the County of _____ Power _____

Description and location of place of use:

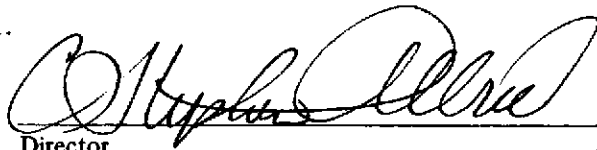
Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	30E	8	38	39	40	39													156

Total number of acres irrigated 156

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 23 day of
February, 19 81.


Director

MULTI-FILMED

Identification No. 35-7282

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 David Brucks
post office address Route #2, Box 43 Rigby, ID 83442
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 8 Township 7S
Range 30E B.M. Power 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 3.2 for Irrigation purpose from April 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. 3.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 150 HP Electric motor & turbine
pump designed to deliver 1300 gallons water/minute into 2680 feet 8 inch
steel buried mainline and 6 wheel move $\frac{1}{2}$ mile long sprinkler laterals

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 275 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 \$ 20,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

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

35 7282

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	
7S	30E	8	40	40	40	40													160

Total number of acres to be irrigated 160

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

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

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

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

10. Remarks

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

T. 7S

8

X

R. 30E

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.

David Bruck
(Applicant)

35 7282

Received by BA Date 2-27-73 Time 1:00 p.m.
 Preliminary check by NCY Fee \$ 55.00 Rec't pt # 7100
 Receipted by BA Date 2-27-73
 Publication prepared by BA Date 3-2-73
 Published in Power Co. Press, American Falls
 Publication dates 3-8 & 15-73
 Publication approved RMT Date 3-26-73
 Priority ~~reduced~~ 2-27-73 Reason _____

Protests filed by: N/A

Copies of protests forwarded by N/A

Hearing held by _____ Date N/A

Recommended for approval denial by RMT ~~DDF~~

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. 35-7282, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 78.

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 19th day of April, 19 73.


 Deputy Director

Identification No. 35 7282

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

X 1. Name of applicant David Brucks
post office address Route 2 Box 43 Rigby, Idaho

2. Source of water supply Ground Water which is a tributary of ~~Snake River~~

3. a. Location of point of diversion is ~~NE~~ NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 8 Township 7S
Range 30E B.M. Power 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 3.2 cfs for irrigation purpose from April 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. 3.2 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 150 HP Electric Motor & turbine pump designed to deliver 1300 gallons water/minute into 2680' of 8" steel buried mainline and 6 wheel more $\frac{1}{4}$ mile long sprinkler laterals

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 275 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 \$ 20,000.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

35 7282

Number of hauls	<i>P. setiferus</i> (%)	<i>P. setiferus</i> + <i>P. setiferus</i> + <i>P. setiferus</i> (%)
1	10	5
2	35	10
3	65	15
4	85	18
5	95	20
6	100	22
7	100	23
8	100	24
9	100	25
10	100	26

[illegible]

Total number of acres to be irrigated 160

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

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

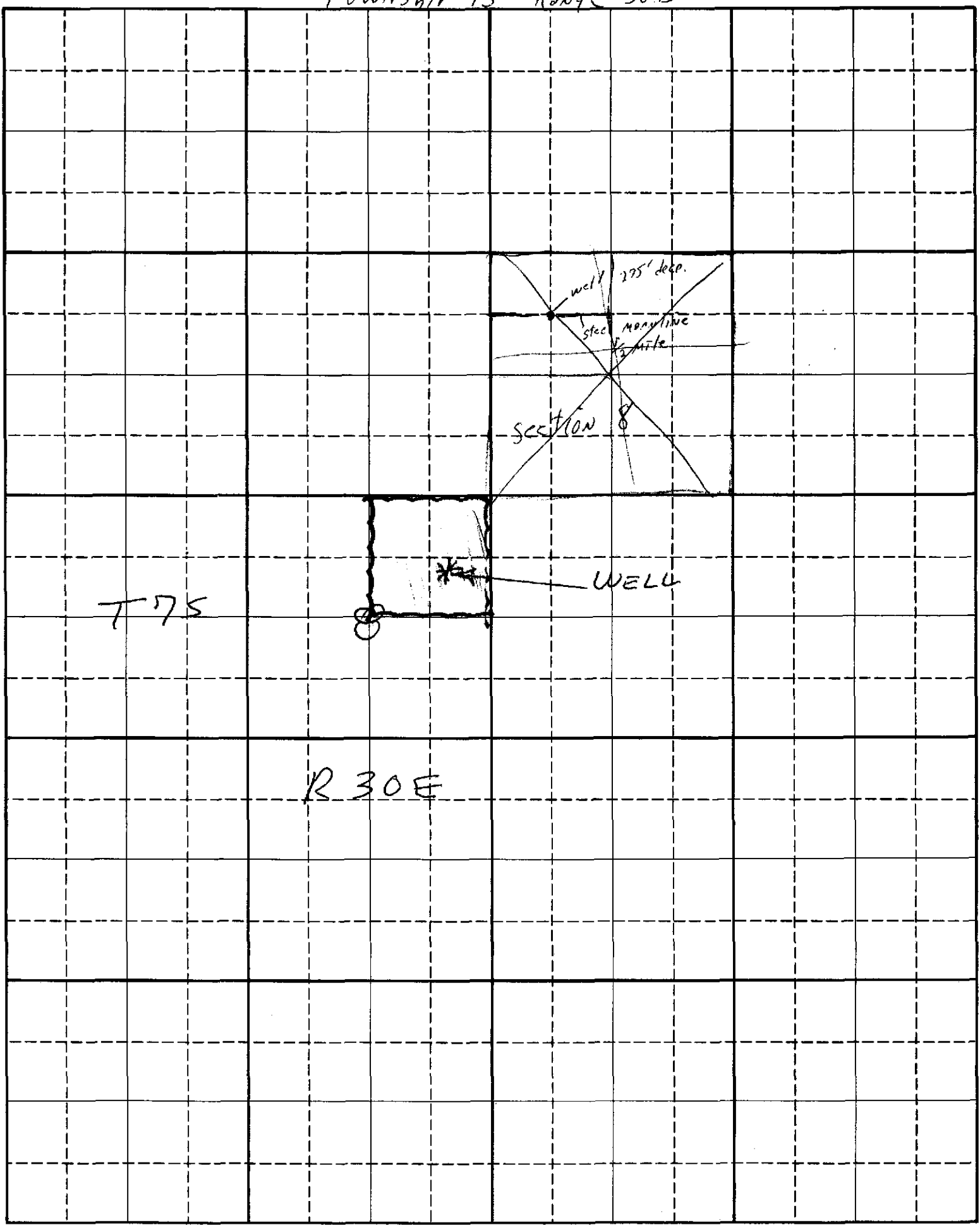
b. Who owns the land to be irrigated or place of use _____

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.

TOWNSHIP 7S Range 30E



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.

David Brucks
(Applicant)

Received by du Date 2/27/73 Time 1:00 PM
 Preliminary check by NCP Fee \$ 5.50 recpt # 7100
 Receipted by du Date 3/28/73
 Publication prepared by du Date 3/2/73
 Published in Power Co. Press, American Falls
 Publication dates 3-8-15-73
 Publication approved Rust Date 3/26/73
 Priority reduced to 2/27/73 Reason _____

 Protests filed by: N/A

 Copies of protests forwarded by N/A
 Hearing held by _____ Date N/A
 Recommended for approval denial by Rust

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 _____, 19____.
- c. Other: _____

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

Witness my hand this _____ day of _____ 19____.

 Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>Rmt</u>	<u>3/2</u>	Application No. <u>35-7282</u> Name <u>David Brucks</u>
(2)	<u>Rmt</u>	<u>3/2</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	<u>N/A</u>		Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>N/A</u>		☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>Rmt</u>	<u>3/2</u>	In form for advertising <u>Yes</u>
(6)	<u>BA</u>	<u>3-19-73</u>	Affidavit of Publication received <u>3-19-73</u>
(7)	<u>"</u>	<u>"</u>	Final date for protests <u>3-26-73</u> Protests received: yes _____ no <u>✓</u>
(8)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(9)	<u>N/A</u>		Located within Water District No. _____
(10)	<u>Rmt</u>	<u>3/2</u>	Critical groundwater area: yes _____ no <u>X</u>
(11)	<u>Rmt</u>	<u>3/2</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>WFB #18</u> ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	<u>Rmt</u>	<u>3/26</u>	Action recommended: ☒ Approve Priority <u># 2-27-73</u> ☐ Deny Reason for Reduction _____ <u>Rmt</u> <u>3/26</u> See attached sheet for conditions of approval <u>N/A</u> No conditions for approval
(14)	<u>Rmt</u>	<u>3/26</u>	District <u>Eastern</u> By <u>Richard M. Turnipseed</u> Date <u>3/26/73</u> Title <u>W.R. Director</u>

RECEIVED

MAR 27 1973

Department of Water Administration

35 7282

RECOMMENDED

CONDITIONS OF APPROVAL

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

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.

☐ The proposed well shall not be drilled within _____ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: Type & Return for Signatures before Approval

Affidavit of Publication

STATE OF IDAHO
COUNTY OF POWER } S.S.

.....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 publication being the 8th..... day of March....., 19..73

the date of last publication being the

...15th..... day of March....., 19..73

(Signed).....*Phyllis Ringe*.....

Subscribed and sworn to before me this

.....16..... day of March....., 19..73

.....*Phyllis Ringe*.....
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

.....Notary Public....., 19

Residing at Am. Falls, Idaho

My Commission Expires
Aug. 20, 1973

RECEIVED

MAR 13 1973

Department of Water Administration
Eastern District Office

ANNEXED NOTICE

Published in the Power County Press, American Falls, Idaho, on March 8 and March 15, 1973.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David Brucks, Route #2, Box 43, Rigby, Idaho has on 2/27/73 submitted Application No. 35-7282 for a permit to appropriate 3.2 cubic feet per second of water from a groundwater source by means of well and pump within the SE1/4NE-1/4, Sec. 8, T. 7S, R. 30E, B.M., Power County; to be used from Apr 1 to Nov 1 for the irrigation of 160 acres within the NE1/4, Sec. 8, T. 7S, R. 30E, 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, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before March 26, 1973.

R. KEITH HIGGINSON

35 7282



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

February 25, 1981

David Brucks
Rt. 2, Box 43
Rigby, Idaho 83442

Dear Mr. Brucks,

RE: License No. 35-7282

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr
Enclosure

COPILED

February 4, 1981

Mrs. David Brucks
Route 2, Box 43
Rigby, Idaho 83442

Dear Mrs. Brucks.

Thank you for your response to my letter of January 27, 1981.

In reply to your question as to why the 2.71 cfs amount is proposed on your Water Right License instead of 3.2 cfs as approved on your permit, it is based upon the measured amount of water that was being pumped by your well. This measurement was made during a field exam by a Department employee on July 7, 1978.

He reported that the measuring device was in good condition and felt that the measurement made was an accurate account of the amount of water being pumped by your well. It appeared at the time of measurement that this amount of water was adequately supplying water to the 156 irrigated acres.

You do not need to make any changes in the issuance of this Water license because of the death of Mr. Brucks. The license even though it will be in Mr. Brucks name is real property and is appurtenant to the land identified on the license.

I hope the above explanation has answered all of your questions concerning this water right.

A license will be issued unless we hear from you by February 20, 1981.

You can contact me at 334-4162 if you have any further questions on this matter.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclo

RECEIVED
FEB 10 1981
MIB

Jim
Rt. 2 Box 43

Rigby, Idaho

Jan. 29, 1981

Department of Water Resources
450 W. State Street
Boise, Idaho

Attention: Mr. Jim Johnson- re - Permit No. 35-7282

Dear Sir:

Our deep well application was approved for 3.2 cfs from April 1 to Nov. 1 inclusive. Your letter of Jan. 27 states that a water license would be issued for 2.71 cfs but gives no clue as to the reason for the reduction. We feel that this reduction is not in the best interests of our farming operation and urge you to reconsider.

The amount of irrigation water needed varies widely from year to year depending on many factors. With the high cost of pumping nobody can afford to use more than needed, but a crop can be drastically reduced if enough water is not available.

David Brucks died July 17, 1979 and the land is owned jointly by the David Brucks Family Trust and Hazel Louise Brucks. What changes will be necessary in the issuance of this license? The estate has been legally settled as of Dec. 23, 1980.

Yours truly,

Mrs. Hazel L. Brucks

RECEIVED

FEB 2 1981

Department of Water Resources

MICROFILMED

Mrs. Hazel Brucks
Rt. 2 Box 43
Rigby, Idaho 83442

USA
15c



Mr. Jim Johnson

Department of Water Resources

450 W. State Street

Boise, Idaho 83720

NOT POSTED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

January 27, 1981

David Brucks
Rt. 2, Box 43
Rigby, Idaho 83442

Dear Mr. Brucks,

A representative of this Department has made an examination of the works covered by your Permit No. 35-7282, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 2.71 cfs Source: groundwater

The maximum quantity diverted shall not exceed 546 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, Twp. 7S, Rge. 30E, B.M.

Beneficial use: Irrigation of 156 acres within the NE $\frac{1}{4}$, Sec. 8, Twp. 7S,
Rge. 30E.

Priority date established: February 27, 1973

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

MICROFILMED

Rge 30E

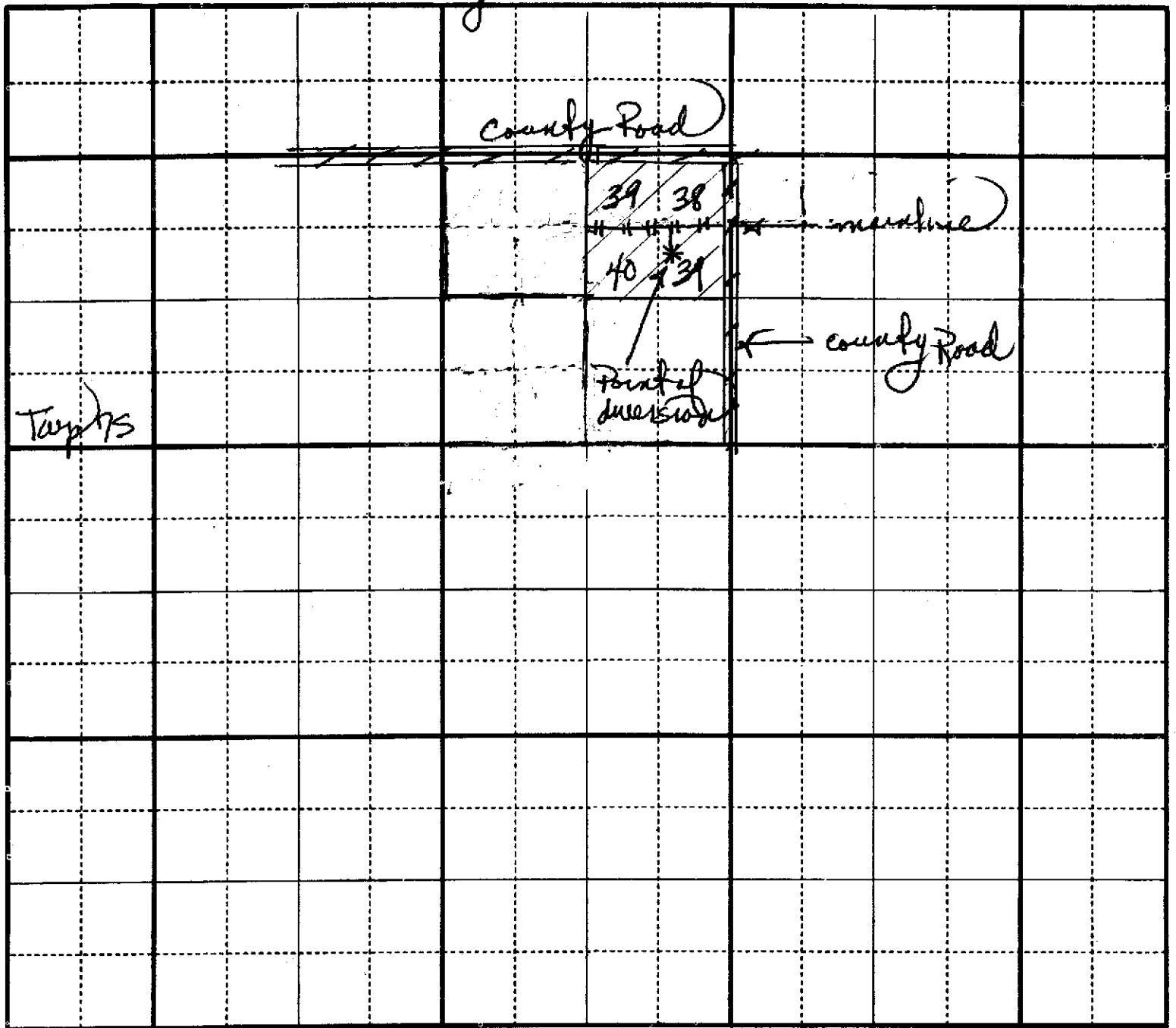
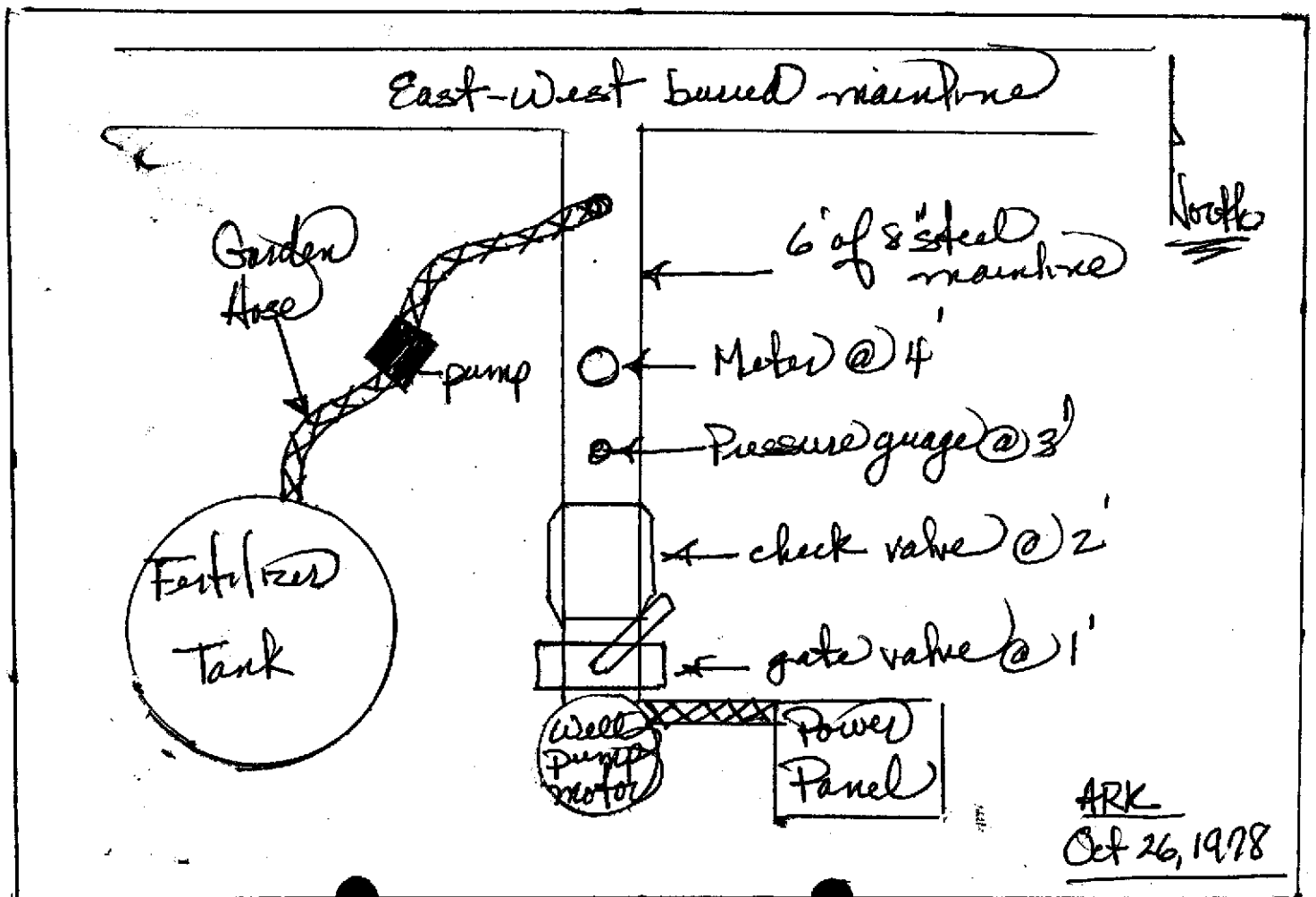


Diagram of System



ARK
Oct 26, 1978

DATE OF EXAM 7/28/78

ACREAGE
Found 156.00 ✓
Recommended 156.00 ✓

Irrigation Requirement 3.5 ✓ Ac Ft/Ac

USE
Irrigation Q = 2.71 c.f.s. V = 546 AF/Ann. from April 1 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 X

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

Exchange? yes _____ no X

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

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

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

Total Q measured 2.71 cfs Method of measurement Two Wheelmeter

Total Q recommended 2.71 cfs Meter No. 73-8-346 Type _____ Condition good

Total V recommended 546 A/yr Mcrometer

Recommended Amendments:

P.D. _____
Place of Use _____
Other None

MEASUREMENT CALCULATION:
measured 0.1 ft in 161 seconds, $435.6 \div 161 = 2.71$ cfs ✓
 $V = 156 \times 3.5 = 546$ A/yr $< 1.9835 \times 215 \times 2.71 = 1155.69$ A/yr

SYSTEM DESCRIPTION:
Groundwater is diverted by a 150 H.P. General Electric Tri-phase induction motor m/f - 5K6277X11A s/n - G11725171 and by a Johnston vertical turbine pump # 5952GR. Average irrigated by pressurized sprinkler system consisting of 8-1/4 in wheelmeters.

REMARKS:
If acc omitted for county roads.
No Preexisting rights

Examiner's Signature Anthony B Kozlowski Date Oct 26, 1978
Checked by Rodney A Parker Date Nov 30, 1978
Approved by Rodney Date 1/27/81

No overlapping rights

March 1, 1978

Re: Permit No. 35-7282

David Brucks
Route 2, Box 43
Rigby, Idaho 83442

Dear Mr. Brucks:

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

Sincerely,

JANICE RENK
Water Rights

MICROFILMED

Identification No. _____

Permit No. 35-7282

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 27 1978

Department of Water Resources *og*

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder David Brucks
b) Post Office Address Rt. #2, Box 43, Rigby, Idaho 83442
2. Permit Number 35-7282
3. Date of Priority that you are prepared to establish 2-27-73
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: SE ¼ NE ¼, Section 8
Township 7S, Range 30E Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 3.20 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 3.20 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: N.A.
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) 150 Hp pump and motor, 16" well casing 275' deep well, 6½ mi. long wheel move sprinklers
b) Describe the type and size of measuring device which you have installed at your point of diversion: In-Line meter - 8"
c) Give well driller's name and address and the date the well was completed: Paul Vollmer & Sons, Aberdeen, Idaho
- If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: N.A.
2/28/78

MICROFILMED

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	30E	8	40	40	40	40													160

Total number of acres irrigated 160

10. Remarks: _____

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

February 24, 1978

(Date)

David Brucks

(Signature)

State of IDAHO)

) ss.

County of Jefferson)

On this 24th day of February, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he ~~(she)~~ ~~(they)~~ executed the same.

Frank L. Young

Notary Public residing at Rigby, Idaho.

My commission expires: 8-31-78.

My commission expires _____

January 31, 1978

CERTIFIED MAIL

138351

Re: Permit No. 35-7282

David Brucks
Rt. 2, Box 43
Rigby, ID 83442

Dear Mr. Brucks:

One of the conditions of approval of your water Permit No. 35-7282 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

April 20, 1973

Re. Permit No.: 35-7282

David Brucks
Route 2, Box 3
Rigby, Idaho 83442

Dear Mr. Brucks:

Enclosed is a copy of your approved Application for Permit No. 35-7282 . 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: ed

Enclosures

35 7282

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

April 4, 1973

Re: Application for Permit No. 35-7282

Mr. David Brucks
Route #1, Box 43
Rigby, ID 83442

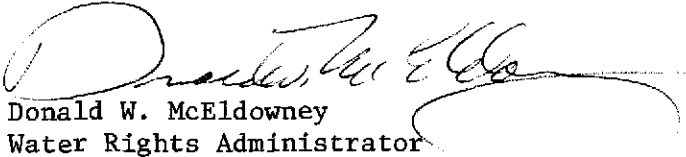
Dear Mr. Brucks:

Since your file is made a permanent record, we have taken the liberty of typing a new application for your signature.

If you would please compare the typed application with the original one, sign it and return it to our office, we will complete the processing.

Your assistance in this matter is appreciated.

Very truly yours,


Donald W. McEldowney
Water Rights Administrator

DWM/cd

Enclosure

RECEIVED

Department of Water Administration

*As Per your Request please
find the enclosed paper properly signed*

35 7282

April 4, 1973

Re: Application for Permit No. 35-7282

Mr. David Brucks
Route #1, Box 43
Rigby, ID 83442

Dear Mr. Brucks:

Since your file is made a permanent record, we have taken the liberty of typing a new application for your signature.

If you would please compare the typed application with the original one, sign it and return it to our office, we will complete the processing.

Your assistance in this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Water Rights Administrator

DWM/cd

Enclosure

35 7282

March 2, 1973

Re: Application No. 35-7282 - David Brucks

Power County Press
174 Idaho St.
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

Bill submitted 3-19-73 by BA

NCY:BA
Enc: Legal notice

35 7282

NOTICE OF APPLICATION FOR WATER PERMIT

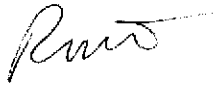
Notice is hereby given that David Brucks, Route #2, Box 43, Rigby, Idaho

has on 2/27/73 submitted Application No. 35-7282
for a permit to appropriate 3.2 cubic feet per second ~~acre feet per annum~~
of water from a ground-water source
by means of well and pump
within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 7S, R. 30E, B.M., Power County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 160 acres

within the NE $\frac{1}{4}$, Sec. 8, T. 7S, R. 30E, 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, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before March 26, 1973.


R. KEITH HIGGINSON

Director

Published in the Power County Press, American Falls, Idaho
on March 8 and March 15, 1973.

35 7282