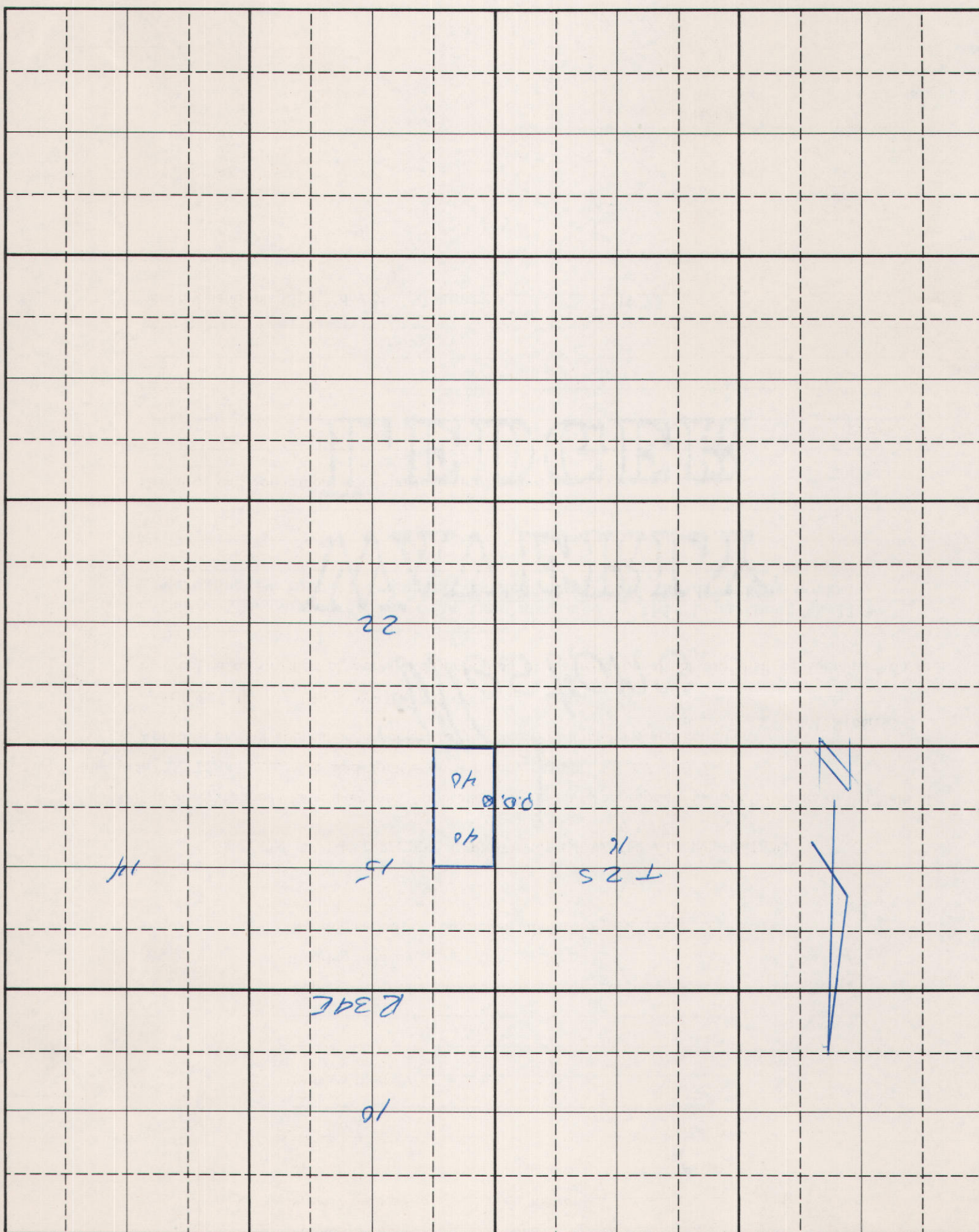


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Lloyd A. Merrill
(Applicant)

35 7264

DEC 1 1972

Department of Water Administration
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.I, Drury R. 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 23rd day of November, 1972,

and the last publication having been made on the
30th day of November 1972; that said
notice was published in the regular and entire issue of every
number of the paper as aforesaid during the period and time
of publication, and that notice was published in the
newspaper and not in a supplement.

Subscribed and sworn to before me this 30th
day of November, 1972

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
~~Nov 10, 1972~~

October 20, 1975

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
Lloyd R. Merrill, Box 35,
Moreland, Idaho, has on 11-16-
72 submitted Application No.
35-7264 for a permit to ap-
propriate 1.6 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. 15, T. 2S, R.
34E, B.M., Bingham County; to
be used from Apr. 1 to Nov. 1 for
the irrigation of 80 acres within
the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15, T. 2S, R.
34E, 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 December
11, 1972.

R. KEITH HIGGINSON
Director

(3242)
Pub.: 11-23, 30

31

35 7264

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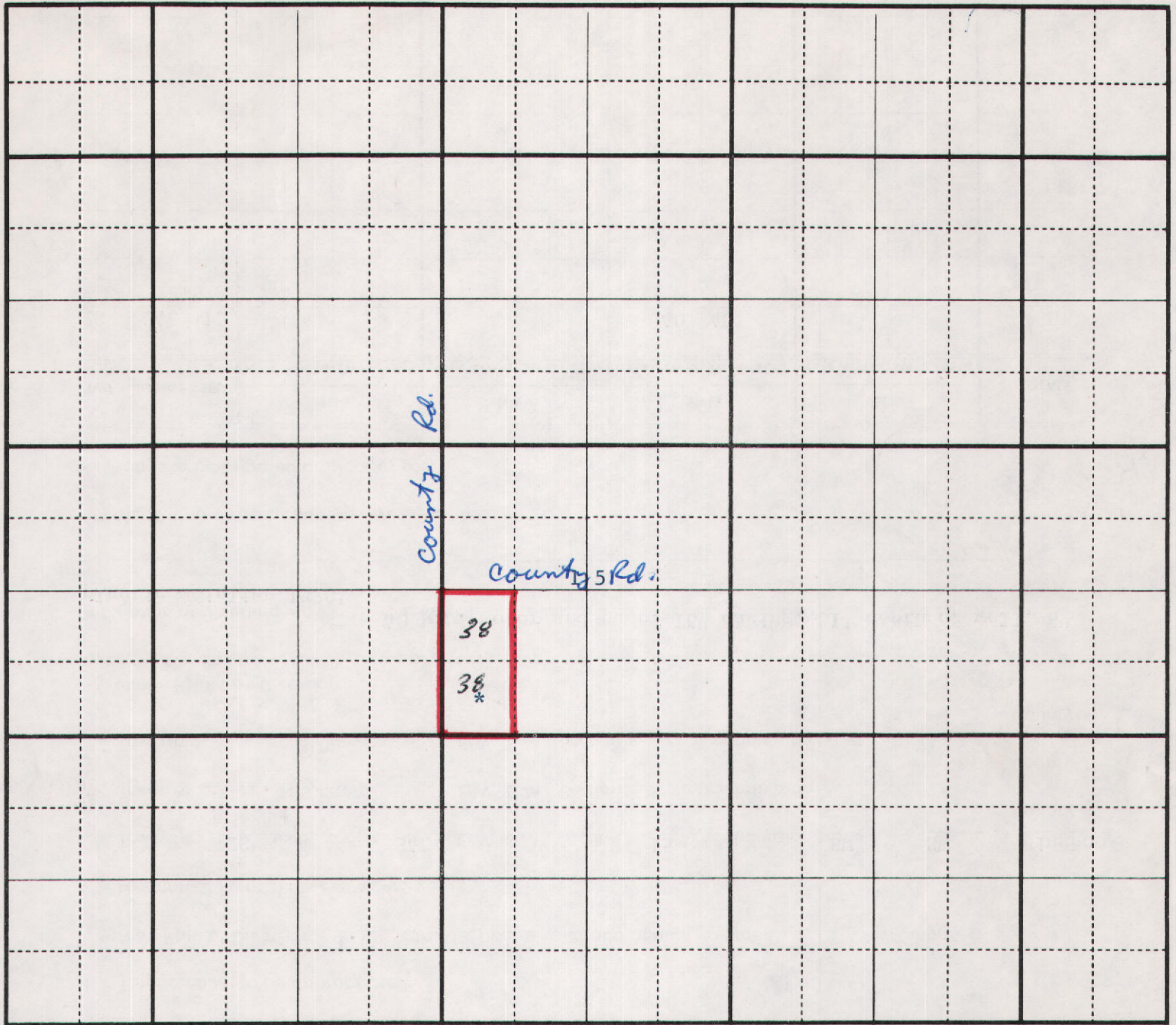


Diagram of System



County Rd.

County Rd

County Rd

35-7264

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Eastern District Office
240 South Holmes Avenue
Idaho Falls, Idaho 83401
(208) 523-7186

November 17, 1972

Re: Application No. 35-7262 - Nathan Hale
35-7263 - Edward & Edith Brinn
35-7264 - Lloyd R. Merrill
Claim No. 35-4022 - Vern R. Duffin

The Blackfoot
P.O. Box 70
Blackfoot, ID 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 our 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 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. 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:BA

Enc: Legal notices (4)

Bill submitted to Boise Office

11-01-72

la

35 7264

Be
NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Lloyd R. Merrill, Box 35, Moreland, Idaho, has on 11-16-72 submitted Application No. 35-7264 for a permit to appropriate 1.6 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 2S, R. 34E, B.M., Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 80 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15, T. 2S, R. 34E, 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 December 11, 1972.

R. KEITH HIGGINSON
Director

(3242)
Pub.: 11-23, 30

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 35-7264 Priority Nov. 16, 1972 Amount 1.50 cfs

THIS IS TO CERTIFY, that LLOYD R. MERRILL

of Moreland, Idaho, has complied with the terms and conditions of Permit No. 35-7264 issued pursuant to Application for Permit dated November 16, 1972, and has submitted proof to the Department of Water Administration on May 22, 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 1.50 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use & 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>1.50</u> cfs and	<u>266 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.50 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 266 acre feet per year, said waters to be diverted within the SW¹/₄SW¹/₄ of Sec. 15,
Twp. 2 S, Rge. 34 E, B.M. in the County of Bingham

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	
2 S	34 E	15									38	38							76

Total number of acres irrigated 76

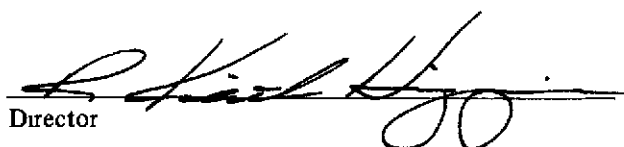
A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

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 13 day of March, 19 74.

Director



35-7264

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED
 LICENSE ISSUED FOR 1.50 SEC. FT.
 LICENSE PAGE NO. _____

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

1. Name of applicant LLOYD R. MERRILL
 post office address Box 35 Moreland, Idaho
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 15 Township 2S
 Range 34E 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 1.6 for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated.
 a. 1.6 cubic feet per second ~~and/or~~
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. electric pump and sprinklers

 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 100 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 \$ 10,000.
- 8 Description of proposed uses:
 a. If water is **not** for irrigation: N.A.
 (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. _____

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	34E	15										40	40						80

Total number of acres to be irrigated 80

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

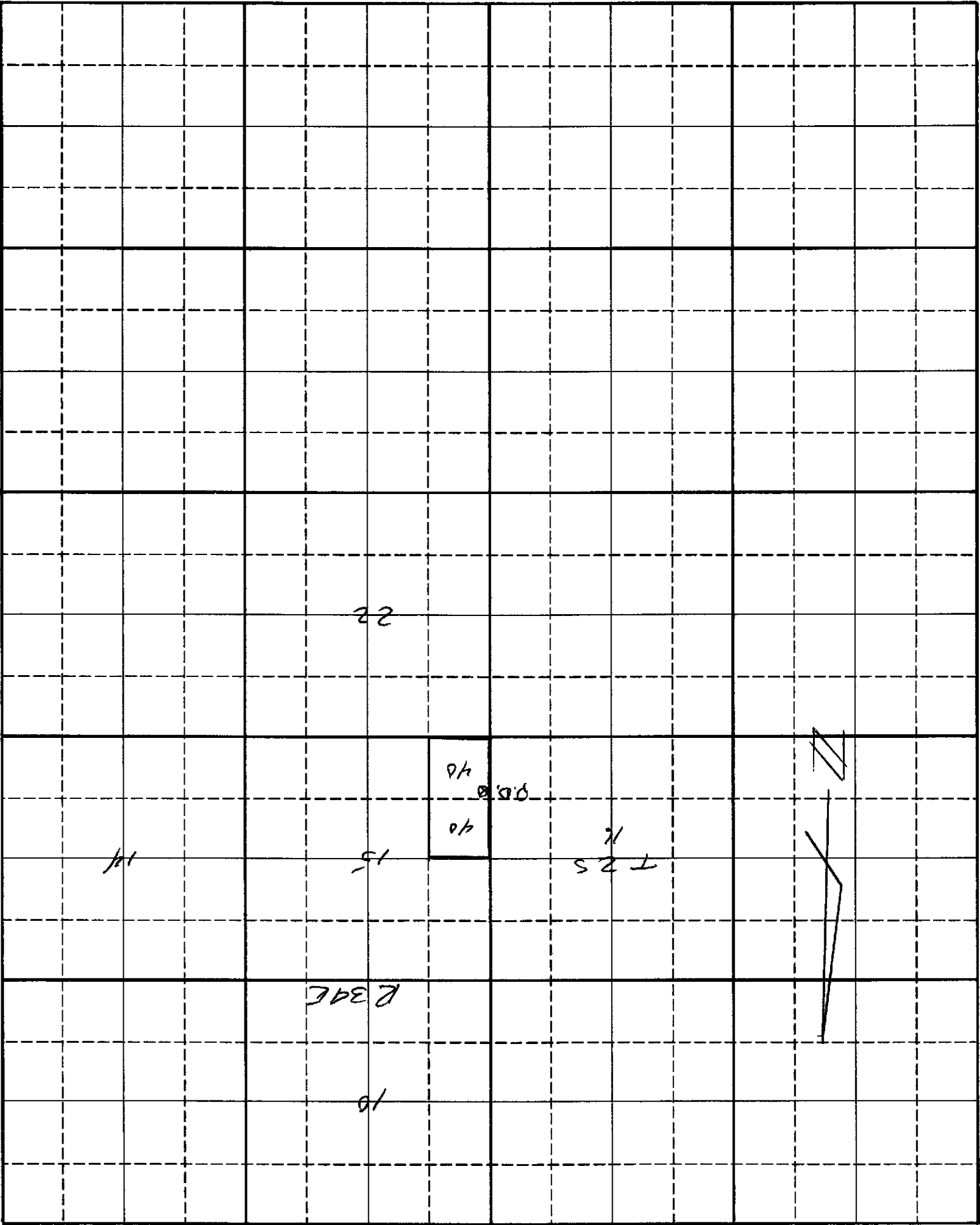
9. a. Who owns the property at the point of diversion Richard Merrill

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applicant is in the process of purchasing land from present land owner.

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.

David R. Merrill
(Applicant)

Received by La Date 11-16-72 Time 5:00 P.
Preliminary check by RWT Fee \$ 35.00
Receipted by La Date 11-16-72 # 7033
Publication prepared by La Date 11-17-72
Published in Blackfoot News
Publication dates 11-23-30-72
Publication approved RWT Date 12/11/72
Priority reduced to 11-16-72 Reason _____

Protests filed by: N/A

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RWT A

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. 35-7264, 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 January 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 3rd day of January, 1973.

L. Karl Hjort
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>NOY</u>	<u>11/17/72</u>	Application No. <u>35-7264</u> Name <u>Lloyd Merritt</u>
(2)	<u>"</u>	<u>"</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>"</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>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>Yes</u>
(6)	<u>RMT</u>	<u>12/11</u>	Affidavit of Publication received <u>Yes</u>
(7)	<u>RMT</u>	<u>12/11</u>	Final date for protests <u>12/11/72</u> Protests received: yes _____ no <u>X</u>
(8)	<u>"</u>	<u>N/A</u>	Date and Place of hearing _____ Decision reached at hearing _____
(9)	<u>"</u>	<u>N/A</u>	Located within Water District No. _____
(10)	<u>RMT</u>	<u>12/11</u>	Critical groundwater area: yes _____ no <u>X</u>
(11)	<u>RMT</u>	<u>12/11</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(12)	<u>"</u>	<u>N/A</u>	Comments: _____
(13)	<u>RMT</u>	<u>12/11</u>	Action recommended: ☒ Approve Priority <u>11/14/72</u> ☐ Deny Reason for Reduction _____ <u>RMT</u> <u>12/11</u> See attached sheet for conditions of approval No conditions for approval
(14)	<u>RMT</u>	<u>12/11</u>	District <u>Eastern</u> By <u>R. M. Thompson</u> Date <u>12/11/72</u> Title <u>Water Resource Adm.</u>

RECOMMENDEDCONDITIONS OF APPROVAL

D ☒ 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: _____

AFFIDAVIT of PUBLICATION

County of Bingham }
State of Idaho } ss.

I, **Drury R. 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 **23rd** day of **November**, 19**72**, and the last publication having been made on the **30th** day of **November**, 19**72**, that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me this **30th** day of **November**, 19**72**

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
~~November 30, 1972~~

October 20, 1975

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that **Lloyd R. Merrill**, Box 35, Moreland, Idaho, has on 11-16-72 submitted Application No. **35-7264** for a permit to appropriate 1.6 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 2S, R. 34E, B M., Bingham County; to be used from Apr 1 to Nov. 1 for the irrigation of 80 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15, T. 2S, R. 34E, 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 December 11, 1972.

R KEITH HIGGINSON
Director

(3242)
Pub.: 11-23, 30

31

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83720
(208) 384-2215

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

March 13, 1974

Re: Permit No. 35-7264

Lloyd R. Merrill
Box 35
Moreland, Idaho 83256

Dear Mr. Merrill:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

35-7264

February 25, 1974

Lloyd R. Merrill
Box 35
Moreland, Idaho 83256

Dear Mr. Merrill:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7264 and has found the following:

Quantity of water diverted: 1.50 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 1.50 cfs

The maximum quantity diverted shall not exceed 266 acre feet per year.

Beneficial use: For irrigation of 76 acres within the W₁SW₄, Sec. 15, Twp. 2 S, Rge. 34 E

Point of diversion: SW₁SW₄, Sec. 15, Twp. 2 S, Rge. 34 E, B.M.

Priority date established: November 16, 1972

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
Assistant Director

ffr

35-7264

RECEIVED

MEMO

JAN 9 1974

Department of Water Administration
Eastern District Office

To: Eastern District Office

From: Darlene

Date: 1/7/74

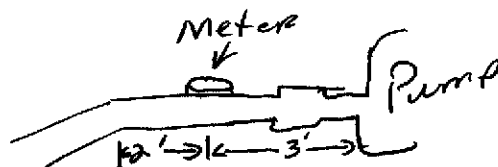
Herewith forwarding field exam report for Permit No. 35-7264

Cannot issue license until the following is determined:

- ☐ Amount of water measured
- ☐ Location of point of diversion
- ☐ Place of use for domestic
- ☐ Place of use for stockwater
- ☐ Place of use for irrigation (number of acres in each 40-acre subdivision)
- ☒ Installation of measuring device
- ☐ Permit holder does not agree with findings of examiner, please re-examine
- ☒ Other see attached copy of show cause notice

A Badger meter is installed as part of the Irrigation system
Ser# 33025

W. R. Rhoads Feb 26, 1974



35-7264

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Lloyd R. Merrill
Post office address Box 35, Moreland, Idaho 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 1.6 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 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. 35-7264
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 1.6 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 2S N/S, Range 34E E/W, B.M., Section 15, Subdivision SW $\frac{1}{4}$ SW $\frac{1}{4}$, Bingham
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: 40 h.p. motor and pump, 16" casing, 81' depth of well, 6"
plastic mainline 1320'

Measuring device required. yes ☒ no ☐

6. Lands to be irrigated or 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 $\frac{1}{4}$	
2S	34E	15									40	40							80

35-7264

TOTAL ACREAGE 80

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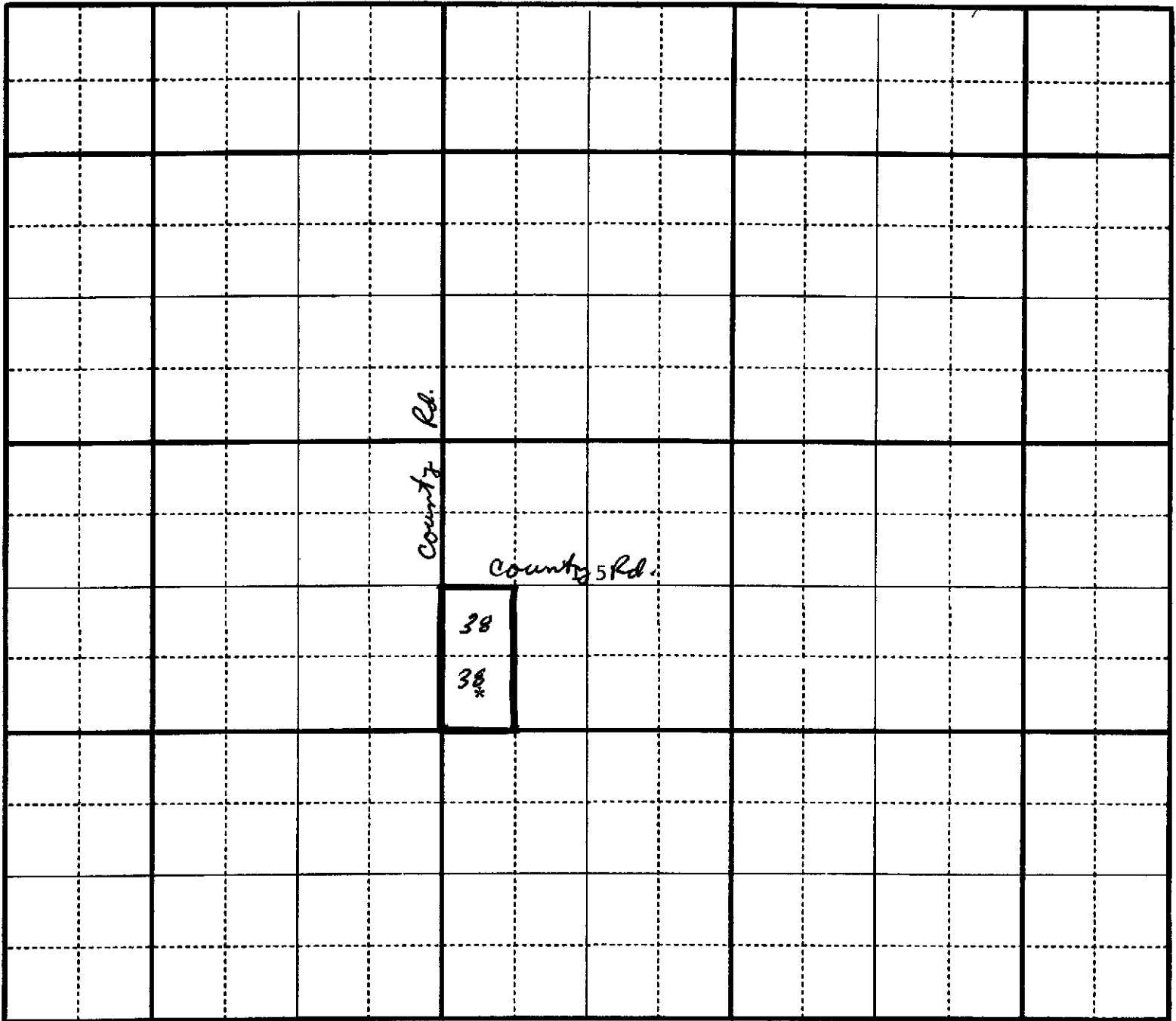
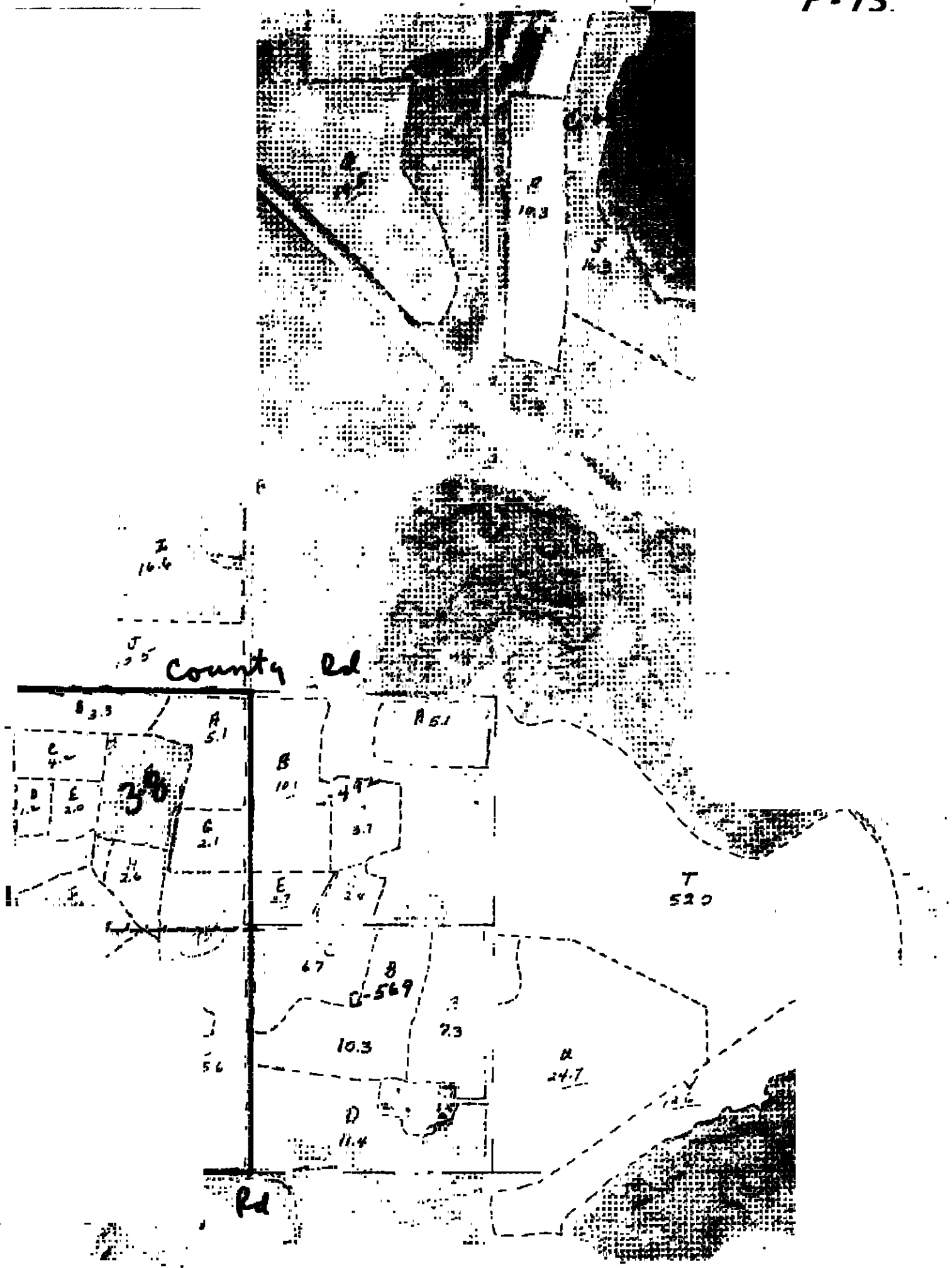


Diagram of System



July 2,
DATE OF EXAM ~~July 2~~ 1973

ACREAGE
Found 76
Recommended 76

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q= 1.50 c.f.s. V= 266 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 ☒

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

Exchange? yes no ☒

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

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

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

Total Q measured 1.50 cfs Method of measurement Pitot Tube

Total Q recommended 1.50 cfs Meter No A-203 Type Condition FAWA

Total V recommended 266 AF/Ann

Recommended Amendments:
P.D.
Place of Use
Other
None ☒

MEASUREMENT CALCULATION: 5/32"
33 Noz /line 52 lbs/39" Avg; 13.2 Noz @ 52 lbs = 5.12 gal/Noz = 675.84 / 448.8 = 1.50 cfs
3.5 AF/Ac x 76 Ac = 266 AF/Ann

SYSTEM DESCRIPTION:
G.E. TRI-C/AD Motor 40 Hp Ser # CJT314330
LAYNE & BOWLER Pump Ser # 45045
4 Laterals w/ 33 Noz each 30WS Series

REMARKS:
No measuring device installed

Examiner's Signature William Rhoads Date July 3, 1973
Checked by Norman C. Young, P.E. Date 8/1/73
Approved by Date

MEMO

To: **Eastern District Office**

From: **Darlene**

Date: **1/7/74**

Herewith forwarding field exam report for Permit No. **35-7264**

Cannot issue license until the following is determined:

- ☐ Amount of water measured
- ☐ Location of point of diversion
- ☐ Place of use for domestic
- ☐ Place of use for stockwater
- ☐ Place of use for irrigation (number of acres in each 40-acre subdivision)
- ☒ Installation of measuring device
- ☐ Permit holder does not agree with findings of examiner, please re-examine
- ☒ Other **see attached copy of show cause notice**

35 7264

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2190

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

December 7, 1973

CERTIFIED MAIL

Re: Permit No. 35-7264

Lloyd R. Merrill
Box 35
Moreland, Idaho 83256

Dear Mr. Merrill:

On July 3, 1973, this office inspected the water diversion works and place of use as described in Permit No. 35-7264. Our examiner found no measuring device of a type approved by the Department installed as part of your diverting works. Such a measuring device is an express condition which must be met prior to approval of a license for your permit.

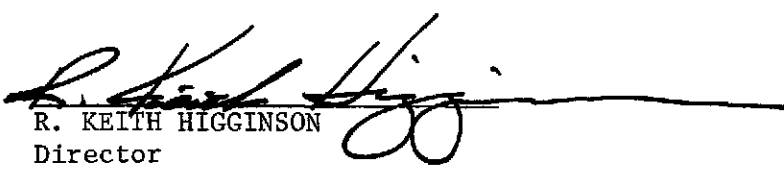
As you may be aware, your water right cannot be confirmed by the issuance of a license, unless all of the condition of approval are met. In the event that a license is not issued and the permit lapses, further diversion of water under the permit would be illegal.

You are therefore, hereby ordered to show cause, if any there be, before the Director of the Department of Water Administration, 614 State Street, Boise, Idaho, on or before January 7, 1974, as to why Permit No. 35-7264 should not be lapsed for failure to complete the requirements under said permit.

If you have any questions, please feel free to contact this office.

Sincerely,

RECEIVED


R. KEITH HIGGINSON
Director

RKH:jc

35 7264

Q r
"Badger" water meter purchased
from Agricultural Services, Blackfoot Idaho
Serial No. 33025
Installed on pump 1-2-74
Lloyd R. Merrill

35-7264

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐Show address
where delivered☐Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

①

25040

INSURED NO.

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

12/8/73

③

35-7264

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



35-17264

December 7, 1973

CERTIFIED MAIL

5640
#2

Re: Permit No. 35-7264

Lloyd R. Merrill
Box 35
Moreland, Idaho 83256

Dear Mr. Merrill:

On July 3, 1973, this office inspected the water diversion works and place of use as described in Permit No. 35-7264. Our examiner found no measuring device of a type approved by the Department installed as part of your diverting works. Such a measuring device is an express condition which must be met prior to approval of a license for your permit.

As you may be aware, your water right cannot be confirmed by the issuance of a license, unless all of the condition of approval are met. In the event that a license is not issued and the permit lapses, further diversion of water under the permit would be illegal.

You are therefore, hereby ordered to show cause, if any there be, before the Director of the Department of Water Administration, 614 State Street, Boise, Idaho, on or before January 6, 1974, as to why Permit No. 35-7264 should not be lapsed for failure to complete the requirements under said permit.

If you have any questions, please feel free to contact this office.

Sincerely,

R. KEITH HIGGINSON
Director

RKH:jc

35 7264

June 13, 1973

Re: Permit No. 35-7264

Lloyd R. Merrill
Box 35
Moreland, Idaho 83256

Dear Mr. Merrill:

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 exam, please contact our Eastern District Office at 240 South Holmes, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:jc

Identification No. 35 7264

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

MAY 22 1973

Department of Water Administration
Eastern District Office

1. a) Name of Permit Holder Lloyd R. Merrill
b) Post Office Address Box 135 Moreland, Idaho 83256
2. Permit Number 35-7264
3. Date of Priority that you are prepared to establish 11-16-72
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: SW 1/4 SW 1/4, Section 15
Township 25, Range 34 Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 1.6 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 1.6 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: Agricultural Services Blackfoot Id
Qualified Engineers

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 40 H.P. Motor & pump
16" casing 81' depth of well 6" plastic mainline 1320'
b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger Meter
c) Give well drillers name and address and date the well was completed Intermountain well drillers - Moreland, Ida

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

Exam typed 6/26/73 by jc2

35 7264

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use None

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

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	
2S	34E	15										40	40						80

Total number of acres irrigated 80

10. Remarks:

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

5/21/73
(Date)

Lloyd R. Merrill
(Signature)

State of Idaho)
County of Blaine) ss.

On this 21st day of May, 19 73, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Harry B. Lambley
Notary Public residing at Blackfoot

My commission expires 8/14/75

May 22, 1973

RE: Application No. 35-7264

Mr. Blair Archibald
Federal Land Bank
P.O. Box 74
Blackfoot, Idaho 83221

Dear Mr. Archibald:

This is to inform you that proof of beneficial use has been received on the above referenced application and a field examination is pending.

Issuance of a Water License is contingent upon a field exam which is conducted by this Department.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

35 7264

FEDERAL LAND BANK ASSOCIATION OF BLACKFOOT

P. O. BOX 72, 188 WEST JUDICIAL BLACKFOOT, IDAHO 83221

TELEPHONE: 785-0820

BLAIR W. ARCHIBALD, MANAGER



RECEIVED

MAY 22 1973

May 21, 1973

Department of Water Administration
Eastern District Office

Mr. Norman Young
Department of Water Administration
Eastern District Office
240 South Holmes Avenue
Idaho Falls, Idaho 83401

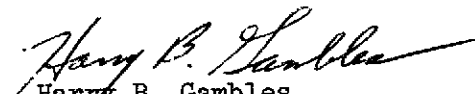
Re: 150430-Lloyd Merrill

Dear Mr. Young:

Enclosed herewith is the Proof of Application of Water to Beneficial Use in connection with Permit No. 35-7264, Lloyd R. Merrill.

Will you please acknowledge receipt of this document and send us your usual form letter. Thank you.

Yours very truly,


Harry B. Gambles
Assistant Manager

HBG:jm

Enclosure



35 7264

January 5, 1973

Re: 35-7264

Lloyd R. Merrill
Box 35
Moreland, Idaho

Dear Mr. Merrill:

Enclosed is a copy of your approved Application for Permit No. 35-7264. 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:cd

Enclosures

35 7264



STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Eastern District Office
 240 South Holmes Avenue
 Idaho Falls, Idaho 83401
 (208) 523-7186

November 17, 1972

Re: Application No. 35-7262 - Nathan Dale
 35-7263 - Edward & Edith Brinn
 35-7264 - Lloyd R. Merrill
 Claim No. 35-4022 - Vern R. Duffin

The Blackfoot
 P.O. box 70
 Blackfoot, ID 83221

Be

**NOTICE OF APPLICATION
 FOR WATER PERMIT**

Notice is hereby given that Lloyd R. Merrill, Box 35, Moreland, Idaho, has on 11-16-72 submitted Application No. 35-7264 for a permit to appropriate 1.6 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 15, T. 2S, R. 34E, B.M., Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 80 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15, T. 2S, R. 34E, 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 December 11, 1972.

R. KEITH HIGGINSON
 Director

(3242)
 Pub. 11-23, 30

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 our 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 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. 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:BA

Enc: Legal notices (4)

Full submitted to Base Office

11-21-72

La

35 7264

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lloyd R. Merrill, Box 35, Moreland, Idaho

has on 11-16-72 submitted Application No. 35-7264
for a permit to appropriate 1.6 cubic feet per second ~~XIXEY 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. 15, T. 2S, R. 34E, B.M., Bingham County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 80 acres

within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15, T. 2S, R. 34E, 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 December 11, 1972.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on November 23 and November 30, 1972

35 7264

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