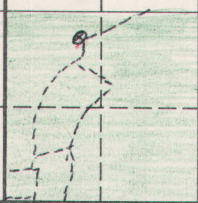


11. Map of proposed project:

TOWNSHIP 4 SO., RANGE 32 E.B.M., BINGHAM COUNTY, IDAHO

Sec. 21



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.

Joe W. Davis
(Applicant)

35-7188

RECEIVED

OCT 27 1971

Department of Water Administration
Eastern District Office

OCT 28 1971

Department of Water Administration

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 11th day of October, 19 71,

and the last publication having been made on the
..... 21st ... day of October, 19 71;

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 21st
day of October, 19 71

..... Drury R. Brown
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Nov. 10, 1972

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Joe W. Davis, 1221 West Bridge, St., Blackfoot, Idaho, has on 9-29-71 submitted Application No. 35-7188 for a permit to appropriate 1.0 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 4S, R. 32E, B.M., Bingham County; to be used from April 1 to Dec. 1 for the irrigation of 70 acres within the SW $\frac{1}{4}$, Sec. 21, T. 4S, R. 32E, 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 Dept. of Water Administration, 240

So. Holmes, Idaho Falls, Idaho
83401, on or before Nov. 1, 1971.

R. KEITH HIGGINSON
Director

(2847)

Pub.: 10-14, 21

35-7188

UNCLASSIFIED

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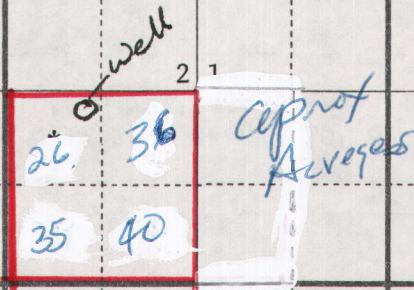
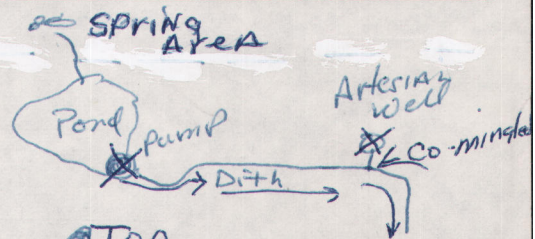


Diagram of System

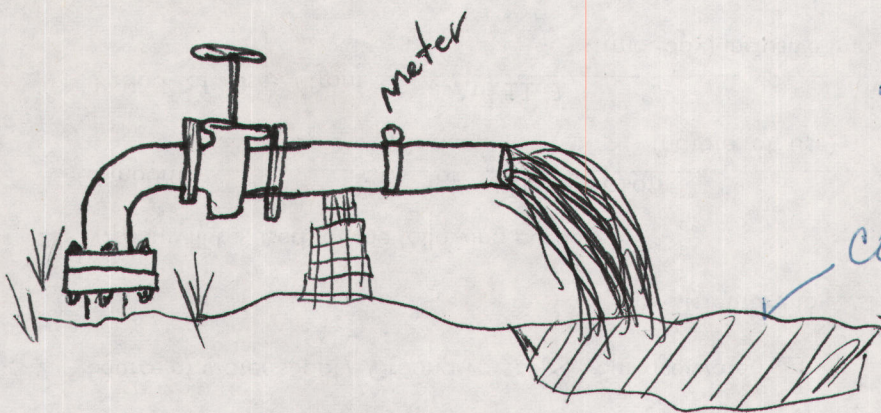


Looking East

← N

S →

Top View



Comingled with surface diversion

00 Sterling Id 83279



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7188 Priority Sept. 27, 1971 Amount 1.0 cfs

THIS IS TO CERTIFY, that JOE W. DAVIS
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 35-7188 issued pursuant to Application for Permit dated September 27, 1971,
and has submitted proof to the Department of Water Resources on November 21, 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 1.0 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>1.0</u> cfs and <u>245 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 1.0 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
245 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 21,
Twp. 4 S, Rge. 32 E, B. M. in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4 S	32 E	21									5	25	25	15					70

Total number of acres irrigated 70

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 3 day of
December, 19 74.

Director

MICROFILMED

Identification No. 35-7188

Application No. _____

LICENSE ISSUED FOR 1.0 SEC. FL.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Joe W. Davis
post office address 1221 West Bridge St., Blackfoot, Idaho 83221

2. Source of water supply DELETED BY RKH ~~artesian~~ well which is a tributary of subterranean

3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 21 Township 4 So.
Range 32 E. B.M. Bingham 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 1 cfs for irrigation purpose from 4- 1 to 11-1 ^{RE. See Letter dated 11/15/71} (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 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. artesian well 298 feet deep; 110 feet
of 8 inch casing, cemented down around pipe to 110 feet; 6 inch casing from
110 feet to 298 feet; discharged into ditch on land.

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

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

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.

b. Estimated construction cost is \$ 3,000.00.

8. Description of proposed uses:

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

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

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

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

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

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

35-7188

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

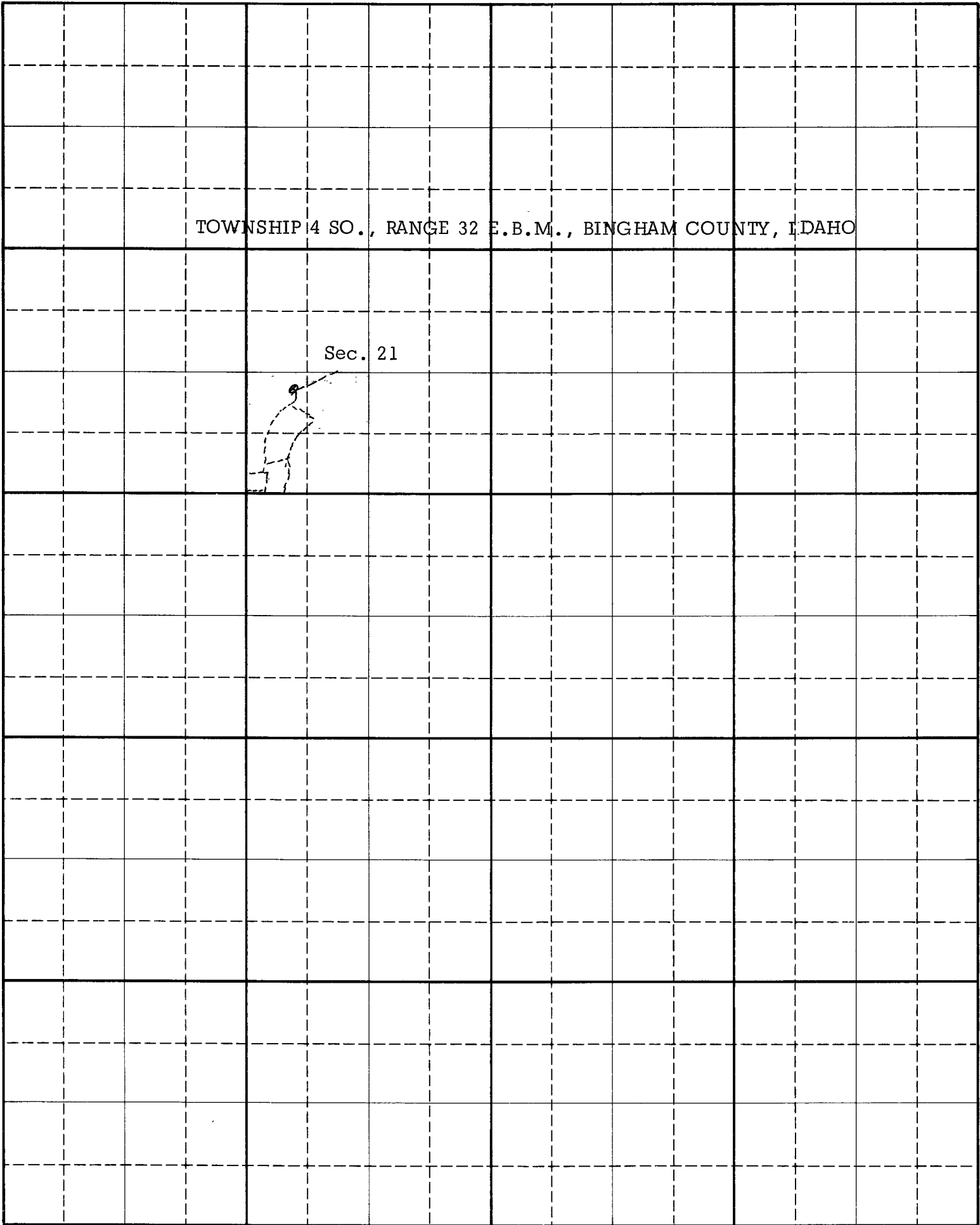
c. Describe any other water rights used for the same purposes. 3 cfs - Water License #12946 dated January 9, 1926

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

applicant to make this filing -

10. Remarks.

11. Map of proposed project:



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.

Joe W. Davis
(Applicant)

35-7188

35-7188

Received by Date 9-16-71 Time 8.00 AM
Preliminary check by Fee \$ 25.00 + 18321
Received by Date 9-29-71
Publication prepared by bj Date 10/4/71
Published in The Blackfoot News, Blackfoot, Idaho
Publication dates 10/14, 10/21/71
Publication approved dc Date 10-28-71
Priority reduced to Reason
Protests filed by:

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

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7188, 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 December 1, 19 73.

c. Other: The permit holder shall permanently install and maintain as part of the diverting works a measuring device at the point of diversion of a type approved by this Department.

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

Witness my hand this 16 day of November, 19 71.

Director

RECEIVED

1971

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Department of Water Administration

Application No. 35-7188 Name Joe W. Davis

Source Ground Water

Point of Diversion NW 1/4 SW 1/4, Sec. 21, T. 4S, R. 32E, B.M., Bingham County

Quantity 1.0 cfs Use irrigation Period April 1 to Dec. 1

Quantity Use Period

Quantity Use Period

Well Size Diameter Proposed Depth Feet

Use The irrigation of 70 acres.

Date Forwarded 10-27-71 Date Returned Received by

COMMENTS: Water level declines have not been noted in this area (W.B. 18). Aquifer is Snake River Basalt. Yields are normally good with little drawdown. Most of the surrounding area is irrigated with surface water. Several new artesian wells within several miles.

RECOMMENDED:

Applied: Qty. 1.0 cfs Use irrig. Period 4/1 to 11/1 AF/A 3.5 AF 245

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. 1.4 cfs Use irrig. Period 4/1 to 11/1 AF/A 3.5 AF 245

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved X Denied

Conditions of approval or reason for denial: Reduced irrigation season.

By Norman C. Young Title District Engineer
NORMAN C. YOUNG Date 10-27-71

35-7188

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 35-7188 Name Jo W. Davis

Source Artesian Well

Point of Diversion NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 4S, R. 32E, B.M., Bingham County

Quantity 1 Use Irrigation Period April 1 - Dec. 1

Quantity Use Period

Quantity Use Period

Well Size Diameter Proposed Depth Feet

Use 70 acres

Date Forwarded 10-20-71 Date Returned 10-21-71 Received by S.R.

COMMENTS: In Aberdeen-Springfield study area. Primary aquifer for
unconfined water is fractured basalt & interflow zones.
Depth to water is variable, but should be approx. 15-25 feet.
Aquifer is capable of supporting additional development.

RECOMMENDED:

Applied: Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved ☒ Denied ☐

Conditions of approval or reason for denial:

INVESTIGATION By Paul M. Castelin Title W.R.I. - I

Date October 21, 1971

35-7188

RECEIVED

OCT 1971

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 14th day of October, 1971,

and the last publication having been made on the
..... 21st day of October, 1971;

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 21st
day of October, 1971

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Joe W. Davis, 1221 West Bridge, St., Blackfoot, Idaho, has on 9-29-71 submitted Application No. 35-7188 for a permit to appropriate 1.0 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 4S, R. 32E, B.M., Bingham County; to be used from April 1 to Dec. 1 for the irrigation of 70 acres within the SW $\frac{1}{4}$, Sec. 21, T. 4S, R. 32E, 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 Dept. of Water Administration, 240

So. Holmes, Idaho Falls, Idaho
83401, on or before Nov. 1, 1971.
R. KEITH HIGGINSON
Director

(2847)
Pub.: 10-14, 21

35-7188

March 31, 1976

Filed
35-7188
r
35-2033

Mr. William D. Thompson
Box 529
Blackfoot, Idaho 83221

Dear Mr. Thompson:

Enclosed please find copies of your water right licenses as requested in your letter of March 26th. Please note that a copy of license #35-7188 is also included. It was licensed in December of 1974.

If we can be of further assistance, please advise.

Sincerely,

Marcia L. Brown
Records Supervisor

mlb
Enc.

March 26, 1976

Department of Water Resources

Mr. Bobby D. Fleenor
State of Idaho
Department of Water Resources
State House
Boise, Idaho 83720

Dear Sir,

Would you please forward to me a copy of License No. 35-2033(C129h6) for an Unnamed Spring in Sec. 21, Twp. 4 S, Rce. 32 E. I have bought the property from Joe Davis and never have received a copy of this license.

Will you also please advise when I may expect to be licensed for permit No. 35-7188.

I am enclosing \$1.00 for a copy of the license.

Sincerely,

William D. Thompson
William D. Thompson,
Owner

WDT/sc

enclosure

December 4, 1974

Re: Permit No. 35-7188

Mr. Joe W. Davis
1221 West Bridge
Blackfoot, Idaho 83221

Dear Mr. Davis:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

November 14, 1974

Mr. Joe Davis
1221 W. Bridge
Blackfoot, Idaho 83221

Dear Mr. Davis:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7188 and has found the following:

Quantity of water diverted: 1.0 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 1.0 cfs

The maximum quantity diverted shall not exceed 245 acre feet per year.

Beneficial use: For irrigation of 70 acres within the SW $\frac{1}{4}$, Sec. 21, Rge. 32E, Twp. 4S

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, Twp. 4S, Rge. 32E, B.M.

Priority date established: September 27, 1971

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

FROM Bill Rhoads

TO Darlene

SUBJECT Permit No. 35-7188

Mr. Davis has requested in a letter and in two telephone conversations "When was he going to get the license issued". Please give this a little priority. Thanks!

MICROFILMED

RECEIVED
INTER-DEPARTMENTAL MEMO — 1

DATE November 7, 1974
NOV 12 1974

Department of Water Resources

BR/mg

SIGNATURE

Mr William Rhoads

Aug 8. 1974
RECEIVED

Dear Sir.

AUG 13 1974

Department of Water Resources
Eastern District Office

The were in to see Mr Furchner on other business, and I told him I had talked to you and you said the water rights weren't complete, so he said he would contact you as he thought everything was ok and up to date. This has been in the process for 2 years. How long does it take to complete these reports.

The would like to know if both of our wells are registered now and we can get a Clear Water Certificate.

MICROFILMED

She got another bill for \$12.50. so
we would like to get it finished
up now.

Thanks for your help and
we would like to know what
is done.

We appreciate your help

Sincerely

Jae W Davis

1221 W Bridge

Blackfoot

Idaho

83221

MicroFILMED

XXXXXXXXXXXXXXXXXXXXX RESOURCES

July 31, 1974

RE: Application for Permit No. 35-7188

Mr. Bill Thompson
588 South Meridian
Blackfoot, Idaho 83221

Dear Mr. Thompson:

The proof of beneficial use has been completed for water Permit No. 35-7188. This report will be submitted to Boise for future licensing. More than 78 acres are found being irrigated in the SW $\frac{1}{4}$, Sec. 21, T. 4S, R. 32E. The permit was filed for 70 acres. This leaves an excessive amount of ground not covered by a filing.

License No. 35-2033 (G12946), a surface diversion right for ~~30~~ 30 c.f.s. (134 gallons per minute) from an unnamed spring also covers 15 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 4S, R. 32E.

In order to correctly cover the ground in the SW $\frac{1}{4}$ of Section 21 and to fully utilize all the water available, it may be in your best interest to:

1. File on the extra ground being irrigated, and other ground that you foresee being developed for irrigation in the 160 acre subdivision in the next five years.
2. File again on the unnamed spring so that you can control the full amount of water that is being diverted (it appears to be close to 500 gallons per minute than the previously listed 134 gallons.)

Mr. Furchner mentioned that Permit No. 35-7354 in the name of Joe W. Davis also covers the ground in question. In fact, this permit does not effect the land in question, but is filed for use in the NE $\frac{1}{4}$, Sec. 21, T. 4S, R. 32E.

Very truly yours,

BILL RHOADS
Water Resource Technician

BR:CB

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED
785 0109
DEC 10 1973

1. Name of permit holder Joe W. Davis
Post office address 1221 West Bridge St., Blackfoot, Idaho 83221 Phone 785-2222
Person to contact Bill Thompson 785-2222 Phone 785-2222
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 1 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. 35-7188
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 1 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 4S N/S, Range 32E E/W, B.M., Section 21, Subdivision NW $\frac{1}{4}$ 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: artesian well 298' deep, 110' of 8" casing, cemented down around pipe to 110', 6" casing from 110' to 225', discharged into ditch on land, artesian flow- no pump needed.

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 $\frac{1}{4}$	
4S	32E	21									5	25	25	15					70

MICROFILMED

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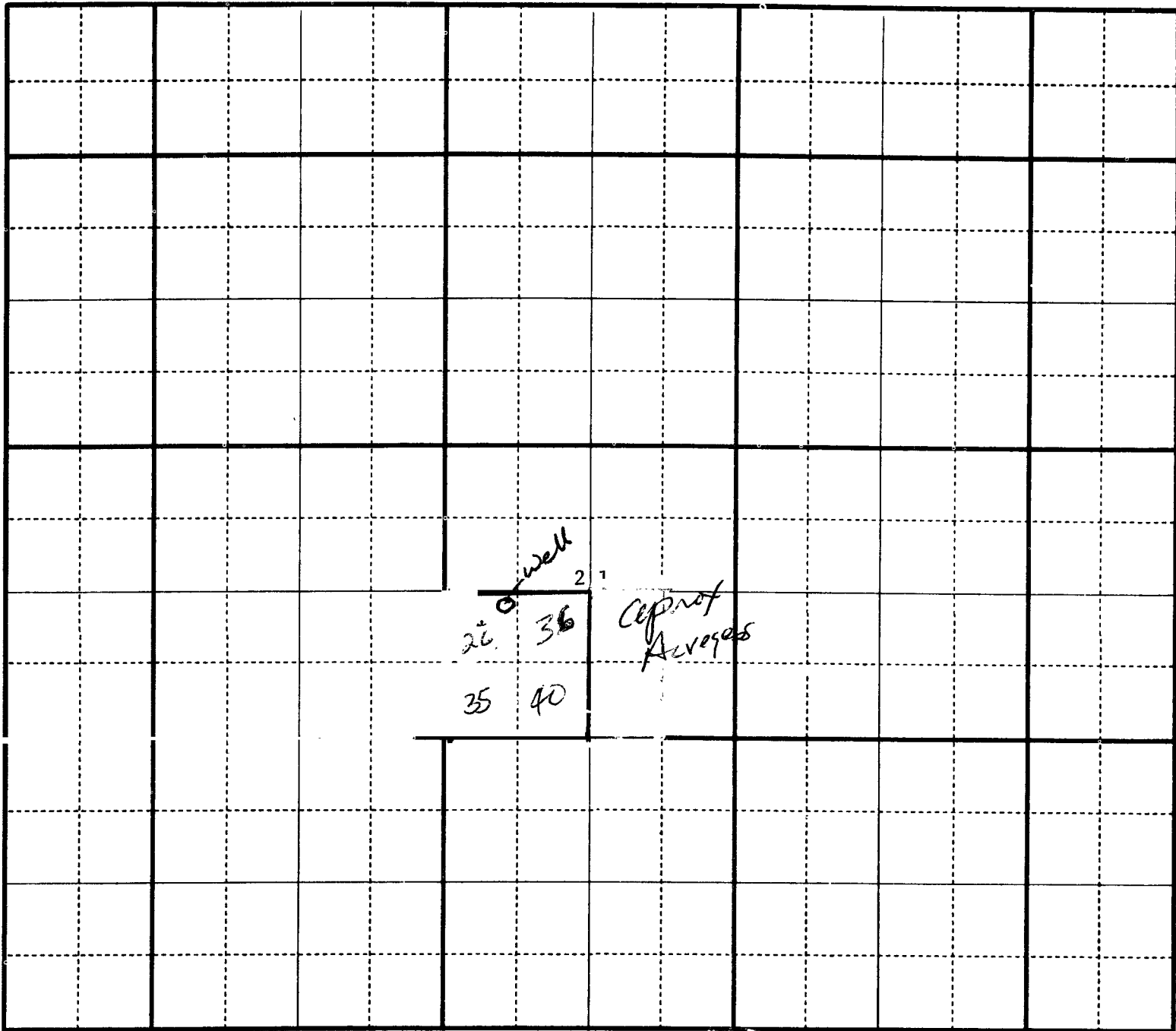
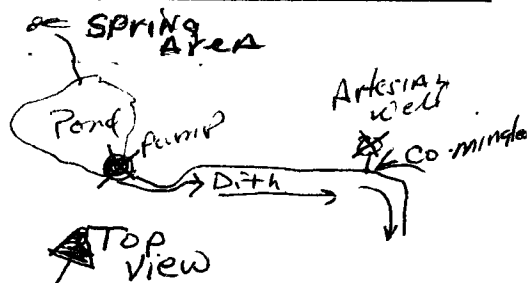


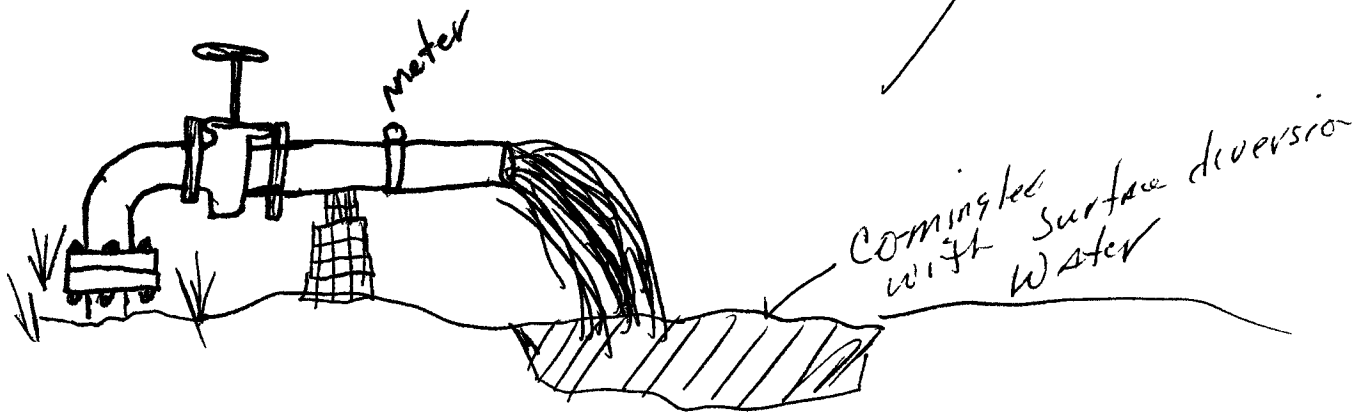
Diagram of System



Looking East

← N

S →



DATE OF EXAM June 29, 1974

ACREAGE
Found ≈ 140
Recommended 70

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.00 c.f.s. V = 245 AF/Ann. from Apr 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: Unnamed Springs Lic 35-2033 G-12946
twp. 4 N/S, Rge 32 E/W, B.M., Sec. 21, Sub. NW 1/4 SW 1/4 Bingham 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 1.00 cfs Method of measurement In Line Meter

Total Q recommended 1.0 cfs Meter No. MDS60973 Type Badger Condition Good

Total V recommended 245 Af/Ann

Recommended Amendments:

P.D.
Place of Use
Other
None ☒

MEASUREMENT CALCULATION:

$$Q = \frac{450 \text{ g/min}}{448.8 \text{ gal/ft}^3} = 1.00 \text{ cfs}$$

$$V = 70 \text{ Ac} \times 3.5 \text{ Af/Ac} = 245 \text{ Af/Ann}$$

SYSTEM DESCRIPTION:

8" Artesian well. Water is delivered to
A private ditch system

REMARKS:

Land in NW SW Sec 21 is covered by
lic 35-2033 Surface diversion from Springs
Irrigated Acres Far in excess of Application

Examiner's Signature Bill Rhoads Date July 31, 1974

Checked by Larry O. Finkbe Date Nov 8, 1974

Approved by Date

83070



WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

[illegible]

December 7, 1973

Re: Permit No. 35-7188

Joe W. Davis
1221 West Bridge St.
Blackfoot, Idaho 83221

Dear Mr. Davis:

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 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

cc: H. William Furchner
Furchner, Martsch & Baker

35-7188

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
NOV 21 1971 *dk jc*
Department of Reclamation

1. a) Name of Permit Holder Joe W. Davis
b) Post Office Address 1221 West Bridge St., Blackfoot, Idaho 83221
2. Permit Number 35-7188
3. Date of Priority that you are prepared to establish September 16, 1971
4. a) Source from which water was appropriated _____
b) Location of the point of diversion: NW 1/4 SW 1/4, Section 21
Township 4 So., Range 32 East Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 1 cfs for irrigation purposes from 4-1 to 11-1 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 49 miners inches 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: By meter

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: Not applicable

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) artesian well 298 feet deep; 110 feet of 8 inch casing, cemented down around pipe to 110 feet; 6 inch casing from 110 feet to 225 feet; discharged into ditch on land; artesian flow - no pump used.

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
Badger water meter - 8 inch

c) Give well drillers name and address and date the well was completed _____
Doug Cushman, Blackfoot, Idaho - Well completed 3-2-71

Exam typed 12/7/73 by jc

35-7188

8814-58

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Not applicable.

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	
4 So.	32 E	21									5	25	25	15					70

10. Remarks: (Other water rights used for the same purpose: .3 cfs - Water License # 12946 dated January 9, 1926) Total number of acres irrigated 70

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

November 19, 1973
(Date)

Joe W. Davis
(Signature)

State of IDAHO)
County of Bingham) ss.

On this 19th day of November, 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.

H. William Leachman

Notary Public residing at Blackfoot, Idaho

My commission expires January 31, 1974

Law Offices

FURCHNER, MARTSCH & BAKER

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

H. WILLIAM FURCHNER
JAMES L. MARTSCH
—
DWIGHT E. BAKER

November 20, 1973

AREA CODE 208
785-2310
—
P. O. BOX 752

RECEIVED
NOV 21 1973
Department of Water Administration

Department of Water Administration
State House - Annex 2
Boise, Idaho 83707

Re: Permit No. 35-7188
Joe W. Davis
Blackfoot, Idaho 83221

Gentlemen:

We enclose herewith the Proof of Application of Water to Beneficial Use in connection with the above permit which we believe you will find to be in order.

When the final inspection has been completed and the license is issued, will you please forward the same to us for Mr. Davis.

Very truly yours,

FURCHNER, MARTSCH & BAKER



H. William Furchner

Encl:
HWF:fb

35-7188

Oct 2. 1973

State of Idaho
Dept of Water Adm.

Rec'd
#12463

Dear Sirs

We received a letter today
from you referring to our
Permit # 35-7188. I don't
seem to have a form of
that permit, would you please
send me a duplicate copy.
I am enclosing a dollar for
the copy.

Thanks

Yours Truly

Joe W Davis

1221 West Bridge
Blackfoot

Idaho

83221

35-7188

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and 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

INSURED NO.

2

DATE DELIVERED

3

SHOW WHERE DELIVERED (*only if requested*)

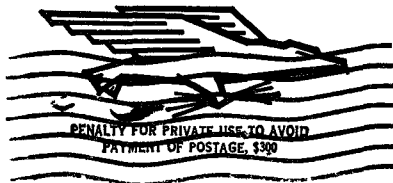
35-7188

c55-16-71548-11 347-198 GPO

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**



POSTMARK OF DELIVERING OFFICE



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

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.



**RETURN
TO**

DEPARTMENT OF WATER ADMINISTRATION

STATEHOUSE · ANNEX #2

BOISE, IDAHO 83707

35-7188

October 1, 1973

CERTIFIED MAIL

#24846

Re: Permit No. 35-7188

Joe W. Davis
1221 West Bridge St.
Blackfoot, Idaho 83221

Dear Mr. Davis:

One of the conditions of approval of your water Permit No. 35-7188 (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 December 1, 1973. 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.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

35-7188

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

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



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

November 18, 1971

Re: Permit No. 35-7188 - Joe W. Davis

Joe W. Davis
1221 West Bridge Street
Blackfoot, Idaho 83221

Dear Mr. Davis:

Enclosed is a copy of your approved Application for Permit No. 35-7188. 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:cr

Enclosures

35-7188

November 18, 1971

Re: Permit No. 29-7070 - Paul N. Christensen
" " 35-7188 - Joe W. Davis

Norman C. Young
STATE OF IDAHO
DEPT. OF WATER ADMINISTRATION
240 South Holmes
Idaho Falls, Idaho 83401

Dear Norm:

Please find enclosed copies of the above referenced permits which have been approved
by this office.

If you have any questions, please contact us.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:CR

Enc: copies

35-7188

RECEIVED

NOV 16 1911

Dear Sis :

Department of Water Administration

I have received your letter which
I am enclosing and when
I went to the Lawyer he suggested
Dec 1 - but now I am alright
so hope this will clear it up
on Permit No 35-7188

Thanks

Joe W Davis
1221 W Bridge
Blackfoot Idaho

35-7188

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

November 11, 1971

Re: Application for Permit No. 35-7188

Mr. Joe W. Davis
1221 West Bridge St.
Blackfoot, Idaho 83221

Dear Mr. Davis:

In reviewing your application for permit, we noticed you have listed the period of use for irrigation as April 1 to December 1. Unless you can justify the extended period, we will reduce the period of use from April 1 to November 1.

We will appreciate receiving this justification as soon as possible.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE/bb

35-7188

November 11, 1971

Re: Application for Permit No. 35-7188

C
Mr. Joe W. Davis
1221 West Bridge St.
Blackfoot, Idaho 83221

Dear Mr. Davis:

C In reviewing your application for permit, we noticed you have listed the period of use for irrigation as April 1 to December 1. Unless you can justify the extended period, we will reduce the period of use from April 1 to November 1.

We will appreciate receiving this justification as soon as possible.

Very truly yours,

P
Fred Eisenbarth
Appropriation Examiner

Y
FE/bb

35-7188

October 4, 1971

Re: Application No. 35-7188 - Joe W. Davis

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for 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

Bill submitted to Boise Office _____ by _____

NCY:BJ

Enc: Legal notice

35-7188

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Joe W. Davis, 1221 West Bridge St., Blackfoot,
Idaho

has on 9/29/71 submitted Application No. 35-7188
for a permit to appropriate 1.0 cubic feet per second ~~XXXX XXXXX XXXXX XXXXX~~
of water from a ground-water source
by means of well and pump
within the NW¹SW⁴, Sec. 21, T. 4S, R. 32E, B.M., Bingham County;

to be used from April 1 to Dec. 1
for the irrigation of 70 acres

within the SW⁴, Sec. 21, T. 4S, R. 32E, 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 Dept. of Water Ad-
ministration, 240 So. Holmes, Idaho Falls, Idaho, 83401, on or before Nov. 1, 1971

R. KEITH HIGGINSON

Director

Published in the The Blackfoot News, Blackfoot, Idaho
on Oct. 14 and Oct. 21, 1971.

35-7188

October 1, 1971

H. William Furchner
Attorney at Law
178 W. Judicial St.
Blackfoot, Idaho 83221

Attached herewith is your receipt No. 8321 in the amount of \$ 25.00
for the application you submitted in the name of Joe W. Davis
which was received in this office.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

35-7188

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

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



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

September 22, 1971

Re: Joe W. Davis

FURCHNER, ANDERSON & MARTSCH
178 West Judicial Street
Blackfoot, Idaho 83221

ATTENTION: H. William Furchner

Dear Mr. Furchner:

We are in receipt of the application for permit that you have filed in the behalf of Joe. W. Davis. In reviewing this application, we find it to be in order. However, the filing fee will be \$25.00. We are, therefore, returning your check #92-63, in the amount of \$20.00, so that you may re-submit the proper fee.

If you should have any further questions in reference to this matter, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cs

Enclosure: copy of current fee schedule
check #92-63 (\$20.00)

September 24, 1971

Gentlemen:

Pursuant to the above, we enclose herewith our check number 3736 in the correct amount of \$25.00.

Very truly yours,

H. William Furchner

Encl:
HWF:fb

35-7188

September 22, 1971

Re: Joe W. Davis

FURCHNER, ANDERSON & MARTSCH
178 West Judicial Street
Blackfoot, Idaho 83221

ATTENTION: H. William Furchner

Dear Mr. Furchner:

We are in receipt of the application for permit that you have filed in the behalf of Joe. W. Davis. In reviewing this application, we find it to be in order. However, the filing fee will be \$25.00. We are, therefore, returning your check #92-63, in the amount of \$20.00, so that you may re-submit the proper fee.

If you should have any further questions in reference to this matter, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cs

Enclosure: copy of current fee schedule
check #92-63 (\$20.00)

35-7188

Law Offices

FURCHNER, ANDERSON & MARTSCH

H. WILLIAM FURCHNER
J. BLAINE ANDERSON
JAMES L. MARTSCH

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

AREA CODE 208
785-2310
P. O. BOX 752

September 15, 1971

R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Department of Water Administration

Re: Joe W. Davis
Application for Permit

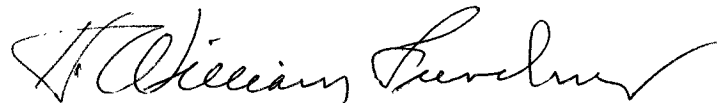
Dear Mr. Higginson:

We are enclosing herewith the Application for Permit of Mr. Joe W. Davis of Blackfoot, Idaho, together with our check in payment of the filing fee in the amount of \$20.00.

Upon issuance of the Permit will you please forward the same to us for Mr. Davis.

Very truly yours,

FURCHNER, ANDERSON & MARTSCH


H. William Furchner

HWF:mj
Encls.

35-7188