Identification No 35-7160

Application 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 Marlis D Jackman and Maurice E. Ireland
post office address 56 Cone and 237 Collins Blackfoot, Idaho 83221

2. Source of water supply Underground which is a tributary of

3. a. Location of point of diversion is SW¼ NW¼ SW¼ of Section 35 Township One S
Range 35 E B.M. Bingham County; additional points of diversion if any: None

b. If water is not consumed, it will be discharged into N/A at a point in ¼
of ¼ of Section Township Range B.M.

4. Water will be used for the following purposes:
Amount .5 cfs (cfs or acre-feet per annum) for irrigation purpose from April 1 to Oct 31 (both dates inclusive)
Amount (cfs or acre-feet per annum) for purpose from to (both dates inclusive)
Amount (cfs or acre-feet per annum) for purpose from to (both dates inclusive)

5. Total quantity to be appropriated:
a. 0.5 cubic feet per second and or
b. N/A acre feet per annum.

6. Proposed diverting works.
a. Description of ditches, flumes, pumps, headgates, etc. 75 H.P pump, 8" main line, 4" lateral pipe, 600 ft 16" diameter 200 FT deep

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 (Mo. Day) to (Mo. Day) inclusive.

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

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years

b. Estimated construction 6,000.

8. Description of proposed uses: N/A

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

(1) Give the place of use of water ¼ of ¼ of Section Township
Range B.M.

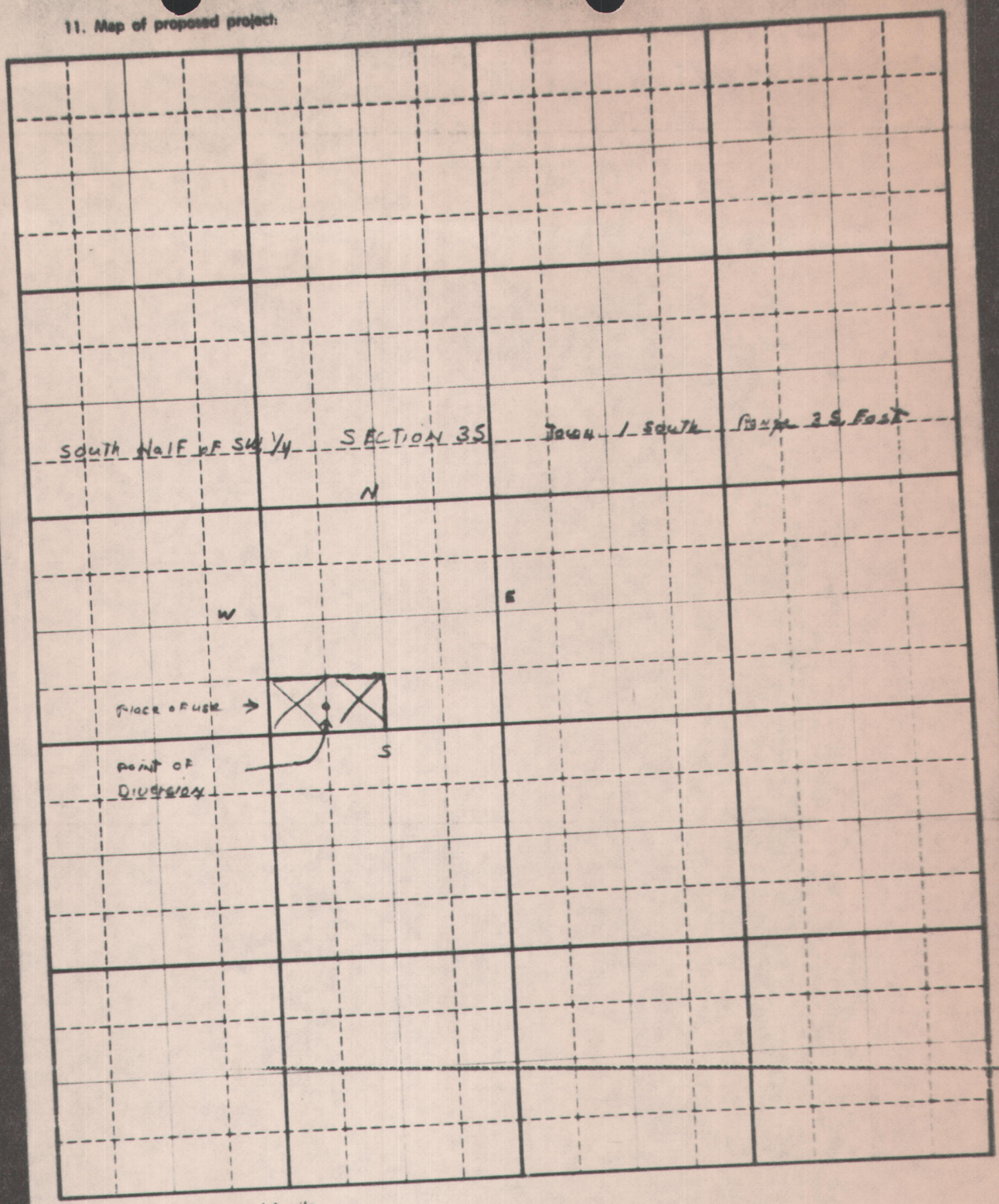
(2) Amount of power to be generated hp under feet of head.

(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:

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.

[illegible]

[illegible]
(Applicant)

35

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	
1S	5E	25											40	40					80

Total number of acres to be irrigated 80

c. Describe any other water rights used for the same purposes None

9. a. Who owns the property at the point of diversion Marlis D. Jackman & M.E. Ireland

b. Who owns the land to be irrigated or place of use Same as 9a.

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

Received by [illegible] Date [illegible] Time [illegible]

Preliminary check by [illegible] Fee $10.00

Receipted by [illegible] Date 10-28-68

Publication prepared by [illegible] Date 1-14-69

Published in Blackfoot Press

Publication dates 1-23 & 30-69

Publication approved [illegible] Date 1-17-69

Priority reduced to _____ Reason _____

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial by [illegible]

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7060, 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, 1974.

   c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.

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

Witness my hand this 22nd day of April 1969.

R. Keith Higginson

State Reclamation Engineer

RECEIVED
APR 1 1969
Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho } ss.

I, Henry R. Brown do solemnly swear that I am the publisher of the Bingham News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, and having been so published at all times for more than twelve consecutive months next prior to the first publication of the notice hereinafter referred to; that said newspaper has been duly qualified to publish legal notices and advertisements within the meaning of Section 58-108 of the Compiled Laws of Idaho of 1919, approved March 12, 1919, and that said newspaper, pursuant to law, is published on each day of the week as the day on which regular issues of said newspaper are printed and published, to-wit: Friday of each week; that the notice of which the annexed printed copy is a part of the attached hereto and which is a part of the 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 20th day of March, 19 69, and the last publication having been made on the 27th day of March, 19 69; 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.

Henry R. Brown

Subscribed and sworn to before me this 28th day of March, 19 69

Lucy Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1972

CORRECTION NOTICE FOR APPLICATION FOR PERMIT FOR WATER

Notice is hereby given that Application No. 35-7060 in the name of Merlin D. Jackson and Marvin R. Ipsen, 58.0 cfs and 227.0 Acre Feet, Blackfoot, Idaho, was published incorrectly. The point of diversion was advertised as being located in the SW¼SW¼, sec. 28, T. 1 S., R. 35 E., B.M., Bingham County; whereas, there are four points of diversion, located in the SW¼ SW¼ SW¼SW¼ sec. 28, T. 1 S., R. 35 E., B.M., Bingham County.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer

Pub.: March 20 and 27, 1969
(1886)

35-7060

RECEIVED

3 4 1969

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham }
State of Idaho } ss.

I, Drury R. Brown do solemnly

swear that I am the publisher of

the Idaho Bonanza, a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, and said newspaper having been so published at Blackfoot, aforesaid, for more than one year prior to the first publication of the notice, copy of which is hereto attached, and having been duly qualified, pursuant to law, to publish notices required by law or by the order of any court of competent jurisdiction, within the State of Idaho; that the notice, of which the annexed is a true copy, was published in said newspaper, and not in a supplement, for the period of 2 consecutive weeks, and that a part of the publication was published in all parts of the proof of publication was, published in all

Friday issue of said newspaper 2 consecutive

weeks, the first publication having been made on

the 23rd day of January, 19 69,

and the last publication having been made on the

30th day of January, 19 69; 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 proper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 30th

day of January, 19 69

Faye Dayton

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
June 7, 1969. Nov. 10, 1972

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Merle D. Sargent and Maurice E. Sargent, 55 Cane and Jay Collins, Blackfoot, Idaho, have on October 28, 1968, applied for permit under application No. 35-7060 to divert 2.0 cubic feet per second of water from a ground water source. Water will be diverted by a well, point of diversion within the SW1/4 SW1/4, sec. 35, T. 3 S., R. 39 E., B.M., Bingham County and is to be used from April 1 to October 31 for irrigation in the SE/4 SW1/4, sec. 35, T. 3 S., R. 39 E., B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
(SEAL)
Pub.: Jan. 23 and 30

35-7060

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Permit	35 7060	KAYE NICKELL, KENNETH G NICKELL,	GROUND WATER	01S35E35											40	40					80
Permit	35 7829	KAYE NICKELL, KENNETH G NICKELL,	GROUND WATER	01S35E35					26				40	40							106
Rec	35 2791	GREG NICKELL, KAYE C NICKELL,	GROUND WATER	01S35E35					29	40	30	28									127
Rec	35 7479A	GARY R FIELDING,	GROUND WATER	01S35E35	17	8	25	40									35	32	24	38	219
Right	35 2791	JOHN B HAWKES,	GROUND WATER	01S35E35					14	28	36	23									101
Right	35 7060	KENNETH GREG NICKELL, KAYE NICKELL,	GROUND WATER	01S35E35											35	20					55
Right	35 7479	GARY R FIELDING,	GROUND WATER	01S35E35	24	19	40	37									30	38	12	38	238

no OL

35-07060

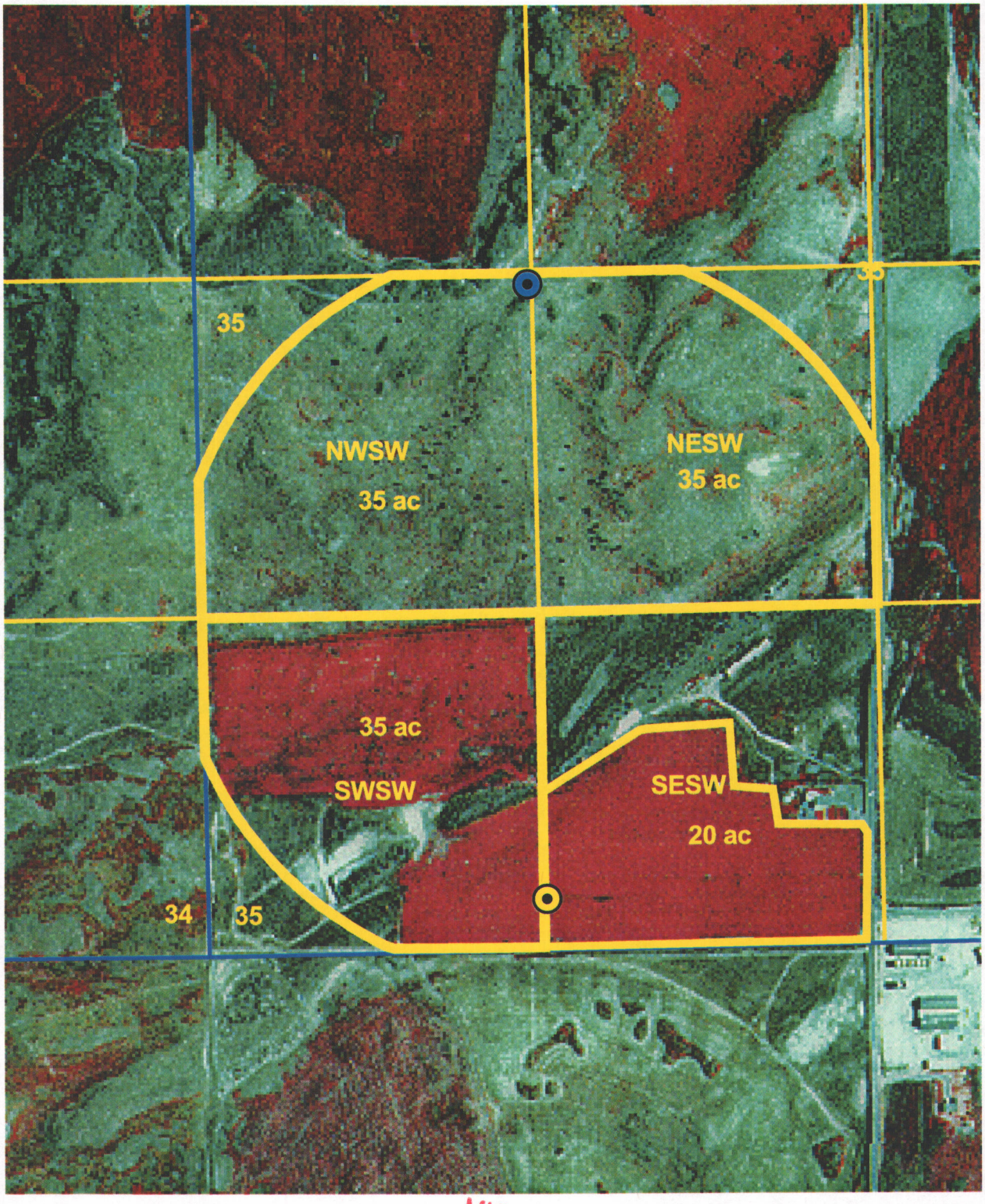
T1S, R35E sec 35



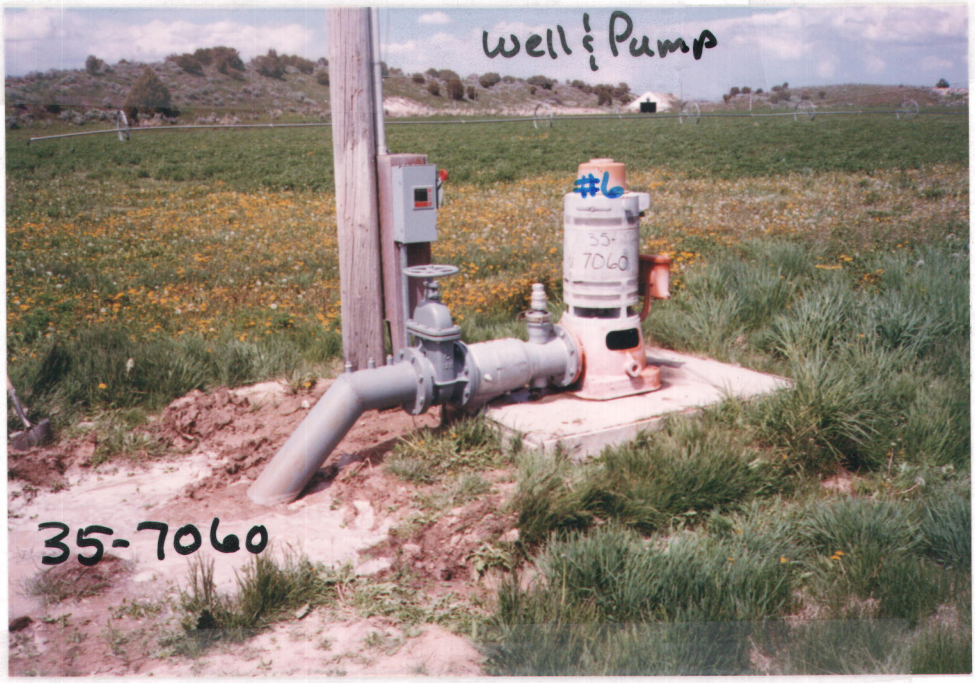
MICROFILMED
JUL 10 2002

35-07060, 35-07829

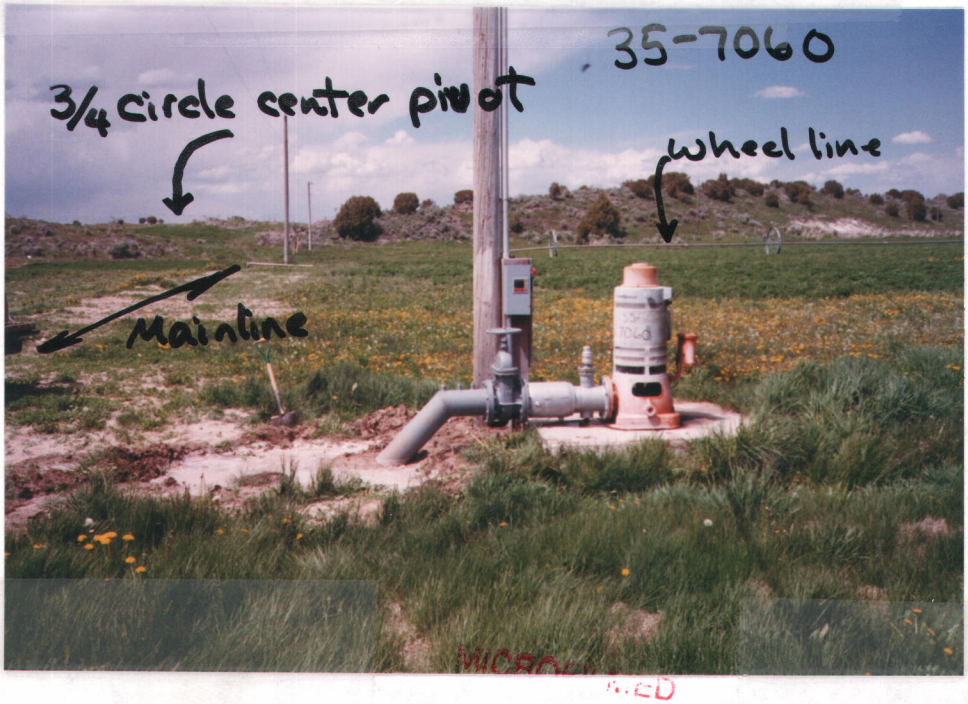
T1S, R35E sec 35



MICROFILMED
1 0 2002



POINT OF DIVERSION (#6)



35-7060

MICROFILMED
JUL 10 2002

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 3
Boise, Idaho 83707

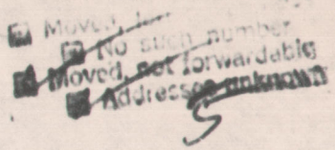
Maurice E. Ireland
297 Collins
Blackfoot, ID 83221

Moved, left no address
Department of Water Administration

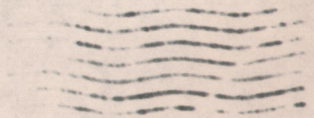
STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

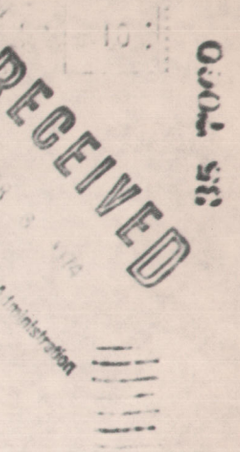


Marlia D. Jackman
56 Cone
Blackfoot, ID 83221









WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

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

April 4, 1974

Re: Permit No. 35-7060
Marlis D. Jackman & Maurice F. Ireland

Marlis D. Jackman
56 Cone
Blackfoot, Idaho 83221

Dear Mr. Jackman:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 35-7060 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.

R. KEITH HIGGINSON
Director

35-7060

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

April 4, 1974

Re: Permit No. 35-7060
Marlis D. Jackman & Maurice F. Ireland

Maurice E. Ireland
237 Collins
Blackfoot, Idaho 83221

Dear Mr. Ireland:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 35-7060 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.

R. KEITH HIGGINSON
Director

35-7060

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 3
Boise, Idaho 83707

RETURN TO SENDER

UNCLAIMED

Maurice E. Ireland
237 Collins
Blackfoot, Id 83221

JAN 1974 IDAHO

FINAL NOTICE

FEB 13 1974

CERTIFIED MAIL
P 25123
RETURN RECEIPT REQUESTED

Not in directory for Blackfoot & surrounding area

BLACKFOOT FEB 10 4M 1974 IDAHO

Card Removed

36-7W

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse – Annex 2
Boise, Idaho 83707

BLACKFOOT, ID
FEB 4 AM 1974
IDAHO
JAN 30 '74

RETURN TO SENDER

FEB 4 1974

Marlin D. Jackman
56 Cove
Blackfoot, ID 8322[illegible]

☐ Moved, left no address
☐ No such number
☐ Moved, not forwardable
☐ Address unknown

RECEIVED
FEB 6 1974
Department of Water Administration

CERTIFIED MAIL
No. 25622
RETURN RECEIPT REQUESTED

Not in Blackfoot directory

Card Removed

83-2[illegible]

January 31, 1974 CERTIFIED MAIL #25122

Re: Permit No. 33-7220

Merlin D. Jackson
RR Case
Blackfoot, ID 83221

Dear Mr. Jackson:

One of the conditions of approval of your water Permit No. 33-7220 (see 2nd 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 _____. 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 in the completion occurs as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, under this section 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

R. KEITH HIGGINSON
Director

Enc: Proof affidavit

cc: Sheridan L. Ireland CERTIFIED MAIL # 25122
RR Soldier
Blackfoot, ID 83221

33-7220

December 20, 1968

Re: Application NO. 35-7060

Merlin D. Jackman
56 Cone Street
Blackfoot, Idaho 83221

Maurice E. Ireland
237 Collins
Blackfoot, Idaho 83221

Gentlemen:

We are returning your application to appropriate the public waters of the State of Idaho for clarification.

Under Item 3 of the application you are requested to identify the point of diversion by 40 acre subdivisions. For instance, the SW¼SW¼, or the SE¼SW¼, sec. 35, T. 1 S, R. 35 E, B.M. The 80 acre description you have of the S½SW¼, sec. 35 is not adequate for our processing requirements.

Item 6 of the application requires a description be listed under Item 6a and 6b for under ground appropriations. There must be some means of diverting the water in order to appropriate it. This could be by either pumps, pipe, sprinkler systems, or etc. The diameter of the well and the depth of the well are also required.

Item 8b lists the lands as being located in section 35, T. 1 S, R. 35 E, B.M. You have shown the SW¼SW¼ and the SE¼SE¼ which are approximately 1 mile apart. We are wondering if you intended as a land list as indicate the S½SW¼ as indicated under the point of diversion. If so, please make the necessary corrections.

Under Item 11, the Department requires that you enter a map showing the point of diversion and the place of use listing the section, township, range, and subdivisions. As soon as these items are complete, the application will be ready for processing.

Very truly yours,

Donald W. McKinney
Appropriation Examiner

35-7060

(Application sent with letter to 56 Cone Street)

NOTICE OF APPLICATION
FOR WATER

Notice is hereby given that Martin D. Jackman and Maurice E. Ireland, 56 Cone and 297 Collins, Blackfoot, Idaho, have on October 28, 1968, applied for permit under application No. 35-7060 to divert .05 cubic feet per second of water from a ground water source. Water will be diverted by a well, pump, laterals within the SW1/4 SW1/4, sec. 35, T. 1 S, R. 35 E, B.M., Bingham County and is to be used from April 1 to October 31 for irrigation in the S1/2 SW1/4, sec. 36, T. 1 S, R. 35 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
(963)
Pub.: Jan. 23 and 30

RECEIVED
JAN 17 1969
Department of Reclamation

35-7060

Ja

Re: Application NO. 35-7060

Blackfoot News
Box 70
Blackfoot, Idaho 83221

Gentlemen:

Enclosed you will find a l
once a week for two consecutive
inserted the publication dates
galley proof for review before

After sending us a galley
dates we have inserted assumin
corrections, we will notify yo
cannot publish the notice on t

An affidavit of publicati
Reclamation, along with the pu
the following certification m

I hereby certify that
that the amount claim
credits, and that no

PM:ka
enclosure: legal notice

CORRECTION NOTICE FOR APPLICATION FOR PERMIT FOR WATER

Notice is hereby given that Application No. 35-7060 in the name of Merlin D. Jackson and Maurice E. Ireland, 56 Cone and 237 Collins, Blackfoot, Idaho was published incorrectly. The point of diversion was advertised as being located in the SW¼NE¼, sec. 35, T. 1 S., R. 35 E., B.M., Bingham County, whereas, there are two points of diversion, located in the SW¼NE¼, SE¼NE¼, sec. 35, T. 1 S., R. 35 E., B.M., Bingham County.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Blackfoot News, Blackfoot, Idaho on March 20 and March 27, 1969.

COPY

35-7060

March 11, 1969

Re: Application No. 35-7060 - Marlis D. Jackm
Application No. 35-7071 - Idaho Savings a
Application No. 35-7070 - Jesse J. Griffi
Claim No. 35-4004 - Harold C. Houtman
Claim No. 35-4003 - Harold C. Houtman

Blackfoot News
Box 70
Blackfoot, Idaho883221
Gentlemen:

Enclosed you will find a legal notice whi
once a week for two consecutive weekly issues
inserted the publication dates allowing ample
galley proof for review before publication.

After sending us a galley proof, proceed
dates we have inserted assuming the notice is
corrections, we will notify you before the fir
cannot publish the notice on the proposed date

An affidavit of publication must be submi
Reclamation, along with the publication bill.
the following certification must appear on the

I hereby certify that the foregoing ac
that the amount claimed is legally due,
credits, and that no part of same has

Signat

Very truly

Donald W. N
Appropriati

DWN:ka

enclosure: legal notice (5)

35-7060

CORRECTION NOTICE FOR APPLICATION FOR PERMIT FOR WATER

Notice is hereby given that Application No. 35-7060 in the name of Marlis D. Jackman and Maurice E. Freiseth, 58 Cone and 237 Collins, Blackfoot, Idaho, was published incorrectly. The point of diversion was advertised as being located in the SW¼SW¼, sec. 35, T. 1 S., R. 35 E., B.M., Bingham County; whereas, there are two points of diversion, located in the SW¼ SW¼, SE¼SW¼, sec. 35, T. 1 S., R. 35 E., B.M., Bingham County.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer

Pub.: March 26 and 27, 1969
(1036)

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 35-07060

Priority: May 05,1989

Maximum Diversion Rate: 0.50 CFS
Maximum Diversion Volume: 212.0 AF

It is hereby certified that KENNETH GREG NICKELL And/Or KAYE NICKELL
658 N 150 W
BLACKFOOT ID 83221 have complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 28, 1968; and have submitted Proof of Beneficial Use on May 05, 1989. An examination indicates that the works have a diversion capacity of 1.81 cfs of water from:

SOURCE
GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL DIVERSION VOLUME
IRRIGATION	04/01 to 10/31	0.50 CFS	212.0 AF

LOCATION OF POINT OF DIVERSION:
GROUND WATER SE¼SW¼ Sec. 35, Twp 01S, Rge 35E, B.M., BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 35E 35											35.0	20.0					55.0

Total Acres: 55

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 120.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 35-07829 and 35-07060 when combined shall not exceed a total diversion rate of 3.01 cfs.
4. Right 35-07829 is also diverted through the point of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 9TH day of July, 2002.

MICROFILMED

Acting for KARL J. DREHER
Director

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 35-07060

RECEIVED
JUN 17 2002
Department of Water Resources

Date of Priority: May 05,1989

Maximum Diversion Rate: 0.50 CFS
Maximum Diversion Volume: 212.0 AF

Comes now KENNETH GREG NICKELL And/Or KAYE NICKELL
658 N 150 W
BLACKFOOT ID 83221 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 35-07060, and requests that the permit be changed as follows:

Source: GROUND WATER

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	04/01 to 10/31	0.50 CFS	212.0 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE¼SW¼ Sec. 35, Twp 01S, Rge 35E, B.M., BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 35E 35											35.0	20.0					55.0

Total Acres: 55

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 10 day of June, 2002.

Kaye Nickell
(Signature)

MICROFILMED
JUL 10 2002

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 35-07060

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = $50.00 Receipted by PMG # C062744 Date 6.17.02

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 35-07060 with the following:

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 120.

2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

3. Rights 35-07829 and 35-07060 when combined shall not exceed a total diversion rate of 3.01 cfs.

4. Right 35-07829 is also diverted through the point of diversion described above.

Witness my hand this 9th day of July, 2002.

Acting for KARL J. DREHER
Director

MICROFILMED
JUL 10 2002

07/94

For Office Use Only
$25.00 Filing Fee
Receipt # E024688
Date 12-18-98

#25.00

State of Idaho
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

Marlis Jackman

I, Maurice E Ireland, hereby assign to Kenneth Gregory and/or Kaye Nickell
(Permit Holder)

of 658 N 150 W Blackfoot ID 83221 208-785-5729
(Full Address and Phone Number)

KN

All my right, title, and interest in and to Permit No. 35-07060 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Permit No. 35-07060 to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second.

All

Made this 18 day of Aug, 1998.

x Marlis Jackman
Permit Holder(s)

State of Idaho)
ss
County of Bonneville

x Maurice E Ireland

On this 20th day of August, 1998, the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

A. B. RUBERRY NOTARY PUBLIC STATE OF IDAHO

Allen B. Ruberry
Notary Public

My commission expires: 09/23/03

Allen B Ruberry
Signature

MICROFILMED

DEC 31 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-7060 IN THE NAME OF MARLIS D. JACKMAN & MAURICE E. IRELAND	ORDER OF REINSTATEMENT

This matter having come before the Idaho Department of Water Resources (Department) the Department finds as follows:

FINDINGS OF FACT

1. On April 22, 1969 the Director of the Department of Water Resources issued Permit No. 35-7060 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before April 1, 1974.

2. On January 10, 1974 the Department sent a proof due notice to the permit holders.

3. On April 4, 1974 the Department sent a lapse notice to the permit holders since neither proof of beneficial use nor a request for extension of time had been received from the permit holders.

4. On May 5, 1989 Proof of Beneficial Use was received by the Department from the permit holders.

5. Section 42-218a, Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

6. The permit holders submitted evidence to confirm that water has been put to beneficial use. These documents include: 1) an irrigation electric

MICROFILMED
JUL 17 1989

service ageement between the permit holders and Idaho Power Co. dated January, 1969, and showing a point of delivery which approximately matches the point of diversion and number of acres described by the permit; 2) power records from Idaho Power matching the account number from the service agreement and showing service billed from 1969 through 1977; and 3) an affidavit from a farm employee stating that the well has been in use from at least 1974.

7. The permit holders have stated that they moved several times between 1969 and 1974 and that the proof due and and lapse notices were not received and therefore proof was not filed in a timely manner. They were unaware of action required on their part.

CONCLUSIONS OF LAW

1. The permit holders have submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used as identified on the permit.

2. The permit holders have shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

3. The permit can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 35-7060 is reinstated.

IT IS FURTHER ORDERED that the date of priority of this permit is advanced to May 5, 1989.

Dated this 7th day of July, 1989.

L. Glen Saxton

L. GLEN SAXTON
Chief, Water Allocation Bureau

JUL 17 1989

Form 47
03/86

RECEIVED
MAY 5 1989
Department of Water Resources
Southern Region Office

STATE OF IDAHO
RECEIVED
MAY 08 1989
DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received $100.
Date 5-5-89
Receipt # 5007035
Receipt by
Reviewed by
Sent to region

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 35-07060

Name(s) of Permit Holder: Marlis D. Jackman

Post Office Address: Rt, 1, Kimberly, ID 83341

Telephone No. 734-3170

Source of Water: Groundwater

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 50 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.50 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: May, 1969

Measuring Device: Required? __ Yes X No Fee enclosed $ 100.
Installed? __ Yes X No (See License Examination Fee Schedule)

Flow Measurement Port: Required? __ Yes X No
Installed? __ Yes __ No unknown; land is rented

Person to contact to accompany the Department representative during the field examination:

Dale Jackman (Name) 785-3559 (Telephone Number)

Rt. 1, Blackfoot, ID 83221 (Address)

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JUL 17 1989

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

5-5-89 Date

Marlis Jackman Signature of Permit Holder (and title, if appropriate)

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

Identification No. 3-5

Application 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 Marlis D Jacknan and Maurice E. Ireland
post office address 56 Cove and 237 Collins Blackfoot, Idaho 83221

2. Source of water supply Underground which is a tributary of

3. a. Location of point of diversion is SW¼ NE¼ SW¼ of Section 35 Township 5 S
Range 35 E B.M. Bingham County; additional points of diversion if any none

b. If water is not consumed, it will be discharged into N/A at a point in ¼
of ¼ of Section Township Range B.M.

4. Water will be used for the following purposes:
Amount .5 cfs (cfs or acre-feet per second) for irrigation purpose from Apr. 1 to Oct 31 (both dates inclusive)
Amount (cfs or acre-feet per annum) for purpose from to (both dates inclusive)
Amount (cfs or acre-feet per annum) for purpose from to (both dates inclusive)

5. Total quantity to be appropriated:
a .0.5 cubic feet per second and or
b N/A acre feet per annum

6. Proposed diverting works. ~~Diversion~~
a. Description of ditches, flumes, pumps, headgates, etc. 75 H.P pump 6" main line, 4" suction pipe, well 16 gal/min 400 FT deep

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 (Mo. Day) to (Mo. Day) inclusive.

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

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years

b. Estimated construction 6,000

8. Description of proposed uses N/A

a. If water is not for irrigation

(1) Give the place of use of water ¼ of ¼ of Section Township
Range B.M.

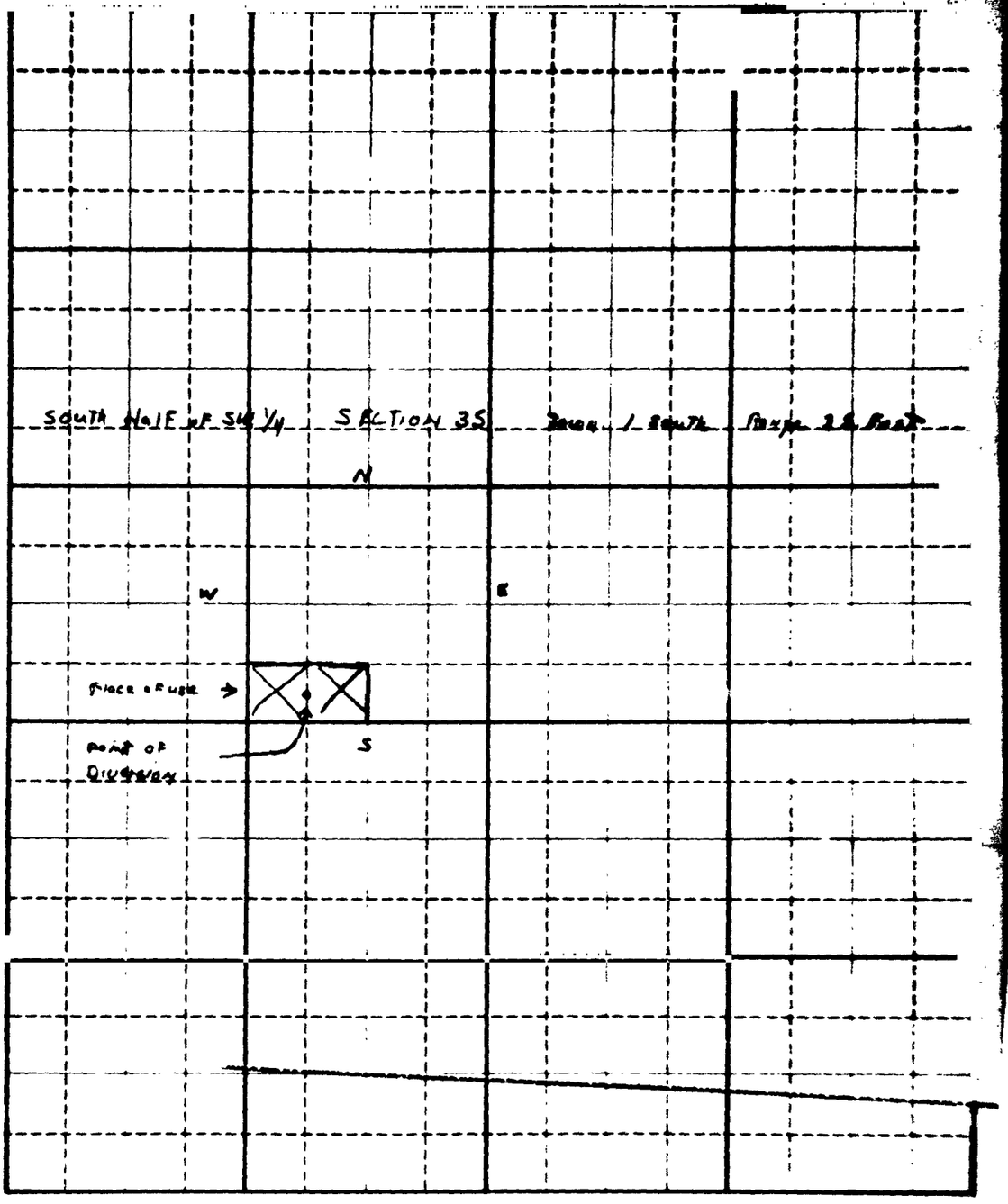
(2) Amount of power to be generated hp under feet of head

(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

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

(Applicant)

3

b. If water is for irrigation, indicate acreage in each subdivision in the following table

TWP	RANGE	SEC	NE¼ NE¼	NE¼ NW¼	NE¼ SW¼	NE¼ SE¼	NW¼ NE¼	NW¼ NW¼	NW¼ SW¼	NW¼ SE¼	SW¼ NE¼	SW¼ NW¼	SW¼ SW¼	SW¼ SE¼	SE¼ NE¼	SE¼ NW¼	SE¼ SW¼	SE¼ SE¼	TOTALS
15	2	E																	80

Total number of acres to be irrigated 80

c. Describe any other water rights used for the same purposes None

9. a. Who owns the property at the point of diversion Marlis D Jackman & M.E Ireland

b. Who owns the land to be irrigated or place of use same as 9a

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

Received by _____ Date _____ Time _____

Preliminary check by _____ Fee $ _____

Receipted by _____ Date 10-28-68

Publication prepared by _____ Date 1-14-69

Published - Blackfoot Bulletin

Publication dates 1-23 & 30 69

Publication approved _____ Date 1-17-69

Priority reduced to _____ Reason _____

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial by _____

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No 35-7060, 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, 1974.

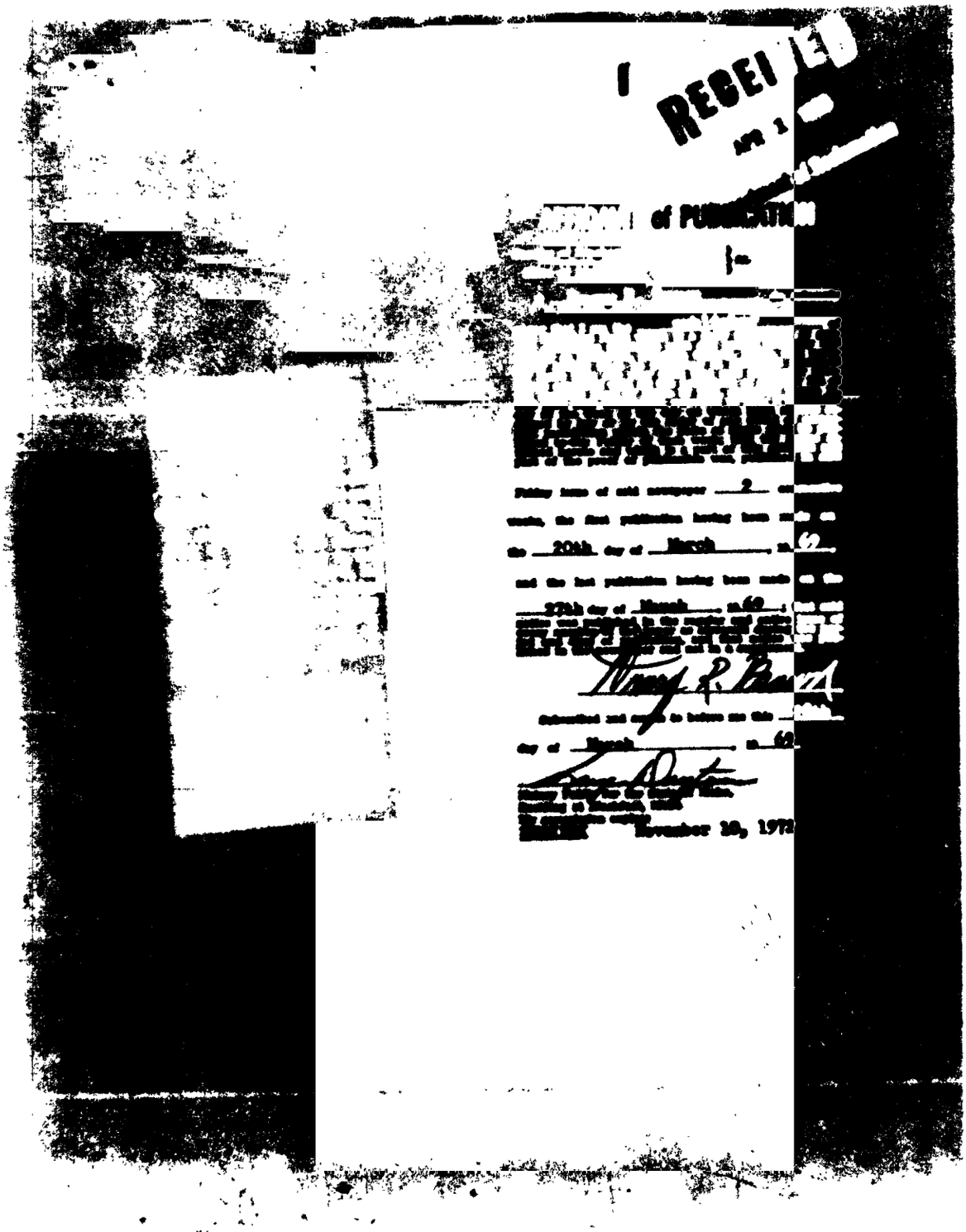
   c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.

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

Witness my hand this 22nd day of April 1969.

R. Keith Higginson

State Reclamation Engineer


RECEIVED
of PUBLICATION
20th day of March
22nd day of March
Notary Public
December 20, 1971

RECEIVED

3 4 1969

Department of Reclamation

AFFIDAVIT of PUBLICATION

[illegible] } ss.

[illegible]

[illegible] [illegible]

[illegible]

[illegible] 2 [illegible]

[illegible]

23rd day of January, 19 69

[illegible]

30th day of January, 19 69, [illegible]

[illegible]

(signature)

[illegible] 30th

day of January, 19 69

(signature)

[illegible]

[illegible] Nov. 10, 1972

35-7060

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 11, 2002

KENNETH GREG NICKELL
KAYE NICKELL
658 N 150 W
BLACKFOOT ID 83221

RE: License No. 35-7060 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Sharla Curtis
for Shelley W. Keen
Water Rights Supervisor

MICROFILMED

SWK:klt

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on July 11, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 35-7060

KENNETH GREG NICKELL
KAYE NICKELL
658 N 150 W
BLACKFOOT ID 83221

Kari Lynn Townsend
Secretary

MICROFILMED
JUL 10 2002

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

The accompanying order or approved document is a **"Preliminary Order"** issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
JUL 10 2002

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

> Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:
>
> (a) the petition for reconsideration is disposed of; or
> (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
2002

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 29, 2002

KENNETH GREG NICKELL
KAYE NICKELL
658 N 150 W
BLACKFOOT ID 83221

RE: Water Right Permit 35-07060

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed. I have not yet received the amendment. If I do not receive it within **10 days**, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Please note that there is a **$50.00** filing fee for this amendment. A copy of the Application for Amendment is enclosed for your convenience.

If you have any questions regarding this matter, please call me at 208-327-7944.

Sincerely,

Kay Walker

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

MICROFILMED
JUL 10 2002

6/12/02
talked w/Kenneth Nickell - He said they are using this permit & don't want it canceled. He will talk to Kaye & find out why no amendment was submitted. kw
6/12 → will submit amendment - kw
FAX: 208-785-3320

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 30, 2002

KENNETH GREG NICKELL
KAYE NICKELL
658 N 150 W
BLACKFOOT ID 83221

RE: Water Right Permit No. 35-07060

Dear Permit Holders:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

✓ **Point of Diversion**

✓ **Place of Use**

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the $50.00 filing fee within 14 days. If you have any questions, please call me at 208-327-7944.

Sincerely,

Kay Walker

KAY WALKER
Sr. Water Resource Agent

Enclosure

MICROFILMED
MAY 10 2002

MEMORANDUM

TO: Files 35-07060 and 35-07829

FROM: KAY WALKER

RE: Water Measurement District Information

Date: April 29, 2002

In review of these permits we wondered what the water measurement district records showed as far as the amount of water used under these systems. I searched "WMIS" and could not locate any information. I then contacted Lewis Rounds of the East Water Measurement District to see if he had any information. Lewis contacted the Bingham Groundwater Measurement District and they were able to give Lewis the attached records of the water use reported.

For the well under Permit 35-07060 (reports under the name of Ireland)

1997	175 acre feet
1998	260 acre feet
1999	204 acre feet
2000	301 acre feet

For the wells under Permit 35-07829 (reports under the name of Gentillon Bros.)
For the well in NWSW, S35:

1997	168 acre feet
1998	198 acre feet
1999	164 acre feet
2000	240 acre feet

For the well in SENW, (Exam found in SESW) S35:

1997	115 acre feet
1998	169 acre feet
1999	126 acre feet
2000	202 acre feet

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JUL 10 2002

LICENSE REVIEW CHECKLIST

Permit No. 35-7060 Date: 4-26-02 Reviewer: Kay Walker

Change/OK

Name/Address ~~ok~~ address for Kenneth L.

Source ok Does change clarify original intended source? If no, void permit.

Point of Diversion: change Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use ok Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s): none for p/u -
File reviewed____ Profile reports printed_____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.5 cfs
Fee Limit 1.0 cfs
Measured 1.81 cfs
Theoretical _____ cfs

Recommended Total Diversion Rate 0.5

Season of Use per new Standards 4-1 10-31

Water Uses ok Change (P46)

Irrigation	0.5 cfs	212. af
Stockwater	____ cfs	____ af
Domestic	____ cfs	____ af
_____	____ cfs	____ af
_____	____ cfs	____ af
Total	0.5 cfs	212. af

Irrigation - overlap(R58-R61, **R62-R65, R66-R69)**
supp. Gw (WB7/065/104)
overlap spec combined rts (W35)
<1 acre (W31)
Domestic (W01/wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23
Fish (042)
Fire (077)
Water Quality (106/R07)
Payette – (W22/047/27A)
Stockwater for US (R37)

Volume Determination
0.5 cfs x 1.9835 x 214 days = 212.2 af (vs) 55 acres x 4.0 (FHR) = 220.0 af
3.0 (con)

Remarks: R04, W36, W35

Additional Conditions 120 Watermaster Control -
____GW Measurement/Measuring Device
____ Other
Trust R55 – remove 051)
Non-trust (048)

GW Dist? Bingham
Water Msmt. Dist? East
Crit. GWMA? _____
GWMA? American Falls
Government Lots?_____

Advance Priority? ____yes ✓no If yes, explain why below.

SRBA Claim? NO - not reqd.

Adjust memo ____

Amend Letters _____ **P87, S06** **Second Amendment Notice** P49 **S06**

ø in WMIS for this pkt

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Permit	35 7060	KAYE NICKELL, KENNETH G NICKELL,	GROUND WATER	01S35E35											40	40					80
Permit	35 7829	KAYE NICKELL, KENNETH G NICKELL,	GROUND WATER	01S35E35					26				40	40							106
Rec	35 2791	GREG NICKELL, KAYE C NICKELL,	GROUND WATER	01S35E35					29	40	30	28									127
Rec	35 7479A	GARY R FIELDING,	GROUND WATER	01S35E35	17	8	25	40									35	32	24	38	219
Right	35 2791	JOHN B HAWKES,	GROUND WATER	01S35E35					14	28	36	23									101
Right	35 7060	KENNETH GREG NICKELL, KAYE NICKELL,	GROUND WATER	01S35E35											35	20					55
Right	35 7479	GARY R FIELDING,	GROUND WATER	01S35E35	24	19	40	37									30	38	12	38	238

RECEIVED
APR 25 2002
Department of Water Resources

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 35-7060

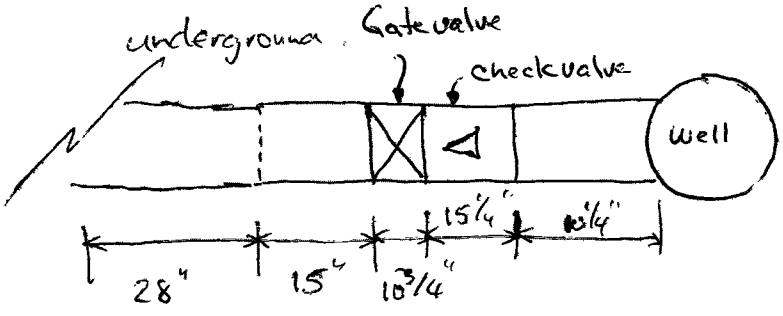
1. Owner: Marlis D. Jackman Phone No. _____
   Current Address: 140 w 450N Blackfoot Id 83221
2. Accompanied by: GREG Nickell EXAM. DATE: 29 May 1991
   Address: 775 N 250 West Blackfoot Id 8324 Phone No. 785-5729
   Relationship to Permit Holder: Owner/operator
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 35-7829
   _____ ☐ Copies Attached
2. Other water rights with same point of diversion: 35-7829
   _____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



MICROFILMED
2002

Scale: 1" = _____.

2. ☐ Copy of U.S.G.S. Quadrangle Attached
   Showing location(s) of point(s) of diversion and place(s) of use (required).
   ☒ Aerial Photo Attached
   (required for irrigation of 10 acres or more).
   ☐ Photo of Diversion and System Attached
   (required for all but single household domestic groundwater, and stockwater.

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

well pump mainline to 3/4 center pivot 1/2 wheel lines and 1 hand line

Lindsay Zimmatic center Pivot Low Pressure

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Well #6 Jackman	GE	75	LBJ1127377	Layne & Bowler	D23387

**Code to correspond with No. on map and aerial photo*

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#6			SE	SW	35	1S	35E	Bingham	USGS Map, Aerial Photo, on site inspection

6. **Place(s) of Use:** Indicate Method of Determination _____

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	35E	35											35	20					55 AC
1S	35E	35									35	35	35	20					125

This right!

this well

MICROFILMED
Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
SONIC METER						

2. **Measurements:**

~~7"/4" id~~ 7 3/4" id

90' pumping depth (according to operator)

(Pumping Water Depth could not be measured)

Pressure at center pivot 34psi (Low Pressure System)

Pressure at First sprinkler of wheel line 34psi

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: SONIC METER $\frac{811 \text{ gpm}}{448.83} = 1.81 \text{ cfs}$

2. Alternate Method for Checking Purposes: this permit Limited to .50 CFS

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

V_{IR} = (Acres Irrigated) x (Irrigation Requirement) = 55 x 4 = 220

V_{DR} = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = .50 x 214 (1.9835) = 212 AF/A

V = Smaller of V_{IR} and V_{DR} = 212 AF/A

2. Volume Calculations for Other Uses:

MICROFILMED
JUL 10 2002

H. REMARKS AND OVERLAP REVIEW ANALYSIS

the 3/4 PIVOTS AND HANDLINES ARE irrigated from this well.
35-7829 needs to be AMENDED to include this WELL

total CFS	1.81 CFS	125 AC	500 AF/A
this right	.50 CFS	55 AC	212 AF/A

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
IRR	4/01	10/31	.50 CFS	212 AF/A
Totals:			.50	212 AF/A

2. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name: KEITH C. WILSON

Signature: Keith C Wilson

Certification Date: DAVE CARLSON

Field Report Preparation Date: 4/11/2002

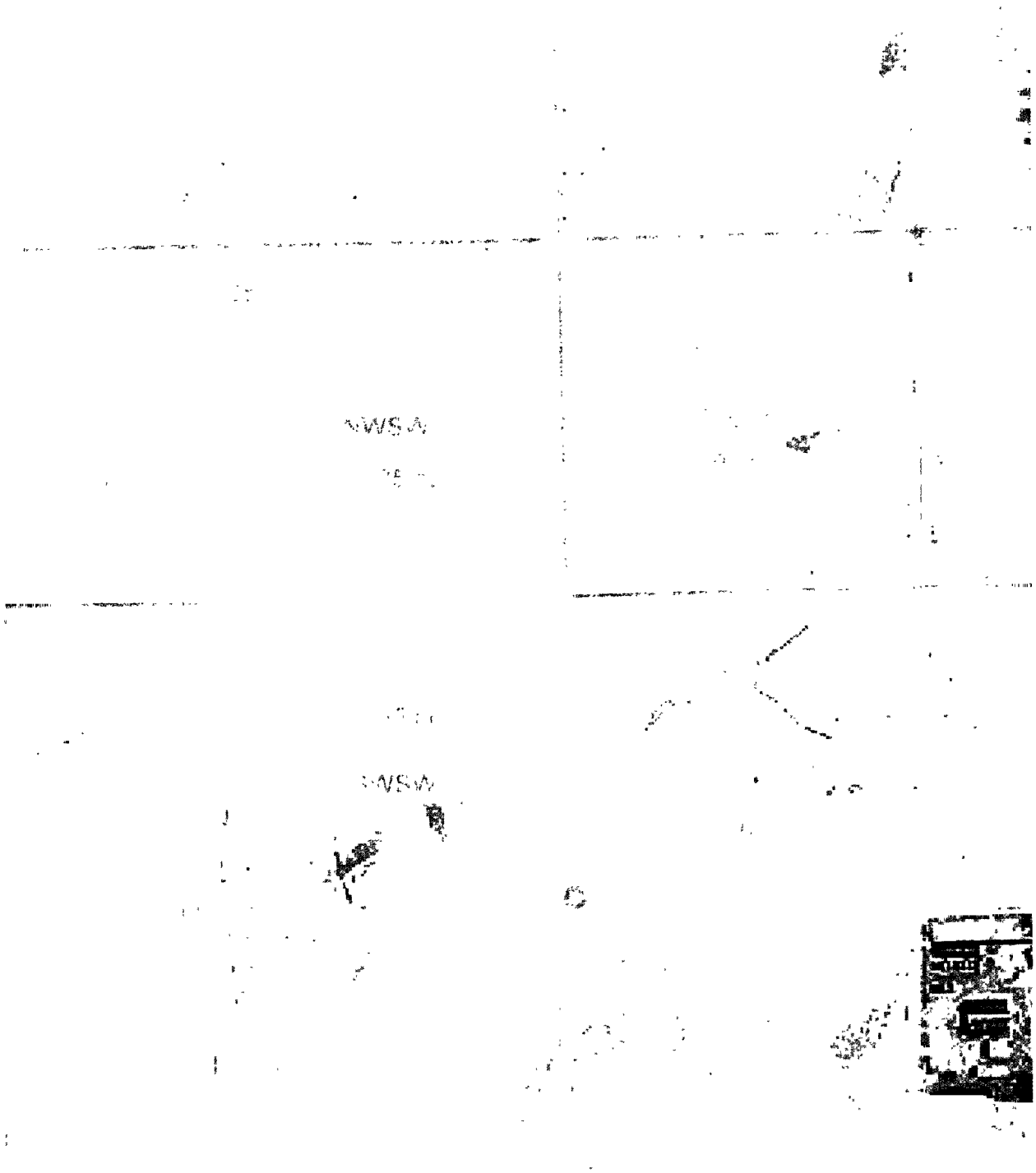
CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

35-07060

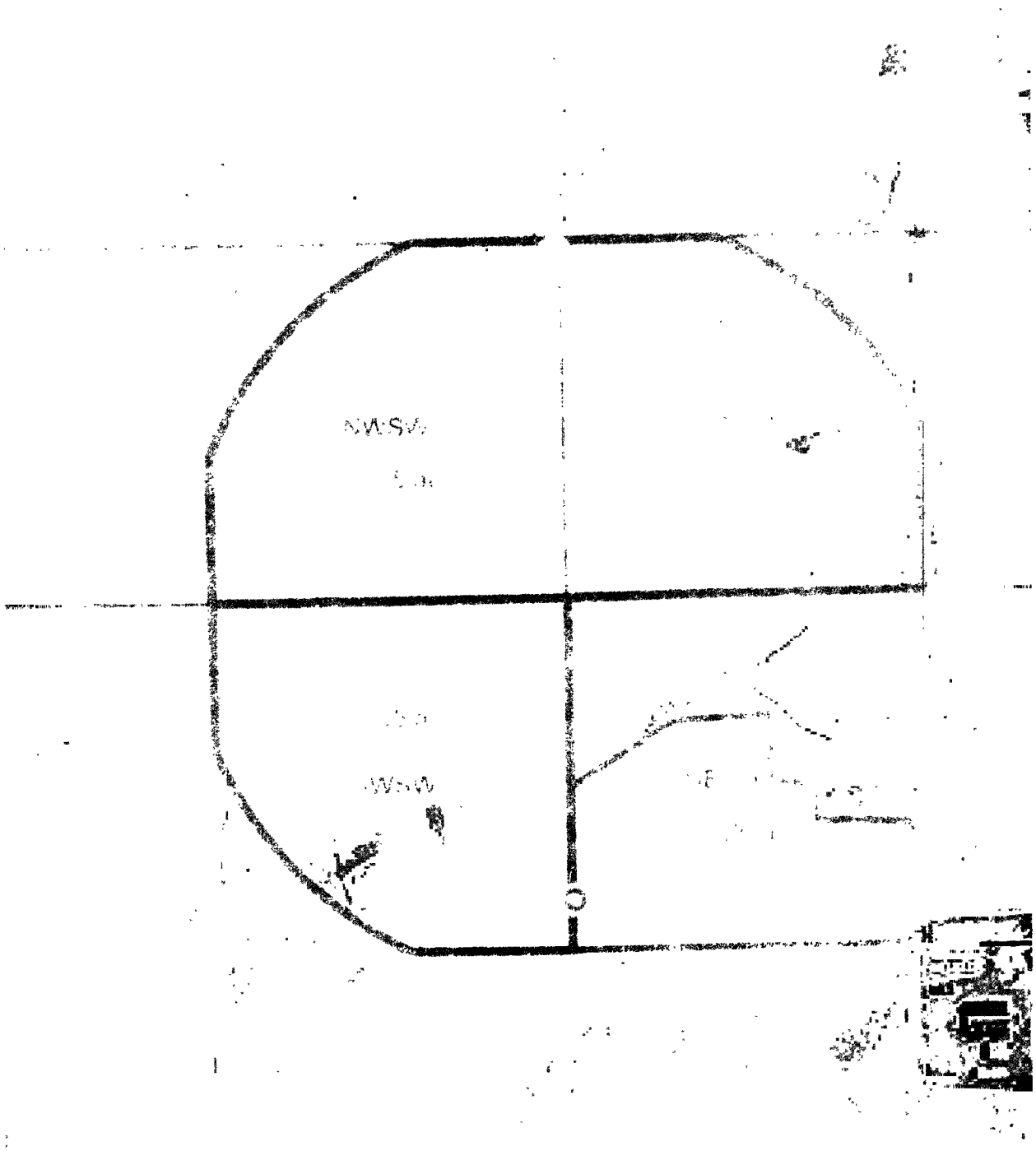
T1S, R35E sec 35



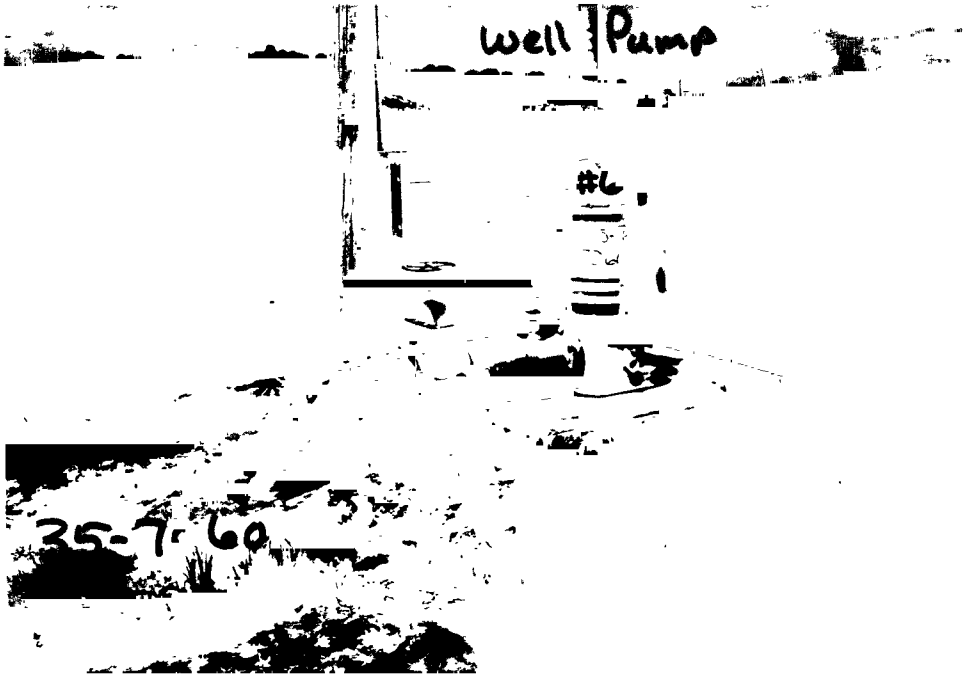
MICROFILMED
NOV 1 0 2002

35-07060, 35-07829

T1S, R35E sec 35



MICROFILMED
2002



POINT OF DIVERSION (#6)



35-7060

RECEIVED
JUL 15 2002

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

December 28, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

KENNETH G NICKELL
KAYE NICKELL
658 N 150 W
BLACKFOOT ID 83221

RE: ASSIGNMENT OF PERMITS 35-07060/35-07829

Dear Mr. & Mrs. Nickell:

We acknowledge receipt of the correspondence changing ownership of the above referenced water rights to you. We have modified our computer records to reflect these changes in ownership. A copy of a computer generated report is enclosed for each water right for your information.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a $100 late filing fee. Contact any office of the department to obtain the proper reporting form.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MICROFILMED
DEC 31 1998

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 10, 1989

RE: Permit No. 35-7060

Marlis D. Jackman & Maurice E. Ireland
Route 1
Kimberly, ID 83341

Dear Permit Holder(s):

We acknowledge receipt of the statement of beneficial use and the supporting documentation for reinstating the above referenced permit. Before a license can be issued, a field examination will be made by a representative of this Department. Enclosed is an Order of Reinstatement. Please note that the priority date has been advanced to May 5, 1989.

If you have any questions regarding this matter, please contact this office or our Eastern Regional Office at 525-7161.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:hm

Enclosure

MICROFILMED

JUL 17 1989



RECEIVED
JUN 05 1989
Department of Water Resources

Tim Luke
water Resource agent
State of Idaho
Dept of water Resource
1301 N. orchard st
State House mail
Boise. Idaho, 83720

Re: permit No. 35-7060

Dear mr Luke;

per your Letter of moy 19, 1989 I have been able to gather the enclosed additional information. I hope this will be enough to verify the water usage from 1974. If not Please let me know.

Sincerly
Marlis Jackman

MICROFILMED
JUL 17 1989

MARLEY D JACK[redacted]AN 1782-05[redacted]5

year	Gross use	Tax Credit	Billed Net use
1969	746.11 26.89 AG	86.21	686.79
1970	556.12 216.88 AG	76.27	696.73
1971	715.48 57.52 AG	86.48	686.52
1972	444.61 328.39 AG	42.52	730.48
1973	689.32 83.68 AG	59.01	713.99
1974	559.61 213.39 AG	48.93	724.07
1975	628.60 144.40 AG	54.57	718.43
1976	631.98 141.02 AG	46.96	726.04
1977 ± 10/19	1951.17		

MICROFILMED
JUL 17 1989

Jordan Farms - 75 H.P. IDAHO POWER COMPANY 3-35-2

IRRIGATION ELECTRIC SERVICE AGREEMENT

DISTRICT BLACKFOOT RATE SCHEDULE No. 24 ACCT. No. 1120515

Connected Load:

75 H.P. 440 Volts 3 Phase 4 Wire

H.P. Volts Phase Wire

MARLEY D JACKMAN (Name) 56 CONE STREET, BLACKFOOT, IDAHO (Mailing Address)

herein called Customer, agrees to receive and pay for, and IDAHO POWER COMPANY, herein called Company, agrees to supply electric service to the amount of 75 H.P., in the form of THREE phase alternating current at approximately 60 cycles per second and 440 volts, for Customer's Pumping operations, at or near ROSE, in BINGHAM County, State of IDAHO for a term of TEN (10) year(s) from and after the beginning of the irrigation season, 19 69, in accordance with and subject to the Company's rules and regulations and Schedule No. 24, as now or hereafter in effect at the time of delivery of service. The point of delivery of power shall be where the Company's wires or apparatus are connected with those of the Customer at or near S ½ SW ¼ of Section 35 T. 1-So. R. 35 M. E.B.M.

All payments shall be made at Company's office at BLACKFOOT, IDAHO. The Customer agrees to pay, regardless of the amount of power actually consumed, the minimum charges as provided in the rate schedule, rules and regulations applicable to service hereunder. A copy of the rate schedule and the rules and regulations as now in effect are attached hereto as part of this agreement.

In consideration of the special investment to be made by the Company in extending its lines and facilities to supply the Customer's pumping power service requirements, Customer guarantees a minimum annual* payment in the amount of $ 173.00 to the Company during the term of this contract, such annual minimum to run with the land and pumping power service hereinabove referred to and to be payable by the Customer's successors or assigns as a condition of service during the term of this agreement.

*The annual period hereunder shall be the twelve month period beginning March 1 of each year.

MICROFILMED

JUL 17 1989

Dated 1-22, 19 69

Marley D. Jackman
Customer.

Attest Witness James D. Gill

Attest Witness [illegible]

IDAHO POWER COMPANY

By [illegible]

Its [illegible]

~~Date Service Desired~~

Acreage 80 Supplement New

Lift 100'

W.O. No. 2-925-576

1011-5M-1-67

S.P.

#1

CO. NO.	DATE ON		SUB	DATE OFF	C. O. NO.
2214	5-29-70	~~Ivan E. Gardner~~ AD.	1	10-20-70	2214
19316	5-13-69	~~Ivan E. Gardner~~ AD. 1782-0515	1	10-7-69	19316

CON-STANT	METER NO.		INSTALLED DATE	INSTALLED C. O. NO.	REMOVED DATE	REMOVED C. O. NO.
20	6324X	Route 1 Box 86 Blackfoot, Idaho 83221 (B-35-2)	4-3-69	18952		

METER LOCATION	C. O. NO.	DATE	AREA	RATE	REVENUE CLASS	MINIMUM	PB CODE	DEMAND FULL SCALE
	18952	4-3-69	80	24	5		R	9.6

1970 Dec.						X20		O	1	
Nov.						X20		O	1	
Oct.	0	3	7	1	9	0	X20	O	100	
Sept.	0	3	7	1	9	123	X20	O	3105	
Aug.	0	3	5	9	6	181	X20	O	3101	
July	0	3	4	1	5	662	X20	O	3125	
June	0	2	7	5	3	428	X20	O	3123	
	0	2	3	2	5		X20	O	1	
							X20	O	1	
							X20	O	1	
							X20	O	1	
							X20	O	1	
							X20	O	1	
							X20	O	1	
Dec.	0	2	3	2	5	128	X20	O	3172	
Nov.	0	2	1	9	7	395	X20	O	3146	
Aug.	0	1	8	0	2	803	X20	O	3120	
July	0	1	4	1	7	711	X20	O	3118	
June	0	1	2	8	9	28[illegible]	X20	O	3117	
May	0	1	[illegible]				X20	O	3[illegible]	
Apr.	0	0	0	0	0		X20	O	1	
Mar.							X	O	1	
Feb.							X	O	1	
1969 Jan.							X	O	1	

TRANSFORMER DATA

No.	KVA	1 or 3 Phase	Primary Voltage	Secondary Voltage	Date
3	25	3ϕ		480	5-13-69
3	25	3ϕ		480	5-29-70

SCHEDULE NO. 24

Connected Load				Calculated Billing Demand On 5 HP or Less	Date Beginning	Customer Order No.
Individual Motor Rating			Total			
75			75 HP	KW	5-13-69	19316
75			75 HP	KW	5-29-70	2214
			HP	KW		
			HP	KW		
			HP	KW		

APPLICABLE FOR COMMERCIAL SCHEDULES NO. 2, 3, 11, 13, 14

Class of Business:

Sch. No.	Connected Lead (Wattage)	Minimum Demand (KW)	1ϕ or 3ϕ (Sch. #11)	Date Beginning	Customer Order No.

GENERAL OFFICE USE ONLY

Large Power Code ____ _____ (Date)

____ _____ (Date)

____ _____ (Date)

Annual Guaranty & Customer's Advance for Construction Record

Customer Marley D. Jackman (Duane E. Gardner) Acct. No. 1782-0515
Gentillon Brothers 1772-007553-3

Contract Dated 1-22-69 for 10 yr. Term to Begin Date of Connect 1969

Annual Guaranty 773.00 to be Billed Annually

Rate Schedule No. 24 Service Location Rose B-35-2

Date of Connection 5-13-69 WO No.

Remarks Town Blackfoot

ANNUAL GUARANTY						CASH ADVANCE		
Mo.	Service Billing	Cumulative Service Billings	Mo.	Service Billing	Cumulative Service Billings	Date and Ref.	**Additions or Refunds	Balance
1969								
Oct	Data	74611						
Nov	AGA 2689	77300						
1970								
(2) Oct	Data	55612						
216.88 Nov	AG 21688	77300						
1971								
(3) Oct	Data	71548						
57.52 Nov	AG 5752	77300						
1972								
(4) Oct	Data	44461						
AG 32839 Nov	AG 32839	77300						
1973								
Oct	Data	68932						
(5) 83.68 Nov	AG 8368	77300						
1974								
Oct	Data	55961						
Nov		55961						
AGA	21339	77300						
1975		62860						
Oct	Data	84199						
AGA	14440	77300						
1976								
Oct	Data	69318						
Nov	960	61278						
Dec	960	62238						
Jan	960	63198						
AG	14102	77300						
billed Nov 77 to Gentillon Bros 1977								
Oct	Data	95117						
1978		10						
Oct		200968						

Contract Cut

RECEIVED
JUL 17 1989

1029 2M 11-65 *Circle Addition Entries

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 19, 1989

RE: Permit No. 35-7060

Marlis D. Jackman
Route 1
Kimberly, ID 83341

Dear Permit Holder(s):

The Department received your proof of beneficial use statement for the above referenced permit on May 5, 1989. The permit lapsed on April 1, 1974, so the 60-day late period during which the permit can be readily reinstated has passed.

Pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can now be reinstated only if you submit the following:

a) Evidence to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period from the time the permit was issued until the proof due date.

b) Reasonable cause why the proof of beneficial use was filed late.

In your letter which acccompanied the proof statement, you mentioned that you had no knowledge of having ever received notice that proof of beneficial use was due. Our records show that this notice was sent certified mail on January 31, 1974.

I have also noted that you have submitted with the proof, a statement from Lance Gardner. Mr. Gardner stated that he has farmed the land since 1974, when the well was drilled. Given this statement, I have some concern about the extent of use and whether or not water from this source could have been beneficially used on or before the proof due date of April 1, 1974.

At this point in time, you have not yet provided clear evidence which would establish the commencement and extent of beneficial use within the authorized permit period. I must, therefore, request that you submit additional evidence in order to reinstate the permit.

MICROFILMED
JUL 17 1989

Your proof of beneficial use statement along with any information submitted with it will remain on file in this office for 60 days to allow you an opportunity to assemble and submit the additional required information.

Please feel free to contact this office if you have additional questions.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

TL:hm

JUL 17 1989

I, Marlis D. Jackman, do hereby request that lapsed permit 35-07060 be reinstated. This system was developed soon after the permit was approved, and has been used every year since then. To the best of my knowledge I never received notice that proof of beneficial use was due. We had moved several times between 1969 and 1974, making it nearly impossible for mail to get to my present address (where I lived in 1974). In 1973, I traded a home in Utah for the equity of Maurice Ireland in this farm. I now own the whole farm, which I lease to a farmer living near the farm. My only way to prove that the place was farmed in 1969 is by the statement of the farmer that has been leasing the ground all this time.

Thank You,

Marlis Jackman

RECEIVED
MAY 0 8 1989
Department of Water Resources

RECEIVED
MAY 5 1989
Department of Water Resources
Southern Region Office

MICROFILMED
JUL 17 1989

State of Idaho
Dept. of Water Resources

To Whom it May Concern,

I'm writing this leter concerning the matter of water rights on a deep well. This well is located on property owned by Mr. Marley Jackman in Bingham County. I have farmed said property since 1974 when the well was drilled. I have irrigated crops of potatoes, wheat, barley, and alfalfa from this well through a pump, mainline , and laterals with sprinklers.

I hope that this information is helpful in determining that Mr. Jackman has been using the water from this well to irrigate crops during the normal growing season.

Sincerely,

Lance Gardner

RECEIVED
MAY 5 1989
Department of Water Resources
Southern Region Office

RECEIVED
MAY 0 8 1989
Department of Water Resources

MICROFILMED
JUL 17 1989

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

Maurice E. Ireland
298 Collins
Blackfoot, ID 83221

Department of Water Administration

35 CENTS

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
[redacted] - Annex 2
Boise, Idaho 83707



RECEIVED

Department

Marita D. Jastman

[redacted]

Blackfoot, ID 83221

[redacted]
Moved, not forwardable
[redacted]





WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

[illegible]
Governor

R. Keith Higginson
Director

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

April 4, 1974

Re: Permit No. 35-7060
[illegible] & Maurice F. Ireland

Marlis D. Jackman
56 Cone
Blackfoot, Idaho 83221

Dear Mr. Jackman:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 3[illegible] has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.

R. KEITH HIGGINSON
Director

35-7060

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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

April 4, 1974

Re: Permit No. 35-7060
Marlis D. Lackmar & Maurice F. Ireland

Maurice E. Ireland
237 Collins
Blackfoot, Idaho 83221

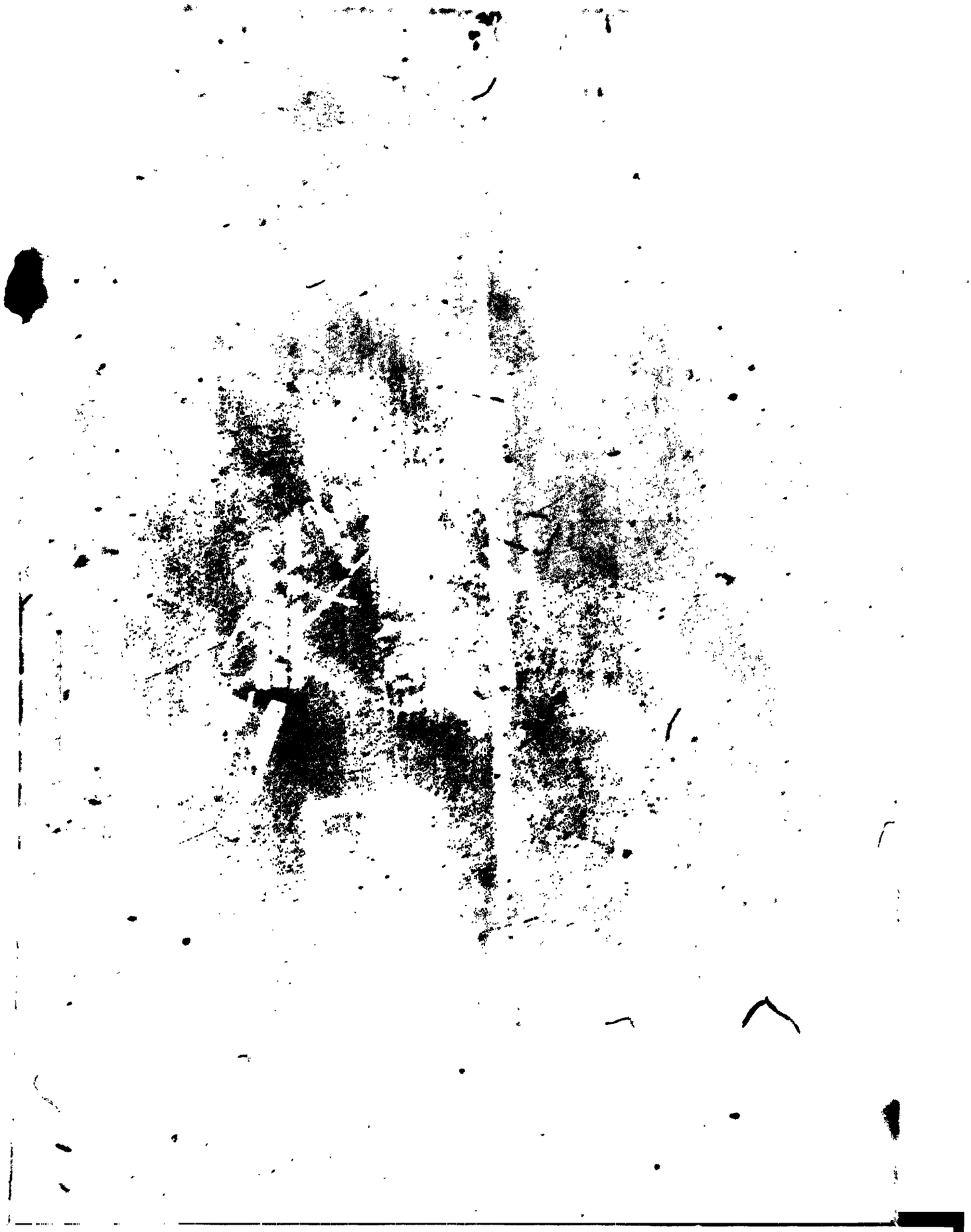
Dear Mr. Ireland:

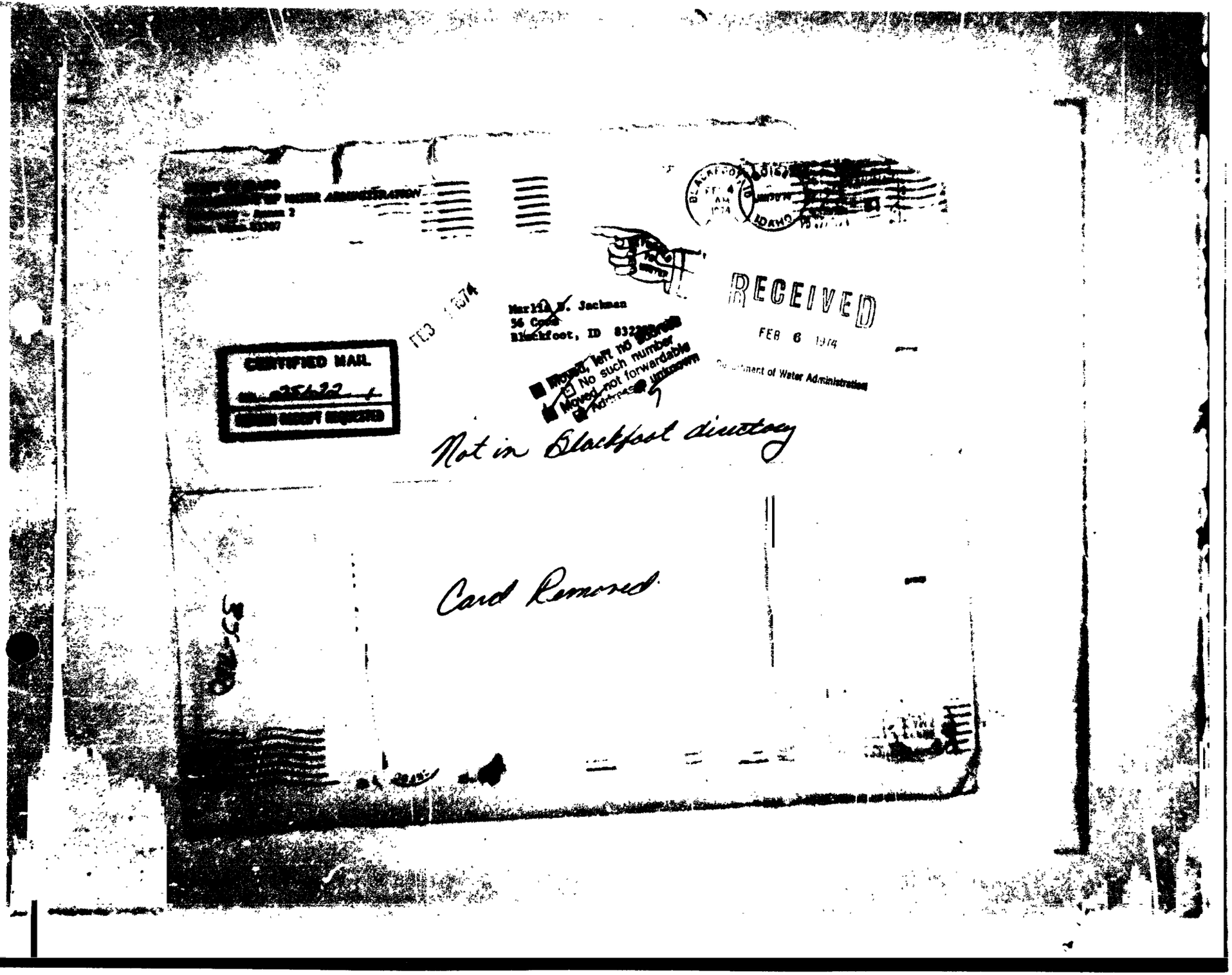
You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 35-7060 has lapsed.

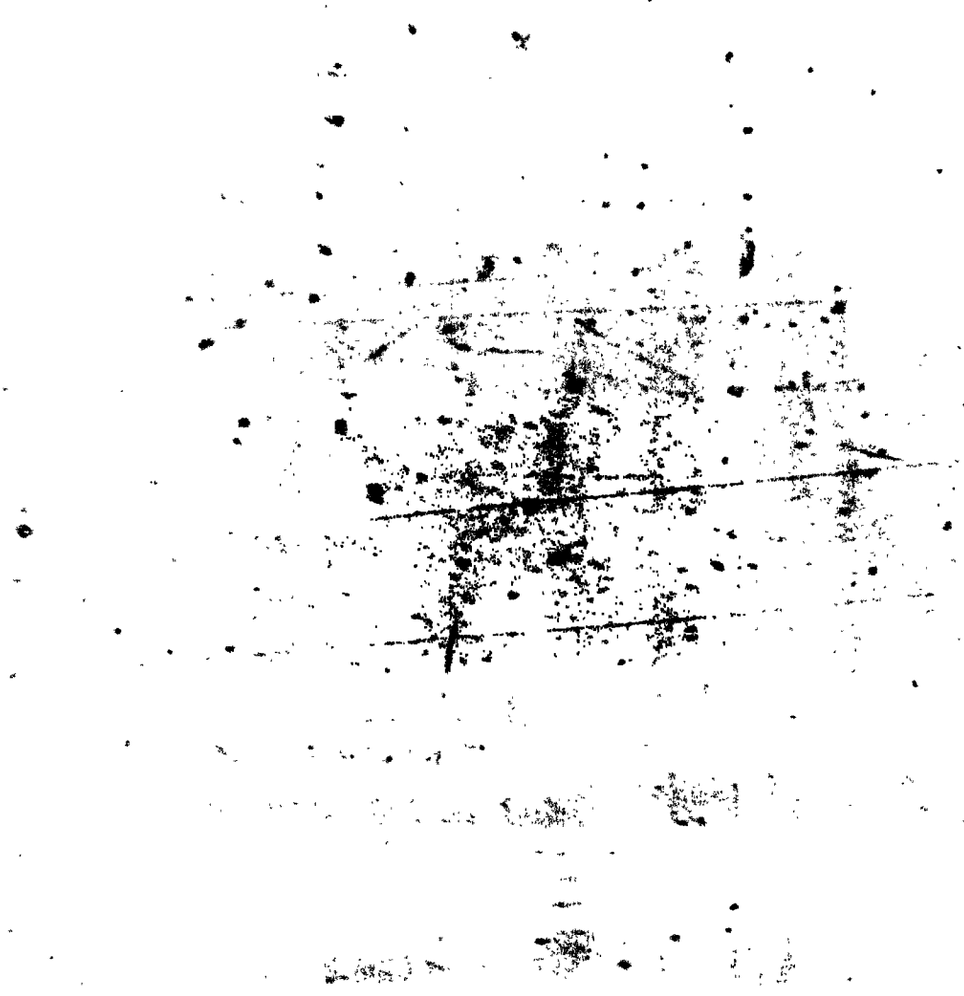
You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.

R. KEITH HIGGINSON
Director

35-7060




RECEIVED
FEB 6 1974
Department of Water Administration
CERTIFIED MAIL
Moved, left no number
No such number
Moved, not forwardable
Address unknown
Not in Blackfoot directory
Card Removed



[redacted]

[redacted], Idaho 83221

[redacted]
[redacted]
[redacted], Idaho 83221

[redacted] your application to appropriate the public waters [redacted] for clarification.

Item 2 of [redacted] application you were requested to identify the [redacted] by 40 acre subdivisions. For instance, the SW¼NE¼ sec. 35, T. 1 S., R. 39 E., B.M. The 80 acre description [redacted] SW¼NE¼, sec. 35 is not adequate for our processing.

[redacted] diversion point is designated by lineal chain [redacted] from some natural reference. There must be some [redacted] to which it is appropriate to. This could be [redacted], section corner, angle of sec. The distance of the [redacted] of any well are also required.

[redacted] gives the point of diversion as section 35, T. 1 S., R. [redacted] E. We have shown the SW¼NE¼ and the NE¼SW¼ which are approximately [redacted]. Do you intend the diversion up a land line on [redacted] the SW¼, or intended under the point of diversion. If so, [redacted] the ordinary corresponding.

Item 11, the [redacted] requested that you submit a map showing [redacted] of diversion, all the [redacted] from the diversion, [redacted] any domestic, and [redacted]

DON SAMUELSON
GOVERNOR

R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

December 20, 1968

Re: Application NO. 35-7060

Marlis D. Jackman
56 Cone Street
Blackfoot, Idaho 83221

Maurice E. Ireland
237 Collins
Blackfoot, Idaho 83221

Gentlemen:

We are returning your application to appropriate the public waters of the State of Idaho for clarification.

Under Item 3 of the application you are requested to identify the point of diversion by 40 acre subdivisions. For instance, the SW¼SW¼, or the SE¼SW¼, sec. 35, T. 1 S, R. 35 E, B.M. The 80 acre description you have of the S½SW¼, sec. 35 is not adequate for our processing requirements.

Item 6 of the application requires a description be listed under Item 6a and 6b for under ground appropriations. There must be some means of diverting the water in order to appropriate it. This could be by either pumps, pipe, sprinkler systems, or etc. The diameter of the well and the depth of the well are also required.

Item 8 lists the lands as being located in section 35, T. 1 S, R. 35 E, B.M. You have shown the SW¼SW¼ and the SE¼SE¼ which are approximately 1 mile apart. We are wondering if you intended as a land list to indicate the S½SW¼ as indicated under the point of diversion. If so, please make the necessary corrections.

Under Item 11, the Department requires that you enter a map showing the point of diversion and the place of use listing the section, township, range, and subdivisions. As soon as these items are complete, the application will be ready for processing.

Very truly yours,

Donald W. McEldowney

Donald W. McEldowney
Appropriation Examiner

35-7060

DWM:ks

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Merlin D. Jackman and Maurice R. Ireland, 56 Cone and 237 Collins, Blackfoot, Idaho on October 28, 1968 applied for permit under application No. 35-7060 to divert ~~water~~ 0.3 cubic feet per second ~~acre feet~~ of water from a ground water source. Water will be diverted by a well pump, laterals within the SW¼SW¼, sec. 35 T. 1 S, R. 35 E, B.M., Bingham County and is to be used from April 1 to October 31 for irrigation in the SW¼SW¼, sec. 35, T. 1 S, R. 35 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Blackfoot News, Balckfoot, Idaho,
on January 23 and January 30.

January 14, 1960

Re: Application NO. 35-7060

Blackfoot News
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 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 of Reclamation, 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 same has been paid.

_____
Signature of claimant

Very truly yours,

Donald W. McKibbeney
Appropriation Examiner

DWM:bs
enclosure: legal notice (1)

35-7060

NOTICE OF APPLICATION

Notice is hereby given that [redacted] and Martina [redacted] Irvine, 58 Cone and 297 Collins, Blackfoot, Idaho, have on October 28, 1988, applied for permit under application No. 35-7060 to divert .02 cubic feet per second of water from a ground water source. Water will be diverted by a well, pump, intensity within the SW1/4 SW1/4, sec. 28, T. 1S, R. 35 E. B.M., Bingham County and 45 to be used from April 1 to October 31 for irrigation in the S1/2 SW1/4, sec. 28, T. 1S, R. 35 E. B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
(983)
Pub.: Jan. 25 and 30

RECEIVED

35-7060 JAN 17 1989

Department of Reclamation

Re: Application NO. 35-7060

Blackfoot News
Box 70
Blackfoot, Idaho 83221

Gentlemen:

Enclosed you will find a [redacted] once a week for two consecutive weeks inserted the publication dates on the galley proof for review before

After sending us a galley proof dates we have inserted [redacted] corrections, we will notify you [redacted] cannot publish the notice on the

An affidavit of publication [redacted] Reclamation, along with the [redacted] the following certification [redacted]

I hereby certify that [redacted] that the amount claimed [redacted] credits, and that no [redacted]



March 11, 1969

Re: Application No. 35-7060 - Marlis D. Jackman and Maurice K. Ireland (correction)
Application No. 35-7071 - Idaho Savings and Loan Association
Application No. 35-7070 - Jesse J. Griffiths
Claim No. 35-4004 - Harold C. Houtman
Claim No. 35-4003 - Harold C. Houtman

Blackfoot News
Box 70
Blackfoot, Idaho883221
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_____
Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: Legal notice (5)

35-7060

March 11, 1969

Re: Application No. 35-7060 - Merlin D. Jackm
Application No. 35-7071 - Idaho Savings a
Application No. 35-7070 - Jesse J. Griffi
Claim No. 35-4004 - Harold C. Houtman
Claim No. 35-4003 - Harold C. Houtman

Blackfoot News
Box 70
Blackfoot, Idaho883221
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An affidavit of publication must be submit
Reclamation, along with the publication bill.
the following certification must appear on the

I hereby certify that the foregoing ac
that the amount claimed is legally due,
credits, and that no part of same has

Signat

Very truly

Donald W.
Appropriati

DWM:ks

enclosure: legal notice (5)

CORRECTION NOTICE FOR
APPLICATION FOR PERMIT
FOR WATER

Notice is hereby given that Application No. 35-7060 in the name of Merlin D. Jackman and Margaret E. Ireland, 58 Cone and 237 Collins, Blackfoot, Idaho, was published incorrectly. The point of diversion was advertised as being located in the SW¼SW¼, sec. 25, T. 1 S., R. 35 E., B.M., Bingham County; whereas, there are two points of diversion, located in the SW¼SW¼, SE¼SW¼, sec. 35, T. 1 S., R. 35 E., B.M., Bingham County.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer

Pub. March 20 and 27, 1969
(1036)

April 22, 1969

Re: Permit No. 35-7060

Maurice E. Ireland
237 Collins
Blackfoot, Idaho 83221

Dear Mr. Ireland:

We enclose a copy of your approved application for permit 35-7060 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CS:sh

Enclosures: Copy of application
receipt no. 2257 for $10.00
2 informational letters

35-7060

April 23, 1969

Re: Permit No. 35-7060

Mr. Marlis D. Jackman
56 Cone
Blackfoot, Idaho 83221

Dear Mr. Jackman:

We enclose a copy of your approved application for permit 35-7060 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Copy of application
2 informational letters

P.S. Receipt No. 2257 in the amount of $10.00 was sent to Mr. Maurice F. Ireland.

35-7060