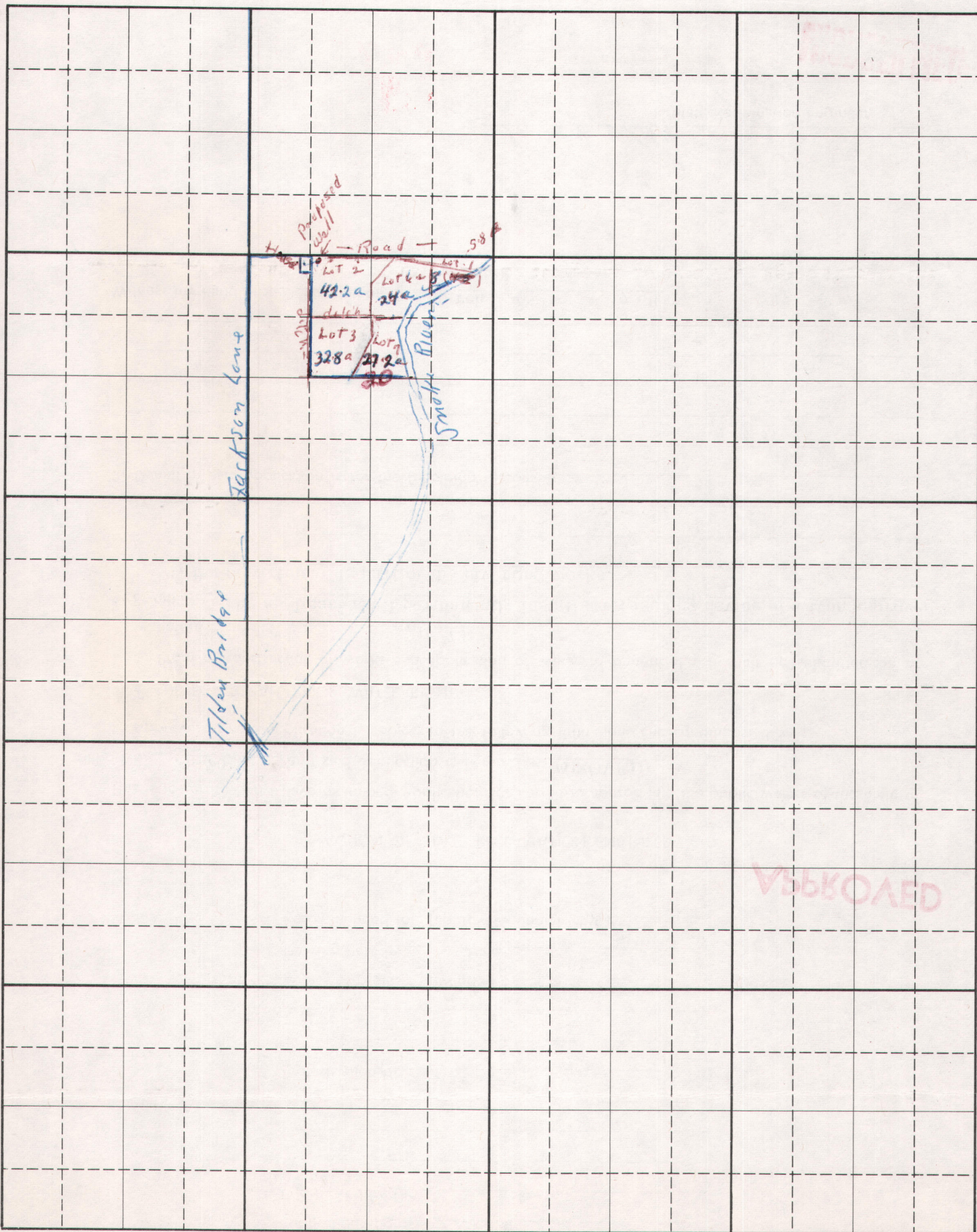


11. Map of proposed project:



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.

Daniel D. Thomas
(Applicant)

MICROFILMED

35-7010

RECEIVED
FEB 5 1968
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 Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and 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

Thursday
~~Friday~~ issue of said newspaper 2 consecutive

weeks, the first publication having been made on

the 25th day of January, 1968,

and the last publication having been made on the

1st day of February 1968; 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.

Drury R. Brown

Subscribed and sworn to before me this 2nd

day of February, 1968.

Russ Haysen
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires

~~June 1, 1969~~ Jan. 10, 1972

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Daniel D. Thomas, Pingree, Idaho, has on January 9, 1968, applied for permit to divert 1.90 cubic feet per second of water from a subterranean source under application No. 35-7010. Water will be diverted by a well, pump, and ditches within the NW1/4, sec. 20, T. 3 S, R. 34 E, B.M., Bingham County and is to be used from May 1 to October 15 for irrigation in lot 1 (NE1/4 NE1/4), lot 6 and 7 (W1/2 NE1/4), lot 2 and 3 (E1/2 NW1/4), lot 8 (NE1/4 NE1/4), lot 7 (SE1/4 NW1/4), sec. 20, T. 3 S, R. 34 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

(605)

Pub.: Jan. 25 and Feb. 1

MICROFILMED

35-7010

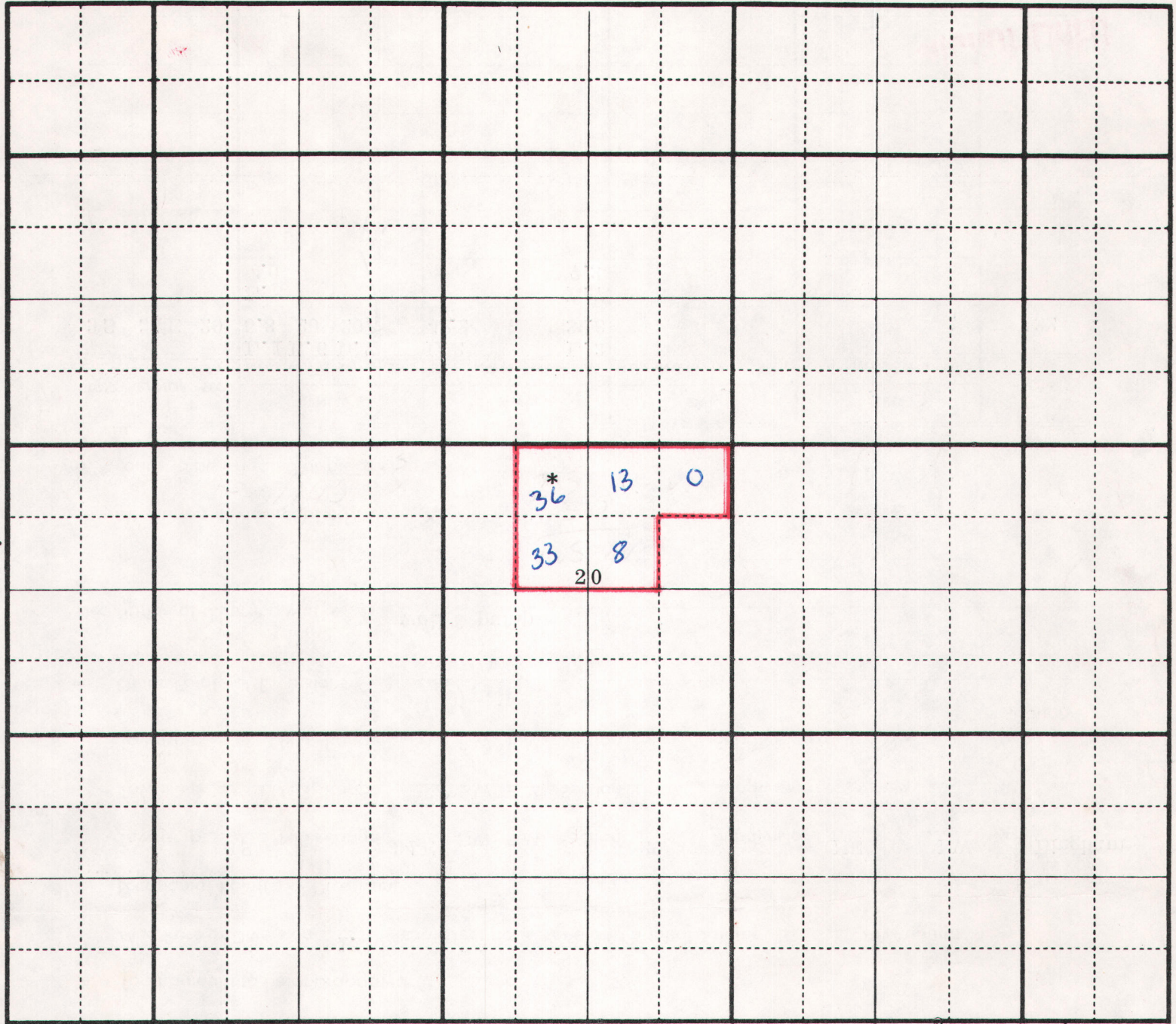


Diagram of System

County Rd



State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 35-7010 Priority Jan. 17, 1968 Amount 1.80 cfs

THIS IS TO CERTIFY, that DANIEL D. THOMAS
of Pingree, Idaho, has complied with the terms and conditions of Permit
No. 35-7010 issued pursuant to Application for Permit dated January 9, 1968,
and has submitted proof to the Department of Water Administration on March 9, 1973 (late proof),
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.33 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>May 1</u> to <u>Oct. 15</u>	at <u>1.80</u> cfs and	<u>315 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 1.80 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
315 acre feet per year, said waters to be diverted within the NE¹/₄ NW¹/₄ of Sec. 20,
Twp. 3 S, Rge. 34 E, B.M. in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
3 S	34 E	20		13	8		36			33									90
				(lot 8)	(lot 9)		(lot 2)			(lot 3)									

Total number of acres irrigated 90

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

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 4 day of
April, 19 74.

Director

MICROFILMED

35-7010

Identification No. 35-7010
Application No. 42231

LICENSE 1 - U D FOR 1.80 SEC. FT.
LICENSE PAG. NO. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant DANIEL D. THOMAS
post office address Pingree, Idaho
2. Source of water supply subterranean which is a tributary of N.A.
3. a. Location of point of diversion is NE 1/4 of NW 1/4 of Section 20 Township 3 S
Range 34 E B.M. Bingham County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M.
4. Quantity to be appropriated:
a. 1.90 cubic feet per second and/or see letter 1-4-68
b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
irrigation purpose from May 1 to October 15 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 10 horse pump to divert water, 220 three-
phase power. Water diverted into existing ditches which are adequate to use
on new land.

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

c. Proposed well diameter is 12 inches; proposed depth of well is 70 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 3500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ 1/4 of _____ 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: _____

MICROFILMED

35-7010

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

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	
3 S	34 E	20	Lot 1 518	Lot 4 200	Lot 7 20		Lot 2 42.2			Lot 3 32.8									
			Lot 8 40							Lot 7 7.2									

Total number of acres to be irrigated 130

c. Describe any other water rights used for the same purposes
have 80 inches in Peoples Canal

9. a. Who owns the property at the point of diversion self
b. Who owns the land to be irrigated or place of use self
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 I wish to make application to drill a small irrigation well on my 138 acre farm in Sec. 20, T. 3 S, R. 34 , two miles south of the Thomas Townsite. My farm is composed of flat river bottom land along the Snake River and until recently has not been irrigated. I am in the process of leveling and putting it under irrigation. I have at this time about 60 acres under irrigation. I have 80 inches of water in the Peoples Canal but my farm lies at the end of a long ditch and I receive on the average of only 60 inches delivered. The land is flat and takes or will take twice that amount to irrigate the complete farm. Some of my remaining land is rough and I would prefer eventually to sprinkle it. For this reason I need the well. With the well which will be located on my farmstead which is the highest part of the farm, I can not only irrigate the gardens and orchard but have enough auxillary water to complete my irrigation program. My present source of water for my farmstead is by a high levee through the farm of G. A. Higginson. This source will be shut off next year. I sincerely hope you will approve this petition.

RECORDED

Hand-drawn map on a grid showing land parcels, roads, and rivers. The map includes labels for 'Tilden Bridge', 'Jackson Lane', 'Proposed Well', 'Road', 'Lot 2', 'Lot 3', 'Lot 4', 'Lot 5', 'Lot 6', 'Lot 7', 'Lot 8', 'Lot 9', 'Lot 10', 'Lot 11', 'Lot 12', 'Lot 13', 'Lot 14', 'Lot 15', 'Lot 16', 'Lot 17', 'Lot 18', 'Lot 19', 'Lot 20', 'Lot 21', 'Lot 22', 'Lot 23', 'Lot 24', 'Lot 25', 'Lot 26', 'Lot 27', 'Lot 28', 'Lot 29', 'Lot 30', 'Lot 31', 'Lot 32', 'Lot 33', 'Lot 34', 'Lot 35', 'Lot 36', 'Lot 37', 'Lot 38', 'Lot 39', 'Lot 40', 'Lot 41', 'Lot 42', 'Lot 43', 'Lot 44', 'Lot 45', 'Lot 46', 'Lot 47', 'Lot 48', 'Lot 49', 'Lot 50', 'Lot 51', 'Lot 52', 'Lot 53', 'Lot 54', 'Lot 55', 'Lot 56', 'Lot 57', 'Lot 58', 'Lot 59', 'Lot 60', 'Lot 61', 'Lot 62', 'Lot 63', 'Lot 64', 'Lot 65', 'Lot 66', 'Lot 67', 'Lot 68', 'Lot 69', 'Lot 70', 'Lot 71', 'Lot 72', 'Lot 73', 'Lot 74', 'Lot 75', 'Lot 76', 'Lot 77', 'Lot 78', 'Lot 79', 'Lot 80', 'Lot 81', 'Lot 82', 'Lot 83', 'Lot 84', 'Lot 85', 'Lot 86', 'Lot 87', 'Lot 88', 'Lot 89', 'Lot 90', 'Lot 91', 'Lot 92', 'Lot 93', 'Lot 94', 'Lot 95', 'Lot 96', 'Lot 97', 'Lot 98', 'Lot 99', 'Lot 100'. The map also shows a 'Proposed Well' and a 'Road'.

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.

Samuel D. Thomas
(Applicant)

MICROFILM

35-7010

Received by ef Date 1-9-68 Time 2:30pm
Preliminary check by DR Fee \$ 25.00
Receipted by ef Date 1-10-68
Publication prepared by KS Date 1-16-68
Published in Blackfoot Times
Publication dates 1-25 and 2-1-68
Publication approved KS Date 1-22-68
Priority reduced to _____ Reason _____

Protests filed by: none

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

APPROVED

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. 35-7010 *, 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 March 1, 19 73.
- c. Other: The applicant shall permanently install 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 18 day of March 19 68.

R. Keith Higgins
State Reclamation Engineer

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that Daniel P. Thomas, Pangree, Idaho, has on January 8, 1968, applied for permit to divert 1.3 cubic feet per second of water from a subterranean source under application No. 35-7010. Water will be diverted by a well, pump, and ditch within the NW1/4, sec. 20, T. 3 S, R. 34 E, B.M., Bingham County and is to be used from 1 to October 18 for irrigation of lot 1 (NE1/4 NE1/4), lot 5 (W1/2 NE1/4), lot 6 and 7 (1/2 NW1/4), lot 8 (NE1/4 NE1/4), lot 7 (SE1/4 NW1/4), sec. 20, T. 3 S, R. 34 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. KENNEDY, ENGINEER

Public and

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 Saturday and 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

Thursday

~~Friday~~ issue of said newspaper 2 consecutive

weeks, the first publication having been made on

the 25th day of January, 1968,

and the last publication having been made on the

1st day of February 1968; 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.

Drury R. Brown

Subscribed and sworn to before me this 2nd

day of February, 1968.

Ray Hays

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires

~~June 1, 1969~~ Jan. 10, 1972

UNRECORDED

35-7010

The Blackfoot News

P. O. BOX 70

BLACKFOOT, IDAHO 83221

DEPARTMENT OF RECLAMATION

DONALD W. McELDOWNY, WATER RIGHTS CLERK

107 STATE HOUSE

BOISE, IDAHO

83701

605 - APPLICATION FOR WATER NO. 35-7010- THOMAS

30 lines at 13¢ 1 time - - - - - 3.90

30 lines at 10¢ 1 time - - - - - 3.00

6.90

I hereby certify that the above is a true and correct copy of the original as filed in my office and that the same has been forwarded to the proper authorities for their consideration.

THE BLACKFOOT NEWS

Claimant

By

Name and Title

Wm. R. Brewster

35-7010



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

June 13, 1990

RE: Water Rights

Larry Vanorden
1054 W. 125 S.
Blackfoot, ID 83221

Dear Mr. Vanorden:

In regard to our telephone conversation this morning, I am enclosing a copy of License 35-7010 which covers 90 acres of land. I have attached a copy of the aerial photo which was submitted with the licensing recommendations and shows where the 90 acres are located. I also reviewed the Snake River Adjudication records and found that Mr. Thomas has filed a claim on this license. You need to submit the enclosed "Change in Ownership of Notice of Claim" in order to change the name on the claim. This form requires no fee, but you must submit some documentation to show that you are now the owner of the water right which can be in the form of a sales contract, warrenty deed, or title of legal ownership. The claim is located in our Eastern Regional office in Idaho Falls.

In regard to Permit No. 35-8802, enclosed is a copy of the map that was attached to the application as originally submitted. This may give you a better idea on what Mr. Thomas had planned when he filed the application. The proof of beneficial use form has instructions attached which also shows the fee that will be required. I have highlighted the fee that is required for 0.60 cfs.

If I can be of further assistance to you, please feel free to contact me. Our office in Idaho Falls is also available for any assistance that you may need.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Technical Records Specialist

KW:k
Enclosures

April 5, 1974

Re: Permit No. 35-7010

**Mr. Daniel D. Thomas
Pingree,
Idaho 83262**

Dear Mr. Thomas:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Sincerely,

**BOBBY D. FLEENOR
Assistant Director**

**BDF:DR
Enclosure**

35-7010

March 19, 1974

Daniel D. Thomas
Pingree,
Idaho 83262

Dear Mr. Thomas:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7010 and has found the following:

Quantity of water diverted: 2.33 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 1.80 cfs

The maximum quantity diverted shall not exceed 315 acre feet per year.

Beneficial use: For irrigation of 90 acres within the W₂NE₄, E₂SW₄, Sec. 20, Twp. 3 S, Rge. 34 E

Point of diversion: NE₁NE₄, Sec. 20, Twp. 3 S, Rge. 34 E, B.M.

Priority date established: January 17, 1968

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

35-7010

RECEIVED

MAR 21 1973

3. Water will be used for the following purposes:

Permit No. 35-7010

Examination for b/u

- [illegible]

DECLASSIFIED

25 2010

TOTAL ACREAGE

132

T.
3
S

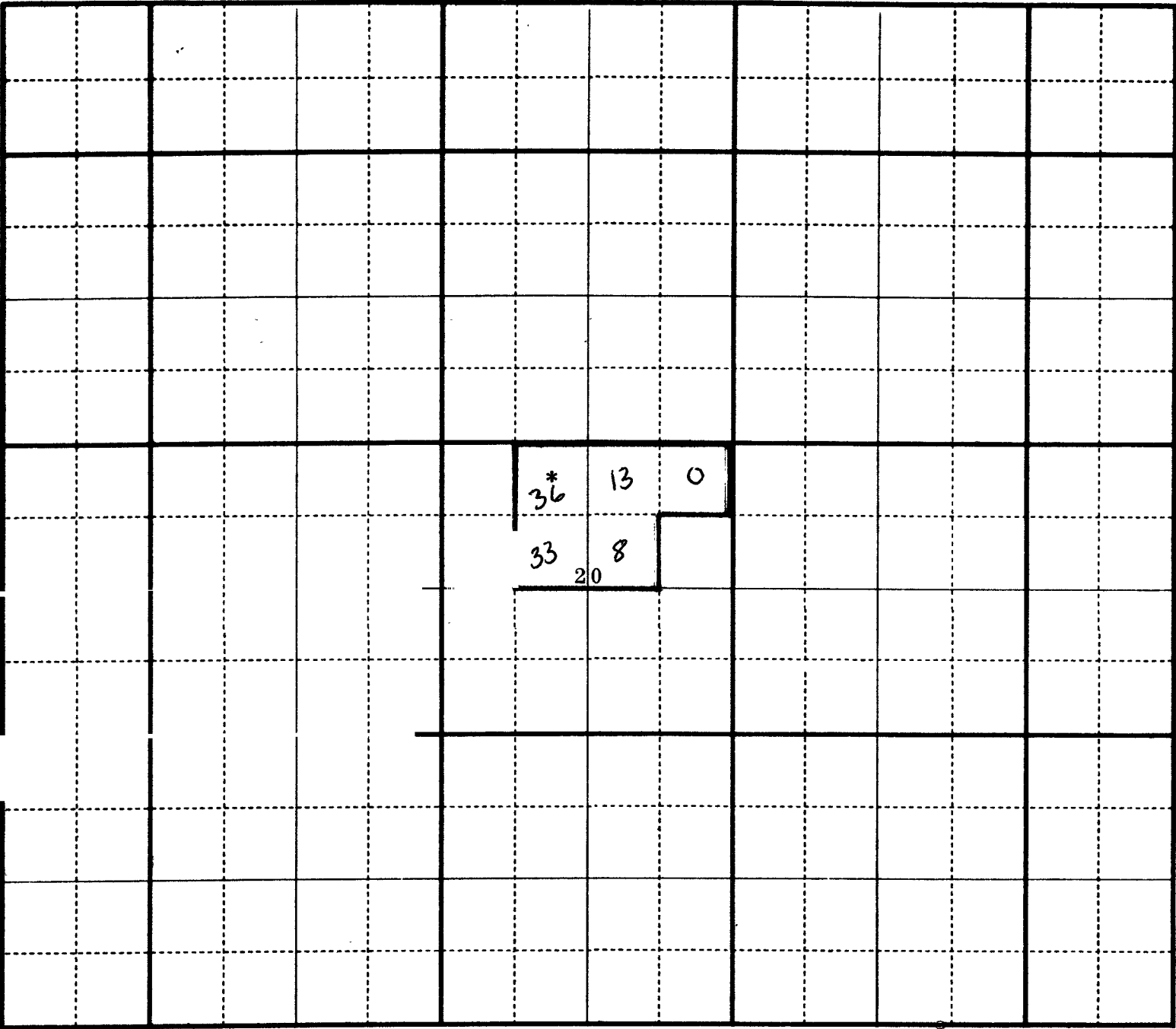
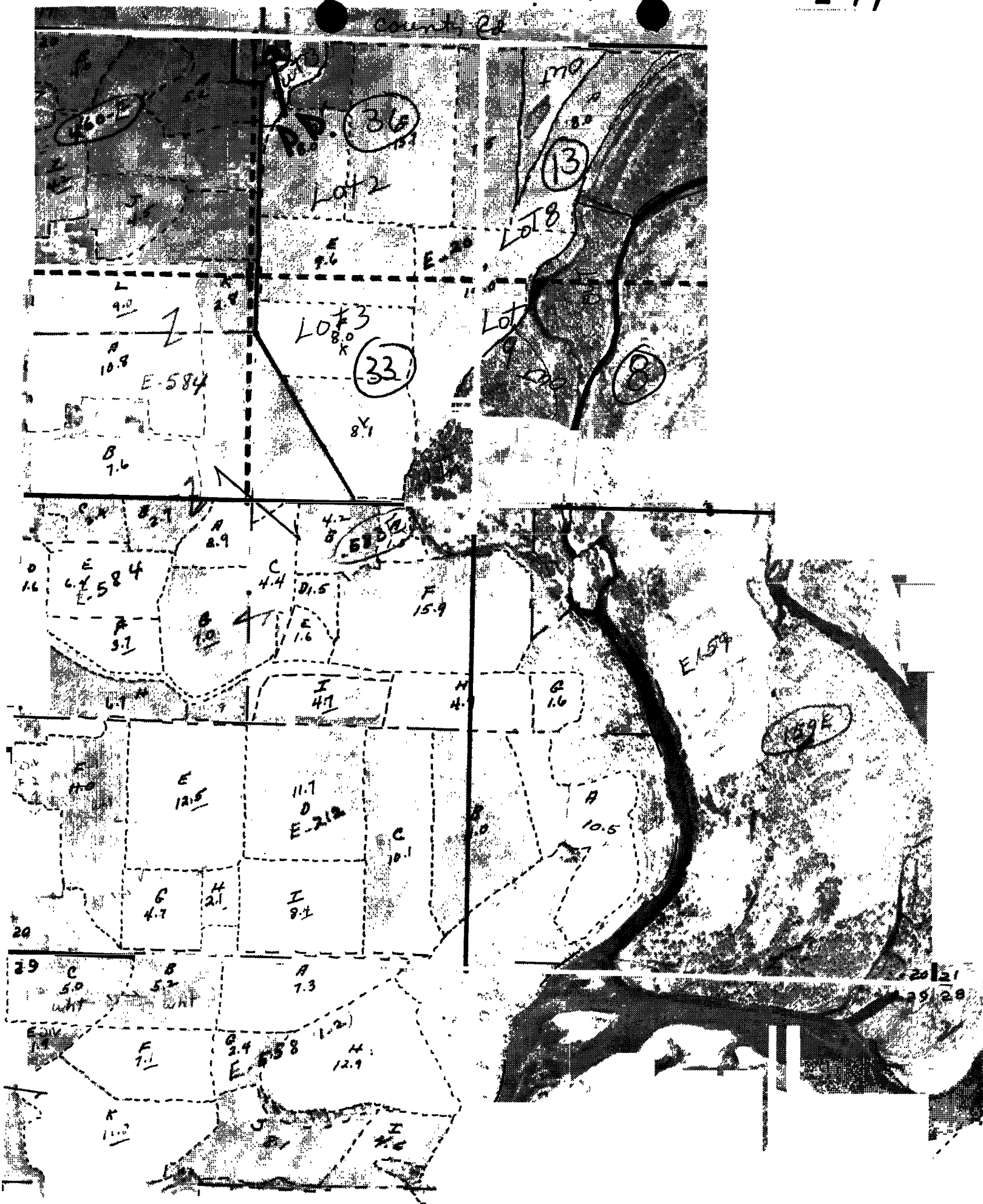


Diagram of System

County Rd



DATE OF EXAM July 6, 1973

ACREAGE
Found 90
Recommended 90

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.80 c.f.s. V = 315 AF/Ann. from MAY 1 to OCT 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no X

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

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

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

Total Q measured 2.33 cfs Method of measurement In line Meter

Total Q recommended 1.80 cfs Meter No. M⁰ 339356 Type Badger Condition Good

Total V recommended 315 Af/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION:

1050 gal in 60 sec = 2.33 cfs
90 Ac X 3.5 Af/Ac = 315 Af/Ann

SYSTEM DESCRIPTION:

U.S. Motors 10 Hp Ser # 2336393
Layne & Bowler Pump Ser # 4448
Open discharge into private ditch

REMARKS:
≈ 8 inches other Rights from ^{Peoples} Canal.
System & Land shown by Owners son, who
was operating the farm at the time of inspection

Examiner's Signature William Rhoads Date July 18, 1973
Checked by Norman C. Young P.E. Date 8/1/73
Approved by _____ Date _____

REPLY NOTE

THIS FORM AVAILABLE FROM GEO. PRIMBS & SONS, INC., POCATELLO, IDAHO, FORM SA-9005-T

TO

Department of Reclamation
State Building Annex 2
Boise, Idaho 83701

FROM

Agricultural Services

P. O. BOX 627

BLACKFOOT, IDAHO 83221

Department of Water Administration

RECEIVED

SUBJECT:

8" Water meter for Don Thomas

DATE: 3-16-73

FOLD

Mr R. K. Higgins

Please be advised that March 6, 1973
Agricultural Service installed an 8" Water
Meter for Mr Don Thomas of Prairie
Lake.

Agricultural Services
Fred Cheppel, Jr

PLEASE REPLY TO ☒ SIGNED

DATE

SIGNED

SEND WHITE AND PINK COPIES WITH CARBONS INTACT. WHITE COPY IS RETURNED WITH REPLY.

March 19, 1973

Re: Permit No. 35-7010

Mr. Daniel D. Thomas
Pingree,
Idaho 83262

Dear Mr. Thomas:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed you will find an Order of Reinstatement; please note that the priority has been advanced.

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 exam so that you may show him the system.

If you have any questions regarding the field exam, please contact our Eastern District Office at 240 South Holmes, Idaho Falls, Idaho.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

35 7010

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF Permit No. 35-7010)
in the name of DANIEL D. THOMAS)
_____)

ORDER OF REINSTATEMENT

WHEREAS, on January 9, 1968, Daniel D. Thomas filed with the Department of Water Administration (formerly the Department of Reclamation) an application for permit to appropriate 1.90 cfs of water from a ground water source within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 20, Twp. 3 S, Rge. 34 E, B. M., Bingham County, to be used for irrigation purposes; and,

WHEREAS, on March 18, 1968, the Department approved said application and issued Permit No. 35-7010 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before March 1, 1973, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on December 29, 1972, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on March 6, 1973, the Department notified the permit holder that Permit No. 35-7010 had lapsed for failure to submit proof of beneficial use of water; and,

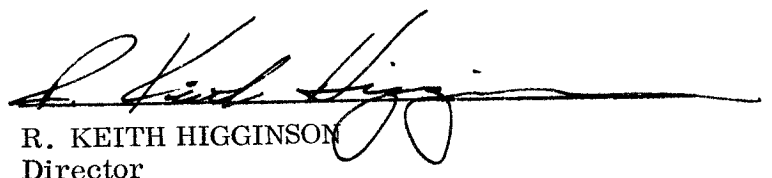
WHEREAS, on March 9, 1973, the Department received an acceptable proof of beneficial use affidavit from the permit holder; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-7010 be REINSTATED and the priority advanced to January 17, 1968.

Dated this 16TH day of March, 1973.


R. KEITH HIGGINSON
Director

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

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

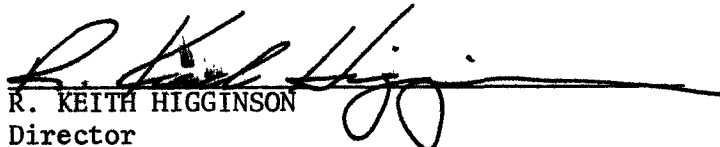
March 6, 1973

Daniel D. Thomas
Pingree,
Idaho 83262

Dear Mr. Thomas:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 35-7010 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

RECEIVED

1973
Department of Water Administration

Mr. Higginson:

According to a previous letter I have told March 18
to complete installation of a water meter. Agricultural
Services Inc. are installing [a Badger Water Meter 8" and]
will be completed before that date. I trust this will
satisfy the requirements. Completion of the installation is awaiting
a back order for parts. They will notify you when it is finished.
I am returning the Statement of Proof 35 7010 Daniel D Thomas

RKH:DR

RECEIVED

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Daniel S Thomas
 b) Post Office Address Pinckney, Idaho
 2. Permit Number 35-7010
 3. Date of Priority that you are prepared to establish March 18, 1968
 4. a) Source from which water was appropriated well
 b) Location of the point of diversion: NE 1/4 NW 1/4 Section 20
 Township 34, Range 35 Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
 amount 2.5 cfs for irrigation purposes from May 1 to Oct. 1 incl. 24 days
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day) of 24 hours well
 amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 b) Total amount appropriated _____ cfs and/or acre feet per annum
 c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Measured by Agricultural Service Engineer when installed
 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: Conducted by ditch
 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) 10 HP Turbine
Consist of 30 setting 8 x 1 x 1 1/2 Column & 10" Thr. Sump
Pump serial P3310
 b) Describe the type and size of measuring device which you have installed at your point of diversion: 8" Budget Meter
~~No measuring device was installed or required when Pump was installed~~
~~One line has installed before not season if required~~
 c) Give well drillers name and address and date the well was completed _____

Doug Cushman Drilling Co. - 445 Riverfront Rd - Blackfoot, Idaho
Well Completed Nov 3, 1967 83221

Exam typed 3-19-73 by du

35 7010

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

none

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
38	34E	20					Lots 1 + 2												42

10. Remarks: *I have 80m Peoples Canal water I use with this to irrigate the balance of farm Lot 3. in S W 1/4 of the 20.* Total number of acres irrigated 42

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

1-4-73
(Date)

Daniel D Thomas
(Signature)

State of Idaho)
County of Bingham) ss.

On this 10th day of January, 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.

Wayne T. Cushman
Notary Public residing at Blackfoot, Idaho
My commission expires August 15, 1974

My commission expires Aug 15, 1974

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

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



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

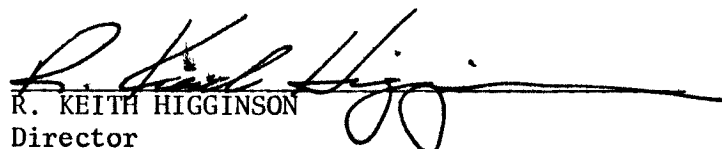
March 6, 1973

Daniel D. Thomas
Pingree,
Idaho 83262

Dear Mr. Thomas:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 35-7010 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

RKH:DR

35 7010

January 17, 1973

Re: Permit No. 35-7010

Mr. Daniel D. Thomas
Pinegreek,
Idaho 83262

Dear Mr. Thomas:

We are in receipt of your affidavit submitted as proof of beneficial use for the above referenced permit. However, in reviewing that affidavit, it appears that you have failed to install the measuring device as required by the condition of approval of your permit.

We cannot accept your proof unless you have installed a measuring device of a type approved by this Department, therefore, we are herewith returning your proof affidavit. We have also enclosed a letter describing different types of measuring devices accepted by this office.

If you have any questions regarding the measuring devices, please contact this office or our Eastern District Office at 240 South Holmes, Idaho Falls, Idaho.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Proof affidavit
Information letter

35 7010

SENDER: Be sure to follow instructions on other side

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

(Additional charges required for these services)

☐

Show 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.

29207

1

Samuel D. Thomas

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

2

DATE DELIVERED

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

1-2-73

3

U.S. POSTAL SERVICE
OFFICIAL BUSINESSPENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

Postmark of Delivering Office

SENDER INSTRUCTIONS

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



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

 RETURN
TODEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707.

25 7010

December 29, 1972 CERTIFIED MAIL

* 24207

Re: Permit No. 35-7010

Daniel D. Thomas
Pingree,
Idaho 83262

Dear Mr. Thomas:

One of the conditions of approval of your water Permit No. 35-7010 (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 March 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 7010

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED

OCT 30 1968

Department of Reclamation

October 4, 1968

09

Dan Thomas
Route 2
Blackfoot, Idaho

Dear Mr. Thomas:

It has been brought to our attention that on or about
November 11, 1967, you had a well drilled. The
well is reported to be located at a point in the NE $\frac{1}{4}$
NE $\frac{1}{4}$, sec. 20, T. 3 S, R. 34 E., B.M. for
irrigation use.

A search of our records has failed to find your
application or approved permit. Under existing Idaho
Statutes, Sections 42-226, 42-229, and 42-230 of the
Idaho Code, you are required to file and obtain an
approved permit before you divert waters from a sub-
terranean source, with the exception of domestic wells
which are defined under Section 42-111 of the Idaho Code.

If we have overlooked your permit, please advise the
department as to your permit number. However, if you have
not yet filled out an application for permit, please use
the instructions and the blank application form which
we have enclosed.

We will be very happy to assist you with any questions
you might have.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

W
DWM:ks

Enclosure: Application for permit forms

35-7010

Sus: There must be some mistake. I have made application
and you have granted me (Permit 35-7010) Dan Thomas.

October 4, 1968

Dan Thomas
Route 2
Blackfoot, Idaho

Dear Mr. Thomas:

It has been brought to our attention that on or about
November 11, 1967, you had a well drilled. The
well is reported to be located at a point in the NE $\frac{1}{4}$
NE $\frac{1}{4}$, sec. 20, T. 3 S, R. 34 E., B.M. for
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which are defined under Section 42-111 of the Idaho Code.

If we have overlooked your permit, please advise the
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not yet filled out an application for permit, please use
the instructions and the blank application form which
we have enclosed.

We will be very happy to assist you with any questions
you might have.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Application for permit forms

35-7010

March 19, 1968

Re: Permit No. 35-7010

Daniel D. Thomas
Pingree,
Idaho 83262

Dear Mr. Thomas:

We enclose a copy of your approved application for permit 35-7010 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:kd

Enclosure: Copy of application
Receipt No. 351 for \$25.00

TELEPHONE
785-1100

PUBLISHED DAILY
Monday Through Friday

The Blackfoot News

Successor to The Daily Bulletin
BLACKFOOT, IDAHO 83221

January 18, 1967

RECEIVED

JAN 22 1967

Department of Reclamation

Department of Reclamation
107 State House
Boise, Idaho 83701

Gentlemen:

Enclosed is a galley proof of legal publication for Application for Water No. 35-7010, Daniel D. Thomas.

This legal will run 1/25 and 2/1.

Kay Harper

Kay Harper
Blackfoot, News

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Daniel D. Thomas, Pingree, Idaho, has on January 9, 1968, applied for permit to divert 1.80 cubic feet per second of water from a subterranean source under application No. 35-7010. Water will be diverted by a well, pump, and ditches within the NW1/4, sec. 20, T. 3 S, R. 34 E, B.M., Bingham County and is to be used from May 1 to October 15 for irrigation in lot 1 (NE1/4 NE1/4), lot 6 and 7 (W1/2-NE 1/4), lot 2 and 3 (E1/2-NW1/4), lot 8 (NE1/4-NE1/4), lot 7 (SE1/4 NW1/4), sec. 20, T. 3 S, R. 34 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
(605)
Pub.: Jan. 25 and Feb. 1

35-7010

January 16, 1968

Re: Application No. 35-7010

The 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 can not 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.

(Do not sign letter)
Signature of claimant

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:ks

Enclosure: legal notice

Form 3

35-7010

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Daniel D. Thomas, Pingree, Idaho
has on January 9, 1968
applied for permit to divert ~~store~~ 1.90 cubic feet per second ~~acre feet~~
of water from a subterranean source
under application No. 35-7010. Water will be diverted by a well,
pump, and ditches within the NW $\frac{1}{4}$, sec. 20, T. 3 S, R. 34 E,
B.M., Bingham County
and is to be used from May 1 to October 15 for irrigation
in 1/4 sec. lot 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$), lot 6 and 7 (W $\frac{1}{4}$ NE $\frac{1}{4}$), lot 2 and 3 (E $\frac{1}{4}$ NW $\frac{1}{4}$), lot 8
(NE $\frac{1}{4}$ NE $\frac{1}{4}$), lot 7 (SE $\frac{1}{4}$ NW $\frac{1}{4}$), sec. 20, T. 3 S, R. 34 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, Blackfoot, Idaho 83221,
on January 25 and February 1.

35-7010 kj

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

January 4, 1968

RECEIVED
JAN 9 1968
Department of Reclamation

Re: Application for Permit

Daniel D. Thomas
Pingree,
Idaho

Dear Mr. Thomas:

We are returning your personal check in the amount of \$10.00 and your application for permit.

See map for connection
Before your application may be acceptable, we must have clarification of certain issues. The map which you have supplied shows lands in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, sec. 20; and NE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 19, T. 3 S, R. 34 E, B.M. However, the information you have entered under Item 8 B does not correspond with the map. Please clarify the issues.

This is correct - ST.
Also under Item 4 quantity of water to be appropriated, you have requested 90 cubic feet per second to irrigate 130 acres. We assume that you meant to indicate 90 inches of water. If you desire to appropriate 90 miners inches of water, the rate would be 1.80 cubic feet per second. The filing fee for 90 miners inches or 1.80 cubic feet per second would be \$25.00. In order to assist you in clarifying the issues, we have transposed part of the information from your original application on to a new form. Please send the typed form along with the proper filing fee to this department when the additional information is complete.

Please contact us if we may be of further assistance.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".

Donald W. McEldowney
Water Rights Clerk

DWM:ks

Enclosure: Check for \$10.00
Original application
New application form

35-7010