

Affidavit of Publication

THE RIGBY STAR

RECEIVED

APR 3 1974

Department of Water Administration
Eastern District Office

STATE OF IDAHO, }
County of Jefferson } ss.

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said newspaper as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

Two Consecutive issues thereof; first publication having been made on the

21st day of March, 1974

and the last publication on the

28th day of March, 1974

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth, and that there are at least two hundred bonafide subscribers in Jefferson County.

Hope B Jones

Subscribed in my presence and sworn to before me this 4th

day of Apr, 1974
(SEAL)

R H Hamm

Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$_____

MY COMMISSION EXPIRES JULY 15, 1977

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Dwain D. Kirkham, Terreton, Idaho, has on March 13, 1974 submitted Application No. 31-7115 for a permit to appropriate 3.2 cubic feet per second of water from a ground - water source by means of well and pump within the NE 1/4 NE 1/4, Sec. 28, T. 6N, R. 35E, B.M. Jefferson County; to be used from April 1 to November 1 for the irrigation of 160 acres with-
SW 1/4, Sec. 28, T. 4N, R. 36E, B.M.
B.M. 21 6N 34E

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before April 8, 1974.

R. KEITH HIGGINSON
Director

Published in The Rigby Star, Rigby, Idaho on March 21 and March 28, 1974.

31 7115

Affidavit of Publication
THE RIGBY STAR

RECEIVED

APR 25 1974

STATE OF IDAHO, }
County of Jefferson } ss.

Department of Water Administration
Eastern District Office

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And affiant further says that at the times herein mentioned said newspaper as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

Two Consecutive issues thereof; first publication having been made on the

_____ *11th* _____ day of *April*, 19*74*

and the last publication on the

_____ *18th* _____ day of *April*, 19*74*

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth, and that there are at least two hundred bonafide subscribers in Jefferson County.

_____ *Hope B Jones* _____

NOTICE OF CORRECTION

1974. *Ab*
Notice is hereby given that Application No. 31-7115 in the name of Dwain D. Kirkham was advertised incorrectly on March 21 and March 28, 1974. The place of use was advertised as being within the SW $\frac{1}{4}$, Sec. 5, T. 4N, R. 36E, B.M.

WHEREAS, the actual place of use is within the SE $\frac{1}{4}$, Sec, 21, T. 6N, R. 35E. B.M.

Any protests against the granting of this permit as a result of this correction must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho 83401, on or before April 29, 1974.

R. KEITH HIGGINSON

Director

Published in The Rigby Star April 11th and 18th, 1974. *ab*

Subscribed in my presence and sworn to before me this *18th* _____

day of *April*, 19*74*
(SEAL)

_____ *R. M. Tamm* _____

Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$_____

MY COMMISSION EXPIRES JULY 15, 1977

31 7115

6-35-21 89-

17 16
20 21

16 15
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A227
A373

A228 A374

151 A

OPEN
DISCHARGE

21 22

MICROFILMED

"NOT TO SCALE"

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31-7115 Priority March 13, 1974 Amount 3.04 cfs

THIS IS TO CERTIFY, that Dwain D. Kirkham
of Terreton, Idaho, has complied with the terms and conditions of Permit
No. 31-7115 issued pursuant to Application for Permit dated March 13, 1974,
and has submitted proof to the Department of Water Resources on August 22, 1975,
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 5.18 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>3.04</u> cfs and	<u>456</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 3.04 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
456 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, Twp. 6 N.,
Rge. 35 E., B.M. in the County of Jefferson

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N	35 E	21													40	36	36	40	152

Total number of acres irrigated 152

CONDITION: The maximum rate of diversion under this right when combined with
License No. 31-7090 shall not exceed 5.18 cfs.

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 30 day of

January, 19 79.

Stephen Allred
Director

Identification No. 31 7115

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Dwain D. Kirkham
post office address Terreton, Idaho Ph. 663-4317
2. Source of water supply ground water which is a tributary of - - -
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 28 Township 6N
Range 35E B.M. Jefferson County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.2 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, and sprinkler system

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 400 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 20,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

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

31 7115

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

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	
6N	35E	21													40	40	40	40	160

Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above. none

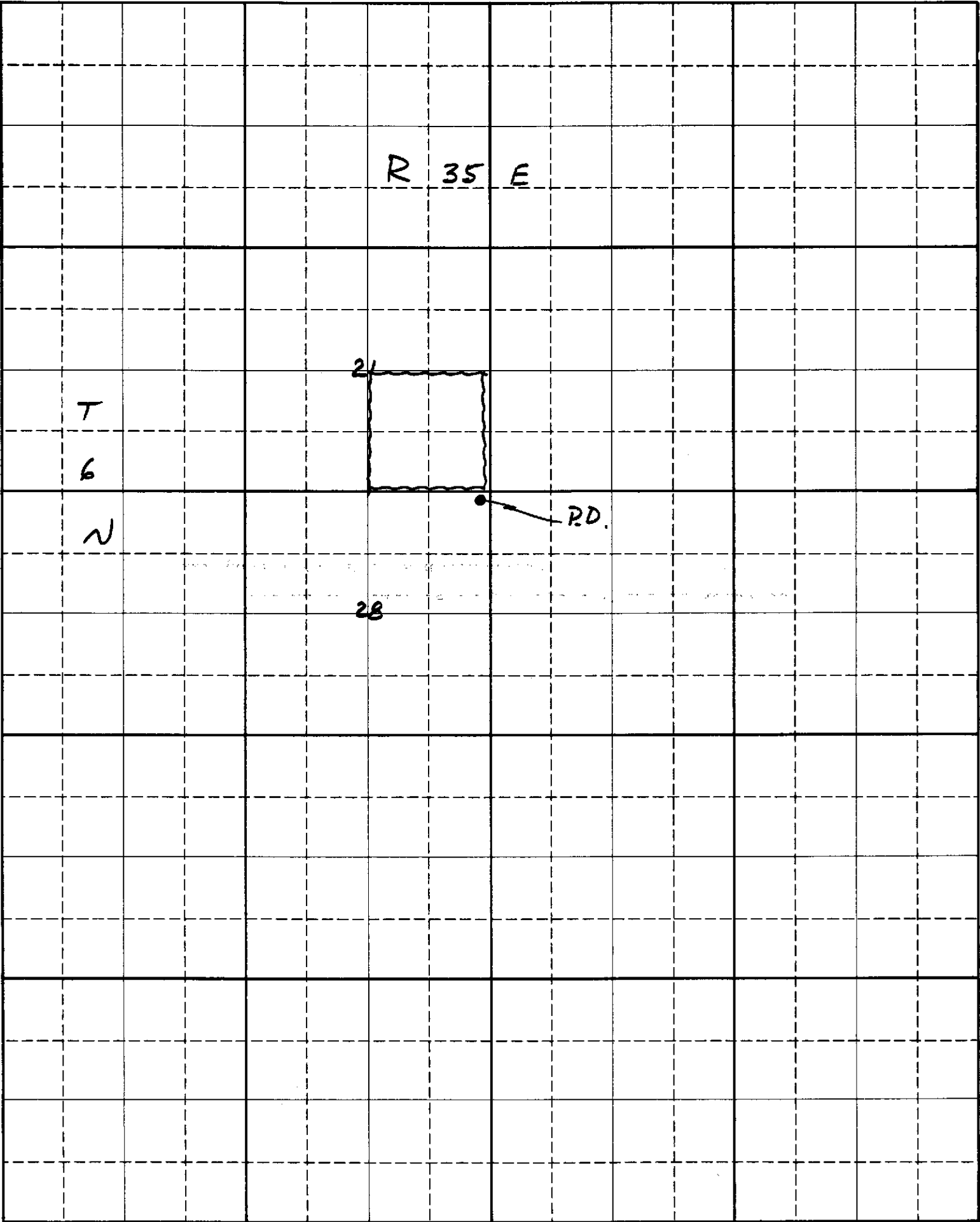
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks This well is the same as in 31-7090 but has capacity to irrigate land in this application.

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

William W. Wickham
(Applicant)

Received by CB Date 3/13/74 Time 3:45 pm
 Preliminary check by MB Fee \$ 55.00
 Receipted by MB Date 3-13-74 # 12781
 Publication prepared by MB Date 3-14-74 CORRECTION
 Published in The Bigby Star 4-5-74
 Publication dates 3/21/74 + 3/28/74 4/11 + 18/74
 Publication approved CB Date 4/25/74
 Priority reduced to _____ Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by RC W SDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 31-7115, 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 May 1, 19 79.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 3 day of _____ May 19 74.

R. Karl Hjort
 Director

31 7115

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>RDC</u>	<u>3/13/74</u>	Application No. <u>31-7115</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>11</u>	<u>11</u>	In form to receipt <u>YES</u>
	<u>11</u>	<u>11</u>	Send Copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>11</u>	<u>11</u>	☒ Request Special Use Permit from U.S.F.S. ☒ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>11</u>	<u>11</u>	In form for advertising <u>YES</u>
(6)	<u>11</u>	<u>11</u>	Located within Water District No. <u>31</u>
(7)	<u>11</u>	<u>11</u>	Critical groundwater area: yes <u>no</u> ☒
(8)	<u>11</u>	<u>11</u>	Groundwater levels: <u>Decline (comment)</u> ☒ Stable (comment) <u>27 dda1 WTB #24 P 28</u> <u>Increasing (comment)</u>
(9)	<u>11</u>	<u>11</u>	Comments: <u>NO CONFLICTING GW RIGHTS</u>
(10)	<u>MB</u>	<u>4/25/74</u>	Affidavit of Publication received (date) <u>April 5, 1974 - 4/25/74</u>
(11)	<u>CB</u>	<u>4/29/74</u>	Final date for protests <u>April 8, 1974 April 29, 1974</u> Protests received: yes <u>no</u> ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing _____
(13)	<u>"</u>	<u>"</u>	All requested information received from agencies or applicant yes <u>no</u> ☐
(14)	<u>RDC</u>	<u>4/29/74</u>	Action recommended: ☒ Approve Priority <u>3/13/74</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>E</u>	By <u>RDC</u>	Date <u>4/29/74</u>

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County of Jefferson } ss.

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21st day of March, 1974

and the last publication on the

28th day of March, 1974

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Hope B. Jones

Subscribed in my presence and sworn to before me this 4th

day of April, 1974
(SEAL)

R. H. Higgins

Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$_____

MY COMMISSION EXPIRES JULY 15, 1977

**NOTICE OF APPLICATION
FOR WATER PERMIT**
Notice is hereby given that Dwain D. Kirkham, Terretton, Idaho, has on March 13, 1974 submitted Application No. 31-7115 for a permit to appropriate 3.2 cubic feet per second of water from a ground - water source by means of well and pump within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, T. 6N, R. 35E, B.M. Jefferson County; to be used from April 1 to November 1 for the irrigation of 160 acres with-
in the Sec. 28, T. 4N, R. 36E, B.M. B.M. 21 6N 34E
If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before April 8, 1974.
R. KEITH HIGGINSON
Director
Published in The Rigby Star, Rigby, Idaho on March 28, 1974

31 7115

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO, }
County of Jefferson } ss.

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117 Consecutive issues thereof; first publication having been made on the

117 day of *April*, 1974

and the last publication on the

187 day of *April*, 1974

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth, and that there are at least two hundred bonafide subscribers in Jefferson County.

Hope B. Jones

NOTICE OF CORRECTION

Notice is hereby given that Application No. 31-7115 in the name of Dwain D. Kirkham was advertised incorrectly on March 21 and March 28, 1974. The place of use was advertised as being within the SW $\frac{1}{4}$, Sec. 5, T. 4N, R. 36E, B.M.

WHEREAS, the actual place of use is within the SE $\frac{1}{4}$, Sec. 21, T. 6N, R. 35E, B.M.

Any protests against the granting of this permit as a result of this correction must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho 83401, on or before April 29, 1974.

R. KEITH HIGGINSON
Director

Published in The Rigby Star April 28 and 29, 1974.

Subscribed in my presence and sworn to before me this *187*

day of *April*, 1974
(SEAL)

R. M. Thomas
Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$_____

MY COMMISSION EXPIRES JULY 15, 1977

31 7115

January 30, 1979

Re: Permit No.'s 31-7090 & 31-7115

Dwain D. Kirkham
Terreton,
Idaho 83450

Dear Mr. Kirkham:

Enclosed are copies of the water right licenses issued on the above referenced permits.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enc: 2

RECEIVED
JAN 31 1979
WATER RIGHTS DIVISION

January 10, 1979

Re: Permit No.'s 31-7090 & 31-7115

Dwain D. Kirkham
Terracon,
Idaho 83450

Dear Mr. Kirkham:

A representative of this Department made an examination of the works covered by your Permit No.'s 31-7090 & 31-7115 on July 2, 1976, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law:
3.04 cfs per Permit. Sources: groundwater

The maximum quantity diverted shall not exceed 456 acre feet per year per Permit.

Points of diversion are located within the NE¹/₄NE¹/₄, Sec. 28, Twp. 6N, Rge. 35E, B. M.

Beneficial use: 31-7090 - Irrigation of 152 acres within the NE¹/₄, Sec. 28, Twp. 6N, Rge. 35E, B. M. 31-7115 - Irrigation of 152 acres within the SE¹/₄, Sec. 21, Twp. 6N, Rge. 35E, B. M.

Priority date established: 31-7090 - July 20, 1973 & 31-7115 - March 13, 1974

The maximum rate of diversion under these rights combined shall not exceed 5.18 cfs.

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Dwain D. Kirkham
Post office address Terreton, ID Phone 663-4317
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐
Tributary to NOV 1 1975
RECEIVED **RECEIVED**
(home spring, stream, etc.)
SEP 3 1975

3. Water will be used for the following purposes:
Department of Water Resources
Department of Water Resources
Eastern District Office

Amount 3.20 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 31-7115
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 3.20 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6N N/S, Range 35E E/W, B.M., Section 28, Subdivision NE 1/4 NE 1/4, Jefferson
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County

Other Points of Diversions: _____

Description of diverting works: 250 hp pump 10", 20" casing, 400' deep, bowls set at 365'
Static W/L 235'

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or 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	
6N	35E	21													40	40	40	40	160

TOTAL ACREAGE 160

Rge.

21

35.5

40

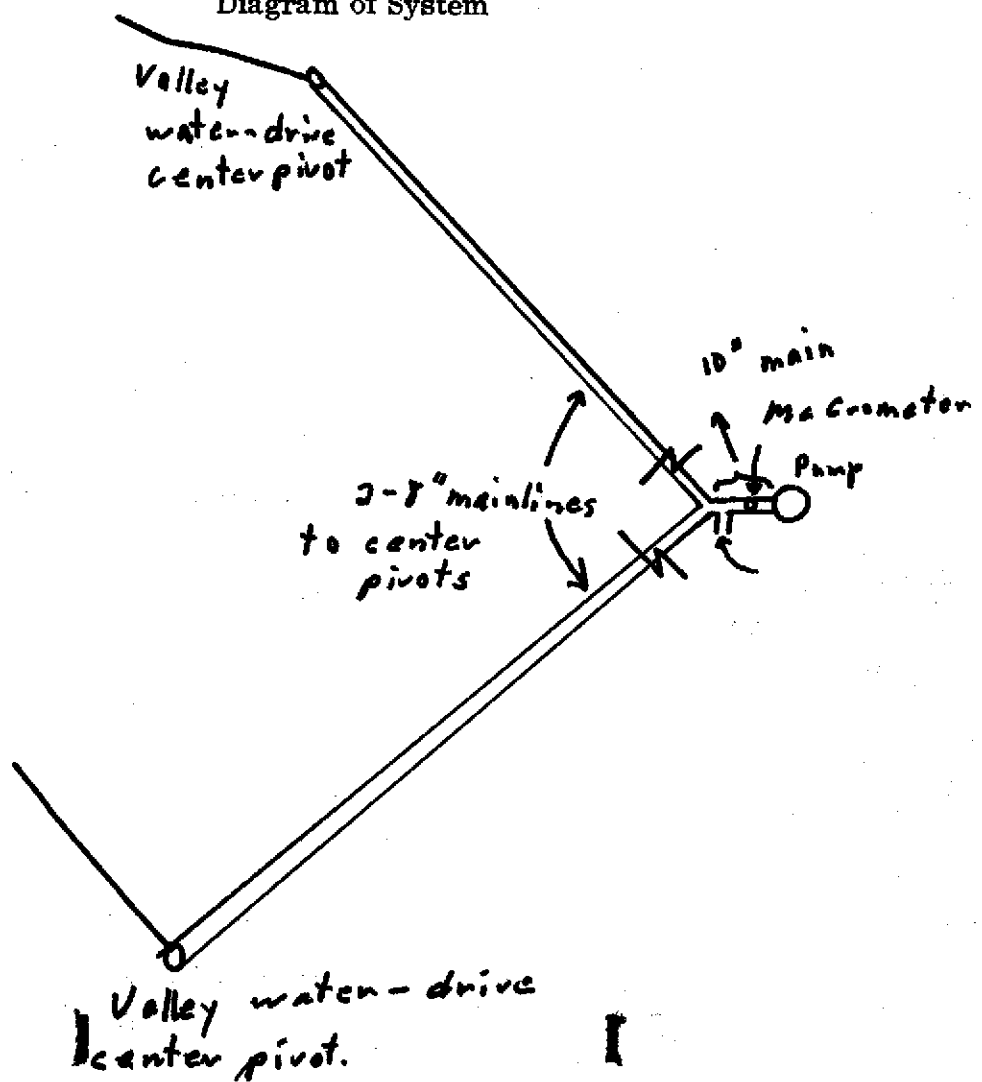
35.5

40

*

28

Diagram of System



6-35-21

49-

17 16

26 21

16 15

21 22

A227

A373

A228

A374

151 A

28

DIS

MICRO

"NOT TO SCALE"

DATE OF EXAM July 2, 76.

ACREAGE
Found 151 152 rolled in 1/2 SE 1/4
Recommended 181 35.5 to 36 acres

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 3.02 c.f.s. V = 453 AF/Ann. from Apr 1 to Nov 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured 5.18 cfs (7090 + 7115) Method of measurement IN LIVE METER

Total Q recommended 3.02 cfs Meter No. 75 10 111 Type OF CROMETER Condition STD. CONDITION

Total V recommended 453 AF/Ann. Direct reading: 2200 gpm
Timed reading: .01 AF/84 sec.

Recommended Amendments: None

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

MEASUREMENT CALCULATION:
$$Q = \frac{(250)(2.814)(.80)}{235 + 40(2.30P)} = 5.39 \text{ cfs}$$
$$V = 151 (3.0 \text{ AF/ann}) = 453 \text{ AF/ann}$$
$$Q = .01 \text{ AF/84 sec} = 435.6 \text{ gpm/84 sec} = 5.18 \text{ cfs}$$

Note: measurement made w/ ICP and open
Discharge on $\rightarrow$ Pressure at 40 lbs.

SYSTEM DESCRIPTION:
Motor - "Westinghouse" 250 H.P., 3 phase, Ser #7205
Pump - "Peerless" Ser # F19546
Center Pivot - "Valley" water powered, (1385' watering radius)
Open discharge - exts 6' from P.D. extends south, into ditch system.
10" steel main extends 8' to west of P.D. connects w/ barried mains
for center pivots. Discharge used to irrigate NE & SE corners of 1/4 section.

REMARKS:
System described by Duane Kirkham.
P.D. is also on permit # 31-7090 for 3.02 cfs.

Examiner's Signature William L. Graham Date 8/23/76
Checked by Ernest M. Carlson Date 10/29/76
Approved by _____ Date _____

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Rigby, Idaho
Box 126

RECEIVED

January 12, 1977

Department of Water Resources
Eastern District Office

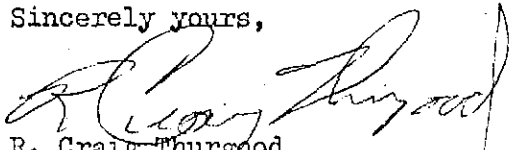
Department of Water Resources
Eastern District Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Dear Sirs:

On December 18, 1975 Dwain D. Kirkham gave us a mortgage on Well Permits No. 31-7090 and No. 31-7115.

Please let us know if and when any changes are proposed in regard to these Permits.

Sincerely yours,


R. Craig Thurgood
County Supervisor

MICROFILMED

1
August 29, 1975

Re: Permit No. 31-7115 & 31-7090

Dwain D. Kirkham
Terreton,
Idaho 83450

Dear Mr. Kirkham:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, 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 concerning the field exam, please contact our District Office in Boise.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED

AUG 22 1975

okj

Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 31-7115

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Dwain D. Kirkham
b) Post Office Address Terreton, Idaho
2. Permit Number 31-7115
3. Date of Priority that you are prepared to establish March 13, 1974
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: NE 1/4 NE 1/4, Section 28
Township 6N, Range 35E Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 3.20 for Irrigation purposes from Apr. 1 to Nov. 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.20 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Snake River Equipment Co.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
N.A.
b) Describe the agreement or understanding by which you take water from the works:
N.A.
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 250 HP 10" pump, 20" casing, 400' deep, Bowls set at 365', Static W/L 235'
b) Describe the type and size of measuring device which you have installed at your point of diversion: 10" McCrometer
c) Give well driller's name and address and the date the well was completed: R. P. Cope - Nov. 1973
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
N.A.

Exam typed 8-28-75

MB

May 6, 1974

Re: Permit No. 31-7115

Dwain D. Kirkham
Terreton,
Idaho 83450

Dear Mr. Kirkham:

Enclosed is a copy of your approved Application for Permit No. 31-7115 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

31 7115

April 5, 1974

Re: Application for Permit No. 31-7115 Kirtham CORRECTION
" " " " No. 35-7393 Watkins CORRECTION
" " " " No. 35-7410 Miller Farms, Inc.
Application for Transfer No. 35-2460 " " "

The Rigby Star
Box 37
Rigby, ID 83442

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 time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

NORMAN C. YOUNG
District Engineer

KCY:MB
Enc: Legal Notices (4)

Bill submitted

Art Billed by *MB*
4-25-74

31 7115

NOTICE OF CORRECTION

Notice is hereby given that Application No. 31-7115 in the name of Dwain D. Kirkham was advertised incorrectly on March 21 and March 28, 1974. The place of use was advertised as being within the SW $\frac{1}{4}$, Sec. 5, T. 4N, R. 36E, B.M.

WHEREAS, the actual place of use is within the SE $\frac{1}{4}$, Sec. 21, T. 6N, R. 35E, B.M.

Any protests against the granting of this permit as a result of this correction must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before April 29, 1974.

R. KEITH HIGGINSON

Director

Published in the Rigby Star, Rigby, Idaho, on April 11 and April 18, 1974.

31 7115

CB-A
CB-A

XXXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

March 15, 1974

Re: Application for Permit No. 31-7115 Kirkham
" " No. 35-7388 Watkins
Application for Transfer No. 35-2669 Snake River Equip. Co.

The Rigby Star
Box 37
Rigby, ID 83442

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 4-5-74 by MB

NCY:MB
Enc: Legal Notices (3)

31 7115

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Dwain D. Kirkham,

Terreton, Idaho

has on 3/13/74 submitted Application No. 31-7115

for a permit to appropriate 3.2 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~

of water from a ground-water source

by means of well and pump

within the NEL/NE1/4, Sec. 28, T. 6N, R. 35E, B.M. Jefferson County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 160 acres

within the SE1/4, Sec. 21, T. 6N, R. 35E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before April 8, 1974.

R. KEITH HIGGINSON

Director

Published in the Rigby Star, Rigby, Idaho

on March 21 and March 28, 1974

31 7115

CB-7
CB-A-124

March 13, 1974

Re: Application for Permit No. 31-7115

Mr. Dwain D. Kirkham
Terreton
Idaho 83450

Dear Mr. Kirkham:

Attached herewith is departmental receipt No. 12781 in the amount of \$55.00 for the above referenced application which you filed this date.

Very truly yours,

LOY H. JOHNSON
Water Resource Supervisor

LHJ:MB

Attachment

31 7115