



Sec 29
 SE1/4 27 A. LAMWELL DEED
 NW1/4 9 A. REED AIRCRAFT
 SW1/4 72 A. LARRY LAKES
 NE1/4
 Sec 30
 SE1/4 225 A. LARRY LAKES
 SW1/4 40 A. 85 A. TOWN
 S1/4 20 A. {
 NE1/4 40 A. { FRANK BUTLER
 SW1/4 20 A. {
 NW1/4 30 A. {
 NE1/4 75 A. { MAX DAYTON
 NW1/4 25 A. { 15 TOWN

Notes indicated by Goodpaster Council
 prior to Teton Flood. Inadvertent
 by Steve McCarick in the presence
 of Larry.

NEWDALE 1.4 MI.
 T. 7 N.
 LE 0.9 MI.
 34 MI

DEW 11/10/2017

Affidavit of Publication

THE RIGBY STAR

RECEIVED

MAY 1 1973

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 said attached notice, advertisement or publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

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

12th day of April, 1973

and the last publication on the

19th day of April, 1973

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 bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 30th

day of April, 1973
(SEAL)

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

My commission expires _____, 19____

Publication Fee: \$ 11.07

MY COMMISSION EXPIRES JULY 15, 1973

31 7087

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Demar Bott and Shayne Linderman, Rexburg, Idaho have on 4/6/73 submitted Application No. 31-7087 for a permit to appropriate 8.4 cubic feet per second of water from a groundwater source by means of well and pump within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 6N, R. 35E, B.M., Jefferson County; to be used from April 1 to November 1 for the irrigation of 420 acres within the SW $\frac{1}{4}$, Sec. 21; W $\frac{1}{2}$, Sec. 28, 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, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before April 30, 1973.

R. KEITH HIGGINSON
Director

Published in The Rigby Star, Rigby, Idaho, on April 12 and April 19, 1973

RECEIVED

MAR 23 1979

Department of Water Resources
Eastern District Office

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,

County of Jefferson

} ss

NOTICE OF PROPOSED CHANGE
OF WATER RIGHT

No. 31-7087

NOTICE IS HEREBY GIVEN that Shayne Linderman, Terreton, Idaho, has applied to the Department of Water Resources for a change in the place of use of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 31-7087 and is recorded as follows:

Amount: 4.63 CFS

Priority: 4/6/1973

Point of Diversion: NW 1/4 NW 1/4, Sec. 28, T. 6N, R. 35E, B.M., Jefferson County.

The water is used to irrigate 402 acres within the SW 1/4, Sec. 21, W 1/2, Sec. 28, T. 6N, R. 35E, B.M.

To Be Changed As Follows:

The water will be used for the irrigation of 268 acres within the SW 1/4, Sec. 21, NW 1/4, Sec. 28, T. 6N, R. 35E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before March 26, 1979.

/s/ C. Stephen Allred
Director

Published in the The Star, Rigby, Idaho on March 7 and 14, 1979.

I, Karl Hanosky
Publisher 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 publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Seventh day of March, 19 79

and the last publication on the

Fourteenth day of March, 19 79

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.

Karl Hanosky
Publisher

Subscribed in my presence and sworn to before me this Fourteenth day of March, 19 79.
[SEAL]

Evelyn M. F. Lester
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires 7-15, 19 81

Publication Fee: \$ 13.94

T
6
N

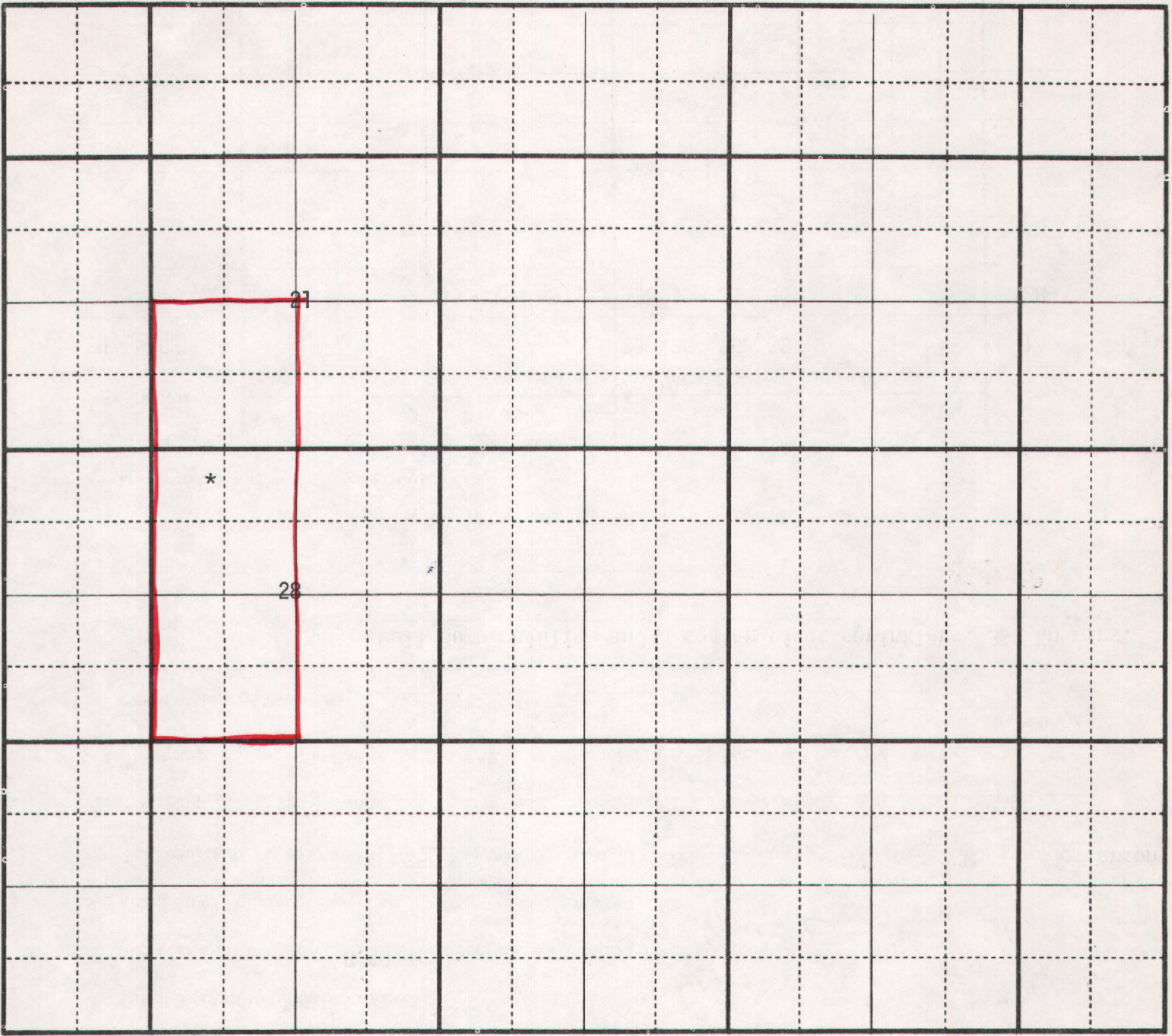
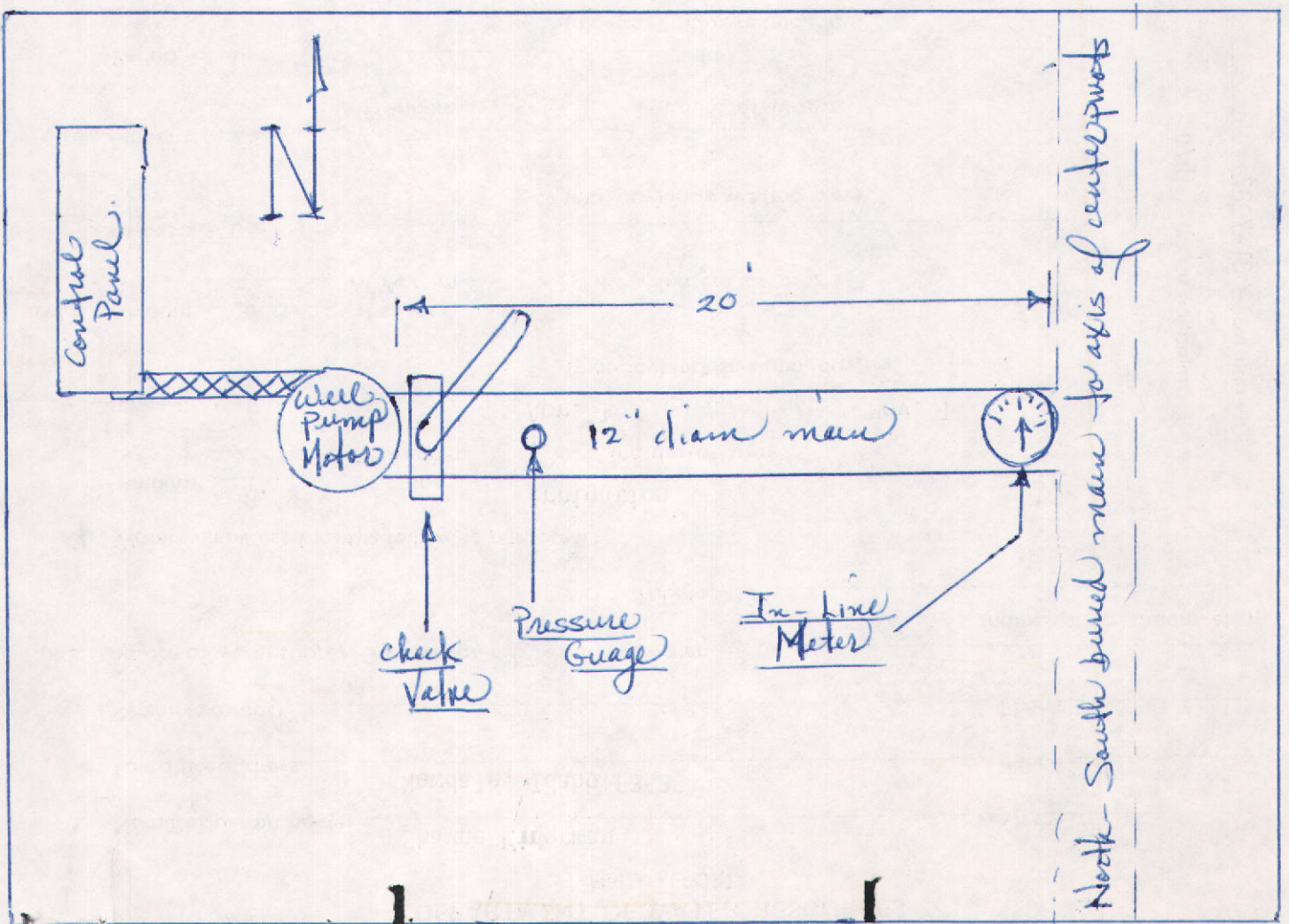
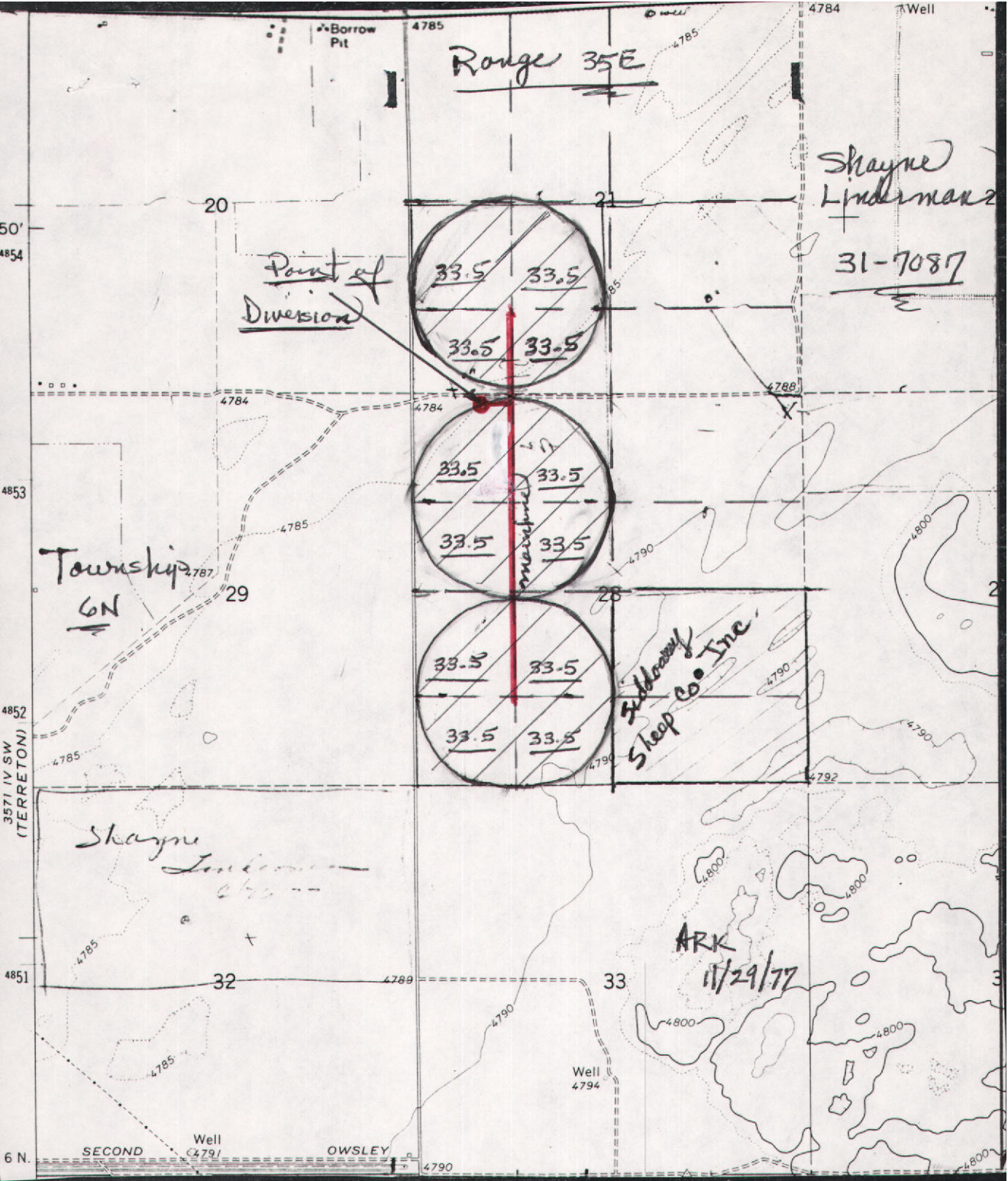


Diagram of System





Range 35E

Shayne Linderman

31-7087

Point of Diversion

Township 6N

Shayne Linderman
Shayne Co. Inc.

ARK
11/29/77

SECOND

OWSLEY

Well
4794

Well
4791

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use **APPROVED**

Name of applicant Shayne Linderman Phone 663-4564
Post office address Terreton, Idaho 83450

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____ (Name of court)
- b. License No. 31-7087 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____
3. Source of water ground water tributary to _____
4. Date of priority April 6, 1973
5. Water is used for the following purposes:
amount 4.63 for Irrigation purposes from Apr. 1 to Nov. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day – both dates inclusive)
6. Total amount of water under right: a. 4.63 cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is NW ¼ of NW ¼ of Section 28
Township 6N Range 35E, B.M., in Jefferson County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	35E	21									33.5	33.5	33.5	33.5					134
		28					33.5	33.5	33.5	33.5	33.5	33.5	33.5	33.5					268

1.	Amount of water:	a.	cubic feet per second		
		b.	acre feet per annum		
2.	Point of diversion	%	% Section	Township	
	Range	B.M.,		County	
	Additional points				

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
TOTALS																		

[illegible]

1. Change in point of diversion	NO CHANGE	a. Amount of water to be diverted	c.f.s. &/or	acre feet

c. Description of diverting works

d. Describe the reasons for applying for a change in the point(s) of diversion

2. Change in place of use

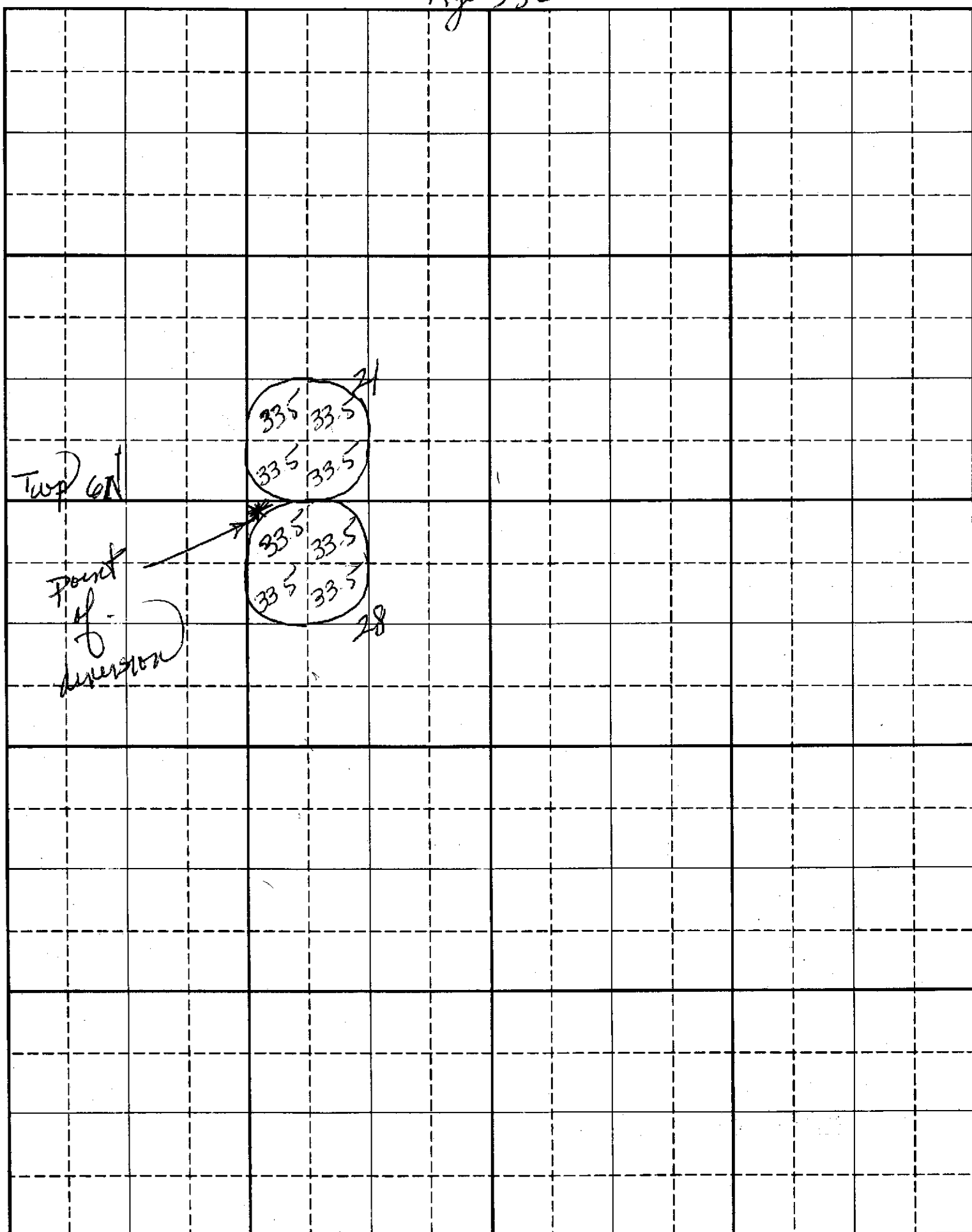
a. Describe the lands or place of use to which the right will be transferred:

[illegible]

Total number of acres to be irrigated 268

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

Rge 35E



SCALE: 2 inches equal 1 mile. Draw plan in ink.

UNRECORDED
RECORDED

APPROVED

Received by	dh	Date	2-28-79
Prelim. check by	<i>AK</i>	Fee	\$35.00 #12928
Received by	dh	Date	2-28-79
Published in	Rtgy Star	Pub. dates	March 8 & 15, 1979
Watermaster recommendation requested on	<i>AK</i>	rec'd.	

Protest filed by	
Copies of protest forwarded by	
Hearing held by	Date
Recommended for	approval
denial	
by	<i>MM</i> 5-5

FOR DEPARTMENT USE ONLY

Norman Chung

Witness my hand this 11 day of May, 1979.

This is to certify that I have examined Application for Transfer of Water Rights No. 31-7087 and said application is hereby APPROVED, subject to the following limitations and conditions:

An access port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

My commission expires 6/15/81

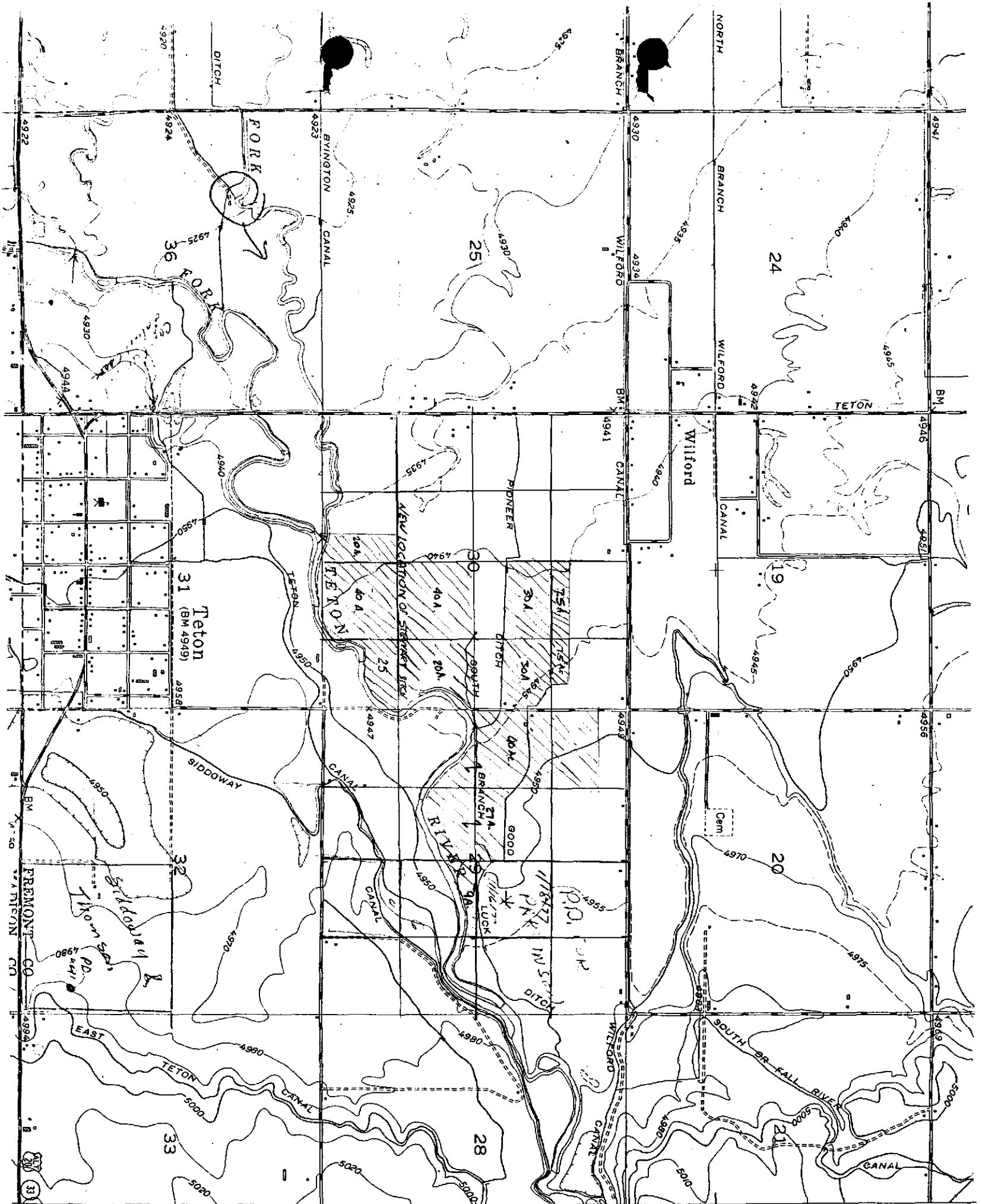
Subscribed and sworn to before me this 28th day of February, 19 79.

William J. Williams
(Signature of applicant)

William J. Williams
(Notary public)

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

3. Remarks Place of use condensed to increase amount of water per acre on two center pivots. A new well under permit 31-7283 is being drilled to irrigate two pivots; one in SW $\frac{1}{4}$, Sec. 28 and the other in the NW $\frac{1}{4}$, Sec. 33.



Sec 29
SE NW 29 A. ROMEIL BARN
NW SE 29 A. REED BACKST
NW NW 29 A. LUCKY LAKES
NE SE 29 A. LUCKY LAKES

Sec 30
SE SE 30 A. LUCKY LAKES
SW SE 30 A. LUCKY LAKES
SE SW 30 A. LUCKY LAKES
NW SE 30 A. LUCKY LAKES
NE SE 30 A. LUCKY LAKES
NW NW 30 A. LUCKY LAKES
NE NW 30 A. LUCKY LAKES
NW NE 30 A. LUCKY LAKES
NE NE 30 A. LUCKY LAKES

Notes indicated by Goodback Canal
prior to Teton Flud. Inverioried
by Steve Korb's
of 1994.

1.7 N.
LE 0.9 MI.
34 MI

NEWDALE 1.4 MI.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31-7087 Priority April 6, 1973 Amount 4.63 cfs

THIS IS TO CERTIFY, that SHAYNE LINDERMAN
of Newdale, Idaho, has complied with the terms and conditions of Permit
No. 31-7087 issued pursuant to Application for Permit dated April 6, 1973,
and has submitted proof to the Department of Water Resources on April 26, 1977,
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 4.63 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
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>4.63</u> cfs and	<u>1206</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 4.63 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
1206 acre feet per year, said waters to be diverted within the NW¹/₄ NW¹/₄, Sec. 28, Twp. 6N,
Rge. 35E, B. M. in the County of Jefferson

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	
6N	35E	21									33.5	33.5	33.5	33.5					134
		28					33.5	33.5	33.5	33.5	33.5	33.5	33.5	33.5					268

Total number of acres irrigated 402

A measuring device of a type approved by this Department shall be 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 12 day of

April, 19 78.

Stephen K. Kline
Director

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

RECEIVED

APR 26 1977 *shjg*
Department of Water Resources
Eastern District Office

I, Demar Bott, hereby assign to Shayne Linderman
of Newdale, Idaho
Address _____

CHECK ONE



All my right, title, and interest in and to Permit No. 31-7087
to appropriate the public waters of the State of Idaho.



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

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this _____ day of _____, 19____.

Demar Bott
Permit Holder

Beverly Bott
Spouse of Permit Holder

State of Idaho)
County of Madison) ss.

On this 25th day of April, 19 77, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that ~~he~~ (she) (they) executed the same.

seal

Thyllis Ann Edwards
Notary Public residing at
Rexburg Idaho

My commission expires:

5-5-78

MICROFILMED

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED**APPLICATION FOR PERMIT**

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

1. Name of applicant DEMAR BOTT and SHAYNE LINDERMAN
 post office address Rexburg, Idaho Rexburg, Idaho
2. Source of water supply subterranean which is a tributary of
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 6 N.,
 Range 35 E. 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 8.4 for irrigation purpose from April 1 to November 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. 8.4 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, mainline, laterals
and sprinklers

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
 capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 350 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 \$ 60,000.00.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
 Range _____ B.M. _____
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered _____

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

Total number of acres to be irrigated 420

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

9. a. Who owns the property at the point of diversion DeMar Bott & Shayne Linderman

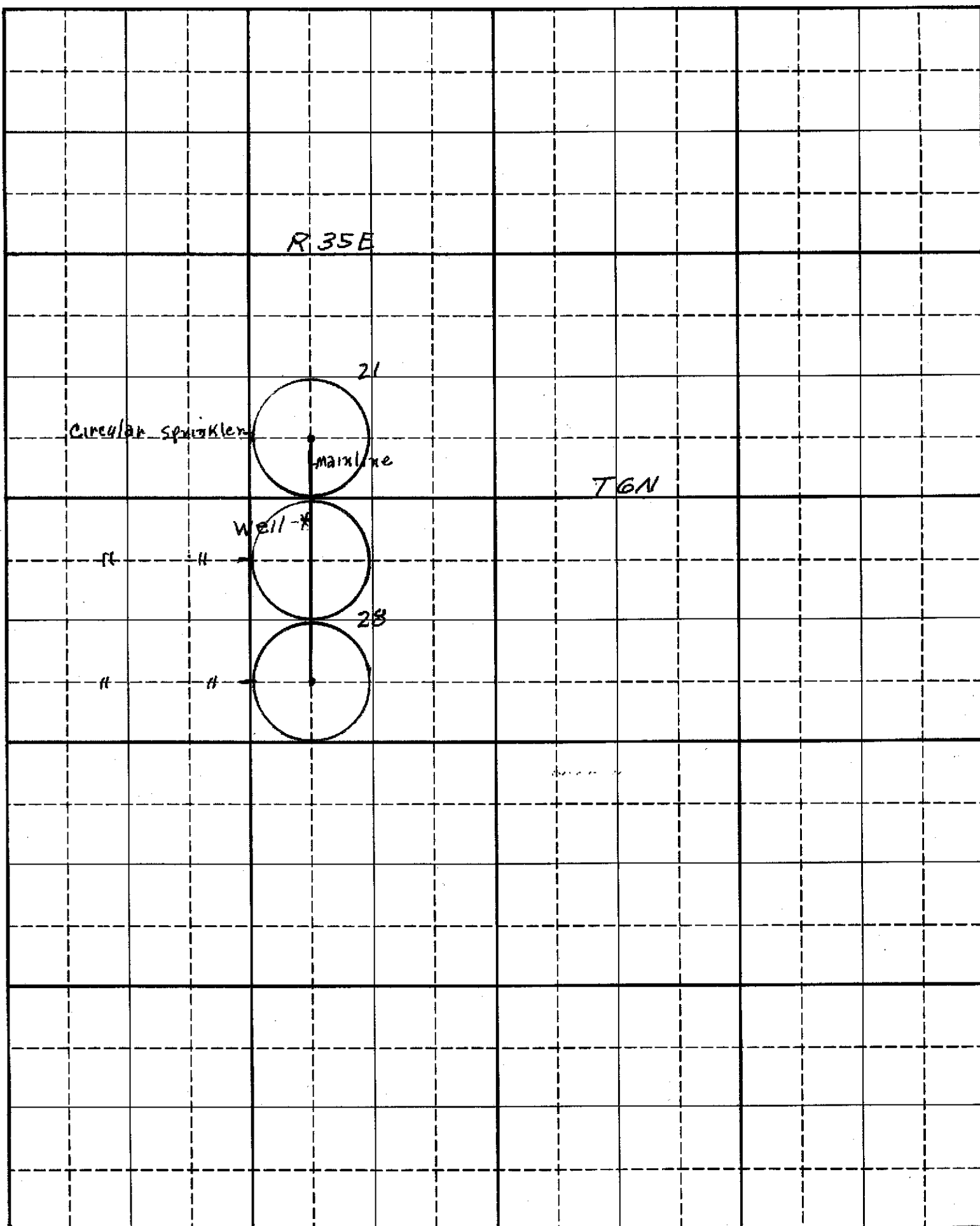
b. Who owns the land to be irrigated or place of use: DeMar Bott & Shayne Linderman

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.

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.

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

DeMar Beth
(Applicant)
Wayne Lindeman

31 7087

Received by Mr. 4-6-73 Date 3/28/73 Time 10:00A
Preliminary check by Mr. 4-6-73 Fee \$ 105.00
Received by Mr. 4-6-73 Date 4-6-73 # 7148
Publication prepared by Mr. 4-6-73 Date 4-6-73
Published in Boyle Publication dates 4-12+19-73
Publication approved NCY Date 5/1/73
Priority reduced to 4/6/73 Reason _____

Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval _____ denial by NCY 4-6-73

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. 31-7087, 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 78.

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 4th day of May, 19 73.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>DWR</u>	<u>3-28-1973</u>	Application No. _____ Name <u>DeMAR Bott & Skayne</u> Lenderman
(2)	<u>D</u>	<u>3-28</u>	Check: ☒ Signature <u>Return fee is not proper</u> ☒ Point of Diversion <u>4/1 to 11/1</u> ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☐ Fee <u>needed \$105.00</u> - <u>Return & Request</u> <u>shorten irrig season</u>
(3)			Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)			In form for advertising _____
(6)			Affidavit of Publication received _____
(7)			Final date for protests _____ Protests received: yes _____ no _____
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)			Critical groundwater area: yes _____ no _____
(11)			Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)			Action recommended: ☐ Approve Priority _____ ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval No conditions for approval
(14)			District _____ By _____ Date _____ Title _____

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>JH</u>	<u>4/6/73</u>	Application No. _____ Name <u>DEMAR Bott & Shane Linderman</u>
(2)	<u>JH</u>	<u>4/6/73</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	<u>JH</u>		Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>JH</u>	<u>4/6/73</u>	In form for advertising <u>yes</u>
(6)	<u>BA</u>	<u>5-01-73</u>	Affidavit of Publication received <u>5-01-73</u>
(7)	<u>"</u>	<u>"</u>	Final date for protests <u>4-30-73</u> Protests received: yes _____ no ☒
(8)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(9)			Located within Water District No. <u>31</u>
(10)			Critical groundwater area: yes _____ no ☒
(11)	<u>JH</u>	<u>4/6/73</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>No change past few years</u> ☐ Increasing (comment) _____
(12)	<u>NCY</u>	<u>4/17/73</u>	Comments: <u>Permit 31-7010 originally covered this land but has been amended to not duplicate.</u>
(13)	<u>JH</u> <u>NCY</u>	<u>4/6/73</u> <u>5/1/73</u>	Action recommended: ☒ Approve ☐ Deny Priority <u>4/6/73</u> Reason for Reduction <u>fee</u> <u>See attached sheet for conditions of approval</u> <u>measuring device</u> <u>No conditions for approval</u>
(14)			District <u>E.</u> By <u>NCY</u> Date <u>5/1/73</u> Title <u>D.</u>

7010 Amended
to 1-1-73

RECEIVED
May 2-1973
Department of Water Administration

Affidavit of Publication
THE RIGBY STAR

RECEIVED

MAY 1 1973

Department of Water Administration
Eastern District Office

STATE OF IDAHO
County of Jefferson

ss.

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

12th day of April, 1973

and the last publication on the

19th day of April, 1973

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 bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 30th

day of April, 1973
(SEAL)

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

My commission expires _____, 19____

Publication Fee: \$ 11.07

MY COMMISSION EXPIRES JULY 15, 1973

FOR WATER PERMIT

Notice is hereby given that Demar Bott and Shayne Linderman, Rexburg, Idaho have on 4/6/73 submitted Application No. 31-7087 for a permit to appropriate 8.4 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 6N, R. 35E, B.M., Jefferson County; to be used from April 1 to November 1 for the irrigation of 420 acres within the SW $\frac{1}{4}$, Sec. 21; W $\frac{1}{2}$, Sec. 28, 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, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before April 30, 1973.

R. KEITH HIGGINSON
Director

Published in _____, Idaho, _____, 1973

31 7087

RECEIVED

MAR 23 1979

Department of Water Resources
Eastern District Office

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,

County of Jefferson

ss

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT**

No. 31-7087

NOTICE IS HEREBY GIVEN that Shayne Linderman, Terreton, Idaho, has applied to the Department of Water Resources for a change in the place of use of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 31-7087 and is recorded as follows:

Amount: 4.63 CFS

Priority: 4/6/1973

Point of Diversion: NW¼NW¼, Sec. 28, T. 6N, R. 35E, B.M., Jefferson County.

The water is used to irrigate 402 acres within the SW¼, Sec. 21, W½, Sec. 28, T. 6N, R. 35E, B.M.

To Be Changed As Follows:

The water will be used for the irrigation of 268 acres within the SW¼, Sec. 21, NW¼, Sec. 28, T. 6N, R. 35E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before March 26, 1979.

/s/ C. Stephen Allred
Director

Published in the The Star, Rigby, Idaho
on March 7 and 14, 1979.

I, Karl Hanosky, do solemnly swear that I am the Publisher 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 publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Seventh day of March, 19 79

and the last publication on the

Fourteenth day of March, 19 79

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.

Karl Hanosky
Publisher

Subscribed in my presence and sworn to before me this Fourteenth day of March, 19 79.
[SEAL]

Ernest M. F. [Signature]
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires 7-15, 19 81

Publication Fee: \$ 13.94

INTER-DEPARTMENT MEMO — 1

DATE April 20, 1979

FROM Jim Johnson *HTJ*

TO File

SUBJECT Proof of Ownership

On 4-4-79 I contacted Jefferson County Assessors Office to confirm ownership of the lands involved in this Transfer. They informed me that it belonged to Sidoway Sheep Company. I then called Mr. Shayne Linderman. He said he would send a copy of the contract of sale. I called again today and was told that her husband had been very busy and had not been able to pick up a copy of the contract of sale yet. She indicated it would be forth coming sometime next week.



SIGNATURE

May 16, 1979

Re: Transfer of Water Right No. 31-7087

Shayne Linderman
Terracon, Idaho 83450

Dear Mr. Linderman:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2300). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SXTON
Chief, Operations Bureau

LGS:jg
Enclosure

1942

1943

1944

1945

1946

1947

1948

1949

1950

1951

1952

Check ownership
with County
Recorder & document
with memo to file.

NOY
4/4/79

This file is
waiting for copy of
contract of sale from
APP. 4/4/79 J.J.

MICROFILMED

WARRANTY DEED

THIS INDENTURE, made this 1st day of April, 1973,
between DEMAR BOTT and BEVERLY BOTT, his wife

of Rexburg, County of Madison, State of Idaho,
the parties of the first part and SHAYNE D. LINDERMAN, a single man of Rexburg,
and SHAYNE T. LINDERMAN and BETTE J. LINDERMAN, his wife

of Newdale,
County of Madison, State of Idaho, the parties of the second part,

WITNESSETH, that the said parties of the first part, for and in consideration of the sum of
Ten and No/100 Dollars
lawful money of the United States of America and other valuable consideration,
to them in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged,
have granted, bargained, sold, and by these presents, do grant, bargain, sell and convey and confirm unto
the said parties of the second part, and to their heirs and assigns, forever, all the following described
real estate, situated in the County of Jefferson,
State of Idaho, to-wit:

---An undivided one-half interest in and to the following:

The W $\frac{1}{2}$ and the NE $\frac{1}{4}$ of Sec. 21, the W $\frac{1}{2}$ of Sec. 28,
the E $\frac{1}{2}$ of Sec. 29, the N $\frac{1}{2}$ of Sec. 32, the NW $\frac{1}{4}$ of
Sec. 33, all in Twp. 6 N., Rge. 35 E.B.M.

Together with an undivided one-half interest in and
to the following irrigation system:

5 circle moves on 5 160 acre units, and 1 hand move
on 100 acres
5 more units to be developed with wheel moves
1 well with 350 HP motor with 235' lift
1 well with 250 HP motor with 100' lift
1 well with 125 HP motor with 235' lift

Subject to Easements of record or in existence for
roads, streets, ditches, canals, pipelines and utilties.

Together with any and all water and water rights,
licenses, and permits and all other water rights.---

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belong-
ing or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues
and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity
of the said parties of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together
with the appurtenances unto the parties of the second part, and to their heirs and assigns forever.
And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable
possession of the said parties of the second part, their heirs and assigns, against the said parties
of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully
claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands
and seals the day and year first above written.

Executed and Delivered in the Presence of

De Mar Bott
Beverly Bott

[SEAL]

[SEAL]

[SEAL]

[SEAL]

THIS INDENTURE, made this 20th day of April, 1967,
between SIDDOWAY SHEEP COMPANY, a partnership

of St. Anthony, County of Fremont, State of Idaho,
the part y of the first part and SHAYNE LINDERMAN and BETTE LINDERMAN, husband
and wife, and DEMAR BOTT and BEVERLY BOTT, husband and wife,

of Rexburg,
County of Fremont, State of Idaho, the parties of the second part,

WITNESSETH, that the said part y of the first part, for and in consideration of the sum of
Ten and no/100 - - - - - Dollars
lawful money of the United States of America and other valuable considerations
to have in hand paid by the part ies of the second part, the receipt whereof is hereby acknowledged,
has granted, bargained, sold, and by these presents, does grant, bargain, sell and convey and confirm unto
the said part ies of the second part, and to their heirs and assigns, forever, all the following described
real estate, situated in _____, County of Jefferson,
State of Idaho, to-wit:

West Half and Northeast Quarter of Section 21; West
Half of Section 28, East Half of Section 29; North
Half of Section 32; Northwest Quarter of Section 33,
all in Township 6 North, Range 35 East, Boise Meri-
dian, Jefferson County, Idaho, being 1600 acres,
more or less.

PLATTED BY
REED D. NORD, County Assessor
By [Signature] Deputy

Microfilm No. 189325
2 Day Dec. 1977
At 11:25 A.M. a M.
Robert J. Barnes
2.00 kls
Shane Linderman

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belong-
ing or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues
and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity
of the said part of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together
with the appurtenances unto the part ies of the second part, and to their heirs and assigns forever.
And the said part y of the first part, and its heirs, the said premises in the quiet and peaceable
possession of the said part ies of the second part, their heirs and assigns, against the said part y
of the first part, and its heirs, and against all and every person and persons whomsoever, lawfully
claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said part y of the first part has hereunto set its hand
and seal the day and year first above written.

Executed and Delivered in the Presence of

SIDDOWAY SHEEP COMPANY, a partnership

R. K. Siddoway [SEAL]

J. C. Siddoway [SEAL]

L. T. Siddoway [SEAL]

Thomas R. Siddoway [SEAL]

Ernest R. Siddoway (Seal)

March 2, 1979

The Rigby Star
P. O. Box 37
Rigby, Idaho 83442

Re: Amendment No. 31-7087 - Linderman
Transfer No. 31-7087 - "

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,

RONALD D. CARLSON
Supervisor
Eastern Region

Bill submitted 3-27-79 by dh

RDC:dh

Enclosures: 2 legal notices

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 31-7087

Notice is hereby given that Shayne Linderman, Terreton, Idaho, has applied to the Department of Water Resources for a change in the place of use of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 31-7087 and is recorded as follows:

Amount: 4.63 c.f.s. Priority: 4/6/1973

Point of Diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 6N, R. 35E, B.M.,
Jefferson County

The water is used to irrigate 402 acres within the SW $\frac{1}{4}$,
Sec. 21, W $\frac{1}{2}$, Sec. 28, T. 6N, R. 35E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be used for the irrigation of 268 acres within the
SW $\frac{1}{4}$, Sec. 21, NW $\frac{1}{4}$, Sec. 28, T. 6N, R. 35E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before March 26, 1979.

C. STEPHEN ALLRED
Director

Published in the Rigby Star, Rigby, Idaho on March 8 & 15, 1979.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Steve M.

1. Right number 31-7087 Applicant Shayne Linderman

2. Type of right: ☐ Decree ☒ License ☐ Claim

3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____

4. Check:

✓a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use

✓b. ☒ Description of original point of diversion.

✓c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

a. ☐ All of right.

✓b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

N/A c. ☒ Check description of point(s) of diversion.

d. ☒ Check description of place of use. - Reduce ac from 402 ac to 268 ac

N/A e. ☒ Check map (shows p.d. and p.u. after transfer).

f. ☒ Check for correct signature, notarization, and fee.

N/A g. ☒ Check proof of ownership of right &/or land from which water is transferred.

✓h. ☒ Check for expansion in use of right. Comments No Expansion

268 ac x 0.02 cfs/ac = 5.36 cfs lic is for 4.63 cfs - No expansion

N/A i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) New permit to replace land in SW 1/4 S. 28 31-7283

j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? N/A

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N/A Received on _____

✓2. Is transfer published correctly? ☒ Yes ☐ No

✓3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

✓1. ☒ Approve

2. ☐ Deny

3. Conditions* Access Port. ok J.J.

4. By Ernest Carlson Date 3/27/79

✓ J.J. 4/2/79

* All uses within Watermaster Districts require special conditions.

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

April 13, 1978

Re: Permit No. 31-7087

Shayne Linderman
Newdale,
Idaho 83436

Dear Mr. Linderman:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

7/11/78
JAN GROVER



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 22, 1978

Re: Permit No. 31-7087

Shayne Linderman
Newdale, Idaho
83436

Dear Mr. Linderman:

A representative of this Department made an examination of the works covered by your Permit No. 31-7087 on July 29, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 4.63 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1,206 acre feet per
year.

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 6N, Rge. 35E, B.M.

Beneficial use: Irrigation of 402 acres within the SW $\frac{1}{4}$, Sec. 21; NW $\frac{1}{4}$ and
SW $\frac{1}{4}$, Sec. 28; Twp. 6N, Rge. 35E, B.M.

Priority date established: April 6, 1973

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/kw

APR 1977

1. Name of permit holder Shayne Linderman Department Water Resources
Post office address Newdale, Idaho 83436 Phone Eastern District Office
Person to contact _____ Phone _____

3. Water will be used for the following purposes:

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 8.40 cubic feet per second and annual volume _____ AF/Annum.

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

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

Other Points of Diversions: _____

Description of diverting works: well pump mainline and 3 center pivot sprinklers, 350 hp mtrs.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

425

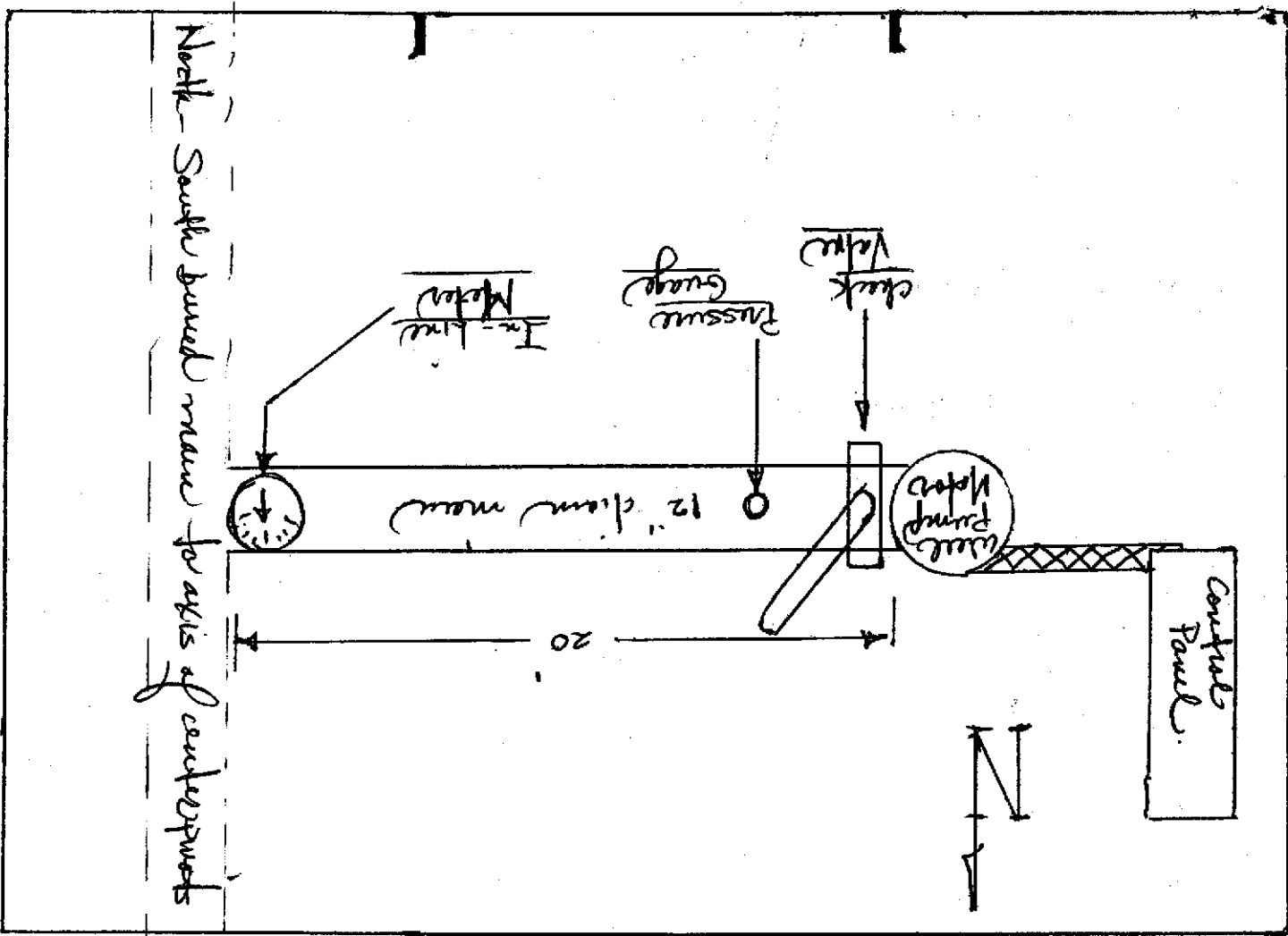
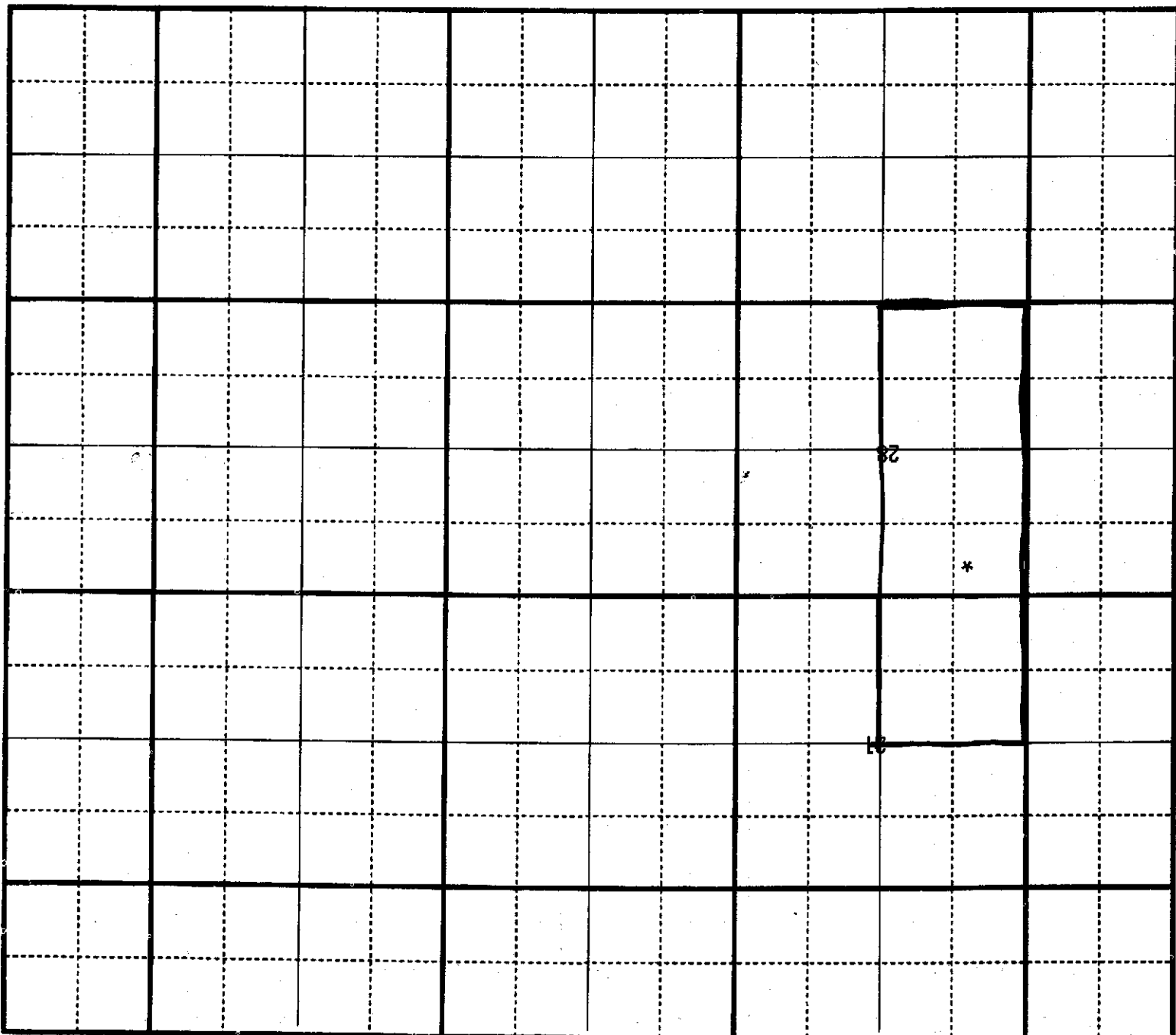


Diagram of System



Borrow Pit

4785

Range 35E

Well

4785

Shayne
Lyndman

31-7087

Point of
Division

33.5 33.5
33.5 33.5

33.5 33.5
33.5 33.5

33.5 33.5
33.5 33.5

Townships
6N

29

Shelby
Shoop Co. Inc.

4790

4792

Shayne
Lyndman

ARK

11/29/77

Well
4794

SECOND

Well
4791

DWSLEY

4790

50'
4854

4853

4852
3571 IV SW
(TERRETON)

4851

6 N.

DATE OF EXAM 7/29/77

ACREAGE
Found 402 ac
Recommended 402 ac

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 4.63 cfs V = 1206 AF/Ann. from April 1 to Nov
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: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Exchange? yes no X

Name source exchanged with: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Point of injection: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Point of exchange: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Total Q measured 4.63 cfs Method of measurement In line Meter
Total Q recommended 4.63 cfs Meter No. 77-12-2012 Type Coronet Condition good
Total V recommended 1206 AF/Ann

Recommended Amendments:

P.D.
Place of Use
Other
None

MEASUREMENT CALCULATION:

Measured: .01 AF in 94 sec, .01 AF = 435.6 cu ft
 $435.6 \div 94 = 4.63$ cfs
 $V = 402 \times 3 = 1206$ AF/Ann $215 \times 1.9835 \times 4.63 = 1974.48$ AF/Ann
ARR 7/29/77

SYSTEM DESCRIPTION:

(Groundwater) is diverted by a 350 H.P., 3ph U.S.
Electrical motor #1507P S/X - CC1008828
#1 (vertical) turbine pump no ID #5
Area irrigated by 3 old valley center pivot
sprinklers. Each having a 1350 watering radius

REMARKS: System shown & described by Shyne
Linderman

Examiner's Signature Anthony J. Kozlowski Date 7/29/77

Checked by Ernest Carlson Date 01-03-78

Approved by Date

June 6, 1977

Re: Permit No. 31-7087

Shayne Linderman
Newdale, Idaho
83436

Dear Mr. Linderman:

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, 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 examination, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr

MICROFILMED

APR 26 1977
Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 317087

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Shayne Linderman
b) Post Office Address Newdale, Idaho
2. Permit Number 317087
3. Date of Priority that you are prepared to establish 4/6/73
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: N.W. ¼ N.W. ¼, Section 28
Township 6 N., Range 35 E. Boise Meridian, Other points of diversion:
Jefferson County
5. a) The amount of water and use to which the water has been applied:
Amount 8.4 for irrigation purposes from 4/1 to 11/1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 8.4 cfs 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: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) well pump main line and 3 center pivot sprinklers
350 H.P. U.S. Motors
b) Describe the type and size of measuring device which you have installed at your point of diversion: in-line meter
c) Give well driller's name and address and the date the well was completed: unknown
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

MICROFILMED

Exam typed

4/11/77 BY [Signature]

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6 N.	35	E 21									35	35	35	35					140
6 N.	35	E 28					35	35	35	35	35	35	35	35					280

Total number of acres irrigated 420

10. Remarks: _____

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

4-25-77 (Date) Shayne Lindeman (Signature)

State of Idaho)
) ss.
 County of Madison)

On this 25th day of April, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Thyllis Ann Edwards
 Notary Public residing at Peyburg, Idaho

My commission expires 5-5-78



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

May 2, 1977

Re: Permit No's. 31-7087, 31-7004 & 31-7010

Shayne Linderman
Newdale, Idaho
83436

Dear Mr. Linderman:

We acknowledge receipt of the assignments conveying the above referenced permits to your name only. The assignments have been entered into the Department's records.

Sincerely,

JAN GROVER
Water Rights Supr.

JG:JFR

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

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

May 8, 1973

Re: Permit No. 31-7087

Demar Bott
Rexburg,
Idaho 83440

Dear Mr. Bott:

Enclosed is a copy of your approved Application for Permit No. 31-7087. We direct your attention to the conditions of approval as listed on the fourth page.

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

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

31 7087

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

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

May 8, 1973

Re: Permit No. 31-7087

Shayne Linderman
Rexburg,
Idaho 83440

Dear Mr. Linderman:

Enclosed is a copy of your approved Application for Permit No. 31-7087. We direct your attention to the conditions of approval as listed on the fourth page.

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

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

31 7087

April 6, 1973

Re: Application No. 31-7087 - Demar Bott & Shayne Linderman

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

NCY:BA
Enc: Legal notice

Bill submitted 5-01-73 by BA

31 7087

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Demar Bott and Shayne Linderman, Rexburg,

Idaho

has on 4/6/73 submitted Application No. 31-7087

for a permit to appropriate 8.4 cubic feet per second ~~XXXXXX~~

of water from a ground-water source

by means of well and pump

within the NW₁ NW₄, Sec. 28, T. 6N, R. 35E, B.M., Jefferson County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 420 acres

within the SW₁, Sec. 21; W₁, Sec. 28, 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, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before April 30, 1973.

R. KEITH HIGGINSON

Director

NCY

Published in the Rigby Star, Rigby, Idaho

on April 12 and April 19, 1973.

31 7087

April 6, 1973

Mr. Ray W. Rigby
Rigby & Thatcher
Attorneys-at-Law
P.O. Box 437
Rexburg, ID 83440

Dear Mr. Rigby:

Attached herewith is departmental receipt No. 7148 in the amount of \$105.00 for the application for permit you submitted on behalf of Demar Bott and Shayne Linderman.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Attachment

31 7087

RIGBY & THATCHER
ATTORNEYS AT LAW
25 NORTH SECOND EAST
P. O. BOX 437
REXBURG, IDAHO 83440

April 4, 1973

RAY W. RIGBY
GORDON S. THATCHER
G. NICH ANDRUS

RECEIVED

APR 6 1973

Department of Water Administration
Eastern District Office
TELEPHONE
356-3033
AREA CODE 208

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

Dear Mr. Young:

We enclose herewith an Application for Permit on behalf of Demar Bott and Shayne Linderman together with our check for \$105.00.

Yours very truly,

Ray W. Rigby
of RIGBY & THATCHER

RWR/lh

Enclosures - check

31 7087

April 2, 1973

Mr. Ray W. Rigby
Rigby and Thatcher
Attorneys at Law
Box 362
Rexburg, ID 83440

Dear Mr. Rigby:

We are returning the application for permit filed by you on behalf of Demar Bott and Shayne Linderman, and check No. 92-80 in the amount of \$60.

The fees for appropriate water were increased by the 1969 Legislative Session. The fee for 8.4 c.f.s. is \$105.

In Item 4, the irrigation season for the Upper Snake area is normally considered to be April 1 to November 1. If the longer irrigation season requested on the application is actually necessary, please provide us with a written justification. If the longer season is not needed, please reduce it to the April 1 to November 1 period.

Please return the application with the required filing fee to this office for processing.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:Ba

Enc: check #92-80 (\$60)
app/per

31 7087

INTER-DEPARTMENT MEMO — 1

DATE March 29, 1973

FROM E. J.

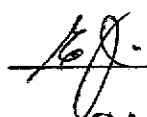
TO NORM

SUBJECT Demar Bott and Shayne Linderme
Department of Water Administration
Eastern District Office

RECEIVED

APR 2 1973

Enclosed is the above subject application and Ray Rigby's check No. 92-80 in the amount of \$60.00. They failed to submit the correct fee.


SIGNATURE

31 7087