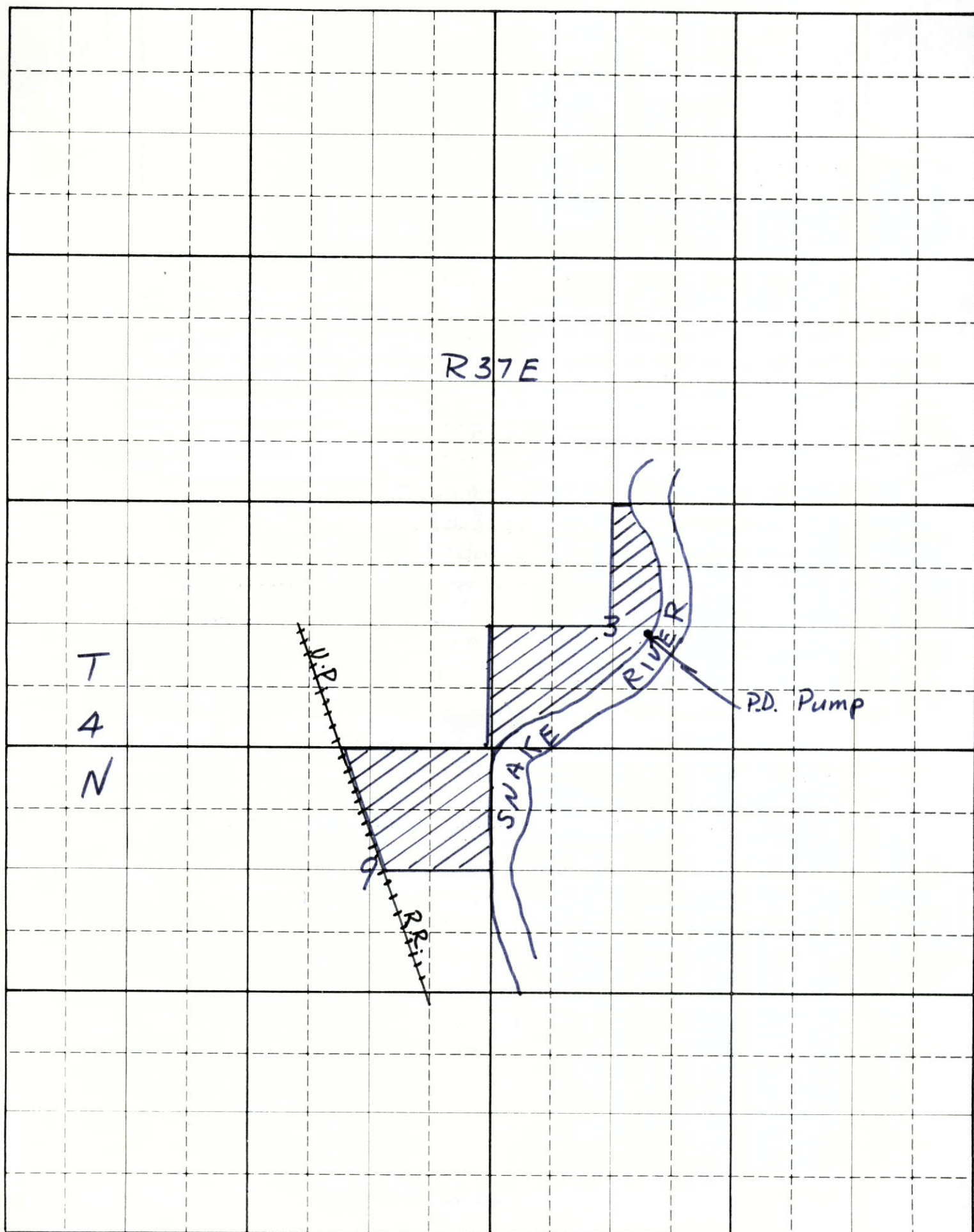


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Burdick Lomchuk
(Applicant)

Affidavit of Publication

RECEIVED

THE RIGBY STAR

APR 3 1978

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER PERMIT

NOTICE IS HEREBY GIVEN that Burleigh Tomchak, Roberts, Idaho has on 3-14-78 submitted Application No. 01-7017 for a permit to appropriate 6.96 cubic feet per second of water from the Snake River tributary to Columbia River by means of pump and pipeline within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 4N, R. 37E, B.M., Jefferson County; to be used from Apr. 1 to Nov. 1 for the irrigation of 348 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 4N, R. 37E, 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 Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before April 10, 1978.

C. Stephen Allred
Director

Published in The Star, Rigby, Idaho on March 23 and 30, 1978.

STATE OF IDAHO,

County of Jefferson

ss

I, Russell Jones, do solemnly swear that I am the Editor 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

Twenty-Third day of March, 19 78

and the last publication on the

Thirtieth day of March, 19 78

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.

Russell Jones
Editor

Subscribed in my presence and sworn to before me this Thirtieth day of March, 19 78.

[SEAL]

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

My commission expires Non-Exper, 19

Publication Fee: \$ 12.09

RECORDED

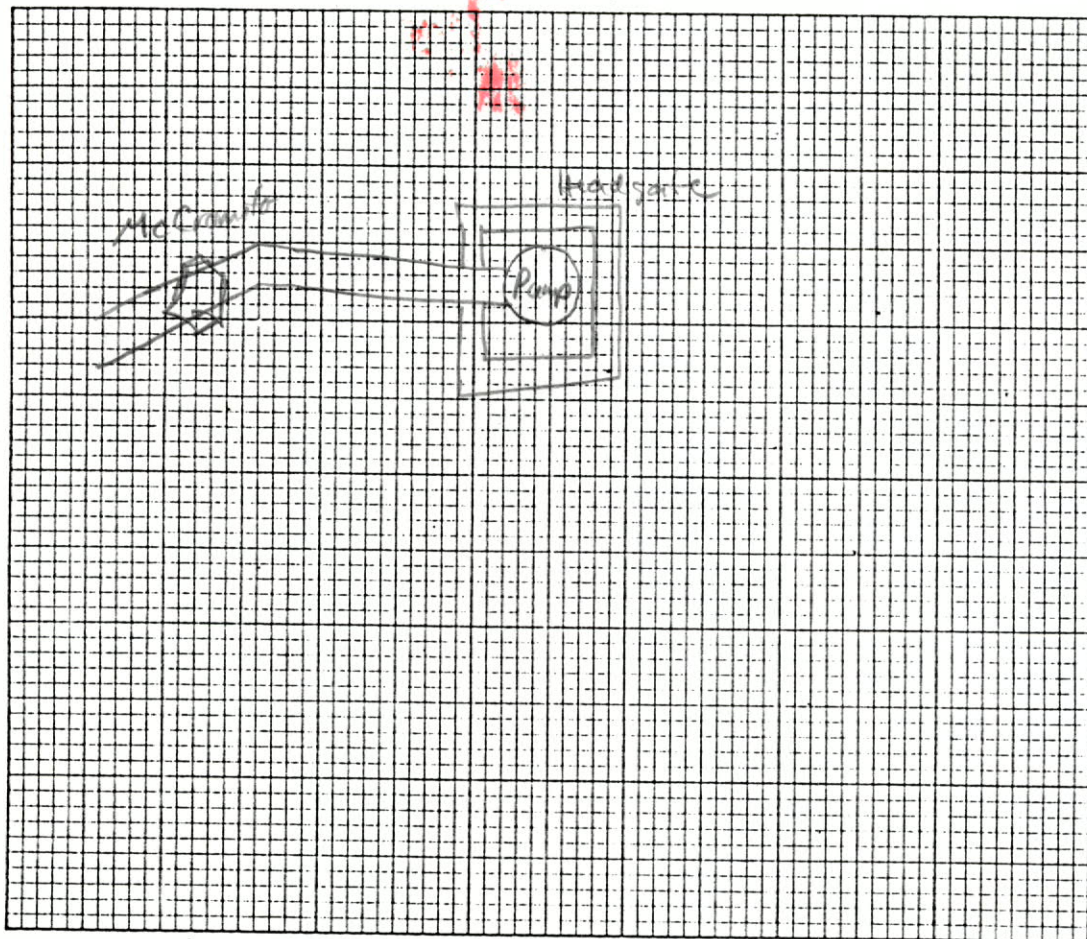
10. Other water rights on these lands

01-0302 ; 35-7720 (permit)

11. Other water right diverted from same p.d.

None

12. Diversion and Delivery System Diagram: Indicate all major components and distances between components. Indicate ditch size/pipe I.D. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature

Kerth C. Wilson

Date *31 July 1985*

Consultant's License Number

IDWR Director's Authorization to Conduct

Beneficial Use Examination

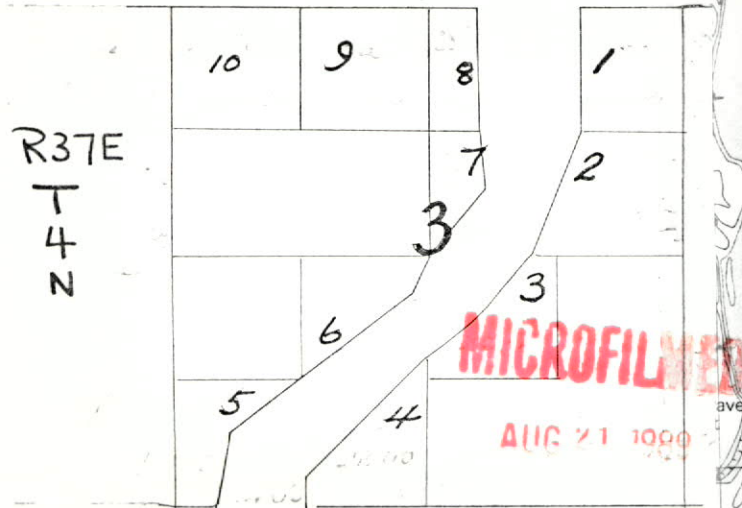
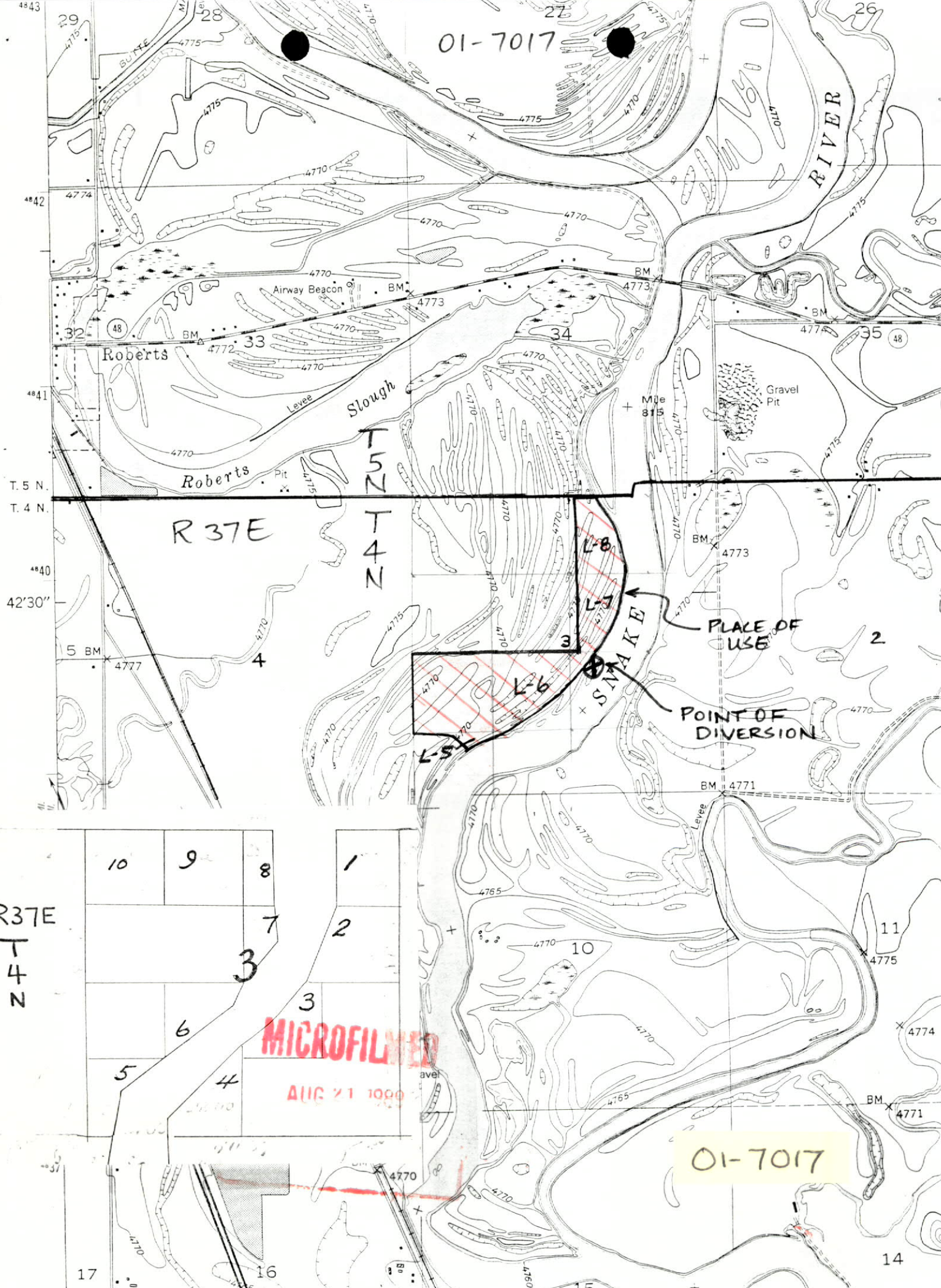
Date

MICROFILMED

AUG 21 1989

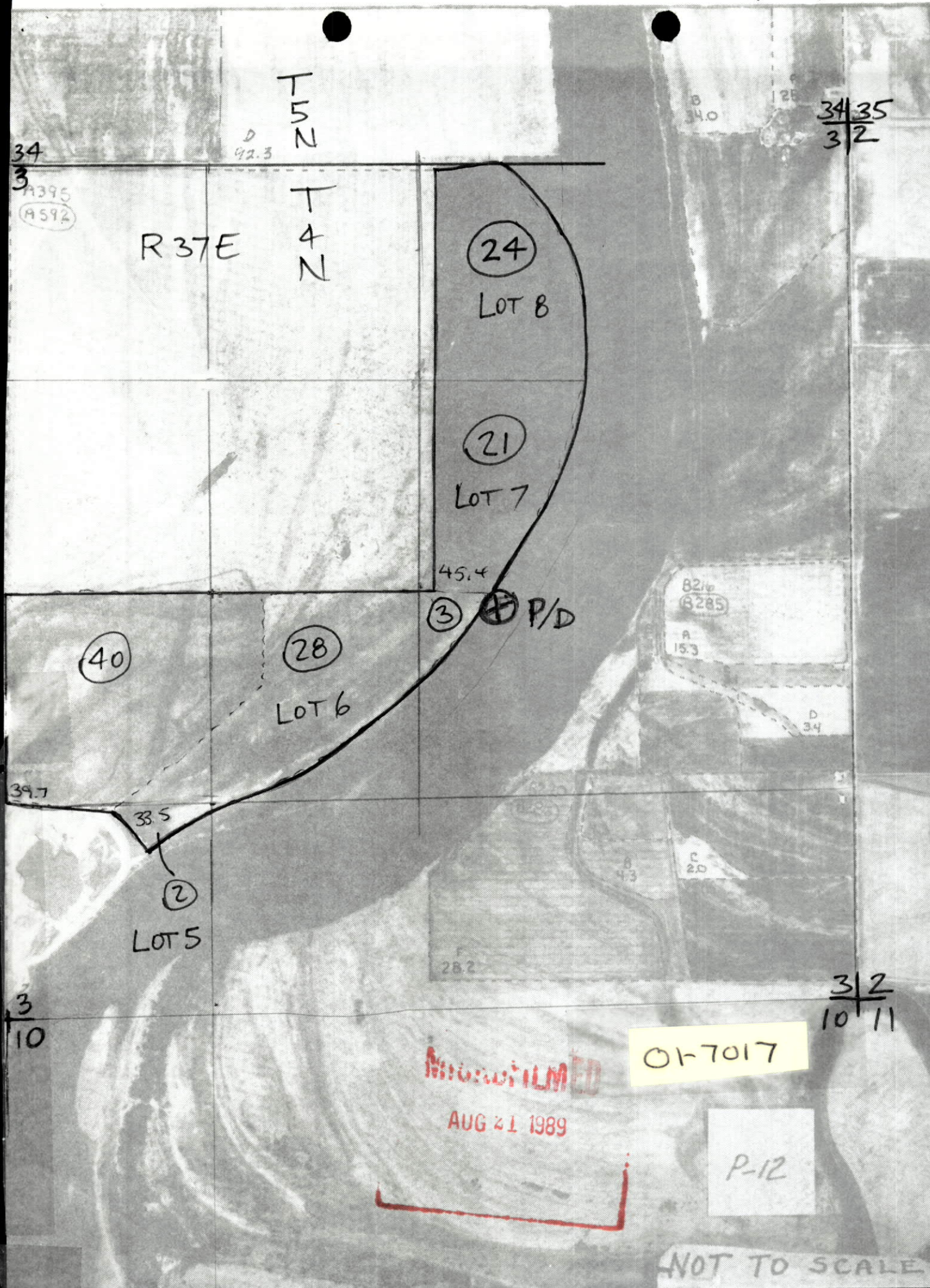
CONSULTANT SEAL

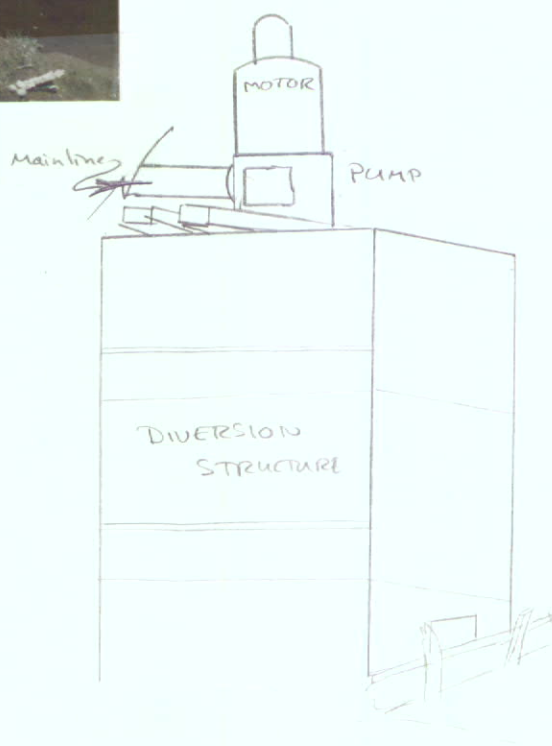
01-7017



01-7017

01-7017





UNCLASSIFIED

AUG 21 1989

01-7017

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 01-07017

Priority: March 14, 1978 Maximum Diversion Rate: 2.00 CFS
Maximum Diversion Volume:¹ 413.0 AF

This is to certify, that BURLEIGH TOMCHAK
ROBERTS, ID 83444 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated March 14, 1978; and
has submitted Proof of Beneficial Use on March 8, 1983. An examination indicates
that the works have a diversion capacity of 2.000 cfs of water from:

SNAKE RIVER tributary to COLUMBIA RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	2.00 CFS	413.0 AF

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 3, Township 04N, Range 37E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	37E	3	LOT 8(NWNE) 24	LOT 7(SWNE) 21	LOT 6(NESW) 28	
			NWSW 40	LOT 5(SWSW) 2	NWSE 3	118

Total number of acres irrigated: 118

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The right to use water confirmed by this license is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The right holder must obtain adequate supplemental water for the irrigation season that natural flow is not available.
6. Use of water under this water right is subject to control by the watermaster of State Water District No. 01

RECORDED

AUG 21 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 01-07017

CONDITIONS/REMARKS:

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 5TH
day of AUGUST, 1989.

Acting for Norman C Young
R. Keith Higginson, Director

MICROFILMED

AUG 21 1989

Identification No. _____

Application No. 01 7017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Burleigh Tomchak Phone: 228-6871
post office address Roberts, Idaho 83444
2. Source of water supply Snake River which is a tributary of Columbia River
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 3 Township 4N
Range 37E - 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 6.96 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. 6.96 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 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 _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ existing
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: _____

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JAN 10 1971
IDAHO DEPT. OF WATER RESOURCES

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	
4N	37E	3		20	30						40	40	30	5		10			175
		9	40	40	38	40	15												173

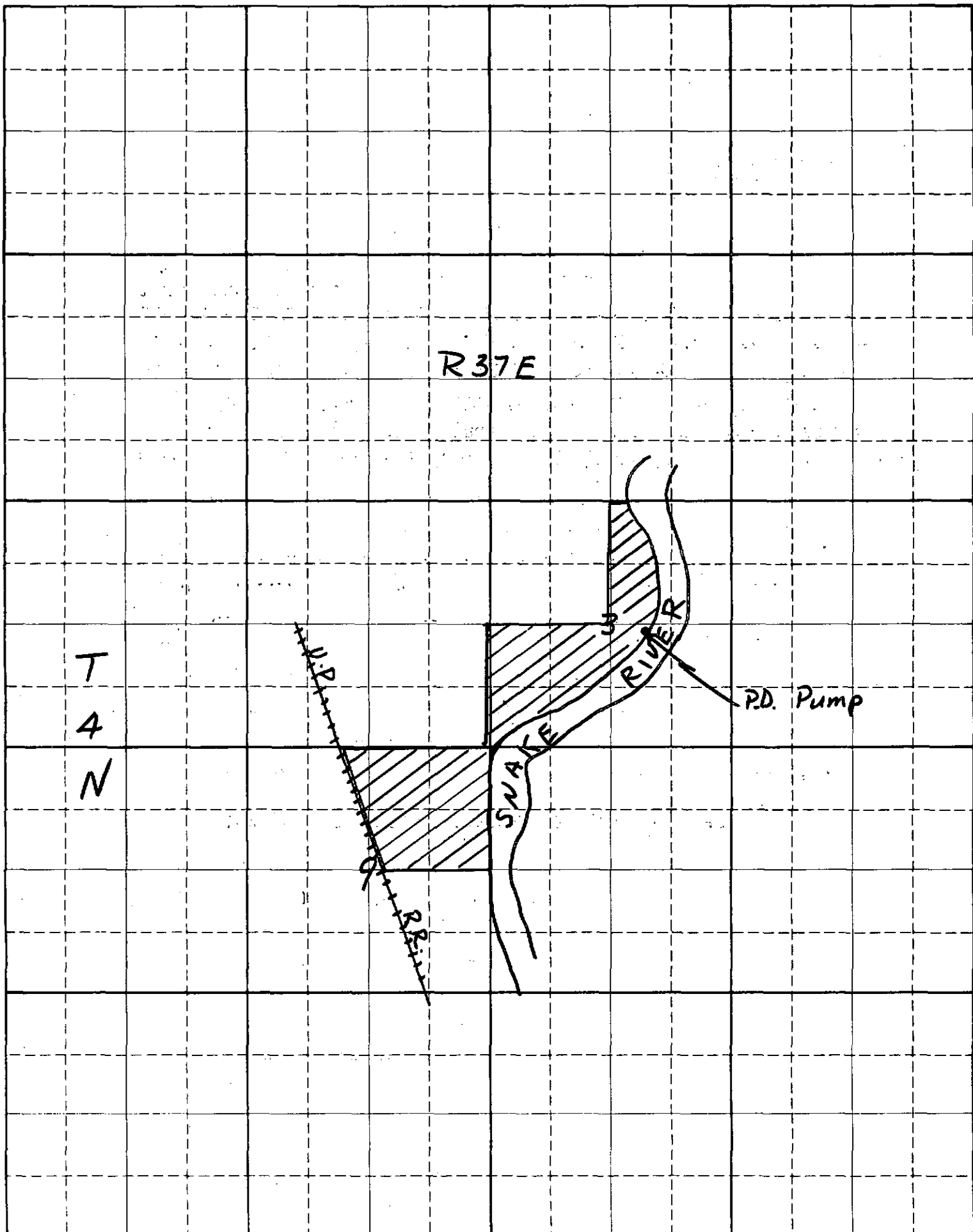
Total number of acres to be irrigated 348

c. Describe any other water rights used for the same purposes as described above.
Permit No. 35-7720

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 The well drilled under 35-7720 did not produce enough water to irrigate.

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.

Burleigh L. Tomchak
(Applicant)

Proposed Priority 3/14/78

Received by CW Date 3-14-78 Time 11:15A.
Preliminary check by JW Fee \$ 85.00
Receipted by CW Date 3-14-78 #9874
Publication prepared by CW Date 3-14-78
Published in Highway Star
Publication dates Mar. 23 & 30 - 1978
Publication approved me Date April 4, 1978
Priority reduced to _____ Reason _____

Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 01-7017, 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, 1983.

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

Use of water under this permit is subject to the control by the watermaster of State Water District No. 01, Snake River.

The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Use of water under this permit is contingent upon the permit holder obtaining an alternate supply of water for the irrigation season.

Witness my hand this 25th day of May 19 78.

Roman C. Young
Administrator

Affidavit of Publication

RECEIVED

THE RIGBY STAR

APR 8 1978

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER PERMIT

NOTICE IS HEREBY GIVEN that Burleigh Tomchak, Roberts, Idaho has on 3-14-78 submitted Application No. 01-7017 for a permit to appropriate 6.96 cubic feet per second of water from the Snake River tributary to Columbia River by means of pump and pipeline within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 4N, R. 37E, B.M., Jefferson County; to be used from Apr. 1 to Nov. 1 for the Irrigation of 348 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 4N, R. 37E, 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 Resources, 1515 Lincoln Road, Idaho Falls, Idaho; 83401 on or before April 10, 1978.

C. Stephen Alfred
Director

Published in The Star, Rigby, Idaho on March 23 and 30, 1978.

STATE OF IDAHO,

County of Jefferson

ss

I, Russell Jones, do solemnly swear that I am the Editor 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

Twenty-Third day of March, 19 78

and the last publication on the

Thirtieth day of March, 19 78

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.

Russell Jones
Editor

Subscribed in my presence and sworn to before me this Thirtieth day of March, 19 78.
[SEAL]

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

My commission expires Non-Exper, 19 78

Publication Fee: \$ 12.09

RECEIVED
MAR 23 1978
RIGBY, IDAHO

August 9, 1989

BURLEIGH TOMCHAK
ROBERTS, ID 83444

RE: PERMIT NO. 01-07017

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

AUG 21 1989

March 20, 1989

BURLEIGH TOMCHAK
ROBERTS, ID 83444

RE: PERMIT NO. 01-07017

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MINIMUM 1440

AUG 21 1989

POINT OF DIVERSION OVER

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
0107017	04N	37E	3	NW SE		SNAKE RIVER	TOMCHAK, BURLE
NO MATCHES FOR THIS POD							

RECEIVED

AUG 21 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Permit No. 01-7017
Phone No. 228-6871

1. Owner: Burleigh Tomchok Phone No. 228-6871
Current Address: Roberts, Id 83444
2. Accompanied by: Brian Tomchok EXAM. DATE: 31 July 1980
Address: SAME Phone No. _____
Relationship to Permit Holder: SON
3. Source: Snake River tributary to Columbia

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
River	U.S. Motor	50	R6232-02-130	Byron-	77150693
			R2109453	Jackson	

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement, indicate pressure, number of sprinklers, etc.):
Headgate pump mainline to 3-1/4 mile lines

6.	Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Cal. b. Date
		Tolliza	McCrumb		75-8-484	8"	

7. Measurements 900 gpm ☐ Additional data/computation sheets attached
25³/₁₆" circ discharge

- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

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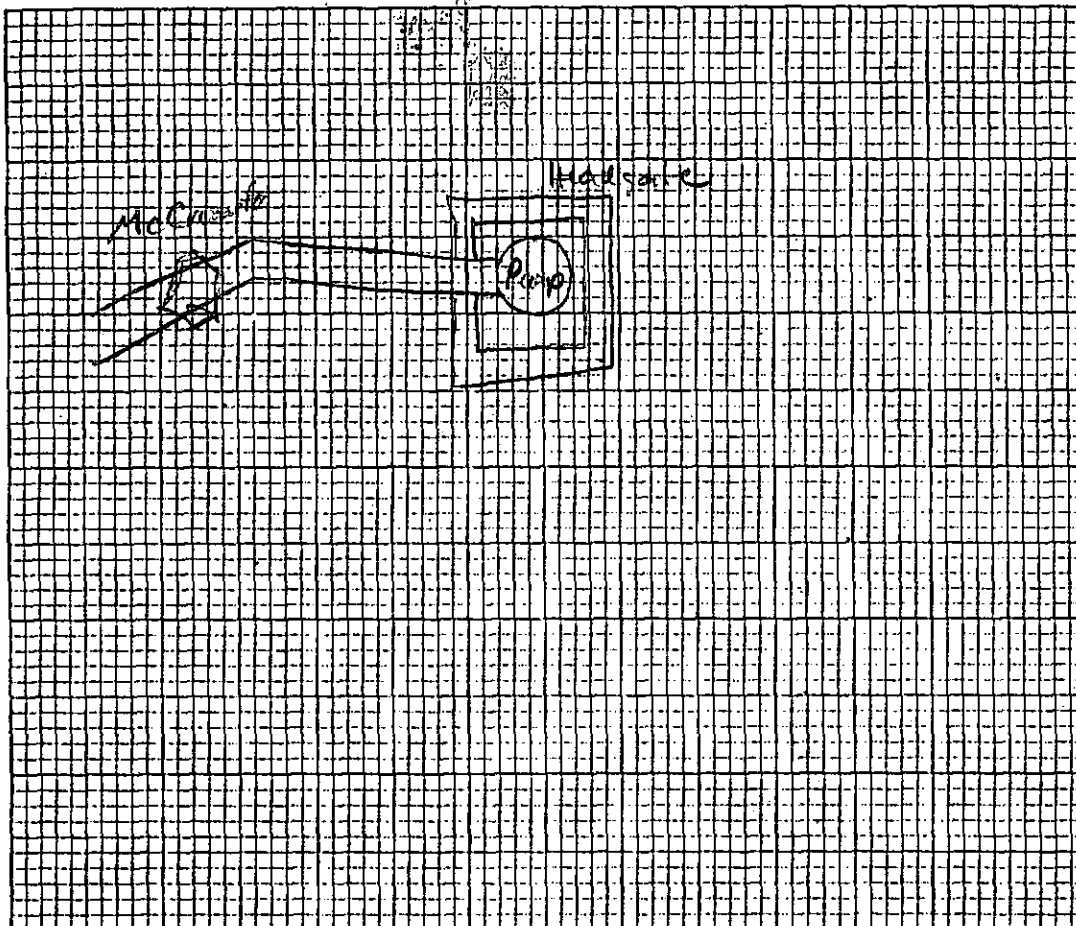
- [illegible]

Department of Water Resources

JUN 2 1986

DECEMBER 5 1986

10. Other water rights on these lands 01-0302; 35-7720 (permit)
11. Other water right diverted from same p.d. None
12. Diversion and Delivery System Diagram: Indicate all major components and distances between components. Indicate ditch size/pipe I.D. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature Keith C. Wilson

Date 31 July 1985

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date _____

CONSULTANT SEAL

AUG 21 1989

MICROFILMED

01-7017

RIVER

Roberts

Airway Beacon

Gravel Pit

R 37E

T 5 N
T 4 N

PLACE OF USE

POINT OF DIVERSION

Snake

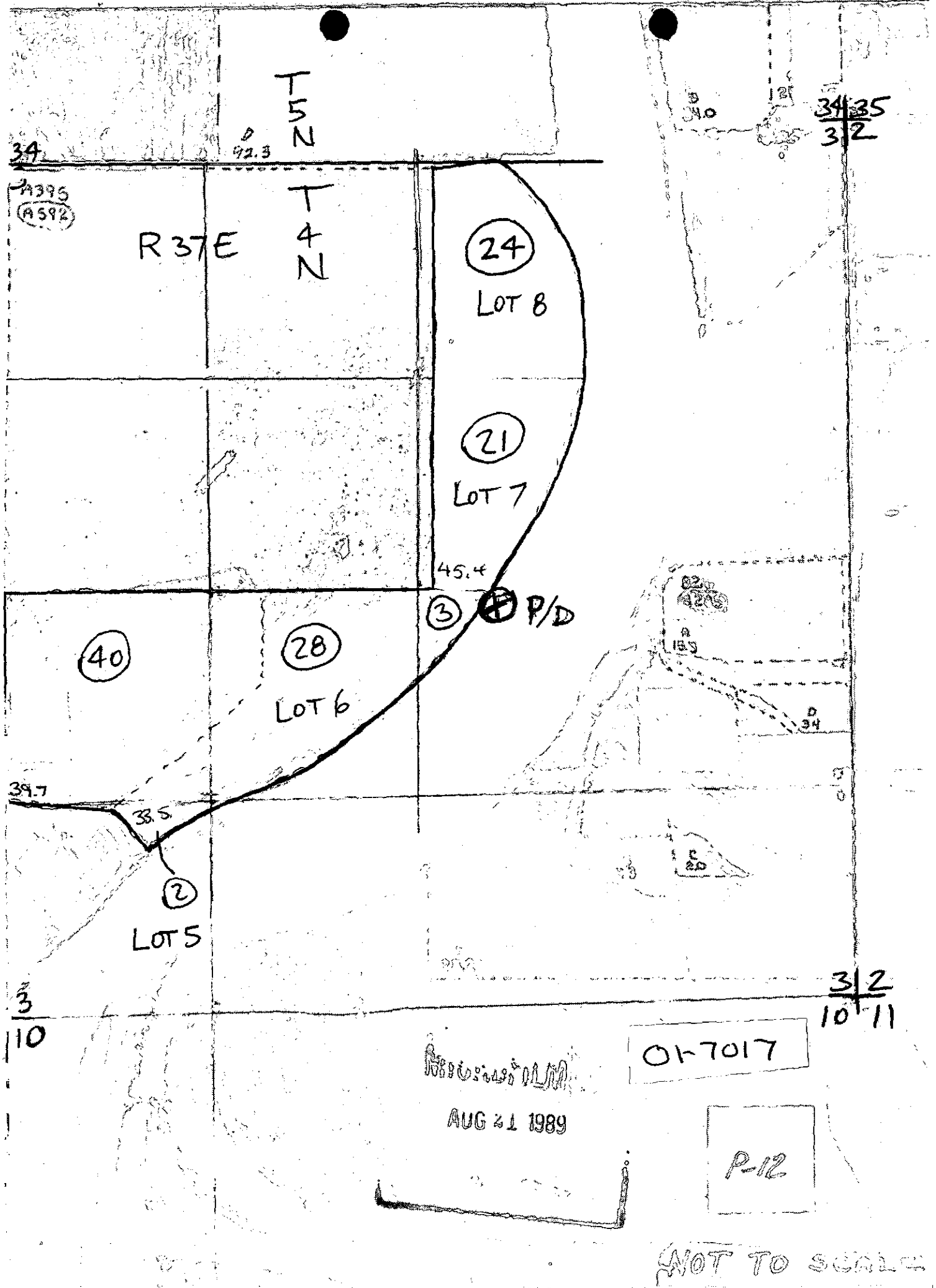
R 37E
T 4 N

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AUG 21 1990

01-7017

01-7017



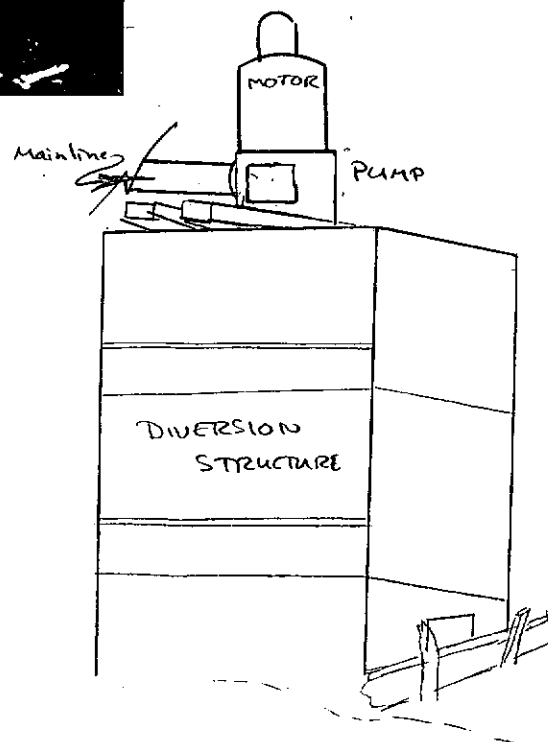
W. J. WILSON

AUG 21 1989

01-7017

P-12

NOT TO SCALE



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AUG 21 1989

01-7017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

JUN 2 1986

01-7017
Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

FLOW MEASUREMENT FROM MCROMETER TOTALIZING METER

$$Q = 900 \text{ gpm} = 2.00 \text{ cfs}$$

$$0.02 \text{ cfs/ac} \times 118 \text{ ac} = 2.36 \text{ cfs}$$

Limited by capacity of the system

Recommend licensing for 2.00 cfs

b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 118 \text{ ac} \times 3.5 = 413$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.00 \times 214 \times 1.9835 = 848.9$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 413.0 \text{ afa}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: 35-7720 (Permit)

b) Other water rights with same point of diversion: None

c) Analysis:

R01
R04
R05
R18

Aug 21 1986

AUG 21 1986

1990

60-90000-7000-1

6/1/12

ary to Columbian

2:00 p.m.

2.00 cts

10

Bce	
-----	--

Total Acres _____

AUG 21 1989

☒ None☐ Other _____

Date 28 May 1986

Date 5-30-86

Date 11/11/2011



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

A. Kenneth Dunn
Director

March 23, 1983

Burleigh Tomchak
Roberts,
Idaho 83444

RE: Permit No. 01-7017

Dear Sir:

We acknowledge receipt of your statement 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.

_____ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

 X A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

KEITH C. WILSON
Sr. Resource Agent

KCH:cw

MICROFILMED

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 61-7017.

Name(s) of Permit Holder: Burley, W Tomchak

Post Office Address: Roberts Farm 82004

Tel. No. 228-6871

Source of Water: Run "Snake"

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation 160 (acres)
☐ Other _____

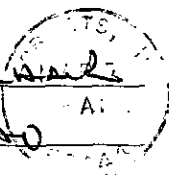
Measuring Device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No
Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

March 31 83
Date

Burley W Tomchak
Signature of Permit Holder

Burke, CA Tom Wain
Robert Z. DAWO



RECEIVED



RECEIVED

MAR 8 1993

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

S T A T E D E P T I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138214

TOMCHAK, BURLEIGH
ROBERTS, ID 83444

PROOF DUE NOTICE

FEBRUARY 28, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 01-7017 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

May 31, 1978

Re: Permit No. 01-7017

Burleigh Tomchak
Roberts,
Idaho 83444

Dear Mr. Tomchak:

Enclosed is a copy of your approved Application for Permit No. 01-7017. 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.

Please be advised that there is insufficient natural flow available in the Snake River to provide water for a new appropriation throughout the entire irrigation season.

During the spring run-off each year, there may be a period of time in which the prior rights to the use of the natural flow and storage are filled leaving water available for your later-in-time permit. As the natural flow diminishes, however, there would be no water available for your right and unless you had arranged for an additional source of water to supplement the flow right, you may find that you have to cease irrigating in the middle of the season.

This information is provided so that you will not be misled into thinking that this permit will provide sufficient water thru the entire irrigation season. If you have any questions regarding this matter, please feel free to contact this office.

Sincerely,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

lgs:kw
Encl.

MICROFILMED

01-7017

Conditions of Approval

1) ~~This permit is subject to The Watermaster, Water District 01, Snake River~~

2) Water delivered under this permit must be supplemented with rented storage.

✓ KAY, #6 as
the Put Cond. #6 as
the Watermaster Cond.
#1 listed above.

MICROFILMED

Watermaster Comments

22-7272

01-7019

01-7017

There is no doubt that a 1978 Priority right on the Snake River is of no value unless the applicant can obtain storage water to supplement it.

I recommend this permit be conditional and dependent upon the applicant obtaining adequate rental water.

Ron

March 17, 1978

RE: Application for Permit No. 01-7017 TOMCHAK
Application for Transfer No. 35-2451/etc. SNAKE RIVER EQUIP.

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

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 4-04-78 by cu

RDC:CW

Enc: Legal Notice (2)

RECEIVED
MARCH 21 1978

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Burleigh Tomchak,
Roberts, Idaho

has on 3-14-78 submitted Application No. 01-7017
for a permit to appropriate 6.96 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from the Snake River tributary to Columbia River
by means of pump and pipeline
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 4N, R. 37E, B.M., Jefferson County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 348 acres

within the W $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 4N,
R. 37E, 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 Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before _____
April 10, 1978

C. STEPHEN ALLRED

Director

Published in the Rigby Star, Rigby, Idaho
on March 23 and March 30, 1978

NOTICE OF APPLICATION FOR WATER PERMIT

Me. d.
Me. d.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Tomchak

☒ 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

(1) ARK 3/14/78

In form to receipt yes

(2)

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management
☒ 01 Watermaster Ron Carlson
☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(3)

In form for advertising yes

(4)

Platted on Map No. Topo - X-42

(5)

Located within Water District No. 01

(6)

(7)

Critical groundwater area: n/a yes no

(8)

n/a Groundwater levels:

 Declining, Stable, Increases

(comment)

(9)

Other rights on the same place of use none

(10)

Comments: see 35-7720 - from Snake River - this is supplemental groundwater

(11) ew 4-04-78

Affidavit of Publication received (date) April 4-1978

(12)

Final date for protests April 10-1978

Protests received: yes no

(13) LH 4-21-78

All requested information received from agencies or applicant: yes ✓ no

(14) LH 4-21-78

Action recommended:

✓ Approve Deny

3-14-78 Proposed Priority

 Reason for Reduction

✓ Measuring device required

✓ See attached sheet for other conditions of approval

 No special conditions for approval

By Loren O'Haber Date 4-21-78

Copy Sent

Supplemental

RECEIVED

APR 24 1978

Department of Water Resources

Snake River surface water IP Co letter

(15) District E