

Rge. 46E

Twp. 45S

28

20ac

37ac

27

* Diversion

3ac

19 79.

 Director



H82

H81

H80

H86

H87

28	27
33	34

Jackknife Cr.

Diversion
for electric
system

1000 ft

RECEIVED
Department of Reclamation
22-100

Proof of Publication The Post-Register

State of Idaho, }
County of Bonneville } ss.

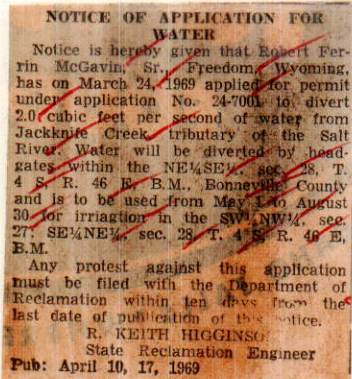
I, E. F. McDermott, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 10th day of April, 1969, last publication having been made on the 17th day of April, 1969, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 18th day of April, 1969

Karl Schaefer
Notary Public

My commission expires April 5th, 1971



Will submitted 5-7-69

24-7001

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4
S

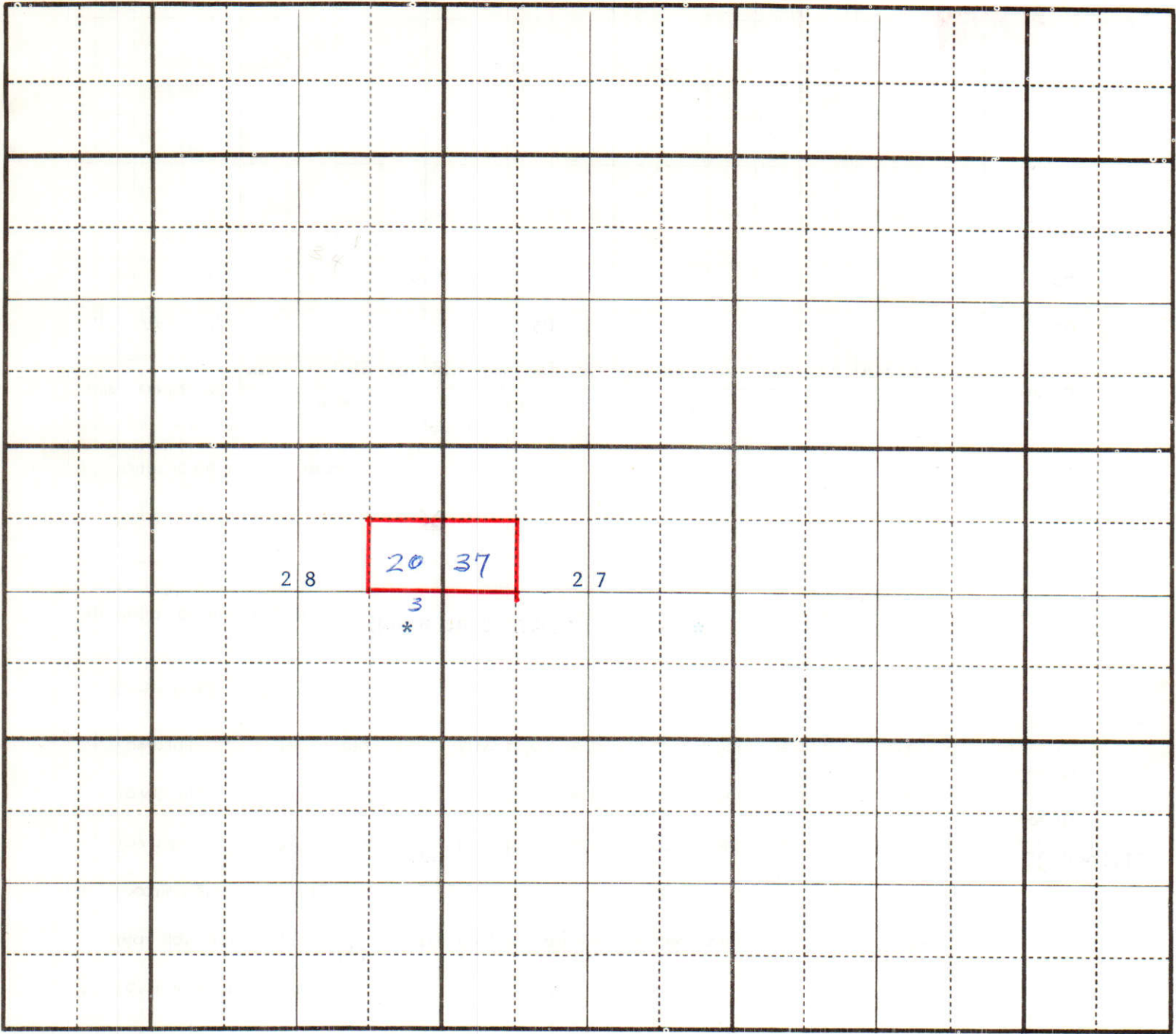
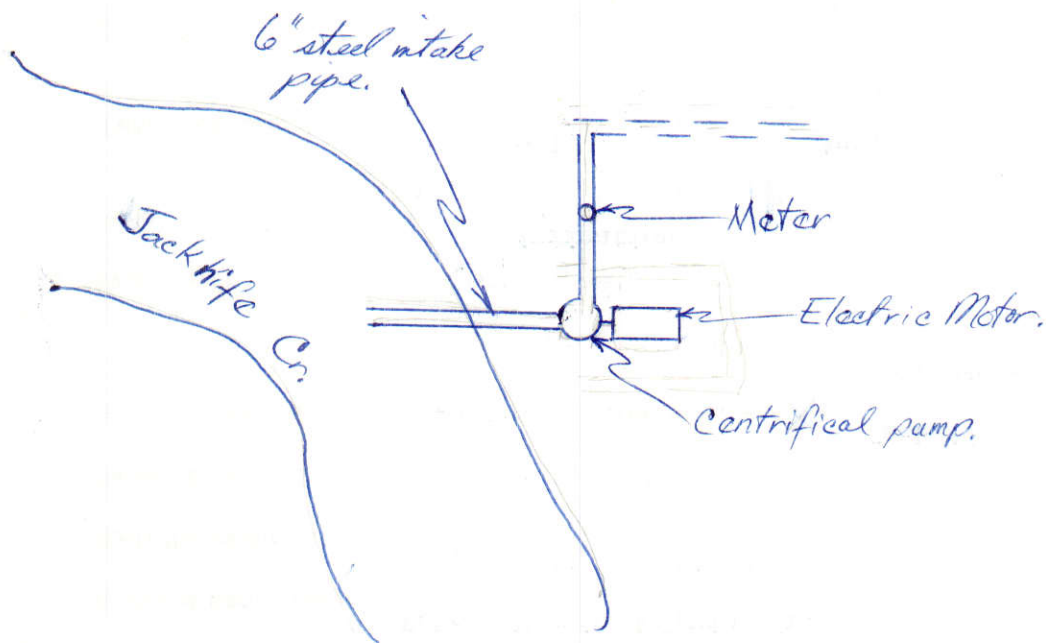


Diagram of System



EMC
4/15/77

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 24-7001 Priority March 24, 1969 Amount 0.62 cfs

THIS IS TO CERTIFY, that ROBERT FERRIN MC GAVIN, SR.
of Freedom, Wyoming 8 00, has complied with the terms and conditions of Permit
No. 24-7001 issued pursuant to Application for Permit dated March 24, 1969,
and has submitted proof to the Department of Water Resources on July 19, 1974,
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 0.62 cfs of water from Jackknife Creek,
tributary to Salt River, 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>May 1</u> to <u>August 30</u>	at <u>0.62</u> cfs and	<u>150</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 0.62 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
150 acre feet per year, said waters to be diverted within the NE 1/4, Sec. 28, Twp. 4S,
Rge. 46E, B.M. in the County of Bonneville

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	
4S	46E	27							37										37
		28				20									3				23

Total number of acres irrigated 60

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 29 day of
May, 19 79.

Director

MICROFILMED

LICENSING AMENDMENT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

RECEIVED

To change the point of diversion and/or the place of use.

MAY 1979

Department of Water Resources

Comes now Robert Ferrin McGavin, Sr.

of (address) Freedom, Wyoming, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 24-7001, and requests that the permit and permit map be changed as follows:

1. NO CHANGE
Point of diversion: $\frac{1}{4}$ $\frac{1}{4}$, Section , Township , Range , B.M.,
County of . Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.62 for Irrigation purposes from May 1 to Aug. 30 (both dates inclusive)
(cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	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 $\frac{1}{4}$	
4S	46E	27							37										37
		28				20									3				23

Total number of acres to be irrigated = 60

4. a. Who owns the property at the point of diversion? Robert Ferrin McGavin Sr.
b. Who owns the land to be irrigated or the 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:

2007-11-14

Show 40-acre subdivisions, townships, ranges and ditches.

Hand-drawn map on a grid showing a diversion route. The map includes labels for "Rge. 46E", "Twp. 45S", "28", "20ac", "37ac", "27", and "3ac". A note indicates "* 1/2 of diversion".

Signed at Freedom, Wyo., this 8th day of May, 19 79.

Witness my hand this 29 day of

day of May 19 79.
[Signature]
 Director

Identification No. 24-7001
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPROVED

APPLICATION FOR PERMIT

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

1. Name of applicant Robert Ferrin McGavin, Sr.
post office address Freedom, Wyoming 83120
2. Source of water supply Jacknife which is a tributary of Salt River
3. a. Location of point of diversion is N.E. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ of Section 28 Township 4S
Range 46 E B.M. Bonneville County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Jacknife Creek at a point in N.E. $\frac{1}{4}$
of S.E. $\frac{1}{4}$ of Section 28 Township 4 S Range 46 E B.M. Bonneville County
4. Water will be used for the following purposes:
Amount 2 cfs for irrigation purpose from May 1 to August 30 (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. --2 (allow 1.4) cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. headgates

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 \$ 12,000. (my share) Approx. \$50,000 total
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: _____

RECORDED

24-7001

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4 S	46 E	27							40										40
4 S	46 E	28				30													30

Total number of acres to be irrigated 70

c. Describe any other water rights used for the same purposes _____

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

b. Who owns the land to be irrigated or place of use Robert Ferrin McGavin, Sr.

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 We farmers in this area are all small, and it is necessary that we avail ourselves of every opportunity to increase our incomes. Under consideration at this time is a gravity or electric sprinkler system with Jackknife Creek as the source of water supply. For me to qualify for this system it is necessary that I obtain a water permit. This water would help me to raise more hay and grain per acre and thus increase my income, which is so important these days.

My grandfather homesteaded the property where I live; so you can see that it has been in our family a long time and I suppose it has just been procrastination that a water permit was not acquired prior to this time.

The map shows that Jackknife Creek runs right through my property and is the only water source with which I can water this ground. Sprinkler irrigation uses the water to a much greater advantage because of its even distribution, and consequently, less waste is involved.

On the map I have designated the two possible points of diversion. If we use electricity, the point of diversion will be on my own property. But, if gravity is used we will have to go farther up the creek to obtain more fall.

I sincerely hope it will be possible for me to obtain this permit. Many of the farmers in our area have found it necessary to use sprinklers in order to make a living on their small farms. There is plenty of water in Jackknife Creek the year around. I don't know how it is measured in inches, but it just flows on down about 1/2 mile and empties into Salt River, which flows about 4 miles and empties into Palisades Reservoir.

H82

H81

33	34
28	27

H80

H86

Backknife Cr.

Diversion
for electric
system

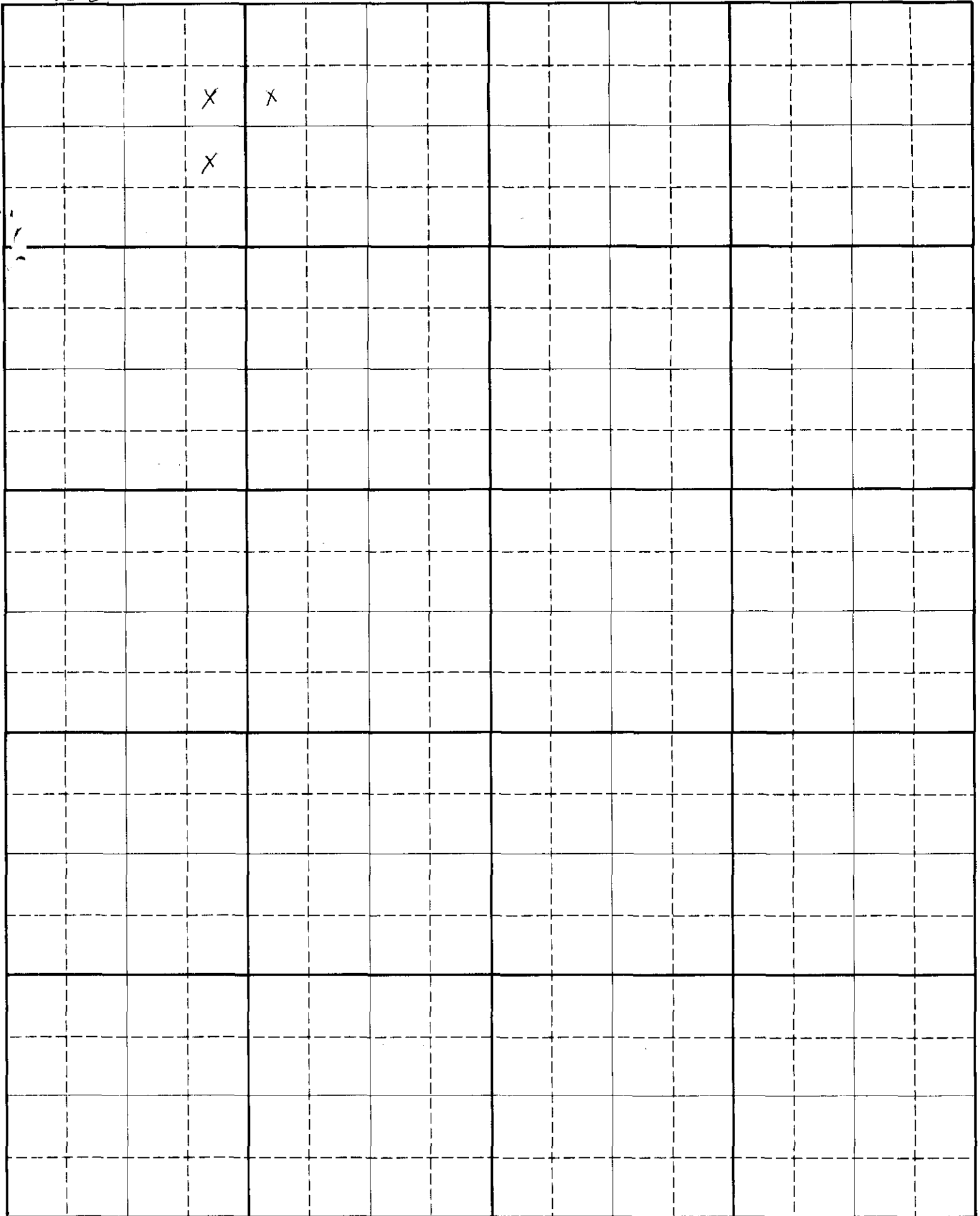
12-1-1901

T.4.S R.46.E.

11. Map of proposed project:

sec 28

sec 27



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.

Percy M. B. Quinn
(Applicant)

24-7001

Received by hw Date 3-24-69 Time 8:00 am
Preliminary check by Hew Fee \$ 25.00
Receipted by ij Date 3-24-69
Publication prepared by hw Date 4-4-69
Published in Paul Register
Publication dates 4-10 + 11 4-17-69
Publication approved _____ Date None
Priority reduced to _____ Reason _____

Protests filed by: None 5-7-69

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by OK R.H.

JWC HC

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 24-7001, 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 July 1, 19 74.

c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works. Maximum rate of diversion shall not exceed 1.4 c.f.s.

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

Witness my hand this 14th day of July, 19 69.

L. Keith Higgins
State Reclamation Engineer

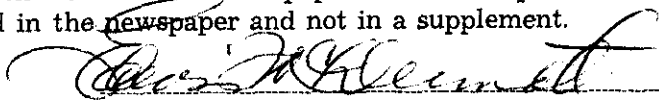
Proof of Publication

The Post-Register

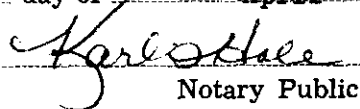
State of Idaho, {
County of Bonneville { ss.

I, E. F. McDermott, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

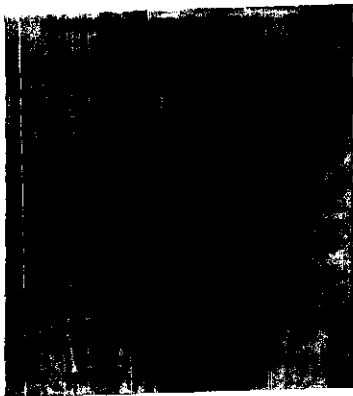
That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 10th day of April, 1969, last publication having been made on the 17th day of April, 1969, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.



Subscribed and sworn to before me, this 18th day of April, 1969


Notary Public

My commission expires April 5th, 1971



bill submitted 5-7-69

24-7001

May 30, 1979

Re: Permit No. 24-7001

Robert F. McGavin, Sr.
Freedom,
Wyoming, 83120

Dear Mr. McGavin:

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Also enclosed is a copy of the approved application for amendment along with Receipt No. E3328 in the amount of \$20.00.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr
Enclosures



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

May 3, 1979

Re: Permit No. 24-7001

Robert F. McGavin, Sr.
Freedom,
Wyoming 83120

Dear Mr. McGavin:

A representative of this Department made an examination of the works covered by your Permit No. 24-7001 on June 15, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.62 cfs Source: Jackknife Creek

The maximum quantity diverted shall not exceed 150 acre feet
per year.

Point of diversion: NE~~1~~SE~~1~~, Sec. 28, Twp. 4S, Rge. 46E, B. M.

Beneficial use: Irrigation of 60 acres within the SW~~1~~NE~~1~~, Sec. 27,
SE~~1~~NE~~1~~, NE~~1~~SE~~1~~, Sec. 28, Twp. 4S, Rge. 46E, B. M.

Priority date established: March 24, 1969

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Robert Ferrin McGavin, Sr.
Post office address Freedom, Wyoming 83120 Phone 873-2611
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☐ Surface water ☒ Jacknife
Tributary to Salt River (name spring, stream, etc.)

3. Water will be used for the following purposes:

Amount 1.4 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from May 1 to Aug. 30
(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. 24-7001
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 1.4 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 4S N/S, Range 46E E/W, B.M., Section 28, Subdivision NE 1/4 SE 1/4, Bonneville
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: Headgate & ditch.

Measuring device required: yes ☒ no ☐

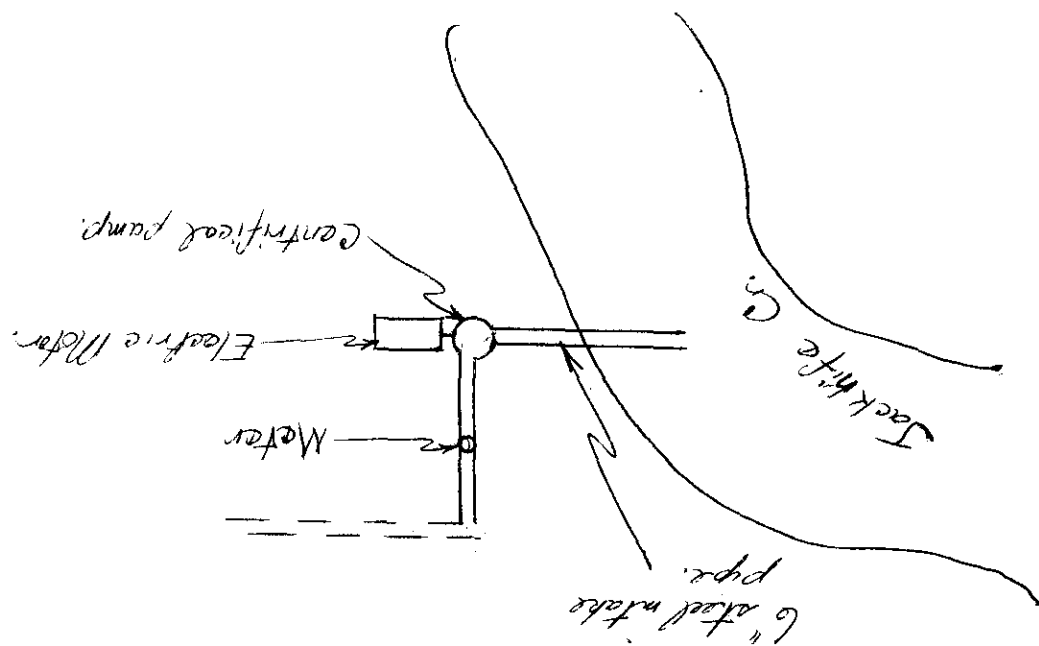
6. Lands to be irrigated or place of use.

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	
4S	46E	27							40										40
		28				30													30

TOTAL ACREAGE 70

[illegible]

Diagram of System



26/9/3
27/9/3



DATE OF EXAM 4/15/77

ACREAGE
Found 60
Recommended 60

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 0.62 c.f.s. V = 150 AF/Ann. from May 1 to Aug. 30.
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no X

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

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

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

Total Q measured 0.62 cfs. Method of measurement in line meter

Total Q recommended 0.62 Meter No. 73-4-328 Type M Crometer Condition Std.

Total V recommended 150 AF/ANN.

Recommended Amendments:

P.D. _____
☒ Place of Use Ad NE & SE 1/4 Sec. 28 T4S R. 46E.
Other _____
None _____

MEASUREMENT CALCULATION:

Direct reading = 265 gal/minute.
Timed reading = .001 AF / 70 sec. $43.54 \text{ AF} \div 70 \text{ sec} = 0.62 \text{ cfs}$
 $V = 3.0 \times 60 = 180 \text{ AF/ANN.}$ $0.62 \times 122 \text{ dys.} \times 1.9835 = 150 \text{ AF/ANN.}$ EMC

SYSTEM DESCRIPTION:

25 HP Single phase, Marathon electric motor serial #271139 w/ Berkeley centrifugal pump serial #7475880; P.D. has 6" steel intake pipe 15 ft. long w/ 4" steel main extending 4 ft north to buried main; system operates 2 lateral handline w/ 3 nozzle per total, 3/4 inch diameter nozzles.

REMARKS:

System described by Mr. McGavin.

Examiner's Signature Ernest Carlson Date 6/15/77

Checked by Anthony R. Kozlowski Date 2/8/78

Approved by _____ Date _____

4/20/22 Pump & system not in. Told him he had one year. Call in 1926 may reline with
slugs he has installed apparatus on foot info in past, but isn't now. put 4.

August 2, 1974

Re: Permit No. 24-7001

Robert Ferrin McGavin, Sr.
Freedom,
Wyoming 83220

Dear Mr. McGavin:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an Order of Reinstatement; please note that the priority has not been advanced.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

24-7001

STATE OF IDAHO

ORDER OF REINSTATEMENT

WHEREAS, on March 24, 1969, Robert Ferrin McGavin Sr., applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 1.4 cubic feet per second of water from Jacknife, tributary to the Salt River, to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Twp. 4S, Rge. 46E, B.M., Bonneville County, to be used for irrigation purposes; and,

WHEREAS, on July 14, 1969, the Department approved said application and issued Permit No. 24-7001 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1974; and,

WHEREAS, on May 1, 1974, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on July 1, 1974, the required proof of beneficial use was submitted to the Department's Eastern District Office in Idaho Falls; and,

WHEREAS, on July 3, 1974, the Department's Boise office lapsed Permit No. 24-7001; and,

WHEREAS, Permit No. 24-7001 was lapsed in error;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 24-7001 be REINSTATED without a loss of priority.

Dated this 31 day of July, 1974.

R. KEITH HIGGINSON
Director

BDF:JG

24-700

RECEIVED

JUL 17 1969

Department of Water Administration
Eastern District Office

of 19

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Identification No. _____

Permit No. 24-7001

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Robert Ferrin McGavin, Sr.
b) Post Office Address Freedom, Wyoming 83120
2. Permit Number 24-7001
3. Date of Priority that you are prepared to establish March 24, 1969
4. a) Source from which water was appropriated Jack Knife Creek tributary of Salt River
b) Location of the point of diversion: NE 1/4 SE 1/4, Section 28
Township 4S, Range 46E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount 1.4 for Irrigation purposes from May 1 to Aug 30. 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 1.4 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: System installed by permit holder
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) Headgate and ditch
b) Describe the type and size of measuring device which you have installed at your point of diversion: Cipolletti weir
c) Give well drillers name and address and date the well was completed _____

Exam typed 8/2/74 by ja

24-7001

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

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	46E	27							40										40
"	"	28				30													30

Total number of acres irrigated 70

10. Remarks: _____

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

June 28, 1974
(Date)

Robert Edwin M. Robinson Jr.
(Signature)

State of Wyoming)
County of Lincoln) ss.

On this 28th day of June, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

MAX C. ROBINSON, Notary Public
My Commission Expires July 29, 1976

Notary Public residing at Afton, Wyoming

My commission expires _____

INTER-DEPARTMENT MEMO — 1

FROM Mechelle

DATE July 9, 1974

TO Bob Fleenor

SUBJECT Permit No. 24-7001

Attached is the proof of beneficial use for the above subject application.
I retyped it and sent it back for signature because his wife signed this one,
and will forward the retyped form when received.

A handwritten signature in cursive script, appearing to read "Mechelle", written over a horizontal line.

SIGNATURE

24-7001

100-100000

JUL 1 1974

Department of Water Administration
Eastern District Office

Identification No. _____
Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

BY COMPLETION February 1974

1. a) Name of Permit Holder Robert Ferrin McGavin, Sr.
b) Post Office Address Freedom, Wyoming 83120
2. Permit Number 24-7001
3. Date of Priority that you are prepared to establish March 24, 1969
4. a) Source from which water was appropriated Jack Knife Creek tributary of Salt River
b) Location of the point of diversion: NE 1/4 SE 1/4, Section 28
Township 4S, Range 46E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount 1.4 for Irrigation purposes from May 1 to Aug. 30 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 1.4 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: System installed by permit holder
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) Headgate & ditch
b) Describe the type and size of measuring device which you have installed at your point of diversion: Permit holder proposes to install a cipolletti weir
c) Give well drillers name and address and date the well was completed _____

24-7001

24-7001

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

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	46E	27							40										40
"	"	28				30													30

Total number of acres irrigated 70

10. Remarks: _____

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

JUN 27 1974

(Date)

Mrs. Robert J. Jarrin McGavin, Sr.
(Signature)

State of Wyoming ss.
County of Laramie

On this 27th day of June, 19 74, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

John R. Jarrin
Notary Public residing at Optima, Wyoming

My commission expires July 16, 1977
My commission expires _____

STATE OF IDAHO
DEPARTMENT OF WATER ~~ADMINISTRATION~~
STATE OFFICE

RESOURCES



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2215

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

July 3, 1974

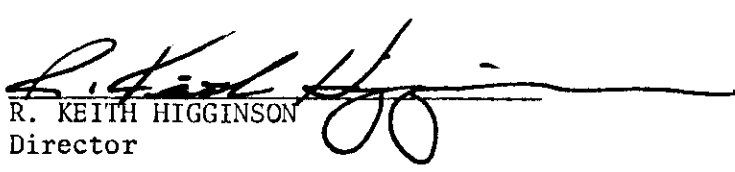
Re: Permit No. 24-7001

Robert Ferrin McGavin, Sr.
Freedom,
Wyoming 83120

Dear Mr. McGavin:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 24-7001 has lapsed.

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


R. KEITH HIGGINSON
Director

24-7001

May 1, 1974

CERTIFIED MAIL

#25330
Card not
returned jg

Re: Permit No. 24-7001

Robert Ferrin McGavin, Sr.
Freedom,
Wyoming 83220

Dear Mr. McGavin:

One of the conditions of approval of your water Permit No. 24-7001 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before July 1, 1974. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

24-7001

June 5, 1970

Henry E. Jenkins
Farmers Home Administration
P. O. Box 700
Idaho Falls, Idaho 83401

Dear Mr. Jenkins:

Our records only indicate three filings on Jack Knife Creek in Bonneville County. They are listed below for your information.

Name	Permit No.	Amount	Priority	Place of Use
Carl Erickson	24-2023	3.2 cfs	3/12/14	Lot 2, E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 27
James M. Brower	24-2024	1.3 cfs	6-20-14	Lot 3, Lot 4, Sec. 27; Lot 1, Lot 2, Sec. 34;
Ferrin McGavin	24-7001	1.4 cfs	3-24-69	SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27; SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34

All other rights listed in your letter must be use or constitutional rights. These rights could be valid but would have to be established by the District Court.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

24-7001

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
P. O. Box 700
Idaho Falls, Idaho 83401
May 8, 1970

State Reclamation Engineer
State House
Boise, Idaho 83702

Dear Sir:

I wrote you previously about the water rights of several farmers living in Eastern Bonneville County who are trying to determine their water rights on Jack Knife Creek.

You requested I furnish you the legal descriptions of the land they operate.

All are in Township 4 South and Range 46 EBM.

E. A. Spackman	Section 29: S ¹ / ₄ NE ¹ / ₄ , E ¹ / ₂ SE ¹ / ₄
Ferrin McGavin	Section 27: SW ¹ / ₄ NW ¹ / ₄ Section 28: S ¹ / ₂ NE ¹ / ₄ ; NE ¹ / ₄ SE ¹ / ₄ 24-7001
Merle Robinson	Section 28: S ¹ / ₂ NW ¹ / ₄ ; N ¹ / ₂ SW ¹ / ₄
Harold Brower	Section 34: N ¹ / ₂ NW ¹ / ₄ SW ¹ / ₄ ; W ¹ / ₂ NE ¹ / ₄ ; S ¹ / ₂ NW ¹ / ₄
Newel Erickson	Section 28: S ¹ / ₂ SW ¹ / ₄ ; SW ¹ / ₄ SE ¹ / ₄
Alvin Erickson	Section 27: S ¹ / ₂ SW ¹ / ₄ ; NE ¹ / ₄ SW ¹ / ₄ Section 28: NW ¹ / ₄ SE ¹ / ₄ Section 34: N ¹ / ₂ NW ¹ / ₄

Would you please advise what water rights these people have.


Henry E. Jenkins

jw

10072 24-2003 LOT 2, SE1/4, E1/2SW1/4 Sec 27
10567 24-2004 LOT 3, LOT 4 Sec 27, LOT 12 Sec 34

24-7001

July 18, 1969

Re: Permit No. 24-7001

Mr. Robert Ferrin McGavin, Sr.
Freedom,
Wyoming 83120

Dear Mr. Ferrin:

We enclose a copy of your approved application for permit 24-7001 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We wish to advise you that Jackknife Creek and other tributaries of the Salt River have been appropriated by water users in both Idaho and Wyoming. Although these water rights may not be recorded under the statutes of the State of Idaho they never the less exist. You should also be aware that your application is being approved subject to all prior water rights, and the earliest date of priority you can establish under this application will be March 24, 1969.

We are enclosing a copy of a letter dated June 26, 1969, from the State of Wyoming Board of Control. We will transmit to the Wyoming water user a copy of our claim form to record his Idaho diversion referenced in the June 26th letter.

If you have any questions concerning your approved permit, please do not hesitate to contact us.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

DWM:CSA:kh

Enclosures: Copy of permit
Receipt No. 2839 for \$25.00
1 informational letter
Copy of June 26th letter

24-7001

July 18, 1969

Re: Permit No. 24-7001

Mr. John A. Teichert
Supt. Water Div. #4
Cokeville, Wyoming

Dear Mr. Teichert:

Thank you for your letter of June 26, 1969. After reviewing the matter, we have approved application 24-7001 emphasizing to Mr. McGavin the fact that there are existing water rights in both Idaho and Wyoming. A copy of your letter has been forwarded to Mr. McGavin.

Since we do not have the name of the Wyoming water user who diverts water in Idaho, we are enclosing our department's claim form which we request that you forward to his attention. He should be advised that only that amount of water diverted within the State of Idaho can be claimed even though the water may be beneficially used in the State of Wyoming.

If we can be of any further assistance, please contact us.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:DWM:kh

Enclosure: Claim form

24-7001

M E M O

Re: Application for Permit No. 24-7001

To: R. Keith Higginson

From: Donald W. McEldowney

In reviewing Mr. Teichert's letter of June 26, 1969, and our application no. 24-7001, it is recommended that we approve the application with emphasis as to the existence of other rights. It is further suggested that we supply the Wyoming water user with claim forms through the services of Mr. Teichert's office.



Donald W. McEldowney
Appropriation Examiner

DWM:tg

24-7001

RECEIVED

JUN 26 1969

Department of Reclamation

The State of Wyoming
Board of Control
Cheyenne

June 26, 1969
Cokeville, Wyoming

Mr. R. Keith Higginson
State Reclamation Engineer
Statehouse - Annex 2
Boise, Idaho 83707

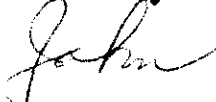
Dear Keith:

Your letter of May 13th, regarding an application for a water right on Jackknife Creek, was passed on to me by Mr. Bishop. I apologize for not answering sooner, but I didn't have an opportunity to check into the situation until just recently. After checking the records and on the ground, there appears to be no adjudications or diversions from Jackknife Creek in Wyoming. One party, that diverts in Idaho, uses the water in both Wyoming and Idaho.

On June 19th I drove to the area to see how much water would be flowing into the Salt River and to find out if there were any Wyoming users. I found a good stream flowing into Salt River (would estimate between 12cfs and 15cfs). I asked the land owner joining the stream, immediately east of the Idaho-Wyoming line if he had an Idaho filing for his lands and he reported that his water came from Tincup. That evening I received a call from a Mr. Gene Miller, who was concerned about my visit. He reported that he had a ditch diverting in Idaho that irrigated lands in both Idaho and Wyoming. He did not know anything about his water right or even how to find out if he had a valid right. He claimed that his lands have been irrigated for many years and that by late July, due to a short supply, they have a hard time getting any water out of the Creek. He felt that any new filing would adversely affect him later in season.

If I can be of further assistance in the area or on this matter, please let me know.

Sincerely



John A. Teichert
Supt. Water Div. # 4

cc. Mr. Floyd Bishop

7-1021

May 13, 1969

Mr. Floyd Bishop
Wyoming State Engineer
State Capitol
Cheyenne, Wyoming

Dear Floyd:

I am enclosing a copy of a recent application from Robert F. McGavin of Freedom, Wyoming. He is asking for an appropriation of 1.4 second feet of water from Jackknife Creek, a tributary of the Salt River.

I will appreciate any comments that you or John Teichert wish to make concerning this application before the permit is issued by this office.

Very truly yours,

R. KEITH HIGGINSON
State Reclamation Engineer

RKH/jib

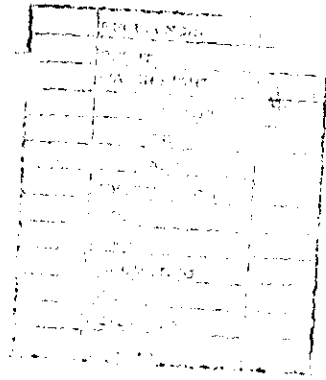
Enclosure

34-7001

RECEIVED

APR 25 1969

Department of Reclamation



Freedom, N.Y.
April 25, 1969

Dear Mr. McEldowney,

I received your letter of April 15 regarding the maximum approved rate of diversion for irrigation purposes.

I was not aware of this limit, or I would have filed accordingly. Please change my application to 1.4 cubic feet per second. I am sure this amount will be ample.

Thank you for your thoughtful consideration of my application. Please let me know if I qualify for this water right as soon as you can.

Yours truly,
Terrin McGavin

application # 24-7001

24-7001

April 15, 1969

Re: Application No. 24-7001

Mr. Robert Farren McGaven, Sr.
Freedom,
Wyoming 83120

Dear Mr. McGaven:

We are in receipt of your application to appropriate the public waters of the State of Idaho. Under Idaho law, however, the maximum legal rate of diversion that can be approved for irrigation would be 1/50th of a cubic foot per second per irrigated acre. Inasmuch as you have filed on 70 acres of ground we could consider 1.4 cubic feet per second as the maximum rate of diversion. It is noted that you have filed for 2.0 cubic feet per second and therefore, the application is somewhat excessive.

There are some exceptions to this basic rule. If it can be demonstrated to the satisfaction of the State Reclamation Engineer that the soils require water in addition to the maximum rate of diversion in order to adequately irrigate the lands, this would probably be in the form of a soils report, or if extreme conveyance losses exist and therefore make it impractical to irrigate with the maximum legal rate of diversion, the department could consider a greater quantity of water. We find, however, that the records indicate the normal rate of diversion in the State is well under 5/8ths of an inch per acre and this encompasses many types of soil problems.

Your assistance in clarifying this issue is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

24-7001

April 4 1969

Re: Application NO. 28-7001
Robert Ferrin McGavin, Sr.

Rost Register
Idaho Falls,
Idaho 83401

Gentlemen:

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

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

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

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

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: legal notice (1)

24-7001

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that ~~Robert Ferrin McGavin, Sr., Freedom,~~
~~Wyoming~~ has on ~~March 24, 1969~~
applied for permit under application No. ~~24-7001~~ to divert ~~seven~~
~~2.0~~ cubic feet per second ~~seven feet~~ of water from ~~Jackknife Creek,~~
~~tributary of the Salt River~~. Water will be diverted by ~~headgates~~
~~within the~~ ~~NE 1/4, sec. 28, T. 4 S, R. 46 E, B.M., Bonneville County~~
and is to be used from ~~May 1 to August 30 for irrigation~~
in the ~~SW 1/4, sec. 27; SE 1/4, sec. 28, T. 4 S, R. 46 E, B.M.~~

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

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the ~~POST-REGISTER, Idaho Falls, Idaho~~
on ~~April 10~~ and ~~April 17, 1969~~.

24-7001