

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-07785

Proposed Priority: May 10, 1985 Maximum Diversion Rate: 0.13 CFS
This is to certify, that SUE E. MAC BUTCH

MICHAEL BRUCE MAC BUTCH
324 S. MAIN
POCATELLO, ID 83201

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.09 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
Totals		0.13 CFS

LOCATION OF POINT(S) OF DIVERSION: NESE Sec. 24, Township 07S, Range 34E
BANNOCK 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>
07S	34E	24	NESE	3		3

Total number of acres irrigated: 3

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1991**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
7. Domestic use is for one home.

MICROFILMED

APR 23 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-07785

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

19th day of April, 1990.

for R. Keith Higginson
R. Keith Higginson, Director

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APR 30 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Michael Bruce & Sue E. MacButch Phone 208-233-9360

Post office address 324 South Main, Pocatello, ID 83201

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 24 Township 7S

Range 34E B.M. Bannock County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.09 cfs for Irrigation purposes from 3/15 to 11/15 (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)

5. Total quantity to be appropriated:

a. 0.13 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump, 1 $\frac{1}{2}$ Hp at 135'

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 160 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 24 Township 7S
Range 34E B.M.

(2) Amount of power to be generated: _____ horsepower 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 One.

(5) If water is to be used for other purposes describe: _____

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APR 23 1990

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	34E	24													3				3

Total number of acres to be irrigated 3

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 Applicants

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

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

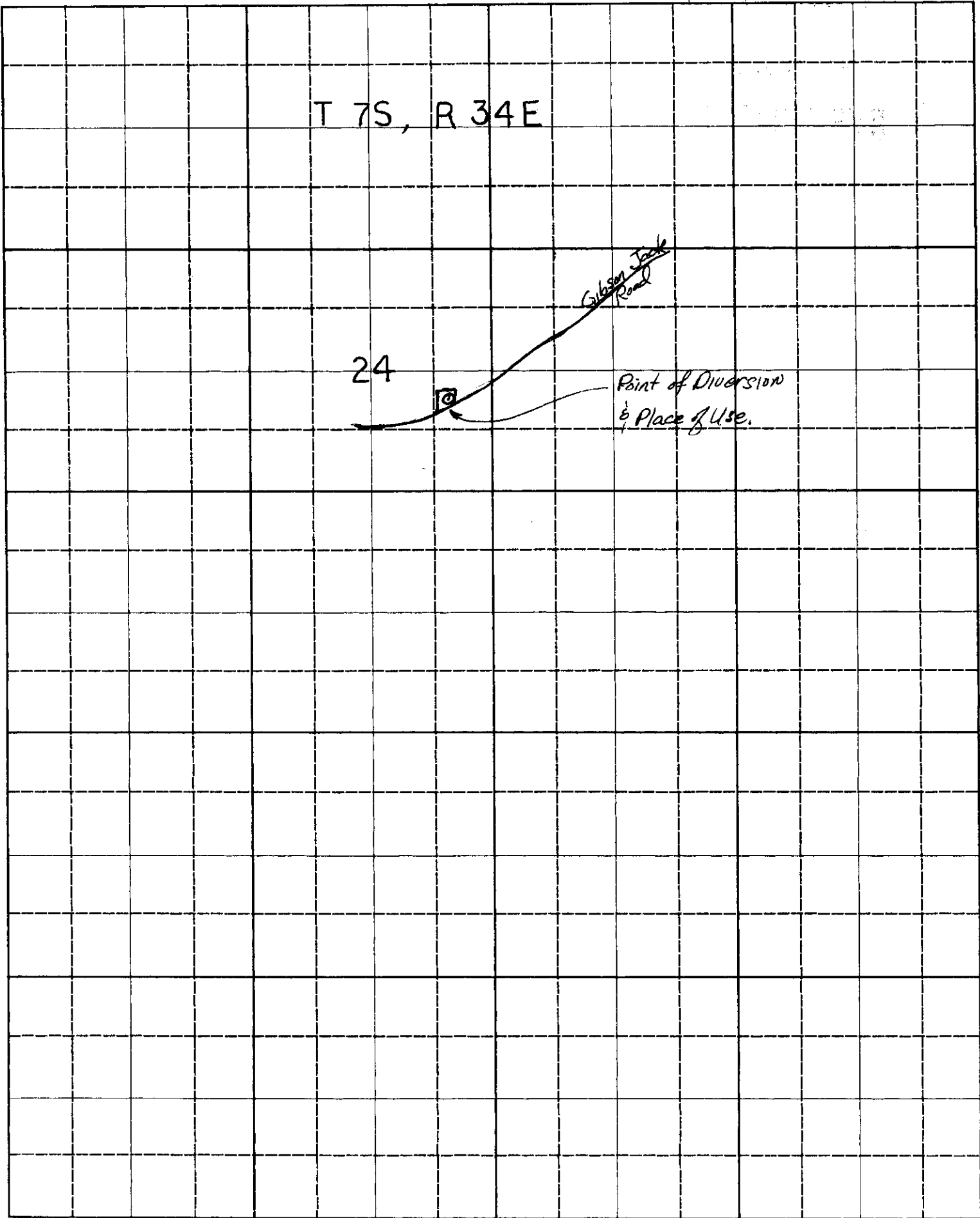
10. Remarks Although we are not required to file a water right for our type of water use we would like it on record in case of future circumstances such as a housing development and for our heirs.

We have a house on 4.3 acres, we garden, and have sprinklers to the property.

MICROFILMED

APR 25 1993

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.

MICROFILMED

APR 23 1990

[Signature]
(Applicant)

Received by ct Date 5-10-85 Time 1:30 p.m.
Preliminary check by KCW Fee \$ 30.00 #33279
Receipted by ct Date 5-10-85
Publication prepared by ct Date 8-28-85
Published in Idaho State Journal
Publication dates 9/05 & 9/12/85
Publication approved cw Date 9/25/85
Protests filed by: none

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

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

MICROFILMED

APR 23 1990

VOID

Ident. No. 29 7785

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
MAY 30 1985
Department of Water Resources
Eastern District Office

To appropriate the public waters of the State of Idaho

1. Name of applicant Michael Bruce & Sue E. MacButch Phone 208-233-9360
Post office address 324 S. Main, Pocatello, ID 83201 *
2. Source of water supply Ground Water which is a tributary of _____
3. Location of point of diversion is NE ¼ of SE ¼ of Section 24 Township 7 S
Range 34E B.M. Bannock County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.09 cfs for Irrigation purposes from 3-15 to 11-15* (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)

5. Total quantity to be appropriated:

a. 0.13* -0.04- cubic feet per second and/or b. _____ *As per phone conversation, 5/10/85 KCW
acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump 1 1/2 H.P. @ 135'

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. ~~Proposed~~ well diameter is 6" inches; proposed depth of well is 250 feet.
160 ft

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE ¼ of SE ¼ of Section 24 Township 7 S
Range 34E B.M.

(2) Amount of power to be generated: _____ horsepower 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 1 family

(5) If water is to be used for other purposes describe: _____

MICROFILMED

APR 23 1990

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	34E	24													3				3

Total number of acres to be irrigated 3

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 Michael B. & Sue E. MacButch

b. Who owns the land to be irrigated or place of use Michael B. & Sue E. MacButch

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

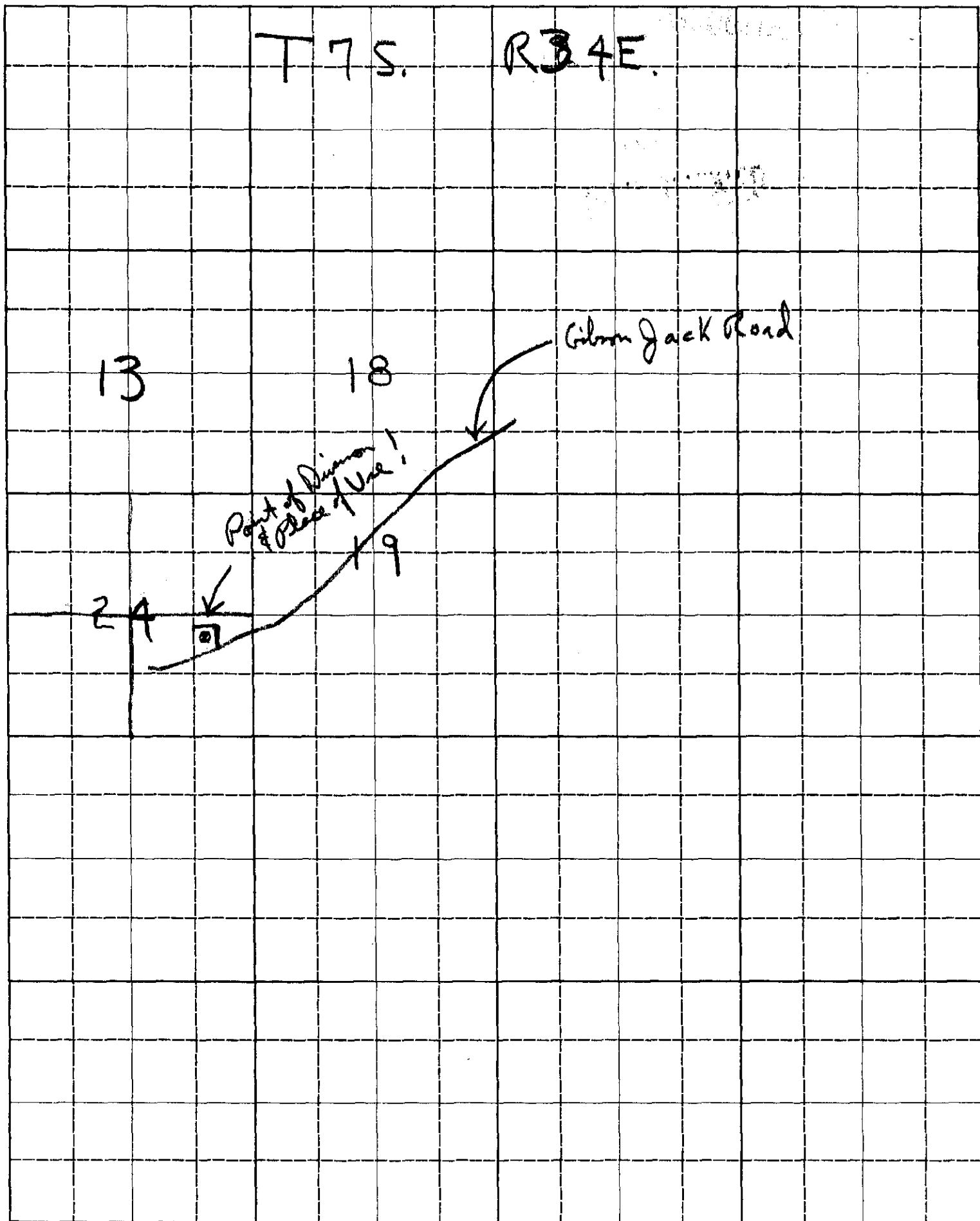
10. Remarks Although we are not required to file a water right ~~for~~ our type of water use we would like it on record in case of future circumstances such as a housing development and for our heirs.

We have a house on 4.3 acres, we garden, and have sprinklers on the property.

MICROFILMED

APR 23 1990

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.
 NE 1/4 SE 1/4 SEC 24 T7S, R34E, B.M.
 Benewah County, Id.



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 hereinafter set forth.

MICROFILMED

APR 23 1990

See E. Mac Butcher
 (Applicant)

Received by CT Date 5-10-85 Time 1:30 pm
Preliminary check by KCW Fee \$ #30.00 #33279
Received by CT Date 5-10-85
Publication prepared by CT Date 8-28-85
Published in Idaho State Journal
Publication dates 9-5 & 9-12-85
Publication approved CW Date 9-25-85
Protests filed by: _____

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

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

MICROFILMED

APR 23 1990

PROOF OF PUBLICATION

SEP 24 1985

RECEIVED
Department of Water Resources
Eastern District Office

STATE OF IDAHO
County of Bannock

ss.

Sandra K. Herald

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

<u>September 9</u>	<u>1985</u>	<u> </u>	<u>19</u>
<u>September 12</u>	<u>1985</u>	<u> </u>	<u>19</u>
<u> </u>	<u>19</u>	<u> </u>	<u>19</u>
<u> </u>	<u>19</u>	<u> </u>	<u>19</u>
<u> </u>	<u>19</u>	<u> </u>	<u>19</u>

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Sandra K. Herald

Subscribed and sworn to before me this 23rd

day of September, 1985

Jim L. Larson

Notary Public, State of Idaho
Residence: Pocatello, Idaho

MICROFILMED

APR 23 1990

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER RIGHT

The following applications have been filed to appropriate the public water of the State of Idaho:

29 7777

WALTMAN, WAYNE
BOX 374, INKOM, ID 83245
Source: GROUNDWATER

Date Filed: 06-28-1984

Diversion Pt: NWNW Sec 29 T 07S R 36E

Use: IRRIGATION (0.15 CFS)

DOMESTIC (0.06 CFS)

In: NWNW Sec 29 T 07S R 36E FOR 5
ACRES

29 7785

MAC BUTCH, MICHAEL BRUCE &/or
SUE E.

324 S. MAIN, POCA TELLO, ID 83201

Source: GROUNDWATER

Date Filed: 05-10-1985

Diversion Pt: NESE Sec 24 T 07S R 34E

Use: IRRIGATION (0.09 CFS)

DOMESTIC (0.04 CFS)

In: NESE Sec 24 T 07S R 34E FOR 3
ACRES

The permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402 on or before September 23, 1985.
S/Ken Dunn, Director
September 5, 12, 1985
No. 337

Sandra K. Herald

being first duly sworn on oath deposes and says: That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

September 9, 1985, 19

September 12, 1985, 19

, 19, 19

, 19, 19

, 19, 19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Sandra K. Herald

Subscribed and sworn to before me this 23rd

day of September, 1985

Ken Dunn

Notary Public, State of Idaho

Residence: Pocatello, Idaho

RECORDED

APR 23 1990

RECEIVED

DEC 15 2000

Department of Water Resources

MEMORANDUM

TO: Kay Walker

12/12/2000

FROM: Keith C. Wilson

RE: ~~Field Exam~~ 29-07785

Enclosed is the field exam for 29-07785. According to examiner the P/D & P/U located with USGS map & the GPS unit. The examiner located them within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 24, T07S, R34E.

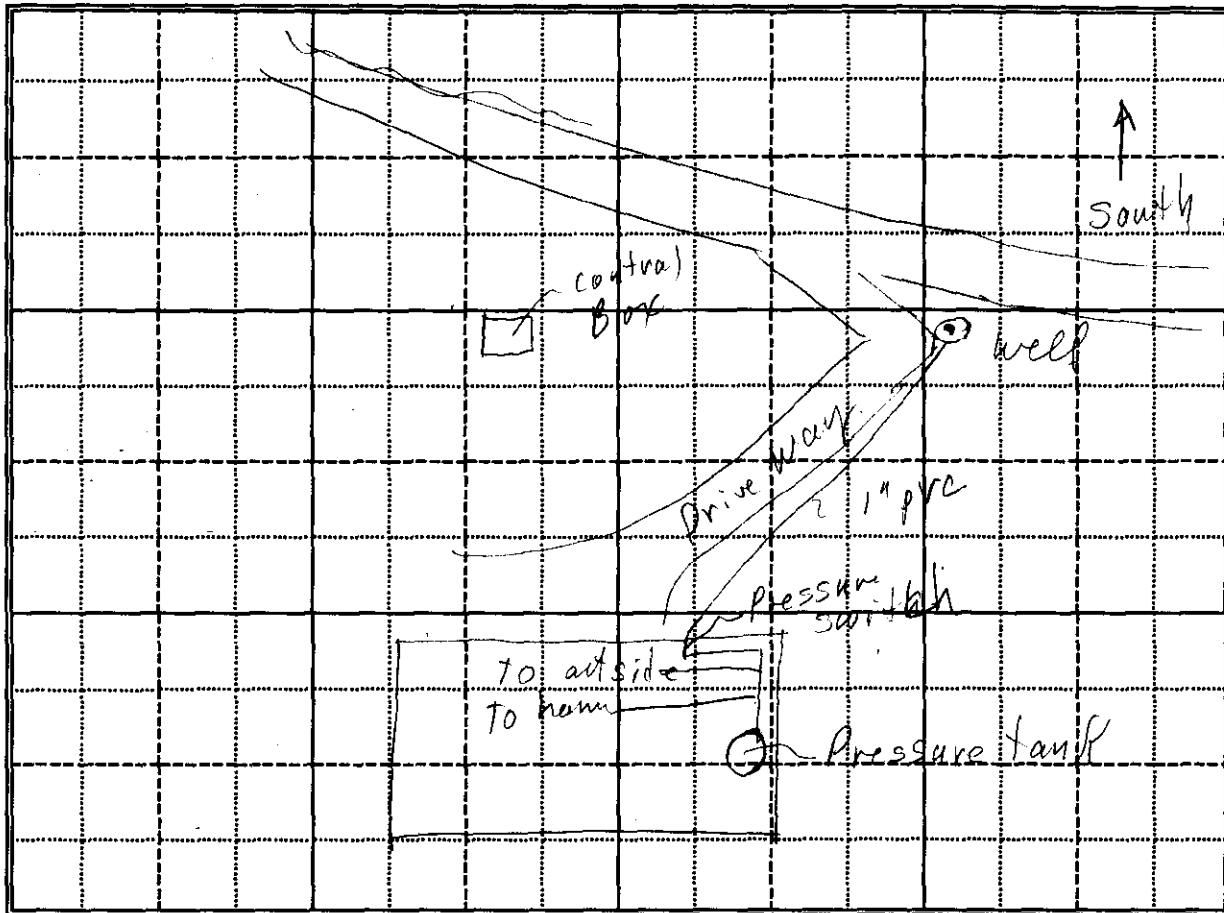


Keith C. Wilson
Senior Resource Agent

*Logged in per S.W. Keen
1.3.01*

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	1.5	282 3007 103		1"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

E. NARRATIVE/REMARKS/COMMENTS

The well is approx 25 yards from Gibson Jack creek. The control pannel is 100 yards North of the well. Water is pumped up hill to the top of the drive way and enters the home on the North side in a 1" copper pipe. A pressure switch is located at the entry point and indicates approx 40psi. A pressure tank is located in a separate room with a water softener. Water is distributed to the Orchard North of the house and lawn on the West side of the home through 1" pipes through the basement walls. Well produces enough water for Domestic use, watering of the grass and the fruit trees in the orchard.

Have conditions of permit approval been met? ☒ yes ☐ no

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

Static H₂O in area 55' across 10' drawdown

$$Q = \frac{1.5(5814)(.7)}{65 + (40 \times 2.308)} = 0.06 \text{ cfs}$$

Limit to 0.03 cfs/ac

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 6 \text{ ac} \times 4 \text{ ac} = 4.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.03(214)1.9835 = 12.7$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 4.0$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

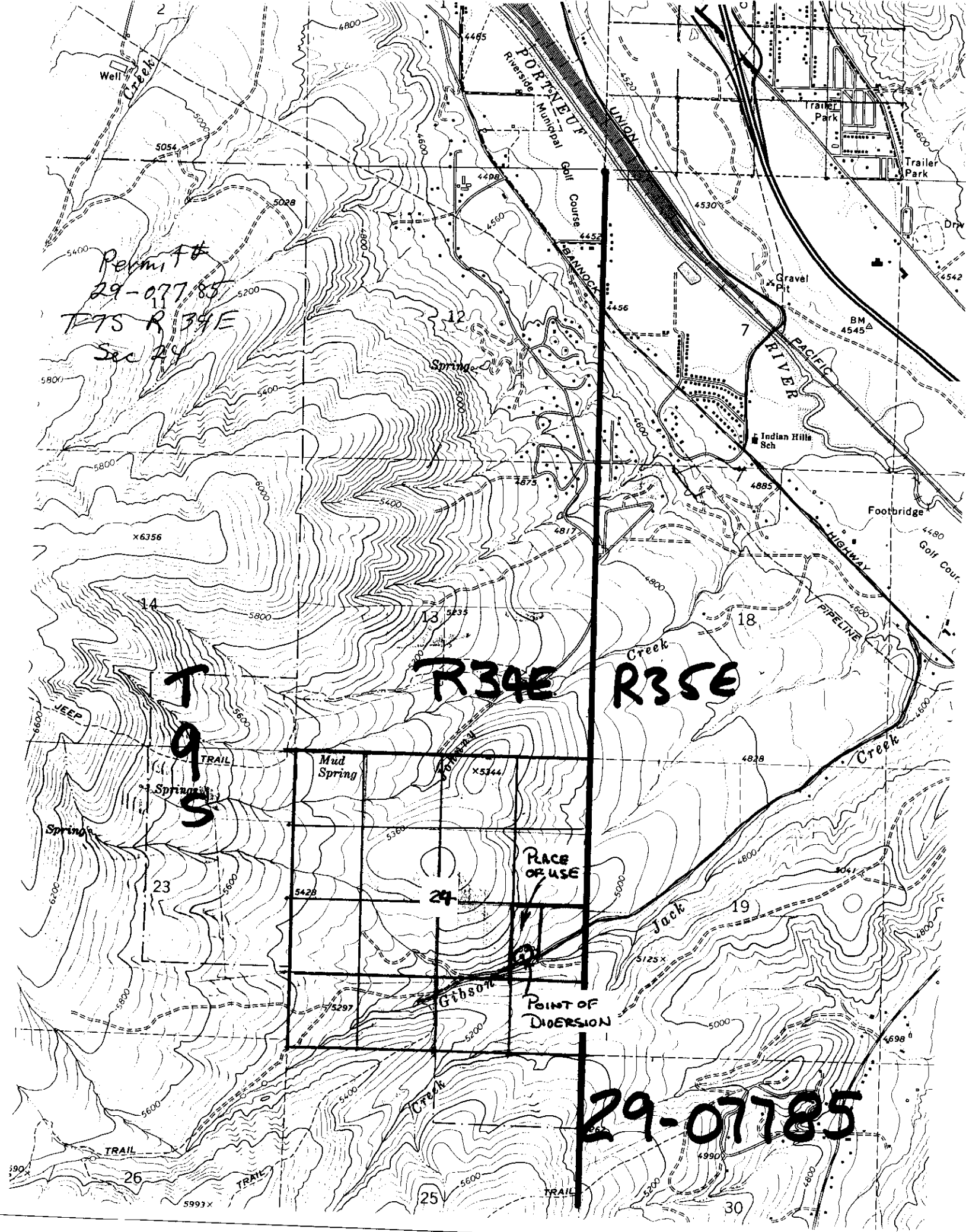
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	10/31	0.03	4.0
Domestic	1/1	12/31	0.04	1.2
Totals:			0.06 cfs	5.2

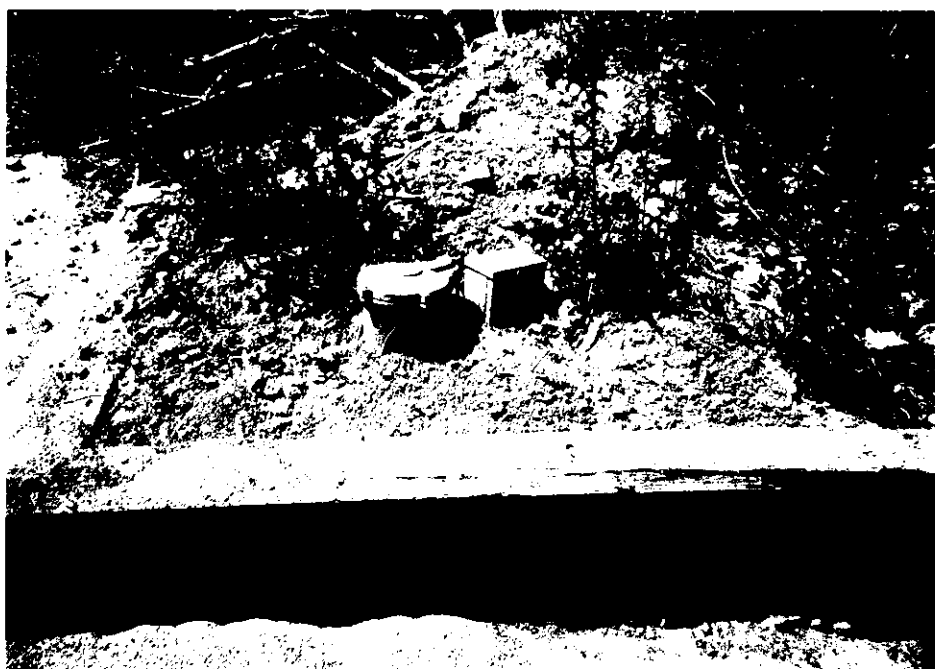
2. Recommended Amendments

☐ 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**I. AUTHENTICATION**Field Examiner's Name Lee L. Simmons Date 6/30/99

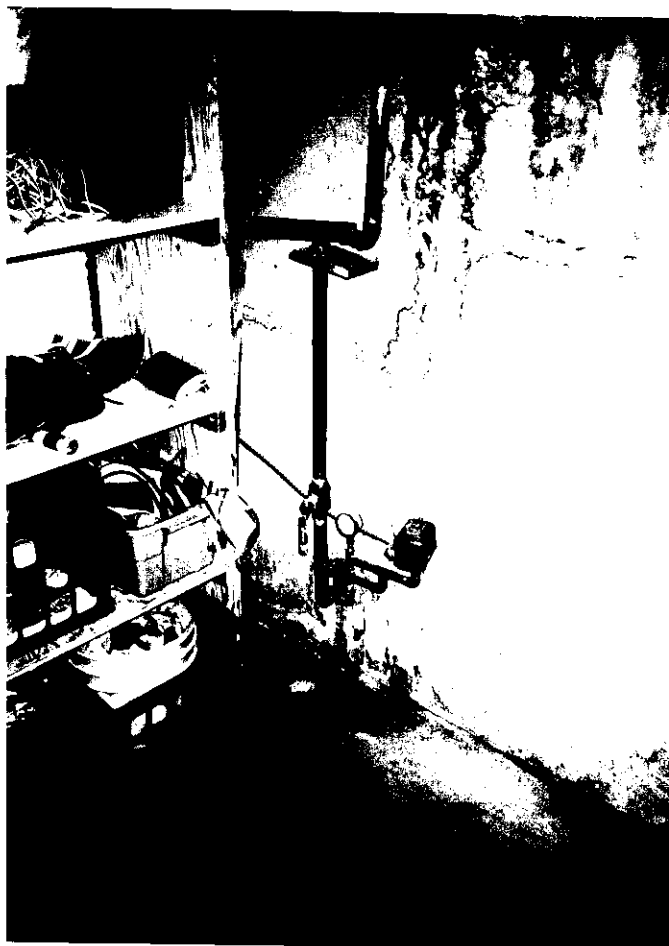
Reviewer _____ Date _____

SEAL





Looking
South at
Well



North side of home
Basement where
plumbing Enters.

Permit # 29-1785



Pressure Tank and water Soft,
hooking East

Permit # 29-7785



looking North West
at place of use.



looking
East at
place of use.

Permit #
29-7785-

May 3, 1991

SUE E. MAC BUTCH
MICHAEL BRUCE MAC BUTCH
324 S. MAIN
POCATELLO, ID 83201

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07785

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

MAY 30 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 29-7785

Date 5-1-91

GENERAL CONSIDERATIONS

- y Name same as permit?
y Address same as permit? If no, indicate below.
y Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

- y Surface water source
y Ground water source
no Drill permit req'd?
/ Copy in file? Drill permit no. _____
/ Amt paid for drilling permit? _____ Correct?
/ Well log in file?

LICENSE EXAMINATION FEE

- Yes Required?
50. Amount submitted?
y Correct amount?

MEASURING DEVICE

- no Measuring device or access port required?
/ Installed?
/ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

*Proof acceptable
Well drilled in 1984*

PRIORITY CALCULATION

Date proof received _____
Date proof due _____ - _____
No. of days late _____ = _____
Priority date _____ + _____
NEW PRIORITY DATE _____ = _____

JP

RECEIVED

APR 30 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

Amt. of Fee \$50.00

Date 4/30/91

Receipt No. 6020334

Received by J. J. J. J.

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 29-07785 Telephone No. (208) 232-7323(W)
233-9360(H)

2. Name(s) of Permit Holder(s): Sue E. MacButch Michael B. MacButch

3. Post Office Address: P.O. Box 1727 10500 Gibson Jack Road, Pocatello, Idaho 83204

4. Source of Water: Ground Water

a. If ground water, well driller's name: Dubbe Drilling & Pump Date drilled: 5/31/84

b. Pump horsepower: 1 1/2 H.P. Pressure (psi): 80 Dynamic pumping level (ft.): 84'

5. Extent of Use:

Domestic 1 (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other Domestic Use, Gardening,

Fruit Trees

6. Total rate and/or volume for which proof is submitted .13 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes XNo Installed? Yes XNo

OR

Flow Measurement Port: Required? Yes XNo Installed? Yes XNo

8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Bruce MacButch

233-9360(H) 232-7323(W)

Name

Telephone No.

10500 Gibson Jack Road

Pocatello, Idaho 83204

Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

4/26/91

Sue E MacButch

RECEIVED

4/26/91

[Signature]

MAY 30 1991

Date

Signature (and title if on behalf of a company or organization)

138/08
February 28, 1991

SUE E. MAC BUTCH
MICHAEL BRUCE MAC BUTCH
324 S. MAIN
POCATELLO, ID 83201

PROOF DUE NOTICE

RE: PERMIT NO. 29-07785

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before May 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner 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 which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable 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 30 1991

S T A T E O F 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

Statehouse
Boise, Idaho 83720
(208) 327-7900
April 19, 1990

SUE E. MAC BUTCH
MICHAEL BRUCE MAC BUTCH
324 S. MAIN
POCATELLO, ID 83201

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P29-07785

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

MICROFILMED

APR 25 1990



Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

APR 23 1990

PROCESSING

☐ Yes ☐ No form for advertising
☐ Yes ☐ No Statewide advertising
☐ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☐ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☐ No Protests received
Final date for protest _____

☒ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 29C
☐ Yes ☐ No Special conditions of approval or cover letter below. _____

Date of priority recommended _____

By _____

☐ See below for additional information

Date 5-10-1985

STATE OFFICE REVIEW

P05, P23

P10

46 48 49

By _____

KW

☐ See below for additional information

Date 4-6-90

ADDITIONAL INFORMATION

App. in NON-TRUST area -
Allow 1 yr. for development -

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: KEITH C WILSON

APPLICATION NUMBER: 29 7785

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____

Date: _____

Comments: _____

☐ Yes ☒ No Field check required.

☐ Yes ☒ No Critical groundwater area.

☐ Yes ☒ No Request dam safety information. Sent by: _____

Date: _____

☐ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: _____

- ☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 9-24-85
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☐ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.

☐ Yes ☒ No Measuring device required.

☐ Yes ☒ No Access port required.

☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____

5-10-85 Date of priority recommended.

Special conditions of approval or cover letter. _____

app. not identified in S.F. suit - too many acres to be DCMI -

By: Ernest Carlson

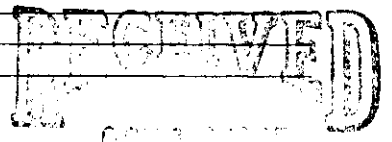
Date: Sept. 26, 1985

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.

By: _____

Date: _____



September 27, 1985

RE: Application for Permit No. 29-7785

Mr. Michael MacButch
324 South Main
Pocatello, ID 83201

Dear Mr. MacButch:

In May of 1985, you filed the above application to appropriate ground water for domestic and irrigation purposes. This office recently completed the initial processing of your application; but, before forwarding the file to the State Office we would like it to contain a typed application.

To expedite this matter, we have prepared a new application and enclosed it for your review and signature. Information on the enclosed application was taken directly from the original.

When the application has been returned bearing your signature, it will be forwarded to Boise for final action.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

MICROFILMED

APR 23 1990

FD-202
3/78

29-7785

consider
nonconsump.

Ident. No. 29-7785

ACRES IRR. 3

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PRIORITY 5-10-85

APPLICATION FOR PERMIT

RECEIVED

MAY 10 1985

STATUS APP To appropriate the public waters of the State of Idaho

Department of Water Resources
Eastern District Office

1. Name of applicant Michael Bruce & Sue E. MacButch Phone 208-233-9360

Post office address 324 S. Main, Pocatello, ID 83201 *

2. Source of water supply Ground Water which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 24 Township 7 S

Range 34E B.M. BANNOCK County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.09 cfs for Irrigation purposes from 3-15 to 11-15* (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)

5. Total quantity to be appropriated:

a. 0.13* -0.04- cubic feet per second and/or b. _____ acre-feet per annum.
*As per phone conversation, 5/10/85 KCW

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump 1 1/2 H.P. @ 135'

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. ~~Proposed~~ well diameter is 6" inches; proposed depth of well is 250 feet.
160 ft

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 24 Township 7 S
Range 34E B.M.

(2) Amount of power to be generated: _____ horsepower 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 1 family

(5) If water is to be used for other purposes describe: _____

MICROFILMED

APR 23 1990

MICHAEL B. MAC BUTCH

SUE MAC BUTCH

P. O. BOX 1723 233-9360
POCATELLO, IDAHO 83201

4 3 4

12

5/31

1984

92-30124
1241

Pay to the order of

Duplex Drilling & Pump

\$2,800.00

Two Thousand Eight Hundred dollars & 00/100



First
Interstate
Bank

First Interstate Bank
of Idaho, N.A.
Pocatello Office
P.O. Box 1240
Pocatello, Idaho 83201

Well John

2-11-84

⑆124103016⑆24122026⑆1301⑆

⑆0000280000⑆

MICROFILMED

APR 23 1990

MICHAEL B. MAC BUTCH
SUE MAC BUTCH
P. O. BOX 1723 233-9360
POCATELLO, IDAHO 83201

1301

5/31

92-80128
1241

Pay to the
order of

Della Dilling & Punc

800.00



First
Interstate
Bank
P.O. Box 1240
Pocatello, Idaho 83201

Well

[Signature]

⑆ 124103016⑆ 24122025⑆ 1301⑆

0000000000

Michael Butch

08/85

DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE SURVEY

RECEIVED

AUG 21 1985

Department of Water Resources
Eastern District Office

29-2285-

MAC BUTCH, MICHAEL BRUCE &/or SUE E.

324 S. MAIN, POCA TELLO, ID 83201

Source: GROUNDWATER

Date Filed: 05/10/1985

Diversion Pt: NESE Sec 24 T 07S R 34E

Use: IRRIGATION (0.09 CFS)
DOMESTIC (0.04 CFS)

In: NESE Sec 24 T 07S R 34E FOR 3 ACRES

Check the box to the left of the paragraph which accurately describes the status of the project described by the application and then sign on the line at the bottom of the page.

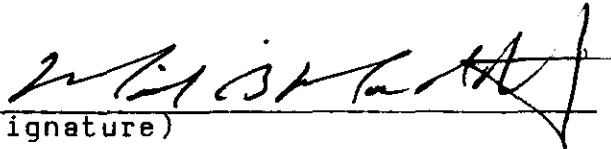
A. ☐ Prior to October 1, 1984, the source of water listed on application for permit No. _____ was not being diverted and put to beneficial use as represented by the application.

B. ☒ Prior to October 1, 1984, the source of water listed on application for permit No. 29-77 **MICROFILMED** was being diverted and put to beneficial use as represented by the application.

APR 23 1990

If paragraph "B" was selected return the form with documentation confirming beneficial use occurred prior to October 1, 1984. This documentation should include a sworn statement from you as applicant, plus other evidence that will substantiate beneficial use.

Additional information is not required for paragraph "A".


(Signature)

I, the undersigned, Michael B. MacButch certify by my signature, below that I, as applicant for Water Permit #29-7785. diverted water at a Diversion Pt: NESE Sec 24 T07S R 34 E and put to beneficial use this source of water prior to October 1, 1984.

Permit # 29-7785

Name *Michael B. MacButch*

Date 8/20/85

Enclosures:

Copy of check after completion of drilling for water.

RECEIVED

AUG 21 1985

Department of Water Resources
Eastern District Office

MICROFILMED

APR 23 1990



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

A. Kenneth Dunn
Director

August 13, 1985

RE: Application for Permit No. 29-7785

Michael B. MacButch
324 South Main
Pocatello, Idaho 83201

Dear Mr. MacButch:

In October of 1984, Idaho Power Company and the State of Idaho signed an agreement stating the Company's water rights would be subordinated to those persons who beneficially used water prior to October 1, 1984, and who filed an application or claim for said use by June 30, 1985.

To insure proper consideration of your application pursuant to the above agreement, follow the directions on the enclosed form and return it to this office when completed. For your benefit in identifying the point of diversion and place of use, included on the form is a description of the major items contained on the application.

Your cooperation in returning the completed form and supplemental documentation will expedite future administrative action on your application when processing of applications above Swan Falls resumes.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

MICROFILMED

APR 23 1990

29-2285-

MAC BUTCH, MICHAEL BRUCE &/or SUE E.

324 S. MAIN, POCA TELLO, ID 83201

Source: GROUNDWATER

Date Filed: 05/10/1985

Diversion Pt: NESE Sec 24 T 07S R 34E

Use: IRRIGATION	(0.09 CFS)
DOMESTIC	(0.04 CFS)

In: NESE Sec 24 T 07S R 34E FOR 3 ACRES

MICROFILMED

APR 23 1990