

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07735

Priority: June 30, 1983

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

9.8 AF

This is to certify, that HEROLD ANTHONY
RHONDA ANTHONY

2299 S MARSH CREEK RD
MC CAMMON ID 83250

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 30, 1983; and has submitted Proof of Beneficial Use on April 25, 1990. An examination indicates that the works have a diversion capacity of 0.110 cfs of water from:

MARSH CREEK

tributary to PORTNEUF 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	04/15 to 10/15	0.06 CFS	9.8 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 15, Township 08S, Range 36E
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>
08S	36E	15	SENW	2.8		2.8

Total number of acres irrigated: 2.8

CONDITIONS OF APPROVAL AND 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 use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use 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 use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

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JAN 23 1987

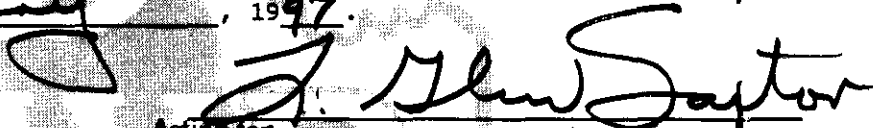
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 29-07735

CONDITIONS OF APPROVAL AND REMARKS

6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. Use of water under this water right will be regulated by the watermaster of State Water District No. 29H.
8. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
10. Rights 29-07734 and 29-07735 in combination shall not exceed a total diversion rate of 0.11 cfs.
11. Right 29-07734 is also diverted through the point(s) of diversion described above.

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 9th
day of January, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED

JAN 23 1997

Form 217
03/86

RECEIVED
APR 26 1990

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received \$50.00
Date 4-25-90
Receipt # E013662
Receipt by HWT
Reviewed by JN-6-21-90
Sent to region

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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.

Permit No. 29-07735

Name(s) of Permit Holder: Harold Anthony or Rhonda Anthony

Post Office Address: 2299 S. Marsh Creek Rd, McCammon ID

Telephone No. 254-3939

Source of Water: Marsh creek

Extent of Use:

Domestic (number of households) Stockwater (number and type of stock)

Irrigation 2.8 (acres) Other/Remark

Total rate and/or volume for which proof is submitted 0.06 cfs acre-feet

Show the date water was first diverted and beneficially used under this permit:

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

Fee enclosed \$ 50.00
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes ☒ No ☐
Installed? Yes ☐ No ☐

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

See above

(Name)

(Telephone Number)

(Address)

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

NOT RECORDED

JUL 20 1990

Date

Rhonda L. Anthony
Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-07735

Proposed Priority: June 30, 1983

Maximum Diversion Rate:

0.06 CFS

This is to certify, that **HEROLD ANTHONY**
RHONDA ANTHONY
RT. 1 BOX 1260
MC CAMMON, ID 83250

has applied for a permit to appropriate water from:

MARSH CREEK

tributary of **PORINEUF RIVER**

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

03/15 to 11/15

0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNE Sec. 15, Township 08S, Range 36E
BANNOCK County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

08S 36E 15

SENE 2.8

2.8

Total number of acres irrigated:

2.8

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1990**.
2. Subject to all prior water rights.
3. A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion prior to diversion of water under this permit.
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. Use of water under this permit is subject to control by the watermaster of State Water District No. 29H.
7. 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.

MICROFILMED

JUL 20 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-07735

CONDITIONS/REMARKS:

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

29th day of September, 1989.

for J. Glen Saxton
R. Keith Higginson, Director

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JUL 20 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 Herold or Rhonda Anthony Phone 208-254-3939
Post office address Rt. #1 Box 1260, McCammon, Idaho 83250

2. Source of water supply Marsh Creek which is a tributary of Portneuf

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 15 Township 8S
Range 36 E. B.M. Bannock County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 for irrigation purposes from March 15 to November 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)

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

5. Total quantity to be appropriated:

a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump from Marsh Creek.

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 _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____.

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

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JUL 20 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	
8S	36E	15								2.78									2.78

Total number of acres to be irrigated 2.78

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 Herold Anthony or Rhonda Anthony

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

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

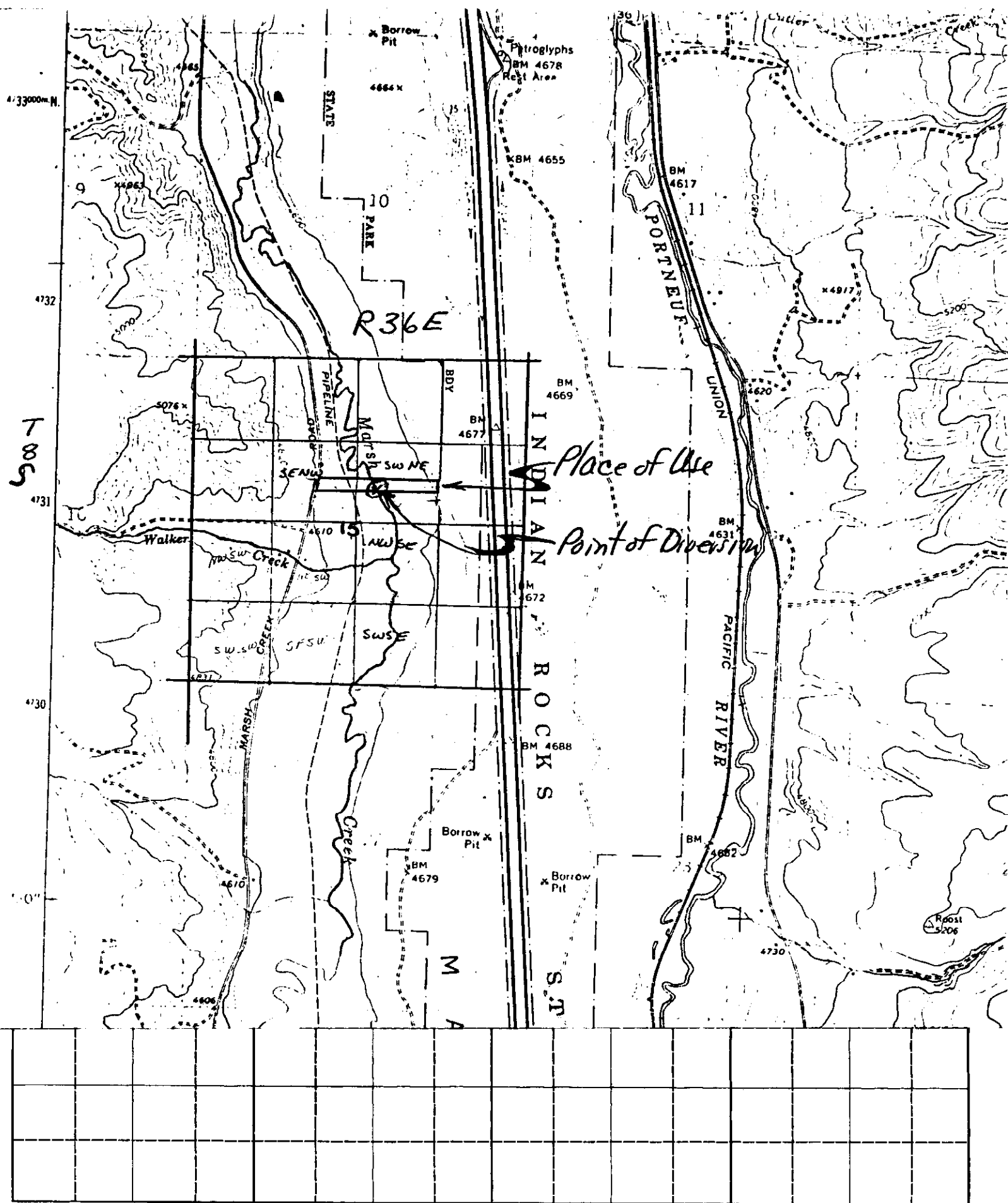
10. Remarks

RECORDED

JUL 20 1990

50

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



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

JUL 20 1990

Harold Anthony
(Applicant)

Shonda Anthony

Received by CW Date 6-30-88 Time 5:00p

Preliminary check by S.M. Fee \$ 30.00

Receipted by CW Date 8-3-83 - #29382

Publication prepared by MS Date 3-11-87

Published in Idaho State Journal

Publication dates 3-19-87 & 3-26-87

Publication approved CW Date 4-6-87

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by AUS

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: _____

Witness my hand this _____ day of _____, 19 ____.

Director

MICROFILMED

JUL 20 1990

PROOF OF PUBLICATION

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:

March 19	1987	19
March 26	1987	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.

Subscribed and sworn to before me this 31st

day of March, 1987

Jui L. Larsen

Notary Public, State of Idaho

Residence: Pocatello, Idaho

NOTICE OF APPLICATION
The following applications have been filed
for the purpose of obtaining a right of way
over the public lands of the State of Idaho
under the provisions of the Act of March 3, 1909
and the Act of March 3, 1909, as amended.
APPLICANT: RHONDA
RT. 1 BOX 124 MCCAMMON, IDAHO 83250
Source: MARSH CREEK tributary to
SHEEP RIVER, IDAHO
Date Filed: 3-19-87
Investigation: 15 T 08 R 36E
In: SENATE Sec. 15 T 08S R 36E FOR 3
The applicant is subject to all prior
rights and claims and the same shall be submitted
to the Department of Lands for its consideration
under the provisions of the public interest
criteria of the Idaho Code.
Department of Lands, 1500 State
Ave., Suite 100, Boise, Idaho 83720
on or before March 31, 1987.
Director
March 19, 1987
No. 173

RECEIVED

APR 2 1987

Department of Water Resources
Eastern District Office

MICROFILMED

JUL 20 1990

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Sandra K. Herald

NOTICE OF APPLICATION FOR WATER RIGHT

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

29-7735

ANTHONY, HEROLD &/or RHONDA
RT. 1, BOX 1260, MCCAMMON, ID 83250
Source: MARSH CREEK trib. to PORT-
NEUF RIVER

Date Filed: 06-30-1983

Diversion Pt: SWNE Sec 15 T 08S R 36E

Use: IRRIGATION(0.06 CFS)

In: SENW Sec 15 T 08S R 36E 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 April 6, 1987.

S/Ken Dunn

Director

March 19, 26, 1987

No. 173

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of Ameri-
ca, 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:

March 19, 1987, 19

March 26, 1987, 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 31st

day of March, 1987

Ken Dunn

Notary Public, State of Idaho

Residence: Pocatello, Idaho

RECEIVED

APR 2 1987

Department of Water Resources
Eastern District Office

MICROFILMED

JUL 20 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 9, 1997

HEROLD ANTHONY
RHONDA ANTHONY
2299 S MARSH CREEK RD
MC CAMMON ID 83250

RE: WATER RIGHT NO. 29-07735

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MEMORANDUM

TO: File 29-07735

FROM: Sharla

DATE: January 7, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Right 29-07735 are based on the following:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use:

T8S, R36E, S15 - SENW 2.8 acres

H. RECOMMENDATIONS

Irrigation	4/15- 10/15	0.06 cfs	9.80 afa
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The permit was issued for 2.8 acres; the license can be issued for a maximum of 2.8 acres. The volume has been calculated accordingly.

Examiner: Steve Garrison
Exam Date: August 9, 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 29-07735

DATE 1/7/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? — yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.06</u> cfs
Fee limit	<u>.20</u> cfs \$50 ⁰⁰
Measured	<u>✓</u> cfs .29 4 gpm x 32 nozzles @ 23 psi (same as 29-7734)
Theoretical	<u>.11</u> cfs

Recommended Total Div Rate .06 cfs

ANNUAL VOLUME/
NATURE OF USES —

Use W.

Volume Calculation

<u>2.8</u> X <u>3.5</u>	af
<u>9.8</u>	af
<u>—</u>	af
<u>—</u>	af
<u>—</u>	af
SUBTOTAL <u>9.8</u>	af

Flow rate .06 cfs X 183 days X 1.983 = 21.7 af

Total volume recommended 9.8 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W35 (29-07734, 0.11 cfs)
36 (")

CONDITIONS LOU Watermaster Control WD# 294

123 GW Measurement/Measuring Device - retain cond - no info. given as to compliance

130 Overlap

— Use-specific conditions W35, 0.11

Advancement of Priority Date Required — yes — no

SRBA Claim Filed N/A

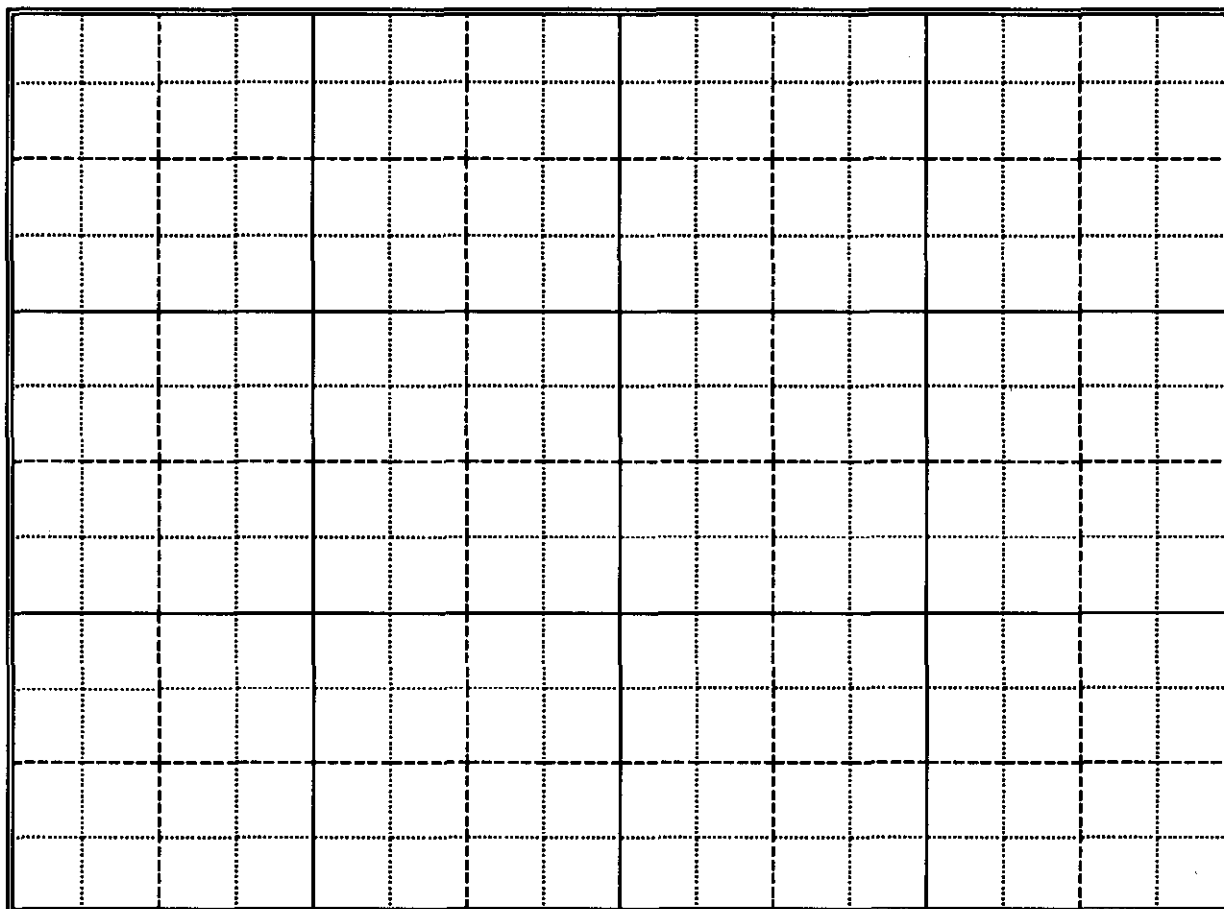
Adjustment Memo over volume

1st Amend Letter N/A

2nd Amend Letter N/A

JAN 23 1997

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 Quadrangle 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
		1		Berkley Pump	B 32 Z RM

*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
Theoretical						

2. Measurements: See comments

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JAN 23 1997

E. NARRATIVE/REMARKS/COMMENTS

Harold Anthony has same conveyance and diversion works as in-laws next door. *See plan B # 29-7734. Anthony's share irrigation pipe on each of their 3 acre parcels.

They also share a 6" deep by 6" wide ditch system.

Sometimes Anthony's use the irrigation pipe - 32 nozzles, 1/4", and sometimes they just flood the ditches.

*During water exam of Anthony's, the pump bearings seized. Prior to that there was steady flow and pressure.

*Recommendation: Since the systems at Peck's and Anthony's are the same and they share ditches and pipe, recommend 0.06 CFS for 3 acres.

*See Theoretical.

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

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JAN 23 1997

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{34 \times (3.5) = 10.5}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{22.0}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{10.5}$$

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		
_____	4-15	10-15	.06	10.5
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			.06	10.5

2. Recommended Amendments

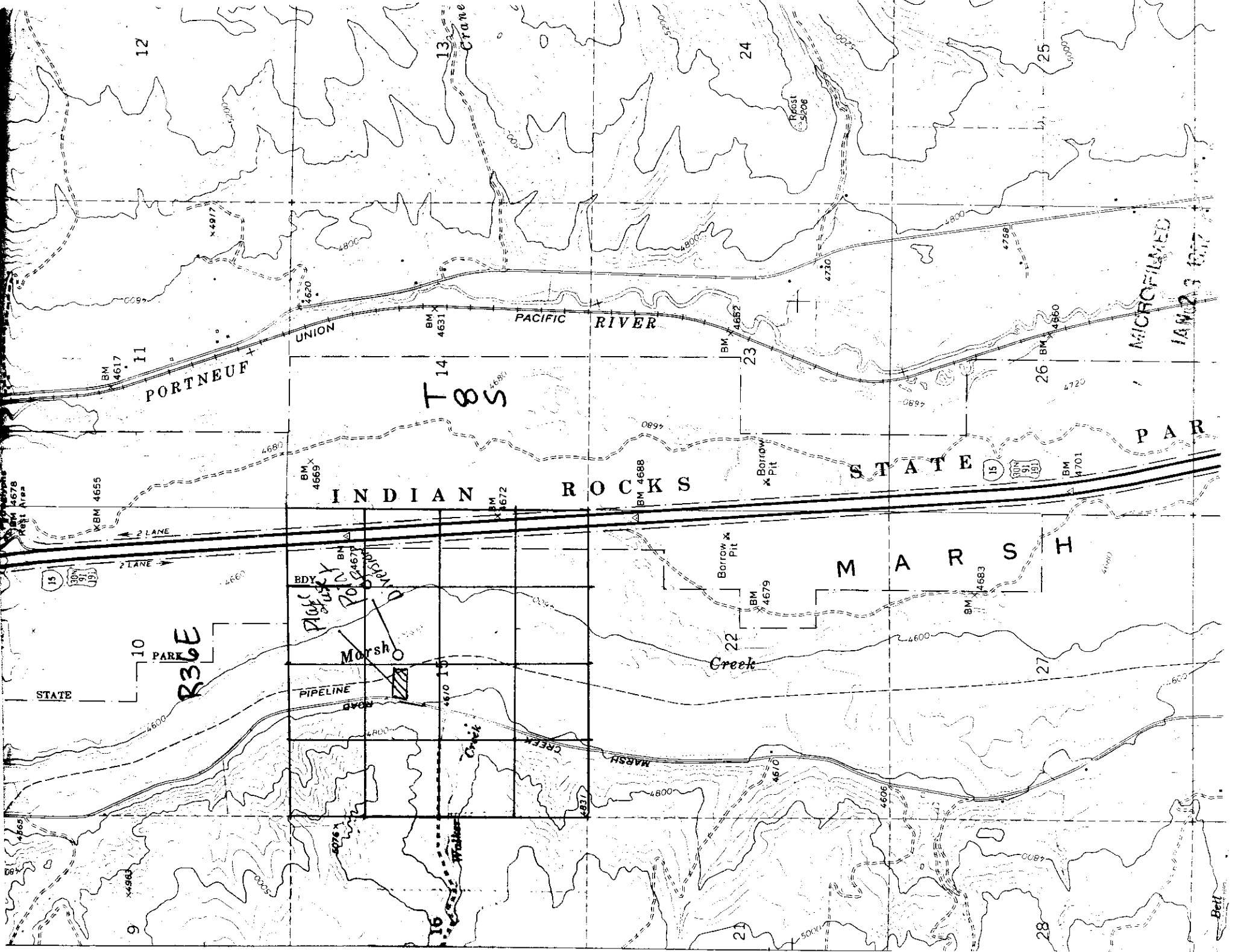
** limit this right w/ right # 29-07734 to 0.1 cfs in combo.*

___ 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. AUTHENTICATIONField Examiner's Name Steven Garrison Date 9 AUG 96Reviewer Greg Taylor Date 12-3-96

SEAL

MICROFILMED
JAN 23 1997



MICROFILMED
JAN 23 1977

R36E

T 8S

Play
Pond

Marsh

PIPELINE
ROAD

Creek

Creek

MARSH

M A R S H

INDIAN ROCKS

STATE

P A R K

PORTNEUF

PACIFIC RIVER

UNION

STATE

PARK

Post Area

Belt

T R 36 E
8
S



+



29-7735

10/10/77
10/10/77

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp) (8.814) (Eff)] \div [Lift + (psi \times 2.308)]$$

$$\begin{aligned} Hp &= \text{Horsepower} = \underline{\quad 1 \quad} \\ Eff &= \text{Efficiency} = \underline{\quad .7 \quad} \quad (\text{Usually } 70\%) \\ \text{Lift: } &(\text{Static Level} + \text{Assumed Draw down}) \\ &\text{Static Water Level} = \underline{\quad 0 \quad} \text{ ft.} \\ &\text{Assumed Draw down} = + \underline{\quad 0 \quad} \text{ ft.} \\ &\text{Lift} = \underline{\quad 0 \quad} \end{aligned}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{\quad 23 \quad} \text{ psi}$$

$$Q_{cfs} = \left[\frac{1}{Hp} \times 8.814 \times \frac{.7}{eff} \right] \div \left[\frac{0}{Lift} + \left(\frac{23}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{\quad 18.5094 \quad} \right] \div \left[\underline{\quad 53.084 \quad} \right]$$

$$Q_{cfs} = \underline{\quad 0.11 \quad} \text{ cfs}$$

PERMIT NO. 29-7735

June 26, 1990

HEROLD ANTHONY
RHONDA ANTHONY
RT. 1 BOX 1260
MC CAMMON, ID 83250

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07735

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

JUL 20 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 29-7735

Date: 6-1-90

General Considerations:

☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change Yes If yes, prepare a data entry
☒ Proof received timely
☐ Reinstated

Source of Water:

☒ Surface water
☐ Groundwater
☒ 1. well log in file
☒ 2. drilling permit
☒ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
NO Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

NO Is a measuring device or access port required?
☐ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received	<u>NA</u>	
Date proof due		-
No. of days late		=
Priority date		+
NEW PRIORITY DATE		=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

address change?

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) 334-7900
September 29, 1989

HEROLD ANTHONY
RHONDA ANTHONY
RT. 1 BOX 1260
MC CAMMON, ID 83250

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

RE: PERMIT NO. P29-07735

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.

Be sure to note the special condition requiring you to install a lockable device that will provide the watermaster control on your diversion.

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 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

JUL 20 1990

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick APPLICATION NUMBER: 29 7735

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.
☐ 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.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 4-6-87
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4-02-87
☐ 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? 29-H
6-30-83 Date of priority recommended.
Special conditions of approval or cover letter. _____

App. in NON-TRUST area-

By: HWJ Date: 8-10-89

STATE OFFICE REVIEW:

POI, P16 01H 48 49 05 (29-H, Marsh Creek)
RECEIVED
☐ See attached sheet for more information.
By: KW Date: 9-21-89 AUG 14 1989

March 18, 1987

Herold or Rhonda Anthony
Rt. 1, Box 1260
McCammon, Idaho 83250

RE: Application for permit no. 29-7735

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification no. 29-7735. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Idaho State Journal. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Ernest Carlsen
Assistant Regional Manager

EC/md Enclosure

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JUL 20 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MARCH 11, 1987

Idaho State Journal
P. O. Box 431
Pocatello, Idaho 83201

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review 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 along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 6, 1987.

Yours truly,

Michele Davis
Office Secretary

Encl.

MICROFILMED

JUL 20 1990

NOTICE OF APPLICATION

FOR WATER RIGHT

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

29-2235-

ANTHONY, HEROLD &/or RHONDA

RT. 1, BOX 1250, MCCAMMON, ID 83250

Source: MARSH CREEK trib. to FORTNEUF RIVER

Date Filed: 06/30/1983

Diversion Pt: SWNE Sec 15 T 08S R 36E

Use: IRRIGATION (0.06 CFS)

In: SENW Sec 15 T 08S R 36E FDR 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 April 6, 1987.

Ken Dunn

Director

Published March 19, and March 26, 1987

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JUL 20 1990

MEMORANDUM
TO: REGIONS
FROM: BOB FLEENOR
RE: APPLICATION PROCESSING

RECEIVED

MAR 9 1987

Department of Water Resources
Eastern District Office

ATTACHED IS A LETTER FROM IDAHO POWER COMPANY STATING THAT THEY HAVE NO OBJECTION TO PROCESS APPLICATIONS FOR THREE ACRES OR LESS.

PLEASE REVIEW THE APPLICATION IN YOUR SWAN FALLS HOLD FILE AND PROCESS THOSE THAT ARE FOR THREE ACRES OR LESS.

MICROFILMED

JUL 20 1990



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

August 13, 1985

RE: Application for Permit No. 29-7735

Herold Anthony
Rt. 1, Box 1260
McCammon, Idaho 83250

Dear Mr. Anthony:

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

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JUL 20 1990