

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7571 Priority December 10, 1980 Amount 0.06 cfs

THIS IS TO CERTIFY, that Dale T. Bissell
of Inkom, Idaho, has complied with the terms and conditions of Permit
No. 29-7571 issued pursuant to Application for Permit dated December 10, 1980,
and has submitted proof to the Department of Water Resources on August 16, 1982,
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 0.06 cfs of water from Marsh Creek,
tributary to Portneuf 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
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>0.06</u> cfs and	<u>3</u> acre feet
	from <u> </u> to <u> </u>	at <u> </u> cfs and	
	from <u> </u> to <u> </u>	at <u> </u> cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.06 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
10.5 acre feet per year, said waters to be diverted within the NE 1/4 Section 34,
Twp 7S, Rge 36E in the County of Bonneville

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 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	
7S	36E	34							3						3

Total number of acres irrigated 3

MICROFILM

MICROFILMED

CONDITIONS OF APPROVAL

- a. 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.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Use of water under this license is subject to control by the watermaster of State Water District No. 29H, Marsh Creek.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 15TH day of July, 19 86.

Acting for the

Director

Norman C. Young

51m
85

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

all changes below
as per tel/con
12/12/80 HWB

To appropriate the public waters of the State of Idaho

1. Name of applicant Bissell Dale T. Phone 775-4595
Post office address P.O. Box 324 Inkom Idaho
2. Source of water supply Marsh Creek which is a tributary of Parneut River
3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 34 Township 7 south
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 cfs for Irrigation purposes from May 1st to Nov 1st (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 cfs. _____ 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 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 8 inches; proposed depth of well is 100 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 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: _____

APPROVED

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

Township 7 Range 36 E.B.m.

[illegible]

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

Date T. B. issell
(Applicant)

(Applicant)

Proposed Priority

12/10/80

Received by

kw

Date

12/10/80

Time

10:20
3:50

Preliminary check by

HWT

Fee \$

30.

Received by

kw

Date

12/11/80

16116

Publication prepared by

kw

Date

12/11/1980

Published in

Idaho State Journal

Publication dates

12/26 & 1/02/1981

Publication approved

kw

Date

1/12/81

Protests filed by:

none

Copies of protests forwarded by

Hearing held by

Date

Recommended for

approval

denial

by

EMC. RA

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. 29-7571, 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 January 1, 19 86.

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: Use of water under this permit is subject to control by the watermaster of State Water District # 29 H, Marsh Creek.

Witness my hand this

22

day of

January

, 19 81.

David R. Tuttle Jr.

Acting Chief, Operations Bureau

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Rosalee Olmstead

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>Dec. 26</u>	<u>, 1980</u>	<u> </u>	<u>, 19</u>
<u>Jan. 2</u>	<u>, 19 81</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.

Rosalee Olmstead

Subscribed and sworn to before me this 6th

day of January, 19 81

[Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECEIVED

JAN 7 1981

Department of Water Resources
Eastern District Office

RECEIVED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

29-7571

Bisseli, Dale T.
P.O. Box 324, Inkö, ID 83245
Source: Marsh Creek tributary to
Porineuf River

Date Filed: 12-10-1980

Amount: 0.06 CFS

Diversion Point: NESW Sec. 34 T
07S R 36E, Bannock Co.

Use: Irrigation (0.06 CFS) from
5-01 to 11-01

Place of Use: NESW Sec. 34 T
07S R 36E for 3 acres

Diversion Means: Pump.

If issued, the permit(s) will be
subject to all prior water rights.
Protests against the granting of
any permit must be filed with the
Director of the Idaho Department
of Water Resources, 150 Shoup
Ave., Idaho Falls, Idaho 83401 on
or before JANUARY 12, 1981.

S/C. Stephen Ailred

Director

Dec. 26, Jan. 2, 1981

No. 308

being first duly sworn on oath deposes and says: That
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:

_____, 19_____, 19_____
_____, 19_____, 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.

Rosalee Chestead

Subscribed and sworn to before me this _____

day of _____, 19____

Stephen Ailred

Notary Public, State of Idaho

Residence: Pocatello, Idaho

RECEIVED

JAN 7

Department of Water Resources
Eastern District Office



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 15, 1986

RE: Permit No. 29-7571

Dale T. Bissell
Box 324
Inkom,,ID 83245

Dear Mr. Bissell:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

NOV 19 1984
Department of Water Resources
29-7571
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 7-29-83 Accompanied by Dale Bissell Total Q measured 0.25 cfs ✓
 Source Marsh Creek Tributary to _____ Supp. annubar measurement sheet used? _____
 If source is surface water, estimate total flow of source _____
 Methods of measurement Phot gauge Meets permit requirements? _____

Measurement calculations:
 *1- 15 psi, 5 birds, 1/4" N = 7.35 gpm x 5b = 36.75 gpm
 *2- 16 psi, 2 birds, 1/4" N = 7.55 gpm x 2b = 15.10 gpm
 *3- 14 psi, 4 birds, 1/4" N = 7.15 gpm x 4b = 28.60 gpm
 *4- 20 psi, 4 birds, 1/4" N = 8.35 gpm x 4b = 33.4 gpm
 U = 2 afa x 25 afa = 10.5 afa ✓
 113.85 gpm = 0.25 cfs ✓

WELL/DIV. NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
	5	Bryant	NA	Homelite				

System Description Gasoline motor/pump with intake in Marsh Creek to sprinkler lines.

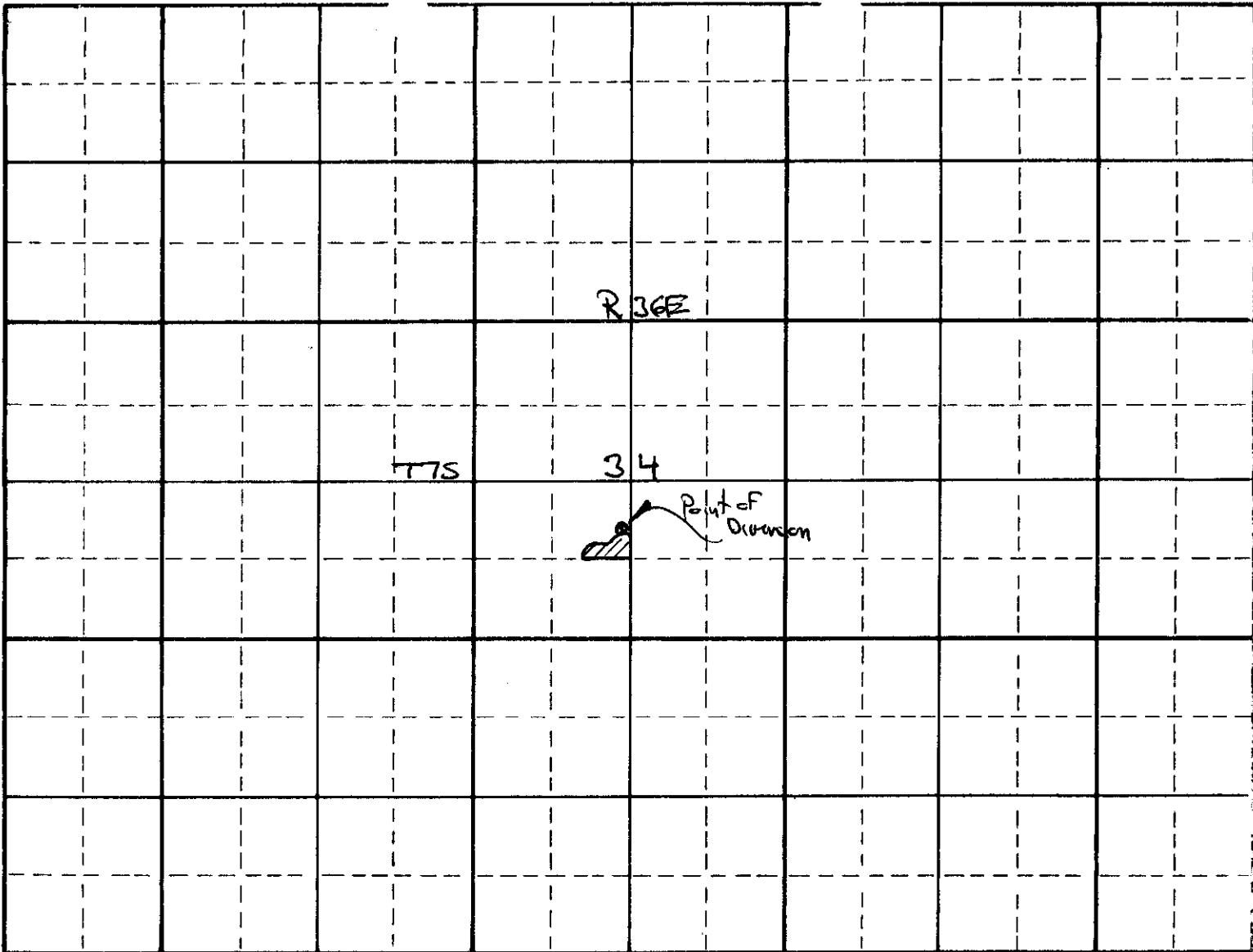
* Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Q (cfs)	V (afa)	FROM	TO
<u>Irrigation</u> ✓	<u>0.06</u> ✓	<u>10.5</u> ✓	<u>8/15</u>	<u>11/15</u>
			<u>per rules</u>	<u>& regs.</u>
Total	<u>0.06</u> ✓	<u>10.5</u> ✓		

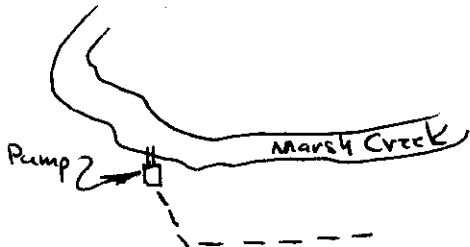
Remarks No overlapping rights ✓

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SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: ✓ NE 1/4 SW 1/4 Sect. 34 T7S R36E

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	36E	34									3								3

Recommended Amendments:

- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above
- ☒ None
- ☐ Other

Examiner's Signature John Jones
Checked by Keith C. Williams
Approved by Kay Walker

Date 5-25-84
Date 13 Nov 1984
Date 7-7-86

NOT FILMED

29-7571

I 34

RJGE

672

A 535
(16088)

A 180.0

175

A 1094
(16088)

A 91

A 149

B 46

8.0

D 48

A 50
(16098)

C 19.1

I 13.6

A 150
(16098)

Not to Scale

PERMIT NO. 29-7571 Bissell
(Name) Mr. Bissell
Accompanied by: Mr. Bissell
EXAMINATION: DATE: 7-29-83

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
<u>Briggs & Stratton</u>	<u>5</u>		<u>Homelite</u>	

Measuring Device Type: Pilot Gauge
Meter # _____ Annubar # _____ Size # _____

Remarks: _____

Measurement calculations:

Nozzle size
1/4" +

X 14 psi
|
46 in ds
|
X 14 psi

X 20 psi
|
46 in ds
|
X 20 psi

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter _____ Length _____

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PERMIT NO. 9-7571

(Name)

Bussell

EXAMINATION: DATE: 7-29-83

Accompanied by.

Mr. Bussell

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.

Measuring Device Type: _____

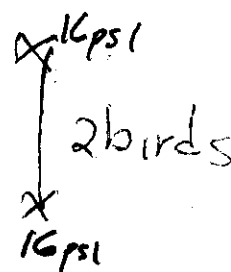
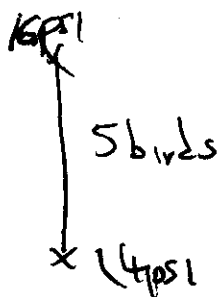
Meter # _____

Annubar # _____

Size # _____

Remarks: _____

Measurement calculations:

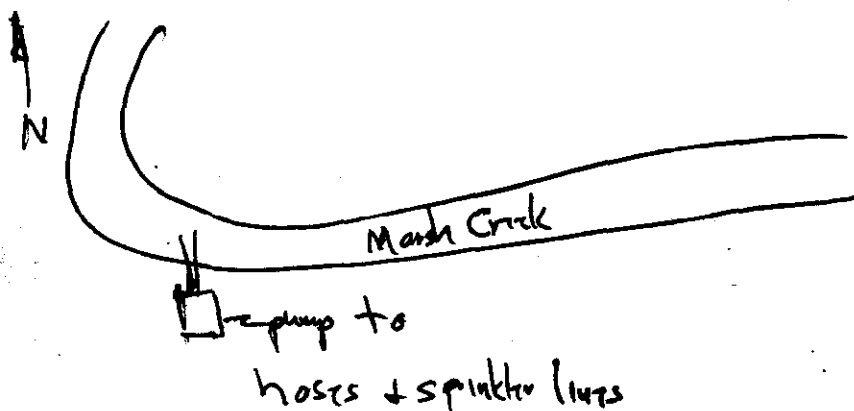


Nozzle size
'1/4" +

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter _____

Length _____



MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

June 12, 1985

Dale T. or Kathleen M. Bissell
P. O. Box 324
Inkom, ID 83245

Re: Water Right Identification No. 29-7571

Dear Wateruser:

The proof of beneficial use (Form A) which you recently submitted to the department is being returned to you for the following reason:

- ☒ Proof of beneficial use has already been submitted for the water right.
- ☐ Proof of beneficial use is not applicable for existing licensed rights.
- ☐ Proof of beneficial use is not applicable for existing decreed rights.
- ☐ Proof of beneficial use is not applicable for a right represented by a claim to a water right.
- ☐ Other:

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

cc: Region

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director

September 27, 1982

Dale T. Bissell
P.O. Box 324
Inkom, Idaho 83245

RE: Permit No. 29-7571

Dear Mr. Bissell:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

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

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

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

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

Sincerely,

COLLEEN WRAY
Adm. Secretary

MICROFILMED

29-7571

RECEIVED

Dale T. Bissell
P.O. Box 324
Inkom, Idaho
83245

AUG 14 1982

Department of Water Resources

Dear Sirs;

I received a letter from your department in Boise, containing a card to report progress on my permit.

I have completed what I needed the permit for.

All I have is a pump to pump out of Marsh Creek and some lines and risers. The well that is also listed on my permit is already in and has a 2" line coming off of it that is capped mainly for a back up I hope I do not have to use. It is quite a simple system for irrigating 3.3 acres and contains no ditch type diversions or reservoirs.

So if it needs an inspection to obtain the Water Rights it is ready.

Adequate Statement of B/U
DRT 8/30/82

Thank You
Dale T. Bissell

RECEIVED

AUG 16 1982

Department of Water Resources
Eastern District Office

microfilm

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

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

BISSELL, DALE T.
P.O. BOX 324
INKOM, ID 83245

FEBRUARY 04, 1981

RE: PERMIT NO. 29-7571

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

29 7571

INITIAL REVIEW BY: Ernest Carlson

* APPLICATION NUMBER: 29-7571

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.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☒ Other WD 29H J. Proctor

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: Jan. 12

- ☐ Yes ☒ No

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

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: Jan 1, 1981
☒ 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
12-10-1980 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: Ernest Carlson

Date: Jan 16, 1981

STATE OFFICE REVIEW:

return receipt w/cover letter

SL w/o cond 05 (29H Marsh Creek)

- ☐ See attached sheet for more information.

By: Robyn

Date: 1/21/81

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

DECEMBER 18, 1980

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 JANUARY 12, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

RECEIVED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before JANUARY 12, 1981.

C. STEPHEN ALLRED

Director

Published 12/26 & 01/02/81.

RECORDED

29-7571

Bissell, Dale T.

P.O. Box 324, Inkom, ID 83245

Source: Marsh Creek tributary to Portneuf River

Date Filed: 12/10/1980

Amount: 0.06 CFS

Diversion Point: NESW Sec. 34 T 07S R 36E, Bannock Co.

Use: Irrigation (0.06 CFS) from 5/01 to 11/01

Place of Use: NESW Sec. 34 T 07S R 36E for 3 acres

Diversion Means: Pump.



29-2521

BISSELL, DALE T.

P.O. BOX 324, INKOM, ID 83245

Source: MARSH CREEK tributary to PORTNEUF RIVER

Date Filed: 12/10/1980

Amount: 0.20 CFS 0.06 cfs

Diversion Point: NESW Sec 34 T 07S R 36E, BANNOCK Co.

Use: IRRIGATION (0.20 CFS) from 05/01 to 11/01

Place of Use: NESW Sec 34 T 07S R 36E FOR 3 ACRES

Diversion Means: PUMP.

corrected
computer

MICROFILMED