

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7480 Priority April 19, 1979 Amount 0.41 cfs

THIS IS TO CERTIFY, that Anton Smith
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7480 issued pursuant to Application for Permit dated April 19, 1979,
and has submitted proof to the Department of Water Resources on March 9, 1981,
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 1.61 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>0.41</u> cfs and	<u>77.0</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.41 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
77.0 acre feet per year, said waters to be diverted within the SE 1/4, Section 20,
Twp 6S, Rge 33E in the County of Power

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	33E	20	15		7														22

Total number of acres irrigated 22

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.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28TH day of AUGUST, 19 86.

Acting for the Director

Norman C. Young

RECORDED

RECEIVED

JUL 30 1988

Ident. No. _____

STATE OF IDAHO

Department of Water Resources

APPLICATION FOR AMENDMENT (For Licensing Purposes)

APPROVED

Comes now Anton Smith Phone _____
of (address) Star Rt., Box 182 Pocatello, ID 83201, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 29-7480, and requests that the permit be changed as follows:

1a. Point of diversion: SE 1/4 NE 1/4, Section 20, Township 6S, Range 33E,
B.M., County of Power. Other points of diversion: _____

1b. Source: groundwater tributary to -----

2a. Period and nature of use:

Amount 0.41 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

2b. The maximum quantity diverted shall not exceed 0.41 cfs or 77.0 acre feet
per year.

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	33E	20	15		7														22

Total number of acres to be irrigated = 22

4. Date of priority: April 19, 1979

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5. Conditions (if any):

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at 12.20 P.M., this 29 day of July, 1986
Anton Smith
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$20.00 ☒ Received by sf Date 7-30-86 #38877

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby Approve the above Application for Amendment for Permit No. 29-7480.

Witness my hand this 28TH day of August, 1986.

Norman C. Young
Acting for the Director

ENCLOSURE

OK
JIM

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant ANTON SMITH Phone 232-5731

Post office address Star Route, Pocatello, Idaho 83201

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 20 Township 6 South

Range 33 E B.M. Power _____ County, additional points of diversion if any: _____

None

4. Water will be used for the following purposes:

Amount .74 cfs for irrigation purposes from April 1 to Nov. 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. .74 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, motor & panel

b. Height of storage dam N/A 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 16 inches; proposed depth of well is 200 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: _____

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

[illegible]

Total number of acres to be irrigated 37

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

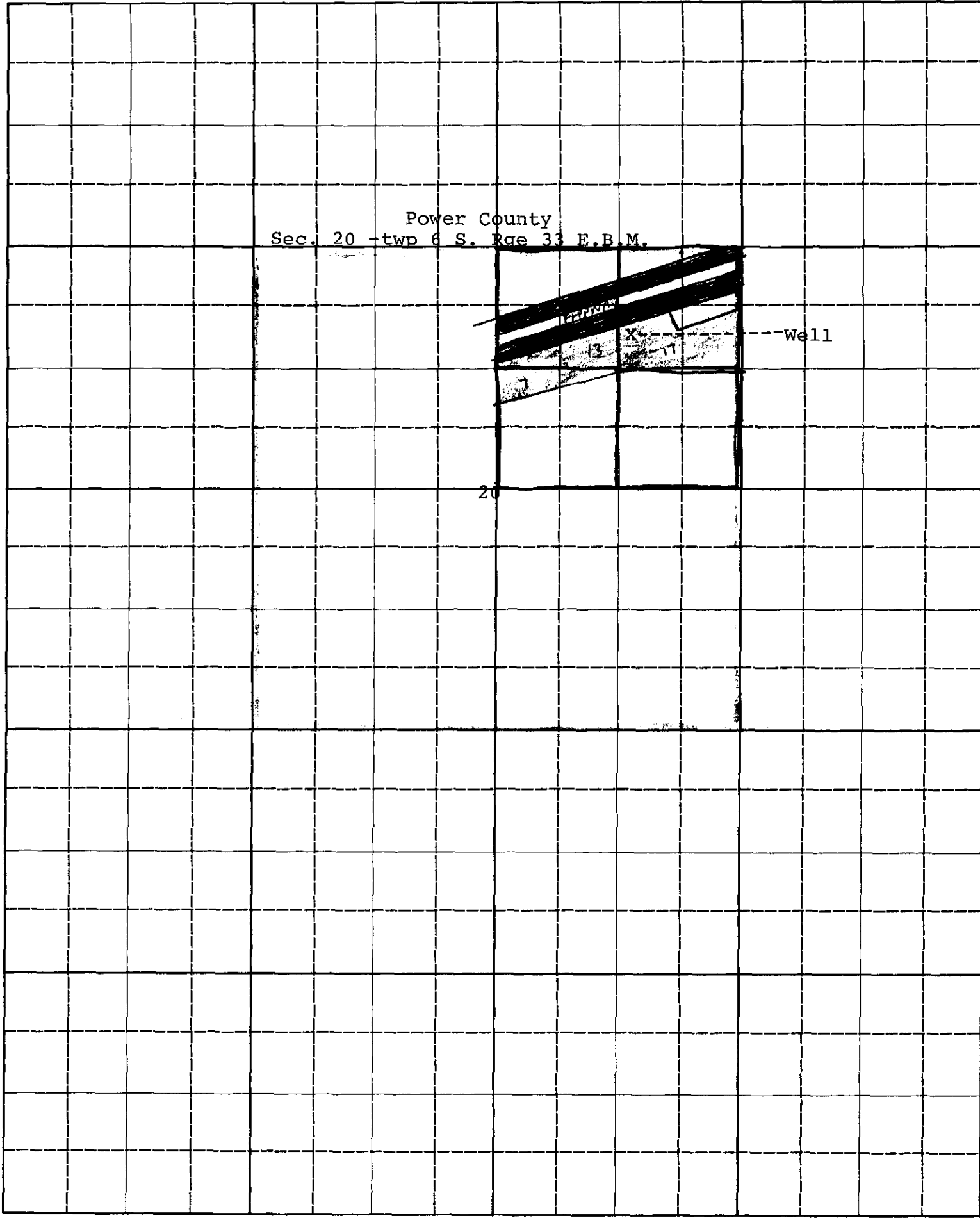
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks _____

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



Scale: 1/4 inches equal 1 mile.

4"

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.

2 Austin Smith
(Applicant)

Proposed Priority 4-19-79

Received by dh Date 4-19-79 Time 11:00 a.m.

Preliminary check by RP Fee \$35.00

Receipted by dh Date 4-20-79 #11826

Publication prepared by dh Date 4-20-79

Published in Power County Press

Publication dates April 26 and May 3, 1979

Publication approved JS Date 5/9/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RPC J.J.

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. 29-7480, 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 June 1, 19 84.
- 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: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 28th day of June, 19 79.

A. Glen Saptor
Chief, Operations Bureau

Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER

} s.s.

Phyllis Ringe

being first duly sworn

on oath, states:

That she is the princkpal clerk of the printer of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said County; that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publica-

tion being the 26th day of April, 1979

the date of last publication being the

3rd day of May, 1979

(Signed) *Phyllis Ringe*

Subscribed and sworn to before me this

4th day of May, 1979

Rose Ann Turk
Notary Public, residing at American Falls, Idaho.

My Commission expires the

(SEAL)

..... day of, 19

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MAY 7 1979

Department of Water Resources
Eastern District Office

for MICROFILMED

Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER

} S.S.

Phyllis Ringe

being first duly sworn

on oath, states:

Published in The Power County Press
April 26 and May 3, 1979.

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:

29-7480

SMITH, ANTON

STAR ROUTE, POCATELLO, ID 83201

Source: GROUNDWATER

Date Filed: 04/19/1979

Amount: 0.74 CFS

Diversion Point: NENE Sec 20 T 06S R 33E,
POWER Co.

Use: IRRIGATION (0.74 CFS) from
04/01 to 11/15

Place of Use: NENE NWNE SWNE Sec
20 T 06S R 33E FOR 37 ACRES

Diversion Means: WELL & 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, 1515 Lincoln Rd., Idaho
Falls, Idaho 83401 on or before MAY 14,
1979.

C. STEPHEN ALLRED
Director

That she is the principal clerk of the printer
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for ².....
successive weekly issues thereof, the date of the first publica-

tion being the 26th day of April, 1979

the date of last publication being the

3rd day of May, 1979

(Signed) Phyllis Ringe

Subscribed and sworn to before me this

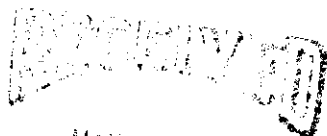
14 day of May, 1979

Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

..... day of, 19



Department of Water Resources
Eastern District Office

grr



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

September 6, 1986

RE: Permit Nos. 29-7480/7586

Anton Smith
Star Rt., Box 182
Pocatello, ID 83201

Dear Mr. Smith:

Enclosed herewith are copies of your Water Right Licenses issued on the above referenced permits along with copies of your approved Applications for Amendment. Also enclosed is Departmental Receipt No. 38877 in the amount of \$40.00.

Should you have any questions concerning these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

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September 6, 1983

RE: Permit Nos. 29-7480/7586

Anton Smith
Star Rt., Box 182
Pocatello, ID 83201

Dear Mr. Smith:

Enclosed herewith are copies of your Water Right Licenses issued on the above referenced permits along with copies of your approved Applications for Amendment. Also enclosed is Departmental Receipt No. 38877 in the amount of \$40.00.

Should you have any questions concerning these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

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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:
Storehouse
Boise, Idaho 83720
(208) 334-4440

July 22, 1986

RE: Permit No. 29-7480

Anton Smith
Star Rt., Box 182
Pocatello, ID 83201

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains all of the information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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6. Management of Water Resources

29-2480
Permit No.

DATE	INITIALS	REMARKS
------	----------	---------

- | | | | |
|---|-------|-------|-------|
| ☐ Appointment letter mailed: | _____ | _____ | _____ |
| ☐ Telephone call made: | _____ | _____ | _____ |
| (List Telephone No. used) | _____ | _____ | _____ |
| ☐ Appointment scheduled for: | _____ | _____ | _____ |
| (Date, time, location) | _____ | _____ | _____ |

Date 6-15-1982 Accompanied by Anton Smith Total Q measured 1.6/cfs ✓
If source is surface water, estimate total flow of source _____
Methods of measurement Pitot gauge Meets Permit requirements? _____

Measurement calculations:

$V = 22 \text{ acres} \times 3.5 \text{ cfs}$
 $= 77 \text{ cfs}$ ✓

$V = 0.4 \text{ cfs} \times 1.9835 \times 228 \text{ days}$
 $= 180 \text{ cfs}$

Line 1 - $4.96 \text{ gpm} \times 33 = 163.68 \text{ gpm}$ ✓
2 - $4.96 \text{ gpm} \times 32 = 158.72$ ✓
3 - $4.96 \text{ gpm} \times 33 = 163.68$ ✓
4 - $4.96 \text{ gpm} \times 32 = 158.72$ ✓
5 - $4.96 \text{ gpm} \times 16 = 79.36$ ✓

$724.12 \text{ gpm} = 1.61 \text{ cfs}$ ✓

totally 86-acres under irris.
from 29-7480 + 29-7586
This is 0.0187 cfs/acre.
22 acres $\times$ 0.0187 cfs
0.41 cfs ✓

[illegible]

System Description well pump thru mainline to 5 sprinkler lines

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

Irrigation requirement = 3.5 ✓ AFA/Acre

	USE	Q (cfs)	V (afa)	FROM	TO
Irrigation ✓		0.41 ✓	77 ✓	April 1 ✓	Nov 15 ✓
				3/15	11-15
				per rules & regs	

Total 0.41 cfs 77.0 AF

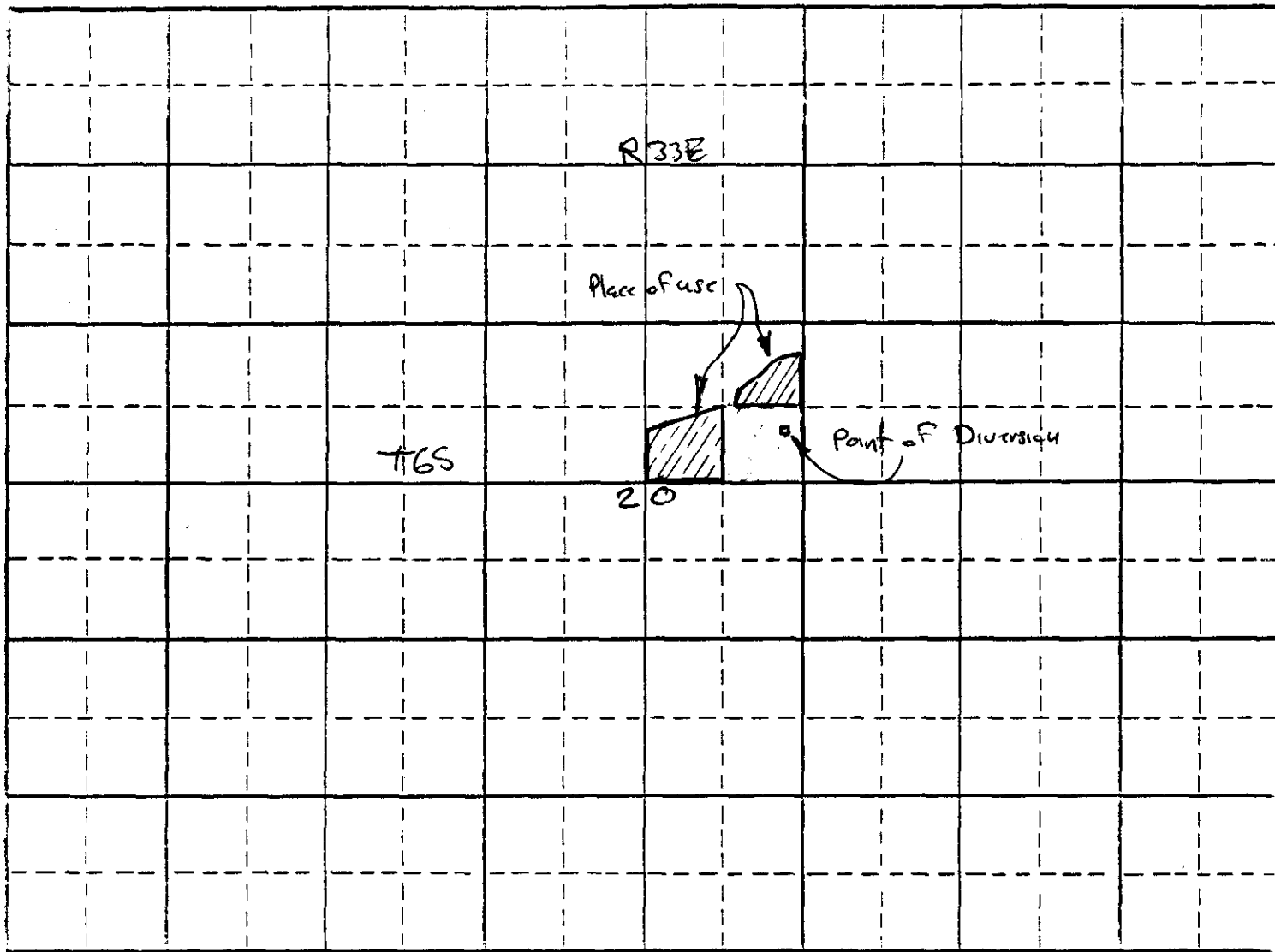
Remarks The grounds for 29-7480 and 29-7586 are being irrigated as
one unit. Basically both field exams were accomplished at the same time.

Both permits need to have a PD amendment to SENE Sect. 20

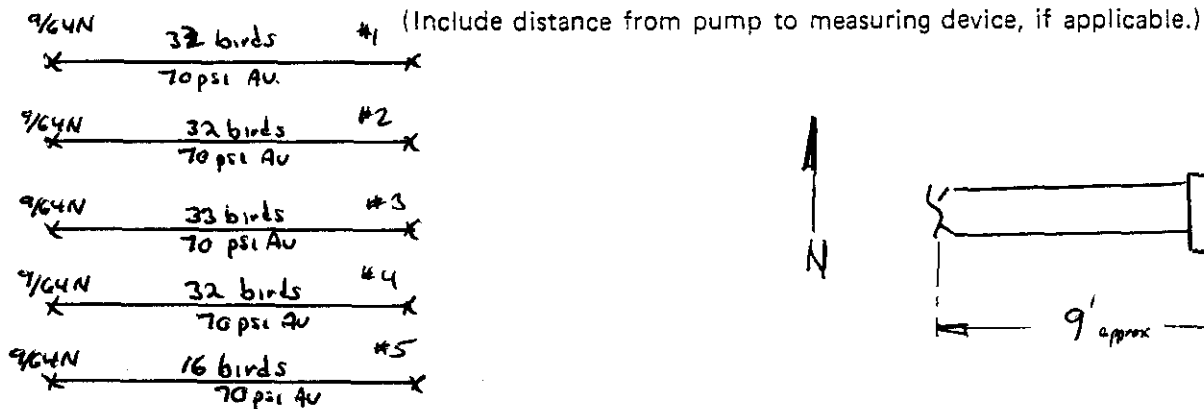
~~R17 (29-7586) (1.61 cfs)~~

P/D overlap per VAX: none - see 29-7586
also being
29-4104 on same ground licensed.

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SCHEMATIC DIAGRAM OF SYSTEM



Point(s) of diversion: SE 1/4 of NE 1/4 Section 20 T6S R33E

Place(s) of Use ☒

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	33E	20	15		7														22

22

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

Examiner's Signature

David W. Jones

Date 1-07-1983

Checked by

Keith C. Walker

Date 13 Jan 1984

Approved by

Kay Walker

Date 7-7-86

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R38E

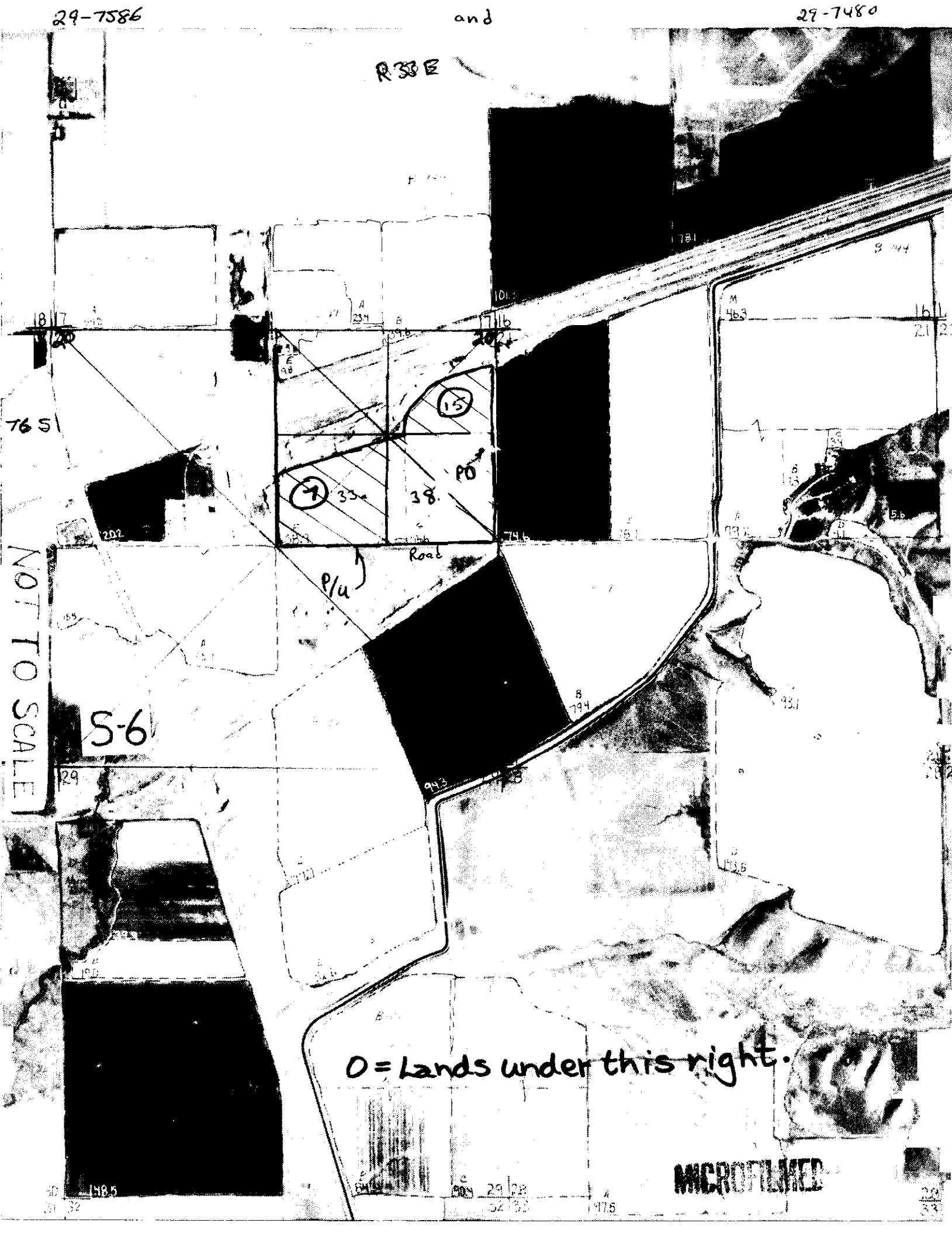
765

NOT TO SCALE

S-6

O = Lands under this right.

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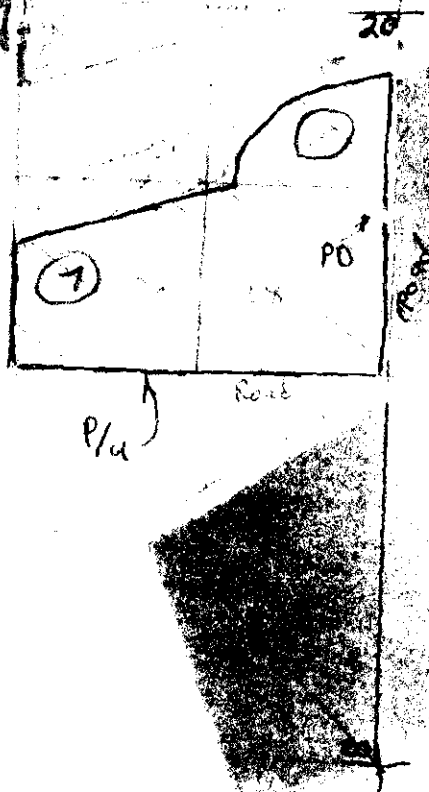
29-7586

and

R 33 E

20

765



20

O = Lands under this right.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

April 1, 1981

RE: Permit No. 29-7480

Anton Smith
Star Route
Pocatello, Idaho 83201

Dear Mr. Smith:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

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

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

HAROLD W. JONES
Sr. Resource Agent

cc: IDWR - State Office

MICROFILMED

Identification No. _____

Permit No. 29-7480

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

MAR 9 1981

Department of Water Resources

1. a) Name of Permit Holder ANTON SMITH
b) Post Office Address Star Route Pocatello, Idaho 83201
2. Permit Number 29-7480
3. Date of Priority that you are prepared to establish 4/19/79
4. a) Source from which water was appropriated groundwater
b) Location of the point of diversion: NE 1/4 NE 1/4, Section 20
Township 6 South, Range 33 E. Boise Meridian, Other points of diversion: none
5. a) The amount of water and use to which the water has been applied:
amount .74 cfs for irrigation purposes from April 1 to Nov 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .74 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: By calculating pump capacity, pressure, number of lines, orifices, etc by Applicant
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) _____
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give well drillers name and address and date the well was completed 1958 appx.
Strausser Well Drilling, Burley, Idaho

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MAR 6 1981

Department of Water Resources
Eastern District Office

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

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	33E	20	17	13	7														37

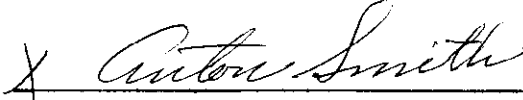
37

Total number of acres irrigated _____

10. Remarks: _____

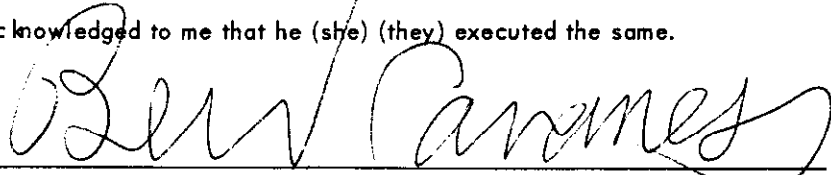
The above information is a true statement of the extent to which the above numbered permit has been developed.

March 4, 1981
(Date)


(Signature)

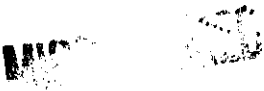
State of POWER Idaho ss.
County of Power)

On this 4th day of March, 19 81, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Notary Public residing at Am. Falls, Idaho

My commission expires Life





State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

COMMISSIONER

C. STEPHEN ALLRED

DIRECTOR

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

July 10, 1979

Anton Smith:
Star Route
Pocatello, ID 83201

Dear Mr. Smith:

RE: Permit No. 29-7480

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

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State of Idaho
Department of Water Resources

59-7480

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: R.P.

APPLICATION NUMBER: _____

CHECK:

- 3.3 ✓ ☒ Source.
✓ ☒ Point of diversion.
✓ ☒ County. Ant
✓ ☒ 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:

- N/A ☐ 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: R.P. Map No. 765 R33E BASIN 29
☐ Yes ☒ No Other rights on same place of use. None platted 3.5.
☒ Yes ☐ No* In form for advertising.
Final date for protests: MAY 14, 1979
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5-07-79
☒ 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? _____
4/19/79 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RDC

Date: 5/17/79

RECEIVED

MAY 31 1979

STATE OFFICE REVIEW:

Approve OLC

Department of Water Resources

- ☐ See attached sheet for more information.

By: Jim

Date: 6/1/79

RECEIVED

Published in The Power County Press
April 26 and May 3, 1979.

**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:

29-7480

SMITH, ANTON
STAR ROUTE, POCA TELLO, ID 83201
Source: GROUNDWATER
Date Filed: 04/19/1979
Amount: 0.74 CFS
Diversion Point: NENE Sec 20 T 06S R 33E,
POWER Co.
Use: IRRIGATION (0.74 CFS) from
04/01 to 11/15
Place of Use: NENE NWNE SWNE Sec
20 T 06S R 33E FOR 37 ACRES
Diversion Means: WELL & 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, 1515 Lincoln Rd., Idaho
Falls, Idaho 83401 on or before MAY 14,
1979.

C. STEPHEN ALLRED
Director

Galley proof

RECEIVED

APR 24 1979

**Department of Water Resources
Eastern District Office**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, ID 83401
(208) 523-7186

APRIL 20, 1979

Power County Press
174 Idaho Street
American Falls, Idaho 83211

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 billings to this office before MAY 14, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor

Encl.

MICROFILMED

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C. STEPHEN ALLRED

Director

Published 4/26 & 5/3/79.

MICROFILMED

April 20, 1979

Ben Cavaness, Attorney
Schou, Cavaness & Beebe
P. O. Box 70
American Falls, Idaho 83211

Dear Mr. Cavaness:

Re: Application for Permit - Anton Smith
Application for Amendment No. 29-7403 (1/2 pd.)

Attached herewith is Departmental receipt No. 11826 in the amount of \$45.00 for the above referenced applications in the name of Anton Smith.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

April 20, 1979

Ben Cavaness, Attorney
Schou, Cavaness and Beebe
P. O. Box 70
American Falls, Idaho 83221

Dear Mr. Cavaness:

Re: Application for Amendment 29-7403
Application for Permit - Anton Smith

The Department has reviewed the application for permit and application for amendment of permit No. 29-7403 which your office recently submitted on behalf of Anton Smith and finds that the application for permit is in form to receipt, however, there are some minor difficulties with the application for amendment.

It appears that Mr. Smith desires to reduce Permit No. 29-7403 to sixteen acres and 4.00 cfs. This amount is in excess of the statutory maximum of one miner's inch (or 0.02 cfs) per acre, which would be equivalent to 0.32 cfs for the acres irrigated. If Mr. Smith feels the additional water is necessary, justification of his request will have to be provided by the Soil Conservation Service, taking into consideration soil characteristics and crop demand. We are, therefore, returning the application for amendment and request that the quantity of water be reduced to 0.32 cfs, unless the additional amount can be justified.

We have receipted the application for permit to establish a date of priority for the filing and deposited the check for \$45.00, even though the correct fee would be \$35.00. The \$10.00 not required for the application for permit will be applied to the filing fee of \$20.00 for the amendment when it is returned for processing with the additional \$10.00 still needed. Should the Department not receive the application for amendment and \$10.00 within the twenty (20) days, we will request that the state auditor refund the \$10.00 which we have already deposited.

Should there be any questions concerning this matter, or other water rights, feel free to contact us at our eastern regional office.

Respectfully submitted.

ERNEST M. CARLSEN
Water Resource Analyst

EMC:dh
Enclosures

MIDWESTERN

Schou, Cavaness and Beebe

L. R. SCHOU
BEN CAVANESS
MARK BEEBE

ATTORNEYS-AT-LAW
P. O. Box 70
American Falls, Idaho 83211

TELEPHONE (208)
226-2562 or
226-2563

March 22, 1979

Mr. Ronald D. Carlson
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Re: Application for Permit No. 29-7403
and New Application - Anton Smith

Dear Mr. Carlson:

Enclosed is an amendment to Application No. 29-7403 and a new application for .74cfs of water for adjacent land of Mr. Smith's. Please cause the Application for Permit to be recorded with your office and published. I am sending a copy of the amendment to the City of Pocatello for their review and we would have no objections to them filing a separate application for their properties out of our well, should they so desire.

Also enclosed is our business account check in the amount of \$45.00, which I am advised is the appropriate filing fee with your department for both matters.

Very truly yours,



Ben Cavaness

BC:mh

cc: Anton Smith

RECEIVED
MARCH 27 1979