

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7479 Priority April 3, 1979 Amount 0.12 cfs

THIS IS TO CERTIFY, that Gene M. Wise
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7479 issued pursuant to Application for Permit dated April 3, 1979,
and has submitted proof to the Department of Water Resources on July 23, 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 0.53 cfs of water from Walker Creek,
tributary to Marsh Creek, 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>0.12</u> cfs and	<u>21.0</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 0.12 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
21.0 acre feet per year, said waters to be diverted within the NE1/4 Section 15,
Twp 8S, Rge 36E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8S	36E	15									3					3			6

Total number of acres irrigated 6

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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.

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.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29TH day of JULY, 19 86.

Acting for the Director

Norman C. Young

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF THE DIVERSION OF WATER)	
FROM WALKER CREEK TRIBUTARY TO MARSH)	Bannock County
CREEK UNDER WATER LICENSE NO. 29-7479)	
IN THE NAME OF GENE M. WISE)	
_____)	

CEASE AND DESIST ORDER

This order is issued under the authority of Sections 42-350, 42-351 and 42-352, IDAHO CODE.

FINDINGS OF FACT

1. Water right license No. 29-7479 was issued for the irrigation of six (6) acres of land. The license allows a maximum rate of diversion of 0.12 cfs with a priority of April 3, 1979.

2. This use of water under this license is subject to all water rights with an earlier priority being satisfied.

3. The flow of Walker Creek is less than 0.42 cfs which is the amount of water that you agreed that was necessary to satisfy the oldest water right on the creek. That water right is recorded as Claim No. 29-4101 and has been divided into two parts with Chuck Thompson irrigating three (3) acres and Keith Henrichs irrigating eighteen (18) acres according to the agreement reached by the water users.

4. An agreement to rotate the available water of Walker Creek until the flow decreased to 0.90 cfs or less was signed by all the water users. No other agreement to rotate the water has been reached by all the water users.

5. A water district does not exist on Walker Creek for the delivery of water.

CONCLUSIONS OF LAW

1. IDAHO CODE, Section 42-106 states:

"As between appropriators, the first in time is first in right."

2. IDAHO CODE, Section 42-350 states in part:

1) If the director of the department of water resources finds, on the basis of available information at any time after a license is issued, ... that the licensee has wilfully or intentionally failed to comply with of the conditions of the license, or has wilfully or intentionally failed to comply with the provision of law governing the license, then the director of the department of water resources may issue ... an order directing the licensee to cease and desist the activity or activities alleged to be in violation of the conditions of the license or in violation of the provisions of law governing the license.

3. The water users are aware of the insufficient stream flow to satisfy the prior water right but have chosen to continue to divert water to satisfy this junior priority water right.

4. The senior water right are entitled to the water with the oldest right entitled to at least 0.42 cfs.

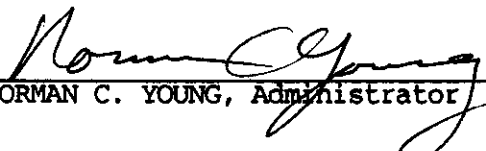
5. All diversion of water under rights later in priority than March 15, 1912 must cease until the flow of Walker Creek increases above 0.42 cfs or the senior water rights cease to irrigate their land.

ORDER

YOU ARE, HEREBY, ORDERED To immediately cease and desist diverting water from Walker Creek until there is sufficient flow in the stream to satisfy all prior water rights.

FURTHER, you are subject to a civil penalty of up to \$100 per day for any violation of this Cease and Desist Order.

Signed this 2ND day of September, 1988.


NORMAN C. YOUNG, Administrator

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Gene M. Wise Phone 232-4806

Post office address 345 South 10th, Pocatello, Idaho 83201

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

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 15 Township 8S

Range 36E B.M. Bannock County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.16 for Irrigation purposes from Apr. 1 to Nov. 1 (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. 0.16 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. diversion ditches to place of use

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 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:

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									4					4			8

Total number of acres to be irrigated 8

c. Describe any other water rights used for the same purposes as described above. None

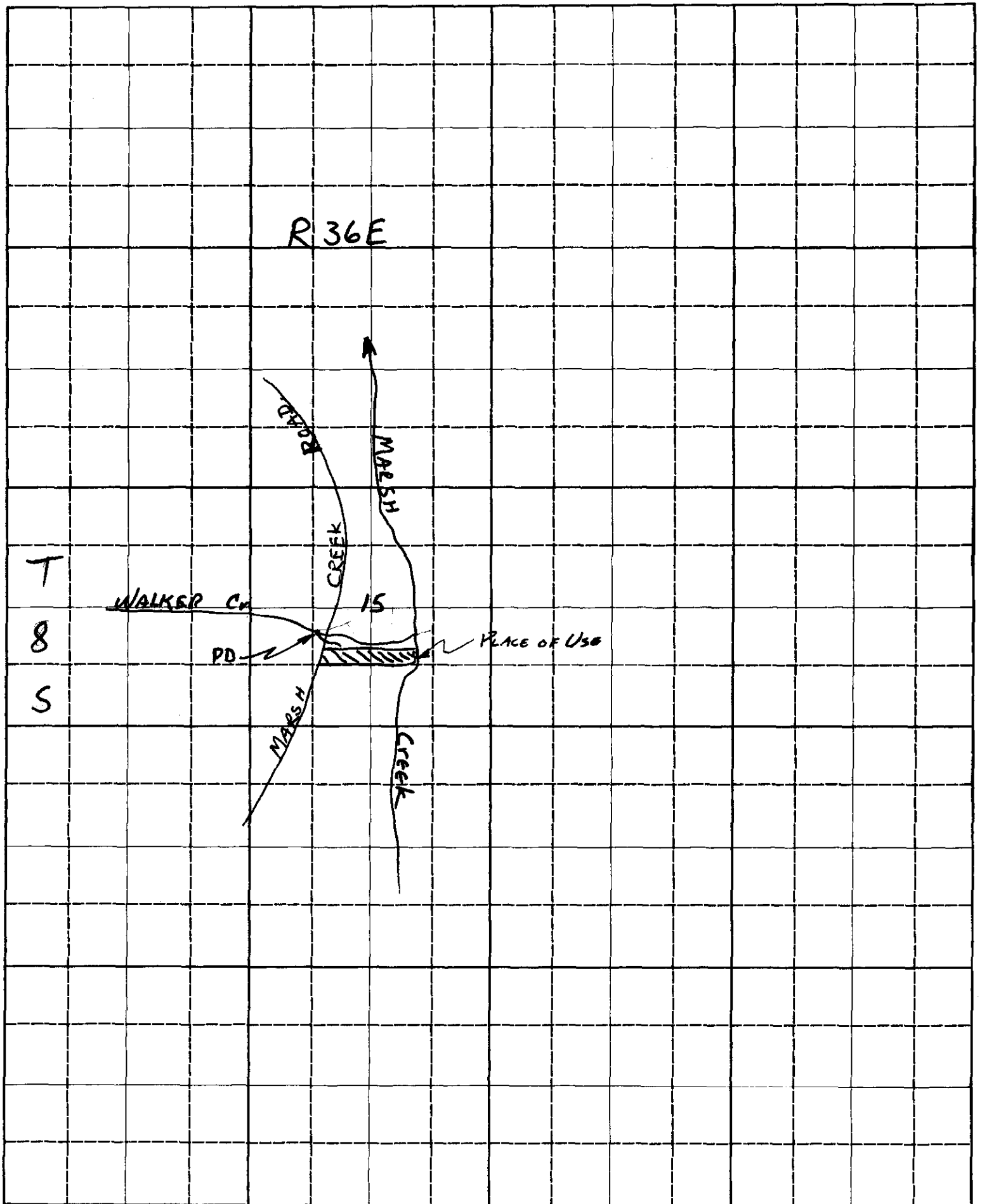
9. a. Who owns the property at the point of diversion George Henricks

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 the point of diversion is same as when land was in a single ownership.

10. Remarks

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.

Gene R. Wise
(Applicant)

Proposed Priority 4/3/79

Received by _____ dh _____ Date 4-3-79 Time 4:30 p.m.

Preliminary check by [Signature] Fee \$ 20.00

Receipted by _____ dh _____ Date 4-3-79 # 12997

Publication prepared by 4-6-79 dh _____ Date 4-6-79

Published in Idaho State Journal

Publication dates April 12 & 19, 1979

Publication approved [Signature] Date 5/9/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC. 3.5.

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. 29-7479, 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 August 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: (1) The issuance of this permit in no way grants any right-of-way or easement across the land of another. (2) Use of water under this permit is subject to control by the watermaster of State Water District # 29 H Marsh Creek (3) A measuring 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.

Witness my hand this 17th day of August, 1979

[Signature]
Chief, Operations Bureau

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Patricia Beech

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:

APRIL 12, 1979 19.....
APRIL 19, 1979 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.

Patricia Beech

Subscribed and sworn to before me this *1st* day of *MAY*, 1979.

[Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECEIVED

MAY 7 1979

Department of Water Resources
Eastern District Office

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PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

LEGAL ADVERTISEMENT

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:

29-7479

WISE, GE NEM.
345 SOUTH 10TH, POCATELLO,
ID 83201

Source: VALKER CREEK tributary to MAJORS CREEK

Date Filed: 04/03/79

Amount: 0.16 CFS

Diversion Point: NESW Sec 15 T 08S R 36E, BANNOCK Co.

Use: IRRIGATION

(0.16 CFS) from 04/01 to 11/01

Place of Use: NESW NWSE Sec 15 T 08S R 36E FOR 8 ACRES

Diversion Means: DITCHES

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 APRIL 30, 1979.

C. STEPHEN ALLRED

Director

April 12, 19, 1979

No. 277

Patricia Beech
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:

APRIL 12, 1979, 19

APRIL 19, 1979, 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.

Patricia Beech

Subscribed and sworn to before me this *1st*

day of *MAY*, 1979

[Signature]

Notary Public, State of Idaho

Residence: Pocatello, Idaho

[Stamp]

MAY 7 1979

Department of Water Resources
Eastern District Office

[Signature]

NAME AND ADDRESS OF SENDER		DEPARTMENT OF WATER RESOURCES STATEHOUSE BOISE, IDAHO 83720		☐ Registered ☐ Insured ☐ COD ☒ Certified ☐ Express Mail		Registered Mail: ☐ With Postal Insurance ☐ Without Postal Insurance		certificate of mailing or for additional copies of this bill. POSTMARK AND DATE OF RECEIPT				
Line	Number of Article	Name of Addressee, Street, and Post-Office Address	Postage	Fee	Handling Charge	Act. Value (If Regis.)	Insured Value	Due Sender If C.O.D.	R. R. Fee	S. D. Fee	S. H. Fee	Rest. Del. Fee Remarks
1	✓ 138557	Keith Hendricks 2526 S. Marsh Creek Rd., McCammon, ID	25	85								29-4101
2	✓ 138558	Chuck Thompson McCammon, ID										29-4101
3	138559	Robert M. Wardle 2625 S. Marsh Creek Rd., McCammon, ID										29-7647
4	✓ 138560	Gene M. Wise 2712 S. Marsh Creek Rd., McCammon, ID										29-7479
5	✓ 138561	Norman Rademacher 24645 Marsh Creek Rd., McCammon, ID										29-7478
6	✓ 138562	John Shultz 939 Walker Creek Rd., McCammon, ID										29-7223
7	✓ 138563	Raymond W. &/or Debra Girard P. O. Box 121, Inkom, ID 83245										29-7205
8												
9												
10												
11												
12												
13												
14		Department of Water Resources										
Total Number of Pieces Listed by Sender		Total Number of Pieces Received at Post Office	POSTMASTER, PER (Name of receiving employee)		The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for nonnegotiable documents under Express Mail document reconstruction insurance is \$50,000 per piece subject to a limit of \$500,000 per occurrence. The maximum indemnity payable on Express Mail merchandise insurance is \$500. The maximum indemnity payable is \$25,000 for Registered Mail, \$500 for COD and \$500 for Insured Mail. Special handling charges apply only to Third- and Fourth-Class parcels. Special delivery service also includes special handling service.							
7			Maid 10/3/88									

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

U.S. G.P.O. 1986-166-494

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF WALKER CREEK)
TRIBUTARY TO MARSH CREEK)
_____)

KEITH HENRICHS (29-4101),)
CHUCK THOMPSON (29-4101),)
JOHN SHULTZ (29-7223),)
GENE M. WISE (~~29-7479~~),)
ROBERT M. WARDLE (29-7647),)
NORMAN RADEMACHER (29-7478) AND)
RAYMOND W. and DEBRA GIRARD (29-7205))
_____)

NOTICE OF HEARING

On September 2, 1988, the Department of Water Resources notified John Schultz, Gene M. Wise, Robert M. Wardle, Norman Rademacher and Raymond W. and Debra Girard to cease and desist using the water from Walker Creek tributary to Marsh Creek. On September 16, 1988, the department received a request for Robert M. Wardle; Gene M. Wise; Norman Rademacher; John Shulz, successor to John Schoonover; and Raymond Girard to conduct a hearing on this matter to allow the parties an opportunity to present evidence and oral agrument.

The Department has set the matter for hearing for 9:00 a.m., Thursday, October 27, 1988. The hearing will be held at the Pocatello Municipal Airport Conference Room, Pocatello, Idaho. The hearing will be held in accordance with the provisions of Chapter 3, Title 42, and Section 42-1701A of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. The Department will issue a Proposed Memorandum Decision and Order in the matter. The Director has appointed Norman C. Young as the hearing officer.

Dated this 3 day of October, 1988.


BOBBY D. FLEENOR
Chief, Regional Office Bureau

PS Form 3811, July 1983 447-845

DOMESTIC RETURN RECEIPT

29-7479

● SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☒ Show to whom, date and address of delivery.

2. ☐ Restricted Delivery.

3. Article Addressed to:

Gene M. Wise
2712 S. Marsh Creek Rd.
Mc Cammon, Id
83250

4. Type of Service:

☐ Registered

☒ Certified

☐ Express Mail

☐ Insured

☐ COD

Article Number
138454

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee
X *Gene M. Wise*

6. Signature - Agent
X

7. Date of Delivery
9-7-88

8. Addressee's Address (ONLY if requested and fee paid)

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

RECEIVED



SEP 12 1988

PENALTY FOR PRIVATE
USE, \$300

SENDER INSTRUCTIONS
Print your name, address, and ZIP Code in the space below.
• Complete items 1, 2, 3, and 4 on the reverse.
• Attach to front of article if space permits, otherwise affix to back of article.
• Endorse article "Return Receipt Requested" adjacent to number.

DEPARTMENT OF WATER RESOURCES

RETURN
TO



STATEHOUSE
BOISE, IDAHO 83720
(Name of Sender)

(No. and Street, Apt., Suite, P.O. Box or R.D. No.)

(City, State, and ZIP Code)

.

September 2, 1988

Certified Mail
138454

Gene M. Wise
2712 S. Marsh Creek Rd.
Mc Cammon, ID 83250

Dear Mr. Wise:

We were hopeful that the water users on Walker Creek would be able to resolve their differences and that you would allow the water to be used according to the priority system, but you have continued to divert water during the time there is not water available to satisfy prior water rights.

Therefore, here is an order that requires you to cease and desist diverting water from Walker Creek until the flow in the stream increases to the point where all the water rights earlier in priority than yours are satisfied.

You may request in writing within fourteen (14) days of the date of service an administrative hearing on the cease and desist order. Your diversion of water must cease during the time a hearing is pending if a hearing is requested. The administrative hearing would be held as provided for in Section 42-1701A, IDAHO CODE.

If you have any questions about this matter please let us know.

Sincerely,

BOBBY D. FLEENOR
Regional Bureau Chief

c: Keith Henrichs
Chuck Thompson

bc: Files 29-4101
29-4481



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 31, 1986

RE: Permit No. 29-7479

Gene M. Wise
2712 S. Marsh Creek Rd.
McCammon, ID 83250

Dear Mr. Wise:

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

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7/24/86 29-7479

Gene Wise -

2712 S. Marsh
Ct. Rd.

McCammon

MICROFILMED

83250

New Mail Address per Skip



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 25, 1986

RE: Permit No. 29-7479.

Gene M. Wise
345 S. 10th Ave.
Pocatello, ID 83201

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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RECEIVED

SEP 21 1984

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

Department of Water Resources

29-7479

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

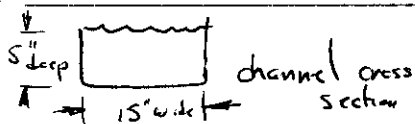
Date 7-20-83 Accompanied by Gene Wise Total Q measured 0.53 cfs ✓

Source Walker Creek Tributary to Marsh Creek Supp. annubar measurement sheet used? _____

If source is surface water, estimate total flow of source _____

Methods of measurement Pysmex meter Meets permit requirements? _____

Measurement calculations: Pyrometer 40 revolutions in 40 secs = 1.02 f/s velocity



$$5" \times 15" = 75 \text{ sq"} \text{ area} = \frac{75 \text{ sq"} \times 1.02 \text{ f/s}}{144 \text{ sq"}/\text{cfs}} = 0.52 \text{ cfs} \times \text{velocity of } 1.02 \text{ f/s} = 0.53 \text{ cfs} \checkmark$$

$$6 \text{ acres at } 0.02 \text{ cfs} = 0.12 \text{ cfs} \checkmark \quad V = 6 \text{ acres} \times 3.5 \text{ afa} = 21 \text{ afa} \checkmark$$

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

System Description Ditch from Walker Creek to P.O.U. & Flood Irrigation

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

RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 ✓ 245 days AFA/Acre

USE
Irrigation ✓

Q (cfs) 0.12 ✓

V (afa) 21.0 ✓

FROM 4/15 TO 11/15
3/15

per rules & regs.

MICROFILMED

Total

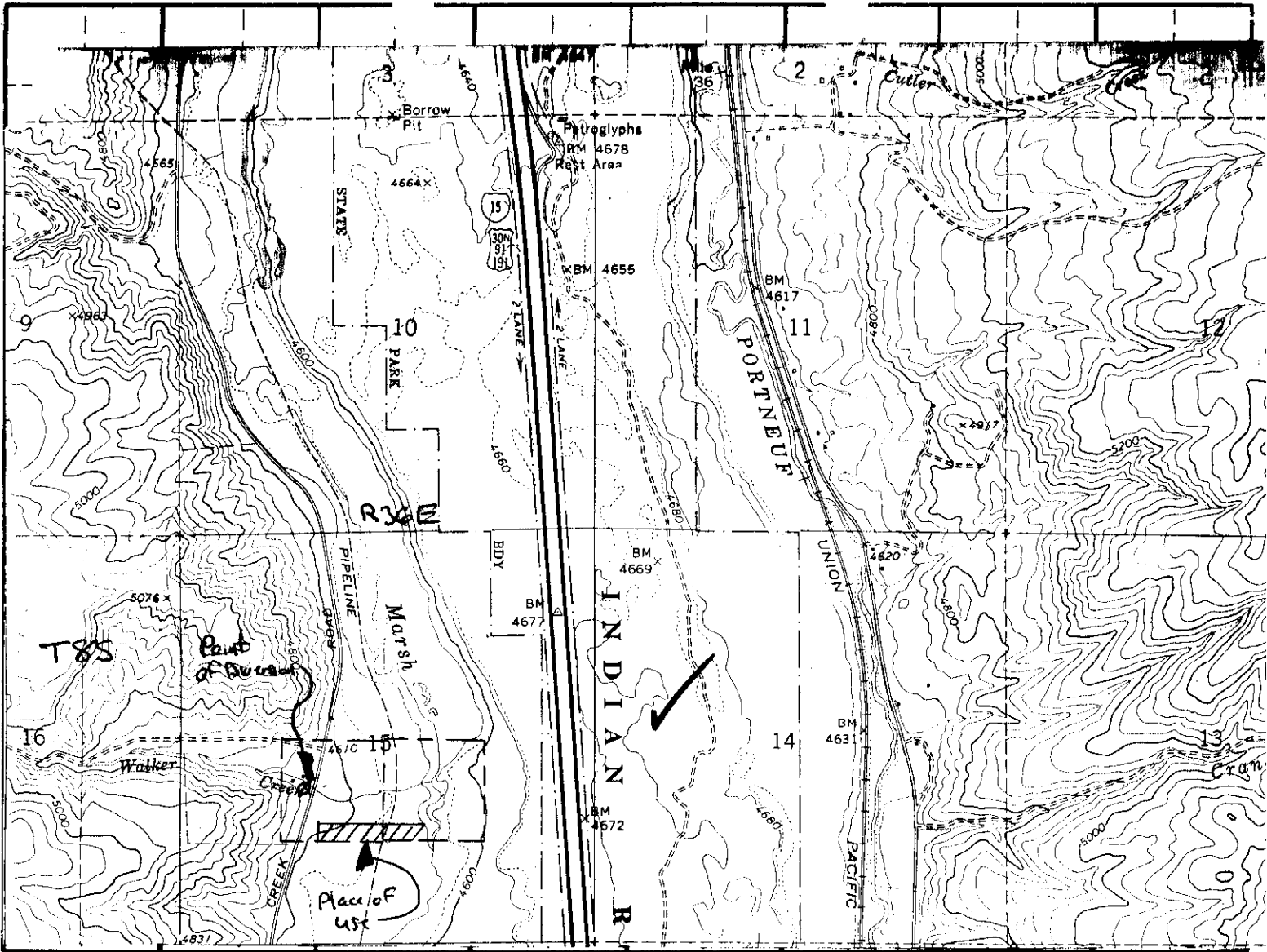
0.12 ✓

21.0 ✓

Remarks No overlapping water rights ✓

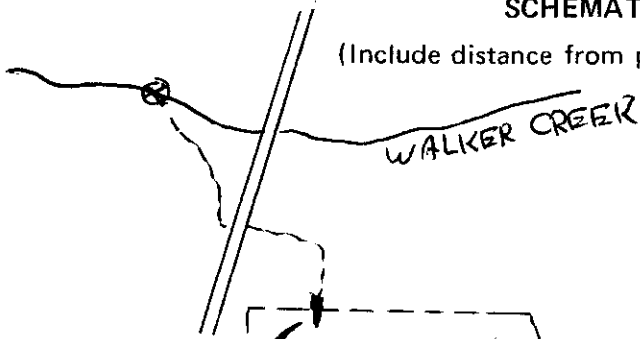
P/D overlap per VAX: 29-76476 Walker Ck., NO overlap
29-72056 Walker Ck., NO overlap

per review of files.



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion ✓ NE 74 SW 14 Sect. 15 T8S 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	
8S	36E	15									3				3				6 ✓

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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 Heidi Jones

Checked by Keith Carlson

Approved by Kay Walker

Date 4-27-84

Date 19 Sept 1984

Date 6-25-86

208

B
4.8

A
5.2

C
3.9

D
4.3

15

1448

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Page 2

29-7479

29-7477



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PERMIT NO 9-1479 WISC
(Name)
EXAMINATION: DATE: 7-20-83 Accompanied by: ANR WISC

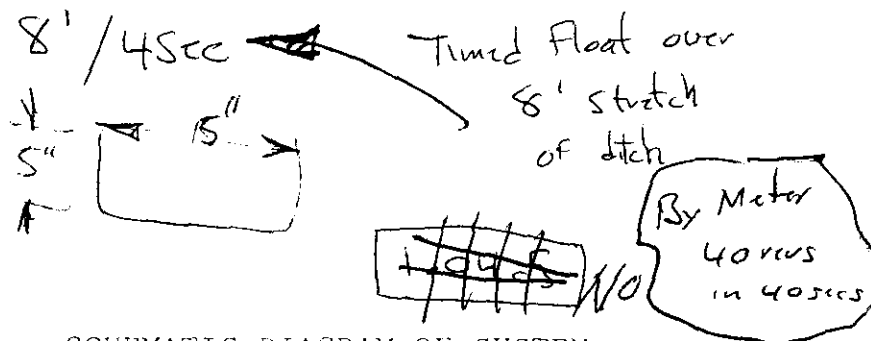
Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.

Measuring Device Type: _____

Meter # _____ Annubar# _____ Size # _____

Remarks: _____

Measurement calculations:



SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter _____ Length _____ or 1.02 F_B

Irrigation only - Flood by

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

September 27, 1982

Gene M. Wise
345 South 10th Avenue
Pocatello, Idaho 83201

RE: Permit No. 29-7479

Dear Mr. Wise:

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

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DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 29-7479.

Name(s) of Permit Holder: GENE M. WISE

Post Office Address: 345 S. 10TH AVE., POCAHELLO, ID 83201

Tel. No. 254-3133

Source of Water: WALKER CREEK, TRIBUTARY OF MARSH CREEK

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 8 (acres)
☐ Other

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

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

7-20-82

Date

Gene M. Wise
Signature of Permit Holder

GENE T. WISE
345 S. 10TH AVE
POCATELLO, IDAHO 83201

PLACE
TEN CENT
STAMP
HERE

RECEIVED

JUL 23 1982

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse
Boise, Idaho 83720
(208) 384-2215

August 17, 1979

Gene H. Wise
345 South 10th Street
Pocatello, Idaho 83201

Dear Mr. Wise,

RE: Permit No. 29-7479

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.

Sincerely,

A handwritten signature in cursive script that reads "David R. Tuthill, Jr.".

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

DRT:lr

Enclosure

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: STEVE

APPLICATION NUMBER: Wise

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ 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: _____

NOTE: Final action on this application was delayed until the protest on a prior application (29-7478) for water from Walker Creek was resolved. The protest on #29-7478 was withdrawn on 7/18/79 at a conference held in Pocatello, Idaho.

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 Headricks, & Conrad. _____

PROCESSING:

- ☐ Yes ☐ No Platted by: Loy Map No. BB-41
☐ Yes ☒ No Other rights on same place of use. 29-7205 POSSIBLE OVERLAP ON PERMIT - NO OVERLAP.
☒ Yes ☐ No* In form for advertising.
Final date for protests: APR 30, 1979
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: May 7-1979
☒ 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
4/3/79. Date of priority recommended.
Special conditions of approval or cover letter. _____
Permit does not grant easement.

By: Ernest Carlson

Date: 7/19/79

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JUL 25 1979

STATE OFFICE REVIEW:

04. (05, 29H Monarch Creek) OID

SHORT LETTER w/ Conditions

Department of Water Resources

- ☐ See attached sheet for more information.

By: Jim

Date: 8/7/79

2 NOTICE OF APPLICATION FOR
3 WATER RIGHT
4 Notice is hereby given that the
5 following application(s) have been
6 submitted for permit to appropri-
7 ate the public waters of the State
8 of Idaho:
9 29-7479
10 WISE, GENE M.
11 345 SOUTH 10TH, POCA TELLO,
12 ID 83201
13 Source: WALKER CREEK tribu-
14 tary to MARSH CREEK
15 Date Filed: 04/03/79
16 Amount: 0.16 CFS
17 Diversion Point: NESW Sec 15 T
18 08S R 36E, BANNOCK Co.
19 Use: IRRIGATION
20 (0.16 CFS) from 04/01 to 11/01
21 Place of Use: NESW NWSE Sec
22 15 T 08S R 36E FOR 8 ACRES
23 Diversion Means: DITCHES
24 If issued, the permit(s) will be
25 subject to all prior water rights.
26 Protests against the granting of
27 any permit must be filed with
28 the Director of the Idaho Depart-
29 ment of Water Resources, 1515
30 Lincoln Rd., Idaho Falls, Idaho
31 83401 on or before APRIL 30,
32 1979.
33 C. STEPHEN ALLRED
34 Director
35 April 12, 19, 1979
36 No. 277
37 @I@I@I



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APR 13 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 6, 1979

Idaho State Journal
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 30, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor

Encl.

MICROFILMED

~~27-2136~~ 29-7479

WISE, GENE M.

345 SOUTH 10TH, POCA TELLO, ID 83201

Source: WALKER CREEK tributary to MARSH CREEK

Date Filed: 04/03/1979

Amount: 0.16 CFS

Diversion Point: NESW Sec 15 T 08S R 36E, BANNOCK Co.

Use: IRRIGATION (0.16 CFS) from 04/01 to 11/01

Place of Use: NESW NWSE Sec 15 T 08S R 36E FOR 8 ACRES

Diversion Means: DITCHES

RECEIVED
MAY 1979