

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 29-7454 Priority June 19, 1978 Amount 0.01 cfs

THIS IS TO CERTIFY, that Dean H. or Suzanne Bollinger
of McCammon, Idaho, has complied with the terms and conditions of Permit
No. 29-7454 issued pursuant to Application for Permit dated June 19, 1978,
and has submitted proof to the Department of Water Resources on January 19, 1984,
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 0.01 cfs of water from an unnamed stream,
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
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.01</u> cfs and	<u>0.4</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 0.01 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
0.4 acre feet per year, said waters to be diverted within the Gov. Lot 5 (SE $\frac{1}{4}$ NW $\frac{1}{4}$)
Section 1, Twp 9S, Rge 36E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	36E	1																	

Total number of acres irrigated _____

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. 29, Portneuf River.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of September, 19 86.

Acting for the Betty D. Flemer
Director

MICROFILMED

Identification No. _____
Application No. 29 7454

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Dean H. or Suzanne Bollinger Phone: 254-3642
post office address Route 1, Box 136, McCammon, ID 83250
2. Source of water supply Unnamed stream which is a tributary of Portneuf River
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 9S
Range 36 E.B.M. Bannock County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 for stock water purpose from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for irrigation purpose from April 1 to November 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.08 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. diversion dam, headgate, ditches

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 100.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 9S
Range 36 E.B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 4 horses, 6 cows and 40 sheep.

(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: _____

MINNESOTA

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

[illegible]

Total number of acres to be irrigated 2

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

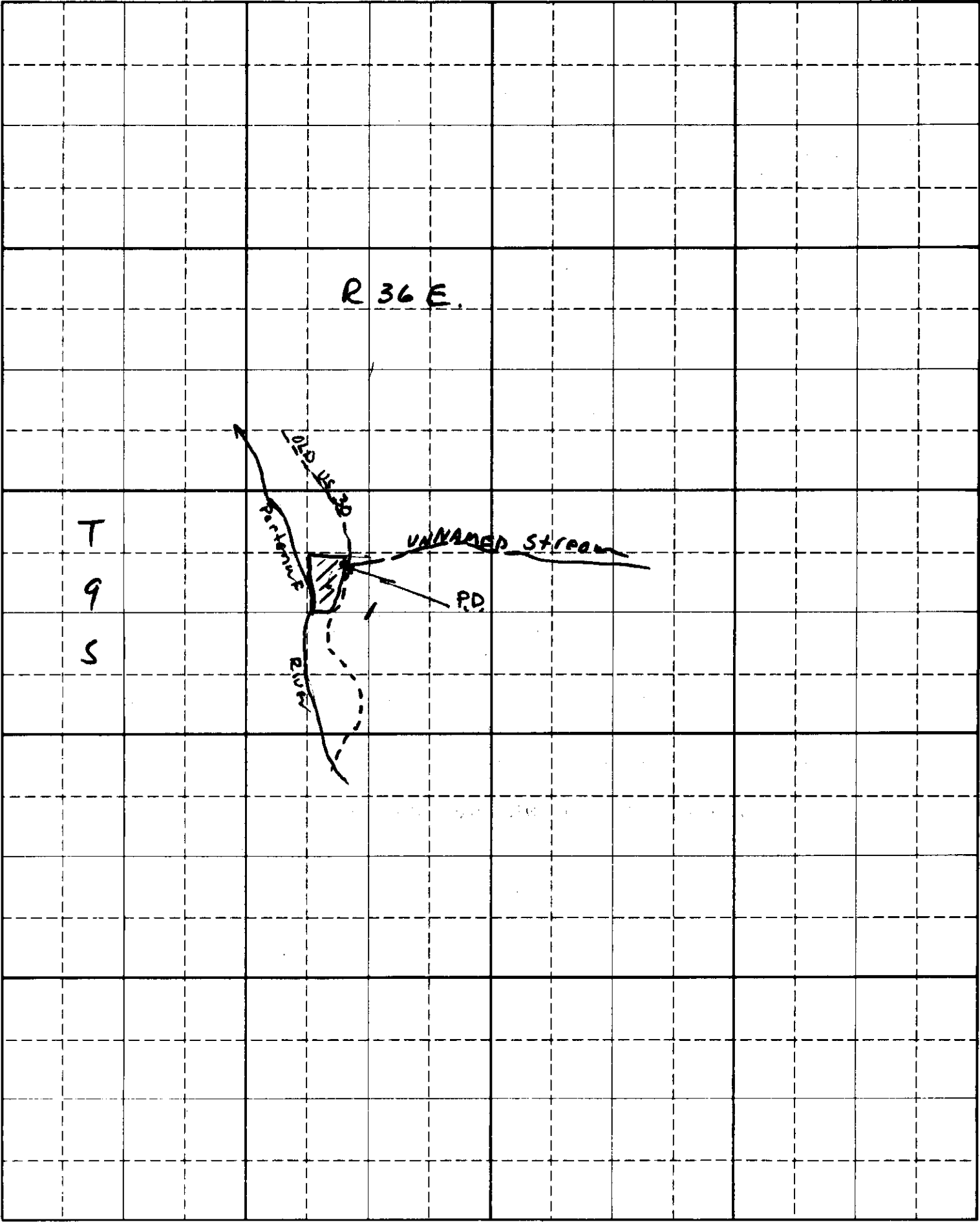
9. a. Who owns the property at the point of diversion applicant

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: 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.

Suzanne Bollinger
(Applicant)

Proposed Priority 6-19-78

Received by BP Date 6-19-78 Time 3:20 P.

Preliminary check by SA Fee \$ 10.00 # 11417

Received by BP Date 6-19-78

Publication prepared by (u) Date 6-23-78

Published in Idaho State Journal

Publication dates from 29 July 6-1978

Publication approved CW Date 7-20-78

Priority reduced to _____ Reason _____

Protests filed by: Myron W. Boyce withdrawn 3/15/79

Copies of protests forwarded by CW

Hearing held by _____ Date _____

Recommended for approval denial by EMC SS.

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. 29-7454, 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 March 1, 19 84.
- c. Other: (1) Use of water under this permit is subject to control by the water-master of State Water District No. 29, Portneuf River.

2. Denial of said application is for the following reasons: _____

Witness my hand this 21st day of March 19 79.

L. Glen Saxton
Chief, Operations Bureau

PROOF OF PUBLICATION

JUL 14 1978

STATE OF IDAHO
County of Bannock

ss.

Department of ...
Eastern District Office



Patricia Beck she
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:

June 29, 1978, 19.....
July 6, 1978, 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 Beck
Subscribed and sworn to before me this 11th
day of July, 1978

[Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECORDED
INDEXED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Dean H. or Suzanne Bollinger, McCammon, Idaho has on 6-19-78 submitted Application No. 29-7454 for a permit to appropriate 0.08 cubic feet per second of water from an unnamed stream tributary to Portneuf River by means of headgate and ditches within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 9S, R. 36E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for stockwatering purposes for 4 horses, 6 cows and 40 sheep, and from Apr. 1 to Nov. 1 for the irrigation of 2 acres, all uses within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 9S, R. 36E, B.M.
If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before July 17, 1978.
C. STEPHEN ALLRED
Director
June 29, 1978
July 6, 1978
No. 524

Bl.

Suzanne Bollinger She

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:

....., 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.

Suzanne Bollinger
Subscribed and sworn to before me this
day of....., 19.....

Suzanne Bollinger

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECEIVED

JUL 3 1978

Department of Water Resources
Eastern District Office

Identification No. _____
Application No. 29 7454

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Dean H. or Suzanne Bollinger Phone: 254-3642
post office address Route 1, Box 136, McCammon, ID 83250
2. Source of water supply Unnamed stream which is a tributary of Portneuf River
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 9S
Range 36 E.B.M. Bannock County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 for stock water purpose from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for irrigation purpose from April 1 to November 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.08 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. diversion dam, headgate, ditches

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 100.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 9S
Range 36 E.B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 4 horses, 6 cows and 40 sheep.

(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.	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	
9S	36 E.	1								2									2

Total number of acres to be irrigated 2

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 applicant

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

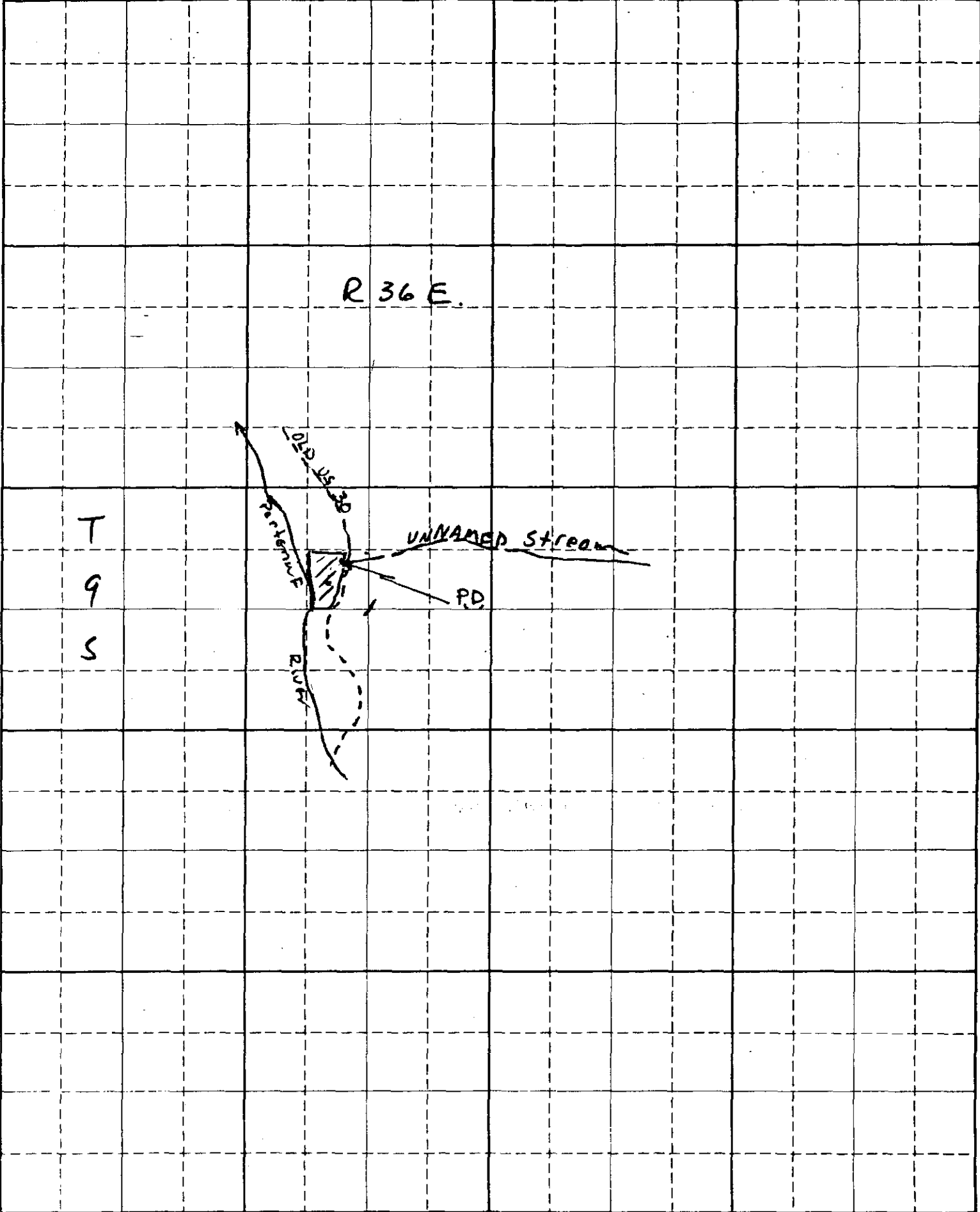
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

* *Mr. Carlson.*
I looked this stream over yesterday
It is very small, and if let run it
does not reach the river. But by
some work can give this applicant
some benefit as stock water.
Thomas Bloxham
Water master Dist. # 29.

FILED
 JUN 10 1914
 DIST. # 29

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.

Suzanne Bollinger
(Applicant)

Received by BP Date 6-19-78 Time 3:20 P.
Preliminary check by SA Fee \$ 10.00 # 11417
Receipted by BP Date 6-19-78
Publication prepared by (u) Date 6-23-78
Published in Idaho State Journal
Publication dates from 29 June to July 6, 1978
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this _____ day of _____ 19____.

Director



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 29-7954

Name(s) of Permit Holder(s): DEAN Bollinger

Post Office Address: Rt 1 Box 1300
McCannan Id Tel. No. 254-3692

☐ I hereby certify that construction of diversion works for the above referenced permit began on April 19 (date) 1983. I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

10-6-83
Date

Dean Bollinger
Signature of Permit Holder



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 22, 1986

RE: Permit No. 29-7454

Dean H. or Suzanne Bollinger
Rt. 1, Box 13600
McCammon, ID 83250

Dear Mr. and Mrs. Bollinger:

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

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

August 15, 1986

RE: Permit No. 29-7454

Dean H. or Suzanne Bollinger
Rt. 1, Box 13600
McCammon, ID 83250

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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
JAN 13 1986

29-7454
Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

by bucket + stopwatch 1 gallon / 45 secs. or 1.33 gpm
or 0.0029 cfs ✓

I recommend we allow 0.01 cfs for stockwater. ✓

b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

c) Volume Calculations for Other Uses:

4 horses
 $\frac{50 \text{ sheep}}{6} = 8 \text{ large animal units}$ } 12 large animal unit U. = 0.4 afa ✓
per Admin. memo of 4/7/75

2. Overlap Review

a) Other water rights with same place of use: NA ✓

b) Other water rights with same point of diversion: NA ✓

c) Analysis:

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10 day

4. Permit Holder: Dean H. or Suzanne Bollinger
Address: Rt. 1, Box 13600, McCammon, ID 83250

- | 6. Beneficial Use | Period of Use | | Rate of Diversion | Annual Volume |
|-------------------|---------------|---------|-------------------|---------------|
| | From | To | Q (cfs) | V (afa) |
| Stockwater ✓ | 1-1 ✓ | 12-31 ✓ | 0.01 ✓ | 0.4 AF ✓ |

Allowable Maximums: 0.01 cfs 0.4 AF

- [illegible]

- | 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 | |
| 9S | 36E | 1 | | | | | | | | X
GLS | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | |
| Total Acres _____ | | | | | | | | | | | | | | | | | | |

9. Recommended Conditions/Remarks: R04 (29, Portneuf River)

- ☐
- Change P.U. as reflected above
- ☐
- Add P.U. as reflected above
- ☐
- Other

- Date 10-10-85

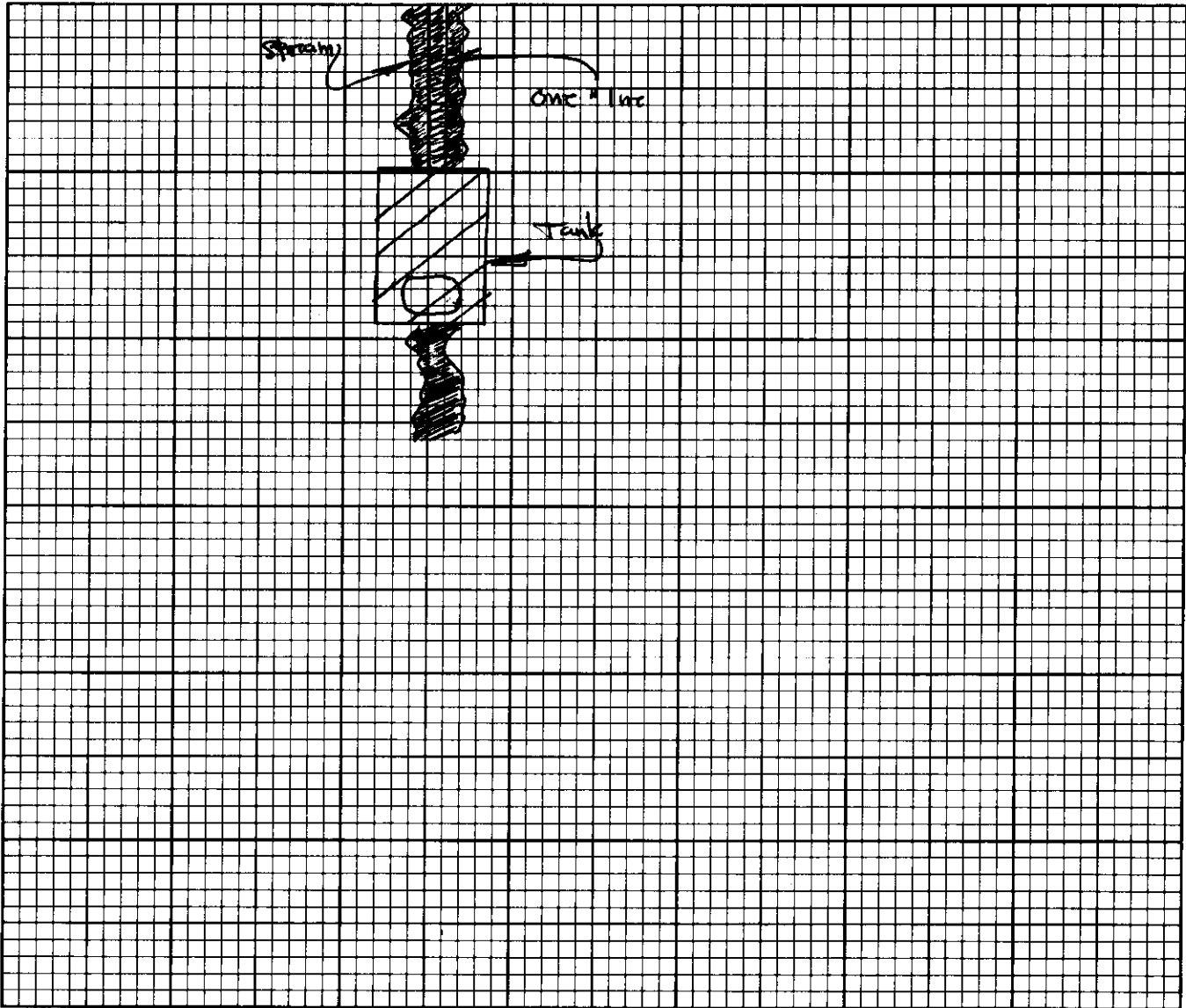
Date 1-3-86

Date 7/29/86

MICROFILMED

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	
4S	36E	1								X									
Total Acres _____																			

10. Other water rights on these lands NR
11. Other water right diverted from same p.d. N.A.
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached
- ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks

15. Recommended Amendments
- ☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None
- ☐ Change P.U. as reflected above

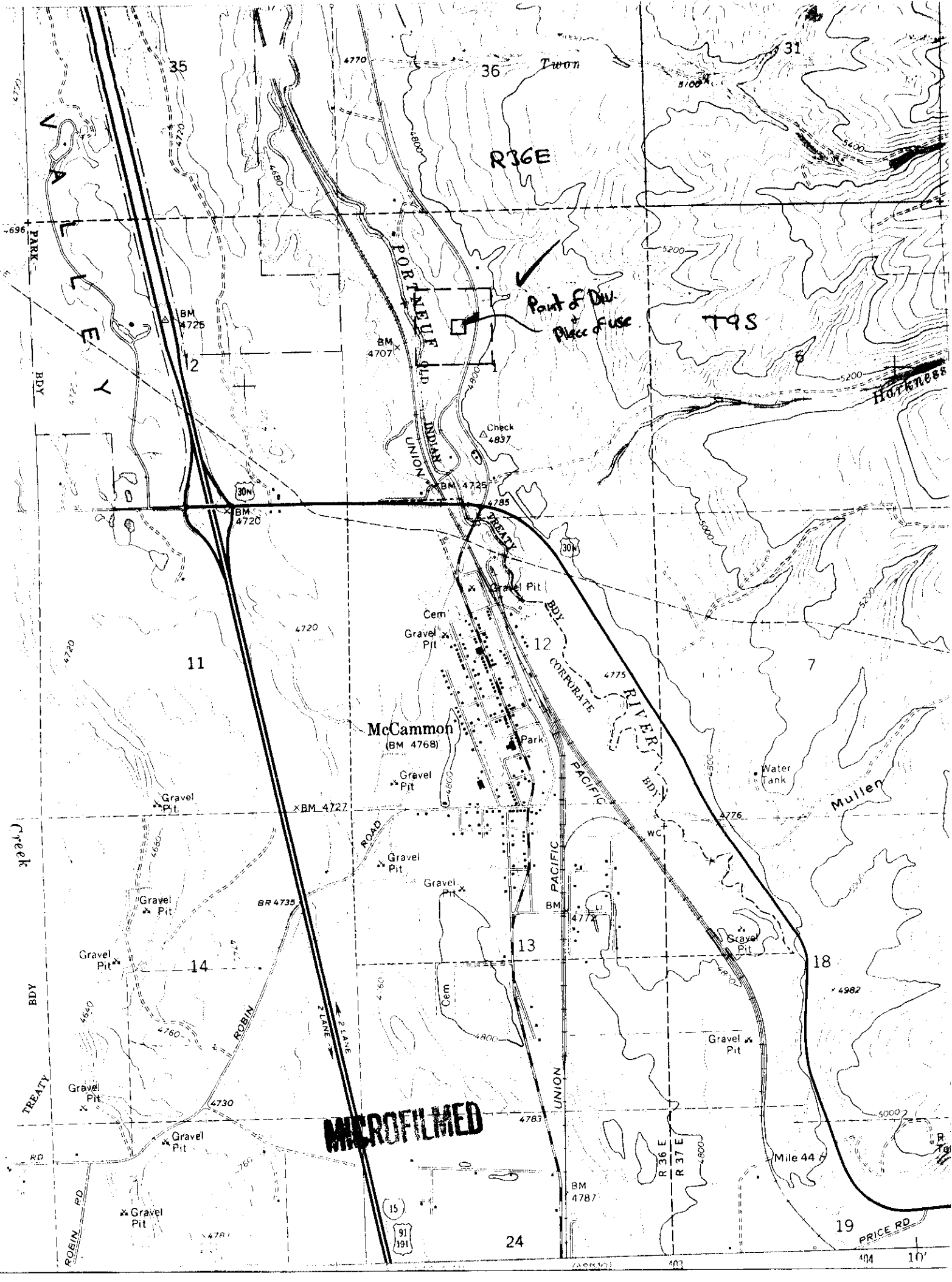
☐ Add P.U. as reflected above

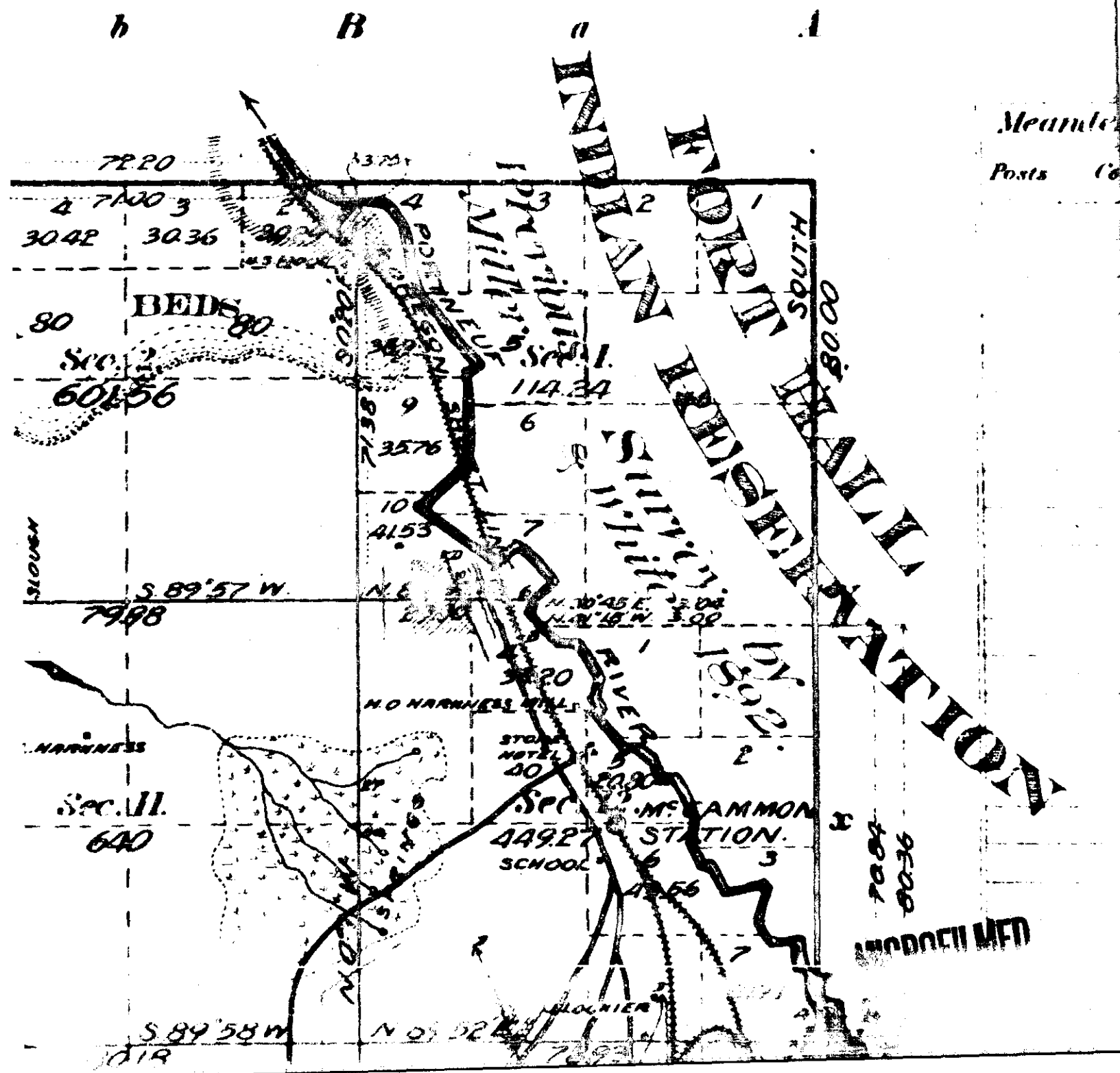
☐ Other
16. Examiner's/Consultant's Signature David G. Jones Date _____
- Consultant's License Number _____
- IDWR Director's Authorization to Conduct
- Beneficial Use Examination _____
- Date _____

CONSULTANT SEAL

NOT RECORDED

#29-7454





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 20, 1984

DEAN H. BOLLINGER
RT. 1, BOX 13600
MCCAMMON ID 83250

RE: Permit No. 29-7454

Dear Permit Holder:

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 examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,
s/HAROLD W. JONES
Sr. Resource Agent

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this as a statement that the permit holder(s) has completed development to the extent shown below Permit No. 29-7454.

Name(s) of Permit Holder: Dean H + Suzanne Bollinger

Post Office Address: Rt #1 Box 13600

111th Cannon Idaho Tel. No. 254-3642

Source of Water: unmanuel stream

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 25 sheep (number and type of stock)
☐ Irrigation (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No
 Access Point: 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.

1 1/2" pipe was dug out by highway dept after flash flood.
1-16-84 Date Suzanne Bollinger Signature of Permit Holder
Stream is running in natural channel.

Dean H. Hager
Lt #1 24/1300
11th Comm 24. 83



RECEIVED

JAN 19 1984

MICROFILMED



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

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

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138280

HOLLINGER, DEAN H. & SUZANNE
RT. 1 BOX 136
MC CAMMON, ID 83250

PROOF DUE NOTICE

DECEMBER 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 29-7454 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

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

March 21, 1979

Re: Permit No. 29-7454

Dean H. or Suzanne Bollinger
Route 1, Box 136
McCammon, Idaho 83250

Dear Mr. or Mrs. Bollinger:

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,

David R. Tuthill Jr.

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

DRT:lr

Enclosure

RECEIVED

29-7454

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. S.W. Source
3. ✓ Point of Diversion
4. 0.08 Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. ✓ Place of Use for other than irrig.
8. 2 Place of Use for irrigation (add acres)
9. A Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 10 Fee & Rec't. No. 6 19-78

Copies Sent To:

NO Idaho Health Department
7 Idaho Fish & Game Dept.
Bureau of Land Management

NO U.S.F.S.
7 Dept. of Lands
yes Other watermaster

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land None plotted

Withdrawals of all protests received X yes no

Conditions:

ID Power Co. Letter - Snake R. NO

ID Power Co. Letter - G.W. & Tribs. NO

Snake River Condition NO

Payette River Letter 7

Priority Date 6/19/1978

Water Quality #16 NO

Water Quality #10 7
intrastate interstate

Meas. Dev. or Sc. Meas. NO

Totalizing meter NO

Supplemental NO

Right-of-Way Cond. NO

Watermaster Cond. Yes
Wtr. Dist No. 29

Meas. Dev. Cond. for apps within
a Water Dist. NO

gomi Reviewer

3/20/79 Date

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Bollinger.

- ☒ Source
- ☒ Point of Diversion
- ☒ County
- ☒ Quantity of Water and Period of Use
- ☒ Description of Diverting Works
- ☒ Time required for B/U of water
- ☒ Place of Use or Acres Irrigated
- ☒ Map
- ☒ Signature
- ☒ Fee

(1) EMC 6/23/78

In form to receipt yes.

(2) " "

Send Copies to:

- ☐ Idaho State Health Department
- ☐ Idaho Fish and Game Department
- ☐ Bureau of Land Management
- ☒ W.M. - Portneuf R.
- ☐ Request Special Use Permit from U.S.F.S.
- ☐ Request Easement from B.L.M.
- ☐ Request Information from Applicant

(3) " "

(4) " "

In form for advertising yes.

(5) " "

Platted on Map No. BB-41

(6) " "

Located within Water District No. 29

(7) " "

Critical groundwater area: yes ☐ no ☒

(8) " "

Groundwater levels: N/A

☐ Declining, ☐ Stable, ☐ Increasing
(comment) _____

(9) " "

Other rights on the same place of use None.

(10) " "

Comments: Quad. shows intermittent stream 1mi long.
Not very reliable source of H₂O? Stream is
spring fed.

(11) EW 7-20-78

Affidavit of Publication received (date) July 14-1978

(12) EW 7-14-78

Final date for protests July 17-1978

Protests received: yes ☒ no ☐

(13) EMC 3/19/79

All requested information received from agencies or applicant: yes ☒ no ☐

(14) EMC 3/19/79

Action recommended:

☒ Approve ☐ Deny

6/19/78 Proposed Priority

Reason for Reduction _____

Measuring device required _____

See attached sheet for other conditions of approval _____

☒ No special conditions for approval

(15) District Eastern

By Ernest M. Cadman Date 3/19/79

RECEIVED
MAR 20 1979

Department of Water Resources

MIRRORED COPY

In the matter of application for permit }
no. 29-7454 in the name of }
Dean N. or Suzanne Bollinger }

Withdrawal of
Protest.

I hereby withdraw my protest if a waterline is installed with ~~a~~ float valves on the lower end so that only the water needed for stockwater is diverted each day during the summer months.

I also have no objection to the diversion of water for irrigation as long as it is diverted below my point of diversion.

During the winter months the stockwatering line should be left open or the water allowed to flow freely down the drainage.

Myron W. Boyce
Myron Boyce.



Applicant

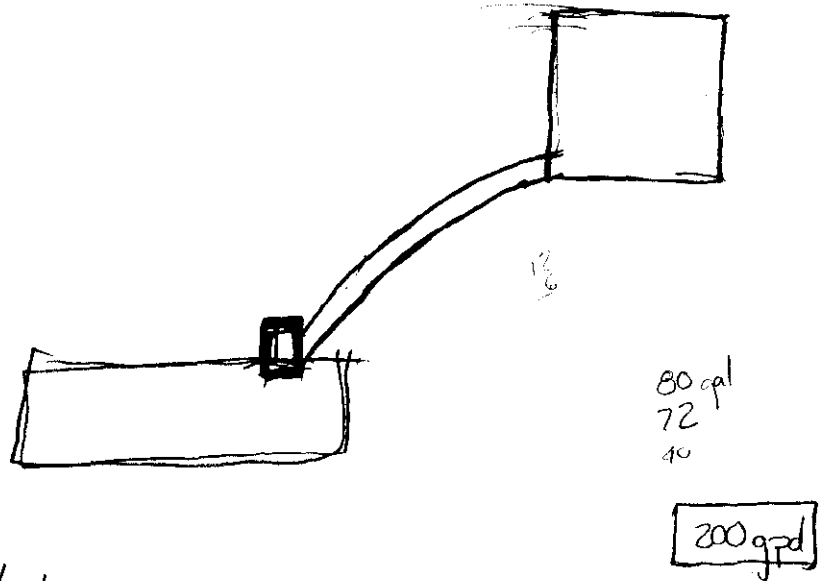
3-15-79

29-7454 Dean H. & Suzanne Bollinger

Protestant

Myron (Mike) W. Boyce

Issues



- Water is presently watering the stock -
Moved there 3 years ago

- Concern -

" I need the water

- Began sprinkling about 5 years ago -
- Gravity irrigated prior at least to 1958

- During spring runoff

- Protestant - agrees that Boyce has 1st right

MINNESOTA
DEPT. OF AGRICULTURE
ST. PAUL, MINN.

Application Number - 29-7454.

3/15/79

Applicant - Dean H. or Suzanne Bollinger.

Protestant - Myron Boyce.

Thomas Bloxham - water master, Portneuf River.

Issues

Measured by Mr Boyce during summer of 1978 at 8 gallons/minute.

Mr. Bollinger - historically water has flowed through  coral and been used to water stock.

Has lived on place for 3 years - has affidavits testifying to use of water by previous owners.

Mr. Boyce - Historically it was only water on place ~~and~~ used for culinary water. Has drilled well for domestic.

Installed sump & sprinkler system about 5 years ago.

Gravity flow sprinkler system installed by previous owner in 1958.

During spring run off there is excessive water for all uses.

MICROFILMED



BM 4701

PARK

BM 4701

E

Y

11

Gravel Pit

Gravel Pit

Gravel Pit

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Gravel Pit

26

BM 4660

Mile 40

BM 4671

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BM 4725

12

BM 4720

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R O S T E R O F A T T E N D A N C E

29-7454 - Dean or Suzanne Bollinger

March 13, 1979 - 1:00 p.m.

<u>NAME</u>	<u>ADDRESS</u>	<u>REPRESENTING</u>
Thomas Bloxham	Downey Ida	Downey River Dist 29,
Myron W. Boyce	McCall, Idaho	"M.F." Boyce
Dean H. Boyce	McCall, Idaho	Boyce
Ernest Carlson.	Idaho Falls, Idaho	I.D.W.R.

MICROFILMED

R O S T E R O F A T T E N D A N C E

29-7454 - Dean or Suzanne Bollinger

March 13, 1979 - 1:00 p.m.

NAME	ADDRESS	REPRESENTING
Thomas Bloxham	Downey Ida	Portney River Dist 29,
Myron W. Boyce	McCammon, Idaho	Myron W. Boyce
Dean A. Bollinger	McCammon Idaho	Dean A. Bollinger
Ernest Carlson.	Idaho Falls, Idaho	F.D.W.R.

MICROFILMED

March 7, 1979

Merle Wilhelm
Pocatello Airport
P. O. Box 1021
Pocatello, Idaho 83201

Dear Sir:

This is to confirm the use of the Conference Room for conference and/or hearing to be held by this office on Tuesday, March 13, 1979 at 1:00 p.m.

Thank you for your cooperation in this matter.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
1515 Lincoln Road • Idaho Falls, Idaho
83401

RETURNED RECEIPTS

29-7454

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one) **45**

☐ Show to whom and date delivered..... ¢

☐ Show to whom, date, and address of delivery..... ¢

☐ RESTRICTED DELIVERY
Show to whom and date delivered..... ¢

☐ RESTRICTED DELIVERY
Show to whom, date, and address of delivery..... ¢
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Myron W. Boyce
P.O. Box 65
McCammon, ID 83250

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.

1233

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent

Myron W. Boyce

4. DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS
6/4

POSTMARK
MCCAMMON
MAR 3 1979

☆GPO: 1977 - O - 249-595

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one) **45**

☐ Show to whom and date delivered..... ¢

☐ Show to whom, date, and address of delivery..... ¢

☐ RESTRICTED DELIVERY
Show to whom and date delivered..... ¢

☐ RESTRICTED DELIVERY
Show to whom, date, and address of delivery..... ¢
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Dean H. or Suzanne Bollinger
Rt 1 Box 136 McCammon, ID

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.

1232

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent

Suzanne Bollinger

4. DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS
6/4

POSTMARK
MCCAMMON
MAR 5 1979

☆GPO: 1977 - O - 249-595

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
1515 Lincoln Road • Idaho Falls, Idaho
83401

RETURNED RECEIPTS

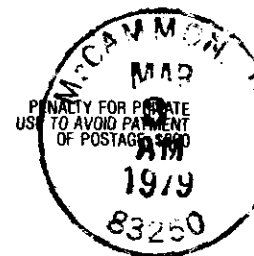
29-7454

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP CODE in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Moisten gummed ends and attach to front of article if space permits. Otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.



RETURN
TO



MAR 5 1975

DEPARTMENT OF WATER RESOURCES
(Name of Sender)
EASTERN DISTRICT OFFICE
1515 LINCOLN ROAD
IDAHO FALLS, IDAHO 83401
(Street or P.O. Box)

Department of Water Resources
Eastern District Office

(City, State, and ZIP Code)

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP CODE in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Moisten gummed ends and attach to front of article if space permits. Otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



RETURN
TO



DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE
(Name of Sender)
1515 LINCOLN ROAD
IDAHO FALLS, IDAHO 83401
(Street or P.O. Box)

(City, State, and ZIP Code)

4546-62

DEPARTMENT OF WATER RESOURCES

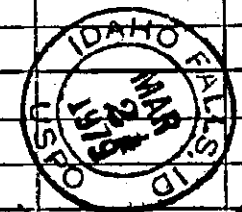
EASTERN DISTRICT OFFICE
1515 LINCOLN ROAD
IDAHO FALLS, IDAHO 83401

Name and Address of Sender

Indicate type of mail:
☐ REGISTERED ☐ REGISTERED C.O.D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET AND POST OFFICE ADDRESS	POSTAGE	FEE	R.R. FEE	AMT. TEL. FEE	ACTUAL VALUE	HANDLING CHARGE	REMARKS*
1	1232 Weaver & Sons Ballinger, Rt #1, Box 136, MT	15	80	45				29-7454
2	1233 Myrtle Prince P. O. Box 65, McCammon, ID							"
3	1234 J. Dennis Williams, 20. Box 191, Preston							13-7237
4	1235 Sport Johnson, Preston ID							"
5	1236 Blaine D. Jamble, Preston ID							"
6	1237 Blaine M. Webster & Denis Webster, Preston ID							"
7	1238 Donald K. Katchen Cole, Rt #3, Preston							"
8	1239 Thomas W. Ferguson, 1407 W. North Temple, Salt Lake City							"
9	1240 Ethel Everett, 1029 E. Main, Weiser							13-7238
10	1241 Thomas W. Ferguson, 1407 W. North Temple, Salt Lake City							"
11	1242 Marvin Fayler, P.O. Box 855, Soda Springs, ID							"
12	1243 Rps. Indian Affairs, Ft. Hall, ID							27-2127
13	1244 Joseph W. Chasleson, P.O. Box 307, Lemont, MT							"
14	1245 Eldon R. Benson, Rt #3, Preston							13-2282
15	1246 Eric D. Griffith, 58 2nd E. Preston, ID							"
16	1247 Big Lost Inn, Dist Mackay, ID							34-2493
17	1248 Robert E. Mass, RT#1, Box 121A							"
18	1249 Delvon Jensen Mackay, ID							"
19								
20								



\$25.20

TOTAL NO. OF PIECES LISTED BY SENDER: 18
TOTAL NO. OF PIECES REC'D AT P.O.: 18
POSTMASTER, PER (Name of receiving employee): [Signature]
*Show under "Remarks" class postage paid if other than first or if international

PS Form 3877, Dec. 1973 APPLICATION FOR REGISTERED, REGISTERED C.O.D. AND CERTIFIED MAIL (Declaration of value is required on international registered mail) ★ U. S. GOVERNMENT PRINTING OFFICE: 1974-0-289-710

FORM MUST BE MADE OUT IN INK OR BALL POINT PEN

BEFORE THE DEAPRTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protests Against Approval)
of Application for Permit No. 29-7454)
in the name of DEAN H. or SUZANNE BOLLINGER)

NOTICE OF CONFERENCE
AND/OR HEARING

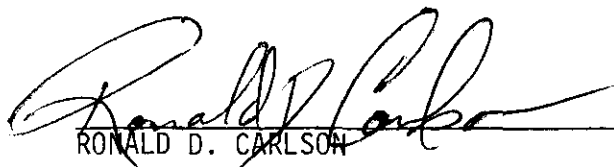
On June 19, 1978, Dean H. or Suzanne Bollinger filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On July 17, 1978, the Department received a protest against approval of said application from Myron W. Boyce.

The Department has set the matter of protests for conference and/or hearing for Thursday, March 15, 1979, at 2:30 p.m., in the Airport Conference Room of the Pocatello Municipal Airport, Pocatello, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department with out prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 2nd day of March 1979.


RONALD D. CARLSON

Supervisor, Eastern Region

17

HEARING SCHEDULE

Tuesday, March 13, 1979

Airport Conference Room, Pocatello Municipal Airport - Pocatello

1:00 p.m. 29-7454 Dean or Suzanne Bollinger

Wednesday, March 14, 1979

Conference Room, Butte County Bank - Arco

9:30 a.m. 34-2493 Robert Moss } Norm

Jury Room, Franklin County Courthouse - Preston

9:00 a.m. 13-2282 Lois D. Griffeth

11:00 a.m. 13-7237 Gerald or Kathleen Cole

2:00 p.m. 13-7238 Ethel Erhardt

Thursday, March 15, 1979

Room 103, Basement of Caribou County Courthouse - Soda Springs

9:00 a.m. 27-7127 Gaylen Christensen

MICROFILMED

CONVERSATION MEMORANDUM

DATE December 5, 1978

FILE 29-7454

NAME OF PARTY Suzanne Bollinger

EMPLOYEE Ernest Carlsen *etc*

RE: Suzanne Bollinger contacted our regional office by telephone and indicated
that they were unable to establish a written agreement with the protestant, Mr.
Boyce. The applicants, therefore, would appreciate the Department scheduling
the application for conference and/or hearing sometime before the first of March,
1979.

November 21, 1978

Mr. Dean H. Bollinger
Route #1, Box 136
McCannon, Idaho 83250

Dear Mr. Bollinger:

Re: Application for Permit No. 29-7454

Based on a conversation we had on July 26, 1978, the Department has withheld final action on your application for permit as you requested. During our conversation you indicated that Mr. Boyce and yourself had reached an agreement regarding your application. However, we still have not received this agreement in writing.

In order to keep your file up to date and in proper order, I request that this agreement be submitted or you notify us that it is not forthcoming and we will schedule a conference and/or hearing to consider Mr. Boyce's protest. Your cooperation in this matter is appreciated.

Respectfully submitted,

ERNEST M. CARLSEN
Water Resource Analyst

EMC:dh

MICROFILMED

M E M O R A N D U M

July 26, 1978

TO: File No. 29-7454 BOLLINGER

FROM: Ernest Carlsen

RE: Application for Permit No. 29-7454

During a conversation with Mr. Bollinger on July 26, 1978, he stated that Mr. Boyce and himself had reached an agreement regarding the water filed on this application, however, Mr. Boyce recently suffered a broken leg and is in no condition to travel. Therefore we would appreciate the Department holding action on this application until the applicant and protestant can come to Idaho Falls and meet with the representative from the Department.

bp

RECEIVED
JUL 27 1978
FBI - BOYCE



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

July 19, 1978

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

Dean H. or Suzanne Bollinger
Rt. #1, Box 136
McCammon, Idaho 83250

Dear Mr. Bollinger:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 29-7454. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest.

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CW

Enc

RECEIVED
JUL 20 1978
IDaho FALLS
IDaho



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

July 19, 1978

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

C. Stephen Allred
Director

RE: Application for Permit No. 29-7454 BOLLINGER

Mr. Myron W. Boyce
P.O. Box 65
McCammon, Idaho 83250

Dear Mr. Boyce:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

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4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC: CW

cc: IDWR - State Office

RECEIVED
JUL 20 1978
IDWR

JUL 17 1978

Department of Water Resources
Eastern District Office

July 12, 1978

Mr. Ernest Carlson
Idaho Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho

Dear Sir,

This letter is in regards to Application No. 29-7454, which is an application to appropriate 0.08 cubic feet per second of water from an unnamed stream tributary to the Portneuf River by means of headgate and ditches within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 95, R. 36E, B.M.

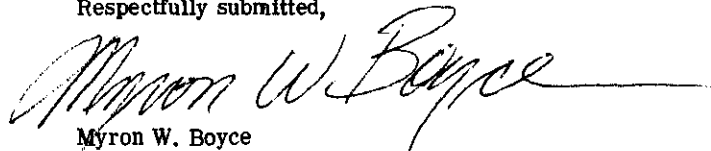
I oppose the issuance of this permit due to the fact that the said stream at present is running only about 8 gallons per minute, which is not nearly as much as is being applied for in the application. Also the property on which I and my family live on and at the present time own has used this water since the early 1930s and it states on the deed that this water belongs to the place on which I live.

At the present time we only use the water to irrigate approximately 1.8 acres of ground which includes our lawn and some new grass which will be used as pasture, a garden place and a raspberry patch. In the past we tried to do this with a flood irrigation system or ditches and etc. this did not work as there was just not enough water, so we have put in a catch tank which uses both the water from the canyon and the water from another small spring located on our place, which gives us enough water to use one $\frac{3}{4}$ inch sprinkler and a smaller $\frac{1}{2}$ inch sprinkler. With the use of both sources of water we have to watch it very close so as not to run the $\frac{1}{2}$ hp pump dry. We have installed an underground pipe system covering the 1.8 acres to best utilize the water available.

We are prepared to show a continuous use of the water since the early 1930s, however as we all know you don't irrigate 12 month of the year and at the present time we are not watering any stock, however in the future we might have stock and need the water for their use. It would appear to me that if the application were approved it would in all probability be a source of contention in the future even if that much water were available.

I would like to point out that we used the water in our house until 1963 when we had a well installed for the house use, however we did not get enough water to supply the lawn even, so we have used the water from the canyon for irrigation since that time.

Respectfully submitted,


Myron W. Boyce
P. O. Box 65
McCammon, Idaho 83250

RECEIVED

JUL 17 1978

Department of Water Resources
Eastern District Office

July 12, 1978

Mr. Ernest Carlson
Idaho Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho

Dear Sir,

This letter is in regards to Application No. 29-7454, which is an application to appropriate 0.08 cubic feet per second of water from an unnamed stream tributary to the Portneuf River by means of headgate and ditches within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 95, R. 36E, B.M.

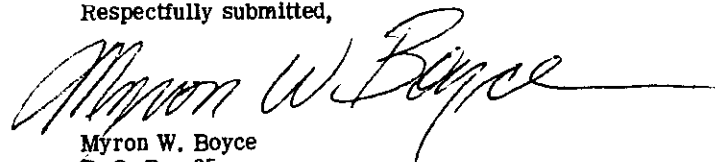
I oppose the issuance of this permit due to the fact that the said stream at present is running only about 8 gallons per minute, which is not nearly as much as is being applied for in the application. Also the property on which I and my family live on and at the present time own has used this water since the early 1930s and it states on the deed that this water belongs to the place on which I live.

At the present time we only use the water to irrigate approximately 1.8 acres of ground which includes our lawn and some new grass which will be used as pasture, a garden place and a raspberry patch. In the past we tried to do this with a flood irrigation system or ditches and etc. this did not work as there was just not enough water, so we have put in a catch tank which uses both the water from the canyon and the water from another small spring located on our place, which gives us enough water to use one $\frac{3}{4}$ inch sprinkler and a smaller $\frac{1}{2}$ inch sprinkler. With the use of both sources of water we have to watch it very close so as not to run the $\frac{1}{2}$ hp pump dry. We have installed an underground pipe system covering the 1.8 acres to best utilize the water available.

We are prepared to show a continuous use of the water since the early 1930s, however as we all know you don't irrigate 12 month of the year and at the present time we are not watering any stock, however in the future we might have stock and need the water for their use. It would appear to me that if the application were approved it would in all probability be a source of contention in the future even if that much water were available.

I would like to point out that we used the water in our house until 1963 when we had a well installed for the house use, however we did not get enough water to supply the lawn even, so we have used the water from the canyon for irrigation since that time.

Respectfully submitted,


Myron W. Boyce
P. O. Box 65
McCammon, Idaho 83250

MICROFILMED

JUL 14 1978

RECEIVED

Mr. Ernest Carlson
Idaho Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho

Dear Sir,

This letter is in regards to Application No. 29-7454, which is an application to appropriate 0.08 cubic feet per second of water from an unnamed stream tributary to the Portneuf River by means of headgate and ditches within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 9S, R. 36E, B.M.

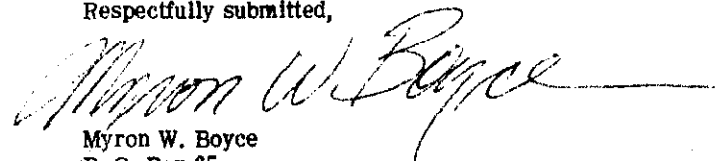
I oppose the issuance of this permit due to the fact that the said stream at present is running only about 8 gallons per minute, which is not nearly as much as is being applied for in the application. Also the property on which I and my family live on and at the present time own has used this water since the early 1930s and it states on the deed that this water belongs to the place on which I live.

At the present time we only use the water to irrigate approximately 1.8 acres of ground which includes our lawn and some new grass which will be used as pasture, a garden place and a raspberry patch. In the past we tried to do this with a flood irrigation system or ditches and etc. this did not work as there was just not enough water, so we have put in a catch tank which uses both the water from the canyon and the water from another small spring located on our place, which gives us enough water to use one $\frac{3}{4}$ inch sprinkler and a smaller $\frac{1}{2}$ inch sprinkler. With the use of both sources of water we have to watch it very close so as not to run the $\frac{1}{2}$ hp pump dry. We have installed an underground pipe system covering the 1.8 acres to best utilize the water available.

We are prepared to show a continuous use of the water since the early 1930s, however as we all know you don't irrigate 12 month of the year and at the present time we are not watering any stock, however in the future we might have stock and need the water for their use. It would appear to me that if the application were approved it would in all probability be a source of contention in the future even if that much water were available.

I would like to point out that we used the water in our house until 1963 when we had a well installed for the house use, however we did not get enough water to supply the lawn even, so we have used the water from the canyon for irrigation since that time.

Respectfully submitted,



Myron W. Boyce
P. O. Box 65
McCammon, Idaho 83250

June 26, 1978

RE: Application for Permit No. 29-7454 BOLLINGER

Idaho Department of Water Resources
Eastern Region, District 29
Mr. Thomas Bloxham, Watermaster
Downey, Idaho 83234

Dear Mr. Bloxham:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, submit them to our Department as soon as possible. The last date of protest is July 17, 1978, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:bp

Enclosure

MICROFILMED

June 23, 1978

Idaho State Journal
Box 431
Pocatello, Idaho 83201

RE: APPLICATION FOR PERMIT
" " "

29-7454
29-7453

BOLLINGER
ANDREWS/GRADY

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

Bill submitted 7-20-78 by Cad

Enclosure: Legal Notices (2)

RECEIVED
JUL 1 1978

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Dean H. or Suzanne Bollinger,
McCammon, Idaho

has on 6-19-78 submitted Application No. 29-7454
for a permit to appropriate 0.08 cubic feet per second XXXXXXXXXXXXXXXXXXXX
an unnamed stream tributary to Portneuf River
of water from _____
by means of headgate and ditches
within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 9S, R. 36E, B.M., Bannock County;

to be used from Jan. 1 to Dec. 31 for stockwatering purposes for 4 horses,
XXXX 6 cows and 40 sheep, and from Apr. 1 to Nov. 1 for the irrigation of 2 acres,
for all uses

within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 9S, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before _____
July 17, 1978

C. STEPHEN ALLRED

Director

Published in the Idaho State Journal, Pocatello, Idaho

on June 29 and July 6, 1978

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JUL 11 1978
201