

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7216 Priority July 26, 1974 Amount .04 cfs

THIS IS TO CERTIFY, that DAVID D. &/or EDNA A. DANIELS
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7216 issued pursuant to Application for Permit dated July 26, 1974,
and has submitted proof to the Department of Water Resources on July 11, 1979,
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 .04 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
Domestic (1 unit)	from <u>January 1</u> to <u>December 31</u> at <u>.04</u> cfs and <u>1.2</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 .04 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
1.2 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 6S,
Rge. 35E, B.M. in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NEW				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 $\frac{1}{4}$	
6S	35E	28					X												

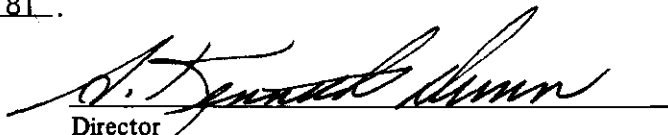
Total number of acres irrigated _____

NOTE: 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.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of

May, 19 81.


Director

Identification No. 29 7216

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant David D. &/or Edna A. Daniels
post office address Buckskin Road - Route # 4, Pocatello, Idaho 83201
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 6 S
Range 35 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 Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.16 for Irrigation purpose from March 15 to Nov. 15 (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. 0.16 cfs 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

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 8 inches; proposed depth of well is 358 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 \$ 8,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 6 S
Range 35 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) Name of municipality to be served _____, or number of families to be
supplied with domestic water one.
(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	
6 S	35 E	28						8											8.0

Total number of acres to be irrigated 8.0

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

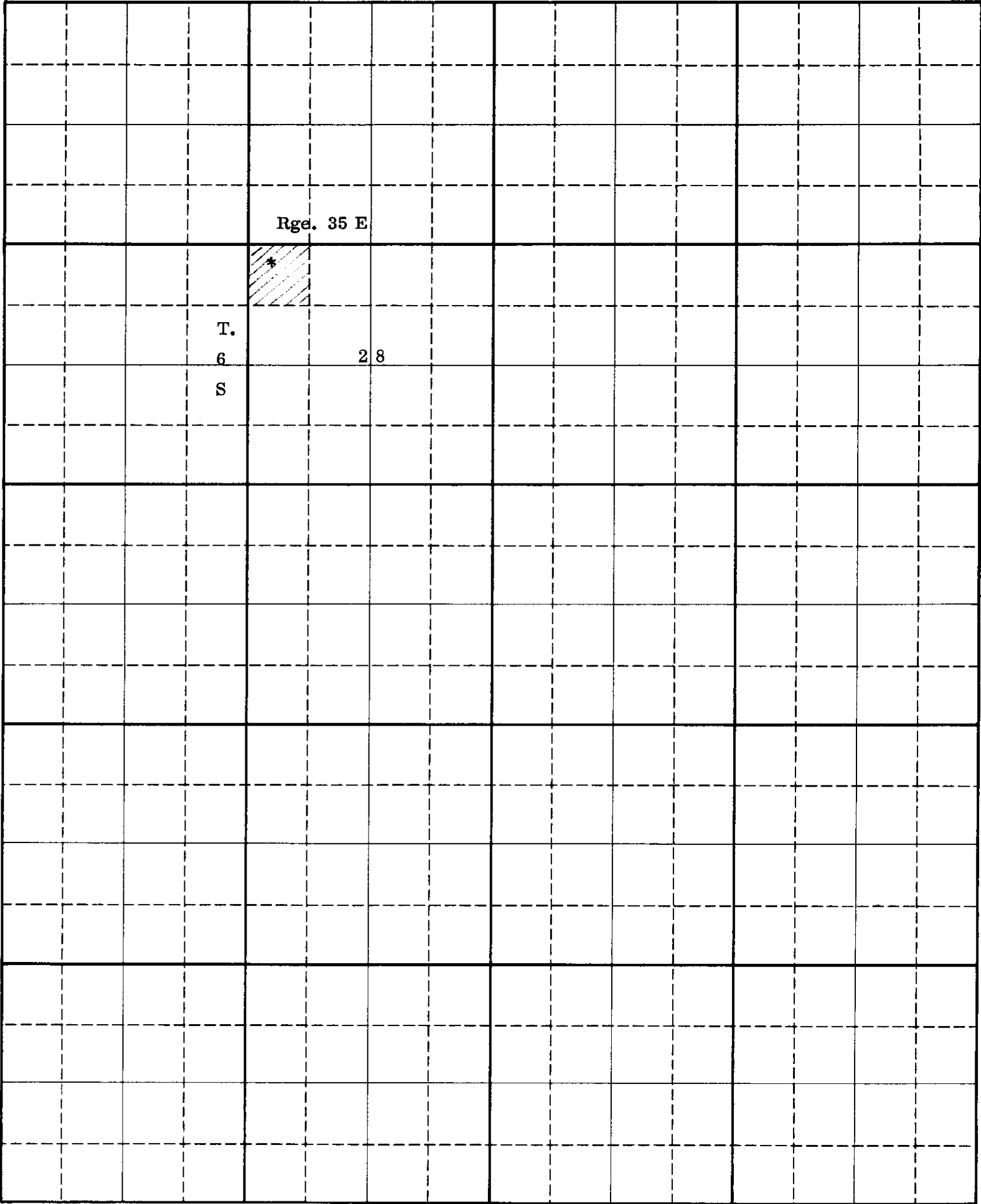
9. a. Who owns the property at the point of diversion Self

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

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.

Paul A. Daniels Jr.
(Applicant)

Proposed Priority 7-26-1974
Received by MB Date 7-29-74 Time 11:30 am
Preliminary check by MB Fee \$ 10.00
Receipted by MB Date 7-26-74 Receipt # 15871
Publication prepared by MB Date 8-2-74
Published in Idaho State Journal
Publication dates August 8 & 15, 1974
Publication approved CB Date 8/19/74
Priority reduced to _____ Reason _____

Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

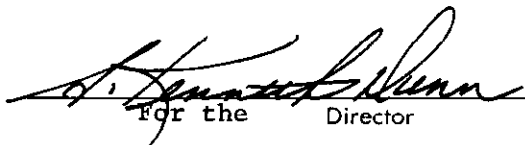
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7216, and said application is hereby APPROVED.

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 September 1, 19 79.
- c. Other: _____

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

Witness my hand this 6th day of September 19 74.


For the Director

BY: A. KENNETH DUNN, Administrator

PROOF OF PUBLICATION

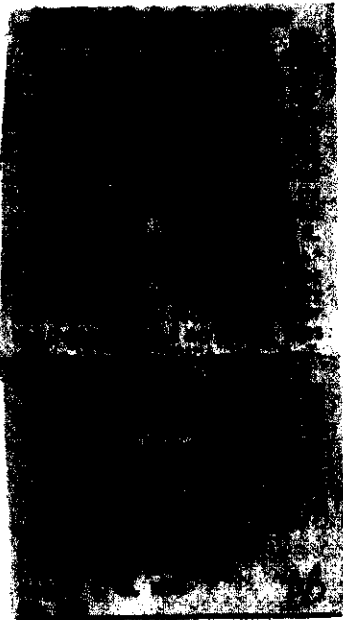
RECEIVED

AUG 19 1974

STATE OF IDAHO
County of Bannock

ss.

Department of Water Resources
Katherine Wanner Eastern District Office



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:

August 8, 1974 19.....
August 15, 1974 19.....
....., 19....., 19.....
....., 19....., 19.....
....., 19....., 19.....

That said paper has been continuously and uninterruptedly pub-
lished 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.

Katherine Wanner

Subscribed and sworn to before me this 15th
day of August, 1974

David L. Leadford

Notary Public, State of Idaho
Residence: Pocatello, Idaho

Commission Expires
March 5, 1977

29-7216

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Bannock }

ss.

Katherine Wanner

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David D. & or Edna A. Daniels, Buckskin Road—Rt. No. 4, Pocatello, Idaho has on 7-26-74 submitted Application No. 29-7216 for a permit to appropriate 0.16 cubic feet per second of water from a ground-water source by means of well and pump within the NW1/4NW1/4, Sec. 28, T. 6S, R. 35E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and from March 15 to Nov. 15 for the irrigation of 8 acres; all uses within the NW1/4NW1/4, Sec. 28, T. 6S, R. 35E, 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 August 26, 1974.
R. KEITH HIGGINSON
Director
August 8, 15, 1974
No. 516

CB

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:

August 6, 1974, 19_____
August 15, 1974, 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.

Katherine Wanner

Subscribed and sworn to before me this 15th
day of August, 1974

David L. Leadford

Notary Public, State of Idaho

Residence: Pocatello, Idaho

29-7216



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

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~EX-100-100000~~

Director

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

June 3, 1981

David & Edna Daniels
Buckskin Rd., Rt. 4
Pocatello, Idaho 83201

Dear Mr. & Mrs. Daniels,

RE: License No. 29-7216

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

May 15, 1981

David & Edna Daniels
Buckskin Rd - Rt. 4
Pocatello, Idaho 83201

Dear Mr. & Mrs. Daniels,

A representative of this Department has made an examination of the works covered by your Permit No. 29-7216, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1.2 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 6S, Rge. 35E, B.M.

Beneficial use: Domestic use for 1 unit within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 6S, Rge. 35E.

Priority date established: July 26, 1974

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

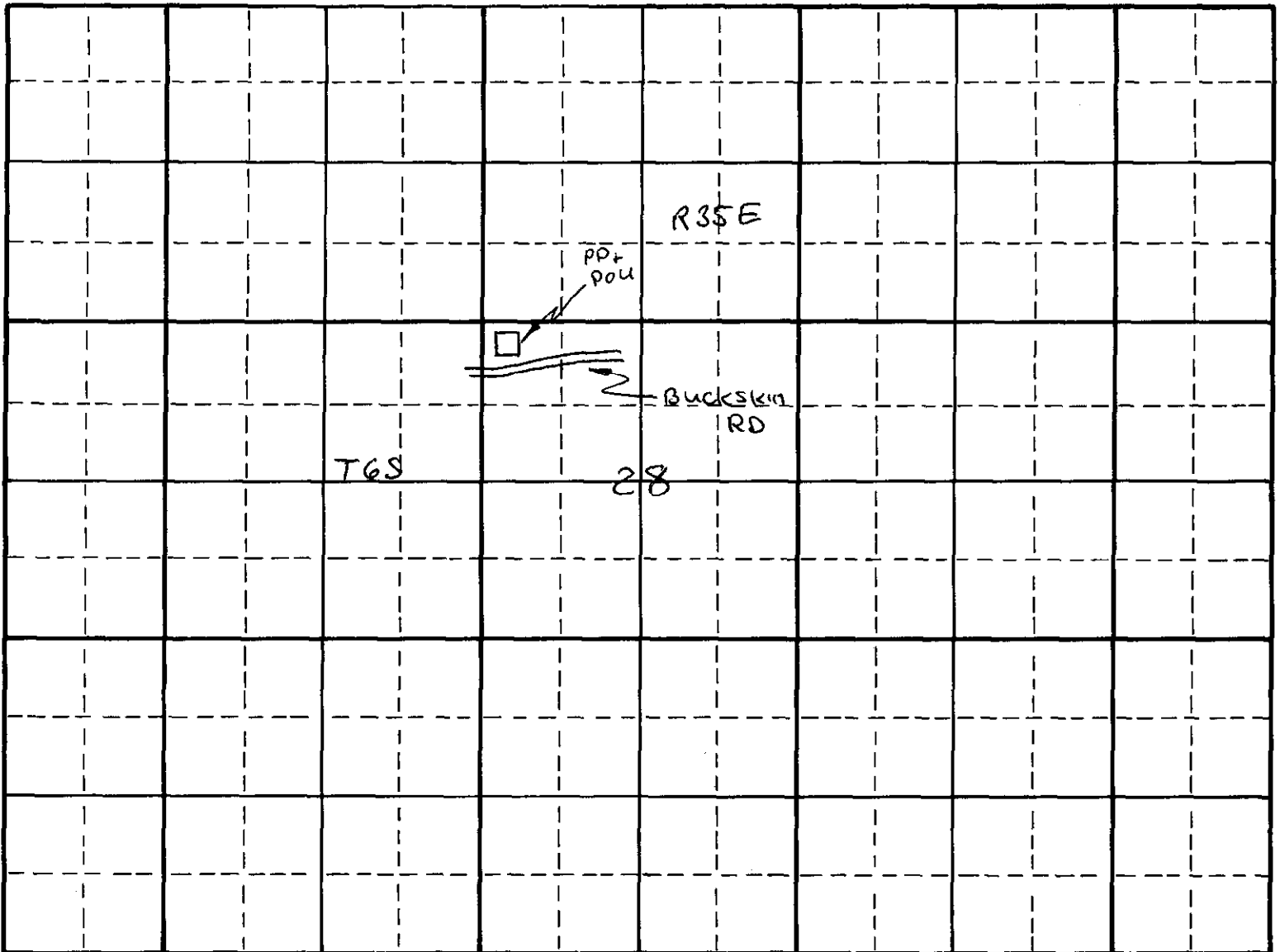
Sincerely,

JIM JOHNSON
Water Distribution Supervisor

RECEIVED

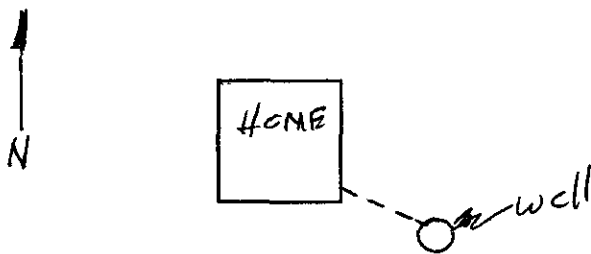
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MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NW 1/4 of NW 1/4 SECT 28 T6S R35E

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	35E	28						X											

Recommended Amendments:

- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

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

Examiner's Signature W. Jones
 Checked by W. Jones
 Approved by W. Jones

Date 4-3-81
 Date 4-3-81
 Date 5/7/81

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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

August 10, 1979

RE: Permit No. 22-7216

David D. Daniels
Buckskin Road Rt. 5
Pocatello, ID 83201

Dear Mr. Daniels:

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,

JACKIE S. DENNING
Senior Clerk

cc: IDWR - State Office

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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. 19-7216.

Name(s) of Permit Holder: David D Daniels Sr

Post Office Address: BUCKSKIN Road Rt 5
Pootello Idaho 83201

Source of Water: Deep Well

Extent of Use: ☒ Domestic One (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 7.9 (acres)
☐ Other

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.

July 5 1979
Date

David D Daniels Sr
Signature of Permit Holder



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

101058

June 29, 1979

David D. and/or Edna A. Daniels
Buckskin Road, Route 4
Pocatello, ID 83201

Dear Mr. and Mrs. Daniels:

One of the conditions of approval of your water Permit No. 29-7216 was that evidence of the extent of development must be submitted to this office on or before September 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,

RITA FLECK
Sr. Secretary

Enc: 1

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September 9, 1974

Re: Permit No. 29-7216

David D. Daniels
Buckskin Road, Route 4
Pocatello, Idaho 83201

Dear Mr. Daniels:

Enclosed is a copy of your approved Application for Permit No. 29-7216. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

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~~XXXXXXXXXXXXXXXXXXXX~~ RESOURCES

August 2, 1974

Re: Application for Permit No. 29-7216 Daniels

Idaho State Journal
Box 431
Pocatello, ID 83201

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,

NORMAN C. YOUNG
District Engineer

NCY:MB

Bill submitted 8-19-74 by MB

Enc: Legal Notice (1)

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NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David D. &/or Edna A. Daniels

Buckskin Road - Rt. #4, Pocatello, Idaho

has on 7-26-74 submitted Application No. 29-7216
for a permit to appropriate 0.16 cubic feet per second ~~XXXXXX feet per second~~
of water from a ground-water source
by means of well and pump
within the NW¹/₄, Sec. 28, T. 6S, R. 35E, B.M., Bannock County;

to be used from Jan. 1 to Dec. 31
for domestic purposes for one family and from March 15 to Nov. 15 for the
irrigation of 8 acres; all uses
within the NW¹/₄, Sec. 28, T. 6S, R. 35E, 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 _____
August 26, 1974.

R. KEITH HIGGINSON

Director

Published in the Idaho State Journal, Pocatello, Idaho

on August 8 and August 15, 1974

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cb-L-A.
cb-A.

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

David B. & Edna A. Daniels

Item Initial Date

- (1) LDJ 7/30/74 Application No. _____
- (2) _____
☒ 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
- (3) " " In form to receipt yes - Boise
" " Send Copies to:
NA " " " Idaho State Health Department
" " " " Idaho Fish and Game Department
" " " " Bureau of Land Management
- (4) " " NA " " Request Special Use Permit from U.S.F.S.
" " " " Request Easement from B.L.M.
" " " " Request Information from Applicant
- (5) " " In form for advertising yes
- (6) " " Located within Water District No. N.A.
- (7) " " Critical groundwater area: yes _____ no ☒
- (8) " " Groundwater levels:
_____ Decline (comment) No nearby obs wells
_____ Stable (comment) _____
_____ Increasing (comment) _____
- (9) " " Comments: 3 other water right filing in same 40
29-7053, 29-7055, 29-7002
- (10) MB 8/19/74 Affidavit of Publication received (date) Aug 19, 1974
- (11) MB 8/24/74 Final date for protests August 26, 1974
Protests received: yes _____ no x
- (12) " " Date and Place of hearing N.A.
Decision reached at hearing N.A.
- (13) EDC 8/23/74 All requested information received from agencies or applicant
yes _____ no _____
- (14) " " Action recommended:
☒ Approve Priority 7/26/74
_____ Deny Reason for Reduction _____
_____ Measuring device required
_____ See attached sheet for additional conditions of approval
☒ No additional conditions for approval

(15) District E By RECEIVED Date 8/26/74

Dep

Source

MICROFILMED

Aug 28 1974

Copy 29-72