

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7210 Priority July 12, 1974 Amount .04 cfs

THIS IS TO CERTIFY, that JAMES McALDEN KELLY
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7210 issued pursuant to Application for Permit dated July 12, 1974,
and has submitted proof to the Department of Water Resources on July 9, 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 .05 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 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 SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, Twp. 6S,
Rge. 35E, B.M. in the County of Bannock

Description and location of place of use:

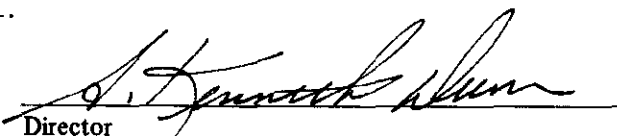
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	35E	20						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 30th day of
April, 19 81.


Director

Identification No. 29 7210
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant James McAlden Kelly
post office address Route #4, Pocatello Creek Road, Pocatello, Idaho
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 20 Township 6S
Range 35E 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 0.10 for Irrig. purpose from Apr. 1 to Nov. 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. 0.14 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well and 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 7 inches; proposed depth of well is 70 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 20 Township 6S
Range 35E 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 sheep, 3 horses, 2 calves

(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: _____

MICROFILMED

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

[illegible]

Total number of acres to be irrigated 5

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

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

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

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

10. Remarks _____

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

RANGE 35E

TOWNSHIP 6S

Well * 20

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.

James McAllen Kelly -
(Applicant)

Priority

7-12-1974

Received by MB Date 8-13-74 Time 11:35

Preliminary check by LHT Fee \$ 10.00

Receipted by MB Date 7-12-74 # 12960

Publication prepared by MB Date 7-12-74

Published in State State Journal

Publication dates July 18 + 25, 1974

Publication approved CB Date 7/30/74

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by REC pyl

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. 29-7210, 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 19 day of August, 1974.

Director

Identification No. 29 7210

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

1. Name of applicant James M^c Alden Kelly
post office address Rt. 4, Pocatello Creek Road, Pocatello, Idaho, 83201
2. Source of water supply ground water which is a tributary of —
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 20 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 0.10 for irrigation purpose from Apr. 1 to Nov. 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. 0.14 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and 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 7 inches; proposed depth of well is 7.0 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years. ~~completed~~ NCY 7/31/74
b. Estimated construction cost is \$ —
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 20 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 sheep, 3 horses,
2 calves
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water one family
(5) If water is to be used for other purposes describe: _____

MICROFILMED

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

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	
6S	35E	20							5			~~5~~							5

Total number of acres to be irrigated 5

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

9. a. Who owns the property at the point of diversion applicant
- b. Who owns the land to be irrigated or place of use applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing —

10. Remarks

A hand-drawn map on a grid. The coastline is labeled "R 35 E" at the top. A bay is labeled "T" on the left. A small square area is labeled "6" and "20".

SW 1/4 of NW 1/4, Sec 20, T 6S R. 35E B. 4
Bannock County

(Applicant) James Kelly

Received by MB Date 7-12-74 Time 11:35 A
Preliminary check by Jay Fee \$ 10.00
Receipted by MB Date 7-12-74 # 12960
Publication prepared by MB Date 7-12-74
Published in Idaho State Journal
Publication dates July 18 + 25, 1974
Publication approved CB Date 7/30/74
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 ADMINISTRATION

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

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

RECEIVED

Katherine Wanner

JUL 30 1974

Department of Water Resources
Eastern District Office

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:

July 18, 1974

July 25, 1974

....., 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 25th

day of July, 1974

Della L. Lippard

Notary Public, State of Idaho

Residence: Pocatello, Idaho

NOTARY PUBLIC
JUL 30 1974

24-7210

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

SS.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that James McAlden Kelly, Route No. 4, Pocatello Creek Road, Pocatello, Idaho has on 7-12-74 submitted Application No. 29-7210 for a permit to appropriate 0.14 cubic feet per second of water from a ground-water source by means of well and pump within the SW1/4NW1/4, Sec. 20, T. 6S, R. 35E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stockwatering associated with domestic uses and from Apr. 1 to Nov. 1 for the irrigation of 5 acres; all uses within the SW1/4NW1/4, Sec. 20, 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 5, 1974.
R. KEITH HIGGINSON
Director
July 18, 25, 1974
No. 467

CB

being first duly sworn on oath deposes and says: That _____
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Katherine Wanner

Subscribed and sworn to before me this _____
day of _____, 19____

David L. Seaford

Notary Public, State of Idaho
Residence: Pocatello, Idaho

29-7210



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

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~STEPHEN K. KELLEY~~

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

May 6, 1981

James McAlden Kelly
Rt. 4, Pocatello Creek Rd.
Pocatello, Idaho 83201

Dear Mr. Kelly,

RE: License No. 29-7210

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED



State 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

April 10, 1981

James McAlden Kelly
Rt. 4
Pocatello Creek Rd.
Pocatello, Idaho 83201

Dear Mr. Kelly,

A representative of this Department has made an examination of the works covered by your Permit No. 29-7210, 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: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, Twp. 6S, Rge. 35E, B.M.

Beneficial use: Domestic use for 1 unit within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, Twp. 6S,
Rge. 35E.

Priority date established: July 12, 1974

Conditions (if any):

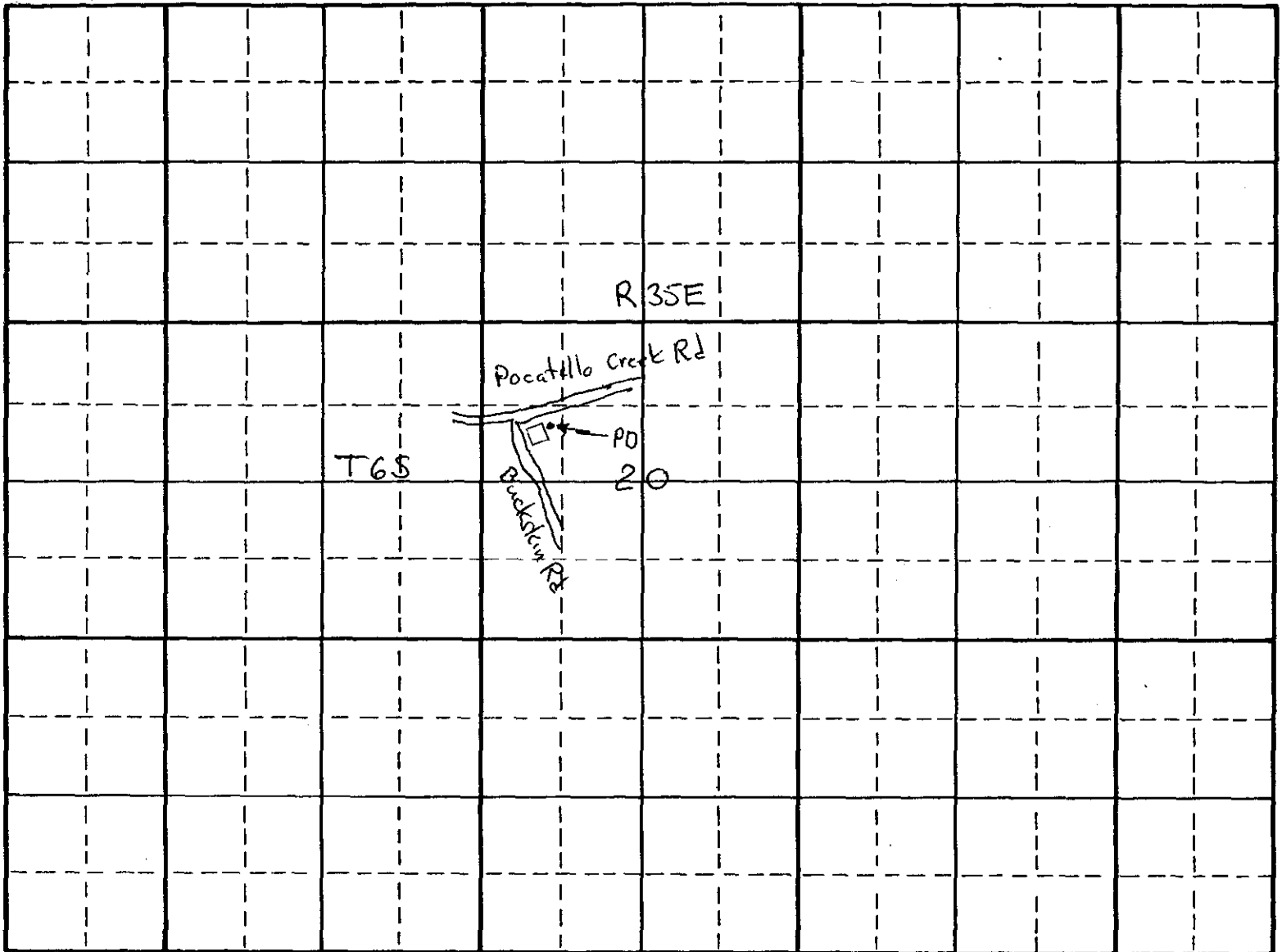
If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

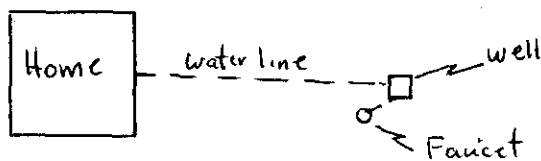
RECEIVED
APR 15 1981
BOISE, IDAHO

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: SW 1/4 of NW 1/4 SECT 20 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	20							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

Checked by

Approved by

Date 3-10-81

Date 3-11-81

Date 4/10/81

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

August 9, 1979

RE: Permit No. 29-7210

James McAlden Kelly
Parks Road
Pocatello, Idaho 83201

Dear Mr. Kelly:

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

MICROFILMED

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. 29-7210

Name(s) of Permit Holder: JAMES McALDEN KELLY

Post Office Address: PARKS RD
POCATELLO, IDAHO 83201

Source of Water: WELL

Extent of Use: ☒ Domestic 1 (number of households)
☒ Stockwater 125 sheep - 1 Horse (number and type of stock) 2 Beef Calves
☒ Irrigation 3 (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.

7 July 79
Date

James McKelly
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) 384-2245

101057

June 29, 1979

James McAlden Kelly
Route 4, Pocatello Creek Road
Pocatello, ID 83201

Dear Mr. Kelly;

One of the conditions of approval of your water Permit No. 29-7210 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

MICROFILMED

August 20, 1974

Re: Permit No. 29-7210

James McAlden Kelly
Route 4, Pocatello Creek Road
Pocatello, Idaho 83201

Dear Mr. Kelly:

Enclosed is a copy of your approved Application for Permit No. 29-7210. 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

MICROFILMED

XXXXXXXXXXXXXXXXXXXXX RESOURCES

August 8, 1974

Re: Application for Permit No. 29-7210

Mr. James McAlden Kelly
Route #4
Pocatello Creek Road
Pocatello, ID 83201

Dear Mr. Kelly:

Enclosed please find a retyped copy of the above referenced application. In the final review of the application, we found that the signature was not the same as that listed in Item 1. Please sign the retyped form (James McAlden Kelly) and return it to this office at your earliest convenience so the final processing can be done.

If you have any questions, please contact us.

Very truly yours,

RONALD D. CARLSON
Asst. to District Engineer

RDC:MB

Enclosure

MICROFILMED

XXXXXXXXXXXXXXXXXXXXX RESOURCES

July 10, 1974

Re: Application for Permit No. 29-7210 Kelly

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

Bill submitted 7-30-74 by MB

NCY:MB

Enc: Legal Notice (1)

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that James McAlden Kelly,

Route #4, Pocatello Creek Road, Pocatello, Idaho

has on 7-12-74 submitted Application No. 29-7210

for a permit to appropriate 0.14 cubic feet per second ~~acre feet per annum~~
of water from a ground-water source

by means of well and pump

within the SW¹/₄ NW¹/₄, Sec. 20, T. 6S, R. 35E, B.M., Bannock County;

to be used from Jan. 1 to Dec. 31

for domestic purposes for one family and stockwatering associated with
domestic uses and from Apr. 1 to Nov. 1 for the irrigation of 5 acres; all uses
within the SW¹/₄ NW¹/₄, Sec. 20, 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 5, 1974.

R. KEITH HIGGINSON

Director

Published in the Idaho State Journal, Pocatello, Idaho

on July 18 and July 25, 1974

CB-2-A
CB-A

MICROFILMED

July 12, 1974

Re: Application for Permit No. 29-7210

Mr. James McAlden Kelly
Route #4
Pocatello Creek Road
Pocatello, Idaho 83201

Dear Mr. Kelly:

Attached herewith is departmental receipt No. 12960 in the amount of \$10.00 for the above referenced application which was received in this office this date.

Very truly yours,

LOY H. JOHNSON
Water Resource Supervisor

LHJ:MB

Attachment

MICROFILMED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Duplicate

Katherine Wanner

RECEIVED

JUL 30 1974

Department of Water Resources
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:

July 18	19 74	19
July 25	19 74	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 25th
day of July, 1974

Anna L. Lusk

Notary Public, State of Idaho
Residence: Pocatello, Idaho

Notary Expires
March 5, 1977

29-7210

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Bannock } ss.

A. Upstate

Notary Public

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that James McAlden Kelly, Route No. 4, Pocatello Creek Road, Pocatello, Idaho has on 7-12-74 submitted Application No. 29-7210 for a permit to appropriate 0.14 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 6S, R. 35E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stockwatering associated with domestic uses and from Apr. 1 to Nov. 1 for the irrigation of 5 acres; all uses within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, 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 5, 1974.
R. KEITH HIGGINSON
Director
July 18, 25, 1974
No. 467

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

<i>July 18, 1974</i>	, 19 <i>74</i>	, 19
<i>July 25, 1974</i>	, 19 <i>74</i>	, 19
	, 19	, 19
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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.

Ruthanne Warner

Subscribed and sworn to before me this *July 25* day of *July*, 19 *74*.

Richard L. Bedford

Notary Public, State of Idaho

Residence: Pocatello, Idaho

29-7210

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>JM</u>	<u>7/12/74</u>	Application No. <u>New Application 29-7210 Kelly</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water <u>- Completed</u> ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>cc</u> <u>NA</u>	<u>cc</u> <u>NA</u>	In form to receipt <u>yes</u> Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>cc</u> <u>NA</u>	<u>cc</u> <u>NA</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>cc</u>	<u>cc</u>	In form for advertising <u>yes</u>
(6)	<u>cc</u>	<u>cc</u>	Located within Water District No. <u>No Water District</u>
(7)	<u>cc</u>	<u>cc</u>	Critical groundwater area: yes <u>no</u> ☒
(8)	<u>cc</u>	<u>cc</u>	Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) <u>No Obs Well in area</u> ☐ Increasing (comment) _____
(9)	<u>cc</u>	<u>cc</u>	Comments: <u>No conflicting water rights.</u>
(10)	<u>MB</u>	<u>7/30/74</u>	Affidavit of Publication received (date) <u>July 30, 1974</u>
(11)	<u>"</u>	<u>8/5/74</u>	Final date for protests <u>August 5, 1974</u> Protests received: yes <u>no</u> ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(13)	<u>RDC</u>	<u>8/15/74</u>	All requested information received from agencies or applicant yes <u>no</u>
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>7/12/74</u> ☐ Deny Reason for Reduction _____ ☒ No Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>RDC</u>	Date <u>8/15/74</u>

29-7210

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