

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7209 Priority 7/29/1974 Amount 0.02 cfs

THIS IS TO CERTIFY, that IRWIN L. SPRAKER
of Inkom, ID, has complied with the terms and conditions of Permit
No. 29-7209 issued pursuant to Application for Permit dated 7/10/1974,
and has submitted proof to the Department of Water Resources on 8/20/1979 (Late Proof),
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 0.02 cfs of water from an unnamed spring,
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
Domestic (1 unit)	from 1/1 to 12/31	at 0.02 cfs and	1.20 AF
Irrigation	from 4/15 to 10/15	at 0.02 cfs and	7.26 AF
Stockwater	from 1/1 to 12/31	at 0.02 cfs and	0.20 AF

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 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
8.66 acre feet per year, said waters to be diverted within the SWNW, Sec. 35, T7S R36E
in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	36E	34				4													4
		35							1										1

Total number of acres irrigated 5

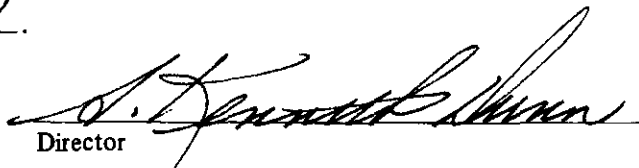
Use of water under this license is subject to control by the watermaster of
State Water District No. 29, Portneuf River.

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 29 day of

May, 1981.


Director

Identification No. 29 7209

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Irvin L. Spraker
post office address Rt. #1, Box 61, Pocatello, Idaho 83201
2. Source of water supply Unnamed spring which is a tributary of Portneuf River
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 7S
Range 36E 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. 15 to Oct. 15 (both dates inclusive)
(cfs or ~~acre feet per annum~~)
Amount 0.02 for Livestock purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or ~~acre feet per annum~~)
5. Total quantity to be appropriated:
a. 0.16 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pump in small concrete collecting
reservoir

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 \$ 2,000.00.
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 35 Township 7S
Range 36E 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 20 head of beef

(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. Use Right
indicated on Claim No. 29-4034

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.

and range number.

R36E

T7S

34

P.D.
DOMESTIC USE
35

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.

Irvin L. Spraker
(Applicant)

Proposed Priority 7-10-1974

Received by MB Date 7-10-74 Time 4:20 PM

Preliminary check by RDC Fee \$ 10.⁰⁰

Receipted by MB Date 7-10-74 # 12956

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 W JDF

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. 29-7209, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 79.

c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 12 day of August, 19 74.

R. Karl Higin
Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 29-7209)
IN THE NAME OF IRVIN L. SPRAKER)
_____)

ORDER OF REINSTATEMENT

WHEREAS, on July 10, 1974, Irvin L. Spraker filed with the Department of Water Resources an application for permit to appropriate 0.16 cubic feet per second of water from an unnamed spring tributary of the Portneuf River to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Twp. 7S, Rge. 36E B.M., Bannock County, to be used for domestic, irrigation, and livestock purposes; and,

WHEREAS, on August 12, 1974, the Department approved said application and issued Permit No. 29-7209 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before August 1, 1979; and,

WHEREAS, on May 31, 1979, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

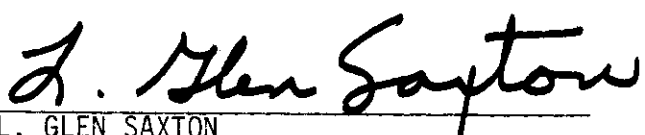
WHEREAS, on August 13, 1979, the Department notified the permit holder that Permit No. 29-7209 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on August 20, 1979;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 29-7209 be REINSTATED and the priority advanced to July 29, 1974.

Dated this 19th day of November, 1979.


L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING }
DEVICE REQUIREMENT FOR PERMIT NO. 29-7209 }

ORDER

WHEREAS, it has been determined by the Department of Water Resources that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from said permit.

Dated this 28th day of August, 1978.


L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

PROOF OF PUBLICATION **RECEIVED**

STATE OF IDAHO }
County of Bannock } ss.

Duplicate

JUL 30 1974

Katherine Wanner

Department of Water Resources
Eastern District Office

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:

..... July 18, 1974 19.....
..... July 25, 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 25th

day of July, 1974

..... *Nella L. Lafford*

Notary Public, State of Idaho

Residence: Pocatello, Idaho

[Faint signature]

29-7209

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Deposited

for the purpose of

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Irvin L. Spraker, Route No. 1, Box 61, Pocatello, Idaho has on 7-10-74 submitted Application No. 29-7209 for a permit to appropriate 0.16 cubic feet per second of water from an unnamed spring tributary of Portneuf River by means of pump and reservoir within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 7S, R. 36E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and for stockwatering purposes for 20 head of beef cattle within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 7S, R. 36E; and from Apr. 15 to Oct. 15 for the irrigation of 5 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34 SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 7S, 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 August 5, 1974.
R. KEITH HIGGINSON
Director
July 18, 25, 1974
No. 459

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.....

.....*Alita L. Seayford*.....

Notary Public, State of Idaho
Residence: Pocatello, Idaho

29-7209

PROOF OF PUBLICATION

RECEIVED

STATE OF IDAHO
County of Bannock

ss.

JUL 30 1974

Katherine Wanner Department of Water Resources

Eastern District Office

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.

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July 18	1974	19
July 25	1974	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

Debra L. Lippard

Notary Public, State of Idaho

Residence: Pocatello, Idaho

29-7209

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER PERMIT

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R. KEITH HIGGINSON
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_____, 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 Warner

Subscribed and sworn to before me this _____, 19____

day of _____, 19_____

Lila J. Sanford

Notary Public, State of Idaho

Residence: Pocatello, Idaho

29-7209



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~STEPHEN K. LILLY~~

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

June 2, 1981

Irvin L. Spraker
Rt. 1, Box 110-B
Inkom, Idaho 83245

Dear Mr. Spraker,

RE: License No. 29-7209

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 2, 1981

Irvin L. Spraker
Rt. 1, Box 110-B
Inkom, Idaho 83245

Dear Mr. Spraker,

A representative of this Department has made an examination of the works covered by your Permit No. 29-7209, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: .02 cfs Source: an unnamed spring

The maximum quantity diverted shall not exceed 8.66 acre feet per year.

Point(s) of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Twp. 7S, Rge. 36E, B.M.

Beneficial use: Irrigation of 4 acres within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34; 1 acre within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Twp. 7S, Rge. 36E. Also domestic use for 1 unit and stockwater use.

Priority date established: July 29, 1974

Conditions (if any): Use of water under this license is subject to control by the watermaster of State Water District No. 29, Portneuf River.

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 12 1981
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Dave $\rightarrow$ Jim

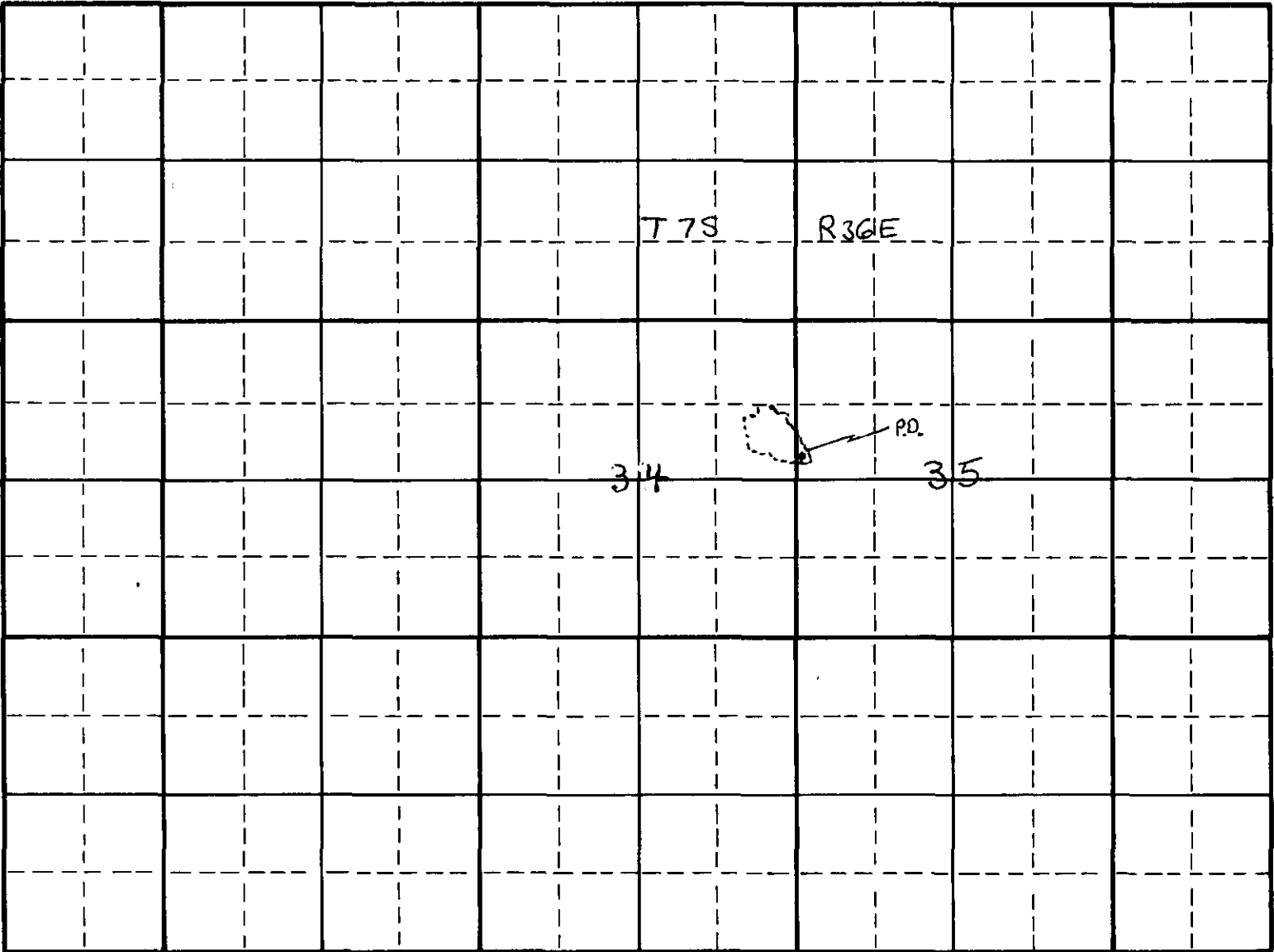
UNRECORDED

Permit holder has
2 HP pump from storage
pond. Shouldn't we
allow more Q than for
irrigation ^{than} spring flow?
Jim

Jim $\leftarrow$
Since the source is the spring,
and the diversion takes place at
the spring, I think we have to
limit Q to the flow of the spring, '02.
If the initial diversion were at the
pond, we could base Q on the flow provided
by the 2 HP pump. Dave

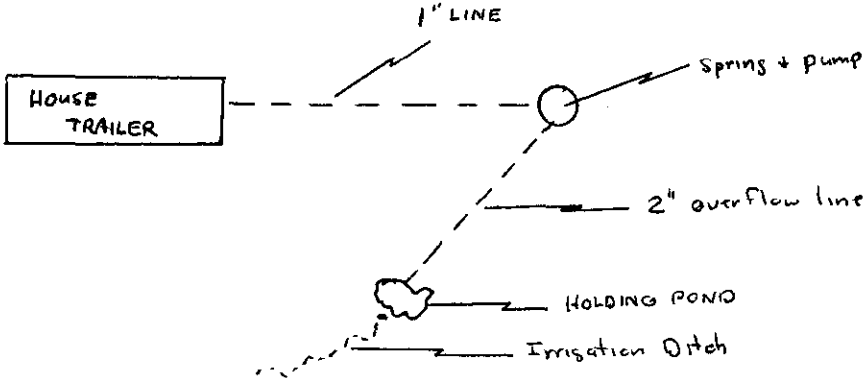
RECEIVED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: SW of NW SECT 35 T 7S R 36E

Place(s) of Use

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
7S	36E	34				4													4
		35							1										1

Recommended Amendments:

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

Examiner's Signature [Signature]

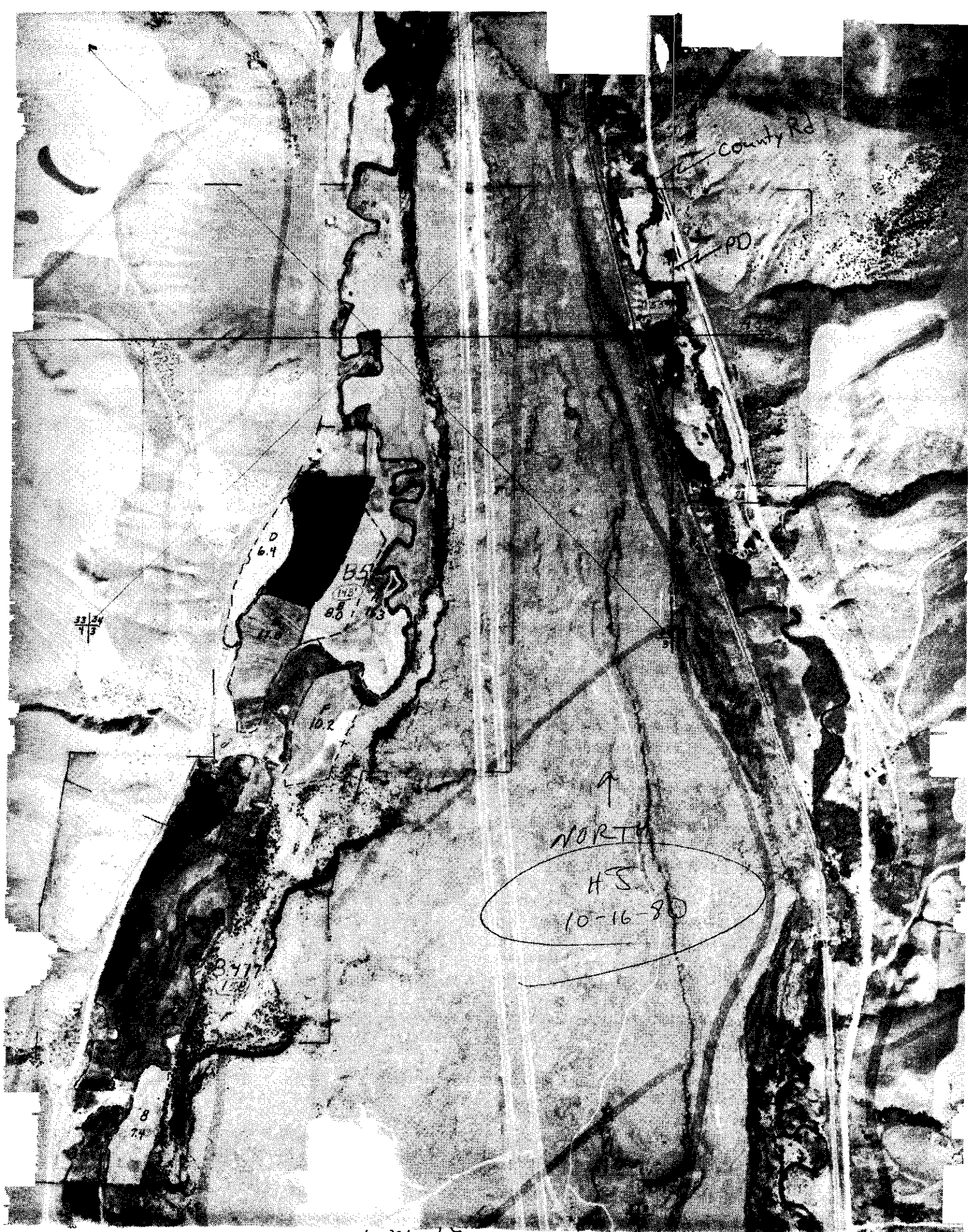
Checked by [Signature]

Approved by [Signature]

Date 10-16-80

Date 2-13-81

Date 3/27/81



County Rd

PD

↑
NORTH

HS
10-16-80

6.4

B5

143

80 103

10.2

33/34
4/3

23477
150

8
7.4

29-7209



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

RECEIVED

DEC 7 1979

Department of Water Resources

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

December 6, 1979

RE: Permit No. 29-7209

Irvin L. Spraker
Rt. #1, Box 110-B
Inkom, ID 83245

Dear Mr. Spraker:

Enclosed is a copy of an order reinstating your permit and advancing your priority date to July 29, 1979.

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

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. 29-7209

Name(s) of Permit Holder: IRVIN L. SPRAKER

Post Office Address: ROUTE 1, BOX 110-B

IN KOM IDAHO

Tel. No. 208-775-5440

Source of Water: Unnamed Spring

Extent of Use: ☒ Domestic ONE (number of households)
☒ Stockwater 6 sheep, 2 horses (number and type of stock) 5 cattle
☒ Irrigation 5 (approximate) (acres)
☒ Other Supplies small fishpond

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

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

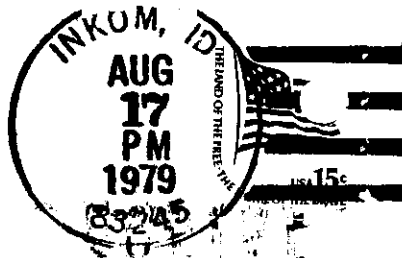
The above information is a true statement of the extent to which the above numbered permit has been developed.

8-16-79
Date

Irvin Spraker
Signature of Permit Holder

MICROFILMED

Irvin Spraker
Route 1, Box 110-B
Inkom, Idaho 83245



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

August 13, 1979

Irvin L. Spraker
Route 1, Box 110-B
Inkom, ID 83245

Dear Mr. Spraker:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 29-7209 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated May 31, 1979.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

CERTIFICATION OF MAILING

I hereby certify that on 8/16/79
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

UNFILMED

June 19, 1979

Irvin L. Spraker
Route 1, Box 110-B
Inkom, ID 83245

Dear Mr. Spraker:

Re: Permit No. 29-7209

Enclosed is a copy of the order removing the measuring device requirement on the above-referenced permit.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rf

Enc: 1

RECEIVED

INTER-DEPARTMENT MEMO — 1

FROM Ernest Carlsen

DATE 6-11-79

TO Dave Tuthill

SUBJECT Permit 29-7209

In reviewing Mr. Spracker's permit, I see no problem in granting his request for a waiver concerning the measuring device requirement. He is located on a reach of the Portneuf River which is not regulated by a watermaster and the quantity to be appropriated is only 0.16 cfs.

MICROFILMED

SIGNATURE

Irvin Spraker
Route 1, Box 110-B
Inkom, Idaho 83245
7 June 1979

State of Idaho
Department of Water Administration
Eastern District Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

RECEIVED
JUN 8 1979

Dear Mr. Carlson:

Department of Water Resources,
Eastern District Office.

In reference to my water Permit No. 29-7209. As we discussed on the telephone, the following information is forwarded in support of the requested waiver concerning the water measuring device.

I received a letter from the State Office dated May 31, 1979 reminding me that I must install a permanent measuring device as part of the diverting works prior to August 1, 1979.

I have been unable to find any Weir, Orifice, Flume or Commercial type water flow measuring device graduated small enough to measure the small amount of my spring overflow. I called the State Office on Monday, June 3. They recommended that I check with the Soil Conservation Office here in Pocatello; They further recommended that, if I were unable to find a suitable device, I write a letter requesting a waiver for the device. The Soil Conservation Office recommended a Parshall flume and referred me to the McCammon Water District. The smallest flume they use is six inches in diameter which would be unsuitable for my overflow which comes out of a two inch plastic pipe with only gravity pressure.

If I were to try and use a flow meter on the overflow pipe, it would cause the water to back up and flood the pump above the spring which is used to pump water to the house.

I still use the water for culinary purposes, the overflow goes into a small fish pond, to water livestock, irrigate a small garden and pasture. I have measured the overflow several times by using a bucket and a ten gallon milk can. The flow has always been between nine and ten gallons per minute.

Since the water flow is so small and since I have been unable to find a suitable Weir, Flume, or Flow Meter from the Soil Conservation Office, the County Agent or any of the local irrigation suppliers, I respectfully ask that a waiver be granted pertaining to the measuring device. If I could accurately measure the water flow, I am certain it would be between nine and eleven gallons per minute.

MICROFILMED

Very respectfully,
Irvin L. Spraker
Irvin L. Spraker

INTER-DEPARTMENT MEMO — 1

FROM Dave Tuthill

DATE June 4, 1979

TO Ernie Carlsen

SUBJECT 29-7209

I today received a call from a Mr. Spraker concerning the measuring device requirement on the above referenced permit. He indicated that it would be difficult to install a device on his system.

I suggested that he submit a request for waiver of the requirement to your office. Please review the request and add any comments before forwarding it to this office.

Thanks,

MAILED 10 JUN 11 1979

SIGNATURE



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

100956

May 31, 1979

Irvin L. Spraker
Route 1, Box 61
Pocatello, ID 83201

Dear Mr. Spraker:

One of the conditions of approval of your water Permit No. 29-7209 was that evidence of the extent of development must be submitted to this office on or before August 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 8, 1974

Re: Permit No. 29-7209

Irvin L. Spraker
Route 1, Box 61
Pocatello, Idaho 83201

Dear Mr. Spraker:

Enclosed is a copy of your approved Application for Permit No. 29-7209. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

MICROFILMED

July 12, 1974

Re: Claim to a Water Right No. 29-4036 Bailey
Application for Permit No. 29-7209 Spraker
Application for Transfer No. 29-2319 Bennett

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

Enc: Legal Notices (3)

Bill submitted 7-30-74 by MB

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Irvin L. Spraker

Route #1, Box 61, Pocatello, Idaho

has on 7-10-74 submitted Application No. 29-7209

for a permit to appropriate 0.16 cubic feet per second ~~acre-feet per annum~~

of water from an unnamed spring tributary of Portneuf River

by means of pump and reservoir

within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 7S, R. 36E, B.M., Bannock County;

to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and

for stockwatering purposes for 20 head of beef cattle within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35,

T. 7S, R. 36E; and from Apr. 15 to Oct. 15 for the irrigation of 5 acres

within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 7S, 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 August 5, 1974.

R. KEITH HIGGINSON

Director

Published in the Idaho State Journal, Pocatello, Idaho

on July 18 and July 25, 1974

MICROFILMED

OB-R
OB-P

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>NC</u>	<u>7/11/74</u>	Application No. <u>29-7209 Spraker</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 ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>"</u>	<u>"</u>	In form to receipt <u>yes</u>
	<u>"</u>	<u>"</u>	Send Copies to: <u>NA</u> ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. <u>NA</u> ☐ Request Information from Applicant
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>yes</u>
(6)	<u>"</u>	<u>"</u>	Located within Water District No. <u>29 FORNELL RIVER</u>
(7)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u>no</u> <u>NA</u>
(8)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) <u>NA</u> ☐ Increasing (comment) _____
(9)	<u>"</u>	<u>"</u>	Comments: <u>Plats are not available to check conflicting 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> <u>x</u>
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>NA</u> Decision reached at hearing <u>NA</u>
(13)	<u>RC</u>	<u>8/6/74</u>	All requested information received from agencies or applicant yes <u>no</u>
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>9-10-74</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>E</u>	By <u>RC</u>	Date <u>8/5/74</u>

29-7209

Copy