

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7137 Priority June 5, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that PAUL N. & LOIS J. VITALE
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7137 issued pursuant to Application for Permit dated June 5, 1973,
and has submitted proof to the Department of Water Resources on April 3, 1978,
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 0.04 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
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</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 0.04 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 SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Twp. 6S,
Rge. 35E, B. M. in the County of Bannock

Description and location of place of use:

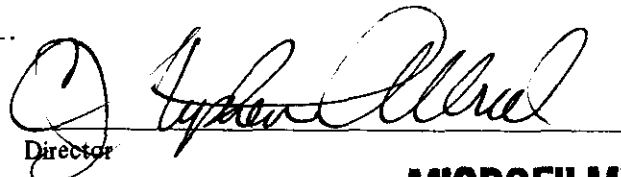
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	35E	31																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 19 day of
May, 19 79.


Director

MICROFILMED

Identification No. 29 7137
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 Paul N. & Lois J. Vitale
post office address Barton Road, Pocatello, Idaho
2. Source of water supply ground water which is a tributary of —
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 31 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 0.02 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. 0.06 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep well, submersible pump,
distribution lines, lawn and garden sprinklers.

- 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 10 inches; proposed depth of well is 158 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 \$⁷1000.00.
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 SE $\frac{1}{4}$ of Section 31 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) 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: Sprinkling lawn, shrubs, garden
& small pasture area.

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	35E	31																X	1

Total number of acres to be irrigated 1

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

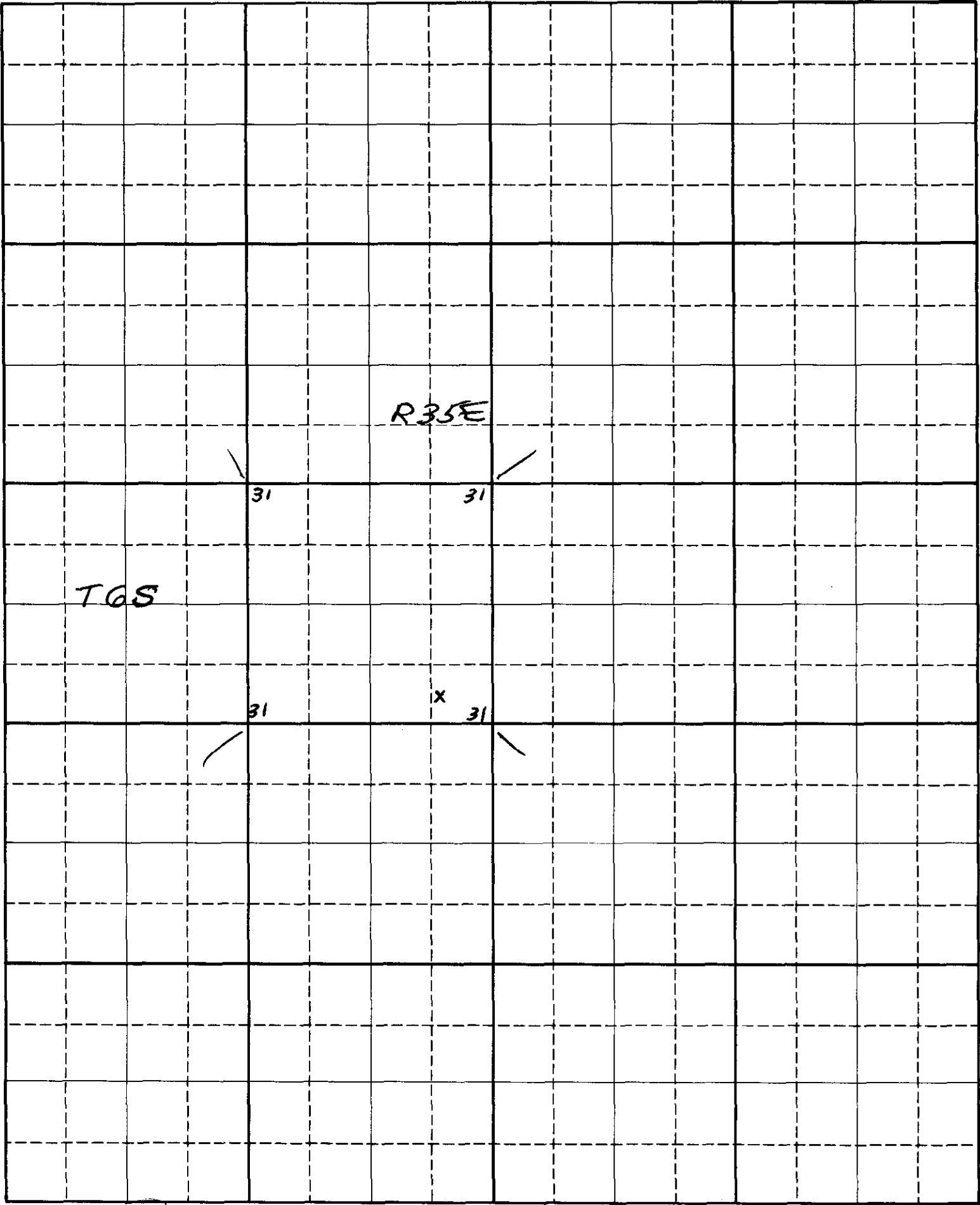
9. a. Who owns the property at the point of diversion applicant

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

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 M. Vitale Lois J. Vitale
(Applicant)

Received by mb Date 6-5-73 Time 11:00 AM
 Preliminary check by mb Fee \$ 10.00
 Receipted by mb Date 6-5-73 # 10216
 Publication prepared by mb Date 6-5-73
 Published in Idaho State Journal
 Publication dates June 14th 21, 1973
 Publication approved NCT Date 6/27/73
 Priority ~~reduced to~~ 6/5/73 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCT PHH

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. 29-7137, 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 July 1, 19 78.
- c. Other: _____

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

Witness my hand this 6th day of July, 19 73.

P. Keith Higgins
 Director

Description: A TRACT OF LAND LOCATED IN THE EAST HALF SOUTHEAST
QUARTER OF SECTION 31, TOWNSHIP 6 SOUTH, RANGE 35 EAST, B. M., BANNOCK
COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF BARTON ROAD AND THE
EAST 1/16 LINE OF SAID SECTION, WHICH IS A POINT NORTH 0° 04' 20" EAST
1,339.51 FEET ALONG SAID SECTION LINE FROM THE SOUTHWEST CORNER OF THE
SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SAID SECTION; THENCE SOUTH 88° 54' 50" EAST ALONG THE CENTER-
LINE OF BARTON ROAD A DISTANCE OF 200 FEET; THENCE SOUTH 0° 04' 20" WEST
PARALLEL TO THE 1/16 LINE OF SAID SECTION 692.76 FEET; THENCE SOUTH 52° 41'
WEST 251.70 FEET TO SAID 1/16 LINE; THENCE NORTH 0° 04' 20" EAST ALONG
SAID 1/16 LINE 845.58 FEET TO THE POINT OF BEGINNING. EXCEPTING THERE-
FROM THE EXISTING RIGHT OF WAY OF BARTON ROAD...

29 7137

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)			Application No. _____ Name _____
(2)	<u>mg</u>	<u>6/5/73</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)			Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>mg</u>	<u>6/5/73</u>	In form for advertising <u>yes</u>
(6)	<u>mh</u>	<u>6/22/73</u>	Affidavit of Publication received <u>6-22-73</u>
(7)	<u>mh</u>	<u>7/2/73</u>	Final date for protests <u>July 2, 1973</u> Protests received: yes <u>yes</u> no <u>no</u>
(8)			Date and Place of hearing <u>A.A.</u> Decision reached at hearing _____
(9)	<u>mg</u>	<u>6/5/73</u>	Located within Water District No. <u>No water District</u>
(10)	<u>mg</u>	<u>6/5/73</u>	Critical groundwater area: yes _____ no <u>✓</u>
(11)	<u>mg</u>	<u>6/5/73</u>	Groundwater levels: ☐ Decline (comment) <u>No observation wells in area, w/c unknown.</u> ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	<u>NCY</u> <u>mg</u>	<u>7/2/73</u> <u>6/5/73</u>	Action recommended: ☒ Approve ☐ Deny Priority <u>6/5/73</u> Reason for Reduction _____ See attached sheet for conditions of approval
(14)	<u>mg</u>	<u>6/5/73</u>	District <u>E</u> Date <u>7/2/73</u> By <u>NCY</u> Title <u>D.E.</u>

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Bannock } ss.

Arleen Turner

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:

June 11	, 19 73	, 19
June 21	, 19 73	, 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.

Arleen Turner

Subscribed and sworn to before me this 21st day of June, 19 73.

William L. Lippert

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECEIVED

JUN 22 1973

Department of Water Administration
Eastern District Office

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Paul N. & Lois J. Vitale Barton Road, Pocatello, Idaho has on 5/5/73 submitted Application No. 29-7137 for a permit to appropriate 0.06 cubic feet per second of water from a ground-water source by means of well and pump within the SE 1/4 SE 1/4, Sec. 31, 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 Apr. 1 to Nov. 1 for the irrigation of 1 acre; all uses within the SE 1/4 SE 1/4 Sec. 31, 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 Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before July 2, 1973.

R. KEITH HIGGINSON
Director
June 14, 21, 1973
#341

Witness my hand

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.

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June 11, 1973, 19____
June 21, 1973, 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.

Subscribed and sworn to before me this 21st

day of June, 1973

Notary Public, State of Idaho
Residence: Pocatello, Idaho

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Duplicate

Arleen Turner

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:

June 14, 1973

19.....

June 21, 1973

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.

Arleen Turner

Subscribed and sworn to before me this 21st

day of June, 1973

Seila L. Lippard

Notary Public, State of Idaho

Residence: Pocatello, Idaho

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Bannock

Arleen Turner

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Paul N. & Lois J. Vitale Barton Road, Pocatello, Idaho has on 6/5/73 submitted Application No. 29-7137 for a permit to appropriate 0.06 cubic feet per second of water from a ground-water source by means of well and pump within the SE 1/4 SE 1/4, Sec. 31, 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 Apr. 1 to Nov. 1 for the irrigation of 1 acre; all uses within the SE 1/4 SE 1/4 Sec. 31, 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 Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before July 2, 1973.

R. KEITH HIGGINSON

Director

June 14, 21, 1973
#341

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<i>June 11</i>	<i>19.73</i>	<i>19</i>
<i>June 21</i>	<i>19.73</i>	<i>19</i>
	<i>19</i>	<i>19</i>
	<i>19</i>	<i>19</i>
	<i>19</i>	<i>19</i>

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.

Arleen Turner

Subscribed and sworn to before me this *21st* day of *June*, 19*73*.

Shirley L. Anderson

Notary Public, State of Idaho

Residence: Pocatello, Idaho

May 30, 1979

Re: Permit No. 29-7137

Paul N. & Lois Vitale
1969 Barton Road
Pocatello, ID 83201

Dear Mr. & Mrs. Vitale:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

May 4, 1979

Re: Permit No. 29-7137

Paul N. & Lois Vitale
1969 Barton Road
Pocatello, Idaho 83201

Dear Mr. or Mrs. Vitale:

A representative of this Department made an examination of the works covered by your Permit No. 29-7137 on March 28, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.04 cfs Source: groundwater

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

Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Twp. 6S, Rge. 35E, B. M.

Beneficial use: Domestic use within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Twp. 6S,
Rge. 35E, B. M.

Priority date established: June 5, 1973

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.

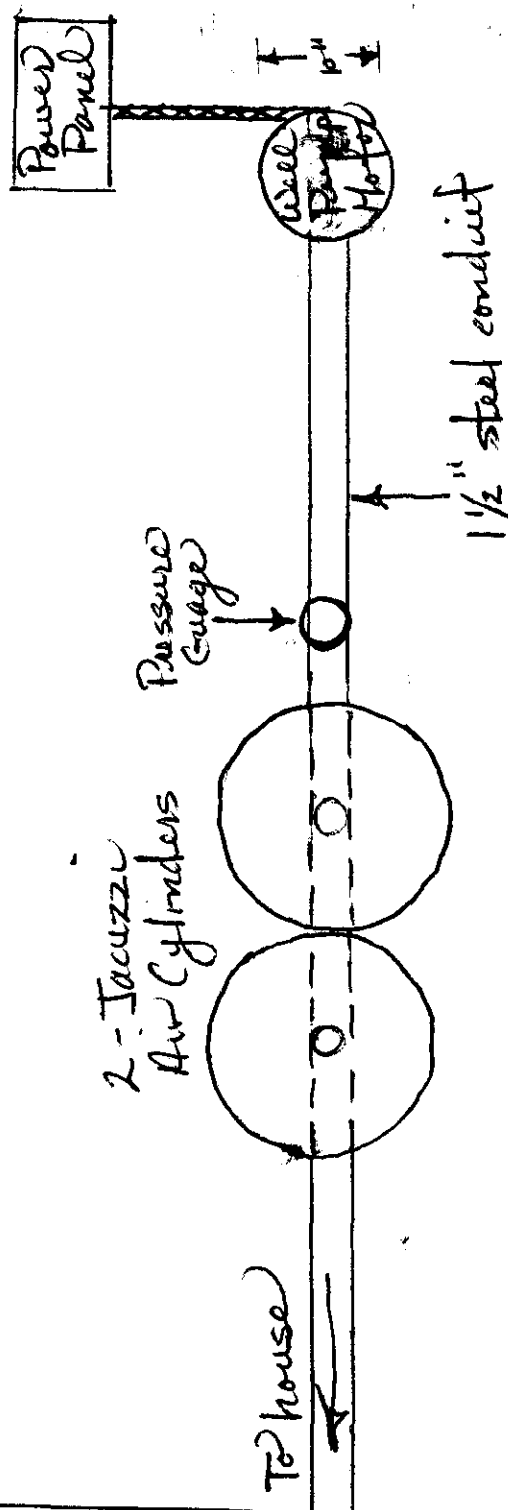
Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

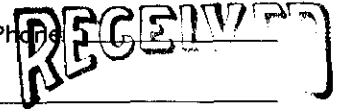
Handwritten signature and initials at the bottom right of the page.

Vitalle - Works of Division



DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Paul N. & Lois J. Vitale
Post office address 1969 Barton Rd., Pocatello, ID 83204 Phone _____
Person to contact _____ Phone _____



2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, dam, etc.)
Tributary to _____

Department of Water Resources
Eastern District Office

3. Water will be used for the following purposes:
Amount 0.04 c.f.s. for Dom(1)
AF/Annum (nature of use)
Period of Use: from 1/01 to 12/31
(mo.-day) inclusive (mo.-day)
Amount 0.02 c.f.s. for Irrig.
AF/Annum (nature of use)
Period of Use: from 4/01 to 11/01
(mo.-day) inclusive (mo.-day)
Amount _____ c.f.s. for _____
AF/Annum (nature of use)
Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)
Other uses: _____

Permit No. 29-7137
Examination for 6/4

4. Total amount to be appropriated:
Max Rate of Diversion 0.06 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:
Township 65 N/S, Range 35E E/W, B.M., Section 31, Subdivision Se 1/4 Se 1/4, Bannock County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County
Other Points of Diversions: _____

Description of diverting works: 158' well, 10" casing, 1 hp subm. pump & motor

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

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	
<u>65</u>	<u>35E</u>	<u>31</u>																<u>K</u>	



TOTAL ACREAGE _____

DATE OF EXAM 3/28/78

ACREAGE
Found 0 ac
Recommended 0 ac

Irrigation Requirement n/a Ac Ft/Ac

USE
Irrigation Q = .04 c.f.s. V = 1.20 AF/Ann. from Jan 1 to Dec 31
Domestic Q = .04 c.f.s. V = 1.20 AF/Ann. from Jan 1 to Dec 31
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes no X

Name source: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no X

Name source exchanged with: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange: n/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured none Method of measurement n/a

Total Q recommended .04 cfs Meter No. n/a Type n/a Condition n/a

Total V recommended 1.20 AF/yr

Recommended Amendments:

P.D.
Place of Use
Other
☒ None

MEASUREMENT CALCULATION:

Q & V by assignment

SYSTEM DESCRIPTION:

Ground water is diverted from a 158' deep well having a 10" diam casing by a 1Hp submersed Jacuzzi pump & motor. Water is conveyed from the well to a single family residence via a 1.5" diam steel conduit. Pressure is maintained between 30-50 psi by a pair of Jacuzzi air cylinders.

REMARKS:

System shown & described by Mrs. Vitale. Although the applicant requests a small pasture area irrigation it is recommended as it is less than 1/2 acre in size and therefore can be legally irrigated under their domestic water right.

Examiner's Signature Anthony R Kozlowski Date 8/29/78

Checked by Rodney A Parker Date 9/6/78

Approved by Date

May 3, 1978

Paul N. & Lois J. Vitale
1969 Barton Rd.
Pocatello, ID 83201

RE: 29-7137

Dear Mr. & Mrs. Vitale:

We acknowledge receipt of the affidavit 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. 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 Regional Office in Idaho Falls, Idaho.

Sincerely,

JANICE RENK
Water Rights

MICROFILMED

RECEIVED

APR 3 1978

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Identification No. _____

Permit No. 29-7137

RECEIVED

APR 24 1978

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Paul N. & Lois J. Vitale
b) Post Office Address 1969 Burton Road, Pocatello, Idaho
2. Permit Number 29-7137
3. Date of Priority that you are prepared to establish 6/05/1973
4. a) Source from which water was appropriated groundwater
b) Location of the point of diversion: SE 1/4 SE 1/4, Section 31
Township 6S, Range 35E, Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
Amount .04 cfs for domestic purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount .02 cfs for irrigation purposes from April 1 to Nov 21 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated .06 cfs cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: n/a

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: n/a

b) Describe the agreement or understanding by which you take water from the works: n/a

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 158' deep well, 10" diam casing

1 HP Submersed Jacuzzi pump & motor

b) Describe the type and size of measuring device which you have installed at your point of diversion: n/a

c) Give well driller's name and address and the date the well was completed: William Dubbe

P.O. Box 4465
Pocatello, Idaho

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Domestic - single family

Exam typed 5/3/76 by J

MICROFILMED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
62	35E	31																X	

Total number of acres irrigated _____

10. Remarks: _____

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

(Date) X Jane Vitale
X Sam N. Vitale
(Signature)

State of Idaho)
County of Bingham) ss.
On this 19th day of April, 19 78, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that ~~he~~ (she) (they) executed the same.

Judith S. Burns
Notary Public residing at Fort Hall, ID

My commission expires lifetime

April 7, 1978

Re: Permit No. 29-7137

Paul N. & Lois J. Vitale
Barton Road
Pocatello, Idaho 83201

Dear Mr. & Mrs. Vitale:

We are in receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

However, we cannot process this proof unless your signatures are notarized. Therefore, we are returning the proof affidavit.

Please return the notarized affidavit on or before July 1, 1978.

Sincerely,

JANICE RENK
Water Rights

Encl.

MICROFILMED

July 9, 1973

Re: Permit No. 29-7137

Mr. Paul N. Vitale
Barton Road
Pocatello, ID 83201

Dear Mr. Vitale:

Enclosed is a copy of your approved Application for Permit No. **29-7137** . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosure

29 7137

June 8, 1973

Re: Application for Permit No. 29-7133 - Ronald C. Helmsdollar
29-7135 - Allen M. Archibald
29-7136 - Camille's, Inc.
29-7137 - Paul N. & Lois J. Vitale
29-7138 - Richard C. &/or Roy F. Miller

Idaho State Journal
Box 431
Pocatello, Idaho 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 ample 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted

6/22/73 by ml

NCY:mb
Enc: Legal notices (5)

29 7137

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Paul N. & Lois J. Vitale

Barton Road, Pocatello, Idaho

has on 6/5/73 submitted Application No. 29-7137

for a permit to appropriate 0.06 cubic feet per second ~~2322827882288238808~~

of water from a ground-water source

by means of well and pump

within the SE¹SE¹, Sec. 31, 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 Apr. 1 to Nov. 1 for the

irrigation of 1 acre; all uses

within the SE¹SE¹, Sec. 31, 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 Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before July 2, 1973.

R. KEITH HIGGINSON

Director

Published in the Idaho State Journal, Pocatello, Idaho

on June 14 and June 21, 1973.

29 7137

VCY

June 5, 1973

Paul N. & Lois J. Vitale
Barton Road
Pocatello, ID 83201

Dear Mr. & Mrs. Vitale:

Attached herewith is departmental receipt No. 10216 in the amount of \$10.00 for your application for permit which was received in this office under the above date.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

Attachment

May 24, 1973

Paul N. & Lois J. Vitale
Barton Road
Pocatello, Idaho 83201

Dear Mr. & Mrs. Vitale:

We are returning the Claim of Water Right that you filed with this office. It is necessary that you file an Application for Permit rather than Claim of Water Right because your use of water appears to date from November 15, 1972. The Idaho Code requires that any use of ground water after March 25, 1963 must be under a permit issued by this department. A right based upon diversion and beneficial use could not be developed after that date. A Claim to a Water Right is only used to record evidence concerning a use right.

We have taken the liberty of typing the information from your claim form onto an Application for Permit. There are several items that we are unable to complete. These are marked with red question marks. The point of diversion and place of use must be listed to the nearest 40-acre legal subdivision. Also, please complete the plat of Item 11 which I have started for you.

If you will both sign the application exactly as your names appear in Item 1 and return the application with the required filing fee of \$10.00 to this office, we will continue processing. If you have any question, do not hesitate to contact this office.

Very truly yours,

NORMANCC. YOUNG
District Engineer

NCY:mb
Enc.

RECEIVED

MAY 24 1973

Department of Water Administration
Eastern District Office

Dear Sir:

Enclosed in a "claim to a water right form". I would appreciate it if you would check over the form and see if I need to do any more. Upon my receipt of your instructions I will forward the \$0 fee.

Thank you for your cooperation.

Paul M. Vitale

Barton Rd.

Pocatello, Idaho

29 7137