

Utah Production Credit Associat. a
P. O. Box 870
Riverton, Utah 84065-0870
(801) 576-0600

Member No. 5260353

NOTICE OF PLEDGE

STATE OF IDAHO
Department of Water Resources
Statehouse
Boise, Idaho 83720

Attention: Reclamation Engineer

Please be notified that the undersigned have executed a Mortgage in favor of UTAH PRODUCTION CREDIT ASSOCIATION, covering certain land in BANNOCK COUNTY, STATE OF IDAHO.

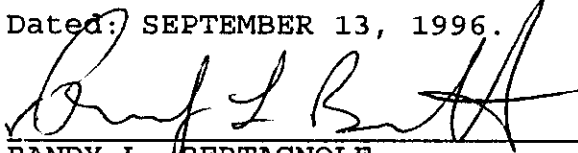
The undersigned have pledged the following water rights:

<u>WATER USER CLAIM #</u>	<u>PURPOSE</u>
#29-07135	IRRIGATION; STOCK WATER; DOMESTIC

The said mortgage, dated SEPTEMBER 13, 1996 given to secure a promissory note of even date, was recorded OCTOBER 18, 1996 in the Office of the County Recorder of the above referenced County, as Instrument No. 96017754.

Please file this notice with your records of the above-referenced Certificates and direct notice of any intended change of the place of use or other change which materially affects the beneficiary's security interest in the said rights to Utah Production Credit Association, P.O. Box 870, Riverton, Utah 84065.

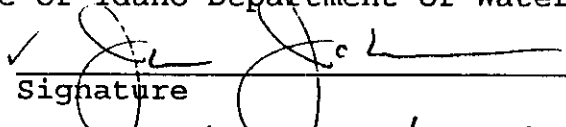
Dated: SEPTEMBER 13, 1996.


RANDY L. BERTAGNOLE

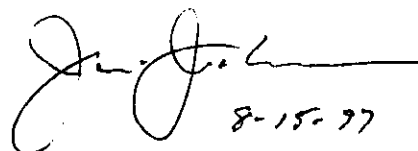

SHARON K. BERTAGNOLE

Receipt of the Notice of Pledge, of which this is a copy, is acknowledged. A copy of this notation of Utah Production Credit Association's interest in the referred to Certificates of Appropriation of Water will be placed in the file in the Office of the State of Idaho Department of Water Resources.

8-16-97
Date


Signature
Water Permits Section Mgr
Title

I have caused this document to be filed w/ the above referenced water right. Since Utah Production Credit Association is not the water right owner of record I cannot guarantee that they will be notified of any transaction that may affect this water right.


8-15-97

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that ALLEN M. ARCHIBALD

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
Irrigation	from 4/1	to 11/1	at 1.24 cfs and	371.0 AF
Domestic (1 unit)	from 1/1	to 2/31	at .04 cfs and	1.2 AF
Stockwater	from 1/1	to 12/31	at .6 cfs and	1.4 AF

Description and location of place of use:

[illegible]

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of May, 1981.

Director

For additional information see:

Local Ground Water Board

BANNOCK COUNTY

Otto K. Degn

RECEIVED
BANNOCK COUNTY
JAN 10 1964

Identification No. 29 7135

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 Allen M. Archibald
 post office address Downey, 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 SE $\frac{1}{4}$ of Section 7 Township 11S
 Range 37E 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 2.0 LHJ for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount 0.02 for stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount 0.04 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 a. 2.06 ~~2.06~~ cubic feet per second ~~and/or~~ Per letter 6/08/73 LHJ
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. electric pump, sprinkler, stock tanks

- 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 16 inches; proposed depth of well is 50 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 \$ \$2000.00.
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 SE $\frac{1}{4}$ of Section 7 Township 11S
 Range 37E 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 100 dairy cattle

 (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: _____

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	
11S	37E	7															40	40	80
11S	37E	18	40																40

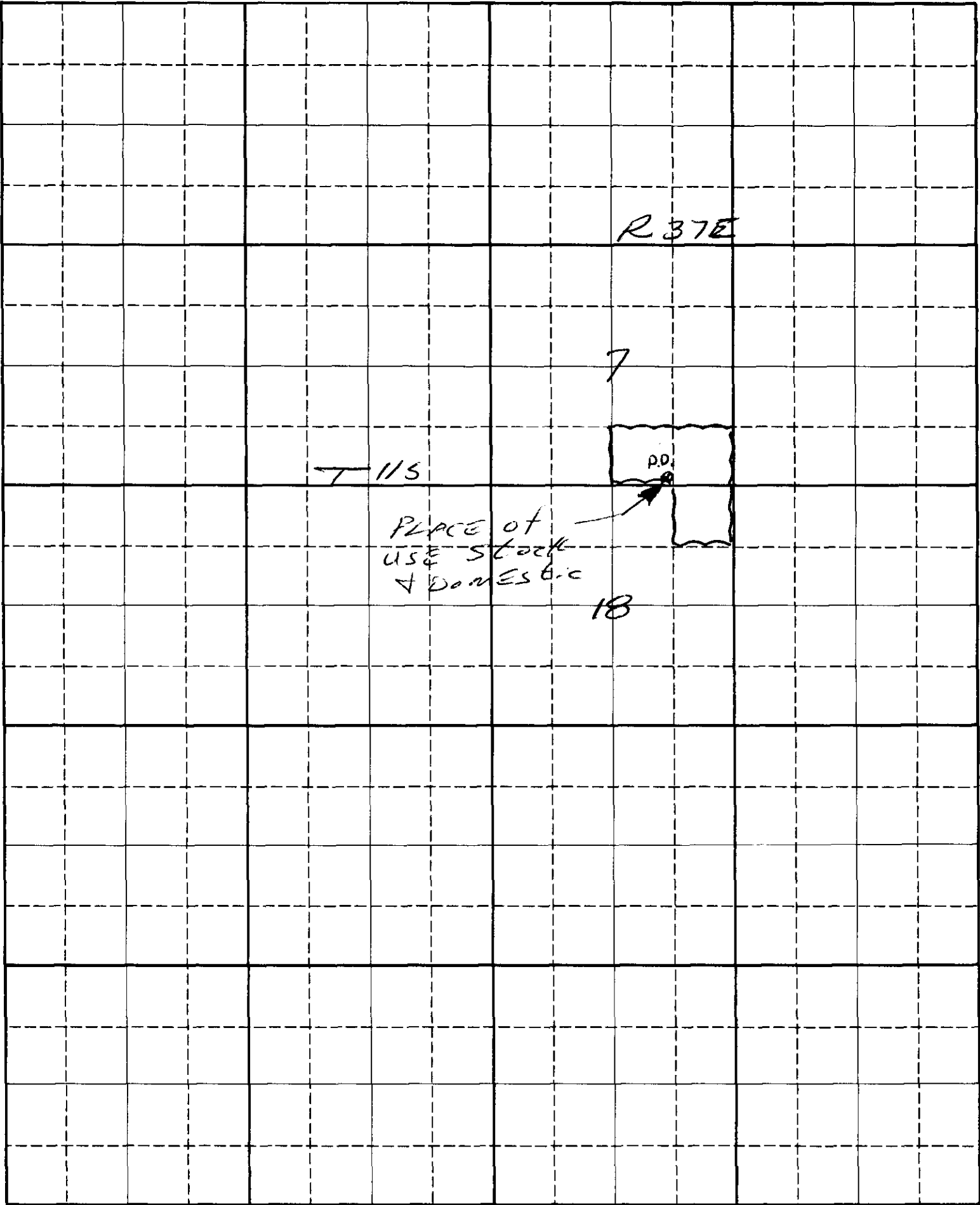
Total number of acres to be irrigated 120

c. Describe any other water rights used for the same purposes as described above. Marsh Valley Irrigation Company

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 Cannot use ditch company efficiently due to new freeway.

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.

Alvin M. Archibald
(Applicant)

Received by mt Date 6-1-73 Time 2:00 p.m.
 Preliminary check by RWT Fee \$ 45.00
 Receipted by ta Date 6-1-73 #10213
 Publication prepared by mt Date 6-5-73
 Published in Idaho State Journal
 Publication dates June 14 & 21, 1973
 Publication approved NCY Date 6/27/73
 Priority reduced to 6/1/73 Reason —

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCY mt

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

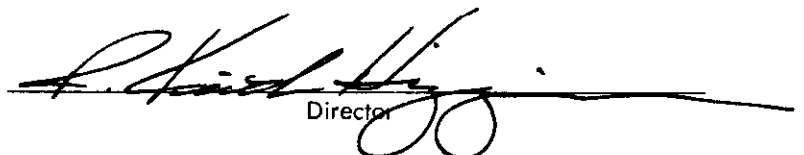
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7135, and said application is hereby APPROVED.

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, 1978.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
Maximum rate of diversion shall not exceed 2.06 c. f. s.

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

Witness my hand this 16th day of July, 1973.


 Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>NCY</u>	<u>6/4/73</u>	Application No. <u>29-7135</u> Name <u>ARCHIBALD</u>
(2)	<u>"</u>	<u>"</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use <u>Qex-</u> ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee ☒ <u>County</u>
(3)	<u>"</u>	<u>"</u>	Send copies to: ☐ 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.
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>Yes</u>
(6)	<u>mb</u>	<u>6/22/73</u>	Affidavit of Publication received <u>6-22-73</u>
(7)	<u>"</u>	<u>"</u>	Final date for protests <u>July 2, 1973</u> Protests received: yes <u>no</u> <u>X</u>
(8)	<u>mb</u>	<u>7/9/73</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(9)	<u>NCY</u>	<u>6/4/73</u>	Located within Water District No. <u>N.A.</u>
(10)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u>no</u> <u>X</u>
(11)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>W.D. #27</u> ☐ Increasing (comment) <u>Reisner-Stuart & W. Board</u>
(12)	<u>"</u>	<u>"</u>	Comments: <u>area. L.C. #29-2340 for</u> <u>1.48 cfs covers NE 1/4 NE 1/4 Sec 18 T 11S R37E</u> <u>(Hold till 7/2/73 for Qex)</u>
(13)	<u>NCY</u>	<u>7/2/73</u>	Action recommended: ☒ Approve Priority <u>6/1/73</u> ☐ Deny Reason for Reduction _____ <u>"</u> <u>"</u> ☒ See attached sheet for conditions of approval _____ No conditions for approval
(14)	<u>"</u>	<u>"</u>	District <u>E</u> By <u>NCY</u> Date <u>7/2/73</u> Title <u>D.E</u>

- Send for copy of 29-2340 before sending
Qex letter. _____ 29 7135 _____

RECOMMENDED

CONDITIONS OF APPROVAL

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

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☒ Maximum rate of diversion shall not exceed 2.06 c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.

☐ The proposed well shall not be drilled within _____ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: _____

PROOF OF PUBLICATION

RECEIVED

JUN 22 1973

STATE OF IDAHO
County of Bannock

ss.

Department of Water Administration
Eastern District Office

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

Neela L. Lindgren

Notary Public, State of Idaho
Residence: Pocatello, Idaho

29 7135

25

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Allen M. Archibald Downey, Idaho has on 6/1/73 submitted Application No. 29-7135 for a permit to appropriate 2.26 cubic feet per second of water from a ground-water source by means of well and pump within the SW 1/4 SE 1/4, Sec. 7, T. 11S, R. 37E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stockwatering purposes for 100 dairy cattle within the SW 1/4 SE 1/4, Sec. 7, T. 11S, R. 37E, B.M.; and from Apr. 1 to Nov. 1 for the irrigation of 120 acres within the S 1/2 SE 1/4, Sec. 7, NE 1/4 NE 1/4, Sec. 18, T. 11S, R. 37E, 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
#339

Allen 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, 1973	, 1973
June 21, 1973	, 1973
, 1973	, 1973
, 1973	, 1973
, 1973	, 1973

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.

Allen Turner

Subscribed and sworn to before me this 21st day of June, 1973

Notary Public, State of Idaho
Residence: Pocatello, Idaho

29 7135

PROOF OF PUBLICATION

RECEIVED

JUN 22 1973

STATE OF IDAHO
County of Bannock

ss.

Duplicate
Arleen Turner

Department of Water Administration
Eastern District Office

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June 14	, 1973	, 19
June 21	, 1973	, 19
	, 19	, 19
	, 19	, 19
	, 19	, 19

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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

Willa L. Lindford

Notary Public, State of Idaho
Residence: Pocatello, Idaho

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Allen Turner

Allen Turner

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June 21	, 1973	, 19
	, 19	, 19
	, 19	, 19
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publication of said notice or advertisement and is a newspaper within
the meaning of the laws of Idaho.

Allen Turner

Subscribed and sworn to before me this 21st
day of June, 1973

Robert L. Hargrave

Notary Public, State of Idaho
Residence: Pocatello, Idaho



Federal Land Bank Association of Utah, FLCA
Utah Production Credit Association

406 W. South Jordan Parkway (10600 South)
Suite 500
P. O. Box 870
Riverton, Utah 84065-0870
(801) 571-9200
Fax (801) 576-0600

July 30, 1997

RECEIVED
AUG 01 1997

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 NORTH ORCHARD STREET
STATEHOUSE MAIL
BOISE, IDAHO 83720-9000

RE: NOTICE OF PLEDGE
WATER USER CLAIM #29-07135

Dear State of Idaho:

Please sign and date the enclosed NOTICE OF PLEDGE and return the original document in the envelope provided for your convenience. Please retain a COPY for your records.

Thank you for your attention to this matter. If there are questions please call Credit Officer, Christopher Mershon, at the above listed number.

Sincerely,

Utah Production Credit Association


Kimberly Lee
Credit Assistant

Enclosure:

NOTICE OF PLEDGE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~K. STEPHEN ALBRECHT~~

Director

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

June 3, 1981

Allen M. Archibald
Rt. 2
Downey, Idaho 83234

Dear Mr. Archibald,

RE: License No. 29-7135

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:mr

Enclosure

RECEIVED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
KENNETH DUNN
XXXXXXXXXX

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

April 20, 1981

Allen M. Archibald
Rt. 2
Downey, Idaho 83234

Dear Mr. Archibald,

A representative of this Department has made an examination of the works covered by your Permit No. 29-7135, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.24 cfs Source: groundwater

The maximum quantity diverted shall not exceed 373.6 acre feet per year.

Point(s) of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Twp. 11S, Rge. 37E, B.M.

Beneficial use: Irrigation of 71 acres, domestic and stockwater use within
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7; 35 acres within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Twp. 11S,
Rge. 37E.

Priority date established: June 1, 1973

Conditions (if any): This right when combined with all other rights shall provide
no more than .02 cfs per acre nor more than 3.5 afa per acre
for the lands above.

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

MICROFILMED

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

no aerial coverage
897 5526

RECEIVED

AUG 11 1978

Department of Water
Eastern District
(name spring, stream, etc.)

1. Name of permit holder Allen M. Archibald
Post office address Rt #2, Downey, ID
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☒ Surface water ☐
Tributary to _____

3. Water will be used for the following purposes:

Amount 2.0 c.f.s. for Irrigation
AF/Annum (nature of use)

Period of Use: from Apr. 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount 0.02 c.f.s. for Stockwater (100 head)
AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount 0.04 c.f.s. for Domestic (barn house)
AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 29-7135
Examination for 6/4

4. Total amount to be appropriated:

Max Rate of Diversion 2.06 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 11S N/S, Range 37E E/W, B.M., Section 7, Subdivision SW 1/4 SE 1/4 Bonrock
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: Pipe 8" pump. 20hp motor
10" well casing - 55' deep

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	
11S	37E	7															40	40	80
		18	40																40
																			120
11S	37E	7																30	70
		18	32.72																32.72
																			102.72

TOTAL ACREAGE

NOT RECORDED

R 37 E

T
11
S

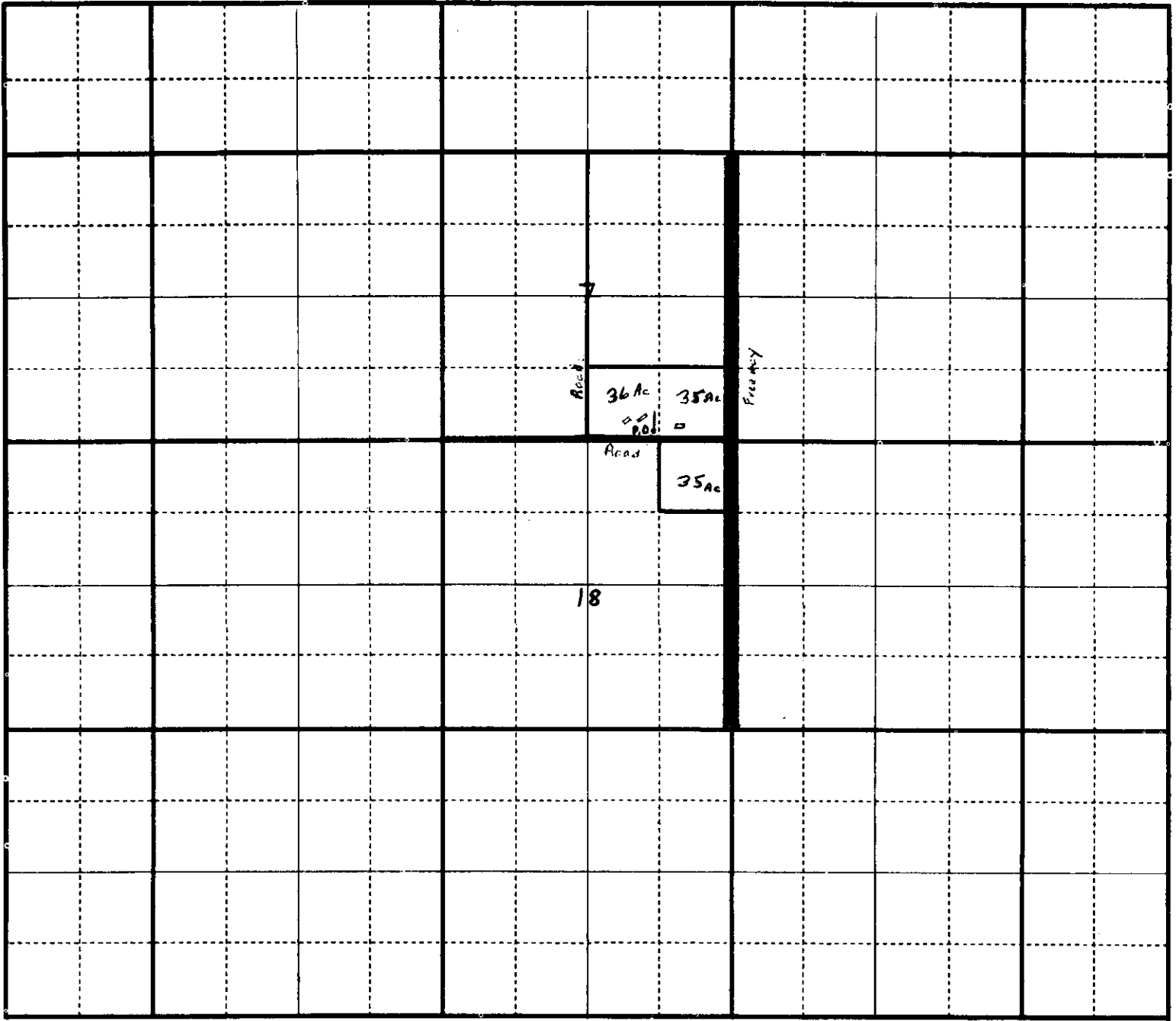
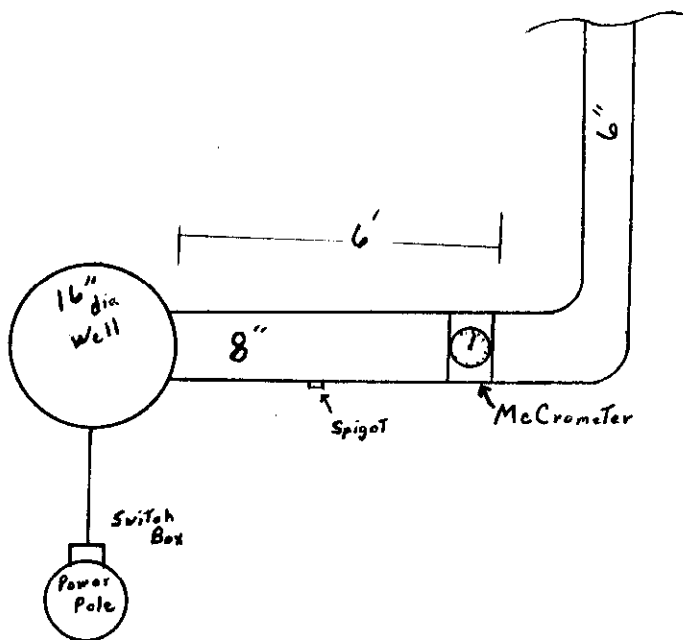


Diagram of System



AC.

DATE OF EXAM 5/22/79

ACREAGE
Found 106 Ac ✓
Recommended 106 Ac ✓

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.24 c.f.s. V = 371 AF/Ann. from April 1 to Nov. 1
Domestic Q = .04 c.f.s. V = 1.2 AF/Ann. from Jan 1 to Dec. 31
Livestock Q = .02 c.f.s. V = 1.4 AF/Ann. from Jan 1 to Dec. 31
1.24 373.6

Is water co-mingled? yes no X

Name source: N/A
twp. N/S Rge 37 E/W, B.M., Sec. 7, Sub. 5 1/4 5 1/4 1 1/4 1 1/4 County

Exchange? yes no X

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

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

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

Total Q measured 1.24 capacity 1.28 cfs Method of measurement in line meter

Total Q recommended 1.24 capacity 1.28 cfs Meter No. 78 8 745 Type me. brometer Condition Good

Total V recommended 373.6 AF/yr

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION:

.001 Acre ft in 35 sec x 10 = .01 Acre ft in 350 sec. 350 sec. / 435.67 = 1.24 cfs assigned .04 Domestic = 1.28 cfs

Volume = 3.5 Acre ft/Ac x 106 Ac = 371 Acre ft/yr 1.24 cfs x 1.9835 x 214 days = 526.34 Acre ft/yr.

Volume = 1.20 by assign. Q stock = .02 cfs by assignment V = 1.4 AF/yr from administrative memo

SYSTEM DESCRIPTION:

Water is diverted from a 16" dia well 55' deep, by a 3 phase 20 hp. U.S. motor Ser # 64 3131 and a Rayne + Boulder pump. There is 10' of 8" main which reduces to 6" main for 200' of water in open discharge and at times co-mingles with surface water, while flood irrigating. A 2 to 4 ft. submersible pump for 2" diameter supplies water for domestic use. Stockwater is diverted by the irrigation pump and fills stock tanks.

REMARKS:

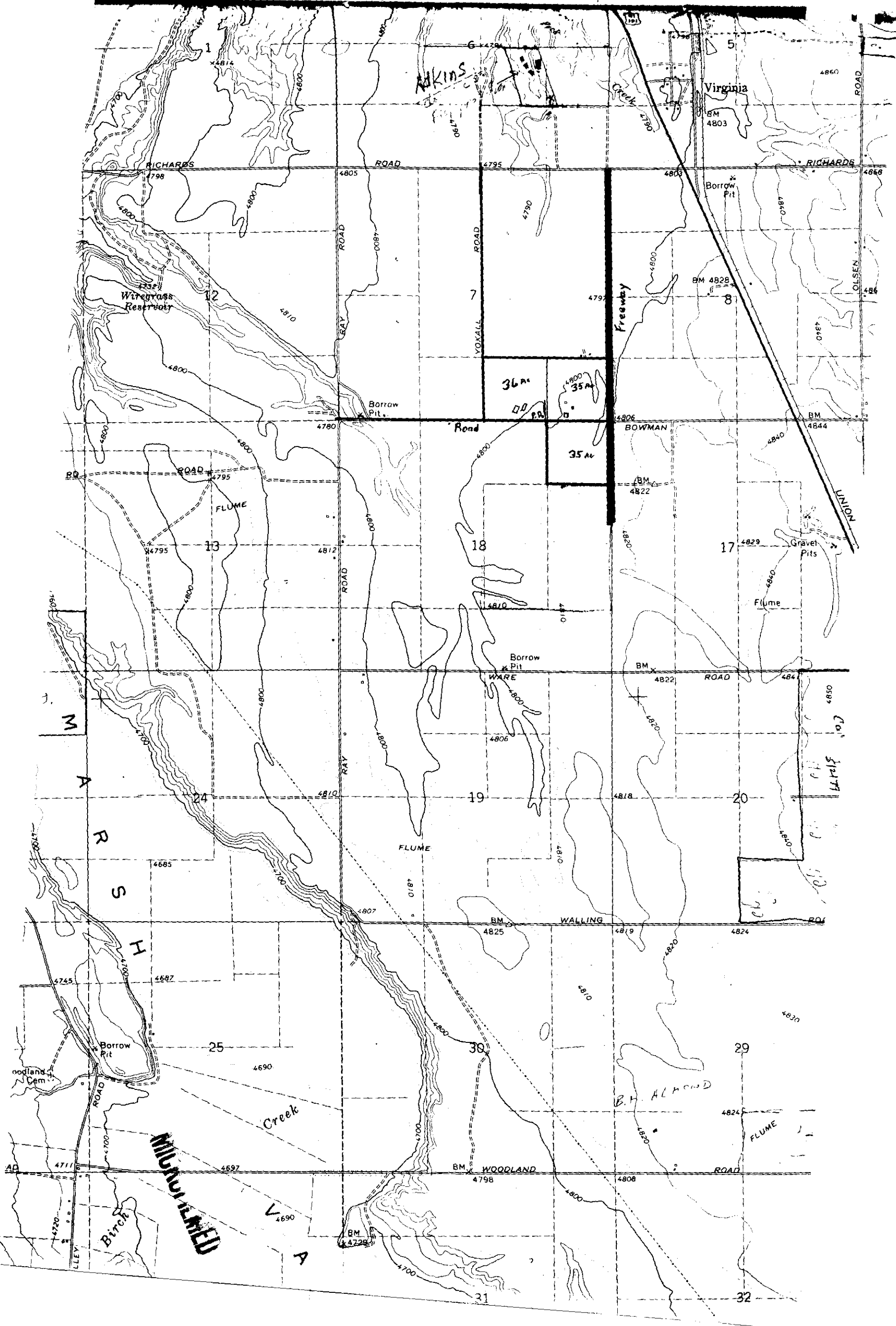
System shown and described by Allen Archibald
1-29-2340 overlaps this filing on 35a in NENE 500 18.
and contributes 35 cfs for lands covered by this filing
from a different well located in the SE 1/4 of 30 17.
No conflict.

Examiner's Signature John Dale Carlson Date Nov. 14, 79

Checked by Anthony R. Kozlowski Date 2-22-80

Approved by Kozlowski Date 4/14/81

Overlap Review
attached →



Overlap Review for 29-7135

License 29-2340

P/D different well ✓
P/U see attached copy

$$\frac{1.48 \text{ cfs}}{147 \text{ ac}} = .01 \text{ cfs/ac}$$

This right 29-7135

P/D different well
P/U see field report

$$\frac{1.28 \text{ cfs}}{106 \text{ ac}} = .012 \text{ cfs/ac}$$

29-2340

$$.01 \text{ cfs/ac}$$

29-7135

$$.012 \text{ cfs/ac}$$

$$\hline .022 \text{ cfs/ac}$$

there is a small overlap but since the P/D's are different wells we should limit the license to .02 cfs/ac & AF w/o reduction in this rights flow.

 4/14/81

RECORDED

License and Certificate of Water Right

Water License No. G-24523

Amount 1.48 c.f.s.

Water District No. 29-2340

Priority Sept. 28, 1953

THIS IS TO CERTIFY that ALLEN M. ARCHIBALD
of Downey, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 28, 1953; that Permit No. G-24523
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.48 second feet, was issued thereunder on September 8, 1961, showing that said works
were completed on the 27th day of September, 1956; and that on the 27th
day of September, 1956,

ALLEN M. ARCHIBALD

of Downey, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation and
domestic use, under Use Permit No. G-24523 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 7157, on the 8 day of September, 1961;

The right hereby confirmed dates from September 28, 1953;

The Point of Diversion is located

in the SE 1/4 NW 1/4, Sec. 17, Tp. 11 S., R. 37 E., B. M. Bannock County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.48 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	37 E.	17	NE 1/4 NW 1/4	40	35
			SE 1/4 NW 1/4	40	35
			NE 1/4 SW 1/4	40	37
			NE 1/4 NE 1/4	40	40
		18	Total number of acres to be irrigated:		147

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

8th day of September, 1961.

s/ RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

MICROFILMED

ACT
ION

N OWNER LAST NAME - ARCHIBALD

FIRST NAME - ALLEN M.

N

CITY - DOWNEY

STATE - ID

83234

N SOURCE - GROUNDWATER

N STAGE - PERMIT

PRIORITY - 06-01-1973 COUNTY - BANNOCK

TOTAL DIV. RATE -

2.0600CFS

N DIVERSION POINT - SWSE 07 11S 37E

N FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE - 2.0000CFS

N FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE - .0200CFS

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0400CFS

N USE - IRRIGATION

PLACE OF USE - TWN 11S RNG 37E SEC 07 TRACT SWSE

AC 40 TRACT SESE

AC 40

N USE - IRRIGATION

PLACE OF USE - TWN 11S RNG 37E SEC 18 TRACT NENE

AC 40

N USE - STOCKWATER

PLACE OF USE - TWN 11S RNG 37E SEC 07 TRACT SWSE

N REMARKS - NOT TO EXCEED 2.06 CFS.

N NON IRRIG USE - S/100 DAIRY D/I HOME.

N OTHER RIGHTS FOR SAME USE - MARSH VALLEY IRR. CO.

N PROOF DUE - 07-01-1978 PERMIT/DENIED - 07-16-1973

N PROOF MADE - P

COND. OF APPRVL - 01 16

** W ** PROOF DUE YEAR SHOULD NOT BE LESS THAN CURRENT YR.

N DIVERSION MEANS - WELL, PUMP, SPRINKLER & TANK.

IDENT. NO. 29-7135

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 29-7135
Old No. New No.

Record

1. Original Owner: Allen M. Archibald

Present Owner: _____

2. Address:

3. City: Powney State: Id Zip: _____4. A. Source of Water: gw

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): P

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 6-1-1973D. County: OSE. Total Diversion Rate: 2.06

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SWSE</u>	<u>7</u>	<u>11S</u>	<u>37E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from 4-1 to 11-1 for A purposes. Amount 2.
(cfs or AC-FT/yr)from 1-1 to 12-31 for S purposes. Amount .02from 1-1 to 12-31 for D purposes. Amount .04

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

Ch 8-14-79

8. Use Code: A

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. *not to exceed 2.06 cfs.*
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

5/100 dairy 0/1 home

12. Other Rights for Same Use:

Marsh Valley Inn. Co.

13. A. Proof Due Date: 7-1-1978

B. Date Permit Approved or Denied: 7-16-1973

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank): P

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: 01 16

14. Diversion Means (brief narrative):

well, pump, sprinkler & tank.

August 4, 1978

Re: Permit No. 29-7135

Allen M. Archibald
Route #2
Downey, ID 83234

Dear Mr. Archibald:

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.

Sincerely,

JANICE RENK
Water Rights

RECEIVED

RECEIVED

Form No. 42-217
1-18-1978

JUN 29 1978

Department of Water Resources

Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Allen M. Archibald & Larry A. Archibald
b) Post Office Address Rt 2 Downey, Idaho 83234
2. Permit Number 29-7135
3. Date of Priority that you are prepared to establish August 1973
4. a) Source from which water was appropriated subterranean water
b) Location of the point of diversion: S 1/4 SE 1/4, Section 7
Township 11S, Range 37E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount _____ for Domestic purposes from Jan. 1- to Dec. 31- incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for Stockwatering purposes from Jan. 1- to Dec. 31- incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 2 cfs for Irrigation purposes from May 1- to Sept. 30- incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 2 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: a water meter has been installed
measured the water myself
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: _____
b) Describe the agreement or understanding by which you take water from the works: _____
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) Ripe Ditch 8 inch pump Column 20 HP Motor
16 inch well casing - well, 55 feet deep.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Mcrometer water meter 8 inch
c) Give well driller's name and address and the date the well was completed: Forrest Cagle - Downey, Idaho 83234
completed around June 1973
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: water is used in home and in barns

Exam typed 6/10/78 by ja

RECEIVED

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	
11S	37E	7																SE¼ SE¼	30
11S	37E	18	NE¼																32.72
11S	37E	7										SW¼ SE¼	SE¼						40.
																			102.72

Total number of acres irrigated 102.72

10. Remarks:

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

6/27/78 (Date) Larry A Archibald Allen M Archibald (Signature)

State of Idaho)
County of Bonner) ss.

On this 28th day of June, 1978, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at

My commission expires May 4, 1972

RECORDED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

April 28, 1978

CERTIFIED MAIL

123759

Re: Permit No. 29-7135

Allen M. Archibald
Downey,
Idaho 83234

Dear Mr. Archibald:

One of the conditions of approval of your water Permit No. 29-7135 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before July 1, 1978. Enclosed is an affidavit form which must 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 affidavit 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.

Norman C. Young
NORMAN C. YOUNG
Administrator,
Resources Administration Division

NCY:jfr

Encl: Proof affidavit



June 25, 1975

Mr. Allen M. Archibald
Downey
Idaho 83234

Re: Permit No. 29-7135

Dear Mr. Archibald:

Enclosed is a copy of a petition filed with this office requesting the formation of a Local Ground Water Board pursuant to Section 42-237, Idaho Code, and also a copy of an order signed by Arthur P. Oliver, Judge of the Sixth Judicial District Court appointing Dr. Marshall Corbett of Idaho State University to serve with me as a member of that local Board. We are in the process of selecting a third member to serve on this Board with us and hope to be able to commence our investigation of this matter at an early date.

If you have any questions concerning the petition and the procedure to be followed under provisions of the Code, please let me know.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:mjr

Enclosures: 2

cc: Otto K. Degn (Water License 29/2484)
Downey, Idaho 83234

MICROFILMED

July 16, 1973

Re: Permit No. 29-7135

**Mr. Allen M. Archibald
Downey,
Idaho 83234**

Dear Mr. Archibald:

Enclosed is a copy of your approved Application for Permit No. **29-7135**. 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:cd

Enclosures

29 7135

June 8, 1973

Re: Application for Permit No. 29-7133 - Ronald C. Helmandollar
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 mt

NCY:mb
Enc: Legal notices (5)

29 7135

mk
NOTICE OF APPLICATION FOR
WATER PERMIT

Notice is hereby given that Allen M. Archibald Downey, Idaho has on 6/1/73 submitted Application No. 29-7135 for a permit to appropriate 2.26 cubic feet per second of water from a ground-water source by means of well and pump within the SW 1/4 SE 1/4, Sec. 7, T. 11S, R. 37E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stockwatering purposes for 100 dairy cattle within the SW 1/4 SE 1/4, Sec. 7, T. 11S, R. 37E, B.M.; and from Apr. 1 to Nov. 1 for the irrigation of 120 acres within the S 1/2 SE 1/4, Sec. 7, NE 1/4 NE 1/4, Sec. 18, T. 11S, R. 37E, 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

#339

29 7135

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Allen M. Archibald

Downey, Idaho

has on 6/1/73 submitted Application No. 29-7135

for a permit to appropriate 2.26 cubic feet per second ~~XXXXX FEET PER SECOND~~

of water from a ground-water source

by means of well and pump

within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 11S, R. 37E, B.M., Bannock County;

to be used from Jan. 1 to Dec. 31

for domestic purposes for one family and stockwatering purposes for 100 dairy
cattle within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 11S, R. 37E, B.M.; and from Apr. 1 to Nov. 1

~~within the~~ for the irrigation of 120 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, NE $\frac{1}{4}$ NE $\frac{1}{4}$,

Sec. 18, T. 11S, R. 37E, 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 7135 NLY

June 8, 1973

Re: Application for Permit No. 29-7135

Mr. Allen M. Archibald
Downey,
Idaho 83234

Dear Mr. Archibald:

In researching our records we found that license No. G-24-523/29-2340 issued in the amount of 1.4 c.f.s with a priority of Sept. 28, 1953, included the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 11S, R. 37E; dividing the water evenly within the 147 acres. Licensing the above numbered permit would give the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, 20 inches of water. Under your new application #29-7135, which includes land in the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7 and the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18 with a total of 120 acres and which you made application for 2.2 c.f.s., this 2.2 c.f.s under this new permit together with the 20 inches of water already licensed to the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 18 would be in excess of the .02 c.f.s. per acre allowed under the statutory allowance. Therefore, it will be necessary to reduce the amount from 2.26 c.f.s filed under permit No. 29-7135 to 2.06 c.f.s.

The Idaho Code limits the rate of diversion for irrigation purposes to .02 c.f.s. per acre. You have indicated you will be irrigating 120 acres. Thus, the maximum rate of diversion for your application would be 2.06 c.f.s., unless you can provide us with written justification for the higher rate requested. A higher rate of diversion can be justified by unusual soil conditions or irrigation systems. We accept as adequate justification statements to this effect from the Soil Conservation Service or other soil experts.

We will reduce the irrigation rate requested to the quantity indicated unless you can supply us with adequate justification for the higher diversion rate requested within thirty (30) days from the date of this letter.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

LOY H. JOHNSON
Water Resource Supervisor

LHJ:mb

29 7135

FROM *NCY* NORMAN C. YOUNG

TO E.J.

SUBJECT

Please send a copy of application for permit No. 29-2340. We need it for processing application No. 29-7135.

Thank you.

RECEIVED

JUN 6 1973

Department of Water Administration
Eastern District Office

INTER-DEPARTMENT MEMO — 1

DATE

June 4, 1973

RECEIVED
JUN 6 1973

29 7135

NCY

SIGNATURE

State of Idaho

License and Certificate of Water Right

Water License No. G-24523
 Water District No. 29-2340

Amount 1.48 c.f.s.
 Priority Sept. 28, 1953

THIS IS TO CERTIFY that **ALLEN M. ARCHIBALD**
 of Downey, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated September 28, 19 53; that Permit No. G-24523
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.48 second feet, was issued thereunder on September 8, 19 61, showing that said works
 were completed on the 27th day of September, 19 56; and that on the 27th
 day of September, 19 56,

ALLEN M. ARCHIBALD

of Downey, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation and
domestic use, under Use Permit No. G-24523 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 7157, on the 8 day of September, 19 61;
 The right hereby confirmed dates from September 28, 19 53;

The Point of Diversion is located

in the SE 1/4 NW 1/4, Sec. 17, Tp. 11 S., R. 37 E., B. M. Bannock County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 1.48 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
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			SE 1/4 NW 1/4	40	35
			NE 1/4 SW 1/4	40	37
			NE 1/4 NE 1/4	40	40
		18	Total number of acres to be irrigated:		147

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
8th day of September, 19 61.

s/ **RALPH W. THOMAS**
 Deputy State Reclamation Engineer.

(SEAL)