

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7118 Priority April 11, 1973 Amount 4.01 cfs

THIS IS TO CERTIFY, that CITY OF POCA TELLO
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7118 issued pursuant to Application for Permit dated April 11, 1973,
and has submitted proof to the Department of Water Resources on May 29, 1974,
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 4.01 cfs of water from a ground water 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>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u> at <u>4.01</u> cfs and	<u>975 acre feet or</u>	
	from _____ to _____ cfs and	<u>3.5 af per acre</u>	
	from _____ to _____ at _____ cfs and		
	(both dates inclusive)		

Subject, however, to the condition that no more than 4.01 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
975 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 16,
Twp. 6 S, Rge. 33 E, B. M. in the County of Power

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 $\frac{1}{4}$	
6 S	33 E	16							40	32	32	40	32	12					184
		17				32								32				30	94
		20	0.5																0.5

Total number of acres irrigated 278.5

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

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 9 day of
January, 19 75.

Director

MICROFILMED

SEND ALL CORRESPONDENCE TO:

Anton Smith
Star Route
Pocatello, ID 83201

29 7118

Identification No. 29 7118

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 CITY OF POCA TELLO, IDAHO c/o Anton Smith
post office address City Hall, Pocatello, Idaho 83201 Star Route
Pocatello, Idaho
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ $\frac{1}{4}$ of SW $\frac{1}{4}$ $\frac{1}{4}$ of Section 16 Township 6S
Range 33E. B.M. Power County; additional points of diversion if any: _____
None
- b. If water is not consumed, it will be discharged into N/A 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 6.0 cfs for irrigation purpose from April 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)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 6.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump, Diesel Engine w/ 14" bowls
20" casing (150 hp U.S. Electric Motor w/ 100 hp booster) (Peerless pump)
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 284 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 year years.
b. Estimated construction cost is \$ \$20,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____.
(5) If water is to be used for other purposes describe: _____

29 7118

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	33E	16							40	32	32	40	38	16					198
6S	33E	17				32									32			32	96
6S	33E	20	5																5
6S	33E	21					1												1

Total number of acres to be irrigated 300

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

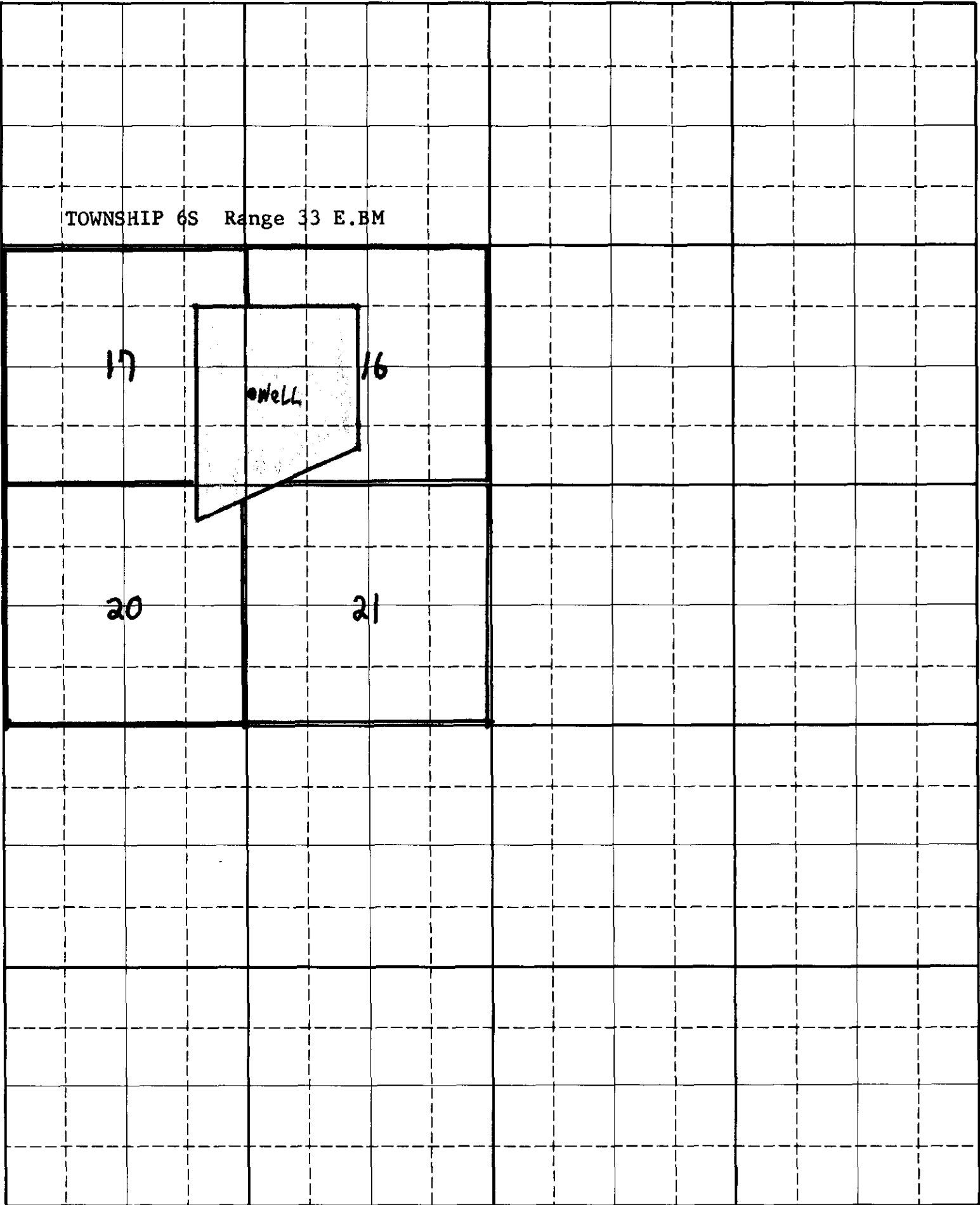
9. a. Who owns the property at the point of diversion City of Pocatello, Idaho

b. Who owns the land to be irrigated or place of use same as above

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing I am the Lessee of the above property with a long term lease from the City of Pocatello. My lease provides that I am to make application for this water right in the name of the City of Pocatello.

10. Remarks This well was drilled and tested December 28, 1963 and has been in constant use during the summers since that date. I inadvertantly did not file on this water right until now.

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.

City of Pocatello
Anton Smith
(Applicant)

29 7118

F. W. Roskelley
City of Pocatello, F. W. Roskelley, Mayor

Proposed Priority 4-11-1973

4-11-73 9:30 A

29 7118

Received by ef Date 4/2/73 Time 8:00 A

Preliminary check by fyd Fee \$ 75.00

Received by if Date 4-12-73 Leit #10173

Publication prepared by BL Date 4/13/73

Published in Power County Press

Publication dates 4/19-4/26/73

Publication approved NCY Date 5/7/73

Priority reduced to 4-11-73 Reason Sec 12-204

(Signature)

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCY

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. 29-7118, 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 June 1, 19 74.
- 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 11 day of May, 19 73.

P. Karl Higin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	NOY	4/4/73	Application No. _____ Name <u>Pocatello</u>
(2)	"	"	Check: ☒ Signature <i>Need dated official</i> ☒ 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 <i>OK</i> <i>(Both apps)</i> <i>Return for signature</i>
(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)	"	"	In form for advertising <u>No</u>
(6)			Affidavit of Publication received _____
(7)			Final date for protests _____ Protests received: yes _____ no _____
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)			Critical groundwater area: yes _____ no _____
(11)			Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)			Action recommended: ☐ Approve ☐ Deny Priority _____ Reason for Reduction _____ ☐ See attached sheet for conditions of approval ☐ No conditions for approval
(14)			District _____ By _____ Date _____ Title _____

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	NCY	4/13/73	Application No. _____ Name <u>City of Pocatello</u>
(2)	"	"	Check: <u>(Smith)</u> ☒ 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 ☒ <u>county</u> Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management <u>See 16</u>
(3)	"	"	<u>N.A.</u> ☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(4)	"	"	<u>N.A.</u> ☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	"	"	In form for advertising <u>Yes</u>
(6)	BA	4/30/73	Affidavit of Publication received <u>yes</u>
(7)	AW	5/7/73	Final date for protests <u>May 7, 1973</u> Protests received: yes _____ no <u>✓</u>
(8)	"	"	<u>N.A.</u> Date and Place of hearing _____ Decision reached at hearing _____
(9)	NCY	4/13/73	Located within Water District No. _____
(10)	"	"	Critical groundwater area: yes _____ no <u>X</u>
(11)	"	"	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>W.D. #27</u> ☐ Increasing (comment) _____
(12)	"	"	Comments: <u>No other G.W. rights shown on Eastern dist plots for this land.</u>
(13)	NCY	5/7/73	Action recommended: ☒ Approve ☐ Deny Priority <u>4-11-73</u> Reason for Reduction <u>Signature</u> <u>See attached sheet for conditions of approval</u> <u>measuring time</u> No conditions for approval
(14)	"	"	District <u>E</u> By <u>NCY</u> Date <u>5/7/73</u> Title <u>D. G. RECEIVED</u>

29 7118

MAY 2 1973

Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER }

S.S.

.....Phyllis Ringe..... being first duly sworn
on oath, states:

That she..... is the principal clerk of the printer
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for ².....
successive weekly issues thereof, the date of the first publica-
tion being the 19th..... day of April....., 19.....⁷³

the date of last publication being the

.....26th..... day of April....., 19.....⁷³

(Signed)

Subscribed and sworn to before me this

.....19..... day of April....., 19.....⁷³

Notary Public, residing at American Falls,
Idaho.

My Commission expires the
Residing at Am. Falls, Idaho

(SEAL)

My Commission Expires....., 19.....
Aug. 20, 1973

RECEIVED

APR 20 1973

Published in The Power County
Press, American Falls, Idaho
on April 19 and April 26, 1973.

NOTICE FOR APPLICATION FOR WATER PERMIT

Notice is hereby given that
the City of Pocatello, City Hall,
Pocatello, Idaho has on 4/11/73
submitted Application No. 20-
7118 for a permit to appro-
priate 6.0 cubic feet per sec-
ond of water from a ground-
water source by means of well
and pump within the NW1/4-
SW1/4, Sec. 16, T. 6S, R. 33E,
B.M., Power County; to be
used from Apr. 1 to Nov. 1
for the irrigation of 300 acres
within the S1/2NW1/4, SW1/4,
Sec. 16; SE1/4NE1/4, E1/2SE-
1/4, Sec. 17; NE1/4NE1/4, Sec.
20; NW1/4NW1/4, Sec. 21, T.
6S, R. 33E, 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 Hol-
mes, Idaho Falls, Idaho, 83401
on or before May 7, 1973.

R. KEITH HIGGINSON

Director

29 7118

Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER }

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on oath, states:

That she..... is the principal clerk of the printer
of the Power County Press, a newspaper of general circulation
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in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for ².....
successive weekly issues thereof, the date of the first publica-
tion being the 19th..... day of April....., 19.....⁷³

the date of last publication being the

.....26th..... April....., 19.....⁷³

(Signed).....

Subscribed and sworn to before me this

.....19..... day of April....., 19.....⁷³

Notary Public, residing at American Falls,
Idaho.

My Commission expires the

.....Residing at Am. Falls, Idaho

My Commission Expires

Aug. 20, 1973

(SEAL)

RECEIVED

APR 20 1973

LEGAL NOTICE

Published in The Power County
Press, American Falls, Idaho
on April 19 and April 26, 1973.

NOTICE FOR APPLICATION FOR WATER PERMIT

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the City of Pocatello, City Hall,
Pocatello, Idaho has on 4/11/73
submitted Application No. 29-
7118 for a permit to appro-
priate 6.0 cubic feet per sec-
ond of water from a ground-
water source by means of well
and pump within the NW1/4-
SW1/4, Sec. 16, T. 6S, R. 33E,
B.M. , Power County; to be
used from Apr. 1 to Nov. 1
for the irrigation of 300 acres
within the S1/2NW1/4, SW1/4,
Sec. 16; SE1/4NE1/4, E1/2SE-
1/4, Sec. 17; NE1/4NE1/4, Sec.
20; NW1/4NW1/4, Sec. 21, T.
6S, R. 33E, 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 Hol-
mes, Idaho Falls, Idaho, 83401
on or before May 7, 1973.

R. KEITH HIGGINSON
Director

29 7118



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

January 10, 1975

Re: Permit Nos. 29-7118 & 29-7119

City of Pocatello
c/o Anton Smith
Star Route
Pocatello, Idaho 83201

Dear Mr. Smith:

Enclosed herewith are copies of the water licenses issued on the above referenced permits.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

MICROFILMED

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

December 26, 1974

Re: Permits No. 29-7118 & 29-7119 - City of Pocatello

Mr. Anton Smith
Star Route
Pocatello, Idaho 83201

Dear Mr. Smith:

A representative of this Department has made an examination of the works covered by the above referenced permits and has found the following:

Permit 29-7118

Quantity of water diverted: 4.01 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 4.01 cfs

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Twp. 6S, Rge. 33E, B.M.

Beneficial use: Irrigation of 278.5 acres within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, (184) Sec. 16; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ (94) Sec. 17; NE $\frac{1}{4}$ NE $\frac{1}{4}$ (0.5) Sec. 20; all in Twp. 6S, Rge. 33E, B.M.

Priority date established: April 11, 1973

Permit 29-7119

Quantity of water diverted: 6.0 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 6.0 cfs

Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, Twp. 6S, Rge. 33E, B.M.

Beneficial use: Irrigation of 300 acres within the W $\frac{1}{2}$ (226) Sec. 9; N $\frac{1}{2}$ NW $\frac{1}{4}$ (74) Sec. 16; Twp. 6S, Rge. 33E, B.M.

Priority date established: April 11, 1973

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

1. Name of permit holder City of Pocatello, Idaho
Postoffice address c/o Anton Smith, Star Route, Pocatello, ID Phone 29-10 1974
Person to contact Anton Smith Department of Water Administration
Phone Eastern District Office

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

3. Water will be used for the following purposes:

Amount 6.0 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 _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(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. 29-7118
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 6.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6S N/S, Range 33E E/W, B.M., Section 16, Subdivision NW $\frac{1}{4}$ SW $\frac{1}{4}$, Power County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Other Points of Diversions: _____

Description of diverting works: Peerless turbine pump, 150 hp elec. motor, 20" casing, 370' deep, pumping level 54'.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or 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	33E	16							40	32	32	40	38	16					198
		17				32									32			32	96
		20	5																5
		21					1												1

MICROFILMED

TOTAL ACREAGE _____ 300

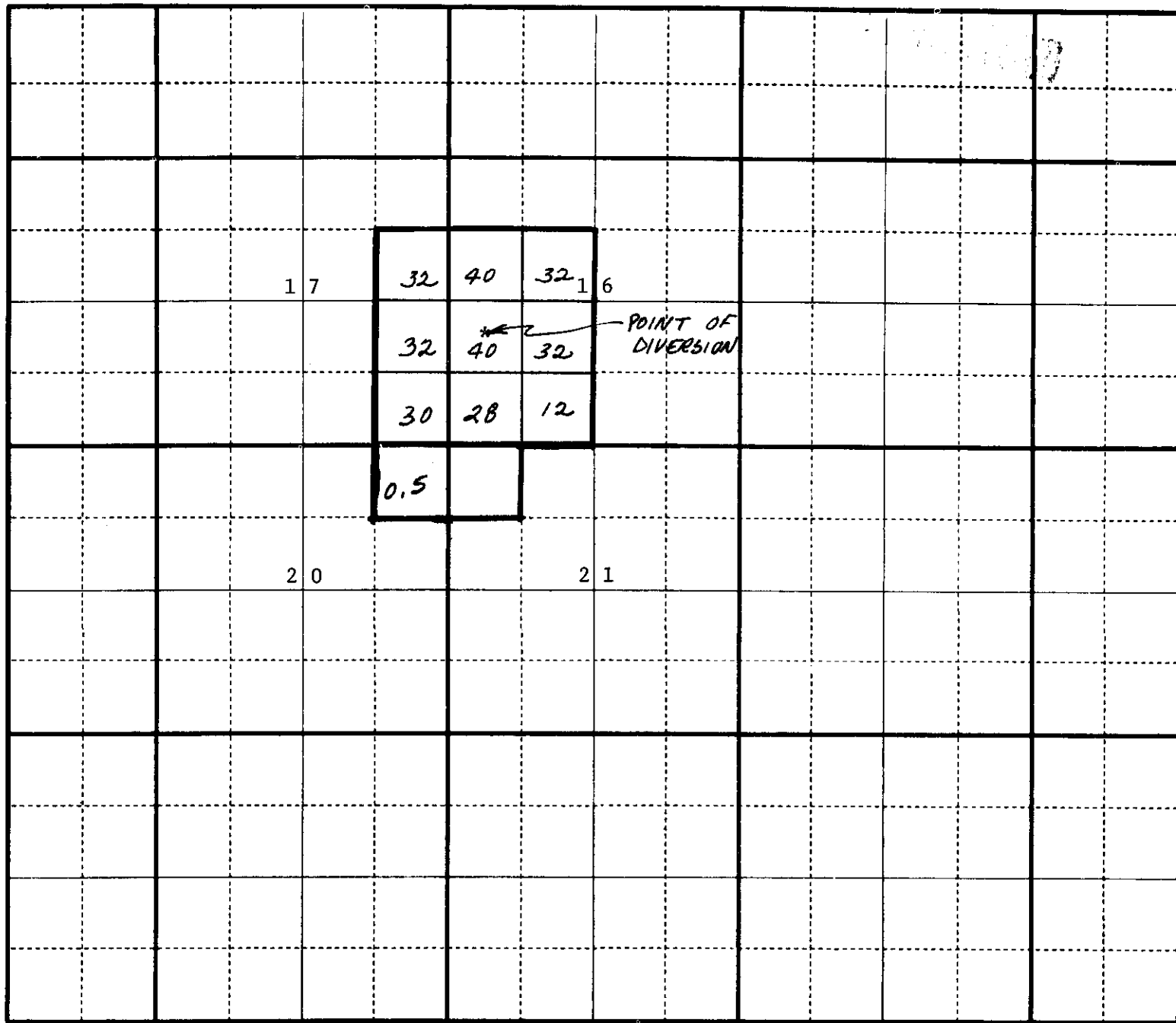
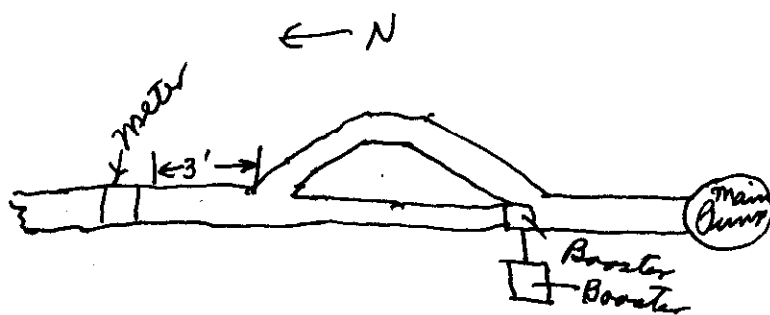


Diagram of System



DATE OF EXAM June 25, 1974

ACREAGE
Found 278.5
Recommended 278.5

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 4.01 c.f.s. V = 975 AF/Ann. from April 1 to Nov 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured 4.01 CFS Method of measurement McCrometer Meter

Total Q recommended 4.01 CFS Meter No. 7312142 Type saddle Condition good

Total V recommended 975 AF/ANN

Recommended Amendments:

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

MEASUREMENT CALCULATION:

Needle measure 1800 gal/min ÷ 448.8 = 4.01 CFS

$V = (278.5)(3.5) = 975 < (4.01)(1.983)(215) = 1709$

SYSTEM DESCRIPTION:

150 HP U.S. Motor # NYJ110701 with Peerless pump # no serial no.
booster is 100 HP U.S. Motor with Peerless pump # 309342
12" discharge north thru meter
well depth 284' static water 32'

REMARKS:

System shown by Mr Anton Smith who leases land
from City of Pocatello on a long term lease. Mr. Smith in-
dicated no land was irrigated south of Interstate Hwy 15 W

Examiner's Signature John Firebauer Date June 25, 1974

Checked by Loren O. Halmer Date OCT 28, 1974

Approved by _____ Date _____

29-7118

17-

R. 33 E.

8 9
17 16

9 10
16 15

T. 6 S.

I-15 W

32 40 32

32 40 32

30 28

15 16 20 21

16 15
21 22

A
107.3

C
79.4

B
83.1

20 21
29 28

21 22
28 27

June 5, 1974

Re: Permit No. 29-7118 & 29-7119

City of Pocatello, Idaho
c/o Anton Smith
Star Route
Pocatello, Idaho 83201

Gentlemen:

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 concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

MDF:jfr

cc: Ben Cavaness
Box 38
American Falls, Idaho 83211

29-7118

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

Department of Water Administration
 Ton Smith
 ar Route

- Exam typed 6/7/74 by ja

29-7118

29-7118

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Not applicable

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

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	
6S	33E	9					2	2	40	34	34	40	40	34					226
6S	33E	16					34	40											74

10. Remarks: The City of Pocatello owns the ground at the point of diversion and should have the license listed in their name. I am only a long term lessee of the property whose duty it was to secure the license as a condition of his lease.

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

5/28/74

(Date)

X Anton Smith
for the CITY OF POCATELLO, IDAHO, Applicant

State of Idaho)
County of Power) ss.

On this 28th day of May, 19 74, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Ben C. [Signature]
Notary Public residing at Am. Falls, Idaho

My commission expires 11/5/74

Schou and Cavaness

ATTORNEYS-AT-LAW
P. O. Box 38
American Falls, Idaho
83211

L. R. SCHOU
BEN CAVANESS

May 28, 1974

TELEPHONE (208)
226-2562 or 226-2563

RECEIVED
MAY 29 1974

Department of Water Administration

R. Keith Higginson
Director
State of Idaho
Department of Water Administration
614 State Street
Statehouse - Annex 2
Boise, Idaho 83720

Re: Permit No.'s 29-7118 & 29-7119

Dear Sir:

Pursuant to the request contained in your letter of April 1, 1974 directed to Anton Smith, I have enclosed an original of the Proof of Application of Water to Beneficial Use forms filled out and executed by Mr. Smith. Please file these Proofs with the appropriate permit files and make the on sight investigation required at your earliest convenience.

Please note that the permit holder is the City of Pocatello, Idaho and the person filling out and executing the Proof of Application, namely Anton Smith, is a long term lessee of said property, who is completing this application for the City of Pocatello as condition of his lease. Please advise if it will be required that the City of Pocatello also execute the Proof prior to it being accepted by you.

Very truly yours,

SCHOU & CAVANESS

Ben Cavaness

Ben Cavaness

BC:mh

cc: Norman C. Young
District Engineer
Department of Water Administration
240 South Holmes
Idaho Falls, Idaho 83401

Charles Moss
City Manager
Pocatello, Idaho 83201

29-7118

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show address where delivered

☐ Deliver ONLY to addressee

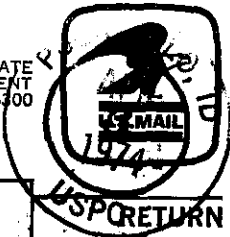
RECEIPT

Received the numbered article described below

REGISTERED NO.	1 2 3	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
CERTIFIED NO. 25248		SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
INSURED NO.		
DATE DELIVERED APR 3 1974		SHOW WHERE DELIVERED (Only if requested, and include ZIP Code) 87-7118

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

USP RETURN
TO

PS Form 3811
June 1973

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707.

29-7108

April 1, 1974

CERTIFIED MAIL

#25248

Re: Permit No.'s 29-7118 & 29-7119

Anton Smith
Star Route
Pocatello, ID 83201

Dear Mr. Smith:

One of the conditions of approval of your water Permit No.'s 29-7118 and 29-7119 (see last page of your approved permits) 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 June 1, 1974. Enclosed are affidavit forms which must be used to submit the required proof of beneficial use.

If you have not fully completed your projects, and you have not previously received extensions of time, you may request an extension of time provided the delay is for reasonable causes 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 can be granted on each permit.

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

R. Keith Higginson

R. KEITH HIGGINSON
Director

RKH:JC

Enc: Proof affidavits (2)

29-7118

May 18, 1973

Re: Permit Nos. 29-7118 & 29-7119

Anton Smith
Star Route
Pocatello, ID 83201

Dear Mr. Smith:

Enclosed is a copy of your approved Application for Permit Nos. 29-7118 and 29-7119. 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 7118

April 13, 1973

Re: Application No. 29-7118 - City of Pocatello
29-7119 - " " "

Power County Press
174 Idaho Street
American Falls, ID 83211

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 4-30-73 by EA

NCY:BA
Enc: Legal notices (2)

29 7118

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that the City of Pocatello, City Hall, Pocatello,

Idaho

has on 4/11/73 submitted Application No. 29-7118
for a permit to appropriate 6.0 cubic feet per second ~~1000 feet per annum~~
of water from a ground-water source
by means of well and pump
within the NW¹/4, Sec. 16, T. 6S, R. 33E, B.M., Power County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 300 acres

within the S¹/₄NW¹/₄, SW¹/₄, Sec. 16; SE¹/₄NE¹/₄, E¹/₂SE¹/₄, Sec. 17; NE¹/₄NE¹/₄, Sec. 20; NW¹/₄NW¹/₄,
Sec. 21, T. 6S, R. 33E, 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
May 7, 1973.



R. KEITH HIGGINSON

Director

Published in the Power County Press, American Falls, Idaho

on April 19 and April 26, 1973.

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that the City of Pocatello, City Hall, Pocatello, Idaho has on 4-11-73 submitted Application No. 29-7118 for a permit to appropriate 6.0 cubic feet per second of water from a ground - water source by means of well and pump within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 6S, R. 33E, B.M., Power County; to be used from Apr. 1 to Nov. 1 for the irrigation of 300 acres within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 16; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 17; NE $\frac{1}{4}$ N $\frac{1}{2}$ W $\frac{1}{4}$, Sec. 20; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 6S, R. 33E, 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 May 7, 1973.

R. KEITH HIGGINSON
Director

April 19, 26, 1973
No. 190

29 7118

April 13, 1973

Mr. Ben Cavaness
Schou and Cavaness
Attorneys-at-Law
P.O. Box 38
American Falls, ID 83211

Dear Mr. Cavaness:

Attached herewith is your receipt No. 10173 in the amount of \$150.00 for the two applications for permit you submitted on behalf of the City of Pocatello, Idaho.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Attachment

29 7118

L. R. SCHOU
BEN CAVANESS

Schou and Cavaness

ATTORNEYS-AT-LAW
P. O. Box 38
American Falls, Idaho
83211

TELEPHONE (208)
226-2562 or 226-2563

RECEIVED

April 10, 1973

APR 13 1973

Department of Water Administration
Eastern District Office

RECEIVED

Department of Water Administration

Appropriation Examiner
Department of Water Administration
State House Annex #2
Boise, Idaho 83707

Re: City of Pocatello
Water Applications

Gentlemen:

Enclosed are two application for permit prepared for
Anton Smith and properly executed by the City of
Pocatello.

Also enclosed is our business account check for the
amount of \$150.00 to cover the filing fees.

Very truly yours,

SCHOU & CAVANESS

Ben Cavaness
Ben Cavaness

BC:im
Encls.

April 4, 1973

Ben Cavaness, Attorney
Schou and Cavaness
P.O. Box 38
American Falls, ID 83211

Dear Mr. Cavaness:

The two applications for permit to appropriate ground water submitted by you on behalf of the City of Pocatello have been forwarded to this office for processing.

We find, however, that the signature on each of the applications is not acceptable. We are therefore returning both applications and your check, No. 92-291 in the amount of \$150, to you. Please obtain the signature of an elected official of the City of Pocatello, then return the applications and fee to this office for processing.

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

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:ba

Enc: apps/per (2)
check #92-291 (\$150)

INTER-DEPARTMENT MEMO — 1

FROM E. J.

DATE

April 2, 1973

TO NORM

RECEIVED

APR 3 1973

Department of Water Administration
Eastern District Office

SUBJECT City of Pocatello Applications

Enclosed are two applications (City of Pocatello) submitted by Schou and Cavaness along with their check (92-291) in the amount of \$150.00. These applications are improperly signed.



SIGNATURE

29 7118

L. R. SCHOU
BEN CAVANESS

Schou and Cavaness
ATTORNEYS-AT-LAW
P. O. Box 38
American Falls, Idaho
83211

March 30, 1973

Appropriation Examiner
Department of Water Administration
Statehouse Annex #2
Boise, Idaho 83707

Re: City of Pocatello
Water Applications

Dear Sirs:

Enclosed are two applications for permit which this office has prepared for Anton Smith, the Lessee of the City of Pocatello. Also enclosed is our business account check in the amount of \$150.00 to cover the filing fees. Please advise if further fees or information is required.

Very truly yours,

SCHOU & CAVANESS

Ben Cavaness
Ben Cavaness

BC:mh

Encl.

RECEIVED

TELEPHONE (208)
226-2562 or 226-2563

Department of Water Administration

RECEIVED

1973

Department of Water Administration
Boise, Idaho

29 7118