

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7114 Priority March 9, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that ANTHONY GENE DIVIESTI
of Colorado Springs, Colorado, has complied with the terms and conditions of Permit
No. 29-7114 issued pursuant to Application for Permit dated March 9, 1973,
and has submitted proof to the Department of Water Resources on April 28, 1976,
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
Domestic	from January 1 to December 31	at 0.04 cfs and 1.2 acre feet	
	from _____	at _____ cfs and _____	
	from _____	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 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 NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Twp. 11S,
Rge. 37E, B.M. in the County of Bannock

Description and location of place of use:

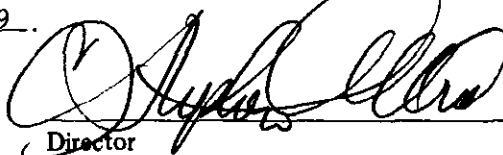
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11S	37E	17																	

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 23 day of
July, 19 79.


Director

MICROFILMED

29 7114

Identification No. _____

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 Anthony Gene DiViesti
 post office address 1228 McArthur Colorado Springs, Colorado 80909
2. Source of water supply Ground Water which is a tributary of ---
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 17 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 ground at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section 17 Township 11S Range 37E B.M. _____
4. Water will be used for the following purposes:
 Amount 0.80 for irrigation purpose from Apr. 1 to Nov. 1 (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)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 a. 0.84 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. 20 HP pump, sprinkler system

- 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 130 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 years.
 b. Estimated construction cost is \$ 2,000.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 17 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 _____

- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.
- (5) If water is to be used for other purposes describe: _____

29 7114

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	
11S	37E	17		40															40

Total number of acres to be irrigated 40

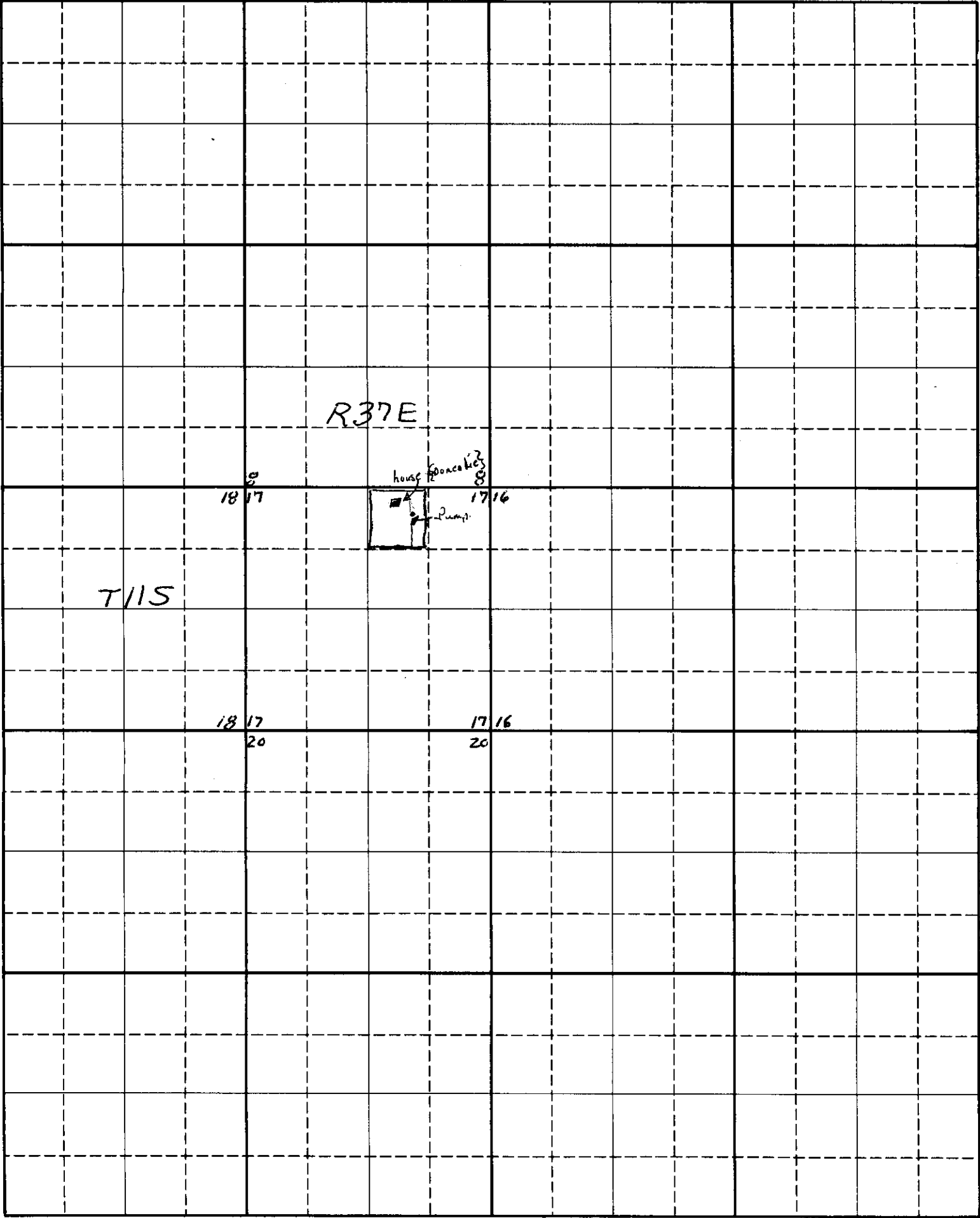
c. Describe any other water rights used for the same purposes as described above. None

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

10. Remarks The well was dug by my grandfather whom I purchased the property from and installed the pump.

NOTE: My grandfather hired a man to dig the well.

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



Scale: $\frac{2}{1}$ 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.

ANTHONY GENE DIVIESTI
* Anthony Gene D. Diesti
(Applicant)

Proposed Priority 3-09-1973

29 7114

da 3-19-73
Received by ej Date 3/9/73 Time 8:00 am
Preliminary check by D Fee \$ 25.00
Receipted by ej Date 3/9/73 Receipt # 10014
Publication prepared by da Date 3-23-73
Published in 3-29 + 4-05-73
Publication dates Idaho State Journal
Publication approved NCP Date 4/16/73
Priority reduced to XXXXX to 3-09-73 Reason ---

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCP SDE

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. 29-7114, 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 May 1, 19 76.
- 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 19th day of April, 19 73.


Deputy Director

Identification No. 29 7114

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

COPY

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

1. Name of applicant Anthony Gene D. Vest
post office address 1228 N. A. Arthur, Colo. Springs, Colo 80909
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 17 Township 11S
Range 37E B.M. Barnack County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into ground at a point in NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 17 Township 11S Range 37E B.M. Barnack County
4. Water will be used for the following purposes:
Amount .80 for irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .04 for domestic purpose from Jan 1 to Dec 31 (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. .84 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 20 horse power, Bowman and Lane pump. I proposed to install one quarter mile sprinkler system.
- b. Height of storage dam N/A feet, active reservoir capacity N/A acre feet; total reservoir capacity N/A acre feet, materials used in storage dam: N/A
Period of year during which storage will occur N/A to N/A inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 10 inches; proposed depth of well is 150 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 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: N/A $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range N/A B.M. _____
(2) Amount of power to be generated: N/A hp under N/A feet of head.
(3) List number of each kind of livestock to be watered N/A
- (4) Name of municipality to be served N/A, or number of families to be supplied with domestic water N/A.
- (5) If water is to be used for other purposes describe: N/A

29 7114

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	17		*			40												40

Total number of acres to be irrigated 40

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 Anthony Gene DiJesti
- 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 N/A

10. Remarks

The well was dug and pump installed

The well was dug by my grandfather whom I purchased the property from and installed the pump.

note: - my grandfather hired a man to dig the well.

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

[illegible]

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.

Anthony Louis Vitti
(Applicant)

29 7 14

Received by ef Date 3/9/73 Time 8:00APreliminary check by D Fee \$ 25.00Received by ef Date 3-9-73 Permit # 10014

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

Publication approved _____ Date _____

Priority reduced to 0 Reason _____Protests filed by: X

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. Other: _____

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

Witness my hand this _____ day of _____ 19____.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>Dm</u>	<u>3-9-1973</u>	Application No. _____ Name <u>A.G. DiViesti</u>
(2)	<u>NCY</u>	<u>3/12/73</u>	Check: ☒ Signature ☒ Point of Diversion <u>Point</u> ☒ Quantity of Water and Period of Use <u>map does not agree with descrip.</u> ☒ Description of Diverting Works <u># of families for domestic use</u> ☒ Time required for C/W and application of water to B/L ☒ Place of Use <u>Point</u> ☒ Map <u>Point</u> ☒ Fee ☒ County Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management (3) _____ <u>N/A</u> (4) _____ <u>N/A</u> ☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. (5) <u>Rm</u> <u>7/26</u> In form for advertising <u>Yes</u> (6) <u>SA</u> <u>4-16-73</u> Affidavit of Publication received <u>4-9-73</u> (7) <u>"</u> <u>"</u> Final date for protests <u>4-16-73</u> Protests received: yes _____ no <u>✓</u> (8) <u>"</u> <u>"</u> Date and Place of hearing <u>NA</u> Decision reached at hearing <u>NA</u> (9) _____ Located within Water District No. _____ (10) <u>Rm</u> <u>7/26</u> Critical groundwater area: yes _____ no <u>X</u> (11) <u>Rm</u> <u>7/26</u> Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>WIR #18</u> ☐ Increasing (comment) _____ (12) <u>NCY</u> <u>4/16/73</u> Comments: _____ (13) <u>"</u> <u>"</u> Action recommended: ☒ Approve Priority <u>3/9/73</u> ☐ Deny Reason for Reduction _____ ☒ See attached sheet for conditions of approval ☐ No conditions for approval (14) _____ District <u>Eastern</u> By <u>Norman C. Young</u> Date <u>4/16/73</u> Title <u>D.E.</u>

RECEIVED

4/17/73

Department of Water Administration

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 _____ 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

STATE OF IDAHO
County of Bannock

SS.

RECEIVED
APR 9 1973
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:

March 29, 1973

April 5, 1973

....., 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 5th

day of April, 1973.

Willie L. Ludford

Notary Public, State of Idaho
Residence: Pocatello, Idaho

NOTICE OF PUBLICATION
That the undersigned, 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:
March 29, April 5, 1973
No. 153

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Anthony Gene DiViesti, 1228 McArthur, Colorado Springs, Colorado has on 3-9-73 submitted Application No. 29-7114 for a permit to appropriate .84 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 17, T. 11S, R. 37E, 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 40 acres, both uses within the NW $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 17, 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 April 16, 1973.

R. KEITH HIGGINSON
Director

March 29, April 5, 1973
No. 152

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:

March 29	1973	19
April 5	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 5th day of April, 1973.

Notary Public, State of Idaho
Residence: Pocatello, Idaho

PROOF OF PUBLICATION RECEIVED

STATE OF IDAHO
County of Bannock

ss.

APR 9 1973
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:

March 29, 1973	19
April 5, 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.

Arleen Turner

Subscribed and sworn to before me this 5th day of April, 1973

Lucas L. Sadford

Notary Public, State of Idaho
Residence: Pocatello, Idaho

PROOF OF PUBLICATION

DEE

STATE OF IDAHO
County of Bannock

ss.

APR 9 1973
Department of Water Administration
Eastern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Anthony Gene DiViesti, 1228 McArthur, Colorado Springs, Colorado has on 3-9-73 submitted Application No. 29-7114 for a permit to appropriate .84 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 17, T. 11S, R. 37E, 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 40 acres, both uses within the NW $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 17, 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 April 16, 1973.

R. KEITH HIGGINSON
Director

March 29, April 5, 1973
No. 152

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:

March 29, 1973	19
April 5, 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 5th day of April, 1973

Notary Public, State of Idaho
Residence: Pocatello, Idaho



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

July 24, 1979

Anthony G. DiViesti
RFD
Downey, ID 83234

Dear Mr. DiViesti:

RE: Water Right No. 29-7114

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

Sincerely,

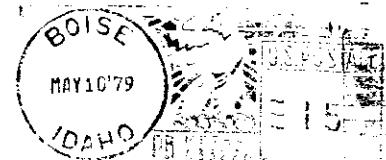
Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Boise Idaho 83720



RECEIVED

MAY 17 1979

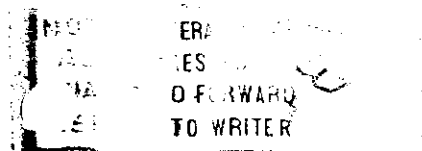
Department of Water Resources

Anthony G. DiViesti
1228 McArthur
Colorado Springs, CO 80909



RED
D

83234





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

May 9, 1979

Re: Permit No. 29-7114

Anthony G. DiViesti
1228 McArthur
Colorado Springs, CO 80909

Dear Mr. DiViesti:

A representative of this Department made an examination of the works covered by your Permit No. 29-7114 on June 23, 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: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Twp. 11S, Rge. 37E, B. M.

Beneficial use: Domestic use within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Twp. 11S, Rge.
37E, B. M.

Priority date established: March 9, 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

RECEIVED
MAY 10 1979

FIELD REPORT

3. Water will be used for the following purposes:

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.84 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 11 N/S, Range 37 E/W, B.M., Section 17, Subdivision NW 1/4 NE 1/4, _____ 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: 20 HP pump, sprinkler system

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

NOT REPRODUCIBLE

TOTAL ACREAGE

40

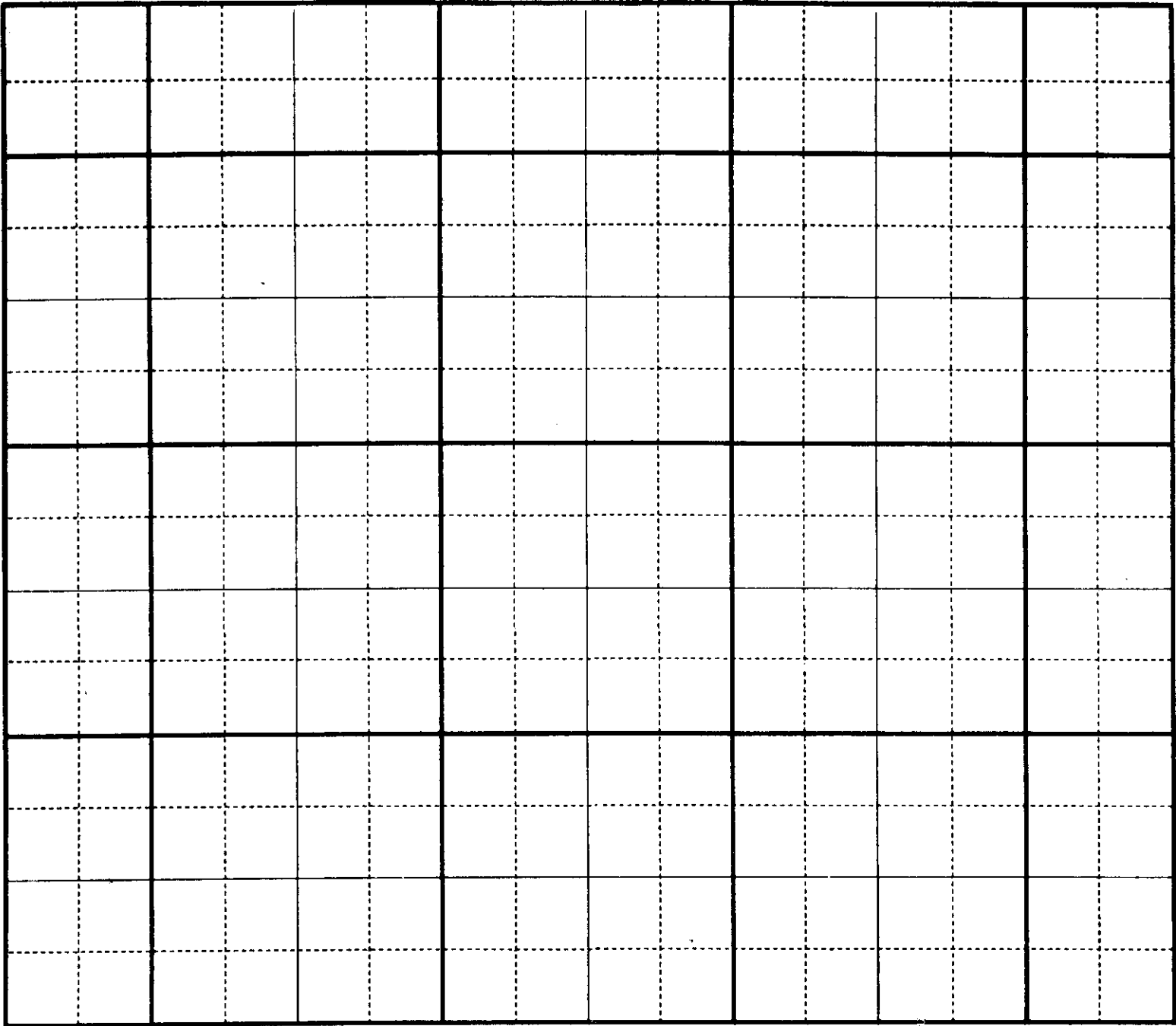
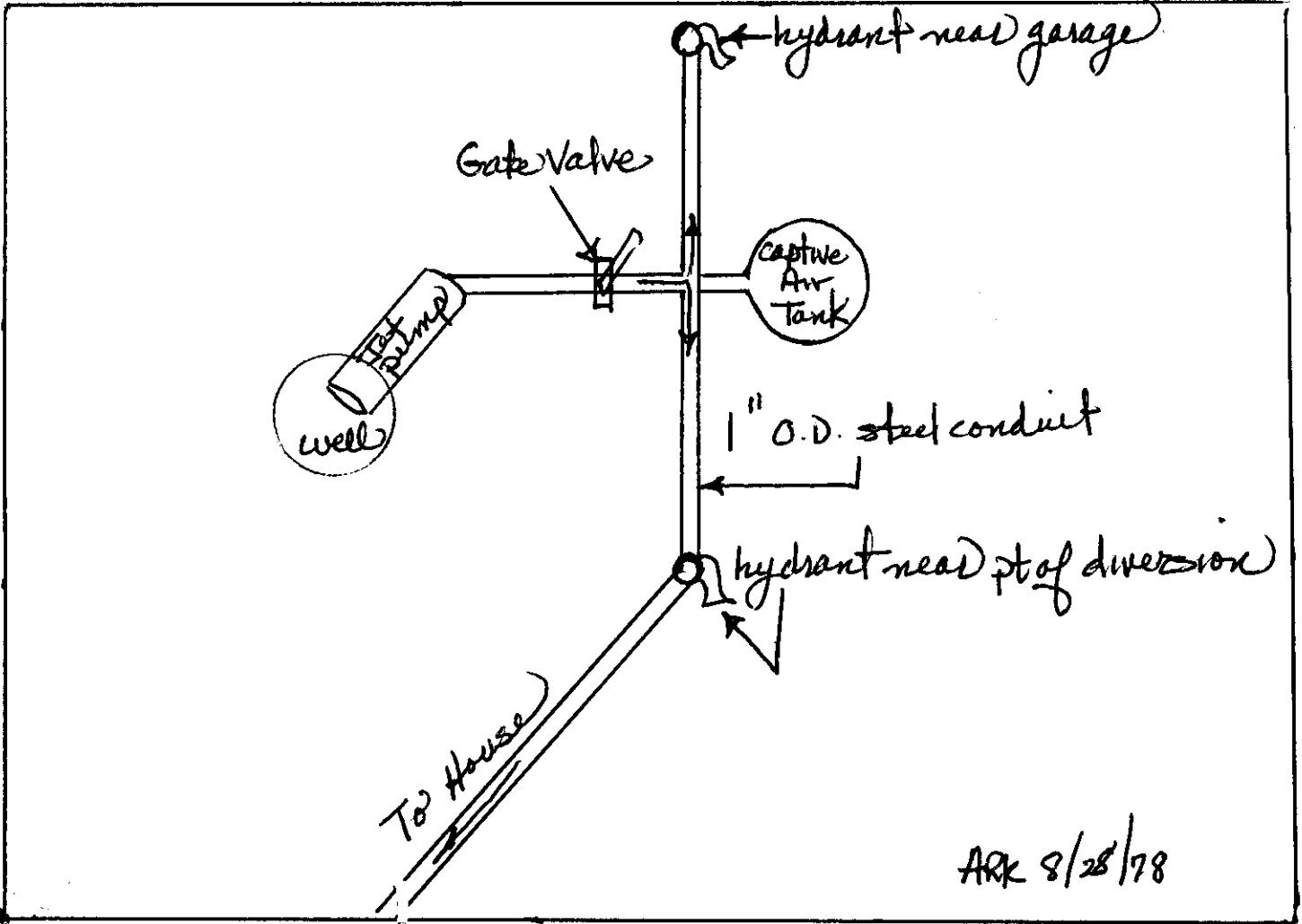


Diagram of System



DATE OF EXAM 6/23/78

ACREAGE
Found 0.00
Recommended 0.00

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 0.04 c.f.s. V = 1.20 AF/Ann. from Jan 1 to Dec 31
Domestic Q = 0.04 c.f.s. V = 1.20 AF/Ann. from Jan 1 to Dec 31
Livestock Q = 0.04 c.f.s. V = 1.20 AF/Ann. from Jan 1 to Dec 31

Is water co-mingled? yes no X
Name source: n/a
twp. N/S, Rge E/W, B.M., Sec. 1/4, Sub. 1/4 County

Exchange? yes no X
Name source exchanged with: n/a
twp. N/S, Rge E/W, B.M., Sec. 1/4, Sub. 1/4 County

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

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

Total Q measured none Method of measurement n/a
Total Q recommended 0.04 cfs Meter No. n/a Type n/a Condition n/a
Total V recommended 1.20 all yr

Recommended Amendments:
P.D.
Place of Use
Other
None

MEASUREMENT CALCULATION:
Q & V by assignment

SYSTEM DESCRIPTION:
Groundwater is diverted for domestic purposes only by a 3/4 hp. jet pump. Water is conveyed to applicant's single family residence under pressure via a 1" diam steel conduit. Pressure is maintained by a capture air tank. No T.D # are available

REMARKS:
System shown & described by applicant
no aces remains in dry form as the applicant has not made the necessary expenditures for the installation of pump, mainline & laterals. Recommend no irrigation water be licensed under this priority

Examiner's Signature Anthony R. Kozlowski Date 8/28/78
Checked by Rodney A. Parker Date 8/29/78
Approved by Date



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

May 6, 1976

Re: Permit No. 29-7114

Anthony Gene DiViesti
Bowman Road
Downey, Idaho 83234

Dear Mr. DiViesti:

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 so that you may show him the system.

We note that in reviewing this proof affidavit, you indicate that you have not installed a measuring device as required by the conditions of approval of your permit. This measuring device must be installed by the time our examiner makes the exam or your water rights cannot be confirmed by the issuance of a license. We are enclosing a list of the types of measuring devices approved by this office.

If you have any questions, please contact our Eastern District office in Idaho Falls.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Enclosure

RECEIVED

APR 28 1976

okj

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Identification No. 297114

Permit No.

Department of Water Resources

not
materialized

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Anthony Gene DiViesti
b) Post Office Address Bowman Rd., Downey, Idaho, 83234
2. Permit Number 29-7114
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17
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 .04 for domestic purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount refer to - remark section 7 for irrigation purposes from _____ to _____ 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 _____ 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: _____
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) ① irrigation pump - 20HP at 100 gallon/minute - 10 inch casing - depth 130ft
② domestic pump - 1HP - 10g/minute - same well as above
b) Describe the type and size of measuring device which you have installed at your point of diversion: - at this point in time I have installed my irrigation pump and plumbing, but due to my development of my home, and this pass year I have not started irrigation - refer to remarks.
c) Give well driller's name and address and the date the well was completed:
Dusfee Well Drilling (135)
RT 2 N. Box 140, POC, Idaho
Aug. 13, 1971
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
I have used the sprayer pump for domestic use; House, garden, and fruit trees.

Exam typed

56742p

WFM

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: As
stated earlier I have not at this time started to irrigate.
I do hope that by the end of this summer my well will
be used for the additional use of irrigation.

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			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 $\frac{1}{4}$	

Total number of acres irrigated _____

10. Remarks: I have currently invested all my time and money in the
development of my home located at the point of the
well described in the foregoing. My irrigation system
is not completed at this time and but further
development will take place this summer, 1976

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

If you require further information, please write.

March 20, 1976
 (Date)

Anthony J. Kesti
 (Signature)

State of Idaho)

County of Bannock) ss.

On this 26th day of April, 1976, personally appeared before me
 the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Patricia J. Cutler
 Notary Public residing at Boise, Idaho

My commission expires 3/12/78

April 15, 1976

Re: Permit No. 29-7114

Anthony Gene DiViesti
Bowman Road
Downey, Idaho 83234

Dear Mr. DiViesti:

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

However, we cannot process your affidavit unless your signature is notarized. Therefore, we are herewith returning your proof affidavit.

Please return the notarized affidavit on or before June 1, 1976.

Sincerely,

JANICE ROHM
Secretary

JR

Enclosure

PS 10/11/75
RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

The following service is requested (check one).

☐ Show to whom and date delivered..... 15¢
Show to whom, date, & address of delivery.. 35¢

☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢

☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	138351	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☒ Addressee ☐ Authorized agent

4. DATE OF DELIVERY *George J. Ryan*

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK
MAR
9
1976

INITIALS
3

☆ GPO : 1975-O-566-047

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.
• Complete Items 1, 2, and 3 on reverse side.
• Moisten gummed ends and attach to back of article.

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



RETURN
TO



Don't forget to fill in the return address.

March 1, 1976

CERTIFIED MAIL

138351

Re: Permit No. 29-7114

Anthony Gene DiViesti
1228 McArthur
Colorado Springs, Colorado 80909

Dear Mr. DiViesti:

One of the conditions of approval of your water Permit No. 29-7114 (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 May 1, 1976. 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

C
April 20, 1973

Re. Permit No.: 29-7114

O
Anthony Gene DiViesti
1228 McArthur
Colorado Springs, Colorado 80909

Dear Mr. DiViesti:

P
Enclosed is a copy of your approved Application for Permit No. 29-7114. 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.

Y
Very truly yours,

BOBBY D. FLEHNER
Assistant Director

BDF: ed

Enclosures

29 7114

March 23, 1973

Re: Application No. 29-7114 - Anthony Gene DiViesti

Idaho State Journal
P.O. Box 431
Pocatello, ID 83201

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing 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 4-10-73 by BA

NCY:BA
Enc: Legal notice

29 7114

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Anthony Gene DiViesti, 1228 McArthur, Colorado Springs, Colorado has on 3-9-73 submitted Application No. 29-7114 for a permit to appropriate .84 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 17, T. 11S, R. 37E, 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 40 acres, both uses within the NW $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 17, 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 April 16, 1973.

R. KEITH HIGGINSON
Director

March 29, April 4, 1973
No. 152

29 7114

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Anthony Gene DiViesti, 1228 McArthur, Colorado Springs, Colorado
has on 3/9/73 submitted Application No. 29-7114
for a permit to appropriate .84 cubic feet per second ~~XXXXXX~~
of water from a ground-water source
by means of well and pump
within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 11S, R. 37E, B.M., Bannock County;

to be used from Jan. 1 to Dec. 31 for domestic purposes
for one family ~~XXXXXX~~
and from Apr. 1 to Nov. 1 for the irrigation 40 acres, both uses
within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, 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 April 16, 1973.


R. KEITH HIGGINSON
Director

Published in the Idaho State Journal, Pocatello, Idaho
on March 29 and April 5, 1973

29 7114

March 12, 1973

Mr. Anthony G. DiViesti
1228 McArthur
Colorado Springs, CO 80909

Dear Mr. DiViesti:

Attached is departmental receipt No. 10014 in the amount of \$25 for your application for permit No. 29-7114.

There are several items that must be clarified before advertising can commence. We have taken the liberty of retyping that information that we feel is correct, and have entered in pencil the information that you had on your original application which we are holding. Please clarify the following items:

1. The location of the point of diversion as listed in Item 3a does not agree with the map of Item 11. We have started the plat of Item 11. Note that the scale is 2 inches equal 1 mile and that north is to the top of the page. Please complete the sketch to agree with Item 3.
2. The location of the place of use for irrigation as presented in Item 8b did not agree with the plat. Please complete this plat. Also, show the location of the place of use for domestic on the map and list in Item 8a.
3. Domestic use is listed in Item 4, but the number of families has not been indicated in Item 8a-4 or the place of use in Item 8a-1.

Please sign and return the completed application to this office at your earliest convenience.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:ba

Attachment

Enclosure: retyped app.

29 7114