

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7026 Priority Feb. 22, 1969 Amount 3.10 cfs

THIS IS TO CERTIFY, that HOWARD L. ARMSTRONG
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7026 issued pursuant to Application for Permit dated February 14, 1969,
and has submitted proof to the Department of Water Resources on April 9, 1974 (late proof),
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.11 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>Oct. 31</u>	at <u>3.10</u> cfs and	<u>542.5 acre feet or</u> <u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 3.10 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
542.5 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 10,
Twp. 10 S, Rge. 36 E, 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 $\frac{1}{4}$	
10 S	36 E	10									40	39	36	40					155

Total number of acres irrigated 155

A measuring device of a type approved by this 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 20 day of
June, 19 75.

MICROFILMED

Receipt # 1553

APPLICATION FOR AMENDMENT

Department of Water Resources

APPROVED

Permit No. 29-7026

Comes now Howard L. Armstrong of (address)

Pocatello, Idaho

29-7026

NE

NO CHANGE

NO CF
for

3. Place of use or land to be irrigated: NO CHANGE

[illegible]

Total number of acres to be irrigated

MICROFILMED

A 10x10 grid map representing a section of land. The grid is divided into 100 squares. The following text is present on the map:

- Twp. 10 S**: Located in the 4th row from the top, spanning the first three columns from the left.
- Rge. 36 E**: Located in the 3rd row from the top, spanning the fourth and fifth columns from the left.
- 10**: Located in the 4th row from the top, spanning the sixth and seventh columns from the left.
- ***: Located in the center of the square defined by the 4th row and 6th column.

The grid lines are solid black, while the text is in a black serif font.

[Signature]
Director

Identification No. 29-7026
Application No. _____

ASSIGNED TO: HOWARD L. ARMSTRONG
4/9/74 550 Armstrong Blvd.
Pocatello, ID 83201

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT **APPROVED**

LICENSE ISSUED FOR 3.1 SEC. FT. To appropriate the Public Waters of the State of Idaho
LICENSE PAG. NO. _____ (TYPE OR PRINT IN INK)

1. Name of applicant Curtis S. Armstrong, Trustee
post office address Robin, Idaho
2. Source of water supply underground which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10 Township 10 S.
Range 36 E.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 4 cfs for irrigation purpose from April 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 3.2 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. Four 3.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Cased well.

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 250 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 \$ 25,000.00.
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: _____

See letter
3-10-69
DWC

29-7026

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

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 $\frac{1}{4}$	
10 S	36 E	BM 10									40	40	40	40					160

Total number of acres to be irrigated 160^{ac}

c. Describe any other water rights used for the same purposes _____

9. a. Who owns the property at the point of diversion Curtis S. Armstrong, Trustee for Carrie
b. Who owns the land to be irrigated or place of use Curtis S. Armstrong, Trustee /Armstrong
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 _____

A hand-drawn map on a grid background. The map features several roads and landmarks. A north arrow points towards the top of the grid. A road labeled "Road to Robin" runs vertically. A road labeled "Road to Arimo" runs diagonally from the top right towards the center. A road labeled "Road to H.A. Armstrong" runs horizontally at the bottom. A shaded square is located in the center-right area, with a point labeled "Proposed Well" inside it. A note next to the well reads "NW 1/4 SW 1/4 sec 10 T10S R 36 E B1M". Other labels include "Robin Store" at the top, "d.D. Teller" to the left of the shaded area, and "Cartis Armstrong" below the shaded area. A scale bar labeled "100 m" is located at the bottom right.

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.

Curtis Armstrong
(Applicant)

29-7026

Received by Date 2-14-69 Time 9:00am
Preliminary check by DWI Fee \$ 35.00 2-14-69
Received by ej Date 2-14-69
Publication prepared by VS Date 3-12-69
Published in Idaho State Jnr.
Publication dates 3-20 and 27-69
Publication approved VS Date 7-10-69
Priority reduced to Reason

Protests filed by: none 4-2-69

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by DWI see R.H.
CM

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7026, 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 April 1, 19 74.
- c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works. Maximum rate of diversion shall not exceed 3.2 c.f.s.

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

Witness my hand this 22nd day of April 19 69.

R Keith Higgins
State Reclamation Engineer

RECEIVED

State of Idaho

APR 9 1974 Department of Water Administration

Department of Water Administration
Eastern District Office

ASSIGNMENT OF PERMIT

I, CURTIS ARMSTRONG, Trustee, hereby assign to HOWARD L. ARMSTRONG
of 550 Armstrong Boulevard, Pocatello, Idaho,
Address

CHECK ONE

- ☒ All my right, title, and interest, in and to Permit No. 29-7026
to appropriate the public waters of the State of Idaho.
- ☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Describe that portion of the permit being assigned by list-
ing the acreage within each 40-acre subdivision, the point of diversion
and the amount of water in cubic feet per second for direct diversion,
or acre feet for storage.)

Made this 15th day of May, 19 70.

Curtis Armstrong
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of BANNOCK) ss.

On this 15th day of May, 19 70, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Howard L. Armstrong
Notary Public residing at
Pocatello, Idaho

My commission expires: 5/29/75

29-7026

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 29-7026)

IN THE NAME OF HOWARD L. ARMSTRONG)

ORDER OF REINSTATEMENT

WHEREAS, on February 14, 1969, Curtis S. Armstrong, applied to the Department of Water Administration for a permit to appropriate 3.2 cubic feet per second of water from a groundwater source, within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10, Twp. 10S, Rge. 36E, B.M., Bannock County, to be used for irrigation purposes; and,

WHEREAS, on April 22, 1969, the Department approved said application and issued Permit No. 29-7026 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before April 1, 1974; and,

WHEREAS, on January 31, 1974, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on April 4, 1974, the Department notified the permit holder that Permit No. 29-7026 had lapsed for failure to submit the required proof of beneficial use; and,

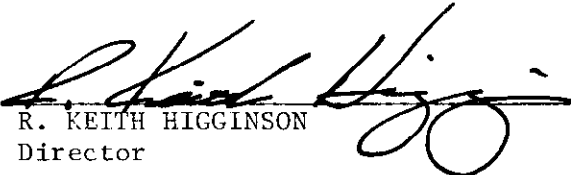
WHEREAS, on April 9, 1974, the Department received an assignment from Mr. Armstrong thereby assigning all his right, title, and interest, in and to Permit No. 29-7026 to Howard L. Armstrong, and the new permit holder submitted proof of beneficial use on said permit; and,

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

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 29-7026 be REINSTATED and the priority advanced to February 22, 1969.

Dated this 24 day of April, 1974.


R. KEITH HIGGINSON
Director

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Bette J. Mitchell

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 20, 19 69, 19.....
March 27, 19 69, 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.

Bette J. Mitchell

Subscribed and sworn to before me this 27th

day of March, 19 69

Roberta E. Spradlin

Notary Public, State of Idaho

Residence: Pocatello, Idaho

RECEIVED
APR 1 1969

Department of Reclamation

29-7026

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Bette J. Mitchell

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 20, 1969, 19

March 27, 1969, 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 27th

day of March, 1969

Notary Public, State of Idaho

Residence: Pocatello, Idaho

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Curtis S. Armstrong, Trustee, Robin, Idaho, has on February 14, 1969, applied for permit under application No. 23-7026 to divert 92 cubic feet per second of water from a ground water source. Water will be diverted by a well within the NW 1/4 SW 1/4, sec. 10, T. 10 S. R. 36 E., B.M., Bannock County, and is to be used from April 1 to October 31 for irrigation purposes in the SW 1/4 sec. 10, T. 10 S. R. 36 E., B.M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer.
No. 138 March 27, 1969

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Bette J. Mitchell

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 20, 1969, 19____
March 27, 1969, 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.

Bette J. Mitchell

Subscribed and sworn to before me this 27th

day of March, 1969

Roberta E. Spradlin

Notary Public, State of Idaho

Residence: Pocatello, Idaho

RECEIVED
APR 1 1969

Department of Reclamation

29-70219

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Bette J. Mitchell

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:

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that
Curtis S. Armstrong, Trustee,
Roblin, Idaho, has on February
14, 1969, applied for permit
under application No. 29-7026
to divert 3.2 cubic feet per
second of water from a ground
water source. Water will be di-
verted by a well within the NW
1/4 SW1/4, sec. 10, T. 10 S.
R. 36 E, B.M., Bannock County,
and is to be used from April
1 to October 31 for irrigation
purposes on the SW1/4, sec.
10, T. 10 S. R. 36 E, B.M.
Any protest against this appli-
cation must be filed with the
Department of Reclamation
within ten days from the last
date of publication of this notice.
R. K. HIGGINSON,
State Reclamation Engineer,
No. 138 March 20, 27, 1969

March 20, 19 69, 19
March 27, 19 69, 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.

Subscribed and sworn to before me this 27th

day of March, 19 69

Notary Public, State of Idaho
Residence: Pocatello, Idaho

March 27, 1969

Department of Reclamation
Statehouse Annex 2
Boise, Idaho 83707

RECEIVED
MAR 1 1969

Statement of Your Account With

IDAHO STATE JOURNAL

P. O. Box 431, Pocatello, Idaho 83201

#138

Legal Advertising: 50 lines

Notice of Application for Water. No. 29-7026 Curtis S.
Armstrong

Published: March 20, 27, 1969

Amount Due: \$6.00

"I hereby certify that the foregoing is correct and just,
that the services were actually rendered as charged
and that we have not received payment therefor."

IDAHO STATE JOURNAL

Legal Clerk

29-7026

Betty J. Mitchell

March 27

1969

Department of Reclamation
Statehouse Annex 2
Boise, Idaho 83707

RECEIVED
APR 1 1969

Department of Reclamation

Statement of Your Account With

IDAHO STATE JOURNAL

P. O. Box 431, Pocatello, Idaho 83201

#1.18

Legal Advertising: 50 lines

Notice of Application for Water. No. 29-7026 Curtis S.
Armstrong

Published: March 20, 27, 1969

Amount Due: \$6.00

"I hereby certify that the foregoing is correct and just,
that the services were actually rendered as charged
and that we have not received payment therefor."

IDAHO STATE JOURNAL

Letta J. Mitchell
Legal Clerk

29-7026

June 23, 1975

Re: Permit No. 29-7026

Howard L. Armstrong, Jr.
746 E. Lander
Pocatello, ID 83201

Dear Mr. Armstrong:

Enclosed hereiwth is a copy of the water license issued on the above referenced permit among with your approved Application for Amendment and your receipt No. 1553.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:rb

Enclosures

MICROFILMED

LAW OFFICES
HOWARD L. ARMSTRONG, JR.
746 E. LANDER
POCATELLO, IDAHO 83201

STEVEN G. WOOD, ASSOCIATE

RECEIVED

JUN 17 1975

Department of Water Resources
AREA CODE 208
TELEPHONE 233-5643

June 16, 1975

Mr. Bobby D. Fleenor
Chief, Water Rights
State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

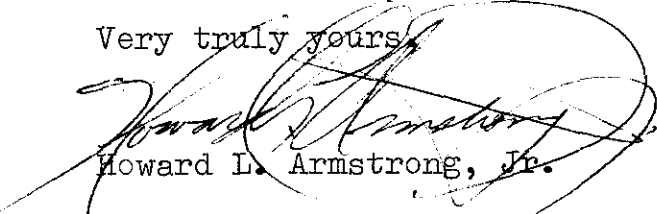
Re: Permit No. 29-7026

Dear Mr. Fleenor:

Enclosed herein please find the completed and signed
Application for Amendment and my check in the amount of
\$10.00 as per your letter of June 13, 1975.

Hoping this will suffice, I am,

Very truly yours,



Howard L. Armstrong, Jr.

HLA:Kd

Enc. (2)

MICROFILMED

June 13, 1975

Mr. Howard L. Armstrong
550 Armstrong Blvd.
Pocatello, Idaho 83201

Dear Mr. Armstrong:

A representative of this Department has made an examination of the works covered by your Permit No. 29-7026 and has found the following:

Quantity of water diverted: 3.11 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 3.10 cfs

The maximum quantity diverted shall not exceed 542.5 acre feet per year.

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10, Twp. 10 S, Rge. 36 E, B. M.

Beneficial use: Irrigation of 155 acres within the SW $\frac{1}{4}$, Sec. 10, Twp. 10 S, Rge. 36 E, B. M.

Priority date established: Feb. 22, 1969

The point of diversion was found by our examiner to differ from that listed under your permit. Therefore, it will be necessary for you to amend the permit before a water license is issued. Enclosed is a partially completed application for amendment for your use in this matter. Please sign the application and return it to this office with the \$10.00 filing fee within 20 days of the date of this letter in order that we may issue your license as set forth above.

If you do not concur with these findings or have any questions, please contact us within the 20-day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR
Enc: App for amend

bc: Eastern District Office

FIELD REPORT

TOTAL ACREAGE _____ **160**

T
10
S

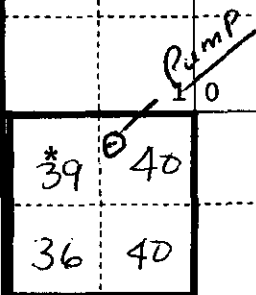
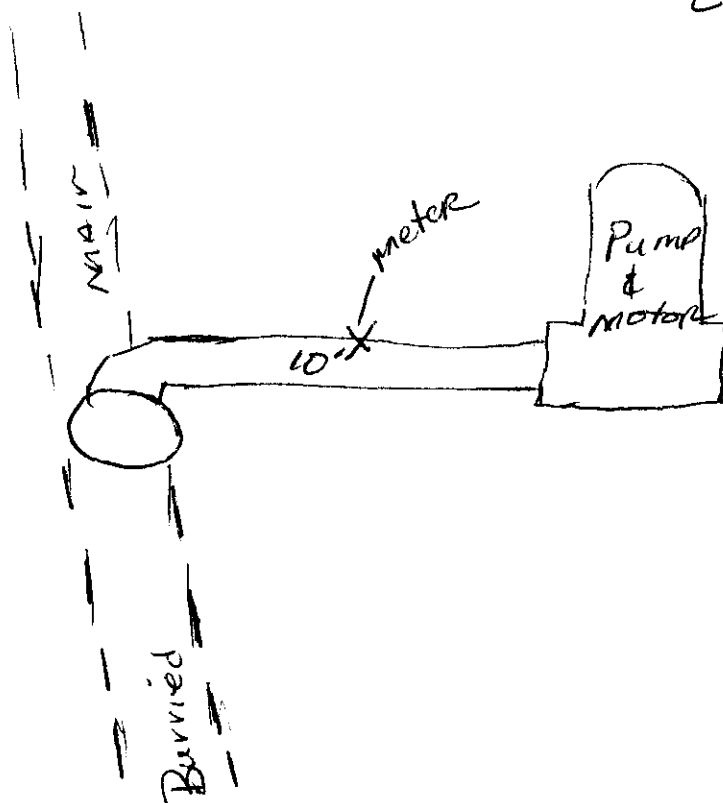


Diagram of System



E →



DATE OF EXAM July 8, 1974

ACREAGE
Found 155
Recommended 155

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q= 3.11 c.f.s. V= 542.5 AF/Ann. from Apr 1 to Oct 31
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 X

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

Exchange? yes _____ no X

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

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

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

Total Q measured 3.11 cfs Method of measurement In Line Meter

Total Q recommended 3.10 cfs Meter No 73-10-415 Type McCrometer Condition New

Total V recommended 542.5 AF/Ann

Recommended Amendments:

P.D. X NE 1/4 SW 1/4 Sec 10 T10S R36E
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

McCrometer measured 1.4 X 1000 gal/min = 3.11 cfs
155 Ac X 3.5 AF/Ac = 542.5 AF/Ann

SYSTEM DESCRIPTION:

GE TRI-CIAD MOTOR 125 Hp #DJSJ41108
Johnston Pump #29211
10" discharge west 50' To N-S Burried MAIN
8 1/4 mile Laterals 5/32 & 1/64 NO-2 32 NO-2 / Lateral

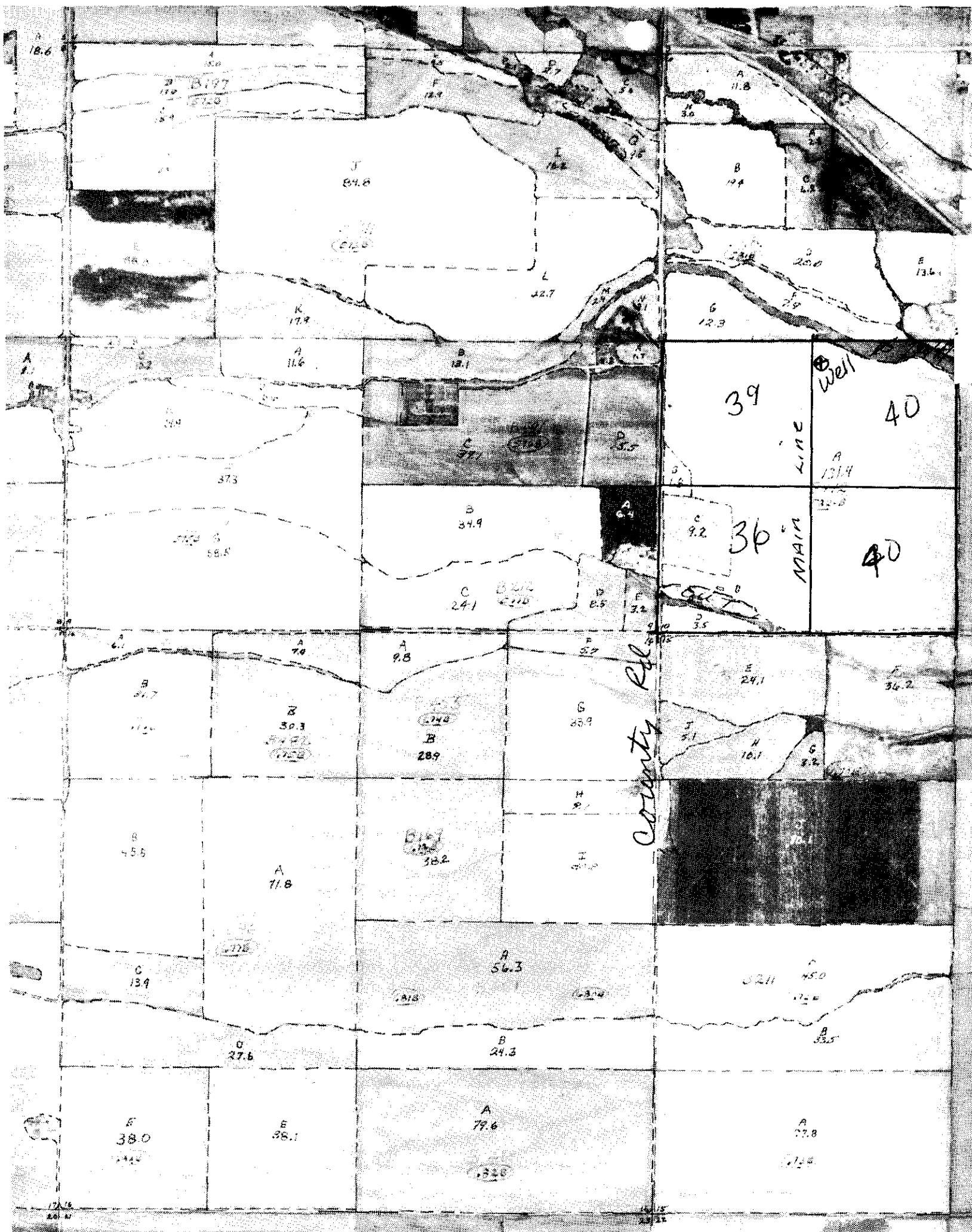
REMARKS:

System & Land shown by Howard Armstrong

Examiner's Signature Bill Rhoads Date June 3, 1975

Checked by Loren O'Hallinan Date June 3, 1975

Approved by _____ Date _____





Sec 1435.60

450
12000
 1800
2000
 4.405

April 24, 1974

Re: Permit No. 29-7026

Howard L. Armstrong
550 Armstrong Blvd.
Pocatello, ID 83201

Dear Mr. Armstrong:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records changed. We also acknowledge receipt of the affidavit submitted as proof of beneficial use for this permit. Enclosed is an Order of Reinstatement; please note that the priority has been advanced to February 22, 1969.

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.

We note that in reviewing this proof affidavit you do not indicate that you have 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 concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Rd., Idaho Falls, Idaho.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:JG
Enclosures

29-7026

RECEIVED

APR 9 1974 *late*

Identification No. _____

Permit No. 29-7026

Department of Water **STATE OF IDAHO**
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder (Curtis Armstrong, Trustee Transferred to HOWARD L. ARMSTRONG
b) Post Office Address 550 Armstrong Boulevard, Pocatello, Id.

2. Permit Number 29-7026

3. Date of Priority that you are prepared to establish July, 1972

4. a) Source from which water was appropriated underground

b) Location of the point of diversion: 1/4 SW 1/4, Section 10
Township 10, Range 36 East Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount 2400 gpm for potatoes, corn, hay purposes from 1st April to Oct 1st 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 2000 to 2400 Gal per 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: Mel Brown (Shelby Falls)

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: None

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) electric motor driven pump delivering water for irrigation through aluminum sprinkler pipe

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

c) Give well drillers name and address and date the well was completed

Charles Franden

July 1972

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

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

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	
10 S	36 E	10									40	40	40	40					160

Total number of acres irrigated 160

10. Remarks: _____

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

4-8-74
(Date)

Howard R. Armstrong
(Signature)

State of IDAHO)
County of BANNOCK) ss.

On this 8th day of April, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Karon R. Doyle
Notary Public residing at Pocatello, Idaho

My commission expires 9-21-77

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse -- Annex 2
Boise, Idaho 83707

No Such Post Office
in State Named

Curtis S. Armstrong

Robin, Idaho

29-70261 → dr

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

April 4, 1974

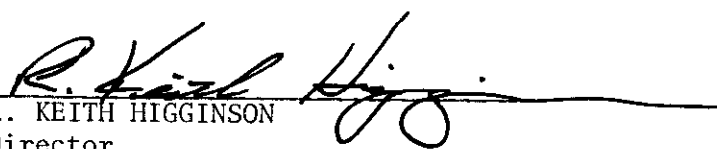
Re: Permit No. 29-7026

Curtis S. Armstrong
Robin,
Idaho

Dear Mr. Armstrong:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 29-7026 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

29-7026

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
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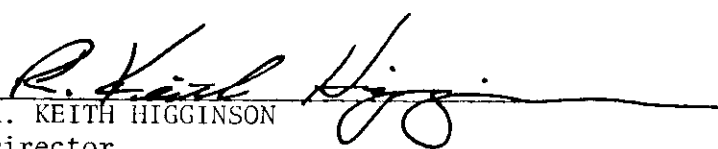
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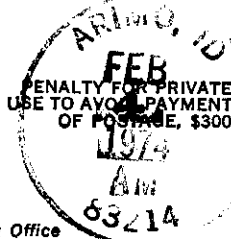
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R. KEITH HIGGINSON
Director

29-7026

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PS Form 3811 Sep. 1972



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.

RETURN TO

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOULDER, CO 80502

27-7026

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.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

1

Curtis L. Armstrong

25/20

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested; and include ZIP Code)

3

1-4-74

29-7026

January 31, 1974

CERTIFIED MAIL

25120

Re: Permit No. 29-7026

Curtis S. Armstrong, Trustee
Robin,
Idaho

Dear Mr. Armstrong:

One of the conditions of approval of your water Permit No. 29-7026 (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 April 1, 1974. 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

Enc: Proof affidavit

29-7026

April 23, 1969

Re: Permit No. 29-7026.

Mr. Curtis S. Armstrong, Trustee
Robin,
Idaho

Dear Mr. Armstrong:

We enclose a copy of your approved application for permit 29-7026
in which we direct your attention to the limitations and conditions as given
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Copy of application
Receipt No. 2684 for \$35.00
2 informational letters

*Returned 4-25-69
Resent to Robin, Idaho
via McCammon, Idaho*

29-7026

March 12, 1969

Re: Application No. 29-7026
Curtis S. Armstrong, Trustee

Idaho State Journal
P. O. 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 date. If you cannot publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, 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 same has been paid.

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: legal notice (1)

29-7026

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Curtis S. Armstrong, Trustee, Robin, Idaho

_____ has on February 14, 1969
 applied for permit under application No. 29-7026 to divert store
3.2 cubic feet per second acre/feet of water from a ground
water source. Water will be diverted by a well
 _____ within the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
sec. 10, T. 10 S, R. 36 E, B.M., Bannock County

_____ and is to be used from April 1 to October 31 for
irrigation purposes

in the SW $\frac{1}{4}$, sec. 10, T. 10 S, R. 36 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho State Journal, Pocatello, Idaho
on March 20 and March 27, 1969.

39.7026

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

February 27, 1969

RECEIVED

Re: Application No. 29-7026

Curtis S. Armstrong, Trustee
Robin,
Idaho

Dear Mr. Armstrong:

We are in receipt of your application to appropriate the public waters of the State of Idaho. It is noted that you have filed on 160 acres of ground to be irrigated. You should be advised that under existing Idaho Statutes, the maximum legal rate of diversion is 1/50 of a cubic foot per second per irrigated acre or approximately 1 miners inch per acre. The 4.0 cubic feet per second on which you have filed would be equal to 200 miners inches. Therefore, your appropriation is excessive by approximately 40 miners inches of water. If the lesser amount, 3.2 cubic feet per second or 160 miners inches of water would be adequate, please advise the department.

If you feel that you need the additional water, please advise the department by return mail as to some form of justification of the water you have requested. A soils report showing the requirement of additional water would be of value.

Your immediate attention to this matter is appreciated.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: none

3.2 C.F.S. will be
sufficient -
E.S.A.
29-7026

February 27, 1969

Re: Application No. 29-7026

Curtis S. Armstrong, Trustee
Robin,
Idaho

Dear Mr. Armstrong:

We are in receipt of your application to appropriate the public waters of the State of Idaho. It is noted that you have filed on 160 acres of ground to be irrigated. You should be advised that under existing Idaho Statutes, the maximum legal rate of diversion is 1/50 of a cubic foot per second per irrigated acre or approximately 1 miners inch per acre. The 4.0 cubic feet per second on which you have filed would be equal to 200 miners inches. Therefore, your appropriation is excessive by approximately 40 miners inches of water. If the lesser amount, 3.2 cubic feet per second or 160 miners inches of water would be adequate, please advise the department.

If you feel that you need the additional water, please advise the department by return mail as to some form of justification of the water you have requested. A soils report showing the requirement of additional water would be of value.

Your immediate attention to this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: none

29-7026

LAW OFFICES
GEE, HARGRAVES & ARMSTRONG
LEXCO BUILDING
746 EAST LANDER
POCATELLO, IDAHO 83201

MERRILL K. GEE
GEORGE W. HARGRAVES
HOWARD L. ARMSTRONG, JR.

February 13, 1969

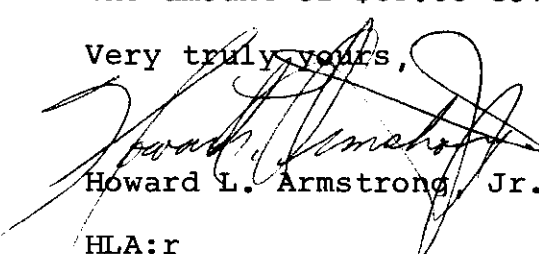
AREA CODE: 208
233-2044
TELEPHONE: 233-2045

Department of Reclamation
107 State House
Boise, Idaho 83701

Gentlemen:

Please find an Application for Permit for an
underground water right, and also my check in
the amount of \$35.00 covering the fee therefor.

Very truly yours,


Howard L. Armstrong, Jr.

HLA:r

Encls.

RECEIVED
FEB 16 1969
Department of Reclamation

29-7026