

Application For Permit

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 36957
PERMIT No. 30875
DISTRICT No.

Assigned to

1. Name of Applicant: William A. Bailey

Postoffice address: c/o Virgil Jensen, Preston

State: Idaho

County: Franklin

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:

- (c) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 1.8 c.f.s.

cubic feet per second.

3. Source of water supply: Un-named slough which is a tributary of a slough which flows from Bear River, which joins an unnamed drainage area and unnamed stream. "Unnamed streams into Bear River."

4. Location of point of diversion: feet distant from the

corner of Section 8, T. 16 S., R. 39 E., B. M., and is in the 100' W. of center of SE $\frac{1}{4}$ of section 8, T. 16 S., R. 39 E., B. M., County of Franklin

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from

corner of Section

T. , R. , B.M., in the

of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under

feet head.

(c) Water is to be returned to at a point

feet

distant from the

corner of Section

, T. , R. , B.M., in the

of Section , T. , R. , B.M.

7. Estimated cost of works: \$5,000.00

8. Kind of works: Pump and pipe

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

feet; height

11. Ditch: Width at bottom

feet; width at water line

feet; depth of water

dimensions of flume:

Diameter of pipe

inches; length of conduit

Average grade per mile

feet.

12. The time required for the completion of such work is five years.

13. The time required for the complete application of the water to the proposed use is five additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: No except present amount of water for past 5 years

16. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

By William A. Bailey s/ William A. Bailey Agent.
Applicant.

Date of first receipt at Department of Reclamation: 8:00 A.M. January 11, 1963

Returned to applicant for correction:

(Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 30875
Recorded in Book 109 Page 30875

Approved January 6, 1963

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before March 6, 1963

and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before July 6, 1965

The whole of said work to be completed on or before January 6, 1968

Beneficial use of water appropriated in accordance herewith, to be made on or before

January 6, 1973

Witness My hand this 6th

day of

January, 1963

s/ Carl W. Tamm, Assistant
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. STILES

and ARNOLD WILLIAMS

Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 6th

day of January, 1963.

STATE OF IDAHO

Countersigned:

(SEAL) By s/ ARNOLD WILLIAMS

By s/ ROBERT E. STILES

Governor.

Secretary of State.

REMARKS: There will be some extra work and development of this water supply

14.

Twp.	Range	Sec.	NE 1/4			Totals
			NE 1/4	NW 1/4	SW 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	

30. 39 T3N
30. 39 R3E

9
8

10

10

10

50

Total Number of Acres to be Irrigated

90

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 30875, to Floyd J. Jensen and Sandra H. Jensen, his wife, of Route #1, Preston, Idaho.

s/ William A. Bailey
Permit Holder

s/ Eileen B. Bailey
Wife of Permit Holder

STATE OF IDAHO)

) ss

COUNTY OF FRANKLIN)

On this 10 day of June, 1963, before me, a Notary Public for the State of Idaho, residing at Preston, Idaho, personally appeared William A. Bailey, known to me to be the person whose name is subscribed to the within instrument and duly acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

(SEAL) My commission expires: May 12, 1966

s/ Ted B. Larsen
Notary Public
Residing at Preston, Idaho

PERMIT NO. 30875
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that WILLIAM A. BAILEY-ASSIGNEE-FLOYD J. & SANDRA H. JENSEN of Preston, County of Franklin, and State of Idaho, the holders of Permit No. 30875, issued upon Application No. 38957 bearing date of priority of January 4, 1963, authorizing the diversion of 1.8 second feet of waters of un-named slough, tributary of unnamed stream into Bear River, County of Franklin, State of Idaho, for irrigation purposes, have fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.8 second feet of the waters of un-named slough, tributary of unnamed streams into Bear River, that the point of diversion of said waters is 100' West of center of SE $\frac{1}{4}$, Section 8, Township 16 South, Range 39 East, Boise Meridian; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8, both in Township 16 South, Range 39 East, Boise Meridian.

Proof of Completion of Works made: November 24, 1967

Witness my hand this 9 day of January, A. D. 1968

S/ R. KEITH HIGGINSON
State Reclamation Engineer

November 29, 1962

Re: Application for Permit

William A. Bailey
158 West Lombard View Dr.
Ogden, Utah

Dear Mr. Bailey:

Returned herewith is your application for permit with attached check for \$5.25 filing fee.

The amount of water claimed cannot exceed 0.02 c.f.s. for each acre to be irrigated. As your land list shows 90 acres, the quantity cannot exceed 1.8 c.f.s.

The source of water supply "Drainage and seepage" is very indefinite, however it does not indicate public water. Public water is unappropriated water flowing in a natural waterway, which could be an unnamed stream. A permit can be issued to divert water from a dug drain, however the applicant must show written permission from the owner of the drain ditch. Your maps do not show any surface conditions.

If the water you propose to divert is from a dug pit, and the water is mostly from below the surface of the ground, you should apply for a permit on the form for subterranean water.

Kindly change the answer under 3 to a natural waterway which is tributary to "sinks" or a named stream. If not from a natural waterway, explain in a letter to accompany the application.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application for permit with
check

30875

December 10, 1962

Re: Application for Permit

William A. Bailey
158 West Lorond View Dr.
Ogden, Utah

Dear Mr. Bailey:

The application and check are returned again for a better definition of the source of the water supply and a map of the area which shows the streams and slough as well as the point of diversion.

Possibly you are planning to divert water from the slough which is partly fed from Bear River and also by seepage and tributary drains or streams. In that case your supply is the slough. Naming tributaries of the source of supply is confusing, unnecessary and of no avail. The second part would possibly be "unnamed streams into Bear River". A definite source of water supply must be shown.

You may have more than one source of supply, in which case you must show how much water is to be diverted from each source, with possibly a different point of diversion.

Show the slough, streams, etc., including Bear River on the map. You may use the lower half of the sheets to show 2 inches or 4 inches equals 1/2 mile, if necessary to show the details. Also show the pipe, ditches, etc. for the irrigation of your land.

Very truly yours,

GEO. N. CARRER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ev
Enc. application with
check

30875

BEN B. JOHNSON
ATTORNEY AND COUNSELOR AT LAW
FIRST SECURITY BANK BUILDING
PRESTON, IDAHO

RECEIVED
DEC 31 1962

Department of Reclamation

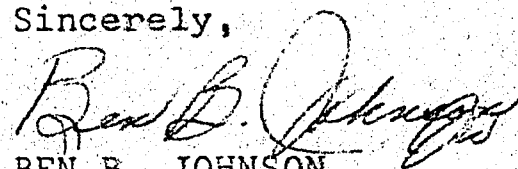
December 28, 1962

Mr. Ralph W. Thomas
Department 1
State Reclamation Engineer
State House
Boise, Idaho

Dear Sir:

Enclosed herewith is the application for Water
Permit from William A. Bailey, with the suggested cor-
rections. This is in compliance to your letter of
December 10.

Sincerely,


BEN B. JOHNSON
Attorney at Law

BBJ/jw

Encls.

30875

January 2, 1963

Re: Application for Permit
William A. Bailey

Ben B. Johnson
Attorney at Law
First Security Bank Bldg.
Preston, Idaho

Dear Mr. Johnson:

Returned herewith is the application for permit which we received with your letter dated December 23th.

You mention that the suggested corrections were made.

The maps do show at least part of the conditions on the ground. A slough from Bear River into which two drain ditches empty. The application still shows drainage and seepage and slough. "Principal source slough".

My letter of December 10th stated that a definite source of water supply must be shown. If more than one source is shown, then the amount from each source must be shown. This application does not comply.

The map would indicate that the water is pumped from the slough which is fed by drainage and seepage.

What is wrong with calling the source of water supply "unnamed slough"? Possibly I have the wrong idea of the source of supply. Present answer do not complete the picture.

Very truly yours,

CEO. H. CARTER
State Reclamation Engineer
By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. application with check

30875

ROBERT E. SMYLLIE
Governor



GEO. N. CARTER
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE

RECEIVED

JAN 4 1963

January 2, 1963

Department of Reclamation

Re: Application for Permit
William A. Bailey

Ben B. Johnson
Attorney at Law
First Security Bank Bldg.
Preston, Idaho

Dear Mr. Johnson:

Returned herewith is the application for permit which we received with your letter dated December 28th.

You mention that the suggested corrections were made.

The maps do show at least part of the conditions on the ground. A slough from Bear River into which two drain ditches empty. The application still shows drainage and seepage and slough. "Principal source slough".

My letter of December 10th stated that a definite source of water supply must be shown. If more than one source is shown, then the amount from each source must be shown. This application does not comply.

The map would indicate that the water is pumped from the slough which is fed by drainage and seepage.

What is wrong with calling the source of water supply "unnamed slough"? Possibly I have the wrong idea of the source of supply. Present answer do not complete the picture.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Ralph W. Thomas

RALPH W. THOMAS, Deputy
State Reclamation Engineer



Enc. application with check

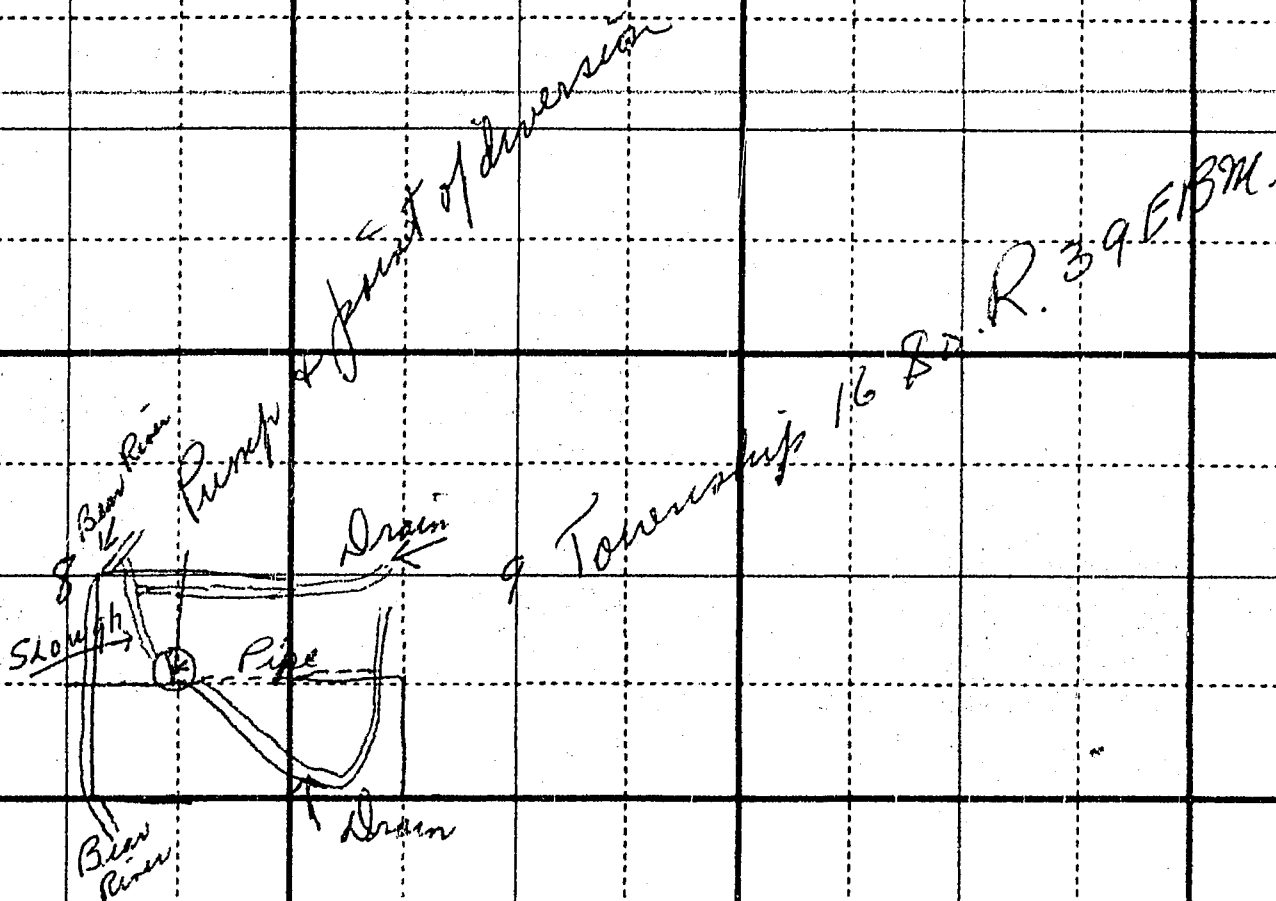
The application now states that the source is an unnamed slough.

30875

NAME OF APPLICANT

William A. Bailey

Form No. 0



Permit Map No. 30875

As Approved

JAN 8 1963

GEO. N. CARTER

State Engineer

January 11, 1963

Re: Permit No. 30875
William A. Bailey

Mr. Ben D. Johnson,
Attorney at Law,
First Security Bank Bldg.,
Preston, Idaho.

Dear Mr. Johnsons:

We enclose Permit No. 30875 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 31380 which was issued covering payment in the amount of \$ 5.25 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk

Encl.

cc: William A. Bailey
158 West Lomond View Drive
Ogden, Utah

30875

June 17, 1963

Re: Permit No. 30875

Mr. Floyd J. Jensen,
Route #1,
Preston, Idaho.

Dear Mr. Jensen:

We are enclosing Departmental Receipt No. 31589,
which was issued covering payment in the amount of Fifty
Cents (\$.50) for the recording fee of the Assignment in
connection with the captioned permit.

Very truly yours,

CARL E. TAPPAN, Acting
State Reclamation Engineer
By

RALPH W. THOMAS, Deputy
State Reclamation Engineer

Encl. Receipt No. 31589
RWT:ew

30875

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Department of Reclamation

Preston, Idaho

July 16, 1963

30875

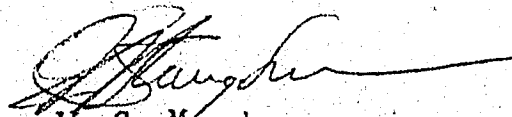
Department of Reclamation
State House
Boise, Idaho

Dear Sir:

We have taken a real estate on the property of Floyd J. and Sandra H. Jensen to secure a Farm Ownership Loan. As additional security he has pledged his rights under Permit No. 30875 and has agreed he will not assign or amend the permit without prior consent of the Farmers Home Administration.

Will you please mark your records accordingly and acknowledge receipt of this letter by signing where indicated on the attached copy of this letter.

Very truly yours,



W. C. Maughan
County Supervisor

Enclosure

Copy returned July 17, 1963

30875

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION

Boise, Idaho

November 1, 1967

Re: Permit No. 30875

Floyd J. & Sandra H. Jensen
Route 1
Preston, Idaho

Dear Mr. and Mrs. Jensen:

Under the terms of your Permit No. 30875 you are required to complete your diversion works on or before January 8, 1968. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public, or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the said permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

State Reclamation Engineer

Enc. Form 6

RKH:dj

30875

Permit No. _____

STATE OF IDAHO
Department of Reclamation

RECEIVED

DEC 1 1967

Proof of Completion of Works

Department of Reclamation

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Franklin } SS.
FLOYD J. & SANDRA H. JENSEN,

, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 30875, and that his postoffice address is Route 1, Preston, Idaho State of Idaho.Second: That the name of the stream from which said water is to be diverted is "Unnamed Slough"Third: That the point of diversion of said water is 100 feet west of center of Southeast quarter, Sec. 8, Township 16 S., R. 39 E., B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Jan. 8, 1968.Fifth: That the use for which said water is intended is irrigationSixth: That on the date above mentioned, the works constructed under said permit were (~~or were not~~) fully completed and consisted of the following:I. Kind of Works: PUMP-AND-PIPE-

(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work: _____

(a) Height of dam _____ feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____

Pump is installed on a cement foundation-

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

(d) Conduit _____ width at bottom _____ feet, width at water line _____

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water _____ feet; diameter of pipe 4 inches, average grade per mile is _____ feet. Length of conduit is about 1/4 miles.Seventh: That said works are capable of conducting to the place of intended use 90 inches land 4/5 - second feet of water.Eighth: That water appropriated under said permit is available for 90 acres of land described as follows: SW 1/4 SW 1/4, (40 ACRES); NE 1/4 SE 1/4, (40 ACRES); SW 1/4 SE 1/4, (10 ACRES) Section 16, Township 16 S., R. 39 E., B.M.Ninth: Remarks:—That the works are completed and water has been put to beneficial use on above lands.Floyd Jensen
(SIGN HERE)Subscribed and sworn to before me this 24 day of Nov, 1967Ben P. Johnson
NOTARY PUBLIC

My commission expires _____

30875

January 9, 1968

Re: Permit No. 30875

Mr. & Mrs. Floyd J. Jensen
Rt. # 1
Preston, Idaho 83263

Dear Mr. & Mrs. Jensen:

Enclosed herewith is your Certificate of Completion of
Works on the above numbered permit.

Very truly yours,

C. Stephen Allred
Assistant State Reclamation Engineer

CSA:lri

Enclosure: Certificate

30875

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that William A. Bailey-Assignee-Floyd J. & Sandra H. Jensen
of Preston, County of Franklin, and State of
Idaho, the holder of Permit No. 30875, issued upon
Application No. 38957, bearing date of priority of January 4, 1963, authorizing the
diversion of 1.8 second feet of waters of un-named slough,
tributary of unnamed streams into Bear River,

County of Franklin, State of Idaho, for irrigation
purposes, have fully complied with the provisions of the laws of the State of Idaho
relating to the proof of completion of the works of diversion set out and described in said
Permit; that said works are adequate for diverting and conveying to the place of intended
use 1.8 second feet of the waters of un-named slough,
tributary of unnamed streams into Bear River,

that the point of diversion of said waters is 100' West of center of SE $\frac{1}{4}$ Section
8, Township 16 South, Range 39 East, Boise Meridian;

and that the lands proposed to be irrigated by the use or place of use of said water are
described as follows, to-wit: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8,
both in Township 16 South, Range 39 East, Boise Meridian.

Proof of Completion of Works made: November 24, 1967

Witness my hand this 9 day of January, A. D. 1968

R. Keith Higgins
State Reclamation Engineer

30875

RECEIVED

DEC 10 1968

BEN B. JOHNSON
ATTORNEY AND COUNSELOR AT LAW
FIRST SECURITY BANK BUILDING
PRESTON, IDAHO 83263

Department of Reclamation

December 9, 1968

✓		

State of Idaho
Dept. of Reclamation
State House
Boise, Idaho 83701

Re: Permit No. 30875

Gentlemen:

Would you kindly mail the necessary blanks
~~so that Mr. Jensen can file proof of beneficial~~
use of the water under the permit.

Sincerely,

Ben B. Johnson

Ben B. Johnson
Attorney at Law

BBJ/sm

30875

30875

January 2, 1969

Re: Permit No. 30875

Floyd J. Jensen and
Sandra H. Jensen
Route 1
Preston, Idaho

Dear Mr. and Mrs. Jensen:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit ~~and are required to publish a notice for four weeks~~. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg
Enc: order
advertising package

30875

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 30875)

in the name of Floyd J. Jensen & Sandra H.)

Jensen, Route 1, Preston, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

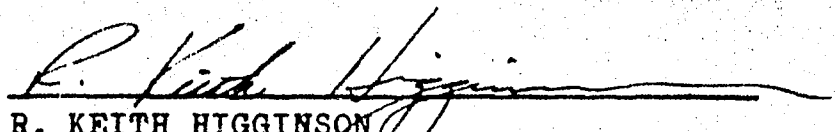
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 30875 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 16th day of January, 19 69.


R. KEITH HIGGINSON
State Reclamation Engineer

30875

BEFORE THE STATE RECLAMATION ENGINEER
OF THE
STATE OF IDAHO

JAN 15
Department of Reclamation

IN THE MATTER OF PERMIT NO. 30875
in the name of Floyd J. Jensen & Sandra H.

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

Jensen, Route 1, Preston, Idaho

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 30875

was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 6th day of January, 19 69.

R. Keith Higginson
R. KEITH HIGGINSON
State Reclamation Engineer

30875

RECEIVED

BEFORE THE STATE RECLAMATION ENGINEER

JAN 15 1969

OF THE

Department of Reclamation

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 30875)
in the name of Floyd J. Jensen & Sandra H.)
Jensen, Route 1, Preston, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 30875 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 6th day of January, 19 69.

R. Keith Higginson
R. KEITH HIGGINSON
State Reclamation Engineer

30875

RECEIVED

JAN 15 1969

NOTICE OF APPROVED APPLICATION FOR WATER

Department of Reclamation

Notice is hereby given that

Floyd J. Jensen and Sandra H. Jensen

Route #1, Preston, Idaho

has received an approved permit No. 30875 to divert

1.8

cubic feet per second

of water from

Unnamed slough

The priority to be established

under this permit is

January 4, 1963

Water will be diverted by

pump and pipe

within the

1/2 SE 1/4, Sec. 8, T. 16 S., R. 39 E., B. M., Franklin County

and is to be used for

irrigation

in the

NE 1/4 SE 1/4, SW 1/4 SE 1/4, Sec. 8, SW 1/4 SW 1/4, Sec. 9, T. 16 S., R. 39 E., B. M.

Any protests against the intent of the permit 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 Preston Citizen, Preston, Idaho

on

January 30

and

February 6, 1969

State Reclamation Engineer:

Permit No. 30875

You are hereby authorized to have the attached notice published at my expense

in the

Preston Citizen

of

Preston, Idaho

published in the county in which the works are situated.

(signature)

(address)

(date)

30875

January 17, 1969

Re: Permit No. 30875
Floyd J. Jensen and
Sandra H. Jensen

Preston Citizen
Preston, Idaho

Gentlemen:

Enclosed is a legal notice which we wish to have published 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 our 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 can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

Floyd J.

The expense of the publication is to be paid by _____
Jensen and Sandra H. Jensen, Route 1, Preston, Idaho

to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

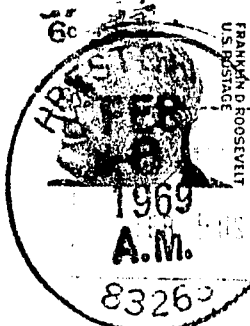
Enc: legal notice

cc: Floyd J. Jensen and Sandra H. Jensen

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

30875

W. Greene
Route #1
Preston, Idaho
83263



FRANKLIN D. ROOSEVELT
U.S. POSTAGE



RETURN RECEIPT REQUESTED

Mr. R. Keith Higginson
State Reclamation
Engineer
Boise, Idaho.

30875

CERTIFIED

No. 723841

MAIL

30875

Beaton, Idaho
Feb 7, 1969
RECEIVED

Mr. R. Keith Higgerson

FEB 12 1969

I'm sending a copy of an Agreement made on the drain that starts in Theron Rawlings land, goes through Floyd Jensen's land and then through our land (Hal Greene's) down into the river pasture pond where we pump this water upon our land for irrigation.

This drain was dug by Wm. Gilbert and he let his neighbor the Gambles use it part of the time and then it was taken to court and Wm. D. Gilbert lost one-third of the water to the Gambles, which is now the Jensen farm. Of the water that Floyd Jensen and Sandra Jensen are getting permit No 30875 to divert from unnamed slough into irrigation water has any thing to do with this water in Tract 30875 agreement. The Hal H. Greene and

Alex H. Greene are protesting
this permit no. 30875, Legal no.
492 pub. Feb 6 1969 in the
Preston Citizen

We would also like to know if there is something we can do to prove-up on our water right?

He would like to file
on the water in this Agree-
ment if it is at all possible

Sincerely,
 Hal W. Greene
 Helen W. Greene
 Route #1
 Preston, Ida

[illegible]

30875

February 17, 1969

Re: Permit No. 30875

Mr. Hal W. and Helen H. Greene
Route #1
Preston, Idaho

Dear Mr. and Mrs. Greene:

We are in receipt of your letter of February 7, 1969 and the copy of the agreement. After reviewing your letter, the agreement, and the permit, we wish to advise you that we are unable to correspond your agreement with Permit No. 30875.

Until such time as you are certain that the water is one and the same, we advise that you not protest until you are certain of the facts. It would be more desirable for you to contact the permit holder, Floyd J. and Sandra H. Jensen, Route #1, Preston, Idaho and varify whether or note the waters under the permit are those identified in the agreement.

We are returning your original agreement as we have made a copy for our records. Please advise the department by return mail as to your desire in a protest or settling the matter by other means.

Contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: Agreement

30875

AGREEMENT

This agreement, made and entered into this 5th day of April, 1916, by and between William D. Gilbert and his wife, Jeanette F. Gilbert, and Lemar H. Gilbert and his wife, Harriet W. Gilbert, parties of the first part, and Frank J. Gamble and his wife, Florence J. Gamble, and Clyde J. Gamble and his wife, Bonnie Gamble, parties of the second part, witnesseth:

Whereas, there has been a controversy between the parties hereto regarding the rights in and to the drain through the land of the second parties described as follows:

Southwest quarter of Southwest quarter of Section 9, Township 16 South, Range 39 East of Boise Meridian;

and the water arising on said land and the water arising on the Northwest quarter of Southwest quarter of Section 9, Township 16 South, Range 39 East of the Boise Meridian; which controversy has resulted in litigation; and

Whereas, the parties hereto desire to settle the said difficulty by agreement:

Therefore, the parties agree as follows:

That the said action still pending in the District Court of the Fifth Judicial District of the State of Idaho, in and for Franklin County, wherein William D. Gilbert and Lemar H. Gilbert are the plaintiffs, and Frank J. Gamble and Clyde J. Gamble are the defendants, be dismissed with prejudice, and without costs or damages to either party:

That the parties agree that from this time on the water from the said drain, that which is now flowing therein or which may be caused to flow therein by cleaning said drain and in extending the same, or otherwise, shall be divided between the first parties and the second parties on the basis of two-thirds to the first parties and one third to the second parties; that the said water be used on turns, that is to say that the first parties shall use the said water and the entire flow thereof six days in succession out of each nine days, and that the second parties shall use the said water and the entire flow thereof three days in succession out of each nine days. It is further agreed that neither party shall allow the said water to go to waste, but that whenever either party cannot use the said water to advantage the other parties shall have the right to use the same, and that the parties will so use the said water as to result in the best use thereof and to the mutual advantage of the parties hereto; said water to be used on the lands of the parties hereto.

That the parties hereto shall meet on or before April first of each year and determine when to begin using the water on turns, but if they cannot thus agree the first parties shall begin to use the said water on turns on April 15th, and the second parties shall take their turn following that of the first parties, such turns to begin at seven o'clock A. M.

The parties hereto understand that the drain now needs to be cleaned out and that there will be necessary maintenance of the said drain from time to time; and they agree that as to the first cleaning of the said drain the first parties shall do or pay for the doing of two-thirds of the work necessary and the second parties shall do or pay for the doing of one-third of the said work, while working on the drain through the lands of the second parties, and when they are working in the drain through the land of Thomas Rawlings the first parties shall be responsible for one-half of the said work and the second parties shall be responsible for one-half of the said work. That after the first cleaning the parties shall be responsible for the maintenance of the said drain or the extension of the same on the basis of one-third by the second parties and two-thirds by the first parties.

It is understood that the second parties will take care of the dirt which is cleaned out of the drain through their land from year to year.

It is definitely understood that each of the parties will cooperate with the other parties in the proper maintenance of the said drain and in increasing the flow of water therein as they may need additional water, to the end that all may be mutually benefited by the said drain and so that that the second parties will not be damaged thereby or by the water-logging of the land of the second parties more than is absolutely necessary in the maintenance of the said drain.

It is understood that in the future the matter of disposition of the water from the said drain in the non-irrigation season may be a matter necessary to be taken care of by the parties hereto, and in that event the parties now agree that they will cooperate with each other in disposing of the said water and that they will do or pay for the doing of any necessary work for that purpose on the basis of two-thirds by the first parties and one-third by the second parties.

The terms of this agreement shall extend to and be binding upon the heirs, administrators, executors, devisees and other persons holding any of the lands to be irrigated by the water from said drain under the parties hereto.

Witness our hands affixed the day and year first written.

(signed) P. M. Condie
Witness

(signed) Wm. D. Gilbert
(signed) Jeanette F. Gilbert
(signed) Dewar E. Gilbert
(signed) Harriet W. Gilbert

First Parties

(signed) Frank J. Gamble
(signed) Florence J. Gamble
(signed) Clyde J. Gamble
(signed) Bonne Gamble

Second Parties.

State of Idaho
County of Franklin. SS

On this 6th day of March, 1946, before me P. M. Condie, a notary public for Idaho, personally appeared William D. Gilbert and wife, Jeanette F. Gilbert, and Dewar E. Gilbert and wife, Harriet W. Gilbert, and Frank J. Gamble and wife, Florence J. Gamble and Clyde J. Gamble and wife, Bonne Gamble, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(signed) P. M. Condie
Notary Public, Preston, Idaho

(seal)

30875

February 24, 1969

Re: Permit No. 30875

Floyd J. and Sandra H. Jensen
Route 1
Preston, Idaho

Dear Mr. and Mrs. Jensen:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Since proof of the application of the water to beneficial use is not due until January 8, 1973, you are not required to submit the affidavit until that time. However, many newspapers do not keep copies of these advertisements for their files. We recommend, therefore, that you obtain this affidavit from the Preston Citizen, Preston, Idaho and submit it to the Department as soon as possible.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TC

30875

✓	

THE PRESTON *Citizen*

RECEIVED

JAN 27 1969

Department of Reclamation

Phone 852-0155

Published Thursdays

PRESTON, IDAHO

Proof copy!

Gentlemen:

Attached herewith is a copy of the legal notice that is currently running in The Citizen. According to our records the notice is scheduled to run until _____. If there are any errors in the copy, would you please notify us immediately by marking this copy and returning it to the office, so that corrections can be made before the notice runs again. For your information the charge for running the notice will be _____. This is not a proof of publication.

Sincerely Yours,

The Preston Citizen

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Floyd J. Jensen and Sandra H. Jensen, Route 1, Preston, Idaho, have received an approved permit No. 30875 to divert 1.8 cubic feet per second of water from Unnamed slough. The priority to be established under this permit is January 4, 1963. Water will be diverted by pump and pipe within the W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 8, T. 16 S., R. 39 E., B. M., Franklin County, and is to be used for irrigation in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, T. 16 S., R. 39 E., B.M.

Any protests against the intent of the permit 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 Preston Citizen, Preston, Idaho on January 30 and February 6, 1969.

Legal No. 1492—Pub. Jan. 30, Feb. 6, 1969.

Permit No. 30875

30875

March 6, 1969

Re: Permit No. 30875

Floyd J. and Sandra H. Jensen
Route 1
Preston, Idaho

Dear Mr. and Mrs. Jensen:

This is the final notice you will receive from the Department of Reclamation reminding you to obtain the affidavit of publication from the Preston Citizen, Preston, Idaho. Often you will find that many newspapers do not retain copies of these legal notices for any length of time and if you are not able to obtain an affidavit of publication from the Preston Citizen at the time you submit beneficial use proof, you will be required to republish the notice once again at your expense.

Very truly yours,

Donald W. McElowney
Appropriation Examiner

DWM: TG

30875

Nº 1492

RECEIVED

AFFIDAVIT OF PUBLICATION

JAN 7 1969

Department of Reclamation

STATE OF IDAHO,

ss.

County of Franklin

Wayne D. Seel

being duly sworn,

deposes and says:

That he is the *co-publisher* of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for *Two* consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

January 30, 19*69*, and ending with the issue of *February 6*, 19*69*.

Wayne D. Seel

Fees, \$ *7.59*

Subscribed and sworn to before me this *5th* day

February, 19*69*.

Sherley W. Mortensen

Notary Public, Residing at Preston, Idaho

My Commission Expires , 19

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Floyd J. Jensen and Sandra H. Jensen, Route 1, Preston, Idaho, have received an approved permit No. 30875 to divert 1.8 cubic feet per second of water from Unnamed slough. The priority to be established under this permit is January 4, 1963. Water will be diverted by pump and pipe within the W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec.

T. 16 S., R. 39 E., B. M., Franklin County, and is to be used for irrigation in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; T. 16 S., R. 39 E., B.M.

Any protests against the intent of the permit 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 Preston Citizen, Preston, Idaho on January 30 and February 6, 1969.

Legal No. 1492—Pub. Jan. 30, Feb. 6, 1969.

30875

March 10, 1969

Re: Permit No. 30875

Floyd J. and Sandra H. Jensen
Route 1
Preston, Idaho

Dear Mr. and Mrs. Jensen:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of the application of the water to beneficial use is not required to be submitted until January 8, 1973, the Department shall advise you sixty days in advance of that date as to further requirements. We wish to advise you, however, that when you have completed the requirements of the above referenced permit you may submit proof if prior to the above mentioned date.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:GG

30875



October 31, 1972

CERTIFIED MAIL

#24078

Re: Permit No. 30875 (New No. 13-2253)

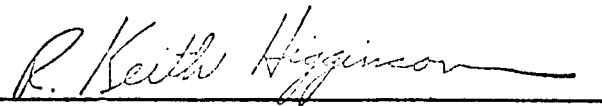
Floyd J. Jensen & Sandra H. Jensen
Route # 1
Preston, Idaho 83263

Dear Mr. & Mrs. Jensen:

One of the conditions of approval of your water Permit No. 30875/13-2253 (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 January 8, 1973. 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
dr

13 2253

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 to whom, date and 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.

27078

1

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

2

DATE DELIVERED

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

11-1-72

3

13 2253

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.

RETURN
TO

PS Form 3811 Nov. 1970 c55-16-81277-1

13 2253
DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

Identification No. _____

Permit No. 30875 (New No. 13-2253)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
Jan 21
Department of Water Reclamation

1. a) Name of Permit Holder Floyd J. Jensen and Sandra H. Jensen
b) Post Office Address R. #1, Preston, Idaho 83263
2. Permit Number 30875 (New No. 13-2253)
3. Date of Priority that you are prepared to establish Jan 8 - 1963 - (tributary unnamed stream) into Bear River
4. a) Source from which water was appropriated Unnamed slough - into Bear River
b) Location of the point of diversion: 100' W. of center of SE 1/4 of Section 8,
Township 16 So., Range 39 E 3M - Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 1.8 C.F.S. for irrigation purposes from 5-1- to Oct 15- 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)
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: measured thru 2-1/4 mile lines
of sprinkler system - large nozzles -

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: none as
water is taken from own farm

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) self regulating headgate
and channel and 50 H.P. motor and pump - and
main line for - 2-1/4 mile lines of sprinkler system

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

none except 50 H.P. motor, pump and sprinkler system

c) Give well drillers name and address and date the well was completed no well

13 2253

Exam typed 1-10-73 by de

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

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

sion: 90 acres - in SWY4 SWY4 Sec 9, NEY4 SEY4, SWY4 SEY4 Sec 8 - T-16 S. R 39 E B 34

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	
16	39	9											40						40
16	39	8													34		16		50-

Total number of acres irrigated 90

10. Remarks:

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

1-2-73
(Date)

Elmer J. Jensen, Andrew N. Jensen
(Signature)

State of Idaho)
County of Franklin) ss.

On this 2 day of January, 1973, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Ben B. Johnson
Notary Public residing at Boise Idaho

My commission expires 9-1-76

January 10, 1973

Re: Permit No. 30875/13-2253

Floyd J. & Sandra H. Jensen
Route # 1
Preston, Idaho 83263

Dear Mr. & Mrs. Jensen:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field exam, please contact our Eastern District Office at 240 South Holmes, Idaho Falls, Idaho.

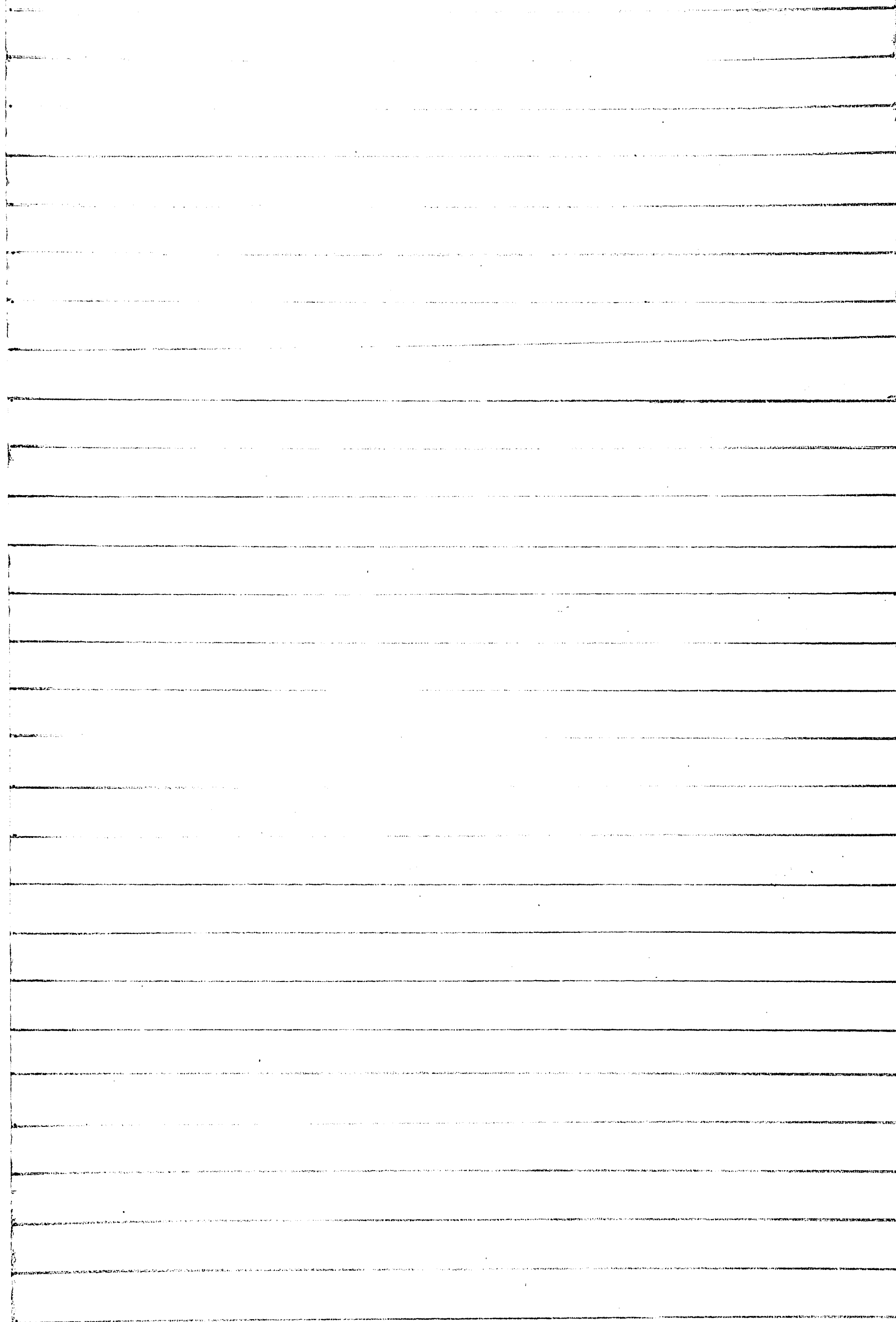
Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

bc: Eastern District Office
Enc: Field exam report

13 2253



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 30875/13-2253 Priority Jan. 4, 1963 Amount 0.95 cfs

THIS IS TO CERTIFY, that Floyd J. Jensen & Sandra H. Jensen
of Preston, Idaho, have ~~xxx~~ complied with the terms and conditions of Permit
No. 30875/13-2253 issued pursuant to Application for Permit dated January 4, 1963,
and has submitted proof to the Department of Water Resources on January 4, 1973,
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 0.95 cfs of water from an unnamed slough,
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>0.95</u> cfs and	<u>301 acre feet or</u>
	from _____ to _____	at _____ 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 0.95 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
301 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 8,
Twp. 16 S, Rge. 39 E, B. M. in the County of Franklin

Description and location of place of use:

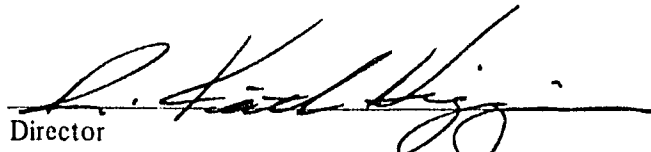
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
16 S	39 E	8													27			23	50
		9											36						36

Total number of acres irrigated 86

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 7 day of
January, 19 75.


Director

Receipt # 662

APPLICATION FOR AMENDMENT

DEC 30 1974

Department of Water Resources

Comes now Floyd J. & Sandra H. Jensen of (address) _____

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 30875/13-2253, and requests that the permit and permit map be changed as follows:

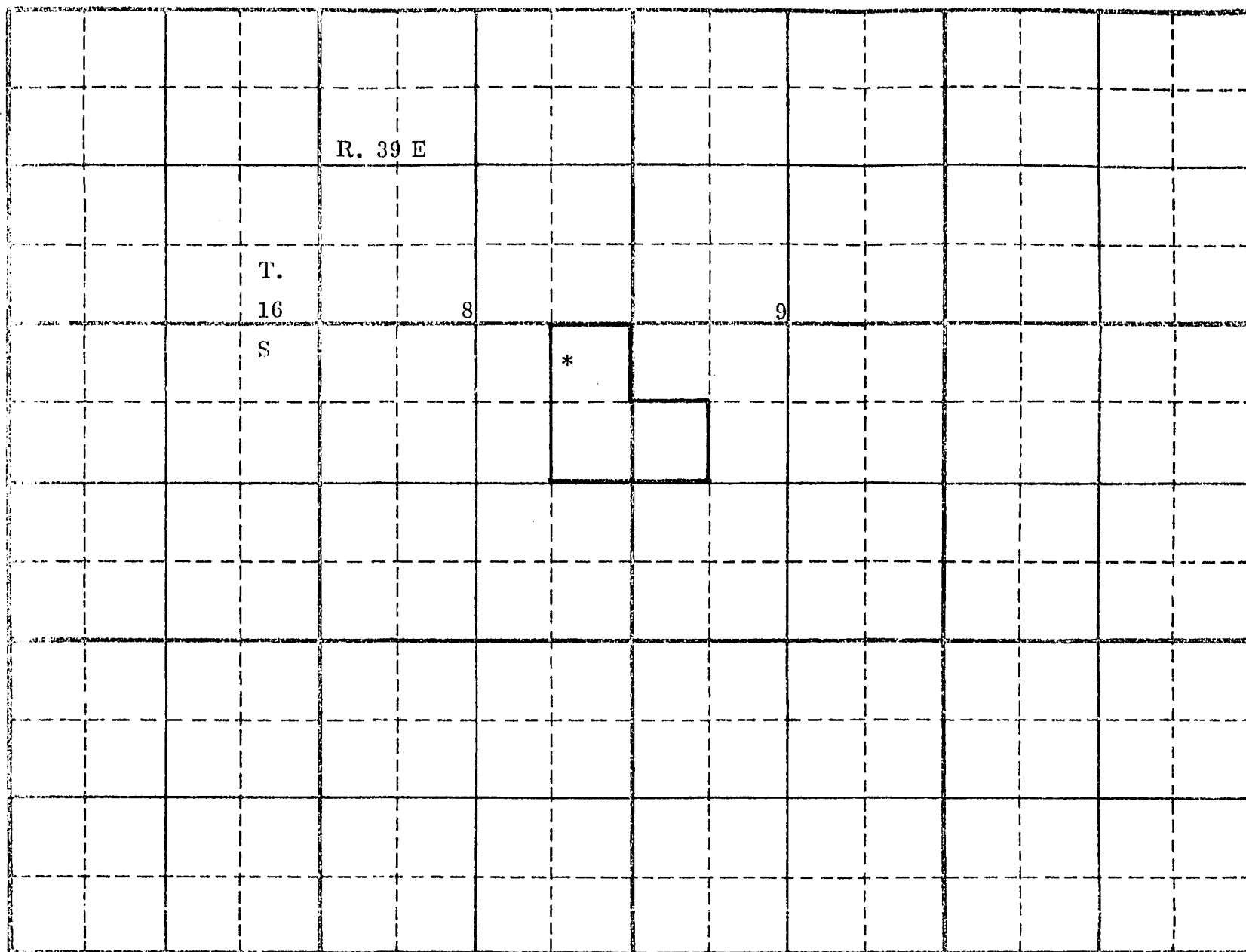
NO CHANGE

3. Place of use or land to be irrigated:

[illegible]

86

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at Preston, Idaho, this 28 day of December, 19 74.

[Signature]
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, R. KEITH HIGGINSON, Director of the Department of Water Resources hereby approve the above application for amendment for Permit No. 30875/13-2253.

Witness my hand this 7 day of January, 19 75.

[Signature]
Director

DEPARTMENT OF WATER ADMINISTRATION FIELD REPORT

1. Name of permit holder Floyd J. & Sandra H. Jensen

Post office address Route 1, Preston, Idaho Phone _____

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ an unnamed slough
(name spring, stream, etc.)
Tributary to a slough which fills from Bear River

3. Water will be used for the following purposes:

Amount 1.8 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 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: _____

4. Total amount to be appropriated:

Max Rate of Diversion 1.8 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 16 S N/S, Range 39 E E/W, B.M., Section 8, Subdivision SE 1/4 Franklin

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: * Note to examiner: Please determine which 40 the pd is in.

NE 1/4 SE 1/4 S. 8 T. 16 S. R. 39 E.

Description of diverting works: self-regulating headgate and channel, 50-hp motor, pump and
mainline for 2 1/4 miles of lines and sprinkler system

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16S	39E	8													40		10		50
		9											40						40

TOTAL ACREAGE 90

Permit No. 30875/13-2253
Examination for b/u

A 10x10 grid with handwritten numbers and arrows. The number 27 is in the 6th row, 3rd column. The number 23 is in the 7th row, 3rd column. The number 36 is in the 7th row, 4th column. The number 8 is in the 6th row, 2nd column. The number 9 is in the 6th row, 4th column. The number 58 is in the 8th row, 4th column. An arrow points from the number 27 to the number 8.

Diagram of System

T
1
S

~~18-2006~~ Dr. H. A. D. 7/8/72
2006-2007

DATE OF EXAM Aug 8, 1974

ACREAGE
Found 86
Recommended 86

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = .95 c.f.s. V = 301 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:
twp. N/S, Rge E/W, B.M., Sec. N/A 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. N/A Sub. 1/4 1/4
County

Total Q measured .95 CFS Method of measurement Getat tube

Total Q recommended .95 CFS Meter No. Type Condition

Total V recommended 301 AF/ANN.

Recommended Amendments:

P.D. ☒
Place of Use ☒
Other
None

MEASUREMENT CALCULATION:

3/4" 2 lines 1/4 mi long each
4.4 - 3/16" Rainbird Model 30 - 6.81 gal/min/head * 44 heads = 300 gal/min
2.2 - 1/4" Rainbird " " - 5.70 gal/min/head * 22 heads = 125 gal/min
45 # average in system Q = 425 gal/min ÷ 448.8 = .95 CFS
V = (86)(3.5) = 301 < (.95)(1.9835)(215) = 405

SYSTEM DESCRIPTION:

50 HP G. E. Motor # PJ206054 with Berkeley pump #
5710065 4" discharge increasing to 10" discharge reducing
to 6" D main

REMARKS:

System shown by Brya Jensen brother of permit holder
Water source is a slough filling directly from Bear River.

Examiner's Signature John Gerebauer Date Aug 8, 1974

Checked by J. C. Hansen Date Sept 6, 1974

Approved by Date

December 20, 1974

Floyd & Sandra Jensen
Route 1
Preston, Idaho 83263

Dear Mr. & Mrs. Jensen:

A representative of this Department has made an examination of the works covered by your Permit, No. 30875/13-2253 and has found the following:

Quantity of water diverted: 0.95 cfs Source: unnamed slough

Amount of water that can be recognized as beneficially used under Idaho law: 0.95 cfs

The maximum quantity diverted shall not exceed 301 acre feet per year.

Beneficial use: For irrigation of 86 acres within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 8; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; all in Twp. 16S, Rge. 39E

Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, Twp. 16S, Rge. 39E, B.M.

Priority date established: January 4, 1963

The place of use and 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 can be issued. We are enclosing a partially completed application for amendment for your use. Please sign the application and return it to this office with a \$10.00 filing fee within 20 days of the date of this letter in order that we may issue a water license as set forth above.

If you do not concur with these findings, please contact this office within the 20 day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF;jfr



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Carl D. Anderson
Director

H. Reed Hansen
Deputy Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

January 8, 1975

Re: Permit No. 30875/13-2253

Floyd & Sandra Jensen
Route 1
Preston, Idaho 83263

Dear Mr. & Mrs. Jensen:

Enclosed is a copy of the water license issued on the above referenced permit.

We are also enclosing a copy of the approved amendment along with Receipt No. 662 in the amount of \$10.00 covering the amendment fee.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

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