

09/22/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13019

NAME AND ADDRESS: JOHN R ZIRKER
415 E 1 N
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.010 CFS
826.000 AFY

Right Nos. 22-7163 and 22-13019 are limited to a total combined diversion rate of 4.17 cfs.

PRIORITY DATE: 04/01/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:

T07N R42E S19 NWNWNW Lot 1 Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	4.010 CFS 826.00 AFY

PLACE OF USE: IRRIGATION Within FREMONT County

T07N R41E S13	SWNE	39.00	T07N R41E S13	SENE	39.00
T07N R42E S19	NENE	28.00	T07N R42E S19	NWNE	33.00
T07N R42E S19	SWNE	40.00	T07N R42E S19	SENE	35.00
T07N R42E S19	NENW	40.00	T07N R42E S19 Lot 1	NWNW	37.00
T07N R42E S19 Lot 2	SWNW	37.00	T07N R42E S19	SENW	40.00
T07N R42E S19	NESE	27.00	T07N R42E S19	NWSE	40.00
T07N R42E S19	SWSE	31.00	T07N R42E S19	SESE	0.90

466.9 ACRES TOTAL

Right Nos. 22-7163 and 22-13019 are limited to the irrigation of a combined total of 466.9 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

This right is for irrigation of land leased from the Bureau of Reclamation under Lease of Land Contract #0-07-14-LA178 and based upon an enlargement of Right No. 22-7163 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is for an enlargement of 229.9 acres within the place of use described for this right.

09/27/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-13019

JOHN R ZIRKER

415 E 1 N

REXBURG ID 83440

Telephone Number: (208)356-6951

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-27-06 SIGNATURE: John R Zirker
Please print your name: John R Zirker

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED

OCT 30 2006

Department of Water Resources
Eastern Region

*Km 5
10/30*



Idaho Department of Water Resources

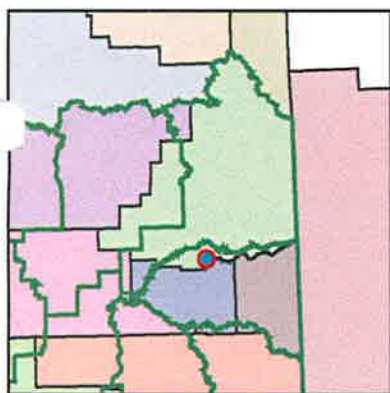
SRBA Recommendation:

22-7163

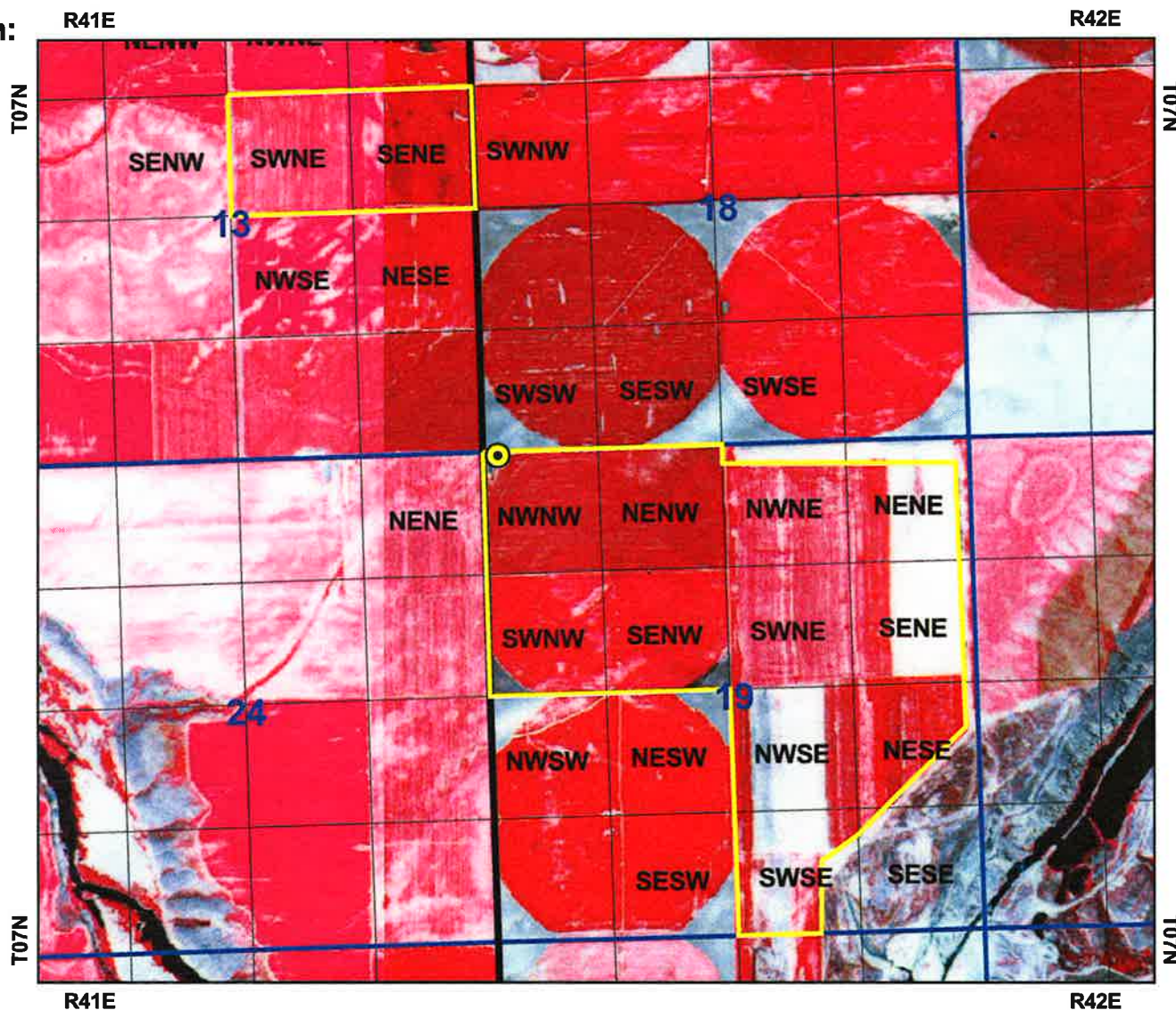
22-13019

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Fremont County
IDWR Basin 22



0 0.7 1.4 Miles

Prepared by T. Galbraith
On Monday, May 1, 2006
1987/88 Aerial Photography

June 7, 2004

JOHN R ZIRKER
415 E 1ST N
REXBURG ID 83440

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-13019

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 22, the Teton River drainage. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of MAY 15 1980, from GROUNDWATER.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

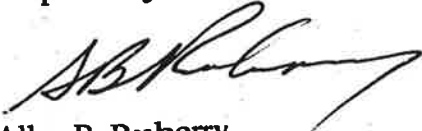
For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence which are acceptable and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**". **PLEASE READ THE ENCLOSED PAMPHLET.**

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,



Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"

Log for claim 22-13019

Spatial Dynamics LTD

8/22/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07n42e	19	NENE	19	38	Indiscernible
07n42e	19	NWNE	25	37	Indiscernible
07n42e	19	SWNE	40	40	
07n42e	19	SENE	34	40	Indiscernible
07n42e	19	NESE	34	29	
07n42e	19	NWSE	40	40	
07n42e	19	SWSE	32	30	
07n42e	19	SESE	5	0.9	
07n42e	30	NWNE	7	7.7	
Totals:			236	262.6	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7163 Priority September 4, 1975 Amount 4.17 cfs

THIS IS TO CERTIFY, that LuDean W. Jergensen
of St. Anthony, Idaho, has complied with the terms and conditions of Permit
No. 22-7163 issued pursuant to Application for Permit dated September 4, 1975,
and has submitted proof to the Department of Water Resources on November 15, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.17 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to November 1	at 4.17 cfs	and 829.5 acre feet
	from _____ to _____ at _____ cfs		and _____
	from _____ to _____ at _____ cfs		and _____

(both dates inclusive)

Subject, however, to the condition that no more than 4.17 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
829.5 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 19 Twp.
7N, Rge. 42E in the County of Fremont

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7N	41E	13				39	40												79
7N	42E	19					40	38	40	40									158

Total number of acres irrigated 237

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 3.5 afa per acre for the lands above.

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 31 day of
March, 19 82.

Director

Identification No. 22-7163

Application No. _____

Assigned to Lu Dean W. Ferguson
11/17/76 425 E. Main
St. Anthony, ID

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant LeRoy Beddes Phone: _____
post office address St. Anthony, Idaho
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 19 Township 7N
Range 42E B.M. Fremont 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 4.8 cfs for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount XXXXXXX 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. 4.8 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 20 inches; proposed depth of well is 500 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 \$ 100,000.
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: _____

RECORDED

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	41E	13			40	40													80
7N	42E	19					40	40	40	40									160

Total number of acres to be irrigated 240
None See item 10

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

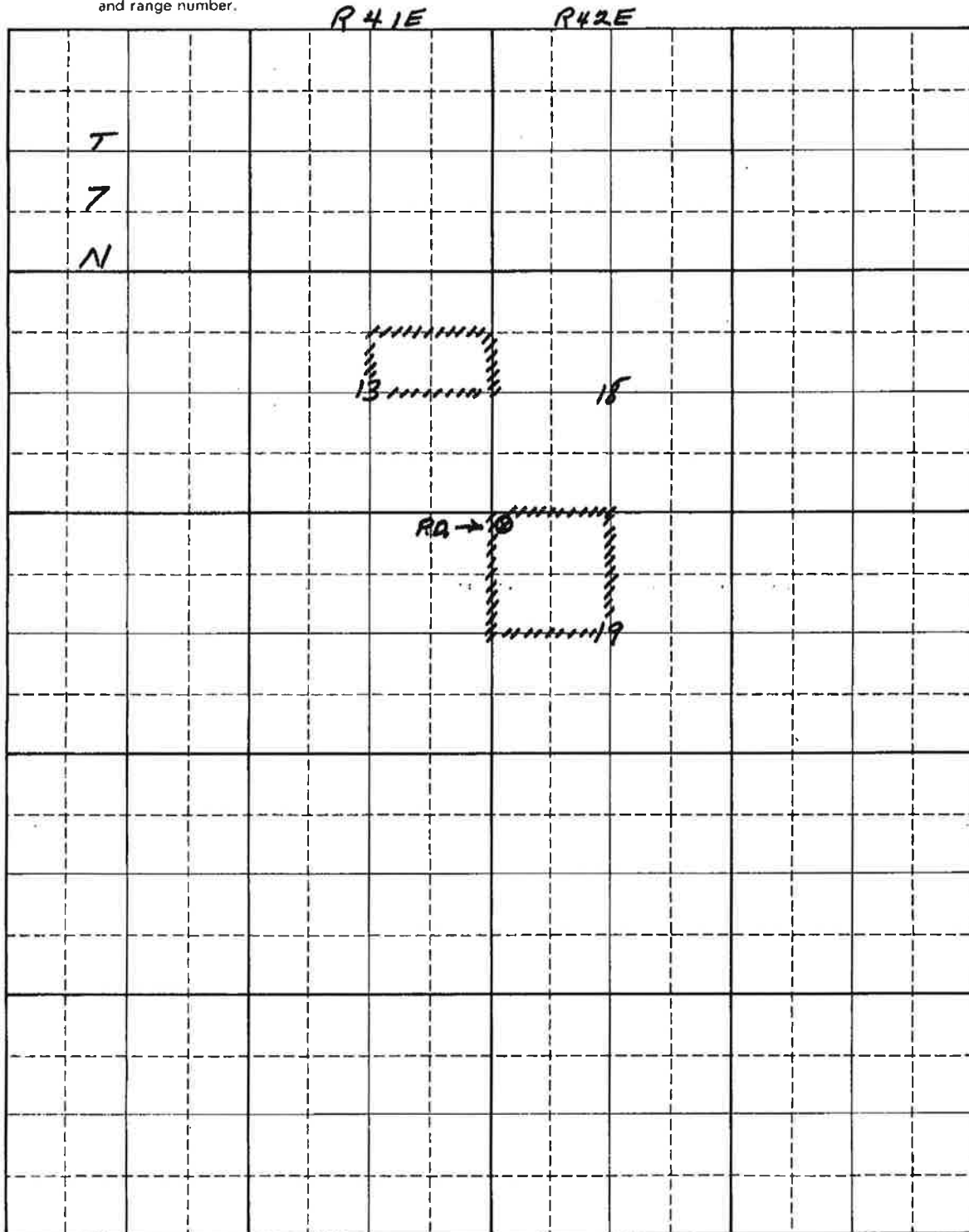
9. a. Who owns the property at the point of diversion Ludeen W. Jergensen

b. Who owns the land to be irrigated or place of use Ludeen W. Jergensen

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Renting the land. Written agreement

10. Remarks The NW 1/4, Sec. 19, has water appropriated by previous renter under Permit #22-7057. Plus 872 additional acres and 2.0 cfs

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



Scale: 2 inches equal 1 mile

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

LeRoy Sedden
(Applicant)

Proposed Priority 9-04-1975

Received by ME Date 9-4-1975 Time 3:30
Preliminary check by KOP Fee \$65.00
Receipted by ME Date 9-4-1975 # 15404
Publication prepared by ME Date 9-5-75
Published in Tremont Co. Chronicle News
Publication dates Sept. 11 Sept. 18, 1975
Publication approved WJ Date 9-22-75
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RC AK

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 22-7163, 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 October 1, 19 80.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 6 day of October, 19 75.


Director



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

February 24, 1982

RE: Permit No. 22-7163

LuDean W. Jergensen
426 East Main
St. Anthony, ID 83445

Dear Ms. Jergensen:

A representative of this Department has made an examination of the works covered by your Permit No. 22-7163, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 4.17 cfs Source: groundwater

The maximum quantity diverted shall not exceed 829.5 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 7N, Rge. 42E, Fremont County

Beneficial use: Irrigation of 237 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, Twp. 7N, Rge. 41E, NW $\frac{1}{4}$, Sec. 19, Twp. 7N, Rge. 42E

Priority date established: September 4, 1975

Conditions (if any): This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre for the lands above.

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

RECEIVED

RECEIVED

NOV 24 1976
Phone _____

Department of Water ^{and} ~~Eastern~~ District Office

- (name spring, stream, etc.)

- Amount 4.80 c.f.s. for Irrigation
 Af/Annum (nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) Inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

Other uses:

- Max Rate of Diversion 4.80 cubic feet per second and annual volume _____ AF/Annum.

- Township 7N N/S, Range 42E E/W, B.M., Section 19, Subdivision NW 1/4 NW 1/4 Fremont
County _____
- Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____
- Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions:

Description of diverting works: 450 hp elec. motor and pump, 760' deep

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

MICROFILMED

TOTAL ACREAGE _____ **240**

Rge. 41E

Rge. 42E

T
7
N

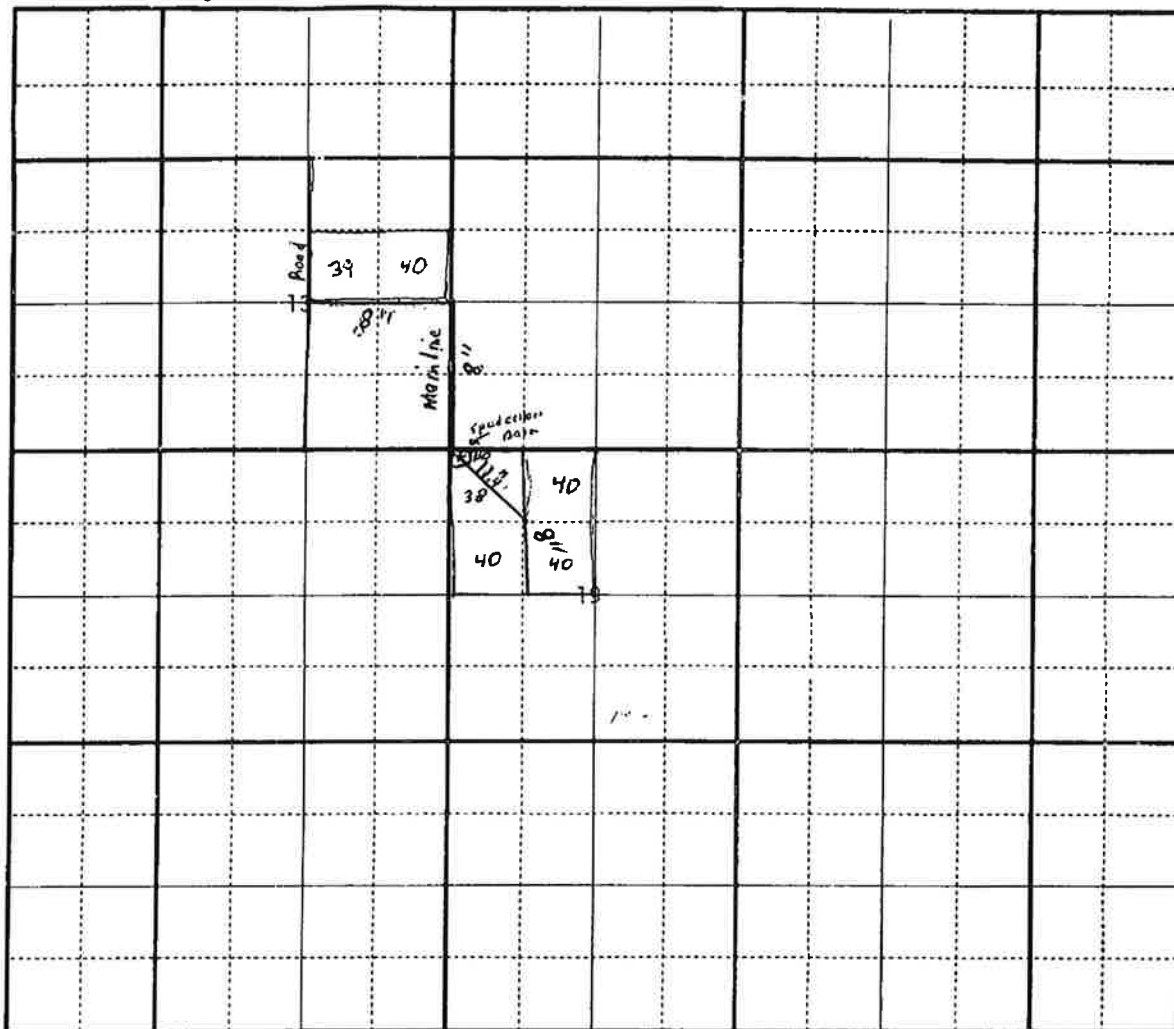
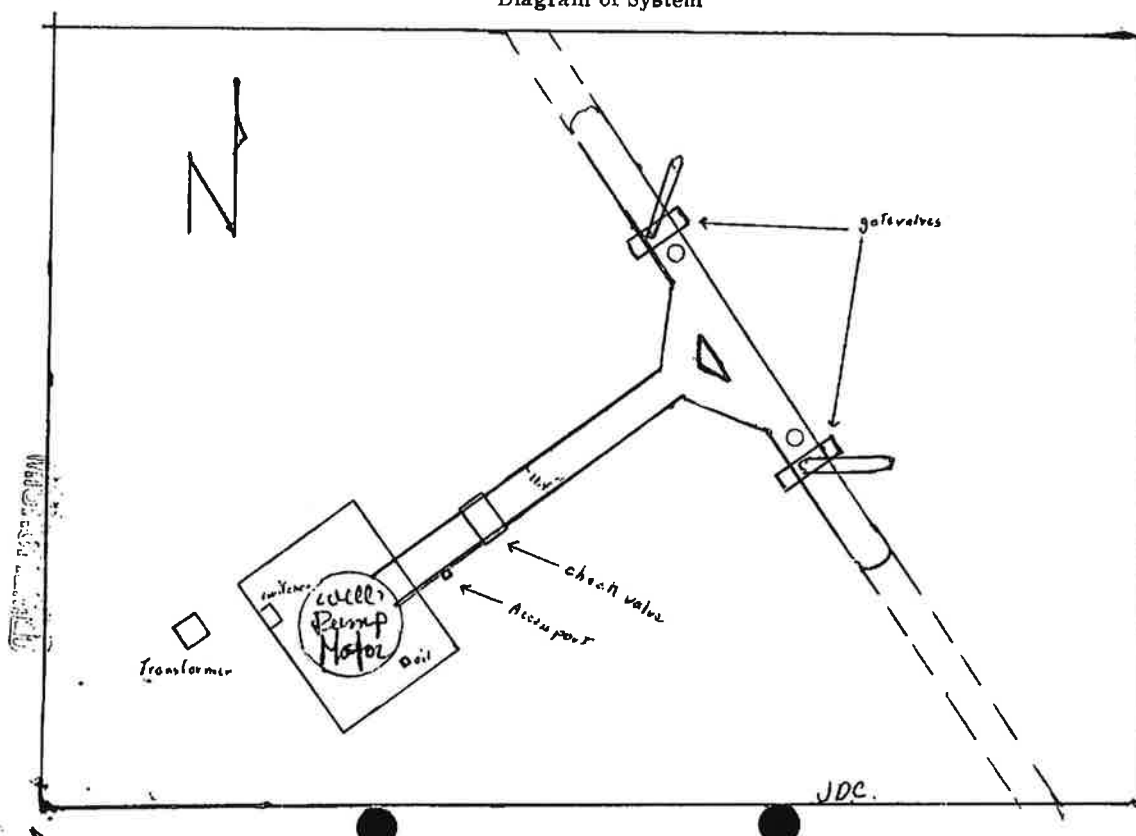


Diagram of System



DATE OF EXAM 6/13/79

ACREAGE
Found 237 ac ✓
Recommended 237 ac

Irrigation Requirement 3.5 ✓ Ac Ft/Ac

USE
Irrigation Q = 4.17 c.f.s. V = 829.5 ✓ AF/Ann. from April 1 to Apr. 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 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 4.17 cfs ✓ Method of measurement Annular ✓

Total Q recommended 4.17 cfs ✓ Meter No. 10 ^{80"} _{10"} Type Annular Condition New

Total V recommended 829.5 AF/Ann. ✓

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$(11.4)^2 \times 3.85 \sqrt{14} = 1872 \text{ gpm} = 4.17 \text{ cfs}$ ✓
 $V = 237 \text{ ac} \times 3.5 \text{ AF/ac} = 829.5 \text{ AF/Ann.} < 4.17 \text{ cfs} \times 1.987 \text{ Sec. AF/dy} \times 214 \text{ dy} = 1770 \text{ AF/Ann.}$

SYSTEM DESCRIPTION:

Water is diverted by a General Electric Tri-Clad Induction motor, 3ph mtd - 5K6326XC847B, 4.50 H.P., 3/4" - FKT626019 ✓
and by a Johnston Vertical pump #93230. Circulation is furnished by 4" diam handline sprinklers - 5/8" nozzles. 14-4" handline ✓

REMARKS:

(E.O. system shown and described by John Robert Gierke non of person. ✓

This license overlaps 15521-N NW 1/4 of 19
T42 E covered by 22-7057. However the 2
licenses together do not exceed ~~the~~ 1 inch aug
22-7057 (15 cfs) + 22-7163 (2.73) = 2.88 < 3.10 cfs (1x/w 1552)

Examiner's Signature John D. Carlson Date 3/10/80

Checked by Anthony R. Kozlowski Date 4-8-80

Approved by Jim 2/18/82 Date _____

OVER L P REVIEW

Rge. 41E

Rge. 2E

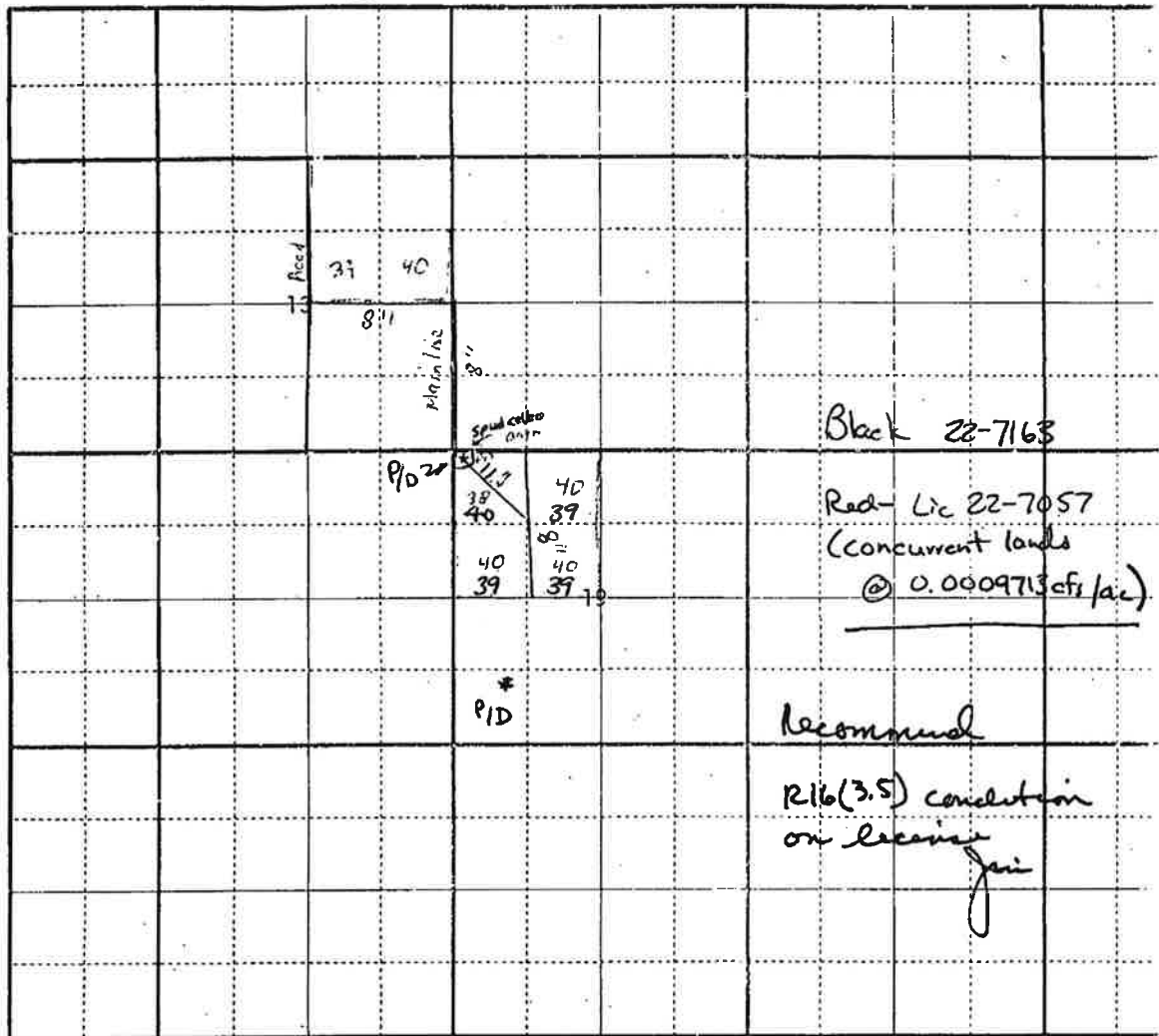
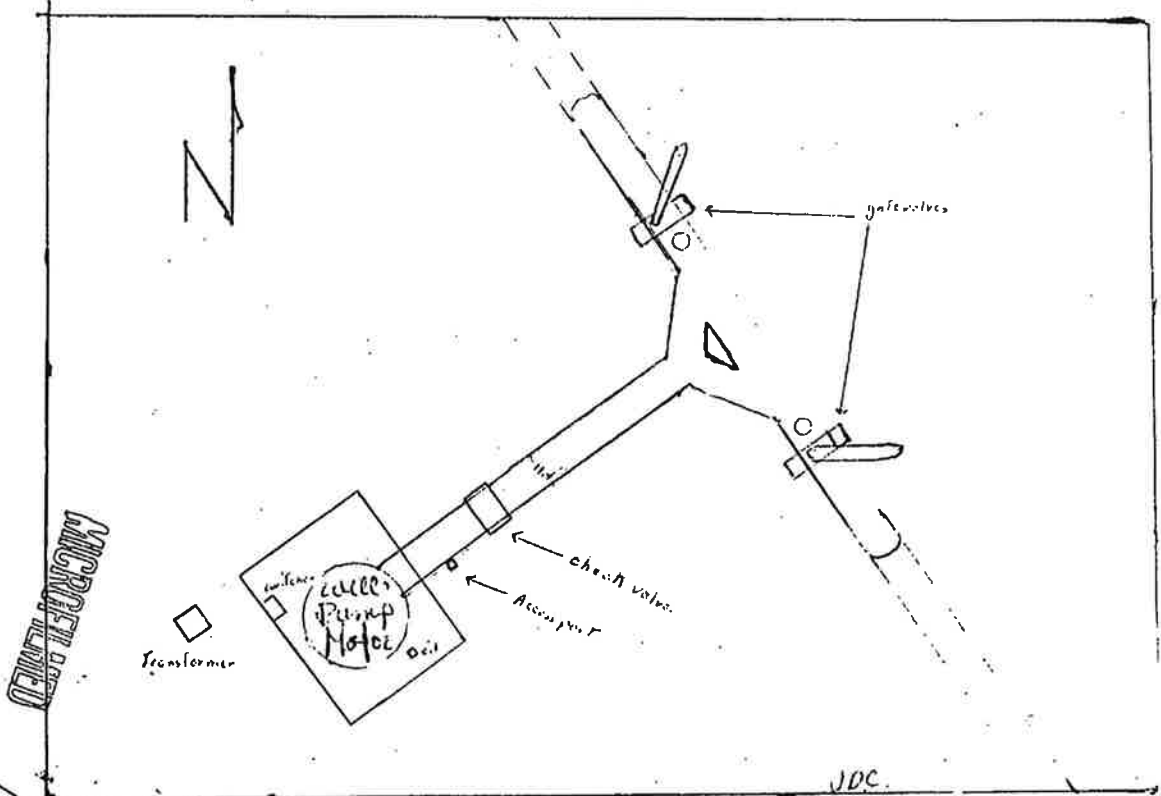


Diagram of System



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7057 Priority May 23, 1972 Amount .95 cfs

THIS IS TO CERTIFY, that REMINGTON PRODUCE INC.

of St. Anthony, Idaho, has complied with the terms and conditions of Permit No. 22-7057 issued pursuant to Application for Permit dated May 23, 1972 and has submitted proof to the Department of Water Resources on August 28, 1975 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 .95 cfs of water from a groundwater source, tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>.95</u> cfs and	<u>403.2 acre feet</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than .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 403.2 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, Twp. 7N, Rge. 42E, B.M. in the County of Fremont

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 $\frac{1}{4}$	
7N	41E	24	40	39	39	39	39	40		30	18			10	39	39	39	40	451
		25	39	28	11	35													113
7N	42E	19					39	40	39	39	39	39	40	40					315
		30					40	40	19										99

Total number of acres irrigated 978

This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.

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 14th day of

April, 19 81

Director



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

June 7, 1977

RE: Water Permit No. 22-7163

Ms. LuDean W. Jorgensen
St. Anthony,
Idaho 83445

Dear Ms. Jorgensen:

Personnel from this office have attempted to complete the field examination necessary to finalize the water permit and collect data required for the licensing of your well.

A measuring device of a type approved by this Department has not been installed at the point of diversion, and because of this non-compliance the priority date that you have established for this ground water source may be in jeopardy.

This office will hold the field report until June 30, 1977. If at that time we have not received notification that the measuring device has been purchased and/or installed, we will forward our findings to the State Office for final action. If the measuring device has been installed, please contact me to set up an appointment to do a re-exam.

Compliance with the conditions on your permit is the only way a license can be issued pursuant to the Idaho Code for your water right development and the land included under your permit.

If you have any questions, please feel free to contact me.

Very truly yours,

Anthony R. Kozlowski

ANTHONY R. KOZLOWSKI
Water Resource Agent

ARK: CW

November 23, 1976

Re: Permit No. 22-7163

Mr. Dean W. Jergensen
St. Anthony,
Idaho 83445

Dear Ms. Jergensen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. We also acknowledge receipt of the assignment conveying the above referenced permit to you.

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

If you have any questions regarding the field exam, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK
Water Rights

Jr

RECEIVED

NOV 12 1976

OKJ

Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 22-7163

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

NOV 15 1976

1. a) Name of Permit Holder LuDean W. Jergensen
b) Post Office Address St. Anthony, Idaho 83445
2. Permit Number 22-7163
3. Date of Priority that you are prepared to establish 9-4-1975
4. a) Source from which water was appropriated Groundwater
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 19
Township 7N, Range 42E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 4.8 cfs for Irrigation purposes from April 1 to November 1 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 4.8 cfs. cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: N/A
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 450 HP General Electric motor and Johnaton Turbine Pump.
Well depth 760'
b) Describe the type and size of measuring device which you have installed at your point of diversion:
A standard type measuring flow Meter
c) Give well driller's name and address and the date the well was completed:
Rocky Mountain Well drillers
Idaho Falls, Idaho July 19, 1976
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

RECEIVED

11/22/76

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	41E	13			40	40													80
7N	42E	19					40	40	40	40									160

Total number of acres irrigated 240

10. Remarks: _____

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

8/18/76
(Date)

Ludlow H. Jorgensen
(Signature)

State of Idaho)
) ss.
County of Madison)

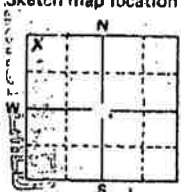
On this 18th day of August, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Dale H. Clark
Notary Public residing at Madison County
Idaho

My commission expires 8/25/80

State of Idaho
Department of Water Administration
WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>De Roy Bedden</u> Address <u>St. Anthony</u> Owner's Permit No. <u>22-7163</u>	7. WATER LEVEL Static water level <u>280</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature _____ ° F. Quality _____ Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																																																																														
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☒ Pump ☐ Bailer ☐ Other <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Discharge G.P.M.</th><th>Draw Down</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>	Discharge G.P.M.	Draw Down	Hours Pumped																																																																																																																																											
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3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type) _____ ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>2 1/2"</td><td>0</td><td>48</td><td>clay</td><td></td><td>X</td></tr><tr><td></td><td>48</td><td>65</td><td>red slate</td><td></td><td>X</td></tr><tr><td></td><td>65</td><td>100</td><td>red & gray slate</td><td></td><td>X</td></tr><tr><td></td><td>100</td><td>110</td><td>red & buff sylvite</td><td></td><td>X</td></tr><tr><td></td><td>110</td><td>120</td><td>red & gray sylvite</td><td></td><td>X</td></tr><tr><td></td><td>120</td><td>153</td><td>gray slate</td><td></td><td>X</td></tr><tr><td></td><td>153</td><td>170</td><td>gray sylvite & granite</td><td></td><td>X</td></tr><tr><td></td><td>170</td><td>185</td><td>gray slate & granite</td><td></td><td>X</td></tr><tr><td></td><td>185</td><td>220</td><td>gray sylvite</td><td></td><td>X</td></tr><tr><td></td><td>220</td><td>280</td><td>black sylvite</td><td></td><td>X</td></tr><tr><td></td><td>280</td><td>285</td><td>red sylvite</td><td>X</td><td></td></tr><tr><td></td><td>285</td><td>325</td><td>black sylvite</td><td></td><td>X</td></tr><tr><td></td><td>325</td><td>330</td><td>black sylvite</td><td></td><td>X</td></tr><tr><td></td><td>330</td><td>335</td><td>red sylvite</td><td>X</td><td></td></tr><tr><td></td><td>335</td><td>380</td><td>black lava</td><td></td><td>X</td></tr><tr><td></td><td>380</td><td>382</td><td>white sand</td><td>X</td><td></td></tr><tr><td></td><td>382</td><td>370</td><td>brown sand & red lava</td><td>X</td><td></td></tr><tr><td></td><td>370</td><td>455</td><td>black sylvite</td><td></td><td>X</td></tr><tr><td></td><td>455</td><td>475</td><td>black sylvite</td><td></td><td>X</td></tr><tr><td></td><td>475</td><td>485</td><td>black sylvite</td><td></td><td>X</td></tr><tr><td></td><td>485</td><td>492</td><td>black & brown sylvite</td><td>X</td><td></td></tr><tr><td></td><td>492</td><td>500</td><td>black sylvite</td><td></td><td>X</td></tr></tbody></table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	2 1/2"	0	48	clay		X		48	65	red slate		X		65	100	red & gray slate		X		100	110	red & buff sylvite		X		110	120	red & gray sylvite		X		120	153	gray slate		X		153	170	gray sylvite & granite		X		170	185	gray slate & granite		X		185	220	gray sylvite		X		220	280	black sylvite		X		280	285	red sylvite	X			285	325	black sylvite		X		325	330	black sylvite		X		330	335	red sylvite	X			335	380	black lava		X		380	382	white sand	X			382	370	brown sand & red lava	X			370	455	black sylvite		X		455	475	black sylvite		X		475	485	black sylvite		X		485	492	black & brown sylvite	X			492	500	black sylvite		X
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4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other	10. Work started <u>Sept 1</u> finished <u>Oct 20</u>																																																																																																																																														
5. WELL CONSTRUCTION Diameter of hole <u>20</u> inches Total depth <u>505</u> feet Casing schedule: ☒ Steel ☐ Concrete Thickness <u>0.250</u> inches Diameter <u>20</u> inches From <u>0</u> feet To <u>52</u> feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>25'</u> Material used in seal ☐ Cement grout ☐ Pudding clay ☒ Well cuttings Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing ☒ Overbore to seal depth	11. DRILLERS CERTIFICATION Firm Name <u>Rocky Mt Well Drilling</u> Firm No <u>299</u> Address <u>328 N Water St. La 7th</u> Date <u>Nov 5, 1976</u> Signed by (Firm Official) <u>Forrest Frazier</u> and (Operator) <u>Marcus Frazier</u>																																																																																																																																														
6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Tremont</u> <u>NW 1/4 NW 1/4 Sec. 19 T. 7 N. 5 R. 42 E.W.</u>	12. ADDITIONAL SHEETS IF NECESSARY																																																																																																																																														

October 9, 1975

Re: Permit No. 22-7163

LeRoy Beddes
St. Anthony,
Idaho 83445

Dear Mr. Beddes:

Enclosed is a copy of your approved Application for Permit No. 22-7163. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

RECEIVED
OCT 14 1975
WATER RIGHTS
DIVISION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A22-13019**
Date Received: 9/12/1997
Receipt No: E023624
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN R ZIRKER
Address: 415 E FIRST NORTH
REXBURG ID

208-356-6951

83440

2. Date of Priority: MAY 15, 1980

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	42E	19		NW	NW	1	FREMONT

5. Description of diverting works:

WELL PUMP MAINLINE TO CENTER PIVOT & HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.170		

7. Total Quantity Appropriated is:

4.170 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	42E	19	NE	NE		IRR	19.0
			NW	NE		IRR	25.0
			SW	NE		IRR	40.0
			SE	NE		IRR	34.0
			NE	SE		IRR	34.0

A2213019



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	42E	19	NW	SE		IRR	40.0
			SW	SE		IRR	32.0
			SE	SE		IRR	5.0
						Section Acres	229.0
		30	NW	NE		IRR	7.0
						Section Acres	7.0
						Total Acres	236.0

11. Place of use in counties: FREMONT

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

14. Remarks:

PLACE OF USE IS LEASED FROM THE BUREAU OF RECLAMATION UNDER
LEASE OF LAND CONTRACT #0-07-14-LA178
THIS IS AN EXPANSION OF LICENSED RIGHT 22-07163

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):

John R. Zierke

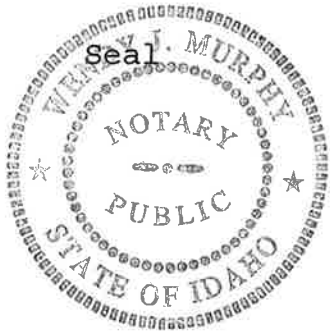
Date: 9-12-97

Date: _____

State of Idaho)
County of Bonneville) SS.

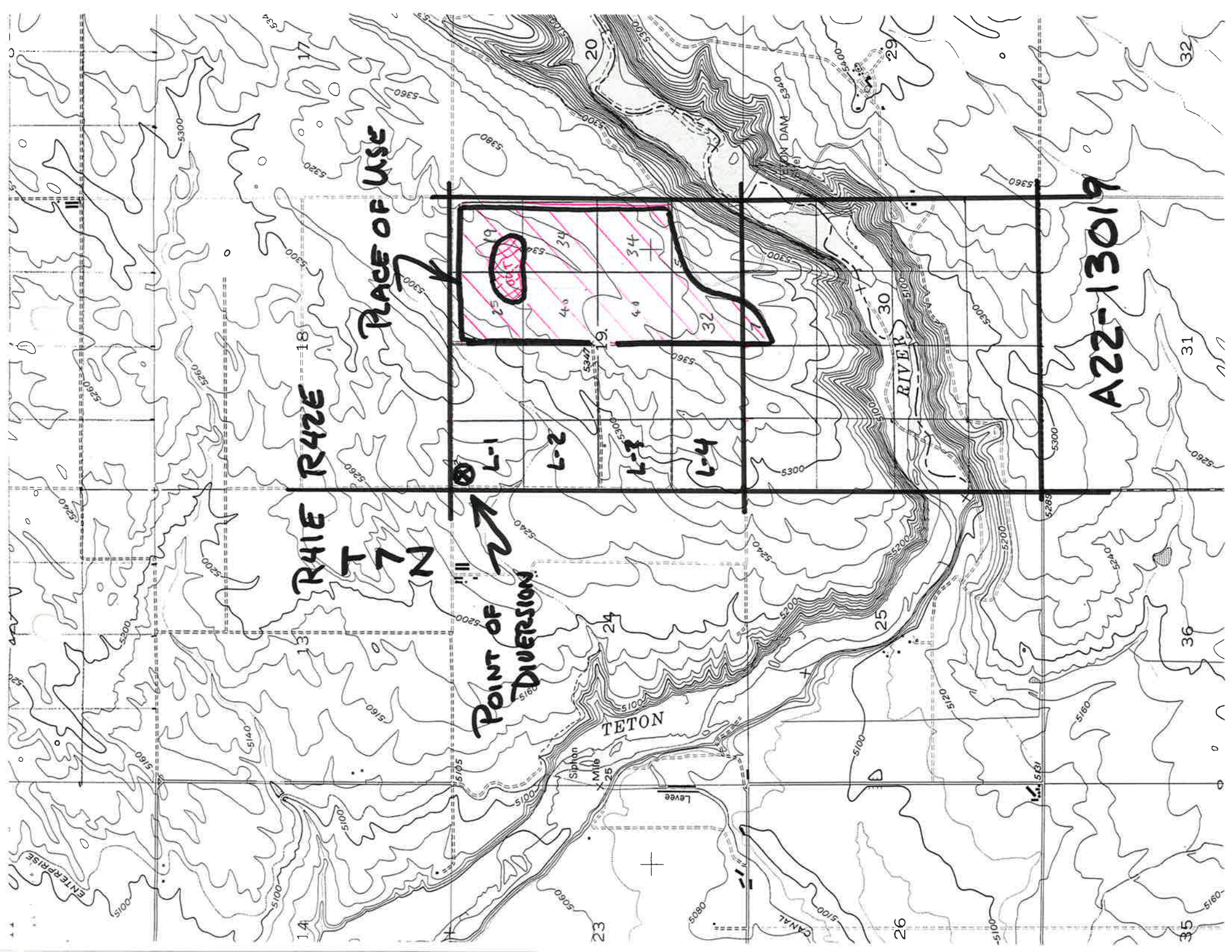
Subscribed and sworn (or affirmed) before me this 12th day
of September 19 97

Wendy J. Murphy
Notary Public



Residing at Idaho Falls

My Commission Expires 6/23/2000

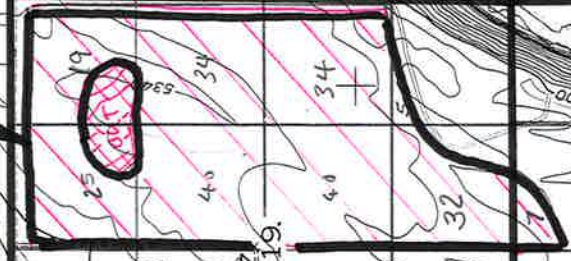


R41E R42E
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PLACE OF USE

POINT OF
DIVERSION

A22-13019



TETON

RIVER

CANAL

Levee

Siphon

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