

RECEIVED

JUL 02 2020

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of IdahoIdent. No. **13-8062**

1. Name of applicant(s) JARID L GREEN Phone 801 879 2283
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 2817 EAST GIRAFFE RD City PRESTON
 State IDAHO ZIP 83263 Email JARID.GREEN@GMAIL.COM
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Springs which is a tributary of Sink
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
15S	39E	2		SW	SE	NE	Franklin	Springs/Sink	

5. Water will be used for the following purposes:
 Amount .02cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) .02cfs cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
 a. Describe type and size of devices used to divert water from the source. Gravity flow from spring to POU by 1 1/4 in pipe.
 b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☐ No
 c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
 e. If well is already drilled, when? _____; drilling firm _____;
 well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by Cx H Date 7-1-2020 Time 11:47 Preliminary check by _____
 Fee \$ 100.00 Received by Cx H Receipt No. E046078 Date 7/2/2020

13-8062

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in kW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; must complete and attach the Municipal Water Right Application Checklist.
- Domestic; show number of households 1 home
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15S	39E	2	D																

Total number of acres to be irrigated: 1/2 acre

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? None

- Who owns the property at the point of diversion? Wilford & Edith Green Trust
- Who owns the land to be irrigated or place of use? Wilford & Edith Green Trust
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Property owners are the parents of the applicant.

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. DIVERT WATER FROM SPRING TO HOME FOR DOMESTIC AND HALF ACRE IRRIGATION

13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

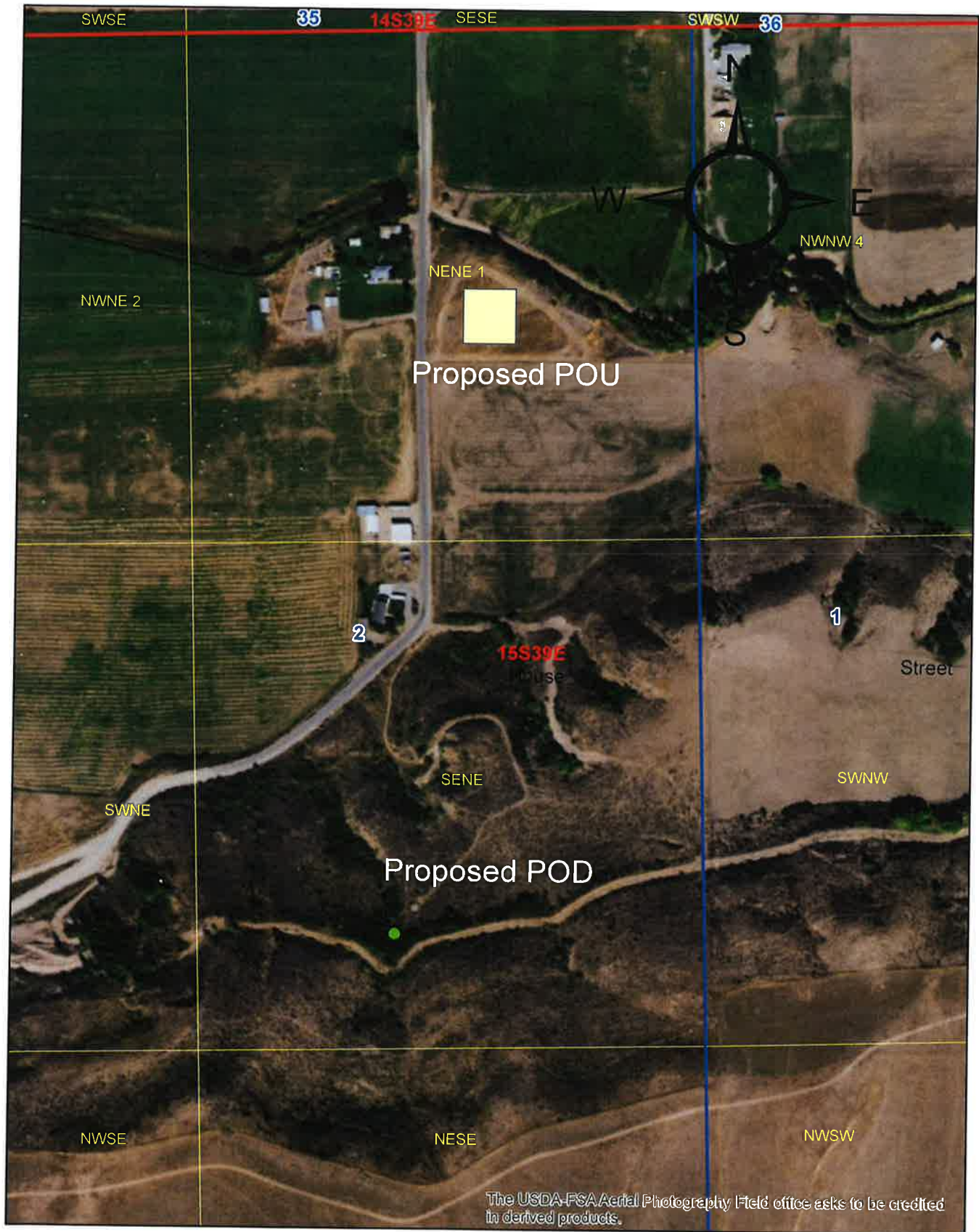
David L. Green
Signature of Applicant

DAVID L. GREEN
Print Name (and title, if applicable)

Wilford & Edith Green Trust
Signature of Applicant

Wilford & Edith Green trustees
Print Name (and title, if applicable)

Permit Map for Jarid Green



2713541-5

Recorded at the request of
Northern Title Co.
Time 3:47 Amount \$ 15.00

JUL 06 2017

SHAUNA T. GEDDES, RECORDER
By C. Carter Deputy
Franklin County, Idaho

TRUSTEE'S DEED

THIS DEED made this 6th day of July, 2017, between Robert U. Wilkinson and Sharon C. Wilkinson, Trustees of the Wilkinson Family Trust dated February 24, 1998, hereinafter called "Grantors" and Wilford H. Green and Edith J. Green, Trustees of the Wilford and Edith Green Family Trust dated November 18, 1999, whose address is 2817 East Giraffe Rd., Preston, ID 83263 hereinafter called "Grantees".

WHEREAS, Robert U. Wilkinson and Sharon C. Wilkinson are the duly appointed and acting Trustees of the WILKINSON FAMILY TRUST, dated February 24, 1998, by and between Robert U. Wilkinson and Sharon C. Wilkinson as Trustors, and Robert U. Wilkinson and Sharon C. Wilkinson, as Trustees.

NOW, THEREFORE, WITNESSETH, that the said Grantors, for valuable consideration, and for the purpose of distributing certain real property from the Wilkinson Family Trust, do by these presents hereby distribute, grant, bargain, sell, convey, and confirm unto the said Grantees, and their heirs and assigns forever, that certain parcel of land, situate, lying and being in Franklin County, State of Idaho, and more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders rents, issues and profits thereof;

13-8062

TO HAVE AND TO HOLD, all and singular the said premises together with the appurtenances unto the Grantee, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that said Trust is the owner in fee simple of said premises; that they are free from all encumbrances and that said Trust will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.

WILKINSON FAMILY TRUST

By: Robert U. Wilkinson
Robert U. Wilkinson,
Trustee

By: Sharon C. Wilkinson
Sharon C. Wilkinson,
Trustee

STATE OF IDAHO)
County of Franklin) ss.
)

On this 6 day of July, 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert U. Wilkinson and Sharon C. Wilkinson known or identified to me to be the persons whose names are subscribed to the within instrument as Trustees of the **WILKINSON FAMILY TRUST** and acknowledged to me that they executed the same as Trustees of the said Trust.



Monique Bair
NOTARY PUBLIC for State of Idaho
Residing at: Preston, Idaho
Comm. Expires: 6-19-2018

AMENDED LEGAL DESCRIPTION

FOR

BOB WILKINSON

PARCEL 1

A parcel of land located in Section 2, Township 15 South, Range 39 East, Boise Meridian, Franklin County, Idaho, and more particularly described as follows:

Beginning at the Northeast corner of said Section 2, from which the East Quarter corner of Section 2 bears South 00° 05' 59" East;

Thence South 00° 05' 59" East 2686.14 feet along the East boundary of said Section 2 to the East Quarter corner of said Section 2;

Thence South 00° 07' 00" East 149.55 feet along the East boundary of said Section 2 to a 5/8" rebar and cap labeled "A.L.S. PLS 9163" at the easterly terminus of the agreed boundary line described in instrument number 230645;

Thence along said agreed boundary line the following ten (10) courses:

Thence South 76° 40' 49" West 483.11 feet to a 5/8" rebar and cap;

Thence South 60° 40' 13" West 268.08 feet to a 5/8" rebar and cap;

Thence South 77° 07' 41" West 53.54 feet to a 5/8" rebar and cap;

Thence North 84° 36' 23" West 48.66 feet to a 5/8" rebar and cap;

Thence North 72° 32' 21" West 501.51 feet to a 5/8" rebar and cap;

Thence South 78° 36' 42" West 320.30 feet to a 5/8" rebar and cap;

Thence North 86° 21' 00" West 1952.67 feet to a 5/8" rebar and cap;

Thence South 74° 29' 55" West 55.10 feet to a 5/8" rebar and cap;

Thence South 69° 57' 41" West 31.97 feet to a 5/8" rebar and cap;

Thence North 00° 31' 25" East 84.35 feet to the centerline of the Riverdale Dugway Road;

Thence along the centerline of said Road the following nine (9) courses:

Thence North 68° 40' 28" East 186.97 feet to the beginning of a 500.00 foot radius curve concave to the southeast;

Thence Northeasterly along said curve through a central angle of 12° 48' 32" a distance of 111.78 feet to the point of tangency (chord = North 75° 04' 44" East 111.55 feet);

Thence North 81° 29' 00" East 195.00 feet;

Thence North 75° 36' 30" East 300.61 feet to the beginning of a 500.00 foot radius curve concave to the northwest;

Thence Northeasterly along said curve through a central angle of 13° 55' 30" a distance of 121.52 feet to the point of tangency (chord = North 68° 38' 45" East 121.22 feet);

Thence North $61^{\circ} 41' 00''$ East 206.79 feet to the beginning of a 350.00 foot radius curve concave to the southeast;

Thence Northeasterly along said curve through a central angle of $35^{\circ} 38' 00''$ a distance of 217.67 feet to the point of tangency (chord = North $79^{\circ} 30' 00''$ East 214.18 feet);

Thence South $82^{\circ} 41' 00''$ East 108.90 feet to the beginning of a 650.00 foot radius curve concave to the northwest;

Thence Northeasterly along said curve through a central angle of $19^{\circ} 57' 09''$ a distance of 226.35 feet (chord = North $87^{\circ} 20' 26''$ East 225.21 feet);

Thence South $12^{\circ} 38' 09''$ East 30.00 feet to a 5/8" rebar and cap;

Thence South $65^{\circ} 42' 30''$ East 262.23 feet to a 5/8" rebar and cap;

Thence North $68^{\circ} 42' 00''$ East 53.40 feet to a 5/8" rebar and cap;

Thence North $76^{\circ} 38' 30''$ East 130.40 feet to a 5/8" rebar and cap;

Thence North $76^{\circ} 13' 30''$ East 107.60 feet to a 5/8" rebar and cap;

Thence North $09^{\circ} 52' 00''$ West 113.30 feet to a 5/8" rebar and cap;

Thence North $16^{\circ} 00' 00''$ West 164.00 feet to a 5/8" rebar and cap;

Thence North $51^{\circ} 53' 00''$ West 42.00 feet to the centerline of the Riverdale Dugway Road;

Thence along the centerline of said Road the following five (5) courses:

Thence North $38^{\circ} 07' 00''$ East 131.69 feet to the beginning of a 200.00 foot radius curve concave to the southeast;

Thence Northeasterly along said curve through a central angle of $40^{\circ} 59' 00''$ a distance of 143.06 feet to the point of tangency (chord = North $58^{\circ} 36' 30''$ East 140.03 feet);

Thence North $79^{\circ} 06' 00''$ East 109.72 feet to the beginning of a 450.00 foot radius curve concave to the northwest;

Thence Northeasterly along said curve through a central angle of $28^{\circ} 52' 00''$ a distance of 226.72 feet to the point of tangency (chord = North $64^{\circ} 40' 00''$ East 224.33 feet);

Thence North $50^{\circ} 14' 00''$ East 129.22 feet to a point which bears North $22^{\circ} 39' 00''$ West 31.39 feet from a 5/8" rebar and cap;

Thence South $22^{\circ} 39' 00''$ East 291.00 feet to a 5/8" rebar and cap;

Thence South $34^{\circ} 29' 00''$ East 131.31 feet to a 5/8" rebar and cap;

Thence North $66^{\circ} 36' 00''$ East 164.67 feet to a 5/8" rebar and cap;

Thence North $12^{\circ} 44' 00''$ West 187.35 feet to a 5/8" rebar and cap;

Thence North $19^{\circ} 18' 30''$ West 307.80 feet to the centerline of the Riverdale Dugway Road, said point being the beginning of a 130.00 foot radius non-tangent curve concave to the northwest, whose center bears North $39^{\circ} 46' 00''$ West;

Thence Northeasterly along said curve (centerline) through a central angle of $50^{\circ} 53' 00''$ a distance of 115.45 feet to the point of tangency (chord = North $24^{\circ} 47' 30''$ East 111.69 feet);

Thence North $00^{\circ} 39' 00''$ West 670.00 feet along the centerline of the county road to a Mag Nail and washer (PLS 9163);

Thence North $02^{\circ} 26' 00''$ East 324.00 feet along the centerline of the county road to a Mag Nail and washer (PLS 9163);

Thence North $00^{\circ} 15' 23''$ West 569.28 feet along the centerline of the county road to a Mag Nail and washer (PLS 9163) at the north boundary of said Section 2;

Thence North $89^{\circ} 50' 46''$ East 733.89 feet along said north boundary to the Point of Beginning. Containing approximately 84.93 acres.

SUBJECT TO AN EASEMENT RECORDED AS INSTRUMENT NO. 265232 IN THE RECORDS OF FRANKLIN COUNTY, IDAHO AND DESCRIBED AS FOLLOWS:

A fifteen (15) foot wide ingress and egress easement being seven and one half feet (7.5') on each side of the centerline of the existing roadway, more particularly described as follows:

Commencing at the Northeast Corner of Section 2, Township 15 South, Range 39 East, Boise Meridian, Franklin County, Idaho, from which the East Quarter corner of Section 2 bears South 00° 05' 59" East;

Thence South 25° 12' 22" West 1841.68 feet to a 5/8" rebar and cap labeled "A.L.S. PLS 9163" at the centerline of the Riverdale Dugway Road, the Point of Beginning.

Thence South 08° 00' 00" West 40.00 feet;

Thence South 31° 20' 00" West 86.00 feet;

Thence South 07° 00' 00" West 130.00 feet;

Thence South 23° 00' 00" East 93.00 feet;

Thence North 87° 00' 00" East 56.00 feet;

Thence North 52° 00' 00" East 54.00 feet;

Thence North 22° 43' 00" East 47.17 feet;

Thence North 48° 00' 00" East 40.00 feet;

Thence North 76° 00' 00" East 37.00 feet;

Thence North 89° 00' 00" East 59.00 feet;

Thence South 61° 00' 00" East 28.00 feet;

Thence South 33° 00' 00" East 18.00 feet;

Thence South 15° 00' 00" East 65.00 feet;

Thence South 22° 00' 00" East 131.00 feet;

Thence South 62° 00' 00" West 131.00 feet;

Thence South 27° 00' 00" West 80.00 feet;



State of Idaho

DEPARTMENT OF WATER RESOURCES

EASTERN Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

July 29, 2020

JARID GREEN
2817 E GIRAFFE RD
PRESTON, ID 83263-5685

RE: Application for Permit No. 13-8062

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the PRESTON CITIZEN on 8/5/2020 and 8/12/2020. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in black ink, appearing to read 'CA Hn'.

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, July 29, 2020 4:42 PM
To: PRESTON CITIZEN (bjohnson@hjnews.com)
Subject: Legal Ad for Preston Citizen
Attachments: 13-8062 Preston Citizen.doc

Hello,

Please see attached document regarding a legal ad for your paper.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793

July 29, 2020

MAY CONTAIN MORE THAN ONE PAGE!

Legal Notice Department

Preston Citizen
PO Box 472
Preston ID 83263

RE: Application for Permit No. 13-8062

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before **08/24/2020**. Your cooperation is appreciated.

Sincerely

Christina Henman
Administrative Assistant
Dept of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

PLEASE PUT IN NORMAL COLUMN AND NO BORDERS. THANK YOU.

.....
The following application(s) have been filed to appropriate the public waters of the State of Idaho:
13-8062

JARID GREEN
2817 E GIRAFFE RD
PRESTON, ID 83263-5685
Point of Diversion SWSENE S2 T15S R39E FRANKLIN County
Source SPRING Tributary SINKS
Use: DOMESTIC
01/01 to 12/31
0.02 CFS
Total Diversion:
0.02 CFS
Date Filed: 07-02-2020
Place Of Use: DOMESTIC
T15S R39E S2
L1(NENE)

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Eastern office at (208)525-7161; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 8/24/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/5/2020 and 8/12/2020

Henman, Christina

From: Henman, Christina
Sent: Wednesday, July 29, 2020 4:15 PM
To: 'watermasterdist11@gmail.com'
Subject: Application for Permit of 13-8062
Attachments: RecommendationForm New Appropriation11.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office within 14 DAYS of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 14 DAYS from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.