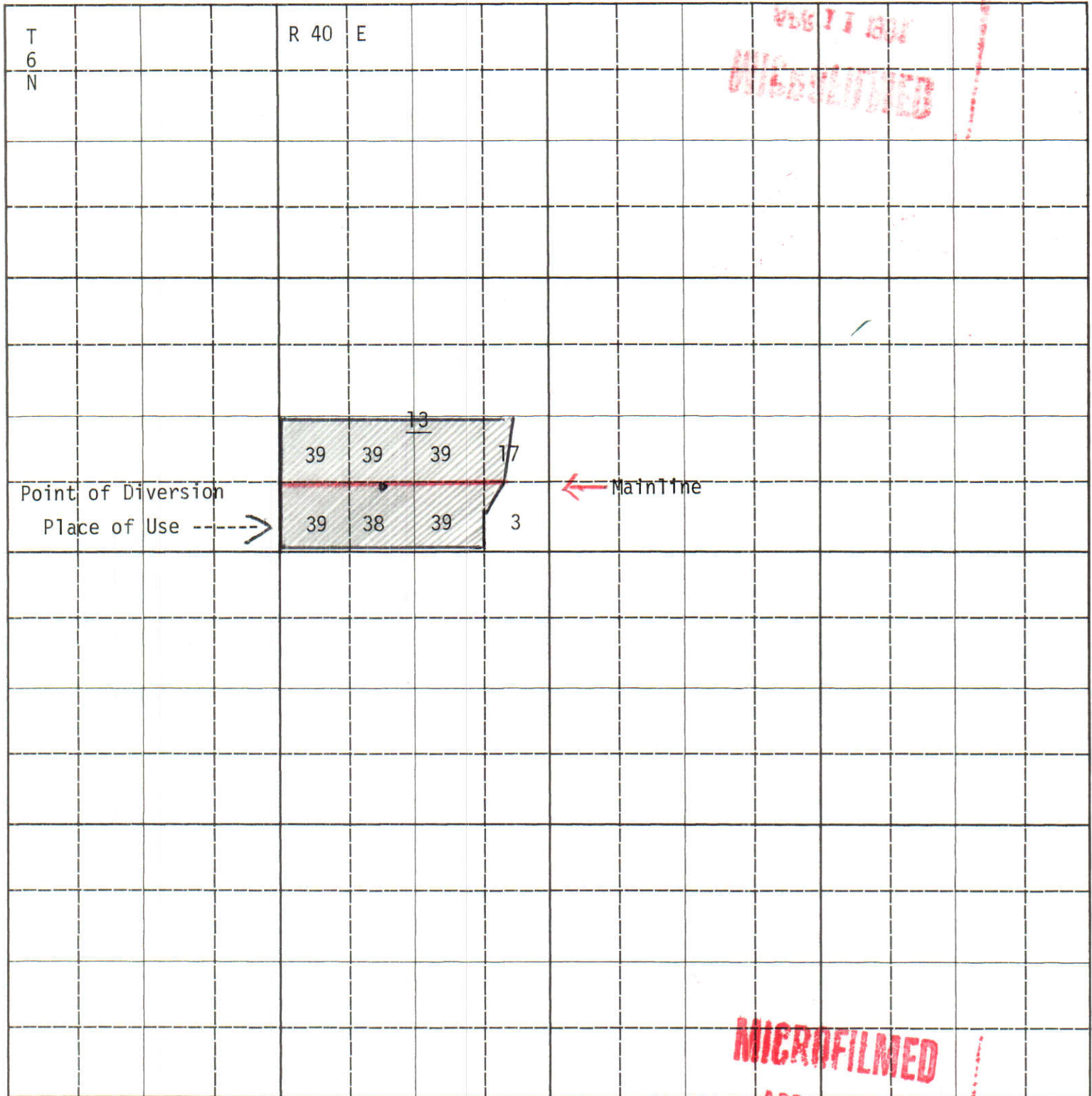


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



MICROFILMED
APR 11 1991

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.

[Signature]
(Applicant)
[Signature]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 8 1993

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 22-07553
1. Owner: ROBERT OR SUE HUSKINSON Phone No. 356-9115
Current Address: 1082 N. HILL ROAD, BENBURG, ID 83440
2. Accompanied by: BOB HUSKINSON EXAM. DATE: 7-1-92
Address: _____ Phone No. _____
Relationship to Permit Holder: OWNER
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

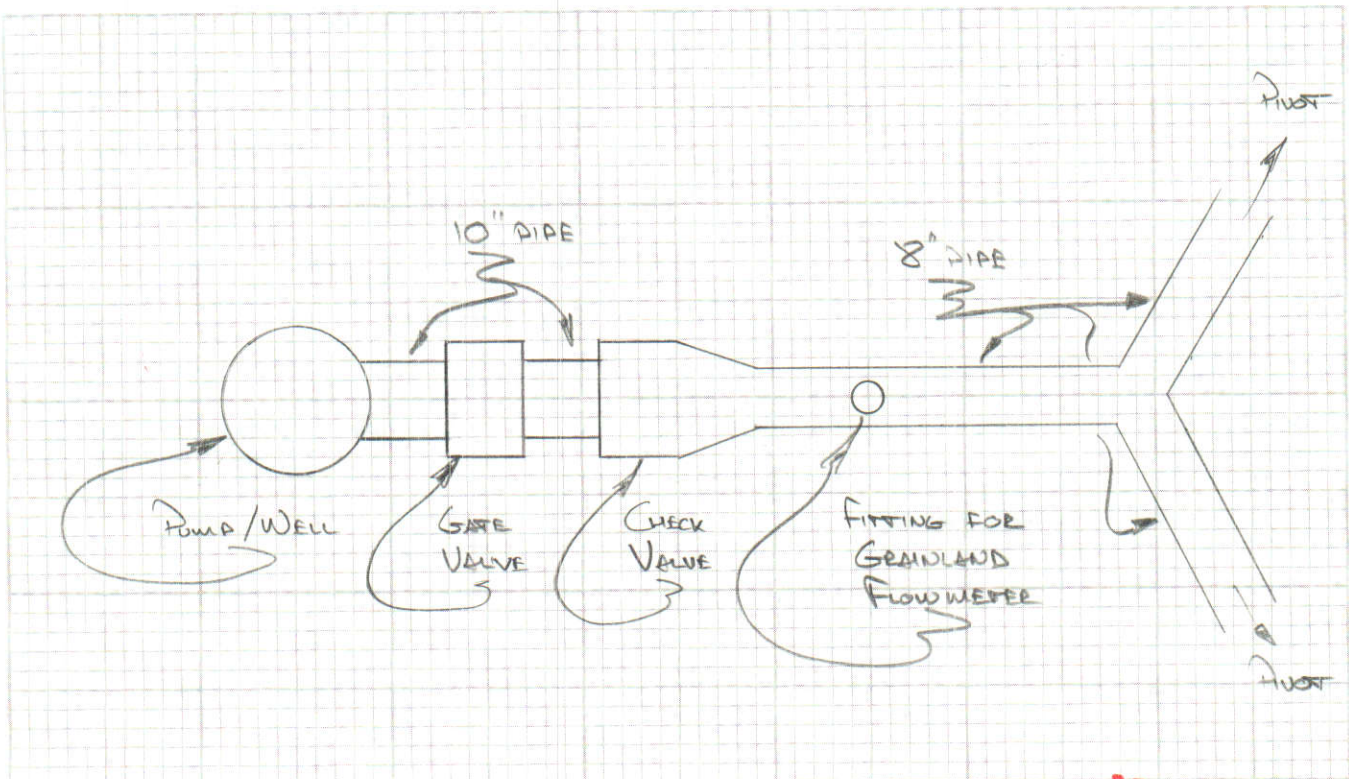
1. Other water rights with same place of use: 22-2244

☒ Copies Attached
2. Other water rights with same point of diversion: 22-2244

☒ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

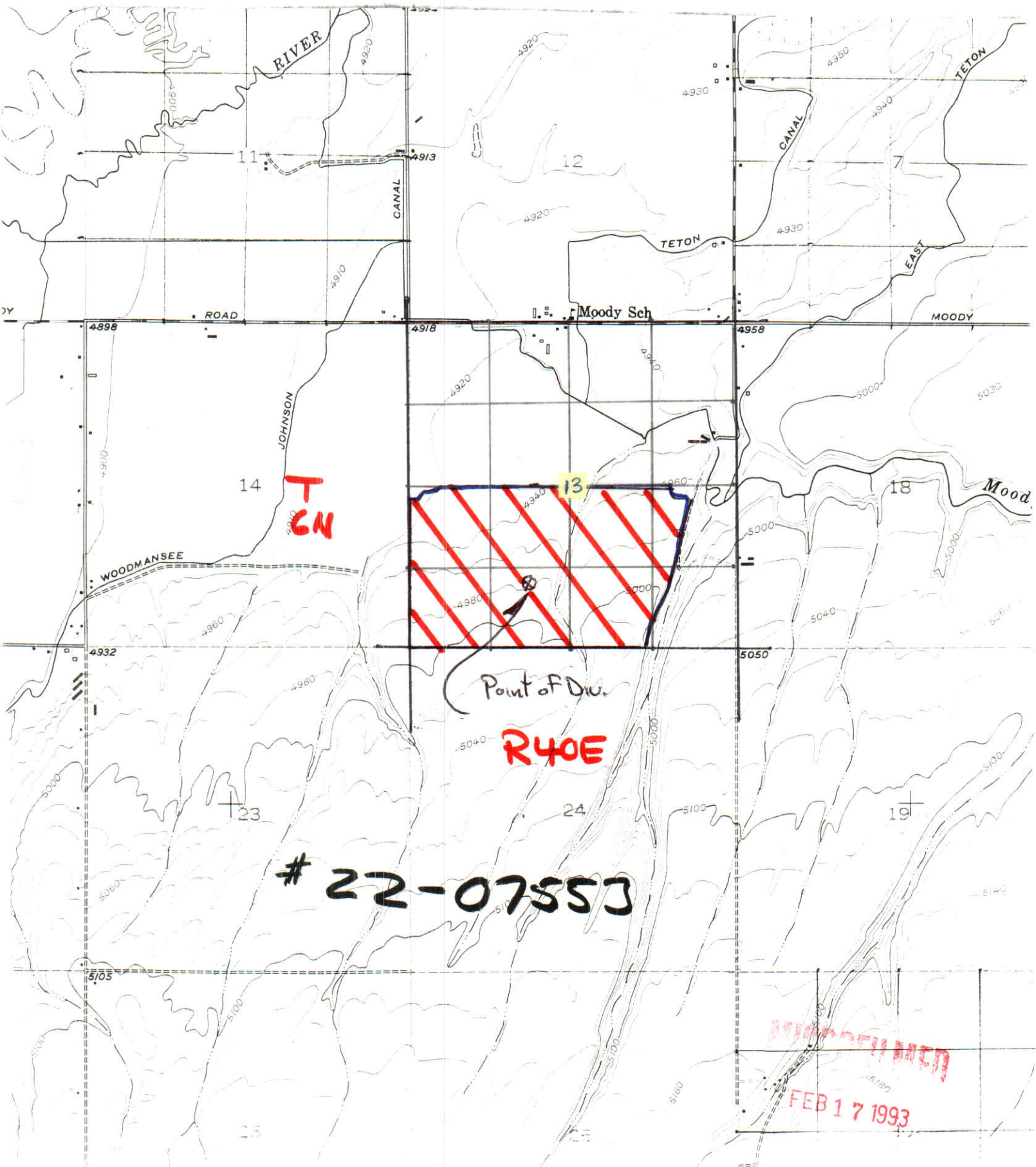


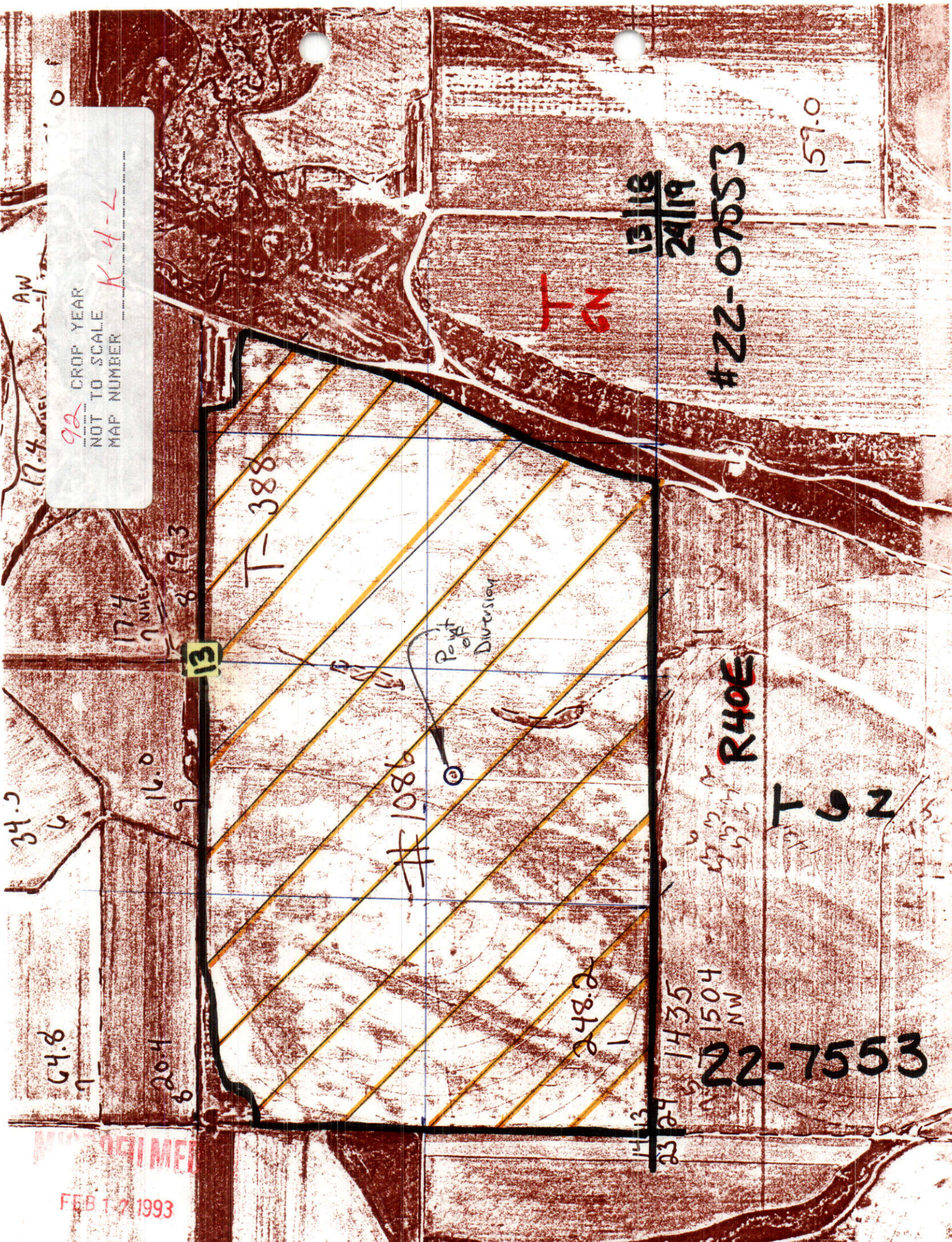
Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

MICROFILMED
FEB 17 1993





92 CROP YEAR
NOT TO SCALE
MAP NUMBER K-4-2

13

13/18
24/19

#22-07553

R40E

T 32

1504
NW

22-7553

159.0

FEB 17 1993



MISSOURI MEN
FEB 17 1993

22-7553

IDAHO DEPARTMENT OF WATER RESOURCES
PREFIX/SPLIT QUERY

DATE: 03/07/00

TIME: 09:42:37

PAGE: 1

WATER RIGHT NO.	NAME	OWNER	PRIORITY	DATE	STG/STS	SOURCE	USE DESC	SYSTEM
22-07553				00/00/0000	/Z			WR
22-07553A	HUSKINSON, ROBERT D	C		08/25/1988	L/	GROUNDWATER	IRR	WR
	HUSKINSON, SUE R	C						
22-07553B	FLYING H CORPORATION	C		08/25/1988	L/	GROUNDWATER	IRR	WR

MICROFILMED
MAR 17 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5465
WATER RIGHT NO(S). 22-07047B/22-07083B/22-07553B

This is to certify that: **FLYING H CORPORATION**
35 S MILL HOLLOW RD
REXBURG ID 83440

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 22-07047B :			
IRRIGATION	05/15 to 11/01	0.16 CFS	35.0 AF
Priority: 09/09/1971			
Right No. 22-07083B :			
IRRIGATION	04/01 to 11/01	0.83 CFS	182.0 AF
Priority: 11/11/1973			
Right No. 22-07553B :			
IRRIGATION	04/15 to 10/15	0.08 CFS	33.8 AF
Priority: 08/25/1988			
	TOTAL:	1.07 CFS	* 234.5 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 19, Township 06N, Range 41E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	41E	20	NESE 18	SESE 15		33
		29	NWNE 5	NENW 28	SENW 1	34
Total number of acres irrigated:						67 **

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. 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 at the field headgate for irrigation of the lands above.

MICROFILMED

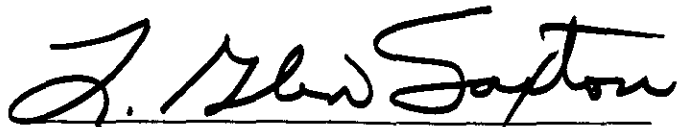
MAR 17 2000

TRANSFER NO. 5465
WATER RIGHT NO(S). 22-07047B/22-07083B/22-07553B

CONDITIONS OF APPROVAL AND REMARKS

3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- ** 6. Right 22-07047B is limited to the irrigation of 10.0 acres in the place of use described above in a single irrigation season.
- ** 7. Right 22-07083B is limited to the irrigation of 52.0 acres in the place of use described above in a single irrigation season.
- ** 8. Right 22-07553B is limited to the irrigation of 5.0 acres in the place of use described above in a single irrigation season.
- * 9. Rights 22-07047B, 22-07083B and 22-07553B when combined shall not exceed a total annual maximum diversion volume of 234.5 af at the field headgate.
10. The period of use for the irrigation described under Rights 22-07047B and 22-07553B in this approval may be extended to a beginning date of 04/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before and after the identified season of use is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
11. Right 22-07553B is for water held in trust by the state and is subject to review to determine availability of water for the use and to reevaluate the public interest on or after April 2, 2011.
12. Diversion and use of water under Right 22-07553B is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
13. The Director retains jurisdiction of Right 22-07553B and may change, add, or remove any requirement as determined to be appropriate.
14. The five (5) acres of land previously irrigated under Right 22-07553 shall cease to be irrigated upon the approval of Transfer 5465.

Dated this 7th day of March, 2000.


Chief, Water Allocation Bureau

MICROFILMED

MAR 17 2000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07553

Priority: August 25, 1988

Maximum Diversion Rate: 1.90 CFS
Maximum Diversion Volume: 689.7 AF

This is to certify, that ROBERT D HUSKINSON
SUE R HUSKINSON

1082 N HILL RD
REXBURG ID 83440

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 25, 1988; and has submitted Proof of Beneficial Use on January 21, 1992. An examination indicates that the works have a diversion capacity of 4.100 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	1.90 CFS	689.7 AF

LOCATION OF POINT(S) OF DIVERSION: SESW , Sec. 13, Township 06N, Range 40E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	40E	13	NESW 40	NWSW 37	SWSW 40	
			SESW 40	NESE 12.5	NWSE 40	
			SWSE 39	SESE 1.5		250

Total number of acres irrigated: 250

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

MICROFILMED

FEB 17 1993

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 22-07553

CONDITIONS/REMARKS:

6. The Director retains jurisdiction of the right issued to change, add or remove any requirement as determined to be appropriate.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
8. This right is for water held in trust by the state and is subject to review to determine availability of water for the use and to reevaluate the public interest on or after April 2, 2011.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code, Witness the seal and signature of the Director, affixed at Boise, this 15TH day of FEBRUARY, 1993.

Acting for R. Keith Higginson, Director

RECEIVED

FEB 17 1993

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 22-07553

Proposed Priority: August 25, 1988 Maximum Diversion Rate: 3.00 CFS
This is to certify, that **ROBERT D. HUSKINSON**
SUE R. HUSKINSON
1082 N. HILL ROAD
REXBURG, ID 83440

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	3.00 CFS

LOCATION OF POINT(S) OF DIVERSION: SESW Sec. 13, Township 06N, Range 40E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	40E	13	NESW 39	NWSW 39	SWSW 39	
			SESW 38	NESE 17	NWSE 39	
			SWSE 39	SESE 3		253

Total number of acres irrigated: 253

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1992.
2. Subject to all prior water rights.
3. A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
6. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

APR 11 1991

State of Idaho
Department of Water Resources

PAGE 2

Permit To Appropriate Water

NO. 22-07553

CONDITIONS/REMARKS:

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

2 day of April, 1991.

for R. Keith Higginson, Director

MICROFILMED

APR 11 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant ROBERT D. & SUE R. HUSKINSON Phone 208-356-9115
Post office address 1082 N. Hill Road, Rexburg, ID 83440
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____
Sec. 13 Township 6 N. Range 40 E. B.M. Madison County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
- Amount 3.0cfs for irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 3.0 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. well, pump, pipelines and two pivot
systems
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
- c. Proposed well diameter is 18 inches; proposed depth of well is 310 feet.
- d. Is ground water with a temperature of greater than 90°F being sought? no
7. Time required for the completion of the works and application of the water to beneficial use is
one years (minimum 1 year).

MICROFILMED

APR 11 1991

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; show name of municipality. _____
- Domestic; show number of households. _____
- 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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6 N	40 E	13									39	39	39	38	17	39	39	3	253

Total number of acres to be irrigated 253

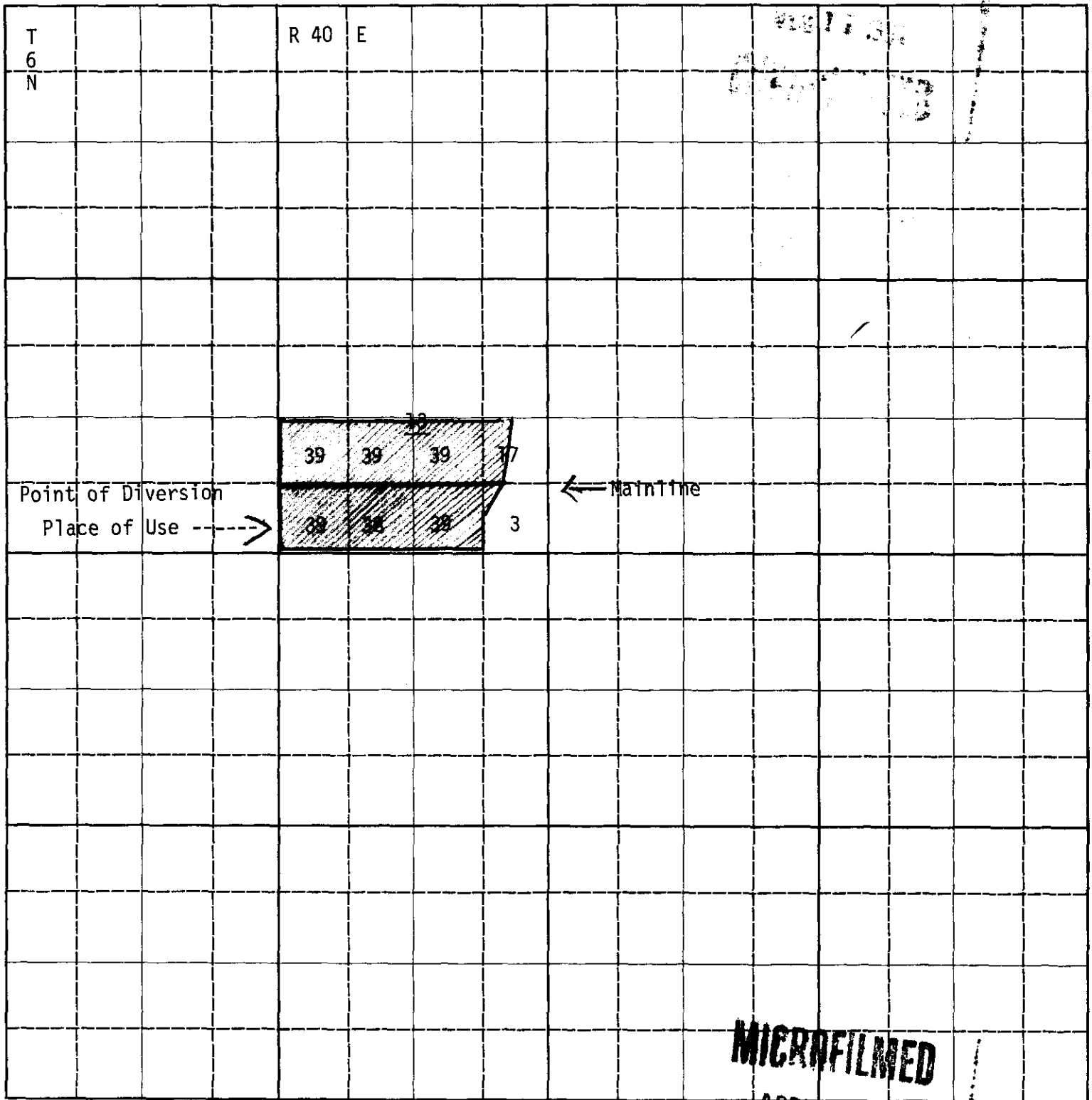
10. Describe any other water rights used for the same purposes as described above. 2.2 cfs under License G32265/22-2244, all water pumped from one well at point of diversion.*

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

RECEIVED
APR 11 1991

12. Remarks: *At the time of examining completion of works and beneficial use under Permit G-32265, the system was not able to be turned on completely, and therefore, the examiner only gave a license for 2.2 cfs. The system was designed to deliver double that amount. Through some oversight, this examination was not contested and corrected. The system does pump 5.2 cfs and has done since the date of priority (3-8-65), and therefore, the total amount of 5.2 cfs was in use and had been in use prior to October 1, 1984 (the Swan Falls contract). This application is made to correct the examination under Permit G-32265, a copy of which is attached. This application also includes an additional 39 acres watered by the system.

13. 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.

MICROFILMED
APR 11 1994

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.

[Signature]
(Applicant)
[Signature]

Received by PRM Date 8/25/88 Time 1440 Preliminary check by SH
Fee \$ 85⁰⁰ Receipted by PM # E001802 Date 8-25-88
Publication prepared by BRENDA MILLER Date 2-12-91 Published in Rexburg Standard Journal
Publication approved TJL Date 3-13-91

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. _____, and said application is hereby _____.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

MICROFILMED
APR 11 1991

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-32265

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant: Gladys M. Huskinson
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the SE 1/4 SE 1/4 of Section 13
T. 6 N. R. 40 E. B. M. County of Madison
4. Describe works as they exist, giving dimensions and capacities of same: U.S. Motor
150 H.P. 596709 - Peerless Pump 50888 10" Discharge
with a 10" Gate Valve
RAM Bird mod 30 w/s 1/2"
5. Water is used for:
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE 1/4, S 1/4, SE 1/4 Sec. 13, Twp. 6 N., Rge. 40 E. B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?
Remarks: System was not able to be turned on completely - therefore I contacted Snake River Equipment. It was designed to deliver 1800 G.P.M.

$$\frac{(65 \text{ No. } 2)(6.09 \text{ pm})}{448.8} = 990.9 \text{ pm} = \text{MICROFILMED}$$

irrigation Rec. 3.5

This examination was made on the

9

day of

1969

(Signed)

Examiner

RECEIVED

MAR 01 1991

STATE OF IDAHO
County of Madison

TERRY WEATHERSTON being
first duly sworn, depose and say, that I
am the printer of THE STANDARD-JOURNAL,
a semi-weekly newspaper printed and
published semi-weekly at Rexburg,
Madison County, Idaho; and I do solemnly
swear that the

WATER RIGHTS #22-07553 a copy
of which notice appears attached hereto,
was published in the regular and entire
issue of said newspaper, and not in any
supplement issue thereof for

TWO consecutive issues, the
first publication having been made on
FEBRUARY 21, 1991 and the last
publication having been made on
FEBRUARY 28, 1991.

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under the Idaho
Statutes; that it has at least two
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy eight
consecutive weeks prior to the first
publication of the said notice.

Terry Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 1TH day of MARCH in
the year of 1991, before me, a Notary
Public, personally appeared Terry
Weatherston, known or identified to me
to be the person whose name subscribed
to the within instrument, and being by
me first duly sworn, declared that the
statements therein are true, and
acknowledged to me that he executed the
same.

Charles L. [Signature]
Notary Public for Idaho

Residing at Rexburg, Idaho
My commission expires: June 8, 1993.

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

22-07553

HUSKINSON, ROBERT D.

HUSKINSON, SUE R.

1082 N. HILL ROAD

REXBURG, ID 83440

Source: GROUNDWATER

Diversión Pt: SESW Sec 13 T 06N R 40

E Use: IRRIGATION (3.000 CFS) Total
Diversión: (3.000 CFS)

Date Filed: 8/25/1988

In: T06N R40E S13 NESW NWSW
SWSW SESW NESE NWSE SWSE
SESE 253.0 ACRES TOTAL

22-07563

SMITH, GARY

SMITH, BLAINE

1829 S. MEADOWVIEW AVE.

REXBURG, ID 83440

Source: GROUNDWATER

Diversión Pt: NENW Sec 24 T 05N R
39E

Use: IRRIGATION (2.660 CFS) Total
Diversión: (2.660 CFS)

Date Filed: 8/8/1988

In: T05N R40E S19 NWSE SESE S20
SWSW SESW S29 NENW NWNW 133.0
ACRES TOTAL

The permit(s) will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public interest
criteria of Sec. 42-203C, Idaho Code. Pro-
tests must be filed with the Director, Dept.
of Water Resources, Statehouse Mail,
Boise, Idaho 83720 on or before MARCH
11, 1991.

R. KEITH HIGGINSON

Director

Publ. Feb. 21 and 28, 1991J.

MICROFILMED

APR 11 1991

OK
TJ2
3-1-91OK
TJ2
3-1-91

NOTICE OF APPLICATION
FOR WATER RIGHT

The Following application(s) have been
filed to appropriate the public waters of
the State of Idaho:

THE STANDARD-JOURNAL NOV 4 1993

Rexburg, Idaho Department of Water Resources
AFFIDAVIT OF PUBLICATION Eastern District Office

STATE OF IDAHO
County of Madison

I, Terry Weatherston being
first duly sworn, depose and say, that I
am the printer of THE STANDARD-JOURNAL, a
semi-weekly newspaper printed and
published semi-weekly at Rexburg, Madison
county, Idaho; and I do solemnly swear
that the

Notice Of Application a copy of
which notice appears attached hereto, was
published in the regular and entire issue
of said newspaper, and not in any
supplement issue thereof for Two
consecutive issues, the first publication
having been made on October 6, 1988
and the last publication having been made
on October 13, 1988

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under the Idaho
Statutes; that it has at least two
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy eight
consecutive weeks prior to the first
publication of the said notice.

Terry Weatherston

Subscribed to and sworn to before me

This October 14, 1988

Gayle K. [Signature]
(SEAL) Notary Public.

My commission expires June 8, 1993

22-07551
T.R. WEBSTER & SONS, INC.
309 YALE AVE.
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: NENW Sec. 26 T 05N R
40E
Use: COMMERCIAL (.040 CFS),
DOMESTIC (.040 CFS)
Date Filed: 8/25/1988
In: T05N R40E S26 NENW
22-07552
TANNER, NYLE
2245 S. 2000 W.
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: LOT 4 (SWSWNW) Sec 1
T 05N R 39E
Use: IRRIGATION (.110 CFS), COM-
MERCIAL (.110 CFS), DOMESTIC (.040
CFS)
Date Filed: 9/13/1988
In: T05N R39E S01 SWNW, 5.5
ACRES TOTAL
22-07553
HUSKINSON, ROBERT D.
HUSKINSON, SUE R.
1082 N. HILL ROAD
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: SESE Sec 13 T 06N R
40E
Use: IRRIGATION (3.000 CFS)
Date Filed: 8/25/1988
In: T06N R40E S13 NESW NWSW
SWSW SESE NESE NWSE SWSE
SESE 253.0 ACRES TOTAL
22-07554
SMITH, BLAINE
SMITH, GARRY
2082 W. 5200 S.
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: NENW Sec 24 T 05N R
39E
Use: COMMERCIAL (.040 CFS)
Date Filed: 8/08/1988
In: T05N R39E S24 NENW
22-07555
WHITE, ROBERT L.
WHITE, LINDA
Rt. 13 Box 100
SUGAR CITY, ID 83448
Source: GROUNDWATER
Diversión Pt: SENE Sec 8 T 06N R 40E
Use: COMMERCIAL (.020 CFS),
DOMESTIC (.020 CFS)
Date Filed: 8/24/1988
In: T06N R40E S08 SENE
22-07556
WEBSTER, KEVIN
P.O. BOX 321
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: NWNWSE Sec 16 T 05N
R 40E
Use: COMMERCIAL (.020 CFS)
Date Filed: 8/24/1988
In: T05N R40E S16 NWSE
22-07557
RICKS BROS.
3246 S. 1400 W.
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: SWNWSW Sec 5T 05N
R40E
Use: COMMERCIAL (.020 CFS)
Date Filed: 8/24/1988
In: T05N R40E S05 NWSW

MICROFILMED
APR 11 1991

MEMORANDUM

TO: FILE 22-07553

FROM: PAM SKAGGS

RE: TRANSFER # 5465

DATE: 6/16/99

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 22-07047.

MICROFILMED
MAR 17 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 16, 1993

ROBERT D HUSKINSON
SUE R HUSKINSON
1082 N HILL RD
REXBURG ID 83440

RE: WATER RIGHT NO. 22-07553

Dear Water Right Holder(s):

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

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

UNRECORDED

FEB 17 1993

LICENSE REVIEW CHECKLIST

Permit # 22-07553

Date 02-10-93 es

	<u>Yes</u>	<u>No</u>	
NAME	—	☒	Address Change?
PRIORITY DATE	—	☒	Advance?
	—	☒	Memo to Advance
	—	☒	Order to Reinstate Needed?
TOTAL CFS	—	☒	Incorrect Fee for rate recommended?
	—	☒	Disagree with Actual Measurement?
	—	NA	250 x .02 = 5.0 / 1.9 cfs (IRR) see Overlap Review
	☒	—	Disagree with Theoretical? 200 x 8.8 x .7 = 4.24
	—	—	Limited by Capacity? 4.10 cfs 175' + (2.31 x 50)
			(measured)
TOTAL VOLUME			Rate/ac 3.5 AFA Irr. Season B
			4-15 to 10-15 Standard Irr. Season
			Same/Reduced F-Permit Season Recommended
	—	☒	Disagree with Examiner's Calculations?
	—	—	250 x 3.5 = 875 > 689.7 aka (IRR)
	☒	—	Limited by Flow? 1.9 x 182 x 1.9835 = 689.7
SOURCE	—	☒	Changes? Clarification of <u>Originally</u>
	—	☒	<u>Intended</u> source
	—	☒	Notice of Intent to Void.
P/D	—	☒	Verify with Map
	—	☒	Amendment Needed?
	—	☒	Is Overlap Analysis a Consideration?
P/U	—	☒	Verify with Map
	—	☒	Amendment Needed?
	—	☒	Is Overlap Analysis a Consideration?
USES	—	☒	Change(s) in Nature of Use?
	—	☒	Amendment Needed?
REMARKS	—	☒	Multiple P/Ds in 1/4 1/4?
	—	☒	Non-Irr. Uses
	—	☒	Special Overlap Condition
	WA1	—	Other Trust/20yr. review
CONDITIONS	RS6, RS7	☒	Measuring Device
	—	☒	W/Master Control
	R30	—	Overlap
	—	☒	Water Quality
		☒	DATES/MISC
		—	Water Dist.
		☒	App Rec'd
		☒	Exam Made
COMMENTS:	_____		

LICENSE	☒	AMEND	SPECIAL PARAGRAPH



Stage: LICENSE

Water Source: GROUNDWATER

- Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
- The Director retains jurisdiction of the right issued to change, add or remove any requirement as determined to be appropriate.
- This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Dates:	App. Received:	08/25/1988	Priority Date:	08/25/1988
	Proof Due Date:	04/01/1992	Proof Made Date:	01/21/1992
	Exam Made Date:	07/01/1992	Exam Sent to S.O.:	01/29/1993
	Licensed Date:			

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 8 1993

Department of Water Resources

A. GENERAL INFORMATION

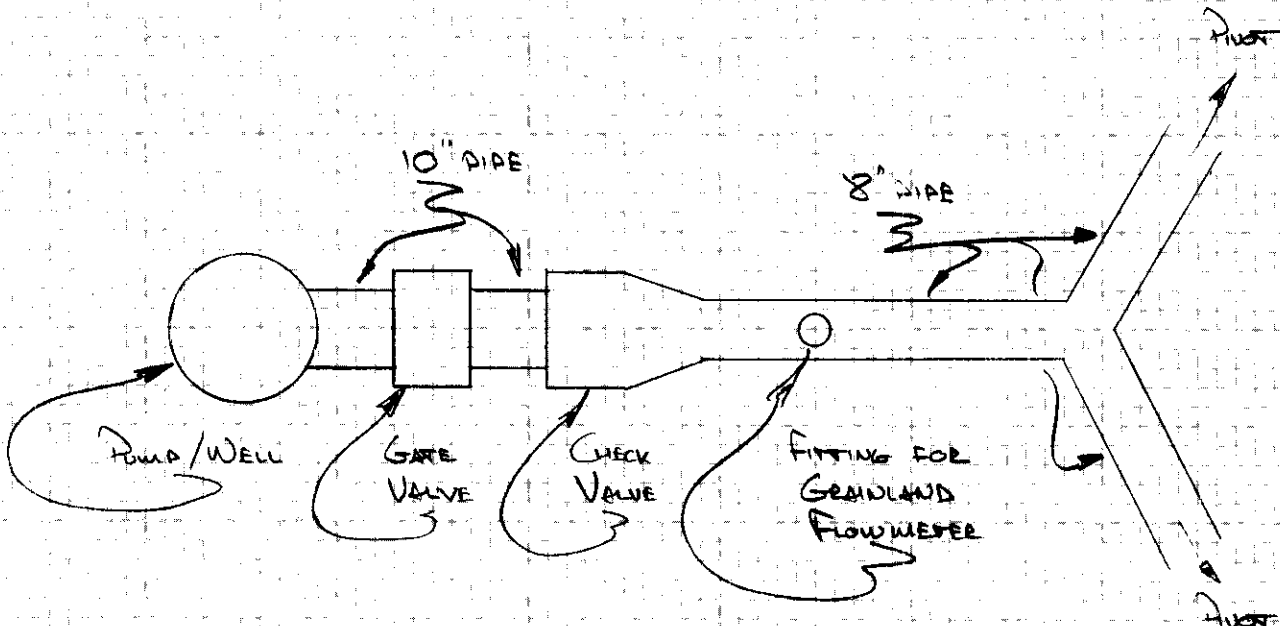
- Permit No. 22-07553
1. Owner: ROBERT & SUE HUSKINSON Phone No. 356-9115
Current Address: 1082 N. HILL ROAD, REMBURG, ID 83440
2. Accompanied by: BOB HUSKINSON EXAM. DATE: 7-1-92
Address: _____ Phone No. _____
Relationship to Permit Holder: OWNER
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 22-2244
_____ ☒ Copies Attached
2. Other water rights with same point of diversion: 22-2244
_____ ☒ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more)
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)

MICROFILMED
FEB 7 1993

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

WELL / PUMP TO TWO LOW PRESSURE DIVOTS, HAND LINES IN CORNERS.
DIVOTS HAVE 300 GPM ENDGUNS.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	US MOTORS	200	#956709	DEELESS	#50888 10"

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SW	13	6N	40E	Madison	ASCS Aerial Photo

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	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	
6N	40E	13									40	37	40	40	12.5	40	39	1.5	250

RECEIVED

FEB 17 1993

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
FLOWMETER	ULTRASONIC	Polysonics	TF-P	ID. 149743	—	—

2. Measurements:

DYNAMIC DUMPING LEVEL IMPOSSIBLE DUE TO BLOCKAGE IN
CASING AT 100'. OWNER ESTIMATES 150-175' TO H₂O

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: POLYSONIC SHOWED 1840.7 GPM (SEE ATTACHED)
= 4.10 cfs

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{250 \text{ acres} \times 3.5 \text{ af} = 875 \text{ af}}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{1.90 \text{ fs} \times 183 \text{ d.} \times 1.9835 = 689.7 \text{ af}}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{689.7 \text{ af}}$

2. Volume Calculations for Other Uses:

RECEIVED
FEB 17 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Conditioned; when this rt is used in conjunction with 22-02244
the rate of diversion will not exceed 4.10 cfs.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-15	10-15	1.90	689.7 cfs
Totals:			1.90 cfs	689.7 cfs

2. Recommended Amendments

- | | | |
|---|--|--|
| ☐ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☒ None |
| ☐ Change P.U. as reflected above | ☐ Add P.U. as reflected above | ☐ Other |

J. AUTHENTICATION

Field Examiner's Name Paul R. Meyer

Signature [Signature]

Certification Date _____

Field Report Preparation Date _____

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

UNRECORDED

FEB 17 1993

0295.0 MMSEC
191.98 % TO

ZERO MODE
AUT ZERO

DAMPING SET
10 SEC

MODE SELECT
DATA SET

DATA SET MODE
? PRINTER

PRINTER USE
? YES

~~07-10 11:2000 *R~~
+ ~~1.842E 36PM~~

DAMPING SET
30 SEC

07-10 11:2100 *R
+ 1.839E 36PM

07-10 11:2100 *R
+ 1.841E 36PM

07-10 11:2100 *R
+ 1.841E 36PM

07-10 11:2200 *R
+ 1.841E 36PM

07-10 11:2200 *R
+ 1.842E 36PM

07-10 11:2300 *R
+ 1.840E 36PM

operating pressure 50 psi
avg 1840.7 gpm

22-07553

RECORDED
FEB 17 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
POINT OF DIVERSION OVERLAP REVIEW

22-07553
Permit Number

1. Analysis of Entire System:

- A. Total Number of Acres irrigated = 250 acres
B. Total Diversion Rate = 4.10 cfs

2. Current Application Rate per Acre (Qc):

Limit to 0.02 cfs/ac, Permitted Amount, or System Capacity, Whichever is Less.

$$Qc = \text{Total Diversion rate [1.B] / Total irrigated acres [1.A]} \\ = \frac{4.10 \text{ cfs}}{250 \text{ acres}} = 0.0164 \text{ cfs/ac}$$

3. Old Application Rate per Acre (Qo) from Licensed Flow Rates:

License # 22-02244 @ 2.20 cfs / 214 ac
License # _____ @ _____ cfs / _____ ac
License # _____ @ _____ cfs / _____ ac

Total Licensed Rate = 2.20 cfs / 214 ac

Old Diversion Rate(Qo) = Licensed Flow Rate/# acres

$$Qo = \frac{2.20 \text{ cfs}}{208 \text{ acres}} = 0.0105 \text{ cfs/ac}$$

* only 208 acres now irrigated

4. Comparison of Diversion Rates if:

- A. Old Diversion Rate(Qo) > New Diversion Rate(Qc) : EXCLUDE Licensed Lands.

$$Qo(\#3) = \text{_____} > Qc(\#2) = \text{_____} \quad \text{GO TO ITEM \#5A.}$$

- B. New Diversion Rate(Qc) > Old Diversion Rate(Qo) : INCLUDE Licensed Lands.

$$Qc(\#2) = 0.0164 > Qo(\#3) = 0.0105 \quad \text{CONTINUE TO ITEM \#4.B.1}$$

1. Additional Flow Rate for Licensed Lands.

$$Qa = (Qc - Qo) \times (\# \text{ Lic. Ac.}) = \left[\left(\frac{0.0164}{\text{cfs/ac}} \right) - \left(\frac{0.0105}{\text{cfs/ac}} \right) \right] \times \left(\frac{208}{\text{acres}} \right) = 1.21 \text{ cfs}$$

2. Flow Rate for New Acreage. Total acres(#1.A) - Licensed acres(#3) = New Acres

$$\left(\frac{250}{\text{acres}} \right) - \left(\frac{208}{\text{acres}} \right) = 42 \text{ acres}$$

$$Qn = (Qc) \times (\# \text{ New Ac.}) = \left(\frac{0.0164 \text{ cfs/ac}}{\text{cfs/ac}} \right) \times \left(\frac{42 \text{ ac}}{\text{ac}} \right) = 0.69 \text{ cfs}$$

GO TO ITEM #5B.

5. Calculate Total Flow Rate to be licensed:

- A. Flow Rate excluding licensed land. Total Acres(#1.A) - Lic. Acres(#3) = New Acres

$$\left(\frac{\text{_____}}{\text{acres}} \right) - \left(\frac{\text{_____}}{\text{acres}} \right) = \text{_____ ac}$$

$$Qt = Qc(\#2) \times (\# \text{ New Acres}) = \text{_____ cfs/ac} \times \text{_____ ac} =$$

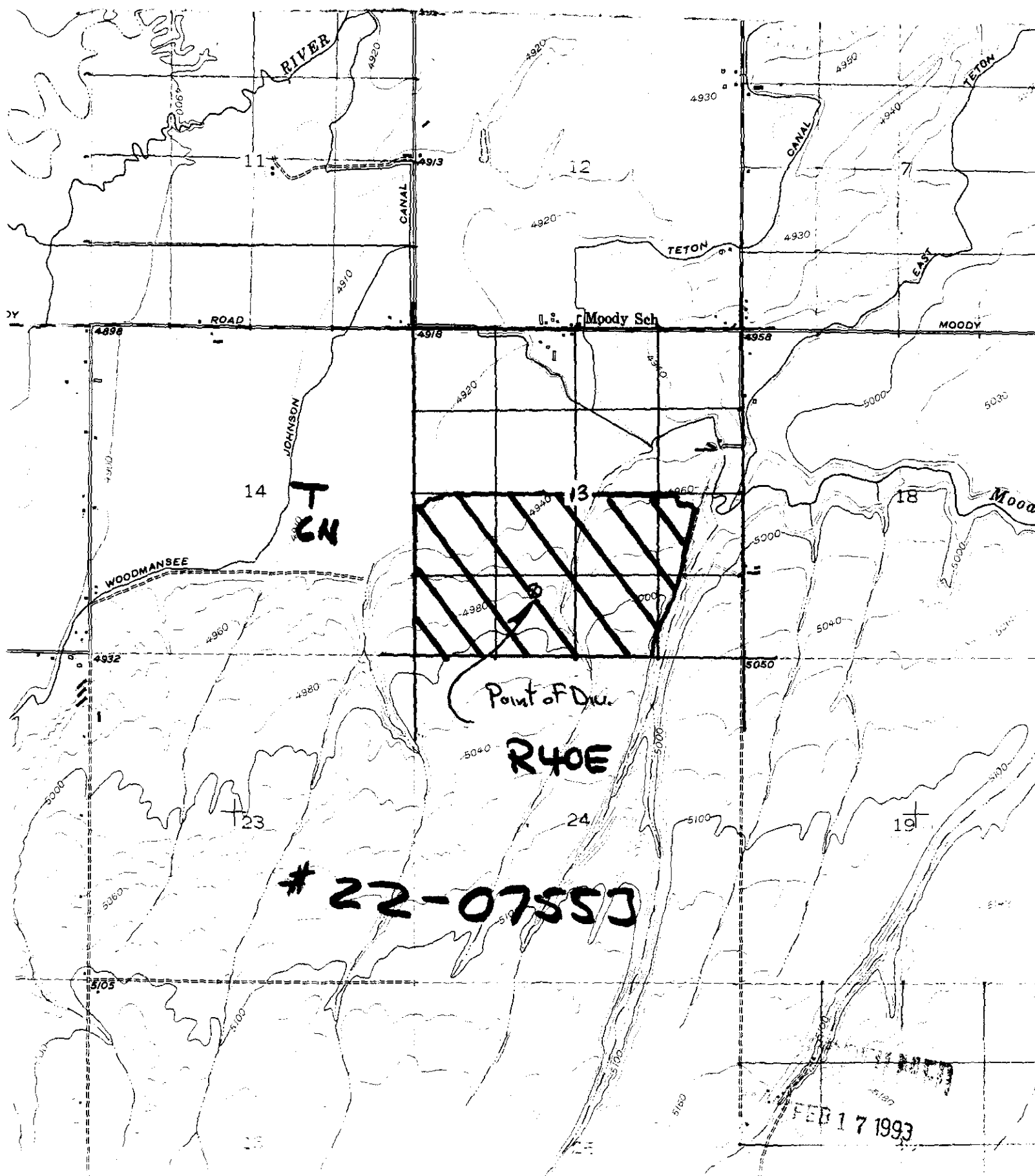
$$Qt = \text{_____ cfs}$$

- B. Flow Rate including licensed land.

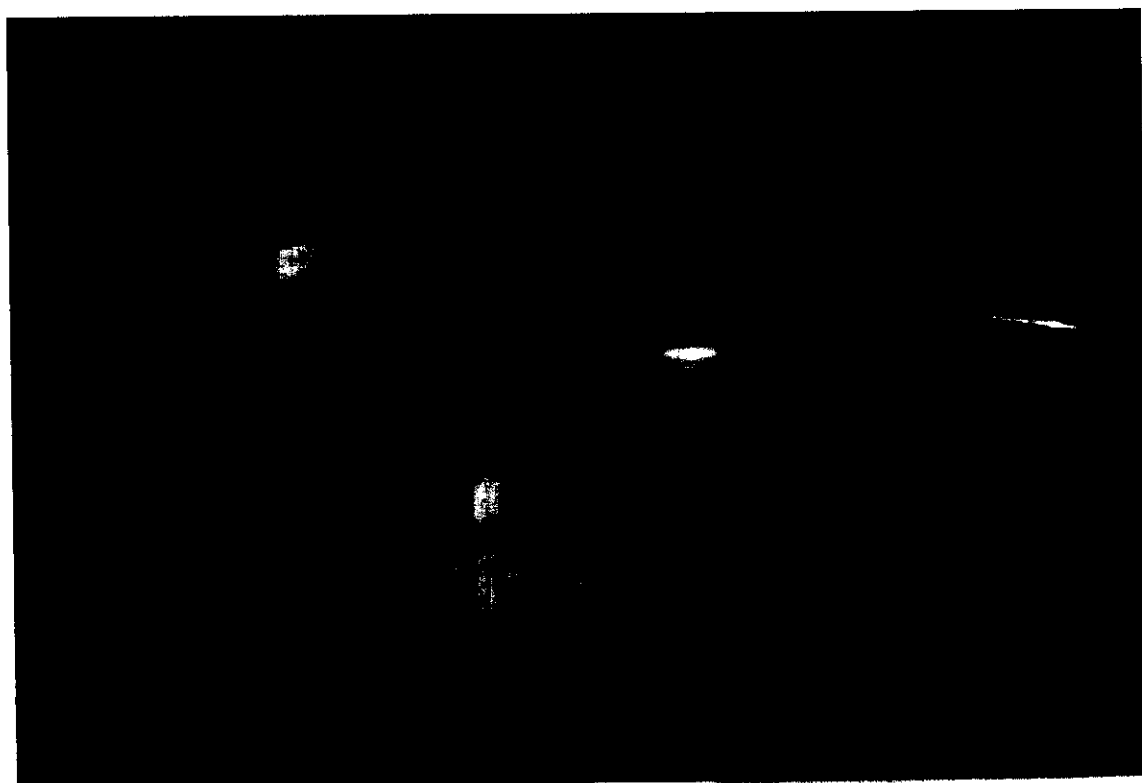
$$Qt = Qa(\#4.B.1) + Qn(\#4.B.2) = 1.21 \text{ cfs} + 0.69 \text{ cfs} =$$

$$Qt = 1.90 \text{ cfs}$$

FEB 17 1993



05



RECEIVED
FEB 17 1993

22-7553

February 6, 1992

ROBERT D. HUSKINSON
SUE R. HUSKINSON
1082 N. HILL ROAD
REXBURG ID 83440

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07553

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
FEB 06 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

JAN 21 1992

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 22-07553 Telephone No. 208-356-9115

2. Name(s) of Permit Holder(s): Robert D. Huskinson and Sue R. Huskinson

3. Post Office Address: 1082 N Hill Rd., Rexburg, ID 83440

4. Source of Water: groundwater

a. If ground water, well driller's name: Hopkins Bros. Date drilled: March 8, 1965

b. Pump horsepower: 200 h.p. Pressure (psi): 80 lbs. Dynamic pumping level (ft.): 145'

5. Extent of Use:

Domestic _____ (No. of households) Irrigation 253 (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

6. Total rate and/or volume for which proof is submitted 3.00 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes ☒ No Installed? Yes ☐ No

OR

Flow Measurement Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

8. Fee Enclosed: \$ 150.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Robert D. Huskinson
Name

208-356-9115

Telephone No.

1082 N Hill Rd., Rexburg, ID 83440

Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

1-16-92
Date

Robert D. Huskinson
Signature (and title if on behalf of a company or organization)

FEB 06 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 22-07553 Reviewed by Klg Date 2/4/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
NA Drilling permit required?
3/8/05 / Copy in the file? Drilling Permit No. _____
/ Amount paid for permit _____ Correct?
/ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
150 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
yes Installed?
NA Waiver requested?

PRIORITY CALCULATION

Date proof received NA _____
Date proof due _____ - _____
No. of days late _____ = _____
Priority Date _____ + _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____

Proof Made 1/21/92
2/6/92 Klg

January 31, 1992

ROBERT D. HUSKINSON
SUE R. HUSKINSON
1082 N. HILL ROAD
REXBURG ID 83440

PROOF DUE NOTICE

RE: PERMIT NO. 22-07553

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

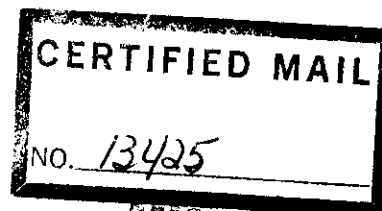
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



RECORDED

FEB 06 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 8, 1991

ROBERT D. HUSKINSON
SUE R. HUSKINSON
1082 N. HILL ROAD
REXBURG, ID 83440

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 22-07553

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of

MICROFILMED

APR 11 1991

Idaho for the use and benefit of the people within the state.
Conditions pertaining to a term review, annual use fee and
jurisdiction of the permit are trust water conditions.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MICROFILMED

APR 11 1991

APPLICATION FOR PERMIT REVIEW

Application #: 22-7553

Reviewer: Pam Skaggs

Date: 3-29-91

Existing:

No - 26A-P17
Complete in 1 year - P16

Yes

✓ Proof not submitted - P16
Proof submitted - N/A

Groundwater:

✓ GT. 0.7 cfs - 01G-P03, 01C-P03 (existing well)
LT. 0.7 cfs - N/A

Drilling Permit:

Approved w/permit - P99
✓ Not included - 046-P23 (All GW, even existing wells)

Location:

✓ Water Districts - WD No. 01
Surface water - 005, 005-01H-P01 (LT.7 w/pump)
005-01J-P08 (GT.7)
✓ Groundwater *Existing* - P05
Irrigation Districts - 023
Canal Co. Areas - 023
Drainage Districts - 024
Boise Front (63) - 058 (Groundwater)
✓ Swan Falls Flag - 7 (1, Blank or Other)
✓ Trust - 051-052-053-P74 (Cons.), 041 (DCMI, w/Irr
Non Trust - 048-049 or Irr & Dom)

River Basins:

(Surface Water) Water District Control Condition &....
Boise (63) - 11D-P72
Payette (65) - 047-P04, 059-P71
Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.)

Use:

Fish Propagation - 06A, 09E-P10 & 010 (Choose One), 042 (req.)
002-P06 (M.D.), 007 (Spec.), 044 (Policy 5G)
Power - Use Power Review
Mining - 06A or 010, 09E-P10 & 054 (req.)
Storage - 18A-for multiple measuring devices (In WD),
18B-P09 (Size)
Rec. & Aesthetic - 027 (Non-Consumptive)
Domestic - 021 (restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

Minimum Stream Flow:

Overlapping uses - 029-P20

✓ Beneficial Use Due Date: - 04-01-1992

Other Conditions Recommended Waive 4.5.3 Data per Jim Luke's Memo

ENCLOSURE

APR 11 1991

4-2-91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

FEBRUARY 12, 1991

The Rexburg Standard-Journal
Box 10
Rexburg, ID 83440

Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MARCH 11, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

RECEIVED
APR 11 1991

22-07553

APR 11 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 22-7553/Trust Water Processing & Rule 4,5. Info

DATE: 1-29-91

This application is a trust water filing which has come up for sequential processing under the appropriate rules and statutes. The applicant returned a trust water questionnaire claiming development prior to 1984. Both the questionnaire and application state that this filing was made to reflect a higher rate of diversion than what was given for an existing license covering the same land as this application. This application however does include an additional 39 acres not licensed under right 22-2244.

A place of use overlap report in the file shows that all of the land under the application was classified as irrigated by the department for the 1986 irrigation season. My review of a 1976 orthophoto confirms irrigation of the same land, including the 39 acres not licensed under 22-2244. All of the acreage under this filing should be considered non-trust acreage due to development prior to 10/1/1984. This supplemental filing however is still considered a trust filing due to its post 1984 priority date.

Since the development represented by this supplemental filing has been in place prior to 1984, potential impacts raised in review of information required under Water Appropriation Rule 4,5. have already been addressed. I therefore recommend waiving the information required by Water Appropriation Rule 4,5.

11 MED

1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED

JAN 28 1991

Application No. 22-7553

Department of Water Resources

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes xx No

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes xx No

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

At the time of examining completion of works & beneficial use under Permit G-32265, the system was not able to be turned on completely; therefore, a license was issued for only 2.2 cfs, on a system designed to deliver double that amount of water. Through an oversight by prior owners of the land, this examination was not (cont'd below)

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984.

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete.

5. If the permit is a supplemental filing please identify other water rights which are used on the same land. 2.2 cfs under License G32265/22-2244, all water pumped from one well at point of diversion.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant *[Signature]*

Date 1-17-91

contested and corrected. The system does pump 5.2 cfs and has done so since the date of priority (3-8-65), and therefore, the total amount of 5.2 cfs was in use and had been in use prior to October 1, 1984 (the Swan Falls contract). This application was made to correct the examination under Permit G-32265, a copy of which was attached to this Application for Permit. This application also includes an additional 39 acres watered by the system, since the time the system was installed.

APR 11 1991

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	SUM
2207553															
2200170	BIGLER	D	MOODY CREEK	06N	40E	13	X	X	X	X	:	:	:	:	40
2200265C	GARN	D	MOODY CREEK	06N	40E	13	:	:	:	:	40	:	:	:	214
2202244	HUSKINSON	L	GROUNDWATER	06N	40E	13	:	:	:	:	39	39	38	17	39
2207047	HUSKINSON	L	GROUNDWATER	06N	40E	13	:	:	:	:	:	:	:	:	13
2207498	HUSKINSON	P	GROUNDWATER	06N	40E	13	:	:	:	:	:	:	:	:	18
2207553	HUSKINSON	A	GROUNDWATER	06N	40E	13	:	:	:	:	39	39	39	38	253
	1986 MAPPING DATA ---	-	COUNTY 65 QUAD W	95	06N	40E	13	39	39	39	37	37	39	41	625

MICROFILMED

APR 11 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 7, 1991

RE: APPLICATION FOR PERMIT NO. 22-2533

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, or if the application proposes diversion of more than 5.0 cfs, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5. information notice will be sent to you after you return the questionnaire.

APR 11 1991

Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

RECEIVED
APR 11 1991

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	SUM
2207553	BIGLER	D	MOODY CREEK	06N	40E	13	X	X	X	X	:	:	:	:	40
2200170	GARN	D	MOODY CREEK	06N	40E	13	:	:	:	40	:	:	:	:	40
2200265C	HUSKINSON	L	GROUNDWATER	06N	40E	13	:	:	:	:	39	39	38	17	39
2202244	HUSKINSON	L	GROUNDWATER	06N	40E	13	:	:	:	:	:	:	:	13	214
2207047	HUSKINSON	P	GROUNDWATER	06N	40E	13	:	:	:	:	:	:	:	13	13
2207498	HUSKINSON	A	GROUNDWATER	06N	40E	13	:	:	:	:	39	39	39	38	18
2207553	1986 MAPPING DATA	-	COUNTY 65 QUAD W	95	06N	40E	13	39	39	39	37	37	39	41	253
															625

MICROFILMED
APR 11 1991

Form No. 202a
1/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

Dist. for staffing day 9-1-88
submitted for adv. HWS 9-16-88

SWAN FALLS HOW

INITIAL REVIEW BY SSD DATE 9/6/88 APPLICATION NUMBER 22 7553

R. Hershman

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☒ Overlapping point of diversion
 - ☐ Yes ☒ No Field check required
 - Field check by _____
 - ☐ Yes ☒ No Field report attached
 - ☐ Yes ☒ No Critical groundwater area
 - ☐ Yes ☒ No Groundwater management area
 - ☐ Yes ☒ No Send dam safety information
 - ☐ Yes ☒ No Send power requirement letter
 - ☐ Yes ☒ No Send fish farm requirement letter
 - ☐ Yes ☒ No Power residency affidavit
 - ☐ Yes ☒ No Power efficiency form
 - ☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
 - ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

RECEIVED
DEC 24 1990

Date Requested _____

Department of Water Resources

☒ Yes ☒ No 1. form for advertising
☒ Yes ☒ No Statewide advertising
☒ Yes ☒ No Fee amount, receipt date & No. recorded on application

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other

☐ Yes ☐ No Affidavit of publication received
☐ Yes ☐ No Application published correctly. If not, record action taken.

☐ Yes ☐ No Publication dates & paper, recorded on application

☐ Yes ☐ No Protests received

Final date for protest _____

☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application

☐ Yes ☐ No Recommendations attached

☐ Yes ☐ No Measuring device required

☐ Yes ☐ No Access port required

☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____

☐ Yes ☐ No Special conditions of approval or cover letter below.

☐ See below for additional information

Date of priority recommended

By _____ Date _____

☐ See below for additional information

By _____ Date _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from:

- | | | |
|---------------------------------------|---|--|
| ☐ City | ☐ Idaho Fish & Game | ☐ Irrigation District |
| ☐ County | ☐ Idaho Health & Welfare | ☐ Canal Company |
| ☐ Reservations | Division of Environment | ☐ Other _____ |

Project impacts/implications report

COMMENTS



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

September 30, 1988

Robert D. & Sue R. Huskinson
1082 N. Hill Road
Rexburg, ID 83440

RE: Application for Permit No. 22-07553

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 22-07553. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the REXBURG STANDARD-JOURNAL. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Ernest Carlsen
Water Rights Supervisor

EC/rb

REPROFILMED

APR 11 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 28, 1988

THE REXBURG STANDARD-JOURNAL
P.O. BOX 10
REXBURG, ID 83440

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before OCTOBER 24, 1988.

Yours truly,

Deena Green
Secretary

Encl.

MICROFILMED
APR 11 1991

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

MICROFILMED

APR 11 1991

22-07553

HUSKINSON, ROBERT D.
HUSKINSON, SUE R.
1082 N. HILL ROAD
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SESW Sec 13 T 06N R 40E

Use: IRRIGATION (3.000 CFS)

Date Filed: 8/25/1988

In: T06N R40E S13	NESW NESE	NWSW NWSE	SWSW SWSE	SESW SESE
-------------------	--------------	--------------	--------------	--------------

253.0 ACRES TOTAL

MICROFILMED
APR 11 1991

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before OCTOBER 24, 1988.

R. Keith Higginson, Director

Published 10/06/1988 & 10/13/1988

MICROFILMED

APR 11 1991