



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

December 31, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

TERRY A JONES
5888 SANDY AVE
EMMETT ID 83617

RE: PERMIT NO. 65-13961

Dear Mr. Jones:

The department acknowledges receipt of the Proof of Beneficial Use ("proof") form and the \$50.00 filing fee you filed. However, there is some information contained on the proof that is unclear or incomplete and that information may affect the license the department will issue. The next step is for the department to contact you to schedule a field examination to determine the rate of diversion and extent of the developed water right for the purpose of licensing the right.

According to your proof statement, you are diverting 30 gallons of water for stockwater of 1000 head of livestock. The department bases its license examination fee on a rate of diversion in cubic feet per second ("cfs"). A diversion of 30 gallons per minute equates to approximately 0.7 cfs, which the filing fee you paid would be appropriate. It appears that you were unable to develop full extent of the permitted uses of commercial and stockwater for a dairy. If you have completed those uses, you should file an amended proof statement.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office or at the department's website at: www.idwr.idaho.gov

If you have questions, please contact me at (208) 287-4942, or if you want to schedule the field examination please contact the regional office in Boise at (208) 334-2190.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Management Division

Enclosures

RECEIVED

Form No. 217
1/08

MAY - 3 2010

DEPARTMENT OF
WATER RESOURCES

RECEIVED

SEP 23 2008

STATE OF IDAHO DEPARTMENT OF
DEPARTMENT OF WATER RESOURCESSTATEMENT OF COMPLETION
FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY
 Amt. of Fee \$: 50.00
 Receipt No. 0081563
 Receipt By: [Signature]
 Date Received: 9/23/08

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has completed all work that will occur for the development of a water right and that water has been applied to beneficial use(s) to the extent described below. This form must be accompanied by a license examination fee, when necessary, or accompanied by a completed Beneficial Use Field Report prepared by a certified water right examiner. If you no longer own the property and want to convey this permit to the new owner, please complete an Assignment of Permit form and send it to the Department with a \$25.00 filing fee. Assignment forms are available from any Department office or at www.idwr.idaho.gov.

- Permit No. 65-13961 Telephone No. 208-365-8053
- Name of Permit Holder(s): Terry A. Jones
- Mailing Address: 5888 Sandy Ave City Emmett
State ID Zip 83617 Email: TAjonesmilk@earthlink.net
- Source of Water: Well If GROUND WATER (well), Date Drilled: mo. _____ / yr. _____
Well Driller: UNKNOWN - well existed when property was purchased in 1980 Drilling Permit Number: _____
- Extent of use(s) completed (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): 1000 hd / Dairy - Beef Horses.
Irrigation (No. of acres): 0 Other: _____
- Total rate of diversion or storage volume for which proof is submitted: 30 gpm per minute cfs OR _____ acre-feet.
- Compliance with a Measuring Device requirement and/or other Conditions of Permit: (Refer to the approval conditions on your permit and respond accordingly.)

Measuring Device: Is a measuring device required?
If yes, has the measuring device been installed?

Yes ☐	or No ☒
Yes ☐	or No ☐

Conditions of Permit: Does your permit require you to submit additional information in connection with your proof of beneficial use? (If yes, please list the conditions below and provide documents if necessary.)

Completed?	Yes ☐	or No ☐
Completed?	Yes ☐	or No ☐

- Fee Enclosed: \$ _____ (See Fee Schedule on back of the instructions for filing proof of beneficial use. Proofs filed without an appropriate fee, will be considered incomplete.)

- Person to contact to accompany the Department representative during field examination of the water system.

Name: Terry A. Jones Telephone Number: 208-365-8053
 Mailing Address: 5888 Sandy City Emmett
 State ID Zip 83617 Email: TAjonesmilk@earthlink.net

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted and applied to a beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Signature of permit holder: [Signature] Date: 9-19-08
 (include your title, if on behalf of company or organization)

RECEIVED

MAY - 3 2010

State of Idaho
Department of Water Resources

DEPARTMENT OF
WATER RESOURCES

Permit to Appropriate Water

NO. 65-13961

Priority June 29, 2000

Maximum Diversion Rate 0.90 CFS

This is to certify, that TERRY A JONES
5888 SANDY AVE
EMMETT ID 83617

has applied for a permit to appropriate water from.

Source: GROUND WATER

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>
STOCKWATER	01/01 to 12/31	0.63 CFS
COMMERCIAL	01/01 to 12/31	0.27 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	SW $\frac{1}{4}$ SW $\frac{1}{4}$	Sec 12, Twp 07N, Rge 03W, B M., GEM County
GROUND WATER	NW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 13, Twp 07N, Rge 03W, B M., GEM County
GROUND WATER	NW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec 13, Twp 07N, Rge 03W, B M., GEM County

PLACE OF USE: STOCKWATER and COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 03W 11													X			X	
07N 03W 12							X	X	X	X	X				X		
07N 03W 13						X											

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 01, 2008**.
2. Subject to all prior water rights
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department
4. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control
5. 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
6. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

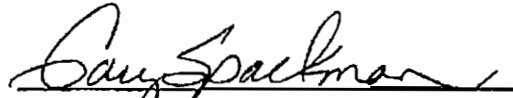
MICROFILMED

JUN 2 2000

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 65-13961

7. Use of water under this right may be affected by an agreement between the protestant and the right holder.
8. Failure of the right holder to comply with any condition of approval is cause for the Director to void this permit.
- 9 Stockwater use is for 1300 dairy cattle
- 10 Commercial use is for a dairy
- 11 The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 1st day of October, 20 03


KARL J DREHER, Director

MICROFILMED

NOV 26 2009