

X			

This plat is made for locational purposes only
no liability is assumed hereto for any
incorrectness with actual survey.

N

NW 1/4 NW 1/4 of Section 2,
Township 6 South, Range 33 E.B.

SCALE FOR QUARTER SECTION,
400 FT. = 1 inch

Each side large blue squares - 10 chains, 40 rods, 860 feet; area of square 10 acres.
Each side small red squares - 2.5 chains, 10 rods, 105 feet; area of square .625 of 1 acre.

HIS SKETCH IS MADE SOLELY FOR
THE PURPOSE OF ASSISTING IN
LOCATING THE PREMISES. THE
COMPANY ASSUMES NO LIABILITY
FOR ALLEGED LOSS OR DAMAGE WHICH
MAY RESULT FROM RELIANCE ON THIS

Alan
Monroe

MAP

Handlines

mainline

669.85'

Government Road

Parcel 1

PARCEL 2

MICROFILMED

OCT 02 2001

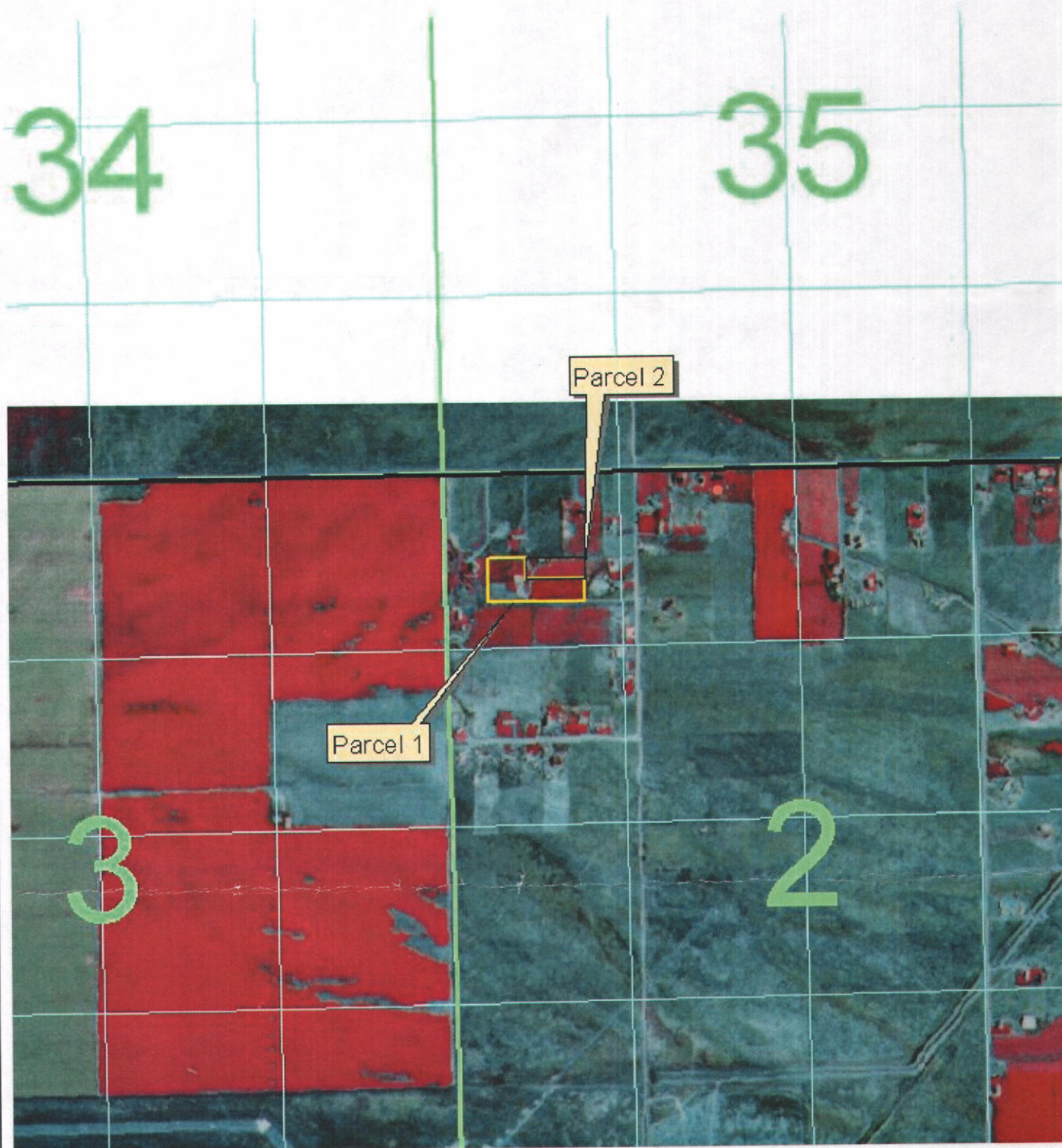
SCALE FOR QUARTER QUARTER
SECTION. 200 Ft. = 1 inch

Each side large blue squares = 5 chains, 20 rods, 330 feet; area of square 2.5 acres.
Each side small red squares = 1.25 chains, 5 rods, 82.5 feet; area of square .15625 of 1 acre.

OCT 02 2001

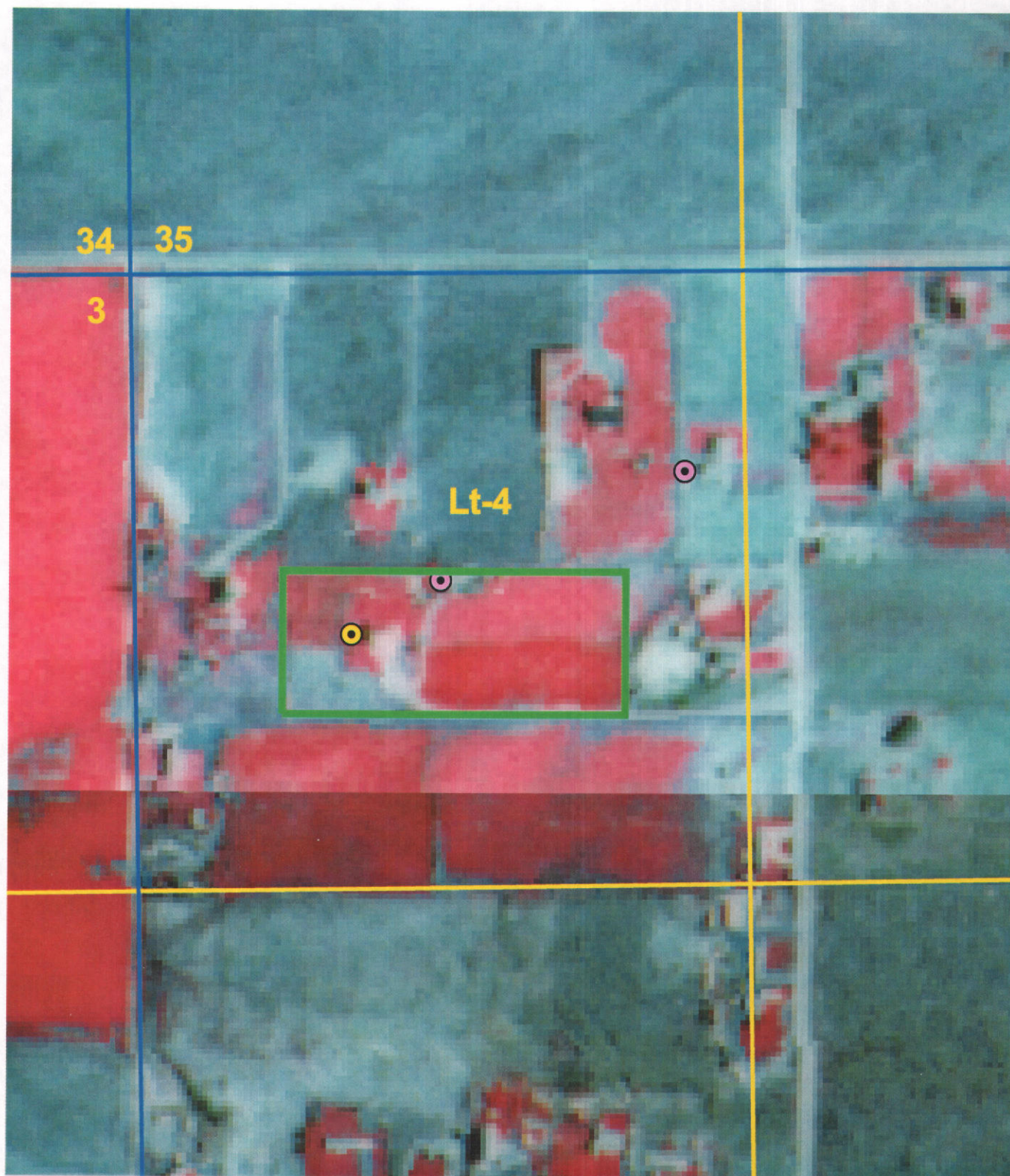
1987 NAPP Photo
Sheet

COGO Sketch of legal description for
change of ownership 29-12276



MICROFILMED
OCT 02 2001

29-13194



T6S, R33E, sec 2

MICROFILMED
JAN 09 2003



29-13194
pod/pou

REPROFILMED
JAN 09 2003

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 29-13194

Priority: June 28, 2001

Maximum Diversion Rate: 0.09 CFS
Maximum Diversion Volume: 20.0 AF

It is hereby certified that JEANNE S HENDRICKS And DAVID A LYNCH
1818 GOVERNMENT RD
POCATELLO ID 83204 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated June 28, 2001; and have
submitted Proof of Beneficial Use on June 18, 2002. An examination indicates that the works have a
diversion capacity of 0.09 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	0.09 CFS	20.0 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER L4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 2, Twp 06S, Rge 33E, B.M., POWER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S 33E 2							5.0										5.0
						L 4											

Total Acres: 5

CONDITIONS OF APPROVAL

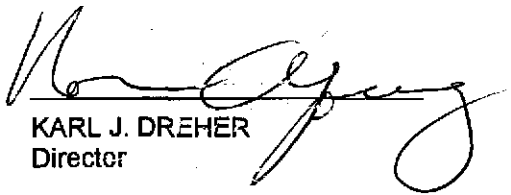
1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 18TH day of NOVEMBER, 2002.

MICROFILMED
JAN 3 9 2003

Acting for


KARL J. DREHER
Director

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF PERMIT NO.)
29-13194 IN THE NAME OF JEANNE)
S. HENDRICKS)
_____)

PRELIMINARY ORDER

FINDINGS OF FACT

1. On September 5, 2001, the Department of Water Resources ("department") issued Permit No. 29-13194 ("permit") to Jeanne S. Hendricks ("permit holder") with a condition of approval requiring the permit holder to submit proof of application of water to beneficial use ("proof") to the department on or before January 1, 2001.
2. The proof due date should have been designated as January 1, 2002.

CONCLUSIONS OF LAW

1. Section 42-204, Idaho Code, provide in pertinent part as follows:

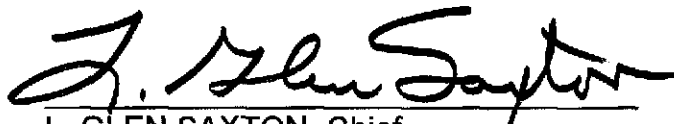
Sixty (60) days before the date set for the completion of the appropriation of water under any permit, the department shall forward a notice to the applicant by certified mail at his address of record of the date for such completion, which said notice shall advise the applicant of the necessity of submitting an affidavit of completion or a request for an extension of time on or before said date; ...
2. The department should designate a revised date by which the permit holder is required to submit proof, said date providing at least a 60-day period in which the department could send notice to the permit holder as provided in Section 42-204, Idaho Code.

ORDER

IT IS THEREFORE HEREBY ORDERED that Condition of Approval No 1. for Permit No. 29-13194 is changed to read as follows:

1. Proof of application of water to beneficial use shall be submitted on or before **July 1, 2002.**

Dated this 30th day of November, 2001.


L. GLEN SAXTON, Chief
Water Allocation Bureau

10 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

JUN 19 2002

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have developed 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, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 29-13194 Telephone No. 208-233-1889

2. Name of Permit Holder(s): Jeanne S. Hendricks + David A Lynch

3. Mailing Address: 1818 Government Road

City Pocatello State ID Zip 83204

4. Source of Water: Well If **GROUNDWATER** (well), Date Drilled: mo June yr. 1976

Well Driller: Unknown Drilling Permit Number: N/A

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 5.0 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: .15 cfs OR _____ acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes / or No ✓

Has the measuring device been installed?

Yes / or No _____

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Jeanne Hendricks Telephone Number: 208-233-1889

Address: 1818 Government Road Pocatello, Idaho

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. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Jeanne Hendricks Date: 6/10/02

(include your title, if on behalf of company or organization)

MICROFILMED

JUL 10 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 29-13194

Priority: 06/28/2001

Maximum Diversion Rate: 0.15 CFS

This is to certify, that JEANNE S HENDRICKS
1818 GOVERNMENT RD
POCATELLO ID 83204

And

DAVID A LYNCH
1818 GOVERNMENT RD
POCATELLO ID 83204

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>
IRRIGATION	04/01 to 10/31	0.15 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2, Twp 06S, Rge 33E, B.M. BANNOCK County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S 33E 2					5.0												5.0
					L 4												

Total Acres: 5.6

1. Proof of application of water to beneficial use shall be submitted on or before January 1, 2001.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. This permit does not authorize the construction of any new well or the deepening or enlargement of any existing well.
5. This right does not authorize the irrigation of land not previously irrigated.
6. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
7. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
8. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

MICROFILMED

OCT 9 2 2001

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 29-13194

CONDITIONS OF APPROVAL

9. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of

the Director, affixed at Boise, this 5th day of September, 2001.


KARL J DREHER, Director

MICROFILMED

OCT 02 2001

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 15 2001

APPLICATION FOR PERMIT

JUN 25 2001

Department of Water Resources

To appropriate the public waters of the State of Idaho

Department of Water Resources
Eastern Region

1. Name of Applicant Jeanne S Hendricks and David A. Lynch Phone 208 233 1889
 Mailing address 1818 Government Rd Pocatello ID 83204
2. Source of water supply Ground Water which is a tributary of _____
3. Location of point of diversion is Township 6S Range 33E Sec. 2, in the _____ 1/4,
NW 1/4, NW 1/4, Govt. Lot _____, B.M., Bannock County;
 additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 0.17 for irrigation purposes from 4/1 to 10/31 (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)
- 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) 0.17 and/or (b) _____
 cubic feet per second acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source Well, pump, machine
to handlines
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
 reservoir capacity _____ acre-feet
- 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? _____
- e. If well is already drilled, when? _____; Drilling firm _____
 Well was drilled for (well owner) _____; Drilling Permit No. _____

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

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

- a. Hydropower; show total feet of head and proposed capacity in kW.
- b. Stockwatering; list number and kind of livestock.
- c. Municipal; show name of municipality.
- d. Domestic; show number of households.
- e. Other; describe fully. _____

Receipt # E026829
 B. Conter 6/15/01

MAILED
 OCT 02 2001

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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	
6S	33E	2					5.6												5.6

Total number of acres to be irrigated 5.6

10. Describe any other water rights used for the same purposes as described above. Domestic uses claimed under 29-12276

11. a. Who owns the property at the point of diversion? applicants
b. Who owns the land to be irrigated or place of use? applicants

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

12. Remarks: This is an application for license of irrigation developed in 1976 by former owners. This is a pre-moratorium exemption application.

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

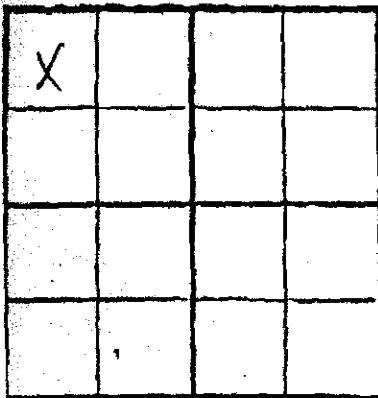
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

OCT 12 2001

Donny L. & Joanne Steudrich
Signature of Applicant (and title, if applicable)

Received by BC Date _____ Time _____ Preliminary check by _____

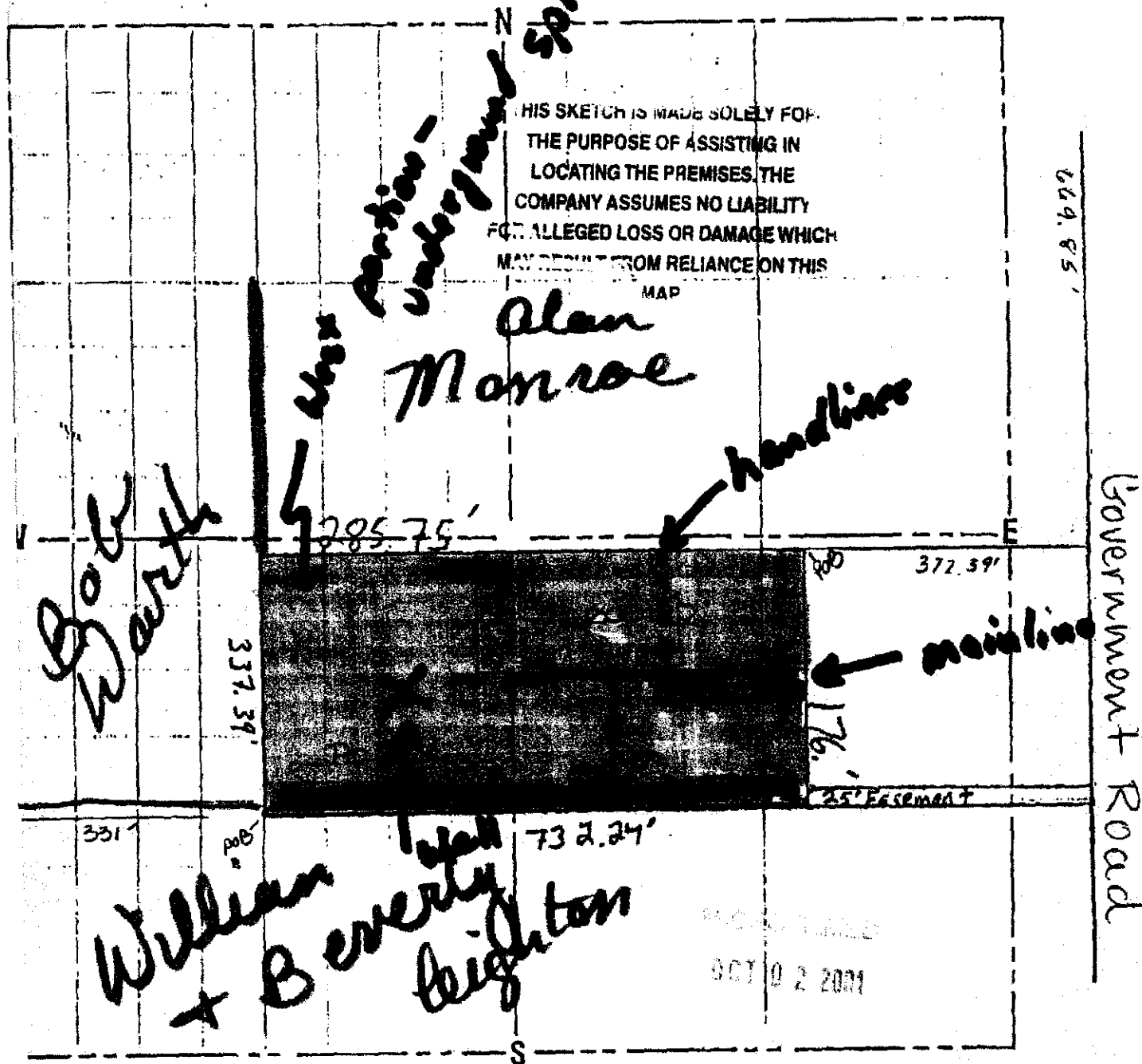
Fee \$ 100.00 Received by BC # EO26829 Date 6-15-01
Publication prepared by SC Date 7/19 & 7/26/01 Published in Idaho State Journal
Publication approved SC Date 8/6/01



This plat is made for locational purposes only
no liability is assumed hereto for any
incorrectness with actual survey.

N NW 1/4 NW 1/4 of Section 2,
Township 6 South, Range 33 E.S.

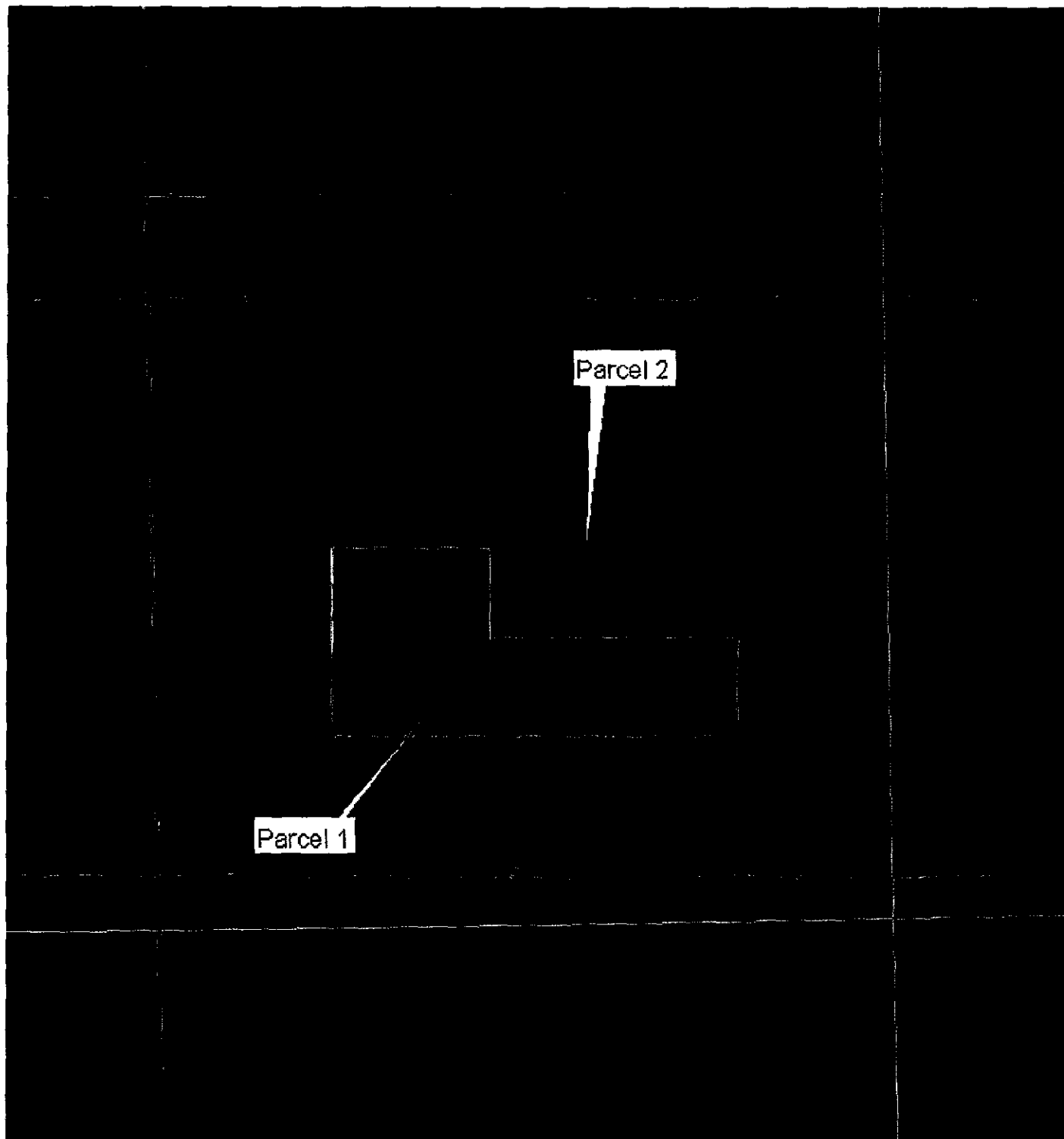
SCALE FOR QUARTER SECTION. (Each side large blue squares = 10 chains, 40 rods, 660 feet; area of square 10 acres.
400 Ft. = 1 inch)
(Each side small red squares = 2.5 chains, 10 rods, 165 feet; area of square .625 of 1 acre.)



SCALE FOR QUARTER QUARTER
SECTION. 200 Ft. = 1 inch

(Each side large blue squares = 5 chains, 20 rods, 330 feet; area of square 2.5 acres.
Each side small red squares = 1.25 chains, 5 rods, 82.5 feet; area of square .15625 of 1 acre.)

COGO Sketch of legal description for
change of ownership 29-12276



6S 33E 2, NWNW

1981 NAPP Photo
Jef

COGO Sketch of legal description for
change of ownership 29-12276

34

35

Parcel 2

Parcel 1

3/1/00
3/1/00 0 2 2000

to whom it may concern:

We, the undersigned, irrigated our total acreage on Govt. Rd. from the time our well was put in in the summer of 1976, until we sold the property 20 yrs later.

Our sprinkler head count on the East side was 10 heads. Each was 5 G.P.M.

The West side was 10-12 ~~heads~~ heads of 3-4 G.P.M. each.

We also had an automatic sprinkler system in our yd.

We raised Limousine cattle, Holstein calves, pigs, sheep, chickens to eat and for eggs, a big garden, pasture and a portion for hay.

Signed

Monte Munten

6-15-01

RS.

OCT 02 2001

MEMORANDUM

To: Harold Jones

Fr: Bryce Contor

Date: 6/28/01

Re: Hendricks / Lynch Application for Permit

This is an additional affidavit documenting pre-1987 development of the irrigation for which Jeanne Hendricks & David Lynch have applied for a permit.

This is the same POB as domestic AS recommendation 29-12276

Bryce A. Contor

2001 0 2 2001

June 28, 2001

To Whom It May Concern:

We have lived on our property at 1338 Syphon Rd since the mid-seventies. The Munden family moved in as neighbors a couple of years later. Their home is borders on the east property line of ours. We observed he ran 2 2 inch lines on the east end of his property and later installed an unground sprinkler system on the west end pasture and we remember him sprinkling with that every year.

Roland Munden

Vivian Wirth

6-28-01



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 19, 2002

JEANNE S HENDRICKS
DAVID A LYNCH
1818 GOVERNMENT RD
POCATELLO ID 83204

RE: License No. 29-13194 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

JAN 9 9 2003

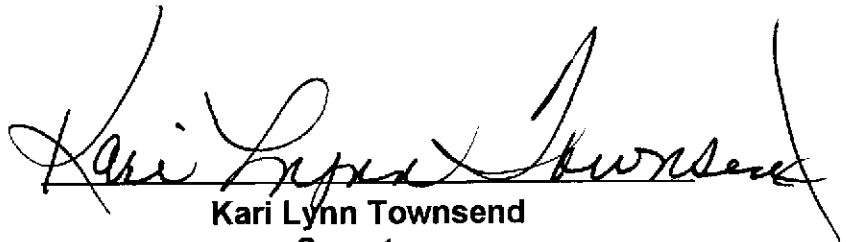
CERTIFICATE OF SERVICE

I hereby certify that on November 19, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

29-13194

DAVID A LYNCH
JEANNE S HENDRICKS
1818 GOVERNMENT RD
POCATELLO ID 83204



Kari Lynn Townsend
Secretary

MICROFILMED
JAN 09 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED

JAN 3 9 2003

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
JAN 09 2003

LICENSE REVIEW CHECKLIST

Permit No. 29-13194 Date: 11-12-02 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): Claim 29-12276 for D+S

File reviewed Profile reports printed

not finalized yet - (11-12-02)

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.15 cfs

Fee Limit 0.20 cfs

Measured 0.09 cfs

Theoretical 0.09 cfs

Recommended Total Diversion Rate 0.09

Water Uses OK

Change (P46)

Season of Use per new Standards

4-1 10-31

Irrigation 0.09 cfs 20. af

Stockwater 0.09 cfs 20. af

Domestic 0.09 cfs 20. af

0.09 cfs 20. af

0.09 cfs 20. af

Total 0.09 cfs 20. af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

0.09 cfs x 1.9835 x 214 days = 38.2 af (vs) 5 acres x 4.0 (FHR) = 20.0 af
3.0 (con)

Remarks:

Additional Conditions

Watermaster Control

GW Measurement/Measuring Device

Other

Trust R55 - remove 051)

Non-trust (048)

GW Dist?

Water Msmt. Dist?

Crit. GWMA?

GWMA?

Government Lots? yes

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? NO

Adjust memo

Amend Letters

P87, S06

Second Amendment Notice

S06

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-12276 V1

WATER RIGHT NUMBER: 29-12276 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MONTE D MINDEN 1818 GOVERNMENT RD POCATELLO, ID 83202 (208)237-1394
Original Owner	DARLA K MINDEN 1818 GOVERNMENT RD POCATELLO, ID 83202 (208)237-1394
Current Owner	JEANNE S HENDRICKS 1818 GOVERNMENT RD POCATELLO, ID 83204 (208) 233 1889
Current Owner	DAVID A LYNCH 1818 GOVERNMENT RD POCATELLO, ID 83204 (208) 233 1889

Priority Date: 06/01/1976

Basis: Beneficial Use

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	
STOCKWATER	01/01 to 12/31	0.040 CFS	
<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER L4 (SW1/4NW1/4NW1/4) Sec. 2, Twp 06S, Rge 33E, B.M.
 POWER County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	33E	2						X											
								L 4											

STOCKWATER same as DOMESTICConditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-12276 V1

1. C18 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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N12 THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:Comments:

1. bcontor 6/18/2001 Irrigation

Comment: No proof of beneficial use for irrigation prior to March 1963, irrigation portion disallowed. Claimants have applied for pre-moratorium exemption permit.

2. bcontor 6/18/2001 Historical ben use.

Comment: Documentation in file establishes domestic and stock use, remark not coded.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 28 2002

Department of Water Resources

A. GENERAL INFORMATION

Permit No: 29-13194

Exam Date: 8/19/2002

1. Current Owner: JEANNE S HENDRICKS
1818 GOVERNMENT RD
POCATELLO ID 83204
(208) 233 1889

And

DAVID A LYNCH
1818 GOVERNMENT RD
POCATELLO ID 83204
(208) 233 1889

2. Accompanied by:

Phone No:

Address:

Relationship to Permit Holder:

David A Lynch

3. SOURCE

TRIBUTARY

GROUND WATER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: *NONE*
2. Other water rights with the same point of diversion: *29-12276 (D/S)*

C. DIVERSION AND DELIVERY SYSTEM

1. LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER

L4 NW1/4NW1/4

Sec. 2, Twp 06S, Rge 33E, B.M.

BANNOCK County

Method of Determination:

GPS/FE

2.

PLACE OF USE:

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
06S	33E	2	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	5.0
								5.0											
								L4											

Total Acres: 5

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JAN 09 2003

Method of Determination:

3. ☐ Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.
- ☒ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.
- ☒ Aerial Photo Attached (required for irrigation of 10+ acres).
- ☒ Photo of Diversion and System Attached

4.

<u>Well or Diversion ID No.*</u>	<u>Motor Make</u>	<u>Hp</u>	<u>Motor Serial No.</u>	<u>Pump Make</u>	<u>Pump Serial No. or Discharge Size</u>
Franklin Elec	5hp			submersible	

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

D. FLOW MEASUREMENTS

1.

<u>Measurement Equipment</u>	<u>Type</u>	<u>Make</u>	<u>Model No.</u>	<u>Serial No.</u>	<u>Size</u>	<u>Calib. Date</u>

2. Measurements:

$$8 \text{ birds at } 5 \text{ gallon/minute} = 40 \text{ gpm} \\ \frac{40}{448.83} = 0.09 \text{ cfs}$$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

Measured Method:

$$8 \text{ birds} \times 5 \text{ gpm} = 40 \text{ gpm}$$

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JAN 09 2003

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5 \times 4 = 20 \text{ AF/A}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 0.09 \times 214 \times 1.9835 = 38$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 20 \text{ AF/A}$$

2. Volume Calculations for Other Uses:

G. NARRATIVE/REMARKS/COMMENTS

well/pump to sprinklers and one home. 5hp franklin electric pump 6" well
address 1818 government road

Have conditions of permit approval been met? ☒ Yes ☐ No

H. RECOMMENDATIONS

1. Recommended Amounts

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.090 CFS	20.00 AF
<u>Totals:</u>		0.090 CFS	20.00 AF

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

I. AUTHENTICATION

Field Examiner's Name

DAVE CARLSON

Date

10/22/2002

Reviewer

J.W. Jones

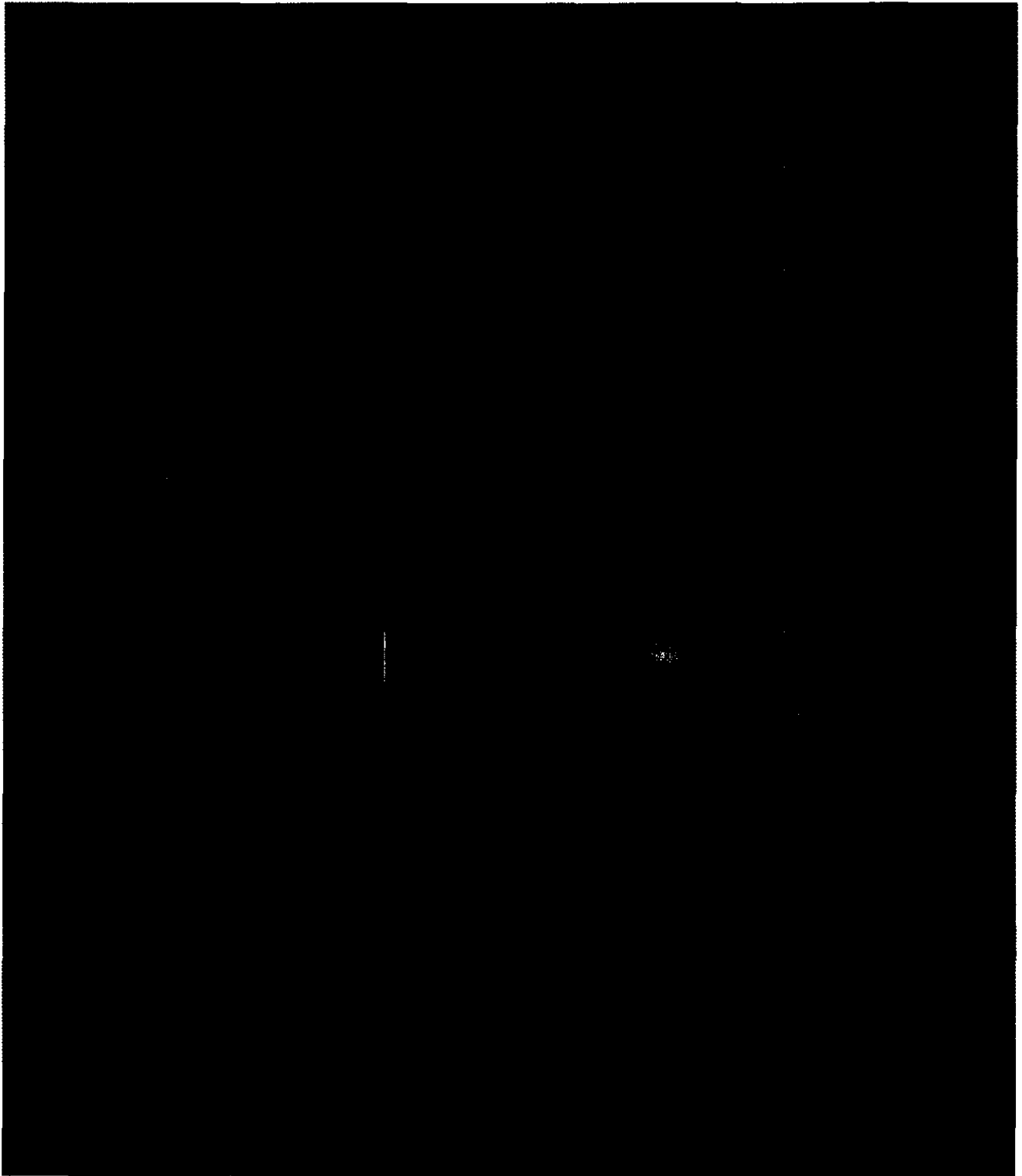
Date

10-23-2002

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JAN 09 2003

29-13194



T6S, R33E, sec 2

MICROFILMED
JAN 09 2003



29-13194
pod/pou

UNRECORDED
JAN 09 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 3, 2002

JEANNE S HENDRICKS
DAVID A LYNCH
1818 GOVERNMENT ROAD
POCATELLO ID 83204

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-13194

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights 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.

If you have questions, please contact the **Eastern** Regional Office of the department in Idaho Falls at (208) 525-7161.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

MICROFILMED

JUL 10 2002

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 29-13194

Reviewed By: dgibson

Date: July 2, 2002

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		E026829, C062804	Well driller's report filed?		
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		06/18/2002
Date proof due	-	07/01/2002
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	06/28/2001
New priority date	=	06/28/2001

Deficiencies of Actions Items

Acknowledge proof.

April 30, 2002

JEANNE S HENDRICKS
DAVID A LYNCH
1818 GOVERNMENT RD
POCATELLO, ID 83204

PROOF DUE NOTICE

RE: PERMIT NO. 29-13194

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 July 01, 2002. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed 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.

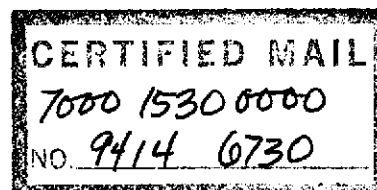
Sincerely,

Deborah J. Gibson, Admin. Assistant
Water Allocation

Enclosures

MICROFILMED

JUL 10 2002





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 3, 2001

JEANNE S HENDRICKS
DAVID A LYNCH
1818 GOVERNMENT RD
POCATELLO ID 83204

Re: Permit No. 29-13194

Dear Water Right Holder(s):

The Department of Water Resources (the department) has issued the enclosed preliminary order. Pursuant to Section 67-5243, Idaho Code, it can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at (208) 327-7953.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosures

Cc: Regional Office
Sharla Curtis

MICROFILMED

JUL 10 2002

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the Department of Water Resources (Department) pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after a) the service date of a preliminary order, b) the service date of a denial of a petition for reconsideration from this preliminary order, or c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 29-13194

WATER RIGHT NUMBER: 29-13194

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JEANNE S HENDRICKS 1818 GOVERNMENT RD POCATELLO, ID 83204 (208) 233 1889
Current Owner	DAVID A LYNCH 1818 GOVERNMENT RD POCATELLO, ID 83204 (208) 233 1889

Priority Date: 06/28/2001

Basis:

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.150 CFS	
	<u>Total Diversion:</u>	0.150 CFS	

Location of Point(s) of Diversion

GROUND WATER	L4 NW1/4NW1/4	Sec. 2,	Twp 06S,	Rge 33E, B.M.
BANNOCK County				

Place of UseIRRIGATION Within BANNOCK County

T06S R33E S02 Lot 4 NWNW 5.0

Conditions of Approval:

1. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. 074 This right does not authorize the irrigation of land not previously irrigated.
3. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. 068 This permit does not authorize the construction of any new well or the deepening or enlargement of any existing well.

Remarks:

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JUL 10 2002

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 29-13194

Dates and Other Information:

Permit Proof Due Date: 7/1/2002
Permit Proof Made Date:
Permit Approved Date: 9/5/2001
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Field Exam Date:
Date Sent to State Office:
Date Received at State Office:
State or Federal:
Owner Name Connector: And
Water District Number:
Generic Max Rate Per Acre: 0.03
Generic Max Volume Per Acre: 4
Swan Falls Trust or Nontrust: N
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

MICROFILMED

JUL 10 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 6, 2001

JEANNE S HENDRICKS
DAVID A LYNCH
1818 GOVERNMENT RD
POCATELLO ID 83204

RE: Permit No. 29-13194

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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 into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

MICROFILMED

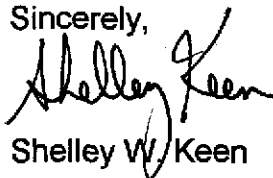
OCT 02 2001

Please note that one of the conditions of approval on your permit requires that you measure your diversion and record other important hydrologic and physical features and report them annually to the Department. The Department will shortly send you further information about measuring devices, flow estimation using power records, and annual reporting forms. If you have questions about the measuring and reporting requirements, please call the Department at (208) 327-7900 and ask for someone in the Water Distribution Section.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

OCT 02 2001

CERTIFICATE OF MAILING

I hereby certify that on September 6, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 29-13194

**JEANNE S HENDRICKS
DAVID A LYNCH
1818 GOVERNMENT RD
POCATELLO ID 83204**


**Kari Lynn Townsend
Secretary**

MICROFILMED

OCT 02 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

To: File 29-13194

From: Sharla

Date: September 4, 2001

Re: Number of Acres and Rate of Diversion

On this date I spoke with Jeanne Hendricks concerning the number of acres requested at 0.03 cfs/ac. I explained that we allow 0.03 cfs/ac for filings up to 5 acres total. She told me that they had listed 5.6 acres because that's their total property description. She didn't realize that the house, driveway, sidewalks, etc. should be taken off the number of acres identified for actual irrigation. She then gave me her approval to limit the permit approval to the irrigation of a total of 5 acres and the diversion rate of 0.15 cfs.

MICROFILMED
OCT 02 2001

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS
Reviewed by Sharla Curtis on 8/24/01

No. 29-13194 Name: Lynch/Hendricks Corp. Officers N/A Ad ok _____ Govt Lots _____

AREA OF CONCERN: No/Yes ESPA Moratorium pre-1987 dev. GWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

Trust - 051 (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

BENEFICIAL USE DUE: 4/1/01 2002

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE
WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WB

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (07) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL

Restricted area - 022,075
Irr., GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-042-106
DOMESTIC
Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
- 070-071-075 (no parks/common areas)
> 1 in restricted area - WB5
Irr separate or none allowed - 065-104
GW w/irrigation from SW evident - W03 (2500 gpd - meets domestic def
Moratorium approvable i.e. D/convenience store)

IRRIGATION SEASON 4/1 - 10/31 (Per updated map)

IRR VOLUME/ACRE 4.0

OTHER CONDITIONS/REMARKS _____

COMMENTS _____

AUG 15 2001

* Pre-1982 development
implied

- In advertising use remark
on the entire version

Department of Water Resources

Dist. for staffing
Submitted for advertising 6-28-01

Form No. 202
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS PERMIT

Hendricks / Lynch

INITIAL REVIEW BY HWT DATE 6-25-01 APPLICATION NO. 29-13194

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 signatory 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 _____

_____ Date Requested _____

<u>SEND COPIES TO</u>	_____ 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 6-15-01

By [Signature] Date 8-7-01

See below for additional information

By _____ Date _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other

Project impacts/implications report

COMMENTS

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page or a sheet of stationery. There is no handwriting or other markings on the page.

RECEIVED

JUL 30 2001

Department of Water Resources
Eastern Region

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

LN7506

KAREN MASON

NOTICE

The following applica-
tions(s) have been
filed to appropriate
the public waters of
the State of Idaho:
29-13194

Jeanne S. Hendricks
David A. Lynch
1818 Government
Road
Pocatello, Idaho 83204

Points(s) of Diversion:
NWNW S2 T06S
R33E, BANNOCK,
County

Source GROUND WA-
TER
Use: IRRIGATION
04/01 To 10/31 0.17
CFS
Total Diversion 0.17
CFS

Date Filed: 06/28/2001
Place of Use: IRRIGA-
TION
T06S R33E S2
NWNW
Number of Acres: 5.6

This application is for
irrigation developed
in 1976 by the former
owners.

Permits will be subject
to all prior water
rights. Protests may
be submitted based
on the criteria of Sec
42-203A, Idaho
Code.

Any protest against the
approval of this ap-
plication must be
filed with the Direc-
tor, Dept. of Water
Resource, Eastern
Region, 900 N. Sky-
line Dr., Ste. A, Ida-
ho Falls, ID 83402
together with a pro-
test fee of \$25.00 for
each application on
or before August 6,
2001. The protestant
must also send a
copy of the protest to
the applicant.

Karl J. Dreher, Director
July 19, 26, 2001
LN7506

being first duly sworn on oath deposes and says: That SHE
was at all times herein mentioned a citizen of the United States
of America, more than 21 years of age, and the Principal Clerk
of THE IDAHO STATE JOURNAL, a daily newspaper,
printed and published at Pocatello, Bannock County, Idaho, and
having a general circulation therein.

That the document or notice, a true copy of which is
attached, was published in the said IDAHO STATE JOURNAL
on the following dates, to-wit:

<u>JULY 19</u>	, 2001	<u> </u>	, 2001
<u>JULY 26</u>	, 2001	<u> </u>	, 2001
<u> </u>	, 2001	<u> </u>	, 2001
<u> </u>	, 2001	<u> </u>	, 2001

That said paper has been continuously and uninterruptedly
published in said County for a period of seventy-eight weeks
prior to the publication of said notice of advertisement and is a
newspaper within the meaning of the laws of Idaho.

Karen Mason

STATE OF IDAHO
COUNTY OF BANNOCK

On this 26TH day of JULY in the year of 2001, before
me, a Notary Public, personally appeared KAREN
MASON, 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 acknowledge to me that he executed the
same.

Lori A. Schot
Notary Public for Idaho

Residing at POCATELLO

My commission expires: FEBRUARY 2003

2001 JUL 30 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

July 11, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JEANNE S HENDRICKS
1818 GOVERNMENT ROAD
POCATELLO ID 83204

RE: Application for Permit No 29-13194

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the Idaho State Journal on July 19 and 26, 2001. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). 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.

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

Sincerely,

Harold W Jones
Water Right Supervisor

HWJ:sc

OCT 02 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 11, 2001

Legal Notice Department
IDAHO STATE JOURNAL
PO BOX 431
POCATELLO ID 83204

RE: Application for Permit No. 29-13194

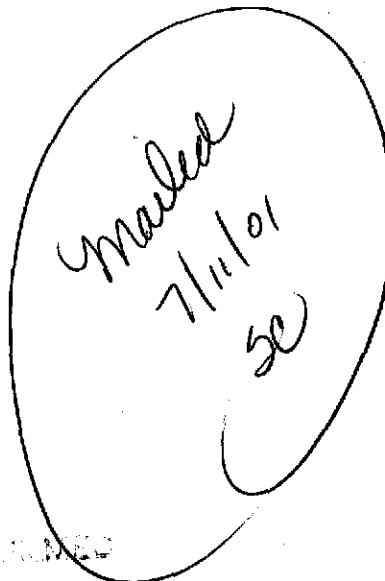
Dear LEGAL NOTICE DEPARTMENT:

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 August 6, 2001. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant



MICROFILMED

OCT 02 2001

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

29-13194

JEANNE S HENDRICKS
DAVID A LYNCH
1818 GOVERNMENT ROAD
POCATELLO ID 83204

Point(s) of Diversion: NWNW S2 T06S R33E, BANNOCK County

Source GROUND WATER

Use: IRRIGATION 04/01 To 10/31 0.17 CFS

 Total Diversion: 0.17 CFS

Date Filed: 06/28/2001

Place Of Use: IRRIGATION

T06S R33E S2 NWNW

Number of Acres 5.6

This application is for irrigation developed in 1976 by the former owners.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before August 6, 2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on July 19 and 26, 2001

OCT 02 2001