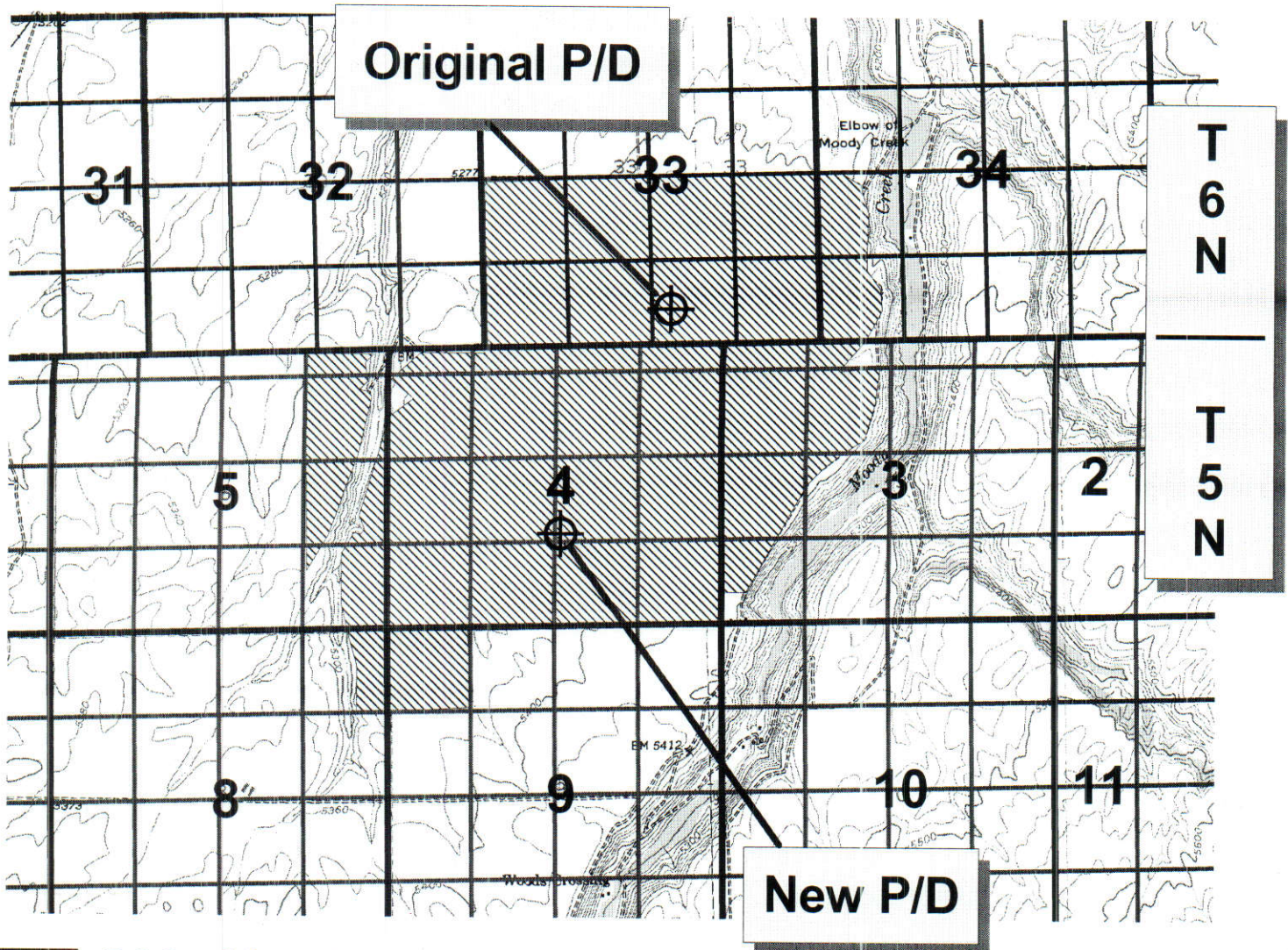


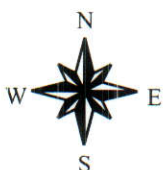


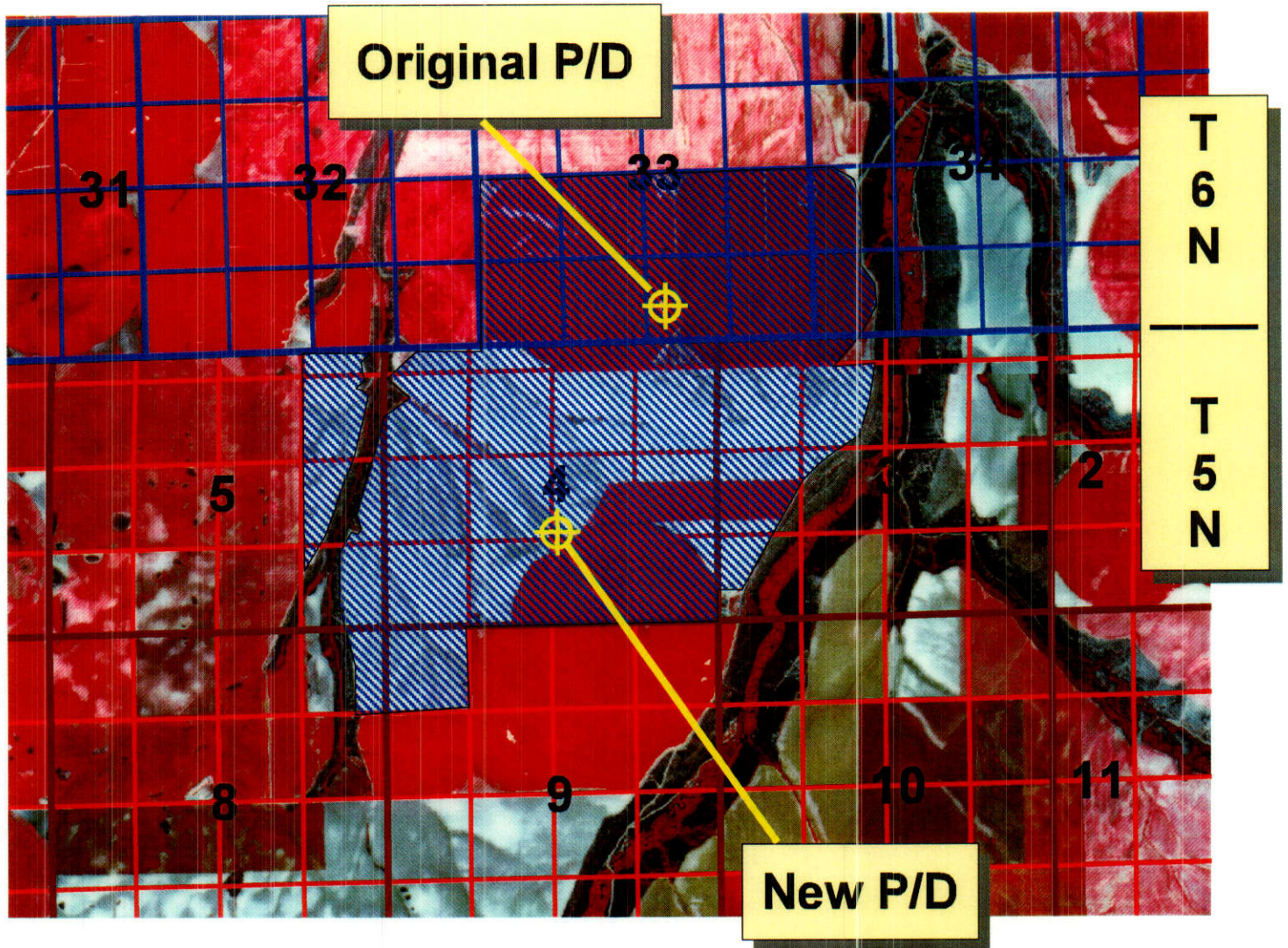
-  S06n41e.shp
-  S05n41e.shp
-  T06n41e.shp
-  T05n41e.shp
-  Graph4.shp

Seth Wood Farms Inc.
Transfer 22-7060 & 22-7518
09/05/2002 by KCW

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-  S06n41e.shp
-  S05n41e.shp
-  T06n41e.shp
-  T05n41e.shp

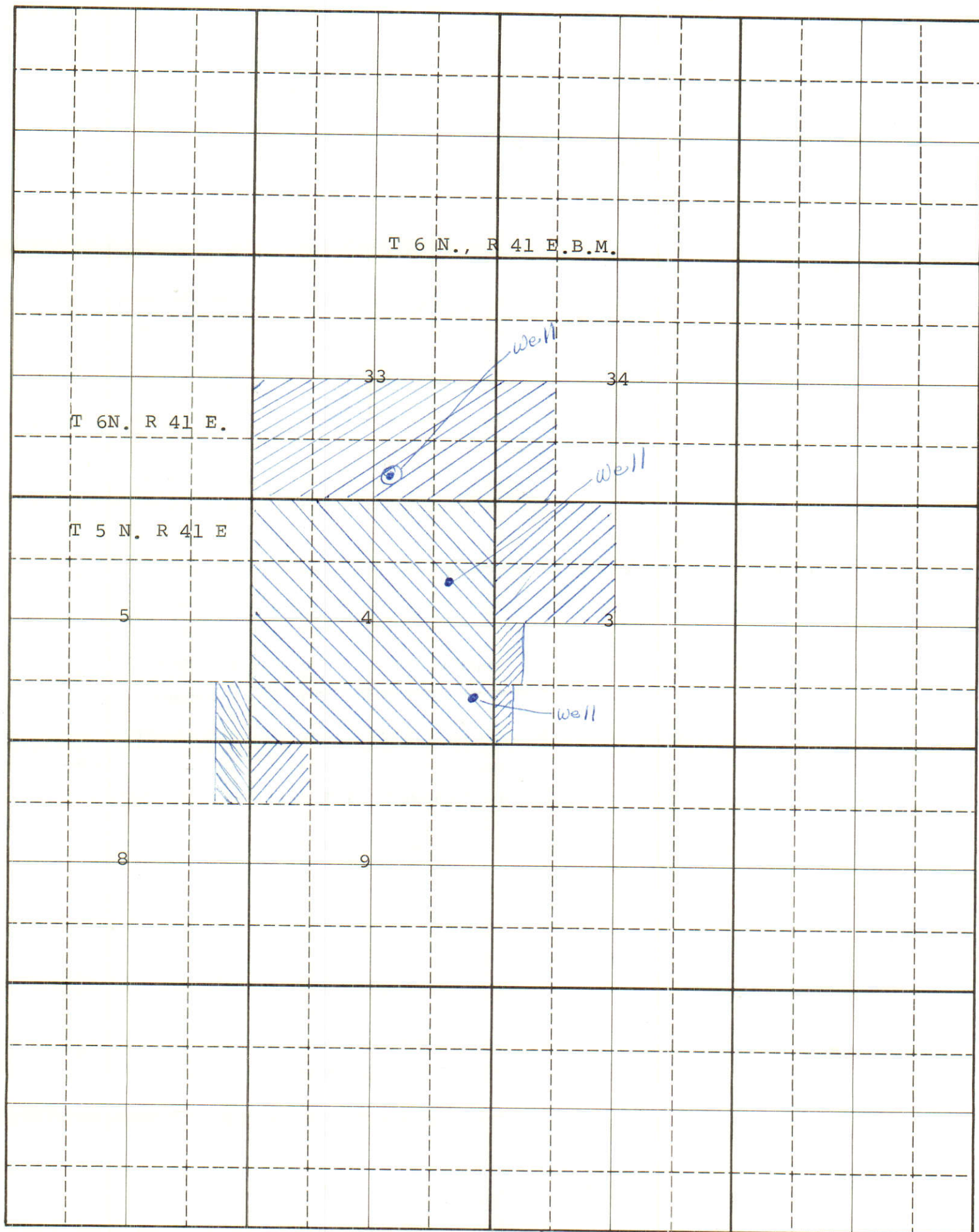
Seth Wood Farms Inc.
Transfer 22-7060 & 22-7518
09/05/2002 by KCW



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 MAR 11 2003

SCANNED
 JAN 02 2003

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



Scale: 2 inches equal 1 mile

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

Seth Wood, Pres.
(Applicant)

22 7060

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

RECEIVED

AUG 30 1972

Department of Water Administration
Eastern District Office

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Annette Porter,
being first duly sworn, depose and say,
that I am the printer of THE REXBURG
Journal, a newspaper printed and
published 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 hav-

ing been made on August 17, 1972
and the last publication having been made

on August 24, 1972

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 sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
ing a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

Annette Porter



Subscribed to and sworn to before me

this August 25, 1972

John C. Porter
Notary Public.

(SEAL)

My commission expires 5-24-76

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Seth
Wood Farms, Inc., Rexburg, Idaho
has on 7-31-72 submitted Application
No. 22-7060 for a permit to appropriate
22.94 cubic feet per second of water
from a ground-water source by means
of well and pump within the
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, T. 6N, R. 41E;
SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 5N, R.
41E, B.M., Madison County; to be
used from Mar. 1 to Nov. 30 for the
irrigation of 1147 acres within the
NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; Sec. 4;
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8;
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 5N, R. 41E; S $\frac{1}{2}$,
Sec. 33; W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 34 T. 6N, R.
41E, B.M.

If issued, this permit will be subject
to all prior water rights. Protests
against the granting of the permit
must be filed with the Idaho Depart-
ment of Water Administration, 240
South Holmes, Idaho Falls, Idaho,
83401 on or before August 28, 1972.

(s) R. Keith Higginson
Director

Published in the Rexburg Journal,
Rexburg, Idaho on August 17 and
August 24, 1972.

22 7060

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO



Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Annette Porter,
being first duly sworn, depose and say,
that I am the printer of THE REXBURG

Journal, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

Notice of Correction

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 hav-

ing been made on Sept. 21, 1972
and the last publication having been made

on Sept. 28, 1972.

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 sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

Annette Porter



Subscribed to and sworn to before me

this 29 of Sept. 1972

John C. Porter
Notary Public.
(SEAL)

My commission expires 5-24-76

RECEIVED

OCT 4 1972

Department of Water Administration
Eastern District Office

NOTICE OF CORRECTION

Notice is hereby given that Ap-
plication for Permit No. 22-7060 in the
name of Seth Wood Farms, Inc., was
advertised incorrectly on August 17
and 24, 1972. The final date of protest
was advertised as being August 28,
1972.

WHEREAS; the actual final date of
protest was September 5, 1972.
Because of this discrepancy, protests
will be accepted against Application
No. 22-7060 if filed with the Depart-
ment of Water Administration, 240
South Holmes Ave., Idaho Falls,
Idaho, 83401, on or before October 10,
1972.

R. Keith Higginson,
Director

Published in the Rexburg Journal on
September 21 and 28, 1972.

22 7060

THE STANDARD JOURNAL
Rexburg, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

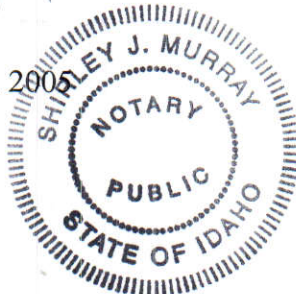
I, Terry T. Weatherston, being first duly sworn, depose and say, that I am the printer of THE STANDARD JOURNAL, a 3 times a week newspaper printed and published 3 times a week in Rexburg, Madison County, Idaho; and I do solemnly swear that the Water Right -- Seth Wood Farms, a copy of which notice appears attached hereto, was published in the regular and entire issue of supplement issue thereof for Two consecutive issues, the first publication having been made on October 2, 2002 and the last publication having been made on October 9, 2002. 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 T. Weatherston

STATE OF IDAHO)
)
COUNTY OF MADISON)

On this 10th day of October in the year of 2002 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 statement therein are true, and acknowledged to me that he executed the same.

Shirley J. Murray
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: April 29, 2006



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NOV 07 2002

Department of Water Resources
Southern Region

NOTICE OF
PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 70177

SETH WOOD FARMS INC., 280
SHOSHONE AVE., REXBURG, ID
83440, has filed Application
No. 70177 for changes to the
following water rights within
Madison County:

Right No. 22-7518

Priority: 8/21/1985

Source: Ground Water.

Use: Irrigation (266 acres) 5.32

CFS 931.0 AFA

Total Amount: 5.32 CFS 931.0

AFA

Point(s) of Diversion: SWSE S33
T06N R41E.

Place of Use: S4 T05N R41E

S5 T05N R41E

S8 T05N R41E

S9 T05N R41E

Right No. 22-7060

Priority: 7/31/1972.

Source: Ground Water.

Use: Irrigation (853 acres) 6.27

CFS

Total Amount: 6.27 CFS.

Point(s) of Diversion: SWSWSE
S33 T06N R41E.

Place of Use: S3 T05N R41E

S33 T06N R41E

S34 T06N R41E

S4 T05N R41E

The purpose of the transfer is to
change a portion of the above rights
as follows:

The applicant is adding a well in
the NWSE SEC 4 T5N R41E to
make irrigating this property more
efficient.

Protests may be submitted
based on the criteria of Sec 42-222,
Idaho Code.

Any protests against the
proposed change must be filed with
the Department of Water
Resources, Eastern Region, 900 N.
Skyline Dr., Ste. A, Idaho Falls, ID
83402 together with a protest fee of
\$25 for each application on or
before October 21, 2002. The
protestant must also send a copy of
the protest to the applicant.

KARL J. DREHER
Director

Publ. Oct. 2 and 9, 2002SJ.

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Twps 6N
Twps 5N

Note
correction
section

12"

well 20"

14"

check valve

booster

gate valve

air release

power

power

21 10

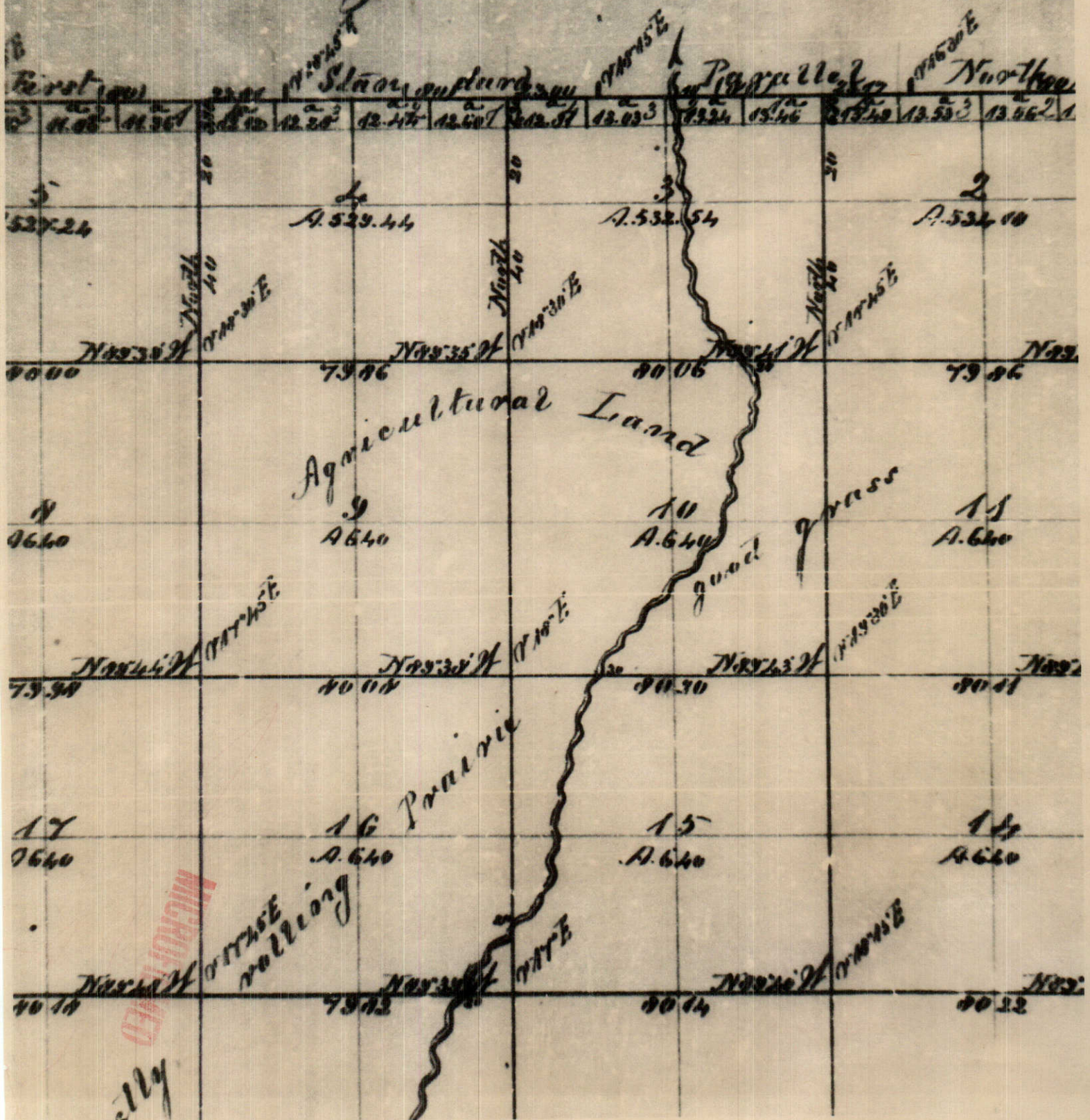
JDC

16065 X 1019

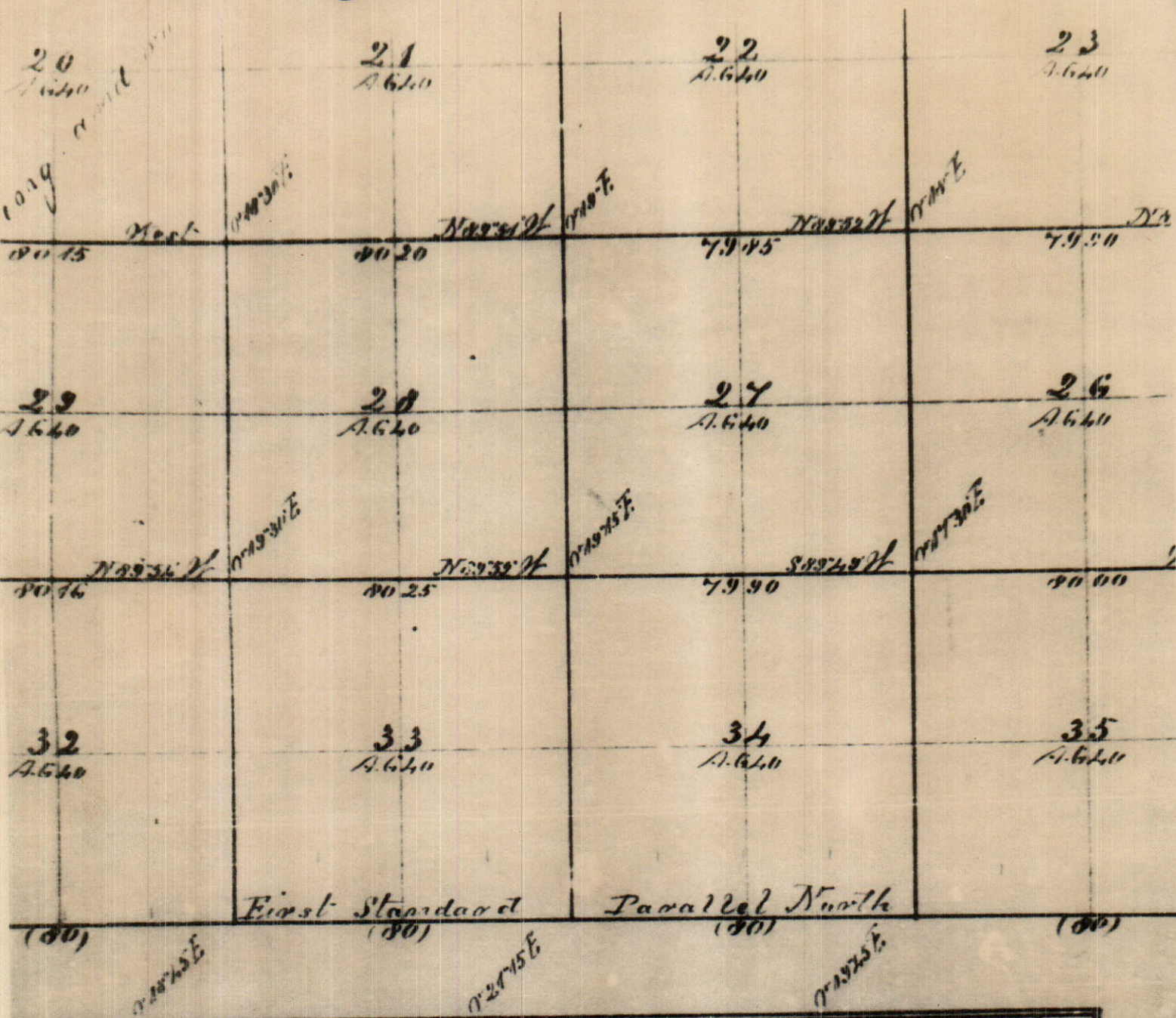


5N 41E

North Range N: 41 East. Boise



6N 41E



Amount of Surveys			When commenced	When completed	When charged in the Sic. Acc. Accounts
Miles	Chains	Links			
81	49	85	August 12th 1879	August 15th 1879	February 26th 1880
59	49	64	" 14. "	" 19. "	" " "

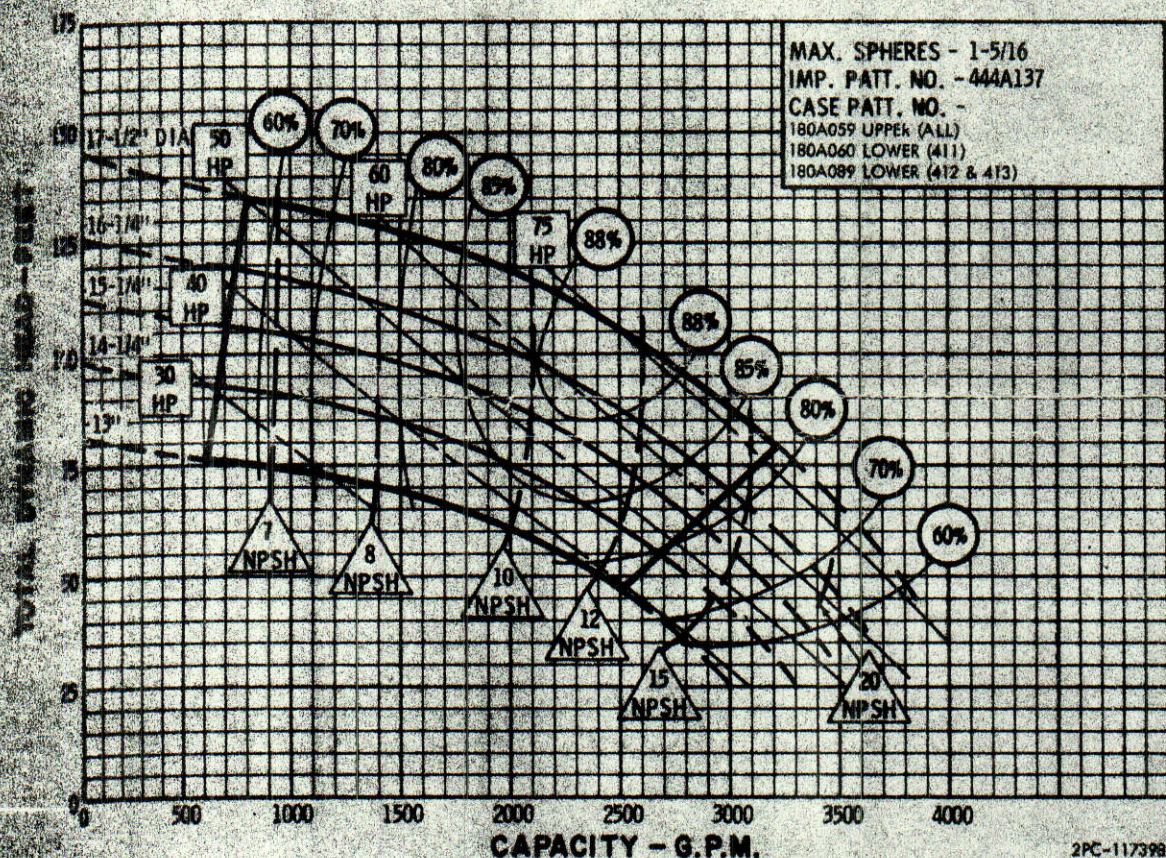
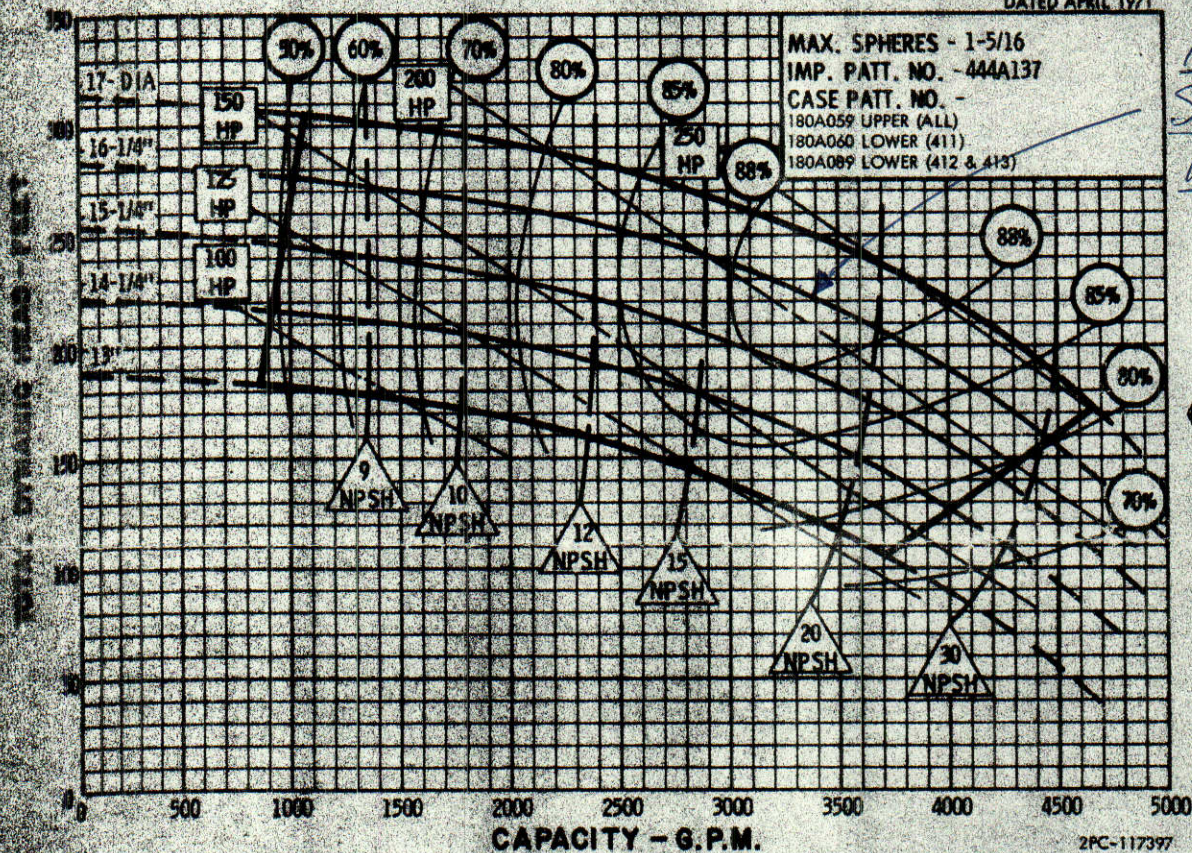
8x10x17B SERIES 410

ENCLOSED IMPELLER

SECTION 410 PAGE 467

DATED JANUARY 1973

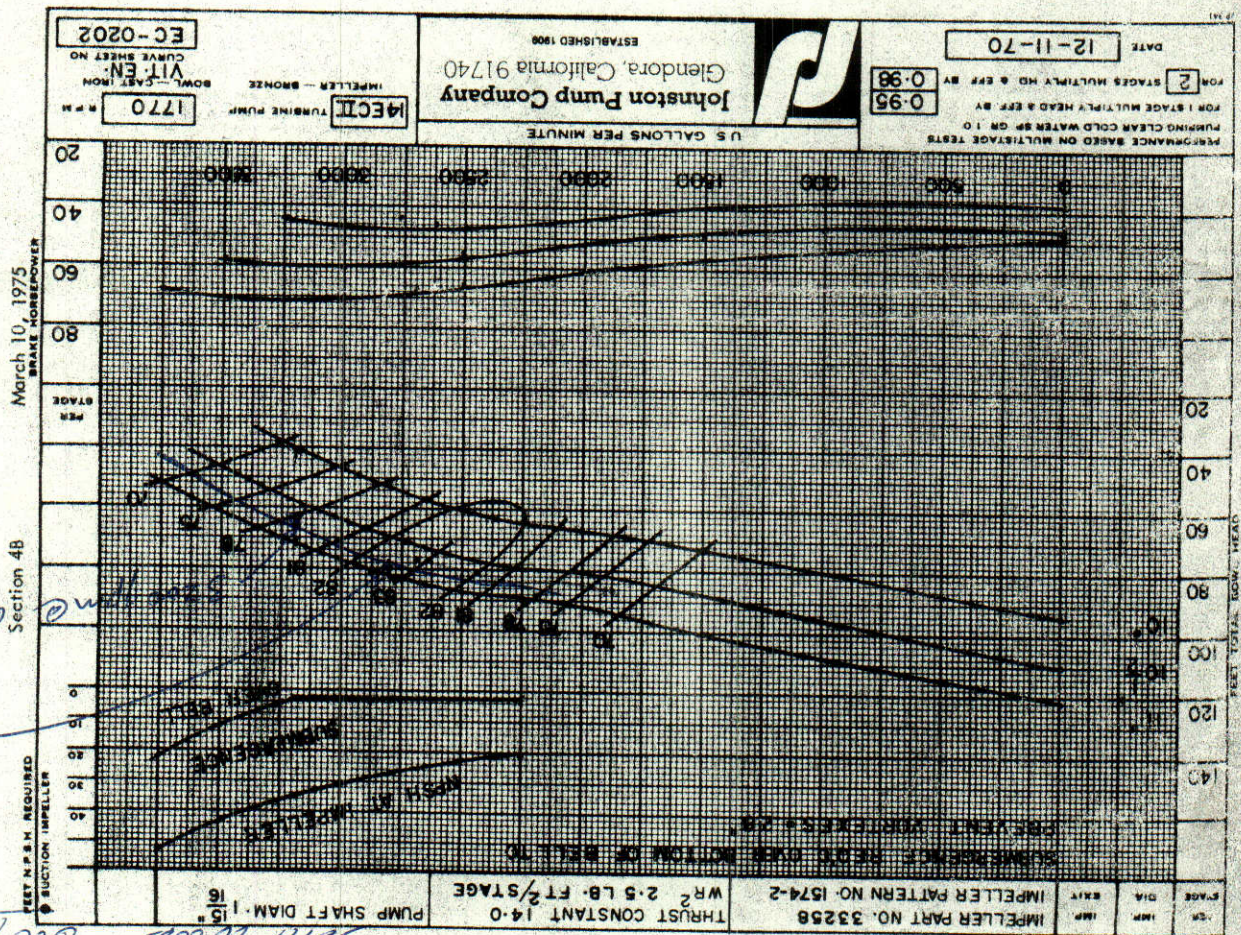
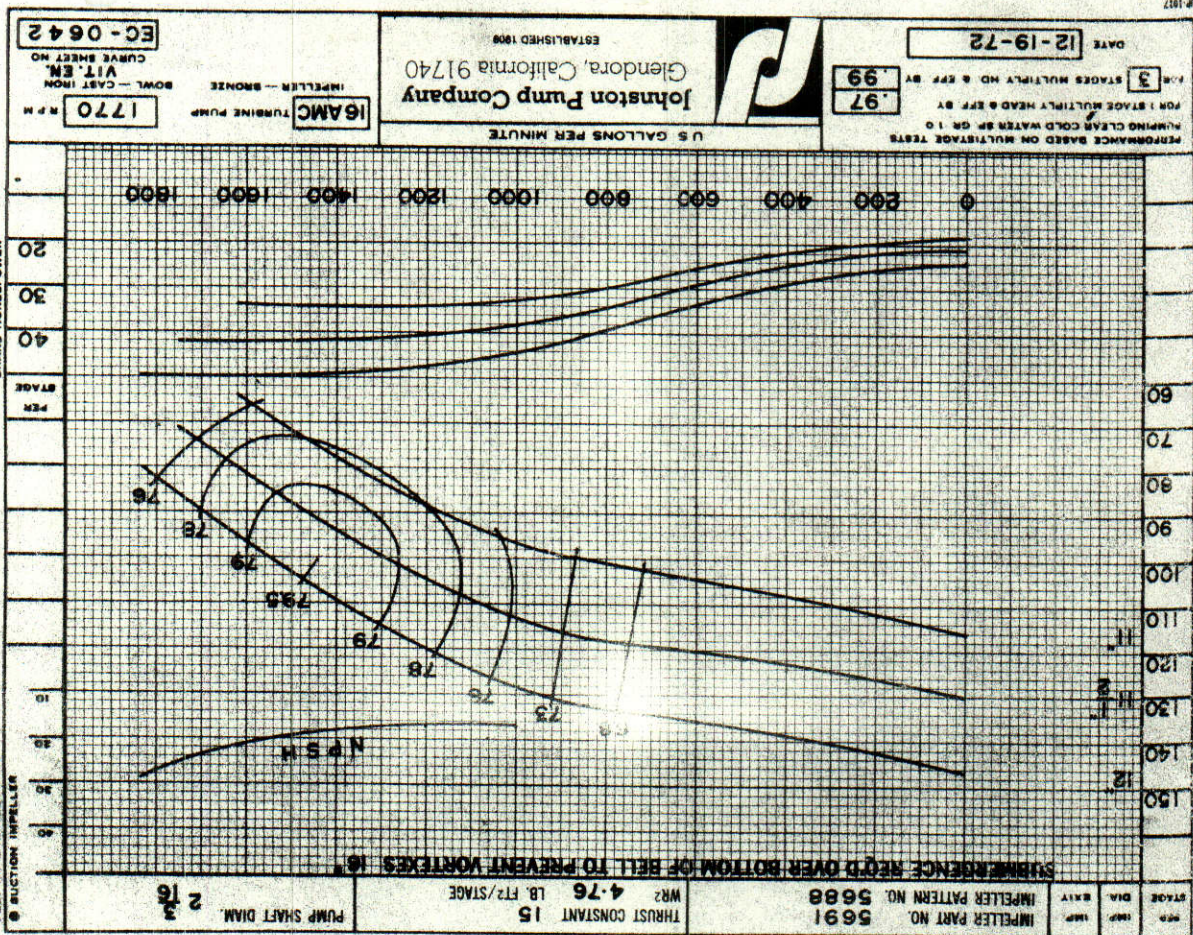
SUPERSEDES PAGE 424
DATED APRIL 1971



AURORA PUMP

A UNIT OF GENERAL SIGNAL CORPORATION

AURORA, ILLINOIS



11

MICROFILMED

5074 Woods - 600 H.P. Pump
9 Stages
8 ft. 1-10"
2800 gpm @ 72' TDH
600' TDH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70177

This is to certify that: SETH WOOD FARMS INC
280 SHOSHONE AVE
REXBURG ID 83340
(208)356-7103

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
22-7060	AJC/License	07/31/1972	6.27 cfs	N/A		853.0	GROUND WATER
22-7518	WR/License	08/21/1985	5.32 cfs	931 af		266.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

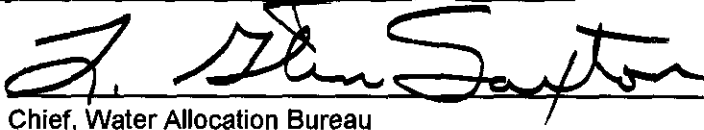
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
22-7060	NO	NO	NO	YES	NO	NO
22-7518	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
22-7060	22-7060	6.27 cfs	2661.4 af	853.0	1,119.0		N/A	N/A	N/A	N/A
22-7518	22-7518	5.32 cfs	931.0 af	266.0	1,119.0		N/A	N/A	N/A	N/A
TOTALS		6.27 cfs	2661.4 af	N/A	1119.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 15th day of January, 2003


Chief, Water Allocation Bureau

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MAR 11 2003

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JAN 16 2003

WATER RIGHT NO. 22-7060
As Modified by Transfer No. 70177

In accordance with the approval of Transfer No. 70177, Water Right No. 22-7060 is now described as follows.

Right Holder: SETH WOOD FARMS INC
280 SHOSHONE AVE
REXBURG ID 83340

Priority Date: July 31, 1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	6.27 CFS	2,661.4 AF
			6.27 CFS	2,661.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 4	Twp 05N	Rge 41E	MADISON County
GROUND WATER	SWSWSE	Sec. 33	Twp 06N	Rge 41E	MADISON 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	
05N	41E	3					10.0	12.0	40.0	27.0	2.0	32.0	8.0						131.0
							L3	L4											
05N	41E	4	12.0	12.0	40.0	40.0	10.0	9.0	36.0	34.0	34.0	40.0	40.0	34.0	40.0	40.0	40.0	38.0	499.0
			L1	L2															
05N	41E	5	9.0			29.0									27.0			21.0	86.0
05N	41E	8	15.0																15.0
05N	41E	9						40.0											40.0
06N	41E	33									38.0	37.0	39.0	40.0	38.0	38.0	40.0	40.0	310.0
06N	41E	34										17.0	21.0						38.0

Total Acres: 1119

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 853 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 22-7060 and 22-7518 shall not exceed 6.27 cfs, nor total combined annual volume of 2661.4 af.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. After specific notification by the Department, the right holder shall measure the diversion 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.

MICROFILMED & SCANNED

MAR 11 2003 JAN 16 2003

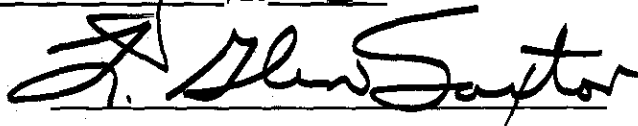
WATER RIGHT NO. 22-7060
As Modified by Transfer No. 70177

CONDITIONS OF APPROVAL

5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of January, 2003



Chief, Water Allocation Bureau

MICROFILMED
SCANNED
MAR 11 2003
JAN 16 2003

WATER RIGHT NO. 22-7518
As Modified by Transfer No. 70177

In accordance with the approval of Transfer No. 70177, Water Right No. 22-7518 is now described as follows.

Right Holder: SETH WOOD FARMS INC
 280 SHOSHONE AVE
 REXBURG ID 83340

Priority Date: August 21, 1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	5.32 CFS	931.0 AF
			5.32 CFS	931.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 4	Twp 05N	Rge 41E	MADISON County
GROUND WATER	SWSWSE	Sec. 33	Twp 06N	Rge 41E	MADISON 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	
05N 41E 3					10.0	12.0	40.0	27.0	2.0	32.0	8.0						131.0
					L3	L4											
05N 41E 4	12.0	12.0	40.0	40.0	10.0	9.0	36.0	34.0	34.0	40.0	40.0	34.0	40.0	40.0	40.0	38.0	499.0
	L1	L2															
05N 41E 5	9.0			29.0									27.0			21.0	86.0
05N 41E 8	15.0																15.0
05N 41E 9						40.0											40.0
06N 41E 33									38.0	37.0	39.0	40.0	38.0	38.0	40.0	40.0	310.0
06N 41E 34										17.0	21.0						38.0

Total Acres: 1119

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 266 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 22-7060 and 22-7518 shall not exceed 6.27 cfs, nor total combined annual volume of 2661.4 af.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. After specific notification by the Department, the right holder shall measure the diversion 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.

MICROFILMED SCANNED

MAR 11 2003 JAN 16 2003

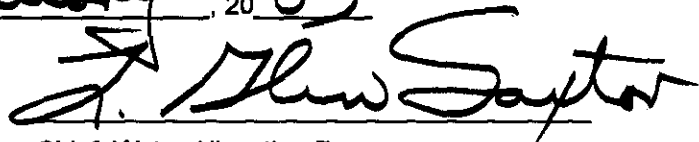
WATER RIGHT NO. 22-7518
As Modified by Transfer No. 70177

CONDITIONS OF APPROVAL

5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of January, 2003



Chief, Water Allocation Bureau

MICROFILMED

MAR 11 2003

SCANNED

IAN 16 2003

age 1 of 8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 70177

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant SETH WOOD FARMS INC Phone (208) 356-7103

Post Office address 280 Shoshone Ave, REXBURG ID 83440

1. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Will not have to rely on only one well & pump. Will be able to downsize pumps & reduce power bill.

3. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>22-7060</u>	<u>7/31/1972</u>	<u>6.27 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>4/1</u>
<u>22-7518</u>	<u>2/21/1985</u>	<u>5.32 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>11/1</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 6.27 cubic feet per second and/or _____ acre-feet per annum

3. Source of water GROUNDWATER tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		SW	SE	33	6N	41E	Madison	Monster well
		NW	SE	4	5N	41E	Madison	New Well

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	41E	3					L-3 10	L-4 12	40	27	2	32	8						131.0
		4	L-1 12	L-2 12	40	40	L-3 10	L-4 9	36	34	34	40	40	34	40	40	40	38	499.0
		5	L-1 9			29									27			21	86.0
		8	15																15.0
		9						40											40.0
6N	41E	33									38	37	39	40	38	38	40	40	310.0
		34										17	21						38.0

PART 1

6. General Information:

a. Description of diversion system Two wells pumps mainline to center pivot and hand lines

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
More dependable source of water. Will not have to rely on only one well & pump

d. Remarks:
Officers are - David Wood

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

770177

For the Director

MICROFILMED
 MAR 11 2003

SCANNED

JAN 02 2003

page 3 of 8

T70177

Page 1

09/24/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 22-7518

WATER RIGHT NUMBER: 22-7518

Owner Type Name and Address
 Current Owner SETH WOOD FARMS INC
 C/O DAVID WOOD PRES
 280 SHOSHONE AVE
 REXBURG, ID 83340
 (208)356-7103

Priority Date: 08/21/1985

Basis: License

Status: Active

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	5.320 CFS	931.00 AF
	<u>Total Diversion:</u>	5.320 CFS	931.00 AF

Location of Point(s) of Diversion

GROUND WATER SW1/4SE1/4 Sec. 33, Twp 06N, Rge 41E, B.M.
 MADISON 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	
05N	41E	4						9.0	36.0			40.0	40.0						125.0
								L 4											
05N	41E	5	9.0			29.0								27.0			21.0	86.0	
			L 1																
05N	41E	8	15.0															15.0	
05N	41E	9						40.0										40.0	

Total Acres: 266

Conditions of Approval:

1. 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.
2. R63 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.

T70177

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 JAN 02 2003
 MAR 11 2003

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Page 2

09/24/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 22-7518

3. X35 Rights 22-07060 and 22-07518 when combined shall not exceed a total diversion rate of 6.27 cfs.
4. X36 Right 22-07060 is also diverted through the point of diversion described above.

Remarks:

Comments:

1. kwalker 9/11/2002 System Capacity

Comment: Examiner measured 6.24 cfs when exam was conducted on this system. License 22-07060 which is diverted from same well shows a quantity of 6.27 cfs. I am using the licensed rate of 6.27 as the capacity and limiter of this right.

Dates and Other Information:

Licensed Date: 9/23/2002

Decreed Date:

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre: 0.02

Generic Max Volume Per Acre: 3.5

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust: N

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

T70177

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MAR 11 2003

SCANNED

JAN 02 2003

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T70177

Page 1

Transfer No. _____

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 22-7060

Priority Date: 07/31/1972

Origin: Adjudication Claim

Basis: License

Status: Active

Source: GROUND WATER**Tributary to:**

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 11/01	6.27 CFS		
	Total Diversion	6.27 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Tw</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	06N	41E	33	SWSWSE		MADISON

PLACE OF USE: IRRIGATION

Tw	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	41E	3					10.0	12.0	40.0	27.0	2.0	32.0	8.0						131.0
							L3	L4											
05N	41E	4	12.0	12.0	40.0	40.0	10.0			34.0	34.0			34.0	40.0	40.0	40.0	38.0	374.0
			L1	L2			L3												
06N	41E	33									38.0	37.0	39.0	40.0	38.0	38.0	40.0	40.0	310.0
06N	41E	34										17.0	21.0						38.0

Total Acres: 853

Conditions/Remarks:

- THIS PART OF FARM KNOWN LOCALLY AS "MONSTER WELL"

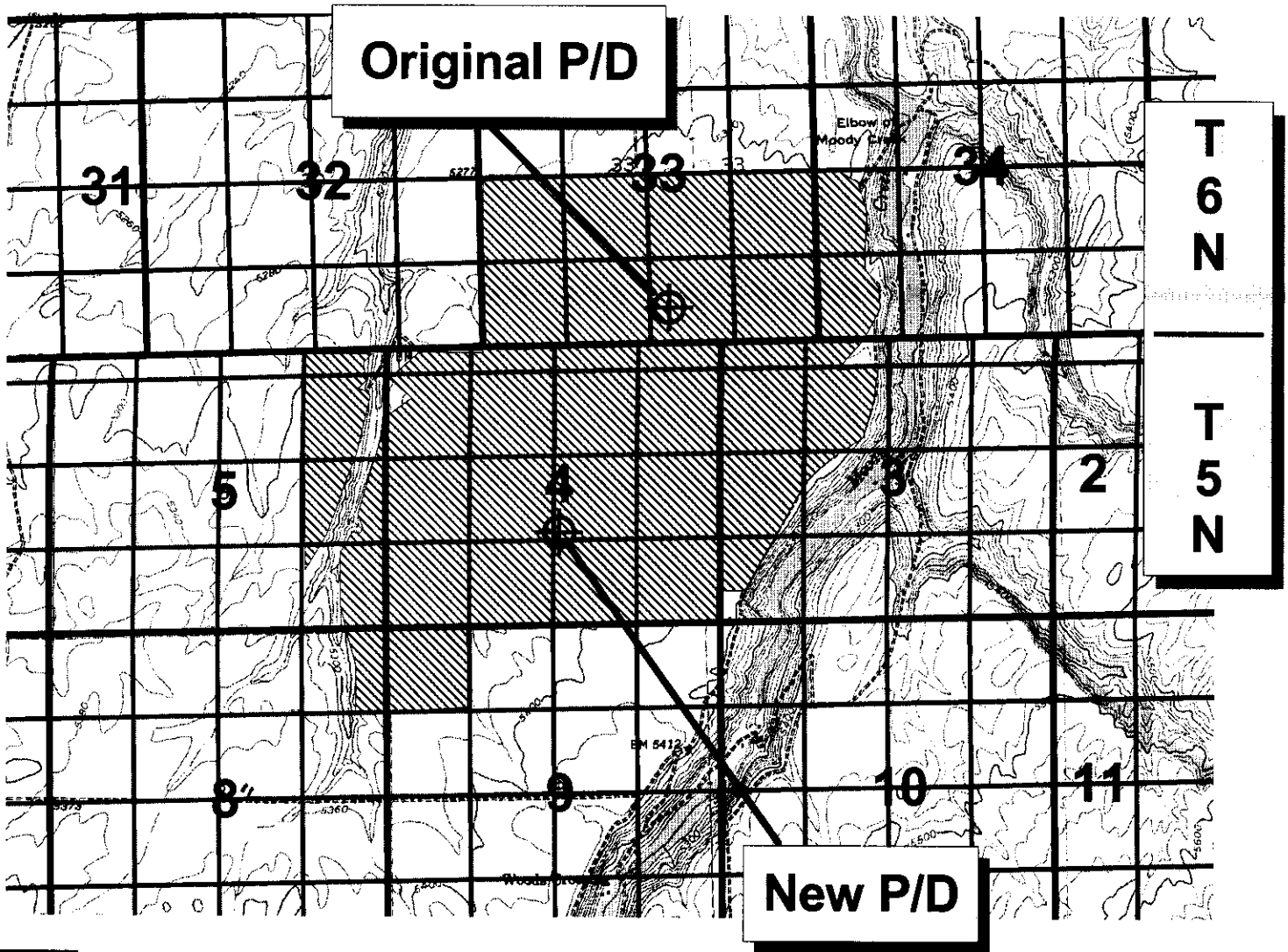
Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? **NO**Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer **NA**To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? **NO**

T70177

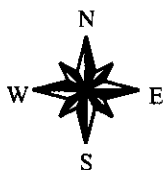
MICROFILMED
MAR 11 2003

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JAN 02 2003



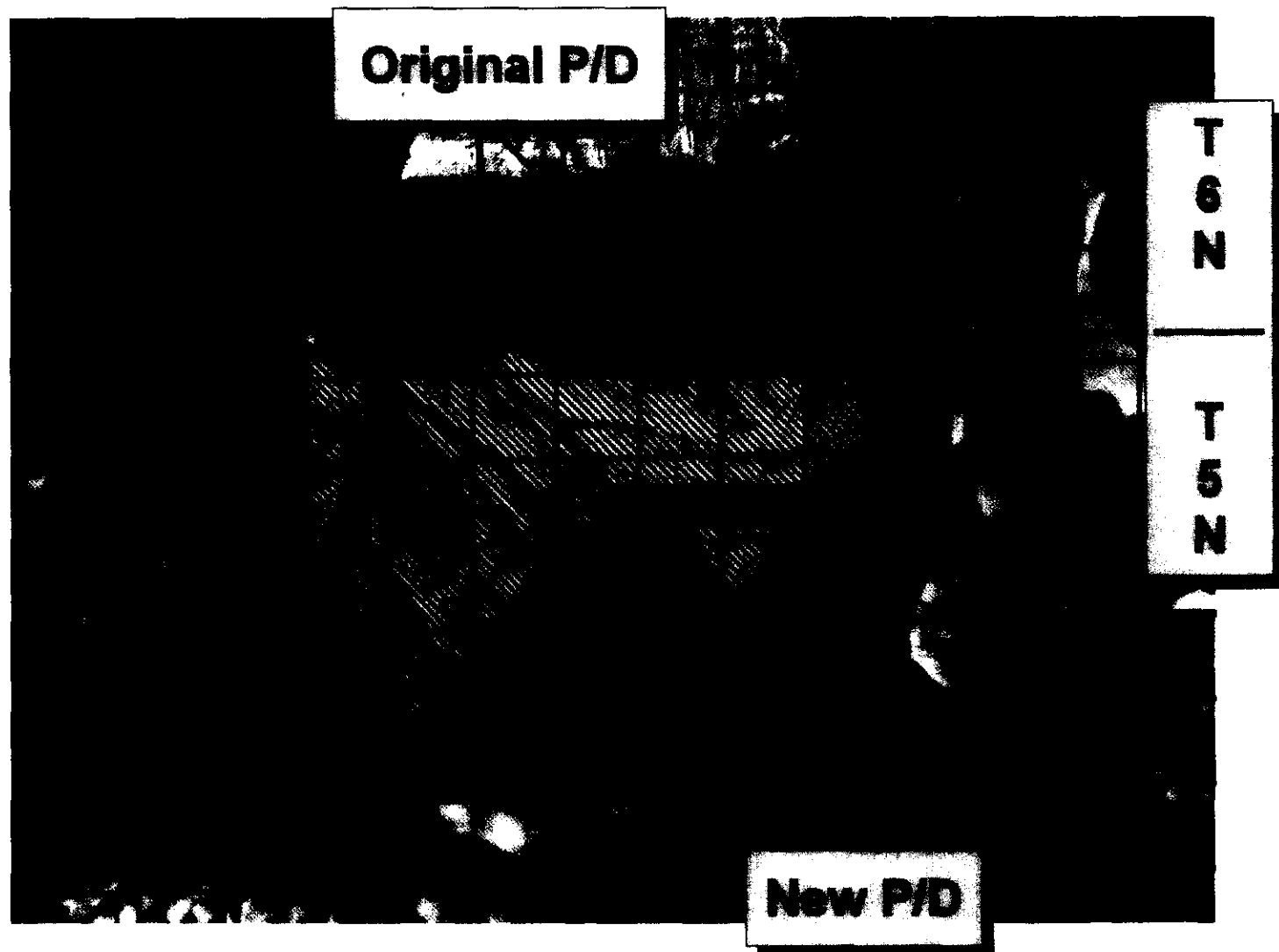
-  S06n41e.shp
-  S05n41e.shp
-  T06n41e.shp
-  T05n41e.shp
-  Graph4.shp

Seth Wood Farms Inc.
Transfer 22-7060 & 22-7518
09/05/2002 by KCW



T70177

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- ☐ S06n41e.shp
- ☐ S05n41e.shp
- ☐ T06n41e.shp
- ☐ T05n41e.shp

Seth Wood Farms Inc.
Transfer 22-7060 & 22-7518
09/05/2002 by KCW



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CHANGES IN NATURE OF USE

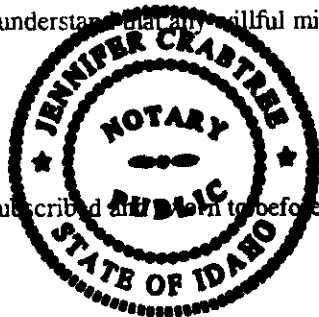
1.

New Nature of Use	Amount(cfs/af-ft)	Hours/days/year	Period of Use
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



David Wood (pres.)
 (Signature of Applicant)

Subscribed and sworn to before me this 5th day of Sept., 2002.

Jennifer Crabtree
 (Notary Public)

My commission expires 9-23-03

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 7 attachments
 ascertained by KCW Date 9/5/2002 Protest filed by _____
 Received by _____ Fee 490.00 E028128
 Prelim. Check by _____ Date 9/5/2002
 Receipted by KCW
 Published in Rexburg Standard Journal Copies of protest forwarded by _____
 Pub. Dates Oct 2 & 9, 2002 Hearing held by _____ Date _____
 Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial
 _____ received _____ by _____

Copy of transfer sent to lien holder _____

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MAR 11 2003

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JAN 02 2003

MAKE CHECK PAYABLE TO:
MADISON COUNTY TAX COLLECTOR
P O BOX 65 356-6871
REXBURG ID 83440

2001 TAX BILL/RECEIPT
BILL# 7716 CODE AREA 7-00

PARCEL NUMBER
RP05N41E040001A
L 154,191
I 139,953

	1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	
TAX	1,819.91	TAX 1,819.91	TAX 3,639.82		
LATE		LATE	LATE		
INT		INT	INT		
COST		COST	COST	WAC 7.000	
TOT		TOT	TOT	TOT ACS 522.400	

WOOD FARMS INC SETH
ATT: WOOD DAVID
280 SHOSHONE AVE
REXBURG ID 83440

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.005745707	1,690.06
SCH DIST 321	.004781030	1,406.30
BURTON CEM	.000070832	20.82
MADISON CO FIRE	.000857704	252.28
MADISON LIBRARY	.000539539	158.70
MOSQ ABATE	.000031272	9.20
MADISON CO AMB	.000348346	102.46
AMOUNT DUE	.012374430	3,639.82

ALL SECTION 4
04-05-41

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

SCANNED
JAN 02 2003

MICK DILLMEYER
ATTACHMENT T 70177
1 OF 7
MAR 11 2003

MAKE CHECK PAYABLE TO:
MADISON COUNTY TAX COLLECTOR
P O BOX 65 356-6871
REXBURG ID 83440

2001 TAX BILL/RECEIPT
BILL# 7717 CODE AREA 7-00 L

PARCEL NUMBER
RP05N41E050410A
43,163

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	
TAX 267.05	TAX 267.05	TAX 534.10		
LATE	LATE	LATE		
INT	INT	INT		
COST	COST	COST	WAC 2.960	
TOT	TOT	TOT	TOT ACS 126.900	

WOOD FARMS INC SETH
ATT: WOOD DAVID
280 SHOSHONE AVE
REXBURG ID 83440

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.005745707	248.00
SCH DIST 321	.004781030	206.36
BURTON CEM	.000070832	3.06
MADISON CO FIRE	.000857704	37.02
MADISON LIBRARY	.000539539	23.28
MOSQ ABATE	.000031272	1.34
MADISON CO AMB	.000348346	15.04
AMOUNT DUE	.012374430	534.10

LOT 1; SE4 NE4; E2 SE4;
LESS PORTION OF TAX 1
05-05-41

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JAN 02 2003

MICROFILMED T 70177
ATTACHMENT 2 OF 7

MAR 11 2003

MAKE CHECK PAYABLE TO:
MADISON COUNTY TAX COLLECTOR
P O BOX 65 356-6871
REXBURG ID 83440

2001 TAX BILL/RECEIPT
BILL# 7738 CODE AREA 7-00 L

PARCEL NUMBER
RP05N41E080002A
2,942

	1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	
TAX	18.18	TAX 18.18	36.36		2,942
LATE		LATE			
INT		INT			
COST		COST			
TOT		TOT	TOT	TOT ACS	29.200

WOOD FARMS INC SETH
ATT: WOOD DAVID
280 SHOSHONE AVE
REXBURG ID 83440

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.005745707	16.90
SCH DIST 321	.004781030	14.06
BURTON CEM	.000070832	.20
MADISON CO FIRE	.000857704	2.52
MADISON LIBRARY	.000539539	1.58
MOSQ ABATE	.000031272	.08
MADISON CO AMB	.000348346	1.02
AMOUNT DUE	.012374430	36.36

NE4 NE4;
LESS PORTION OF TAX 1
08-05-41



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JAN 02 2003

MICROFILMED T 70177
ATTACHMENT 3 OF 7
MAR 11 2003

MAKE CHECK PAYABLE TO:
MADISON COUNTY TAX COLLECTOR
P O BOX 65 356-6871
REXBURG ID 83440

2001 TAX BILL/RECEIPT
BILL# 7748 CODE AREA 7-00 L

PARCEL NUMBER
RP05N41E093002A
23,374

	1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	
TAX	144.60	TAX 144.60	TAX 289.20		
LATE		LATE	LATE		
INT		INT	INT		
COST		COST	COST		
TOT		TOT	TOT	TOT ACS	44.200

WOOD FARMS INC SETH W
ATT: WOOD DAVID
280 SHOSHONE AVE
REXBURG ID 83440

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.005745707	134.30
SCH DIST 321	.004781030	111.74
BURTON CEM	.000070832	1.66
MADISON CO FIRE	.000857704	20.04
MADISON LIBRARY	.000539539	12.60
MOSQ ABATE	.000031272	.72
MADISON CO AMB	.000348346	8.14
AMOUNT DUE	.012374430	289.20

NW4 NW4; TAX 5
09-05-41

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
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APPLIED TO THE OLDEST DELINQUENT YEAR.

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JAN 02 2003

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MAR 11 2003

ATTACHMENT

T 70177
4 OF 7

MAKE CHECK PAYABLE TO:
MADISON COUNTY TAX COLLECTOR
P O BOX 65 356-6871
REXBURG ID 83440

2001 TAX BILL/RECEIPT

BILL# 7710 CODE AREA 7-00

PARCEL NUMBER
RP05N41E032497A
53,165
134,967

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	188,132
TAX 1,169.00	TAX 1,169.00	TAX 2,338.00		
LATE	LATE	LATE		
INT	INT	INT		
COST	COST	COST	WAC	7.840
TOT	TOT	TOT	TOT ACS	190.000

WOOD FARMS INC SETH W
ATT: WOOD DAVID
280 SHOSHONE AVE
REXBURG ID 83440

LOTS 3 4; S2 NW4;
W2 SW4; TAX 1
03-05-41
PP TO P00988

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.005745707	1,080.94
SCH DIST 321	.004781030	899.46
BURTON CEM	.000070832	13.32
MADISON CO FIRE	.000857704	161.36
MADISON LIBRARY	.000539539	101.50
MOSQ ABATE	.000031272	5.88
MADISON CO AMB	.000348346	65.54
DISTRICT TOTAL	.012374430	2,328.00
SOLID WASTE		10.00
AMOUNT DUE		2,338.00

*** IMPORTANT ***
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SUBJECT TO BANK CLEARANCE.

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MAR 11 2003

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JAN 02 2003

ATTACHMENT T 10177
5 OF 7

MAKE CHECK PAYABLE TO:
MADISON COUNTY TAX COLLECTOR
P O BOX 65 356-6871
REXBURG ID 83440

2001 TAX BILL/RECEIPT
BILL# 9991 CODE AREA 14-00 L

PARCEL NUMBER
RP06N41E345413A
12,265

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	12,265
TAX 76.61	TAX 76.61	TAX 153.22		
LATE	LATE	LATE		
INT	INT	INT		
COST	COST	COST	WAC	4.000
TOT	TOT	TOT	TOT ACS	56.000

WOOD FARMS INC SETH
ATT: WOOD DAVID
280 SHOSHONE AVE
REXBURG ID 83440

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.005745707	70.46
SCH DIST 321	.004781030	58.64
TETON CEM	.000191068	2.34
MADISON CO FIRE	.000857704	10.52
MADISON LIBRARY	.000539539	6.62
MOSQ ABATE	.000031272	.38
MADISON CO AMB	.000348346	4.26
AMOUNT DUE	.012494666	153.22

TAX 3
34-06-41



*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
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PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

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JAN 02 2003

ATTACHMENT T 70177
12 OF 7

MAKE CHECK PAYABLE TO:
MADISON COUNTY TAX COLLECTOR
P O BOX 65 356-6871
REXBURG ID 83440

2001 TAX BILL/RECEIPT

BILL# 9981 CODE AREA 14-00 L

PARCEL NUMBER
RP06N41E337201A
131,931

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	131,931
TAX 824.21	TAX 824.21	TAX 1,648.42		
LATE	LATE	LATE		
INT	INT	INT		
COST	COST	COST		
TOT	TOT	TOT	WAC 5.000	
			TOT ACS 315.000	

WOOD FARMS INC SETH
ATT: WOOD DAVID
280 SHOSHONE AVE
REXBURG ID 83440

S2
33-06-41

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.005745707	758.04
SCH DIST 321	.004781030	630.76
TETON CEM	.000191068	25.20
MADISON CO FIRE	.000857704	113.16
MADISON LIBRARY	.000539539	71.18
MOSQ ABATE	.000031272	4.12
MADISON CO AMB	.000348346	45.96
AMOUNT DUE	.012494666	1,648.42



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SEP 11 2002
Department of Water Resources
Eastern Region

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SCANNED
MAR 11 2003

T 70177
ATTACHMENT 7 OF 7

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7060 Priority July 31, 1972 Amount 6.27 cfs

THIS IS TO CERTIFY, that Seth Wood Farms, Inc.
of Rexburg, ID, has complied with the terms and conditions of Permit
No. 22-7060 issued pursuant to Application for Permit dated July 31, 1972,
and has submitted proof to the Department of Water Resources on September 11, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 6.27 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>Apr 1</u> to <u>Nov 1</u> at	<u>6.27 cfs</u> and	<u>2661.4 acre feet</u>
	from _____ to _____ at	_____ cfs and	_____
	from _____ to _____ at	_____ cfs and	_____

Subject, however, to the condition that no more than 6.27 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2661.4 acre feet per year, said waters to be diverted within the SWSE Section 33, Twp 6N,
Rge 41E B.M. in the County of Madison

Description and location of place of use:

Twp.	Range	Section	NEW				NW¼				SW¼				SE¼				Totals
			NW¼	NE¼	SW¼	SE¼	NW¼	NE¼	SW¼	SE¼	NW¼	NE¼	SW¼	SE¼	NW¼	NE¼	SW¼	SE¼	
5N	41E	3			GL3	GL4			10	12	40	27	2	32					131
		4	GL1	GL2		GL3			12	12	40	34	34	3	40	40	40	38	374
6N	41E	33										88	37	39	10	88	38	40	310
		34										17	21						38

Total number of acres irrigated 853

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of
August, 19 82.

Director

STATE OF IDAHO

LICENSING

RECEIVED

JUL 21 1982

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now Seth Wood Farms, Inc. Phone of (address) 166 South Center, Rexburg, Idaho, and represents to the Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 22-7060, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW 1/4 SE 1/4, Section 33, Township 6N, Range 41E, B.M., County of Madison. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 6.27 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)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6N	41E	33									38	37	39	40	38	38	40	40	310
		34										17	21						38
5N	41E	3					GL3 10	GL4 12	40	27	2	32	8						131
		4	GL1 12	GL2 12	40	40	GL3 10			34	34			34	40	40	40	38	374

Total number of acres to be irrigated = 853

4. a. Who owns the property at the point of diversion? Seth Wood Farms, Inc.
b. Who owns the land to be irrigated or the place of use? Seth Wood Farms, Inc.
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: none

Show 40-acre subdivisions, townships, ranges and ditches.

NOT NECESSARY

This image shows a full page of graph paper. It features a grid of squares defined by solid black lines. Each square is further divided into four smaller quadrants by dashed black lines that intersect at the center of each square. The grid consists of 10 columns and 8 rows of these primary squares. There are no margins or additional markings on the page.

Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Rexburg, Idaho, this 19th day of July, 1982

~~SETH WOOD, FARMS, INC~~

SETH WOOD FARMS, INC.
Seth Wood
(Signature) President

(Signature) Président

FOR DEPARTMENT USE ONLY

Preliminary check by RC Fee = \$20.00

Received by af Date 7-28-82 # 24523

Publication prepared by N/A Date _____

Published in

Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby

APPROVE the above Application for Amendment for Permit No. 22-7060.

Witness my hand this 31 day of August, 19 82

Director

DE1

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 11 1977

APPLICATION FOR EXTENSION OF TIME

Department of Water Resources

State of Idaho)
County of Madison) Permit No. 22-7060
Seth Wood, President of
Seth Wood Farms, Inc. of 166 South Center, Rexburg
(name) (address)

State of Idaho, 83440, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 22-7060.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before October 1, 19 77.

That he has heretofore performed the following work described under said permit:
Drilled well, installed pump and sprinkler systems and used
water from the wells on the land described in application.

Costing \$ 200,000.00

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: We had difficulty with the pump and were unable
to place all the land under irrigation. We need an extension of
time in order to put the well into full production and water all
of the land. It appears that the well located in SW 1/4 SE 1/4 Sec.
33-6-41 will produce enough water to irrigate the full 1147 acres.
We have also engineered the installation of the sprinkler system
so that this should be possible.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to August 1,, 19 78.

Seth Wood
(signature) *

Subscribed and sworn before me this 1st day of August, 19 77.

seal

Mary Smith
Notary Public residing at

My commission expires Life

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use of water is extended
to October 1, 1978.

Witness my hand this 19 day of August, 19 77.

Bobby D. Hansen
Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

MICROFILMED

10/1/78

Identification No. 22 7060
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Seth Wood Farms, Inc.
post office address Rexburg, Idaho 83440
2. Source of water supply well which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 33 Township 6N
Range 41 E. B.M. Madison County; additional points of diversion if any: _____
SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 4, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4, Township 5 N.,
Range 41 E.B.M.
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 22.94 for irrigation purpose from March 1 to Nov. 30 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 22.94 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
Well, pump and sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 24-20 inches; proposed depth of well is 1000 ~~feet~~ to 1200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is five years.
b. Estimated construction cost is \$ 200,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

22 7060

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

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	41E	33									40	40	40	40	40	40	40	40	320
5N	41E	4	12	12	40	40	12	12	40	40	40	40	40	40	40	40	40	40	528
5N	41E	5																15	15
5N	41E	8	15																15
5N	41E	9						40											40
5N	41E	3					12	12	40	40		30	15						149
6N	41E	34										40	40						80

Total number of acres to be irrigated 1147

c. Describe any other water rights used for the same purposes as described above. None

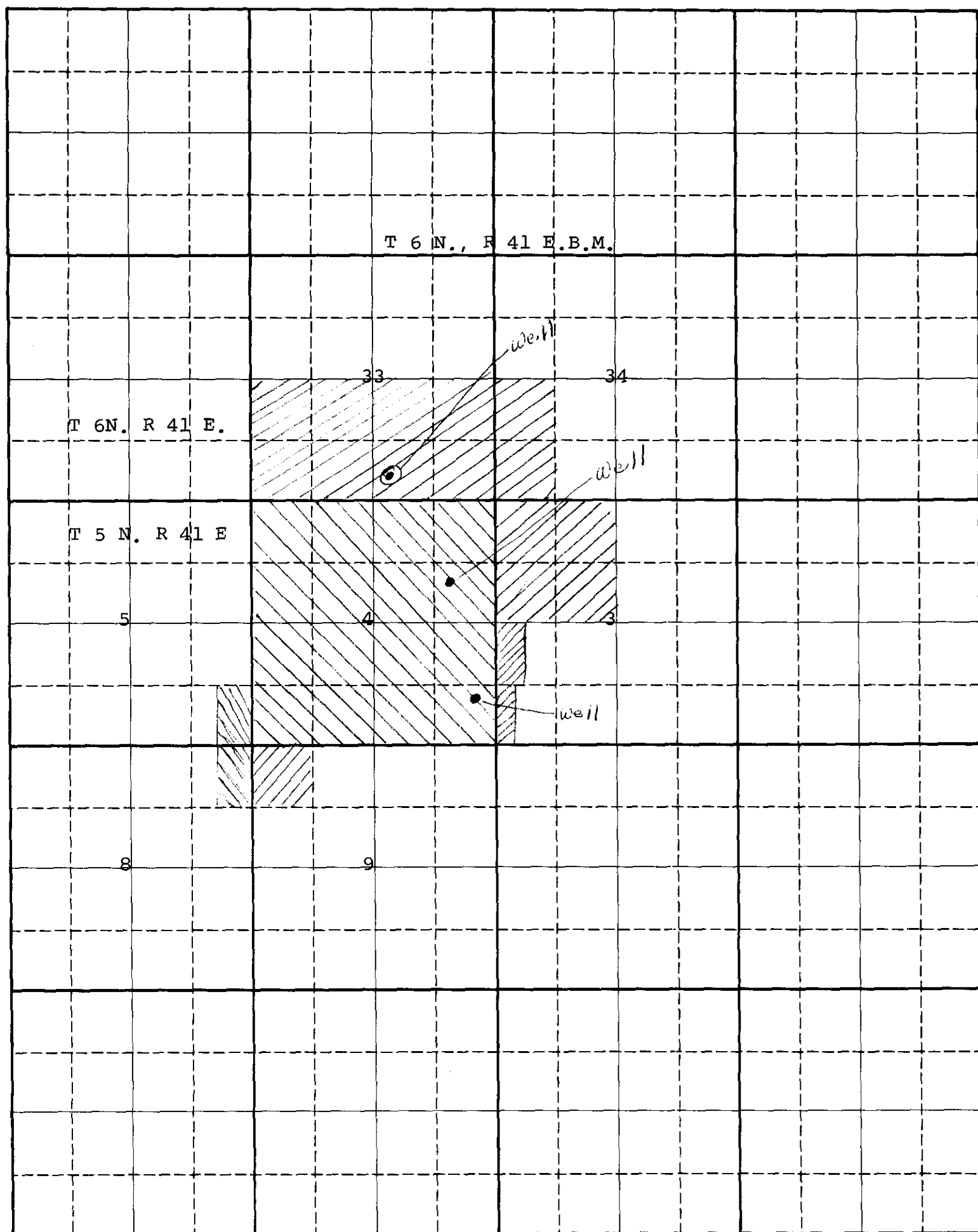
9. a. Who owns the property at the point of diversion Seth Wood Farms, Inc.

b. Who owns the land to be irrigated or place of use Seth Wood Farms, Inc.

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

10. Remarks

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



T 6N. R 41 E.

T 5 N. R 41 E

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.

Seth Wood, Pres.
(Applicant)

(Applicant)

22 7060

Received by cf Date 7-31-72 Time 10:00 AM
 Preliminary check by D Fee \$ 230⁰⁰ Rec'd #8651
 Receipted by cf Date 7-31-72
 Publication prepared by ba Date 8-1-72
 Published in Boysburg Journal
 Publication dates 8-1-72 to 8-21+28-72 re-advertised
 Publication approved _____ Date _____
 Priority reduced to 7-31-72 Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by D

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 22-7060, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1977.
- c. Other: A measuring device of a type approved by this Department shall be
permanently installed and maintained as part of the diverting works.

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

Witness my hand this 18th day of October, 1972.


 Director

RECOMMENDED

CONDITIONS OF APPROVAL

☒ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.

☐ The proposed well shall not be drilled within _____ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: _____

**The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO**

RECEIVED

AUG 30 1972

Department of Water Administration
Eastern District Office

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Annette Porter,
being first duly sworn, depose and say,
that I am the printer of THE REXBURG

Journal, a newspaper printed and
published 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 hav-

ing been made on August 17, 1972
and the last publication having been made

on August 24, 1972.

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 sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

Annette Porter

Subscribed to and sworn to before me

this August 25, 1972

John C. Porter
Notary Public.

(SEAL)

My commission expires 5-24-76

22 7060

Water Administration

Wood Well - Application - Recd

20 - no charge

RECEIVED

OCT 4 1972

Department of Water Administration
Eastern District Office

**The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO**



Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Annette Porter,
being first duly sworn, depose and say,
that I am the printer of THE REXBURG
Journal, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

Notice of Correction

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 hav-

ing been made on Sept. 21, 1972
and the last publication having been made

on Sept. 28, 1972.

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 sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

Annette Porter



Subscribed to and sworn to before me

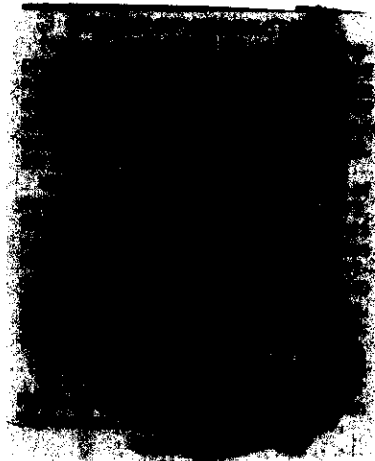
this 29 of Sept., 1972.

John C. Porter
Notary Public.

(SEAL)

My commission expires 5-24-76

RECEIVED
4 1972
Federal Bureau of Investigation
Idaho District Office





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

January 16, 2003

SETH WOOD FARMS INC
280 SHOSHONE AVE
REXBURG ID 83340

RE: Transfer No.: 70177 - Water Rights 22-7060, 22-7518 - Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) 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 the APPLICANT 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.

ANY PERSON aggrieved by any decision, determination, order or action 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 Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

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 208-327-7940.

Sincerely,

for Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

MICROFILMED

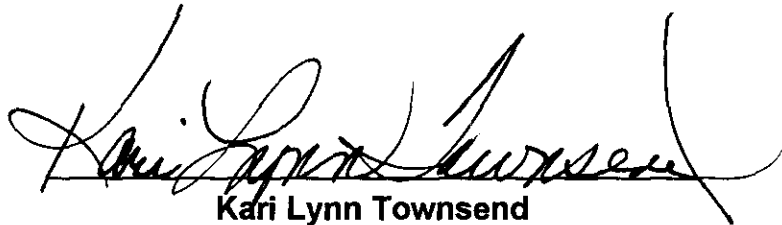
MAR 11 2003

CERTIFICATE OF SERVICE

I hereby certify that on January 16, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 70177 - WATER RIGHTS 22-7518 , 22-7060

**SETH WOOD FARMS INC
280 SHOSHONE AVE
REXBURG ID 83340**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**MICROFILMED
MAR 11 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).

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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

9-24-02

J# 70177

INITIAL REVIEW BY: HWT

1. Right number 22-7060
22-7518 Applicant Sethwood Farms

2. Type of right: ☐ Decree ☒ License ☐ Claim ☐ SRBA Recommendation

3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s)
☐ Change place of use ☐ Other _____

4. Check:

a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use

b. ☒ Description of original point of diversion.

c. ☒ Description of original place of use.

Not in ESPA

5. Amount of land &/or water transferred:

a. ☒ All of right.

b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

c. Map for remainder of right? ☐ Yes ☐ No

d. ☒ Check description of point(s) of diversion.

e. ☒ Check description of place of use

f. ☒ Check map (shows p.d. and p.u. after transfer).

g. ☒ Check for correct signature, notarization, and fee.

h. ☒ Check proof of ownership of right &/or land from which water is transferred.

i. ☒ Check for expansion in use of right. Comments _____

j. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) _____

k. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

Ave new PD entered -
(Relo)

577827
579829

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____

2. Reviewed by Adjudication Staff? ☐ Yes ☐ No

3. Is transfer published correctly? ☒ Yes ☐ No

4. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* _____

4. By RDC Date 1/3/03

MEMORANDUM

RECEIVED

Date: January 03, 2003
To: Transfer 70177
From: hjones
Re: Transfer evaluation

JAN 21 2003

Department of Water Resources

This transfer proposes to add a point of diversion for the 2 rights involved.
The new well will be located approximately $\frac{3}{4}$ mile south of the original well.
This area is not in the ESPA so no river impact evaluation is included.

Authority to File:
Subject land is owned by the applicant Seth Wood Farms Inc., evidenced by Tax notices.

Water Right Validity:
Validity of the rights involved: Both rights involved are Licenses with right 22-7060 also reflected by and SRBA Claim.

Injury to Other Water Rights:
The new well is located within the original farm acreage and no protests have been filed.

Enlargement of Use:
There is no evidence of enlargement of use.

Local Public Interest:
No issues identified.

Beneficial Use / Conservation of Water Resources:
No issue identified.

Review of the application finds there is consistency with criteria set forth in Section 42-222 Idaho Code in processing of this application.

The application has been advertised and there have been no protests.

MICROFILMED SCANNED

MAR 11 2003 JAN 13 2003

TRANSFER REVIEW SHEET

Trans # 170177

Date Reviewed 12/30/2002

Right No(s) * 22-7060 22-7518
Split? Y N Y N Y N Y N Y N

AREA OF CONCERN: No/Yes

PURPOSE OF TRANSFER FOR EACH RIGHT:

Change p/d Change use period Change p/u
Add p/d Change nature of use

RightID's of From & To records correct? X Y N (resolve with State Office personnel)
Check for Partial Decree issuance, etc. since time of application's entry

*POP ID #
577826
check ARCO:aw
or P.O.D*

PROOF OF OWNERSHIP COMPLETE FOR OLD & NEW P/U ✓ Lien Holder Release

GROUNDWATER:

DRILLING PERMIT

All wells - 046
DP upgrade req'd Y N (contact GW personnel)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

WMD

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

SUPPLEMENTAL (irr = only use) - 065-104
SUPPLEMENTAL (irr + other uses) - 100-105

SURFACE WATER:

WD - R05 (WD#) WM comments rec'd
≤ 0.20 cfs/others - R02, 01P or No MD
> 0.20 cfs - R43
WB, SPRINGS/SINK, INACTIVE WD & REST OF STATE
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON 4/1 to 10/31 (use X61 if extended season)

STANDARD VOLUME 3.5 af/ac

CONSUMPTIVE USE VOLUME af/ac

4-1 to 11-1 - claim

USES:

STORAGE - 18C-R02-01P-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 (all BLM/USFS)
MINING - 054-106
FISH PROP - 029(70'S only)-007-122-106
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077
DAIRY - 082 (zoning if a concern)-106-WD8

USES:

POWER - 17H-17K (+uses)-025-106
MUNICIPAL
Restricted area - 022-075 RAFN - 007-109-X64
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
 - 27A (Payette River)
>1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
T08 - comply or rescind
T17 - measure all p/d's (used with WB4)
T18 - Special T17 & R43 combined - multiple pds in WD

Protested - 020-X19
Water Quality - 106-R07

X22 - Number of acres/season in ppu
X35 - Combined totals of multiple rts

X49 - measure p/d's (source chg'd to orig trib)
X51 - 2+ yrs to develop
X53 - Use ltd to orig. source availability
X54 - forfeited ac/rate (used rarely)
X55 - (transfer shrinks total water to less ac)
004 - no right-of-way
X58 - pending claim (statutory or AJ b/u claim)
X61 - extended irr season
X62 - replaces N11 and N13
X63 - replaces C12
WB4 - + p/ds, cfs & afa (used with T17)
WD8 - land application of waste water
01Q - used instead of 01M when there's another meas. Cond (i.e. T17 & 01m)

Apply one to chg'd & unchg'd

rts that are subject to SRBA:
T09 - on-going SRBA (no Dir Rpt or Recomm yet)
T19 - replaces C18 (if at Recommendation or Partial Decree stage)
T20 - use only on unchg'd rts not subject to SRBA

OTHER CONDITIONS/REMARKS

COMMENTS

Database files updated Approval form printed Shape files created

Special Mailing Instructions (cc's, etc)

Final database update after approval *Comment to WR No(s).

AFFIDAVIT OF PUBLICATION

200
SHIRLEY J. MURRAY
NOTARY
PUBLIC
STATE OF IDAHO

[illegible]

JAN 02 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION
September 25, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

SETH WOOD FARMS INC
280 SHOSHONE AVE
REXBURG ID 83340

RE: Application for Transfer No 70177
Water Right No(s) 22-7518 22-7060

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the Rexburg Standard Journal on October 2 and 9, 2002. Submittal of protests to this application will be allowed for a period ending ten days (October 22, 2002) 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.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved.

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

Sincerely,


Harold W Jones
Water Right Supervisor

HWJ:sc

MICROFILMED SCANNED
MAR 11 2003 JAN 02 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION
September 25, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Legal Notice Department
REXBURG STANDARD-JOURNAL
PO BOX 10
REXBURG ID 83440

RE: Transfer No. 70177
Water Right No(s). 22-7518 22-7060

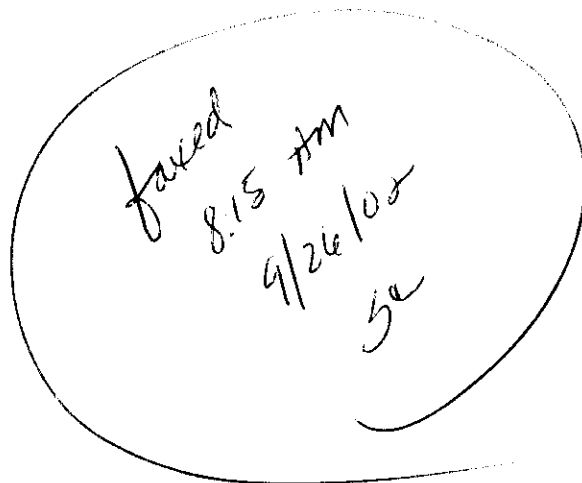
Dear LEGAL NOTICE DEPARTMENT:

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 October 21, 2002. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant



SCANNED
MICROFILMED
JAN 02 2003
MAR 11 2003

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 70177

SETH WOOD FARMS INC, 280 SHOSHONE AVE, REXBURG ID 83340, has filed Application No. 70177 for changes to the following water rights within MADISON County:

Right No. 22-7518

Priority 8/21/1985

Source GROUND WATER

Use IRRIGATION (266 acres) 5.32 CFS 931.0 AFA

Total Amount 5.32 CFS 931.0 AFA

Point(s) of Diversion SWSE S33 T06N R41E

Place of Use S4 T05N R41E
S5 T05N R41E
S8 T05N R41E
S9 T05N R41E

Right No. 22-7060

Priority 7/31/1972

Source GROUND WATER

Use IRRIGATION (853 acres) 6.27 CFS

Total Amount 6.27 CFS

Point(s) of Diversion SWSWSE S33 T06N R41E

Place of Use S3 T05N R41E
S33 T06N R41E
S34 T06N R41E
S4 T05N R41E

The purpose of the transfer is to change a portion of the above rights as follows:

The applicant is adding a well in the NWSE SEC 4 T5N R41E to make irrigating this property more efficient.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, 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 October 21, 2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on October 2 and 9, 2002

MICROFILMED

MAR 11 2003

SCANNED

JAN 02 2003

September 15, 1982

RE: Permit No. 22-7060

Seth Wood Farms, Inc.
166 South Center
Rexburg, ID 83440

Gentlemen:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 24523 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

SMITH, HANCOCK & MOSS

Attorneys at Law

MARY SMITH

J. D. HANCOCK

BRENT J. MOSS

VAL DEAN DALLING, JR.

W. LLOYD ADAMS (1885-1969)

July 19, 1982

30 SOUTH 2nd WEST

REXBURG, IDAHO 83440
PHONE: 208-336-5493

RECEIVED

JUL 21 1982

Department of Water Resources

Mr. Jim Johnson
Water Distribution Supervisor
Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Permit No. 22-7060

Dear Mr. Johnson:

We are enclosing herewith Licensing
Application for Amendment of the above numbered permit.

Yours very truly,

Mary Smith
Mary Smith

slb
Enclosures



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

July 9, 1982

RE: PERmit No. 22-7060

Seth Wood Farms, Inc.
166 South Center
Rexburg, ID 83440

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 22-7060 and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 6.27 cfs Source: groundwater

The maximum quantity diverted shall not exceed 2661.4 acre feet per year.

Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, Twp. 6N, Rge. 41E, Madison County

Beneficial use: Irrigation of 853 acres within the NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 4; Twp. 5N, Rge. 41E, S $\frac{1}{2}$, Sec. 33; W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 34; Twp. 6N, Rge. 41E

Priority date established: July 31, 1972

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

9:30

1. Name of permit holder Seth Wood Farms, Inc.
Post office address REXburg, Idaho 83440 6 north Rader Center Street South Phone 396-3427
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 22.94 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from 5-1 to 11-30
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 82-7060
Examination for b/c

4. Total amount to be appropriated:

Max Rate of Diversion 22.49 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6N N/S, Range 41E E/W, B.M., Section 33, Subdivision SW 1/4 SE 1/4 Madison County
Township 5N N/S, Range 41E E/W, B.M., Section 4, Subdivision SE 1/4 NE 1/4 Madison County
Township 5N N/S, Range 41E E/W, B.M., Section 4, Subdivision SE 1/4 SE 1/4 Madison County

Other Points of Diversions: _____

Description of diverting works: 20" x 1240' well, pump, and sprinkler system SEE attached letter

Measuring device required: yes ☒ no ☐ (engineer's measurement)

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	41E	33									39	39	39	40	39	39	40	40	220
5N	41E	4	12	12	40	40	10 1/2	0	0	34	34	0	0	34	34	40	40	40	528
5N	41E	3					10	12	40	27		32	8						149
5N	41E	34					12	12	40	40		17	81						80
5N	41E	5																15	15
5N	41E	8	15																15
5N	41E	9					40												40

TOTAL ACREAGE

1147.2

Page 41E

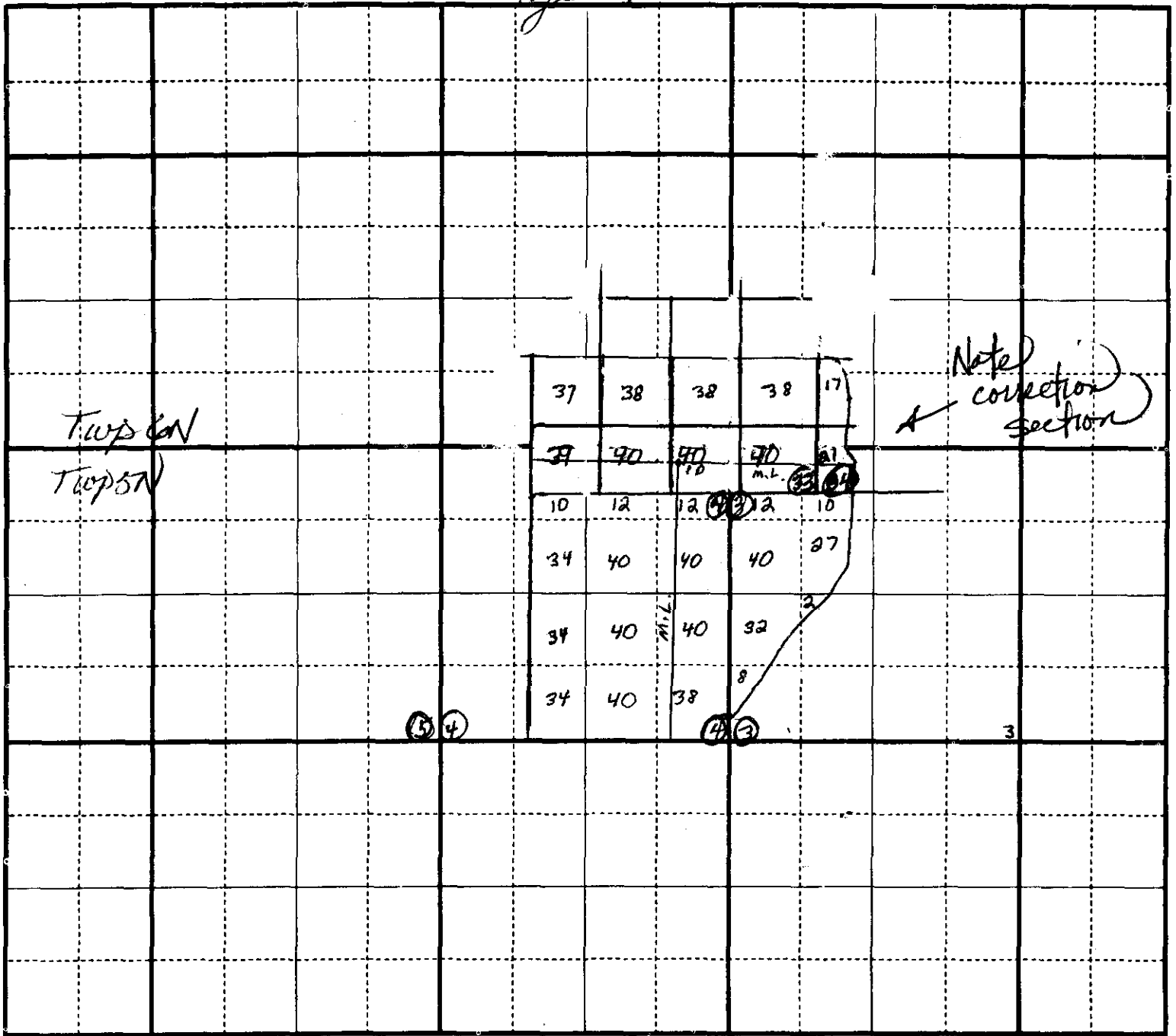
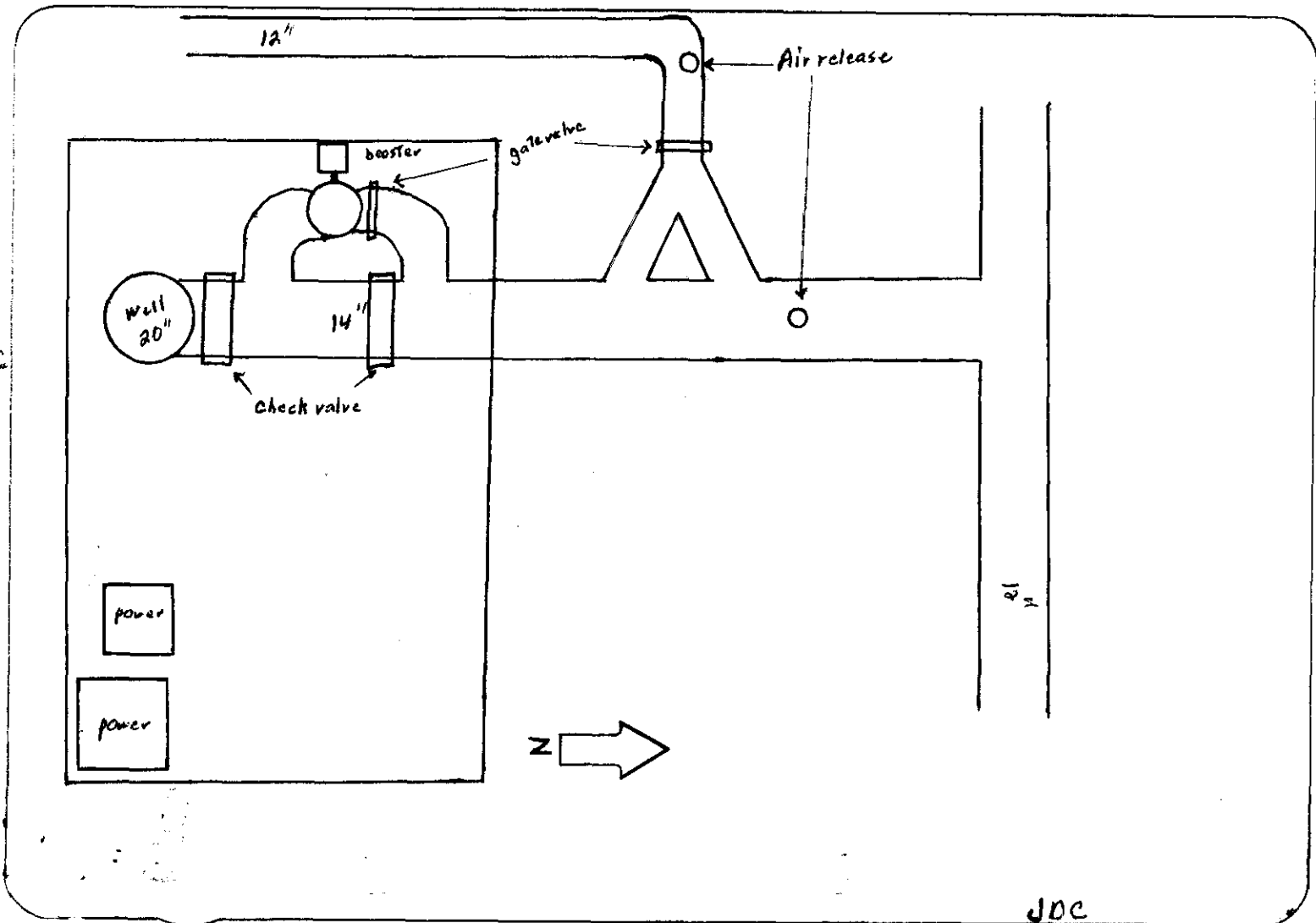


Diagram of System



1605 19

AB-6 37AC 60.5	AB-5 38AC 66.4	AB-4 38AC 66.4	AB-3 38AC 66.4	AB-2 38AC 66.4	AB-1 38AC 66.4
----------------------	----------------------	----------------------	----------------------	----------------------	----------------------

39.2
Bentley
field 13

34AC	40AC 132.0	40AC 132.0	40AC 132.0
------	---------------	---------------	---------------

34AC 189.6	40AC 197.9	38AC	8AC
---------------	---------------	------	-----

5.4
100-1979

DATE OF EXAM June 5, 79

ACREAGE

Found 853 Ac
Recommended 853 Ac

Irrigation Requirement 3.5 Ac Ft/Ac

USE

Irrigation Q = 6.27 c.f.s. V = 2661.4 AF/Ann. from April 1 to Nov. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

Name source exchanged with: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 6.27 cfs Method of measurement Certified engineers measurement

Total Q recommended 6.27 Meter No. _____ Type _____ Condition _____

Total V recommended 2661.4 AF/yr

Recommended Amendments:

P.D. X

Place of Use NESW 1/4 Sec 3 add 2 Ac
Other _____
None _____

MEASUREMENT CALCULATION:

2,814 gpm 6.27 cfs see attached Engineers measurement.
448.8

$$V = 853 \text{ Ac} \times 3.5 \text{ AF/Ac} = 2985.5 \text{ AF/Ac} \times 6.27 \text{ cfs} \times 1.9835 \text{ cfs AF/dy} \times 214 \text{ dy} = 2661.4 \text{ AF/Ac}$$

SYSTEM DESCRIPTION:

Groundwater is diverted from a 20' by 1200' well by a 600 hp Westinghouse motor Ser# 15-73 style 73FL3627 and a Johnson vertical Turbine pump # 21349 w/ a Marathon 6 motor 150 hp motor Ser# FA96644-1/17-2 and a Dumble Pump # 72-03274-1 12" mainline with 19-1/4 inch hard line and 9-1/4 inch wheel lines.

REMARKS:

System shown and described by both record
Raising Barley + Clover
permit 22-7003 has lapsed

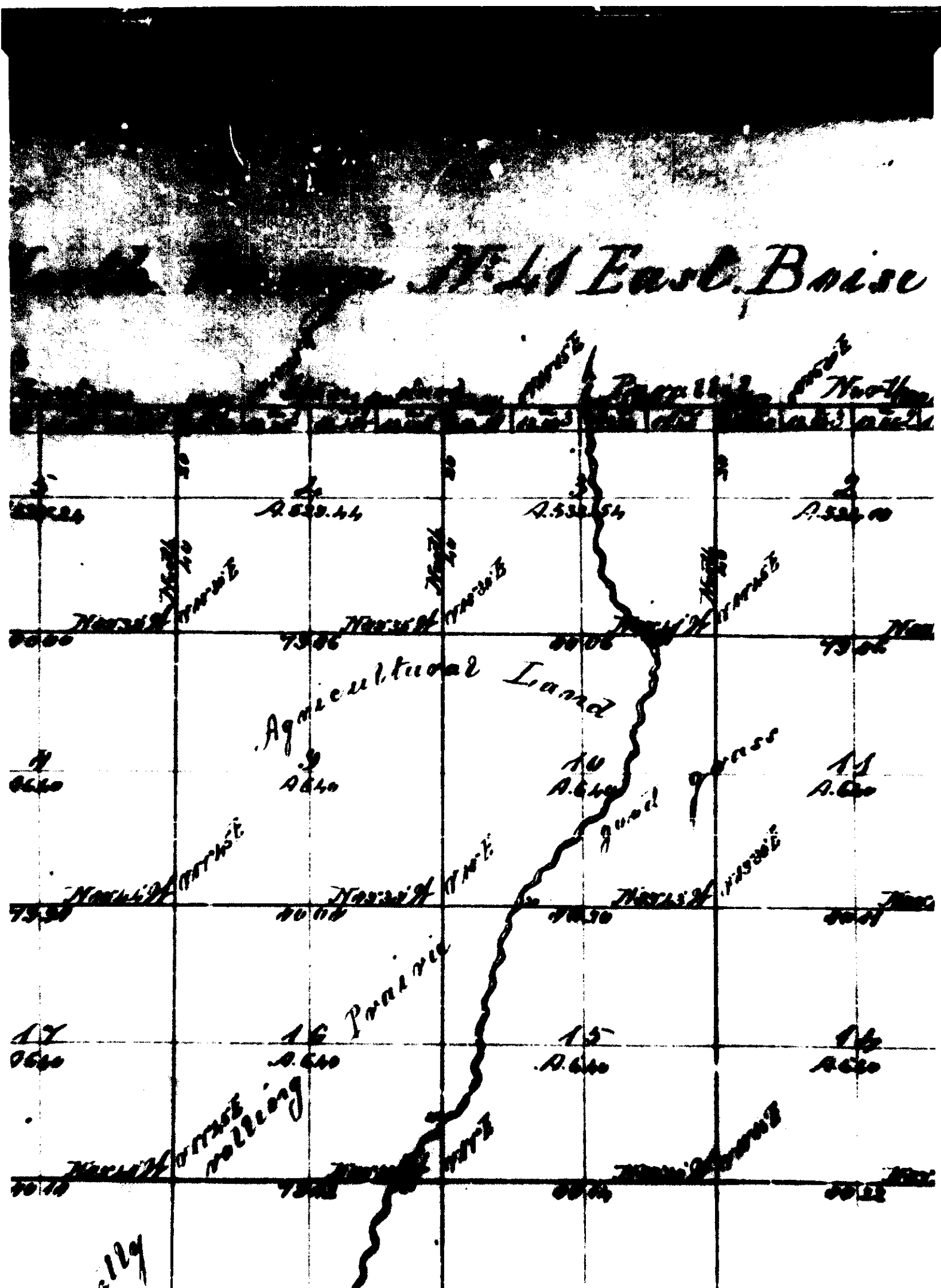
Examiner's Signature John D. Cannon Date 3/10/80

Checked by Anthony R. Rozlawski Date 7-14-80

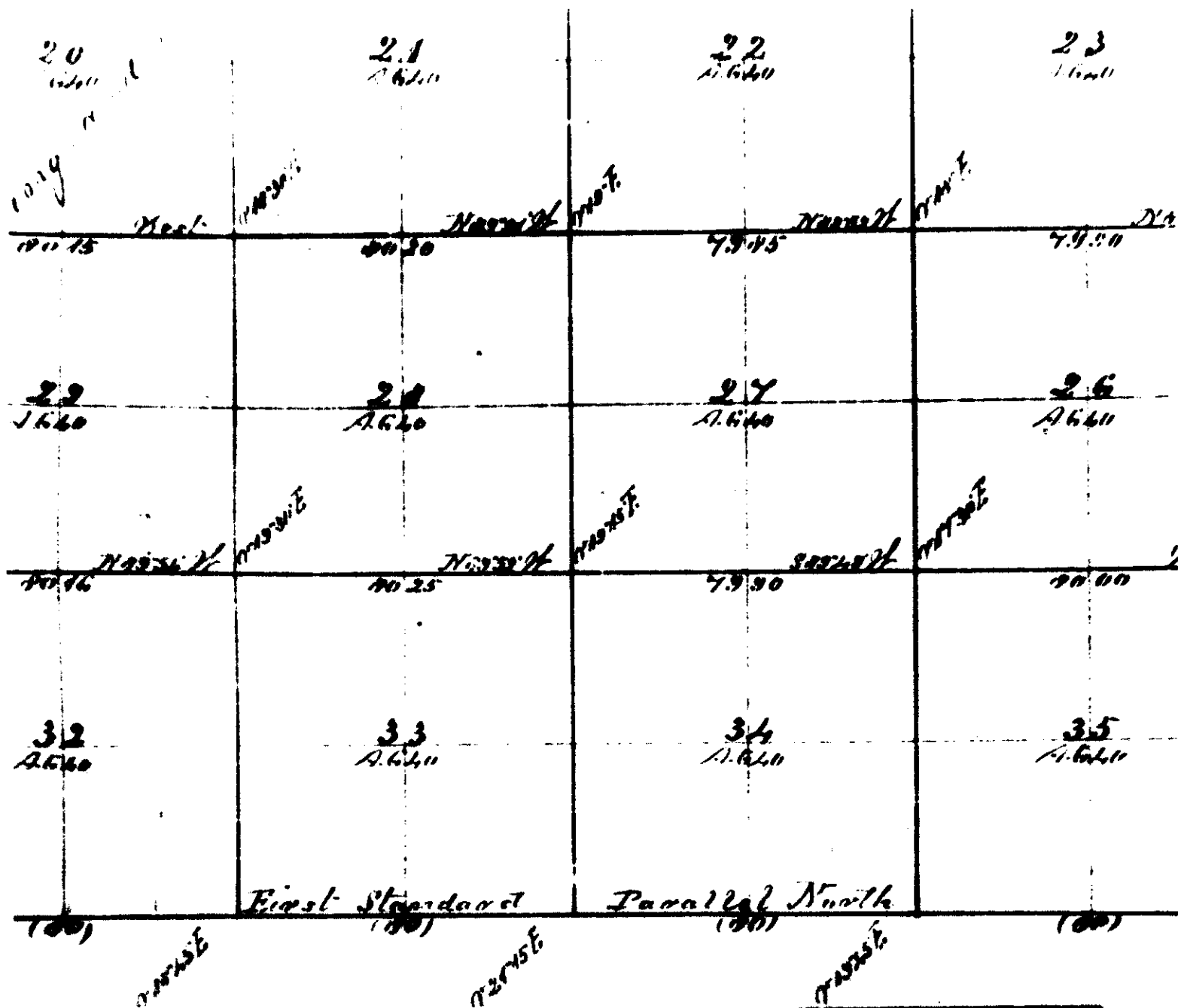
Approved by Kolp Date 6/30/82

No Overlapping rights 8/23/82 RC

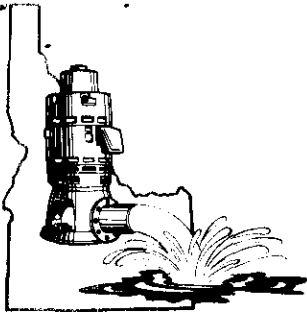
5N 41E



6N 41E



Book of Survey			When commenced		When completed	When stopped in the
Index	Chain	Links	When commenced		When completed	When stopped in the
11	49	25	August 12 th 1873		August 15 th 1873	When stopped in the
22	73	66	" 11 th " " 1873		" 18 th " " 1873	" " " " " " " "



GEM STATE IRRIGATION, INC.

BOX 488 - SOUTH YELLOWSTONE HIWAY
PHONE 208-356-9318 - TWX 910-979-5912
REXBURG, IDAHO 83440

August 31, 1978

Mary Smith
Attorney at Law
30 South 2nd West
Rexburg, ID 83440

Dear Mary:

This letter is to certify the amount of water that Mr. Seth Wood is pumping under water permit No. 22-7060.

Mr. Wood has a 600 H.P. Westinghouse Motor, S/N IS-73 with a Johnston Pump, 9 Stg. 14 EC II, S/N GF - 14582, designed to pump 3200 gpm @ 600' TDH or 2800 gpm @ 702' TDH. He also has a 150 H.P. Aurora Booster Pump S/N FA - 96644-1/17-2 designed to pump 3000 gpm @ 170' TDH or 2800 gpm @ 180' TDH. A copy of the pump curves is attached.

On August 25, 1978 I checked the pumps to see how they were performing and to verify the amount being pumped. The pumps together were producing 100 psi at the discharge of the booster. At 2800 gpm the 600 H.P. should produce 702' TDH and deducting for a lift of 600' column loss of 16' and miscellaneous losses of 10' should leave a head of 76' to go into the booster. The booster produces 2800 gpm @ 180' TDH. Therefore, the combination of the two pumps should produce 2800 gpm @ 256' or 111 psi. However, the amp reading on the 600 H.P. pump was lower than rated indicating wear in the bowls. This is the reason for reading only 100 psi instead of 111 psi.

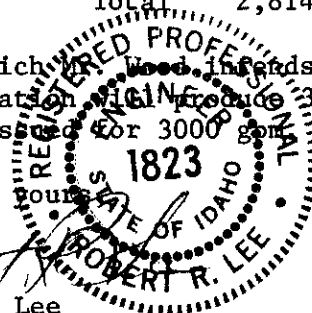
To verify the amount now being pumped, the number of nozzles being used and the average pressures were noted as follows:

1. South - 145 - 9/64 nozzles @ 60 psi (4.5 gpm) = 652 gpm
 2. North - 408 - 9/64 nozzles @ 80 psi (5.3 gpm) = 2,162 gpm
- Total 2,814 gpm

When the 600 H.P. pump is repaired, which Mr. Wood intends to do this fall, I'm sure the two pumps in combination will produce 3000 gpm. I therefore recommend that the license he issued for 3000 gpm.

Sincerely,

Robert R. Lee



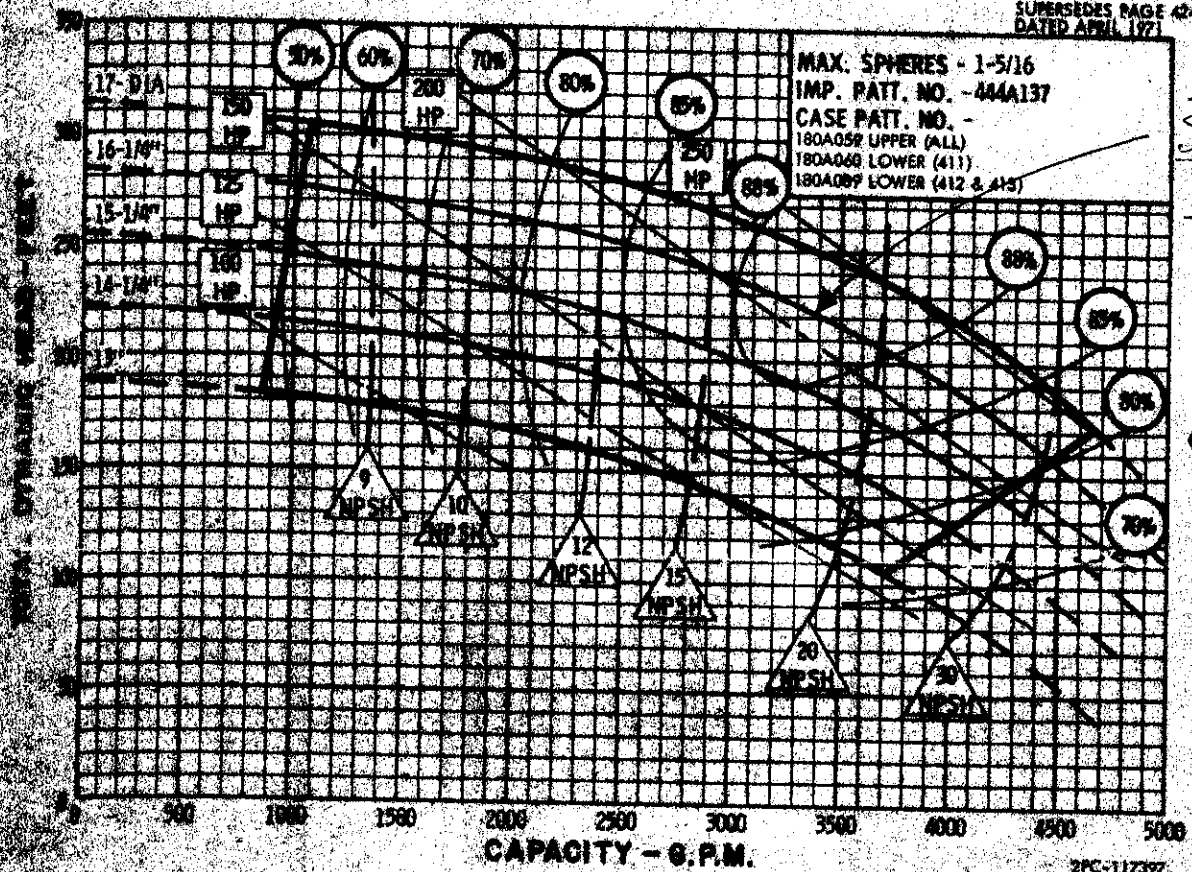
cc Seth Wood, Rexburg

8x10x17B SERIES 410 **ENCLOSED IMPELLER**

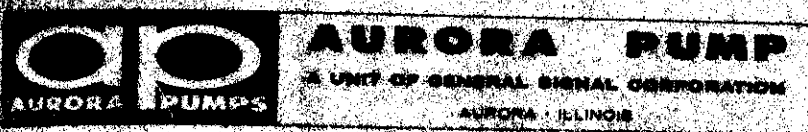
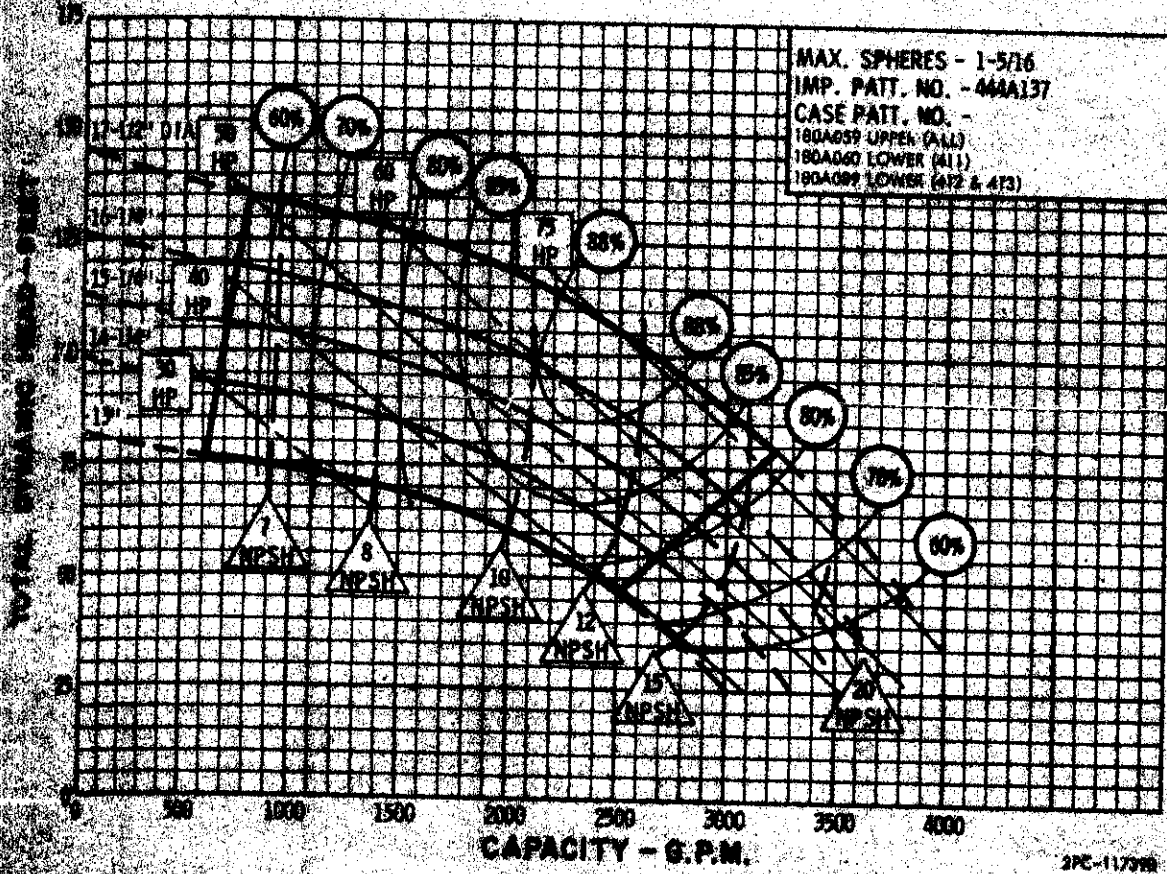
SECTION 410 PAGE 467

DATED JANUARY 1973

SUPERSEDES PAGE 424
 DATED APRIL 1971



150 HP
SETH Woods
PUMP CURVE





State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

September 18, 1978

Seth Wood Farms, Inc.
Rexburg,
Idaho 83440

Dear Mr. Wood:

Re: Permit No. 22-7060

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

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

If you have any questions regarding the field examination, please contact our regional office in Idaho Falls.

Sincerely,

RITA FLECK
Water Rights

cc: Mary Smith, Attorney

Identification No. 22 7060

Permit No. _____

RECEIVED

SEP 11 1978

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE Department of Water Resources

1. a) Name of Permit Holder Seth Wood Farms, Inc.
b) Post Office Address Rexburg, Idaho 83440
2. Permit Number 22 7060
3. Date of Priority that you are prepared to establish July 31, 1972
4. a) Source from which water was appropriated subterranean well
b) Location of the point of diversion: SW ¼ SE ¼, Section 33
Township 6 North, Range 33 East, Boise Meridian, Madison County,
Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 2294 cfs for irrigation purposes from March 1 to Nov. 30 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Robert R. Lee, Registered Professional Engineer,
see attached letter dated August 31, 1978.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pump size & motor size - see attached letter dated
August 31, 1978; size of well casing - 350 feet 20 inch casing and
593 feet 16 inch inside casing; depth of well - 1240 feet.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
see attached letter dated August 31, 1978.
c) Give well driller's name and address and the date the well was completed: _____
Hopkins Brothers Well Drillers, November 1, 1974.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 9/18/78 by AF

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	41E	33									40	40	40	40	40	40	40	40	320
5N	41E	4	12	12	40	40	12	12	40	40	40	40	40	40	40	40	40	40	528
5N	41E	3					12	12	40	40		30	15						149
6N	41E	34										40	40						80

Total number of acres irrigated 1077

10. Remarks: _____

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

September 7, 1978.

(Date)

Seth Wood
(Signature)

State of IDAHO,)

) ss.

County of Madison.)

On this 7th day of September, 1978, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Mary Smith
Notary Public residing at _____
Rexburg, Idaho

My commission expires Life.

SMITH, HANCOCK & MOSS

Attorneys at Law

MARY SMITH
J. D. HANCOCK
BRENT J. MOSS
W. LLOYD ADAMS (1885-1969)

30 SOUTH 2nd WEST
REXBURG, IDAHO 83440
PHONE: 208-356-5493

September 7, 1978

RECEIVED

SEP 11 1978

Department of Water Resources

Mr. C. Stephen Allred, Director
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr. Allred:

Re: Permit No. 22-7060, Seth Wood

I am enclosing herewith Proof of Application of Water to Beneficial Use pertaining to the above numbered permit, together with letter attachments thereto from Robert R. Lee, Registered Professional Engineer.

If you need additional information or if there is anything else we should do, please let me know. Mr. Wood had secured an extension of time to October 1, 1978.

Yours very truly,

Mary Smith
Mary Smith

rs

Enclosures.



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

July 31, 1978

138911

Re: Permit No. 22-7060

Seth Wood Farms, Inc.
166 South Center
Rexburg, ID 83440

Gentlemen:

One of the conditions of approval of your water Permit No. 22-7060 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.


RITA FLECK
Water Rights

Encl: Proof affidavit

cc: Mary Smith, Attorney
30 S. 2nd West
Rexburg, ID 83440

August 19, 1977

Re: Permit No. 22-7060

Seth Wood Farms, Inc.
166 South Center
Rexburg, Idaho 83440

Gentlemen:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to October 1, 1978.

Sincerely,

Jan Grover
Water Rights Supervisor

cc: Mary Smith, Attorney, 30 So. 2nd West, Rexburg, ID 83440

SMITH, HANCOCK & MOSS

Attorneys at Law

MARY SMITH
J. D. HANCOCK
BRENT J. MOSS
W. LLOYD ADAMS (1885-1969)

30 SOUTH WATER RESOURCES
REXBURG, IDAHO 83440
PHONE: 208-356-5493

August 8, 1977

Mr. C. Stephen Allred, Director
Department of Water Resources
Statehouse
Boise, Idaho 83720

RE: Permit No. 22-7060
Seth Wood Farms, Inc.

Dear Mr. Allred:

I am enclosing herewith the application of the above-named permit holder for an extension of time and would appreciate it if you would grant the same. It is my understanding that in granting an extension of time it would not change the priority date of the permit.

Yours very truly,

Mary Smith

Mary Smith

k1

Enclosure

RECEIVED

July 29, 1977

CERTIFIED MAIL

138779

Re: Permit No. 22-7060

Seth Wood Farms, Inc.
Rexburg, Idaho 83440

Gentlemen:

One of the conditions of approval of your water Permit No. 22-7060 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



C. STEPHEN ALLRED

Director

CSA:jfr

Enc: Proof affidavit

October 20, 1972

Re-22-7060

Seth Wood Farms, Inc.
Rexburg, Idaho 83440

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 22-7060. We direct your attention to the conditions of approval as listed on the fourth page.

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

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDP: cd

Enclosures

22 7060

MEMO

TO: Boise Office - Water Rights

RE: Application No. 22-7060

FROM: Eastern District Office

DATE: October 4, 1972

Enclosed is the above referenced application for permit which has been processed at the Eastern District Office and is ready for final action by the state office.

30 OCT 1972

September 15, 1972

Re: Application No. 22-7060

Rexburg Journal
23 South 1st East
Rexburg, ID 83440

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Norman C. Young
District Engineer

NCY:BA

Enc: Legal notice

22 7060

~~22 7060~~

NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 22-7060 in the name of Seth Wood Farms, Inc., was advertised incorrectly on August 17 and 24, 1972. The final date of protest was advertised as being August 28, 1972,

WHEREAS; the actual final date of protest was September 5, 1972. Because of this discrepancy, protests will be accepted against Application No. 22-7060 if filed with the Department of Water Administration, 240 South Holmes Ave., Idaho Falls, Idaho, 83401, on or before October 10, 1972.

R. KEITH HIGGINSON

Director

Published in the Rexburg Journal on September 21 and 28, 1972.

22 7060

September 13, 1972

Re: Application No. 22-7060

Rexburg Journal
23 South 1st East
Rexburg, ID 83440

Gentlemen:

The enclosed legal notice was advertised in your newspaper on August 17 and 24, 1972. A copy of the affidavit of publication is enclosed. On the notice we sent to you we requested that the notice be published on August 10 and 17, 1972. We were notified of this change by telephone and requested that the protest date listed on the notice (August 28, 1972) be changed to September 5, 1972. However, the protest date was not changed, and we must ask that you republish the notice on September 14 and 21 at the expense of the newspaper.

Thank you for your cooperation in this matter.

Very truly yours,

Bobbie Albertson
Secretary

Enclosures

22 7060

September 11, 1972

Re: Application No. 22-7060

Mr. Seth Wood
Seth Wood Farms, Inc.
Rexburg, ID 83440

Dear Mr. Wood:

During the processing of the above referenced application, we noted that March 1 to November 30 is requested in the application as the irrigation season. For the area given in the application, we normally consider April 1 to November 1 to be the standard irrigation season.

Unless you can provide us with written justification for the longer season requested, within ten (10) days from the date of this letter, we will reduce the season to April 1 to November 1.

If you have any questions, please contact us.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

22 7060

RECOMMENDED

CONDITIONS OF APPROVAL

- ☒ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

August 4, 1972

Re: Application No. 22-7060 - Seth Wood Farms, Inc.

Rexburg Journal
23 South 1st East
Rexburg, ID 83440

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Norman C. Young
District Engineer

NCY:BA
Enc: Legal notice

22 7060

*Bill submitted to
Baise 8/30/72*

*BA
New bill submitted
to Baise 9/8/72 CW.*

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Seth Wood Farms, Inc., Rexburg, Idaho

has on 7/31/72 submitted Application No. 22-7060
for a permit to appropriate 22.94 cubic feet per second ~~2000 feet per annum~~
of water from a ground-water source
by means of well and pump
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, T. 6N, R. 41E; SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 5N,
R. 41E, B.M., Madison County;

to be used from Mar. 1 to Nov. 30
for the irrigation of 1147 acres

within the NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; Sec. 4; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8; NW $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 9; T. 5N, R. 41E; S $\frac{1}{2}$, Sec. 33; W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 34, T. 6N, R. 41E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before
August 28, 1972.

R. KEITH HIGGINSON

Director

Published in the Rexburg Journal, Rexburg, Idaho
on August 10 and August 17, 1972

22 7060

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DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>ncy</u>	<u>8/1/72</u>	Application No. _____ Name <u>Seth Wood</u>
(2)			Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use <u>4/1 to 11/1 without just.</u> ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)			Send copies to: <u>N.A.</u> Idaho State Health Department Idaho Fish and Game Department Bureau of Land Management
(4)			<u>N.A.</u> Request Special Use Permit from U.S.F.S. Request Easement from B.L.M.
(5)			In form for advertising <u>Yes</u>
(6)			Affidavit of Publication received _____
(7)			Final date for protests _____ Protests received: yes _____ no _____
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			<u>No</u> Located within Water District No. _____
(10)			<u>No</u> Critical groundwater area: yes _____ no _____
(11)			Groundwater levels: Decline (comment) _____ Stable (comment) ☒ _____ Increasing (comment) _____
(12)			Comments: _____
(13)			<u>ncy</u> Action recommended: Approve _____ Priority _____ Deny _____ Reason for Reduction _____
(14)			SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL District _____ By _____ Date _____ Title _____

22 7060

August 2, 1972

Ms. Mary Smith
Smith & Hancock
Attorneys-at-Law
30 South 2nd West
Rexburg, ID 83440

Dear Ms. Smith:

Attached herewith is departmental receipt No. 8651 in the amount of \$230.00 for
the Application for Permit submitted in behalf of Seth Wood Farms, Inc.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Enclosure

cc: Seth Wood Farms, Inc.
Rexburg, ID 83440

22 7060

SMITH & HANCOCK

Attorneys at Law

MARY SMITH
J. D. HANCOCK
W. LLOYD ADAMS (1885-1969)

30 SOUTH 2ND WEST
REXBURG, IDAHO 83440
PHONE: 208-356-5493

RECEIVED
JUL 26 1972

AUG 1 1972

Department of Water Administration
Eastern District Office

Department of Water Administration

Idaho Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Gentlemen:

Re: Identification No. 22-7003
Application No. G-41930
Seth Wood, Rexburg, Idaho

Seth Wood is unable to submit his proof on Application No. G-41930, Identification No. 22-7003. Therefore, he is filing a new application for permit covering the same property. I am enclosing a check in blank for the fee.

Yours very truly,

Mary Smith
Mary Smith

rs

Enclosures

22 7060