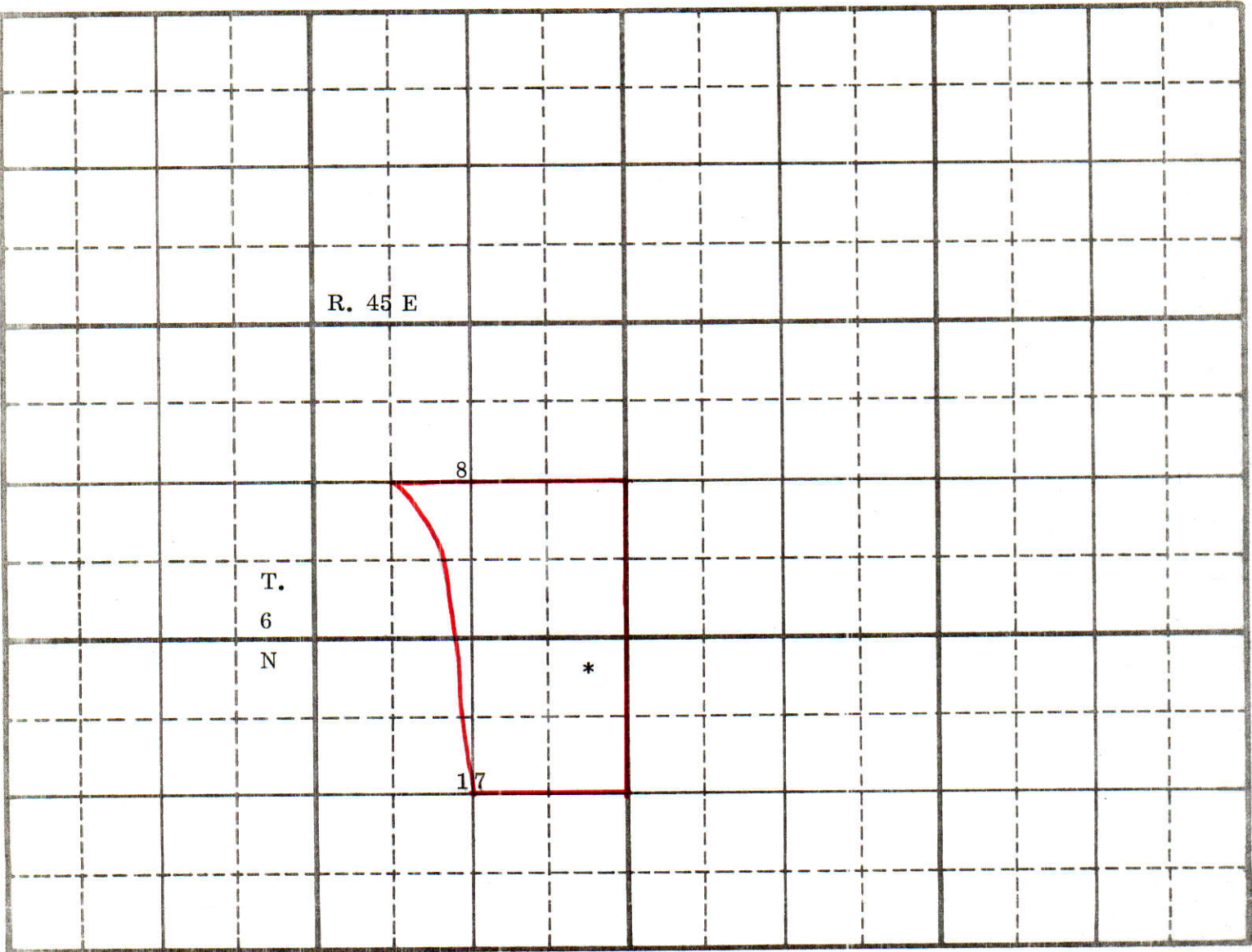


Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Tetonia, this 3 day of Jan, 19 75.
Burt K. Phillips
(signature)

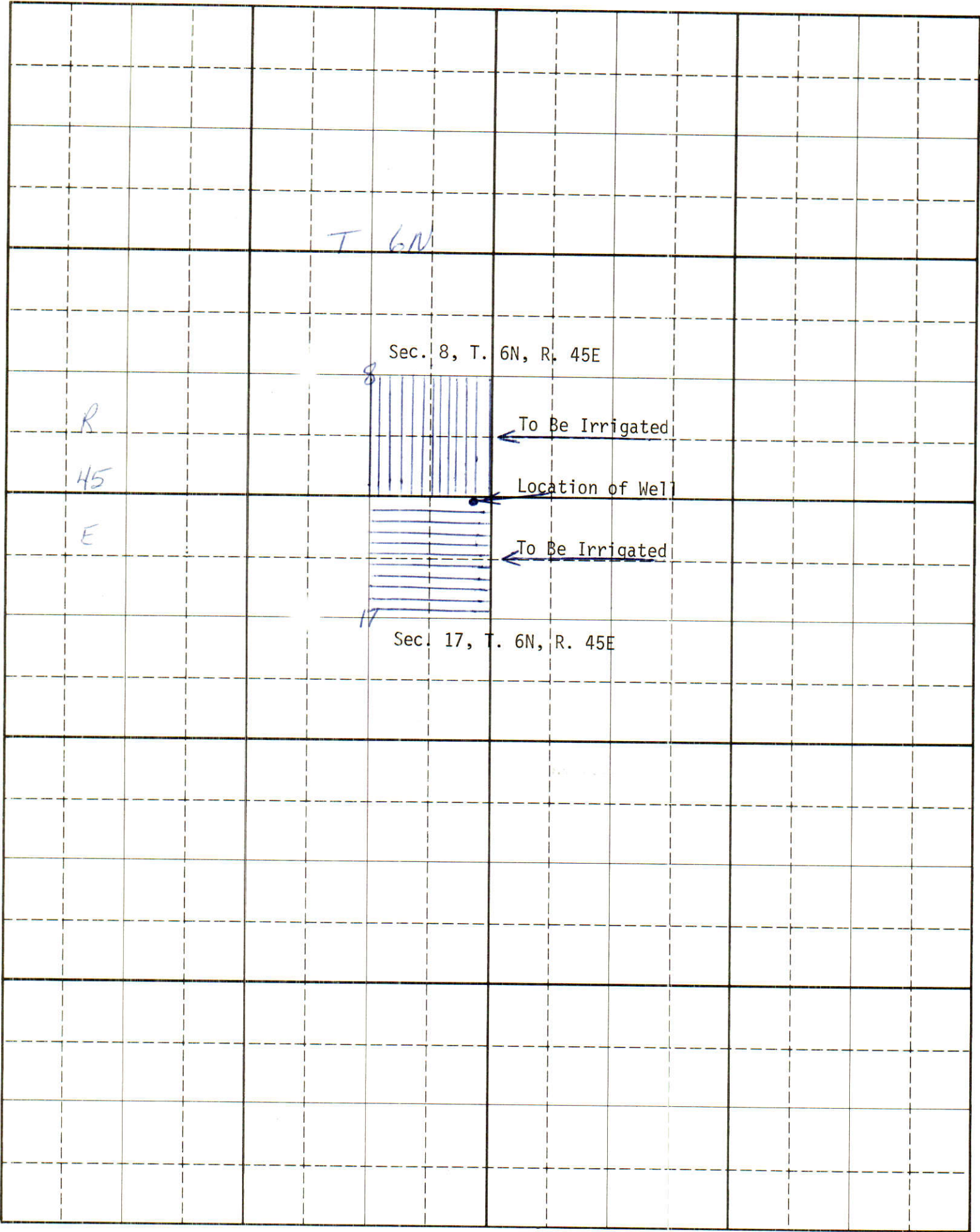
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, R. KEITH HIGGINSON, Director of the Department of Water Resources hereby approve the above application for amendment for Permit No. 22-7049.

Witness my hand this 7 day of January, 19 75.

R. Keith Higgins
Director

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.

Phillys Farms Inc. by
(Applicant) Burt R. Phillys

AFFIDAVIT OF PUBLICATION

State of Idaho,)
County of Teton) ss.

I, Louisa J. Norton
being first duly sworn depose and say

that I am the publisher
of the Teton Valley News, a news-
paper as defined by Idaho Codes Anno-
tated, Section 58-106, as amended, and
that said newspaper is a weekly news-
paper printed and published at Driggs,
in Teton County, Idaho, having a gen-
eral circulation in said county, and that
said newspaper has been printed in
said county for more than 78 consecu-
tive weeks prior to the first publication
of the attached notice, advertisement
or publication of

notice of application
for water permit

And affiant further says that said
attached notice, advertisement or pub-
lication, as per clipping attached, was
published in said newspaper, in the
regular and entire issue thereof, and
not in any supplement issue thereof,

for 2 consecutive issues thereof;
first publication having been made on

the 23 day of September

19 71

and last publication on the 30

day of September, 19 71

And affiant further says that at the
times herein mentioned said newspaper
was made up of at least four pages
of at least five columns each, printed
from type matter, of at least seven-
teen and three-fourths inches deep.

Louisa J. Norton

Subscribed in my presence and sworn

to before me this _____ day of

_____, 19 _____

(SEAL) Notary Public for the State of
Idaho, residence and postoffice
address, Driggs, Idaho.

My Commission expires

_____, 19 _____

PUBLIC NOTICE

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Phil-
lips Farms, Inc., by Burton K.
Phillips, 260 So. 2nd East, Rexburg,
Idaho has on September 3, 1971 sub-
mitted Application No. 22-7049 for
a permit to appropriate 5.0 cubic
feet per second of water from a
ground-water source by means of
well and pump within the NE $\frac{1}{4}$ -
NE $\frac{1}{4}$, Sec. 17, T. 6N, R. 45E, B.M.
Teton County, to be used from May
15 to Oct. 15 for the irrigation of
320 acres within the NE $\frac{1}{4}$, Sec. 17,
T. 6N, R. 45E; SE $\frac{1}{4}$, Sec. 8, T. 6N,
R. 45E, B.M.

If issued, this permit will be sub-
ject to all prior water rights. Pro-
tests against the granting of the
permit must be filed with the Ida-
ho Dept. of Water Administration,
240 So. Holmes, Idaho Falls, Idaho,
83401, on or before Oct. 11, 1971.

R. KEITH HIGGINSON
Director

Published in the Teton Valley News,
Driggs, Idaho on 9-23 and 9-30-71.

22 7049

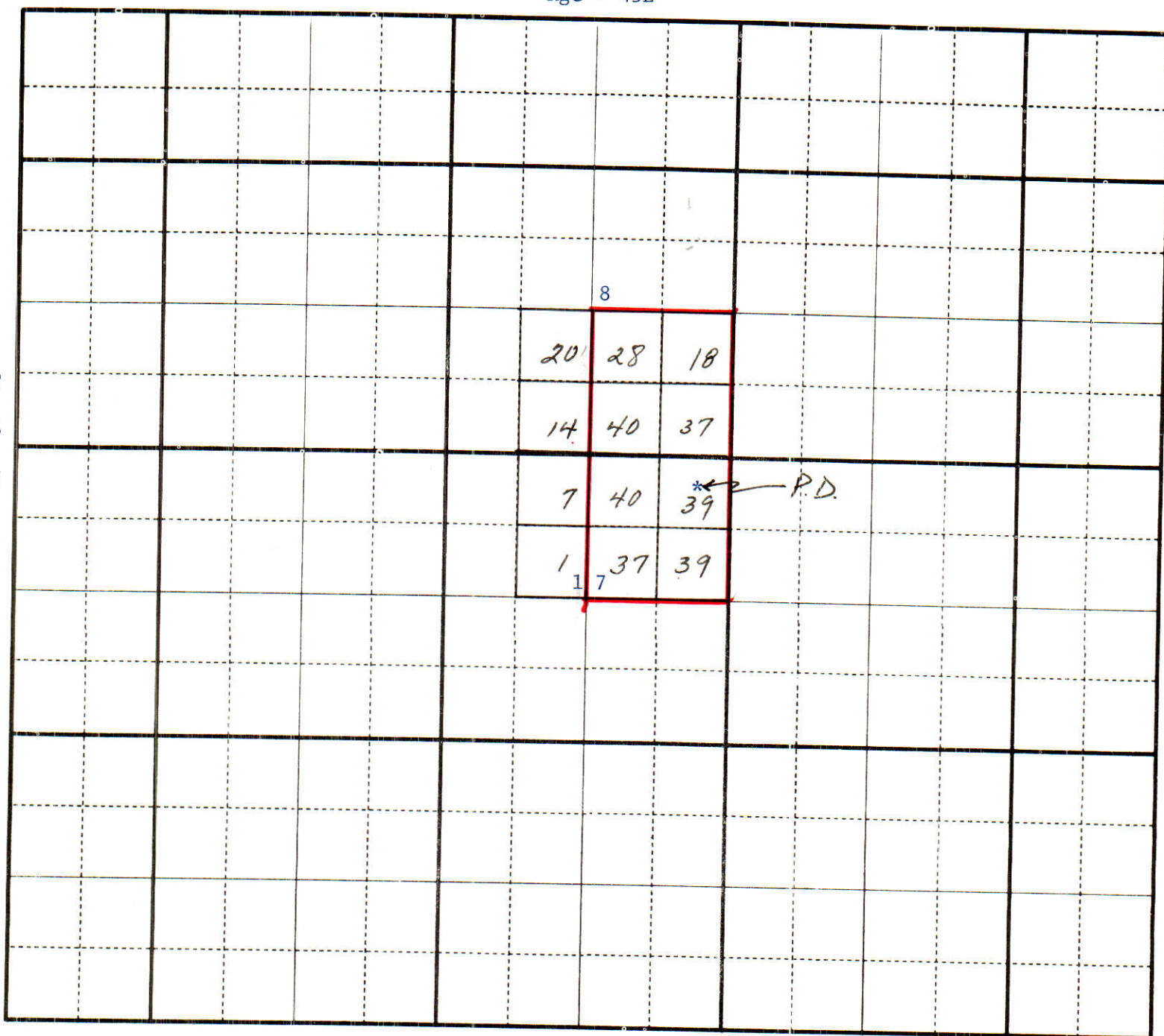
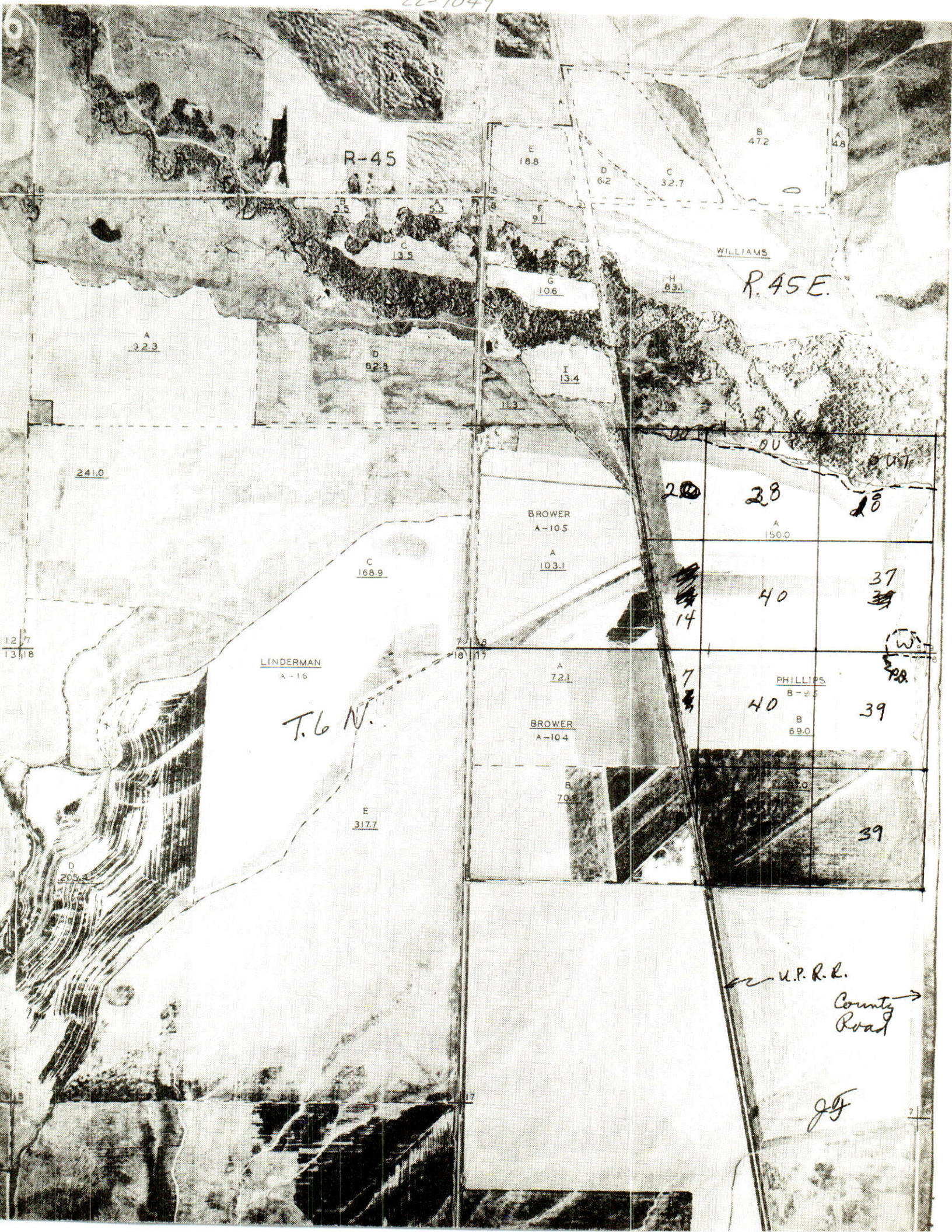
T
6
N

Diagram of System



R-45

B 47.2

A 4.8

E 18.8

D 6.2

C 32.7

B 3.5

A 5.3

F 9.1

C 13.5

WILLIAMS

R.45E.

G 10.6

H 63.1

A 92.3

D 62.3

I 13.4

11.3

241.0

20

28

20

BROWER A-105

A 150.0

C 168.9

A 103.1

40

37

14

12 7
13 18

LINDERMAN A-16

7 18
18 17

A 72.1

PHILLIPS B-25

T.6 N.

40

39

BROWER A-104

B 69.0

E 317.7

B 70.5

39

U.P.R.R.

County Road

JS

7 16

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7049 Priority Sept. 3, 1971 Amount 2.66 cfs

THIS IS TO CERTIFY, that PHILLIPS FARMS, INC.

of Rexburg, Idaho, has complied with the terms and conditions of Permit No. 22-7049 issued pursuant to Application for Permit dated September 3, 1971, and has submitted proof to the Department of Water Resources on August 15, 1974, 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 2.66 cfs of water from a ground water 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>May 15</u> to <u>Oct. 15</u> at <u>2.66</u> cfs and <u>806 acre feet or 3.0 af per acre</u>			
from _____ to _____ at _____ cfs and _____			
from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 2.66 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 806 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17,
Twp. 6 N, Rge. 45 E, B.M. in the County of Teton

Description and location of place of use:

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 $\frac{1}{4}$	
6 N	45 E	8									20			14	18	28	40	37	157
		17	39	40	37	39	7			1									163

Total number of acres irrigated 320

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

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 7 day of January, 19 75.

MAILED

Director

Réceipt # 672

APPLICATION FOR AMENDMENT

Permit No. 22-7049

Comes now Phillips Farms, Inc. of (address) _____

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 22-7049, and requests that the permit and permit map be changed as follows:

NO CHANGE

1. Point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Sec. _____ Twp. _____
Rge. _____, B.M., County of _____. Other points of diversion: _____

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

Amount for purposes from to (both dates inclusive)
Amount for purposes from to (both dates inclusive)
Amount for purposes from to (both dates inclusive)
Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

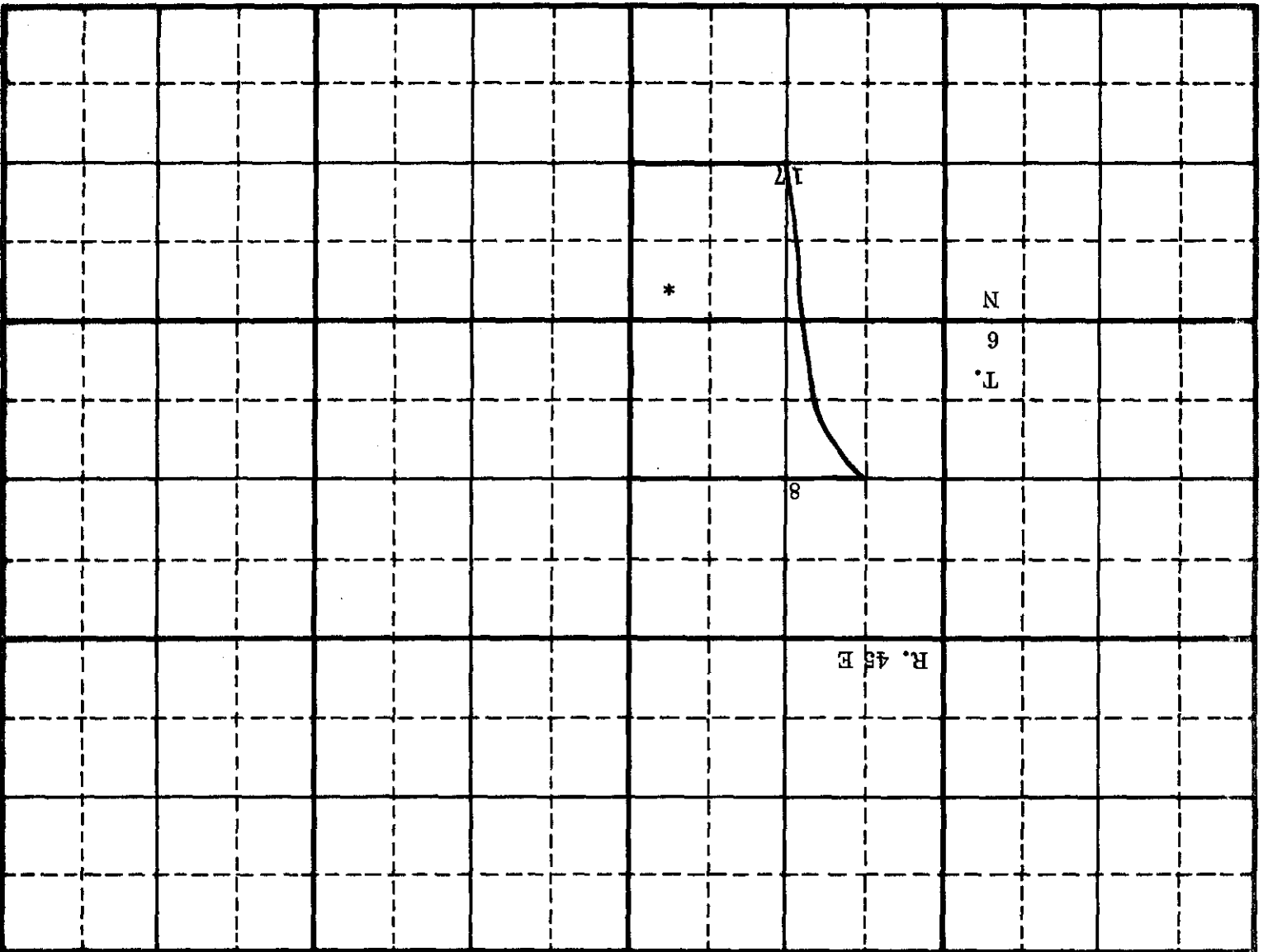
[illegible]

Total number of acres to be irrigated

320

MICROFILMED

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Idaho, this 3 day of Jan, 19 75.

Benton K. Phillips
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, R. KEITH HIGGINSON, Director of the Department of Water Resources hereby approve the above application for amendment for Permit No. 22-7049.

Witness my hand this 7 day of January, 19 75.

[Signature]
Director

Identification No. 22-7049

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)

LICENSE ISSUED FOR 2/6/66 REC. BY
LICENSE PAGE NO. _____

1. Name of applicant Phillips Farms Inc., by Burton K. Phillips (Owner)
post office address 26 So. 2nd East, Rexburg, Idaho
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 17 Township 6N
Range 45E B.M. Teton County; additional points of diversion if any: _____

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 5.0 cfs for irrigation purpose from May 15 to Oct. 15 (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. 5.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pump - deep well

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 20 inches; proposed depth of well is 300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 15,000.
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 7049

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	45E	17	40	40	40	40													160
6N	45E	8													40	40	40	40	160

Total number of acres to be irrigated. 320

c. Describe any other water rights used for the same purposes as described above. 1892 Badger Creek

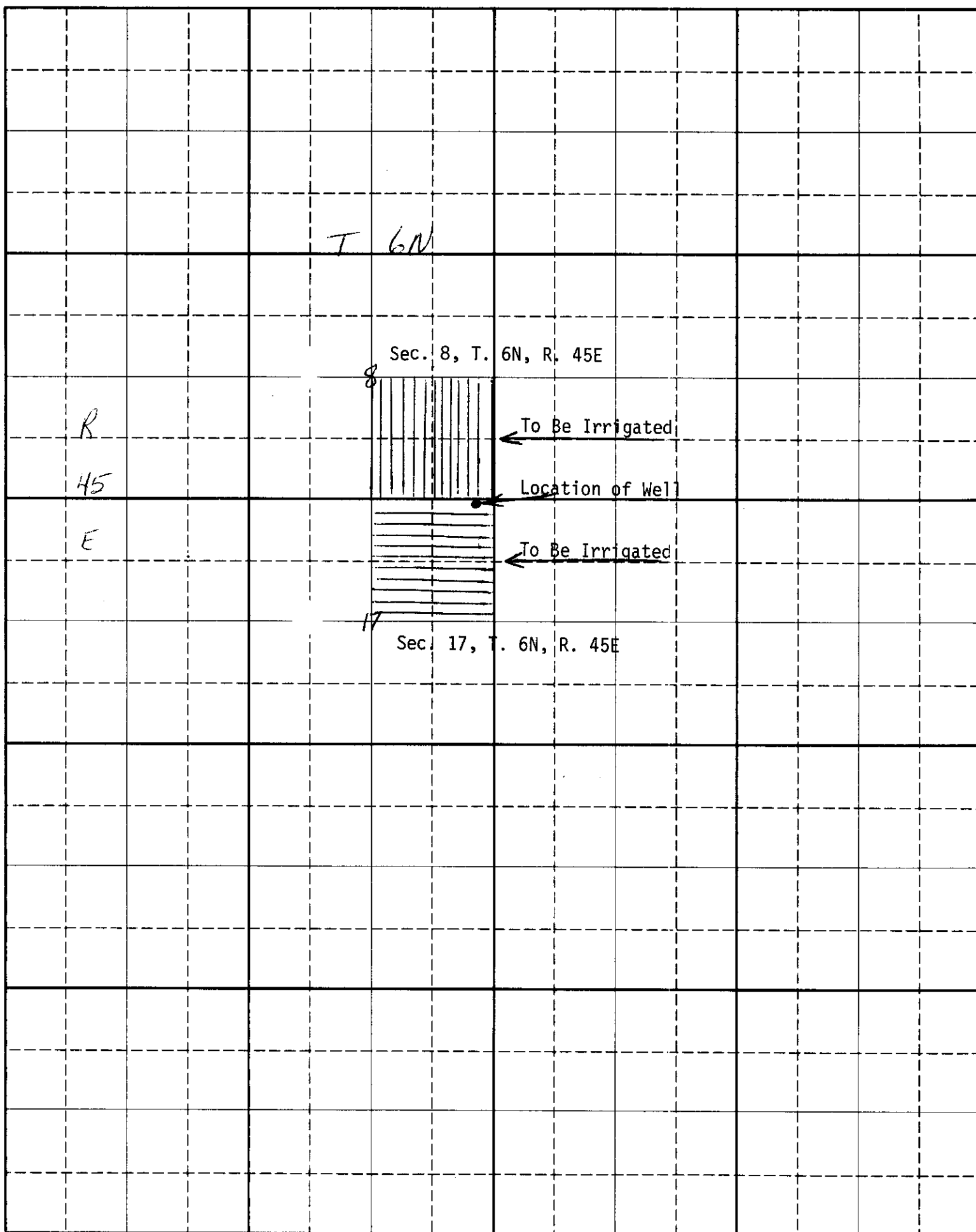
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Phillips 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.



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.

Phillips Form disc. by
(Applicant) Burton R. Phillips

22 7049

Received by bj Date 9/3/71 Time 4:30 P
 Preliminary check by NCY Fee \$ 65.00 RECEIPT # 7220
 Receipted by bj Date 9/3/71
 Publication prepared by bj Date 9/13/71
 Published in Teton Valley News, Driggs
 Publication dates 9-23, 9-30-71
 Publication approved de Date 10-13-71
 Priority reduced to _____ Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by De D. D. 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. 22-7049, 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, 1976.
- c. Other: The permit holder shall permanently install and maintain as part of the diverting works a measuring device at the point of diversion of a type approved by this Department.

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

Witness my hand this 19 day of October, 1971.

Richard H. H.
 Director

RECEIVED

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 22-7049 Name Phillips Farms Inc., by Burton K. Phillips

Source ground water

Point of Diversion NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 6N, R. 45E, B.M., Teton County

Quantity 5.0 cfs Use irrigation Period May 15 to Oct. 15

Quantity _____ Use _____ Period _____

Quantity _____ Use _____ Period _____

Well Size _____ Diameter _____ Proposed Depth _____ Feet

Use Irrigation of 320 acres.

Date Forwarded 10-4-71 Date Returned _____ Received by _____

COMMENTS: U.S.G.S observation wells are not maintained in this area (w. 8 #18). No logs for irrigation wells have been filed. A well in the NW SW sec 8 has been licensed for 1.53 cfs. A well in the SE SW Sec 17 has been issued a permit for 3.2 cfs.

RECOMMENDED:

Applied: Qty 5.0 cfs Use irrig Period 5/15 to 10/15 AF/A 3.0 AF 960

Qty. _____ Use _____ Period _____ AF/A _____ AF _____

Qty. _____ Use _____ Period _____ AF/A _____ AF _____

Maximum: Qty 6.4 cfs Use irrig Period 4/15 to 10/15 AF/A 3.0 AF 960

Qty. _____ Use _____ Period _____ AF/A _____ AF _____

Qty. _____ Use _____ Period _____ AF/A _____ AF _____

ACTION: Approved X Denied _____

Conditions of approval or reason for denial: _____

By Norman C. Young Title Dist. Engr
Date 9/13/71

22 7049

AFFIDAVIT OF PUBLICATION

State of Idaho, ss.
County of Teton

I, Louisa J. Norton
being first duly sworn depose and say

that I am the publisher
of the Teton Valley News, a news-
paper as defined by Idaho Codes Anno-
tated, Section 58-106, as amended, and
that said newspaper is a weekly news-
paper printed and published at Driggs,
in Teton County, Idaho, having a gen-
eral circulation in said county, and that
said newspaper has been printed in
said county for more than 78 consecu-
tive weeks prior to the first publication
of the attached notice, advertisement
or publication of

notice of application
for water permit

And affiant further says that said
attached notice, advertisement or pub-
lication, as per clipping attached, was
published in said newspaper, in the
regular and entire issue thereof, and
not in any supplement issue thereof.

for 2 consecutive issues thereof;
first publication having been made on

the 23 day of September

19 71

and last publication on the 30

day of September, 19 71

And affiant further says that at the
times herein mentioned said newspaper
was made up of at least four pages
of at least five columns each, printed
from type matter, of at least seven-
teen and three-fourths inches deep.

Louisa J. Norton

Subscribed in my presence and sworn

to before me this _____ day of

_____, 19 _____

(SEAL) Notary Public for the State of
Idaho, residence and postoffice
address, Driggs, Idaho.
My Commission expires

_____, 19 _____

PUBLIC NOTICE

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Phil-
lips Farms, Inc., by Norton K.
Phillips, 260 So. 2nd East, Rexburg,
Idaho has on September 3, 1971 sub-
mitted Application No. 22-7049 for
a permit to appropriate 5.0 cubic
feet per second of water from a
ground-water source by means of
well and pump within the NE¼-
NE¼, Sec. 17, T. 6N, R. 45E, B.M.
Teton County, to be used from May
15 to Oct. 15 for irrigation of
320 acres within the NE¼, Sec. 17,
T. 6N, R. 45E, Sec. 8, T. 6N,
R. 45E, B.M.

If issued, this permit will be sub-
ject to all prior water rights. Pro-
tests against the granting of the
permit must be filed with the Ida-
ho Dept. of Water Administration,
240 So. Holmes, Idaho Falls, Idaho,
83401, on or before Oct. 11, 1971.

ARTHUR HENNINGSON
Director

Louisa J. Norton
Publisher of the Teton Valley News,
Driggs, Idaho on 9-23 and 9-30-71.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

January 8, 1975

Re: Permit No. 22-7049

Phillips Farms, Inc.
Mr. Burton K. Phillips
Box 75, Route 1
Tetonia, Idaho 83452

Dear Mr. Phillips:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

We are also enclosing a copy of your approved amendment along with Receipt No. 672 in the amount of \$10.00 covering the amendment fee.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

RECORDED

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

December 23, 1974

Phillips Farm, Inc.
Box 75, Route 1
Tetonia, Idaho 83452

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit, No. 22-7049 and has found the following:

Quantity of water diverted: 2.66 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 2.66 cfs

The maximum quantity diverted shall not exceed 806 acre feet per year.

Beneficial use: For irrigation of 320 acres within the SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 8; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 17; all in Twp. 6N, Rge. 45E

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Twp. 6N, Rge. 45E, B.M.

Priority date established: September 3, 1971

The place of use was found by our examiner to differ from that listed under your permit, therefore, it will be necessary for you to amend the permit before a water license can be issued. We are enclosing a partially completed application for amendment for your use. Please sign the application and return it to this office with a \$10.00 filing fee within 20 days of the date of this letter in order that we may issue a water license as set forth above.

If you do not concur with these findings, please contact this office within the 20 day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

22-7049
125
310

1. Name of permit holder Phillips Farms Inc., by Burton K. Phillips
Post office address Box 75, Route #1, Teton, ID 83452 Phone 416-201-1912
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 5.0 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from May 15 to Oct. 15
(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. 22-7049
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 5.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6N N/S, Range 45E E/W, B.M., Section 17, Subdivision NE 1/4 NE 1/4, Teton County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: Well 705', 20" casing, reduced to 12" casing at bottom, 150 hp pump w/12" column & bowls located at 300'.

Measuring device required: yes ☒ no ☐

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	45E	17	40	40	40	40													160
		8													40	40	40	40	160

RECEIVED

TOTAL ACREAGE 320

T
6
N

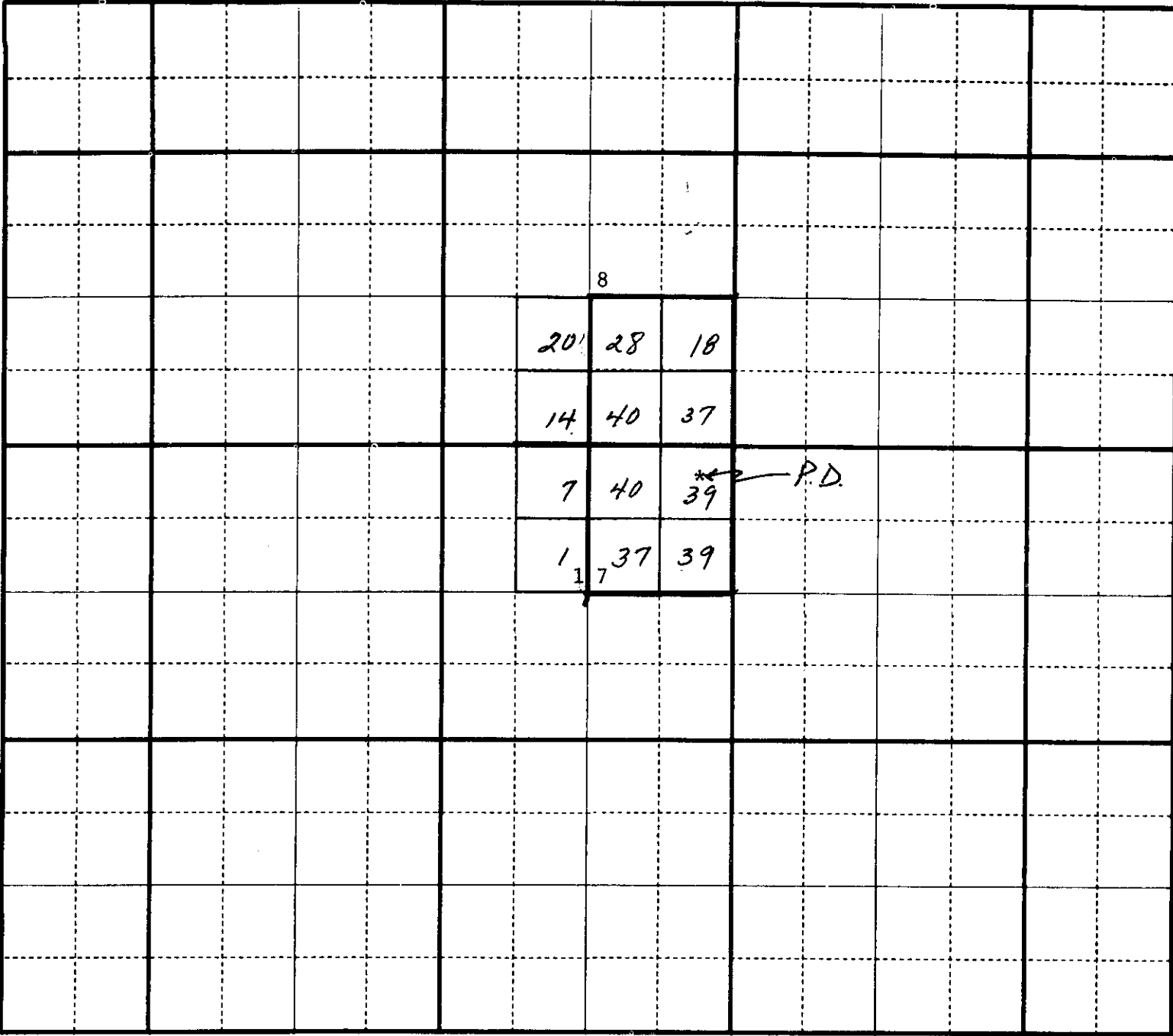


Diagram of System

22-7047

R-45

47.2

4.8

18.8

6.2

32.7

WILLIAMS

R.45E.

13.5

10.6

6.3

13.4

92.3

02.3

241.0

12/7

13/18

168.9

LINDERMAN

A-16

T.6 N.

721

BROWER

A-104

70

721

PHILLIPS

B-25

69.0

39

39

37

40

28

28

28

U.P.R.R.

County Road

24

DATE OF EXAM Aug 22, 1974

ACREAGE

Found 320
Recommended 320

Irrigation Requirement 3 Ac Ft/Ac

USE

Irrigation Q = 2.66 c.f.s. V = 960 ^{gpc (2.66 x 153 x 1.98)} AF/Ann. from May 15 to Oct 15
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 ☒

Name source: _____

twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____

twp. _____ N/S, Rge _____ E/W, B.M., Sec. N/A, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____

twp. _____ N/S, Rge _____ E/W, B.M., Sec. N/A, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____

twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 2.66 CFS Method of measurement McCrometer Meter

Total Q recommended 2.66 CFS Meter No. 728170 Type Saddle Condition good

Total V recommended 960 AF/ANN

Recommended Amendments:

P.D. _____

Place of Use ☒

Other _____

None _____

MEASUREMENT CALCULATION:

1200 gal/min Needle Measure ÷ 448.8 = 2.66 CFS
6-1/4 in lines at 10/64" D 80# thru system
V = (320)(3) = 960 < (2.66)(1.983)(185) = 984

SYSTEM DESCRIPTION:

150 H.P. G.E. Motor # DHJ419138 with Johnston pump #
GE 14220 8" discharge south thru meter 4' to surface
main east & west
total depth 700' Bore at 300' Static water level 180'

REMARKS:

System shown by Mr. Phillips

Examiner's Signature John Ferebauer Date Aug 22, 1974

Checked by _____ Date _____

Approved by _____ Date _____

August 19, 1974

Re: Permit No. 22-7049

Phillips Farms, Inc., by Burton K. Phillips
Box 75, Route #1
Tetonia, Idaho 83452

Dear Mr. Phillips:

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 concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

22-7049

Identification No. 22-7049
Permit No. 22-7049

RECEIVED
AUG 19 1974
OK
Jg
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Phillips Farms Inc. by Burton K Phillips
b) Post Office Address Box 75 Rt 1 Teton, Idaho 83452
2. Permit Number 22-7049
3. Date of Priority that you are prepared to establish 9/3/71
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: NE 1/4 NE 1/4, Section 17
Township 6N, Range 45E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount 5.0 cfs for irrigation purposes from May 15 to Oct 15 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 5.0 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: 580 acre feet from May 30 1972 to Aug 11 1974. Meter reading read by self
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) Deep well 705' 20" casing reduced to 12" casing at bottom, 150 hp. pump with 12" column and bowls located at 300'
b) Describe the type and size of measuring device which you have installed at your point of diversion: McCrometer (Brand) 8" flow meter, same type
c) Give well drillers name and address and date the well was completed Hopkins Well Drilling Thornton, Idaho. well completed May 1972

Exam typed 8/19/74 by Jg

22-7049

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

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

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	4SE	17	40	40	40	40													160
6N	4SE	8													40	40	40	40	160

10. Remarks: The system is installed and will be working until 1-Sept-1974 if you want to check it this year.

Total number of acres irrigated 320

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

8-10-74

(Date)

Benton K. Phillips

(Signature)

State of Idaho ss.
County of Madison

On this 10 day of August, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

James Hamilton
Notary Public residing at Boothbay, Idaho

My commission expires 4/22/77

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Water Administration
WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

RECEIVED
MAR 15 1973
Department of Water Administration
Eagle District Office

1. WELL OWNER

Name Burton Phillips
Address Tetonia, Idaho
Owner's Permit No. _____

7. WATER LEVEL

Static water level 18.3 feet below surface
Flowing? ☐ Yes ☒ No G.P.M. _____
Temperature 53 ° F. Quality Good
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

8. WELL TEST DATA

see Gen State
Permit Application
☐ Pump ☐ Bailor ☐ Other

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotory ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 20" inches Total depth 697 feet
Casing schedule: ☐ Steel ☐ Concrete
Thickness Diameter From To
1.250 inches 20" inches 11 feet 155 feet
1.250 inches 16" inches 145 feet 314 feet
1.350 inches 12" inches 310 feet 522 feet
1.250 inches 10" inches 425 feet 585 feet
_____ inches _____ inches _____ feet _____ feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☒ Factory ☒ Knife ☐ Torch
Size of perforation 1/4 inches by 2 inches

Number From To
16pf perforations 280 feet 314 feet
12pf perforations 460 feet 500 feet
10pf perforations 520 feet 580 feet

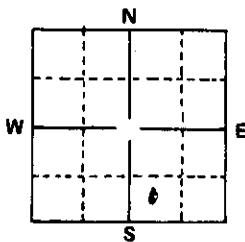
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal? ☒ Yes ☐ No To what depth 18 feet
Material used in seal ☐ Cement grout ☒ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



22 7049

County Teton
SE 1/4 SE 1/4 Sec. 8, T. 6 N, R. 45 E/W

10.

Work started Oct. 14, 71 finished May 5, 72

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.

Hopkins Brothers 32
Driller's or Firm's Name Number
Box 4, Thorp, Id. 23453
Address
James Hopkins May 18, 72
Signed By Date

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

March 15, 1973

Could be 22-7049
Sec. 17 Listed
Point of diversion NENE Listed

Mr. Burton Phillips
Tetonia, Idaho 83452

Gentlemen:

Through a cooperative arrangement with the well drillers licensed in Idaho, notice is supplied to this agency prior to the construction of wells drilled in connection with exploration for groundwater.

We were notified that you are constructing a well located in Twp. 6N, Rge. 45E, B.M., Sec. 8, SE $\frac{1}{4}$ SE $\frac{1}{4}$. We have reviewed our records, and the preliminary check has failed to indicate that you have filed an application with this agency. If we have overlooked your permit, please advise us of the number by return mail. If you have indeed not filed an application for permit, and your diversion is other than a single family domestic unit and producing less than 13,000 gallons/day, then you are required to file an application before construction starts and receive a valid permit from this agency before groundwater may be diverted.

Idaho has been under a mandatory permit system for groundwater since March 25, 1963: Reference: Carl Tappin, State Reclamation Engineer, v.s. Clyde Smith and Bonny Smith, Idaho Supreme Court, 1967. Therefore, it is held by this agency as an illegal act to divert groundwater without the aid of a valid permit or a license on appropriations with a priority junior to March 25, 1963 for other than excluded above.

We will supply you with an application for permit and instructions if you so request. Please contact us for forms or if we can be of any service.

Very truly yours,

LOY H. JOHNSON
Water Resource Supervisor

LHJ:cw

22 7049

October 22, 1971

Re: Permit No. 22-7049 - Phillips Farms, Inc.

Norman C. Young
STATE OF IDAHO
DEPT. OF WATER ADMINISTRATION
240 South Holmes
Idaho Falls, Idaho 83401

Dear Norm:

Please find enclosed a copy of the above referenced permit which has been approved
by this office.

If you have any questions, please contact us.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

22 7049

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

October 22, 1971

Re: Permit No. 22-7049 - Phillips Farms, Inc.

Phillips Farms, Inc.
26 So. 2nd East
Rexburg, Idaho 83440

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 22-7049. 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

BDF:cr

Enclosures

22 7049

September 13, 1971

Re: Application No. 22-7049 - Phillips Farms Inc., by Burton K. Phillips

Teton Valley News
Driggs,
Idaho 83422

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

Bill submitted to Boise Office 10-13 by ds
1971

NCY:BJ
Enc: Legal notice

22 7049

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Phillips Farms Inc., by Burton K. Phillips,
260 So. 2nd East, Rexburg, Idaho
has on September 3, 1971 submitted Application No. 22-7049
for a permit to appropriate 5.0 cubic feet per second ~~acre feet per annum~~
of water from a ground-water source
by means of well and pump
within the NE1/4 Sec. 17, T. 6N, R. 45E, B.M. Teton County,

to be used from May 15 to Oct. 15
for the irrigation of 320 acres

within the NE1/4 Sec. 17, T. 6N, R. 45E; SE1/4 Sec. 8, T. 6N, R. 45E, 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 Dept. of Water Administration, 240 So. Holmes, Idaho Falls, Idaho, 83401, on or before Oct. 11, 1971

R. KEITH HIGGINSON

Director

Published in the Teton Valley News, Driggs, Idaho
on 9-23 and 9-30-71.

22 7049