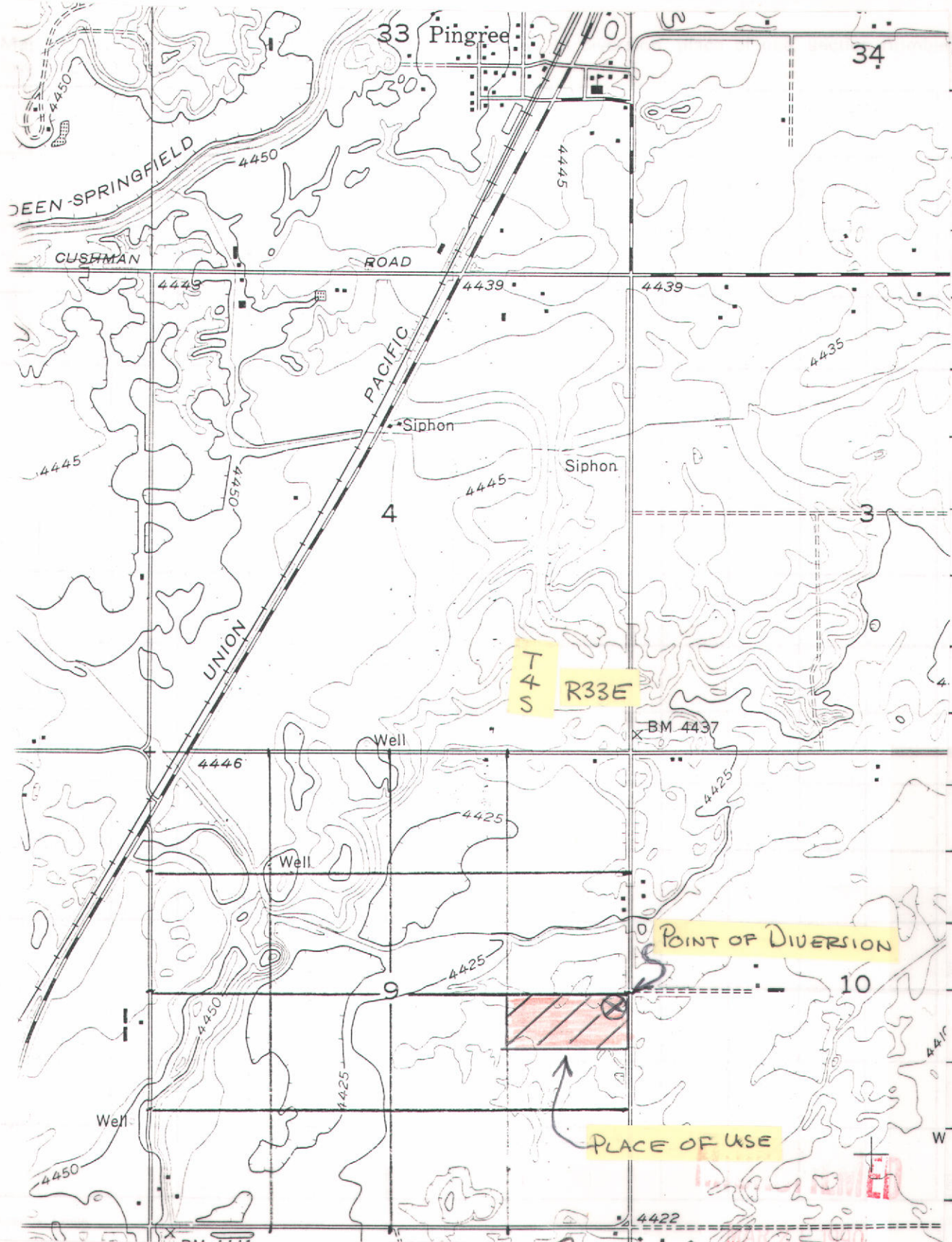


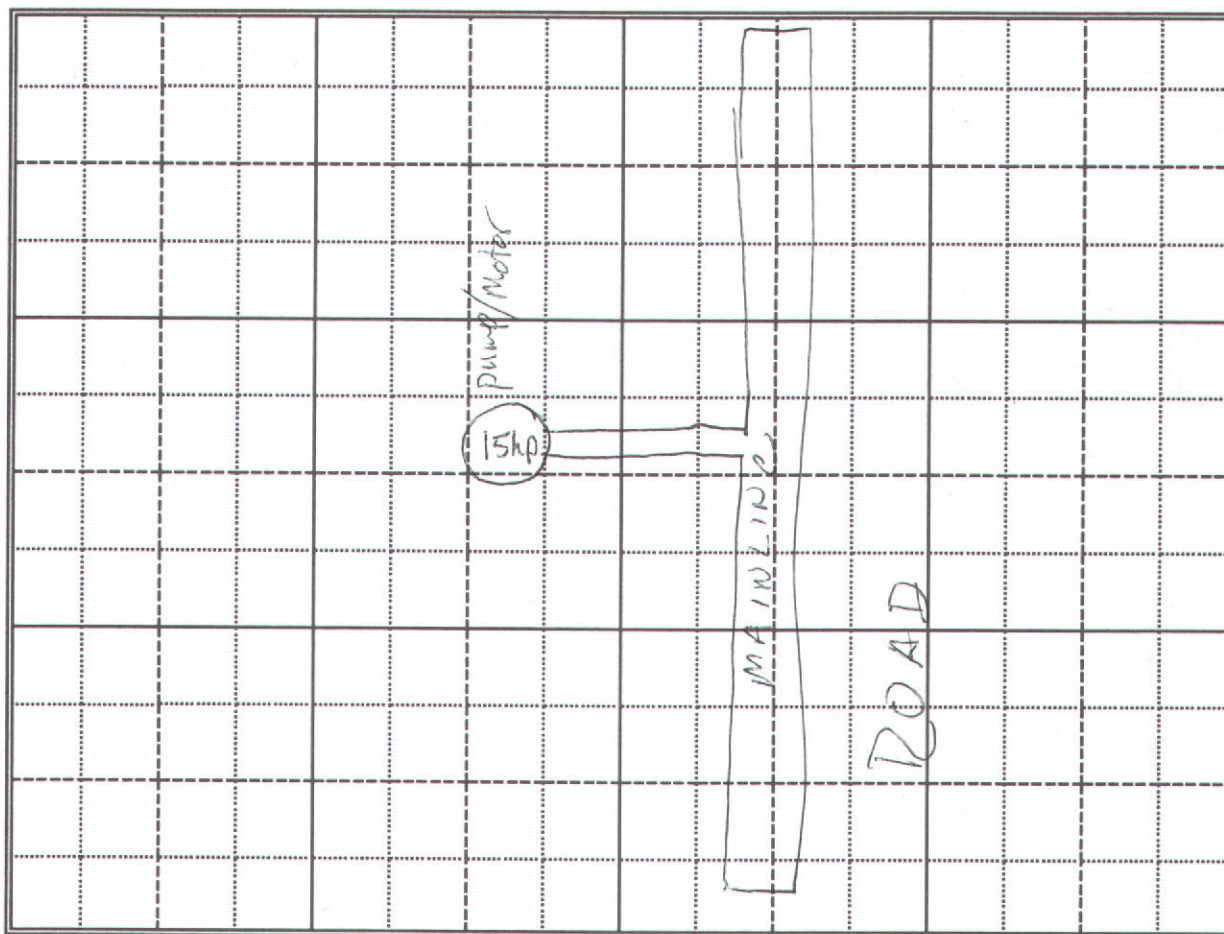
13.



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.

* *Denny Bevington*
(Applicant)

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____.

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

X Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Submersible	15			

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

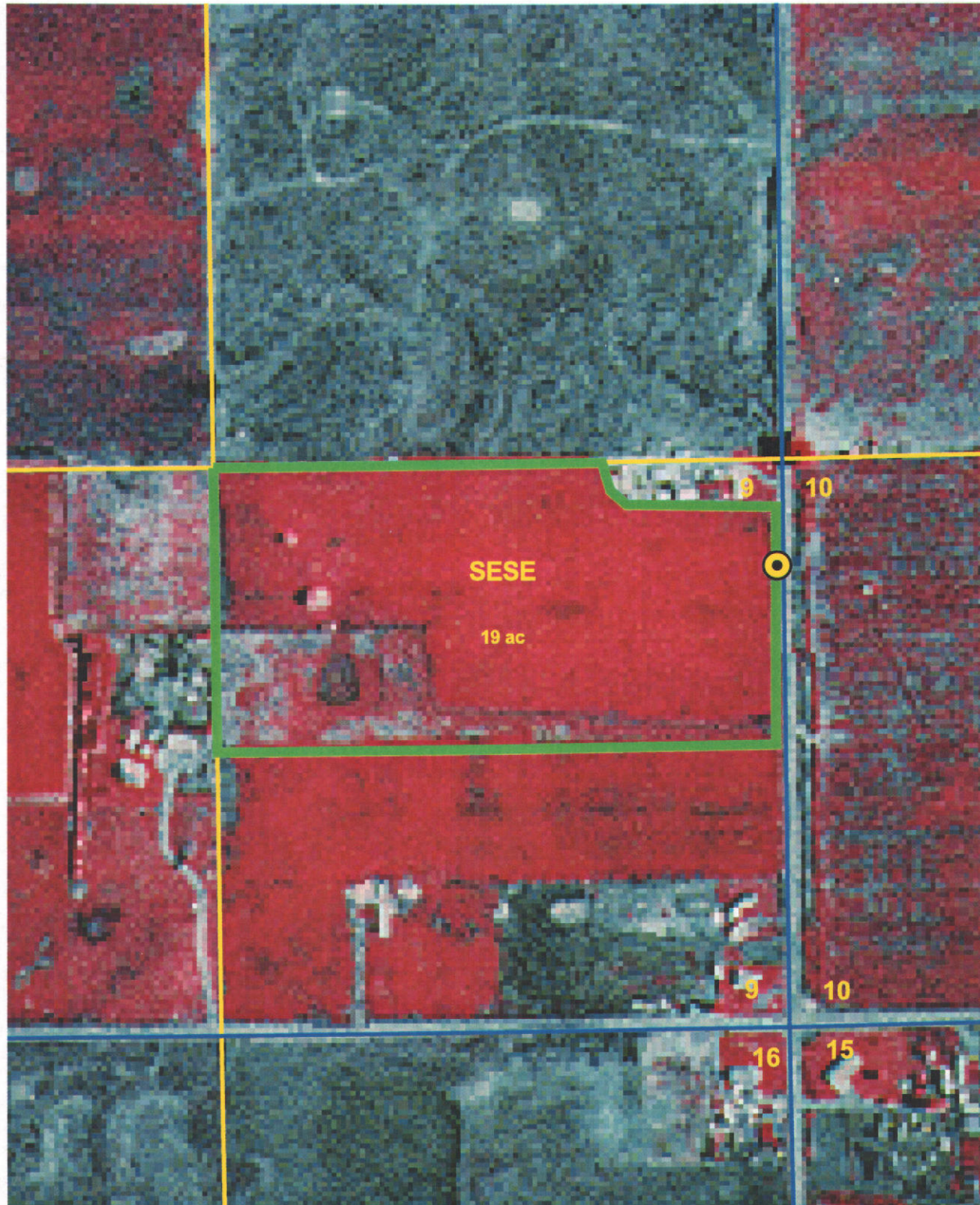
2. Measurements: well to MAINLINE and one wheel line with 32 birds (5gal/minute)/bird

$$\frac{160 \text{ gpm}}{448.83} = 6 \text{ CFS}$$

MICROFILM
JUN 11 2002

35-08843

T4S, R33E sec 9



MICROFILMED
JUN 11 2002



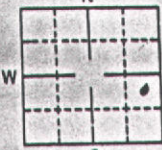
MICROFILMED
JUN 11 2002

PERMIT
NUMBER

35-8843

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

DMJ

1. WELL OWNER Name <u>Dan Byington</u> Address <u>776 S. 1500 W. Pigeon ID.</u> Owner's Permit No. <u>35-90-E-011</u>		7. WATER LEVEL Static water level <u>14'</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ of. Quality <u>Good</u> Describe artesian or temperature zones below.																																																					
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Baller ☒ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>400</u></td><td><u>60'</u></td><td><u>2</u></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>400</u>	<u>60'</u>	<u>2</u>																																														
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3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>16"</td><td>0</td><td>1</td><td>Topsoil</td><td></td><td></td></tr><tr><td></td><td>1</td><td>50'</td><td>Black sand</td><td></td><td></td></tr><tr><td></td><td>51</td><td>58</td><td>Grey clay</td><td></td><td></td></tr><tr><td></td><td>58</td><td>124</td><td>Sand & Gravel</td><td></td><td></td></tr><tr><td></td><td>124</td><td>137</td><td>Brown clay</td><td></td><td></td></tr><tr><td></td><td>137</td><td>150</td><td>Sand</td><td></td><td></td></tr><tr><td></td><td>137</td><td>150</td><td>Gravel</td><td></td><td>X</td></tr></tbody></table>		Bore Diam.	Depth		Material	Water		From	To	Yes	No	16"	0	1	Topsoil				1	50'	Black sand				51	58	Grey clay				58	124	Sand & Gravel				124	137	Brown clay				137	150	Sand				137	150	Gravel		X
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4. METHOD DRILLED ☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____																																																							
5. WELL CONSTRUCTION Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>.250</u> inches</td><td><u>8</u> inches</td><td><u>1</u> feet</td><td><u>149</u> feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☒ Torch Size of perforation <u>3/8</u> inches by <u>12</u> inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>20</u> perforations</td><td><u>149</u> feet</td><td><u>143</u> feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> 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 depth _____ Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Pudding clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____		Thickness	Diameter	From	To	<u>.250</u> inches	<u>8</u> inches	<u>1</u> feet	<u>149</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	<u>20</u> perforations	<u>149</u> feet	<u>143</u> feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet																						
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6. LOCATION OF WELL Sketch map location <u>must</u> agree with written location.  Subdivision Name _____ County <u>Madison</u> Lot No. _____ Block No. _____ <u>NE 1/4 SE 1/4 Sec. 9, T. 4 N. S. R. 33 E.</u>		11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were compiled with at the time the rig was removed. Firm Name <u>Finley Drilling</u> Firm No. <u>062</u> Address <u>285 Paxon Street</u> Date <u>5-28-90</u> Signed by (Firm Official) <u>Bill E. Finley</u> and (Operator) <u>Don Finley</u>																																																					
10. Work started <u>4-23-90</u> finished <u>4-26-90</u>																																																							

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08843

Priority: September 12, 1989

Maximum Diversion Rate: 0.36 CFS
Maximum Diversion Volume: 76.0 AF

It is hereby certified that JOSEPH O JACOB
776 S 1500 W
PINGREE ID 83262 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated August 16, 1989; and has
submitted Proof of Beneficial Use on April 28, 1992. An examination indicates that the works have a
diversion capacity of 0.36 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	0.36 CFS	76.0 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, Twp 04S, Rge 33E, B.M., BINGHAM 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	
04S	33E	9																	19.0
Total Acres: 19																			19.0

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 120.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

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

Signed and sealed this 5TH day of JUNE, 2002.

MICROFILMED

Acting for

KARL J. DREHER
Director

JUN 11 2002

RECEIVED

MAY 31 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

Department of Water Resources

(For Licensing Purposes)

WATER RIGHT NO. 35-08843

Date of Priority: September 12, 1989

Maximum Diversion Rate: 0.36 CFS

Maximum Diversion Volume: 76.0 AF

Comes now JOSEPH O JACOB
776 S 1500 W

PINGREE ID 83262 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. 35-08843, and requests that the permit be changed as follows:

Source: GROUND WATER

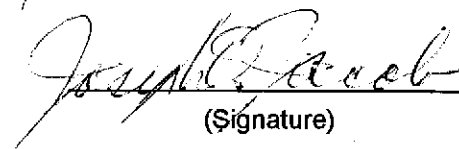
<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.36 CFS	76.0 AF

LOCATION OF POINT OF DIVERSION:GROUND WATER NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, Twp 04S, Rge 33E, B.M., BINGHAM CountyPLACE 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	
04S 33E 9																	19.0 19.0

Total Acres: 19

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 29 day of May, 2002.


(Signature)

MICROFILMED
JUN 11 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08843

FOR DEPARTMENT USE ONLY
Preliminary check by KW Fee = \$50.00 Received by JM # 062376 Date 5/31/02

ACTION OF THE DEPARTMENT OF WATER RESOURCES

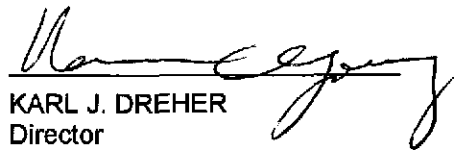
I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 35-08843 with the following:

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 120.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.
4. 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.

Witness my hand this 5TH day of June, 2002.

Acting for


KARL J. DREHER
Director

MICROFILMED

JUN 11 2002

WATER RIGHT SUMMARY

<u>ACTION</u>	<u>RIGHT NO.</u>	<u>NAME</u>	<u>AMOUNT CFS</u>
~~ORIGINAL APPLICATION~~	~~35-08843~~	~~BYINGTON, DAN~~	~~0.40~~
FULL ASSIGNMENT	35-08843	JACOB, JOSEPH O.	0.40

JANUARY 9, 1998

MICROFILMED

JAN 12 1998

For Office Use Only

325.00 Filing Fee
 Receipt # E 023831
 Date 1-5-98

State of Idaho
 DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 07 1998

ASSIGNMENT OF PERMIT

To change the ownership of a permit

Department of Water Resources

I, DAN BYINGTON, hereby assign to Joseph O. Jacob
 of 776 S. 1500 W. Pinedale Idaho 83262 208-684-9155
(Permit Holder)
(Full Address and Phone Number)

All my right, title, and interest in and to Permit No. 35-0 8843
 to appropriate the public waters of the State of Idaho.

RECEIVED

JAN 02 1998

OR (for partial assignments)

Department of Water Resources
 Eastern Region

The following described portion of my right, title, and interest in and to
 Permit No. _____ to appropriate the public waters of the State of Idaho.

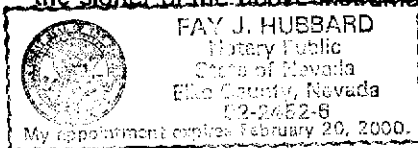
Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.

Made this 22 day of Dec, 1997.

Dan Byington
 Permit Holder(s)

State of Idaho)
)
 County of Elko) SS

On this 22nd day of December, 19997, personally appeared before me
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



SEAL

Fay J. Hubbard
 Notary Public

Fay J. Hubbard
 Signature

My commission expires: 2/20/2000

MICROFILMED

JAN 12 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-08843

IN THE NAME OF SHIRLEEN & DANNY BYINGTON

) ORDER OF
) REINSTATEMENT
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before April 1, 1992; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

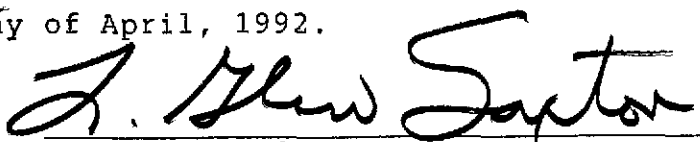
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on April 28, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-08843 be REINSTATED with an advance in priority to September 12, 1989.

Dated this 30th day of April, 1992.



L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

MAY 15 1992

RECEIVED

APR 15 1992

Department of Water Resources

STATE OF IDAHO

RECEIVED

APR 28 1992

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
 Amt. of Fee \$ 50.00
 Date 4-15-92
 Receipt No. CO 23450
 Received by WBS

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

Permit No. 35-08843 Telephone No. 684-5538

Name(s) of Permit Holder(s): Shirleen or Danny Byington

Post Office Address: 776 S. 1500 W. Pinegreer, ID 83262

Source of Water: Ground water

If ground water, well driller's name: Findlay Date drilled: 5-15-90

Extent of Use:

Domestic _____ (No. of households) Irrigation 20 (No. of acres)

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

Total rate and/or volume for which proof is submitted .40 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 6-1-19-90

One of the following may be a condition of approval of your permit:

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

OR

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

Fee Enclosed: \$ _____ (See License Examination Fee Schedule)

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

William O. Byington 684-5538
 Name Telephone No.

776 S 1500 W Pinegreer Idaho
 Address

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

MICROFILMED

MAY 15 1992

4-10-92 William O. Byington
 Date Signature (and title if on behalf of a company or organization)

03-11-24
SOS 81 014

received related to application

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single ownership
domestic use or stockwater use of
less than 13,000 gallons per day.

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08843

Proposed Priority: August 16, 1989 Maximum Diversion Rate: 0.40 CFS
This is to certify, that **SHIRLEEN BYINGTON**

DANNY BYINGTON
776 S. 1500 W.
PINGREE, ID 83262

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

04/01 to 11/01

0.40 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESE Sec. 9, Township 04S, Range 33E
BINGHAM County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

04S 33E 9

NESE 20

20

Total number of acres irrigated:

20

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1992.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

MAR 21 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08843

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

5th day of March, 1990.

for J. Glen Sator
R. Keith Higginson, Director

RECEIVED
MAR 21 1990

MAR 21 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Danny or Shirleen Byington Phone 684-5538
Post office address 776 South 1500 West, Pingree Id 83262
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of * SENE 1/4 of SE 1/4, Govt. Lot _____
Sec. 9 Township 4S Range 33E B.M. Bingham County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.40 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.4 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well pump mainline to lateral with sprinklers
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is 8 inches; proposed depth of well is 100 feet.
d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

* As per map location

MICROFILMED

MAR 21 1990

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

10. Describe any other water rights used for the same purposes as described above. *Field share*
Abandon-Spring

Total number of acres to be irrigated 20

[illegible]

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

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

a. Hydropower; show total feet of head and proposed capacity in KW.

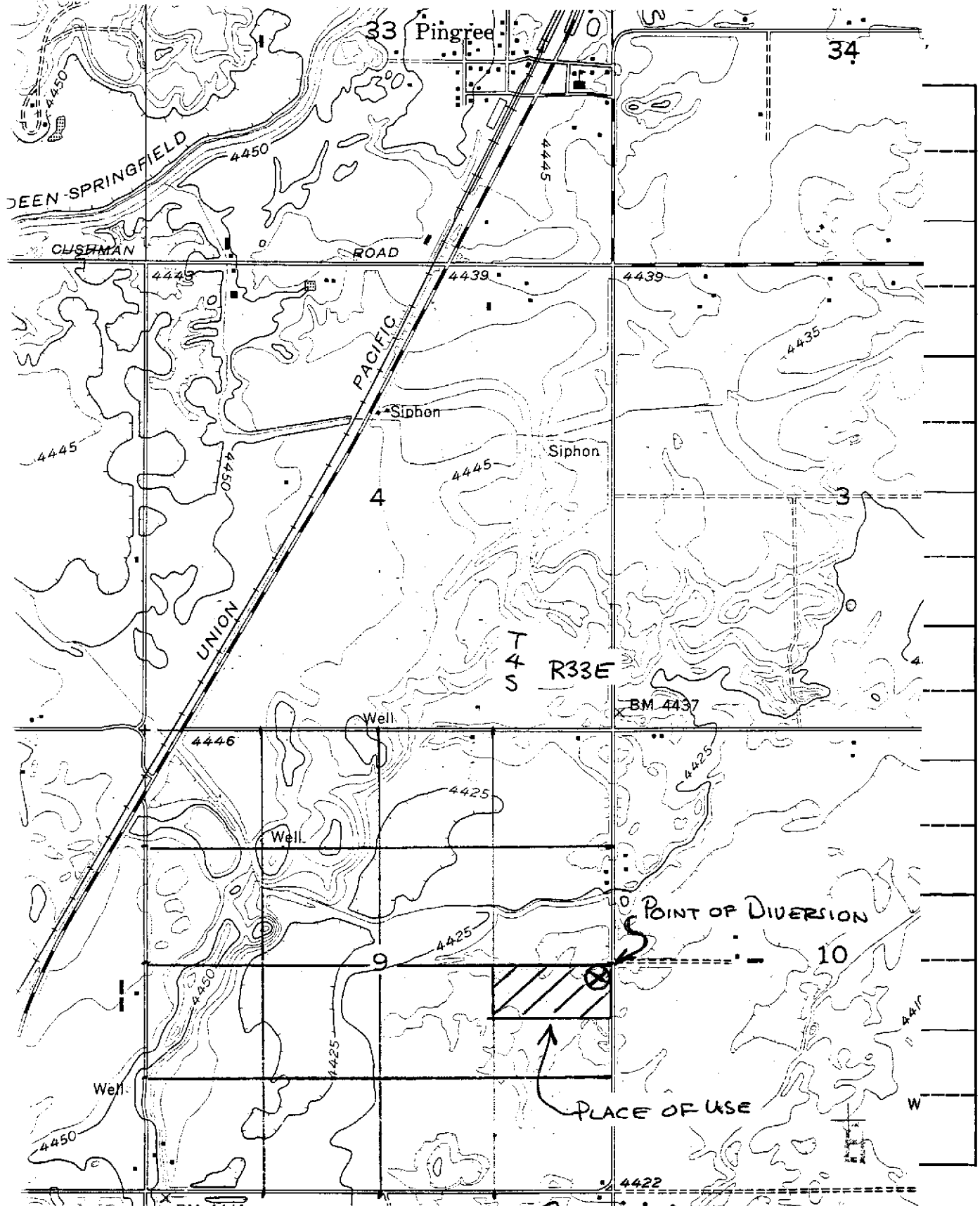
b. Stockwatering; list number and kind of livestock.

c. Municipal; show name of municipality.

d. Domestic; show number of households.

e. Other; describe fully.

13.



Scale: 2 inch

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.

* *Denny Bevington*
(Applicant)

Assisted Kew 8-8-1989
 Received by GW Date 8-16-89 Time 12:10
 Preliminary check by DM
 Fee \$ 45.00
 Received by ACJ # E009876 Date 8-16-89
 Publication prepared by AB Date 1-18-90 Published in Moscow News
 Publication approved GW Date 8-12-90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

Idaho No. _____, and said application is hereby _____

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

_____, 19____.

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

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

e. Other:

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MAR 21 1990

674
FUELL, Frank J.
FUELL, Linda Lee
802 N. 450 E.
Firth, Id. 83236
Source: GROUNDWATER
Diversion Pt: SESESW, Sec. 23, T. 01S, R.
36E.
Use: IRRIGATION (.100 CFS).
Total Diversion: (.100 CFS).
Date Filed: 8/30/1988.
In: T01S, R36E, S23, SESW.
5.0 ACRES TOTAL.

35-08835

POULSON, Weldon
POULSON, Jackman Guy
Aberdeen, Id. 83210
Source: GROUNDWATER
Diversion Pt: NENE, Sec. 26, T. 05S, R.
31E.
Use: IRRIGATION (3.100 CFS).
Total Diversion: (3.100 CFS).
Date Filed: 11/13/1989.
In: T05S, R31E, S26, NENE, NWNE,
SWNE, SENE.
155.0 ACRES TOTAL.

35-08836

POULSON, Jackman G.
POULSON, Jackman Guy
45 E. N. Canyon Rd.
Bountiful, Utah 84010
Source: GROUNDWATER
Diversion Pt: SWSE, Sec. 23, T. 05S, R.
31E.
Use: IRRIGATION (1.630 CFS).
Total Diversion: (1.630 CFS).
Date Filed: 11/13/1989.
In: T05S, R31E, S23, NWSE, SWSE, SESE.
81.5 ACRES TOTAL.

35-08843

BYINGTON, Danny
BYINGTON, Shirleen
776 S. 1500 W.
Pingree, Id. 83262
Source: GROUNDWATER
Diversion Pt: NESE, Sec. 9, T. 04S, R. 33E.
Use: IRRIGATION (.400 CFS).
Total Diversion: (.400 CFS).
Date Filed: 8/16/1989.
In: T04S, R33E, S09, NESE.
20.0 ACRES TOTAL.

The permit(s) will be subject to all prior
water rights. Protests may be submitted bas-
ed on the criteria of Sec. 42-203A, Idaho
Code, and/or the new public interest criteria
of Sec. 42-203C, Idaho Code. Protests must
be filed with the Director, Dept. of Water
Resources, 150 Shoup Ave., Suite 15, Idaho
Falls, Idaho, 83402, on or before FEBRUARY
5, 1990.

R. KEITH HIGGINSON
Director

(639)

Pub.: 1/18, 25

MICROFILMED

MAR 21 1990

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

I, Ted Townsend do

solemnly

swear that I am the publisher of
The Morning News which is a daily newspaper of
general circulation published each day except Sunday
at Blackfoot, Bingham County, Idaho, said newspaper
having been so published at Blackfoot, aforesaid for
more than one year past; that said newspaper
heretofore complied with all the provisions of Chapter
154 of the Sessions Laws of Idaho of 1933, approved
March 11, 1933, and duly designated, pursuant to law,
a particular day of the week as the day on which legal
notices required by law or by the order of any Court of
competent jurisdiction within the State of
Idaho shall be published to-wit: of each week; that the
notice attached hereto and which is a part of this af-
fidavit and part of the proof of publication was
published in said issue or said

newspaper two consecutive weeks

the first publication having been made on the

18th day of January, 1990;

and the last publication having been made on the
25th day of January, 1990;

that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

On this 31st day of January in
the year 1990 before me a Notary Public of said State,
personally appeared

Ted Townsend
known or identified to me to be the person whose
name is subscribed to the within instrument, and being
by me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he ex-
ecuted the same.

Raye Layton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing Fee \$5.00

Townsend, KariLynn

From: Klipfel, Terry
Sent: Thursday, May 01, 2003 10:13 AM
To: Townsend, KariLynn
Subject: Ownershp papers needed???

Hi, Kari Lynn

I was notified by Joseph & Jeanette Jacob
776 S 1500 W
Pingree, ID 83262

That they have sold their property and corresponding water right (35-08843) to:

Kip & Brandi Hunter at the same address. I have no idea if change of owner papers have been filed, but property was sold to the Hunters a year ago.

Thanks!
Terry

35-8843

http://wrenet/apps/appsWorkflow/FrmSearch.asp Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back Forward Stop Search Favorites History

Address http://wrenet/apps/appsWorkflow/FrmSearch.asp

Links Customize Links Free Hotmail Windows Media Windows

Information Search (WR/AJ)

#	Seq	Source Table	Base	Status	Plmng Date	Dr	Source Lst	Water Use Lst	Owner Lst
25	8643	WaterRight	License	Active	1989-09-12	0.36	GROUND WA	IRRIGATION	JACOB, JOSEPH D (Current)
35	8643	WaterPermit		Closed	1989-09-12	0.40	GROUND WA	IRRIGATION	JACOB, JOSEPH D (Current)

Show Preferences Next Step Previous Steps Screen ID: 446

Done Local Intranet

Start Unbox - Microsoft Outlook http://wrenet/apps/ap... 11:29 AM



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

RECEIVED

JUL 29 2002

Department of Water Resources

EASTERN REGION
July 23, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

KIM HUNTER
776 S 1500 W
PINGREE ID 83262

RE: CHANGE IN OWNERSHIP FOR 35-08843

Dear Mr. Hunter:

It has come to our attention that you may have recently purchased a tract of land in Bingham County. The property to which I am referring was most recently owned by Joseph Jacob. The legal description is as follows:

T04S, R33E, SEC 9 NE/SE/SE

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you questions regarding this matter, please call 525-7161.

Respectfully submitted,

A handwritten signature in cursive script that reads 'Jennifer Crabtree'.

Jennifer Crabtree
Technical Records Specialist



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

June 6, 2002

JOSEPH O JACOB
776 S 1500 W
PINGREE ID 83262

RE: License No. 35-8843 - Issuance of License

Dear Water Right Holder(s):

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

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

Enclosed is a copy of the approved Application for Amendment.

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

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED
JUN 11 2002

CERTIFICATE OF SERVICE

I hereby certify that on June 6, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 35-8843

**JOSEPH O JACOB
776 S 1500 W
PINGREE ID 83262**


**Kari Lynn Townsend
Secretary**

MICROFILMED

JUN 11 2002

**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).

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JUN 11 2002

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

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

May 24, 2002

JOSEPH O JACOB
776 S 1500 W
PINGREE ID 83262

RE: Water Right Permit No. 35-08843

Dear Permit Holder:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

☒ Point(s) of Diversion

☒ Place(s) of Use

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

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JUN 11 2002

5-29-02
Mr. Jacob called -
? on irrigation season -
will send in money
& form - wants license
ASAP - selling property.
KW

LICENSE REVIEW CHECKLIST

Permit No. 35-8843

Date: 5-24-02

Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: change

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

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

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

W36 (overlap)

W59 (subdivision description)

Place of Use change

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

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): none

File reviewed Profile reports printed

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

Rate of Diversion:

Permitted rate 0.40 cfs

Fee Limit 1.0 cfs

Measured 0.36 cfs

Theoretical 0.63 cfs

Recommended Total Diversion Rate 0.36

Water Uses OK

Change (P46)

Season of Use per new Standards

4-10-31

Irrigation 0.36 cfs 76.0 af

Stockwater 0.0 cfs 0.0 af

Domestic 0.0 cfs 0.0 af

0.0 cfs 0.0 af

0.0 cfs 0.0 af

Total 0.36 cfs 76.0 af

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

supp. Gw (WB7/065/104) NO

overlap spec combined rts (W35)

<1 acre (W31)

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

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

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination:

0.36 cfs x 1.9835 x 214 days = 152.8 af (vs) 19 acres x 4.0 (FHR) = 76.0 af

Remarks: 050, R04, 048, R64

Additional Conditions 120

Watermaster Control yes

GW Measurement/Measuring Device

Other

Trust R55 - remove 051)

Non-trust (048)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? _____

Adjust memo _____

Amend Letters _____

P87, S06

Second Amendment Notice P49

S06

per phone conversation with Mr. Jacobs's wife 5/24/02 @ 8:00AM - no longer use Aberdeen-Springfield water on this land. kw

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

APR 10 2002

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-8843

1. Owner: Joseph O Jacob Phone No. 684-9155

Current Address: 776 S 1500W Pingree, ID 83262

2. Accompanied by: _____ EXAM DATE: 4/3/2002

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: GW tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: Aberdeen Springfield Canal

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SE	SE	9	4S	33E	Bingham	FE/GPS A0008304

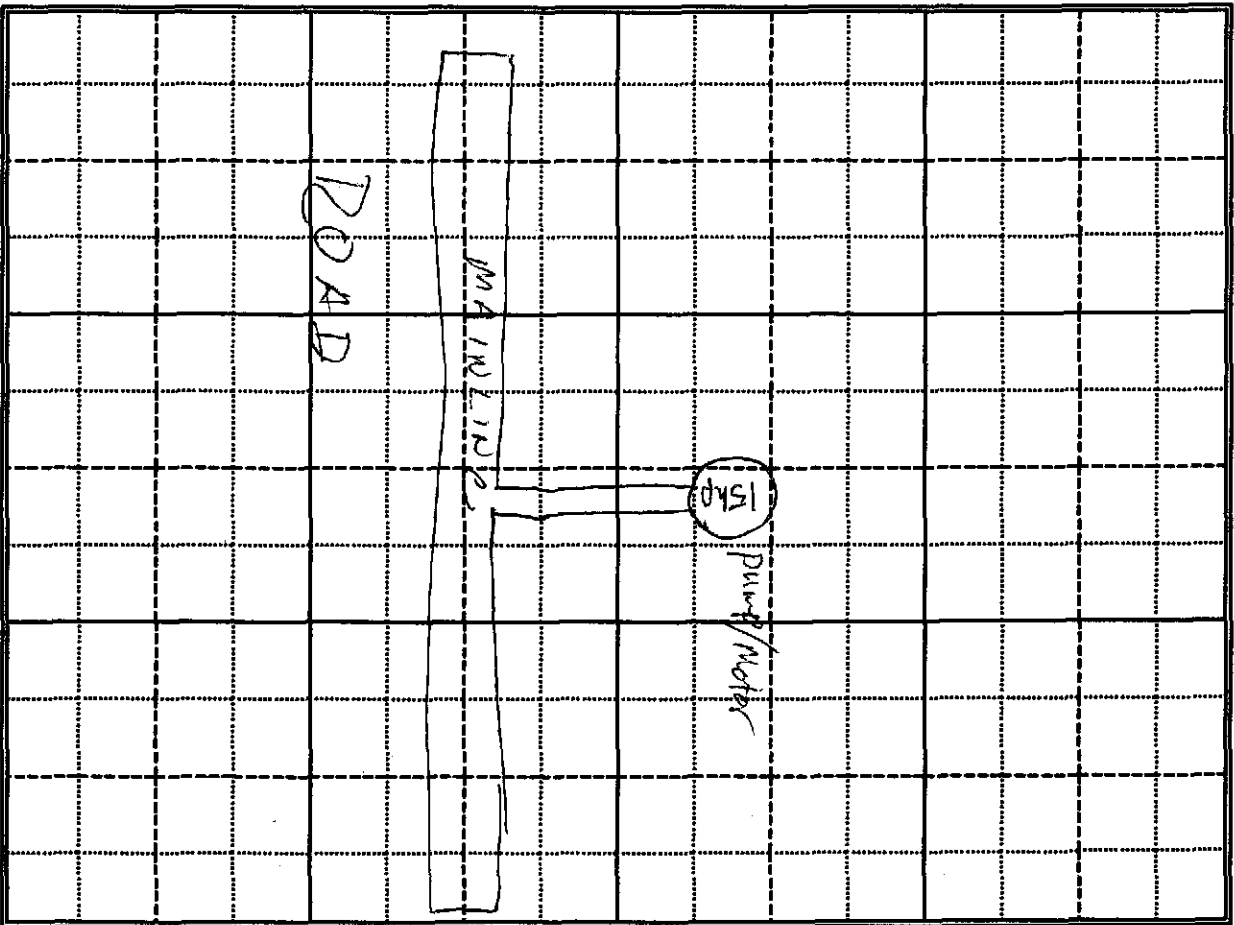
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4s	33E	9															19	19 ac	
																		19 ac	

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JUN 11 2002

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe l.d. as applicable.



Scale: 1" = _____
 _____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
 _____ Aerial Photo Attached (required for irrigation of 10+ acres)
 X Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Submersible	15			

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: well to mainline and one wheeling w. H₂O
 32 ft (5 gal/mute) bird

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 JUN 1 1 2002

6 CFS

$$= \frac{160 \text{ gpm}}{448.83}$$

E. NARRATIVE/REMARKS/COMMENTS

Theoretical cal.

$$\text{CFS} = \frac{15(6.16)}{30' + (2.31(50\text{pgi}))} = \frac{92.4}{145.5} = .63 \text{ CFS}$$

WELL INTO MAINLINE ALONG COUNTY ROAD
TO ONE WHEELING (1/4 MILE).

Have conditions of permit approval been met? ☒ yes ☐ no

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Additional Computation Sheets Attached

F. FLOW CALCULATIONS

Measured Method:

$$5 \text{ gal/min} \times 32 \text{ birds} = 160 \text{ gpm} = \frac{2448.83}{0.36} = 6802.31 \text{ cfs}$$

$$19 \times 0.02 = 0.38 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

2. Volume Calculations for Other Uses:

$$V_{ir} = (\text{Acres Irrigated} \times (\text{Irrigation Requirement})) = 19 \times 4 = 76 \text{ AF/A}$$

$$V_{or} = (\text{Diversion Rate (cfs)} \times (\text{Days in Irrigation Season})) \times 1.9835 = 0.36 \text{ cfs} (214) (1.9835) = 153.41 \text{ AF/A}$$

$$V = \text{Smaller of } V_{ir} \text{ and } V_{or} = 76 \text{ AF/A}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

IRL

From

4/01

Period of Use

To

10/31

Rate of Diversion

Q (cfs)

0.36 cfs

Annual Volume

V (afa)

76 AF/A

2. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☐ Other

I. AUTHENTICATION

Reviewer

Date 4-5-02

Field Examiner's Name

DAVE GASKIN

Date

4/3/2002

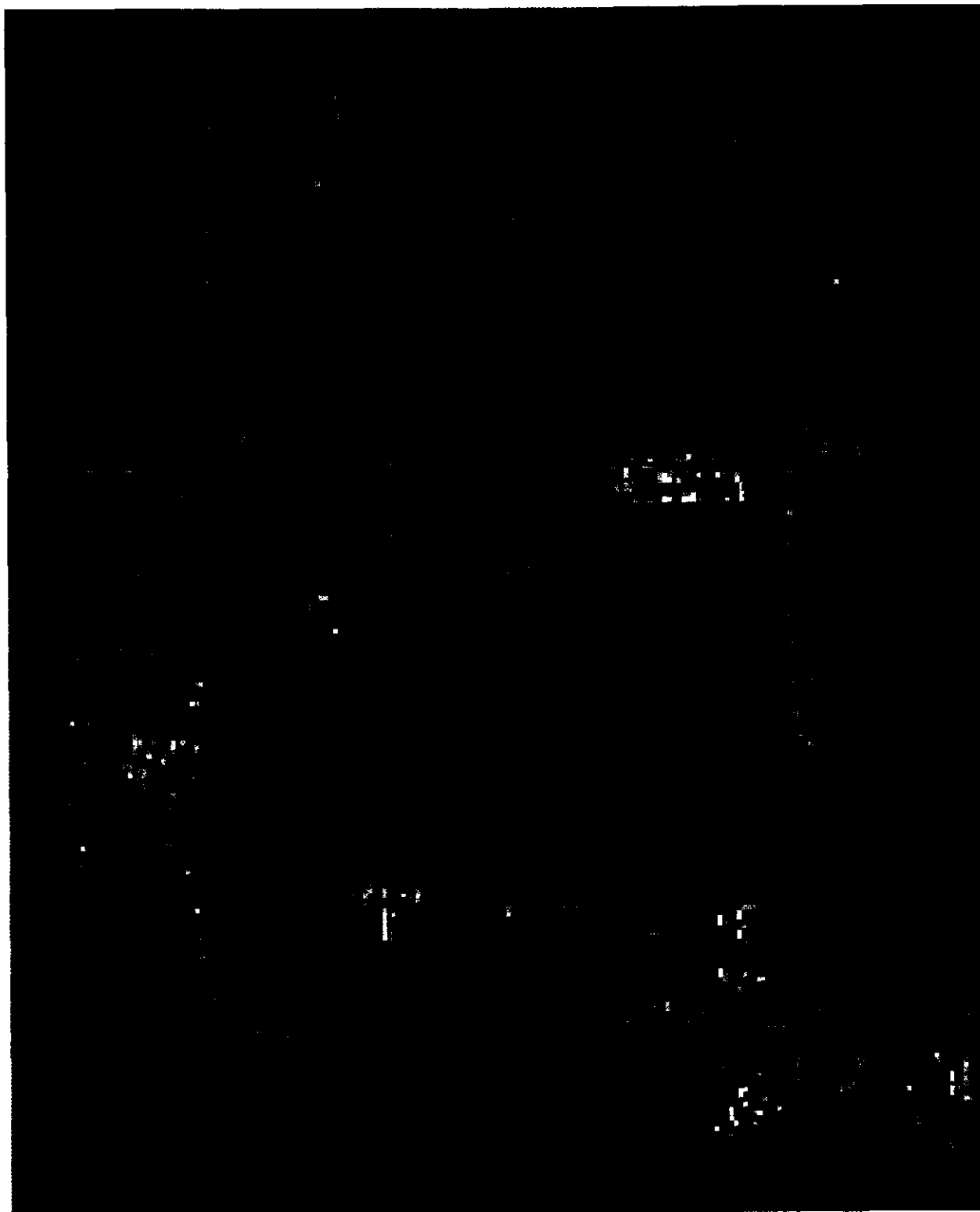
SEAL

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JUN 11 2002

35-08843

T4S, R33E sec 9

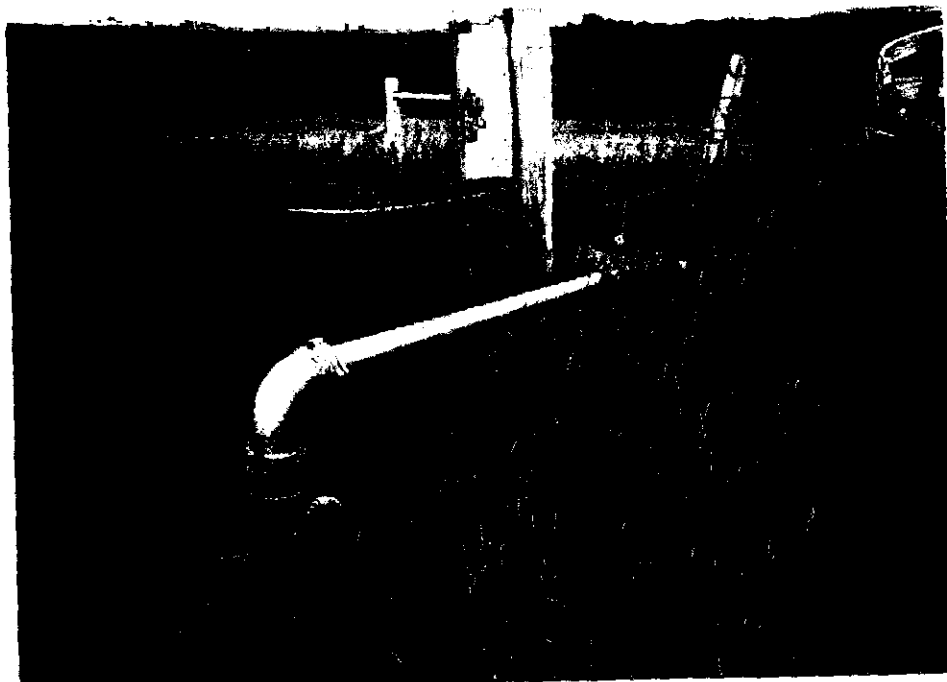


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JUN 11 2002

0053	pod_descrip	04S 33E 09 NESE	priority	1	pod_num	200424	task type	PCC	
contact name		contact day phone		contact					
				JOE JACOB 684-9155					
site_id		diversion_name							
A0008304									
comments									
michael notes									
15 HP; WL; use in 2001?									
reporter_type		r_name							
Owner		JACOB, JOSEPH & JANETTE							
r_organization									
r_phone_h		r_phone_m		r_phone_o		year	syst_type		
						1998	W		
syst_mods_comment									
MainPumpHP		MainPumpType		Boost1HP		Boost1Type		Boost2HP	
15		S		0				0	

8/8 10:40 Joe not planning to use pumps in 2001



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JUN 11 2002

PERMIT
NUMBER

35-8843

WATER MEASUREMENT DISTRICT
FIELD REPORT

DISTRICT Eastern

RECORD NUMBER 200424

SITE DATA:

EXAMINER (inv_name) L. Rounds

EXAM DATE 06-16-98
(site_visit)

DIVERSION NAME
(div_name)

GPS FILE 2061620A
(gps_filnam)

SITE TAG NUMBER 10008304
(site_tagno)

GPS OFFSET (offset) 2' Above

TAG LOCATION (tag_locat) Well casing

POD LEGAL (pod) T 4 N (S) R 33 E, Sec 9, NE SE

DISTRICT MEASUREMENT CAPABILITY (std_rcmd):

SONIC (s)

SONIC/DIG (sd)

SONIC @ PVT (sp)

COLLINS (c)

PYGMY (p)

MEASUREMENT RECOMMENDATIONS (op_num):

PCC (2)

HOURLY METER (7)

IRR. FLOWMETER (1)

ALTERNATE (3)

OTHER FLOWMETER (8)

CRP (9)(4)

AMEND CLAIM (A)

OPEN CHANNEL DEVICE (9)(9)

SUITABLE FOR PCC even if other method selected (pcc_ok)

YES NO

TRACKING will be required (trkng_reqd)

YES NO

Well has ACCESS PORT for water level meas. (wl_access)

YES NO

FLOWMETER installation poss. w/o major change (qmtr_ez)

YES NO

FOLLOW-UP DATE (folup_date) 1999

OWNER/OPERATOR INFORMATION

OWNER (name) Joseph Jacob (53)

PHONE 684-9155

ADDRESS _____

CEL PHONE _____

OPERATOR (contact) _____

PHONE _____

ADDRESS _____

CEL PHONE _____

MICROFILMED

JUN 11 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

January 9, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOSEPH O JACOB
776 S 1500 W
PINGREE ID 83262

RE: ASSIGNMENT OF PERMIT 35-08843

Dear Water Right Holder(s):

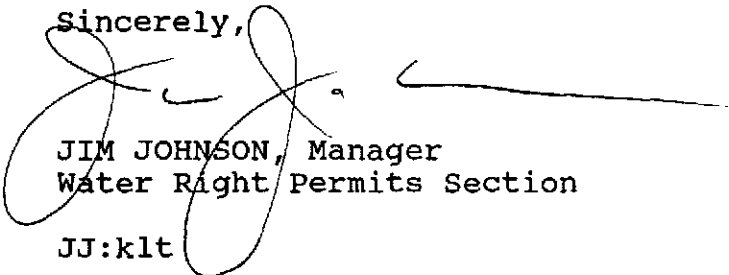
We acknowledge receipt of the correspondence changing the ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify 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 to obtain the proper reporting form.

If you have any questions, please feel free to contact us.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

MICROFILMED
JAN 12 1998

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name Dan Byington

Address 776 S. 1500 W. Piquette

Owner's Permit No. 35-90-E-011

2. NATURE OF WORK

WR # 35-8843

☒ New well ☐ Deepened ☐ Replacement

☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal

☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

☐ Other _____ (specify type)

4. METHOD DRILLED

☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary

☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____

Thickness

Diameter

From

To

.250 inches

8 inches

1 feet

149 feet

_____ inches

_____ inches

_____ feet

_____ feet

_____ inches

_____ inches

_____ feet

_____ feet

_____ inches

_____ inches

_____ feet

_____ feet

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☐ No

How perforated? ☐ Factory ☐ Knife ☒ Torch

Size of perforation 3/8 inches by 12 inches

Number

From

To

20 perforations

149 feet

143 feet

_____ perforations

_____ feet

_____ feet

_____ perforations

_____ feet

_____ 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 depth _____ Material used in seal: ☐ Cement grout

☒ Bentonite ☐ Puddling clay ☐ _____

Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing

☒ Overbore to seal depth

Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent

Weld _____

☐ Cemented between strata

Describe access port _____

6. LOCATION OF WELL

Sketch map location must agree with written location

N

W

E

S

Subdivision Name

Lot No.

Block No.

IAN 12 1998

County Madison

NE 1/4 SE 1/4 Sec. 9, T. 4 N, R. 33 E.

7. WATER LEVEL

Static water level 14' feet below land surface.

Flowing? ☐ Yes ☒ No G.P.M. flow _____

Artesian closed-in pressure _____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature _____ °F. Quality Good

Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump ☐ Bailor ☒ Air ☐ Other _____

Discharge G.P.M.

Pumping Level

Hours Pumped

400

60'

2

9. LITHOLOGIC LOG

Bore Diam.

Depth

Material

Water

Yes

No

16"

0

1

Topsoil

1

50'

Black Basalt

50

58

Grey clay

58

120

Sand & Gravel

120

124

Brown clay

124

137

Sand

137

150

Gravel

X

10.

Work started 4-23-90 finished 4-26-90

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Findlay Drilling Firm No. 062

Address 285 PARSON BLVD Date 5-28-90

Signed by (Firm Official) Bill E Findlay

and

(Operator) Donna Findlay

May 1, 1992

SHIRLEEN BYINGTON
DANNY BYINGTON
776 S. 1500 W.
PINGREE ID 83262

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08843

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

NOT RECORDED

MAY 15 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 35-08843

Reviewed by Klg Date 4/15/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
no Proof timely received?
If not, complete calculation below.

irrigate - 20
yes Correct Uses?

SOURCE OF WATER

✓ Surface water source
✓ Ground water source

yes Drilling permit required?
yes Copy in the file? Drilling Permit No. 35-90-E-011
100 Amount paid for permit yes Correct?
yes Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
100 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received 4/28/92 118
Date proof due 4/1/92 - 91
No. of days late = 27
Priority Date 8/16/89 + 228
New Priority Date 9/12/89 255

DEFICIENCIES OR ACTION ITEMS

need drilling date
need \$100 fee

driller 062

proof acceptable
needs an order

DATA ENTRY

New Address _____

Proof Made 4/28/92
5/1/92 Klg

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Dan Byington</u> Address <u>776 S. 1500 W. Piquette</u> Owner's Permit No. <u>35-90-E-011</u>		7. WATER LEVEL Static water level <u>14'</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ OF Quality <u>Good</u> Describe artesian or temperature zones below _____																																									
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Ball ☒ Other _____																																									
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		<table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>400</u></td><td><u>60</u></td><td><u>2</u></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>400</u>	<u>60</u>	<u>2</u>																																		
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<u>400</u>	<u>60</u>	<u>2</u>																																									
4. METHOD DRILLED ☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____		9. LITHOLOGIC LOG <table border="1"><thead><tr><th>Bore Diam.</th><th>Depth From</th><th>Depth To</th><th>Material</th><th>Water Yes No</th></tr></thead><tbody><tr><td><u>15"</u></td><td><u>0</u></td><td><u>1</u></td><td><u>Topsoil</u></td><td></td></tr><tr><td><u>15"</u></td><td><u>1</u></td><td><u>50</u></td><td><u>Black sand</u></td><td></td></tr><tr><td><u>15"</u></td><td><u>50</u></td><td><u>58</u></td><td><u>Coarse clay</u></td><td></td></tr><tr><td><u>15"</u></td><td><u>58</u></td><td><u>60</u></td><td><u>Sand & Gravel</u></td><td></td></tr><tr><td><u>15"</u></td><td><u>60</u></td><td><u>124</u></td><td><u>Brown clay</u></td><td></td></tr><tr><td><u>15"</u></td><td><u>124</u></td><td><u>137</u></td><td><u>Sand</u></td><td></td></tr><tr><td><u>15"</u></td><td><u>137</u></td><td><u>150</u></td><td><u>Gravel</u></td><td><u>X</u></td></tr></tbody></table>		Bore Diam.	Depth From	Depth To	Material	Water Yes No	<u>15"</u>	<u>0</u>	<u>1</u>	<u>Topsoil</u>		<u>15"</u>	<u>1</u>	<u>50</u>	<u>Black sand</u>		<u>15"</u>	<u>50</u>	<u>58</u>	<u>Coarse clay</u>		<u>15"</u>	<u>58</u>	<u>60</u>	<u>Sand & Gravel</u>		<u>15"</u>	<u>60</u>	<u>124</u>	<u>Brown clay</u>		<u>15"</u>	<u>124</u>	<u>137</u>	<u>Sand</u>		<u>15"</u>	<u>137</u>	<u>150</u>	<u>Gravel</u>	<u>X</u>
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5. WELL CONSTRUCTION Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____ Thickness _____ Diameter _____ From _____ To _____ <u>250</u> inches <u>8</u> inches <u>1</u> feet <u>149</u> feet Inches _____ Inches _____ feet _____ feet Inches _____ Inches _____ feet _____ feet Inches _____ Inches _____ feet _____ feet Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☒ Torch Size of perforation <u>7/8</u> inches by <u>12</u> inches Number _____ From _____ To _____ <u>20</u> perforations <u>149</u> feet <u>143</u> feet perforations _____ feet _____ feet perforations _____ feet _____ 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 depth _____ Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Pudding clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port _____		RECEIVED OCT 1990 Department of Water Resources Eastern District Office																																									
6. LOCATION OF WELL Sketch map location must agree with written location N W E S County <u>Madison</u> Subdivision Name _____ Lot No. _____ Block No. _____ NE 1/4 Sec. 7 T. 4 S. R. 33 E. 1/2		10. Work started <u>4-23-90</u> finished <u>4-26-90</u>																																									
11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Finley Drilling</u> Firm No. <u>062</u> Address <u>285 Piquette Ave</u> Date <u>5-28-90</u> Signed by (Firm Official) <u>Bill E. Finley</u> and (Operator) <u>Don Finley</u>																																											

9/89

Drilling Permit No. 35-90-E-011

Water Right Permit No. 35-8843

Injection Permit No. _____

State of Idaho
Department of Water Resources

D R I L L I N G P E R M I T

1. Applicant Danny or Shirleen Byington
2. Mailing Address 776 S. 1500 W.
Pingree, ID 83262 Telephone 684-5538
- ☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location NE 1/4 SE 1/4, or Gov't lot No. _____,
Sec. 9, Twp. 4S, Rge. 33E, County Madison,
Street Address of Well Site _____,
Lot, block and subdivision _____
4. Proposed use of well:
☐ Single family or stockwater use (less than 13,000 gallons per day)
☒ Irrigation (more than 1/2 acre) 20 acres
☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
☐ Other (describe fully) _____
5. Well construction information:
A. ☒ New well ☐ Deepen ☐ Replace - See Condition 9.
B. Proposed surface diameter 8" Maximum depth 60'
C. Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)
6. Construction Start Date 3-17-90
7. Anticipated Well Driller Findlay
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature William O. Byington Date 3-14-90
Title Father
(Owner, Firm Representative, Other)

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MAY 15 1992

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved.Date 14 March 1990.

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Lennis M. Dunn
Signature of Authorized Department Representative

Sr Water Resource Agt.
Title

Receipt No. EO/2350 Received by RP Fee 100⁰⁰ Date 3-14-90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date MAY 15 1992

This extension is good for 60 days beyond the above extension approval date.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 15, 1992

Shirleen or Danny Byington
776 South 1500 West
Pinegree, ID 83262

Re: Permit No. 35-08843

Dear Permit Holder:

Returned is the Proof of Beneficial Use form submitted to this office on April 15, 1992. It indicates the total rate of diversion to be 0.40 cfs. When the total maximum rate of diversion is greater than 0.04 cfs, a license examination fee is required to be submitted with the proof. A license examination fee based on a rate of flow of 0.40 cfs. is \$100. Note the back of the enclosed instruction sheet/fee schedule. Since you has already submitted \$50, there is still another \$50 outstanding.

You have also indicated the well driller, but not the date drilled. Since all wells drilled after July 1, 1987 require a drilling permit, it is necessary for you to indicate the date the well was drilled. If you have a copy of the drilling permit or the well log, please submit those as well.

Please return the properly completed proof and additional \$50 fee to me as soon as possible. Upon receipt of the proof form and fee, we will continue processing your proof. If it is not received prior to June 1, 1992, we will begin the process to void your permit.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosures

MAY 15 1992

April 6, 1992

SHIRLEEN BYINGTON
DANNY BYINGTON
776 S. 1500 W.
PINGREE ID 83262

LAPSE NOTICE

RE: PERMIT NO. 35-08843

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated January 31, 1992. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 4/6/92
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg

January 31, 1992

SHIRLEEN BYINGTON
DANNY BYINGTON
776 S. 1500 W.
PINGREE ID 83262

PROOF DUE NOTICE

RE: PERMIT NO. 35-08843

Dear Permit Holder:

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

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

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

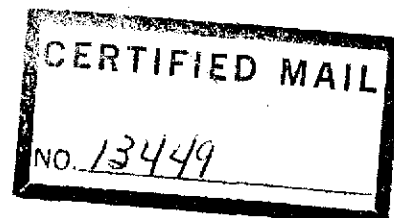
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MICROFILMED

MAY 15 1992



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
March 6, 1990

SHIRLEEN BYINGTON
DANNY BYINGTON
776 S. 1500 W.
PINGREE, ID 83262

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P35-08843

Dear Permit Holder:

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

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to our office as soon as you

MICROFILMED

MAR 21 1990

commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

MAR 9 1990

Form No. 202a
1/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

NON-TRUST
HOLD

35-8843

INITIAL REVIEW BY JAMES DUNN DATE 1/10/89 APPLICATION NUMBER _____REQUIRED INFORMATION

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

Danny ByingtonADDITIONAL INFORMATION

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

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

Date Requested _____

FEB 10 1989
Department of State, Washington, D.C.

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

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

FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates & paper, recorded on application
☒ Yes ☒ No Protests received
Final date for protest 2-5-90
☒ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☒ Yes ☒ No Recommendations attached
☒ Yes ☒ No Measuring device required
☒ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 01-POS
☒ Yes ☐ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 8-16-1989
By HWS Date 2-12-90

STATE OFFICE REVIEW P05, P23 P17 46 48 49 26
By kw See below for additional information
Date 2/21/90

ADDITIONAL INFORMATION

App. in NON-TRUST area -
OK to allow 2 yrs. to develop

09-Jan-1990

Danny Byington
776 S. 1500 W.
Pingree, ID 83262

RE: Application for Permit No. 35-8843

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Morning News on. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

INDEXED

MAR 21 1990

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

Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 8, 1990

THE MORNING NEWS
P.O. BOX 70
BLACKFOOT, ID 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 5, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

MAR 21 1990



Lips

Diversion Pt: NESE Sec 9 T 04S R 33E

Date Filed: 8/16/1989

In: T04S R33E S09 NESE

20.0 ACRES TOTAL

ANNOUNCED

MAR 21 1950

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before FEBRUARY 5, 1990.

R. Keith Higginson, Director

Published 1/18/1990 & 1/25/1990

RECEIVED

MAR 21 1990

RECEIVED

DEC 28 1989

Department of Water Resources,
Eastern District Office

35-8843

State of Idaho

Department of Water Resources.

Dear Sir:

I'm writing this letter in regards to the permit to drill a well. I would like it passed as soon as possible for the following reasons. I have about an mile and half to maintain. I'm the only one on the ditch the rest have wells in order for me to keep my pump going I have to order 50 inches of water & I only need 20 inches. I'm also the last one on the Canal and if any body above me get more water than they are supposed to it takes it away from me. So you see I have a hard time in keeping my pump going. Really need the water to raise a good crop because it is the only income I have to go with.

RECEIVED
MAR 21 1990

my Social Security. Please do all
you can to get this through

Yours Truly
Danny Byington

MicroFILMED

MAR 21 1990