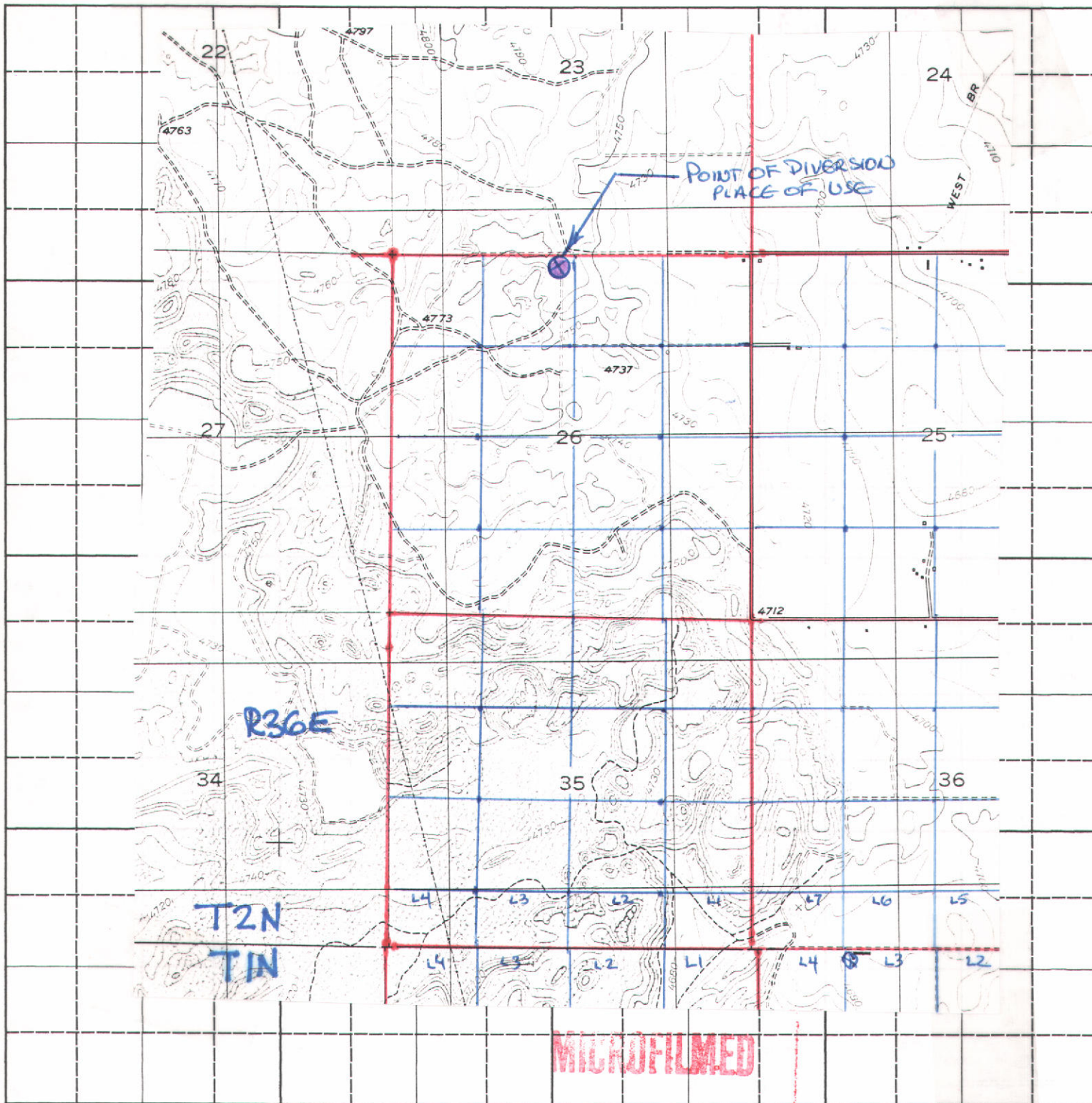


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

FEB 14 1990

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.

Julius Johnson
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

FEB 01 1994⁵

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-8831
Phone No. 523-6507 529-1595
EXAM. DATE: 07/26/91
Phone No. _____

1. Owner: Mary V. & J. Ward Johnson
Current Address: 246 Hartert Dr. Idaho Falls, Id 83404
2. Accompanied by: Unaccompanied
Address: _____

Relationship to Permit Holder: _____

3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE ☐ Copies Attached
2. Other water rights with same point of diversion: NONE ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. 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 or more).
- ☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

JUL 19 1995



RECEIVED
JUL 19 1995

35-8831

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08831

Priority: August 15, 1989

Maximum Diversion Rate:

0.09 CFS

Maximum Diversion Volume:

34.7 AF

This is to certify, that J WARD JOHNSON
MARY V JOHNSON

246 HARTERT DR

IDAHO FALLS ID 83404

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 15, 1989; and has submitted Proof of Beneficial Use on January 15, 1991. An examination indicates that the works have a diversion capacity of 0.090 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.09 CFS	33.5 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
Totals		0.09 CFS	34.7 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 26, Township 02N, Range 36E
BONNEVILLE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

02N 36E 26

NENW

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Stockwater use is for 2500 range cattle.
6. Domestic use is for a home/office and a shop.

JUL 19 1995

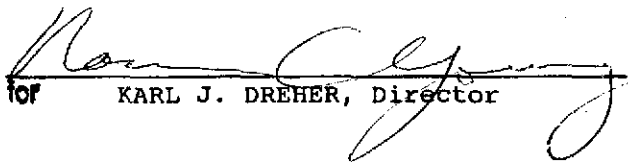
State of Idaho
Department of Water Resources

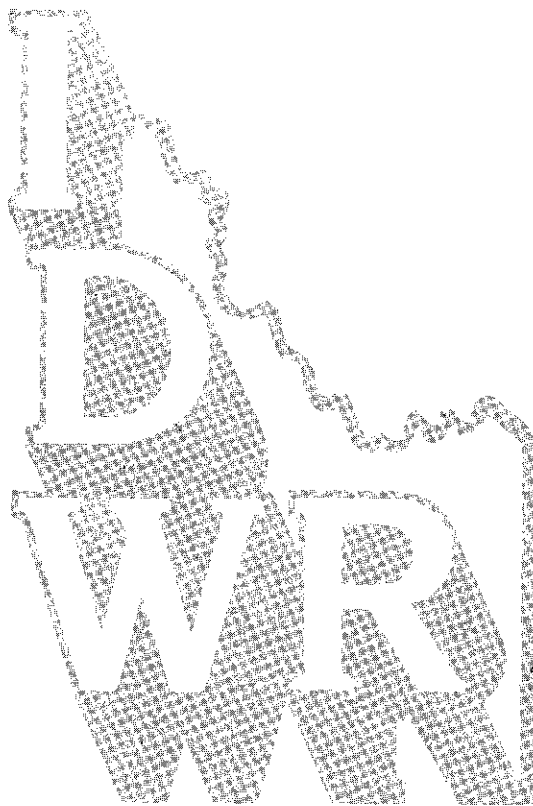
WATER RIGHT LICENSE

WATER RIGHT NO. 35-08831

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 12TH
day of July, 1995.

Acting for


KARL J. DREHER, Director



RECORDED

JUL 19 1995

RECEIVED
JAN 15 1991

STATE OF IDAHO

For Office Use Only
Amt. of Fee \$ 100.00
Date 1-15-91
Receipt No. C019407
Received by JY

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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.

1. Permit No. P 35-08831 Telephone No. 522-5800
2. Name(s) of Permit Holder(s): J. WARD JOHNSON & MARY V. JOHNSON
3. Post Office Address: 246 HARTERT DRIVE IDAHO FALLS, ID. 83404
4. Source of Water: GROUND WATER
- a. If ground water, well driller's name: IRVING KENDLE Date drilled: 6/25/87
IDAHO FALLS, ID.
- b. Pump horsepower: 5 Pressure (psi): _____ Dynamic pumping level (ft.): _____
5. Extent of Use:

Domestic 1 (No. of households)

Irrigation _____ (No. of acres)

Stockwater 3000 CATTLE (No. and type of stock)

Other _____

6. Total rate and/or volume for which proof is submitted .26 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

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

OR

Flow Measurement Port: Required? Yes ☐ No Installed? Yes ☐ No8. Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

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

ROBERT OR GARY JOHNSON 523-6507 OR 529-1595
Name Telephone No.6883 WEST 1700 SOUTH IDAHO FALLS, ID. 83402
Address

10. 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.

Jan. 12, 1991
DateJ. Ward Johnson
Signature (and title if on behalf of a company or organization)**MICROFILMED**

MAR 6 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08831

Proposed Priority: August 15, 1989

Maximum Diversion Rate:

0.22 CFS

This is to certify, that **MARY V. JOHNSON**
J. WARD JOHNSON
246 HARTERT DR.
IDAHO FALLS, ID 83404

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.22 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.22 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENENW

Sec. 26, Township 02N, Range 36E
BONNEVILLE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

02N 36E 26

NENW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 1, 1991**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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

17th day of January, 19 90.

[Signature]
for R. Keith Higginson, Director

RECORDED

FEB 14 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 J. Ward or Mary V. Johnson Phone 522-5800

Post office address 246 Hartert Drive, Idaho Falls, Idaho 83404

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____

Sec. 26 Township 2N Range 36E B.M. Bonneville County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.22 for Stock purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated is (a) 0.22 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. (7 HP)
Well with submersible pump and pipeline
to home, farm office/shop and stock corral/feed yard.

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~~ Existing well diameter is 8" inches; ~~proposed~~ existing depth of well is 220' 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
1 years (minimum 1 year).

FEB 14 1990

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

b. Stockwatering; list number and kind of livestock. _____ 3500 head of range cattle

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____ One trailer home/farm office and shop

e. Other; describe fully. _____

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.

[illegible]

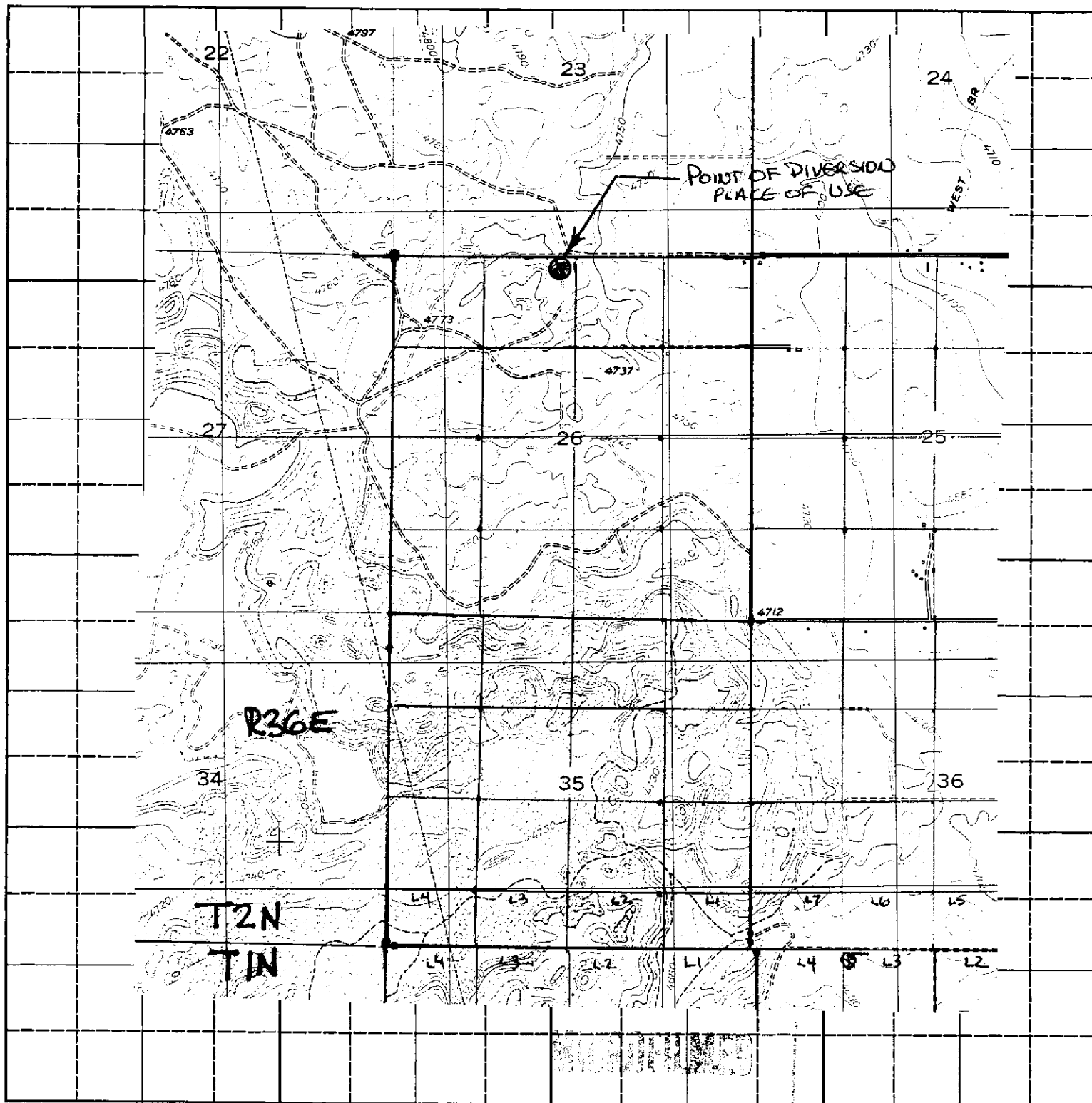
10. Describe any other water rights used for the same purposes as described above.

NONE

b. Who owns the land to be irrigated or place of use? ~~Applicant~~

applicant to make this filing.

13. 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.

Julius Johnson
(Applicant)

Approved by *ESV*

Received by *ESV* Date *8-15-89* Time *1530* Preliminary check by *DMV*
Fee \$ *45.00* Received by *ESV* Date *8-15-89* # *EC09865* Date *8-15-89*
Publication prepared by *ESV* Date *12-14-89* Published in *East-Register*
Publication approved by *ESV* Date *12-26-89*

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: _____

RECEIVED
FEB 14 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 12, 1995

J WARD JOHNSON
MARY V JOHNSON
246 HARTERT DR
IDAHO FALLS ID 83404

RE: WATER RIGHT NO. 35-08831

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

UNRECORDED

JUL 19 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 95-03831 DATE 7-11-95



NAME	<u>Change OK</u>	☒	Or Address Change? <u> </u>
PRIORITY DATE		☒	Advance? <u> </u> Advanced to: <u> </u> Order to reinstate needed? <u> </u> Incorrect fee for rate recommended? <u> </u>
SOURCE		☒	Changes or just clarification of originally intended source? <u> </u> Notice of Intent to Void necessary? <u> </u>
POINT OF DIV		☒	Amendment needed? <u> </u> Overlaps? <u> </u>
PLACE OF USE		☒	Amendment needed? <u> </u> Overlaps? <u> </u>
DIV RATE		☒	<i>3500 cattle</i> Permit/fee limits: <u>.22 CFS</u> <i>Domestic</i> Meas Q = <u> </u> Theo Q = <u>.09</u> Recommend: <u>.09</u> <i>2500 cattle now</i> <u>Dom OK @ .04 CFS</u> Combined rates exceed capacity <u> </u>
ANNUAL VOLUME		☒	Volume Limit: <u> </u> Season: <u>1-1 to 12-31</u> Calculations: <u>2500 x .0134 = 33.5</u> <i>Dom OK @ 1.2</i> Flow limit: <u>.09</u> cfs x <u>365</u> x <u>1.9835</u> = <u>65.1</u> Combined volumes exceed capacity/allowable <u> </u>
USES		☒	Change in Nature of Use or additional uses? <u> </u> Amendment necessary? <u> </u>
ADDITIONAL INFO			Supplemental Groundwater <u> </u> PPU Scenario <u> </u> Irr/Dom Combination <u> </u> Shared G/W System <u> </u>
NEW REMARKS		☒	Multiple p/d(s) in 1/4 1/4? <u> </u> <u>YES</u> Other <u>WO2 (2500) WO1 (home, office, & shop)</u>
NEW CONDITIONS		☒	Watermaster control - District <u> </u> Measuring/Locking Devices <u> </u> Irrigation Overlap <u> </u> Other <u> </u> Water Quality <u> </u> Heat/Cool/Fish verified <u> </u>

same rate even if PL raised to 260'

COMMENTS: Reduce rate to capacity.

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Stockwater</u>	<u>.09</u>	<u>33.5</u>	Adjustment Memo Needed	<u>NO</u>
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>	LICENSE	☒
<u>Total</u>	<u>.09</u>	<u>34.7</u>	1ST AMEND LETTER	<u> </u>
			2ND AMEND LETTER	<u> </u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

FEB 01 1994

Department of Water Resources

A. GENERAL INFORMATION

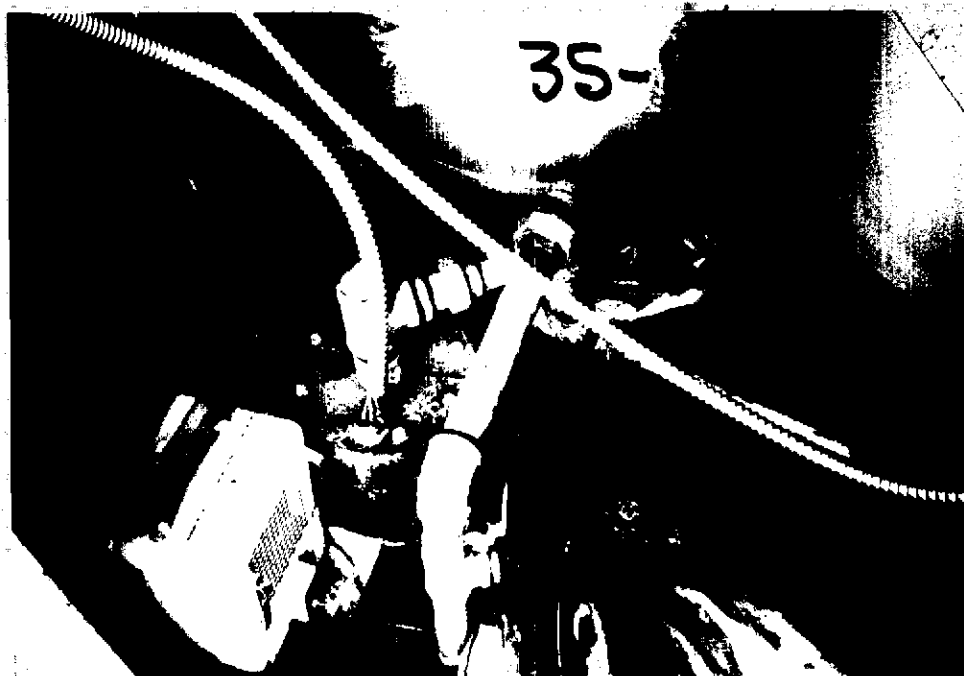
Permit No. 35-8831
1. Owner: Mary V. & J. Ward Johnson Phone No. 523-6507 529-1595
Current Address: 246 Hartert Dr Idaho Falls, Id 83404
2. Accompanied by: Unaccompanied EXAM. DATE: 07/26/91
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE ☐ Copies Attached
2. Other water rights with same point of diversion: NONE ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Stock pens and office

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

well, pump, stockyard, office

2500 range cattle

☐ See Remarks on page 4 for continuation[illegible]

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

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

[illegible]

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
well probe	Olympic	Actat	500		500'	

2. Measurements:

static water level - 248' 7"

operating pressure - 38 psig (installed gage)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

Theoretical $Q = \frac{(5)(8.814)(7)}{248 + (38)(2.305)} = 0.091 \text{ cfs}$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

$V_D 1.2 \text{ AFA}$

$V_S \left(\frac{2500}{2000 \text{ hd}} \right) \times (.0134) = \frac{325}{26.8} \text{ AFA}$

NOV 13 1995

H. REMARKS AND OVERLAP REVIEW ANALYSIS

recommended to system capacity

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume Y (af)
	From	To		
Stock water	06-01	12-31	09 cfs	33.5
Domestic	01-01	12-31	04 cfs	1.2 AF
Totals:				34.7
				38.0 AF

2. Recommended Amendments

- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above
- ☒ Other See remarks
- ☐ None

J. AUTHENTICATION

Field Examiner's Name ALAN WILKINS
 Signature Alan Wilkins
 Certification Date _____
 Field Report Preparation Date _____

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

10/11/2003
 10:00 AM

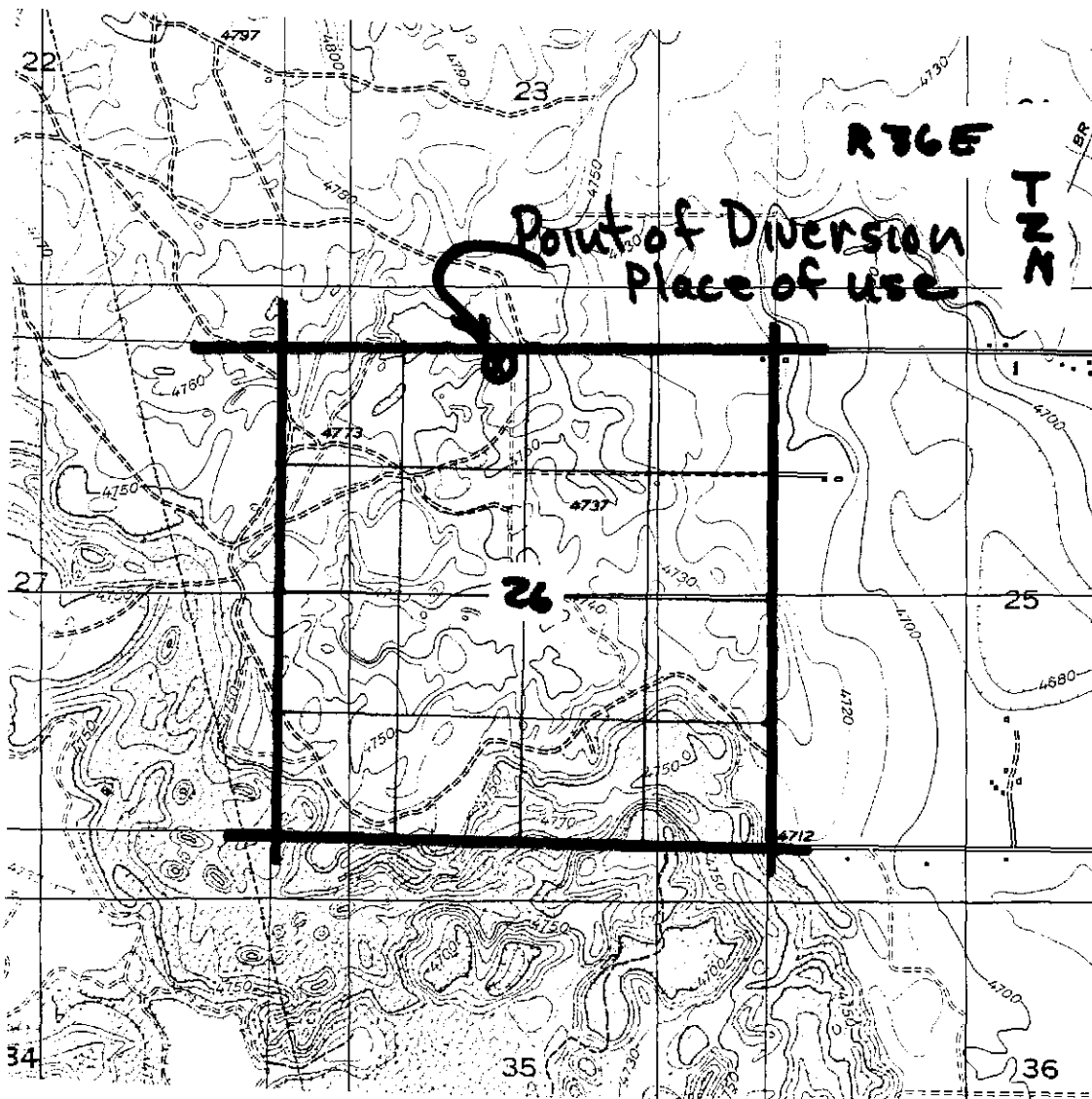
$$Q = \frac{(5 \text{ HP})(8.814)(.7)}{[(248.58') + (38 \text{ psi})(2.308)]}$$

$$= 0.091735 \text{ cfs}$$

$$\approx 0.09 \text{ cfs}$$

RECEIVED
JUL 19 1995

35-8831



RECEIVED
JUL 1 9 1995

35-8831

Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 35-8831

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP 2N, Rge 36E, Sec. 26, NE 1/4 NW 1/4
or Lot _____.

2. Owner: Mary V. & J. Ward Johnson
Address 246 Hartert Dr, city Idaho Falls st Id

3. Casing $\geq$ 12 inches above ground: Yes ☒ No _____

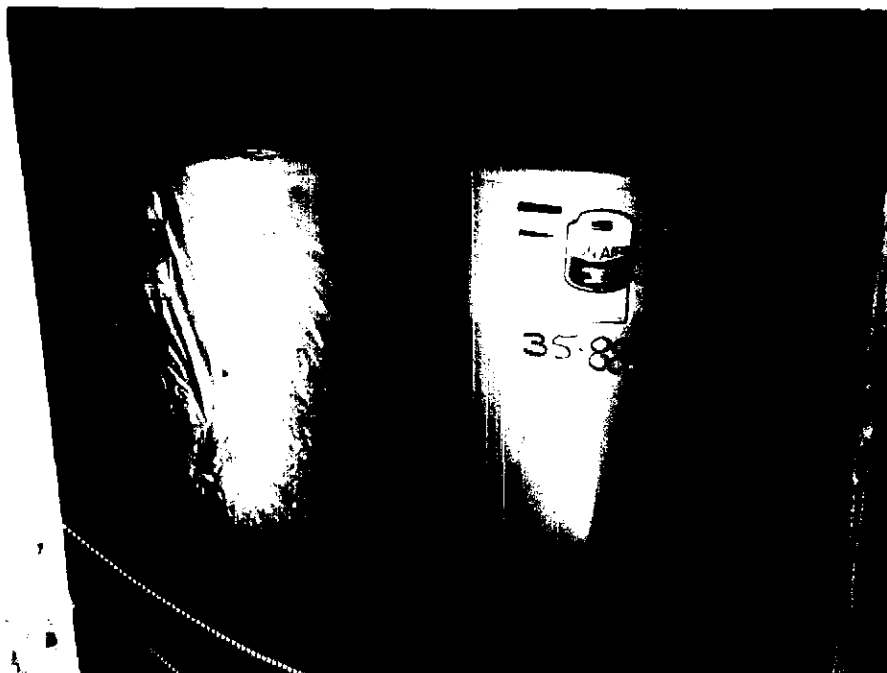
4. Access Port: Yes ☒ No _____ Static Water Level: 248'7"
Pressure Gauge: Yes ☒ No _____ Casing Diameter: 12"
Flowing: Yes _____ No ☒ Temperature: N/A

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes _____ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: _____

RECORDED
JUL 19 1995



RECEIVED
JUL 1 9 1995

35-8831

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
Office of State Auditor

AGENCY USE

Date	4036
Date	02/01/91
Code	193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

PAY
TO

DEPT. OF FISH AND GAME
ATTN: CINDY ROBERTSON
PO BOX 25
BOISE, ID 83720

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE
() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	05 20 122	1238	8831		REFUNDS PER RITA FLECK RECEIPT #C019499 WR #35-8632 1/28/91 50.00	50.00	
TOTAL						50.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

February 7, 1991

MARY V JOHNSON
J WARD JOHNSON
246 HARTERT DR
IDAHO FALLS ID 83404

Dear Mr. or Mrs. Johnson:

Re: Permit No. 35-8831

This office acknowledges receipt of the proof of beneficial use form and \$100 filing fee submitted on January 15, 1991. For the diversion of water for domestic and stockwater, there is no license exam fee. The \$100 will be refunded. It should reach you in several weeks.

Also, you sent a copy of the permit with a notation changing the total rate of diversion. You added the individual rates to get a cumulative rate of 0.26 cfs. Please be advised that the rates of diversion do not have to be cumulative when the uses are domestic and stockwater.

The next step is for the department to conduct the field inspection to confirm and determine the extent of beneficial use. I cannot tell just when the representative from our Eastern Regional office will conduct the exam, but he will try to contact you or your representative prior to being in the area.

If you have questions, please contact me or the Eastern Region office in Idaho Falls.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

c: E. Region
Fiscal Section

REFILED

MAR 04 1991

MEMORANDUM

DATE: February 7, 1991

TO: FISCAL SECTION

FROM: Nina Shields or Rita Fleck

RE: REFUND - 35-8831

Please prepare a refund of \$100.00 (receipt No. C019407). Attached is a copy of the letter which explains why the refund is necessary.

Also, please reference the identification number on any papers returned to me for the file. Thanks.

Attachments: letter
receipt

RECEIVED

MAR 04 1991

1/12/90
Dept. of Water Resources
Boise, Idaho

I corrected and initialed
the CFS totals which were
in error. Have attached
a copy of this permit.

Have attached a check
for license fee. Please
return this if not needed.

Please advise of anything
further needed.

Thanks,
Ward Johnson

RECEIVED
MAR 1 1990

MAR 1 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08831

Proposed Priority: August 15, 1989

Maximum Diversion Rate:

0.22 CFS

This is to certify, that **MARY V. JOHNSON**
J. WARD JOHNSON
246 HARTERT DR.
IDAHO FALLS, ID 83404

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.22 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.22 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENENW

Sec. 26, Township 02N, Range 36E
BONNEVILLE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

02N 36E 26

NENW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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

17th day of January, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

RECEIVED

MAR 04 1991

138807

November 30, 1990

MARY V. JOHNSON
J. WARD JOHNSON
246 HARTERT DR.
IDAHO FALLS, ID 83404

PROOF DUE NOTICE

RE: PERMIT NO. 35-08831

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 February 1, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures



MAR 1 1991

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
January 18, 1990

MARY V. JOHNSON
J. WARD JOHNSON
246 HARTERT DR.
IDAHO FALLS, ID 83404

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P35-08831

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.

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. Also enclosed for your convenience is a form entitled "Proof of

RECORDED

FEB 14 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

FEB 14 1991

29-Nov-1989

J. Ward Johnson
246 Hartert Dr.
Idaho Falls, ID 83404

RE: Application for Permit No. 35-8831

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 Post-Register. 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

MICROFILMED

FEB 14 1990

25-07526

SKAAR, KEITH
SKAAR, CHERIE
1826 E. 49TH N.
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: NENW Sec 4 T 02N R 38E
Use: STOCKWATER (.900 CFS)
Date Filed: 9/27/1989
In: T02N R38E S04 NENW
25-07549

LATTA, FRANCIS A.
177 E. 49 S., TOWNSHIP RD.
IDAHO FALLS, ID 83404
Source: GROUNDWATER
Diversion Pt: SESW Sec 31 T 02N R 38E
Use: IRRIGATION (.040 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Date Filed: 9/27/1989
In: T02N R38E S31 SWSE
2.0 ACRES TOTAL

25-07552
ARNOLD FEED LOT, INC.
3488 LINCOLN RD.
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: NWN Sec 15 T 02N R 38E
Use: STOCKWATER (.150 CFS)
COMMERCIAL (.020 CFS)
DOMESTIC (.080 CFS)
Date Filed: 8/15/1989
In: T02N R38E S15 NWNW
25-07553

SUNNYSIDE ESTATES WATER USERS
C/O MARGARET CONANT
1882 E. SUNNYSIDE
IDAHO FALLS, ID 83404
Source: GROUNDWATER
Diversion Pt: NENENW Sec 33 T 02N R 38E
Use: DOMESTIC (.110 CFS)
Date Filed: 9/27/1989
In: T02N R38E S33 NENW
25-07554

CRM CO.
3004 WESTMORELAND CIRCLE
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SWNWNW Sec 9 T 02N R 38E
Use: COMMERCIAL (.040 CFS)
Date Filed: 9/08/1989
In: T02N R38E S09 NWNW
25-07555

B & F DISTRIBUTING CO.
1095 IONA RD.
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SWSW Sec 5 T 02N R 38E
Use: COMMERCIAL (.080 CFS)
Date Filed: 9/28/1989
In: T02N R38E S05 SWSE
25-07556

DUFFEY, ROMNEY B.
DUFFEY, VICTORIA G.
6990 RIMROCK DR.
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: NENW Sec 29 T 02N R 39E
Use: IRRIGATION (.060 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Date Filed: 9/18/1989
In: T02N R39E S29 NENW
3.0 ACRES TOTAL
35-08831

JOHNSON, J. WARD
JOHNSON, MARY V.
246 HARTERT DR.
IDAHO FALLS, ID 83404
Source: GROUNDWATER
Diversion Pt: NENENW Sec 26 T 02N R 36E
Use: STOCKWATER (.220 CFS)
DOMESTIC (.040 CFS)
Date Filed: 8/15/1989
In: T02N R36E S26 NENW
35-08849

STEEL, J. C.

NOTICE OF APPLICATION FOR WATER RIGHT

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

23-07134
DEMITROPOULOS, ALEX
DEMITROPOULOS, ILA
431 3 RD ST.
IDAHO FALLS, ID 83401
Source: PALISADES CREEK; Tributary:
SNAKE RIVER
Diversion Pt: SWSE Sec 26 T 01N R 44E
Use: IRRIGATION (.030 CFS)
Date Filed: 11/08/1989
In: T01N R44E S26 SWSE
1.0 ACRES TOTAL

23-07141
RUUD, DOUG
P.O. BOX 564
PALISADES, ID 83437
Source: GROUNDWATER
Diversion Pt: SENW Sec 25 T 01S R 45E
Use: DOMESTIC (.200 CFS)
Date Filed: 9/29/1989
In: T01S R45E S23 NESE
S24 NESW NWSW SWSW SESW
S25 NENW NWNW SENW NESW
23-07142

QUAKER HAVEN WELL ASSOCIA-
TION
1285 CORINNE
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: SENW Sec 25 T 01S R 45E
Use: DOMESTIC (.180 CFS)
Date Filed: 9/07/1989
In: T01S R45E S25 SENW
24-07173

BUDGE, JR., THOMAS A.
P.O. BOX 488
NEW CANAAN, CT 06840
Source: UNNAMED SPRINGS; Tributary:
NEWSWANDER CREEK
Diversion Pt: NWNWNW Sec 16 T 04S R 46E
SESENE Sec 17 T 04S R 46E
Use: DOMESTIC (.040 CFS)
Date Filed: 9/28/1989
In: T04S R46E S16 NWNW

1615 W. 49TH N.
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: SWSENE Sec 4 T 03N R 36E
Use: IRRIGATION (3.900 CFS)
Date Filed: 8/25/1989
In: T03N R36E S03 NWNW SWNE NENW
NWNW SWNW SENW NESW NWSW
SWSW SESW NWSE SWSE
S04 NENE NWNE SWNE SENE NESE
NWSE SWSE SESE
780.0 ACRES TOTAL
This is a supplemental water right applica-
tion. Lands under this application are irri-
gated with existing rights from groundwa-
ter.

35-08853
CUTLER, BEVERLY
CUTLER, MARION L.
1723 S. GRIZZLY AVE.
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: NWNWNW Sec 26 T 02N R 37E
Use: IRRIGATION (.030 CFS)
DOMESTIC (.140 CFS)
Date Filed: 8/28/1989
In: T02N R37E S26 NWNW
1.0 ACRES TOTAL

35-08854
AHLSTROM, FARRELL
ANDRUS, JR., DOUG
CHUMLEY, ORVILLE
HARRIELL, LADON
MATHERN, GRETCHEN
MATHERN, RUTH
2361 N. 35TH W.
IDAHO FALLS, ID 83401
Source: GROUNDWATER

Diversion Pt: NESE Sec 9 T 02N R 37E
Use: IRRIGATION (.080 CFS)
DOMESTIC (.080 CFS)
Date Filed: 8/14/1989
In: T02N R37E S09 NESE
4.0 ACRES TOTAL

35-08855
SHURLIFF, MERLENE
SHURLIFF, RODNEY
3425 W. APRIL DR.
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: NWNW Sec 34 T 02N R 37E
Use: STOCKWATER (.020 CFS)
DOMESTIC (.060 CFS)
Date Filed: 9/07/1989
In: T02N R37E S34 NWNW

35-08856
WAGNER, JR., KRISTIE L.
WAGNER, JR., EDWARD P.
331 N. 55TH W.
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: SESE Sec 18 T 02N R 37E
Use: STOCKWATER (.020 CFS)
DOMESTIC (.110 CFS)
Date Filed: 8/08/1989
In: T02N R37E S18 SESE

The permit(s) will be subject to all prior
water rights. Protests may be filed
based on the criteria of Sec. 42-203A, Idaho
Code and/or the new public interest cri-
teria 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
DECEMBER 26, 1989.

R. Keith Higginson, Director
Published: December 7, 14, 1989

24-07174

CLAUSEN, CHARLES P.
9814 S. CHYLENE DR.
SANDY, UT 84092
Source: UNNAMED SPRING; Tributary:
NEWSWANDER CREEK
Diversion Pt: SESENE Sec 17 T 04S R 46E
Use: DOMESTIC (.040 CFS)
Date Filed: 10/27/1989
In: T04S R46E S16 NWNW
24-07175

SINARSKI, JAMES J.
BOX 183
ALPINE, WY 83128
Source: SPRING; Tributary: NEWS-
WANDER CREEK
Diversion Pt: NWNW Sec 16 T 04S R 46E
Use: STOCKWATER (.020 CFS)
DOMESTIC (.060 CFS)
Date Filed: 8/04/1989
In: T04S R46E S16 NWNW
25-07509

GRAYSON SUBDIVISION WATER CO.
C/O ED GRAYSON
P.O. BOX 2511
IDAHO FALLS, ID 83403
Source: GROUNDWATER
Diversion Pt: NENWNE Sec 10 T 03N R 38E
Use: DOMESTIC (.170 CFS)
IRRIGATION (.060 CFS)
Date Filed: 8/10/1989
In: T03N R38E S10 NENE NWNW
2.0 ACRES TOTAL

25-07513
VERN CLARK & SONS CONSTRUC-
TION CO.
P.O. BOX 1529
IDAHO FALLS, ID 83403
Source: GROUNDWATER
Diversion Pt: NWNW Sec 8 T 02N R 38E
Use: COMMERCIAL (.040 CFS)
Date Filed: 8/21/1989
In: T02N R38E S08 NWNW

RECEIVED

4 1990

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

Idaho Falls, Idaho 83402
(208) 525-7161

NOVEMBER 28, 1989

THE POST-REGISTER
P.O. BOX 1800
IDAHO FALLS, ID 83403

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 DECEMBER 26, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED
NOV 29 1989

FEB 14 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

35-08831

JOHNSON, J. WARD
JOHNSON, MARY V.
246 HARTERT DR.
IDAHO FALLS, ID 83404

Source: GROUNDWATER

Diversion Pt: NENENW Sec 26 T 02N R 36E

Use: STOCKWATER (.220 CFS)
DOMESTIC (.040 CFS)

Date Filed: 8/15/1989

In: T02N R36E S26 NENW

MICROFILMED

FEB 14 1990

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 DECEMBER 26, 1989.

R. Keith Higginson, Director

Published 12/07/1989 & 12/14/1989

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FEB 14 1990

FEB 14 1990