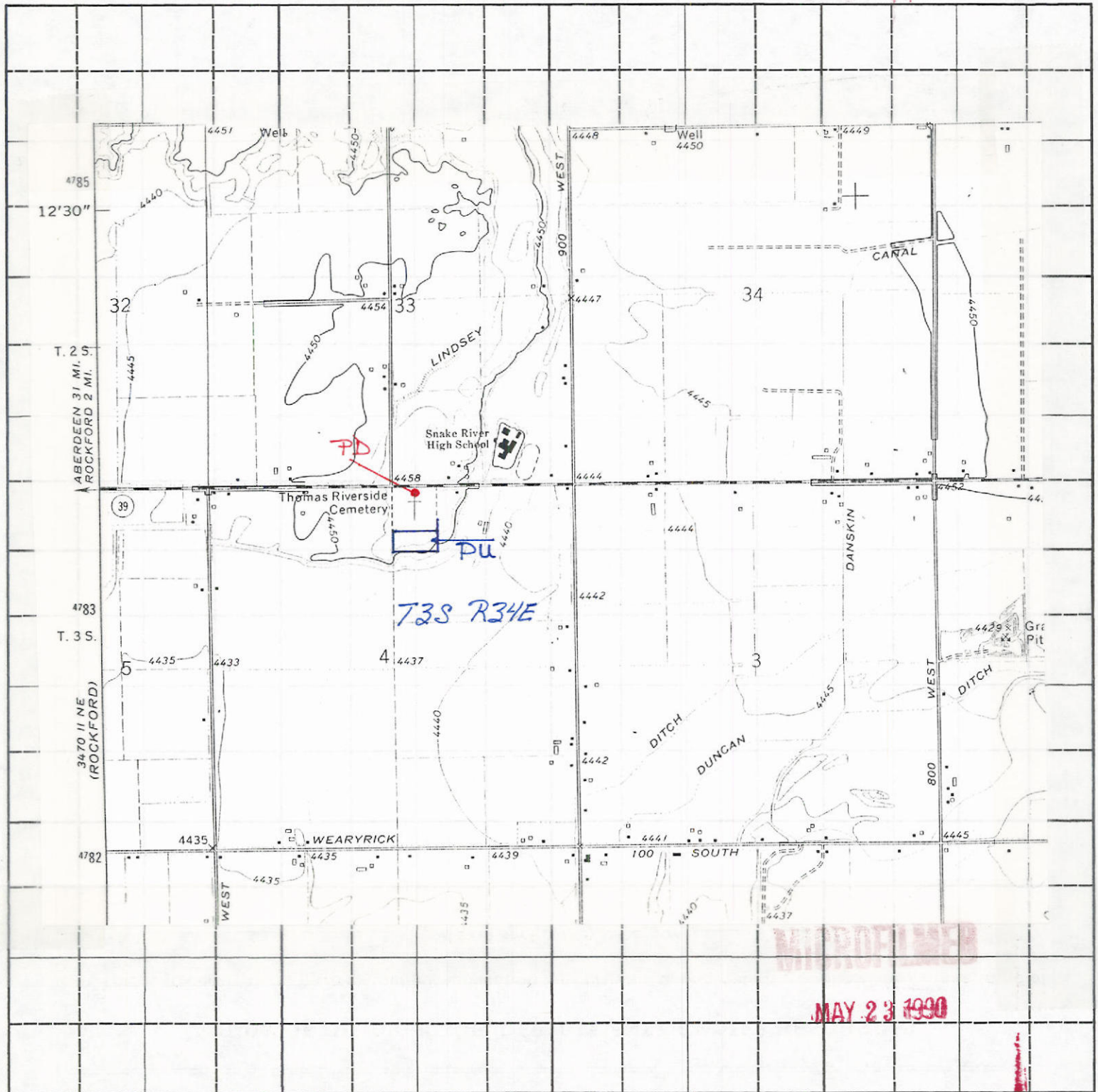


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Arlo C. Dance
(Applicant)

Title - Director

FIELD EXAM INFORMATION

CONDUCTED BY: DENNIS DUNN

DATE: 3 AUGUST 1994

35-8788

WELL INFORMATION: SEE PHOTO

DEPTH TO WATER- 26 FEET

HP - 25

DISTRIBUTION - 5-3" PORTABLE HANDLINES

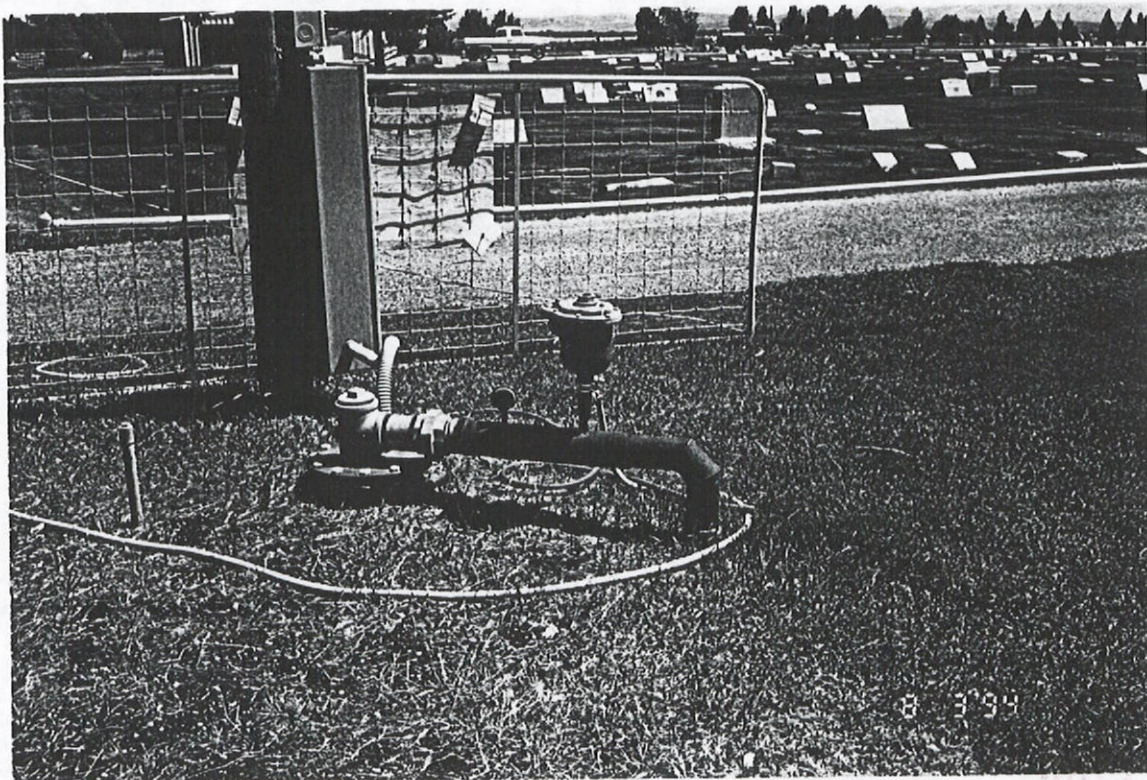
13 NOZZLES PER LINE

5/32" NOZZLES

NOTE: THIS CLAIM WAS DISCOVERED TO HAVE BEEN FILED IN THE WRONG BASIN. THEREFORE, THIS CLAIM WAS RENUMBERED FROM A27-11197 TO A35-13088.

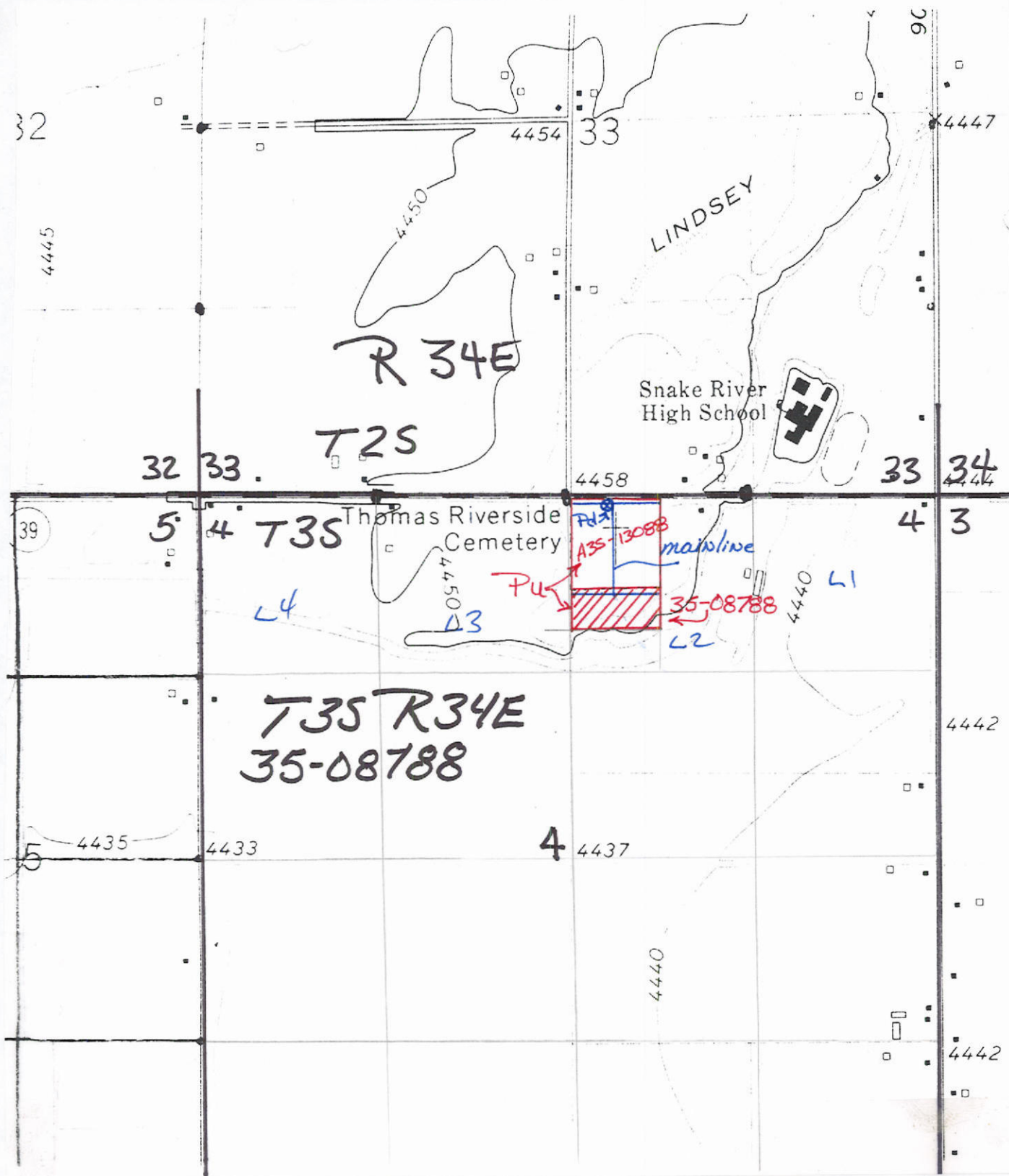
THERE IS NO EVIDENCE OF PRIORITY IN THE CLAIM FILE.

THIS WELL IS COMBINED WITH ANOTHER ^{CLAIM}~~WELL~~ (UNDER PERMIT 35-08788).
A.B. RUBERRY
30 NOVEMBER 1994



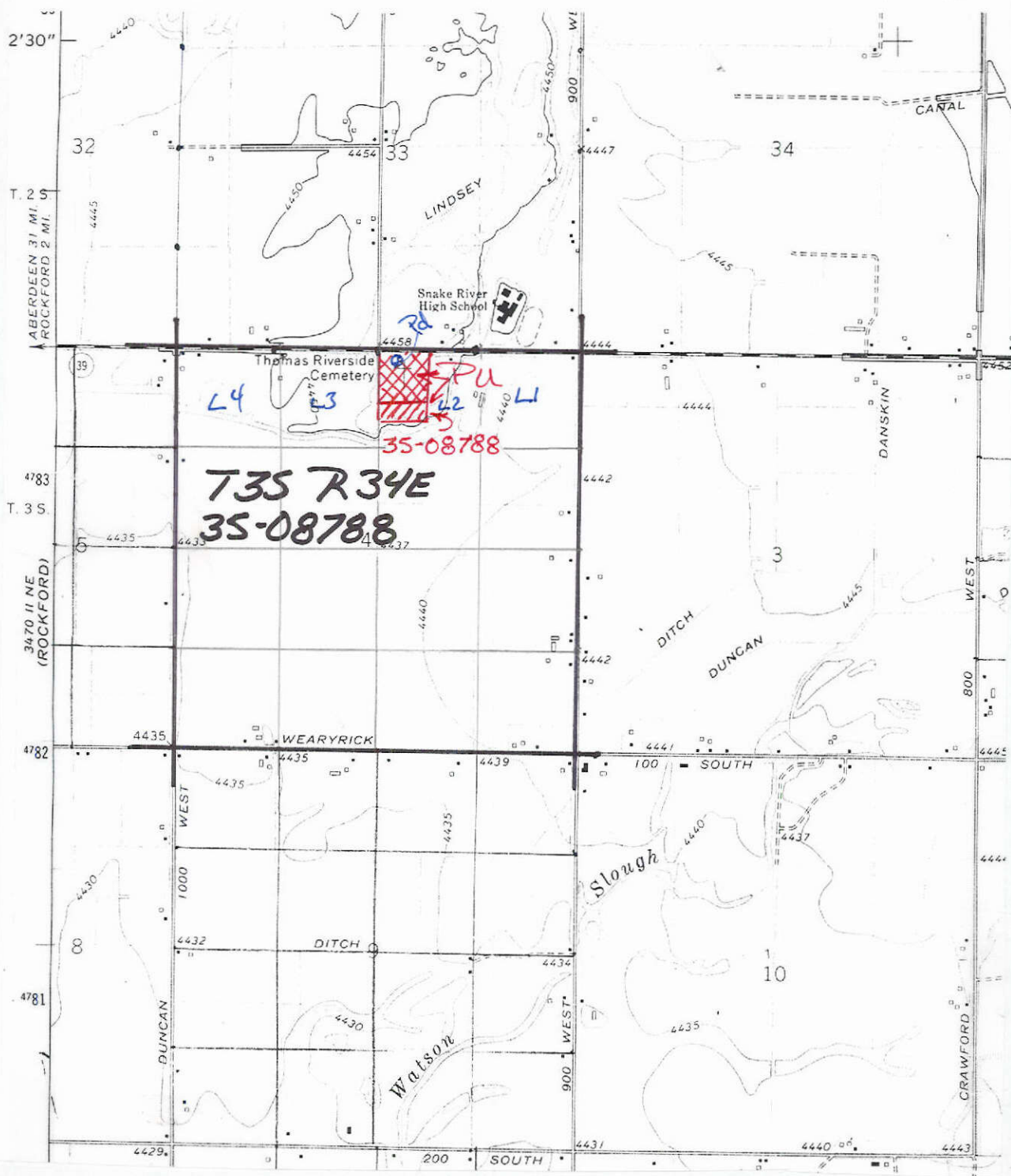
35-8788

OCT 26 1995



35-8788

OCT 26 1995



35-8788

OCT 26 1995



35-8788

MICROFILMED

OCT 26 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08788

Priority: June 2, 1989

Maximum Diversion Rate:

0.10 CFS

Maximum Diversion Volume:

20.0 AF

This is to certify, that RIVERSIDE THOMAS CEMETERY
808 W 100 S
BLACKFOOT ID 83221

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 2, 1989; and has submitted Proof of Beneficial Use on April 22, 1992. An examination indicates that the works have a diversion capacity of 1.110 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>
IRRIGATION	04/01 to 10/31	0.10 CFS	20.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 2(NWNE), Sec. 4, Township 03S, Range 34E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03S	34E	4	Lot 2(NWNE)	5		5

Total number of acres irrigated: 5

CONDITIONS OF APPROVAL AND 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 that 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. 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.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

OCT 26 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

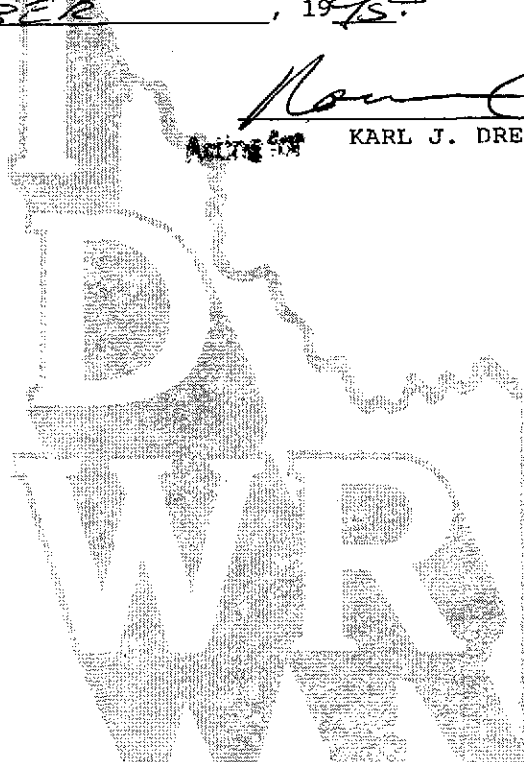
WATER RIGHT NO. 35-08788

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Right 35-13088 is also diverted through the point of diversion described above.

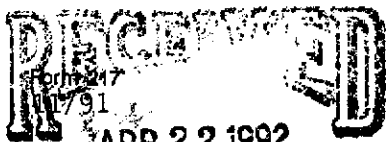
This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 12TH day of OCTOBER, 1995.


KARL J. DREHER, Director



RECEIVED

OCT 26 1995



OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 4-22-92
Receipt No. 0023891
Receipt by hlp

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form 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, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 35-08788 Telephone No. (808) 684-4590
2. Name(s) of Permit Holder(s): RIVERSIDE THOMAS CEMETARY
3. Mailing Address: 808 W 100 S BLACKFOOT, IDAHO-83221
4. Source of Water: WELL

If **GROUNDWATER**, Well Driller's Name: INDEPENT DRILLING - ^{RE-} Date Drilled: 4-20-90

OPTIONAL:

Pump horsepower: 10 Pressure (psi): 60 Dynamic pumping level (ft.): 85

5. Extent of Use (as authorized by the permit):

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

Irrigation 5 (No. of acres) Other Cemetery Water

4/23/92 - Klg

6. Total rate and/or volume for which proof is submitted 10 cfs OR _____ acre/feet

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

Measuring device: Required? ____ Yes X No Installed? ____ Yes ____ No

OR

Flow Measurement Port: Required? ____ Yes X No Installed? ____ Yes ____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

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

JACK KIRWAN
Name

208-684-4590
Telephone No.

808 W 100 S BLACKFOOT, IDAHO
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.

4-22-92
Date

Jack Kirwan - Board Chairman
Signature (and title, if on behalf of a company or organization)

MICROFILMED
JUN 24 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08788

Proposed Priority: June 2, 1989 Maximum Diversion Rate: 0.10 CFS

This is to certify, that RIVERSIDE THOMAS CEMETARY
735 W. 100 S.
BLACKFOOT, ID 83221

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>
-----------------------	----------------------	--------------------------

IRRIGATION	03/15 to 11/15	0.10 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: LOT 2(NWNE), Sec. 4, Township 03S, Range 34E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03S	34E	4	NWNE	5		5

Total number of acres irrigated: 5

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1992.
2. Subject to all prior water rights.
3. 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.
4. 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.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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

MAY 23 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08788

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

1st day of May, 1990

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

MAY 23 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 Riverside Thomas Cemetery Phone (208) 684-4824
Post office address 735 W, 100 S Blackfoot Idaho 83221

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

3. Location of point of diversion is _____ 1/4 of NW 1/4 of NE 1/4, Govt. Lot 2
Sec. 4 Township 3S Range 34E B.M. Bingham County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .10 for Irrigation purposes from 15 March to 15 Nov (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) .10 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well and pump to a sprinkler system

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 12 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).

MICROFILMED

MAY 23 1990

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3S	34E	4		5															5

Total number of acres to be irrigated 5

10. Describe any other water rights used for the same purposes as described above. A27-11197

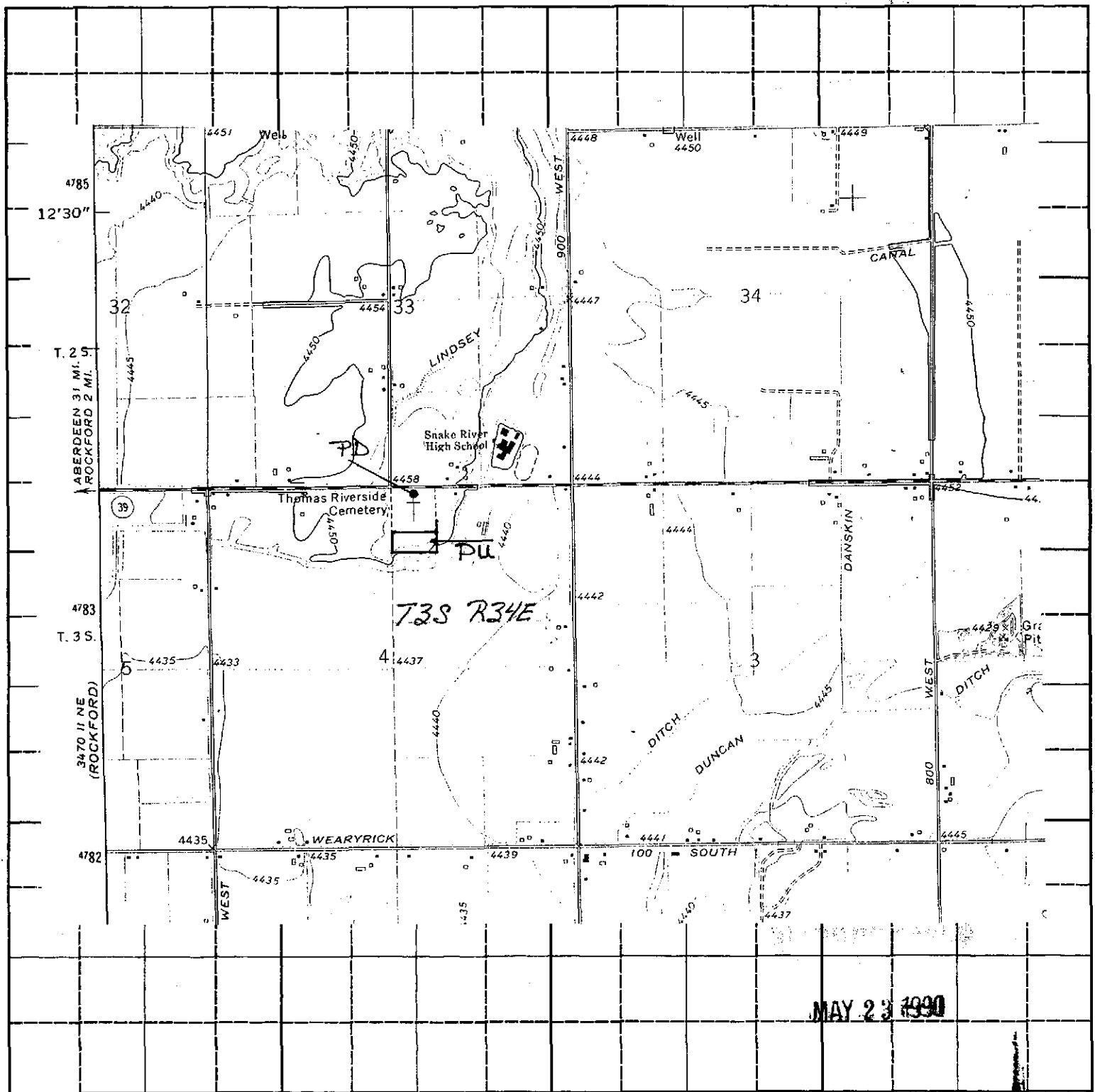
- Who owns the property at the point of diversion? Thomas Riverside Cemetery
- Who owns the land to be irrigated or place of use? Thomas Riverside Cemetery
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Mr Arlo Dance is a member of the board of directors.

12. Remarks: President, Jack Kirwan
Sec, Joanne Farmer

MICROFILMED

MAY 23 1990

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.

Arlo C. Dance
(Applicant)

Title - Director

Prepared by Dennis Dunn

Received by SMD Date 2 June 89 Time 10:35 Preliminary check by SMD
Fee \$ 3000 Receipted by SMD # E008736 Date 2 June 89
Publication prepared by RB Date 3-15-22-90 Published in Morning News
Publication approved QW Date 3-30-89

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:

INDEXED
FILMED

MAY 23 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

October 12, 1995

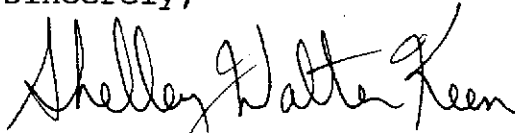
RIVERSIDE THOMAS CEMETERY
808 W 100 S
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08788

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

RECORDED

OCT 26 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 35-08788 DATE 10-5-95

10-11-95

NAME	Change ☒ OK	Or Address Change?
PRIORITY DATE	☒	Advance? ☐ Advanced to: _____ Order to reinstate needed? _____ Incorrect fee for rate recommended? <u>NO</u>
SOURCE	☒	Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	☒	Amendment needed? <u>A35-13088</u> (<u>Benedictial Use</u>) Overlaps? <u>↓</u> (<u>Claim</u>)
PLACE OF USE	☒	Amendment needed? <u>Add Gov Lot #2</u> Overlaps? _____
DIV RATE	☒	Permit/fee limits: <u>.10 CFS / IRR 5 ACRES</u> <u>SPRINKLER</u> Meas Q = <u>1.11</u> Theo Q = <u>1.02</u> Recommend: <u>.10</u> <u>ESTIMATE</u> <u>5 acres x .02 = .10</u> <u>8.8 x .7 x 2.5</u> <u>36 + (2.31 x 50) = 1.02 CFS</u>
ANNUAL VOLUME	☒	Volume Limit: <u>(NEW Season) 2/4.0 (4-1 to 10-31)</u> Calculations: <u>5 x 4 = 20</u> <u>15 x 4 = 60 gcf</u> Flow limit: _____ cfs x _____ x 1.9835 = _____ Combined rates exceed capacity <u>NO</u>
USES	☒	Change in Nature of Use or additional uses? _____ Amendment necessary? _____
ADDITIONAL INFO		Supplemental Groundwater <u>NO</u> PPU Scenario <u>YES</u> Irr/Dom Combination <u>NO</u> Shared G/W System <u>YES</u>
NEW REMARKS	<u>YES</u>	Multiple p/d(s) in 1/4 1/4? Other <u>W36, W27(15), W25, W34</u>
NEW CONDITIONS	<u>YES</u>	Watermaster control - District _____ Measuring/Locking Devices _____ Irrigation Overlap <u>R3/</u> Other <u>Keep NON-TRUST CONDITIONS</u> Water Quality _____ Heat/Cool/Fish verified _____

COMMENTS: Current information on Blu Claim 35-13088; therefore, can recommend PPU situation. (NO)
(2) No surface water used according to Board Chairman, JACK Kriwan per phone conversation 10-6-95.

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Irrigation</u>	<u>.10</u>	<u>20</u>	Adjustment Memo Needed	<u>NO</u>
_____	_____	_____	LICENSE	☒
_____	_____	_____	1ST AMEND LETTER	_____
_____	_____	_____	2ND AMEND LETTER	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 08 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-08788

1. Owner: Riverside Thomas Cemetery Phone No. _____

Current Address: 735 West 100 South

2. Accompanied by: Permitter EXAM DATE: 8-3-1994

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: A35-13088 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
	2	NW	NW	NE	4	3S	34E	Bingham	On Site Visit / Topographic maps

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	
3S	34E	4		5															5
				L-2															

RECEIVED
OCT 26 1995

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)

____ 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
	UNK	25	UNK		

*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:

Continuation of W-166-1000000

DEPARTMENT OF AGRICULTURE
NATIONAL AGRICULTURAL LIBRARY

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OCT 26 1995

E. NARRATIVE/REMARKS/COMMENTS

1. A27-11197 needs to be renumbered to A35-13088

2. Accompanied by contractor

A. Pump is 25 hp submersible

B. Depth to water is 26 feet (from well top, unable to measure)

C. New area has 5 lines. 7 nozzles per line at 5/32"

D. Older area has 5 lines; 13 nozzles per line at 5/32"

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

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OCT 26 1995

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

Assuming 100, 5/32" nozzles at 5 gpm/nozzle the diversion rate = 500 gpm or 1.11 cfs

Assuming 50 psi

$$Q = \frac{8.814 \cdot 7 \cdot 25}{26 + 2.31 \cdot 50} = 1.09 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5 \text{ Acres} \times 4.0 \text{ A/A} = 20 \text{ A/A}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .10 \cdot 214 \cdot 1.9835 = 42.45 \text{ A/A}$$

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	1 April	31 Oct	.10	20 A/A
Totals:			.10	20 A/A

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ☒ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATIONField Examiner's Name DENNIS MD DUNN Date 30 Nov 1994Reviewer KETH C. WILSON Date 2 Dec 94

SEAL

MICROFILMED

OCT 26 1995

FIELD EXAM INFORMATION

CONDUCTED BY: DENNIS DUNN

DATE: 3 AUGUST 1994

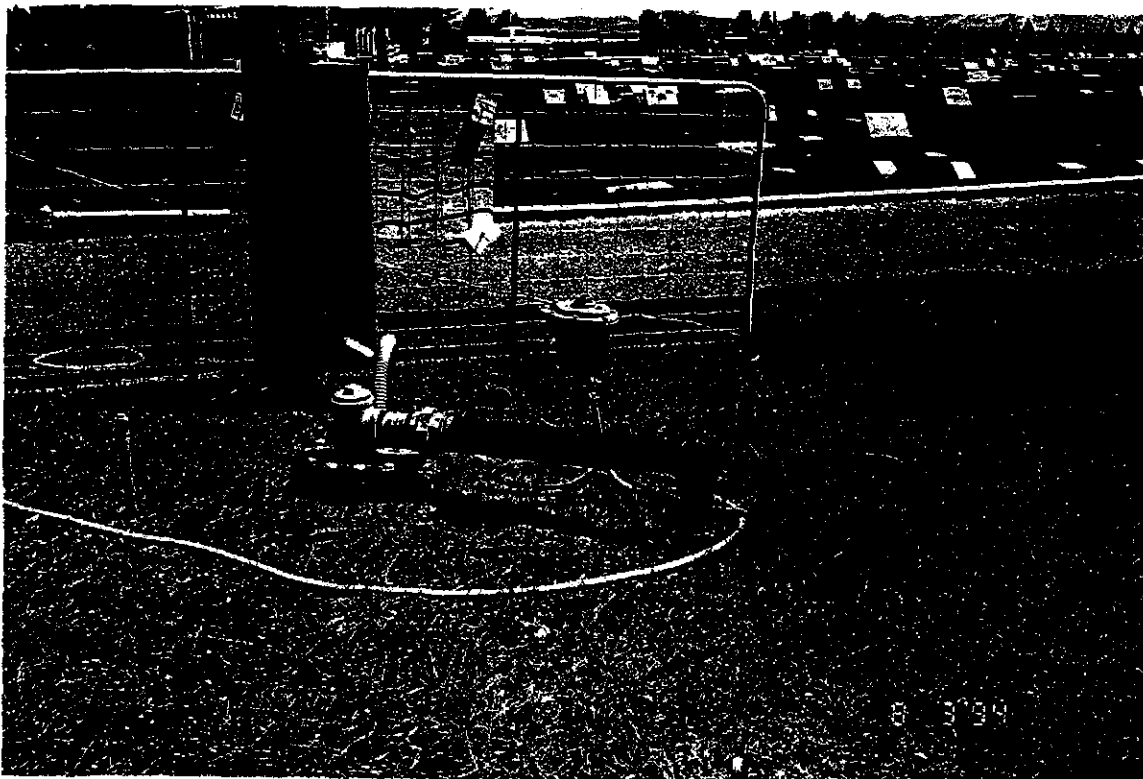
35-8788

WELL INFORMATION: SEE PHOTO
DEPTH TO WATER- 26 FEET
HP - 25
DISTRIBUTION - 5-3" PORTABLE HANDLINES
13 NOZZLES PER LINE
5/32" NOZZLES

NOTE: THIS CLAIM WAS DISCOVERED TO HAVE BEEN FILED IN THE WRONG BASIN. THEREFORE, THIS CLAIM WAS RENUMBERED FROM A27-11197 TO A35-13088.

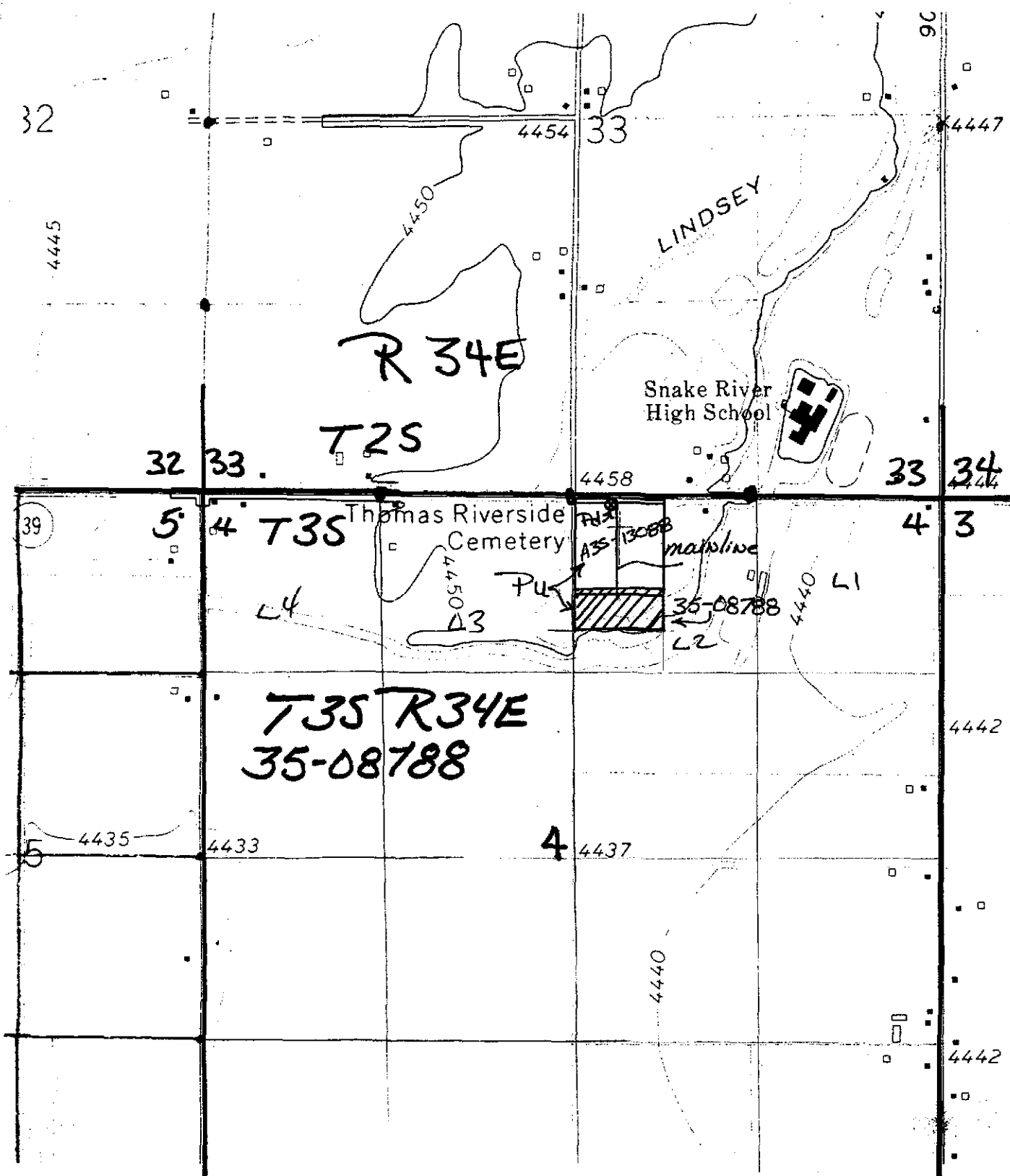
THERE IS NO EVIDENCE OF PRIORITY IN THE CLAIM FILE.

THIS WELL IS COMBINED WITH ANOTHER ^{CLAIM}~~WELL~~ (UNDER PERMIT 35-08788).
A.B. RUBERRY
30 NOVEMBER 1994



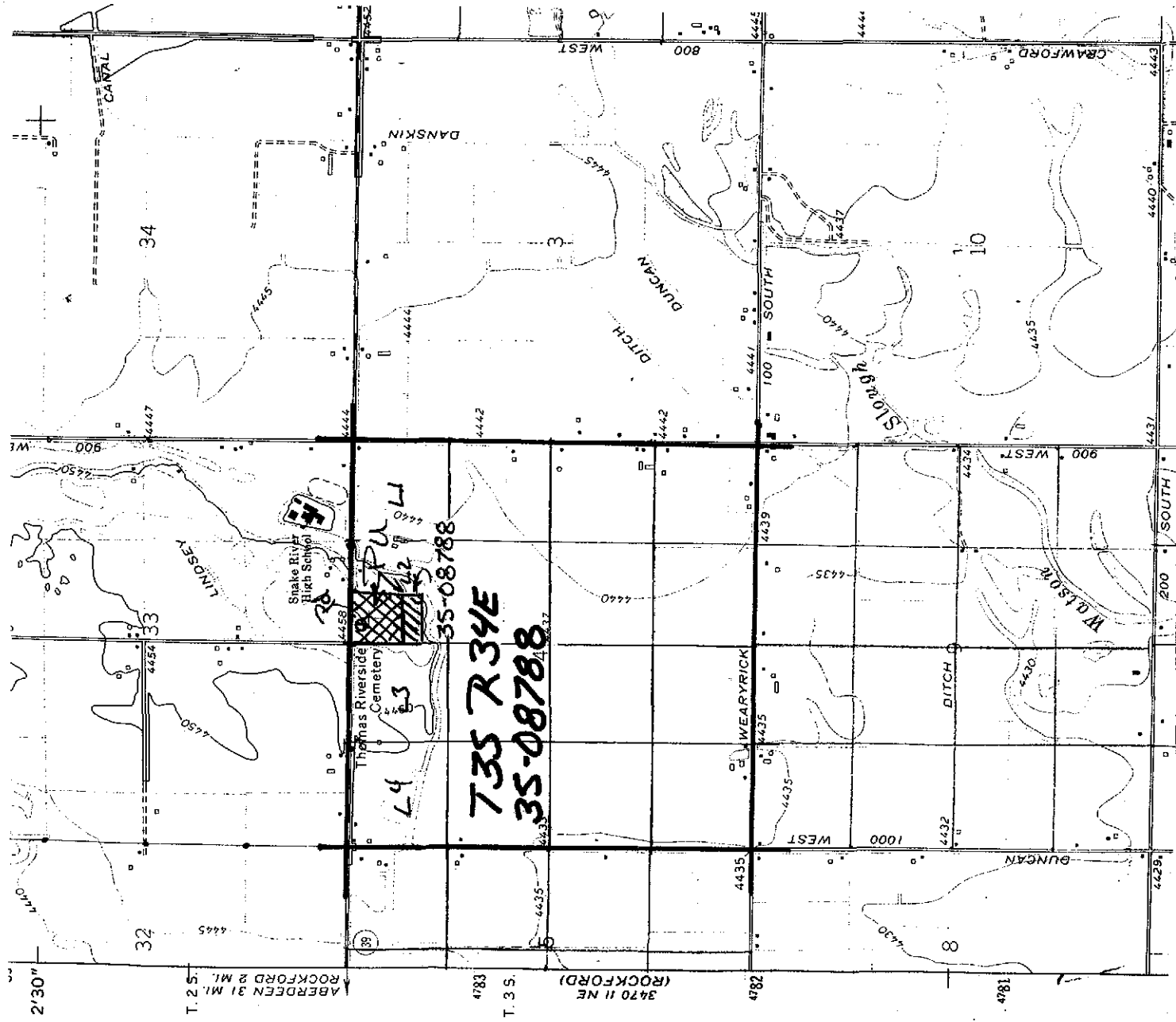
35-8788

OCT 26 1995



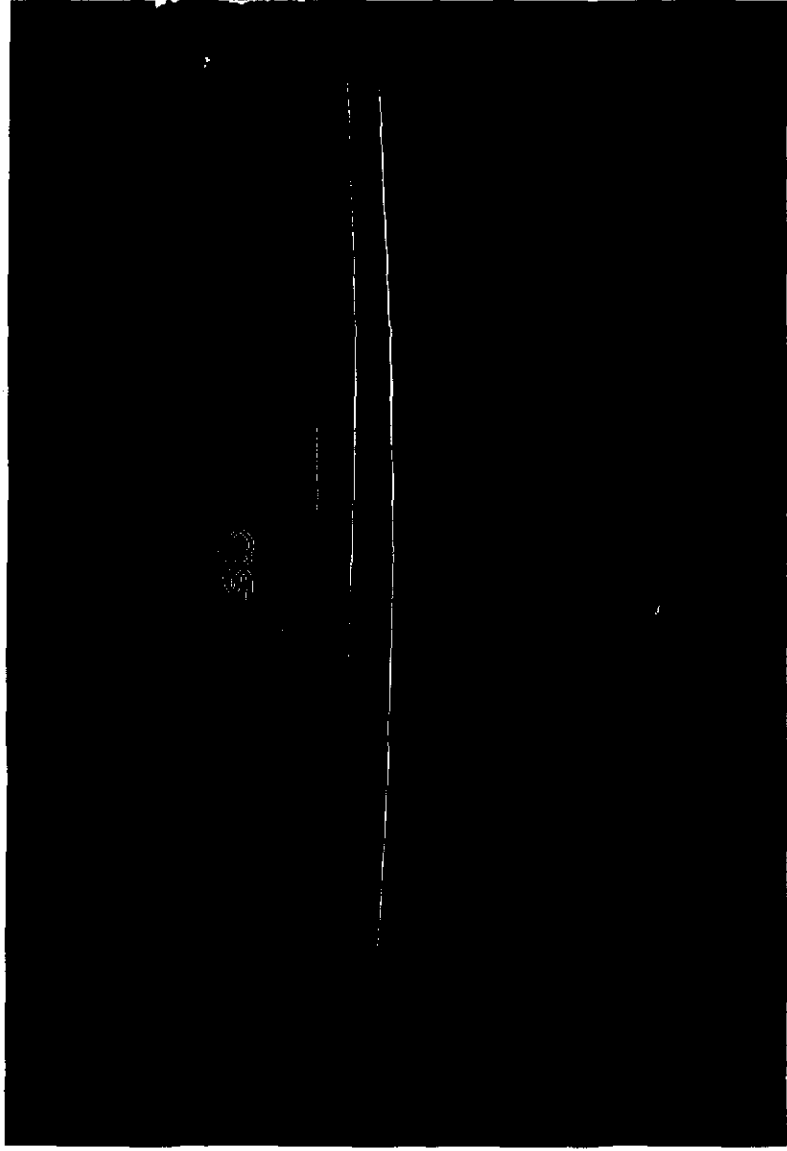
35-8788

OCT 26 1995



35-8788

OCT 26 1995



35-8788

11/11/95

OCT 26 1995

June 18, 1992

RIVERSIDE THOMAS CEMETARY
808 W 100 S
BLACKFOOT ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08788

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to 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

MICROFILMED
JUN 24 1992

3/89

Drilling Permit No. 5-89-F-033

Water Permit No. _____

Injection Permit No. _____

RECEIVED

JUN 05 1989

State of Idaho
Department of Water Resources

DRILLING PERMIT

Department of Water Resources

1. Applicant Riverside Thomas Cemetery
2. Address 735 W 100S Blackfoot Idaho 83221
Telephone (208) 684-4824
- ☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location NW 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 4, Twp. 3S, Rge. 34E, County Big Bingham,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply)
☒ Domestic ☐ Stockwater ☐ Monitoring
 No. of households 1 No. of livestock _____
☒ Irrigation ^{cons. w/ Dennis Danner (E. Reg.)} ☐ Industrial ☐ Municipal
☐ Injection ☐ Other, Specify _____
5. Well construction information: new well
☐ New well ☒ Deepen ☐ Replace
 Proposed surface diameter 12" Maximum depth 100'
 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. Anticipated construction start date 5 May 1989
7. Well Driller (if known) unknown
 Address _____
8. Applicant's signature Arlo C. Dance **MICROFILMED**
 Title Cemetery Board JUN 24 1992
 Date 2 June 1989

* Fee is \$10 for single family domestic. Other uses may be more.

ACT OF DEPARTMENT OF WATER RESOURCES

This Permit is APPROVED.

If approved, this permit authorizes the construction of a well subject to the following conditions:

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 its date of issuance for the start of construction and is valid for one (1) year from the date of issuance 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. Issuance 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.

SPECIFIC CONDITIONS

Dated this 2nd day of June, 1989.

Signed

Title

Ronald D. Cab
Regional Manager

Received by

Fee

\$10

Date

8-2-89

Receipt No.

E008136

Construction start extension to

JUN 24 1992

Extension approved by

RECEIVED

AUG 15 1990

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.

Department of Water Resources
Eastern District Office

[illegible]

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.

Department of Water Resources

RECEIVED
JUN 15 1992

June 12. 1992

Department of Water Resources

Karen

Copies of our drilling permit & this well log should be in your office. They were mailed to Water Resources within the 30 day period following completion.

We are irrigating 15 acres of grass on the cemetery with the water.

Jack Kewen
Board Chairman

you have the drilling
permit number. 35. 8788

MICROFILMED

JUN 24 1992



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 28, 1992

Riverside Thomas Cemetery
808 West 100 South
Blackfoot, ID 83221

Re: Permit No. 35-08788

Dear Permit Holder:

On April 27, 1992, I wrote to you requesting a that a copy of your drilling permit and well log be submitted within 30 days. As of this date, I still have not received either of these documents.

Please note that your proof of beneficial use and eventual issuance of a license to your water right cannot be processed until they are received in this office.

I will hold the file for an additional 15 days in order for you to submit these documents. Please be sure they are addressed directly to me.

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

Enclosure

MICROFILMED

JUN 24 1992



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 27, 1992

Riverside Thomas Cemetary
808 West 100 South
Blackfoot, ID 83221

Re: Permit No. 35-08788

Dear Permit Holder:

In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a drilling permit which should have been applied for before the opening of your well began. We have also been unable to locate a well log which should have been submitted by your well driller 30 days after completion of the construction of your well.

If you have a drilling permit or a copy of the well log, please provide this office with a copy of each. If you do not have a copy of the well log, please contact your driller and ask that he submit a copy. In your return letter, please be sure to show the above referenced permit number on any documents. Also, please address any correspondence directly to me. Your response, with both forms attached, should be received within 30 days of the date of this mailing.

This information is needed before the department can proceed further with the examination of your system and the eventual issuance of a license of water right.

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

RECEIVED

JUN 24 1992

February 28, 1992

RIVERSIDE THOMAS CEMETARY
735 W. 100 S.
BLACKFOOT ID 83221

PROOF DUE NOTICE

RE: PERMIT NO. 35-08788

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 May 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.

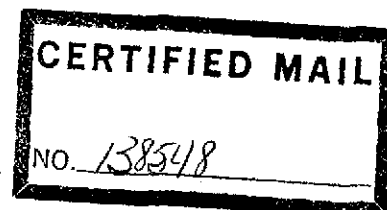
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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

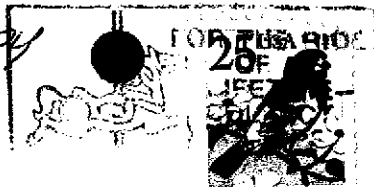
Enclosures



RECEIVED
JUN 24 1992

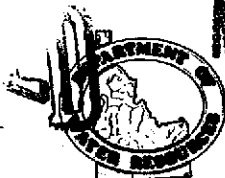
JUN 24 1992

RIVERSIDE THOMAS METARY
735 W 100 S
BLACKFOOT, IDAHO 83221



RECEIVED

MAY 22 1990



MAILED

JUN 24 1992

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. P35-08788
Name(s) of Permit Holder(s): RIVERSIDE THOMAS CEMETARY
Post Office Address: 235 W 100S, BLACKFOOT ID.
Tel. No. 684-4824

☒ I hereby certify that construction of diversion works for the above referenced permit began on 4-35-90 (date) and I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diversion works on the above referenced project has not yet begun due to the following reason beyond my control:

Well drilled - new pump installed - water being delivered

*Note: A financing difficulty is not an acceptable reason.

Date

Signature of Permit Holder

MICROFILMED

JUN 24 1992

5-31-90

Jack Kirsner, Chm.

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
May 1, 1990

RIVERSIDE THOMAS CEMETARY
735 W. 100 S.
BLACKFOOT, ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P35-08788

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 this office as soon as you commence construction, no later than one year from the date the

MICROFILMED

MAY 23 1990

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

MAY 23 1990

DOMESTIC (1.1 CFS).
Total Diversion: (.440 CFS).
Date Filed: 6/23/1989.
In: T04S, R33E, S20, NESE, SESE.
22.0 ACRES TOTAL.

35-08786

WADDOUPS, Verl J.
44 S. 600 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: SENWSE, Sec. 20, T. 04S, R.
33E.
Use: IRRIGATION (1.780 CFS).
Total Diversion: (1.780 CFS).
Date Filed: 5/15/1989.
In: T04S, R33E, S20, NESE, NWSE, SWSE,
SESE.
160.0 ACRES TOTAL.

35-08787

THOMAS, Dorris L.
Rt. 2, Box 1310
Ketchikan, Al 99901
Source: GROUNDWATER
Diversion Pt: NWSENE, Sec. 2, T. 03S, R.
32E.
Use: IRRIGATION (1.560 CFS).
Total Diversion: (1.560 CFS).
Date Filed: 5/26/1989.
In: T03S, R32E, S02, NENE, NWNE,
SWNE, SENE.
78.0 ACRES TOTAL.

35-08788

RIVERSIDE THOMAS CEMETERY
735 W. 100 S.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: Lot 2 (NWNE), Sec. 4, T. 03S,
R. 34E.
Use: IRRIGATION (.100 CFS).
Total Diversion: (.100 CFS).
Date Filed: 6/02/1989.
In: T03S, R34E, S04, NWNE.
5.0 ACRES TOTAL.

35-08789

PARK, Darwin K.
PARK, Ione
1074 S. 2200 W.
Sterling, Idaho 83210
Source: GROUNDWATER
Diversion Pt: SESE, Sec. 29, T. 04S, R.
32E.
Use: IRRIGATION (.100 CFS).
Total Diversion: (.100 CFS).
Date Filed: 5/31/1989.
In: T04S, R32E, S29, SESE.
5.0 ACRES TOTAL.

35-08830

ANDERSON, H. Homer
873 W. 100 S.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: SWNW, Sec. 3, T. 03S, R.
34E.
Use: IRRIGATION (1.600 CFS).
Total Diversion: (1.600 CFS).
Date Filed: 11/01/1989.
In: T03S, R34E, S03, NWNW, SWNW.
80.0 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 APRIL 2,
1990.

R. KEITH HIGGINSON
Director

(718)
Pub.: 3/15, 22

RECEIVED

MAR 29 1990

Department of Water Resources
Eastern District Office

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

15th day of March, 19 90;

and the last publication having been made on the

22nd day of March, 19 90;

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 26th day of March, 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 the first duly sworn, declared that the statements
therein are true, and acknowledged to me that he ex-
ecuted the same.

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

Affidavit Processing Fee \$5.00

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

Idaho Falls, Idaho 83402
(208) 525-7161

MARCH 7, 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 APRIL 2, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

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MAY 23 1990

35-08788

RIVERSIDE THOMAS CEMETARY
735 W. 100 S.
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: LOT 2 (NWNE) Sec 4 T 03S R 34E

Use: IRRIGATION (.100 CFS)
Total Diversion: (.100 CFS)

Date Filed: 6/02/1989

In: T03S R34E S04 NWNE

5.0 ACRES TOTAL

MICROFILMED

MAY 23 1990

The permit(s) will be subject to all prior water
may be submitted based on the criteria of Sec. 42-203, 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 APRIL 2, 1990.

R. Keith Higginson, Director

Published 3/15/1990 & 3/22/1990

MICROFILMED
MAY 23 1990

26-Feb-1990

Riverside Thomas Cemetary
735 W. 100 S.
Blackfoot, ID 83221

RE: Application for Permit No. 35-8788

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 March 15 & 22, 1990. 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

MAY 23 1990

21-Jul-1989

Riverside Thomas Cemetary
735 W. 100 S.
Blackfoot, ID 83221

RE: Application for Permit No. 35-8788

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your application for water right permit. The application has been assigned the identification number listed above. Please refer to this number in all future correspondence.

The Department can not proceed with the processing of your application at this time. It seeks the appropriation of water within the area covered by the civil suit of Idaho Power Company vs. Idaho Department of Water Resources, et al., Ada County Civil No. 81375 (Swan Falls Suit). Until there has been a final resolution to this suit and rules and regulations promulgated for considering new appropriations, the processing of applications in this area has been suspended. During the interim, your application will be held in this office.

The staff in our office will be glad to answer any questions you have concerning the above matter.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor
HWJ/rb

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MAY 23 1990