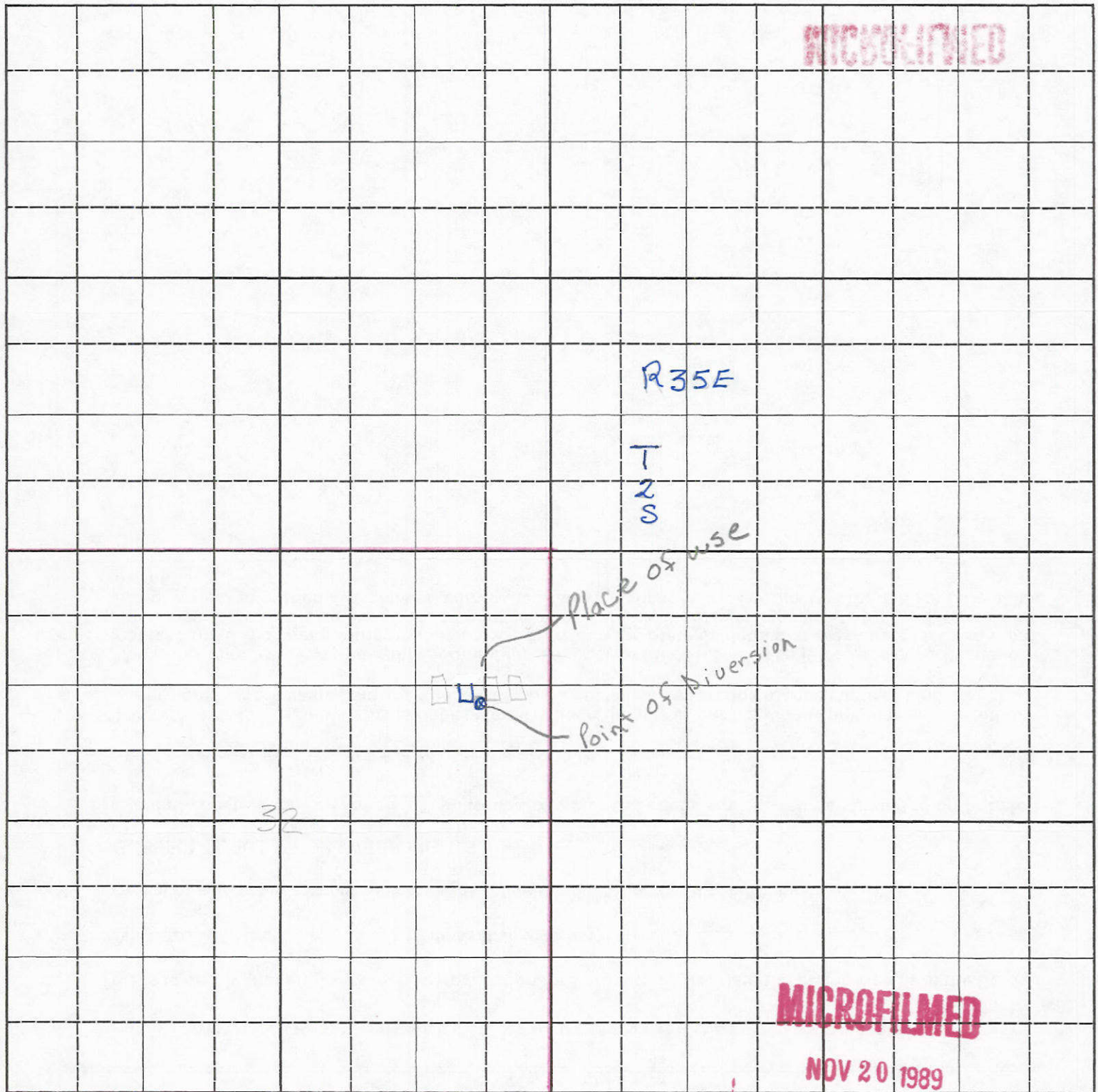


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Karen Williams, Sec.
(Applicant)

TETON WEST STEEL, INC.
COMMERCIAL

10/1

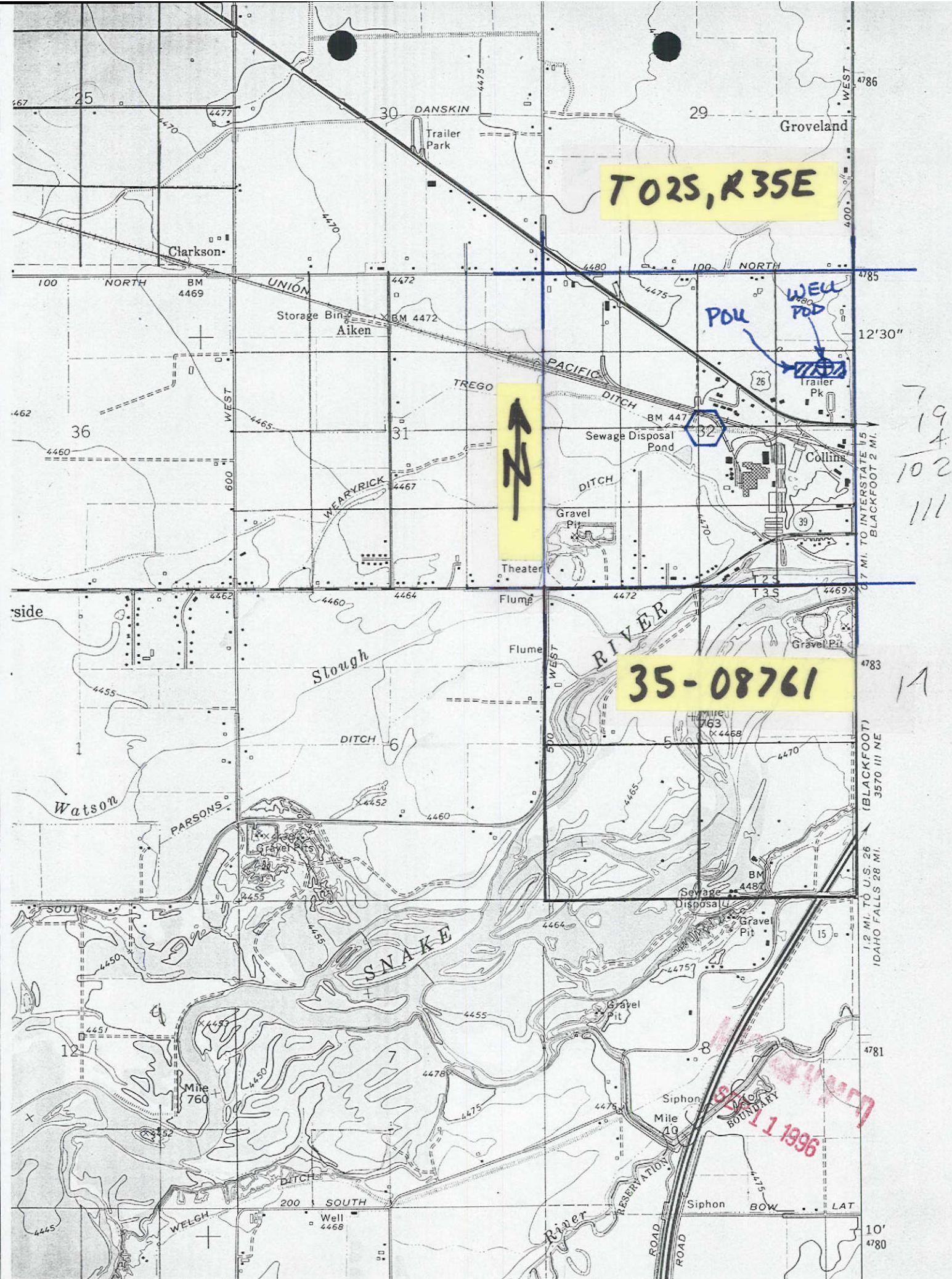
POTATO CELLAR - PLACE OF USE



VIEW OF
POINT OF
DIVERSION
WELL

IMPROVED
SEP 11 1996

35-08761



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08761

Priority: May 23, 1989

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

11.3 AF

This is to certify, that TETON WEST STEEL INC

PO BOX 122

REXBURG ID 83440

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 23, 1989; and has submitted Proof of Beneficial Use on October 11, 1990. An examination indicates that the works have a diversion capacity of 0.050 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>
COMMERCIAL	01/01 to 12/31	0.04 CFS	11.3 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 32, Township 02S, Range 35E
BINGHAM County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

02S 35E 32

SENE

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 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. 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.

RECEIVED

SEP 11 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08761

CONDITIONS OF APPROVAL AND REMARKS

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.
7. Commercial use is for a potato cellar operation.

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 23RD day of August, 1996.

Acting for

KARL J. DREHER, Director

SEP 11 1996

RECEIVED

OCT 11 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

no v. encl.
Department of Water Resources

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. 35-08761 Telephone No. 356-7926

Name(s) of Permit Holder(s): Teton West Steel, Inc.

Post Office Address: P.O. Box 122, Rexburg, ID 83440

Source of Water: Groundwater

If ground water, well driller's name: Jack Cushman Drilling & Pump Date drilled: 9-3-86

Extent of Use:
Domestic _____ (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other Commercial

Culinary water used with air system in a potato cellar

Total rate and/or volume for which proof is submitted .04 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 9-3-86

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

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

OR

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

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

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

John K. Bagley 356-7926
Name Telephone No.

4805 S. 3300 W. Rexburg, ID 83440
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.

NOT FILMED

JAN 28 1991

10/5/90
Date

John K. Bagley, President
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08761

Proposed Priority: May 23, 1989

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **TETON WEST STEEL INC.**
P.O. BOX 122
REXBURG, ID 83440

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>
COMMERCIAL	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: SENE Sec. 32, Township 02S, Range 35E
BINGHAM County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

02S 35E 32 SENE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1990.
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. Commercial use is for a potato cellar.

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

30th day of October, 1989.

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

NOV 20 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Teton West Steel, Inc. Phone 356-7926
Post office address P.O. Box 122, Rexburg, ID 83440

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

3. Location of point of diversion is _____ $\frac{1}{4}$ of SE $\frac{1}{4}$ $\frac{1}{4}$ of NE $\frac{1}{4}$ $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 2 South Range 35 E. B.M. Bingham County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for Commercial purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs ~~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) .04 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

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 6" inches; ~~proposed~~ ^{Existing} depth of well is 75 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
one years (minimum 1 year).

MICROFILMED

NOV 20 1989

8. 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. 0/ culinary water used with air system in a potato cellar

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.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	35E	32				C													

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. none

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

12. Remarks: Well was drilled September 3, 1986

RECORDED

NOV 20 1989

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

32

R35E
T
2
S

Place of use

Point of diversion

MICROFILMED
NOV 20 1989

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.

Karen Williams, Sec.
(Applicant)

Received by QW Date 5-23-89 Time 11:25P Preliminary check by HWJ
Fee \$ 30⁰⁰ Receipted by AIMS # E007823 Date 23 May 1989
Publication prepared by RB Date 7-13-89 Published in Morning News 7-20-89
Publication approved QW Date 8-23-89 8-3; 10-89

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:

MICROFILMED

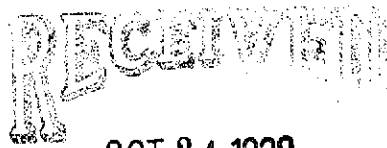
NOV 20 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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



OCT 24 1989

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 18, 1989

Department of Water Resources

RE: Application for Permit No. 35-8761

Teton West Steel Inc.
P.O. Box 122
Rexburg, ID 83440

Gentlemen:

We have received your application for permit, for commercial purposes, from our Eastern Regional Office for final review. However, prior to final action being taken on the application we need to have a list of the names, titles and addresses of all officers in your corporation that are entitled to take action in regard to this water right. This is a requirement of the Department's Water Appropriation Rules and Regulations.

Please submit this information within the next thirty (30) days so we can continue processing your application.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:at

cc: Eastern Region

John K. Bagley, President
Luella Bagley, Vice Pres.
Karen Williams, Secretary

P.O. Box 122, Rexburg, ID 83440
4223 West 4732 South, Rexburg, ID 83440
250 W 2nd N, Rigby, ID 83442

MICROFILMED

NOV 20 1989

35-08728

COUMERILH, TERRY L.
Drawer H
Moreland, ID 83256
Source: GROUNDWATER
Diversion Pt: NENWNE
Sec 26 T 02S R 34E
Use: IRRIGATION, (.060 CFS)
Date Filed: 5/22/1989
In: T02S R34E S26 NWNE
3.0 ACRES TOTAL

35-08731

COLLINS, DON J.
705 W. 100 S.
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: NENE
Sec 11 T 03S R 34E
Use: COMMERCIAL, (.300 CFS)
Date Filed: 5/23/1989
In: T03S R34E S11 NENE

35-08761

TETON WEST STEEL INC.
P.O. Box 122
Rexburg, ID 83440
Source: GROUNDWATER
Diversion Pt: SENE
Sec 32 T 02S R 35E
Use: COMMERCIAL, (.040 CFS)
Date Filed: 5/23/1989
In: T02S R35E S32 SENE

35-08762

COX, RANDY
COX, PAMELA
555 W. 100 N.
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: NENW
Sec 31 T 02S R 35E
Use: IRRIGATION, (.040 CFS);
COMMERCIAL, (.040 CFS);
DOMESTIC, (.040 CFS)
Date Filed: 5/23/1989
In: T02S R35E S31 NENW
2.0 ACRES TOTAL

35-08764

LEAVITT, DENNIS
LEAVITT, KENEA
220 N. 740 W.
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: NWSW
Sec 1 T 02S R 34E
Use: COMMERCIAL, (.020 CFS);
DOMESTIC, (.040 CFS)
Date Filed: 5/08/1989
In: T02S R34E S01 NWSW

35-08765

BROADHEAD, LYNN
P.O. Box 1067
Blackfoot, ID 83221
Source: GROUNDWATER
Diversion Pt: SESWE
Sec 31 T 02S R 35E
Use: COMMERCIAL, (.500 CFS)
Date Filed: 5/23/1989
In: T02S R35E S31 SWSE

RECEIVED

AUG 22 1989

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho)
I, Michael Bell 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

3rd day of August, 19 89;

and the last publication having been made on the
10th day of August, 19 89;

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 21st day of August, in
the year 1989 before me a Notary Public of said State,
personally appeared

Michael Bell
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.

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

MICROFILMED

NOV 20 1989

Affidavit Processing Fee \$5.00



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

August 26, 1996

TETON WEST STEEL INC
PO BOX 122
REXBURG ID 83440

RE: WATER RIGHT NO. 35-08761

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.

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.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

RECEIVED

SEP 11 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08761

DATE 8/21/96

REVIEWER: SHARLA

NAME Change — OK ✓

Address Change No

SOURCE Change — OK ✓

Is change clarification of originally intended source? —
If not, prepare Notice of Intent to Void —

POINT OF DIV Change — OK ✓

Amendment required No

PLACE OF USE Change — OK ✓

Amendment required No

Does map agree with written description? ✓ yes — no

OVERLAPS

P/D — P/U 35-9026 is an Application
N/A

RATE OF DIV

Permitted Rate .04 cfs

Fee limit .04 cfs

Measured — cfs

Theoretical .05 cfs

NO FEE REQ'D OR PD.
NO MEAS. TAKEN

Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/
NATURE OF USES

Use Comm.

Volume Calculation 11.3 af

Examiner's recommendation
are ok

— af
— af
— af
— af
SUBTOTAL 11.3 af

Flow rate .04 cfs X 365 days X 1.98 = 29.0 af

Total volume recommended 11.3 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

C/
—
—

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

— Overlap

— Use-specific conditions 048.049

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
Adjustment Memo N/A

1st Amend Letter N/A
2nd Amend Letter N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAR 11 1996
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-08761

1. Owner: TETON WEST STEEL INC. Phone No. (208) 356-7926

Current Address: P.O. BOX 122, ALEX BULL, IDAHO 83440

2. Accompanied by: N/A EXAM DATE: 3/29/95

Address: N/A Phone No. N/A

Relationship to Permit Holder: N/A

3. Source: CLOUD WATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 01-00264, 01-00306, & 35, 09026 ^{POSSIBLE}

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

2V

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SE	NE	32	02S	3SE	BIDGHAH	U.S. G. S. TOPO MAP

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	
02S	35E	32				C													

SEP 11 1996

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

Scale: 1" = N/A

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

☒ N/A 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.		UNK.	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
PRESSURE GAGE		ASHCROFT			0-200	40 PSI

2. Measurements: THEORETICAL

E. NARRATIVE/REMARKS/COMMENTS

WATER IS USED FOR DOMESTIC USE AND IN COMBINATION WITH
POTATO CELLARS AIR CONDITIONING SYSTEMS (HUMIDIFIERS)
5 DOUBLE QUANSETS.

35-08761
WATER SYSTEM IS CONNECTED WITH WATER SYSTEM
OF PERMIT # 35-09026 FOR EMERGENCY WATER
NEEDS; EXCEPT FOR WELL FAILURE SYSTEMS ARE
VALVED OFF AND USED AS SEPERATE SYSTEMS.

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

APPROVED

SEP 11 1996

✓ Additional Computation Sheets Attached

$$Q = 0.047 \text{ CFS}$$

1. Volume Calculations for Irrigation:

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

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 14.43 \text{ AFA}$$

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

SYSTEM = 5 DOUBLE QUANSETS.
USED 1/2 YEAR

① SPRAY HEAD = 36 GPH

① EVAPORATIVE COOLER = 1206 PH

$$20 \text{ SPRAY HEADS} \times 36.6 \text{ PH} = 720.6 \text{ PH} \times 24 \text{ HPD} = 17,280.6 \text{ PD} \times 365 = \frac{6,307,200.6 \text{ PY}}{325,850.6 \text{ L/AF}} = \frac{19.35\%}{2} = 9.67 \text{ AFA}$$

1 EVAPORATIVE COOLER = 120 GPH $\times$ 24 = 2,880 GPD $\times$ 365 =

$$\frac{(0.04 \text{ cfs})(1.935 \text{ AF/day})(365 \text{ day/yr})}{2} = 14.47 \text{ AFA}_{\text{cap}} = \frac{1,051,200}{325,850} \approx \frac{3.22}{2} = \frac{1.61 \text{ AFA}}{11.3 \text{ AFA}}$$

1. Recommended Amounts *PERMIT LIMITS TO 0.04 CFS*

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
COMMERCIAL	1/1	12/31	0.04'	11.3'
		Totals:	0.04 cfs'	11.3 AFA

____ 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

Field Examiner's Name SIMPKINS Date 1/25/96

Reviewer [Signature] Date 2/16/96

SEAL

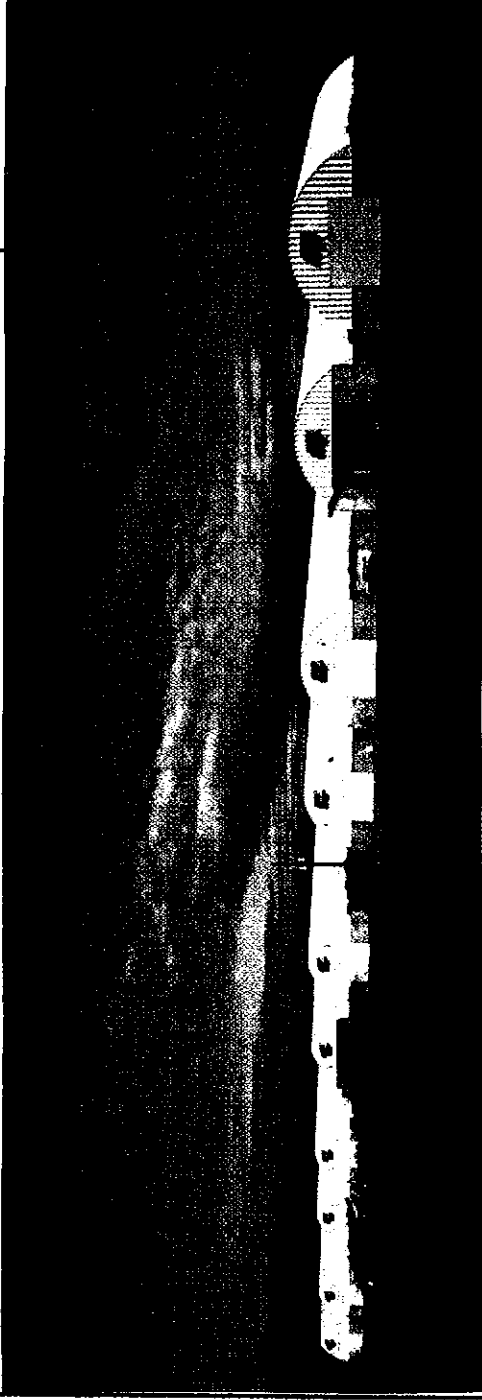
RECEIVED

SEP 11 1996

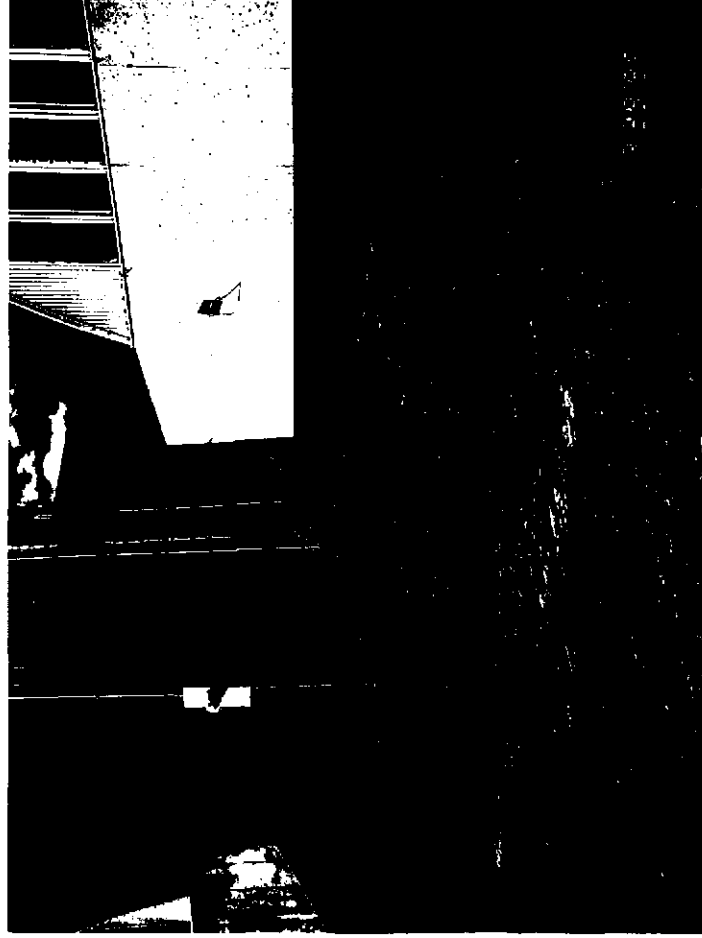
TETON WEST STEEL, INC.
COMMERCIAL

10/1

POTATO CELLAR - PLACE OF USE



VIEW OF
POINT OF
DIVERSION
WELL



SEP 11 1996

35-08761

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

Hp = Horsepower = .75 ASSUMED

Eff = Efficiency = .7 (Usually 70%)

Lift: (Static Level + Assumed Drawdown)

Static Water Level = 40 ft.

Assumed Drawdown = + -5 ft.

Lift = 40

OR

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 25 psi

ASSUME SYSTEM TURN ON PRESSURE

$$Q_{cfs} = \left[\frac{.75}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{40}{Lift} + \left(\frac{25}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{4.627}{ } \right] \div \left[\frac{97.7}{ } \right]$$

$$Q_{cfs} = \underline{0.047} \checkmark \text{ cfs}$$

RECEIVED

SEP 11 1996

35-08761

111
201
191
797

4

9667 7

December 27, 1990

TETON WEST STEEL INC.
P.O. BOX 122
REXBURG, ID 83440

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08761

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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
JAN 28 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 35-8761

Date 12-21-90

GENERAL CONSIDERATIONS

☒ Name same as permit?
☒ Address same as permit? If no, prepare data entry form.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

☒ Surface water source
☒ Ground water source
☒ Drill permit req'd? drilled 86
☐ Copy in file? Drill permit no. _____
☐ Well log in file?
☐ Amt paid for drilling permit? _____ Correct?

LICENSE EXAMINATION FEE

☒ Required?
☒ Amount submitted?
☒ Correct amount?

MEASURING DEVICE

☒ Measuring device or access port required?
☒ Installed?
☒ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

proof acceptable

PRIORITY CALCULATION

Date proof received Jan 12
Date proof due _____ - _____
No. of days late _____ = _____
Priority date _____ + _____
NEW PRIORITY DATE _____ = _____

138410

September 30, 1990

TETON WEST STEEL INC.
P.O. BOX 122
REXBURG, ID 83440

PROOF DUE NOTICE

RE: PERMIT NO. 35-08761

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 December 1, 1990. (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

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JAN 28 1991

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

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
October 31, 1989

TETON WEST STEEL INC.
P.O. BOX 122
REXBURG, ID 83440

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P35-08761

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

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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

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Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWT DATE 7-7-89 APPLICATION NUMBER 35-8761
Teton West

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

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☐ No Field check required
☐ Yes ☐ No 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

Need corporation names & other

Date Requested SEP 18 1989

Department of Water Resources

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 8-7-89 8-21-89
☐ 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. 2701
☐ Yes ☐ No Special conditions of approval or cover letter below.

See below for additional information

Date of priority recommended 5-23-89
By HWO Date 8-30-89

STATE OFFICE REVIEW

P05, P23 P16 46 48 49
By kw See below for additional information
Date 10/25/89

ADDITIONAL INFORMATION

App. in NON-TRUST area -
Hold for list of officers in
corporation - kw 10/12/89 - Rec'd 10/24/89



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

October 18, 1989

RE: Application for Permit No. 35-8761

Teton West Steel Inc.
P.O. Box 122
Rexburg, ID 83440

Gentlemen:

We have received your application for permit, for commercial purposes, from our Eastern Regional Office for final review. However, prior to final action being taken on the application we need to have a list of the names, titles and addresses of all officers in your corporation that are entitled to take action in regard to this water right. This is a requirement of the Department's Water Appropriation Rules and Regulations.

Please submit this information within the next thirty (30) days so we can continue processing your application.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:at

cc: Eastern Region

*Rec'd 10/24/89 -
see under
application.
KW*

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

Idaho Falls, Idaho 83402
(208) 525-7161

JULY 26, 1989

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 AUGUST 21, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

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NOV 20 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

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35-08761

TETON WEST STEEL INC.
P.O. BOX 122
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SENE Sec 32 T 02S R 35E

Use: COMMERCIAL (.040 CFS)

Date Filed: 5/23/1989

In: T02S R35E S32 SENE

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NOV 20 1989

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 AUGUST 21, 1989.

R. Keith Higginson, Director

Published 8/03/1989 & 8/10/1989

MICROFILMED

NOV 20 1989

18-July-1989

Teton West Steel, Inc.
P.O. Box 122
Rexburg, ID 83440

RE: Application for Permit No. 35-8761

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. 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

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NOV 20 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

JULY 17, 1989

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 AUGUST 7, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

did not run
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NOV 20 1989

NOTICE OF APPLICATION FOR WATER

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

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NOV 20 1989

35-08761

TETON WEST STEEL INC.
P.O. BOX 122
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SENE Sec 32 T 02S R 35E

Use: COMMERCIAL (.040 CFS)

Date Filed: 5/23/1989

In: T02S R35E S32 SENE

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NOV 20 1989

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R. Keith Higginson, Director

Published 7/20/1989 & 7/27/1989

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NOV 20 1989

