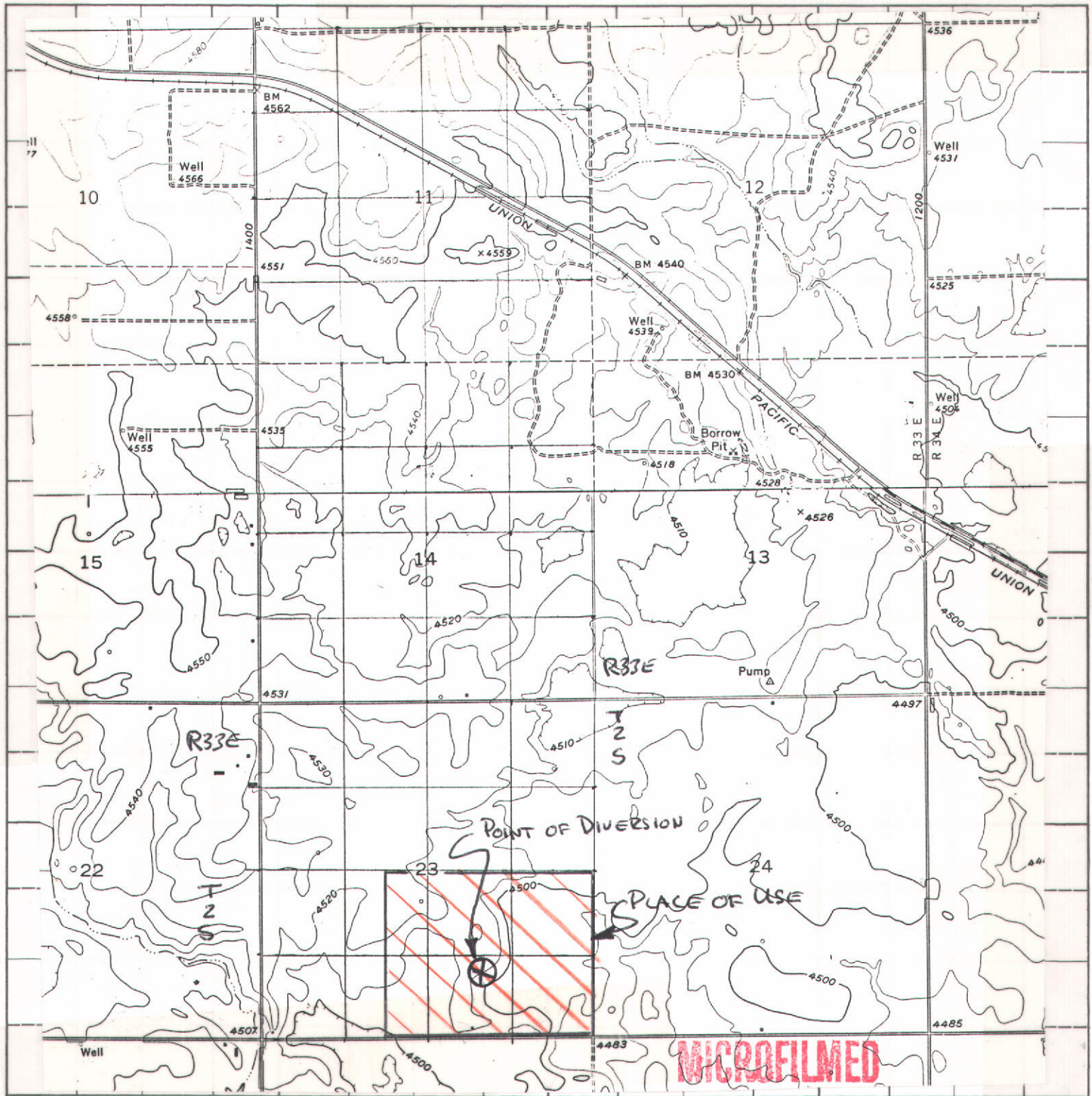


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

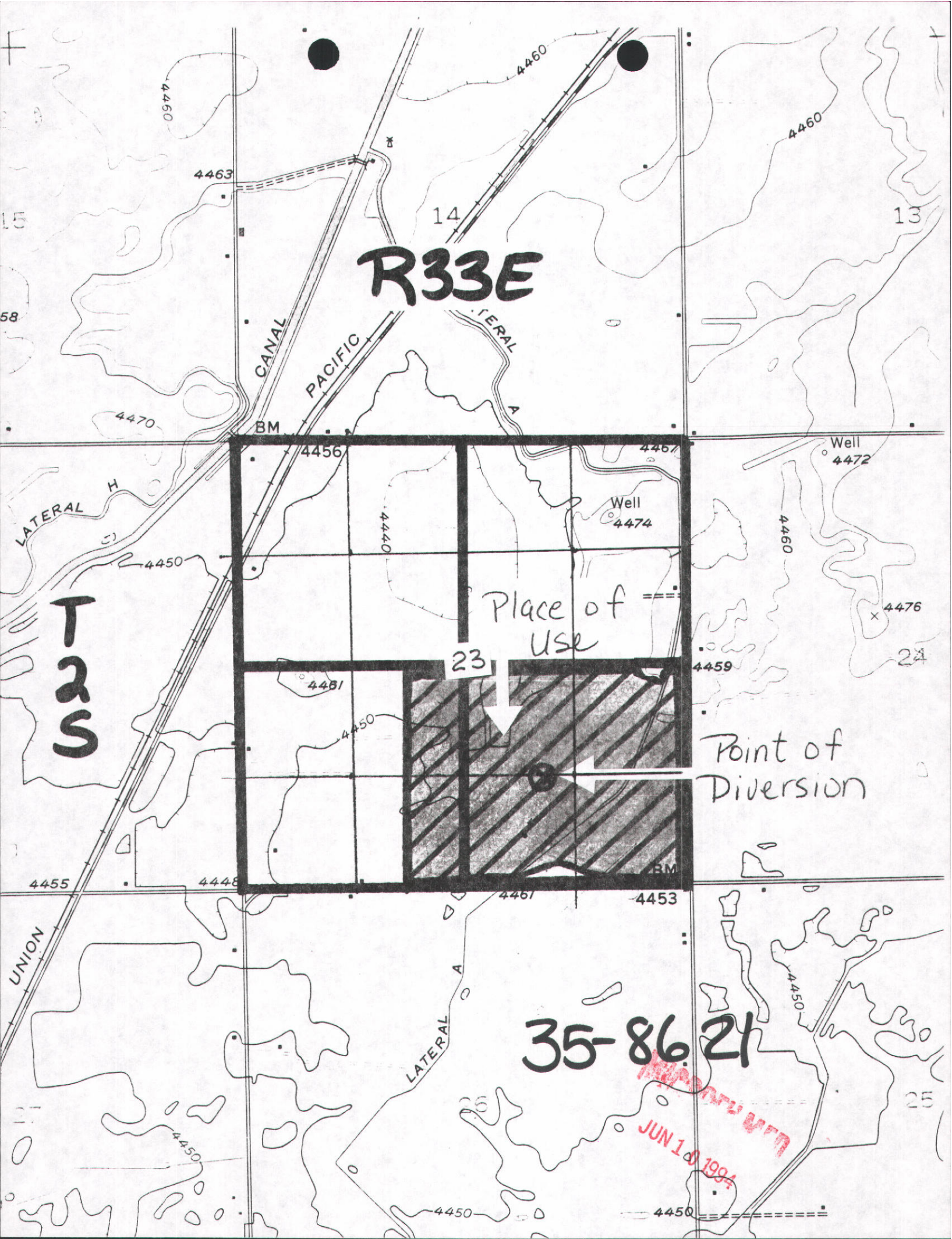


Scale: 2 inches equal 1 mile.

DEC 14 1989

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.

Emil R. Williams
(Applicant)



R33E

T2S

Place of Use

Point of Diversion

35-86.21

JUN 10 1994

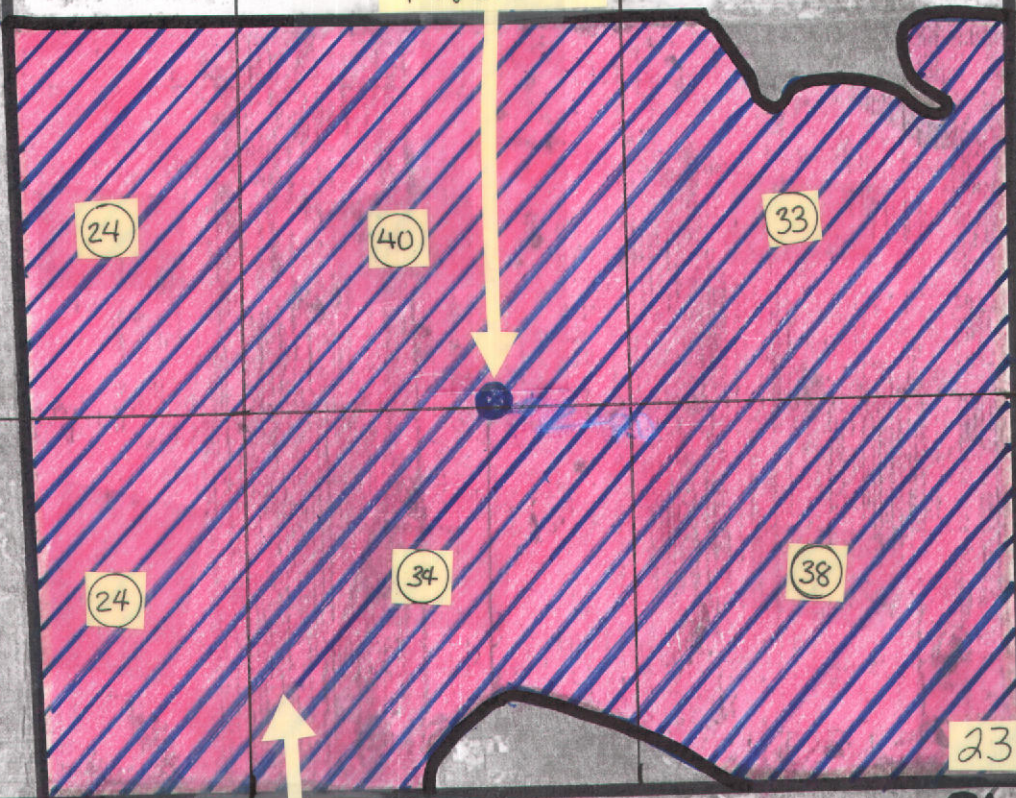
40 R

N-

35-8621

T
2
S

Point of
Diversion



Place of
Use

23 24
26 25

R33E

35-8621

JUN 10 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08621

Priority: June 28, 1985

Maximum Diversion Rate: 3.24 CFS

Maximum Diversion Volume: 772.0 AF

This is to certify, that ENID R WILLIAMS LTD PARTNERSHIP
C/O KENT W FOSTER ESQ
PO BOX 50130

IDAHO FALLS ID 83405 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 2, 1985; and has submitted Proof of Beneficial Use on December 6, 1990. An examination indicates that the works have a diversion capacity of 3.240 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	3.24 CFS	772.0 AF

LOCATION OF POINT(S) OF DIVERSION: NESWSE , Sec. 23, Township 02S, Range 33E
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>
02S	33E	23	NESW 24	SESW 24	NESE 33	
			NWSE 40	SWSE 34	SESE 38	193

Total number of acres irrigated: 193

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 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.

JUN 10 1994

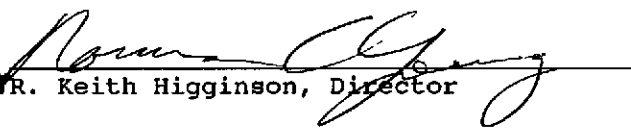
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 35-08621

CONDITIONS/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.

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 30th day of MAY, 1994.

Acting for  R. Keith Higginson, Director

JUN 10 1994

RECEIVED
DEC 06 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received 175.00
Date 12-6-90
Receipt # C019055
Receipt by [Signature]
Reviewed by [Signature]
Sent to region

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. P35-08621

Name(s) of Permit Holder: Enid R. Williams Limited Partnership
%Holden, Kidwell, Hahn & Crapo

Post Office Address: P.O. Box 50130, Idaho Falls, Idaho 83405

Telephone No. (208) 523-0620

Source of Water: Groundwater

Extent of Use:

Domestic (number of households) Stockwater (number and type of stock)
Irrigation 199.6 (acres) Other/Remark

Total rate and/or volume for which proof is submitted 3.99 cfs acre-feet

Show the date water was first diverted and beneficially used under this permit: 1975

Measuring Device: Required? ☒ Yes ☐ No
Installed? ☒ Yes ☐ No

Fee enclosed \$ 175.00
(See License Examination Fee Schedule)

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

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

LeGrande Williams
(Name)

(208) 684-4137
(Telephone Number)

1346 West 300 North, Blackfoot, Idaho 83221
(Address)

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

MICROFILMED

12-3-90

Date

Enid R. Williams

Enid R. Williams Limited Partnership

JAN 28 1991

General Partner

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08621

Proposed Priority: June 28, 1985

Maximum Diversion Rate:

3.99 CFS

This is to certify, that **ENID R. WILLIAMS LTD. PARTNERSHIP**
C/O KENT W. FOSTER, ESQ.
P.O. BOX 129
IDAHO FALLS, ID 83402

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	04/01 to 11/01	3.99 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: NESWSE Sec. 23, Township 02S, Range 33E
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>
02S	33E	23	NESW 20	SESW 20	NESE 40	
			NWSE 40	SWSE 39.6	SESE 40	199.6

Total number of acres irrigated: 199.6

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **January 1, 1991**.
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. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
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.

APPROVED

DEC 14 1989

Permit To Appropriate Water

NO. 35-08621

CONDITIONS/REMARKS:

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

14th day of December, 19 .

for J. Glen Saxton
R. Keith Higginson, Director

MICROFILM

WILLIAMS HOLDEN
R. VERN KIDWELL, P. A.
FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
CURT R. THOMSEN
RANDALL K. BARTON
MICHAEL D. CRAPO

JAMES D. HOLMAN
GAYLE A. SORENSON
DONALD L. HARRIS
BRUCE T. SMITH
GREGOR S. CHVISUK
RANDALL B. REED

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO
IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 129
IDAHO FALLS, IDAHO 83402
—
TELEPHONE 523-0820
AREA CODE 208

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)

November 11, 1985

RECEIVED

NOV 13 1985

Department of Water Resources
Eastern District Office

Mr. Keith C. Wilson
Senior Resource Agent
Idaho Department of Water Resources
Eastern Region Office
150 Shoup Avenue, Suite 15
Idaho Falls, Idaho 83402

Dear Keith:

As I indicated in our recent telephone contact, we need copies of the documents filed last summer by our office for the Williams family, now that the identification numbers and filing information has been put on them. We filed ten applications for permit, four claims, and five applications for transfer on the same day and only one receipt was made for the entire filing fee.

I see that we put the address for the applicant on each filing, rather than our firm's address. We should have at least requested that all contacts and correspondence be directly with the firm rather than with the clients since they are expecting us to handle these matters to completion. So far, you, Harold Jones and Jerry Ramsey have been kind enough to contact us with most questions. Perhaps as you locate each file, you could insert a note so that any future contacts will be with us. Hopefully we can avoid substantial confusion.

For each of the filings, we have included the name of the applicant or claimant, the amount of water, and the point of diversion. Hopefully this will be adequate for you to locate each file. Since there is already a number on the applications for transfer, we will get that as well. Because of your recent contact on No. 35-2097, we will not need another copy, and we have omitted it from this list. The information for each is as follows:

RECEIVED
DEC 14 1985

35-8621

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1 Name of applicant Enid R. Williams Ltd. Partnership Phone 684-4093
Post office address 2nd South 900 West, Blackfoot, ID 83221

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

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec 23 Township 2S Range 33E B M Bingham County; additional
points of diversion if any. _____

4. Water will be used for the following purposes.

Amount 3.99 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5 Total quantity to be appropriated is (a) 3.99 and/or (b) _____
cubic feet per second acre feet per annum

6 Proposed diverting works:

a Description of ditches, flumes, pumps, headgates, etc. well, pump, sprinklers

b Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet, period of year when water will be diverted to storage.
_____ to _____ inclusive.

c. Proposed well diameter is _____ inches, proposed depth of well is _____ feet

d Is ground water with a temperature of greater than 90°F being sought? _____

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).

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DEC 14 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 _____

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	33E	23									20			20	40	40	39.6	40	199.6

Total number of acres to be irrigated 199.6

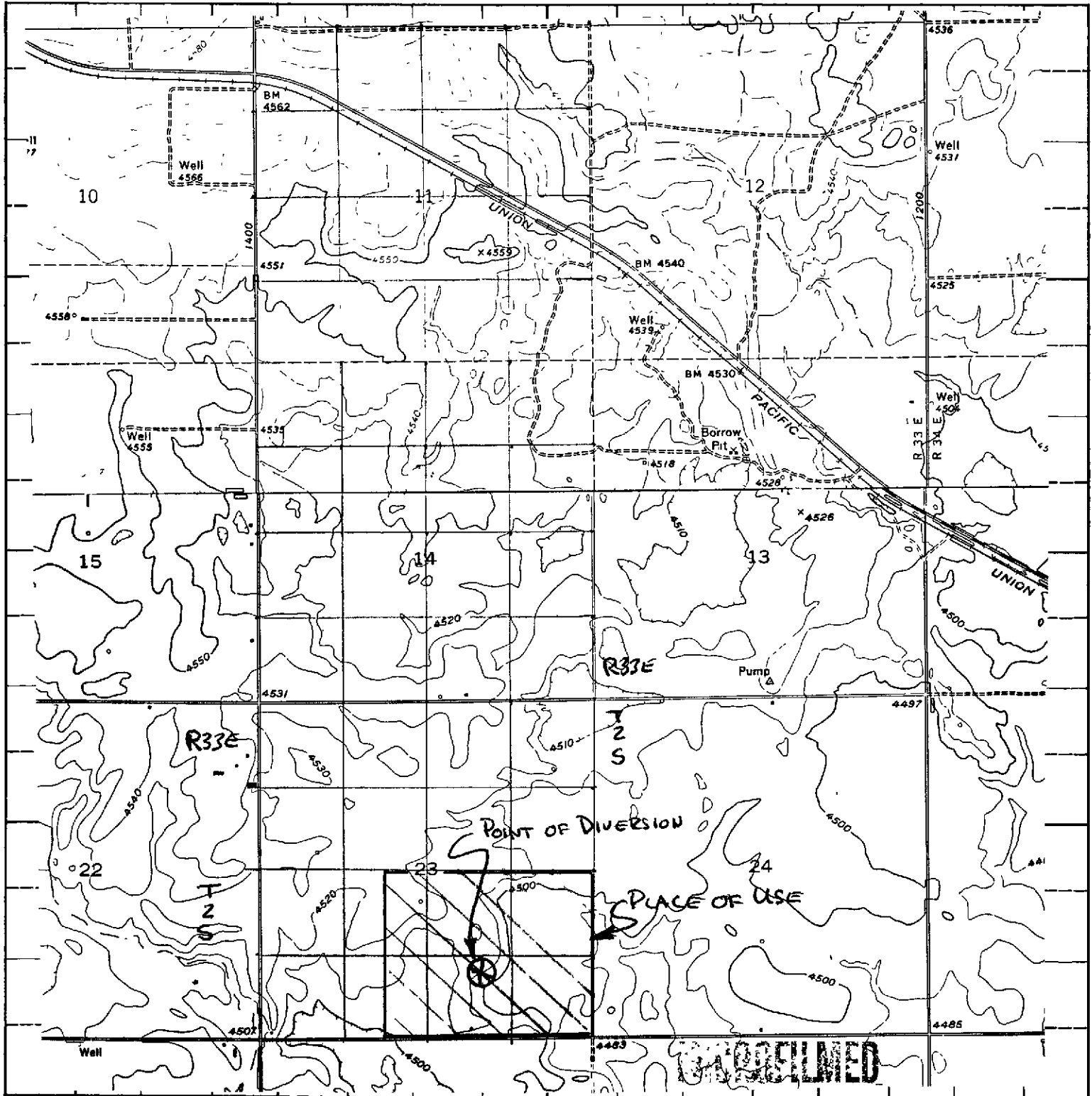
10 Describe any other water rights used for the same purposes as described above N.A.

- 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 drilled in 1975 and water beneficially used for
irrigation on the described lands each irrigation season
since.

DEC 14 1989

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

OFC 14 1939

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

Emil R. Williams
(Applicant)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by Qu Date 4/10/85 Time 4:30 Preliminary check by Kau
Fee \$ 105.00 Received by Qu # 25412 Date 7-01-85
Publication prepared by RB Date 10-5/12-87 Published in Morning News
Publication approved RB Date 10-23-87

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

JUN 20 1985

QUITCLAIM DEED

Department of Water Resources
Eastern District Office

THIS INDENTURE, made this 25th day of August, 1983, between JENNIE L. WILLIAMS and ENID R. WILLIAMS, of Bingham County, State of Idaho, the party of the first part and ENID R. WILLIAM LIMITED PARTNERSHIP whose mailing address is Route 5, Box 369, Blackfoot, County of Bingham, State of Idaho, the party of the second part,

WITNESSETH, that the party of the first part, for and in consideration of the sum of Ten and no/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration, to party of the first part in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM, unto the said party of the second part, and to party of the second part's heirs and assigns, forever all right, title and interest now owned or hereafter acquired by the party of the first part in all the following described real estate, situated in County of Bingham, State of Idaho, to-wit:

Tract 1:

The South one-half of that parcel of ground described as:

The East 1/2 and the East 100 acres of the West 1/2 of Section 23, Township 2 South, Range 33 E.B.M., Bingham County, Idaho, except the following parcels:

1. Beginning at a point 1,380.05 feet West of the SE corner of said Section 23; thence W 471 feet; thence N 185 feet; thence E 471 feet; thence S 185 feet to the point of beginning.
2. Beginning at a point 1,851.05 feet West of the SE corner of said Section 23; thence W 235.05 feet; thence N 185 feet; thence E 235.05 feet; thence S 185 feet to the point of beginning.

Tract 2:

Part of Sections 11 & 14, T 2 S, R 33 EBM, Bingham County, Idaho, described as:

Beginning at the SW corner of said Section 11 and running thence N 00° 24' 02" E 768.73 feet along the section line; thence S 88° 55' 39" E 265.15 feet

DEC 14 1989

EXHIBIT "A"

along the centerline of a farm road; thence S 00° 28' 53" W 736.32 feet along the North-South half section line to the North 1/4 corner of said Section 14; thence in Section 14 S 00° 20' 40" W 2678.60 feet along the North-South half section line to the center section point; thence N 89° 51' 08" W 2649.40 feet along the East-West half section line to the west 1/4 corner of said Section 14; thence N 00° 19' 27" E 2688.98 feet along the section line to the point of beginning.

Parcel is subject to a 30' road right-of-way along the west side.

TOGETHER, with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said party of the second part, and to party of second part's heirs and assigns forever.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Jennie L. Williams
Jennie L. Williams

Enid R. Williams
Enid R. Williams

RECORDED

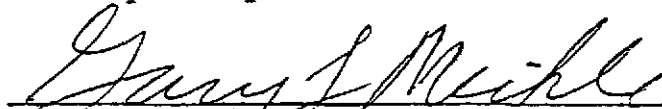
DEC 14 1989

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 25th day of August, in the year 1983, before me the undersigned, a Notary Public in and for said State, personally appeared JENNIE L. WILLIAMS, known or identified to me to be the person whose name is subscribed to the within Quitclaim Deed, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Seal)

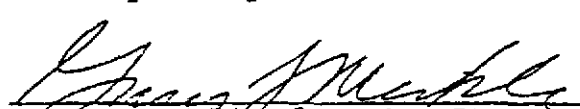

Notary Public for the State of Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: Non-Expiring

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 26th day of August, in the year 1983, before me the undersigned, a Notary Public in and for said State, personally appeared ENID R. WILLIAMS, known or identified to me to be the person whose name is subscribed to the within Quitclaim Deed, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Seal)


Notary Public for the State of Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: Non-Expiring

DEC 14 1989

VOID

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1 Name of applicant Enid R. Williams Family Ltd. Partnership Phone 684-4093
post office address Route 5, Box 369; Blackfoot, ID 83221

2 Source of water supply groundwater which is a tributary of _____

3. a Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 23 Township 2 S
Range 33 E. B M Bingham County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B M. _____

4 Water will be used for the following purposes:

Amount 4 cfs for irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a 4 cubic feet per second and/or

b _____ acre feet per annum.

6 Proposed diverting works

a Description of ditches, flumes, pumps, headgates, etc well, pump, sprinklers

b Height of storage dam _____ feet, active reservoir capacity _____ acre feet, total reservoir
capacity _____ acre feet, materials used in storage dam _____

Period of year during which storage will occur _____ to _____ inclusive
(Mo Day) (Mo Day)

c. Proposed well diameter is _____ inches, proposed depth of well is _____ feet.

7 a Time required for the completion of the works and application of the water to the proposed beneficial use
is _____ years

b Estimated construction cost is \$ _____

8 Description of proposed uses

a If water is **not** for irrigation

(1) Give the place of use of water _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B M

(2) Amount of power to be generated _____ hp under _____ feet of head

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____

(5) If water is to be used for other purposes describe _____

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DEC 14 1989

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

TWP	RANGE	SEC	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				TOTALS
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
2 S	33 E	23									20			20	40	40	39.6	40	199.6

199.6

Total number of acres to be irrigated _____

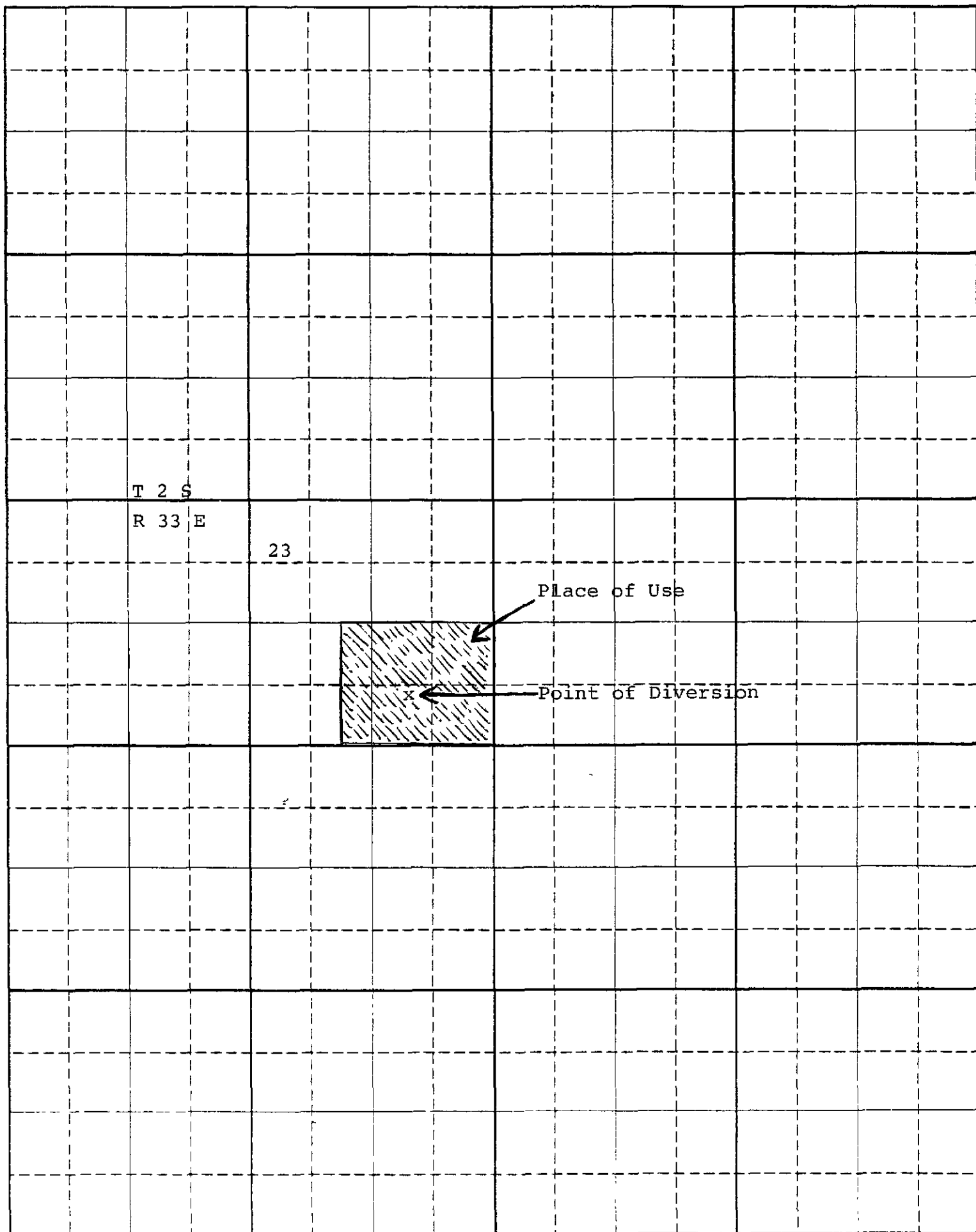
c. Describe any other water rights used for the same purposes as described above. N/A

9. a. Who owns the property at the point of diversion Enid R. Williams Family Ltd. Partnership
 b. Who owns the land to be irrigated or place of use Enid R. Williams Family Ltd. Partnership
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks The well on this property was drilled in 1975 and the water for the irrigation of the described land has been used each irrigation season since.

DEC 14 1989

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



Scale 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth

Ernest R. Williams
(Applicant)

RECEIVED
DEC 14 1939

Received by CW Date 6-28-85 Time 4 30

Preliminary check by _____ Fee \$ 105.00

Receipted by CW Date 7-01-85 # 354.2

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

Publication approved _____ Date _____

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

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. Other: _____

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

Witness my hand this _____ day of _____ 19____.

Director

RECEIVED

JUL 14 1985



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 31, 1994

ENID R WILLIAMS LTD PARTNERSHIP
C/O KENT W FOSTER ESQ
PO BOX 50130
IDAHO FALLS ID 83405

RE: WATER RIGHT NO. 35-08621

Dear Water Right Holder(s):

Enclosed herewith 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,

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

JUN 10 1994

WR0749NP
No. L35-08621

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/19/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ENID R WILLIAMS LTD PARTNERSHIP C/O KENT W FOSTER ESQ PO BOX 50130 IDAHO FALLS ID 83405 (208) 523-0620	06/28/1985	IRRIGATION	04-01 10-31	3.24 CFS	772.00 AFA
TOTAL DIVERSION:					3.24 CFS	772.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 3.24 CFS

Point(s) of Diversion: T02S R33E S23 NESWSE

BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE					
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		SUM
02S	33E	23	:	:	:	:	:	:	:	:	:	:	:	:	:	:	193.0
TOTAL ACRES																193.0	

Pou County: BINGHAM

Other Water Rights with Same Point(s) of Diversion and Source:
35-08621

Other Water Rights Listing Overlapping Place(s) of use:
35-04268 35-08621

Conditions of Approval:

- 048 - 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.
- 049 - 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.
- R31 - 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.

Dates:	App. Received:	06/02/1985	Priority Date:	06/28/1985
	Proof Due Date:	01/01/1991	Proof Made Date:	12/06/1990
	Exam Made Date:	05/28/1992	Exam Sent to S.O.:	12/10/1993
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 01/19/94 CHAPMAN 01/19/94 CHAPMAN

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																					
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Only overlaps are claims (both Statutory and Adjudication)

AJ5809NP
No. R35-13043

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																																																																																						
C	ENID R WILLIAMS 2 S 900 W BLACKFOOT ID 83221 (208) 684-4093	05/01/1951	IRRIGATION	04-01 10-31	2.90 CFS	580.00 AFA																																																																																						
					TOTAL DIVERSION:	2.90 CFS																																																																																						
					CONSUMPTIVE USE:	580.00 AFA 435.00 AFA																																																																																						
Water Source: GROUNDWATER			Tributary to:		Stage: BENEFICIAL USE																																																																																							
Point(s) of Diversion:		T02S R33E S23		NESWSE		BINGHAM County																																																																																						
Place of use Legal Description for: IRRIGATION																																																																																												
<table><thead><tr><th colspan="4"></th><th colspan="4">NE</th><th colspan="4">NW</th><th colspan="4">SW</th><th colspan="4">SE</th><th></th></tr><tr><th>T</th><th>R</th><th>S</th><th>:</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>:</th><th>SUM</th></tr></thead><tbody><tr><td>02S</td><td>33E</td><td>23</td><td>:</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>24</td><td></td><td></td><td></td><td>:</td><td>193.0</td></tr><tr><td colspan="19"></td><td>TOTAL ACRES</td><td>193.0</td></tr></tbody></table>											NE				NW				SW				SE					T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	02S	33E	23	:													24				:	193.0																				TOTAL ACRES	193.0
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02S	33E	23	:													24				:	193.0																																																																							
																			TOTAL ACRES	193.0																																																																								

POU County: BINGHAM

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion and Source:
A35-10575 A35-13043 R35-10575

Other Water Rights Listing Overlapping Place(s) of use:
A35-04268 A35-13043 R35-04268

Conditions of Approval:

- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO IDAHO CODE 42-1416A.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Remarks: THIS RIGHT IS LIMITED TO THE IRRIGATION OF 145 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 08/31/1993 Verified Date: 09/07/1993

Misc: Water District Number: Field Inspection Flag: Y
Presumption Flag: C

Audit: 09/07/93 VERNER

*According to the permit
this well was drilled
in 1975*

LICENSE REVIEW CHECKLIST

Permit # 35-8621 Date 1-18-94 Brenda Chapman

NAME Yes No 5-16-94
CHECK Or Address Change?

PRIORITY DATE ✓ Advance? ✓ Advanced to:
✓ Order to Reinstate Needed?
✓ Incorrect Fee for rate recommended?

SOURCE ✓ Changes? Clarification of **Originally**
Intended source
✓ Notice of Intent to Void - Source change.

P/D ✓ Amendment Needed?
✓ Overlap(s) ONLY ADJ CLAIM 35-13043

P/U ✓ Amendment Needed?
✓ Overlap(s) SAME AS ABOVE

TOTAL CFS ✓ Measurement done? Plysonic Q=1456 gpm
OR 3.24 CFS
(193 x .02 = 3.86)
✓ Theoretical $8.8 \times .70 \times$
 $+ 2.31 \times$
Allowable Amount:
Capacity of System: 3.24 CAPACITY

TOTAL VOLUME Season of Use: 0/4.0 (1-1 to 10-31)
✓ Calculations: 193 x 4 = 772

Flow limit: 3.24 x 214 x 1.9835 = 1375

USES ✓ Change(s) in Nature of Use?
✓ Amendment Needed?

REMARKS ✓ Multiple P/Ds in 1/4 1/4?
✓ Special Overlap
YES ✓ Other NON-TRUST

CONDITIONS ✓ Measuring/Locking Devices
✓ W/Master Control
R31 ✓ Irrigation Overlap 6-28-85 Water Dist App Rec'd
✓ Water Quality 5-28-92 Exam Made

COMMENTS: Reduce rate to CAPACITY; Reduce acres

RECOMMENDED	CFS	DIV VOL
<u>Irrigation</u>	<u>3.24</u>	<u>772</u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>

LICENSE ✓
1ST AMEND LETTER
2ND AMEND LETTER

NOTE: Only overlaps an
ADJUDICATION CLAIM

NOTE: NO CLAIM ON
THIS ONE.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 13 1990
Department of Water Resources

A GENERAL INFORMATION

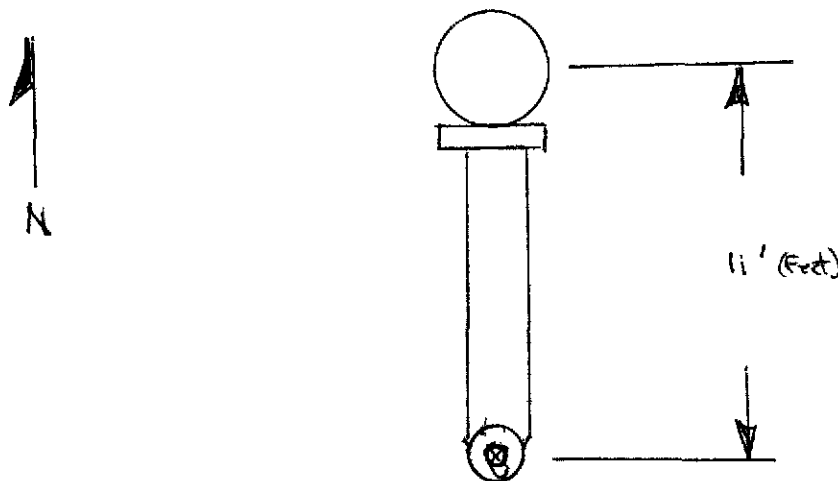
Permit No 35-08621
1 Owner Enid R Williams Ltd. Phone No. _____
Current Address c/o Kent Foster P.O. Box 50130 Idaho Falls, ID 83405
2. Accompanied by Lee Grande Williams EXAM DATE 5-28-92
Address 1346 W. 300 N. Blackfoot, ID Phone No 684-4137
Relationship to Permit Holder: _____
3. Source Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use 35-4268 ~~A35-15643~~ NONE
_____ ☒ Copies Attached
2. Other water rights with same point of diversion: None ~~A35-15643~~ 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).
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).
☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Sonic Meter		Tymer-Flite		149743		

2 Measurements:

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method Sonic meter average reading 1456 spm = 3.24 cfs
 Required Q = 0.806 - see Table of DIVERSION CURVE REVIEW SHEET.

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

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{773(4.0)}{0.880} = 346.12$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{(3.24)(214)(1.9835)}{3.24} = 1375.28 \text{ AFA}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = \frac{772 \text{ AFA}}{192 \text{ AFA}}$$

- ## 2 Volume Calculations for Other Uses

NONE

JUN 10 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

There is use overlap and flow of diversion overlap by A35-13043. Recommended that water used by 35-13043, similar to Exempt A 3.24cfs diversion rate or combined diversion volume of 772 AFA. 35-13043 recommended to cover 145 acres with 193 acre. Requisite (age of use) and is recommended to 1710 3.24cfs (diversion) rate. 2.510

Overlap review analysis taken into account A35-13043 which is still a claim. Therefore license system capacity (0 = 3.24cfs) and 772 AFA.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
IRRIGATION	From 4/1 To 10/31	~~3.24 cfs~~	~~772~~ 192

772 cfs	772 192
3.24 cfs	~~3.24 cfs~~

Totals:

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name Robert Gray Buss
 Signature [Signature]
 Certification Date _____
 Field Report Preparation Date 9-2-93

CONSULTANT SEAL

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

MODE SELECT
INPUT

OUTER DIAMETER
10.7500 IN

PIPE MATERIAL
CS-30

WALL THICKNESS
0.2500 IN

INNER LINING
NO LING

KIND OF FLUID
WATER

SENSOR MONITORING
2

TYPE OF SENSOR
SMALL

DATA CHANGE
NO

BRACING
3.752 IN

MODE SELECT
TO CHECK

MODE SELECT
TO CHECK

MM-DD HH:MM
05-28 02:10

MM-DD HH:MM
05-28 02:10

ZERO MODE
AUT ZERO

DAMPING SET
50 SEC

05-28 02:1300 *R
+870.182E 26PH

05-28 02:1330 *R
+871.757E 26PH

05-28 02:1400 *R
+871.759E 26PH

05-28 02:1430 *R
+872.617E 26PH

05-28 02:1500 *R
+874.145E 26PH

05-28 02:1530 *R
+874.617E 26PH

05-28 02:1500 *R
+874.145E 26PH

05-28 02:1600 *R
+871.771E 26PH

05-28 02:1630 *R
+874.673E 26PH

05-28 02:1600 *R
+875.122E 26PH

05-28 02:1630 *R
+875.730E 26PH

05-28 02:1600 *R
+875.730E 26PH

avg 1456.9ppm

35-8621

35-8621

Polysonic Measurement
Tape

35-8621

MODE SELECT
INPUT

OUTER DIAMETER
10.7530 IN

PIPE MATERIAL
CS-SS

WALL THICKNESS
0.2500 IN

INNER LINING
NO LING.

KIND OF FLUID
WATER

SENSOR MOUNTING
N

TYPE OF SENSOR
SMALL

DATA CHANGE
NO

SPACING
8.392 IN

MODE SELECT
TO CHECK

MODE SELECT
TO CHECK

MM-DD HH:MM
05-28 02:10

MM-DD HH:MM
05-28 02:10

ZERO MODE
NOT ZERO

DAMPING SET
50 SEC

05-28 02:1700 +P
+873.102E 26PH

05-28 02:1300 +P
+871.767E 26PH

05-28 02:1400 +R
+872.569E 26PH

05-28 02:1400 +R
+873.617E 26PH

05-28 02:1500 +P
+874.145E 26PH

05-28 02:1500 +R
+875.017E 26PH

05-28 02:1500 +P
+876.143E 26PH

05-28 02:1600 +P
+877.673E 26PH

05-28 02:1600 +P
+878.673E 26PH

05-28 02:1600 +R
+879.202E 26PH

05-28 02:1600 +R
+879.708E 26PH

05-28 02:1600 +R
+879.708E 26PH

35-08221

05-28 1456 9pm

NOTE: THIS
IS NOT
APPLICABLE -
ONLY OVERLAP
IS AN ADJ
CLAIM

BC

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

POINT OF DIVERSION OVERLAP REVIEW

35-08621
Permit Number

1. Analysis of Entire System, Current Application Rate per Acre (Qc):
Limit to 0.02 cfs/ac, Permitted Amount, or System Capacity, Whichever is Less.

A. Total Number of Acres irrigated = 193 acres

B. Total Diversion Rate = 3.24 cfs

$$Q_c = \text{Total Diversion rate [1.B] / Total irrigated acres [1.A]} \\ = \frac{3.24}{\text{cfs}} / \frac{193}{\text{acres}} = \underline{0.017} \text{ cfs/ac}$$

2. Old Application Rate per Acre (Qo) from Licensed Flow Rates:

~~CLAIM (EXCLUDED)~~
License # 35-13043 @ 3.24 cfs / 145 ac

License # _____ @ _____ cfs / _____ ac

License # _____ @ _____ cfs / _____ ac

$$Q_o = \text{Total Licensed Rate} = \frac{3.24}{\text{cfs}} / \frac{145}{\text{ac}} = \underline{0.02} \text{ cfs/ac} \\ (\text{Old Diversion Rate}(Q_o) = \text{Licensed Flow Rate} / \# \text{ acres})$$

3. Comparison of Diversion Rates if:

A. Old Diversion Rate(Qo) > New Diversion Rate(Qc) : **EXCLUDE** Licensed Lands.

$$Q_o(\#2) = \underline{0.02} > Q_c(\#1) = \underline{0.017} \quad \text{GO TO ITEM \#4A.} \checkmark$$

B. New Diversion Rate(Qc) > Old Diversion Rate(Qo) : **INCLUDE** Licensed Lands.

$$Q_c(\#1) = \underline{\hspace{2cm}} > Q_o(\#2) = \underline{\hspace{2cm}} \quad \text{CONTINUE TO ITEM \#3.B.1}$$

1. Additional Flow Rate for Licensed Lands.

$$Q_a = (Q_c - Q_o) \times (\# \text{ Lic. Ac.}) = [(\underline{\hspace{2cm}}) - (\underline{\hspace{2cm}})] \times (\underline{\hspace{2cm}}) = \underline{\hspace{2cm}} \text{ cfs}$$

2. Flow Rate for New Acreage. Total acres(#1.A) - Licensed acres(#3) = New Acres
(193) - (145) = 48 acres

$$Q_n = (Q_c) \times (\# \text{ New Ac.}) = (\underline{\hspace{2cm}} \text{ cfs/ac}) \times (\underline{\hspace{2cm}} \text{ ac}) = \underline{\hspace{2cm}} \text{ cfs}$$

GO TO ITEM \#4B.

4. Calculate Total Flow Rate to be licensed:

A. Flow Rate excluding licensed land. Total Acres(#1.A) - Lic. Acres(#3) = New Acres
(193) - (145) = 48 ac

$$Q_t = Q_c(\#1) \times (\# \text{ New Acres}) = \underline{0.017} \text{ cfs/ac} \times \underline{48} \text{ ac} = \underline{\hspace{2cm}} \\ Q_t = \underline{0.806} \text{ cfs}$$

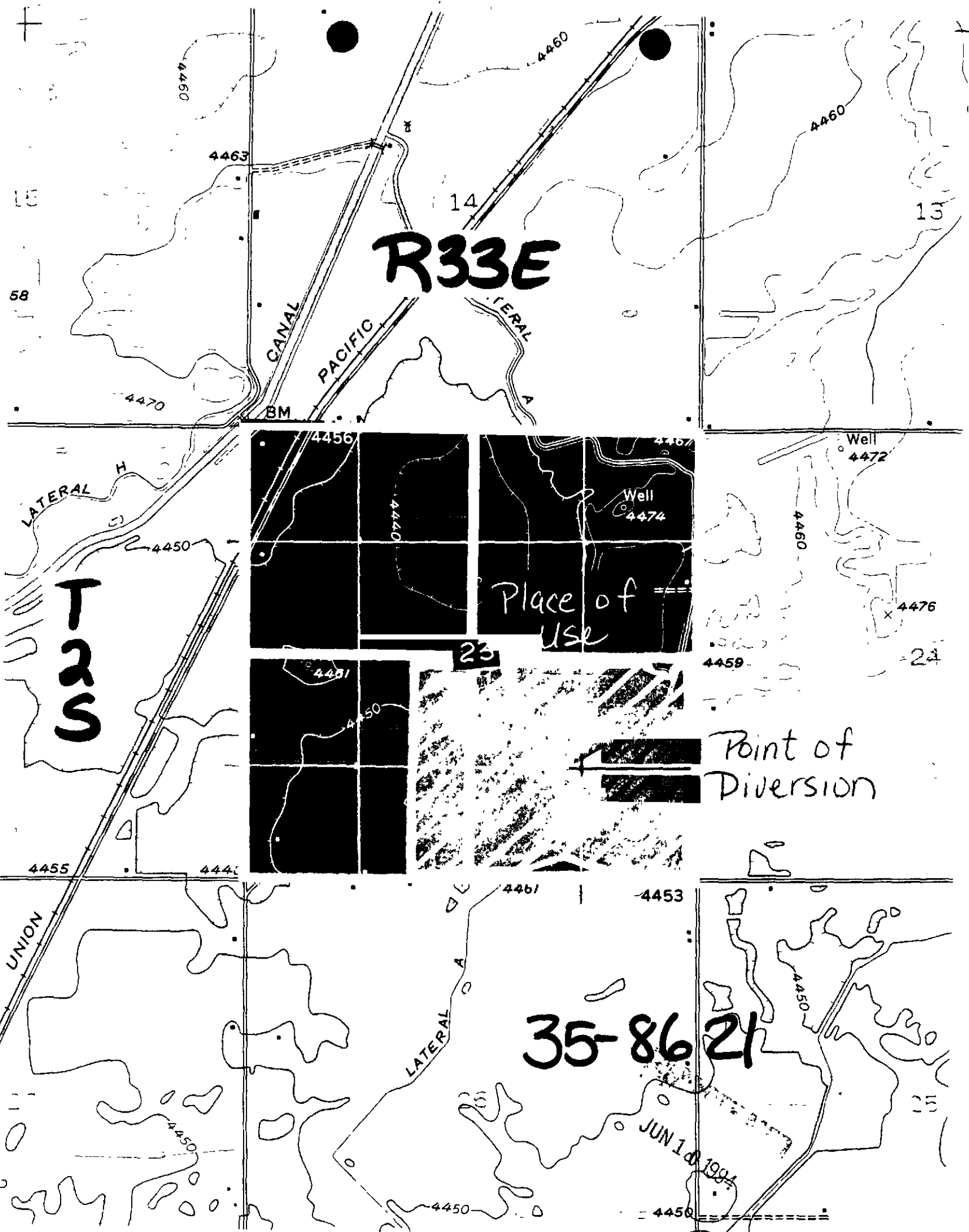
CONDITIONS/REMARKS: 35-13043 AND 35-08621 ARE LIMITED TO
A COMBINED DIVERSION RATE OF 3.24 cfs (CAPACITY).

- B. Flow Rate including licensed land.

$$Q_t = Q_a(\#3.B.1) + Q_n(\#3.B.2) = \underline{2.9} \text{ cfs} + \underline{0.806} \text{ cfs} = \underline{3.706} \text{ cfs} \quad \text{JUN 10 1994}$$

CONDITIONS/REMARKS: SYSTEM CAPACITY = 3.24 cfs.

This form ANALYSIS USES Adj. Claim
A35-13043



R33E

CANAL

PACIFIC

LATERAL

BM

Well 4472

Well 4474

4476

4459

24

Point of Diversion

4453

35-8621

JUN 10 1994

T2S

LATERAL

UNION

35-8621

52

Point of
Diversion

T
2
S

24

40

33

24

34

38

23

Place of
Use

2044

R33E

35-86

December 28, 1990

ENID R. WILLIAMS LTD. PARTNERSHIP
C/O KENT W. FOSTER, ESQ.
P.O. BOX 129
IDAHO FALLS, ID 83402

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08621

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
ADDEN, KIDWELL, HAHN & CRAPO

MicroFILMED

JAN 28 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 35-8621

Date 12-26

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?
☐ Copy in file? Drill permit no. N/A
☐ Well log in file?
☐ Amt paid for drilling permit? Correct?

LICENSE EXAMINATION FEE

☒ Required?
175 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

LB
Date proof received
Date proof due
No. of days late
Priority date
NEW PRIORITY DATE

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
MICHAEL D. CRAPO
GAYLE A. SORENSON
DONALD L. HARRIS
GREGOR S. CHVISUK
RANDALL B. REED
MARIE T. FEELEY
ROBERT M. FOLLETT

WEST ONE BANK BUILDING
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)
WILLIAM S. HOLDEN (1907-1988)

R. VERN KIDWELL, OF COUNSEL

December 4, 1990

Gary Spackman, Supervisor
Water Rights Permit Section
IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

Dear Mr. Spackman:

We are enclosing with this letter a completed Proof of Beneficial Use form for Permit No. 35-8621 in the name of the Enid R. Williams Limited Partnership. We have also enclosed our check in the amount of \$175.00. Please let us know if we may be of any assistance.

Yours very truly,



Kent W. Foster

#0471.00/srs

Enclosure

RECEIVED

JAN 28 1991

INTER-DEPARTMENT MEMO — 1

FROM

Devin

DATE

11-26-90

TO # 35-8621

SUBJECT

returned mail

*Bingham County Assessor's Office lists correct
address as:*

*2 South 900 West
Blackfoot, Ida
83221*

RECEIVED
FILMED

JAN 28 1991

*resent to new
address on
11-27-90*

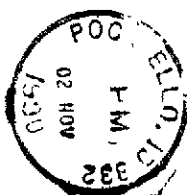
[Signature]

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

11 North Orchard Street
Boise, Idaho 83706-2237

POSTAGE
TO BE
PAID BY ADDRESSEE
UNDELIVERABLE AS ADDRESSED
FORWARDING ORDER EXPYRED



U.S. POSTAL SERVICE
OFFICIAL MAIL
1992 OLYMPIC GAMES

Department of Water Resources

6 1990

CERTIFIED MAIL

NO

138588



2 South 900 W.

Blackfoot

83221

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MAY 28 1991

138588

October 31, 1990

ENID R. WILLIAMS LTD. PARTNERSHIP
C/O KENT W. FOSTER, ESQ.
P.O. BOX 129
IDAHO FALLS, ID 83402

PROOF DUE NOTICE

RE: PERMIT NO. 35-08621

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 January 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

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JAN 28 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
December 14, 1989

ENID R. WILLIAMS LTD. PARTNERSHIP
C/O KENT W. FOSTER, ESQ.
P.O. BOX 129
IDAHO FALLS, ID 83402

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

RE: PERMIT NO. P35-08621

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.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

DEC 14 1989

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 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

DEC 14 1989

27-Sep-1989

Holden, Kidwell, Hahn & Crapo
Idaho First National Bank Building
P.O. Box 129
Idaho Falls1, ID 83402

RE: Applications for Permit No.'s 35-8609 Jennie L. Williams Family
Ltd. Partnership, 35-8614 C. L. Williams Estate & Jennie Williams, &
35-8621 Enid R. Williams Ltd. Partnership

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permits. This office is currently in the process of advertising the applications 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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DEC 14 1989

DEPT OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Id. 83402
(208) 525-7161

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

35-08592
UNIVERSITY OF IDAHO RESEARCH
AND EXTENTION
BOX AA
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diverson Pt: SWSW, Sec. 27, T. 05S, R.
31E
Use: IRRIGATION (1,000 CFS).
Date Filed: 6/25/1985.
In: T05S, R31E, S27, SWNW, SENW,
NESW.
50.0 ACRES TOTAL.

35-08597
PALMER, Neilson
PALMER, Jean
2759 West 2000 South
Aberdeen, Id. 83210
Source: GROUNDWATER
Diverson Pt. NENW, Sec. 16, T. 06S, R.
31E
Use: IRRIGATION (.320 CFS).
Date Filed: 6/21/1985
In: T06S, R31E, S16, NENW.
16.0 ACRES TOTAL.

35-08603
WHYTE, W. LaMar
Springfield, Id. 83277
Source: GROUNDWATER
Diverson Pt: SWSE, Sec. 11, T. 04S, R.
32E
Use: IRRIGATION (3,200 CFS).
STOCKWATER (050 CFS).
Date Filed: 6/26/1985.
In: T04S, R32E, S11, SWSE, SESE, S12,
NESW, SWSW, SESW.
180.0 ACRES TOTAL.

35-08604
HARPER, John J.
675 South Adams Ave.
Blackfoot, Id. 83221
Source: GROUNDWATER
Diverson Pt: NWSW, Sec. 35, T. 02S, R.
34E
Use: IRRIGATION (800 CFS).
Date Filed: 7/01/1985.
In: T02S, R34E, S35, NWSW, SWSW.
40.0 ACRES TOTAL.

35-08609
JENNIE L WILLIAMS FAMILY LTD.
Rt 5, Box 17
Blackfoot, Id. 83221
Source: GROUNDWATER
Diverson Pt: NENE, Sec. 4, T. 03S, R. 34E.
Use: IRRIGATION (1,920 CFS).
Date Filed: 6/28/1985.
In: T03S, R34E, S04, NENE, NWNE,
SWNE, SENE.
96.0 ACRES TOTAL.

35-08614
WILLIAMS, Jennie L
WILLIAMS, Est. of C.L.
Rt 5, Box 17
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diverson Pt: SWNE, Sec. 8, T. 02S, R.
34E
Use: IRRIGATION (4,000 CFS).
Date Filed: 6/28/1985
In: T02S, R34E, S08, NENE, NWNE,
SWNE, SENE, NESE, NWSE, SWSE, SESE.
202.0 ACRES TOTAL.

35-08621
ENID R. WILLIAMS LTD. PARTNERSHIP
2nd S. 900 W
Blackfoot, Id. 83221
Source: GROUNDWATER
Diverson Pt: SWSE, Sec. 23, T. 02S, R.
33E.
Use: IRRIGATION (3,990 CFS).
Date Filed: 6/28/1985
In: T02S, R33E, S23, NESW, SESW, NESE,
NWSE, SWSE, SESE.
200.0 ACRES TOTAL.

35-08816
STANDER, Gaylen
37 S. 1000 W.
Blackfoot, Id. 83221
Source: GROUNDWATER
Diverson Pt: NWSW, Sec. 3, T. 03S, R.
34E.
Use: IRRIGATION (2,220 CFS).
Date Filed: 7/25/1989
In: T03S, R34E, S03, NESW, NWSW,
NWSE, S04, SWNE.
111.0 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 OCTOBER
23, 1989.

(548)
Pub.: 10/5, 12

R. KEITH HIGGINSON
Director

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OCT 12 1989

Department of Water Resources
Office

NOTICE OF PUBLICATION

Ted Townsend.. do

Publisher of

vs which is a daily newspaper of
published each day except Sunday
ham County, Idaho, said newspaper
published at Blackfoot, aforesaid for
year past; that said newspaper
ed with all the provisions of Chapter
s Laws of Idaho of 1913, approved
id duly designated, pursuant to law,
i the week as the day on which legal
y law or by the order of any Court of
idiction within the State of
lished to-wit: of each week; that the
ereto and which is a part of this af-
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r said issue or said
o consecutive weeks

ation having been made on the

1 October, 1989;

lication having been made on the
of October, 1989
as published in the regular and entire
mber of the paper as aforesaid during
e of publication, and that notice was
ewspaper and not in a supplement

th day of October, in
ore me a Notary Public of said State,
peared

ed to me to be the person whose
l to the within instrument, and being
warn, declared that the statements
ad acknowledged to me that he ex-

the State of Idaho,
oot, Idaho,

My commission expires
November 10, 1994

Affidavit Processing Fee..... \$5.00

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DEC 1 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 22, 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 OCTOBER 23, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

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SEP 24 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

100

1233

35-08621

ENID R. WILLIAMS LTD. PARTNERSHIP
2ND S. 900 W.
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: SWSE Sec 23 T 02S R 33E

Use: IRRIGATION (3.990 CFS)

Date Filed: 6/28/1985

In: T02S R33E S23	NESW	SESW	NESE	NWSE
	SWSE	SESE		

200.0 ACRES TOTAL

RECORDED

DEC 14 1985

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 OCTOBER 23, 1989.

R. Keith Higginson, Director

Published 10/05/1989 & 10/12/1989

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DEC 14 1989

35-8621

ENID R. WILLIAMS LTD. PARTNERSHIP

2ND S. 900 W., BLACKFOOT, ID 83221

Source: GROUNDWATER

Date Filed: 06/28/1985

Diversion Pt: SWSE Sec 23 T 02S R 33E

Use: IRRIGATION (3.99 CFS)

In: NESW SESW NESE NWSE SWSE SESE Sec 23 T 02S R 33E FOR 200 ACRES

REPROFILMED

DEC 14 1989