

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following applications have been filed to appropriate the public waters of the State of Idaho and are being readvertised to allow evaluation of the public interest criteria under Section 42-203C, Idaho Code.

35-8210

STUBBS, Ross A.
&/or AVIS B.
Rt. 4, Box 265A
Blackfoot, Idaho 83221
Source: GROUNDWATER
Date Filed: 06/16/1983
Diversion Pt.: NENE, Sec. 22, T. 01S, R. 33E.
Use: IRRIGATION (0.09 CFS).
DOMESTIC (0.06 CFS).
In: NENE, Sec. 22, T. 01S, R. 33E, for 3 ACRES.

The permit(s) will be subject to all prior water rights. Protests are limited to the public interest criteria under Section 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 November 12, 1985.

KEN DUNN, Director

(8838)
Pub.: 10-24, 31

RECEIVED

NOV 1 1985

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

I, Catherine C. Brown do
solemnly

swear that I am the Office Manager 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: Thursday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue or said newspaper 2 consecutive weeks

the first publication having been made on the

24th day of October, 19 85.

and the last publication having been made on the

31st day of October, 19 85;

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.

Catherine C. Brown

Subscribed and sworn to before me this 31st

day of October, 19 85.

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1988

MICROFILMED

Date Filed: 06/27/1983
Diver: [redacted] Pt.: NWNE, Sec. 16, T. 02S, R. 36E.
Use: IRRIGATION (0.02 CFS).
STOCKWATER (0.02 CFS).
DOMESTIC (0.06 CFS).
In: NWNE, Sec. 16, T. 02S, R. 36E, for 1 ACRE.

27-7377
CHANDLER, ROSS B. &/or LAFAY
Rt. 1, Box 144
Firth, Idaho 83236
Source: GROUNDWATER
Date Filed: 06/27/1983
Diversion Pt.: NWSW, Sec. 02, T. 02S, R. 36E.
Use: IRRIGATION (0.02 CFS).
STOCKWATER (0.02 CFS).
DOMESTIC (0.06 CFS).
In: NWSW, Sec. 02, T. 02S, R. 36E, for 1 ACRE.

35-8137
LEAVITT, DENNIS &/or KENEA
Rt. 4, Box 202
Blackfoot, Idaho 83221
Source: GROUNDWATER
Date Filed: 05/03/1983
Diversion Pt.: SENE, Sec. 02, T. 02S, R. 34E.
Use: IRRIGATION (0.86 CFS).
In: NENE, SESE, Sec. 02, T. 02S, R. 34E, NENE, Sec. 11, T. 02S, R. 34E, for 43 ACRES.

35-8210
STUBBS, ROSS A. &/or AVIS B.
Rt. 4, Box 265-A
Blackfoot, Idaho 83221
Source: GROUNDWATER
Date Filed: 06/16/1983
Diversion Pt.: NENE, Sec. 22, T. 01S, R. 33E.
Use: IRRIGATION (0.09 CFS).
DOMESTIC (0.06 CFS).
In: NENE, Sec. 22, T. 01S, R. 33E, for 3 ACRES.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before JUNE 17, 1985.

KEN DUNN, Director

(8619)
Pub.: 5-30; 6-6

68

Legal Notices:

Two working days
prior to
publication date.
Official legal
publication day
is Friday;
these must be in
office by Noon
Wednesday

NOTICE OF APPLICATION FOR WATER RIGHT

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

27-7376
HANDLER, ROSS B. &/or LAFAY
Rt. 1, Box 144
Firth, Idaho, 83236
Source: GROUNDWATER

RECEIVED

JUN 14 1985

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss

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solemnly

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the first publication having been made on the 30th day of May, 19 85,

and the last publication having been made on the 6th day of June, 19 85; 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.

Catherine C. Brown

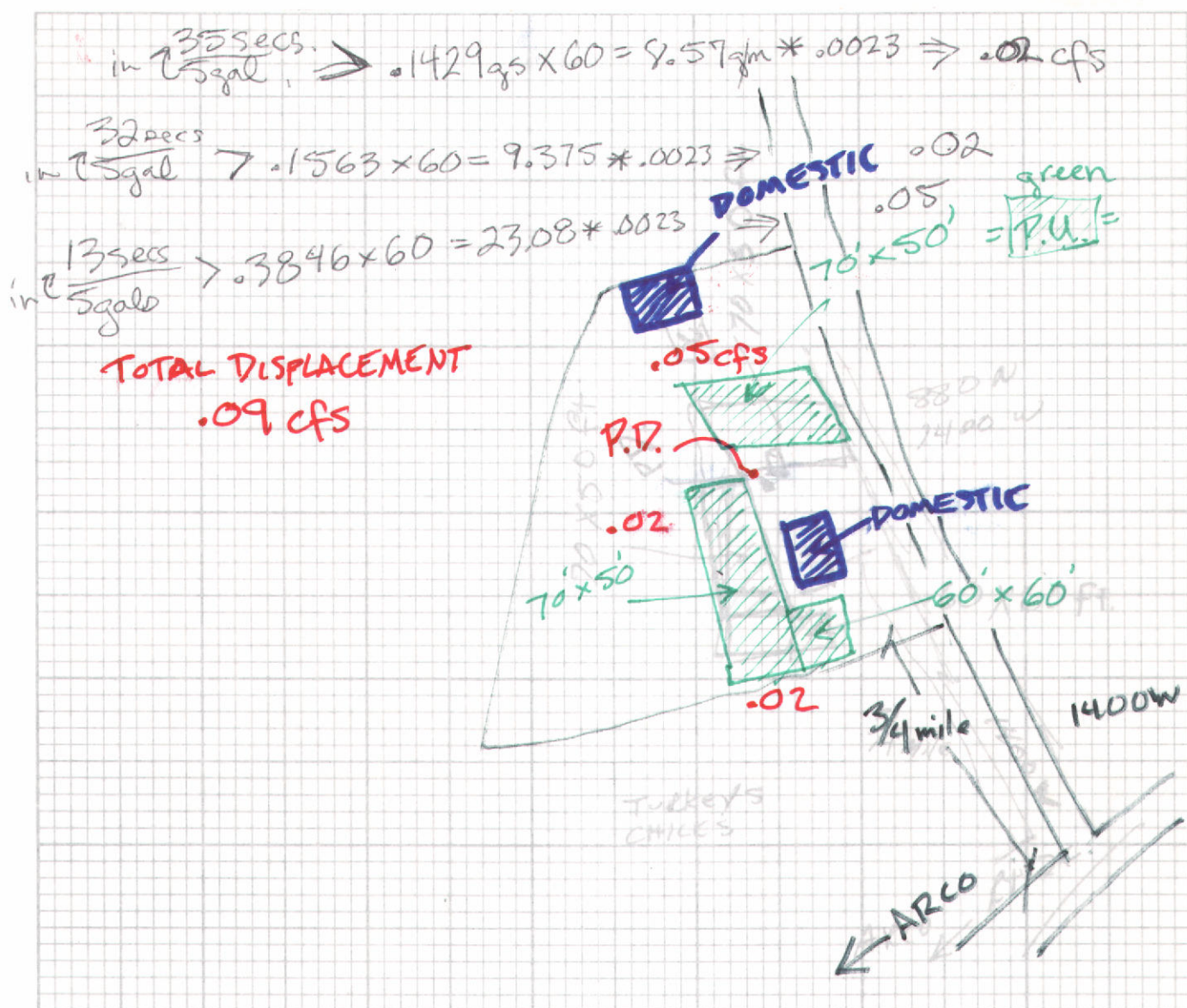
Subscribed and sworn to before me this 13th day of June, 19 85.

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1988

MICROFILMED

10. Other water rights on these lands NA
11. Other water right diverted from same p.d. NA
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks 2 Houses ARE sharing same pump 340ft down
3 HOSES ARE RUNNING FROM pump SPRINKLING garden
AND small pasture which belongs to MR STUBBS. 2nd house
belongs to relative plans are for them to drill own
pump AT A LATER DATE

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature [Signature] Date 6-13-80

Consultant's License Number _____

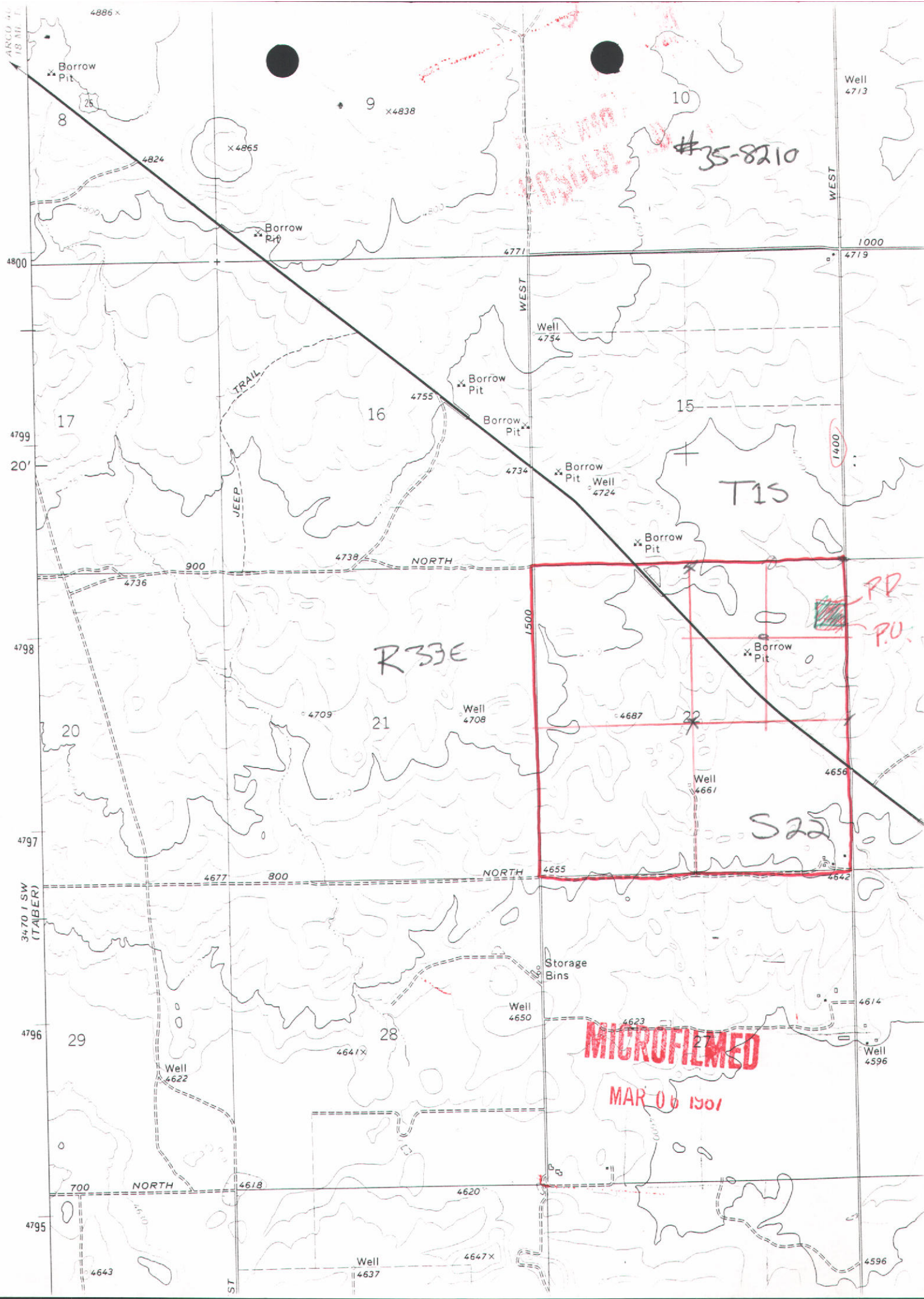
IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

CONSULTANT SEAL

MICROFILMED
MAR 06 1981



RECEIVED
MAR 11 1961

#35-8210

R33E

T15

S22

MICROFILMED

MAR 06 1961

RD
P.O.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-8210

Priority: June 16, 1983 Amount: .06 CFS 1.8 AF

This is to certify, that ROSS A. STUBBS
AVIS B. STUBBS

RT. 7 BOX 265A
BLACKFOOT, ID 83221

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 16, 1983, and has submitted proof to the Department of Water Resources on May 16, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .06 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.06 cfs	1.8 af

LOCATION OF POINT OF DIVERSION(S): NENE , Sec. 22, Township 1S, Range 33E
Bingham County

PLACE OF USE: Domestic

TWN RGE SEC

1S 33E 22 NENE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 2 homes.

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 26th day of FEBRUARY, 1987.

Director

RECEIVED
MAR 06 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant ROSS A. or AVIS B. STUBBS Phone 684-3894

Post office address Route 4 Box 265A, 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 NE $\frac{1}{4}$ of Section 22 Township 1S

Range 33E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.09 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)

5. Total quantity to be appropriated:

a. 0.15 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 and pipelines to
2 homes

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 342 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 22 Township 1S

Range 33E B.M.

(2) Amount of power to be generated: _____ horsepower 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 2.

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

NIDRA 100

MIC

3

None

Applicant

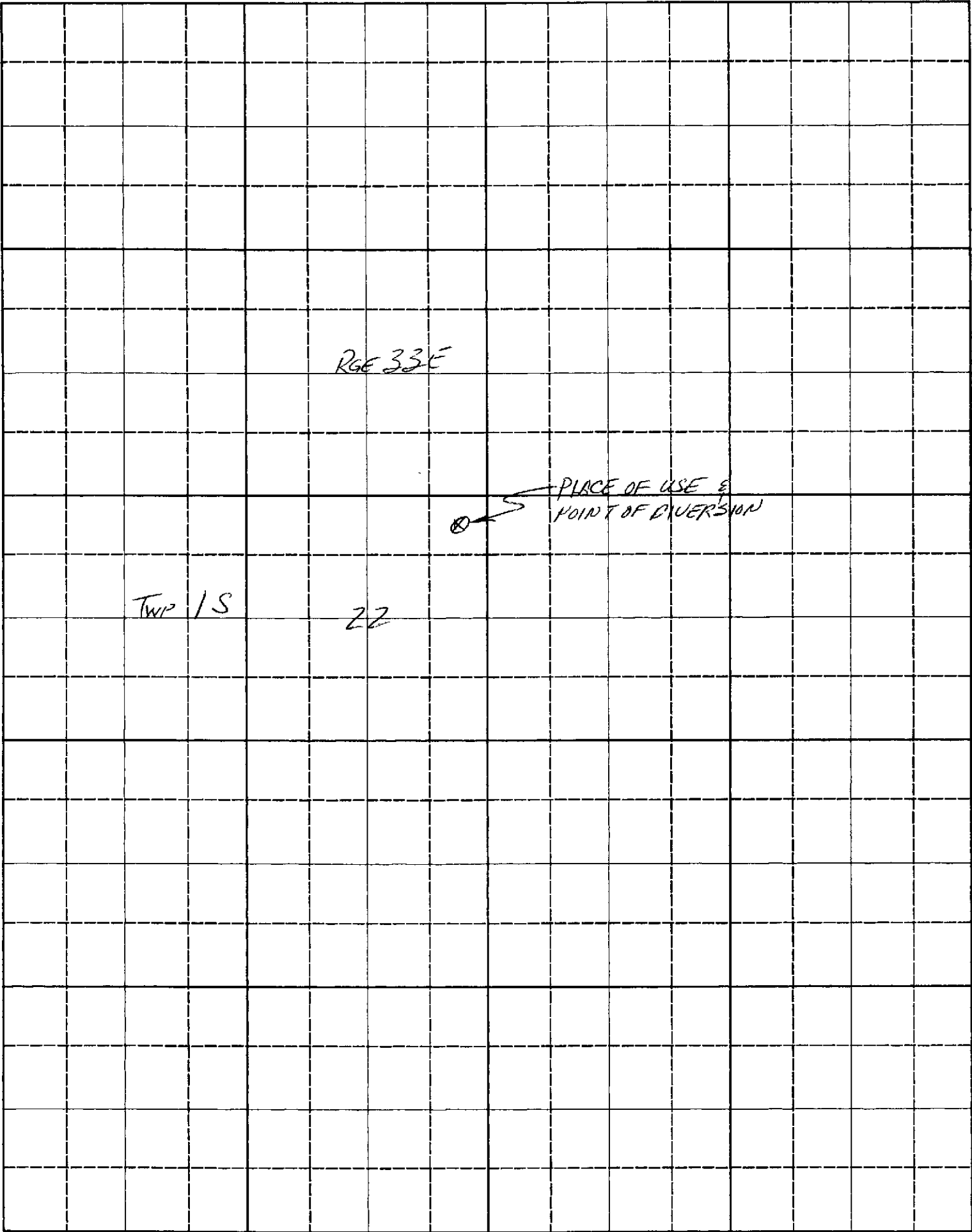
Applicant

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

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.

Ross H. Stables
(Applicant)
Avis B. Stables
MICHAEL

R. Newington
Chief, Operations Bureau

Witness my hand this 4th day of December, 1985.

- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
- 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.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1990.
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:
of Idaho No. 35-8210, and said application is hereby APPROVED.
This is to certify that I have examined Application for Permit to appropriate the public waters of the State

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Proposed Priority	6/16/83	7-01-85	3:15 PM	12:00 PM	6-16-83	Time	Fee \$	3000 #30905	Received by	RM	Date	6-16-83	Received by	BP	Date	6-16-83	Publication prepared by	AT	Date	5-12-85	Published in	Miner's News	Publication dates	5-30 & 6-6-85	6-25-85	1985	Copies of protests forwarded by		Hearing held by		Date		Recommended for	approval	denial	by	BMC	for
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Goss U. or Lewis B. Stalker Phone 684-3894
Post office address Rt. 4 Box 265A 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 NE $\frac{1}{4}$ of Section 22 Township 1S
Range 33E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .06 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .09 cfs 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)

5. Total quantity to be appropriated:

- a. 0.15 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 and pipeline to
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- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
- Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is 6" inches; proposed depth of well is 342 feet.

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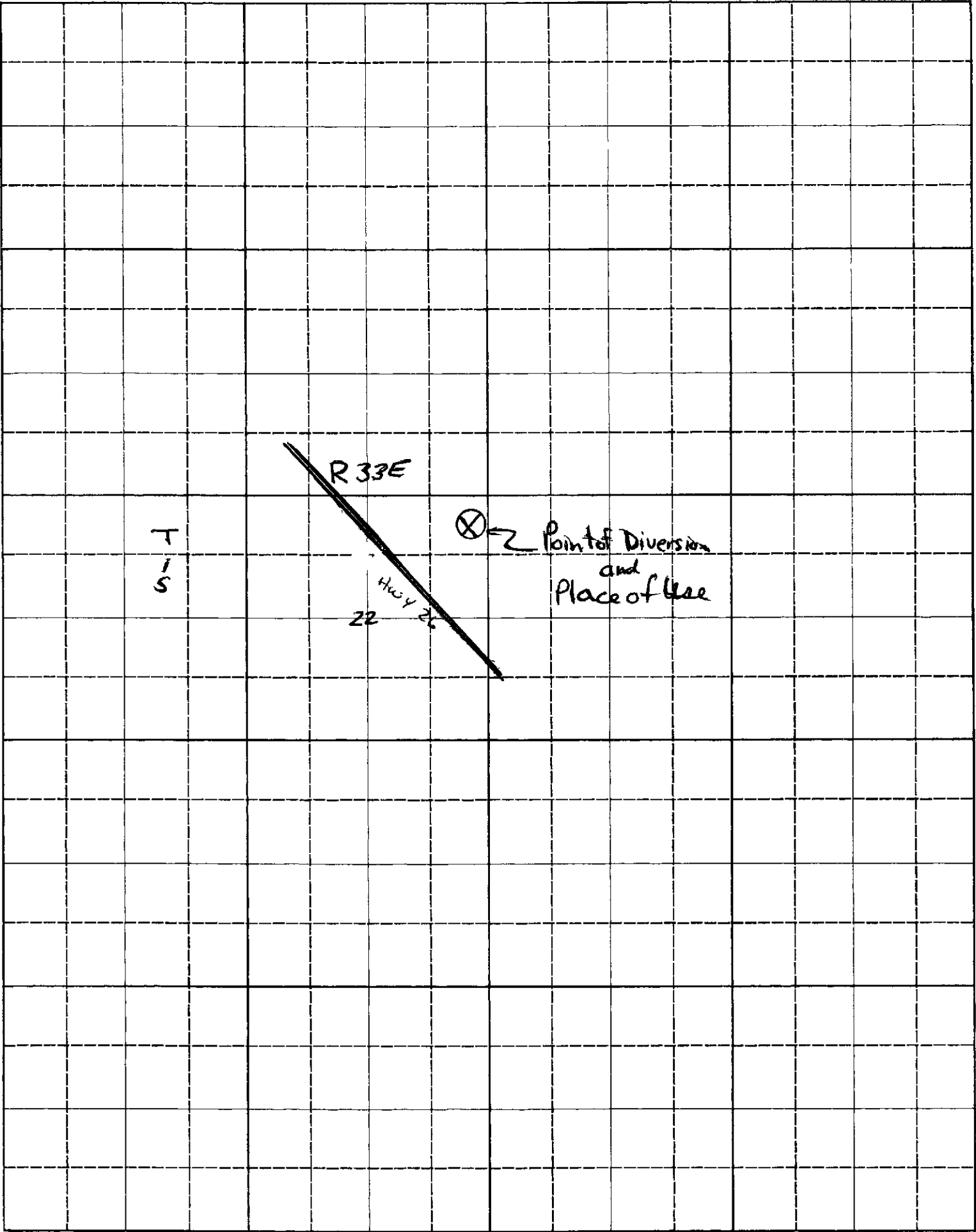
MIGRATION

7432

€

- applicant to make this filing

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.

Ross B. Stubbs
(Applicant)
Ross B. Stubbs

MICROFILMED

MICROFILMED

Received by Kau Date 6-16-85 Time 1200hrs

Preliminary check by am Fee \$ 3.00

Received by BP Date 6/16/83 # 50975

Publication prepared by JP Date 5-22-85

Published in 7/16/85

Publication dates 5-20-85 6-6-85 6/24-10/31/85

Publication approved (all) Date 6-17-85 & 11-04-85

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 be-

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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. Other:

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Eastern District Office

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Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1988

MICR



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

February 26, 1987

ROSS A. & AVIS B. STUBBS
RT. 7 BOX 265A
BLACKFOOT, ID 83221

RE: Permit No. 35-8210

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 06 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

~~JOHN W. EVANS~~

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

February 5, 1987

RE: Permit No. 35-8210

Ross A. & Avis B. Stubbs
Rt. 7, Box 265A
Blackfoot, ID 83221

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED
MAR 13 1987

MAR 06 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

SEP 19 1986

35-8210
Permit No

1. Measurement Calculations

Department of Water Resources

060
091

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

THEORETICAL $\frac{1.5 \text{ hp} \times .8 \times 8.814}{30 \text{ psi} \times 2.31 \text{ ft} + 310 \text{ ft}} \Rightarrow \underline{.029 \text{ cfs}} \checkmark$

* Allow 0.06 cfs as per memorandum for 2 domestic OK

$50' \times 70' = 3500' ^2$
 $60' \times 60' = 3600' ^2$
 $50' \times 70' = 3500' ^2$

$\left\{ \frac{10600' ^2}{43560} \right\} \Rightarrow .28 \text{ acres}$

Recommend including irrigation in domestic use OK
(1 house w/ lawn * upto .5 acres)

b) Volume Calculations for Irrigation. 1.2 afa

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

c) Volume Calculations for Other Uses:

one house w/ lawn 1.2 afa
one house w/o lawn .6 afa
 $\Rightarrow \underline{1.8 \text{ afa}} \checkmark$
~~cfs to be limited by sys. cap.~~

2. Overlap Review

a) Other water rights with same place of use: NA.

b) Other water rights with same point of diversion: NA.

c) Analysis:

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MAR 06 1987

pd. \$50.00
exam fee

RECOMMENDED AMOUNTS

10 day

35-8210	6-16-1983	0.06 cfs	6-16-1983	5-16-1985	0.06 gpd
Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity

4. Permit Holder: Ross A. or Avis B. Stubbs
Address: Rt. 7, Box 265A, Blackfoot, ID 83221
5. Source: g.w. tributary to _____
6. Beneficial Use: DOMESTIC (2 units)
Period of Use: From 1/1 To 12/31
Rate of Diversion: 0.06 cfs
Annual Volume: 0.06 cfs V (afa)

7. Point(s) of Diversion: ✓
Allowable Maximums: 0.06 cfs 1.8 AF
8. Place(s) of Use: ✓

No.	Govt. Lot	1/4	1/4	Sec.	Twp.	Rge.	County
				NE NE	22	15	Bingham
						33E	

Twp.	Rge.	Sec.	NE 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	
15	33E	22													
Total Acres _____															

9. Recommended Conditions/Remarks:

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature

Checked in Regional Office by A. C. Jones

Approved in State Office by K. Chackos

Date 10-13-86

Date 9-2-86

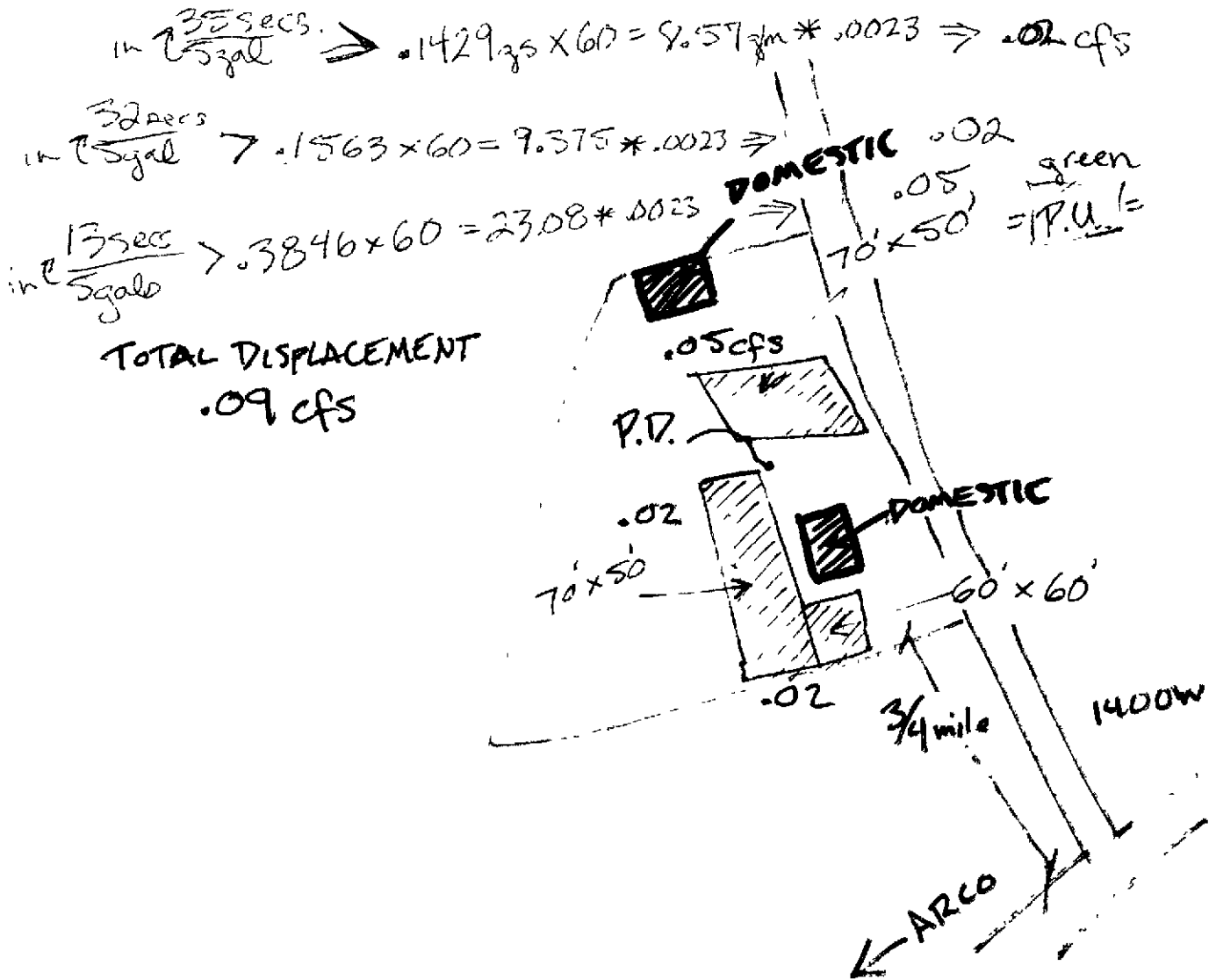
Date 1-20-1987

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MAR 05 1987

Total Acres 63

10. Other water rights on these lands NA
11. Other water right diverted from same p.d. NA

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems



13. ☐ Photo of Diversion & System Attached

- ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks 2 Houses ARE SHARING SAME PUMP 340ft down
3 HOSES ARE RUNNING FROM PUMP SPRINKLING GARDEN
AND SMALL PASTURE WHICH BELONGS TO MR STUBBS. 2ND House
belongs to relative plans are for them to drill own
pump AT A LATER DATE

15. Recommended Amendments

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

16. Examiner's/Consultant's Signature [Signature] Date 6-13-86

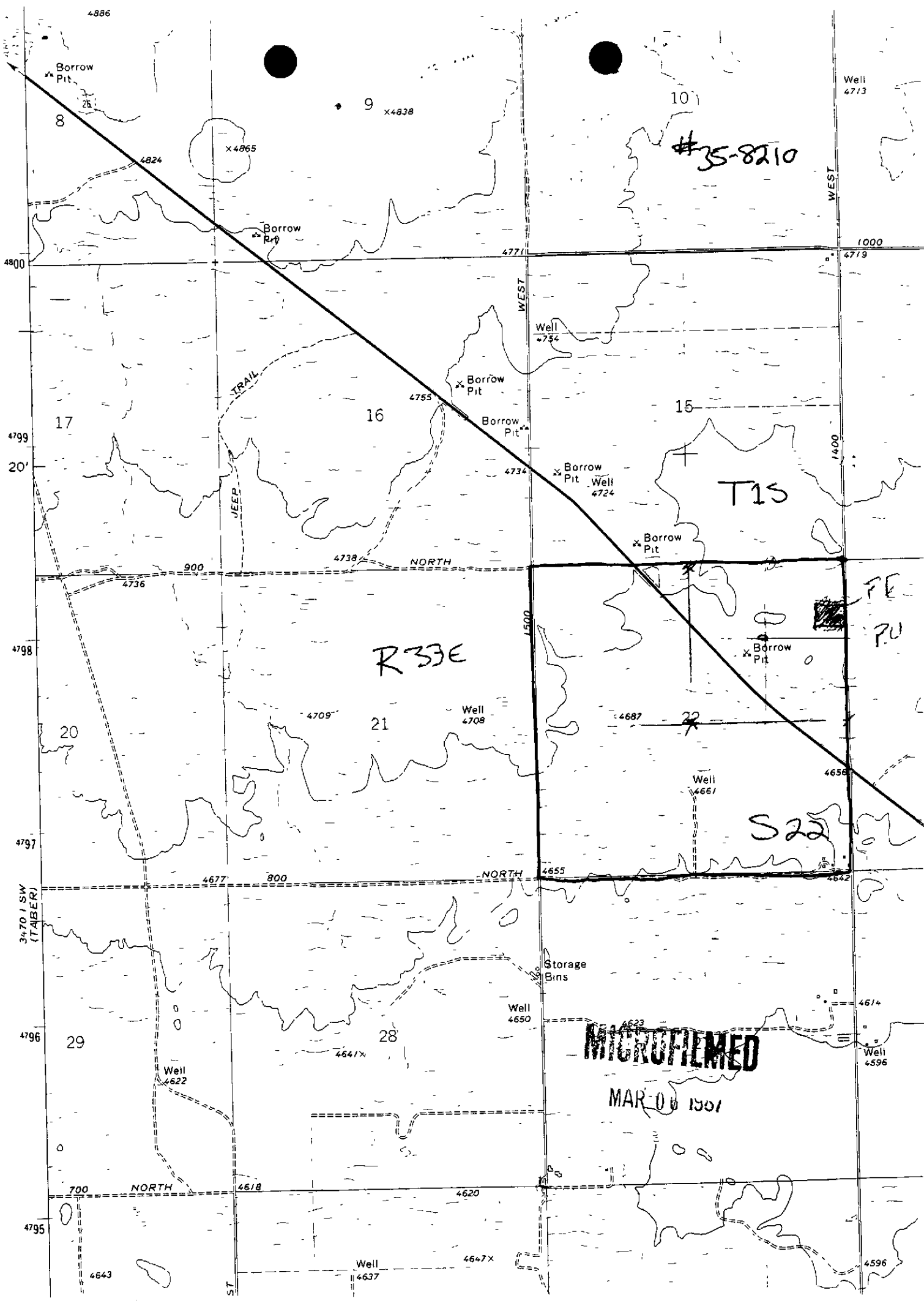
Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

CONSULTANT SEAL



4/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received \$50.00
Date 5-8-86
Receipt # 39613
Receipt by MD
Sent to S.O. 5-9-86

RECEIVED

MAY 15 1986

1. Permit No. 35-8210

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Ross A. or Avis B. Stubbs

3. Post Office Address: Rt 7 Box 265A (1400 W 880 N)
Blackfoot Id 83221 Telephone No. 684-3894

4. Source of Water: Groundwater

5. Extent of Use:
Domestic 2 (No. of households) Stockwater _____ (No. and type of stock)
Irrigation 3 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 0.15 cfs _____ acre-feet

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

Feb 1980

8. Person to contact to accompany the department representative during the field examination:

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Same

(Name)

MAR 06 1981

Same

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

8 May 1986
Date

Ross A. Stubbs
Signature of Permit Holder (and title, if appropriate)

Copy of permit to be filed



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720

35-8210
STUBBS, ROSS A.
STUBBS, AVIS B.
RT. 4, BOX 265A
BLACKFOOT, ID 83221

138670

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

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MAR 11 1987

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

RECORDED

JUN 26 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup, Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 3, 1986

ROSS A. STUBBS
RT. 4, BOX 255-A
BLACKFOOT ID 83221

RE: Permit No. 35-8210

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,
s/HAROLD W. JONES
Sr. Resource Agent

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MAR 06 1987

FORM A

STATE OF IDAHO

RECEIVED
MAY 16 1985

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 35-8210

Name(s) of Permit Holder: Ross A. Stubbs, Avis E. Stubbs

Post Office Address: ~~xxxxx~~ Rt. 4 Box 265 A. Blackfoot, Id. ~~8233x~~ 83221

Telephone No. 684-3894

Source of Water: Ground

Extent of Use: Domestic 2 (number of households)

2 horses, 3 sheep, 11 chickens Stockwater (number and type of stock)

Irrigation 3 A. (acres)

Other/Remarks We only use the water for domestic use and

a few animals

Indicate the date water was first diverted and beneficially used under this permit: Nov. 1979

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

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

Person to contact to accompany the Department representative during field examination: Ross A. Stubbs or Avis B. Stubbs

(Name)

Rt. 4 Box 265 A Blackfoot, Id. 83221

(Address)

684-3894

(Telephone number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

Feb. 12, 1985
Date

[Signature]
Signature of Permit
(and Title, if appropriate)

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3-13-86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
DECEMBER 05, 1985

STUBBS, ROSS A. & AVIS B.
RT. 4, BOX 265A
BLACKFOOT, ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-8210

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH 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.

PLEASE NOTE THE REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED A FORM ENTITLED "INSTRUCTIONS FOR PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

DRT: SC
ENCLOSURES

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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

OCTOBER 16, 1985

The Blackfoot News
P. O. Box 70
Blackfoot, Idaho 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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 NOVEMBER 12, 1985.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

11-12-85

RECEIVED

NOTICE OF APPLICATION
FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho and are being readvertised to allow evaluation of the public interest criteria under Section 42-203C, Idaho Code.

The permit(s) will be subject to all prior water rights. Protests are limited to the public interest criteria under Section 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 November 12, 1985.

KEN DUNN
Director

Published 10/24 and 10/31/85.

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35-8210-

STUBBS, ROSS A. &/or AVIS B.

RT. 4, BOX 265A, BLACKFOOT, ID 83221

Source: GROUNDWATER

Date Filed: 06/16/1983

Diversion Pt: NENE Sec 22 T 01S R 33E

Use: IRRIGATION (0.09 CFS)
DOMESTIC (0.06 CFS)

In: NENE Sec 22 T 01S R 33E FOR 3 ACRES

35-8210

STUBBS, ROSS A &/or AVIS B

Rt 4, Box 265-A

Blackfoot, Idaho 83221

Source GROUNDWATER

Date Filed 06/16/1983

Diversion Pt NENE, Sec 22, T 01S, R 33E

Use IRRIGATION (0.09 CFS)

DOMESTIC (0.06 CFS)

In NENE, Sec 22, T 01S, R 33E, for 3 ACRES

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept of Water Resources, 150 Shoup Ave, Suite 15, Idaho Falls, Idaho, 83402, on or before JUNE 17, 1985

KEN DUNN, Director

(8619)

Pub 5-30, 6-6

MICROFILMED

June 20, 1985

Poss A. and Avis B. Stubbs
Route 4 Box 265A
Blackfoot, ID 83221

Dear Mr. and Mrs. Stubbs:

We have resumed processing of your application for permit to obtain a water right license and felt we needed a clearer copy for microfilming purposes. Enclosed is a retyped application. Please review it and if everything seems correct sign and send it back to this office for further processing.

Thanks for your prompt attention.

Sincerely,

CHERYL THOMPSON
Secretary

Enclosure

RECEIVED

1. NO. 35-8210

WATER RIGHT
DATA ENTRY LOG

[illegible]