

RECEIVED

MAY 8

Department of Water Resources
Eastern District Office

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,

County of Jefferson

SS

NOTICE OF APPLICATION
FOR WATER RIGHT

NOTICE IS HEREBY GIVEN that the following application has been submitted for permit to appropriate the public waters of the State of Idaho:

35-7851

Market Lake Cemetery District c/o Robert Stibal, Route 1, Box 141, Roberts, Id. 83444.

Source groundwater.

Date filed: 04/16/1979

Amount 0.16 cfs.

Diversion Point NWSW Sec. 32 T 05N R 37E, Jefferson County.

Use irrigation (0.16 cfs) from 04/01 to 11/01.

Place of Use: NESE Sec. 31 T 05N R 37E NWSW Sec. 32 T 05N R 37E for 8 acres.

Diversion means: Well, pump and sprinkler system.

If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before May 14, 1979.

C. Stephen Allred
Director

Published April 25 and May 2, 1979.

I, Karl Hanosky, do solemnly swear that I am the Publisher of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Twenty-Fifth day of April, 19 79

and the last publication on the

Second day of May, 19 79

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Karl S. Hanosky
Publisher

Subscribed in my presence and sworn to before me this Second day of May, 19 79.

[SEAL]

Evelyn M. Flagler
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires 7-15, 19 81

Publication Fee: \$ 13.12

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

35-7851

A. GENERAL INFORMATION

Permit No. 35-7851

1. Owner: Bozart Lake Cemetary District Phone No. 228-6551

Current Address: MARKET Route 1 Box 141 Roberts Id. 83444

2. Accompanied by: Elmer Wilde EXAM. DATE: 5/27/87

Address: _____ Phone No. 228-3301

Relationship to Permit Holder: caretaker

3. Source: groundwater tributary to NA

B. OVERLAP REVIEW

1. Other water rights with same place of use: none SURFACE WATER SHARES

☐ Copies Attached

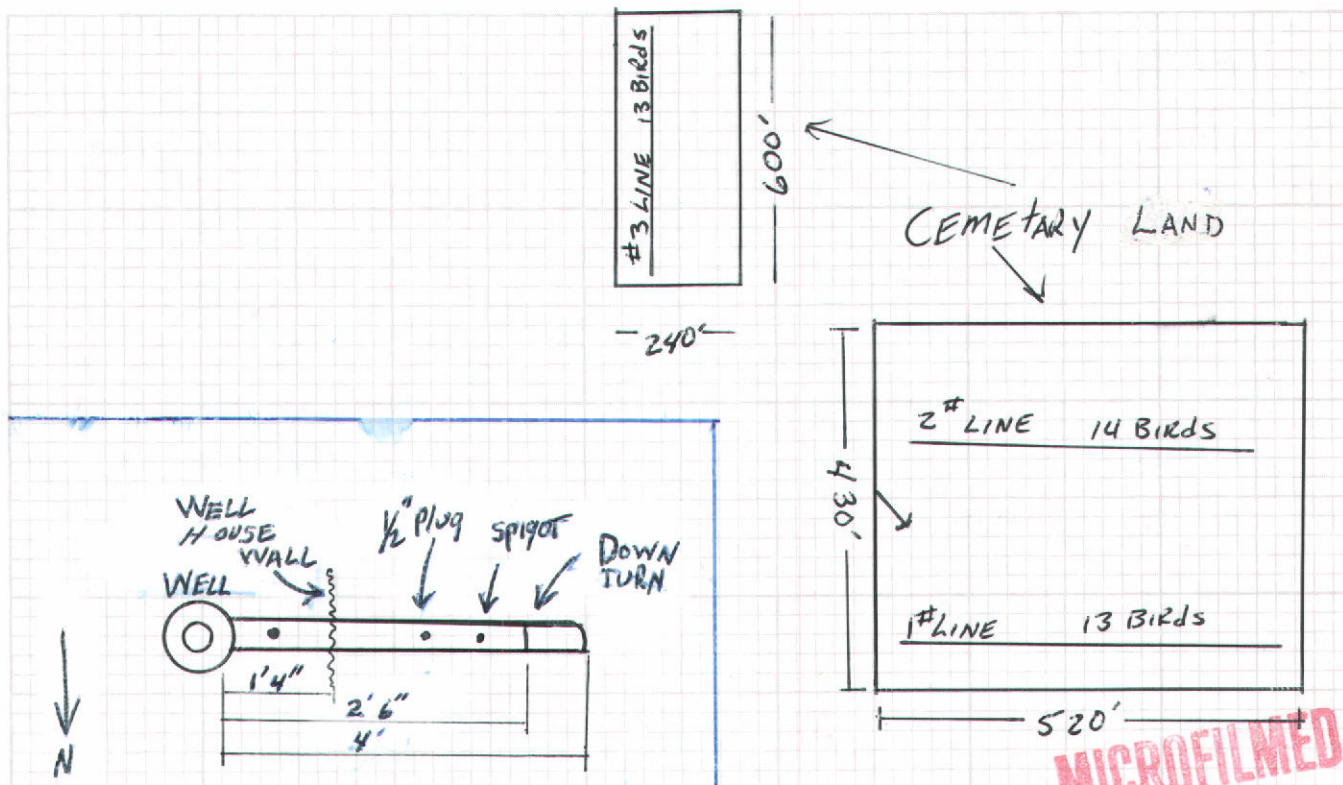
2. Other water rights with same point of diversion: none

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = No Scale

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).

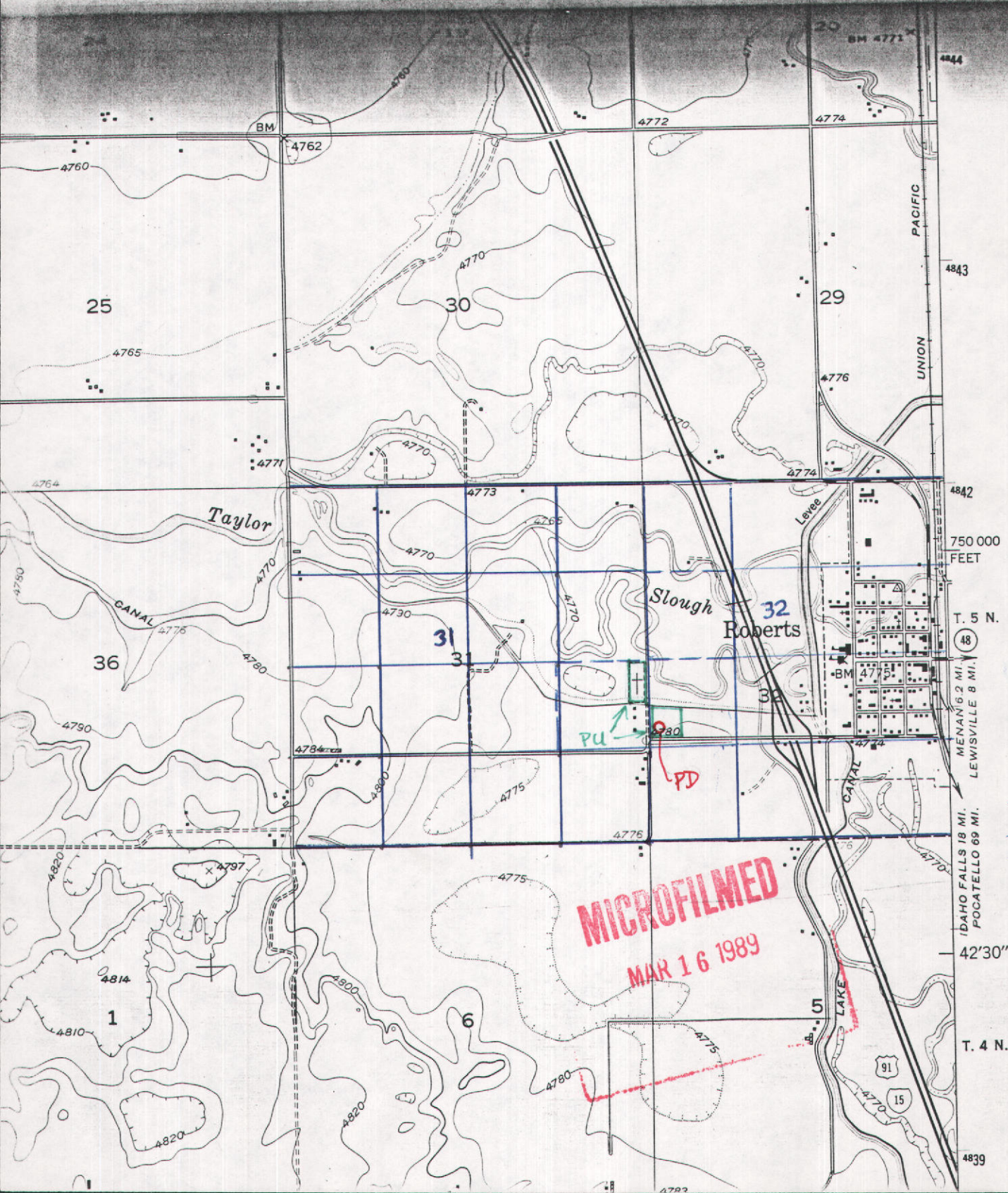
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MAR 16 1989

35-7851

36E

37E



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T5N
T4N

37 E

30 29

29 28

31 32
32.9
A570

32 33

A384
A580

A367
A582

A
20.4

A385

32
ec

PLINE OF
USE

5cc

POINT OF
DIVERSION

T5N

31 32 30.3
6.5
8245
A577

32 33
5.4

T4N

35-7851

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MAR 16 1969

NOT TO SCALE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07851

Priority: July 20, 1979 Amount: 0.16 CFS 28.7 AFA

This is to certify, that MARKET LAKE CEMETARY DISTRICT

RT. 1 BOX 346

ROBERTS, ID 83444

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 16, 1979, and has submitted proof to the Department of Water Resources on April 18, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .460 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>
IRRIGATION	04/01 to 11/01	0.16 CFS	28.7 AFA

LOCATION OF POINT OF DIVERSION(S): NWSW , Sec. 32, Township 05N, Range 37E
JEFFERSON 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>
05N	37E	31	NESE	3.2		3.2
		32	NWSW	5		5

Total number of acres irrigated: 8.2

CONDITIONS/REMARKS:

1. The right to the use of 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.

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 9th day of MARCH, 1989.

RECORDED

MAR 16 1989

for the Director

Roman Young

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT	)	
	)	
NO. 35-7851 IN THE NAME	)	ORDER ADVANCING
	)	DATE OF PRIORITY
OF MARKET LAKE CEMETARY DIST.	)	

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 35-7851 for the issuance of a license, the Department makes the following Findings of Fact, Conclusions of Law, and Order pursuant to the provisions of Idaho Code.

FINDINGS OF FACT

1. The Department approved Application for Permit No. 35-7851 to appropriate the public waters of the State of Idaho with a proposed priority of APRIL 16, 1979.

2. On APRIL 30, 1986 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit.

3. The license examination fee was received on OCTOBER 02, 1986, 95 day(s) late.

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OCT 10 1986

100

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 35-7851 should be advanced 95 day(s).

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 35-7851 is advanced to JULY 20, 1979.

Dated this 20th day of January, 1989.

L. Glen Saylor

Chief, Water Allocation Bureau

APR 11 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Market Lake Cemetary District Phone 228-6551

Post office address % Robert Stibal, Route 1, Box 141, Roberts, Idaho 83444

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

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 32 Township 5N

Range 37E B.M. Jefferson County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.16 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:

a. 0.16 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 sprinkler system

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 10 inches; proposed depth of well is 100 feet.

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

use is five 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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ 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 _____

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

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

[illegible]

Total number of acres to be irrigated

8

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

Lake Canal for three acres in the NE¹/₄ Sec. 31

9. a. Who owns the property at the point of diversion

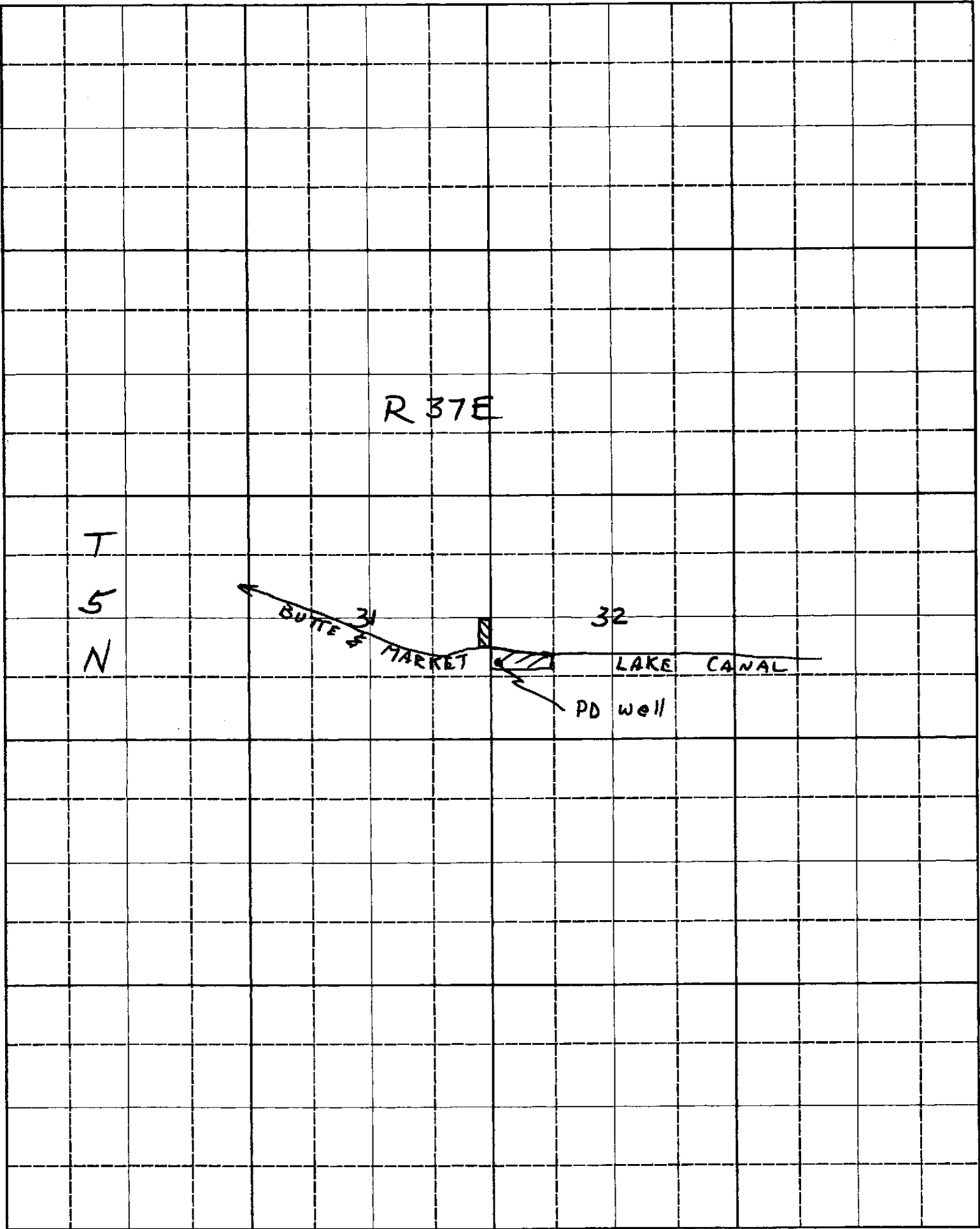
b. Who owns the land to be irrigated or place of use

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.

Robert Stibal
(Applicant)

2025-01-15 10:00 AM

Proposed Priority 4-16-79

Received by WJ Date 4-16-79 Time 10:55 A.
Preliminary check by RF Fee \$ 20.00

Received by dh Date 4-16-79 # 11818

Publication prepared by dh Date 4-20-79

Published in Rigby Star

Publication dates April 26 & May 3, 1979

Publication approved QZ Date 5/19/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDC 5/5

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. 35-7851, and said application is hereby APPROVED.

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

June 1, 1984.

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: _____

Witness my hand this 6th day of June, 1979.

Chief, Operations Bureau

A. Allen Sayton

Affidavit of Publication

THE RIGBY STAR

RECEIVED
MAY 8
Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

SS

I, Karl Hanosky, do solemnly swear that I am the Publisher of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Twenty-Fifth day of April, 19 79

and the last publication on the

Second day of May, 19 79

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Karl D. Hanosky
Publisher

Subscribed in my presence and sworn to before me this Second day of May, 19 79.
[SEAL]

Evelyn M. Flagler
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho

My commission expires 7-15, 19 80

Publication Fee: \$ 13.12

NOTICE OF APPLICATION FOR PERMIT TO DIVERT WATER FROM A WATER COURSE
I, Karl Hanosky, do hereby certify that the following application has been submitted to the Department of Water Resources for a permit to appropriate the public waters of the State of Idaho:
Diversion: Lake Cemetery District c/o Robert Stibal, Route 1, Box 141, Roberts, ID 83444.
Source: groundwater.
Date filed: 04/18/1979
Amount: 0.16 cfs.
Diversion Point: NWSW Sec. 32 T 05N R 37E, Jefferson County.
Use: Irrigation (0.16 cfs) from 04/01 to 11/01.
Idaho Code NESE Sec. 31-T 05N R 37E; NESE Sec. 32-T 05N R 37E for 8 years.
Diversion means: Well, pump and irrigation system.
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1615 Lincoln Rd., Idaho Falls, Idaho 83401 on or before May 14, 1979.
C. Stephen Alfred
Director

87-D

MICROFILMED

March 13, 1989

MARKET LAKE CEMETARY DISTRICT
RT. 1 BOX 346
ROBERTS, ID 83444

RE: PERMIT NO. 35-07851

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

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FILMED**

MAR 16 1989

February 10, 1989

MARKET LAKE CEMETARY DISTRICT
RT. 1 BOX 346
ROBERTS, ID 83444

RE: PERMIT NO. 35-07851

Dear Permit Holder(s):

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

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

Also enclosed is an order advancing the date of priority of this right due to late submittal of the examination fee.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 16 1989

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 35-7851

FROM: ROXANNE MCCARTHY

RE: PRIORITY ADVANCE REVIEW

DATE: 11-JAN-1989

=====

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	APRIL 16 1979	106
EXAM FEE NOTICE		
Exam Fee Notice Date:	APRIL 30 1986	120
Exam Fee/Info Sheet Received Date:	OCTOBER 02 1986	275
Exam Fee or Info Due Date:	JUNE 29 1986	180
Days Late:		95 DAY(S)
NEW PRIORITY DATE		
Orginial Priority Date:	APRIL 16 1979	106
Total Days Late:		95 DAY(S)
New Priority Date:	JULY 20 1979	201

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MAR 16 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

35-7857
Permit No.

MARKET LAKE
CEMETARY DIST.

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NOV 09 1987

Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index SCJ 3/30/87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☐ Other: _____

Check of P/U index SCJ 3/30/87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: Surface Canal Rts.

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Sam Feltz 6-1-87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent SA 8-19-87 (Initial and date)

Exam Reviewed by Manager of Regional Office SM 9-30-87 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

35-7851

A. GENERAL INFORMATION

Permit No. ~~35-7851~~

1. Owner: Harriet Lake Cemetary District Phone No. 228-6551

Current Address: MARKET Route 1 Box 141 Roberts Id. 83444

2. Accompanied by: Elmer Wilde EXAM. DATE: 5/27/87

Address: _____ Phone No. 228-3301

Relationship to Permit Holder: caretaker

3. Source: groundwater tributary to NA

B. OVERLAP REVIEW

1. Other water rights with same place of use: none SURFACE WATER SHARES

☐ Copies Attached

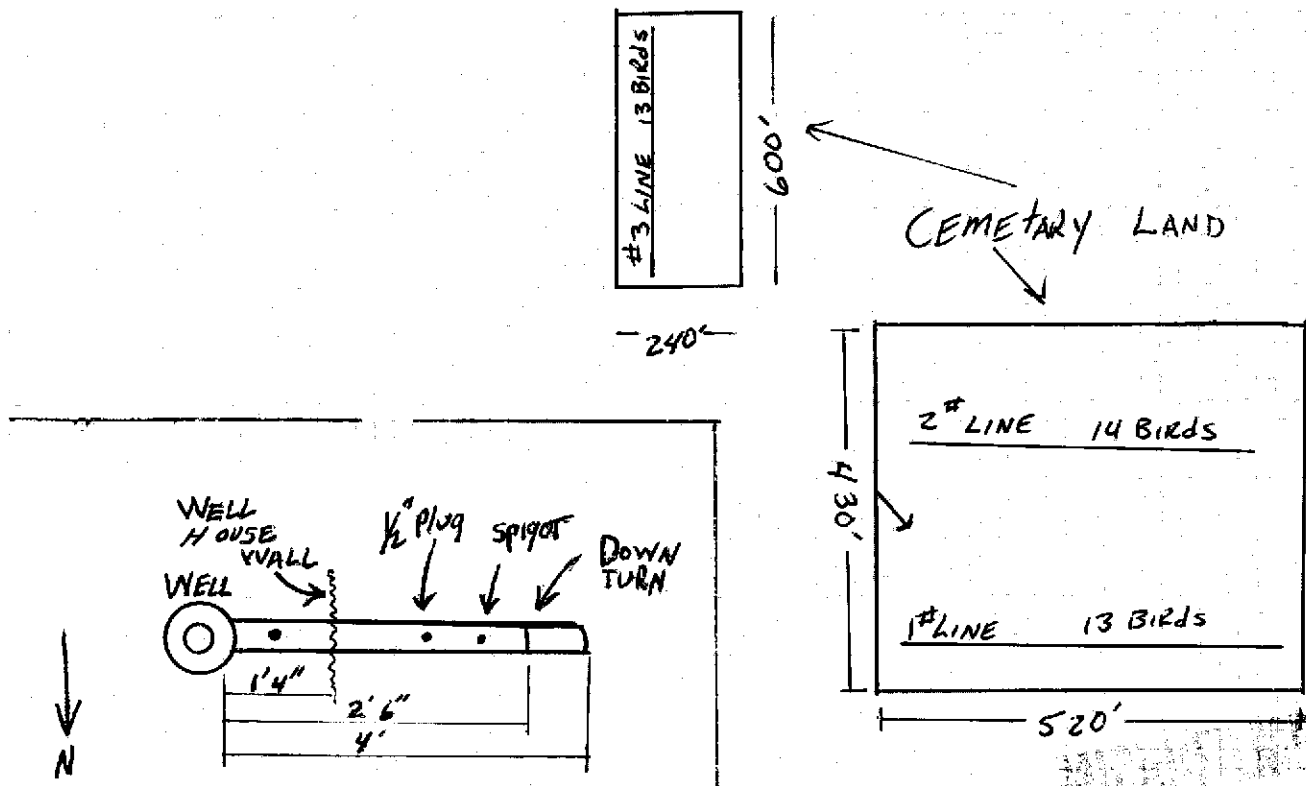
2. Other water rights with same point of diversion: none

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = No Scale

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
piston gauge	rainbird		RBG-L160PB		0-160psi	

2. Measurements:

	1st	middle	last	Ave for Line
Line 1	58 psi	50 psi	52 psi	53 psi
Line 2	48 psi	46 psi	47 psi	47 psi
Line 3	50 psi	50 psi	54 psi	51 psi

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

RAINBIRD EQUATION $Q_1 = 5.29 \text{ gpm} \times 13 = 68.77$ $Q_2 = 5.15 \text{ gpm} \times 14 = 72.1$ $Q_3 = 5.15 \text{ gpm} \times 13 = 66.95$

2. Alternate Method for Checking Purposes:

Theoretical pump capacity = .255 cfs @ 80% eff 300' WATER LEVEL $Q_{TOTAL} = 15.6 \text{ gpm} = .04 \text{ cfs}$ $207.82 / 48.8 = 0.46 \text{ cfs}$

F. PUMP EFFICIENCY DATA (Optional)

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

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 8.2 \text{ ac} \times 3.5 = 28.7 \text{ af/a/yr}$ 67.91

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 46.84 \text{ cfs} \times 214 \times 1.9835 = 19.99$ 145

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 19.99 \text{ afa}$ 29 afa

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP REVIEW ANALYSIS

license limited dry permit amount

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
1881gation	From Apr 1 To Nov 1	110 cfs	2977 cfs

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name: Samuel Filler
 Signature: Samuel Filler
 Certification Date: 9/15/87
 Field Report Preparation Date: 5/28/87
 CONSULTANT SEAL: Carol Slaughterbeck
 Carol Slaughterbeck

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

Kayanne McElrathy
 11/10/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT7851
~~35-7851~~
Permit No.**Measurement Calculations**

Field Measurement Calculations (Include theoretical capacities and system capacity)

$$\text{Halls Meter: } Q = (A)(V_h) \quad A = \text{Area} = \frac{\pi d^2}{4} \quad V_h = \text{Halls Manometer Reading}$$

$$Q_{\text{gpm}} = (A)(V_h) = \left[\frac{\pi d^2}{4} \right] (V_h) = \text{GPM} \div 448.8 \text{ gpm/cfs} = \text{CFS}$$

$$Q_{\text{cfs}} = \left[\frac{(3.1416)(\quad)^2}{4} \right] \times (\quad) \div 448.8 = \quad \text{cfs}$$

TABLE 1

CHART TO CONVERT LINEAR INCHES DIFFERENTIAL
IN THE MANOMETER TO MANOMETER READING

V_h = HALLS Manometer Reading	Diff. Inches of Water	V_h = HALLS Manometer Reading	Diff. Inches of Water	V_h = HALLS Manometer Reading	Diff. Inches of Water
1	.140	17	12.435	33	43.950
1.5	.240	17.5	13.132	33.5	45.200
2	.350	18	13.848	34	46.500
2.5	.470	18.5	14.582	34.5	47.850
3	.600	19	15.336	35	49.200
3.5	.750	19.5	16.108	35.5	50.550
4	.903	20	16.898	36	51.900
4.5	1.080	20.5	17.707	36.5	53.250
5	1.283	21	18.534	37	54.600
5.5	1.540	21.5	19.380	37.5	56.000
6	1.803	22	20.246	38	57.35
6.5	2.094	22.5	21.129	38.5	58.7
7	2.397	23	22.031	39	60.05
7.5	2.722	23.5	22.951	39.5	61.4
8	3.066	24	23.891	40	62.75
8.5	3.428	24.5	24.849	40.5	64.1
9	3.810	25	25.825	41	65.45
9.5	4.210	25.5	26.820	41.5	66.8
10	4.627	26	27.834	42	68.15
10.5	5.063	26.5	28.866	42.5	69.5
11	5.520	27	29.917	43	70.85
11.5	5.994	27.5	30.987	43.5	72.2
12	6.486	28	32.075	44	73.55
12.5	6.997	28.5	33.181	44.5	74.9
13	7.526	29	34.307	45	76.25
13.5	8.074	29.5	35.451	45.5	77.6
14	8.642	30	36.600	46	78.95
14.5	9.228	30.5	37.750	46.5	80.3
15	9.832	31	38.960	47	81.65
15.5	10.454	31.5	40.200	47.5	83.00
16	11.096	32	41.450	48	84.35
16.5	11.756	32.5	42.800		

RAINBIRD - Nozzle @ 5/32"
Flow Rates:

line #1 : (5.29 gpm)(13 birds)

$$Q = 68.77 \text{ gpm}$$

line #2 : (5.15 gpm)(14 birds)

$$Q = 72.1 \text{ gpm}$$

line #3 : (5.15 gpm)(13 birds)

$$Q = 66.9 \text{ gpm}$$

Total : 207.8 gpm

$$Q = .46 \text{ cfs CAPACITY}$$

$$\text{Allow } (0.02) / \text{acre} (8.2 \text{ Acres})$$

$$= 0.16 \text{ cfs}$$

Annubar:

B = Difference in inches of water

K = Flow Correction Factor
= 1 for ManometerC = Annubar Factor: Model 75 = 3.85
Model 73 = 4.14# From Calibration Chart
Correction Factor

$$Q_{\text{cfs}} = \left[\frac{(C)(id)^2 \sqrt{B}}{448.8} \right] K = \text{CFS}$$

$$Q_{\text{cfs}} = \left[\frac{(\quad)(\quad)^2 \sqrt{\quad}}{448.8} \right] (\quad) =$$

$$Q_{\text{cfs}} = \quad \text{cfs}$$

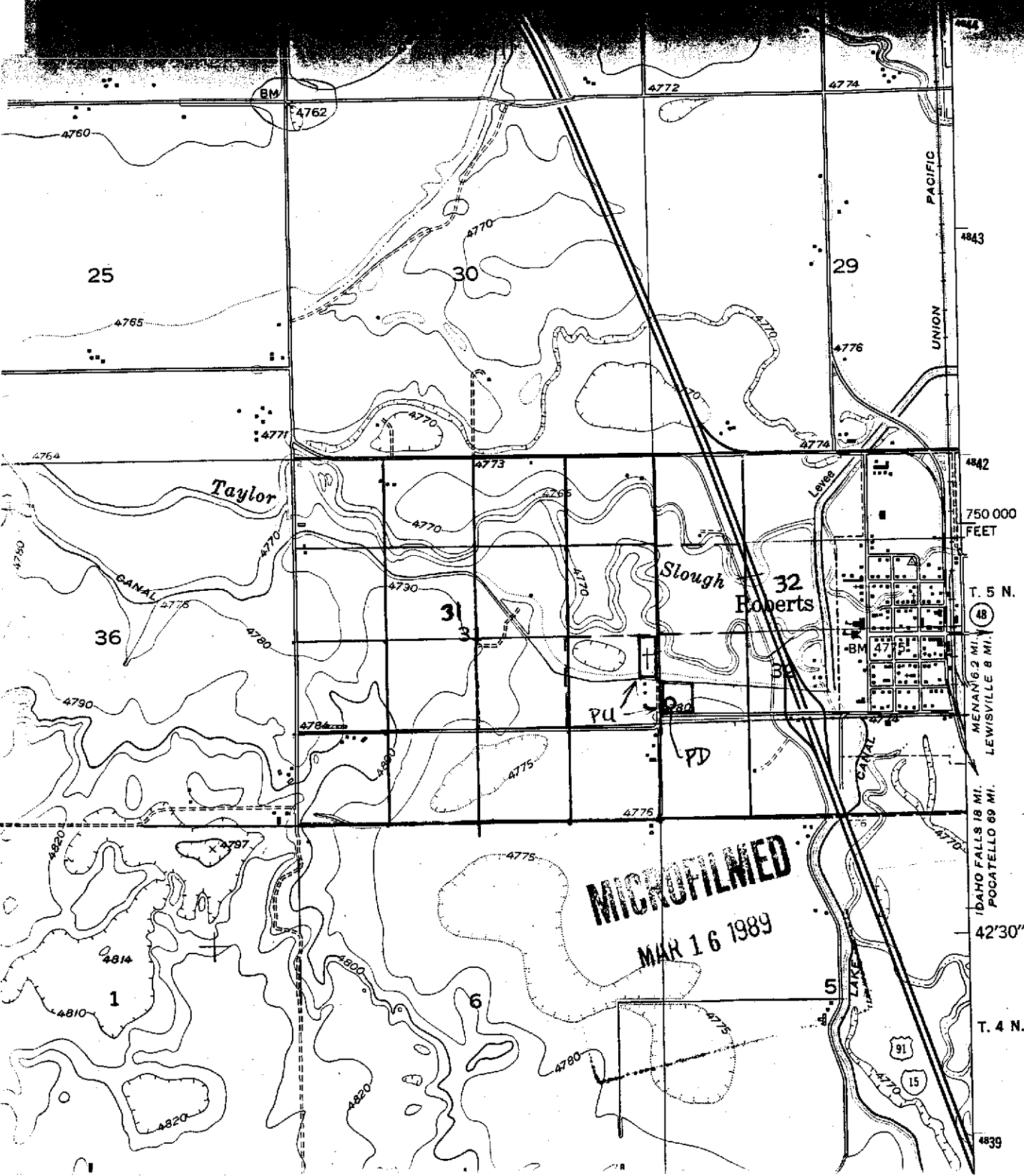
MAR 16 1986

6"	3.75
7.98"	3.87
10"	3.94
12"	3.99
14"/16"	4.01
18"/24"	4.02
30"	4.03

35-7851

36E

37E



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MAR 16 1989

TSN
T4N

IDAHO FALLS 18 MI.
MENAN 62 MI.
POCATELLO 69 MI.
LEWISVILLE 8 MI.

42'30"

T. 4 N.

91

15

4839

37E

38289

354
A577

A281
A575

A347
A573

282
3258

A
284

A32

32
26

LINE OF
USE

POINT OF
DIVERSION

B634
A579

B215
A577

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MAR 16 1989

NOT TO SCALE

4/86

RECEIVED

OCT 30 1986

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only

Fee Received 50

Date 10-2-86

Receipt # 39906

Receipt by MD

Sent to S.O. 10-28-86

OK
HWJ

Department of Water Resources
Eastern District Office

1. Permit No. 55-7851

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: Market Lake Cemetery District % Robert Stibal

3. Post Office Address: Rt 1 Box 346 Roberts Id 83444

Telephone No. 228-6557

4. Source of Water: Groundwater

5. Extent of Use:

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

Irrigation 8 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 0.16 cfs _____ acre-feet

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

April 1979

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

April 1979 Robert Stibal
(Name)

(Address)

Same

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water 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.)

24 Sept 1986
Date

Robert Stibal
Signature of Permit Holder (and title, if appropriate)

copy retained for file

RECEIVED
MAR 16 1989

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 35-7851

Name(s) of Permit Holder(s): Markus Lake Cemetery

Post Office Address: Robert Deaton 44x

☐ I hereby certify that construction of diversion works for the above referenced permit began on 1988 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

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

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

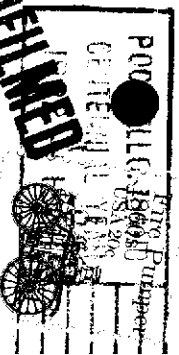
7/10/88 Date

Lester J. Jorischak Signature of Permit Holder



MICROFILMED

MAR 16 1989



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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

35-7851
MARKET LAKE CEMETARY DISTRICT
% ROBERT STIBAL
ROUTE 1, BOX 141
ROBERTS, ID 83444

138599

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, but you may 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.

MAR 16 1989

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

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

RECEIVED
MAY 10 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 22, 1984

MARKET LAKE CEMETERY
C/O ROBERT STIBAL
ROBERTS ID 83444

RE: Permit No. 35-785†

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.

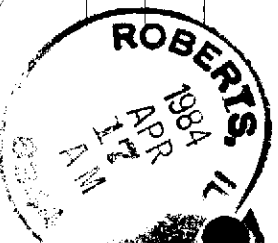
Sincerely,
/s/HAROLD W. JONES
Sr. Resource Agent

MICROFILMED

MAR 16 1989

Robert & the Landings
Advent, Idaho

83444



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APR 18 1984

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
Department of Water Resources
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Department of Water Resources will consider this card as a statement that the permit holder has completed development to the extent shown below of Permit No. 35-7857

Name of Permit Holder: Robert O. Stillock (Pres)

Post Office Address: Marquette Lake Community

W. Robert Stillock Tel. No. 228-6557

Source of Water: well

Extent of Use: ☐ Domestic (number of households)

☐ Stockwater (number and type of stock)

☒ Irrigation 8 (acres)

☐ Other

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

Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

April - 17 - 84

Date Robert O. Stillock, Pres Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138564

MARKET LAKE CEMETARY DISTRICT
% ROBERT STIBAL
ROUTE 1, BOX 141
ROBERTS, ID 83444

PROOF DUE NOTICE

MARCH 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7851 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

June 7, 1979

Re: Permit No. 35-7851

Market Lake Cemetary District
c/o Robert Stibal
Route 1, Box 141
Roberts, Idaho 83444

Dear Mr. Stibal:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

Please note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. Enclosed is a letter describing the different types of measuring devices accepted by this Department.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power. While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

David R. Tuthill, Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

RECEIVED
JUN 10 1979
IDAHO DEPT. OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, ID 83401
(208) 523-7186

APRIL 20, 1979

The Risby Star
P. O. Box 37
Risby, Idaho 83442

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 MAY 14, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

35-2851..

MARKET LAKE CEMETARY DISTRICT

% ROBERT STIBAL, ROUTE 1, BOX 141, ROBERTS, ID 83444

Source: GROUNDWATER

Date Filed: 04/16/1979

Amount: 0.16 CFS

Diversion Point: NWSN Sec 32 T 05N R 37E, JEFFERSON Co.

Use: IRRIGATION (0.16 CFS) from 04/01 to 11/01

Place of Use: NESE Sec 31 T 05N R 37E NWSN Sec 32 T 05N R 37E
FOR 8 ACRES

Diversion Means: WELL, PUMP & SPRINKLER SYSTE.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before MAY 14, 1979.

C. STEPHEN ALLRED

Director

Published 4/26 & 5/3/79.

MICROFILMED

April 16, 1979

Market Lake Cemetery District
% Robert Stibal
Route #1, Box 141
Roberts, Idaho 83444

Dear Mr. Stibal:

Re: Application for Permit

Attached herewith is Departmental receipt No. 11818 in the amount of \$20.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: RP

APPLICATION NUMBER: Stibal, R.

CHECK:

- 3/3
- ☒ Source.
 - ☒ Point of diversion.
 - ☒ County.
 - ☒ Description of diverting works.
 - ☒ Time required for beneficial use of water.
 - ☒ Place of use or acres irrigated.
 - ☒ Map.
 - ☒ Signature.
 - ☒ Fee.
 - ☐ Yes ☒ No Field check required.
 - ☒ Yes ☒ No Critical groundwater area.
 - ☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
 - ☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- n/a
- ☐ Idaho State Health Department.
 - ☐ Idaho Fish and Game Department.
 - ☐ Idaho Department of Lands.
 - ☐ U.S. Bureau of Land Management.
 - ☐ U.S. Forest Service.
 - ☐ Other _____
- Copies sent by: _____ Date: _____

PROCESSING:

- ☒ Yes ☐ No Platted by: RP Map No. Basin 35 T5N R32E
- ☒ Yes ☐ No Other rights on same place of use. Shares in Market Lake canal
- ☒ Yes ☐ No* No conflict J.S.
- ☒ Yes ☐ No In form for advertising.
- ☒ Yes ☐ No Final date for protests: MAY 14, 1979
- ☒ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: May 8-1979
- ☒ Application published correctly. If not, record action taken: _____
- ☒ Fee amount, receipt date & number, recorded on application.
- ☒ Publication dates and paper, recorded on application.
- ☒ Protests, dates, withdrawal, etc., recorded on application.
- ☒ Recommendation & initial, recorded on application.
- ☐ Yes ☒ No Measuring device required.
- ☒ Yes ☒ No Access port required.
- ☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
- 4/16/79 Date of priority recommended.
- Special conditions of approval or cover letter. _____

By: RDC

Date: 5/17/79

STATE OFFICE REVIEW:

Send IP letter
Approve

RECEIVED
MICROFILMED
MAY 31 1979

Department of Water Resources

- ☐ See attached sheet for more information.

By: Jmi Date: 6/1/79