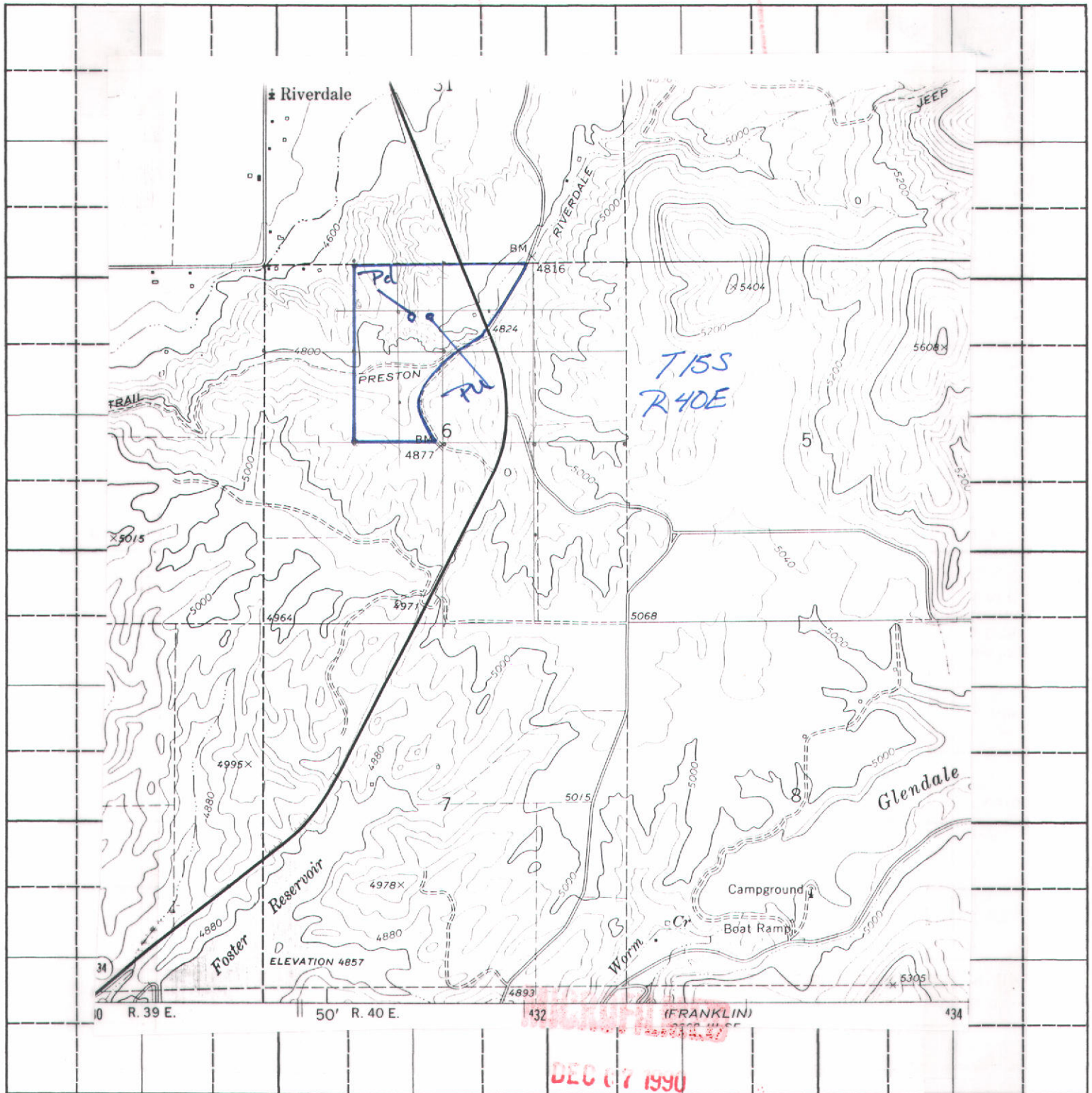


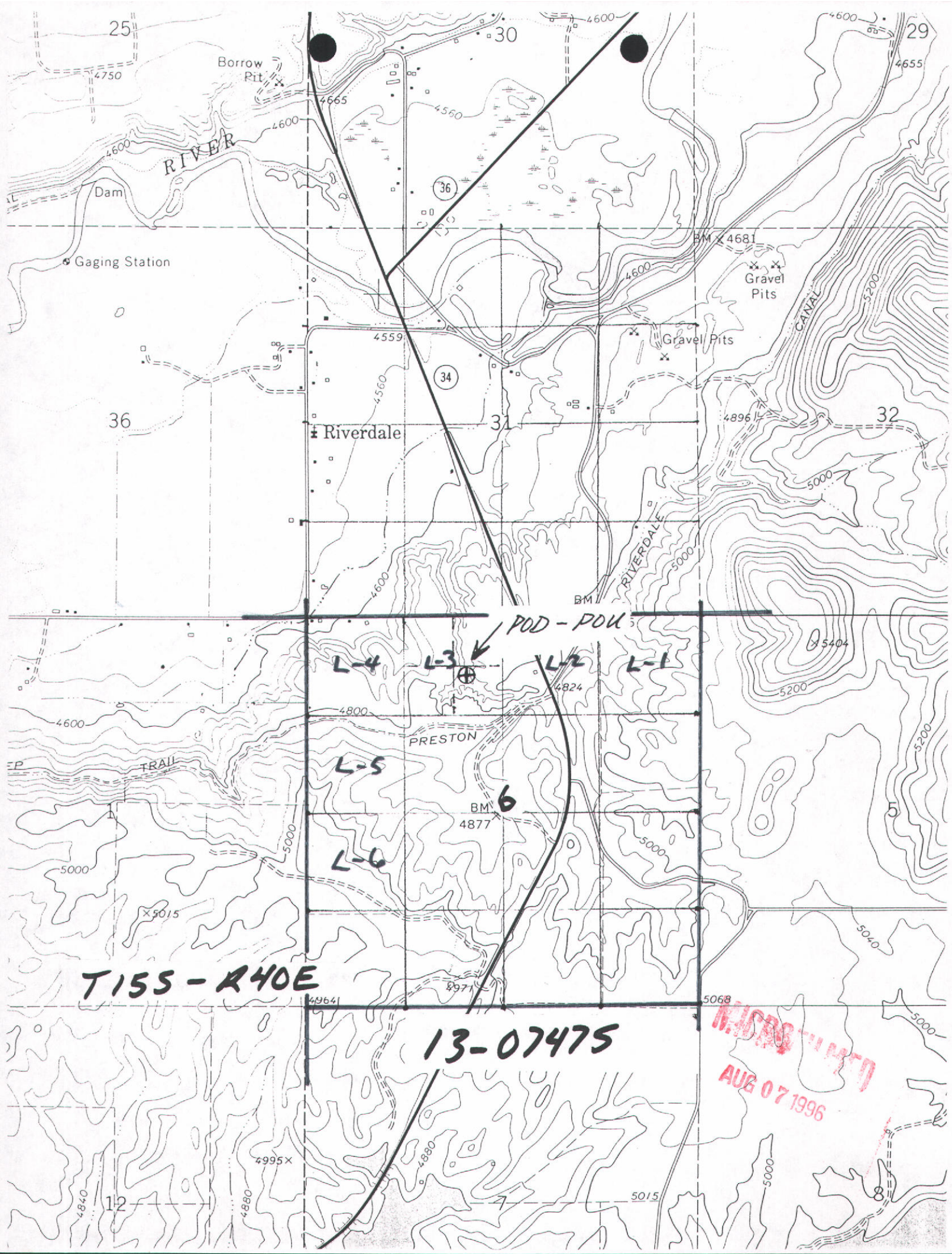
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

[Signature]
(Applicant)



25

30

29

Borrow Pit

RIVER

Dam

Gaging Station

36

Riverdale

34

31

BM 4681

Gravel Pits

Gravel Pits

CANAL

32

BM

POD - POU

L-4

L-3

L-2

L-1

L-5

PRESTON

BM 4877

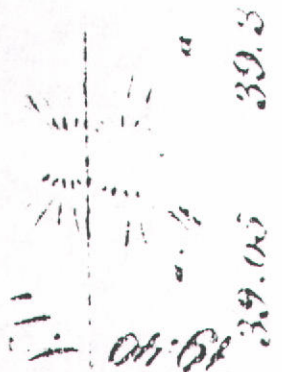
L-6

TRAIL

T155 - R40E

13-07475

RECEIVED
AUG 07 1996



1894072 80

20.00 20 40

a. 4 a. 2 a. 1

40.00 39.70 39.30 39.10 39.00 39.3

TISS
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6

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a. 2

44.15

a. 3

1. 644.50

13-07475

AUG 07 1996

LEON GARNER
PRESTON, ID

1012



RAVINE WHERE
SPRING BOX
IS LOCATED



SPRING
BOX COLLECTION
POINT

PLACE OF
USE

POINT OF
DIVERSION

AUG 07 1986

13-07475

20F2



SPRING
SOURCE
LOCATED
AT SEVERAL
POINTS IN
RADINE



LOCATION
OF SPRING
BOX

12/13/95
AUG 07 1996

13-07475

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~13-07475~~	~~Tim L. Hansen~~	~~0.09~~
Full Assignment	13-07475	Leon F. Garner	0.09

RECORDED

OCT 26 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 13-07475

Priority: October 18, 1990

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:

0.3 AF

This is to certify, that LEON F GARNER
3001 N HWY 34
PO BOX 82

PRESTON ID 83263-0082

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 13, 1990; and has submitted Proof of Beneficial Use on January 8, 1992. An examination indicates that the works have a diversion capacity of 0.010 cfs of water from:

SPRING

tributary to SINKS

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>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.3 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (SENEW), Sec. 6, Township 15S, Range 40E
FRANKLIN County

PLACE OF USE: STOCKWATER

TWN RGE SEC

15S 40E 6

NENW

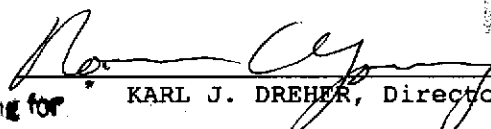
CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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 July, 1996.


Acting for KARL J. DREHER, Director AUG 07 1996

RECEIVED
DEC 09 1991
Department of Water Resources**RECEIVED**
STATE OF IDAHO
JAN 08 1992
Department of Water ResourcesFor Office Use Only
Amt. of Fee \$ 50.00
Date 1/8/92
Receipt No. 107766
Received by WRSDEPARTMENT 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/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 13-07475 Telephone No. 897-5675Name(s) of Permit Holder(s): Tim L. HansenPost Office Address: P.O. Box 38Source of Water: SpringIf ground water, well driller's name: - Date drilled: -

Extent of Use:

Domestic - (No. of households)Irrigation - (No. of acres)Stockwater X (No. and type of stock)Other -300 Beef CattleTotal rate and/or volume for which proof is submitted .05 cfs X acre/feetShow date water was first diverted and beneficially used under this permit: per permit 11/10/92 KLG
Dec 90

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

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

OR

Flow Measurement Port: Required? Yes X No Installed? Yes NoFee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

Name Tim Hansen Telephone No. -Address 11572 Cottonwood Rd Swan Lake, Id 83281

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

JAN 21 1992

Date 12/4/91Signature (and title if on behalf of a company or organization) Tim Hansen

06/93

Receipt # E021607

\$25.00
FEE

State of Idaho
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 10 1995

ASSIGNMENT OF PERMIT
To change the ownership of a permit

Department of Water Resources
Eastern District Office

I, As L. Hase, hereby assign to Leon F. GARNER
(Permit Holder)
of 3001 N HWAY 34, PO BOX 82, PESTON, ID. 83263
(Full Address)

✓ All my right, title, and interest in and to Permit No. X 13-07475
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. X 13-07475 to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

- None -

RECEIVED

OCT 16 1995

Department of Water Resources

Made this 20 day of Sept, 1995.

X As L. Hase
Permit Holder(s)

State of Idaho)
County of Franklin ss

On this 20 day of September, 1995, personally appeared before me
the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

Byrd J. Condie
Notary Public

SEAL

Byrd J. Condie
Signature

My commission expires: 1-3-2001

RECEIVED

OCT 26 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 13-07475)

IN THE NAME OF TIM L. HANSEN)

ORDER OF
REINSTATEMENT

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before November 1, 1991; and

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, the Department received an incomplete proof of beneficial use on December 9, 1991; and,

WHEREAS, the Department did not take action on the proof of beneficial use until December 11, 1991, and:

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

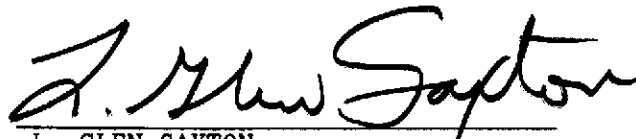
WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on January 8, 1992;

MICROFILMED

JAN 21 1992

IT IS, THEREFORE, HEREBY ORDERED that permit No. 13-07475 be
REINSTATED with an advance in priority to October 18, 1990.

Dated this 14th day of January, 1992.



L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED

JAN 21 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 13-07475

Proposed Priority: August 13, 1990 Maximum Diversion Rate: 0.09 CFS

This is to certify, that **TIM L. HANSEN**
162 LARSEN DR. #4
PRESTON, ID 83263

has applied for a permit to appropriate water from:

SPRING

tributary of **SINKS**

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>
STOCKWATER	01/01 to 12/31	0.09 CFS

LOCATION OF POINT(S) OF DIVERSION: LOT 3(SENENW), Sec. 6, Township 15S, Range 40E
FRANKLIN County

PLACE OF USE: STOCKWATER

TWN RGE SEC

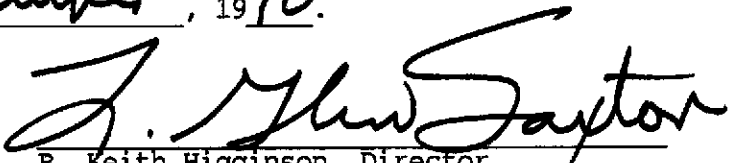
15S 40E 6 NENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1991**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.

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

6th day of November, 1990.

for 
R. Keith Higginson, Director

MICROFILMED

DEC 07 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Tim L. Hansen Phone 852-1219

Post office address 162 Larsen Drive #4, Preston Idaho 83263

2. Source of water supply Unaxmed Springs which is a tributary of Sinks

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot 3

Sec. 6 Township 15S Range 40E B.M. Franklin County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .09 for Stockwater purposes from 1 Jan to 31 Dec (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) _____ and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Headbox & pump in the spring
with a 2" pvc line to stocktroughs at a feed lot; 350 cattle

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 for proposed beneficial use is 2 years (minimum 1 year).

MICROFILMED

DEC 17 1990

MICHAEL MICHAEL

12. Remarks:

applicant to make this filing.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

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

11. a. Who owns the property at the point of diversion? *applicant*

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

Total number of acres to be irrigated.

[illegible]

ponding place of use below. See instructions for standard symbols.

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding column.

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

9. Description of place of use:

e. Other; describe fully.

d. Domestic; show number of households.

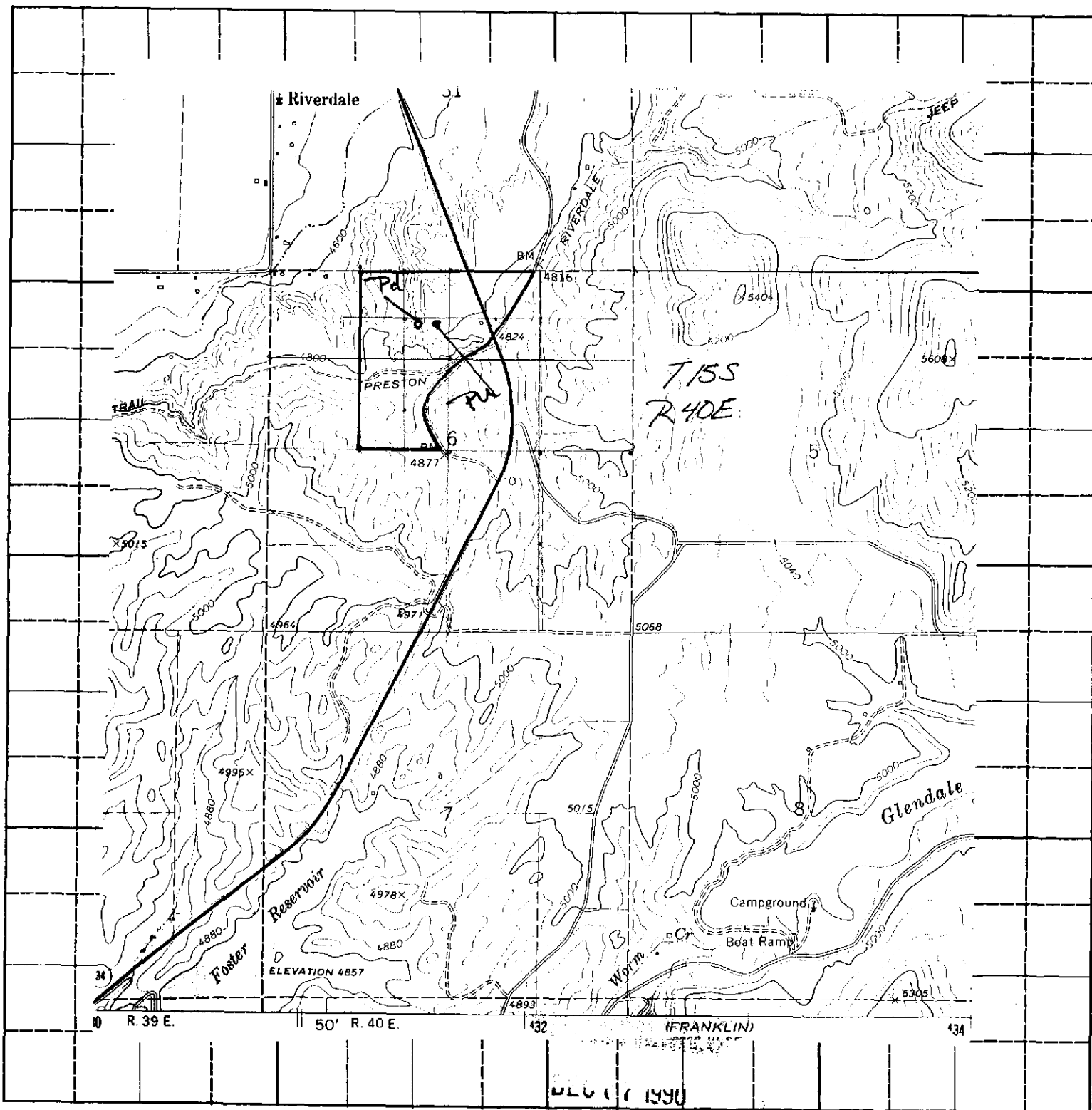
c. **Municipal**; show name of municipality.

b. Stockwatering; list number and kind of livestock. 350 cattle

a. Hydropower; show total feet of head and proposed capacity in kW.

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

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



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.

L. Hansen
(Applicant)



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: _____

Idaho No. _____, and said application is hereby _____.

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by DMD Date 13 Aug 1990 Time 12:36 Preliminary check by _____

Fee \$ 30.00 Received by DMD # ED15122 Date 13 Aug 1990

Publication prepared by RB Date 9-20-90 Published in Reston Citizen

Publication approved RB Date 10-12-90

875
RECEIVED

3291

AFFIDAVIT OF PUBLICATION

Department of Water Resources

Eastern District Office

STATE OF IDAHO,

ss.

County of Franklin

J. WALTER ROSS

being duly sworn,

deposes and says:

CO-PUBLISHER

That he is the of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

..... Sept 19 1990, and ending with the issue of Sept 29 1990

Fee \$..... 82.22

Subscribed and sworn to before me this 29 day

of Sept 1990

Kelly M. Nelson

Notary Public, Residing at Idaho

My Commission Expires Aug 14 1990

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

13-04306

SKABELUND, CRAIG NELSON

P.O. BOX 3203

LOGAN, UT 84321

Source: SPRING

Tributary: MAPLE CREEK

Diversion Pt: NESESW Sec 12 T 16S

R 40E

Use: DOMESTIC (.040 CFS) Total

Diversion: (.040 CFS)

Date Filed: 3/20/1897

In: T16S R40E S12 SESW

13-07473

SKABELUND, CRAIG NELSON

P.O. BOX 3203

LOGAN, UT 84321

Source: SPRING

Tributary: MAPLE CREEK

Diversion Pt: NESESW Sec 12 T 16S

R 40E

Use: DOMESTIC (.110 CFS) Total

Diversion: (.110 CFS)

Date Filed: 7/5/1990

In: T16S R40E S12 SESW

13-07474

HANSEN, TIM L.

162 LARSEN DR. NO. 4

PRESTON, ID 83263

Source: SPRING

Tributary: SINKS

Diversion Pt: NWNENW Sec 6 T 15S

R 40E

Use: STOCKWATER (.050 CFS)

Total Diversion: (.050 CFS)

Date Filed: 8/13/1990

In: T15S R40E S06 NENW

13-07475

HANSEN, TIM L.

162 LARSEN DR. NO. 4

PRESTON, ID 83263

Source: SPRING

Tributary: SINKS

Diversion Pt: LOT 3 (SENENW) Sec

6 T 15S R 40E

Use: STOCKWATER (.090 CFS)

Total Diversion: (.090 CFS)

Date Filed: 8/13/1990

In: T15S R40E S06 NENW

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before OCTOBER 8, 1990.

R. KEITH HIGGINSON,

Director

Legal No. 3291 — Publish Sept. 19, 26,

1990.

MICROFILMED

DEC 17 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 10, 1996

LEON F GARNER
3001 N HWY 34
PO BOX 82
PRESTON ID 832630082

RE: WATER RIGHT NO. 13-07475

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in black ink, appearing to read 'Shelley W. Keen', written over the typed name and title.

Acting for Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
AUG 07 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 13-07475

DATE 7/3/96

REVIEWER: S H A R L A

NAME Change OK

Address Change NO

SOURCE OK

Is change clarification of originally intended source? NO
If not, prepare Notice of Intent to Void NO

POINT OF DIV OK

Amendment required NO

PLACE OF USE OK

Amendment required NO

Does map agree with written description? yes no

OVERLAPS P/D P/U N/A

RATE OF DIV

Permitted Rate .09 cfs

Fee limit 20 cfs \$5000

Measured NO MEASUREMENT MADE cfs

Theoretical NO MEASUREMENT MADE cfs

Recommended Total Div Rate .02 cfs

ANNUAL VOLUME/
NATURE OF USES OK

Use stock Volume Calculation 11-25 = .3 af

20 X 12 X 365 / 325,850 = .3 af

SUBTOTAL .3 af

Flow rate .02 cfs X 365 days X 1.98 = 14.57.2 af

Total volume recommended .3 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS Watermaster Control WD# N/A

GW Measurement/Measuring Device

Overlap

Use-specific conditions

Advancement of Priority Date Required yes no

SRBA Claim Filed NO

Adjustment Memo NO

1st Amend Letter N/A

2nd Amend Letter N/A

WR0749NP
No. L13-07475

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/08/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEON F GARNER 3001 N HWY 34 PO BOX 82 PRESTON ID 83263-0082	10/18/1990	STOCKWATER	01/01 12/31	0.010 CFS	0.30 AFA
TOTAL DIVERSION:					0.010 CFS	0.30 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion Capacity: 0.010 CFS

Point(s) of Diversion: T15S R40E S06 Lot 03(SENENW)

FRANKLIN County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
---	---	---	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----	: -----
15S	40E	6	: :	S	:	:	:	:	:	:	:	:	:	:	:

Pou County: FRANKLIN

Other Water Rights with Same Point(s) of Diversion and Source:
13-07475

Dates: App. Received: 08/13/1990 Priority Date: 10/18/1990 (Priority Date Advanced.)
Proof Due Date: 11/01/1991 Proof Made Date: 01/08/1992 (Proof Received Late.)
Exam Made Date: 09/12/1995 Exam Sent to S.O.: 03/07/1996
Licensed Date:

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

Comments: Date: 11/08/1991 User-ID: VAULT Subject: Lapse Notice Sent
Lapse Notice Sent

Date: 01/09/1992 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 07/08/96 SCURTIS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 13-07475

1. Owner: LEON F. GARNER Phone No. (208)

Current Address: 3001 N. HWY 34, PRESTON, IDAHO 83263-0082

2. Accompanied by: N/A EXAM DATE: 9/12/95

Address: N/A Phone No. N/A

Relationship to Permit Holder: N/A

3. Source: SPRING tributary to SINKS

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	<u>3</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>6</u>	<u>15S</u>	<u>40E</u>	<u>FRANKLIN</u>	<u>U. S. G. S. TOPO MAP</u>

2. Place(s) of Use:

Indicate Method of Determination ON SITE INSPECTION

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15S	40E	6					5												

AUG 07 1996

AUG 07 1995

2. Measurements: *Note Possible - SUBWATER SPRING BOX - NO OUTFLOW PIPE.*

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

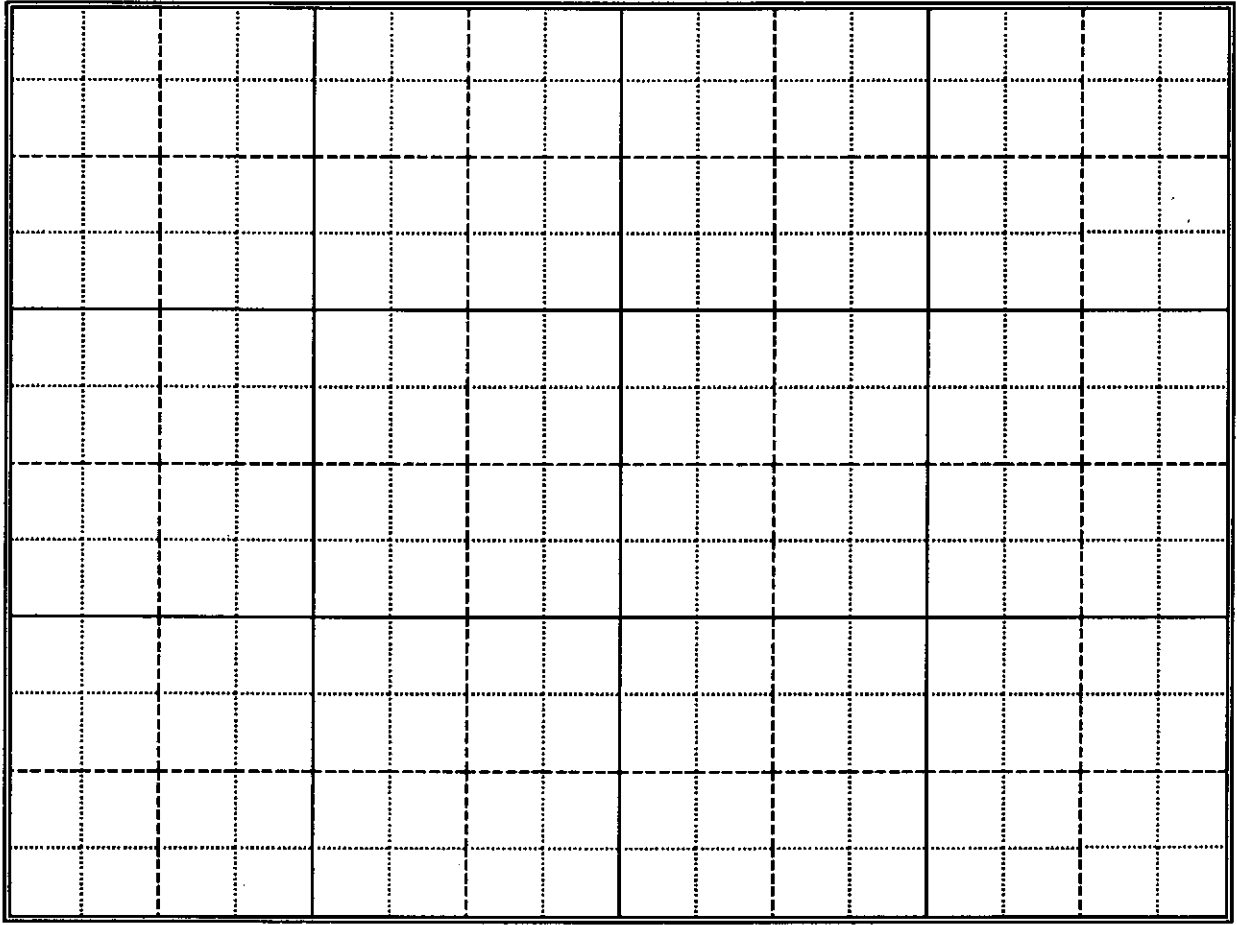
1.
D. FLOW MEASUREMENTS

**Code to correspond with No. on map and aerial photo*

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

4.

Scale: 1" = _____
_____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
_____ Aerial Photo Attached (required for irrigation of 10+ acres)
_____ Photo of Diversion and System Attached



3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe l.d. as applicable. *BUILT SYSTEM - SEE PHOTOS*

E. NARRATIVE/REMARKS/COMMENTS

ON 9/12/95 A BENEFICIAL USE FIELD EXAM WAS
CONDUCTED FOR MR. GARNER ON PERMIT #13-07475.

ON SITE INSPECTION INDICATES A SPRING BOX THAT
COLLECTS USABLE WATER (APPROX. 16 CUBIC FT) FOR STOCK
WATER USE. THERE DID NOT APPEAR TO BE ANY WAY
TO MEASURE WATER FLOW.

AT PRESENT THERE DOES NOT APPEAR TO BE ANY
ELECTRIC POWER, PUMPS, STOCK TROUGHS OR VISIBLE
PIPING. WATER IN SPRING BOX IS SUFFICIENT FOR
SEVERAL COWS/HORSES/ETC. THERE IS NO FEEDLOT
PRESENT AS SPECIFIED IN PERMIT (350 CATTLE).

ON SITE EXAM VERIFIED THE EXISTANCE OF STOCK (LAMAS).

PERMIT IS REDUCED TO 0.02 CFS WHICH IS SUFFICIENT
FOR BETWEEN 26 TO 50 CATTLE.

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

APPROVED

AUG 07 1996

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q = 0.02$$

$$20 \text{ STOCK} \times .00022 = 0.0044 \text{ ROUNDED} = 0.01 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

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

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

AFA ESTIMATED AT 20 ANIMALS (HORSES/LAKES/COVS).

$$0.0134 \times 20 = 0.3 \text{ cfs}$$

H. RECOMMENDATIONS

~~PERMIT LIMITS TO 0.02 CFS STOCK WATER.~~

1. Recommended Amounts

Beneficial Use

Period of Use

Rate of Diversion

Annual Volume

STOCK WATER

From

To

Q (cfs)

V (afa)

Totals:

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

I. AUTHENTICATION

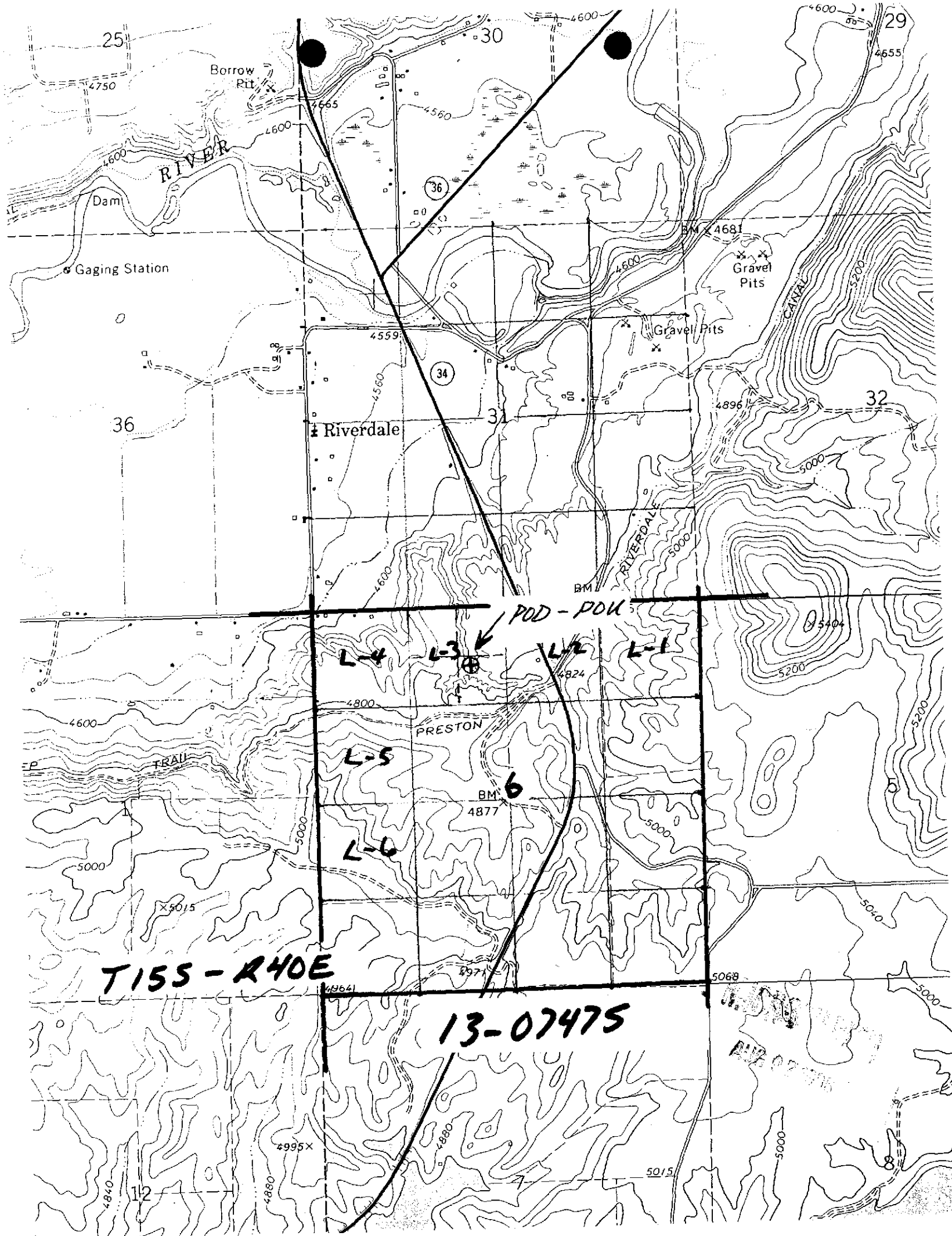
Reviewer

Field Examiner's Name

Date 2/15/96

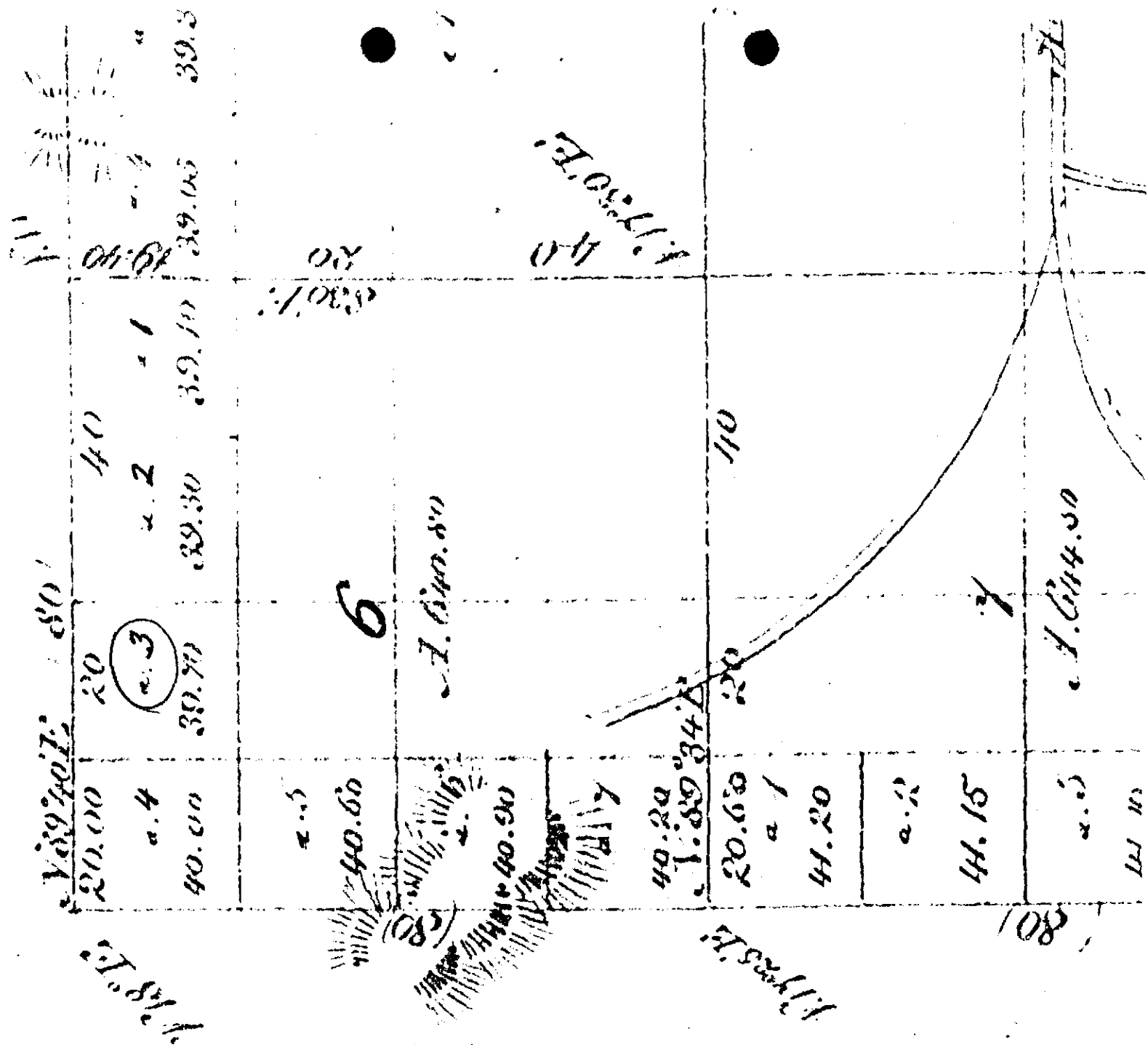
Date 12/15/95

SEAL
AUG 07 1995



AUG 6 7 1996

R40E
T 15 S



LEON GARNER
PRESTON, ID

1012

RAVINE WHERE
SPRING BOX
IS LOCATED

SPRING
BOX COLLECTION
POINT

PLACE OF
USE

POINT OF
DIVERSION

07106

13-07475

20F2



SPRING
SOURCE
LOCATED
AT SEVERAL
POINTS IN
RADINE



LOCATION
OF SPRING
BOX

13-07475
JUG 07 1995

13-07475



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 20, 1995

Leon F Garner
3001 N Hwy 34
PO Box 82
Preston ID 83263

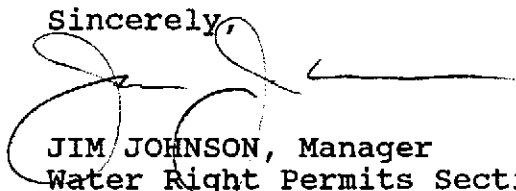
Permit No. 13-07475

Dear Permit Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

RECORDED

OCT 26 1995

January 15, 1992

TIM L. HANSEN
P.O. BOX 38
SWAN LAKE ID 83281

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 13-07475

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECEIVED
JAN 21 1992

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 13-07475

Date 12/11/91

GENERAL CONSIDERATIONS

YES Name same as permit?
NO Address same as permit? If no, indicate below.
NO Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

✓ Surface water source
 Ground water source
NA Drill permit req'd?
 Copy in file? Drill permit no.
 Amt paid for drilling permit? Correct?
 Well log in file?

LICENSE EXAMINATION FEE

YES Required?
50 Amount submitted?
YES Correct amount?

MEASURING DEVICE

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

DEFICIENCIES OR ACTION ITEMS

P.O. Box 38
Sugar Lake, ID 83281
1 acrefoot = .5 cfs = more than permit.
Return for clarification - need fee

proof
acceptable

PRIORITY CALCULATION

Date proof received 12/9/91 343
Date proof due 11/1/91 - 305
No. of days late = 38 + 28
Priority date 8/13/90 + 225 + 66

NEW PRIORITY DATE

DATA ENTRY

ADDRESS CHANGE 12/11/91 KRG

PROOF MADE 1/3/91 KRG
1/15/91 KRG

Sent letter
1/8/91 365
12/11/91 345
20 + 8

10/18/90 291



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

December 11, 1991

Tim L. Hansen
P.O. Box 38
Swan Lake, ID 83281

Re: Permit No. 13-07475

Dear Permit Holder:

Returned is your Proof of Beneficial Use form submitted to this office on December 9, 1991, which indicates the total rate of diversion to be 1 acre foot. One acre/foot translates to .5 cfs. Your permit has been issued for .09 cfs.

When the total maximum rate of diversion is greater than 0.04 cfs, a license examination fee is required to be submitted with the proof. A license examination fee based on a rate of flow of .09cfs. is \$50. Note the back of the enclosed instruction sheet/fee schedule. A license cannot be issued for more than the permit. Therefore, we can only issue for .09cfs, not .5 as you have requested.

Please return this completed form and fee to me within 20 days of the date of mailing. Upon receipt of the proof form and fee, we will continue processing your proof by notifying the region that a field exam is needed. Also, your permit has lapsed and is of no force or effect, since you failed to submit the appropriate information and fee by November 1, 1991. Your priority date is being penalized 1 day for every day the Department does not have all of the appropriate information. As you can see, it is imperative you return the information and fee as soon as possible.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson

Karen L. Gustafson
Secretary/Records Manager

Enclosures

JAN 21 1992

November 7, 1991

TIM L. HANSEN
162 LARSEN DR. #4
PRESTON ID 83263

LAPSE NOTICE

RE: PERMIT NO. 13-07475

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated August 31, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 11-8-91
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

JAN 21 1992

138980
August 31, 1991

TIM L. HANSEN
162 LARSEN DR. #4
PRESTON, ID 83263

PROOF DUE NOTICE

RE: PERMIT NO. 13-07475

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 November 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

JAN 21 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 26, 1990

TIM L. HANSEN
162 LARSEN DR. #4
PRESTON, ID 83263

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 13-07475

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MICROFILMED

DEC 07 1990

APPLICATION FOR PERMIT REVIEW

Date: 10-21-90 Reviewer: Jim Johnson

Existing:

No - 026A-P17
Complete in 1 year - P16
Yes - P16

Source:

Groundwater - 01G-P03 (Greater than 0.7 cfs)

Drilling Permit:

Approved - 046-P99
Not included - 046-P23

Location:

Water Districts
surface water - 005-P01, 01H-P01, P04
groundwater - 005-P05, 01H-P01, 01J-P08
Irrigation Districts - 023
Canal Co. Areas - 023
Drainage Districts - 024
Boise Front (63) - 58 (Groundwater)
Trust (see list) - 032, 041, 051, 052, 053
Non Trust (see list) - 048, 049

River Basins:

Boise (63) - 11D-P72
Payette (65) - 047, 059-P71
Snake (01) - 11A, 061-P22

Use:

Fish Propagation - (P06) 002, 06A, 007, 09E-P10, 010, 042, 044
Power - (less than 25cfs P18), 01F-P19, 008, 08A, 09E-P10, 017K, 017G, 017M, 025
Mining - 06A, 006, 09E-P10, 010, 54
Storage - 18A-P09, 18B-P09
Domestic - (restricted areas) 021

Ownership:

Non land owner - 004

Protested:

Agreement - 020, 20A

Minimum Stream Flow:

Overlapping uses - 029-P20

Beneficial Use Due Date: - 11-1-90

Swan Falls Flag: - BLANK

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HTS DATE 8-14-90 APPLICATION NUMBER 13 7475
Tim L. Hansen

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☒ No Field check required
☐ Yes ☒ No Field check by _____
☐ Yes ☒ No Field report attached
☐ Yes ☒ No Critical groundwater area
☐ Yes ☒ No Groundwater management area
☐ Yes ☒ No Send dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit
☐ Yes ☒ No Power efficiency form
☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____

RECEIVED
OCT 6 1990
Department of Water Resources

In form for advertising
Statewide advertising
Fee amount, receipt date & No. recorded on application

_____ U.S. BLM
 _____ U.S. Forest Service
 _____ Water District
 _____ Other

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
 Final date for protest 10-8-90
☒ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations attached
☐ Yes ☐ No Measuring device required
☐ Yes ☐ No Access port required
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____
☐ Yes ☐ No Special conditions of approval or cover letter below. _____

Date of priority recommended 8-13-70
By HWJ Date

Date 10-12-90

See below for additional information

By _____ Date _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from:

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other <u> </u>

Project impacts/implications report

COMMENTS

13-07475

HANSEN, TIM L.
162 LARSEN DR. #4
PRESTON, ID 83263

Source: SPRING

Tributary: SINKS

Diversion Pt: LOT 3 (SEENW) Sec 6 T 15S R 40E

Use: STOCKWATER (.090 CFS)
Total Diversion: (.090 CFS)

Date Filed: 8/13/ 1990

In: T15S R40E S06 NENW

MICROFILMED

DEC 07 1990

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before OCTOBER 8, 1990.

R. KEITH HIGGINSON, Director

Published 9/20/1990 & 9/27/1990

MODIFIED

DEC 07 1990

22-Aug-1990

TIM L. HANSEN
162 LARSEN DRIVE #4
PRESTON, ID 83263

RE: Application for Permit No. 13-7474 & 13-7475

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Preston Citizen on SEPTEMBER 20 & 27, 1990. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

RECORDED

DEC 07 1990