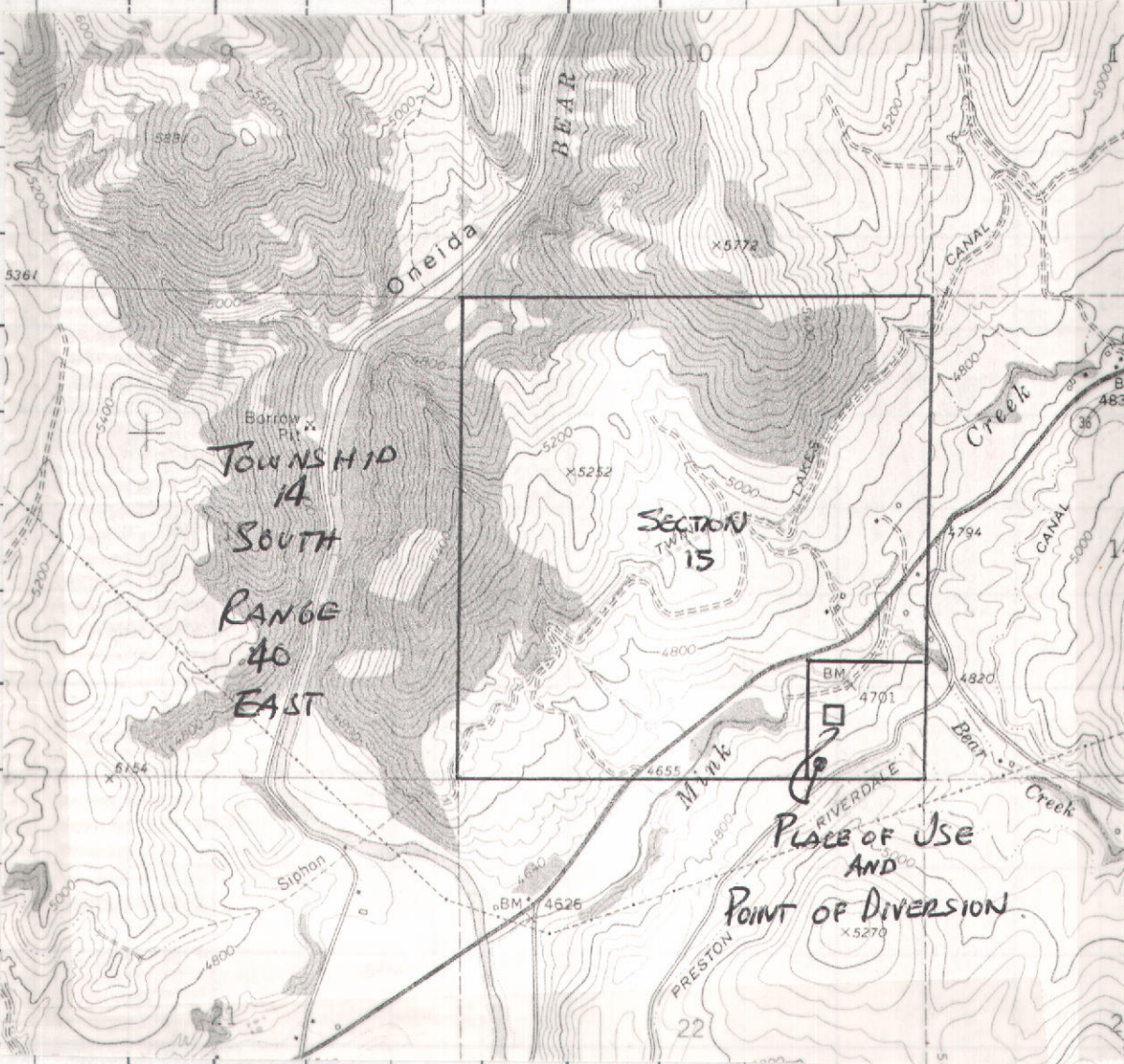
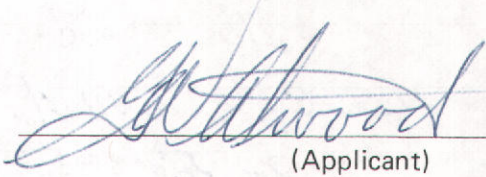


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



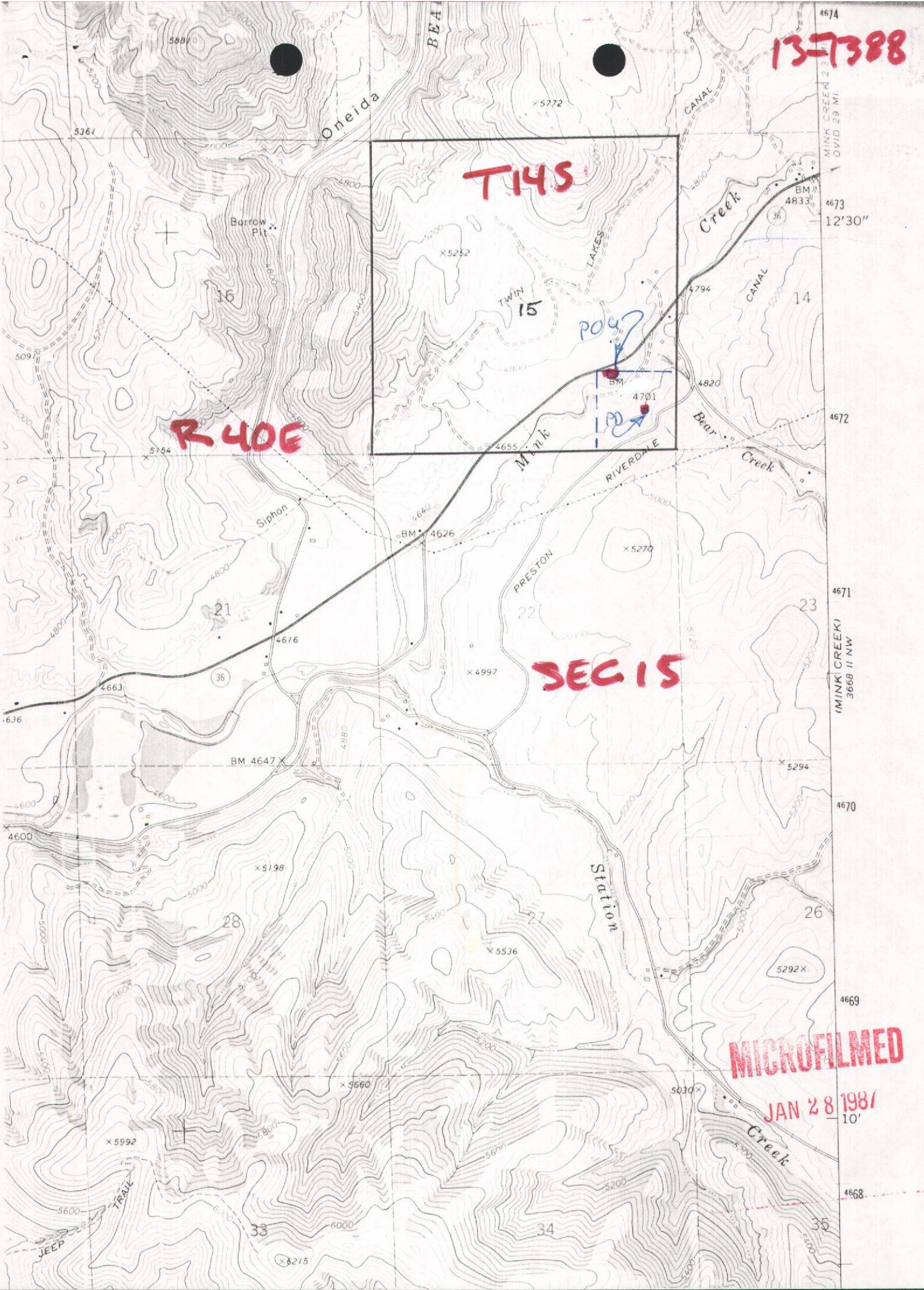
Scale: 2 inches equal 1 mile.

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.


(Applicant)

13-7388

13-7388



MICROFILMED

JAN 28 1981

RECEIVED

MAY 17 1983

Department of Water Resources
Eastern District Office

May 13, 1983

RE: Application for Permit No. 13-7388 ATWOOD

Ronald D. Carlson
Eastern Regional Supervisor
150 Shoup
Idaho Falls, Idaho 83401

Dear Mr. Carlson:

I have resolved the dispute with Mr. Atwood concerning the water dispute.

I will withdrawn my protest against Mr. Atwood pertaining to his permit No. 13-7388.

Very truly yours,

Mark C. Jensen
2653 West 6000 South
Roy, Utah 84067

POOR QUALITY ORIGINAL

copy

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 13-7388 Priority March 29, 1983 Amount 0.04 cfs

THIS IS TO CERTIFY, that Dr. G. W. &/or Marjorie Atwood
of Preston, Idaho, has complied with the terms and conditions of Permit
No. 13-7388 issued pursuant to Application for Permit dated March 29, 1983,
and has submitted proof to the Department of Water Resources on March 29, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a spring,
tributary to sinks, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> <u>(1 Unit)</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the SE1SE1 Section 15,
Twp 14S, Rge 40E in the County of Franklin

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
14S	40E	15																X	

MICROFILMED

JAN 28 1987

Total number of acres irrigated _____

CONDITIONS OF APPROVAL

a. 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 right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license 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 license 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 license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26TH day of DECEMBER, 1986.

Acting for the Director

Ronald C. Young

MICROFILMED

JAN 28 1987

21m

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 Dr. G.W. &/or Marjorie Atwood Phone 852-2434

Post office address Rt. 2, Box 474, Preston, ID 83263

2. Source of water supply Spring which is a tributary of Sinks

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township 14S

Range 40E B.M. Franklin County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for Domestic purposes from 1-1 to 12-31 (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. .04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Headbox at spring with 3"
pipeline to house.

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 _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

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

(1) Give the place of use of water: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township 14S
Range 40E 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 one.

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

RECEIVED

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

[illegible]

Total number of acres to be irrigated _____

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

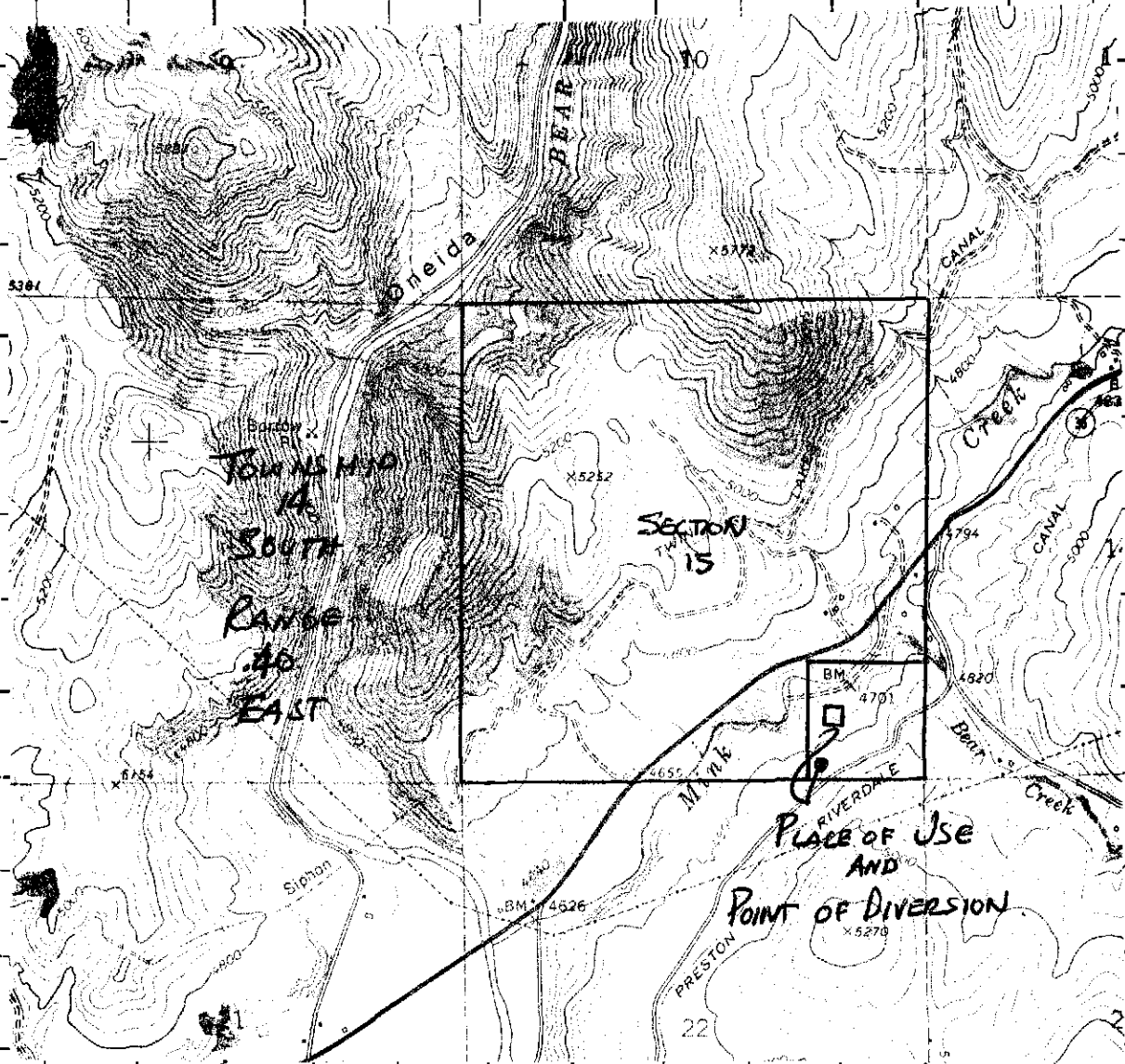
9. a. Who owns the property at the point of diversion Applicant

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

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

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.


(Applicant)

29
Proposed Priority 3/27/83

Received by SM Date 3/29/83 Time 12:00 pm

Preliminary check by HWS Fee \$ 30.00

Receipted by BP Date 3/29/83 # 25571

Publication prepared by BP Date 3/30/83

Published in Preston Citizen

Publication dates 4/7 - 4/14/83

Publication approved CW Date 5-10-83

Protests filed by: ~~Mark C. Jensen~~ withdrawn

Copies of protests forwarded by CW

Hearing held by _____ Date _____

Recommended for approval denial by EMC. KC

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. 13-7388, 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 July 1, 19 84.
- 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 17th day of June, 1983.

L. Glen Saxton
Chief, Operations Bureau

RECEIVED

APR 15 1983

Department of Water Resources
Eastern District Office

April 12, 1983

Mr. Ken Dunn, Director of
Dept. of Water Resources
150 Shoup Avenue, Suite 15
Idaho Falls, ID 83402

Dear Mr. Dunn:

Dr. G.W. Atwood and Marjorie Atwood have filed on Water
Rights No. 13-7388, Legal No. 1812.

The water that Dr. Atwood has filed on is on my land and
belongs to me. My grandfather homesteaded the land and
was given a Patent No. 517087 by Woodrow Wilson, President
of the United States. The patent was signed by M.K. Goulick
and dated March 4, 1916.

My grandfather developed the well for his drinking water and
for his cattle and horses. This well has since been used for
these purposes.

Dr. Atwood has installed a drain field next to my fence and near
my property line, to drain off the water from my well.

I protest against the Atwoods receiving a permit for water
that is not theirs. I have the title to the land on which the
well is located. Enclosed is a photocopy of the deed.

Would you please reply concerning this matter as soon as
possible.

Sincerely yours,

Mark C. Jensen
Mark C. Jensen

MCJ/jw

Enclosure

RECEIVED

WARRANTY DEED

APR 15 1983

Department of Water Resources
Eastern District Office

For Value Received
Nels Christian Jensen and Wanda Jensen, husband and wife

of Preston, Idaho
the grantor s , do hereby grant, bargain, sell and convey unto
Mark C. Jensen and Joan K. Jensen, husband and wife

of Layton, Utah

the grantee s , the following described premises, in Franklin County Idaho, to wit:
Township 14 South, Range 40 East of the Boise Meridian.

Beginning at the Northwest corner of the Northeast quarter of the
Northeast quarter of Section 22, thence East 200 feet, more or less,
to the North right-of-way line of county road, thence Southwesterly
along North right-of-way line of said county road to a point 170
feet, more or less, South of point of beginning, thence North 170
feet to point of beginning.

REVENUE STAMPS

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees ,
and their heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantee s , that they the owner s in fee simple of said premises; that they are free
from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: January 30, 1974

Nels Christian Jensen

Wanda Jensen

STATE OF IDAHO COUNTY OF FRANKLIN
On this 1st day of February, 19 74
before me, a notary public in and for said State, personally
appeared
Nels Christian Jensen and Wanda Jensen,
husband and wife
known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.
[Signature]
Notary Public
Residing at Preston, Idaho
Comm. Expires 5-31-75

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at
the request of *N. Christian Jensen*
at 40 minutes past 1 o'clock p.m.,
this 14th day of February,
19 74, in my office, and duly recorded in Book
of Deeds at page
Michael D. Kung
Ex-Officio Recorder
By *Suzanne J. Cahulis* Deputy.
Fees \$ 81.00
Mail to:

INSTRUMENT NO. 134461

RECORDED
INDEXED

#875
APR 24 1983

No 1812

AFFIDAVIT OF PUBLICATION

RECEIVED

MAY 9 1983

Department of Water Resources
Eastern District Office

STATE OF IDAHO, }
County of Franklin } ss.

J. Walter Ross

being duly sworn,

deposes and says:

That he is the Co-Publisher 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 2 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

April 7

1983, and ending

with the issue of April 14, 1983

J. Walter Ross

Fee \$ 13.75

Subscribed and sworn to before me this 30th day

of April, 1983.

Ken O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1986

NOTICE OF APPLICATION
FOR WATER RIGHT

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

13-7388

ATWOOD, DR. G. W. &/or MARJORIE

RT. 2, BOX 474, PRESTON, ID 83263

Source: SPRING trib. to SINKS

Date Filed: 03/29/1983

Diversion Pt: SESE Sec 15 T 14S R 40E

Use: DOMESTIC (0.04 CFS)

In: SESE Sec 15 T 14S R 40E

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 APRIL 25, 1983.

KEN DUNN, Dir.

Published 4/7 & 4/14/83.

Legal No. 1812 -22L- Published April 7, 14, 1983.



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
(208) 334-4440

December 31, 1986

RE: Permit No. 13-7388

Dr. G. W. &/or Marjorie Atwood
Rt. 2, Box 474
Preston, ID 83263

Dear Mr. and Mrs. Atwood:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

RECEIVED
JAN 26 1987

INTER-DEPARTMENT MEMO — 1

FROM

Jim *Jim*

DATE 12/3/86

TO

Gary

SUBJECT

P/D Legal Description

We are reviewing a number of domestic water rights which do not have the 10-acre tract description recorded on the field exam that use water from a spring(s).

We have not attempted to change the field exam because in some cases, the exact 10-acre description cannot be determined from the field exam and there is no known conflict over spring usage in the areas covered by the rights reviewed.

MICROFILMED

JAN 28 1987

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

OCT 9 1986

13-7388

Permit No.

Department of Water Resources

1. Measurement Calculations

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

#1 Sprinkler 5 gal in 35 sec. $\rightarrow \frac{5}{35} * 60 = 8.57 \text{ gpm OR } 0.02 \text{ cfs}$
#2 Sprinkler 5 gal in 24 sec $\rightarrow \frac{5}{24} * 60 = 12.5 \text{ gpm OR } 0.03 \text{ cfs}$

Application restricted to 0.04 cfs $\leftarrow$

However no measurement could be had from
Spring overflow to determine actual
contribution to storage tanks.

Recommend allowing 0.02 cfs and 1.2 cfs
under these conditions.

0.05 cfs
coming from
storage tank

ALLOW 0.04 cfs -
normal single
family domestic
amount.

b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\text{NA.}}$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\text{NA.}}$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\text{NA.}}$

c) Volume Calculations for Other Uses:

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:

APPROVED

JAN 28 1987

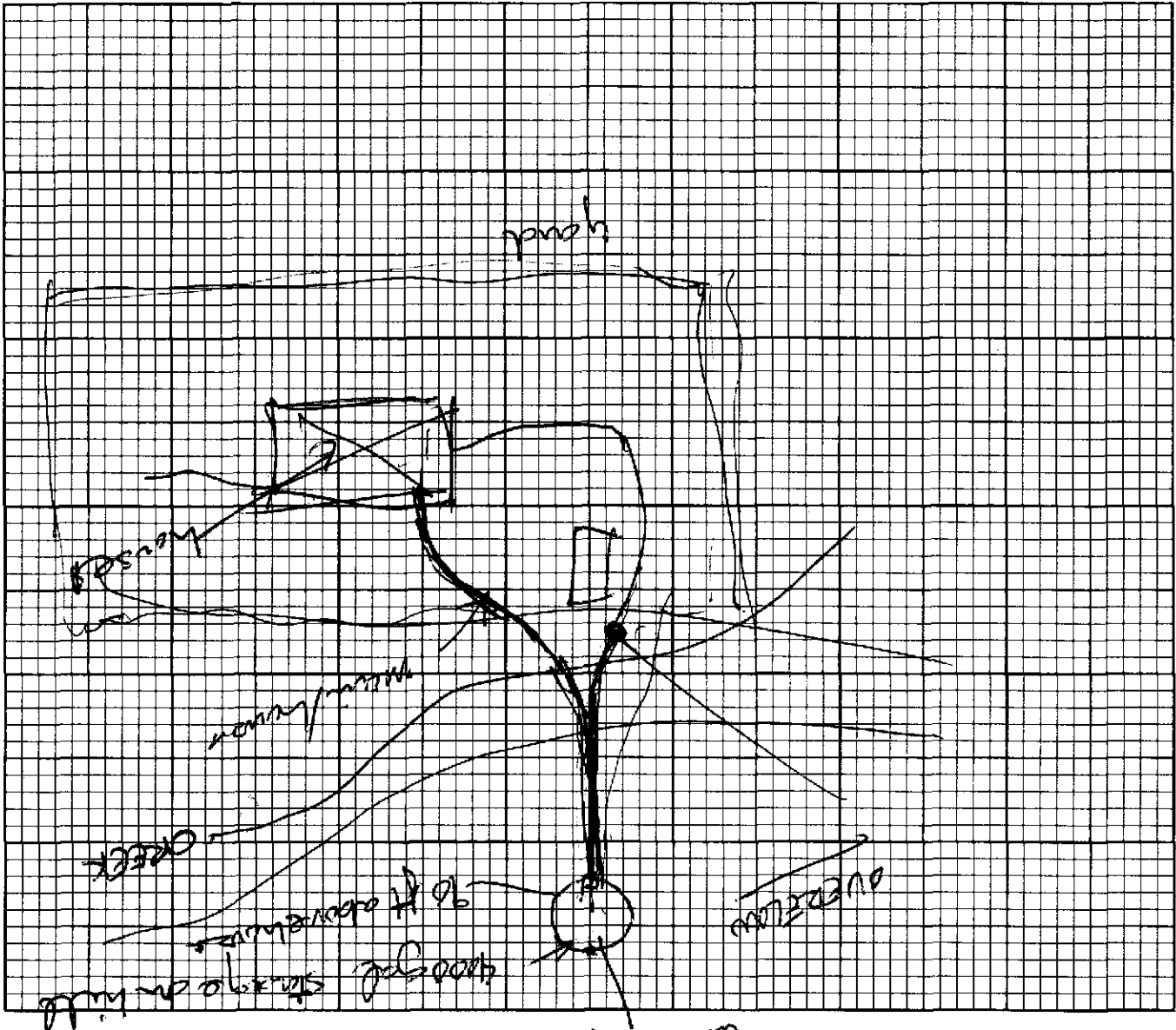
License

- JAN 6 8 1967

10. Other water rights on these lands N.A.

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 _____

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 D. J. [Signature]

Date 7-10-86

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date _____

CONSULTANT SEAL

13-7388

T145

R 406

SEC 15

MICROFILMED

JAN 28 1981



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

A. Kenneth Dunn
Director

August 24, 1983

Dr. G. W. Afwood
Rt. 2, Box 474
Preston, ID 83263

RE: Permit #13-7388

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 examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

 x 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.

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:JK

MICROFILMED

JAN 28 1987

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 13-7388.

Name(s) of Permit Holder: Dr. G.W. Atwood

Post Office Address: Route 2, Box 474 Preston

Tel. No. 852-2434

Source of Water: _____

Extent of Use: ☒ Domestic 4 (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (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.

3-29-83
 Date 1

G. Atwood
 Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE

RECEIVED

APR 7 1983

Idaho Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

August 11, 1983

RE: Permit No. 13-7388

Dr. G. W. &/or Marjorie Atwood
Route #2, Box 474
Preston, ID 83263

Dear Permit Holders:

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

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosures

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: AWJ

APPLICATION NUMBER: 13 7388

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ 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:

- ☐ 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: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No In form for advertising.
Final date for protests: April 25, 1983
☒ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5-9-83
☒ 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? _____
3-29-83 Date of priority recommended.
Special conditions of approval or cover letter. _____

STATE OFFICE REVIEW:

By: Ernest Carlson

Date: May 18, 1983

SLW/LIB

- ☐ See attached sheet for more information.

By: Reep

Date: 6/16/83

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

RECEIVED
ON QUALITY OF SERVICE

June 7, 1983

RE: Application for Permit No. 13-7388

Dr. W. W. or Marjorie Atwood
Rt. #2, Box 474
Preston, ID 83263

Dear Dr. & Mrs. Atwood:

This is to advise you that Mark C. Jensen has withdrawn his protest against approval of the above referenced application. The Department will take no further action in setting a hearing in this matter and has resumed the processing of your application.

If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

June 7, 1983

RE: Application for Permit No. 13-7388 ATWOOD

Mark C. Jensen
2653 West 600 South
Roy, UT 84067

Dear Mr. Jensen:

This is to acknowledge receipt of your withdrawal of protest against approval of the above referenced application. The Department will take no further action in setting a hearing in this matter.

If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

May 27, 1983

RE: Application for Permit No. 13-7388 ATWOOD

Mark C. Jensen
2653 West 6000 South Roy, UT 84067

Dear Mr. Jensen:

Enclosed is the withdrawal of protest we received on May 17, 1983. I am pleased to know your concerns regarding Mr. Atwood's application have been resolved; however, as a matter of policy, we are reluctant to process the withdrawal of protest since it does not bear your signature. Please sign the withdrawal and return it to this office as soon as possible. Your cooperation in this matter is appreciated.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

RECEIVED

JUN 3 1983

Department of Water Resources
Eastern District Office

RECEIVED

MAY 17 1983

Department of Water Resources
Eastern District Office

May 13, 1983

RE: Application for Permit No. 13-7388 ATWOOD

Ronald D. Carlson
Eastern Regional Supervisor
150 Shoup
Idaho Falls, Idaho 83401

Dear Mr. Carlson:

I have resolved the dispute with Mr. Atwood concerning the water dispute.

I will withdrawn my protest against Mr. Atwood pertaining to his permit No. 13-7388.

Very truly yours,

Mark C. Jensen
Mark C. Jensen
2653 West 6000 South
Roy, Utah 84067

RECEIVED

RECEIVED

MAY 17 1983

Department of Water Resources
Eastern District Office

May 13, 1983

RE: Application for Permit No. 13-7388 ATWOOD

Ronald D. Carlson
Eastern Regional Supervisor
150 Shoup
Idaho Falls, Idaho 83401

Dear Mr. Carlson:

I have resolved the dispute with Mr. Atwood concerning the water dispute.

I will withdrawn my protest against Mr. Atwood pertaining to his permit No. 13-7388.

Very truly yours,

Mark C. Jensen
2653 West 6000 South
Roy, Utah 84067

POOR QUALITY ORIGINAL

Copy

April 28~~k~~ 1983

RE: Application for Permit No. 13-7388 ATWOOD

Preston Citizen
Box 472
Preston, ID 83263

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on April 7 and 14, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

April 28, 1983

Dr. G.W. &/or Marjorie Atwood
Rt. #2, Box 474
Preston, ID 83263

Dear Dr. & Mrs. Atwood:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 13-7388. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

Enclosure

cc: IDWR - State Office

April 28, 1983

RE: Application for Permit No. 13-7388 ATWOOD

Mark C. Jensen
2653 West 6000 South
Roy, UT 84067

Dear Mr. Jensen:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

cc: IDWR - State Office

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED
APR 11 1983

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 APRIL 25, 1983.

KEN DUNN, Dir.

Published 4/7 & 4/14/83.

13-7388

ATWOOD, DR. G.W. &/or MARJORIE

RT. 2, BOX 474, PRESTON, ID 83263

Source: SPRING trib. to SINKS

Date Filed: 03/29/1983

Diversion Pt: SESE Sec 15 T 14S R 40E

Use: DOMESTIC (0.04 CFS)

In: SESE Sec 15 T 14S R 40E

Proofed by
Phone
4/5/83
BP