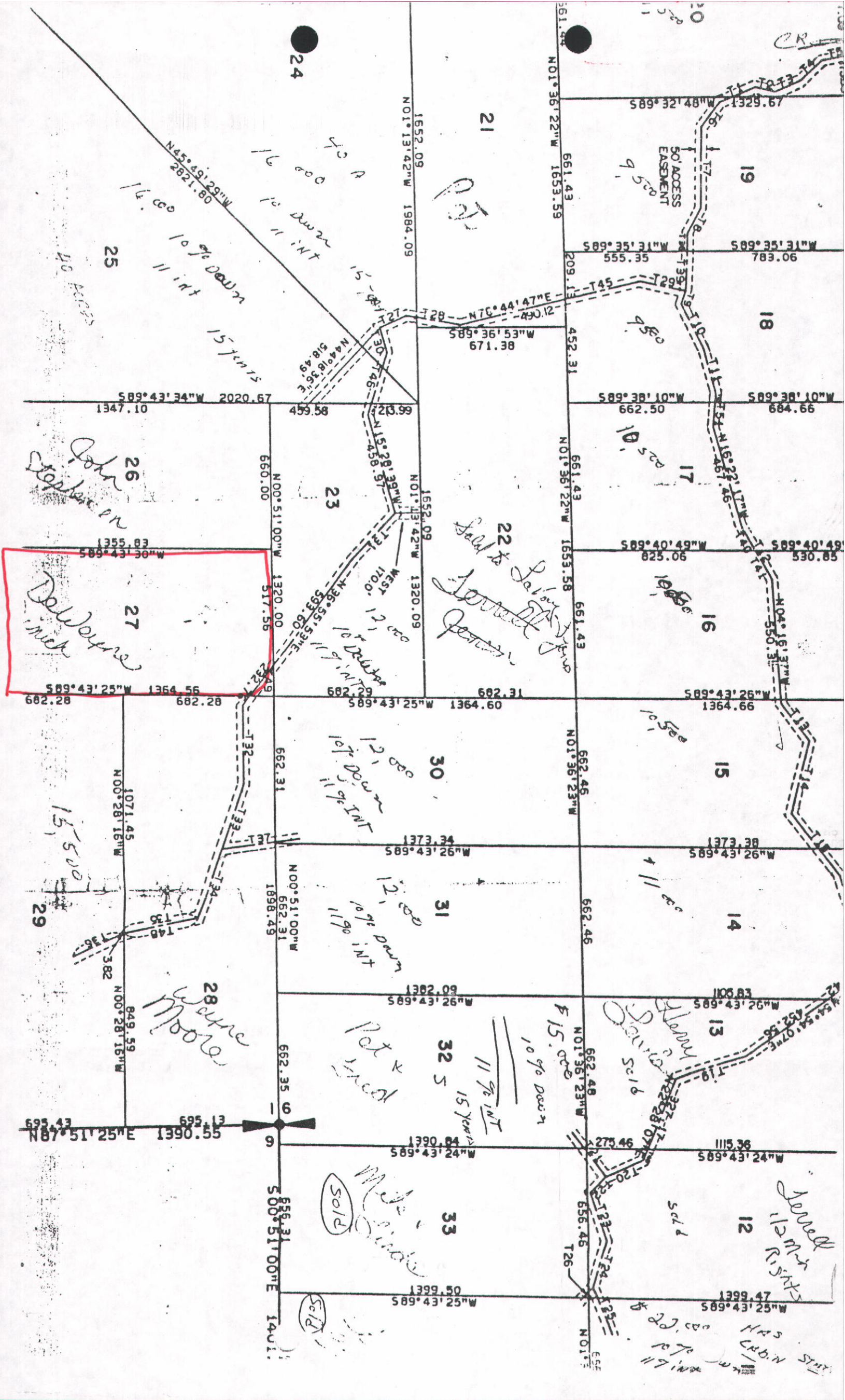
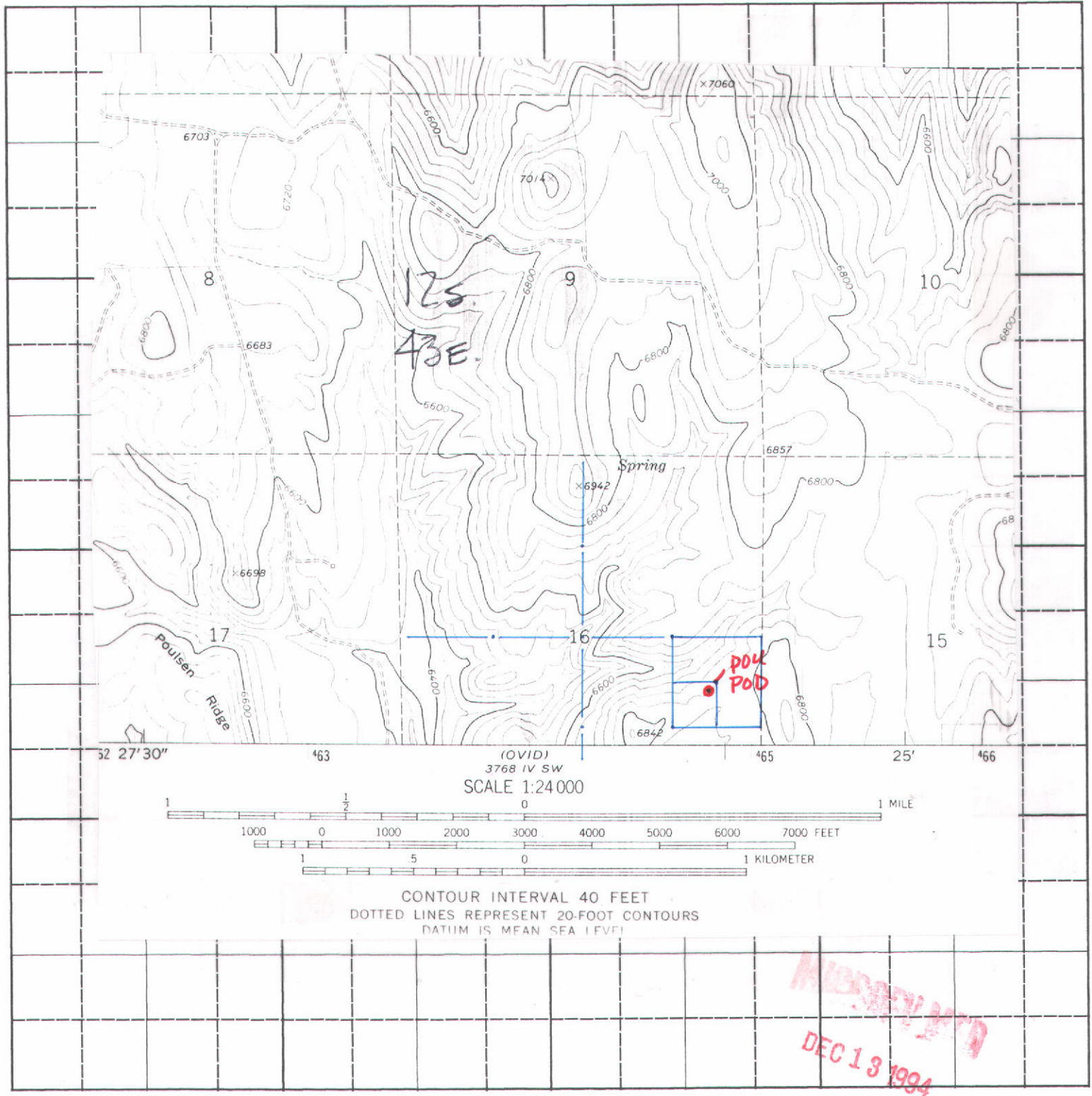




13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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)

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 11-07416	)	
	)	ORDER OF
IN THE NAME OF SUE & DEWAYNE DIMICK	)	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 December 1, 1995; and,

WHEREAS, the Department notified the permit holder on September 30, 1995, by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, on October 10, 1995, the permit holder submitted proof of beneficial use. The department notified the permit holder on October 13, 1995, of the need to submit a \$50.00 license examination fee. The permit holder was given thirty (30) days to submit the fee.

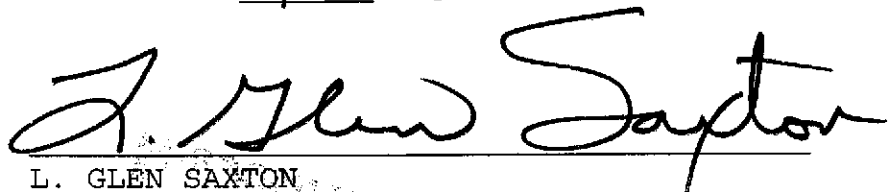
WHEREAS, the Department notified the permit holder on December 8, 1995, that the permit had lapsed; and,

WHEREAS, Section 42-218a, 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 the fee on December 19, 1995;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 11-07416 be **REINSTATED** with an advance in priority to July 3, 1994.

Dated this 4th day of January, 1996.



L. GLEN SAXTON
Chief, Water Allocation Bureau

JAN 30 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED
OCT 10 1995

The Idaho Department of Water Resources considers this form 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, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 11-07416 Telephone No. 208-945-2614

2. Name(s) of Permit Holder(s): Dwayne + Sue Dimick

3. Mailing Address: 4634 US Hwy 36 Ovid Idaho 83260

4. Source of Water: Spring If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____

a. Well Driller: ____ Drilling Permit Number: ____ - ____ - ____

b. **OPTIONAL:**

Pump Horsepower: ____ Pressure (psi): ____ Dynamic pumping level (ft): ____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): ____

Irrigation (No. of acres): ____ Other: ____

6. Total rate of diversion and/or volume for which proof is submitted: 104 cfs OR ____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes ____ or No X
Has the measuring device been installed? Yes ____ or No ____

Flow Measurement Port: Is a flow measurement port required? Yes ____ or No X
Has the measurement port been installed? Yes ____ or No ____

8. Fee Enclosed: \$ ____ (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Dwayne Dimick Telephone Number: 208 945-2614

Address: 4634 US Hwy 36 Ovid Idaho 83260

10. The information given on this form 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.

Signature of permit holder: Dwayne Dimick Date: 10-5-95
(Include your title, if on behalf of company or organization)

OCT 30 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 11-07416

Proposed Priority: June 15, 1994

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **SUE DIMICK**
DEWAYNE DIMICK
4634 HWY 36
OVID ID 83260

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>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNESE , Sec. 16, Township 12S, Range 43E
BEAR LAKE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

12S 43E 16

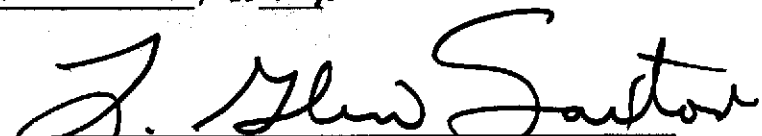
NESE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1995.**
2. Subject to all prior water rights.
3. Domestic use is for 1 home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

2nd day of December, 1994.

for 
R. Keith Higginson, Director



DEC 13 1994



30⁰⁶

Ident. No. 11-7416

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant DeWayne OR Sue W. Dimick Phone 208-945-2614
Post office address 4634 US Hwy 36 Ovid, Idaho 83260
2. Source of water supply Spring which is a tributary of UNNAMED STREAM
Sage Hollow Sink
3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 16 Township 12S Range 43E B.M. Bear Lake County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purposes from 01/01 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 is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. check dam to pvc pipeline
to house and sprinkler flood irrigation less than 1/2 Acre
 - 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 85°F being sought? _____
 - e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
done years (minimum 1 year).

DEC 13 1994

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

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

b. Stockwatering; list number and kind of livestock.

c. Municipal; show name of municipality.

d. Domestic; show number of households.

e. Other; describe fully.

9. Description of place of use:

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

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

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

[illegible]

Total number of acres to be irrigated

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

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

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

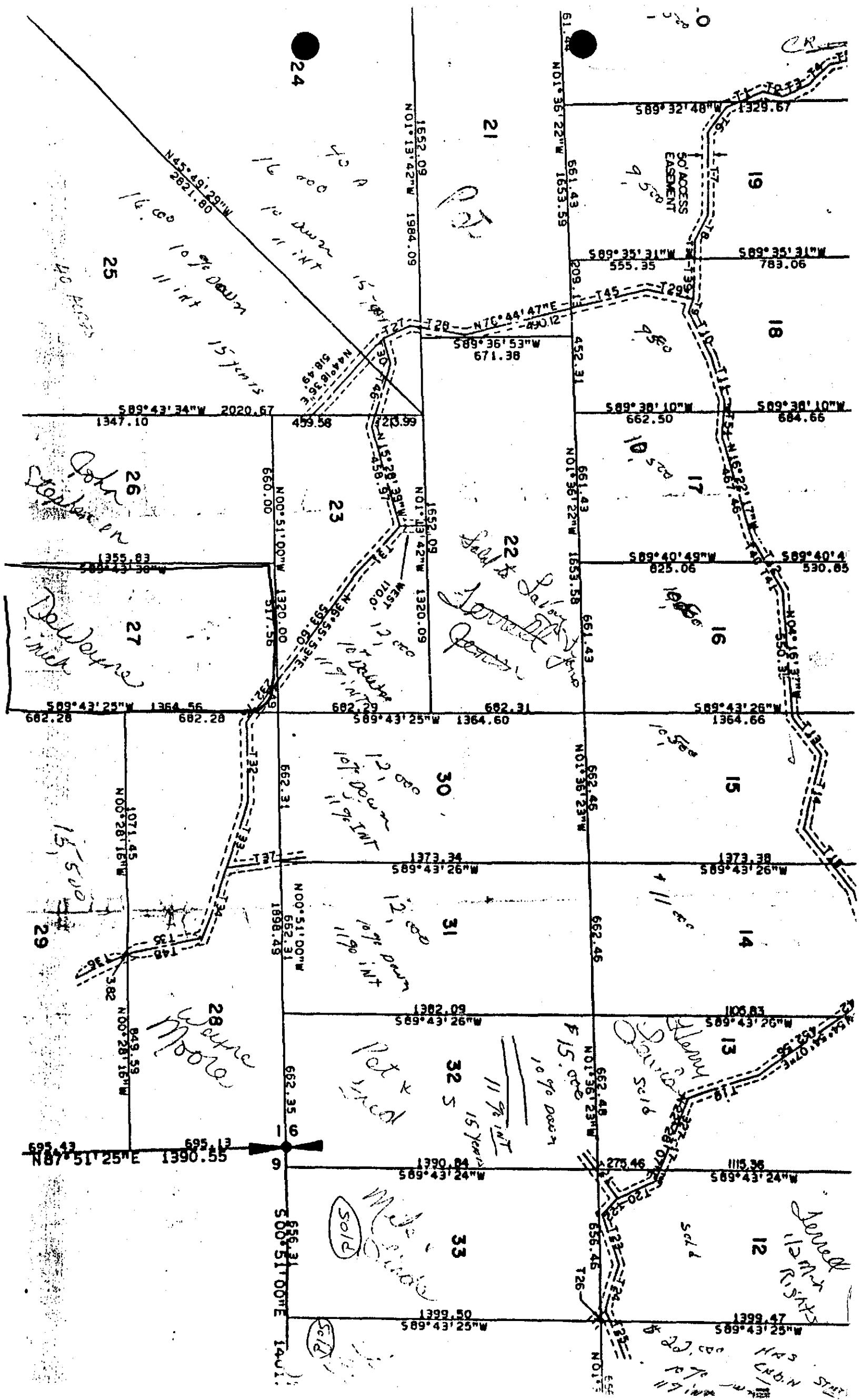
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing.

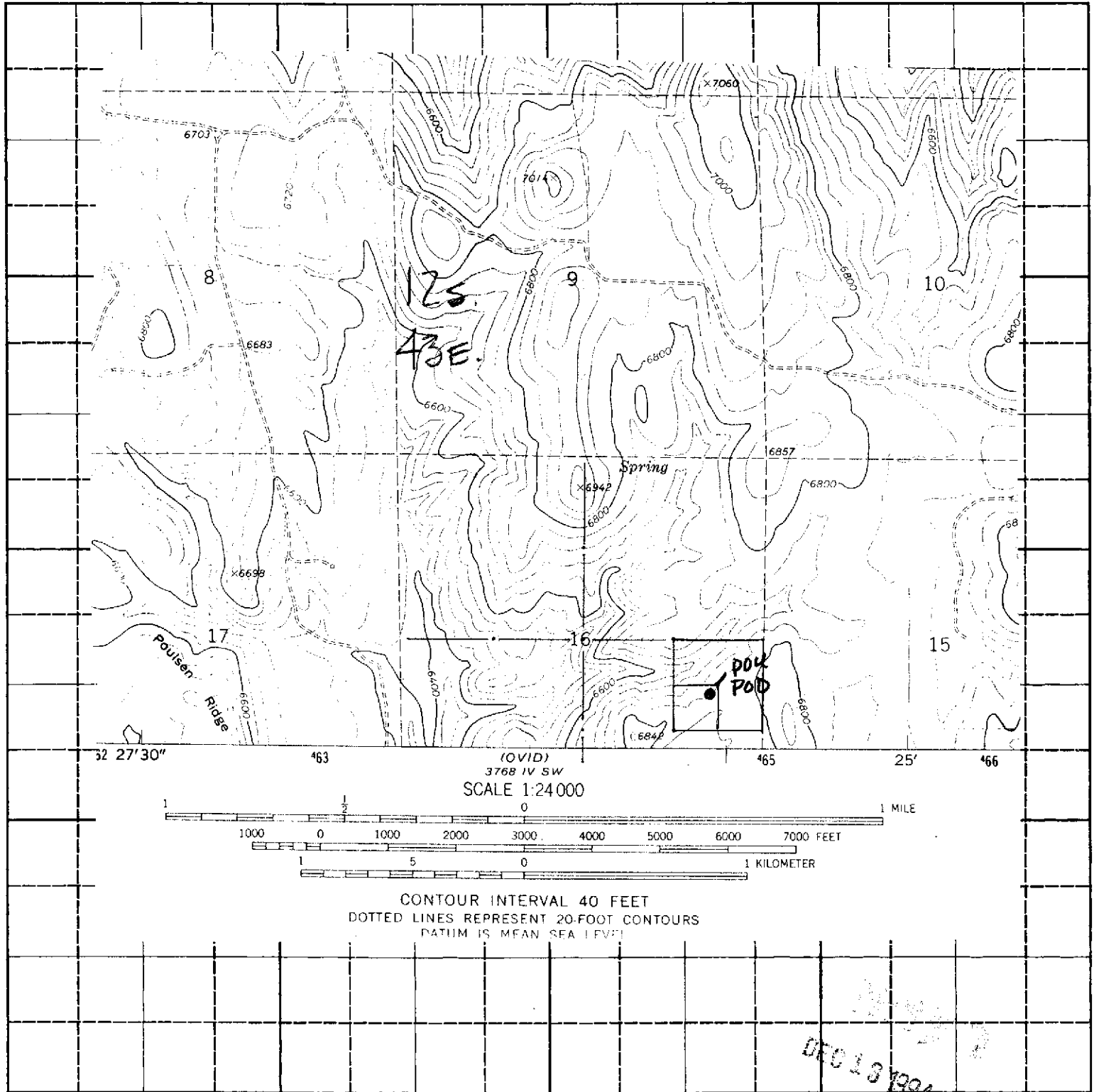
12. Remarks:

Spring also known as Cool spring

Lot 27 Bluebird Hills Agricultural Division 1st Addition



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)

DEC 13 1994

RECEIVED

e. Other:

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.

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.

19

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:

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

Publication approved

AB

Date

8-8-94

Publication prepared by

AB

Date

7-20-91

Published in

News-Examiner

Fee \$

30.00

Received by

AB

#

E019926

Date

6-15-94

Preliminary check by

Time

11:30

Date

6/15/94

DC

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 11-07416 Reviewed by [Signature] Date 10-12-95

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit? Dom
yes Address same as permit? _____
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source
_____ Ground water source
_____ Drilling permit required?
_____ Copy in the file? Drilling Permit No. _____
_____ Amount paid for permit _____ Correct?
_____ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required? no Required?
0 Amount Submitted _____ Installed?
no Correct? _____ Waiver requested?

PRIORITY CALCULATION

Date ^{rec} proof received 12-19-95
Date proof due 12-1-95 - _____
No. of days late 18 = 18
Priority Date 6-15-94 + 166
New Priority Date 7-3-94 184

> 7-3-94

DEFICIENCIES OR ACTION ITEMS

Request 50th exam fee.
12/19- fee Received - Run state + advance
priority to July 3, 1994.
Proof acceptable

DATA ENTRY

New Address _____ Proof Made 12-19-95



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

January 4, 1996

SUE & DEWAYNE DIMICK
4634 HWY 36
OVID ID 83260

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 11-07416

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating your permit since proof of beneficial use was received after the proof due date. Please note that the priority date has been advanced to July 3, 1994.

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 the field examination, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208) 525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

RECEIVED
JAN 30 1996

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

December 8, 1995

SUE DIMICK
DEWAYNE DIMICK
4634 HWY 36
OVID ID 83260

LAPSE NOTICE

RE: PERMIT NO. 11-07416

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 September 30, 1995. 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 fifty dollar (\$50.00) 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

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 12-8-95
~~a copy~~/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

RECORDED
JAN 30 1996



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

October 13, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Sue & DeWayne Dimick
4634 HWY 36
Ovid, ID 83260

RE: Permit No. 11-07416

Dear Permit Holder:

Returned is a copy of the proof of beneficial use you submitted in connection with the above referenced permit. Unfortunately, the proof can not be accepted as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license examination fee. They are:

1. The water right must use a **groundwater** (well) source, **and**;
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

You do not meet requirement #1 since you divert water from a surface water source (spring). Therefore, a license examination fee of \$50.00 applies to the permit.

Please return the copy of the proof form and the license examination fee to my attention within thirty (30) days of receipt of this letter.

If you have any questions or if I can be of any assistance, please feel to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

JAN 30 1996

Enclosure

September 30, 1995

SUE DIMICK
DEWAYNE DIMICK
4634 HWY 36
OVID ID 83260

PROOF DUE NOTICE

RE: PERMIT NO. 11-07416

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 December 1, 1995.

(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.

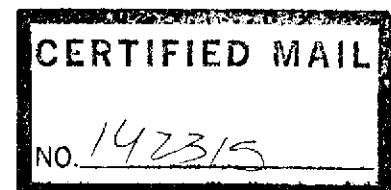
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED
JAN 30 1996





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

January 5, 1995

DeWayne & Sue Dimick
4634 HWY 36
Ovid, ID 83260

RE: Permit No. 11-07416

Dear Permit Holder:

Per our conversation, I am returning the Proof of Beneficial Use form which was submitted by mistake to our office on July 15, 1994.

I am in the process of refunding the \$50.00 license examination fee submitted with the proof. The refund should arrive in seven (7) to ten (10) days.

If you have any questions please do not hesitate to contact me at (208)327-7953.

Sincerely,

A handwritten signature in cursive script that reads 'Julie L. Yarbrough'.

JULIE L. YARBROUGH
Senior Secretary

Enclosure

cc: Fiscal

RECEIVED

JAN 30 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
JUL 15 1994
Department of Water Resources

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.

1. Permit No. 11-7416 Telephone No. 945-7614
2. Name(s) of Permit Holder(s): DeWayne or Sue W Dimick
3. Post Office Address: 4634 US Hwy 36 Ovid, Idaho 83260
4. Source of Water: Spring
 - a. If ground water, well driller's name: _____ Date drilled: _____
 - b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____
5. Extent of Use:

Domestic <u>1</u> (No. of households)	Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock)	Other _____
6. Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device:	Required? <u>Yes</u> ☒ No	Installed? <u>Yes</u> ☒ No
OR		
Flow Measurement Port:	Required? <u>Yes</u> ☒ No	Installed? <u>Yes</u> ☐ No
8. Fee Enclosed: \$ _____ (See License Examination Fee Schedule)
9. Person to contact to accompany the Department representative during the field examination:

<u>claimant</u>	_____
Name	Telephone No.

Address	
10. 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.

6-15-94 DeWayne Dimick Sue W Dimick
Date Signature (and title if on behalf of a company or organization)

JAN 30 1996



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 5, 1994

SUE DIMICK
DEWAYNE DIMICK
4634 HWY 36
OVID ID 83260

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 11-07416

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

A handwritten signature in dark ink, appearing to read 'J. Johnson', with a long horizontal flourish extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

DEC 13 1994

by Cindy Zimmerman

No.: 11-7416 Name: Dimick Date: 11/28/94 Correct Fee? ✓

AREA OF CONCERN? - No/Yes BE Mor GWMA Trust/Non-trust

SYSTEM COMPLETED:

No - 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted	-	~~File~~
Proof submitted	-	NA

GROUNDWATER:

+ 0.2 cfs <FLO-CH>	- 01G (new), 01K (existing), No MD
- 0.2 cfs	- No MD <FLOW CHART>

Drilling Permit:
 Included w/permit - Permit No. _____, P99
 Existing well - NA (pre 7/1/87)
 No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)

SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <FLOW CHART>

LOCATION:

```

Water District(dem) - WD No. _____
    *Surface water - 005 (req) 01J-P08 <FLOW CHART>
      (doesn't sink) or 01H-P01 <FLOW CHART>; No MD
    Groundwater - P05 (new irrigation well)
In stream channel - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (-85° GW temp only)
Swan Falls Flag - B <SEE CONDITION CODE CHART>
    Trust - 051-052-053-P74 (Consumptive Uses), NA
    Non Trust <1> - 048-049 (Consumptive Uses), NA

```

RIVER BASINS (*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA
 Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA
 Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA

USE:

Fish Propagation	-	07A-042 (req) & 010/06A/09E(WQ)-P10 044 (N 1000 Spr)
Irrigation	-	03A/057, 803(if GW use SW 1st)(+5A PU comp), NA
Power	-	08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10; +25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Mining	-	054 (req) & 06A/010/09E-P10
Storage(✓ 3 compo.)	-	18A(multi MD in WD), 18B-P09 (+10' dam), NA
Domestic (surface)	-	021(Boise R ↑ L Peak), 064(Payette R), NA

OWNERSHIP:

Non land owner - 004 (PD/PU)
TESTED: w/d - 020 (Prehearing agreement)/W19 (See Order)

PROTESTED: w/p - 020 (Prehearing agreement) / W19 (See Order)

OTHER CONDITIONS:

REMARKS:

BENEFICIAL USE DUE: - 12-1-1995

COMMENTS:

WR0749NP
No. P11-07416

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/28/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUE DIMICK	06/15/1994	DOMESTIC	01-01 12-31	0.04 CFS	
C	DEWAYNE DIMICK					
	4634 HWY 36					
	OVID ID 83260					
	(208) 945-2614					
				TOTAL DIVERSION:	0.04 CFS	

Water Source: SPRING

Tributary to: SINKS

Stage: PERMIT

Point(s) of Diversion: T12S R43E S16 SWNESE BEAR LAKE County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
12S	43E	16	:					:					:					:						:	

Pou County: BEAR LAKE

Remarks: Domestic use is for 1 home.

Dates:	App. Received:	06/15/1994	Priority Date:	06/15/1994
	Proof Due Date:	12/01/1995	Proof Made Date:	
	Exam Made Date:		Exam Sent to S.O.:	
	Licensed Date:			

Misc: Water District Number: Field Exam Fee:

Audit: 11/28/94 CZIMMERM

Form No. 202a
4/87

Dist. for staffing _____
Submitted for advertising 6-22-94

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWT DATE 6-22-94 APPLICATION NO. 11-2416
DeWayne Dimick
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 signater 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
NOV 18 1994

Department of Water Resources

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

SEND COPIES TO None ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☐ 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 _____
☐ 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. _____

_____ See below for additional information
Date of priority recommended _____
By _____ Date _____

STATE OFFICE REVIEW

_____ See below for additional information
By _____ Date _____

ADDITIONAL INFORMATION

The source "Spring" is trib. to an unnamed stream which in turn is trib. to
Sage Hollow

LOCAL PUBLIC INTEREST

Comments received from

_____City	_____Idaho Fish & Game	_____Irrigation District
_____County	_____Idaho Health & Welfare	_____Canal Company
_____Reservations	_____Division of Environment	_____Other_____

Project impacts/implications report

COMMENTS

[illegible]

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Rosa S. Moosman

being duly sworn,

deposes and says:

That he is the Editor of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; 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 and 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

July 21, 1994, and ending
with the issue of July 21, 1994

Rosa S. Moosman
Fees, \$6467

Subscribed and sworn to before me this 28th day
of July, 1994

Sheriff Brown

Notary Public, Residing at Montpelier, Idaho

My Commission Expires August 15, 1997

NOTICE OF APPLICATION FOR WATER RIGHT

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

11-07413

FISH HAVEN PIPELINE CO INC
PO BOX 158
FISH HAVEN, ID 83287

Source: GROUNDWATER
Diversion Pt: LOT 2 (NESE) Sec 22 T
16S R 43E in BEAR LAKE County.
Use: DOMESTIC (.600 CFS)
Total Diversion: (.600 CFS)

Date Filed: 6/20/1994

In: BEAR LAKE County
T16S R43E S14 Lot 1(NWNE) Lot
2(SWNE) NENW SWNW SENW Lot
3(NESW) NWSW SWSW Lot
4(SESW) Lot 3 (NWSE)

S15 SWNE SENE SENW NESE
NWSE

S22 NENE Lot 1(SENE) Lot 2
(NESE) Lot 3(SESE)

S23 Lot 1(NWNW) Lot 1(SWNW)
S27 Lot 1(NENE) Lot 2(SENE) Lot
3(NESE) Lot 3(NWSE) Lot 4(SWSE)
Lot 4(SESE)

11-07416

DIMICK, DEWAYNE
DIMICK, SUB
4634 US HWY 36
OVID, ID 83260

Source: SPRING
Tributary: SAGO HOLLOW
Diversion Pt: SWNESE Sec 16 T12S
R43E in BEAR LAKE County
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 6/15/1994

In: BEAR LAKE County
T12S R43E S16 NESE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N. Skyline, Idaho Falls, Idaho 83402 on or before AUGUST 8, 1994.

R. KEITH HIGGINSON, Director
Legal No. 4811 — Published July 20 and 27, 1994.

DEC 13 1994

November 15, 1994

DEWAYNE OR SUE W DIMICK
4634 US HWY 36
OVID ID 83260

RE: Application for Permit No. 11074162

Dear Applicant:

This letter is to advise you that the protest filed by Rao Hymas against approval of the above referenced application has been withdrawn.

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

Very truly yours,


Harold W. Jones
Water Right Supervisor

HWJ/rb

DEC 13 1994

November 15, 1994

RAO HYMAS
2767 US HWY 36 BOX 13
OVID ID 83260

RE: Application for Permit No. 11-07416
DeWayne or Sue W. Dimick

Dear Mr. Hymas:

This letter acknowledges receipt of the withdrawal of protest against the above referenced application.

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

Very truly yours,


Harold W. Jones
Water Right Supervisor

HWJ/rb

RECEIVED
DEC 13 1994

NOVEMBER 4, 1994

State of Idaho
Department of Water Resources
900 N. Skyline Dr.
Idaho Falls, Idaho 83402

RECEIVED

NOV 14 1994

RE: Application No. 11-07416

Department of Water Resources
Eastern District Office

Harold W. Jones
Water Right Supervisor

Dear Mr. Jones,

I, Rao Hymas, hereby withdraw my protest concerning water permit No.11-07416.

Sincerely,

Rao Hymas

*If you take the Sego Hollers name
off - Pre - Rao Hymas Thank You.*

DEC 13 1994

INTER-DEPARTMENT MEMO

TO: Applic. File 11-07416

SUBJECT: Applic. 11-07416

FROM: H.W. Jones

DATE: 10-26-94

Protestant Rao Hymas was contacted by phone on 10-26-1994 and he instructed me to withdraw his protest. I informed him I would do so if instructed by our Bais officer that this was acceptable.

() For your information

() Response required

DEC 13 1994

H.W. Jones
signature

October 6, 1994

RECEIVED

OCT 07 1994

Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources
900 N. Skyline Drive
Idaho Falls, ID 83401

RE: Application for permit #11-07416

Dear Mr. Jones:

This letter is to inform you that the protest filed on August 1, 1994 by Rao Hymas has been resolved. Mr. Hymas called me about this matter and I explained to him that the spring we were filing on is in Section 16, T 12 S, R 43 E, and the spring he was concerned about is in sections 28 and 33 of T 12 S, R 43 E. The water from the spring we are filing on never reaches the Sagars or Sago Creek area he had in question, but goes back in the ground less than a mile from where it rises. I have invited Mr. Hymas to investigate the situation by letting me show him the spring we are filing on but he says he knows where it is and is no longer concerned.

I hope our filing can now be recorded and there will be no further delay.

Very sincerely yours,



Sue Dimick

DEC 13 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

06-Sep-1994

RAO HYMAS
2767 US HWY 36 BOX 13
OVID ID 83260

945-2043

RE: Application for Permit No. 11-07416
DEWAYNE DIMICK

Dear Mr. Hymas:

Your protest against 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.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protest. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application (Idaho Code § 42-203) the following are the principle items the Department can consider in either approving or denying the applications for (Idaho Code § 42-203):

1. Will the proposed use reduce the quantity of water under existing 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?

DEC 13 1994

Rao Hymas
Page 2

5. Will the proposed use under this permit conflict with the local public interest?
6. Is the proposed use contrary to conservation of water resources within the State of Idaho?

The protestant must be prepared to present proof of allegations involving one or more of the six items.

In addition, Rule 302 of the Department's Rules of Procedure requires a protestant to send a copy of the protest to the applicant in question. The address is as follows:

DEWAYNE OR SUE W. DIMICK
4634 US HWY 36
OVID ID 83260

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

Sincerely,

Harold W. Jones rb
HAROLD W. JONES
Water Rights Supervisor

HWJ:rb
pc: IDWR - State Office

DEC 13 1984



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

06-Sep-1994

DEWAYNE OR SUE W DIMICK
4634 US HWY 36
OVID ID 83260

RE: Application for Permit No. 11-07416

Dear Applicant:

Enclosed is a copy of a protest filed against the issuance of the above referenced permit. 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.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protest. At a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for transfer (Idaho Code § 42-203):

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 conflict with the local public interest?
6. Is the proposed use contrary to conservation of water resources within the State of Idaho?

DEC 13 1994

DeWayne or Sue W. Dimick
Page 2

The applicant must be prepared to present evidence and/or testimony addressing each of the six items. Although representation by legal counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

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

Sincerely,

Harold W. Jones
HAROLD W. JONES *rb*
Water Rights Supervisor

HWJ:rb

pc: IDWR - State Office
Enc.

DEC 13 1994

Aug 1, 1994

Director, Dept of Water Resources
Eastern Region, 900 N
Skyline, Idaho Falls, Idaho.

We are writing this letter to
protest the filing on Tributary: Sego
Hollow. Source: Spring by Dewdney
& Sue Dimick.

This water has been filed on
by the East Liberty Irrigation D.
and is used for irrigation and
for stock water.
Thank you -

yours truly,

RECEIVED RECEIVED

AUG - 1 1994

AUG 15 1994

Department of Water Resources
Eastern District Office

President

Rad Jm as

DEC 13 1994

Receipt # E020163

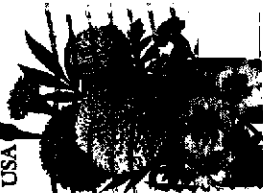
Mr. & Mrs. Udell Roberts
2767 U.S. Hwy 36, Box
Ovid, Idaho 83260

R



29
USA

Marygold



State of Idaho
Dept of Water Resources
Eastern District Office
900 N Skyline Dr.

DEC 13 1994

Idaho Falls, Idaho 83402-
1718

August 3, 1994

Mr. and Mrs. Udell Roberts
Mr. Rao Hymas
2767 US Hwy 36, Box 13
Ovid ID 83260

Dear Protestants:

I have received your recent protest of application No. 11-07416. Since July 1, 1994 a \$25 fee is required with the protest and you must send a copy of the protest to the applicant.

If you wish to pursue this matter, please resubmit your original protest letter (date stamped) with the \$25 fee to this office and send a copy of your protest to applicant Dimick.

Sincerely,

Harold W. Jones
Water Resource Supervisor

HWJ:lk

DEC 13 1994

11-07416

DIMICK, DEWAYNE
DIMICK, SUE
4634 US HWY 36
OVID, ID 83260

Source: SPRING

Tributary: SAGO HOLLOW

Diversion Pt: SWNESE Sec 16 T 12S R 43E in BEAR LAKE County.

Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 6/15/1994

In: BEAR LAKE County
T12S R43E S16 NESE

DEC 13 1994

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before AUGUST 8, 1994.

R. KEITH HIGGINSON, Director

Published: 7/21/1994 & 7/28/1994

DEC 13 1994

14-Jul-1994

DEWAYNE OR SUE DIMICK
4634 US HWY 36
OVID ID 83260

RE: Application No. 11-07416

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 NEWS EXAMINER on July 21 & 28, 1994. 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 *rb*
Water Right Supervisor

HWJ:rb

DEC 13 1994