

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

NOT RECORDED

RECORDED

R L E

T
3

S P.O.O
P.U

26

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.

Arthur Chuay
(Applicant)

NOTICE OF APPLICATIONS
FOR WATER RIGHTS

The following applications have been filed to appropriate the public waters of the State of Idaho:

61-7515

INLAND TERMINAL WAREHOUSE
CO.

C/O R.N. GRAVES, P.O. BOX 27, BOISE,
ID 83707

Source: GROUNDWATER
Date Filed: 02/24/1983
Diversion Pt: NENW Sec 14 T 05S R 06E
Use: COMMERCIAL (0.04 CFS); DOMESTIC (0.04 CFS)
In: NENW Sec 14 T 05S R 06E
61-7516

INLAND TERMINAL WAREHOUSE
CO.

C/O R.N. GRAVES, P.O. BOX 27, BOISE,
ID 83707

Source: GROUNDWATER
Date Filed: 02/24/1983
Diversion Pt: NENE Sec 04 T 06S R 08E
Use: COMMERCIAL (0.04 CFS); DOMESTIC (0.04 CFS)
In: NENE Sec 04 T 06S R 08E
61-7519

CHURCH OF JESUS CHRIST LATTER
DAY SAINTS

1310 N. 10TH E., MOUNTAIN HOME, ID
83647

Source: GROUNDWATER
Date Filed: 05/23/1983
Diversion Pt: NWNW Sec 15 T 04S R 05E
Use: DOMESTIC (0.04 CFS)
In: NWNW Sec 15 T 04S R 05E
61-7531

STONE, EARLE R. &/or MARY A.

275 S. 5TH E., MOUNTAIN HOME, ID
83647

Source: GROUNDWATER
Date Filed: 06/30/1983
Diversion Pt: NENE Sec 16 T 03S R 06E
Use: COMMERCIAL (0.02 CFS)
In: NENE Sec 16 T 03S R 06E
61-7533 ✓

VAGT, ARTHUR

338 BIRCH ST., MOUNTAIN HOME, ID
83647

Source: GROUNDWATER
Date Filed: 05/09/1983
Diversion Pt: NWSW Sec 26 T 03S R 06E
Use: DOMESTIC (0.08 CFS)
In: NWSW Sec 26 T 03S R 06E
61-7542

BRITTEN, WILBUR &/or ELSIE M.

1190 S. 5TH W., MOUNTAIN HOME, ID
83647

Source: GROUNDWATER
Date Filed: 06/27/1983
Diversion Pt: SESW Sec 26 T 03S R 06E
Use: DOMESTIC (0.10 CFS)
In: SESW Sec 26 T 03S R 06E
61-7564

WELLS, PHILIP

P.O. BOX 83, MOUNTAIN HOME, ID
83647

Source: GROUNDWATER
Date Filed: 10/01/1984
Diversion Pt: NENE Sec 16 T 03S R 06E
Use: COMMERCIAL (0.09 CFS)
In: NENE Sec 16 T 03S R 06E

The permits will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before MARCH 25, 1985.

KEN DUNN, Dir.

Published 03/06 & 03/13/85.

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Marie Waters do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

2 consecutive weeks, the first publica-

tion having been made on the 6 day

of March, 1985, and

the last publication having been made on the

13 day of March

1985; every Thursday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Marie Waters

Subscribed and sworn to me this 16th

day of March, 1985

Deen W. Swaso
Notary Public

RECEIVED
MARCH 13 1985

Department of Water Resources
Western Regional Office

MICROFILMED
NOV 18 1992

Affidavit of Publication

County of Elmore } ss.
STATE OF IDAHO }

I, Coleen W. Swenson, do solemnly swear that I am the foreman, or publisher of the

Mountain Home News

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of publication thereof; was published in said newspaper for

2 consecutive weeks, the first publication having been made on 17th day of June, 19 92, and the last publication having been made on the 24th day of June, 19 92; every Wednesday issue of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Coleen W. Swenson

Subscribed and sworn to me this 24th day of

June, 19 92

Janice M Eddy
Notary Public

Residing in Mountain Home, Elmore County, Idaho. My commission expires 10-4-97.

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application has been filed to appropriate the public waters of the State of Idaho:

61-07533 ✓st

VAGT, ARTHUR

338 BIRCH ST.

MOUNTAIN HOME, ID 83647

Source: GROUNDWATER

Diversion Pt: NWSW Sec 26 T 03S R 06E in ELMORE County.

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

Date Filed: 5/9/1983

In: ELMORE County, T03S R06E S26 NWSW

The permit will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before JULY 6, 1992.

R. KEITH HIGGINSON, Director
Published: 6/17/1992 & 6/24/1992.

RECEIVED

JUN 26 1992

Department of Water Resources
Western Regional Office

MICROFILMED
NOV 18 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 61-07533

Priority: May 9, 1983

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that ARTHUR VAGT

338 BIRCH ST

MOUNTAIN HOME ID 83647

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 9, 1983; and has submitted Proof of Beneficial Use on November 2, 1992. An examination indicates that the works have a diversion capacity of .040 cfs of water from a **GROUNDWATER** 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>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 26, Township 03S, Range 06E
ELMORE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

03S 06E 26

NWSW

CONDITIONS/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.
5. Place of use located within Block 8, Lot 41, Mellon Subdivision. The domestic use authorizes irrigation of up to 1/2 acre.
6. Domestic use is for 1 home.

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 5TH day of FEBRUARY, 1994.

Acting for R. Keith Higginson, Director

[Signature]
RECORDED

FEB 23 1994

RECEIVED
NOV 2 1992For Office Use Only
Amt. of Fee \$ N/A
Date 11/2/92
Receipt No. —
Received by RLH

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Western Regional Office**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.

1 Permit No 61-07533 Telephone No 587-42852 Name(s) of Permit Holder(s): ARTHUR VAGT3 Post Office Address: 338 BIRCH ST MTN HOME 836474 Source of Water: GROUNDWATERa If ground water, well driller's name: HIDDLESTON Date drilled: 1977b Pump horsepower: 1 1/2 HP Pressure (psi): — Dynamic pumping level (ft.): —

5 Extent of Use:

Domestic (1) (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 N/A acre/feet

7 Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? — Yes X No Installed? — Yes — NoOR
Flow Measurement Port: Required? — Yes X No Installed? — Yes — No8 Fee Enclosed: \$ N/A (See License Examination Fee Schedule)

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

SAME AS ABOVE
NameTelephone 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.

2 Nov 92
DateArthur Vagt
Signature (and title if on behalf of a company or organization)**RECEIVED**

NOV 18 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 61-07533

Proposed Priority: May 9, 1983 Maximum Diversion Rate: 0.04 CFS
This is to certify, that **ARTHUR VAGT**

338 BIRCH ST
MOUNTAIN HOME ID 83647

has applied for a permit to appropriate water from: **GROUNDWATER**
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: NWSW , Sec. 26, Township 03S, Range 06E
ELMORE County

PLACE OF USE: DOMESTIC
TWN RGE SEC

03S 06E 26 NWSW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1994**.
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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Construction of the well must comply with Idaho well construction standards.
6. Place of use located within Block 8, Lot 41, Mellon Subdivision.
7. The domestic use authorizes irrigation of up to 1/2 acre.
8. 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

21st day of October, 1992

R. Keith Higginson
for R. Keith Higginson, Director

RECORDED
NOV 18 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Arthur Vagt Phone 587-4285

Post office address 338 Birch St. Mountain Home, ID 83647

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

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 26 Township 3S

Range 6E B.M. Elmore County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 cfs at 5-19-92 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:

.04 at 5-19-92
a. .08 cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump & motor - piped to place of use

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

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

c. Proposed well diameter is 6 inches; proposed depth of well is 500 feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 26 Township 3S
Range 6E 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 at 5-19-92 2 1

(5) If water is to be used for other purposes describe: D/X Home

MICROFILMED
NOV 18 1992

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

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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 Mellon Subd. Blk 8, Lot 41.

Domestic use is for in house use only for 1 line

Per Ad. 11-2-0
#47

FL. 11/11/91

RECORDED

NOV 18 1992

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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

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10. Remarks Mellon Subd. Blk 8, Lot 41.

Domestic use is for in-house use only for 1 home.

↑
PER AD. memo
#47

jc 6/10/92

MICROFILMED

NOV 18 1992

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

[illegible]

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.

MICROFILMED
NOV 18 1992

Arthur C. Vay (Applicant)

6/10/92
Received by 9KN Date 5/9/83 Time 4:05 PM
Preliminary check by JS Fee \$ 30.00 28808
Receipted by SP Date 5/9/83
Publication prepared by SP Date 2/13/84
6-10-92
Published in Mountain Home News
Publication dates 3/16/85 3/13/85 7-1-92
6/17/85 6/24/92
Publication approved SP Date 3/18/85 7-1-92
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
 - b. Proof of construction of works and application of water to beneficial use shall be submitted on or 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. Other:

RECORDED

NOV 18 1992

NOTICE OF APPLICATIONS
FOR WATER RIGHTS

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

61-7515

INLAND TERMINAL WAREHOUSE
CO.

C/O R.N. GRAVES, P.O. BOX 27, BOISE,
ID 83707

Source: GROUNDWATER
Date Filed: 02/24/1983
Diversion Pt: NENW Sec 14 T 06S R 06E
Use: COMMERCIAL (0.04 CFS); DO-
MESTIC (0.04 CFS)
In: NENW Sec 14 T 06S R 06E
61-7516

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CO.

C/O R.N. GRAVES, P.O. BOX 27, BOISE,
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MESTIC (0.04 CFS)
In: NENE Sec 04 T 06S R 08E
61-7519

CHURCH OF JESUS CHRIST LATTER
DAY SAINTS

1310 N. 10TH E., MOUNTAIN HOME, ID
83647

Source: GROUNDWATER
Date Filed: 05/23/1983
Diversion Pt: NWNW Sec 15 T 04S R 05E
Use: DOMESTIC (0.04 CFS)
In: NWNW Sec 15 T 04S R 05E
61-7531

STONE, EARLE R. &/or MARY A.

275 S. 5TH E., MOUNTAIN HOME, ID
83647

Source: GROUNDWATER
Date Filed: 06/30/1983
Diversion Pt: NENE Sec 16 T 03S R 06E
Use: COMMERCIAL (0.02 CFS)
In: NENE Sec 16 T 03S R 06E
61-7533

VAGT, ARTHUR

338 BIRCH ST., MOUNTAIN HOME, ID
83647

Source: GROUNDWATER
Date Filed: 06/09/1983
Diversion Pt: NWSW Sec 26 T 03S R 06E
Use: DOMESTIC (0.03 CFS)
In: NWSW Sec 26 T 03S R 06E
61-7542

BRITTEN, WILBUR &/or ELSIE M.

1190 S. 5TH W., MOUNTAIN HOME, ID
83647

Source: GROUNDWATER
Date Filed: 06/27/1983
Diversion Pt: SESW Sec 26 T 03S R 06E
Use: DOMESTIC (0.10 CFS)
In: SESW Sec 26 T 03S R 06E
61-7564

WELLS, PHILIP L.

P.O. BOX 83, MOUNTAIN HOME, ID
83647

Source: GROUNDWATER
Date Filed: 10/01/1984
Diversion Pt: NENE Sec 16 T 03S R 06E
Use: COMMERCIAL (0.09 CFS)
In: NENE Sec 16 T 03S R 06E

The permits will be subject to all prior water
rights. Protests must be filed with the Director,
Dept. of Water Resources, Western Region,
Statehouse, Boise, Idaho 83720 on or before
MARCH 25, 1985.

KEN DUNN, Dir.

Published 03/06 & 03/13/85.

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Marie Waters, do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

2 consecutive weeks, the first publica-
tion having been made on the 6 day
of March, 1985, and

the last publication having been made on the
13 day of March

1985; every Thursday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
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uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Marie Waters
Subscribed and sworn to me this 16th
day of March, 1985

Robert W. Swanson
Notary Public

Department of Water Resources
Western Regional Office

MICROFILMED
NOV 18 1992



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

February 7, 1994

ARTHUR VAGT
338 BIRCH ST
MOUNTAIN HOME ID 83647

RE: WATER RIGHT NO. 61-07533

Dear Water Right Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECORDED

FEB 23 1994

WR0749NP
No. L61-07533

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/02/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ARTHUR VAGT 338 BIRCH ST MOUNTAIN HOME ID 83647 (208) 587-4285	05/09/1983	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
TOTAL DIVERSION:					0.04 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T03S R06E S26 NWSW ELMORE County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
T	R	S	:	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC
03S	06E	26	:												

Pou County: ELMORE

Other Water Rights Listing Overlapping Place(s) of use:
61-00139 61-02173 61-04047 61-07673 61-07677

Remarks: Place of use located within Block 8, Lot 41, Mellon Subdivision.
The domestic use authorizes irrigation of up to 1/2 acre.
Domestic use is for 1 home.

Dates:	App. Received:	05/09/1983	Priority Date:	05/09/1983
	Proof Due Date:	11/01/1994	Proof Made Date:	11/02/1992
	Exam Made Date:	10/15/1993	Exam Sent to S.O.:	01/28/1994
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: N (Not Required)

Comments: Date: 10/20/1992 User-ID: MILLER Subject: GWMA & MORATORIUM EXEMPTION
This permit falls within the acceptable parameters of the Mtn.
Home GWMA and the Snake River Basin Moratorium.

Date: 11/04/1992 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 02/02/94 CHAPMAN

LICENSE REVIEW CHECKLIST

Permit # 61-7533

Date 2-1-94

Brenda Chapman

	Yes	No	
NAME	<u> </u>	<u> </u> ☒	Or Address Change?
PRIORITY DATE	<u> </u>	<u> </u> ☒	Advance? <u> </u> Advanced to: <u> </u>
	<u> </u>	<u> </u> ☒	Order to Reinstate Needed? <u> </u>
	<u> </u>	<u> </u> ☒	Incorrect Fee for rate recommended? <u> </u>
SOURCE	<u> </u>	<u> </u> ☒	Changes? Clarification of Originally Intended source <u> </u>
	<u> </u>	<u> </u> ☒	Notice of Intent to Void - Source change. <u> </u>
P/D	<u> </u>	<u> </u> ☒	Amendment Needed? <u> </u>
	<u> </u>	<u> </u> ☒	Overlap(s) <u> </u>
P/U	<u> </u>	<u> </u> ☒	Amendment Needed? <u> </u>
	<u> </u>	<u> </u> ☒	Overlap(s) <u> </u>
TOTAL CFS	<u> </u>	<u> </u> ☒	Measurement <u> </u> Theoretical only <u> </u>
			<u>Dom = .04</u>
			Allowable Amount: <u>.04</u>
			Capacity of System: <u>.04</u>
TOTAL VOLUME			Season of Use: <u> </u>
	<u> </u>	<u> </u> ☒	Calculations: <u> </u>
			<u>Domestic = 1.2</u>
			Flow limit: <u> </u> x <u> </u> x 1.9835 = <u> </u>
USES	<u> </u>	<u> </u> ☒	Change(s) in Nature of Use? <u> </u>
	<u> </u>	<u> </u> ☒	Amendment Needed? <u> </u>
REMARKS	<u> </u>	<u> </u> ☒	Multiple P/Ds in 1/4 1/4? <u> </u>
	<u> </u>	<u> </u> ☒	Special Overlap <u> </u>
CONDITIONS	<u> </u>	<u> </u> ☒	Measuring/Locking Devices <u> </u>
	<u> </u>	<u> </u> ☒	W/Master Control <u> </u>
	<u> </u>	<u> </u> ☒	Irrigation Overlap <u> </u>
	<u> </u>	<u> </u> ☒	Water Quality <u> </u>
	<u> </u>	<u> </u> ☒	Other <u> </u>

COMMENTS:

RECOMMENDED	CFS	DIV VOL	LICENSE
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>	<u> </u> ☒
<u> </u>	<u> </u>	<u> </u>	1ST AMEND LETTER <u> </u>
<u> </u>	<u> </u>	<u> </u>	2ND AMEND LETTER <u> </u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 31 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 61-07533

1. Owner: Arthur Vagt Phone No. 587-4285

Current Address: 338 Birch St Mountain Home 83647

2. Accompanied by: _____ EXAM DATE: 10/13/93

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Ground Water tributary to _____

B. OVERLAP REVIEW

N/A

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Method of Determination/Remarks
			NW	SW	26	35	6E	Elmore	Cty Access

2. Place(s) of Use:

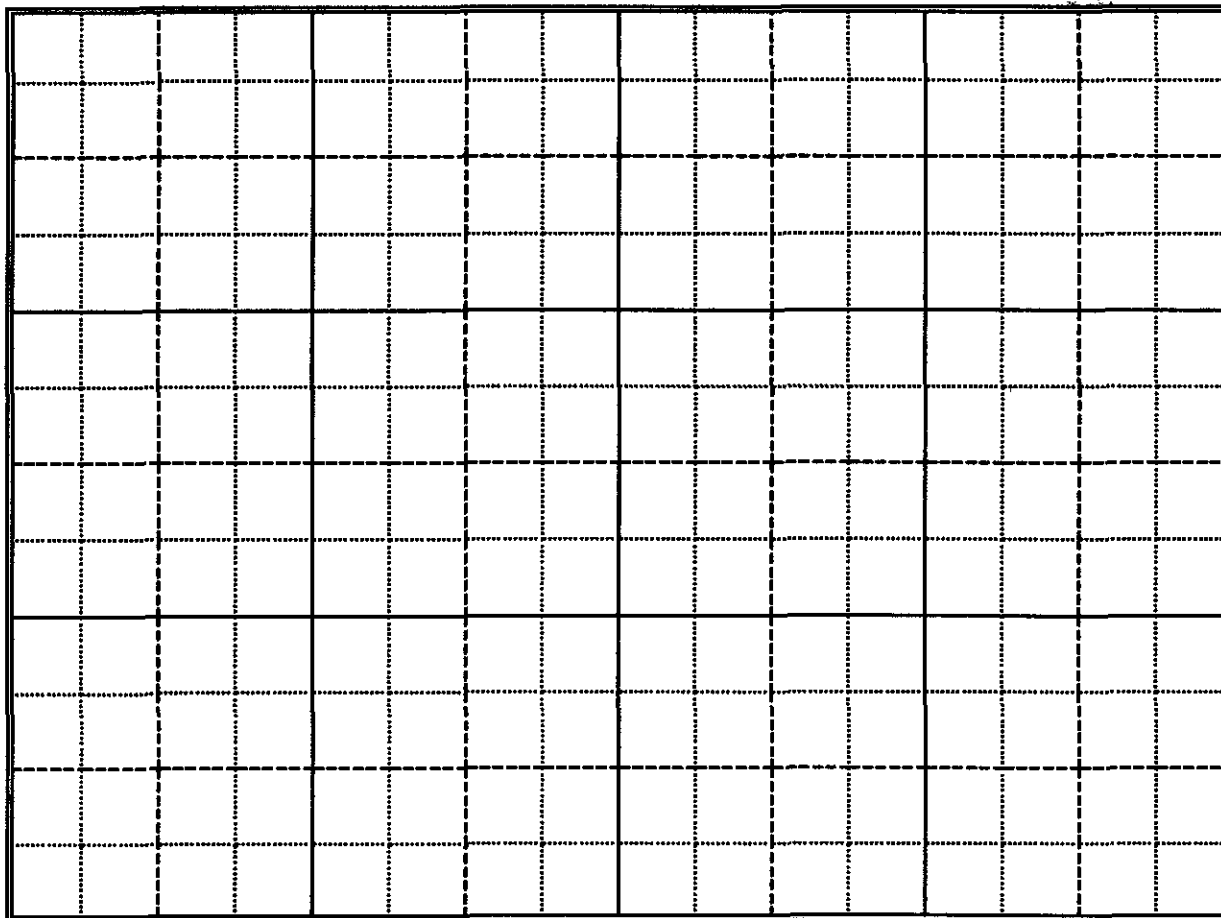
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
35	6E	26									D								

MODIFIED

FEB 23 1994

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable. *N/A*



Scale: 1" = _____

_____ Copy of USGS Quadrange 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

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
*		1.5			

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

per proof of beneficial use.

RECORDED

FEB 23 1994

E. NARRATIVE/REMARKS/COMMENTS

Field exam not required. Domestic use for
a mobile home verified with Donna @
Elmore Cty. Assessment office.

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

RECEIVED

FEB 23 1994

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

2. Volume Calculations for Other Uses:

*internal/external domestic use = 1.2 afa***H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic</i>	<i>1/1</i>	<i>12/31</i>	<i>.04</i>	<i>1.2</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>.04</i>	<i>1.2</i>

2. 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

I. AUTHENTICATIONField Examiner's Name *Lon Garrow* Date *12/7/93*

Reviewer _____ Date _____

SEAL

APPROVED**FEB 23 1994**

November 6, 1992

ARTHUR VAGT
338 BIRCH ST
MOUNTAIN HOME ID 83647

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 61-07533

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. 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 WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

NOV 18 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 61-07533

Reviewed by Klg

Date 11/9/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?

domestic - 1

yes Address same as permit?

yes Proof timely received?

Correct Uses? _____

If not, complete calculation below.

SOURCE OF WATER

____ Surface water source

✓ Ground water source

NA Drilling permit required?

1977 Copy in the file? Drilling Permit No. _____

1977 Amount paid for permit _____ Correct?

1977 Well log in the file?

LICENSE EXAMINATION FEE

NA Required?

NA Amount Submitted

NA Correct?

MEASURING DEVICE

NA Required?

NA Installed?

NA Waiver requested?

PRIORITY CALCULATION

Date proof received NA _____

Date proof due _____ - _____

No. of days late _____ = _____

Priority Date _____ + _____

New Priority Date ✓ _____

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address _____

Proof Made 11/2/92

11/6/92 Klg



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

October 21, 1992

ARTHUR VAGT
338 BIRCH ST
MOUNTIAN HOME ID 83647

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 61-07533

Dear Permit Holder(s):

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.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Enclosure

MICROFILMED
NOV 18 1992

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Coleen W. Swenson, do solemnly swear that I
am the foreman, or publisher of the

Mountain Home News

a weekly newspaper of general circulation, pub-
lished once a week at MOUNTAIN HOME, IDAHO,
that the notice attached hereto and which is a part
of publication thereof; was published in said news-
paper for

2 consecutive weeks, the first publi-
cation having been made on 17th day of
June, 19 92, and the last publi-
cation having been made on the 24th day of
June, 19 92; every Wednesday
issue of the paper during the period and time of
publication and that the notice was published in the
newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN
HOME NEWS has been continuously and uninter-
ruptedly published in said Elmore County during a
period of 78 consecutive weeks prior to the first
publication of the attached notice.

Coleen W. Swenson

Subscribed and sworn to me this 24th day of

June, 19 92

Janice M. Eddy
Notary Public

Residing in Mountain Home, Elmore County, Ida-
ho. My commission expires 10-4-97.

NOTICE OF APPLICANT FOR WATER RIGHT
The following application has been
filed to appropriate the public waters of
the State of Idaho:
VAGG, ARTHUR
338 BIRCH ST.
MOUNTAIN HOME, ID 83447
Source: SINKHOLE
Division: P. NWSW
See in ELMORE County.

Doc. ID: 1000193 (1000 Case File)
Division: (545 CFW)
Date Filed: 6/17/1992
In: ELMORE County, Toss Road
826 NWSW
The permit will be subject to all water
rights. Permits must be filed
with the Director, Dept. of Water Re-
sources, Western Region, 2785 Airport
Way, Boise, Idaho 83705 on or before
JULY 8, 1992.
R. KEITH HILGINSO, Director
Published: 6/17/1992 & 6/24/1992

JUN 23 1992

Department of Water Resources
Western Regional Office

MICROFILMED
NOV 18 1992

!p

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

JUNE 10, 1992

Mountain Home News
PO BOX 1330
Mountain Home, ID 83647

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 6, 1992.

Yours truly,

GAIL GARRETT
Secretary

Encl.

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NOV 18 1992

61-07533

VAGT, ARTHUR
338 BIRCH ST
MOUNTAIN HOME, ID 83647

Source: GROUNDWATER

Diversion Pt: NWSW Sec 26 T 03S R 06E in ELMORE County.

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

Date Filed: 5/ 9/1983

In: ELMORE County
T03S R06E S26 NWSW

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NOV 18 1992

61-07533

12/9/91 JL

Use exceeds I.C. 42-111 (multiple ownership of
≥ 1 domestic so would have to fit 42-111B)
so not exempted.

Place in Hold file due to GWMA concerns.

5-19-92 -GRW

Mrs. Vagt came in today & amended this app. for
usage for 1 home only. Please proceed with the
permitting process.

RECEIVED

NOV 18 1992

MEMORANDUM

DATE: 05-Sep-1991 15:43

TO: FILE 61-07533

FROM: KAY WALKER *kw*

RE: STATUS

Mr. Vagt came into the office today to check on the status of this application for permit he filed in 1983. After finding the file and talking with Steve, I let Mr. Vagt know he had two options in regard to this filing.

I told him he could either (1) amend the application to 0.04 cfs for the two homes and be limited to in-house use only or (2) leave the application just as it is. I warned Mr. Vagt that the Department may, in the future, decide not to hold these applications any longer and void the application to clear it from our records or hold any action on it indefinitely. Mr. Vagt wants to let this application stay on file as is and if he has to change it in the future he will do so.

*0/2 not under / ownership per kw's office
visit with applicant.
JL 9/5/91*

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NOV 18 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 2, 1989

Arthur Vagt
338 Birch St.
Mtn. Home, Id. 83647

Re: Application for Permit 61-07533

Dear Applicant:

Your 1983 Application for Permit to use groundwater in T3S, R6E, S.26 for domestic use for two homes remains unapproved. The most recent file correspondence is a letter of 5/23/85 from this office to you discussing the Mountain Home Ground Water Management Area concerns. Ground Water Management Areas are delineated based on Idaho Code 42-233b. In such an area, declining water tables produce problems for establishing new ground water rights such as your application. It is assumed that water is not available for new appropriations unless the applicant can prove that water is available and that the new right will not adversely affect existing water rights or contribute to a decline in the water table in your area.

In order to accomplish this, you may need to hire a qualified ground water hydrologist or geologist to submit such proof. Upon receiving the report, this office can consider your application for approval.

An option may be to purchase an existing valid water right from someone who is not using the right. This office, while not in the water marketing business, can provide information to help you in a search for such rights.

Another option concerns the Snake River Basin Adjudication, which is a current project that will summarize water uses, including recorded and unrecorded uses within defined limits and guidelines, within most of Idaho. Adjudication Claims are used to record water uses that were occurring by 11/19/87. In your case, the well and two homes may be eligible for single-family domestic claims dating to the time of first use. If the well and homes were in place and using water by 11/19/87, it may be best to file the appropriate Adjudication Claims to establish a recorded right or rights. If this occurs, Application 61-07533 will serve no purpose and could then be withdrawn.

Elmore County is scheduled to be entered into the Adjudication in 8/89, but you may record claims before that time. This office has the necessary forms to assist you in filing claims and can provide additional help. Please respond within 30 days to address your water right situation.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL:sl

NOV 18 1992

May 23, 1985

Arthur Vagt
338 Birch St.
Mountain Home, ID 83647

Dear Mr. Vagt:

We have received the information that indicated your application was dropped from the Idaho Power Litigation. Your application is over one hurdle but still has one to go before it can be approved.

The area around Mountain Home for several years has shown a steady decline in the water levels in several observation wells. The director of this agency has already declared a critical groundwater area in the Cinder Cone Butte region and no new water rights are being approved at all. The rest of the surrounding area is in a groundwater management area which requires each application to be considered on an individual basis to determine potential impacts on the water resource and other existing water rights.

You have two options at the present time regarding your application. After July 1, 1985 the Department will begin to process applications still involved in the Idaho Power law suit and to reprocess some permits held in that same law suit. It is possible this process may clear enough applications and permits from our records to allow the Director to process applications like yours in the groundwater management area with a minimum of additional information. It will probably be after January 1, 1986 before your application would be considered if these events take place.

If you want your application to be processed as quickly as possible, your option is to obtain the services of a qualified groundwater hydrologist and show that your proposed use will not adversely affect existing water rights or cause or contribute to a decline in the groundwater levels of your area. As soon as the hydrologist has prepared the report and submitted it to the Department your application will be considered.

If you have any questions please contact me.

Sincerely,

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NOV 18 1992

LFE SISCO
Senior Water Resource Agent

LS:jp

61-2533

VAGT, ARTHUR

338 BIRCH ST., MOUNTAIN HOME, ID 83647

Source: GROUNDWATER

Date Filed: 05/09/1983

Diversion Pt: NWSN Sec 26 T 03S R 06E

Use: DOMESTIC (0.00 CFS)

In: NWSN Sec 26 T 03S R 06E

RECEIVED

NOV 18 1983