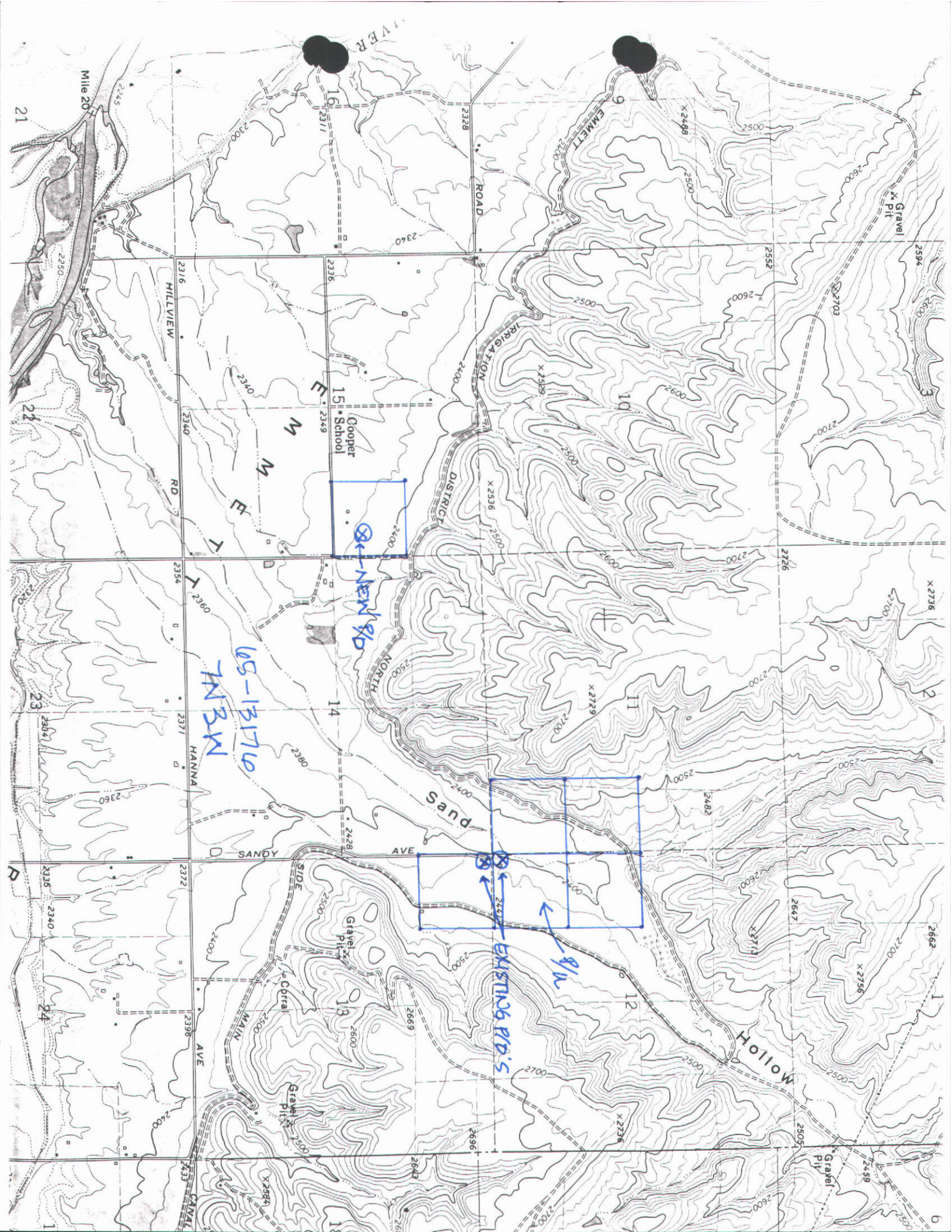
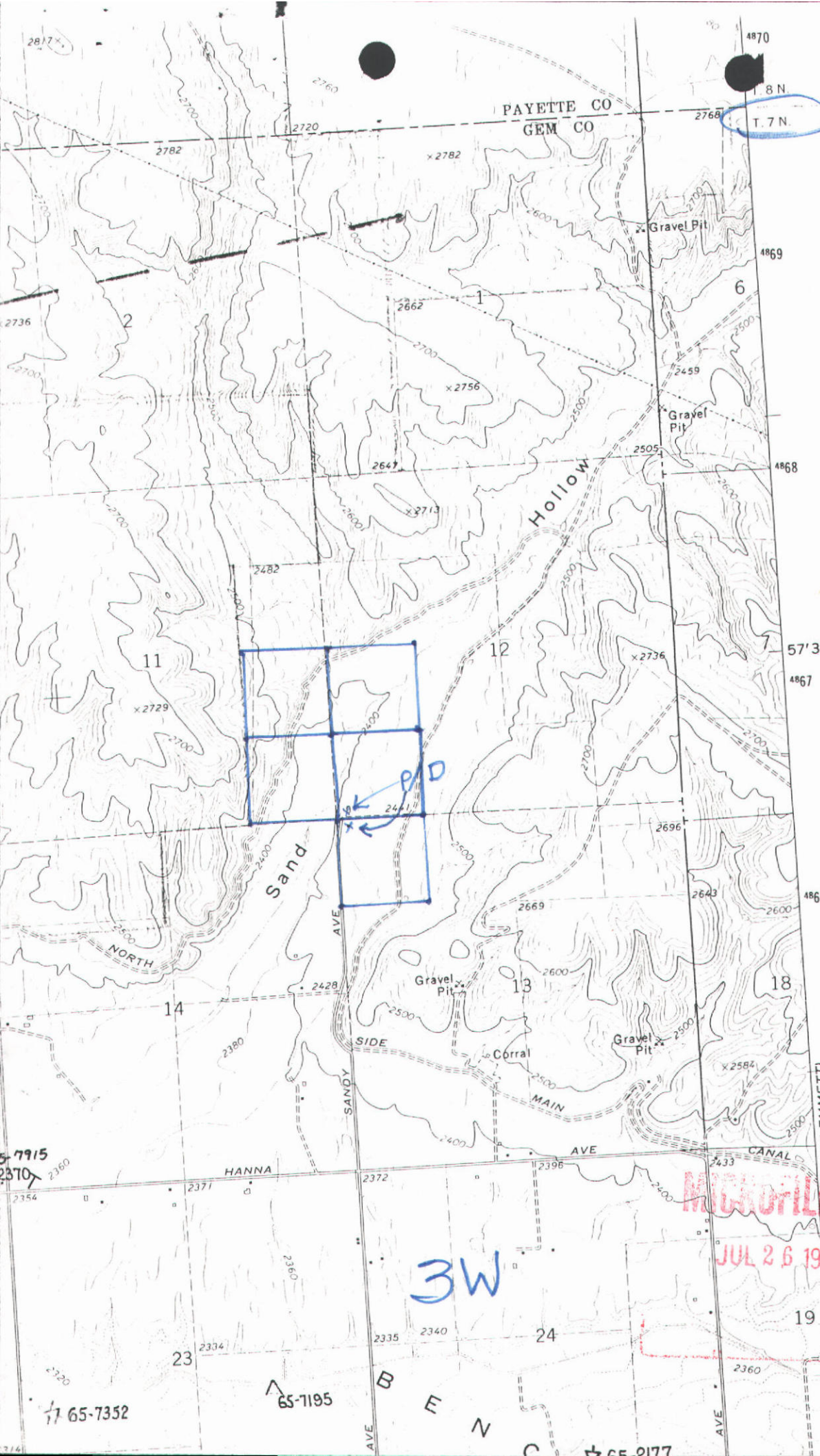






* 65-2376

65-7428
65-7425
65-2242 65-7848
65-2639

65-2820 65-2828
65-2822 65-2829
* 65-2376 65-2824
65-2318 65-2826
65-2860 65-2861
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65-2248
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65-7352
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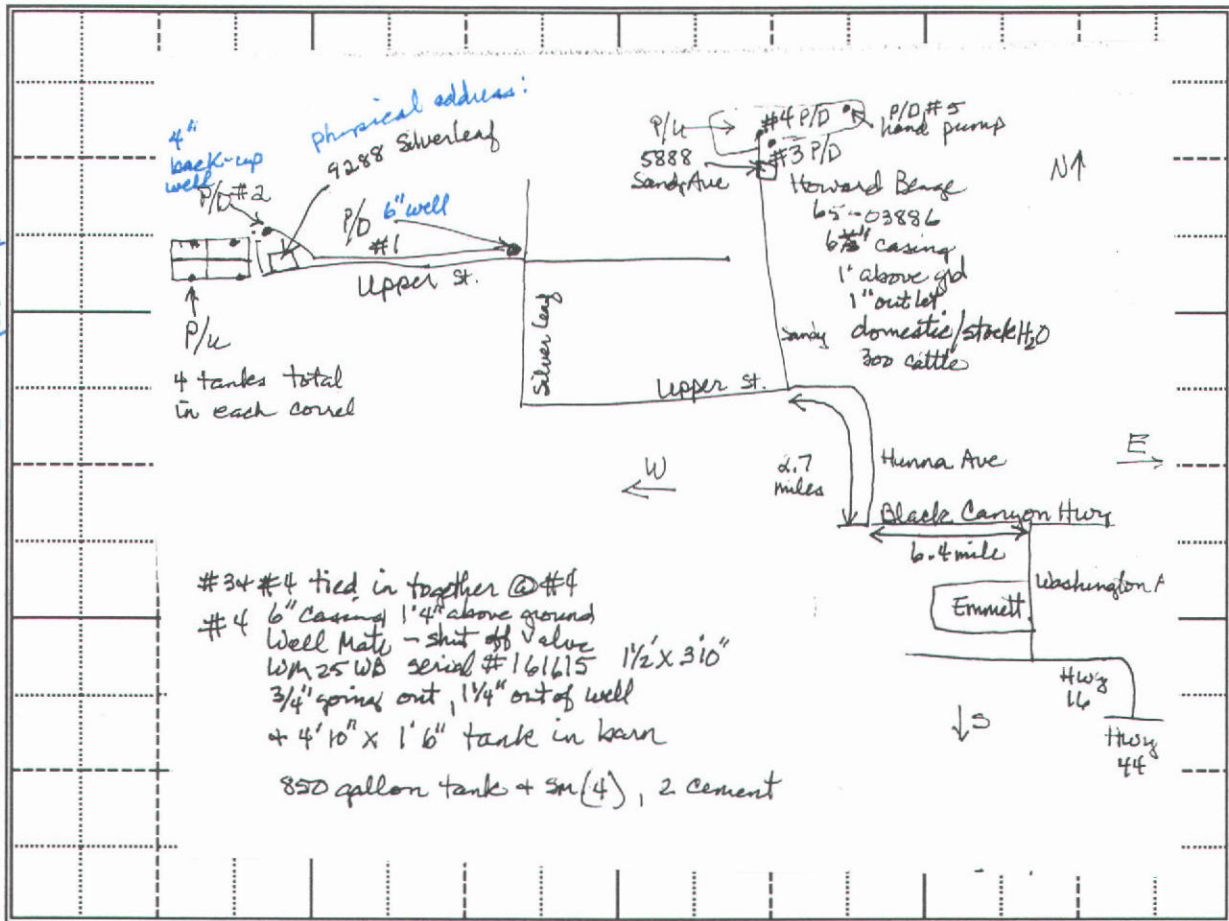
65-2177 65-12024

65-7352

65-7195

65-2177

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



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
P/D#1 submersible	Gould 18E10412	1	model # 2801014910	Franklin Electric	1 1/2"
P/D#2 submersible (back-up)	-	1	280108490	Franklin Electric	1 1/2"
P/D#3 submersible	-	1	-	-	1"
P/D#4 submersible	-	3/4	-	-	3/4"
P/D#5 hand pump	-	-	-	-	1 1/2"

*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: _____

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

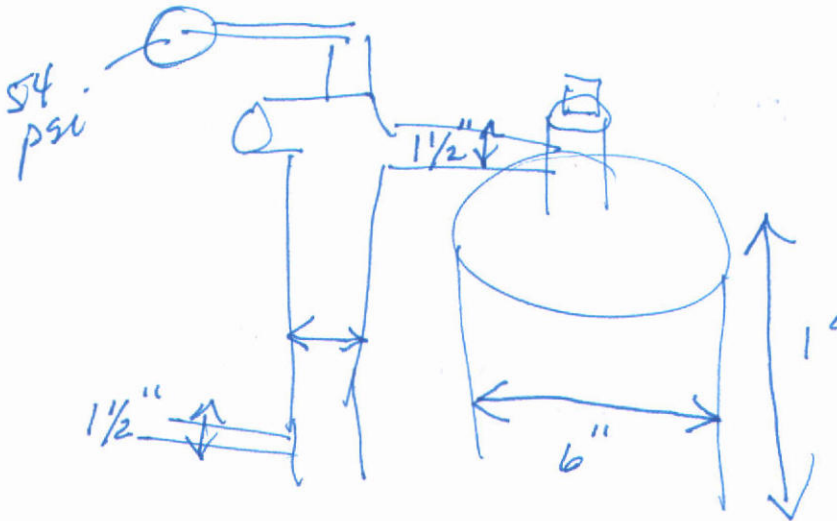
9. REMARKS: _____

Paul Hammerway WR Agent
Signature of Dept. Representative & Title

7/6/95

Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

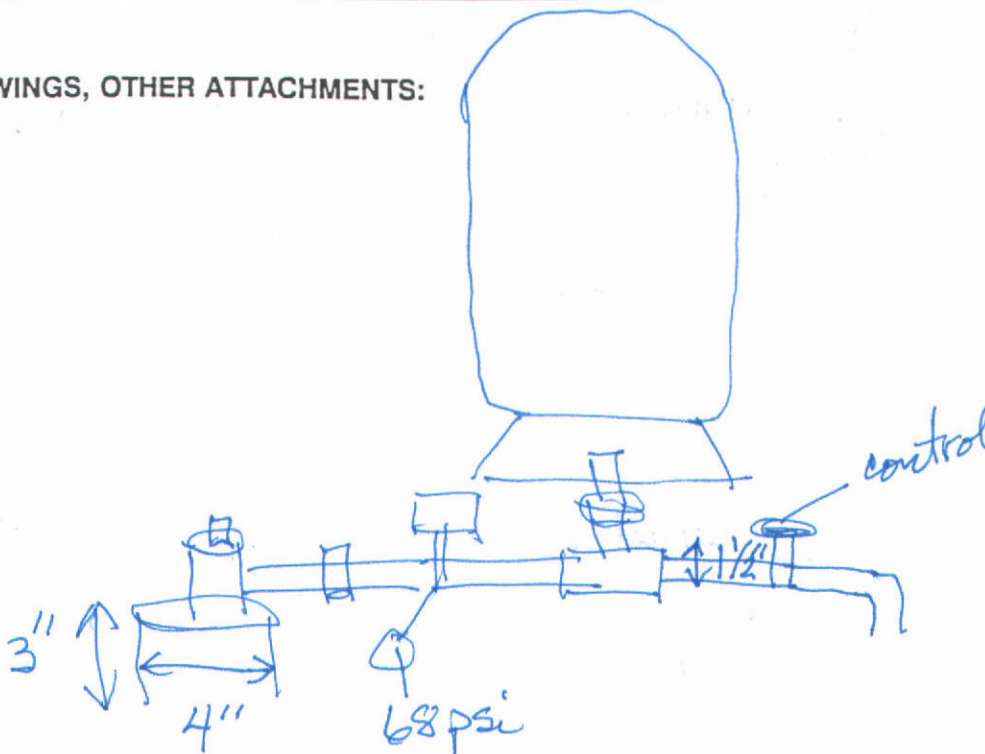
How far away from the well is this source? _____

9. REMARKS: _____

Sandy Hemenway WR Agent
Signature of Dept. Representative & Title

7/6/95
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



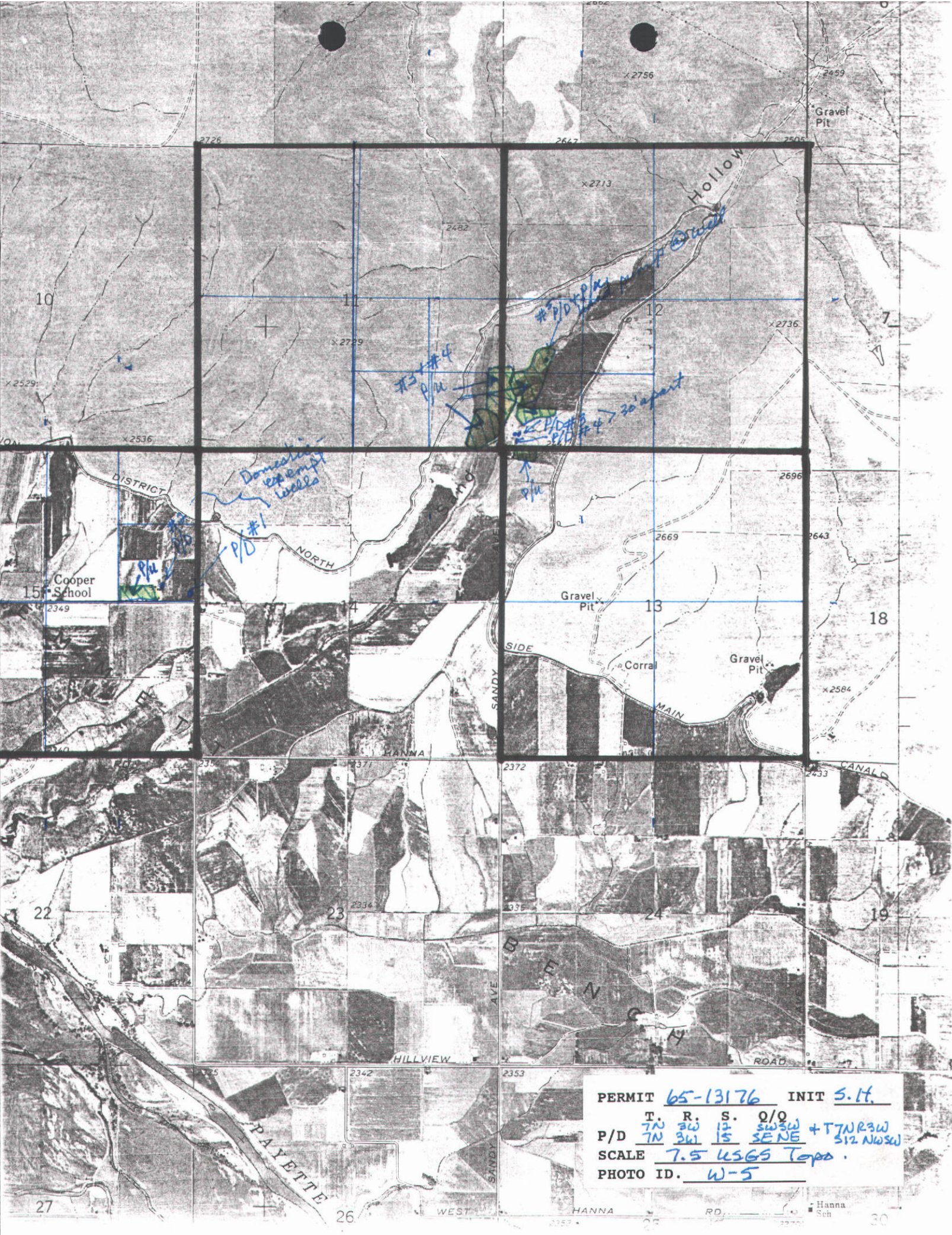
65-13176

7/6/95 S.H.

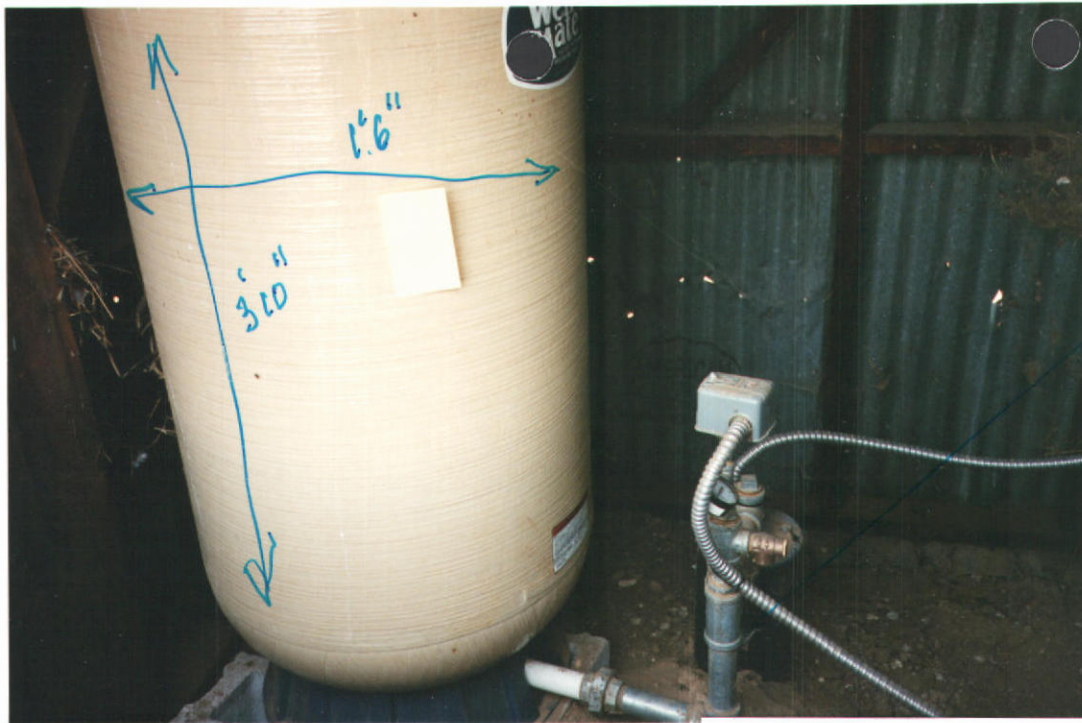


4" casing
68 psi
1 1/2" discharge

3" above the
ground



PERMIT 65-13176 INIT S.H.
T. R. S. Q/Q
P/D 7N 3W 12 SW3W + T7N R3W
SCALE 7.5 USGS Topo.
PHOTO ID. W-5



65-13176
7/6/95 S.H.

- P/D #1 (Sec. 15)
- well mate pressure tank 3'10" x 1 1/2'
 - 6" casing, 1" above ground
 - 1 1/2" discharge
 - 54 psi
 - Franklin Electric submersible mod. # 2801014910 1 HP

- P/D #2 Back-up well (Sec. 15)
- 4" casing, 3" above ground
 - 1 1/2" discharge, 1 HP
 - Franklin Electric 280108440



- (Sec. 15) #1 + #2
- P/u @ 9288 Silverleaf^{em}
- Stockwater
- 4 tanks
- 250 dairy cattle

P/D #1 + #2 tied together w/ 1" PVC buried



65-13176
7/6/95 S.H.

P/D #3

Other WR on this well
is WR 65-03886
(domestic/stockwater)
6" casing, 1' above ground
1" discharge
1 HP submersible

physical address:
5888 Sandy Ave, Emmett

- Where P/D #3 & #4
tie in together
- Well Mate pressure tank
1 1/2' x 3' 10"
1 1/4" discharge to
4' 10" x 1' 6" tank
in the milking
barn.
- 60 PSI



P/D #4

6" casing, 1' 4" above ground
3/4" discharge
3/4 HP submersible
Other WR on this
well: 65-04448



65-13176
7/6/95 S.H.

P/u:

Sec. 11 & 12

self filling
stock tanks + other
misc. size tanks
250 cattle



P/D #5

hand pump, but
handle broke off
+ was unable
to get a measurement



P/u:

Sec. 12
looking south
from P/D #5

RECEIVED
AUG 16 1993

Department of Water Resources
Western Regional Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO.

SS.

COUNTY OF GEM.

Cathy Richmond, being first
duly sworn, on her oath deposes and
says that she is the clerk of the Mes-
senger Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho; that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger
Index for two

consecutive weekly issues thereof,
beginning with the issue of
August 4, 1993.

and ending with the issue of
August 11, 1993

Cathy Richmond

Subscribed and sworn to me this

11th day of

August, 1993

Jeanne Leeb

Notary Public

Residing at Emmett, Idaho

NOTICE OF APPLICATION
FOR AMENDMENT

Notice is hereby given that applica-
tion for permit no. 65-13176 in the name
of Terry A. &/or Kermit Q. Jones was
filed on 2/16/93, for the diversion of .13
cfs from groundwater with a point of di-
version within the SWSW Sec. 12 and
NWNW Sec. 13, T07N, R03W, B.M. to
be used for stockwater purposes from
1/1 to 12/31 within portions of T07N,
R03W, Secs. 11, 12 and 13, B.M., in
Gem County.

The permit holder now proposes to
amend the permit by adding a point of
diversion in SENE, Sec. 15, T07N,
R03W, B.M., Gem County.

Any protest against the approval of
the proposed amendment must be filed
with the Department of Water Resourc-
es, 2735 Airport Way, Boise, ID 83705
on or before August 23, 1993.

R. Keith Higginson, Director
Pub.: 8-4,11-93

Legal Notice No. 1723
Published in the Messenger Index

MY COMMISSION EXPIRES
JUNE 21st, 1997

My Commission Expires _____

For Office Use Only
Amt of Fee \$ 50.00
Date 11/1/93
Receipt No CC-28909
Received by llg

RECEIVED

OCT 28 1993

STATE OF IDAHO

Department of Water Resources DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 65-13176 Telephone No. 365-3707

Name(s) of Permit Holder(s) TERRY A JONES KERRIT Q JONES

Post Office Address: 5888 Sandy Ave Emmett Id.

Source of Water Well

If ground water, well driller's name: Dennis Phipps Date drilled: Aug 28, 1993

Extent of Use:
Domestic _____ (No. of households) Irrigation _____ (No. of acres)
Stockwater 250 (No and type of stock) Dairy Other _____

Total rate and/or volume for which proof is submitted 0.13 cfs _____ acre/feet 40 gal/

Show date water was first diverted and beneficially used under this permit: Sept 18 1993

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

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

OR

Flow Measurement Port: Required? Yes ☒ No ☐ Installed? Yes ☒ No ☐

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

Terry Jones 365-3707
Name Telephone No.
5888 Sandy Ave Emmett Id.
Address

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.

10-28-93
Date

Terry Jones
Signature (and title if on behalf of a company or organization)

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 65-13176	)	
	)	ORDER OF
IN THE NAME OF TERRY A AND KERMIT Q JONES	)	REINSTATEMENT
	)	

This matter having come before the Idaho Department of Water Resources (Department), the Department finds as follows:

FINDINGS OF FACT

1. On July 13, 1990, the Director of the Department of Water Resources issued Permit No. 65-13176 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before August 1, 1992.
2. On August 13, 1992, the Department of Water Resources approved an extension of time and advanced the time within which to submit proof of beneficial use to August 1, 1993.
3. On May 31, 1993, the Department sent a proof due notice to the permit holder.
4. On August 5, 1993, the Department sent a lapse notice to the permit holder.
4. Section 42-218a.2., Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.
5. The permit holder has submitted evidence to confirm that water has been put to beneficial use during the authorized development period. Evidence includes a well log dated September 5, 1993.
6. The permit holder states, in correspondence to the Department, that he understood the well driller would complete all of the necessary paperwork. The permit holder believed this included the proof of beneficial use.

CONCLUSIONS OF LAW

1. The permit holder has submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used as identified on the permit.

2. The permit holder has shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

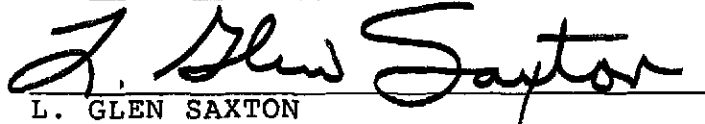
3. The permit can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 65-13176 is REINSTATED.

IT IS FURTHER ORDERED that the date of priority of this permit is advanced to November 1, 1993.

Dated this 5th day of November, 1993.


L. GLEN SAXTON
Chief, Water Allocation Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR AMENDMENT OF PERMIT NO.)
65-13176 IN THE NAME OF TERRY)
A. AND KERMIT Q. JONES)
_____)

PRELIMINARY ORDER

This matter having come before the Idaho Department of Water Resources (department) in the form of an application for amendment, the Director of the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On July 13, 1990, the department issued Permit No. 65-13176 to Terry A. Jones and Kermit Q. Jones (permit holders) authorizing the diversion of 0.13 cubic feet per second of ground water to be used for stockwater purposes. A condition of permit approval was that the permit holders submit proof of beneficial use of the water (proof) to the department on or before August 1, 1992.

2. On August 13, 1992, the department extended the proof of beneficial use due date to August 1, 1993.

3. On May 31, 1993, the department sent a proof due notice by certified mail to the permit holder.

4. On July 9, 1993, the permit holder filed an application for amendment with the department proposing to add a point of diversion. The permit holders advised the department that they could complete the development within the sixty (60) days after the permit had lapsed.

5. On August 5, 1993, the department sent a lapse notice to the permit holders, since the permit holders had not filed proof of beneficial use or a request for an extension of time. The permit holders did not respond to the lapse notice.

CONCLUSIONS OF LAW

1. Section 42-218a, Idaho Code, provides in pertinent part as follows:

A permit upon which the proof of beneficial use has not been submitted, or a request for extension of time has not been received on or before the date set for such proof, shall lapse

and be of no further force nor effect.

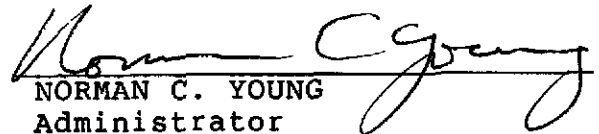
2. Permit no. 65-13176 has lapsed and has become of no further force nor effect.

3. The department should deny the application for amendment of the permit, since the permit intended to be changed by the amendment is not valid.

ORDER

IT IS THEREFORE, hereby ORDERED that the application for amendment of lapsed permit no. 65-13176 is DENIED.

Signed this 19TH day of OCTOBER, 1993.


NORMAN C. YOUNG
Administrator

STATE OF IDAHO

RECEIVED
AUG 31 1993

APPLICATION FOR AMENDMENT OF A PERMIT Department of Water Resources

To change the point of diversion and/or the place of use.

Comes now Terry & Kermit Jones Phone 367-3707
of (address) 5888 Sandy Ave Emmett, ID 83617, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 65-13176, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE & NE 1/4, Section 15, Township 7N, Range 3W, B.M.,
County of Gem County. Other points of diversion: SWSW Sec 12,
NWNW Sec 13.

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.13 for stockwater 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)

3. Place of use or land to be irrigated: NO CHANGE

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? permit holder
b. Who owns the land to be irrigated or the place of use? 1)
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

AUG 1 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESFor Office Use Only
\$15 Fee Received by SC
Date 8/11/92
Receipt No 1025186

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 65-13176
Name(s) of Permit Holder: TERRY A & KENNETH Q JONES
Mailing Address: 5888 Sandy Ave Emmett Ida 83617
Date Proof is Due 8-1-92 Telephone No 365-3707

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

- 1- Irrigation waste ditch has been rerouted around canal
- 2- All earth work is completed. ie corrals & storage pads.
- 3- All concrete work completed as of 8-10-92-
- 4- Yet to be completed - Fencing - ^{Finish Date} Spring of '93 Costing \$35,972⁸⁷

The permit holder(s) has been unable to complete the remainder of the work for the following reasons.

Due To New regulations by Water Quality and E.P.A.
it has taken longer to complete the corrals and
accompanying waste management system.

Permit holder(s) request an extension to July 15, 19 93.

FEE: \$15.00

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is
extended to August 1, 1993.

IT IS FURTHER ORDERED that this permit be REINSTATED and the priority
date advanced to February 26, 1990.

Signed this 13th day August, 19 92J. Glen Saxton
Chief, Water Allocation Bureau

AUG 21 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13176

Proposed Priority: February 16, 1990 Maximum Diversion Rate: 0.13 CFS

This is to certify, that TERRY A. JONES
KERMIT Q. JONES
5888 SANDY AVE.
EMMETT, ID 83617

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>
STOCKWATER	01/01 to 12/31	0.13 CFS
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		
	SWSW	Sec. 12, Township 07N, Range 03W
	NWNW	Sec. 13, Township 07N, Range 03W
		GEM County

PLACE OF USE: STOCKWATER

TWN RGE SEC

07N 03W	11	NESE	SESE
	12	NWSW	SWSW
	13	NWNW	

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1992.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
5. Stockwater use is for 200 dairy cattle.

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

13th day of July, 1990

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

JUL 26 1990

RECEIVED

FEB 16 1990

Ident. No. 65-13176

Department of Water Resources
Western Regional Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: TERRY A. JONES 208-365-3707
Address: 5888 SANDY AVE.
EMMETT, ID 83617
AND/OR
Name: KERMIT Q. JONES 208-365-3707
Address: 5888 SANDY AVE.
EMMETT, ID 83617

2. Source: GROUNDWATER

Trib. to:

3. Location of Point of Diversion: SWSW Sec. 12, Township 07N, Range 03W
NWNW Sec. 13, Township 07N, Range 03W
GEM County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
STOCKWATER	01/01	12/31	0.130		

5. Total quantity to be appropriated is:
0.130 CFS (and/or) AF

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc.
WELLS, PUMPS, PIPELINES & STOCKTROUGHES.
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 6 inches; proposed depth of well is
feet.
d. Is groundwater with a temperature greater than 90F being sought? NO

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 5 years.

8. Description of proposed uses:

STOCKWATER FOR ADDITIONAL 200 HD. DAIRY CATTLE

MICROFILMED

JUL 26 1990

9. Place of Use: STOCKWATER

TWN RGE SEC		
07N 03W 11	NESE	SESE
12	NWSW	SWSW
13	NWNW	

10. Describe any other water rights used for the same purposes.
A65-03886.

11. a. Who owns the property at the point of diversion?
APPLICANTS
b. Who owns the land to be irrigated or place of use?
APPLICANTS
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:
THIS APPLICATION IS FOR WATERING 200 ADDITIONAL HD. DAIRY
CATTLE.

13. Map of proposed point of diversion and place of use attached? ☒

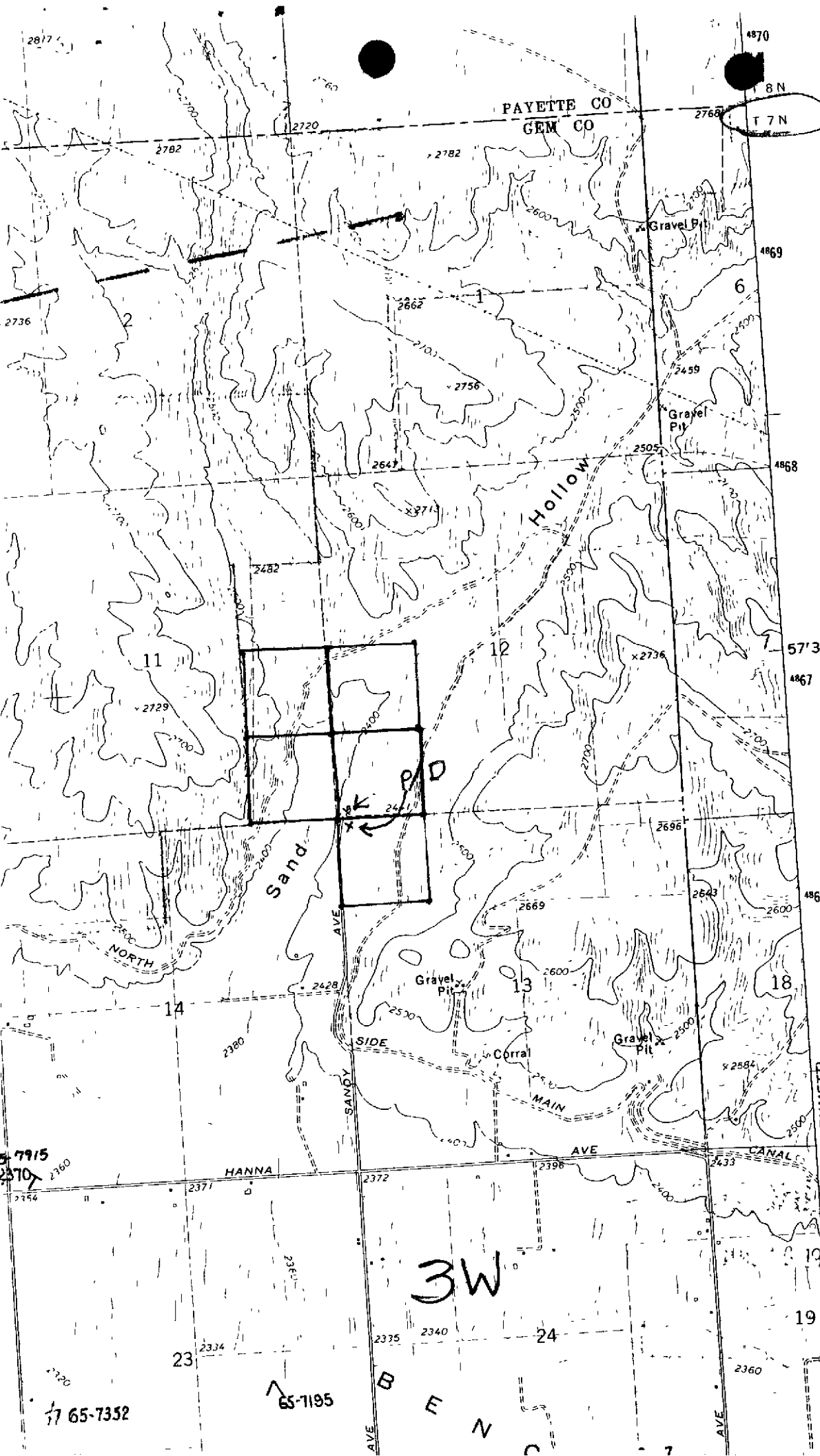
BE IT KNOWN that the undersigned hereby makes application for permit to
appropriate the public waters of the State of Idaho as herein set forth.

X Terry Jones
Applicant

Assisted by SL 2-16-90 3:30
Received by KW Date 2-14-90 Time 2:15 Preliminary check by GO
Fee \$ 30. Receipted by SL # W009092 Date 2-16-90 3/6 date
Publication prepared by GG Date 3/7/90 Published in Messenger-Index Rec'd check
3/15 & 3/22/90
Publication approved ST Date 6/1/1990

RECORDED

JUL 26 1990



* 65-2376

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65-2639

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65-7195

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

COUNTY OF GEM,

Esma Reyes, being first
duly sworn, on his oath deposes and
says that she is the ^{her} printer of Mes-
senger-Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho; that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger-
Index for Two (2)

consecutive weekly issues thereof,
beginning with the issue of
MARCH 14, 1990,
and ending with the issue of
MARCH 21, 1990

Esma Reyes

Subscribed and sworn to before me
this 21st day of

MARCH, 1990

Mary Ann Hanson

Notary Public,

Residing at Emmett, Idaho

My Commission Expires 3-27-1990

MAR 23 1990

Department of Water Resources
Western Regional Office

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-11112
HELZER, EUNICE M.
HELZER, GERALD H.
5901 S SLOPE RD
EMMETT, ID 83617
Source: GROUNDWATER
Diversion Pt: NESW Sec 17 T
06N R 02W
Use: COMMERCIAL (.040
CFS)
IRRIGATION (.020 CFS)
Total Diversion (.040 CFS)
Date Filed: 1/30/1990
In: T06N R02W S17 NESW
0.5 ACRES TOTAL

65-13132
ODERMOTT, LOURABELLE
M.
ODERMOTT, WALTER L.
HC 78 BOX 3815
OLA, ID 83657
Source: SPRING
Tributary: SQUAW CREEK
Diversion Pt: SWNESW Sec 27
T 10N R 01E
Use: STOCKWATER (.040 CFS)
Total Diversion (.040 CFS)
Date Filed: 1/10/1990
In: T10N R01E S27 NESW

65-13133
ODERMOTT, WALTER L.
ODERMOTT, LOURABELLE
M.
HC 78 BOX 3815
OLA, ID 83657
Source: SPRING
Tributary: SQUAW CREEK
Diversion Pt: SESW Sec 27
T 10N R 01E
Use: STOCKWATER (.040 CFS)
Total Diversion (.040 CFS)
Date Filed: 1/10/1990
In: T10N R01E S27 SESE

65-13144
NESBITT, HOMER
NESBITT, LOUISE E.
HC 78 BOX 3761
OLA, ID 83657
Source: SQUAW CREEK, SE-
COND FORK. Tributary:
SQUAW CREEK
Diversion Pt: SENESE Sec 2 T
11N R 01E
Use: IRRIGATION (.160 CFS)
Total Diversion (.160 CFS)
Date Filed: 2/14/1990
In: T11N R01E S11 NWNW
SWNW
8.0 ACRES TOTAL

65-13152
GILLIHAN, CATHERINE
LANHAM, HAZEL
850 JACKSON AVE.
EMMETT, ID 83617
Source: PAYETTE RIVER
Tributary: SNAKE RIVER
Diversion Pt: SWSW Sec 6 T
06N R 01W
Use: IRRIGATION (.200 CFS)
Total Diversion (.200 CFS)
Date Filed: 2/05/1990
In: T06N R02W S11 NWNW
10.0 ACRES TOTAL

65-13166
LITTLE LAND & LIVESTOCK
CO.
PO. BOX 205
EMMETT, ID 83617
Source: SPRINGS
Tributary: SAND HOLLOW
CREEK
Diversion Pt: NESENW Sec 7
T 06N R 01E
NESENW Sec 13 T 06N R 01W
Use: STOCKWATER (.190 CFS)
Total Diversion (.190 CFS)
Date Filed: 2/14/1990
In: T06N R01E S07 SENW
R01W S13 SWNW

65-13167
LITTLE LAND & LIVESTOCK
CO.
PO. BOX 205
EMMETT, ID 83617
Source: UNNAMED STREAM
Tributary: JAKES CREEK
Diversion Pt: LOT 1 (SWNE)
Sec 1 T 08N R 01W
Use: STOCKWATER STORAGE
(700 AF)
STOCKWATER FROM
STORAGE
(700 AF)
STOCKWATER (.200 CFS)
Total Diversion (.200 CFS) (700
AF)
Date Filed: 2/14/1990
In: T08N R01W S01 Lot 1
(NENE)

65-13173
LITTLE LAND & LIVESTOCK
CO.
PO. BOX 205
EMMETT, ID 83617
Source: SPRINGS
Tributary: LITTLE COTTON-
WOOD CREEK
Source: SPRING
Tributary: BIG COTTONWOOD
CREEK
Source: BOX SPRING
Tributary: BIG COTTONWOOD
CREEK
Diversion Pt: NESW Sec 7
T 08N R 01E
NESW Sec 8 T 08N R 01E
SWNWNW Sec 10 T 08N R 01E
SENWNW Sec 10 T 08N R 01E
Use: STOCKWATER (.120 CFS)
Total Diversion (.120 CFS)
Date Filed: 2/14/1990
In: T08N R01E S07 SWSE
S08 SWSE
S10 NWNW

65-13174
LITTLE LAND & LIVESTOCK
CO.
PO. BOX 205
EMMETT, ID 83617
Source: SPRING
Tributary: BRUSH CREEK
Source: SPRINGS
Tributary: DYES GULCH
Diversion Pt: NWNWNE Sec 17
T 08N R 01E
SWNESW Sec 18 T 08N R 01E
LOT 2 (SESW) Sec 18 T
08N R 01E
SWSESW Sec 18 T 08N R 01E
Use: STOCKWATER (.120 CFS)
Total Diversion (.120 CFS)
Date Filed: 2/14/1990
In: T08N R01E S17 NWNE
S18 NESW Lot 2 (SWSW)
SESW

65-13175
LITTLE LAND & LIVESTOCK
CO.
PO. BOX 205
EMMETT, ID 83617
Source: SPRING
Tributary: JAKES CREEK
Diversion Pt: NESESE Sec 24
T 09N R 01W
Use: STOCKWATER (.050 CFS)
Total Diversion (.050 CFS)
Date Filed: 2/14/1990
In: T09N R01W S24 SESE

65-13176
JONES, TERRY A.
JONES, KERMIT O.
5888 SANDY AVE.
EMMETT, ID 83617
Source: GROUNDWATER
Diversion Pt: SWSW Sec 12 T
07N R 03W
NWNW Sec 13 T 07N R 03W
Use: STOCKWATER (.130 CFS)
Total Diversion (.130 CFS)
Date Filed: 2/14/1990
In: T07N R03W S11 NESE
SESE
S12 NWNW SWSW
S13 NWNW

2/16 correct date
not read.

65-13192
SMITH FINANCIAL GROUP
INC.
PO. BOX 27
BOISE, ID 83707
Source: BISSEL CREEK
Tributary: PAYETTE RIVER
Diversion Pt: SWSW Sec 15 T
07N R 02W
Use: IRRIGATION (1.600 CFS)
Total Diversion: (1.600 CFS)
Date Filed: 2/14/1990
In: T07N R02W S15 SWSW
S22 NWNW SWNW
800 ACRES TOTAL

65-13193
SMITH FINANCIAL GROUP
INC.
PO. BOX 27
BOISE, ID 83707
Source: UNNAMED SPRINGS
Tributary: BISSEL CREEK
Diversion Pt: NESWSW Sec 15
T 07N R 02W
SESWSW Sec 15 T 07N R 02W
Use: STOCKWATER (.550 CFS)
Total Diversion: (.550 CFS)
Date Filed: 2/14/1990
In: T07N R02W S15 SWSW

65-13194
BURKHARD, FREDERICK
PO. BOX 156
SWEET, ID 83670
Source: SPRING
Tributary: SQUAW CREEK
Diversion Pt: NWSW Sec 34
T 08N R 01E
Use: DOMESTIC (.020 CFS)
Total Diversion: (.020 CFS)
Date Filed: 2/02/1990
In: T08N R01E S34 SENW

65-13195
WRIGHT, ERNEST
610 E 3RD
EMMETT, ID 83617
Source: GROUNDWATER
Diversion Pt: NENSW Sec 8
T 06N R 02W
Use: IRRIGATION (.090 CFS)
Total Diversion: (.090 CFS)
Date Filed: 1/11/1990
In: T06N R02W S8 NESW
3.0 ACRES TOTAL

65-13196
BARRETT, HAROLD
1466 W. 12TH ST.
EMMETT, ID 83617
Source: GROUNDWATER
Diversion Pt: SWSE Sec 12 T
06N R 02W
Use: COMMERCIAL (.040
CFS)
Total Diversion (.040 CFS)
Date Filed: 1/12/1990
In: T06N R02W S12 SWSE

65-13197
B & W FUELS INC.
BILLY G. OR G. KAY WEBB
PO. BOX 747
EMMETT, ID 83617
Source: GROUNDWATER
Diversion Pt: LOT 2
(NWNWNE) Sec 6 T 06N R
01W
Use: COMMERCIAL (.040
CFS)
Total Diversion: (.040 CFS)
Date Filed: 1/12/1990
In: T06N R01W S06 Lot 2
(NWNWNE)

The permit(s) 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 APRIL 2, 1990.
R. KEITH HIGGINSON,
Director
Pub. 3-14,21-90
Legal Notice No 727
Pub. in the Messenger Index

MEMO TO FILE: 65-13176
FROM: Carter Fritschle *CF*
DATE: March 4, 1998
RE: Licensing Amendment

Terry Jones visited the State Office concerned about whether his water rights were being described correctly. After reviewing his adjudication claims, we reviewed his permit 65-13176. The field examiners recommendation for this right does not appear to be consistent with Mr. Jones' intent for this right. His intent was to have the permit cover four of his five wells, two in T07N, R03W, S12, SWSW and two in T07N, R03W, S15, SENE. He presently has two decreed rights, 65-03886 has its point of diversion described as one of the wells in S12, SWSW, and 65-05113 has its point of diversion described as one of the wells in S15, SENE. The fifth well is in T07N, R03W, S12, NWSW, and it is covered by adjudication claim A65-22083, and does not need to be listed as a point of diversion on right no. 65-13176.

Per Carter,

*2 wells in S12 are interconnected,
‡ should be part A of permit
The pitcher pump well is covered by
claim don't include.*

*2 wells in S15 are interconnected
‡ should be part B of permit*

MAY 28 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-13176 A+B

1. Owner: Terry A ⁴/_{or} Kermit G. Jones Phone No. (208) 365-3707

Current Address: 5888 Sandy Ave. Emmett, Id. 83617

2. Accompanied by: Terry Jones EXAM DATE: 7/6/95

Address: 5888 Sandy Ave S Emmett, Id 83617 Phone No. (208) 365-3707

Relationship to Permit Holder: Seller

3. Source. groundwater tributary to —

B. OVERLAP REVIEW

OVERLAP REVIEW

1. Other water rights with the same place of use: 65-05460, 65-05443, 65-06644
65-03886, 65-04448, 65-06644

2 Other water rights with the same point of diversion: ^(A+B) 65-04891, 65-05276, 65-10999, 65-04891
65-11013, ~~65-06644, 65-05460, 65-05413~~

DIVERSION AND DELIVERY SYSTEM

C. DIVERSION AND DELIVERY SYSTEM

1 Point(s) of Diversion: * P/D #3 44 + 5
are ones of concern; P/D #1 & 2 are domestic exempt systems, & were not filed on.

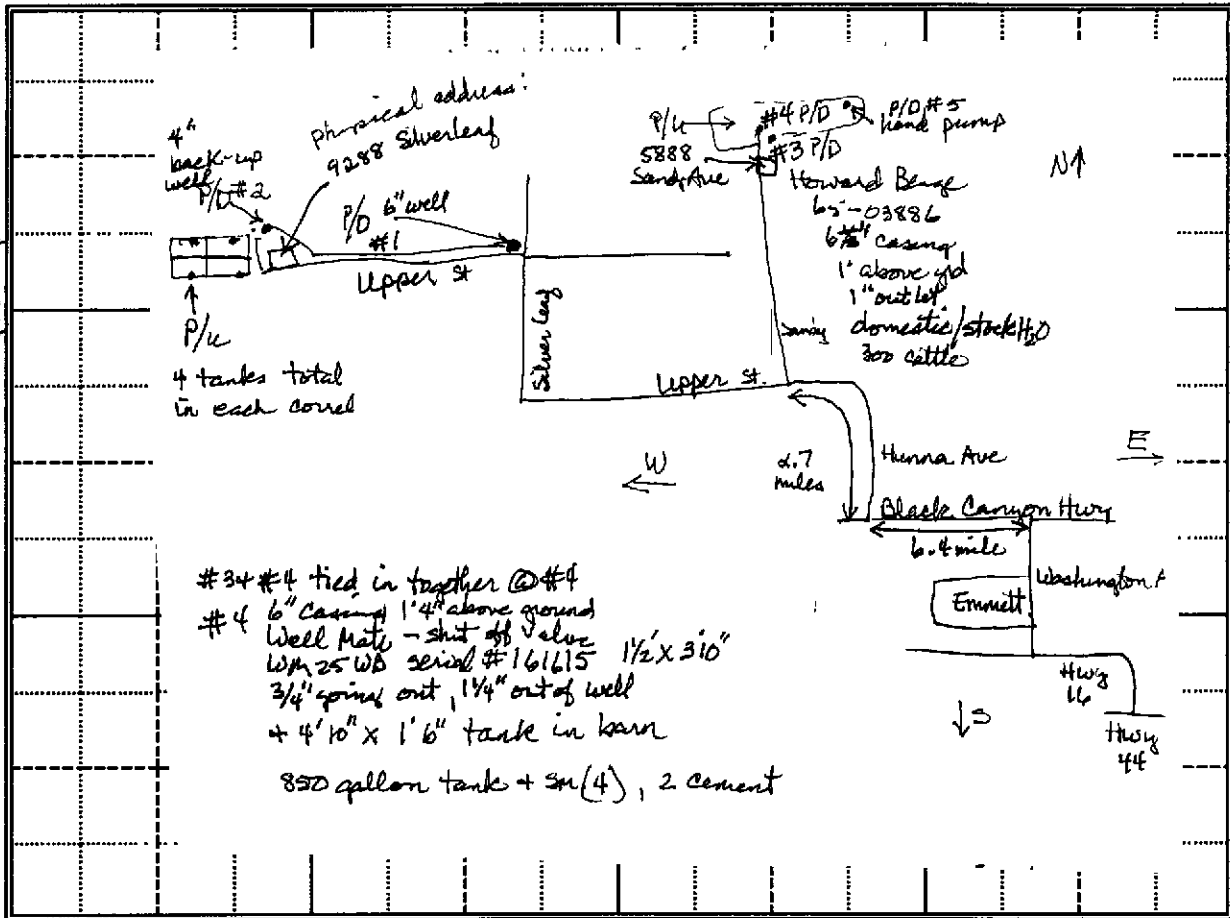
Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
1	exempt domestic system @ 94 23	SE	NE	15	7N	3W	GEM	USGS Ortho. map, +	
2		SE	NE	15				exam	
3		SW	SW	12					
4		SW	SW	12					

5 (B) NW SW 12

USGS Ortho. map
Indicate Method of Determination $\pm$ exam

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	3W	12										S	S						
7N	3W	11													S			S	
7N	3W	12										S	S						
7N	3W	13						S											
7N	3W	15				S													

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



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required)

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
P/D #1 submersible	Gould 18E 10412	1	model # 2801014910	Franklin Electric	1 1/2"
P/D #2 submersible (back-up)	-	1	280108490	Franklin Electric	1 1/2"
P/D #3 submersible	-	1	-	-	1"
P/D #4 submersible	-	3/4	-	-	3/4"
P/D #5 hand pump	-	-	-	-	1 1/2"

*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: _____

* Transfer Assignments were given to Terry Jones for WR 65-03886 + 65-04448, to get these assigned into his name.

E. NARRATIVE/REMARKS/COMMENTS

- Other WR 65-04448 (Robert B. Hamilton) + WR 65-03886 (Howard Bengel) — both are decreed, + are P/D 3+4. ^[Domestic] ^[Domestic, 04, stockwater, 027]
- Physical address for P/D #1 + 2: 9288 Silverleaf Emmett, Id 83617. Physical address for P/D 3-5, is 5888 Sandy Ave. Emmett, Id. 83617.
- At the time of the exam, I found #1 P/D 6" casing, submersible, 1HP Franklin Electric, with a 1 1/2" PVC discharge, that follows along the road + ties in w/ P/D #2 (a back-up well, 4" casing, 1 HP submersible Franklin Electric), to 1 1/2" to 1" PVC to the barn, where it is piped to 4 stockwater tanks. P/D #1 + #2 + P/U are in Sec. 15, with P/D #1 well Drillers Report # 65-93-45-0328-00, + P/D #2 having been an existing well (The P/D #1 Well Drillers Report should read Sec. 15, since 12/1/95 verified with Terry Jones, that he does not even own any property in Sec. 9). I let Denise know of the correction needed on the report. P/D #3 (also listed as 65-03886 which Terry Jones owns) is a 6" casing, 1 HP submersible pump, 1" discharge. P/D #4 is (also listed as 65-04448) 6" casing, 3/4" discharge, 3/4 HP submersible pump, tied w/ P/D #3, w/ 3/4" PVC to the barn, + troughs in SESE Sec. 11, NESE Sec 11, SWSW + NWSW Sec 12; + ^{SW SW +} NWSW Sec. 12 for P/D #5 a ^{1 1/2" discharge} hand pump. (Driller for P/D #1 Dennis Phipps 9/5/93)
- Use is stockwater for 250 dairy heffords (permitted for 200 head)
- Other water sources used: Emmett irrigation (for irrigation of fields only)

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

this is
1" system
+ is
Domestic
exempt

F. FLOW CALCULATIONS

✓ Additional Computation Sheets Attached

Measured Method:

Theoretical Pump Efficiency Calculations:

Domestic
exempt
system
not
filed
Br.

P/D #1 = .04 P/D #2 = .03 cfs #1 + #2 = .04 cfs since these are not additive, since #2 is only a back-up, & not used.

Ⓐ P/D #3 = .02 cfs P/D #4 = .03 cfs #3 + #4 = .05 cfs

Ⓑ P/D #5 no physical measurement taken, since the handle was broke. Recommended allowing: 1.07 cfs

G. VOLUME CALCULATIONS $1\frac{1}{2}$ " pipe discharge ($Q = 57\pi R^2$) = .07 cfs

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

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

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

2. Volume Calculations for Other Uses: 200 dairy cows

Ⓐ $V_{IR} = (200 \text{ head} \times 35 \text{ gpd/head} \times 365 \text{ days}) / 325,850 = 7.8 \text{ Afa}$

$V_{DR} = .05 \text{ cfs} \times 365 \times 1.9835 = 36.2$

$V = 7.8 = \boxed{8.0 \text{ Afa}}$

Ⓑ $V_{IR} = (200 \times 35 \times 365) / 325,850 = 7.8 = 8.0$

$V_{DR} = .07 \text{ cfs} \times 365 \times 1.9835 = 51.0$

$V = \boxed{8.0 \text{ Afa}}$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Ⓐ Stockwater	1/1	12/31	.05	8.0
Ⓑ Stockwater	1/1	12/31	.07	8.0
Totals:			Ⓐ .05 Ⓑ .07	Ⓐ 8.0 Ⓑ 8.0

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. AUTHENTICATION

Field Examiner's Name

Sandra Hernandez Date 6/2/96

Reviewer

Date

SEAL

① Permit: Stockwater 1/1-12/31 .13 cfs 65-13176
 200 dairy cattle
 7N 3W 11 NESE SESE
 12 NWSW SWSW
 13 NWNW

② B/u fee: \$50.00 11/1/93 pd. 0-0.20 cfs
 250 dairy cattle .13 cfs

③ B/u:
 250 dairy cattle .20 cfs
 200 dairy cattle .13 cfs (as permitted)

[Table 1, Recommended Diversion Rates for Stockwater Exh. 15A]

④ Measurements:

Theoretical Pump Efficiency Calculations
 (see attachments)

P/D # 1 = .04 cfs > tied in together,
 P/D # 2 = .03 cfs but P/D # 2 not used
 = .04 cfs

* will report 65-93-W-0328-00
 domestic (exempt system @ $\leq .04$ cfs)

⑤ P/D # 3 = .02 cfs > tied in together,
P/D # 4 = .03 cfs = .05 cfs

⑥ P/D # 5
 handpump - 1 1/2" discharge (full pipe @ discharge)

Pipe flow: $Q = 5 \pi R^2$ (R in ft.) $\frac{\text{dia.}}{12} \div 2 = R$
 $\pi = 3.1416$

1 1/2" pipe = .07 cfs

⑤ Overlap Review : (Appendix E in Manual)

65-13176 A+B

① P/D # 4
~~License~~ Decreed WR 65-04448

Domestic .04 cfs 1.2 Afa

P/D: T7N R3W S12 SWSW

P/U: T7N R3W S12 SWSW

Flow Rate Decreed: .04 cfs 1.2 Afa

System Analysis

P/D: T7N R3W S12 SWSW

P/U: T7N R3W S12 SWSW

Measured Flow Rate (Theoretical): .03 cfs

Calculation:

Current Rate: .03 cfs

Old Rate: .04 cfs

Diff. between Rates: .01 cfs

P/D # 3 Decreed WR # 65-03886

Stockwater .02 cfs

Domestic .04 cfs
 .04 cfs

P/D: T7N R3W S12 SWSW

P/U: T7N R3W S12 SWSW

Calculation:

Current Rate: .02 cfs

Old Rate: .04 cfs

Diff. between Rates: .02 cfs

② Condition: The Maximum combined rate of diversion under this right (Part A) + Right No. 65-04448 + 65-03886, shall not exceed .05 cfs (the capacity of the system).

the 2
systems are
tied in
together
now

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: #1 65-13176

DATE: 1-DEC-95

COMPLETE BY: SANDY HEMENWAY

HORSEPOWER = 1

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 50 FEET *40' static + 10'*

SYSTEM PRESSURE = 54 PSI

QUANTITY = 0.04 CFS

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: #2 65-13176

DATE: 1-DEC-95

COMPLETE BY: SANDY HEMENWAY

HORSEPOWER = 1

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 50 FEET *no well report, so estimated same as #1 P/D, 40' static + 10'*

SYSTEM PRESSURE = 68 PSI

QUANTITY = 0.03 CFS

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: #3 65-13176

DATE: 1-DEC-95

COMPLETE BY: SANDY HEMENWAY

HORSEPOWER = .75

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 51 FEET 41' static + 10'

SYSTEM PRESSURE = 60 PSI estimated, since this is what he used to run it at, but for some reason the gauge broke off

QUANTITY = 0.02 CFS

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: #4 65-13176

DATE: 1-DEC-95

COMPLETE BY: SANDY HEMENWAY

HORSEPOWER = 1

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 51 FEET *estimated, since no well report, using #10 # 3, 4' static*
+ 10'

SYSTEM PRESSURE = 60 PSI

QUANTITY = 0.03 CFS *estimated, since before gauge broke off, this is what they used to run the system at*

IDAHO DEPARTMENT OF WATER RESOURCES

#1

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 65-93-W-0328-000 OTHER APPLICABLE NO: 65-13176
2. OWNER: Terry A. Jones +/ Kermit Jones Phone: (208) 365-3707
Address: 5888 Sandy Ave Emmett, Id 83617
3. WELL LOCATION: Twp 7N, Rge. 3W, Sec. 15, SE 1/4 NE 1,
County Gem (Provide sketch map and photo on reverse.)
4. DRILLER: Dennis Phipps Lic. No. 332
When Drilled? 9/5/93
5. WELL CONSTRUCTION:
Casing Diameter 6 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 84 ft. Method Drilled rotary
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☐ Yes ☒ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving good
Auger to a depth of _____ ft. Evidence of Annular Seal ☒ Yes ☐ No
Are there obvious constuction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
Depth to Static Water 40 ft. Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: 54 (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☒ Domestic ☒ Irrigation ☒ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

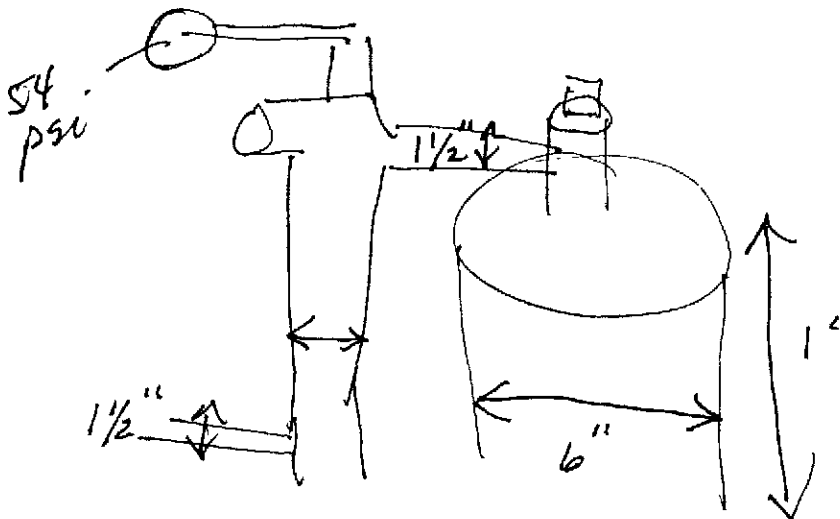
How far away from the well is this source? _____

9. REMARKS:

Paul Hammerway WR Agent
Signature of Dept. Representative & Title

7/6/95
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



**USE TYPEWRITER OR
BALLPOINT PEN**

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name Terry Jones

Address 5888 Sandy Ave Emmett ID

Drilling Permit No. 65-93-W-0328-000 8367

Water Right Permit No _____

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures such as liners, screen, plug depth, etc. in lithologic log, section 9)

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Monitor
☐ Industrial ☐ Stock Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☒ Rotary ☐ Air Auger ☐ Reverse rotary
☐ Cable ☐ Mud Other _____
(backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION

Casing schedule. ☒ Steel Concrete ☐ Other _____

Thickness	Diameter	From	To	Feet	Feet
.350 inches	6	1	84	84	feet
.258 inches	5	29	84	84	feet
.252 inches	5	85	91	91	feet

Was casing drive shoe used? Yes ☐ No ☒

Was a packer or seal used? Yes ☐ No ☒

Perforated? Yes ☐ No ☒

How perforated? ☐ Factory Knife ☐ Torch ☐ Gun

Size of perforation? _____ holes by _____ inches

Number _____ feet _____ feet

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

Well screen installed? ☒ No ☐

Manufacturer Houston Type 304

Top Packer or Headpipe _____

Bottom of Tailpipe _____

Diameter 5 Slot size 2 Set from 84 feet to 89 feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 1 Material used in seal: ☒ Cement grout ☐ Bentonite ☒ Fluidic clay ☐ Slurry pit

Sealing procedure used _____ Overbore to seal depth _____

Method of joining casing: Threaded ☒ Welded ☐ Solvent Weld Cemented between strata

Describe access port... W1 1

6. LOCATION OF WELL

Sketch map location must agree with written location

Subdivision name _____

Lot No _____ Block No _____

County _____

Address of Well Site Lower Bonanza Rd
(least name of road)

SE 1/4 SE 1/4 Sec 9 T 7 N E or S ☐
R 3 E ☐ or W ☒

7. WATER LEVEL

Static water level 40 feet below land surface

Flooding? ☐ Yes ☒ No G.P.M. flow _____

Ambient closed-in pressure _____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature _____ °F. Quality _____

(Describe ambient or temperature zones below)

8. WELL TEST DATA

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>40</u>		<u>1</u>

9. LITHOLOGIC LOG

Bore Diam.	Depth From To	Material	Water Yes No
<u>6</u>	<u>0</u> <u>3</u>	<u>Top Sand</u>	☒ ☐
	<u>3</u> <u>17</u>	<u>Clay</u>	☐ ☒
	<u>17</u> <u>43</u>	<u>Brown Clay</u>	☐ ☒
	<u>43</u> <u>67</u>	<u>Gravel</u>	☒ ☐
	<u>67</u> <u>69</u>	<u>Clay</u>	☐ ☒
	<u>69</u> <u>72</u>	<u>Sand</u>	☒ ☐
	<u>72</u> <u>77</u>	<u>Clay</u>	☐ ☒
	<u>77</u> <u>82</u>	<u>Sand</u>	☒ ☐
	<u>82</u> <u>83</u>	<u>Clay</u>	☐ ☒
	<u>83</u> <u>91</u>	<u>Coarse Sand</u>	☒ ☐

10.

Work started 9-3-93 finished 9-5-93

11. DRILLER'S CERTIFICATION

I/we certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Dennis Higgins Firm No. 332

Address Mendota ID Date 9-24-93

Signed by Drilling Supervisor [Signature]
and
Operator [Signature]
(If different than the Drilling Supervisor)

#2

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

(no well report found)

1. DRILLING PERMIT NO: existing OTHER APPLICABLE NO: WR 65-13176
2. OWNER: Terry A. Jones Phone: (208) 365-3707
Address: 5888 Sandy Ave. Emmett, Id 83617
3. WELL LOCATION: Twp 7N, Rge. 3W, Sec. 15, SE 1/4 NE 1,
County Gem (Provide sketch map and photo on reverse.)
4. DRILLER: existing Lic. No. _____
When Drilled? 1920-25
5. WELL CONSTRUCTION:
Casing Diameter 4 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☐ Yes ☒ No - Describe only 3" above ground
Depth of Casing 40+ ft. ^{unknown} Method Drilled existing - method unknown
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving good
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious constuction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
Depth to Static Water 40 ft. ^{estimates} Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: 68 (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☒ Domestic ☐ Irrigation ☒ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

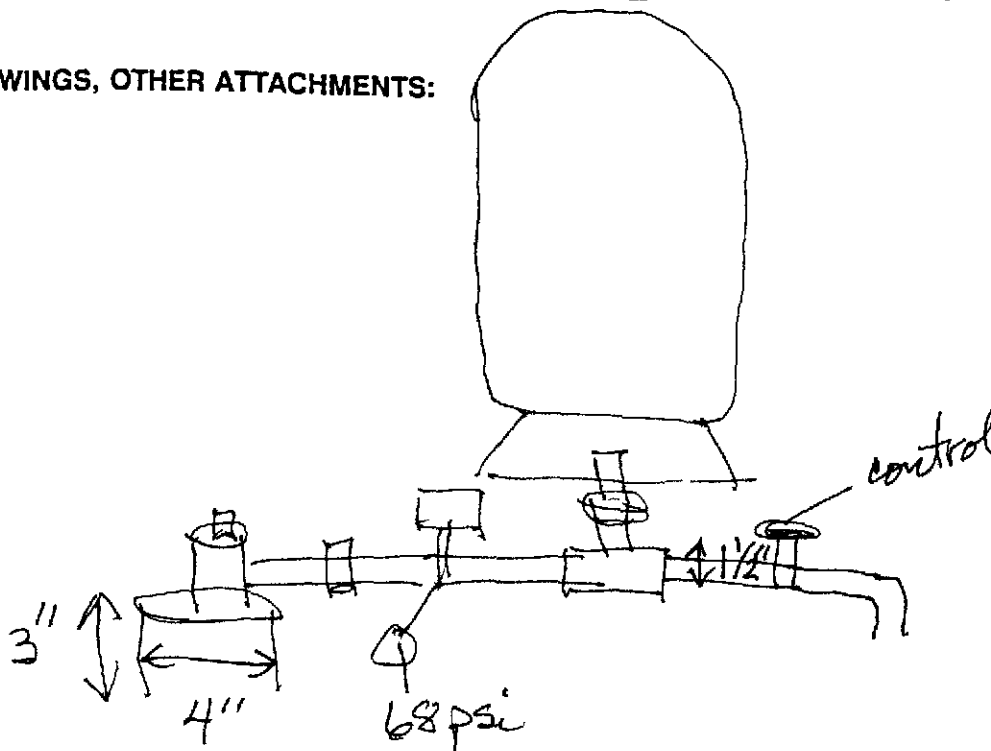
How far away from the well is this source? _____

9. REMARKS: _____

Paul Hemenway WR Agent
Signature of Dept. Representative & Title

7/6/95
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



65-13176

7/6/95 S.H.



4" casing

68 psi

1 1/2" discharge

3" above the
ground

#3

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: (under Howard Berge) none on well report OTHER APPLICABLE NO: 65-03886
65-13176
2. OWNER: Terry A. Jones for Kermit Jones Phone: (208) 365-3707
Address: 5888 Sandy Ave. Emmett, Id 83617
3. WELL LOCATION: Twp 7N, Rge. 3W, Sec. 12, SW 1/4 SW 1
County Gem (Provide sketch map and photo on reverse.)
4. DRILLER: E.C. Driscoll Lic. No. 14
When Drilled? 12/5/73
5. WELL CONSTRUCTION:
Casing Diameter 6 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing ≥ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 59 ft. Method Drilled _____
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving good
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
Depth to Static Water 41 ft. Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: 60 (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☒ Domestic ☐ Irrigation ☒ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS:

Sanford Hemminger, WR Agent
Signature of Dept. Representative & Title

7/6/95
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

(see pictures)

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well.

WELL OWNER

Name Howard Bengt
Address Route II Emmett
Owner's Permit No. _____

NATURE OF WORK

☒ New well ☐ Deepened ☐ Replenished
☐ Abandoned (describe method of abandoning) _____

PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

METHOD DRILLED

☒ Cable ☐ Rotary ☐ Auger ☐ Other

WELL CONSTRUCTION

Diameter of hole 6 inches Total depth 63 feet
Casing schedule: ☒ Steel ☐ Concrete
Thickness 2.50 inches 6 inches 1 inch 59 feet
Inches 6 inches 1 inch 59 feet
Inches 6 inches 1 inch 59 feet
Inches 6 inches 1 inch 59 feet
Inches 6 inches 1 inch 59 feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Factory ☐ Knife ☒ Torch
Size of perforation 1/8 inches by 5 inches
Number 160 perforations 48 feet 59 feet
perforations feet feet
perforations feet feet

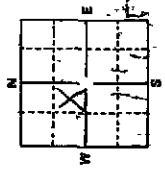
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____ feet to _____ feet
Placed from _____ feet to _____ feet

Surfaces seal? ☒ Yes ☐ No To what depth 18 feet
Material used in seal ☐ Cement grout ☒ Puddling clay

LOCATION OF WELL

Sketch map location must agree with written location.



7. WATER LEVEL

Static water level 41 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature 54 °F Quality Hard
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☒ Bail ☐ Other
Discharge G.P.M. 20 Draw Down 4 Hours Pumped 3

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
63	0	4	Soil		
	4	9	Hard Pan		
	9	18	Brown clay		
	18	27	Gravel		
	27	35	Grey clay		
	35	43	Sand		
	43	63	Grey clay		
			Sand		

10. Work started 12/3/73 finished 12/5/73

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is true to the best of my knowledge.

Driller's or Firm's Name E.C. Driscoll Number 14
930 So. Wash.

#3 P/D

65-03886/65-03886
+ 65-13176

#4

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

(no well report found)

65-04448

~~65-04448~~

65-13176

1. DRILLING PERMIT NO: _____ OTHER APPLICABLE NO: _____
2. OWNER: Terry A. Jones & Kermit Jones Phone: (208) 365-3707
Address: 5888 Sandy Ave. Emmett, Id. 83617
3. WELL LOCATION: Twp 7N, Rge. 3W, Sec. 12, SW 1/4 SW 1
County Gem (Provide sketch map and photo on reverse.)
4. DRILLER: existing Lic. No. _____
When Drilled? "
5. WELL CONSTRUCTION:
Casing Diameter 6 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing unknown Method Drilled unknown
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☐ Yes ☒ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving good
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION: estimated from well near by
Depth to Static Water 41 ft. Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: 60 (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☒ Domestic ☐ Irrigation ☒ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS:

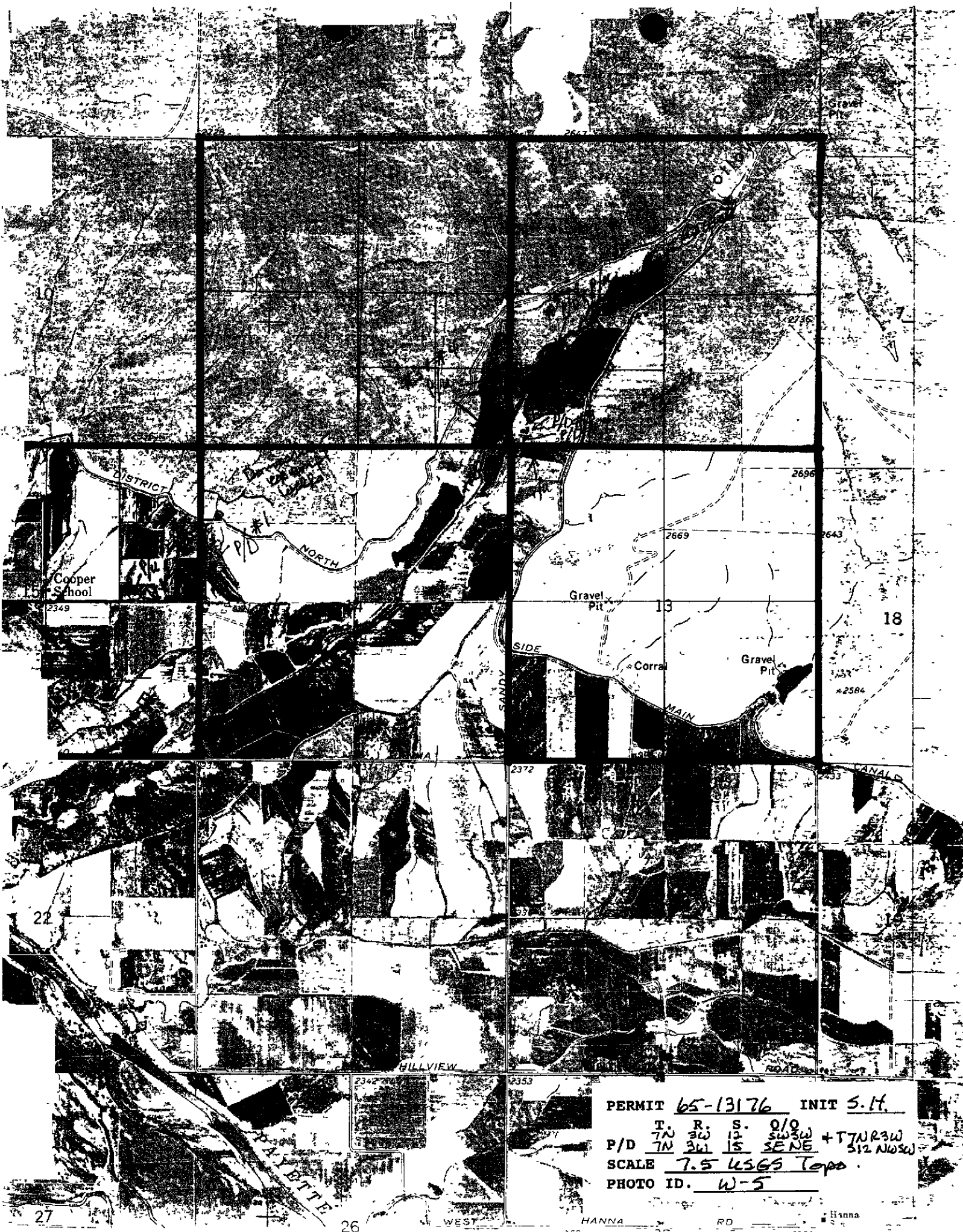
End Hemenway WR Agent
Signature of Dept. Representative & Title

7/6/95

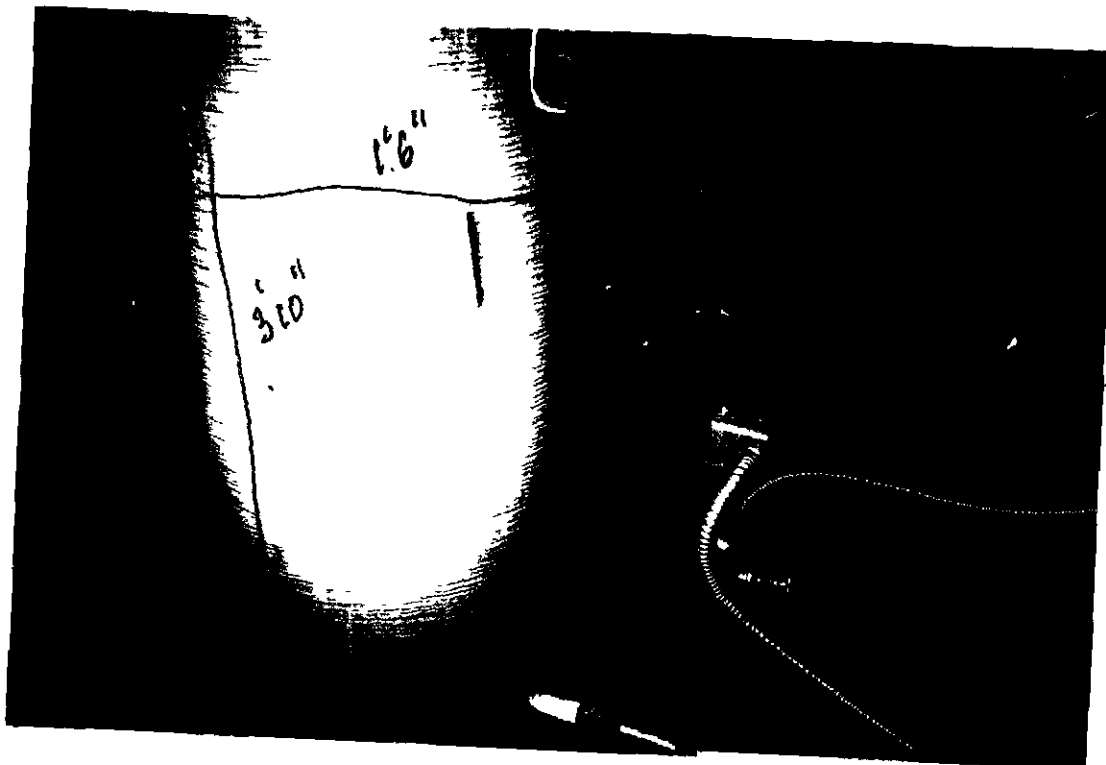
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

(see picture)



PERMIT 65-13176 INIT S.H.
T. 7N R. 3W S. 12 Q/O SW3W + T7N R3W
P/D 7N 3W 12 SENE 312 NW3W
SCALE 7.5 USGS Topo
PHOTO ID. W-5

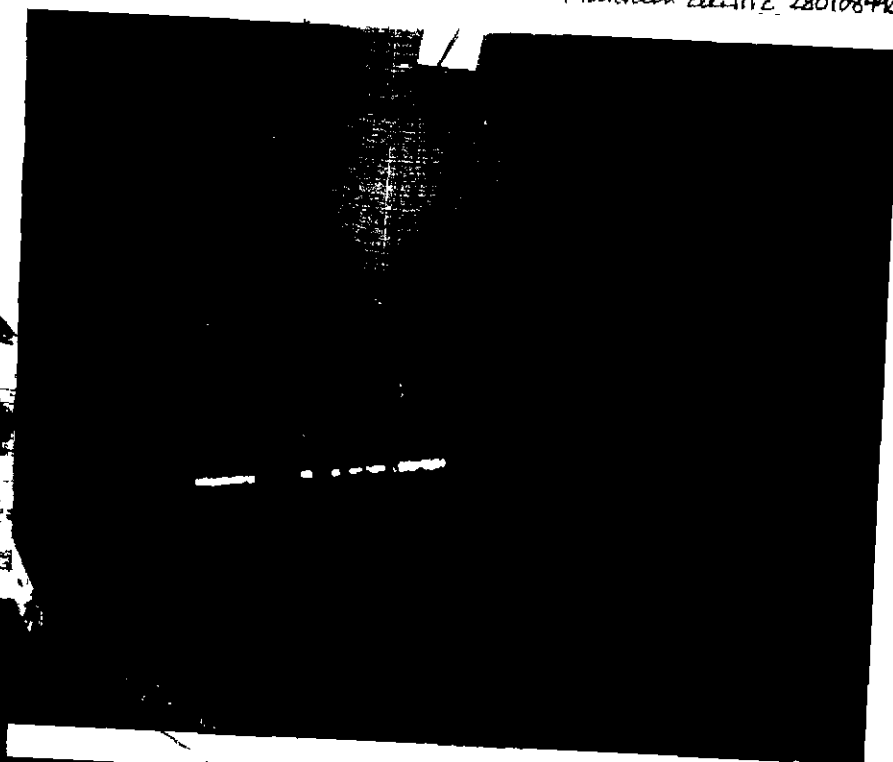


65-13176
7/6/95 S.H.

P/D #1 (Sec. 15)

- well mate pressure tank 3'10" x 1 1/2'
- 6" casing, 1" above ground
- 1 1/2" discharge
- 54 psi
- Franklin Electric submersible mod. # 2801014910 1 HP

P/D #2 Back-up well (Sec. 15) 4" casing, 3" above ground 1 1/2" discharge, 1 HP Franklin Electric 280108490



(Sec. 15) #1 + #2

- P/u @ 9288 Silverleaf, Emery
- Stockwater
- 4 tanks
- 250 dairy cattle

P/D #1 + #2 tied together w/ 1" PVC buried



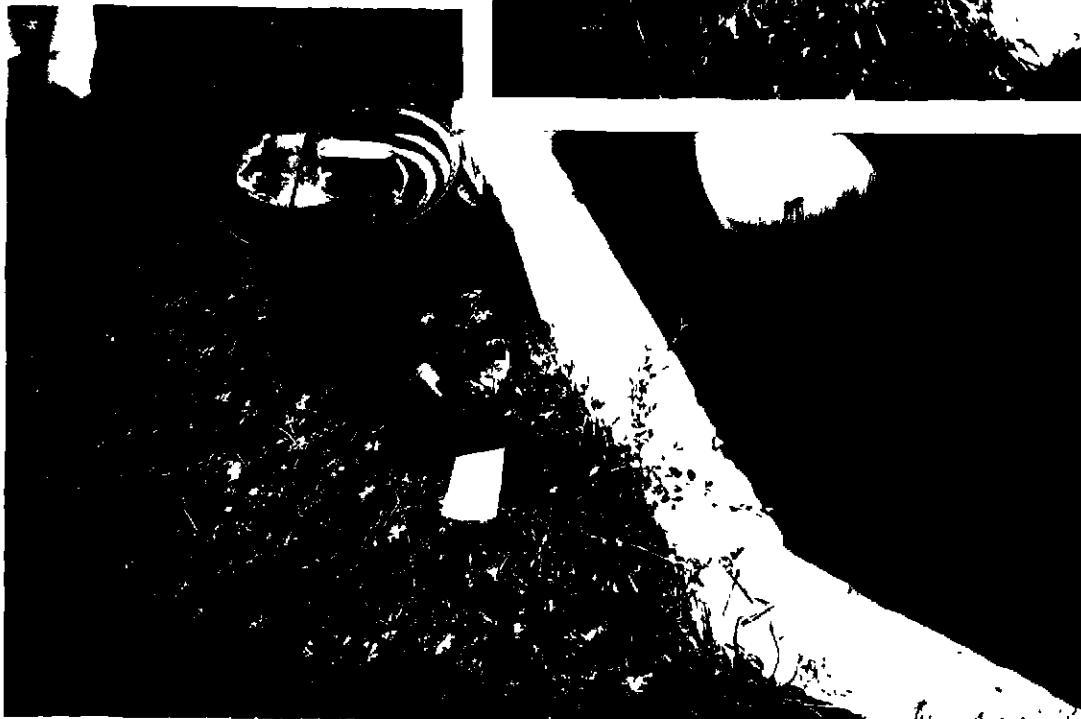
65-13176
7/6/95 S.H.

P/D #3

Other WR on this well
is WR 65-03886
(domestic/stockwater)
6" casing, 1' above ground
1" discharge
1 HP submersible

physical address:
5888 Sandy Ave, Emmett

- Where P/D #3 + #4
tie in together
- Well Mate pressure tank
1 1/2' x 3' 10"
1 1/4" discharge to
4' 10" x 1' 6" tank
in the milking
barn.
- 60 psi



P/D #4

6" casing, 1' 4" above ground
3/4" discharge
3/4 HP submersible
Other WR on this
well: 65-04448



65-13176
7/6/95 S.H.

P/u:

Sec. 11 + 12

self filling
stock tanks + other
misc. size tanks
250 cattle



P/D #5

hand pump, but
handle broke off
+ was unable
to get a measurement



P/u:

Sec. 12

looking south
from P/D #5

November 5, 1993

TERRY A. JONES
KERMIT Q. JONES
5888 SANDY AVE.
EMMETT ID 83617

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13176

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson
Senior Secretary

c: IDWR - Region

Enclosure

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
65-93-W-0328-000	O	TERRY JONES 5888 SANDY AVE EMMETT, ID 83617 (208) 365-3707	07N	03W	09	SE SE		GEM

Subdivision Location and Description:

Subdivision Name:

Well Site Address: LOWER BENCH ROAD

City, State: EMMETT, ID

Lot(s):

Block(s):

Geographic Location:

Accuracy Code:

Lat: : : N

Long: : : W

Proposed Use of Well: Domestic

Proposed Casing Diameter: 6 In.

Proposed Depth: 100 Ft.

Well Use Comments:

Driller License No: 0332

Firm Name: DENNIS PHIPPS WELL DRILLING

Official: DENNIS L PHIPPS

Permit Status: Permit

Verbal Issue Date: 09/03/1993

Date Received: 09/13/1993

Date Approved: 09/13/1993

Proposed Start Date: 09/03/1993

Extension Date:

Extension Expiration:

Receipt No.

W016722

Receipt Date

09/13/1993

Fee

\$ 455.00

Specific Conditions:

Permit Remarks: VERBAL GIVEN BY DENISE

Well Remarks:

Conditions of Approval:

WELL DRILLER'S LOG REPORT

Drilling Permit No: 65-93-W-0328-000

Water Right No: 65-13176

Injection Permit No:

Nature of Work: NEW WELL

Construction Method: ROTARY

Number of Monitor Wells:

Casing Diameter: 6 In.

Depth of Casing: 91 Ft.

Total Depth: 91 Ft.

Screen Installed? Yes

Static Water Level: 40 Ft.

Temperature: F.

Production Rate: 40.00 GPM

Actual Start Date: 09/03/1993

Well Finish Date: 09/05/1993

Log Received Date: 10/01/1993

Certification Date: 09/22/1993

Field Inspection Date:

Inspector:

Well Log Remarks: CASING: STEEL .250 6" FROM +1 TO 84 FT

.258 5" FROM 79 TO 84 FT

.258 5" FROM 89 TO 91 FT

WD0790NP
(0D-0790)

DEPARTMENT OF WATER RESOURCES
WELL DRILLING PERMIT NUMBER INDEX

DATE: 11/03/93
PAGE: 2

=====

WELL DRILLER'S LOG REPORT: Permit No. 65-93-W-0328-000 (cont'd)

Well Log Remarks: SCREEN USED 5" DIAM. SLOT 020 FROM 84 TO 89 FT
SURFACE SEAL 18 BENTONITE, PUDDLING CLAY

RECEIVED

OCT 28 1993

Department of Water Resources

October 28, 1993

L. Glen Saxton
Chief, Water Allocation Bureau

RE: PETITION FOR RECONSIDERATION OF WATER RIGHT PERMIT #65-13176

Dear Mr. Saxton:

Regarding our conversation I am requesting reconsideration of Water Right Permit #65-13176.

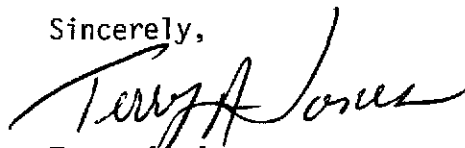
Enclosed you will find invoices substantiating the drilling date of August 28 and pump installation date of September 13, 1993. These dates are well within the time frame of the 60-day time lapse during which I had advised Karen Gustafson I would complete this development.

On August 23, 1993, I presented my Permit #65-13176 to the well driller (Dennis Phipp). He informed me that he would take care of all necessary paperwork with the Department of Water Resources. I took this to include his submitting the Proof of Beneficial Use Form.

This miscommunication has brought us to this point.

I respectfully request your consideration of the above evidence of my intended compliance with Water Resource regulations, and your taking the necessary steps to reinstate my permit.

Sincerely,



Terry A. Jones
5888 Sandy Ave.
Emmett, ID 83617
(208) 365-3707

Encs.

DENNIS PHIPPS

WELL DRILLING

Dial (208) 888-1113

2068 Bentley

Meridian, Idaho 83642

Customer's Order No. 365-3707 Date 8-28 1993

Name Tenny Jones

Address 5888 Sandy Ave.

Emmett Id. 83617

SOLD BY	CASH	COD	CHARGE	ON ACCT	MDSE	RETD	PAID OUT

QUAN	DESCRIPTION	PRICE	AMOUNT
91	6" Drilling & Coring	18 ⁰⁰	1638 ⁰⁰
1	6" Drive Shoe	45 ⁰⁰	45 ⁰⁰
1	Well Permit	35 ⁰⁰	35 ⁰⁰
1	Benite Seal	50 ⁰⁰	50 ⁰⁰
1	Stainless Steel Screen Install	600 ⁰⁰	600 ⁰⁰
	5' x 5'		2368 ⁰⁰

PD-9-21-93

No 500

REC'D BY

TAX

TOTAL

All claims and returned goods MUST be accompanied by this bill

6154

THIS CHECK IS DELIVERED FOR PAYMENT
ON THE FOLLOWING ACCOUNTS

DATE	AMOUNT
Invoice #500	2368.00
8-28-93	
Wilmette Hill	
	2368.00

TREASURE VALLEY LAND & CATTLE CO.

5888 SANDY AVE
EMMETT, ID 83617

90-3415/1222

Sept. 20 1993

PAY
TO THE
ORDER OF

Hessie Phipps

\$ 2368.00

2368 DOLLARS

DOLLARS

 Harbor Bank
GOLDEN SHORE OFFICE
11 GOLDEN SHORE
LONG BEACH, CALIFORNIA 90802

L. D. Jones

⑈006154⑈ ⑆122234152⑆ 4010045821⑈

⑈0000236800⑈

09/24/93
12200661

29

42098052

6364750012

SE 93 23
1241
00064
WEST SECURITY BANK
303 ELDON ST.
BOISE IDAHO
208-393-4231

ENDORSE HERE
Endowment Acbrwllgpr payment
in full payment #505-41218328-73
IN THE CITY OF
WEST SECURITY BANK OF IDAHO
DENNIS PHIPPS
WELL DRILLING
DO NOT WRITE BELOW THIS LINE
DO NOT WRITE BELOW THIS LINE

SEP 27 03

CLAYTON RUSSELL
RES 365-5560

STATEMENT

GEM PUMP

Residential and Commercial Pump Installation

SALES • SERVICE

Phone 365-3266

3103 W. IDAHO BLVD.

EMMETT, IDAHO 83617

Date 9-18-93

Terzy Jones
5888 Sandy Ave
Emmett, Id. 83617

PLEASE DETACH AND RETURN WITH YOUR PAYMENT

QUAN	DESCRIPTION	COST
63'	1 1/4" Galv.	103.95
3	1 1/4" x 6" Nipples	10.14
1	1 1/4" Plug	2.14
2	1 1/4" unions	15.32
1	1 1/4 x 2" Nipple	1.50
1	1 1/4" Gate Valve	23.99
1	1 1/4" PVC male	.90
2	1 1/4" Tees	4.76
2	1 1/4 x 4 Nipples	4.66
1	1 1/4 x 1 Bushing	2.58
1	1 x 3 Nipple	1.40
1	1" Tee	3.02
1	1" x 1/4" Bushing	2.12
2	1/4 x 2 Nipples	1.46
1	1/4 Tee	1.79
1	Pressure Switch	15.95

Terms All accounts due and payable upon receipt of invoice. A service charge of 1 3/4% per month (which is 21% annual percentage rate) will be charged on all past due accounts over 30 days. Extension subject to change.

Total Materials

Sales Tax

Total Labor

TOTAL

CLAYTON RUSSELL
RES 365-5560

STATEMENT

GEM PUMP

Residential and Commercial Pump Installation
SALES • SERVICE

Phone 365-3266

3103 W. IDAHO BLVD.

EMMETT, IDAHO 83617

Date 9-18-93

Larry Jones
5888 Sandy Ave
Emmett, Id. 83617

PLEASE DETACH AND RETURN WITH YOUR PAYMENT

QUAN	DESCRIPTION	COST
1	pressure gauge	5.95
100'	1 1/4" PVC 200 PSI	22.00
30'	1 1/4" SCH 40 PVC	10.80
1	1 1/2" PVC Tee	2.11
2	1 1/2" x 1 1/4" SXS PVC Bushings	2.22
1	1 1/4" x 3/4" SXT PVC Bushing	1.70
2	1 1/4" PVC 90° els	2.96
1	1 1/4" x 6" Well Seal	28.91
75'	12-4 Well Wire	30.00
1	18E10412 - 1 HP Gould Pump	694.00
	AA229546 MTR-A-93 11-0814	
1	25 WB Pressure Tank	472.00
1	1 1/4" union	7.66
	Plumbing & Electrical Permits	48.00
	Bonneville City trans	112.50
Total Materials		1475.99
Sales Tax		73.80
Total Labor		100.00
TOTAL		1810.29

Terms: All accounts due and payable upon receipt of invoice. A service charge of 1 1/4% per month (which is 21% annual percentage rate) will be charged on all past due accounts over 30 days. Extension subject to change

INTER-DEPARTMENT MEMO--1

FROM

Glen

DATE

10-22-93

TO

File 65-13176

SUBJECT

- Terry Jones called today & advised he thought everything has been taken care of.

- I advised him of the problem & that he needed to timely respond to the prelim order. He said he would.

- I then advised the Dept

SIGNATURE

2/27
INTER-DEPARTMENT MEMO-1

FROM

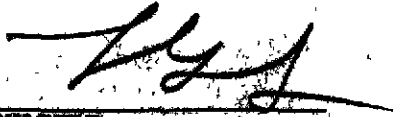
DATE

TO

SUBJECT

would reconsider the matter

- the ultimate resolution of
this matter likely will be
to reinstate the permit w/
a priority as of the day the
proof is submitted.


SIGNATURE



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 20, 1993

Re: In the matter of application for amendment of permit no. 65-13176 in the name of Terry A and Kermit Q Jones

Dear Interested Party:

The accompanying order is a "preliminary order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as further described below:

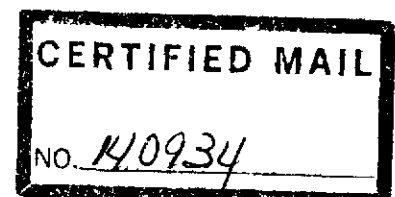
PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the hearing officer within fourteen (14) days of the service date of this order. The hearing officer will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the agency.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The Director retains the right to review the preliminary order on his own motion.



ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,

- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,

A handwritten signature in cursive script, reading "L. Glen Saxton".

L. Glen Saxton
Chief, Water Allocation Bureau

Enclosure

NOTICE OF APPLICATION FOR AMENDMENT

Notice is hereby given that application for permt no. 65-13176 in the name of Terry A. &/or Kermit Q. Jones was filed on 2/16/1993, for the diversion of .13 cfs from groundwater with a point of diversion within the SWSW Sec. 12 and NWNW Sec. 13, T07N, R03W, B.M. to be used for stockwater purposes from 1/1 to 12/31 within portions of T07N, R03W, Secs. 11, 12 and 13, B.M., in Gem County.

The permit holder now proposes to amend the permit by adding a point of diversion in SENE, Sec. 15, T07N, R03W, B.M., Gem County.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on before August 23, 1993.

R. Keith Higginson, Director

Published in The Messenger Index on August 5 & 12, 1993.

RECEIVED
AUG 16 1993

Department of Water Resources
Western Regional Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

ss.

COUNTY OF GEM,

Cathy Richmond, being first
duly sworn on her oath deposes and
says that she is the clerk of the Mes-
senger Index, a legal weekly news
paper published at Emmett, in Gem
County, Idaho, that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document, and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger
Index for two

consecutive weekly issues thereof,
beginning with the issue of

August 4, 1993,

and ending with the issue of

August 11, 1993

Cathy Richmond

Subscribed and sworn to me this

11th day of

August, 1993

Janne Lueb

Notary Public

Residing at Emmett, Idaho

NOTICE OF APPLICATION
FOR AMENDMENT

Notice is hereby given that applica-
tion for permit no. 65-13176 in the name
of Terry A. &/or Kermit Q. Jones was
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with the Department of Water Resourc-
es, 2735 Airport Way, Boise, ID 83705
on or before August 23, 1993.

R. Keith Higginson, Director
Pub.: 8-4,11-93

Legal Notice No. 1723
Published in the Messenger Index

MY COMMISSION EXPIRES
JUNE 21st, 1997

My Commission Expires _____

August 5, 1993

TERRY A. JONES
KERMIT O. JONES
5888 SANDY AVE.
EMMETT ID 83617

LAPSE NOTICE

RE: PERMIT NO. 65-13176

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 May 31, 1993. No further construction or additional development is authorized under this permit unless it is reinstated.

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

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

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 8/5/93
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg

May 31, 1993

TERRY A. JONES
KERMIT Q. JONES
5888 SANDY AVE.
EMMETT ID 83617

PROOF DUE NOTICE

RE: PERMIT NO. 65-13176

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 August 1, 1993. (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.

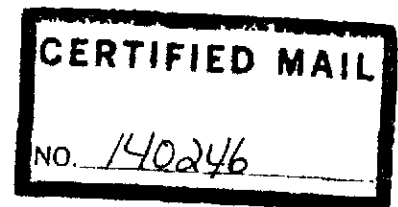
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures





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

August 13, 1992

Terry and Kermit Jones
5888 Sandy Avenue
Emmett, ID 83617

Re: Permit No. 65-13176

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to August 1, 1993. However, since the extension was received after the proof of beneficial use date, it was necessary for the department to reinstate your permit and advance your priority date to February 26, 1990.

Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed, once your lands are released from the CRP Program. The department may not be able to grant additional requests.

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Regional Office

RECEIVED

AUG 21 1992

August 5, 1992

TERRY A. JONES
KERMIT Q. JONES
5888 SANDY AVE.
EMMETT ID 83617

LAPSE NOTICE

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

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

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 8/5/92
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

klg

AUG 21 1992

May 31, 1992

TERRY A. JONES
KERMIT Q. JONES
5888 SANDY AVE.
EMMETT ID 83617

PROOF DUE NOTICE

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Dear Permit Holder:

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SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

CERTIFIED MAIL

NO. 139070

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
July 13, 1990

TERRY A. JONES
KERMIT Q. JONES
5888 SANDY AVE.
EMMETT, ID 83617

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P65-13176

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you

MicroFILMED

JUL 26 1990

commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MILWAUKEE
JUL 2 1960

65-13176

JONES, TERRY A.
JONES, KERMIT Q.
5888 SANDY AVE.
EMMETT, ID 83617

Source: GROUNDWATER

Diversion Pt:	SWSW	Sec 12 T 07N R 03W
	NWNW	Sec 13 T 07N R 03W

Use: STOCKWATER (.130 CFS)
Total Diversion: (.130 CFS)

Date Filed: 2/14/1990

In: T07N R03W	S11	NESE	SESE
	S12	NWSW	SWSW
	S13	NWNW	

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JUL 26 1990