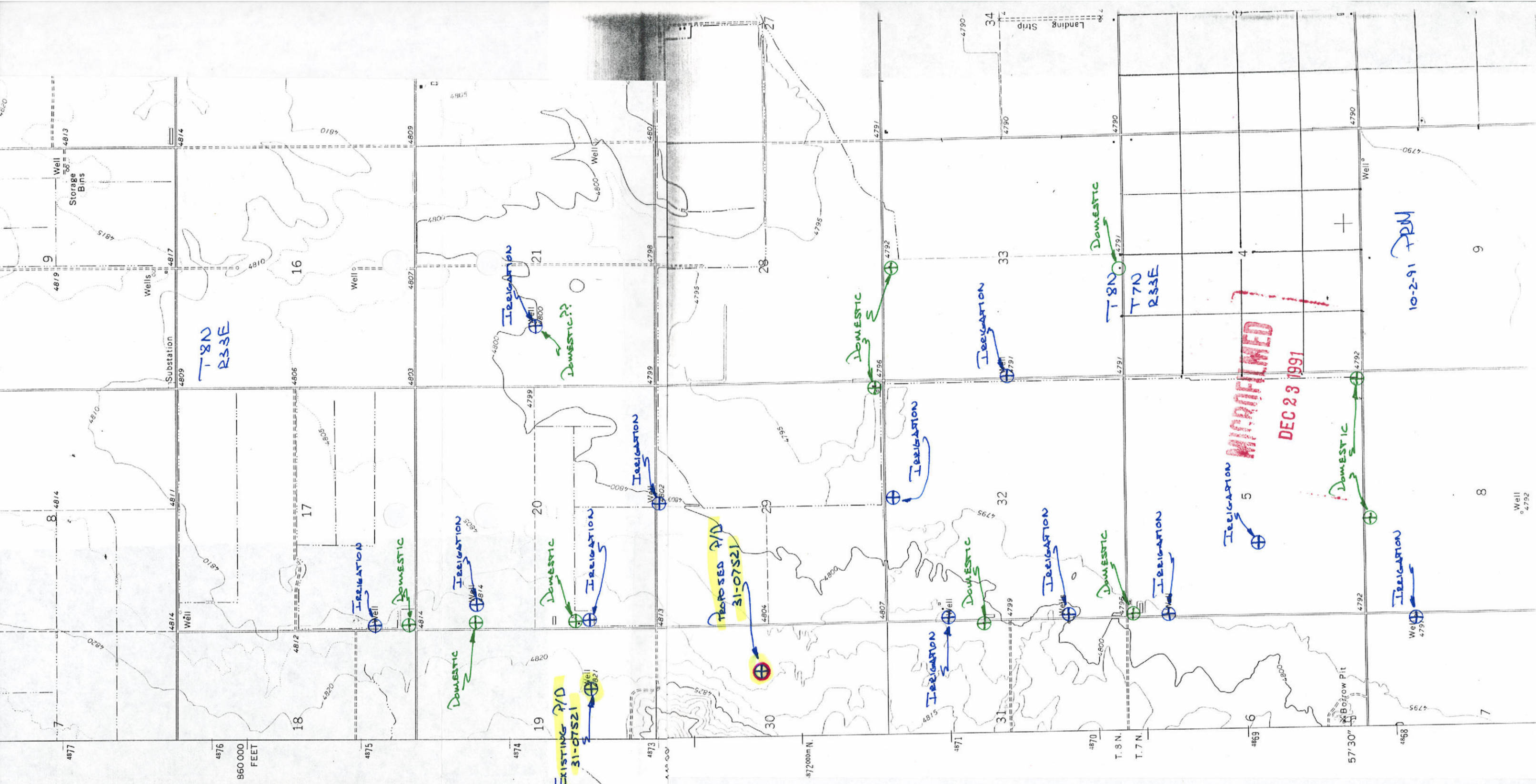
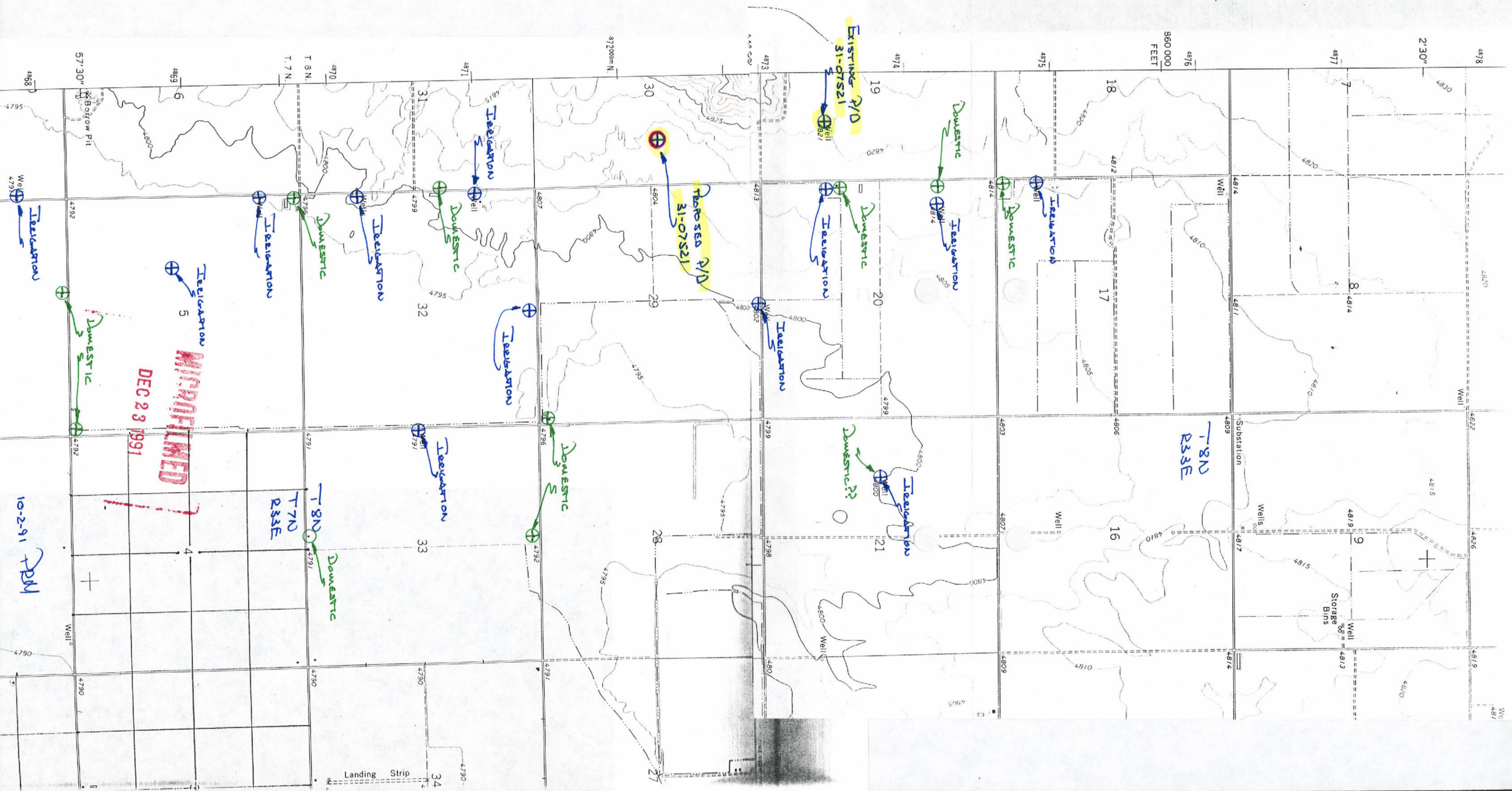






RECEIVED

NOV 2 1973

Department of Water Administration
Eastern District Office

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO, }
County of Jefferson } ss.

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said newspaper as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for Two Consecutive issues thereof; first publication having been made on the

18th day of October, 1973

and the last publication on the

25th day of October, 1973

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth, and that there are at least two hundred bonafide subscribers in Jefferson County.

Hope B Jones

OK
NCH

Subscribed in my presence and sworn to before me this 31st

day of Oct, 1973
(SEAL)

R H Tamm

Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$ 11.89

MY COMMISSION EXPIRES JULY 15, 1977

NOTICE OF APPLICATION
FOR WATER PERMIT

Idaho
Notice is hereby given that Wayne Wilcox dba Mountain States Development Co., 405 11th Street, Idaho Falls has on 10/12/73 submitted Application No. 32-7019 for a permit to appropriate 3.2 cubic feet per second of water from a ground-water source by means of well and pump within the NE 1/4 SE 1/4, Sec. 18, T. 8 N, R. 33E, B.M., Jefferson County; to be used from April 1 to November 1 for the irrigation of 160 acres within the NE 1/4, Sec. 30, T. 8N, R. 33E, B.M.

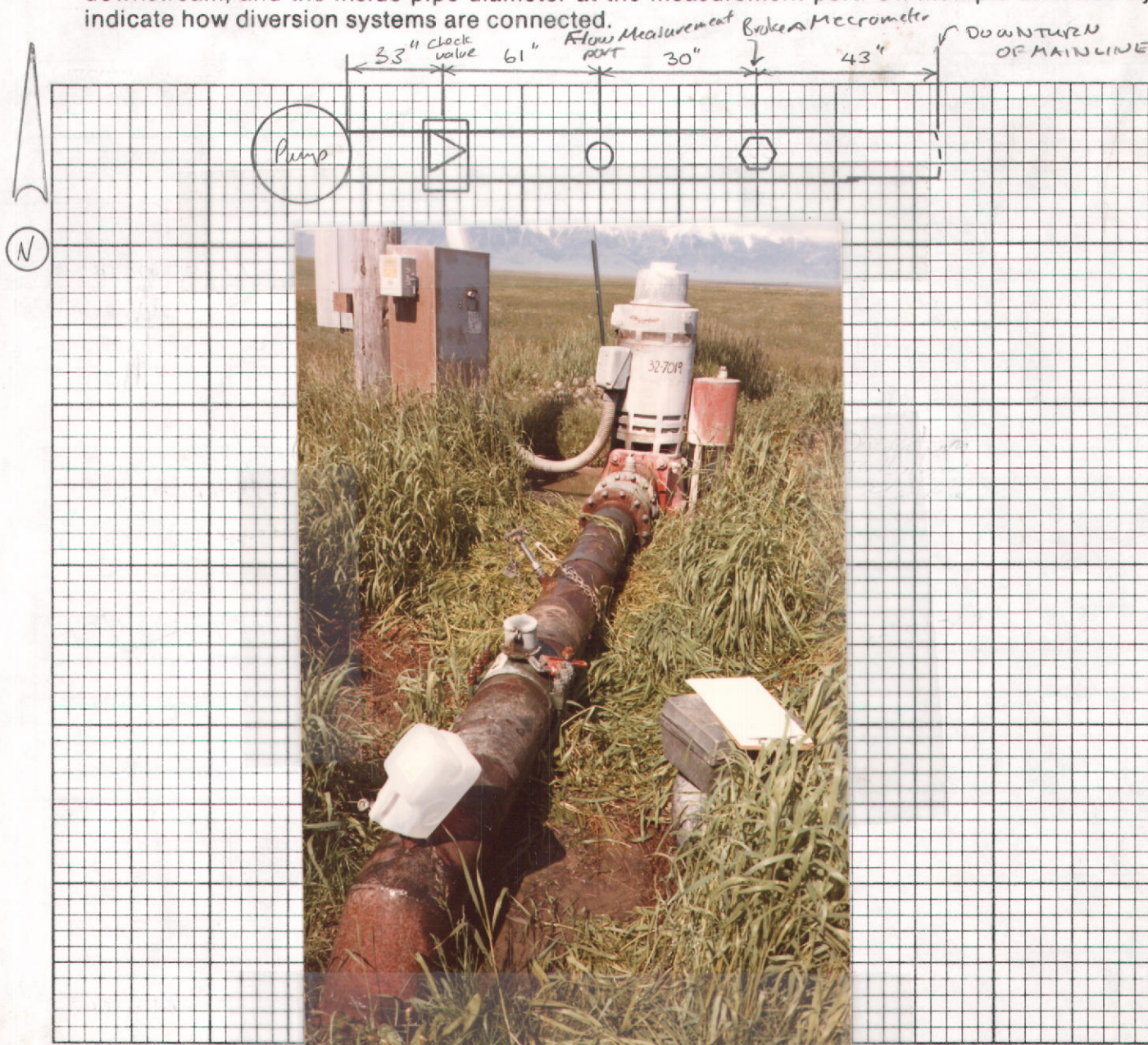
If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before November 5, 1973.

R. KEITH HIGGINSON
Director

Published in The Rigby Star, Rigby, Idaho on October 18, and October 25, 1973.

32 7019

10. Other water rights on these lands NONE
11. Other water right diverted from same p.d. 31-2469
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks System irrigated only NE 1/4 Sec 30 T8N R31E

15. Recommended Amendments
- | | | |
|--|--|--------------------------------|
| ☒ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☐ None |
| ☐ Change P.U. as reflected above | ☐ Add P.U. as reflected above | ☐ Other |

16. Examiner's/Consultant's Signature Keith C. Wilson Date 19 June 1984

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

DATE
MICROFILMED

MAR 05 1990

CONSULTANT SEAL

State of Idaho

License and Certificate of Water Right

Water License No. G-26565

Amount 4.42 c.f.s.

Water District No.

Priority October 1, 1956

THIS IS TO CERTIFY that CHARLES H. EVANS - Assignee - DANIEL R. & BERENICE M. YOUNG of Idaho Falls, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 1, 1956; that Permit No. G-26565 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.42 second feet, was issued inereunder on November 16, 1966, showing that said works were completed on the 7th day of June, 1966; and that on the 7th day of June, 1966, CHARLES H. EVANS - Assignee - DANIEL R. & BERENICE M. YOUNG

of Montevieu, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. 4-10000 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 8592, on the 16 day of November, 1966;

The right hereby confirmed dates from October 1, 1956;

The Point of Diversion is located

in the SE 1/4 SE 1/4, Sec. 19, Tp. 8 N, R. 33 E, B. M. County of Jefferson

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.42 cubic feet per second.

Description and location of use:

Twsp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 N	33 E	18	S 1/2 SE 1/4	80	80
		19	NE 1/4	160	160
			N 1/2 SE 1/4	80	80
			SW 1/4 SE 1/4	40	29
			SE 1/4 SE 1/4	40	40
Total number of acres to be irrigated:				389	389

RECORDED

MAR 05 1990

↑
C2

19 20

30

(A93)

A52

(A119)

R33E

T
8
N

39

Place of
use →

29

(29)

(39)

SE230

L
760

32-7019

30

21 147 19

32

MICROFILMED

MAR. 0 3 1990

C-3

NOT TO SCALE

13 18
24 19

18 17
19 20

L1

32-7019

R33E

L2

T
8
N

A-52

(A92)

SEC 19

141.1

156.0

(A93)

L3

POINT OF
DIVERSION



L4

24 19
25 30

19 20
30

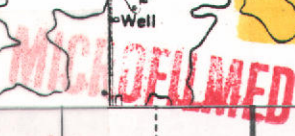
MICROFILMED

MAR 05 1990

A68 (A119)

"NOT TO SCALE"

31-2460



32-7019

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of applicant WAYNE WILCOX, DBA MOUNTAIN STATES DEVELOPMENT CO Phone 208-522-2525
Post Office address 405 11TH ST, IDAHO FALLS, ID 83404

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
- Describe the reason for the proposed changes ADDITION OF ONE WELL & PUMP TO REDUCE EXCESSIVE LENGTH OF DISTRIBUTION PIPING UP HILL FROM EXISTING WELL TO POINT OF USE.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|-----------------|-----------------------|-------------------|------------------------------|
| <u>31-07521</u> | <u>10/12/73</u> | <u>2.14CFS</u> | <u>IRRIGATION</u> | <u>04/01</u> to <u>11/01</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
- Total amount of water being transferred 2.14CFS cubic feet per second and/or _____ acre-feet per annum.
- Source of water GROUND WATER tributary to _____
- Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	NE	30	8N	33E	JEFFERSON	"New"
		NW	SE	19	8N	33E	JEFFERSON	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	33E	30	39		29	39													107

MICROFILMED
DEC 23 1991

PART 1

6. General Information:

a. Description of diversion system

WELL, PUMP, PIPELINE & SPRINKLERS

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? YES No. If yes, provide a notarized statement from the holder of the lien, deed of

trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:

ADDITION OF NEW P.D. ONLY. NO OTHER CHANGES.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 31-7521

And said application is hereby APPROVED

, subject to the following limitations and conditions:

See attached sheet for conditions of approval.

RECORDED

DEC 23 1991

Witness my hand this

day of

6th

19 91

Chief, Water Allocation Bureau

J. Newberry

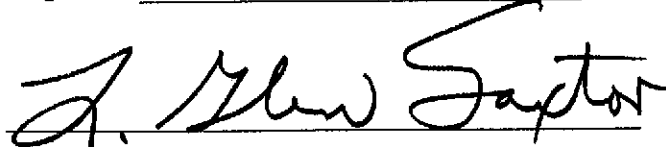
ATTACHMENT
CONDITIONS OF APPROVAL

Transfer of Water Right No. 31-7521

Transfer No. 3858

1. This right combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
2. The maximum combined rate of diversion under this right and Right No. 31-2469 shall not exceed 4.42 cfs.
3. The change authorized by this transfer shall be accomplished within (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 6th day of December, 1991.



L. GLEN SAXTON
Chief, Water Allocation Bureau

RECORDED

DEC 23 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 31-07521 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUND WATER tributary to _____

4. Date or priority OCT 12, 1973

5. Water is used for the following purpose:

amount 2.14 CFS for IRRIGATION purposes from 04/01 to 11/01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.14 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	19	8N	33E	JEFFERSON	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	33E	30	39		29	39													107

RECORDED
DEC 23 1991

Total acres 107

9. Describe any other water rights used for the same purpose as described above 31-02469, 32-07014,

POINT OF DIVERSION

32-07035 ON ADJACENT PROPERTY

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

ON

If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

- | | | | | |
|----|-------------|-----|---------------|----|
| 1. | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |
| | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |
| | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount (cfs/ac-ft) for purposes from _____ to _____
amount (cfs/ac-ft) for purposes from _____ to _____
amount (cfs/ac-ft) for purposes from _____ to _____

2. Point(s) of Diversion:

[illegible]

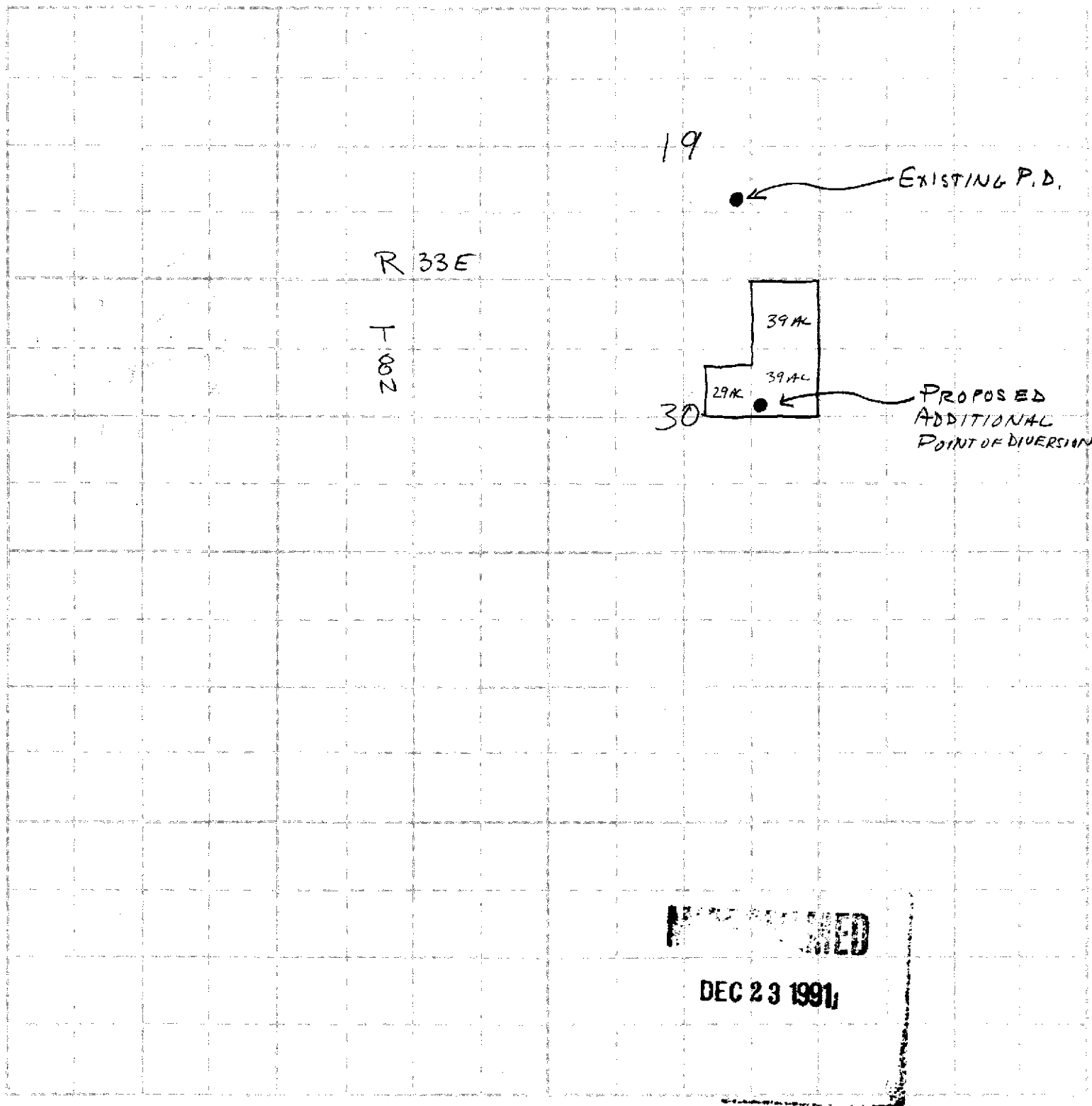
3. Lands irrigated or place of use:

[illegible]

Total acres

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Shayne Wilcott
(Signature of Applicant)
18TH day of JUNE, 1991
Shayne Wilcott
(Notary Public)
My commission expires May 3, 1992

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments
Received by KW Date 24 July 91
Prelim. check by _____ Fee \$50.00 #E016365
Received by KW #E016365 Date 24 July 91
Published in T Jefferson Star Pub. dates 8-15-91 to 8-22-91
Watermaster recommendation requested on _____
Recommended for ☒ approval ☐ denial
Hearing held by _____ Date _____
Copies of protest forwarded by _____
Protest filed by _____
_____ rec'd. _____ by _____
Copy of transfer sent to lien holder _____

DEC 23 1991

TRANSMITTAL LETTER

Date: 7-24-91

FROM:

Kelly D. Howell
702 S. Maurine Drive
Idaho Falls, ID 83401

Office 208-522-1300
Residence 208-524-7332
FAX 208-522-1300

Items enclosed:

Tax Notice Copies

TO:

Keith Wilson
Dept of Water Resources
150 Sloop, Suite 15

- ☐ As Requested
☐ File Copy
☒ For Your Use
☐ For Review
☐ For Comment

Remarks:

These are to fax notices needed
for the Application on 31-07521

Thanks,

Kel

DEC 23 1991

JUL 2 1991

Department of Water Resources
Eastern District Office

CONSOLIDATED TAX NOTICE AND RECEIPT

JEFFERSON COUNTY TAX COLLECTOR 1990
MARGARET E. TREASURE, COURTHOUSE
RIGBY, IDAHO 83442 REAL PROPERTY

MARKET VALUE TAX CODE AREA PARCEL NUMBER
40878 30-00 RP08N33E300001A 7758

NE1/4; SEC 30
TWP 8 N RGE 33 E8M

STATE	COUNTY	SCHOOL DIST	DIST	253	004359	178.20	487.34
ROAD/BRIDGE	WEST JEFF CEMT	LIBRARY DIST	M. JEFF AMB	SPEC. HIGHWAY	006377	260.68	
					000212	8.68	
					000510	20.86	
					000321	13.12	
					000142	5.80	
							243.67

150.000 HOWELL, DEAN
101 ACRES 405 11TH STREET
IDAHO FALLS, IDAHO 83401
1989 RP

TOTAL .011921 487.34
YOUR CANCELLED CHECK IS YOUR RECEIPT
PLEASE READ BACK OF NOTICE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

REAL PROPERTY 1990 RP08N33E300001A
HOWELL, DEAN
405 11TH STREET 7758
** DELINQUENCIES **

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
				243.67	30-00
				243.67	2nd
					1J

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO

MARGARET E. TREASURE
JEFFERSON COUNTY TREASURER
COURTHOUSE

DELINQUENT IF NOT PAID ON OR BEFORE
DATE PAID JUNE 20, 1991
PAID BY CASH

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

REAL PROPERTY 1990 RP08N33E300001A
HOWELL, DEAN
405 11TH STREET 7758
** DELINQUENCIES **

SPECIAL CODE	TAX	CODE	AREA	TAX	TOTAL TAX
				487.34	487.34
				243.67	30-00
					FULL
					1J

SPECIAL CODE	TAX	CODE	AREA	TAX	1ST INSTALLMENT
				243.67	30-00
					1st
					1J

DELINQUENT IF NOT PAID ON OR BEFORE
DATE PAID DECEMBER 20, 1990
PAID BY CASH

Microfilm
DEC 23 1991

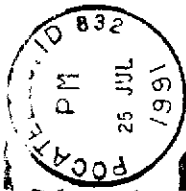
FALLS WATER CO.

405 11TH STREET

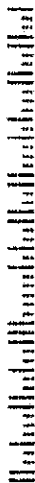
IDAHO FALLS, IDAHO 83404-4899

MICROFILMED
DEC 23 1991

Keith C. Wilson
Department of Water Resources
150 Shoup, Suite 15
Idaho Falls, ID 83402



MAIL HANDLING ANNEX
SERVING
WITH PRIDE
for U.S. addresses only



CONSOLIDATED TAX NOTICE AND RECEIPT

JEFFERSON COUNTY TAX COLLECTOR 1990
MARGARET E. TREASURE, COURTHOUSE
RIGBY, IDAHO 83442 REAL PROPERTY

MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL TO USER
93566 30-00 RP08N33E190001A 7715

E1/2, SEC 19,
TWP 8 NORTH RGE 33 EBM

L 90600
I 2966

320.000 HOWELL, DEAN
101 ACRES 405 11TH STREET
IDAHO FALLS, IDAHO 83401

1989 RP

TOTAL .011921 1,115.44

YOUR CANCELLED CHECK IS YOUR RECEIPT
PLEASE READ BACK OF NOTICE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

REAL PROPERTY 1990 RP08N33E190001A
HOWELL, DEAN
405 11TH STREET 7715

** DELINQUENCIES **

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
	557.72				557.72
					PEN
					SUB TOT.
					INT.
					TOT.

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO

MARGARET E. TREASURE
JEFFERSON COUNTY TREASURER
COURTHOUSE

RIGBY, IDAHO 83442

DELINQUENT IF NOT PAID ON OR BEFORE
DATE PAID
PAID BY
JUNE 20, 1991
CHECK #
CASH

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
STATE	-004359	407.86	TAX 1,115.44
COUNTY	.006377	596.68	PEN
SCHOOL DIST 253			SUB TOT.
ROAD/BRIDGE			INT.
WEST JEFF CEMT	.000212	19.84	TOT.
W JEFF FIRE DIS	.000510	47.72	1ST INSTALLMENT
LIBRARY DIST	.000321	30.04	TAX 557.72
W. JEFF AMB	.000142	13.30	PEN
SPEC. HIGHWAY			SUB TOT.
			INT.
			TOT.
			2ND INSTALLMENT
			TAX 557.72
			PEN
			SUB TOT.
			INT.
			TOT.

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

REAL PROPERTY 1990 RP08N33E190001A
HOWELL, DEAN
405 11TH STREET 7715

** DELINQUENCIES **

SPECIAL CODE	TAX	CODE	AREA	TAX	TOTAL TAX
				1,115.44	1,115.44
					PEN
					SUB TOT.
					INT.
					TOT.
					1ST INSTALLMENT
				557.72	557.72
					PEN
					SUB TOT.
					INT.
					TOT.

DELINQUENT IF NOT PAID ON OR BEFORE
DATE PAID
PAID BY
DECEMBER 20, 1990
CHECK #
CASH

TXNT 2B 90

LIENHOLDER CONSENT TO CHANGE IN WATER RIGHT

Subject Property: Wayne Wilcox
dba Mountain States Development Co
Parts of Sections 19 & 30, Township
8 North, Range 33 East, Jefferson
County, Idaho.
Loan #10109-MS

Lienholder: Attn: Neal Goplen
Mutual of New York Life Insurance Company
1776 Fowler, Suite 17
Richland, WA 99352

The lienholder identified above hereby certifies that it consents to the addition of a new point of water diversion under Idaho Water License #31-07521 for use of irrigation water upon land covered by a mortgage or deed of trust for the benefit of the lienholder.

This consent in no way obligates the lienholder in any way for any expenses incurred as a result of this consent or as a result of the application for addition of a point of diversion.

Dated this 10th day of July, 1991.

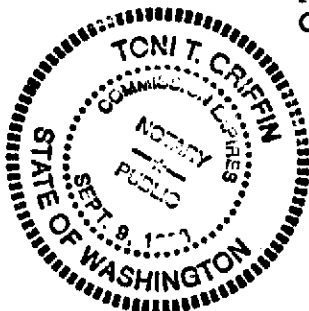
Mutual of New York Life Insurance Co.

by: Neal R. Goplen

STATE OF WASHINGTON)
County of Benton) ss.

Subscribed and sworn to before me this 10th day of July, 1991.

[Signature]
Notary Public in and for said state
Commission expires: 7/9/93



[Stamp]
DEC 23 1991

PROPERTY OWNER'S CONSENT TO CHANGE IN WATER RIGHT

License Holder: Wayne Wilcox
dba Mountain States Development Co.

Subject Property: The SE quarter of Section 19 and the
NE quarter of Section 30, Township
8 North, Range 33 East, Boise Meridian,
Jefferson County, Idaho.

Property Owner: Dean L. Howell, Trustee
Mountain States Development Trust
405 11th Street
Idaho Falls, ID 83404-4899

The Property Owner identified above hereby certifies that it
consents to the addition of a new point of water diversion
upon its land under Idaho Water License #31-07521 for use of
irrigation water upon land it owns.

Dated this 27th day of JUNE, 1991.

Mountain States Development Trust

by: Dean L. Howell
Dean L. Howell, Trustee

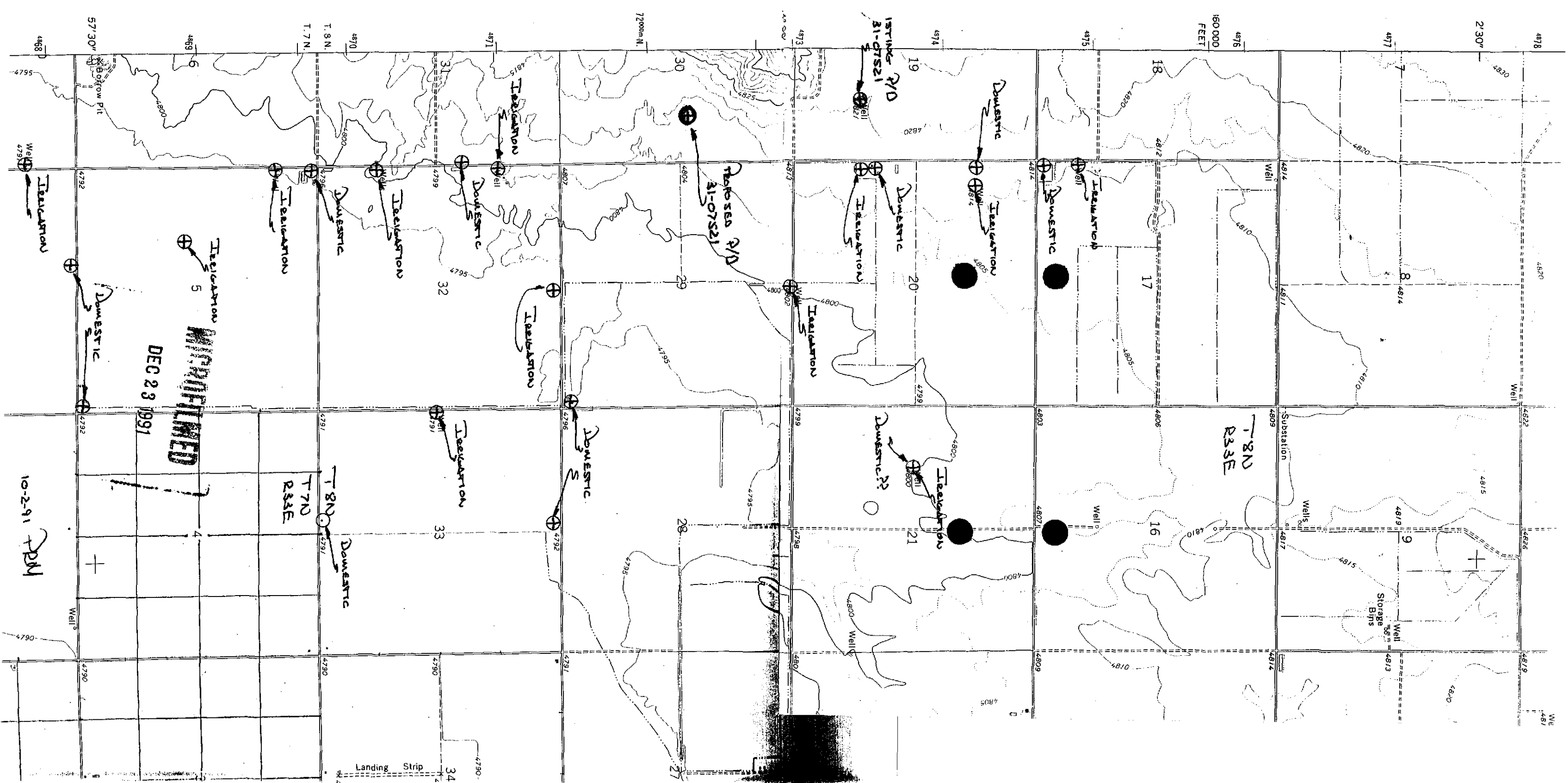
STATE OF IDAHO)
County of Bonneville) ss.

Subscribed and sworn to before me this 27TH day of
JUNE, 1991.

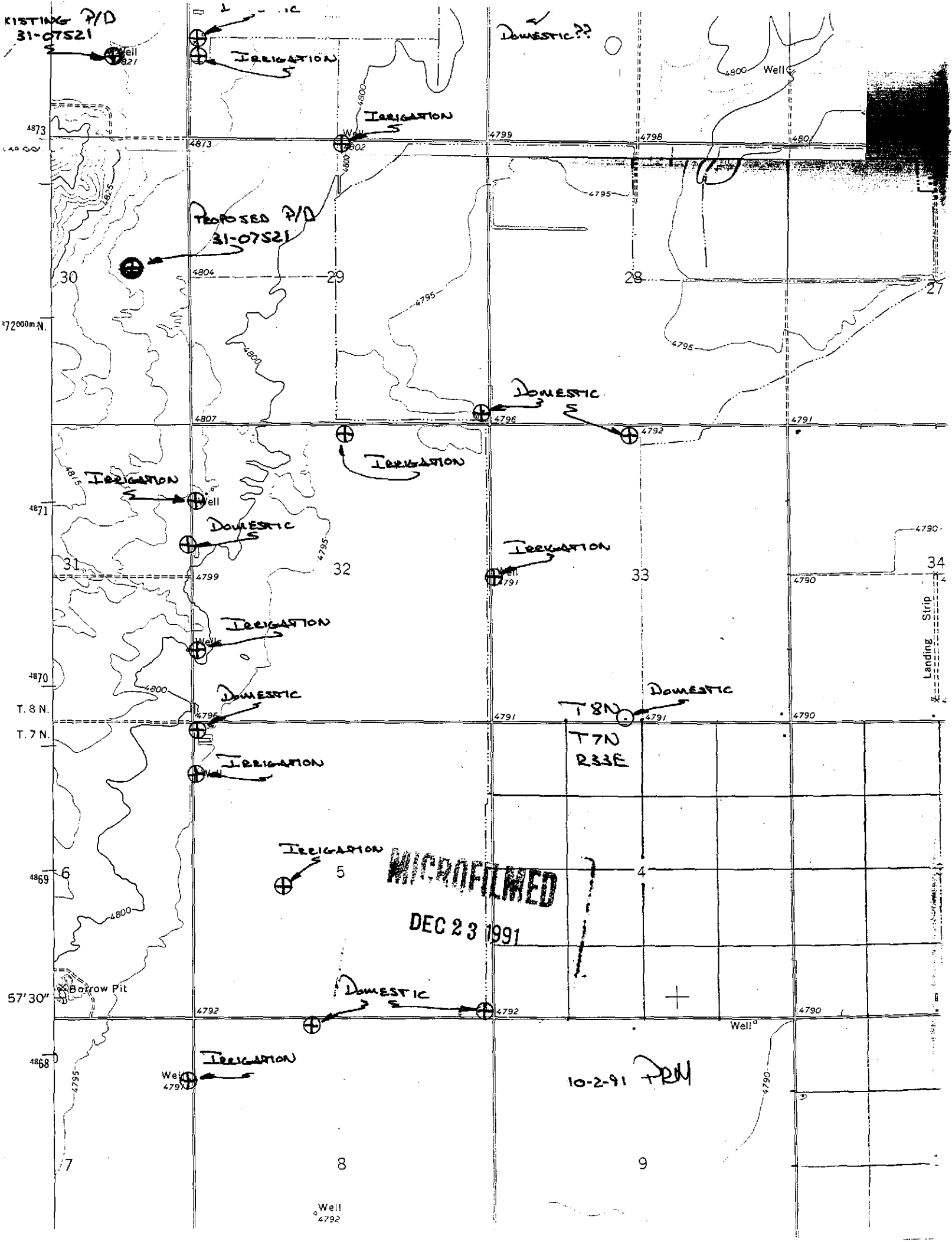
Susan Barnes
Notary Public in and for said state
Commission expires: 09-09-94



DEC 23 1991



KISTING P/D
31-07521



MICROFILMED
DEC 23 1991

10-2-91 TRM

Landing Strip

T 8N
T 7N
R 33E

Well 4821

Well 4800

PROPOSED P/D
31-07521

DOMESTIC

DOMESTIC

DOMESTIC

DOMESTIC

IRRIGATION

Well 4792

Well 4792

Well 4790

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss.
County of Jefferson)

I, LaReena Lydon

of the Jefferson Star, published weekly at
Rigby, Jefferson County, Idaho, do
solemnly swear that the

Notice Proposed Change

a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for 244

consecutive issues, the first publication
having been made on Aug 24, 1991
and the last publication having been made
on Aug 24, 1991.

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

On this 23rd day of Aug
in the year of 1991, before me, a Notary
Public, personally appeared

known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Karla K. Jew
Notary Public of Idaho

Residing at Fifth

My commission expires: 10-23-94

RECEIVED

Eastern District Office

**NOTICE OF PROPOSED CHANGE
OF A WATER RIGHT
NO. 31-07521**

Notice is hereby given that Wayne Wilcox, DBA Mountain States Development Co., Idaho Falls, ID, has applied to the Department of Water Resources to Add a Point of Diversion of the waters of a groundwater source. The right sought to be changed is evidenced by a License and recorded as follows:

LICENSE NO. 31-07521
AMOUNT: 2.14 cfs

PRIORITY: 10-12-1973
POINT(S) OF DIVERSION: NWSE, Sec 19, T8N, R33E, Jefferson County
The water is used from April 1 to November 1 to irrigate 107 acres within the NENE, SWNE, SENE, Sec 30, T8N, R33E, B.M.

TO BE CHANGED AS FOLLOWS:

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before September 2, 1991.

**Published in the Jefferson Star,
Rigby, Idaho, August 14 and 21, 1991.**

MICROFILMED

DEC 23 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 31-07521

Priority: October 12, 1973

Maximum Diversion Rate: 2.14 CFS
Maximum Diversion Volume:¹ 321.0 AF

This is to certify, that WAYNE WILCOX
DBA MOUNTAIN STATES DEVELOPMENT CO.

405 11TH ST.

IDAHO FALLS, ID 83404

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 12, 1973; and has submitted Proof of Beneficial Use on December 5, 1977. An examination indicates that the works have a diversion capacity of 4.100 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>
IRRIGATION	04/01 to 11/01	2.14 CFS	321.0 AF

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 19, Township 08N, Range 33E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N	33E	30	NENE 39	SWNE 29	SENE 39	107
Total number of acres irrigated:						107

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. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. The maximum combined rate of diversion under this right & Right 31-2469 shall not exceed 4.42 cfs.

MICROFILMED

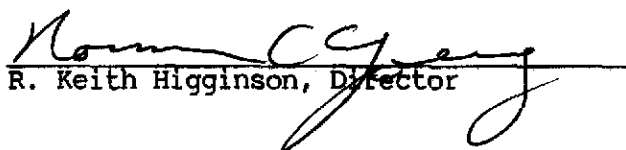
MAR 05 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 31-07521

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 8TH
day of FEBRUARY, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

MAR 05 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 31-07521

RECEIVED

OCT 26 1989

APPROVED
Department of Water Resources

Date of Priority: October 12, 1973

Comes now

WAYNE WILCOX
DBA MOUNTAIN STATES DEVELOPMENT CO.

405 11TH ST.
IDAHO FALLS, ID 83401

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. 31-07521, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 11/01	2.14 CFS	321.0 AFA

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 19, Township 08N, Range 33E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N 33E 30	NENE 39	SWNE 29	SENE 39	107
Total number of acres irrigated:				107

MICROFILMED

MAR 05 1990

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Idaho Falls, Idaho, this 24th day of October, 1989.

Wayne Wilcox
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 31-07521

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00 ✓ Received by D.K. Date 10-27-89
C012560

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 31-07521 with the following;

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The maximum combined rate of diversion under this right & Right 31-2469 shall not exceed 4.42 cfs.

Witness my hand this 8TH day of FEBRUARY, 1990.

Ronnie C. Young
Acting for (Director)

MICROFILMED

MAR 05 1990

Identification No. 31-7521
32 7019

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Wayne Wilcox dba Mountain States Developement Co.
post office address 405 11th Street, Idaho Falls, Idaho
2. Source of water supply ground water which is a tributary of - - -
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18 Township 8N
Range 33E B.M. Jefferson County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.2 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. electric turbine, 250 HP pump,
sprinkler dist. by steel main & portable sprinkler.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 275 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 4 years.
b. Estimated construction cost is \$ 15,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp 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 _____.
(5) If water is to be used for other purposes describe: _____

32 7019

Total number of acres to be irrigated 160

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

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

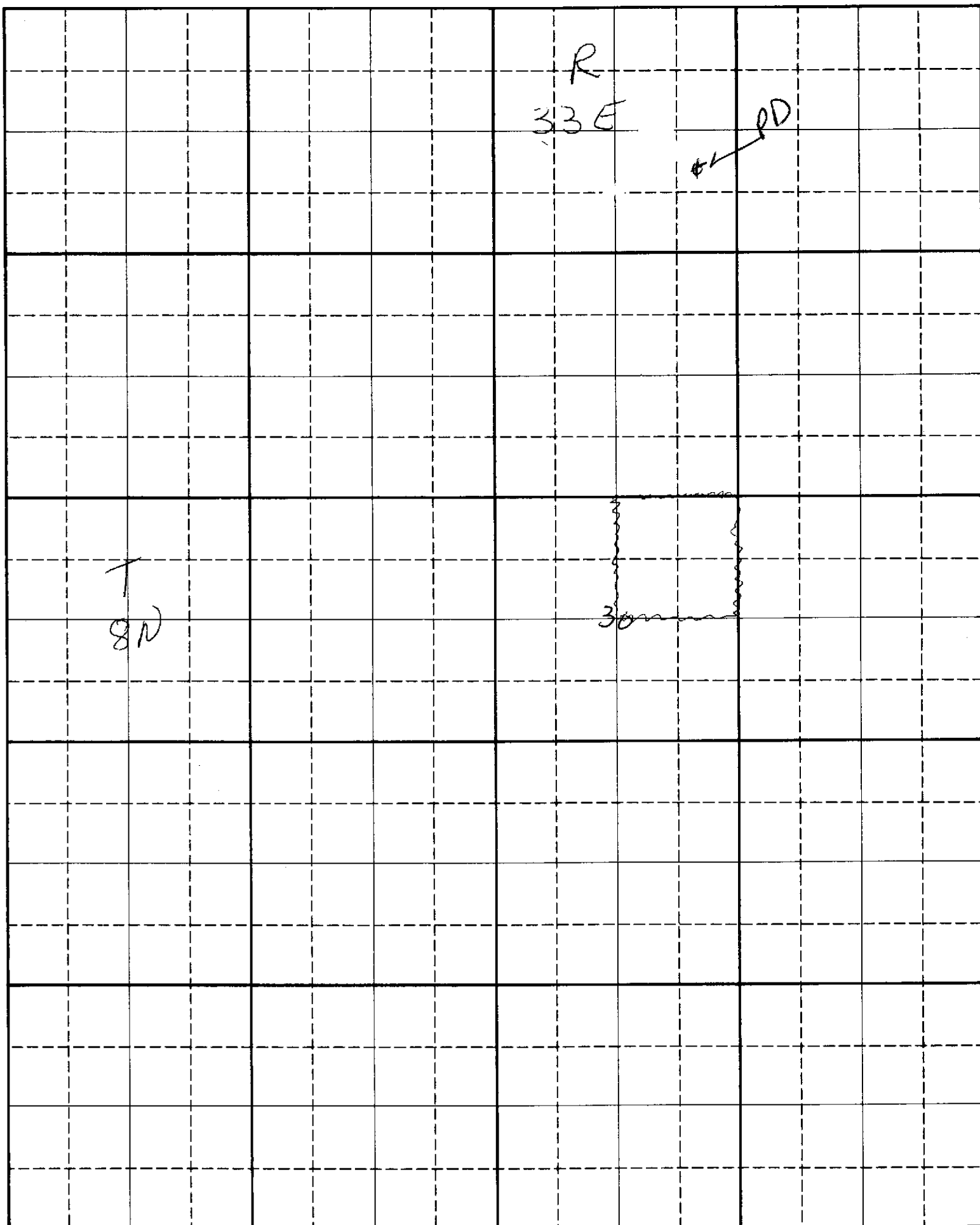
b. Who owns the land to be irrigated or place of use _____ Applicant

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

applicant to make this filing-

10. Remarks

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



Scale: 2 inches equal 1 mile

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

Wayne Wilcox
(Applicant)

Proposed Priority 10-12-1973

32 7019

Received by WJ Date 10/12/73 Time 4:35 pm
Preliminary check by WJ Fee \$ 55.00
Received by WJ Date 10/12/73
Publication prepared by WJ Date 10/12/73
Published in Regist Star
Publication dates 10/18 + 10/25/73
Publication approved WJ Date 10/12/73
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by NCY W

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 32-7019, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 77.
- c. Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 9th day of November 19 73.

[Signature]
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

(1) Jay 10/12/73

Application No. 32-7019 Welap

(2)

- ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(3) Jay 10/12/73

In form to receipt Jay

Jay 10/12/73

Send Copies to:

- NA Idaho State Health Department
Idaho Fish and Game Department
Bureau of Land Management

(4) Jay 10/12/73

- NA Request Special Use Permit from U.S.F.S.
Request Easement from B.L.M.
Request Information from Applicant

(5) Jay 10/12/73

In form for advertising yes

(6) Jay 10/12/73

Located within Water District No. W0-32 (Not regulated this area)

(7) Jay 10/12/73

Critical groundwater area: yes no ✓

(8) Jay 10/12/73

Groundwater levels:

Decline (comment)

✓ Stable (comment) No obs wells near.

Increasing (comment)

(9) Jay 10/12/73
NCY 10/24/73

Comments: Using same P.D. as 32-7014 - No
conflicting bldg. rights

(10) MB 11/2/73

Affidavit of Publication received (date) November 2, 1973

(11) " 11/5/73

Final date for protests November 5, 1973

Protests received: yes no x

(12) " "

Date and Place of hearing N.A.

Decision reached at hearing N.A.

(13) NCY 11/5/73

All requested information received from agencies or applicant
yes ✓ no no

(14) " "

Action recommended:

✓ Approve

Priority 10/12/73

Deny

Reason for Reduction no

✓ Measuring device required

See attached sheet for additional conditions of approval

✓ No additional conditions for approval

(15) District E

By NCY

Date 11/5/73

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO, }
County of Jefferson } ss.

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said newspaper as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

Two Consecutive issues thereof; first publication having been made on the
18th day of October, 1973

and the last publication on the

25th day of October, 1973

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth, and that there are at least two hundred bonafide subscribers in Jefferson County.

Hope B Jones

OK
NCT

Subscribed in my presence and sworn to before me this 31st

day of Oct., 1973
(SEAL)

R. H. Harman

Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$11.89

MY CO.

OCT 13, 1977

**NOTICE OF APPLICATION
FOR WATER PERMIT**
Notice is hereby given that Wayne Wilcox dba Mountain States Development Co., 405 11th Street, Idaho Falls has on 10/12/73 submitted Application No. 32-7019 for a permit to appropriate 3.2 cubic feet per second of water from a ground-water source by means of well and pump within the NE 1/4 SE 1/4, Sec. 18, T. 8 N, R. 33E, B.M., Jefferson County; to be used from April 1 to November 1 for the irrigation of 160 acres within the NE 1/4, Sec. 30, T. 8 N, R. 33E, B.M.
If issued, this permit will be subject to all prior water rights. Tests against the granting of permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before November 1, 1973.
R. KEITH HIGGINSON
Director
Published in The Rigby Star, Rigby, Idaho on October 18, and October 25, 1973.
BREAFAST

32 7019



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 4, 1993

WAYNE WILCOX
dba MOUNTAIN STATES DEVELOPMENT CO
405 11TH ST
IDAHO FALLS ID 83404

RE: Approved Transfer No. 3858/Water Right No(s). 31-07521

Dear Water Right Holder:

On December 6, 1991, the Department approved an application for transfer of the above referenced water right(s). A copy of the transfer as approved has been enclosed for your reference. One of the conditions of approval of this transfer was that the authorized change(s) be accomplished within one year of the date of approval.

Please complete and return the enclosed form to confirm that the transfer has been accomplished. If the approved transfer has not been completed or is only partially complete, please provide an explanation why the changes have not been made and give an expected date for completion. The form must be returned to this office within 15 days of the date of this letter. If you wish to return the form by FAX, the number is (208)327-7866.

Please contact me if you have questions concerning this matter.

Sincerely,

Cindy Zimmerman
for SHARLA CURTIS
Sr. Water Resource Agent

Enclosure

December 16, 1991

Wayne Wilcox
DBA Mountain States Development Co.
405 11th St.
Idaho Falls, ID 83404

RE: Transfer of Water Right No. 31-07521

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3858). Be sure to note any conditions of approval as listed on the second page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

DEC 23 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: November 25, 1991

RE: TRANSFER NO. 3858/LICENSE NO. 31-7521

=====

This transfer seeks only to add a point of diversion to the above licensed right. Approval is recommended with the conditions below.

1) <<R29>> This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

2) The maximum combined rate of diversion under this right and right no. 31-2469 shall not exceed 4.42 cfs.

3) <<T07>> The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

4) <<T08>> Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

5) <<T09>> Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

RECEIVED
DEC 23 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

7-29-91
7-30-91-HWJ

INITIAL REVIEW BY: HWJ

1. Right number 31-2521 Applicant Wayne Wilcox
DBA, Mountain States Development
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE: Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - OK g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) NA.
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

DOP
9-2-91

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* original Volume limitation

RECEIVED
NOV 19 1991

4. By RPC Date 11/13/91
11-25-91

Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

07-Aug-1991

THE JEFFERSON STAR
PO BOX 37
RIGBY ID 83442

Gentlemen:

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 September 2, 1991.

Yours truly,

Rita Bodell
Secretary/Office Coordinator

Encl.

RECEIVED
DEC 23 1991

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. 31-07521

Notice is hereby given that Wayne Wilcox, DBA Mountain States Development Co., Idaho Falls, ID, has applied to the Department of Water Resources to Add a Point of Diversion of the waters of a groundwater source. The right sought to be changed is evidenced by a License and recorded as follows:
LICENSE NO. 31-07521 AMOUNT: 2.14 cfs

PRIORITY: 10-12-1973

POINT(S) OF DIVERSION: NWSE, Sec 19, T8N, R33E, Jefferson County

The water is used from April 1 to November 1 to irrigate 107 acres within the NENE, SWNE, SENE, Sec 30, T8N, R33E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from the NWSE, Sec 19; SWSENE, Sec 30, T8N, R33E, B.M.

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before September 2, 1991.

R. Keith Higginson
Director

Published in the Jefferson Star on August 15 & 22, 1991.

MICROFILMED
DEC 23 1991.



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

12-Aug-1991

WAYNE WILCOX
405 11TH ST
IDAHO FALLS ID 83404

RE: Application No. 31-7521

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in Jefferson Star on August 15 & 22, 1991. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,

Harold W. Jones
rb

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED

DEC 23 1991

February 8, 1990

WAYNE WILCOX
DBA MOUNTAIN STATES DEVELOPMENT CO.
405 11TH ST.
IDAHO FALLS, ID 83404

RE: PERMIT NO. 31-07521

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

MAR 05 1990

MOUNTAIN STATES DEVELOPMENT CO.

405 11TH STREET

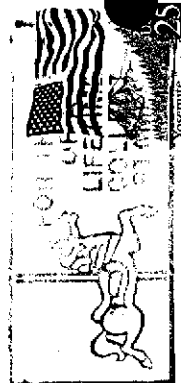
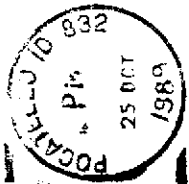
IDAHO FALLS ID 83404



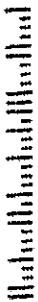
*Note
zip code
correction*

MICROFILMED

MAR 05 1990



IDAHO DEPARTMENT OF WATER RESOURCES
1301 NORTH ORCHARD ST., STATEHOUSE MAIL
BOISE, IDAHO 83720



March 7, 1989

WAYNE WILCOX
DBA MOUNTAIN STATES DEVELOPMENT CO.
405 11TH ST.
IDAHO FALLS, ID 83401

RE: PERMIT NO. 31-07521

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

UNRECORDED

MAR 05 1990

MEMORANDUM

TO: File

FROM: Sharla *SV*

DATE: February 10, 1989

RE: Basin Change

Paul Meyer, Eastern Region, brought to our attention via a mail message to Roberta Garrett that this right is located within basin 31, rather than basin 32. Number will be changed before the license is issued.

The need for a basin change was verified by a check with the quad map.

INDEXED

MAR 05 1990

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
3207019	08N	33E	18	NE SE		GROUNDWATER	WILCOX, WAYNE
3207014						GROUNDWATER	WILCOX, WAYNE

Microfilm

MAR 05 1990

RECEIVED
FEB 20 1986

Department of Water Resources
Permit No. 32-7019

- Owner: Wayne Wilcox dba Mountain States Development Co Phone No. 522-1300
Current Address: 405-11th Street Idaho Falls Id 83401
- Accompanied by: Emery Allen EXAM. DATE: 19 June 1984
Address: HC 63 Box 2225 Montiview Id 83435 Phone No. 657-2572
Relationship to Permit Holder: OPERATOR
- Source: Groundwater tributary to

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	200	ENT512109	Western	20131

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
Well pump Mainline to laterals with sprinklers

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Annu-bar Flow Meter station		Dieterich Std. Corp	7517-316-SS	191147	10.02	N/A
Meter	Eagle Eye	Dieterich Standard Corp	67C	091473	10-80	5-29-84

7. Measurements McCromet. 73-10-235 Briceau ☐ Additional data/computation sheets attached
23" w / 10.02" square base
id = 9.791 for 12g steel

8. Point(s) of Diversion: AMEND PERMIT Indicate Method of Determination

[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination _____ |
|----|------------------|---|

[illegible]

DATE **RECEIVED**
MAR 05 1990

CONSULTANT SEAL

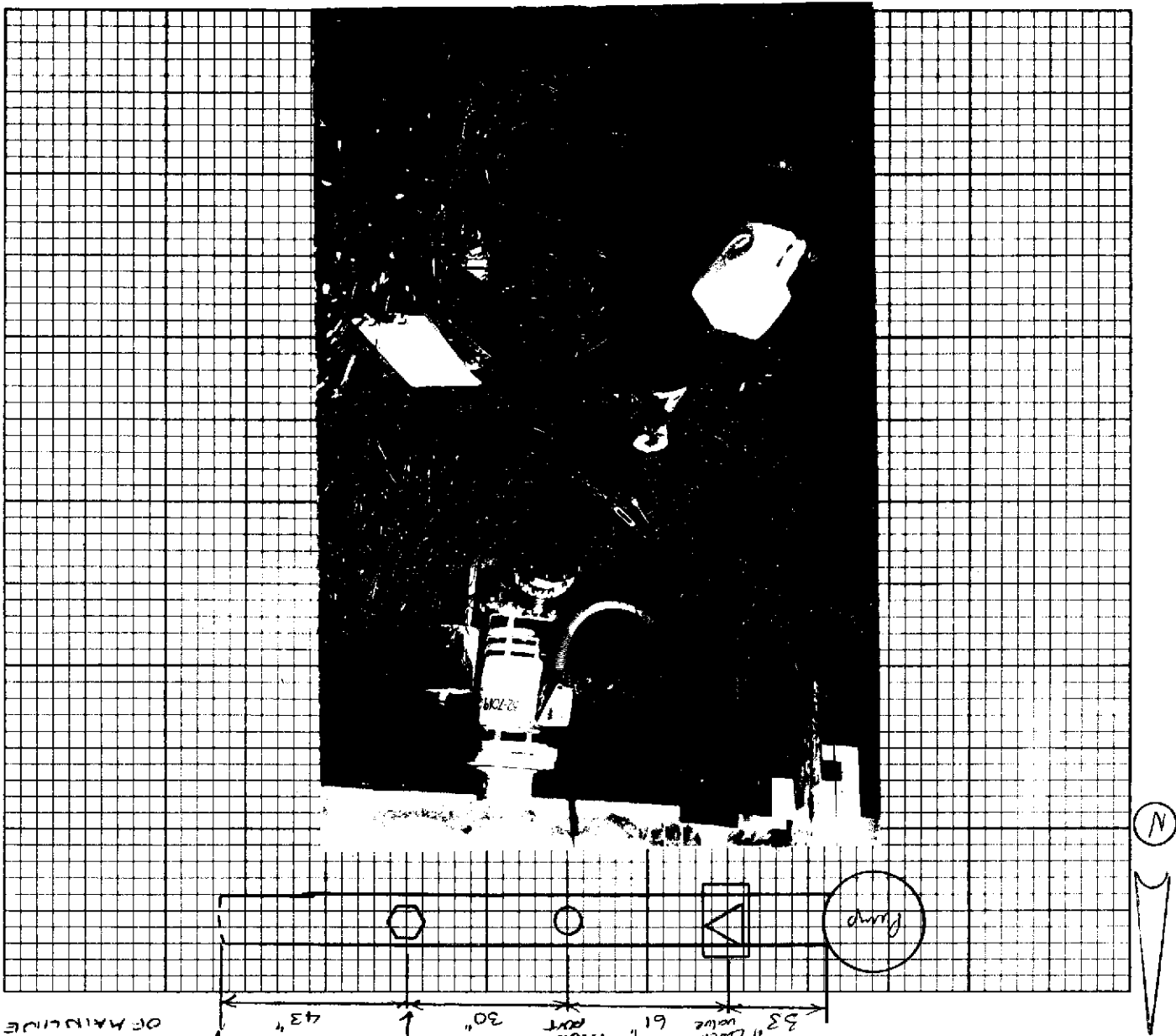
Beneficial Use Examination
IDWR Director's Authorization to Conduct

Consultant's License Number

15. Recommended Amendments
- ☒ Change P.D. as reflected above
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above
- ☐ Add P.D. as reflected above
- ☐ Other
- ☐ None
16. Examiner's/Consultant's Signature *Scott Wilson* Date 19 June 1984

14. Remarks System irrigated only NE 1/4 Sec 30 T8N R31E

13. ☒ Photo of Diversion & System Attached
- ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached



12. Diversion and Delivery System Diagram: Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

11. Other water right diverted from same p.d.

31-2469

10. Other water rights on these lands

None

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
FEB 24 1988

32-7019

Permit No.

Department of Water Resources

1. Measurement Calculations

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

$$Q_{corrected} = [3.85 \times (id)^2 \times \sqrt{E}] K = [3.85 \times (9.79)^2 \times \sqrt{23}] 1.04 = 1840.8 \text{ gpm} = 4.10 \text{ cfs}$$

$$E = \text{meter reading} = 23"$$

$$K = 1.04$$

$$id_{12} = 9.791"$$

$$Q = 107 \text{ ac} \times 0.02 \text{ cfs/ac} = 2.14$$

$$Q_{LIMITED} \text{ by } 0.02 \text{ cfs/ac} = \underline{\underline{2.14 \text{ cfs}}}$$

b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 107 \text{ ac} \times 3.0 = 321 \text{ cfa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.14 \times 214 \times 1.9835 = 908.40 \text{ cfa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\underline{321 \text{ cfa}}}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: NONE

b) Other water rights with same point of diversion: 31-2469 (P/O listed different however pump S/W is the same)

c) Analysis: system operated irrigating only, NE 1/4 Sec 30, T8N, R33E.

31-2469 for 4.42 cfs

R17 (31-2469) (4.42 cfs)

MICROFILMED

MAR 05 1990

RECOMMENDED AMOUNTS

3.	Permit No.	32-7019	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
							4.10 cfs

4. Permit Holder:

Address:

5. Source:

6. Beneficial Use

Period of Use	From	To	Rate of Diversion	Q (cfs)	Annual Volume	V (afa)
---------------	------	----	-------------------	---------	---------------	---------

Period of Use
From To

Rate of Diversion
Q (cfs)

Annual Volume
V (afa)

Irrigation

1711 1712

1711

2.17 cf

321

7. Point(s) of Dive

No.	Govt. Lot	$\frac{1}{4}$	$\frac{1}{4}$	$\frac{1}{4}$	Sec.	Twp.	Rge.	County
		SE	NW	SE	19	8N	33E	Tofferson

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks:

R17

0661 50 NNN

10. 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

11. Examiner's Signature

Checked in Regional Office by

Approved in State Office by _____

Date,

Date 2-19-86

Date _____

State of Idaho

License and Certificate of Water Right

Water License No. G-26565

Amount 4.42 c.f.s.

Water District No.

Priority October 1, 1956

THIS IS TO CERTIFY that CHARLES H. EVANS - Assignee - DANIEL R. & BERENICE M. YOUNG of Idaho Falls, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 1, 1956; that Permit No. G-26565 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.42 second feet, was issued hereunder on November 16, 1966, showing that said works were completed on the 7th day of June, 1966; and that on the 7th day of June, 1966, CHARLES H. EVANS - Assignee - DANIEL R. & BERENICE M. YOUNG

of Montevideo, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 8592, on the 16 day of November, 1966;

The right hereby confirmed dates from October 1, 1956;

The Point of Diversion is located

in the SE 1/4 SE 1/4, Sec. 19, Tp. 8 N, R. 33 E, B. M. County of Jefferson

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.42 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 N	33 E	18	SW SE	80	80
		19	NE	160	160
			NW SE	80	80
			SW SE	40	29
			SE SE	40	40

Total number of acres to be irrigated: 389

FILED

MAR 05 1990

EASTERN

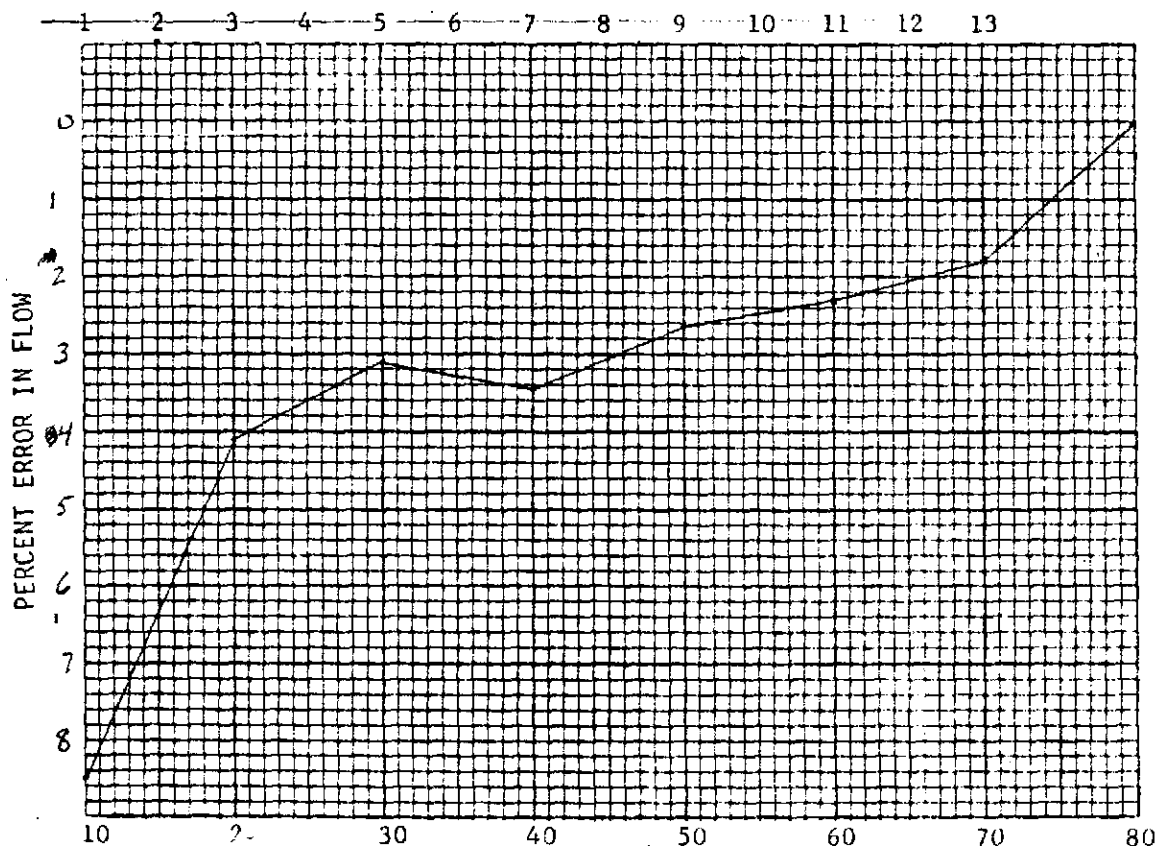
METER NO. 091473 RANGE 10-80DATE TESTED 5/29/84

APPLIED PRESSURE			METER READING	FLOW ERROR (%)	FLOW CORRECTION FACTOR
UPSCALE	DOWNSCALE	AVERAGE			
12.47	11.42	11.95	10	-8.50	1.093
22.50	21.02	21.76	20	-4.13	1.043
32.60	31.31	31.96	30	-3.11	1.032
43.55	42.24	42.90	40	-3.43	1.036
53.43	52.03	52.73	50	-2.62	1.027
63.56	62.20	62.88	60	-2.32	1.024
72.75	72.08	72.42	70	-1.68	1.017
80.76	80.12	80.44	80	-0.27	1.003

$$\frac{0.11}{10} = \frac{1}{9}$$

$$K = 0.0033$$

$$\therefore \text{Flow Correction factor} \\ = 1.043 - 0.0033 \\ = 1.04$$



MAR 05 1990

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19 20
30

A93

A52
A119



18
N

39

Place of
use 27

39

39

SEC 32

32-7019

MAR 0 5 1996

13 18
24 19

18 17
19 20

L1

32-7019

R33E

T
8
N

L2

A52

(A92)

SEC 19

156.0

(A93)

L3

POINT OF
DIVERSION

L4

24 19
25 30

19 20

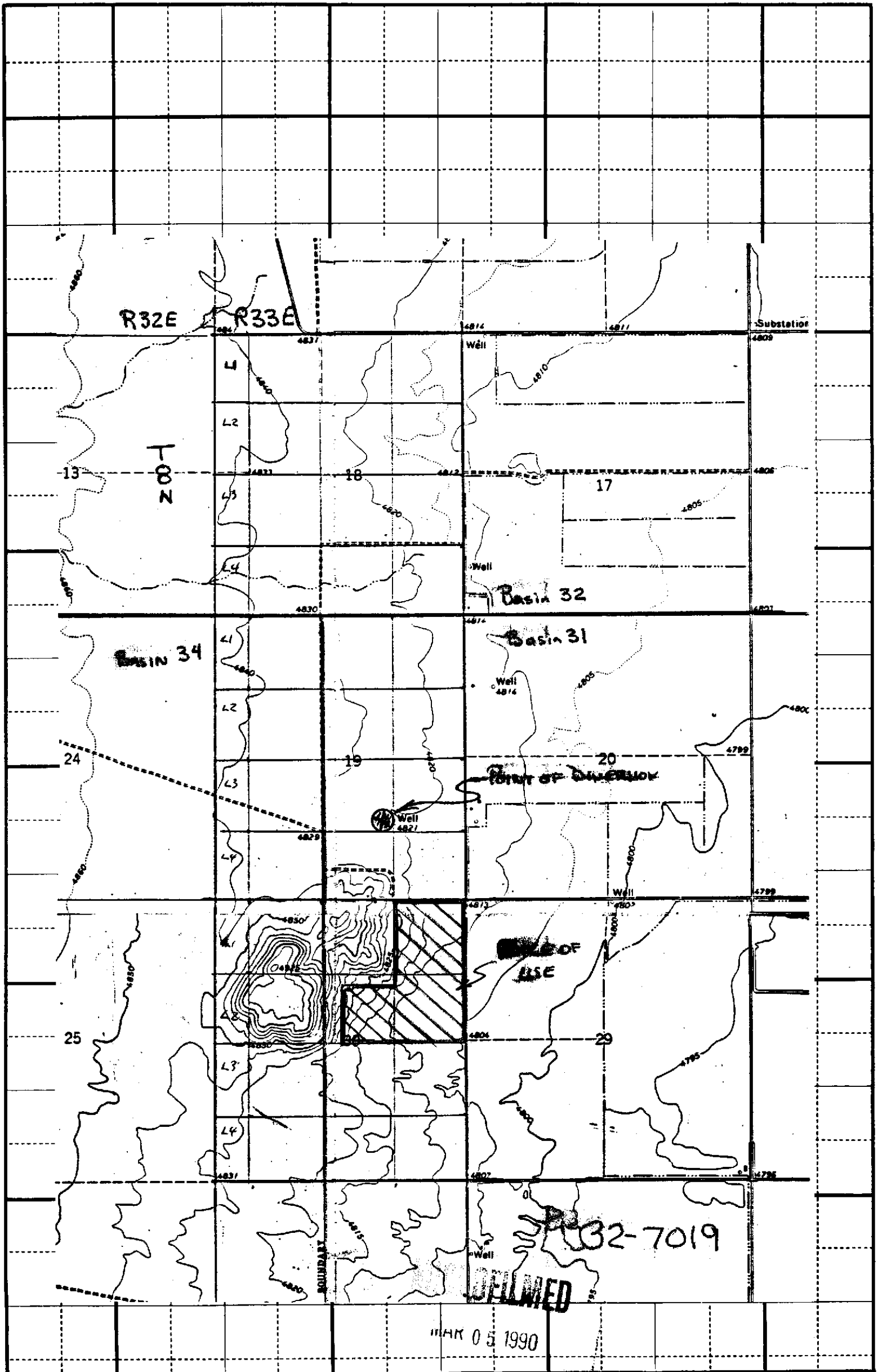
MICROFILMED

MAR 05 1990

A68 (A119)

NOT TO SCALE

312468



IDENT. NO. 32-7019

WATER RIGHT
DATA ENTRY LOG

[illegible]

December 8, 1977

Re; Permit No. 32-7019

Wayne Wilcox dba Mountain States Devlp. Co.
405 11th St.
Idaho Falls, Idaho 83401

Dear Mr. Wilcox:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK
Water Rights

RECORDED

no top
comm.

Identification No. _____

Permit No. 32-7019

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

DEC 8 1977
OFF

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE Department of Water Resources

1. a) Name of Permit Holder Wayne Wilcox dba Mountain States Development Co.
b) Post Office Address 405 11th Street, Idaho Falls, Idaho 83401
2. Permit Number 32-7019
3. Date of Priority that you are prepared to establish October 12, 1973
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 18
Township 8N, Range 33E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 2.4 for irrigation purposes from Apr. 1 to Nov. 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 2.4 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Flow meter and sprinkler line capacity by Mr. Emery Allen, Operator of system.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
none
b) Describe the agreement or understanding by which you take water from the works:
none
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Turbine pump size 12x12x20; Motor size 250 horsepower; Well casing size 20" diameter; Well depth 325'; distributed by steel mainline and portable sprinkler.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Flow meter 10"
c) Give well driller's name and address and the date the well was completed: R. P. Cope Well Drilling, Rt #3, Box 470, Idaho Falls, Idaho - well completed May 21, 1973.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
none
Exam typed 12/8/77 by [signature]

If you are irrigating 15 or more acres, please submit an aerial photo of the property with this permit.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40-acre subdivision.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8N	33E	30	40		40	40													120

Total number of acres irrigated 120

10. Remarks: 40 acres of rocky land proposed on permit not yet irrigated

The above information is a true statement of the extent to which the above numbered permit has been developed.

November 29, 1977

(Date)

Wayne Wilcox
(Signature)

State of Idaho)

) ss.

County of Bonneville)

On this 29th day of November, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Deane Powell
(Signature)

Notary Public residing at Idaho Falls, Idaho

My commission expires 5/3/78

September 30, 1977

CERTIFIED MAIL

138954

Re: Permit No. 32-7019

Wayne Wilcox
dba Mountain States Development Co.
405 11th St.
Idaho Falls, Idaho 83401

Dear Mr. Wilcox:

One of the conditions of approval of your water Permit No. 32-7019 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

RECEIVED
SEP 30 1977
IDAHO DEPT. OF AGRICULTURE

November 13, 1973

Re: Permit No. 32-7019

Wayne Wilcox
dba Mountain States Development Co.
405 11th Street
Idaho Falls, Idaho 83401

Dear Mr. Wilcox:

Enclosed is a copy of your approved Application for Permit No. 32-7019 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

32 7019

XXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

October 12, 1973

RE: Application for Permit No. 32-7019 - Wilcox

Rigby, Star
P.O. Box 37
Rigby Idaho 83442

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:cw

Enc: Legal Notice (1)

Bill submitted 11-2-73 by MB
32 7019

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Wayne Wilcox dba Mountain States Development
Co. 405 11th Street, Idaho Falls, Idaho
has on 10/12/73 submitted Application No. 32-7019
for a permit to appropriate 3.2 cubic feet per second ~~acres feet per annum~~
of water from a ground-water source
by means of well and pump
within the NE 1/4, Sec. 18, T. 8N, R. 33E, B.M., Jefferson County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 160 acres
within the NE 1/4, Sec. 30, T. 8N, R. 33E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before
November 5, 1973

R. KEITH HIGGINSON

Director

Published in the Rigby Star, Rigby, Idaho
on October 18, and October 25, 1973

32 7019