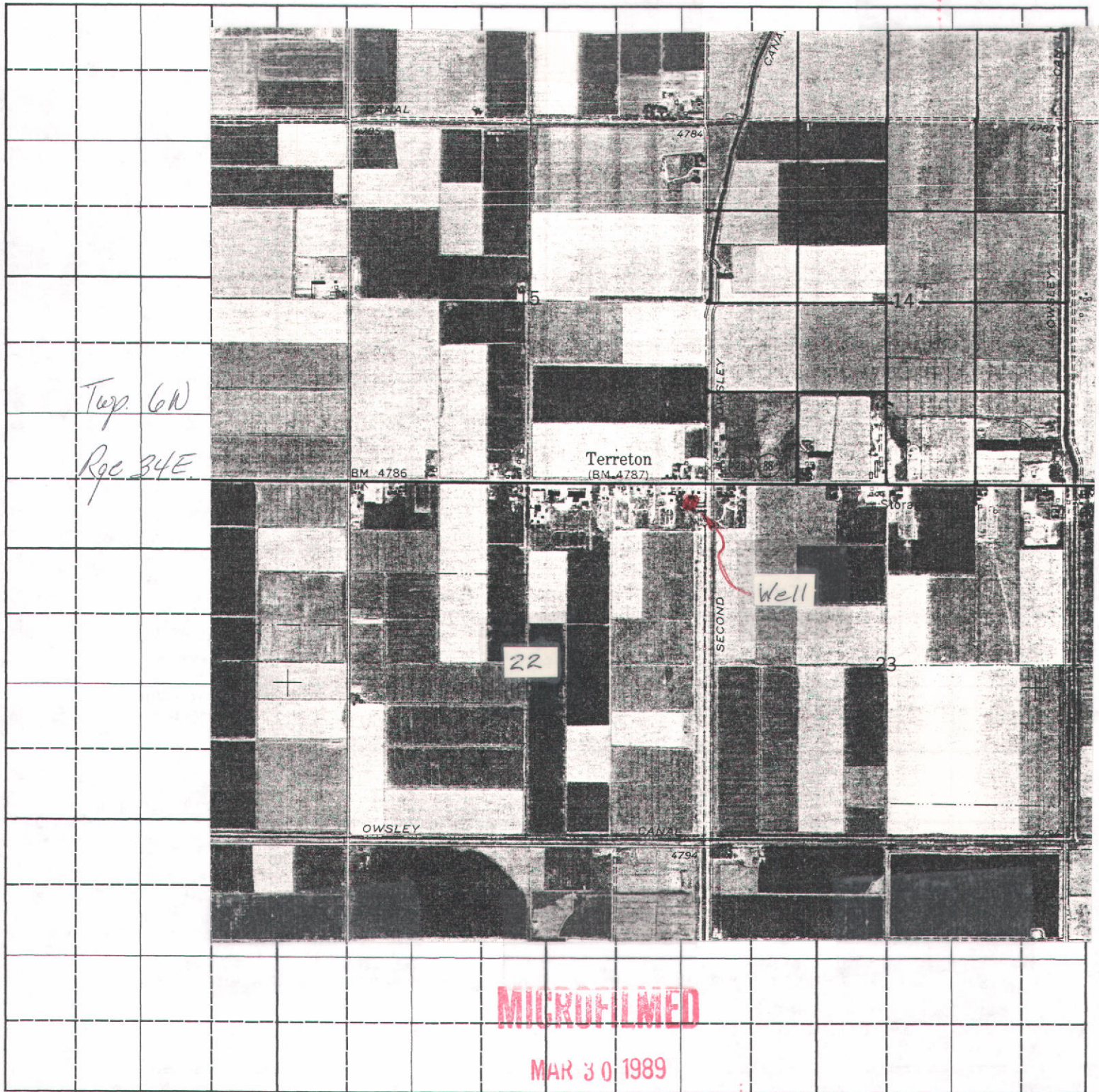


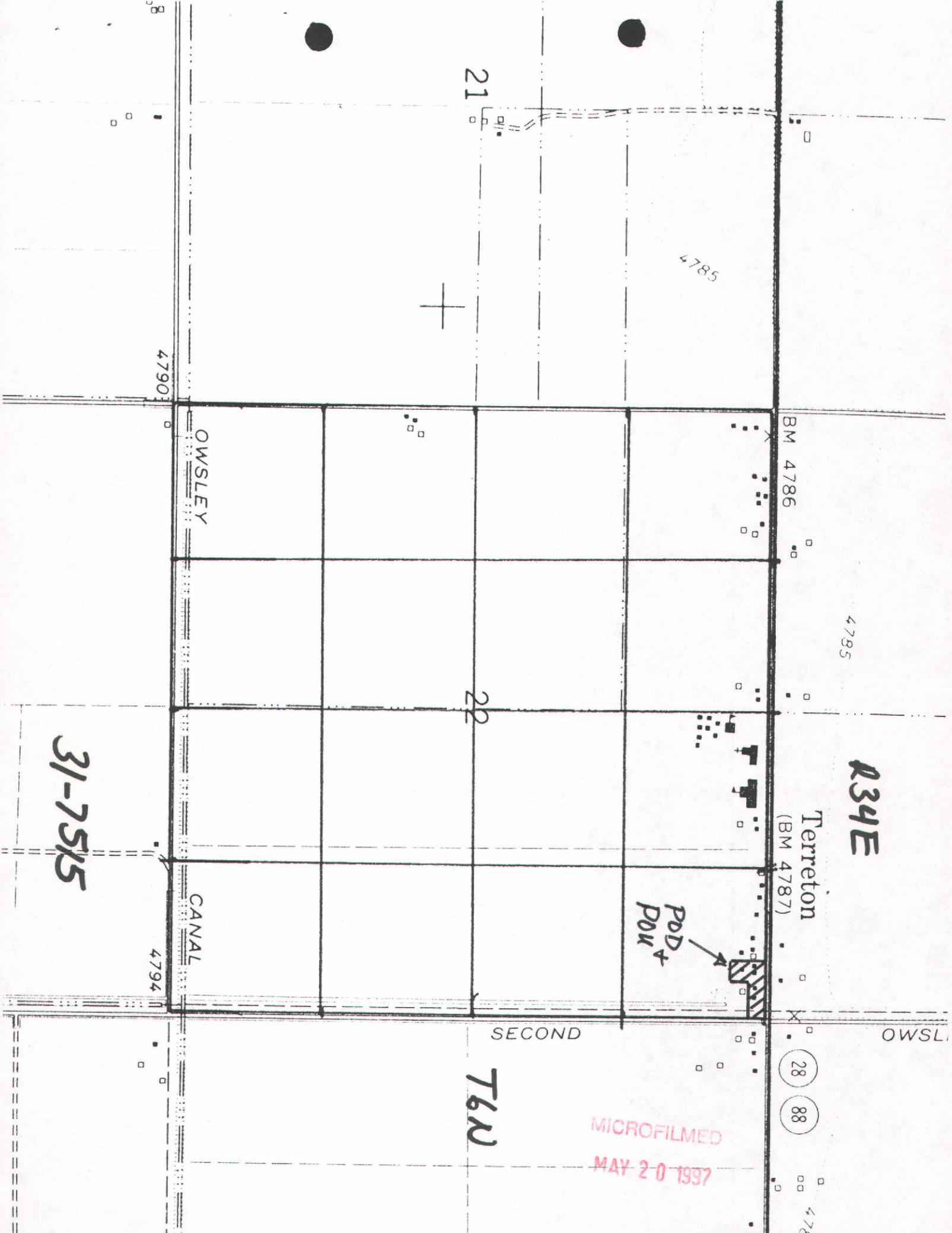
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

x Kern S. Bauer (secretary)
(Applicant)



21



4785

4790

OWSLEY

BM 4786

4785

22

R34E

Terreton
(BM 4787)

POD +
POW

31-7515

CANAL

4794

SECOND

OWSL

76N

28

88

MICROFILMED
MAY 20 1997

478

T6N

15

14

22

23

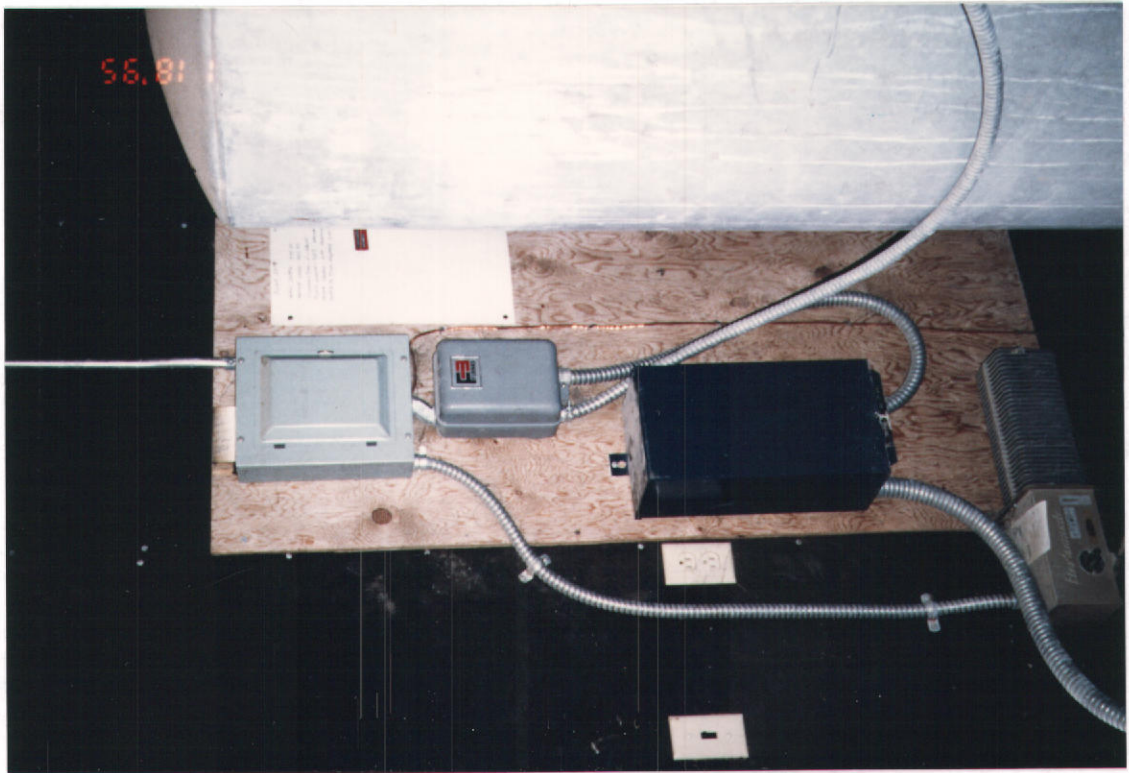
R34E

31-7515

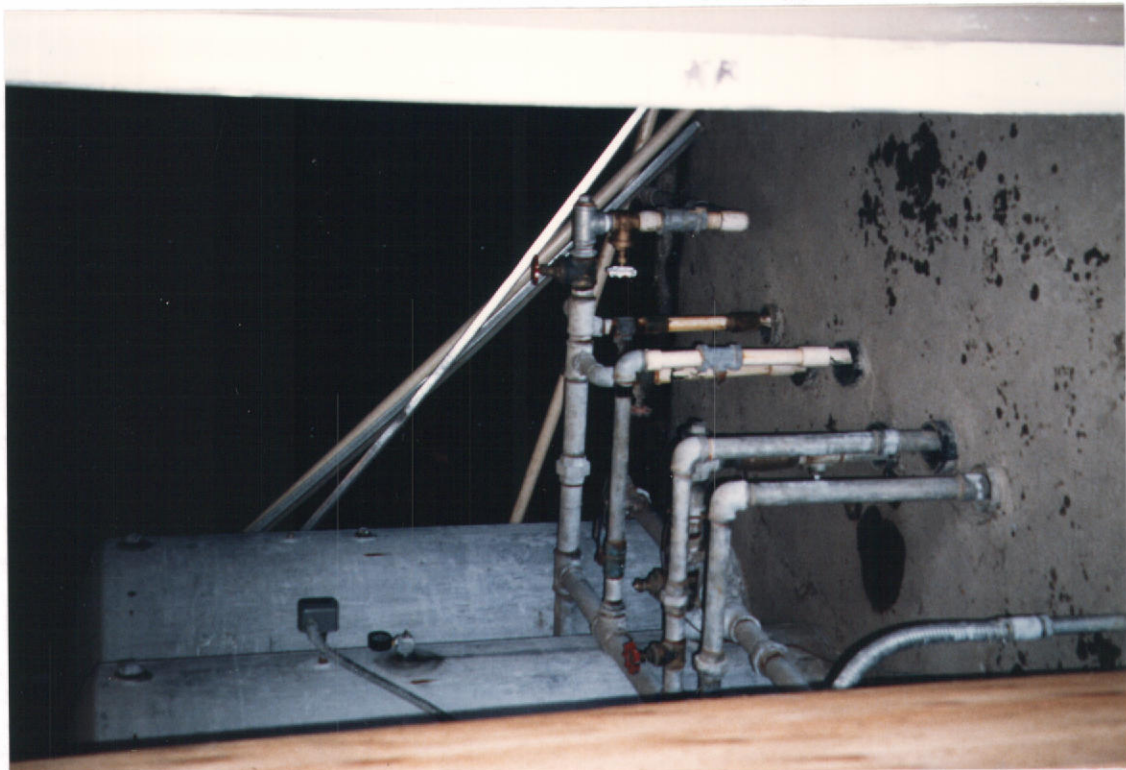
UNRECORDED

MAY 20 1997

TEKRETON PUMP #2
ELECTRICAL CONTROL PANEL



THREE PRESSURE TANKS + MANIFOLD SYSTEM



MICROFILMED

MAY 20 1997

31-7515

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 31-07515

Priority: January 7, 1989

Maximum Diversion Rate:

0.10 CFS

Maximum Diversion Volume:

13.8 AF

This is to certify, that TERRETON PUMP NO 2

C/O K S BAUER

PO BOX 57

TERRETON ID 83450

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 23, 1988, and has submitted Proof of Beneficial Use on May 16, 1990. An examination indicates that the works have a diversion capacity of 0.100 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>
COMMERCIAL	01/01 to 12/31	0.10 CFS	4.2 AF
DOMESTIC	01/01 to 12/31	0.10 CFS	9.6 AF
	Totals	0.10 CFS	13.8 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 22, Township 06N, Range 34E
JEFFERSON County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

06N 34E 22

NENE

PLACE OF USE:

DOMESTIC, same as COMMERCIAL use

CONDITIONS OF APPROVAL AND 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. Water used under this right when discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
6. Commercial use is for 7 businesses.

RECORDED
MAY 28 1990

State of Idaho
Department of Water Resources

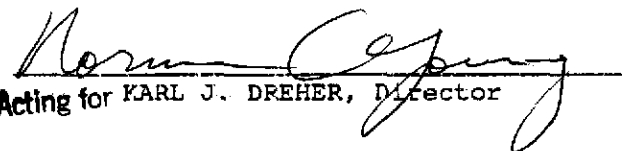
WATER RIGHT LICENSE

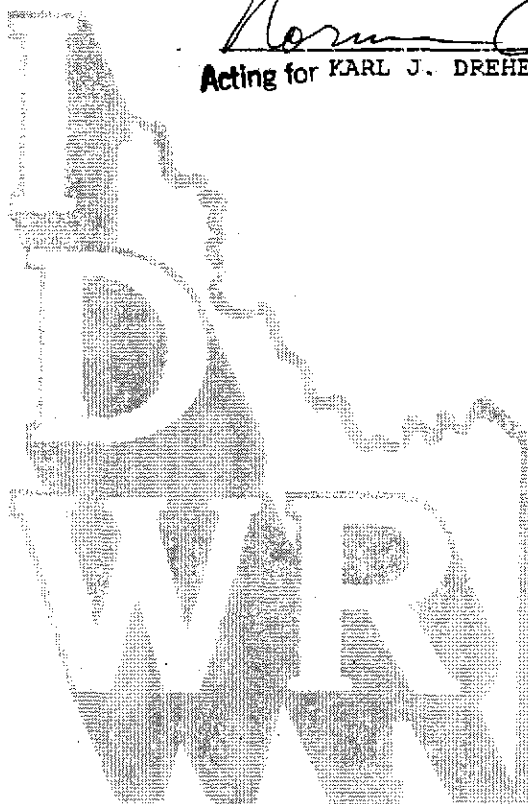
WATER RIGHT NO. 31-07515

CONDITIONS OF APPROVAL AND REMARKS

7. Domestic use is for 8 homes.

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 16TH
day of MAY, 1997.


Acting for KARL J. DREHER, Director



BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31-7515 IN THE

NAME OF TERRETON PUMP #2

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before April 1, 1990; and,

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

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on May 16, 1990;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 31-7515 be REINSTATED and the priority advanced to January 7, 1989.

Dated this 11 th day of June, 1990.

RECEIVED
JUN 21 1990

L. Glen Saxton
L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED
MAY 16 1990

For Office Use Only
Amt. of Fee \$ 100.00
Date 5/15/90
Receipt No. 601687
Received by [Signature] 5.6.12.90

Department of Water Resources

STATE OF IDAHO
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. 31-07515 Telephone No. 663-4830

Name(s) of Permit Holder(s): HOME 663-4846

Post Office Address: Territon Idaho

Source of Water: Well

If ground water, well driller's name: ? Date drilled: 2 1958 ^{as per} phone conv.
6-8-90

Extent of Use:
Domestic ✓ (No. of households) Irrigation (No. of acres)
Stockwater (No. and type of stock) Other Commercial

Total rate and/or volume for which proof is submitted 20 cfs acre/feet

Show date water was first diverted and beneficially used under this permit: ?

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: \$ 100.00 (See License Examination Fee Schedule)

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

[Signature] 208 663 4830
Name Telephone No.
Box 57 Territon Idaho 83450
Address

The above information is my true statement of the extent to which the above permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

JUN 21 1990

5-14-90
Date

[Signature]
Signature (and title if on behalf of a company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Terreton Pump #2 Phone 663-4830
Post office address Go. K. S. Bauer P.O. Box 57, Terreton ID. 83450
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 22 Township 6N Range 34E B.M. Jefferson County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.10 for Commercial purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.12 for Domestic purposes from Jan 1 to Dec 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)
5. Total quantity to be appropriated is (a) 0.22 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well pump & distribution system to 7 businesses & residence
 - 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 253 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year).

MAR 30 1989

applicant to make this filing.

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

b. Who owns the land to be irrigated or place of use? Joint users of well.

11. a. Who owns the property at the point of diversion? Ronald & Shirley Wilsons.

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

Total number of acres to be irrigated

[illegible]

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

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

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

9. Description of place of use:

e. Other; describe fully. See 10/31/2023

d. Domestic; show number of households. 8 households

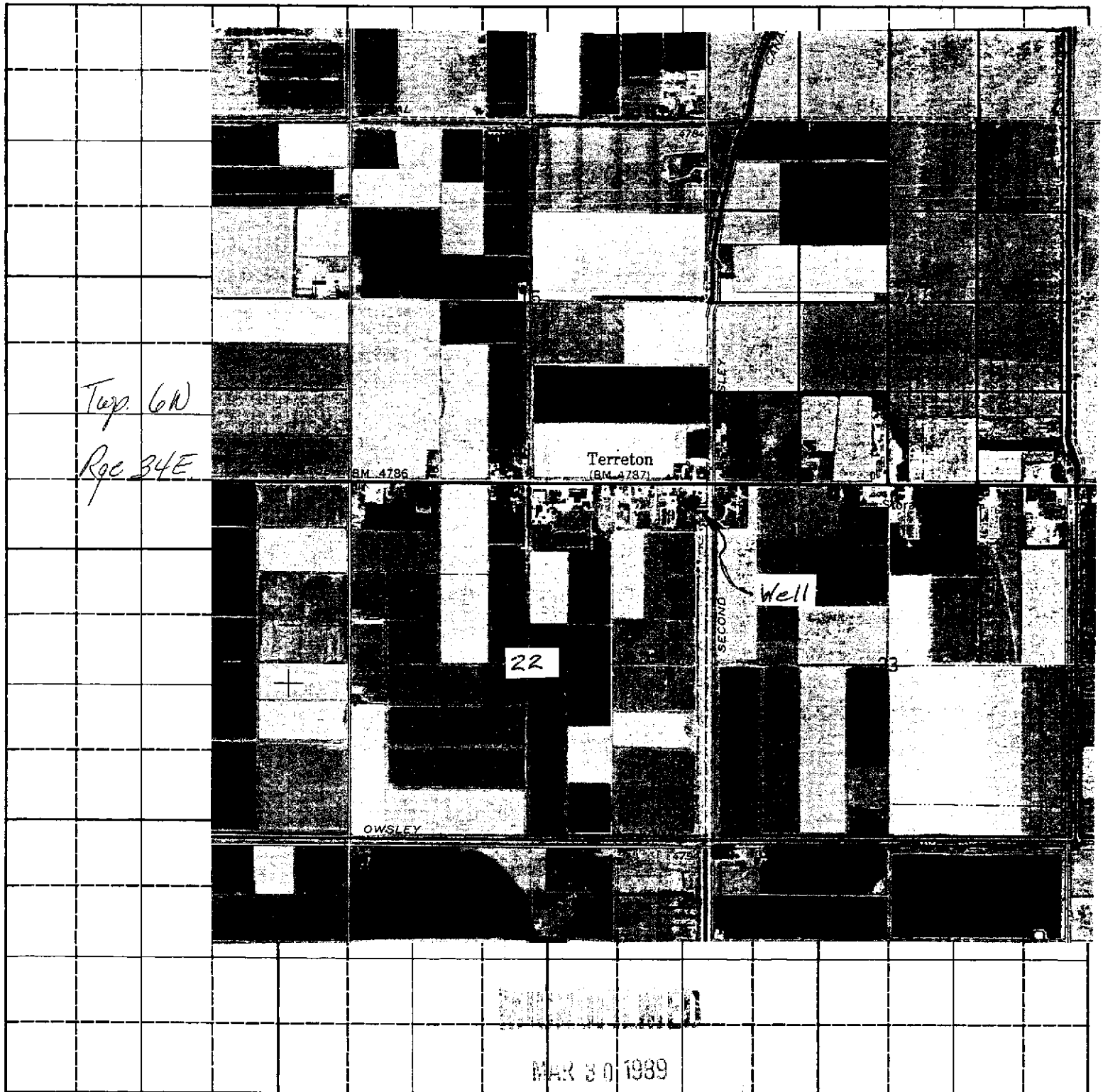
c. Municipal; show name of municipality.

b. Stockwatering; list number and kind of livestock.

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

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

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



Scale: 2 inches equal 1 mile.

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

x Kevin S. Bauer (secretary)
(Applicant)

Received by DMC Date 23 Nov 88 Time 2:30 Preliminary check by HWS
 Fee \$ 45.00 Received by DMC # 2004383 Date 23 Nov 1988
 Publication prepared by RB Date 12-23-88 Published in Idaho Star
 Publication approved QW Date 1-31-89

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 31-7515, 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

April 1, 19 90.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Water used under this permit if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
 The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 10th day of March, 1989.

D. Lewis Sawyer

APR 1 1989

THE JEFFERSON STAR
RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO)
) ss
County of Jefferson)

I, Crystal Foster
of the Jefferson Star, published
weekly at Rigby, Jefferson County,
Idaho, do solemnly swear that the
Applications for Water Rights
a copy of which notice appears at-
tached hereto, was published in the
regular and entire issue of said
newspaper, and not in any supple-

ment issue thereof for Two (2)
consecutive issues, the first publica-

having been made on 1-14-89
and the last publication having been

made on 1-11-89.

Further, that said newspaper is one
of general circulation in said coun-
ty; that it is a legal newspaper, con-
forming to legal specifications
under the Idaho Statutes; that it has
as 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.

Crystal Foster

On this 24th day of Jan

in the year of 1989, before
me, a Notary Public, personally ap-

peared Crystal Foster,
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 ex-
ecuted the same.

Lane Leather
Notary Public for Idaho

Residing at Shelly

My commission expires: 1-27-91

NOTICE OF APPLICATION FOR
WATER RIGHTS

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

25-07472
JOINT SCHOOL DIST. No. 251
201 IDAHO AVE.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: SENESE Sec 32 T 05N R 38E
Use: DOMESTIC (.070 CFS)
Date Filed: 12/02/1988
In: T05N R38E S32 NESE

25-07473
JOINT SCHOOL DIST. No. 251
201 IDAHO AVE.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: SWNESE Sec 5 T 04N R 38E
Use: DOMESTIC (.070 CFS)
Date Filed: 12/02/1988
In: T04N R38E S05 NESE

25-07474
CLARK, RAOEL H.
CLARK, JANET C.
268 N. 4100 E.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: NESENE Sec 20 T 04N R 39 E
Use: DOMESTIC (.080 CFS)
Date Filed: 12/02/1988
In: T04N R39E S20 SENE

25-07475
IDAHO PACIFIC CORP.
P.O. Box 478
RIRIE, ID 83443
Source: GROUNDWATER
Diversion Pt: SESW Sec 28 T 04N R 40E
Use: INDUSTRIAL (1.000 CFS)
Date Filed: 12/06/1988
In: T04N R40E S28 SESW

25-07476
GNEITING, J. ALTON
GNEITING, ELAINE
4346 E. 500 N.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: NENENW Sec 11 T 04N R 39E
Use: IRRIGATION (.060 CFS)
Date Filed: 11/29/1988
In: T04N R39E S11 NENW

2.0 ACRES TOTAL
31-07515
TERRETON PUMP No. 2
c/o K. S. BAUER
P.O. BOX 57
TERRETON, ID 83450
Source: GROUNDWATER
Diversion Pt: NENENE Sec 22 T 06N R 34E
Use: COMMERCIAL (.100 CFS)
DOMESTIC (.120 CFS)
Date Filed: 11/29/1988
In: T06N R34E S22 NENE

35-08683
JOINT SCHOOL DIST. No. 251
201 IDAHO AVE.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: NWNWNE Sec 32 T 05N R 37E
Use: DOMESTIC (.070 CFS)
Date Filed: 12/02/1988
In: T05N R37E S05 NWNW

The permits will be subject to all prior
water rights. Protests may be submitted bas-
ed on the criteria of Sec. 42-203A, Idaho
Code and/or the new public interest criteria
of Sec. 42-203C, Idaho Code. Protests must
be filed with the Director, Dept. of Water
Resources, 150 Shoup Ave., Suite 15, Idaho
Falls, Idaho 83402 on or before JANUARY
23, 1989.

R. Keith Higginson, Director
Published in the Jefferson Star, Rigby,
Idaho, January 4 and 11, 1989.

RECEIVED

JAN 26 1989

Department of Water Resources
Eastern District Office



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

May 19, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

TERRETON PUMP NO 2
C/O K S BAUER
PO BOX 57
TERRETON ID 83450

RE: WATER RIGHT NO. 31-07515

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department 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 Department.

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 Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department 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 Department 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 Department 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 that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

RECEIVED
JUL 1 1972

CERTIFICATE OF MAILING

I hereby certify that on the 19th day of May, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 31-07515

TERRETON PUMP NO 2
C/O K S BAUER
PO BOX 57
TERRETON ID 83450


Kari Lynn Townsend
Secretary

MEMORANDUM

TO: File 31-07515

FROM: Sharla Curtis

DATE: May 12, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 31-07515 are based on the following:

H. RECOMMENDATIONS

Commercial	1/1 - 12/31	0.10 cfs	4.2 afa
Domestic	1/1 - 12/31	0.10 cfs	9.6 afa

The permit was limited to domestic use for 8 homes and commercial use for 7 businesses; the license will be issued accordingly.

Examiner: Don Simpkins
Exam Date: January 18, 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 31-07515

DATE 2/7/97
5/13

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u> Amendment required <u>NO</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.22</u> cfs
Fee limit	<u>1.0</u> cfs <u>\$100⁰⁰</u>
Measured	<u>—</u> cfs
Theoretical	<u>.10</u> cfs

Recommended Total Div Rate .10 cfs

ANNUAL VOLUME/
NATURE OF USES —

Use ✓

<u>Comm.</u>	Volume Calculation
<u>Dom.</u>	<u>8 X .6 = 4.8</u> af
<u>—</u>	<u>8 X 1.2 = 9.6</u> af
<u>—</u>	<u>—</u> af
<u>—</u>	<u>—</u> af
SUBTOTAL	<u>13.8</u> af

Flow rate 10 cfs X 365 days X 1.98 ~~af~~ = 72.3 af
Total volume recommended 13.8 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

8 homes
7 businesses
7

8 homes
6 businesses

CONDITIONS — Watermaster Control WD# —
— GW Measurement/Measuring Device
— Overlap
— Use-specific conditions 09E

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed NA
Adjustment Memo NA

1st Amend Letter NA
2nd Amend Letter NA

permit = 8 homes
7 bus.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
APR 11 1996
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 31-7515

1. Owner: TERRETON PUMP #2 Phone No. 663-4830

Current Address: 7/6 DR. K.S. BAUER, P.O. BOX 57, TERRETON, ID. 83450

2. Accompanied by: N/A EXAM DATE: 1/18/95

Address: N/A Phone No. N/A

Relationship to Permit Holder: N/A

3. Source: GROUNDWATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	NE	NE	22	6N	34E	JEFFERSON	U.S.G.S. AERIAL PHOTO

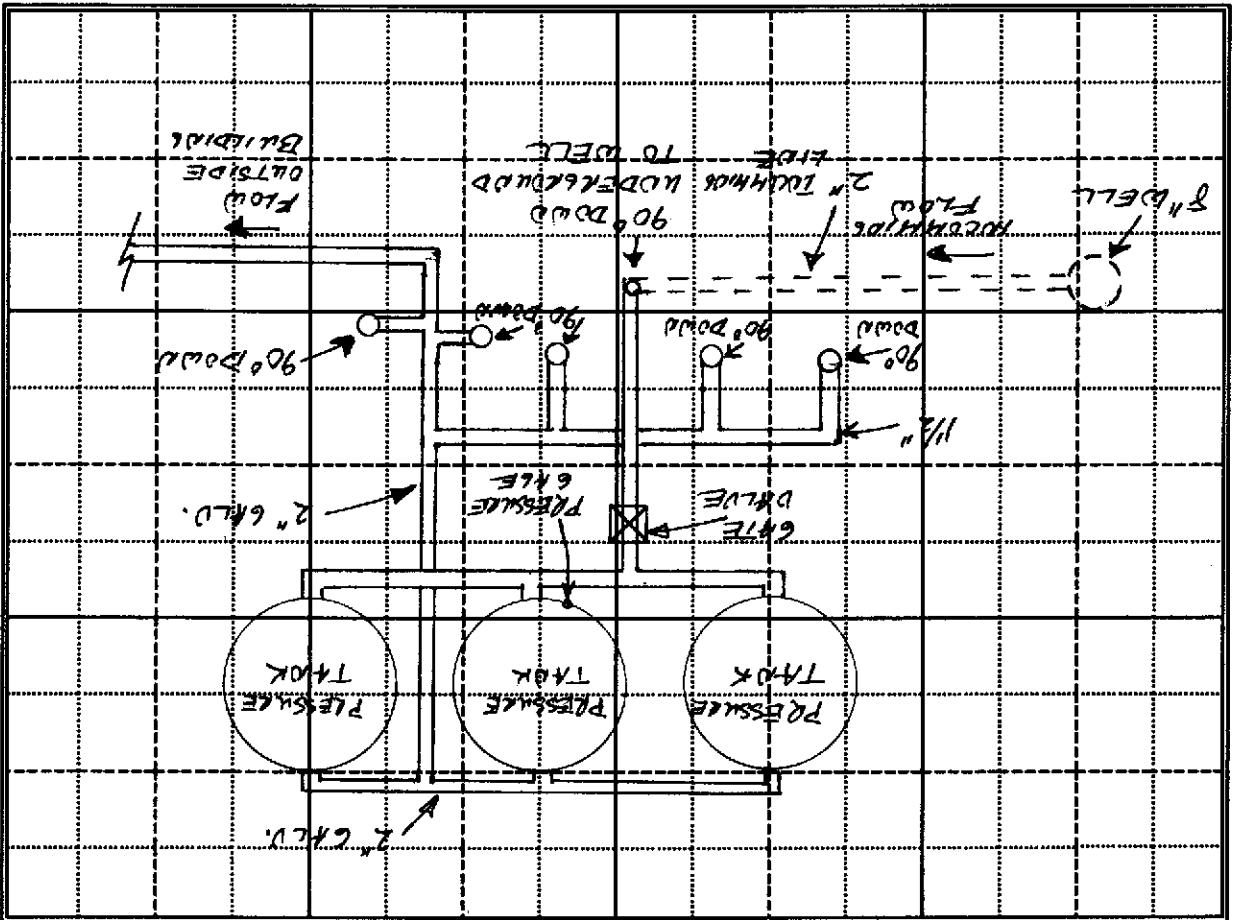
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	34E	22	C/D																

RECEIVED
MAY 20 1997

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe l.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 of _____
 (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
SUBSISTIBLE	FLADKID	S		JACUZZI	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: USED PRESSURE GAGE ON TRUCK.

E. NARRATIVE/REMARKS/COMMENTS

SYSTEM (WELL)

INSTALLED SEPTEMBER 1981

WELL DEPTH 253 FEET.

WATER LEVEL 223'

JACK 221 PUMP SHPS4C58/B

PUMP AT APPROX. 240'

FRANKLIN MOTOR SHP.

PITLESS ADAPTER AT 7'

NO FLOW METER PUMP ON AT 38 PSI

8 HOUSES / BUSINESSES + TRAILER COURT WITH CAPACITY OF
8 TRAILERS (6 CURRENTLY IN USE).

① VAN GAS

② COUNTRY CASH

③ SIMMONS EQUIP.

④ DR. BAUER (DENTIST)

⑤ U.S. POST OFFICE

⑥ WILDING TRAILER CT (HOME)

⑦ HOME

⑧ HOME

TRAILER SPACES = 8

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

MICROFILMED
MAY 20 1987

F. FLOW CALCULATIONS

Measured Method:

$$Q = \frac{HP (8.814 \times EFF)}{LIFT + (FSI \times 2.308)} = \frac{(5)(8.814)(.70)}{223 + (.38 \times 2.308)} = \frac{30.849}{310.704} = 0.099 \approx 0.10$$

PERMIT 0.10 CFS

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

2. Volume Calculations for Other Uses:

$$1.2 \text{ AFA DOMESTIC} \times 8$$

$$.6 \text{ AFA COMMERCIAL} \times 8$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

From	To	Period of Use	Rate of Diversion Q (cfs)	Annual Volume V (ata)
1/1	12/31	COMMERCIAL	0.10	4.8
1/1	12/31	DOMESTIC	0.10	9.6
Totals:				14.4

2. Recommended Amendments

Change P.D. as reflected above
Change P.U. as reflected above
Add P.D. as reflected above
Add P.U. as reflected above
None
Other

I. AUTHENTICATION

Field Examiner's Name

SIMPkins

Date

3/13/95

Reviewer

[Signature]

Date

3-5-95

SEAL

MAY 2 3 1995

R34E

Terreton
(BM 4787)

28 88

4795

BM 4786

4785

POD
POU

SECOND

T6N

21

22



OWSLEY

CANAL

4790

4794

31-75/5

OWSL

478

T6N

R34E

31-7515

①

1/31/95 Area / Howe
To Permit the Location

0815-

1115

Drilled
16"

NWSE NW S34 TSN R26E

1115 Well Area

26.6
25.5

3000 ft
.25

30.45

1200

the

SW SW S27 TSN R26E

Not Drilled Yet

38.05
37.25

37.75
36.75

from Corner

1446

the

Open Well Following (Howe)

1600

Lined Area - do.

Check Reference Well
Rich Nickelle

31-7515

Well Depth 253 ft.

Water Level 223 ft

Discharge Pipe 2" - 230'

Pipe Length 7' Jacuzzi

Hot Length 2' Handlin 5HP

Depth to Bottom 7'

Dated September 1, 1981

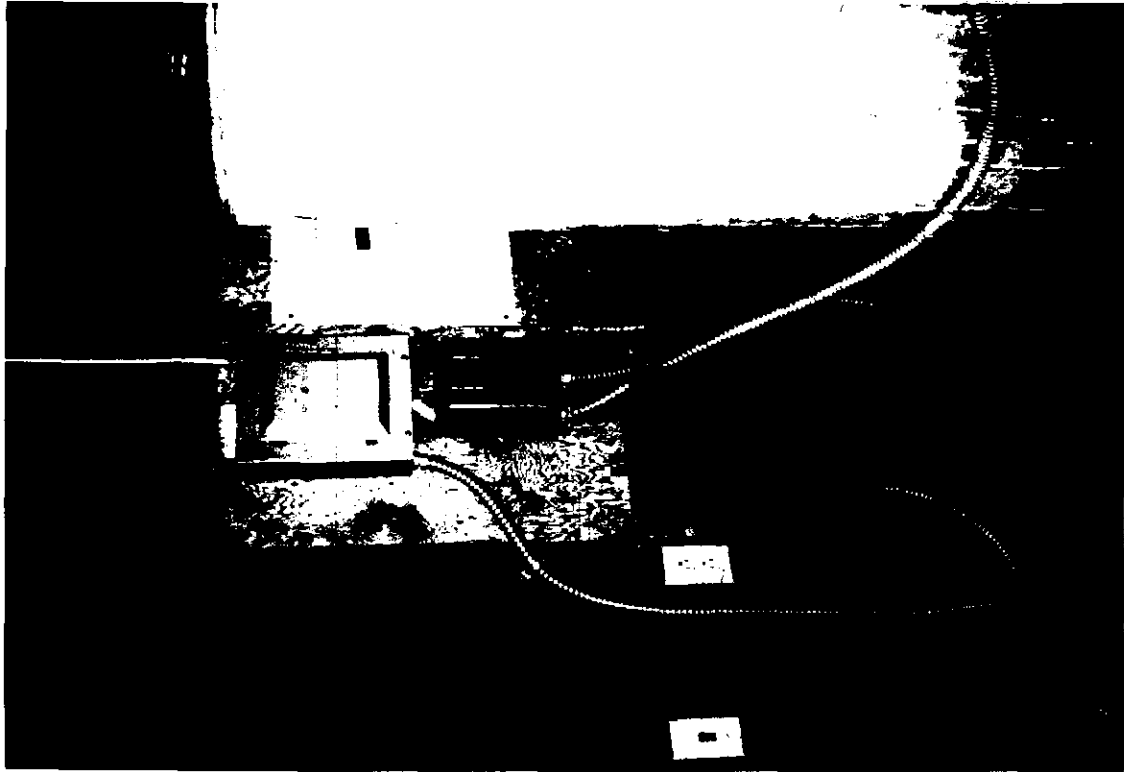
Notable to get water depth test because power cable for
pittman broke up test lead. - Not able to do same test
because there are no straight sections of pipe prior to
going into (3) pressure tanks and then are 500 ft of pipe.

16 Hours, 32

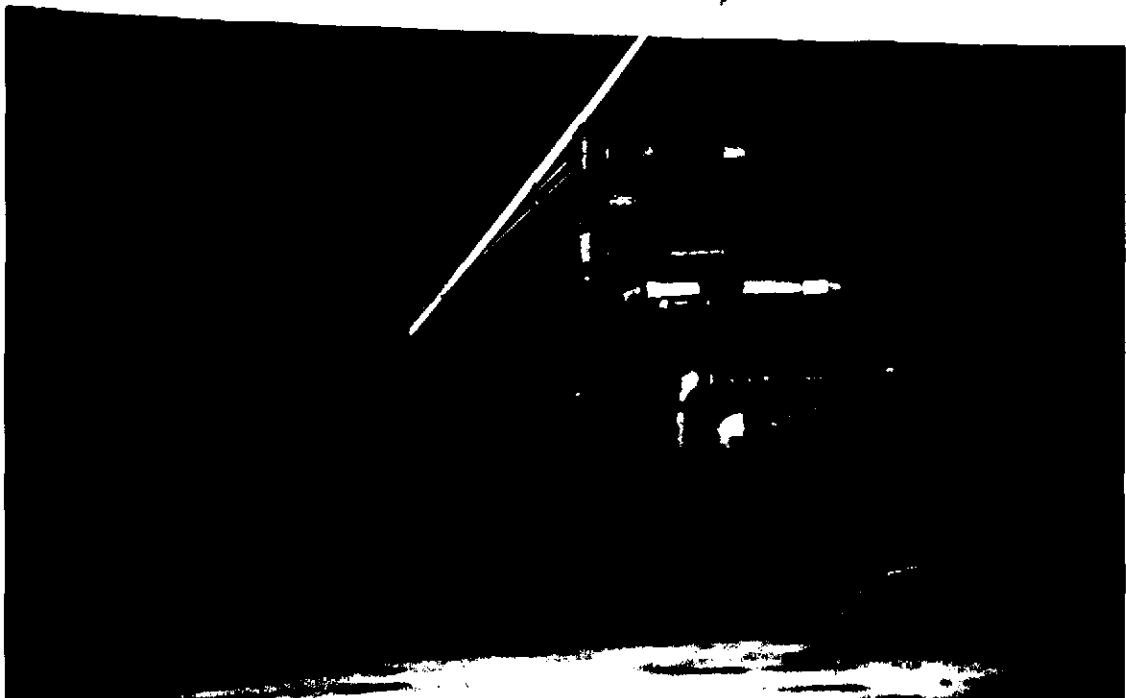
$$Q = \frac{5(8.814)(.70)}{\frac{2.308}{.223}(38)} = \frac{30.8}{310.7} = .09$$

RECEIVED
JAN 10 1967

TEKRETON PUMP #2
ELECTRICAL CONTROL PANEL



THREE PRESSURE TANKS + MANIFOLD SYSTEM



31-7515

June 19, 1990

TERRETON PUMP NUMBER TWO
C/O K. S. BAUER
P.O. BOX 57
TERRETON, ID 83450

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 31-07515

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 EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

Enclosure

MICROFILMED

JUN 21 1990

1/00

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 31-7515

Date: 6-5-90

General Considerations:

NO Name same as permit
yes Signature the same as permit holder
? Address change If yes, prepare a data entry
NO Proof received timely
Reinstated

Source of Water:

Surface water
✓ Groundwater
1. well log in file
2. drilling permit
A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

✓ Rate of diversion appropriate for uses
NO Is rate or volume and fee appropriate?
NO Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

NO Is a measuring device or access port required?
Has one been installed?
Waiver or modification of measuring device requested

Remarks:

needs repair

Priority Calculation:

Date proof received	<u>May 16, 1990</u>	<u>136</u>
Date proof due	<u>April 1, 1990</u>	<u>- 91</u>
No. of days late		<u>= 45</u>
Priority date	<u>Nov 23, 1988</u>	<u>+ 327</u>
NEW PRIORITY DATE	<u>Sept 29, 1988</u>	<u>= 372</u>
	<u>Jan 7, 1989</u>	<u>- 365</u>

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

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

April 16, 1990

TERRETON PUMP NUMBER TWO
C/O K. S. BAUER
P.O. BOX 57
TERRETON, ID 83450

LAPSE NOTICE

RE: PERMIT NO. 31-07515

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 January 31, 1990. 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

LGS:RF

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JUN 21 1990

CERTIFICATION OF MAILING

I hereby certify that on 4-18-90
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

138095
January 31, 1990

TERRETON PUMP NUMBER TWO
C/O K. S. BAUER
P.O. BOX 57
TERRETON, ID 83450

PROOF DUE NOTICE
RE: PERMIT NO. 31-07515

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 April 1, 1990. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

RECORDED

JUN 21 1990

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) 334-7900
March 15, 1989

TERRETON PUMP #2
C/O K. S. BAUER
P.O. BOX 57
TERRETON, ID 83450

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

RE: PERMIT NO. 31-07515

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.

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.

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.

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. Also

MicroFILMED
MAR 30 1989

enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECEIVED
MARCH 10 1989

MAR 10 1989

Form No. 202a
/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY Dennis Dunn DATE 20 Dec 88 APPLICATION NUMBER 31-7515REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
Field check by _____
- ☐ Yes ☐ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☐ No Send dam safety information
- ☐ Yes ☐ No Send power requirement letter
- ☐ Yes ☐ No Send fish farm requirement letter
- ☐ Yes ☐ No Power residency affidavit
- ☐ Yes ☐ No Power efficiency form
- ☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____

RECEIVED

FEB 03 1989

Department of Water Resources

PROCESSING

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

END COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 1-23-89
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 31-
☐ Yes ☒ No Special conditions of approval or cover letter below. _____

☐ See below for additional information
Date of priority recommended 11-23-1988
By HLWJ Date 2-2-89

STATE OFFICE REVIEW

P23, P16, P05 04 46 09E

☐ See below for additional information
By ROM Date 2/28/89

kw 2/28/89

ADDITIONAL INFORMATION

App. in trust water area

January 17, 1989

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

RE: Application for Permit No. 31-07515; Terreton
Pump #2

Gentlemen:

Would you please submit an affidavit of publication
and certified bill in connection with the above
referenced application. The legal notice was to
have been published in your paper on January 4, and
January 11, 1989.

Your cooperation in this matter is greatly
appreciated.

Sincerely,

Rita Bodell
Office Secretary

December 28, 1988

Terreton Pump #2
c/o K. S. Bauer
P.O. Box 57
Terreton, ID 83450

Application for Permit No. 31-07515

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 31-07515. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the JEFFERSON STAR. 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
Water Rights Supervisor

HWJ/rb

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

DECEMBER 27, 1988

THE JEFFERSON STAR
P.O. 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 JANUARY 23, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED
JAN 1 1989

WATER RESOURCES

NOTICE OF APPLICATION FOR WATER RIGHT

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

31-07515

TERRETON PUMP #2
C/O K. S. BAUER
P.O. BOX 57
TERRETON, ID 83450

Source: GROUNDWATER

Diversion Pt: NENENE Sec 22 T 06N R 34E

Use: COMMERCIAL (.100 CFS)
DOMESTIC (.120 CFS)

Date Filed: 11/23/1988

In: T06N R34E S22 NENE

31-07515
TERRETON PUMP No. 2
c/o K. S. BAUER
P.O. BOX 57
TERRETON, ID 83450
Source: GROUNDWATER
Diversion Pt: NENENE Sec 22 T 06N R 34E
Use: COMMERCIAL (.100 CFS)
DOMESTIC (.120 CFS)
Date Filed: 11/23/1988

In: T06N R34E S22

NENE

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before JANUARY 23, 1989.

R. Keith Higginson, Director

Published 1/04/1989 & 1/11/1989

RECEIVED
JAN 11 1989
IDaho DEPT. OF WATER RESOURCES
IDAHO FALLS, IDAHO 83402