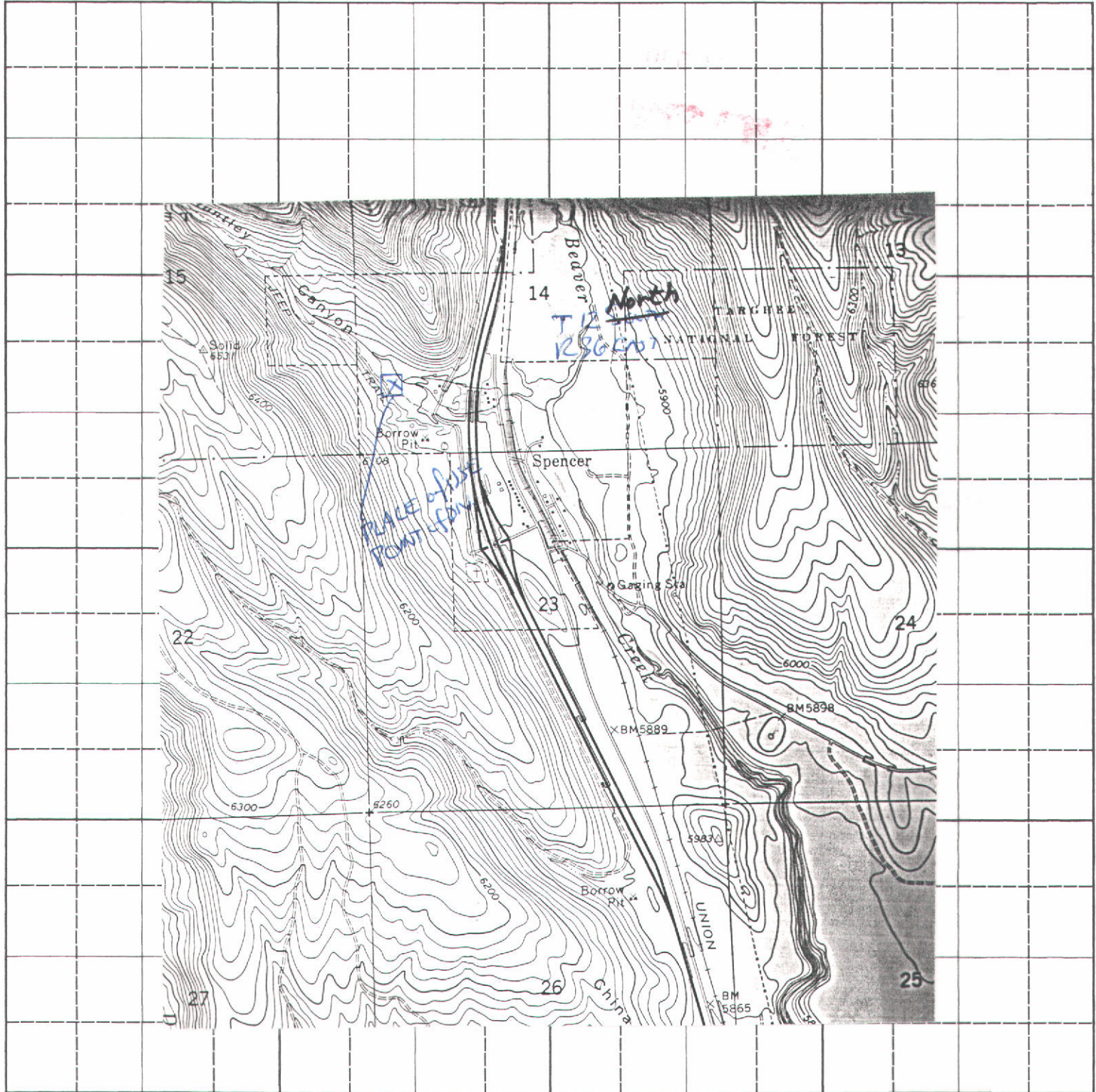


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

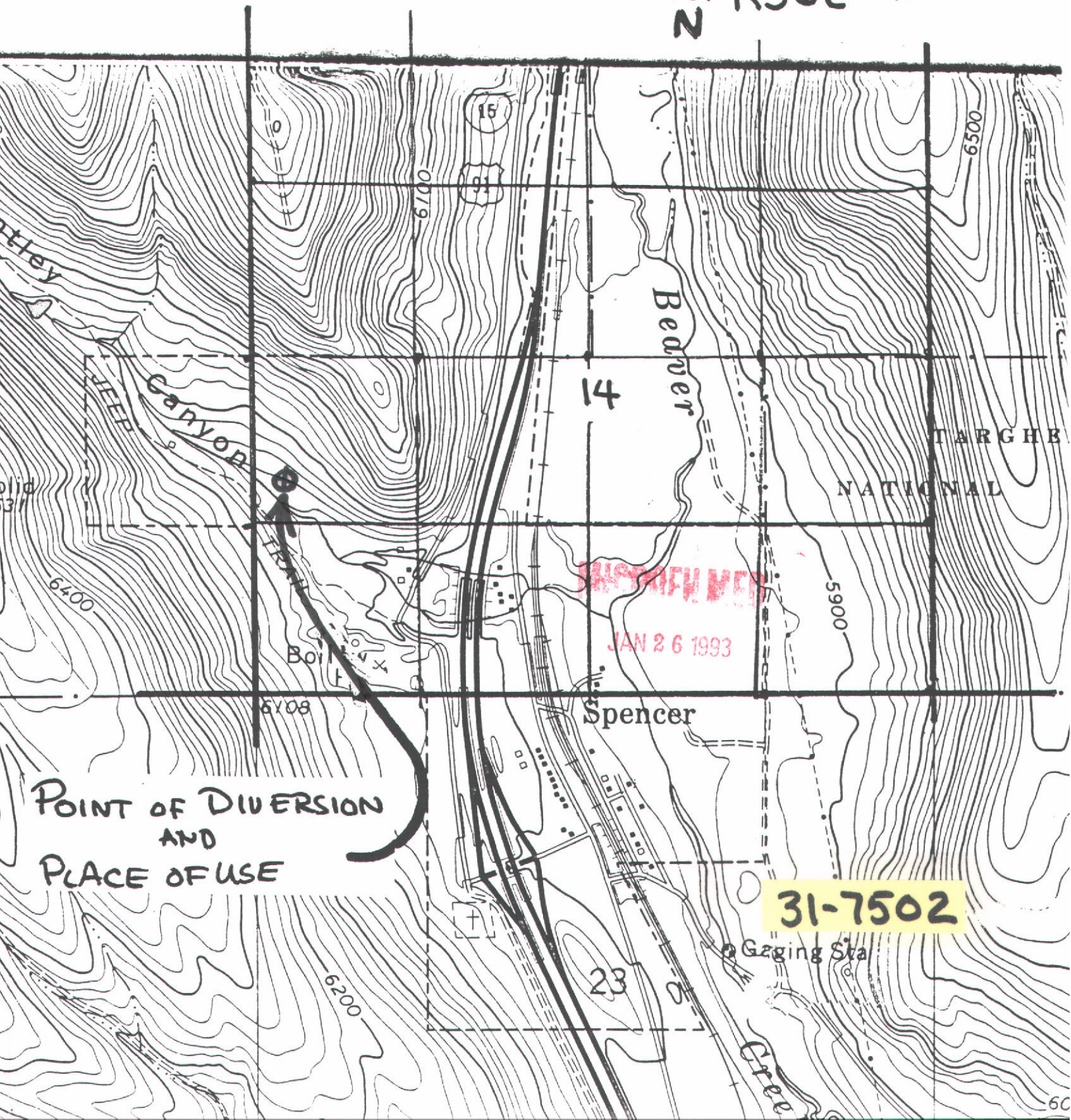


Scale: 2 inches equal 1 mile.

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

[Signature]
(Applicant)

T
12
N R36E





SPRING



STOCKTANK

MICROFILMED

31-7502

JAN 26 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 31-07502

Priority: June 14, 1988

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

0.3 AF

This is to certify, that A E SPRABEARY

PO BOX 146

SHELLEY ID 83274

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 14, 1988; and has submitted Proof of Beneficial Use on October 1, 1990. An examination indicates that the works have a diversion capacity of .020 cfs of water from:

SPRING

tributary to SINKS

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>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.3 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNWSW , Sec. 14, Township 12N, Range 36E
CLARK County

PLACE OF USE: STOCKWATER

TWN RGE SEC

12N 36E 14

NWSW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Stockwater use is for 12 horses and 12 range cattle.

RECEIVED

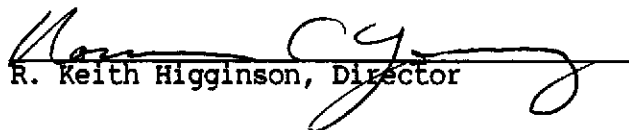
JAN 26 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 31-07502

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 15TH
day of DECEMBER, 1972.

Acting for  R. Keith Higginson, Director

RECEIVED

JAN 26 1993

State of Idaho
Department of Water Resources

APPROVED

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 31-07502

RECEIVED
NOV 27 1992

Department of Water Resources

Date of Priority: June 14, 1988

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 0.3 AF

Comes now
PO BOX 146
SHELLEY ID 83274

A E SPRABEARY

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. 31-07502, and requests that the permit be changed as follows:

Source: SPRING

tributary to SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.3 AF

LOCATION OF POINT(S) OF DIVERSION: SWNWSW, Sec. 14, Township 12N, Range 36E
CLARK County

PLACE OF USE: STOCKWATER
TWN RGE SEC

12N 36E 14 NWSW

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 Shelley, Idaho, this 25 day of November, 1992.

A.E. Sprabery
(Signature)

RECORDED

JAN 26 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 31-07502

FOR DEPARTMENT USE ONLY

Preliminary check by CS Fee = \$20.00 Received by [Signature] # 00760137 Date 11-30-92

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. 31-07502 with the following;

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. Stockwater use is for 12 horses and 12 range cattle.

Witness my hand this 15TH day of DECEMBER, 1992

Acting for [Signature]
R. Keith Higginson, Director

JAN 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Sprabeary, A. E. Phone 357-7162
Post office address P.O. Box 146 Shelly, ID 83274

2. Source of water supply Spring which is a tributary of Sinks

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 14 Township 12N Range 36E B.M. Clark County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pipe in spring to one home.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

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

d. Is ground water with a temperature of greater than 90°F being sought? _____

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

MICROFILMED

DEC 06 1988

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

b. Stockwatering; list number and kind of livestock. 12 horses, 12 cattle _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. One household _____

e. Other; describe fully. _____

c. Municipal; show name of municipality.

d. Domestic; show number of households.

e. Other, describe fully.

9. Description of place of use:

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

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

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

[illegible]

Total number of acres to be irrigated

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

None

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

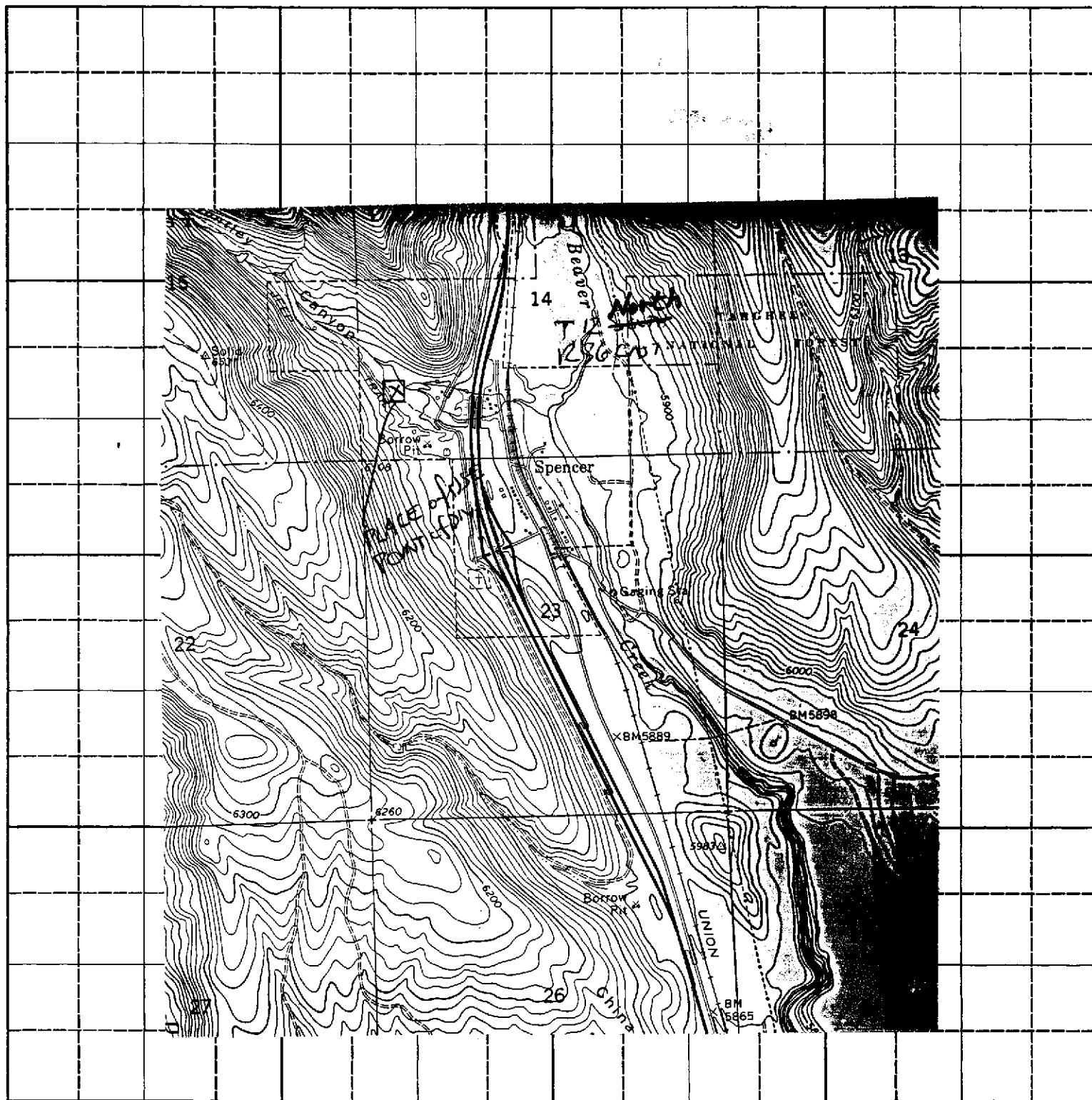
b. Who owns the land to be irrigated or place of use? Applicant

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

applicant to make this filing.

12. Remarks:

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



Scale: 2 inches equal 1 mile.

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

[Signature]
(Applicant)

RECEIVED
DEC 06 1988

[Signature]
Director

Witness my hand this 27th day of September, 1988.

- e. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

October 1, 19 90

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 31-7502 and said application is hereby APPROVED.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by dg Date 6-14-88 Time 2:05pm Proposed Priority
Fee \$ 30 Received by dg Date 6-14-88 # E000394 Date 6-14-88
Publication prepared by dg Date 6-29-88 Published in Post Register
Publication approved lw Date 8-01-88

Proof of Publication
The Post-Register

RECEIVED

JUL 25 1988

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss

I, Ted Delezene, first being duly sworn, depose and say: That I am the
..... Foreman of The Post Company, a corporation of Idaho Falls, Bonneville
County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except
Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in
the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903,
such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been
published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and
said Post-Register having been published continuously and uninterruptedly from the date of such consolidation,
up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in
said Post-Register for two consecutive weeks, first publication having been made
on the 7th day of July 19.88., last publication
having been made on the 14th day of July 19.88., and that the
said notice was published in the regular and entire issue of said paper on the respective dates of publication, and
that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this .. 21st .. day of .. July .. 19.88.

Ted Delezene
Deon L. Napier
Notary Public

My commission expires .. September 30, .. 19.88.

B10

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

31-07501
HAGENBARTH, DAVID J.
HAGENBARTH, MARGARET
P.O. BOX 1128
DILLON, MT 59725
Source: GROUNDWATER
Diversion Pt: SWSE Sec 8 T 10N R 36E
Use: STOCKWATER (.040 CFS)
Date Filed: 6/14/1988
In: T10N R36E S08 SWSE

31-07502
SPRABEARY, A. E.
P.O. BOX 146
SHELLEY, ID 83274
Source: SPRING; Tributary: SINKS
Diversion Pt: NWSWSW Sec 14 T 12N R
36E
Use: STOCKWATER (.020 CFS); DOMES-
TIC (.020 CFS)
Date Filed: 6/14/1988
In: T12N R36E S14 SWSW

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 JULY 25,
1988.

R. Keith Higginson, Director
Published: July 7, 14, 1988

MAILED

DEC 06 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 17, 1992

A E SPRABEARY
PO BOX 146
SHELLEY ID 83274

RE: WATER RIGHT NO. 31-07502

Dear Water Right 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,

A handwritten signature in cursive script that reads 'Pamela Skaggs'.

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

JAN 26 1993



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

November 15, 1992

A E SPRABEARY
PO BOX 146
SHELLEY ID 83274

RE: WATER RIGHT NO. 31-07502

Dear Water Right 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 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

A handwritten signature in cursive script that reads 'Pamela Skaggs'.

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
JAN 26 1993

Permit # 31-07502

Date 11-13-92
CS

	<u>Yes</u>	<u>No</u>	
NAME	_____	<u>✓</u>	Address Change?
PRIORITY DATE	_____	<u>✓</u>	Advance? _____
	_____	<u>✓</u>	Memo to Advance _____
	_____	<u>✓</u>	Order to Reinstate Needed? _____
TOTAL CFS	_____	<u>✓</u>	Incorrect Fee for rate recommended? _____
	_____	<u>✓</u>	Disagree with Actual Measurement? _____
	_____	<u>NA</u>	<u>.02 cfs (stock)</u> Disagree with Theoretical? _____
	_____	<u>✓</u>	Limited by Capacity? <u>.02 cfs</u>
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			_____ Standard Irr. Season _____
			_____ Season Recommended _____
	_____	<u>✓</u>	Disagree with Examiner's Calculations? _____
	_____	<u>✓</u>	<u>.3 afa (stock)</u> Limited by Flow? _____
SOURCE	_____	<u>✓</u>	Changes? Clarification of <u>Originally</u> <u>Intended</u> source _____
	_____	<u>✓</u>	Notice of Intent to Void. _____
P/D			Verify with Map _____
	<u>✓</u>	_____	Amendment Needed? <u>change NWSWSW to SWNWSW</u>
	_____	<u>✓</u>	Is Overlap Analysis a Consideration? _____
P/U			Verify with Map _____
	<u>✓</u>	_____	Amendment Needed? <u>change SWSW to NWSW</u>
	_____	<u>✓</u>	Is Overlap Analysis a Consideration? _____
USES	_____	<u>✓</u>	Change(s) in Nature of Use? <u>Drop DOM</u>
	_____	<u>✓</u>	Amendment Needed? _____
REMARKS	_____	<u>✓</u>	Multiple P/Ds in 1/4 1/4? _____
	<u>✓</u>	_____	Non-Irr. Uses <u>stock / 12 horses, 12 cattle</u>
	_____	<u>✓</u>	Special Overlap Condition _____
	_____	<u>✓</u>	Other _____
CONDITIONS	_____	<u>✓</u>	Measuring Device _____ DATES/MISC _____
	_____	<u>✓</u>	W/Master Control _____ <u>✓</u> Water Dist. _____
	_____	<u>✓</u>	Overlap _____ <u>✓</u> App Rec'd _____
	_____	<u>✓</u>	Water Quality _____ <u>✓</u> Exam Made _____
COMMENTS/MEMOS NEEDED:	<u>Reduced rate, uses</u> <u>Amend P/D & P/U</u>		
License _____ 10-Day _____ 15-Day <u>✓</u> Special Correspondence _____			

DATE: 11/13/92
PAGE: 1

Misc: Water District Number: Field Exam Fee: N (Not Required)
Audit: 11/13/92 SKAGGS

**Staff Analysis Sheet
for
Beneficial Use Field Report**

Blank Field Report Form

Copy of Permit _____

Copies of any Amendments/Orders with Conditions of Approval _____

Well Inspection Form (If Needed) _____

Aerial Photo Required? ___ yes ☒ no If yes: ___ copy attached

SRBA Attachment A Submitted to Adjudication Section _____

SRBA Claim Check Received _____ (initial & date)

___ N/A ___ Applicable, See Attachment A _____

☒ Copy of U.S.G.S. Quad _____

___ Check for Government Lots. If so, make a copy of government plat _____

☒ Check of P/D index GB 7-14-92 (initial & date)

Overlap ___yes ☒no If yes: ___ copy of exam(s) attached?

Type of Overlap? ___ Add acres or uses to existing system
___ Increase rate of flow or volume
___ Other: _____

☒ Check of P/U index GB 7-14-92 (initial & date)

Overlap? ___yes ☒no If yes: ___ copy of water right(s) attached?

Type of Overlap? ___ Increase rate of flow or volume
___ Add P/D's
___ Increase number of acres within tracts
___ Other: _____

___ Scheduling Letter Sent? _____ (initial & date)

Appointment Made and Telephone Conversation Memo Attached _____

_____ Fully Completed and Signed Field Report Form
 _____ Photographs of Point of Diversion and Place of Use
 _____ Copy of SRBA Claim Verification Sheet / _____ Original Returned to
 Adjudication Section

Exam Completed 4B 7-15-92 (signature of examiner & date)
Exam Reviewed by Senior Water Resource Agent HWT 9/2/92 (initial & date)
Exam Reviewed by Manager of Regional Office _____ (initial & date)
Exam Sent to State Office _____ (initial & date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
OCT 26 1992

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 31-7502

1. Owner: A. E. Sprabeary Phone No. 357-7162

Current Address: P.O. Box 146 Shelly, Id. 83274

2. Accompanied by: AE. Sprabeary EXAM DATE: 7-15-92

Address: Same Phone No. Same

Relationship to Permit Holder: owner

3. Source: unnamed Spring tributary to Thomas Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: N/A

2. Other water rights with the same point of diversion: N/A

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
		SW	NW	SW	14	12N	36E	Clark	Aerial Photo/Onsite Inspection

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	
DN	36E	14																	

JAN 26 1993

2. Measurements: 5 gallons in 2 min 24 sec

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Bucket	polynomial				2 1/2 gallon	
Stop watch	Timex				60 sec	

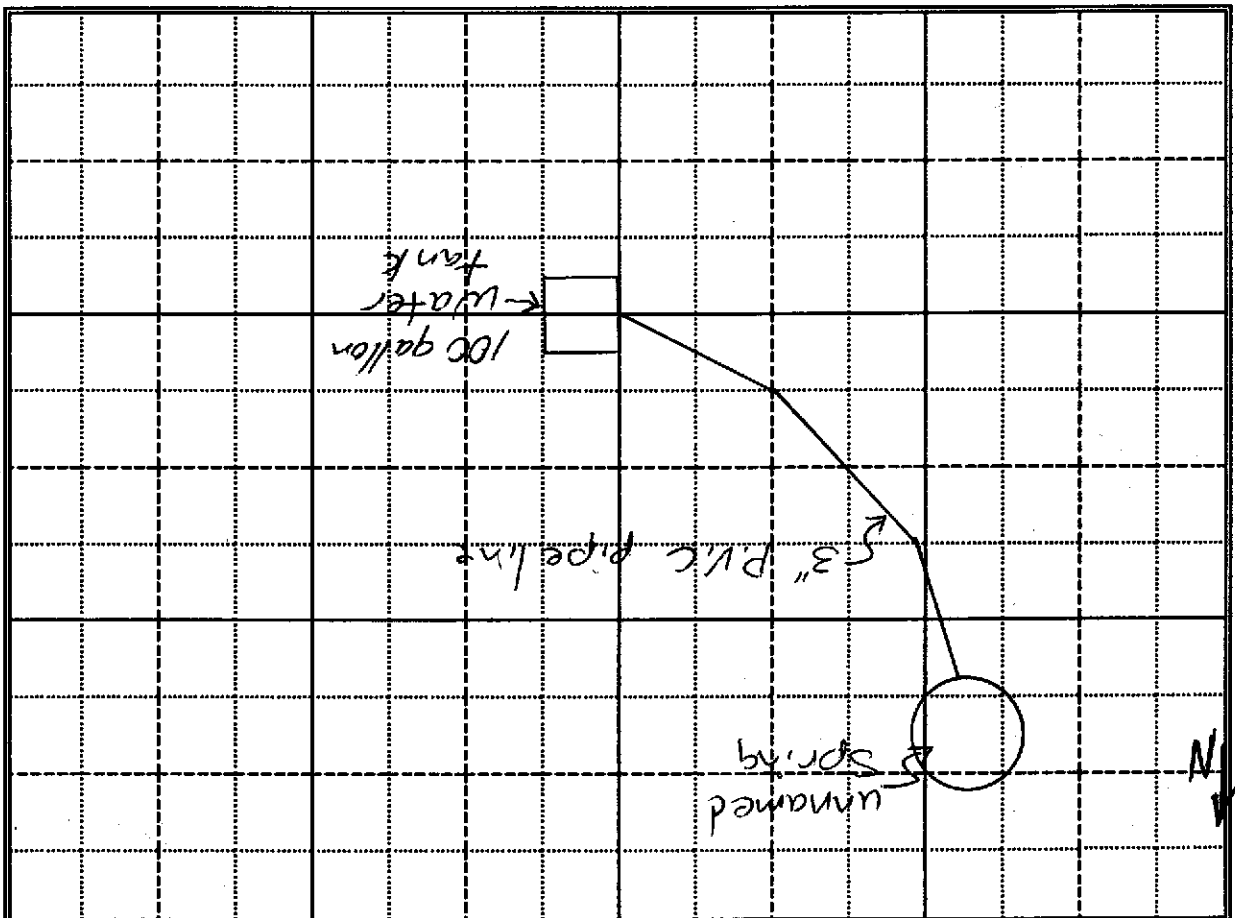
D. FLOW MEASUREMENTS

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

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

4.

Scale: 1" = _____
 Copy of USGS Quadrangle Attached Showing location(s) of _____
 point(s) of diversion and place(s) of use (required).
 Aerial Photo Attached _____
 (required for irrigation of 10+ acres)
 Photo of Diversion and System Attached _____



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

E. NARRATIVE/REMARKS/COMMENTS

Water diverted from unnamed spring
through 3" Poly Vinyl Chloride pipeline
to 100 gallon water tank.

(Spring was measured in low
water year)

Domestic water is supplied by a well.

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

APPROVED

JAN 26 1993

Additional Computation Sheets Attached

F. FLOW CALCULATIONS

Measured Method:

$$2.4 \text{ gpm} = 0.0046 \text{ cfs}$$

$$2.08 \text{ gpm} = 0.0037 \text{ cfs}$$

$$3.4 \text{ min} = 0.057 \text{ cfs}$$

$$2.4 \text{ gpm} = 0.0046 \text{ cfs}$$

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:

$$V_{DS} = 0.04 \text{ cfs}$$

$$1.2 \text{ cfs}$$

$$V_S = 24 \text{ h} \times 0.0134 = 0.3216$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	From	To	Rate of Diversion Q (cfs)	Annual Volume V (ata)
Domestic	1/1	12/31	0.02	1.2
Stockwater	1/1	12/31	0.02	0.3
Totals:			0.02	1.5

2. Recommended Amendments

Change P.D. as reflected above ☒ Add P.D. as reflected above ☐ None ☒ Other ☐

Change P.U. as reflected above ☒ Add P.U. as reflected above ☐ None ☐ Other ☐

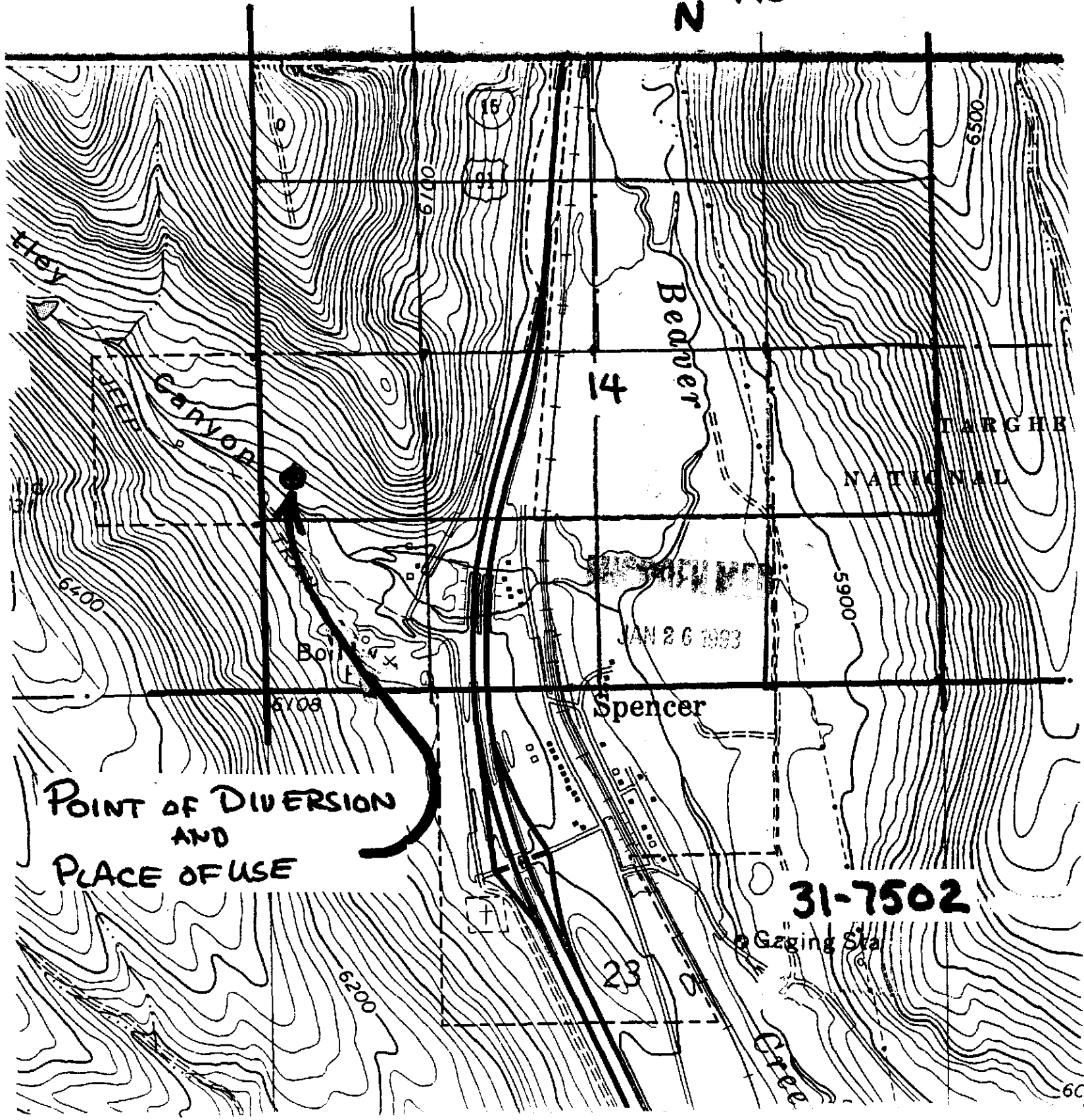
I. AUTHENTICATION

Field Examiner's Name Gary Buss Date 7-5-92

Reviewer [Signature] Date 8-26-92

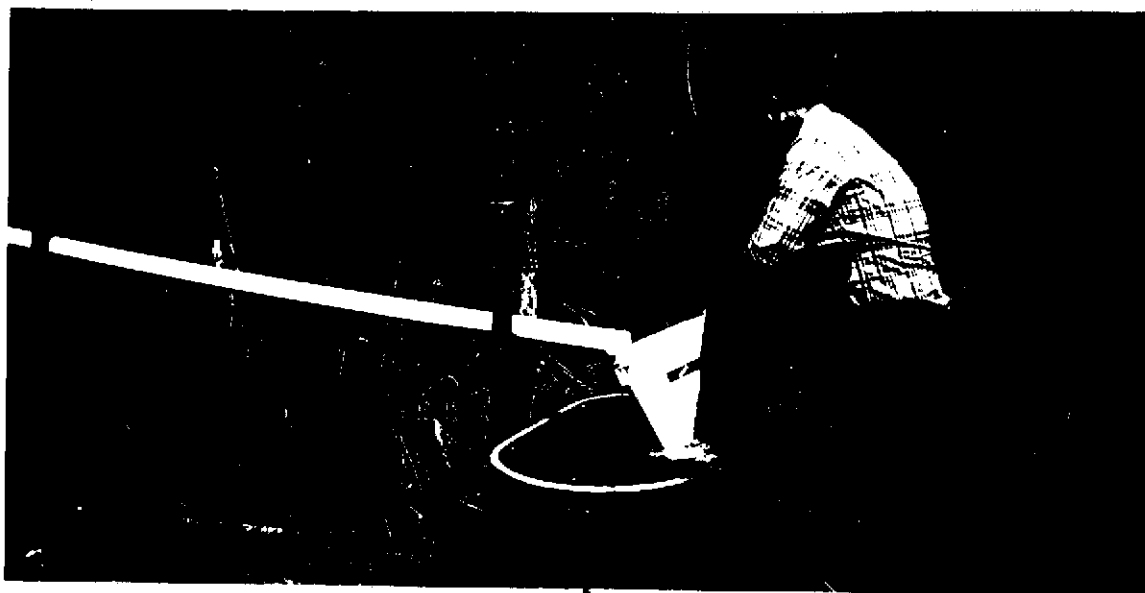
JUN 26 1993 SEAL

T
12
N R36E





SPRING



STOCKTANK

INVESTIGATIVE

31-7502

JAN 26 1993

December 27, 1990

A. E. SPRABEARY
P.O. BOX 146
SHELLEY, ID 83274

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 31-07502

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

RECEIVED
JAN 1 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 31-7502

Date 12-21-90

GENERAL CONSIDERATIONS

☒ Name same as permit?
☒ Address same as permit? If no, prepare data entry form.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

☒ Surface water source
☐ Ground water source
☐ Drill permit req'd?
☐ Copy in file? Drill permit no.
☐ Well log in file?
☐ Amt paid for drilling permit? Correct?

LICENSE EXAMINATION FEE

☒ Required?
☐ Amount submitted?
☐ Correct amount?

MEASURING DEVICE

☒ Measuring device or access port required?
☐ Installed?
☐ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

proof acceptable

PRIORITY CALCULATION

Date proof received
Date proof due -
No. of days late =
Priority date +
NEW PRIORITY DATE =

RECEIVED

OCT 1 1990

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 0
Date 10-1-90
Receipt No. P.A.
Received by P.M.

RECEIVED

OCT 3 1990

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. 31-07502 Telephone No. 357-7162

Name(s) of Permit Holder(s): SPRA BEARY, A. E.

Post Office Address: P.O. Box 146, SHELLEY, ID 83274

Source of Water: SPRING

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic 1 (No. of households) Irrigation _____ (No. of acres)
Stockwater 14 (No. and type of stock) (Beef) Other _____

Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: ~ SPRING 1988

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: \$ NA (See License Examination Fee Schedule)

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

SPRA BEARY, A. E. 357-7162
Name Telephone No.
SAME AS ABOVE
Address

MICROFILMED

JAN 28 1991

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

10-1-1990 NAE
Date Signature (and title if on behalf of a company or organization)

138076
July 31, 1990

A. E. SPRABEARY
P.O. BOX 146
SHELLEY, ID 83274

PROOF DUE NOTICE

RE: PERMIT NO. 31-07502

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 October 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

JAN 28 1991

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
September 28, 1988

A. E. SPRABEARY
P.O. BOX 146
SHELLEY, ID 83274

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

RE: PERMIT NO. 31-07502

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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

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

Sincerely,

Gary Spackman
Supervisor, Water Allocation Section

GS: SC
Enclosures

RECEIVED

DEC 06 1988

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

31~7502

INITIAL REVIEW BY EW DATE 6/15/88 APPLICATION NUMBER Spraberry

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of 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
- ☐ Yes ☒ No Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____

RECEIVED
SEP 23 1988

PROCESSING

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

SEND 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 31 dg 7-18-88
☐ 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 7-25-88

☐ 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 6-14-1988

By Hwj Date 8-23-1988

STATE OFFICE REVIEW

ok to allow 2 yrs. as requested

P17

26

By kw Date 9/13/88

☐ See below for additional information

Date 9/13/88

ADDITIONAL INFORMATION

< 26 >



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

July 18, 1988

Don Shenton, Watermaster
Water District #31
Box 33
Dubois, Idaho 83423

RE: Application for Permit No. 31-7502

Dear Sir:

This office is currently in the process of publishing notice that the above application was filed with the Department of Water Resources. Since the application may be of interest to you, a copy is enclosed for your examination. Comments concerning the application should be addressed to the applicant with a copy forwarded to this office. Protests objecting to granting a permit should be directed to this Department and received by July 25, 1988. Final action will be taken by this office shortly after this date, provided there are no protests lodged against the applications.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor

EC/dg
Enclosure

MICROFILMED

DEC 06 1988



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

July 18, 1988

A.E. Sprabeary
P.O. Box 146
Shelley, Idaho 83274

RE: Application for Permit No. 31-7502

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. 31-7502. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Post-Register. 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,

Ernest Carlsen
Water Rights Supervisor

EC/dg

RECEIVED

DEC 06 1988

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

Idaho Falls, Idaho 834
(208) 525-7161

JUNE 29, 1988

THE POST-REGISTER
P.O. BOX 1800
IDAHO FALLS, ID 83403

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 JULY 25, 1988.

Yours truly,

Deena Green
Secretary

Encl.

DEC 06 1988

NOTICE OF APPLICATION FOR WATER RIGHT

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

DEC 06 1988

31-07502

SPRABEARY, A. E.
P.O. BOX 146
SHELLEY, ID 83274

Source: SPRING

Tributary: SINKS

Diversion Pt: NWSWSW Sec 14 T 12N R 36E

Use: STOCKWATER (.020 CFS)
DOMESTIC (.020 CFS)

Date Filed: 6/14/1988

In: T12N R36E S14 SWSW

DEC 06 1988

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 JULY 25, 1988.

R. Keith Higginson, Director

Published 7/07/1988 & 7/14/1988

DEC 06 1988