

No Color
Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31-7346 Priority December 2, 1980 Amount 0.04 cfs

THIS IS TO CERTIFY, that LaVar Newman
of Terreton, Idaho, has complied with the terms and conditions of Permit
No. 31-7346 issued pursuant to Application for Permit dated December 2, 1980,
and has submitted proof to the Department of Water Resources on July 13, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
Commercial	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>2.4</u> acre feet
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3.6 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 24,
Twp 6N, Rge 34E in the County of Jefferson

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	34E	24					X												

Total number of acres irrigated _____

Commercial use for Terreton Tractor, Dealership

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 16TH day of MARCH, 19 84.

Acting for the Director

Kenneth C Young

200 1/2 ✓

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 LaVar Newman Phone 657-2252

Post office address Monteview, Idaho 83435

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24 Township 6N

Range 34E B.M. Jefferson County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .04 for commercial 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:

a. .08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and delivery system.

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

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

c. Proposed well diameter is 6 inches; proposed depth of well is 300 feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24 Township 6N

Range 34E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: washing vehicles & premises
domestic - bathroom facilities at Terreton Tractor.

MICROFILM

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

[illegible]

Total number of acres to be irrigated

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

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

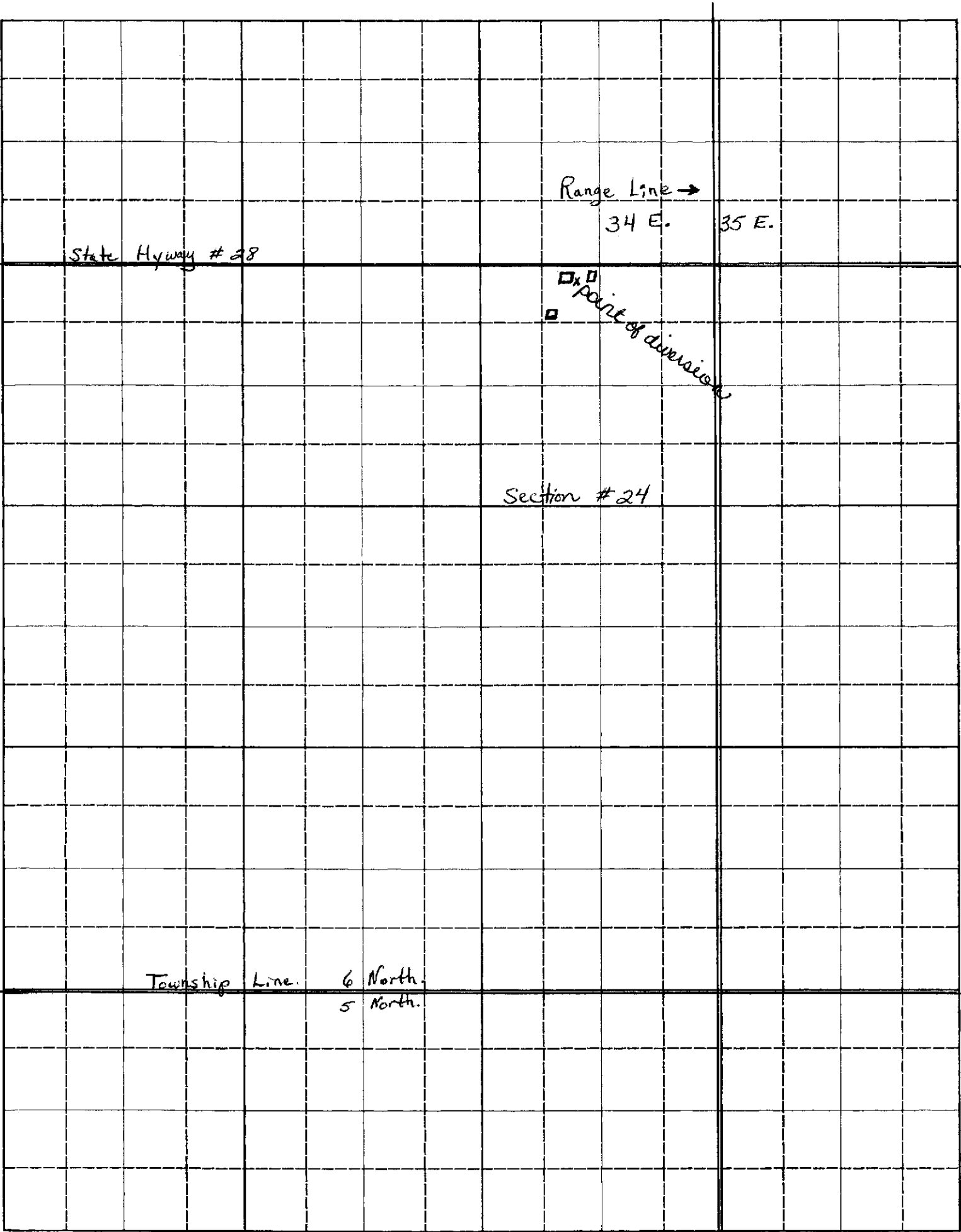
b. Who owns the land to be irrigated or place of use applicant

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

10. Remarks

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins or other markings on the paper.

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.

Lee Van Buren
(Applicant)

Proposed Priority 12/2/80

Received by kw Date 12/2/80 Time 10:50

Preliminary check by EMC Fee \$ 30.00

Receipted by kw Date 12/2/80 # 16106

Publication prepared by kw Date 12/11/1980

Published in The Rigby Star

Publication dates 12/17 & 12/24/1980

Publication approved kw Date 1/6/81

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC R/H

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. 31-7346, 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 February 1, 19 82.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

Witness my hand this 13th day of January, 1981.

A. Glen Saxton
Chief, Operations Bureau

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,

County of Jefferson

} ss

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

31-7346

Newman, LaVar; Montevieu, Id 83435

Source: Groundwater

Date Filed: 12/02/1980

Amount: 0.08 CFS

Diversion Point: NENW Sec 24 T 06N R 34E, Jefferson Co.

Use: Commercial (0.04 CFS) from 01/01 to 12/31; Domestic (0.04 CFS) from 01/01 to 12/31

Place of Use: NENW Sec 24 T 06N R 34E

Diversion Means: Well, pump & delivery system.

If issued the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401, on or before January 5, 1981.

C. Stephen Allred
Director

Published December 18 and 23, 1980

JAN 6 1981

Department of Water Resources
Eastern District Office

I, Marie B. Nye, do solemnly swear that I am the Publisher 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 publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Eighteenth day of December, 19 80

and the last publication on the

Twenty-Fifth day of December, 19 80

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.

Marie B. Nye
Publisher

Subscribed in my presence and sworn to before me this Twenty-Fifth day of December, 19 80.

[SEAL]

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

My commission expires Life, 19

Publication Fee: \$ 15.17

March 23, 1984

RE: Permit No. 31-7346

LaVar Newman
Star Rt.
Terreton, ID 83425

Dear Mr. Newman:

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Johnson".

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

February 13, 1984

RE: Permit No. 31-7346

LaVar Newman
Star Rt.
Terreton, ID 83435

Dear Mr. Newman:

A representative of this Department has made an examination of the works covered by your Permit No. 31-7346, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.04 cfs Source: groundwater.

The maximum quantity diverted shall not exceed 3.6 acre feet
per year.

Point(s) of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24, Twp 6N, Rge 34E

Beneficial use: Domestic use for 1 unit and commercial use for
Terreton Tractor, Dealership within NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Twp 6N, Rge 34E

Priority date established: December 2, 1980

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise
a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

RECEIVED

JAN 20 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Department of Water Resources

31-7346

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 28 June 1982 Accompanied by Lamar Searle Total Q measured 0.04 cfs
 If source is surface water, estimate total flow of source _____
 Methods of measurement Bucket & Stopwatch Meets Permit requirements? _____

Measurement calculations: $2\frac{1}{2}$ gal in 8 sec $(2\frac{1}{2} \text{ gal} / 8 \text{ sec}) (60 \text{ sec} / \text{min}) = 448.8 \text{ gpm} / \text{cfs} = 0.04 \text{ cfs} \checkmark$	Assign maximum instantaneous water requirement for domestic purposes $\text{OK} \checkmark$ Vol is 1.2 afa for domestic purposes $\text{OK} \checkmark$ Vol is 1.2 afa for commercial use
--	--

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS

System Description Well, Submersible pump and motor to holding (pressure tanks) to distribution system for two commercial businesses and two domestic homes

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
Domestic $\checkmark$ (One unit)	0.04 cfs $\checkmark$	1.2 $\checkmark$	1/1 $\checkmark$	12/31 $\checkmark$
Commercial $\checkmark$ (Two units) <u>allow 2.4</u> $\checkmark$	0.04 cfs $\checkmark$	2.4 $\checkmark$	1/1	12/31
Total	0.04 cfs $\text{OK} \checkmark$	3.6 afa $\text{OK} \checkmark$	~~1/1~~	~~12/31~~

Remarks Permit does not specify number of domestic homes and only list one commercial business; however, the map indicates these structures and the approximate location of the structures on the map indicated to this examiner that both commercial businesses should be included and only one of the domestic homes

REPRODUCED

MAP (Attach Aerial Photo)

MAP (Attach Aerial Photo)

Placer of Use

R34E

Commercial Use

Point of Diversion

Domestic Use

192

24

VOK

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

N/A

Point(s) of diversion: NE 1/4 NW 1/4 Sec 24 T6N R34E

✓ Same as permit

Place(s) of Use

✓ Same as permit

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	34E	24					1-2												

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

Examiner's Signature

Checked by

Approved by

Date

Date

Date

27 Dec 1983

1-16-84

1-23-84

PERMIT NO: 31-7346 (Name) Lamar
 Accompanied by: Seale
 EXAMINATION: DATE: 28 June 62

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.

Measuring Device Type: _____

Meter # _____ Annubar # _____ Size # _____

Remarks: _____

Measurement calculations: 40ps,

No 2 diameter and two commercial bldg.
Telling for Tractor

2 1/2 gal in 8 sec 0.00063 ✓

SCHEMATIC DIAGRAM OF SYSTEM _____

Mainline Diameter _____ Length _____

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2.5 600 1000
800

check for well logs
for static water level

52
5
260
8

Page.

TWP.

☐ Change P/D ☐ Change P/U

Change P/D

☐ ADD P/D

ADD P/U

☐ NONE

☐ Other

1



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7188

August 11, 1981

RE: Permit No. 31-7346

Terreton Tractor LaVar Newman
Star Route
Terreton, Idaho 83433

Gentlemen:

We acknowledge receipt of the proof of beneficial use card submitted 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 eastern regional office.

Very truly yours,

BOBBIE R. STEPHENS
Principal Clerk

cc: IDWR - State Office

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DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 31-7346.

Name(s) of Permit Holder: Teneton Tractor & Lumber Newman

Post Office Address: Star Route; Terreton ID
83435 Tel. No. 663-4665

Source of Water: Underground

Extent of Use: ☒ Domestic 3 (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (acres)
☒ Other Businesses

Measurement Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

July 10, 1981
Date

L. Newman
Signature of Permit Holder

Territon Tractor
Star Route
Terryton, ID 83435



RECEIVED



JUL 13 1981 IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

BOISE, IDAHO 83720

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

NEWMAN, LA VAR
MONTEVIEW, ID 83435

JANUARY 22, 1981

RE: PERMIT NO. 31-7346

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Ernest Carlson

APPLICATION NUMBER: 31 7346

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

31-7346

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: kw

Date: 12/16/80

PROCESSING:

- ☐ Yes ☐ No
☐ Yes ☒ No
☒ Yes ☐ No*
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

In form for advertising.

Final date for protests: Jan. 5 ✓

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 1-6-1981 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
12-2-1980 Date of priority recommended.
✓ Special conditions of approval or cover letter. _____

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By: Ernest Carlson

Date: 1-6-1981

STATE OFFICE REVIEW:

return receipt w/cover letter
SLW/cord

- ☐ See attached sheet for more information.

By: Spbyn

Date: 1/12/81

Department of Water Resources

December 16, 1980

RE: Application for Permit No. 31-7346 NEWMAN

Mr. Henry L. Moran
Environmental Supervisor
Department of Health & Welfare
636 Pershing
Pocatello, Idaho 83201

Dear Mr. Moran:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and submit any comments you may have to our Department as soon as possible. The last date of protest is January 5, 1981, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

ERNEST CARLSEN
Sr. Resource Analyst

EC:cw:kw

Enclosure

ENCLOSURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

DECEMBER 11, 1980

The Risby Star
P. O. Box 37
Risby, Idaho 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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 billings to this office before JANUARY 5, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before JANUARY 5, 1981.

C. STEPHEN ALLRED

Director

Published 12/17 & 12/24/80.

MICROFILMED

31-2346-

NEWMAN, LA VAR

MONTEVIEW, ID 83435

Source: GROUNDWATER

Date Filed: 12/02/1980

Amount: 0.08 CFS

Diversion Point: NENW Sec 24 T 06N R 34E, JEFFERSON Co.

Use: COMMERCIAL	(0.04 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NENW Sec 24 T 06N R 34E

Diversion Means: WELL, PUMP & DELIVERY SYSTEM.

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