

Proof of Publication

RECEIVED

APR 3 1974

Department of Water Administration
Eastern District Office

STATE OF IDAHO }
County of Clark } ss.

John A. Porter being
first duly sworn, deposes and says that he is the
printer of THE CLARK COUNTY
ENTERPRISE, a weekly newspaper published in
Dubois, Clark County, in the State of Idaho. That
the notice of application,
a true copy of which is hereto attached was pub-
lished in THE CLARK COUNTY ENTERPRISE for
two consecutive weeks, first publication
having been made on the 14 day of
March, 1974 and the last
publication having been made on the 21
day of March, 1974.

That said paper has been continuously and
uninterruptedly published in said county during
a period of seventy-eight consecutive weeks
prior to the first publication of said notice or
advertisement, and is a newspaper within the
meaning of the laws of Idaho.

John A. Porter
SUBSCRIBED AND SWORN TO before me
this 22 day of March, A. D. 19 74
Ray D. Porter
Notary Public.
My commission expires 8-5, 1977

NOTICE OF APPLICATION FOR WATER PERMIT

MB
Notice is hereby given that Howard
E. Frederiksen, Dubois, Idaho has on
March 4, 1974 submitted Application
No. 31-7114 for a permit to appropriate
0.15 cubic feet per second of water
from a ground-water source by means
of well and pump within the NE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 4, T. 9N, R. 36E, B.M., Clark
County; to be used from Jan. 1 to Dec.
31 for domestic purposes for two fami-
lies, and stockwatering purposes for
300 head of cattle; all uses within the
NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 9N, R. 36E, B.M.

If issued, this permit will be subject
to all prior water rights. Protests
against the granting of the permit must
be filed with the Idaho Department of
Water Administration, 1515 Lincoln
Road, Idaho Falls, Idaho, 83401 on or
before April 1, 1974.

R. KEITH HIGGINSON
Director

Published in the Enterprise Citizen,
Rexburg, Idaho on March 14 and
March 21, 1974.

31-7114

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31-7114 Priority March 4, 1974 Amount .07 cfs

THIS IS TO CERTIFY, that HOWARD E. FREDERIKSEN
of Dubois, ID, has complied with the terms and conditions of Permit
No. 31-7114 issued pursuant to Application for Permit dated March 4, 1974,
and has submitted proof to the Department of Water Resources on February 13, 1979,
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 .07 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	from <u>1/1</u> to <u>12/31</u>	at <u>.04</u> cfs and	<u>1.2 AF</u>
(1 unit)			
Stockwater	from <u>1/1</u> to <u>12/31</u>	at <u>.07</u> cfs and	<u>4.1 AF</u>
	from _____ to _____	at _____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than .07 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
5.3 acre feet per year, said waters to be diverted within the NENW, Sec. 4, T9N, R36E
_____ in the County of Clark

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9N	36E	4					X												

Total number of acres irrigated _____

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, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of
August, 19 81.

Director

DAI

Identification No. 81 7114

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Howard E. Frederiksen
post office address Dubois, Idaho

2. Source of water supply ground water which is a tributary of -----

3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4 Township 9N
Range 36E B.M. Clark County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount 0.07 for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.08 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

5. Total quantity to be appropriated:

a. 0.15 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Drilled well, 3 h.p. submersible pump
distribution 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 during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 315 feet.

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

b. Estimated construction cost is \$ 5,000.00.

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 4 Township 9N
Range 36E B.M.

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

(3) List number of each kind of livestock to be watered 300 head of cattle

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 2.

(5) If water is to be used for other purposes describe: _____

31-7114

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

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

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

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

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

10. Remarks _____

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

R36E

WELL AND PLACE OF USE

T9N

4

4

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.

Howard E. Fredrickson
(Applicant)

31-7114

31-7114

Proposed Priority 3-4-1974

Received by MB Date 3-4-74 Time 4:45 p.m.
Preliminary check by RC Fee \$ 10.⁰⁰
Receipted by MB Date 3-4-74 # 12769
Publication prepared by CB Date 3/8/74
Published in Enterprise Citizen
Publication dates 3/14/74 3/21/74
Publication approved JAG Date 4/4/74
Priority reduced to _____ Reason _____

Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RC DOF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 31-7114, 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, 1979.
 - c. Other: _____

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

Witness my hand this 8 day of April 1974.

R. Keith Higgins
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>RC</u>	<u>4/5/74</u>	Application No. <u>31-7114</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>"</u>	<u>"</u>	In form to receipt <u>YES</u>
	<u>"</u>	<u>"</u>	Send Copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	☒ Request Special Use Permit from U.S.F.S. ☒ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>YES</u>
(6)	<u>"</u>	<u>"</u>	Located within Water District No. <u>NA</u>
(7)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u>no</u> <u>✓</u>
(8)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>33661 WIS #29</u> ☐ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>MB</u>	<u>4/4/74</u>	Affidavit of Publication received (date) <u>April 4, 1974</u>
(11)	<u>"</u>	<u>"</u>	Final date for protests <u>April 1, 1974</u> Protests received: yes <u>no</u> <u>X</u>
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(13)	<u>RC</u>	<u>4/4/74</u>	All requested information received from agencies or applicant yes <u>OK</u> no _____
(14)	<u>RC</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>3/4/74</u> ☐ Deny Reason for Reduction _____ ☐ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>RC</u>	Date <u>4/7/74</u>

31-7114

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APR 5 1974
Department of Water Administration

Copy
[Signature]

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County of Clark }

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a true copy of which is hereto attached was pub-
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two consecutive weeks, first publication
having been made on the 14 day of
March, 1974 and the last
publication having been made on the 21
day of March, 1974.

That said paper has been continuously and
uninterruptedly published in said county during
a period of seventy-eight consecutive weeks
prior to the first publication of said notice or
advertisement, and is a newspaper within the
meaning of the laws of Idaho.

SUBSCRIBED AND SWORN TO before me

this 22 day of March, A. D. 1974

John A. Porter
Notary Public.

My commission expires 8-5, 1977

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Department of Water Administration
Eastern District Office

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Water Administration, 1515 Lincoln
Road, Idaho Falls, Idaho, 83401 on or
before April 1, 1974.

R. KEITH HIGGINSON
Director

Published in the Enterprise Citizen,
Dubois, Idaho on March 14 and
March 21, 1974.

31-7114



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

September 3, 1981

RE: Permit No. 31-7114

Howard E. Frederiksen
Boise, ID 83423

Dear Mr. Frederiksen:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

August 13, 1981

Howard E. Frederiksen
Dubois, ID 83423

Dear Mr. Frederiksen:

A representative of this Department has made an examination of the works covered by your Permit No. 31-7114, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .07 cfs Source: groundwater

The maximum quantity diverted shall not exceed 5.3 acre feet per year.

Point(s) of diversion: NENW, Section 4, Twp. 9 N., Rge. 36 E.

Beneficial use: Domestic use for 1 unit and stockwater within the
NENW, Section 4, Twp. 9 N., Rge. 36 E.

Priority date established: March 4, 1974

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

87315

3. Water will be used for the following purposes:

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MAR 6 1979

Department of Water Resources
Eastern District Office

Permit No. 31-1117
Examination for 6/2

4. Total amount to be appropriated:

Max Rate of Diversion 0.15 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 9N N/S, Range 36E E/W, B.M., Section 4, Subdivision NE 1/4 NW 1/4 Clark
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County _____

Other Points of Diversions: _____

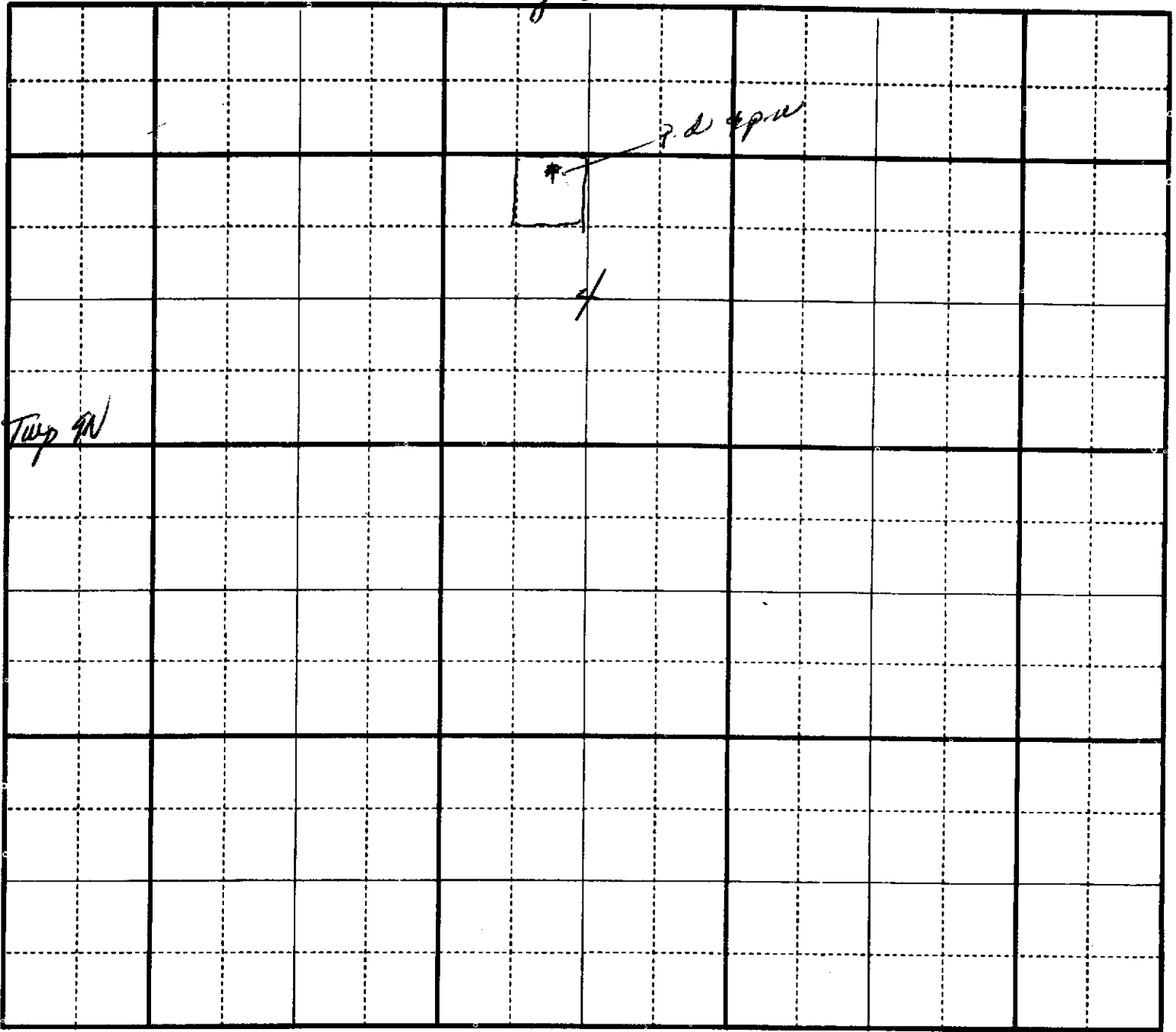
Description of diverting works: 6" x 300', 3Hp sub

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

Rge 30E



Temp 20

Diagram of System

MICROFILMED

DATE OF EXAM 7/3/79

ACREAGE
Found N/a
Recommended N/a

Irrigation Requirement N/a Ac Ft/Ac

USE

Irrigation Q = 0.04 c.f.s. V = 1.2 AF/Ann. from Jan 1 to Dec 31
Domestic Q = 0.07 c.f.s. V = 4.1 AF/Ann. from Jan 1 to Dec 31
Livestock Q = 0.07 c.f.s. V = 4.1 AF/Ann. from Jan 1 to Dec 31

total 0.07 5.3

Is water co-mingled? yes no X

Name source: N/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no X

Name source exchanged with: N/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection: N/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange: N/a
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured 0.07 cfs Method of measurement Bucket & Stopwatch

Total Q recommended 0.07 cfs Meter No. Type 2.5 gal Condition Std

Total V recommended 5.3 AF/Ann.

Recommended Amendments:

P.D.
Place of Use
Other None

MEASUREMENT CALCULATION:

2.5 gal. in 4.5 sec = 33.33 gpm ÷ 448.8 = 0.07 cfs capacity
(3 hp)(8.814)(1.75) = .06 cfs
265' + 30(2.308)

V = Assigned stock 4.1 AF/Ann domestic 1.2 AF/Ann = 5.3 AF/Ann.
Allow .07 cfs for stock as per permit 4.1 AF per Stock Table

SYSTEM DESCRIPTION:

Groundwater is diverted by a Myers 3 hp. single phase submersible motor with 2 - 3/4" x 1/2" pressure tanks, and a Lynde D company pressure control switch on 20 psi off 40 psi. One trailer tank on site and a maximum of 500 gal. of water. A automatic watering trough for cattle.

REMARKS:

Examiner's Signature John D. Carlson Date Jan 24, 80
Checked by Anthony R. Kozlowski Date 2-28-80
Approved by John Date 7/17/81



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

February 21, 1979

Howard E. Frederiksen
Kilgore Route
Dubois, ID 83423

Dear Mr. Frederiksen:

Re: Permit No. 31-7114

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

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

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

Sincerely,

RITA FLECK
Water Rights

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RECEIVED

FEB 13 1979

Department of Water Resources
Eastern District OfficeSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE**1. a) Name of permit holder Howard E. Frederiksenb) Post office address Kilgore RT. Dubois, Idaho2. Permit number 31-71143. Date of priority that you are prepared to establish March 4, 19744. a) Source from which water was appropriated Groundwaterb) Location of the point of diversion: NE 1/4 NW 1/4, Section 4Township 9N, Range 36E Boise Meridian. Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 0.07 for Stockwater purposes from Jan 1 to Dec 31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)Amount 0.08 for Domestic purposes from Jan 1 to Dec 31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)b) Total amount appropriated 0.15 cfs and/or acre-feet per annum.

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:

NA

6. If the means of diversion and conveyance are owned by someone other than the permit holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

NA

b) Describe the agreement of understanding by which you take water from the works:

NA

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):

3HP Submers., 6 inch Casing, 300 ft well

b) Describe the provision for making a measurement which you have at your point of diversion (i.e., installed measuring device, access port, other)

Exam typed 2-21-79 by [Signature]**MICROFILMED**

c) Give well driller's name and address and the date the well was completed: Andrews
well drilling

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

domestic & stockwater within NE⁴NW⁴
SEC 4 T9N R36E

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

[illegible]

Total number of acres irrigated _____

10. Remarks: _____

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

Feb 8, 1979
(Date)

Howard E. Fredericks
(Signature)

State of _____)
County of Birmingham) ss.

On this 8th day of February, 1979, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public
Residing at Furth Id

My commission expires 2/14/1982



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

January 20, 1979

Re: Permit No.

31-7114

10-618

Howard E. Frederiksen
Dubois,
Idaho 83423

Dear Mr. Frederiksen:

One of the conditions of approval of your water Permit No. 31-7114 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 1, 1979. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

April 8, 1974

Re: Permit No. 31-7114

Howard E. Frederiksen
Dubois,
Idaho 83423

Dear Mr. Frederiksen:

Enclosed is a copy of your approved Application for Permit No 31-7114 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

31-7114

April 1, 1974

Re: Application for Permit No. 31-7114 FREDERIKSEN

Enterprise-Citizen
Box 7
Rexburg, ID 83440

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 March 14 and March 21, 1974.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:MB

31-7114

XXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

March 8, 1974

Re: Application for Permit No. 31-7114 FREDERIKSEN

Enterprise Citizen
Box 7
Rexburg, ID 83440

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

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

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 4-4-74 by AB

NCY:MB
Enc: Legal Notice(1)

31-7114

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Ch. H. A.