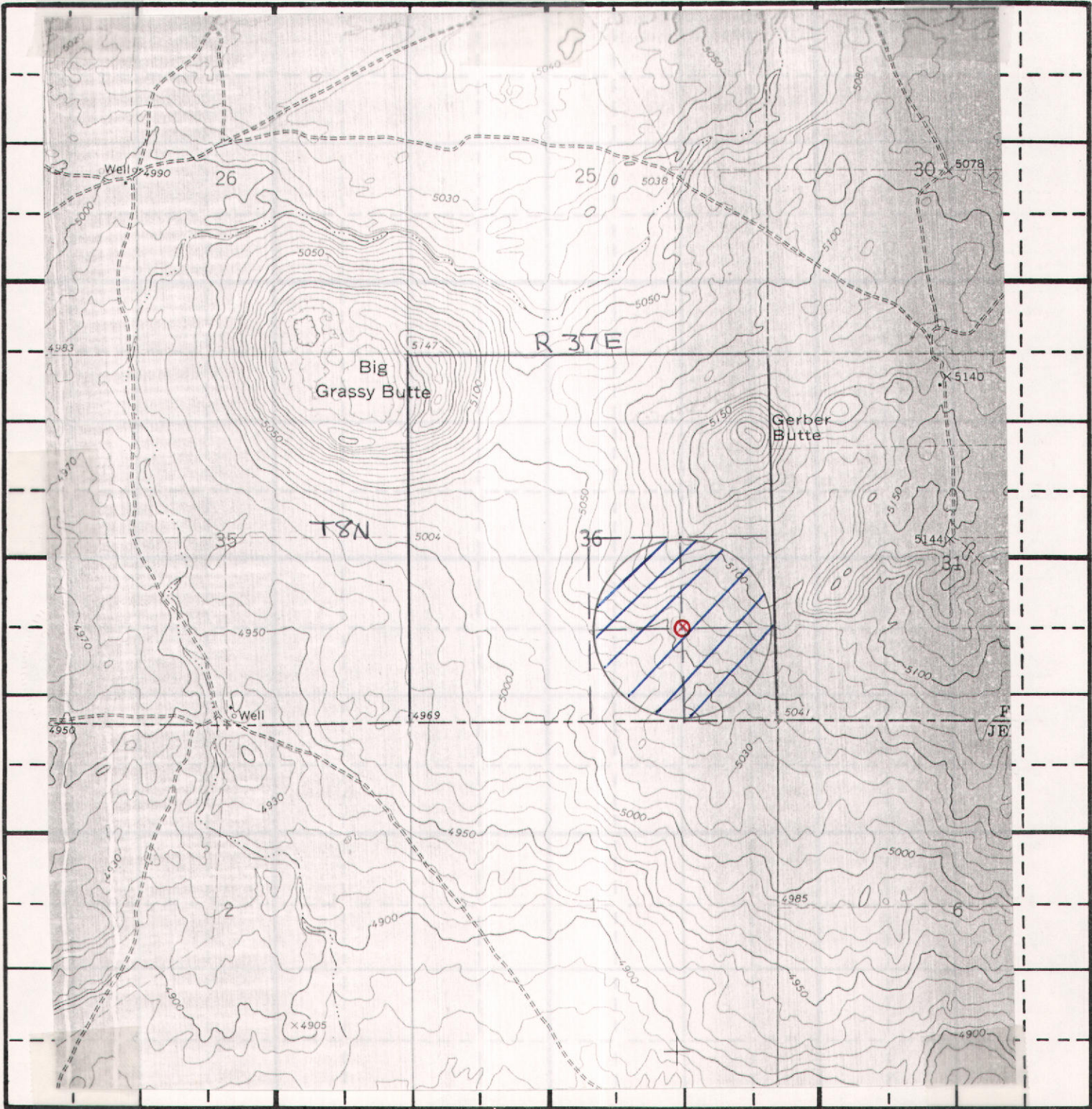


c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8N	37E	36													33	32	33	34	132

Total number of acres to be irrigated 132

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

THE CHRONICLE-NEWS

ST. ANTHONY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Fremont } ss

I, Terry Weatherston,
being first duly sworn, depose and say, that I am
the printer of THE CHRONICLE-NEWS, a weekly
newspaper printed and published weekly at St.
Anthony, Fremont County, Idaho; and I do
solemnly swear that the

Notice Of Proposed Change

a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

Two

supplement issue thereof for
consecutive issues, the first publication hav-
April 12, 1984

ing been made on
and the last publication having been made
on April 19, 1984

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

Terry Weatherston



Subscribed to and sworn to before me
this April 20, 1984

Dere Garner

Notary Public.

(SEAL)

Life.

My commission expires _____

RECEIVED

MAY 8 1984

Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 31-7106

Notice is hereby given that Richard A.
Egbert, Tetonia, Idaho has applied to the
Dept. of Water Resources for a change in the
point of diversion and place of use of the
waters of a groundwater source. The right
sought to be changed is evidenced by
License No. 31-7106 and is recorded as
follows:

AMOUNT: 2.02 cfs

PRIORITY: 3/18/1974

POINT OF DIVERSION: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec.
33, T. 8N, R. 37E, B.M. Fremont County.

The water is used to irrigate 132 acres
within the SE $\frac{1}{4}$ Sec. 33, T. 8N, R. 37E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the
SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 36, T. 8N, R. 37E, (one well in center
of $\frac{1}{4}$ section), B.M. Fremont County and
used to irrigate 132 acres within the
SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 36, T. 8N, R. 37E. B.M.

Any protests against the above proposed
change of water right must be filed with the
Dept. of Water Resources 150 Shoup Ave.
Suite 15, Idaho Falls, Idaho 83401, on or
before April 30, 1984.

A. KENNETH DUNN
Director

Publ. April 12, and 19, 1984CN

AFFIDAVIT OF
PUBLICATION

State of Idaho }
County of Fremont }

ss.

Dorothy D. Hunsaker

being first duly sworn, upon his
oath, deposes and says:

That he is the Owner
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 58-106,
as amended, and that said
newspaper is a weekly news-
paper printed and published at
St. Anthony, in Fremont County,
Idaho, having a general circula-
tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of

APPLICATIONS FOR
PERMITS

And affiant further says that
said notice, advertisement or
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 two consecutive is-
sues thereof; first publication

having been made on the 7
day of Feb., 19 74

and the last publication on the
14 day of Feb.

19 74

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 seven-
teen and three-fourths inches
deep.

Dorothy D. Hunsaker
Subscribed in my presence and

sworn to before me this 15

day of February

19 74

Raymond Rose
Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.

Public Notices

NOTICE OF
APPLICATIONS FOR PERMITS

Notice is hereby given that Richard A.
Egbert, 218 Egbert Street, Tetonla, Idaho,
has on 1/30/74 applied to the Idaho Dept.
of Water Administration for permits to
appropriate 19.2 cubic feet per second
of water from ground-water sources by
means of wells and pumps, to be used
for the irrigation of 900 acres from Apr.
1 to Oct. 31.

App. No. 31-7103, Amount 3.2 cfs, Point
of Diversion: Center NE1/4, Sec. 33, T.
8N, R. 37E, B.M. Fremont County, Place
of Use: NE1/4, Sec. 33, T. 8N, R. 37E,
B.M.

App. No. 31-7104, Amount 3.2 cfs, Point
of Diversion: Center NW1/4, Sec. 33, T.
8N, R. 37E, B.M. Fremont County, Place
of Use: NW1/4, Sec. 33, T. 8N, R. 37E,
B.M.

App. No. 31-7105, Amount 3.2 cfs, Point
of Diversion: Center SW1/4, Sec. 33,
T. 8N, R. 37E, B.M. Fremont County,
Place of Use: SW1/4, Sec. 33, T. 8N,
R. 37E, B.M.

App. No. 31-7106, Amount 3.2 cfs, Point
of diversion: Center SE1/4, Sec. 33, T.
8N, R. 37E, B.M. Fremont County, Place
of Use: SE1/4, Sec. 33, T. 8N, R. 37E, B.M.

App. No. 31-7107, Amount 3.2 cfs, Point
of diversion: Center NW1/4, Sec. 34, T.
8N, R. 37E, B.M. Fremont County, Place
of Use: NW1/4, Sec. 34, T. 8N, R. 37E,
B.M.

App. No. 31-7108, Amount 3.2 cfs, Point
of diversion: Center SW1/4, Sec. 34, T.
8N, R. 37E, B.M. Fremont County, Place
of Use: SW1/4, Sec. 34, T. 8N, R. 37E,
B.M.

If issued, these permits will be subject
to all prior water rights. Protests against
the granting of any or all of the permits
must be filed with the Idaho Department
of Water Administration, 1515 Lincoln
Road, Idaho Falls, Idaho 83401, on or be-
fore February 25, 1974.

R. KEITH HIGGINSON
Director

Published in the Fremont County Chroni-
cle-News, St. Anthony, Idaho on February
7 and February 14, 1974.

RECEIVED

FEB 19 1974

Department of Water Administration
Eastern District Office

31 7106

T 82

32/33
5/4

32/33

1251

1347

1304

1322

R37E

1322

1356

33/34
5/3

33/34
4/3

Place of case

Spuds

Barley 1331

1301

no 5
Barley

1318

Spuds

1332

Barley

Barley 1347

no 8

27/26
34/35

NOT TO SCALE

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Richard A. Egbert Phone 456-2645

Post Office address Tetonia, ID 83452

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 31-7106 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Applicant is original right holder

3. Source of water Groundwater tributary to _____

4. Date of priority March 18, 1974

5. Water is used for the following purposes:

amount 2.02 cfs for IRRIGATION purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 2.02 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 33
Township 8N Range 37E B.M., in Fremont County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8N	37E	33													33	32	33	34	132

Total number of acres to be irrigated 132

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
 &/or
 b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
- Additional points _____

3. Place of use:

[illegible]

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information
- a. Amount of water to be diverted 2.02 c.f.s. &/or _____ acre feet
- b. Description of diverting works well & center pivot
- c. Describe the reasons for the proposed changes This will enable us to use water on better ground.

2. Change in point of diversion
- Point of diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36 Township 8N
Range 37E, B.M., _____ County _____
Additional points SWSE, NWSE, NESE Sec. 36, One well in center of
 $\frac{1}{4}$ section.

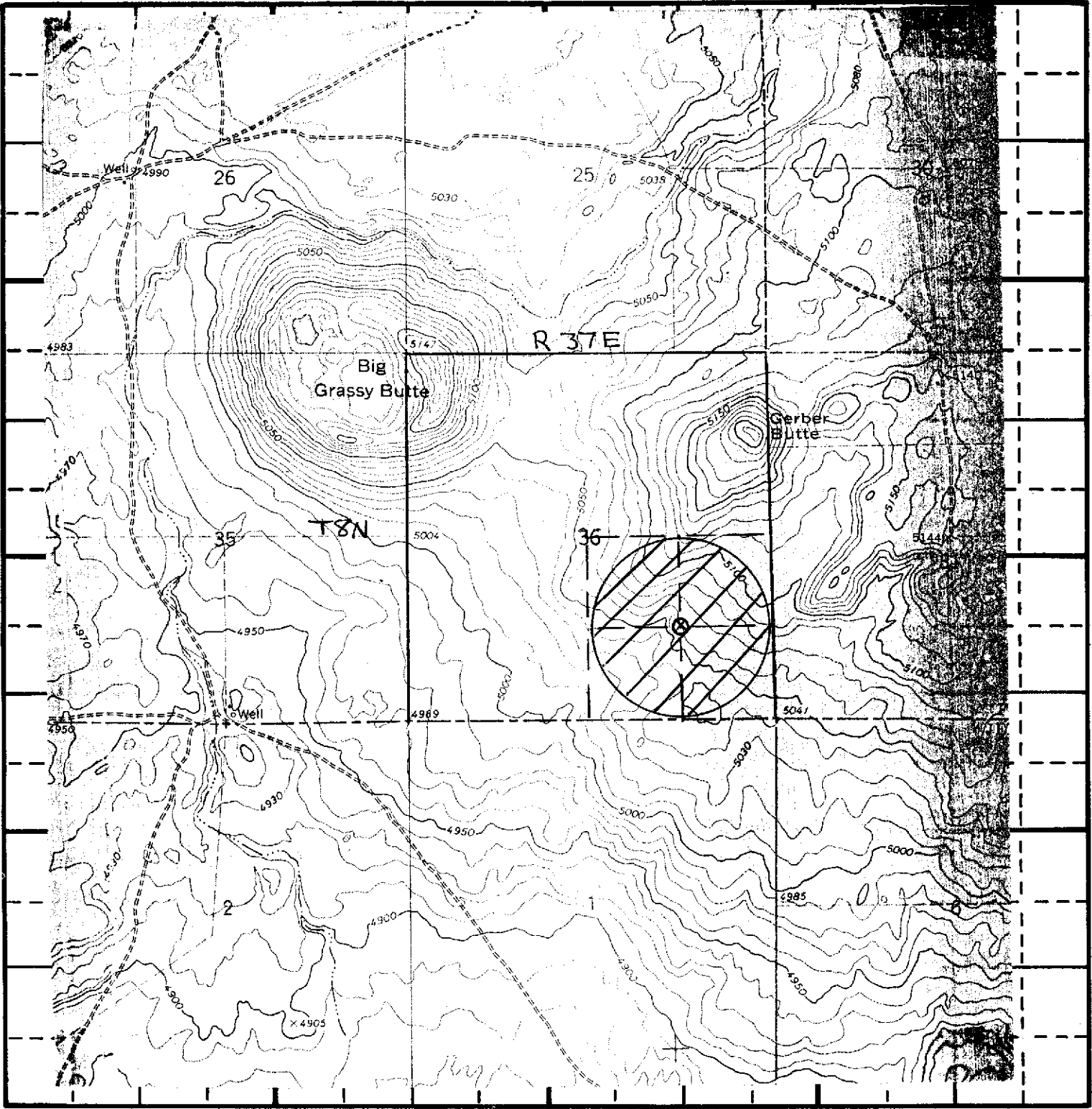
3. Change in place of use
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No ✓ If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Application No. 31-7381 (Swan Falls Hold File) will be
amended and place of use will be this original ground.

c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8N	37E	36													33	32	33	34	132

Total number of acres to be irrigated 132

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Richard A. Egbert
(Signature of Applicant)

Subscribed and sworn to before me this 27th day of March, 19 84

Callum Gray
(Notary Public)

My commission expires 6-15-85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____ and said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

FOR DEPARTMENT USE ONLY

Received by <u>HWG</u>	Date <u>3-27-84</u>	Protest filed by _____
Prelim. check by <u>Sm</u>	Fee <u>50⁰⁰</u>	_____
Receipted by <u>CW</u>	Date <u>3-27-84</u>	_____
Published in <u>Fremont Chronicle</u>	<u>#3740</u>	Copies of protest forwarded by _____
Pub. dates <u>4/11 - 4/18/84</u>		Hearing held by _____ Date _____
Watermaster recommendation requested on _____		Recommended for <u>approval</u> denial
_____ rec'd. _____		by <u>EMC</u>

MAY 24 1982

Department of Water Resources
Eastern District Office

WATER RIGHT LICENSE

(late proof)

License of Water Right No. 31-7106 Priority March 18, 1974 Amount 2.02 cfsTHIS IS TO CERTIFY, that Richard A. Egbert

of Tetonia, Idaho, has complied with the terms and conditions of Permit No. 31-7106 issued pursuant to Application for Permit dated January 30, 1974, and has submitted proof to the Department of Water Resources on April 17, 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 2.02 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
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>2.02</u> cfs and	<u>396.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.02 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 396.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33, Twp. 8N, Rge. 37E in the County of Fremont

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8N	37E	33													33	32	33	34	132

Total number of acres irrigated 132

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 29th day of April, 19 82.

Acting for the Director



THE CHRONICLE-NEWS

ST. ANTHONY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Fremont } ss

I, Terry Weatherston
being first duly sworn, depose and say, that I am
the printer of THE CHRONICLE-NEWS, a weekly
newspaper printed and published weekly at St.
Anthony, Fremont County, Idaho; and I do
solemnly swear that the

Notice Of Proposed Change

a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

Two

supplement issue thereof for _____
consecutive issues, the first publication hav-
ing been made on April 12, 1984

and the last publication having been made
on April 19, 1984

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

Terry Weatherston

~~~~~

Subscribed to and sworn to before me

this April 20, 1984

*Jerry Garner*

Notary Public.

(SEAL)

Life.

My commission expires \_\_\_\_\_

RECEIVED

MAY 8 1984

Department of Water Resources  
Eastern District Office

### NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 31-7106

Notice is hereby given that Richard A.  
Egbert, Tetonla, Idaho has applied to the  
Dept. of Water Resources for a change in the  
point of diversion and place of use of the  
waters of a groundwater source. The right  
sought to be changed is evidenced by  
License No. 31-7106, and is recorded as  
follows:

AMOUNT: 2.02 cfs

PRIORITY: 3/18/1974

POINT OF DIVERSION: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec.  
33, T. 8N, R. 37E, B.M. Fremont County.

The water is used to irrigate 132 acres  
within the SE $\frac{1}{4}$  Sec. 33, T. 8N, R. 37E, B.M.

#### TO BE CHANGED AS FOLLOWS

The water will be diverted within the  
SE $\frac{1}{4}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$   
Sec. 36, T. 8N, R. 37E (one well in center  
of  $\frac{1}{4}$  section), B.M. Fremont County and  
used to irrigate 132 acres within the  
SE $\frac{1}{4}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$   
Sec. 36, T. 8N, R. 37E, B.M.

Any protests against the above proposed  
change of water right must be filed with the  
Dept. of Water Resources, 150 Chapel Ave.  
Suite 15, Idaho Falls, Idaho 83401, on or  
before April 30, 1984.

A. KENNETH DUNN  
Director

Publ. April 12, and 19, 1984

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

(late proof)

License of Water Right No. 31-7106 Priority March 18, 1974 Amount 2.02 cfs

THIS IS TO CERTIFY, that Richard A. Egbert  
of Tetonia, Idaho, has complied with the terms and conditions of Permit  
No. 31-7106 issued pursuant to Application for Permit dated January 30, 1974,  
and has submitted proof to the Department of Water Resources on April 17, 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 2.02 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          |
|----------------|------------------------------------------|------------------------|------------------------|
| Irrigation     | from <u>April 1</u> to <u>November 1</u> | at <u>2.02</u> cfs and | <u>396.0</u> acre feet |
|                | from _____ to _____                      | at _____ cfs and       | _____                  |
|                | from _____ to _____                      | at _____ cfs and       | _____                  |

(both dates inclusive)

Subject, however, to the condition that no more than 2.02 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  
396.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 33, Twp.  
8N, Rge. 37E in the County of Fremont

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 8N   | 37E   | 33   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 33               | 32               | 33               | 34               | 132    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 132

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 29th day of  
April, 19 82.

Acting for the Director

*Norman C. Young*

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31-7106  
IN THE NAME OF RICHARD A. EGBERT

ORDER OF REINSTATEMENT

WHEREAS, on January 30, 1974, Richard A. Egbert filed with the Department of Water Resources an application for permit to appropriate 3.20 cubic feet per second of water from a groundwater source to be diverted within the Center SE $\frac{1}{4}$  of Section 33, Twp. 8N, Rge. 37E, B.M., Fremont County, to be used for irrigation purposes; and,

WHEREAS, on March 1, 1974, the Department approved said application and issued Permit No. 31-7106 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before March 1, 1979; and,

WHEREAS, on December 29, 1978, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on March 20, 1979, the Department notified the permit holder that Permit No. 31-7106 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on April 17, 1979;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 31-7106 be REINSTATED and the priority advanced to March 18, 1974.

Dated this 13<sup>th</sup> day of July, 1979.

  
L. GLEN SAXTON  
Chief, Operations Bureau

**RECEIVED**

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING  
DEVICE REQUIREMENT FOR PERMIT NO. 31-7106 }

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18<sup>th</sup> day of August, 1978.

  
C. STEPHEN ALLRED  
Director

MICROFILMED

Identification No. 31 7106

Application No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

**APPROVED**

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

1. Name of applicant RICHARD A. EGBERT  
post office address 218 Egbert Street, Tetonia, Idaho 83452
2. Source of water supply Groundwater which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is Center, SE $\frac{1}{4}$   $\frac{1}{4}$  of Section 33 Township 8 N.  
Range 37 E. B.M. Fremont County; additional points of diversion if any: \_\_\_\_\_  
This application is for one well only, to be located near the corner common to  
the following 40 acre subdivisions: SE $\frac{1}{4}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ .
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 3.20 for Irrigation purpose from April 1 to Oct. 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 3.20 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 & sprinkler 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 12 inches; proposed depth of well is 250 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 \$ 35,000.00
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ B.M. \_\_\_\_\_  
(2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.  
(3) List number of each kind of livestock to be watered \_\_\_\_\_  
\_\_\_\_\_  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water \_\_\_\_\_.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

31 7106

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 |        |
| 8 N. | 37 E. | 33   |        |        |        |        |        |        |        |        |        |        |        |        | 40     | 40     | 40     | 40     | 160    |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated 160

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

9. a. Who owns the property at the point of diversion Applicant *Option to purchase*

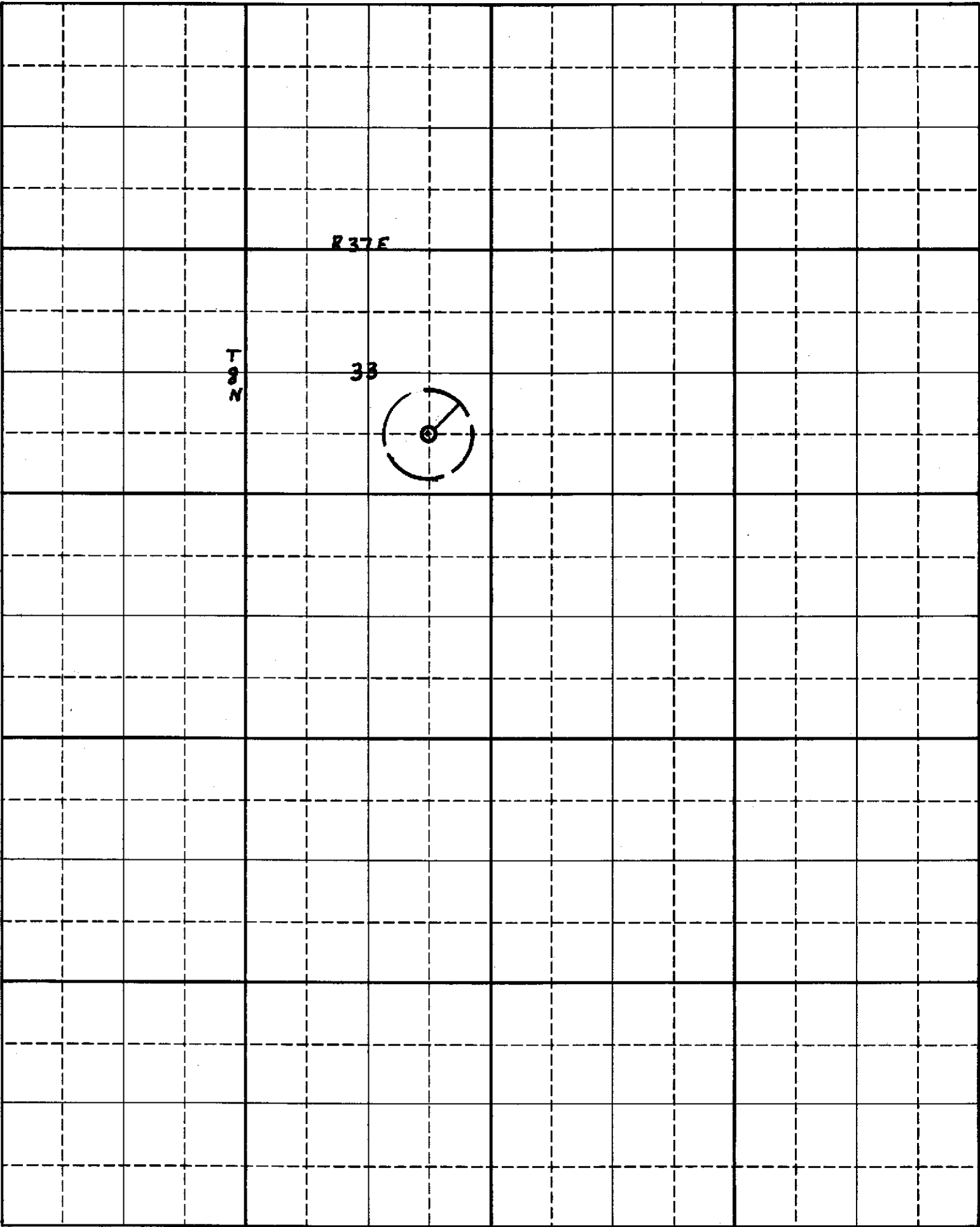
b. Who owns the land to be irrigated or place of use Applicant

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

UNBOAED

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.

Richard A. Ebert  
(Applicant)

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by NCY DF

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 31-7106, 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 March 1, 19 79.
  - c. Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 1 day of March 19 74.

Director

DEPARTMENT OF WATER ADMINISTRATION  
- STAFF ANALYSIS -

| Item | Initial           | Date           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|------|-------------------|----------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| (1)  | <u>NCY</u>        | <u>4/24/74</u> | Application No. <u>Egbert 3</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| (2)  |                   |                | <input checked="" type="checkbox"/> Source<br><input checked="" type="checkbox"/> Point of Diversion <u>BK</u><br><input checked="" type="checkbox"/> County<br><input checked="" type="checkbox"/> Quantity of Water and Period of Use<br><input checked="" type="checkbox"/> Description of Diverting Works<br><input checked="" type="checkbox"/> Time required for B/U of water<br><input checked="" type="checkbox"/> Place of Use or Acres Irrigated<br><input checked="" type="checkbox"/> Map<br><input checked="" type="checkbox"/> Signature<br><input type="checkbox"/> Fee ? |
| (3)  | <u>"</u>          | <u>"</u>       | In form to receipt <u>Already receipted @ Boise</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
|      | <u>"</u>          | <u>"</u>       | Send Copies to:<br><input type="checkbox"/> Idaho State Health Department<br><u>N.A.</u> <input type="checkbox"/> Idaho Fish and Game Department<br><input type="checkbox"/> Bureau of Land Management                                                                                                                                                                                                                                                                                                                                                                                   |
| (4)  | <u>"</u>          | <u>"</u>       | <input type="checkbox"/> Request Special Use Permit from U.S. F.S.<br><input type="checkbox"/> Request Easement from B. L. M.<br><input type="checkbox"/> Request Information from Applicant                                                                                                                                                                                                                                                                                                                                                                                             |
| (5)  | <u>"</u>          | <u>"</u>       | In form for advertising                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| (6)  | <u>"</u>          | <u>"</u>       | Located within Water District No. <u>N.A.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| (7)  | <u>"</u>          | <u>"</u>       | Critical groundwater area: yes <u>no</u> <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| (8)  | <u>"</u>          | <u>"</u>       | Groundwater levels:<br><input type="checkbox"/> Decline (comment) _____<br><input type="checkbox"/> Stable (comment) <u>No nearby obs well</u><br><input type="checkbox"/> Increasing (comment) _____                                                                                                                                                                                                                                                                                                                                                                                    |
| (9)  | <u>"</u>          | <u>"</u>       | Comments: <u>No conflicting G.W. rights</u><br><u>BLM maps shows land is in private ownership</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| (10) | <u>MB</u>         | <u>2/19/74</u> | Affidavit of Publication received (date) <u>2-19-74</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| (11) | <u>MB</u>         | <u>2/25/74</u> | Final date for protests <u>February 25, 1974</u><br>Protests received: yes <u>no</u> <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| (12) | <u>"</u>          | <u>"</u>       | Date and Place of hearing <u>N.A.</u><br>Decision reached at hearing <u>N.A.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| (13) | <u>NCY</u>        | <u>"</u>       | All requested information received from agencies or applicant<br>yes <input checked="" type="checkbox"/> no <u>_____</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| (14) | <u>"</u>          | <u>"</u>       | Action recommended:<br><input checked="" type="checkbox"/> Approve <span style="float: right;">Priority <u>1/30/74</u></span><br><input type="checkbox"/> Deny <span style="float: right;">Reason for Reduction _____</span><br><u>yes</u> <input checked="" type="checkbox"/> Measuring device required<br><input type="checkbox"/> See attached sheet for additional conditions of approval<br><input checked="" type="checkbox"/> No additional conditions for approval                                                                                                               |
| (15) | District <u>E</u> | By <u>NCY</u>  | Date <u>2/25/74</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |

*Copy  
OK*

**AFFIDAVIT OF  
PUBLICATION**

State of Idaho }  
County of Fremont }

Dorothy D. Hunsaker

being first duly sworn, upon his  
oath, deposes and says:

That he is the Owner  
of The Chronicle-News, a news-  
paper as defined by Idaho  
Codes Annotated, section 58-106,  
as amended, and that said  
newspaper is a weekly news-  
paper printed and published at  
St. Anthony, in Fremont County,  
Idaho, having a general circula-  
tion in said county, and that  
said newspaper has been print-  
ed and published as a weekly  
newspaper in said county for  
more than 78 consecutive weeks  
prior to the first publication of  
the attached notice, advertise-

ment or publication of

**APPLICATIONS FOR  
PERMITS**

And affiant further says that  
said notice, advertisement or  
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 two consecutive is-  
sues thereof; first publication

having been made on the 7  
day of Feb., 19 74

and the last publication on the  
14 day of Feb.

19 74

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 seven-  
teen and three-fourths inches  
deep.

Dorothy D. Hunsaker  
Subscribed in my presence and

sworn to before me this 15

day of February

1974

Raymond Rose

Notary Public for the  
State of Idaho, resi-  
(SEAL) dence and post office  
address: St. Anthony,  
Idaho.

**Public Notices**

**NOTICE OF  
APPLICATIONS FOR PERMITS**

Notice is hereby given that Richard A.  
Barnett, 212 Robert Street, Boise, Idaho,  
has on 2/15/74 applied to the Idaho Dept.  
of Water Administration for permits to  
appropriate 10.3 cubic feet per second  
of water from ground-water resources by  
means of wells and pumps to be used  
for the irrigation of 300 acres from Apr.  
1 to Oct. 31.

App. No. 31-7105, Amount 10.3 cfs, Point  
of Diversion: Center SW1/4, Sec. 33, T.  
3N, R. 37E, B.M. Fremont County, Place  
of Use: SW1/4, Sec. 33, T. 3N, R. 37E,  
B.M.

App. No. 31-7106, Amount 10.3 cfs, Point  
of Diversion: Center SW1/4, Sec. 33, T.  
3N, R. 37E, B.M. Fremont County, Place  
of Use: NW1/4, Sec. 33, T. 3N, R. 37E,  
B.M.

App. No. 31-7107, Amount 10.3 cfs, Point  
of Diversion: Center SW1/4, Sec. 33,  
T. 3N, R. 37E, B.M. Fremont County,  
Place of Use: SW1/4, Sec. 33, T. 3N,  
R. 37E, B.M.

App. No. 31-7108, Amount 10.3 cfs, Point  
of Diversion: Center SW1/4, Sec. 33, T.  
3N, R. 37E, B.M. Fremont County, Place  
of Use: SW1/4, Sec. 33, T. 3N, R. 37E,  
B.M.

App. No. 31-7109, Amount 10.3 cfs, Point  
of Diversion: Center SW1/4, Sec. 33, T.  
3N, R. 37E, B.M. Fremont County, Place  
of Use: NW1/4, Sec. 34, T. 3N, R. 37E,  
B.M.

It is noted, these permits will be subject  
to all prior water rights. Protests against  
the granting of any or all of the permits  
must be filed with the Idaho Department  
of Water Administration, 200 Idaho  
Road, Idaho Falls, Idaho 83402, on or be-  
fore February 25, 1974.

R. KEITH HIGGINSON  
Director

Published in the Fremont County Chroni-  
cle-News, St. Anthony, Idaho on February  
14, 1974.

**RECEIVED**

**FEB 19 1974**

Department of Water Administration  
Eastern District Office

31 7106

RECEIVED

JUN 19 1984

Department of Water Resources  
Eastern District Office

June 7, 1984

David R. Tuthill, Jr. P.E.  
Supervisor, Water Allocation Section  
Idaho Department of Water Resources  
Boise, ID 83720

Dear Mr. Tuthill:

I received your letter of May 31, 1984 concerning the Application for Transfer No's. 3020, 3021, and 3022 for License Numbers 31-7101, 31-7106 and 31-7103.

Because of the questions raised in your letter, I have decided to withdraw the above referenced Application for Transfer. Please take the necessary steps to see that is done.

Sincerely yours,



Richard A. Egbert

cc: Ron Carlson  
Idaho Department of Water Resources  
Idaho Falls, ID 83720

jyh



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

May 31, 1984

Richard A. Egbert  
Tetonia,  
Idaho 83452

RE: Application for Transfer Nos. 3020, 3021 & 3022, for Licenses  
Nos. 31-7107, 31-7106 & 31-7103

Dear Mr. Egbert:

This office is currently reviewing the above referenced Applications for Transfer of licensed water rights. We have a concern about the applications, which needs to be fully documented for the record.

Pursuant to Section 42-222, Idaho Code, one of the primary responsibilities of this Department in the review of an Application for Transfer is to ensure that an enlargement of a water right will not take place as a result of a transfer approval. Based on the information provided in your applications, we feel that there is a possibility that there will be some question regarding enlarged use of the licensed water rights if the proposed transfers are approved.

Our concern specifically relates to the disposition of water use on lands from which the licensed water rights are proposed to be removed. As you are aware, item C(3)(b) of the Application for Transfer form requires a description of the "affect on the land now irrigated if the place of use is changed pursuant to this transfer". The responses on the Applications for Transfer in question indicate that the places of use of recently filed Applications for Permit will be amended to apply to the lands from which the licensed water rights are proposed to be removed. Our records show that these amendments have already been enacted.

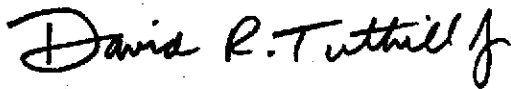
Please be advised that as of the date of approval of the proposed transfers, no diversion of groundwater will be authorized at the original points of diversion, and no water will be authorized to be applied at the original places of use. The licensed water rights in question would be immediately shifted to the new places of use, and diversion at the original places of use must cease. Because the likely outcome of new applications for permit in

Richard A. Egbert  
May  
Page 2

the "Swan Falls Area" is totally uncertain at this time, we do not know when, or if, your replacement applications will be approved. Therefore, the original places of use would be without water rights indefinitely.

Prior to taking further action on your Applications for Transfer, we solicit your response to this primary concern. We ask that you provide to this office a written confirmation of your irrigation plan with respect to the original places of use from which the licensed water rights are proposed to be removed. Please contact this office if we can be of assistance in this matter.

Sincerely,

A handwritten signature in cursive script that reads "David R. Tuthill Jr".

DAVID R. TUTHILL, JR., P.E.  
Supervisor, Water Allocation Section

DRT:sc



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
Director

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

May 2, 1984

RE: Application for Transfer No. 31-7107 EGBERT  
31-7106 "  
31-7103 "

Fremont County Chronicle  
Box 568  
St. Anthony, ID 83445

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on April 11 and 18, 1984.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Adm. Secretary

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 31-7106

Notice is hereby given that Richard A. Egbert, Tetonia, Idaho has applied to the Dept. of Water Resources for a change in the point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 31-7106 and is recorded as follows:

AMOUNT: 2.02 cfs

PRIORITY: 3/18/1974

POINT OF DIVERSION: NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 33, T. 8N, R. 37E,  
B.M. Fremont County.

The water is used to irrigate 132 acres within the SE $\frac{1}{4}$  Sec. 33, T. 8N, R. 37E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 36, T. 8N, R. 37E, (one well in center of  $\frac{1}{4}$  section), B.M. Fremont County and used to irrigate 132 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 36, T. 8N, R. 37E, B.M.

Any protests against the above proposed change of water right must be filed with the Dept. of Water Resources 150 Shoup Ave. Suite 15, Idaho Falls, Idaho 83401, on or before April 30, 1984.

A. KENNETH DUNN

Director

Published in the Fremont County Chronicle on 4/11 & 4/18/84.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Steve McGinnis

1. Right number 31-7106 Applicant Richard A. Eybert
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☐ Other \_\_\_\_\_
4. Check:
  - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☐ Period of use
  - b. ☒ Description of original point of diversion.
  - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
  - a. ☒ All of right.
  - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
  - c. ☒ Check description of point(s) of diversion.
  - d. ☒ Check description of place of use.
  - e. ☒ Check map (shows p.d. and p.u. after transfer).
  - f. ☒ Check for correct signature, notarization, and fee.
  - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
  - h. ☒ Check for expansion in use of right. Comments \_\_\_\_\_
  - i. ☒ Check for existing water rights from same source, on land water is being transferred to.  
Right number(s) \_\_\_\_\_
  - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No  
If yes, what district? \_\_\_\_\_

FINAL PROCESSING REVIEW BY: \_\_\_\_\_

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

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions\* Across Port

4. By Ernest Carlson Date May 11, 1984

RECEIVED  
MAY 16 1984

Department of Water Resources

May 20, 1982

RE: Permit Nos. 31-7103, 31-7106, 31-7107 and 31-7192

Richard A. Egbert  
Tetonia, ID 83452

Dear Mr. Egbert:

Enclosed herewith are copies of the Water Right Licenses issued on the above referenced permits.

Sincerely,

ROBYN CARLSON  
Chief Clerk

RC:kw  
Enclosures

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

March 22, 1982

RE: Permit No. 31-7106

Richard A. Egbert  
Tetonia,  
Idaho 83452

Dear Mr. Egbert:

A representative of this Department has made an examination of the works covered by your Permit No. 31-7106, and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: 2.02 cfs Source: groundwater

The maximum quantity diverted shall not exceed 396.0 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ , Sec. 33, Twp. 8N, Rge. 37E, Fremont County

Beneficial use: Irrigation of 132 acres within the SE $\frac{1}{4}$ , Sec. 33, Twp. 8N,  
Rge. 37E

Priority date established: March 18, 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.

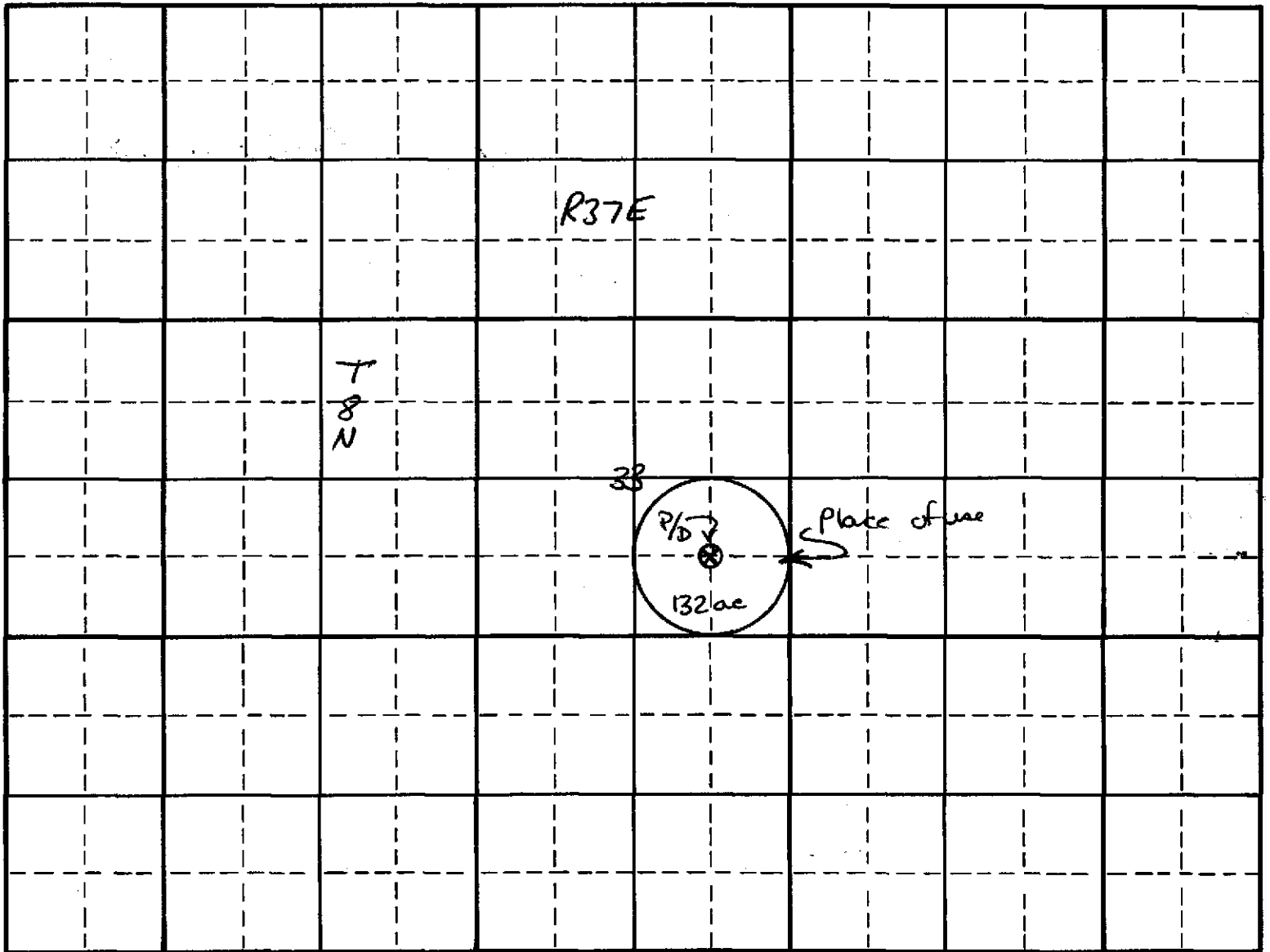
Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

MICROFILMED

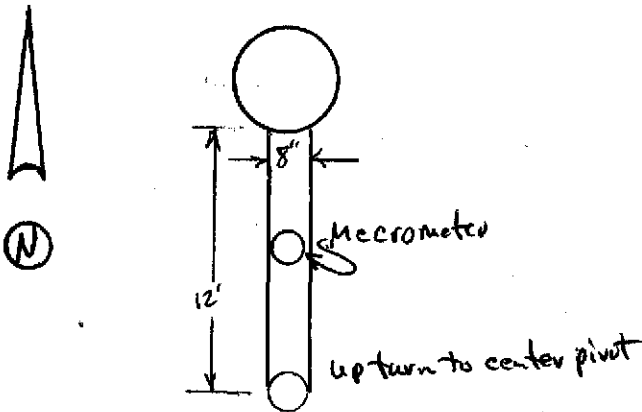
Yuni 3/18/82

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NW 1/4 of SE 1/4 and NE 1/4 of SE 1/4, Sec 33, T8N, R 37E. B.M

Place(s) of Use

| 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 |        |
| 8N   | 37E  | 33   |        |        |        |        |        |        |        |        |        |        |        |        | 33     | 32     | 33     | 34     | 132    |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
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|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

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 KC Wilson  
 Checked by [Signature]  
 Approved by [Signature]

Date 10-9-81  
 Date 12-22-81  
 Date 2-23-81

MICROFILMED

200-1

52133

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Place of use

$$\begin{array}{r} 35 \overline{) 43} \\ \underline{40} \phantom{0} \\ 30 \phantom{0} \end{array}$$

NOT TO SCALE

# REPORTAGE



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) 523-7186

August 23, 1979

RE: Permit No. 31-7105, 31-7106, 31-7103, 31-7104

Richard Egbert  
218 Egbert Street  
83452

Dear Mr. Egbert:

Enclosed are copies of the orders reinstating your permits and advancing the priority dates to March 1, 1979. 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,

JACKIE L. DENNING  
Senior Clerk

cc: IDWR - State Office

MICROFILMED



# 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) 523-7186

August 23, 1979

RE: Permit No. 31-7105, 31-7106, 31-7103, 31-7104

Rickard Egbert  
218 Egbert Street  
83452

Dear Mr. Egbert:

Enclosed are copies of the orders reinstating your permits and advancing the priority dates to March 18, 1974. 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.

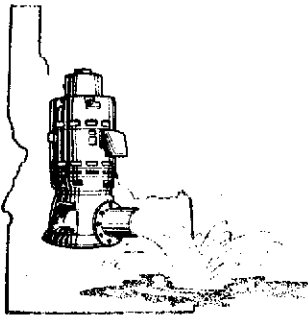
If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

JACKIE S. DENNING  
Senior Clerk

cc: IDWR - State Office

**MICROFILMED**



# GEM STATE IRRIGATION, INC.

BOX 488 • SOUTH YELLOWSTONE HIWAY  
PHONE 208-356-9318 • TWX 910-979-5912  
REXBURG, IDAHO 83440

**RECEIVED**

APR 17 1979

Department of Water Resources  
Eastern District Office

April 13, 1979

Mr. Loy Johnson  
Department of Water Resources  
1515 Lincoln Road  
Idaho Falls, ID 83401

Dear Loy:

Enclosed are the following Proofs of Application of Water  
to Beneficial Use for Richard A. Egbert:

1. Permit No. 31-7103
2. Permit No. 31-7104
3. Permit No. 31-7105
4. Permit No. 31-7106
5. Permit No. 31-7107
6. Permit No. 31-7108
7. Permit No. 31-7121

Mr. Egbert was unable to submit these proofs earlier because  
of the Legislature being in session. If you have any questions  
please call me or Mr. Egbert at 663-4546.

Sincerely yours,

  
Robert R. Lee

RRL/ljl

Enclosures

**RECEIVED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 17 1979

PROOF OF APPLICATION  
OF WATER TO BENEFICIAL USE

Department of Water Resources  
Eastern District Office

1. a) Name of permit holder Richard A. Eghert
- b) Post office address 218 Eghert Street, Tetonia, Idaho 83452
2. Permit number 31 7106
3. Date of priority that you are prepared to establish Jan 30, 1974
4. a) Source from which water was appropriated GROUND WATER
- b) Location of the point of diversion: CENTER SE 1/4  $\frac{1}{4}$ , Section 33  
Township 8N, Range 37E Boise Meridian. Other points of diversion: \_\_\_\_\_
5. a) The amount of water and use to which the water has been applied:
- |                                                                                                                                                            |  |
|------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| Amount <u>2.22 cfs</u> for <u>Irrigation</u> purposes from <u>April 1</u> to <u>Nov. 1</u> incl.<br>(cfs &/or acre-feet per annum) (month-day) (month-day) |  |
| Amount _____ for _____ purposes from _____ to _____ incl.<br>(cfs &/or acre-feet per annum) (month-day) (month-day)                                        |  |
| Amount _____ for _____ purposes from _____ to _____ incl.<br>(cfs &/or acre-feet per annum) (month-day) (month-day)                                        |  |
- b) Total amount appropriated \_\_\_\_\_ 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: MC CROMPTON WATER METER
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:
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- b) Describe the agreement of understanding by which you take water from the works: \_\_\_\_\_
- \_\_\_\_\_
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):
- Well, Pump, CENTER PIVOT - 12" Bowls, 8" Cor. 125
- H.P. Pump, 14" Well, 250' deep approx.
- b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)
- Water meter

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c) Give well driller's name and address and the date the well was completed: Andrew Well  
Idaho Falls, Idaho Falls, 1974

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

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

| T  | R   | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|    |     |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 8N | 37E | 33   |     |     |     |     |     |     |     |     |     |     |     |     | 32  | 32  | 32  | 32  | 132   |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

Total number of acres irrigated 132

10. Remarks: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_  
(Date) Richard A. Egert  
(Signature)

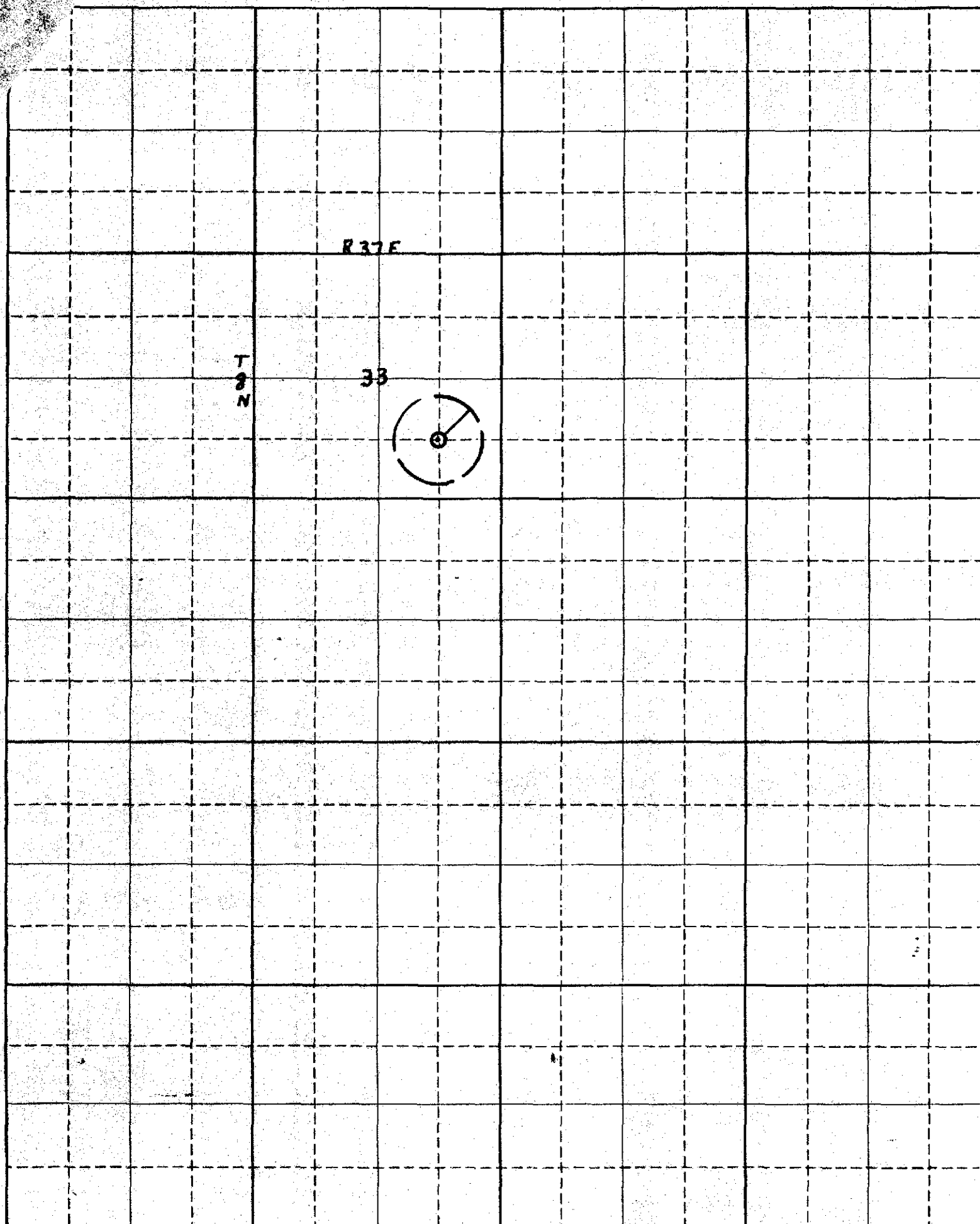
State of Idaho )  
County of Madison ) ss.

On this 4th day of April, 19 79, personally appeared before me the  
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires Life

Barry H. Bright  
Notary Public  
Residing at Reynolds St

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 waters of the State of Idaho as herein set forth.

**MICROFILMED**

*Richard A. Gilbert*  
(Applicant)



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

March 20, 1979

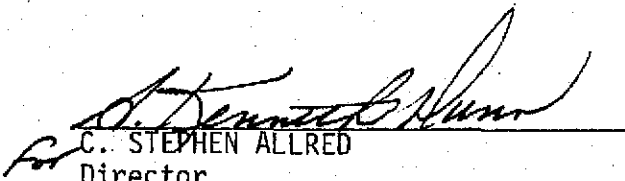
Richard A. Egbert  
218 Egbert Street  
Tetonia, ID 83452

Dear Mr. Egbert:

Re: Permit Nos. 31-7103 to 31-7108

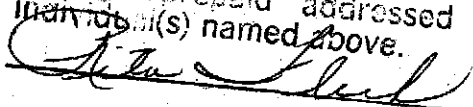
You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit Nos. 31-7103, 31-7104, 31-7105, 31-7106, 31-7107 and 31-7108 have lapsed since you have not notified us that you have completed the project by the date required on your permits. You were provided forms for that purpose in our notice to you dated December 29, 1978.

Your permits cannot be reinstated unless you submit the proof of beneficial use affidavits, enclosed, or show other reasonable cause why the permits should be reinstated within 60 days from the date of this lapse notice.

  
C. STEPHEN ALLRED  
Director

CSA:rf

Enc.

**CERTIFICATION OF MAILING**  
I hereby certify that on 3/23/79  
a copy/an original of this document was  
deposited in the United States mail,  
postage prepaid addressed to the  
individual(s) named above.  


**MICROFILMED**



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

December 29, 1978

10-507

Re: Permit No. 31-7103, 31-7104, 31-7105,,31-7106, 31-7107 & 31-7108

Richard A. Egbert  
218 Egbert Street  
Tetonia, ID 83452

Dear Mr. Egbert:

One of the conditions of approval of your water Permit No. 31-7103 etc. (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 March 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**



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

*Nov. 7, 1978*

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

*L. Glen Saxton*

L. GLEN SAXTON  
Chief, Operations Bureau

LGS:JG:kw

Enclosure

**MICROFILMED**

USE TYPEWRITER OR  
BALL POINT PEN

State of Idaho  
Department of Water Resources  
**WELL DRILLER'S REPORT**

**RECEIVED**  
JUN 28 1976

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER *Well No 4*  
Name Dick Egbert  
Address 218 Egbert, Teton, Idaho 83452  
Owner's Permit No. 31-7106

7. WATER LEVEL  
Static water level 135 feet below land surface  
Flowing? ☐ Yes ☒ No G.P.M. flow \_\_\_\_\_  
Temperature \_\_\_\_\_ ° F. Quality good  
Artesian closed-in pressure \_\_\_\_\_ p.s.i.  
Controlled by ☐ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK  
☒ New well ☐ Deepened ☐ Replacement  
☐ Abandoned (describe method of abandoning) \_\_\_\_\_

8. WELL TEST DATA  
☐ Pump ☐ Bailer ☐ Other  
Discharge G.P.M. Draw Down Hours Pumped

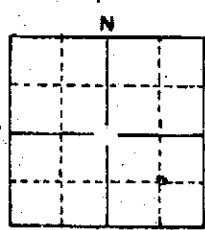
3. PROPOSED USE  
☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type) \_\_\_\_\_  
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

9. LITHOLOGIC LOG

| Hole Diam. | Depth |     | Material                | Water |    |
|------------|-------|-----|-------------------------|-------|----|
|            | From  | To  |                         | Yes   | No |
| 12         | 0     | 8   | Sandy Topsoil           |       |    |
|            | 8     | 21  | Hard Broken Gray Basalt |       |    |
|            | 21    | 27  | Firm Brown Basalt       |       |    |
|            | 27    | 31  | Broken Brown Basalt     |       |    |
|            | 31    | 60  | Firm Gray Basalt        |       |    |
|            | 60    | 72  | Hard Gray Basalt        |       |    |
|            | 72    | 105 | Firm Brown Basalt       |       |    |
|            | 105   | 108 | Cinders                 |       |    |
|            | 108   | 118 | Firm Gray Basalt        |       |    |
|            | 118   | 121 | Cinders                 |       |    |
|            | 121   | 160 | Firm Brown Basalt       |       |    |
|            | 160   | 162 | Cinders                 |       | x  |
|            | 162   | 167 | Firm Brown Basalt       |       |    |
|            | 167   | 170 | Broken Brown Basalt     |       | x  |
|            | 170   | 177 | Firm Brown Basalt       |       |    |
|            | 177   | 183 | Cinders                 |       | x  |
|            | 183   | 188 | Broken Brown Basalt     |       | x  |
|            | 188   | 205 | Firm Brown Basalt       |       |    |
|            | 205   | 212 | Broken Brown Basalt     |       | x  |
|            | 212   | 221 | Firm Brown Basalt       |       |    |
| 12         | 221   | 225 | Cinders                 |       | x  |

4. METHOD DRILLED  
☐ Cable ☒ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION  
Diameter of hole 12 inches Total depth 225 feet  
Casing schedule: ☒ Steel ☐ Concrete  
Thickness .250 inches Diameter 14 inches From 1 feet To 20 feet  
\_\_\_\_\_ inches \_\_\_\_\_ inches \_\_\_\_\_ feet \_\_\_\_\_ feet  
\_\_\_\_\_ inches \_\_\_\_\_ inches \_\_\_\_\_ feet \_\_\_\_\_ feet  
\_\_\_\_\_ inches \_\_\_\_\_ inches \_\_\_\_\_ feet \_\_\_\_\_ feet  
\_\_\_\_\_ inches \_\_\_\_\_ inches \_\_\_\_\_ feet \_\_\_\_\_ feet  
Was casing drive shoe used? ☐ Yes ☒ No  
Was a packer or seal used? ☐ Yes ☒ No  
Perforated? ☐ Yes ☒ No  
How perforated? ☐ Factory ☐ Knife ☐ Torch  
Size of perforation \_\_\_\_\_ inches by \_\_\_\_\_ inches  
Number From To  
\_\_\_\_\_ perforations \_\_\_\_\_ feet \_\_\_\_\_ feet  
\_\_\_\_\_ perforations \_\_\_\_\_ feet \_\_\_\_\_ feet  
\_\_\_\_\_ perforations \_\_\_\_\_ feet \_\_\_\_\_ feet  
Well screen installed? ☐ Yes ☒ No  
Manufacturer's name \_\_\_\_\_  
Type \_\_\_\_\_ Model No. \_\_\_\_\_  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
Gravel packed? ☐ Yes ☒ No Size of gravel \_\_\_\_\_  
Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
Surface seal depth 19+ Material used in seal ☒ Cement grout  
☐ Pudding clay ☒ Well cuttings  
Sealing procedure used ☐ Sherry pit ☐ Temporary surface casing  
☒ Overbore to seal depth

6. LOCATION OF WELL  
Sketch map location must agree with written location.  
  
Subdivision Name \_\_\_\_\_  
Lot No. \_\_\_\_\_ Block No. \_\_\_\_\_  
County Fremont  
Center SE Sec. 33 T. 8 N. 37 E. 40

10. Work started April 11, 1974 finished April 13, 1974

11. DRILLERS CERTIFICATION  
Firm Name Andrew Well Drilling Contr Firm No. 5  
Address 1268 East 17th Street Date 6-10-74  
Idaho Falls, Idaho 83402  
Signed by (Firm Official) Andrew P. Andrew  
and Dale Hulse  
(Operator) Dale Hulse  
**MICROFILMED**

March 5, 1974

Re: Permit Nos. 31-7103  
31-7104

31-7105  
31-7106

Richard A. Egbert  
218 Egbert Street  
Tetonia, Idaho 83452

Dear Mr. Egbert:

Enclosed are copies of your approved Application for Permit Nos. as referenced above. We direct your attention to the conditions of approval as listed on the fourth page of each permit.

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

Sincerely,

BOBBY D. FLENNOR  
Assistant Director

BDY/bjg

Enclosures

31-7106

XXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

February 1, 1974

Re: Applications for Permit No. 31-7103, 31-7104, 31-7105,  
31-7106, 31-7107, 31-7108

RICHARD A. EGBERT

Fremont County Chronicle News  
Box 568  
St. Anthony, Idaho 83445

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 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.

Very truly yours,

Bill submitted 2-19-74 by MB

NORMAN C. YOUNG  
District Engineer

NCY:MB

Enc: (1)

31 7106

NOTICE OF APPLICATIONS FOR PERMITS

Notice is hereby given that Richard A. Egbert, 218 Egbert Street, Tetonia, Idaho, has on 1/30/74 applied to the Idaho Dept. of Water Administration for permits to appropriate 19.2 cubic feet per second of water from ground-water sources by means of wells and pumps, to be used for the irrigation of 960 acres from Apr. 1 to Oct. 31.

App. No. 31-7103, Amount 3.2 cfs, Point of Diversion: Center NE $\frac{1}{4}$ , Sec. 33, T. 8N, R. 37E, B.M. Fremont County, Place of Use: NE $\frac{1}{4}$ , Sec. 33, T. 8N, R. 37E, B.M.

App. No. 31-7104, Amount 3.2 cfs, Point of Diversion: Center NW $\frac{1}{4}$ , Sec. 33, T. 8N, R. 37E, B.M. Fremont County, Place of Use: NW $\frac{1}{4}$ , Sec. 33, T. 8N, R. 37E, B.M.

App. No. 31-7105, Amount 3.2 cfs, Point of Diversion: Center SW $\frac{1}{4}$ , Sec. 33, T. 8N, R. 37E, B.M. Fremont County, Place of Use: SW $\frac{1}{4}$ , Sec. 33, T. 8N, R. 37E, B.M.

App. No. 31-7106, Amount 3.2 cfs, Point of diversion: Center SE $\frac{1}{4}$ , Sec. 33, T. 8N, R. 37E, B.M. Fremont County, Place of Use: SE $\frac{1}{4}$ , Sec. 33, T. 8N, R. 37E, B.M.

App. No. 31-7107, Amount 3.2 cfs, Point of diversion: Center NW $\frac{1}{4}$ , Sec. 34, T. 8N, R. 37E, B.M. Fremont County, Place of Use: NW $\frac{1}{4}$ , Sec. 34, T. 8N, R. 37E, B.M.

App. No. 31-7108, Amount 3.2 cfs, Point of diversion: Center SW $\frac{1}{4}$ , Sec. 34, T. 8N, R. 37E, B.M. Fremont County, Place of Use: SW $\frac{1}{4}$ , Sec. 34, T. 8N, R. 37E, B.M.

If issued, these permits will be subject to all prior water rights. Protests against the granting of any or all of the permits must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho 83401, on or before February 25, 1974.

R. KEITH HIGGINSON

Director

Published in the Fremont County Chronicle News, St. Anthony, Idaho on February 7 and February 14, 1974.

31 7106

Delley in 31-7103

CB-7  
CB-8  
CB-9