

**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 newspaper as defined by Idaho Codes Annotated, section 58-106, as amended, and that said newspaper is a weekly newspaper printed and published at St. Anthony, in Fremont County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper in said county for more than 78 consecutive weeks prior to the first publication of the attached notice, 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 issues 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 seventeen and three-fourths inches deep.

Dorothy D. Hunsaker
Subscribed in my presence and

sworn to before me this 15

day of February

19 74

Samuel Rose

Notary Public for the
State of Idaho, residence and post office
(SEAL) 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 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.

RECEIVED

FEB 19 1974

Department of Water Administration
Eastern District Office

31 7105

NOT TO SCALE

$$\begin{array}{r} 27126 \\ 34135 \end{array}$$

the

MICROFILMED

R37E

PLACE OF USE

Circle #12

184

Point
OF
DIVERSION

31-7105 Rev

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31-7105 Priority March 18, 1974 Amount 2.59 cfs
(Late Proof)

THIS IS TO CERTIFY, that Richard A. Egbert
of Tetonia, Idaho, has complied with the terms and conditions of Permit
No. 31-7105 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 2.59 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>2.59</u> cfs and	<u>390.0</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 2.59 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
390.0 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ 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									31	33	33	33					130

Total number of acres irrigated 130

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
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
described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30TH day of
April, 19 84.

Acting for the Director

[Signature]

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31-7105
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 SW $\frac{1}{4}$ of Sec. 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. 31-7105 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. 31-7105 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. 31-7105 be REINSTATED and the priority advanced to March 18, 1974.

Dated this 13th day of July, 1979.

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 31-7105

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 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

Identification No. 31 7105

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)

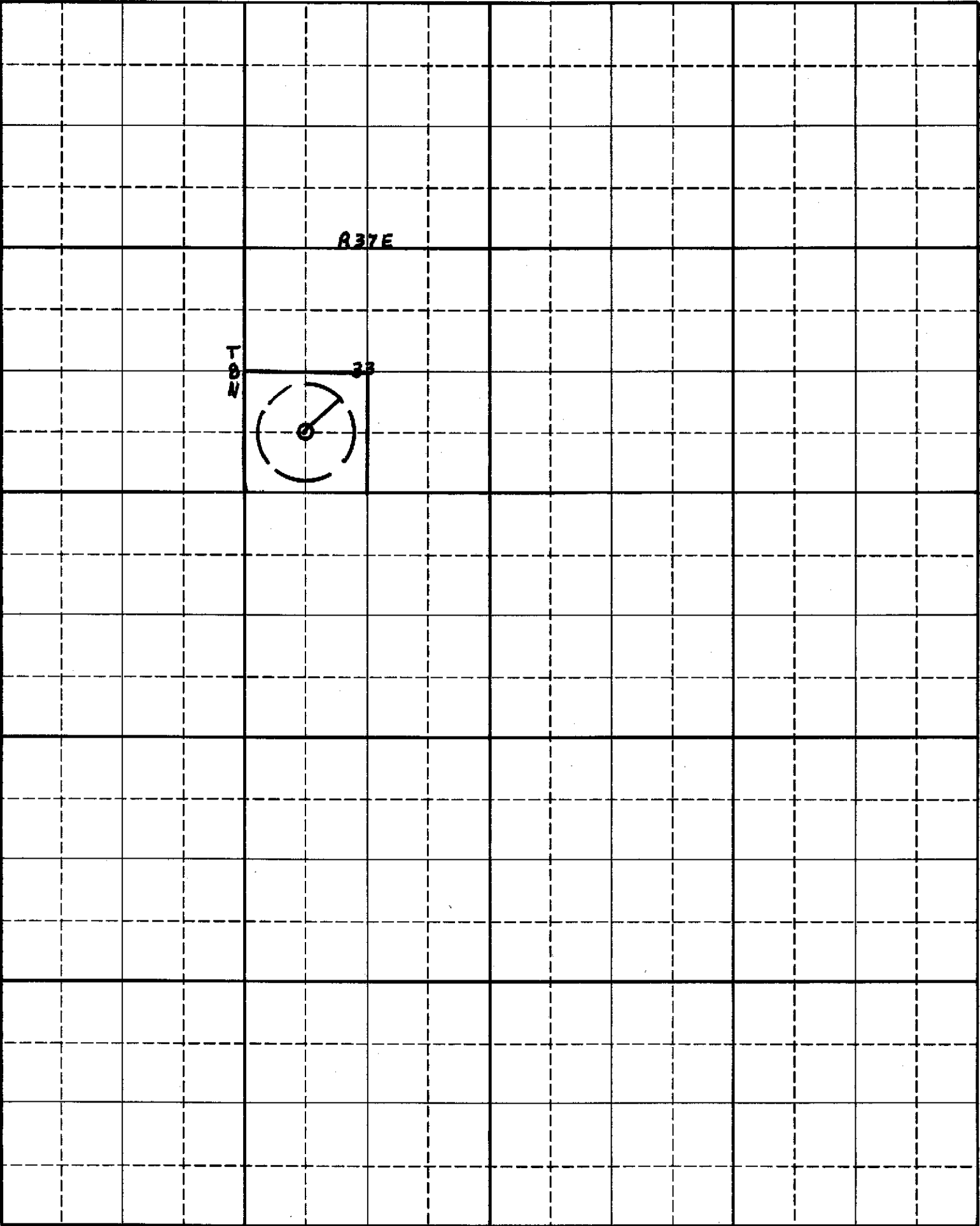
1. Name of applicant RICHARD A. EGBERT
post office address 218 Egbert Street, Tetonia, Idaho 83452
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is Center SW $\frac{1}{4}$ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 33 Township 8 N.
Range 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: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$.
- 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: _____

03 170

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. Egbert
(Applicant)

Received by MB Date 1-31-74 Time 9:15A
Preliminary check by NCY Fee \$ 55.00
Receipted by ef Date 1-30-74 Rec# 13637
Publication prepared by MB Date 2-1-74
Published in Fremont City Chronicle News
Publication dates Feb. 7 + 14, 1974
Publication approved CB Date 2/19/74
Priority reduced to _____ Reason _____

Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by NCY ~~W~~

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. 31-7105, 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.

R. Karl Higin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>NCY</u>	<u>1/31/74</u>	Application No. <u>EGBERT 4</u>
(2)			☒ Source ☒ Point of Diversion <u>OK</u> ☒ 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>Already receipted @ Boise</u>
	<u>"</u>	<u>"</u>	Send Copies to: <u>N.A.</u> 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
(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> ☒
(8)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) <u>No nearby obs well</u> ☐ Increasing (comment) _____
(9)	<u>"</u>	<u>"</u>	Comments: <u>No conflicting G.W. rights</u> <u>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>"</u>	<u>2/25/74</u>	Final date for protests <u>February 25, 1974</u> Protests received: yes <u>no</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>NCY</u>	<u>"</u>	All requested information received from agencies or applicant yes ☒ no <u>_____</u>
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>1/30/74</u> ☐ Deny Reason for Reduction <u>_____</u> <u>Yes</u> Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>NCY</u>	Date <u>2/25/74</u>

**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

1974
W. R. 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.
Robert, 115 Robert Street, Boise, Idaho,
has on 1/15/74 applied to the Idaho Dept.
of Water Administration for permits to
appropriate D.S. water for second
of water from ground-water beneath by
means of wells and pipes, to be used
for the irrigation of 200 acres from Apr.
1 to Oct. 31.

App. No. 2-7103, Amount 2.5 cfs, Point
of diversion: Center NW1/4, Sec. 34, T.
3N, R. 37E, B.M. Fremont County, Place
of Use: NW1/4, Sec. 34, T. 3N, R. 37E,
B.M.

App. No. 2-7104, Amount 2.5 cfs, Point
of diversion: Center NW1/4, Sec. 34, T.
3N, R. 37E, B.M. Fremont County, Place
of Use: NW1/4, Sec. 34, T. 3N, R. 37E,
B.M.

App. No. 2-7105, Amount 2.5 cfs, Point
of diversion: Center NW1/4, Sec. 34, T.
3N, R. 37E, B.M. Fremont County, Place
of Use: NW1/4, Sec. 34, T. 3N, R. 37E,
B.M.

App. No. 2-7106, Amount 2.5 cfs, Point
of diversion: Center NW1/4, Sec. 34, T.
3N, R. 37E, B.M. Fremont County, Place
of Use: NW1/4, Sec. 34, T. 3N, R. 37E,
B.M.

App. No. 2-7107, Amount 2.5 cfs, Point
of diversion: Center NW1/4, Sec. 34, T.
3N, R. 37E, B.M. Fremont County, Place
of Use: NW1/4, Sec. 34, T. 3N, R. 37E,
B.M.

All listed water 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, 1015 Idaho
Bldg., Idaho Falls, Idaho 83402, on or
before February 25, 1974.

R. KIRK HENDERSON
Boise, Idaho

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 7105

May 1, 1984

RE: Permit No. 31-7105

Richard A. Egbert
Tetonia,
Idaho 83452

Dear Mr. Egbert:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED



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

March 29, 1984

RE: Permit No. 31-7105

Richard A. Egbert
Teton, Idaho 83452

Dear Mr. Egbert:

A representative of this Department has made an examination of the works covered by your Permit No. 31-7105, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 2.59 cfs Source: groundwater

The maximum quantity diverted shall not exceed 390.0 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33, Twp 8N, Rge 87E

Beneficial Use: Irrigation of 130 acres within SW $\frac{1}{4}$ Sec. 33, Twp 8N, Rge 37E

Priority date established: March 18, 1974 (Late Proof)

Conditions (if any):

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

MICROFILMED

FEB 28 1984

31-7105

Permit No. _____

Department of Water Resources

CONTACT WITH PERMIT HOLDER

DATE _____

INITIALS

REMARKS

- ☐ Appointment letter mailed:

- ☐ Telephone call made:
(List Telephone No. used)

- ☐ Appointment scheduled for:
(Date, time, location)

EXAMINATION

Date 21 July 1983 Accompanied by Richard Herbst Total Q measured 2.59 cfs ✓

If source is surface water, estimate total flow of source

Methods of measurement Annular # 191136 (2981)
Meter # 091473

Meets Permit requirements?

Measurement calculations:

$$22'' \text{ H}_2\text{O Corrected} = (22)(1.025) = 22.55''$$
$$Q = \frac{3.85(7.98)^2 \sqrt{22.55}}{4488} = 2.59 \text{ lbs capacity} \checkmark$$
$$Q = 130 \text{ ac} \times 0.02 \text{ cfs} = 2.6 \text{ cfs}$$
$$V = 130ac \times 3.0afa = 390afa \checkmark$$
[illegible]

System Description well, pump, mainline, center pivot

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

RECOMMENDED AMOUNTS

USE

Irrigation ✓

Irrigation requirement = 3.0 ✓ AFA/Acre ²¹⁴₂₁₅

Q (cfs)

2.59 cfs ✓

V (afa)

390 af ✓

FROM

4/6 ✓

TO
1/31 1/4

Total

2.59cfb ✓

390afa ✓

Remarks *Circle #1*

NOTED

MICROFILMED

R 37E

T 8 N

PLACE OF USE

33

POINT OF DIVERSION

✓

SCHEMATIC DIAGRAM OF SYSTEM
(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SW¹/₄SW¹/₄, SE¹/₄SW¹/₄ Sec 33 T8N R37E

Place(s) of Use ☒ less acreage

[illegible]

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

Examiner's Signature Keith G. Wilson Date 19 Jan 1984
 Checked by [Signature] Date 2-16-84
 Approved by Ray Walker Date 3-28-84

PERMIT NO. 31-7105

Richard A. Egbert

(Name)

EXAMINATION: DATE: 7-21-83 Accompanied by: Richard Herbst

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
GE	125	DKJ410107	Aurora	V74-00440

Measuring Device Type: _____

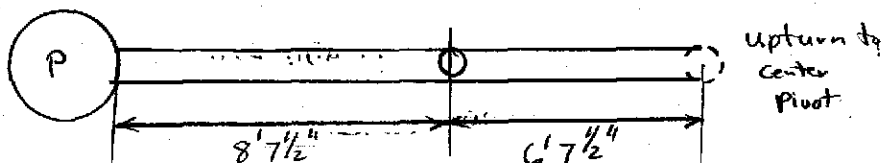
Meter # 091473 Annubar # A1136 Size # 7.981

Remarks: Circle # 1

Measurement calculations: 22" on 10-80 meter

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter 8" Length _____



MAP

RGE.

TWP.				

RECOMMENDED AMENTMENTS:

☐ Change P/D

☐ Change P/U

☐ ADD P/D

☐ ADD P/U

☐ NONE

☐ Other _____

31-7105 Rev

MICROFILMED

R37E

T 8 N

Point
OF
DIVERSION

PLACE OF USE

Circle #12

#22

#27

3233
54

3234

1355

1322

1322

1320

1501

1232

1321

2A.107

1518

1193

NOT TO SCALE

2726
5435

Overlap Review for 31-7105

as per micro-fiche 3/28/84:

p/d - none

plu - none

no overlapping rights - tw

MICROFILMED

9/78

IDENT. NO. 31-7105

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]



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 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.

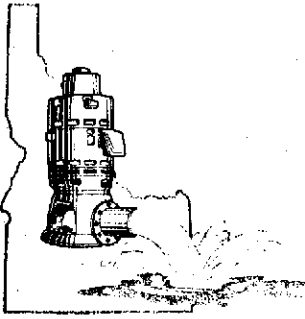
If you have any questions regarding the field examination, please contact our eastern regional office.

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

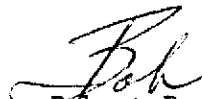
Dear Loy:

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

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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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. Egbert
b) Post office address 218 Egbert Street, Tetonia, Idaho 83452
2. Permit number 31705
3. Date of priority that you are prepared to establish Jan 30, 1974
4. a) Source from which water was appropriated Groundwater
b) Location of the point of diversion: CANTAR SW 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 2.22 cfs for Irrigation purposes from April 1 to Nov. 1 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)
Amount _____ for _____ purposes from _____ to _____ incl.
(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: McPROMETER 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" Borehole, 8" Cas, 125 H.P. Pump
14" Well, 250' deep approx.

- b) Describe the provision for making a measurement which you have at your _____ (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 Bell Drilling,
Idaho Falls, Idaho, 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									33	33	33	33					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) _____ (Signature) Richard A. Egbert

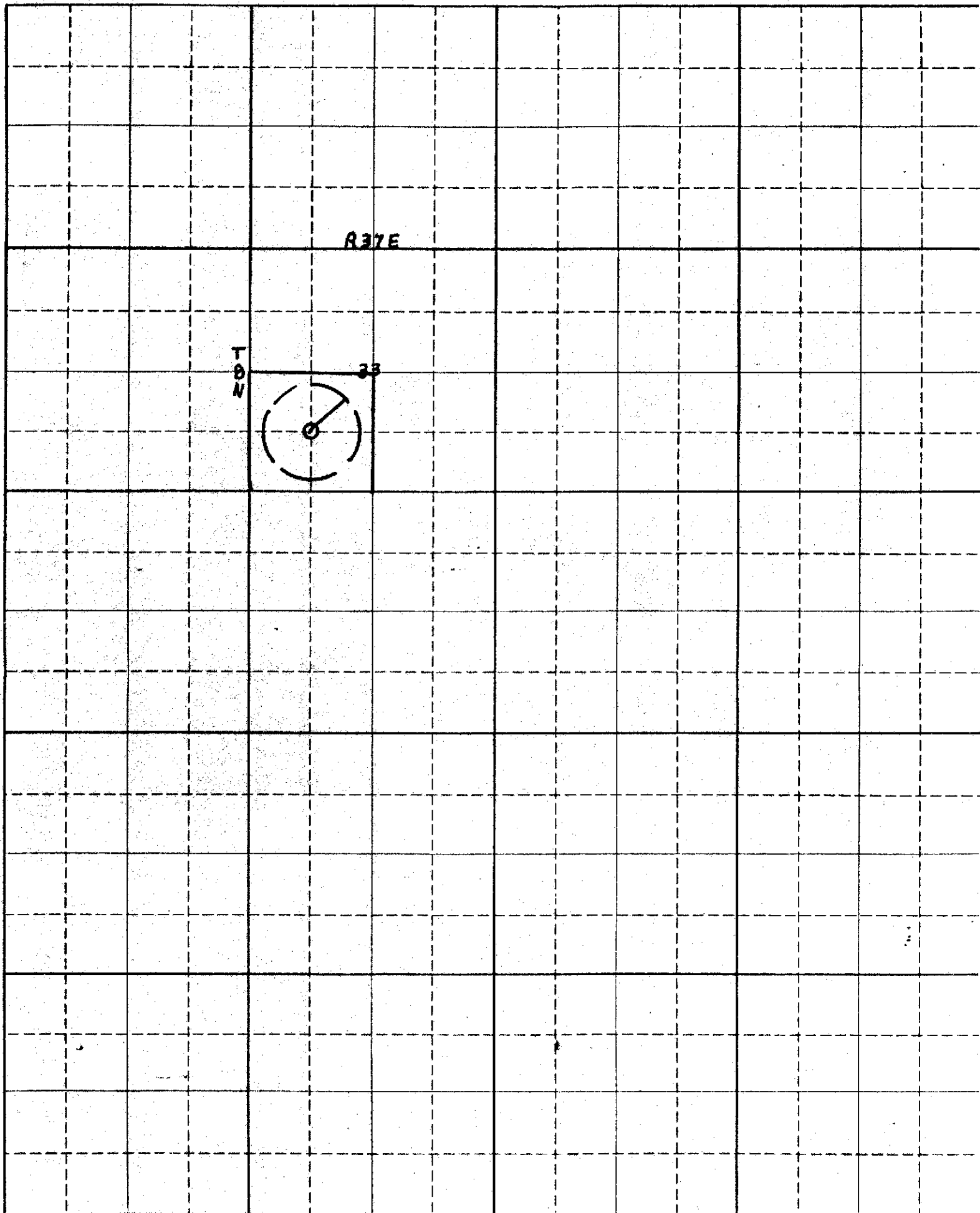
State of Idaho)
County of Madison) ss.

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

Garry H. Bright
Notary Public
Residing at Reburg, Id.

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. Egbert
(Applicant)

PROCESSED



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.

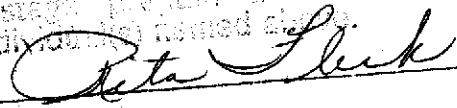

C. STEPHEN ALLRED
Director

CSA:rf

Enc.

CERTIFICATION OF MAILING

I hereby certify that on 3/23/79
a copy of this document was
deposited in the United States mail,
postage prepaid, addressed to the
individual named above.



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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

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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

Microfilm

WELL DRILLER'S REPORT

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.RECEIVED
JUN 28 1976

1. WELL OWNER

Well 601

Name Dick EgbertAddress 218 Egbert Tetonia, Idaho 83452Owner's Permit No. 31-7105

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type)☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

4. METHOD DRILLED

☐ Cable ☒ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 12 inches Total depth 205 feetCasing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>.250</u> inches	<u>14</u> inches	<u>+ 1</u> feet	<u>20</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☒ NoWas a packer or seal used? ☐ Yes ☒ NoPerforated? ☐ Yes ☒ NoHow 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

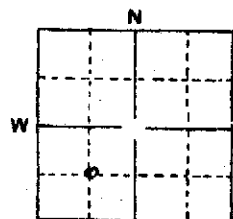
Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 19 + Material used in seal ☒ Cement grout☐ Puddling clay ☒ Well cuttingsSealing 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 FremontSection 33 T. 8 N. R. 37 E.

7. WATER LEVEL

Department of Water Resources
Eastern District OfficeStatic water level 115 feet below land surfaceFlowing? ☐ Yes ☒ No G.P.M. flow _____Temperature _____ ° F. Quality good

Artesian closed-in pressure _____ p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
_____	_____	_____
_____	_____	_____
_____	_____	_____

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
12	0	12	Sandy Topsoil		
	12	18	Hard Broken Gray Basalt		
	18	58	Hard Gray Basalt		
	58	63	Brown Broken Basalt		
	63	92	Firm Brown Basalt		
	92	100	Broken Brown Basalt		
	100	117	Firm Brown Basalt		
	117	120	Cinders	x	
	120	163	Hard Gray Basalt		
	163	169	Cinders	x	
	169	173	Firm Gray Basalt		
	173	179	Broken Gray Basalt	x	
	179	190	Hard Gray Basalt		
	190	193	Broken Gray Basalt	x	
12	193	205	Hard Gray Basalt		

10.

Work started Feb. 2, 1974 finished Feb. 18, 1974

11. DRILLERS CERTIFICATION

Firm Name Andrew Well Drilling Contr. Firm No. 5Address 1268 East 17th Street Date 6-10-74

Idaho Falls, Idaho 83401

Signed by (Firm Official) Harold E. Ruden

and

(Operator) Dr. [Signature]

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. FLEENOR
Assistant Director

BDF/bjg

Enclosures

31 7105

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 2-14-74 by MB

NORMAN C. YOUNG
District Engineer

NCY:MB

Enc: (1)

31 7105

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.

CB
CB
CB-A

Delley in 31-7103