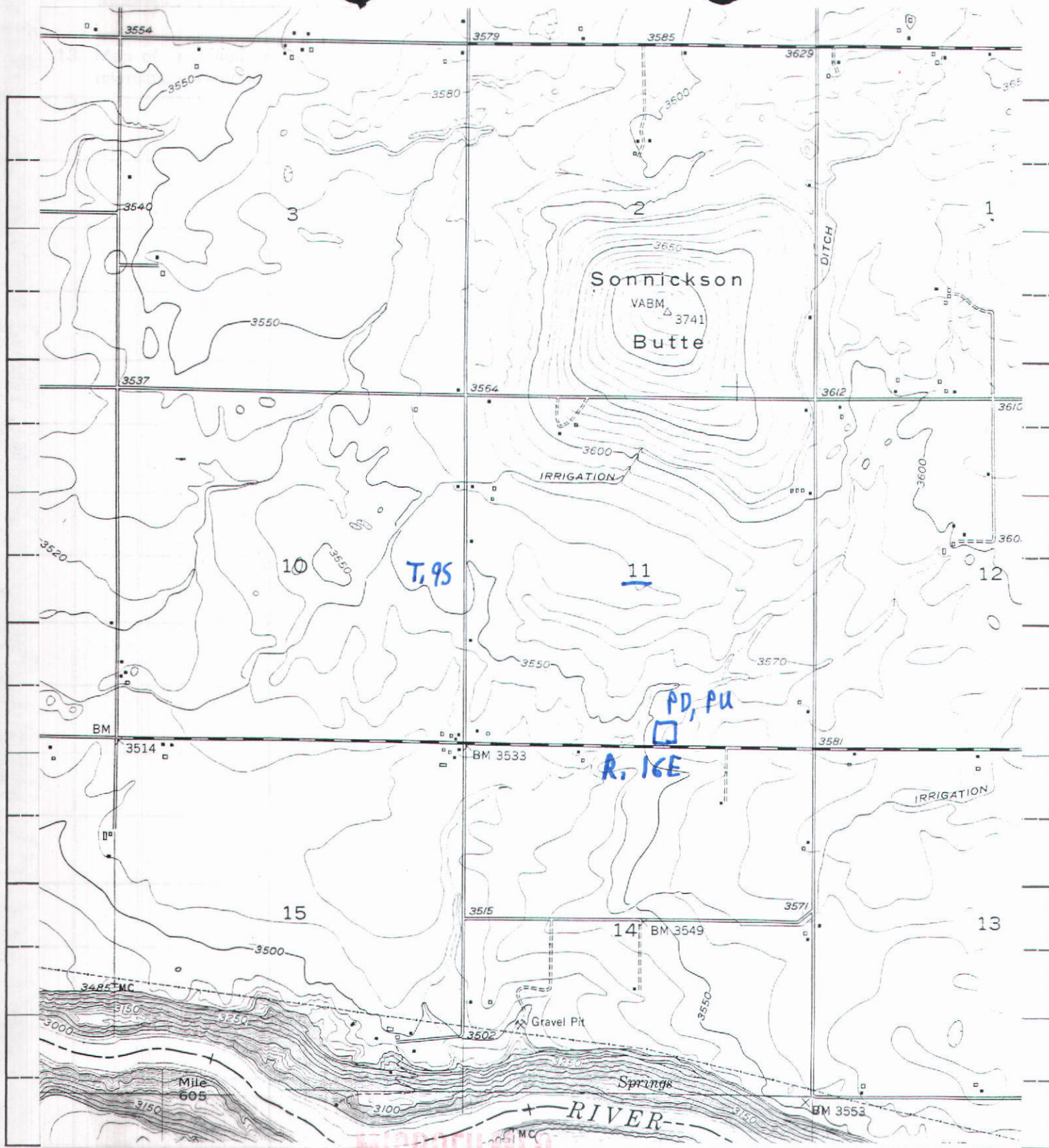




Scale: 2 inches equal 1 mile.

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.

JUL 27 1990

Eugene G. Zehner
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 21 1994

Department of Water Resources

A. GENERAL INFORMATION

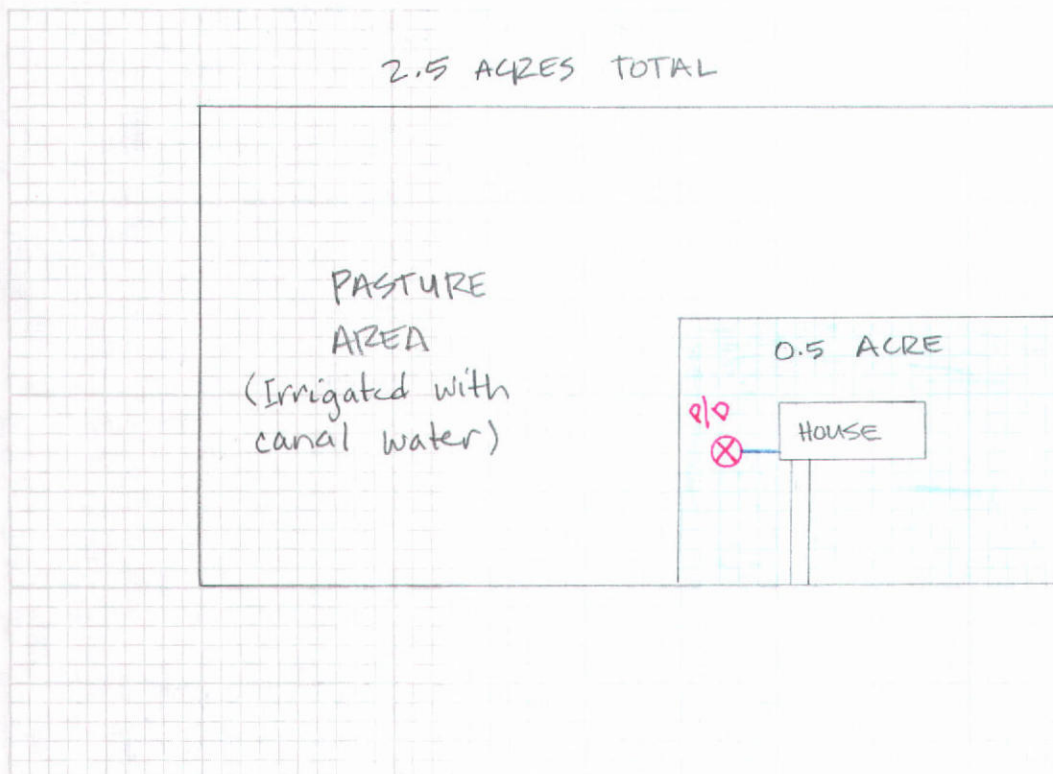
1. Owner: Everett P. Lieberg Permit No. 36-8506
Current Address: 146 W. 500 S. Jerome, ID 83338 Phone No. 324-4907
2. Accompanied by: _____ EXAM. DATE: 6/3/91
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: none ☐ Copies Attached
2. Other water rights with same point of diversion: none ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

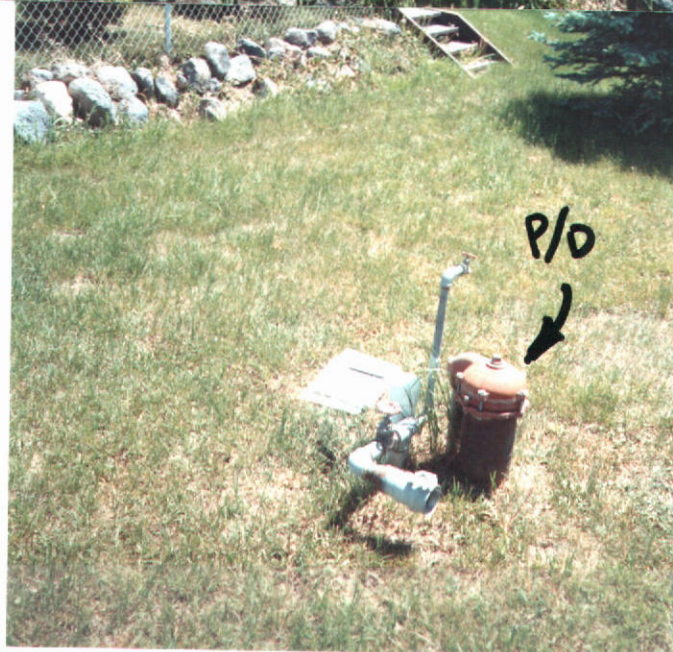


Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

RECEIVED
NOV 07 1994

36-8506



NOV 07 1994

AFFIDAVIT of PUBLICATION

RECEIVED

MAY 10 1990

State of Idaho, }
County of Jerome } SS.

Department of Water Resources
Southern Region Office

Patty Nance, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2X consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 2nd day of May, 1990, and the date of the last publication was on the 19th day of May, 1990.

Patty Nance

Subscribed and sworn to before me this 9

day of May, 1990.
(SEAL)

Norma De Voe
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2X

Lines tabular at _____ 6¢/Pica
380.25 Lines straight at 19.02 5¢/Pica
Subsequent lines at 15.21 4¢/Pica
TOTAL COST 34.23

COPY OF NOTICE

(Paste Here)

Appl. for Wat Rt.
TITLE OF NOTICE
Everett P. Lieberg
36-08506
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO T.F.

**NOTICE OF APPLICATION
FOR WATER RIGHT**
The Following application(s) have been filed to appropriate the public waters of the State of Idaho:
36-08506
LIEBERG, EVERETT P.
146 WEST 500 SOUTH
JEROME, ID 83338
Source: GROUNDWATER
Diversiion Pt: SWSWSE Sec 11 T 09S R 16E
Use: IRRIGATION (.080 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversiion: (.140 CFS)
Date Filed: 1/10/ 1990
In: T09S R16E S11 - SWSE
2.5 ACRES TOTAL
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone St. East, Twin Falls, ID 83301 on or before May 21, 1990.
R. KEITH HIGGINSON
Director
N12427
Pub: 5-2, 9

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....5¢/Pica
7-8 pt. per line tabular.....6¢/Pica
7-8 pt. per line successive
insertions.....4¢/Pica

MICROFILMED

JUL 27 1990

No 3989

12427

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08506

Priority: January 10, 1990

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that EVERETT P LIEBERG
146 W 500 S
JEROME ID 83338

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated January 10, 1990; and
has submitted Proof of Beneficial Use on July 30, 1990. An examination indicates
that the works have a diversion capacity of .040 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 11, Township 09S, Range 16E
JEROME County

PLACE OF USE: DOMESTIC

TWN RGE SEC

09S 16E 11 SWSE

CONDITIONS/REMARKS:

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

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 28TH
day of OCTOBER, 1994.

Acting for R. Keith Higginson, Director

Form 217
08/89
RECEIVED

For Office Use Only
Amt. of Fee \$
Date 7-30-90
Receipt No.
Received by J. G. Stanton

JUL 30 1990

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 36-8506 Telephone No. 324-4907

Name(s) of Permit Holder(s): Everett P. Lieberg

Post Office Address: 146 W. 500 S., Jerome, ID 83328

Source of Water: Groundwater

If ground water, well driller's name: Eaton Drilling Date drilled: 1970

Extent of Use:
Domestic 1 (No. of households) Irrigation 245 (No. of acres)
Stockwater 10 range (No. and type of stock) Other

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

Show date water was first diverted and beneficially used under this permit: 1970

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☒ No

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes ☒ No

Fee Enclosed: \$ (See License Examination Fee Schedule)

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

Seyne Name Telephone No.

Address

RECEIVED

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

7-30-90
Date

Everett P. Lieberg
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08506

Proposed Priority: January 10, 1990 Maximum Diversion Rate: 0.14 CFS

This is to certify, that EVERETT P. LIEBERG
146 W. 500 S.
JEROME, ID 83338

has applied for a permit to appropriate water from: GROUNDWATER
and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.08 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.14 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSWSE Sec. 11, Township 09S, Range 16E
JEROME County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	16E	11	SWSE	2.5		2.5

Total number of acres irrigated: 2.5

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Irrigation use under this permit is authorized only in connection with a domestic use.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
6. Stockwater use is for 10 cattle; domestic use is for one home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

23 JUL 27 1990
MICROFILMED July 1990

for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Everett P. Lieberg Phone 324-4907
Post office address 146 W. 500 S., Jerome, ID 83338

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

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 11 Township 9S Range 16E B.M. Jerome County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.08 for Irrigation purposes from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated is (a) 0.14 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Existing well & pump, sprinklers

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

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

d. Is ground water with a temperature of greater than 90°F being sought? No

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

JUL 27 1990

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 10 range
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. one
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	16E	11															D,S 2.5		2.5

D is domestic, S is stockwater

Total number of acres to be irrigated 2.5

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

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

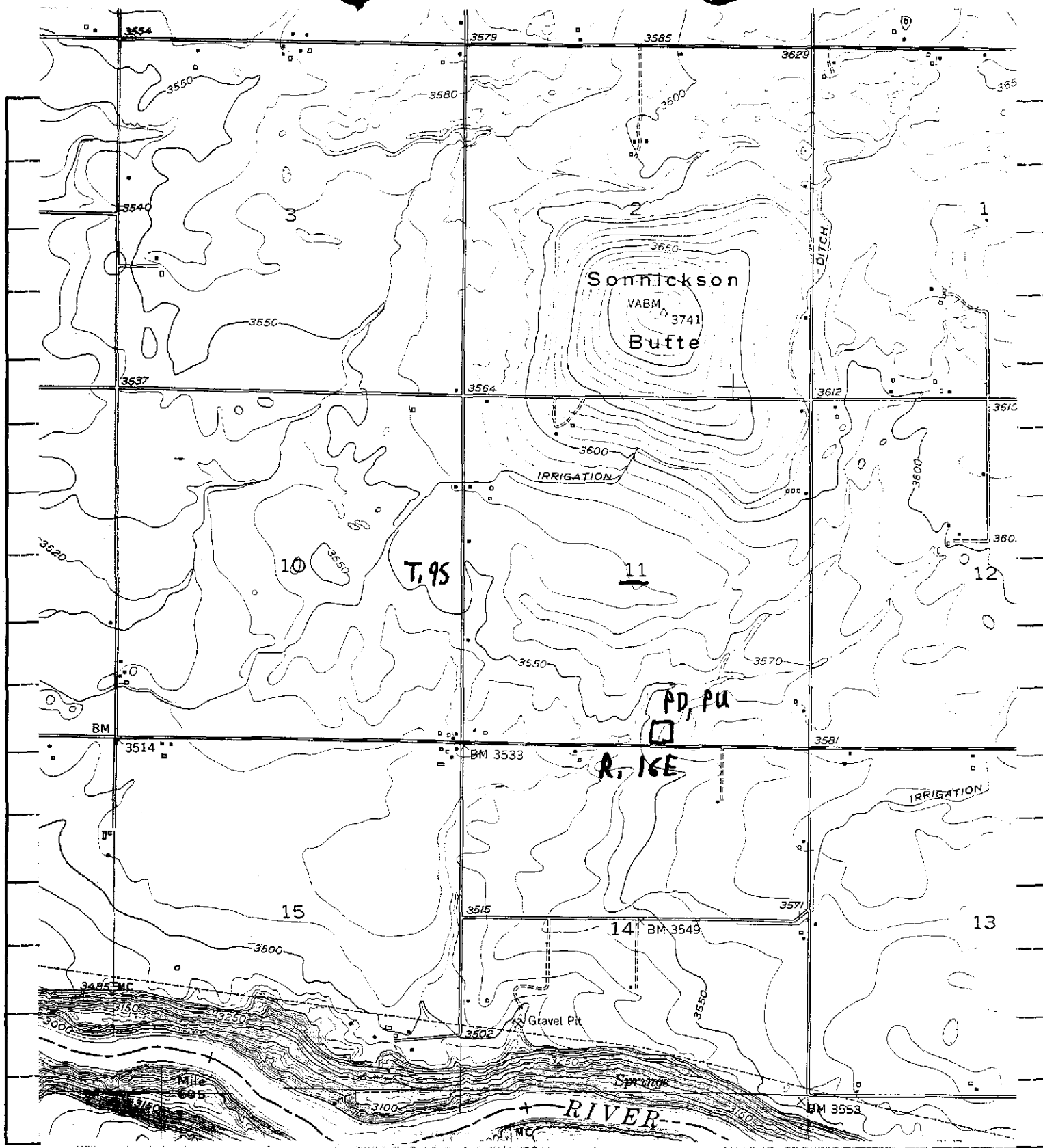
b. Who owns the land to be irrigated or place of use? "

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

12. Remarks: System was developed about 1978 by a previous owner.

MicroFILMED

27 1990



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.

JUL 27 1990

Eugene J. Zehner
(Applicant)

Received by J. P. Stanton Date 1-10-1990 Time 3:48 pm Preliminary check by SL
Fee \$ 30.00 Receipted by OP # 5010710 Date 1-10-1990
Publication prepared by M. Baldwin Date 4/18/90 Published in North Side News
Publication approved M. Baldwin Date 5/17/90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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 _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

MICROFILMED

JUL 27 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 2, 1994

EVERETT P LIEBERG
146 W 500 S
JEROME ID 83338

RE: WATER RIGHT NO. 36-08506

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

NOV 07 1994

LICENSE REVIEW CHECKLIST



PERMIT NO. 36-08506 DATE 10-13-94

NAME	Yes ☐ No ☒	Or Address Change?
PRIORITY DATE	Yes ☐ No ☒	Advance? ☐ Advanced to: _____ Order to reinstate needed? _____ Incorrect fee for rate recommended? <u>NO</u>
SOURCE	Yes ☐ No ☒	<u>Filed proof for .04 CFS ONLY</u> Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	Yes ☐ No ☒	Amendment needed? _____ Overlaps? _____
PLACE OF USE	Yes ☐ No ☒	Amendment needed? _____ Overlaps? _____
DIV RATE	Yes ☐ No ☒	Permit fee limits: <u>.04 CFS</u> <u>Bucket</u> - Meas Q = <u>.04</u> Theo Q = <u>.10 CFS</u> Recommend: <u>.04 CFS</u> <u>(HP EQUATION INCORRECT ON EXAM - PUMP IS 6.3 HP NOT 1.5 HP.) DOMESTIC @ .04 ONLY USE.</u> Combined rates exceed capacity _____
ANNUAL VOLUME	Yes ☐ No ☒	Season of use: <u>(1-1 to 12-31)</u> Calculations: <u>Standard domestic @ 1.2</u> Flow limit: _____ cfs x _____ x 1.9835 = _____ Combined volumes exceed capacity/allowable _____
USES	Yes ☐ No ☒	Change in Nature of Use or additional uses? _____ Amendment necessary? _____
REMARKS	Yes ☐ No ☒	Multiple p/d(s) in 1/4 1/4? _____ Other _____
CONDITIONS	Yes ☐ No ☒	Measuring/Locking Devices _____ Watermaster control - District _____ Irrigation Overlap _____ Water Quality _____ Other _____ Heat/Cool/ Fish verified _____
COMMENTS: <u>Delete irrigation and stockwater.</u>		

RECOMMENDED	CFS	VOL	SRBA Claim Filed	
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>	Adjustment Memo Needed	<u>NO-N/A</u>
_____	_____	_____	LICENSE	☒
_____	_____	_____	1ST AMENDMENT LETTER	_____
_____	_____	_____	FINAL AMENDMENT LETTER	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 21 1994

Department of Water Resources

A. GENERAL INFORMATION

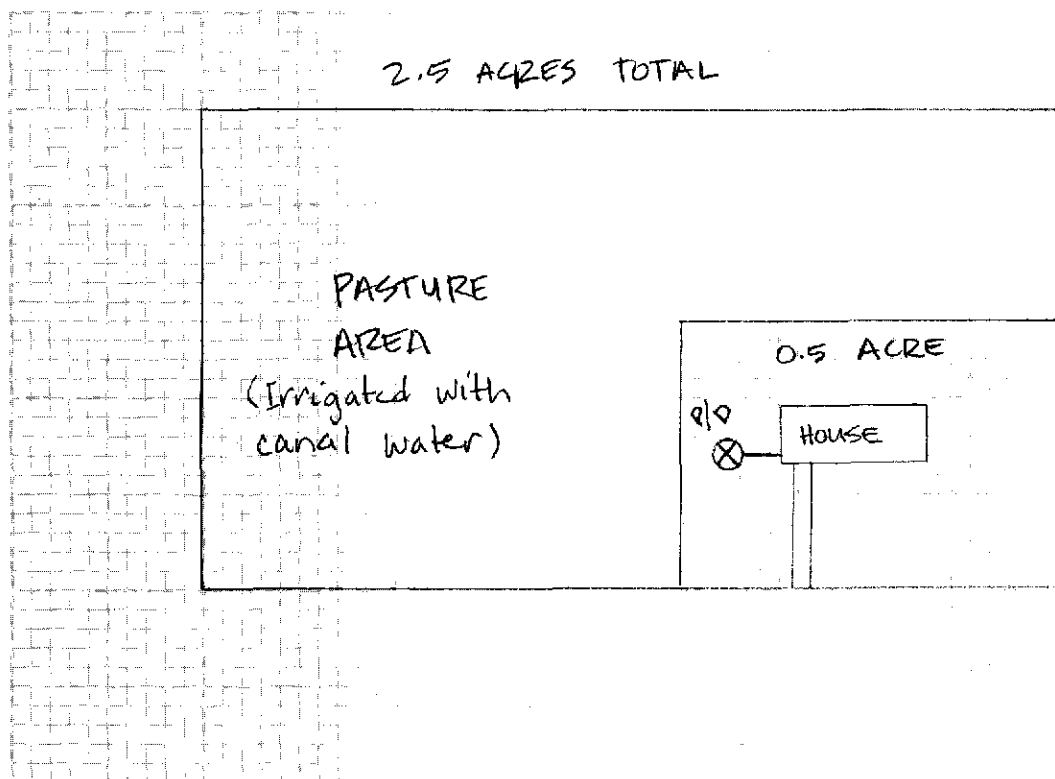
1. Owner: Everett P. Lieberg Permit No. 36-8506
Current Address: 146 W. 500 S. Jerome, ID 83338 Phone No. 321-4907
2. Accompanied by: _____ EXAM. DATE: 6/3/91
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: none ☐ Copies Attached
2. Other water rights with same point of diversion: none ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

NOV 07 1994

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Well with submersible pump servicing house only. Did have provisions for connecting to pasture irrigation but was not in service at this time.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	SA-RITE	3	VIP-4802-01		

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SW	SE	11	09S	16E	Jerome	USGS MAP

6. **Place(s) of Use:**

Indicate Method of Determination

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	
09S	16E	11															0.5	0.5	
																	0		

Do not use this space

NOV 07 1994

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

Bucket

2. Alternate Method for Checking Purposes:

horsepower

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$

$$(0.5) (4.0) = 2.0$$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$

$$0.04 (205) (1.9835) = 19.4$$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$

2.0

2. Volume Calculations for Other Uses:

$V(\text{domestic}) = 0.04 \text{ cfs} \cdot \frac{448.8 \text{ gpm}}{\text{cfs}} \cdot \frac{5 \text{ hr}}{\text{week}} \cdot \frac{60 \text{ min}}{\text{hr}} \cdot \frac{52 \text{ wk}}{\text{year}} \cdot \frac{1 \text{ af}^2}{325,850 \text{ gal}} = 0.9 \text{ af/yr}$
 Domestic - Allow 1.2 AFA 1 home w/lawn

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Did not develop all of use on permit.
Present well for domestic use only.

Had no stock at present time.

Recommend rate on proof of 0.04

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic			0.04	~~0.9~~ 1.2
Irrigation			~~0.04~~	2.0
Totals:			0.04	~~2.9~~ 1.2

2. Recommended Amendments

- ☐ 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

J. AUTHENTICATION

Field Examiner's Name Brian Block
Signature Brian Block
Certification Date _____
Field Report Preparation Date 6/10/91

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

NOV 07 1994

FLOW CALCULATIONS:

① measurement

$$V = 4 \text{ gal}$$

$$t_1 = 35 \text{ s}$$

$$t_2 = 20 \text{ s}$$

$$Q_1 = \frac{4 \text{ gal}}{35 \text{ s}} \cdot \frac{60 \text{ s}}{\text{min}} = 6.86 \text{ gpm}$$

$$Q_2 = \frac{4 \text{ gal}}{20 \text{ s}} \cdot \frac{60 \text{ s}}{\text{min}} = 12.0 \text{ gpm}$$

$$Q_T = \frac{(6.86 + 12.0) \text{ gpm}}{448.8} = \boxed{0.04 \text{ cfs}}$$

② calculation

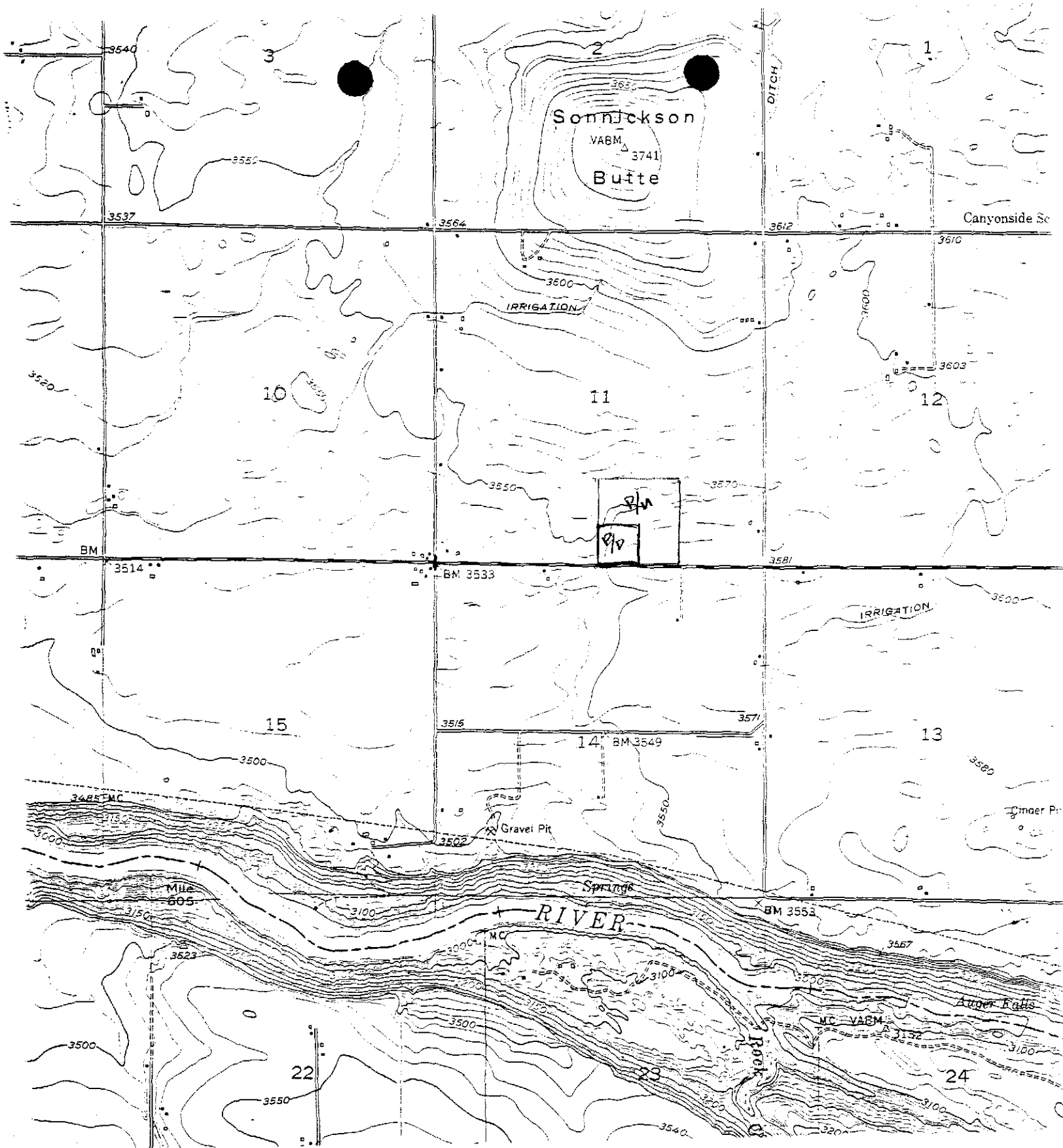
$$\text{power} = 1.5 \text{ hp.}$$

$$\text{depth} = 86 \text{ ft}$$

$$\text{press.} = 50 \text{ psi}$$

$$Q = \frac{8.8(0.7)(1.5)}{86 + 2.31(50)} = \boxed{0.046 \text{ cfs}}$$

NOV 07 1994



T 95 R 14 E Sec 11

ADW PT 12-28

36-8506



PLU
1225 07 1984



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 12, 1991

Everett P. Lieberg
146 W. 500 S.
Jerome, ID 83338

RE: PERMIT 36-8506

Dear Mr. Lieberg:

This letter is written in response to your January 12, 1991 note in which you state that the pumping capacity needed to irrigate the pasture has not yet been installed.

A review of the water right file shows that the above referenced permit issued to you authorized the diversion and use of 0.14 cfs of water for domestic, stockwater and irrigation of up to 2.5 acres. The proof you filed, however, shows domestic and stockwater use only with a diversion rate of 0.04 cfs.

The irrigation use can be included as part of your right if you install appropriate additional pumping capacity and irrigate the 2.5 acres before a department field examiner visits your property to determine the extent of beneficial use. You will also need to submit the appropriate license examination fee for the rate of diversion over the 0.04 cfs.

Sincerely,

RITA I. FLECK
Sec/Records Mgr

c: IDWR - S. Region

NOV 67 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 1, 1990

EVERETT P. LIEBERG
146 W. 500 S.
JEROME, ID 83338

RECEIVED
JAN 22 1991

Department of Water Resources

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08506

Dear Permit Holder:

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

I note that the permit issued to you by the department requires the installation of a lockable device to allow the department to determine the rate of diversion. The proof which you submitted does not show that you have installed this equipment.

The installation of the lockable device must be complete by the time the department representative conducts the examination of your system unless the department has rescinded the requirement prior to the field examination. In some cases, the equipment requirement can be rescinded because the equipment cannot be physically installed, is not appropriate or can be accommodated with other measuring methods.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Rita Fleck
Secretary/Records Manager

c: IDWR - Region

NOV 07 1994

1-12-91
PLEASE BE ADVISED PUMPING
EQUIPMENT HAS NOT BEEN
INSTALLED THAT WILL PROVIDE
PASTURE WATER - CURRENT PUMP
DOES NOT HAVE THAT CAPACITY
AS OF THIS DATE.
A PROJECTED DATE OF INSTALLATION
OF LARGER CAPACITY PUMP IS
NOT AVAILABLE AT THIS TIME.

SINCERELY
Everett P. Lieberg

November 1, 1990

EVERETT P. LIEBERG
146 W. 500 S.
JEROME, ID 83338

PROOF ACKNOWLEDGMENT LETTER

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Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

NOV 26 1990

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
July 23, 1990

EVERETT P. LIEBERG
146 W. 500 S.
JEROME, ID 83338

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P36-08506

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECEIVED

JUL 27 1990

36-08506

LIEBERG, EVERETT P.
146 WEST 500 SOUTH
JEROME, ID 83338

Source: GROUNDWATER

Diversion Pt: SWSWSE Sec 11 T 09S R 16E

Use: IRRIGATION	(.080 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.040 CFS)
Total Diversion:	(.140 CFS)

Date Filed: 1/10/ 1990

In: T09S R16E S11 SWSE

2.5 ACRES TOTAL

RECORDED

JUL 27 1990

NOTICE OF APPLICATION
FOR WATER RIGHT
The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

36-08506
LIEBERG, EVERETT P.
146 WEST 500 SOUTH
JEROME, ID 83338
Source: GROUNDWATER
Diversion Pt: SWSWSE Sec 11 T 09S R

16E
Use: IRRIGATION (.080 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.140 CFS)

Date Filed: 1/10/1990
In: T09S R16E S11 - SWSE

2.5 ACRES TOTAL

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Southern Region, 222 Shoshone St. East,
Twin Falls, ID 83301 on or before May 21,
1990.

R. KEITH HIGGINSON
Director
N12427

Pub: 5-2, 9

OK
mb
4/27/90

MICROFILMED

JUL 27 1990

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R. KEITH HIGGINSON, Director

Published 5/2/1990 & 5/09/1990

RECEIVED
MAY 13 1990

MAY 17 1990

19-Apr-1990

EVERETT P. LIEBERG
146 WEST 500 SOUTH
JEROME ID 83338

Re: Application for Permit No. 36-07506

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the North Side News on 5/2 & 5/9/90. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

INDEXED

JUL 27 1990

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Jerome } SS.

MAY 10 1990

Department of Water Resources
Southern Region Office

Patty Nance being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 28 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 2nd day of May, 1990, and the date of the last publication was on the 29th day of May, 1990.

Patty Nance

Subscribed and sworn to before me this 9

day of May, 1990.
(SEAL)

Norma De Voe

NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 28

Lines tabular at _____ 6¢/Pica
Lines straight at 380.25 5¢/Pica
Subsequent lines at 12.00 4¢/Pica
TOTAL COST 344.25

COPY OF NOTICE

(Paste Here)

App. for Water Right
TITLE OF NOTICE
Lieberg, Everett P.
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO 771

NOTICE OF APPLICATION FOR WATER RIGHT

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

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Total Diverson: (.140 CFS)
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R. KEITH HIGGINSON
Director
N12427

Pub: 5-2, 9

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....5¢/Pica
7-8 pt. per line tabular.....6¢/Pica
7-8 pt. per line successive
insertions.....4¢/Pica

No 3989

JUL 26 1990

344.25

IDAHO DEPT. OF WATER RESOURCES
SOUTHERN REGION
222 Shoshone St. East
Twin Falls, ID 83301

(208)734-3578

APRIL 18, 1990

NORTH SIDE NEWS
P.O. BOX 468
JEROME, ID 83338

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 21, 1990.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

RECEIVED
JUL 27 1990