

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho,)
) SS.
County of Gooding)

NOV 10 1988

Department of Water Resources
Southern Region Office

Dave Combes

, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, 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 2 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 nov 19 88, and the date of the last publication was on the 9th day of November, 19 88.

[Signature]

Subscribed and sworn to before me this 9th day of Nov, 19 88.
(SEAL)

Lorena M. Perme
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 28
Number of Insertions 2

Lines tabular at 28 5¢/Pica
Lines straight at 28 14.56 4¢/Pica
Subsequent lines at 28 12.74 3¢/Pica
TOTAL COST 27.30

OK
MB
11/21/88

3027

COPY OF NOTICE
(Paste Here)

Appl for water
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of water
BILL TO

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

36-08376

RATHBUN, DALE C., 1785 NELSON RD., MT. VERNON, WA 98273
Source: GROUNDWATER
Diversion Pt: NWNW Sec 36 T 07S R 15E; Gooding County; 3 miles East of Wendell.
Use: DOMESTIC (.040 CFS)
IRRIGATION (.100 CFS)
Date Filed: 8/04/1988
In: T07S R15E S36 - NWNW - 1.18 ACRES TOTAL

The permit will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before NOVEMBER 21, 1988.

R. Keith Higginson
Director
G3037

Publish: November 2 and 9

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight 4¢/Pica
7-8 pt. per line tabular 5¢/Pica
7-8 pt. per line successive
insertions 3¢/Pica

No 1310

FEB 14 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 36-8376

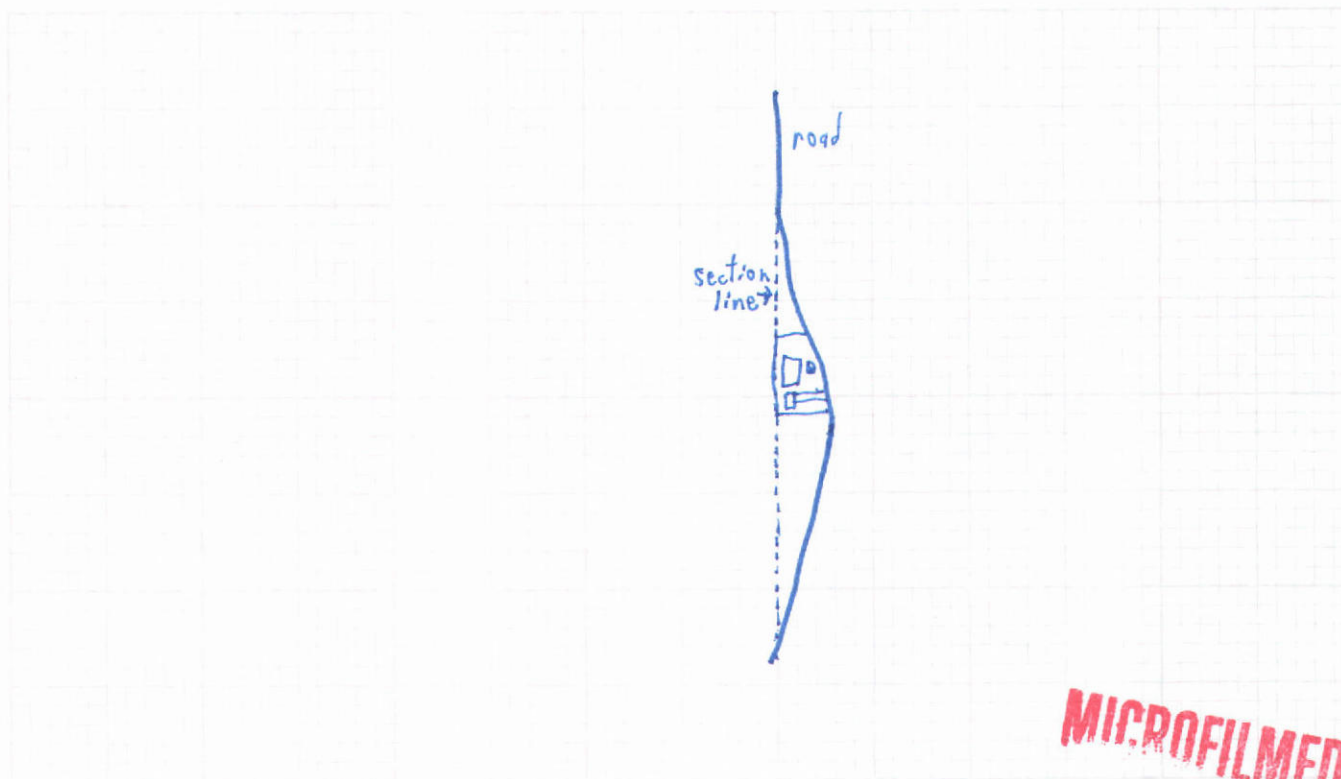
1. Owner: Dale C. Rathbun (Deceased) Phone No. _____
Current Address: 1785 Nelson Rd., Mt. Vernon, WA 98273
2. Accompanied by: Mr. Shirey EXAM. DATE: 5-3-90
Address: 2919 S. 2200 E., Wendell, ID 83355 Phone No. 526-2630
Relationship to Permit Holder: renter
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: _____
_____ ☐ 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).

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JUN 10 1992



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08376

Priority: August 4, 1988

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that DALE C RATHBUN

1785 NELSON RD

MT VERNON WA 98273

has complied with the terms and conditions

of the permit, issued pursuant to Application for Permit dated August 4, 1988; and has submitted Proof of Beneficial Use on May 22, 1989. 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:

NWNW , Sec. 36, Township 07S, Range 15E
GOODING County

PLACE OF USE: DOMESTIC

TWN RGE SEC

07S 15E 36

NWNW

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 MAY, 1992

Acting for R. Keith Higginson, Director

MICROFILMED

JUN 10 1992

RECEIVED

AUG 19 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 36-08376

APPROVED

Department of Water Resources
Southern Region Office

To appropriate the public waters of the State of Idaho

1. Name of applicant RATHBON, DALE C Phone (206) 428-4802
Post office address 1785 NELSON RD. MT. VERNON, WA. 98273
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 36 Township 7S Range 15E B.M. GOODING County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for DOMESTIC purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
ALLOW 0.04* Amount 0.10 for IRRIGATION purposes from 04/01 to 11/30 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
ALLOW 0.08*
5. Total quantity to be appropriated is (a) 0.14* and/or (b) _____
*kw 1/18/89 cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 190' WELL, 3 H.P. SUB.
PUMP
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? _____
7. Time required for the completion of the works and application of the water for beneficial use is
1 years (minimum 1 year).

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FEB 14 1989

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. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 HOUSEHOLD
- e. Other; describe fully. CLAIMANT OWNS 1.18 ACRES WHICH HE PLANS TO IRRIGATE

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	
7S	15E	36						1.18											1.18
							D												

Total number of acres to be irrigated 1.18

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

11. a. Who owns the property at the point of diversion? CLAIMANT
- b. Who owns the land to be irrigated or place of use? CLAIMANT
- 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: _____

RECORDED

FEB 14 1989

T. 7 S. R. 15 E. SEC 36 NW 1/4 NW 1/4

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

A 12x12 grid map for a proposed project. A handwritten asterisk (*) is located in the 8th row, 6th column. The number '36' is handwritten in the 10th row, 10th column. A 'MICROFILMED' stamp is in the bottom right corner of the grid.

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.

Dale C. Rothburn
(Applicant)

Received by ml AB Date 8-15-88 Time 12:00 Proposed Priority 8/4/88
Date 8-1-88 Time 10:41 Preliminary check by Day J. Kelly
Fee \$ 30.00 Receipted by AB # N-898 Date 8-1-88
Publication prepared by M. Baldwin Date 10/20/88 Published in Gooding Co. Leader
Publication approved M. Baldwin Date 11/21/88

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. 36-8376, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 90.

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:

Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

The maximum rate of diversion for irrigation purposes under this permit shall not exceed 0.04 cfs.

Irrigation use under this permit is authorized only in connection with a domestic use.

Witness my hand this 3rd day of February, 1989.

J. NewSaxon

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) SS.
County of Gooding)

NOV 10 1988

Department of Water Resources
Southern Region Office

Dave Combes

being first duly sworn,
deposes and says that he is the printer (publisher) of the Gooding
County Leader, a newspaper published every week in Gooding, County
of Gooding, State of Idaho, that said newspaper has been continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive 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 2 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 nov
1988, and the date of the last publication was on the 9th
day of November, 19 88.

[Signature]

Subscribed and sworn to before me this 9th
day of Nov, 19 88.
(SEAL)

Louena M. Lerner
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho
COST OF PUBLICATION

OK
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11/21/88

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Number of Insertions 2

Lines tabular at 5/Pica
28 Lines straight at 14.56 4/Pica
28 Subsequent lines at 12.74 3/Pica
TOTAL COST 27.30

COPY OF NOTICE
(Paste Here)

Appl for water
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water
CALL TO

The Following application has been filed
to appropriate the public waters of the
State of Idaho:

Use: DOMESTIC (040 CFS)
IRRIGATION (100 CFS)
Date Filed: 8/04/1988
In: T07S R15E S30 - NWNW - 1.15 ACRES
TOTAL

The permit will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public interest
criteria of Sec. 42-203C, Idaho Code. Pro-
tests must be filed with the Director, Dept.
of Water Resources, 2148 4th Avenue
East, Twin Falls, Idaho 83301 on or before
NOVEMBER 21, 1988.

R. Keith Higginson
Director
G3037

Publish: November 2 and 9

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight 4/Pica
7-8 pt. per line tabular 5/Pica
7-8 pt. per line successive
insertions 3/Pica

No 1310

FEB 14 1989

3027

June 2, 1992

DALE C RATHBUN
1785 NELSON RD
MT VERNON WA 98273

RE: WATER RIGHT NO. 36-08376

Dear Water Right Holder(s):

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

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MICROFILMED
JUN 10 1992

April 30, 1992

DALE C RATHBUN
1785 NELSON RD
MT VERNON WA 98273

RE: WATER RIGHT NO. 36-08376

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

SHARLA CURTIS
Water Resource Agent

SC:clh

Enclosure

MICROFILMED
JUN 10 1992

LICENSE REVIEW CHECKLIST

Date 04-22-92

Permit # 36-08376
28

	<u>Yes</u>	<u>No</u>	
NAME	<u> </u>	<u>✓</u>	Address Change? <u>Edit</u>
PRIORITY DATE	<u> </u>	<u>✓</u>	Advance? <u> </u>
	<u> </u>	<u>✓</u>	Memo to Advance
	<u> </u>	<u>✓</u>	Order to Reinstate Needed?
TOTAL CFS	<u> </u>	<u>✓</u>	Incorrect Fee for rate recommended?
	<u>NA</u>	<u> </u>	Disagree with Actual Measurement?
	<u>NA</u>	<u> </u>	Disagree with Theoretical? <u>No Info / .04 cts (DOM)</u>
	<u> </u>	<u>✓</u>	Limited by Capacity? <u>.04 cts</u>
TOTAL VOLUME			Rate/ac <u> </u> AFA Irr. Season <u> </u>
			<u> </u> Standard Irr. Season
			<u> </u> Season Recommended
	<u>NA</u>	<u> </u>	Disagree with Examiner's Calculations?
	<u> </u>	<u>✓</u>	<u>1 x 1.2 = 1.2 AFA (DOM)</u>
	<u> </u>	<u>✓</u>	Limited by Flow? <u>.04 x 365 x 1.9835 = 28.95 > 1.2</u>
SOURCE	<u> </u>	<u>✓</u>	Changes? Clarification of <u>Originally</u>
	<u> </u>	<u>✓</u>	<u>Intended</u> source
	<u> </u>	<u>✓</u>	Notice of Intent to Void.
P/D	<u> </u>	<u>✓</u>	Verify with Map
	<u> </u>	<u>✓</u>	Amendment Needed? <u> </u>
	<u> </u>	<u>✓</u>	Is Overlap Analysis a Consideration?
P/U	<u> </u>	<u>✓</u>	Verify with Map
	<u> </u>	<u>✓</u>	Amendment Needed? <u> </u>
	<u> </u>	<u>✓</u>	Is Overlap Analysis a Consideration?
USES	<u>✓</u>	<u> </u>	Changes required to be compatible with
	<u> </u>	<u>✓</u>	Maps, Data Entry Standards, etc? <u> </u>
	<u> </u>	<u>✓</u>	<u>Drop IRR / included w/ DOM < 1/2 Acre</u>
	<u> </u>	<u>✓</u>	Change(s) in Nature of Use? <u> </u>
	<u> </u>	<u>✓</u>	Amendment Needed? <u> </u>
REMARKS	<u> </u>	<u>✓</u>	Multiple P/Ds in 1/4 1/4? <u> </u>
	<u>✓</u>	<u> </u>	Non-Irrigation Uses <u>DOM / Home</u>
	<u> </u>	<u>✓</u>	Special Overlap Condition <u> </u>
	<u> </u>	<u>✓</u>	Other <u> </u>
CONDITIONS	<u> </u>	<u>✓</u>	Measuring Device
	<u> </u>	<u>✓</u>	W/Master Control
	<u> </u>	<u>✓</u>	Overlap
	<u> </u>	<u>✓</u>	Water Quality
	<u> </u>	<u>✓</u>	DATES/MISC
	<u> </u>	<u>✓</u>	Water Dist.
	<u> </u>	<u>✓</u>	App Rec'd
	<u> </u>	<u>✓</u>	Exam Made
COMMENTS/MEMOS NEEDED:	<u>Reduced Rate / Drop IRR + IRR Conditions</u>		
License	<u>10-Day</u>	<u>✓</u>	15-Day <u> </u> Special Correspondence <u> </u>

AK 

WR0749NP
No. L36-08376

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 04/22/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DALE C RATHBUN 1785 NELSON RD MT VERNON WA 98273 (206) 428-4802	08/04/1988	DOMESTIC	01-01 12-31	0.04 CFS	1.2 AFA
TOTAL DIVERSION:					0.04 CFS	1.2 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T07S R15E S36 NW NW

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
07S	15E	36	:																	:

Pou County: GOODING

Other Water Rights Listing Overlapping Place(s) of Use:
36-02445 36-08376

Remarks: Domestic use is for 1 home.

Dates:	App. Received:	08/04/1988	Priority Date:	08/04/1988
	Proof Due Date:	02/01/1990	Proof Made Date:	05/22/1989
	Exam Made Date:	05/03/1990	Exam Sent to S.O.:	12/30/1991
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 04/22/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 36-8376

1. Owner: Dale C. Rathbun (Deceased)

Phone No. _____

Current Address: 1785 Nelson Rd., Mt. Vernon, WA 98273

2. Accompanied by: Mr. Shirey

EXAM. DATE: 5-3-90

Address: 2919 S. 2200 E., Wendell, ID 83355

Phone No. 526-2630

Relationship to Permit Holder: renter

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____

☐ Copies Attached

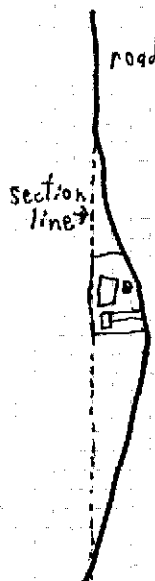
2. Other water rights with same point of diversion: _____

☐ 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).

☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.)

☐ Aerial Photo Attached

(required for irrigation of 10 acres or more).

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System Description (continued)

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

Well, submersible motor & pump.

☐ 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
	?	?	?	?	?

*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	NW	NW	36	75	15E	Gooding	

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	
75	15E	36					D												

MICROFILMED

JUN 10 1992

Do not use this space

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:

None. Allow 0.04 cfs applied for ~~E~~ under domestic use.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

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:

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

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

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

2. Volume Calculations for Other Uses:

Allow 1.2 AFA standard volume for home with lawn,

MICROFILMED

JUN 10 1992

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Well serves 1 home and lawn with trees & shrubbery. Irrigation is under 1/4 acre, so is included under domestic use. Land south of home is not being irrigated (still under sagebrush). Renter has no information on the pump.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1-1	12-31	0.04	1.2
Totals:			0.04	1.2

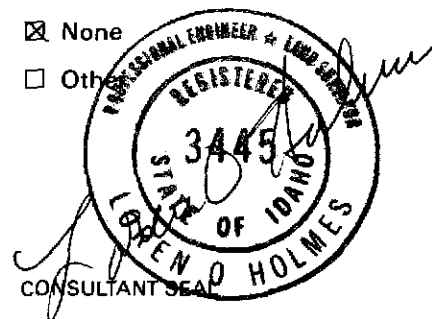
2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

- ☒ None
☐ Other

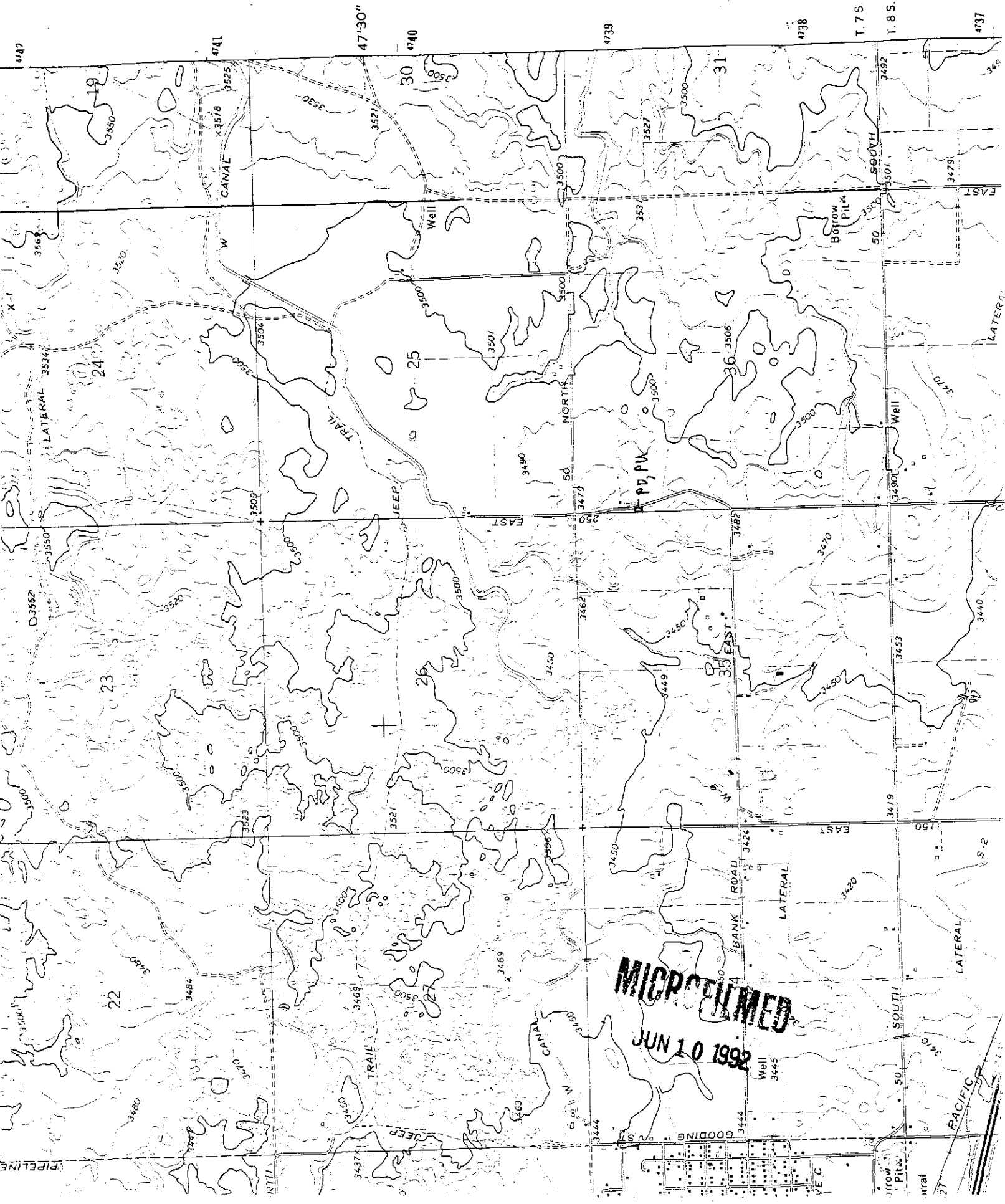
J. AUTHENTICATION

Field Examiner's Name J. E. Stanton
 Signature J. E. Stanton
 Certification Date 4/10/91
 Field Report Preparation Date 5-3-90



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

MILDRED
 JUN 10 1992





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

12-Sep-1989

R. KEITH HIGGINSON
Director

Mr. Dale C. Rathbun
1785 Nelson Rd.
Mt. Vernon, Washington 98273

RECEIVED

SEP 25 1989

Department of Water Resources
Southern Region Office

Re; Permit No. 36-08376

Dear Mr. Rathbun,

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

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

Please find attached receipt no. C006999 dated 5-23-89 for the amount of \$50.00.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

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

Very truly yours,

Lloyd Payne
Lloyd Payne
Clerk

MICROFILMED
JUN 10 1992

Encl:

Dear Mr. Payne, -

Thank you for your letter and receipt.

My husband, Dale C. Rathbun, just recently passed away so he would be unable to show you the system.
(over)

However, the house is rented to Chuck
and Shauna Shirey
2919 L. 2200 E.
Wendell, Id. 83355

and their phone # is (208) 536-2630

I'm sure they would let you
examine it. Please phone them when
you are ready to make the examination
so they will be at home.

I will write them a letter now
and explain that you will be coming,
and will phone them.

Thanks much!
Irene E. Rathbun

MICROFILMED
JUN 10 1992

12-Sep-1989

Mr. Dale C. Rathbun
1785 Nelson Rd.
Mt. Vernon, Washington 98273

Re; Permit No. 36-08376

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Very truly yours,

Lloyd Payne
Clerk

Encl:

MICROFILMED

SEP 19 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 96-8376

Date: 8/18/89

General Considerations:

☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change ☐ If yes, prepare a data entry
☒ Proof received timely
☒ Reinstated

Source of Water:

☒ Surface water
☒ Groundwater
☐ 1. well log in file
☒ drilling permit
☒ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof Acceptable - drilling permit not required and well log not researched because well is over 3 yrs. old

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

-

=

+

=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED
MAY 22 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received 50.00
Date 5/22/89
Receipt # CDD6999
Receipt by K. Young
Reviewed by _____
Sent to region _____

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. 36-08376

Name(s) of Permit Holder: Dale C Rathbun

Post Office Address: 1785 Nelson Rd

Mt Vernon WA 98273

Telephone No. _____

Source of Water: Groundwater

Extent of Use:

Domestic 1 (number of households)

Stockwater _____ (number and type of stock)

Irrigation 1.18 (acres)

Other/Remark _____

Total rate and/or volume for which proof is submitted .08 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: 1982

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Fee enclosed \$ 50.00
(See License Examination Fee Schedule)

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

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

Chuck Shirey (Renter)

(Name)

2919 S. 2200 E.

(Telephone Number)

Wendell ID 83355

(Address)

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.

MICROFILMED

SEP 19 1989

5-20-89

Date

Dale C. Rathbun

Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
February 7, 1989

DALE C. RATHBUN
1785 NELSON RD.
MT. VERNON, WA 98273

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08376

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.

Sincerely,

GARY SPACKMAN, Supervisor
Water Rights Permits Section

GS: SC
Enclosures

RECORDED

FEB 14 1989

Rathbon, Dale C.

Form No. 202a
1/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY AD DATE 9/6/88 APPLICATION NUMBER 36-8376

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or minicipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Yes ☒ No Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☒ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☒ See reverse side for additional information

REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

DEC 05 1988

RECEIVED

Department of Water Resources

PROCESSING

- ☒ Yes ☐ No Form for advertising
☒ Yes ☐ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO

- ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM, District _____
☐ Idaho Dept. of Fish & Game, Region _____ ☐ U.S. Forest Service, Forest _____
☐ Idaho Dept. of Lands ☐ Water District # _____
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

- ☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

- ☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest _____
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

Reduce irrigation D to .04 & total Q to .08

☐ See below for additional information

Date of priority recommended

8/4/88

By *Larry O'Hara*

Date *11/30/88*

STATE OFFICE REVIEW

P23

P16

4628

(irrig., 0.04 cfs)

41

☐ See below for additional information

By

kw

Date

1/18/89

ADDITIONAL INFORMATION

** (1.18 ac. x 0.03 cfs = 0.0354 cfs ≈ 0.04 cfs)*



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 31, 1988

Dale C. Rathbun
1785 Nelson Rd.
Mt. Vernon, WA 98273

Re: Application for Permit No. 36-08376

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 Gooding County Leader on 11/2 & 11/9/88. 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

MICROFILMED

FEB 14 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
2148 4th Avenue East
Twin Falls, ID 83301
(208)734-3578

OCTOBER 20, 1988

GOODING COUNTY LEADER
BOX 56
GOODING, ID 83330

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 NOVEMBER 21, 1988.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED
FEB 14 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

36-08376

RATHBUN, DALE C.
1785 NELSON RD.
MT. VERNON, WA 98273

Source: GROUNDWATER

Diversion Pt: NWNW Sec 36 T 07S R 15E ; Gooding County; 3 miles East
of Wendell.

Use: DOMESTIC (.040 CFS)
IRRIGATION (.100 CFS)

Date Filed: 8/04/1988

In: T07S R15E S36 NWNW

1.18 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before NOVEMBER 21, 1988.

R. Keith Higginson, Director

Published 11/02/1988 & 11/09/1988

MICROFILMED

FEB 14 1989

STAFF ANALYSIS SUPPLEMENT

1) Water District _____ Basin # 36

2) Local description (of one P/D)

☐

At the above street address

☐

0 miles N/S and 3 miles EW
of Wendel, Ala
(City center or numbered highway intersection)

☐

(Travel directions from city center or highway intersection)