

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

sec 36

X well

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.

Gary W Herbert LaManna Herbst
(Applicant)

Affidavit of Publication

L. Ella Cammack
of the Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with

the issue dated May 22, 1980

and ending with the issue dated

May 29, 1980

L. Ella Cammack

Subscribed and sworn to before me this

10th day of July, 1980

R. C. Ser

Notary Public

Residence: Arco, Idaho.

My commission expires....., 19.....

PUBLIC NOTICE

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application has been submitted for permit to appropriate the public waters of the State of Idaho:

34-7246

HERBST, GEORGE W. &-or LA WANNA

RT. 1 BOX 93E, ARCO, ID 83213

Source: GROUNDWATER

Date Filed: 05-14-1980

Amount: 0.30 CFS

Diversion Point: SESW Sec 36 T 04N R 26E, BUTTE COUNTY

Use: IRRIGATION (0.28 CFS) from 04-01 to 10-31 — DOMESTIC (0.02CFS) from 01-01 to 12-31

Place of Use: SESW Sec 36 T 04N R 26E FOR 14 ACRES

Diversion Means: WELL, PUMP & SPRINKLER

If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before JUNE 9, 1980.

C. STEPHEN ALLRED
Director

Published 5-22 & 5-29-80

ok kw
7/16/80

RECEIVED

JUL 14 1980

Department of Water Resources
Eastern District Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 34-7246

1. Owner: George or Lawanna Herbst Phone No. 527-3274

Current Address: Rt #1 Box 271 Arco, ID 83213

2. Accompanied by: Lawanna Herbst EXAM. DATE: 7/16/87

Address: Rt #1 Box 271 Arco, ID Phone No. 527-3274

Relationship to Permit Holder: applicant

3. Source: groundwater tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with same place of use: none

☐ Copies Attached

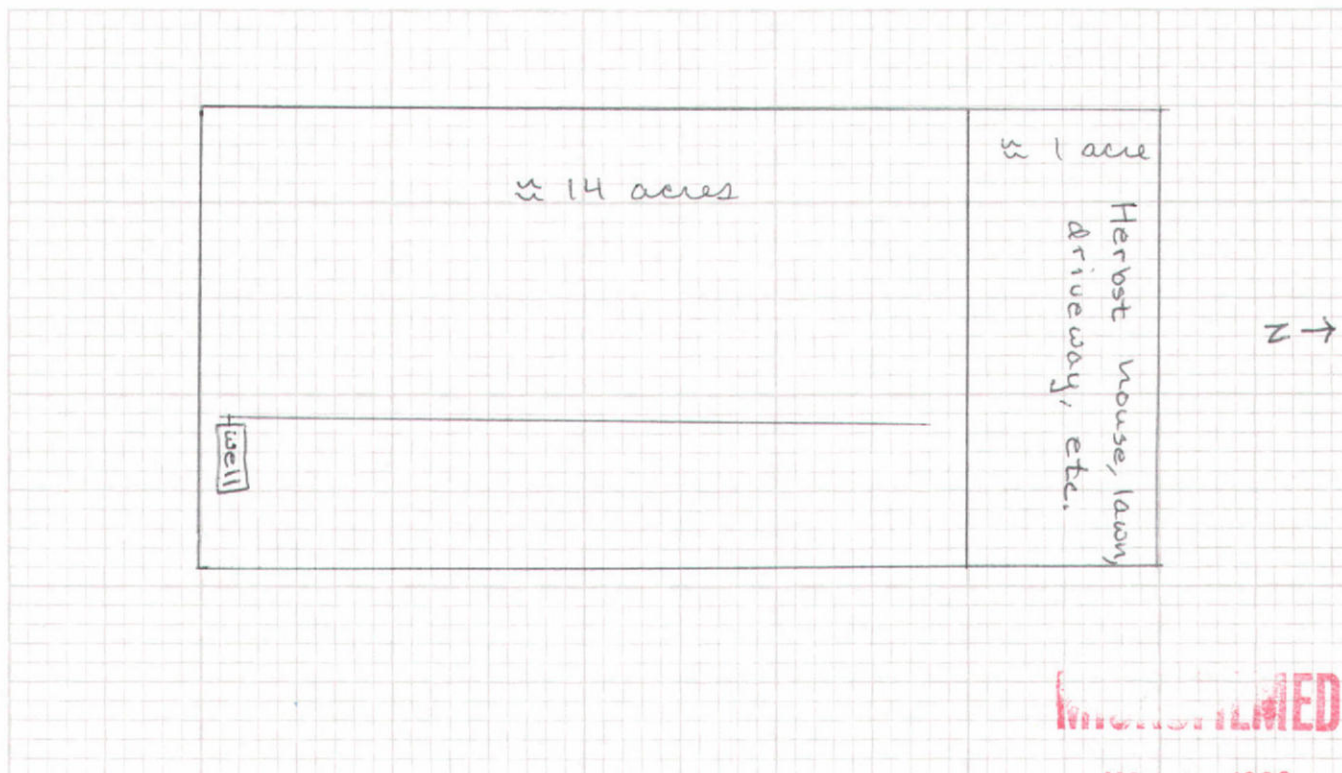
2. Other water rights with same point of diversion: none

☐ 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



RECORDED

MAY 09 1989

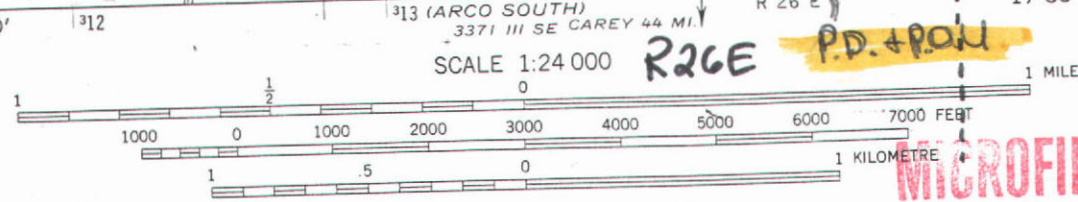
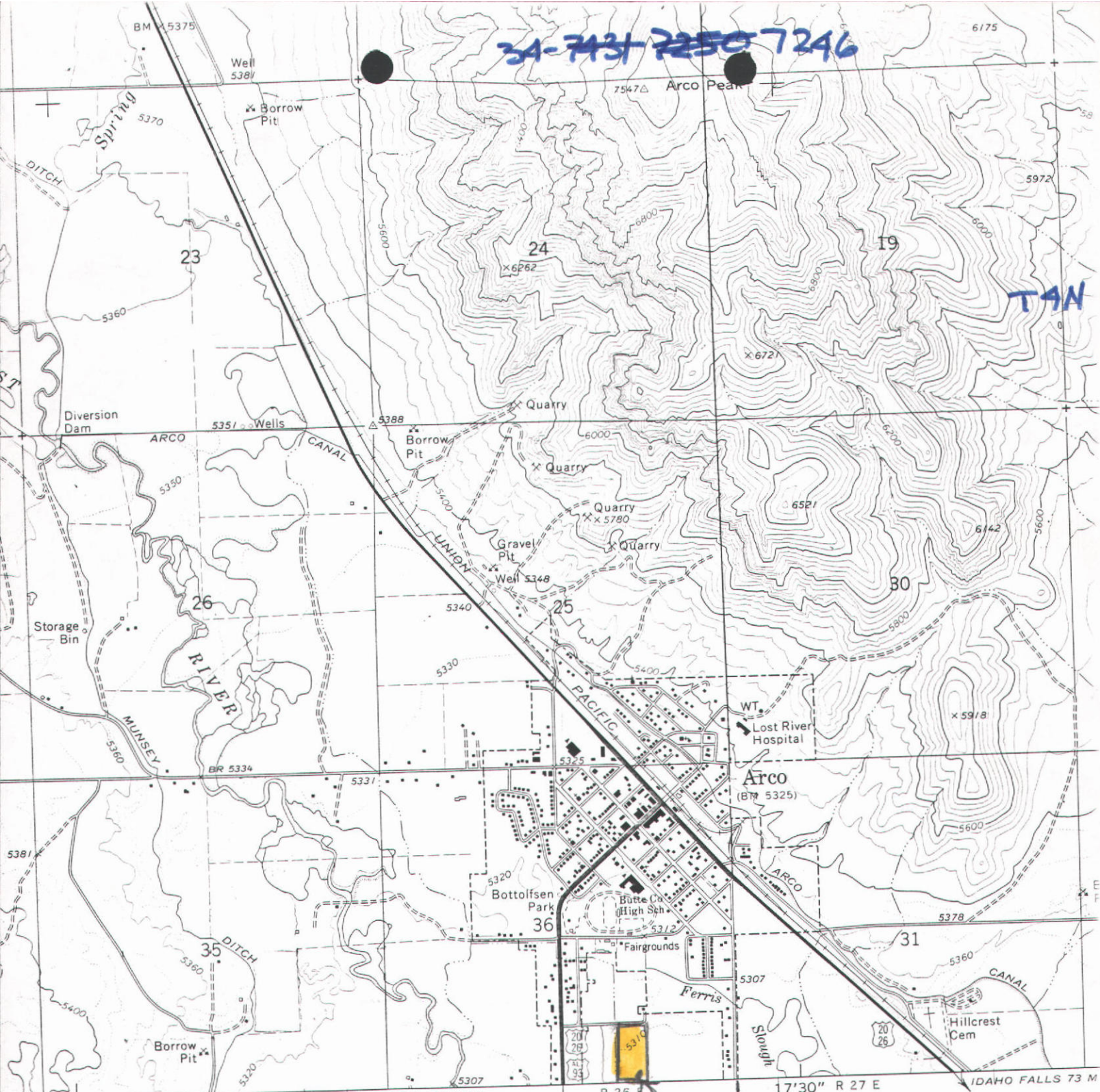
Scale: 1" = _____.

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.

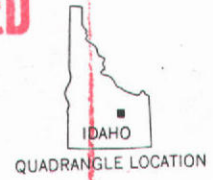
☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).



CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT 10-FOOT CONTOURS
NATIONAL GEODETIC VERTICAL DATUM OF 1929

MICROFILMED

MAY 09 1989



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

R. Ellison

#34-724C

R6E

A-295	A-381	A-336	A-381
387-A	381-A	381-A	381-A
T-1916	T-1916	T-1916	T-1916
7.6	7.6	7.6	7.6
C.6	C.6	C.6	C.6

A-113
T. Anderson

104
T-14
Anderson / Kidman

A-114
G. B. Hines

A-419
C. B. Anderson

Harbort
Zone 5

PO

T-1918

A-336
A. Harbort

T4N

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MAY 09 1989

A-261
R. Allen

100
T-14
R. Allen

34-7246



NO ADDED

MAY 09 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 34-07246

Priority: May 14, 1980 Amount: 0.24 CFS 42.0 AFA

This is to certify, that GEORGE HERBST
LA WANNA HERBST

RT. 1 BOX 271
ARCO, ID 83213

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 14, 1980, and has submitted proof to the Department of Water Resources on June 19, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .240 cfs of water from a **GROUNDWATER** source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 11/01	0.24 CFS	42.0 AFA

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 36, Township 04N, Range 26E
BUTTE 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>
04N	26E	36	SWSE	14		14
Total number of acres irrigated:						14

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This 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 21ST
day of APRIL, 1989.

NOT RECORDED

MAY 09 1989

Acting for the Director

Norman C. Young

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 34-07246

RECEIVED

APR 03 1989

Date of Priority: May 14, 1980

Department of Water Resources

Comes now

GEORGE HERBST
LA WANNA HERBST

RT. 1 BOX 271
ARCO, ID 83213

APPROVED

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 34-07246, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 11/01	0.24 CFS	42.0 AFA
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		SWSE , Sec. 36, Township 04N, Range 26E BUTTE County	

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N 26E 36	SWSE 14			14
Total number of acres irrigated:				14

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Arco Idaho, this 31 day of March, 1989.

MICROFILMED

MAY 09 1989

George W Herbst
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 34-07246

FOR DEPARTMENT USE ONLY

Preliminary check by ICW Fee = \$20.00 ✓ Received by KSY Date 4/3/89
ACTION OF THE DEPARTMENT OF WATER RESOURCES # C006/55

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 34-07246 with the following;

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 21st day of April, 1989.

R. Keith Higginson
Acting for the (Director)

RECEIVED

MAY 99 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant George H. or Lillian H. Herbat Phone 527-3274
Post office address Box 93E Arco, Ida 83213
2. Source of water supply ground water which is a tributary of _____
3. Location of point of diversion is South $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of Section 36 Township 4 North
EAST
Range 26 E.B.M. BUTTE County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .28 for irrigation purposes from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum) Oct 31 RH 7-25-80

Amount .02 for domestic 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)

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

5. Total quantity to be appropriated:

a. .30 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

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 47 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

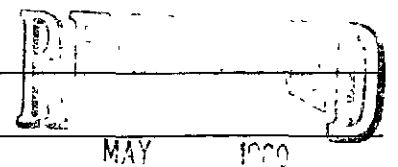
(1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 36 Township 4N
Range 26 B.M.

(2) Amount of power to be generated: _____ horsepower 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: _____



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

[illegible]

Total number of acres to be irrigated

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

9. a. Who owns the property at the point of diversion George W or LAWANNA Herbst

b. Who owns the land to be irrigated or place of use George W. or LAWANNA Herbst

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

10. Remarks

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

sec 36

X well

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.

Serge W. Hubert LaManna Herbst
(Applicant)

Proposed Priority 5/14/80
Received by EW Date 5/14/80 Time 2:00
Preliminary check by yc Fee \$ 35.00
Receipted by EW Date 5/15/80 # 13999
Publication prepared by kw Date 5/16/80
Published in _____ Arco Advertiser
Publication dates 5/22 & 5/29/80
Publication approved EW Date 7/16/80
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EMC RH Jmi

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. 34-7246, 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 August 1, 19 85.
- 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. Other: _____

Witness my hand this 1st day of August, 19 80.

L. Glen Saxton
CHIEF OF BUREAU

Affidavit of Publication

L. Ella Cammack
of the Arco Advertiser, a weekly newspaper of
general circulation, published weekly at Arco,
Idaho, since March, 1909, do solemnly swear that
a copy of this notice, per clipping attached, was
published weekly in the regular and entire issue
of said newspaper, and not in any supplement
thereof,

for 2 consecutive weeks, commencing with

the issue dated May 22, 1980

and ending with the issue dated

May 29, 1980

L. Ella Cammack

Subscribed and sworn to before me this

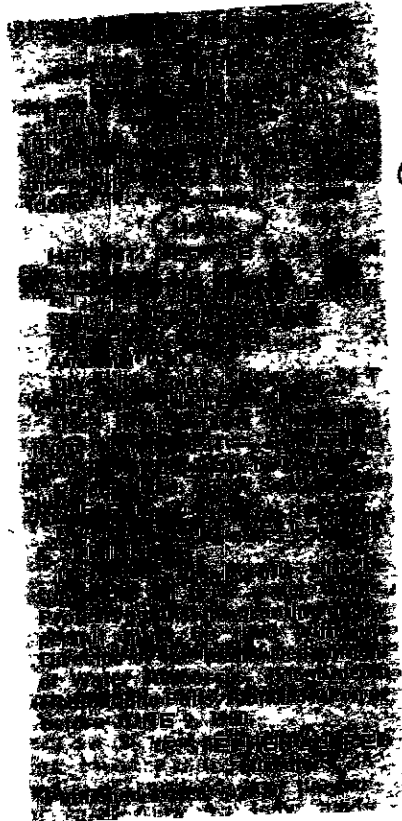
10th day of July, 1980

R. L. Ser
Notary Public

Residence: Arco, Idaho.

My commission expires

, 19



ok kw
7/16/80

RECEIVED

JUL 14 1980

Department of Water Resources
Eastern District Office

MICROFILMED

April 25, 1989

GEORGE HERBST
LA WANNA HERBST
RT. 1 BOX 271
ARCO, ID 83213

RE: PERMIT NO. 34-07246

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

REPROFILMED

MAY 09 1989

March 7, 1989

GEORGE HERBST
LA WANNA HERBST
RT. 1 BOX 271
ARCO, ID 83213

RE: PERMIT NO. 34-07246

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAY 09 1989

MEMORANDUM

TO:FILE #34-7246

FROM:ROXANNE MCCARTHY

RE: FIELD EXAM REVIEW

DATE: 11-JAN-1989

=====

The original volume calculation in this exam was correct. The recommended volume should be:

14.0 acres x 3.0 = 42.0 afa

MICROFILMED

MAY 09 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

34-7246.
Permit No.

RECEIVED
OCT 23 1987

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval Department of Water Resources
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index SA 3/27/87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index SA 3/27/87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: Surface Rts 344043, 34-0358

Aerial Photo

Required? ☒ yes ☐ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed 7/16/87 Carol Slaughter (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent SA 7-27-87 (Initial and date)

Exam Reviewed by Manager of Regional Office SM Oct 1, 1987 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office 10/21/87 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 34-7246

1. Owner: George or LaWanna Herbst

Phone No. 527-3274

Current Address: Rt #1 Box 271 Arco, ID 83213

2. Accompanied by: LaWanna Herbst

EXAM. DATE: 7/16/87

Address: Rt #1 Box 271 Arco, ID

Phone No. 527-3274

Relationship to Permit Holder: applicant

3. Source: groundwater tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with same place of use: none

☐ Copies Attached

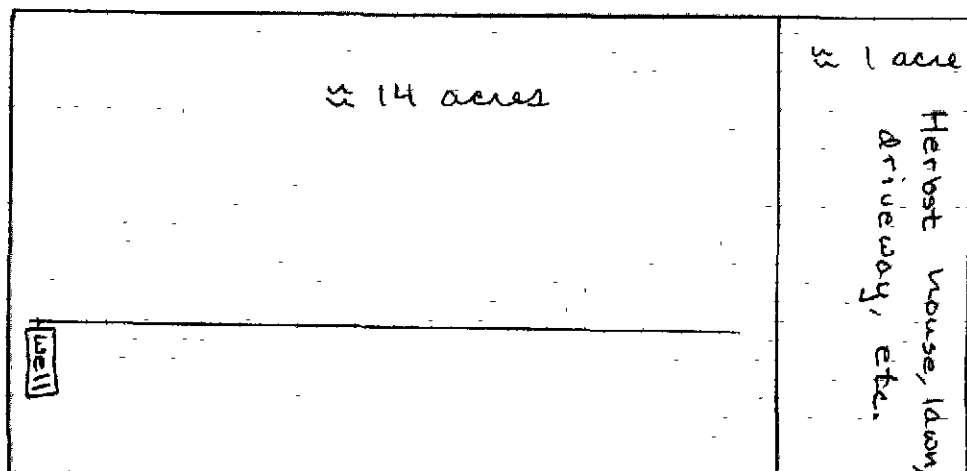
2. Other water rights with same point of diversion: none

☐ 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



RECEIVED

MAY 09 1989

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.

System Description (continued)

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

7 1/2 submersible pump and well to run one wheel line; 30 sprinkler heads of mixed sizes, 5/32" average

well depth = 70'
static water level = 12' to water

No Domestic use

☐ 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	SE	36	4N	26E	Butte	USGS

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	
4N	26E	36															14		14

Do not use this space

RECEIVED

MAY 09 1989

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pitot Gauge					1-160	

2. Measurements:

pressure reading = 25 psi at 3 reads on line

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = (3.54)(30) = 106.2 \text{ gpm} \quad Q = 106.2 \text{ gpm} \quad Q = .24 \text{ cfs}$$

2. Alternate Method for Checking Purposes

$$Q = \frac{(7.5)(8.814)(1.8)}{12 + (2.308)(25)} = .76 \text{ cfs (Theoretical)}$$

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:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 14(3) = 42 \text{ a/a}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (1.24)(214)(1.9835) = 102 \text{ a/a}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 42 \text{ a/a}$$

2. Volume Calculations for Other Uses:

49

FILED

MAY 09 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	11/1	.24	49 42 cfs
Totals:			.24 cfs	49 42 cfs

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 Carol Slaughterbeck

Signature Carol Slaughterbeck

Certification Date Oct 1, 1987

Field Report Preparation Date 7/17/87

CONSULTANT SEAL

Steve McLernand

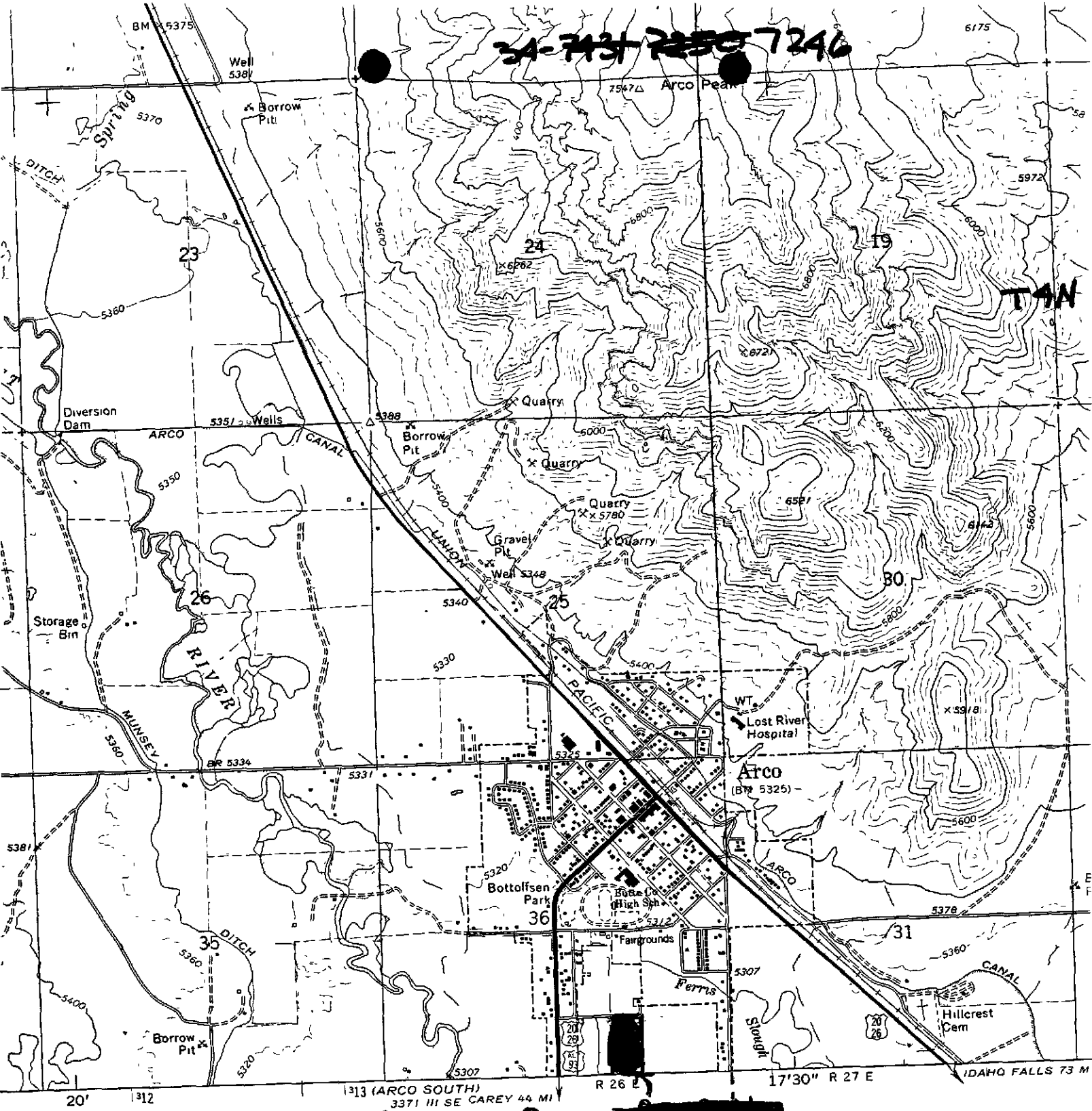
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

Axanne McCarthy

1/10/89

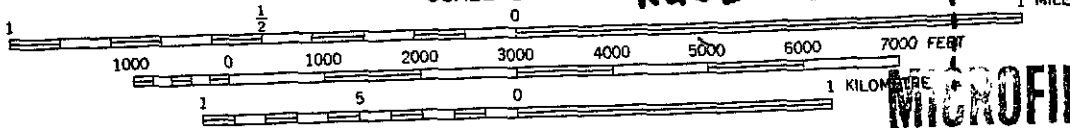
MICROFILMED

MAY 09 1989



SCALE 1:24 000

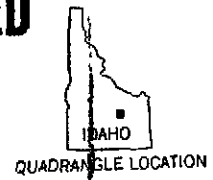
R26E



CONTOUR INTERVAL 40 FEET
 DOTTED LINES REPRESENT 10-FOOT CONTOURS
 NATIONAL GEODETIC VERTICAL DATUM OF 1929

MICROFILMED

MAY 09 1989



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

Religion

35

36

1285

A-381

387-A

A-536

A-501

T-196

389-A

7.6

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RCE

A-469

C-8-111

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15

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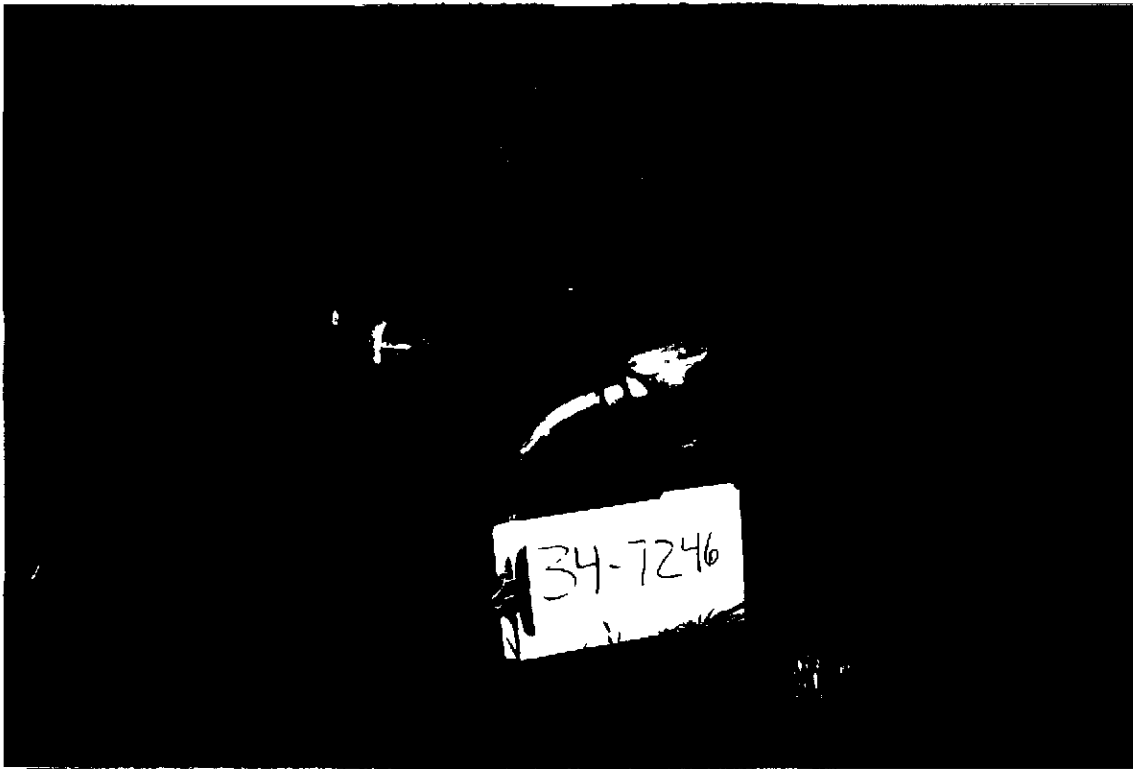
MAY 09 1989

31

A-261

Religion

34-7246



MED

MAY 09 1989

4/86

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AUG 19 1986

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

Eastern District Office

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received 180.00
Date 8-18-86
Receipt # 39845
Receipt by MD
Sent to S.O. 9-5-86

1. Permit No. 34-7246

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: GEORGE W OR LAWANNA HERBST

3. Post Office Address: RT 1 Box 271 ALZO IDAHO

Telephone No. 527 3274

4. Source of Water: WELL & PUMP SPRINKLERS

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 14 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 28 cfs _____ acre-feet

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

5/14/80

8. Person to contact to accompany the department representative during the field examination:

GEORGE W HERBST OR LAWANNA
(Name)

RT 1 Box 271 ALZO IDAHO
(Address)

527-3274
(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

UNRECORDED

MAY 09 1989

Date _____

Signature of Permit Holder (and title, if appropriate)

Copy retained for file

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

34-7246
HERBST, GEORGE W.
HERBST, LA WANNA
RT. 1 BOX 271
ARCO, ID 83213

Mailing address:
Statehouse
Boise, Idaho 83720

0013491

JUL 30 1986

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

MAY 09 1989

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD; THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

MAY 09 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

SEPTEMBER 16, 1985

GEORGE W. HERBST
RT. 1, BOX 271
ARCO ID 83213

RE: Permit No. 34-7246

Dear Permit Holder:

We acknowledge receipt of your statement 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.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,
s/HAROLD W. JONES
Sr. Resource Agent

MICROFILMED

MAY 09 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

RECEIVED

JUN 19 1985

Department of Water Resources
Eastern District Office

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 34-7246Name(s) of Permit Holder: George W. or LaWanna HerbstPost Office Address: RT 1 BOX 271 ARCO IDAHOTelephone No. 527.3274Source of Water: WELL

Extent of Use:

Domestic 1 Household (number of households)Stockwater 6 Horses 30 CATTLE (number and type of stock)Irrigation 14 (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: JUNE 1 1980Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ NoFlow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

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

GEORGE W HERBST
(Name)RT 1 BOX 271 ARCO IDAHO
(Address)527 3274
(Telephone Number)

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

6/10/85
DateGeorge W Herbst
Signature of Permit Holder (and Title, if appropriate)

kw

George Herbst
Rt # 1 Box 271
Arco, Id 83213

Place
Stamp
Here

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

AFFIDAVIT

I George W. or LAWANNA Herbst certify that George W. or Lawanna Herbst has used water from well located SE 1/4, SW 1/4, Sec. 36 T4 N R26 E from 6/1/80 on agricultural land for sprinkler irrigation.

*George W. Herbst
Lawanna Herbst*

RECEIVED
JUN 19 1985

Department of Water Resources

RECEIVED

JUN 19 1985

Department of Water Resources
Eastern District Office

*Donal Northrup
Notary, Butte County
Dated 6/17/85*

MICROFILMED

AFFIDAVIT

I Chuck Pyron, certify that George W. or Lawanna Herbst has used water from well located SE 1/4, SW 1/4, Sec. 36 T4 N R26 E from 6/1/80 on agricultural land for sprinkler irrigation.

Chuck Pyron

RECEIVED
JUN 21 1985

Department of Water Resources

RECEIVED
JUN 19 1985

Department of Water Resources
Eastern District Office

Donald Northrup

Northrup Butte, County

Dated 6/17/85

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138015

HERBST, GEORGE W. & LA WANNA
RT. 1 BOX 93E
ARCO, ID 83213

PROOF DUE NOTICE

MAY 31, 1985

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 34-7246 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A FORM WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE FORM OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

HERBST, GEORGE W. & LA WANNA
RT. 1 BOX 93E
ARCO, ID 83213

AUGUST 07, 1980

RE: PERMIT NO. 34-7246

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

34 7246

INITIAL REVIEW BY: jc

APPLICATION NUMBER: Herbert
34-7246

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☒ Yes ☐ No
☐ Yes ☒ No

Platted by: jc

Map No. Basin 34-7N-2NE

Other rights on same place of use. _____

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: June 9

- ☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7-14-1980 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☐ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 5-14-1980. Date of priority recommended.
Special conditions of approval or cover letter. _____

By: Ernest Carlson

Date: 7-16-1980

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STATE OFFICE REVIEW:

Con item 4

SLW to cond

- ☐ See attached sheet for more information.

By: K. Dyer

Date: 7/25/1980

June 18, 1980

RE: Application for Permit No. 34-7246 HERBST

Arco Advertiser
Box "C"
Arco, Idaho 83213

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on May 22 and 29, 1980.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

CW:kw

MICROFILMED

May 20, 1980

RE: Application for Permit No. 34-7246

George W. or LaWanna Herbst
Route #1, Box 93E
Arco, ID 83213

Dear Mr. and Mrs. Herbst:

Attached herewith is Departmental Receipt No. 13999 in the amount of \$35.00 for the above referenced application.

Sincerely,

KAY WALKER
Secretary

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186
MAY 16, 1980

The Arco Advertiser
Box "C"
Arco, Idaho 83213

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. We have allowed ample time for you to submit a satisfactory proof to this office for review before the first publication date. 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 billings to this office before JUNE 9, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before JUNE 9, 1980.

C. STEPHEN ALLRED

Director

Published 5/22 & 5/29/80.

MICROFILMED

34-2246-

HERBST, GEORGE W. &/or LA WANNA

RT. 1 BOX 93E, ARCO, ID 83213

Source: GROUNDWATER

Date Filed: 05/14/1980

Amount: 0.30 CFS

Diversion Point: SESW Sec 36 T 04N R 26E, BUTTE Co.

Use: IRRIGATION	(0.28 CFS)	from 04/01 to 10/31
DOMESTIC	(0.02 CFS)	from 01/01 to 12/31

Place of Use: SESW Sec 36 T 04N R 26E FOR 14 ACRES

Diversion Means: WELL, PUMP & SPRINKLER.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

May 12, 1980

George W. or LaWanna Herbst
Route #1, Box 93E
Arco, ID 83213

Dear Mr. and Mrs. Herbst:

Enclosed please find your application for permit that you recently submitted to this office. We find it in good order, but cannot accept it as the statutory filing fee of \$35.00 was not received with the application.

Please feel free to contact this office should you have any questions.

Sincerely,

Kay Walker
KAY WALKER
Secretary

Enclosed is the \$35.00 sorry it was not with application (over site)

*Thank you
LaWanna Herbst*

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