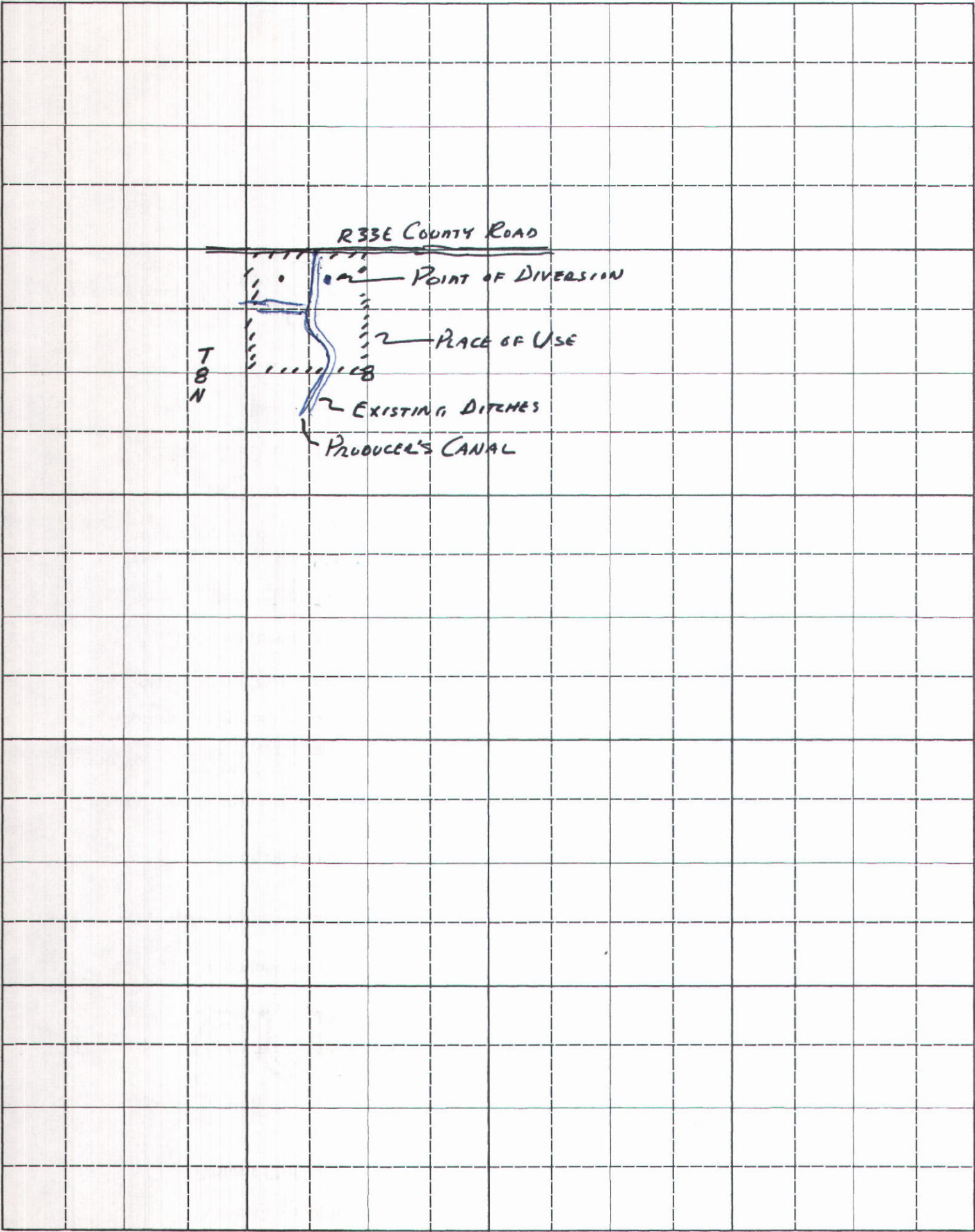


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Victor Jephson
(Applicant)

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,

County of Jefferson

SS

I, Karl G. Harosky, do solemnly swear that I am the Publisher of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

First day of August, 19 79

and the last publication on the

Eighth day of August, 19 79

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Karl G. Harosky
Publisher

Subscribed in my presence and sworn to before me this Eighth day of August, 19 79.
[SEAL]

Evelyn M. Flynn
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires Life, 19

Publication Fee: \$ 13.04

MICROFILMED

34 NOTICE OF APPLICATION FOR WATER RIGHT

NOTICE IS HEREBY GIVEN that the following applications have been submitted for permit to appropriate the public waters of the State of Idaho:

32-7101

Victor Jephson, Montevieu, Idaho 83435.

Source: Groundwater.

Date Filed: 07-19-1979.

Amount: 3.20 CFS.

Diversion Point: NENW NWNW Sec. 08 T 08N R 33E, Jefferson County.

Use: Irrigation (3.20 CFS) from 04-01 to 11-01.

Place of Use: NENW NWNW SWNW SENW Sec. 08 T 08N R 33E for 160 acres.

Diversion Means: Well, pump and ditch.

If issued, the permits 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 August 20, 1979.

/s/ C. Stephen Allred
Director

Published August 1 and 8, 1979.

RECEIVED

AUG 24 1979

Department of Water Resources
Eastern District Office

80-4

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 13 1995

Department of Water Resources

31-07657

A. GENERAL INFORMATION

Permit No. 32-07101

1. Owner: Craig Roundy Phone No. 657-2307

Current Address: 2529 N 665E Montevideo, Id

2. Accompanied by: NONE - TALKED ON PHONE 10/15/95 EXAM. DATE: 9/22/95

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: GW tributary to _____

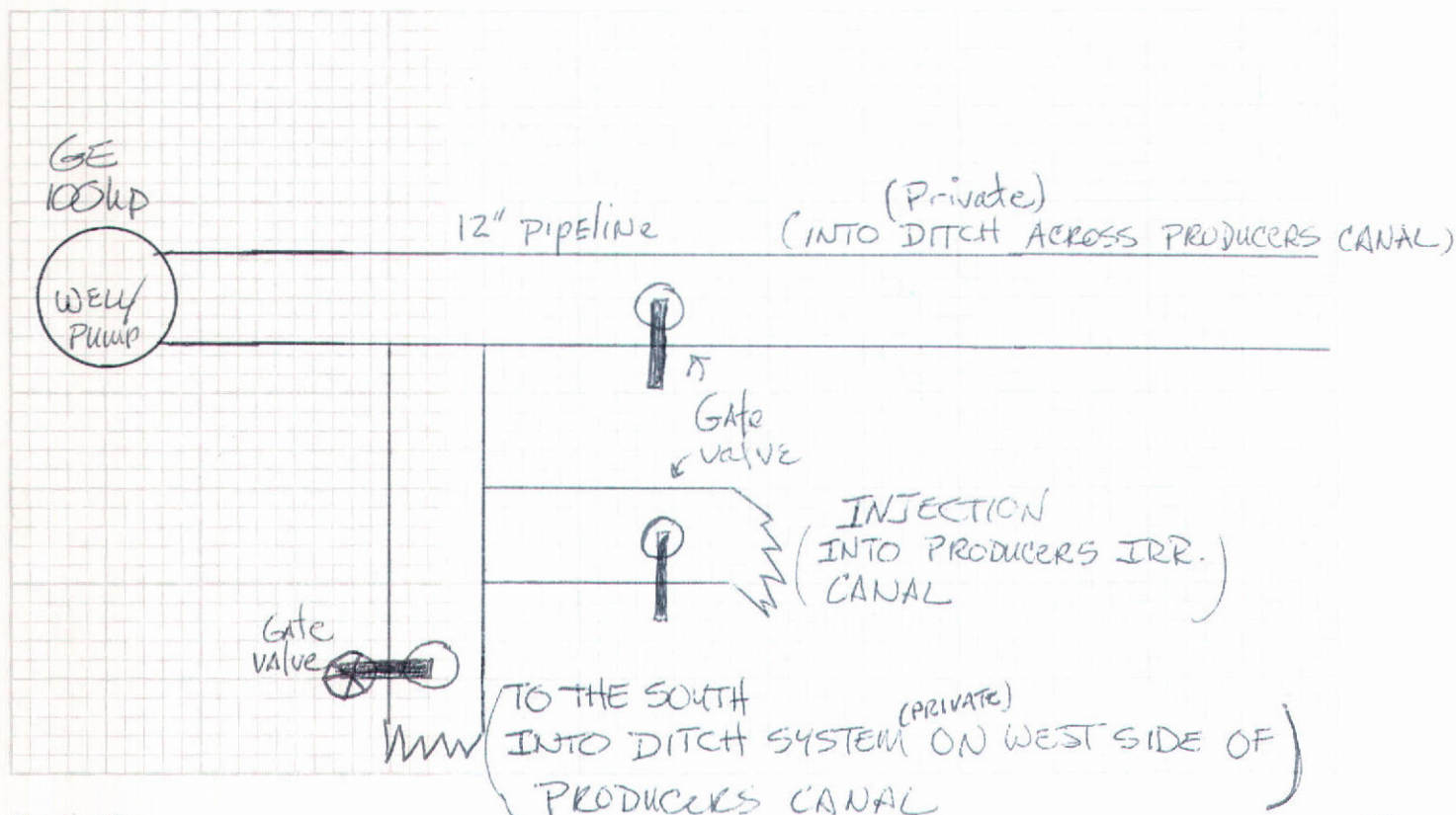
B. OVERLAP REVIEW

1. Other water rights with same place of use: 320 shares of Producer CANAL Co.
(Groundwater Canal System) (160") ☐ Copies Attached

2. Other water rights with same point of diversion: NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

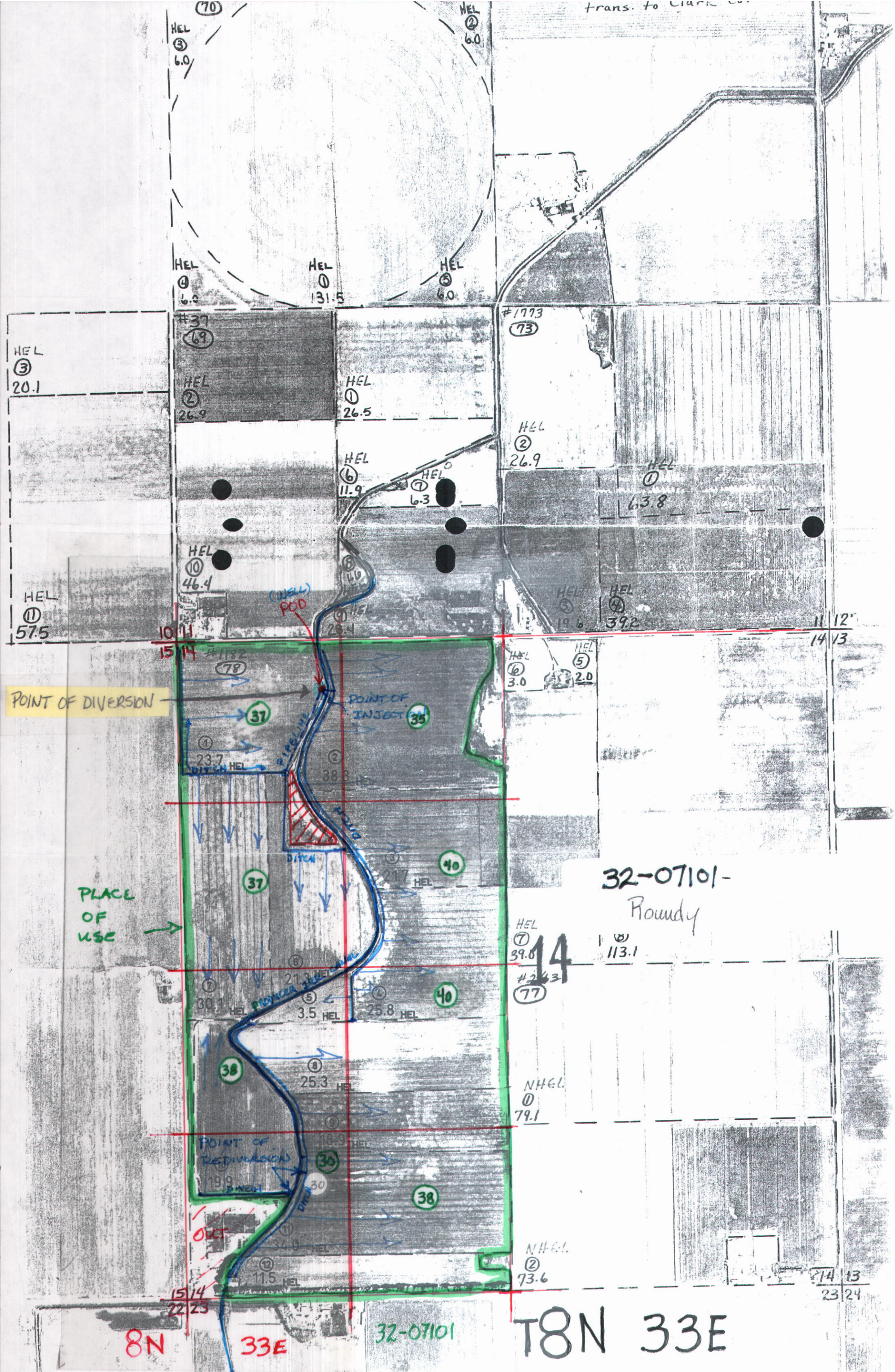
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

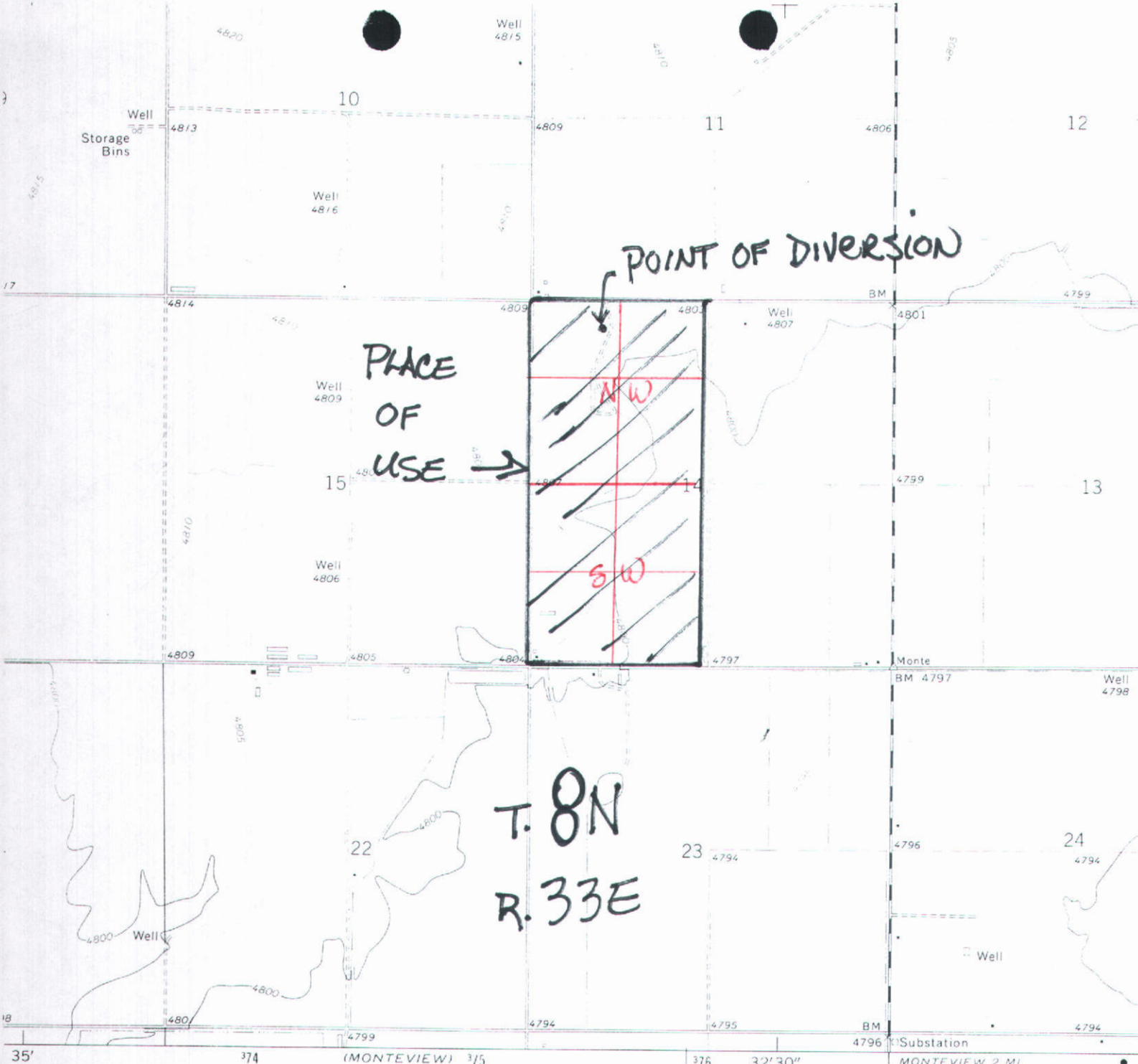


Scale: 1" = _____

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).

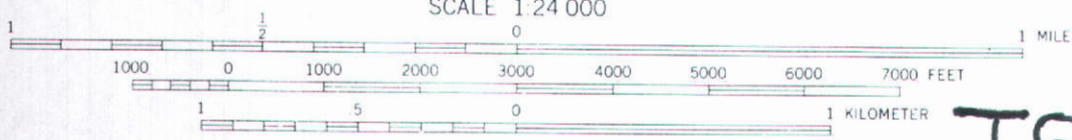
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NOV 10 1999





T. 8N
R. 33E

T8N
R33E



CONTOUR INTERVAL 10 FEET
DOTTED LINES REPRESENT 5-FOOT CONTOURS
DATUM IS MEAN SEA LEVEL

Primary high
hard surface
Secondary high
hard surface
Inte

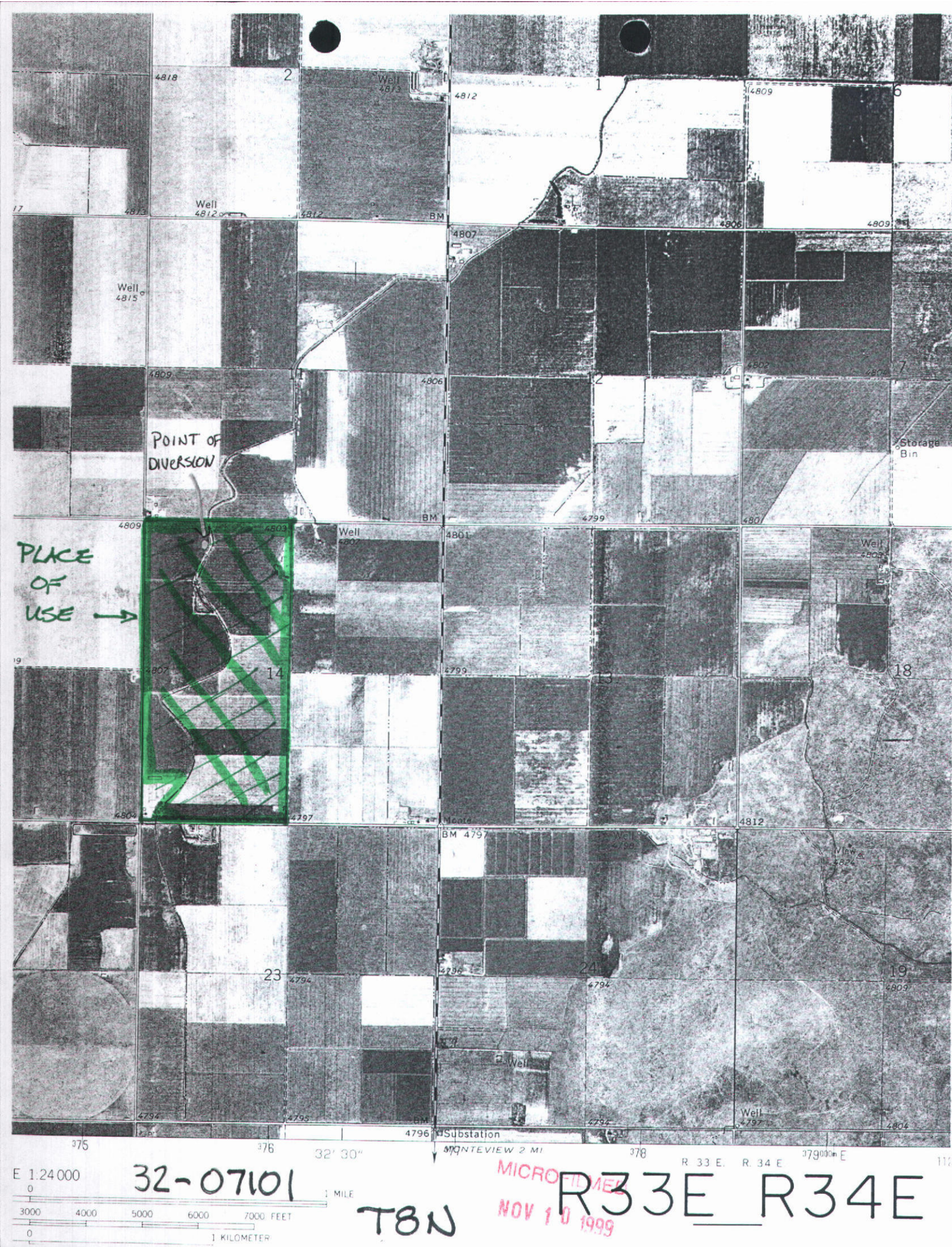
IDAHO

QUADRANGLE LOCATION

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
OR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20242
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

32-07101

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NOV 10 1999



32-07101

photo : 9/22/95 DC



- Rediversion point from Producers Irr. Canal. —
- SW $\frac{1}{4}$ SW $\frac{1}{4}$ section 14. — into ditches on East side of the canal

EAST SIDE REDIVERSION



- Rediversion point from Producers Irr. Canal —
- SW $\frac{1}{4}$ SW $\frac{1}{4}$ section 14. — into ditch on west side of the canal.

WEST SIDE REDIVERSION

REFILMED
NOV 10 1999

32-07101

photo: 9/22/95: DC

pipeline across canal from the
well into private ditch.



Point of Injection (By metal stake)
← from well into Producers Irr. Co.
Canal

outlet from well
into private ditch
looking back at the
well and pipeline
across canal →



PROFILMED

NOV 10 1999

32-07101

photo: 9/22/95: DC



WELL/PUMP



WELL/PUMP TO
THREE WAY PIPELINE
SYSTEM WITH GATE
VALVES ON EACH
PIPELINE.

MICROFILMED
NOV 10 1999

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 31-07657

NAME AND ADDRESS: CRAIG D ROUNDY
MAJKEN H ROUNDY
2529 N 665 E
MONTEVIEW, ID 83435

SOURCE GROUND WATER

QUANTITY: 3.20 CFS
560.00 AFY

PRIORITY DATE 07/19/1979

POINT OF DIVERSION. T08N R33E S14 NENWNW Within Jefferson County

PURPOSE AND PERIOD OF USE	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3 20 CFS 560 00 AFY

PLACE OF USE.	Irrigation		Within Jefferson County
	T08N R33E S14	NENW 35.0	NWNW 37.0
		SWNW 37 0	SENW 40.0
		NESW 38 0	NWSW 40 0
		SWSW 30.0	SESW 38 0
	295.0 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT
WATER RIGHTS DELIVERED BY PRODUCERS IRRIGATION CO. IN
CONJUNCTION WITH GROUNDWATER DIVERTED UNDER THIS RIGHT.*** THIS
RIGHT SHALL NOT BE USED IF THE CANAL SHARES APPURTENANT TO THE
PLACE OF USE ARE SOLD, TRANSFERED, LEASED OR USED ON ANY OTHER
PLACE OF USE.***

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

SCANNED

JUN 18 2002

**THIS
RIGHT HAS BEEN
DECREED IN THE
SRBA**

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 31-07657

Priority: July 19, 1979

Maximum Diversion Rate:

3.20 CFS

This is to certify, that CRAIG ROUNDY

HC 63 BOX 2255

MONTEVIEW ID 83435

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 19, 1979; and has submitted Proof of Beneficial Use on October 1, 1980. An examination indicates that the works have a diversion capacity of 3.570 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>
IRRIGATION	04/01 to 10/31	3.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 14, Township 08N, Range 33E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N 33E 14	NENW 35	NWNW 37	SWNW 40	
	SEnw 37	NESW 40	NWSW 38	
	SWSW 30	SESW 38		295

Total number of acres irrigated: 295

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 560.0 af at the field headgate for irrigation of 160 acres within the place of use described above.
4. The right holder shall use the full allotment of appurtenant water rights delivered by Producers Irrigation Co. in conjunction with groundwater diverted under this right.
5. This right shall not be used if the canal shares appurtenant to the place of use are sold, transferred, leased or used on any other place of use.

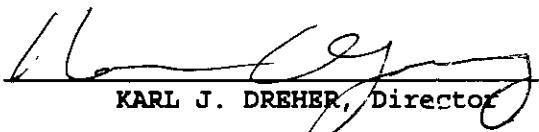
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NOV 10 1999

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 31-07657

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 20th day of OCTOBER, 1999.


KARL J. DREHER, Director

MICROFILMED
NOV 10 1999

RECEIVED

OCT 18 1999

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 31-07657

Date of Priority: July 19, 1979
Comes now CRAIG ROUNDY
HC 63 BOX 2255
MONTEVIEW ID 83435

Maximum Diversion Rate: 3.20 CFS

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. 31-07657, and requests that the permit be changed as follows:

Source: GROUNDWATER

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

04/⁰¹~~15~~ to 10/³¹~~15~~

3.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNW, Sec. 14, Township 08N, Range 33E
JEFFERSON County

PLACE OF USE: IRRIGATION

TWN RGE SEC
08N 33E 14

ACRES

NENW 35
SENEW 37
SWSW 30

ACRES

NWNW 37
NESW 40
SESW 38

ACRES

SWNW 40
NWSW 38

TOTAL

295

Total number of acres irrigated: 295

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 Montevideo, this 5 day of October, 1999.

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NOV 10 1999

Craig Roundy
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 31-07657

FOR DEPARTMENT USE ONLY

Preliminary check by DC Fee = \$50 Receipted by DC # E025372 Date 10/12/99

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 31-07657 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 560.0 af at the field headgate for irrigation of 160 acres within the place of use described above.
4. The right holder shall use the full allotment of appurtenant water rights delivered by Producers Irrigation Co. in conjunction with groundwater diverted under this right.
5. This right shall not be used if the canal shares appurtenant to the place of use are sold, transferred, leased or used on any other place of use.

Witness my hand this 20TH day of OCTOBER, 1999.


KARL J. DREHER, Director

MICROFILMED
NOV 10 1999

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	32-7101	Jephson, Victor	3.2
Full Assignment	32-7101 31-07657	Roundy, Craig	3.2

FILED

AUG 27 1987

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

I, VICTOR JEPHSON, hereby assign to CRAIG ROUNDY
of HC 63 Box 2255, Montevideo, Id. 83435
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 32-7101
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 15 day of July, 19 87.

Victor Jephson
Permit Holder

Spouse of Permit Holder

State of Idaho

County of Jefferson

ss.

On this 15th day of July, 19 87, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Shirley Caudle
Notary Public residing at
Montevideo, Idaho

My commission expires:

3/2/93

RECORDED & FILED

AUG 27 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Victor Jephson Phone 657-2574

Post office address Montevue, Idaho

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 8 Township 8N

Range 33E B.M. Jefferson County, additional points of diversion if any: _____

NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, T. 8N, R. 33E, B.M.

4. Water will be used for the following purposes:

Amount 3.20 for Irrigation purposes from 4/1 to 11/1 (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)

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

5. Total quantity to be appropriated:

a. 3.20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and pump to ditch for flood
irrigation.

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 20 inches; proposed depth of well is 90 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is five 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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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: _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8N	33E	8					40	40	40	40									160

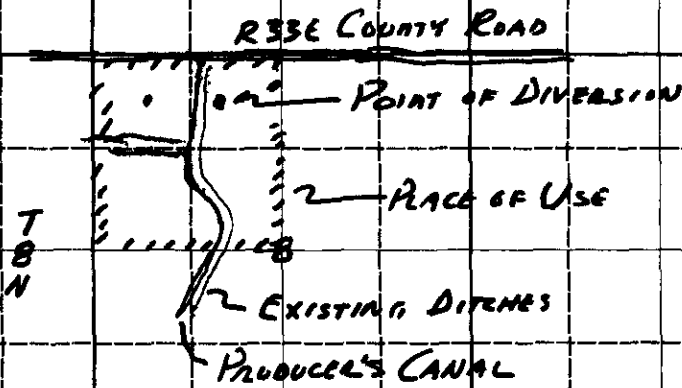
Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above. 160" of Producer Canal stock.

9. a. Who owns the property at the point of diversion Applicant
- b. Who owns the land to be irrigated or place of use Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks Applicant will use well water to supplement canal water up to 0.02 cfs per acre (1" per acre).

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



Scale 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Victor Jephson
(Applicant)

Proposed Priority 7/19/79

Received by _____ dh _____ Date 7-19-79 Time 4:00 p.m.

Preliminary check by SM Fee \$ 65.00

Receipted by _____ dh _____ Date 7-19-79 #13610

Publication prepared by _____ dh _____ Date 7-27-79

Published in Rigby Star

Publication dates August 1 & 9, 1979

Publication approved JO Date 8/28/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC, Jm

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. 32-7101, 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 September 1, 19 84.
- 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: (1) An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipmane and the determination of the rate of diversion by the Department.

Witness my hand this 11 day of September, 19 79.

J. Glen Saylor
Chief, Operations Bureau

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO, }

County of Jefferson }

ss

I, Karl S. Harnick, do solemnly swear that I am the Publisher of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

First day of August, 19 70

and the last publication on the

Eight day of August, 19 70

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

RECEIVED

AUG 24 1970

Department of Water Resources
Eastern District Office

Karl S. Harnick
Publisher

Subscribed in my presence and sworn to before me this Eight day of August, 19 70.
[SEAL]

80-7

Evelyn M. Flegel
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires June, 19 71

Publication Fee: \$ 17.04

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

October 21, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CRAIG ROUNDY
HC 63 BOX 2255
MONTEVIEW ID 83435

RE: WATER RIGHT NO. 31-07657

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICRO-FILMED

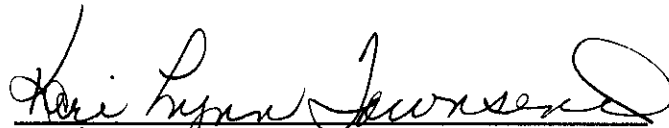
NOV 10 1999

CERTIFICATE OF MAILING

I hereby certify that on the 21st day of October, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 31-07657

CRAIG ROUNDY
HC 63 BOX 2255
MONTEVIEW ID 83435


Kari Lynn Townsend
Secretary

MICRO-FILMED
NOV 10 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

NOV 10 1999

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

RECORDED
NOV 10 1999

Townsend, KariLynn

From: Carlson, Dave
Sent: Wednesday, October 06, 1999 8:48 AM
To: Townsend, KariLynn
Subject: L31-07657

kari lynn,

10-6-99

The season of use for this permit, hopefully can be changed to 4/01-10/31!
please dont issue the license with a 4/15-10/15, thats what I used at that
time of the exam, but the standard has been changed to 4/01-10/31!
Dave Carlson- eastern

IMPORTANT
NOTE!

MICROFILMED

NOV 10 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

September 21, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CRAIG ROUNDY
HC 63 BOX 2255
MONTEVIEW ID 83435

RE: WATER RIGHT NO. 31-07657

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00. If you have any questions, please call me at (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

NOV 10 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

August 31, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CRAIG ROUNDY
HC 63 BOX 2255
MONTEVIEW ID 83435

RE: WATER RIGHT NO. 31-07657

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the point(s) of diversion and place(s) of use developed are in locations other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the point(s) of diversion and place(s) of use and other information as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
NOV 10 1999

SE REVIEW CHECKLIST

PERMIT NO. 32-07101 ³¹⁻⁰⁷⁶⁵⁷ DATE 8/21/99 REVIEWER: SHARLA

NAME/Address Change/OK

SOURCE OK Does change clarify orig. intended source? If no, Void permit

POINT OF DIV chg ☒ Change (P39/P47) ☐ Add (P45/P42) Feds - P40

W32 (multiple in JJJ)
W36 (overlap)
W59 (subd. desc)

— add Y & R ptz to data entry

Overlaps: Right(s): _____
File reviewed _____ Profile reports printed _____

PLACE OF USE chg ☐ Change (P41/P47) ☒ Add (P41/P42) Feds - P43

W60 (subd. desc)
W27 (ppu acre limit) — 160 ac.

Overlaps: Right(s): _____
File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate 3.20 cfs

Fee limit 4.00 cfs \$175⁰⁰

Measured cfs

Theoretical 3.57 cfs

Recommended Total Div Rate 3.20 cfs

WATER USES

WATER USES	Change (P46)	
<u>3.20</u> cfs	<u>160</u> x <u>3.5</u> af	Irrig -
<u> </u> cfs	<u> </u> af	
<u> </u> cfs	<u> </u> af	
<u> </u> cfs	<u> </u> af	
<u> </u> cfs	<u> </u> af	
<u> </u> cfs	<u> </u> af	Domestic -
<u> </u> cfs	<u> </u> af	Power -
<u> </u> cfs	<u> </u> af	Fish (042)
<u> </u> cfs	<u> </u> af	Payette -
TOTALS	<u>560.0</u> af	

R60 R65
overlap (R58-R61, R62-R65, R66-R69)
supp. W (WB7/065/079)
overlap spec. combined rts (W35)
<1 acre (W31)
(W01/WB5/070/071/075)
(W42 or W43/025/027/R22 or R23)
Fire (077) Wtr Quality (081/R07)
(W22/047/27A)

Flow rate 3.20 cfs X 180 days X 1.98 = 1165.8 af

REMARKS Water is injected into Producers Canal in NWN 1/4, S14
and redirected from the canal at 2 points in the SW 1/4, S14.

ADD'L CONDITIONS _____ Watermaster Control WD# _____
_____ GW Measurement/Measuring Device
_____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes ☒ no ☐ SRBA Claim _____ Adjust Memo P38
Amend letters P47

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 13 1995

Department of Water Resources

A. GENERAL INFORMATION

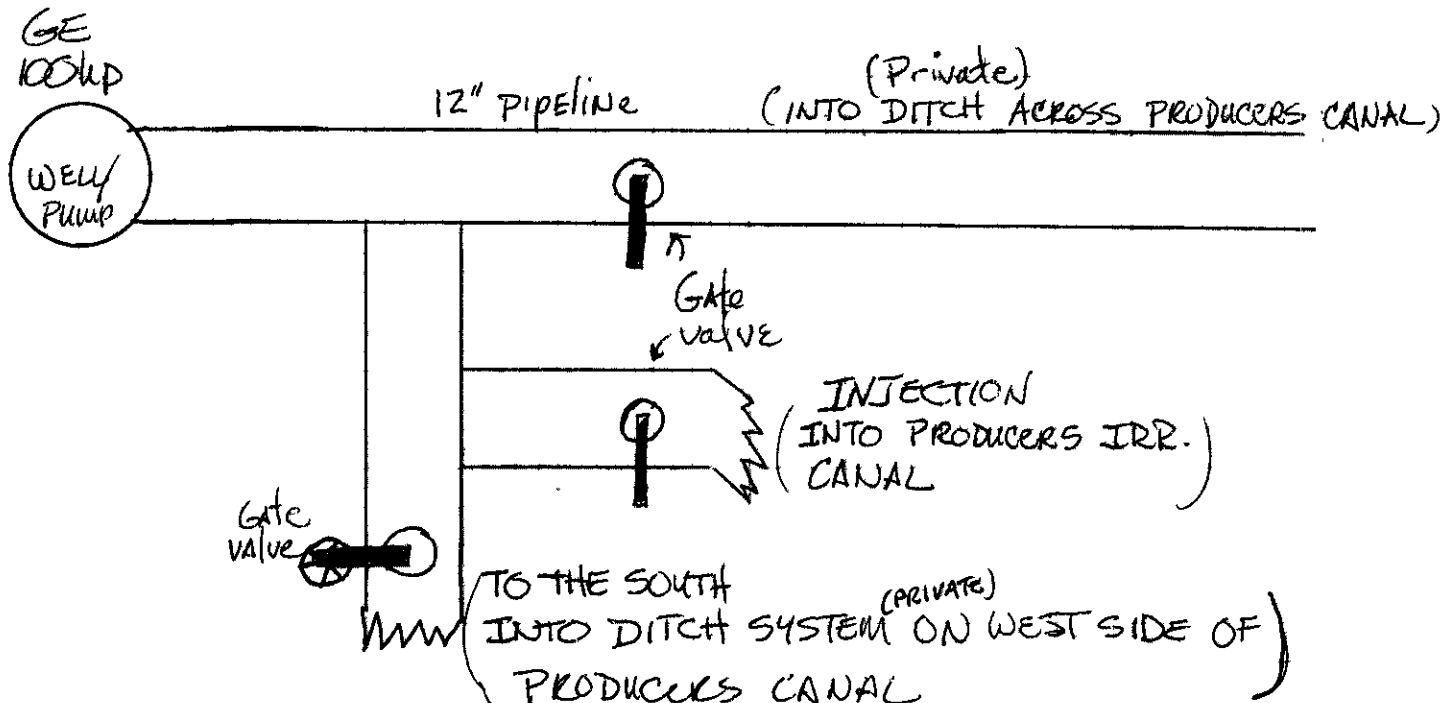
1. Owner: Craig Roundy Permit No. 31-07657
Current Address: 2529 N 665E Montevideo, Id Phone No. 657-2307
2. Accompanied by: NONE - TALKED ON PHONE 11/95 DC EXAM. DATE: 9/22/95
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: GW tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 320 shares of Producer CANAL Co.
(Groundwater Canal System) (160") ☐ 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).

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NOV 10 1999

System Description (continued)

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

WELL/PUMP INTO THREE ~~WAY~~ WAY PIPELINE WITH GATE VALVES FOR EACH PIPE. OPEN DISCHARGE INTO TWO PRIVATE DITCHES AND INTO PRODUCERS IRR. CANAL. ONE PIPELINE INJECTS WATER INTO PRODUCER IRRIGATION CO. CANAL AND THEN REDIVERTS THIS WATER AT LOWER HEADGATES IN THE CANAL. (TWO PLACES) ALL WATER IS FLOOD IRRIGATED.

☐ 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
	GE	100	DBJ427160	—	12"

*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
(I)		NE	NW	NW	14	8N	33E	Jefferson	AFCS map / Quag map (WELL/PUMP)
(R)		NE	NW	NW	14	8N	33E	Jefferson	(INJECTION) INTO PRODUCER IRR.
		NE	SW	SW	14	8N	33E	Jefferson	Rediversion from Producer Canal
									(two points of Rediversion)

6 Place(s) of Use:

Indicate Method of Determination AFCS map

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	
DBN	33E	14					35	37	40	37	40	38	30	38					295
																			295

LIMITED TO 160 ACRES by permit.

Permissible Acre of use, Co-mingled with Producer's canal water

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NOV 10 1999

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:

$$\text{Theoretical CFS} = \frac{(6.16 \cdot 100 \text{ hp})}{80' + 2.31(\text{psi})} = \frac{616}{80 + 2.31(40)} = \frac{616}{172.4}$$

$$\text{psi} = 40 \quad \text{CFS} = 3.57 \text{ cfs}$$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

Theoretical = well is limited by permit.
output exceeds 3.20 cfs.

2. Alternate Method for Checking Purposes.

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: 40 psi x 2.31 = 92.4 ft (1); Dynamic pumping level: 80 ft (2)

Total Head (1) + (2) = 172.4 (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:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 160 \times 3.5 = 560 \text{ AF}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (3.20 \text{ cfs}) \cdot (183) \cdot (1.9835) = 1161 \text{ AF}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 560 \text{ AF}$$

2. Volume Calculations for Other Uses

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NOV 10 1999

H. REMARKS AND OVERLAP REVIEW ANALYSIS

This permit is limited to 160 acres max. Water from this well can be discharged into three different ditches and can irrigate any of the ground within the West 1/2 of section 14, T8N R33E.

Canal shares are primary water source. This well is a backup supply.

Note: this permit was filed in error. The p.u. & pad are listed as section 8 but should be section 14. This would put this permit in Basin 31. Renumber

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR	04/15	10/15	3.20 cfs	560
Totals:			3.20 cfs	560

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

DAVE CARLSON

Signature

Dave Carlson

Certification Date

11/21/95

Field Report Preparation Date

CONSULTANT SEAL

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

MICROFILMED

NOV 10 1999

trans. to Lia.

HEL
③
6.0

HEL
②
6.0

HEL
④

HEL
①
131.5

HEL
⑤
10

HEL
③
20.1

HEL
①
26.5

1713
⑦3

HEL
②
26.9

HEL
⑥
11.9

HEL
⑦
6.3

HEL
⑩
46.4

HEL
①
57.9

POINT OF DIVISION

PLACE
OF
USE

HEL
⑥
3.0

HEL
⑤
2.0

32-07101-
Roundy

HEL
⑦
39.0

#243
⑦7

⑧
113.1

NHEL
①
79.1

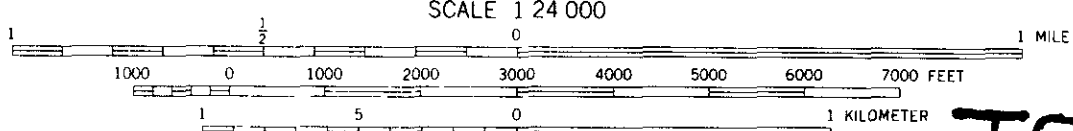
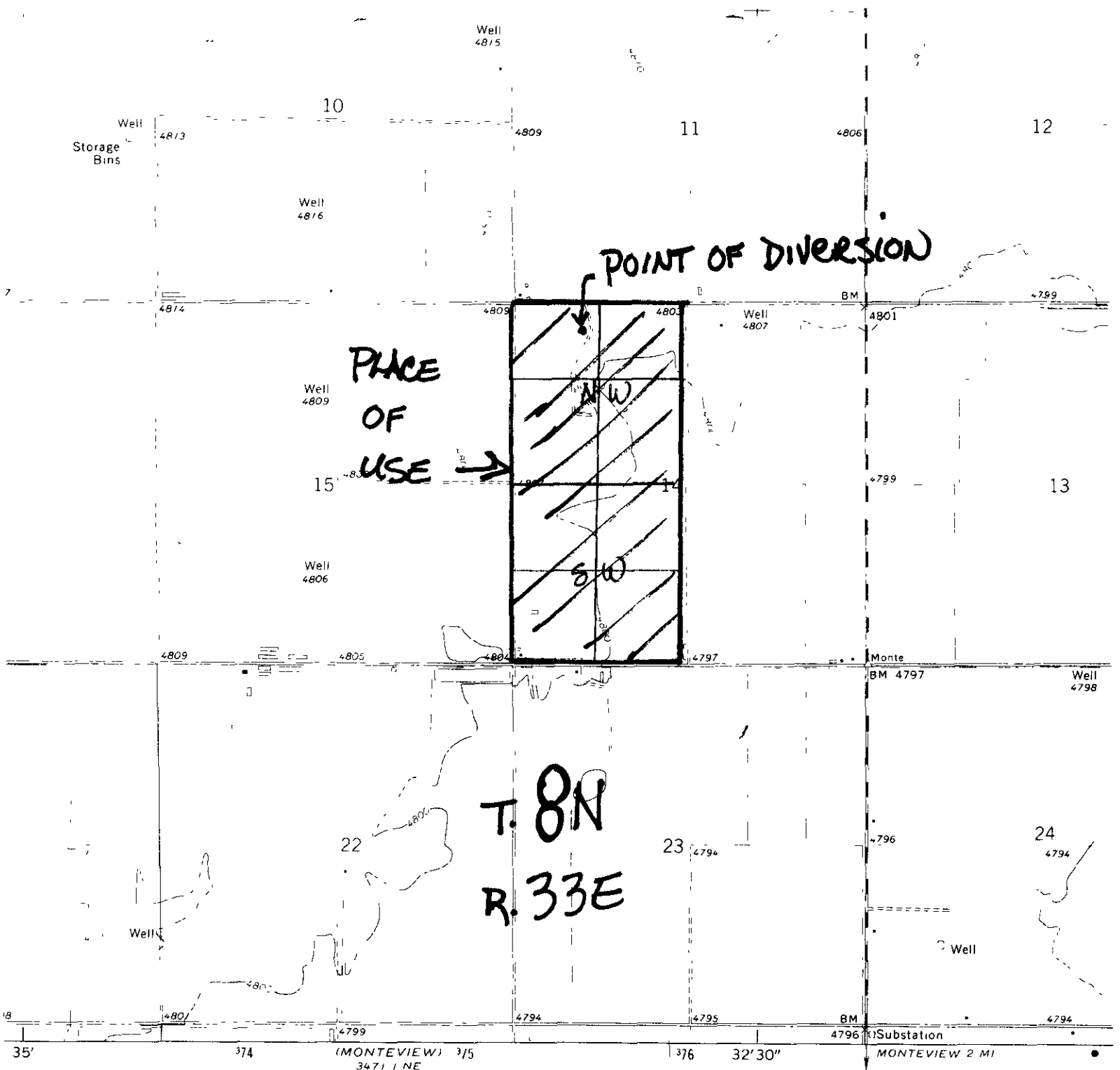
NHEL
②
73.6

8N

33E

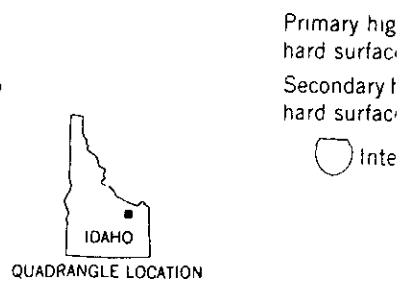
T8N 33E

23 24



CONTOUR INTERVAL 10 FEET
 DOTTED LINES REPRESENT 5 FOOT CONTOURS
 DATUM IS MEAN SEA LEVEL

**T. 8N
 R. 33E**



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 OR SALE BY U S GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D C 20242
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

32-07101

**MICROFILMED
 NOV 10 1999**

4818

2

Well

4812

Well

4812

POINT OF
DIVERSION

PLACE
OF
USE →

BM 479

4796

Substation

MONTEVIEW MI

378

R 33 E

R 34 E

1790000 E

11

32-07101

1 MILE

T8N

R33E R34E

E 1 2-000

U
7
1000
1

6000
000 FLEET
1 KILO METER

32-07101

photo : 9/22/95 DC



- Rediversion point from Producers Irr. Canal. —
- SW $\frac{1}{4}$ SW $\frac{1}{4}$ section 14. — into ditches on East side of the canal

EAST SIDE REDIVERSION



- Rediversion point from Producers Irr. Canal —
- SW $\frac{1}{4}$ SW $\frac{1}{4}$ section 14. — into ditch on west side of the canal.

WEST SIDE REDIVERSION

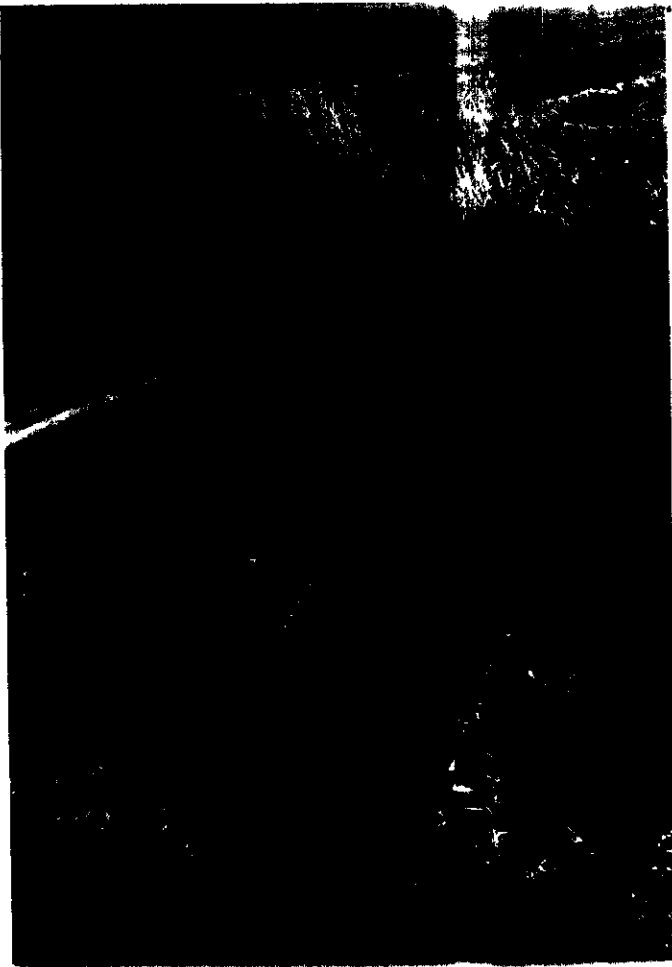
RECEIVED

NOV 10 1999

32-07101

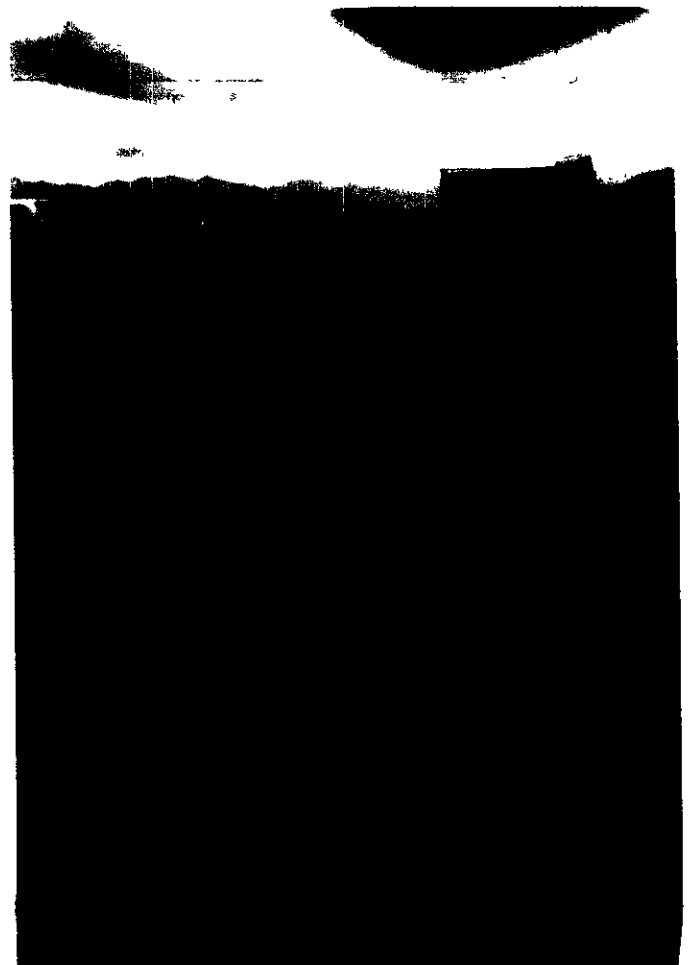
photo: 9/22/95: DC

pipeline across canal from the
well into private ditch.



Point of Injection (By metal stake)
← from well into Producers Irr. Co.
Canal

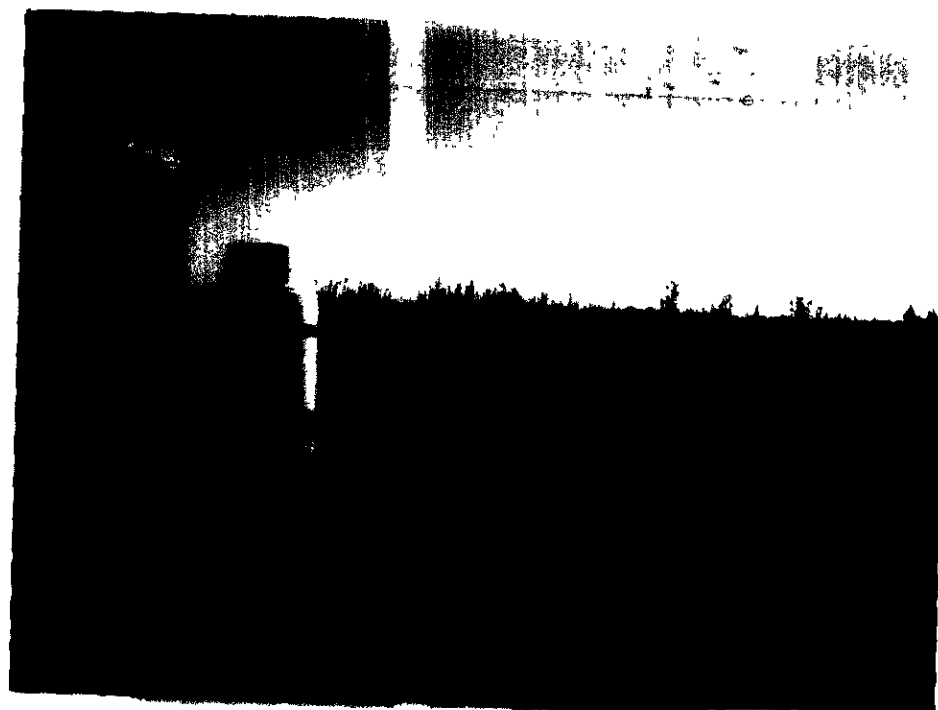
outlet from well
into private ditch
looking back at the
well and pipeline
across canal →



PRO-UMEL
NOV 10 1999

32-07101

photo: 9/22/95: DC



WELL/PUMP



WELL/PUMP TO
THREE WAY PIPELINE
SYSTEM WITH GATE
VALVES ON EACH
PIPELINE.

MICRO - MEL

NOV 10 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

August 24, 1987

RE: Permit No. 32-7101

Craig Roundy
HC 63, Box 2255
Montevideo, ID 83435

Dear Permit Holder(s):

This office acknowledges receipt of the Assignment of the above referenced permit to you. Enclosed for your records is a copy of the permit.

As new owners of the permit, you are required to submit either an EXAMINATION FEE or a statement from a certified examiner that he has been retained to do a field examination of your water use. Enclosed is a copy of the original EXAMINATION FEE NOTICE sent to the previous permit owner. Also enclosed is a copy of the Lapse Notice sent on June 16, 1987.

In order to keep this permit in good standing, you must respond to the Lapse Notice as soon as possible. If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

Informational

AUG 27 1987

Permit No. 32-7101

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? Yes
2. Notary? Yes
3. a. Full Assignment? Yes
b. Partial Assignment?
4. "No assignment" condition on permit? NO
5. Commencement of Works received? Yes
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of residency required? NO
7. Extension granted due to litigation?
(If yes, commencement of works is not required.)

1. Type permit summary sheet.
2. Coding sheet.
3. Acknowledgement letter type.
4. Copy to region.

Shavla —
Shavla —
#1 spec
Shavla —

Date 8-21-87

Employee Juni

4/86
RECEIVED
AUG 4 1987

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received \$ 175
Date 8-4-87
Receipt # 41316
Receipt by da
Sent to S

RECEIVED
AUG 21 1987

1. Permit No. 32-7101

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE: Department of Water Resources

☒ 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: Craig Roundy

3. Post Office Address: HC 63 Box 2255 Monticello 83435
Telephone No. 657-2307

4. Source of Water: Groundwater

5. Extent of Use:

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

Irrigation 160 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 3.2 cfs _____ acre-feet

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

Aug 1979

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

Same
(Name)

(Address)

(Telephone Number)

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

4 Aug 87
Date

Craig Roundy
Signature of Permit Holder (and title, if appropriate)

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.

INTER-DEPARTMENT MEMO — 1

FROM ERIC VERNER

DATE 8-7-87

TO FILES

SUBJECT LATE EXAM FEE PAYMENT FOR PERMIT No. 32-7101

FEE DUE DATE: 21-Feb-1987

FEE RECEIVED: 4-Aug-1987

Permit should therefore loose 164 days priority.



SIGNATURE

MICROFILMED

NOV 10 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

Governor

A. KENNETH DUNN

Director

32-7101

JEPHSON, VICTOR

MONTEVIEW, ID 83435

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

June 16, 1987

Dear Permit Holder:

LAPSE NOTICE License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on August 16, 1987, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on June 16, 1986.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before October 15, 1987, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. Glen Saxton

L. GLEN SAXTON, Chief
Operations Bureau

AUG 21 1987

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn

Dir 32-7101
JEPHSON, VICTOR
MONTEVIEW, ID 83435

June 16, 1986

138776

CERTIFIED MAIL

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.

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

RECEIVED
AUG 27 1987

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.

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

Sincerely,

Ron D. Carlson
my

RONALD D. CARLSON
Regional Manager

Enclosure

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AUG 27 1987

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 32-7101

Name(s) of Permit Holder Victor Jephson

Post Office Address: Monteview, ID 83435

Tel. No. 657-2574

Source of Water: groundwater

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation (acres)
☐ Other

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

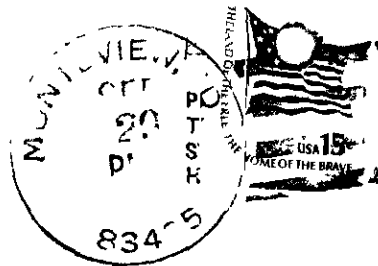
The above information is a true statement of the extent to which the above numbered permit has been developed.

Sept 18 1980
 Date

Victor Jephson
 Signature of Permit Holder

MICROFILMED

Victor Johnson
Montevideo Idaho
83435



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OCT 1 1980

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources



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

October 22, 1980

RE: Permit No. 32-7101

Victor Jephson
Montevieu, Idaho 83435

Dear Mr. Jephson:

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

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

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

Very truly yours,

GERALD F. RAMSEY
Water Basin Leader

cc: IDWR - State Office

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

September 17, 1979

Victor Jephson
Montevue, Idaho 83435

Dear Mr. Jephson,

Re: Permit No. 32-7101

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

Please note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised the the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any question, please let us know.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

Enclosures

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S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 27, 1979

The Risby Star
P. O. Box 37
Risby, Idaho 83442

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 galley 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 billing to this office before AUGUST 20, 1979.

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:

32-7101-

JEFFERSON, VICTOR

MONTEVIEW, ID 83435

Source: GROUNDWATER

Date Filed 07/19/1979

Amount: 3.20 CFS

Diversion Point. NENW NWNW Sec 08 T 08N R 33E, JEFFERSON Co.

Use: IRRIGATION (3.20 CFS) from 04/01 to 11/01

Place of Use: NENW NWNW SWNW SENW Sec 08 T 08N R 33E FOR 160 ACRES

Diversion Means: WELL, PUMP & DITCH

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 AUGUST 20, 1979.

C. STEPHEN ALLRED

Director

Published 8/2 & 8/9/79.

32-7101 (M-1)

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: RP

APPLICATION NUMBER: 32 7101

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ 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. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☒ Yes ☐ No Platted by: RP Map No. Basin 32 T8N R33E
☒ Yes ☐ No Other rights on same place of use. 160" CANAL STOCK
☒ Yes ☐ No* No other G.W. rights platted
☐ Yes ☒ No In form for advertising.
Final date for protests: August 20, 1979
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: Aug 24, 1979
☒ 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? _____
7/19/79. Date of priority recommended.
Special conditions of approval or cover letter. _____

Send Snake River Tributary Letter.

By: Ernest Carlson Date: 8/2/79

STATE OFFICE REVIEW:

Idaho Power letter w/access port.

- ☐ See attached sheet for more information.

By: Jim Date: 9/10/79

