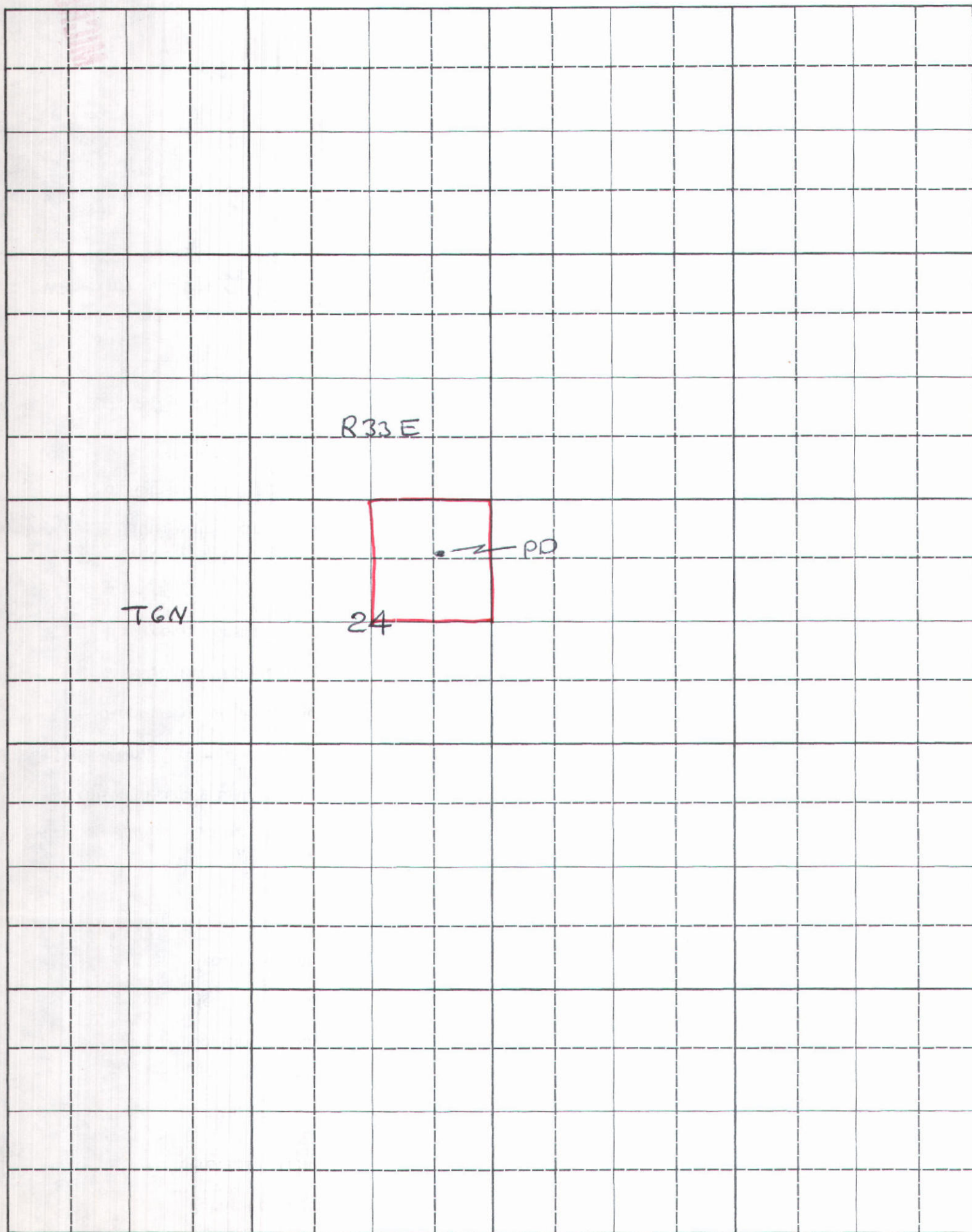


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Nyle Carter
(Applicant)

MICROFILMED

PRODUCED FROM

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 13 1990
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 34-7294

Phone No. 662-5465

1. Owner: Sidney Ashcraft
Current Address: Hammer ID. 83425
2. Accompanied by: Same EXAM. DATE: 7-13-89
Address: _____ Phone No. _____
Relationship to Permit Holder: Owner
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

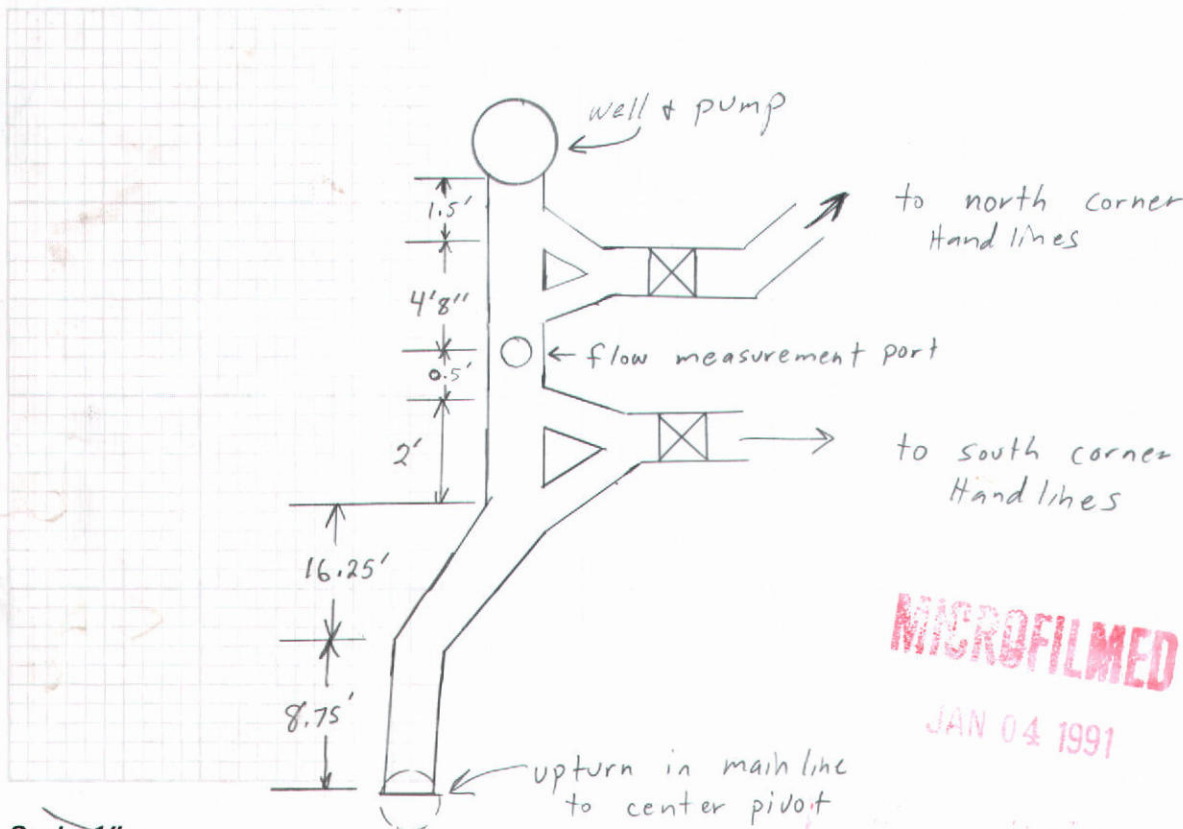
1. Other water rights with same place of use: None

☐ Copies Attached
2. Other water rights with same point of diversion: None

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

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JAN 04 1991

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).

34-7294

T
6
N
R33E

39 ac.

39 ac.

Point of Diversion

40 ac.

40 ac.

Place of Use

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JAN 04 1991

34-7294

T
6
N
R 33E

Point of
Diversion

Place of
Use

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JAN 04 1991

34-7294

Original
Motion

branch to south
Hand lines



34-7294

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JAN 04 1991

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 31-07561

NAME AND ADDRESS GARY SKIDMORE
 PO BOX 13
 TERRETON, ID 83450

SOURCE: GROUND WATER

QUANTITY. 2.26 CFS
 553 00 AFY

PRIORITY DATE. 01/30/1981

POINT OF DIVERSION T06N R33E S24 SWNE Within Jefferson County

PURPOSE AND PERIOD OF USE	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	2 26 CFS 553 00 AFY

PLACE OF USE. Irrigation Within Jefferson County
 T06N R33E S24 NENE 39 0 NWNE 39.0
 SWNE 40 0 SENE 40 0
 158.0 Acres Total

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT.

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

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This
Right has been
Decreed in the
SRBA.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 34-07294 31-7561

Priority: January 30, 1981

Maximum Diversion Rate: 2.26 CFS
Maximum Diversion Volume:¹ 474.0 AF

This is to certify, that SIDNEY G. ASHCRAFT
JANA LYNN ASHCRAFT

HAMER, ID 83435 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 30, 1981; and has submitted Proof of Beneficial Use on July 17, 1981. An examination indicates that the works have a diversion capacity of 2.260 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	2.26 CFS	474.0 AF

LOCATION OF POINT(S) OF DIVERSION: NENE , Sec. 24, Township 06N, Range 33E
JEFFERSON 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>
06N	33E	24	NENE 39	NWNE 39	SWNE 40	158
			SENE 40			

Total number of acres irrigated: 158

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. Use of water under this water right is subject to control by the watermaster of State Water District No. 34

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JAN 04 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 34-07294

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 December, 1990.

for

R. Keith Higginson
R. Keith Higginson, Director

REGISTERED

JAN 14 1991

WATER RIGHT SPLIT
SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	34-7294	Carter, Lyle &/or Lois	3.20 cfs
Full Assignment		Ashcraft, Sidney G. & Jana Lynn	3.20 cfs

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JAN 04 1991

CONTRACT OF SALE

THIS AGREEMENT, Made and entered this 10th day of June, 1983, by and between KYLE R. CARTER, of Sugar City, Idaho 83448, dealing with his sole and separate property and for his sole and separate use, but with his present wife, KATHLEEN A. CARTER, joining in the execution of this contract of sale to convey any doubtful community interest she may have in the premises, hereinafter called "Seller", and SIDNEY G. ASHCRAFT and JANA LYNN ASHCRAFT, husband and wife, of Hamer, Idaho 83435, hereinafter called "Buyer,"

WITNESSETH:

1. Property.

Seller agrees to sell to Buyer, and Buyer agrees to buy from Seller, on the terms and conditions herein specified, the following described real property situated in Jefferson County, Idaho to-wit:

The East Half of Section 24, Township 6 North, Range 33 East, Boise Meridian.

Together with one granary, two water wells, two electrical pumps and switchboards, two Pierce irrigation circles, and all handlines now located upon the premises.

Also together with all growing crops thereon.

Also together with Idaho State Department of Water Resources permits numbered 34-7295 and 34-7294 to appropriate subterranean waters, subject to the provisions of Paragraph 14 hereinafter.

Subject to easements, if any, of record or in existence for roads, streets, ditches, canals, pipelines and utilities.

Subject to restrictive covenants, if any, of record.

Subject to the reservation to United States of America of all oil and gas rights and minerals in the premises.

Together with all and singular the tenements, hereditaments, and appurtenances therunto belonging or in any wise appertaining.

RECEIVED
JAN 19 1984

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JAN 19 1984

Department of Water Resources

ok to accept
for assignment
of rights.
KW
1-23-84

Assignment
34-7294
34-7295

sion of Seller. Provided, however, consent to assignment of this contract or sale of the premises to responsible parties shall not be unreasonably withheld.

13. Insurance.

Buyer shall keep all insurable improvements on the property insured against loss by fire and other casualty, with extended coverage, with a reputable insurer, in the full reasonable insurable amount, and with a loss payable clause in favor of Seller.

A certificate of insurance shall be furnished to Seller and a further certificate furnished on each renewal of the policy.

14. Water Rights.

It is understood and agreed by and between the parties that said permits have been approved and Seller has submitted proof of completion of works and application to beneficial use of said waters. Said Department of Water Resources has had a field engineer inspect the irrigation works and Seller is waiting for receipt of Idaho State Water Licenses. Said Department of Water Resources has advised Seller that because of the decision of the Idaho Supreme Court in the Idaho Power Company case that all processing of water permits issued by that Department is being held in abeyance pending policy decisions to be made by the State of Idaho and implementation of legislation passed by the Legislature of the State of Idaho during its 1983 session, and in particular the negotiation and contemplated execution of a contract between the State of Idaho and said Idaho Power Company, wherein the Idaho Power Company will not claim priority for the water rights on its Swan Falls project, confirmed to it by said Idaho Supreme Court decision as against any right holder or permit holder that had expended resources in the development thereof prior to the applicable date in the fall of 1982.

The parties recognize and agree that without a water right the described premises are only valuable as desert

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JAN 64 1981

dry farm land and the purchase price herein provided for would be disproportionate to the value of the land without water. Therefore, the parties intend that this contract represent a sale of an irrigated farm. If it develops that it cannot be irrigated because the water right cannot be confirmed, then the Buyer shall have the option of terminating this contract, possession of the premises returned to Seller by the Buyer, and the Buyer paying to the Seller the sum of \$75.00 per farmable acre, less taxes paid, except for the crop year 1983, rental shall be \$100.00 per acre to compensate Seller for putting in the 1983 crop, and this contract shall be deemed a lease instead of a contract of sale. In that event, Seller shall return to Buyer the amount of the payment theretofore made, with interest thereon at the rate of eight per cent per annum from date of payment until date of repayment, and the amount of the rental due shall be deducted from the amount of principal paid by Buyer to Seller. Neither the rent nor the amount of payment that it offsets shall bear interest, should this contract revert to a lease rather than a contract of sale.

Buyer acknowledges that even without the threat of the priority of the Idaho Power Company Swan Falls water right that the water right for the premises, the subject matter of this contract, is a relatively new right, subject to all prior rights recognized in the State of Idaho, and accepts that risk. It is the intent of the parties to make this contract only contingent upon the water right for the premises being accorded, by contract, legislation or otherwise, priority or a covenant not to exert priority by the Idaho Power Company. It is also recognized by the parties that negotiations and potential legislative action and other actions concerning the threat to the water right appurtenant to the premises herein may continue for a long period of time. However, Buyer's option to convert this contract to a lease on the contingencies hereinbefore specified shall terminate on June 10, 1986. The lack of finality in any contract negotiations, legislative action or

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other actions concerning this problem, shall not excuse performance of this contract by the parties, and particularly by the Buyer of the March 1, 1984, payment of the balance of principal and interest provided for herein, if Buyer has not exercised the option to convert this contract to a lease rather than a contract of sale because said license has not been issued and the Idaho Power Company waived its right to priority over water rights such as the one appurtenant to the premises herein.

IN WITNESS WHEREOF, the parties have executed this contract.

"SELLER"

Kyle R. Carter
Kyle R. Carter

Kathleen A. Carter
Kathleen A. Carter

"BUYER"

Sidney G. Ashcraft
Sidney G. Ashcraft

Jana Lynn Ashcraft
Jana Lynn Ashcraft

STATE OF IDAHO)
 ss.
County of Madison.)

On this 11th day of June, 1983, before me, the undersigned, a Notary Public in and for said State, personally appeared KYLE R. CARTER, KATHLEEN A. CARTER, SIDNEY G. ASHCRAFT and JANA LYNN ASHCRAFT, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

MICROFILMED

JAN 04 1991

William L. Edwards
Notary Public for Idaho

Residing at: Rexburg, Idaho

My Commission expires: Life

GUARANTEE

We, the undersigned, parents of Sidney G. Ashcraft, do hereby fully and completely guarantee the performance on the

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 Kyle and/or Lou Carter Phone 356-5342
Post office address Rt. 1 Sugar City, Idaho 83448
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24 Township 6N
Range 33E B.M. Jefferson County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 3.20 for Irrigation purposes from April 1 to Nov 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, pump & short main line
to center pivot

- 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 16 inches; proposed depth of well is 300 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: _____ $\frac{1}{4}$ 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	
6N	33E	24	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. None

9. a. Who owns the property at the point of diversion Applicant

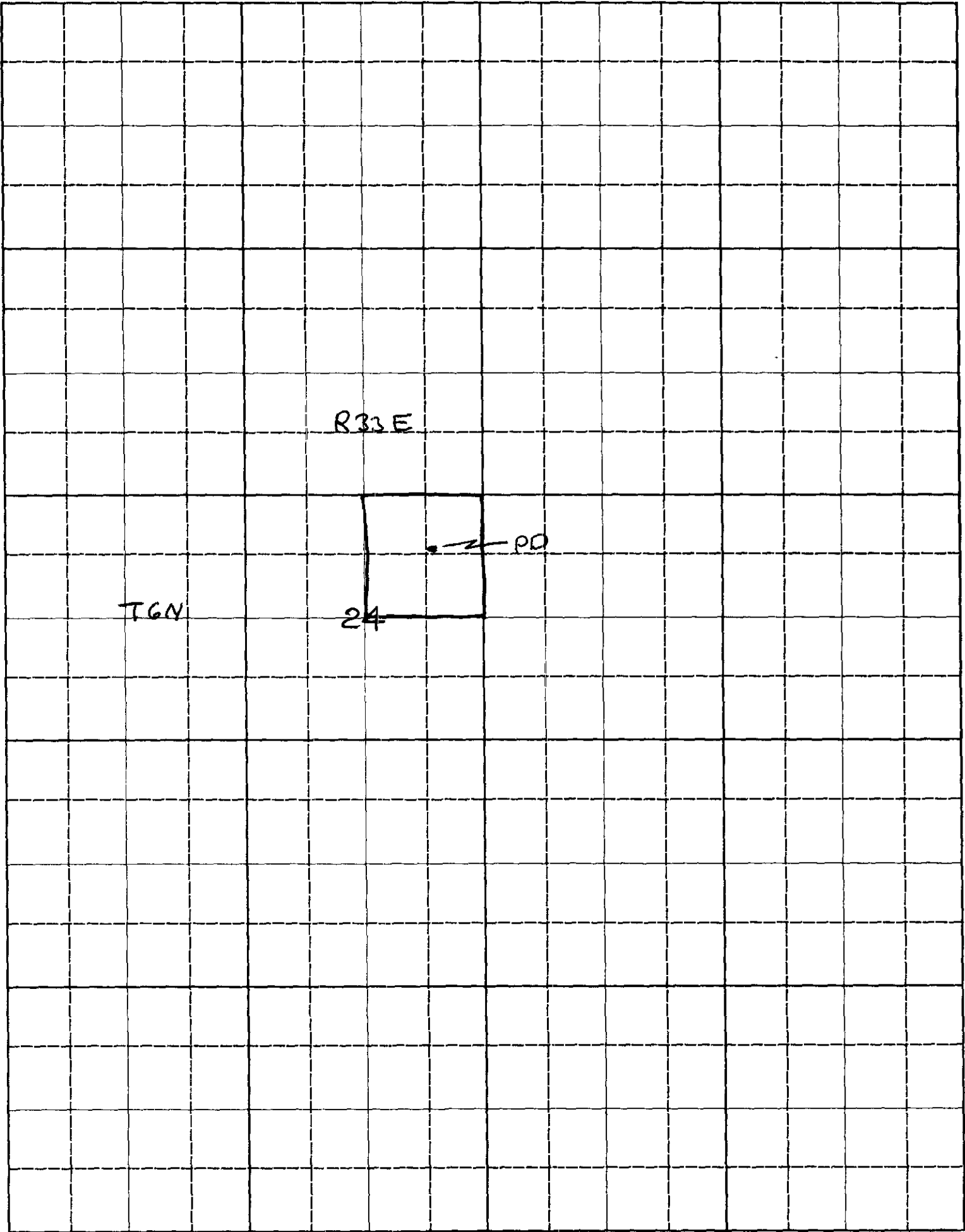
b. Who owns the land to be irrigated or place of use Applicant

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 _____

FILED
JUL 14 2011
FBI - DENVER

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.

MICROFILMED

Ryle Carter
(Applicant)

Proposed Priority

1/30/81

Drafted by HWS

Received by HWS Date 1-30-81 Time 9:35am

Preliminary check by Fee \$ 105.00

Receipted by kw Date 1/30/81 #17006

Publication prepared by kw Date 2/5/81

Published in Rigby Star

Publication dates 2/12 & 2/19/81 4/16 & 4/23/81

Publication approved kw Date 4/29

Protests filed by: none

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by EMC. R

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. 34-7294, 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 May 1, 19 86.
- 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: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 20th day of May, 19 81.

A. Glen Saxton

Chief C-

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER RIGHTS**

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

31-7358

U.S. Dept. of Agri., Forest
Service, Federal Bldg., 324
N. 1st St., Ogden, UT 84401
Source: Spring tributary to

links

Date Filed: 01/29/1981
Amount: 0.04 CFS
Diversion Point: NESE Sec
12N R 35E, Clark Co.
Use: Stockwater (0.04 CFS)
from 01/01 to 12/31
Place of Use: NWNE Sec 23
12N R 35E
Diversion Means: Headbox,
pipeline & trough.

34-7294

Carter, Kyle &/or Lois, Rt. 1,
Pocatello, ID 83448
Source: Groundwater
Date Filed: 01/30/1981
Amount: 3.20 CFS
Diversion Point: NENE Sec
24 T 06N R 33E, Jefferson Co.
Use: Irrigation (3.20 CFS)
from 04/01 to 11/01
Place of Use: NENE NWNE
24 T 06N R 33E
Diversion Means: Well,
pump & pipeline.

34-7295

Carter, Kyle &/or Lois, Rt. 1,
Pocatello, ID 83448
Source: Groundwater
Date Filed: 01/30/1981
Amount: 3.20 CFS
Diversion Point: NESE Sec
24 T 06N R 33E, Jefferson Co.
Use: Irrigation (3.20 CFS)
from 04/01 to 11/01
Place of Use: NESE NWSE
24 T 06N R 33E
Diversion Means: Well,
pump & pipelines.

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
Idaho Department of
Water Resources, 150 Shoup
Ave., Idaho Falls, Idaho 83401
or before May 4, 1981.

C. Stephen Allred
Director

Published April 16, and 23,
1981

Affidavit of Publication

THE RIGBY STAR

RECEIVED

APR 24 1981

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

ss

I, Marie B. Nye, 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

Sixteenth day of April, 19 81

and the last publication on the

Twenty-Third day of April, 19 81

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.

Marie B. Nye
Publisher

Subscribed in my presence and sworn to before me this Twenty-Third
day of April, 19 81.

[SEAL]

Stephen C. Allred
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires Life, 19

Publication Fee: \$ 27.47

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This
Right has been
Decreed in the
SRBA.

Microfilm
1982-1983

December 26, 1990

SIDNEY G. ASHCRAFT
JANA LYNN ASHCRAFT
2104 E. 1800 N.
HAMER, ID 83425

RE: WATER RIGHT NO. 34-07294

Dear Water Right Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED

JAN 04 1991

Sgt. & Janis Ashcraft
2104 East 1800 North
Hammer, ID 83425

*address
change*

RECEIVED
JAN 1 1991

Attn. Sharon Curtis

HAMMER, ID
DEC
14
1990
PM
83425



Idaho Department Water Resources
1301 N. Orchard St.
State house mail
Boise, Id.

83720

)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 26, 1990

SIDNEY G. ASHCRAFT
JANA LYNN ASHCRAFT
HAMER, ID 83435

RE: WATER RIGHT NO. 34-07294

Dear Water Right Holder (s):

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

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

In 1986, rules & regulations were adopted which require the payment of a field examination fee prior to the inspection of any water system for which use exceeds .04 cfs. The rate proposed to be licensed under this permit is 2.26 cfs; therefore, the exam fee which should have been paid prior to the examination and which is now being requested is \$150.00. Please remit this amount at your earliest convenience.

Rec'd 12/19/90 #C019177

This water right is located within a hydrological basin undergoing severe depletions in surface water supplies. Under the provisions of Section 42-237a, Idaho Code, the director is authorized to include the use of groundwater rights which have an effect upon the flow of the Big Lost River within the jurisdiction of the watermaster of Water District 34 (Big Lost River). Once the rights in this basin have been adjudicated, rights such as yours will likely become regulated by the watermaster. For this reason, the license to be issued will be conditioned as being under the control of the watermaster.

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

Sincerely,

Sharla Curtis

SHARLA CURTIS
Technical Records Specialist

SC:blm
Enclosure

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JAN 12 1991

LICENSE REVIEW CHECKLIST

Permit No. 34-7294

Name/Address change? ok ☒

Priority date Advance? yes no

Memo to advance

Blue sheet inserted

Order to reinstate needed? yes no

Total cfs Limited by fee

Limited by capacity

Total volume Limited by flow

Chart checked for AF rate/ac ☒ 3.0

Capacity Actual measurement checked ☒

Theoretical checked ☒

If greater than permit, check for other rts

Source Changed? yes no ☒

If so, is memo needed to clarify?

P/D Verify with map ☒ permit ☒

More than one per $\frac{1}{4}$? Remember remark

Check p/d overlap

Uses Check irrigation period of use w/ chart ☒

P/U Verify with map ☒ permit ☒

> 5 acres irrigated, run overlap

Remarks More than one p/d in $\frac{1}{4}$

Description of non-irrig uses

Special overlap condition

Conditions Measuring device

W.Master control

Overlap

Water quality

Other

Dates/Misc Water district R04

App Rec'd date

Proof Rec'd date

Comments/Changes to Examiner's Recommendations:

License 10-day ☒ 30-day

Back of field report signed? ☒

Reviewer S. Carter Date 10.22.90
Review time 12 minutes

PAGE: 1

PLACE OF USE 1/4 1/4 OVERLAP REPORT

11/16/90

WR-NUMBER	NAME	STG	SOURCE	T R S NE NW SW SE														SUM
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	
L3407294	MUD LAKE CANAL CO.	D	MUD LAKE	06N 33E 24														160
3100164	MUD LAKE CANAL CO.	D	MUD LAKE	06N 33E 24														320
3100165	MUD LAKE CANAL CO.	P	GROUNDWATER	06N 33E 24	40	40	40	40										158
3407295	ASHCRAFT	L	GROUNDWATER	06N 33E 24					40	40	40	40						610
3407405	BISHOP	P	GROUNDWATER	06N 33E 24	39	39	40	40										
L3407294	ASHCRAFT	L	COUNTY 51 QUAD W	88 06N 33E 24	36	36	32	37	39	40	43	39	37	41	42	38	39	38
1986 MAPPING DATA																		

OK

MICROFILMED

JAN 04 1991

WATER RIGHT NO.	LAST NAME	STG	PRIORITY DATE	P	WATER SOURCE	WATER USE	RATE cfs	CAPACITY	TWP	RNG	SECT	TRACT	LOT
34-07294	CARTER ASHCRAFT ASHCRAFT	P	01/30/1981		GROUNDWATER	IRR	3.20		06N	33E	24		NENE
34-07295	CARTER CARTER ASHCRAFT ASHCRAFT	L	03/04/1981		GROUNDWATER	IRR	2.27	2.27	06N	33E	24		NENE
34-07294	CARTER CARTER ASHCRAFT ASHCRAFT	L	01/30/1981		GROUNDWATER	IRR	2.26	2.26	06N	33E	24		NENE

*used to irrigate 160
acres in SE 1/4, S 24
no du overlap*

RECEIVED

NOV 14 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

34-7294
Permit No.
Ascroft

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
- ☐ 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 8/10/88 K.S. (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 8/10/88 K.S. (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: _____

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 8/10/88 Kelly (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent KCW 8/15/89 (Initial and date)

Exam Reviewed by Manager of Regional Office _____ (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (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

JUN 13 1989

Department of Water Resources

A GENERAL INFORMATION

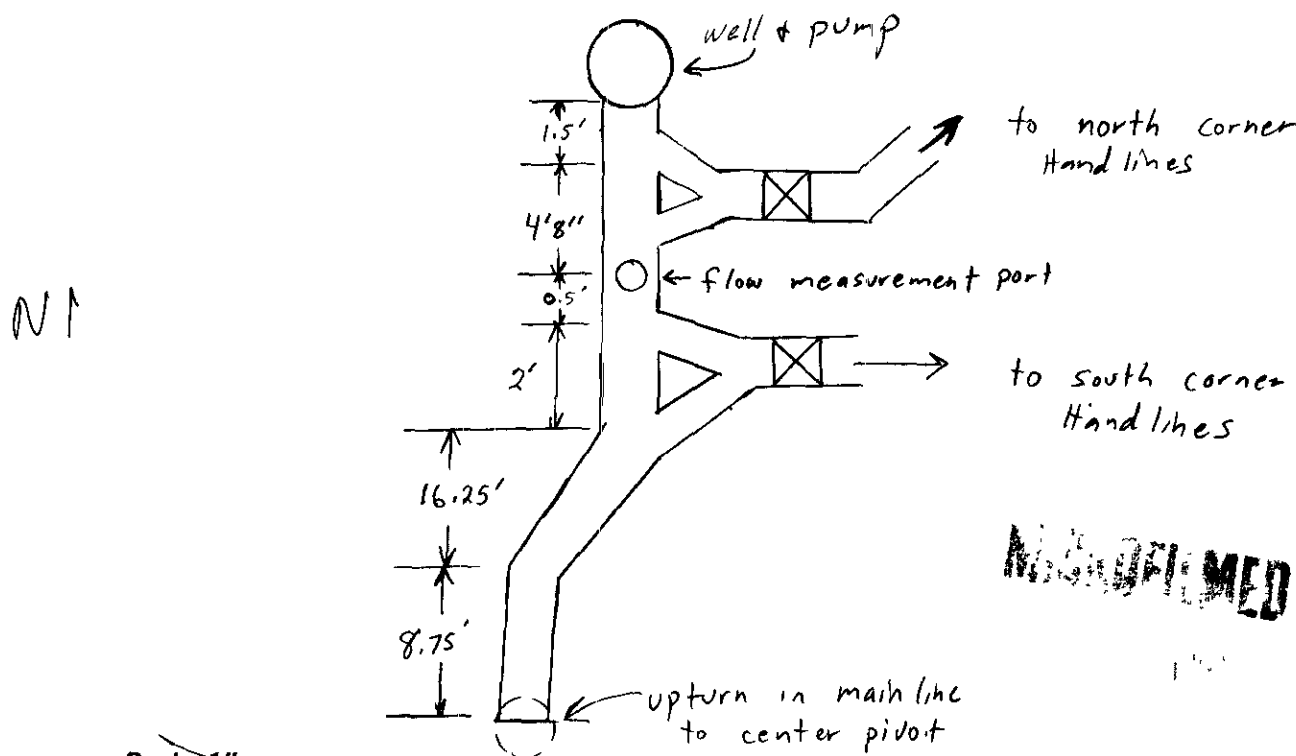
1 Owner Sidney Ashcraft Permit No. 34-7299
Current Address: Hanna ID. 83425 Phone No. 662-5465
2 Accompanied by Same EXAM DATE 7-13-89
Address _____ Phone No. _____
Relationship to Permit Holder: Owner
3 Source Ground water tributary to _____

B. OVERLAP REVIEW

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

C. SYSTEM DESCRIPTION

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



NOT FILMED

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)

1990

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

Well & pump to Center Pivot ^(10 towers) and hand lines.
Center Pivot has an end gun which was
running at the time of the test. Hand lines
are used to catch the corners.
4-14 mile hand lines

☐ 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
	G.E.	125	5K6268XHB	JACUZZI	DM3749564

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

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

[illegible]

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

Indicate Method of Determination

[illegible]

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
Halls Meter	Pitot	Cox		120 386	8"	
Manometer		TDWR			57"	
Pressure Gauge		EXCEL			0-100 psi	

2. Measurements:

$$51.6'' - 31.1 = 20.5$$

$$36 \text{ psc'}$$

$$D_{in} = 2 \frac{5}{8}''$$

Water level estimated at 225 ft from well log of nearby well

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1 Measured Method:

See Attached Sheet $Q = 2.26 \text{ cfs}$

2 Alternate Method for Checking Purposes:

See Attached Sheet $Q_{theoretical} = 2.86 \text{ cfs}$

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 $3.6 \times$ _____ 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 0.01732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation.

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (158)(2.5) = 395$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (2.26)(214)(1.9835) = 959.3$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 395$$

2 Volume Calculations for Other Uses

H. REMARKS AND OVERLAP REVIEW ANALYSIS

No Overlap

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Irrigation</u>	<u>4/1</u>	<u>11/1</u>	<u>2.26</u>	<u>395</u>
Totals:			<u>2.26</u>	<u>395</u>

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 Larry Water Exam written up by Kelly Schild
Signature Kelly Schild
Certification Date _____
Field Report Preparation Date 8/10/89

CONSULTANT SEAL

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

SC
10-22-90

MICROFILMED

JAN 11 1991

PERMIT NO.

$$Q_{cfs} = \frac{II (id)^2}{4} (v_h) / 448.8$$

id = 7625 $V_h =$ 22-2

$$Q = \frac{0.78539 (7.625)^2 (22.2)}{448.8}$$

$Q = 2.46 \text{ cfs}$

is: map(2:5)(1:4)

1. 34, 508 x 1 = 34

$$G = 11.5' \times 11.5' (1 - 3)$$

Q. 186 g 1.01

REFILMED

JAN 04 1991

SIGNATURE

Page 1 of Page 1

	.0	.1	.2	.3	.4	.5	.6	.7	.8	.9
0	0.0	0.8	1.3	1.8	2.2	2.5	2.9	3.3	3.7	4.0
1	4.3	4.5	4.8	5.0	5.2	5.4	5.6	5.8	6.0	6.2
2	6.3	6.5	6.7	6.9	7.0	7.2	7.3	7.5	7.6	7.7
3	7.9	8.0	8.2	8.3	8.5	8.6	8.7	8.8	9.0	9.1
4	9.3	9.4	9.5	9.6	9.7	9.8	10.0	10.1	10.2	10.3
5	10.4	10.5	10.6	10.7	10.9	11.0	11.1	11.2	11.3	11.4
6	11.5	11.6	11.7	11.8	11.9	12.0	12.1	12.2	12.3	12.4
7	12.5	12.6	12.7	12.8	12.9	13.0	13.1	13.2	13.3	13.4
8	13.5	13.5	13.6	13.7	13.8	13.9	14.0	14.0	14.1	14.2
9	14.3	14.4	14.5	14.5	14.6	14.7	14.8	14.9	15.0	15.0
10	15.1	15.2	15.3	15.4	15.5	15.5	15.6	15.7	15.8	15.9
11	15.9	16.0	16.1	16.2	16.3	16.3	16.4	16.5	16.5	16.6
12	16.7	16.7	16.8	16.9	17.0	17.0	17.1	17.2	17.3	17.3
13	17.4	17.5	17.5	17.6	17.7	17.8	17.8	17.9	18.0	18.1
14	18.1	18.2	18.3	18.3	18.4	18.5	18.5	18.6	18.7	18.7
15	18.8	18.9	18.0	19.0	19.1	19.1	19.2	19.3	19.3	19.4
16	19.5	19.5	19.6	19.6	19.7	19.7	19.8	19.9	19.9	20.0
17	20.1	20.1	20.2	20.2	20.3	20.4	20.4	20.5	20.5	20.6
18	20.7	20.7	20.8	20.9	20.9	21.0	21.0	21.1	21.2	21.2
19	21.3	21.3	21.4	21.4	21.5	21.6	21.6	21.7	21.7	21.8
20	21.9	21.9	22.0	22.0	22.1	22.2	22.2	22.3	22.3	22.4
21	22.4	22.5	22.5	22.6	22.6	22.7	22.7	22.8	22.9	22.9
22	23.0	23.0	23.1	23.1	23.2	23.2	23.3	23.4	23.4	23.5
23	23.5	23.6	23.6	23.7	23.7	23.8	23.8	23.9	23.9	24.0
24	24.0	24.1	24.2	24.2	24.3	24.3	24.4	24.4	24.5	24.5
25	24.6	24.6	24.7	24.7	24.8	24.8	24.9	24.9	25.0	25.0
26	25.1	25.1	25.2	25.2	25.3	25.3	25.4	25.4	25.5	25.5
27	25.6	25.6	25.7	25.7	25.8	25.8	25.9	25.9	26.0	26.0
28	26.1	26.1	26.2	26.2	26.3	26.3	26.4	26.4	26.5	26.5
29	26.6	26.6	26.7	26.7	26.8	26.8	26.9	26.9	26.9	27.0
30	27.0	27.1	27.1	27.2	27.2	27.3	27.3	27.4	27.4	27.5
31	27.5	27.5	27.6	27.6	27.7	27.7	27.8	27.8	27.9	27.9
32	28.0	28.0	28.0	28.1	28.1	28.2	28.2	28.3	28.3	28.4
33	28.4	28.5	28.5	28.5	28.6	28.6	28.7	28.7	28.8	28.8
34	28.9	28.9	29.0	29.0	29.0	29.1	29.1	29.1	29.2	29.2
35	29.3	29.3	29.3	29.4	29.4	29.5	29.5	29.5	29.6	29.6
36	29.7	29.7	29.8	29.8	29.9	29.9	30.0	30.0	30.0	30.1
37	30.1	30.2	30.2	30.3	30.3	30.4	30.4	30.5	30.5	30.5
38	30.6	30.6	30.7	30.7	30.8	30.8	30.8	30.9	30.9	31.0
39	31.0	31.0	31.1	31.1	31.2	31.2	31.2	31.3	31.3	31.4
40	31.4	31.5	31.5	31.5	31.6	31.6	31.7	31.7	31.7	31.8
41	31.8	31.9	31.9	31.9	32.0	32.0	32.1	32.1	32.1	32.2
42	32.2	32.3	32.3	32.3	32.4	32.4	32.4	32.5	32.5	32.5
43	32.6	32.6	32.7	32.7	32.7	32.8	32.8	32.9	32.9	33.0
44	33.0	33.0	33.1	33.1	33.2	33.2	33.2	33.3	33.3	33.4
45	33.4	33.5	33.5	33.5	33.6	33.6	33.7	33.7	33.7	33.8
46	33.8	33.9	33.9	33.9	34.0	34.0	34.0	34.1	34.1	34.1
47	34.2	34.2	34.2	34.3	34.3	34.4	34.4	34.4	34.5	34.5
48	34.6	34.6	34.6	34.7	34.7	34.8	34.8	34.8	34.9	34.9

34-7294

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①

154.9

39 ac

39 ac

Point of Diversion

40 ac

40 ac

Place of Use

HEL

②

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HEL

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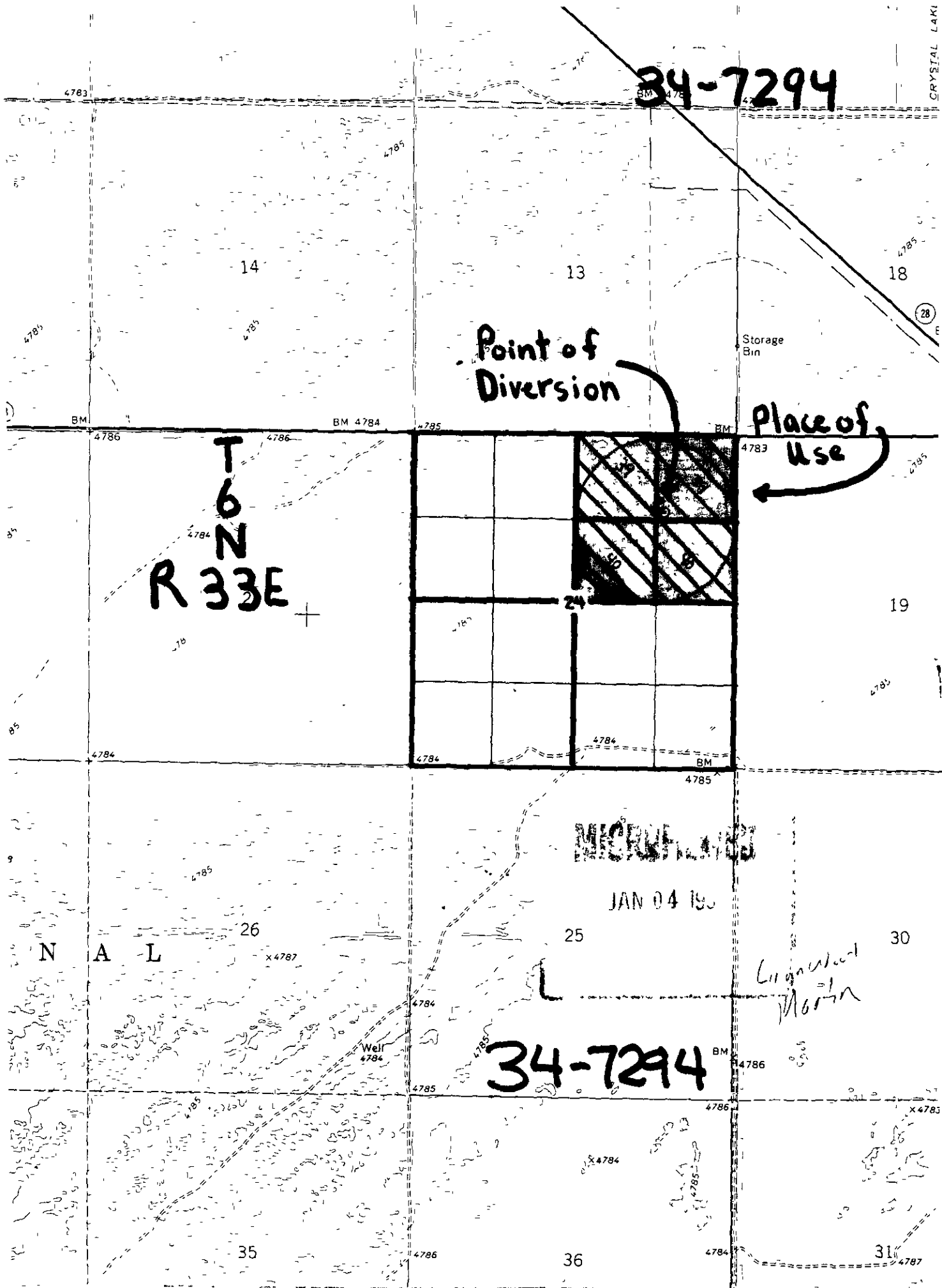
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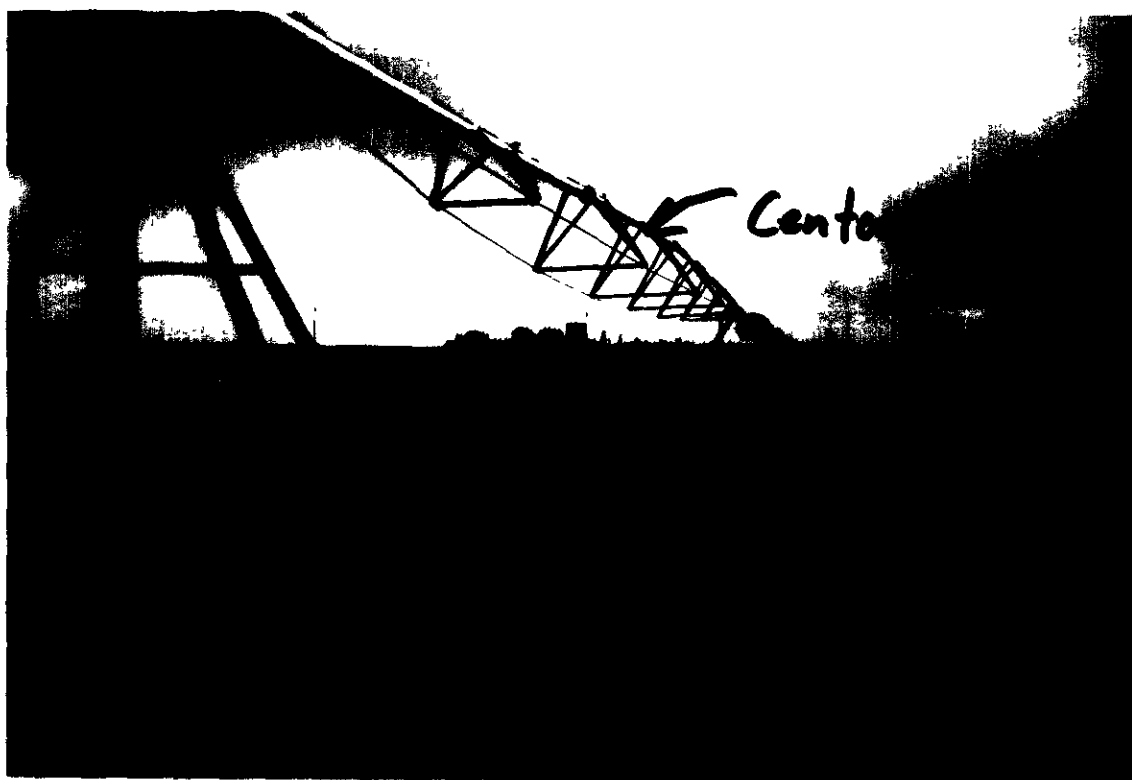
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Original
North

branch to south
Headlines



North
lines



Center

34-7294

MICROFILMED

JAN 04 1991



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

August 10, 1981

RE: Permit No. 34-7294, 34-7295

Kyle and/or Lois Carter
Rt. #1,
Sugar City, Idaho 83448

Dear Mr. and Mrs. Carter:

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,

BOBBIE R. STEPHENS
Principal Clerk

cc: IDWR - State Office

MICROFILMED

RECEIVED

JUL 17 1981

Department of Water Resources
Eastern District Office

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



MICROFILMED

PLACE
TEN CENT
STAMP
HERE

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. 34-7294

Name(s) of Permit Holder: Kyle & Lois Carter

Post Office Address: Rt. 1 Sugar City Idaho 83448

Tel. No. 356-5342

MICROFILMED

Source of Water: Groundwater

Extended Use:

☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 160 (acres)
☐ Other _____

Measuring Device:

Access Port: Required? ☐ Yes ☒ No
 Required? ☒ Yes ☐ No

Installed? ☐ Yes ☒ No
 Installed? ☒ Yes ☐ No

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

July 17, 1981
 Date

[Signature]
 Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

CARTER, KYLE & LOIS
RT. 1
SUGAR CITY, ID 83448

JUNE 03, 1981

RE: PERMIT NO. 34-7294

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.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL A MEASURING DEVICE, OR AN ACCESS PORT TO PROVIDE FOR THE INSTALLATION OF MEASURING EQUIPMENT BY THE DEPARTMENT. ENCLOSED PLEASE FIND A LIST OF MEASURING DEVICE OPTIONS, AND SPECIFICATIONS FOR THE INSTALLATION OF THE ACCESS PORT.

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

Date: 5/8/81

22

3/79

IDENT. NO. 34 7294

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]

MEMO

To: Files

From: Kay Walker *Kay*

RE: Publication of the Right

As per a telephone conversation with the editor of the Rigby Star it was discovered that the publication for this water right was not published as requested on February 6, 1981. The publication was resubmitted on April 9, 1981 to be published on April 16 & 23, 1981.

MICROFILMED

CARTER, KYLE &/or LOIS

PT. 1. SUGAR CITY, ID 83448

Source GROUNDWATER

Date Filed. 01/30/1981

Amount. 3.20 CFS

Diversion Point. NENE Sec 24 T 06N R 33E. JEFFERSON Co.

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

Place of Use: NENE NWNE SWNE SENE Sec 24 T 06N R 33E FOR 160 ACRES

Diversion Means: WELL, PUMP & PIPELINE.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

150 Shoup Ave. -1515 Lincoln Road -
Idaho Falls, Idaho 83401
(208) 523-7186 -
525-7161

April 6, 1981

RE: Affidavits of Publication

Rigby Star
P.O. Box 37
Rigby, ID 83442

Gentlemen:

Attached herewith is a listing of all of the outstanding affidavits of publication we are waiting for. We cannot complete the processing of these water rights until the affidavits are included in the files. It would be greatly appreciated if you could mail these publications and the billing for each to this office at your earliest convenience.

If you have any questions or comments in this matter, please feel free to call me.

Sincerely,

KAY WALKER
Secretary

KW:k
Attachment

MICROFILMED

March 5, 1981

RE: Application for Transfer No. 31-2322 U.S. FISH & WILDLIFE

Claim to a Water Right No. 31-4062 thru 31-4065

Application for Permit No. 31-7358, 34-7294, 34-7295

Rigby Star
P.O. Box 37
Rigby, Idaho 83442

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 February 12 and 19, 1981.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

CW:kw

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, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before MARCH 2, 1981.

C. STEPHEN ALLRED

Director

Published 2/12 & 2/19/81.

MICROFILMED

34-2294-

CARTER, KYLE &/or LOIS

PT. 1. SUGAR CITY, ID 83448

Source GROUNDWATER

Date Filed: 01/30/1981

Amount. 3.20 CFS

Diversion Point NENE Sec 24 T 06N R 33E, JEFFERSON Co.

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

Place of Use: NENE NWNE SWNE SENE Sec 24 T 06N R 33E FOR 160 ACRES

Diversion Means WELL, PUMP & PIPELINE.

MICROFILMED