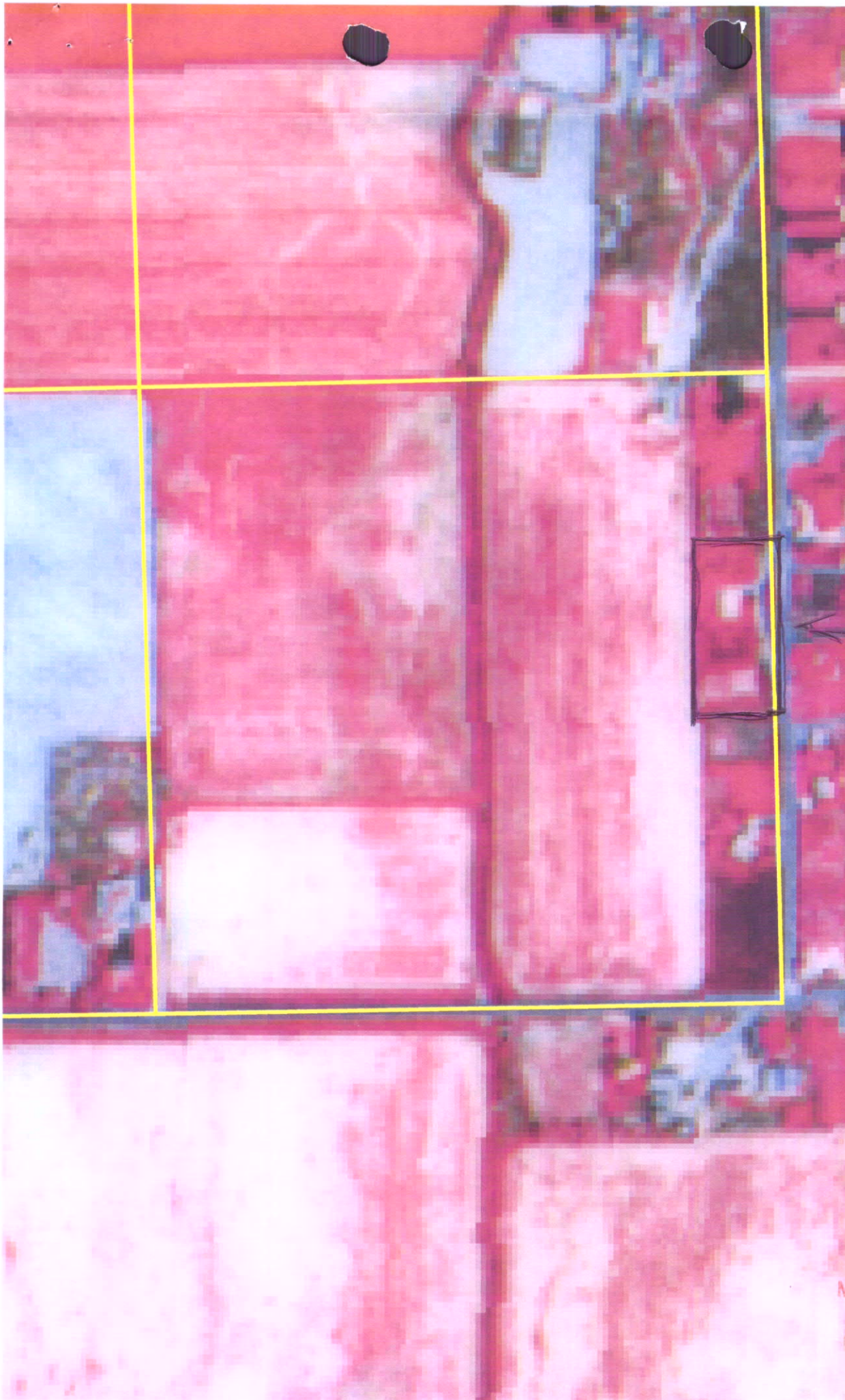




Lot/well

1987
NAPP
Photo

MICROFILMED
FEB 04 2002



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FEB 04 2002



MICROFILMED
FEB 04 2002



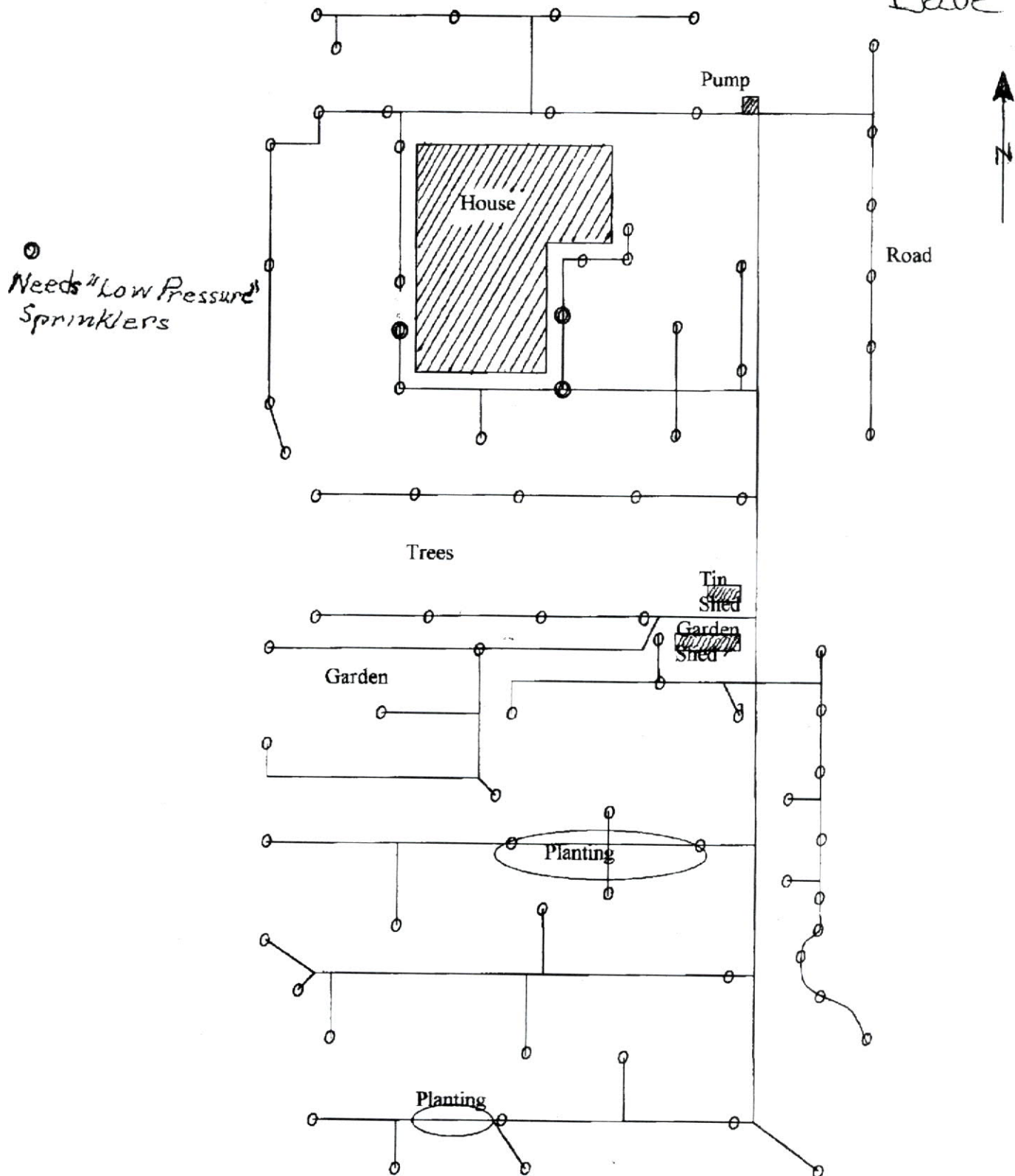
22-13202 well/pump
lawn/trees

DCARLSON
5/17/2002

MICROFILMED

JAN 08 2003

Alden Partridge

(Alan)
Att.
Dave

MICROFILMED

JAN 08 2003

22-13202

06N, 39E, SEC. 36



● POINT OF DIVERSION



PLACE OF USE

MICROFILMED

JAN 9 8 2003

THE STANDARD JOURNAL
Rexburg, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

I, Terry T. Weatherston, being first duly sworn, depose and say, that I am the printer of THE STANDARD JOURNAL, a 3 times a week newspaper printed and published 3 times a week in Rexburg, Madison County, Idaho; and I do solemnly swear that the Legal Notice Appropriate the Public Waters A Partridge, a copy of which notice appears attached hereto, was published in the regular and entire issue of supplement issue thereof for Two consecutive issues, the first publication having been made on November 21, 2001 and the last publication having been made on November 28, 2001.

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

Terry T. Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 29th day of November in the year of 2001 before me, a Notary Public, personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statement therein are true, and acknowledged to me that he executed the same.

Shirley J. Murray
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: April 29, 2005



RECEIVED
DEC 05 2001

Department of Water Resources
Eastern Region

LEGAL NOTICE

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

22-13202

ALDEN R PARTRIDGE
JENNIE PARTRIDGE
1841 S 1000 W
Rexburg, ID 83440
Points of Diversion: SESE S36 T06N
R39E, Madison County.

Source: Ground Water.

Use: Irrigation 04/01 to 10/31 0.06
CFS Total Diversion: 0.06 CFS.

Date Filed: 11/05/2001.

Place of Use: Irrigation. T06N R39E
S36 SESE

Number of Acres: 1.5

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protests against the approval of this application must be filed with the Director, Dept. of Water Resource, Eastern Region, 900 N. Skyline Dr., Ste. A, Idaho Falls, ID 83402, together with a protest fee of \$25 for each application on or before December 10, 2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER
Director

Publ. Nov. 21 and 28, 2001SJ.

MICROFILMED

SEP 04 2002

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-13202

Priority: November 3, 2001

Maximum Diversion Rate: 0.05 CFS
Maximum Diversion Volume: 5.3 AF

It is hereby certified that ALDEN PARTRIDGE And/Or JENNIE PARTRIDGE
1841 S 1000 W
REXBURG ID 83440 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated November 03, 2001; and have
submitted Proof of Beneficial Use on February 11, 2002. An examination indicates that the works have
a diversion capacity of 0.05 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	0.05 CFS	5.3 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36, Twp 06N, Rge 39E, B.M., MADISON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 39E 36																1.5	1.5
Total Acres: 1.5																	

CONDITIONS OF APPROVAL

1. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. This right when combined with all other rights shall provide no more than 0.05 cfs nor more than 5.3 afa at the field headgate for irrigation of the land described above.

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 used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 18TH day of DECEMBER, 2002.

MICROFILMED
JAN 08 2003

Acting for

KARL J. DREHER
Director

RECEIVED

FEB 19 2002

FOR OFFICE USE ONLY

Amt. of Fee \$: 50
Receipt No. E027434
Receipt By: HWO
Date Received: 2-11-02

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 08 2002

Department of Water Resources
Eastern Region

PROOF OF BENEFICIAL USE

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

1. Permit No. 22-13202 Telephone No. 208-356-6100

2. Name of Permit Holder(s): Alden and Jennie Partridge

3. Mailing Address: 1841 S, 1000 W

City Rexburg State Id Zip 83440

4. Source of Water: Well If GROUNDWATER (well), Date Drilled: mo. June / yr. 1968

Well Driller: Hopkins Bros. Drilling Permit Number: - - -

5. Use(s) (as authorized by the water right permit):

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

Irrigation (No. of acres): 1.5 Other: 0.05 ft

6. Total rate of diversion and/or volume for which proof is submitted: 25 gal/min OR 1 1/2 HP Submersible are-feet Pump

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes or No X
Has the measuring device been installed? Yes or No

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Joe or Tannis Spaulding Telephone Number: Home 356-0337 Work 356-7979 359-6508

Address: 3217 S, 4000 W Rexburg, Idaho 83440

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Alden Partridge Date:
(include your title, if on behalf of company or organization)

MICROFILMED

APR 22 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 22-13202

Priority: 11/03/2001

Maximum Diversion Rate: 0.05 CFS

This is to certify, that ALDEN PARTRIDGE
1841 S 1000 W
REXBURG ID 83440

And/Or

JENNIE PARTRIDGE
1841 S 1000 W
REXBURG ID 83440

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 10/31	0.05 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36, Twp 06N, Rge 39E, B.M. MADISON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 39E 36																1.5	1.5

Total Acres: 1.5

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before May 1, 2002.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. This permit does not authorize the construction of any new well or the deepening or enlargement of any existing well.
6. This right does not authorize the irrigation of land not previously irrigated.
7. This right when combined with all other rights shall provide no more than 0.05 cfs nor more than 5.3 afa at the field headgate for irrigation of the land described above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 20th day of December, 2001.

MICROFILMED

FEB 04 2002

Karl J Dreher
for KARL J DREHER, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No.

22-13202

#6853 RECEIVED

APPLICATION FOR PERMIT

DEC 17 2001

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant ALDEN & JENNIE PARTRIDGE Phone 208-356-6100
Mailing address 1841 S 1000 W Rexburg, Id 83440
2. Source of water supply GW which is a tributary of _____
3. Location of point of diversion is Township 6N Range 39E Sec. 36, in the _____ 1/4,
SE 1/4, SE 1/4, Govt. Lot _____, B.M., MADISON County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.06 for IRR purposes from 4/01 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
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 is (a) 0.06 cfs and/or (b) 5.25 AF/A
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source well/pump to house
and 1.5 Acre lawn well drilled 1968
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
c. Proposed well diameter is 8 inches; proposed depth of well is 60 feet
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? 1968; Drilling firm, Hopkins Bros
Well was drilled for (well owner) Alden Partridge; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
(Done)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity in kW.
b. Stockwatering; list number and kind of livestock.
c. Municipal; show name of municipality.
d. Domestic; show number of households.
e. Other; describe fully. _____

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FEB 04 2002

9. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	39E	36																65	1.5 AC

Total number of acres to be irrigated 1.5 AC

10. Describe any other water rights used for the same purposes as described above. 22-10050 ADJ
CLAIM FOR DOMESTIC USE.

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

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

12. Remarks: pre-1987 water right

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

X Adam Partridge MICROFILMED
 Signature of Applicant (and title, if applicable) FEB 04 2002

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 100.00 Received by SC # E027238 Date 11/3/01
 Publication prepared by SC Date 11/21 & 11/28/01 Published in Bozberg Standard Journal
 Publication approved SC Date 12/5/01



Lot/well

1987
NAPP
Photo

MICROFILMED
FEB 04 2002

CONSTRUCTION CONTRACT

STATE Idaho

COUNTY Madison

THIS CONTRACT, made this 27th day of May, 1968,
by Alden R. Partridge of 208 S. 3rd. W., Rexburg, Idaho 83440
(hereinafter called the "Owner"), and M. M. Bishop of
(hereinafter called the "Contractor").

WITNESSETH that the parties hereto agree as follows:

- (A) The Contractor will furnish materials and perform the work for Construction of new dwelling as per specifications.

for the consideration of SIXTEEN THOUSAND, AND NO/100 dollars (\$ 16,000.00),
in accordance with the "General Conditions" shown on the reverse side of this contract and the specifications
and the drawings as follows:

As per bid and specifications by M. M. Bishop.

- (B) The Contractor will start work by June 10th, 1968, and will complete
the work by ~~SEVENTEEN~~ December 15, 1968 (See paragraph III of General Conditions on reverse).

- (C) The Owner will make payments as follows:

"Partial payments will be made at intervals of 10 days in the amount of 60 percent of the value of the work in place (less the aggregate of previous payments) as estimated by the contractor and approved by the owner and the Farmers Home Administration. Prior to receiving any partial payment, the contractor must furnish the owner with a statement showing the total amount owed to date for materials and labor procured under this contract and, if required by the owner or the Farmers Home Administration, must also submit evidence showing that previous partial payments were properly applied and that the current payment will be properly applied. Upon completion of the whole contract and acceptance of the work as required hereunder, by the owner and the Farmers Home Administration, and compliance by the contractor with all terms and conditions of this contract, the amount due the contractor will be paid."

IN WITNESS WHEREOF, the parties hereto have executed this contract as of the date first above written.

M. M. Bishop
M. M. Bishop (Contractor)

Alden R. Partridge
Alden R. Partridge (Owner)

(SEE REVERSE)

Position 6

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FHA 424-6 (Rev. 10-28-63)

FEB 04 2002

To the Idaho Department of Water Resources

Enclosed are :

1. A "Construction Contract" for our home which shows how long we have been living at our present location. The closing date on the contract is December 15, 1968. We have lived at our present location since 1969.
2. A "Deed of Trust" which we received after paying off our final loan on the home. This occurred December 22, 1988.
3. A "Quitclaim Deed" which was just submitted when we formed a Family Trust.
4. The pictures show most of the areas that are under irrigation. Some areas are shown from more than one angle. There is not a picture of our front lawn and north lawn. All of the large pine trees in the pictures were planted from seedlings.
5. A statement signed by three of our neighbors attesting to how long we have resided at our present location and how long we have been irrigating there.
6. An old check register (March 1974 – July 1974) showing that we spent over \$200 at that time for irrigation supplies (flexible black pipe). This was the time that we started irrigating the south half of our property. The north half was irrigated from the time that we moved in.

A note to those who visit the property to evaluate the watered acreage.

The east property line is on the east side of the paved county road as the road does not follow the section line. If I remember properly it is about 2 feet beyond the pavement. The area occupied by the road should be deducted from the 2.0 acres in determining the area watered.

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FEB 04 2002

327.46
 205.72
 121.74

2.40
 1.00
 1.40

4.25
 35
 31.25
 137.5
 1587.5

8.14
 11.80
 20.94

8.78
 12.4
 21.18

38.61
 33.71
 4.90

002.6
 000.5
 002.1

CHECK REGISTER
NUMBER

THIS REGISTER CONTAINS THE
RECORD OF CHECKS
NUMBERED

From

check no. March 6, 1974 dated

To

check no. July 1974 dated



ID-27 REV. 3/70

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FEB 04 2002

MICROFILMED
 FEB 04 2002

CHECK NO.	DATE	CHECKS ISSUED TO OR DESCRIPTION OF DEPOSIT	AMOUNT OF CHECK	✓	AMOUNT OF DEPOSIT	BALANCE FORWARD
						60 578
	6	To Kings	5 00			Check or Dep.
		For				Bal. 600 78
	9	To Penneys	5 00			Check or Dep.
		For				Bal. 595 78
	9	To Kings	2 00			Check or Dep.
		For				Bal. 593 78
	9	To Food Store	12 81	✓		Check or Dep. 12 81
		For				Bal. 580 97
	4	To Cal Ranch	127 35			Check or Dep. 127 35
		For ~~Food Store~~				Bal. 453 62
		To ~~Cal Ranch~~	24 40			Check or Dep. 24 40
		For ~~Trig~~				Bal. 429 22
		To ~~Cal Ranch~~	5 00	✓		Check or Dep. 5 00
		For ~~Trig~~				Bal. 424 22
		To ~~Cal Ranch~~	56 97			Check or Dep. 56 97
		For ~~Trig~~				Bal. 367 25
		To Rainbow	2 22			Check or Dep. 2 22
		For B.K.C.				Bal. 365 03
		To El Gene TV	25 84	✓		Check or Dep. 25 84
		For				Bal. 339 19
		To Roger Sullivan	3 00	✓		Check or Dep. 3 00
		For				Bal. 336 19
		To Church Tithing	99 94			Check or Dep. 99 94
		For 89.94 Tithing 10 th Budget				Bal. 236 25
		To F.H.A.	84 00	✓		Check or Dep. 84 00
		For				Bal. 152 25

DEED OF TRUST

AMERICAN LAND TITLE CO.
P. O. BOX 732
REXBURG, IDAHO 83440

THIS DEED OF TRUST, Made this 29th day of December, 19 80
BETWEEN Alden R. Partridge and Jennie C. Partridge, husband and wife
whose address is Route # 4, Rexburg, Idaho 83440 herein called GRANTOR,
The American Land Title Co., Inc., herein called TRUSTEE, and
RICKS COLLEGE FEDERAL CREDIT UNION
COB Box 90, Ricks College, Rexburg, Idaho 83440, herein called BENEFICIARY,
WITNESSETH: That Grantor does hereby Irrevocably GRANT, BARGAIN, SELL AND CONVEY TO TRUSTEE IN TRUST, WITH
POWER OF SALE, that property in the County of Madison, State of Idaho, described as
follows, and containing not more than twenty acres:

Commencing at a point on the Section line 487 feet North
of the Southeast corner of Section 36, Township 6 North,
Range 39 East, Boise Meridian, in Madison County, Idaho,
and running thence West 188.5 feet; thence North 0°15'
West 461 feet; thence East 190.5 feet to the Section line;
thence South 461 feet to the point of beginning....

A/R Inst No. 214377 4/23/86
Returned to Bechire FCU 4/24/86
St No. 158624

TOGETHER WITH the rents, issues and profits thereof, SUBJECT, HOWEVER, to the right, power and authority hereinafter given to and conferred upon Beneficiary to collect and apply such rents, issues and profits,

For the Purpose of Securing payment of the indebtedness evidenced by a promissory note, of even date herewith, executed by Grantor in the sum of
Twelve thousand three hundred and no/100 - - - - - Dollars, (\$12,300.00),

final payment due December 22, 1983
and to secure payment of all such further sums as may hereafter be loaned or advanced by the Beneficiary herein to the Grantor herein, or any or either of them, while record owner of present interest, for any purpose, and of any notes, drafts or other instruments representing such further loans, advances or expenditures together with interest on all such sums at the rate therein provided. Provided, however, that the making of such further loans, advances or expenditures shall be optional with the Beneficiary, and provided, further, that it is the express intention of the parties to this Deed of Trust that it shall stand as continuing security until paid for all such advances together with interest thereon.

A. To protect the security of this Deed of Trust, Grantor agrees:

1. To keep said property in good condition and repair; not to remove or demolish any building thereon; to complete or restore promptly and in good and workmanlike manner any building which may be constructed, damaged or destroyed thereon and to pay when due all claims for labor performed and materials furnished therefor; to comply with all laws affecting said property or requiring any alterations or improvements to be made thereon; not to commit or permit waste thereof; not to commit, suffer or permit any act upon said property in violation of law; to cultivate, irrigate, fertilize, fumigate, prune and do all other acts which from the character or use of said property may be reasonably necessary, the specific enumerations herein not excluding the general.

2. To provide, maintain and deliver to Beneficiary fire insurance satisfactory to and with loss payable to Beneficiary. The amount collected under any fire or other insurance policy may be applied by Beneficiary upon any indebtedness secured hereby and in such order as Beneficiary may determine, or at option of Beneficiary the entire amount so collected or any part thereof may be released to Grantor. Such application or release shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.

3. To appear in and defend any action or proceeding purporting to affect the security hereof or the rights or powers of Beneficiary or Trustee; and to pay all costs and expenses, including cost of evidence of title and attorney's fees in a reasonable sum, in any such action or proceeding in which Beneficiary or Trustee may appear.

4. To pay: at least ten days before delinquency all taxes and assessments affecting said property, when due, all encumbrances, charges and liens, with interest, on said property or any part thereof, which appear to be prior or superior hereto; all costs, fees and expenses of this Trust. In addition to the payments due in accordance with the terms of the note hereby secured the Grantor shall at the option, and on demand of the Beneficiary, pay each month 1/12 of the estimated annual taxes, assessments, insurance premiums, maintenance and other charges upon the property, nevertheless in trust for Grantor's use and benefit and for the payment by Beneficiary of any such items when due. Grantor's failure so to pay shall constitute a default under this trust.

5. To pay immediately and without demand all sums expended by Beneficiary or Trustee pursuant to the provisions hereof, with interest from date of expenditure at eight per cent per annum.

6. Should Grantor fail to make any payment or to do any act as herein provided, then Beneficiary or Trustee, but without obligation so to do and without notice to or demand upon Grantor and without releasing Grantor from any obligation hereof, may: make or do the same in such manner and to such extent as either may deem necessary to protect the security hereof, Beneficiary or Trustee being authorized to enter upon said property for such purposes; appear in and defend any action or proceeding purporting to affect the security hereof or the rights or powers of Beneficiary or Trustee; pay, purchase, contest or compromise any encumbrance, charge or lien which in the judgment of either appears to be prior or superior hereto; and, in exercising any such powers, or in enforcing this Deed of Trust by judicial foreclosure, pay necessary expenses, employ counsel and pay his reasonable fees.

B. It is mutually agreed that:

1. Any award of damages in connection with any condemnation for public use of or injury to said property or any part thereof, or any proceeds assigned and shall be paid to Beneficiary who may apply or release such moneys received by him in the same manner and with the same effect as above provided for disposition of proceeds of fire or other insurance.

2. By accepting payment of any sum secured hereby after its due date, Beneficiary does not waive his right either to require prompt payment when due of all other sums so secured or to declare default for failure so to pay.

3. At any time or from time to time, without liability therefor and without notice, upon written request of Beneficiary and presentation of this Deed and said note for endorsement, and without affecting the personal liability of any person for payment of the indebtedness secured hereby, Trustee may: reconvey all or any part of said property; consent to the making of any map or plat thereof; join in granting any easement thereon; or join in any extension agreement or any agreement subordinating the lien or charge hereof.

4. Upon written request of Beneficiary stating that all sums secured hereby have been paid, and upon surrender of this Deed and said note to Trustee

QUITCLAIM DEED

For Value Received

Alden R. Partridge and Jennie C. Partridge

do hereby convey, release, remise and forever quit claim unto

Alden R. Partridge and Jennie C. Partridge
The Alden and Jennie Partridge Family Trust

whose current address is 1841 South 1000 West
Rexburg, ID 83440

the following described premises located in Madison County, to-wit:

Commencing at a point on the section line 487 feet North of the Southeast corner of Section 36, Township 6 North, Range 39 East Boise Meridian, in Madison County, Idaho and running thence West 188.5 feet; Thence N 0°15' West 461 feet; Thence East 190.5 feet to the section line; Thence South 461 feet to the point of beginning;

Includes a county road right-of-way.

Contains 2.0 acres

DATED:

Alden R. Partridge
STATE OF IDAHO, COUNTY OF Madison

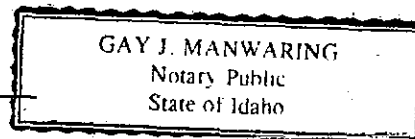
Jennie C. Partridge

On this 15 day of October, 2001,
before me, a notary public in and for
the State, personally appeared

Alden R. Partridge and
Jennie C. Partridge

known to me to be the person who
names subscribed to the within
instrument, and acknowledged to
me that executed the same.

Gay J. Manwaring
Notary Public
Residing at: Rexburg, Id
My Commission Expires: 2/3/07



Instrument # 291973

REXBURG, MADISON, IDAHO

2001-10-19 10:25:57 No. of Pages: 1

Recorded for: W. BRENT EAMES

MARILYN R. RASMUSSEN

Ex-Officio Recorder Deputy

Fee: 3.00

MICROFILMED
FEB 04 2002



MICROFILMED

SEP 0 4 2002



MICROFILMED

FEB 0 4 2002

To the Idaho Department of Water Resources:

We the neighbors of Alden R. & Jennie C. Partridge do testify that the Partridges have lived on their property located at Township 6N, Range 39E, in the SE ¼, SE ¼ of Section 36 since 1969. They have irrigated the north half of that property since that time and the south half since approximately 1974.

Signed:

Names

Philip W. Harmon

Address

Ray Harmon
1916 S 1000 W
REXBURG, IDAHO

Approx. number of years as neighbors 32

Names

Bud Barney
Ruth Barney

Address

1894 So. 1000 West
Rexburg, Ida. 83440

Approx. number of years as neighbors 30

Names

William B. Klingler
Myrna A. Klingler

Address

1776 So. 1000 W
Rexburg, Id. 83440

Approx. number of years as neighbors 32

MICROFILMED

FEB 04 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 18, 2002

ALDEN PARTRIDGE
JENNIE PARTRIDGE
1841 S 1000 W
REXBURG ID 83440

RE: License No. 22-13202 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or 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 forms and instructions.

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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JAN 08 2003

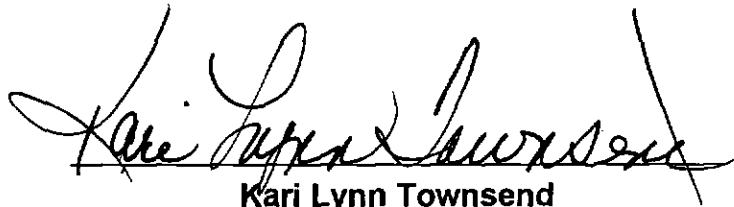
CERTIFICATE OF SERVICE

I hereby certify that on December 18, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

22-13202

ALDEN PARTRIDGE
JENNIE PARTRIDGE
1841 S 1000 W
REXBURG ID 83440



Kari Lynn Townsend
Secretary

MAILED

JAN 08 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 this 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 fourteen (14) 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 this 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director 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.

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194 0 8 2013

LICENSE REVIEW CHECKLIST

Permit No. 22-13202

Date: 12-17-02 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): 0 surface water - none

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.05 cfs

Fee Limit 0.20 cfs

Measured _____ cfs

Theoretical 0.05 cfs

Recommended Total Diversion Rate 0.05

Water Uses OK

Change (P46)

Season of Use per new Standards

4-1 10-31

Irrigation 0.05 cfs 5.3 af

Stockwater _____ cfs _____ af

Domestic _____ cfs _____ af

_____ cfs _____ af

_____ cfs _____ af

Total 0.05 cfs 5.3 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

0.05 cfs x 1.9835 x 214 days = 21.2 af (vs) 1.5 acres x 3.5 (FHR) = 5.25 af 5.3
2.5 (con)

Remarks: _____

Additional Conditions _____

Watermaster Control

GW Measurement/Measuring Device

Other

Trust R55 - remove 051)

Non-trust (048)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? NO - not req'd

Adjust memo _____

Amend Letters _____

P87, S06

Second Amendment Notice _____

S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAY 24 2002

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 22-13202

1. Owner: Alden/Jennie Partridge Phone No. _____

Current Address: 18415 1000w Rexburg

2. Accompanied by: Tannis Spaulding EXAM DATE: 5/17/2002

Address: _____ Phone No. _____

Relationship to Permit Holder: daughter

3. Source: GW tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 22-10050 Domestic

2. Other water rights with the same point of diversion: 22-10050 (Domestic use)

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SE	36	6N	39E	Madison	FE/GPS/GIS

2. Place(s) of Use:

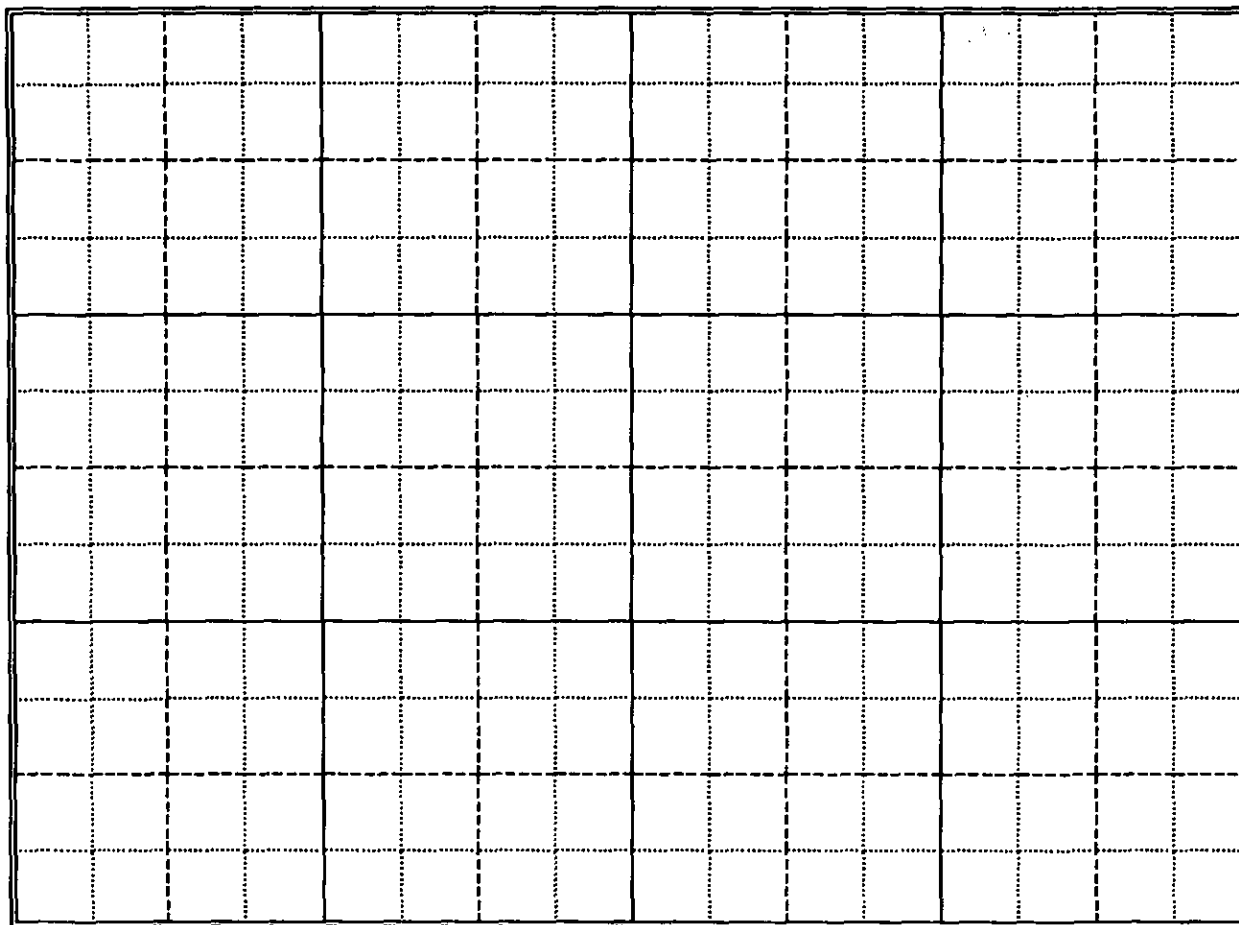
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	39E	36																1.5	Ac 1.5 A

ALICE FILMED

JAN 08 2003

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS 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)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	submersible	1.5			
	pump				

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

D. FLOW MEASUREMENTS

1.

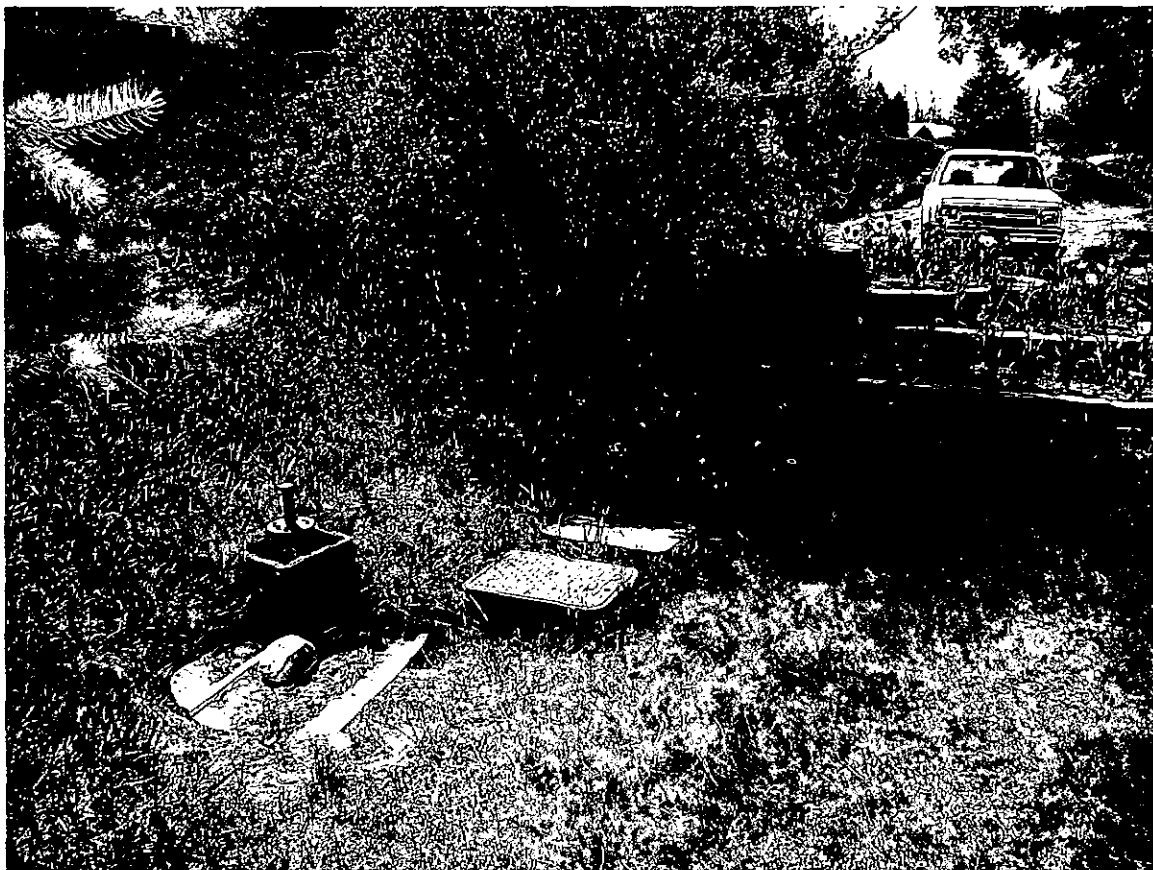
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

one zone → 12 birds X 2 gals/min = 24 gpm

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JAN 9 1980



22-13202 well/pump
lawn/trees

DCARLSON
5/17/2002

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JAN 08 2003

Alden Fartridge

(H7000)
A.H.
Dave

Watering Times

Schedule A

Starts at 11 PM
Even DaysValve 1 - 40 min.
Valve 2 - 2 hrs.
Valve 3 - 2 hrs.
Valve 4 - 2 hrs.
Valve 6 - 1 hr.

Schedule B

Starts at 11 PM
Odd DaysValve 7 - 2 hrs.
Valve 8 - 2 hrs.
Valve 9 - 2 hrs.
Valve 10 - 2 hrs.

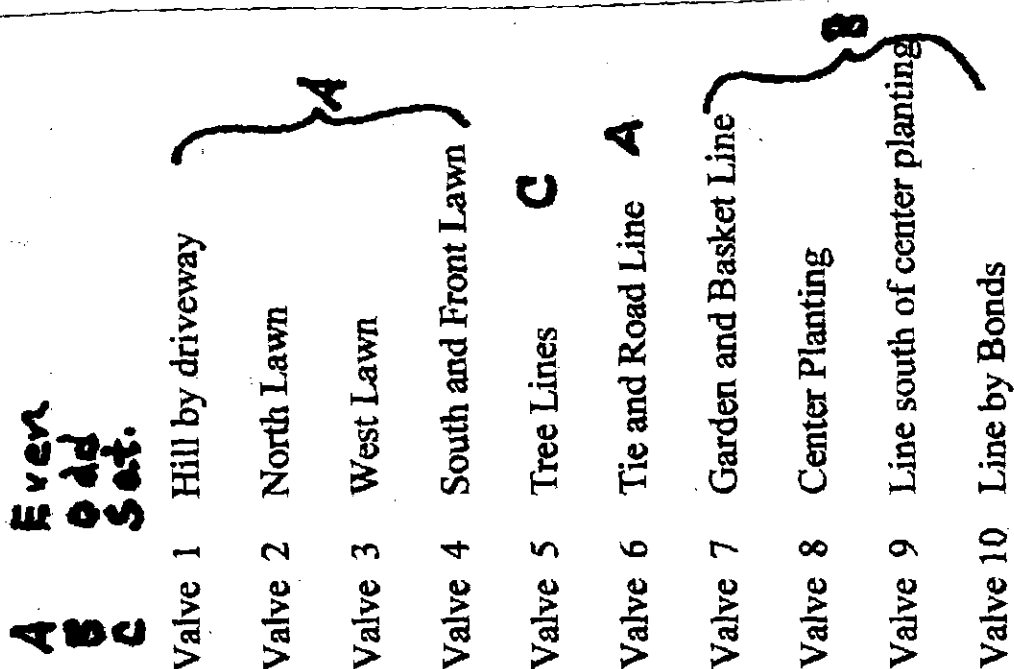
Schedule C

Starts at 8 AM
Saturdays

Valve 5 - 4 hrs.

On the control box the above schedule will run when the dial is on "Run" and the "Seasonal" setting is at 100%. As we leave on our mission the "Seasonal" setting is at 70% which you can adjust as to need. The control clock is still set to daylight savings time so you will not need to change it at the beginning of the summer.

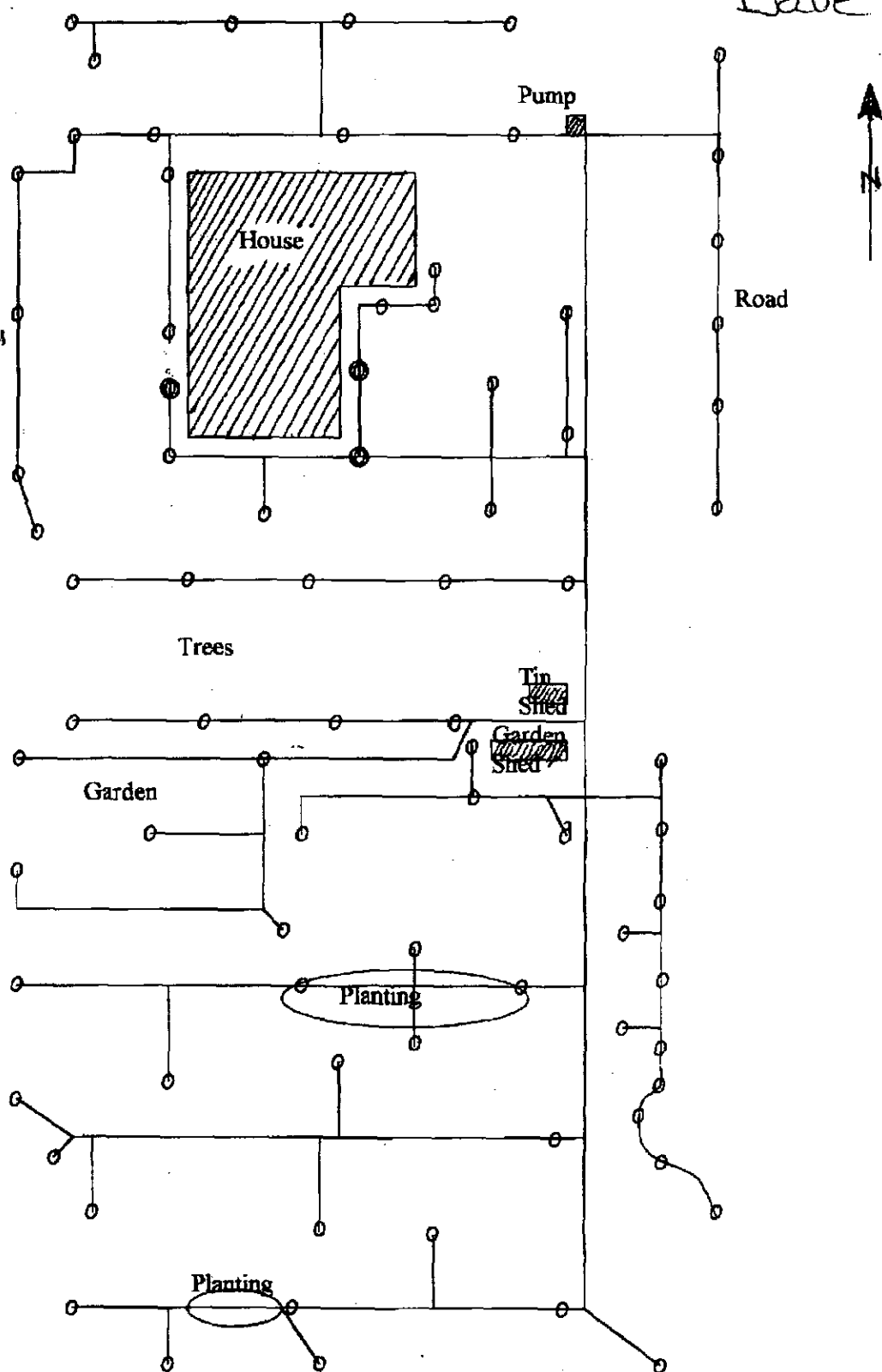
The direction booklet for the control box is on the window sill by the box.



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JAN 08 2003

Alden Partridge

(Alan)
Att.
DaveNeeds Low Pressure
Sprinklers

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JAN 08 2003

E. NARRATIVE/REMARKS/COMMENTS

Domestic well to large lawn/trees/garden

9-zone sprinklers system

Have conditions of permit approval been met? ☒ yes ☐ no

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JAN 08 2003

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$12 \text{ birds} / \text{X} \text{ 2 gallon} / \text{min.} = \frac{24}{448.83} = 0.05 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1.5 \times 3.5 = 5.25$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.05(214)1.9835 = 21.2$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 5.25 \text{ AF/A}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR	4/01	10/31	0.05 cfs	5.25 AF/A
Totals:			0.05 cfs	5.25 AF/A

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

I. AUTHENTICATIONField Examiner's Name DAVE CARLSON Date 5/20/2002Reviewer [Signature] Date 5-20-02MICROFILMED
12A 9 8 2002

SEAL

22-13202

06N, 39E, SEC. 36



⊙ POINT OF DIVERSION

MICROFILMED

JAN 0 8 2003



PLACE OF USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

April 4, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ALDEN PARTRIDGE
JENNIE PARTRIDGE
1841 S 1000 W
REXBURG ID 83440

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-13202

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions, please contact the **Eastern** Regional Office of the department in Idaho Falls at (208) 525-7161.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

MICROFILMED

APR 22 2002

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 22-13202

Reviewed By: dgibson

Date: April 4, 2002

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		E027238, E027434	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	02/11/2002
Date proof due	- 05/01/2002
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 11/03/2001
New priority date	= 11/03/2001

Deficiencies of Actions Items

Acknowledge proof. *Well drilled prior to '87.*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 21, 2001

ALDEN PARTRIDGE
JENNIE PARTRIDGE
1841 S 1000 W
REXBURG ID 83440

RE: Permit No. 22-13202

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit 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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

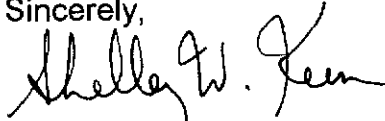
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

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FEB 04 2002

Also, please note that water right owners are required to report any change of water right ownership and/or 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 forms and instructions.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

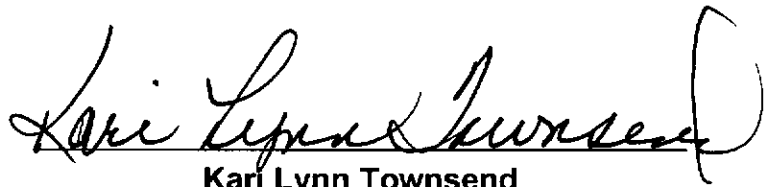
MICROFILMED
FEB 04 2002

CERTIFICATE OF MAILING

I hereby certify that on December 21, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 22-13202

**ALDEN PARTRIDGE
JENNIE PARTRIDGE
1841 S 1000 W
REXBURG ID 83440**


Kari Lynn Townsend
Secretary

MICROFILMED
FEB 04 2002

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TO ACCOMPANY A
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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.

MEMORANDUM

To: File 22-13202

From: Sharla

Date: December 18, 2001

Re: Surface Water Overlap

On this date I attempted to contact the applicant by phone to ask about possible surface water overlap. The phone number noted on the application has been disconnected.

I then called Rexburg Irrigation Co. and the secretary told me that the applicant does not have surface water shares and their property has never been irrigated with surface water through the irrigation company.

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FEB 04 2002

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS
Reviewed by Sharla Curtis on 12/17/01

No. 22-13202 Name: Partridge Corp. Officers N/A Ad ok ☒ Govt Lots

AREA OF CONCERN: No/Yes ESPA pre-1987 dev. Moratorium GWMA TRUST/NON-TRUST perched

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

~~Trust~~ - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

W31
STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCK WATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
 or 17M (not FERC regulated)
 025-027-R22-08A

BENEFICIAL USE DUE: 5, 01, 2002

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
 > 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE
WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WD

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W23, N/A
 (02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-042-106
DOMESTIC
Surface water - WB5 (Big Wood/Boise above Star Bridge)
 - 27A (Payette R)
 > 1 in restricted area - 070-071-075 (no parks/common areas)
Irr separate or none allowed - WB5
GW w/irrigation from SW evident - 065-104
Moratorium approvable - W03 (2500 gpd - meets domestic def
 i.e. D/convenience store)

IRRIGATION SEASON 4/1 - 10/31 (Per updated map)

IRR VOLUME/ACRE 3.5 Sufficient & convincing evidence is

OTHER CONDITIONS/REMARKS

COMMENTS .03 cfs/ac = .05 cfs, per supp applicant was made aware of 1 1/2" / ac < 5 ac

Dist. for staffing
Submitted for advertising 11-5-01
RECEIVED

Form No. 202
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATIONS FOR PERMIT ANALYSIS PERMIT

DEC 17 2001

PARTRIDGE
INITIAL REVIEW BY HWT DATE 11-2-01 APPLICATION NO. 22-13202 Department of Water Resources

REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

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

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

_____ Date Requested _____

SEND COPIES TO _____ Idaho Dept. of Health & Welfare _____ U.S. BLM
 _____ Idaho Dept. of Fish & Game _____ U.S. Forest Service
 _____ Idaho Dept. of Lands _____ Water District
 _____ Adjudication Bureau Unit _____ Other

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

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

See below for additional information

Date of priority recommended 11-03-2001

By [Signature] Date 12-12-01

See below for additional information

By _____ Date _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other

Project impacts/implications report

COMMENTS

THE STANDARD JOURNAL
Rexburg, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

I, Terry T. Weatherston, being first duly sworn, depose and say, that I am the printer of THE STANDARD JOURNAL, a 3 times a week newspaper printed and published 3 times a week in Rexburg, Madison County, Idaho; and I do solemnly swear that the Legal Notice Appropriate the Public Waters A Partridge, a copy of which notice appears attached hereto, was published in the regular and entire issue of supplement issue thereof for Two consecutive issues, the first publication having been made on November 21, 2001 and the last publication having been made on November 28, 2001.

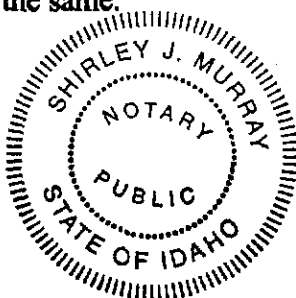
Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

Terry T. Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 29th day of November in the year of 2001 before me, a Notary Public, personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statement therein are true, and acknowledged to me that he executed the same.

Shirley J. Murray
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: April 29, 2005



RECEIVED
DEC 05 2001

Department of Water Resources
Eastern Region

LEGAL NOTICE

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

22-13202

ALDEN R PARTRIDGE
JENNIE PARTRIDGE
1841 S 1000 W
Rexburg, ID 83440

Points of Diversion: SESE S36 T06N
R39E, Madison County.

Source: Ground Water.

Use: Irrigation 04/01 to 10/31 0.06
CFS Total Diversion: 0.06 CFS.

Date Filed: 11/05/2001.

Place of Use: Irrigation. T06N R39E
S36 SESE

Number of Acres: 1.5

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protests against the approval of this application must be filed with the Director, Dept. of Water Resource, Eastern Region, 900 N. Skyline Dr., Ste. A, Idaho Falls, ID 83402, together with a protest fee of \$25 for each application on or before December 10, 2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER
Director

Publ. Nov. 21 and 28, 2001SJ.

MICROFILMED

FEB 04 2002

FAX

November 21, 2001

To: Sharla Cox - IDWR - Eastern Regional Office
Fax # (208) 525-7177

From: Lin Buck - BLM - Idaho State Office
Fax # (208) 373-3805

Re: Application for Permit No. 22-13202, for Alden R. and Jennie
Partridge

Hi Sharla:

Our office reviewed the above water right application for permit from the IDWR New Water Rights filing report dated November 19, 2001 (copy attached).

Our MTP (copy attached) shows:

POD: T06N R39E S36 SESE / State land

POU: T06N R39E S36 SESE / State land

BLM does not have a problem with this claim, we are just providing this for your information.

Thank you.

Have a nice day!! Happy Thanksgiving!!!



MICROFILMED

FEB 04 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 14, 2001

Legal Notice Department
REXBURG STANDARD-JOURNAL
PO BOX 10
REXBURG ID 83440

RE: Application for Permit No. 22-13202

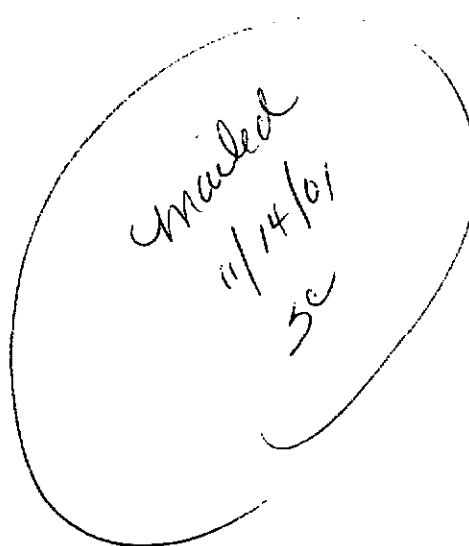
Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before December 10, 2001. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant



MICROFILMED

FEB 04 2002

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

22-13202

ALDEN R PARTRIDGE

JENNIE PARTRIDGE

1841 S 1000 W

REXBURG ID 83440

Point(s) of Diversion: SESE S36 T06N R39E, MADISON County

Source GROUND WATER

Use: IRRIGATION

04/01 To 10/31 0.06 CFS

Total Diversion:

0.06 CFS

Date Filed: 11/05/2001

Place Of Use: IRRIGATION

T06N R39E S36

SESE

Number of Acres 1.5

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before December 10, 2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on November 21 and 28, 2001

MICROFILMED

FEB 04 2002
MICROFILMED

FEB 04 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 14, 2001

ALDEN R PARTRIDGE
JENNIE PARTRIDGE
1841 S 1000 W
REXBURG ID 83440

RE: Application for Permit No 22-13202

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Rexburg Standard Journal on November 21 and 28, 2001. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

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

Sincerely,

Harold W Jones
Water Resources Supervisor

HWJ:sc

MICROFILMED---

FEB 04 2002