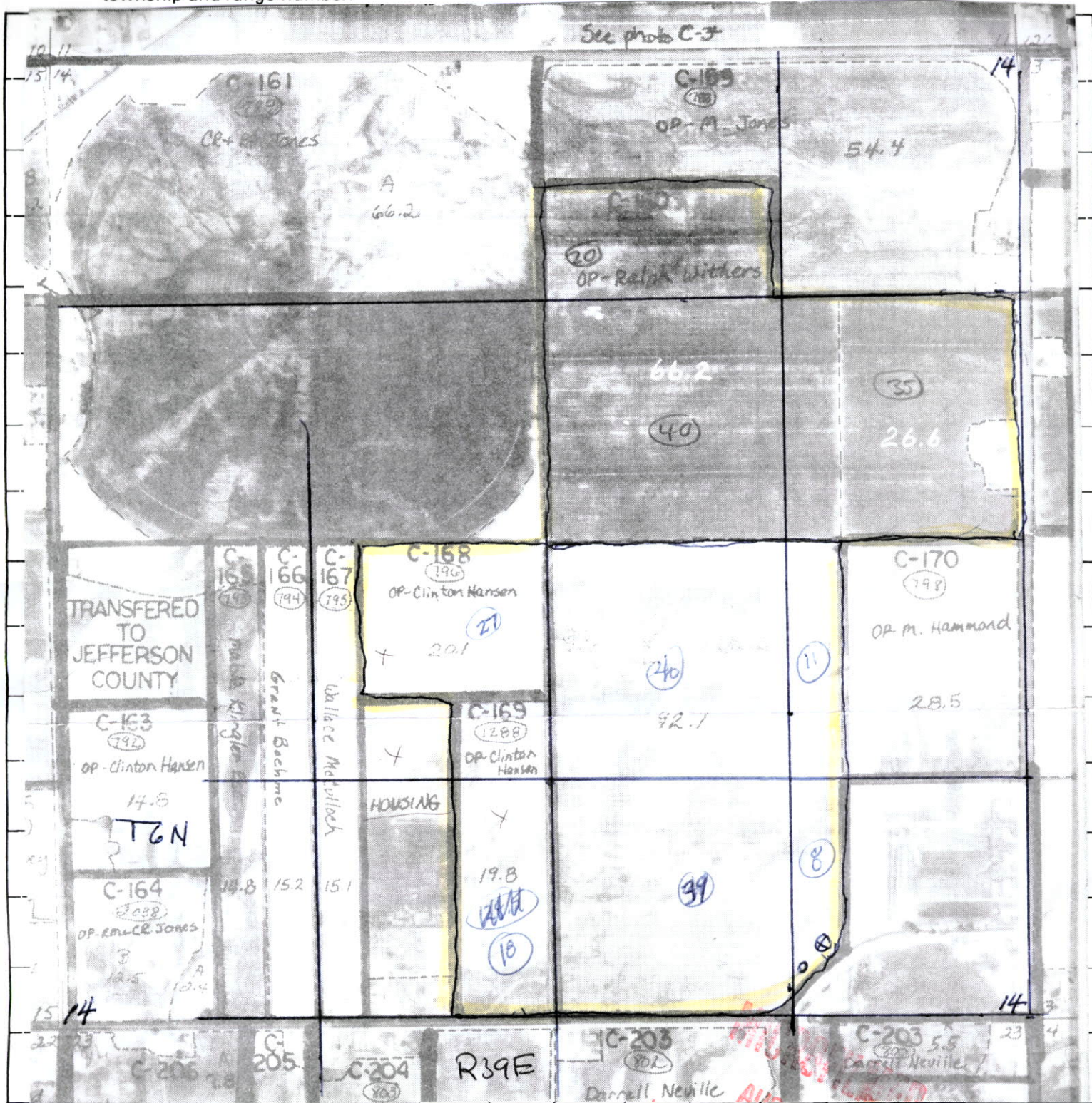


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



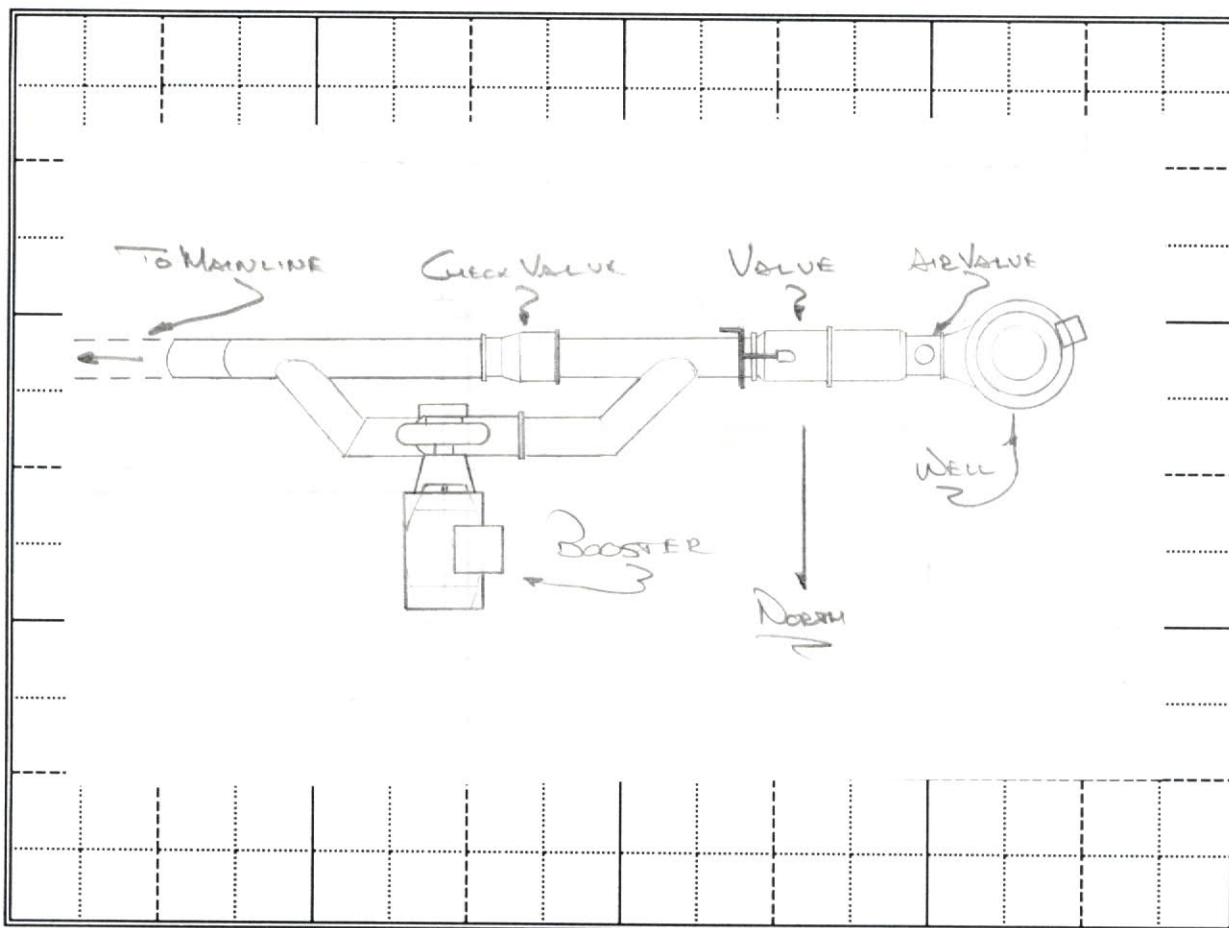
Scale: 2 inches equal 1 mile.

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.

X H+J Farms By Hansen J. Hansen
(Applicant)

AUG 19 1991

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
WELL	GEN ELEC.	125	CSJ305108	AUGORA	10"
BOOSTER	OS MOTORS	75	H01203013910M	AUGORA	93-06829

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

D. FLOW MEASUREMENTS

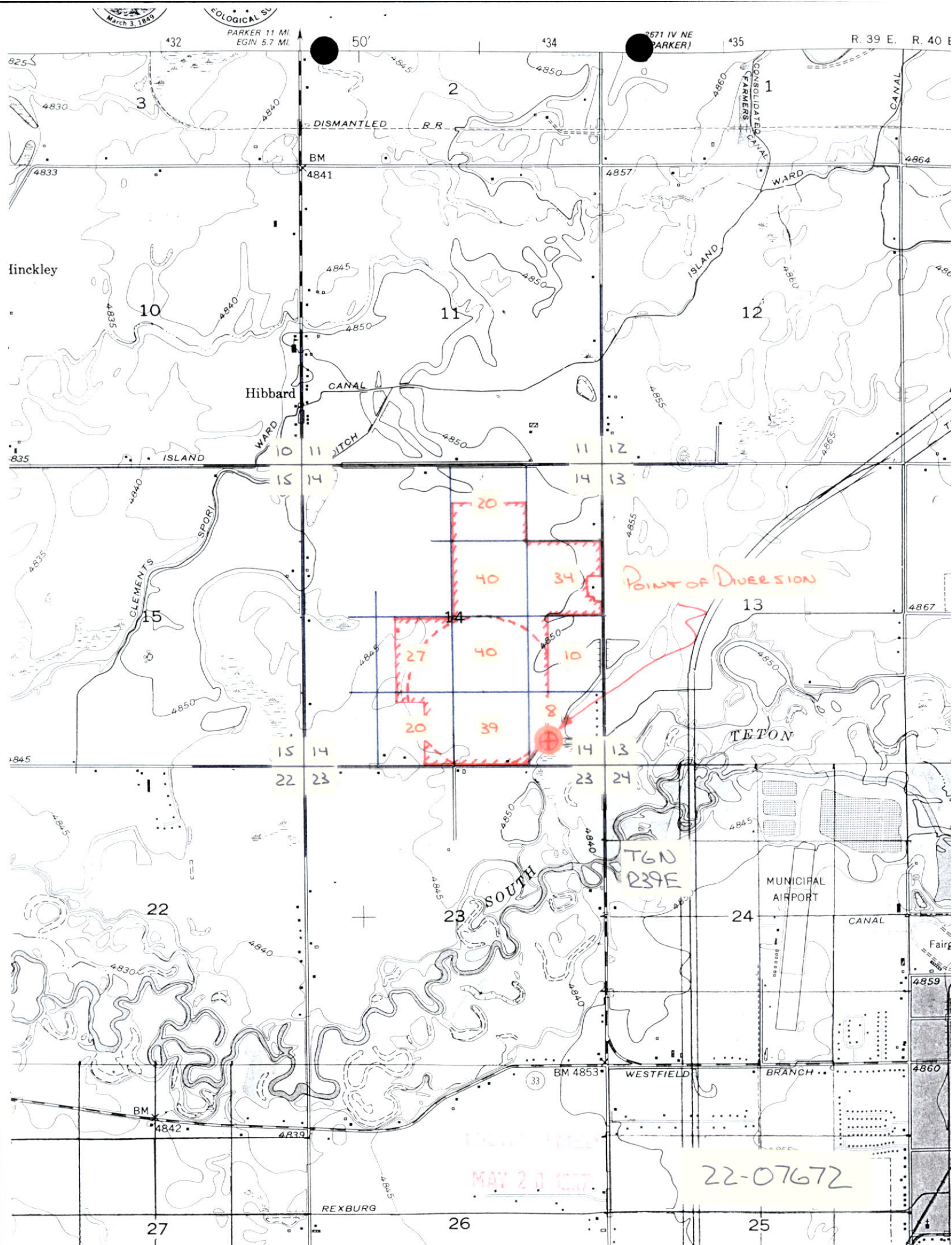
1.

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

2. Measurements: From POLYSONIC READING Q = 5.038 cfs

UNCLASSIFIED

MAY 20 1997



101

37.4

1 HEL

32.3

2

44.4

11

12

14

13

T-693

1403

T-691

NW

1549

T-692

NW

54.4

T6N
R39E

66.2

26.6

28

16

T-703

NW

#1753

T-648

NW

32.5

1

POINT OF DIVERSION

32.5

1

14

13

23

24

22-07672

424

NW

T-736

NW

#193

14.4

NHEL

S.5

T-734

#192

IDWR Global Positioning System Datasheet

Water Right:
22-07672

Stage/Status:
Permit

Source:
Groundwater

Holder:
Howard Jensen

Date of Exam:
31 August 1995

Technician:
Meyer/Mueller

Location:
Twp. 06N, Rge. 39E

Reference Point:
SE cor., S11, T06N, R39E

Scale: 1:24000

■ Reference Point
+ Point of Diversion

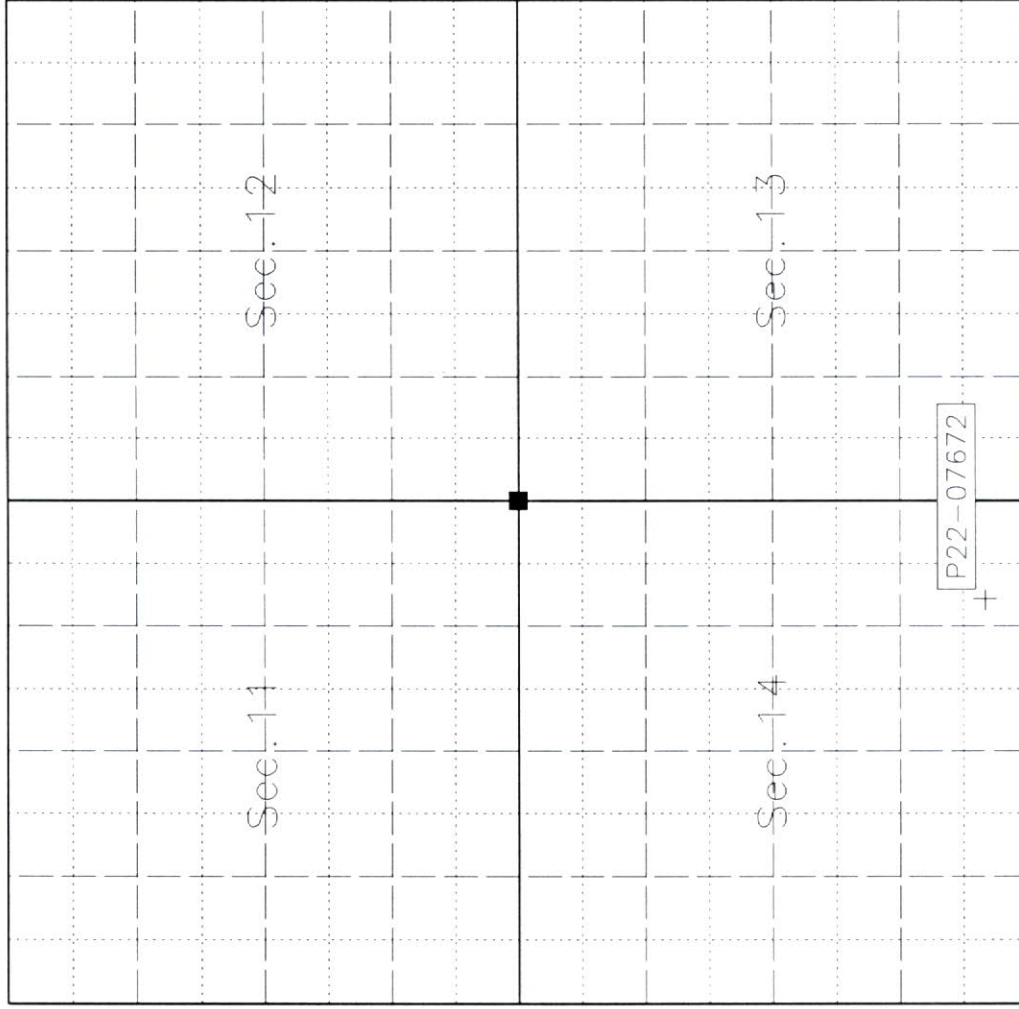




Plate 1 - Point of diversion looking north showing field agent recording GPS location.



Plate 2 - Complete system at point of diversion.
View looking east by southeast.

MICROFILMED
MAY 20 1997

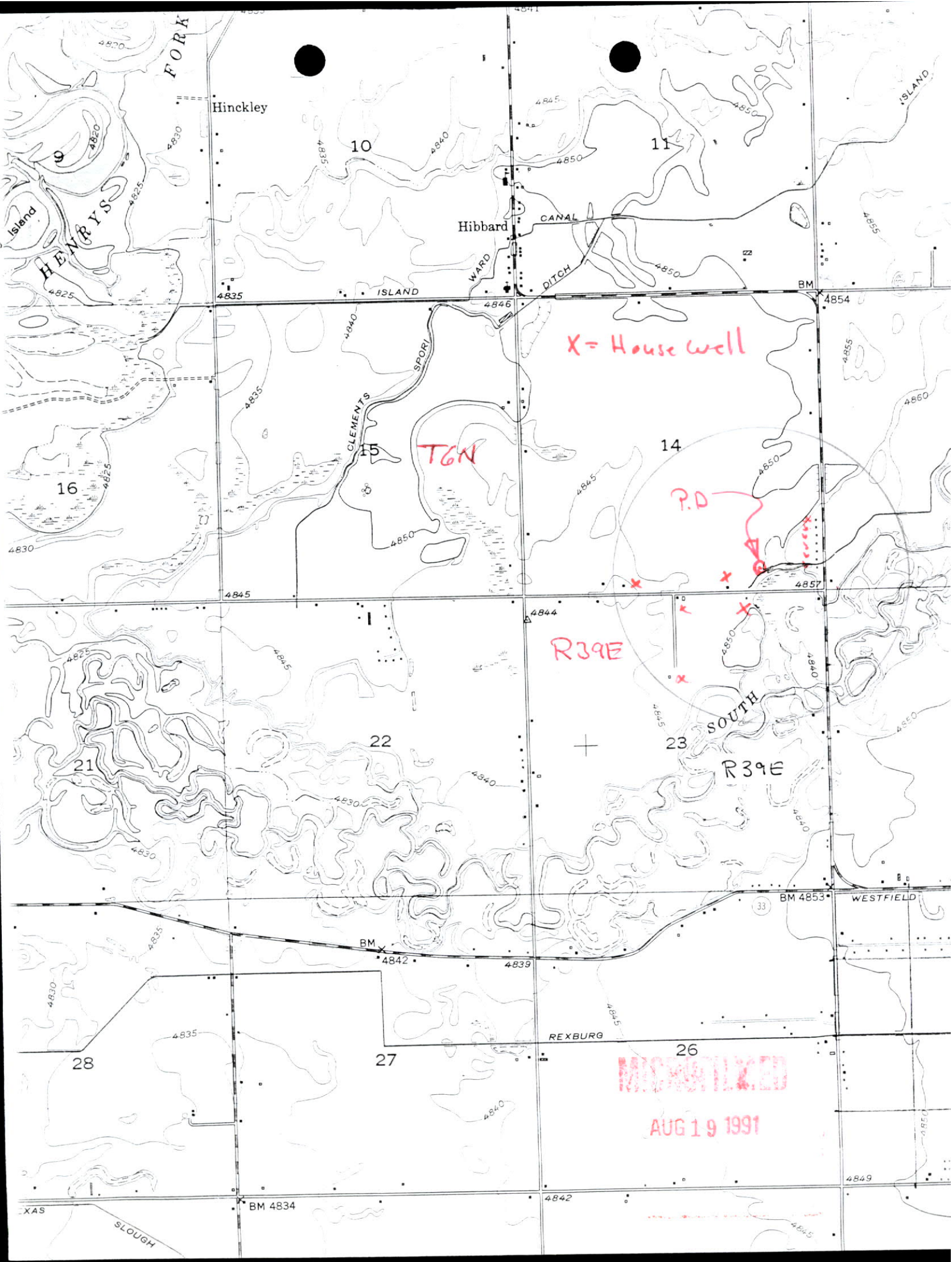
22-07672



Plate 3 - Closeup of booster at point of diversion.

PHOTOFILMED
MAY 20 1997

22-07672



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07672

Priority: April 16, 1990

Maximum Diversion Rate:

4.76 CFS

This is to certify, that H & L FARMS

C/O HOWARD JENSEN

1031 BARNEY DAIRY RD

REXBURG ID 83440

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 16, 1990; and has submitted Proof of Beneficial Use on July 9, 1993. An examination indicates that the works have a diversion capacity of 5.040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	4.76 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SESE, Sec. 14, Township 06N, Range 39E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	39E	14	NWNE 20	SWNE 40	SENE 37		
			NESW 27	SESW 17	NESE 10		
			NWSE 40	SWSE 39	SESE 8	238	

Total number of acres irrigated: 238

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
5. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. This right when combined with all other rights shall provide no more than 3.5 afa per acre for the lands above.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

COPIED

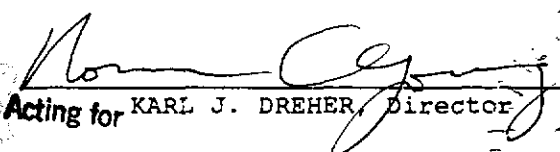
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 22-07672

CONDITIONS OF APPROVAL AND REMARKS

8. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
9. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 833.0 af for the lands above.

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 16TH
day of MAY, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED

MAY 20 1997

RECEIVED

JUL 09 1993

Department of Water Resources

OFFICE USE ONLY

Amt. of Fee \$ 200.00

Date 7-9-93

Receipt No. C028098

Receipt by CA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 22-07672 Telephone No. 208-356-3273
2. Name(s) of Permit Holder(s): Howard J. Jensen and Lawrence R. Jensen -- H & L Farms
3. Mailing Address: 1031 Barney Dairy Road Rexburg, Idaho 83440
4. Source of Water: Ground

If **GROUNDWATER**, Well Driller's Name: High Plains Date Drilled: 6-1-92

OPTIONAL:

Pump horsepower: 225 Pressure (psi): 170 Dynamic pumping level (ft.): 180

5. Extent of Use (as authorized by the permit):

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

Irrigation 247 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 238 7/9/93 Klg 4.76 cfs OR ? acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes No Installed? Yes No

OR

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

8. Fee Enclosed: \$ 200.00 (See License Fee Schedule on back of Instruction Sheet)

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

Howard Jensen 208-356-3273
Name Telephone No.
1031 Barney Dairy Road Rexburg, Idaho 83440
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

RECEIVED

6-4-93 Howard J. Jensen Co-Owner H & L Farms JUL 22 1993
Date Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 22-07672

Proposed Priority: April 16, 1990 Maximum Diversion Rate: 4.76 CFS

This is to certify, that **H & L FARMS**
C/O HOWARD JENSEN
1718 W. 190 S.
REXBURG, ID 83440

has applied for a permit to appropriate water from: **GROUNDWATER**
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 11/01	4.76 CFS

LOCATION OF POINT(S) OF DIVERSION: SESE Sec. 14, Township 06N, Range 39E
MADISON 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	39E	14	NWNE 20	SWNE 40	SENE 35	
			NESW 27	SESW 18	NESE 11	
			NWSE 40	SWSE 39	SESE 8	238

Total number of acres irrigated: 238

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 2, 1993**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
7. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

MICROFILMED

AUG 19 1991

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 22-07672

CONDITIONS/REMARKS:

8. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
9. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
10. Unperforated well casing shall be installed above the first confining layer to prevent interference with shallow wells and recharge to the South Fork Teton River.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

12th day of August, 1991.

for R. Keith Higginson, Director

RECEIVED

AUG 19 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant H and L Farms c/o Howard Jensen Phone 356-3273
Post office address 1718 W. 190 S. Rexburg, ID
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 14 Township 6N Range 39E B.M. Madison County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 4.76 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 4.76 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well and pump to sprinklers

 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 20 inches; proposed depth of well is 200 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

AUG 19 1991

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	39E	14		20	40	35					27			18	11	40	39	8	238

Total number of acres to be irrigated 238

10. Describe any other water rights used for the same purposes as described above. _____
Canal shares

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

12. Remarks: _____

RECEIVED
AUG 19 1991

[illegible]

X H+2 Farns B. Harn J. Farns
(Applicant)

Received by AW Date 4-16-90 Time 12:58 Preliminary check by _____
Fee \$ 125⁰⁰ Receipted by HWS # E013174 Date 4-16-90
Publication prepared by SW Date _____ Published in Planning Handbook
Publication approved [Signature] Date 8-2-91 Journal

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. _____, and said application is hereby _____.

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 _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

APPROVED
MAY 11 1990
R3019151

RECEIVED

MAY - 8 1990

Department of Water Resources
Eastern District Office

May 7, 1990

Paul Meyer
State of Idaho
Department of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402

RE: Your letter of May 4th

Dear Mr. Meyer,

In reference to your request for names of officers
of H & L Farms; please be advised the owners or
partners are as follows:

Howard J. Jensen

Lawrence R. Jensen

We hope this may fulfill the needs for our permit
application.

Sincerely,



Howard J. Jensen
H & L Farms
Owner

RECEIVED
AUG 19 1991

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

RECEIVED

JUL 01 1991

STATE OF IDAHO
County of Madison

I, TERRY WEATHERSTON being
first duly sworn, depose and say, that I
am the printer of THE STANDARD-JOURNAL,
a semi-weekly newspaper printed and
published semi-weekly at Rexburg,
Madison County, Idaho; and I do solemnly
swear that the

NOTICE OF APPLICATION #22-07672 a copy
of which notice appears attached hereto,
was published in the regular and entire
issue of said newspaper, and not in any
supplement issue thereof for

TWO consecutive issues, the
first publication having been made on
JUNE 20, 1991 and the last
publication having been made on
JUNE 27, 1991

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.

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

22-07672

H & L FARMS
C/O HOWARD JENSEN
1718 W. 190 S.
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: SESE Sec 14 T 06N R

39E

Use: IRRIGATION (4.760 CFS) Total
Diversion: (4.760 CFS)

Date Filed: 4/16/1990

In: T06N R39E S14 NWNE SWNE
SENE NESW SESW NESE NWSE SWSE
SESE 238.0 ACRES TOTAL

The permit(s) will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public interest
criteria of Sec. 42-203C, Idaho Code. Pro-
tests must be filed with the Director, Dept.
of Water Resources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Idaho 83402 on or
before JULY 8, 1991.

R. KEITH HIGGINSON
Director

Publ. June 20 and 27, 1991J.

Terry Weatherston
STATE OF IDAHO)
COUNTY OF MADISON)

On this 28TH day of JUNE in
the year of 1991, 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
first duly sworn, declared that the
statements therein are true, and
acknowledged to me that he executed the
same.

Charles A. [Signature]
Notary Public for Idaho

Residing at Rexburg, Idaho
My commission expires: June 8, 1993.

OK
EJZ
RECEIVED
AUG 19 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

May 19, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

H & L FARMS
C/O HOWARD JENSEN
1031 BARNEY DAIRY RD
REXBURG ID 83440

RE: WATER RIGHT NO. 22-07672

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as 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 twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from 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. Otherwise, this preliminary order will become a final order of the Department.

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

MICROFILMED

MAY 20 1997

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:ph

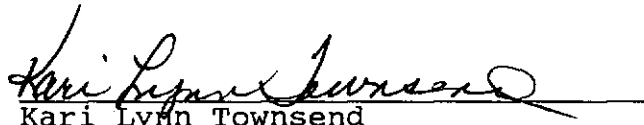
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 19th day of May, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 22-07672

H & L FARMS
C/O HOWARD JENSEN
1031 BARNEY DAIRY RD
REXBURG ID 83440


Kari Lynn Townsend
Secretary

MICROFILMED

MAY 20 1997

MEMORANDUM

TO: File 22-07672

FROM: Sharla Curtis

DATE: May 12, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 22-07672 are based on the following:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use:

T6N, R39E, Sec. 14 - NWNE (20 acres), SWNE (40 acres), SENE (37 acres),
NESW (27 acres), SESW (17 acres), NESE (10 acres),
NWSE (40 acres), SWSE (39 acres), SESE (8 acres)

TOTAL 238 acres

The number of acres per $\frac{1}{4}$ have been determined using the 660 acre grid overlay with the aerial photo.

Examiner: Paul Meyer
Exam Date: July 31, 1995

MICROFILMED

MAY 20 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 22-07672

DATE 5/6/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u> - addr. on blu
SOURCE	—	✓	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	—	✓	If not, prepare Notice of Intent to Void <u>—</u> Amendment required <u>NO</u>
PLACE OF USE	—	✓	Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>4.76</u> cfs
Fee limit	<u>5.0</u> cfs \$ <u>200⁰⁰</u>
Measured	<u>5.04</u> cfs
Theoretical	<u>4.94</u> cfs

Recommended Total Div Rate 4.76 cfs

ANNUAL VOLUME/
NATURE OF USES —

✓ Use

<u>Dr.</u>	Volume Calculation
<u>238</u>	<u>X</u> af
<u>3.5</u>	af
<u>—</u>	af
<u>—</u>	af
SUBTOTAL	<u>833.0</u> af

Season = 4/15 - 10/15

Flow rate 4.76 cfs X 184 days X 1.98 = 1734.2 af
 Total volume recommended — af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

WB7 (833.0 af)

well cased solid
to 221' (no
perforation
permit cond.
satisfied

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

R25 Overlap

— Use-specific conditions

R55, R56, O65, O79

Advancement of Priority Date Required — yes — no

SRBA Claim Filed N/A

1st Amend Letter N/A

Adjustment Memo per acres
per grid

2nd Amend Letter N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 11 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 22-07672

1. Owner: HOWARD JENSEN H&L FARMS Phone No. _____

Current Address: 1031 BARNEY DAIRY RD, REXBURG ID 83440

2. Accompanied by: HOWARD JENSEN EXAM DATE: 7-31-1995

Address: _____ Phone No. _____

Relationship to Permit Holder: HOLDER & OWNER

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

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

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

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
		SW	SE	SE	14	6N	39E	MADISON	USGS, GPS, NAPP, ASCS, AHA

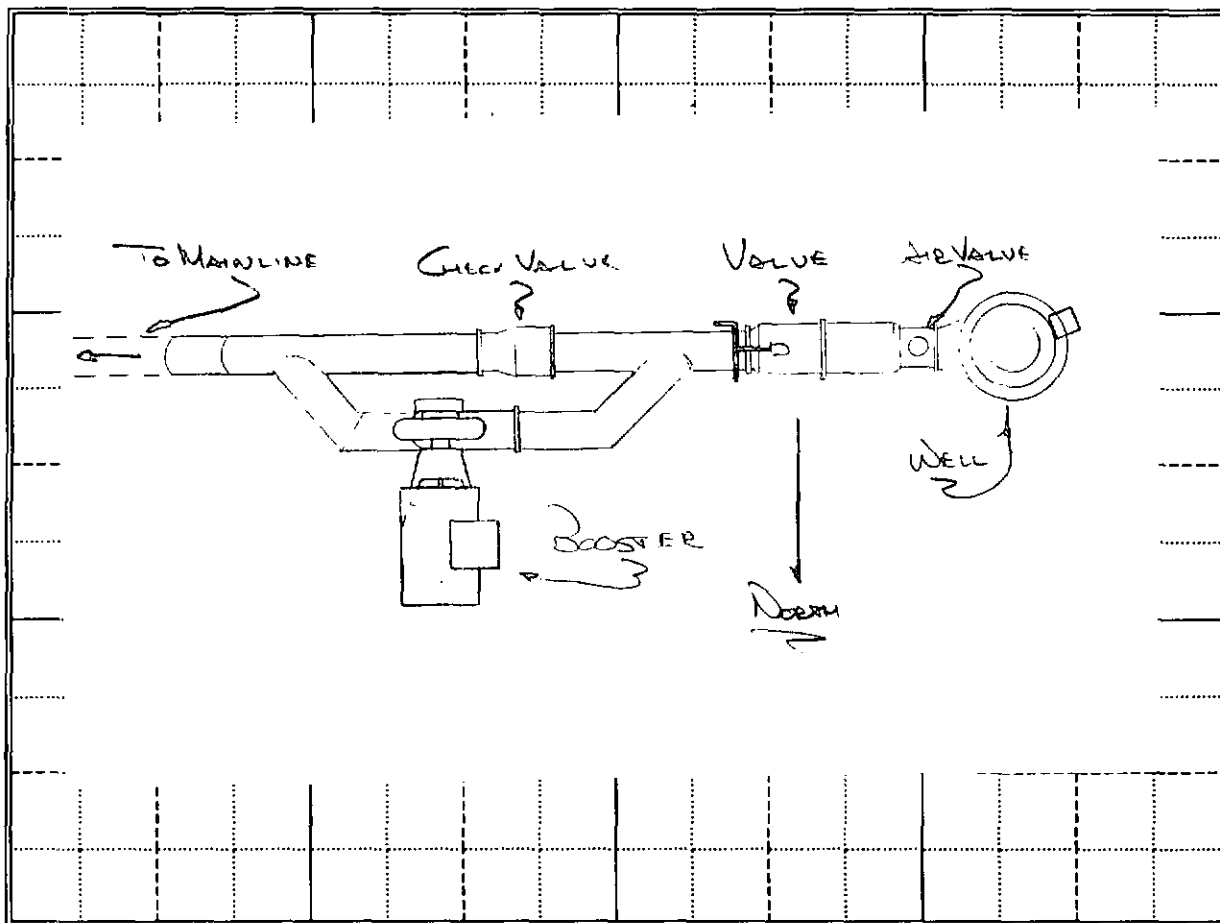
2. Place(s) of Use:

Indicate Method of Determination SAME

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	14		20	40	34					27			20	10	40	39	8	238

MAY 20 1997

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
WELL	GEN ELEC.	125	CSJ305108	AUECEA	10"
BOOSTER	OS MOTORS	75	H01203013910M	AUECEA	93-06829

*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
POLYSONIC						

2. Measurements: From POLYSONIC READING $Q = 5.038 \text{ cfs}$

E. NARRATIVE/REMARKS/COMMENTS

WELL, PUMP AND PIPELINES FOR IRRIGATION OF CROPLANDS. SYSTEM INCLUDES ONE PILOT, ASSORTED WHEEL LINES AND HAND LINES.

OVERLAP WITH SEVERAL SURFACE WATER RIGHTS. T-2-S REPORT INCLUDED FOR CLARITY.

WELL LOG ATTACHED. ESTIMATE DRAWDOWN TO 100' FOR Q_{THEOR}.

GPS READING TAKEN - NOT TAGGED. GPS DATASHEET INCLUDED

FOR Q_{THEOR} ASSUME: $HA = 200 (125 + 75)$

$H_2O = 100'$

$PSI = 65$

$EFF = 70\% (.70)$

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

MICROFILMED
MAY 20 1987

Additional Computation Sheets Attached

$$Q_{THEOR} = \frac{20040 (8.814) \cdot 7 \text{ EFF}}{100' \text{ LIFT} + (65 \text{ PSI} \times 2308)} = 4.94 \text{ cfs}$$

Q LIMITED BY 0.02 cfs/ft
TO $238 \text{ ac} \times 0.02 = \underline{\underline{4.76 \text{ cfs}}}$

$$Q_{\text{water}} = 5.038 \text{ cfs}$$

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 238 \times 3.5 = 833$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 4.76 \times 183 \times 1.9835 = 1728$$

$$V = \text{Smaller of } V_{IB} \text{ and } V_{DB} = 833.0$$

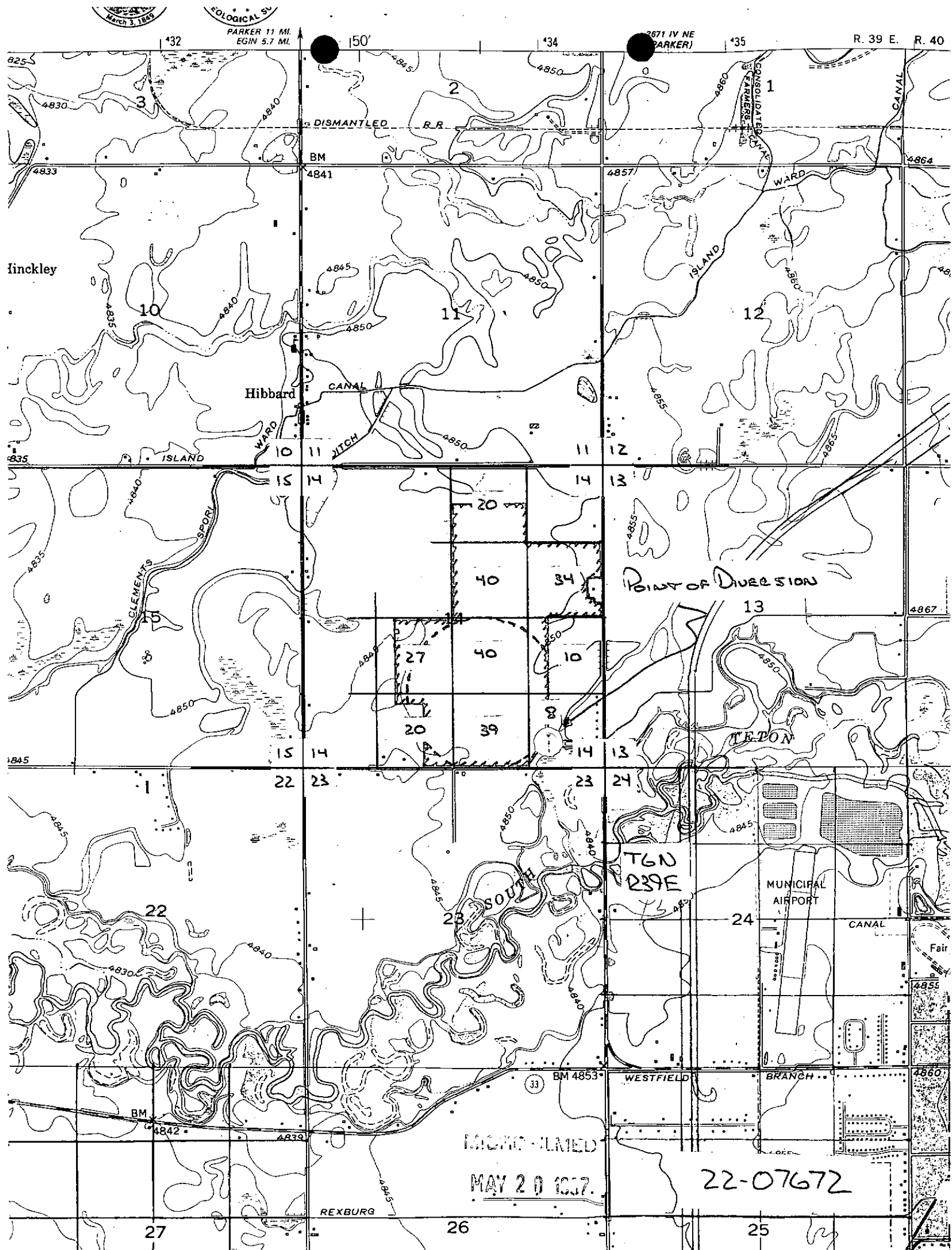
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-1	10-31	4.76	833.0
		Totals:	4.76	833.0

☐ 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

Field Examiner's Name 12/11/96 Date 9-9-96

Reviewer	Date
----------	------

SEAL



NOT TO SCALE

F-4

JUL/31/1995

131

37.4

145L

32.3

2

11

12

T-693

1403

T-691

NW

14

13

1549

T-692

54.4

T6N

R39E

16.2

103

NW

153

T-698

NW

117

Point of Diversion

127.38

32.5

1

1

1

1

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14

13

23

24

22-07672

424

NW

1325

131

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IDWR Global Positioning System Datasheet

Water Right:

22-07672

Stage/Status:

Permit

Source:

Groundwater

Holder:

Howard Jensen

Date of Exam:

31 August 1995

Technician:

Meyer/Mueller

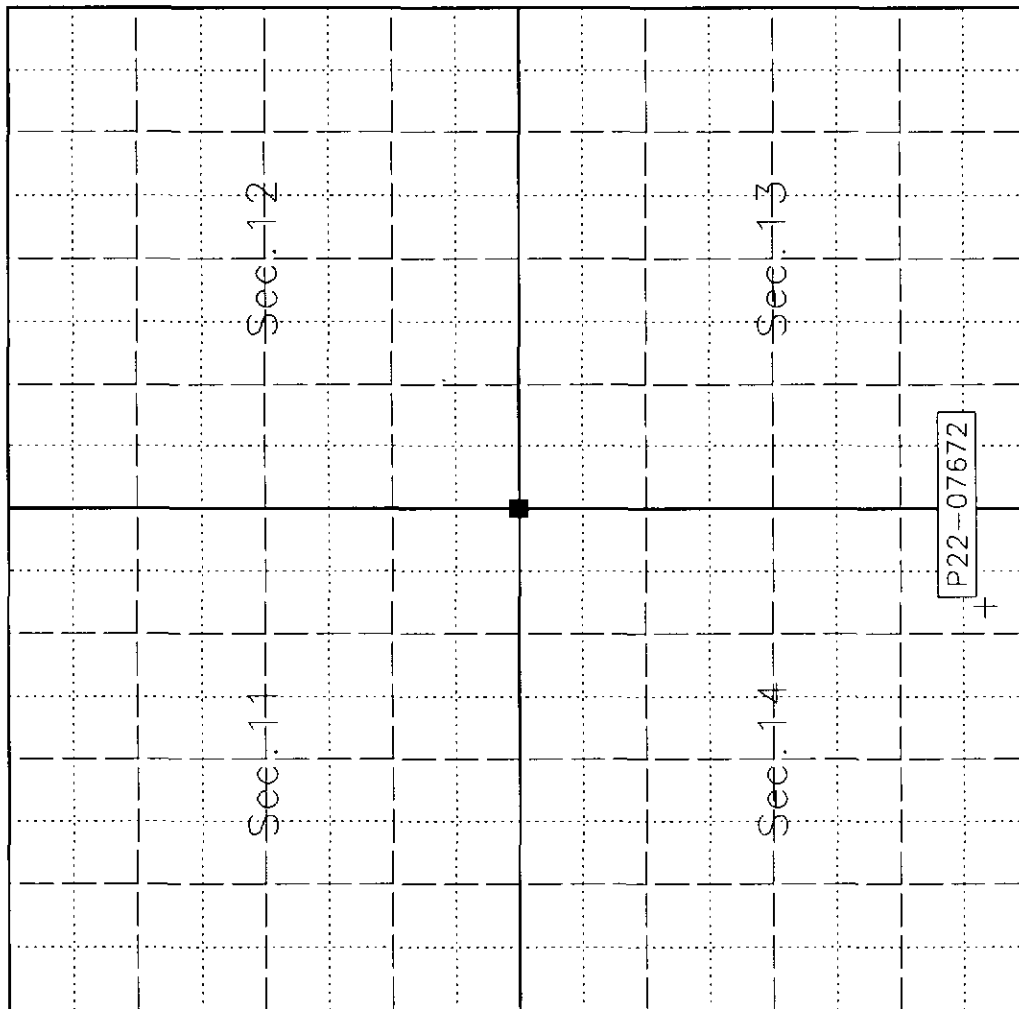
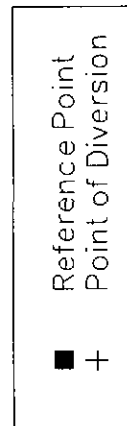
Location:

Twp. 06N, Rge. 39E

Reference Point:

SE cor., S11, T06N, R39E

Scale: 1:24000



MICRO-2000
MAY 20 1997

*** INITIAL SETUP ***
MENU

SETUP NO. 1

PIPE O.D 10.350 IN

PIPE WALL THICKNESS 0.139 IN

PIPE I.D 10.072 IN

PIPE MATERIAL CARBON STEEL

PIPE SOUND VELOCITY 10597.129 F/S

LINER MATERIAL NONE

LINER SOUND VELOCITY 0.000 F/S

LINER THICKNESS 0.000 IN

INSIDE ABS ROUGHNESS 0.00015000

FLUID MATERIAL WATER

FLUID SOUND VELOCITY 4863.330 F/S

FLUID VISCOSITY 1.132 Cst

TRANSDUCER TYPE STANDARD

TRANSDUCER MOUNTING U

TRANSDUCER SPACING 8.151 IN

10:24:21 07-31-95

SCALE FACTOR = 0.990
OFFSET (GPM) = 0.000
nsec OFFSET = 10.18
usec OFFSET = -0.58
XMT_DET_DLY = 18.85
AERATION FAC. = 1.00
XDUCE: STANDARD/U

	UP	DOWN
WIN_DLY =	369.80	369.16
SE>R =	1.53	1.69
BIAS =	1.20	1.27
AGC =	0.51	0.53
SIG_STG =	8.98	9.02
MISSED =	0	0
TIME(us) =	376.9	376.3
DEL TIME(ns) =	600.5	600.5
DIFF COUNT =	34	868
P2X =	34	
SPS =	37.43	
AERATION =	0.000	

FLUID (F/S) = 4863.33
REYNOLDS NO. = 624768
PROFILE FACTOR = 0.9470

FLOW: = 2254.510 GPM
9.078 F/S

ADJUSTING GAIN -
9.104 F/S

FLOW 5.038 CFS
9.106 F/S

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9.078 F/S

ADJUSTING GAIN -
9.104 F/S

FLOW 5.038 CFS
9.106 F/S

22-07672

RECORDED
MAY 20 1997

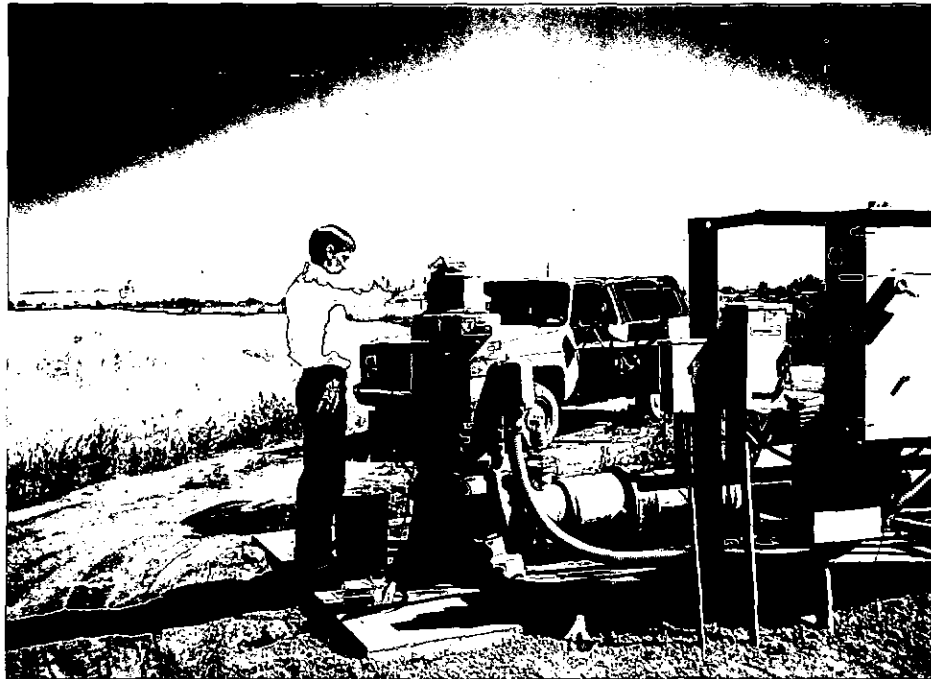


Plate 1 - Point of diversion looking north showing
field agent recording GPS location.



Plate 2 - Complete system at point of diversion.
View looking east by southeast.

MICROFILMED
MAY 20 1977

22-07672



Plate 3 - Closeup of booster at point of diversion.

RECEIVED
MAY 20 1997 22-07672

July 16, 1993

H & L FARMS
C/O HOWARD JENSEN
1031 BARNEY DAIRY RD
REXBURG ID 83440

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07672

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 conduct a field examination to determine and confirm the use being made of the water.

I note that the permit issued to you by the department requires the installation of a flow measurement port to allow the department to determine the rate of diversion. The proof which you submitted does not show that you have installed this equipment.

The installation of the flow measurement port must be complete by the time the department representative conducts the examination of your system unless the department has rescinded the requirement prior to the field examination. In some cases, the equipment requirement can be rescinded because the equipment cannot be physically installed, is not appropriate or can be accommodated with other measuring methods.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED

JUL 22 1993

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 22-07672 Reviewed by Klg Date 7/9/93

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit? irrigate - 238
no Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
yes Drilling permit required?
datac Copy in the file? Drilling Permit No. 22-92-E-0055
200 Amount paid for permit yes Correct?
yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
200 Amount Submitted
yes Correct?
yes Required?
no Installed?
no Waiver requested?

PRIORITY CALCULATION

Date proof received NA _____
Date proof due _____ - _____
No. of days late _____ = _____
Priority Date _____ + _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address 1031 Barney Dairy Rd 7/9/93 Klg Proof Made 7/9/93 needs a flow 7/16/93 Klg

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
22-92-E-0055-000	0	H & L FARMS C/O HOWARD JENSEN 1718 W 190 S REXBURG, ID 83440	06N	39E	14	SE SE		MADISON

Subdivision Location and Description:

Subdivision Name:
Well Site Address:
City, State:

Proposed Use of Well: Irrigation
Proposed Casing Diameter: 16 In.
Proposed Depth: 265 Ft.

Well Use Comments:

Driller License No: 0299
Firm Name: HIGH PLAINS DRILLING INC
Official: MARCUS FRANDSEN

Permit Status: Permit
Verbal Issue Date: 05/18/1992
Date Received: 05/13/1992
Date Approved: 05/13/1992
Proposed Start Date: 06/01/1992
Extension Date:
Extension Expiration:

Specific Conditions:
Permit Remarks:

WELL DRILLER'S LOG REPORT

Drilling Permit No: 22-92-E-0055-000
Water Right No: 22-07672
Construction Permit No:

Nature of Work: NEW WELL
Construction Method: CABLE
Number of Monitor Wells:
Casing Diameter: 16 In.
Depth of Casing: 221 Ft.
Total Depth: 255 Ft.
Production Rate: 3000.00 GPM
Screen Installed? No
Actual Start Date: 05/20/1992
Well Finish Date: 06/01/1992
Log Received Date: 06/09/1992
Certification Date:
Field Inspection Date:
Inspector:

Well Log Remarks: NO PERFORATIONS SHOWN

MAILED

JUL 22 1993

May 31, 1993

H & L FARMS
C/O HOWARD JENSEN
1718 W. 190 S.
REXBURG ID 83440

PROOF DUE NOTICE

RE: PERMIT NO. 22-07672

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

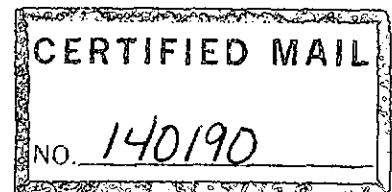
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



RECORDED

JUL 22 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

JUL 15 1992

USE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name H&L Farms - Howard Jensen
Address 1718 W 1905 Rexburg, Id.
Drilling Permit No. 22-92E-055
Water Right Permit No. 22-7672

7. WATER LEVEL

Static water level 40 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 50 °F. Quality excell.
Describe artesian or temperature zones below.

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures
such as liners, screen, materials, plug depths, etc. in lithologic
log, section 9.)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>3000</u>	<u>180</u>	<u>4</u>

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Monitor
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Auger ☐ Reverse rotary
☒ Cable ☐ Mud ☐ Other _____
(backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>250</u> inches	<u>16</u> inches	<u>2</u> feet	<u>221</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

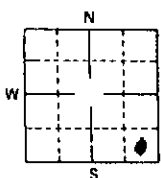
Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation? _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No
Manufacturer _____ Type _____
Top Packer or Headpipe _____
Bottom of Tailpipe _____Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feetSurface seal depth 60 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit
☐ Temp. surface casing ☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded
☐ Solvent Weld ☐ Cemented between strataDescribe access port pump base

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Madison
SE 1/4 SE 1/4 Sec. 14, T. 6 N, R. 39 E

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
20	0	1	clay		X
20	1	55	sand & clay	X	
16	55	72	gravel + sand	X	
16	72	98	clay & shaly gravel	X	
16	98	126	clay & sand	X	
16	126	147	gravel	X	
16	147	180	sand	X	
16	180	203	clay	X	
16	203	206	sand	X	
16	206	211	clay	X	
16	211	221	soft black lava	X	
16	221	228	hard grey lava	X	
16	228	240	red lava	X	
16	240	255	red cinders & lava broken (good water)	X	
7 inches					
cased solid to					
221' no perforations					
RECEIVED					
JUN 09 1992					
Department of Water Resources					
Eastern District Office					

10.

Work started 5-20-92 finished 6-1-92

11. DRILLER'S CERTIFICATION

We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name High Plains Firm No. 299
Address Rexburg, Id. Date 6-5-92
Signed by Drilling Supervisor Marcus Frandson
and
(Operator) Marcus Frandson
(If different than the Drilling Supervisor)

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☒ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

H AND L FARMS
C/O HOWARD JENSEN
1718 W 190 S
REXBURG ID 83440

4. Article Number

33684

Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

8. Addressee's Address (ONLY if registered and fee paid)

22-7672

MAY 28 1991

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



RECEIVED

MAY 30 1991



PENALTY FOR PRIVATE
USE, \$300

Department of Water Resources

Print Sender's name, address, and ZIP Code in the space below.

FEB 06 1992

Allocation Bureau
Department of Water Resources
1301 N. Orchard St.
Boise, ID 83705



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 16, 1991

H & L FARMS
C/O HOWARD JENSEN
1718 W. 190 S.
REXBURG, ID 83440

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 22-07672

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as

NOT RECORDED
AUG 19 1991

far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

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APPLICATION FOR PERMIT REVIEW

Application #: 22-7672
Date: 8-6-91

Reviewer: Pam Skaggs

- ✓ Existing:
 - ✓ No - 26A-P17
 - Complete in 1 year - P16
 - Yes
 - Proof not submitted - P16
 - Proof submitted - N/A
- ✓ Groundwater:
 - ✓ GT. 0.2 cfs - 01G-P03, 01C-P03(existing well)
 - LT. 0.2 cfs - N/A
- ✓ Drilling Permit:
 - Approved w/permit - P99
 - ✓ Not included - 046-P23 (All GW, even existing wells)
- ✓ Location:
 - ✓ Water Districts
 - Surface water - WD No. 01
005, 005-01H-P01(LT.2 w/pump)
005-01J-P08(GT.2)
 - ✓ Groundwater - P05
 - Irrigation Districts - 023
 - Canal Co. Areas - 023
 - Drainage Districts - 024
 - Boise Front (63) - 058 (Groundwater)
 - ✓ Swan Falls Flag - 7 (1, Blank or Other)
 - ✓ Trust - 051-052-053-P74 (Consumptive Uses)
 - Non Trust - 048-049
- River Basins:
 - (Surface Water) Water District Control Condition &....
 - Boise (63) - 05A & 11E
 - Payette (65) - 047-P04, 059-P71
 - Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
- Use:
 - Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)
 - Power - Use Power Review
 - Mining - 06A or 010, 09E-P10 & 054(req.)
 - Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)
 - Rec. & Aesthetic - 027(Non-Consumptive)
 - Domestic - 021(restricted areas)
- Ownership:
 - Non land owner - 004
- Protested:
 - Agreement - 020

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- ✓ Beneficial Use Due Date: - 08-02-1993
- ✓ Other Conditions Recommended Condition per L. Lake Memo 8-2-91
Rule 4.5.3 Info

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 22-7672/Trust Water Processing

DATE: 8-2-91

The above application is a new trust water filing which has been advertised by the region and forwarded to the state office for final review.

Statements on the application indicate that this is a supplemental filing. Review of a 1976 orthophoto confirms that the acreage under the filing was irrigated at that time. Acreage under the filing will not count as trust acreage since this is a supplemental filing. The use is still considered a trust water appropriation. I recommend continued processing of the application and attaching trust conditions to any approval.

Additional Condition:

Since the location of the proposed well is very close to the South Fork Teton River and within an area that has a perched aquifer which is the main source of water for existing domestic uses, I recommend adding the following condition to any approved permit:

Unperforated well casing shall be used above the first confining layer to prevent interference with shallow wells and recharge to the South Fork Teton River.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Application No. 22-7672

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

- 1a. Are you the current owner of the land or place of use described under this application? Yes X No
b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

- 2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes X No
b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

911 247 acres were irry. prior to 1984

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984.

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete.

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

Canal Shares

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant W. J. Farnley Date 4-26-91

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Permit 22-07672

Rule

4,5,3,1,2

See attached map

4,5,3,1,2

One low pressure pivot and wheel lines and hand lines (170 birds)

4,5,3,21

4.76 cfs used from May 1 to Sept. 15 (115 days). Our Peak period is June & July.

$$4.76 \text{ cfs} \times 115 \text{ days} \times 1.9835 = 1085.7 \text{ afa}$$

$$247 \text{ acres} \times 2.5 = 617.5 \text{ Consumptive use}$$

4,5,3,22

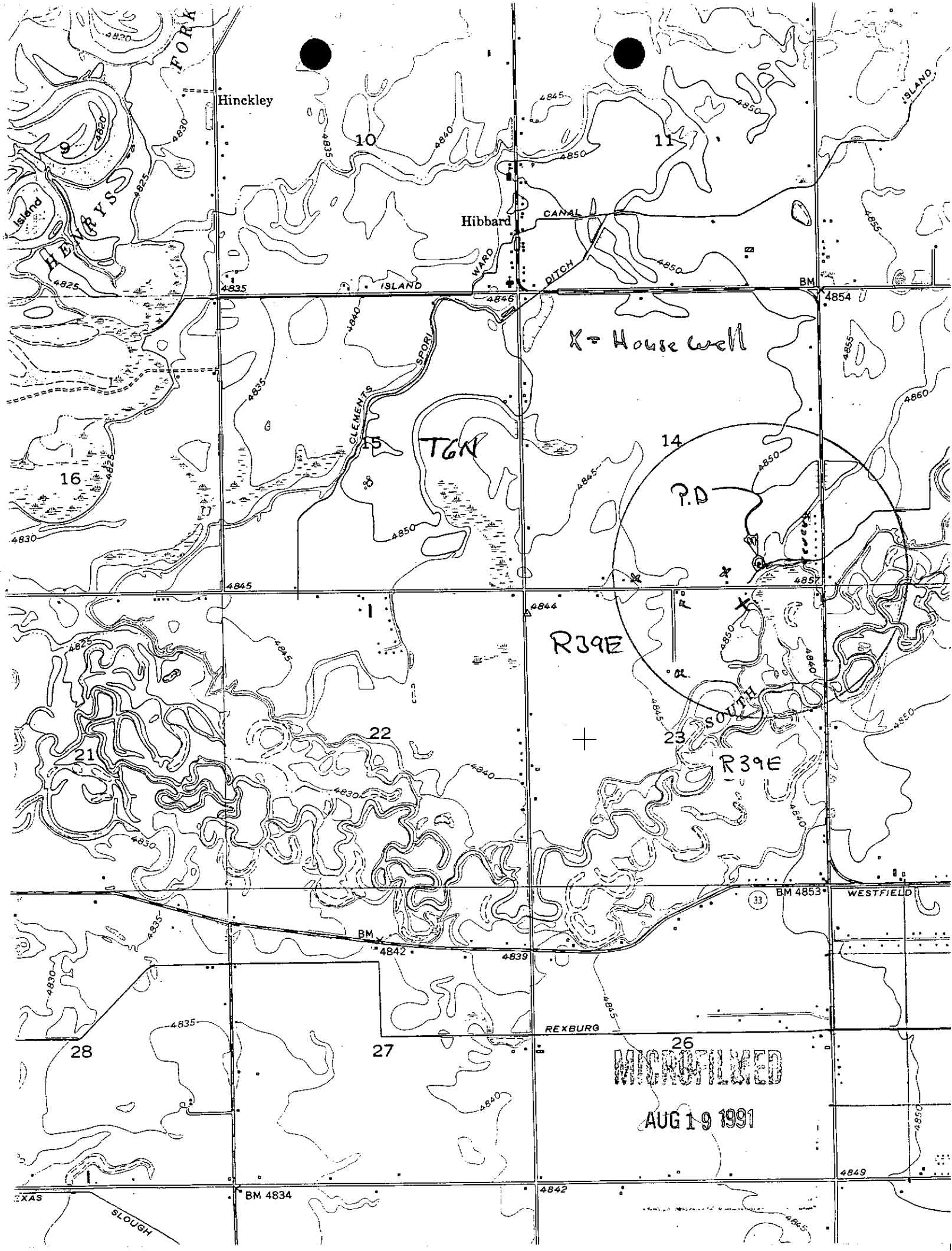
The initial Domestic aquifer is in the 80-100' range (See attached well logs). We will need to drill to at least 200' to hit a greater water bearing zone.

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4,5,3,4,2

Pivot & wheel lines already purchased for canal irrigation. Well & mainline is the only new portion of system to be added. This will run between \$5,000 to \$70,000.



State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

WELL DRILLER'S REPORT

CP-40

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well. JUN 22 1977

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

JUNE 12, 1991

The Rexburg Standard-Journal
Box 10
Rexburg, ID 83440

Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 8, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

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AUG 19 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

22-07672

H & L FARMS
C/O HOWARD JENSEN
1718 W. 190 S.
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SESE Sec 14 T 06N R 39E

Use: IRRIGATION (4.760 CFS)
Total Diversion: (4.760 CFS)

Date Filed: 4/16/ 1990

In: T06N R39E S14	NWNE	SWNE	SENE	NESW
	SESW	NESE	NWSE	SWSE
	SESE			

238.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JULY 8, 1991.

R. Keith Higginson, Director

Published 6/20/1991 & 6/27/1991

MP
AUG 19 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 23, 1991

H and L Farms
c/o Howard Jensen
1718 E. 190 S.
Rexburg, ID 83440

RE: Application for Permit No. 22-7672

Dear Applicant(s):

NOTICE OF PENDING ORDER VOIDING APPLICATION

On April 16, 1990, you filed with the Department of Water Resources (Department) Application for Permit No. 22-7672 which proposed the diversion of 4.76 cubic feet per second from ground water for the irrigation of 238 acres.

The Department mailed a letter and questionnaire to you on April 10, 1991. The letter requested that you return the Department's questionnaire concerning your present possessory interest in the place of use, any prior development under the application and/or your plans for pursuing completion of the proposed project. The letter notified you that failure to complete and return the questionnaire within thirty (30) days of the date of the letter was cause for the Department to void the application.

The purpose of this notice is to provide a second and final opportunity for you to submit the requested information. Pursuant to Section 42-204, Idaho Code, the Department may void applications for which requested information is not submitted. If you fail to respond to this inquiry within fifteen (15) days of the date of this letter, the Department will issue an order voiding the application pursuant to Section 42-204, Idaho Code.

If no development has been completed as authorized by the application, and you are no longer interested in pursuing the development, please complete and return the enclosed withdrawal form. Please note, if you are using water without an approved permit, the Department may issue an order requiring you to cease diverting the water.

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AUG 19 1991

Please feel free to contact me if you have questions concerning this matter.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

TL:js

Enclosure

cc: Region

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AUG 19 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 10, 1991

RE: APPLICATION FOR PERMIT NO. 22-7672

Dear APPLICANT:

Due to the Swan Falls litigation and subsequent backlog of pending applications, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, or if the application proposes diversion of more than 5.0 cfs, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5,3 information notice will be sent to you after you return the questionnaire.

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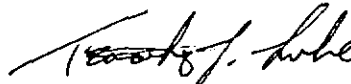
Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

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AUG 19 1991

TRUST-AREA
HOLD

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY PH

DATE 5/4/90

APPLICATION NUMBER

PM
22-7672

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 signator is required)
☒ Fee
Yes ☐ No ☐ In form to receipt

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
Yes ☒ No ☐ Field check required
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

* NEEDS LARGE DIVERSION INFO.

Rule 4, 5, 2 reg.

Date Requested

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MAR 13 1991

Department of Water Resources

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 _____

<u> </u>	<u>Yes</u>	<u> </u>	<u>No</u>	Affidavit of publication received
<u> </u>	<u>Yes</u>	<u> </u>	<u>No</u>	Application published correctly. If not, record action taken.
<u> </u>	<u>Yes</u>	<u> </u>	<u>No</u>	Publication dates & paper, recorded on application
<u> </u>	<u>Yes</u>	<u> </u>	<u>No</u>	Protests received
				Final date for protest <u> </u>
<u> </u>	<u>Yes</u>	<u> </u>	<u>No</u>	Protests, dates, resolution of protest, recorded on application
<u> </u>	<u>Yes</u>	<u> </u>	<u>No</u>	Recommendations attached
<u> </u>	<u>Yes</u>	<u> </u>	<u>No</u>	Measuring device required
<u> </u>	<u>Yes</u>	<u> </u>	<u>No</u>	Access port required
<u> </u>	<u>Yes</u>	<u> </u>	<u>No</u>	Will water be delivered by watermaster? If yes, what Dist. <u> </u>
<u> </u>	<u>Yes</u>	<u> </u>	<u>No</u>	Special conditions of approval or cover letter below. <u> </u>

STATE OFFICE REVIEW

ADDITIONAL INFORMATION

AD OVERLAP: 21-02074, 02152, 02154, 04164, 04165, 04166, 04115, 04073
04074, 04043, POSSIBLY ~~21~~ 22-7545

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
