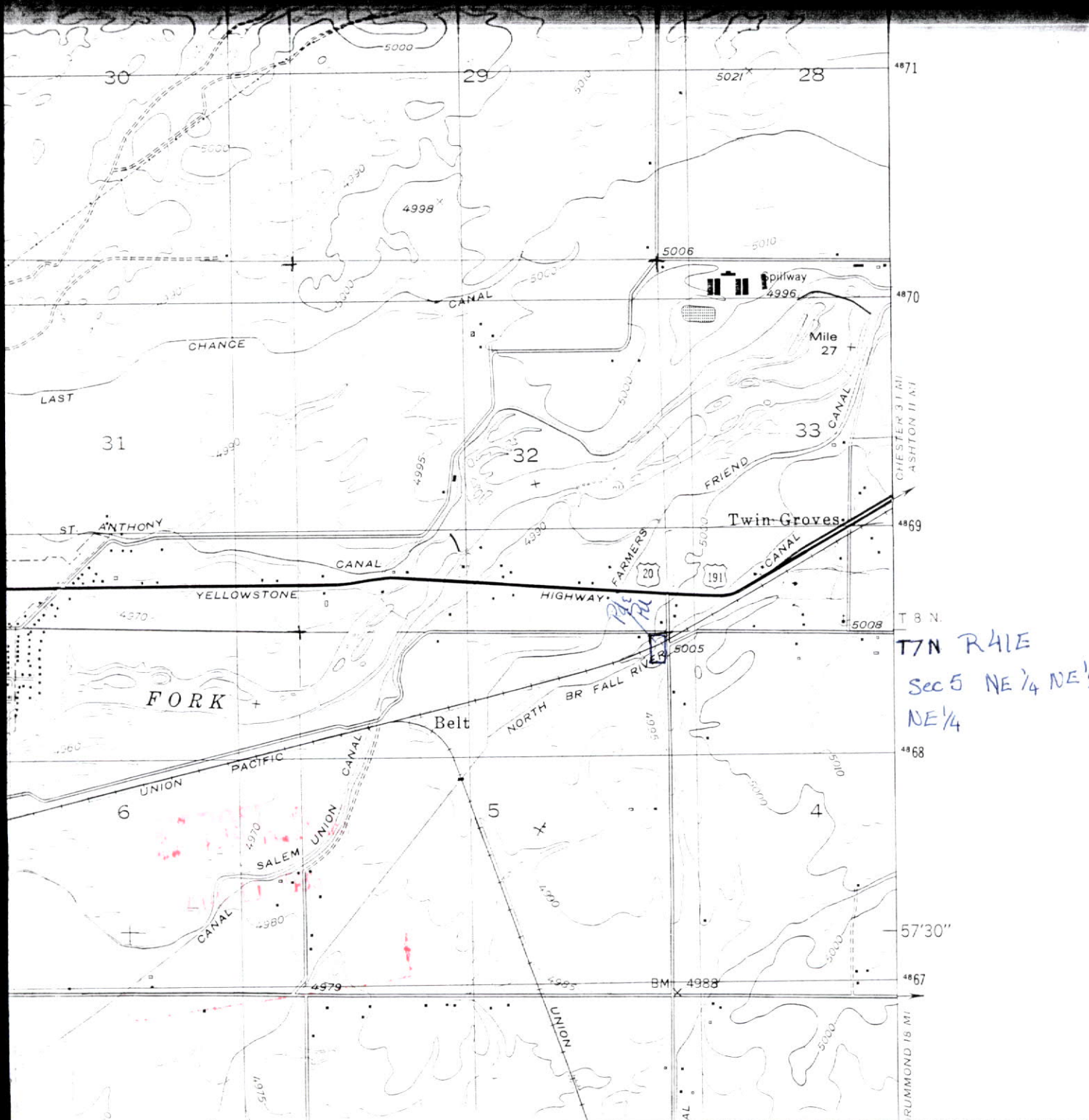




T7N R41E  
Sec 5 NE 1/4 NE 1/4  
NE 1/4

RUMMOND IS MI

2. ☒ Copy of U.S.G.S. Quadrangle Attached  
Showing location(s) of point(s) of diversion and  
place(s) of use (required). ☐ Aerial Photo Attached  
(required for irrigation of 10 acres or more)

☐ Photo of Diversion and System Attached  
(required for all but single household domestic groundwater, and stockwater).

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

more).

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 22-07633

Priority: March 2, 1989

Maximum Diversion Rate: 0.04 CFS

Maximum Diversion Volume: 1.2 AF

This is to certify, that VALLEY BANK  
C/O RICHARD C SWAGER JR  
PO BOX 51270

IDAHO FALLS ID 83405 has complied with the terms and conditions  
of the permit, issued pursuant to Application for Permit dated March 2, 1989; and  
has submitted Proof of Beneficial Use on June 6, 1990. An examination indicates  
that the works have a diversion capacity of .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> |
|-----------------------|----------------------|--------------------------|----------------------|
| COMMERCIAL            | 01/01 to 12/31       | 0.04 CFS                 | 1.2 AF               |

LOCATION OF POINT(S) OF DIVERSION: NENE , Sec. 5, Township 07N, Range 41E  
FREMONT County

PLACE OF USE: COMMERCIAL  
TWN RGE SEC  
07N 41E 5 NENE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for a restaurant.

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 12<sup>TH</sup>  
day of MARCH, 1994.

Acting for  R. Keith Higginson, Director

RECORDED

APR 07 1994

**RECEIVED**

JUN 6 1990

*no fee encl.*

Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

*J. G. 6-10-90*

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 22-07633 Telephone No. 208-525-6300

Name(s) of Permit Holder(s): Valley Bank Attention: Richard C. Swager, Jr.

Post Office Address: P.O. Box 51270, Idaho Falls, ID 83405

Source of Water: Groundwater

If ground water, well driller's name: Unknown Date drilled: 1983 Estimate

Extent of Use:  
Domestic \_\_\_\_\_ (No. of households) Irrigation \_\_\_\_\_ (No. of acres)  
Stockwater \_\_\_\_\_ (No. and type of stock) Other Commercial-Domestic

Total rate and/or volume for which proof is submitted 0.040 cfs \_\_\_\_\_ acre/feet

Show date water was first diverted and beneficially used under this permit: 11-1-83 Estimated

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☐ No

OR

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

Fee Enclosed: \$ 0.00 (See License Examination Fee Schedule)

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

Richard C. Swager, Jr. 208-525-6300  
Name Telephone No.

501 Broadway, P.O. Box 51270, Idaho Falls, ID 83405  
Address

**MICROFILMED**

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.

JUN 27 1990

6/4/90  
Date

*Richard C. Swager, Jr.*  
Signature (and title if on behalf of a company or organization) Richard C. Swager, Jr.  
Collection Officer

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 22-07633

Proposed Priority: March 2, 1989

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **VALLEY BANK**  
501 BROADWAY  
P.O. BOX 279  
IDAHO FALLS, ID 83405

has applied for a permit to appropriate water from: **GROUNDWATER**  
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

COMMERCIAL

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENENE

Sec. 5, Township 07N, Range 41E  
FREMONT County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

07N 41E 5

NENE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1990.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Commercial use is for a gas station and grub bar.

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

25<sup>th</sup> day of July, 1989

*[Signature]*  
for R. Keith Higginson, Director

RECORDED

AUG 11 1989

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: VALLEY BANK 208-525-6300  
Address: 501 BROADWAY  
P.O. BOX 279  
IDAHO FALLS, ID ~~83405~~ 83402-0279 <sup>kw</sup>

2. Source: GROUNDWATER Trib. to:

3. Location of point of diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07N      | 41E   | 5       | NE     | NE     | NE  |     | FREMONT |

4. Water will be used for the following purposes:

| Purpose    | From  | To    | CFS | (or)  | AFA |
|------------|-------|-------|-----|-------|-----|
| COMMERCIAL | 01/01 | 12/31 |     | 0.040 |     |

5. Total quantity appropriated is:

0.040 CFS (and/or) AFA

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.  
WELL, PUMP AND DELIVERY SYSTEM
- 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.
- Proposed well diameter is 6 inches; proposed depth of well is 120  
feet.
- Is groundwater with a temperature greater than 90F 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.

8. Description of proposed uses:

ORDINARY WATER FOR R.R. GAS AND GRUB BAR.

MICROFILMED  
AUG 11 1989

9. Description of place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use    | Acres |
|----------|-------|---------|------------|-----|--------|-------|
| 07N      | 41E   | 5       | NE NE      |     | COMMER |       |

10. Describe any other water rights used for the same purposes.  
NONE

11. a. Who owns the property at the point of diversion?  
APPLICANT

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

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

12. Remarks:

13. Map of proposed point of diversion and place of use attached? ☒

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.

Valley Bank / Thomas E. Martin  
Applicant  
Senior Vice Pres.

Received by EMC Date 3/2/89 Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_

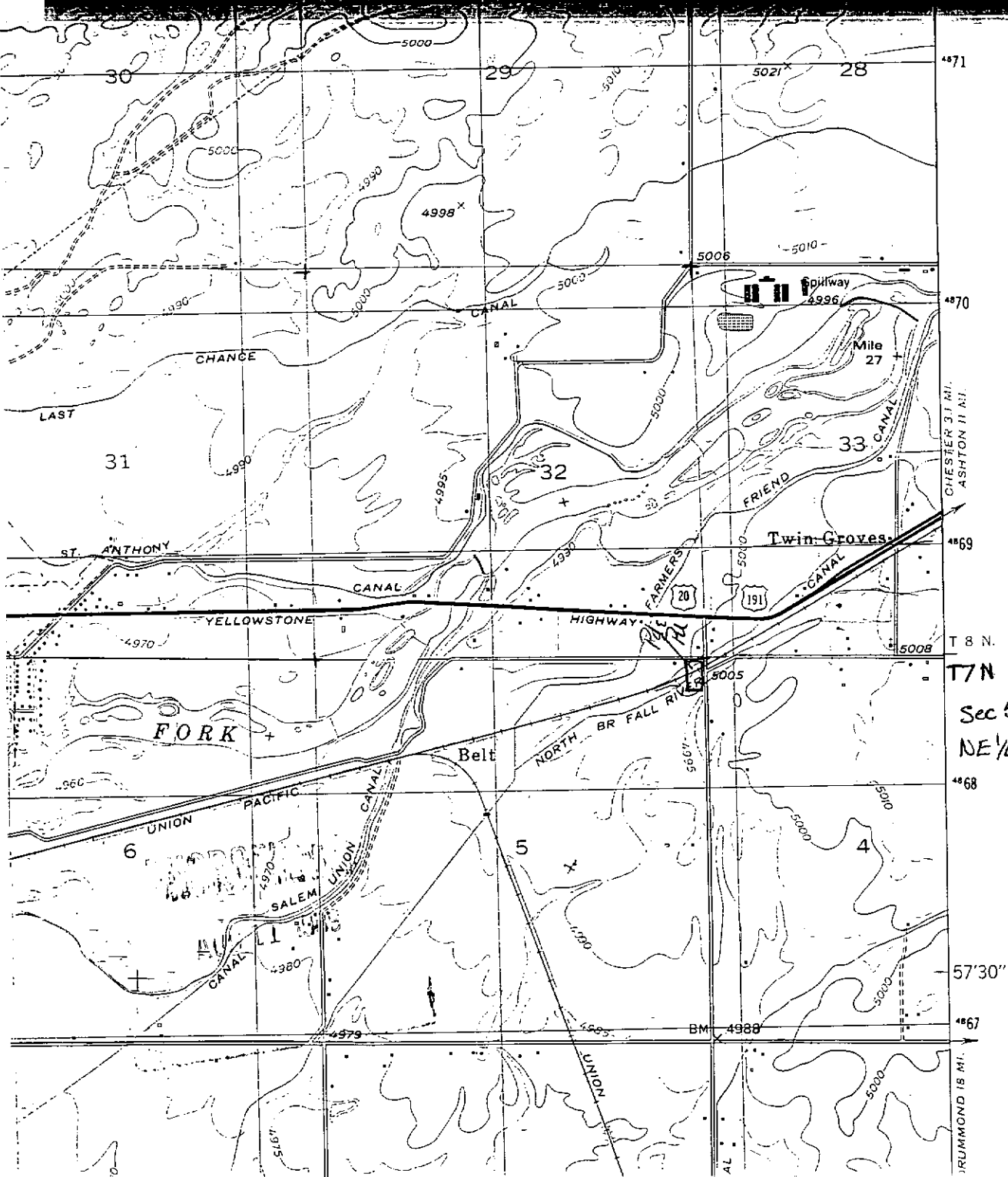
Fee \$ 30.00 Received by Jo # E005943 Date 3-2-89  
4-6-89

Publication prepared by RB Date 3-17-89 Published in Herald Chronicle

Publication approved aw Date 4-18-89

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AUG 11 1989



T 8 N.  
T 7 N R 41 E  
Sec 5 NE 1/4 NE 1/4  
NE 1/4

DRUMMOND 18 MI.



## VALLEY BANK

P.O. BOX 51270 • 501 BROADWAY • IDAHO FALLS, IDAHO 83405-1270 • TELEPHONE (208) 525-6300

June 29, 1989

RECEIVED  
JUL 03 1989

State of Idaho  
Department of Water Resources  
1301 North Orchard Street  
Statehouse Mail  
Boise, Idaho 83720

Department of Water Resources

Attention: Kay Walker - Technical Specialist

RE: Application for Permit No. 22-7633  
Your letter dated June 13, 1989.

Dear Sir:

The following named persons are authorized to take action with regard to subject water rights.

R. James Meikle, President  
Jack Meikle, Executive Vice President  
Dan Simkins, Sr. Vice President  
Thomas G. Minow, Sr. Vice President  
Tom Harris, Vice President

Sincerely,

VALLEY BANK

Thomas G. Minow

TGM/slh

MICROFILMED  
AUG 11 1989



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

March 14, 1994

VALLEY BANK  
C/O RICHARD C SWAGER JR  
PO BOX 51270  
IDAHO FALLS ID 83405

RE: WATER RIGHT NO. 22-07633

Dear Water Right Holder(s):

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON  
Water Rights Supervisor

JJ:dc

Enclosure

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APR 07 1994

WR0749NP  
No. L22-07633

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 03/04/94  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                                   | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|--------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | VALLEY BANK<br>C/O RICHARD C SWAGER JR<br>PO BOX 51270<br>IDAHO FALLS ID 83405<br>(208) 525-6300 | 03/02/1989       | COMMERCIAL | 01-01 12-31           | 0.04 CFS          | 1.20 AFA            |
| TOTAL DIVERSION: |                                                                                                  |                  |            |                       | 0.04 CFS          | 1.20 AFA            |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T07N R41E S05 NENE FREMONT County

Place of use Legal Description for: COMMERCIAL

| NE  |     |     |   | NW   |      |      |      | SW |      |      |      | SE   |   |      |      |      |      |   |      |      |      |      |   |
|-----|-----|-----|---|------|------|------|------|----|------|------|------|------|---|------|------|------|------|---|------|------|------|------|---|
| T   | R   | S   | : | NENE | NWNE | SWNE | SENE | :  | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | : |
| --- | --- | --- | : | Lt   | Ac   | Lt   | Ac   | :  | Lt   | Ac   | Lt   | Ac   | : | Lt   | Ac   | Lt   | Ac   | : | Lt   | Ac   | Lt   | Ac   | : |
| 07N | 41E | 5   | : | C    |      |      |      | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | : |

Pou County: FREMONT

Other Rights: NONE

Remarks: Commercial use is for a restaurant.

|        |                 |            |                    |            |
|--------|-----------------|------------|--------------------|------------|
| Dates: | App. Received:  | 03/02/1989 | Priority Date:     | 03/02/1989 |
|        | Proof Due Date: | 08/01/1990 | Proof Made Date:   | 06/06/1990 |
|        | Exam Made Date: | 08/18/1992 | Exam Sent to S.O.: | 01/27/1994 |
|        | Licensed Date:  |            |                    |            |

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 03/04/94 CHAPMAN

# LICENSE REVIEW CHECKLIST

Permit # 22-7633

Date 3-4-94

Brenda Chapman

NAME                      Yes ☒ No ☐ Or Address Change? No assignment

PRIORITY DATE                      ☒ Advance?                      Advanced to:                       
                     ☒ Order to Reinstate Needed?                       
NA- ☒ Incorrect Fee for rate recommended?

SOURCE                      ☒ Changes?                      Clarification of Originally                       
                     ☒ Intended source                       
                     ☒ Notice of Intent to Void - Source change.

P/D                      ☒ Amendment Needed?                       
                     ☒ Overlap(s)                     

P/U                      ☒ Amendment Needed?                       
                     ☒ Overlap(s)                     

TOTAL CFS                      ☒ Measurement                      Theoretical only                     

Allowable Amount: .04

Capacity of System: .04

TOTAL VOLUME                      Season of Use:                     

                     ☒ Calculations: Same AS Domestic @ 1.2

Flow limit:                      x                      x 1.9835 =                     

USES                      ☒ Change(s) in Nature of Use?                       
                     ☒ Amendment Needed?                     

REMARKS                      ☒ Multiple P/Ds in 1/4 1/4?                       
                     ☒ Special Overlap                     

CONDITIONS                      ☒ Measuring/Locking Devices                       
                     ☒ W/Master Control - District                       
                     ☒ Irrigation Overlap                       
                     ☒ Water Quality                       
                     ☒ Other                     

COMMENTS: Commercial use is for a restaurant.

|                             |                             |                             |
|-----------------------------|-----------------------------|-----------------------------|
| RECOMMENDED                 | CFS                         | DIV VOL                     |
| <u>Commercial</u>           | <u>.04</u>                  | <u>1.2</u>                  |
| <u>                    </u> | <u>                    </u> | <u>                    </u> |
| <u>                    </u> | <u>                    </u> | <u>                    </u> |

|                  |                                     |
|------------------|-------------------------------------|
| LICENSE          | <input checked="" type="checkbox"/> |
| 1ST AMEND LETTER | <u>                    </u>         |
| 2ND AMEND LETTER | <u>                    </u>         |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet  
for  
Beneficial Use Field Report

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

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with Conditions of Approval
- ☒ Well Inspection Form (If Needed)
- ☒ Aerial Photo Required? ☐ yes ☐ no If yes: ☐ copy attached
- ☒ SRBA Attachment A Submitted to Adjudication Section
- ☒ SRBA Claim Check Received \_\_\_\_\_ (initial & date)  
☐ N/A ☐ Applicable, See Attachment A \_\_\_\_\_
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of government plat
- ☒ Check of P/D index \_\_\_\_\_ (initial & date)
- ☒ Overlap ☐ yes ☐ no If yes: ☐ copy of exam(s) attached?
- ☒ Type of Overlap? ☐ Add acres or uses to existing system  
☐ Increase rate of flow or volume  
☐ Other: \_\_\_\_\_
- ☒ Check of P/U index \_\_\_\_\_ (initial & date)
- ☒ Overlap? ☐ yes ☐ no If yes: ☐ copy of water right(s) attached?
- ☒ Type of Overlap? ☐ Increase rate of flow or volume  
☐ Add P/D's  
☐ Increase number of acres within tracts  
☐ Other: \_\_\_\_\_
- ☐ Scheduling Letter Sent? \_\_\_\_\_ (initial & date)
- ☐ Appointment Made and Telephone Conversation Memo Attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully Completed and Signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use
- ☐ Copy of SRBA Claim Verification Sheet / ☐ Original Returned to Adjudication Section

C. Review and Processing:

- Exam Completed JEN 12-20-93 (signature of examiner & date)
- Exam Reviewed by Senior Water Resource Agent Kaw 1/21/94 (initial & date)
- Exam Reviewed by Manager of Regional Office \_\_\_\_\_ (initial & date)
- Exam Sent to State Office \_\_\_\_\_ (initial & date)

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

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JAN 31 1994

Department of Water Resources

**A. GENERAL INFORMATION**

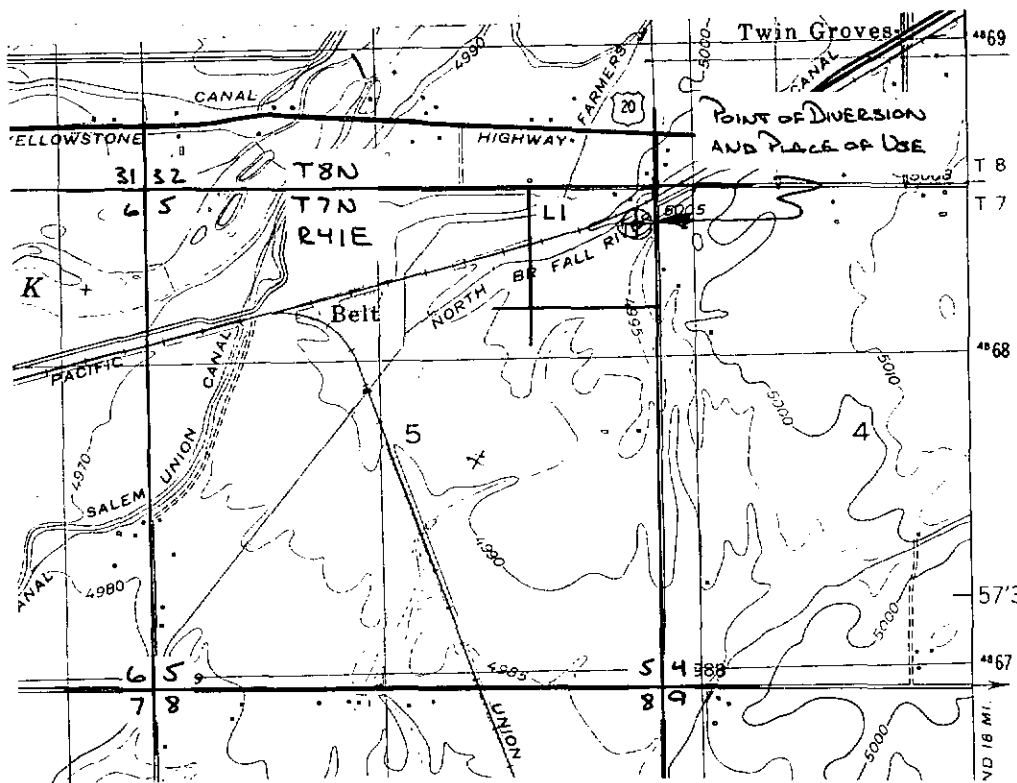
1. Owner: RELY STATION INC. Permit No. 22-07633  
Current Address: 593 N., 2600 E., St. Anthony, ID 83445 Phone No. (208) 624-4640  
2. Accompanied by: WANDA HARSH BARGER EXAM. DATE: 8-18-92  
Address: 637 N. 2800 E., St. Anthony, ID Phone No. \_\_\_\_\_  
Relationship to Permit Holder: OWNER  
3. Source: GROUND WATER tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: \_\_\_\_\_  
\_\_\_\_\_ ☐ Copies Attached  
2. Other water rights with same point of diversion: \_\_\_\_\_  
\_\_\_\_\_ ☐ Copies Attached ☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

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



Scale: 1" = \_\_\_\_\_

2. ☒ Copy of U.S.G.S. Quadrangle Attached  
Showing location(s) of point(s) of diversion and  
place(s) of use (required). ☐ Aerial Photo Attached  
(required for irrigation of 10 acres or more)  
☐ Photo of Diversion and System Attached  
(required for all but single household domestic groundwater, and stockwater.)

APPROVED

APR 07 1994

**System Description (continued)**

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

WELL, DUMP & PIPELINE TO SUPPLY "RELAY STATION RESTAURANT"  
 BUILDING HAS 2 RESTROOMS & ONE KITCHEN. SERVES ~ 250 PATRONS  
 PER DAY. OPEN ALL YEAR. OUTSIDE USE FOR LANDSCAPING, ETC.

☐ See Remarks on page 4 for continuation

4.

| Well or Diversion Identification No.* | Motor Make | Hp    | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|-------|------------------|-----------|-----------------------------------|
|                                       |            | *2 HP |                  |           |                                   |
|                                       |            |       |                  |           |                                   |
|                                       |            |       |                  |           |                                   |
|                                       |            |       |                  |           |                                   |

\*Code to correspond with No. on map and aerial photo \*As per owner's estimate

5. Point(s) of Diversion:

| Ident. No. | Gov't. Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County   | Method of Determination/Remarks |
|------------|------------|-----|-----|-----|------|------|------|----------|---------------------------------|
|            | 1          | NE  | NE  | NE  | 5    | 7N   | 41E  | Freeborn | USGS, NAPP, ONLINE              |
|            |            |     |     |     |      |      |      |          |                                 |
|            |            |     |     |     |      |      |      |          |                                 |
|            |            |     |     |     |      |      |      |          |                                 |

6. Place(s) of Use:

Indicate Method of Determination USGS, NAPP

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 7N   | 41E  | 5    | C      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      | L1     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Do not use this space

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APR 07 1994

Do not use this space

**D. FLOW MEASUREMENTS**

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

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**E. FLOW CALCULATIONS**

☒ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

**F. PUMP EFFICIENCY DATA (Optional)**

Discharge Pressure: \_\_\_\_\_ psi x 2.31 = \_\_\_\_\_ ft (1); Dynamic pumping level: \_\_\_\_\_ ft (2)

Total Head: (1) + (2) = \_\_\_\_\_ (3) ; Flow rate: \_\_\_\_\_ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = \_\_\_\_\_ (5)

Meter Input KW: 3.6 x \_\_\_\_\_ KH x \_\_\_\_\_ CTR or \_\_\_\_\_ MULT x \_\_\_\_\_ PTR x \_\_\_\_\_ N/ \_\_\_\_\_ T = \_\_\_\_\_ (6)

Meter Input HP: (6) x 1.34 = \_\_\_\_\_ (7)

Panel Input KW: \_\_\_\_\_ Ave PF x \_\_\_\_\_ Ave Volts x \_\_\_\_\_ Ave Amps x .001732 = \_\_\_\_\_ (6)

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

**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$  \_\_\_\_\_

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$  \_\_\_\_\_

2. Volume Calculations for Other Uses:

SEE ATTACHED SHEET —

APR 07 1994

## H. REMARKS AND OVERLAP REVIEW ANALYSIS

\* ASSIGNMENT USED FROM VALLEY BANK ON RELAY STATION, ID.

## I. RECOMMENDATIONS

### 1. Recommended Amounts

| Beneficial Use | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|-------|------------------------------|--------------------------|
|                | From          | To    |                              |                          |
| Commercial     | 1/1           | 12/31 | 0.04                         | 1.2                      |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
| Totals:        |               |       | 0.04                         | 1.2                      |

### 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 SEE REMARKS 'M'

## J. AUTHENTICATION

Field Examiner's Name

Paul P. Meyer

Signature

[Signature]

Certification Date

Field Report Preparation Date

12-20-93

CONSULTANT SEAL

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

UNRECORDED

APR 07 1994

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
LICENSING REPORT

22-07633  
Permit No.

Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

As per IDWR std:

1. 250 PATRENS PER DAY @ 10 GALLONS PER DAY = 2500 GPD  
- "DE MINIMUS" COMMERCIAL
2. OUTSIDE USE FOR LANDSCAPING
3. RECOMMEND 0.04 CFS & 1.2 AFA, SIMILAR TO  
SMALL DOMESTIC W/LAWN.

APPROVED  
APR 07 1994

June 19, 1990

VALLEY BANK  
501 BROADWAY  
P.O. BOX 279  
IDAHO FALLS, ID 83405

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07633

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.

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

Sincerely,

Rita Fleck  
Secretary/Records Manager

c: IDWR - Region

RECORDED

JUN 27 1990

1/80

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 22-7633

Date: 6-18-90

General Considerations:

- ☒ Name same as permit  
☒ Signature the same as permit holder  
☒ Address change If yes, prepare a data entry  
☒ Proof received timely  
☐ Reinstated

Source of Water:

- ☐ Surface water  
☒ Groundwater  
1. well log in file 1983  
NA 2. drilling permit  
NA A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses  
☒ Is rate or volume and fee appropriate?  
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- NO Is a measuring device or access port required?  
+ Has one been installed?  
+ Waiver or modification of measuring device requested

Remarks:

*Proof acceptable*

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

|           |  |
|-----------|--|
| <u>NA</u> |  |
|           |  |
|           |  |
|           |  |
|           |  |
|           |  |

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

*Address Change!*

138751  
May 31, 1990

VALLEY BANK  
501 BROADWAY  
P.O. BOX 279  
IDAHO FALLS, ID 83405

RE: PERMIT NO. 22-07633 PROOF DUE NOTICE

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, 1990. (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,

Rita Fleck  
Secretary/Records Manager

Enclosures

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JUN 27 1990

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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Statehouse  
Boise, Idaho 83720  
(208) 334-7900  
July 25, 1989

VALLEY BANK  
501 BROADWAY  
P.O. BOX 279  
IDAHO FALLS, ID 83405

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 22-07633

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.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

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AUG 11 1989

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor  
Water Right Permits Section

GS: SC  
Enclosures

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AUG 11 1989





State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 13, 1989

RE: Application for Permit No. 22-7633

Valley Bank  
P.O. Box 279  
Idaho Falls, ID 83405

Gentlemen:

We have received your application for permit, for commercial use, from our Eastern Regional Office for final review. However, prior to final action being taken on the application we need to have a list of the names and addresses of all persons entitled to take action in regard to this water right. This is a requirement of the Department's Water Appropriation Rules and Regulations.

Please submit this information within the next thirty (30) days so we can continue processing your application.

Sincerely,

KAY WALKER  
Technical Records Specialist

KW:hm

cc: Eastern Region

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AUG 11 1989

*rec'd response  
7/3/89 - see  
below app.  
KW*

March 29, 1989

Valley Bank  
501 Broadway  
P.O. Box 279  
Idaho Falls, ID 83405

Application for Permit No. 22-7633

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. The application has been assigned the above identification No. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Herald Chronicle. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

HAROLD W. JONES  
Water Rights Supervisor

HWJ/rb

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AUG 11 1989

THE FREMONT COUNTY HERALD-CHRONICLE

St. Anthony, Idaho  
 Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO  
 County of Fremont

Department of Water Resources  
 Eastern District Office

I, Terry Weatherston  
 being first duly sworn, depose and say,  
 that I am the printer of THE FREMONT  
 COUNTY HERALD-CHRONICLE, a semi-weekly  
 newspaper printed and published in  
 Fremont County, Idaho; and I do solemnly  
 swear that the Water Rights #21-07397  
 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  
 April 6, 1989

and the last publication having been  
 made on April 13, 1989

Further, that said newspaper is one  
 of general circulation in said county;  
 that it is a legal newspaper, conforming  
 to legal specifications under 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 said notice.

*Terry Weatherston*

STATE OF IDAHO )  
 COUNTY OF MADISON )

On this 14th day of April  
 in the year of 1989, 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  
 statements therein are true, and  
 acknowledged to me that he executed the  
 same.

Notary Public for Idaho  
 Residing at Rexburg, Idaho

My commission expires: June 30, 1993

NOTICE OF APPLICATION  
 FOR WATER RIGHT

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

21-07397  
 U.S. DEPT. OF AGRIC.  
 FOREST SERVICE  
 FEDERAL BLDG.  
 324 25TH ST.  
 OGDEN, UT 84401  
 Source: DUCK CREEK Tributary  
 HENRY'S LAKE  
 Diversion Pt: SESENE Sec 23 T 15N R  
 42E  
 Use: STOCKWATER STORAGE (10'  
 AF) DIVERSION TO STORAGE (050'  
 CFS)

Date Filed: 12/20/1988  
 In: T15N R42E S23 SENE  
 21-07411

KAHN, BRIAN  
 POGGETTO, SANDRA DAL  
 HWY. JUNCTION  
 CAMERON, MT 59720  
 Source: SPRING Tributary: TIMBER  
 CREEK

Diversion Pt: SESENE Sec 23 T 16N R  
 42E  
 Use: DOMESTIC (040 CFS)  
 Date Filed: 2/14/1989  
 In: T16N R42E S23 SESE  
 21-07412

FALL RIVER TRADING POST  
 P.O. BOX 153  
 CHESTER, ID 83421  
 Source: GROUNDWATER  
 Diversion Pt: SESESW Sec 24 T 08N R  
 41E

Use: COMMERCIAL (020 CFS)  
 DOMESTIC (040 CFS)  
 Date Filed: 3/01/1989  
 In: T08N R41E S24 SESW  
 21-07414

BROWN, ROBERT L.  
 HARRISON, STEVE  
 JOCKUMSON, WILLIAM  
 PARDONNET, L.D.  
 RICKS, NATHAN  
 WHITE, JACK  
 RIRIE, ID 83443  
 Source: GROUNDWATER  
 Diversion Pt: NWSENE Sec 27 T 15N R  
 43E

Use: DOMESTIC (110 CFS)  
 Date Filed: 3/08/1989  
 In: T15N R43E S27 SENE  
 21-07415

GREENLINE EQUIPMENT COMPANY  
 INC.  
 P.O. BOX 787  
 ASHTON, ID 83420  
 Source: GROUNDWATER  
 Diversion Pt: SESE Sec 35 T 09N R  
 42E

Use: COMMERCIAL (500 CFS)  
 Date Filed: 3/08/1989  
 In: T09N R42E S35 SESE  
 21-07416

ROSEBOROUGH, ZITA  
 RT. 1, BOX 179  
 ST. ANTHONY, ID 83445  
 Source: GROUNDWATER  
 Diversion Pt: SESWSW Sec 33 T 08N R  
 41E

Use: DOMESTIC (060 CFS)  
 Date Filed: 3/09/1989  
 In: T08N R41E S33 SWSW  
 22-07633

VALLEY BANK  
 501 BROADWAY  
 P.O. BOX 279  
 IDAHO FALLS, ID 83405  
 Source: GROUNDWATER  
 Diversion Pt: NENENE Sec 5 T 07N R  
 41E

Use: COMMERCIAL (040 CFS)  
 Date Filed: 3/02/1989  
 In: T 7N R 41E S05 NENE

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region  
150 Shoup Ave., Suite 15

---

Idaho Falls, Idaho 83402  
(208) 525-7161

MARCH 29, 1989

HERALD CHRONICLE  
P.O. BOX 10  
REXBURG, ID 83440

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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 APRIL 24, 1989.

Yours truly,

Rita Bodell  
Secretary

Encl.

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AUG 11 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED  
AUG 11 1989

VALLEY BANK  
501 BROADWAY  
P.O. BOX 279  
IDAHO FALLS, ID 83405

22-07633

Source: GROUNDWATER

Diversion Pt:

Use: COMMERCIAL

Date Filed: 3/02/1989

In: T07N R41E S05

NENENE Sec 5 T 07N R 41E  
(.040 CFS)

NENE

MICROFILMED

AUG 11 1989

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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, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before APRIL 24, 1989.

R. Keith Higginson, Director

Published 4/06/1989 & 4/13/1989

RECEIVED

AUG 11 1989