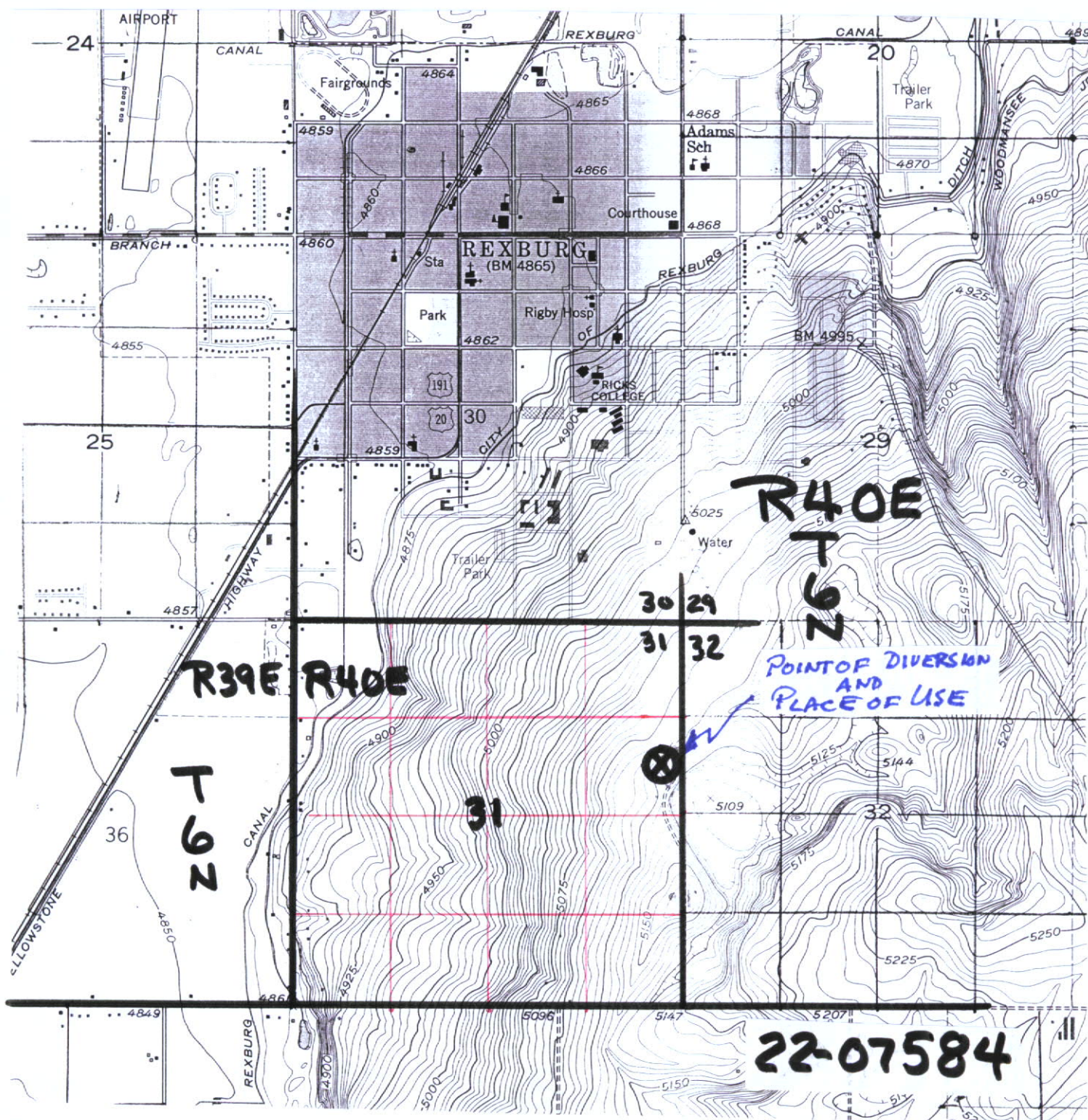


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BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Robert R. Burk Linda Lloyd
H. Brent Hill
(Applicant)



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OCT 29 1997

22-7584

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PLACE OF USE

POINT OF DIVERSION

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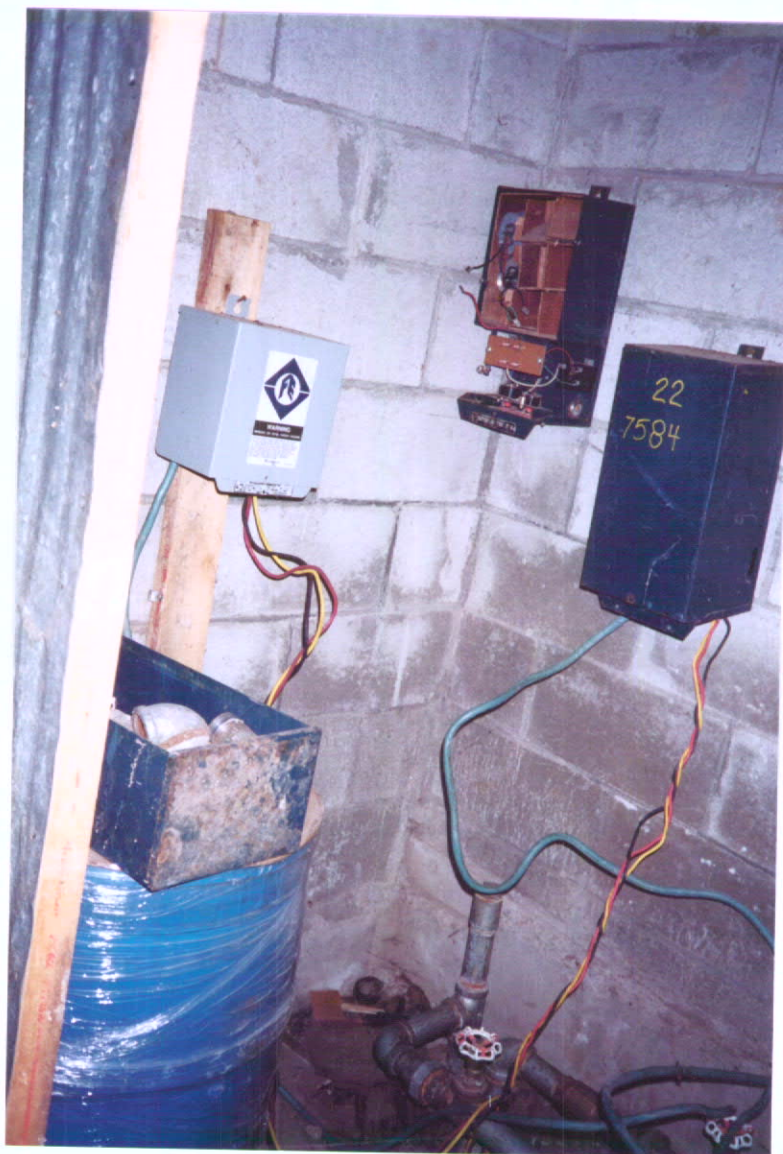
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22-07584

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OCT 29 1997



WELL

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OCT 29 1987

22-07584

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07584

Priority: August 30, 1988

Maximum Diversion Rate: 0.10 CFS
Maximum Diversion Volume: 8.8 AF

This is to certify, that BRENT HILL
ROBERT R PERKES
LINDA LLOYD

950 S 200 E
REXBURG ID 83440

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 30, 1988; and has submitted Proof of Beneficial Use on January 18, 1990. An examination indicates that the works have a diversion capacity of 0.100 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	0.04 CFS	7.0 AF
DOMESTIC	01/01 to 12/31	0.08 CFS	1.8 AF
	Totals	0.10 CFS	8.8 AF

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 31, Township 06N, Range 40E
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	40E	31	SENE	2		2

Total number of acres irrigated: 2

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND 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 that 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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Irrigation use under this right is authorized only in connection with a domestic use.

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JUL 29 1987

State of Idaho
Department of Water Resources

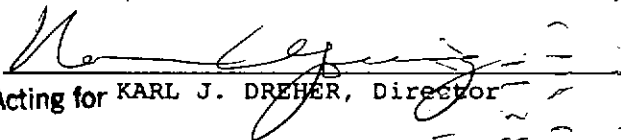
WATER RIGHT LICENSE

WATER RIGHT NO. 22-07584

CONDITIONS OF APPROVAL AND REMARKS

6. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
7. Domestic use is for 3 homes and does not include lawn, garden, landscape, or other types of irrigation.

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 23RD day of OCTOBER, 1997.


Acting for KARL J. DREHER, Director

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OCT 29 1997

RECEIVED

JAN 23 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

For Office Use Only

Amt. of Fee \$ 50Date 1-18-90Receipt No. EQ11786Received by RBMS-4-30-90

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. 22-07584 Telephone No. _____Name(s) of Permit Holder(s): Brent Hill, Linda Lloyd, Robert R. PerkesPost Office Address: 950 South 200 East, Rexburg, IDAHO 83440Source of Water: Ground WaterIf ground water, well driller's name: Hopkins ? Date drilled: June-July 1970

Extent of Use:

Domestic <u>3</u> (No. of households)	Irrigation <u>4</u> (No. of acres)
Stockwater _____ (No. and type of stock)	Other _____

Total rate and/or volume for which proof is submitted .12 cfs _____ acre/feetShow date water was first diverted and beneficially used under this permit: July 1970

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: \$ 50 (See License Examination Fee Schedule)

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

Name Robert R. Perkes Telephone No. 356-9008 or 356-1135Address 950 South 200 East, Rexburg, IDAHO 83440

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.

MAY 16 1990

1-18-90 Date Robert R. Perkes Signature (and title if on behalf of a company or organization) Owner/Applicant

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 22-7584

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Brent Hill, Robert R. Perkes, Linda Lloyd Phone 356-7495
950 S. 200 E.
Post office address Rexburg, IDAHO, 950 South 200 East 83440
2. Source of water supply Ground Water which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 31 Township 6N Range 40 E B.M. MADISON County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
0.08 cfs* *CHANGE AS PER TELECON 09/26/1988 - KCW
Amount 12 cfs for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.4 for Irrigation purposes from Apr 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.16 ^{0.12*} and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well - 8" diameter, 2-3 HP
pumps - 1 at 280 feet and 1 at 350 feet deep
 - 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 8" inches; proposed depth of well is 350 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
1 years (minimum 1 year).

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 3
- e. Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	40E	31				2 D													2

Total number of acres to be irrigated 2

10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Applicants (3)

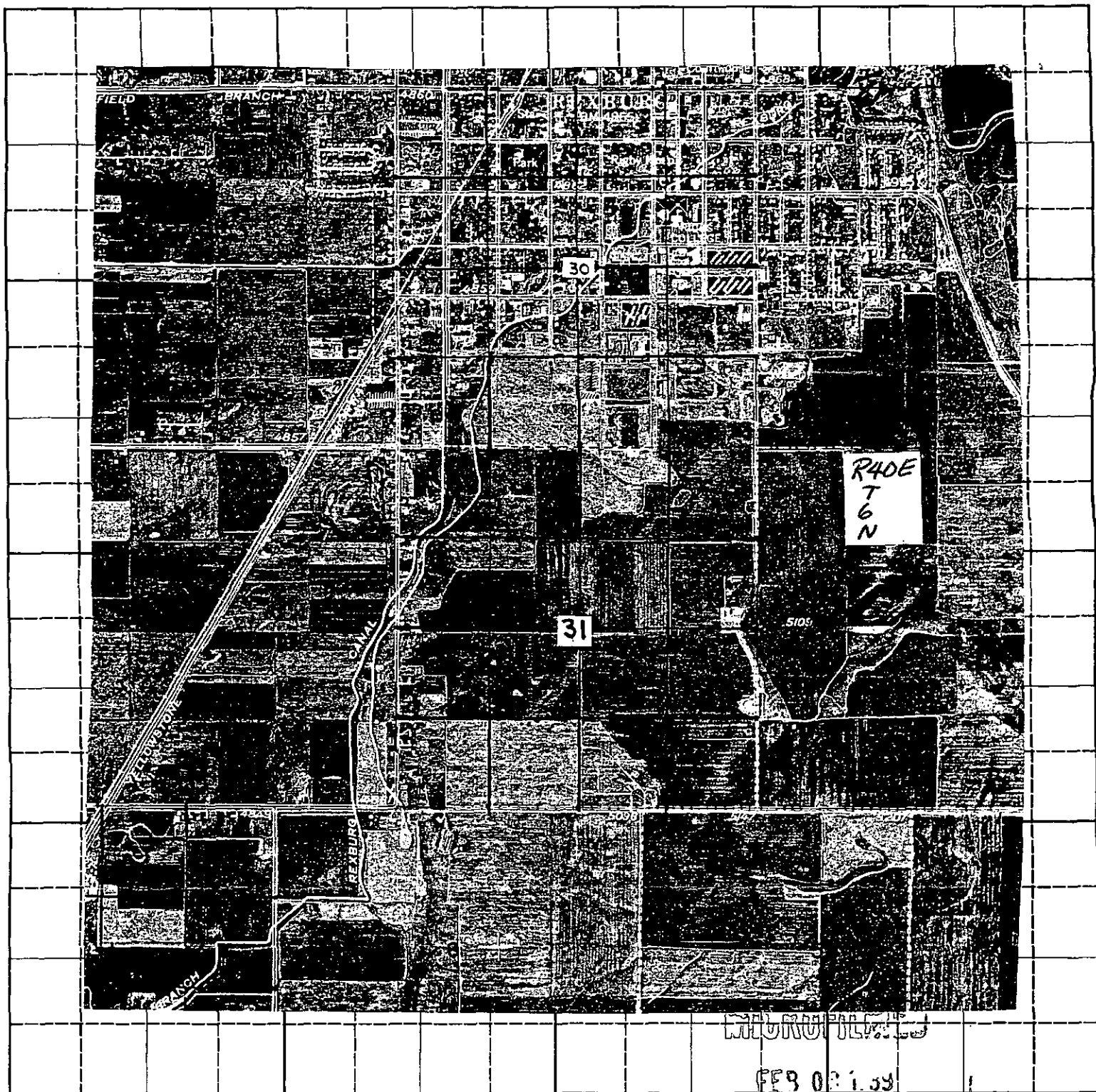
b. Who owns the land to be irrigated or place of use? Applicants

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: _____

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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.

Robert R. Barker Linda Lloyd
H. Everett Hill
 (Applicant)

Proposed Priority 8/30/88

Received by QW Date 8-30-88 Time 3:25 Preliminary check by KCW
Fee \$ 30.00 Receipted by Lg # E002610 Date 9-26-88
Publication prepared by RB Date 10-28-88 Published in Lexington Standard-Tribune
Publication approved QW Date 11-29-88

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. 22-7584, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 90.

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:

Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Irrigation use under this permit is authorized only in connection with a domestic use.

Witness my hand this 13th day of January, 1989.

J. Glen Saxton

RECORDED
INDEXED

FEB 08 1989

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

RECEIVED
NOV 21 1988
Department of Water Resources
Eastern District Office

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 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 November 3, 1988 and the last publication having been made on November 10, 1988.

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

Terry Weatherston

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FEB 08 1989

Subscribed to and sworn to before me

This November 11, 1988

Joseph L. Lutz
Notary Public.

My commission expires June 8, 1993

STATE OF APPLICATION
FOR WATER RIGHT

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

22-07574

NED'S MOODY CREEK PRODUCE
P.O. BOX 329
SUGAR CITY, ID 83448
Source: GROUNDWATER

Diversion Pt: NENE Sec. 4 1. 06N H 40E

Use: COMMERCIAL (.290 CFS)
Date Filed: 8/18/1988
In: T06N R40E S04 NENE

22-07576

HARRIS, BRENT GEORGE
HARRIS, PAULA "C"
1903 W. 190 S.
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SWNNWN Sec 25 T 06N

R.39E

Use: IRRIGATION (.030 CFS)

Date Filed: 8/23/1988
In: T06N R39E S25 NWNW 1.0 ACRES
TOTAL

22-07577

CRYSTAL POND ANGLERS ASSN.

INC.

C/O STEVE MCGRATH, BOX 731
IDAHO FALLS, ID 83405

Source: SPRINGS Tributary: SINKS
Diversion Pt: NESWSW Sec 2 T 05N R 39E

Use: RECREATION STORAGE (520.00)

Date Filed: 8/24/1988

In: T05N R39E S02 SWSW S11 NWNW

22-07578

WEBSTER, SHAWN

529 E. 450 S.

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SESESW Sec 9 T 05N R 40E

Use: COMMERCIAL (.040 CFS)

DOMESTIC (.020 CFS)

Date Filed: 8/24/1988

In: T05N R40E S09 SESW SESW

22-07579

REXBURG ACRES SUBDIVISION

1634 W. 930 S.

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SESW Sec 25 T 06N R 39E

Use: DOMESTIC (.150 CFS) IRRIGATION (.100 CFS)

Date Filed: 8/24/1988

In: T06N R39E S25 SESW SESW 5.0 ACRES TOTAL

22-07580

WEBSTER, KIRK

P.O. BOX 383

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SWSESE Sec 22 T 05N R 40E

Use: COMMERCIAL (.040 CFS)

Date Filed: 8/24/1988

In: T05N R40E S22 SESE

22-07581

ROBISON, A. RAND

6978 S. 2000 W.

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SESW Sec 25 T 05N R 39E

Use: IRRIGATION (.060 CFS)

DOMESTIC (.040 CFS)

Date Filed: 8/24/1988

In: T05N R39E S25 SESW SESW 2.0 ACRES TOTAL

22-07582

SAGLEY, JOHN K.

SAGLEY, LUELLA

P.O. BOX 122

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SESESE Sec 15 T 05N R

39E

Use: DOMESTIC (.040 CFS)

Date Filed: 8/26/1988

In: T05N R39E S15 SESE

22-07583

TRIPLE J. FARMS, C/O LIONEL

JENSEN

4330 W. 1000 S.

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: NWNE Sec 14 T 05N R

40E

Use: COMMERCIAL (.040 CFS)

Date Filed: 8/29/1988

In: T05N R40E S14 NWNE

22-07584

HILL, BRENT

LLOYD, LINDA

PERKES, ROBERT R.

950 S. 200 E.

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SESENE Sec 31 T 06N R

40E

Use: DOMESTIC (.080 CFS) IRRIGA-

TION (.040 CFS)

Date Filed: 8/30/1988

In: T06N R40E S31 SENE SENE 2.0

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, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before NOVEMBER 21, 1988.

R. KEITH HIGGINSON

Director

Publ. Nov. 3 and 10, 1988SJ

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

October 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BRENT HILL
ROBERT R PERKES
LINDA LLOYD
950 S 200 E
REXBURG ID 83440

RE: WATER RIGHT NO. 22-07584

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.

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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.

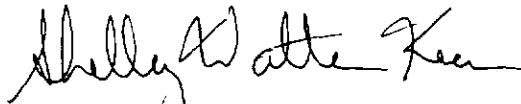
APPEAL OF FINAL ORDER TO DISTRICT COURT

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, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

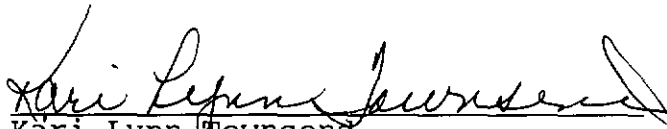
MICROFILMED
OCT 29 1997

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of October, 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. 22-07584

BRENT HILL
ROBERT R PERKES
LINDA LLOYD
950 S 200 E
REXBURG ID 83440


Kari Lynn Townsend
Secretary

MICROFILMED
OCT 29 1997

MEMORANDUM

TO: File 22-07584

FROM: Sharla

DATE: October 16, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 22-07584 are based on the following:

H. RECOMMENDATIONS

Irrigation	4/15 - 10/15	0.04 cfs	7.0 afa
Domestic	1/1 - 12/31	0.08 cfs	1.8 afa
	TOTALS	0.10 cfs	8.8 afa

The examiner did not fill in the recommendations portion of the exam, however, sufficient documentation exists to license the right.

On 10/21, I spoke with Keith Wilson to double-check that his statement concerning 1½ acres of the place of use falling into the domestic definition. He confirmed that the entire place of use is 2 acres, not 3½ with the ½ acre domestic as separate.

Examiner: Keith Wilson
Exam Date: July 29, 1997

MICROFILMED

OCT 29 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 22-07584

DATE 10/10/97

REVIEWER: SHARLA

NAME Change OK

Address Change NO

SOURCE Change OK

Is change clarification of originally intended source? NO

POINT OF DIV Change OK

If not, prepare Notice of Intent to Void NO

PLACE OF USE Change OK

Amendment required NO

Does map agree with written description? yes no

OVERLAPS

P/D

P/U

3 ac. - bldgs/roads etc =

2 ac

OK

RATE OF DIV

Permitted Rate .12 cfs

Fee limit .20 cfs \$5000

Measured — cfs

Theoretical .10 cfs

Recommended Total Div Rate .10 cfs

ANNUAL VOLUME/ NATURE OF USES

✓

Use

cfs

Volume Calc

Shrub

.04

2 X 3.5 = 7.0 af

Dom

.08

3 X .6 = 1.8 af

—

—

— af

—

—

— af

SUBTOTAL .10

8.8 af

Flow rate .04 cfs X 184 days X 1.98 = 14.6 af

Total volume recommended 7.0 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

WBS (3)

CONDITIONS

Watermaster Control WD#

GW Measurement/Measuring Device

50 Overlap

Use-specific conditions

Advancement of Priority Date Required yes no

SRBA Claim Filed N/A

Adjustment Memo blanks

1st Amend Letter N/A

2nd Amend Letter N/A

OCT 29 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 Quadrange 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	Model # Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin Electric	3	2823028310	—	—
	Franklin Electric	3	?	—	—

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: STATIC H₂O Level 299' (well log)

E. NARRATIVE/REMARKS/COMMENTS

HOMES SERVED BY SYSTEM

950 S 2nd E

980 S 2nd E

1010 S 2nd E

Well with 2(two) 3 hp pumps main line to Pressure tanks and to Three(3) SINGLE FAMILY DOMESTIC HOMES. 1 1/2 acres of the place of use is covered by definition of domestic as including 1/2 acre of IRRIGATION per home.

According to Mr. Perko well drilled for Owen Slough (state H₂O level 299')

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

MICROFILMED
OCT 29 1937

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

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:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			_____	_____

2. Recommended Amendments

_____ Change P.D. as reflected above _____ Add P.D. as reflected above ☒ None
_____ Change P.U. as reflected above _____ Add P.U. as reflected above _____ Other

I. AUTHENTICATIONField Examiner's Name KEITH C. WILSON Date 7/29/1997

Reviewer _____ Date _____

SEAL

OCT 23 1997

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

Two 3hp pumps assume $hp = 6$

$$\begin{aligned} Hp &= \text{Horsepower} = \underline{6} \\ Eff &= \text{Efficiency} = \underline{70\%} \quad (\text{Usually } 70\%) \\ \text{Lift: } &(\text{Static Level} + \text{Assumed Draw down}) \\ \text{Static Water Level} &= \underline{299} \text{ ft.} \\ \text{Assumed Draw down} &= + \underline{11} \text{ ft.} \\ \text{Lift} &= \underline{310} \end{aligned}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{30} \text{ psi}$$

$$Q_{cfs} = \left[\frac{6}{Hp} \times 8.814 \times \frac{0.7}{eff} \right] \div \left[\frac{310}{Lift} + \left(\frac{30}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{37.0188} \right] \div \left[\underline{379.24} \right] = 0.0976 \text{ cfs}$$

$$Q_{cfs} = \underline{0.10} \text{ cfs}$$

RECEIVED
OCT 29 1957

PERMIT NO. 22-7584

22-7584

30

29

31

32

126T

R40E

PLACE OF USE

POINT OF DIVERSION

31

7
5
W

7

122-2

31

32

22-07584

6

5

200 12.9 1937



WELL

MICROPHONE

OCT 29 1957

22-07584

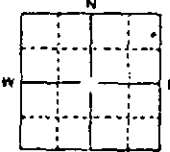
USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Reclamation

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

RECEIVED
JUN 29 1970

1. WELL OWNER Name <u>Owen Slauch</u> Address <u>Rexburg, Idaho</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>299</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature <u>50°</u> F. Quality <u>good</u> Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																																																																																																													
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA <u>NO TEST</u> ☐ Pump ☐ Bailor ☐ Other Discharge G.P.M. _____ Draw Down _____ Hours Pumped _____																																																																																																																																																																													
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>8</td><td>0</td><td>4</td><td>top soil</td><td></td><td>X</td></tr><tr><td></td><td>4</td><td>8</td><td>boulders & clay</td><td></td><td>X</td></tr><tr><td></td><td>8</td><td>12</td><td>black lava</td><td></td><td>X</td></tr><tr><td></td><td>12</td><td>15</td><td>grey basalt</td><td></td><td>X</td></tr><tr><td></td><td>15</td><td>17</td><td>brown lava</td><td></td><td>X</td></tr><tr><td></td><td>17</td><td>20</td><td>black basalt</td><td></td><td>X</td></tr><tr><td></td><td>20</td><td>38</td><td>brown basalt</td><td></td><td>X</td></tr><tr><td></td><td>38</td><td>45</td><td>cinders & lava</td><td></td><td>X</td></tr><tr><td></td><td>45</td><td>47</td><td>grey basalt</td><td></td><td>X</td></tr><tr><td></td><td>47</td><td>55</td><td>brown basalt</td><td></td><td>X</td></tr><tr><td></td><td>55</td><td>61</td><td>grey basalt</td><td></td><td>X</td></tr><tr><td></td><td>61</td><td>80</td><td>red cinders</td><td></td><td>X</td></tr><tr><td></td><td>80</td><td>110</td><td>broken rock (no return)</td><td></td><td>X</td></tr><tr><td></td><td>110</td><td>142</td><td>grey welded tuft</td><td></td><td>X</td></tr><tr><td></td><td>142</td><td>163</td><td>brown basalt</td><td></td><td>X</td></tr><tr><td></td><td>163</td><td>179</td><td>grey basalt</td><td></td><td>X</td></tr><tr><td></td><td>179</td><td>210</td><td>brown basalt</td><td></td><td>X</td></tr><tr><td></td><td>210</td><td>236</td><td>grey basalt</td><td></td><td>X</td></tr><tr><td></td><td>236</td><td>260</td><td>brown welded tuft</td><td></td><td>X</td></tr><tr><td></td><td>260</td><td>285</td><td>grey basalt</td><td></td><td>X</td></tr><tr><td></td><td>285</td><td>305</td><td>brown basalt</td><td></td><td>X</td></tr><tr><td></td><td>305</td><td>310</td><td>grey basalt</td><td></td><td>X</td></tr><tr><td></td><td>310</td><td>318</td><td>cinders water</td><td></td><td>X</td></tr><tr><td></td><td>318</td><td>330</td><td>no return</td><td></td><td>X</td></tr><tr><td></td><td>330</td><td>332</td><td>cinders</td><td></td><td>X</td></tr><tr><td></td><td>332</td><td>335</td><td>hard (no return)</td><td></td><td>X</td></tr><tr><td></td><td>335</td><td>338</td><td>cinders</td><td></td><td>X</td></tr></tbody></table>		Hole Diam.	Depth		Material	Water		From	To	Yes	No	8	0	4	top soil		X		4	8	boulders & clay		X		8	12	black lava		X		12	15	grey basalt		X		15	17	brown lava		X		17	20	black basalt		X		20	38	brown basalt		X		38	45	cinders & lava		X		45	47	grey basalt		X		47	55	brown basalt		X		55	61	grey basalt		X		61	80	red cinders		X		80	110	broken rock (no return)		X		110	142	grey welded tuft		X		142	163	brown basalt		X		163	179	grey basalt		X		179	210	brown basalt		X		210	236	grey basalt		X		236	260	brown welded tuft		X		260	285	grey basalt		X		285	305	brown basalt		X		305	310	grey basalt		X		310	318	cinders water		X		318	330	no return		X		330	332	cinders		X		332	335	hard (no return)		X		335	338	cinders		X
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4. METHOD DRILLED ☐ Cable ☒ Rotary ☐ Dug ☐ Other _____																																																																																																																																																																															
5. WELL CONSTRUCTION Diameter of hole <u>8</u> inches Total depth <u>338</u> feet Casing schedule: ☒ Steel ☐ Concrete Thickness _____ Diameter _____ From _____ To _____ <u>250</u> inches <u>8</u> inches <u>1</u> feet <u>59</u> feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ 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 _____ feet Surface seal? ☒ Yes ☐ No To what depth <u>59</u> feet Material used in seal ☒ Cement grout ☐ Pudding clay																																																																																																																																																																															
6. LOCATION OF WELL Sketch map location must agree with written location.  County <u>Madison</u> N. E. 1/4 Sec. <u>31</u> T. <u>6</u> S. R. <u>40</u> E. W		10. Work started <u>June 16, 1970</u> finished <u>June 19, 1970</u>																																																																																																																																																																													
		11. DRILLER'S CERTIFICATION This well was drilled under my supervision and this report is true to the best of my knowledge. <u>Hopkins Brothers</u> Driller's or Firm's Name <u>Thornton, Idaho</u> Address Signed By <u>[Signature]</u> Date <u>June 25, 1970</u>																																																																																																																																																																													

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

22-07584

May 2, 1990

BRENT HILL
LINDA LLOYD
ROBERT R. PERKES
950 S. 200 E.
REXBURG, ID 83440

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07584

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

MICROFILMED

MAY 16 1990

1/80

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 22-7584

Date: 4-30-90

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change no If yes, prepare a data entry
☒ Proof received timely no
no Reinstated

Source of Water:

- ☒ Surface water
☒ Groundwater
no 1. well log in file July 1970
no 2. drilling permit
no 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?
no Has one been installed?
no 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

138891

November 30, 1989

BRENT HILL
LINDA LLOYD
ROBERT R. PERKES
950 S. 200 E.
REXBURG, ID 83440

PROOF DUE NOTICE

RE: PERMIT NO. 22-07584

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 February 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

MicroFILMED

MAY 16 1990

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

Statehouse
Boise, Idaho 83720
(208) 334-7900
January 19, 1989

BRENT HILL
LINDA LLOYD
ROBERT R. PERKES
950 S. 200 E.
REXBURG, ID 83440

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 22-07584

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

Microfilm
MICROFILMED

FEB 08 1989

enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Rights Permits Section

GS: SC
Enclosures

RECORDED

FEB 08 1989

Kew

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY KCWilson DATE _____ APPLICATION NUMBER 22-7584
Hill, Pedra, LloydREQUIRED 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.) NONE
- ☒ 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

Date Requested

DEC 05 1988

Department of Water Resources

RECEIVED

PROCESSING

☒ Yes ☐ No Form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

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 _____

FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 11-21-88
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations attached
☐ Yes ☐ No Measuring device required
☐ Yes ☐ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 01^{P05}
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

☐ See below for additional information
Date of priority recommended 8-30-1988
By _____ Date _____

STATE OFFICE REVIEW P23, P05 P16 46 41

☐ See below for additional information
By KW Date 1/12/89

ADDITIONAL INFORMATION

Condition: <41>

well may be existing - see 62...

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

Idaho Falls, Idaho 83402
(208) 525-7161

OCTOBER 27, 1988

THE REXBURG STANDARD-JOURNAL
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 NOVEMBER 21, 1988.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

FEB 08 1989

NOTI● OF APPLICATION FOR WATER R● HT

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

MICROFILMED

FEB 08 1989

22-07584

HILL, BRENT
LLOYD, LINDA
PERKES, ROBERT R.
950 S. 200 E.
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SESENE Sec 31 T 06N R 40E

Use: DOMESTIC (.080 CFS)
 IRRIGATION (.040 CFS)

Date Filed: 8/30/1988

In: T06N R40E S31 SENE SENE

2.0 ACRES TOTAL

MICROFILMED

FEB 08 1989

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 NOVEMBER 21, 1988.

R. Keith Higginson, Director

Published 11/03/1988 & 11/10/1988

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FEB 08 1989

