

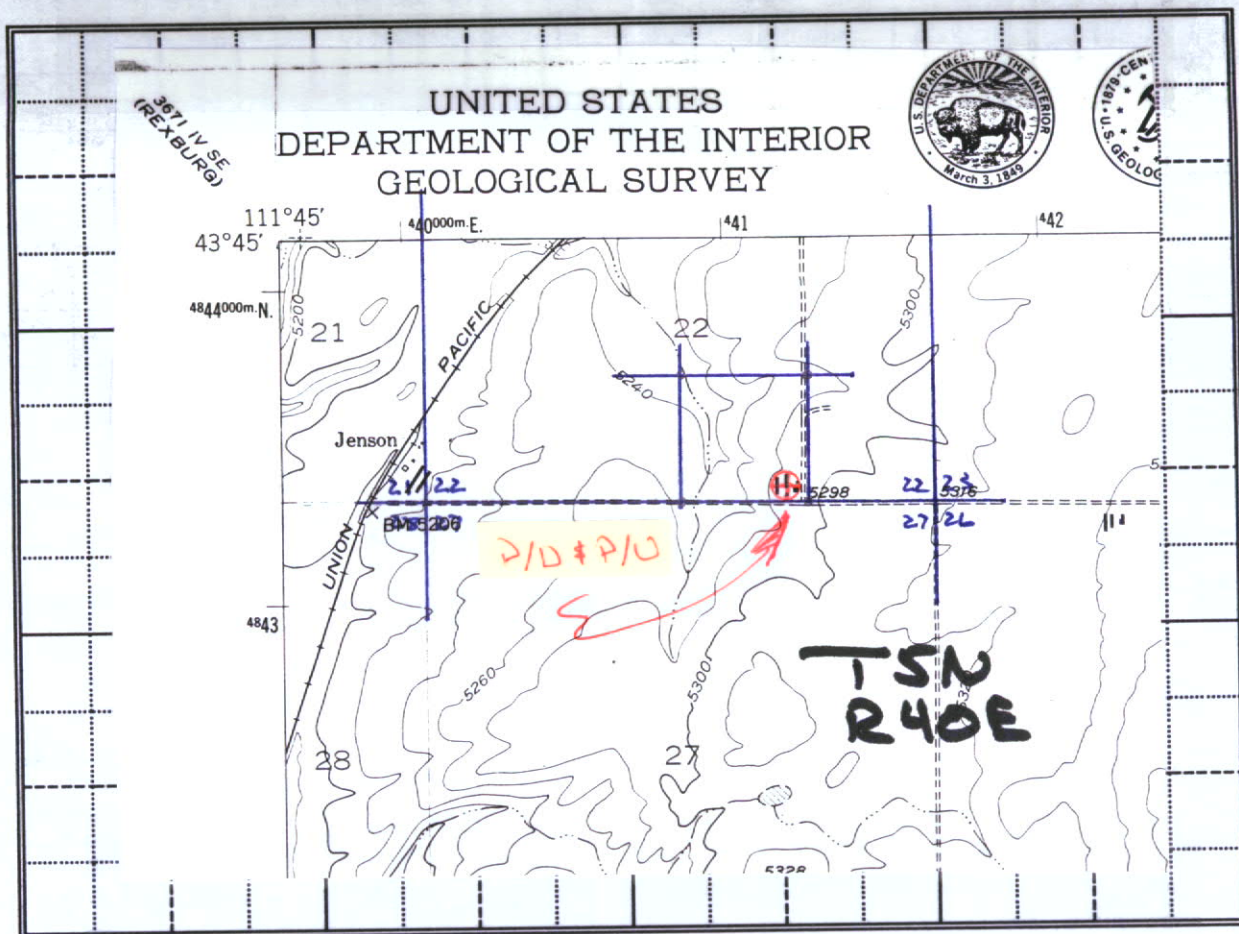
SEP 08 1982
MICROFILMED

MICROFILMED
FEB 08 1989

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.

(Applicant)

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
N/A					

*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
N/A						

2. Measurements: _____

MICROFILM

JAN 21 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07580

Priority: September 8, 1988

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that KIRK WEBSTER

PO BOX 383

REXBURG ID 83440

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 24, 1988; and has submitted Proof of Beneficial Use on February 16, 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:

SWSE , Sec. 22, Township 05N, Range 40E
MADISON County

PLACE OF USE: COMMERCIAL
TWN RGE SEC

05N 40E 22 SWSE

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 potato cellar and shop.

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 24TH day of DECEMBER, 1992.

Acting for R. Keith Higginson, Director

JAN 21 1993

RECEIVED

DEC 16 1992

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07580

APPROVED

Date of Priority: September 8, 1988

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

Comes now

KIRK WEBSTER

PO BOX 383

REXBURG ID 83440

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 22-07580, and requests that the permit be changed as follows:

Source: GROUNDWATER

<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:

SWSE , Sec. 22, Township 05N, Range 40E
MADISON County

PLACE OF USE: COMMERCIAL
TWN RGE SEC

05N 40E 22

SWSE

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Rexburg, Idaho, this 15 day of December, 1992.

[Signature]
Rexburg, Id

[Signature]
(Signature)

APPROVED

JAN 21 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07580

FOR DEPARTMENT USE ONLY

Preliminary check by CS Fee = \$20.00 Receipted by [Signature] # C0260298 Date 12-16-92

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 22-07580 with the following;

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 potato cellar and shop.

Witness my hand this 24th day of DECEMBER, 1992

Acting for [Signature] R. Keith Higginson, Director

RECEIVED

JAN 21 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 22-7580 IN THE
NAME OF KIRK WEBSTER

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before February 1, 1990; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, on February 1, 1990 the permit lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on February 16, 1990;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 22-7580 be REINSTATED and the priority advanced to September 8, 1988.

Dated this 1st day of May, 1990.

MICROFILMED

MAY 16 1990


L. GLEN SAXTON, Chief
Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 22-7580

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Kirk Webster Phone 308-356-4281
Post office address P.O. Box 383 Rexburg Id 83440
2. Source of water supply Well which is a tributary of _____
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 22 Township 5N Range 40E B.M. Madison County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for Commercial purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 400' Deep 5hp motor
6" casing
 - 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~~ ^{Existing} well diameter is 6" inches; ~~proposed~~ ^{Existing} depth of well is 400' 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).

MICROFILMED

FEB 08 1989

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

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. humidifier in cellar

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	
5N	40E	22																C	

Total number of acres to be irrigated _____

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? Kirk Webster

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

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: _____

RECORDED

FEB 08 1989

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

Rge 40E.

Twp. 5N.

22

well

WATER RIGHTS
FEB 08 1989

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.

B Kirk Skelton
(Applicant)

Proposed Priority 8/24/88

Received by EMC Date 24 Aug 88 Time 12:00 Preliminary check by KW

Fee \$ 30.00 Receipted by EMC # E001680 Date 8-24-88

Publication prepared by RB Date 10-27-88 Published in Lexburg Standard-Tribune

Publication approved EW 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. 22-7580, 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:

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

J. Glen Saylor

MICROFILMED
FEB 08 1989

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

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

Subscribed to and sworn to before

This November 11, 1988

(SEAL)

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
Diversión Pt: NENE Sec. 4 T. 06N R. 40E
Use: COMMERCIAL (.290 CFS)
Date Filed: 8/16/1988
In: T06N R40E S04 NENE
22-07576
HARRIS, BRENT GEORGE
HARRIS, PAULA "C"
1903 W. 190 S.
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: SWNNWN Sec 25 T 06N R. 39E
Use: IRRIGATION (.030 CFS)
Date Filed: 8/23/1988
In: T06N R39E S25 NWNWN 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
Diversión Pt: NESWSW Sec 2 T 05N R. 39E
Use: RECREATION STORAGE (520.00)
Date Filed: 8/24/1988
In: T05N R39E S02 SWSW S11 NWNWN
22-07578
WEBSTER, SHAWN
529 E. 450 S. W. T10M20
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: SESESW Sec 9 T 05N R. 40E
Use: COMMERCIAL (.040 CFS)
DOMESTIC (.020 CFS)
Date Filed: 8/24/1988
In: T05N R40E S09 SESESW
22-07579
REXBURG ACRES SUBDIVISION
1634 W. 930 S. T10M20
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: SESESW Sec 25 T 06N R. 39E
Use: DOMESTIC (.150 CFS) IRRIGATION (.100 CFS)
Date Filed: 8/24/1988
In: T06N R39E S25 SESESW 5.0 ACRES TOTAL
22-07580
WEBSTER, KIRK
P.O. BOX 383
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: SWSSE Sec 22 T 05N R. 40E
Use: COMMERCIAL (.040 CFS)
Date Filed: 8/24/1988
In: T05N R40E S22 SESESW
22-07581
ROBISON, A. RAND
6978 S. 2000 W. T10M20
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: SESESW Sec 25 T 05N R. 39E
Use: IRRIGATION (.060 CFS)
DOMESTIC (.040 CFS)
Date Filed: 8/24/1988
In: T05N R39E S25 SESESW 2.0 ACRES TOTAL

MICROFILM

FEB 08 1989

22-07582

BAGLEY, JOHN K.

BAGLEY, 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: 8/28/1988

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.

850 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 SESE 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.



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

December 28, 1992

KIRK WEBSTER
PO BOX 383
REXBURG ID 83440

RE: WATER RIGHT NO. 22-07580

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script that reads 'Pamela Skaggs'.

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

A faint, circular official stamp, likely from the Idaho Department of Water Resources, with illegible text around the perimeter.

JAN 21 1993



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

December 8, 1992

KIRK WEBSTER
PO BOX 383
REXBURG ID 83440

RE: WATER RIGHT NO. 22-07580

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

A handwritten signature in cursive script that reads 'Pamela Skaggs'.

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
JAN 21 1993

LICENSE REVIEW CHECKLIST

Permit # 22-07580

Date 11-27-92
28

	<u>Yes</u>	<u>No</u>	
NAME	<u> </u>	<u>✓</u>	Address Change?
PRIORITY DATE	<u> </u>	<u>✓</u>	Advance? <u> </u>
	<u> </u>	<u>✓</u>	Memo to Advance <u> </u>
	<u> </u>	<u>✓</u>	Order to Reinstate Needed? <u>DONE</u>
TOTAL CFS	<u> </u>	<u>✓</u>	Incorrect Fee for rate recommended?
	<u>NA-</u>	<u> </u>	Disagree with Actual Measurement?
			<u>.04 cfs (comm)</u>
	<u>NA-</u>	<u> </u>	Disagree with Theoretical? <u> </u>
	<u> </u>	<u>✓</u>	Limited by Capacity? <u>.04 cfs (Assumed)</u>
TOTAL VOLUME			Rate/ac <u> </u> AFA Irr. Season <u> </u>
			<u> </u> Standard Irr. Season
			<u> </u> Season Recommended
	<u> </u>	<u>✓</u>	Disagree with Examiner's Calculations?
			<u>1.2 cfs (comm)</u>
	<u> </u>	<u>✓</u>	Limited by Flow? <u> </u>
SOURCE	<u> </u>	<u>✓</u>	Changes? Clarification of <u>Originally</u>
			<u>Intended</u> source <u> </u>
	<u> </u>	<u>✓</u>	Notice of Intent to Void. <u> </u>
P/D			Verify with Map <u> </u>
	<u>✓</u>	<u> </u>	Amendment Needed? <u>Change SESE to SWSE</u>
	<u> </u>	<u>✓</u>	Is Overlap Analysis a Consideration?
P/U			Verify with Map <u> </u>
	<u>✓</u>	<u> </u>	Amendment Needed? <u>Change SESE to SWSE</u>
	<u> </u>	<u>✓</u>	Is Overlap Analysis a Consideration?
USES	<u> </u>	<u>✓</u>	Change(s) in Nature of Use? <u> </u>
	<u> </u>	<u>✓</u>	Amendment Needed? <u> </u>
REMARKS	<u> </u>	<u>✓</u>	Multiple P/Ds in 1/4 1/4? <u> </u>
	<u>✓</u>	<u> </u>	Non-Irr. Uses <u>Comm/Potato Cellar + shop</u>
	<u> </u>	<u>✓</u>	Special Overlap Condition <u> </u>
	<u> </u>	<u>✓</u>	Other <u> </u>
CONDITIONS	<u> </u>	<u>✓</u>	Measuring Device
	<u> </u>	<u>✓</u>	W/Master Control
	<u> </u>	<u>✓</u>	Overlap
	<u> </u>	<u>✓</u>	Water Quality
			DATES/MISC
			<u> </u> <u>✓</u> Water Dist.
			<u>✓</u> <u> </u> App Rec'd
			<u>✓</u> <u> </u> Exam Made
COMMENTS/MEMOS NEEDED:	<u>Amend P/D & P/U</u>		
	<u> </u>		
	<u> </u>		

License 10-Day 15-Day ✓ Special Correspondence

DATE: 11/27/92
PAGE: 1

Stage: LICENSE

[illegible]

Non-Irrigation Uses: ~~HUMIDIFIER IN CELLAR~~

Other Water Rights Listing Overlapping Place(s) of use:
22-02190

Audit: 11/27/92 SKAGGS

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 DDU 11-13-92 (signature of examiner & date)
- Exam Reviewed by Senior Water Resource Agent KCW 11/17/92 (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

RECEIVED
NOV 20 1992

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 22-07580

1. Owner: Kirk WEBSTER

Phone No. 356-4281

Current Address: P.O. Box 383, RENO, ID 83440

2. Accompanied by: —

EXAM DATE: 8-26-92

Address: —

Phone No. —

Relationship to Permit Holder: —

3. Source: GROUNDWATER

tributary to —

B. OVERLAP REVIEW

1. Other water rights with the same place of use: N/A

2. Other water rights with the same point of diversion: N/A

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SW	SE	22	5N	40E	Madison	USGS, NAPP

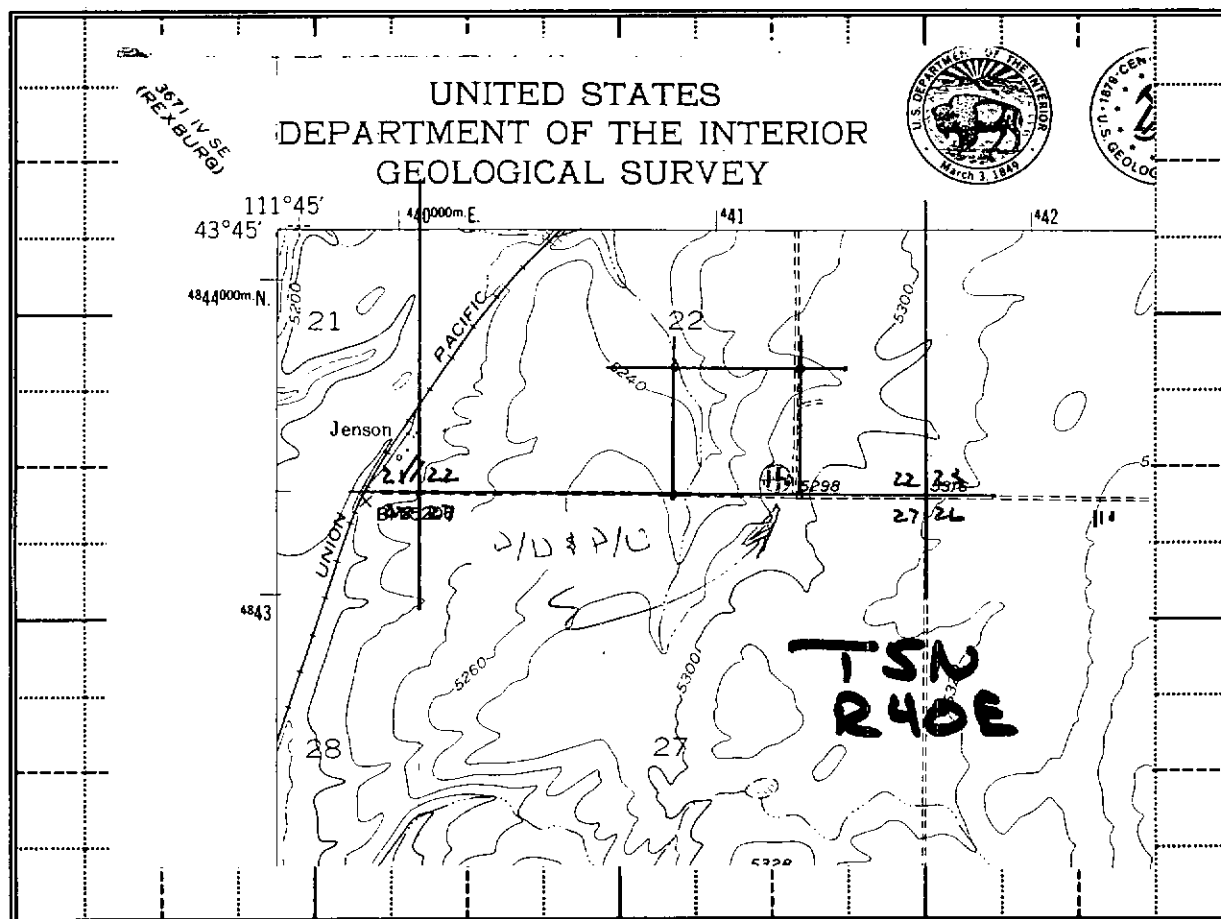
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	40E	22															C		

NOV 21 1993

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
N/A					

*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
N/A						

2. Measurements:

JAN 21 1992

E. NARRATIVE/REMARKS/COMMENTS

WELL & SUBMERSIBLE PUMP TO SPUD CELLAR HUMIDIFIER & SHOP
USBS.

FIELD VERIFICATION

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

MISSOURI

JAN 21 1993

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

DEMINIMUS Q FOR ONE CELLAR & GENERAL 'SHOP' USE

0.04 cfs

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:

DEMINIMUS AFA FOR ONE CELLAR & GENERAL 'SHOP' USE.

1.20 AFA

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume 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

I. AUTHENTICATION

Field Examiner's Name Paul R. Meyer Date 11-13-92

Reviewer _____ Date _____

SEAL

NOTIFIED

JAN 21 1993

May 2, 1990

KIRK WEBSTER
P.O. BOX 383
REXBURG, ID 83440

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07580

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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

Enclosure

MICROFILMED

MAY 16 1990

1/00

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 22-7580

Date: 4/11/90

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 Spring 1963
2. drilling permit N/A
A. amount of drilling fee paid for proposed uses N/A

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:

- ☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

meds order

Priority Calculation:

Date proof received Feb 16, 1990 47

Date proof due Feb 1, 1990 - 32

No. of days late = 15

Priority date Aug 24, 1988 + 286

NEW PRIORITY DATE Sept 8, 1988 = 251

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

FEB 16 1990

No fee received
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

micro?

For Office Use Only

Amt. of Fee \$

Date

Receipt No.

Received by

AS-52-90

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. 22-07580

Telephone No. 208-356-4281

Name(s) of Permit Holder(s): Kirk Webster

Post Office Address: P.O. Box 383 Rexburg Id 83440

Source of Water: Well

If ground water, well driller's name: Hopkins Well Drilling Date drilled: Spring 1963

Extent of Use:

Domestic 1 (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other celler (potato)

Total rate and/or volume for which proof is submitted .04 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: June 20, 1963

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

Measuring device: Required? Yes No Installed? Yes X No

OR

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

Fee Enclosed: \$ - 0 - (See License Examination Fee Schedule)

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

Kirk Webster 208-356-4281
Name Telephone No.

P.O. Box 383 Rexburg Id 83440
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.

2/13/90
Date

Kirk Webster owner
Signature (and title if on behalf of a company or organization)

February 15, 1990

KIRK WEBSTER
P.O. BOX 383
REXBURG, ID 83440

LAPSE NOTICE

RE: PERMIT NO. 22-07580

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated November 30, 1989.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

LGS:RF

RECEIVED

MAY 16 1990

CERTIFICATION OF MAILING
I hereby certify that on 2-16-90
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

138890

November 30, 1989

KIRK WEBSTER
P.O. BOX 383
REXBURG, ID 83440

PROOF DUE NOTICE

RE: PERMIT NO. 22-07580

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

KIRK WEBSTER
P.O. BOX 383
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. 22-07580

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.

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 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

MICROFILMED

FEB 08 1989

Form No. 202a
1/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY KCW, lsa DATE 9-26-88 APPLICATION NUMBER 22-7580WebsterREQUIRED 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 Inform 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.

Date of priority recommended 8-24-1988 ☐ See below for additional information
By Hwj Date 11-30-88

STATE OFFICE REVIEW

P05

P16

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

ADDITIONAL INFORMATION

App. describes an existing well - condition 4/6 N/A
DCMI - ok to process

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.

RECEIVED

FEB 08 1989

NOTI● OF APPLICATION FOR WATER ● HT

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

MICROFILMED

FEB 08 1989

22-07580

WEBSTER, KIRK
P.O. BOX 383
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt:

SWSESE Sec 22 T 05N R 40E
(.040 CFS)

Use: COMMERCIAL

Date Filed: 8/24/1988

In: T05N R40E S22

SESE

RECORDED

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

RECORDED

FEB 08 1989