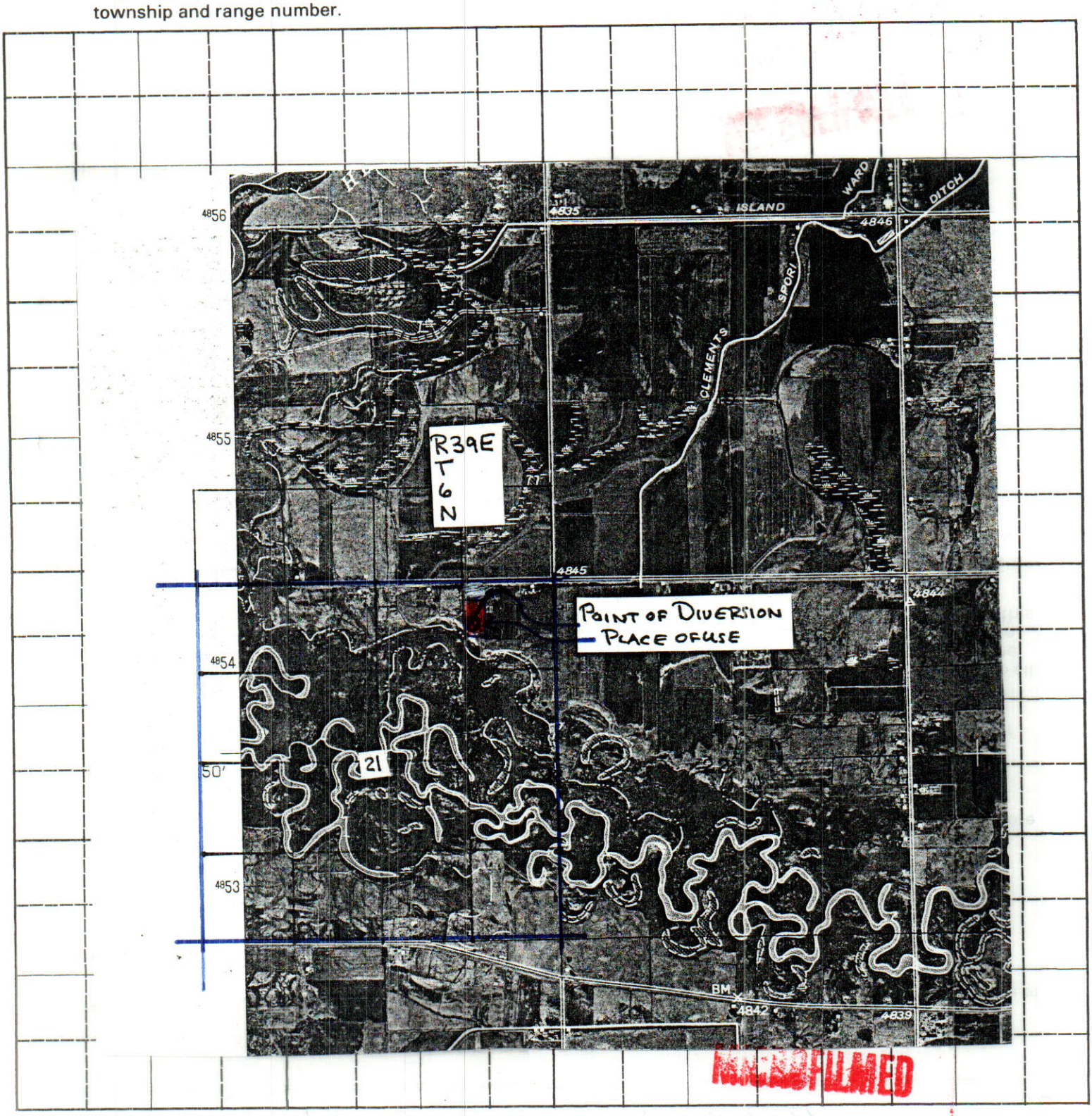
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.




Scale: 2 inches equal 1 mile.

MICROFILMED
MAR 2 8 1991

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)

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

RECEIVED
MAR 0 1 1991

STATE OF IDAHO
County of Madison

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

NOTICE OF APPLICATION 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

FEBRUARY 7, 1991 and the last publication having been made on

FEBRUARY 14, 1991 .

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

Terry Weatherston

STATE OF IDAHO )
COUNTY OF MADISON )

On this 15TH day of FEBRUARY in the year of1991, 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 8, 1993.

**NOTICE OF APPLICATION FOR TRUST WATER RIGHT**

22-07567
MUMM, JERRY LEE
888 N. 4225 W.
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: NENE Sec 21 T 06N R 39E
Use: IRRIGATION (.150 CFS) Total Diversion (.150 CFS)
Date Filed: 8/15/1988
In: T06N R39E S21 NENE 5.0 ACRES TOTAL

22-07613
WADSWORTH, LYLE
228 S. 2000 W.
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: SWNWNW Sec 25 T 06N R 39E
Use: IRRIGATION (.020 CFS) Total Diversion: (.020 CFS)
Date Filed: 8/24/1988
In: T06N R39E S25 NWNW 1.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before FEBRUARY 25, 1991.

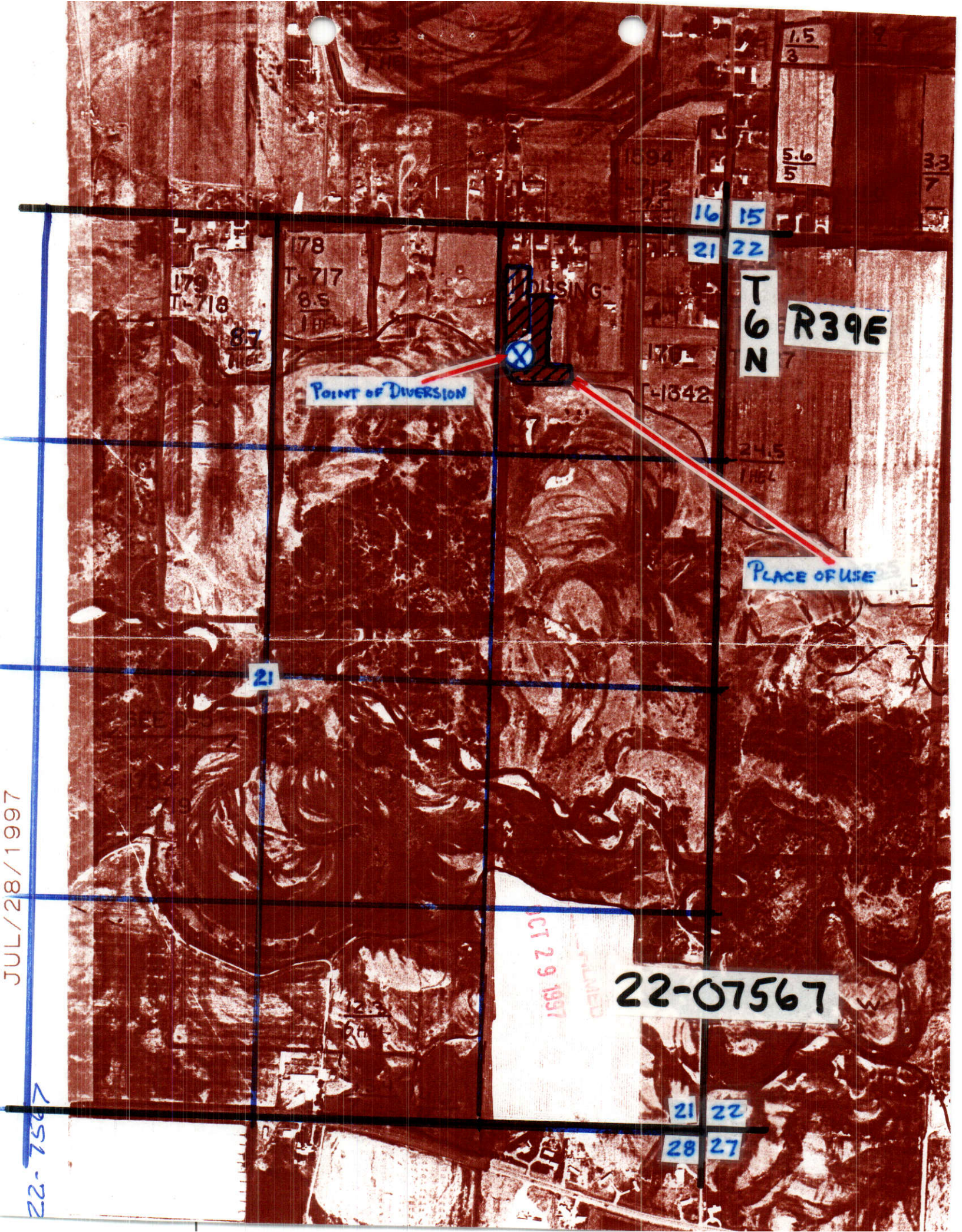
R. KEITH HIGGINSON
Director

Publ. Feb. 7 and 14, 1991J.

OK JJL 3-1-91

OK JJL 3-1-91

MICROFILMED
MAR 2 8 1991


16
15
21
22
T 6 N
R 39 E
POINT OF DIVERSION
PLACE OF USE
21
28
27
22-07567
JUL/28/1997
22-7567

PART OF IRRIGATION SYSTEM

WELL

MICROFILMED
OCT 2 9 1997

22-07567

State of Idaho
Department of Water Resources

# WATER RIGHT LICENSE

**WATER RIGHT NO. 22-07567**

**Priority:** August 15, 1988 — Maximum Diversion Rate: 0.15 CFS; Maximum Diversion Volume: 17.5 AF

This is to certify, that JERRY LEE MUMM
888 N 4225 W
REXBURG ID 83440 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 15, 1988; and has submitted Proof of Beneficial Use on March 13, 1992. An examination indicates that the works have a diversion capacity of 0.190 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

| BENEFICIAL USE | PERIOD OF USE | RATE OF DIVERSION | ANNUAL VOLUME |
|---|---|---|---|
| IRRIGATION | 04/15 to 10/15 | 0.15 CFS | 17.5 AF |

**LOCATION OF POINT(S) OF DIVERSION:** NENE , Sec. 21, Township 06N, Range 39E
MADISON County

**PLACE OF USE:** IRRIGATION

| TWN | RGE | SEC | | ACRES | ACRES | ACRES | TOTAL |
|---|---|---|---|---|---|---|---|
| 06N | 39E | 21 | NENE | 5 | | | 5 |

Total number of acres irrigated: 5

## 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 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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. 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.

RECEIVED

State of Idaho
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 22-07567

## CONDITIONS OF APPROVAL AND REMARKS

8. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.

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

MICROFILMED
OCT 29 1997

Form 217
07/90

RECEIVED
MAR 13 1992
Department of Water Resources

For Office Use Only
Amt. of Fee $ 50.00
Date 3-13-92
Receipt No. C023513
Received by JLJ

**STATE OF IDAHO**

**DEPARTMENT OF WATER RESOURCES**

# PROOF OF BENEFICIAL USE

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.

1. Permit No. 22-07567 Telephone No. 356-9680
2. Name(s) of Permit Holder(s): Jerry L. Mumm
3. Post Office Address: 888 N 4225 W Rexburg, ID 83440
4. Source of Water: Well
   a. If ground water, well driller's name: High Plains Drilling Inc. Date drilled: April 1986
   b. Pump horsepower: 5 HP Pressure (psi): 50 psi Dynamic pumping level (ft.): 20 ft
5. Extent of Use:

   Domestic _____ (No. of households) Irrigation 5 (No. of acres)

   Stockwater _____ (No. and type of stock) Other _____

6. Total rate and/or volume for which proof is submitted 0.15 cfs _____ acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:

   Measuring device: Required? __Yes ✓No Installed? __Yes ✓No

   OR

   Flow Measurement Port: Required? __Yes ✓No Installed? __Yes ✓No

   Note: I don't see any approval conditions on the Permit that would permit me to answer yes to any of these questions.
8. Fee Enclosed: $ 50.00 (See License Examination Fee Schedule)
9. Person to contact to accompany the Department representative during the field examination:

   Jerry L. Mumm — Name
   356-9680 — Telephone No.
   888 N 4225 W Rexburg — Address
10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

March 11, 1992 — Date
Jerry L. Mumm — Signature (and title if on behalf of a company or organization)

RECEIVED
APR 07 1992

State of Idaho
Department of Water Resources

# Permit To Appropriate Water

NO. 22-07567

**Proposed Priority:** August 15, 1988 Maximum Diversion Rate: 0.15 CFS

This is to certify, that **JERRY LEE MUMM**
888 N. 4225 W.
REXBURG, ID 83440

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 |
|---|---|---|
| IRRIGATION | 04/01 to 11/01 | 0.15 CFS |

**LOCATION OF POINT(S) OF DIVERSION:** NENE Sec. 21, Township 06N, Range 39E
MADISON County

**PLACE OF USE:** IRRIGATION

| TWN | RGE | SEC | | ACRES | ACRES | ACRES | TOTAL |
|---|---|---|---|---|---|---|---|
| 06N | 39E | 21 | NENE | 5 | | | 5 |

Total number of acres irrigated: 5

**CONDITIONS/REMARKS:**

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **April 1, 1992.**
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
5. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

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

21st day of March, 1991.

MICROFILMED
MAR 28 1991

for R. Keith Higginson, Director

22-7567

Form 202
6/85

Ident. No. 22-7567

# STATE OF IDAHO
# DEPARTMENT OF WATER RESOURCES
# APPLICATION FOR PERMIT

**To appropriate the public waters of the State of Idaho**

1. Name of applicant Jerry Lee Mumm Phone 356-9680
   Post office address 888 N 4225 W Rexburg 83440
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ ¼ of NE ¼ of NE ¼, Govt. Lot _____
   Sec. 21 Township 6 N Range 39E B.M. Madison County; additional
   points of diversion if any: _____
4. Water will be used for the following purposes:
   Amount 0.15 (cfs ~~or acre-feet per annum~~) for IRRIGATION purposes from 4/1 to 11/1 (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated is (a) 0.15 (cubic feet per second) and/or (b) _____ (acre feet per annum)
6. Proposed diverting works:
   a. Description of ditches, flumes, pumps, headgates, etc. well pump mainline to laterals with sprinklers ; Flood IRRIGATION
   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 72 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 [illegible] use is 1 years (*minimum 1 year*).

MICROFILMED
MAR 2 8 1991

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. _____

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 | 39E | 21 | 5 | | | | | | | | | | | | | | | | 5 |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total number of acres to be irrigated 5

10. Describe any other water rights used for the same purposes as described above. Fremont-Madison

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

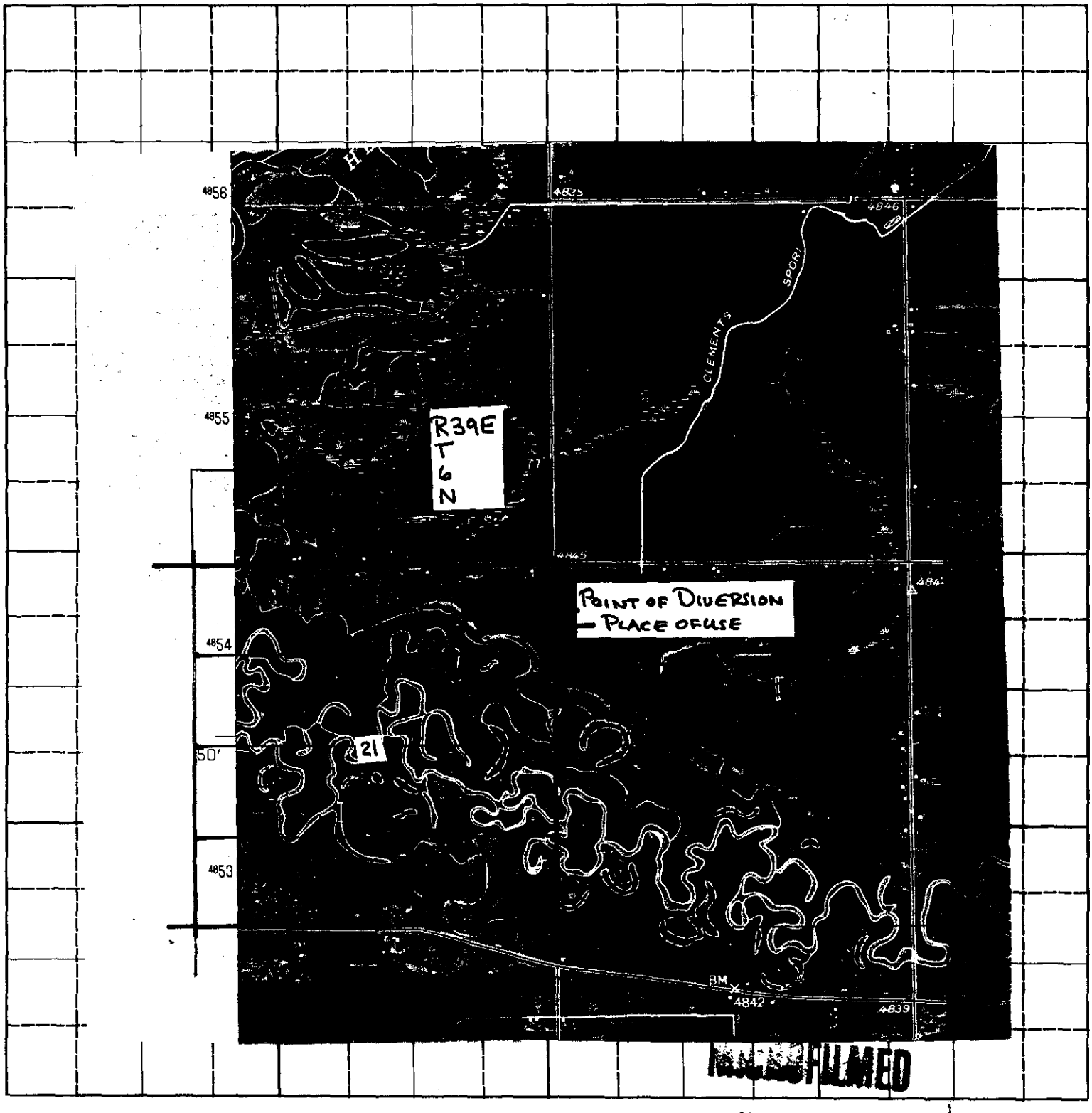
    b. Who owns the land to be irrigated or place of use? Applicant

    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: _____

FILMED
MAR 28 1991

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.

RECEIVED
MAR 28 1991

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)

Received by KCW Date 8-15-88 Time 1718 hrs Preliminary check by HWJ

Fee $ 30.00 Receipted by KCW # E001309 Date 8-15-1988

Publication prepared by BLM Date 2/7/91 - 2/14/91 Published in Rexburg Standard JOURNAL

Publication approved TJ2 Date 3-1-91

## ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

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

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

   e. Other:

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MAR 2 8 1991

THE STANDARD JOURNAL

Rexburg, Idaho

AFFIDAVIT OF PUBLICATION

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MAR 0 1 1991

STATE OF IDAHO
County of Madison

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

NOTICE OF APPLICATION 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

FEBRUARY 7, 1991 and the last publication having been made on

FEBRUARY 14, 1991 .

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

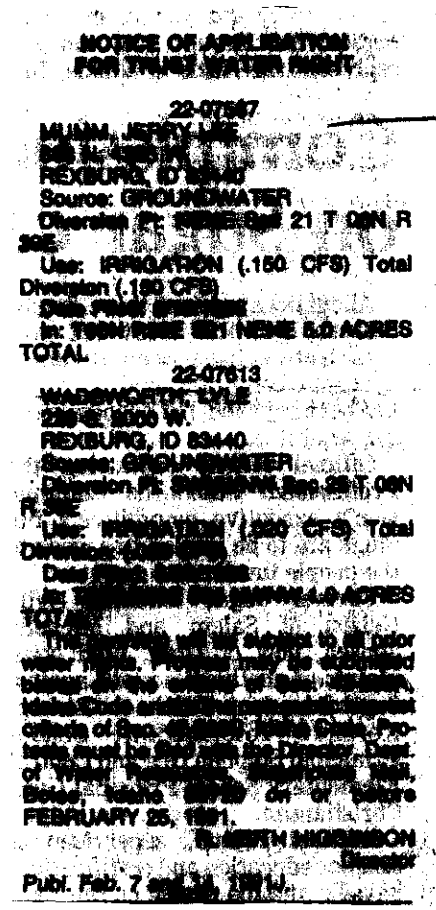
Terry Weatherston

STATE OF IDAHO )
COUNTY OF MADISON )

On this 15TH day of FEBRUARY in the year of1991, 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 8, 1993.



NOTICE OF APPLICATION FOR WATER RIGHT

22-07547

REXBURG, ID 83440

Source: GROUNDWATER

Use: IRRIGATION (.150 CFS) Total Diversion (.150 CFS)

TOTAL

22-07613

REXBURG, ID 83440

Source: GROUNDWATER

FEBRUARY 25, 1991.

Pubi. Feb. 7 and 14, 1991.

OK JL 3-1-91

OK JL 3-1-91

MICROFILMED

MAR 2 8 1991

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

JERRY LEE MUMM
888 N 4225 W
REXBURG ID 83440

RE: WATER RIGHT NO. 22-07567

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a **preliminary order** issued by the Department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

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

MICROFILMED
9 1997

## ORAL ARGUMENT

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

## CERTIFICATE OF SERVICE

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

## FINAL ORDER

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

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

> Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:
>
> (a) the petition for reconsideration is disposed of; or
> (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

## APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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



OCT 29

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,

Shelley Walter Keen

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

OCT 29 2007

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. 22-07567**

JERRY LEE MUMM
888 N 4225 W
REXBURG ID 83440

Kari Lynn Townsend
Secretary

MICROFILMED
OCT 29 1997

**MEMORANDUM**

**TO: File 22-07567**

**FROM: Sharla**

**DATE: October 17, 1997**

**RE: Recommendation Adjustment(s)**

The final license recommendations for Permit No. 22-07567 are based on the following:

H. RECOMMENDATIONS

| | | | |
|---|---|---|---|
| Irrigation | 4/15 - 10/15 | 0.15 cfs | 17.5 afa |

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

On 10/20 I spoke with Mr. Mumm concerning use of surface water on his property. He stated that he did have some shares with Fremont-Madision Irr. District. However, it is virtually impossible to get surface water to 3-4 acres of his 5 acre parcel. The acre that he could get surface water to has been irrigated from the well also because it's much easier to do so. Condition 050 will be used on the license.

Examiner: Keith Wilson
Exam Date: August 1, 1997

OCT 29 1997

## LICENSE REVIEW CHECKLIST

PERMIT NO. 22-07567 DATE 10/10/97 REVIEWER: *SHARLA*

| | Change | OK |
|---|---|---|
| NAME | __ | ✓ |
| SOURCE | __ | ✓ |
| POINT OF DIV | __ | ✓ |
| PLACE OF USE | __ | ✓ |

Address Change NO

Is change clarification of originally intended source? __
If not, prepare Notice of Intent to Void __
Amendment required NO

Amendment required __

Does map agree with written description? ✓ yes __ no

OVERLAPS __ P/D __ P/U

RATE OF DIV

| | | |
|---|---|---|
| Permitted Rate | .15 | cfs |
| Fee limit | .20 | cfs #50.00 |
| Measured | ~~—~~ | cfs |
| Theoretical | .19 | cfs nozzle discharge |

Recommended Total Div Rate .15 cfs

ANNUAL VOLUME/ NATURE OF USES __ ✓

| Use | cfs | Volume Calc | |
|---|---|---|---|
| Irr. | .15 | 5X3.5=17.5 | af |
| | | | af |
| | | | af |
| | | | af |
| SUBTOTAL | .15 | 17.5 | af |

4/15-10/15

Flow rate .15 cfs X 184 days X 1.98 = 54.7 af
Total volume recommended 17.5 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS _____

CONDITIONS
___ Watermaster Control WD# ____
___ GW Measurement/Measuring Device
~~X~~50 Overlap
___ Use-specific conditions RSS 052

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

Form 219
6/92

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SEP 2 3 1997
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# BENEFICIAL USE FIELD REPORT

## A. GENERAL INFORMATION

Permit No. 22-07567

1. Owner: Jerry Lee Mumm Phone No. 356-9160

Current Address: 888 N 4225 W Rexburg Id 83440

2. Accompanied by: Jerry Lee Mumm EXAM DATE: 7-29-1997

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: _____

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

## C. DIVERSION AND DELIVERY SYSTEM

1. **Point(s) of Diversion:**

| Ident No. | Gov't Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Method of Determination/Remarks |
|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NE | 21 | 6N | 39E | MADISON | On Site / FSA Aerial / USGS Quad |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

2. **Place(s) of Use:** Indicate Method of Determination FSA Aerial

| TWP | RGE | SEC | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 6N | 39E | 21 | 5 | | | | | | | | | | | | | | | | 5 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
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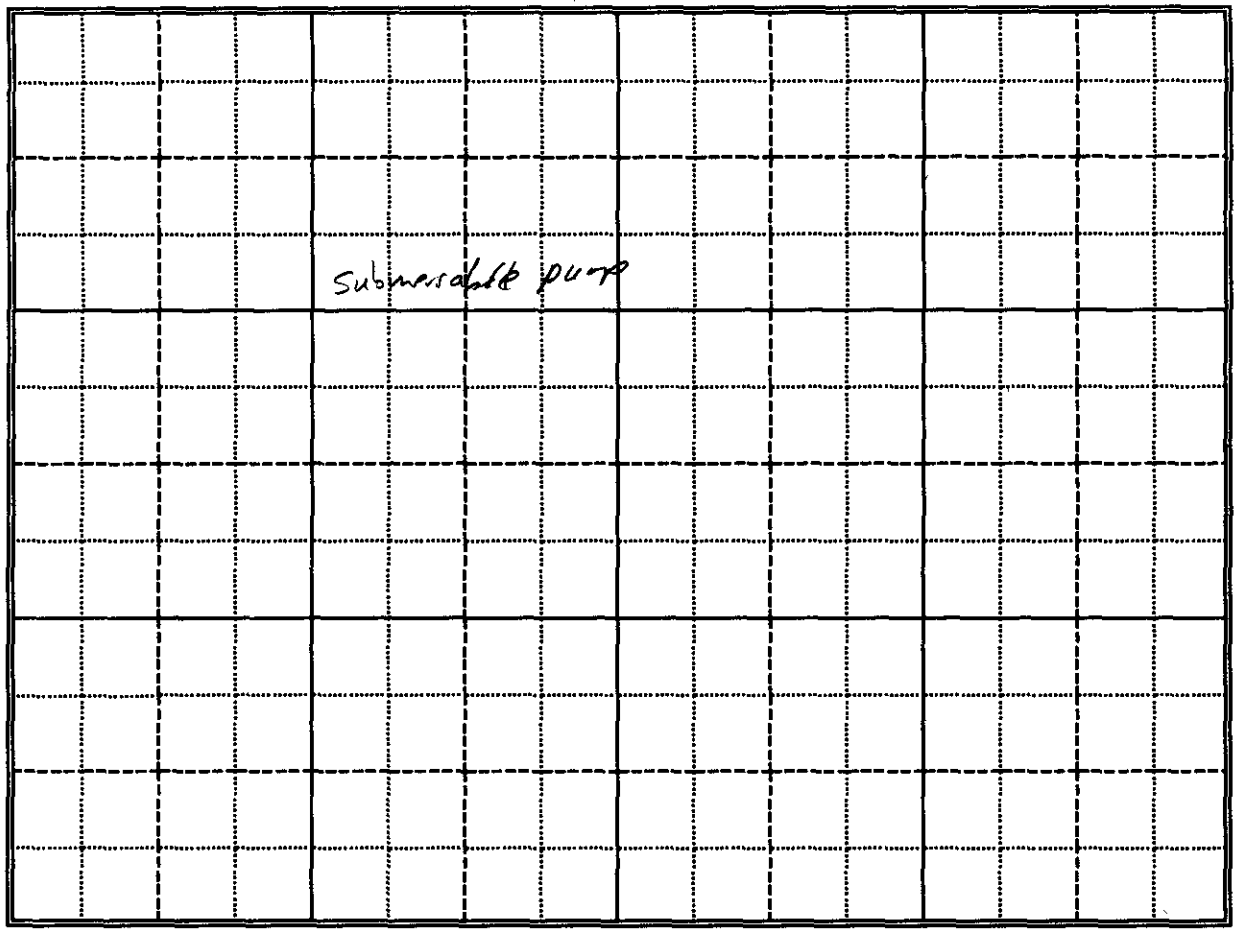
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

MICROFILMED
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 | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---|---|---|---|---|---|
| | | 5hp | | Redjacket | |
| | | | | | |
| | | | | | |

**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:** 45psi

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AUG 9 1999

**E. NARRATIVE/REMARKS/COMMENTS**

17– 5/32" nozzles @ 45psi

Well, pump, portable mainline to handline. a Separate well supplies water to SINGLE DOMESTIC HOME

Have conditions of permit approval been met? ✓ yes ___ no

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OCT 29 '07

**F. FLOW CALCULATIONS** ____ Additional Computation Sheets Attached

Measured Method: @ 45psi 5/32" = 4.91 gpm x 17 sprinklers = 83.47 gpm = 0.19 cfs

**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = _____

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = _____

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = _____

2. Volume Calculations for Other Uses:

**H. RECOMMENDATIONS**

**1. Recommended Amounts**

| Beneficial Use | Period of Use From | Period of Use To | Rate of Diversion Q (cfs) | Annual Volume V (afa) |
|---|---|---|---|---|
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | **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. AUTHENTICATION**

Field Examiner's Name KEITH C WILSON Date 7-29-1997

Reviewer _____ Date _____ SEAL

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OCT 29 1997

USE TYPEWRITER OR BALL POINT PEN

State of Idaho
Department of Water Resources

# WELL DRILLER'S REPORT

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

**1. WELL OWNER**
Name Jerry Mann
Address Hibbard Idaho
Owner's Permit No.

**2. NATURE OF WORK**
[X] New well [ ] Deepened [ ] Replacement
[ ] Abandoned (describe method of abandoning)

**3. PROPOSED USE**
[X] Domestic [ ] Irrigation [ ] Test [ ] Other (specify type)
[ ] Municipal [ ] Industrial [ ] Stock [ ] Waste Disposal or Injection

**4. METHOD DRILLED**
[ ] Cable [X] Rotary [ ] Dug [ ] Other

**5. WELL CONSTRUCTION**
Diameter of hole 6 inches Total depth 89½ feet
Casing schedule [X] Steel [ ] Concrete

| Thickness | Diameter | From | To |
|---|---|---|---|
| .250 inches | 6 inches | 1½ feet | 89½ feet |
| inches | inches | feet | feet |
| inches | inches | feet | feet |
| inches | inches | feet | feet |
| inches | inches | feet | feet |

Was casing drive shoe used? [X] Yes [ ] No
Was a packer or seal used? [X] Yes [ ] No
Perforated? [ ] Yes [X] 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 [X] 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 [X] No Size of gravel
Placed from feet to feet

Surface seal depth 18 Material used in seal [ ] Cement grout [X] Puddling clay [ ] Well cuttings
Seating procedure used [ ] Slurry pit [ ] Temporary surface casing [X] Overbore to seal depth

**6. LOCATION OF WELL**
Sketch map location must agree with written location.

N / W / E

Subdivision Name
Lot No. Block No.
County Madison
NW¼ NE¼ Sec. 21 T. 6 [N/S] R. 39 [E/W]

**7. WATER LEVEL**
Static water level 11 feet below land surface
Flowing? [ ] Yes [X] No G.P.M. flow
Temperature 53 ± Quality Good
Artesian closed in pressure p.s.i.
Controlled by [ ] Valve [ ] Cap [ ] Plug

**8. WELL TEST DATA** None tried

[ ] Pump [ ] Bailer [ ] Other

| Discharge G.P.M. | Drew Down | Hours Pumped |
|---|---|---|
| | | |

**9. LITHOLOGIC LOG**

| Hole Diam. | Depth From | Depth To | Material | Water Yes | Water No |
|---|---|---|---|---|---|
| 6 | 0 | 1½ | Soil | | |
| 6 | 1½ | 82 | Sand | | |
| 6 | 82 | 89½ | gravel | | |

22-07567

**10.** Work started 3-5-76 finished 3-9-76

**11. DRILLERS CERTIFICATION**
Firm Name Hopkins Bros Firm No. 36
Address Rexburg Idaho Date 3-9-76
Signed by (Firm Official) H R Hopkins
and
(Operator) J S Jackson

USE ADDITIONAL SHEETS IF NECESSARY FORWARD THE WHITE COPY TO THE DEPARTMENT

JUL/28/1997

22-7567

PART OF IRRIGATION SYSTEM

WELL

22-07567

March 20, 1992

JERRY LEE MUMM
888 N. 4225 W.
REXBURG ID 83440

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07567

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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

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APR 07 1992

**ANALYSIS SHEET**
**FOR**
**PROOF OF BENEFICIAL USE**

Permit No. 22-07567 Reviewed by Klg Date 3/13/92

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

irrigate-5 acres

Correct Uses? yes

SOURCE OF WATER

____ Surface water source
✓ Ground water source
NA Drilling permit required?
____ Copy in the file? Drilling Permit No. ____
____ Amount paid for permit ____ Correct?
____ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
____ Installed?
____ Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY
New Address ____

Proof Made 3/13/92, Klg
3/20/92

January 31, 1992

JERRY LEE MUMM
888 N. 4225 W.
REXBURG ID 83440

PROOF DUE NOTICE

RE: PERMIT NO. 22-07567

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 April 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

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APR 07 1992

CERTIFIED MAIL
NO. 13427

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 27, 1991

JERRY LEE MUMM
888 N. 4225 W.
REXBURG, ID 83440

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 22-07567

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.

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

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.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of

MICROFILMED
MAR 28 1991

Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

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MAR 2 8 1991

**APPLICATION FOR PERMIT REVIEW**

Application #: 22-7567 Reviewer: Pam Skaggs
Date: 3-20-1991

Existing:
- No - 26A-P17
- Complete in 1 year - P16
- Yes
  - Proof not submitted - P16
  - Proof submitted - N/A

Groundwater:
- GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)
- LT. 0.7 cfs - N/A

Drilling Permit:
- Approved w/permit - P99
- Not included - 046-P23 (All GW, even existing wells)

Location:
- Water Districts - WD No. 01
  - Surface water - 005, 005-01H-P01(LT.7 w/pump) 005-01J-P08(GT.7)
  - Groundwater existing - P05
- Irrigation Districts - 023
- Canal Co. Areas - 023
- Drainage Districts - 024
- Boise Front (63) - 058 (Groundwater)
- Swan Falls Flag - 7 (1, Blank or Other)
- Trust - 051-052-053-P74 (Cons.), 041(DCMI, w/Irr or Irr & Dom)
- Non Trust - 048-049

River Basins:
- (Surface Water) - Water District Control Condition &....
- Boise (63) - 11D-P72
- Payette (65) - 047-P04, 059-P71
- Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

Use:
- Fish Propagation - 002-P06, 06A, 007, 09E-P10, 010, 042, 044
- Power - Use Power Review
- Mining - 06A or 010, 09E-P10 & 054(req.)
- Storage - 18A-for multiple measuring devices(In WD), 18B-P09(Size)
- Rec. & Aesthetic - 027(Non-Consumptive)
- Domestic - 021(restricted areas)

Ownership:
- Non land owner - 004

Protested:
- Agreement - 020

Minimum Stream Flow:
- Overlapping uses - 029-P20

Beneficial Use Due Date: - 04-01-1992

Other Conditions Recommended _____

MICROFILMED
MAR 28 1991

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

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

JANUARY 28, 1991

The Rexburg Standard-Journal
Box 10
Rexburg, ID 83440

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before FEBRUARY 25, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

MICROFILMED
MAR 28 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

22-07567

MUMM, JERRY LEE
888 N. 4225 W.
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: NENE Sec 21 T 06N R 39E

Use: IRRIGATION ( .150 CFS)
Total Diversion: ( .150 CFS)

Date Filed: 8/15/ 1988

In: T06N R39E S21 NENE

5.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before FEBRUARY 25, 1991.

R. Keith Higginson, Director

Published 2/ 7/1991 & 2/14/1991

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MAR 2 8

RECEIVED
JAN 24 1991
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Application No. 22-7567

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

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

1a. Are you the current owner of the land or place of use described under this application? Yes X No_____
b. If you are not the property owner, please descibe the arrangement enabling you to develop the proposed project.

---

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes X No_____
b. If yes, please describe the extent of development and number of acres irrigated.(Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)
There were to small wells used to irrigate 3 acres then in 1986 an 8" pipe well was put in to replace the two gravity wells and still sprinkled about 3 acres 2 other acres haven't been irrigated from the well yet but some day will be.

*note the 8" well is within 15 ft of the other 2 wells that are not used any more.

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

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. 2

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.
Fremont-Madison 2 acre feet

---

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

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

Applicant Jerry L. Munns Date Jan. 21, 1991

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MAR 28 1991

note: Trust acreage
Based on comments & review of orthophoto - Count/consider 3 acres developed prior to 1985 & 2 acres as trust acres.
TJ Lake 1-25-91

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

January 7, 1991

RE: APPLICATION FOR PERMIT NO. 22-2567

Dear APPLICANT:

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

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

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

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

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

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

RECEIVED
MAR 2 8 1991

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

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

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

Sincerely,

Tim Luke

TIM LUKE
Sr. Water Resource Spec.

Enclosures

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MAR 2 8 1991

Erie — Dist. for staffing dg 8-17-88

submitted for adv. HWS 8-22-88

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SWAN FALLS

## APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWS DATE 8-22-88 APPLICATION NUMBER 22-7567

**REQUIRED INFORMATION**

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

**ADDITIONAL INFORMATION**

- [x] Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Yes ☐ No 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
- [x] 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 _____

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DEC 21 1990
Department of Water Resources

**PROCESSING**

☑Yes ☐No 1 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
☐Idaho Dept. of Fish & Game
☐Idaho Dept. of Lands
☐Adjudication Bureau Unit
☐U.S. BLM
☐U.S. Forest Service
☐Water District
☐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 _____
☐Yes ☐No Protests, dates, resolution of protest, recorded on application
☐Yes ☐No Recommendations attached
☐Yes ☐No Measuring device required
☐Yes ☐No Access port required
☐Yes ☐No Will water be delivered by watermaster? If yes, what Dist._____
☐Yes ☐No Special conditions of approval or cover letter below._____

_____

_____ ☐See below for additional information

Date of priority recommended _____

By _____ Date _____

**STATE OFFICE REVIEW** _____

_____

_____ ☐See below for additional information

By _____ Date _____

**ADDITIONAL INFORMATION**

P.O.U. For surface water via Fremont-Madison

LOCAL PUBLIC INTEREST

Comments received from:

| | | |
|---|---|---|
| ☐ City | ☐ Idaho Fish & Game | ☐ Irrigation District |
| ☐ County | ☐ Idaho Health & Welfare | ☐ Canal Company |
| ☐ Reservations | Division of Environment | ☐ Other_____ |

Project impacts/implications report

COMMENTS

_____

_____

_____

_____

_____

_____

_____

_____

State of Idaho
DEPARTMENT OF WATER RESOURCES
150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

October 19, 1988

Jerry Lee Mumm
888 N. 4225 W.
Rexburg, Idaho 83440

RE: Application for Permit #22-7567

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your application for water right permit. The application has been assigned identification No. 22-7567. Please refer to this number in all future correspondence.

The Department can not proceed with the processing of your application at this time. It seeks the appropriation of water within the area covered by the civil suit of Idaho Power Company vs. Idaho Department of Water Resources, et al., Ada County Civil No. 81375 (Swan Falls Suit). Until there has been a final resolution to this suit and rules and regulations promulgated for considering new appropriations, the processing of applications in this area has been suspended. During the interim, your application will be held in this office.

The staff in our office will be glad to answer any questions you have concerning the above matter.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor

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MAR 2 8 1991