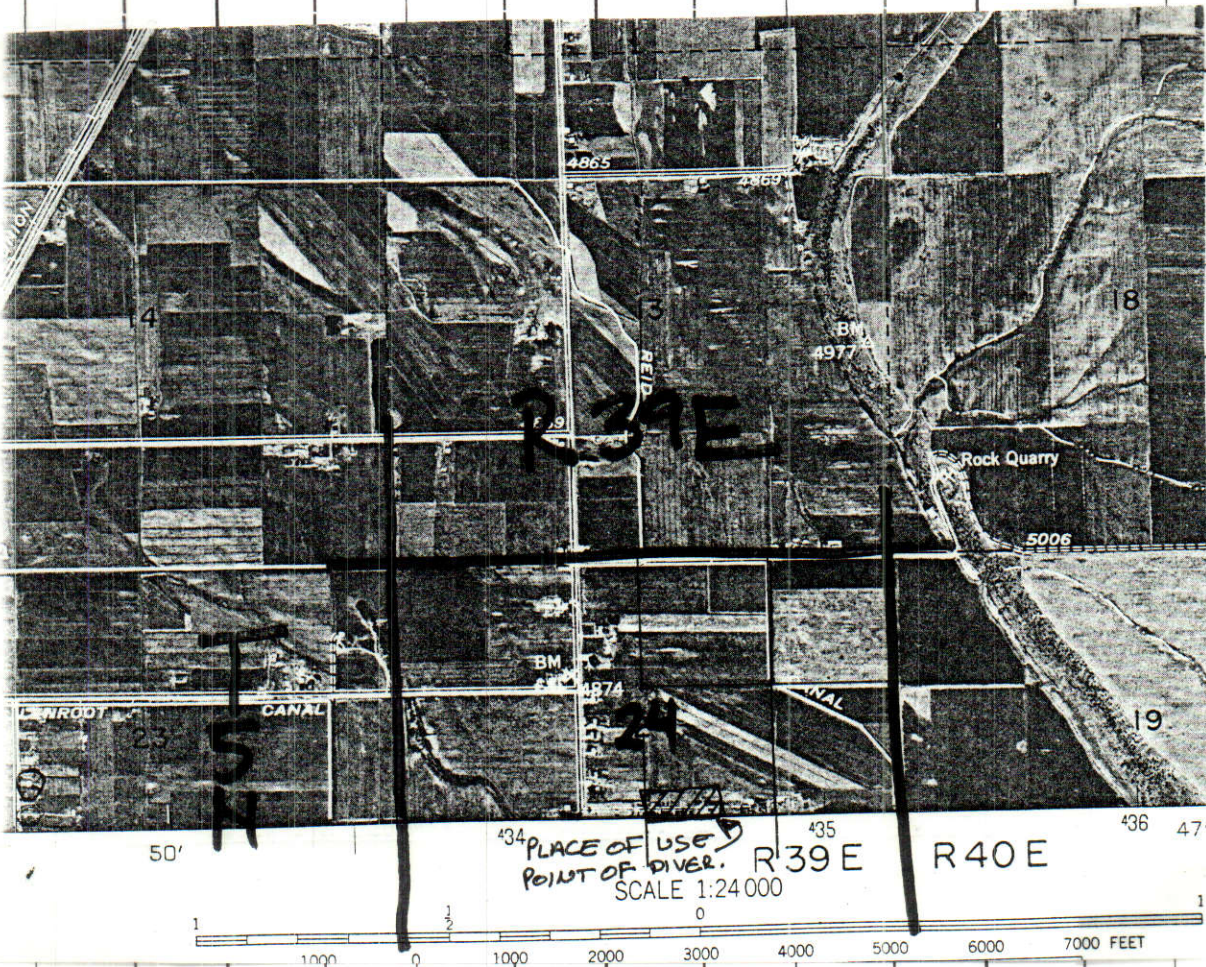


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Dean M Davies
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 13 1990

A. GENERAL INFORMATION

Department of Water Resources
Permit No. 22-7560

1. Owner: Tom Zollinger or Dean Davies or Ricks King
1800W 5500S / 1830W 5500S / 1858W 5500S

Phone No. 356/5012/7616/7824
Rexburg Id 83440

Current Address:

2. Accompanied by: Dean Davies
Address: 1830 W 5500 S Rexburg 83440

EXAM. DATE: 19 May 1989

Phone No. 356 - 7616

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to _____

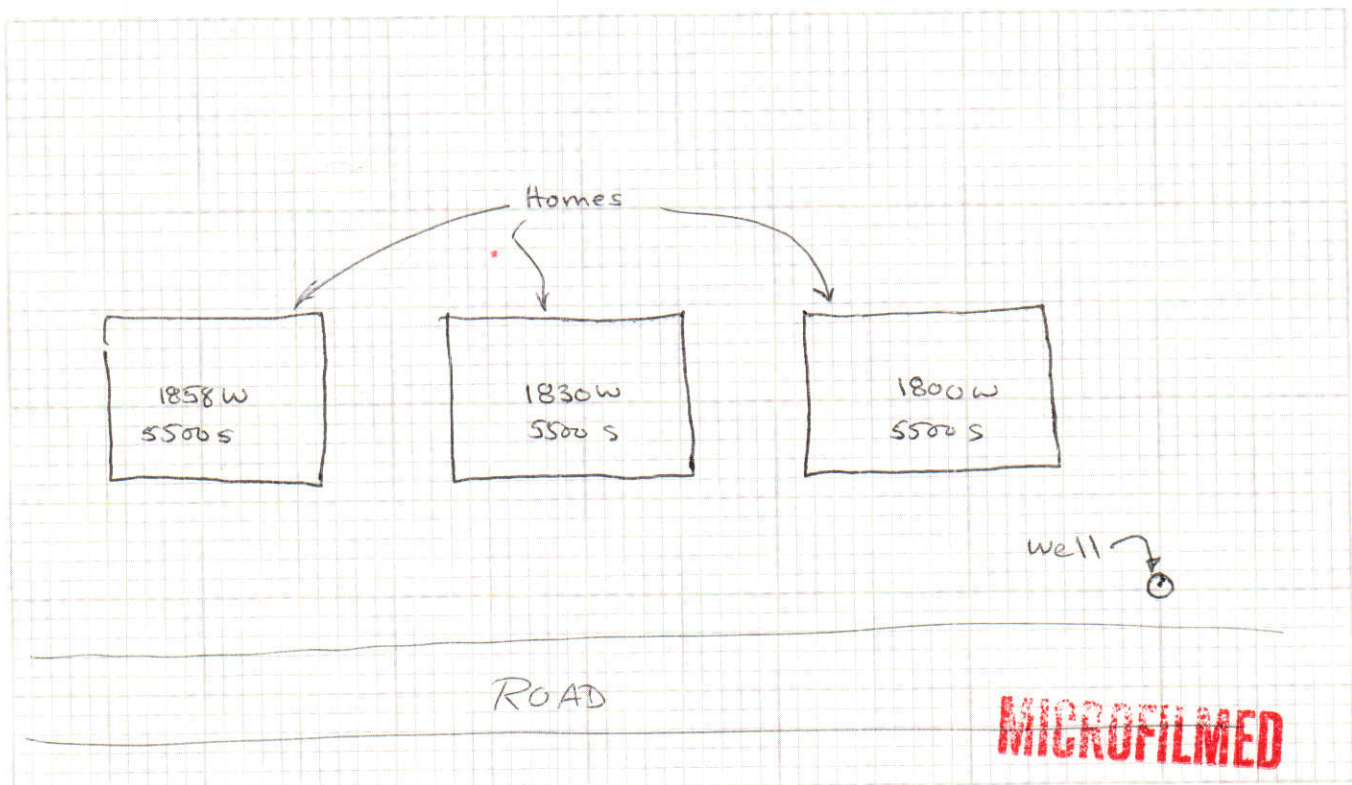
B. OVERLAP REVIEW

1. Other water rights with same place of use: None
_____ ☐ Copies Attached

2. Other water rights with same point of diversion: None
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

AUG 14 1990

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Photo of Diversion and System Attached

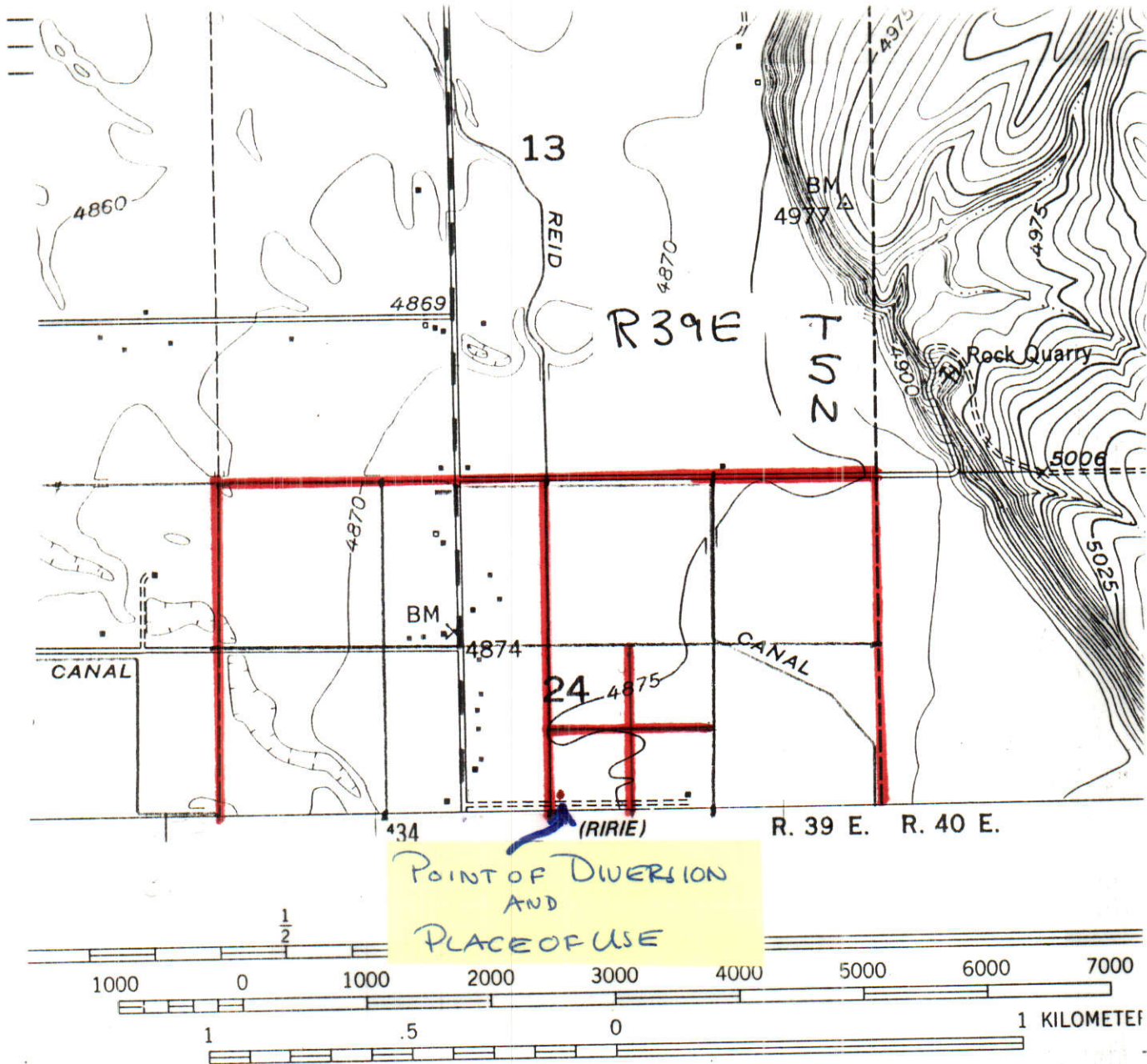
(required for all but single household domestic groundwater, and stockwater.

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

22-7560

PERMIT NO.

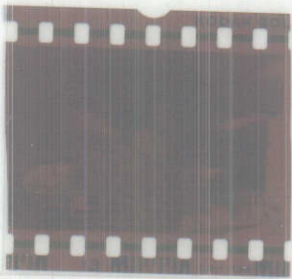


CONTOUR INTERVAL 5 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

AUG 14 1990

22-7560

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
MADE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRG



Well

MICROFILMED
AUG 14 1990

22-7560

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 22-07560

Priority: August 25, 1988

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.03 CFS
3.6 AF

This is to certify, that RICKY KING
TOM ZOLLINGER
DEAN DAVIES

1858 W. 5500 S.
REXBURG, ID 83440

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 25, 1988; and has submitted Proof of Beneficial Use on February 6, 1989. An examination indicates that the works have a diversion capacity of .090 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>
DOMESTIC	01/01 to 12/31	0.03 CFS	3.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSWNE , Sec. 24, Township 05N, Range 39E
MADISON County

PLACE OF USE: DOMESTIC

TWN RGE SEC

05N 39E 24 SWNE

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. Domestic use is for 3 homes.

MICROFILMED

AUG 14 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 22-07560

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 31st
day of July, 1990.

Acting for R. Keith Higginson, Director

MICROFILMED

AUG 14 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

12-1 00 1363
Ident. No. ~~12-1 00 1363~~ 60
APPROVED

To appropriate the public waters of the State of Idaho

356-5012
356-7816
356-7824

1. Name of applicant Tom Zollinger or Dean Davies or Ricky King Phone _____
Post office address 1800 W 5500 S
1830 W 5500 S Rexburg, ID 83440
1858 W 5500 S

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 24 Township 5N Range 39E B.M. Madison County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .03 for Domestic purposes from 01/01 to 12/31 (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) .03 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Existing 80' well w/1.5 hp pump now with 375'
of pipe to three homes.

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; ^{existing} proposed depth of well is 80' 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

JAN 06 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. Three homes
- 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	
5N	39E	24			D/3														

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? Applicant

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

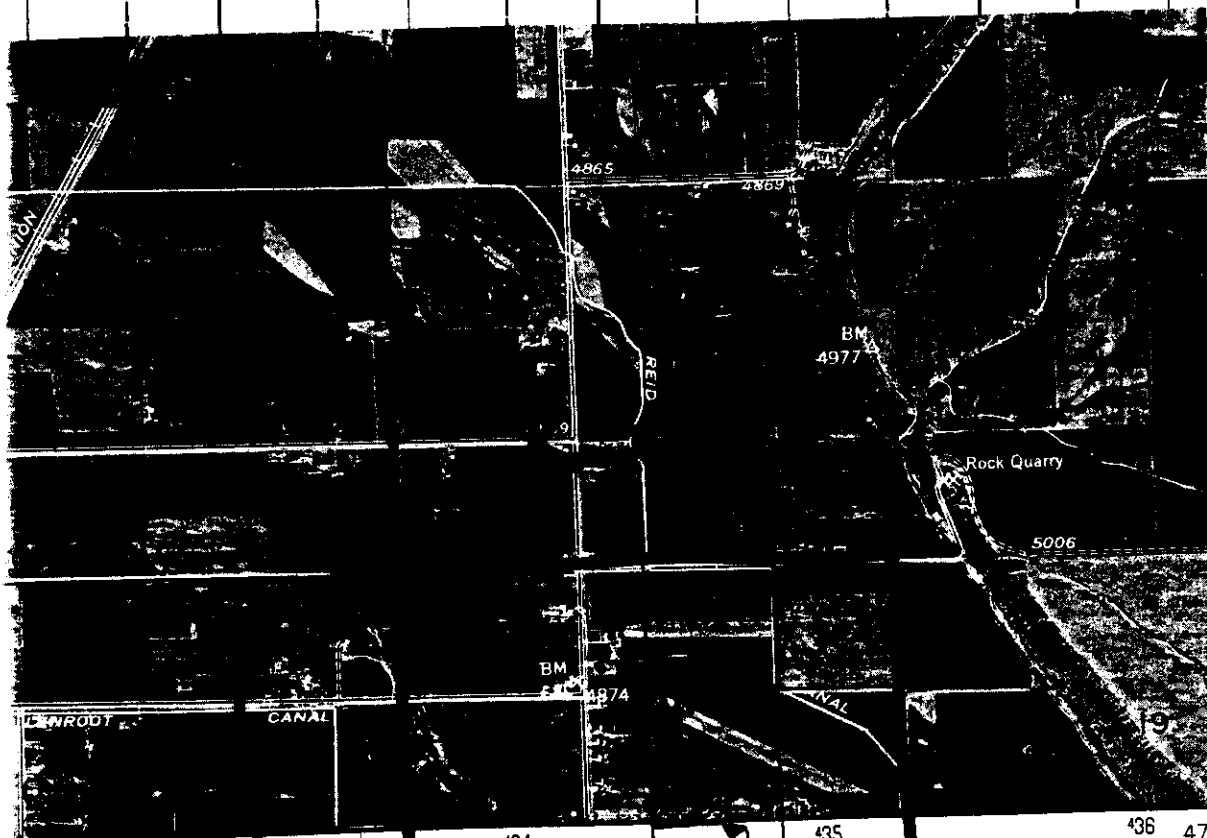
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: By agreement in deeds, each applicant owns 1/3 interest in well.

See attached documents.

JAN 06 1989

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



PLACE OF USE
POINT OF DIVER.

SCALE 1:24 000

R 39 E

R 40 E

MICROFILMED

JAN 06 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.

Dean M. Davies
(Applicant)

Assist by S.

Proposed Priority 8/25/88

Received by OW Date 8-25-88 Time 3:10 P. Preliminary check by T.O.

Fee \$ 30.00 Received by dg # E002174 Date 9-9-88
E002175
E002176

Publication prepared by OG Date 9-28-88 Published in Bozeman Standard-Journal

Publication approved OW Date 11-10-88

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. 22-7560, 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 January 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 16th day of December, 1988.

L. Glen Saylor

RECORDED

JAN 06 1989

Warranty Deed
(IDAHO)

KNOW ALL MEN BY THESE PRESENTS, That BOISE CASCADE CORPORATION,

a Delaware corporation

~~and~~ ~~as corporation~~

~~his wife~~

of the County of ~~Madison~~ Ada, State of Idaho,

party of the first part, for and in consideration of the sum of

NINETEEN THOUSAND FIVE HUNDRED AND NO/100-----Dollars (\$ 19,500.00),

in lawful money of the United States of America, and other valuable consideration, to it

in hand paid by Thomas D. Zollinger and Darla Faye Zollinger,

his wife, hereinafter called party of the second part, do hereby GRANT, BARGAIN, SELL and CONVEY unto the party of the second part, as a community property estate, and to the heirs and assigns of the second

party, all of the following-described property situate, lying and being in the County of Madison, State of Idaho, to wit:

Commencing at a point 300 feet East of the Southwest corner of the Southwest Quarter of the Northeast Quarter of Section 24, Township 5 North, Range 39 East, Boise Meridian, in Madison County, State of Idaho, and running thence North 150 feet; thence East 150 feet; thence South 150 feet; thence West 150 feet to the point of beginning.

Subject to the undivided 2/3 interest of the owners of the adjoining property to the West, in the well, the water produced therefrom, and the equipment used in the said property. Subject to an easement for water pipeline from said well West along the existing pole-line, to the adjoining property on the West. The grantees herein, by acceptance of this conveyance agree on their own behalf and for their successors and assigns, that they will bear 1/3 of the expense of operation and maintenance of said well and equipment, it being understood that the owners of the adjoining property on the West will bear the other 2/3's of such expense.

Together with all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto.

Subject to exceptions and reservations contained in patents from the United States.

Subject to existing easements for roads, highways, ditches, canals, laterals and power and transmission lines.

Subject to the levies and assessments of Flood Control District No. 1 of the State of Idaho.

and for its heirs, executors and administrators, do hereby covenant to and with the party of the second part, and with the heirs and assigns of second party, that they are lawfully seized in fee simple of said premises, that they are free from all encumbrances, and that ~~it~~ it will and its heirs, executors and administrators shall warrant and forever defend the title thereto against all lawful claims and demands whatsoever.

IN WITNESS WHEREOF, the said party of the first part has hereunto set its hand(s) and seal(s) this 21st day of May, 1973.

ATTESTED:

WITNESSES:

Assistant Secretary

BOISE CASCADE CORPORATION [SEAL]
a corporation ~~xxxxxxx~~

by *J. E. Clute* [SEAL]
Senior Vice President ~~xxxx~~

ACKNOWLEDGMENT

STATE OF IDAHO

COUNTY OF Ada

} ss:

On this 23rd day of May, 1973, before me, a Notary Public in and for said County and State, personally appeared J. E. Clute, Senior Vice President of Boise Cascade Corporation, ~~his wife~~, to me known to be the identical individual(s) described in and who executed the within and foregoing instrument and whose name(s)

subscribed thereto, and acknowledged to me that he signed, sealed and executed the same as free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above mentioned.

Carol Kaymer
Notary Public in and for the State of Idaho
Residing at ~~Boise, Idaho~~ Nampa, Idaho
My commission expires: 2-1-75

Recorded in _____

County, Idaho, on _____

_____, in Book _____

at Page _____

MICROFILMED

JAN 06 1989

GPO: 815-080

State of Idaho } SS **149152**
County of Madison,

I hereby certify that the within Instrument was

filed *May 25*

19 *73* at *4:15 P.M.* and

recorded on Firm *microfilm*

149152 Fee *2.00*

by *Julius H. Kaymer* Recorder

Kathleen C. Pettigall Deputy

At the request of _____

INDEXED

D E E D

FOR VALUE RECEIVED, BOISE CASCADE CORPORATION

A corporation duly organized and existing under the laws of the State of Delaware, grantor, does hereby Grant, Bargain, Sell and Convey unto

Dean M. Davies and Faye M. Davies, husband and wife, R.F.D. #1, Rexburg, Idaho grantees, the following described real estate, to-wit:

Commencing at a point 150 feet East of the Southwest corner of the Southwest Quarter of the Northeast Quarter of Section 24, Township 5 North, Range 39 East, Boise Meridian, in Madison County, State of Idaho, and running thence

North 150 feet; thence

East 150 feet; thence

South 150 feet; thence

West 150 feet to the point of beginning.

This deed is rerecorded to correct an omission to add the following provision regarding an interest in a water well, to-wit:

Together with an undivided one-third (1/3) interest in the well, the water produced therefrom, and the equipment used in the operation of the well, located in the Southeast corner of the following described property, to-wit: Commencing at a point 300 feet East of the described Southwest corner, and running thence North 150 feet; thence East 150 feet; thence South 150 feet; thence West 150 feet to the point of beginning. Together with an easement for water pipe line along the existing pole line on the south of the immediately above described property.

The grantees, by acceptance of this conveyance agree on their own behalf and for their successors and assigns, that they will bear 1/3 of the expense of operation and maintenance of said well and equipment, it being understood that the owners of the adjoining property will bear the other 2/3's of such expense.

MICROFILMED

STATE OF IDAHO)

County of Ada)

ss. JAN 06 1989

On this 28th day of June, 1973, before me, a Notary Public in and for said State, personally appeared J. E. Clute and T. H. Gonsen, Senior known to me to be the Vice President and Assistant Secretary of the corporation that executed this instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.
Carol Laymer
Notary Public for the State of Idaho
Residing at Nampa, Idaho

MICROFILMED INDEXED

STATE OF IDAHO)

County of ADA MADISON)

ss. 149481

I hereby certify that this instrument was filed for record at the request of REXBURG ABSTRACT COMPANY at 40 minutes past 10 o'clock A.M., this 29 day of June, 1973, in my office, and duly recorded in Book of Deeds at Page

Nellie H. Garner
Ex-Officio Recorder.

By *Wanda Hall*
Deputy

Fees \$1.00

Mail to: REXBURG ABSTRACT COMPANY
RALPH A. PARKER, Secy.-Treas.

149481

D E E D

FOR VALUE RECEIVED, BOISE CASCADE CORPORATION

A corporation duly organized and existing under the laws of the State of Delaware, grantor, does hereby Grant, Bargain, Sell and Convey unto Dean M. Davies and Faye M. Davies, husband and wife, grantees, the following described real estate, to-wit:

Commencing at a point 150 feet East of the Southwest corner of the Southwest Quarter of the Northeast Quarter of Section 24, Township 5 North, Range 39 East, Boise Meridian, in Madison County, State of Idaho, and running thence
North 150 feet; thence
East 150 feet; thence
South 150 feet; thence
West 150 feet to the point of beginning.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee s their heirs and assigns forever. Subject to current taxes, assessments, and all easements, restrictions and reservations of record.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its Senior Vice President and its corporate seal to be affixed by its Assistant Secretary this 28th day of June, 1973.

BOISE CASCADE CORPORATION

By

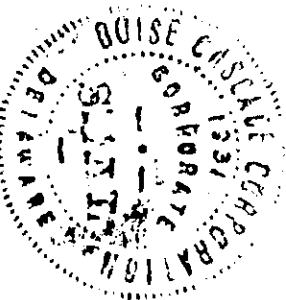
J. E. Clute

Senior Vice President

ATTEST:

[Signature]

Assistant Secretary



DEED PLATED

By *[Signature]*
Madison County Assessor

7-6-73

STATE OF IDAHO)
) ss.
County of Ada)

On this 28th day of June, 1973, before me, a Notary Public in and for said State, personally appeared J. E. Clute and T. H. Gonser, known to me to be the Senior Vice President and Assistant Secretary of the corporation that executed this instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.
[Signature]
Notary Public for the State of Idaho
Residing at Nampa, Idaho

MICROFILMED INDEXED

STATE OF IDAHO)
) ss. **149481**
County of ~~ADA~~ MADISON

I hereby certify that this instrument was filed for record at the request of REXBURG ABSTRACT COMPANY at 40 minutes past 10 o'clock A.M., this 29 day of June, 1973, in my office, and duly recorded in Book of Deeds at Page

JAN 1 1974

[Signature]
Ex-Officio Recorder.

By *[Signature]*
Deputy

Fees \$1.00

Mail to: REXBURG ABSTRACT COMPANY
RALPH A. PARKER, Secy.-Treas.

149481

Warranty Deed
(IDAHO)

KNOW ALL MEN BY THESE PRESENTS, That **BOISE CASCADE CORPORATION,**

a Delaware corporation

~~and a corporation~~

~~has wife,~~

of the County of ~~Madison~~ Ada, State of Idaho,

part **Y** of the first part, for and in consideration of the sum of

NINETEEN THOUSAND FIVE HUNDRED AND NO/100-----Dollars (\$ 19,500.00),

in lawful money of the United States of America, and other valuable consideration, to it

in hand paid by **Ricky A. King** and **Darla O. King**,

his wife, hereinafter called party of the second part, do hereby GRANT, BARGAIN, SELL and CONVEY unto the party of the second part, as a community property estate, and to the heirs and assigns of the second

party, all of the following-described property situate, lying and being in the County of **Madison**, State of Idaho, to wit:

Commencing at the Southwest corner of the Southwest Quarter of the Northeast Quarter of Section 24, Township 5 North, Range 39 East, Boise Meridian, in Madison County, State of Idaho, and running thence North 150 feet; thence East 150 feet; thence South 150 feet; thence West 150 feet to the point of beginning.

Together with an undivided one-third (1/3) interest in the well, the water produced therefrom, and the equipment used in the operation of the well, located in the Southeast corner of the following described property, to-wit: Commencing at a point 300 feet East of the above described Southwest corner, and running thence North 150 feet; thence East 150 feet; thence South 150 feet; thence West 150 feet to the point of beginning. Together with an easement for water pipe line along the existing pole-line on the south of the following described property, to-wit: Commencing at a point 150 East of the above described corner and running thence East 300 feet; thence North 150 feet; thence West 300 feet; thence South 150 feet to the point of beginning.

The Grantees herein, by acceptance of this conveyance, agree on their own behalf and for their successors and assigns, that they will bear 1/3 of the expense of operation and maintenance of said well and equipment, it being understood that the owners of the adjoining property will bear the other 2/3's of such expense.

Together with all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto.

Subject to exceptions and reservations contained in patents from the United States.

Subject to existing easement for roads, highways, ditches, canals, laterals and power and transmission lines.

Subject to the levies and assessments of Flood Control District No. 1 of the State of Idaho.

Subject to current taxes, assessments, and all easements, restrictions and reservations of record.

JAN 06 1989

RECEIVED

THE STANDARD-JOURNAL NOV 4 1988

Rexburg, Idaho Department of Water Resources
AFFIDAVIT OF PUBLICATION 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 October 6, 1988
and the last publication having been made
on October 13, 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

MICROFILMED

JAN 06 1989

Subscribed to and sworn to before me

This October 14, 1988

[Signature]
(SEAL) Notary Public.

My commission expires June 8, 1993

NOTICE OF APPLICATION
FOR WATER RIGHT

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

22-07551
T.R. WEBSTER & SONS, INC.
309 YALE AVE.
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: NENW Sec. 26 T 05N R
40E
Use: COMMERCIAL (.040 CFS),
DOMESTIC (.040 CFS)
Date Filed: 8/25/1988
In: T05N R40E S26 NENW

22-07552
TANNER, NYLE
2245 S. 2000 W.
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: LOT 4 (SWSWNW) Sec 1
T 05N R 39E
Use: IRRIGATION (.110 CFS), COM-
MERCIAL (.110 CFS), DOMESTIC (.040
CFS)
Date Filed: 9/13/1988
In: T05N R39E S01 SWNW: 5.5
ACRES TOTAL

22-07553
HUSKINSON, ROBERT D.
HUSKINSON, SUE R.
1082 N. HILL ROAD
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: SESW Sec 13 T 06N R
40E
Use: IRRIGATION (3.000 CFS)
Date Filed: 8/25/1988
In: T06N R40E S13 NESW NWSW
SWSW SESW NESE NWSE ASWSE
SESE 253.0 ACRES TOTAL

22-07554
SMITH, BLAINE
SMITH, GARRY
2062 W. 5200 S.
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: NENW Sec 24 T 05N R
39E
Use: COMMERCIAL (.040 CFS)
Date Filed: 8/08/1988
In: T05N R39E S24 NENW

22-07555
WHITE, ROBERT L.
WHITE, LINDA
Rt 1 Sugar City, IDAHO
SUGAR CITY, ID 83448
Source: GROUNDWATER
Diversion Pt: SENE Sec 8 T 06N R 40E
Use: COMMERCIAL (.020 CFS),
DOMESTIC (.020 CFS)
Date Filed: 8/24/1988
In: T06N R40E S08 SENE

22-07556
WEBSTER, KEVIN
P.O. BOX 321
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: NWNWSE Sec 16 T 05N
R 40E
Use: COMMERCIAL (.040 CFS)
Date Filed: 8/24/1988
In: T05N R40E S16 NWSE

22-07557
RICKS BROS
3246 S. 1400 W.
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: SWNWSW Sec 5T 05N
R40E
Use: COMMERCIAL (.020 CFS)
Date Filed: 8/24/1988
In: T05N R40E S05 NWSW

Diversion Pt: NWSWSW Sec 17 T06N

R 40E

Use: COMMERCIAL (.040 CFS)

Date Filed: 8/30/1988

In: T06N R40E S17 SWSW

22-07560

DAVIES, DEAN

KING, RICKY

ZOLLINGER, TOM

1800 W. 5500 S.

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SWSWNE Sec 24 T 05N

R 39E

Use: DOMESTIC (.030 CFS)

Date Filed: 8/25/1988

In: T05N R39E S24 SWNE

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 OCTOBER 24, 1988.

R. KEITH HIGGINSON
Director

Publ. Oct. 6 and 13, 1988.

22-07558
LEISHMAN ELECTRIC
442 S. 4th E.
REXBURG, ID. 83440
Source: GROUNDWATER

MICROFILMED

JAN 06 1989

July 31, 1990

RICKY KING
TOM ZOLLINGER
DEAN DAVIES
1858 W. 5500 S.
REXBURG, ID 83440

RE: PERMIT NO. 22-07560

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

AUG 14 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

22-7560
Permit No.

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
- ☐ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index Kaw 0 5 MAY 8 9 (Initial and 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 Kaw 0 8 MAY 8 9 (Initial and 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: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and 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
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed [Signature] 5-26-89 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent Kaw 7/25/89 (Initial and date)

Exam Reviewed by Manager of Regional Office _____ (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 13 1990

A. GENERAL INFORMATION

Department of Water Resources
Permit No. 22-1580

1. Owner: Tom Zollinger or Dean Davies or Rick King
Current Address: 1860 W 5500 S / 1830 W 5500 S / 1858 W 5500 S

Phone No. 356 / 5012 / 7616 / 7824
Rexburg Id 83440

2. Accompanied by: Dean Davies
Address: 1830 W 5500 S Rexburg 83440

EXAM. DATE: 19 May 1989
Phone No. 356 - 7616

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

☐ Copies Attached

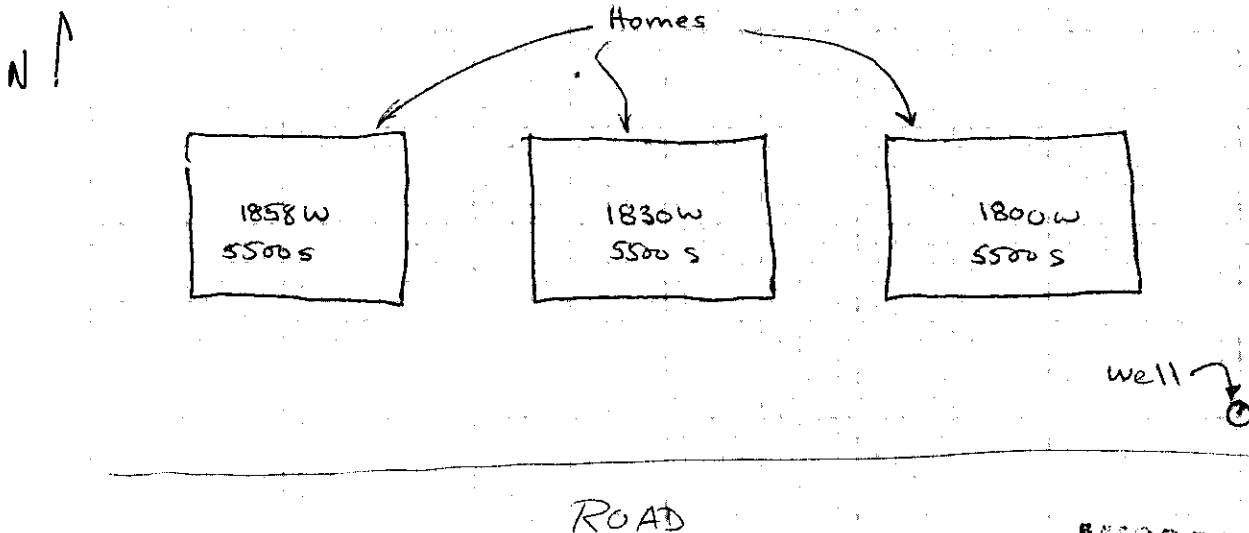
2. Other water rights with same point of diversion: None

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



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AUG 14 1990

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

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

System Description (continued)

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

Well drilled by Boise Cascade for 3 homes. Well pump mainline to one home with Pressure tank with distribution line to other two homes each with a pressure tank system also irrigates lawns & gardens for each lot (1/2 acre lots). Out of 1 1/2 acres approximately 1 acre is irrigated.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
-	Unknown	Unknown	-	-	-

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

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

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SW	NE	24	5N	39E	Madison	Maps / on site identification

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	39E	24			D														

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AUG 14 1990

Do not use this space

Do not use this space

FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

No information was available on pump or motor. See attached information sheet.

FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

see attached sheet

2. Alternate Method for Checking Purposes:

$$Q_{theor.} = 0.09 \text{ cfs}$$

PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

Meter Input HP: (6) x 1.34 = _____ (7)

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

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

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:

~~$V_{Dom} = 0.6 \text{ afg} (3) = 1.8 \text{ afg}$~~

$V_{Dom} = 1.2 \text{ afg} (3 \text{ houses}) = 3.6 \text{ afg}$

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AUG 14 1990

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Irrigation area is approx. $\frac{2}{3}$ the total area, which is $\frac{2}{3}$ (1.5) acres = 1 acre

(.5 acres times 3 = 1.5 acres)

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	0.03	1.8 3.6 afa
Totals:			0.03 cfs	1.8 afa 3.6 afa

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 |

J. AUTHENTICATION

Field Examiner's Name Larry L. Waters
Signature Larry L. Waters
Certification Date _____
Field Report Preparation Date 5-26-89

CONSULTANT SEAL

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

RECORDED

APR 14 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

22-7560
PERMIT NO.

From permit $hp = 1.5$
well log in area, static water level = 22'
Assume 40 psc'

$$Q_{Theor.} = \frac{hp (8.814) (eff)}{lift + (psic \times 2.308)} = \frac{1.5 (8.814) (.8)}{22 + (40 \times 2.308)} = 0.09 cfs$$

MICROFILMED

AUG 14 1990

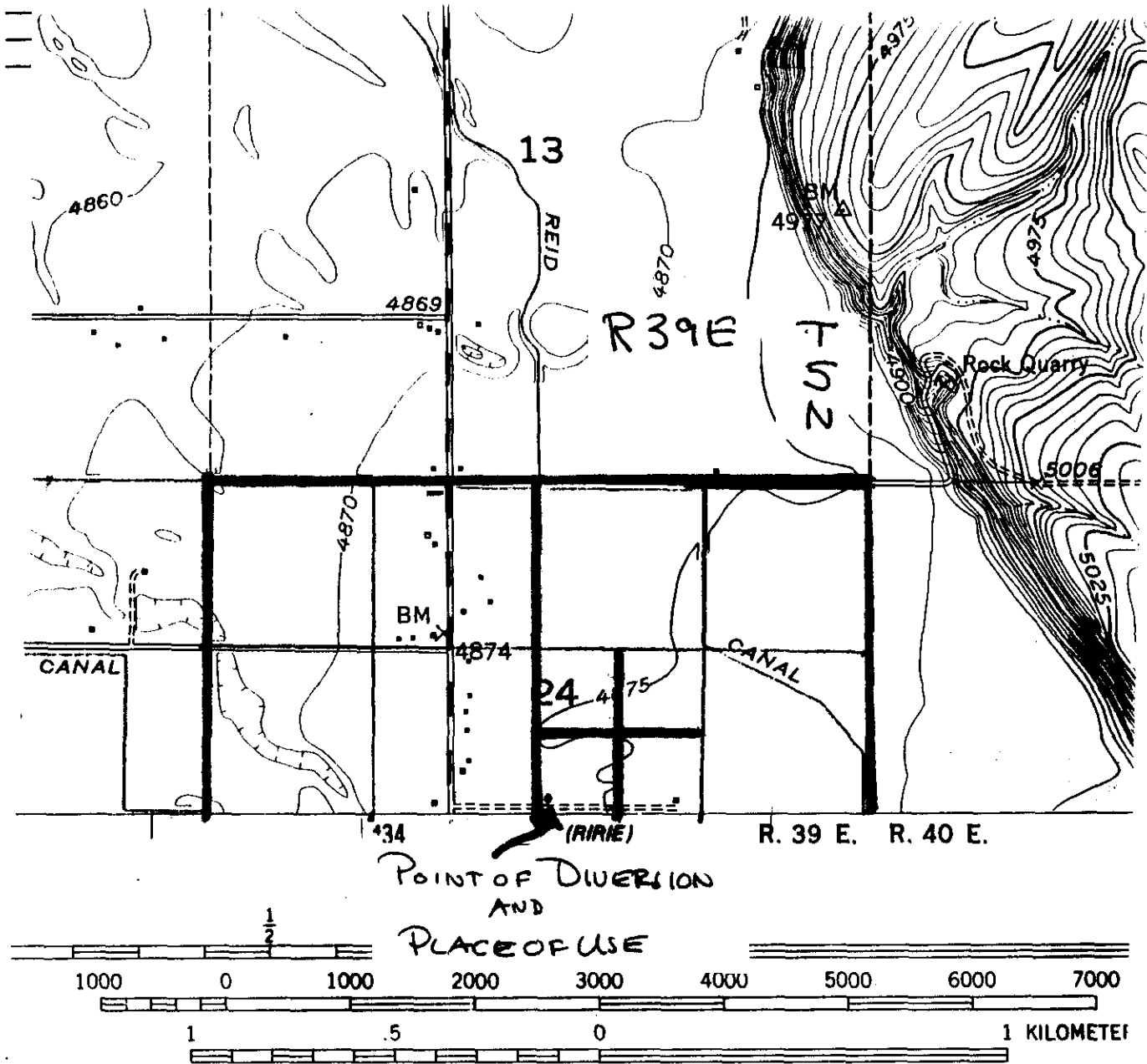
Lang P. White

SIGNATURE

Page 1 of Page 1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

22-7560
PERMIT NO.

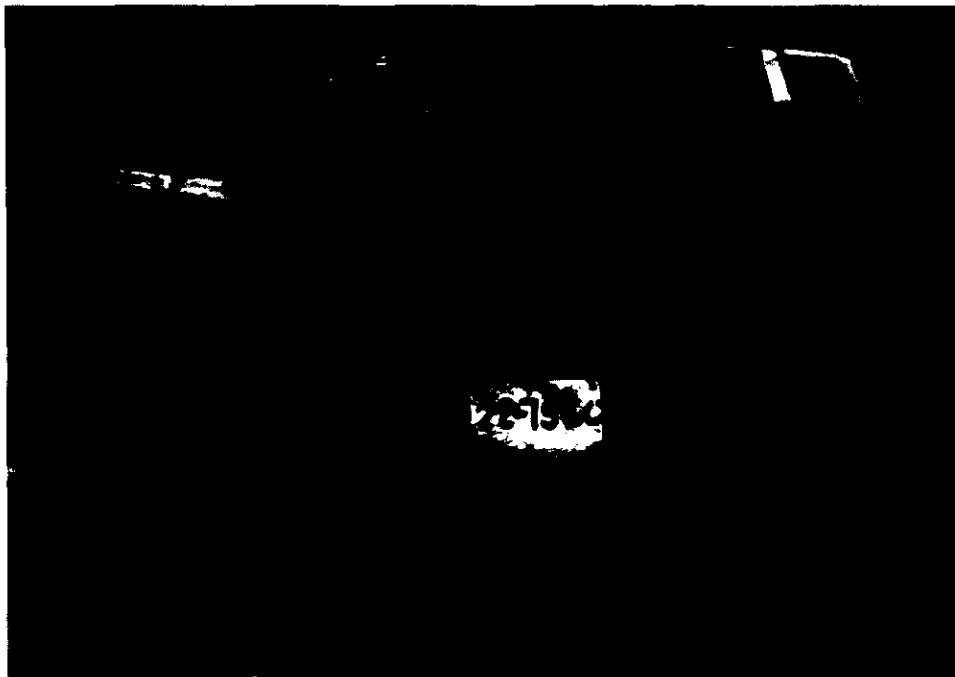
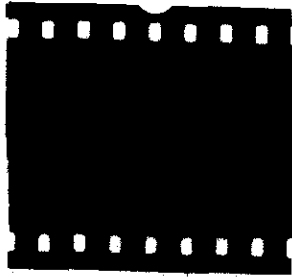


MICROFILMED INTERVAL 5 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

AUG 14 1990

22-7560

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
AUG 14 1990 GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRG



Well

Microfilmed
AUG 14 1990

22-7560

RECEIVED
MAY 04 1989

May 3, 1989

Department of Water Resources

Permit No. 22-7560

Tom Zollinger or Dean Davies
or Ricky King
1830 W. 5500 S.
Rexburg, ID 83440

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161, or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,

KEITH C. WILSON
Sr. Resource Agent

KCW:lk

MICROFILMED

JUN 12 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 22-7560

Date: 4.6.89

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
N Address change _____ If yes, prepare a data entry
Y Proof received timely
_____ Reinstated

Source of Water:

_____ Surface water
Y Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

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

Measuring Device:

N/A Is a measuring device or access port required?
N/A Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks:

Proof acceptable

N/A Priority Calculation:
Date proof received _____

Date proof due _____ - _____

No. of days late _____ = _____

Priority date _____ + _____

NEW PRIORITY DATE _____ = _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

FEB 06 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by JS
Sent to region JS

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. 22-7560-

Name(s) of Permit Holder: Tom Zollinger or Dean Davies or Ricky King

Post Office Address: 1800 W 5500 S
1830 W 5500 S
1858 W 5500 S

Telephone No. 356-5012
356 7616
356 7824

Source of Water: Well 18" and 80' deep

Extent of Use:

Domestic three (number of households) Stockwater _____ (number and type of stock)
Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.03 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: May 1973

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

Fee enclosed \$ None Not required
(See License Examination Fee Schedule)

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

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

Dean Davies 356-7616
(Name) (Telephone Number)

1830 W 5500 S Rexburg Idaho 83440
(Address)

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

JUN 12 1989

1/30/89
Date

Dean M Davies
Signature of Permit Holder (and title, if appropriate)

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
December 21, 1988

DEAN DAVIES
RICKY KING
TOM ZOLLINGER
1800 W. 5500 S.
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. 22-07560

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

MICROFILMED

JAN 06 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

JAN 18 1989

Dist. for staffing _____

Submitted for adv. HWS 9-8-88

DCMP exempt

Form No. 202a
1/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY T. OLENICHAK DATE 9/2/88 APPLICATION NUMBER 22 7560

REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☒ No Field check required
Field check by _____
☐ Yes ☒ No Field report attached
☐ Yes ☒ No Critical groundwater area
☐ Yes ☒ No Groundwater management area
☐ Yes ☒ No Send dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit
☐ Yes ☒ No Power efficiency form
☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE _____

Date Requested **NOV 21 1988**

Department of Water Resources

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
- ☐ 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 10-24-88
- ☐ 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 8-25-1988
By HLJ Date 11-15-1988

STATE OFFICE REVIEW

P05, P16

☐ See below for additional information
By kw Date 12/14/88

ADDITIONAL INFORMATION

App. describes an existing well-

October 31, 1988

The Rexburg Standard-Journal
P.O. Box 10
Rexburg, Idaho 83440

RE: Application No. 22-07560 Tom Zollinger or Dean
Davies or Ricky King

Gentlemen:

Would you please submit an affidavit of publication
and certified bill in connection with the above
referenced application. The legal notice was to
have been published in your paper on October 6, and
October 13, 1988.

Your cooperation in this matter is greatly
appreciated.

Sincerely,

Rita Bodell
Office Secretary

MICROFILMED

JAN 06 1989



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

September 30, 1988

Tom Zollinger
or Dean Davies
or Ricky King
1800 W 5500 S
Rexburg, ID 83440

RE: Application for Permit No. 22-07560

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 22-07560. Please refer to this number in all further correspondence.

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

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

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

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

Sincerely,

Ernest Carlsen
Water Rights Supervisor

RECEIVED

JAN 06 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 28, 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 OCTOBER 24, 1988.

Yours truly,

Deena Green
Secretary

Encl.

MICROFILMED

JAN 06 1989



NOTICE OF APPLICATION FOR WATER RIGHTS

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

MICROFILMED
JAN 06 1989

22-07560

DAVIES, DEAN
KING, RICKY
ZOLLINGER, TOM
1800 W 5500 S
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SWSWNE Sec 24 T 05N R 39E

Use: DOMESTIC (.030 CFS)

Date Filed: 8/25/1988

In: T05N R39E S24 SWNE

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JAN 06 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 OCTOBER 24, 1988.

R. Keith Higginson, Director

Published 10/06/1988 & 10/13/1988

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JAN 06 1989

