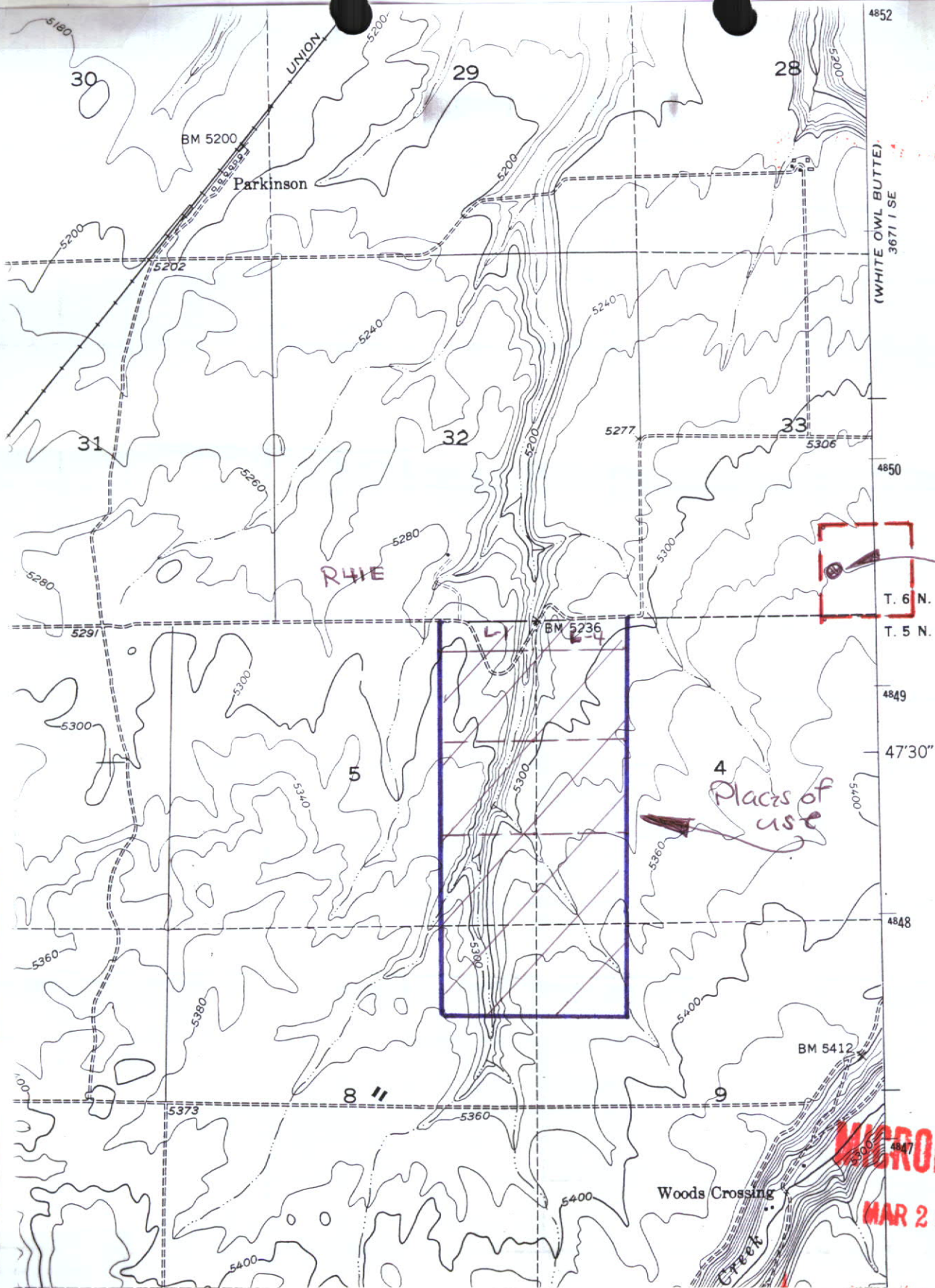




BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

James Wood (pres)
(Applicant)

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

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 Water Rights #22-07518 a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for

Two consecutive issues, the first publication having been made on November 16, 1989 and the last publication having been made on November 23, 1989

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 24th day of November in the year of 1989, before me, a Notary Public, personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Gayle L. [Signature]
Notary Public for Idaho

Residing at Rexburg, Idaho
My commission expires: June 8, 1993.

RECEIVED

DEC 05 1989

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

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

22-07518

SETH WOOD FARMS INC.
BOX 130

TETON, ID 83451

Source: GROUNDWATER

Diversion Pt: SWSE Sec 33 T 06N R 41E

Use: IRRIGATION (5.320 CFS)

Date Filed: 8/21/1985

In: T05N R41E S04 Lot 4 (NWNW)

SWNW NWSW SWSW S05 Lot 1 (NENE)

SENE NESE SESE S08 NENE S09

NWNW 266.0 ACRES TOTAL

22-07521

PARKINSON FARMS

132 WEBSTER AVENUE

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SWSW Sec 29 T 06N R 41E

Use: IRRIGATION (3.200 CFS)

Date Filed: 1/31/1986

In: T06N R41E S29 NENE NWNE

SWNE SENE S30 NESE SWSE SESE

160.0 ACRES TOTAL

22-07522

WOOD BROTHERS

P.O. BOX 4821

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: NESWSE Sec 10 T 05N R 41E

Use: IRRIGATION (2.400 CFS)

Date Filed: 1/31/1986

In: T05N R41E S10 SWSW SESW
SWSE 120.0 ACRES TOTAL

22-07528

WEBSTER, BRUCE

37 SUNSET CIRCLE

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SWNW Sec 5 T 04N R 41E

Use: IRRIGATION (3.000 CFS)

Date Filed: 7/15/1987

In: T04N R41E S05 Lot 4 (NWNW)

SWNW NESW SWSW SESW

S06 Lot 1 (NENE) SENE NESE SESE S07

NENE T05N R41E S32 NWSW SWSW

SESW SWSE 600.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before DECEMBER 4, 1989.

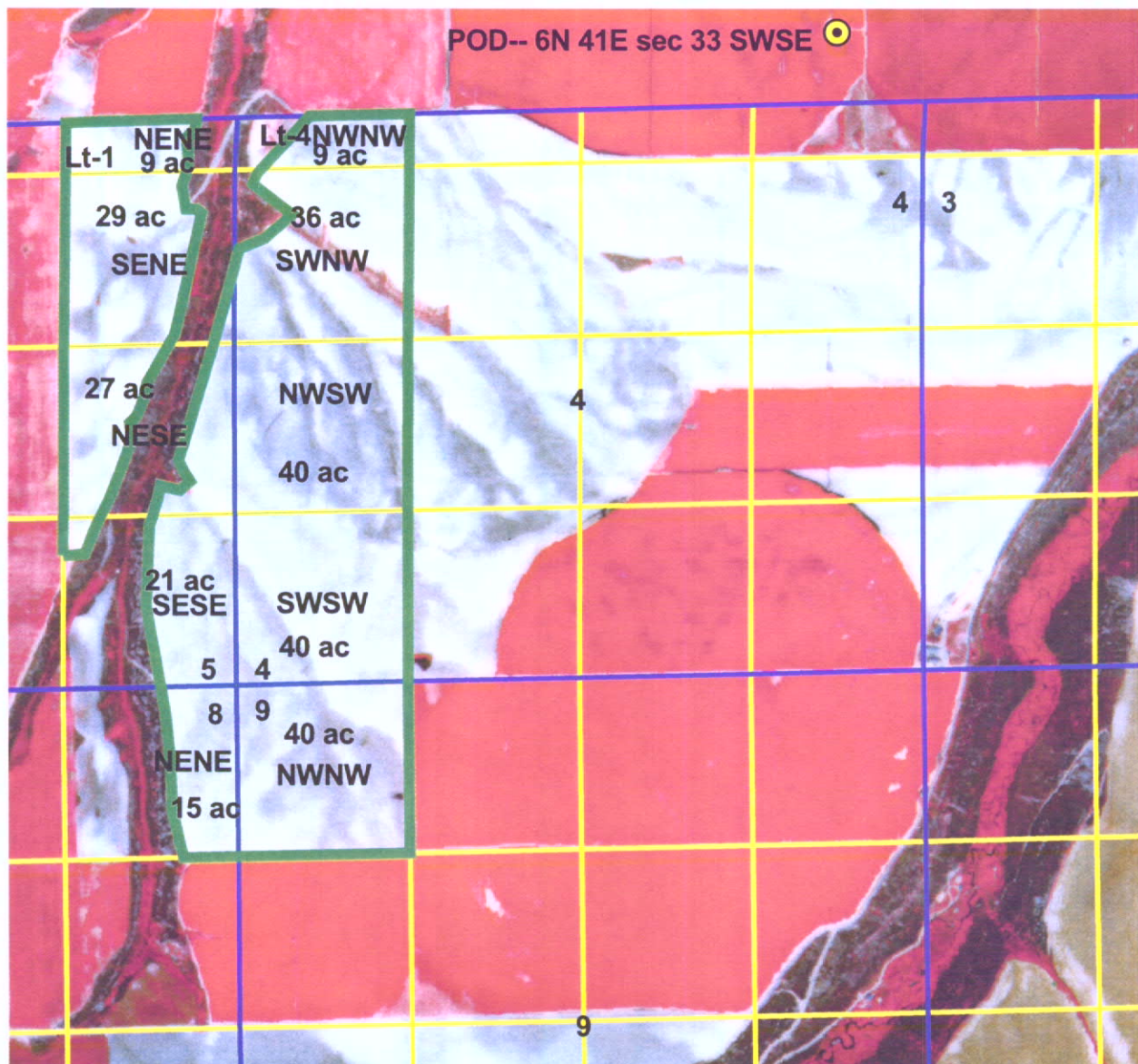
R. KEITH HIGGINSON
Director

Publ. Nov. 16 and 23, 1989SJ.

MAR 26 1990

22-07518

05N, 41E SEC. 4, 5, 8, 9

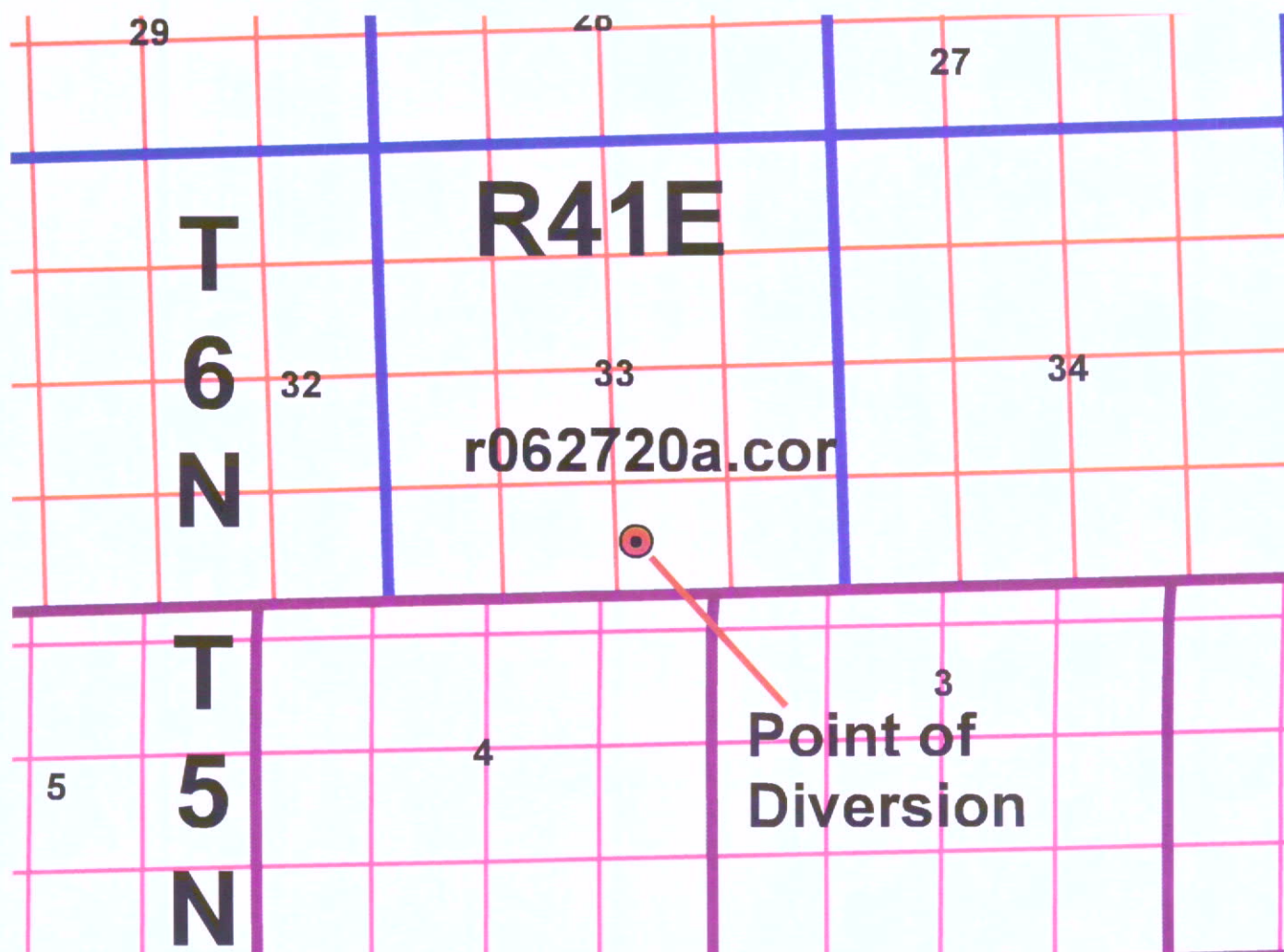


POINT OF DIVERSION



PLACE OF USE

MICROFILMED
OCT 04 2002



Posnpnt.dbf



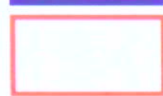
S05n41e.shp



T05n41e.shp



S06n41e.shp



T06n41e.shp

22-07518

MICROFILMED
OCT 04 2002

More cut here on
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413
L-3

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88.2
18

201

POD is outside this map.

POU for this permit is outlined

in yellow with yellow diagonals

Total POU for this POD

outlined in yellow with 450

Some outside of this 10

map.

OCT 04 2002

MICROFILM'D

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T-1682

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13

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22-7518

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1800

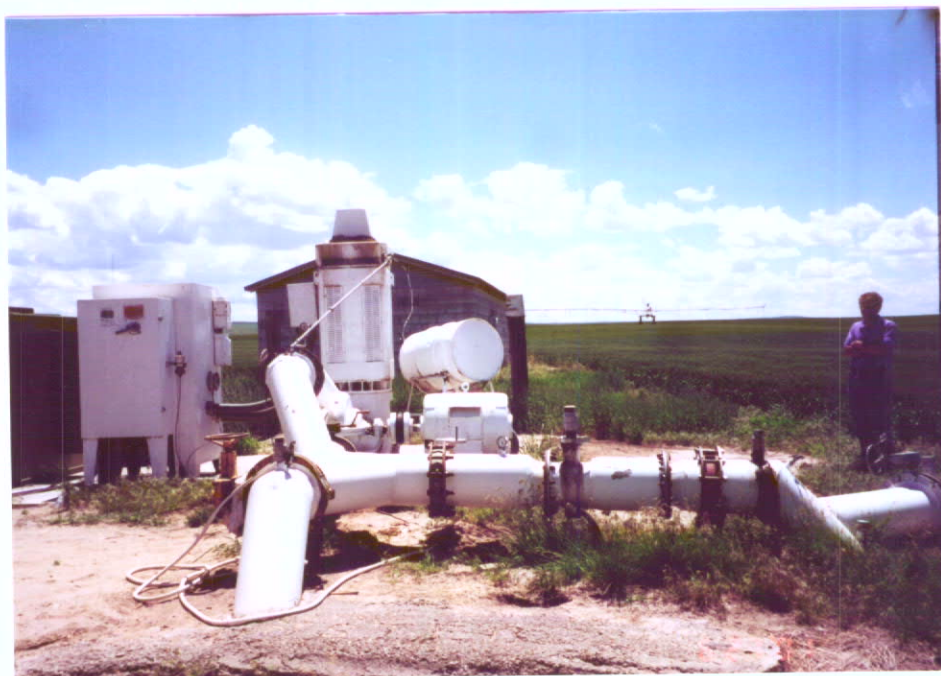


POD # 22-7518 Facing north

MICROFILMED
OCT 04 2002



POD # 22-7518 Facing east



POD # 22-7518 Facing south

MICROFILMED

OCT 04 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70177

This is to certify that: SETH WOOD FARMS INC
280 SHOSHONE AVE
REXBURG ID 83340
(208)356-7103

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
22-7060	AJC/License	07/31/1972	6.27 cfs	N/A		853.0	GROUND WATER
22-7518	WR/License	08/21/1985	5.32 cfs	931 af		266.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
22-7060	NO	NO	NO	YES	NO	NO
22-7518	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
22-7060	22-7060	6.27 cfs	2661.4 af	853.0	1,119.0		N/A	N/A	N/A	N/A
22-7518	22-7518	5.32 cfs	931.0 af	266.0	1,119.0		N/A	N/A	N/A	N/A
TOTALS		6.27 cfs	2661.4 af	N/A	1119.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this

15th

day of

January

20

03

[Signature]

Chief, Water Allocation Bureau

MICROFILMED

MAR 11 2003

SCANNED

JAN 16 2003

WATER RIGHT NO. 22-7060
As Modified by Transfer No. 70177

In accordance with the approval of Transfer No. 70177, Water Right No. 22-7060 is now described as follows.

Right Holder: SETH WOOD FARMS INC
 280 SHOSHONE AVE
 REXBURG ID 83340

Priority Date: July 31, 1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	6.27 CFS	2,661.4 AF
			6.27 CFS	2,661.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 4	Twp 05N	Rge 41E	MADISON County
GROUND WATER	SWSWSE	Sec. 33	Twp 06N	Rge 41E	MADISON County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	41E	3					10.0	12.0	40.0	27.0	2.0	32.0	8.0						131.0
							L3	L4											
05N	41E	4	12.0	12.0	40.0	40.0	10.0	9.0	36.0	34.0	34.0	40.0	40.0	34.0	40.0	40.0	40.0	38.0	499.0
			L1	L2															
05N	41E	5	9.0			29.0									27.0			21.0	86.0
05N	41E	8	15.0																15.0
05N	41E	9						40.0											40.0
06N	41E	33									38.0	37.0	39.0	40.0	38.0	38.0	40.0	40.0	310.0
06N	41E	34										17.0	21.0						38.0

Total Acres: 1119

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 853 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 22-7060 and 22-7518 shall not exceed 6.27 cfs, nor total combined annual volume of 2661.4 af.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

MICROFILMED SCANNED

MAR 11 2003 JAN 16 2003

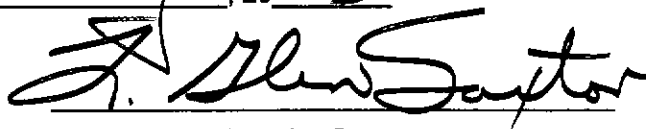
WATER RIGHT NO. 22-7060
As Modified by Transfer No. 70177

CONDITIONS OF APPROVAL

5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of January, 2003



Chief, Water Allocation Bureau

MICROFILMED

MAR 11 2003

SCANNED

JAN 16 2003

WATER RIGHT NO. 22-7518
As Modified by Transfer No. 70177

In accordance with the approval of Transfer No. 70177, Water Right No. 22-7518 is now described as follows.

Right Holder: SETH WOOD FARMS INC
 280 SHOSHONE AVE
 REXBURG ID 83340

Priority Date: August 21, 1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	5.32 CFS	931.0 AF
			5.32 CFS	931.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 4	Twp 05N	Rge 41E	MADISON County
GROUND WATER	SWSWSE	Sec. 33	Twp 06N	Rge 41E	MADISON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 41E 3					10.0	12.0	40.0	27.0	2.0	32.0	8.0						131.0
					L3	L4											
05N 41E 4	12.0	12.0	40.0	40.0	10.0	9.0	36.0	34.0	34.0	40.0	40.0	34.0	40.0	40.0	40.0	38.0	499.0
	L1	L2															
05N 41E 5	9.0			29.0									27.0			21.0	86.0
05N 41E 8	15.0																15.0
05N 41E 9						40.0											40.0
06N 41E 33									38.0	37.0	39.0	40.0	38.0	38.0	40.0	40.0	310.0
06N 41E 34									17.0	21.0							38.0

Total Acres: 1119

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 266 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 22-7060 and 22-7518 shall not exceed 6.27 cfs, nor total combined annual volume of 2661.4 af.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

MICROFILMED

MAR 11 2003

SCANNED

JAN 16 2003

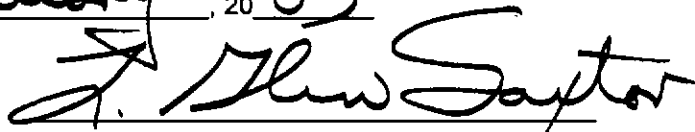
WATER RIGHT NO. 22-7518
As Modified by Transfer No. 70177

CONDITIONS OF APPROVAL

5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of January, 2003


Chief, Water Allocation Bureau

MICROFILMED
MAR 11 2003

SCANNED
JAN 16 2003

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07518

Priority: August 21, 1985

Maximum Diversion Rate: 5.32 CFS
Maximum Diversion Volume: 931.0 AF

It is hereby certified that SETH WOOD FARMS INC
C/O DAVID WOOD PRES
280 SHOSHONE AVE
REXBURG ID 83340

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 21, 1985; and has submitted Proof of Beneficial Use on September 15, 1992. An examination indicates that the works have a diversion capacity of 6.27 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	5.32 CFS	931.0 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33, Twp 06N, Rge 41E, B.M., MADISON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 41E 4						9.0	36.0			40.0	40.0						125.0
05N 41E 5						L 4							27.0			21.0	86.0
05N 41E 8																	15.0
05N 41E 9																	40.0

Total Acres: 266

CONDITIONS OF APPROVAL

1. Right 22-07060 is also diverted through the point of diversion described above.
2. Rights 22-07060 and 22-07518 when combined shall not exceed a total diversion rate of 6.27 cfs.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED
OCT 04 2002

State of Idaho
Department of Water Resources
Water Right License

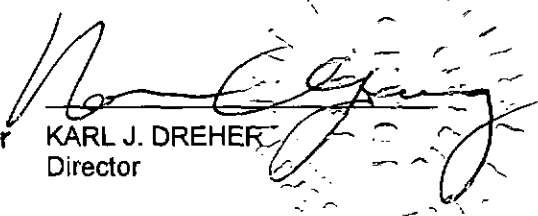
WATER RIGHT NO. 22-07518

4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 20TH day of SEPTEMBER, 2002.

Acting for


KARL J. DREHER
Director

MICROFILMED
OCT 04 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
SEP 15 1992

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 22-07518 Telephone No. 356-7103

Name(s) of Permit Holder(s): Seth Wood Farms INC.

Post Office Address: 280 Shoshone Rexburg, Id. 83440

Source of Water: Ground water - well

If ground water, well driller's name: Hopkins Date drilled: 1975

Extent of Use:
Domestic _____ (No. of households) Irrigation 266 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 5.32 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1975
This permit is to extend water to other fields on the farm

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

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

OR

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

Fee Enclosed: \$ 225.00 (See License Examination Fee Schedule)

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

David G. Wood 356-7103, 359-0144
Name Telephone No.
280 Shoshone Rexburg, Id 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.

OCT 23 1992

Sept 13-92 David Wood owner
Date Signature (and title if on behalf of a company or organization)

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single ownership
domestic use or stockwater use of
less than 13,000 gallons per day.

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 22-07518

Proposed Priority: August 21, 1985 Maximum Diversion Rate: 5.32 CFS
This is to certify, that **SETH WOOD FARMS INC.**
C/O DAVID WOOD, PRES.
262 E. 1ST S.
REXBURG, ID 83340

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	5.32 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSE Sec. 33, Township 06N, Range 41E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	41E	4	LOT 4(NWNW) 12	SWNW 40	NWSW 40	
			SWSW 40			132
		5	LOT 1(NENE) 10	SENE 18	NESE 24	
			SESE 23			75
		8	NENE 25			25
		9	NWNW 34			34

Total number of acres irrigated: 266

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1993.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

MICROFILMED

MAR 26 1990

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 22-07518

CONDITIONS/REMARKS:

7. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 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

19th day of March, 1990

J. Glen Saxton
for R. Keith Higginson, Director

MICROFILMED

MAR 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant SETH WOOD FARMS INC. % David Wood, Pres. Phone 458-4167
Post office address 262 E. 1st S., Rexburg, ID 83440 *
Box 130, Teton, ID 83451
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of SW _____ 1/4 of SE _____ 1/4, Govt. Lot _____
Sec. 33 Township 6N Range 41E B.M. Madison County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 5.32 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 5.32 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well/pump to sprinkler lines

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 NA inches; proposed depth of well is 1250 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
5 years (minimum 1 year).

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MAR 26 1990

*per corres. of 2/5/90 - keo

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	
5N	41E	4						L-4 12	40			40	40						132
		5	L-1 10			18									24			23	75
		8	25																25
		9						34											34

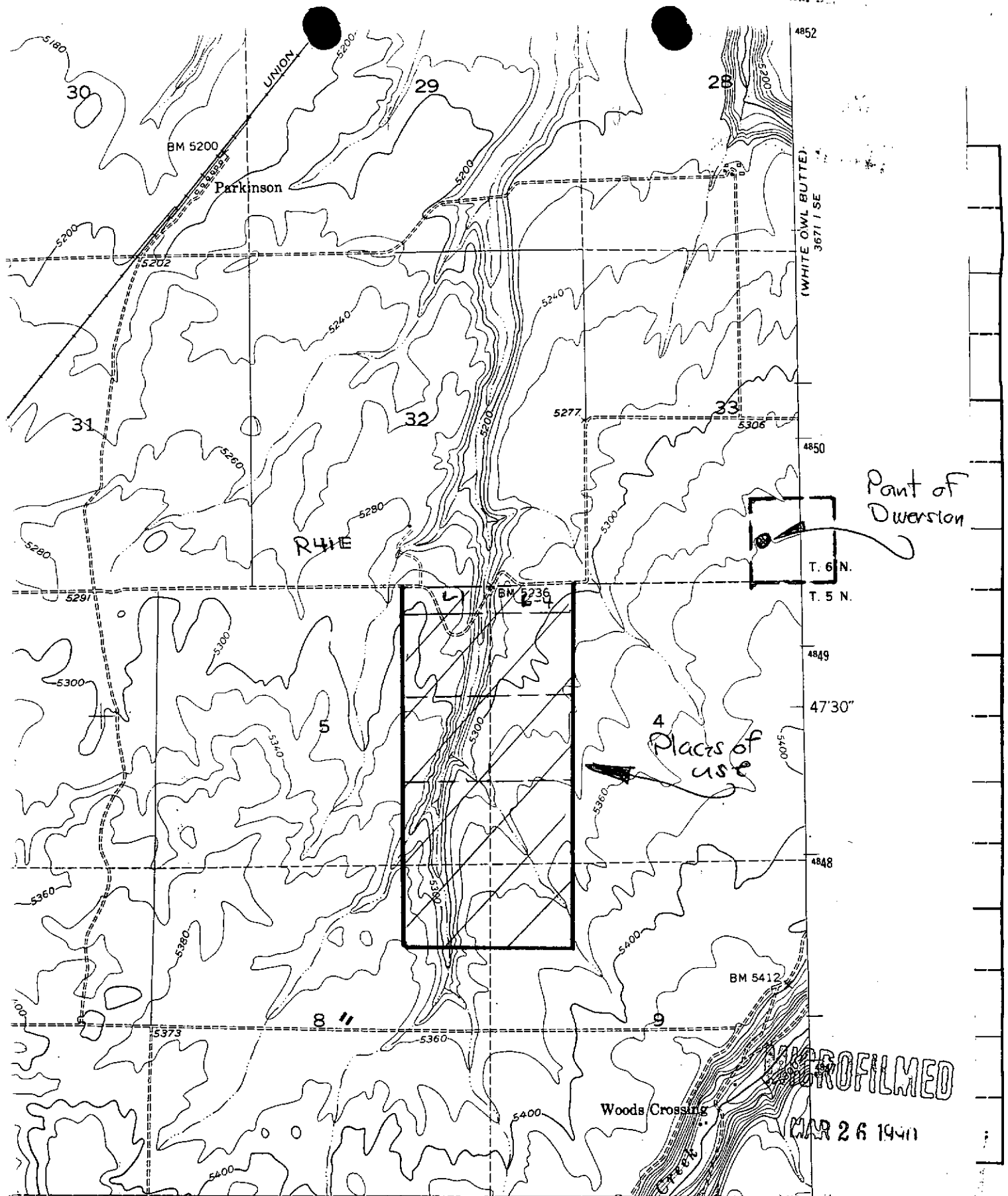
Total number of acres to be irrigated 266

10. Describe any other water rights used for the same purposes as described above. NA

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: Same Point of Diversion as License 22-7060

MAR 26 1940



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.

James Wood (pres)
(Applicant)

Received by CW Date 8-21-85 Time 1:30 Preliminary check by Ln
Fee \$ 645.00 Receipted by CT # 35482 Date 8-28-85
Publication prepared by CT RB Date 11-16-85 8-28-85 Published in Keshburg Standard-Tribune
Publication approved RB Date 12-6-89

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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MAILED 1

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

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 Water Rights #22-07518 a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for

Two consecutive issues, the first publication having been made on November 16, 1989 and the last publication having been made on November 23, 1989

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 24th day of November in the year of 1989, before me, a Notary Public, personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Joseph L. [Signature]
Notary Public for Idaho

Residing at Rexburg, Idaho
My commission expires: June 8, 1993.

RECEIVED

DEC 05 1989

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

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

22-07518
SETH WOOD FARMS INC.
BOX 130
TETON, ID 83451
Source: GROUNDWATER
Diversión Pt: SWSE Sec 33 T 06N R 41E

Use: IRRIGATION (5.320 CFS)
Date Filed: 8/21/1985
In: T05N R41E S04 Lot 4 (NWNW)
SWNW NWSW SWSW S05 Lot 1 (NENE)
SENE NESE SESE S08 NENE S09
NWNW 266.0 ACRES TOTAL

22-07521
PARKINSON FARMS
132 WEBSTER AVENUE
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: SWSW Sec 29 T 06N R 41E

Use: IRRIGATION (3.200 CFS)
Date Filed: 1/31/1986
In: T06N R41E S29 NENE NWNW
SWNE SENE S30 NESE SWSE SESE
160.0 ACRES TOTAL
22-07522

WOOD BROTHERS
P.O. BOX 4821
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: NESWSE Sec 10 T 05N R 41E

Use: IRRIGATION (2.400 CFS)
Date Filed: 1/31/1986
In: T05N R41E S10 SWSW SESW
SWSE 120.0 ACRES TOTAL
22-07528

WEBSTER, BRUCE
37 SUNSET CIRCLE
REXBURG, ID 83440
Source: GROUNDWATER
Diversión Pt: SWNW Sec 5 T 04N R 41E

Use: IRRIGATION (3.000 CFS)
Date Filed: 7/15/1987
In: T04N R41E S05 Lot 4 (NWNW)
SWNW NESW NWSW SWSW SESW
S06 Lot 1 (NENE) SENE NESE SESE S07
NENE T05N R41E S32 NWSW SWSW
SESW SWSE 600.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before DECEMBER 4, 1989.

R. KEITH HIGGINSON
Director

Publ. Nov. 16 and 23, 1989SJ.

MAR 26 1990

MEMORANDUM

TO: FILE 22-7518

FROM: VAULT

RE: TRANSFER # 70177

DATE: 1.16.03

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 22-7060

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MAR 11 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 24, 2002

SETH WOOD FARMS INC
C/O DAVID WOOD PRES
280 SHOSHONE AVE
REXBURG ID 83340

RE: License No. 22-7518 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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OCT 04 2002

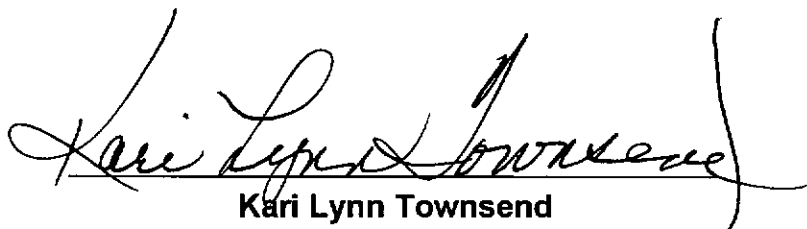
CERTIFICATE OF SERVICE

I hereby certify that on September 24, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

22-7518

SETH WOOD FARMS INC
C/O DAVID WOOD PRES
280 SHOSHONE AVE
REXBURG ID 83340



Kari Lynn Townsend
Secretary

MICROFILMED

OCT 04 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

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OCT 04 2002

FINAL ORDER

The Director 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 Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

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

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

LICENSE REVIEW CHECKLIST

Permit No. 22-7518 Date: 9-11-02 Reviewer: Kay Walker

Change/OK

Name/Address

add phone # and "ave" to street

Source

Point of Diversion:

OK
OK

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use

OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s):

22-07060 @ pld - no pld
OL

File reviewed Profile reports printed

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 5.32 cfs
Fee Limit 6.0 cfs
Measured 6.27 cfs
Theoretical _____ cfs

Recommended Total Diversion Rate 5.32

Water Uses

OK

Change (P46)

Season of Use per new Standards

4-1 10-31

Irrigation 5.32 cfs 931.0 af
Stockwater _____ cfs _____ af
Domestic _____ cfs _____ af
_____ cfs _____ af
_____ cfs _____ af
Total 5.32 cfs 931 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1-acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette (W22/047/27A)

Stockwater for US (R37)

Volume Determination

5.32 cfs x 1.9835 x 214 days = 2258.2 af (vs) 266 acres x 3.5 (FHR) = 931.0 af
2.5 (con)

Remarks: W36 - ~~22~~ - 22-7060

Additional Conditions NO Watermaster Control 01

_____ GW Measurement/Measuring Device

_____ Other

Trust R55 - remove 051)

Non-trust (048)

GW Dist? Madison

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? _____ yes If yes, explain why below.

no

SRBA Claim?

not req'd

Adjust memo _____

Amend Letters _____ P87, S06

Second Amendment Notice _____ S06

Comment Report

22-7518

1. kwalker 9/11/2002 System Capacity

Comment: Examiner measured 6.24 cfs when exam was conducted on this system.

License 22-07060 which is diverted from same well shows a quantity of 6.27 cfs. I am using the licensed rate of 6.27 as the capacity and limiter of this right.

2. ANDREGG 9/21/1992 Proof of Beneficial Use Rcvd

Comment: Proof of Beneficial Use Rcvd

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OCT 04 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 15 2002

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 22-075181. Owner: Seth Wood Farms Inc. Phone No. (208) 356-7103Current Address: 280 Shoshone Ave, Rexburg, ID 834402. Accompanied by: David Wood EXAM DATE: 6-27-01

Address: _____ Phone No. _____

Relationship to Permit Holder: President of Corp3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE2. Other water rights with the same point of diversion: Yes 22-7060

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SE	33	6N	4E	Madison	GPS R062720A

2. Place(s) of Use:

Indicate Method of Determination Aerial Photo

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	4E	4					9	IT-4	36		40	40							125
		5	9			29									27			21	86
		8	15																15
		9					40												40

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266

[illegible]

 Photo of Diversion and System Attached

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Westinghouse	600	1s 73	Johnston	
Booster	Marathon	150	FA96644117-2		

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

$$\approx 6.24 \text{ efs}$$

Well to pump / booster - pivots and handlines

Three pivots and a group of handlines were running at the time of measurements. Due to lack of good mounting location at pump, it was necessary to measure at each pivot separately.

Pivot #2

Thickness .104 Dia 8.01

5 min = 3771 gallons

Pivot #4

Thickness .111 Dia 8.00

5 min = 4588 gallons

Pivot #3

Thickness .101 Dia 8.00

5 min = 4859 gallons

Handline mainline

Thickness .109 Dia 8.00

5 min = 780 gallons

This water right is used with 22-7060
22-7060 → 6.27 CFS 853 AC 2661.4 AF/A

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

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F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

fuji meter

6.24 cfs

MAX Q = 6.27 cfs (measured on
22-7060)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 266 \times 4 = 1064$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2258 \text{ AF}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1064$$

2. Volume Calculations for Other Uses:

This right
COMBINED WITH 22-7060 would be limited to
6.27 cfs and 2661.4 AF/A on 1119 acres

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR	4/01	10/31	5.32	1064 AF/A
Totals:			5.32	1064 AF/A

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 Steve Mueller Date 6-27-01Reviewer DAVE CARLSON Date 3/7/2002

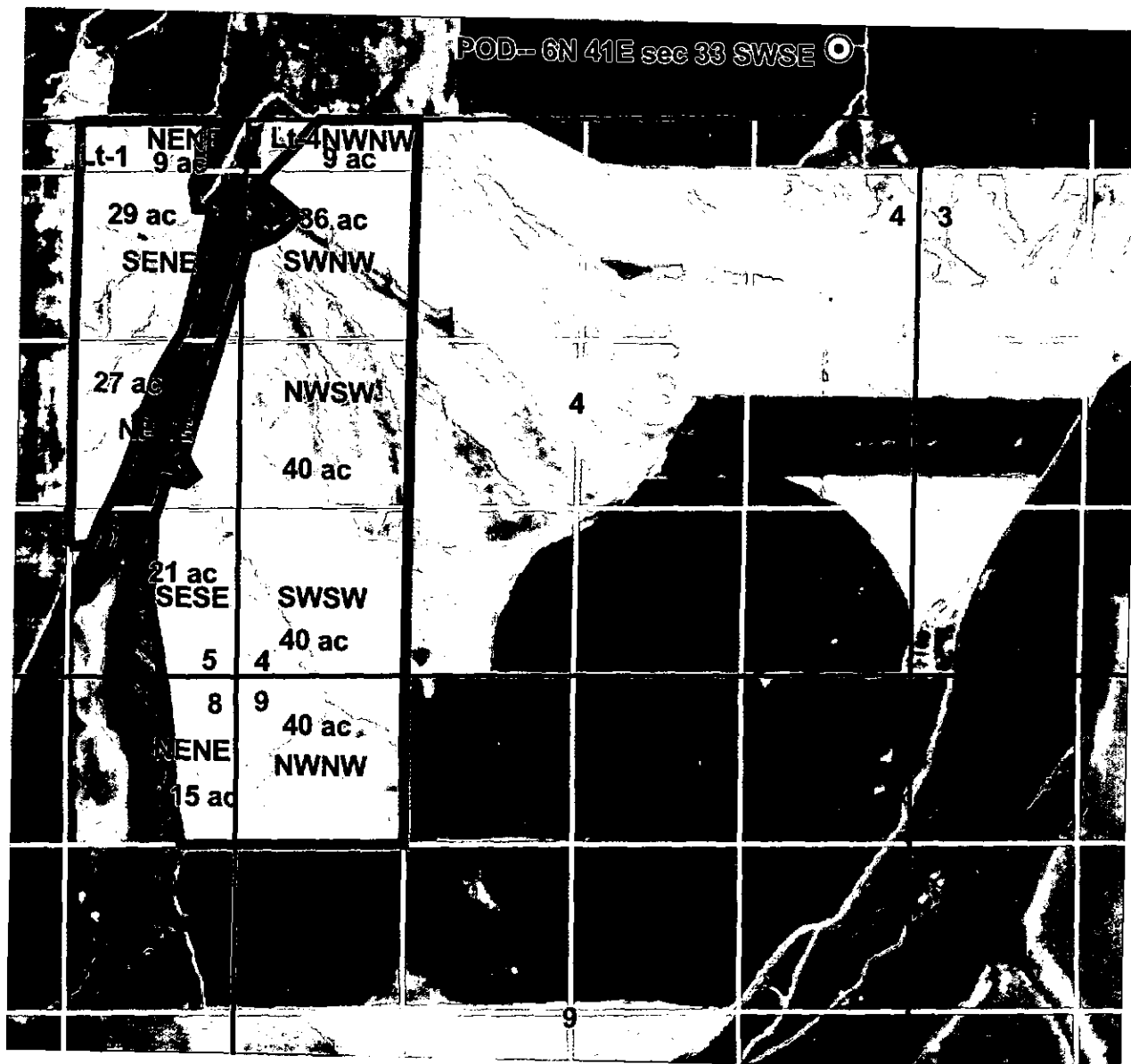
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04 2002

22-07518

05N, 41E SEC. 4, 5, 8, 9

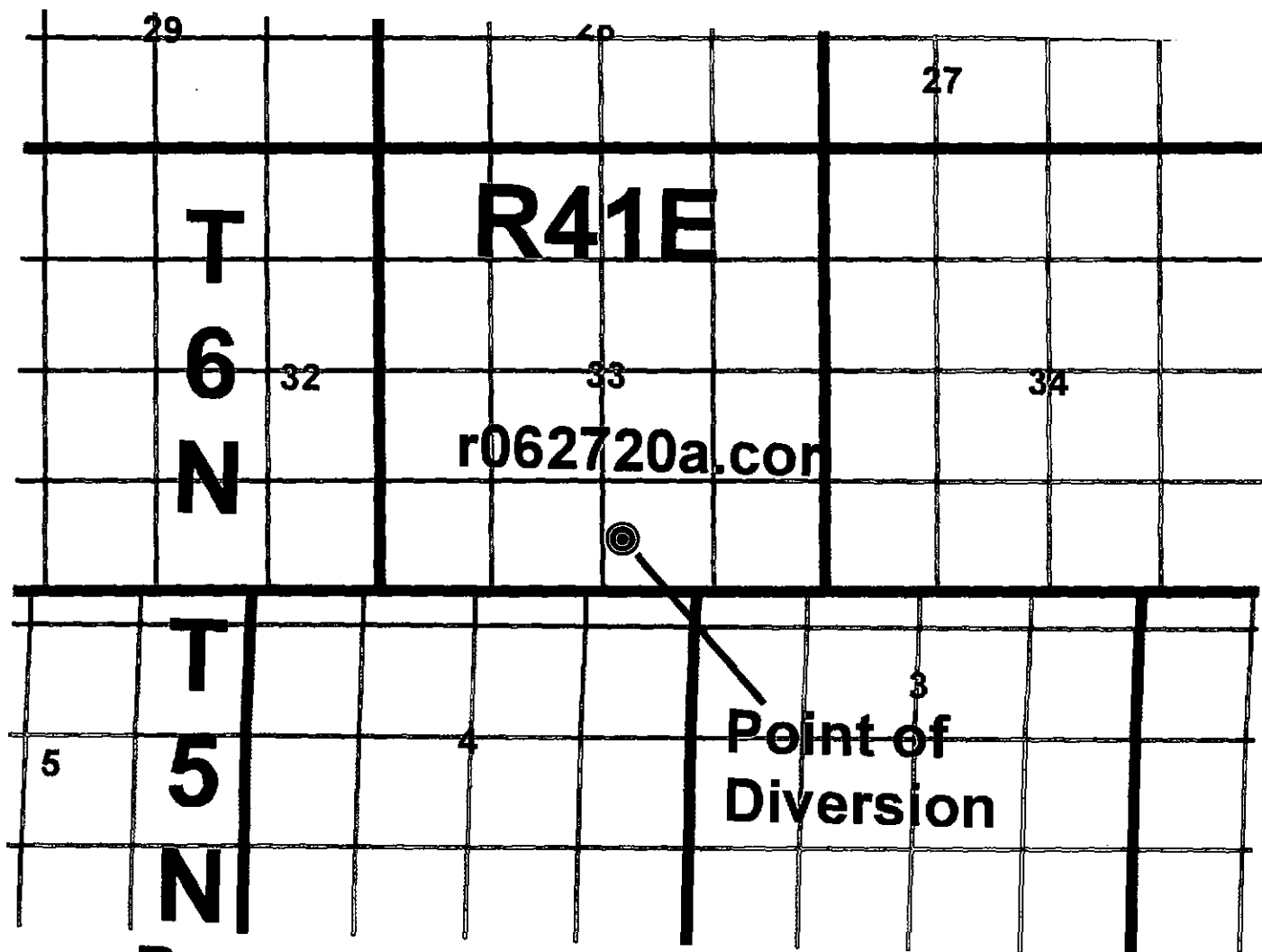


⊙ POINT OF DIVERSION



PLACE OF USE

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OCT 04 2002



© Posnpnt.dbf

□ S05n41e.shp

□ T05n41e.shp

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22-07518

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OCT 04 2002

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POD is outside this map.
 POV for this permit is outlined
 in yellow with yellow diagonals.
 Total POV for this POD
 outlined in yellow with 450
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 OCT 10 & 2012
 MICROFILM LTD

An aerial photograph of a coastal or wetland area with various contour lines and boundaries. Handwritten annotations include:

- "POD is outside this map."
- "POU for this permit is outlined in yellow with yellow diagonals"
- "Total POU for this POD |
outlined in yellow with 45° some outside of this |

Numerical labels scattered across the map include "88.2", "190", "18", "2013", "10", "6.6", "7.1", "2.9", and "9.10". A scale bar at the bottom right indicates "155.5'". The date "OCT 10 & 2012" and the word "map." are also present. In the top right corner, it says "MICROFILMED" and "9".

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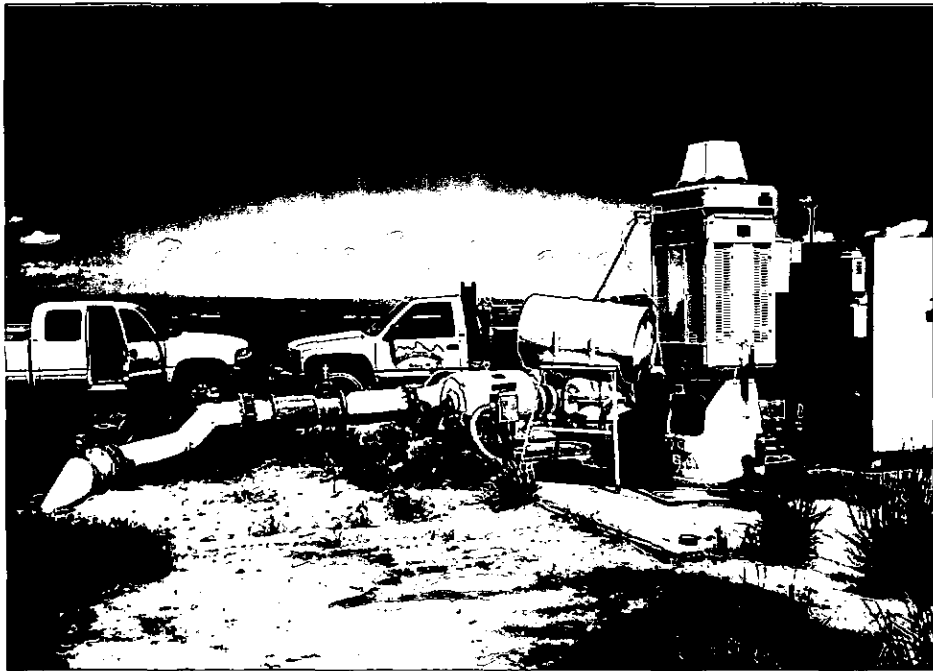
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155.5
 9
 OCT 10 & 2012
 MICROFILMED

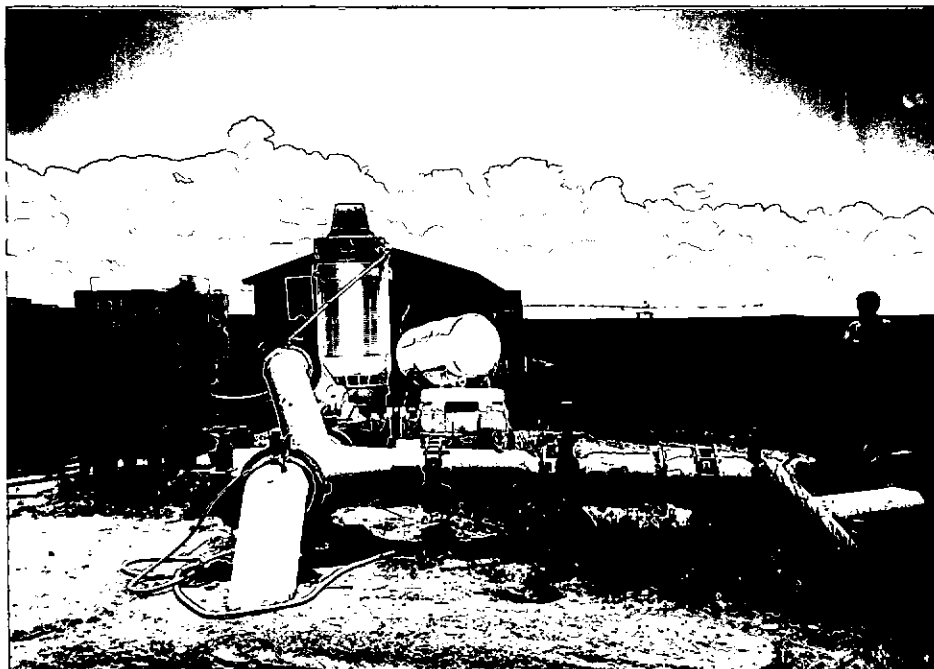


POD # 22-7518 Facing north

MICROFILMED
OCT 04 2002



POD # 22-7518 Facing east



POD # 22-7518 Facing south

MICROFILMED

SEP 8 2002

September 25, 1992

SETH WOOD FARMS INC.
C/O DAVID WOOD, PRES.
280 SHOSHONE
REXBURG ID 83340

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07518

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

RECORDED
OCT 23 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 22-07518

Reviewed by Klg

Date 9/21/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
no Address same as permit?
yes Proof timely received?
If not, complete calculation below.

irrigate - 266
yes Correct Uses?

SOURCE OF WATER

 Surface water source
✓ Ground water source

NA Drilling permit required?

1975 / Copy in the file? Drilling Permit No.

/ Amount paid for permit Correct?

/ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
28225 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
yes Installed?
NA 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 280 Shoshone 9/21/92 Klg

Proof Made 9/25/92
9/25/92 Klg

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. P22-07518
Name(s) of Permit Holder(s): Seth Wood Farms Inc.
Post Office Address: 262 E 1st St.
Rexburg, Idaho Tel. No. 208 356-7103

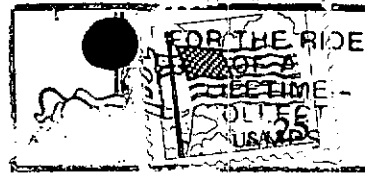
- ☒ I hereby certify that construction of diversion works for the above referenced permit began on Nov 1st - 89. I understand that I must
(date)
continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is
not an acceptable reason.

Mar 31st 90
Date

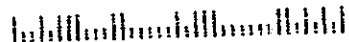
Dan Wood
Signature of Permit Holder

Seth L. PO F. CATELLO, JR. C.
262 E. 1st
Rexburg, Ida 83440



RECEIVED
APR 2 1990

Department of Water Resources
IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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) 327-7900
March 20, 1990

SETH WOOD FARMS INC.
C/O DAVID WOOD, PRES.
262 E. 1ST S.
REXBURG, ID 83340

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

RE: PERMIT NO. P22-07518

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

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MAR 26 1990

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

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 into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECORDED

MAR 26 1990

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: G. F. RAMSEY APPLICATION NUMBER: 22-7518
CHECK: AUG 21 1985

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____
Date: _____
Comments: _____

☒ Fee.

- ☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Rule 4,5,1 Date

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* P/O SAME AS 22-7060
In form for advertising.
Final date for protests: 12-4-89
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: _____
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☒ Yes ☐ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? 01-P05
8-21-1985 Date of priority recommended.

Special conditions of approval or cover letter. L0167

Also used assignment to David Wood

App. in NON-TRUST area-

Need Rule 4,5,1. Date

Allow 3 yrs. for Bill development

By: HWT Date: 2-7-90

STATE OFFICE REVIEW:

P05, P23, P03, P17

46 48 49 016 26

- ☐ See attached sheet for more information.

By: KW

Date: 2-22-90

KW

3-2-90

Department of Water Resources

RECEIVED

FEB 13 1990

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

MEMORANDUM

TO: File No. 22-7518
FROM: Gary Spackman *Gary*
DATE: March 1, 1990

RE: Sufficiency of Information Submitted to Satisfy Rule 4,5,3.

I have reviewed the information submitted by the applicant attempting to comply with requirements of Rule 4,5,3. of the Water Appropriation Rules and Regulations. I find that the information submitted satisfies the criteria, and this application should be prepared for approval.

MANUFACTURED

MAR 26 1990

RECEIVED

Harold W. Jones

FEB - 6 - 1990

Feb 5-1, 90

Water Resource Supervisor

Department of Water Resources
Eastern District Office

Dept. of Water Resources

I am replying to your letter of December 21st, 1989 requesting more information concerning my water right application 22-07518. The 266 acres I'm applying for is acreage being added to my existing water system. No new well is planned at this time. Since we have made improvements from handline sprinkler pipe into low pressure pivots, we are able to cover more acres.

45,3,1,2. There are no other wells within a $\frac{1}{2}$ mile radius of the ^{current} point of diversion or well already in existence.

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MAR 26 1990

45,3,1,3. Nothing is planned.

45,3,2,1. Diversion rate: 2000 gpm during the peak use period and average.

Volume diverted per year: 400 Acre feet

Period of year: April 1 through Nov. 1

Consumptive rate: 266 Acre feet

45,3,2,2. Well is approximately 1150 ft. deep into rhyolite. Water table is at 650 ft. located approximately 10 miles east of Rexburg.

4,5,3,6,2. The project is for irrigation purposes
on a three year rotation of crops.
1 year grain, 1 year potatoes, 1 year grain or peas.

If I can be of further assistance or
you need more information please call me
at 356-7103.

Thank you.

David Woodpres.
Soth Wood Farms Inc.
262 E. 1st So. Rexburg

MICROFILMED

MAR 26 1990

DAVID G. WOOD
262 East 1st South
Rexburg, Idaho 83440



MICROFILMED

MAR 26 1990

Harold W. Jones Supervisor
State of Ida. Dept. of Water Resources.
150 Shoup - Suite 15
Idaho Falls, Ida. 83402

DEC.21, 1989

DAVID WOOD
262 E. 1ST S.
REXBURG, ID 83440

DEAR MR. WOOD:

WE ARE CURRENTLY PROCESSING YOUR APPLICATIONS 22-07518
FOR A WATER RIGHT. FOR ANY APPLICATION OR PERMIT WHICH EXCEEDS
200 ACRES OR 5.00 CFS THE INFORMATION ON THE ATTACHED SHEETS
ARE REQUIRED BEFORE ANY FURTHER PROCESSING CAN TAKE PLACE.
PLEASE TRY TO ANSWER THE HIGHLIGHTED QUESTIONS TO THE BEST OF
YOUR ABILITY. IF YOU NEED ADDITIONAL CLARIFICATION PLEASE GIVE
ME A CALL AT 525-7161.

SINCERELY,

HAROLD W. JONES
WATER RESOURCE SUPERVISOR

NOT FILMED

MAR 26 1990

DEC.12, 1989

JAMES WOOD
PO BOX 610
REXBURG, ID 83440

DEAR MR. WOOD:

WE ARE CURRENTLY PROCESSING YOUR APPLICATION ²²~~25~~-07518
FOR A WATER RIGHT. FOR ANY APPLICATION OR PERMIT WHICH EXCEEDS
200 ACRES OR 5.00 CFS THE INFORMATION ON THE ATTACHED SHEETS
ARE REQUIRED BEFORE ANY FURTHER PROCESSING CAN TAKE PLACE.
PLEASE TRY TO ANSWER THE HIGHLIGHTED QUESTIONS TO THE BEST OF
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ME A CALL AT 525-7161.

SINCERELY,

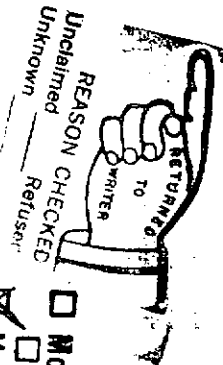
HAROLD W. JONES
WATER RESOURCE SUPERVISOR

Resend to,
David Wood
262 E. 1st S.
Rexburg, ID 83440

MICROFILMED

MAR 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
150 Shoup — Suite 15
Idaho Falls, Idaho 83402



- ☐ Moved, left no address
- ☐ No such number
- ☒ Moved, not forwardable
- ☐ Attempted-Not known

Seth Wood Farms, Inc.
Box 130
Teton, ID 83451



MAILED

MAR 26 1990





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

13-Nov-1989

Seth Wood Farms, Inc.
Box 130
Teton, ID 83451

RE: Application for Permit No. 22-7518

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right Permit. 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,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED

MAR 26 1990

13-Nov-1989

Seth Wood Farms, Inc.
Box 130
Teton, ID 83451

RE: Application for Permit No. 22-7518

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

RECEIVED

MAR 26 1990

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

Idaho Falls, Idaho 83402
(208) 525-7161

NOVEMBER 7, 1989

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 DECEMBER 4, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED

MAR 26 1990

22-07518

SETH WOOD FARMS INC.
BOX 130
TETON, ID 83451

Source: GROUNDWATER

Diversion Pt: SWSE Sec 33 T 06N R 41E

Use: IRRIGATION (5.320 CFS)

Date Filed: 8/21/1985

In: T05N R41E S04 Lot 4 (NWNW)	SWNW	NWSW	SWSW
S05 Lot 1 (NENE)	SENE	NESE	SESE
S08 NENE			
S09 NWNW			

266.0 ACRES TOTAL

RECORDED
MAR 2 1990

The permit(s) will be subject to all prior water rights. Protests may be submitted base[REDACTED] 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 DECEMBER 4, 1989.

R. Keith Higginson, Director

Published 11/16/1989 & 11/23/1989

MICROFILMED

MAR 26 1990

22-2518

SETH WOOD FARMS INC.

BOX 130, TETON, ID 83451

Source: GROUNDWATER

Date Filed: 08/21/1985

Diversion Pt: SWSE Sec 33 T 06N R 41E

Use: IRRIGATION (5.32 CFS)

In: LOT 04 (NWNW) SWNW NWSW SWSW Sec 04 T 05N R 41E LOT 01 (NENE) SENE NESE
SESE Sec 05 T 05N R 41E NENE Sec 08 T 05N R 41E NWNW Sec 09 T 05N R 41E
FOR 266 ACRES

MICROFILMED

MAR 26 1990