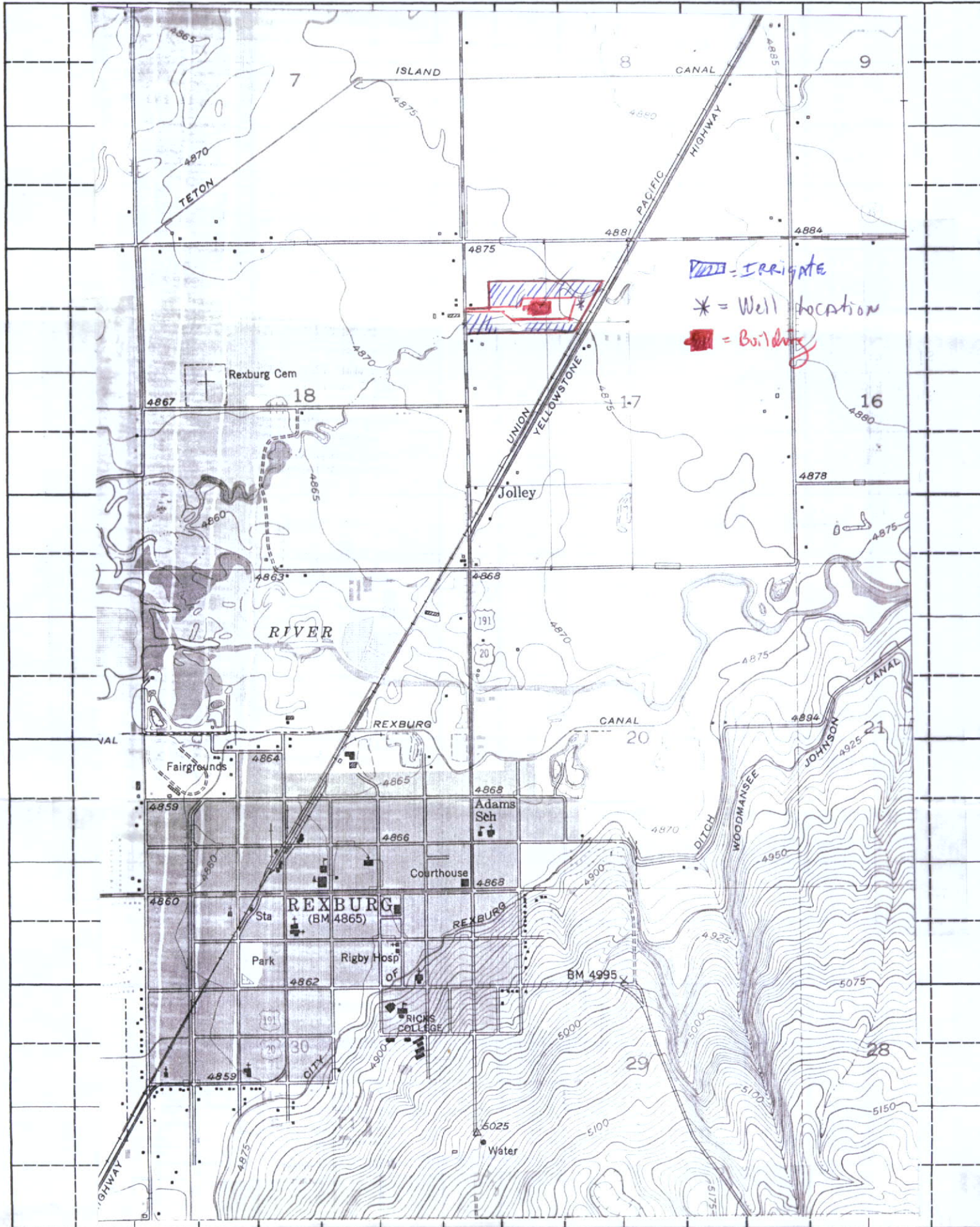


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

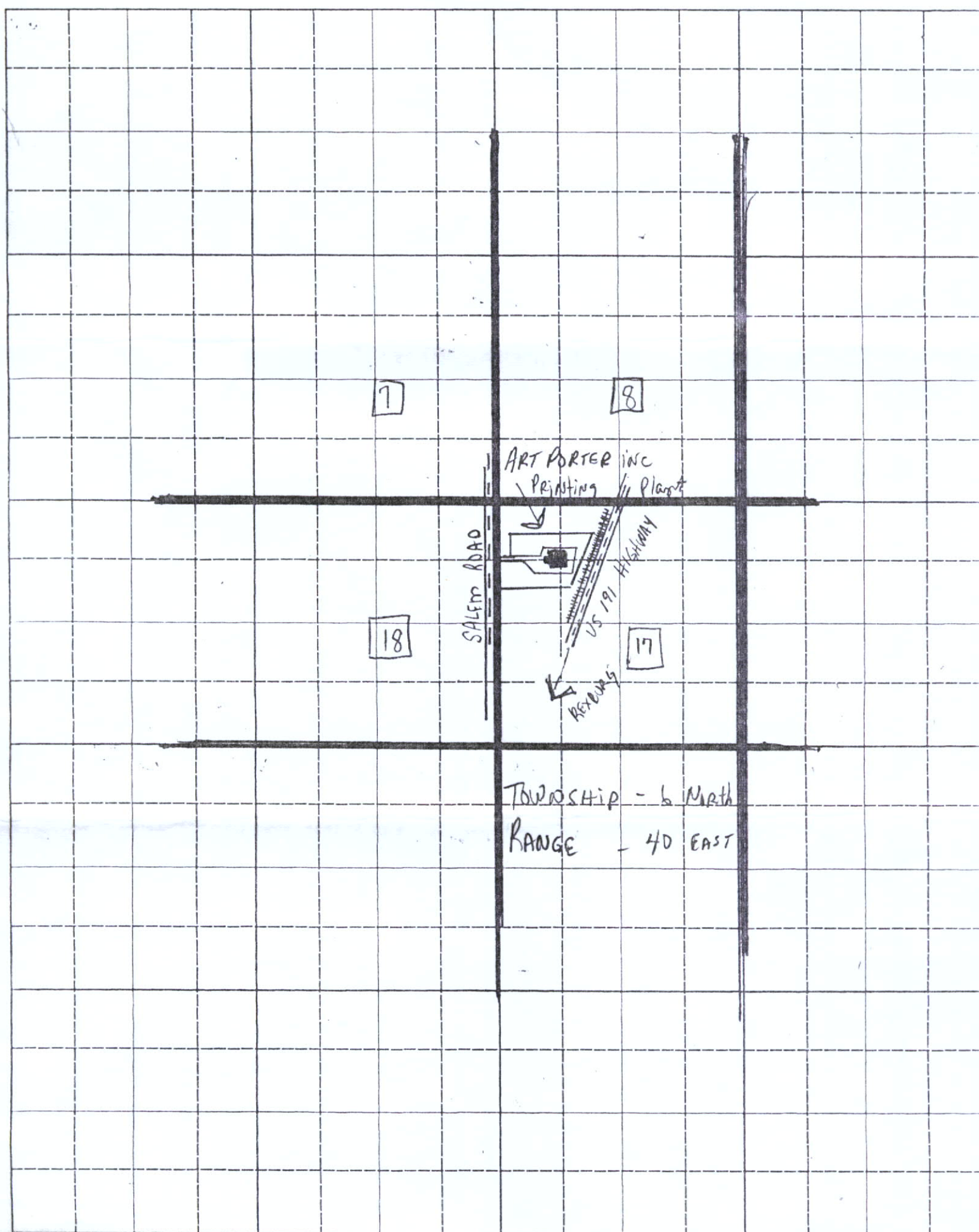
MICROFILMED

JUL 17 1989

Art Porter Inc. by
(Applicant)

Hynd Rasmussen
Asst Corp Sec.

11. 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.

MICROFILMED

JUL 17 1989

Art Porter Inc.

(Applicant)

by Hazel Kennedy

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 Of Application a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for

Two consecutive issues, the first publication having been made on February 16, 1989 and the last publication having been made on February 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 February 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.

Stephen L. Laid
Notary Public for Idaho

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

MAR 7 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:

22-07422

MOSS, JAMES B.
PICKETT, MERRILL J.
RT 1, BOX 122-W
MENAN, ID 83434
Source: GROUNDWATER
Diversion Pt: LOT 15 (SESW) Sec 2 T
05N R 38E
Use: IRRIGATION (.080 CFS),
STOCKWATER (.050 CFS), DOMESTIC
(.040 CFS)
Date Filed: 2/17/1983
In: T05N R38E S02 Lot 15 (SESW) 4.0
ACRES TOTAL

22-07436

CHURCH OF JESUS CHRIST LATTER
DAY SAINTS
50 E NORTH TEMPLE STREET

SALT LAKE CITY, UT 84150
Source: GROUNDWATER
Diversion Pt: NENW Sec 36 T 06N R
39E
Use: IRRIGATION (.180CFS)
Date Filed: 5/13/1983
In: T06N R39E S36 NWNE NENW 9.0
ACRES TOTAL

22-07473

ART PORTER, INC.
P.O. BOX 658
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: NENW Sec 17 T 06N R
40E
Use: IRRIGATION (.650 CFS) IN-
DUSTRIAL (.500 CFS)
Date Filed: 12/23/1983
In: T06N R40E S 17 NENW NWNW
SWNW SENW 33.0 ACRES TOTAL

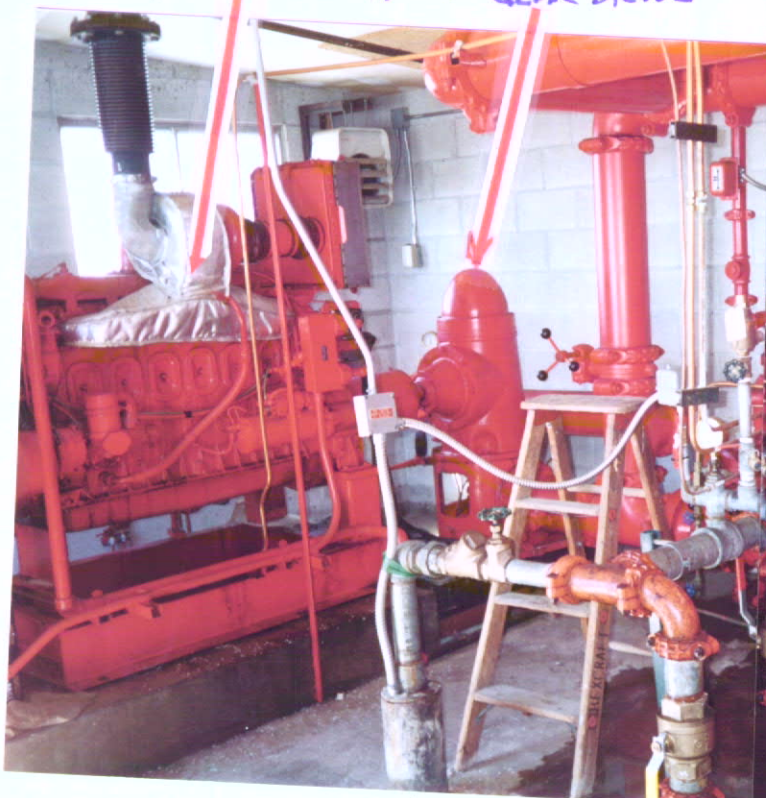
The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before MARCH 6, 1989.

R. KEITH HIGGINSON
Director
Publ. Feb. 16 and 23, 1989J.

MICROFILMED

JUL 17 1989

SW WELL
DIESEL MOTOR 90° GEAR DRIVE



SE Well
6" - 5hp



OPEN DISCHARGE
PIPE
NW WELL
16" - 200hp



NE Well
10" - 15hp

MICROFILMED
JAN 06 1968

22-07473

Pump House



DITCH
←
FOR FLOOD
IRRIGATION

VIEW LOOKING SE

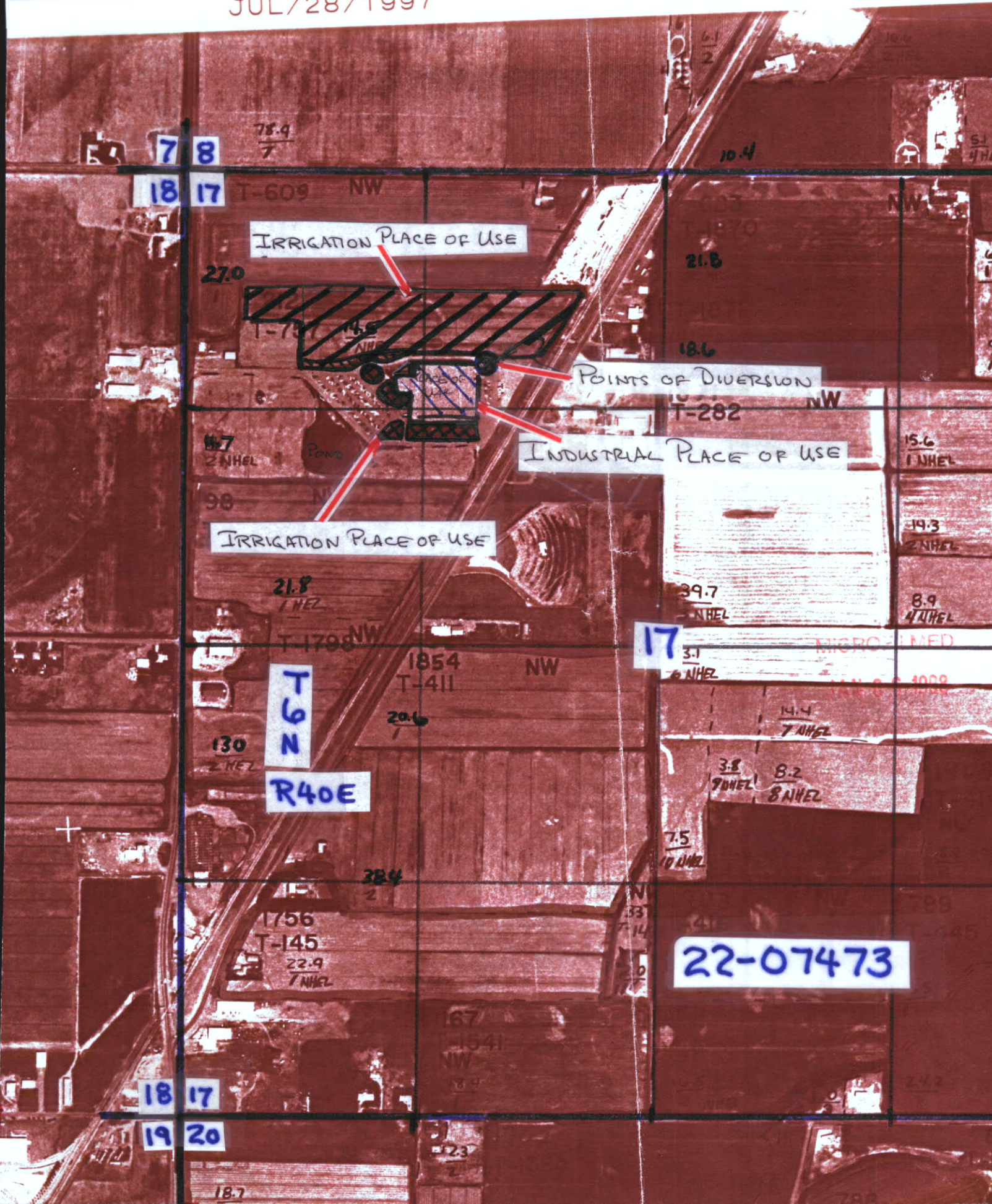
OPEN DISCHARGE
PIPE

22-07473

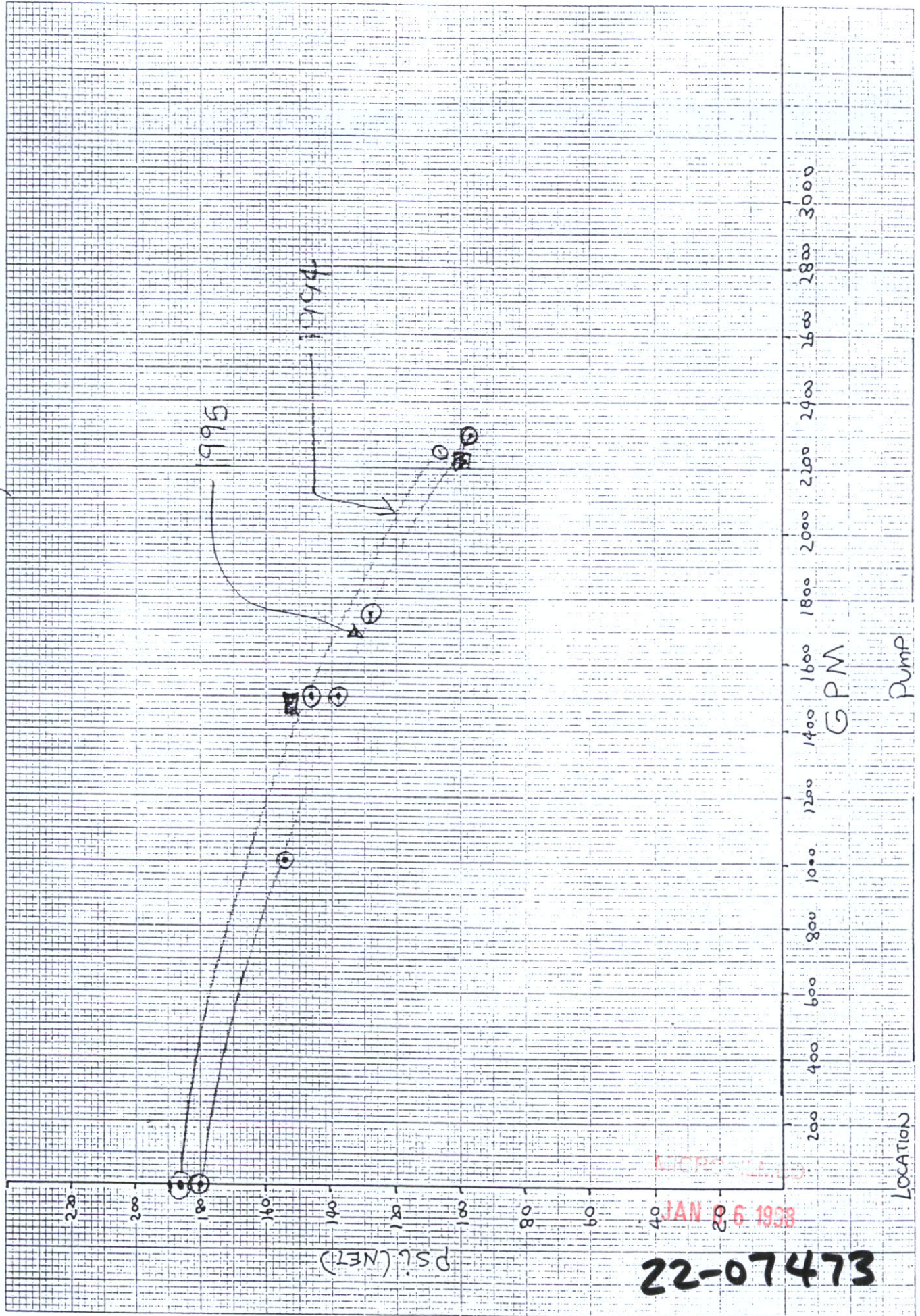
MICROFILMED

JAN 06 1988

JUL/28/1997

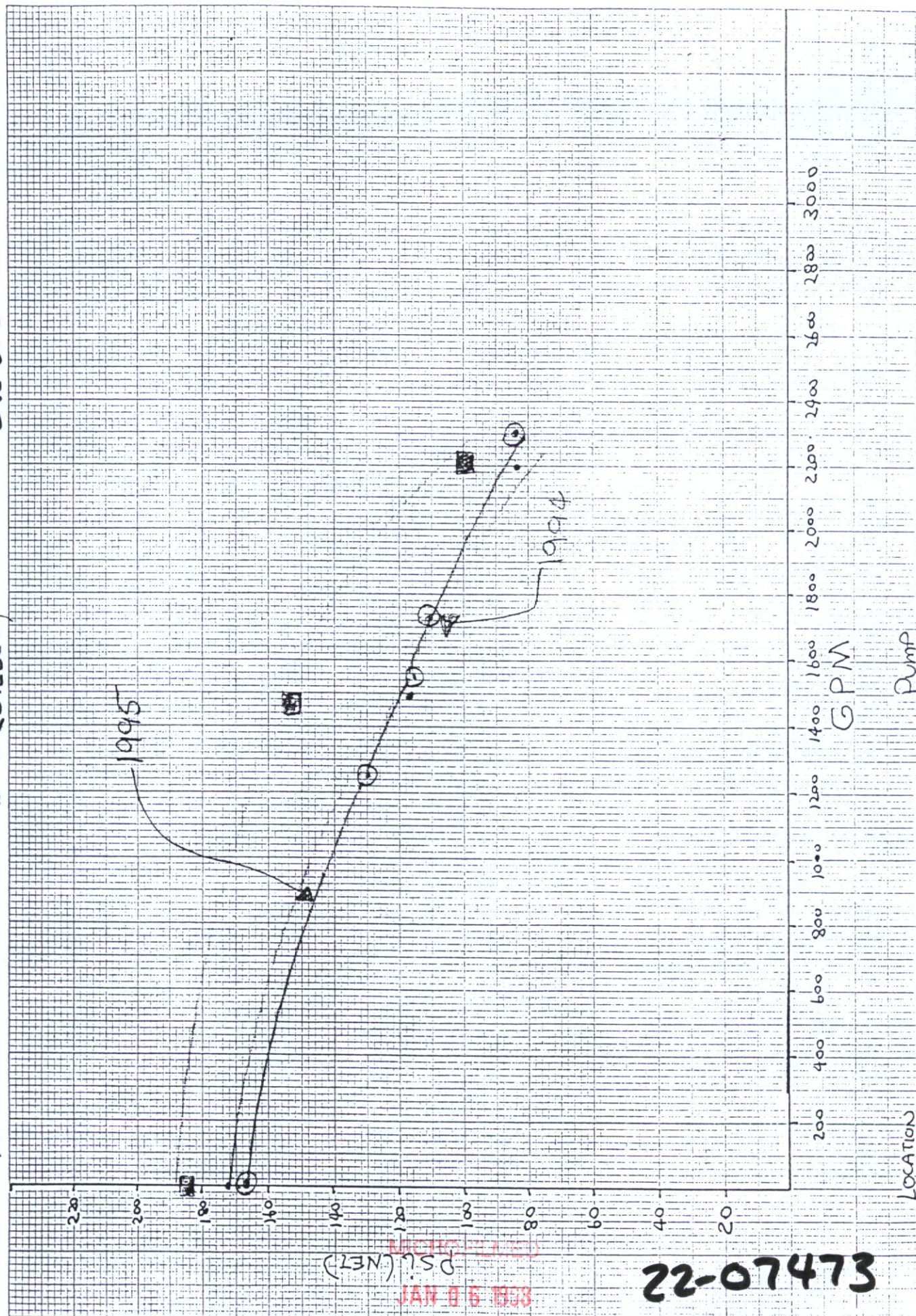


1500 GPM VERTICAL TURBINE (ELECTRIC MOTOR) NW WELL



22-07473

1500 GPM VERTICAL TURBINE (DIESEL) SW WELL



RECEIVED
JAN 9 8 AM
PSL (NET)

22-07473

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07473

Priority: December 23, 1983

Maximum Diversion Rate:

0.84 CFS

This is to certify, that ARTCO INC
NO 1 STATIONARY PLACE
REXBURG ID 83440

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated December 23, 1983; and
has submitted Proof of Beneficial Use on June 6, 1989. An examination indicates
that the works have a diversion capacity of 10.700 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.34 CFS	
INDUSTRIAL	01/01 to 12/31	0.50 CFS	
	Totals	0.84 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 17, Township 06N, Range 40E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	40E	17	NENW 7	NWNW 8	SWNW 1	
			SEnw 1			17

Total number of acres irrigated: 17

PLACE OF USE:

INDUSTRIAL, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED
JAN 06 1993

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 22-07473

CONDITIONS OF APPROVAL AND REMARKS

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual diversion volume of 59.5 af for irrigation of the lands above.
7. Use of water under this right for industrial purposes shall not exceed a total annual diversion volume of 324.3 af.
8. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater for irrigation purposes under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
9. This right shall not be used for irrigation purposes if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
10. Four points of diversion located within NENW, S17, T6N, R40E.
11. Industrial use is for evaporative coolers, heat exchangers, water fountains, restroom facilities and film processors.

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 DECEMBER, 1977.

Acting for

KARL J. DREHER, Director

RECORDED
JAN 06 1958

RECEIVED

DEC 22 1997

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 22-07473

Date of Priority: December 23, 1983 **Maximum Diversion Rate:** 0.84 CFS
Comes now ARTCO INC
NO 1 STATIONARY PLACE
REXBURG ID 83440 and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 22-07473, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.34 CFS	
INDUSTRIAL	01/01 to 12/31	0.50 CFS	
Totals		0.84 CFS	

LOCATION OF POINT(S) OF DIVERSION: NENW , Sec. 17, Township 06N, Range 40E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	40E	17	NENW 7	NWNW 8	SWNW 1	17
			SEnw 1			

Total number of acres irrigated: 17

PLACE OF USE:

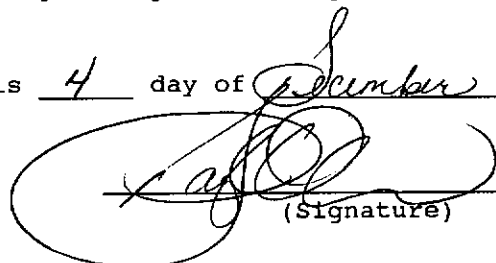
INDUSTRIAL, same as IRRIGATION use

MICROFILMED

JAN 06 1998

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

Signed at 13:10, this 4 day of December, 1997.


(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07473

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = \$50.00 Receipted by KS # CD 40914 Date 12.16.97

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 22-07473 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual diversion volume of 59.5 af for irrigation of the lands above.
7. Use of water under this right for industrial purposes shall not exceed a total annual diversion volume of 324.3 af.
8. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater for irrigation purposes under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
9. This right shall not be used for irrigation purposes if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
10. Four points of diversion located within NENW, S17, T6N, R40E.
11. Industrial use is for evaporative coolers, heat exchangers, water fountains, restroom facilities and film processors.

Witness my hand this 31ST day of DECEMBER, 1997.

MICROFILMED

JAN 06 1998

Acting for KARL J. DREHER, Director

RECEIVED

JUN 06 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received 100.00
Date 6/16/89
Receipt # CD2245
Receipt by K. L. King
Reviewed by [Signature]
Sent to region [Signature]

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. 22-07473

Name(s) of Permit Holder: Artco

Post Office Address: No. 1 Stationery Place Rexburg, Idaho 83441

Telephone No. 359-1000

Source of Water: Wells 2-16", 1-8", 1-6", all 200' deep

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 30 (acres) Other/Remark Industrial Water comes from

wells. Thirty acres are irrigated from water of Teton Island Canal.

Total rate and/or volume for which proof is submitted .5 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: Oct. 31, 1980

Measuring Device: Required? ☐ Yes ☐ No
Installed? ☐ Yes ☐ No
Fee enclosed \$ \$100.00
(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:

Ken Daniel 359-1000 Ext. 417
(Name) (Telephone Number)

No. 1 Stationery Place Rexburg, Idaho 83441
(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.

MICROFILMED

JUL 17 1989

5-30-89

Date

Carl King
Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

2/22/1989 Assigned to: Artco, Inc.

359-1000

1. Name of applicant ~~Art-Porter-inc:-*~~

Phone ~~356-3666~~

No. 1, Stationary Place

Post office address ~~P.O. Box 658,*~~ Rexburg, Idaho 83441

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17 Township 6N

Range 40E B.M. Madison County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.5 for Industrial purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Allow 0.64 cfs* ~~0.65~~ 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)

5. Total quantity to be appropriated:

*kw 4/25/1989

Allow 1.14 cfs*

a. ~~1.15~~ cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump to distribution system.

b. Height of storage dam 0 feet, active reservoir capacity 50 acre-feet; total reservoir capacity 50 acre-feet, materials used in storage dam: Excavated pit

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 10 inches; proposed depth of well is 200 feet.

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 — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17 Township 6N

Range 40E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: Industrial use which included fire protection, air conditioning, sanitary use

JUL 17 1989

*kw 4/25/1989

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	40E	17					8	14	8.5	1.5									32

Total number of acres to be irrigated 32

c. Describe any other water rights used for the same purposes as described above. 4 shares in
Teton Island Canal Co.

9. a. Who owns the property at the point of diversion Applicant

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

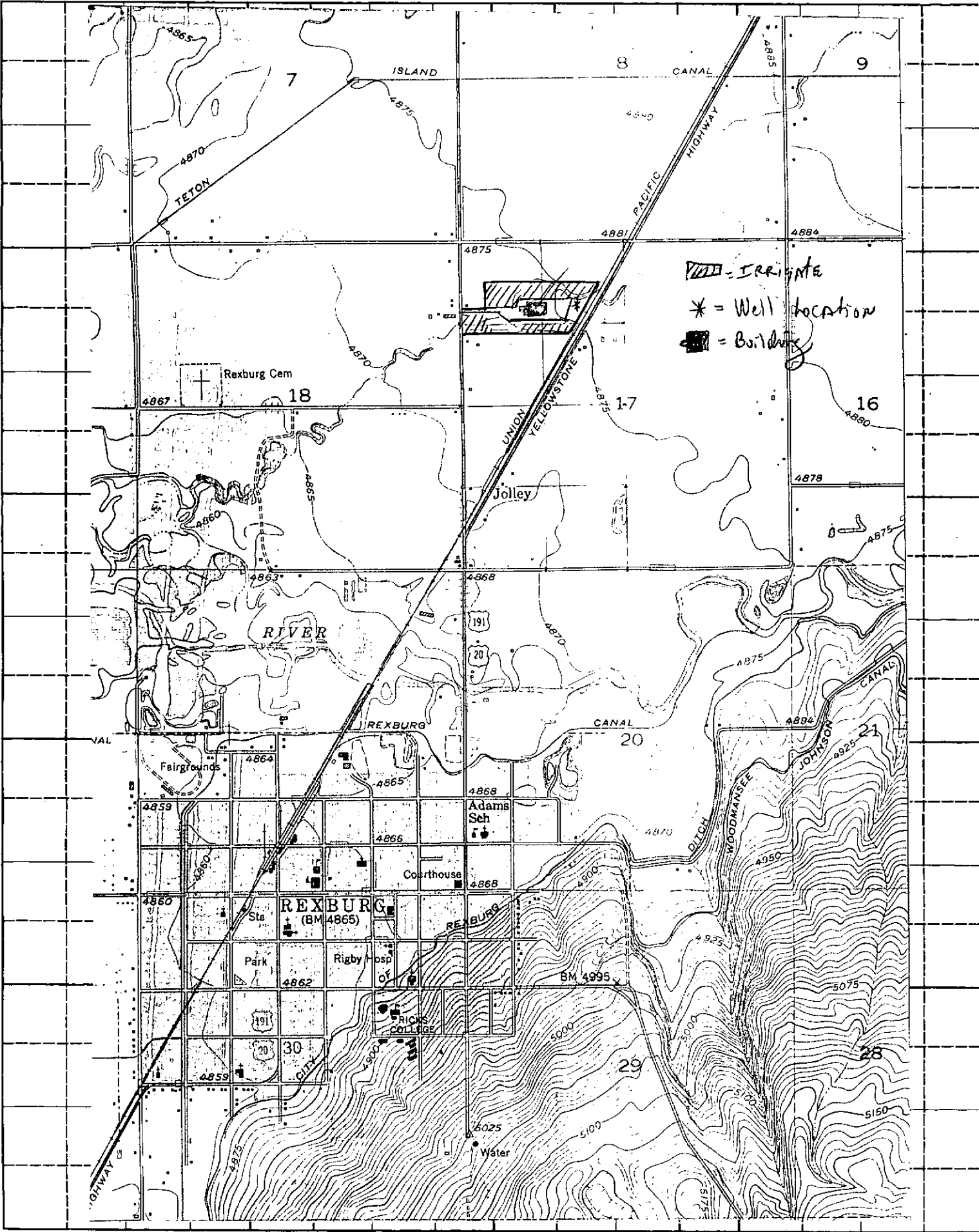
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks From the notes in the journal of Dick Davis, the general contractor,
we found the following information. July 31, 1980, 11:00 a.m., Andrew Well
Drilling moved onto the site to start drilling the wells. October 31, 1980,
Andrew Well Drilling finished all well testing and started moving from site.
March 2, 1981, Art Porter, Inc., moved into plant and started full use of
wells in operation.

MICROFILMED

JUL 17 1989

11. 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.

MICROFILMED

JUL 17 1989

Art Porter Inc. by
(Applicant)

Thys Rasmussen
Asst Corp Sec.

Proposed Priority 12/23/83

Received by BP Date 12/23/83 Time 4:00
Preliminary check by Kaw Fee \$ 65.00
Receipted by BP Date 12/23/83 # 29781
Publication prepared by GB Date 2/8/89
Published in Rexburg Standard-Tribune
Publication dates 2-16-89 2-23-89
Publication approved OW Date 3-13-89
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by hws

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. 22-7473, 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 June 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. Other:

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

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.

The maximum rate of diversion for irrigation purposes under this permit shall not exceed 0.64 cfs.

Witness my hand this 9th day of May, 1989.

J. Alvin Saxton

12/23/83

JUL 17 1989

State of Idaho

Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED

FEB 22 1989

Department of Water Resources
Eastern District Office

I, W. Randall Porter, hereby assign to Artes, Inc.
of No. 1 Stationery Place Rexburg, ID
Address

All my right, title, and interest in and to Permit No. 22-7473
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

Made this 16 day of Feb, 1989.

Artes, Inc. by W. Randall Porter
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Bonneville) ss

On this 16th day of February, 1989, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

seal

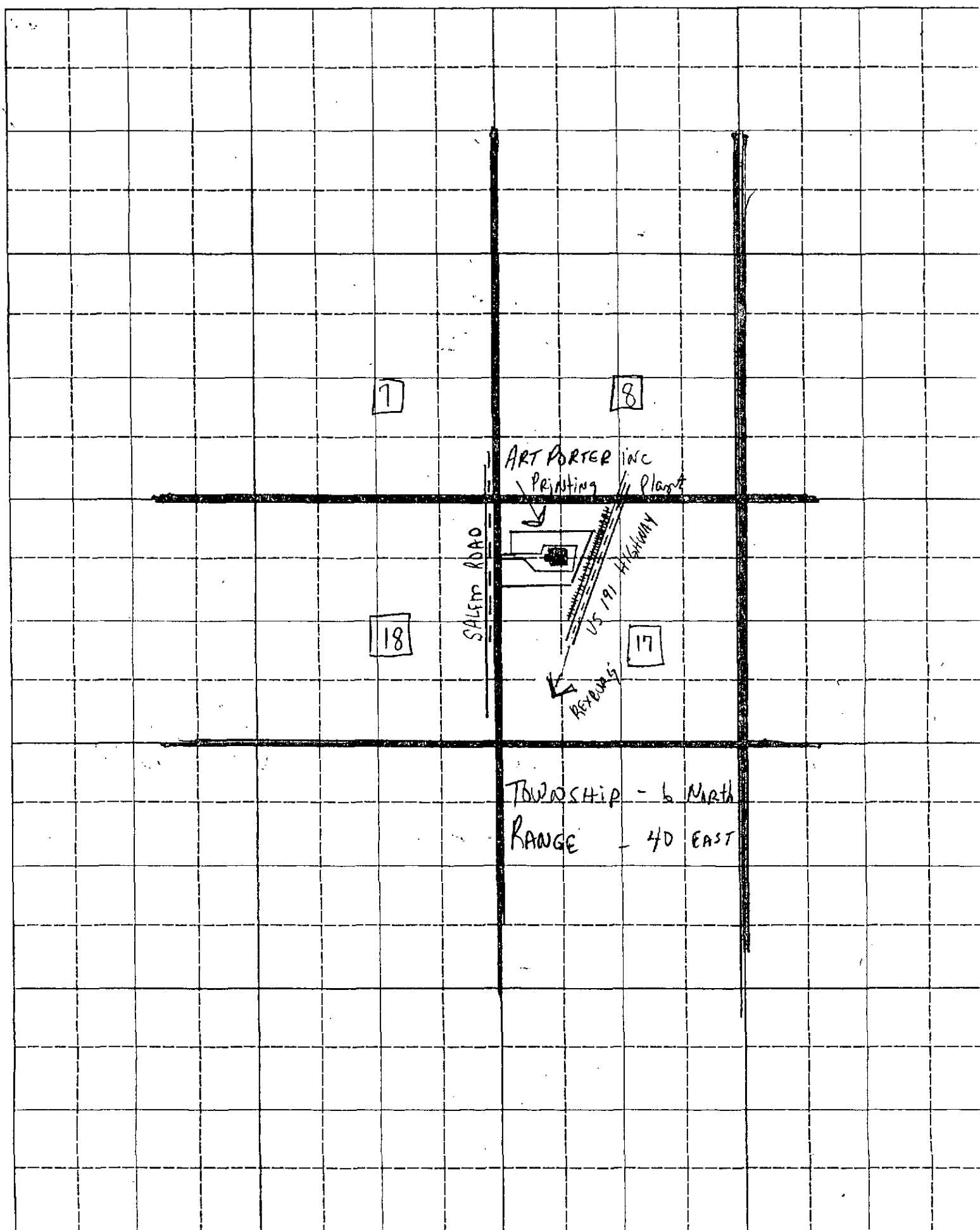
Spil Robinson
Notary Public residing at Idaho Falls

My commission expires:

3/1/79

JUL 17 1989

11. 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.

RECEIVED

JUL 17 1989

Art Porter Inc.

(Applicant)

by Hazel Connolly

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

MAR 7 1989

Department of Water Resources
Eastern District Office

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

Notice Of Application a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for

Two consecutive issues, the first publication having been made on February 16, 1989 and the last publication having been made on February 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 February 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. Ladd
Notary Public for Idaho

Residing at Rexburg, Idaho
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:

22-07422

MOSS, JAMES B.
PICKETT, MERRILL J.
RT 1, BOX 122-W
MENAN, ID 83434
Source: GROUNDWATER
Diversion Pt: LOT 15 (SESW) Sec 2 T
05N R 38E

Use: IRRIGATION (.080 CFS),
STOCKWATER (.050 CFS), DOMESTIC
(.040 CFS)

Date Filed: 2/17/1983

In: T05N R38E S02 Lot 15 (SESW) 4.0
ACRES TOTAL

22-07436

CHURCH OF JESUS CHRIST LATTER
DAY SAINTS
50 E NORTH TEMPLE STREET

SALT LAKE CITY, UT 84150

Source: GROUNDWATER

Diversion Pt: NENW Sec 36 T 06N R
39E

Use: IRRIGATION (.180 CFS)

Date Filed: 5/13/1983

In: T06N R39E S36 NWNE NENW 9.0
ACRES TOTAL

22-07473

ART PORTER, INC.

P.O. BOX 658

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: NENW Sec 17 T 06N R
40E

Use: IRRIGATION (.650 CFS) IN-
DUSTRIAL (.500 CFS)

Date Filed: 12/23/1983

In: T06N R40E S 17 NENW NWNW
SWNW SENW 33.0 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 MARCH 6, 1989.

R. KEITH HIGGINSON
Director

Publ. Feb. 16 and 23, 1989J.

RECORDED

JUL 17 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

January 2, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ARTCO INC
NO 1 STATIONARY PLACE
REXBURG ID 83440

RE: WATER RIGHT NO. 22-07473

Dear Water Right Holder(s):

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

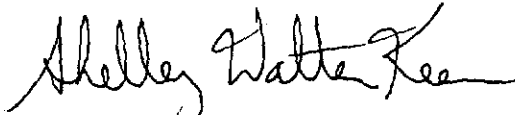
- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 87-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 2nd day of January, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 22-07473

ARTCO INC
NO 1 STATIONARY PLACE
REXBURG ID 83440


Kari Lynn Townsend
Secretary

MICROFILMED

JAN 06 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

December 18, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ARTCO INC
NO 1 STATIONARY PLACE
REXBURG ID 83441

RE: Water Right 22-07473

Dear Permit Holder(s):

On December 1, 1997 I requested that you complete and return to me an Application for Amendment of water right permit 27-07473. A **photocopy** of the Application for Amendment has been received by our office, along with the filing fee.

Our office procedure requires that we have an **original** signature on documents of this type. I have enclosed a blank copy of the application form for your convenience. Please sign and return the original form to our office. A copy of the application for amendment form will be returned to you at the time your water right license is mailed to you.

If you have any questions you may call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosures

MICROFILMED

JAN 06 1998

State of Idaho
Department of Water Resources

RECEIVED

DEC 16 1997

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 22-07473

Department of Water Resources

Date of Priority: December 23, 1983

Maximum Diversion Rate:

0.84 CFS

Comes now

ARTCO INC

NO 1 STATIONARY PLACE

REXBURG ID 83440

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 22-07473, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.34 CFS	
INDUSTRIAL	01/01 to 12/31	0.50 CFS	
	Totals	0.84 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 17, Township 06N, Range 40E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N 40E 17	NENW 7	NWNW 8	SWNW 1	
	SEnw 1			17

Total number of acres irrigated: 17

PLACE OF USE:

INDUSTRIAL, same as IRRIGATION use

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

Signed at 13:10, this 4 day of December, 1997.

RECORDED

JAN 06 1998

(Signature)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

December 1, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ARTCO INC
NO 1 STATIONARY PLACE
REXBURG ID 83440

RE: WATER RIGHT NO. 22-07473

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

JAN 06 1998

MEMORANDUM

TO: File 22-07473

FROM: Sharla

DATE: November 28, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 22-07473 are based on the following:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use:

T6N, R40E, S17 - NENW (7 acres), NWNW (8 acres),
SWNW (1 acre), SENW (1 acre)

TOTAL 17 acres

H. RECOMMENDATIONS

Irrigation	4/15 - 10/15	0.54 cfs	59.5 afa
Industrial	1/1 - 12/31	0.50 cfs	324.3 afa
	TOTALS	1.04 cfs	383.8 afa

For irrigation rights with more than 5 acres, the acres are rounded to the nearest whole number. The recommendations portion of the exam report was not filled in, however, there is sufficient information to issue a license. The volume for industrial use was calculated on continuous flow for 215 days as indicated by the examiner (24 hrs/day from 4/1 to 11/1) and continuous flow for 150 days (18 hrs/day).

Examiner: Keith Wilson
Exam Date: July 31, 1997

RECORDED

JAN 06 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 22-07473

DATE 11/28/97

REVIEWER: SHARLA

NAME Change OK

Address Change No

SOURCE Change OK

Is change clarification of originally intended source? Yes

POINT OF DIV add OK

If not, prepare Notice of Intent to Void Amendment required yes

PLACE OF USE Change OK

Amendment required No

Does map agree with written description? yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate 1.14 cfs

Fee limit 1.0 cfs \$10000

Measured 56 cfs 10.07

Theoretical 10.7 cfs

used for
all
(200' lift)
(40' psi)

4.21 + .32 + .11 = 4.64 + diesel?
(200' p) 15 hp 5 hp

Recommended Total Div Rate 5.2 cfs

ANNUAL VOLUME/ NATURE OF USES

9/15 - 10/15

Use	cfs
<u>Ind.</u>	<u>54</u>
<u>Ind.</u>	<u>50</u>
<u>Subtotal</u>	<u>383.8</u>

Volume Calc	af
<u>17 x 3.5 = 59.5</u>	<u>136.2</u>
<u>361.4</u>	<u>231.3</u>
<u>271.5</u>	<u>11.8</u>
<u>383.8</u>	<u>11.8</u>

Flow rate .50 cfs X 365 days X 1.98 = 361.4 af

Total volume recommended 361.4 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

4 p/d in NENW, S17.

CONDITIONS

Watermaster Control WD#

GW Measurement/Measuring Device

Overlap

Use-specific conditions

Advancement of Priority Date Required yes no

SRBA Claim Filed N/A

Adjustment Memo

rounded across
blanks
volume calc

1st Amend Letter P39, P38

2nd Amend Letter P42

.50 x 18 hrs/day
365 days/yr =
271.5 af

215 days
212.9

150 days 18 hrs/day
111.4 af

324.3

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 23 1997

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 22-07473

1. Owner: ARTCO

(208) Phone No. 359-1000

Current Address: NO. 1 STATIONARY PLACE, REXBURG, ID 83441

2. Accompanied by: KEN DANIEZ

EXAM DATE: 31 JULY 1997

Address: SAME

(208) Phone No. 359-1000 (EXT 417)

Relationship to Permit Holder: EMPLOYEE

3. Source: GROUNDWATER

tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	NE	NW	17	6N	40E	MADISON	ON SITE / USGS QUAD / FSA AERIAL

2. Place(s) of Use:

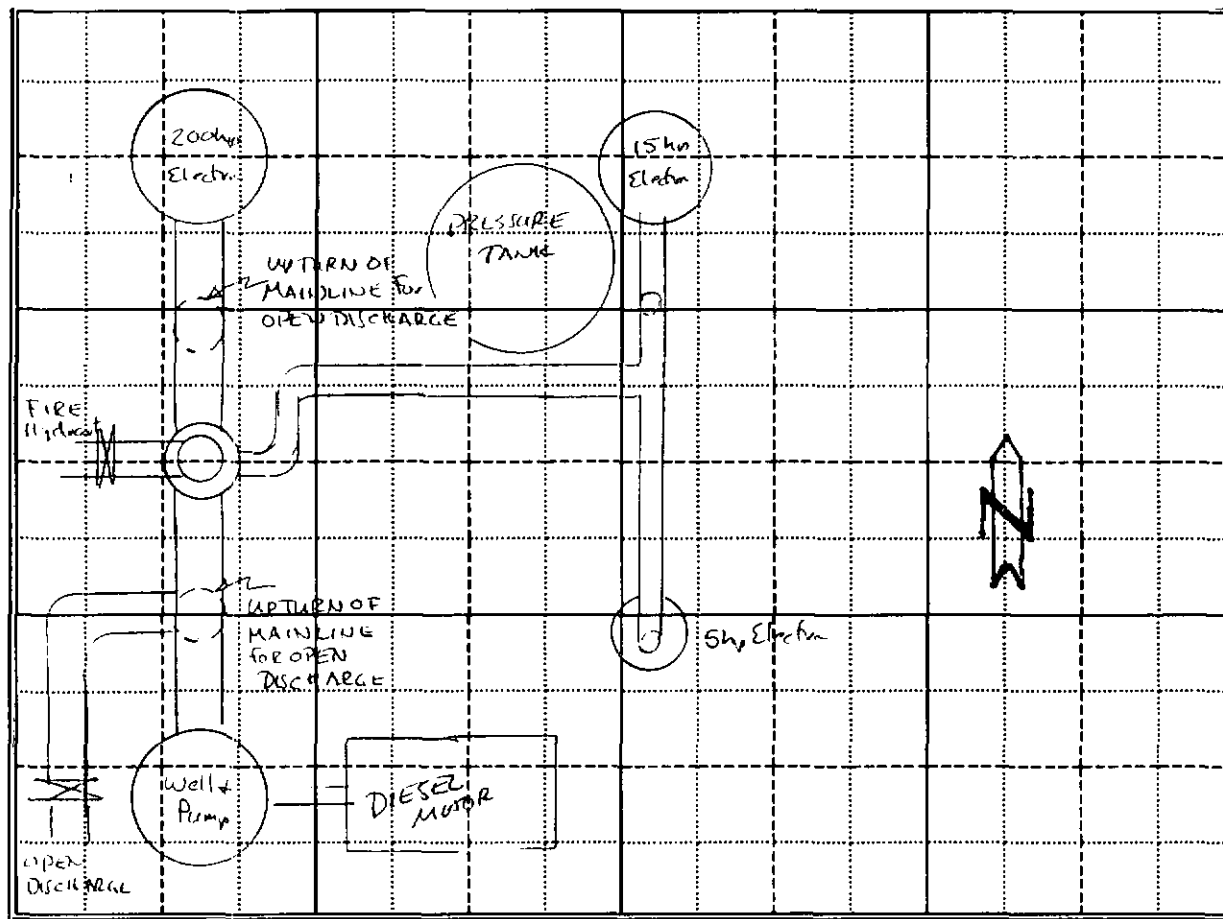
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	40E	17					I	I	I	I									
							6.8	8.2	0.7	0.8									16.5

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
NE (10")	GE	15	5K254DP6005	PEERLESS	F22636
NW (16")	GE	200	BSJ213124	PEERLESS	289471 M
SW (16")	DETROIT DIESEL		MODEL # DDFP-06AT	Johnson 90° Gear Drive PEERLESS	S/N 69630 239470 M
SE (6")	FRANKLIN ELECTRIC	5	MODEL # 2343278304		

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
ULTRASONIC FLOWMETER	Type-Flite	Peck	ISTT-P	26863		STATE PROPERTY TAG 196802

2. Measurements: Q = 0.56 cfs for INDUSTRIAL USE

E. NARRATIVE/REMARKS/COMMENTS

SYSTEM CONSISTS OF FOUR WELLS (6", 10", & TWO 16" WELL CASINGS)

6" Well - 5hp electric } Primary wells for plant - supplies water

10" Well - 15hp electric } for bathroom facilities, evaporative coolers,

heat exchangers, water fountains, irrigation & film processors.

(EVAPORATIVE COOLERS OPERATE 24hrs/day from 4/1 to 11/1)

16" Wells 200hp electric & Diesel motor - used for fire protection, and

emergency uses of water in plant

All Four Pumping Systems are interconnected. If pressure of system drops below 35psi. all four wells will come on to maintain water supply.

10" Wells runs 24hrs/day, from 4/1 to 11/1

PLANT RUNS TWO SHIFTS FROM 0600 HRS TO 2400 HRS

PLANT HAS 600-700 EMPLOYEES

IRRIGATION IS DONE AT NIGHT

* SINCE ALL PUMP TESTS EXCEED PERMITTED AMOUNT RECOMMEND
LICENSING AT 0.50 cfs INDUSTRIAL & 0.02 cfs/ac FOR IRRIGATION

Have conditions of permit approval been met? ☒ yes

☐ no

THORP-LINED

JAN 06 1953

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

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

2. Recommended Amendments

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

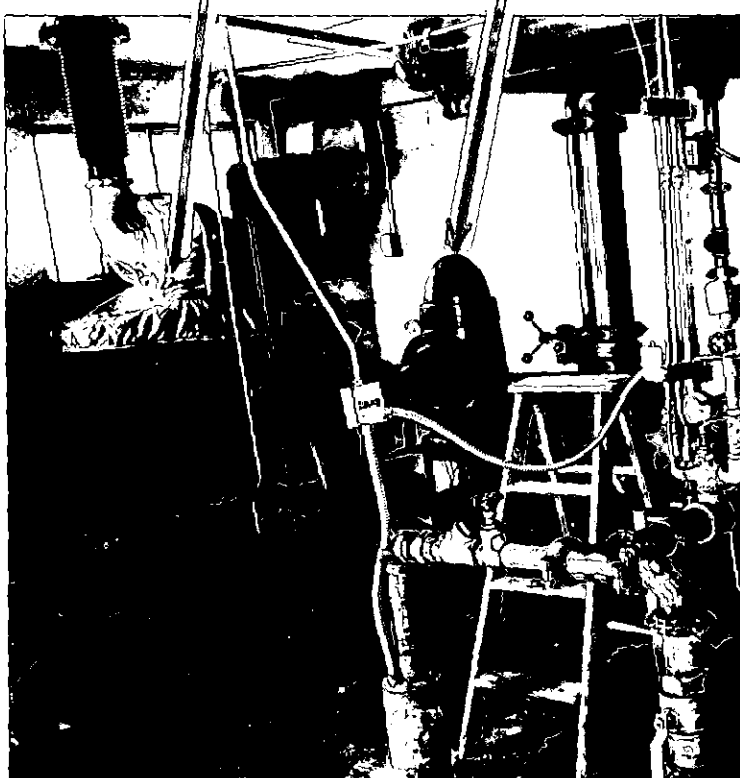
I. AUTHENTICATIONField Examiner's Name KEITH C WILSON Date 7-31-1997

Reviewer _____ Date _____

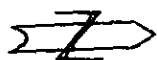
SEAL

1997 06 19

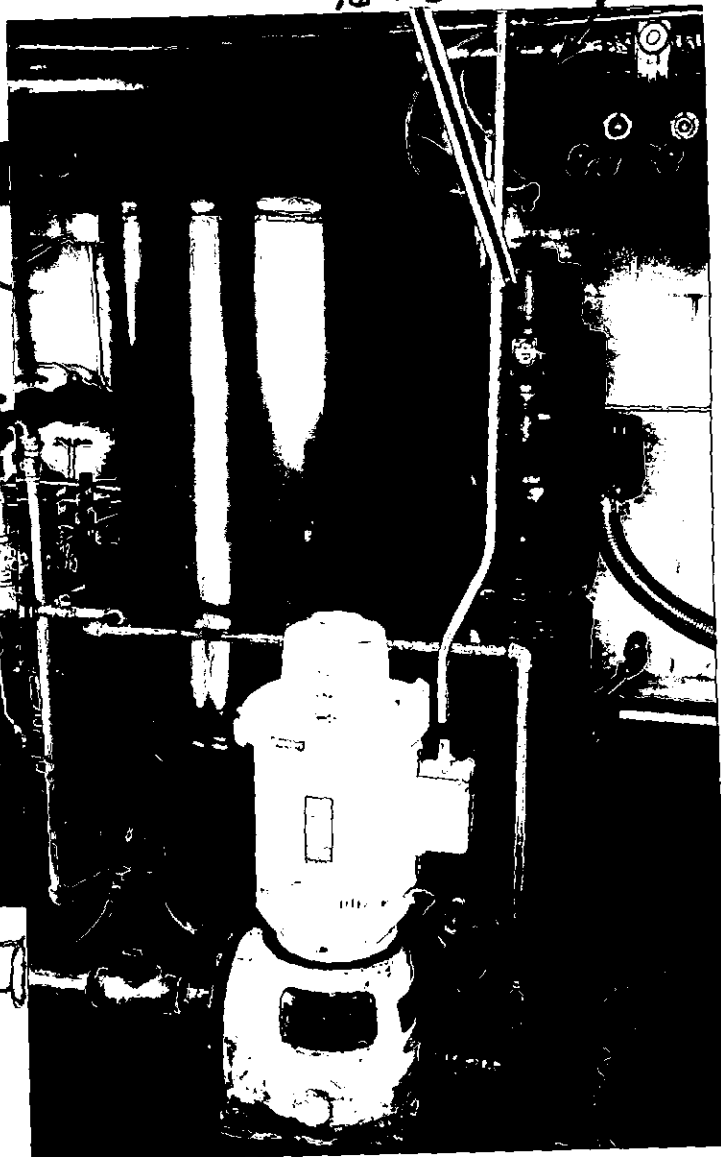
SW WELL
DIESEL Motor 90° GEAR DRIVE



SE Well
6" - 5hp



OPEN DISCHARGE
PIPE
NW WELL
16" - 200hp



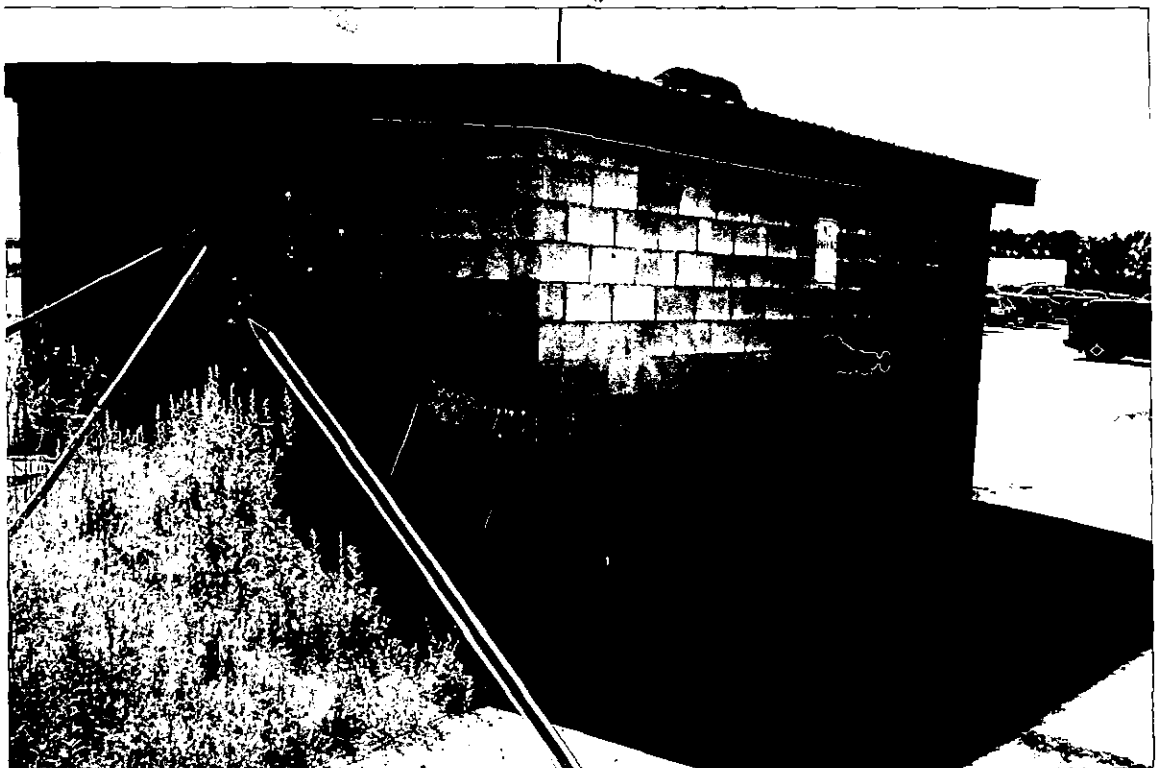
NE Well
10" - 15hp

NOTED
JAN 06 1958

22-07473

Pump House

DITCH
←
FOR FLOOD
IRRIGATION



VIEW LOOKING SE

OPEN DISCHARGE
PIPE

22-07473

UNCLASSIFIED

JAN 06 1999

22-7473

SETUP NO. 1

PIPE O.D 4.530 IN

PIPE WALL THICKNESS 0.197 IN

PIPE I.D 4.136 IN

PIPE MATERIAL CARBON STEEL

PIPE SOUND VELOCITY 10597.129 F/S

LINER MATERIAL NONE

LINER SOUND VELOCITY 0.000 F/S

LINER THICKNESS 0.000 IN

INSIDE ABS ROUGHNESS 0.00015000

FLUID MATERIAL WATER

FLUID SOUND VELOCITY 4863.330 F/S

FLUID VISCOSITY 1.132 CST

TRANSDUCER TYPE STANDARD

TRANSDUCER MOUNTING U

TRANSDUCER SPACING 6.787 IN

FLOW 218.161 GPM
5.210 F/S

10:15:05 07-31-97

SCALE FACTOR = 0.990
OFFSET(GPM) = 0.000
nsec OFFSET = 11.64
usec OFFSET = -0.29
XMT_DET_DLY = 20.70
AERATION FAC. = 1.00
XDUCE: STANDARD/W

WIN_DLY = 306.44 UP DOWN 305.80
SE>R = 1.78 1.82
BIAS = 1.41 1.51
AGC = 1.88 1.92
SIG_STG = 6.31 6.16
MISSED = 0 0
TIME(us) = 308.1 306.8
DEL TIME(ns) = 283.0
DIFF COUNT = 1038
P2X = 69
SPS = 22.13
AERATION = 0.000

FLUID (F/S) = 4863.33
REYNOLDS NO. = 145885
PROFILE FACTOR = 0.9317
FLOW: = 216.359 GPM
5.129 F/S

FLUID MATERIAL WATER

FLUID SOUND VELOCITY 4863.330 F/S

FLUID VISCOSITY 1.132 CST

TRANSDUCER TYPE STANDARD

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DIFF COUNT = 1038
P2X = 69
SPS = 22.13
AERATION = 0.000

FLUID (F/S) = 4863.33
REYNOLDS NO. = 145885
PROFILE FACTOR = 0.9317
FLOW: = 216.359 GPM
5.167 F/S

10:19:09 07-31-97

Min. Rate -1956.94 GPM
Max. Rate 218.47 GPM
Avg. Rate 213.67 GPM
FLOW RATE 203.18 GPM
NET TOT(X1) 5511 GAL
POS TOT(X1) 9471 GAL
NEG TOT(X1) 3960 GAL

10:20:09 07-31-97

Min. Rate 202.22 GPM
Max. Rate 217.37 GPM
Avg. Rate 210.08 GPM
FLOW RATE 208.03 GPM
NET TOT(X1) 5719 GAL
POS TOT(X1) 9679 GAL
NEG TOT(X1) 3960 GAL

10:21:09 07-31-97

Min. Rate 208.03 GPM
Max. Rate 220.69 GPM
Avg. Rate 216.72 GPM
FLOW RATE 217.70 GPM
NET TOT(X1) 5936 GAL
POS TOT(X1) 9896 GAL
NEG TOT(X1) 3960 GAL

10:22:09 07-31-97

Min. Rate 0.46 CFS
Max. Rate 0.56 CFS
Avg. Rate 0.50 CFS
FLOW RATE 0.44 CFS
NET TOT(X1) 1000 GAL
POS TOT(X1) 1000 GAL
NEG TOT(X1) 3960 GAL

MEASUREMENT TAKEN
INSIDE PLANT BEFORE
WATER IS USED

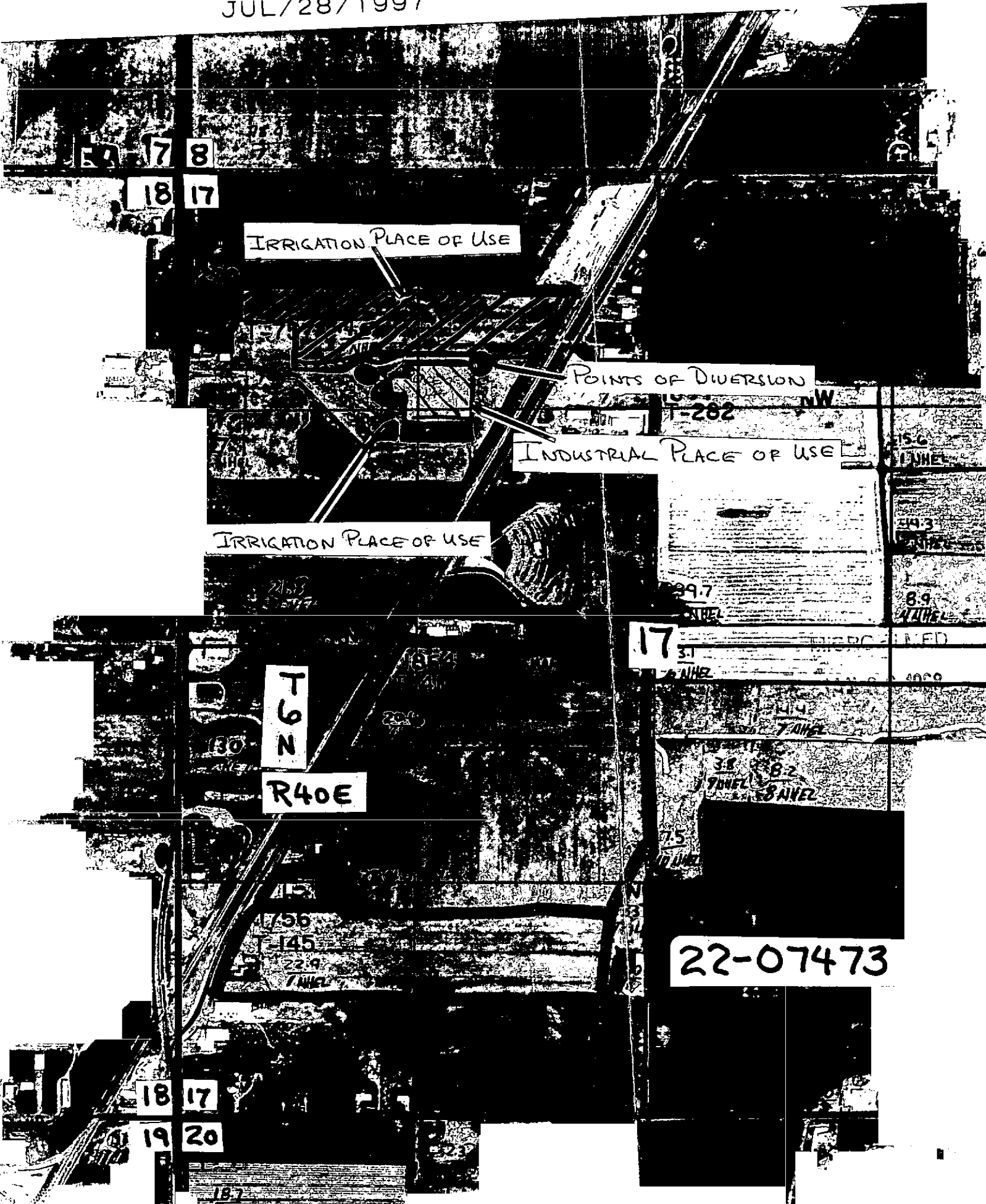
22-07473
MICROFILMED

JAN 06 1998

MEASUREMENT TAPE

22-7473

JUL/28/1997



IRRIGATION PLACE OF USE

POINTS OF DIVERSION

INDUSTRIAL PLACE OF USE

IRRIGATION PLACE OF USE

T
6
N

R40E

17

22-07473

FIRE PUMP TEST REPORT
ARTCO
Rexburg, Idaho

Date Time	No. & Size of Nozzles	Pump Pressure			Pitot Press	GPM	RPM	Volt	Amps	Corrected to Rated RPM	
		Dis	Suc	Net						Net Head	GPM

DIESEL ENGINE-DRIVEN PUMP, fuel tank 1/2 full
 374.1 hours, 18 psi cooling water, oil 40 psi, water temp 180°F

SW well DIESEL

10/13/95 9 a.m.	FM	135	40 / /-4.3	130.7	FM	1250	1740	---	---		
	FM	120	41 / /-3.9	116.1	FM	1550	1740	---	---		
	FM	85	43 / /-3.0	82	FM	2300	1720				
	FM	115	42 / /-3.3	111.7	FM	1750	1730				
	CHURN	170	40 / /-4.3	165.7	FM	0	1750				

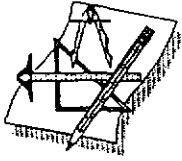
ELECTRIC MOTOR **NW well 200 hp**

10/13/95 9:30 a.m.	FM	158	40 / /-4.3	153.7	FM	1000	1770				
	FM	142	41 / /-3.9	138.1	FM	1500	1770				
	FM	100	43 / /-3.0	97	FM	2300	1770				
	FM	132	42 / /-3.3	128.7	FM	1750	1770				
	CHURN	185	40 / /-4.3	180.7	FM	Churn	1770				

MODIFIED

JAN 06 1998

22-07473



JOHN D. JENSEN, P.E.
FIRE PROTECTION CONSULTANTS
Four Airport Plaza
1088 N. Skyline Drive
Idaho Falls, ID 83402-1726

November 14, 1995

Mr. Lamar Hayward
3-D Fire Protection
P.O. Box 50845
Idaho Falls, ID 83405-0845

Re: ArtCo Fire Pump Test
Rexburg, ID

Dear Lamar:

Enclosed are the test results from the October 13, 1995 test which we conducted with the assistance of 3-D Fire Protection. The results of this flow test indicate that both pumps are operating very nearly to what they were operating last year. The diesel engine pump has deteriorated slightly; however, the diesel engine itself has performed better as far as horsepower and maintaining its RPM's.

As stated last year, the pumps are providing adequate pressure and volume for all the fire sprinkler systems installed in the building and; therefore, are satisfactory from the overall fire protection standpoint.

We do recommend, should the pumps deteriorate much more than they have, that both the pumps be pulled and re-worked to bring them up to original standards of 1981 when they were installed.

If you have any questions concerning this test, please let us know so that we can provide additional information to you.

Very truly yours,

Fire Protection Consultants

John D. Jensen, P.E.

JDJ/cfh

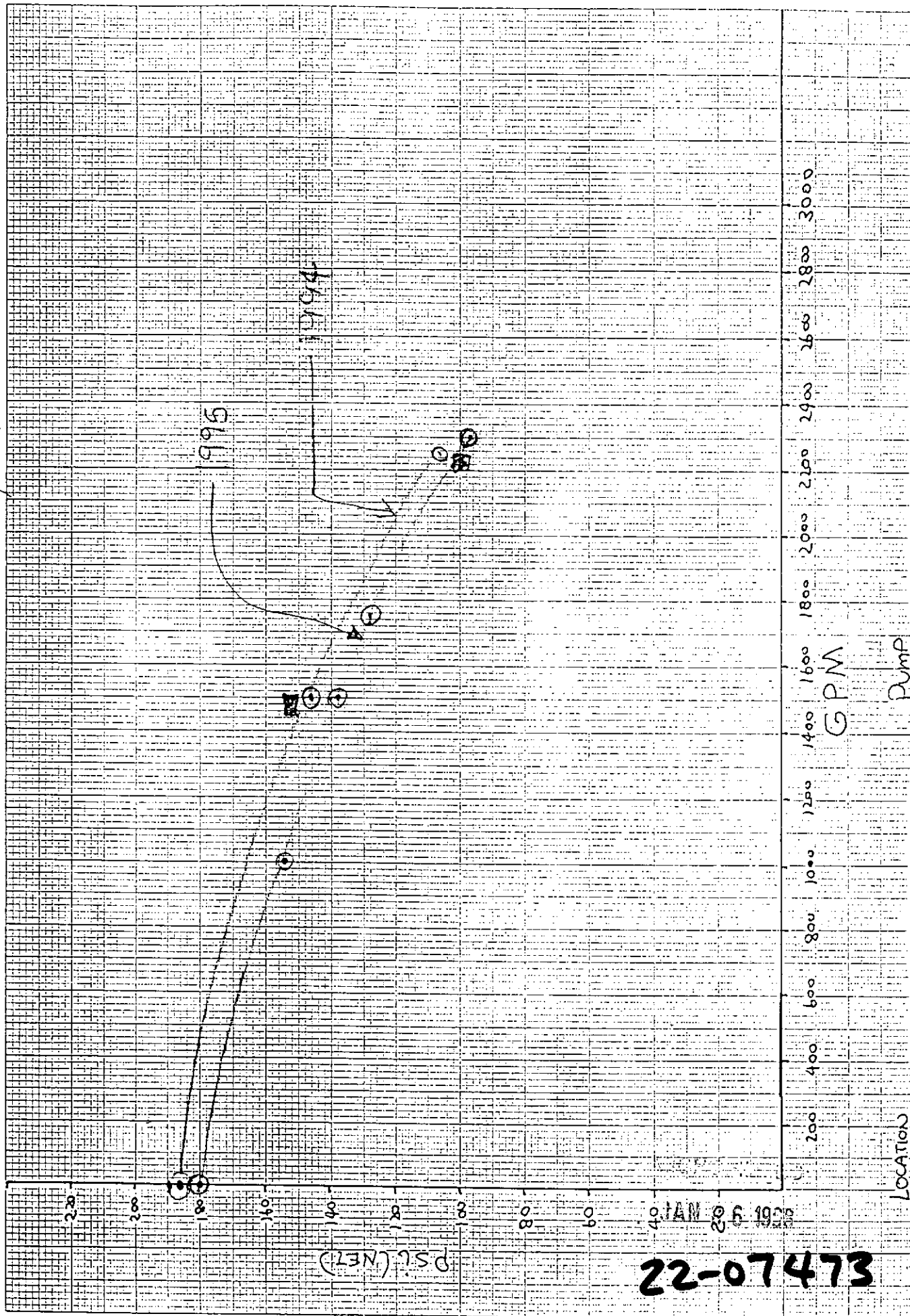
Enclosures

NOTED

JAN 06 1996

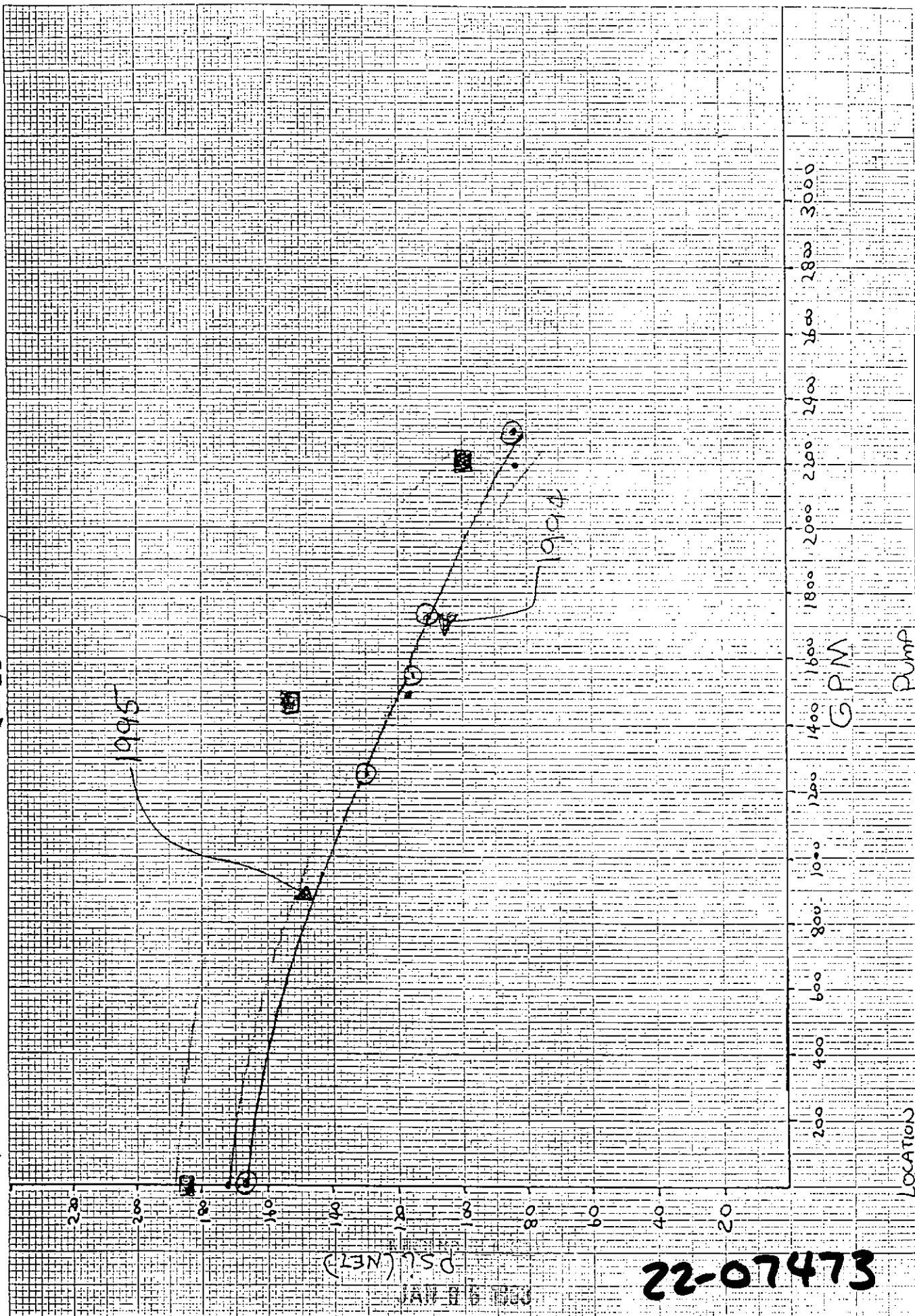
22-07473

1500 GPM VERTICAL TURBINE (ELECTRIC MOTOR) NW WELL



1500 GPM VERTICAL TURBINE (DIESEL)

SW WELLS



22-07473

WELL TEST REPORT

ANDREW WELL DRILLING

Idaho Falls, Idaho

Contractors

DATE 8-27-80
ORDER NO. 2593-SC-5

CUSTOMER Porter Printing (Atlas Mech.)

ADDRESS Rexburg, Idaho

WELL DEPTH CASING I.D.
WELL DEPTH CASING I.D.
WELL DEPTH CASING I.D.
TOTAL WELL DEPTH

WELL LOCATION 10" well NE well 15hp

DISCH. PIPE 4" ORIFICE DIA. 2 1/2" STATIC LEVEL 20 ground BOWL USED 6"

TOTAL PUMP SETTING 55' PERFORATED AREAS 10" well

TIME	ORIFICE IN INCHES	G. P. M.	PUMPING LEVEL	DRAWDOWN	ENG. R.P.M.	PUMP R.P.M.	REMARKS
14:15	33	137	20	0	1000		rusty
14:30	72	203	20	0	1650		clearing
15:30	73	208	20	0	1650		clear
16:30	73	208	20	0	1650		clear
17:30	73	208	20	0	1650		clear
18:30	73	208	20	0	1650		clear
19:30	73	208	20	0	1650		clear
20:30	73	208	20	0	1650		clear
21:30	73	208	20	0	1650		clear
22:15	73	208 ✓	20	0	1650		clear

HOURS PUMPED THIS DAY 8 hrs.

HOURS PUMPED TO DATE

TESTED BY

REMARKS ON SAND, CASING, PLUMB OF WELL, ETC.

22-07473

JAN 06 1938

Contractors

ORDER NO. 2593-56-5

WELL TEST REPORT

ANDREW WELL DRILLING

Idaho Falls, Idaho

DATE 10-31-80
ORDER NO. 2593-SU-5

Contractors

CUSTOMER Porter Printing (Atlas Mech.) WELL DEPTH CASING I.D.
ADDRESS Lexburg, Idaho WELL DEPTH CASING I.D.
WELL LOCATION 16" South well WELL DEPTH CASING I.D.
DISCH. PIPE 12" ORIFICE DIA. 10" BOWL USED 3 stage 1 1/4"
TOTAL PUMP SETTING 70' PERFORATED AREAS STATIC LEVEL 22' TOTAL WELL DEPTH

TIME	ORIFICE IN INCHES	G. P. M.	PUMPING LEVEL	DRAWDOWN	ENG. R.P.M.	PUMP R.P.M.	REMARKS
9:35	22"	2250	32'	10'		1425	Clear
10:35	22"	2250	33'	11'		1425	Clear
11:35	22"	2250	34'	12'		1425	Clear
12:35	22"	2250	34'	12'		1425	Clear
13:35	22"	2250	34'	12'		1425	Clear
14:35	22"	2250	34'	12'		1425	Clear
15:35	22"	2250	34'	12'		1425	Clear
16:35	22"	2250	34'	12'		1425	Clear
17:35	22"	2250 ✓	34'	12'		1425	Clear North 16" hole
							31' while South 16" pumping.

REMARKS ON SAND, CASING, PLUMB OF WELL, ETC.

HOURS PUMPED THIS DAY 8 hrs.

HOURS PUMPED TO DATE

TESTED BY

22-07473

WELL TEST REPORT

ANDREW WELL DRILLING

Idaho Falls, Idaho

Contractors

DATE 8-26-80
ORDER NO. 2593-SU-5

CUSTOMER Porter Printing (Atlas Tech.) WELL DEPTH CASING I.D.
ADDRESS Rexburg, Idaho WELL DEPTH CASING I.D.
WELL LOCATION 6" well SE WELL 5hp TOTAL WELL DEPTH
DISCH. PIPE 4" ORIFICE DIA. 2 1/2" STATIC LEVEL 21' top casing BOWL USED 6"
TOTAL PUMP SETTING 115' PERFORATED AREAS 6" well

TIME	ORIFICE IN INCHES	G. P. M.	PUMPING LEVEL	DRAWDOWN	ENG. R.P.M.	PUMP R.P.M.	REMARKS
10930	12	75	21'	0	800		justly
10945	14	90	21'	0	850		clearing
11030	15	93	21	0	850		clearing
11130	16	96	21	0	850		clear
11230	16	96	21	0	850		clear
11330	16	96	21	0	850		clear
11430	16	96	21	0	850		clear
11530	16	96	21	0	850		clear
11630	16	96 ✓	21	0	850		clear
11730	16	96	21	0	850		clear

REMARKS ON SAND, CASING, PLUMB OF WELL, ETC.

HOURS PUMPED THIS DAY 3 hrs.

HOURS PUMPED TO DATE

TESTED BY

JAN 06 1983

22-07473

RECEIVED
JUL 19 1989

Department of Water Resources

July 12, 1989

Permit No. 22-07473

Artco
No. 1 Stationary Place
Rexburg, ID 83441

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

RECEIVED

JAN 06 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 22-7473

Date: 6-28-1989

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:

y Surface water
y Groundwater
N/A 1. well log in file
N/A 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:

y Is a measuring device or access port required?
Not installed Has one been installed?
No Waiver or modification of measuring device requested

Remarks:

*Proof acceptable
no well log found*

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

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
May 10, 1989

ART PORTER, INC.
P.O. BOX 658
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. 22-07473

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.

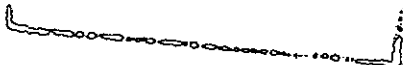
You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this 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.

MICROFILMED

JUL 17 1989



We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MINUTEMAN

JUL 17 1989

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: KEITH C WILSON APPLICATION NUMBER: 22 7413

CHECK:

- ☒ 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.
☒ 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.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. Teton Island Canal
☒ Yes ☐ No* In form for advertising.
Final date for protests: 3-6-89
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 3-7-89
☐ 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
12-23-83 Date of priority recommended.
Special conditions of approval or cover letter. LOIG
App. in TRUST area - see development
statement below.

allow 1 yr. for development

By: AW Date: 3-20-89

STATE OFFICE REVIEW:

P05, P23, P03, P16 01G 46 28 (irrig., 0.64 cfs)

- ☐ See attached sheet for more information.
By: KW

Date: 4/25/89

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

IDAHO STREAM CODE INDEX						

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

IDAHO STREAM CODE INDEX						

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

IDAHO STREAM CODE INDEX						

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

IDAHO STREAM CODE INDEX						

MEMORANDUM

TO: FILE/APPLICATION NO.

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 11-27-89

=====

This application was among those applications reviewed in the regional offices last year and recommended for out of sequence processing. This application includes a statement and sufficient supporting evidence concerning development of the project prior to October 1, 1984.

The department's Policy and Implementation Plan for Processing Water Rights in the Swan Falls Area provides for applications to be processed out of sequence if the development was completed prior to October 1, 1984 and the application filed prior to July 1, 1985. These filings are not required to be processed in sequence with other trust water filings because the effect of these filings have already occurred and because, due to subordination, the filings are not taking water held in trust. These filings are not subject to the staged development policy and public interest criteria of Section 42-203C, Idaho Code.

February 13, 1989

Art Porter, Inc.
P.O. Box 658
Rexburg, ID 83440

Application for Permit No. 22-07473

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. 22-07473. 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,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED

JUL 17 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 8, 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 MARCH 6, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED

JUL 17 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

JUL 17 1989

22-07473

ART PORTER, INC.
P.O. BOX 658
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: NENW Sec 17 T 06N R 40E

Use: IRRIGATION (.650 CFS)
 INDUSTRIAL (.500 CFS)

Date Filed: 12/23/1983

In: T06N R40E S17 NENW NWNW SWNW SENW

33.0 ACRES TOTAL

MICROFILMED

JUL 17 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 MARCH 6, 1989.

R. Keith Higginson, Director

Published 2/16/1989 & 2/23/1989

RECEIVED
FEB 23 1989

January 23, 1989

ART PORTER, INC.
P.O. BOX 658
REXBURG, ID 83441

RE: APPLICATION FOR PERMIT NO. 22-7473

Dear Applicant:

The department is now beginning the processing of applications which have been held as a result of the Swan Falls controversy. In connection with this processing, the department requests the information described below.

From the department's review of the above referenced water right application, it appears the application is only subject to the usual water right processing described in Section 42-203A, Idaho Code, and is not subject to the public interest criteria processing required of some applications in the Swan Falls settlement.

The department asks that you advise us within 15 days of this letter if you no longer have a continued interest in developing a water right as proposed by the application. If you do not respond in this time period, the department will proceed with the usual processing of the application including advertisement.

Please feel free to contact the department if you have any questions.

Sincerely,

Ronald D. Carlson
EASTERN REGIONAL MANAGER

RDC/rb

MICROFILMED

JUL 17 1989

Wants
Processed
1/30/89

08/85

DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE SURVEY

22-7473

ART PORTER, INC.

P.O. BOX 658, REXBURG, ID 83440

Source: GROUNDWATER

Date Filed: 12/23/1983

Diversion Pt: NENW Sec 17 T 06N R 40E

Use: IRRIGATION (0.65 CFS)
INDUSTRIAL (0.50 CFS)

In: NENW NWNW SWNW SENW Sec 17 T 06N R 40E FOR 33 ACRES

RECEIVED

AUG 30 1985

Department of Water Resources
Eastern District Office

Check the box to the left of the paragraph which accurately describes the status of the project described by the application and then sign on the line at the bottom of the page.

- A. ☐ Prior to October 1, 1984, the source of water listed on application for permit No. _____ was not being diverted and put to beneficial use as represented by the application.
- B. ☒ Prior to October 1, 1984, the source of water listed on application for permit No. 22-7473 was being diverted and put to beneficial use as represented by the application.

If paragraph "B" was selected return the form with documentation confirming beneficial use occurred prior to October 1, 1984. This documentation should include a sworn statement from you as applicant, plus other evidence that will substantiate beneficial use.

Additional information is not required for paragraph "A"

Attachments;
1- WELL DRILLER'S LOGS (4 ea.)
2- SWORN STATEMENT.

(Signature)

Carl Hays

MICROFILMED

JUL 17 1989

WELL DRILLER'S REPORT

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

AUG 30 1985

WELL OWNER

Name Robert Martin (Alias Leon.)
Address Lexbury, Idaho
Owner's Permit No. _____

7. WATER LEVEL

Static water level 20' feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality Good

NATURE OF WORK

☐ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
16	0	18	Gravel and sand		X
	18	50	Black sand - gravel	X	
	50	60	Large gravel - sand		X
	60	75	Black sand - gravel	X	
	75	80	Coarse gravel - sand		X
	80	110	Cemented gravel		X
	110	123	Large gravel - sand	X	
	123	132	Broken Gray Basalt	X	X
	132	145	Fine Gray Basalt		X
	145	150	Broken Gray Basalt	X	
	150	160	Hard Gray Basalt		X
	160	170	Hard Gray Basalt-large cracks	X	
	170	178	Red Sand		X
	178	183	Broken Gray Basalt	X	
	183	201	Fine Gray Basalt		X
	201	208	Broken Gray Basalt	X	
16	208	210	Fine Gray Basalt	X	

METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
3/4" inches	3" inches	0 feet	125 feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To

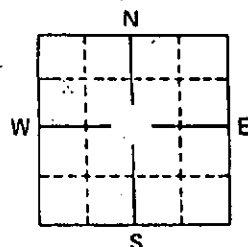
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth 12+ Material used in seal: ☒ Cement grout
☐ Puddling clay ☐ Well cuttings
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent
Weld
☐ Cemented between strata
Describe access port _____

10.

Work started 8-2-85 finished 8-20-85

LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____
Lot No. _____ Block No. _____

County _____
T. _____ S. _____ E/W. _____

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Andrew Wells Drilling Firm No. 5
Address 1200 East 15th Street Date 11-5-85
Idaho Falls, Idaho
Signed by (Firm Official) James P. [Signature]
and
(Operator) John [Signature]

RECEIVED

~~AUG 30 1965~~

[illegible]

BALLPOINT PEN
 RECEIVED
 1965

AUG 30 1985

[illegible]

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

I do hereby swear that all the statements in the attached document(s) are correct to the best of my knowledge.

August 29, 1985
Date

Carl Hay
Signed
Plant Engineer

RECEIVED

AUG 30 1985

Department of Water Resources
Eastern District Office

MICROFILMED

JUL 17 1989



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

August 12, 1985

RE: Application for Permit No. 22-7473

Art Porter, Inc.
P.O. Box 658
Rexburg, Idaho 83440

Gentlemen:

In October of 1984, Idaho Power Company and the State of Idaho signed an agreement stating the Company's water rights would be subordinated to those persons who beneficially used water prior to October 1, 1984, and who filed an application or claim for said use by June 30, 1985.

To insure proper consideration of your application pursuant to the above agreement, follow the directions on the enclosed form and return it to this office when completed. For your benefit in identifying the point of diversion and place of use, included on the form is a description of the major items contained on the application.

Your cooperation in returning the completed form and supplemental documentation will expedite future administrative action on your application when processing of applications above Swan Falls resumes.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

MICROFILMED

JUL 17 1989

22-7473

ART PORTER, INC.

P.O. BOX 658, REXBURG, ID 83440

Source: GROUNDWATER

Date Filed: 12/23/1983

Diversion Pt: NENW Sec 17 T 06N R 40E

Use: IRRIGATION	(0.65 CFS)
INDUSTRIAL	(0.50 CFS)

In: NENW NWNW SWNW SENW Sec 17 T 06N R 40E FOR 33 ACRES

MICROFILMED

JUL 17 1989