

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

N

Section 5

Township 4N

Range 40E

65

54

W

E

5

point of diversion &
place of use

65

78

Scale: 2 inches equal 1 mile.

S

54

59

corner

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.

Darlene A. Clements

(Applicant)

Legal description reads - Township 4 North, Range 40 E.B.M. Madison County, Idaho Section 5; Commencing at a point 594 feet West of the Southeast corner of Section 5, and running thence West 110 feet; thence North 396 feet; thence East 110 feet; thence South 396 feet to the point of beginning

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

RECEIVED

JUL 27 1981

Department of Water Resources
Eastern District Office

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Bruce Porter,
being first duly sworn, depose and say,
that I am the printer of THE REXBURG

Journal, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

Notice Of Application
For Water Right.

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 hav-

ing been made on July 2, 1981
and the last publication having been made

on July 9, 1981

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 sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

Subscribed to and sworn to before me
this July 10, 1981

Jeri Garner
(SEAL) Notary Public.

My commission expires Life.

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the following
application(s) have been submitted for permit
to appropriate the public waters of the State
of Idaho.

Application No.: 22-7366
Applicant: CLEMENTS, DARLENE A.; RT.
3 BOX 245, REXBURG, ID 83440
Source: GROUNDWATER
Date Filed: 06/16/1981
Amount: 0.04 CFS
Diversion Point: SESE Sec 05 T 04N R
40E, MADISON Co.
Use: DOMESTIC (0.04 CFS) from 01/01
to 12/31

Place of Use: SESE Sec 05 T 04N R 40E
Diversion Means: WELL & PUMP

Application No.: 22-7367
Applicant: CLEMENTS, DARLENE A.; RT.
3 BOX 245, REXBURG, ID 83440
Source: GROUNDWATER
Date Filed: 06/16/1981
Amount: 0.13 CFS
Diversion Point: SWNW Sec 04 T 04N R
40E, MADISON Co.
Use: STOCKWATER (0.05 CFS) from
01/01 to 12/31; DOMESTIC (0.08 CFS)
from 01/01 to 12/31

Place of Use: SWNW Sec 04 T 04N R 40E
Diversion Means: WELL & PUMP

Application No.: 22-7368
Applicant: B & R FARMS; RT. 1 Box 346A,
REXBURG, ID 83440
Source: UNNAMED STREAM tributary to
CANYON CREEK

Date Filed: 06/23/1981
Amount: 60.0 AC-FT
Diversion Point: SENW Sec 11 T 05N R
42E, MADISON Co.

Use: STOCKWATER STORAGE (60.0 AC-
FT) from 01/01 to 12/31 STOCKWATER
FROM STORAGE (60.0 AC-FT) from 01/01
to 12/31

Place of Use: SENW Sec 11 T 05N R 42E
Diversion Means: PIPELINE & TROUGHS.

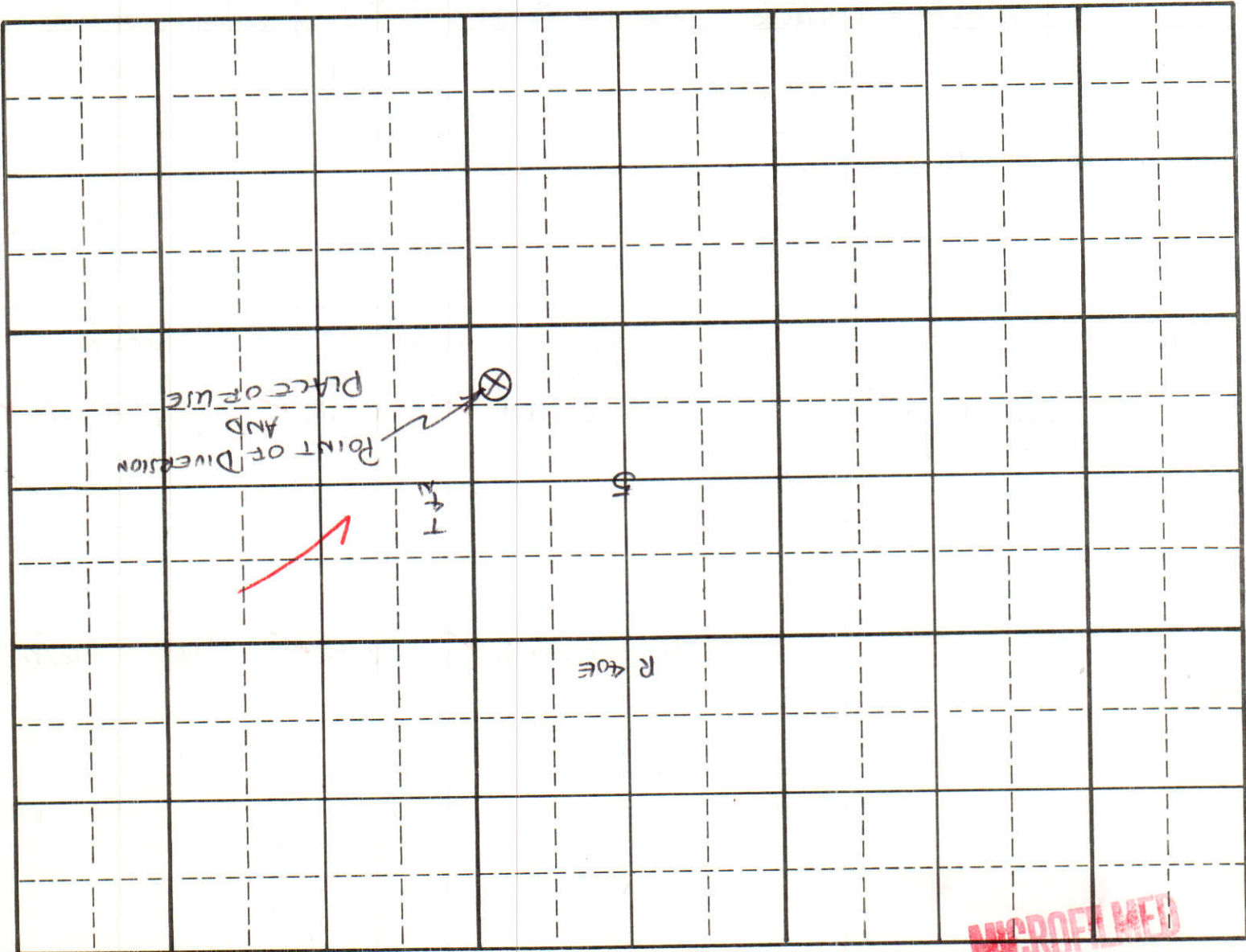
If issued, the permit(s) will be subject to all
prior water rights. Protests against the
granting of any permit must be filed with the
Director of the Idaho Department of Water
Resources, 150 Shoup Ave., Idaho Falls,
Idaho 83401 on or before JULY 20, 1981.

/s/ A. KENNETH DUNN
Director

Publ. July 2 and 9, 1981SJ

MICROFILMED

RECEIVED



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

NOT REQUIRED

Point(s) of diversion: SE 1/4 Sec 5 T4N R40E

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4			NW 1/4			SE 1/4			SW 1/4			TOTALS		
			NE %	NW %	SW %	NE %	NW %	SW %	NE %	NW %	SW %	NE %	NW %	SW %	SE %	SW %	SE %
4N	40E	5															X

Recommended Amendments:

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☒ None
☐ Other

Examiner's Signature

Scott C. Miller

Checked by

H. J. [unclear]

Approved by

Ray Walker

Date

11-18-83

8-3-1984

Date

11-8-83

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7366 Priority June 16, 1981 Amount 0.04 cfs

THIS IS TO CERTIFY, that Darlene A. Clements
of Rexburg, Idaho, has complied with the terms and conditions of Permit
No. 22-7366 issued pursuant to Application for Permit dated June 16, 1981,
and has submitted proof to the Department of Water Resources on September 28, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 Unit)	from <u>January</u> to <u>December 31</u> at	<u>0.04</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____ at	_____ cfs and	_____
	from _____ to _____ at	_____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 5,
Twp 4N, Rge 40E in the County of Madison

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	40E	5																	X

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7TH day of August, 19 84.

MICROFILMED

Acting for the Director

Norman C Young

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT **APPROVED**

To appropriate the public waters of the State of Idaho

1. Name of applicant Darlene A. Clements Phone 356-3512

Post office address Route 3 Box 245 Rexburg, Idaho 83440

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

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 4N

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

4. Water will be used for the following purposes:

Amount .04 for domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Jacuzzi submersible pump (S 4 C)

$\frac{1}{2}$ HP

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

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

c. ~~Proposed~~ well diameter is 6 inches; ~~proposed~~ depth of well is 62 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is Well was dug 3/28/79 and we started using it 4/30/79.
_____ 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: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 4N

Range 40 E 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 1.

If water is to be used for other purposes describe: _____

APPROVED
11/10/79

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	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

9. a. Who owns the property at the point of diversion Darlene A. Clements

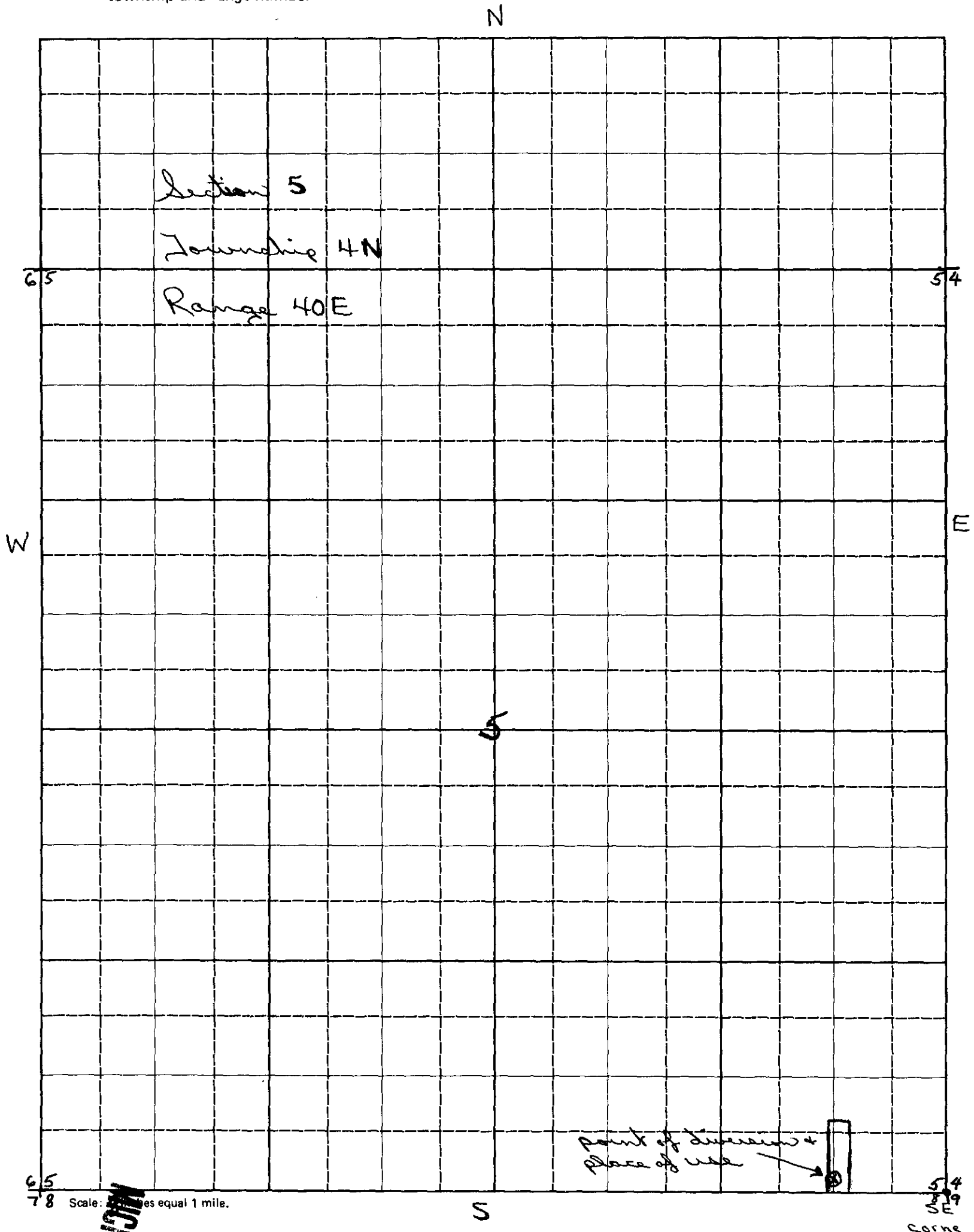
b. Who owns the land to be irrigated or place of use Darlene A. Clements

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 _____

RECEIVED
JAN 10 1978
WATER DIVISION
SALT LAKE CITY, UTAH

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



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.

Darlene D. Clements
(Applicant)

Legal description reads - Township 4 North, Range 40 E.B.M. Madison County, Idaho Section 5; Commencing at a point 594 feet West of the Southeast corner of Section 5, and running thence West 110 feet; thence North 396 feet; thence East 110 feet; thence South 396 feet to the point of beginning

Proposed Priority 6/16/1981

Received by CW Date 6-16-81 Time 4:50 p.

Preliminary check by SM Fee \$ 30⁰⁰

Received by CW Date 6-16-81 # 17722

Publication prepared by kw Date 6/25/81

Published in Standard Journal

Publication dates 7/2 & 7/9/81

Publication approved CW Date 7/27/81

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by APC RC

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. 22-7366, 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 September 1, 19 82.
- 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:

Witness my hand this 27th day of August, 1981.

A. Glen Gayton
Chief, Operations Bureau

MICROFILMED

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

RECEIVED

JUL 27 1981

Department of Water Resources
Eastern District Office

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Bruce Porter
being first duly sworn, depose and say,
that I am the printer of THE REXBURG
Journal, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

Notice Of Application
For Water Right.

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 hav-

ing been made on July 2, 1981
and the last publication having been made

on July 9, 1981.

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 sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

[Signature]

Subscribed to and sworn to before me

this July 10, 1981

[Signature]
(SEAL)

Notary Public.

My commission expires Life.

NOTICE OF APPLICATION
TO THE DEPARTMENT OF WATER RESOURCES
FOR A PERMIT TO DIVERT WATER FROM
A NATURAL WATER COURSE TO ANOTHER
NATURAL WATER COURSE OR TO A
CONVEYANCE OR CONVEYANCES
FOR THE PURPOSE OF IRRIGATION
OR OTHER BENEFICIAL USE
PUBLISHED JULY 2 AND 9, 1981

MICROFILMED

August 10, 1984

RE: Permit No. 22-7266

Darlene A. Clements
Rt. 3, Box 245
Rexburg, ID 83440

Dear Ms. Clements:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

MAP (Attach Aerial Photo)

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

NOT REQUIRED

Point(s) of diversion: ✓ SE 1/4 SE 1/4 SEC 5 T 4N R 40E

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	40E	5																X	

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

Examiner's Signature Keith C. Wilson
 Date 11-8-83

Checked by HW Jones
 Date 11-18-83

Approved by Ray Walker
 Date 8-3-1984



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

December 8, 1981

RE: Permit No. 22-7367 and 23-7366

Darlene A. Clements
Rt. #3, Box 245
Rexburg, Idaho 83440

Dear Mrs. Clements:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

BOBBIE R. STEPHENS
Principal Clerk

cc: IDWR - State Office

NOTED
DEC 10 1981

PLACE
TEN CENT
STAMP
HERE

REGISTERED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

REGISTERED

SEP 28 1981

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card statement that the permit holder(s) has completed development to the extent shown below. Permit No. 22 7366

Name(s) of Permit Holder: Darlene A. Clements

Post Office Address: Route 3 Box 245 Rexburg, Idaho 83440

Tel. No. 356-3512

Source of Water: groundwater (well) SE 1/4 SE 1/4 Sec. 5 Twp. 4N

Extent of Use:

☒ Domestic

1

(number of households) Range 40 EBM

☐ Stockwater

(number and type of stock)

☐ Irrigation

(acres)

☐ Other

Measuring Device: Required?

☐ Yes ☒ No

Installed? ☐ Yes ☒ No

Access Port: Required?

☐ Yes ☒ No

Installed? ☐ Yes ☒ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

Sept. 24, 1981
Date

Darlene A. Clements
Signature of Permit Holder

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

CLEMENTS, DARLENE A.
RT. 3 BOX 245
REXBURG, ID 83440

SEPTEMBER 01, 1981

RE: PERMIT NO. 22-7366

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

APPLICATION NUMBER: 22 7366

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.
☐ 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
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: July 20

- ☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7/27/81 ✓
☒ 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? _____

- ☒ 6-16-81

Date of priority recommended.

Special conditions of approval or cover letter. _____

By: RDC

Date: 7/28/81

STATE OFFICE REVIEW:

return receipt w/cover letter

SLW/cond

- ☐ See attached sheet for more information.

By: Rosen

Date: 7/31/81

MINIMUM

July 21, 1981

RE: Claim to a Water Right No. 22-4051 CLEMENTS
Application for Permit No. 22-7366 "
22-7367 "

Standard Journal
Box 10
Rexburg, Idaho 83440

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on July 2 and 9, 1981.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

CW:kw

RECEIVED
JUL 23 1981
RMB

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before JULY 20, 1981.

R. KENNETH DUNN

Director

Published 7/02 & 7/09/81.

MICROFILMED

22-2366-

CLEMENTS, DARLENE A.

RT. 3 BOX 245, REXBURG, ID 83440

Source: GROUNDWATER

Date Filed: 06/16/1981

Amount: 0.04 CFS

Diversion Point: SESE Sec 05 T 04N R 40E, MADISON Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SESE Sec 05 T 04N R 40E

Diversion Means: WELL & PUMP.

RECORDED