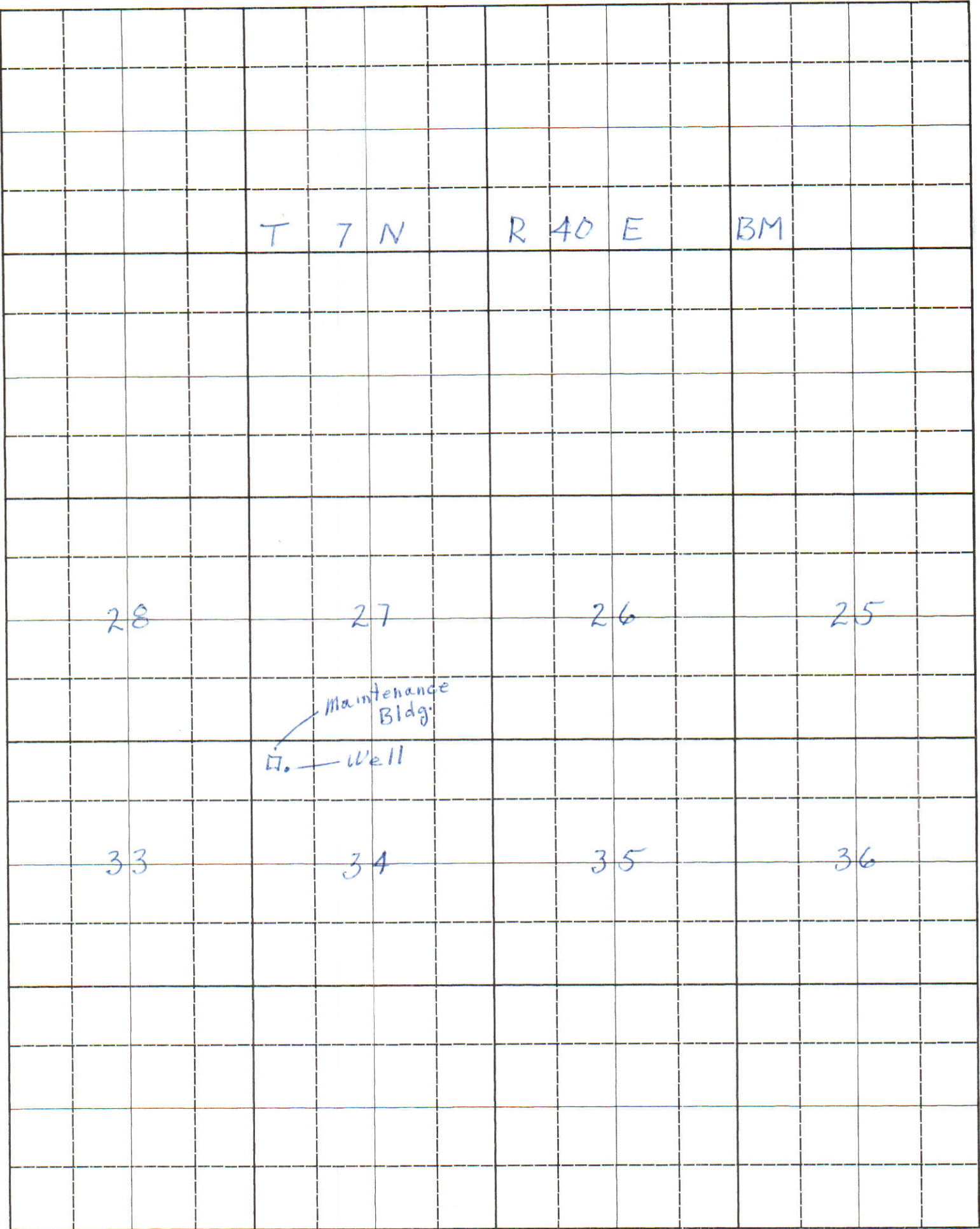


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Gerald R. Dick *Sist. Enger*
(Applicant)

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO



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 FOR WATERRIGHT-22-7317

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 February 14, 1980
and the last publication having been made

on February 21, 1980

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 February 22, 1980

Jeri Garner
(SEAL) Notary Public.

My commission expires life

RECEIVED

MAR 7 1980

Department of Water Resources
Eastern District Office

**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:

Applicant No. 22-7317

Applicant: STATE OF IDAHO DEPT. OF
TRANSPORTATION, DIVISION OF HIGH-
WAYS, BOX 97, RIGBY, ID 83442

Source: GROUNDWATER

Date Filed: 01/31/1980

Amount: 0.07 CFS.

Diversion Point: NWNW Sec 34 T 07N R
40E, MADISON Co.

Use: COMMERCIAL (0.05 CFS) from
01/01 to 12/31; DOMESTIC (0.02 CFS)
from 01/01 to 12/31

Place of Use: NWNW Sec 34 T 07N R 40E
Diversion Means: WELL AND PUMP.

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, 1515 Lincoln Road, Idaho Falls,
Idaho 83401 on or before MARCH 3, 1980.

C. STEPHEN ALLRED
Director

Publ. Feb. 14 and 21, 1980J

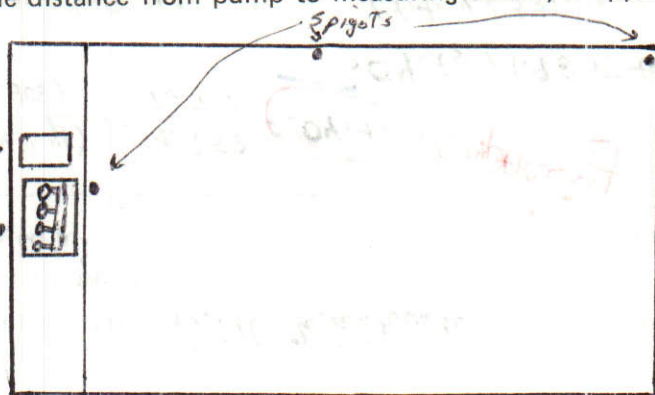
ok kw
3/12/80

MICROFILMED

A 40E

[illegible]

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



OK well
50' from buildings

Point(s) of diversion: NW 1/4 Sec 34, T7N R40E BM

Place(s) of Use

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above ☒ None

☐ Add P.U. as reflected above ☐ Other

MICROFILMED

Examiner's Signature John A Carson
Checked by 7/26/18
Approved by John

Date 2/28/82
te 3-12-82
Date 4-9-82

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7317 Priority January 31, 1980 Amount 0.04 cfs

THIS IS TO CERTIFY, that Idaho Transportation Dept., Division of Highways
of Rigby, Idaho, has complied with the terms and conditions of Permit
No. 22-7317 issued pursuant to Application for Permit dated January 31, 1980,
and has submitted proof to the Department of Water Resources on March 31, 1980,
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 1</u> to <u>December 31</u> at	<u>0.02</u> cfs and	<u>0.6</u> acre feet
Commercial	from <u>January 1</u> to <u>December 31</u> at	<u>0.04</u> cfs and	<u>3.4</u> acre feet
	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 is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
4.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34, Twp.
7N, Rge. 40E in the County of Mallison

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 $\frac{1}{4}$	
7N	40E	34						X											

Total number of acres irrigated _____

Commercial use is the Sugar Maintenance Shed.

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, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of
April, 19 82.

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 I.T.D., Division of Highways Phone 745-7781

Post office address Box 97, Rigby, Idaho 83442

2. Source of water supply Ground Water which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 34 Township 7 N.

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

4. Water will be used for the following purposes:

Amount .05 cfs for Commercial purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 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)

5. Total quantity to be appropriated:

a. as per telecon w/ Dick Rubughl ARK
~~.05~~ .07 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and pump.

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 5 inches; proposed depth of well is 75 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 34 Township 7 N

Range 40 E. B.M.

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

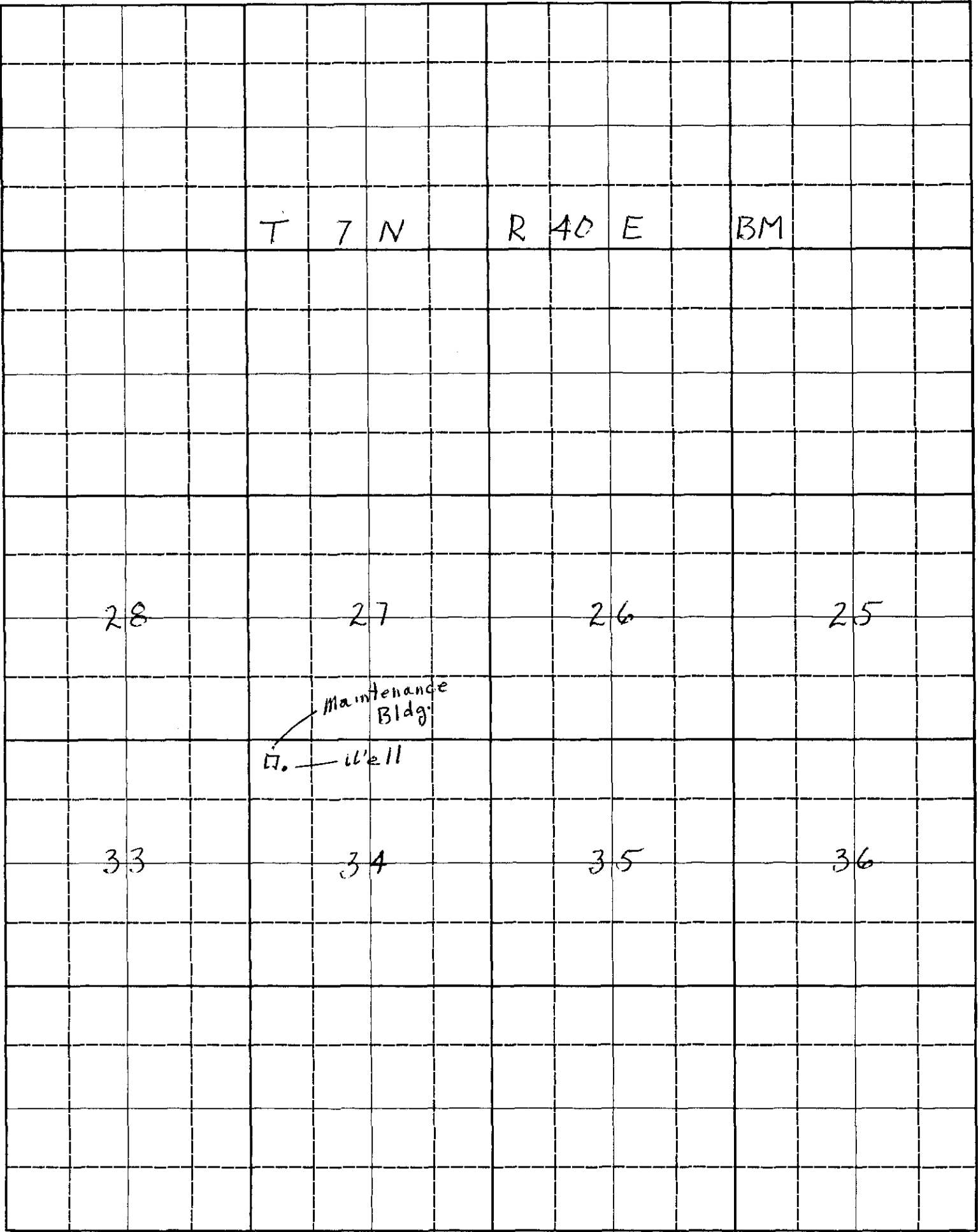
(3) List number of each kind of livestock to be watered _____

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

(5) If water is to be used for other purposes describe: Water is used at Highway Maintenance shed. Domestic uses for the 6 men assigned to the Sugar Maintenance Shed.

MICROFILMED

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.

Gerald R. Dick Sist. Enger
(Applicant)

Proposed Priority 1/31/80

Received by kw Date 1/31/80 Time 11:00

Preliminary check by BR Fee \$ 20.00

Receipted by kw Date 2/1/80 # 15564

Publication prepared by kw Date 2/7/80

Published in Standard Journal

Publication dates 2/14 & 2/21/80

Publication approved kw Date 3/12/80

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Jim

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. 22-7317, 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 April 1, 19 81.
- 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 19 th day of March, 19 80.

J. Glen Saxton
Chief Clerk, Department of Water Resources

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

RECEIVED

MAR 7 1980

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 FOR WATERRIGHT-22-7317

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 February 14, 1980
and the last publication having been made

on February 21, 1980

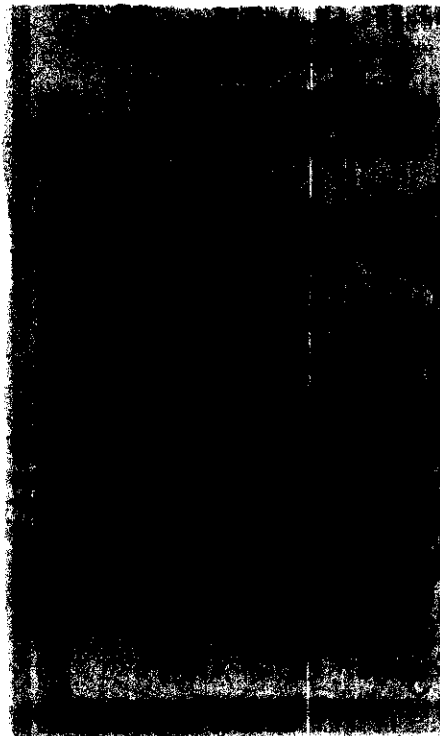
Further, that said newspaper is one of
general circulation in said county; that it
is a legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide sub-
scribers living within the county of publica-
tion; and that it has been continuously and
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 February 22, 1980

Jeri Garner
(SEAL) Notary Public.

My commission expires life



ok kw
3/12/80

MICROFILMED

May 20, 1982

RE: Permit Nos. 21-7193, 22-7317 and 22-7318

Idaho Transportation Dept.
Division of Highways
P.O. Box 97
Rigby, ID 83442

Gentlemen:

Enclosed herewith are copies of the Water Right Licenses issued on the above referenced permits.

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosures

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 12, 1982

RE: Permit No. 22-7317

Idaho Transportation Dept.
Division of Highways
Box 97
Rigby, ID 83442

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 22-7317, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 4.0 acre feet per year.

Point(s) of diversion: NW 1/4, Sec. 34, Twp. 7N, Rge. 40E, Madison County

Beneficial use: Domestic use for 1 unit and commercial use for Sugar
Maintenance Shed within the NW 1/4, Sec. 34, Twp. 7N, Rge. 40E

Priority date established: January 31, 1980

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

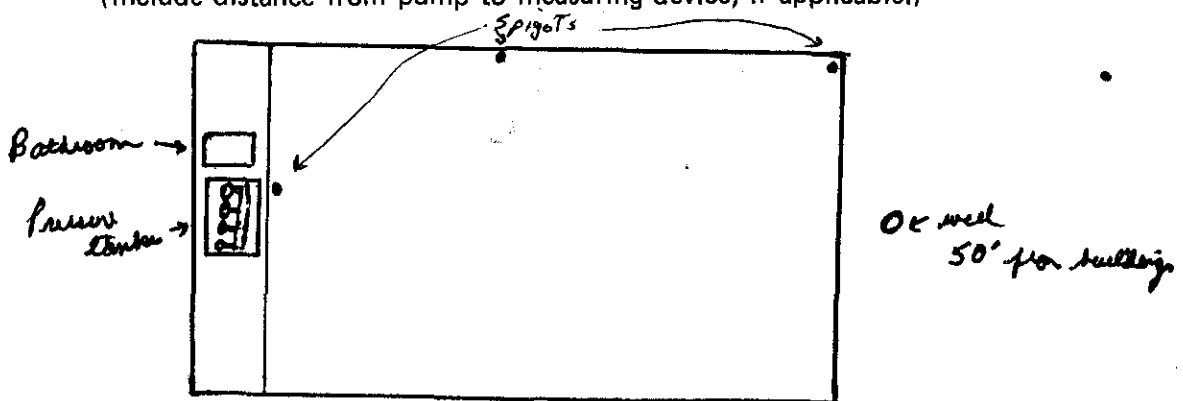
MICROFILMED

Juni
4-27-82

A 40E

[illegible]

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



Point(s) of diversion: NW 1/4 Sec 34, T7N R40E BM

Place(s) of Use

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above ☒ None

☐ Add P.U. as reflected above ☐ Other

MICROFILMED

Examiner's Signature John D Carson
Checked by 726
Approved by John

Date 2/28/82
te 3-12-82
Date 4-9-82



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

June 4, 1980

RE: Permit No. 22-7317

Idaho Transportation Department, Division of Highways
Box 97
Rigby, Idaho 83442

Dear Sirs:

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,

Hobbie R. Stephens
Senior Clerk

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 22 7317.

Name(s) of Permit Holder: Id. Trans. Dept. - Div. of Highways

Post Office Address: Box 97

Rigby, Id. 83442 Tel. No. 745-7781

Source of Water: well

Extent of Use: ☒ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☒ Other Commercial - Sugar Highw
Maintenance Shed.

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

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

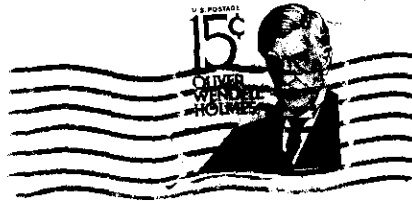
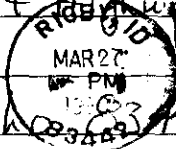
The above information is a true statement of the extent to which the above numbered permit has developed.

5-24-80
Date

JR Dick Dist. Engr.
Signature of Permit Holder

MICROFILMED

ITD Div of Highways
Box 97
Rigby, Idaho 83442



Department of Water Resources

MAR 31 1980

RECEIVED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

March 20, 1980

I.T.D. Division of Highways

Box 97

Rigby, Idaho 83442

Dear Sirs,

RE: Permit No. 22-7317

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:mr

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

54 D
Div. of Highway
Sugar

APPLICATION FOR PERMIT ANALYSIS SHEET

22 7317

INITIAL REVIEW BY:

ARK Kozlowski

APPLICATION NUMBER:

22-7317

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ 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
☒ Yes ☐ No*
☐ Yes ☒ No

Platted by: *ARK*

Map No. *Basin 22 NW40E*

Other rights on same place of use. *none*

In form for advertising.

Final date for protests: *March 3*

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

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: *3/07/80*
☒ 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? _____
3/31/80 Date of priority recommended.

Special conditions of approval or cover letter. _____

By: *Ernest Carlson*

Date: *3/17/80*

STATE OFFICE REVIEW:

- S.L. w/o cond*
☐ See attached sheet for more information.

By: *Jani*

Date: *3/19/80*

MICROFILMED

February 11, 1980

RE: Claim to a Water Right No. 25-4053
Applications for Permit Nos. 22-7317, 22-7318, 25-7186 & 75-7166

Idaho Dept. of Transportation
Division of Highways
Box 97
Rigby, ID 83442

Gentlemen:

Attached herewith is Departmental Receipt No. 15564 in the amount of \$120.00 for the above referenced claim and applications for permit. One of your applications has been sent to our Southern District Office for processing; it is also covered by this receipt for water rights.

Sincerely,

KAY WALKER
Secretary

PROFILM

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, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before MARCH 3, 1980.

C. STEPHEN ALLRED

Director

Published 2/14 & 2/21/80.

RECEIVED

OK

**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:

Applicant No. 22-7317

Applicant: STATE OF IDAHO DEPT. OF TRANSPORTATION, DIVISION OF HIGHWAYS, BOX 97, RIGBY, ID 83442

Source: GROUNDWATER

Date Filed: 01/31/1980

Amount: 0.07 CFS

Diversion Point: NWNW Sec 34 T 07N R 40E, MADISON Co.

Use: COMMERCIAL (0.05 CFS) from 01/01 to 12/31; DOMESTIC (0.02 CFS) from 01/01 to 12/31

Place of Use: NWNW Sec 34 T 07N R 40E

Diversion Means: WELL AND PUMP.

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, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before MARCH 3, 1980.

C. STEPHEN ALLRED
Director

Publ. Feb. 14 and 21, 1980J

STATE OF IDAHO

DEPT. OF TRANSPORTATION, DIVISION OF HIGHWAYS, BOX 97, RIGBY, ID 83442

Source: GROUNDWATER

Date Filed: 01/31/1980

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DOMESTIC	(0.02 CFS)	from 01/01 to 12/31

Place of Use: NWNW Sec 34 T 07N R 40E

Diversion Means: WELL AND PUMP.

RECEIVED