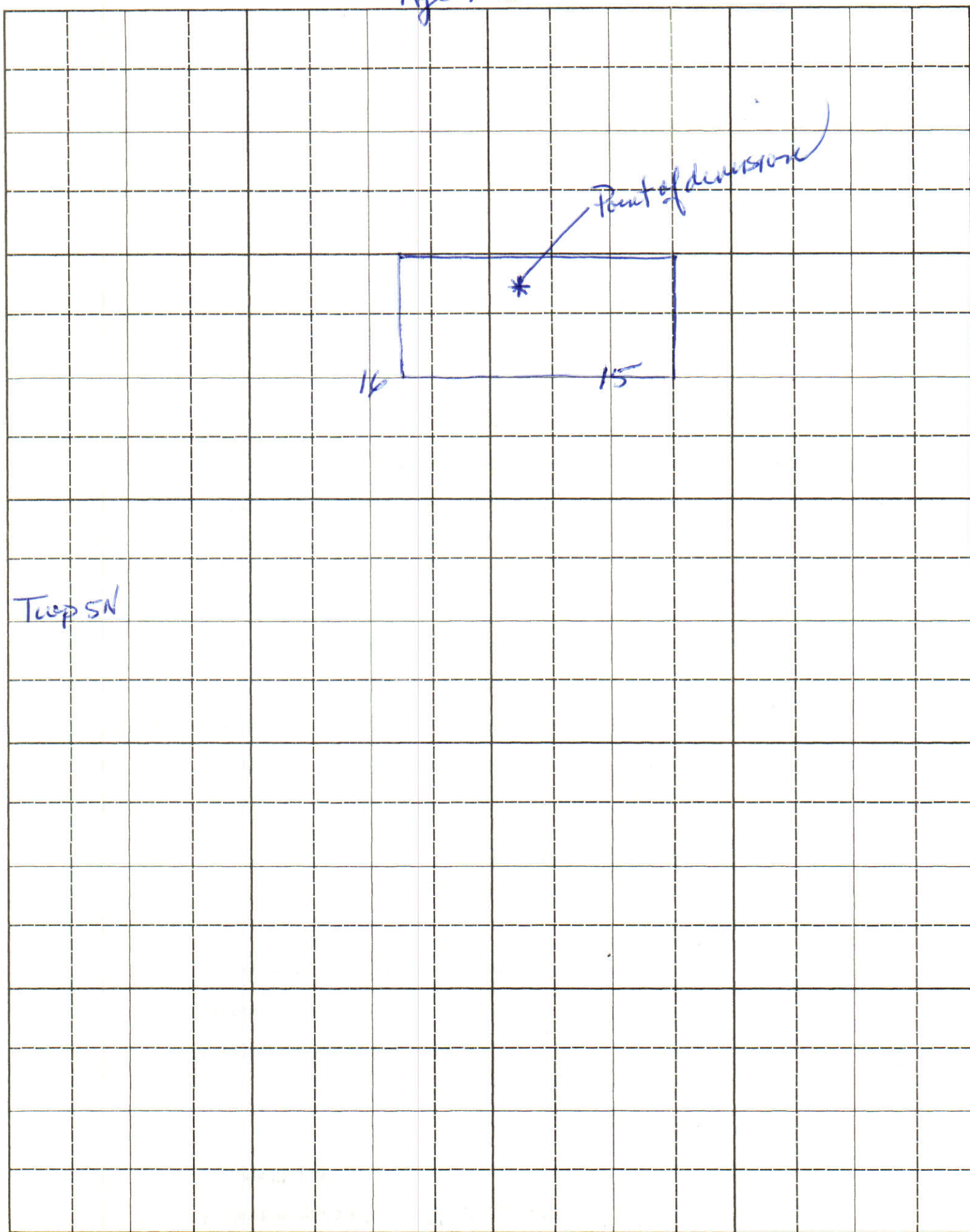


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Rge 41E



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.

Bayne J. Clark  
(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 Water Right  
No. 22-7300**

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 August 9, 1979  
and the last publication having been made

on August 16, 1979

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 August 17, 1979

Notary Public.

(SEAL)

My commission expires life

RECEIVED

SEP 5 1979

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.: 22-7300  
Applicant: CLARK, BAYNE J., ROUTE 2,  
BOX 144, HAZELTON, ID 83335  
Source: GROUNDWATER  
Date Filed: 07/30/1979  
Amount: 7.20 CFS  
Diversion Point: NWNW Sec 15 T 05N R  
41E, MADISON Co.  
Use: IRRIGATION (7.20 CFS) from 04/01 to  
11/01  
Place of Use: NWNE SWNE NENW NWNW  
SWNW SENW Sec 15 T 05N R 41E NENE  
NWNE SWNE SENE Sec 16 T 05N R 41E FOR  
360 ACRES  
Diversion Means: WELL, PUMP &  
SPRINKLER SYSTEM

Applicant No: 32-7102  
Applicant: SEE FARMS, INC. % GUY  
ERIKSON, PRESIDENT, ROUTE 4, BOX 229,  
REXBURG, ID 83440  
Source: GROUNDWATER  
Date Filed: 07/27/1979  
Amount: 6.40 CFS  
Diversion Point: SWSE Sec 31 T 09N R 33E,  
CLARK Co.  
Use: IRRIGATION (6.40 CFS) from 04/01 to  
11/01  
Place of Use: NESW NWSW SWSW SESW  
NESE NWSE SWSE SESE Sec 31 T 09N R  
33E FOR 320 ACRES  
Diversion Means: WELL, PUMP & SPRINKLER  
SYSTEM

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 Rd., Idaho Falls, Idaho 83401 on  
or before AUGUST 27, 1979

C. STEPHEN ALLRED  
Director

Publ. Aug. 9 and 16, 1979J

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Idaho Dept. of Water Resources  
Place of Use Comparison Report

| Type   | WR #    | Owner                                   | Source       | TRS      | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | Total |
|--------|---------|-----------------------------------------|--------------|----------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| Claim  | 22 7300 | DANNY SUMMERS,                          | GROUND WATER | 05N41E15 |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      | 240   |
| Permit | 22 7300 | EASTERN IDAHO AGRICULTURAL CREDIT ASSN, | GROUND WATER | 05N41E15 |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      | 240   |
| Permit | 22 7481 | DANNY SUMMERS,                          | GROUND WATER | 05N41E15 |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 80    |
| Right  | 22 7300 | EASTERN IDAHO AGRICULTURAL CREDIT ASSN, | GROUND WATER | 05N41E15 |      |      | 34   | 36   | 40   | 40   | 35   | 40   | 11   |      |      |      |      | 6    |      |      | 242   |

no plu OL

Idaho Dept. of Water Resources  
Place of Use Comparison Report

| Type   | WR #     | Owner                                   | Source       | TRS      | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | Total |
|--------|----------|-----------------------------------------|--------------|----------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| Claim  | 22 7300  | DANNY SUMMERS,                          | GROUND WATER | 05N41E16 | 40   | 20   | 20   | 40   |      |      |      |      |      |      |      |      |      |      |      |      | 120   |
| Permit | 22 7300  | EASTERN IDAHO AGRICULTURAL CREDIT ASSN, | GROUND WATER | 05N41E16 | 40   | 20   | 20   | 40   |      |      |      |      |      |      |      |      |      |      |      |      | 120   |
| Permit | 22 7481  | DANNY SUMMERS,                          | GROUND WATER | 05N41E16 |      |      |      |      |      |      |      |      |      |      |      |      | 40   |      |      | 40   | 80    |
| Permit | 22 7521B | JEPPESEN BROTHERS RANCH,                | GROUND WATER | 05N41E16 |      |      |      |      | 19   | 4    |      |      |      |      |      |      |      |      |      |      | 23    |
| Permit | 22 7680A | GERALD LEE JEPPESEN,                    | GROUND WATER | 05N41E16 |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 182   |
| Permit | 22 7695B | JEPPESEN BROS,                          | GROUND WATER | 05N41E16 |      |      |      |      |      | 31   |      |      |      |      |      |      |      |      |      |      | 31    |
| Right  | 22 7300  | EASTERN IDAHO AGRICULTURAL CREDIT ASSN, | GROUND WATER | 05N41E16 | 40   | 15   | 5    | 39   |      |      |      |      |      |      |      |      |      |      |      |      | 99    |
| Claim  | 22 4195  | K MERLE JEPPESEN,                       | MOODY CREEK  | 05N41E16 |      |      |      |      |      |      |      |      |      |      |      | 30   |      |      |      |      | 30    |
| Right  | 22 4195  | MERLE K JEPPESEN,                       | MOODY CREEK  | 05N41E16 |      |      |      |      |      |      |      |      |      |      |      | 30   |      |      |      |      | 30    |

↑ ↑ ↑ ↑  
no OL

MAY 5 - 1997

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

Department of Water Resources

## A. GENERAL INFORMATION

Permit No. 22-1300

1. Owner: DANNY SUMMER

Phone No. 3520-3465

Current Address: 3500 E 1496 S Sugar City, Ia 83448

6-27-95

2. Accompanied by: Danny Summer

EXAM. DATE: 8-13-90

Address: Sana

Phone No. Same

Relationship to Permit Holder: \_\_\_\_\_

3. Source: Groundwater tributary to \_\_\_\_\_

## B. OVERLAP REVIEW

1. Other water rights with same place of use: \_\_\_\_\_

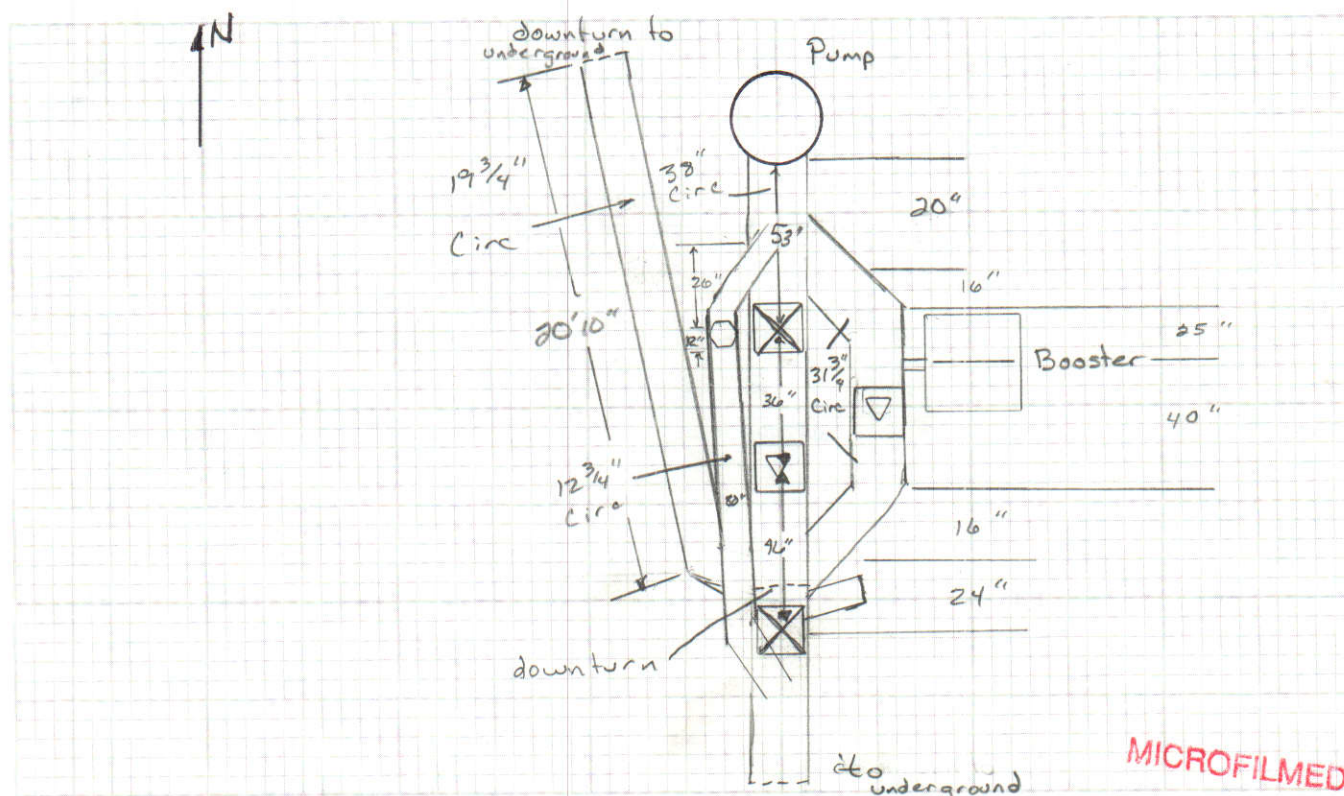
☐ Copies Attached

2. Other water rights with same point of diversion: 22-7300 & 22-7481

☐ Copies Attached      ☐ Copies of Field Exam's Attached

### C. SYSTEM DESCRIPTION

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



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**Scale:** 1" = \_\_\_\_\_

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

☒ Photo of Diversion and System Attached

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

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

T  
5  
N

R41E

POINT OF DIVERSION

22-7  
R  
T  
5

10 11  
15 14  
03

1052

CRP (603)  
88-97  
(75.0 ac.)

CRP  
87-96

CRP  
87-96

55.2 81  
15 14  
22 23

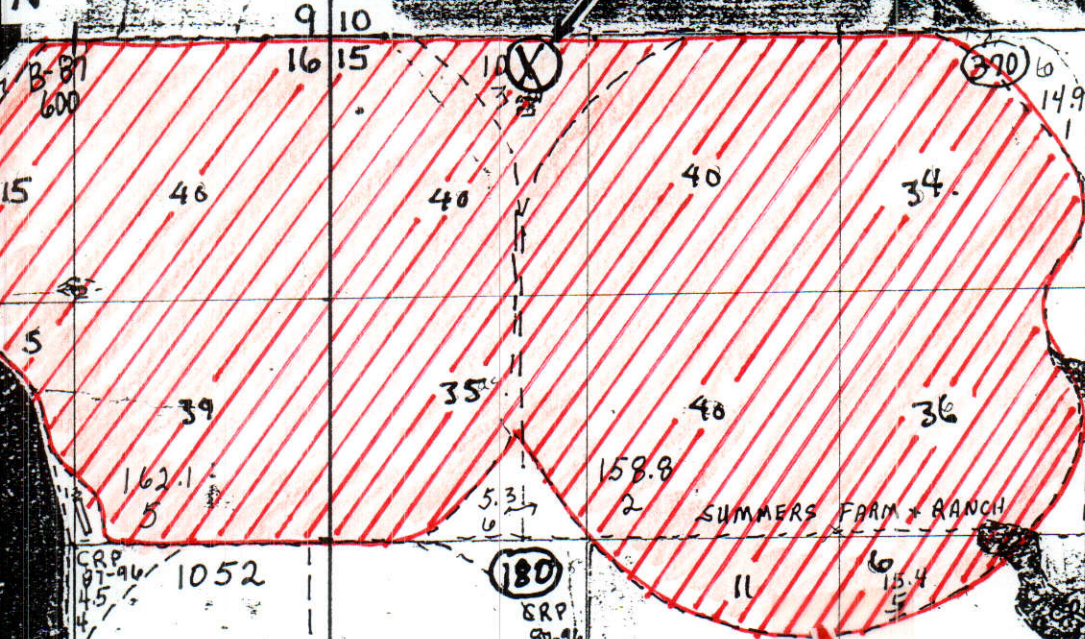
CLIFTON  
MUIR

147

22-67300

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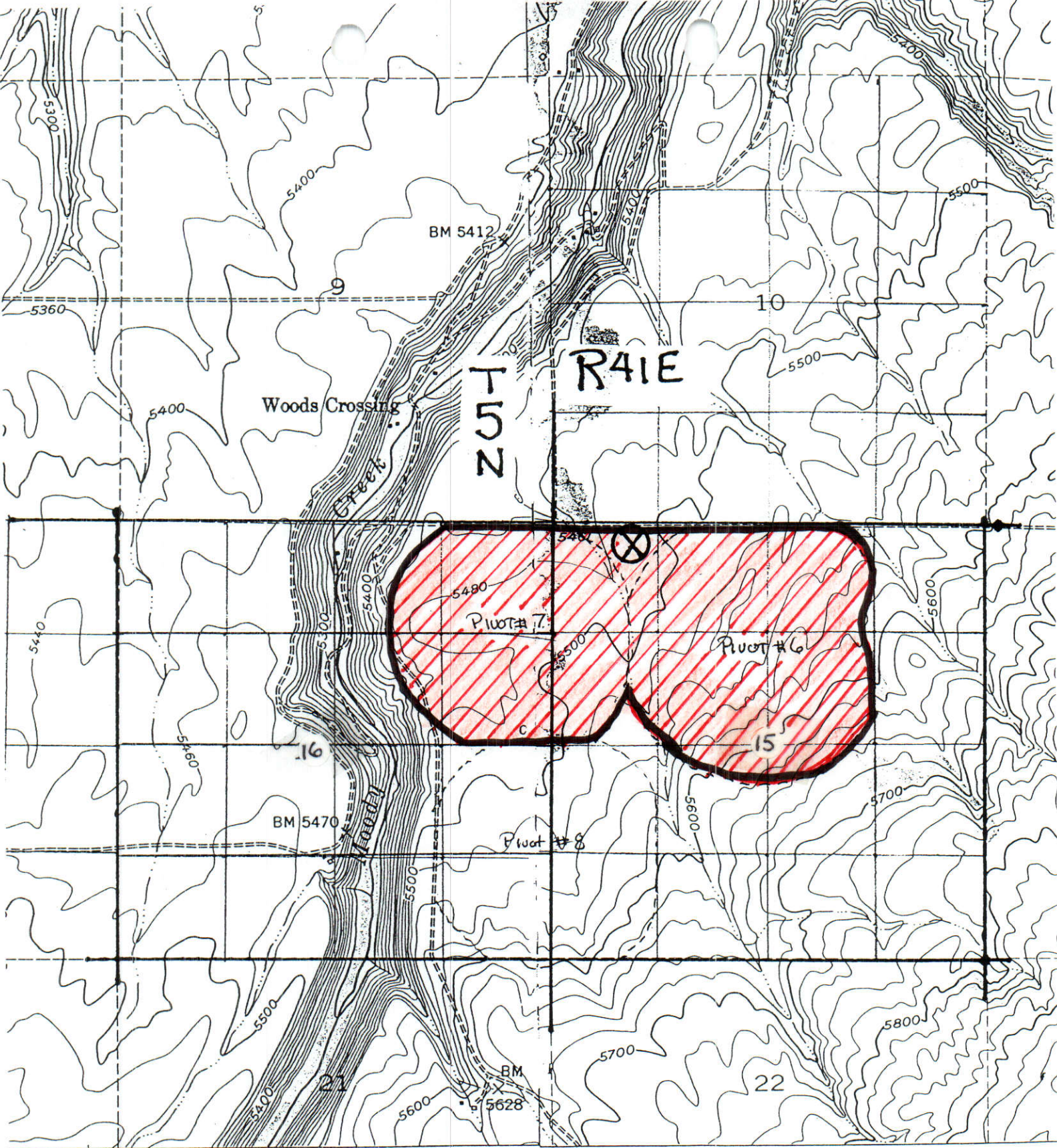
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2

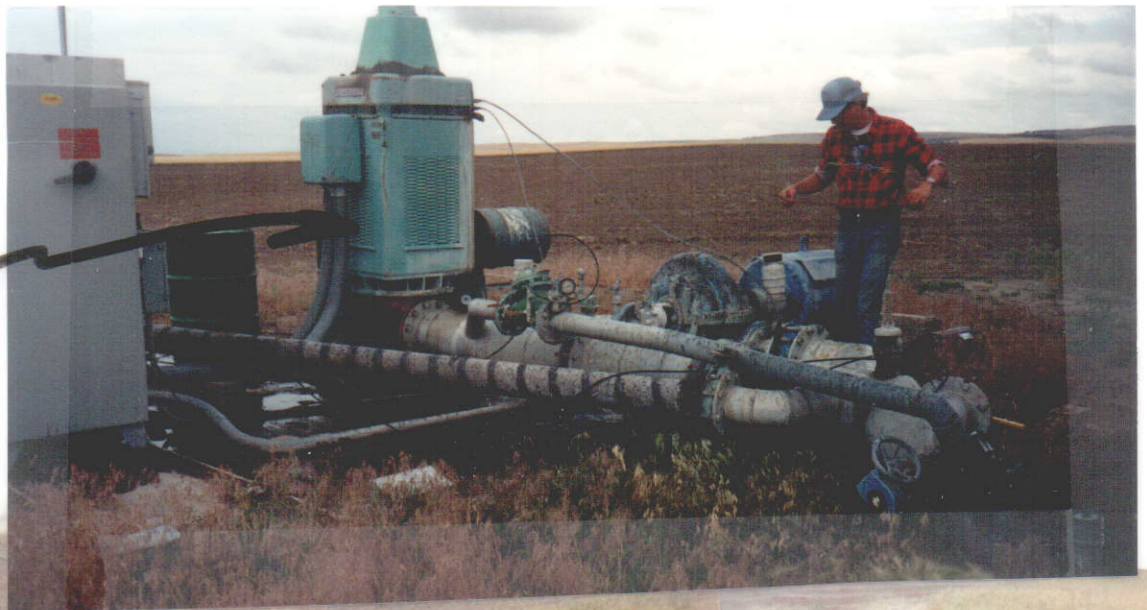
857



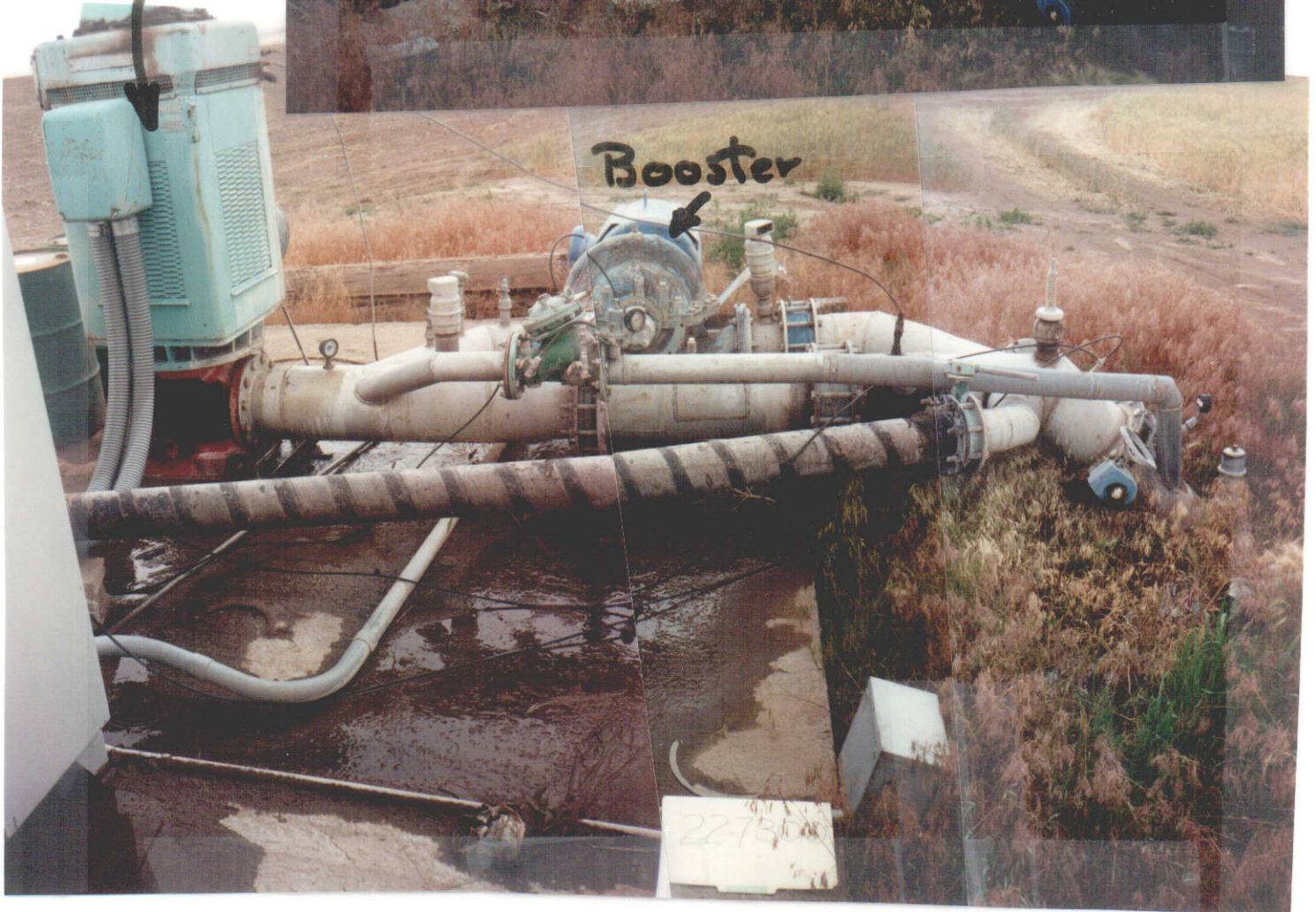
22-07300

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AUG 12 1997

POINT OF  
DIVERSION



Booster

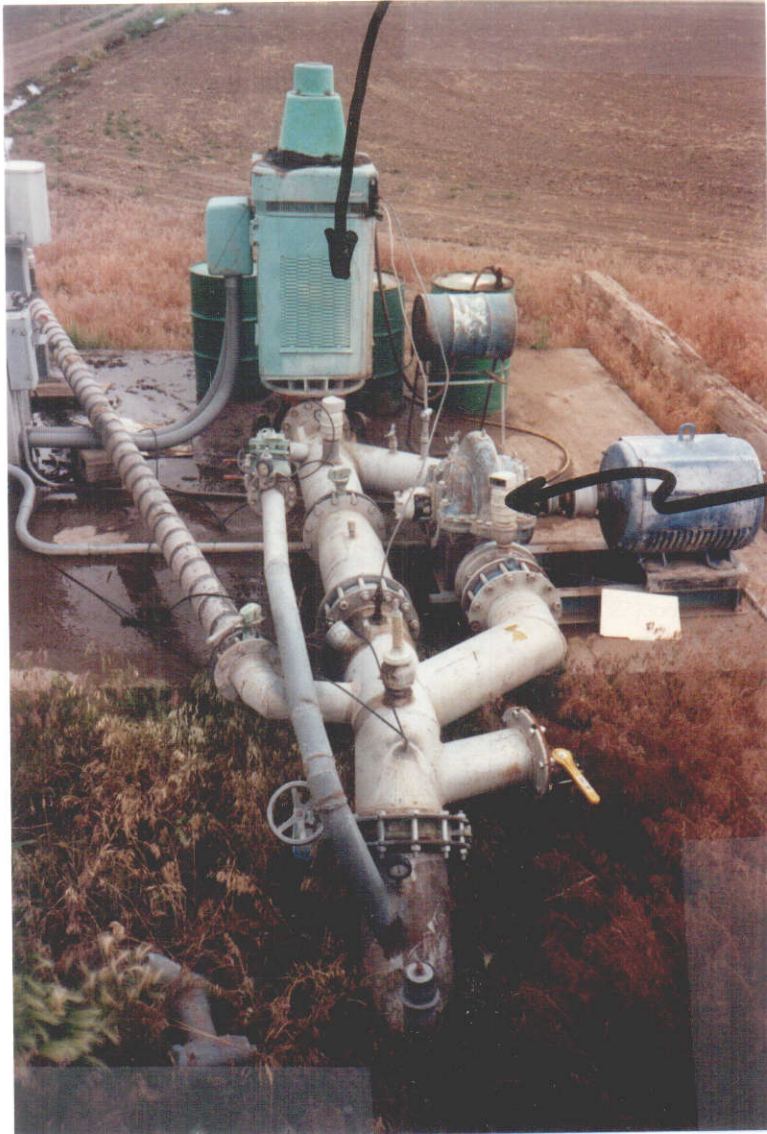


POINT OF  
DIVERSION

22-7300

MICROFILMED  
AUG 12 1997

Well



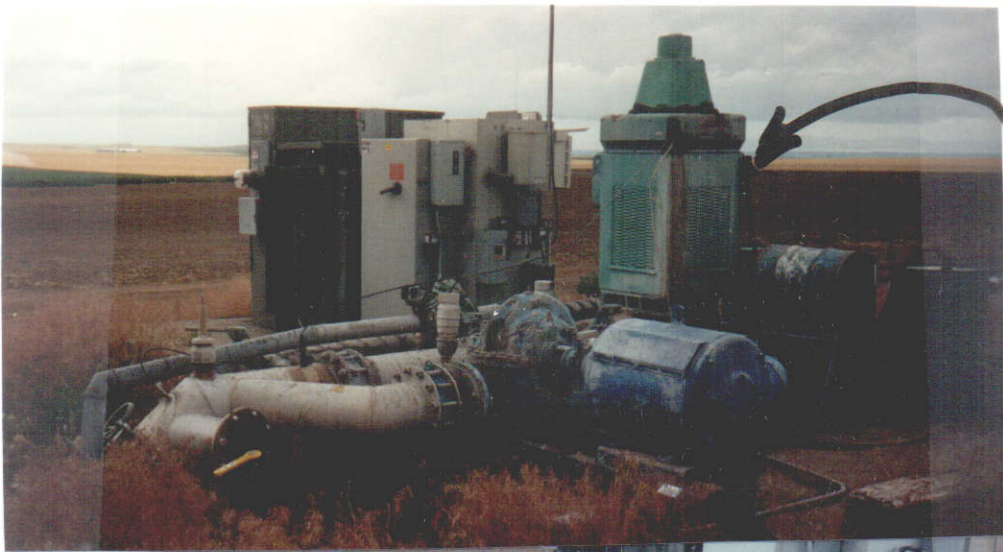
Booster

POINT OF DIVERSION

22-7300

MICROFILMED

AUG 12 1997



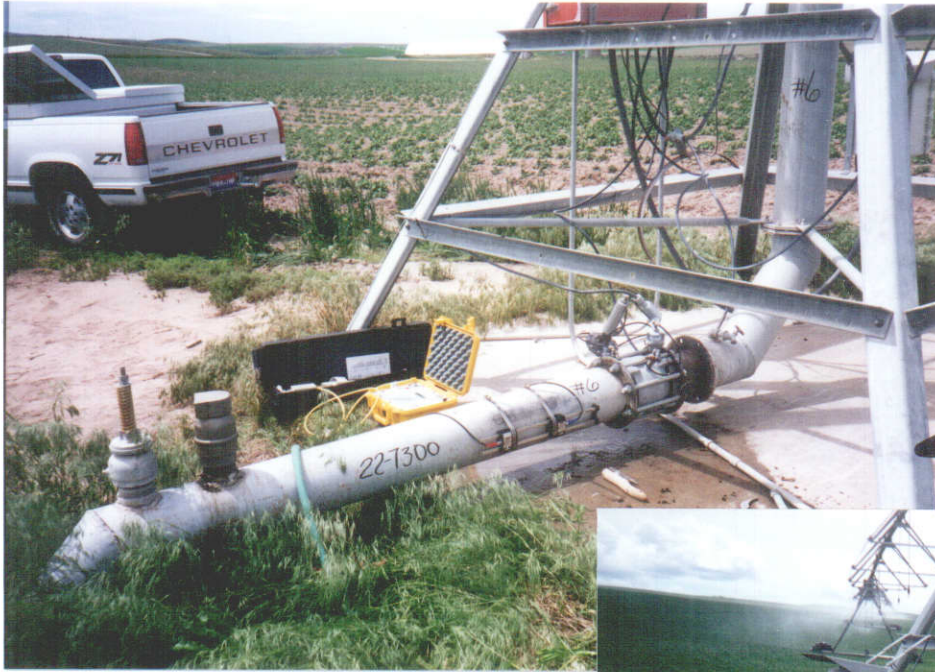
P/O 7



Booster

POINT OF DIVERSION  
22-7300

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AUG 17 1977



MEASUREMENT  
SITES

Pivot #6

Pivot #7



Pivot # 8



MEASUREMENT SITES

22-07300  
MICROFILMED  
AUG 12 1997

State of Idaho  
Department of Water Resources  
**Water Right License**

**WATER RIGHT NO. 22-07300**

**Priority:** August 08, 1980

Maximum Diversion Rate: 3.71 CFS  
Maximum Diversion Volume: 1,190.0 AF

It is hereby certified that EASTERN IDAHO AGRICULTURAL CREDIT ASSN  
PO BOX 985  
BLACKFOOT ID 83221-0985 has complied with the terms and  
conditions of the permit, issued pursuant to Application for Permit dated July 30, 1979; and has  
submitted Proof of Beneficial Use on October 02, 1984. An examination indicates that the works have a  
diversion capacity of 5.23 cfs of water from:

**SOURCE**

GROUND WATER

and a water right has been established as follows:

| <b><u>BENEFICIAL USE</u></b> | <b><u>PERIOD OF USE</u></b> | <b><u>DIVERSION RATE</u></b> | <b><u>ANNUAL<br/>DIVERSION VOLUME</u></b> |
|------------------------------|-----------------------------|------------------------------|-------------------------------------------|
| IRRIGATION                   | 04/01 to 10/31              | 3.71 CFS                     | 1,190.0 AF                                |

**LOCATION OF POINT OF DIVERSION:**

GROUND WATER NW¼NW¼ Sec. 15, Twp 05N, Rge 41E, B.M., MADISON County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW   |      |      |      | SW   |    |    |    | SE |     |    |    | Totals |
|-------------|------|------|------|------|------|------|------|------|------|----|----|----|----|-----|----|----|--------|
|             | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW | SW | SE | NE | NW  | SW | SE |        |
| 05N 41E 15  |      | 34.0 | 36.0 |      | 40.0 | 40.0 | 35.0 | 40.0 | 11.0 |    |    |    |    | 6.0 |    |    | 242.0  |
| 05N 41E 16  | 40.0 | 15.0 | 5.0  | 39.0 |      |      |      |      |      |    |    |    |    |     |    |    | 99.0   |

Total Acres: 341

**CONDITIONS OF APPROVAL**

1. Right 22-07481 is also diverted through the point of diversion described above.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

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

Signed and sealed this 16<sup>TH</sup> day of MAY, 2002.

MICROFILMED  
JUN 18 2002

Acting for

KARL J. DREHER  
Director

State of Idaho  
Department of Water Resources  
**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
**WATER RIGHT NO. 22-07300**

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MAY 13 2002

Department of Water Resources

Date of Priority: August 08, 1980

Maximum Diversion Rate: 3.71 CFS

Maximum Diversion Volume: 1,190.0 AF

Comes now EASTERN IDAHO AGRICULTURAL CREDIT ASSN  
PO BOX 985

BLACKFOOT ID 83221-0985 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. 22-07300, and requests that the permit be changed as follows:

Source: GROUND WATER

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION            | 04/01 to 10/31       | 3.71 CFS                 | 1,190.0 AF           |

LOCATION OF POINT OF DIVERSION:GROUND WATER NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 15, Twp 05N, Rge 41E, B.M., MADISON CountyPLACE OF USE: IRRIGATION

| Twp Rge Sec | NE |      |      |     | NW   |      |      |      | SW   |    |    |    | SE |     |    |    | Totals |
|-------------|----|------|------|-----|------|------|------|------|------|----|----|----|----|-----|----|----|--------|
|             | NE | NW   | SW   | SE  | NE   | NW   | SW   | SE   | NE   | NW | SW | SE | NE | NW  | SW | SE |        |
| 05N 41E 15  |    | 34.0 | 36.0 |     | 40.0 | 40.0 | 35.0 | 40.0 | 11.0 |    |    |    |    | 6.0 |    |    | 242.0  |
| 05N 41E 16  |    | 40.0 | 15.0 | 5.0 | 39.0 |      |      |      |      |    |    |    |    |     |    |    | 99.0   |

Total Acres: 341

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 this 7<sup>th</sup> day of May, 20002

*Reg Pres*  
(Signature & title)

DS+S Inc

MICROFILMED

JUN 18 2002

State of Idaho  
Department of Water Resources  
**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
**WATER RIGHT NO. 22-07300**

.....  
FOR DEPARTMENT USE ONLY  
Preliminary check by kw Fee \$50.00 Received by JM # C041987 Date 5/13/02

**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. 22-07300 with the following:

**CONDITIONS OF APPROVAL**

1. Right 22-07481 is also diverted through the point of diversion described above.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Witness my hand this 16<sup>TH</sup> day of MAY, 2002.

Acting for

  
KARL J. DREHER  
Director

MICROFILMED  
JUN 18 2002

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.       )  
22-07300 IN THE NAME OF EASTERN )  
IDAHO AGRICULTURAL CREDIT       )  
ASSOCIATION                        )  
\_\_\_\_\_ )

**ORDER ADVANCING THE  
DATE OF PRIORITY**

WHEREAS, the Department issued the above captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before September 1, 1984; and,

WHEREAS, the Department notified the permit holder on June 30, 1984, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, on September 1, 1984, the permit lapsed, since the permit holder had not submitted an acceptable proof of beneficial use or request for extension of time to the Department; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the lapsing; and,

WHEREAS, the Department received proof of beneficial use of water under this permit on October 2, 1984 (31 days late) and advanced the priority date of this permit to August 31, 1979; and,

WHEREAS, on January 26, 1987, the Department sent the permit holder an Examination Fee Notice informing him that he had 60 days to submit the required examination fee; and,

WHEREAS, on May 6, 1987, the Department sent the permit holder an Examination Fee Reminder, reminding him that he needed to submit the required examination fee; and,

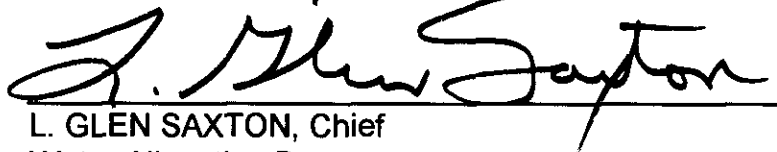
WHEREAS, Section 42-217, Idaho Code, provides that the Department may lapse a permit for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner; and,

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JUN 18 2002

WHEREAS, on March 4, 1988, the permit holder submitted the examination fee. The fee was 342 days late, but the Department did not issue an order advancing the priority date;

IT IS, THEREFORE, HEREBY ORDERED that the priority date of Permit No. 22-07300 be advanced to August 8, 1980.

DATED this 24<sup>th</sup> day of April, 2002.

  
L. GLEN SAXTON, Chief  
Water Allocation Bureau

MICROFILMED  
JUN 18 2002

# WATER RIGHT SUMMARY

| ACTION                     | RIGHT NO.           | NAME                                          | AMOUNT CFS      |
|----------------------------|---------------------|-----------------------------------------------|-----------------|
| <del>ORIGINAL PERMIT</del> | <del>22-07300</del> | <del>CLARK, BAYNE J.</del>                    | <del>7.20</del> |
| <del>FULL ASSIGNMENT</del> | <del>22-07300</del> | <del>SUMMERS, DANNY</del>                     | <del>7.20</del> |
| FULL ASSIGNMENT            | 22-07300            | EASTERN IDAHO<br>AGRICULTURAL CREDIT<br>ASSN. | 7.20            |

JULY 7, 1997

MICROFILMED

AUG 12 1997

RECEIVED

JUL 01 1997

Department of Water Resources

State of Idaho

Department of Water Resources

ASSIGNMENT OF PERMIT

I, Danny J. Summers, hereby assign to EASTERN IDAHO AGRICULTURAL CREDIT ASSOCIATION  
of PO Box 985, Blackfoot, ID 83221.

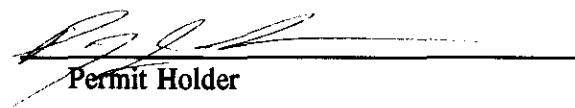
All my right, title, and interest in and to Permit No. A22-07300 to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and to Permit No. A22-07300 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)

Township 5 North, Range 41 East Boise Meridian

Section 15: NW $\frac{1}{4}$ NW $\frac{1}{4}$  Well, 7.2 cfs

Made this 26 day of June, 1997.

  
Permit Holder

State of Idaho )  
County of Madison <sup>ss</sup>

On this 26<sup>th</sup> day of June, 1997, personally appeared before me the signor of the above instrument, who duly acknowledged to me that he executed the same.



Notary Public residing at Rigby

My Commission expires: 4/27/2001

seal

MICROFILMED

AUG 12 1997

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 22-7300 IN THE )  
NAME OF DANNY SUMMERS ) ORDER OF REINSTATEMENT  
\_\_\_\_\_ )

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before September 1, 1984; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

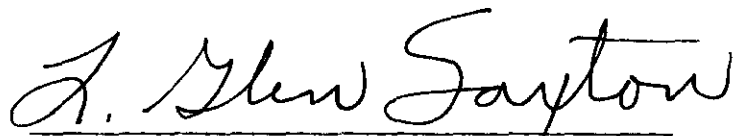
WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on October 2, 1984;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 22-7300 be REINSTATED and the priority advanced to August 31, 1979.

Dated this 23<sup>rd</sup> day of October, 1984.

  
\_\_\_\_\_  
L. GLEN SAXTON  
Chief, Operations Bureau

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 on permit No. 22-7300.

Name(s) of Permit Holder: Danny Sumner

Post Office Address: RED #1 Sugar City Idaho 83448

Tel. No. 356-3465

Source of Water: Groundwater

Extent of Use: ☐ Domestic (number of households)  
☐ 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

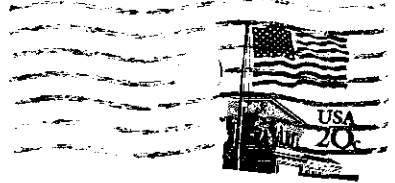
The above information is a true statement of the extent to which the above numbered permit has been developed.

9/30/84  
Date

**MICROFILMED**

Danny Sumner  
Signature of Permit Holder

Penny S  
RF 1  
Super City Idaho 83448



RECEIVED



OCT 2 1984

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE

Department of Water Resources  
BOISE, IDAHO 83720

MICROFILMED

State of Idaho  
Department of Water Resources  
ASSIGNMENT OF PERMIT

OK to process  
RC 6/3/83

I, Bayne J. Clark, hereby assign to Flanny Summers  
of RFD #1, Sugar City, Idaho 83448  
Address

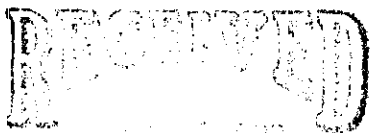
CHECK ONE

☒ All my right, title, and interest in and to Permit No. 22-7300  
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 12 day of April, 19 83.



Department of Water Resources  
Eastern District Office

Bayne J. Clark  
Permit Holder

Dolan H. Clark  
Spouse of Permit Holder

State of Idaho )  
County of Madison ) ss.

On this 12<sup>th</sup> day of April, 19 83, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that he (she) (they) executed the same.

seal

Ann Hope  
Notary Public residing at  
Rehberg, Idaho

My commission expires:  
8-25-86

MICROFILMED

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 Bayne J. Clark Phone 438-5865

Post office address Route 2, Box 144, Hazelton, Idaho 83335

2. Source of water supply groundwater which is a tributary of \_\_\_\_\_

3. Location of point of diversion is NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 15 Township 5N

Range 41E B.M. Madison County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 7.20 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)  
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 7.20 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and two center pivot sprinkler systems with corner catchers

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 24 inches; proposed depth of well is 600 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is five 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: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ 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: \_\_\_\_\_

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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 |        |
| 5N                                    | 41E   | 15   |     | 40  | 40  |     | 40  | 40  | 40  | 40  |     |     |     |     |     |     |     |     | 240    |
|                                       |       | 16   | 40  | 20  | 20  | 40  |     |     |     |     |     |     |     |     |     |     |     |     | 120    |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
| Total number of acres to be irrigated |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 360    |

c. Describe any other water rights used for the same purposes as described above. None

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

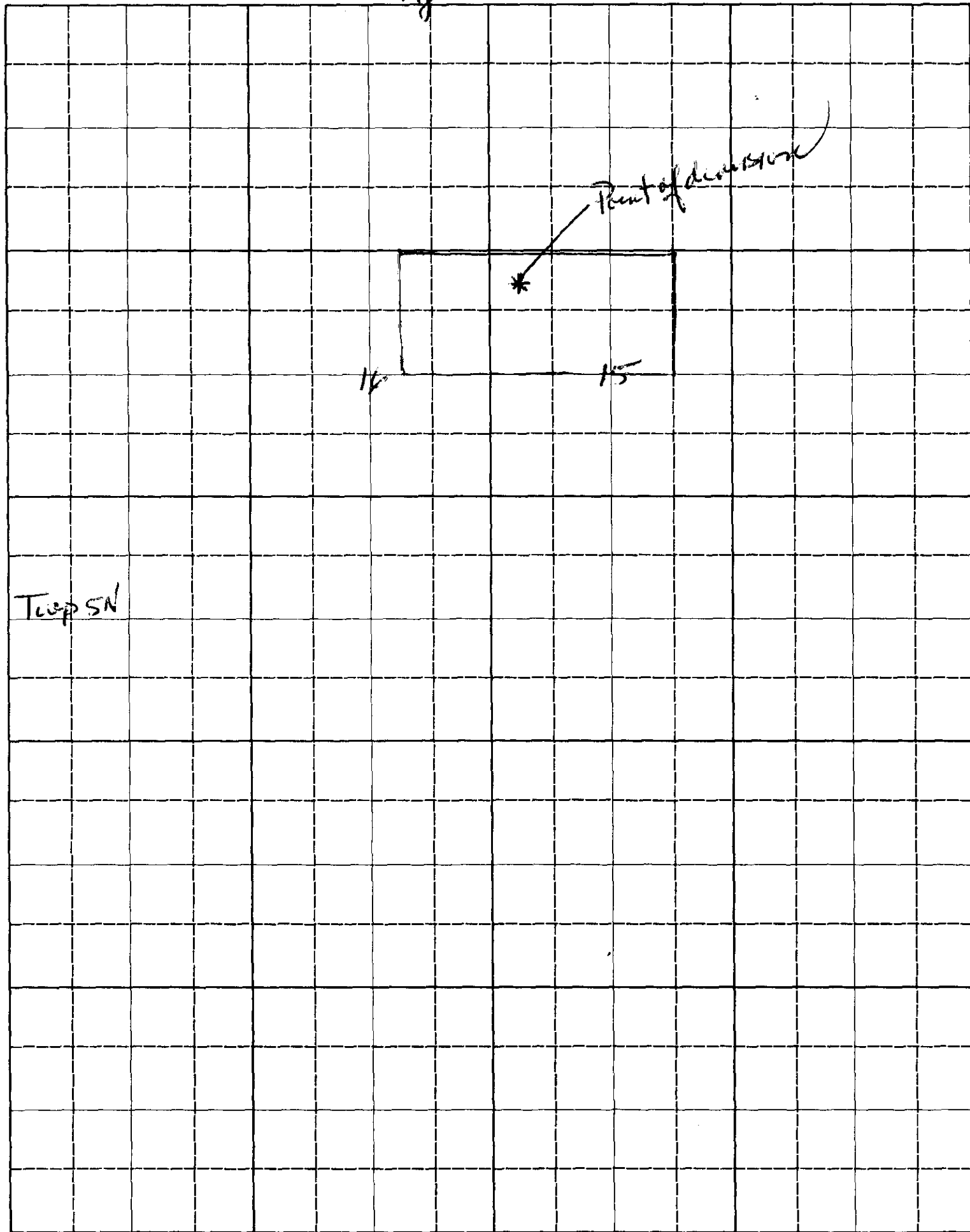
b. Who owns the land to be irrigated or place of use Applicant

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

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

Page 41E



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.

Bayne J. Clark  
(Applicant)

Proposed Priority

7/30/79

Received by dh Date 7-30-79 Time 10:10 a.m.

Preliminary check by ARK Fee \$ 105.00

Receipted by dh Date 7-30-79 #13623

Publication prepared by dh Date 8-3-79

Published in Standard Journal

Publication dates August 9 & 16, 1979

Publication approved 9/7/79 Date 9/7/79

Protests filed by:

Copies of protests forwarded by

Hearing held by Date:

Recommended for approval denial by EAC Jm

#### 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. 22-7300, 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, 1984.
- 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: (1) An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 27th day of September, 1979.

  
NORMAN C. YOUNG  
Administrator, Resources Admin. Div.

[illegible]



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

May 17, 2002

EASTERN IDAHO AGRICULTURAL CREDIT ASSN  
PO BOX 985  
BLACKFOOT ID 83221-0985

RE: License No. 22-7300 - Issuance of License

Dear Water Right Holder(s):

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

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

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

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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JUN 18 2002

## CERTIFICATE OF SERVICE

I hereby certify that on May 17, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 22-7300

EASTERN IDAHO AGRICULTURAL CREDIT ASSN  
PO BOX 985  
BLACKFOOT ID 83221-0985

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

Kari Lynn Townsend  
Secretary

MICROFILMED  
JUN 18 2002

**EXPLANATORY INFORMATION  
TO ACCOMPANY A  
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

**PETITION FOR RECONSIDERATION**

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

**EXCEPTIONS AND BRIEFS**

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

**REQUEST FOR HEARING**

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

**ORAL ARGUMENT**

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

**CERTIFICATE OF SERVICE**

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED  
JUN 12 2002

### FINAL ORDER

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

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

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

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

### APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

April 29, 2002

EASTERN IDAHO AGRICULTURAL CREDIT ASSN  
PO BOX 985  
BLACKFOOT ID 83221-0985

RE: Water Right Permit No. 22-07300

Dear Permit Holders:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

In review of this file, we found that the examination fee for this system was not filed timely. Enclosed you will find an "Order Advancing the Date of Priority" for this permit.

Based on the examiner's report, the following elements were developed differently than described on your permit:

✓ **Place of Use**

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days. If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER

Sr. Water Resource Agent

Enclosures

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MAY 1 8 2002

LICENSE REVIEW CHECKLIST

Permit No. 22-7300 Date: 4-22-02 Reviewer: Kay Walker

Change/OK

Name/Address fix

Source ok

Point of Diversion: ok

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

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

W36 (overlap)

W59 (subdivision description)

22-7481

Place of Use add

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

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): none @ p/u

File reviewed \_\_\_\_\_ Profile reports printed \_\_\_\_\_

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

Rate of Diversion:

Permitted rate 7.20 cfs

Fee Limit 8.0 cfs

Measured 5.23 cfs

Theoretical \_\_\_\_\_ cfs

Recommended Total Diversion Rate 3.71

Water Uses ok

Change (P46)

Season of Use per new Standards

4-1 10-31

Irrigation 3.71 cfs 1190 af

Stockwater \_\_\_\_\_ cfs \_\_\_\_\_ af

Domestic \_\_\_\_\_ cfs \_\_\_\_\_ af

\_\_\_\_\_ cfs \_\_\_\_\_ af

\_\_\_\_\_ cfs \_\_\_\_\_ af

Total 3.71 cfs 1190 af

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

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

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

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

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

3.71 cfs x 1.9835 x 214 days = 1575 af (vs) 341 acres x 3.5 (FHR) = 1193.5 af 1190

Remarks: W36

Additional Conditions \_\_\_\_\_ Watermaster Control  
 \_\_\_\_\_ GW Measurement/Measuring Device  
 \_\_\_\_\_ Other  
 \_\_\_\_\_ Trust R55 - remove 051)  
 \_\_\_\_\_ Non-trust (048)

GW Dist? \_\_\_\_\_  
 Water Msmt. Dist? \_\_\_\_\_  
 Crit. GWMA? \_\_\_\_\_  
 GWMA? \_\_\_\_\_  
 Government Lots? \_\_\_\_\_

Advance Priority? yes If yes, explain why below.  
 \_\_\_\_\_ no

SRBA Claim? yes -

Adjust memo \_\_\_\_\_

Amend Letters \_\_\_\_\_ P87, S06 Second Amendment Notice P44 S06

\* Priority needs advanced due to late exam fee -

Idaho Dept. of Water Resources  
Place of Use Comparison Report

| Type | WR # | Owner | Source | TRS | HENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | Total |
|------|------|-------|--------|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
|      |      |       |        |     |      |      | 40   | 40   |      |      |      |      |      |      |      |      |      |      |      |      | 240   |
|      |      |       |        |     |      |      | 40   | 40   |      |      |      |      |      |      |      |      |      |      |      |      | 240   |
|      |      |       |        |     |      |      |      |      |      |      |      |      |      |      | 40   | 40   |      |      |      |      | 80    |
|      |      |       |        |     |      |      | 34   | 35   |      |      |      |      | 11   |      |      |      |      |      |      |      | 242   |

no plus OL

709

# CALCULATION OF NEW PRIORITY DATES LATE EXAM FEES

FOR PERMIT NO. 22-7300

BY: Ray Walker

DATE: 4-22-2002

|                                                         | DATE           | NUMBER OF DAYS<br>(From Table of Days<br>Between Two Dates) |
|---------------------------------------------------------|----------------|-------------------------------------------------------------|
| A. EXAMINATION FEE NOTICE SENT                          | <u>1-26-87</u> | <u>26</u>                                                   |
| B. DATE FEE DUE (60 days)                               | <u>3-27-87</u> | <u>86</u>                                                   |
| C. DATE FEE RECEIVED                                    | <u>3-4-88</u>  | <u>43 + <sup>365</sup><br/>- 86</u>                         |
| D. NUMBER OF DAYS LATE (C - B)                          |                | <u>279</u>                                                  |
| E. ORIGINAL PRIORITY DATE<br>(Check Reinstatement, etc) | <u>8-31-79</u> | <u>243</u>                                                  |
| F. NEW PRIORITY DATE (D + E)                            | <u>8-8-80</u>  | <u>585</u>                                                  |
|                                                         |                | <u>- 365</u>                                                |
|                                                         |                | <u>220</u>                                                  |

REMARKS:

*see 23 days short  
of 1 yr. late*

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JUN 18 2002

RECEIVED

MAY 5 - 1997

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

Department of Water Resources

**A. GENERAL INFORMATION**

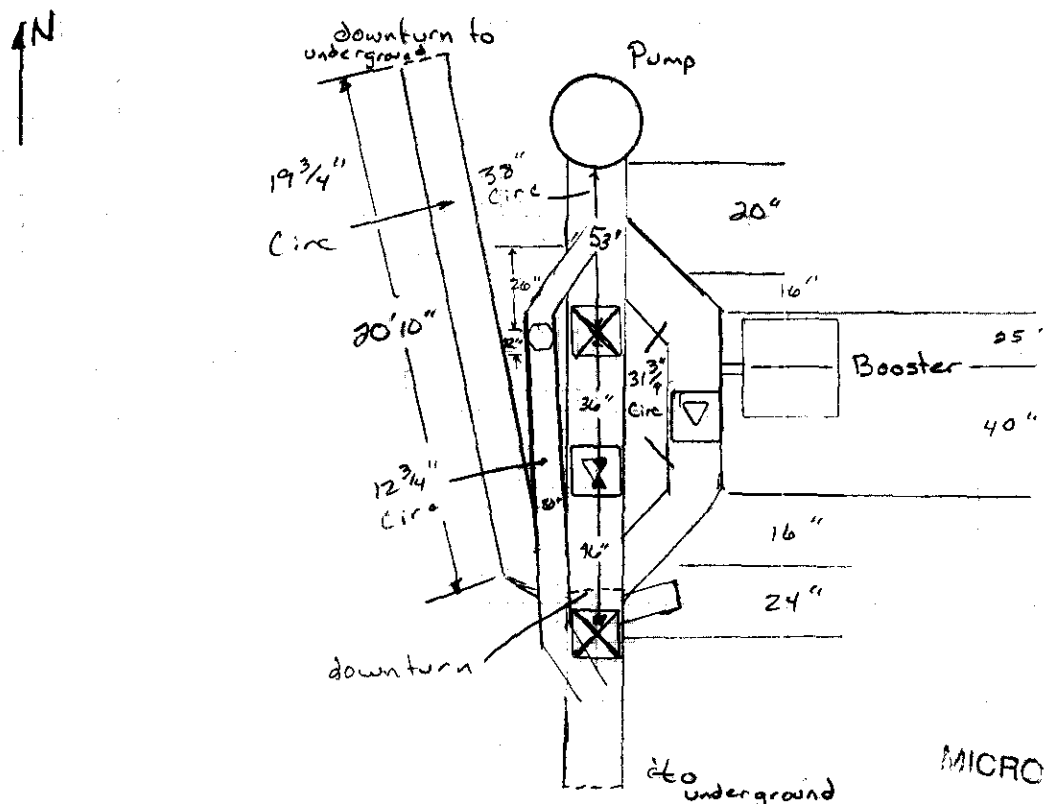
Permit No. 22-7300  
1. Owner: DANNY SUMMER Phone No. 350-3465  
Current Address: 3500 E 1496 S Sugar City, Id 83448 6-27-95  
2. Accompanied by: Danny Summer EXAM. DATE: 8-13-90  
Address: Same Phone No. Same  
Relationship to Permit Holder: \_\_\_\_\_  
3. Source: Groundwater tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: \_\_\_\_\_ ☐ Copies Attached  
2. Other water rights with same point of diversion: 22-7300 & 22-7481  
\_\_\_\_\_ ☐ Copies Attached ☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

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



Scale: 1" = \_\_\_\_\_

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AUG 12 1997

2. ☒ Copy of U.S.G.S. 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 or more).  
☒ Photo of Diversion and System Attached  
(required for all but single household domestic groundwater, and stockwater).

**System Description (continued)**

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

Well pump mainline to booster to mainline to three pivots  
one to east<sup>#6</sup>, one to west<sup>#7</sup>, and one to south<sup>#8</sup>  
(of the pump).

☐ See Remarks on page 4 for continuation

4.

| Well or Diversion Identification No.* | Motor Make   | Hp  | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|--------------|-----|------------------|-----------|-----------------------------------|
| Well                                  | Westinghouse | 500 | 45-78            | Wellline  | T8115                             |
| Booster                               | Lincoln      | 150 | 2314263          | Paco      | 1A0TBP94979                       |
|                                       |              |     |                  |           |                                   |
|                                       |              |     |                  |           |                                   |

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

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

| Ident. No. | Gov't. Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County  | Method of Determination/Remarks    |
|------------|------------|-----|-----|-----|------|------|------|---------|------------------------------------|
|            |            |     | NW  | NW  | 15   | 5N   | 41E  | Madison | ON SITE / USGS QUAD / AERIAL PHOTO |
|            |            |     |     |     |      |      |      |         |                                    |
|            |            |     |     |     |      |      |      |         |                                    |
|            |            |     |     |     |      |      |      |         |                                    |

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

Indicate Method of Determination

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 5N   | 41E  | 15   |        | 34     | 36     |        | 40     | 40     | 35     | 40     | 11     |        |        |        |        | 6      |        |        | 242    |
|      |      | 16   |        | 40     | 15     | 5      | 39     |        |        |        |        |        |        |        |        |        |        |        | 99     |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 341 ac |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

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AUG 12 1987

Do not use this space

Do not use this space

#### D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

| Measurement Equipment | Type        | Make       | Model No. | Serial No. | Size  | Calib. Date |
|-----------------------|-------------|------------|-----------|------------|-------|-------------|
| Flow Meter Station    | non-contact | Polysonics | TF-P      |            | Small |             |
|                       |             |            |           |            |       |             |
|                       |             |            |           |            |       |             |
| Flow Meter Station    |             | Polysonics | ISTT-P    | 26863      | Small |             |

REMEASUREMENT

2. Measurements: SEE ATTACHED PAGE FOR REMEASUREMENT

Sonic meter measurements at pivots.

#6 East pivot: 655 GPM / Remeasured Q = 820.04 gpm  
 #7 West pivot: 560 GPM (Corner machine and end gun off) Q = 827.4  
 #8 South pivot: 619 GPM / Remeasured Q = 701.4 gpm  
 1834 GPM = 4.09 cfs

#### E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:  $Q = 2348.9 \text{ gpm} = 5.23 \text{ cfs} / 481 \text{ ac}$   
 $341 \text{ ac} \times 0.010873 \text{ cfs/ac} = 3.71 \text{ cfs}$

2. Alternate Method for Checking Purposes:

#### F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: \_\_\_\_\_ psi x 2.31 = \_\_\_\_\_ ft (1); Dynamic pumping level: \_\_\_\_\_ ft (2)  
 Total Head: (1) + (2) = \_\_\_\_\_ (3) ; Flow rate: \_\_\_\_\_ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = \_\_\_\_\_ (5)  
 Meter Input KW: 3.6 x \_\_\_\_\_ KH x \_\_\_\_\_ CTR or \_\_\_\_\_ MULT x \_\_\_\_\_ PTR x \_\_\_\_\_ N/ \_\_\_\_\_ T = \_\_\_\_\_ (6)  
 Meter Input HP: (6) x 1.34 = \_\_\_\_\_ (7)  
 Panel Input KW: \_\_\_\_\_ Ave PF x \_\_\_\_\_ Ave Volts x \_\_\_\_\_ Ave Amps x .001732 = \_\_\_\_\_ (6)  
 Panel Input HP: (6) x 1.34 = \_\_\_\_\_ (7) Efficiency: (5)/(7) x 100 = \_\_\_\_\_ %

#### G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 341 \text{ ac} \times 3.5 = 1193.5$   
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.71 \text{ cfs} (183) 1.9835 = 1346.7$   
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1193.5$

2. Volume Calculations for Other Uses:

RECORDED  
 AUG 12 1937

[illegible]

## 1. Recommended Amounts

| Beneficial Use | Period of Use |         | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|---------|------------------------------|--------------------------|
|                | From          | To      |                              |                          |
| IRRIGATION     | 4/15          | 10/15   | 3.71 cfs                     | 1193.5                   |
|                |               |         |                              |                          |
|                |               |         |                              |                          |
|                |               |         |                              |                          |
|                |               | Totals: | 3.71 cfs                     | 1193.5 afa               |

☐ 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

Field Examiner's Name KEITH C. WILSON  
Signature Keith C. Wilson  
Certification Date \_\_\_\_\_  
Field Report Preparation Date \_\_\_\_\_

CONSULTANT SEAL

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

MICROFILMED

AUG 12 1997

TOTAL CAPACITY WELL UNDER 22-07300 ; 22-07481

$$Q_{\text{gpm TOTAL}} = Q_{\#6} + Q_{\#7} + Q_{\#8} = 820.044 + 827.428 + 701.441 \text{ gpm} = 2348.9 \text{ gpm}$$

$$Q_{\text{cfs}} = 2348.9 \text{ gpm} \div 448.8 \text{ gpm/cfs} = 5.23 \text{ cfs}$$

$$5.23 \text{ cfs} / 481 \text{ ac} = 0.010873 \text{ cfs/ac}$$

$$22-7300 \text{ with } 341 \text{ ac} \times 0.010873 \text{ cfs/ac} = 3.71 \text{ cfs}$$

$$22-7481 \text{ with } 140 \text{ ac} \times 0.010873 \text{ cfs/ac} = 1.52 \text{ cfs}$$
$$\underline{5.23 \text{ cfs}}$$

MICROFILMED

AUG 12 1997

PERMIT # 22-7300

-----  
**Pivot #6**  
 SETUP NO. 1  
 -----  
 PIPE O.D 8.017 IN  
 PIPE WALL THICKNESS 0.107 IN  
 PIPE I.D 7.803 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 6.060 IN  
 -----

12:11:21 06-27-95  
 SCALE FACTOR = 0.990  
 OFFSET(GPM) = -11.517  
 nsec OFFSET = 9.01  
 usec OFFSET = -0.47  
 XMT DET.DLV = 18.82  
 AERATION FAC. = 1.00  
 XDUCER: STANDARD/U  
 -----  

|                | UP     | DOWN   |
|----------------|--------|--------|
| WIN.DLV =      | 289.16 | 289.16 |
| SE>R =         | 1.63   | 1.73   |
| BIAS =         | 1.88   | 1.86   |
| AGC =          | 0.08   | 0.06   |
| SIG.STG =      | 9.92   | 9.88   |
| MISSED =       | 0      | 0      |
| TIME(us) =     | 291.9  | 291.6  |
| DEL TIME(ns) = |        | 277.8  |
| DIFF COUNT =   |        | 1013   |
| P2X =          | 68     |        |
| SPS =          | 23.95  |        |
| AERATION =     | 0.000  |        |

 -----  
 FLUID (F/S) = 4863.33  
 REYNOLDS NO. = 293211  
 PROFILE FACTOR = 0.9452  
 -----  
 FLOW: = 820.044 GPM  
 2.72 F/S  
 -----  
 ZERO METHOD  
 = ZERO DURING FLOW  
 -----  
 ZERO METHOD  
 = ZERO DURING FLOW  
 -----

SETUP NO. 1 **Pivot #7**  
 -----  
 PIPE O.D 8.020 IN  
 PIPE WALL THICKNESS 0.151 IN  
 PIPE I.D 7.718 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 6.141 IN  
 -----  
 INTERMITTENT SIGNAL  
 5.718 F/S  
 -----  
 FLOW 801.500 GPM  
 5.496 F/S  
 -----  
 ADJUSTING GAIN +  
 5.733 F/S  
 -----  
 FLOW 838.506 GPM  
 5.750 F/S  
 -----

11:21:51 06-27-95  
 SCALE FACTOR = 0.990  
 OFFSET(GPM) = -31.902  
 nsec OFFSET = 9.01  
 usec OFFSET = -0.47  
 XMT DET.DLV = 19.23  
 AERATION FAC. = 1.00  
 XDUCER: STANDARD/U  
 -----  

|                | UP     | DOWN   |
|----------------|--------|--------|
| WIN.DLV =      | 287.24 | 288.60 |
| SE>R =         | 2.02   | 2.10   |
| BIAS =         | 1.75   | 1.82   |
| AGC =          | 1.00   | 1.10   |
| SIG.STG =      | 7.88   | 7.84   |
| MISSED =       | 0      | 0      |
| TIME(us) =     | 288.4  | 289.5  |
| DEL TIME(ns) = |        | 278.2  |
| DIFF COUNT =   |        | 1141   |
| P2X =          | 69     |        |
| SPS =          | 23.74  |        |
| AERATION =     | 0.000  |        |

 -----  
 FLUID (F/S) = 4863.33  
 REYNOLDS NO. = 293670  
 PROFILE FACTOR = 0.9452  
 -----  
 FLOW: = 872.428 GPM  
 2.72 F/S  
 -----  
 MICROFILMED  
 AUG 1 1995

-----  
**Pivot #8**  
 SETUP NO. 1  
 -----  
 PIPE O.D 8.017 IN  
 PIPE WALL THICKNESS 0.101 IN  
 PIPE I.D 7.815 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 6.049 IN  
 -----  
 FLOW 699.614 GPM  
 4.679 F/S  
 -----

12:45:58 06-27-95  
 SCALE FACTOR = 0.990  
 OFFSET(GPM) = -13.490  
 nsec OFFSET = 9.01  
 usec OFFSET = -0.47  
 XMT DET.DLV = 17.63  
 AERATION FAC. = 1.00  
 XDUCER: STANDARD/U  
 -----  

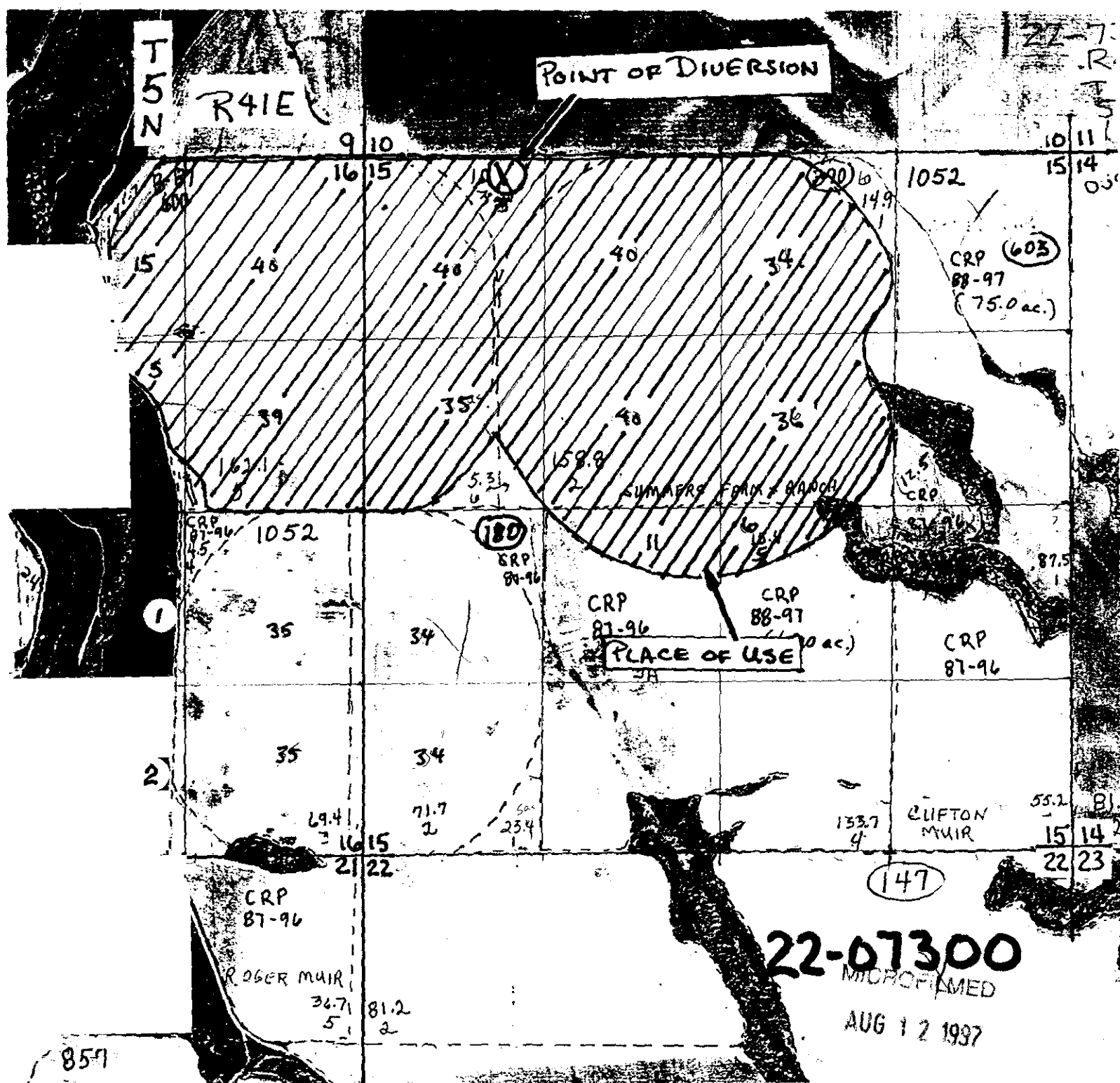
|                | UP     | DOWN   |
|----------------|--------|--------|
| WIN.DLV =      | 288.51 | 288.51 |
| SE>R =         | 2.02   | 1.55   |
| BIAS =         | 1.14   | 1.25   |
| AGC =          | 0.33   | 0.37   |
| SIG.STG =      | 9.33   | 9.33   |
| MISSED =       | 0      | 0      |
| TIME(us) =     | 292.6  | 292.4  |
| DEL TIME(ns) = |        | 236.4  |
| DIFF COUNT =   |        | 980    |
| P2X =          | 82     |        |
| SPS =          | 19.84  |        |
| AERATION =     | 0.000  |        |

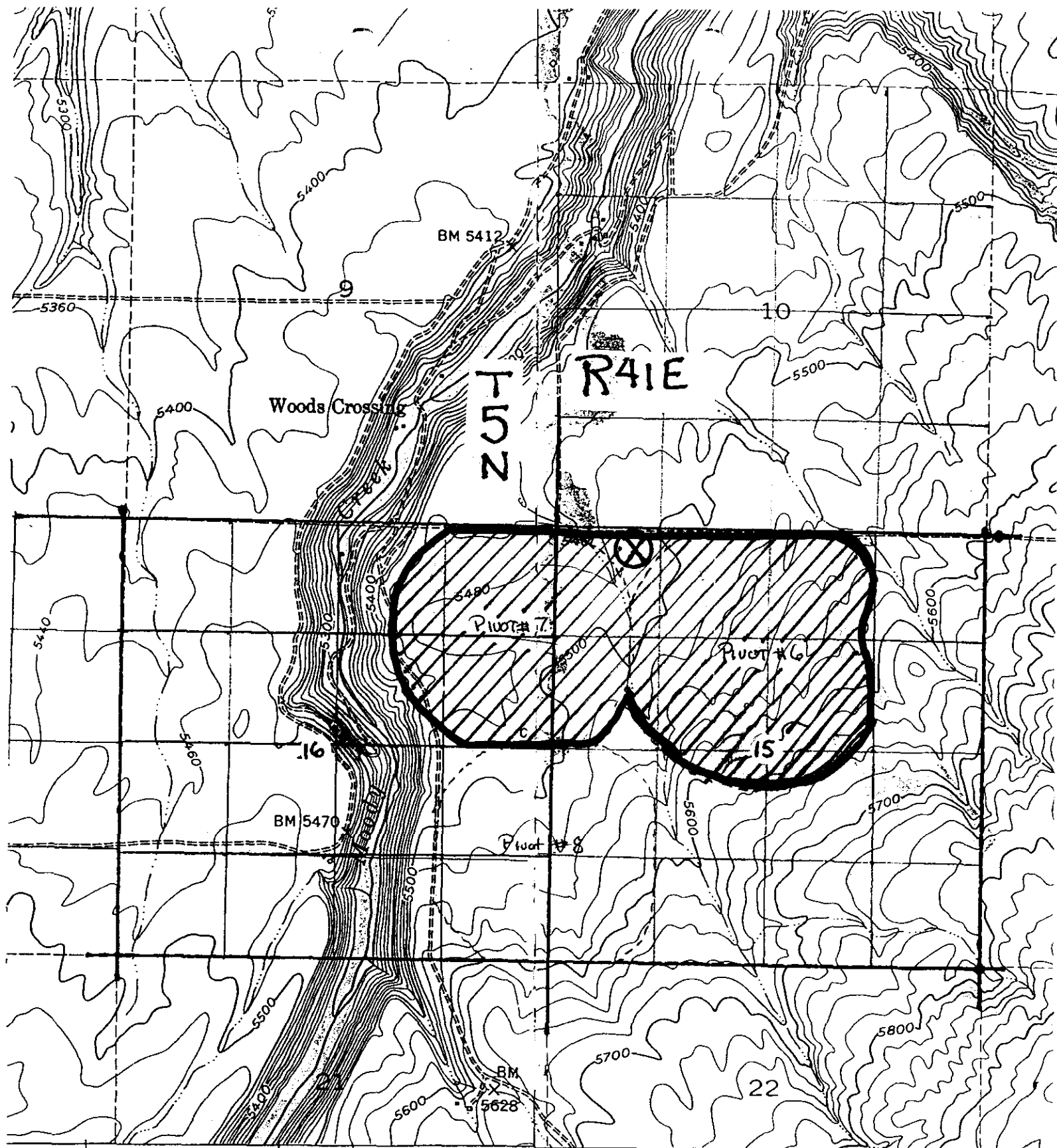
 -----  
 FLUID (F/S) = 4863.33  
 REYNOLDS NO. = 250445  
 PROFILE FACTOR = 0.9452  
 -----  
 FLOW: = 701.441 GPM  
 4.692 F/S  
 -----

22-7300

POLYSONIC TAPE FROM  
FLOW MEASUREMENT  
ON 8-13-90

POLYSONIC TAPE FROM  
FLOW MEASUREMENT  
ON 6-27-1995



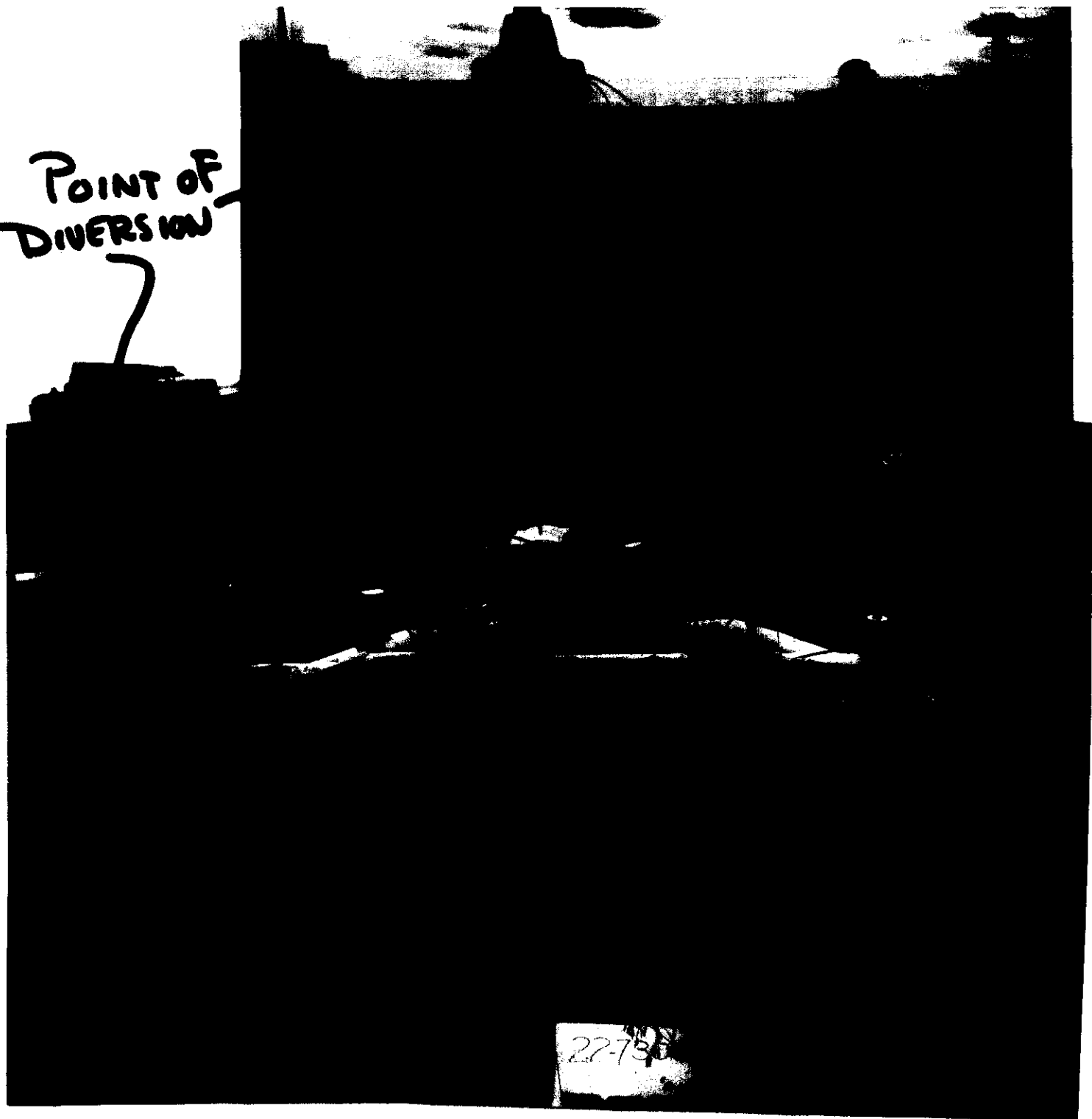


22-07300

MICROFILMED

AUG 12 1987

POINT OF  
DIVERSION



POINT OF  
DIVERSION

22-7300

MAJOR - LIND  
AUG 12 1937

Photo Negatives

22-7300

0081

---

Well

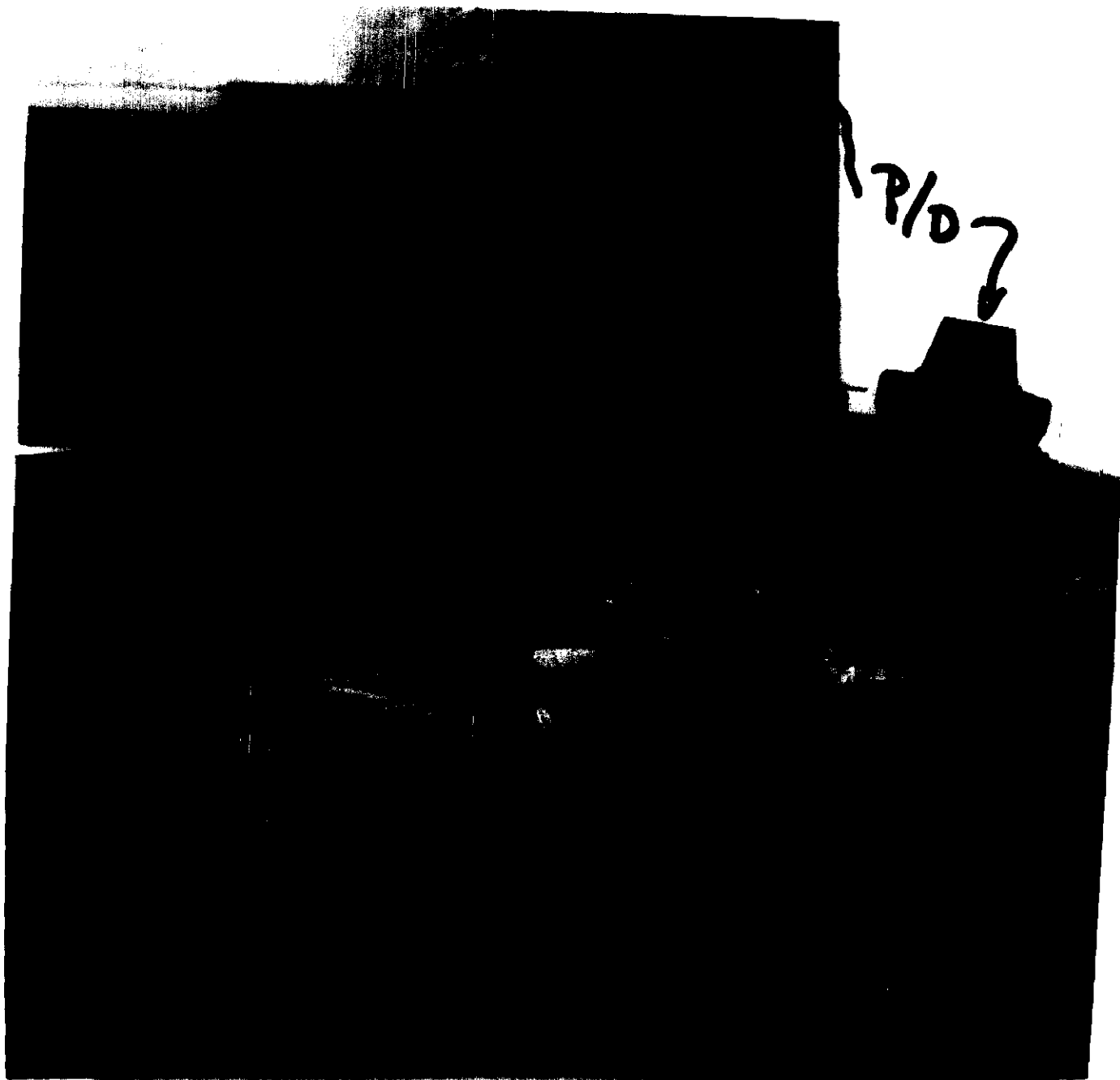


-Booster

POINT OF DIVERSION

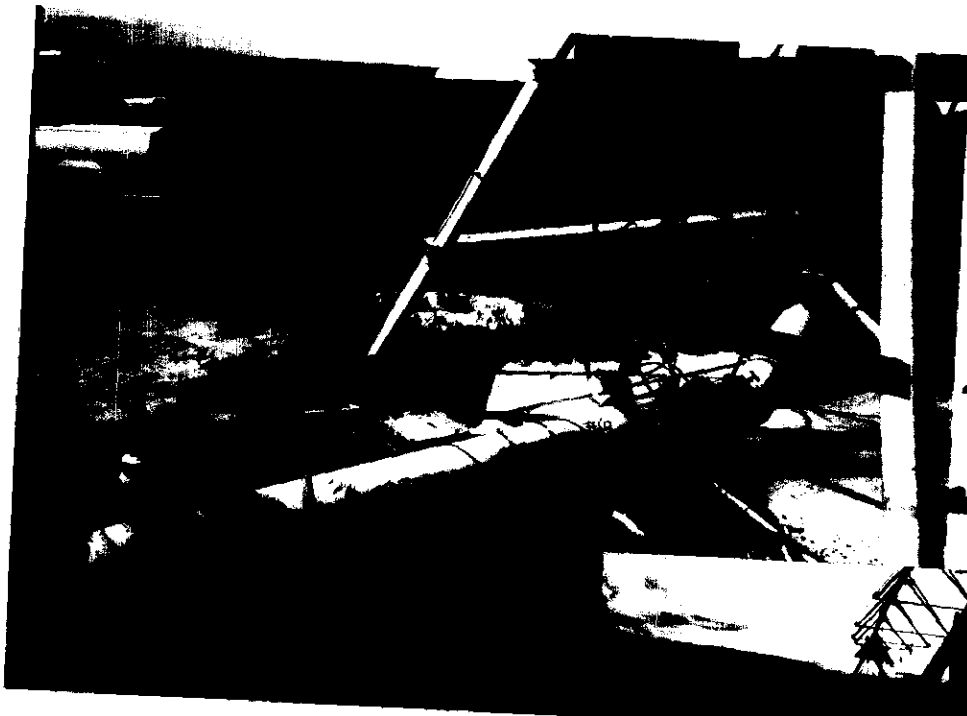
22-7300

AUG 12 1997



POINT OF DIVERSION  
22-7300

MICROFILMED  
AUG 19 1977



MEASUREMENT  
Sites

Pivot #6

Pivot #7



Pivot #8



MEASUREMENT SITES

22-07300  
AUG 12 1997



**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

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

July 7, 1997

EASTERN IDAHO AGRICULTURAL CREDIT ASSN  
2272 NORTH SALEM RD  
PO BOX 386  
REXBURG ID 83440

RE: ASSIGNMENT OF PERMIT NO. A22-07300

Dear Water Right Holder(s):

We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address **PRIOR** TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

JIM JOHNSON, Manager  
Water Right Permits Section

JJ:klt

MICROFILMED  
AUG 12 1997



**Eastern Idaho  
Agricultural Credit Association**

**Rexburg Office**  
P.O. Box 386 - 2272 North Salem Rd.  
Rexburg, Idaho 83440  
208/356-5479  
1-800-632-8821

June 27, 1997

State of Idaho  
Department of Water Resources  
1301 North Orchard Street  
Statehouse Mail  
Boise, ID 83720-9000

Dear Mr. Johnson:

Enclosed please find an Assignment of Permit from Danny Summers. Also a check for \$25.00 to pay for the Assignment. We would appreciate it if you would let us know when this transaction has been completed.

If you have any questions, please give us a call.

Sincerely,

*Carrie Mackert*

Carrie Mackert  
Operations Assistant

Enclosures

MICROFILMED  
AUG 12 1997

FROM ERIC VERNER

DATE 3/4/88

TO FILES

SUBJECT LATE EXAM FEE PAYMENT FOR PERMIT No. 22-7300

MAR - 7 1988

FEE DUE DATE: 3/27/87

FEE RECEIVED: 3/4/88

Department of Water Resources

Permit should therefore loose 342 days priority.

*EW*

SIGNATURE

RECEIVED

AUG 12 1987

4/86

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EXAMINATION FEE INFORMATION

For Office Use Only  
Fee Received 275<sup>00</sup>  
Date 3/4/88  
Receipt # 46462  
Receipt by ESV  
Sent to S.O. \_\_\_\_\_



MAR - 7 1988

1. Permit No. 22-7300

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE: Department of Water Resources

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: DANNY SUMMER

3. Post Office Address: RT. 1, SUGAR CITY

Telephone No. 356-3465

4. Source of Water: GROUNDWATER

5. Extent of Use:

Domestic \_\_\_\_\_ (No. of households) Stockwater \_\_\_\_\_ (No. and type of stock)

Irrigation 360 (acres) Other/Remark \_\_\_\_\_

6. Total rate &/or volume for which proof is submitted 7.20 cfs \_\_\_\_\_ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

9/84

8. Person to contact to accompany the department representative during the field examination:

DANNY SUMMER  
(Name)

ABOVE  
(Address)

356-3465  
(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date 3/4/88

Danny Summer (Pres)  
Signature of Permit Holder (and title, if appropriate)

MICROFILMED

AUG 17 1987

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

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

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

Checks should be made payable to the  
Department of Water Resources

No fee is required for single family  
domestic use or stockwater use.



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
**STATE OFFICE, 1301 North Orchard Street Boise, Idaho 83706-2237 • (208) 334-4440**

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

22-7300  
SUMMERS, DANNY  
RFD 1  
SUGAR CITY, ID 83448

February 26, 1988

Dear Permit Holder:

**LAPSE NOTICE**  
**License Examination Fee**

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on March 27, 1988, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on January 26, 1987.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before May 26, 1988, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. GLEN SAXTON, Chief  
Operations Bureau

Enclosure

MICROFILMED

AUG 12 1987

Form 204-p  
6/82

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

COMMENCEMENT OF WORKS

Permit No. \_\_\_\_\_

Name(s) of Permit Holder(s): \_\_\_\_\_

Post Office Address: \_\_\_\_\_

MICROFILMED  
AUG 12 1989

Per. No. \_\_\_\_\_

☐ I hereby certify that construction of diversion works for the above referenced permit began on \_\_\_\_\_ (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control\*:

Not satisfied with water system and its ability to complete diverting construction project.

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

Date

Signature of Permit Holder

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PLACE  
STAMP  
HERE



MICROFILMED  
400 12 1997

NOV 13 1997  
IDAHO DEPT. OF WATER RESOURCES

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

Form 204-p  
3/82

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
COMMENCEMENT OF WORKS

Permit No. 227300

Name(s) of Permit Holder(s): Danny Summers

Post Office Address: RFD #1 Sugar City  
Idaho 83448

Tel. No. 356-3465

☒ I hereby certify that construction of diversion works for the above referenced permit began on 6/5/81 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control:

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

6/10/81  
Date

Danny Summers  
Signature of Permit Holder

---

---

---

PLACE  
STAMP  
HERE



MICROFILMED  
AUG 15 1997

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720



**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
EASTERN REGION

John V. Evans  
Governor

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

A. Kenneth Dunn

Director

May 6, 1987

22-7300  
SUMMERS, DANNY  
RFD 1  
SUGAR CITY, ID 83448

Dear Permit Holder:

On January 26, 1987 this Department sent you a certified letter explaining the recent statutory changes in the licensing procedure that will pertain to the above referenced permit. The new statutes provide the permit holder with a choice of who will perform the licensing field examination. You may either choose a certified water rights examiner from the private sector, or select the Department. If you elect to have the examination done by the Department there is now a fee for this service based on the amount of water being diverted.

The letter advised you had a period of 60 days to notify the Department of your decision. You were to notify the Department by returning the examination fee information form which accompanied the certified letter and the appropriate examination fee, provided you wanted the Department to do the examination. As indicated in the certified letter, failure to return the form and submit the examination fee, within 60 days would cause the priority of your permit to be advanced.

Our records indicate you did not respond within the 60 day period. Starting with March 27, 1987 the priority of your permit will be advanced one day for each day your response is late. Failure to submit a completed examination fee information form, with the examination fee, by March 27, 1988 will result in the permit being lapsed.

As always our staff is available to assist you or answer questions concerning the above matter. For your convenience, we have enclosed another examination fee information form.

Respectfully submitted,

Ernest Carlsen  
Assistant Regional Manager

MICROFILMED

AUG 12 1987

EC/md

Enclosure



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

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

A. Kenneth Dunn  
Director

22-7300  
SUMMERS, DANNY  
RFD 1  
SUGAR CITY, ID 83448

January 26, 1987

EXAMINATION FEE NOTICE



Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the Department, but you must within sixty (60) days of the date of this letter return to the Department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the Department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the Department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing of certified water right examiners will be available from this Department when examiners have been certified.

MICROFILMED

AUG 12 1997

If your permitted use, in fact, has already been examined by the Department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the Department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

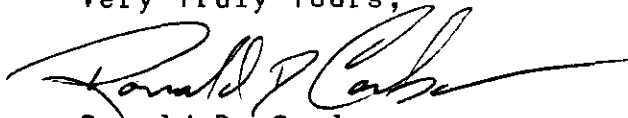
FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following Department office:

Eastern Region  
Idaho Dept. of Water Resources  
150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83401  
Phone: 525-7161

Very Truly Yours,

  
Ronald D. Carlson  
Eastern Regional Manager

Enclosures

MICROFILMED  
AUG 12 1987



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

July 11, 1985

Danny Summers  
RFD #1  
Sugar City, ID 83448

Re: Water Right Identification No. 22-7300

Dear Wateruser:

The proof of beneficial use (Form A) which you recently submitted to the department is being returned to you for the following reason:



Proof of beneficial use has already been submitted for the water right.

\_\_\_\_ Proof of beneficial use is not applicable for existing licensed rights.

\_\_\_\_ Proof of beneficial use is not applicable for existing decreed rights.

\_\_\_\_ Proof of beneficial use is not applicable for a right represented by a claim to a water right.

\_\_\_\_ Other:

Sincerely,

RITA I. FLECK

Secretary/Records Manager

Enclosure

cc: Region

MICROFILMED

AUG 12 1987

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

OCTOBER 30, 1984

DANNY SUMMERS  
RFD 1  
SUGAR CITY ID 83448

RE: Permit No. 22-7300

Dear Permit Holder:

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

Enclosed please find a copy of an order involving your permit.

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

A condition of approval of your original permit required the installation of an access port which, according to the proof card submitted by you, has not been installed. An access port must be installed prior to the time a field examination is made.

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,  
s/HAROLD W. JONES  
Sr. Resource Agent

Enclosure

MICROFILMED

AUG 12 1987

CALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # *22-7300*

DATE: *10-17*

Date proof received

*275* ~~*Sept. Oct. 2*~~

Proof due

*-244* ~~*Sept. 1*~~

Number of day proof late

*31*

Priority date

*+212* ~~*July 30, 1979*~~

New priority date

*243* ~~*Aug. 31, 1979*~~

Remarks:

**RECEIVED**

# WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

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

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STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440

SUMMERS, DANNY  
RFD 1  
SUGAR CITY, ID 83448

LAPSE NOTICE

SEPTEMBER 05, 1984

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 22-7300 HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE NOTICE THAT YOU HAVE COMPLETED THE PROJECT (PROOF OF BENEFICIAL USE) BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED JUNE 30, 1984.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED POSTCARD OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE POSTCARD AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION.

L. GLEN SAXTON  
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

CERTIFICATION OF MAILING

9-17-1984  
I hereby certify that this document was  
deposited in the United States mail,  
postage prepaid, addressed to the  
addressee(s) named above.

*Peter Heck*

MICROFILMED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440  
CERTIFIED MAIL

138900

SUMMERS, DANNY  
RFD 1  
SUGAR CITY, ID 83448

PROOF DUE NOTICE

JUNE 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 22-7300 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK  
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

June 3, 1983

RE: Permit No. 22-7300

Danny Summers  
RFD #1,  
Sugar City, ID 83448

Dear Mr. Summers:

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

The 1982 Idaho Legislature added a requirement to your permit. Because of the change, you must commence the excavation and construction of the diverting works for your permit no later than July 1, 1983. The statute further requires that you then proceed with due diligence in completing the diverting works and applying the water to beneficial use.

To maintain the validity of your permit, you must return the Commencement of Works postcard for your permit subject to the requirement. Note that on the card you can indicate that either (1) you have commenced construction or (2) you have been prevented from initiating development due to a factor beyond your control, such as the Idaho Power Moratorium, a required approval of the Federal Government, or litigation which prevents development of the project. Please note the recent purchase of the land is not considered a reason for prevention from initiating development under this permit. Enclosed you will find the Commencement of Works postcard. Please return this card to our office no later than July 1, 1983.

If you have any questions on this matter, please feel free to contact us.

Sincerely,

ROBYN CARLSON  
Chief Clerk

RC:sc

Enclosures

MICROFILMED



State of Idaho

## DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 384-2215

September 27, 1979

Bayne J. Clark  
Route 2 Box 144  
Hazelton, Idaho 83335

Dear Mr. Clark,

RE: Permit No. 22-7300

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.

Be sure to note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

Sincerely,

*David R. Tuthill Jr.*

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

DRT:lr

Enclosures

**MICROFILMED**

State of Idaho  
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: B Rhoads APPLICATION NUMBER: 22 7300

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. 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: ARK. Map No. 5N. 41E.  
☐ Yes ☒ No Other rights on same place of use. None None platted  
☒ Yes ☐ No\* In form for advertising.  
Final date for protests: AUGUST 27, 1979  
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

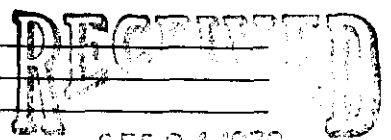
- ☒ Affidavit of publication received. Date: SEPT 5, 1979  
☒ Application published correctly. If not, record action taken: \_\_\_\_\_  
☒ Fee amount, receipt date & number, recorded on application.  
☒ Publication dates and paper, recorded on application.  
☐ Protests, dates, withdrawal, etc., recorded 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? \_\_\_\_\_  
☒ 7/30/79. Date of priority recommended.  
Special conditions of approval or cover letter. \_\_\_\_\_

By: Ernest Carlson Date: 9/20/79

STATE OFFICE REVIEW:

- DIC  
Show letter w/ access port  
☐ See attached sheet for more information.

By: Juni Date: 9/29/79



Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

AUGUST 3, 1979

The Standard Journal  
P. O. Box 10  
Rexburg, Idaho 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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 AUGUST 27, 1979.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

MICROFILMED

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:

22-2300-

CLARK, BAYNE J.

ROUTE 2, BOX 144, HAZELTON, ID 83335

Source: GROUNDWATER

Date Filed: 07/30/1979

Amount: 7.20 CFS

Diversion Point: NWNW Sec 15 T 05N R 41E, MADISON Co.

Use: IRRIGATION (7.20 CFS) from 04/01 to 11/01

Place of Use: NWNE SWNE NENW NWNW SWNW SENW Sec 15 T 05N R 41E NENE NWNE SWNE  
SENE Sec 16 T 05N R 41E FOR 360 ACRES

Diversion Means: WELL, PUMP & SPRINKLER SYSTEM

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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, 1010 LINCOLN ROAD, IDAHO FALLS, IDAHO 83401 on or before AUGUST 27, 1979.

C. STEPHEN ALLRED

Director

PUBLISHED 8/2 & 8/16/79.

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