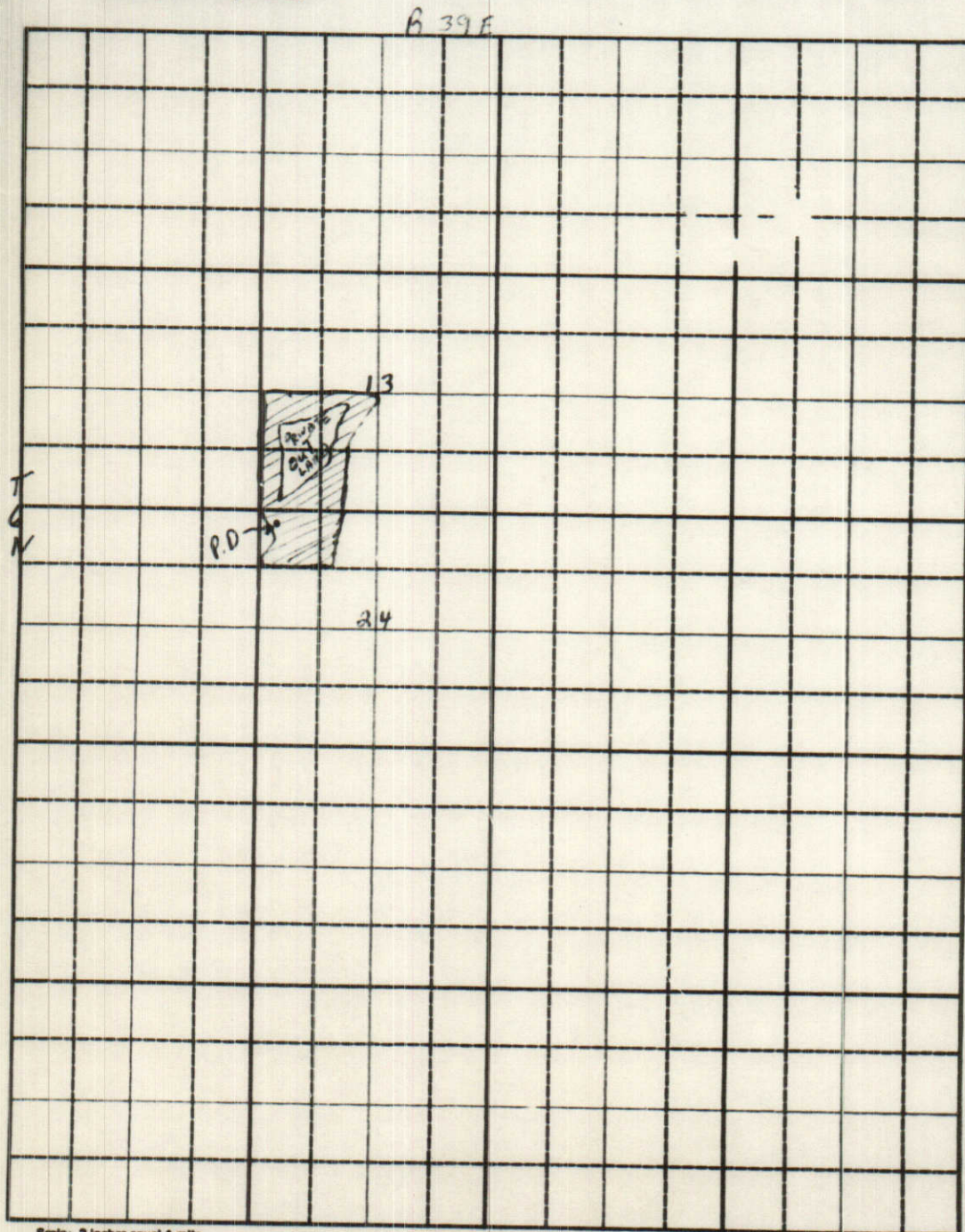


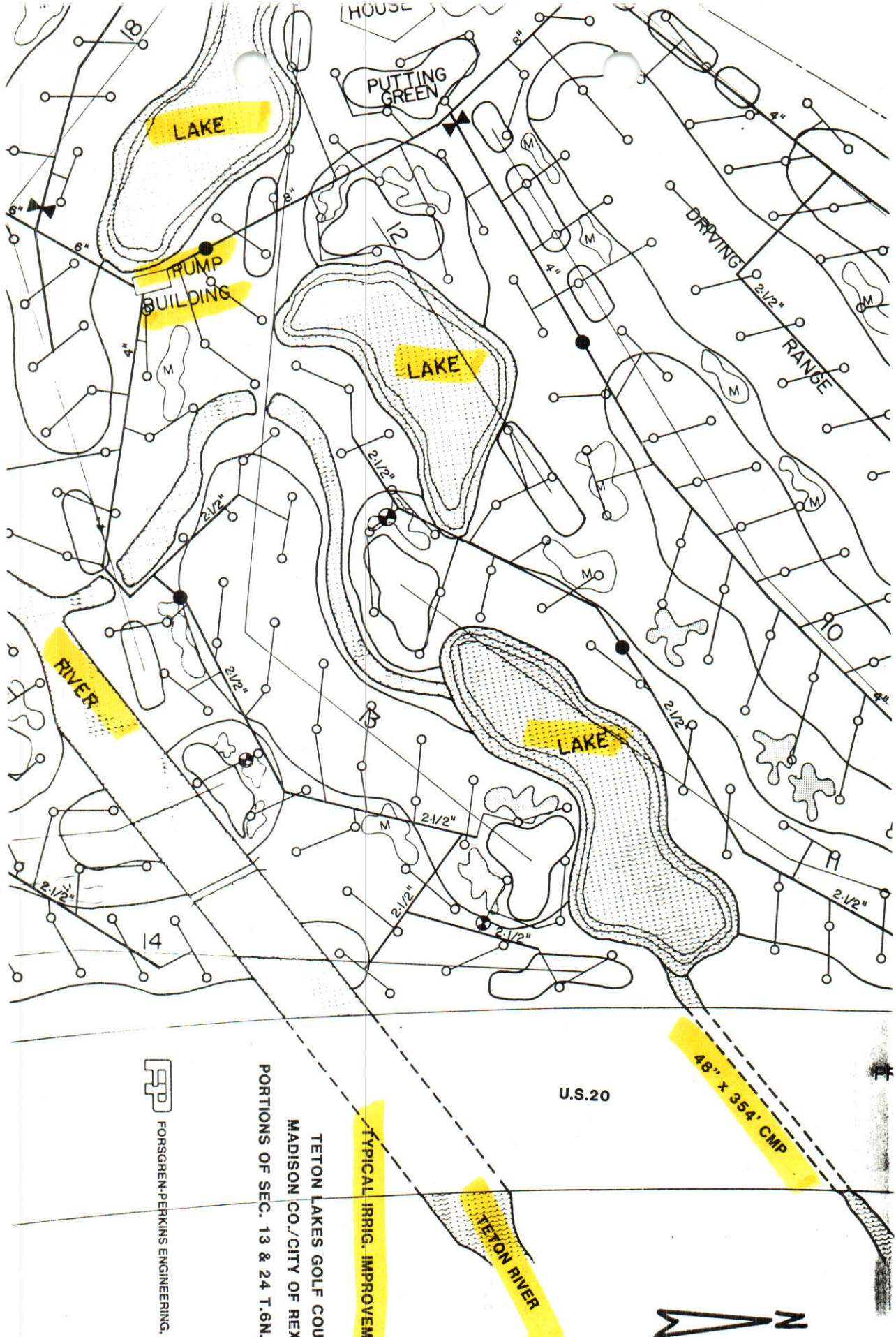
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

J. K. Martin
(Applicant)



FORSGREN-PERKINS ENGINEERING, P.A.

TETON LAKES GOLF COURSE
MADISON CO./CITY OF REXBURG
PORTIONS OF SEC. 13 & 24 T.6N., R.39E., B.M.

TYPICAL IRRIG. IMPROVEMENTS

U.S.20

TETON RIVER



MICROFILMED

WATER SOURCE FOR LAKES

(SURFACE & SPRING WATER
CHARGED FROM RIVER)

TETON RIVER

48" x 354' PIPE

U.S. 20 FREEWAY

CHANNEL CHANGE BY ID. TRANS. DEPT.

PROPOSED LAKES BEFORE CONST. IN 79-80

PUMPS

1974 AERIAL

TETON LAKES GOLF COURSE

MADISON CO./CITY OF REXBURG

PORTIONS OF SEC. 13 & 24 T.6N., R.39E., B.M.

FORSYTH-PERKINS ENGINEERING, P.A.



AEROFILMED

SC4

**TETON LAKES
GOLF COURSE**

WATER SOURCE FOR LAKES

TETON RIVER

1980 A.S.C.S. AERIAL

**TETON LAKES GOLF COURSE
MADISON CO./CITY OF REXBURG
PORTIONS OF SEC. 13 & 24 T.6N.,R.39E.,B.M.**



FORSGREN-PERKINS ENGINEERING, p.a.

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT	)	
NO. 22-7292 IN THE NAME OF	)	ORDER OF REINSTATEMENT
MADISON COUNTY	)	

WHEREAS, on June 23, 1981, the Director of the Department of Water Resources issued Permit No. 22-7292 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before July 1, 1984; and,

WHEREAS, on April 30, 1984, the Department sent a proof due notice to the permit holder; and,

WHEREAS, on July 24, 1984, the Department sent a lapse notice to the permit holder since neither proof of beneficial use nor a request for extension of time had been received from the permit holder; and,

WHEREAS, on September 23, 1985, proof of beneficial use was submitted by the permit holder; and,

WHEREAS, Section 42-218a.2, Idaho Code, provides that the Director may reinstate a permit upon which proof has been submitted subsequent to the sixty day period after the notice of lapsing; and,

WHEREAS, permit holder has shown adequate cause that the permit can be reinstated;

MICROFILMED

IT IS, THEREFORE, HEREBY ORDERED that permit No. 22-7292 be reinstated;
and It Is Further ordered that the priority be advanced to September 23, 1985.

Dated this 11th day of February, 1986.


L. GLEN SAXTON
Chief, Operations Bureau

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 Madison County Phone (208) 356-3451
Post office address P. O. Box 386, Rexburg, Idaho 83440
2. Source of water supply Pond which is a tributary of _____
3. Location of point of diversion is N.W. of N.W. of Section 24 Township 6 North
Range 29 E S.M. Madison County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.6 for irrigation purposes from April 1 to Nov 1 (both dates inclusive)
(cubic feet per second or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cubic feet per second or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cubic feet per second or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cubic feet per second or acre-feet per annum)

5. Total quantity to be appropriated:

a. 2.60 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pond with Pump--140 Horsepower and
Sprinkler System

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 _____ inches; proposed depth of well is _____ feet.

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

use is 1 year (minimum 1 year - maximum 5 years).

8. Description of proposed use:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ % of _____ % of Section _____ Township _____
Range _____ S.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: _____

[REDACTED]

[illegible]

Total number of acres to be irrigated 130

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

22 mit 22.72.11

9. a. Who owns the property at the point of diversion Madison County

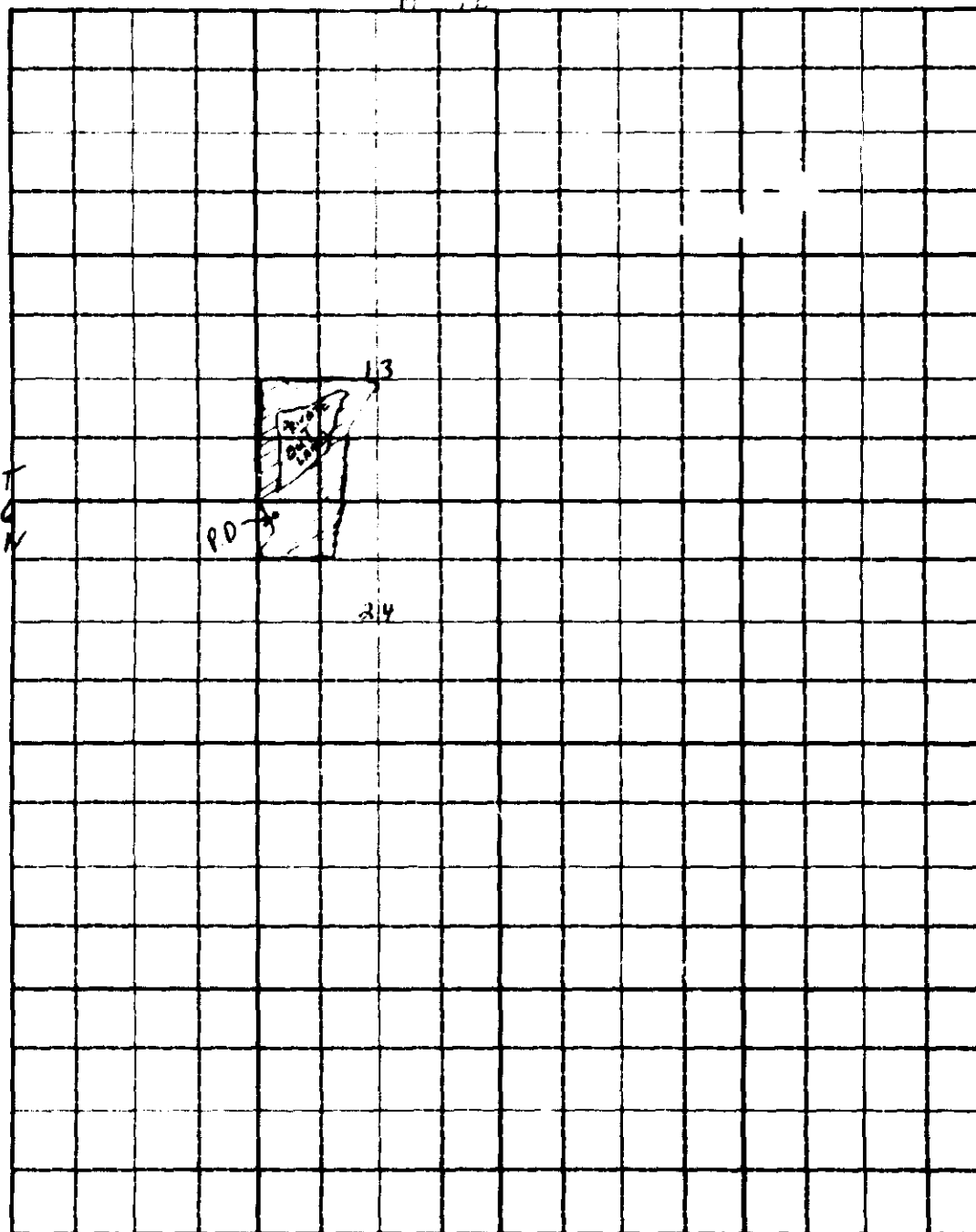
b. Who owns the land to be irrigated or place of use Madison County

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 This is for the purpose of irrigating the new Madison County Golf

Course _____

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.

J. K. Mark
(Applicant)

Proposed Priority 4/5/79

Received by dh Date 4-5-79 Time noon
dh 3-29-79 11:00 a.m.

Preliminary check by jc Fee \$ 55.00

Received by dh Date 4-6-79

Publication prepared by dh Date 4-6-79

Published in Standard Journal

Publication dates April 12 & 19, 1979

Publication approved 87 Date 5/9/79

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by R

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. 22-7292, 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 July 1, 19 84.
- 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: A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works. (2) Use of water under this permit is subject to control by the watermaster of State Water District # 01, Upper Snake River. (3) The permit holder must obtain adequate supplemental water for the irrigation season when the natural flow is not available.

Witness my hand this 23rd day of June, 19 81.

A. Glen Saxton

Chief Operations Bureau

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 of Water Right
No. 22-7291

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 April 12, 1979
and the last publication having been made

on April 19, 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-
ing 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 April 20, 1979

Jeri L. Lamer
(SEAL) Notary Public.

My commission expires 11fe

RECEIVED
MAY 8 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 the State of Idaho:

Application No.: 22-7291
Applicant: MADISON COUNTY; P.O.
BOX 396, REXBURG, ID 83440
Source: GROUNDWATER
Date Filed: 04/05/1979
Amount: 2.00 CFS
Diversion Point: NW1/4 Sec 24 T 06N R
30E, MADISON Co.
Use: IRRIGATION (2.00 CFS) from 04/01
to 11/01
Place of Use: NW1/4 NW1/4 Sec 24 T
06N R 30E NE1/4 NW1/4 SW1/4 SE1/4 Sec
13 T 06N R 30E for 130 ACRES
Diversion Means: WELL, PUMP &
SPRINKLER SYSTEM

Application No.: 22-7292
Applicant: MADISON COUNTY; P.O.
BOX 396, REXBURG, ID 83440
Source: POND
Date Filed: 04/05/1979
Amount: 2.00 CFS
Diversion Point: NW1/4 Sec 24 T 06N R
30E, MADISON Co.
Use: IRRIGATION (2.00 CFS) from 04/01
to 11/01
Place of Use: NW1/4 NW1/4 Sec 24 T
06N R 30E NE1/4 NW1/4 SW1/4 SE1/4 Sec
13 T 06N R 30E for 130 ACRES
Diversion Means: 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 APRIL 30,
1979.

C. STEPHEN ALLRED
Director

Filed April 12, 19, 1979

This file has
been Microfilmed
and Destroyed.

Oversize map
is to be
retained.

INTER-DEPARTMENT MEMO — 1

DATE 7-13-87

FROM ERIC VERNER

TO FILES

SUBJECT LATE EXAM FEE PAYMENT FOR PERMIT No. 22-7292

FEE DUE DATE: 3-27-87

FEE RECIVED: 7-10-87

Permit should therefore loose 105 days priority.

EB

SIGNATURE

copy

4/86

RECEIVED

JUL 10 1987

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
 Fee Received \$150⁰⁰
 Date 7-16-87
 Receipt # 41282
 Receipt by dg
 Sent to S.O. 8

RECEIVED

JUL 22 1987

1. Permit No. 22-7292

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE

☐ 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: Madison County3. Post Office Address: P.O. Box 396 Rexburg Idaho 83440Telephone No. 356-5856/3662/30584. Source of Water: Pond

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 130 (acres) Other/Remark _____6. Total rate &/or volume for which proof is submitted 2.6 cfs _____ acre-feet

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

April 15, 1987

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

Ma Noel Henderson

(Name)

36 E 2nd N. Rexburg Idaho

(Address)

356-3058

(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

July 3

Doyle W. Walker Chairman Commission
 Signature of Permit Holder (and title, if appropriate)

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
EASTERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director
May 6, 1987

22-7292
MADISON COUNTY
P.O. BOX 396
REXBURG, ID 83440

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

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

22-7292
MADISON COUNTY
P.O. BOX 396
REXBURG, ID 83440

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.

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.

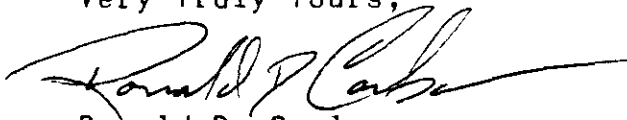
FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

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

March 14, 1986

RE: Permit No. 22-7292

Madison County
Box 396
Rexburg, ID 83440

Dear Permit Holders:

We acknowledge receipt of the statement of beneficial use postcard and the supporting documentation for reinstating the above referenced permit. Enclosed is a copy of the Order of Reinstatement. Please note that the priority date has been advanced to September 23, 1985.

Before a license can be issued, a field examination will 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 or a representative may show him the system.

If you have any questions regarding this matter, please contact this office or our Eastern Regional Office at 525-7161.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc
Enclosure

UNRECORDED

REINSTATEMENT REVIEW

Permit No. 22-7292

Proof Due Date: 7/1/84
Proof Submitted Date: 9/23/85
Proof Letter Sent: 4/30/84
Lapse Letter Sent: 7/24/84

Evidence submitted:

- OK Power usage statement from Idaho Power from 6/84 to 1/86
- OK Map - showing layout of golf course
- OK Map - aerial photo of golf course
- OK Map - 1980 aerial photo - ASCS

P/U listed on maps - portions of Sections 13 & 24, Twp 6N, Rge 39E
P/U listed on permit - N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 24, Twp 6N, Rge 39E
SW $\frac{1}{4}$, Sec. 13, Twp 6N, Rge 39E

Reason for not submitted proof in a timely manner:

stated in letter of 1/24/86 - correspondence regarding permit overlooked

Since the power usage statement from Idaho Power shows power used for the golf course since June of 1984 and proof was not due until July of 1984, and the aerial photo from the ASCS office was dated 1980, I feel that this is sufficient evidence of water use and reinstatement can be processed. OK

Jim

Shawla

RECEIVED



FORSGREN-PERKINS ENGINEERING, p.a.

January 24, 1986

1-86-0200

Mr. Jim Johnson
Water Rights Supervisor
Department of Water Resources
450 West State Street
Boise, ID 83720

RECEIVED
JAN 27 1986

RE: Reference Permit #22-7292

Department of Water Resources

Dear Jim:

This will confirm my conversation with you on January 23, 1986. Enclosed are three maps which should document the beneficial use of the water Madison County has filed on in their permit application of March 29, 1979.

Also enclosed is a listing of the power usage on the pumps at the golf course from June 8, 1984, to November 1, 1985. Actual pumping started in the summer of 1979. The older power records are not as easy to obtain but can be made available if you desire.

The golf course was constructed during 1978 and 1979. The beneficial use of this water is for irrigation of 18 holes on the new Teton Lakes golf course in Madison County. To store the irrigation water two natural lakes were developed. These lakes are a result of the old river channel and meanderings of the river. There are two 60 horsepower pumps and one 20 horsepower pump used for pumping this water. The front nine holes of the golf course have been in operation for several years, and irrigation is required for the grass on these fairways. It is anticipated that the back nine holes will be ready for play this summer and additional irrigation will be required. Presently, the one 60 horsepower pump has been used. With the full golf course in operation both 60 horsepower pumps will be required. The one 20 horsepower pump will be used for contingency purposes and also for periods of extreme need.

The lakes are fed from surface water from the Teton River and also a small spring located east of the highway. This spring is also charged by the waters from the Teton River. The 1974 aerial photograph basically shows the condition that existed prior to construction. The 1980 aerial, furnished to us by the ASCS, shows the improvements that have occurred including the new U.S. 20 freeway and the construction of the golf course and the lakes on the golf course.

RECEIVED

Mr. Jim Johnson
January 24, 1986
Page 2

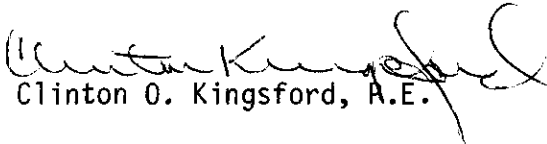
During the initial construction and operation of the golf course there was not an organization set up to handle the processing of these permits and, therefore, previous correspondence in regard to this permit apparently got overlooked.

We sincerely appreciate your patience and willingness to work with us to help reinstate the permit. This water is, as I am sure you can see, an essential part of the golf course and the proper maintenance of it. Any future correspondence should be directed to Mr. Dell Klingler, Chairman, Madison County Commission or Kent Vernon, Golf Course Operation Supervisor, at the Courthouse in Rexburg, Idaho. You may, if you desire, correspond directly with Clint Kingsford at Forsgren-Perkins Engineering at 350 North 2nd East, Rexburg, Idaho 83440.

If you need any additional information or documentation, please feel free to call me at 356-9201.

Sincerely,

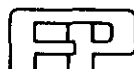
FORSGREN-PERKINS ENGINEERING


Clinton O. Kingsford, A.E.

ccp

Enclosure

cc: Dell Klingler, Chairman w/enc.
Mayor John Porter w/enc.
Kent Vernon w/enc.



RECEIVED

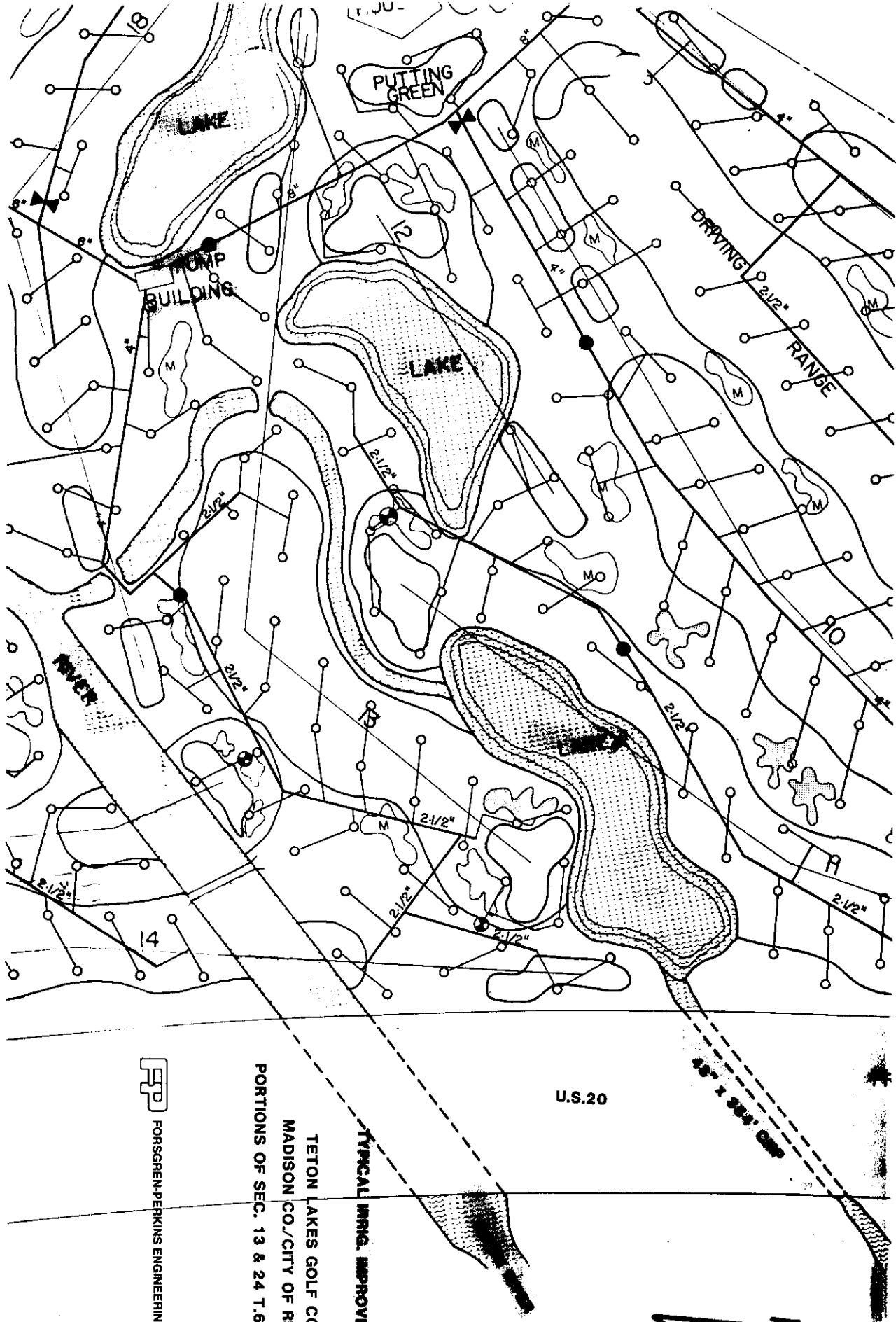
REL FROM UTAH POWER
1/22/86

2016986 1055

27 JAN 86 1055

20 JAN 83 1055

REPROFILMED



U.S.20

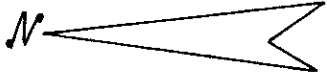
TYPICAL IRRIG. IMPROVEMENTS
 TETON LAKES GOLF COURSE
 MADISON CO./CITY OF REXBURG
 PORTIONS OF SEC. 13 & 24 T.6N., R.39E., B.M.



FORSGREN-PERKINS ENGINEERING, P.A.

MICROFILMED

WATER SOURCE FOR LAKES
(SURFACE & SPRING WATER
CHARGED FROM RIVER)



SCA

PIPE

DEPT.

PROPOSED LAKE BEFORE CONST. IN 79-

1974 AERIAL

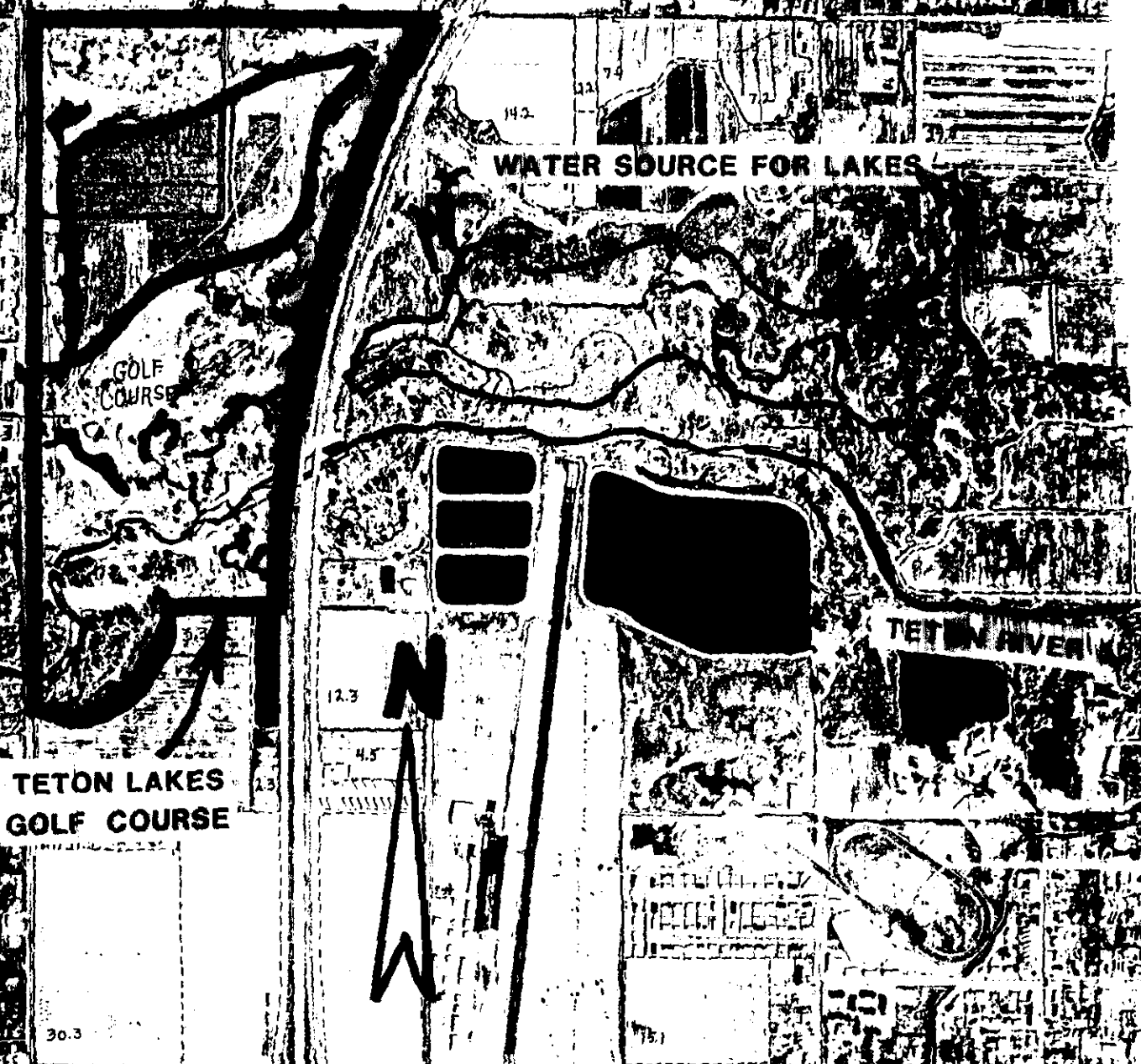
TETON LAKES GOLF COURSE
MADISON CO./CITY OF REXBURG

PORTIONS OF SEC. 13 & 24 T.6N., R.39E., B.M.

FORSYTH-PERKINS ENGINEERING, P.A.



UNRECORDED



TETON LAKES
GOLF COURSE

WATER SOURCE FOR LAKES

TETON RIVER

1980 A.S.C.S. AERIAL

TETON LAKES GOLF COURSE
MADISON CO./CITY OF REXBURG

PORTIONS OF SEC. 13 & 24 T.6N.,R.39E.,B.M.



FORSGREN-PERKINS ENGINEERING, p.a.

MILWAUKEE

December 13, 1985

RE: Permit No. 22-7292

Madison County
Box 396
Rexburg, ID 83440

Gentlemen:

The Department received your proof of beneficial use postcard for the above referenced permit on September 23, 1985. The permit lapsed July 1, 1984, so the 60-day late period during which the permit can be readily reinstated has passed.

Pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can now be reinstated only if you submit the following:

- a) Evidence to show that beneficial use of the water did commence during the authorized permit period from the time the permit was issued until the proof due date. This evidence could be in several forms such as a convincing combination of a well driller's log, pumping or power records, affidavits, aerial photos, receipts, etc.
- b) Reasonable cause why the proof of beneficial use was filed late.

Your proof of beneficial use postcard together with any information which may have been submitted with it will remain on file in this office for 60 days to allow you an opportunity to assemble and submit the additional required information.

Please feel free to contact this office if you have additional questions.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosure

RECEIVED
DEC 15 1985
MID

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
SEP 23 1985

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 227292

Name(s) of Permit Holder: Madison County

Post Office Address: P.O. Box 396 Rexburg Idaho 83440

Telephone No. 1208 356 3662

Source of Water: Pond

Extent of Use:

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation 130 (acres)

Other/Remarks Golf Course

Indicate the date water was first diverted and beneficially used under this permit: 1979

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

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

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

Kent E. Vernon
(Name)

14 Maple Ave Sugar City 3567365
(Address) (Telephone Number)

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

Sept 20, 1985
Date

Dee Klunger by Debra H. Garner Clark
Signature of Permit Holder (and Title, if appropriate)

RECEIVED

Mellis H. Garner
P.O. Box 389
Reclung Idaho 83440



Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MADISON COUNTY
P. O. BOX 396
REXBURG, ID 83440

LAPSE NOTICE

JULY 09, 1984

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-216A OF THE IDAHO CODE, PERMIT NO. 22-7292 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 APRIL 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 SEXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:HF

CERTIFICATION OF MAILING

I hereby certify that on 7-24-1984
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Steve Fleck

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138680

MACISON COUNTY
P. O. BOX 396
REXBURG, ID 83440

PROOF DUE NOTICE

APRIL 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 22-7292 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MADISON COUNTY
P. O. BOX 396
MERIDIAN, ID 83440

JUNE 30, 1981

RE: PERMIT NO. 22-7242

DEAR PERMIT HOLDER:

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

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL AND MAINTAIN A MEASURING DEVICE AT YOUR POINT OF DIVERSION. WE HAVE ENCLOSED A DESCRIPTION OF THE DIFFERENT TYPES OF MEASURING DEVICES ACCEPTED BY THIS OFFICE.

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

SINCERELY,

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

ENCLOSURE

Form No. 200
2-60

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: RP APPLICATION NUMBER: MADISON CO

CHECK:

- ☒ Survey.
☒ State of diversion.
☒ Property.
☒ Completion of diverting works.
☒ Permit required for beneficial use of water.
☒ Date of use or acres irrigated.

Field check by: _____

Date: _____

Comments: _____

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

*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 WR 11 _____

PROCESSING:

- ☒ Yes ☒ No Plotted by: RP Map No. 6N 39E 6as. ~ 22
☒ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☒ No In form for advertising.
☒ Yes ☒ No Final date for protests: 11/8/79
☒ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7/18/79
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication date and paper, recorded on application.
☒ Protests, dams, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☒ Yes ☒ No Measuring device required.
☒ Yes ☒ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? 01
☒ Yes ☒ No Date of priority recommended.
Special conditions of approval or cover letter. _____

By: Grant Carter Date: Jan 1, 1980

STATE OFFICE REVIEW:

enter as data appears

- ☐ See attached sheet for more information.
By: Tracy Date: 6/1/81

Pre Permit # 22-7272
Madison County

July 15, 80

Drageon of golf course is now by 2-60 hp mechanicals
and 1-20 hp. vertical turbines, and draws water from a pond
about 1-2 acres feet depending on depth. The pond is approx 200' from
from the Teton river. The ponds surface appears to be slightly
higher than the river, and could be a slough fed by surrounding impoundments,
and then feeds the Teton River by surge.

J.C.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 6, 1979

Standard Journal
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 seller 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 APRIL 30, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor

Incl.

Application No.: 22-7292
Applicant: MADISON COUNTY, P.O.
BOX 386, REXBURG, ID 83440
Source: POND
Date Filed: 04/05/10
Amount: 2.80 CFS
Diversion Point: NWNW Sec 24 T 08N R
38E, MADISON Co.
Use: IRRIGATION (2.80 CFS) from 04/01
to 11/01
Place of Use: NERNW NWNW Sec 24 T
08N R 38E NERNW NERNW Sec
13 T 08N R 38E for 130 ACRES
Diversion Means: PUMP & SPRINKLER
SYSTEM

If issued, the permits 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

22-2292..

MADISON COUNTY

P. O. BOX 296, REXBURG, ID 83440

Source: POND

Date Filed: 04/05/1979

Amount: 2.60 CFS

Diversion Point: N4W Sec 24 T 06N R 39E, MADISON Co.

Use: IRRIGATION (2.60 CFS) from 04/01 to 11/01

Place of Use: N4W Sec 24 T 06N R 39E N4W Sec 13 T 06N R 39E FOR 130 ACRES

Diversion Means: PUMP & SPRINKLER SYSTEM

April 6, 1979

J. Kent Marler
Parks and Recreation Chairman
Madison County
P. O. Box 396
Rexburg, Idaho 83440

Dear Mr. Marler:

Re: Two Applications for Permit

Attached herewith is Departmental receipt No. 11906 in the amount of \$110.00 for the above referenced applications.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment