

THE FREMONT COUNTY HERALD-CHRONICLE

St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, Terry Weatherston
being first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD-CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly
swear that the Notice Of Application
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not
in any supplement issue thereof

for Two consecutive issues, the
first publication having been made on
August 17, 1989

and the last publication having been
made on August 24, 1989

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under Idaho
statutes; that it has at least two
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy-eight
consecutive weeks prior to the first
publication of said notice.

Terry Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 25rd day of August
in the year of 1989, before me, a Notary
Public, personally appeared Terry
Weatherston, known or identified to me to
be the person whose name subscribed to
the within instrument, and being by me
first duly sworn, declared that the
statements therein are true, and
acknowledged to me that he executed the
same.

Gayle L. Ladd
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: June 8, 1993

RECEIVED

SEP 5 1989

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

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

21-07435

C/O DAVID FISHER, FARMERS
GRAIN CO-OP
P.O. BOX 809

ASHTON, ID 83420

Source: GROUNDWATER

Diversion Pt: SWNE Sec 25 T 09N R
42E

Use: COMMERCIAL (.040 CFS)
DOMESTIC (.040 CFS)

Date Filed: 6/13/1989

In: T09N R42E S25 SWNE

21-07436

TUCKER, THOMAS R.

1066 REDWOOD DR.

IDAHO FALLS, ID 83401

Source: GROUNDWATER

Diversion Pt: NWSW Sec 12 T 11N R
42E

Use: DOMESTIC (.040 CFS)
Dated Filed: 6/26/1989

In: T11N R42E S12 NWSW

The permit(s) will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public interest
criteria of Sec. 42-203C, Idaho Code. Pro-
tests must be filed with the Director, Dept.
of Water Resources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Idaho 83402 on or
before SEPTEMBER 4, 1989.

R. KEITH HIGGINSON
Director

Publ. August 17 and 24, 1989HC.

MICROFILMED

OCT 26 1989

PART OF

SEC. 12, 8 NE 1/4 SE 1/4 SEC. 11, T. 11 N., R. 42 E. B.M.

SECTION

CONSULTING ENGINEER

IDAHO

SCALE: 1" = 100'

21-07436

21-7436

SECTION 12 T. 11 N. R. 42 E. B.M.

SECTION 12 T. 11 N. R. 42 E. B.M.

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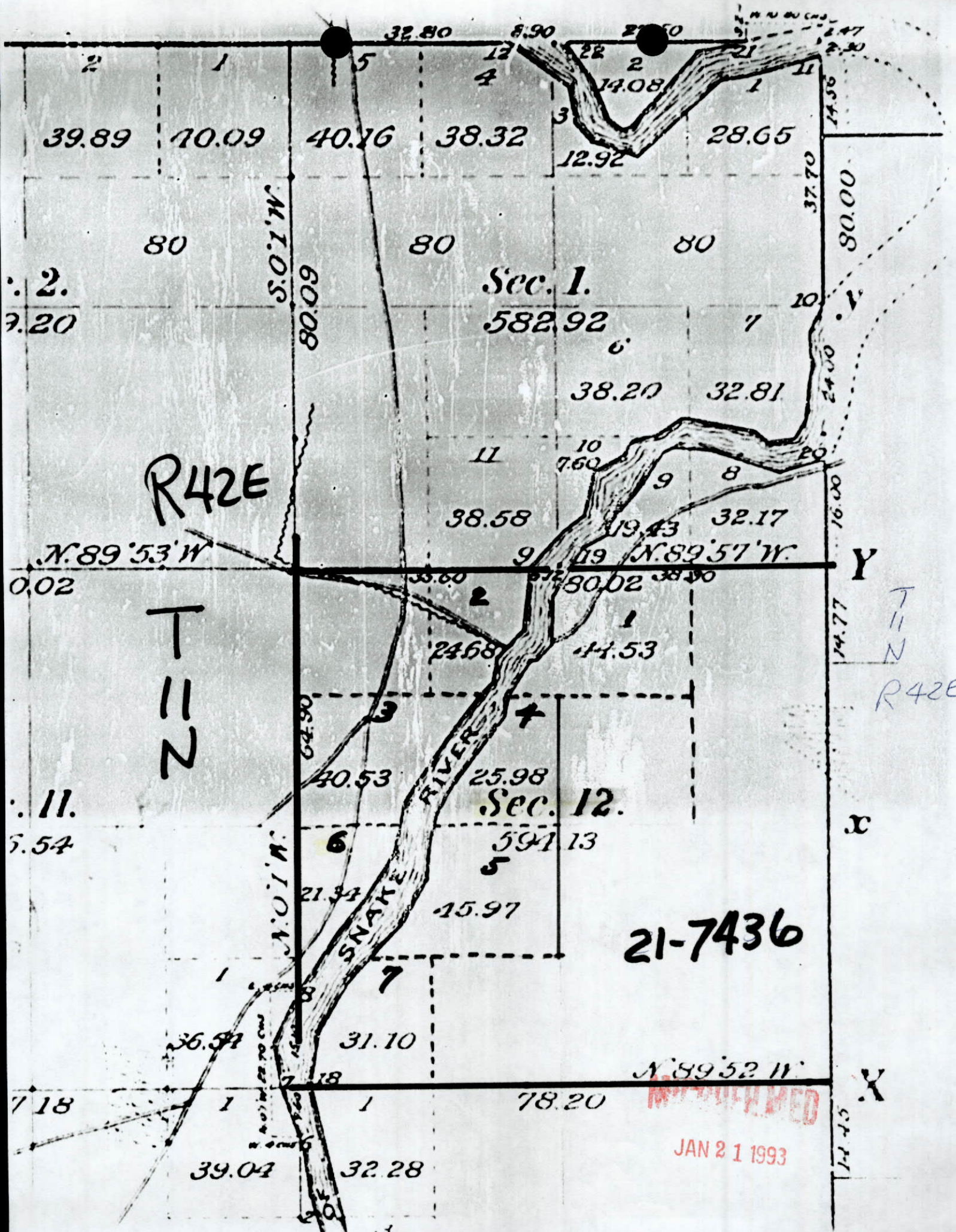
CERTIFICATE

RECORDED'S CERTIFICATE

301 066

RECORDED'S CERTIFICATE

CERTIFICATE



R42E

T
=

Sec. 1.

582.92

11

Sec. 12.

591.13

RIVER

21-7436

RECORDED

JAN 21 1993



#21-07436



JAN 21 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 21-07436

Priority: June 26, 1989

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that THOMAS R TUCKER

1066 REDWOOD DR

IDAHO FALLS ID 83401

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 26, 1989; and has submitted Proof of Beneficial Use on November 3, 1989. An examination indicates that the works have a diversion capacity of .120 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 6(NWSW), Sec. 12, Township 11N, Range 42E
FREMONT County

PLACE OF USE: DOMESTIC
TWN RGE SEC

11N 42E 12 Lot 6(NWSW)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. The issuance of this right in no way grants any right-of-way or easement across the land of another.

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JAN 21 1993

State of Idaho
Department of Water Resources

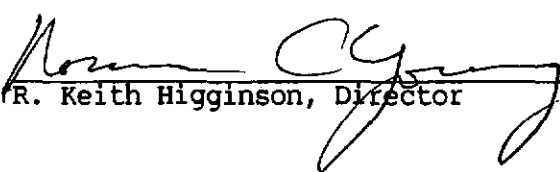
WATER RIGHT LICENSE

WATER RIGHT NO. 21-07436

CONDITIONS/REMARKS:

8. Domestic use is for 1 home.
9. The point of diversion is located within Lot 4 and the place of use within Lot 7, Block 4, Pinehaven Subdivision No. 2.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 18TH day of DECEMBER, 1992


Acting for R. Keith Higginson, Director

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JAN 21 1993

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 21-07436

Proposed Priority: June 26, 1989

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **THOMAS R. TUCKER**
1066 REDWOOD DR.
IDAHO FALLS, ID 83401

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWSW Sec. 12, Township 11N, Range 42E
FREMONT County

PLACE OF USE: DOMESTIC

TWN RGE SEC

11N 42E 12

NWSW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1990**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
7. Domestic use is for one home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

19th day of October, 1989.

RECEIVED

OCT 26 1989

J. Keith Higginson
for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Thomas R. Tucker Phone 529-4242

Post office address 1066 Redwood Dr, Idaho Falls, ID 83401

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

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____

Sec. 12 Township 11 N Range 42 E B.M. Fremont County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Fourth home
Stubbed to Anchaen

Well 7 -- Captain Thomas J. Wadsworth, Arthur J.
Shartsis, Vaughn A. Wadsworth -- Wadsworth
license No. 22-07285.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. ~~Proposed~~ well diameter is 6 in. inches; proposed depth of well is 100 feet. Exists

d. Is ground water with a temperature of greater than 90°F being sought? no

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

one years (minimum 1 year).

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OCT 26 1989

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. Fourth
- e. Other; describe fully. _____

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

- P/D also known as Lot 4, Block 4, Pinhaven Subdivision #2.
 - P/U also known as Lot 7, Block 4, Pinhaven Subdivision #2. Total number of acres to be irrigated _____
- (Existing P/U are Lots 4, 8, & 10, Block 4 Pinhaven Subdivision #2.)

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

11. a. Who owns the property at the point of diversion? Captain Thomas J. & Frances A. Wadsworth
b. Who owns the land to be irrigated or place of use? _____
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: License of Water Right No. 21-7285 ; Priority
date established Dec. 3, 1981 ; Amount 0.08 cfs.

07-09-01 01:28:02

UNCLASSIFIED

OCT 26 1989

Township 11 North, Range 42 East, Boise Meridia

MicroFILMED
OCT 26 1989

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.

(Applicant)

Received by CW Date 6-26-89 Time 3:05 Preliminary check by AMM
Fee \$ 30.00 Receipted by HWT # E00 9268 Date 6-27-89
Publication prepared by RB Date 8-14-89 Published in Heralt-Chronicle
Publication approved CW Date 9-11-89

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- 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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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OCT 26 1989

THE FREMONT COUNTY HERALD-CHRONICLE

St. Anthony, Idaho

Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Fremont

I, Terry Weatherston

being first duly sworn, depose and say, that I am the printer of THE FREMONT COUNTY HERALD-CHRONICLE, a semi-weekly newspaper printed and published in Fremont County, Idaho; and I do solemnly swear that the Notice Of Application a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof

for Two consecutive issues, the first publication having been made on

August 17, 1989

and the last publication having been made on August 24, 1989

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under Idaho statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of said notice.

Terry Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 25rd day of August in the year of 1989, before me, a Notary Public, personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

[Signature]
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: June 8, 1993

RECEIVED

SEP 5 1989

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

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

21-07435

C/O DAVID FISHER, FARMERS

GRAIN CO. OP 23

P.O. BOX 809

ASHTON, ID 83420

Source: GROUNDWATER

Diversion: PWSWNE Sec 25 T 09N R

42E

Use: COMMERCIAL (040 CFS)

DOMESTIC (040 CFS)

Date Filed: 6/13/1989

In T09N R42E S25 SWNE

21-07436

TUCKER, THOMAS R.

1066 REDWOOD DR.

IDAHO FALLS, ID 83401

Source: GROUNDWATER

Diversion: NWSW Sec 12 T 11N R

42E

Use: DOMESTIC (040 CFS)

Date Filed: 6/26/1989

In T11N R42E S12 NWSW

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 350 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402 on or before SEPTEMBER 4, 1989.

R. KEITH HIGGINSON

Director

Publ. August 17 and 24, 1989

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OCT 26 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 21, 1992

THOMAS R TUCKER
1066 REDWOOD DR
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 21-07436

Dear Water Right Holder(s):

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

Sincerely,

A handwritten signature in cursive script that reads 'Pamela Skaggs'.

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

UNRECORDED

JAN 1 1993

LICENSE REVIEW CHECKLIST

Permit # 21-07436

Date 12-04-92
as

	Yes	No	
NAME	___	<u>✓</u>	Address Change?
PRIORITY DATE	___	<u>✓</u>	Advance? _____
	___	<u>✓</u>	Memo to Advance _____
	___	<u>✓</u>	Order to Reinstate Needed? _____
TOTAL CFS	___	<u>✓</u>	No Fee Paid Incorrect Fee for rate recommended? _____
	<u>NA</u>	___	Disagree with Actual Measurement? _____
	___	<u>NA</u>	<u>.04 cfs (DOM)</u> Disagree with Theoretical? _____
	___	<u>✓</u>	Limited by Capacity? <u>.12 cfs</u>
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			_____ Standard Irr. Season _____
			_____ Season Recommended _____
	___	___	Disagree with Examiner's Calculations? _____
	___	<u>✓</u>	<u>1.2 g/c (DOM)</u> Limited by Flow? _____
SOURCE	___	<u>✓</u>	Changes? Clarification of <u>Originally</u> <u>Intended</u> source _____
	___	<u>✓</u>	Notice of Intent to Void. _____
P/D			Verify with Map _____
	___	<u>✓</u>	Amendment Needed? <u>Add Lot 6</u> _____
	___	<u>✓</u>	Is Overlap Analysis a Consideration? _____
P/U			Verify with Map _____
	___	<u>✓</u>	Amendment Needed? <u>Add Lot 6</u> _____
	___	<u>✓</u>	Is Overlap Analysis a Consideration? _____
USES	___	<u>✓</u>	Change(s) in Nature of Use? _____
	___	<u>✓</u>	Amendment Needed? _____
REMARKS	___	<u>✓</u>	Multiple P/Ds in 1/4 1/4? _____
	<u>✓</u>	___	Non-Irr. Uses <u>DOM / 1 Home</u> _____
	___	<u>✓</u>	Special Overlap Condition _____
	<u>✓</u>	___	Other <u>P/D Lot 4 + P/U Lot 7, Block 4, Pinehaven Sub. #2</u>
CONDITIONS	___	<u>✓</u>	Measuring Device _____ DATES/MISC _____
	___	<u>✓</u>	W/Master Control _____ <u>✓</u> Water Dist. _____
	___	<u>✓</u>	Overlap _____ <u>✓</u> App Rec'd _____
	___	<u>✓</u>	Water Quality _____ <u>✓</u> Exam Made _____

COMMENTS/MEMOS NEEDED:

License ✓ 10-Day 15-Day Special Correspondence

DATE: 12/04/92
PAGE: 1

Audit: 12/04/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

21-7436
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☐ Blank Field Report Form
- ☒ Copy of Permit
- ☐ Copies of any Amendments/Orders with conditions of approval
- ☐ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index Kaw 11/25/92 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☒ Other: add additional place of use

Check of P/U index _____ (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☐ Fully completed and signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed PRM 6/30/1992 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent [Signature] 11-18-92 (Initial and date)

Exam Reviewed by Manager of Regional Office _____ (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

RECEIVED
DEC 02 1992
Department of Water Resources

Permit No. 21-07436

Phone No. 529-4242

Phone No. 529-4242

Current Address: 1066 REDWOOD DR., IDAHO FALLS, ID 83401

2. Accompanied by: — EXAM. DATE: 6-30-1992

EXAM. DATE: 6-30-1992

Address: _____ Phone No. _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: GROUNDWATER tributary to _____

1. Other water rights with same place of use: 2/A

_____ ☐ Copies Attached

2. Other water rights with same point of diversion: 22-07285

☒ Copies Attached ☐ Copies of Field Exam's Attached

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

SEE ATTACHED PHOTOS
\$
SUBDIVISION ~~145~~

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). ☐ 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).

☐ 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.)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 01-21-1993 BY 60322 UCBAW

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

WELL AND SUBSTANTIAL DUMP OF SINGLE FAMILY HOME, 10114
LAND. USED AND 1. 2000, Dec 31.

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

Indicate Method of Determination.

[illegible]

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

AS PER IDWR STANDARD - 0.04 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 Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

AS PER IDWR STANDARD - 1.2 AFA

JAN 21 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Well is also used to serve 21-07285.

Well is located in Lot 4, Blk. 4, Alderwood Sub. #2
 Well is located in Lot 7, Blk. 4, Alderwood Sub. #2

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
	From To	Q (cfs)	V (afa)
Domestic	1/1 12/31	0.04	1.20

2. Recommended Amendments

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

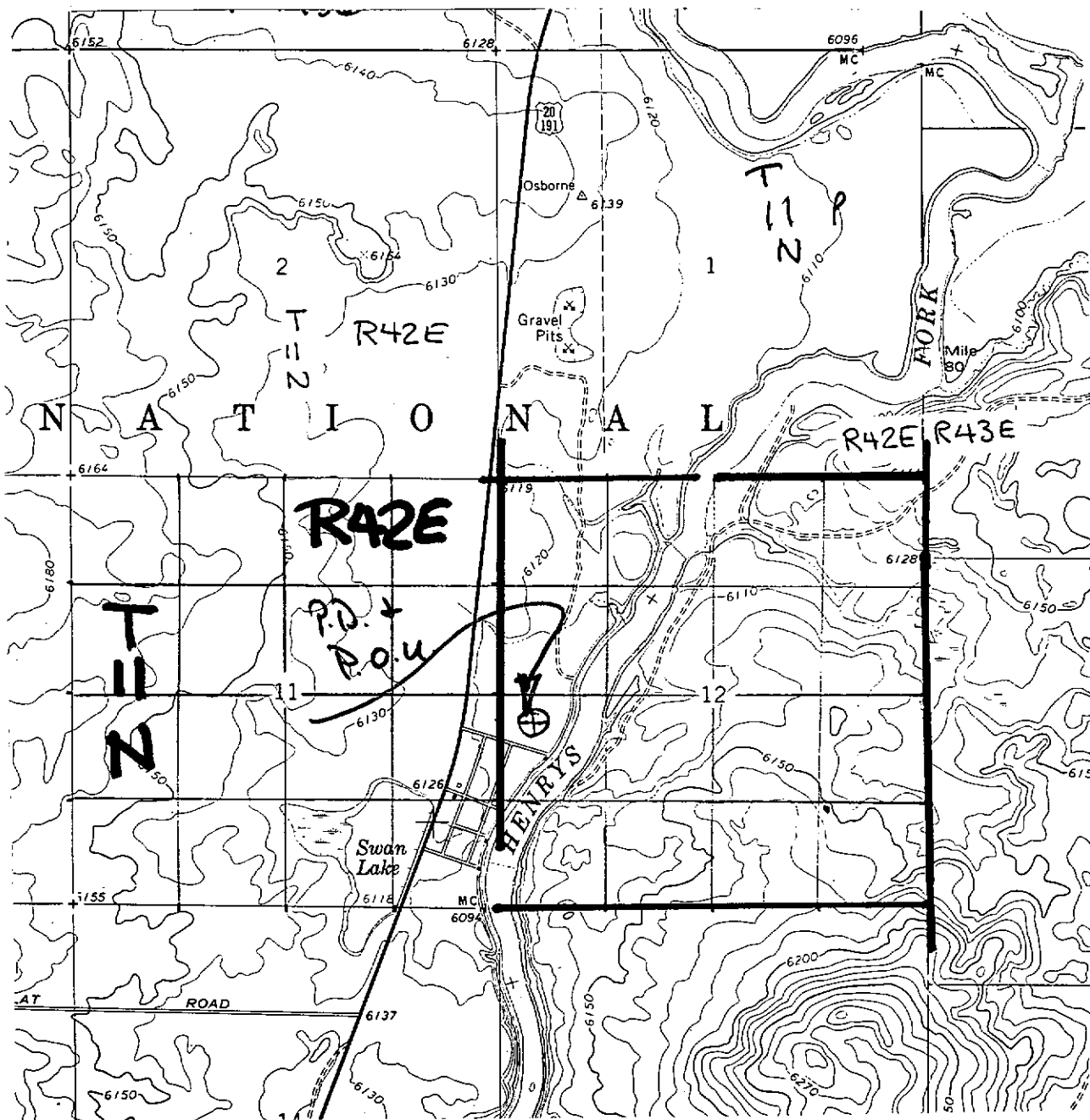
J. AUTHENTICATION

Field Examiner's Name Paul R. Meyer
 Signature [Signature]
 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.

RECEIVED
 JAN 2 1 1993



21-7436

MISSOURI

JAN 21 1993

SEC. 12, 8 NE 1/4 SEC. 11, T. 11 N., R. 42 E. B. M.

MENTON

CONSULTING ENGINEER

IDAHO

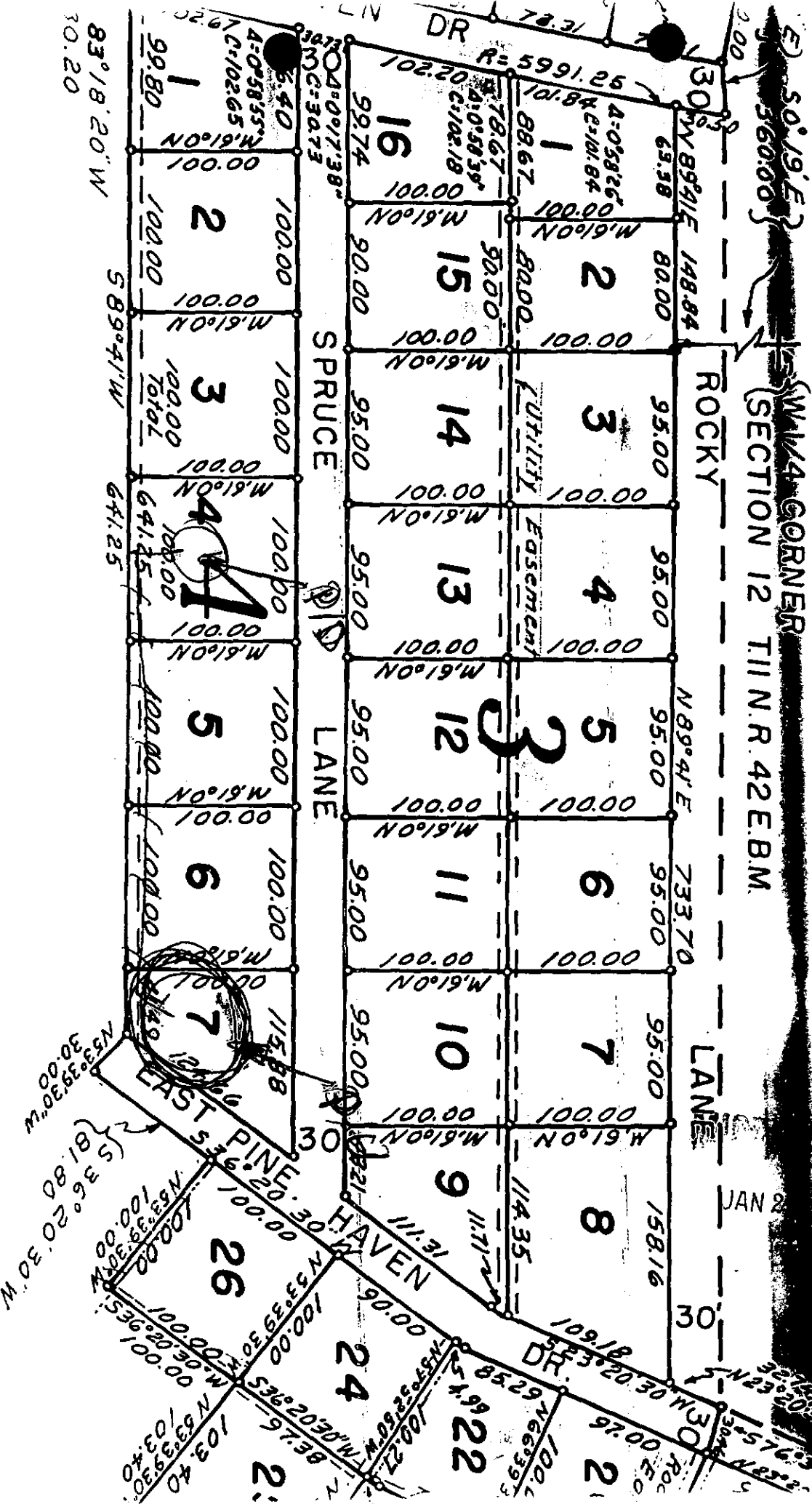
SCALE: 1" = 100'

W 1/4 CORNER
SECTION 12 T11N R 42E B.M.

JAN 21 1993

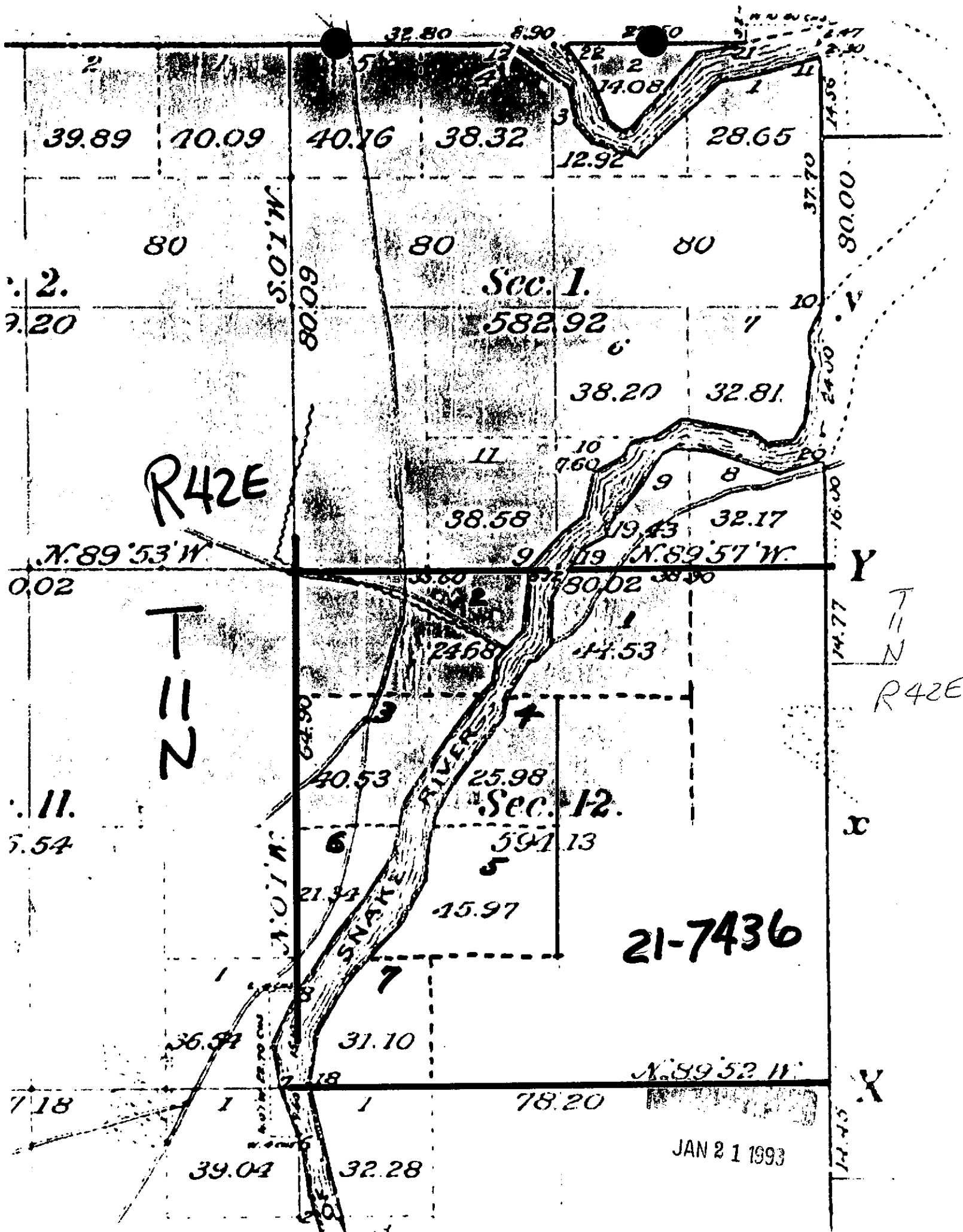
21-07436

21-7436



CERTIFICATE

301066
RECORD-R'S
ATTN





#21-07436



JAN 21 1993

December 1, 1989

THOMAS R. TUCKER
1066 REDWOOD DR.
IDAHO FALLS, ID 83401

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 21-07436

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

FILED

DEC 14 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 21-7436

Date: 11/22/89

General Considerations:

☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change If yes, prepare a data entry
☒ Proof received timely
 Reinstated

Source of Water:

 Surface water
☒ Groundwater
 1. well log in file 1982 Two well logs found
 2. drilling permit
 A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
1981 ☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

NO Is a measuring device or access port required?
 + Has one been installed?
 + Waiver or modification of measuring device requested

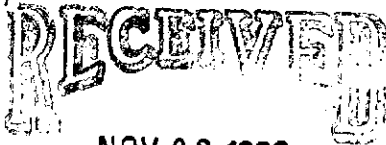
Remarks:

Proof acceptable

Priority Calculation:

Date proof received	<u>NR</u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority date	<u> </u>	<u> </u>
NEW PRIORITY DATE	<u> </u>	<u> </u>

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM



NOV 03 1989

no fee encl.
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received _____

Date _____

Receipt # _____

Receipt by _____

Reviewed by 11/22/89

Sent to region _____

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 21-07436

Name(s) of Permit Holder: Thomas R. Tucker

Post Office Address: 1066 Redwood Dr.

Idaho Falls, ID 83401 Telephone No. 529-4242

Source of Water: Ground Water

Extent of Use:

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

Irrigation _____ (acres) Other/Remark Fourth home

Well 7 -- Captain Thomas J. Wadsworth, Arthur J. Shartsis,
Vaughn A. Wadsworth -- Wadsworth License No. 22-07285.

Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: June 26, 1989

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

Fee enclosed \$ 0 for 0.04 cfs
(See License Examination Fee Schedule)

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

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

TOM TUCKER 525-9146
(Name) (Telephone Number)

1066 Redwood - Idaho Falls, Idaho 83401
(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I am not making any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

DEC 14 1989

Nov. 1st 1989
Date

Tom Tucker
Signature of Permit Holder (and title, if appropriate)

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
October 20, 1989

THOMAS R. TUCKER
1066 REDWOOD DR.
IDAHO FALLS, ID 83401

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P21-07436

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

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

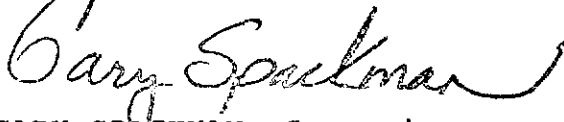
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OCT 26 1989



Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman". The signature is written in dark ink and is positioned above the typed name and title.

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

001 26 1983

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY Dennis Dunn DATE 2 August 89 APPLICATION NUMBER 21 7436

REQUIRED INFORMATION

Thomas R Tucker

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

RECEIVED

SEP 18 1989

Department of Water Resources

PROCESSING ☒ Yes ☐ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 9-4-89
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 01-POS
☐ Yes ☐ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 6-26-89
By HWS Date 9-12-89

STATE OFFICE REVIEW P05, P23 P16 46 48 49 04
By kw See below for additional information
Date 10-11-89

ADDITIONAL INFORMATION

App. in NON-TRUST area-

August 9, 1989

Thomas R. Tucker
1066 Redwood Dr.
Idaho Falls, ID 83401

RE: Application for Permit No. 21-7436

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Recorder-Herald. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

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OCT 26 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 8, 1989

HERALD CHRONICLE
P.O. BOX 10
REXBURG, ID 83440

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 4, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

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OCT 26 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

OCT 26 1989

21-07436

TJCKER, THOMAS R.
1066 REDWOOD DR.
IDAHO FALLS, ID 83401

Source: GROUNDWATER

Diversion Pt: NWSW Sec 12 T 11N R 42E

Use: DOMESTIC (.040 CFS)

Date Filed: 6/26/1989

In: T11N R42E S12 NWSW

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OCT 26 1989

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-100A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before SEPTEMBER 4, 1989.

R. Keith Higginson, Director

Published 8/17/1989 & 8/24/1989

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OCT 26 1989