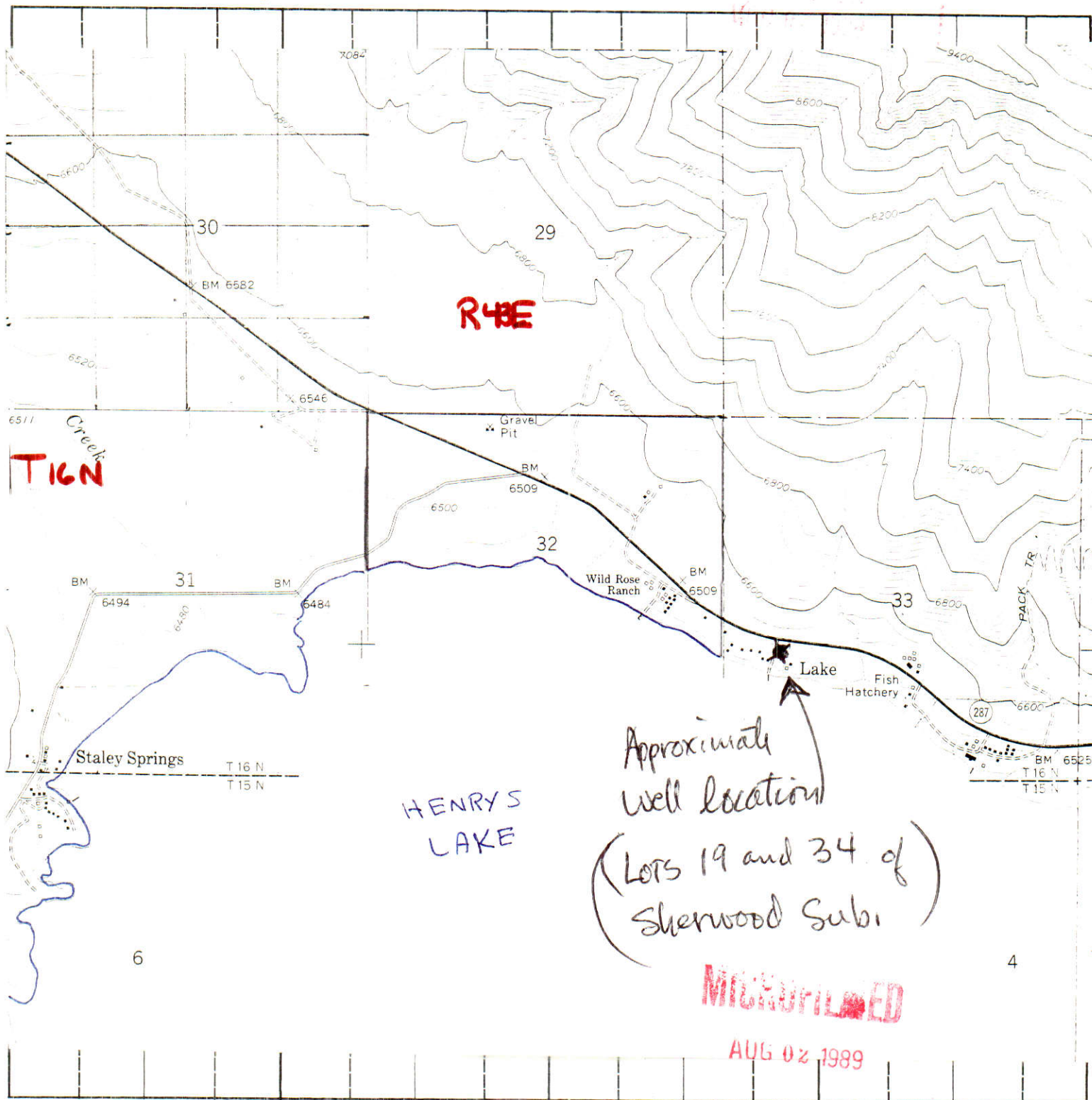


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



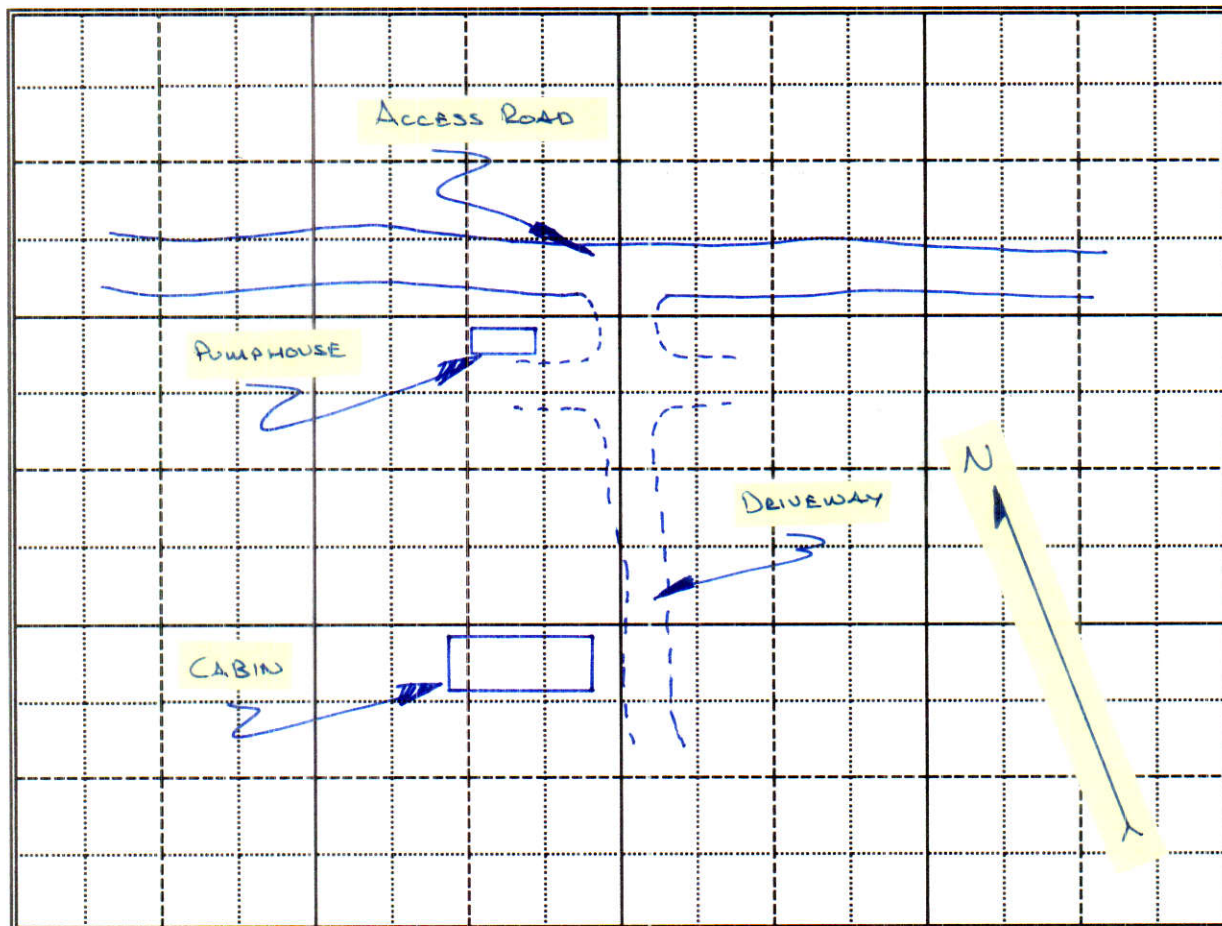
Scale: 2 inches equal 1 mile.

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.

W. E. R. R.

(Applicant)

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

☒ Copy of USGS 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)

☐ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GOULD		10E307	GOULD	

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

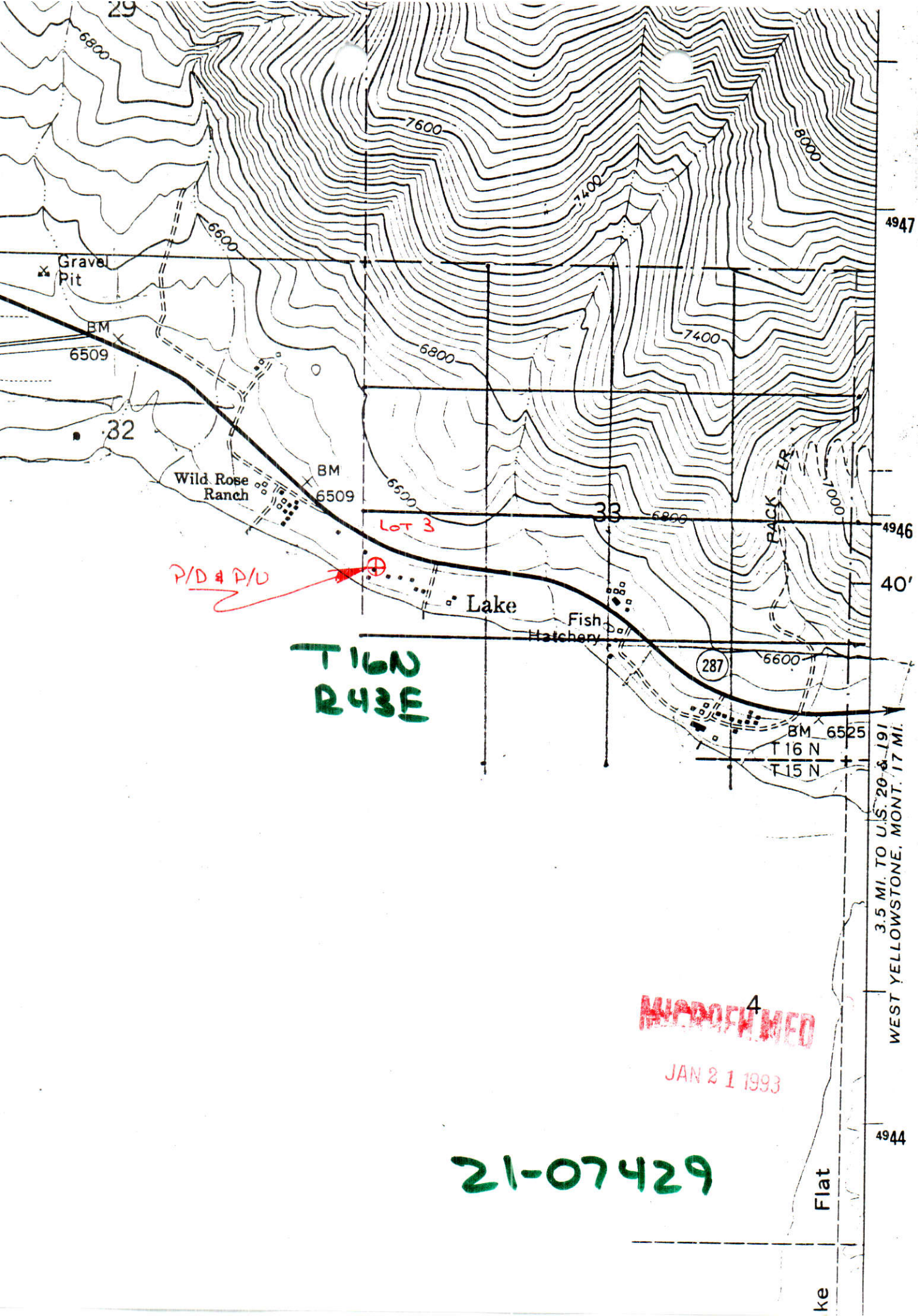
D. FLOW MEASUREMENTS

1.

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

2. Measurements:

21 1993



Gravel Pit

BM 6509

32

Wild Rose Ranch

BM 6509

LOT 3

P/D & P/U

Lake

Fish Hatchery

T16N
R43E

287

BM 6525
T16 N
T15 N

UNAPPROVED

JAN 21 1993

21-07429

Flat

4947

4946

40'

3.5 MI. TO U.S. 20 & 191
WEST YELLOWSTONE, MONT. 17 MI.

4944

TOWNSHIP (16)

N. RANGE 43 E.B.M.

NE 1/4 of SW 1/4 Sec 33 NW 1/4 of SE 1/4 Sec 33

PROPOSED ROAD 30' WIDE

Lot 27 thru 45
(Addition to original Sub-division)

WELL
CABIN

Mean High Water Line - Henry's Lake

Note: All lots have 100' frontage on this Road

SHELDON SUBDIVISION #1

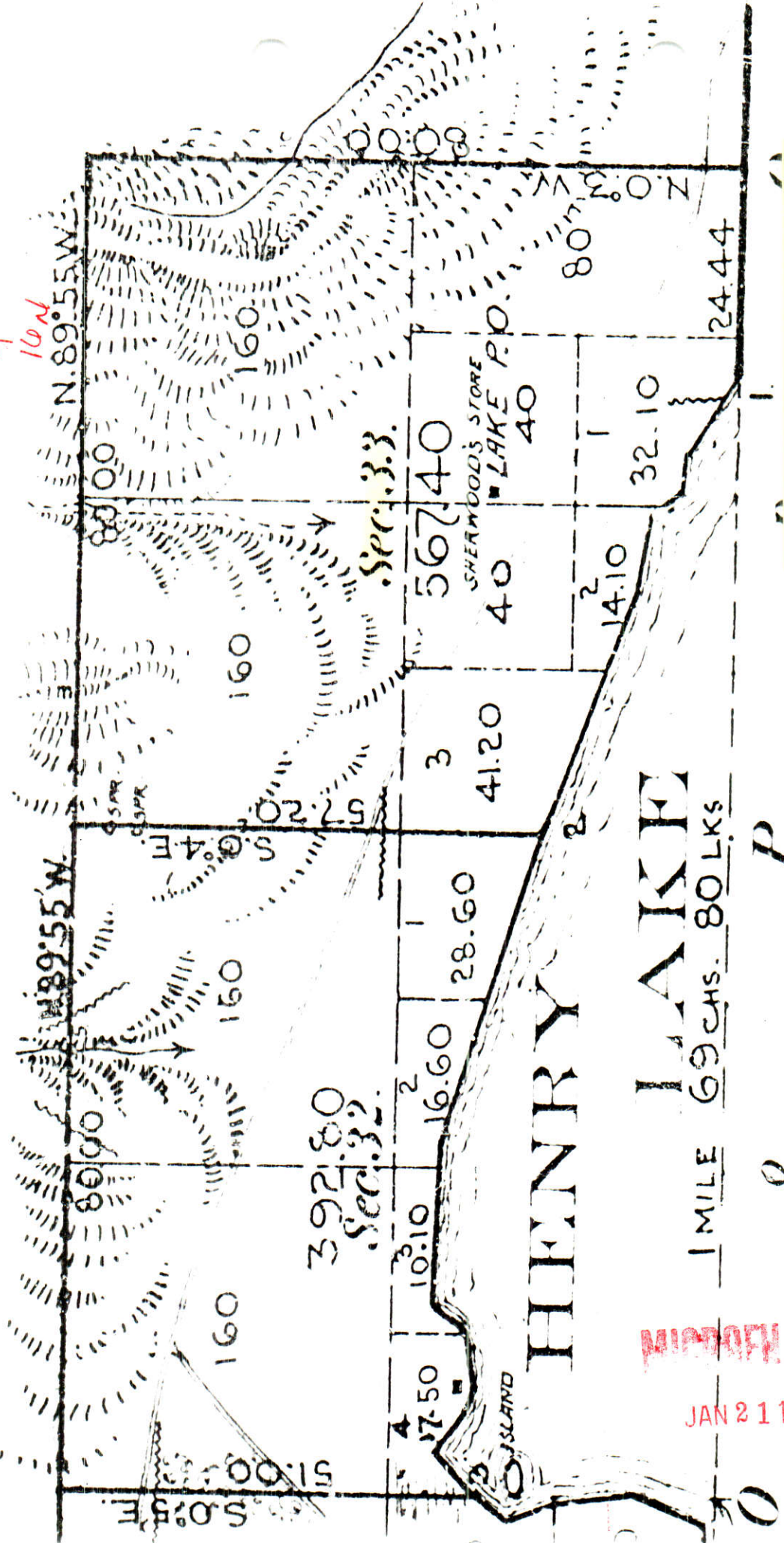
MICROFILMED

JAN 21 1993

21-07429

Good Young

21-7429
R43E
16N



21-7429

Public Land 1597.96 Acres, Total num

Date of Contract	Amount of Surveys M. Chs. Lks	When Surveyed
Surveyed in conformance with Contract	1 00 00	March 1

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 21-07429

Priority: March 3, 1989

Maximum Diversion Rate:
Maximum Diversion Volume:

0.04 CFS
1.2 AF

This is to certify, that WAYNE E ROTH
PO BOX 2040

SUN VALLEY ID 83353 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 16, 1989; and has submitted Proof of Beneficial Use on May 16, 1990. An examination indicates that the works have a diversion capacity of .040 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 3(NWSW), Sec. 33, Township 16N, Range 43E
FREMONT County

PLACE OF USE: DOMESTIC
TWN RGE SEC

16N 43E 33 Lot 3(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.

RECORDED

JAN 21 1993

State of Idaho
Department of Water Resources

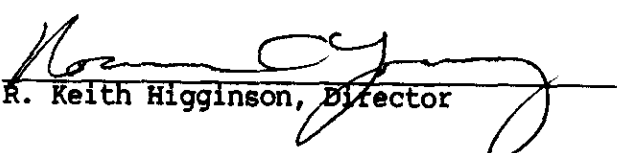
WATER RIGHT LICENSE

WATER RIGHT NO. 21-07429

CONDITIONS/REMARKS:

7. Domestic use is for 1 home.
8. Place of use is located within Lots 19 and 34, Sherwood Subdivision No. 1.

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 30TH day of DECEMBER, 1992.

Acting for  R. Keith Higginson, Director

RECEIVED

JAN 21 1993

21 7429

Form 202
6/88**RECEIVED**

MAR 3 1989

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

Ident. No. _____

APPROVED

Department of Water Resources
Eastern District Office

To appropriate the public waters of the State of Idaho

1. Name of applicant Wayne E. Roth Phone 726-4039

Post office address Box 2040, Sun Valley, ID 83353

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

③ Location of point of diversion is _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot 3
Sec. 32 & 33 Township 16N Range 43E B.M. Fremont County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.11 for Domestic purposes from 1-1 to 12-31 (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) 0.11 and/or (b) _____
cubic feet per second acre feet per annum

⑥ Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. domestic well (6")
≈ 200' deep

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 inches; proposed depth of well is 200 feet.

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 1 years (minimum 1 year).

MICROFILMED

AUG 02 1989

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW: _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. One house and 5 trailer spaces
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16N	43E	33 ~~32~~										D/6							

Total number of acres to be irrigated _____

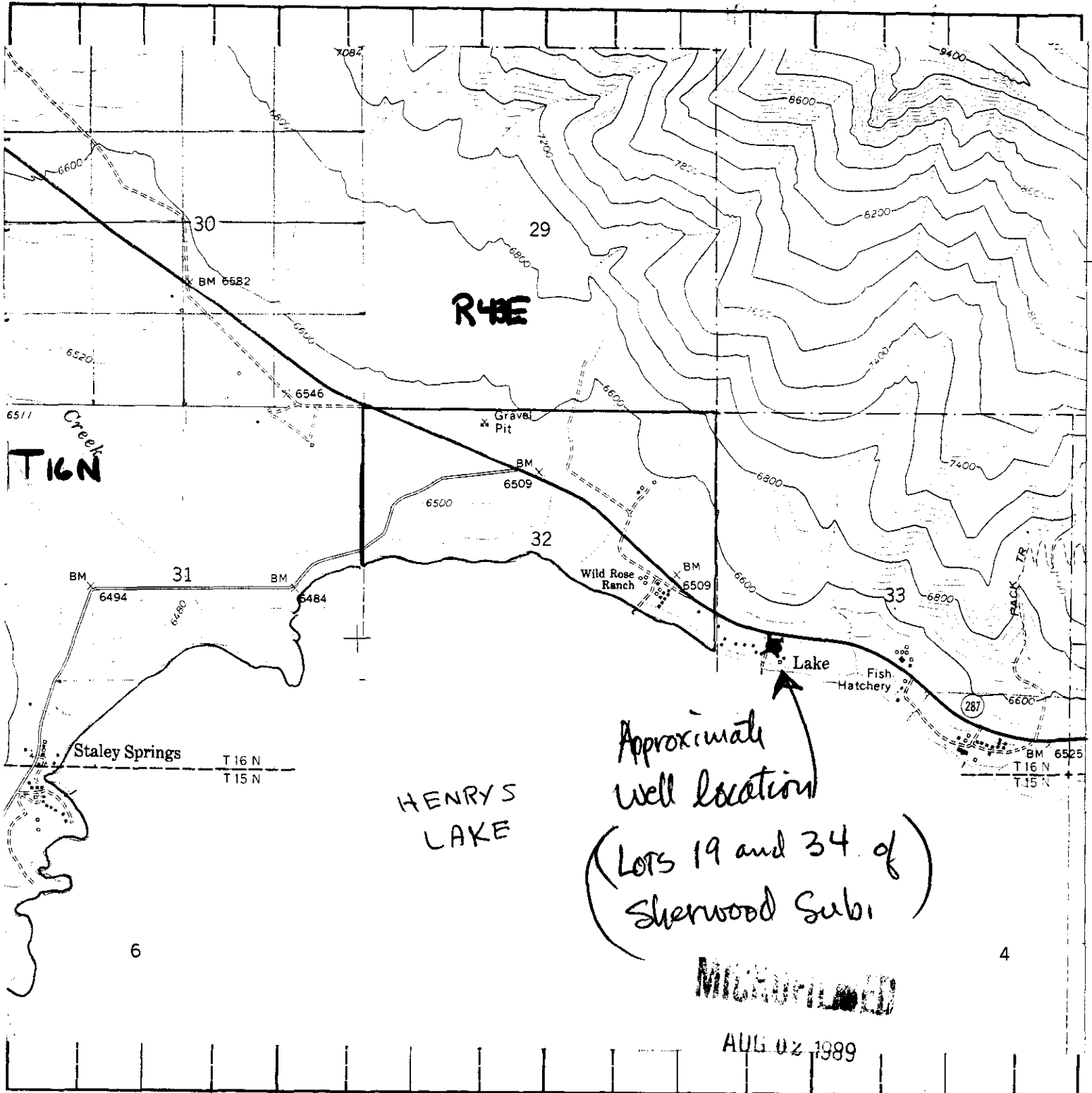
10. Describe any other water rights used for the same purposes as described above. None
11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

MICROFILMED

AUG 02 1989

13. 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.

[Signature]

(Applicant)

Proposed Priority 2/16/89 HWT 3-3-89 3:57 P 2-27-89 2:35 P 3-28-89
Received by T. Jasper Date 2-16-89 Time 1:09 Preliminary check by DD
Fee \$ 45.00 Received by M. Baldwin # 5006331 Date 2-21-89
Publication prepared by GB Date 4-21-89 Published in 5-4-89-11-89 Herald-Examiner
Publication approved GB Date 6-8-89

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. 21-7429, 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 90.

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: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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.

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.

Witness my hand this 15th day of June, 1989.

J. Blus Saxon

MICROFILMED
AUG 02 1989

VOID

Form 202
6/85

Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant WAYNE E. ROTH Phone (208) 726-4039
Post office address Box 2040 SUN VALLEY, ID. 83353
2. Source of water supply GROUND WATER which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of _____ Govt. Lot _____
Sec. 32, 33 Township 16 Range 43 B.M. Fremont County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .24 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) .24 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____

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" inches; proposed depth of well is ~ 200 feet.
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
(existing) _____ years (minimum 1 year).

RECORDED

AUG 02 1989

8. Description of proposed uses (if irrigation only, go to item 9):

- 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. 1 house + 5 trailer spaces (private)
- e. Other; describe fully. _____

9. Description of place of use:

- 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.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16	43	32																	

Total number of acres to be irrigated _____

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? _____

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: _____

MICROFILMED

AUG 02 1989

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

202 05 197

MICROFILMED

MICROFILMED

Scale: 2 inches equal 1 mile.

AUG 02 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)

Applicant

Received by (u) T. Gasser Date 2-27-89 Time 2:35P Preliminary check by _____
Fee \$ 45.00 Received by M. Baldwin # 5006331 Date 2/21/89
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

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:

MICROFILMED

AUG 02 1989

St. Anthony, Idaho
Ashton, Idaho

NOTICE OF APPLICATION
FOR WATER RIGHT

AFFIDAVIT OF PUBLICATION

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

STATE OF IDAHO
County of Fremont

21-07413
GRANGE, CLAUD F.
GRANGE, LELIA L.
721 E. 1000 N.
SHELLEY, ID 83274

I, Terry Weatherston
being first duly sworn, depose
that I am the printer of THE FR
COUNTY HERALD-CHRONICLE, a semi
newspaper printed and published
Fremont County, Idaho; and I do
swear that the Notice Of Appli
a copy of which notice appears
hereto, was published in the re
entire issue of said newspaper,
in any supplement issue thereof
for Two consecutive issu
first publication having been m

May 4, 1989
and the last publication having
made on May 11, 1989

Further, that said newspap
of general circulation in said
that it is a legal newspaper, c
to legal specifications under I
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.

STATE OF IDAHO)
COUNTY OF MADISON)

On this 12th day of May
on 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.

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

NOT RECORDED

AUG 02 1989

JUN 5 1989

Department of Water Resources
Eastern District Office

Source: GROUNDWATER
Diversions Pt: NESE Sec 36 T 14N R
43E
Use: DOMESTIC (.100 CFS)
Date Filed: 3/22/1989
In: T14N R43E S36 NESE

21-07423
KANDLER FARMS INC.
P.O. BOX 754
ASHTON, ID 83420
Source: GROUNDWATER
Diversions Pt: NWSWN Sec 15 T 08N
44E

Use: COMMERCIAL (.040 CFS)
Date Filed: 3/21/1989
In: T08N R44E S15 SWNW

21-07424
POTPOURRI RANCH INC.
P.O. BOX 670
ASHTON, ID 83420
Source: GROUNDWATER
Diversions Pt: SWSE Sec 15 T 09N R
44E

Use: DOMESTIC (.020 CFS)
Date Filed: 3/20/1989
In: T09N R44E S15 SWSE
21-07425
BENSONS BOOTJACK SUMMER

HOMES NO. 2
C/O AMMON BENSON
190 E. 4380 N.
PROVO, UT 84604
Source: GROUNDWATER
Diversions Pt: SENE Sec 27 T 15N R
43E
Use: DOMESTIC (.170 CFS)
Date Filed: 3/21/1989
In: T15N R43E S27 SWNE SENE
NESE NWSE

21-07426
BIG ELEVEN WELL ASSOCIATION
DONALD F. GUSTAFSON
50 FOREST AVE.
FT. THOMAS, KY 41075
Source: GROUNDWATER
Diversions Pt: NWNE Sec 27 T 15N R
43E

Use: DOMESTIC (.130 CFS)
Date Filed: 3/30/1989
In: T15N R43E S27 NWNE

21-07427
WEBSTER'S HENRYS LAKE RANCH
CABIN
SITES INC.

HENRYS LAKE, NUMBER 248
ISLAND PARK, ID 83429
Source: GROUNDWATER
Diversions Pt: SENW Sec 21 T 15N R
43E

Use: DOMESTIC (.250 CFS)
Date Filed: 4/04/1989
In: T15N R43E S21 SENW

21-07428
HATHAWAY CONSTRUCTION INC.
149 N. 7th E.
ST. ANTHONY, ID 83445
Source: GROUNDWATER
Diversions Pt: SWSE Sec 32 T 08N R
41E

Use: COMMERCIAL (.220 CFS)
Date Filed: 3/23/1989
In: T08N R41E S32 SWSE

21-07429
ROTH, WAYNE E.
BOX 2040
SUN VALLEY, ID 83353
Source: GROUNDWATER
Diversions Pt: LOT 3 (NWSW) Sec 33 T
16N R 43E

Use: DOMESTIC (.110 CFS)
Date Filed: 3/03/1989
In: T16N R43E S33 NWSW

21-07430
O'NEALL, JR., JOHN S.
HC-01 BOX 40
HATCHECHUBBE, AL 36858
Source: GROUNDWATER
Diversions Pt: LOT 24 (SWSW) Sec 31 T
16N R 43E

Use: DOMESTIC (.080 CFS)
Date Filed: 3/24/1989
In: T16N R43E S31 SWSW

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 MAY 22, 1989.

R. KEITH HIGGINSON
Director

Publ. May 4 and 11, 1989HC.



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 31, 1992

WAYNE E ROTH
PO BOX 2040
SUN VALLEY ID 83353

RE: WATER RIGHT NO. 21-07429

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

RECEIVED

JAN 21 1993



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 8, 1992

WAYNE E ROTH
PO BOX 2040
SUN VALLEY ID 83353

RE: WATER RIGHT NO. 21-07429

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

JAN 21 1993

LICENSE REVIEW CHECKLIST

Permit # 21-07429

Date 12-04-92

28

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

License	☐	☒	10-Day _____ 15-Day _____ Special Correspondence _____

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WAYNE E ROTH PO BOX 2040 SUN VALLEY ID 83353 (208) 726-4039	03/03/1989	DOMESTIC	01-01 12-31	0.04 CFS	1.2 AFA
				TOTAL DIVERSION:	0.04 CFS	1.2 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T16N R43E S33 Lot 03(NW SW)

Place of use Legal Description for: DOMESTIC

								NE				NW				SW				SE																		
			NENE		MWNE		SWNE		SENE		:	NENW		MWNW		SWNW		SENW		:	NESW		NWSW		SWSW		SESW		:	NESE		NWSE		SWSE		SESE		:
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
16N	43E	33	:									:									:							:									:	
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Pou County: FREMONT

Non-Irrigation Uses: ~~0/6 HOMES.~~

Conditions of Approval:

- 048 - 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.
- 049 - 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.

Remarks: Domestic use is for 1 home.
Place of use is located within Lots 19 and 34, Sherwood
Subdivision No. 1.

Dates: App. Received: 02/16/1989 Priority Date: 03/03/1989
Proof Due Date: 07/01/1990 Proof Made Date: 05/16/1990
Exam Made Date: 08/27/1992 Exam Sent to S.O.: 11/27/1992
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 12/04/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

21 - 7429
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 _____ (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: _____

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 DDM 11-19-92 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent KCW 11/25/92 (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)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 02 1992

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 21-07429

1. Owner: WAYNE E. ROTH

Phone No. 726-4039

Current Address: Box 2040, SUN VALLEY, ID 83353

2. Accompanied by: PHONE CALL w/ Mr. ROTH

EXAM DATE: 8-27-92

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	3		NW	SW	33	16N	43E	Fremont	USGS, SUBDIVISION PLAT

2. Place(s) of Use:

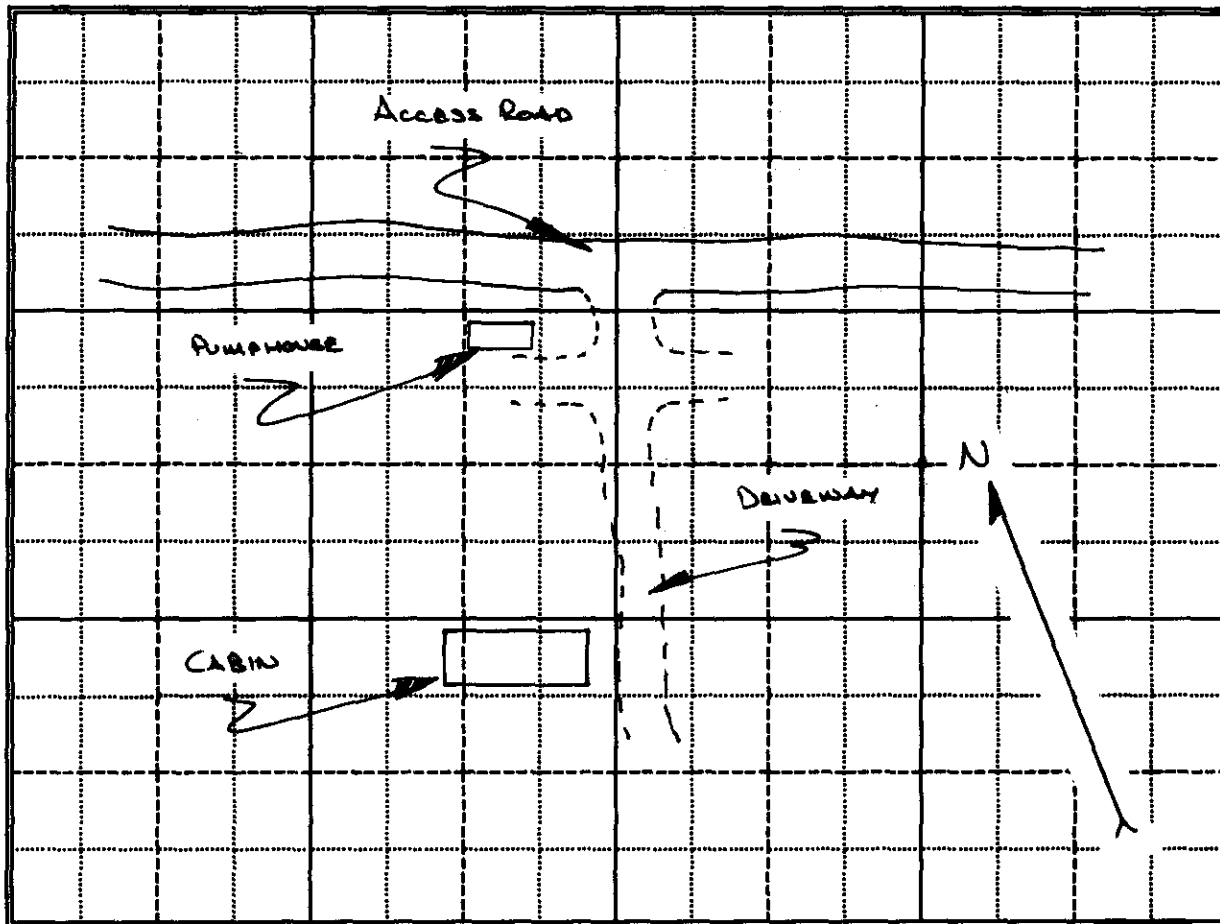
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	43E	33										D							

MINOR FILMED

JAN 21 1993

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable.



Scale: 1" = _____

☒ Copy of USGS 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)

☐ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GOULD		10E307	GOULD	

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

JUN 21 1993

E. NARRATIVE/REMARKS/COMMENTS

WELL AND PUMP TO SINGLE CABIN WITH LAWN SEED.

ORIGINAL PERMIT SHOWS 6 HOMES. MR. ROTH EXPLAINED THAT ONLY ONE HOME IS THERE. THE PREVIOUS OWNER HAD CONSIDERED PUTTING IN A TRAILER PARK WITH 6 SPACES. ONLY ONE WAS BUILT.

Place of Use A.K.A. LOTS 19 & 34, SHERWOOD SUB. #1

Have conditions of permit approval been met? ☒ yes ☐ no

MINOR REVISION

JAN 21 1993

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

DE MINIMUS FOR ONE HOME WITH LAWN AREA0.04 cfs**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:

DE MINIMUS FOR ONE HOME WITH LAWN AREA1.2 afa**H. RECOMMENDATIONS**

1. Recommended Amounts

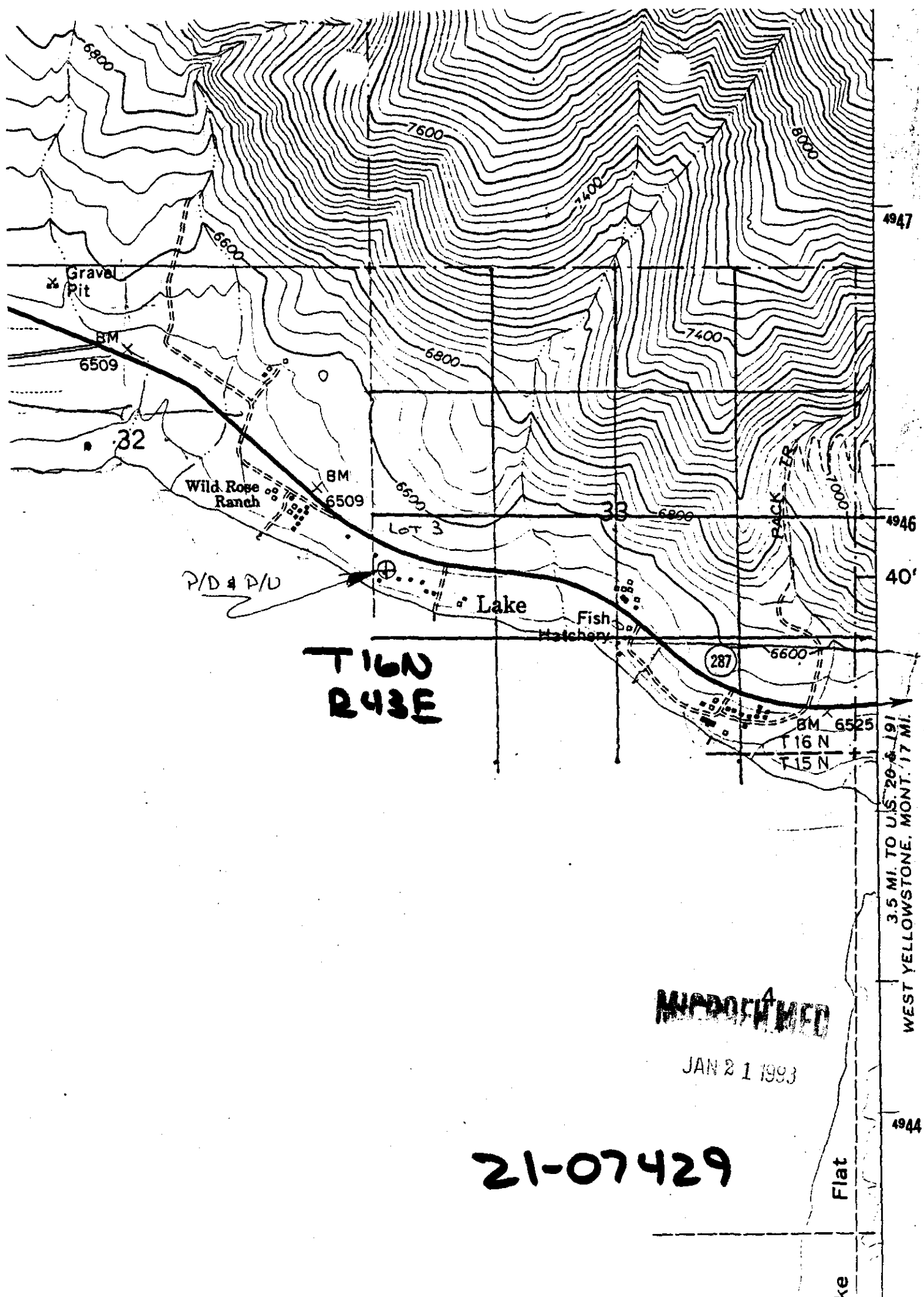
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>DOMESTIC</u>	<u>01/01</u>	<u>12/31</u>	<u>0.04</u>	<u>1.2</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.04</u>	<u>1.2</u>

2. Recommended Amendments

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

I. AUTHENTICATIONField Examiner's Name Paul D. Meyer Date 11-19-92Reviewer Keith C. White Date 11/25/92**RECEIVED MED**
SEAL

JAN 21 1993



TOWNSHIP (16) N. RANGE 43 E.B.M.

NE 1/4 of SW 1/4 Sec 33 NW 1/4 of SE 1/4 Sec 33

33

Proposed Road 30' A
305A
284A
268A
246A
217A
Lots 27 thru 45
(Addition to original Sub-division)

Mean High Water Line - Henry's Lake

Note: All lots have 100' frontage on this Road

SHEEWOOD
SUBDIVISION #1

MICROFILMED

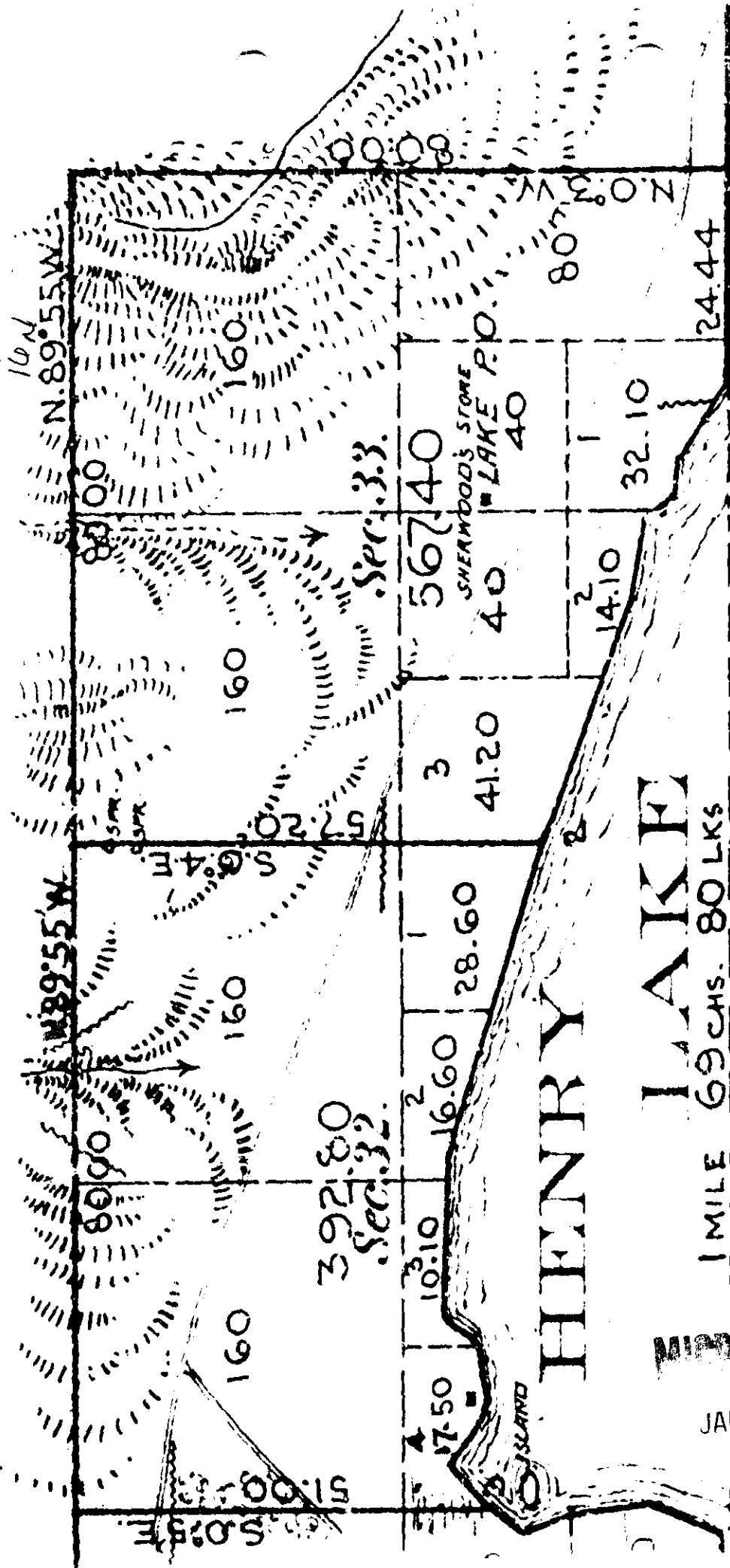
JAN 21 1993

21-07429

Hand Young

1991/20

243E



JAN 21 1993

1

21-7429

Public Land 1597.96 Acres, Total num

Date of Contract	Amount of Surveys M. Ch. ^s Lk. ^s	When Surveyed
Surveyed in accordance with Contract	1 00 00	March 1860

June 26, 1990

WAYNE E. ROTH
P.O. BOX 2040
SUN VALLEY, ID 83353

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 21-07429

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

MICROFILMED

JUL 19 1990

RECEIVED
MAY 16 1990

For Office Use Only
Amt. of Fee \$ 50.00
Date 5/15/90
Receipt No. 2016816
Received by [Signature]
5.6.21-90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have 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. 21-07429 Telephone No. (208) 726-9663

Name(s) of Permit Holder(s): WAYNE ROTH

Post Office Address: Box 2040, Sun Valley, ID. 83353

Source of Water: domestic well

If ground water, well driller's name: _____ Date drilled: approx 1970

Extent of Use:
Domestic 1 (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 0.11 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: _____

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☒ No

OR

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

Fee Enclosed: \$ 50⁰⁰ (See License Examination Fee Schedule)

Person to accompany the Department representative during the field examination:

Wayne Roth (208) 726 9663
Name Telephone No.
Box 2040 Sun Valley Id 83353
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

5/15/90 [Signature]
Date Signature (and title if on behalf of a company or organization)

JUL 19 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 21-7429

Date: 6-21-90

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 1970
 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?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

not acceptable

Priority Calculation:

Date proof received	<u>NA</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

138642
April 30, 1990

WAYNE E. ROTH
P.O. BOX 2040
SUN VALLEY, ID 83353

PROOF DUE NOTICE

RE: PERMIT NO. 21-07429

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1990.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner 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 which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable 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

JUL 19 1990

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) 334-7900
June 16, 1989

WAYNE E. ROTH
BOX 2040
SUN VALLEY, ID 83353

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

RE: PERMIT NO. 21-07429

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.

Please be advised that water quality is subject to regulations of the Idaho Department of Health and Welfare. We suggest that you check with them before starting construction.

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

RECEIVED

AUG 02 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,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

Microfilm

AUG 02 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

21-7429

INITIAL REVIEW BY James Dunn DATE 14 April 89 APPLICATION NUMBER Wayne E Roth

☒ 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

☐ 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

JUN 12 1969

Department of Water Resources

PROCESSING

- ☒ Yes ☐ No Inform 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 5-22-89
☐ 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-P05
☐ Yes ☐ No Special conditions of approval or cover letter below. _____

☐ See below for additional information
Date of priority recommended 2-16-89
By HWT Date 6-9-89

STATE OFFICE REVIEW

P05, P23, P10, P16 46 48 49

☐ See below for additional information
By KW Date 6-14-89

ADDITIONAL INFORMATION

App. in NON-TRUST area-

April 26, 1989

Department of Health & Welfare
150 N. 3rd
Pocatello, ID 83201

RE: Applications for Permit No. 35-8711, 21-7424,
21-7426, & 21-7429

Dear Sir:

This office is currently in the process of publishing notice that the above application for permit was filed with the Department of Water Resources. Since the application may be of interest to you, a copy is enclosed for your examination. Comments concerning the application should be addressed to the applicant with a copy forwarded to this office. Protests objecting to granting a permit should be directed to this Department and received by May 22, 1989. Final action will be taken by this office shortly after this date, provided there are no protests lodged against the applications.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor

HWJ/rb
Enclosure

MICROFILMED

AUG 02 1989

April 24, 1989

Wayne E. Roth
Box 2040
Sun Valley, ID 83353

RE: Application for Permit No. 21-7429

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. The application has been assigned the above identification No. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Herald-Chronicle. 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

MICROFILMED

AUG 02 1989

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 21, 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 MAY 22, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

NOTIFIED

AUG 02 1989

NOTICE OF APPLICATION FOR WATER RIGHT

The Following appli tion(s) have been filed t appropriate the public waters of the State of Idaho:

MICROFILMED

AUG 02 1989

21-07429

ROTH, WAYNE E.
BOX 2040
SUN VALLEY, ID 83353

Source: GROUNDWATER

Diversion Pt: LOT 3 (NWSW) Sec 33 T 16N R 43E

Use: DOMESTIC (.110 CFS)

Date Filed: 3/03/1989

In: T16N R43E S33 NWSW

RECORDED
AUG 02 1989

the permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-3A, 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 MAY 22, 1989.

R. Keith Higginson, Director

Published 5/04/1989 & 5/11/1989

RECEIVED

AUG 02 1989

ACTION REQUIRED

FROM: H.W. JONES

TO: Wayne Roth

Attached is a newly typed version of your application for permit. I will need you to complete lines 6, 8 & 9. If you do not know the $\frac{1}{4}$ of $\frac{1}{4}$ location please indicate on the map where the well & house is & I will interpret the location myself. If you have any questions please call me.

P.S. You will also have to sign this new application before returning it to me at the Idaho Falls office. *H.W. Jones*

RECEIVED

AUG 12 1989