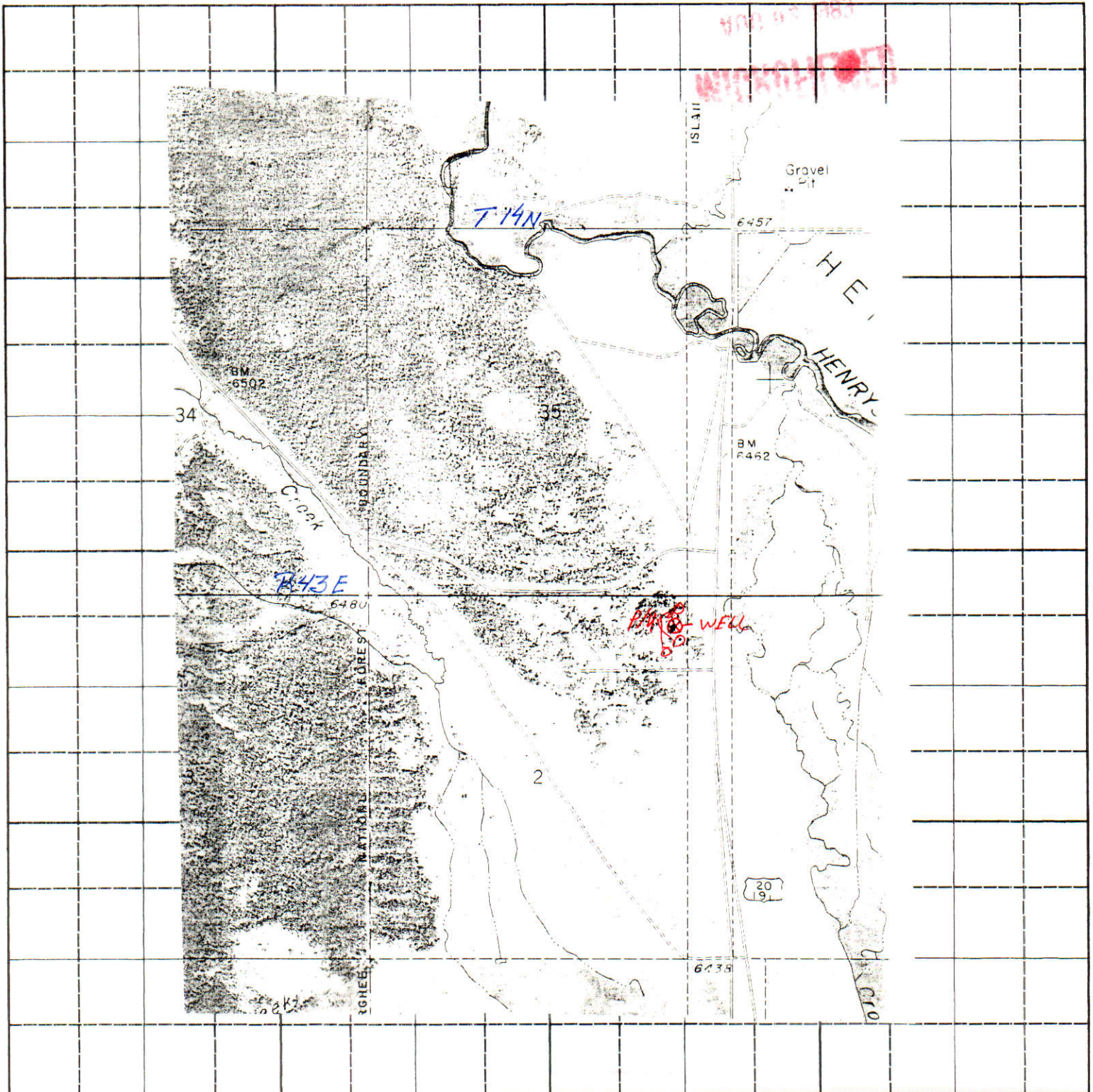


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

AUG 02 1989

Elizabeth A. Rockwell
(Applicant)

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
March 2, 1989

and the last publication having been
made on March 9, 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 10th day of March
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.

Gary H. Janda
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: June 8, 1993

RECEIVED

MAR 29 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:

21-07401

POTPOURRI RANCH ESTATES
SUBD.

HOME OWNERS CORP. No. 1

ASHTON, ID 83420

Source: GROUNDWATER

Diversion Pt: NENESW Sec 15 T 09N R

44E

Use: DOMESTIC (.190 CFS)

Date Filed: 2/08/1989

In: T09N R44E S15 SWNE SWNW
SENE NESW NWSW SWSW SESW
NWSE SWSE

21-07403

DOCKSTADER, ELIZABETH

715 SATURN No. 3

IDAHO FALLS, ID 83402

Source: GROUNDWATER

Diversion Pt: LOT 1 (NENE) Sec 2 T

14N R 43E

Use: COMMERCIAL (.140 CFS)
DOMESTIC (.060 CFS)

Date Filed: 2/14/1989

In: T14N R43E S02 Lot 1 (NENE)

31-07439

RASMUSSEN, ALAN D.

RASMUSSEN, EVONNE

P.O. BOX 608

REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SWSW Sec 5 T 08N R

38E

Use: IRRIGATION (1.500 CFS)

Date Filed: 6/25/1985

In: T08N R38E S05 SWNE NWSE
SWSE S08 NWNE SWNE 75.0 ACRES
TOTAL

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, Id. 83402 on or
before MARCH 20, 1989.

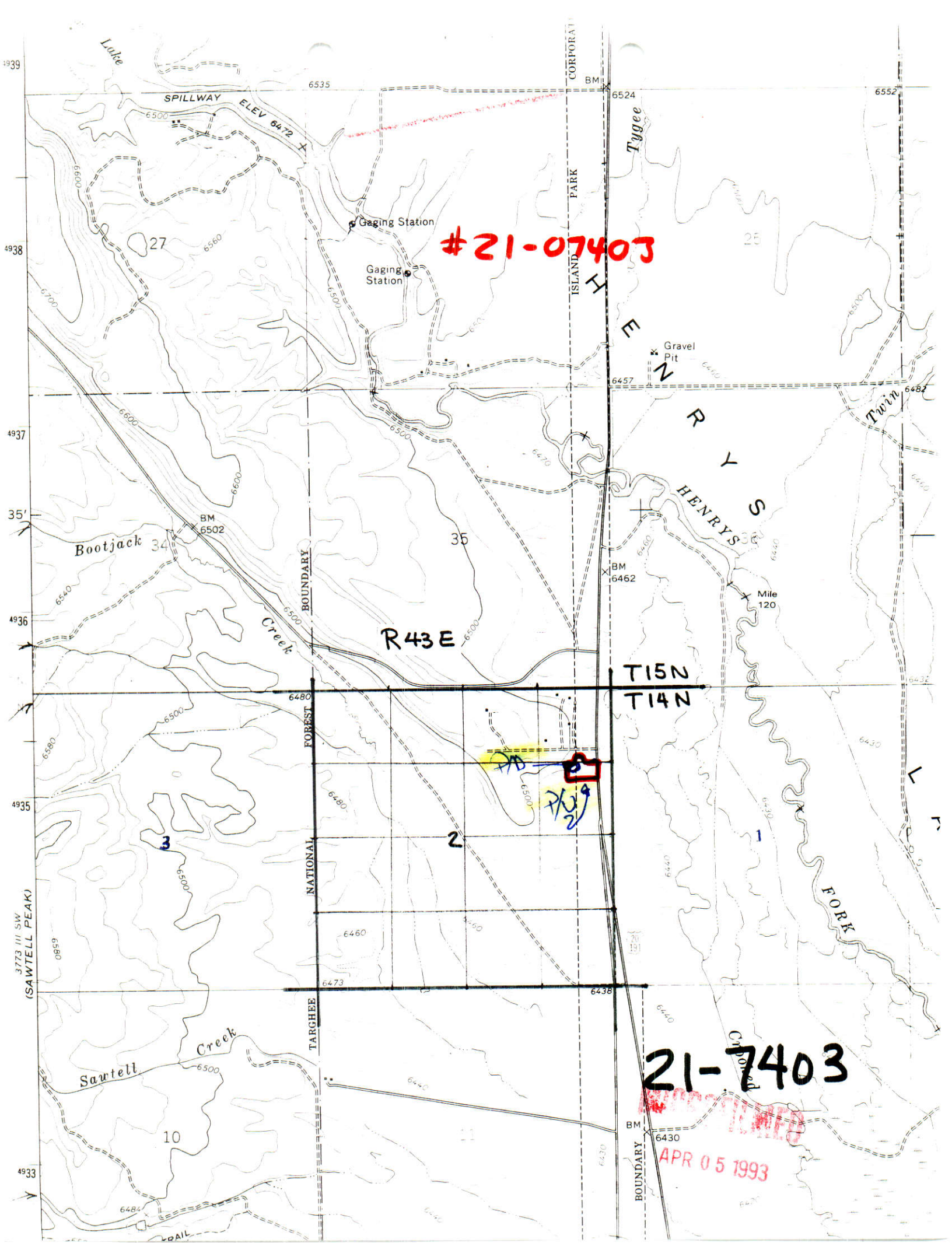
R. KEITH HIGGINSON
Director

Publ. March 2 and 9, 1989HC.

RECORDED

AUG 02 1989

APR 05 1993



#21-07403

T15N
T14N

21-7403

APR 05 1993



#21-07403



APR 05 1993



21-07403



APR 05 1993

APR 05 1993

12:00 PM

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	21-07403	Elizabeth Dockstader	0.20
Full Assignment	21-07403	Ray Scroggins Donna Scroggins	0.20

WATER RIGHT SUMMARY

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 21-07403

Priority: February 14, 1989

Maximum Diversion Rate:

0.17 CFS

Maximum Diversion Volume:

6.5 AF

This is to certify, that RAY SCROGGINS
DONNA SCROGGINS

HC 66 BOX 269

ISLAND PARK ID 83429

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 14, 1989; and has submitted Proof of Beneficial Use on May 16, 1990. An examination indicates that the works have a diversion capacity of .170 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>
COMMERCIAL	01/01 to 12/31	0.14 CFS	4.1 AF
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF
	Totals	0.17 CFS	6.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 2, Township 14N, Range 43E
FREMONT County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

14N 43E 2 Lot 1(NENE)

SENE

PLACE OF USE: DOMESTIC

TWN RGE SEC

14N 43E 2 SENE

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.

RECEIVED

APR 05 1993

State of Idaho
Department of Water Resources

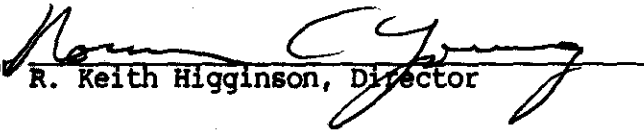
WATER RIGHT LICENSE

WATER RIGHT NO. 21-07403

CONDITIONS/REMARKS:

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 to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. Domestic use is for 2 homes.
8. Commercial use is for Aspen Lodge, 4 cabins and 8 recreational vehicle spaces.

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 MARCH, 1993.

Acting for 
R. Keith Higginson, Director

APR 05 1993

State of Idaho
Department of Water Resources

APPROVED

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 21-07403

RECEIVED
MAR 11 1993
Department of Water Resources

Date of Priority: February 14, 1989

Maximum Diversion Rate:
Maximum Diversion Volume:

0.17 CFS
6.5 AF

Comes now

RAY SCROGGINS
DONNA SCROGGINS

HC 66 BOX 269
ISLAND PARK ID 83429

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 21-07403, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.14 CFS	4.1 AF
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF
	Totals	0.17 CFS	6.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 2, Township 14N, Range 43E
FREMONT County

PLACE OF USE: COMMERCIAL
TWN RGE SEC

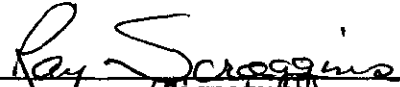
14N 43E 2 Lot 1(NENE) SENE

PLACE OF USE: DOMESTIC
TWN RGE SEC

14N 43E 2 SENE

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at _____, this _____ day of _____, 19____.


(Signature)

RECEIVED

APR 05 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 21-07403

FOR DEPARTMENT USE ONLY

Preliminary check by ca Fee = 20.00 Receipted by Jim # C026958 Date 3-11-93

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 21-07403 with the following;

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. Domestic use is for 2 homes.
8. Commercial use is for Aspen Lodge, 4 cabins and 8 recreational vehicle spaces.

Witness my hand this 30TH day of MARCH, 1993.

Acting for R. Keith Higginson, Director

APR 05 1993

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

RECEIVED
JAN 19 1993

Department of Water Resources

I, Elizabeth Dockstader, hereby assign to Ray &/or Donna Scroggins
of HC 66 Box 269, Island Park ID 83429
Address

X All my right, title, and interest in and to Permit No. 21-07403
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. 21-07403 to appropriate the public waters of
the State of Idaho. (Describe that portion of the permit being
assigned by listing the acreage within each 40 acre subdivision, the
point of diversion and the amount of water in cubic feet per second for
direct diversion, or acre feet for storage)

Made this 13TH day of January, 1993.

Elizabeth Dockstader
Permit Holder
Elizabeth Dockstader

Spouse of Permit Holder

State of Idaho)
County of BONNEVILLE) ss

On this 13TH day of JANUARY, 1993, personally appeared before
me the signer(s) of the above instrument, who duly acknowledged to me that
he (she) (they) executed the same.

Paula Thorne
Notary Public residing at

s e a l

IDAHO FALLS

My commission expires: 12/21/93

RECORDED

APR 05 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

217403

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant ELIZABETH DOCKSTADER Phone 529-9837
558-7407

Post office address 715 SATURN #3 IDAHO FALLS, ID 83402

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

3. Location of point of diversion is _____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot 1

Sec. 2 Township 14N Range 43E B.M. Remont County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.17 for COMMERCIAL purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.06 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)

5. Total quantity to be appropriated is (a) 0.20 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well and pump - see item 12. dmd 16/66 89

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.

Exists c. Proposed well diameter is 6" inches; proposed depth of well is 110' feet.

d. Is ground water with a temperature of greater than 90°F being sought? _____

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

MICROFILMED

AUG 02 1989

MICROFILMED

PURPOSES SINCE APPROX. 1970, STORE WAS

THE WELL HAS BEEN USED FOR THE APPLIED

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

~~APPLICANT~~

None

- to be irrigated -

[illegible]

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding column.

ulation below.

use to place of use:

AND 4 RENTAL CABINS.

2. RESIDENCES (HOUSES)

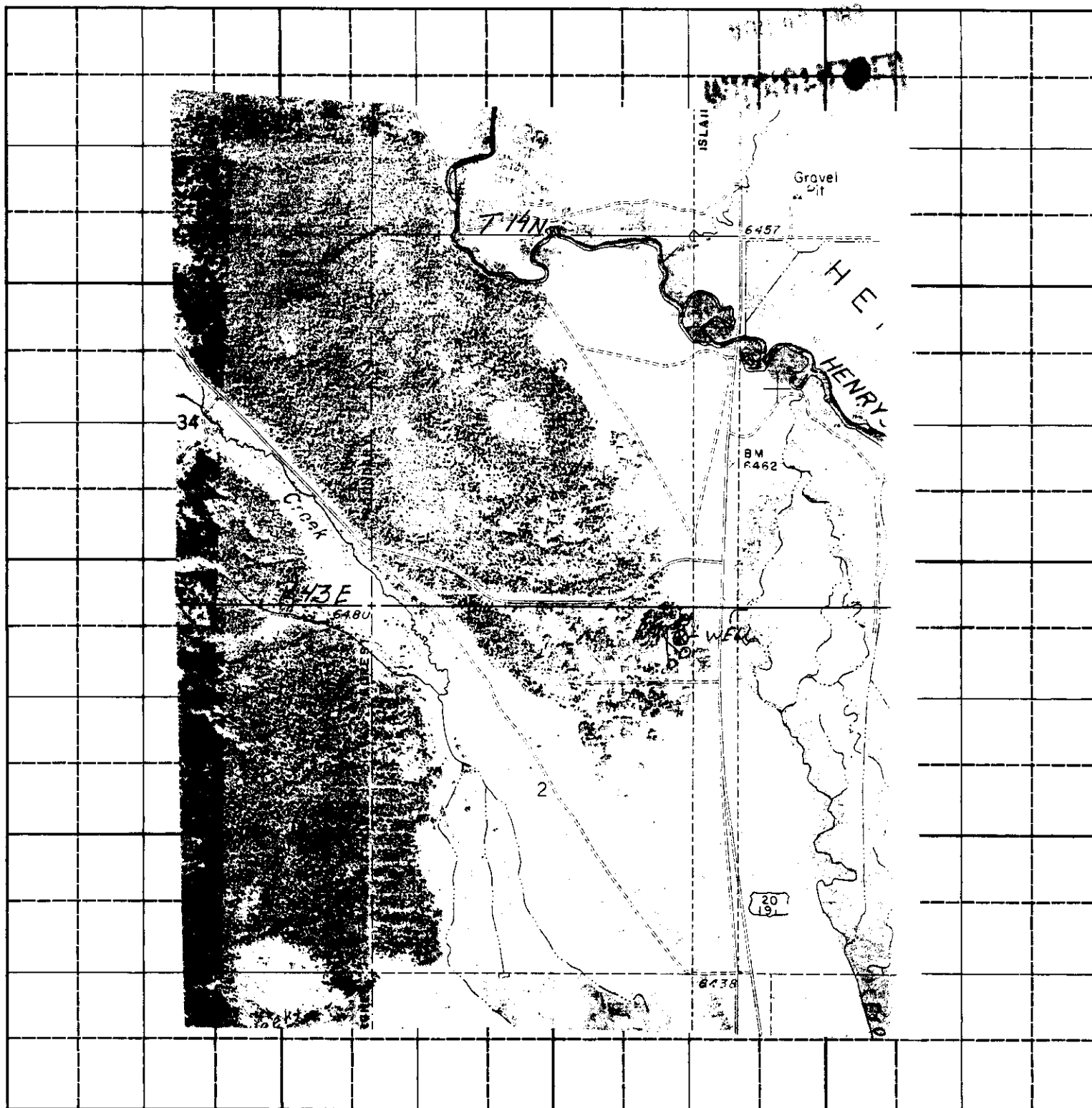
municipality.

of livestock.

d capacity in KW.

W, go to item 9):

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 files this application for permit to appropriate the public waters of the State of Idaho as herein shown.

MICROFILMED

AUG 02 1989

Eliza Ruth Rockwell
(Applicant)

Received by TO Date 2/14/89 Time 9:50 AM
Fee \$ 30.00
Received by TO Date 2/14/89 # E005763
Published in Herald Chronicle Date 2-24-89
Publication prepared by TO Date 2-24-89
Publication approved TO Date 4-04-89

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. 21-7403 , 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

June 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 30th day of May , 1989.

A. M. Taylor

MICROFILMED

AUG 02 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
March 2, 1989
and the last publication having been
made on March 9, 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)

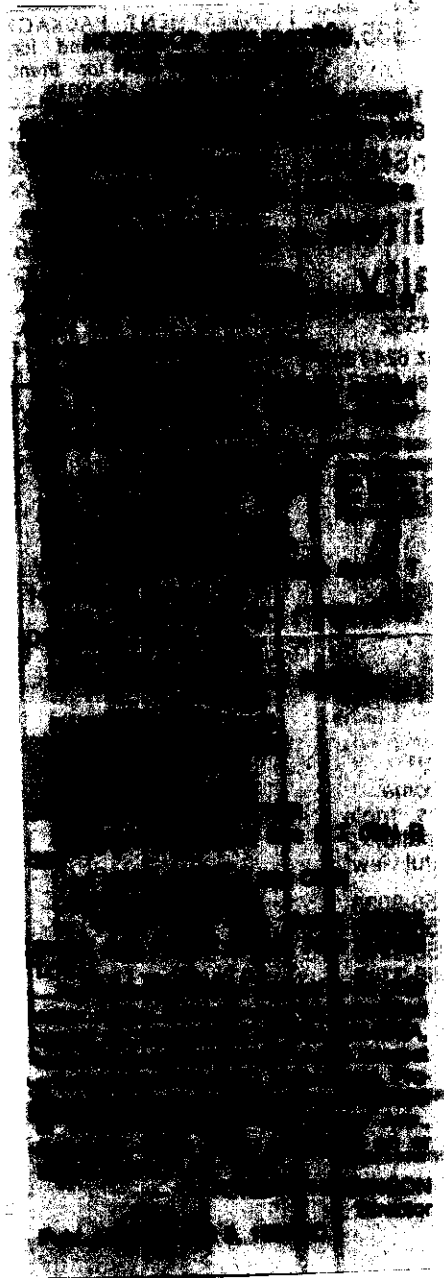
On this 10th day of March
in the year of 1989 , before me, a Notary
Public, personally appeared Terry
Weatherston, known or identified to me to
be the person whose name subscribed to
the within instrument, and being by me
first duly sworn, declared that the
statements therein are true, and
acknowledged to me that he executed the
same.

Stephen M. Janda
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: June 8, 1993

RECEIVED

MAR 29 1989

Department of Water Resources
Eastern District Office



RECEIVED

AUG 02 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

March 31, 1993

RAY SCROGGINS
DONNA SCROGGINS
HC 66 BOX 269
ISLAND PARK ID 83429

RE: WATER RIGHT NO. 21-07403

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
APR 05 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

February 22, 1993

RAY SCROGGINS
DONNA SCROGGINS
HC 66 BOX 269
ISLAND PARK ID 83429

RE: WATER RIGHT NO. 21-07403

Dear Water Right Holder(s):

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

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received the amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:c2

Enclosure

REPROFILMED

APR 05 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

January 21, 1993

RAY SCROGGINS
DONNA SCROGGINS
HC 66 BOX 269
ISLAND PARK ID 83429

RE: WATER RIGHT NO. 21-07403

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MICROFILMED

APR 05 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

January 8, 1993

ELIZABETH DOCKSTADER
715 SATURN #3
IDAHO FALLS ID 83402

RE: Water Right No. 21-07403

Dear Ms. Dockstader:

Thank you for returning the licensing amendment with the explanation that you had sold the property and above referenced water right to Ray & Donna Scroggins.

In Idaho, a water right permit is considered personal property. Change of ownership of the permit must be documented by an 'Assignment of Permit'. I have enclosed a partially completed assignment form and a self-addressed stamped envelope.

Please complete the assignment form and return it to us within 20 days. I will hold further processing of this water right for the 20 day period.

Once we receive the completed assignment, we can forward the required licensing amendment to the Scroggins' for their review. An amendment is required in order to further process this water right.

If you have any question, please feel free to contact me at 327-7943.

Respectfully,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure



APR 05 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

RECEIVED

JAN 7 1993

December 8, 1992

ELIZABETH DOCKSTADER
715 SATURN #3
IDAHO FALLS ID 83402

Department of Water Resources

RE: WATER RIGHT NO. 21-07403

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

Pamela Skaggs

PAMELA SKAGGS
Water Resource Agent

RECEIVED

PS:cz

APR 05 1993

Enclosure

Dear Pamela,

On September 1, 1992 I sold the property in Island Park with the well on it. Sorry to be so late informing you of this. The new owners are Ray & Donna Scaggins, N.C 66 Box 269 - Island Park, Idaho 83429. Not sure if I should sign this form anyway or not.

Elizabeth Dockstader



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

January 5, 1993

ELIZABETH DOCKSTADER
715 SATURN #3
IDAHO FALLS ID 83402

RE: WATER RIGHT NO. 21-07403

Dear Water Right Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received the amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

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

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MICROFILMED

APR 05 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

ELIZABETH DOCKSTADER
715 SATURN #3
IDAHO FALLS ID 83402

RE: WATER RIGHT NO. 21-07403

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

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

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED

DEC 15 1993

LICENSE REVIEW CHECKLIST

Permit # 21-07403

Date 11-25-92
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>.06 cfs (DOM) .14 cfs (COMM)</u>
	☐	☒	Disagree with Theoretical? _____
	☒	☐	Limited by Capacity? <u>.17</u>
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			Standard Irr. Season _____
			Season Recommended _____
	☐	☒	Disagree with Examiner's Calculations? _____
			<u>2.4 afa (DOM) 4.1 afa (COMM)</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? <u>change NENE to SENE</u>
	☐	☒	Is Overlap Analysis a Consideration? _____
P/U			Verify with Map _____
	☒	☐	Amendment Needed? <u>Add SENE</u>
	☐	☒	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>COMM/Lodge, rental cabins + B RV hookups.</u>
	☐	☒	Special Overlap Condition <u>DOM/2 Homes</u>
	☒	☐	Other <u>P/U aka Aspen Lodge</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 (Capacity) Amend P/D + P/U</u>		
	<u>HP equation info assumed / Follow examiners rec.</u>		
License	☐	☐	10-Day
	☐	☐	15-Day
	☒	☐	Special Correspondence

Stage: LICENSE

SE

ESMS : SESSE :

Lt AC Lt AC : :

.....

USE

ESSES ESSES

LE AC LE AC

• • •

WR0749NP
No. L21-07403

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

DATE: 11/25/92
PAGE: 2

=====
Dates: App. Received: 02/14/1989 Priority Date: 02/14/1989
Proof Due Date: 06/01/1990 Proof Made Date: 05/16/1990
Exam Made Date: 06/30/1992 Exam Sent to S.O.: 11/18/1992
Licensed Date:
Misc: Water District Number: Field Exam Fee: R (Received)
Audit: 11/25/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 20 1992

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 21-07403
1. Owner: ELIZABETH DOCKSTADER Phone No. 529-9837
Current Address: 715 SATURN #3, IDAHO FALLS, ID 83402
2. Accompanied by: MRS. DOCKSTADER EXAM. DATE: 6-30-92
Address: _____ Phone No. 588-7407
Relationship to Permit Holder: OWNER
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

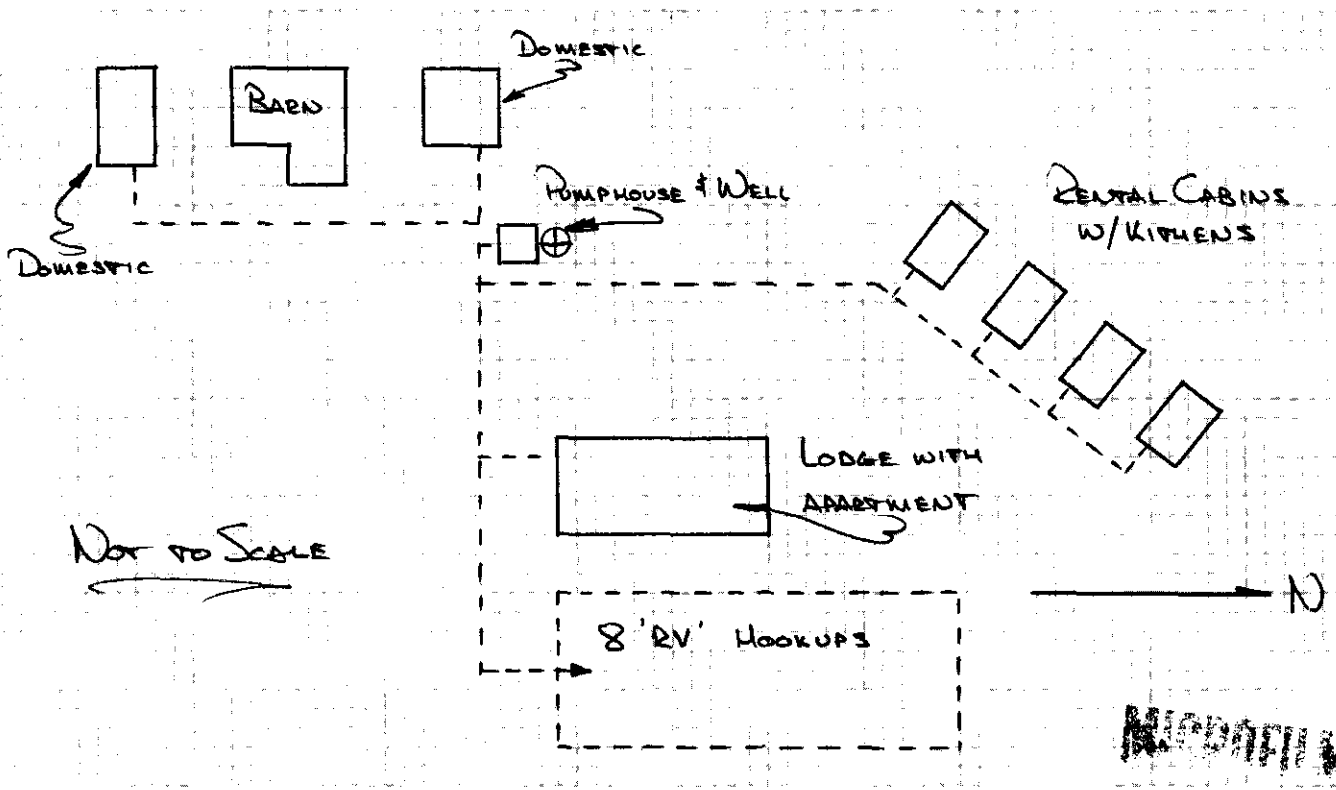
1. Other water rights with same place of use: N/A

☐ Copies Attached
2. Other water rights with same point of diversion: N/A

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

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).

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APR 05 1993

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

Well and comfortable jump to 2 domestic homes, Aspen Lodge with apartment, 8 RV hookups, and 4 rental cabins with kitchens. The 2 domestics are in use 12 mos./year. The lodge, RV hookups and rental cabins are only used 6 mos./year. Rental cabins hold 4 persons each.

☐ 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
	Unknown	3			

**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:

* ASSUME: 3HP PUMP, 40' LIFT, 30 PSI.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: $Q_{THEOR} = \frac{HP(8.814)EFF}{LIFT + (PSI \times 2.308)} = \frac{3(8.814)0.7}{40 + (30 \times 2.308)} = 0.17 cfs$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

(Domestic) 1/ allow 1.2 af for each Domestic unit (2 hours) = 2.4 af
(Commercial) 2/ allow $0.14 cfs \times 1.9835 \times 176 \text{ days} \times \frac{2 \text{ hrs}}{24 \text{ hrs}} = 4.1 af$

Amend D/D & D/V AS RECOMMENDED IN THIS REPORT.

1. Recommended Amounts

1. Recommended Amounts

Domestic

Commercial

Period of Use
To

12-21

1-1

12-31

Q (cfs)

90.0

710

V (a7a)

7.2

ハナ

☒ Change P.D. as reflected above

Field Examiner's Name

Field Examiner's Name

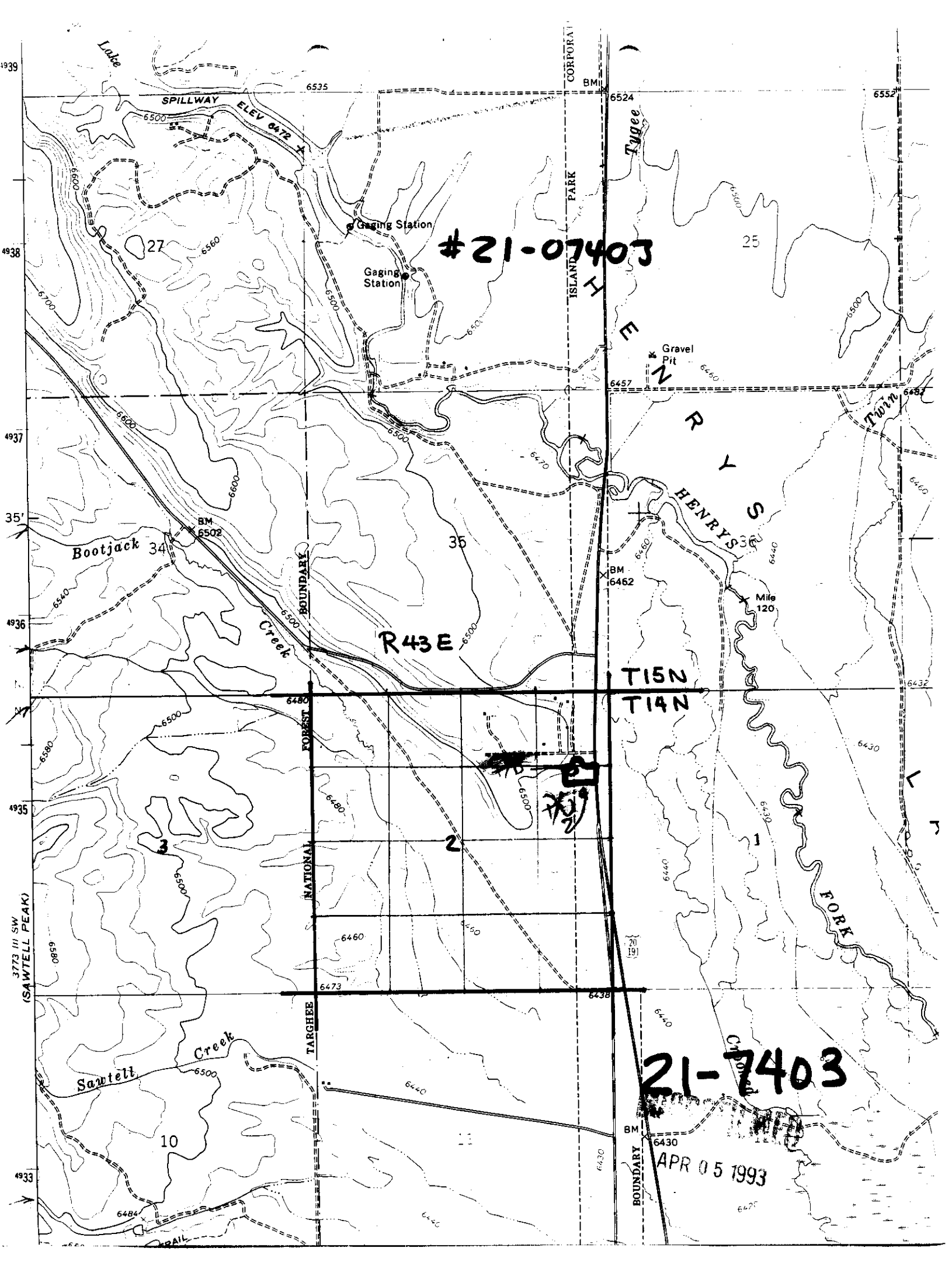
Paul E. Meyer

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

CONSULTANT SEAL

100-443617-1

APR 05 1993



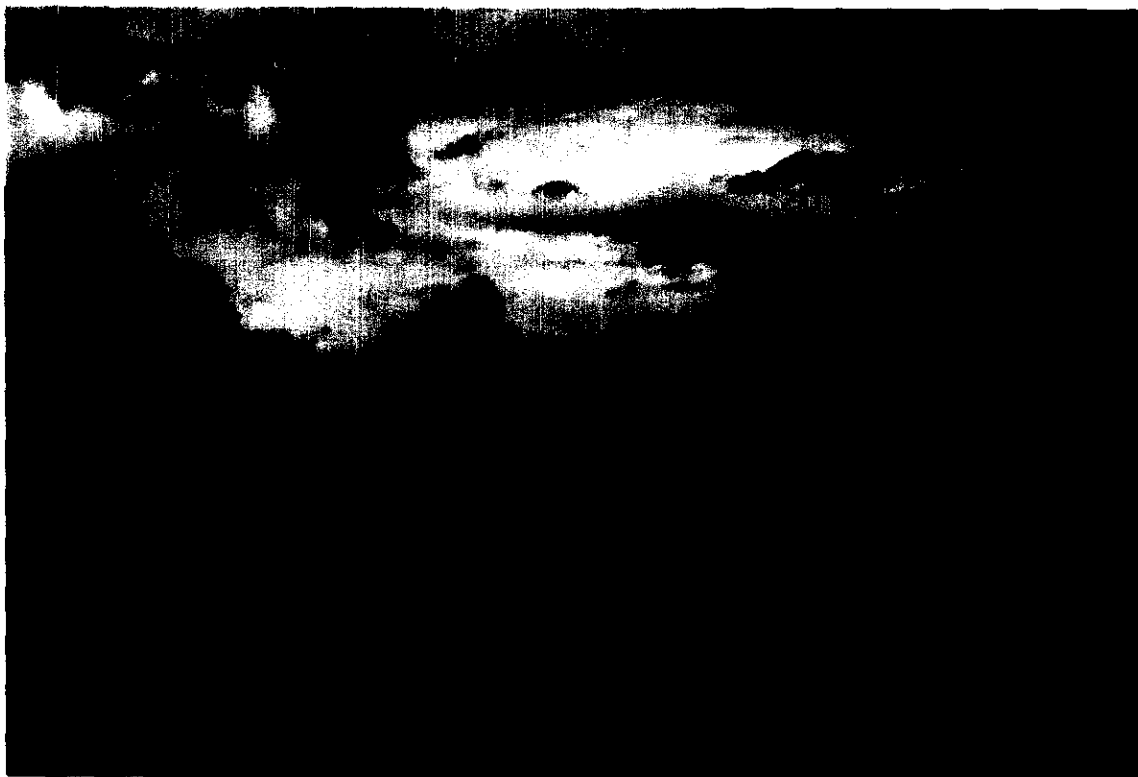
#21-07403

21-7403

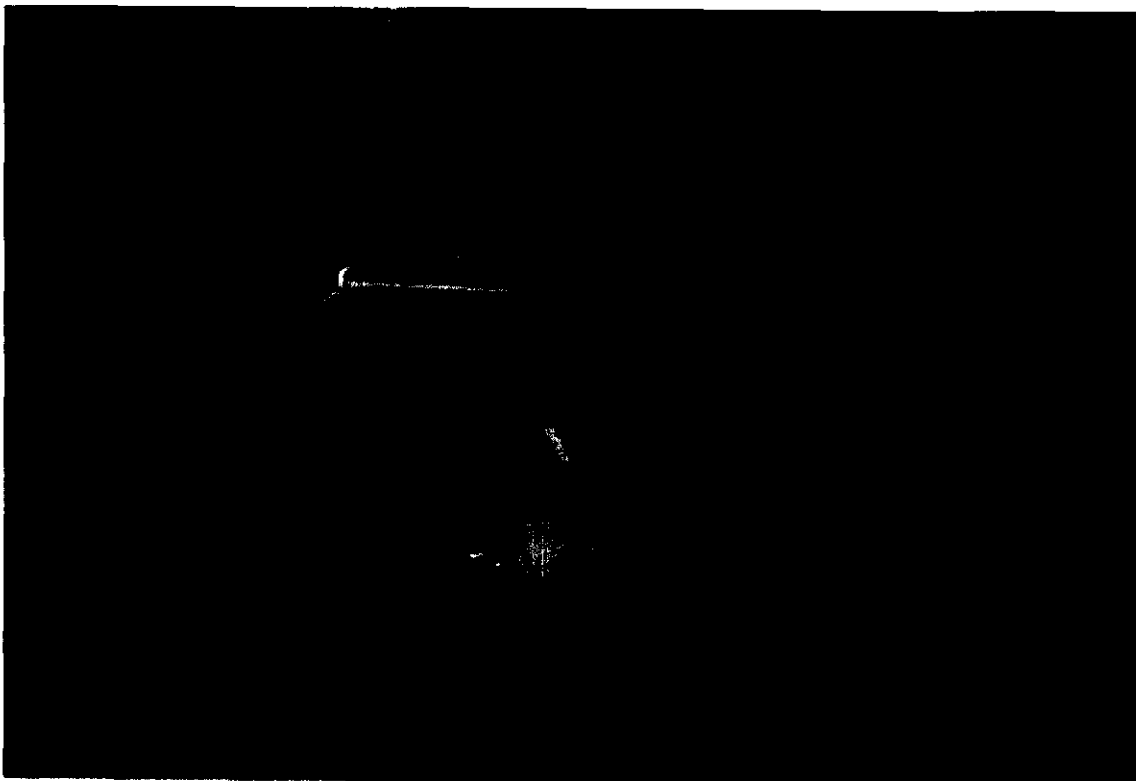
APR 05 1993



#Z1-07403



APR 05 1993



21-07403



APR 05 1993

June 19, 1990

ELIZABETH DOCKSTADER
715 SATURN #3
IDAHO FALLS, ID 83402

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 21-07403

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

JUN 27 1990

1/00

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 21-7403

Date: 6-18-90

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change NO If yes, prepare a data entry
☒ Proof received timely
☐ Reinstated

Source of Water:

- ☐ Surface water
☒ Groundwater
1. well log in file 1969
NA 2. drilling permit
NA 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:

Proof acceptable

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

<u>NA</u>	
	-
	=
	+
	=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED
APR 16 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 50
Date 4/16/90
Received by 3026
25-6-10-80
RECEIVED
MAY 16 1990

Department of Water Resources

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. 21-07403

Telephone No. 558-7407
529-9837

Name(s) of Permit Holder(s): Elizabeth Dockstader

Post Office Address: 715 Saturns #3 Idaho Falls, Idaho 83402

Source of Water: Groundwater

If ground water, well driller's name: Andrew well drilling Date drilled: 1969

Extent of Use:
Domestic 2 (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other 4 Cabins & 1 store

Total rate and/or volume for which proof is submitted .20 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 2-14-1989

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: \$ _____ (See License Examination Fee Schedule)

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

Elizabeth Dockstader Same
Name Telephone No.

Same
Address

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JUN 2 1990

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.

10 April 1990
Date

Elizabeth Dockstader, owner
Signature (and title if on behalf of a company or organization)

May 1, 1990

Elizabeth Dockstader
715 Saturn #3
Idaho Falls, ID 83402

Dear Ms. Dockstader:

Re: Permit No. 21-7403

Complete the enclosed proof of beneficial use form by signing and returning it. Note that an acceptable proof form is required by June 1, 1990.

If you have any questions concerning this matter, please feel free to contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

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JUN 27 1990

138394
March 31, 1990

ELIZABETH DOCKSTADER
715 SATURN #3
IDAHO FALLS, ID 83402

PROOF DUE NOTICE

RE: PERMIT NO. 21-07403

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 June 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

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JUN 7 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 2, 1989

ELIZABETH DOCKSTADER
715 SATURN #3
IDAHO FALLS, ID 83402

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

RE: PERMIT NO. 21-07403

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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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

MAILED
AUG 02 1989

rm No. 202a
87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

21~7403

INITIAL REVIEW BY Sennis Aunn DATE 15 Feb 89 APPLICATION NUMBER Eligabeth Lockstader

REQUIRED INFORMATION

- ☒ 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
- ☐ 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

RECEIVED

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested APR 11 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

ND 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 _____

NAL 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 3-20-87
☐ 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
☐ Yes ☐ No Special conditions of approval or cover letter below.

Date of priority recommended

By

HWS☐ See below for additional information2-14-1989

Date

4-5-89

STATE OFFICE REVIEW

P05, P23P16484946

By

KW☐ See below for additional information

Date

5/23/89

DDITIONAL INFORMATION

App. in NON-TRUST area -

February 27, 1989

Elizabeth Dockstader
715 Saturn #3
Idaho Falls, ID 83402

Application for Permit No. 21-07403

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 21-07403. 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

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AUG 02 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 24, 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 MARCH 20, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

Mineral

AUG 02 1989

*Called 3-27-89
Affidavit will be
sent today*

RB

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

AUG 02 1989

21-07403

DOCKSTADER, ELIZABETH
715 SATURN #3
IDAHO FALLS, ID 83402

Source: GROUNDWATER

Diversion Pt: LOT 1 (NENE) Sec 2 T 14N R 43E

Use: COMMERCIAL	(.140 CFS)
DOMESTIC	(.060 CFS)

Date Filed: 2/14/1989

In: T14N R43E S02 Lot 1 (NENE)

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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 MARCH 20, 1989.

R. Keith Higginson, Director

Published 3/02/1989 & 3/09/1989

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AUG 02 1989
