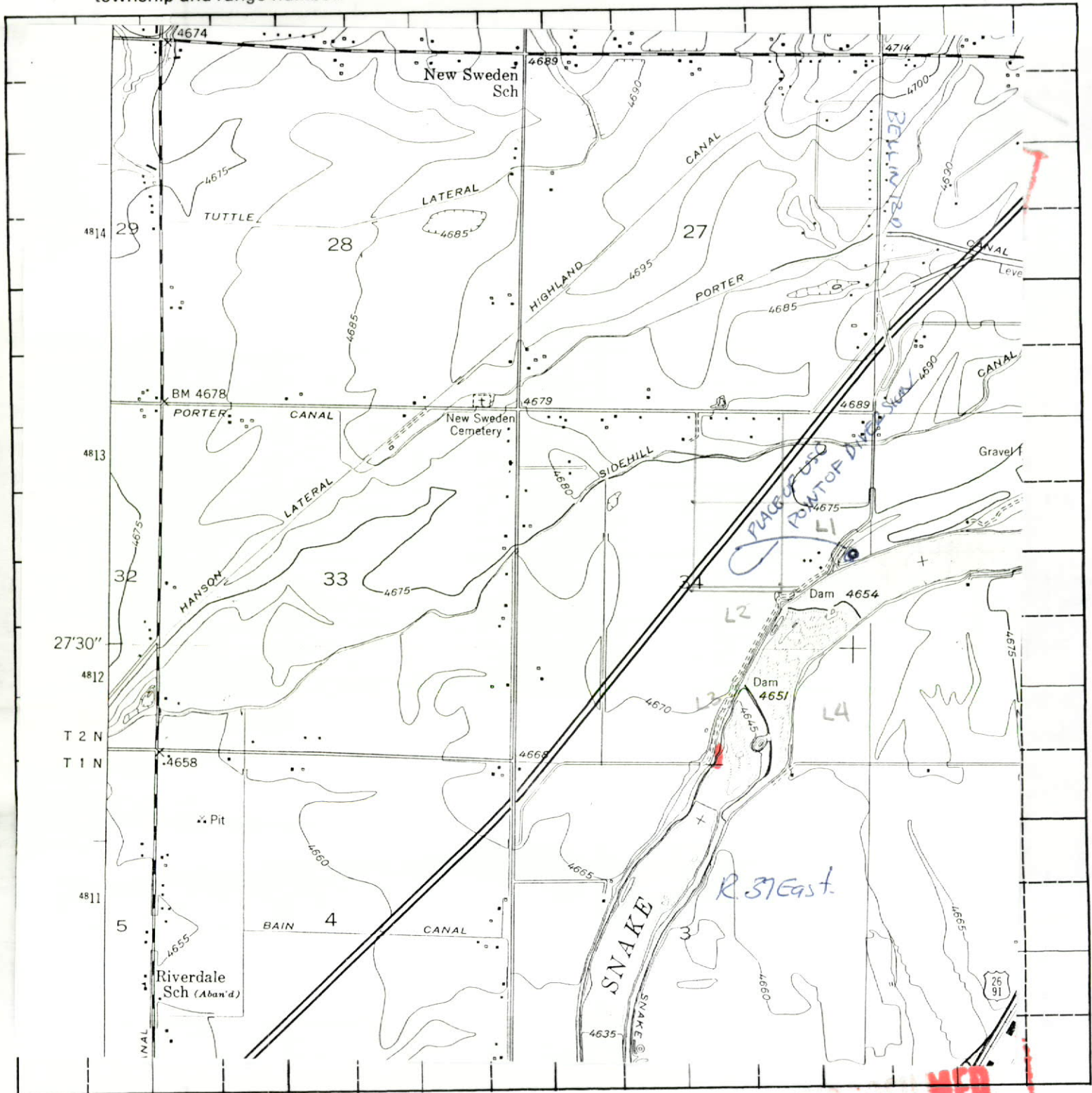


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

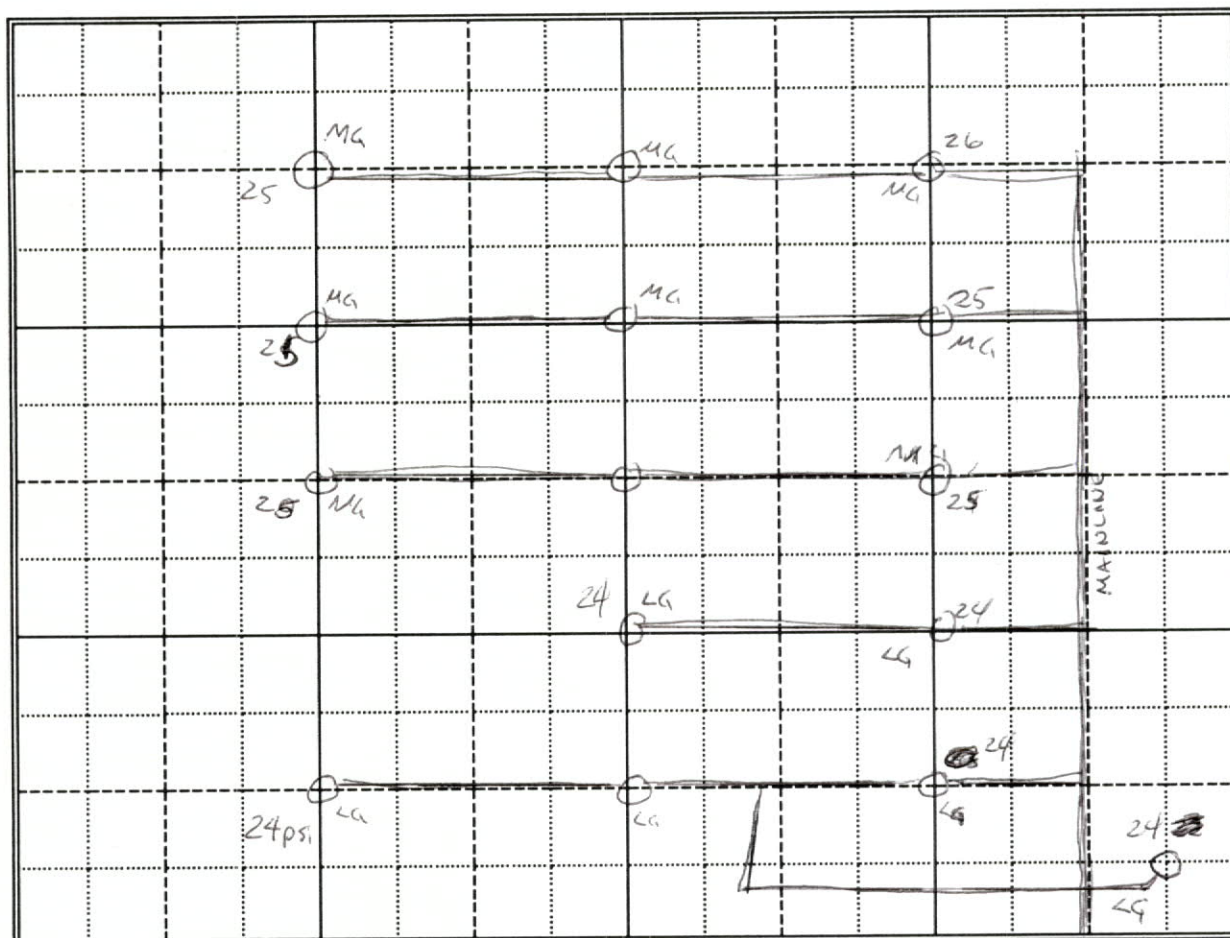


Scale: 2 inches equal 1 mile.

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.

Mark McHenry
(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" = _____

⊗ Sprinkler LG - Low Gallonage MG Medium Gallonage

____ 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
	Marathon	2hp	Wagner N/A	Wagner	2" intake & 2" discharge

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

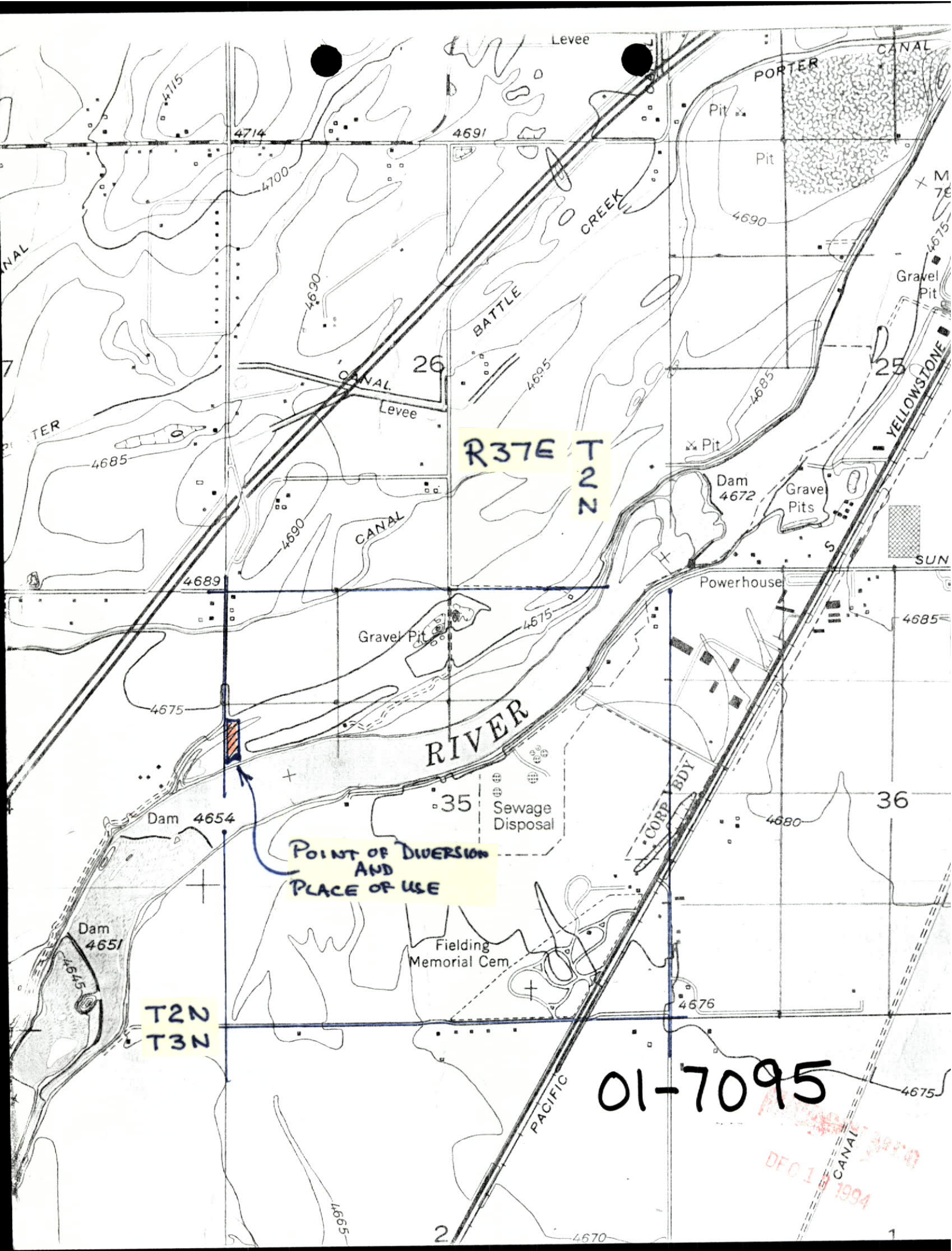
D. FLOW MEASUREMENTS

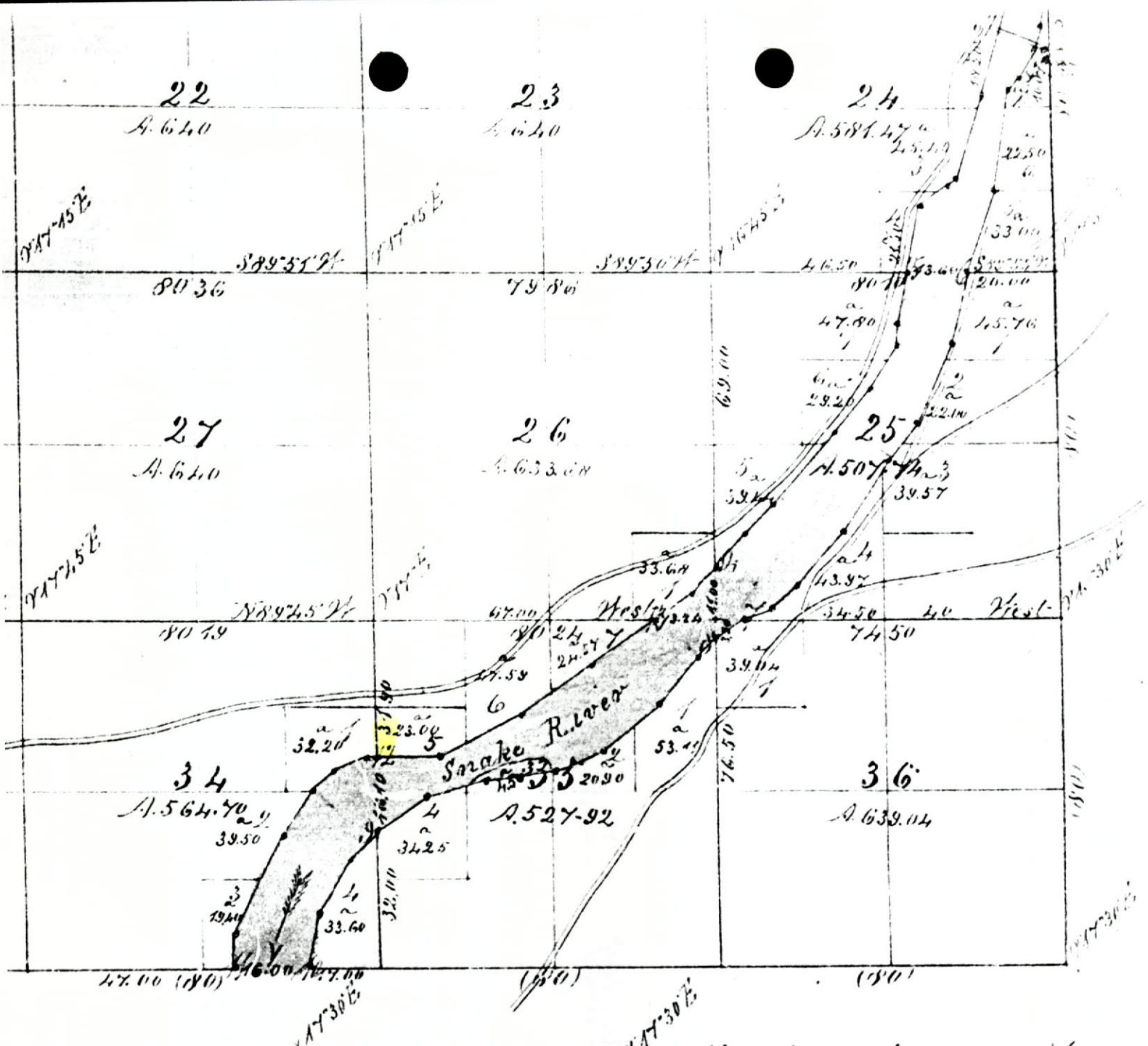
1.

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

2. Measurements: _____

DEC 13 1994





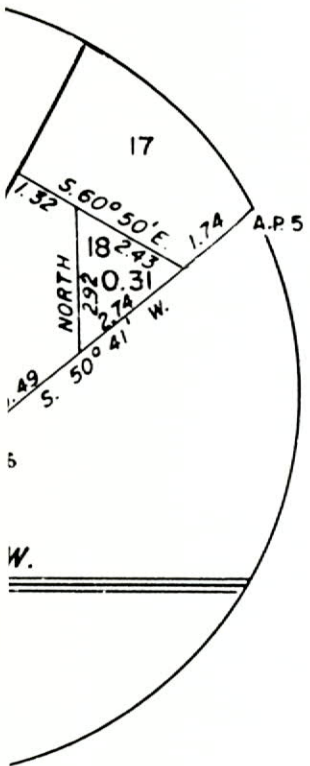
When completed	When charged in the Sur Genl's Account's
September 12th 1877	February 5th 1878
18th "	" " "
24th "	" " "

The above Map of Town East of the Boise Meridian conformable to the field notes this office which have a Surveyor General's Office Boise City Idaho Territo February 5th 1878

01-07095
T2N R37E

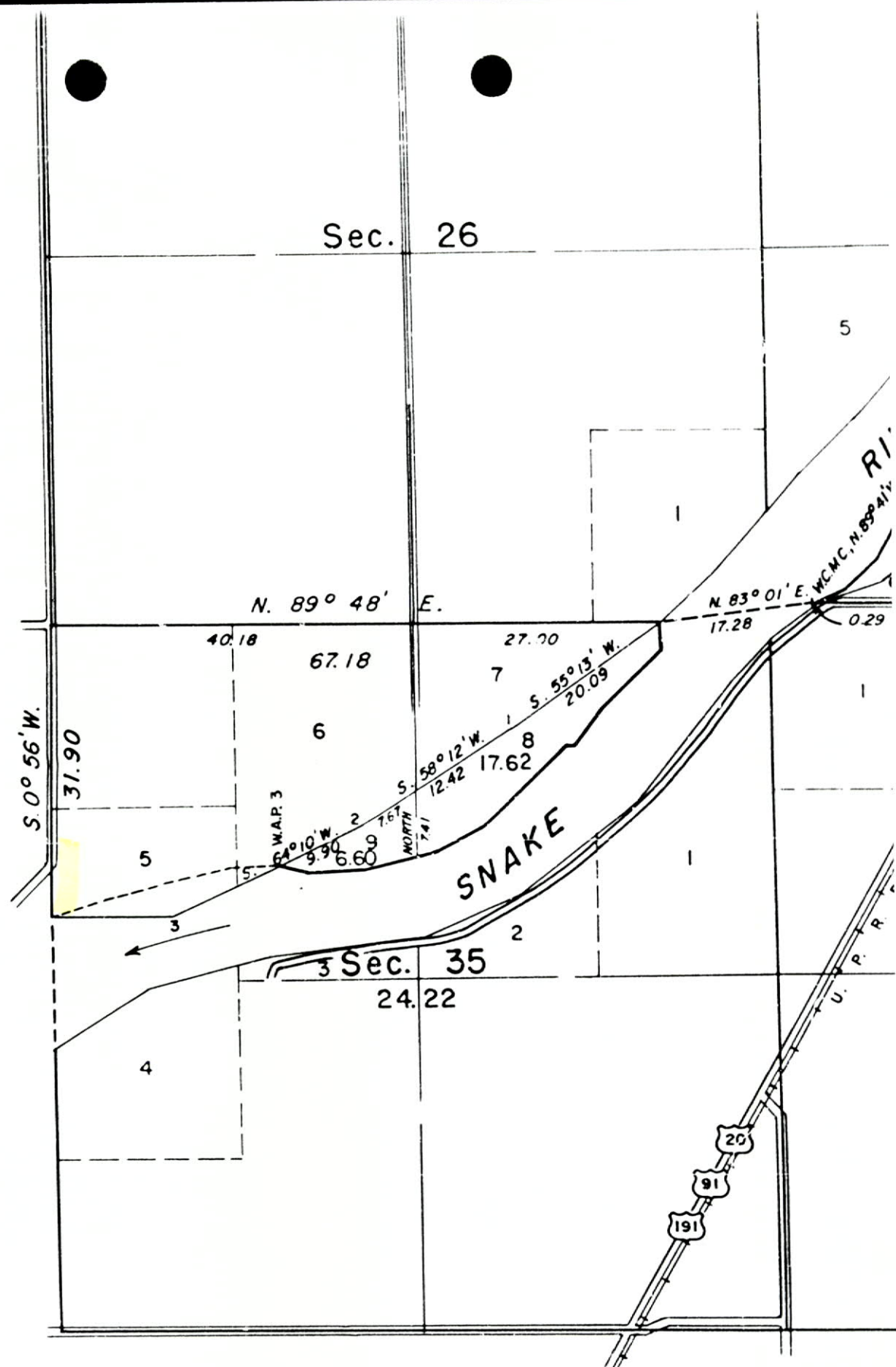
DEC 13 1994

hains



hains

T2N
R37E



01-07095

RECORDED
DEC 13 1994

meander line

present bank



01-7095

RECEIVED
DEC 19 1994

Proof of Publication
The Post-Register

RECEIVED

MAR 28 1990

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss

I, ... Ted Delezene, first being duly sworn, depose and say: That I am the Foreman of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for 2 consecutive weeks, first publication having been made on the 15th day of March , 1990, last publication having been made on the 22nd day of March , 1990, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 27th day of March, 1990
Cathy von Borstel
Notary Public

My commission expires March 5, 1996

B10

MICROFILMED

MAY 16 1990

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

01-07095

MC KENZIE, MARK
3897 S. BELLIN

IDAHO FALLS, ID 83402

Source: SNAKE RIVER; Tributary:
COLUMBIA RIVER

Diversion Pt: SESENE Sec 34 T 02N R 37E

Use: IRRIGATION (.030 CFS)

Total Diversion: (.030 CFS)

Date Filed: 6/10/1988

In: T02N R37E S34 Lot 1 (SENE)

1.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before APRIL 2, 1990.

R. KEITH HIGGINSON, Director

Published: March 15, 22, 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 01-07095

Priority: June 10, 1988

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

4.0 AF

This is to certify, that MARK MC KENZIE

3897 S BELLIN

IDAHO FALLS ID 83402

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 10, 1988; and has submitted Proof of Beneficial Use on April 28, 1992. An examination indicates that the works have a diversion capacity of .080 cfs of water from:

SNAKE RIVER

tributary to COLUMBIA RIVER

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>
IRRIGATION	04/01 to 10/31	0.03 CFS	4.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 5 (SWNW), Sec. 35, Township 02N, Range 37E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	37E	35	Lot 5 (SWNW)	1		1

Total number of acres irrigated: 1

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 to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

DEC 13 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 01-07095

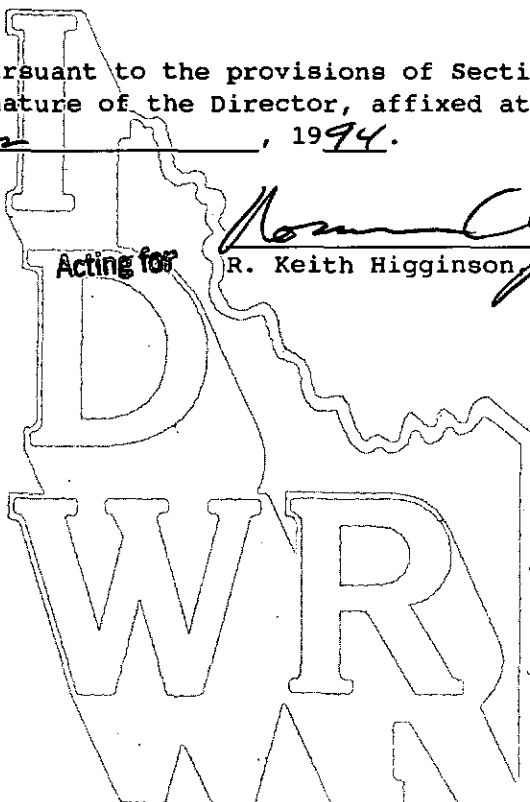
CONDITIONS/REMARKS:

7. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
8. The right holder must obtain adequate supplemental water for the irrigation season that natural flow is not available.
9. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.

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 2ND day of December, 1994.

Acting for


R. Keith Higginson, Director



DEC 13 1994

RECEIVED

NOV 22 1994

Department of Water Resources

State of Idaho
Department of Water Resources

APPROVED

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 01-07095

Date of Priority: June 10, 1988

Maximum Diversion Rate: 0.03 CFS

Maximum Diversion Volume: 4.0 AF

Comes now MARK MC KENZIE

3897 S BELLIN

IDAHO FALLS ID 83402

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. 01-07095, and requests that the permit be changed as follows:

Source: SNAKE RIVER

tributary to COLUMBIA RIVER

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

IRRIGATION

04/01 to 10/31

0.03 CFS

4.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 5(SWNW), Sec. 35, Township 02N, Range 37E
BONNEVILLE County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

02N 37E 35 Lot 5(SWNW) 1

1

Total number of acres irrigated: 1

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 21 day of November, 1994.

RECEIVED

[Signature]
(Signature)

DEC 13 1994

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 01-07095

FOR DEPARTMENT USE ONLY

Preliminary check by BC Fee = 50⁰⁰ Received by RT # C031704 Date 11-22-94 ✓

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. 01-07095 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 to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
8. The right holder must obtain adequate supplemental water for the irrigation season that natural flow is not available.
9. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.

Witness my hand this 2ND day of December, 1994.

Acting for R. Keith Higginson, Director
DEC 13 1994

RECEIVED
APR 28 1992

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 4-28-92
Receipt No. 023048
Receipt by MB

STATE OF IDAHO
Department of Water Resources DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form 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, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 01-7095 Telephone No. 524-2490
2. Name(s) of Permit Holder(s): MARK MCKENZIE
3. Mailing Address: 3897 S. Bellin Rd. Idaho Falls, ID 83402
4. Source of Water: Snake River

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

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

Irrigation 1 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.030 cfs OR 2.50 acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ____ Yes X No Installed? ____ Yes ____ No

OR
Flow Measurement Port: Required? ____ Yes X No Installed? ____ Yes ____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

MARK MCKENZIE home 524-2490 work 522-1800 Ex 310
Name Telephone No.

3897 S. Bellin Rd. IDAHO FALLS IDAHO
Address

10. 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.

4/27/92 Mark McKenzie
Date Signature (and title, if on behalf of a company or organization)

NOT FILMED
MAY 15 1992

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 01-07095

Proposed Priority: June 10, 1988 Maximum Diversion Rate: 0.03 CFS
This is to certify, that **MARK MC KENZIE**
3897 S. BELLIN
IDAHO FALLS, ID 83402
has applied for a permit to appropriate water from:

SNAKE RIVER tributary of **COLUMBIA RIVER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION: LOT 1(SESENE), Sec. 34, Township 02N, Range 37E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N 37E 34 LOT 1(SENE) 1				1

Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1992**.
2. Subject to all prior water rights.
3. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Use of water under this permit is subject to control by the watermaster of State Water District No. 01.
7. No water may be diverted under this permit until adequate supplemental water is obtained for the irrigation season when the natural flow is not available.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

MAY 16 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 01-07095

CONDITIONS/REMARKS:

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

1st day of May, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

MAY 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Mark McKenzie Phone 524-2490
Post office address 3897 South Bellin, Idaho Falls, ID 83402
2. Source of water supply Snake River which is a tributary of Columbia
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot 1
Sec. 34 Township 2N Range 37E B.M. Bonneville County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.03 for irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.03 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. pump to pipeline to sprinkler system

 - 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 _____ inches; proposed depth of well is _____ 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
2 years (minimum 1 year).

MICROFILMED

MAY 16 1990

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

- a. Hydropower; show total feet of head and proposed capacity in KW. 271 10 1230
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- 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	
2N	37E	34				1.0													1.0

Total number of acres to be irrigated 1.0

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: _____

RECEIVED

MAY 16 1990

Received by SM Date 6-10-88 Time 2:00 p.m. Preliminary check by SA
Fee \$ 30⁰⁰ Receipted by SM # E000374 Date 6-10-88
Publication prepared by RB Date 3-15-22-90 Published in Post-Register
Publication approved aw Date 4-5-90 ROD

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
MAY 16 1990



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 5, 1994

MARK MC KENZIE
3897 S BELLIN
IDAHO FALLS ID 83402

RE: WATER RIGHT NO. 01-07095

Dear Water Right Holder(s):

Enclosed 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 contact me.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

A faint, rectangular stamp with illegible text, possibly a date or administrative mark.

DEC 13 1994



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

November 17, 1994

MARK MC KENZIE
3897 S BELLIN
IDAHO FALLS ID 83402

RE: WATER RIGHT NO. 01-07095

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. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur or have any questions with this information, please contact me as soon as possible. My telephone number is (208) 327-7947.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

RECEIVED

DEC 13 1994

LICENSE REVIEW CHECKLIST



PERMIT NO. 01-07095 DATE 11-7-94

NAME Yes No ✓ Or Address Change?

PRIORITY DATE ✓ Advance? ✓ Advanced to:
 Order to reinstate needed?
 Incorrect fee for rate recommended? NO

SOURCE ✓ Changes or just clarification of originally intended source?
 Notice of Intent to Void necessary?

POINT OF DIV ✓ Amendment needed? CHANGE TO SWNW/SEC 35/LOT 5
✓ Overlaps?

PLACE OF USE ✓ Amendment needed? CHANGE TO SWNW/SEC 35/LOT 5
✓ Overlaps? (NEW SWEDEN SHARES)

DIV RATE ✓ Permit/fee limits: .03 cfs
 SPRINKLER Meas Q = .08 Theo Q = Recommend: .03
1 acre OK @ .03
 Combined rates exceed capacity

ANNUAL VOLUME ✓ Season of use: C/4 (4-1 to 10-31) (new)
✓ Calculations: 1 x 4 = 4.0
 Flow limit: cfs x x 1.9835 =
 Combined volumes exceed capacity/allowable

USES ✓ Change in Nature of Use or additional uses?
 Amendment necessary?

REMARKS ✓ Multiple p/d(s) in 1/4 1/4?
 Other

CONDITIONS ✓ Measuring/Locking Devices
R04 ✓ Watermaster control - District 01
R51 ✓ Irrigation Overlap
✓ ✓ Water Quality
 Other NON-TRUST Heat/Cool/ Fish verified
 and R18

COMMENTS:

Amend p/d and p/u

RECOMMENDED	CFS	VOL	SRBA Claim Filed	<u>NO</u>
<u>Irrigation</u>	<u>.03</u>	<u>4.0</u>	Adjustment Memo Needed	<u>NO</u>
<u> </u>	<u> </u>	<u> </u>	LICENSE	
<u> </u>	<u> </u>	<u> </u>	1ST AMENDMENT LETTER	<u>P37+P38</u>
<u> </u>	<u> </u>	<u> </u>	FINAL AMENDMENT LETTER	<u>P47</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

01-7095
Permit No.

RECEIVED

NOV 01 1994

Department of Water Resources

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

- ☐ Blank Field Report Form
- ☐ Copy of Permit
- ☐ Copies of any Amendments/Orders with conditions of approval
- ☐ Computer Data Proof Report
- ☐ Copy of U.S.G.S. Quad
- ☐ Check for Government Lots. If so, make a copy of Government Plat
- Check of P/D index Kaw 5-24-94 (Initial and data)
 - 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 Kaw 5-24-94 (Initial and data)
 - 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: New Grieden - shares

Aerial Photo

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

Scheduling Letter sent? _____ (Initial and data)

☐ 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 5-24-94 Kaw (Signature of examiner and data)
Exam Reviewed by Senior Water Resource Agent WJF 5-31-94 (Initial and data)
Exam Reviewed by Manager of Regional Office _____ (Initial and data)
Exam Data Entered in Computer _____ (Initial and data)
Exam sent to State Office _____ (Initial and data)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and data)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 01-7095

1. Owner: Mark McKenzie Phone No. 524-2490

Current Address: 3897 S Bellin Idaho Falls Id 83402

2. Accompanied by: Same EXAM DATE: 5-24-94

Address: Same Phone No. -

Relationship to Permit Holder:

3. Source: Snake River tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: New Sweden Shares

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

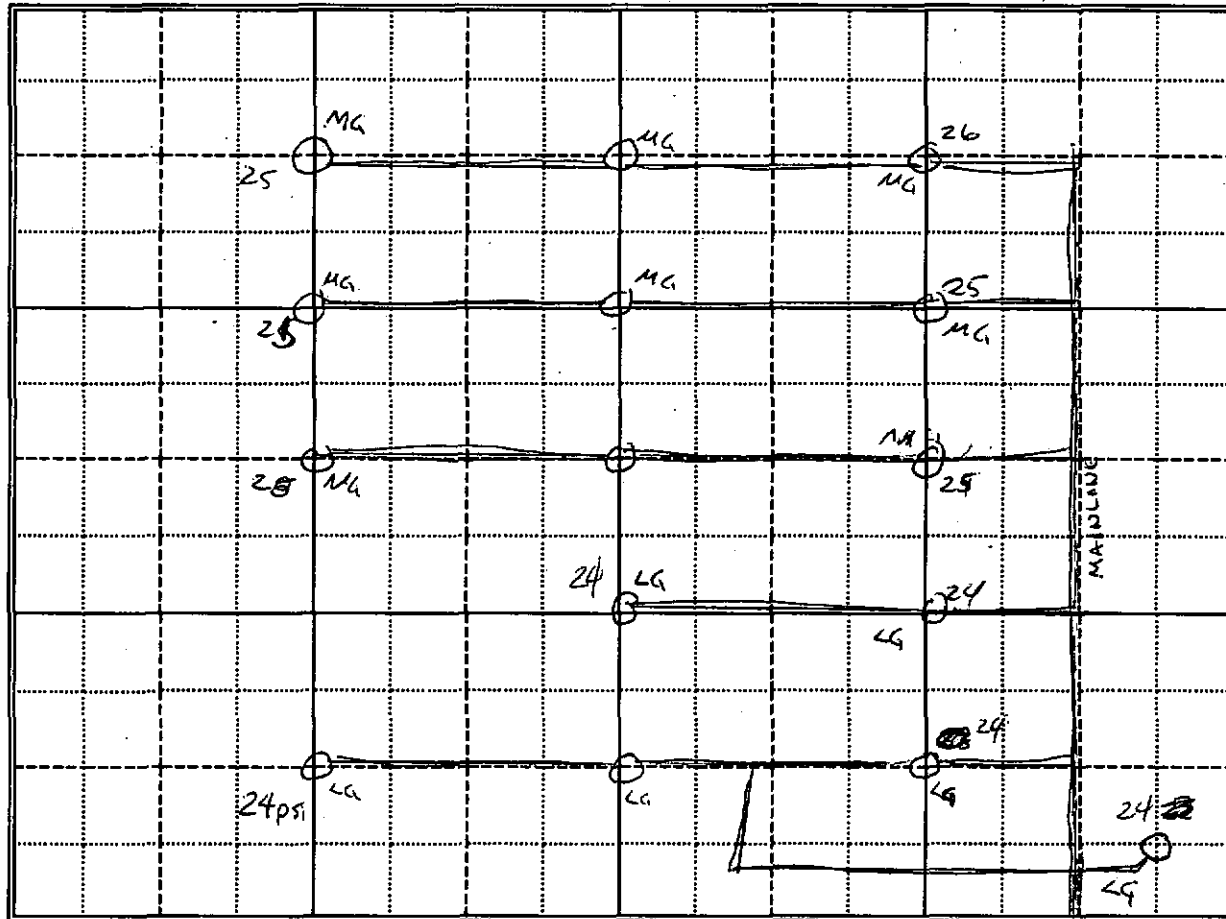
[illegible]

2. Place(s) of Use:

Indicate Method of Determination

[illegible]

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



Scale: 1" = _____

⊗ Sprinkler LG - Low Gallonage MG Medium Gallonage

____ 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
	Marathon	Zhy	Wagner N/A	Wagner	2" intake + 2" discharge

*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:

DEC 13 1994

DEC 13 1994

E. NARRATIVE/REMARKS/COMMENTS

15 sprinkler

Rainbird - Medium Gallonage

MG 4 25 psi 2.6 gpm
 30 psi 2.8 gpm
 40 psi 3.2

INFORMATION FROM SPRINKLER
Boxes from Permit holder.

Rainbird LG-3 Low Gallonage

25 psi 1.9 gpm
30 psi 2.0 gpm
40 psi 2.3 gpm

Secondary to New Sweden Water Right

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

DEC 13 1994

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: 9 Hg sprinklers @ 25psi = $9 \times 2.6 \text{ gpm} = 23.4 \text{ gpm}$ 6 Hg sprinklers @ 24psi = $6 \times 1.88 \text{ gpm} = 11.28 \text{ gpm}$

$$Q_T = 34.68 \text{ gpm} = 0.077 \text{ cfs} = 0.08 \text{ cfs}$$

Hg. sprinkler @ 25psi = 1.9 gpm @ 24psi $\approx$ 1.88 gpm**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1(4) = 4 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.03(214) 1.9835 = 12.73 \text{ afa}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{D.R.} = 4.0 \text{ afa}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	11/1	0.03 cfs	4.0 afa
Totals:			0.03 cfs	4.0 afa

2. Recommended Amendments

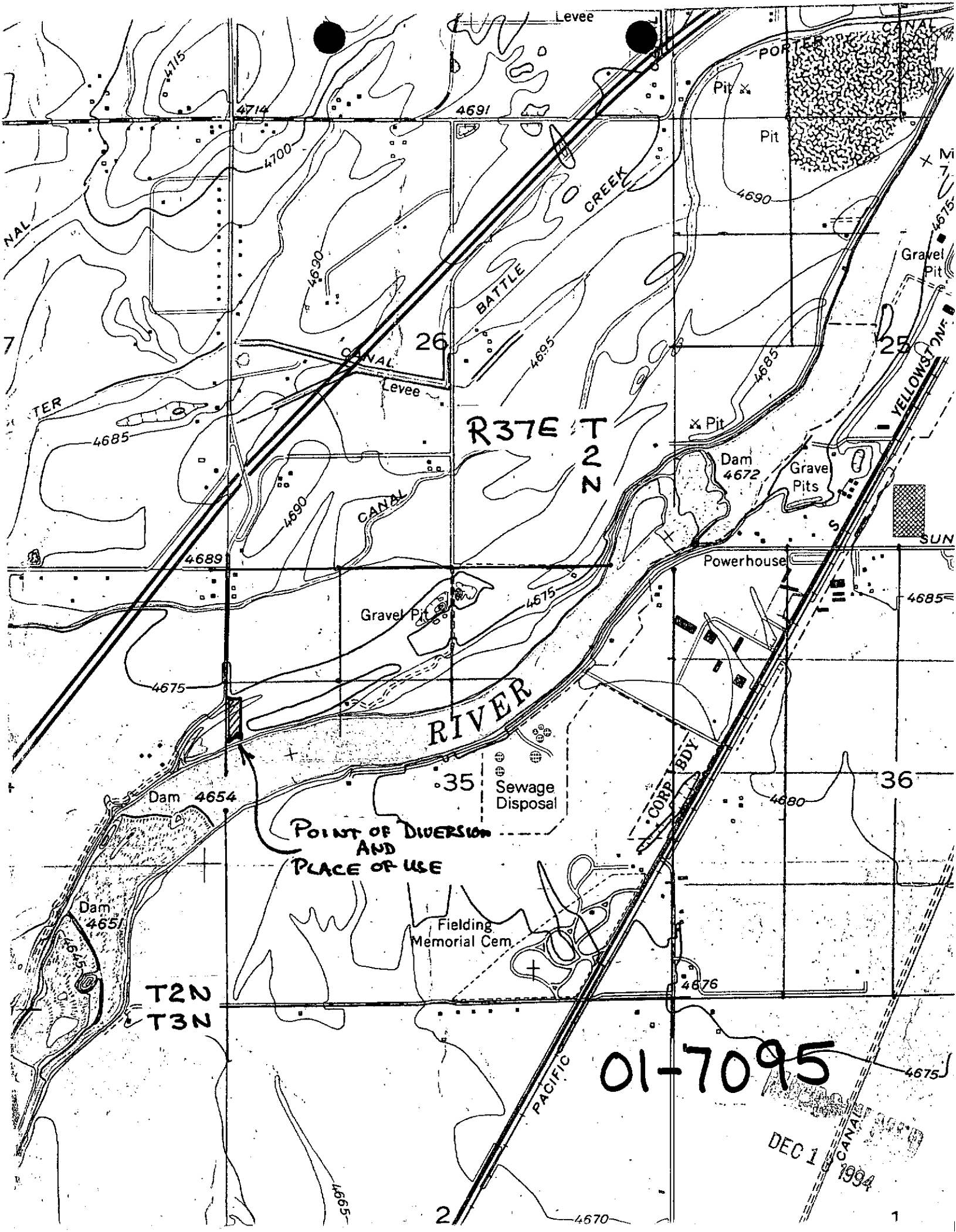
☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

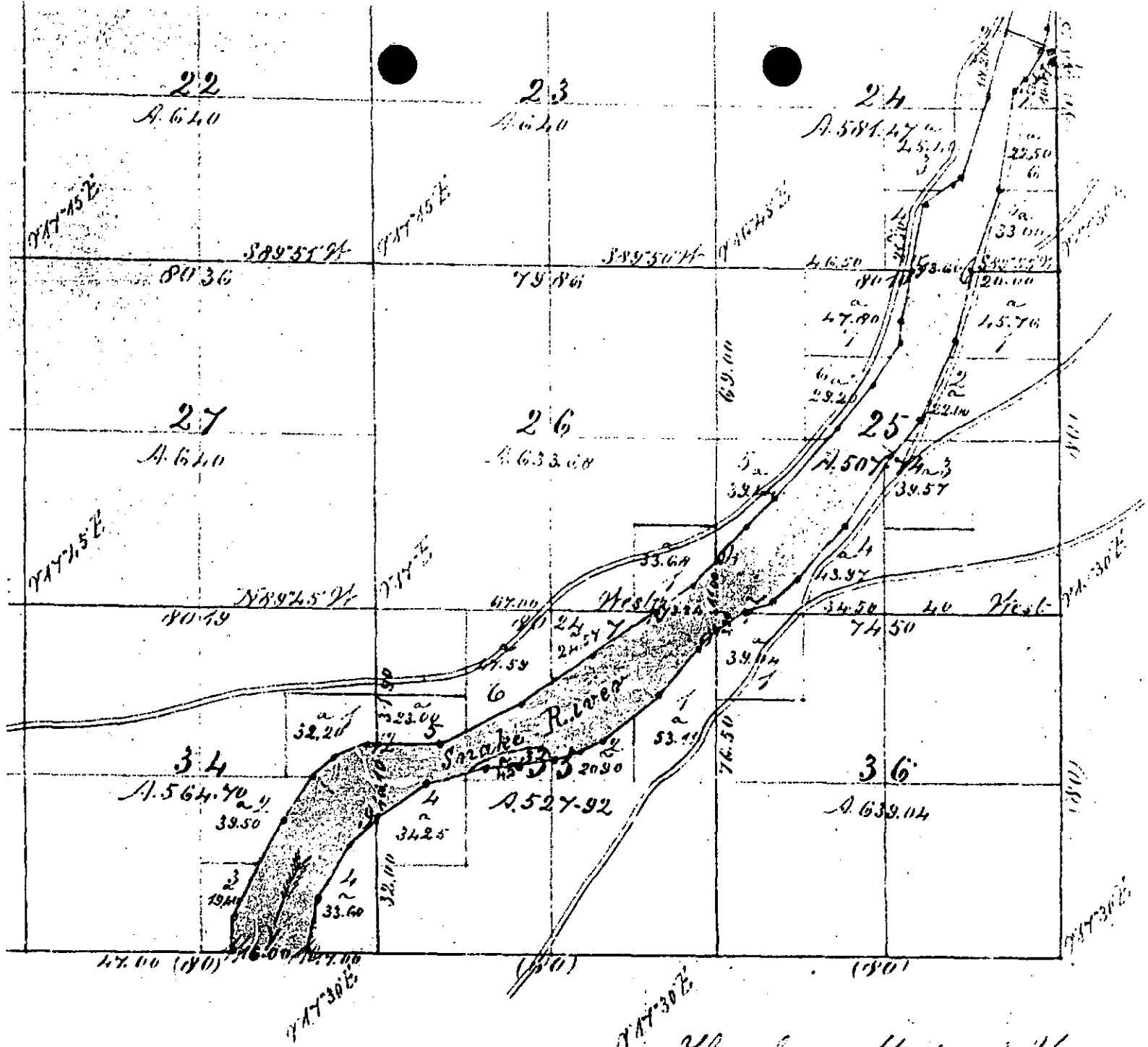
I. AUTHENTICATIONField Examiner's Name K.C. Wilson Date 5-31-94Reviewer [Signature] Date 5-31-94

SEAL

PRIOR TO 1994

DEC 13 1994





When completed	Who charged in the Sur Genl Accounts
September 12th 1877	February 5th 1878
18th "	" " "
20th "	" " "

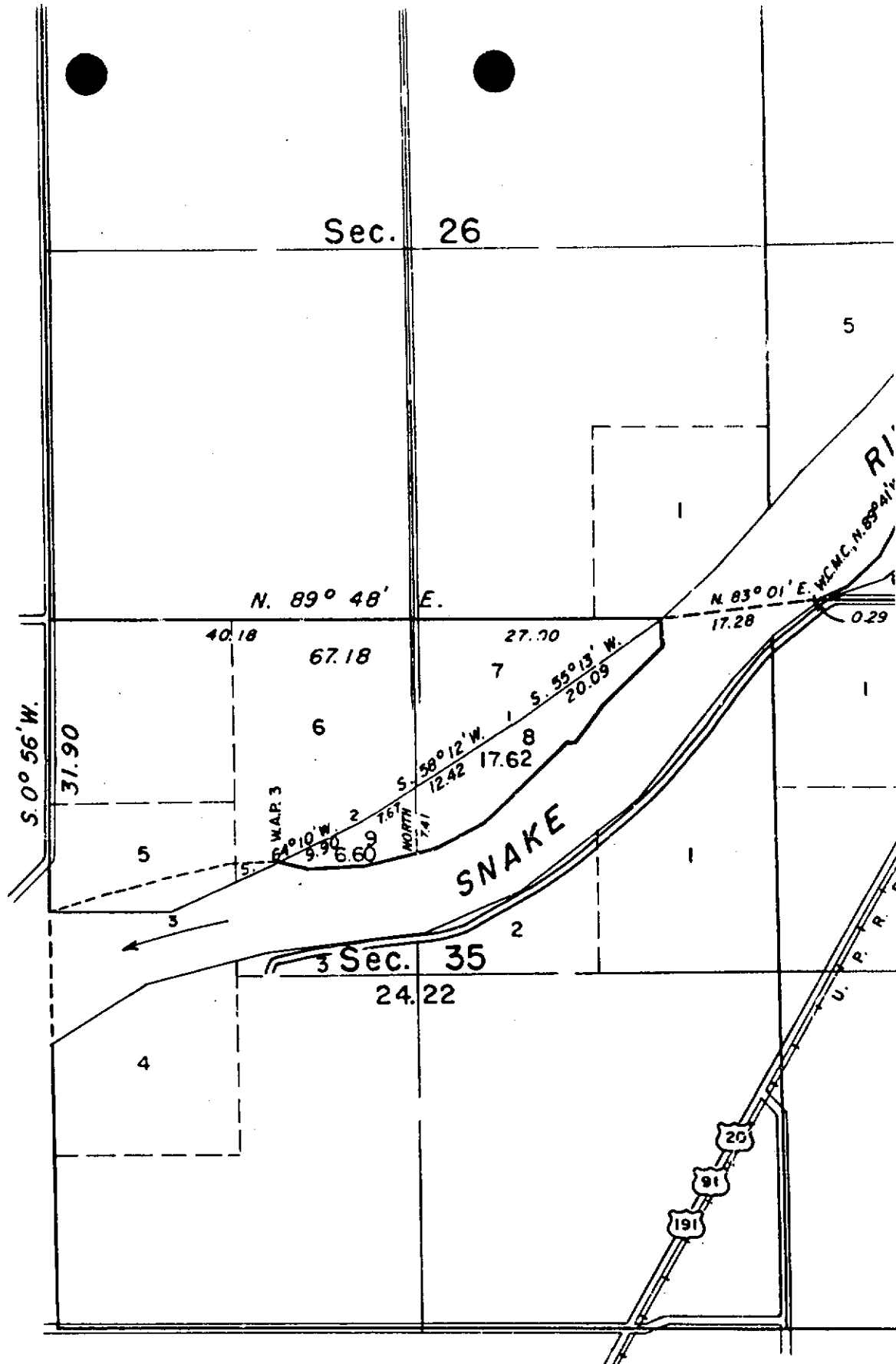
The above Map of Town
East of the Boise Meridian
conformable to the field notes
this office which have been
Surveyor General's Office
Boise City Idaho Territory
February 5th 1878

01-07095

T2N R37E

DEC 13 1994

T2N
R37E



01-07095

DEC 13 1994



01-7095

RECEIVED
DEC 19 1994

May 1, 1992

MARK MC KENZIE
3897 S. BELLIN
IDAHO FALLS ID 83402

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 01-07095

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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
MAY 15 1992

February 28, 1992

MARK MC KENZIE
3897 S. BELLIN
IDAHO FALLS ID 83402

PROOF DUE NOTICE

RE: PERMIT NO. 01-07095

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 May 1, 1992. (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.

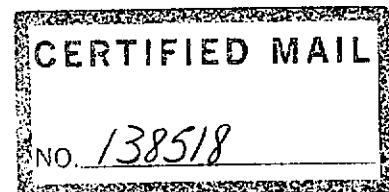
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MICROFILMED

MAY 15 1992



S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
May 1, 1990

MARK MC KENZIE
3897 S. BELLIN
IDAHO FALLS, ID 83402

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P01-07095

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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

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 into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

MAY 16 1990

WATERMASTER COMMENTS

I have reviewed Application for Permit No. 01-7095 and
have the following comments/objections to the approval of this
application for permit:

Should only be approved if
applicant has adequate
supplemental water supplies

3/20/90

Date


RONALD D. CARLSON, WATERMASTER
Water District No. 01

MICROFILMED

MAY 16 1990

Proof of Publication
The Post-Register

RECEIVED

MAR 28 1990

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss

I, Ted Delezene, first being duly sworn, depose and say: That I am the
Foreman of The Post Company, a corporation of Idaho Falls, Bonneville
County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except
Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in
the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903,
such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been
published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and
said Post-Register having been published continuously and uninterruptedly from the date of such consolidation,
up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in
said Post-Register for 2 consecutive weeks, first publication having been made
on the 15th day of March, 1990, last publication
having been made on the 22nd day of March, 1990, and that the
said notice was published in the regular and entire issue of said paper on the respective dates of publication, and
that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 27th day of March, 1990
Cathy van B. Borstel
Notary Public

My commission expires March 5, 1996

B10

MICROFILMED

MAY 16 1990

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

01-07095

MC KENZIE, MARK

3897 S. BELLIN

IDAHO FALLS, ID 83402

Source: SNAKE RIVER; Tributary:
COLUMBIA RIVER

Diversion Pt: SESENE Sec 34 T 02N R
37E

Use: IRRIGATION (.030 CFS)

Total Diversion: (.030 CFS)

Date Filed: 6/10/1988

In: T02N R37E S34 Lot 1 (SENE)

1.0 ACRES TOTAL

The permit(s) will be subject to all prior
water rights. Protests must be filed with the
Director, Dept. of Water Resources, East-
ern Region, 150 Shoup Avenue, Suite 15,
Idaho Falls, Idaho 83402 on or before
APRIL 2, 1990.

R. KEITH HIGGINSON, Director

Published: March 15, 22, 1990

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

Idaho Falls, Idaho 83402
(208) 525-7161

MARCH 7, 1990

THE POST-REGISTER
P.O. BOX 1800
IDAHO FALLS, ID 83403

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 APRIL 2, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED

MAY 16 1990

01-07095

MC KENZIE, MARK
3897 S. BELLIN
IDAHO FALLS, ID 83402

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: SESENE Sec 34 T 02N R 37E

Use: IRRIGATION (.030 CFS)

Total Diversion: (.030 CFS)

Date Filed: 6/10/1988

In: T02N R37E S34 Lot 1 (SENE)

1.0 ACRES TOTAL

RECORDED

MAY 16 1990

The permit(s) will be subject to all prior water rights. Protests must be filed with the [REDACTED] Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before APRIL 2, 1990.

R. KEITH HIGGINSON, Director

Published 3/15/1990 & 3/22/1990

MICROFILMED

MAY 16 1990

26-Feb-1990

Mark McKenzie
3897 S. Bellin
Idaho Falls, ID 83402

RE: Application for Permit No. 01-7095

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Post Register on March 15 & 22, 1990. 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

MAY 16 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 29, 1988

Mark McKenzie
3897 South Bellin
Idaho Falls, Idaho 83402

RE: Application for Permit #01-07095

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your application for water right permit. The application has been assigned identification No. 01-07095. Please refer to this number in all future correspondence.

The Department can not proceed with the processing of your application at this time. It seeks the appropriation of water within the area covered by the civil suit of Idaho Power Company vs. Idaho Department of Water Resources, et al., Ada County Civil No. 81375 (Swan Falls Suit). Until there has been a final resolution to this suit and rules and regulations promulgated for considering new appropriations, the processing of applications in this area has been suspended. During the interim, your application will be held in this office.

The staff in our office will be glad to answer any questions you have concerning the above matter.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor

RECEIVED

MAY 10 1990