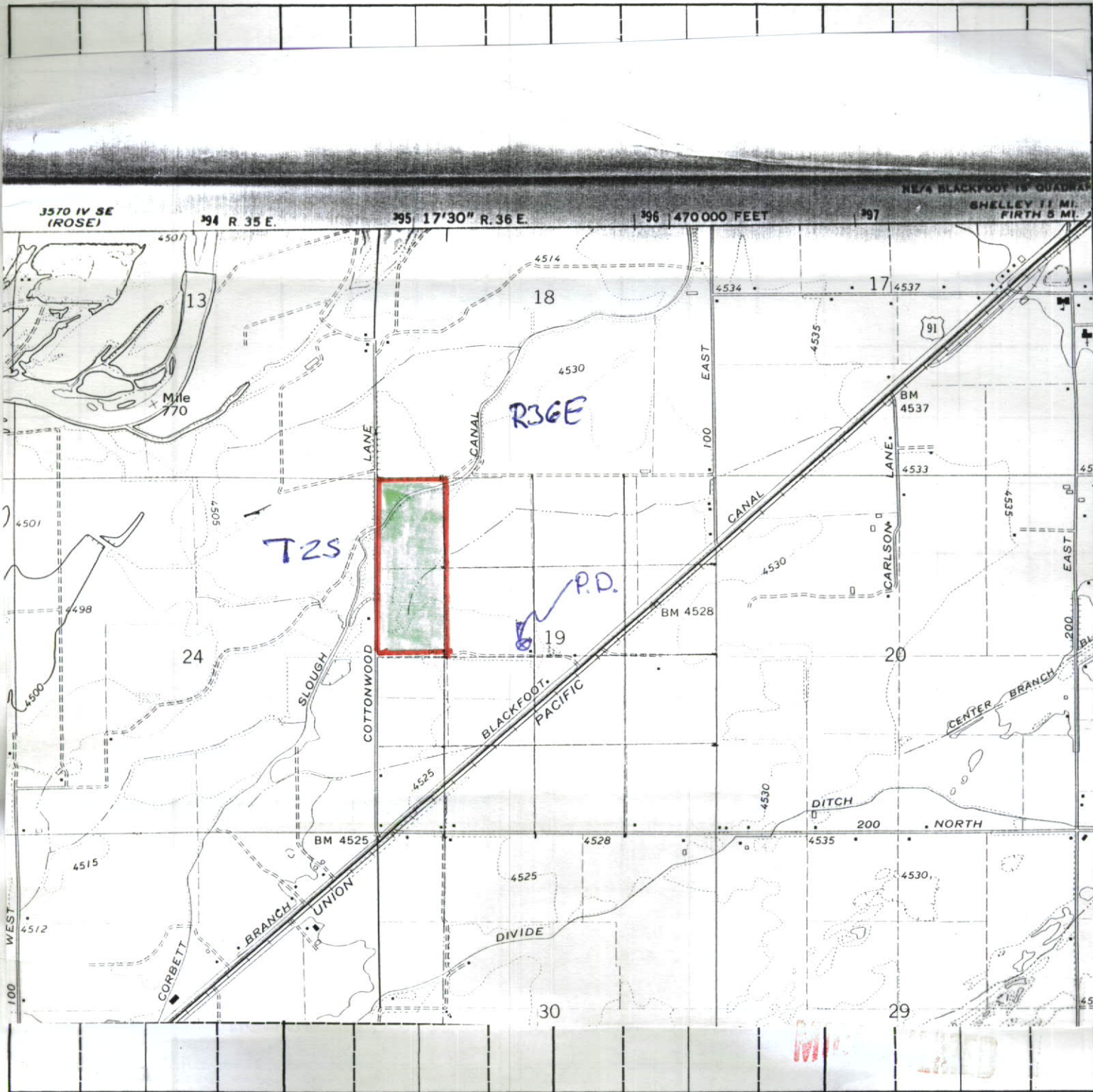


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



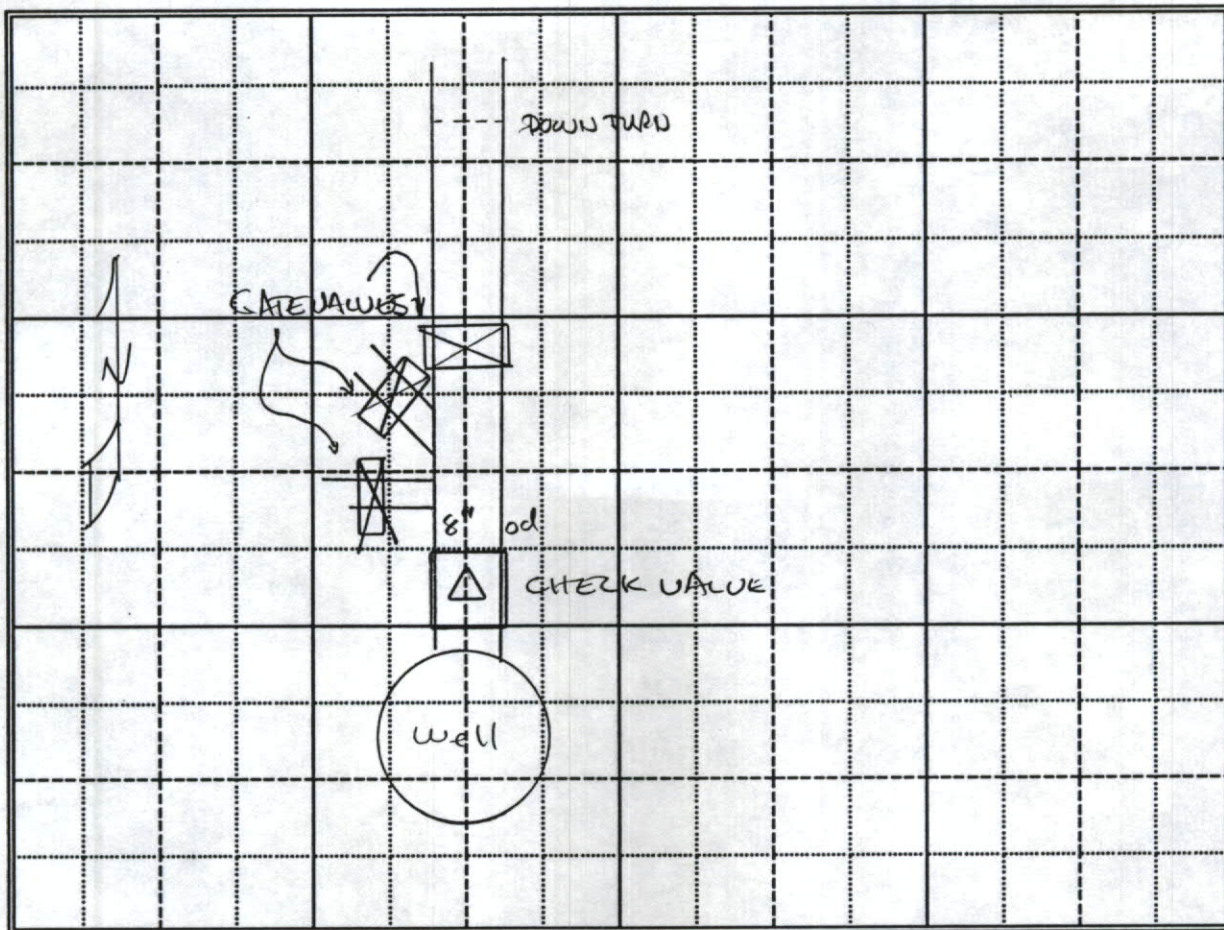
Scale: 2 inches equal 1 mile.

MAY 30 1991

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.

Tom Barth
(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
	USElectrict	100	9983 T02S270R03R-18	UUK	8"

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

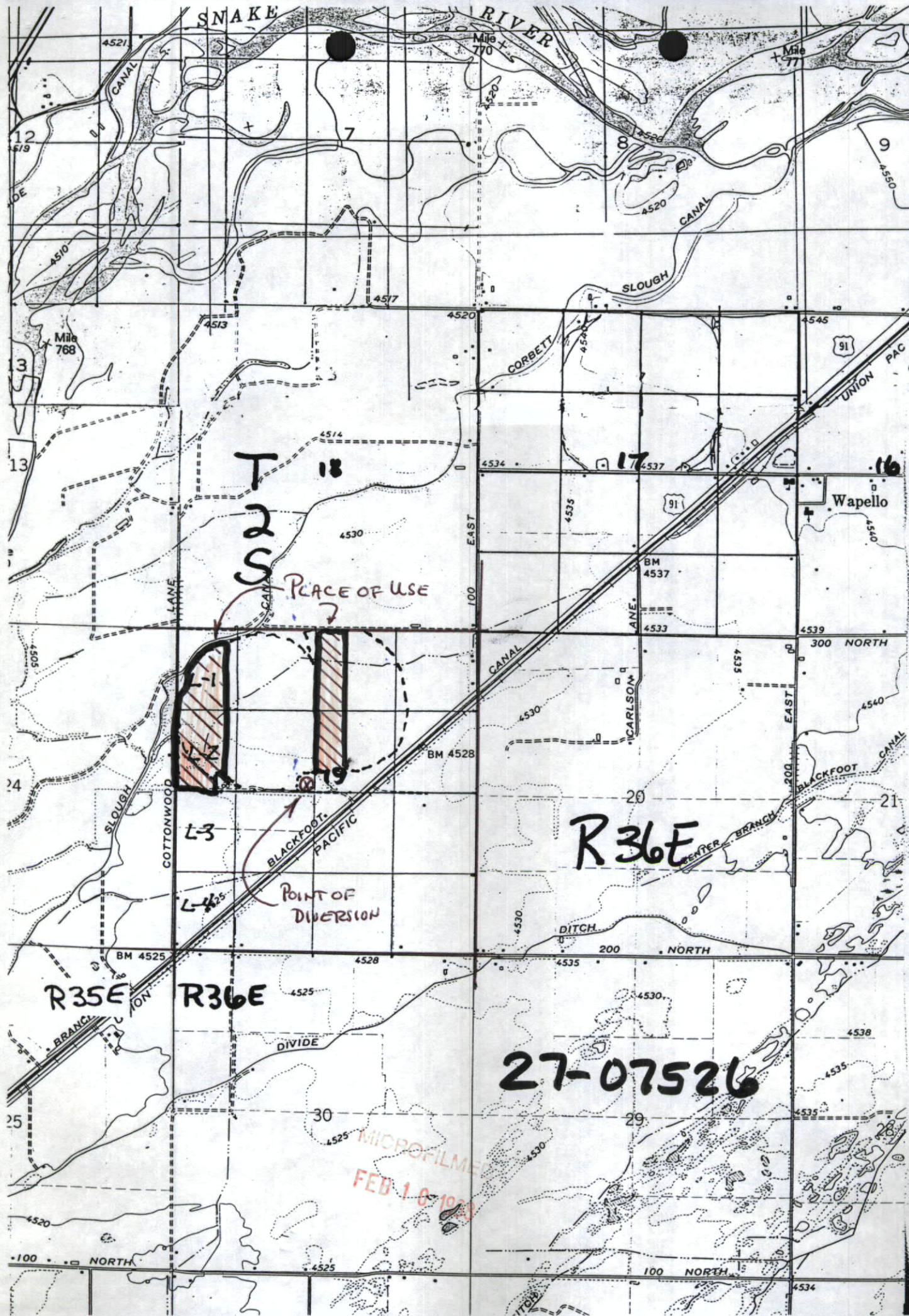
D. FLOW MEASUREMENTS

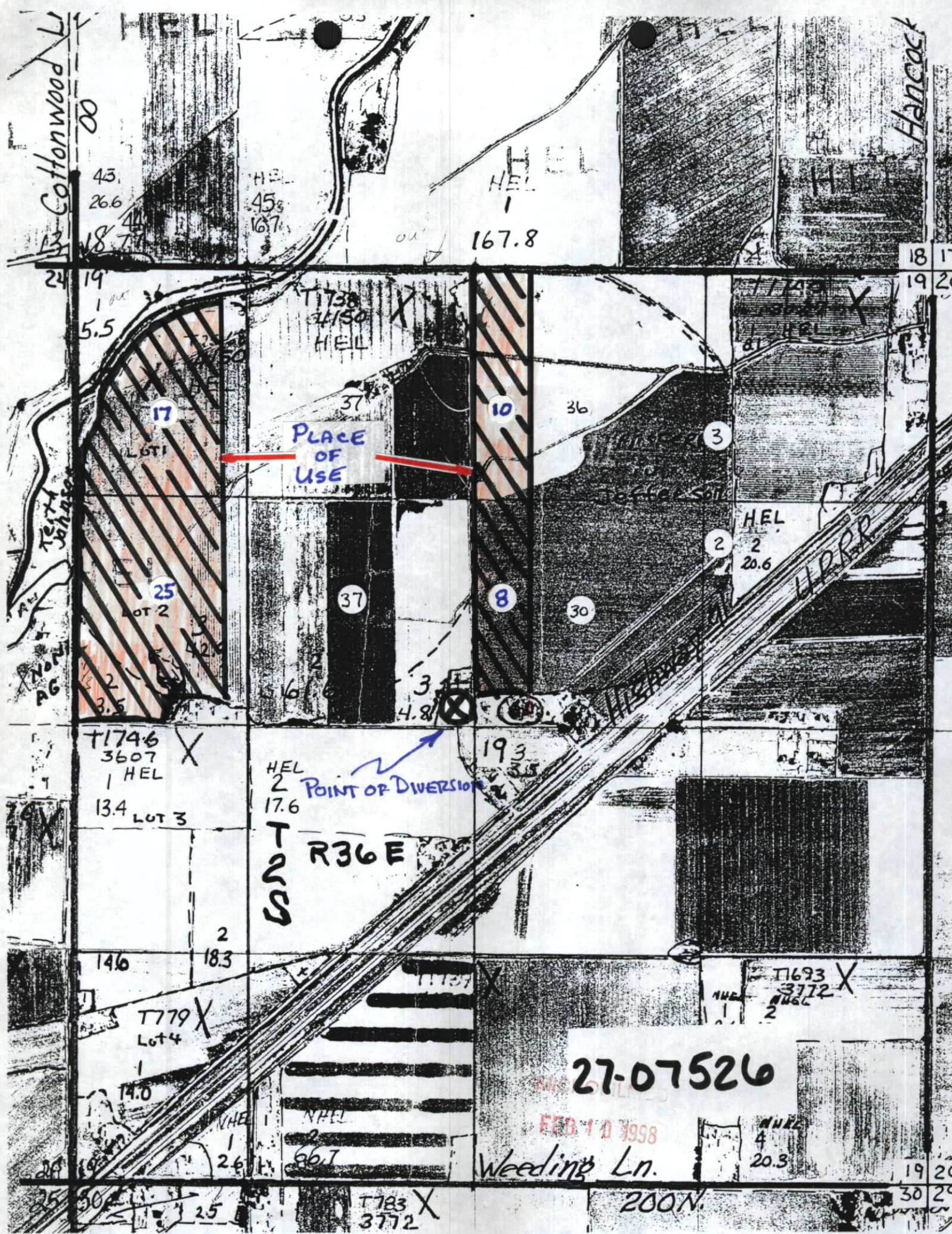
1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
ULTRASONIC FLOWMETER		PEEK	ISTT-P	196802		9/N 26863

2. Measurements: 68 PSI @ 1282.29 gpm

MICROFILMED
FEB 10 1998





Cottonwood Ln

Hancock

43.
26.6

HEL
45
167

HEL
1
167.8

HEL

18 17
19 20

5.5

T1738
34150
HEL

T1749
HEL

17

LOT 1

PLACE OF USE

10

36

3

HEL
2
20.6

25

LOT 2

37

8

30

UPRR

T1746
3607
1 HEL
13.4 LOT 3

HEL
2
17.6
POINT OF DIVERSION

T
2
S
R36E

193

146

2
183

T1779
Lot 4

14.0

HEL
1
26

HEL
2
66.7

T1693
3772
HEL
2

27-07526

FEB 10 1998

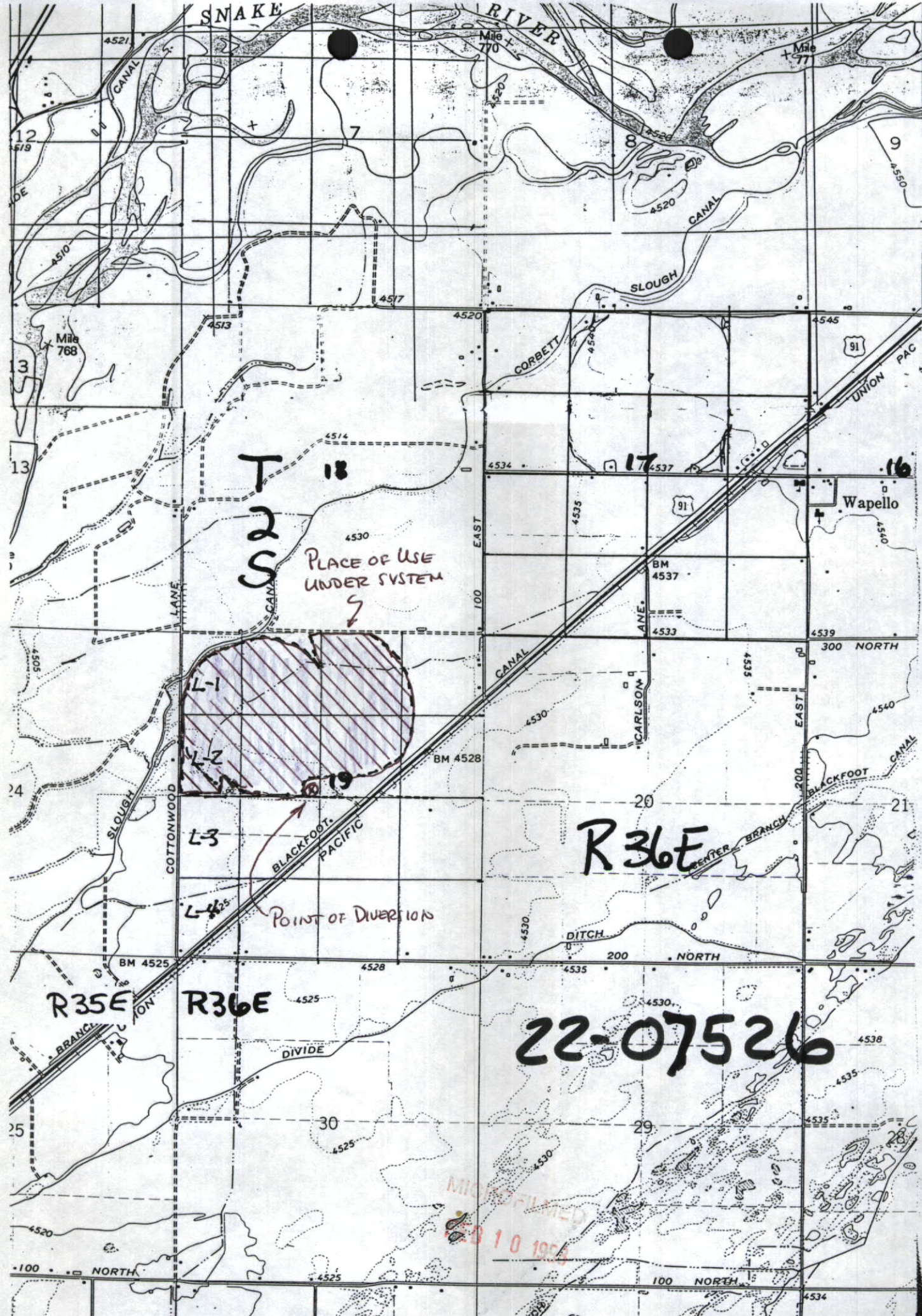
Weeding Ln.

HEL
4
20.3

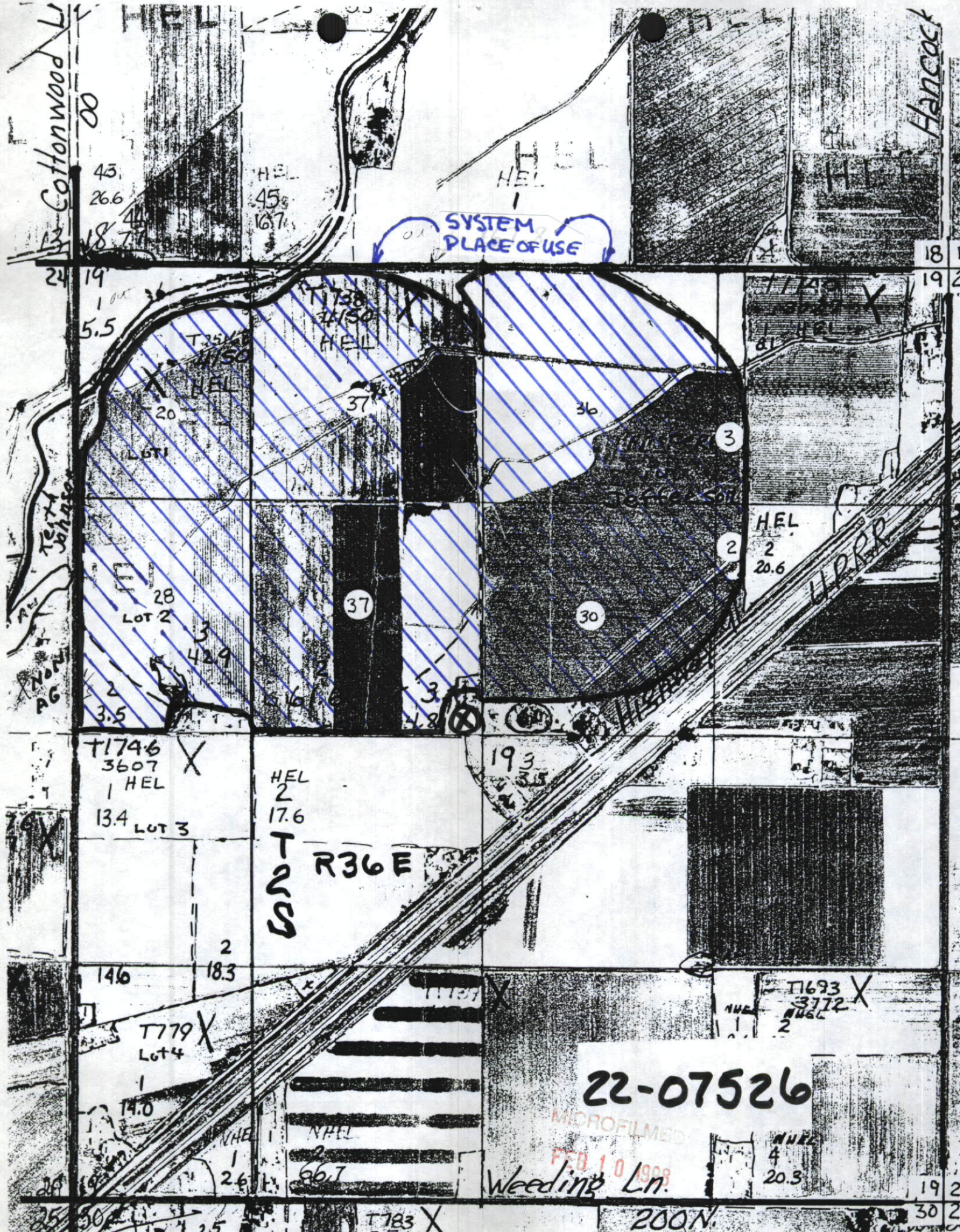
T1783
3772

200N

19 20
30 29



MICROFILMED
2010 10 1954



Cottonwood Ln

Hancock

SYSTEM PLACE OF USE

UPRR

Weeding Ln.

200N.

22-07526

MICROFILMED

FEB 10 1988

T2S R36E

T1746
3607
1 HEL
13.4 LOT 3

T1779
Lot 4

T1693
3772
NHEL
2

T1783
3772

POINT OF DIVERSION
(27-07526 ; 27-07474)



27-07526

UNRECORDED
FEB 10 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07526

Priority: February 12, 1991

Maximum Diversion Rate:

1.20 CFS

This is to certify, that TOM BARTAUSKY
281 N COTTONWOOD RD
BLACKFOOT ID 83221

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 12, 1991; and has submitted Proof of Beneficial Use on August 22, 1991. An examination indicates that the works have a diversion capacity of 3.240 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>
IRRIGATION	04/01 to 10/31	1.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 19, Township 02S, Range 36E
BINGHAM 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>
02S	36E	19	NENE 3	NWNE 36	SWNE 30	
			SENE 2	NENW 37	Lot 1(NWNW) 20	
			Lot 2(SWNW) 28	SENE 37		193

Total number of acres irrigated: 193

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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.
5. 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.
6. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

RECEIVED
FEB 10 1991

State of Idaho
Department of Water Resources

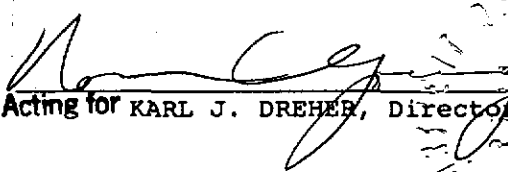
WATER RIGHT LICENSE

WATER RIGHT NO. 27-07526

CONDITIONS OF APPROVAL AND REMARKS

7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
9. This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.
10. Rights 27-07474 and 27-07526 when combined shall not exceed a total annual diversion volume of 560.0 af at the field headgate and the irrigation of 140 acres in a single irrigation season.
11. 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 that 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.
12. Right 27-07474 is also diverted through the point(s) of diversion described 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 30TH day of JANUARY, 1978.


Acting for KARL J. DREHER, Director

FEB 10 1978

RECEIVED

JAN 26 1998

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 27-07526

Date of Priority: February 12, 1991 **Maximum Diversion Rate:** 1.20 CFS
Comes now TOM BARTAUSKY
281 N COTTONWOOD RD
BLACKFOOT ID 83221 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. 27-07526, 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>
IRRIGATION	04/01 to 10/31	1.20 CFS	

LOCATION OF POINT(S) OF DIVERSION: NENW , Sec. 19, Township 02S, Range 36E
BINGHAM County

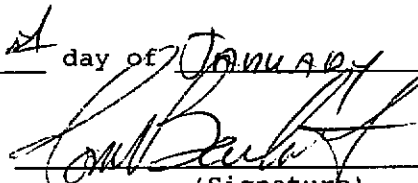
PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S 36E 19	NENE 3	NWNE 36	SWNE 30	
	SENE 2	NENW 37	Lot 1(NWNW) 20	
	Lot 2(SWNW) 28	SENEW 37		193

Total number of acres irrigated: 193

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 Blackfoot, IDAHO, this 21st day of January, 1998.


(Signature)

MICROFILMED

FEB 10 1998

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07526

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50.00 Received by LB # CN4674 Date 11/26/98

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 27-07526 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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.
5. 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.
6. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.

ENCLOSURE

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 27-07526

CONDITIONS OF APPROVAL AND REMARKS

9. This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.
10. Rights 27-07474 and 27-07526 when combined shall not exceed a total annual diversion volume of 560.0 af at the field headgate and the irrigation of 140 acres in a single irrigation season.
11. 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 that 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.
12. Right 27-07474 is also diverted through the point(s) of diversion described above.

Witness my hand this 30TH day of JANUARY, 1978.


Acting for KARL J. DREHER, Director

FEB 10 1978

RECEIVED
FEB 10 1978

RECEIVED
AUG 26 1991

For Office Use Only
Amt. of Fee \$ 125.00
Date 8-22-91
Receipt No. 1501644
Received by HWS

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. 27-07526 27-07474 Telephone No. 785-2393

Name(s) of Permit Holder(s): Tom Bartausky

Post Office Address: 86. 100 N. Blackfoot, ID 83221

Source of Water: Groundwater

If ground water, well driller's name: Haulzy Bros Date drilled: 3-1990

Extent of Use:
Domestic _____ (No. of households) Irrigation 60 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 1.20 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 4-1990

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: \$ 125 (See License Examination Fee Schedule)

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

See above
Name Telephone No.

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.

8-22-91
Date

Tom Bartausky Owner.
Signature (and title if on behalf of a company or organization)

RECEIVED
DEC 09 1991

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single ownership
domestic use or stockwater use of
less than 13,000 gallons per day.

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07526

Proposed Priority: February 12, 1991 Maximum Diversion Rate: 1.20 CFS
This is to certify, that **TOM BARTAUSKY**
8 W. 100 N.
BLACKFOOT, ID 83221

has applied for a permit to appropriate water from: **GROUNDWATER**
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	03/15 to 11/15	1.20 CFS

LOCATION OF POINT(S) OF DIVERSION: SENW Sec. 19, Township 02S, Range 36E
BINGHAM 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>
02S	36E	19	LOT 1(NWNW) 30	LOT 2(SWNW) 30		60

Total number of acres irrigated: 60

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. 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.
7. 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.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

APPROVED

MAY 30 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07526

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

23

day of

May

, 1991.

R. Keith Higginson

for
R. Keith Higginson, Director

MAILED

MAY 30 1991

\$65 Fee

27 7526

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 Tom Bartauský Phone 785-2392
Post office address 8 West 100 North, Blackfoot, ID 83221
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 19 Township 2S Range 36E B.M. Bingham County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 1.20 cfs for Irrigation purposes from 3-15 to 11-15 (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) 1.20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well & pump to sprinkler
 - 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 16 inches; proposed depth of well is 65 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
3 years (minimum 1 year).

MAY 30 1991

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. _____
- 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	
2S	36E	19						30	30										60
								L-1	L-2										

Total number of acres to be irrigated 60

10. Describe any other water rights used for the same purposes as described above. Blackfoot Irrigation Canal shares

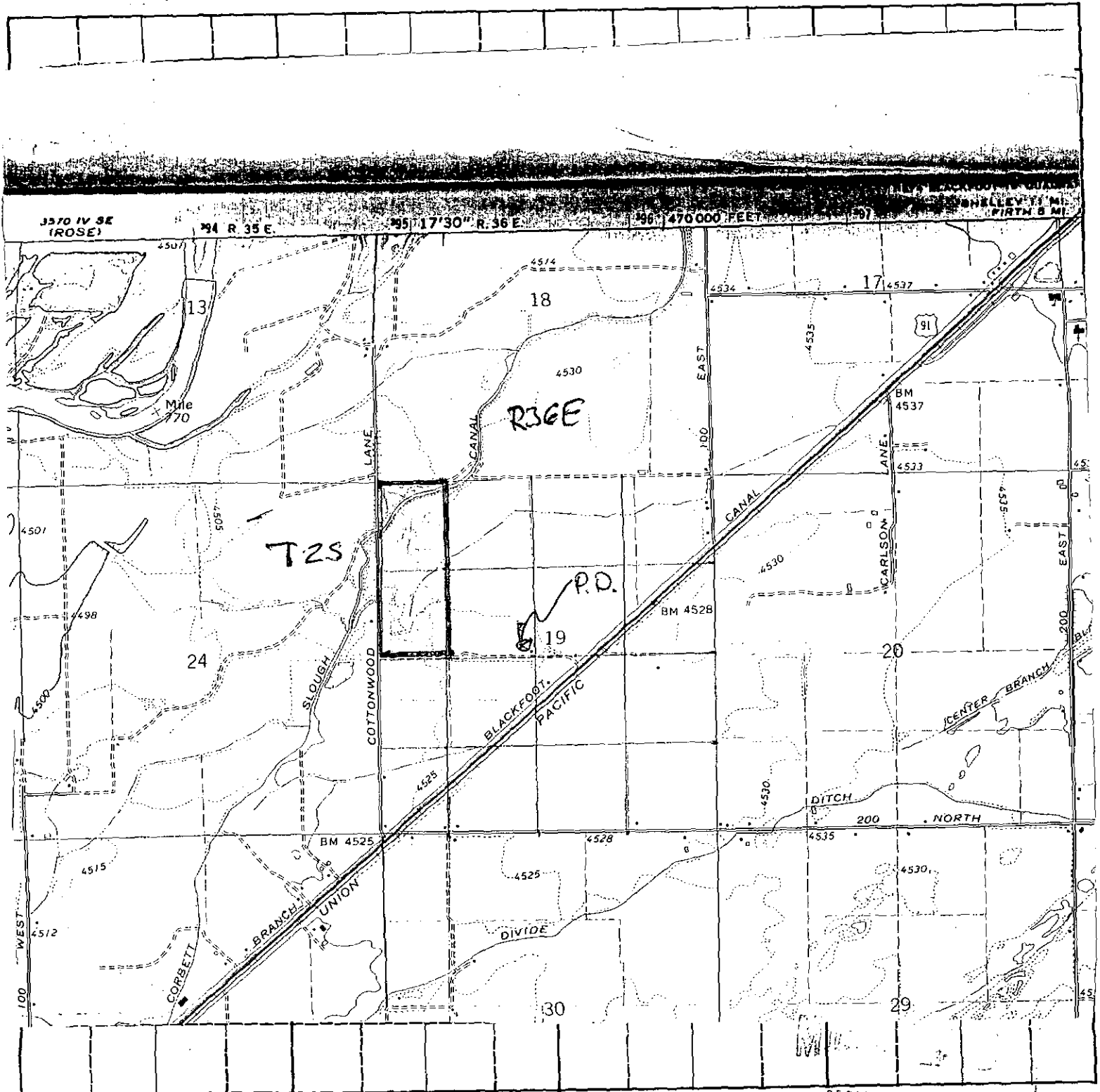
- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Same P.D. as 27-07474

CONFIRMED

MAY 30 1991

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.

MAY 30 1991

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.

Tom Bantz
(Applicant)

Received by RB Date 2-12-91 Time 3:55 Preliminary check by _____
Fee \$ 65 Receipted by RB # E015682 Date 2-12-91
Publication prepared by RB Date 4-4-91 Published in Morning News
Publication approved CW Date 4-26-91

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 30 1991

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

25-07586

HUNTER, Benjamin W.
720 Wilson Avenue
Blackfoot, Idaho 83221
Source: SPRING
Tributary: SEVENTY CREEK
Diversión Pt: NWSWSW, Sec. 32, T. 02S,
R. 40E.
Use: DOMESTIC (.040 CFS).
Total Diversion: (.040 CFS).
Date Filed: 2/26/1991.
In: T02S, R40E, S31, SESE.

27-07524

WRIGHT, Gary
673 W. 300 S.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversión Pt: NENW, Sec. 24, T. 03S, R.
34E.

27-07529

OLSEN, Robert W.
OLSEN, Lynn D.
21 E. 100 N.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversión Pt: NESW, Sec. 26, T. 02S, R.
35E.
Use: IRRIGATION (2.800 CFS).
Total Diversion: (2.800 CFS).
Date Filed: 2/25/1991.
In: T02S, R35E, S26, SWNW, SENW,
NESW, NWSW.
140.0 ACRES TOTAL.

27-07530

MERRILL BLAKE, Inc.
1149 E. 1250 N.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversión Pt: NESW, Sec. 36, T. 01N, R.
37E.
Use: IRRIGATION (.880 CFS).
Total Diversion: (.880 CFS).
Date Filed: 2/28/1991.
In: T01N, R37E, S36, NESW, SESW.
44.0 ACRES TOTAL.

27-07531

CHRISTENSEN, Renn
1026 E. 1000 N.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversión Pt: NWNW, Sec. 15, T. 01S, R.
37E.
Use: IRRIGATION (1.400 CFS).
Total Diversion: (1.400 CFS).
Date Filed: 3/6/1991.
In: T01S, R37E, S15, NWNW, SWNW.
70.0 ACRES TOTAL.

27-07532

CARLSON, Ronald D.
641 E. 800 N.
Firth, Idaho 83236
Source: GROUNDWATER
Diversión Pt: NESW, Sec. 31, T. 01S, R. 37E,
SESWSW, Sec. 31, T. 01S, R. 37E.
Use: IRRIGATION (3.000 CFS).
Total Diversion: (3.000 CFS).
Date Filed: 3/1/1991.
In: T01S, R37E, S31, SENW, NESW,
NWSW, SWSW, SESW, NWSE, SWSE.
151.0 ACRES TOTAL.

35-08936

ANDERSON, Homer
873 W. 100 N.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversión Pt: SWNW, Sec. 3, T. 03S, R.
34E.
Use: IRRIGATION (.800 CFS).
Total Diversion: (.800 CFS).
Date Filed: 2/27/1991.
In: T03S, R34E, S03, NENW, SENW.
40.0 ACRES TOTAL.

35-08937

MECHAM, Kevin A.
MECHAM, Lori S.
578 N. 400 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversión Pt: SESW, Sec. 29, T. 02S, R.
35E.
Use: IRRIGATION (3.000 CFS).
Total Diversion: (3.000 CFS).
Date Filed: 2/27/1991.
In: T02S, R35E, S29, NESW, NWSW,
SWSW, SESW.
155.0 ACRES TOTAL.

Use: IRRIGATION (3.080 CFS).
Total Diversion: (3.080 CFS).
Date Filed: 2/20/1991.
In: T03S, R34E, S24, NWNE, SWNE,
NENW, NWNW, SWNW, SENW.
154.0 ACRES TOTAL.

27-07525

ATKINS, Viola
BARTAUSKY, Tom
Camel Back Road
Mesa, Az. 85201
Source: GROUNDWATER
Diversión Pt: SWNE, Sec. -17, T. 02S, R.
36E.
Use: IRRIGATION (.800 CFS).
Total Diversion: (.800 CFS).
Date Filed: 2/28/1991.
In: T02S, R36E, S17, SWNE.
40.0 ACRES TOTAL.

27-07526

BARTAUSKY, Tom
8 W. 100 N.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversión Pt: SENW, Sec. 19, T. 02S, R.
36E.
Use: IRRIGATION (1.200 CFS).
Total Diversion: (1.200 CFS).
Date Filed: 2/12/1991.
In: T02S, R36E, S19, Lot 1 (NWNW), Lot 2
(SWNW).
60.0 ACRES TOTAL.

27-07527

DIAL, Merlin
798 E. 1400 N.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversión Pt: NWSW, Sec. 21, T. 01N, R.
37E.
Use: IRRIGATION (2.800 CFS).
Total Diversion: (2.800 CFS).
Date Filed: 2/19/1991.
In: T01N, R37E, S20, NESE, NWSE,
SWSE, SESE.
140.0 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. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before APRIL 22, 1991.

R. KEITH HIGGINSON
Director

(1116)
Pub.: 4/4, 11

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, Jacqueline Graham, do
solemnly

swear that I am the Legal Coordinator of
The Morning News which is a daily newspaper of
general circulation published each day except Sunday
at Blackfoot, Bingham County, Idaho, said newspaper
having been so published at Blackfoot, aforesaid for
more than one year past; that said newspaper
heretofore complied with all the provisions of Chapter
154 of the Sessions Laws of Idaho of 1933, approved
March 11, 1933, and duly designated, pursuant to law,
a particular day of the week as the day on which legal
notices required by law or by the order of any Court of
competent jurisdiction within the State of
Idaho shall be published to-wit: of each week; that the
notice attached hereto and which is a part of this af-
fidavit and part of the proof of publication was
published in said issue or said

newspaper two consecutive weeks
the first publication having been made on the

4th day of April, 1991;
and the last publication having been made on the
11th day of April, 1991;
that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

On this 23rd day of April, in
the year 1991 before me a Notary Public of said State,
personally appeared

Jacqueline Graham
known or identified to me to be the person whose
name is 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 ex-
ecuted the same.

Renn S. Christensen
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho Shelley, Idaho
My commission expires
November 10, 1994 4-25-97

Affidavit Processing Fee..... \$5.00

MAY 30 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

February 2, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

TOM BARTAUSKY
281 N COTTONWOOD RD
BLACKFOOT ID 83221

RE: WATER RIGHTS 27-07432/27-07474/27-07526

Dear Water Right Holders:

The Department of Water Resources (the Department) has issued the enclosed licenses confirming that water rights have been established in accordance with the permits referenced above. The licenses are Preliminary Orders issued by the Department pursuant to section 67-5243, Idaho Code. They can and will become final orders without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

UNRECORDED

FEB 10 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

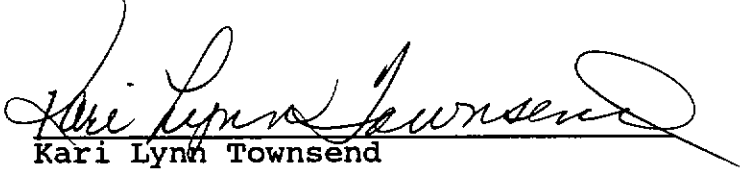
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 2nd day of February, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Amended License)** to the person(s) listed below:

Water Rights 27-07432/27-07474/27-07526

**TOM BARTAUSKY
281 N COTTONWOOD DR
BLACKFOOT ID 832219**


Kari Lynn Townsend
Secretary

RECEIVED

FEB 10 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 6, 1998

TOM BARTAUSKY
281 N COTTONWOOD RD
BLACKFOOT ID 83221

RE: WATER RIGHTS 27-07474/27-07526

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permits referenced above prior to issuing water right licenses. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the point(s) of diversion and place(s) of use developed are in locations other than what was described on your permits. Therefore, before licenses can be issued, your permits must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment forms depict the point(s) of diversion and place(s) of use and other information as they will appear on the licenses when they are issued. Please review the amendment forms carefully. If you concur with the information presented, please sign the forms and return them with the \$50.00 filing fee (each) within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

RECEIVED
FEB 10 1998

MEMORANDUM

TO: Files 27-07474 and 27-07526

FROM: Sharla

DATE: December 18, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit Nos. 27-07474 and 27-07526 are based on the following:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use:

T2S, R36E, S19 - NENE (3 acres), NWNE (36 acres),
SWNE (30 acres), SENE (2 acres),
NENW (37 acres), NWNW (20 acres),
SWNW (28 acres), SENW (37 acres)
TOTAL: 193 acres (PPU)

27-07474:

H. RECOMMENDATIONS

Irrigation	4/1 - 10/31	1.60 cfs
------------	-------------	----------

A permissible place of use is being listed, with the limitation of 80 acres irrigated/season under 27-07474 and 60 acres irrigated/season under 27-07526. Although the exam report was not completely filled out for 27-07474, there is sufficient information to issue a license.

Examiner: Keith Wilson

Exam Date: October 16, 1997

UNRECORDED

FEB 10 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 27-07526

DATE 12/16/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>✓</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>✓</u>	<u>—</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>✓</u> <u>ppu</u>	<u>—</u>	Amendment required <u>—</u>

Does map agree with written description? — yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>1.2</u> cfs
Fee limit	<u>2.0</u> cfs <u>\$125⁰⁰</u>
Measured	<u>—</u> cfs
Theoretical	<u>3.24</u> cfs

Recommended Total Div Rate 1.2 cfs

ANNUAL VOLUME/

NATURE OF USES —

<u>✓</u>	Use <u>Irr</u>	cfs <u>1.2</u>	Volume Calc
			<u>—</u> af
			<u>—</u> af
			<u>—</u> af
			<u>—</u> af
	SUBTOTAL		<u>—</u> af

Flow rate — cfs X — days X 1.98 = — af

Total volume recommended — af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W36 (07474) ✓
W35 (560.0af, 140ae.)
W27 (10)

CONDITIONS — Watermaster Control WD# —

R60 GW Measurement/Measuring Device
overlap

— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
 Adjustment Memo ppu

1st Amend Letter P37, P38
 2nd Amend Letter P47

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

NOV 14 1997

Department of Water Resources

27-07526

A. GENERAL INFORMATION

Permit No. 27-07474/07526

1. Owner: Tom Bartausky

(208)
Phone No. 785-2392

Current Address: 281 N Cottonwood Rd Blackfoot Id 83221

2. Accompanied by: Tom Bartausky

EXAM DATE: 10/16/97

Address: SAME

Phone No. SAME

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: 27-07474/27-07526

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
			NE	NW	19	2S	36E	BINGHAM	ON SITE / FSA AERIAL / USGS QUAD

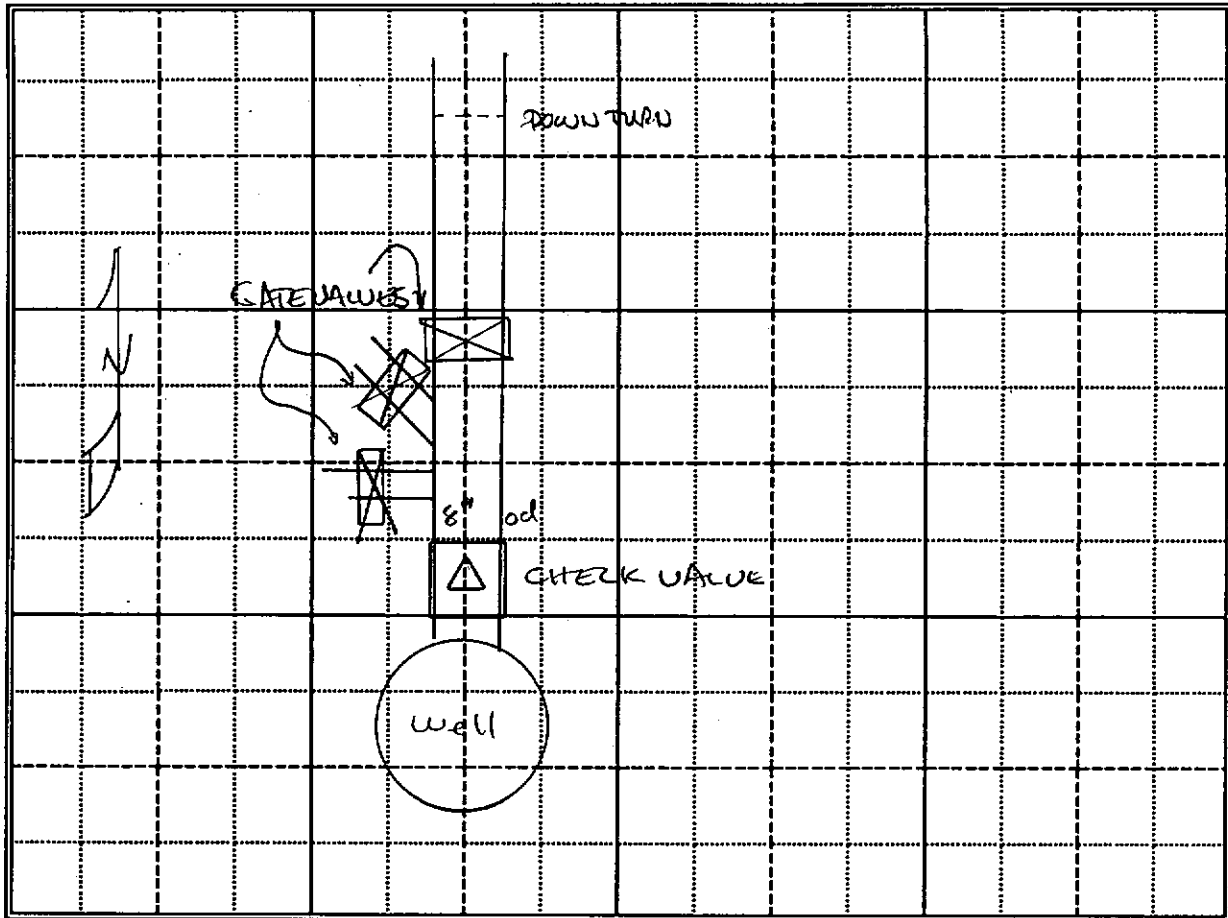
2. Place(s) of Use:

Indicate Method of Determination FSA Aerial

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2S	36E	19	3	36	30	2	37	20	28	37									193
RECOMMEND FOR LICENSING																			
2S	36E	19		10	8			L-1 17	L-2 25										60

RECORDED
FEB 10 1998

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
	USElectr.	100	9983 T02S270R03FR-B	UNK	8"

*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
ULTRASONIC FLOWMETER		PEEK	ISTT-P	196802		S/N 26863

2. Measurements: 68 PSI @ 1282.29 gpm

MONITORING
FEB 10 1998

E. NARRATIVE/REMARKS/COMMENTS

COMMON SYSTEM FOR THIS RIGHT § 27-07474
well pump mainline to center pivot, handlines, and 1/2 center pivot
(SHORT). SYSTEM IS LOW PRESSURE

NOTE:

SYSTEM TOTAL CAPACITY = 1454.32 gpm = 3.24 cfs

SYSTEM NOT NORMALLY RUN AT THIS FLOW RATE

PLANS ON TRANSFERRING 53 acres FROM 27-07404 § 27-07432
ONCE THEY ARE LICENSED

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

MICROFILMED

FEB 10 1998

F. FLOW CALCULATIONS

✓ Additional Computation Sheets Attached

Measured Method: $Q_{CAPACITY} = 3.24 \text{ cfs}$ Total Permitted acres = 140 ac (27-07474; 27-07522)

$$\text{Rate per ac} = 3.24 \text{ cfs} / 140 \text{ ac} = 0.023 \text{ cfs/ac} > 0.02 \text{ cfs/ac}$$

$$Q_{LIMITED TO 0.02 \text{ cfs/ac}} \quad Q = 60 \text{ ac} \times 0.02 \text{ cfs} = 1.20 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 60 \text{ ac} \times 4 = 240 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.2 (214 \text{ d}) 1.9835 = 509.4$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 240 \text{ AFA}$$

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	1.20	240
Totals:			1.20	240

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. AUTHENTICATION

Field Examiner's Name KEITH C WILSON Date 10/16/1997

Reviewer _____ Date _____

SEAL

MINING

FEB 10 1998

27-07474/7526

FLOW 1246.386 GPM
8.420 F/S

SETUP NO. 1

PIPE O.D 8.010 IN

PIPE WALL THICKNESS 0.117 IN

PIPE I.D 7.776 IN

PIPE MATERIAL CARBON STEEL

PIPE SOUND VELOCITY 16597.129 F/S

LINER MATERIAL NONE

LINER SOUND VELOCITY 0.000 F/S

LINER THICKNESS 0.000 IN

INSIDE ABS ROUGHNESS 0.00015000

FLUID MATERIAL WATER

FLUID SOUND VELOCITY 4863.330 F/S

FLUID VISCOSITY 1.132 Cst

TRANSDUCER TYPE STANDARD

TRANSDUCER MOUNTING U

TRANSDUCER SPACING 6.071 IN

16:05:56 10-16-97

Min. Rate 0.00 GPM
Max. Rate 1315.84 GPM
Avg. Rate 1175.46 GPM
FLOW RATE 1264.20 GPM
NET TOT(X1) 15785 GAL
POS TOT(X1) 15785 GAL
NEG TOT(X1) 0 GAL

16:06:15 10-16-97

SCALE FACTOR = 0.990
OFFSET (GPM) = 0.000
nsec OFFSET = 11.64
usec OFFSET = -0.29
XMT DET.DLY = 20.14
AERATION FAC. = 1.00
ADUCER: STANDARD/U

WIN.DLY = 296.83 UP 296.19 DOWN
SEDR = 1.25 1.35
BIAS = 1.57 1.55
RSC = 0.10 0.16
SIG.STG = 9.65 9.00
MISSED = 0 0
TIME(us) = 297.9 297.4
DEL TIME(ns) = 440.5
DIFF COUNT = 1121
PZS = 46
SPS = 35.48
AERATION = 0.000

FLUID (F/S) = 4720.87
REYNOLDS NO. = 445925
PROFILE FACTOR = 0.9448

FLOW: = 1242.459 GPM

DEL TIME(ns) = 440.5
DIFF COUNT = 1121
PZS = 46
SPS = 35.48
AERATION = 0.000

FLUID (F/S) = 4720.87
REYNOLDS NO. = 445925
PROFILE FACTOR = 0.9448

FLOW: = 1242.459 GPM
8.394 F/S

16:06:56 10-16-97

Min. Rate 1241.88 GPM
Max. Rate 1272.84 GPM
Avg. Rate 1255.52 GPM
FLOW RATE 1249.36 GPM
NET TOT(X1) 17043 GAL
POS TOT(X1) 17043 GAL
NEG TOT(X1) 0 GAL

16:07:56 10-16-97

Min. Rate 1243.91 GPM
Max. Rate 1254.85 GPM
Avg. Rate 1249.75 GPM
FLOW RATE 1252.63 GPM
NET TOT(X1) 18277 GAL
POS TOT(X1) 18277 GAL
NEG TOT(X1) 0 GAL

16:08:56 10-16-97

Min. Rate 1235.58 GPM
Max. Rate 1266.30 GPM
Avg. Rate 1252.89 GPM
FLOW RATE 1252.99 GPM
NET TOT(X1) 19530 GAL
POS TOT(X1) 19530 GAL
NEG TOT(X1) 0 GAL

16:09:56 10-16-97

Min. Rate 1240.25 GPM
Max. Rate 1264.71 GPM
Avg. Rate 1252.50 GPM
FLOW RATE 1254.97 GPM
NET TOT(X1) 20787 GAL
POS TOT(X1) 20787 GAL
NEG TOT(X1) 0 GAL

16:10:56 10-16-97

Min. Rate 1246.45 GPM
Max. Rate 1266.13 GPM
Avg. Rate 1255.56 GPM
FLOW RATE 1252.86 GPM
NET TOT(X1) 22043 GAL
POS TOT(X1) 22043 GAL
NEG TOT(X1) 0 GAL

16:11:56 10-16-97

Min. Rate 1243.41 GPM
Max. Rate 1263.34 GPM
Avg. Rate 1253.52 GPM
FLOW RATE 1254.73 GPM
NET TOT(X1) 23307 GAL
POS TOT(X1) 23307 GAL
NEG TOT(X1) 0 GAL

16:12:56 10-16-97

Min. Rate 1238.68 GPM
Max. Rate 1258.75 GPM
Avg. Rate 1248.14 GPM
FLOW RATE 1256.40 GPM
NET TOT(X1) 24542 GAL
POS TOT(X1) 24542 GAL
NEG TOT(X1) 0 GAL

16:13:56 10-16-97

Min. Rate 1256.26 GPM
Max. Rate 1275.00 GPM
Avg. Rate 1264.14 GPM
FLOW RATE 1264.31 GPM
NET TOT(X1) 25811 GAL
POS TOT(X1) 25811 GAL
NEG TOT(X1) 0 GAL

16:14:56 10-16-97

Min. Rate 1248.02 GPM
Max. Rate 1282.29 GPM
Avg. Rate 1260.45 GPM
FLOW RATE 1255.75 GPM
NET TOT(X1) 27072 GAL
POS TOT(X1) 27072 GAL
NEG TOT(X1) 0 GAL

Min. Rate 1235.58 GPM
Max. Rate 1266.30 GPM
Avg. Rate 1252.89 GPM
FLOW RATE 1252.99 GPM
NET TOT(X1) 19530 GAL
POS TOT(X1) 19530 GAL
NEG TOT(X1) 0 GAL

16:09:56 10-16-97

Min. Rate 1240.25 GPM
Max. Rate 1264.71 GPM
Avg. Rate 1252.50 GPM
FLOW RATE 1254.97 GPM
NET TOT(X1) 20787 GAL
POS TOT(X1) 20787 GAL
NEG TOT(X1) 0 GAL

16:10:56 10-16-97

Min. Rate 1246.45 GPM
Max. Rate 1266.13 GPM
Avg. Rate 1255.56 GPM
FLOW RATE 1252.86 GPM
NET TOT(X1) 22043 GAL
POS TOT(X1) 22043 GAL
NEG TOT(X1) 0 GAL

16:11:56 10-16-97

Min. Rate 1243.41 GPM
Max. Rate 1263.34 GPM
Avg. Rate 1253.52 GPM
FLOW RATE 1254.73 GPM
NET TOT(X1) 23307 GAL
POS TOT(X1) 23307 GAL
NEG TOT(X1) 0 GAL

16:12:56 10-16-97

Min. Rate 1238.68 GPM
Max. Rate 1258.75 GPM
Avg. Rate 1248.14 GPM
FLOW RATE 1256.40 GPM
NET TOT(X1) 24542 GAL
POS TOT(X1) 24542 GAL
NEG TOT(X1) 0 GAL

16:13:56 10-16-97

Min. Rate 1256.26 GPM
Max. Rate 1275.00 GPM
Avg. Rate 1264.14 GPM
FLOW RATE 1264.31 GPM
NET TOT(X1) 25811 GAL
POS TOT(X1) 25811 GAL
NEG TOT(X1) 0 GAL

16:14:56 10-16-97

Min. Rate 1248.02 GPM
Max. Rate 1282.29 GPM
Avg. Rate 1260.45 GPM
FLOW RATE 1255.75 GPM
NET TOT(X1) 27072 GAL
POS TOT(X1) 27072 GAL
NEG TOT(X1) 0 GAL

16:15:56 10-16-97

Min. Rate 1244.91 GPM
Max. Rate 1262.12 GPM
Avg. Rate 1255.94 GPM
FLOW RATE 1259.98 GPM
NET TOT(X1) 28333 GAL
POS TOT(X1) 28333 GAL
NEG TOT(X1) 0 GAL

DIF CNT= 999
DELTA T= 452.69

(MEASUREMENT TAPE IN)
27-07474

27-07526

PAGE 1 of 2

FEB 10 1998

27-7474/7526

FLOW 1527.889 GPM
10.322 F/S

FLOW 1417.879 GPM
9.579 F/S

16:20:21 10-16-97

Min. Rate 0.00 GPM
Max. Rate 1530.80 GPM
Avg. Rate 1327.28 GPM
FLOW RATE 1454.32 GPM
NET TOT(X1) 31799 GAL
POS TOT(X1) 31799 GAL
NEG TOT(X1) 0 GAL

16:21:21 10-16-97

Min. Rate 1390.39 GPM
Max. Rate 1454.32 GPM
Avg. Rate 1413.87 GPM
FLOW RATE 1414.28 GPM
NET TOT(X1) 33216 GAL
POS TOT(X1) 33216 GAL
NEG TOT(X1) 0 GAL

← Q = 3.24 cfs

16:22:21 10-16-97

Min. Rate 1414.28 GPM
Max. Rate 1438.08 GPM
Avg. Rate 1425.86 GPM
FLOW RATE 1421.19 GPM
NET TOT(X1) 34639 GAL
POS TOT(X1) 34639 GAL
NEG TOT(X1) 0 GAL

DIF CNT= 776
DELTA T= 506.71

DIF CNT= 1129
DELTA T= 513.28

FLOW 1437.143 GPM
9.709 F/S

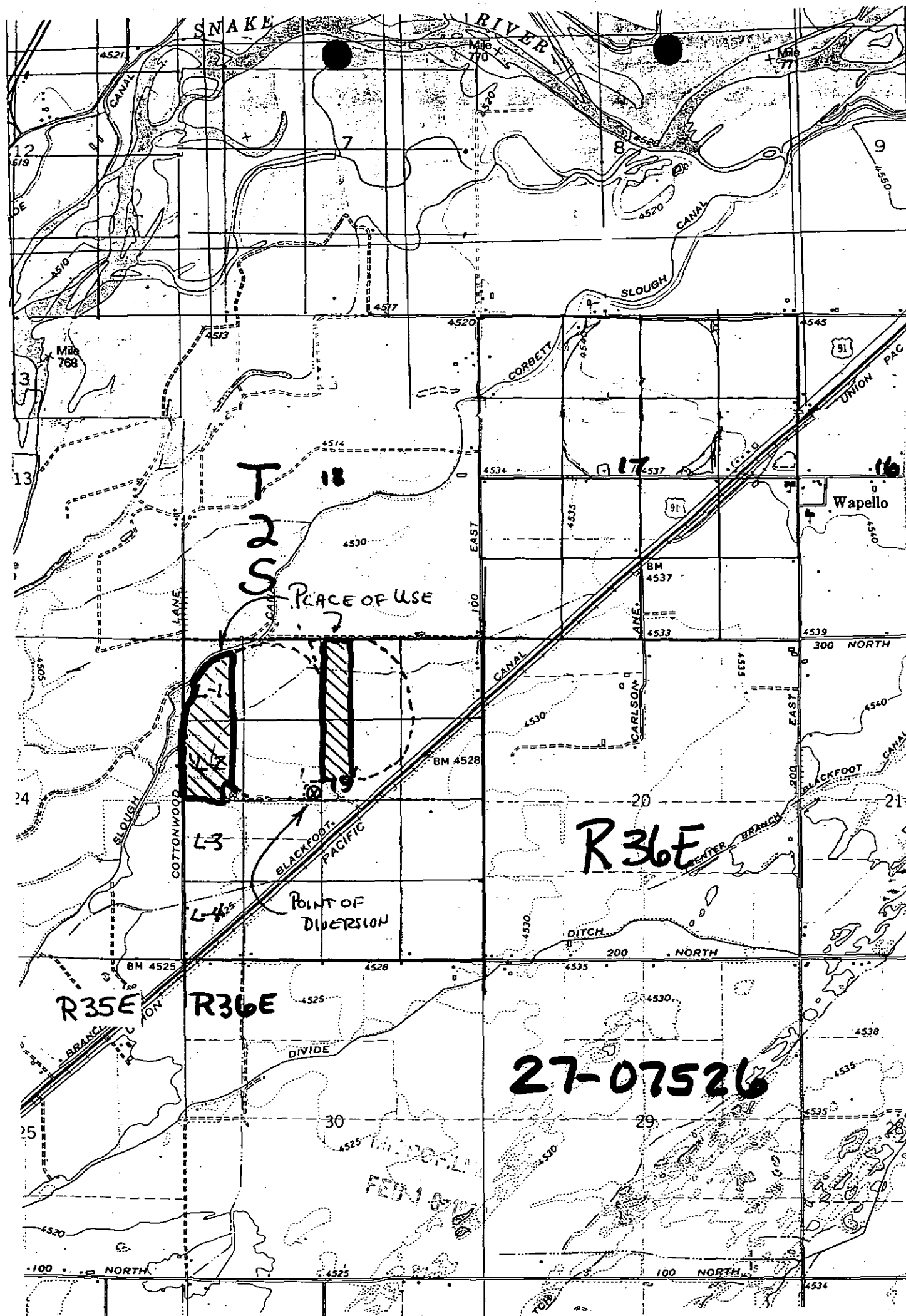
← Q = 3.20 cfs

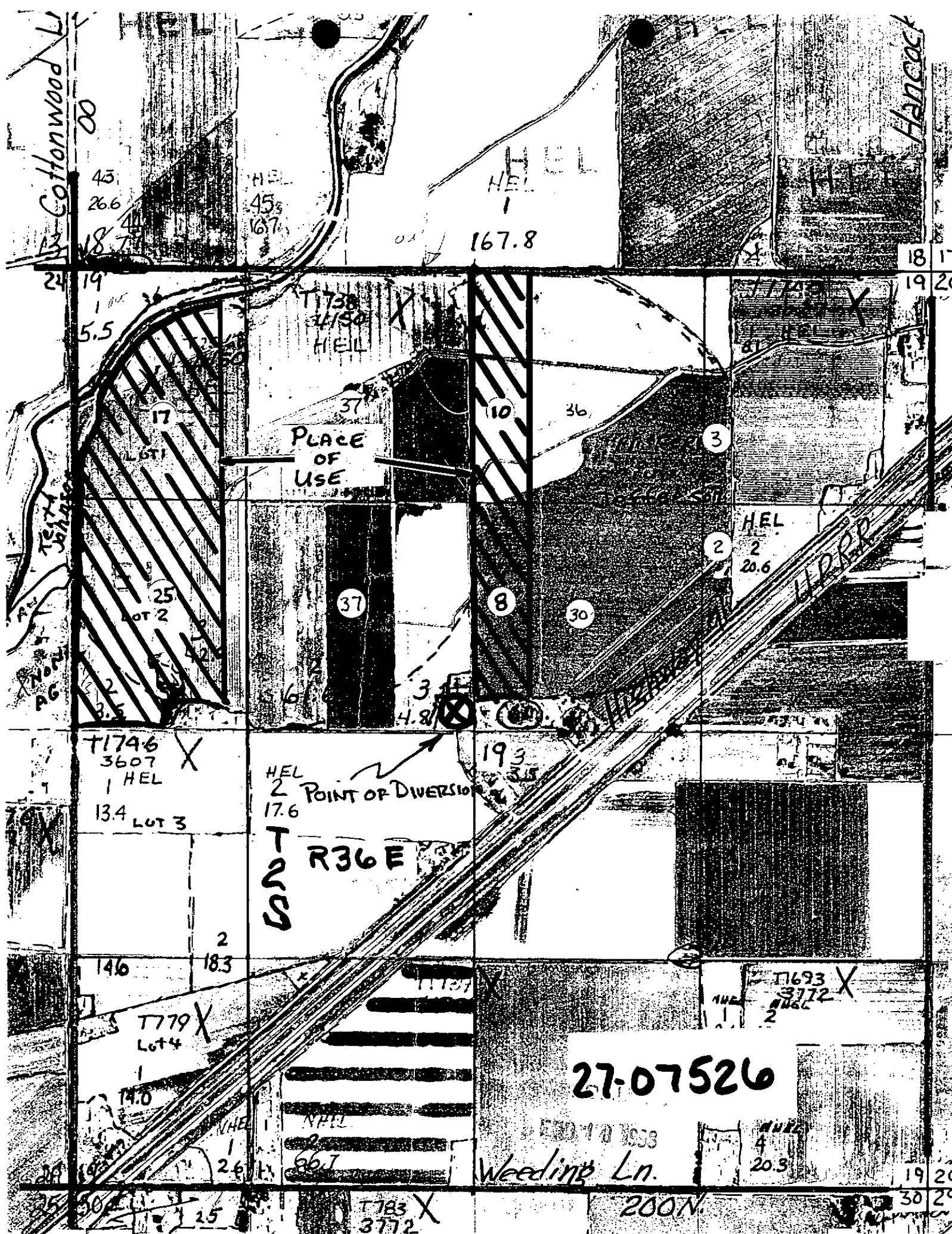
27-07526

RECEIVED

FEB 10 1993

PAGE 2 of 2





Cottonwood Ln

Hancock

167.8

PLACE OF USE

POINT OF DIVERSION

UPRR

Weeding Ln.

200N

27-07526

45
26.6

HEL
45
167

HEL
1

HEL

18

17

24

19

5.5

T1738
3150
HEL

T1746
3607
HEL

18

17

19

20

17

LOT 1

37

10

36

3

HEL
2
20.6

25

LOT 2

37

8

30

4.8

T1746
3607
HEL
13.4 LOT 3

T
2
S
R36E

193

146

2

183

T1779
LOT 4

14.6

2.6

T183
3772

T1693
3772
HEL

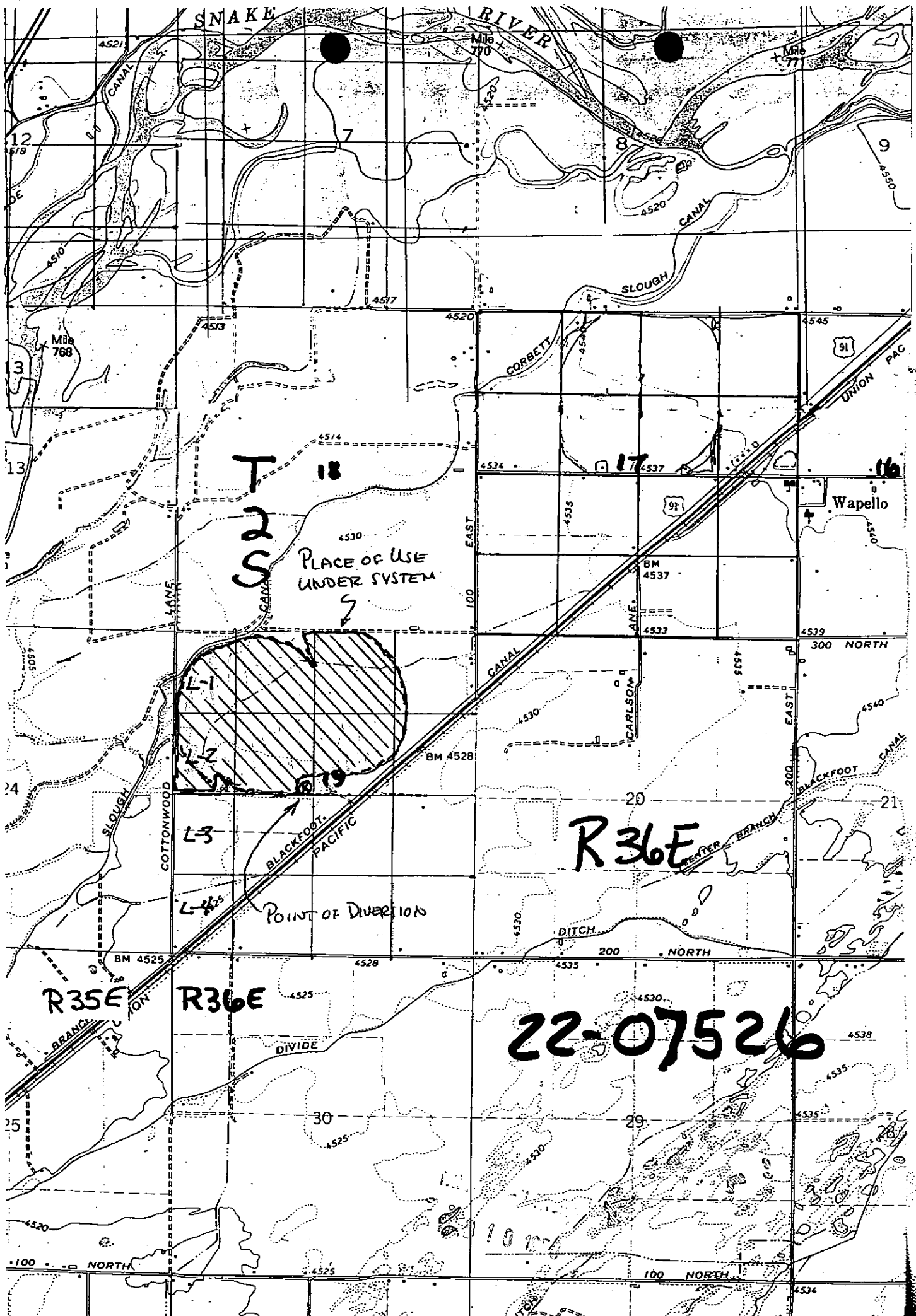
20.3

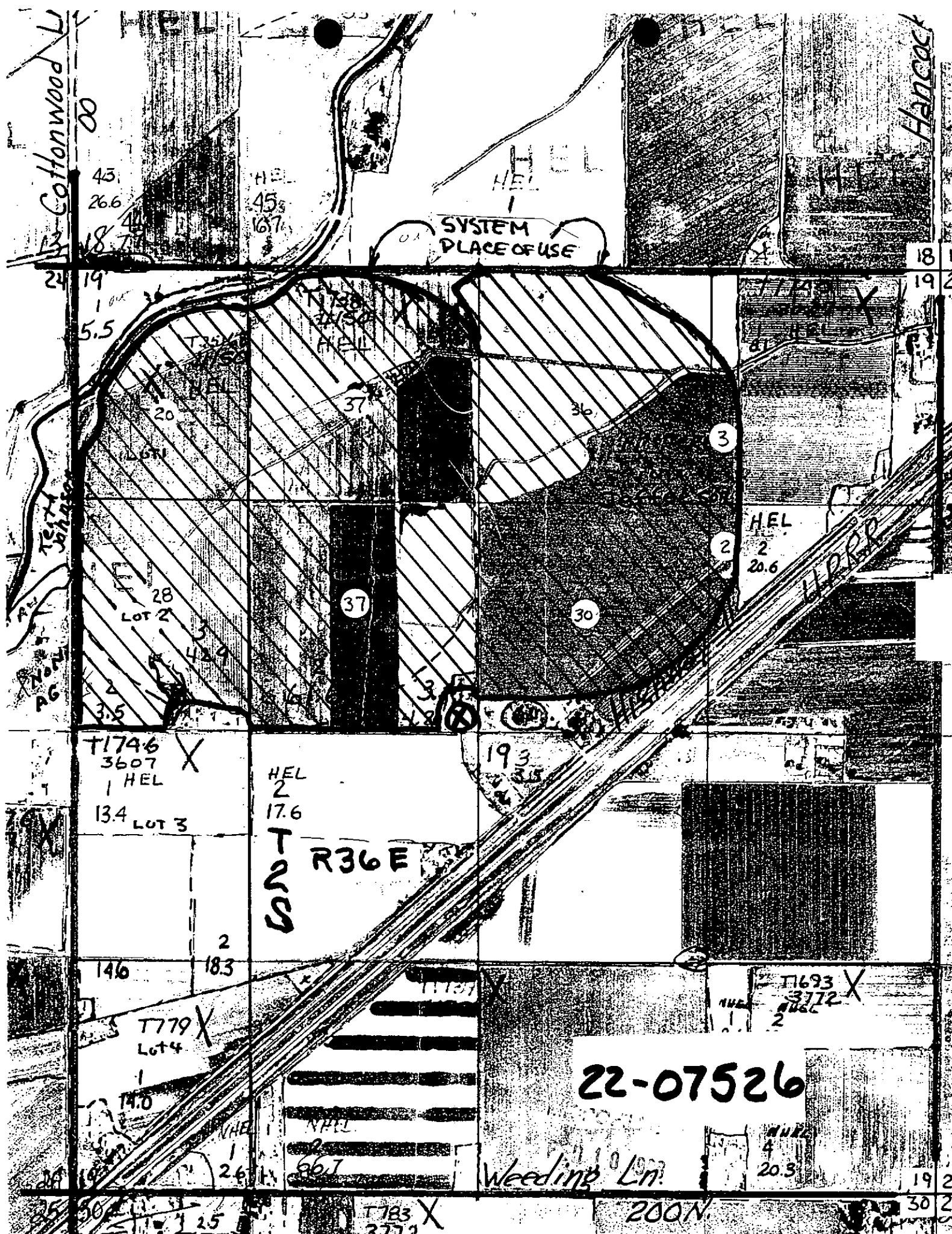
19

20

30

29





POINT OF DIVERSION
(27-07526 ; 27-07474)



27-07526

RECEIVED

FEB 10 1983

November 22, 1991

TOM BARTAUSKY
8 W. 100 N.
BLACKFOOT ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07526

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

RECORDED
DEC 09 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 27-7526

Date 9-26-91

GENERAL CONSIDERATIONS

4 Name same as permit?
4 Address same as permit? If no, indicate below.
4 Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

 Surface water source
4 Ground water source
Yes Drill permit req'd?

Yes Copy in file? Drill permit no. 27-89-E-035
100 Amt paid for drilling permit? Yes Correct?
Yes Well log in file?

*existing well for permit #
27-7474*

LICENSE EXAMINATION FEE

4 Required?
125.00 Amount submitted?
4 Correct amount?

MEASURING DEVICE

Yes Measuring device or access port required?
4 Installed?
10 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

*Drilling permit?
driller 461*

proof acceptable

PRIORITY CALCULATION

Date proof received	<u>NA</u>	
Date proof due	<u> </u>	-
No. of days late	<u> </u>	=
Priority date	<u> </u>	+
NEW PRIORITY DATE	<u> </u>	=

*K29
11/22/91*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

APR 24 1996 State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

9/89

Drilling Permit No. 27-89-E-035Water Right Permit No. 27-07474

Injection Permit No. _____

State of Idaho
Department of Water Resources

D R I L L I N G P E R M I T

RECEIVED

DEC 7 1989

Department of Water Resources

1. Applicant Tom Bartauský2. Mailing Address 8 W. 100 N.Blackfoot, ID 83221 Telephone 785-2392☒ Well Owner ☐ Well Operator ☐ Other, specify _____3. Proposed well location SE 1/4 NW 1/4, or Gov't lot No. _____,Sec. 19, Twp. 2S, Rge. 36E, County Bingham,

Street Address of Well Site _____,

Lot, block and subdivision _____

4. Proposed use of well:

☐ Single family or stockwater use (less than 13,000 gallons per day)☒ Irrigation (more than 1/2 acre) 80 acres☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____☐ Other (describe fully) _____

5. Well construction information:

A. ☒ New well ☐ Deepen ☐ Replace - See Condition 9.B. Proposed surface diameter 16" Maximum depth 80'

C. Anticipated bottom hole temperature:

☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)6. Construction Start Date 12-5-897. Anticipated Well Driller Hawley Brothers Drilling

NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature Tom Bartauský Date 12-4-89Title Owner

(Owner, Firm Representative, Other)

MICROFILMED

DEC 09 1989

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is approved Date 12-6-89

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:


Signature of Authorized Department Representative

REGIONAL MANAGER
Title

Receipt No. EO1247 Received by RB Fee \$100⁰⁰ Date 12-8-89

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date DEC 09 1991

This extension is good for 60 days beyond the above extension approval date.



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 12, 1991

Tom Bartauský
8 West 100 North
Blackfoot, ID 83221

Re: Permit No. ~~27-07511~~ 27-07526

Dear Permit Holder:

In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a well log which should have been submitted by your well driller 30 days after completion of the construction of your well.

If you have a copy of the well log, please provide this office with a copy. If you do not, please contact your driller and ask that he submit a copy. In your return letter, please be sure to show the above referenced permit number on any documents. Also, please address any correspondence directly to me. Your response should be received within 20 days of the date of this mailing.

This information is needed before the department can proceed further with the examination of your system and the eventual issuance of a license of water right.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

MICROFILMED

DEC 09 1991



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

May 24, 1991

TOM BARTAUSKY
8 W. 100 N.
BLACKFOOT, ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 27-07526

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

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.

RECEIVED

MAY 30 1991

Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

WRIGHT 4420
MAY 30 1991

APPLICATION FOR PERMIT REVIEW

Application #: 27-7526

Reviewer:

Pam Skaggs

Date: 5-26-91

✓ Existing:

✓ No

Complete in 1 year

- 26A-P17
P16

Yes

Proof not submitted

- P16

Proof submitted

- N/A

✓ Groundwater:

GT. 0.7 cfs

- 01G-P03, 01C-P03 (existing well)

LT. 0.7 cfs

- N/A

✓ Drilling Permit:

Approved w/permit

- P99

✓ Not included

- 046-P23 (All GW, even existing wells)

✓ Location:

✓ Water Districts

- WD No. 27

Surface water

- 005, 005-01H-P01 (LT.7 w/pump)

005-01J-P08 (GT.7)

✓ Groundwater

- P05

Irrigation Districts

- 023

Canal Co. Areas

- 023

Drainage Districts

- 024

Boise Front (63)

- 058 (Groundwater)

✓ Swan Falls Flag

- 1 (1, Blank or Other)

Trust

- 051-052-053-P74 (Cons.), 041 (DCMI, w/Irr

✓ Non Trust

- 048-049 or Irr & Dom)

River Basins:

(Surface Water)

Water District Control Condition &....

Boise (63)

- 05A & 11E

Payette (65)

- 047-P04, 059-P71

Snake (01, 02 & 03)

- 11A-P04 (01), 061-P07 (02/03 No W.D. Cond.)

Use:

Fish Propagation

- 06A, 09E-P10 & 010 (WQ/Choose One),
042 (req.), 002-P06 (MD), 07A (Spec.),
044 (Policy 5G)

Power

Use Power Review

Mining

- 06A or 010, 09E-P10 & 054 (req.)

Storage

- 18A-for multiple measuring devices (In WD),
18B-P09 (Size)

Rec. & Aesthetic

- 027 (Non-Consumptive)

Domestic

- 021 (restricted areas)

Ownership:

Non land owner

- 004

Protested:

Agreement

- 020

✓ Beneficial Use Due Date: -

06-01-1993

Other Conditions Recommended

MAY 30 1991

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Submitted for advertising 3-8-91
3-14-91

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWT DATE 3-12-91 APPLICATION NUMBER 27 7526

REQUIRED INFORMATION Tom Bartausky

- ☒ 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 check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____

RECEIVED
MAY 03 1991
Department of Water Resources

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

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

FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 4-22-91
☒ 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. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

See below for additional information
Date of priority recommended 2-12-91
By HWS Date 5-2-91

STATE OFFICE REVIEW

See below for additional information
By _____ Date _____

ADDITIONAL INFORMATION

Condition: OIG

LOCAL PUBLIC INTEREST

Comments received from:

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other <u> </u>

Project impacts/implications report

COMMENTS

Source: GROUNDWATER

```

Use:  IRRIGATION      ( 1.200 CFS)
      Total Diversion: ( 1.200 CFS)

```

In: T02S R36E S19 Lot 1 (NWNW) Lot 2 (SWNW)

60.0 ACRES TOTAL

UNRECORDED

MAY 30 1991

27-Feb-1991

TOM BARTAUSKY
VIOLA ATKINS
8 W 100 N
BLACKFOOT ID 83221

RE: Application No. 27-07525 & 27-07526

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 MORNING NEWS on April 4 & 11, 1991. 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

MAY 30 1991