

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

38 35E

M. R. 1

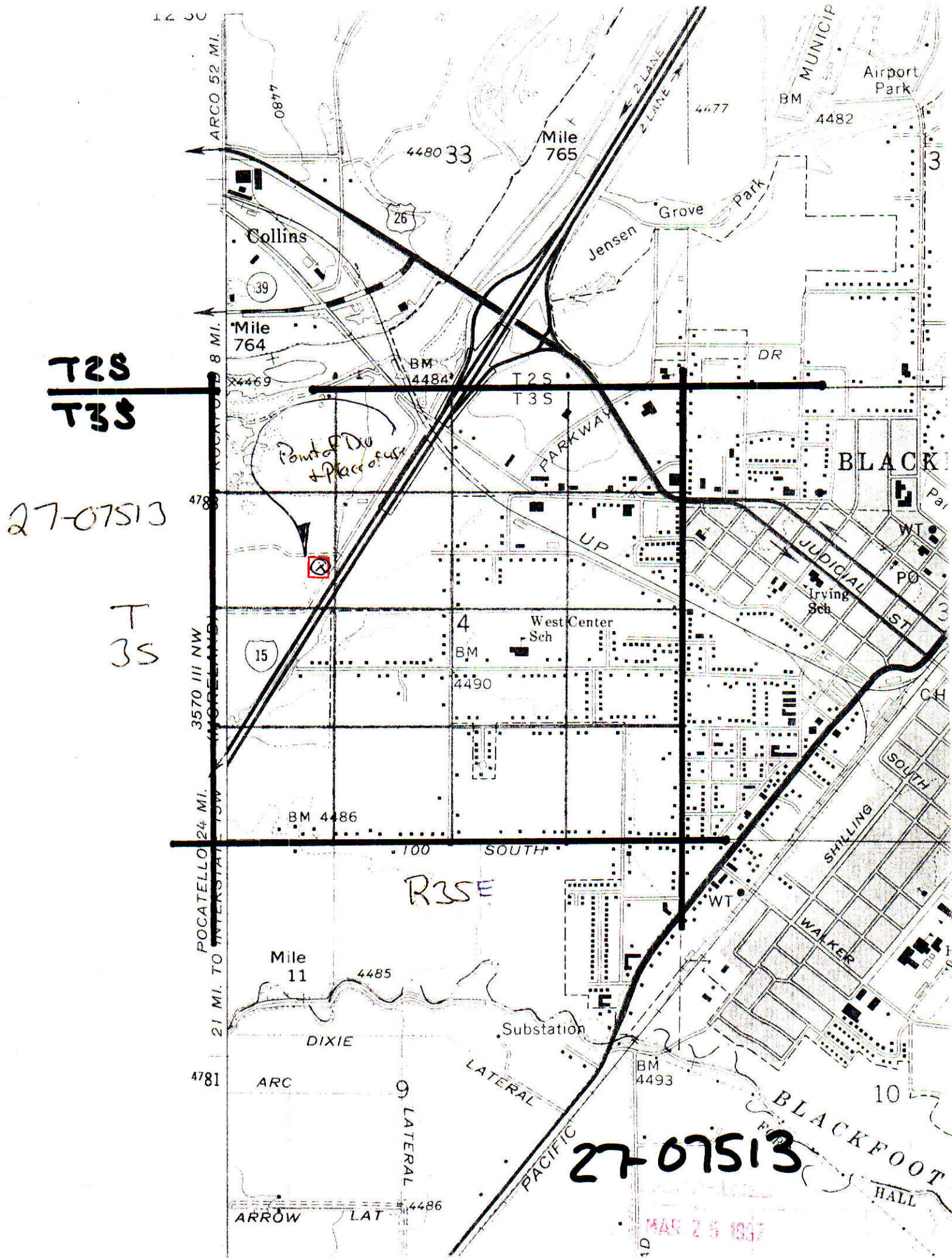
4

MICROFILMED
AUG 14 1990

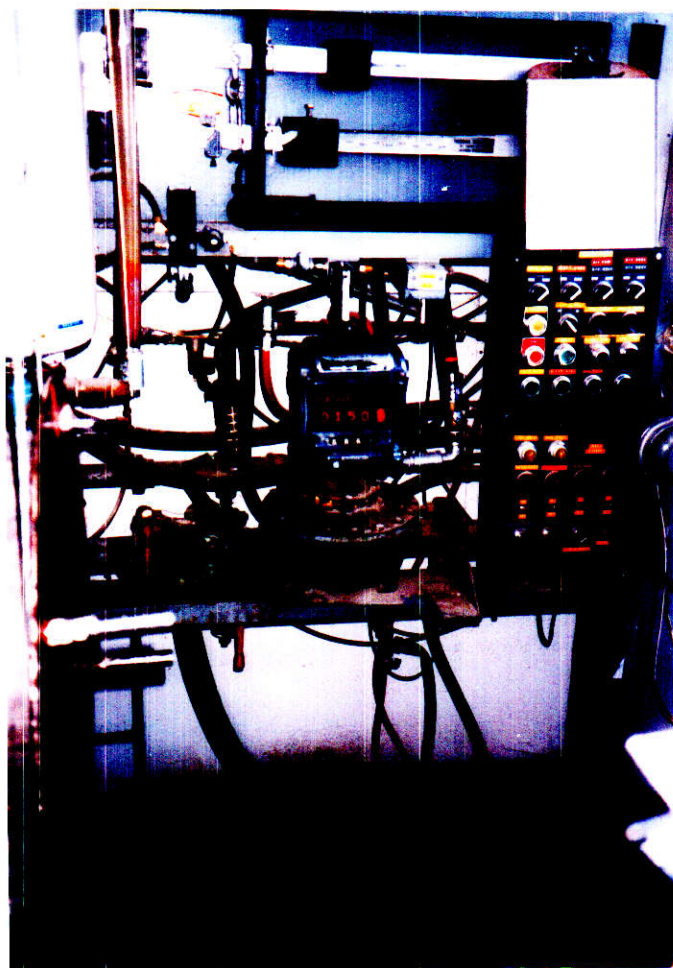
Scale: 2 inches equal 1 mile.

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.

+ Charles R. Horrocks
(Applicant)



Well used for office and
filling Trucks



MEASURING DEVICE
To meter water used in
Ready Mix Trucks

27-7513

MAILED
MAY 26 1962

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07513

Priority: April 5, 1990

Maximum Diversion Rate:

0.20 CFS

Maximum Diversion Volume:

35.1 AF

This is to certify, that CHARLES R HORROCKS

9659 N PHILBIN

POCATELLO ID 83201

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 5, 1990; and has submitted Proof of Beneficial Use on October 26, 1990. An examination indicates that the works have a diversion capacity of 0.240 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>
INDUSTRIAL	01/01 to 12/31	0.20 CFS	34.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.20 CFS	35.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 4, Township 03S, Range 35E
BINGHAM County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

03S 35E 4

SWNW

PLACE OF USE:

DOMESTIC, same as INDUSTRIAL use

CONDITIONS OF APPROVAL AND 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.

FILED
APR 26 1997

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 27-07513

CONDITIONS OF APPROVAL AND REMARKS

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. Water used under this right when discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
8. Some or all of the water use authorized by this right is claimed with an earlier priority date on Snake River Basin Adjudication claim no. A27-02128A. In the event that claim A27-02128A is decreed as it is claimed, the Director may amend or revoke this right to eliminate any redundancy of water rights.
9. Industrial use is for a concrete plant.
10. Domestic use is for office facilities.

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 7th
day of MARCH, 1992.

Karl J. Dreher
KARL J. DREHER, Director

Acting for

MICROFILMED
MAR 25 1992

RECEIVED
OCT 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 50.00
Date 10/26/90
Receipt No. CCB204
Received by [Signature]
11-8-90

Department of Water Resources

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

Permit No. 27-07513 Telephone No. 208-233-7041

Name(s) of Permit Holder(s): Charles R. Horrocks

Post Office Address: 9659 North Philbin Rd. Pocatello, ID 83201

Source of Water: Ground Water

If ground water, well driller's name: Jack Cushman Drilling Date drilled: 4-15-79

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

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

Show date water was first diverted and beneficially used under this permit: 5-8-79

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

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

OR

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

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

Mike Horrocks 208-785-6426
Name Telephone No.
577 Frontage Rd. Blackfoot, ID 83221
Address

RECORDED

DEC 6 1990

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

10-23-90
Date

Charles R. Horrocks
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

NO. 27-07513

Proposed Priority: April 5, 1990 Maximum Diversion Rate: 0.20 CFS
This is to certify, that **CHARLES R. HORROCKS**
9659 N. PHILBIN
POCATELLO, ID 83201
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>
INDUSTRIAL	01/01 to 12/31	0.20 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNW Sec. 4, Township 03S, Range 35E
BINGHAM County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

03S 35E 4 SWNW

PLACE OF USE: DOMESTIC, same as INDUSTRIAL use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1991.**
2. Subject to all prior water rights.
3. 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.
4. 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.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Water used under this permit if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
7. Industrial use is for a concrete plant.
8. Domestic use is for a restroom.

MICROFILMED

AUG 14 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07513

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

31st day of July, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

AUG 14 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 Charles R. Horrocks Phone 233 7041
Post office address 9659 N. Philbin Pocatello, Id. 83201
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is ~~SW~~ SW 1/4 of NW 1/4, Govt. Lot _____
Sec. 4 Township 3S Range 35E B.M. Bingham County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .20 for Industrial purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .03 for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 8" casing 70' Perp. 5hp. sub.
pump all put in use in 4/1/1979
 - 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 8 inches; proposed depth of well is 70 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
1 years (minimum 1 year).

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FILMED

AUG 14 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. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. I / Concrete Plant, D / Br. Troom

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	
33	35E	4							<u>D</u>										

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? App.

b. Who owns the land to be irrigated or place of use? 11

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

MICROFILMED

AUG 14 1990

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

35 35E

DD. POW

MICROFILMED
AUG 14 1990

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.

+ Charles B. Horvath
(Applicant)

Received by JS Date 4-5-90 Time 11:30 Preliminary check by _____
Fee \$ 30.00 Receipted by JS # 5012860 Date 4-5-90
Publication prepared by RB Date 6-7-90 Published in Morning News
Publication approved RB Date 6-26-90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

e. Other:

MICROFILMED

AUG 1 1990

FOR THE RIDE
OF THE
OF THE

RECEIVED

811-ust,ust

Legals for leslie — ~~DEPT. OF WATER RESOURCES~~
EASTERN DISTRICT OFFICE

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

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

27-07512

HORROCKS, Charles R.
9659 Philbin
Pocatello, Id. 83201
Source: GROUNDWATER
Diversions Pt: SWNW, Sec. 4, T. 03S, R.
35E.
Use: INDUSTRIAL (.550 CFS).
Total Diversion: (.550 CFS).
Date Filed: 4/5/1990.
In: T03S, R35E, S04, SWNW.

27-07513

HORROCKS, Charles R.
9659 N. Philbin
Pocatello, Idaho 83201
Source: GROUNDWATER
Diversions Pt: SWNW, Sec. 4, T. 03S, R.
35E.
Use: INDUSTRIAL (.200 CFS).
DOMESTIC (.020 CFS).
Total Diversion: (.200 CFS).
Date Filed: 4/5/1990.
In: T03S, R35E, S04, SWNW.

35-08880

UNIVERSITY OF IDAHO
RESEARCH & EXTENSION
ABERDEEN, Idaho 83210
Source: GROUNDWATER
Diversions Pt: NENW, Sec. 27, T. 05S, R.
31E.
Use: IRRIGATION (1.720 CFS).
Total Diversion: (1.720 CFS).
Date Filed: 4/19/1990.
In: T05S, R31E, S27, NWNE, NENW,
NWNW.
86.0 ACRES TOTAL.

35-08895

FIELDING, Gary
134 W. 600 N.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversions Pt: NWNW, Sec. 26, T., 01S, R.,
36E.
Use: IRRIGATION (2.000 CFS).
Total Diversion: (2.000 CFS).
Date Filed: 4/3/1990.
In: T01S, R36E, S22, SESE; S23, SWSW;
S26, NWNW, S27, NENE.
100.0 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 JUNE 25,
1990.

R. KEITH HIGGINSON
Director

(811)
Pub.: 6/7, 14

Blackfoot, Idaho 83221

FILED
AUG 14 1990

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

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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27-07513

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Use: IRRIGATION (2.000 CFS).
Total Diversion: (2.000 CFS).
Date Filed: 4/3/1990.
In: T01S, R36E, S22, SESE; S23, SWSW;
S26, NWNW, S27, NENE.
100.0 ACRES TOTAL.

The permit(s) will be subject to all prior
water rights. Protests may be submitted bas-
ed 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 JUNE 25,
1990.

R. KEITH HIGGINSON
Director

MICROFILMED

AUG 14 1990

(81)
Pub: 6/7, 14

RECEIVED

JUN 21 1990

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss

I, Ted Townsend do
solemnly

swear that I am the Publisher 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

7th day of June, 1990;

and the last publication having been made on the
14th day of June, 1990;

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 18th day of June, in
the year 1990 before me a Notary Public of said State,
personally appeared

Ted Townsend
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.

Raye Rayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho,
My commission expires
November 10, 1994

Affidavit Processing Fee \$5.00



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

March 10, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CHARLES R HORROCKS
9659 N PHILBIN
POCATELLO ID 83201

RE: WATER RIGHT NO. 27-07513

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order 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.

ENCLOSURE

MAR 12 1997

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.

RECORDED
MAR 25 1957

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.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is fluid and extends across the width of the line.

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

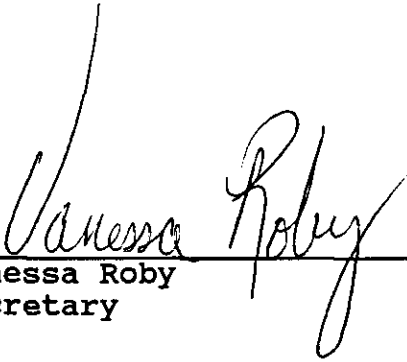
100-100000-100000
FEB 25 1957

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of March, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 27-07513

CHARLES R HORROCKS
9659 N PHILBIN
POCATELLO ID 83201



Vanessa Roby
Secretary

RECORDED

MAR 25 1997

MEMORANDUM

TO: File 27-07513

FROM: Sharla

DATE: February 28, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Right 27-07513 are based on the following:

H. RECOMMENDATIONS

Industrial	1/1 - 12/31	0.20 cfs	34.5 afa
Domestic	1/1 - 12/31	0.02 cfs	0.6 afa
TOTALS		0.20 cfs	35.1 afa

The total rate of diversion is not additive in this case - the permit was limited to a total rate of 0.20 between the two uses; the license must be limited to the same total.

This right is diverted from a different well than Right 27-07512 (recently licensed). The previous license is for gravel washing; right 27-07513 is for use in the concrete plant and office facilities. An older license (27-02128) with an overlapping place of use (irrigation) has been split in the SRBA database. Portion A has been changed to industrial and domestic uses and mirrors 27-07513 with the exception of showing 0.22 cfs for industrial use. Part B has also been changed and mirrors 27-07512.

Examiner: Keith Wilson
Exam Date: July 15, 1993

MICROFILMED
MAR 25 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 27-07513

DATE 2/27/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</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>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS

— P/D

— P/U

27-07512 diff well used for washing gravel

RATE OF DIV

Permitted Rate .20 cfs

Fee limit .20 cfs \$5000

Measured .24 cfs

Theoretical

.22 cfs @ 40 psi and 50' lift

Recommended Total Div Rate .20 cfs

ANNUAL VOLUME/
NATURE OF USES —

✓ Use

Ind.
Dom

Volume Calculation

34.5 af
.6 (as in house)

SUBTOTAL 35.1 af

Flow rate .20 cfs X 365 days X 1.98 af = 144.5 af

Total volume recommended 35.1 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

I/concrete plant
D/office facilities.

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

— Overlap

— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

048,049,09E

SRBA Claim Filed NA

Adjustment Memo

total rate

1st Amend Letter

2nd Amend Letter NA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

FEB 06 1997

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 27-7513

1. Owner: Charles R Horrocks

Phone No. 233-7041

Current Address: 9659 N Philbin, Pocatello Id 83201

2. Accompanied by: Mike Horrocks

EXAM DATE: 15 July 1993

Address: 577 Frontage, Blackfoot Id 83221

Phone No. 785-6426

Relationship to Permit Holder: _____

3. Source: GROUNDWATER

tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

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

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
			SW	NW	4	3S	35E	Bingham	

2. Place(s) of Use:

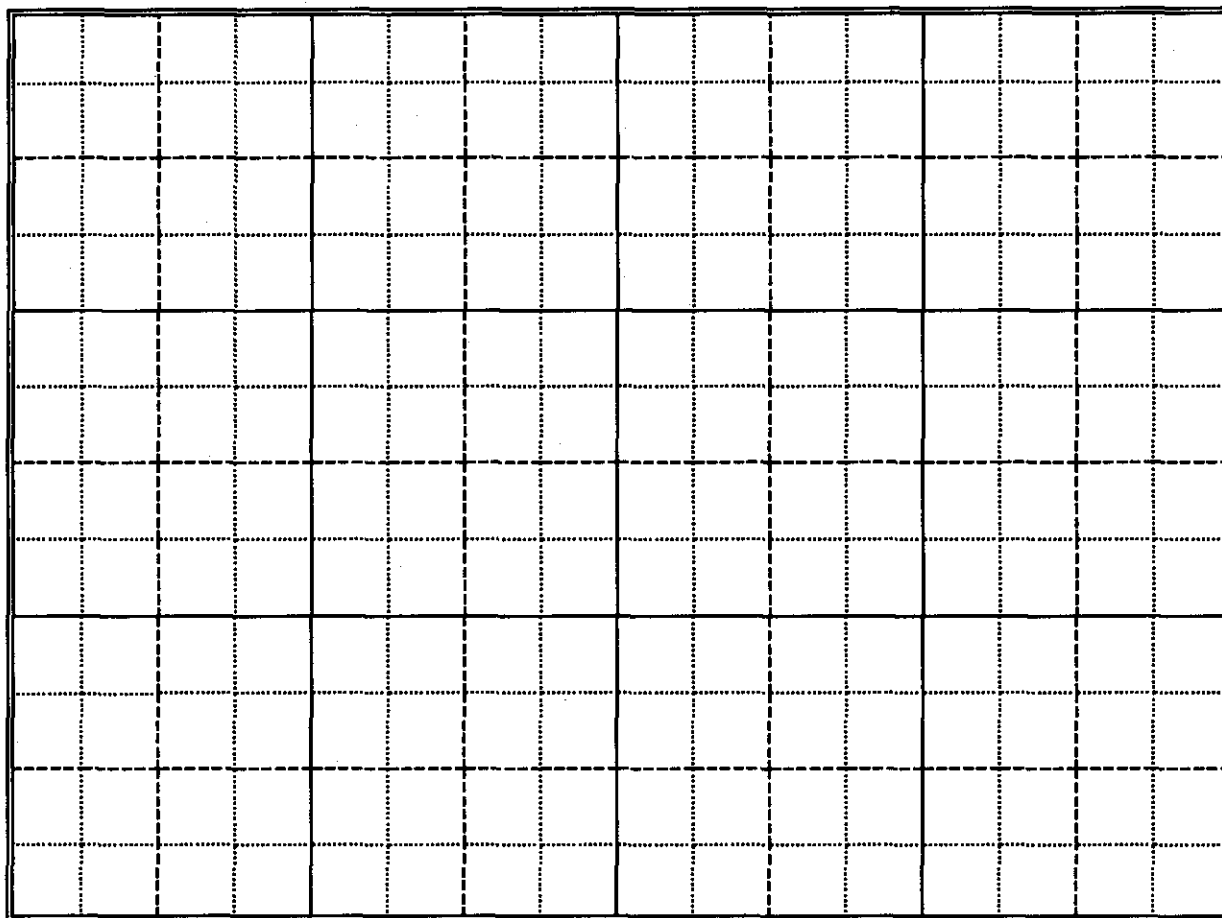
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3S	35E	4							I										
									D										

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MAR 25 1997

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
	Franklin Elect	5	Model 282 1032 201		

*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
Totahms Meter		Neptune	432			

2. Measurements: $100 \text{ gal} / 56 \text{ sec} = 0.24 \text{ cfs capacity}$

$150.2 \text{ gal} / 90 \text{ sec}$

MAY 25 1957

E. NARRATIVE/REMARKS/COMMENTS

Well pump Mainline to Horrocks Ready-Mix for concrete mix,
~~and~~ Restroom, and washing trucks & gravel

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

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F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

100 gallons / 56 sec = 0.24 cfs by meter

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Assume 8 hr / day, 261 days/yr

$$V_{O.H.} = (0.20 \text{ cfs}) (1.9835) \left(\frac{8 \text{ hr}}{24 \text{ hr}} \right) (261 \text{ days/yr}) = 34.5 \text{ afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Industrial	1/1	12/31	0.20	34.5 afa
Domestic	1/1	12/31	0.02	0.6 afa
Totals:			0.22 cfs	35.1 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. AUTHENTICATION

Field Examiner's Name

KETH C. WILSON

Date

15 July 1993

Reviewer

[Signature]

Date

12-6-96

SEAL

FILED

MAR 2 5 1997

12 30

ARCO 52 MI.

8 MI.

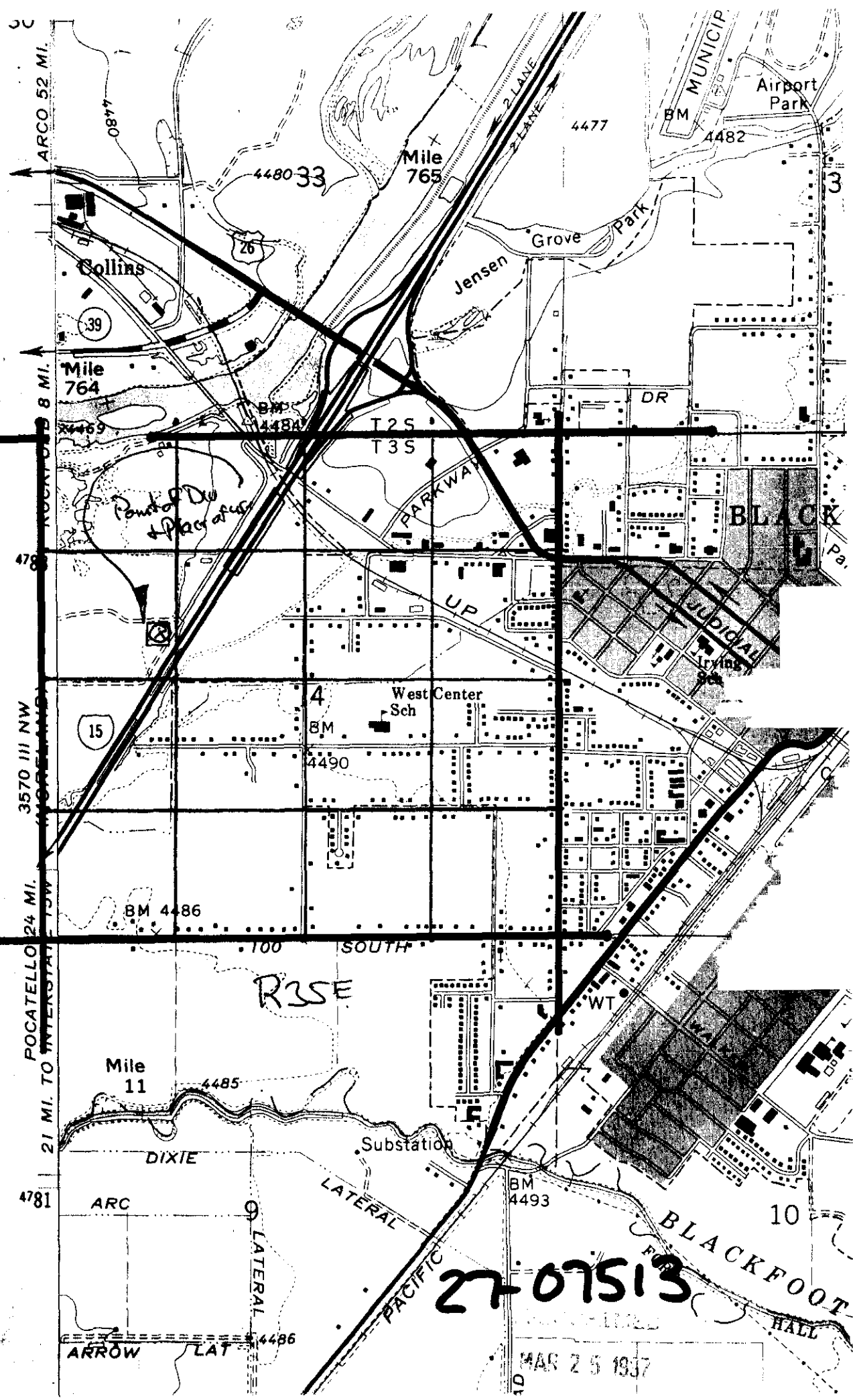
3570 III NW
POCATELLO 24 MI.
21 MI. TO INTERSTATE 15W

4781

T2S
T3S

27-07513

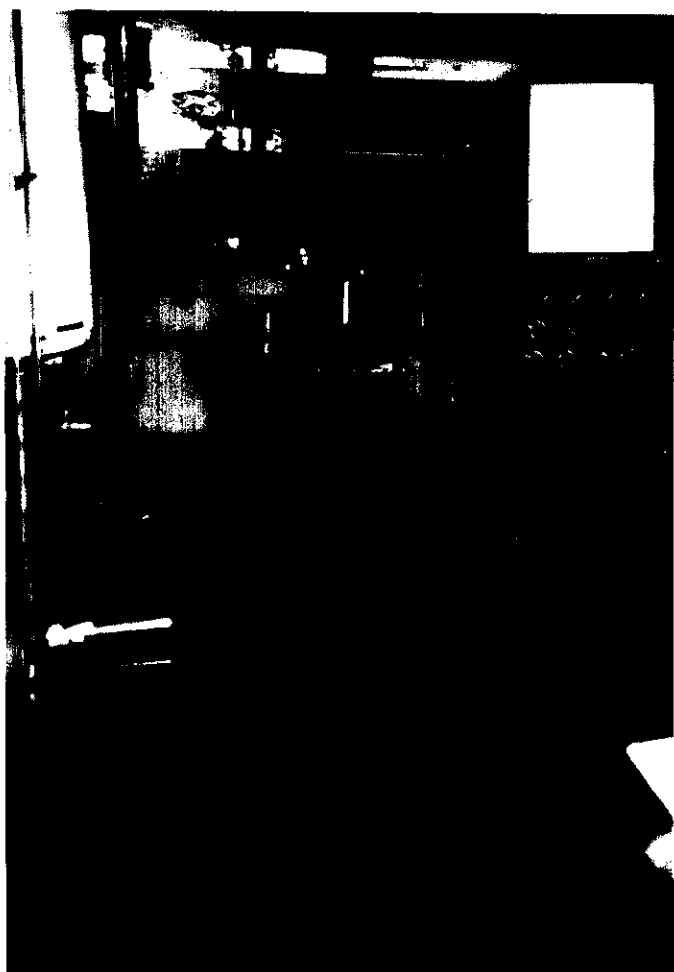
T
3S



27-07513

MAR 25 1937

Well used for office and
filling Trucks



MEASURING DEVICE
To meter water used in
Ready Mix Trucks

27-7513

MADE IN U.S.A.
MAY 24 1967

November 15, 1990

CHARLES R. HORROCKS
9659 N. PHILBIN
POCATELLO, ID 83201

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07513

Dear Permit Holder:

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

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

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DEC 07 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 27-7513

Date: 11-8-90

General Considerations:

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

Source of Water:

- ☐ Surface water
☒ Groundwater
1. well log in file 1979
NA 2. drilling permit
NA A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

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

Measuring Device:

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

Remarks:

Proof acceptable

Priority Calculation:

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

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

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

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

CHARLES R. HORROCKS
9659 N. PHILBIN
POCATELLO, ID 83201

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

RE: PERMIT NO. 27-07513

Dear Permit Holder:

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

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

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

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

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

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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AUG 14 1990

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY PN DATE 4-13-90 APPLICATION NUMBER 27-7513

Charles R. Horrocks

REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Yes ☒ No Field 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 _____

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Department of Water Resources

PROCESSING ☒ Yes ☒ No I ☒ rm 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 6-25-90
☐ 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. 29-P05
☐ Yes ☐ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 4-5-90
By HWS Date 7-6-90

STATE OFFICE REVIEW P05, P23 P16 48 49 46 09E
See below for additional information
By FW Date 7-25-90

ADDITIONAL INFORMATION

POSSIBLE OVERLAP WITH 27-02128

App. in NON-TRUST area-

23-May-1990

Charles R. Horrocks
9659 Philbin
Pocatello, ID 83201

RE: Application for Permit No. 27-7512 & 27-7513

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 Morning News on June 7 & 14, 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

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AUG 14 1990

27-07513

HORROCKS, CHARLES R.
9659 N. PHILBIN
POCATELLO, ID 83201

Source: GROUNDWATER

Diversion Pt: SWNW Sec 4 T 03S R 35E

Use: INDUSTRIAL (.200 CFS)
 DOMESTIC (.020 CFS)
 Total Diversion: (.200 CFS)

Date Filed: 4/ 5/ 1990

In: T03S R35E S04 SWNW

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AUG 14 1990