

27-07480

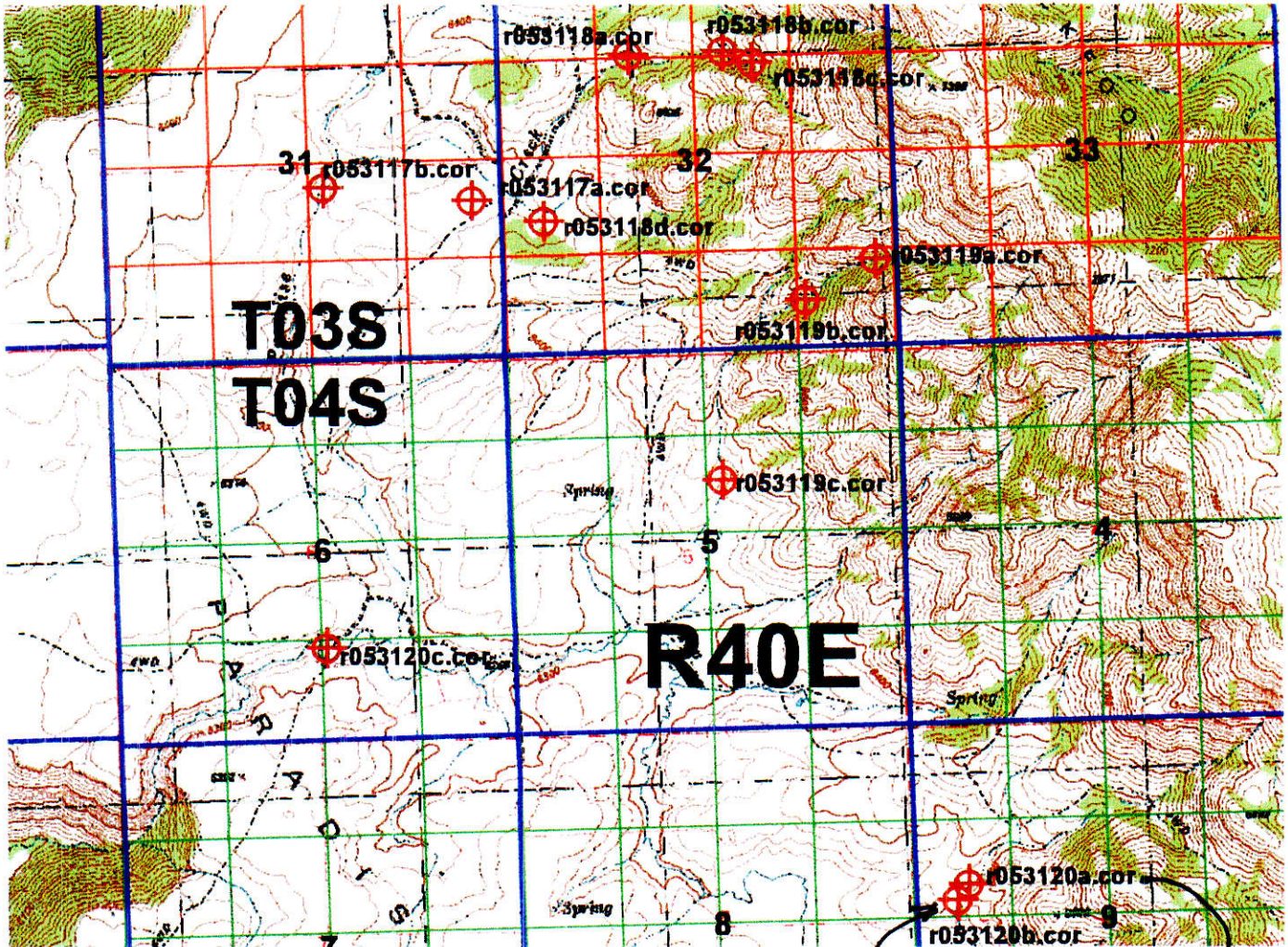
R40E

T4S

Place of
use

MICROFILMED

DEC 18 1989



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

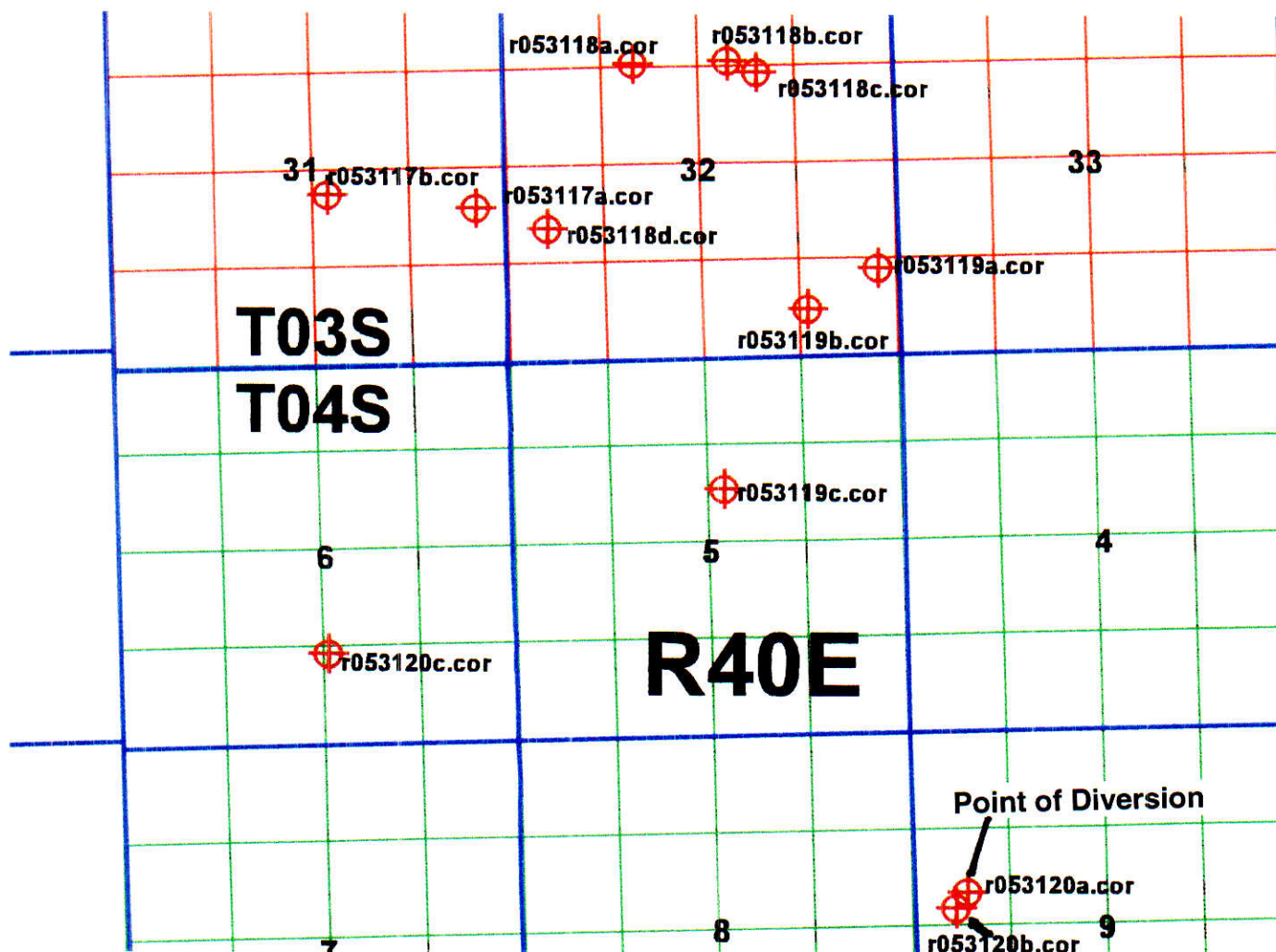
(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

(P/U #1 r053119b) (P/U #2 r053119c)

27-07480

3/2/2001



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

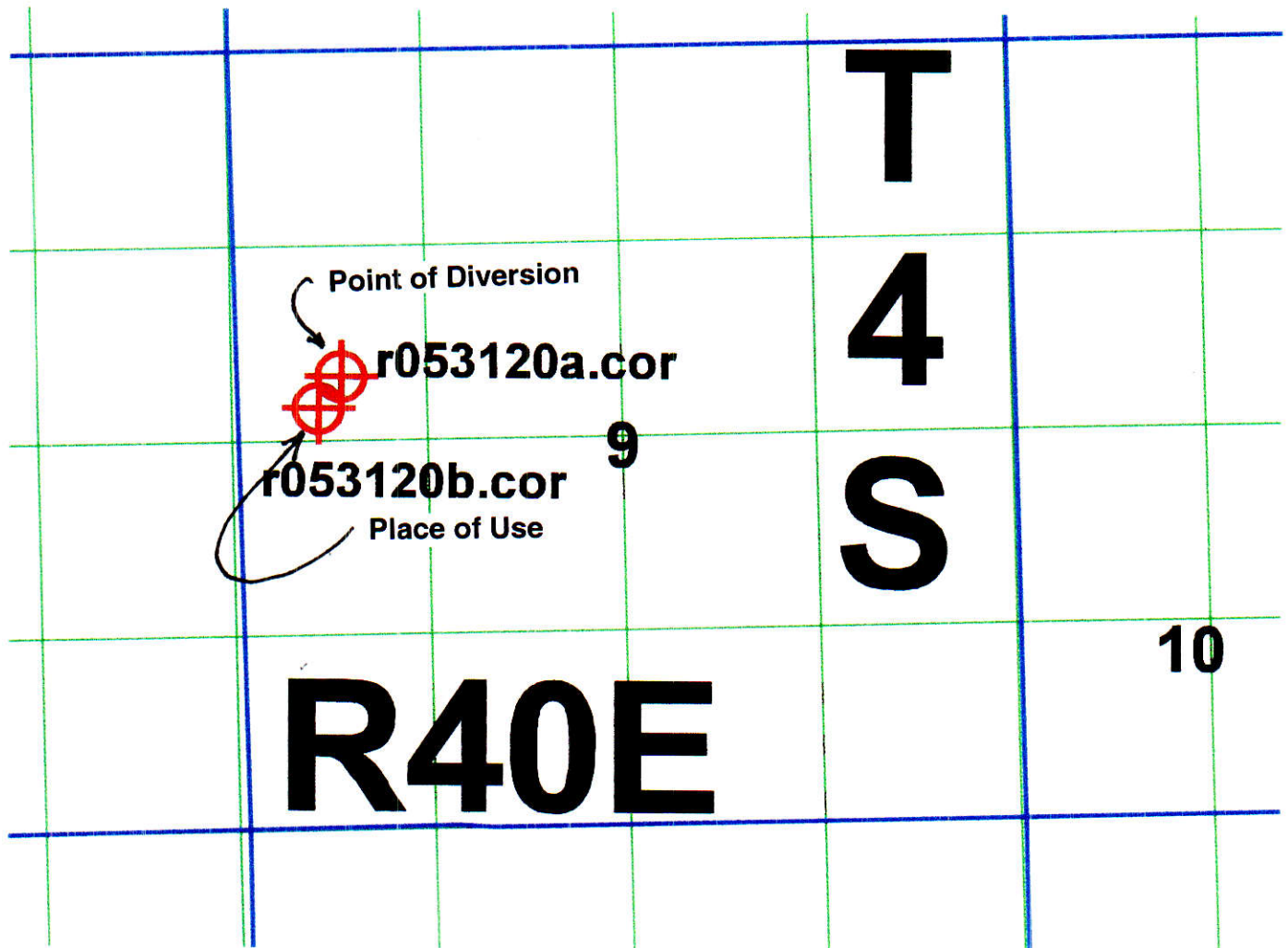
(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

(P/U #1 r053119b) (P/U #2 r053119c)

MICROFILMED
OCT 8 2 2001

27-07480



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

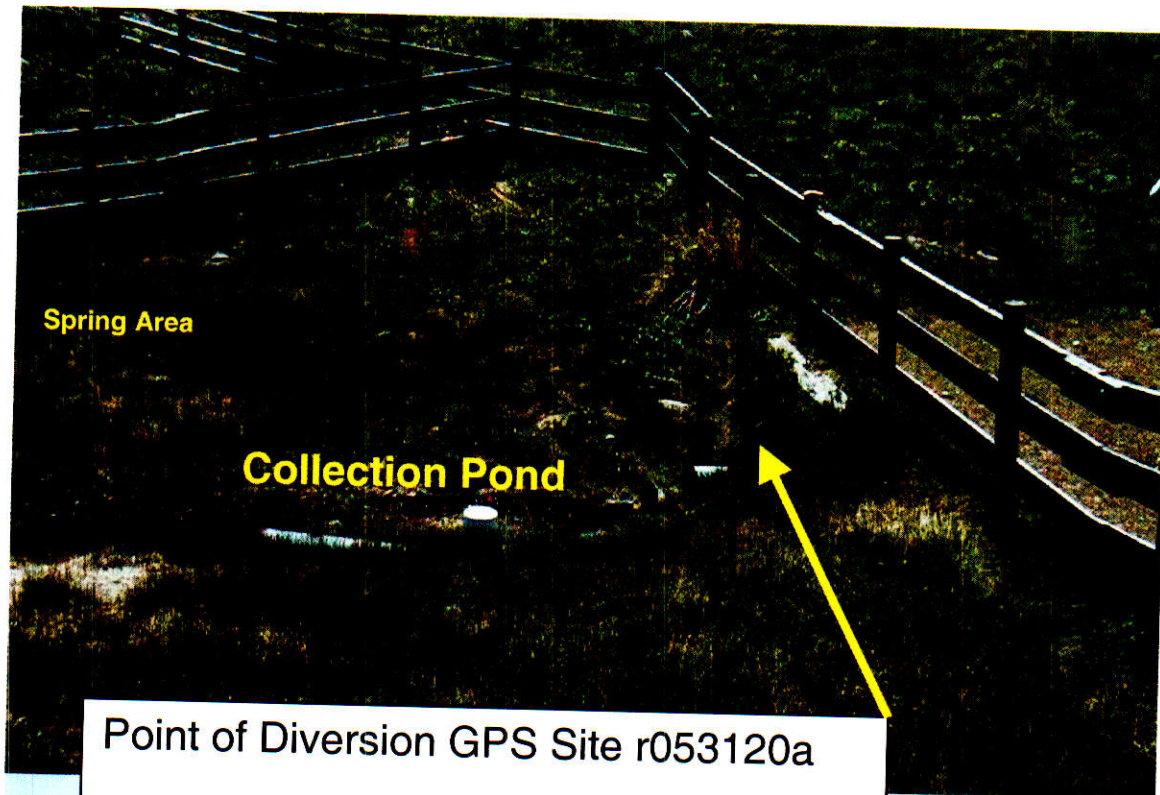
(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

(P/U #1 r053119b) (P/U #2 r053119c)

27-07480

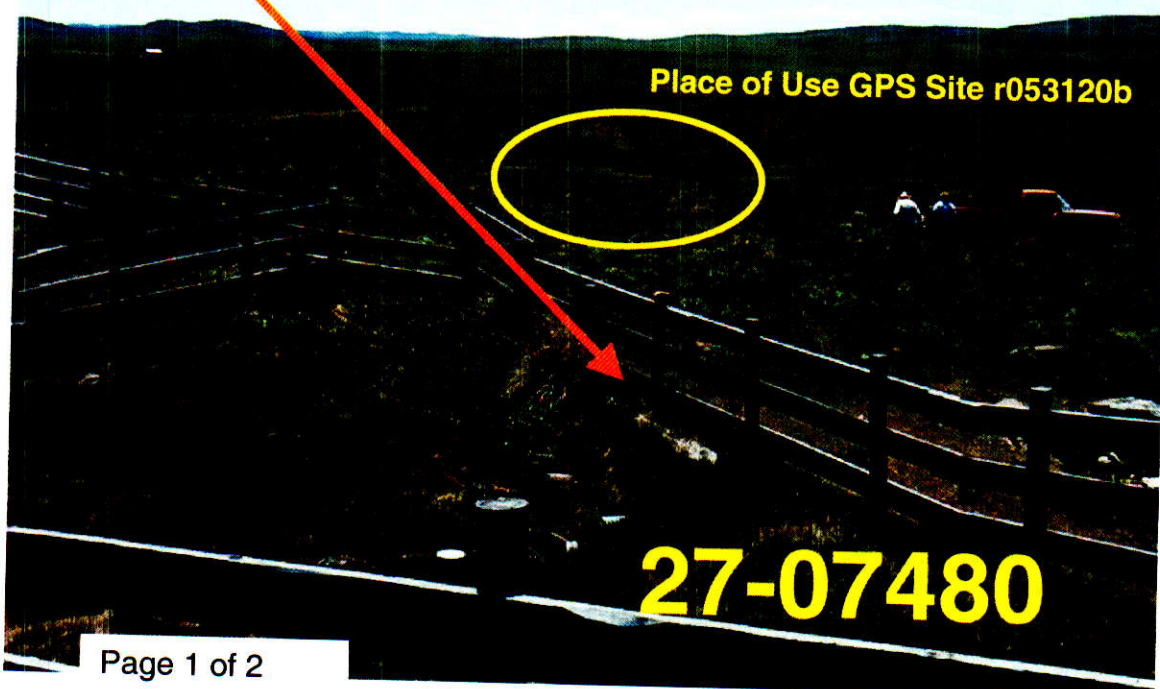
NO. 10. 4. 2001
OCT 10 2 2001



Spring Area

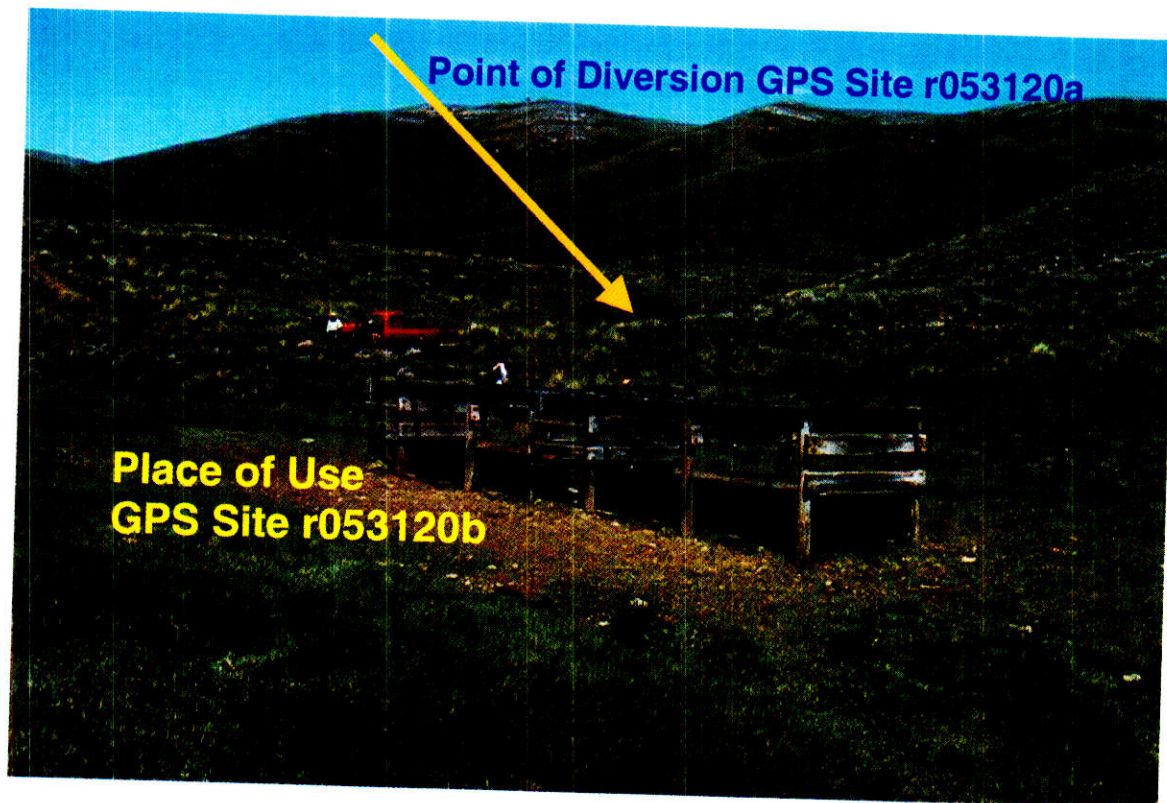
Collection Pond

Point of Diversion GPS Site r053120a



Place of Use GPS Site r053120b

27-07480



27-07480

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 27-07480

Priority: September 21, 1989

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 2.7 AF

It is hereby certified that DAVID L COUSIN
920 9TH ST
IDAHO FALLS ID 83404 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated September 21, 1989; and has
submitted Proof of Beneficial Use on September 18, 1990. An examination indicates that the works
have a diversion capacity of 0.04 cfs of water from:

SOURCE

SPRING

Tributary: SINKS

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
STOCKWATER	05/01 to 11/01	0.04 CFS	2.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9, Twp 04S, Rge 40E, B.M., BINGHAM County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	40E	9								X									

CONDITIONS OF APPROVAL

1. 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.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 31ST day of AUGUST, 2001.

Acting for 
KARL J. DREHER
Director

MICROFILMED

OCT 02 2001

RECEIVED

SEP 18 1990

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

For Office Use Only

Amt. of Fee \$

Date

Receipt No.

Received by

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-C7480Telephone No. (208) 522-7864Name(s) of Permit Holder(s): David L. or Marie CousinPost Office Address: 920 9th Street Idaho Falls, ID 83404Source of Water: Spring

If ground water, well driller's name: _____

Date drilled: _____

Extent of Use:

Domestic _____ (No. of households)

Irrigation _____ (No. of acres)

Stockwater 200 (No. and type of stock)

Other _____

Cattle

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

Show date water was first diverted and beneficially used under this permit: July 1, 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: \$ _____ (See License Examination Fee Schedule)

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

David L. or Marie Cousin(208) 522-7864

Name

Telephone No.

920 9th StreetIdaho Falls, ID 83404

Address

RECEIVED

JAN 03 1991

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.

Date

9-17-90

Signature (and title if on behalf of a company or organization)

David L. Cousin

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 27-07480

Proposed Priority: September 21, 1989 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **DAVID L. COUSIN**
920 9TH ST.
IDAHO FALLS, ID 83404
has applied for a permit to appropriate water from:

SPRING tributary of **SINKS**

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>
STOCKWATER	05/01 to 11/01	0.04 CFS
<u>LOCATION OF POINT(S) OF DIVERSION:</u> SESWNW Sec. 9, Township 04S, Range 40E BINGHAM County		

PLACE OF USE: STOCKWATER

TWN RGE SEC

04S 40E 9 SWNW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 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.

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

14th day of December, 1989

R. Keith Higginson
R. Keith Higginson, Director

for **MICROFILMED**

DEC 1 1989

Ident. No. 27-07480

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: DAVID L. COUSIN
Address: 920 9TH STREET
IDAHO FALLS, ID 83404

208-522-7864

2. Source: SPRING

Trib. to: SINKS

3. Location of Point of Diversion:

SESWNW Sec. 9, Township 04S, Range 40E
BINGHAM County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
STOCKWATER	05/01	11/01	0.040		

5. Total quantity appropriated is:

0.040 CFS (and/or) AF

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc.

COLLECTION BOX AND PIPE TO WATER TROUGH

b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.

c. Proposed well diameter is inches; proposed depth of well is
feet.

d. Is groundwater with a temperature greater than 90F 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.

8. Description of proposed uses:

STOCK TROUGH FROM SPRING BOX

9. Place of Use: STOCKWATER

TWN RGE SEC
04S 40E 9

SWNW

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DEC 18 1989

10. Describe any other water rights used for the same purposes.
NONE

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

12. Remarks:

13. Map of proposed point of diversion and place of use attached? ☒

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.

David L. Cousin
Applicant

Received by HWT Date 9-21-89 Time 9:40am Preliminary check by _____

Fee \$ 30.00 Receipted by HWT # E010715 Date 9-21-89

Publication prepared by RB Date 10-19-89 Published in Morning News

Publication approved CW Date 11-06-89

MICROFILMED

DEC 18 1989

27-07480

R 40E

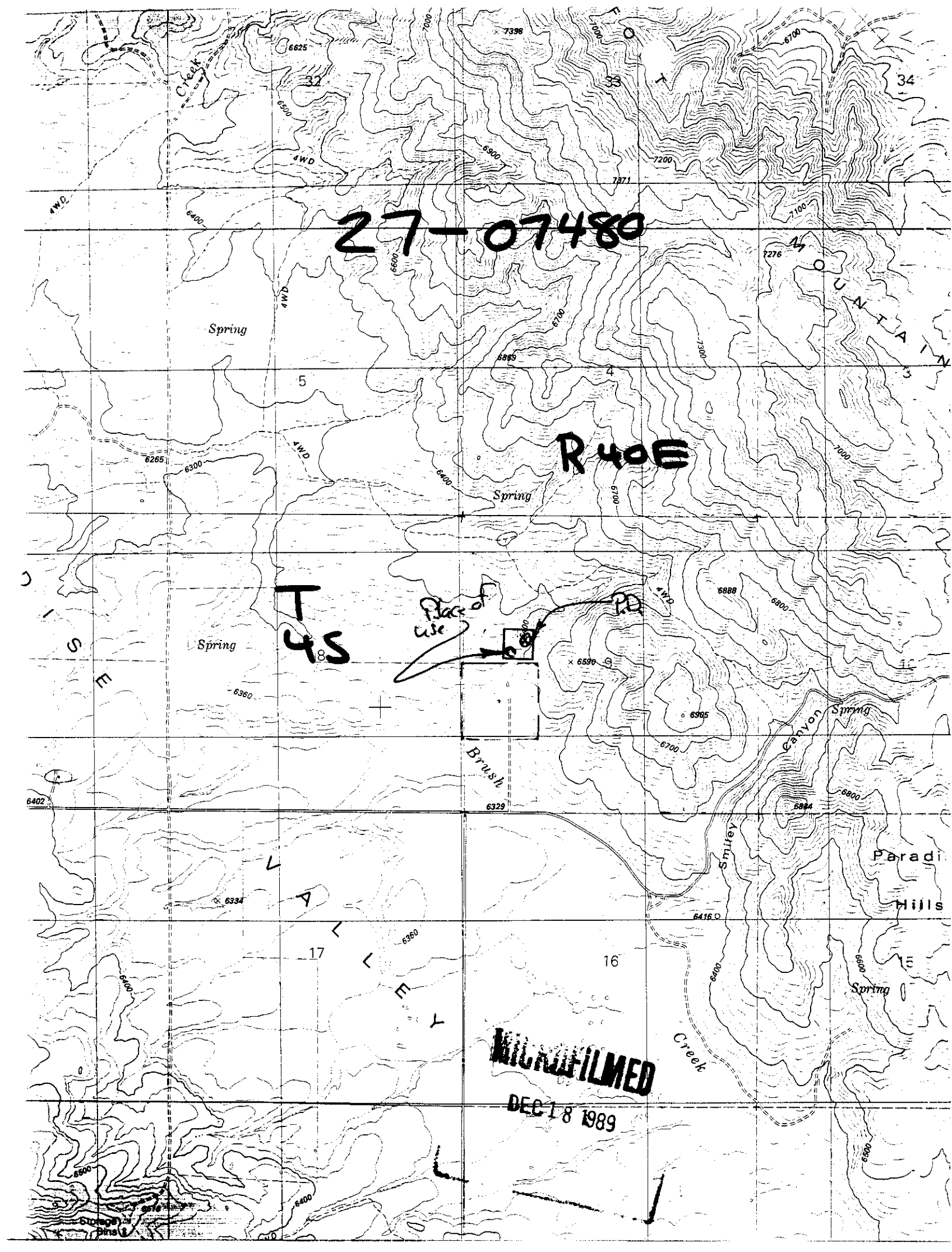
T
4S

Place of
use

Brush

MICROFILMED

DEC 18 1989



JOLLEY, O. Boyd
607 N. 600 F
Firth, Id. 83
Source: GROUNDWATER
Diversion Pt: SWSW, Sec. 1, T. 02S, R.
36E.
Use: IRRIGATION (.720 CFS).
Date Filed: 5/28/1985.
In: T02S, R36E, S01, SWSW.
36.0 ACRES TOTAL.

27-07412
THOMPSON FARMS
493 South 1200 West
Pingree, Id. 83262
Source: GROUNDWATER
Diversion Pt: SESE, Sec. 21, T. 03S, R.
34E.
Use: IRRIGATION (3.060 CFS).
Date Filed: 6/20/1985.
In: T03S, R34E, S21, NESE, SWSE, SESE,
S22, NWSW, SWSW, S28, NENW.
153.0 ACRES TOTAL.

27-07413
CAPSON, Edwin
DRISCOLL, Michael A.
273 S. 1300 West
Pingree, Id. 83262
Source: GROUNDWATER
Diversion Pt: SESE, Sec. 21, T. 02S, R.
36E.
Use: IRRIGATION (3.200 CFS).
Date Filed: 6/27/1985.
In: T02S, R36E, S21, NESE, NWSE, SWSE,
SESE.
160.0 ACRES TOTAL.

27-07446
IDAHO SUPREME POTATOES, Inc.
P.O. Box 246
Firth, Idaho 83236
Source: GROUNDWATER
Diversion Pt: Lot 9 (SWSE), Sec. 6, T. 01S,
R. 37E; SESE, Sec. 7, T. 01S, R. 37E.
Use: IRRIGATION (4.340 CFS).
Date Filed: 11/07/1988.
In: T01S, R37E, S06, Lot 9 (SESW), Lot 13
(SESW), Lot 10, (NWSE), Lot 9 (SWSE), Lot
13 (SWSE); S07, NWNE, SWNE, SENE, Lot 8
(NENW); Lot 9 (NENW), Lot 7 (SENW), Lot 12
(SENW), Lot 6 (NESW); Lot 12 (NESW),
NESE, Lot 6 (NWSE), Lot 5 (SWSE), SESE.
217.0 ACRES TOTAL.

27-07447
IDAHO SUPREME POTATOES, Inc.
P.O. Box 246
Firth, Id. 83236
Source: GROUNDWATER
Diversion Pt: Lot 2 (NENW), Sec. 19, T.
01S, R. 37E.
Use: IRRIGATION (2.940 CFS).
Date Filed: 11/07/1988.
In: T01S, R37E, S18, NENE, Lot 8 (NWNE),
SWNE, Lot 7 (SENW); NESW, Lot 6, (NESW),
Lot 14, (NESW), Lot 5, (SESW); Lot 18
(SESW); NWSE, SWSE; S19, NWNE, SWNE,
NENW, Lot 2 (NENW); Lot 7 (NENW), SENW,
Lot 3 (SENW), Lot 10, (SENW); NESW, Lot 4
(NESW), Lot 11 (NESW).
147.0 ACRES TOTAL.

27-07488
COUSIN, David L.
920 9th St.
Idaho Falls, Id. 83404
Source: SPRING Tributary: SINKS.
Diversion Pt: SESWNW, Sec. 9, T. 04S, R.
40E.
Use: STOCKWATER (.040 CFS).
Date Filed: 9/21/1989.
In: T04S, R40E, S09, SWNW.

35-08820
FELD FARMS
c/o Jeff or Todd Feld
P.O. Box 9

RECEIVED
NOV 2 1989
Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)
I, Ted Townsend) ss

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

19th day of October, 1989;

and the last publication having been made on the
27th day of October, 1989;

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 27th day of October, in
the year 1989, before me a Notary Public of said State,
personally appeared

Barbara J. Hise
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.

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires

November 10, 1994
April 4, 1994

Affidavit Processing Fee \$5.00

MICROFILMED

DEC 18 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 4, 2001

DAVID L COUSIN
920 9TH ST
IDAHO FALLS ID 83404

RE: License No. 27-748 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

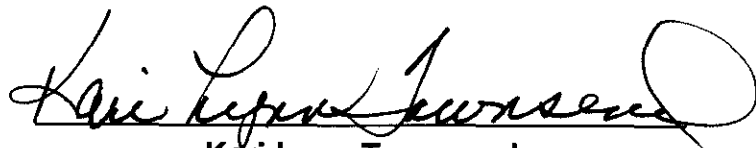
OCT 02 2001

CERTIFICATE OF MAILING

I hereby certify that on September 4, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 27-7480

DAVID L COUSIN
920 9TH ST
IDAHO FALLS ID 83404



Kari Lynn Townsend
Secretary

MICHAEL
OCT 02 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
OCT 02 2001

FINAL ORDER

The Director 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 Director 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.

LICENSE REVIEW CHECKLIST

Permit No. 27-7480 Date: 8-30-01 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): _____

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.04 cfs

Fee Limit _____ cfs

Measured _____ cfs

Theoretical _____ cfs

Recommended Total Diversion Rate 0.04

Water Uses OK

Change (P46)

Season of Use per new Standards _____

Irrigation _____ cfs _____ af

Stockwater 0.04 cfs 2.7 af

Domestic _____ cfs _____ af

_____ cfs _____ af

_____ cfs _____ af

Total 0.04 cfs 2.7 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks: _____

Additional Conditions _____ Watermaster Control

_____ GW Measurement/Measuring Device

_____ Other

Trust R55 - remove 051)

Non-trust (048/049)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GVMA? _____

GVMA? _____

Government Lots? _____

Advance Priority? _____ yes If yes, explain why below.

no

SRBA Claim? _____

Adjust memo _____

Amend Letters _____ P87, S06 Second Amendment Notice _____ S06

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 27-7480

WATER RIGHT NUMBER: 27-7480

Owner Type

Current Owner

Name and Address

DAVID L COUSIN
920 9TH ST
IDAHO FALLS, ID 83404
(208)522-7864

Priority Date: 09/21/1989

Basis:

Status: Active

Source

SPRING

Tributary

SINKS

Beneficial Use

STOCKWATER

From To

5/01 to 11/01

Diversion Rate

0.040 CFS

Annual Volume

2.7

Total Diversion:

0.040 CFS

2.7

Location of Point(s) of Diversion

SPRING

SE1/4SW1/4NW1/4

Sec. 9,

Twp 04S,

Rge 40E, B.M.

BINGHAM County

Place of Use

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	40E	9							X										

Total Acres: 0

Conditions of Approval:

1. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. ~~049~~ 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.

Remarks:Comments:

200 range cattle

Dates and Other Information:

topo 294

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 27-7480

Dates and Other Information:

Permit Proof Due Date: 1/1/1991 ✓
 Permit Proof Made Date: 9/18/1990 ✓
 Permit Approved Date: ~~12/13/1989~~ 12/14/1989
 Permit Moratorium Expiration Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Field Exam Date: 5/31/2001 ✓
 Date Sent to State Office: 6/11/2001 ✓
 Date Received at State Office: 6/14/2001 ✓
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust: Non
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

app rec'd
9-21-1989

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 14 2001

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 27-07480

1. Owner: David L. or Marie M. Cousin Phone No. (208) 522-7864

Current Address: 920 9th St, Idaho Falls ID 83404

2. Accompanied by: David & Marie Cousin EXAM DATE: 5/31/2001

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: SPRING tributary to SINKS

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SW	NW	9	4S	40E		ON SITE / GPS Point r053120a

2. Place(s) of Use: GPS(r053120b) Indicate Method of Determination ON SITE / GPS Point

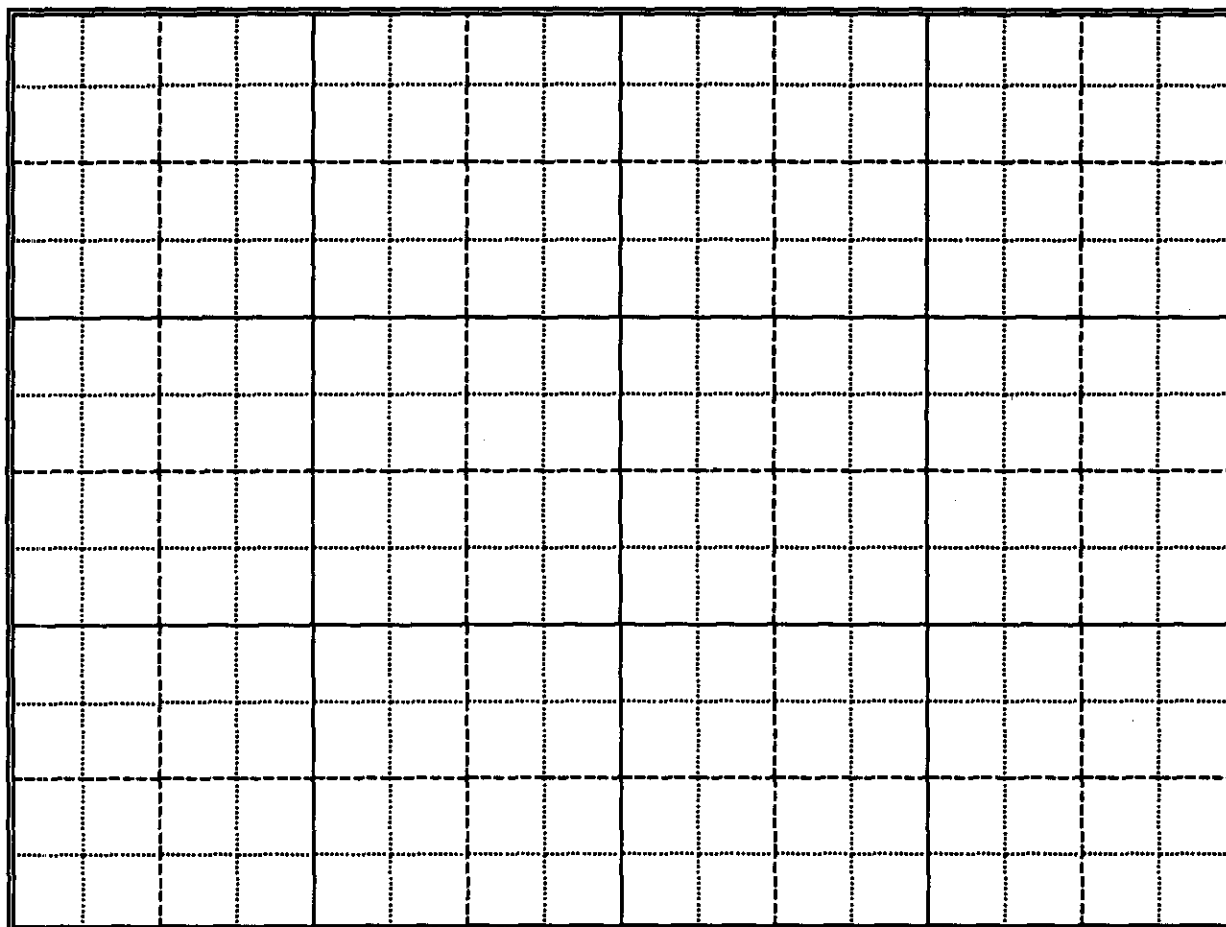
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4S	40E	9							S										

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JUL 10 2001

27-07480

3. **Delivery System Diagram:** Include all major components and distances between components. Indicate well 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
053120a	NA	-	-	-	-

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: NONE

De Minimis amount

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OCT 12 2001

27-07480

E. NARRATIVE/REMARKS/COMMENTS

Collection pond with pipeline to stocktroughs (2 at same P/u)

Flow from spring area is the lowest applicant has ever seen. Flow at this time is less than permitted amount.

It appears to this examiner that flows from the spring have in the past been equal to or greater than permitted amount.

Recommend licensing for permitted amount.

200 head range cattle

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

27-07480

MAILED
OCT 02 2001

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

De Minimus Recommend permitted Amount.

$$Q = 0.04 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{DR} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses: $(200) 0.0134 \text{ af} = 2.68 \text{ af} = 2.7 \text{ af}$

$$\checkmark \text{ STOCKWATER} = 2.7 \text{ af}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>STOCKWATER</u>	<u>5/1</u>	<u>11/1</u>	<u>0.04</u>	<u>2.7</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.04 cfs</u>	<u>2.7 afa</u>

2. Recommended Amendments

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

Field Examiner's Name

Keith C Wilson

Date

5/31/2001

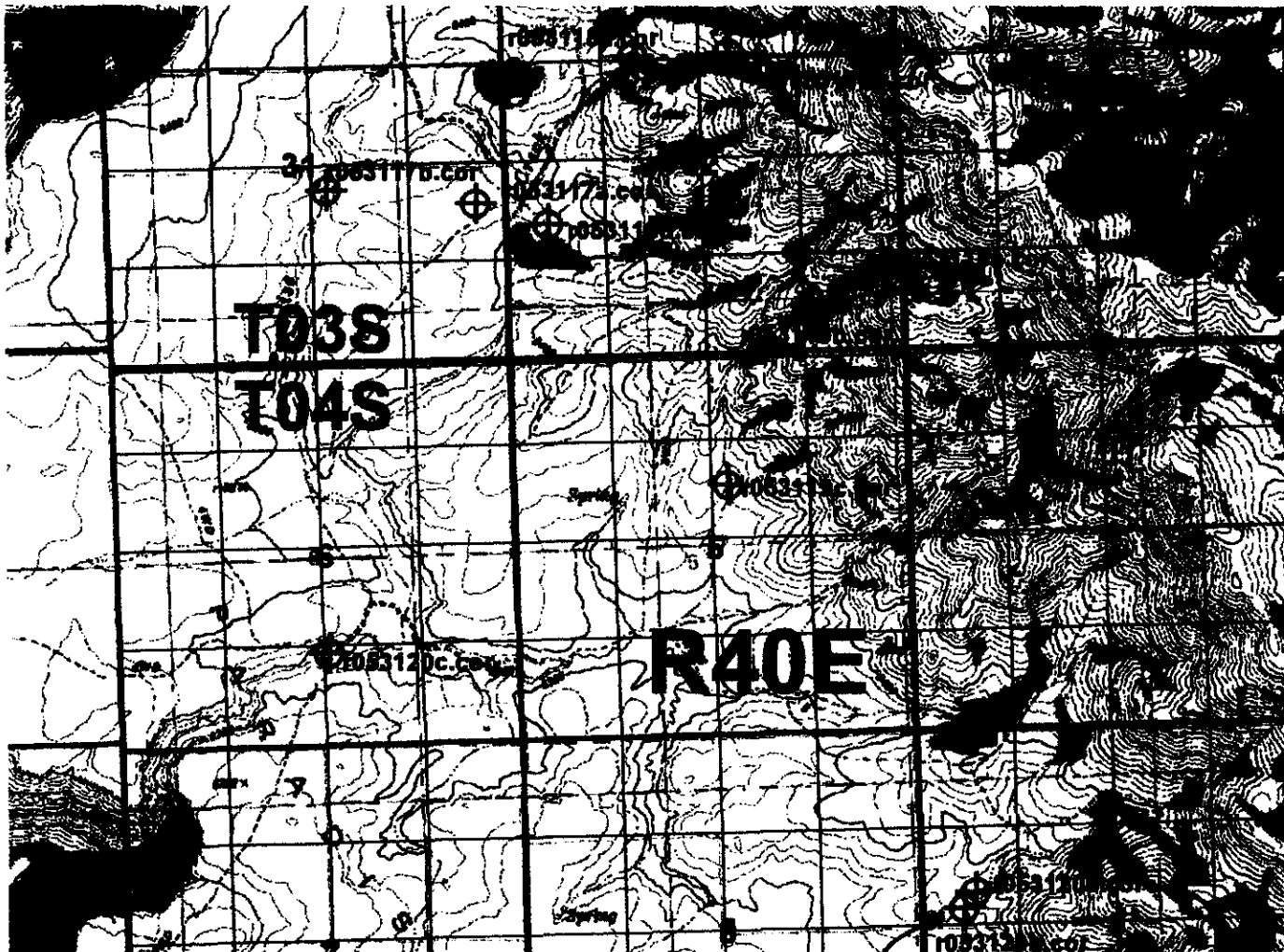
Reviewer _____

Date _____

SEAL

MICRO FILM
OCT 9 7 2001

27-07480



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

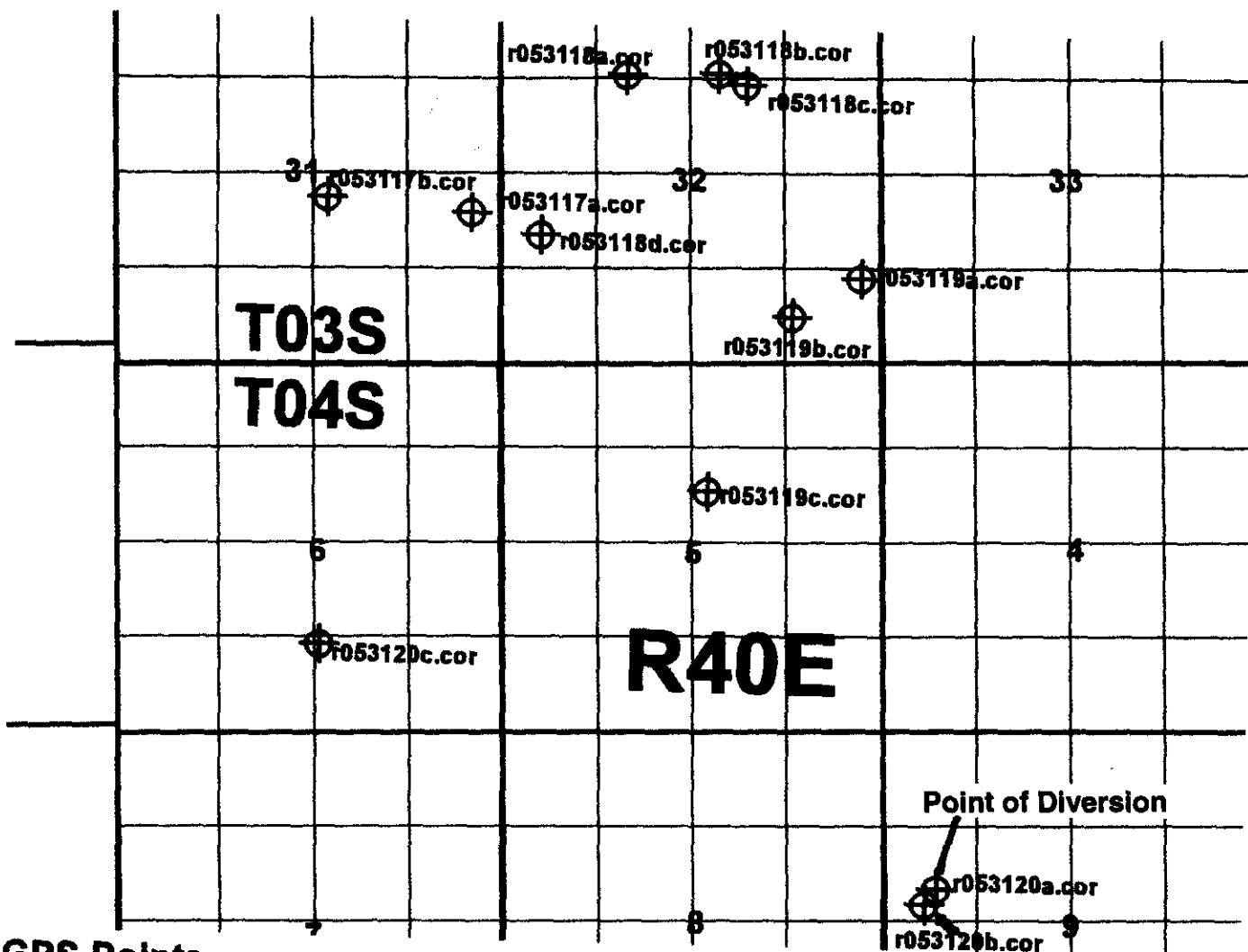
(P/U #2 r053117b) (P/U #3 r053118a)

(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

(P/U #1 r053119b) (P/U #2 r053119c)

27-07480



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

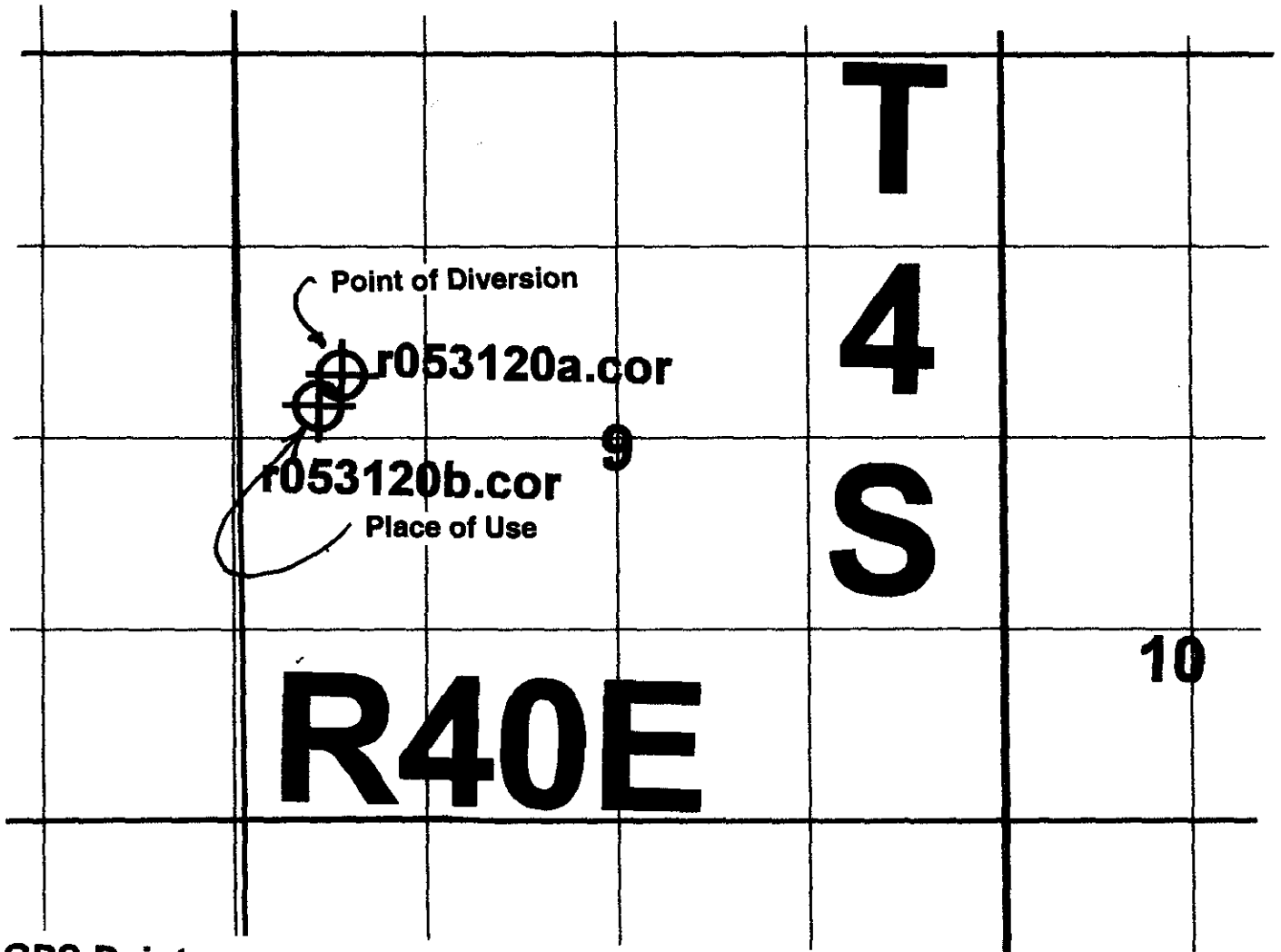
(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

(P/U #1 r053119b) (P/U #2 r053119c)

MACRO ENL
R07-02-2001

27-07480



GPS Points

27-07480 (P/D r053120a) (P/U r053120b)

27-07589 (P/D & P/U r053120c)

27-07590 (P/D r053118c)

(P/U #1 r053117a)

(P/U #2 r053117b) (P/U #3 r053118a)

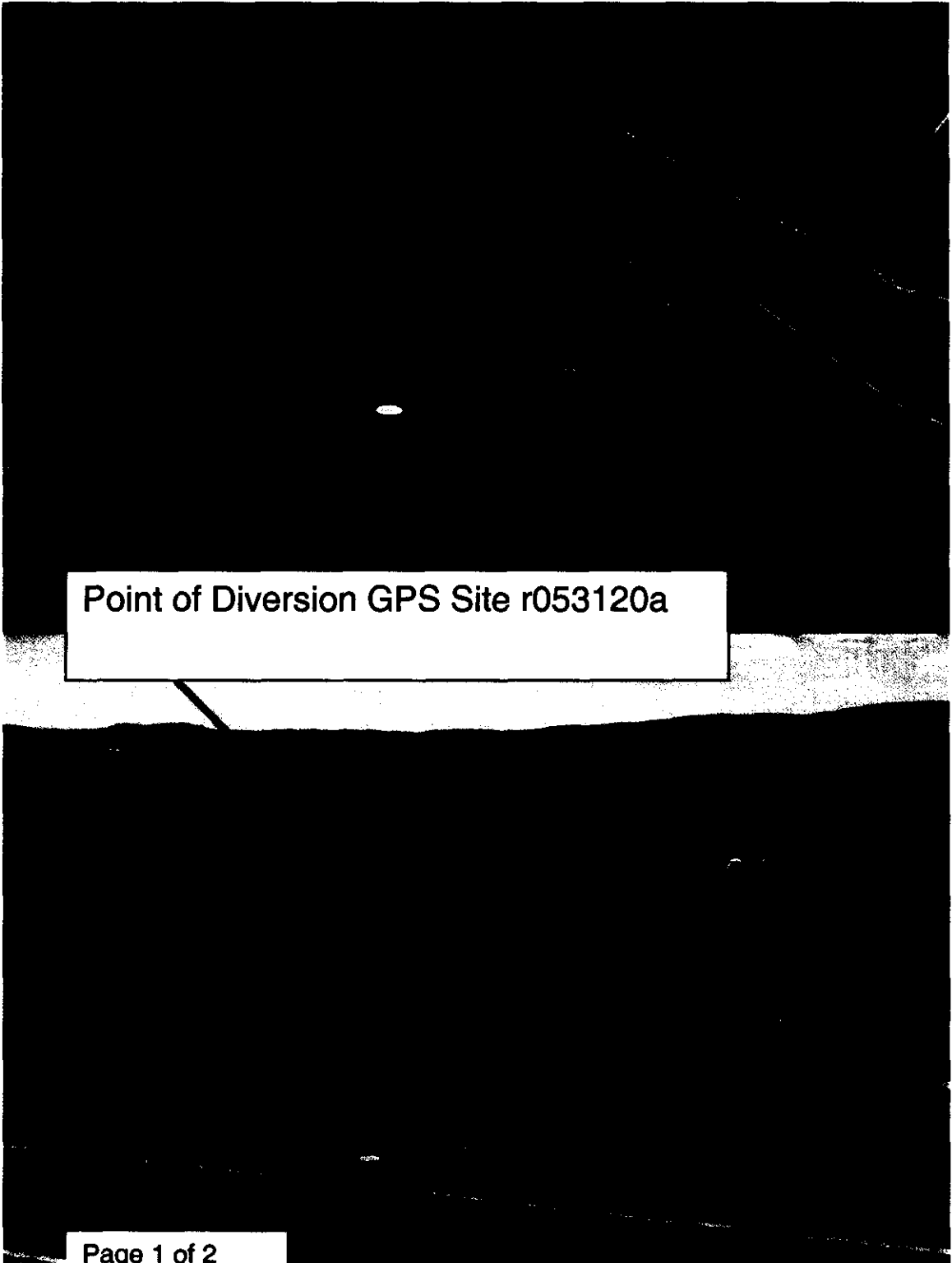
(P/U #4 r053118b) (P/U #5 r053118d)

27-07591 (P/D r053119a)

(P/U #1 r053119b) (P/U #2 r053119c)

27-07480

NOV 19 2 2001



Point of Diversion GPS Site r053120a

Page 1 of 2

DEC 11 2006
DEC 11 2 2006



27-07480

December 19, 1990

DAVID L. COUSIN
920 9TH ST.
IDAHO FALLS, ID 83404

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07480

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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JAN 03 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 27-7480

Date 12-18-90

GENERAL CONSIDERATIONS

Y Name same as permit?
N Address change? If yes, prepare data entry form.
Y Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

✓ Surface water source
 Ground water source
 Drill permit req'd? Copy in file?
 Well log in file?
 Amt paid for drilling permit? Correct?

LICENSE EXAMINATION FEE

N Required?
 Amount submitted?
 Correct amount?

MEASURING DEVICE

N Measuring device or access port required?
 Installed?
 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

proof acceptable

PRIORITY CALCULATION

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

HB

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
December 15, 1989

DAVID L. COUSIN
920 9TH ST.
IDAHO FALLS, ID 83404

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

RE: PERMIT NO. P27-07480

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.

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 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

MICROFILMED

DEC 18 1989

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

27 7480

INITIAL REVIEW BY DM DATE 9-25-89 APPLICATION NUMBER _____
David L. CousinREQUIRED 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
- ☐ 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 NOV 09 1989

Department of Water Resources

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

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 11-6-89
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 27-N/A
☐ Yes ☐ No Special conditions of approval or cover letter below. source sink

See below for additional information
Date of priority recommended 9-21-89
By HWJ Date 11-8-89

STATE OFFICE REVIEW

See below for additional information
By kw Date 12-4-89

ADDITIONAL INFORMATION

App. in NON-TRUST area-

27-Sep-1989

David L. Cousin
920 9th Street
Idaho Falls, ID 83404

RE: Application for Permit No. 27-7480

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. 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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DEC 18 1989



27-07480

COUSIN, DAVID L.
920 9TH ST.
IDAHO FALLS, ID 83404

Source: SPRING

Tributary: SINKS

Diversion Pt: SESWNW Sec 9 T 04S R 40E

Use: STOCKWATER (.040 CFS)

Date Filed: 9/21/1989

In: T04S R40E S09 SWNW

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DEC 18 1989