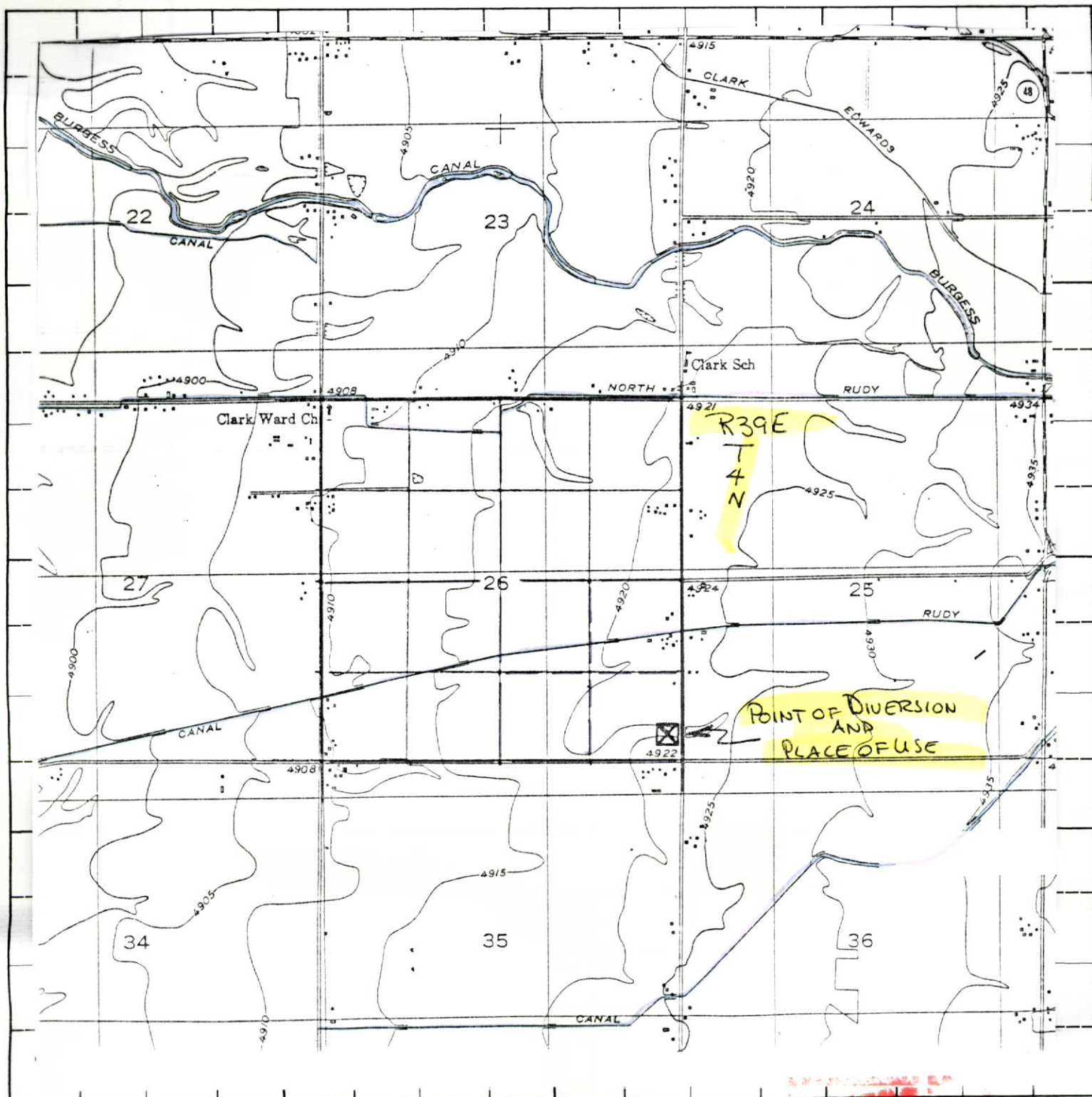


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

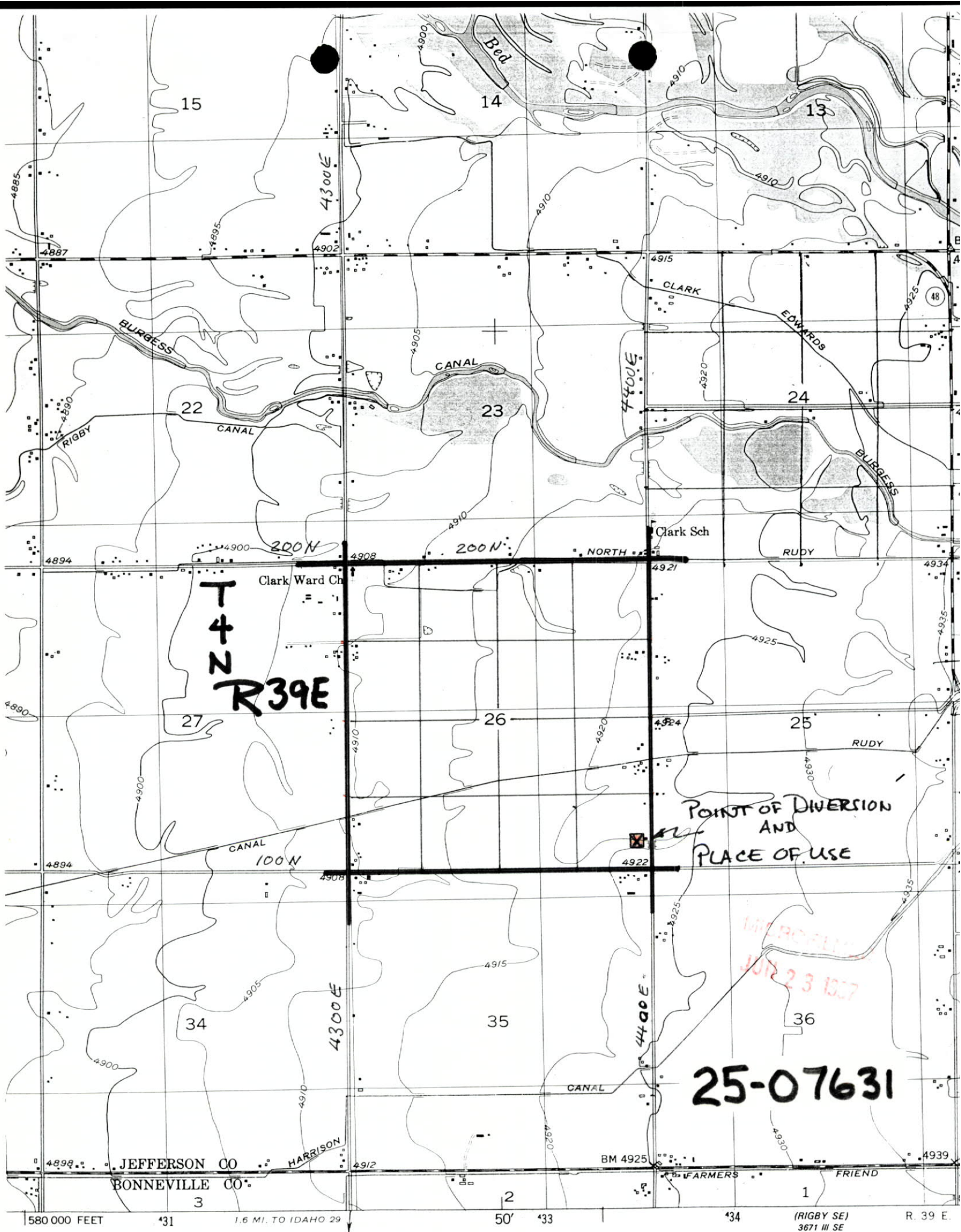


Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Joseph A. D...
(Applicant)

OCT 6 1994



The Jefferson Star
Rigby, Idaho

**AFFIDAVIT OF
PUBLICATION**

State of Idaho)
) ss
County of Jefferson)

I, Christine Fee
of the Jefferson Star, published weekly at
Rigby, Jefferson County, Idaho, do
solemnly swear that the

notice of applications,
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in
any supplement issue thereof for 2
consecutive issues, the first publication
having been made on Aug 17, 94
and the last publication having been made
on Aug 24, 94.

Further, that said newspaper is one of
general circulation in said county; that it is a
legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide
subscribers living within the county of
publication; and that it has been
continuously and uninterrupted published
in said county during a period of seventy-
eight consecutive weeks prior to the first
publication of the said notice.

Christine Fee

On this 31 day of Aug.
in the year of 1994, before me, a Notary
Public, personally appeared

Christine Fee.

known or identified to me to be the person
whose name subscribed to the within
instrument, and being by me first duly
sworn, declared that the statements therein
are true, and acknowledged to me that she
executed the same.

Crystal Foster
Notary Public of Idaho

Residing at 1032 N. 1100 E. - Shelley ID

My commission expires March 8, 1999

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SEP 02 1994

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION FOR
WATER RIGHT**

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

25-07631
DANIELSON, ROGER A
1008 CASSIA
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: SESE Sec 26 T
04N R 39E in JEFFERSON County.

Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 8/8/1994
In: JEFFERSON County
T04N R39E S26 SESE

The permit(s) will be subject to all
prior water rights. Protests must be filed
with the applicant and with the director,
along with a \$25.00 filing fee to the
Department of Water Resources, 900
N. Skyline Dr., Idaho Falls, ID, 83402,
on or before SEPTEMBER 5, 1994.

R. Keith Higginson

Published in the Jefferson Star,
Rigby, Idaho, Aug. 17 and 24, 1994.

NOTARY INFO

OCT 19 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07631

Priority: August 8, 1994

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volumes: 1.2 AF

This is to certify, that ROGER A DANIELSON
1008 CASSIA AVE
IDAHO FALLS ID 83402

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 8, 1994; and has submitted Proof of Beneficial Use on August 21, 1995. An examination indicates that the works have a diversion capacity of 0.060 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>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SESE, Sec. 26, Township 04N, Range 39E
JEFFERSON County

PLACE OF USE: DOMESTIC

TWN RGE SEC

04N 39E 26

SESE

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. Rights 25-07183 and 25-07631 when combined shall not exceed a total diversion rate of 0.06 cfs.
6. Right 25-07183 is also diverted through the point(s) of diversion described above.
7. Domestic use is for 1 home.

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JUN 29 1997

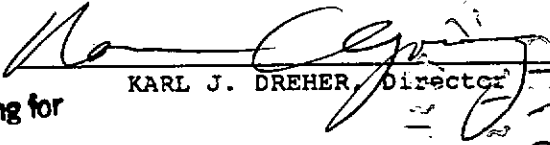
State of Idaho
Department of Water Resources

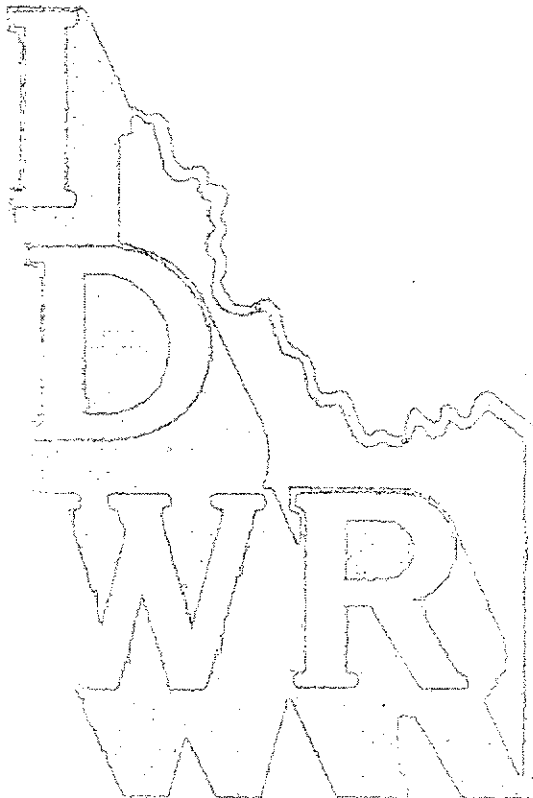
WATER RIGHT LICENSE

WATER RIGHT NO. 25-07631

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 10TH
day of JUNE, 1997.

Acting for


KARL J. DREHER, Director



MICROFILMED

JUN 23 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES RECEIVED

PROOF OF BENEFICIAL USE

AUG 21 1995

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

1. Permit No. 25-07631 Telephone No. 523-9344
2. Name(s) of Permit Holder(s): ROGER A. DANIELSON
3. Mailing Address: 1008 CASSIA AVE. IDAHO FALLS, 83402
4. Source of Water: GROUNDWATER If GROUNDWATER (well), Date Drilled: mo. / yr.
 - a. Well Driller: Erwin Kindell Drilling Permit Number: - -
 - b. **OPTIONAL:**
Pump Horsepower: 1 1/2 HP Pressure (psi): 50 Dynamic pumping level (ft): 90
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 3 PRESENT Stockwater (No. and type of stock): 3 HORSES
Irrigation (No. of acres): Other:
6. Total rate of diversion and/or volume for which proof is submitted: 0.060 cfs OR acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is **not optional**. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes or No X
Has the measuring device been installed? Yes or No X

Flow Measurement Port: Is a flow measurement port required? Yes or No X
Has the measurement port been installed? Yes or No X

8. Fee Enclosed: \$ (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Erwin Danielson Telephone Number: 523-8021
Address: P.O. Box 231, Idaho Falls, ID 83402
10. The information given on this form 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.

Signature of permit holder: Roger A. Danielson Date: 8-17-95
(include your title, if on behalf of company or organization)

SEP 14 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 25-07631

Proposed Priority: August 8, 1994

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **ROGER A DANIELSON**

1008 CASSIA

IDAHO FALLS ID 83402

has applied for a permit to appropriate water from: **GROUNDWATER**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 26, Township 04N, Range 39E
JEFFERSON County

PLACE OF USE: DOMESTIC

TWN RGE SEC

04N 39E 26

SESE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1995.**
2. Subject to all prior water rights.
3. The issuance of this right in no way grants any right-of-way or easement across the land of another.
4. Domestic use is for 1 home.

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

5th day of October, 1994.

R. Keith Higginson
for R. Keith Higginson, Director

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OCT 19 1994

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SEP 09 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 25-7631

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant Roger A. Davidson Phone 523-9344
Post office address 1008 Cassia Idaho Falls, Idaho 83402
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____
Sec. 26 Township 4N Range 39E B.M. Jefferson County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 cfs for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.04 cfs 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 our home
This is the same pd. as License 25-07183

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 6 inches; proposed depth of well is 150 feet.
d. Is ground water with a temperature of greater than 85°F being sought? N
e. If well is already drilled, when? 1960; Drilling firm Erwin Kendel;
Well was drilled for (well owner) Melvin J. Davidson
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 years (minimum 1 year).

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SEP 19 1994

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. One
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4A	39E	26																D	

Total number of acres to be irrigated _____

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

25-07183

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

b. Who owns the land to be irrigated or place of use? Roger A. Danielson

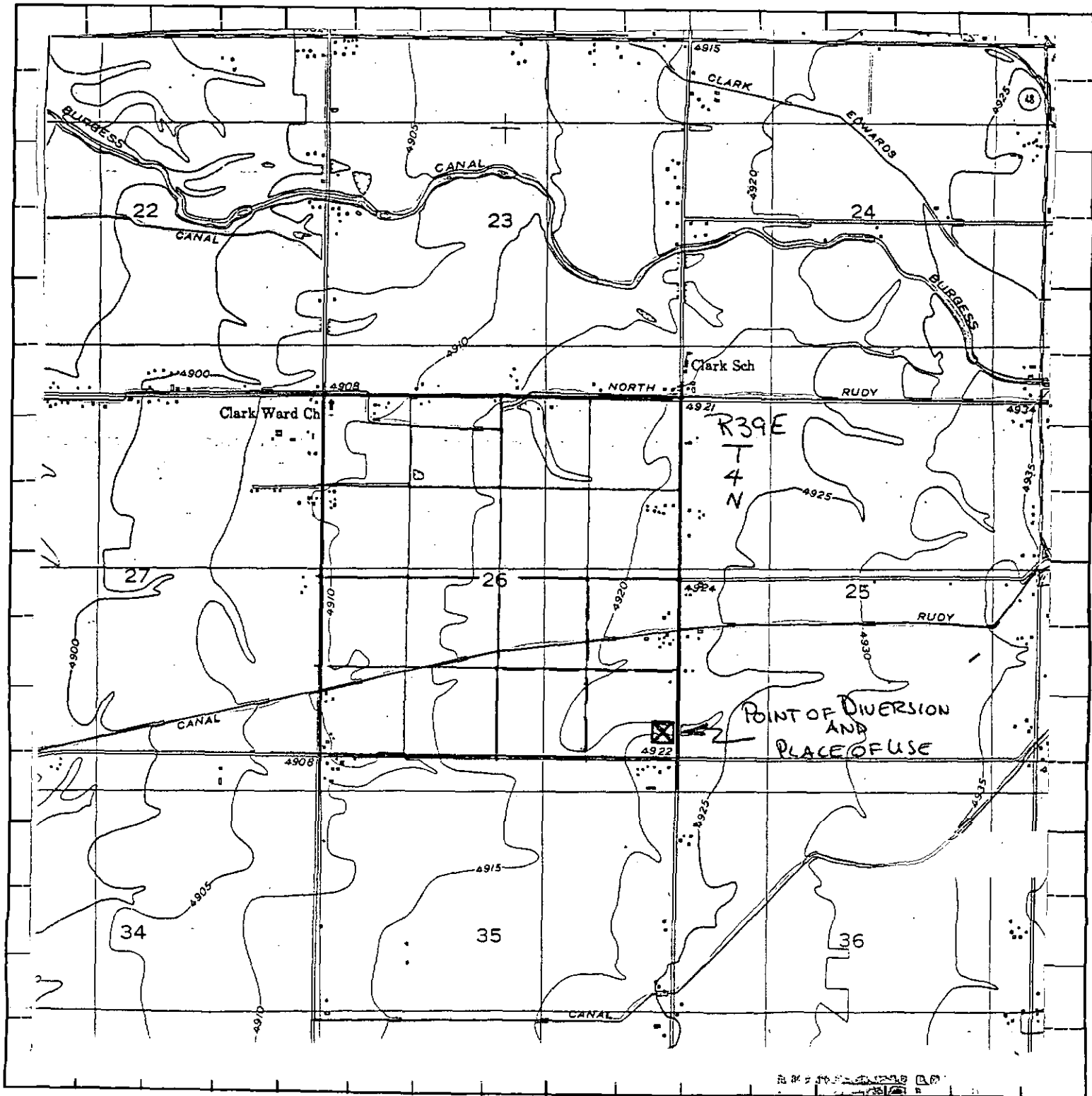
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Melvin is applicants Father.

12. Remarks: _____

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OCT 19 1994

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



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.

Stephen A. D...
(Applicant)

OCT 6 1994

Received by Jo Date 8-8-94 Time 11:10 A Preliminary check by SKIP
Fee \$ 50.00 Receipted by Jo # E020133 Date 8-8-94
Publication prepared by LB Date 8-18-25-94 Published in Jefferson Star
Publication approved LB Date 9-6-94

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:

OCT 19 1994



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

June 26, 1997

Roger A. Danielson
1008 Cassia Ave.
Idaho Falls, ID 83402

RE: Water Right License No. 25-07631

Dear License Holder:

During the review of this water right for licensing, department personnel noted that a license examination fee of \$50.00 was submitted with the proof of beneficial use filing. A license exam fee is not required for a rate of diversion of 0.04 cfs or less from a ground water source. Therefore, you are entitled to a refund of the license examination fee.

I have initiated the process to refund the \$50.00 examination fee. You should receive the refund within seven (7) to ten (10) business days under separate cover.

If you have any questions regarding this matter, please contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary

C: IDWR - Region
Mary McCulley - Fiscal

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AUG 12 1997



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

June 10, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROGER A DANIELSON
1008 CASSIA AVE
IDAHO FALLS ID 83402

RE: WATER RIGHT NO. 25-07631

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.

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JUN 23 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.

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JUN 23 1997

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 written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

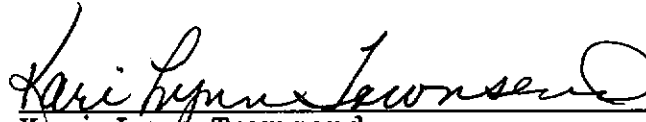
JUN 23 1997

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of June, 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. 25-07631

ROGER A DANIELSON
1008 CASSIA AVE
IDAHO FALLS ID 83402


Kari Lynn Townsend
Secretary

MICROFILMED
JUN 23 1997

WR0749NP

No. L25-07631

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT PROFILE REPORT

DATE: 06/05/97

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROGER A DANIELSON 1008 CASSIA AVE IDAHO FALLS ID 83402 (208) 523-9344	08/08/1994	DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.060 CFS

Point(s) of Diversion: T04N R39E S26 SESE JEFFERSON County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
04N 39E 26 :															

Pou County: JEFFERSON

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

25-07183 25-07631 25-07633

Other Water Rights Listing Overlapping Place(s) of use:

01-00243 25-07633

Remarks: Rights 25-07183 and 25-07631 when combined shall not exceed a total diversion rate of 0.06 cfs.
Right 25-07183 is also diverted through the point(s) of diversion described above.
Domestic use is for 1 home.

Dates: App. Received: 08/08/1994 Priority Date: 08/08/1994
Proof Due Date: 10/01/1995 Proof Made Date: 08/21/1995
Exam Made Date: 05/30/1996 Exam Sent to S.O.: 05/21/1997
Licensed Date:

Misc: Water District Number: Field Exam Fee: N (Not Required)

Comments: Date: 08/23/1995 User-ID: SCURTIS Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 06/05/97 SCURTIS

LICENSE REVIEW CHECKLIST

PERMIT NO. 25-07631

DATE 6/5/97

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

RATE OF DIV

Permitted Rate	<u>.04</u> cfs
Fee limit	<u>.20</u> cfs
Measured	<u>—</u> cfs
Theoretical	<u>.06</u> cfs

*\$5000 (should have been refunded -
got for .04 cfs as filed)*

Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/
NATURE OF USES —

✓ Use

<u>Dom.</u>	Volume Calculation
<u>1X1.2</u>	<u>1X1.2</u> af
<u>—</u>	<u>—</u> af
<u>—</u>	<u>—</u> af
<u>—</u>	<u>—</u> af
SUBTOTAL	<u>1.2</u> af

Flow rate .04 cfs X 365 days X 1.98 ~~af~~ = 29.0 af
 Total volume recommended 1.2 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W36 (25-07183)
W35 (.06 cfs)
D/I home.

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

— Overlap

— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
 Adjustment Memo ✓

1st Amend Letter N/A
 2nd Amend Letter N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAY 23 1997

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 25-07631

1. Owner: Roger A. Danielson

Phone No. 523-8021

Current Address: 1008 Cassia Ave Idaho Falls 83402

2. Accompanied by: —

EXAM DATE: 5-30-1996

Address: —

Phone No. —

Relationship to Permit Holder: —

3. Source: GROUNDWATER

tributary to —

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 25-7183

2. Other water rights with the same point of diversion: 25-7183

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	SE	26	4N	39E	Jefferson	USGS Quad, on site, Exam 25-7183

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	
4N	39E	26																D	

MICROFILMED
MAY 23 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
	UNK	1 1/2	UNK	UNK	

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

D. FLOW MEASUREMENTS

1. *THEORETICAL*

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

2. Measurements: *Theoretical*

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JUN 23 1997

E. NARRATIVE/REMARKS/COMMENTS

Place of Use aka 105N 4400E

Well used for this permit & License 25-7183

Well Logs in same $\frac{1}{4}$ - $\frac{1}{4}$ drill bit 1994-1995 = 80'

Well Pump mainline to three domestic homes (There is also
stock water Total unknown less than 5 large animals)

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

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JUN 23 1997

F. FLOW CALCULATIONS

Measured Method:

$$Q = \frac{1.5(8.814)(.7)}{85 + (30 \times 2.305)} = 0.06 \text{ cfs}$$

Limited to 0.04 cfs

Additional Computation Sheets Attached

STATIC WATER LEVEL = 80'
DRAWDOWN = 5'
85'**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

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

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

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$V_D = 1.2$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic (1 unit)	1/1	12/31	0.04	1.2
Totals:			0.04 cfs	1.2

2. Recommended Amendments

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

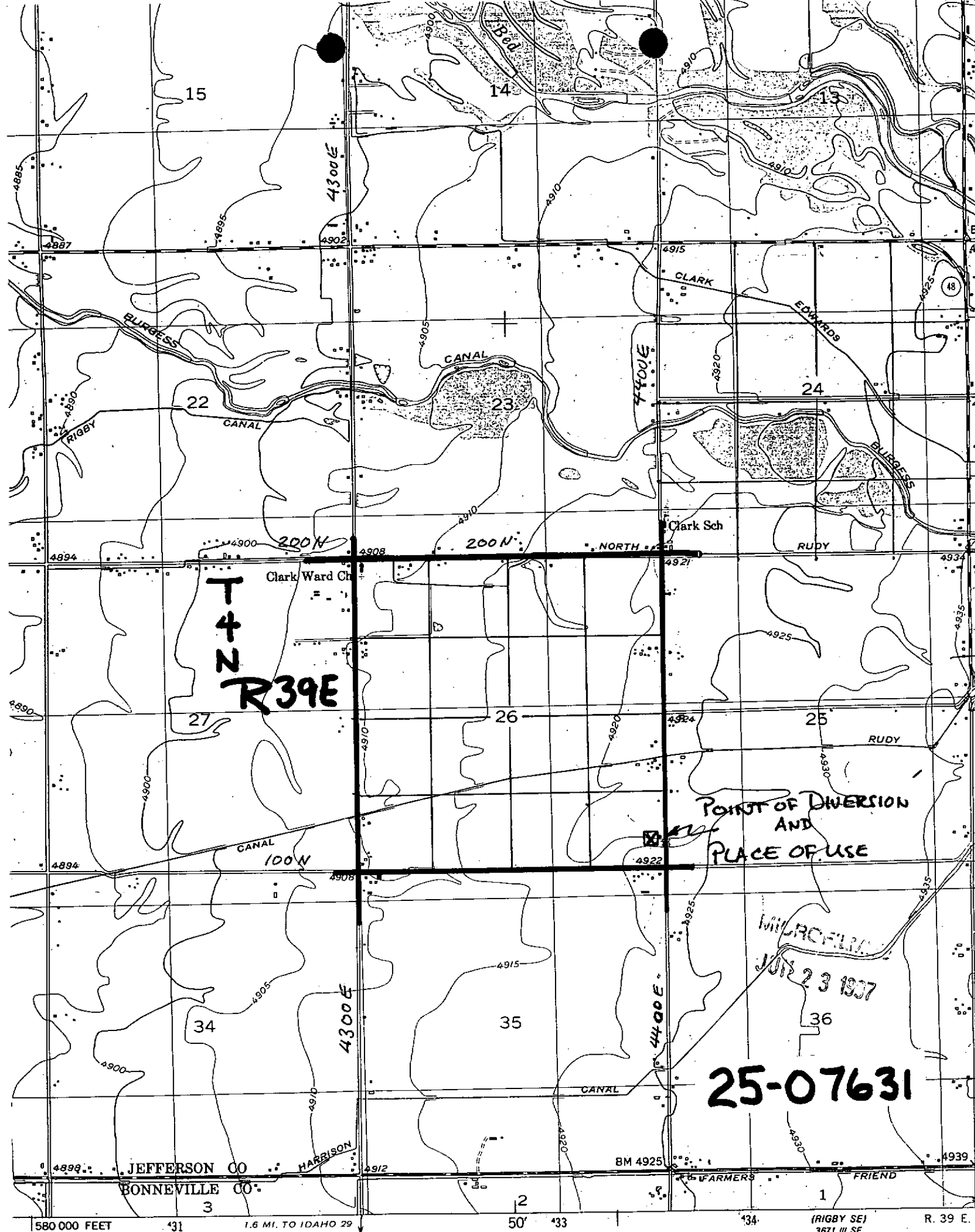
I. AUTHENTICATIONField Examiner's Name KEITH C. WILSON Date 30 May 96

Reviewer _____ Date _____

SEAL

MICROFILMED

JUN 23 1997



**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 25-07631 Reviewed by Jy Date 9-12-95

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

_____ Surface water source
✓ Ground water source
no Drilling permit required?
_____ Copy in the file? Drilling Permit No. _____
_____ Amount paid for permit _____ Correct?
_____ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

no Required?
/ Amount Submitted
_____ Correct?
no Required?
/ Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	<u>refund</u>
Date proof due	_____	
No. of days late	_____	
Priority Date	_____	
New Priority Date	_____	

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____ Proof Made 8-21-95

September 12, 1995

ROGER A DANIELSON
1008 CASSIA
IDAHO FALLS ID 83402

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 25-07631

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,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED
SEP 14 1995

July 31, 1995

ROGER A DANIELSON
1008 CASSIA
IDAHO FALLS ID 83402

PROOF DUE NOTICE

RE: PERMIT NO. 25-07631

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before October 1, 1995.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

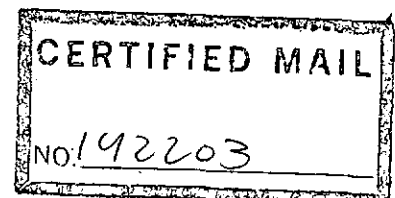
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED

SEP 14 1995





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

October 5, 1994

ROGER A DANIELSON
1008 CASSIA
IDAHO FALLS ID 83402

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 25-07631

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

Enclosed is 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 is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

A handwritten signature in black ink, appearing to be 'Jim Johnson', written over the typed name and title.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

MICROFILMED

OCT 19 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 25-7631 Name: Danielson Date: 9/28/94 Correct Fee? ☒

AREA OF CONCERN? - No/Yes ESRP Mor GWMA Trust/Non-trust
SYSTEM COMPLETED: - domestic exempt
No - 26A-P17
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - NA
GROUNDWATER:
+ 0.2 cfs <FLO-CH> - T17 (new), 01K (existing), No MD
-0.2 cfs - No MD <FLOW CHART>
Drilling Permit:
Included w/permit - Permit No. _____, P99
Existing well - NA (pre 7/1/87)
No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)
SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <FLOW CHART>
LOCATION:
Water District(~~dem~~) - WD No. _____
*Surface water - 005 (req) 01J-P08 <FLOW CHART>
(doesn't sink) or 01H-P01 <FLOW CHART>; No MD
Groundwater - P05 (new irrigation well)
In stream channel - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (-85° GW temp only)
Swan Falls Flag - C <SEE CONDITION CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA
RIVER BASINS (*Surface water):
Boise R(63) - 05A (if WB), 11E (non-domestic use), NA
Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA
Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA
USE:
Fish Propagation - 07A-042 (req) & 010/06A/09E(WQ)-P10
044 (N 1000 Spr)
Irrigation - 03A/057, 803(if GW use SW 1st)(+5A PU comp), NA
Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Mining - 054 (req) & 06A/010/09E-P10
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA
Domestic (surface) - 021(Boise R ↑ L Peak), 064(Payette R), NA
OWNERSHIP:
Non land owner - 004 (PD/PU) Melvin Danielson (father)
PROTESTED: - 020(Prehearing agreement)/W19(See Order)
OTHER CONDITIONS: -
REMARKS: - 1 work
BENEFICIAL USE DUE: - 10-1-1995
COMMENTS: -

Form No. 202a
4/87

Dist. for staffing 8-8-94
Submitted for advertising 8-8-94

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWS DATE 8-8-94 APPLICATION NO. 25-76.31
Roger A. Danielson
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

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
SEP 09 1994

Department of Water Resources

<u>SEND COPIES TO</u>	_____ Idaho Dept. of Health & Welfare	_____ U.S. BLM
<i>NONE</i>	_____ Idaho Dept. of Fish & Game	_____ U.S. Forest Service
	_____ Idaho Dept. of Lands	_____ Water District
	_____ Adjudication Bureau Unit	_____ Other

~~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 <u>9-5-94</u>
☐ 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 8-8-94
By HUT Date 9-7-94

By _____ See below for additional information
Date _____

ADDITIONAL INFORMATION

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 _____

Project impacts/implications report

COMMENTS

[illegible]

The Jefferson Star
Rigby, Idaho

**AFFIDAVIT OF
PUBLICATION**

State of Idaho)
) ss
County of Jefferson)

I, Christine Fee
of the Jefferson Star, published weekly at
Rigby, Jefferson County, Idaho, do
solemnly swear that the

Notice of Application
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in
any supplement issue thereof for 2
consecutive issues, the first publication
having been made on Aug 17, 94
and the last publication having been made
on Aug 24, 94.

Further, that said newspaper is one of
general circulation in said county; that it is a
legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide
subscribers living within the county of
publication; and that it has been
continuously and uninterruptedly published
in said county during a period of seventy-
eight consecutive weeks prior to the first
publication of the said notice.

Christine Fee

On this 31 day of Aug.
in the year of 1994, before me, a Notary
Public, personally appeared

Christine Fee.

known or identified to me to be the person
whose name subscribed to the within
instrument, and being by me first duly
sworn, declared that the statements therein
are true, and acknowledged to me that she
executed the same.

Crystal Foster
Notary Public of Idaho

Residing at 1032 N. 1100 E. - Shelley ID

My commission expires March 8, 1999

RECEIVED

SEP 02 1994

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION FOR
WATER RIGHT**

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

25-07631
DANIELSON, ROGER A
1008 CASSIA
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversiion Pt: SESE Sec 26 T
04N R 39E in JEFFERSON County.

Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 8/8/1994
In: JEFFERSON County
T04N R39E S26 SESE

The permit(s) will be subject to all
prior water rights. Protests must be filed
with the applicant and with the director,
along with a \$25.00 filing fee to the
Department of Water Resources, 900
N. Skyline Dr., Idaho Falls, ID, 83402,
on or before SEPTEMBER 5, 1994.

R. Keith Higginson
Published in the Jefferson Star,
Rigby, Idaho, Aug. 17 and 24, 1994.

NOTIFIED

OCT 19 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
900 N Skyline

Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 12, 1994

THE JEFFERSON STAR
P.O. BOX 37
RIGBY, ID 83442

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 5, 1994.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED

OCT 19 1994

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED
OCT 19 1994

25-07631

DANIELSON, ROGER A
1008 CASSIA
IDAHO FALLS, ID 83402

Source: GROUNDWATER

Diversión Pt: SESE Sec 26 T 04N R 39E in JEFFERSON County.

Use: DOMESTIC (.040 CFS)
Total Diversión: (.040 CFS)

Date Filed: 8/ 8/1994

In: JEFFERSON County
T04N R39E S26 SESE

OCT 19 1994

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before SEPTEMBER 5, 1994.

R. KEITH HIGGINSON, Director

Published: 8/17/1994 & 8/24/1994

MAINTAINED

OCT 19 1994

12-Aug-1994

ROGER A DANIELSON
1008 CASSIA
IDAHO FALLS ID 83402

RE: Application No. 25-07631

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 JEFFERSON STAR on 8-18 & 25-1994. 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 Right Supervisor

HWJ:rb

OCT 19 1994