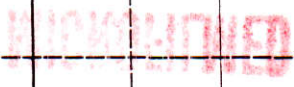


DEC 5 1983



OCT 26 1989

Application for permit to appropriate the public waters of
 + Arin Rhodes
 (Applicant)

07512

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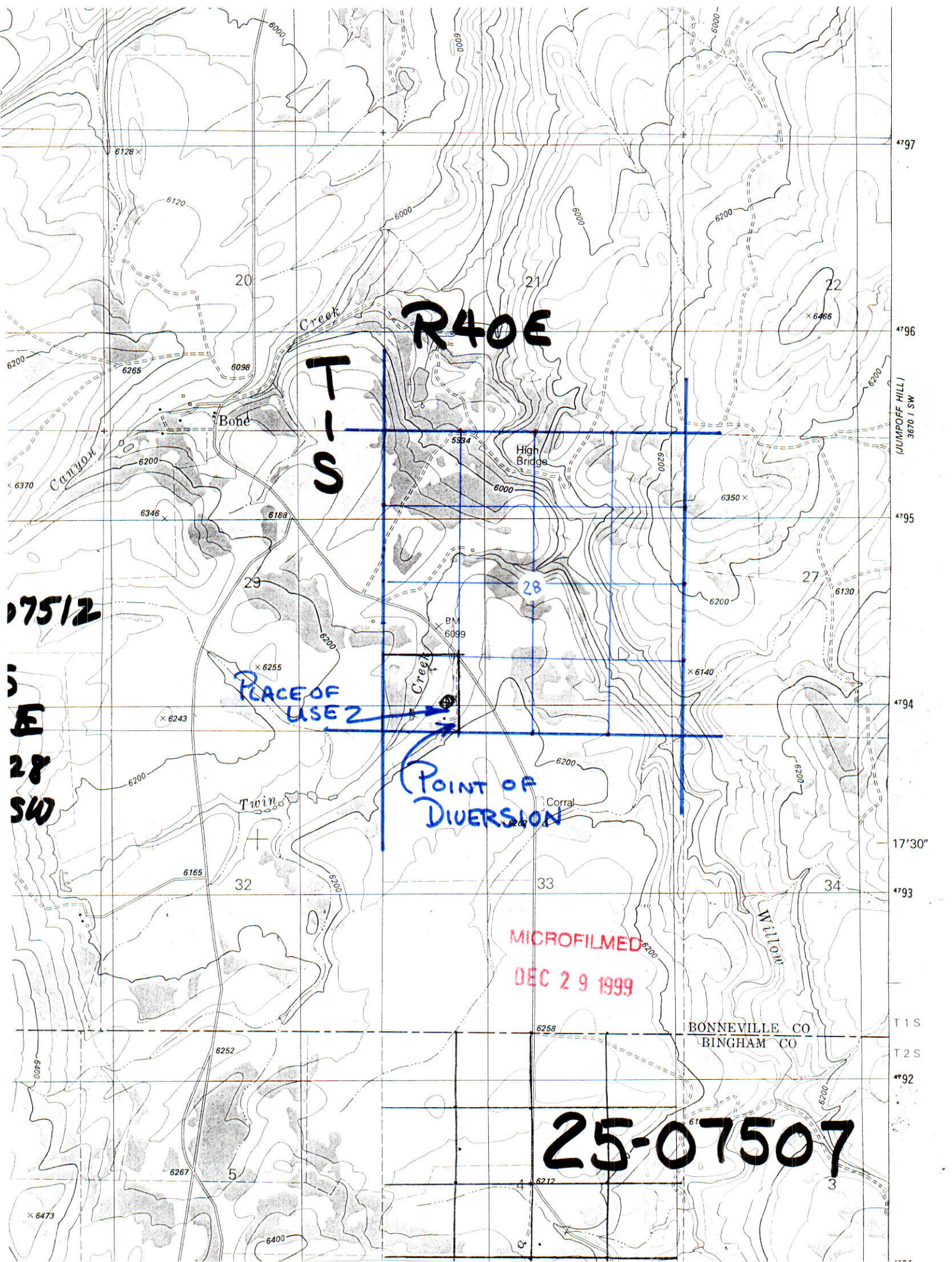
PLACE OF
USE 2

POINT OF
DIVERSION

MICROFILMED
DEC 29 1999

BONNEVILLE CO
BINGHAM CO

25-07507



PLACE OF USE AKA
1788 Bone Road

PLACE OF USE AKA
1780 Bone Road



Collection Tank at Spring ↗

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DEC 29 1999

25-07507

25-07507

RHOADES, ARVIN
BOX 1422
IDAHO FALLS, ID 83403

Source: SPRINGS

Tributary: TWIN CREEK

Diversion Pt: SESWSW Sec 28 T 01S R 40E

Use: DOMESTIC (.060 CFS)

Date Filed: 6/15/1989

In: T01S R40E S28 SWSW

25-07507
RHOADES, ARVIN
BOX 1422
IDAHO FALLS, ID 83403
Source: SPRINGS; Tributary: TWIN
CREEK
Diversion Pt: SESWSW Sec 28 T 01S R 40E
Use: DOMESTIC (.060 CFS)
Date Filed: 6/15/1989
In: T01S R40E S28 SWSW

MICROFILMED

OCT 26 1989

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 25-07507

Priority: July 12, 1989

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that ARVIN RHOADES

PO BOX 1422

IDAHO FALLS ID 83403

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 15, 1989; and has submitted Proof of Beneficial Use on November 28, 1990. An examination indicates that the works have a diversion capacity of 0.060 cfs of water from:

SPRING

tributary to SINKS

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	0.06 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SESWSW , Sec. 28, Township 01S, Range 40E
BONNEVILLE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

01S 40E 28

SWSW

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
2. Domestic use is for 2 homes and does not include lawn, garden, landscape, or other types of irrigation.

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 administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 13th day of

DECEMBER, 1999.


KARL J. DREHER, Director

MICROFILMED
DEC 29 1999

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 25-7507 IN THE)
NAME OF ARVIN RHOADES) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before November 1, 1990; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on November 28, 1990;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 25-7507 be REINSTATED and the priority advanced to July 12, 1989.

Dated this 13th day of June, 1991.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

JUL 01 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED
NOV 30 1990
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.

1. Permit No. 25-07507 Telephone No. 523-49002. Name(s) of Permit Holder(s): Arvin Rhoades3. Post Office Address: PO Box 1422 Idaho falls Id 832034. Source of Water: Springs tributary to twin creek

a. If ground water, well driller's name: _____ Date drilled: _____

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

5. Extent of Use:

Domestic 21 (No. of households) Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

6. Total rate and/or volume for which proof is submitted .04 cfs _____ acre/feet

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

Measuring device: Required? Yes No Installed? Yes No

OR

Flow Measurement Port: Required? Yes No Installed? Yes No8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

Arvin Rhoades 523-4900
Name Telephone No.PO Box 1422 Idaho falls Idaho
Address

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

Date

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

JUL 01 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 25-07507

Proposed Priority: June 15, 1989

Maximum Diversion Rate:

0.06 CFS

This is to certify, that **ARVIN RHOADES**
P.O. BOX 1422
IDAHO FALLS, ID 83403
has applied for a permit to appropriate water from:

SPRINGS

tributary of **TWIN CREEK**

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

0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESWW

Sec. 28, Township 01S, Range 40E
BONNEVILLE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

01S 40E 28

SWSW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1990**.
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. Use of water under this permit is subject to control by the watermaster of State Water District No. 01.
6. Domestic use is for 2 homes.

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

19th day of October, 1989

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OCT 26 1989

R. Keith Higginson

R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant ARVIN RHOADES Phone 523-4900
Post office address Box 1422 IDAHO FALLS, ID 83403
2. Source of water supply SPRINGS which is a tributary of TWIN CREEK
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 28 Township 1S Range 40E B.M. BONNEVILLE County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .06 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) .06 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 3 BYRRED COLLECTION TANKS
WITH 2" PIPELINE TO MOBILE HOMES.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

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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.

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.

[illegible]

10. Describe any other water rights used for the same purposes as described above. *None*

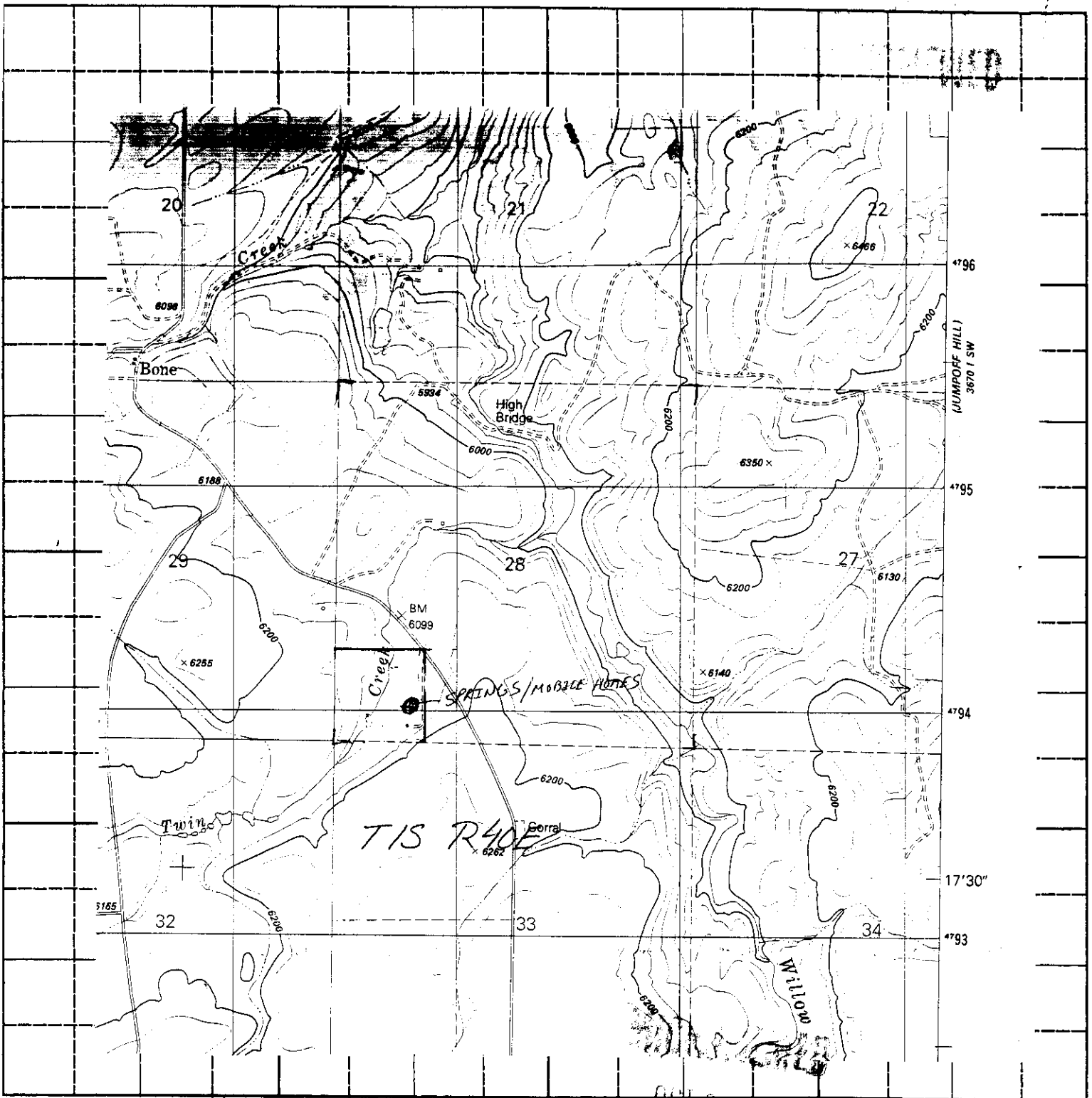
b. Who owns the land to be irrigated or place of use? APPLICANT

applicant to make this filing.

ONE MOBILE HOME SERVED BY SPRINGS SINCE

6861 92 100

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.

[Signature]
(Applicant)

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OCT 26 1989

e. Other:

- 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.
- 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.

_____, 19____

- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. _____, and said application is hereby _____

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by TO Date 6/15/89 Time 4:30 PM Preliminary check by AMS

Fee \$ 30 Received by TO # E009113 Date 6/15/89

Publication prepared by RB Date 8-17-89 Published in Post Register

Publication approved OW Date 9-11-89

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

23-07124

HALL, SAMUEL J.
HALL, IZOLA G.
1050 BANNOCK AVE.
IDAHO FALLS, ID 83402
Source: SPRING; Tributary: BIG SPRING
CREEK
Diversion Pt: NENWSW Sec 15 T 01S R
45E
Use: DOMESTIC (.040 CFS)
Date Filed: 6/27/1989
In: T01S R45E S15 NWSW

23-07125

VERNON, CAROL L.
VERNON, SR., JACK L.
5593 W. BROADWAY
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: NWNENW Sec 36 T 01N R
44E
Use: DOMESTIC (.040 CFS)
Date Filed: 6/19/1989
In: T01N R44E S36 NENW

23-07507

RHOADES, ARVIN
BOX 1422
IDAHO FALLS, ID 83403
Source: SPRINGS; Tributary: TWIN
CREEK
Diversion Pt: SESWSW Sec 28 T 01S R 40E
Use: DOMESTIC (.060 CFS)
Date Filed: 6/15/1989
In: T01S R40E S28 SWSW

25-07508

THOMPSON, HOWARD M.
6535 S. HOLMES AVE.
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: NWNW Sec 8 T 01N R 38E
Use: STOCKWATER (.020 CFS)
DOMESTIC (.100 CFS)
Date Filed: 6/19/1989
In: T01N R38E S08 NWNW

31-07530

LARSEN, BLAINE
P.O. BOX 188
HAMER, ID 83425
Source: GROUNDWATER
Diversion Pt: NWNWSW Sec 35 T 09N R
36E
Use: STOCKWATER (.176 CFS)
Date Filed: 6/14/1989
In: T09N R36E S02 NENW
S35 SWNW

31-07531

LARSEN, BLAINE
P.O. BOX 188
HAMER, ID 83425
Source: GROUNDWATER
Diversion Pt: SENWSE Sec 31 T 09N R 36E
Use: STOCKWATER (.176 CFS)
Date Filed: 6/14/1989
In: T09N R36E S31 NWSE SWSE

35-08350

GELLINGS, STEVE
GELLINGS, JOHN B.
ROUTE 4, BOX 267
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: SWNE Sec 31 T 02N R 37E
Use: IRRIGATION (3.300 CFS)
Date Filed: 6/07/1984
In: T02N R37E S31 NWNE SWNE NENW
NWNW SWNW SENW
220.0 ACRES TOTAL

35-08356

MC CULLOUGH, WILLIAM JAMES
RT. 4 BOX 425
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: NESW Sec 9 T 01N R 37E
SESW Sec 9 T 01N R 37E
Use: IRRIGATION (1.500 CFS)
Date Filed: 8/01/1984
In: T01N R37E S09 SWNW SENW NESW
NWSW
75.0 ACRES TOTAL

35-08794

MEIKLE, STEVEN E.
MEIKLE, LULA
8152 N. 26 W.
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 23 T 03N R
37E
Use: IRRIGATION (.060 CFS)
DOMESTIC (.040 CFS)
Date Filed: 6/16/1989
In: T03N R37E S23 SWSW
3.0 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 SEPTEMBER 4, 1989.

R. Keith Higginson, Director

Published: August 17, 24, 1989

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OCT 26 1989

Proof of Publication
The Post-Register

RECEIVED

AUG 30 1989

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss

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

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 17th day of August, 1989, last publication having been made on the 24th day of August, 1989, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 25th day of August, 1989.

Ted Delezene
Don K. Napier
Notary Public

My commission expires September 30, 1994.

B10

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OCT 26 1989



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

December 13, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ARVIN RHOADES
PO BOX 1422
IDAHO FALLS ID 83403

RE: WATER RIGHT NO. 25-07507

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 described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or change of 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 reporting form.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
DEC 29 1999

CERTIFICATE OF MAILING

I hereby certify that on the 13th day of December, 1999, 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. 25-07507

ARVIN RHOADES
PO BOX 1422
IDAHO FALLS ID 83403


Kari Lynn Townsend
Secretary

MICROFILMED

DEC 29 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order 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 the 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 a 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, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a 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.

ORAL ARGUMENT

If the Department grants a petition to review a 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.

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DEC 29 1999

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

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DEC 29 1999

Permit No. 25-07507

If yes, paragraph codes: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL - 6 1999

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 25-07507

1. Owner: ARVIN Rhoades Phone No. _____

Current Address: P.O. Box 1422, Idaho Falls, Id 83403

2. Accompanied by: ARVIN Rhoades EXAM. DATE: 5-29-1998

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to SINKS

B. OVERLAP REVIEW

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

☐ Copies Attached

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

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached Photo

SEE ATTACHED PHOTO

MICROFILMED

DEC 23 1999

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Spring w/collection tank to Two SINGLE Domestic hook ups. At time of exam only 1788 Bone Road was hooked up to system, 1780 Bone Road had had a trailer hooked up at one time. Each domestic hookup utilizes a pump to pressure tank arrangement to facilitate Domestic use

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

5. **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	SW	28	1 S	40E	Bonneville	USGS Quad Map

6. **Place(s) of Use:** P/u AKA 1780 & 1778 Bone Road Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1 S	40 E	28											D						

MICROFILMED
Do not use this space

DEC 29 1999

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: *Theoretical flow* $Q = 0.06$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

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:

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DEC 29 1999

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Domestic Use is for in house use No IRRIGATION

System completely buried NO WAY TO MEASURE ASSUME THEORETICAL

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic (2 units)	1/1	12/31	0.06 cfs	1.2 afa
Totals:			0.06 cfs	1.2 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

J. AUTHENTICATION

Field Examiner's Name

Signature

Certification Date

Field Report Preparation Date

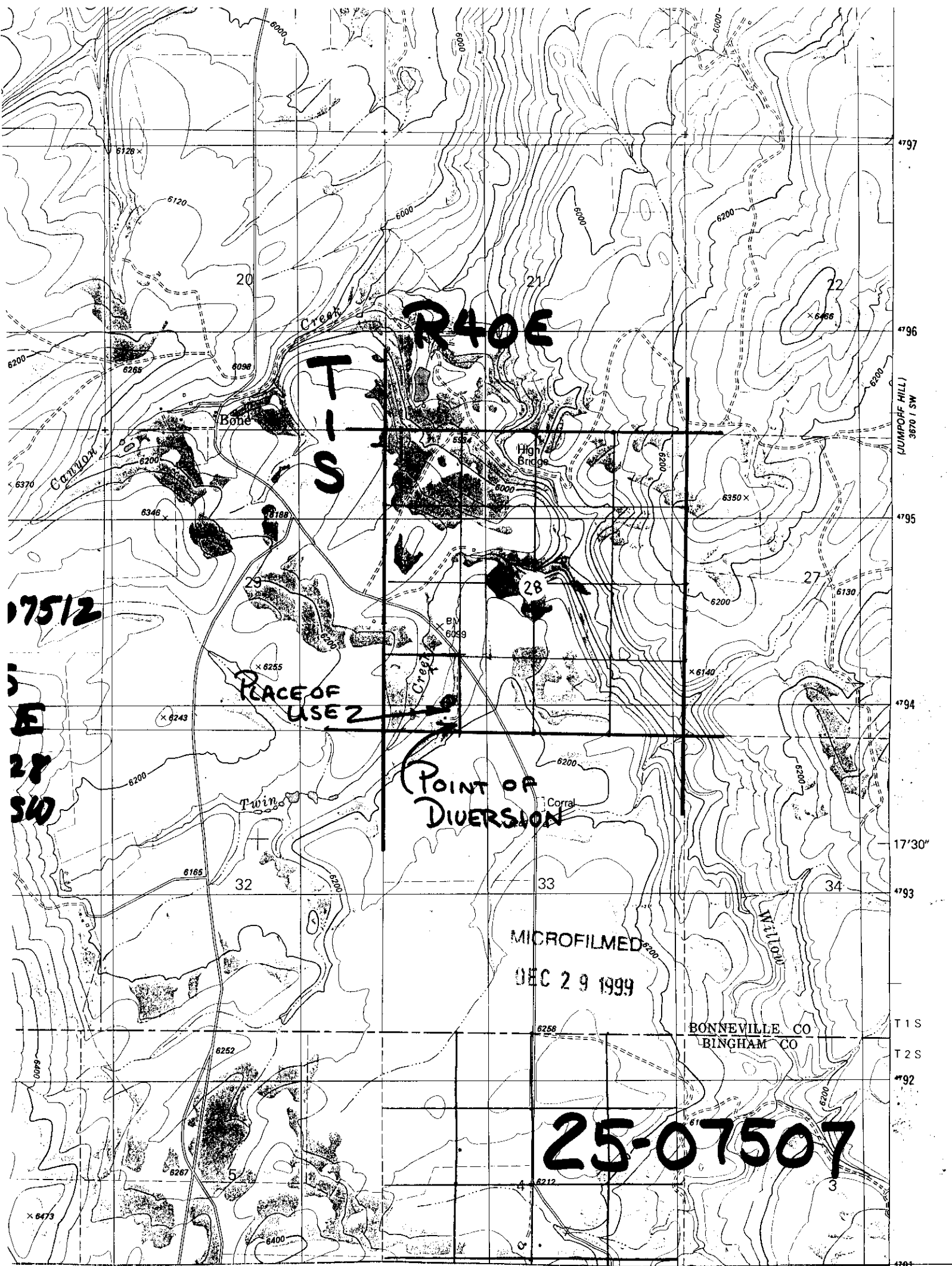
KEITH C. WILSON
Keith C. Wilson

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

DEC 28 1999



07512

5
E
28
S40

R40E

T
-
S

PLACE OF
USE 2

POINT OF
DIVERSION

MICROFILMED
DEC 29 1999

BONNEVILLE CO
BINGHAM CO

25-07507

4797

4796

4795

4794

17'30"

4793

T 1 S

T 2 S

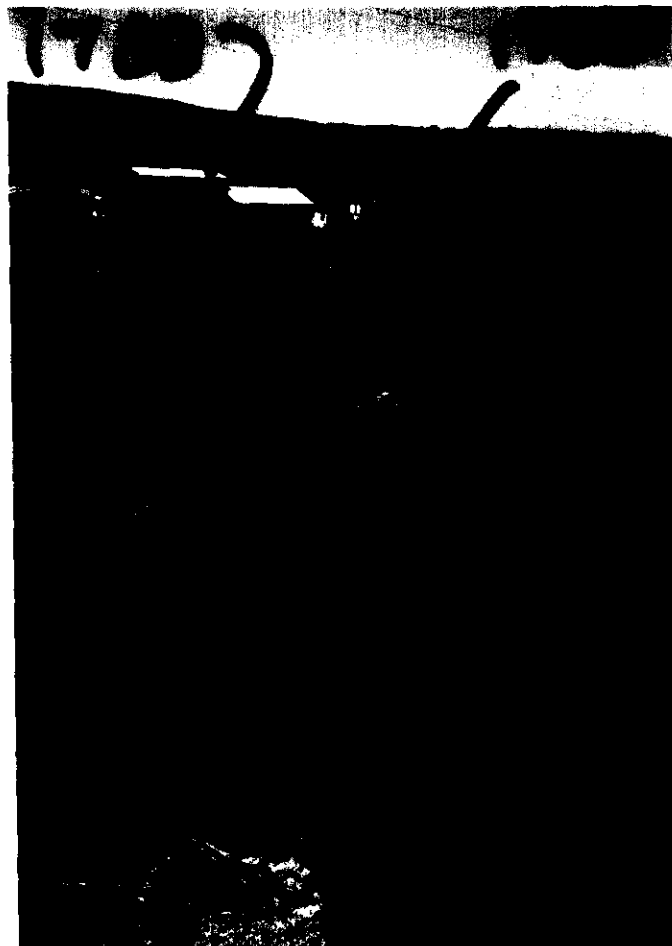
4792

4791

(JUMPOFF HILL)
3870' SW

PLACE OF USE AKA
1788 Bone Road

PLACE OF USE AKA
1780 Bone Road



Collection Tank at Spring ↗

MICROFILMED
DEC 29 1999

25-07507

June 20, 1991

ARVIN RHOADES
P.O. BOX 1422
IDAHO FALLS, ID 83403

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 25-07507

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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

Enclosure

RECEIVED

JUL 01 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 25-7507

Date 12-26

GENERAL CONSIDERATIONS

Y Name same as permit?
Y Address same as permit? If no, prepare data entry form.
N 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? Drill permit no.
 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

- Reinstatement + advance priority
- Proof acceptable

PRIORITY CALCULATION

<u>✓</u> Date proof received	<u>11-28</u>	<u>332</u>
Date proof due	<u>11-1</u>	- <u>305</u>
No. of days late		= <u>27</u>
Priority date	<u>10-15-87</u>	+ <u>166</u>
<u>✓</u> NEW PRIORITY DATE	<u>7-12-89</u>	= <u>193</u>

LB

MEMORANDUM

March 8, 1991

TO: File 25-7507

FROM: Rita I. Fleck

RE: Proof of Beneficial Use Form

On November 28, 19⁹¹80, the Eastern Regional office accepted a proof of beneficial use form for Arvin Rhoades. After the discussing this permit development with Mr. Rhoades, I find that an extension request should have been submitted instead.

Dennis Dunn of the Eastern Regional office assisted the customer. It appears that not all the information concerning the permit holder's intentions were make known to Dennis, but based on my discussions with Mr. Rhoades and with Dennis, we agree that a request for extension of time form should have been submitted. Dennis will solicit one. (Mr. Rhoades intends to contact Dennis).

During my conversation with Mr. Rhoades, I found several other water right filings - A25-12373 and 25-7512.

April 12, 1991

I talked with someone at the Rhoades residence. Mr. Rhoades has been sick and has not had an opportunity to complete the form. I left a message for him to contact me on Monday.

June 12, 1991

I talked with Dennis today. He has spoken with Mr. Rhoades. Mr. Rhoades has two domestic units hooked up to the springs, but not three. He has made beneficial use and the proof of beneficial use form should be accepted. No request for extension of time is necessary.

RECEIVED
JUL 01 1991

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

✓

November 5, 1990

ARVIN RHOADES
P.O. BOX 1422
IDAHO FALLS, ID 83403

LAPSE NOTICE

RE: PERMIT NO. 25-07507

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated August 31, 1990. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

MAILING

JUL 01 1991

CERTIFICATION OF MAILING

I hereby certify that on 11-8-90
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

130346
August 31, 1990

ARVIN RHOADES
P.O. BOX 1422
IDAHO FALLS, ID 83403

PROOF DUE NOTICE

RE: PERMIT NO. 25-07507

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 November 1, 1990. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

JUL 01 1991

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
October 20, 1989

ARVIN RHOADES
P.O. BOX 1422
IDAHO FALLS, ID 83403

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

RE: PERMIT NO. P25-07507

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

OCT 26 1989

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY Dennis Simon DATE 22 July 1989 APPLICATION NUMBER 25.7507
Arvid Rhoades

REQUIRED INFORMATION

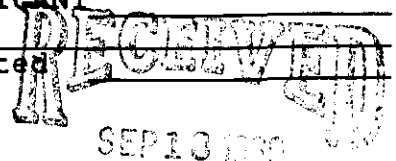
- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ 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



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 9-5-89
☐ 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. 01
☐ Yes ☐ No Special conditions of approval or cover letter below. _____

See below for additional information
Date of priority recommended 6-15-89
By HWS Date 9-12-89

STATE OFFICE REVIEW

By P116 48 49 05(01)
See below for additional information
Date 10-11-89

ADDITIONAL INFORMATION

App. in NON-TRUST area-
allow 1 yr. for B/L development-

August 9, 1989

Arvin Rhoades
Box 1422
Idaho Falls, ID 83403

RE: Application for Permit No. 25-7507

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Post-Register. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED

OCT 26 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 8, 1989

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

Gentlemen:

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

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

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 4, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED
OCT 26 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

OCT 26 1989

25-07507

RHOADES, ARVIN
BOX 1422
IDAHO FALLS, ID 83403

Source: SPRINGS

Tributary: TWIN CREEK

Diversion Pt: SESWSW Sec 28 T 01S R 40E

Use: DOMESTIC (.060 CFS)

Date Filed: 6/15/1989

In: T01S R40E S28 SWSW

25-07507
RHOADES, ARVIN
BOX 1422
IDAHO FALLS, ID 83403
Source: SPRINGS; Tributary: TWIN
CREEK
Diversion Pt: SESWSW Sec 28 T 01S R 40E
Use: DOMESTIC (.060 CFS)
Date Filed: 6/15/1989
In: T01S R40E S28 SWSW

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OCT 26 1989

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-1, 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 SEPTEMBER 4, 1989.

R. Keith Higginson, Director

Published 8/17/1989 & 8/24/1989

MICROFILMED

OCT 26 1989

