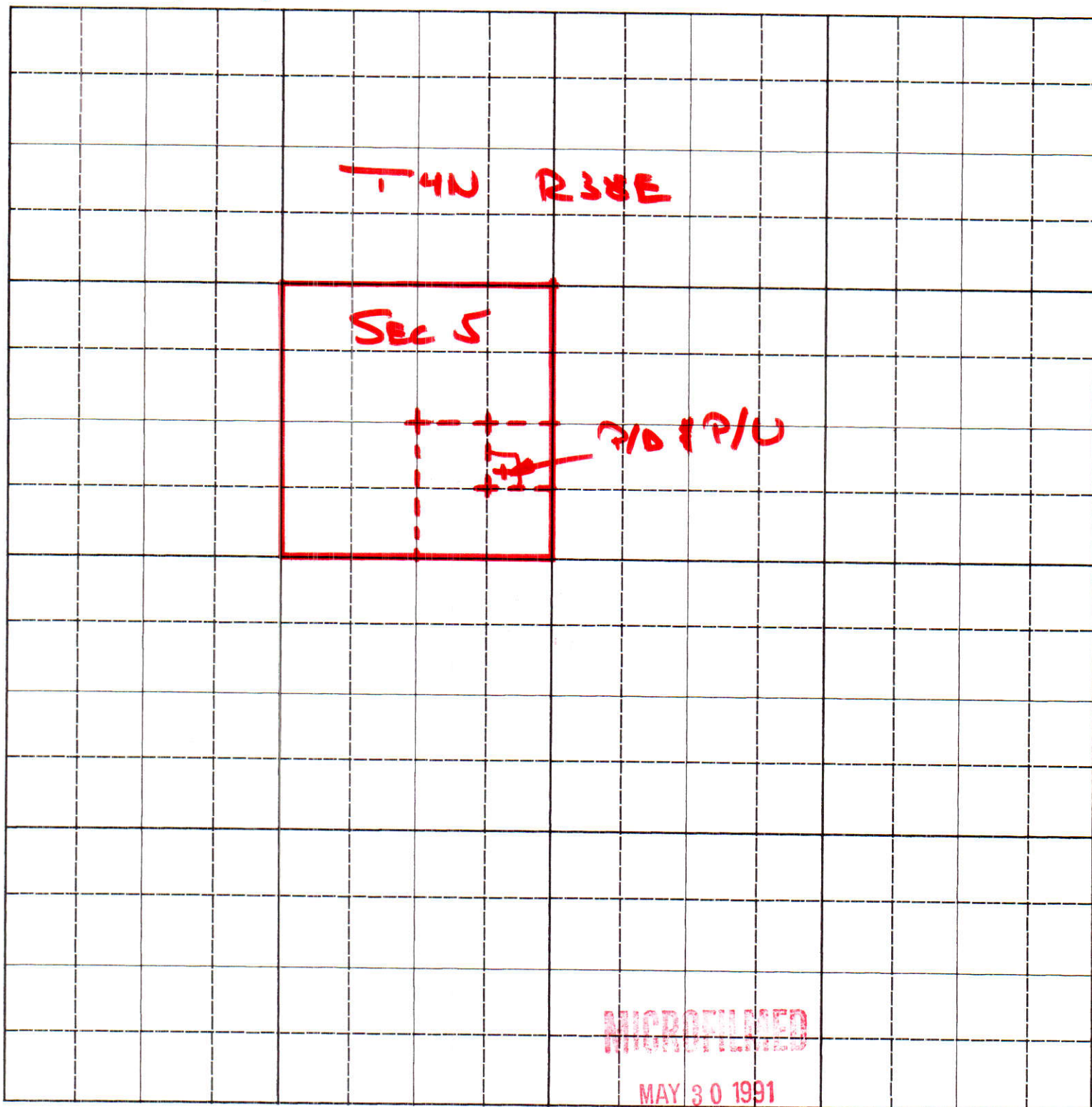


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

B.H. Clark

(Applicant)

#25-07469

4842

750 000
FEET

BM 4795

Menan

LORENZO 7.2 MI.
ST. ANTHONY 27 MI.

TSN

T. 5 N.
T. 4 N.

T4N

Point of Div
&
Place of use

Midway
High St

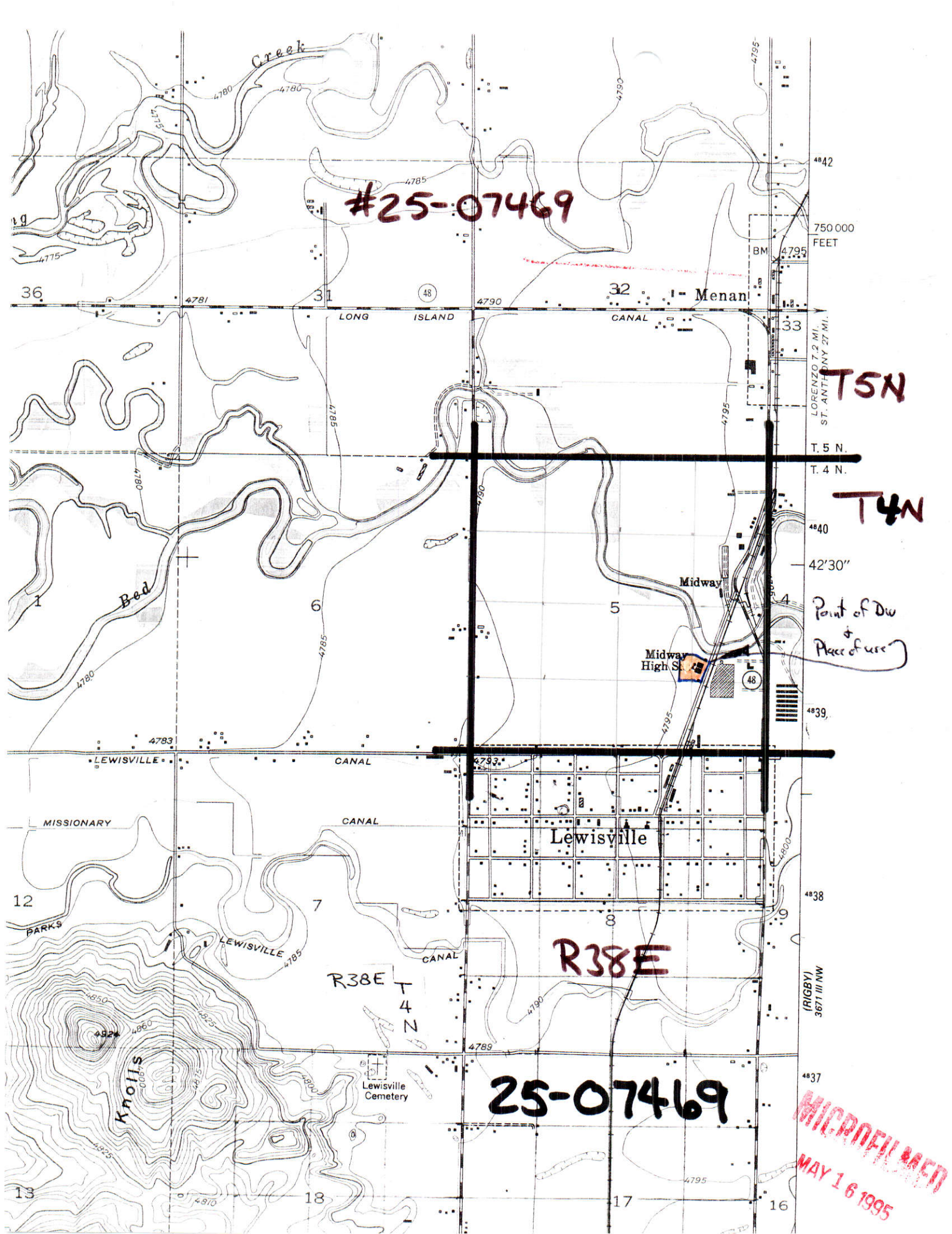
Lewisville

R38E

25-07469

(RIGBY)
3671 III NW

MICROFILMED
MAY 16 1995



#2115
(1453)

#1823
(9023)

#486
(1451)

①
8.8 NHCL

#25-07469

HEL
②
10.1

HEL
②
53.9

NHCL
③
6.8

HEL
②
29.4

HEL
③
8.0

HEL
①
14.9

HEL
⑥
39.0

NHCL
⑤
3.3

HEL
③
35.1

#2334
(9022)

R38E

T
A
2

HEL
④
24.5

HEL
⑤
21.3

#1158
(1454)

NHCL
①
38.5

#1674
(1456)

P.O. +
Place of use
MICROFILMED

MAY 16 1995
HEL 6
①
43.5

HEL
①
58.1

②
21.0

25-07469



25-7469

MICROFILMED
MAY 16 1995

The Jefferson Star
Rigby, Idaho

RECEIVED

MAR 19 1991

**AFFIDAVIT OF
PUBLICATION**

State of Idaho)
) ss
County of Jefferson)

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

Notice 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) two
consecutive issues, the first publication
having been made on 3/6/91
and the last publication having been made
on 3/13/91.

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.

On this 15th day of March
in the year of 1991, before me, a Notary
Public, personally appeared

LaReena Lydon,
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 he
executed the same.

Dany L. Jalt
Notary Public of Idaho

Residing at Shelley Idaho

My commission expires: Dec 24, 1994

**NOTICE OF APPLICATION FOR
TRUST WATER RIGHT**

25-07469

SCHOOL DIST. #251

201 IDAHO AVE.

RIGBY, ID 83442

Source: GROUNDWATER

Diversion Pt: SWWESE Sec 5 T 04N R

38E

Use: IRRIGATION (.280 CFS)

Total Diversion: (.280 CFS)

Date Filed: 12/ 2/ 1988

In: T04N R38E S05

NESE

14.0 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,
Statehouse Mail, Boise, Idaho 83720
on or before MARCH 25, 1991.

R. Keith Higginson, Director
Published in the Jefferson Star,
Rigby, Idaho, March 6 and 13, 1991.

MICROFILMED

MAY 30 1991

OK JH

3-19-91

ERROR w/ (P&D)

Have Paper Re-do

should be SW NE SE

called Jeff STAR on 3-20

will Re-AW on 3-27 84-3

The Jefferson Star
Rigby, Idaho

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Jefferson)

I, LaReena Lydon
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 ~~32791~~ 32791 ②
consecutive issues, the first publication
having been made on ~~4/3/91~~ 3/27/91
and the last publication having been made
on 4/3/91.

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.

On this 4th day of April
in the year of 1991, before me, a Notary
Public, personally appeared

LaReena Lydon
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 he
executed the same.

Dan W. Dalt
Notary Public of Idaho

Residing at Shelby

My commission expires: 12-24-94

RECEIVED
APR 05 1991

Department of Water Resources

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

25-07469

SCHOOL DIST. #251

201 IDAHO AVE.

RIGBY, ID 83442

Source: GROUNDWATER

Diversion Pt: SWNESE Sec 5 T 04N R

38E

Use: IRRIGATION (.280 CFS)

Total Diversion: (.280 CFS)

Date Filed: 12/2/1988

In: T04N R38E S05 NESE

14.0 ACRES TOTAL

The permit(s) will be subject to all
prior water rights. Protests may be sub-
mitted based on the criteria of Sec. 42-
203A, Idaho Code and/or the new pub-
lic interest criteria of Sec. 42-203C,
Idaho Code. Protests must be filed with
the Director, Dept. of Water Resources,
Statehouse Mail, Boise, Idaho 83720 on
or before APRIL 15.

R. Keith Higginson, Director
Published in the Jefferson Star,
Rigby, Idaho, March 27 and April 3,
1991.

OK
tyl 4-5-91
4-15

MICROFILMED

MAY 30 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07469

Priority: January 22, 1989

Maximum Diversion Rate:

0.14 CFS

This is to certify, that JOINT SCHOOL DISTRICT NO 251

201 IDAHO AVE

RIGBY ID 83442

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 2, 1988; and has submitted Proof of Beneficial Use on July 1, 1992. An examination indicates that the works have a diversion capacity of 0.200 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
-----------------------	----------------------	--------------------------	----------------------

IRRIGATION

04/01 to 10/31

0.14 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESE, Sec. 5, Township 04N, Range 38E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
------------	------------	------------

04N 38E 5

<u>ACRES</u>

NESE

2

<u>ACRES</u>

NWSE

5

<u>ACRES</u>

<u>TOTAL</u>

7

number of acres irrigated:

7

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-2, Idaho Code, or the applicable Idaho law.
4. This right is for the use of water and is subject to review 20 years after the issuance of this license to determine availability of water and to revalue the public interest.
5. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of the right issued to change, add or remove any requirement as determined to be appropriate.
7. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
8. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

MICROFILMED
MAY 16 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

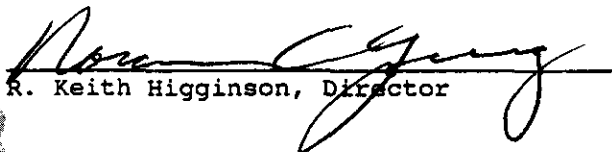
WATER RIGHT NO. 25-07469

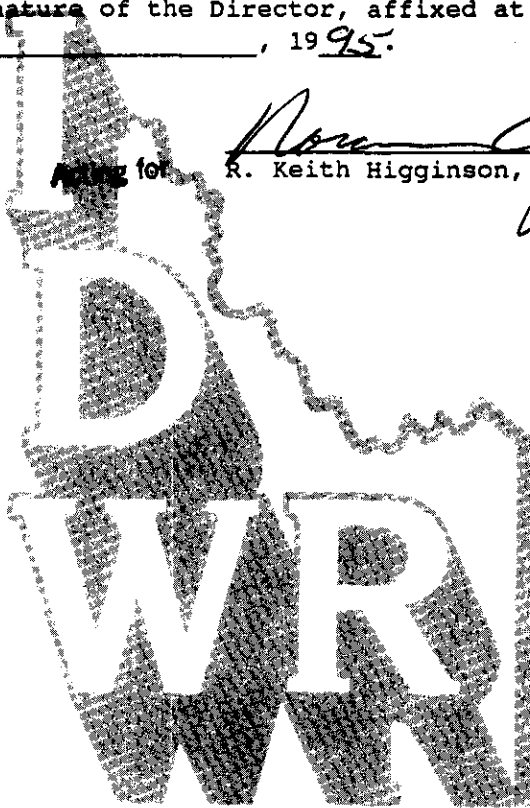
CONDITIONS/REMARKS:

9. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 28.0 af for the lands above.
10. Place of use is known as the Midway Middle School.

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 5TH day of MAY, 1995.

Acting for


R. Keith Higginson, Director




MAY 16 1995

State of Idaho
Department of Water Resources

RECEIVED

APR 26 1995

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 25-07469

Department of Water Resources

Date of Priority: January 22, 1989 **Maximum Diversion Rate:** 0.14 CFS
Comes now JOINT SCHOOL DISTRICT NO 251
201 IDAHO AVE
RIGBY ID 83442 and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 25-07469, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.14 CFS	

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 5, Township 04N, Range 38E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>	
04N	38E	5	NESE	2	NWSE	5	7

Total number of acres irrigated: 7

MICROFILMED
MAY 16 1995

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Rigby, Idaho, this 21st day of April, 1995.

Derek Tingey
(Signature)

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 25-07469)
IN THE NAME OF SCHOOL DISTRICT NO. 251) 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 May 1, 1992; 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,

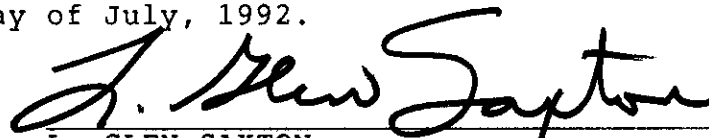
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

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 July 1, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 25-07469 be REINSTATED with an advance in priority to January 22, 1989.

Dated this 2nd day of July, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

JUL 29 1992

08/80

RECEIVED
JUL 1 1992

For Office Use Only

Amt. of Fee \$ 100.00

Date 6-7-92Receipt No. 6024772Received by mf

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

Permit No. 25-07469 Telephone No. (208) 745-6693Name(s) of Permit Holder(s): JOINT SCHOOL DISTRICT #251Post Office Address: 201 Idaho Avenue, Rigby, Idaho 83442Source of Water: UndergroundIf ground water, well driller's name: _____ Date drilled: July 1978

Extent of Use:

Domestic _____ (No. of households) Irrigation 13.99 (No. of acres)

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

Total rate and/or volume for which proof is submitted 0.28 cfs _____ acre/feetShow date water was first diverted and beneficially used under this permit: July 1978

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

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

OR

Flow Measurement Port: Required? Yes X No Installed? Yes X NoFee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

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

R. H. Clark, Business Manager (208) 745-6693

Name Telephone No.

Joint School District #251, 201 Idaho Ave., Rigby, ID 83442

Address

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

MICROFILMED
JUL 29 1992

6-29-92

Date

R. H. Clark R. H. Clark, Business Manager

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

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 25-07469

Proposed Priority: December 2, 1988 Maximum Diversion Rate: 0.28 CFS
This is to certify, that SCHOOL DISTRICT NO. 251
201 IDAHO AVE.
RIGBY, ID 83442

has applied for a permit to appropriate water from: GROUNDWATER
and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.28 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNESE Sec. 5, Township 04N, Range 38E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	38E	5	NESE	14		14

Total number of acres irrigated: 14

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1992.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
5. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

8th
day of

May, 1991

RECEIVED

MAY 30 1991

[Signature]
for 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 JOINT SCHOOL DIST. #251 Phone (208) 745-6693

Post office address 201 IDAHO AVE, REAR, ID 83442

2. Source of water supply GROUNDWATER which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____

Sec. 5 Township 4N Range 38E B.M. JEFFERSON County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.28 for IRRIGATION purposes from 04/01 to 11/01 (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) 0.28 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL AND PUMP TO
SPRINKLER IRRIGATION

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 45' feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

2 years (minimum 1 year).

MAY 30 1991

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	38E	5													14				14

Total number of acres to be irrigated 14

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

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

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

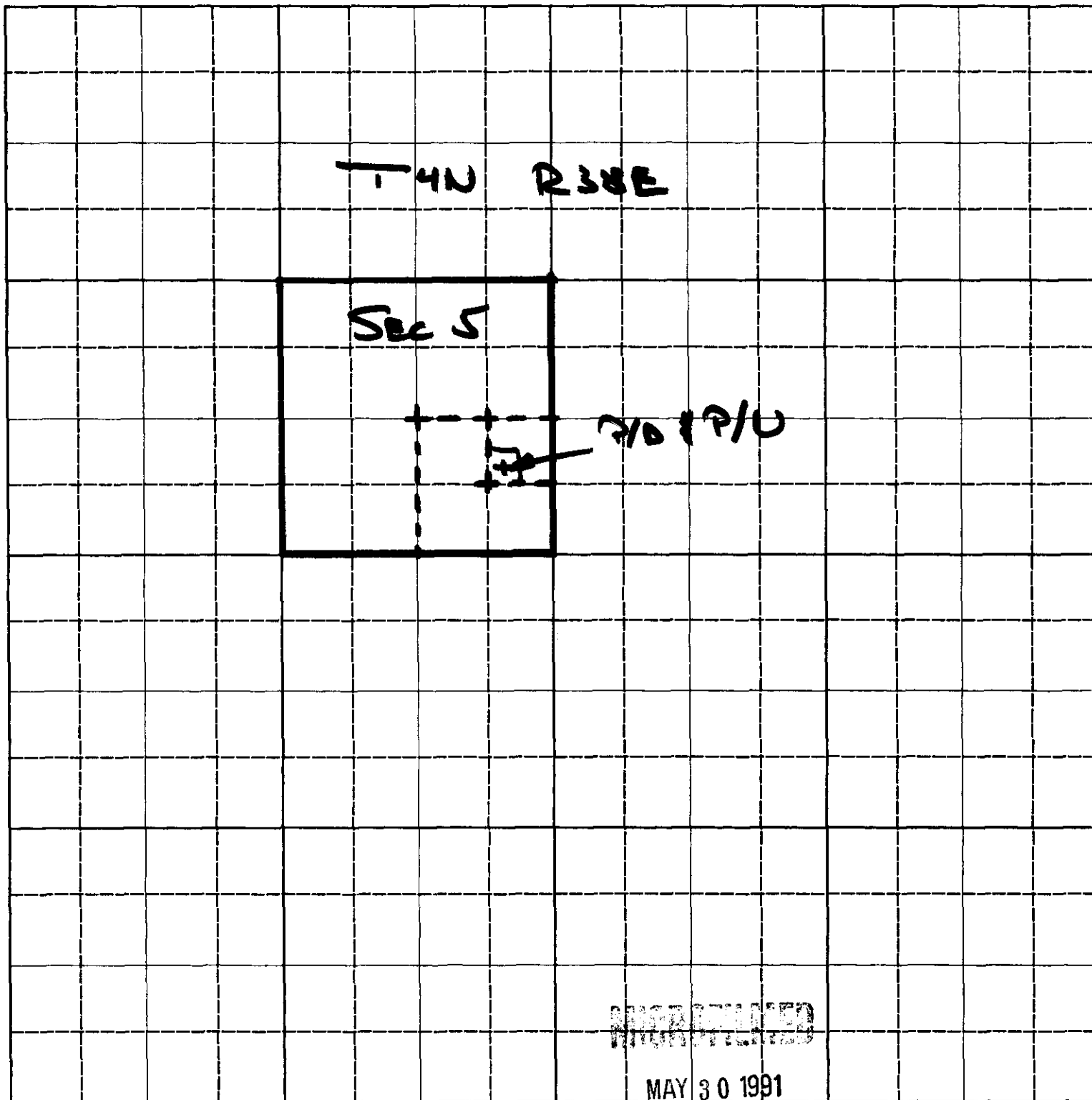
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

EXISTING SYSTEM NOT IN SERVICE 1978.

* PLEASE CONTACT Mr. R. H. Clark FOR QUESTIONS 745-6693

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.

Ray Clark
(Applicant)

Received by TDN Date 12-2-88 Time 11:30 Preliminary check by AMA
Fee \$ 45.00 Receipted by TDN # EC04861 Date 12-2-88
Publication prepared by Brenda Miller Date 2-26-91 Published in T Jefferson County Star
Publication approved TJL Date 3-18-91 4-5-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

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

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

e. Other:

NOV 30 1991

Joint School District # 251

208-745-6693

Board of Trustees

Ronald Shippen

Larry Harrop

Alan Smith

Wayne Call

Lianne L. Buxton

Robert Hardy

Sydney Kinghorn

Superintendent Elwood Wilson

Business Manager R. H. Clark

NOV 11 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

~~CONFIDENTIAL~~
~~MEMORANDUM~~

R. KEITH HIGGINSON
DIRECTOR

May 5, 1995

JOINT SCHOOL DISTRICT NO 251
201 IDAHO AVE
RIGBY ID 83442

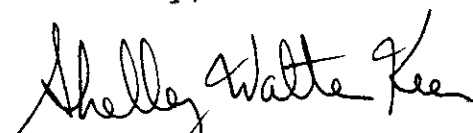
RE: WATER RIGHT NO. 25-07469

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,


Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MICROFILMED
MAY 16 1995



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

R. KEITH HIGGINSON
DIRECTOR

April 17, 1995

JOINT SCHOOL DISTRICT NO 251
201 IDAHO AVE
RIGBY ID 83442

RE: WATER RIGHT NO. 25-07469

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
MAY 16 1995

NAME ☒ Or Address Change?

PRIORITY DATE ☒ Advance? YES Advanced to: 1-22-89
Order to reinstate needed? DONE
Incorrect fee for rate recommended? NO

SOURCE ☒ Changes or just clarification of originally intended source?
Notice of Intent to Void necessary?

POINT OF DIV ☒ Amendment needed?
 ☒ Overlaps? 25-07473 (permit)

PLACE OF USE ☒ Amendment needed? Add NWSE of Sec 5
 ☒ Overlaps? 25-7473 (in school-use/permit)

DIV RATE ☒ Permit/fee limits: .28 CFS
SPRINKLER Meas Q = .20 Theo Q = Recommend: .14
7 acres x .02 = .14
Combined rates exceed capacity

ANNUAL VOLUME ☒ Volume Limit: Season: C/4.0 (4-1 to 10-31)
 ☒ Calculations: 7 x 4 = 28 OF
Flow limit: cfs x x 1.9835 =
Combined volumes exceed capacity/allowable

USES ☒ Change in Nature of Use or additional uses?
Amendment necessary?

NEW REMARKS ☒ Multiple p/d(s) in ¼ ¼?
WB3/WB8/WB7 ☒ Other PLACE OF USE IS MIDWAY MIDDLE SCHOOL

NEW CONDITIONS ☒ Watermaster control - District
 ☒ Measuring/Locking Devices
831 ☒ Irrigation Overlap
 ☒ Other TRUST CONDITIONS R55/R56/R57
 ☒ Water Quality Heat/Cool/Fish verified

COMMENTS: Reduce acres and rate; Supplemental G.W.
Amend p/u

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed
<i>Irrigation</i>	<i>.14</i>	<i>28</i>	<i>NO</i>
			Adjustment Memo Needed <i>NO</i>
			LICENSE <i>yes</i>
		<i>Dr. Remarks</i>	1ST AMEND LETTER <i>P41 + P38 + 505</i>
			2ND AMEND LETTER <i>P42</i>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAR 30 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 25-7469

1. Owner: School District No. 251 Phone No. 208-745-6693

Current Address: 201 Idaho Ave. Rigby Id 83442

2. Accompanied by: Derek Tingey EXAM DATE: 6-30-94

Address: Same Phone No. _____

Relationship to Permit Holder: Business Manager

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 25-07473 For in-School use

2. Other water rights with the same point of diversion: 25-07473

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	NE	SE	5	4N	38E	Jefferson	

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	38E	5													2	5			7

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MAY 16 1995

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
				MEYERS	

*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: _____

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E. NARRATIVE/REMARKS/COMMENTS

CENTRIFUGAL PUMP 12988 DI

Rossiter Elect 12929E

1501 S Capitol Ave 105678

529-3665

Place of use is Midway Middle school

125 psi $\frac{5}{32}$

27.5 psi Av pressure

@ 3.79 gpm

$3.79 \text{ gpm} / \text{Nozzle} \times 24 = 90.96 \text{ gpm}$

$90.96 \text{ gpm} = 0.20 \text{ cfs}$

24 nozzles

30 psi $\frac{5}{32}$

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

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F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method: Pitot gauge

* Capacity 0.20 cfs but limited to 0.14 cfs on 7 acres.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{7 \text{ acres} \times 4 \text{ af} = 28 \text{ af}}$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{0.14 \text{ cfs} \times 214 \text{ d} \times 1.9835 = 59.4}$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{28 \text{ af}}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Irrigation</u>	<u>4-1</u>	<u>10-31</u>	<u>0.14</u>	<u>28 af</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.14 cfs</u>	<u>28 af</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. AUTHENTICATIONField Examiner's Name KEITH C. WILSON Date 30 June 1994Reviewer K. Wilson Date 3-21-95

SEAL

MICROFILMED

MAY 16 1995

#25-07469

750 000
FEET

LORENZO 7.2 MI.
ST. ANTHONY 27 MI.

TSN

T. 5 N.
T. 4 N.

T4N

42'30"

Point of Div
& Place of Use

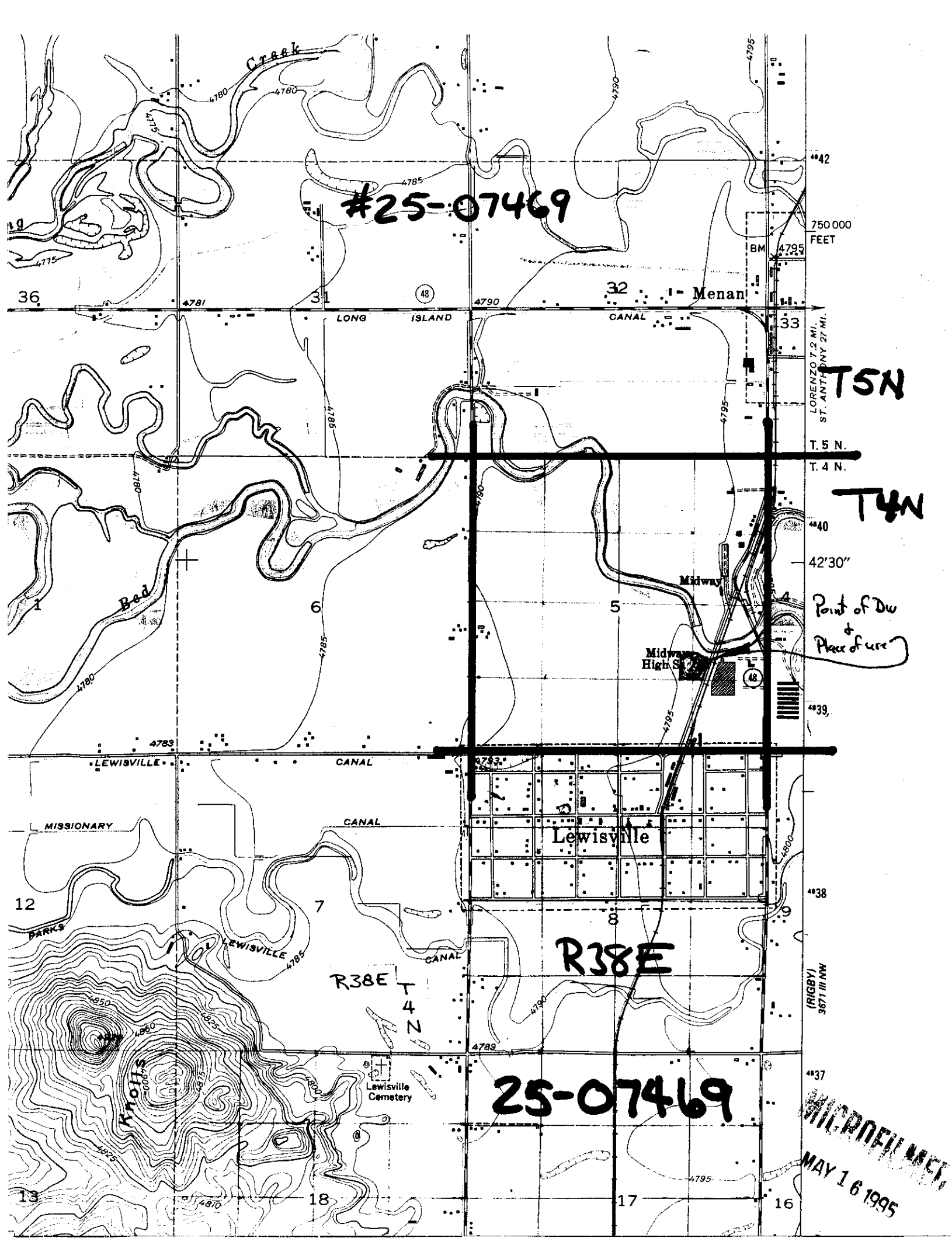
Lewisville

R38E

25-07469

4237

MICROFILMED
MAY 16 1995



#2115

(1453)

HEL

(2)

29.4

HEL

(3)

8.0

HEL

(4)

24.5

#182

(9023)

(2)

10.7

#486

(1451)

#25-07469

HEL

(3)

53.9

(1)

8.8

NHEL

NHEL

(3)

6.8

NHEL

(3)

3.3

5

#2334

(9022)

R38E

T
4
2

#1674

(1456)

P.D. +
Place of use

MIDPHEI MED

MAY 16 1995

HEL

(1)

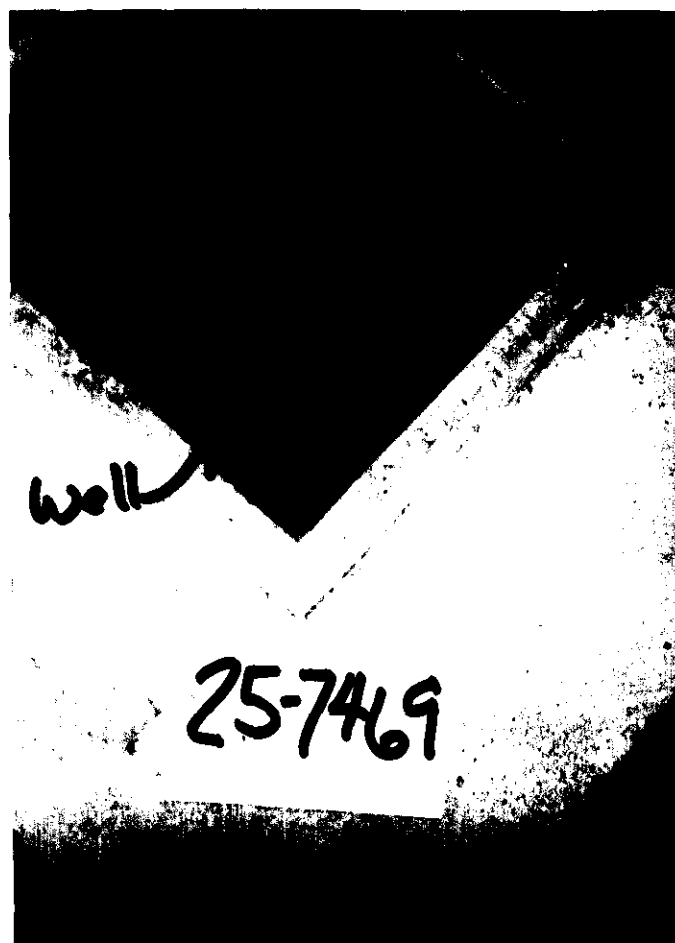
43.5

HEL

(1)

58.1

25-07469



25-7469

MICROFILMED
MAY 16 1995

July 6, 1992

JOINT SCHOOL DISTRICT NO. 251
201 IDAHO AVE.
RIGBY ID 83442

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 25-07469

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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

MICROFILMED
JUL 29 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 25-07469

Reviewed by Klg

Date 7/1/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
no Proof timely received?
If not, complete calculation below.

irrigate 1399
yes Correct Uses?

SOURCE OF WATER

 Surface water source
 ✓ Ground water source

NA Drilling permit required?

7/78 / Copy in the file? Drilling Permit No.

 / Amount paid for permit Correct?

 / Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
100 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
 / Installed?
 / Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>7/1/92</u>	<u>182</u>
Date proof due	<u>5/1/92</u>	<u>- 121</u>
No. of days late		<u>= 51</u>
Priority Date	<u>12/2/88</u>	<u>+ 336</u>
New Priority Date	<u>1/22/89</u>	<u>387</u>
	<u>Klg</u>	<u>- 365</u>
		<u>22</u>

DEFICIENCIES OR ACTION ITEMS

proof acceptable

needs an order

DATA ENTRY

New Address

Proof Made 7/1/92
7/6/92 Klg

May 6, 1992

JOINT SCHOOL DISTRICT NO. 251
201 IDAHO AVE.
RIGBY ID 83442

LAPSE NOTICE

RE: PERMIT NO. 25-07469

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 February 28, 1992. 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:klg

Enclosures

MICROFILMED
JUL 29 1992

CERTIFICATION OF MAILING

I hereby certify that on 5/6/92
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg

February 28, 1992

JOINT SCHOOL DISTRICT NO. 251
201 IDAHO AVE.
RIGBY ID 83442

PROOF DUE NOTICE

RE: PERMIT NO. 25-07469

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 May 1, 1992.

(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.

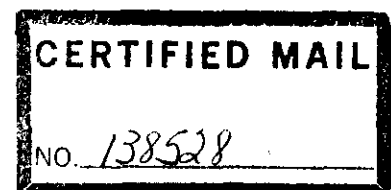
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED
JUL 29 1992





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 13, 1991

SCHOOL DIST. #25
201 IDAHO AVE.
RIGBY, ID 83442

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 25-07469

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.

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.

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

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of

MAY 30 1991

Idaho for the use and benefit of the people within the state.
Conditions pertaining to a term review, annual use fee and
jurisdiction of the permit are trust water conditions.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MAY 30 1991

The Jefferson Star
Rigby, Idaho

RECEIVED

MAR 19 1991

745-8701

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Jefferson)

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

Notice 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) two
consecutive issues, the first publication
having been made on 3/16/91
and the last publication having been made
on 3/13/91.

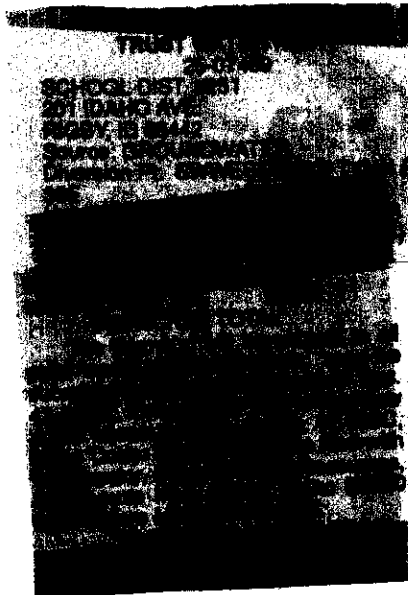
Further, that said newspaper is one of
general circulation in said county; that it is a
legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide
subscribers living within the county of
publication; and that it has been
continuously and uninterruptedly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

On this 15th day of March
in the year of 1991, before me, a Notary
Public, personally appeared

LaReena Lydon
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 he
executed the same.

Dany L. Valt
Notary Public of Idaho
Residing at Shelley Idaho

My commission expires: Dec 24, 1994



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MAY 30 1991

OK JH

3-19-91

ERROR w/ (P.O.)

Have Paper Re-do

Should Be SW NE SE

called Jeff. Star on 3-20

will Re-RW on 3-27 84-3

The Jefferson Star
Rigby, Idaho

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Jefferson)

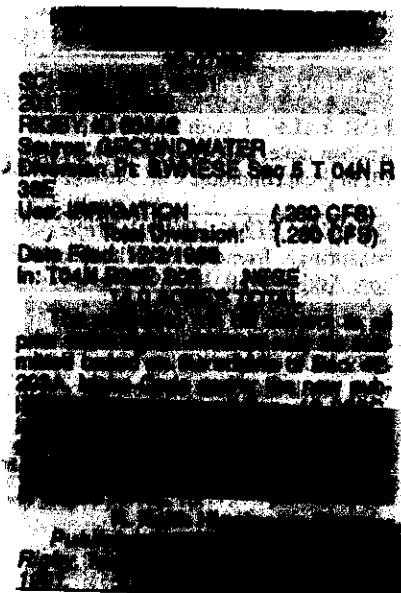
RECEIVED
APR 05 1991

Department of Water Resources

I, LaReena Lydon
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 ~~30~~ ³² ~~19~~ ¹⁹
consecutive issues, the first publication
having been made on ~~4/3/91~~ ^{3/27/91}
and the last publication having been made
on 4/3/91.

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.



On this 4th day of April
in the year of 1991, before me, a Notary
Public, personally appeared

LaReena Lydon
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 he
executed the same.

James W. Dalt
Notary Public of Idaho
Residing at Shelby

My commission expires: 12-24-94

OK
tyl 4-5-91
4-5

RECEIVED

MAY 30 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

FEBRUARY 26, 1991

The Jefferson County Star
P.O. Box 37
Rigby, ID 83442

Dear Legal Dept.:

Enclosed you will find legal notices 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 ~~MARCH 25, 1991.~~

APRIL 15, 1991.

Yours truly,

Re - RWN of AD We to EREW.

BRENDA L. MILLER
Clerical Specialist

tyl

Encl.

RECEIVED

MAY 30 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

25-07469

SCHOOL DIST. #25
201 IDAHO AVE.
RIGBY, ID 83442

Source: GROUNDWATER

Diversion Pt: SWNESE Sec 5 T 04N R 38E

Use: IRRIGATION (.280 CFS)
Total Diversion: (.280 CFS)

Date Filed: 12/ 2/ 1988

In: T04N R38E S05 NESE

14.0 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, Statehouse Mail, Boise, Idaho 83720 on or before MARCH 25, 1991.

Published 3/ 6/1991 & 3/13/1991

R. Keith Higginson, Director

MAY 30 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Application No. 25-7469

Midway Middle School

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes ☒ No ☐

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes ☒ No ☐

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

Source of water has been used to irrigate approx 14 acres since April 1979 via a sprinkling system.

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. _____

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. _____

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant John Clark

Date 2-15-91

JOINT SCHOOL DISTRICT #251
201 Idaho Avenue
RIGBY, IDAHO 83442

MICROFILMED

MAY 30 1991

Note: Count 0 acres as trust acreage
App. is trust filing due to 1988 priority.
TJL. 2-19-91



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 13, 1991

Joint School Dist. No. 251
201 Idaho Ave.
Rigby, ID 83442

RE: Application for Permit No. 25-7469

Dear Applicant(s):

NOTICE OF PENDING ORDER VOIDING APPLICATION

On December 2, 1988 you filed with the Department of Water Resources (Department) Application for Permit No. 25-7469 which proposed the diversion of 0.28 cubic feet per second of groundwater for the irrigation of 14 acres.

The Department mailed a letter and questionnaire to you on January 7, 1991. The letter requested that you return the Department's questionnaire concerning your present possessory interest in the place of use, any prior development under the application and/or your plans for pursuing completion of the proposed project. The letter notified you that failure to complete and return the questionnaire within thirty (30) days of the date of the letter was cause for the Department to void the application.

The purpose of this notice is to provide a second and final opportunity for you to submit the requested information. Pursuant to Section 42-204, Idaho Code, the Department may void applications for which requested information is not submitted. If you fail to respond to this inquiry within fifteen (15) days of the date of this letter, the Department will issue an order voiding the application pursuant to Section 42-204, Idaho Code.

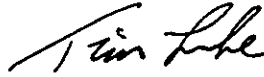
If no development has been completed as authorized by the application, and you are no longer interested in pursuing the development, please complete and return the enclosed withdrawal form. Please note, if you are using water without an approved permit, the Department may issue an order requiring you to cease diverting the water.

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MAY 30 1991

Please feel free to contact me if you have questions concerning this matter.

Sincerely,

A handwritten signature in cursive script that reads "Tim Luke".

TIM LUKE
Sr. Water Resource Spec.

Enclosure

MINUTEMAN

MAY 30 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 7, 1991

RE: APPLICATION FOR PERMIT NO. 25-7469

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, or if the application proposes diversion of more than 5.0 cfs, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5. information notice will be sent to you after you return the questionnaire.

MICROFILMED

MAY 30 1991

Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

RECEIVED

MAY 30 1991

December 13, 1988

Joint School Dist. #25
201 Idaho Ave.
Rigby, Idaho 83442

RE: Application for Permit #25-7469

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your application for water right permit. The application has been assigned identification No. 25-7469. Please refer to this number in all future correspondence.

The Department can not proceed with the processing of your application at this time. It seeks the appropriation of water within the area covered by the civil suit of Idaho Power Company vs. Idaho Department of Water Resources, et al., Ada County Civil No. 81375 (Swan Falls Suit). Until there has been a final resolution to this suit and rules and regulations promulgated for considering new appropriations, the processing of applications in this area has been suspended. During the interim, your application will be held in this office.

The staff in our office will be glad to answer any questions you have concerning the above matter.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor

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MAY 30 1991