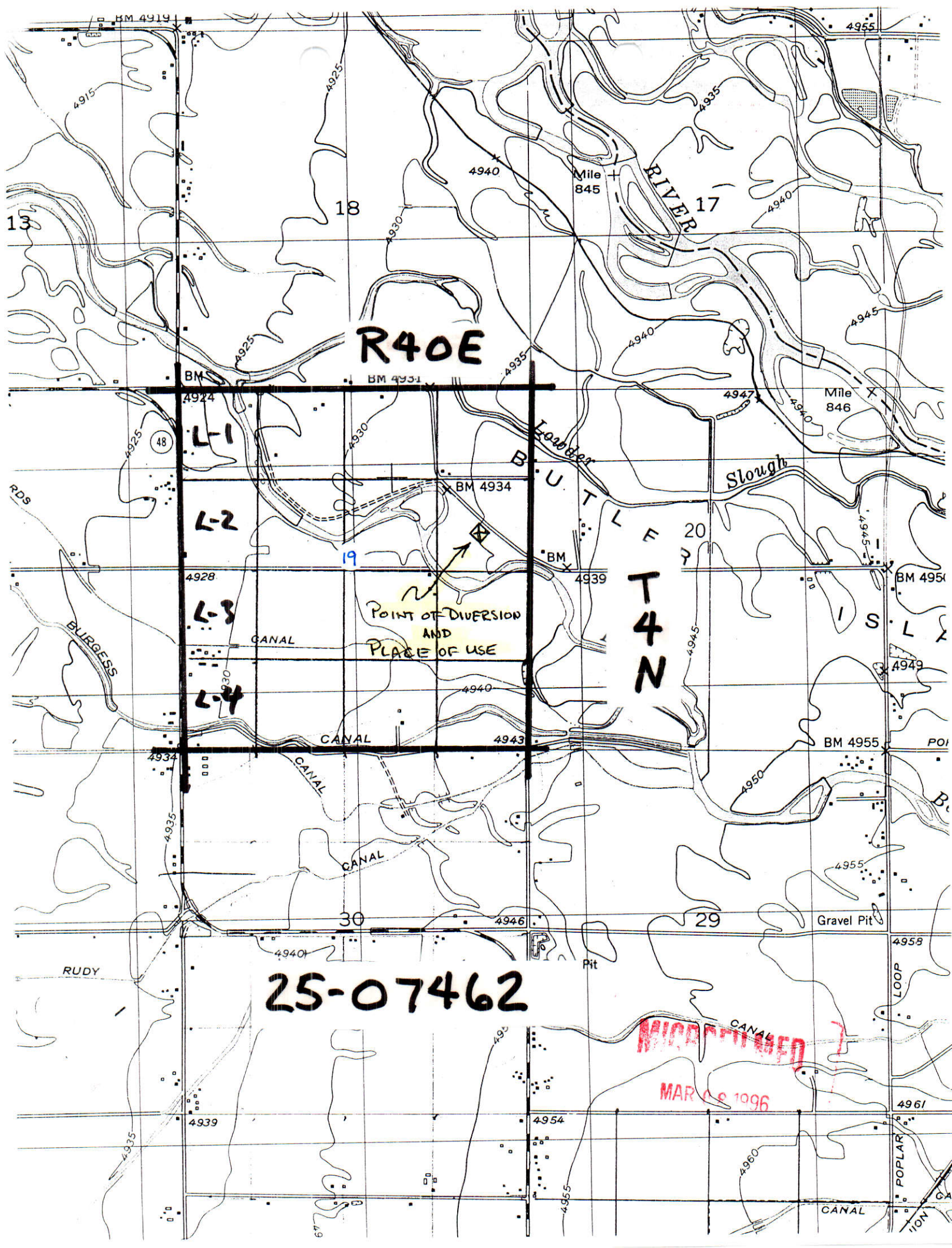




R40E

L-1

L-2

L-3

L-4

T4N

POINT OF DIVERSION
AND
PLACE OF USE

25-07462

MICROFILMED
MAR 18 1996

Place of use



25-7462

PHOTOGRAPHED

MAR 08 1996



Point
of
diversion



25-7462

25-7462

MAR 08 1996

25-07462

MARSHALL, DON W.
261 N. 4570 E.
RIGBY, ID 83442

Source: GROUNDWATER

Diversion Pt: SESENE Sec 19 T 04N R 40E

Use: DOMESTIC (.060 CFS)
IRRIGATION (.030 CFS)

Date Filed: 11/10/1988

In: T04N R40E S19 SENE

1.0 ACRES TOTAL

25-07462
MARSHALL, DON W.
261 N. 4570 E.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: SESENE Sec 19 T 04N R 40E
Use: DOMESTIC (.060 CFS)
IRRIGATION (.030 CFS)
Date Filed: 11/10/1988
In: T04N R40E S19
1.0 ACRES TOTAL SENE

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MAR 30 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07462

Priority: November 10, 1988

Maximum Diversion Rate:

0.07 CFS

Maximum Diversion Volume:

5.2 AF

This is to certify, that DON W MARSHALL

261 N 4570 E

RIGBY ID 83442

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 10, 1988; and has submitted Proof of Beneficial Use on February 13, 1990. An examination indicates that the works have a diversion capacity of 0.110 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	0.03 CFS	4.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.07 CFS	5.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 19, Township 04N, Range 40E
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	40E	19	SENE	1		1

Total number of acres irrigated: 1

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.

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State of Idaho
Department of Water Resources

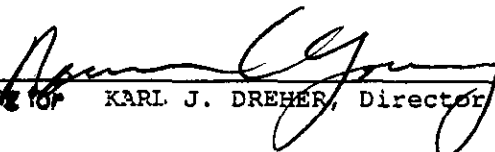
WATER RIGHT LICENSE

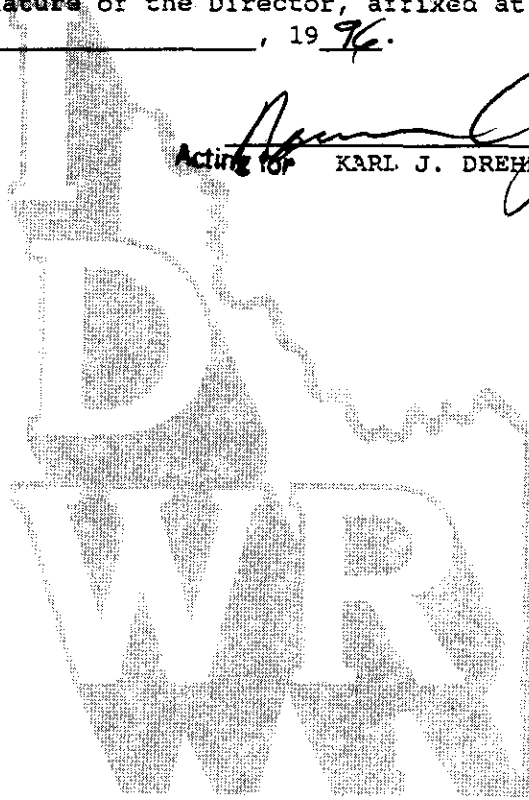
WATER RIGHT NO. 25-07462

CONDITIONS OF APPROVAL AND REMARKS

6. Irrigation use under this right is authorized only in connection with a domestic use.
7. Domestic use is for 2 homes.
8. Domestic use 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. Witness the seal and signature of the Director, affixed at Boise, this 2ND day of MARCH, 1996.

Acting for  KARL J. DREHER, Director



RECORDED
MAR 08 1996

08/89

RECEIVED

FEB 13 1990

For Office Use Only

Amt. of Fee \$ 50.00Date 2/13/90Receipt No. C-018651Received by J. L. Loman4-30-90

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. 25-07462 Telephone No. (208) 538-7703

Name(s) of Permit Holder(s): Don W Marshall

Post Office Address: 261 N 4570 E Rigby Idaho 83442

Source of Water: ground water (well)

If ground water, well driller's name: Andrews Drilling Date drilled: 1966

Extent of Use:

Domestic 2 (No. of households) Irrigation 1 (No. of acres)

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

Total rate and/or volume for which proof is submitted .09 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1966

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

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

OR

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

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

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

Don W Marshall
Name

538-7703
Telephone No.

261 N 4570 E Rigby Idaho 83442
Address

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.

2-11-90
Date

Don W Marshall owner
Signature (and title if on behalf of a company or organization)

NOT FILMED
MAY 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 1257462

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Don W Marshall Phone (208) 538-7703

Post office address 261 N 4570 E Rigby IDaho 83442

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

3. Location of point of diversion is SE 1/4 of SE 1/4 of NE 1/4, Govt. Lot _____

Sec. 19 Township 4 N Range 40 E B.M. Jefferson County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .06 for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .03 for Irrigation purposes from April 1 to Nov 1 (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) .09 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 12-inch well - 65' deep
1 hp submersible pump and 2 hp turbine pump

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? NO

7. Time required for the completion of the works and application of the water to the use is _____ years (minimum 1 year).

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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. 2
- 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	
4N	40E	19				D2													
						1													1

Total number of acres to be irrigated _____

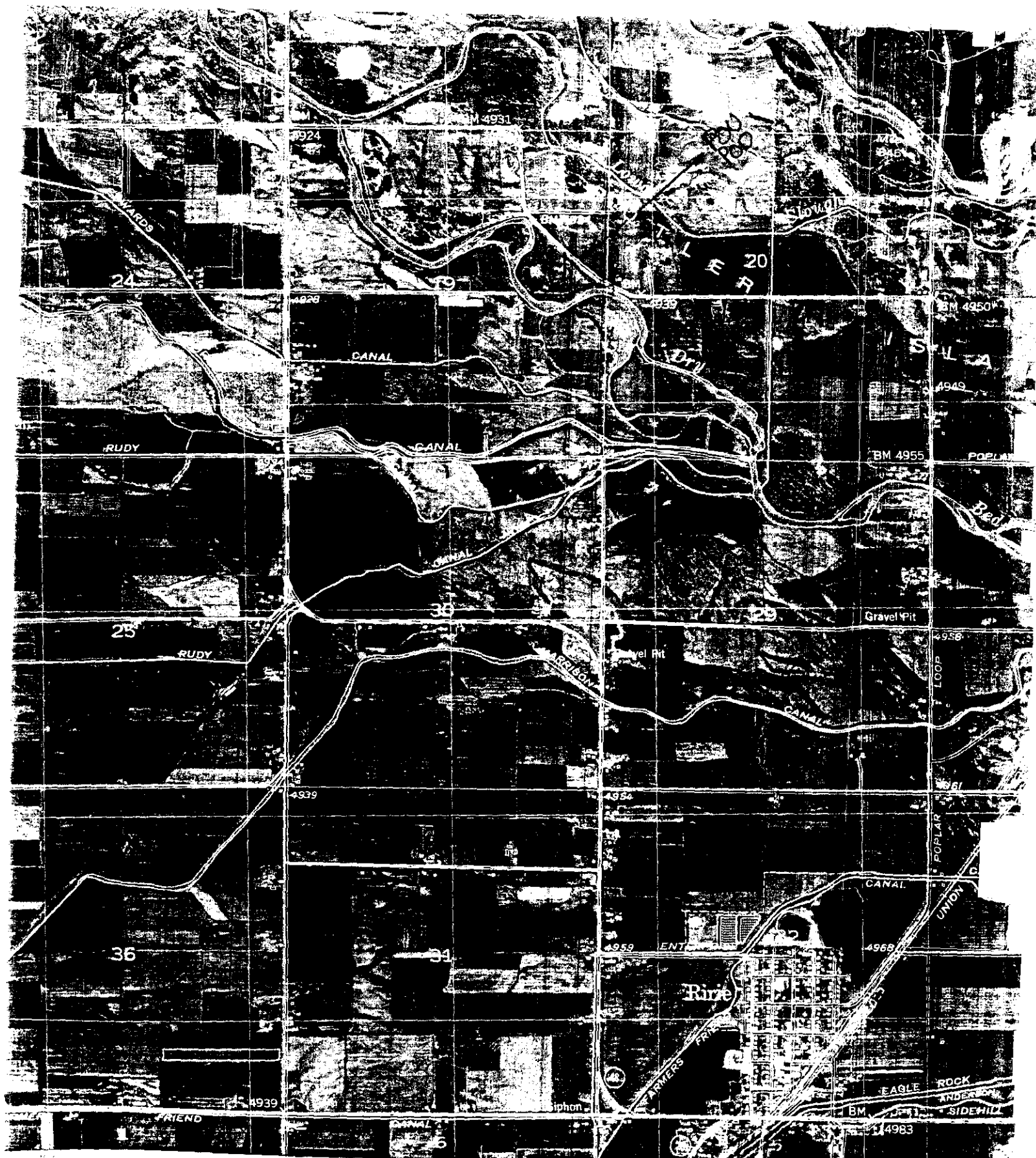
10. Describe any other water rights used for the same purposes as described above. 1

11. a. Who owns the property at the point of diversion? Dan W Marshall
- b. Who owns the land to be irrigated or place of use? Dan W Marshall
- 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: _____

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R.39E. R.40E.

47° 30'

437

438

62-11529

10-10-68

.. 00 1389

James Marshall
(Applicant)

(Applicant)

Proposed Priority 11/10/88

Received by J Date 11-10-88 Time 3:00 P Preliminary check by HWS

Fee \$ 30.00 Receipted by J # E00 3968 Date 12-15/12-22-88

Publication prepared by RB Date 12-6-88 Published in Tellerson N. Star

Publication approved RB Date 12-28-88

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. 25-7462, and said application is hereby APPROVED.

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 April 1, 19 90.

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: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
Irrigation use under this permit is authorized only in connection with a domestic use.

Witness my hand this 3rd day of March, 1989.

J. NewSaxon
Chief, Water Allocation Bureau

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MAR 30 1989

THE JEFFERSON STA
RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO)
County of Jefferson) ss

I, Crystal Foster
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 at-
tached hereto, was published in the
regular and entire issue of said
newspaper, and not in any supple-

ment issue thereof for Two (2)
consecutive issues, the first publica-

having been made on 12/14/88
and the last publication having been
made on 12/21/88.

Further, that said newspaper is one
of general circulation in said coun-
ty; that it is a legal newspaper, con-
forming to legal specifications
under the Idaho Statutes; that it has
as 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.

Crystal Foster

On this 22nd day of Dec

in the year of 1988, before
me, a Notary Public, personally ap-

peared Crystal Foster,
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 ex-
ecuted the same.

Richard Barber
Notary Public for Idaho

Residing at Shelley, Idaho
My commission expires: 4-23-93

NOTICE OF APPLICATION
FOR WATER RIGHTS

The following applications have been filed
to appropriate the public waters of the State
of Idaho:

25-07461
CAMPBELL, DON A.
365 N. 4450 E.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: NWSWNE Sec 13 T 04N R 39E
Use: IRRIGATION (.090 CFS)
Date Filed: 11/10/1988
In: T04N R39E S13 SWNE
3.0 ACRES TOTAL
25-07462

MARSHALL, DON W.
261 N. 4570 E.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: SESENE Sec 19 T 04N R 40E
Use: DOMESTIC (.060 CFS)
IRRIGATION (.030 CFS)
Date Filed: 11/10/1988
In: T04N R40E S19 SENE
1.0 ACRES TOTAL
25-07463

CLAYTON, J. LLOYD
CLAYTON, CHRISTINE L.
1965 BEAR ISLAND DR.
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt:
LOT 7 (SESWSE) Sec 35 T 04N R 37E
Use: IRRIGATION (.060 CFS)
DOMESTIC (.040 CFS)
Date Filed: 11/25/1988
In: T04N R37E S35 Lot 7 (NWSE)
2.0 ACRES TOTAL
25-07464

SWENDSEN, BRENT
SWENDSEN, NANCY
670 N. 4200 E.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: SENWSW Sec 8 T 04N R 39E
Use: COMMERCIAL (.040 CFS)
Date Filed: 11/30/1988
In: T04N R39E S08 NWSW

26-07466
BRIGGS, DAVID L.
BRIGGS, JEANIE K.
183 E. 2 N.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: NENWNW Sec 20 T 04N R 39E
Use: Commercial (.040 CFS)
Date Filed: 11/17/1988
In: T04N R39E S20 NENW

31-07510

BROWN, SID E.
BROWN, JAN A.
MOMBERGER, JESSE
HC 60 BOX 1670
HAMER, ID 83425
Source: GROUNDWATER
Diversion Pt: SWSWNE Sec 5 T 07N R 36E
Use: IRRIGATION (.060 CFS)
DOMESTIC (.060 CFS)
STOCKWATER (.030 CFS)
Date Filed: 11/14/1988
In: T07N R36E S05 SWNE
2.0 ACRES TOTAL
31-07511

SIMMONS, WILLIAM T.
HC 69 BOX 2510
HAMER, ID 83425
Source: GROUNDWATER
Diversion Pt: NENWNW Sec 24 T 06N R 34E
Use: COMMERCIAL (.040 CFS)
Date Filed: 11/30/1988
In: T06N R34E S24 NENW

31-07512
SCOTT, STANLEY K.
P.O. BOX 59
MONTEVIEW, ID 83435
Source: GROUNDWATER
Diversion Pt: NWNWNW Sec 16 T 07N R 33E
Use: DOMESTIC (.060 CFS)
STOCKWATER (.180 CFS)
Date Filed: 11/30/1988
In: T07N R33E S16 NWNW

31-07513
BROWN, HAROLD
P.O. BOX 81
TERRETON, ID 83450
Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 23 T 06N R 36E
Use: COMMERCIAL (.120 CFS)
DOMESTIC (.020 CFS)
Date Filed: 11/23/1988
In: T06N R36E S23 SWSW

31-07514
SCOTT, STANLEY K.
P.O. BOX 59
MONTEVIEW, ID 83435
Source: GROUNDWATER
Diversion Pt: NENWNW Sec 16 T 07N R 33E
Use: DOMESTIC (.080 CFS)
Date Filed: 11/30/1988
In: T07N R33E S16 NWNE

The permits will be subject to all prior
water rights. Protest may be submitted based
on the criteria of Sec. 42-203 A, Idaho Code
and/or the new public interest criteria of Sec.
42-203C, Idaho Code. Protest must be filed
with the Director, Dept. of Water Resources,
150 Shoup Ave., Suite 15, Idaho Falls, Idaho
83402 on or before JANUARY 2, 1989.
R. Keith Higginson, Director
Published in the Jefferson Star, Rigby,
Idaho, December 14 and 21, 1988.

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MAR 30 1989

RECEIVED

DEC 23 1988

Department of Water Resources
Eastern District Office



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 4, 1996

DON W MARSHALL
261 N 4570 E
RIGBY ID 83442

RE: WATER RIGHT NO. 25-07462

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in cursive script that reads 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

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B/U FIELD EXAM REVIEW
Cindy Zimmerman

Permit #: 25-7462 Name: Marshall Date: 2/29/96 ✓ Lots ✓
 Chng Same

NAME ✓ Or Address Change?

SOURCE ✓ Clarify source
 Prelim. Order to Void - Source change.

P/D ✓ Amendment Needed? SENE P39
 Overlap(s)

P/U ✓ Amendment Needed? P41
 Overlap(s)
 (Gov't special #'s) *P/D & P/U Amend? P37

RATE Permit/fee limits: 0.09 / 0.09
 Measured Q = cfs/Theoretical Q = 0.11 cfs
 (dom use limited by capacity = 0.04) + (irr = $1ac \times 0.03 \text{ cfs/ac} = 0.03$) = 0.07 cfs
 (HP) $8.8 \times 0.70 \times 1 = 6.16$
 dom $6.16 + (2.31 \times 35) = 145.85 = 0.04 \text{ cfs}$
 ✓ Recommended capacity 0.04 + 0.03 = 0.07 cfs
 ✓ Recommended rate 0.07 cfs

VOLUME ✓ Season of Use: (C/4.0) 4/1-10/31 = 214 days
 Calculations: (irr = $1ac \times 4.0 \text{ AF/A} = 4.0$) + (dom, 2 hrs
 (in house) $\times 0.6 = 1.2$) = 5.2 AF
 ✓ Flow limit: 0.03 x 214 x 1.9835 = 12.7 AF
 ✓ Recommended volume 5.2 AF

USES ✓ Same Nature of Use? P46
 Amendment Needed?

REMARKS ✓ Multiple p/d's in $\frac{1}{2}$? W32
 ✓ ① WBS/2

CONDITIONS Measuring (R01)/Locking (R02) Devices
 Watermaster Control (R04) - WD #
 R51 Irrigation rate/volume overlap
 GW irrigation replaces surface water (050)
 GW irrigation supplements surface water (065)
 041 Water Quality/Other

PRIORITY App Rcd 11/10/88 Due 4/1/90 Rc'd 2/12/90
 Receipt# 6014651 Fee OK? Yes/No
 Order to Reinstate Needed? Yes/No Done?
 If Yes, Advanced? Yes/No to:
 Priority 11/10/88 Examined 2/11/95

COMMENTS: dom rate limited by capacity of that system (in diff system on same well)

USE	CFS	DEV VOL	SRBA Overlap
<u>dom</u>	<u>0.04</u>	<u>1.2</u>	<u>Adjustment Memo</u> <u>✓</u>
<u>irr</u>	<u>0.03</u>	<u>4.0</u>	<u>LICENSE LTR: P49</u>
<u>TOTAL</u>	<u>0.07</u>	<u>5.2</u>	<u>#1 AMEND LTR: /P38</u>
			<u>#2 AMEND LTR: P42/P47</u>

$$\text{Dom, HP} = \frac{8.8 \times 0.7 \times 1}{65 + (2.31 \times 35)} = \frac{6.16}{145.85} = 0.04 \text{ cfs}$$

$$\text{Irr, HP} = \frac{8.8 \times 0.7 \times 2}{65 + (2.31 \times 45)} = \frac{12.32}{168.95} = 0.07 \text{ cfs}$$

MEMORANDUM

DATE: February 29, 1996
TO: File No. 25-07462
FROM: Cindy Zimmerman 
SUBJECT: Review of Beneficial Use Field Report

=====

The following adjustments were made on the field report to reflect the correct season of use and field headgate volume:

1. Season of Use.
 - a. Irrigation; Area C = 4/1 - 10/31, 214 days/year.
 - b. Domestic = 1/1 - 12/31, 365 days/year.
2. Annual Volume.
 - a. Irrigation = acres x AF/acre
= 1.0 x 4.0
= 4.0 AF.
 - b. Domestic, in-house use = homes x AF/home
= 2 x 0.6
= 1.2 AF.
 - c. Maximum annual volume = a + b
= 4.0 + 1.2
= 5.2 AF.

MAR 08 1996

MAR 08 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 22 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 25-7462

1. Owner: Don W. Marshall

Phone No. 538-7703

Current Address: 261 N 4570 E Rigby Id 83442

2. Accompanied by: Same

EXAM DATE: 7-11-95

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: N.A.

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

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	NE	19	4N	40E	Jefferson	USGS Quad / $\frac{1}{4}$ ON SITE

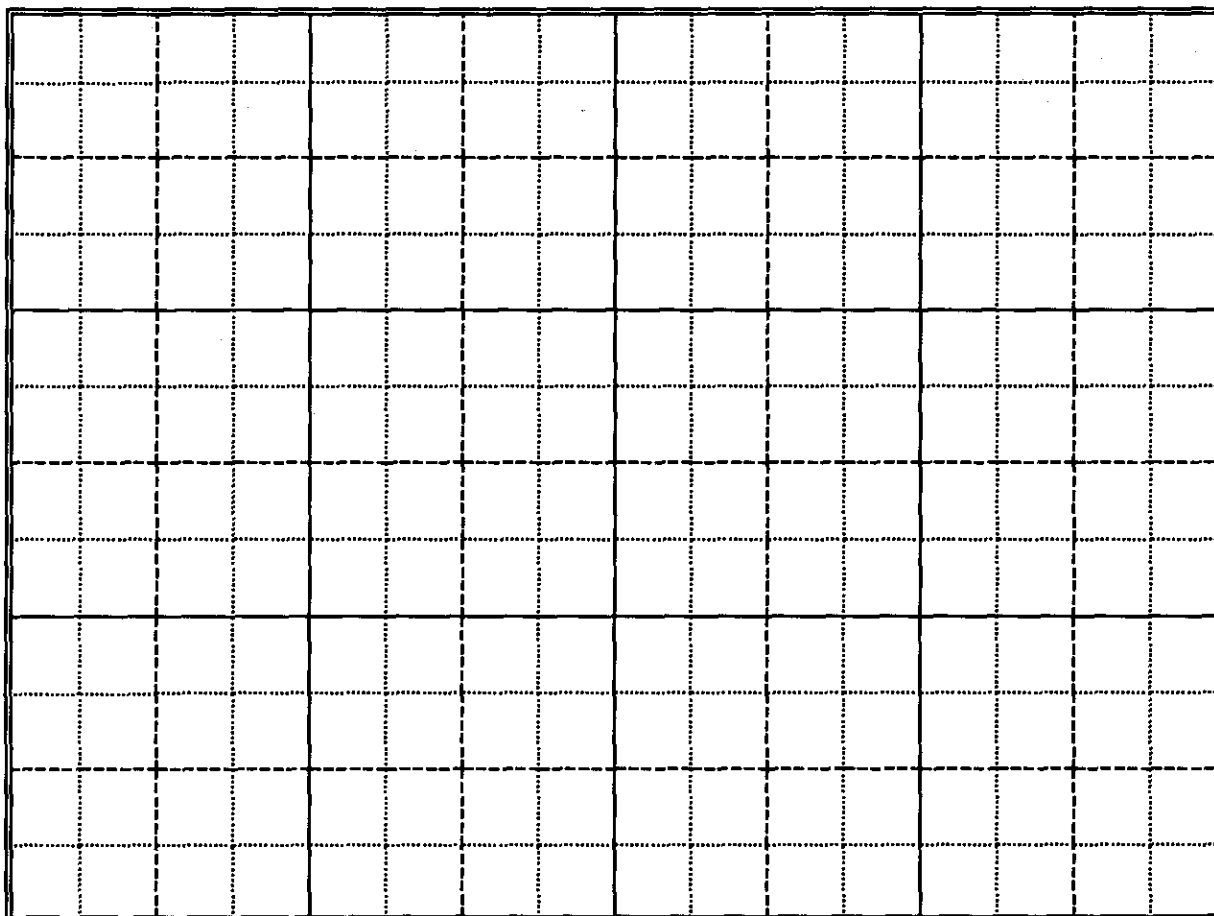
2. Place(s) of Use:

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	40E	19				D-2													
						/													/

MAR 08 1996

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
Irrigation well	US Motors	2	3831059	Peerless	250294
Submersible ^{Domestic}	Franklin Elec	1	2801084910	-	-
Irr Pressure pump	Sears	1	1F86	-	-

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

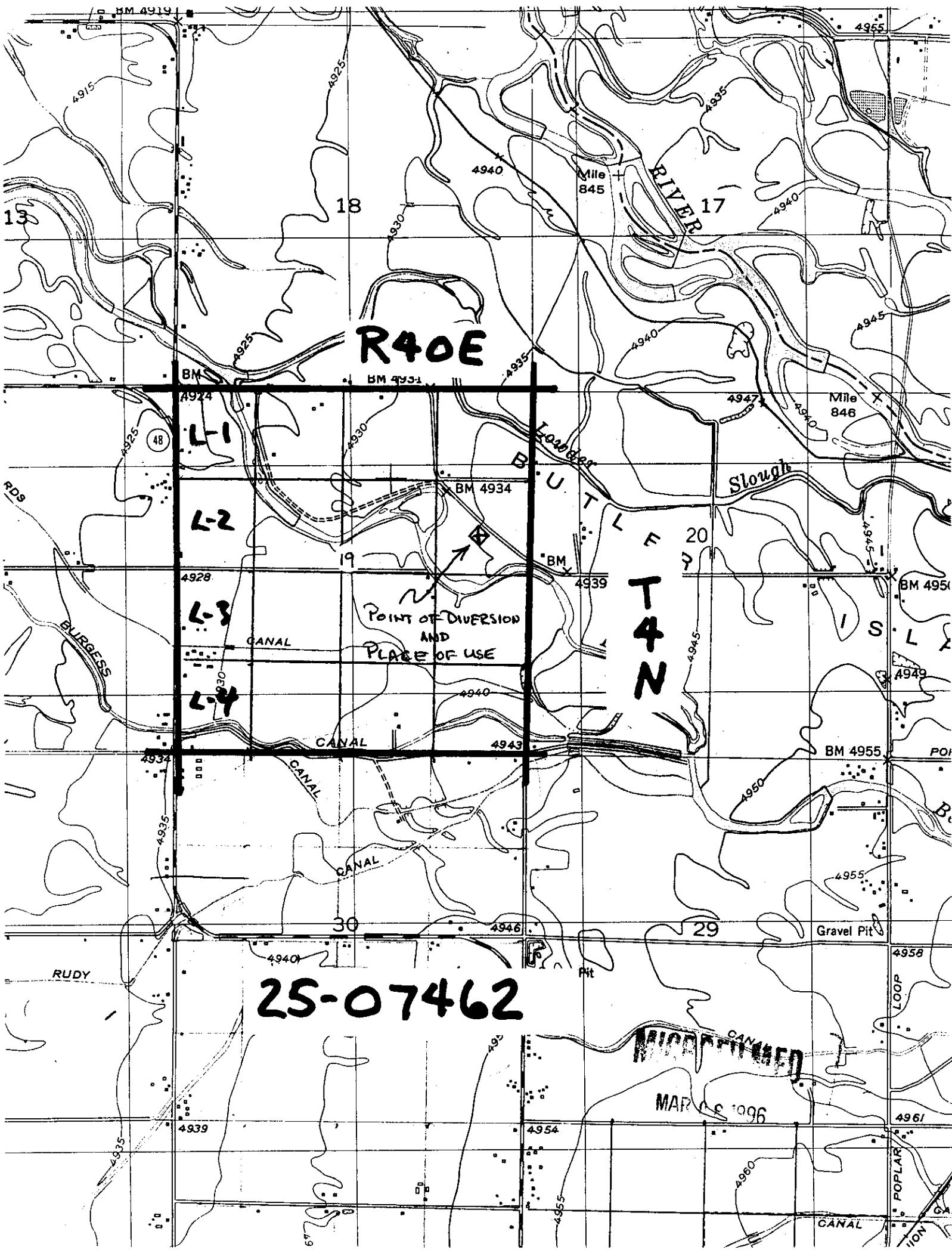
D. FLOW MEASUREMENTS

1.

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

2. Measurements: PSI 35 - 56 operating Pressure of Domestic Pump

MAR 08 1996



R40E

L-1

L-2

L-3

L-4

POINT OF DIVERSION
AND
PLACE OF USE

25-07462

MICROFILMED

MAR 16 1996

Place of use



25-7462

MAINTENANCE

MAR 08 1996



Point
of
diversion



20-5700-007

25 - MW62111111

MAR 08 1996

E. NARRATIVE/REMARKS/COMMENTS

One well with two separate pumping systems. The Domestic system consists of a submersible 1 hp pump & motor with mainline to pressure tank with distribution lines to two (2) single family domestic homes with lawn irrigation by sprinklers. The irrigation system consists of a 2hp motor w/a Peerless turbine pump, mainline to open discharge into a concrete tank (tank was once used and was designed to raise beaver) From the tank a 1 hp Sears pump delivers water to the garden and yards thru a 1" pvc pipe.

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

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MAR 08 1996

F. FLOW CALCULATIONS

Measured Method:

Theoretical

____ Additional Computation Sheets Attached

Domestic

$$\frac{1 \text{ hp} \times 8.84 \times 0.7}{65' \text{ lift} + (35 \text{ psi} \times 2.308)} = \frac{6.169}{145.8} = 0.04 \text{ cfs}$$

Irrig

$$\frac{2 \text{ hp} \times 8.84 \times 0.7}{65' + (45 \text{ psi} \times 2.308)} = 0.07 \text{ cfs}$$

allow 0.03 cfs for one acre

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \text{ acre} \times 3.5 \text{ afa} = 3.5 \text{ afa}$$

$$V_{D.R.} = [\text{Diversión Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.03 \text{ cfs} \times 185 \text{ d} \times 1.9835 = 10.8$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 3.5 \text{ afa}$$

2. Volume Calculations for Other Uses:

$$2 \text{ Domestic units} \times 1.2 \text{ afa} = 2.4 \text{ afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversión Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic (2 units)</u>	<u>1-1</u>	<u>12-31</u>	<u>0.04</u>	<u>2.4 afa *</u>
<u>IRRIGATION</u>	<u>4-15</u>	<u>10-15</u>	<u>0.03</u>	<u>3.5 afa *</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.07 cfs</u>	<u>5.9 afa *</u>

2. Recommended Amendments

____ Change P.D. as reflected above

____ Add P.D. as reflected above

☒ None

____ Change P.U. as reflected above

____ Add P.U. as reflected above

____ Other

I. AUTHENTICATION

Field Examiner's Name Steve Mueller / Keith Wilson Date 7-11-95

Reviewer [Signature] Date 10-20-95

* Adjustments made during the review of this right for license approval.
See memo for additional information. 2/25/96

SEAL
RECORDED
MAR 08 1996

May 2, 1990

DON W. MARSHALL
261 N. 4570 E.
RIGBY, ID 83442

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 25-07462

Dear Permit Holder:

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

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

MAY 16 1990

138078
January 31, 1990

DON W. MARSHALL
261 N. 4570 E.
RIGBY, ID 83442

PROOF DUE NOTICE
RE: PERMIT NO. 25-07462

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 April 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

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MAY 16 1990

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) 334-7900
March 15, 1989

DON W. MARSHALL
261 N. 4570 E.
RIGBY, ID 83442

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

RE: PERMIT NO. 25-07462

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.

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.

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

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

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MAR 30 1989

enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICHAEL

MAR 30 1989

December 7, 1988

Don W. Marshall
261 N. 4570 E.
Rigby, ID 83442

Application for Permit No. 25-07462

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 25-07462. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the JEFFERSON STAR. The advertisement will be published for the following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

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MAR 30 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

DECEMBER 6, 1988

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 JANUARY 2, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

NOT RECORDED
MAR 30 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

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MAR 30 1989

25-07462

MARSHALL, DON W.
261 N. 4570 E.
RIGBY, ID 83442

Source: GROUNDWATER

Diversion Pt: SESENE Sec 19 T 04N R 40E

Use: DOMESTIC (.060 CFS)
IRRIGATION (.030 CFS)

Date Filed: 11/10/1988

In: T04N R40E S19 SENE

1.0 ACRES TOTAL

MARSHALL, DON W.
261 N. 4570 E.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: SESENE Sec 19 T 04N R 40E
Use: DOMESTIC (.060 CFS)
IRRIGATION (.030 CFS)
Date Filed: 11/10/1988
In: T04N R40E S19
1.0 ACRES TOTAL SENE

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The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-3A, 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 JANUARY 2, 1989.

R. Keith Higginson, Director

Published 12/14/1988 & 12/21/1988

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MAR 30 1989