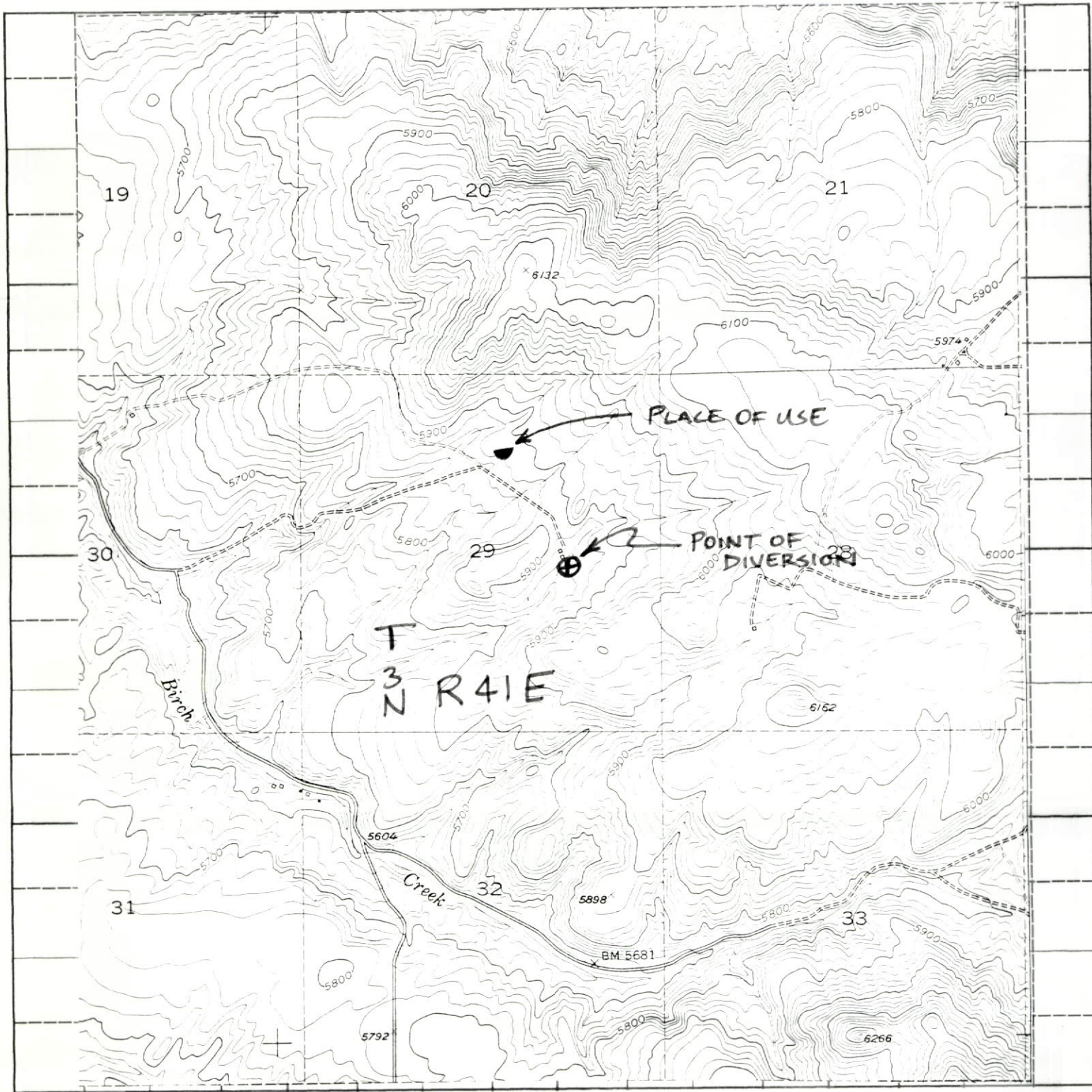


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

MICROFILMED

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.

James Moncur or
(Applicant)
Margaret Moncur

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk 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 24th day of April, 1986, last publication having been made on the 1st day of May, 1986, 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 8th day of May, 1986.

Notary Public

My commission expires September 30, 1988.

B10

RECEIVED
MAY 9 1986
Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION FOR WATER RIGHT

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

25-7408
MONCUR, JAMES &/or MARGARET
BOX 45, RIRIE, ID 83443
Source: UNNAMED SPRING trib. to SINKS
Diversion Pt: NENWSE Sec 29 T 03N R 41E
Use: STOCKWATER (0.050 CFS)
Date Filed: 04/10/1986
In: NWNE Sec 29 T 03N R 41E

The permits 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 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 May 12, 1986.

KEN DUNN
Director

Published: April 24, May 1, 1986

MICROFILMED

25-7408

T 3 N

R 41 E

Sec 29

SE NW ME

R 41 E

PLACE OF
USE

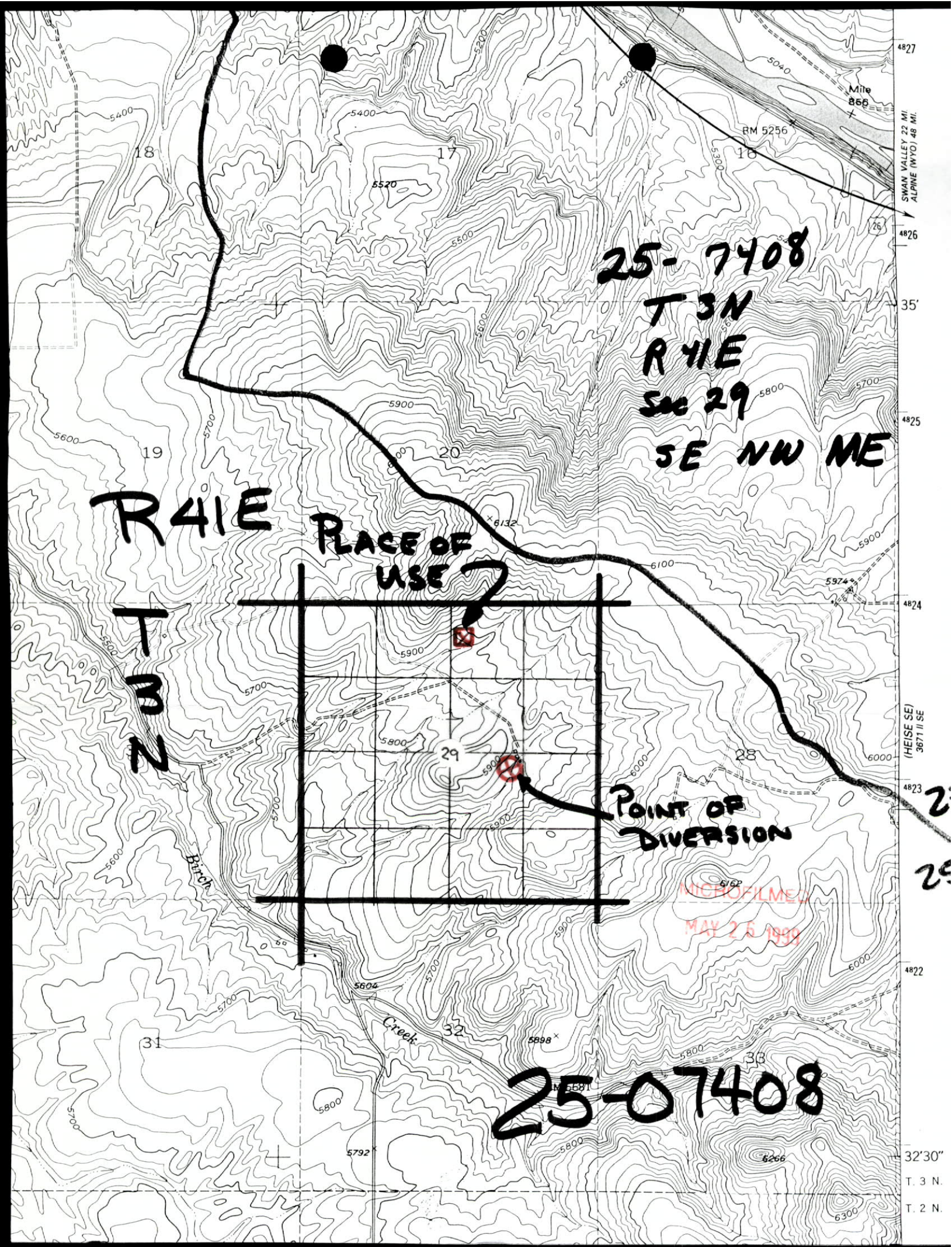
T 3 N

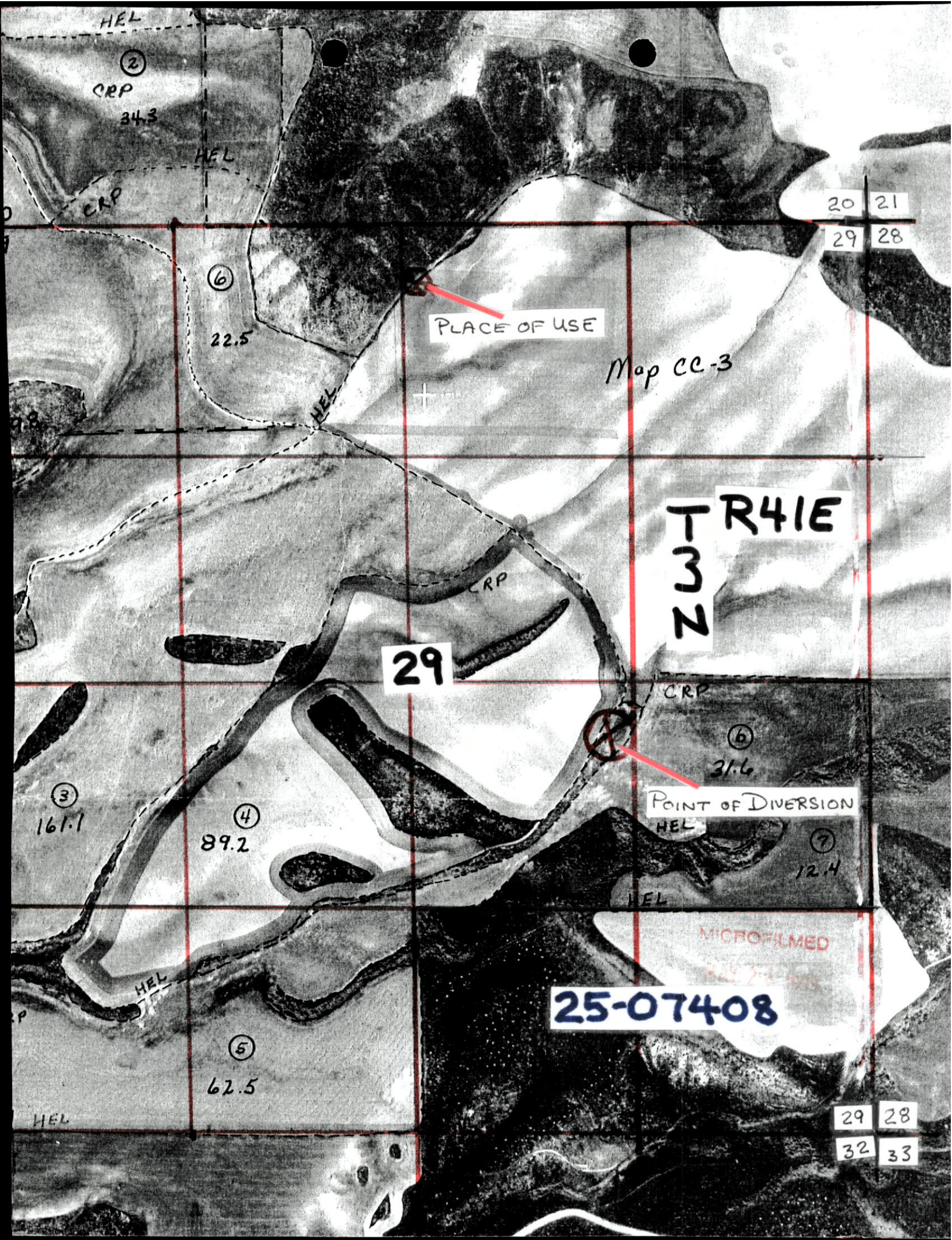
POINT OF
DIVERSION

MICROFILMED
MAY 25 1999

25-07408

4827
4826
35'
4825
4824
2
25
4823
4822
32'30"
T. 3 N.
T. 2 N.





HEL

②

CRP

34.3

HEL

CRP

20

21

29

28

⑥

22.5

PLACE OF USE

Map CC-3

HEL

TR41E
32N

29

CRP

CRP

⑥

31.6

POINT OF DIVERSION

HEL

⑦

12.4

③

161.1

④

89.2

HEL

⑤

62.5

MICROFILMED

25-07408

29

28

32

33

HEL



Photo #1

Photo #2



POND 2 →

Wood platform

PIPE TO STOCK TANKS →

MICROFILMED

MAY 26 1999

25-07408



PHOTO #3

FLOW INTO POND APPEARED TO BE
Greatly REDUCED

25-07408

MICROFILMED

MAY 26 1999

PHOTOS # 4 & 5

POND



Wood
Platform

Pipe to Stock Tanks

25-07408

MICROFILMED

MAY 26 1999

PHOTO #6



STORAGE TANKS FOR STOCK TROUGHS

MICROFILMED
MAY 26 1999

25-07408

State of Idaho
Department of Water Resources

Water Right License
WATER RIGHT NO. 25-07408

Priority: April 10, 1986

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

0.5 AF

This is to certify, that JAMES MONCUR
MARGARET MONCUR

PO BOX 45

RIRIE ID 83443

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 10, 1986; and has submitted Proof of Beneficial Use on June 11, 1987. An examination indicates that the works have a diversion capacity of 0.040 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>
STOCKWATER	04/01 to 12/01	0.04 CFS	0.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NENWE , Sec. 29, Township 03N, Range 41E
BONNEVILLE County

PLACE OF USE: STOCKWATER

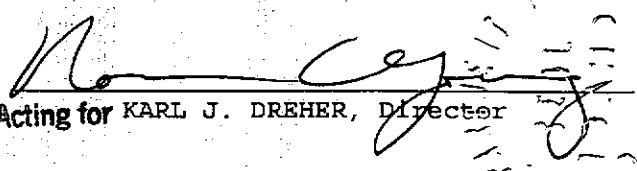
TWN RGE SEC

03N 41E 29

NWNE

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 14TH day of

APRIL, 1989.


Acting for KARL J. DREHER, Director

MICROFILMED

MAY 26 1999

217

RECEIVED

RECEIVED

JUN 17 1987

STATE C

JUN 11 1987

Department of Water Resources
Eastern District Office

Department of Water Resources
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

No Fee
Requd.
HWT

For Office Use Only
Fee Received NA
Date 6-11-87
Receipt # _____
Receipt by _____
Reviewed by _____
Sent to region _____

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. 25-7408

Name(s) of Permit Holder: James or Margaret Mancini ✓

Post Office Address: Box 45 River ID ✓

Telephone No. 538-6071 home
529-7159 work

Source of Water: Spring ✓ 521-1151 acre

Extent of Use:

Domestic _____ (number of households) . Stockwater 55-60 ^{cont}✓ (number and type of stock)

Irrigation	(acres)	Other/Remark
------------	---------	--------------

Total rate and/or volume for which proof is submitted 0.04 cfs acre-feet

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

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

Fee enclosed \$ NA
(See License Examination Fee Schedule)

Flow Measurement Port: Required? — Yes ✓ No
Installed? Yes No

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

(Name)

MICROFILM
Telephone Number 450

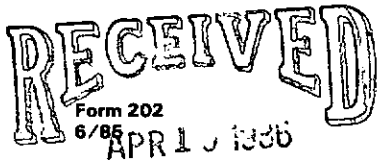
AUG 18 1987

(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.

6-11-87

James Moncure & Margaret Moncure
Signature of Permit Holder (and title, if appropriate)



Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 25-7408

To appropriate the public waters of the State of Idaho

APPROVED
D. Mc
538-6071

1. Name of applicant James Moncur and/or Margaret Moncur Phone 538-6071
Post office address Box 45, Ririe, Idaho 83443

2. Source of water supply Unnamed Spring which is a tributary of Sinks

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 29 Township 3N Range 41E B.M. Bonneville County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.05 cfs for stockwater purposes from 4/1 to 12/1 (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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.05 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Holding pond and spring, pump and
motor. Water piped to 2,000 gal. holding tank and metered to two water troughs.

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
1 years (minimum 1 year).

MICROFILMED

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. 125 head of range cattle.
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- 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	
3N	41E	29		S															

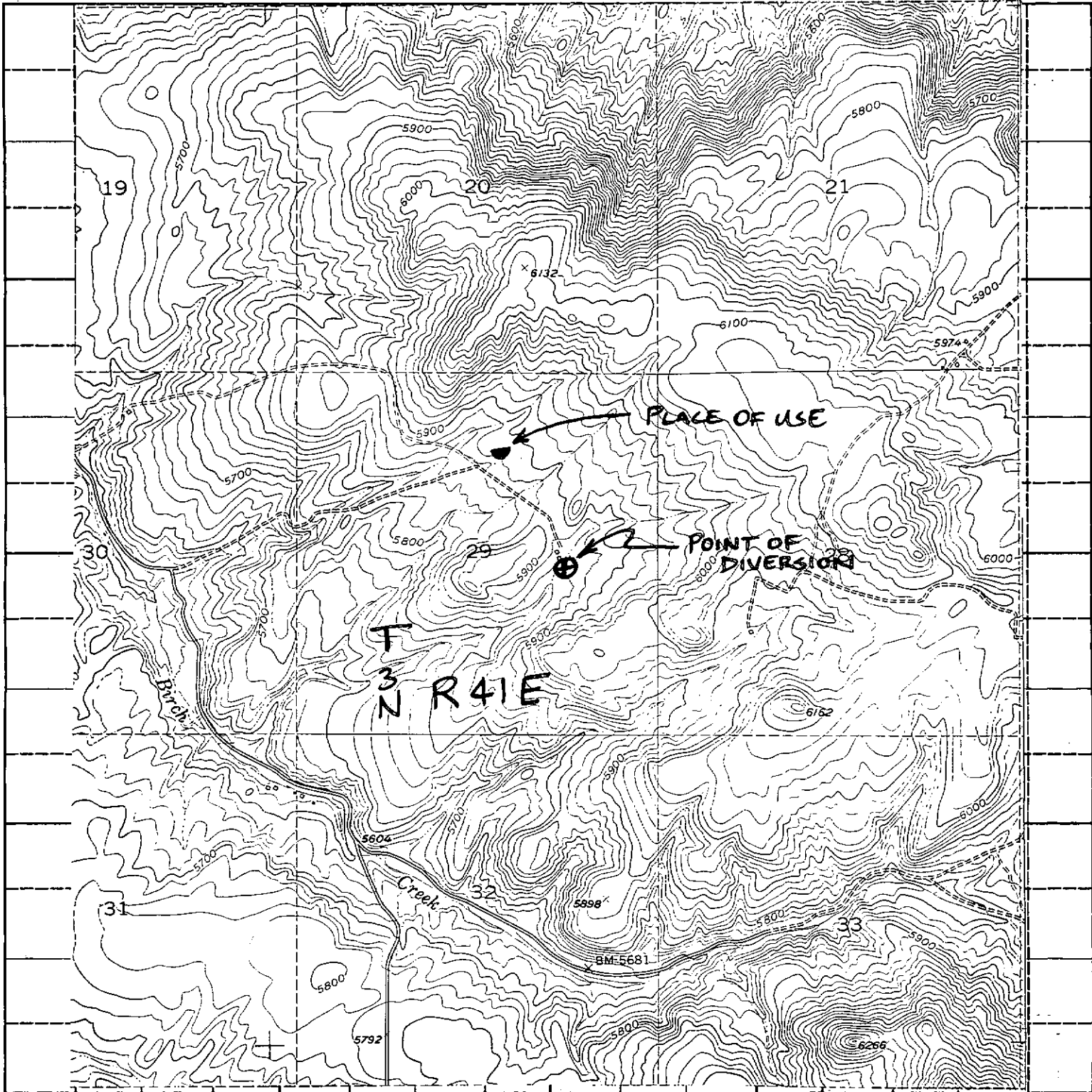
Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. N/A

11. a. Who owns the property at the point of diversion? Jack Ker
- b. Who owns the land to be irrigated or place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Owner is applicant's brother-in-law. Applicant owns right of way to spring.

12. Remarks: _____

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.

MICROFILM

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.

James Monneur or
(Applicant)
Margaret Monneur

MICROFILMED

Proposed Priority 4/10/86
Received by MD Date 4/10/86 Time 8:35 AM Preliminary check by HVS
Fee \$ 30.00 Received by MD # 35586 Date 4/10/86
Publication prepared by MD Date 4/16/86 Published in Post Register
Publication approved AW Date 5-19-86

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. 25-7408, 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 July 1, 19 87.

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: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 16th day of June, 1986.

A. Glen Saylor
Chief, Operations Bureau

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk 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 24th day of April 19. 86., last publication having been made on the 1st day of May 19. 86., 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 . 8th . . . day of . . . May . . . 19. 86.

Notary Public

My commission expires September 30., 19. 88..

B10

RECEIVED
MAY 9 1986
Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION FOR WATER RIGHT The following applications have been filed to appropriate the public waters of the State of Idaho: 25-7408 MONCUR, JAMES &/or MARGARET BOX 45, RIRIE, ID 83443 Source: UNNAMED SPRING trib. to SINKS Diversion Pt: NENWSE Sec 29 T 03N R 41E Use: STOCKWATER (0.050 CFS) Date Filed: 04/10/1986 In: NWNE Sec 29 T 03N R 41E The permits 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 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 May 12, 1986. KEN DUNN Director Published: April 24, May 1, 1986

MICROFILMED



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

April 14, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES MONCUR
MARGARET MONCUR
PO BOX 45
RIRIE ID 83443

RE: WATER RIGHT NO. 25-07408

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.

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

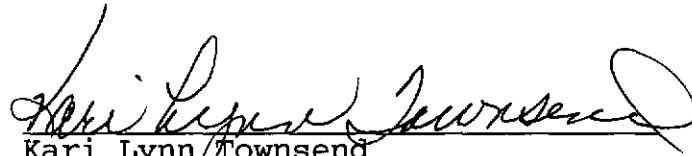
MAY 26 1999

CERTIFICATE OF MAILING

I hereby certify that on the 14th day of April, 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. 25-07408

JAMES MONCUR
MARGARET MONCUR
PO BOX 45
RIRIE ID 83443


Kari Lynn Townsend
Secretary

MICROFILMED
MAY 26 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.

MICROFILMED

MAY 26 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.

MICROFILMED

MAY 26 1999

MEMORANDUM

TO: File 25-07508

FROM: Sharla

DATE: April 7, 1999

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 25-07508 are as follows:

H. RECOMMENDATIONS

Stockwater	4/1 – 12/1	0.04 cfs	0.5 afa
------------	------------	----------	---------

The volume has been calculated based on the number of animals shown on the beneficial use form – 55 -60 cows.

$$60 \times 12 \times 244 / 325,850 = 0.5 \text{ af.}$$

Exam Date: July 29, 1998
Examiner: Keith Wilson

MICROFILMED

MAY 26 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 25-07408 DATE 4/6/99

REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate .05 cfs
 Fee limit .04 cfs No fee paid
 Measured gravity cfs
 Theoretical gravity cfs

Recommended Total Div Rate .04 cfs

WATER USES	Change (P46)	
<u>Stock</u> <u>.04</u> cfs	<u>.8</u> af	Irrig - overlap (R58-R61, R62-R65, R66-R69)
		supp. gw (WB7/065/079)
		overlap spec. combined rts (W35)
		<1acre (W31)
		Domestic (W01/WB5/070/071/075)
		Power (W42 or W43/025/027/R22 or R23)
		Fish (042) Fire (077) Wtr Quality (081/R07)
TOTALS <u>.04</u> cfs	<u>.8</u> af	

60 x .0134
 = .804
 af

60 x 12 x 244
 325,850 =

Flow rate .04 cfs X 244 days X 1.98 = 19.3 af

bu form = 55.60 cows
 60 used to determine volume

REMARKS Comment - 5/60 range cattle

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes no

SRBA Claim N/A

Adjust Memo volume
 Amend letters /

not regd
 stock

RECEIVED

Form 219
6/86

MAR 22 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 25-07408

1. Owner: James or Margaret Moncur

Phone No. 538-6071

Current Address: P.O. Box 45, Rivie Id 83443

2. Accompanied by: No One

EXAM. DATE: 7-29-1998

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: _____

☐ Copies Attached

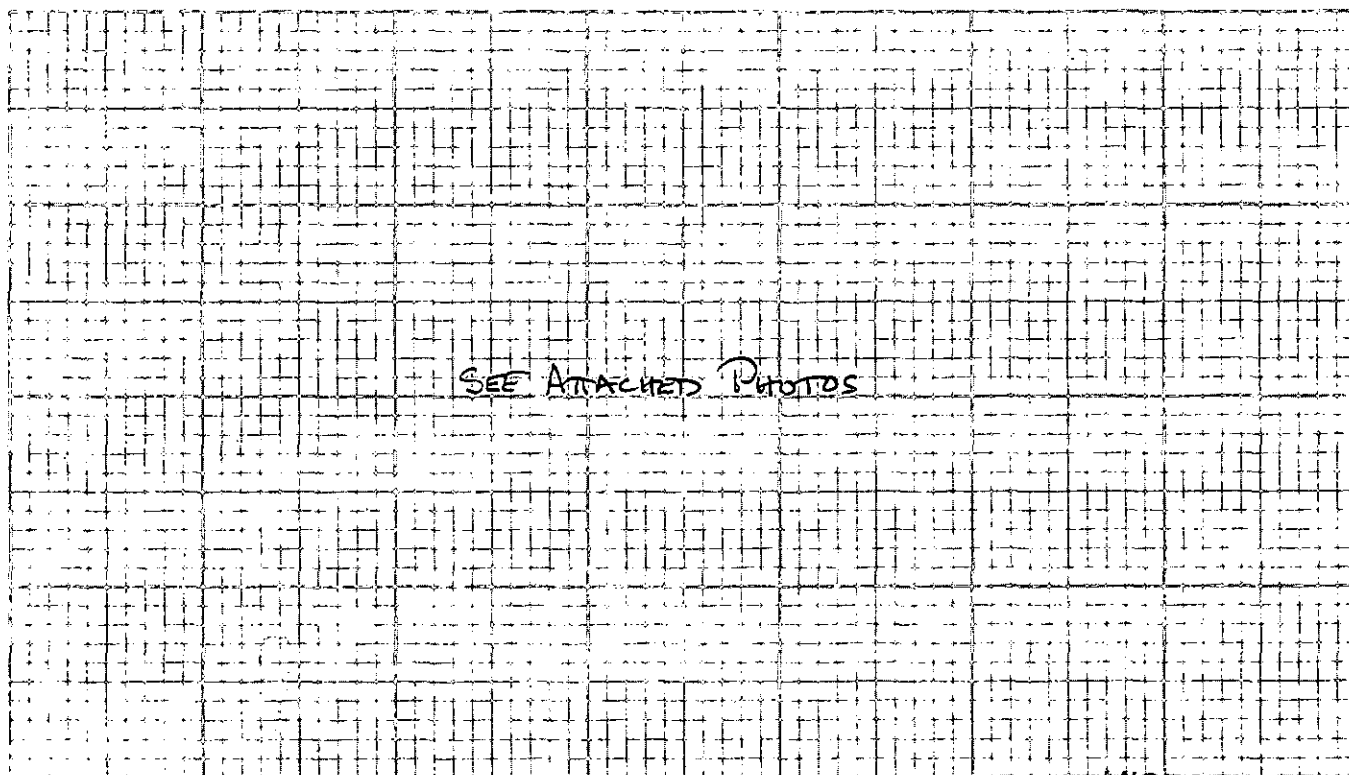
2. Other water rights with same point of diversion: _____

☐ 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



MICROFILMED

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).

MAY 26 1999

System Description (continued)

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

^(Photo 1) Spring area with small short ditches to pond. ^(Photo 3) At the time of the exam spring flow was diminished. On North side of pond was a wood platform ^(Photo 2, 4, 5) that appeared to have been used as a base for a portable pump and a black pvc pipe to STORAGE TANKS and troughs ^(Photo 6)

Pond size $20' \times 20' \times 8' (1.4) = 0.029 \text{ af} = 9575 \text{ gal}$
43560

☐ 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
		NE	NW	SE	29	3N	4E	Bonneville	on Site / FSA Aerial / Ortho Photo Quad

6. Place(s) of Use:

Indicate Method of Determination ^{ON SITE} FSA Aerial / Ortho Photo Quad

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	
3N	4E	29		S															

Do not use this space

MICROFILMED

MAY 26 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:

NONE - ESTIMATED MAX FLOW

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: Maximum Diversion rate needed for 125 head with 2 hr delivery
 $= (125)(0.00022) = 0.027 \text{ cfs} \approx 0.03 \text{ cfs}$

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: NOTE: 244 days/year for 125 head range cattle

$V_{STOCK} = (0.0134)(125)\left(\frac{244 \text{ d}}{365}\right) = 1.17 \text{ acre}$

MICROFILMED

MAY 26 1999

H. REMARKS AND OVERLAP REVIEW ANALYSIS

It is the opinion of this examiner that spring flow may reach a flow of 0.04 cfs, but would drop off rapidly. The diversion rate of the pump from the holding pond would be closer to the permitted 0.05 cfs diversion rate. @ 0.05 cfs the pump would deliver the total diversion required for 125 range cattle in approximately 67 min. and the total storage tank capacity (2000 gal) in approximately 89 min.

NOTE: Proof of Beneficial use was for 0.04 cfs
Therefore Permit Limited to 0.04 cfs

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
STOCKWATER	4/1	12/1	0.04 cfs	1.1 afa
Totals:			0.04 cfs	1.1 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

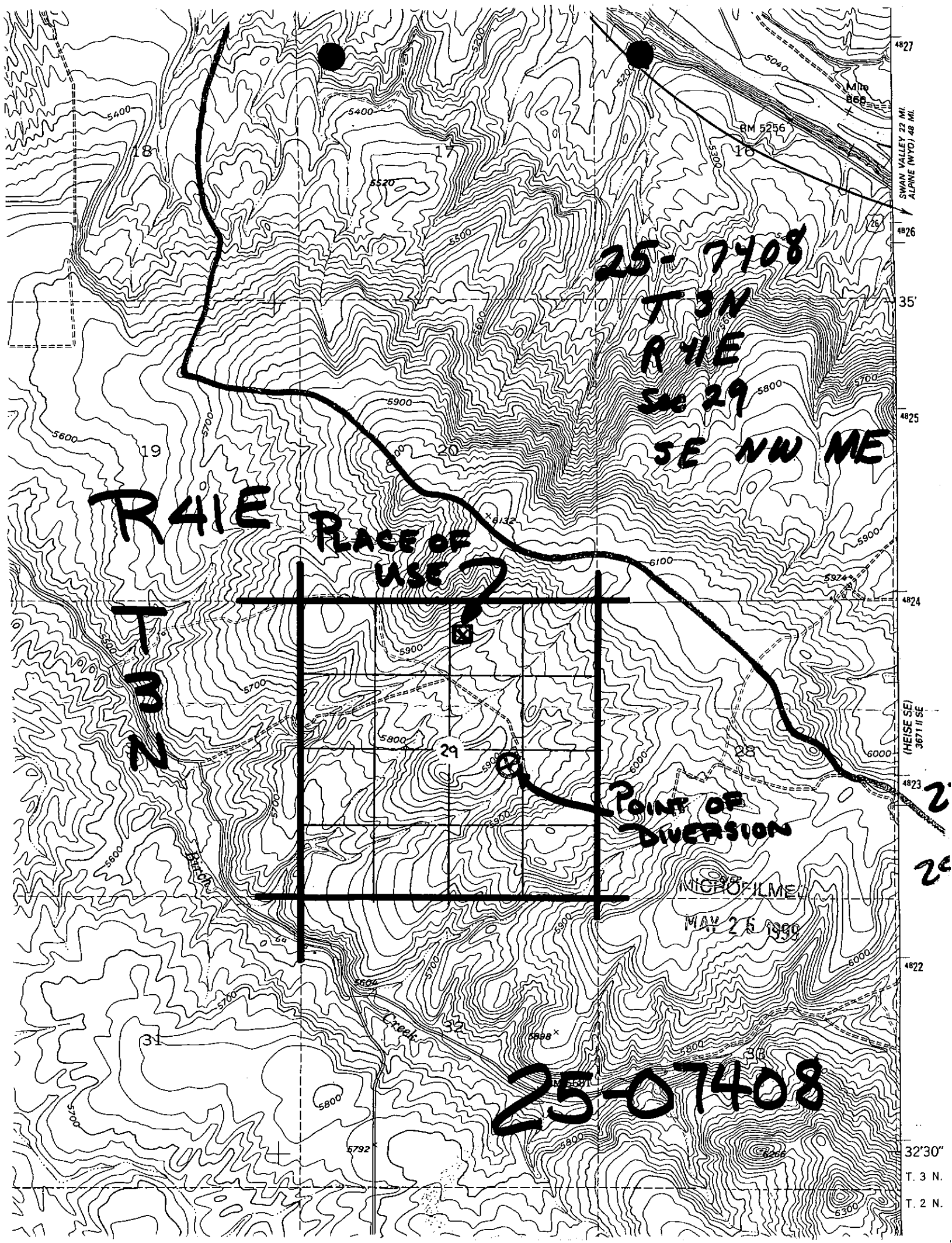
Field Examiner's Name KEITH C. WILSON
Signature Keith C. Wilson
Certification Date _____
Field Report Preparation Date _____

CONSULTANT SEAL

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

MICROFILMED

MAY 26 1999



25-7408

T 3 N

R 41 E

Sec 29

SE NW ME

RAIE PLACE OF USE

T 3 N

POINT OF DIVERSION

MICHO FILME

MAY 25 1990

25-07408

4827

SWAN VALLEY 22 MI.
ALPINE (WYO) 48 MI.

4826

35'

4825

4824

(HEISE SE)
36711 SE

4823

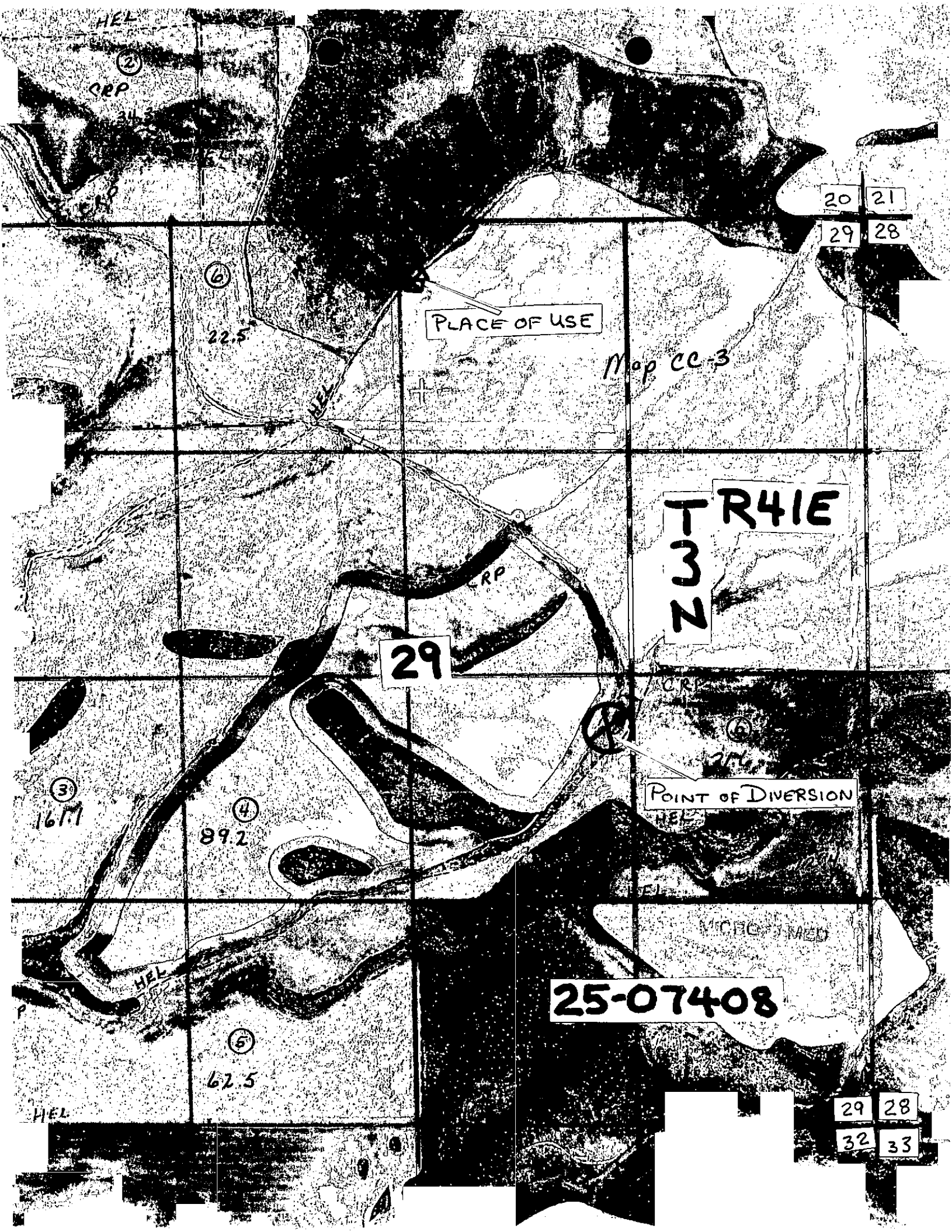
26

4822

32'30"

T. 3 N.

T. 2 N.



20 21

29 28

PLACE OF USE

Map CC-3

TR41E
3

29

POINT OF DIVERSION

25-07408

29 28

32 33



SPRING AREA

POND AREA

Photo # 2

Photo #1

POND 2 →

Wood platform

PIPE TO STOCK TANKS →

MICROFILMED

MAY 26 1999

25-07408

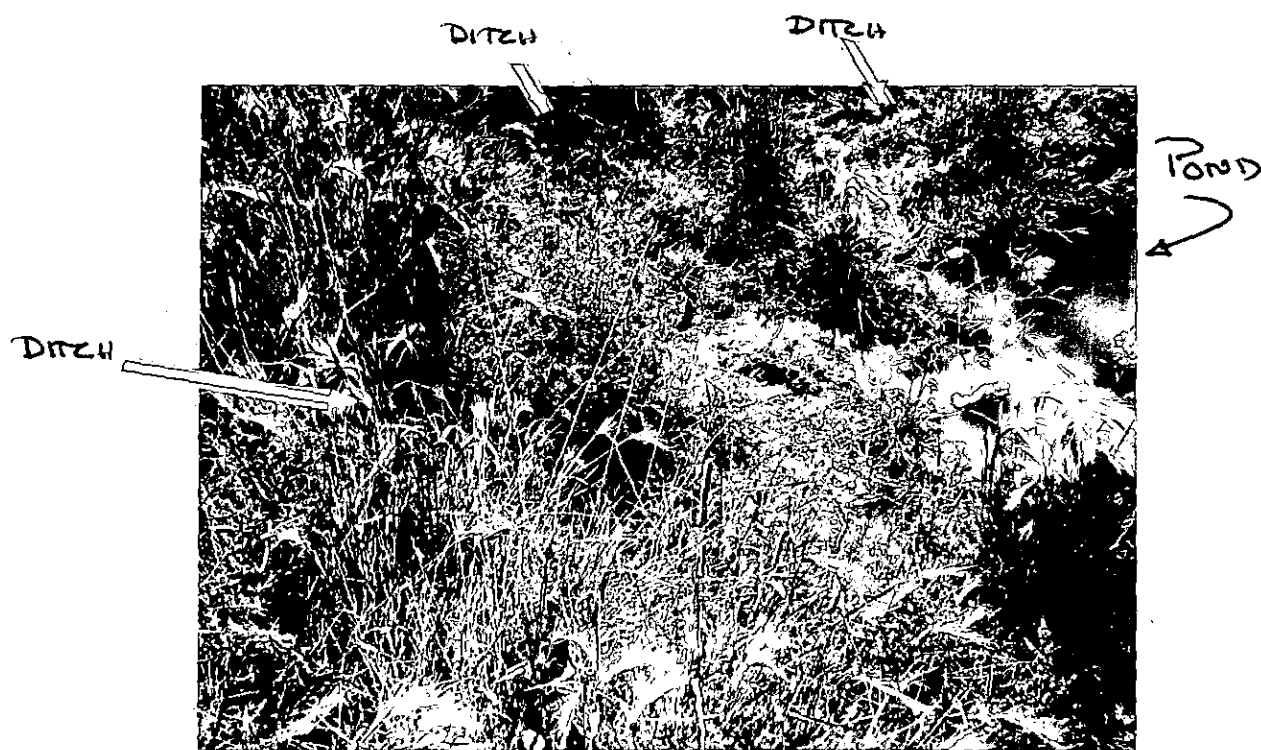


PHOTO #3

FLOW INTO POND APPEARED TO BE
Greatly REDUCED

25-07408

MICROFILMED

MAY 26 1999

PHOTOS # 4 & 5

POND



Pipe to Stock Tanks

25-07408

MICROFILMED
MAY 26 1999

PHOTO #6



STORAGE TANKS FOR STOCK TROUGHS

MICROFILMED

MAY 26 1999

25-07408

OFFICE OF THE DIRECTOR
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup, Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 10, 1987

JAMES MONCUR
BOX 45
RIRIE

ID 83443

RE: Permit No. 25-7408

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,
s/HAROLD W. JONES
Sr. Resource Agent

MICROFILMED

MAY 26 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
APRIL 30, 1987

138427

MONCUR, JAMES & MARGARET
P.O. BOX 45
RIRIE, ID 83443

PROOF DUE NOTICE

RE: PERMIT NO. 25-7408

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 JULY 1, 1987. (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 COMPLETED 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

MICROFILMED

AUG 18 1987

ENCLOSURES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
JUNE 17, 1986

MONCUR, JAMES
BOX 45
RIRIE, ID 83443

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 25-7408

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

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 ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE FORM THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

DRT: SC
ENCLOSURES

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

APPLICATION NUMBER: Moncur

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: 5/12/86

- ☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5-9-86
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.

- ☐ Yes ☒ No

Measuring device required.

- ☐ Yes ☒ No

Access port required.

- ☒ Yes ☒ No

Will water be delivered by watermaster? If yes, what district? 01 - N/A, source sinks

4/10/86

Date of priority recommended.

Special conditions of approval or cover letter. _____

DCMI - ok to process

MICROFILMED

By: RDC

Date: 5/22/86

STATE OFFICE REVIEW:

105, L/L

04

RECEIVED
MAY 23 1986

- ☐ See attached sheet for more information.

By: KW

Date: 6/11/86

Department of Water Resources

receipt letter sent 4/8/86

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

April 18, 1986

James or Margaret Moncur
Box 45,
Pirie, Idaho 83443

Re: Application for permit No. 25-7408.

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. 25-7408. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in The Post Register. The advertisement will be published for two 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 protests 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 the 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,

Ernest Carlsen
Assistant Regional Supervisor

EC/md

RECEIVED
APR 21 1986

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 16, 1986

The Post Register
P. O. Box 1800
Idaho Falls, Idaho 83401

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 MAY 12, 1986.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF APPLICATION

FOR WATER RIGHT

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

25-7408

MONCUR, JAMES &/or MARGARET

BOX 45, RIRIE, ID 83443

Source: UNNAMED SPRING trib. to SINKS

Diversion Pt: NENWSE Sec 29 T 03N R 41E

Use: STOCKWATER (0.050 CFS)

Date Filed: 04/10/1986

In: NWNE Sec 29 T 03N R 41E

The permits 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 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 May 12, 1986.

KEN DUNN

Director

Published 4/24/86 & 5/1/86.

MICROFILMED

April 7, 1985

RE: Application to Appropriate Spring Water

Mr. James Moncur
Box 45
Ririe, Idaho 83443

Dear Mr. Moncur:

Enclosed you will find a typed and completed application for permit to appropriate water in the State of Idaho. As we discussed when you were in my office, would you please review the application, and make sure that it is technically correct. You will notice that I have changed the place of use to the NW1/4NE1/4, Sec. 29. We had originally discussed placing it in the SW1/4NE1/4, but the last location that you showed me on the map is farther north.

If the application passes your review, would you please sign the application in the signature slot on the third page, and return it to me with a \$30.00 filing fee. Upon the application being returned, I will process it promptly.

Sincerely,

GARY SPACKMAN
Sr. Resource Agent

GS:cw

Enclosure

MICROFILMED

