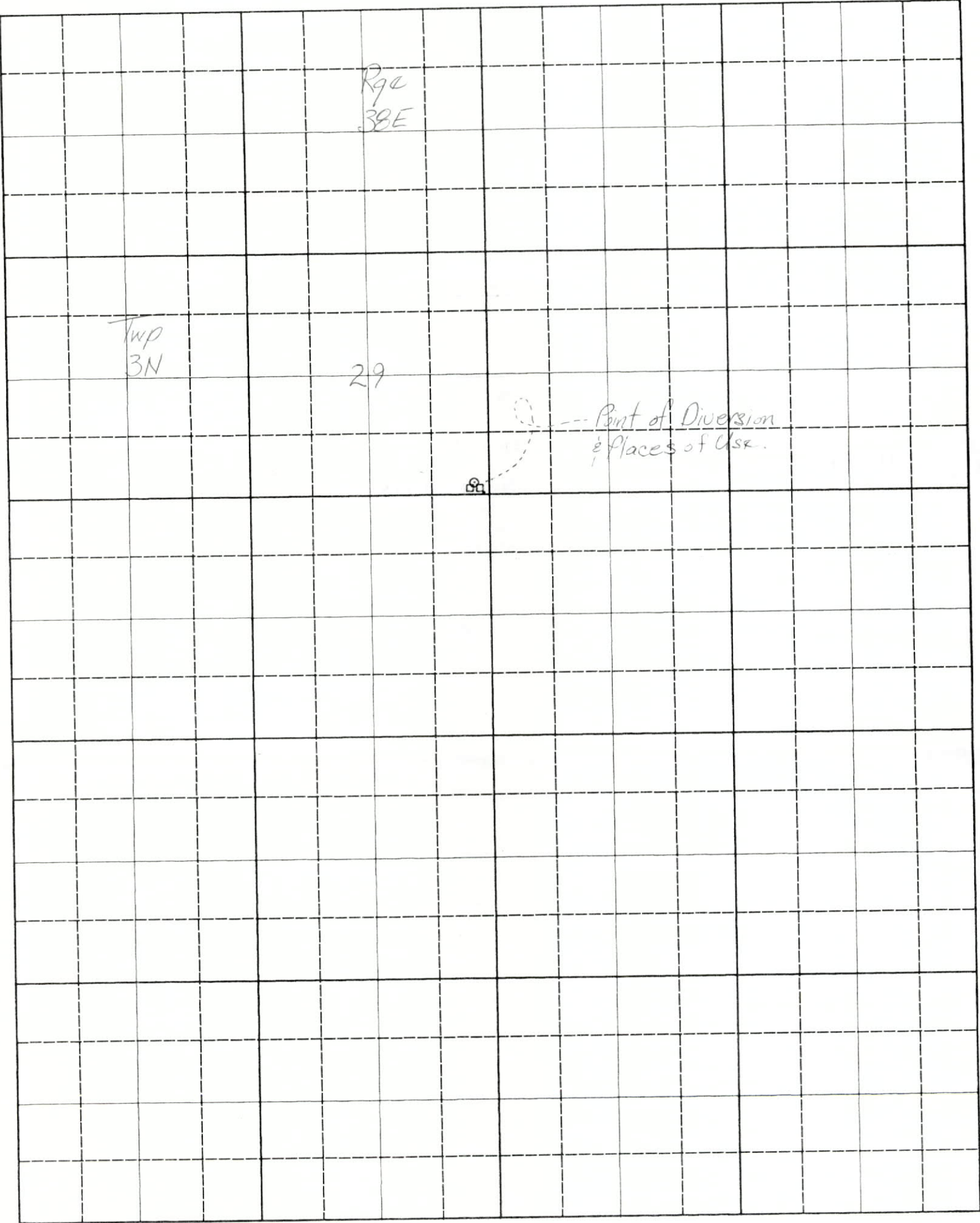


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Byron A. Heatley
(Applicant)

MICROFILMED

NAME OF APPLICANT Wheatly Empey

25-7345

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 25-7345 Priority June 29, 1983 Amount 0.04 cfs

THIS IS TO CERTIFY, that Byron Wheatley or Keith Empey
of Idaho Falls, Idaho, has complied with the terms and conditions of Permit
No. 25-7345 issued pursuant to Application for Permit dated June 29, 1983,
and has submitted proof to the Department of Water Resources on February 13, 1985,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.06 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (2 Units)	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>2.4</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.4 acre feet per year, said waters to be diverted within the SE 1/4 Section 29,
Twp 3N, Rge 38E in the County of Bonneville

Description and location of place of use:

Twp.	Range	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	38E	29																X	

Total number of acres irrigated _____

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license 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 license 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 license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28TH day of AUGUST, 19 86.

Acting for the Director

APPROVED
JIM
B.S.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Byron Wheatley or Keith Empey Phone 529-8043
Post office address Rt. #2, Box 434A, Idaho Falls, ID 83401

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

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 29 Township 3N
Range 38E B.M. Bonneville County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 cfs for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump and distribution system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is ? feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year – maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 29 Township 3N
Range 38E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

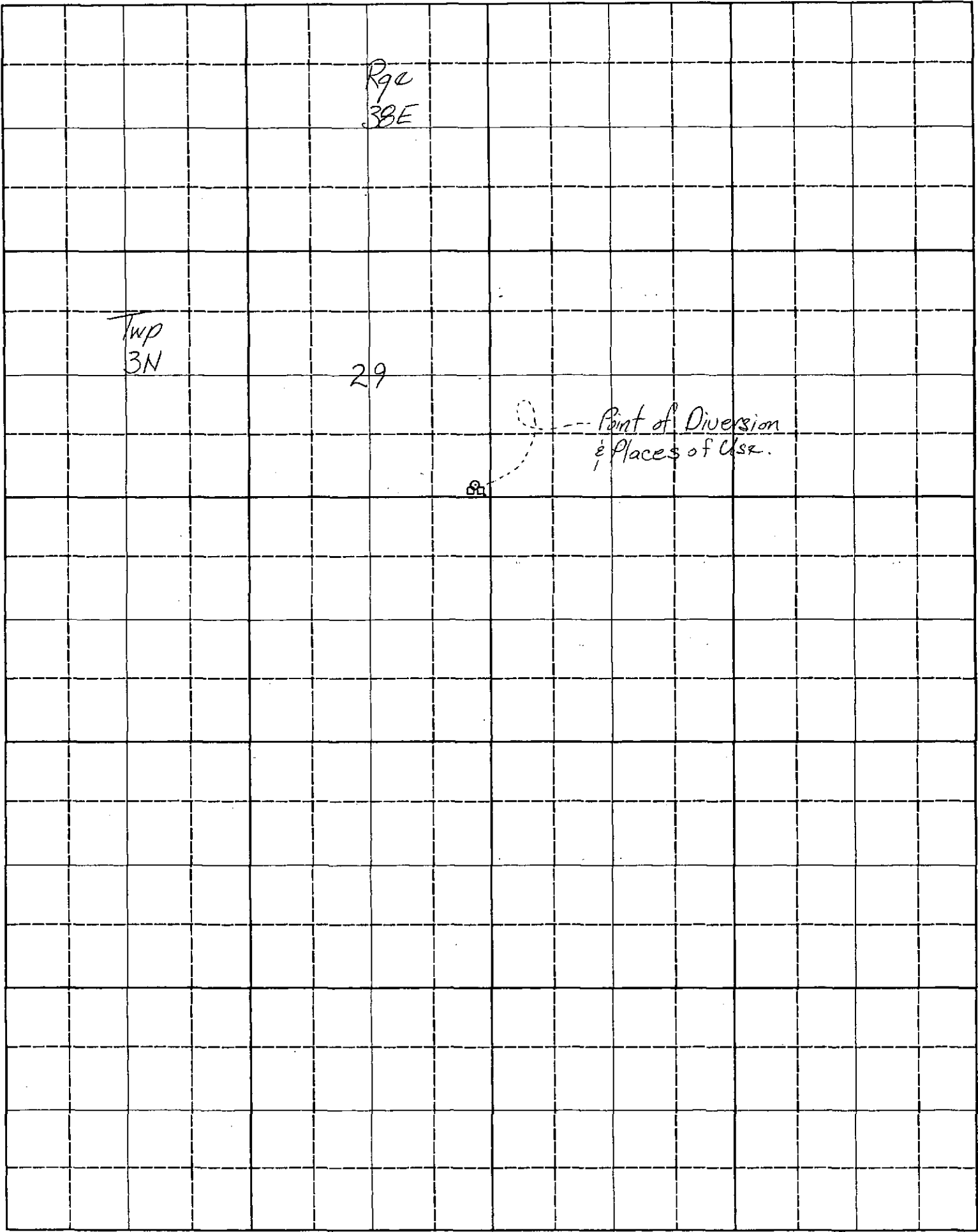
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water two.

(5) If water is to be used for other purposes describe: _____

03711100J11

11. 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.

Byron A. Heasley
(Applicant)

RECEIVED

RECEIVED

Proposed Priority 6/29/83

Received by EMC Date 6-29-83 Time 4:00

Preliminary check by S.M. Fee \$ 30.00

Receipted by CW Date 6-29-83 # 25697

Publication prepared by BP Date 7/20/83

Published in Post Register

Publication dates 7/28 : 8/4/83

Publication approved CW Date 8-8-83

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC KW

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. 25-7345, 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 January 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. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 3rd day of January, 1985.

L. Glen Saylor
Chief, Operations Bureau

Proof of Publication
The Post-Register

RECEIVED

AUG 8 1983

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss.

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

That the notice, of which a copy is hereto attached and made a part of this affidavit, was pub-
lished in said Post-Register for two consecutive weeks, first publication having been made
on the 28th day of July, 1983, last publication
having been made on the 4th day of August, 1983, 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 5th day of August, 1983

Deon R. Napier
Notary Public

My commission expires September 30, 19 84

B10, 1M,

NOTICE OF APPLICATION FOR WATER
RIGHT

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

25-7316

HARRISON, STEVE
VIRGIN, VIRIL
BALL, CECIL
RT. 2, BOX 198, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 04/25/1983
Diversion Pt: NWNW Sec 34 T 03N R 38E
Use: STOCKWATER (0.02 CFS); DOMESTIC
(0.08 CFS)

In: NWNW Sec 34 T 03N R 38E

25-7342

STANGER, RICHARD F. &/or EDITH M.
996 S. EMERSON AVE., IDAHO FALLS, ID
83401
Source: GROUNDWATER
Date Filed: 06/27/1983
Diversion Pt: SENW Sec 22 T 03N R 39E
Use: COMMERCIAL (0.04 CFS); DOMESTIC
(0.06 CFS)

In: NENW Sec 22 T 03N R 39E

25-7344

LOERTSCHER, DAVID W.
RT. 7, BOX 112, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversion Pt: NWNE Sec 01 T 01N R 38E
Use: STOCKWATER (0.02 CFS); DOMESTIC
(0.11 CFS)

In: NWNE Sec 01 T 01N R 38E

25-7345

WHEATLEY, BYRON
EMPEY, KEITH
RT. 2, BOX 434A, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversion Pt: SESE Sec 29 T 03N R 38E
Use: DOMESTIC (0.06 CFS)

In: SESE Sec 29 T 03N R 38E

25-7346

OLTMANN, R. JAN &/or DONNA
RT. 7, BOX 155, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversion Pt: SWSW Sec 10 T 01N R 38E
Use: STOCKWATER (0.05 CFS); DOMESTIC
(0.06 CFS)

In: SWSW Sec 10 T 01N R 38E

25-7347

OLTMANN, R. JAN &/or DONNA
RT. 7, BOX 155, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversion Pt: SESE Sec 16 T 01N R 38E
Use: STOCKWATER (0.12 CFS); DOMESTIC
(0.06 CFS)

In: SESE Sec 16 T 01N R 38E

25-7351

DEES, MR. OR MRS. ELDON G.
RT. 3, BOX 128, IDAHO FALLS, ID 83401
Source: GROUNDWATER

(Mr. Wheatley Needs to call back with pump hp + depth)
Before exam can be ~~done~~ completed HWT OK

4/86 RECEIVED

JUN 11 1986

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received
Date
Receipt #
Receipt by
Sent to S.O. 2-1-86

Theoretical $Q = \frac{1.5 \text{ hp} \times 8.814 \times 8}{120' \times 1.41 + (2.308 \times 35 \text{ psi})} = 0.05$
Capacity
* I recommend accepting the exam for No Fee HWT

1. Permit No. 25-7345

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit attached is the examination fee. (If this box is marked, complete items thru 8.)

RECEIVED
JUL 3 1986

2. Permit Holder: Byron Wheatley

3. Post Office Address: Rt 2 Box 434-A Department of Water Resources

Telephone No. 529-8043 home 522-2532

4. Source of Water: ground well

5. Extent of Use:

Domestic ✓ (No. of households) 2 Stockwater (No. and type of stock)

Irrigation (acres) Other/Remark

6. Total rate &/or volume for which proof is submitted less than .04 cfs acre-feet

7. Show the date water was first diverted and beneficially used under this permit:
Summer 1965

8. Person to contact to accompany the department representative during the field examination:

Byron Wheatley (Name)

Rt 2 Box 434-A (Address)

522-2532 (Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date 6/10/86

Byron Wheatley
Signature of Permit Holder (and title, if appropriate)

copy retained for file MICROFILMED

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

September 4, 1986

RE: Permit No. 25-7345

Byron Wheatley or
Keith Empey
Rt. 2, Box 434-A
Idaho Falls, ID 83401

Gentlemen:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

MAILED 1986

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

LICENSING REPORT

25-7345

Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

SEE MEMORANDUM DATED 13 MAY 1981, ON FIELD EXAMINATIONS FOR DOMESTIC PURPOSES. MAXIMUM INSTANTANEOUS WATER REQUIREMENTS FOR 2 HOMES.

Hp= 1.5 Efficiency= 75 % Head= 90 ft. PSI= 38 psi

$$Q = \frac{Hp (8.814) (Eff)}{Head + (PSI \times 2.308)} = \frac{(1.5) (8.814) (0.75)}{(90 \text{ ft}) + (38 \text{ psi} \times 2.308)} = \underline{0.06} \text{ CFS}$$

Permit = 0.04 cfs See note on fee sheet

Recommend 0.04 cfs by permit.

b) Volume Calculations for Irrigation: N/A

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

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

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

c) Volume Calculations for Other Uses:

$$V_{dom} = \frac{\underline{2}}{\# \text{ Units}} \times \underline{1.2} \text{ afa} = \underline{2.4} \text{ afa}$$

2. Overlap Review

a) Other water rights with same place of use: None

b) Other water rights with same point of diversion: None

c) Analysis:

MICROFILMED

Permit No.	25-7345	Priority	6-29-1983	Amount	0.04	App. Date	6-23-1983	Date Proof Submitted	2-13-1985	System Capacity	0.06
------------	---------	----------	-----------	--------	------	-----------	-----------	----------------------	-----------	-----------------	------

4. Permit Holder:

er:

Byron W heatley or Keith Empey

Address:

LD⁰ F775

5. Source: groundwater

6. Beneficial Use

DOMESTIC (7 Units)

From

Period of Use To

12/31

Rate of Dive
Q (cts)

Annual Volume
V (afa)

Allowable Maximums:

0.07

2.4

7. Point(s) of Diversion: ~~No Change~~

~~No Change~~

Change

[illegible]

8

Place(s) of Use

off

~~Change~~

[illegible]

9. Recommended Conditions/Remarks: SEE MEMORANDUM DATED 13 MAY 1981, ON FIELD

EXAMINATIONS FOR DOMESTIC PURPOSES. 5 horses Nov Waterford

on property

2000

10. 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

11. Examiner's Signature _____

Checked in Regional Office by

Approved in State Office by

Date _____

78-8-8

Date _____

17 July 1986

Date _____

7-2-86

RECEIVED

JUL 24 1986

Department of Water Resources

Permit No. 25-1345

Phone No. 529-8043

1. Owner: Byron Wheatley or Keith Empey Phone No. 529-8043
Current Address: Rt 2 Box 434A Idaho Falls
2. Accompanied by: Mr. Wheatly EXAM. DATE: 7-2-86
Address: _____ Phone No. 529-8043
Relationship to Permit Holder: _____
3. Source: groundwater tributary to N/A

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Jacuzzi	1 1/2	—	Jacuzzi	CBC 1041 4502

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
Pressure tanks on at 30 off near 60 psi.
Pump to one pressure tank on Empey's and
one on Wheatly's. Well serves two homes, and
both lawns, lawns. Serves 5 horses, 3
for W. Empey's and 2 for Wheatly's

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A						

7. Measurements *N/A* ☐ Additional data/computation sheets attached

- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination _____ |
|----|------------------|---|

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	38E	29																	D
																			Total Acres _____

CONSULTANT SEAL

Date

Beneficial Use Examination

IDWR Director's Authorization to Conduct

Consultant's License Number

16. Examiner's/Consultant's Signature *[Signature]*

Date *7-2-86*

☐ Other
☒ None

☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

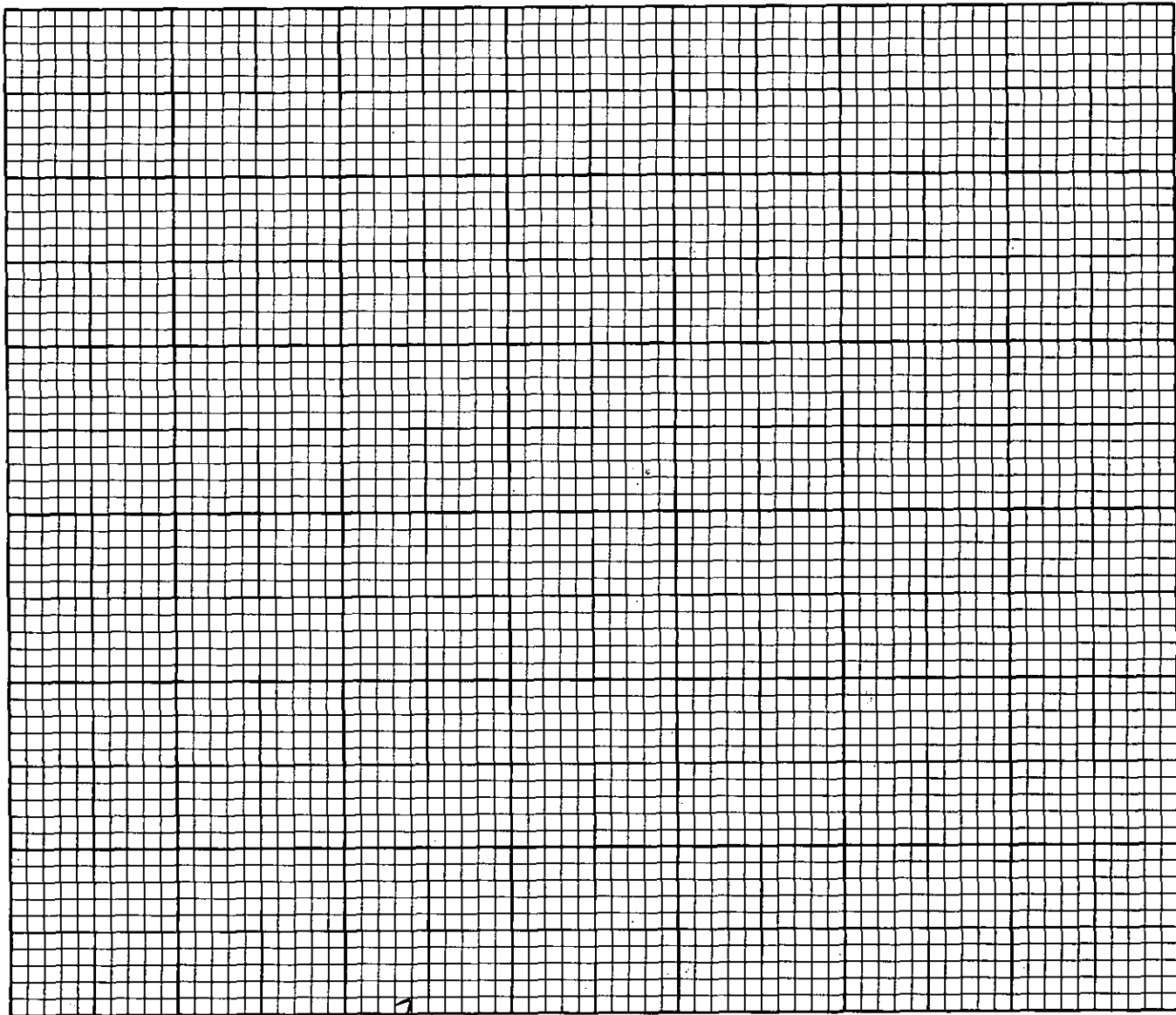
☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

15. Recommended Amendments

14. Remarks *Canal water is used for pasture only. Both homes at 120' 1:ft = 90' less than 1/2 acre each that is irrigated.*

☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

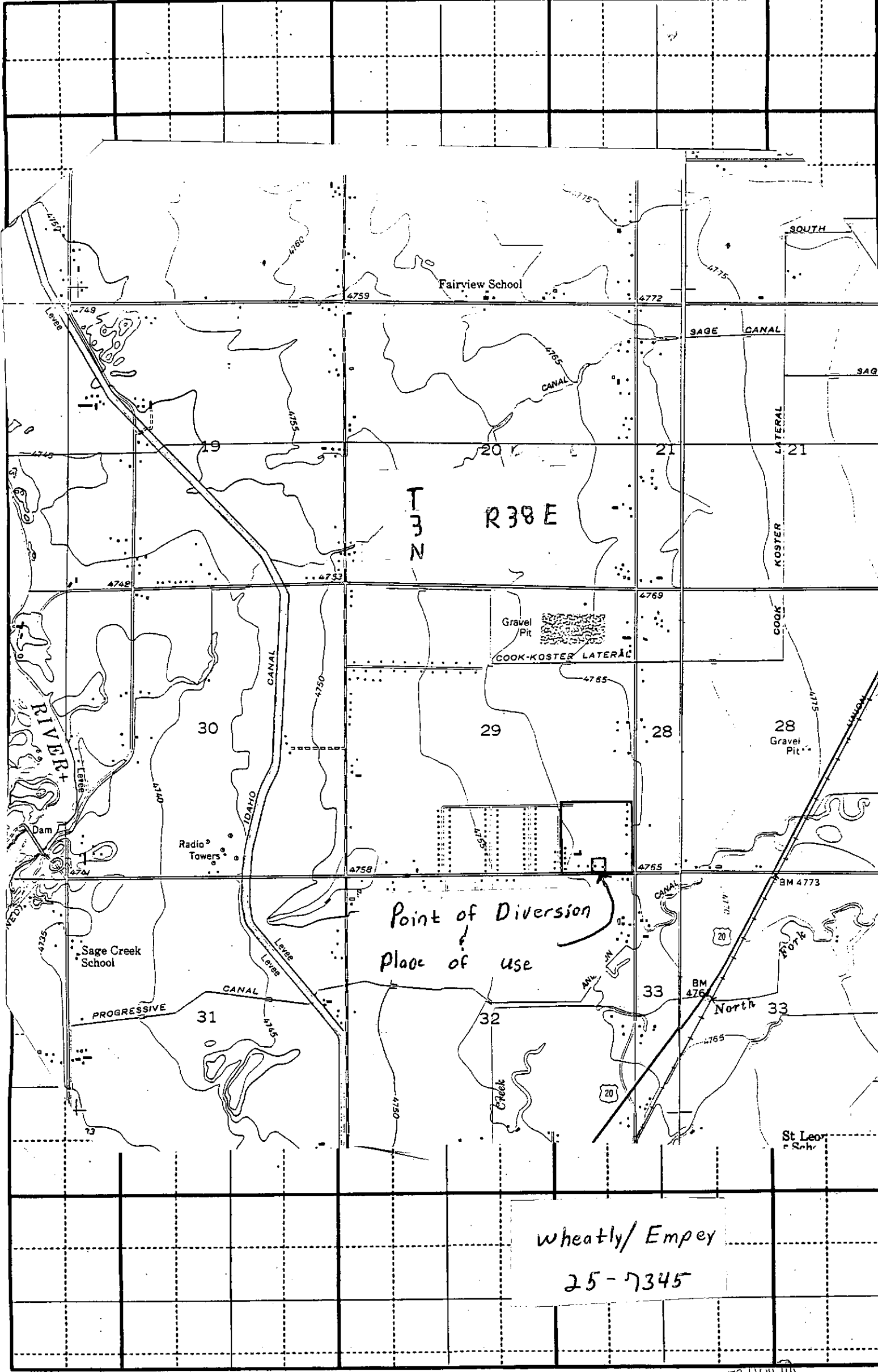
13. ☐ Photo of Diversion & System Attached



Not Required

12. Diversion and Delivery System Diagram: Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

11. Other water right diverted from same p.d. *None*
10. Other water rights on these lands *Both applicants have shares in Progressive Canal Co.*





State of Idaho
DEPARTMENT OF WATER RESOURCES

JOHN V. EVANS

Governor

May 28, 1986

A. KENNETH DUNN

Director

25-7345
WHEATLEY, BYRON
RT. 2, BOX 434A
IDAHO FALLS, ID 83401

CERTIFIED MAIL **0013418**

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

MAILED 5/29/86

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

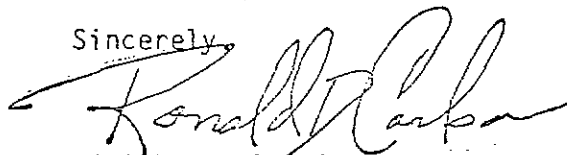
~~FAILURE TO SUBMIT~~ FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Eastern Region
Idaho Dept. of Water Resources
150 Shoup Avenue
Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Sincerely,



RONALD D. CARLSON
Regional Manager

Enclosure

RECEIVED
JUN 10 1984
WATER RESOURCES
DIVISION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

AUGUST 12, 1985

BYRON WHEATLEY
RT. 2, BOX 434-A
IDAHO FALLS ID 83401

RE: Permit No. 25-7345

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

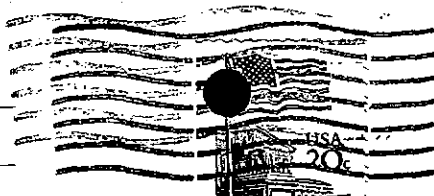
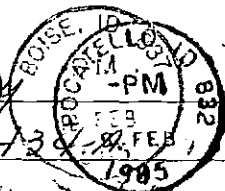
MICROFILMED

B. Wheat

Rt 2 Box 434

Idaho Falls, Idaho

83401



RECEIVED
FEB 13 1985

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

MICROFILMED

DEPARTMENT OF WATER RESOURCES 25-7345

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. _____

Name(s) of Permit Holder: Byron Wheatley - Keith Empey

Post Office Address: Rt 2 Box 434-A

Idaho Falls Tel. No. 529-8043

Source of Water: Well

Extent of Use: ☒ Domestic 2 (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

Measuring Device: Required? ☒ Yes ☐ No Installed? ☐ Yes ☒ No
Access Port: Required? ☒ Yes ☐ No Installed? ☐ Yes ☒ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

8 Feb. 1985
Date

Byron Wheatley
Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

WHEATLEY, BYRON
RT. 2, BOX 434A
IDAHO FALLS, ID 83401

JANUARY 10, 1985

RE: PERMIT NO. 25-7345

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.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

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

ENCLOSURE

5
MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: STEVE McORMICK APPLICATION NUMBER: 25 7345

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.

Field check by: _____

Date: _____

Comments: _____

☐ 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.

*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 Platted by: _____ Map No. _____

☐ Yes ☒ No Other rights on same place of use. _____

☒ Yes ☐ No* In form for advertising.

Final date for protests: Aug 15, 1983

☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 8-8-83

☐ 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

6-29-83 Date of priority recommended.

Special conditions of approval or cover letter. _____

#26

By: Ernest Carlson

Date: Dec 20, 1984

STATE OFFICE REVIEW:

L17

26

☐ See attached sheet for more information.

By: KEW

Date: 12/27/84

RECEIVED
DEC 24 1984
Department of Water Resources

CEW 115000

25-7345

WHEATLEY, BYRON
EMPEY, KEITH

RT. 2, BOX 434A, IDAHO FALLS, ID 83401

Source: GROUNDWATER

Date Filed: 06/29/1983

Diversion Pt: SESE Sec 29 T 03N R 38E

Use: DOMESTIC (0.06 CFS)

In: SESE Sec 29 T 03N R 38E

Proofed
By phone
BP 7/26/83

RECEIVED-ADVISORY

IDENT. NO. 25 7345

WATER RIGHT
DATA ENTRY LOG

[illegible]