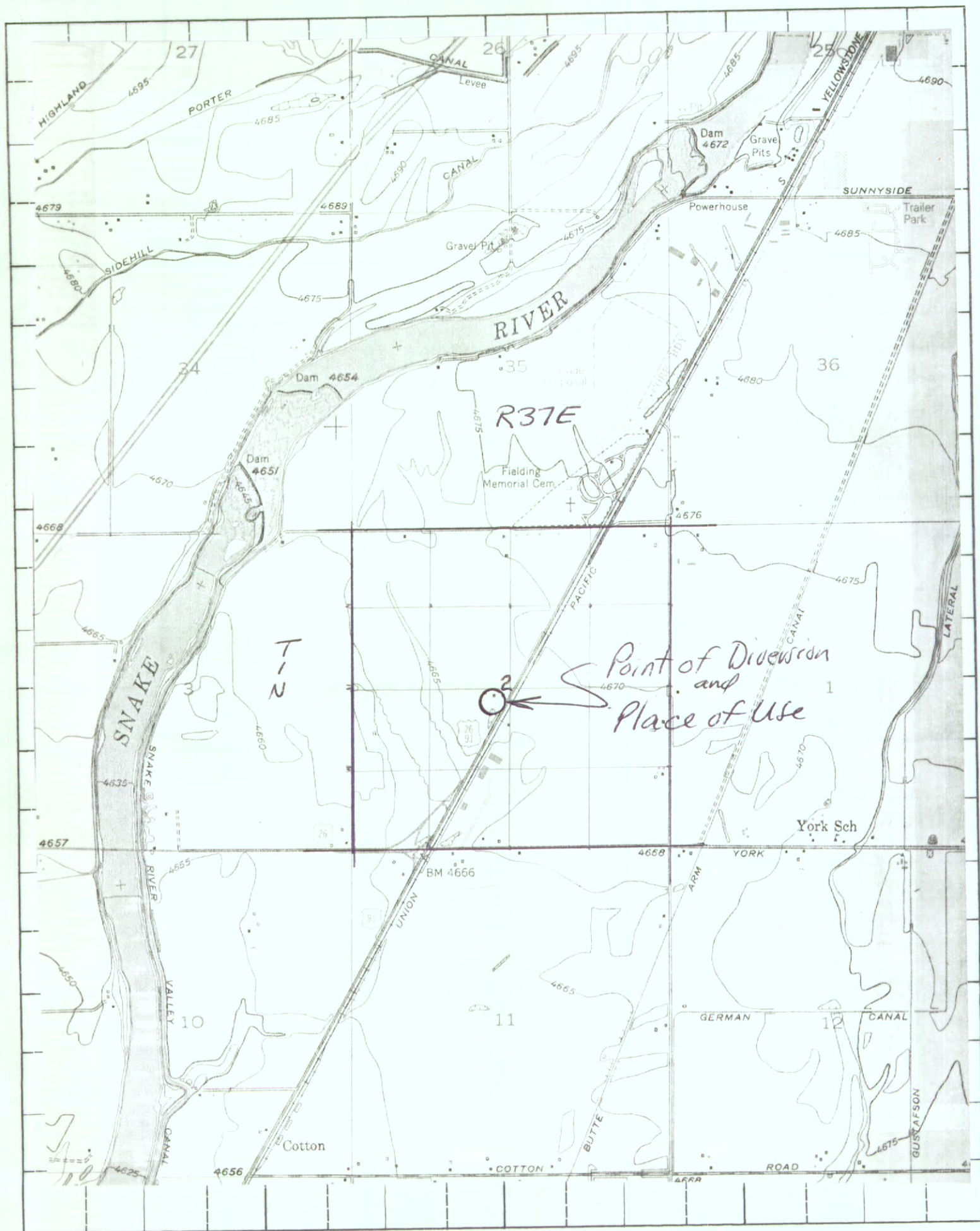


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



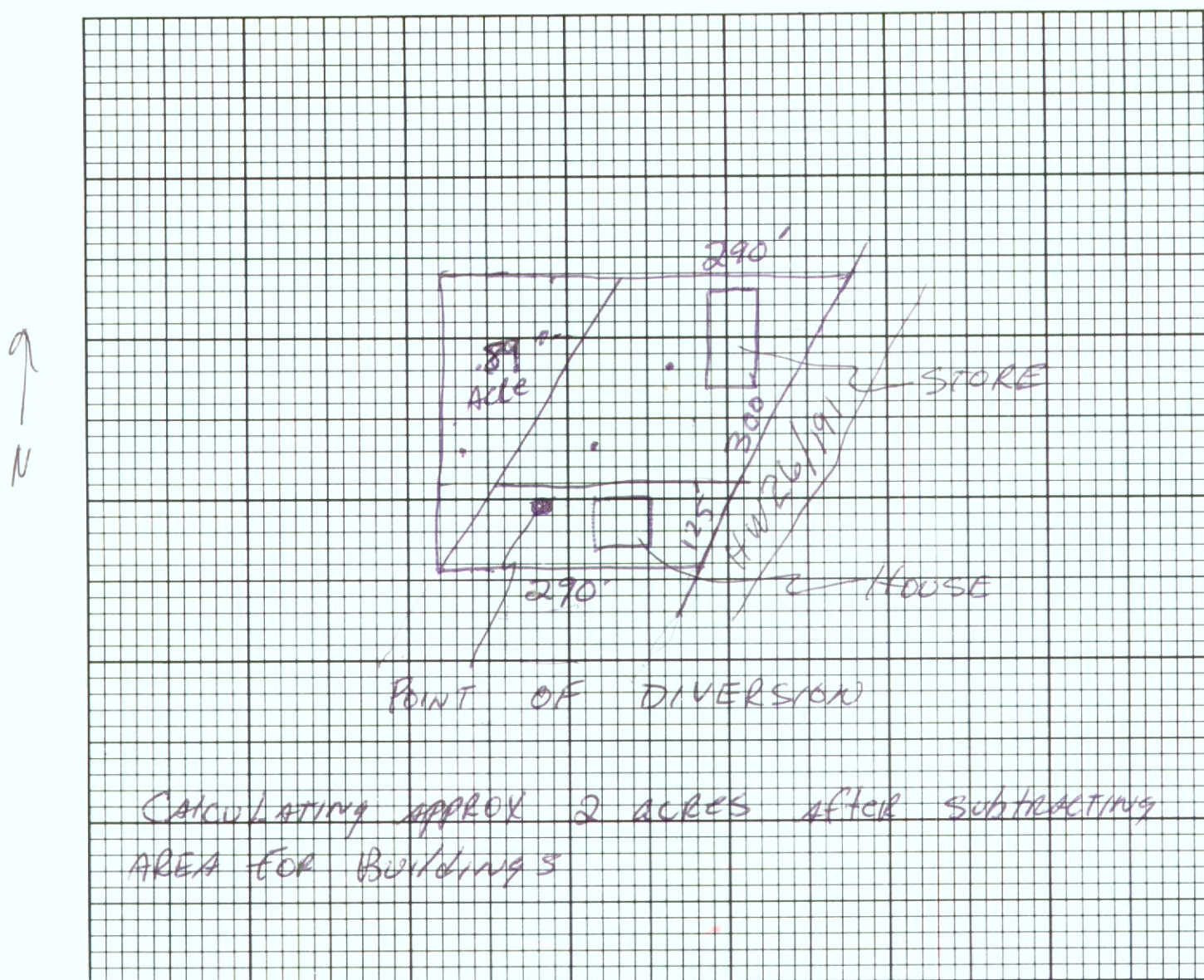
Scale: 2 inches equal 1 mile.

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.

John T. Cook
(Applicant)

MICROFILMED

10. Other water rights on these lands NONE
11. Other water right diverted from same p.d. NONE
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.



Calculating approx 2 acres after subtracting area for buildings

13. ☐ Photo of Diversion & System Attached

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

14. Remarks I measured water coming out of Spicket's
respective area i.e. irrigation commercial
Birds were not running. It would not be
advisable to sprinkle while customers were in the area.

15. 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

16. Examiner's/Consultant's Signature Samuel F. Latta Date 7/5/86

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

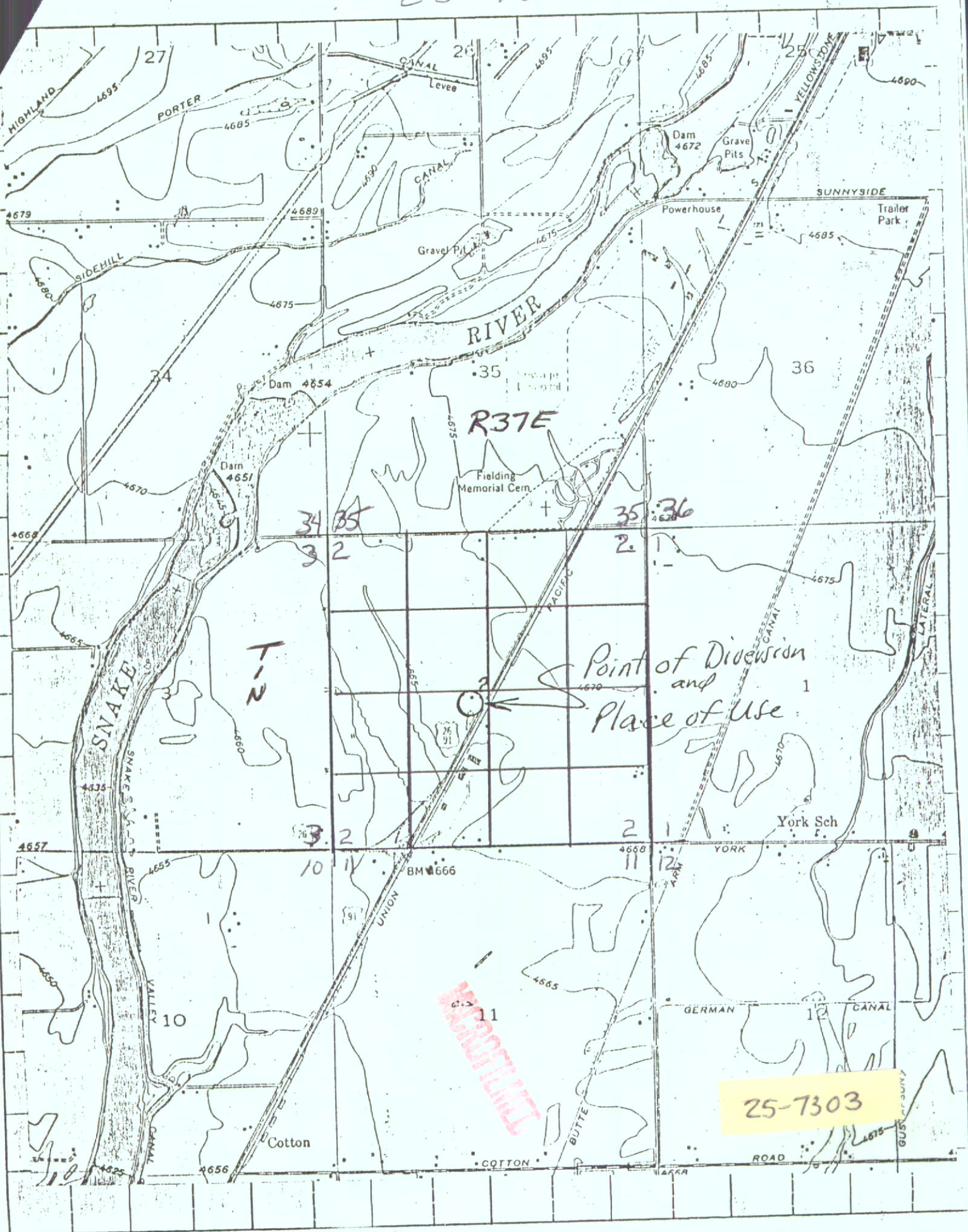
Date

CONSULTANT SEAL

CROOK T+C GARDENS

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

25-7303



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 25-7303 Priority February 1, 1983 Amount 0.15 cfs

THIS IS TO CERTIFY, that Howard or John Crook dba Town & Country Gardens
of Idaho Falls, Idaho, has complied with the terms and conditions of Permit

No. 25-7303 issued pursuant to Application for Permit dated February 1, 1983,

and has submitted proof to the Department of Water Resources on September 16, 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 0.17 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
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>0.04</u> cfs and	<u>7.0</u> acre feet
Commercial	from <u>January 1</u> to <u>December 31</u>	at <u>0.07</u> cfs and	<u>12.0</u> acre feet
Domestic (1 Unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet

(both dates inclusive)

Subject, however, to the condition that no more than 0.15 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

20.2 acre feet per year, said waters to be diverted within the NE1SW1 Section 2,
Twp 1N, Rge 37E in the County of Bonneville

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
1N	37E	2									2								2

Total number of acres irrigated 2

RECORDED
JAN 10 1986

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.

Commercial use is for a greenhouse.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17TH day of OCTOBER, 19 86.

Acting for the Norman C. Young
Director

6.5
JIM

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 Howard or John Crook dba Town & Country Gardens Phone 522-5247
Post office address Rt. #9, Box 85, Idaho Falls, ID 83401

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

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 2 Township 1N
Range 37E B.M. Bonneville County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 cfs for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.07 for commercial purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for irrigation purposes from 3/15 to 11/15 (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. 0.15 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, pressure tanks
with distribution lines to single domestic house and commercial greenhouse.

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 200 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: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 2 Township 1N
Range 37E B.M.

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

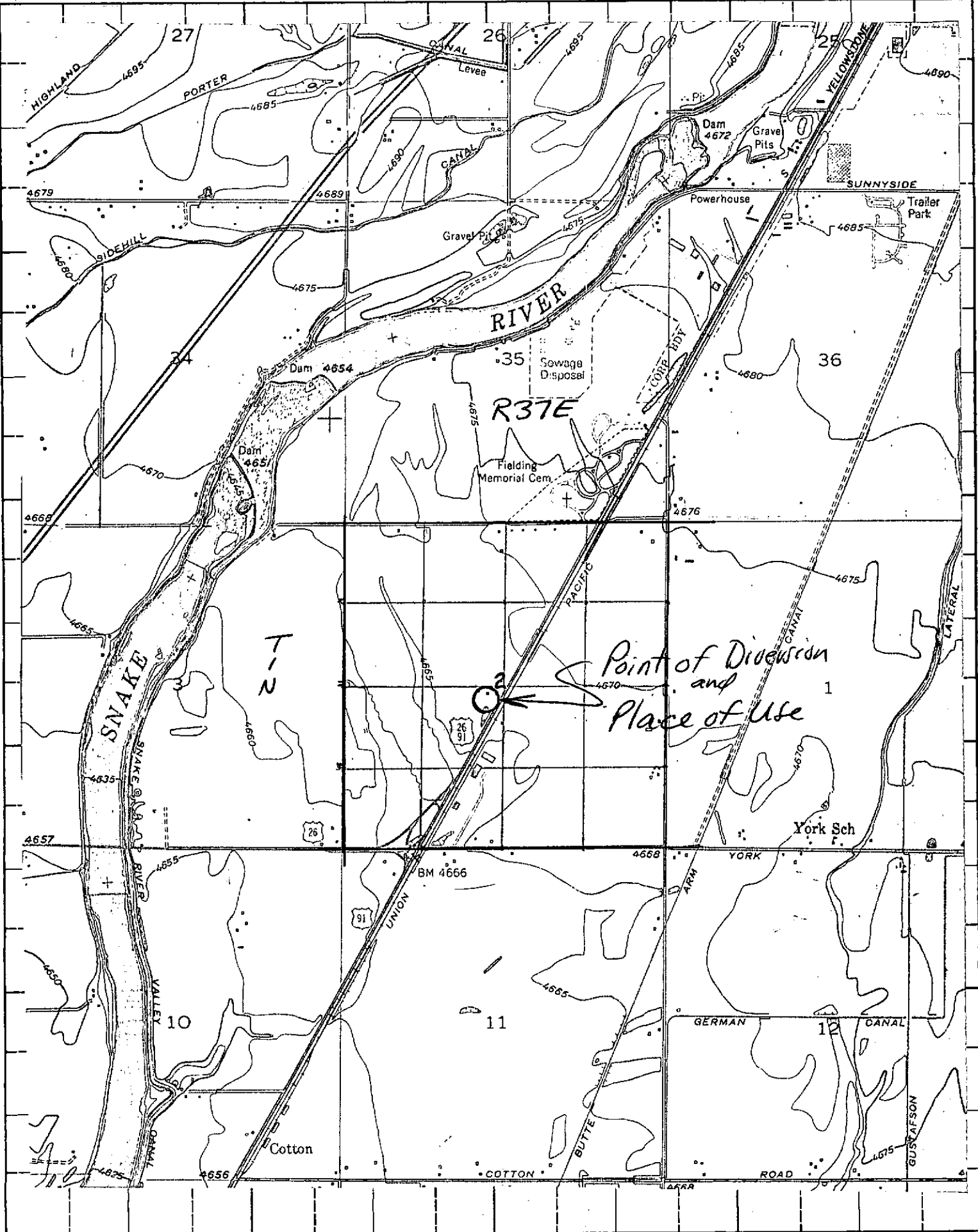
(3) List number of each kind of livestock to be watered _____

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

(5) If water is to be used for other purposes describe: commercial use for greenhouse

MICROFILMED

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.

John T. Cook
(Applicant)

MICROFILMED

Proposed Priority 2/1/83

MICROFILMED

Assisted by Rew 1 Feb 83

Received by _____ Date 2-01-83 Time 2:00p.

Preliminary check by Am Fee \$ 30⁰⁰

Receipted by cu Date 2-01-83 # 23362

Publication prepared by cnj Date 1-16-85

Published in Port Register

Publication dates 1-24 & 31-85

Publication approved cu Date 2-07-85

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC Ku

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. 25-7303, 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 May 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 15th day of May, 1985.

A. Glen Saxton
Chief, Operations Bureau

Proof of Publication
The Post-Register

RECEIVED

FEB 6 1985

Department of Water Resources
Eastern District Office

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 having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (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 January, 1985, last publication having been made on the 31st day of January, 1985, 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 February, 1985.

Notary Public

My commission expires September 30, 1988.

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:

25-7297
FREL, KENNETH L.
RT. 6, BOX 402, IDAHO FALLS, ID 83402
Source: GROUNDWATER
Date Filed: 12/20/1982
Diversion Pt: SENE Sec 01 T 02N R 37E
Use: STOCKWATER (0.02 CFS); DOMESTIC (0.11 CFS)
In: SENE NESE Sec 01 T 02N R 37E SWNW Sec 06 T 02N R 38E

25-7301
LULLOFF, BLAKE E.
RT. 1, BOX 74A, SHELLEY, ID 83274
Source: GROUNDWATER
Date Filed: 01/06/1983
Diversion Pt: NWNW Sec 30 T 01N R 38E
Use: DOMESTIC (0.06 CFS)
In: NWNW Sec 30 T 01N R 38E

25-7303
CROOK, HOWARD &/or JOHN
RT. 9, BOX 85, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 02/01/1983
Diversion Pt: NESW Sec 02 T 01N R 37E
Use: IRRIGATION (0.04 CFS); COMMERCIAL (0.07 CFS); DOMESTIC (0.04 CFS)
In: NESW Sec 02 T 01N R 37E FOR 2 ACRES

25-7305
MCCUE, JAMES G. JR.
190 N. MORNINGSIDE, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 02/16/1983
Diversion Pt: SESW Sec 28 T 03N R 38E
Use: COMMERCIAL (0.02 CFS)
In: SESW Sec 28 T 03N R 38E

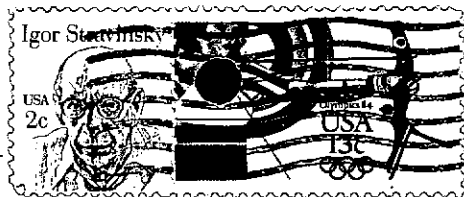
25-7310
COUNTRY SQUIRES ESTATES WATER CO.
3912 N. YELLOWSTONE, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 03/09/1983
Diversion Pt: SESW Sec 36 T 04N R 38E
Use: IRRIGATION (0.80 CFS); DOMESTIC (0.45 CFS)
In: NESW NWSW SWSW SESW Sec 36 T 04N R 38 E FOR 40 ACRES

25-7315
BOWLES, LYMAN
LARSEN, JoANN B.
BOX 236, RIRIE, ID 83443
Source: GROUNDWATER
Date Filed: 04/12/1983
Diversion Pt: SWSE Sec 05 T 03N R 40E
Use: IRRIGATION (0.03 CFS); COMMERCIAL (0.04 CFS); DOMESTIC (0.15 CFS)
In: SWSE Sec 05 T 03N R 40E FOR 1 ACRES

27-7365
PETERSON, BRUCE R.
STEWART, BILL
RT. 3, BOX 208, IDAHO FALLS, ID 83401

RECEIVED

Town & Country Gardens
5800 So. Yellowstone
Idaho Falls, ID 83402



RECEIVED



MAY 30 1985 IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 25 7303
Name(s) of Permit Holder(s): Howard or John Cook DBA Town & Country
Post Office Address: Route 9 Box 85 5800 So. Yellowstone Gardens
Idaho Falls, ID 83402 Tel. No. 522-5247

☒ I hereby certify that construction of diversion works for the above referenced permit began on 1965 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

5-27-85
Date

John F. Cook
Signature of Permit Holder



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

October 17, 1986

RE: Permit No. 25-7303

Howard or John Crook
dba Town & Country Gardens
Rt. 9, Box 85
Idaho Falls, ID 83402

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

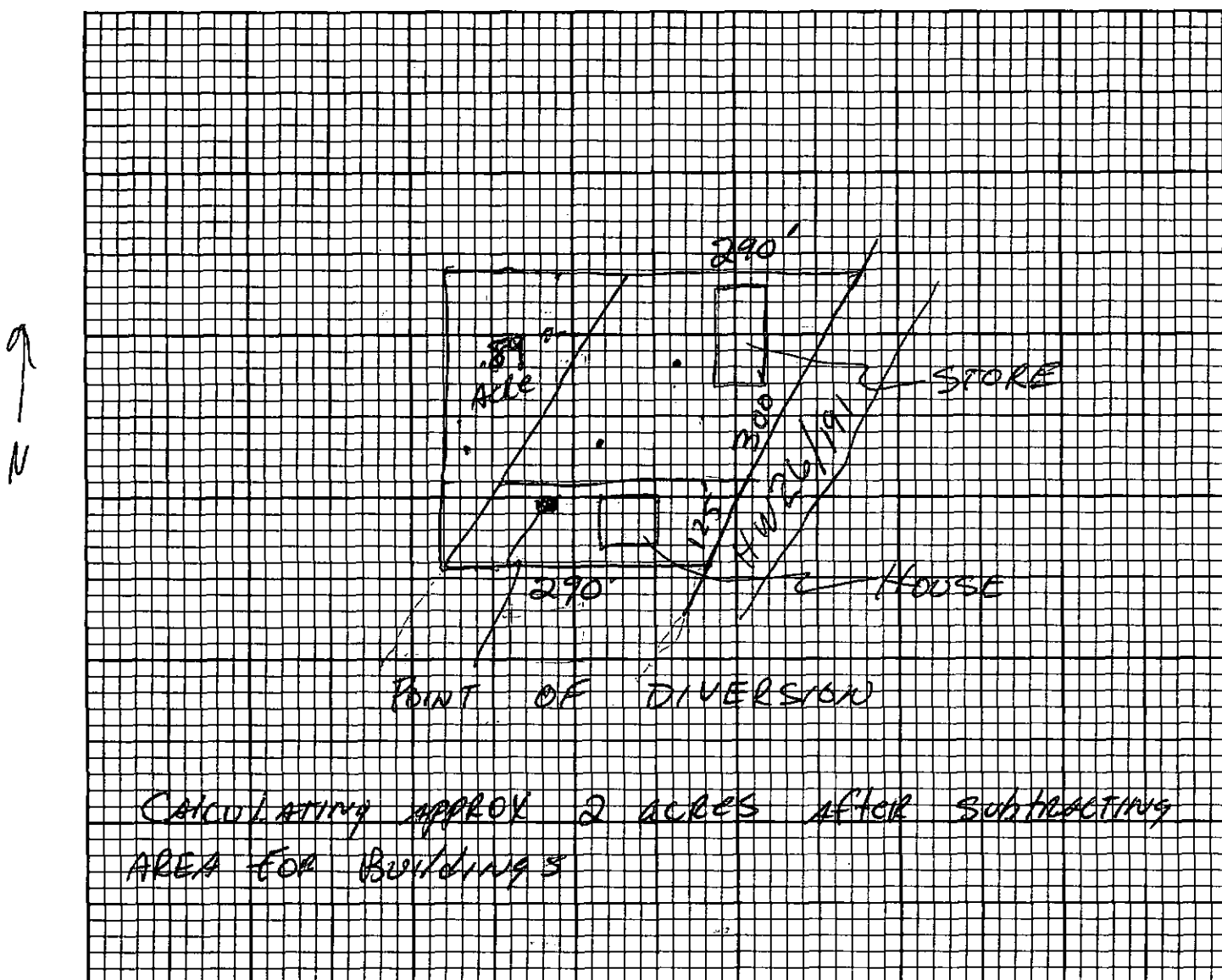
RECEIVED
OCT 21 1986
WATER RESOURCES

Department of Water Resources

Permit No. 25-7363

- | 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 | |
| 1N | 37E | 2 | | | | | | | | | DC | | | | | | | | 2 |
| | | | | | | | | | | | 2ac | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| Total Acres | | | | | | | | | | | | | | | | | | 2 | |

10. Other water rights on these lands NONE
11. Other water right diverted from same p.d. NONE
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.



13. ☐ Photo of Diversion & System Attached

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

14. Remarks I MEASURED WATER COMING OUT OF SPICKET'S
RESPECTIVE AREAS I.E. IRRIGATION COMMERCIAL
BIRDS WERE NOT RUNNING. IT WOULD NOT BE
ADVISABLE TO SPRINKLE WHILE CUSTOMERS WERE IN THE AREA.

15. 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

16. Examiner's/Consultant's Signature Samuel F. Little Date 7/5/86

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

CONSULTANT SEAL

License

- | 6. Beneficial Use | Period of Use | | Rate of Diversion | Annual Volume |
|-------------------|---------------|---------|-------------------|---------------|
| | From | To | Q (cfs) | V (afa) |
| Domestic ✓ | 1/1 ✓ | 12/31 ✓ | .04 ✓ | 1.2 AF ✓ |
| Commercial ✓ | 1/1 ✓ | 12/31 ✓ | .07 ✓ | 12.0 AF ✓ |
| IRRIGATION ✓ | 4/1 ✓ | 11/1 ✓ | .04 ✓ | 7.0 AF ✓ |

7. Point(s) of Diversion:

8. Place(s) of Use

9. Recommended Conditions/Remarks: Commercial use is for greenhouse.

- ☐
- Change P.U. as reflected above
- ☐
- Add P.U. as reflected above
- ☐
- Other

11. Examiner's Signature Samuel F. Felt Date 1/5/86
Checked in Regional Office by Keith C. Wilson Date 14 Aug 1986
Approved in State Office by Ray Walker Date 10-9-86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

AUG 21 1986

25-7303

Permit No.

Department of Water Resources

1. Measurement Calculations

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

THEORETICAL

$$\frac{5 \text{ HP } 8.814 \text{ , } 81 \text{ cfs}}{20 \text{ psi } (2.31) + 160} = .17 \text{ cfs}$$

IRRIGATION

$$\left[\frac{2.59 \text{ gal}}{22.2 \text{ sec}} + \frac{2.59 \text{ gal}}{21.5 \text{ sec}} + \frac{2.59 \text{ gal}}{13.0 \text{ sec}} \right] \times \frac{1 \text{ cfs}}{7.48 \text{ gal/sec}} = .06 \text{ cfs}$$

COMMERCIAL

$$\left[\frac{2.59 \text{ gal}}{7.8 \text{ sec}} + \frac{2.59 \text{ gal}}{22.4 \text{ sec}} + \frac{2.59 \text{ gal}}{27.4 \text{ sec}} \right] \times \frac{1 \text{ cfs}}{7.48 \text{ gal/sec}} = .07 \text{ cfs}$$

Domestic = .04 cfs

Total = .17 cfs

I would recommend the permitted amount

b) Volume Calculations for Irrigation: OF .04 cfs Domestic .07 commercial

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2 \times 3.5 = 7 \text{ ac-ft}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .04 \times 214 \times 1.9835 = 17.0 \text{ ac-ft}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 7 \text{ ac-ft}$$

c) Volume Calculations for Other Uses:

$$V_{Dom} = 1 \text{ UNIT} \times 1.2 \text{ ac-ft} = 1.2 \text{ ac-ft}$$

$$V_{com} = .07 \text{ cfs} \times \frac{1.98 \text{ ac-ft}}{\text{cfs day}} \times \frac{8 \text{ hrs}}{\text{day}} \times \frac{1 \text{ day}}{24 \text{ hrs}} \times \frac{260 \text{ days}}{1 \text{ year}} = \frac{12.0 \text{ ac-ft}}{\text{year}}$$

V_{com} figured from formula III-14

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:

RECEIVED

4/86

RECEIVED

JUN 2 1986

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received \$0.00
Date 6-2-86
Receipt # 39670
Receipt by MD
Sent to S.O. 6-5-86

RECEIVED

JUN 6 1986

1. Permit No. 25 7303

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE Department of Water Resources

☒ 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 1 thru 8.)2. Permit Holder: Howard or John Crook dba Town & Country Gardens3. Post Office Address: Route 9 Box 85 5800 So. Yellowstone Hwy
Idaho Falls ID 83402 Telephone No. 522-52474. Source of Water: Well

5. Extent of Use:

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)Irrigation 2 (acres) Other/Remark Commercial Greenhouses6. Total rate &/or volume for which proof is submitted .15 cfs _____ acre-feet

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

1964

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

John Crook - Town & Country Gardens

(Name)

5800 So. Yellowstone Hwy.

(Address)

522-5247

(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.)5-29-86

Date

Signature of Permit Holder (and title, if appropriate)

copy retained for file

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

JOHN V. EVANS

Governor

May 28, 1986

A. KENNETH DUNN

Director

25-7303
CROOK, HOWARD
CROOK, JOHN
RT. 9, BOX 85
IDAHO FALLS, ID 83401

CERTIFIED MAIL **0013401**

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

RECEIVED MAY 28 1986

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.

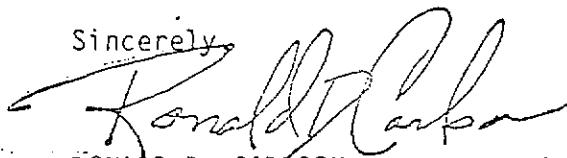
~~FAILURE TO SUBMIT~~ FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

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
JAN 10 1980

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

NOVEMBER 15, 1985

JOHN CROOK
DBA TOWN & COUNTRY GARDENS
RT. 9, BOX 85
IDAHO FALLS ID 83402

RE: Permit No. 25-7303

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

RECEIVED
NOV 16 1985
WATER RESOURCES
DIVISION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
SEP 16 1985

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 25 7303

Name(s) of Permit Holder: John Crook dba Town & Country Gardens

Post Office Address: 5800 So. Yellowstone Hwy. Rt. 9 Box 85
Idaho Falls, ID 83402 Telephone No. 522-5247

Source of Water: groundwater

Extent of Use:

Domestic one (number of households)

Stockwater _____ (number and type of stock)

Irrigation two (acres)

Other/Remarks Commercial use for greenhouse

Indicate the date water was first diverted and beneficially used under this permit: 1970

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

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

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

John F. Crook
(Name)

at Town & Country Gardens 5800 S. Yellowstone - I.F. 522-5247
(Address) (Telephone Number)

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

Sept. 13, 1985
Date

John F. Crook
Signature of Permit Holder (and Title, if appropriate)

MICROFILMED

Town & County, Cardinals
RT 9 Box 85
Idaho Falls, ID 83402



Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720



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 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT. (2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

CROOK, HOWARD & JOHN
RT. 9, BOX 85
IDAHO FALLS, ID 83401

MAY 21, 1985

RE: PERMIT NO. 25-7303

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 GROUND WATER 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 GROUND WATER 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 FOR INTERFERENCE.

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.

MICROFILMED

RE: PERMIT 25-7303

PAGE 01
MAY

21, 1985

SINCERELY,

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

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Ln

APPLICATION NUMBER: 25 7303

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 Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 2-11-85
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 2-06-85
☐ 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
☒ 2-01-1983 Date of priority recommended.
Special conditions of approval or cover letter. _____

RECEIVED
MAR 14 1985
Department of Water Resources

app. released in first
S.F. dismissal

By: Ernest Carlson

Date: March 7, 1985

STATE OFFICE REVIEW:

205, 617

26

- ☐ See attached sheet for more information.

By: fw

Date: 5/10/85

MICROFILMED

25-2303-

CROOK, HOWARD &/or JOHN

RT. 9, BOX 85, IDAHO FALLS, ID 83401

Source: GROUNDWATER

Date Filed: 02/01/1983

Diversion Pt: NESW Sec 02 T 01N R 37E

Use: IRRIGATION	(0.04 CFS)
COMMERCIAL	(0.07 CFS)
DOMESTIC	(0.04 CFS)

In: NESW Sec 02 T 01N R 37E FOR 2 ACRES

*proofed by phone
1-22-85*

MICROFILMED

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

WATER RIGHT
DATA ENTRY LOG

ES
Proofed

Initials

Date _____

Item

any

1-16-85

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office

VERIFIED SRC

10/17/86