

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

TOWNSHIP
4
NORTH

27

R— PLACE OF USE AND POINT OF DIVERGENCE.

RANGE
38
EAST

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.

Penda D. Daniel
(Applicant)

Affidavit of Publication

RECEIVED

JEFFERSON COUNTY STAR

NOV 13 1981

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

ss

I, Marie B. Nye, do solemnly swear that I am the Publisher of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Twenty-second day of October, 1981

and the last publication on the

Twenty-ninth day of October, 1981

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Marie B Nye
Publisher

Subscribed in my presence and sworn to before me this Twenty-ninth day of October, 1981.
[SEAL]

Pat Anderson
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires Life, 19

Publication Fee: \$ 20.43

43 NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

25-7261

DANIEL, DAVID S. &/or BRENDA
Rt. 1, Box 162-W, Rigby, ID 83442.

Source: GROUNDWATER

Date Filed: 10/08/1981

Amount: 0.12 CFS

Diversion Point: SESE Sec 27 T 04N R 38E, Jefferson Co.

Use: IRRIGATION (0.06 CFS) from 04/01 to 11/01

DOMESTIC (0.04 CFS) from 01/01 to 12/31

STOCKWATER (0.02 CFS) from 01/01 to 12/31

Place of Use: SESE Sec 27 T 04N R 38E for 3 acres

Diversion Means: WELL, PUMP AND SPRINKLER SYSTEM.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources 150 Shoup Ave., Idaho Falls, Idaho 83402 on or before NOVEMBER 9, 1981.

A. Kenneth Dunn

Director

Published October 22 and 29, 1981.

MICROFILMED

[illegible]

(Include distance from pump to measuring device, if applicable.)

N/A

Point(s) of diversion: ✓ SE 1/4 SE 1/4 Sec 27, T4N R38E

Place(s) of Use ✓ less acreage

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☒ None
☐ Other

Examiner's Signature Keith C. Wilson

Date 2 Dec 1983

Checked by HWLm

Date 12-06-1983

Approved by Karl Walker

Date 8-6-84

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 25-7261 Priority October 8, 1981 Amount 0.04 cfs

THIS IS TO CERTIFY, that Brenda &/or David S. Daniel
of Rigby, Idaho, has complied with the terms and conditions of Permit
No. 25-7261 issued pursuant to Application for Permit dated October 8, 1981,
and has submitted proof to the Department of Water Resources on February 12, 1982,
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 0.04 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
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.2</u> acre feet
Domestic (1 Unit)	from <u>January 1</u> to <u>December 31</u> (both dates inclusive)	at <u>0.04</u> cfs and	<u>1.2</u> acre feet

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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
8.4 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 27,
Twp 4N, Rge 38E in the County of Jefferson

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	38E	27																2	2

Total number of acres irrigated 2

MICROFILMED

NOTE: 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.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7TH day of September, 19 84.

Acting for the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To appropriate the public waters of the State of Idaho

1. Name of applicant Brenda &/or David S. Daniel Phone 745-8287

Post office address Rt. #1, Box 162-W, Rigby, Idaho 83442

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

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 27 Township 4N

Range 38E B.M. Jefferson County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 for Irrigation purposes from 4/01 to 11/01 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for Domestic purposes from 1/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Stockwater purposes from 1/01 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)

5. Total quantity to be appropriated:

a. 0.12 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 lines to
home and sprinkler 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 150 feet.

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 — 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 27 Township 4N
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 10 head horses

(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: _____

RECEIVED
JAN 10 1979
IDAHO DEPT. OF WATER RESOURCES

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	38E	27																3	3

Total number of acres to be irrigated 3

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Applicant

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

10. Remarks

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

TOWNSHIP
4
NORTH

27

RANGE
38
EAST

PLACE OF USE AND POINT OF DIVISION.

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.

Drenda D. Daniel
(Applicant)

Proposed Priority 10/8/1981

Received by SM. Date 10-08-81 Time 3:05 P.
Preliminary check by KCW Fee \$ 30.00
Receipted by OW Date 10-08-81 # 19109
Publication prepared by BKS Date 10-14-81
Published in Regby Star
Publication dates 10-22 and 10-29-81
Publication approved OW Date 11-13-81
Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC. FC

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. 25-7261, 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 83.
- 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: _____

Witness my hand this 1st day of December, 19 81.

J. Glen Saxton
Chief, Operations Bureau

Affidavit of Publication

RECEIVED

JEFFERSON COUNTY STAR

NOV 13 1981

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

ss

I, Marie B. Nye, do solemnly swear that I am the Publisher of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Twenty-second day of October, 1981

and the last publication on the

Twenty-ninth day of October, 1981

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Marie B. Nye

Publisher

Subscribed in my presence and sworn to before me this Twenty-ninth day of October, 1981.
[SEAL]

Pat Anderson

Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires Life, 19

Publication Fee: \$ 20.43

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following applications have been submitted for permit to appropriate the public waters of the State of Idaho:

25-7261

DANIEL, DAVID S. &/or
BRENDA
Rt. 1, Box 162-W, Rigby, ID
83442.

Source: GROUNDWATER

Date Filed: 10/08/1981

Amount: 0.12 CFS

Diversion Point: SESE Sec

27 T 04N R 38E, Jefferson Co.

Use: IRRIGATION (0.06

CFS) from 04/01 to 11/01

DOMESTIC (0.04 CFS) from

01/01 to 12/31

STOCKWATER (0.02 CFS)

from 01/01 to 12/31

Place of Use: SESE Sec 27

T 04N R 38E for 3 acres

Diversion Means: WELL,

PUMP AND SPRINKLER

SYSTEM.

If issued, the permit(s) will

be subject to all prior water

rights. Protests against the

granting of any permit must

be filed with the Director of

the Idaho Department of

Water Resources 160 Shoup

Ave., Idaho Falls, Idaho 83402

on or before NOVEMBER 9,

1981.

A. Kenneth Dunn

Director

Published October 22 and 29,

1981.

September 10, 1984

RE: Permit No. 25-7261

Brenda &/or David S. Daniel
Rt. 3, Box 162-W
Rigby, ID 83442

Dear Mr. and Mrs. Daniel:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

ENCLOSURE



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

August 21, 1984

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

RE: Permit No. 25-7261

Brenda &/or David S. Daniel
Rt. 3, Box 162-W
Rigby, ID 83442

Dear Mr. and Mrs. Daniel:

A representative of this Department has made an examination of the works covered by your Permit No. 25-7261, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 8.4 acre feet
per year.

Point(s) of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, Twp 4N, Rge 38E

Beneficial Use: Domestic use for 1 unit, stockwater and irrigation of 2 acres
within SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, Twp 4N, Rge 38E

Priority date established: October 8, 1981

Conditions (if any):

If you do not concur with these findings, please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

25-7261

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 12 Aug 1982 Accompanied by Mrs. Daniel Total Q measured 0.04 cfs ✓
If source is surface water, estimate total flow of source _____
Methods of measurement Bucket + Stopwatch Meets Permit requirements? _____

Measurement calculations:

5 gal in 18 sec = $\frac{5}{18} \times 60 \text{ min} = 16.7 \text{ gpm} = 0.04 \text{ cfs}$ ✓

Irrigation $2 \text{ ac} \times 0.02 \text{ cfs/ac} = 0.04 \text{ cfs}$

$V_{irr} = 2 \text{ ac} \times 3.5 = 7 \text{ af}$ ✓
 $V_{irr} = 0.04 \times 19875 \times 214 = 16.4 \text{ af}$ ✓

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
		SUBMERSABLE		Pump				

System Description Well pump to mainline to distribution system to stock trough and single domestic hose

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE

IRRIGATION ✓

Stockwater ✓

Domestic (one unit) ✓

permit allows for only 10 hd. horses - allow only 0.2 AF

Irrigation requirement = 3.5 ✓

AFA/Acre 214 days

Q (cfs)	V (afa)	FROM	TO
0.04 cfs ✓	7.0 ✓	4/1 ✓	11/1 ✓
0.02 cfs ✓	0.4 0.2	1/1 ✓	12/31 ✓
0.04 cfs ✓	1.2 ✓	1/1 ✓	12/31 ✓

Total 0.04 ✓ 8.6 8.4

Remarks _____

MICROFILMED

MAP (Attach Aerial Photo)

A hand-drawn map on a grid showing a route from a starting point to a destination. The route is marked with a dashed line and arrows. A small square marks the 'POINT OF DIVERSION and PLACE OF USE'. A checkmark is drawn above the route. The map includes labels: 'R38E' for a road, 'T4N' for a township, and 'MICROFILMED' in the top right corner.

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

N/A

Point(s) of diversion: ✓ SE¹/₄ SE¹/₄ Sec 27, T4N R38E

Place(s) of Use ✓ less acreage

[illegible]

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

Examiner's Signature

Checked by

Approved by _____

Date _____

Date _____

Date _____

2 Dec 1983

12-06-1983

8-6-84



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

March 30, 1982

RE: Permit No.

25-7261

Brenda & David S. Daniel
Rt. #3, Box 162-W
Rigby, Id. 83442

Dear Mr. and Mrs. Daniel:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

BOBBIE R. STEPHENS
Principal Clerk

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

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. 25-7261.

Name(s) of Permit Holder: BRENDA & DAVID S DANIEL

Post Office Address: Box #1, Box 162-W

Ruby, ID 83442 Tel. No. 745-8287

Source of Water: Groundwater

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

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
Access Point: 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.

FEB 10 - 1982
Date

Brenda S Daniel
Signature of Permit Holder

RECEIVED

FEB 12 1982

Department of Water Resources



MICROFILMED

PLACE
TEN CENT
STAMP
HERE

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

December 15, 1981

RE: Permit No. 25-7261

Brenda &/or David S. Daniel
Route #1, Box 162-W
Rigby, ID 83442

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.

We have enclosed a form 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

DRT:kw
Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

OCTOBER 15, 1981

The Risby Star
P. O. Box 37
Risby, Idaho 83442

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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 NOVEMBER 9, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402 on or before NOVEMBER 9, 1981.

A. KENNETH DUNN

Director

Published 10/22 & 10/29/81.

25-2261

DANIEL, DAVID S. &/or BRENDA

RT. #1, BOX 162-W, RIGBY, ID 83442

Source: GROUNDWATER

Date Filed: 10/08/1981

Amount: 0.12 CFS

Diversion Point: SESE Sec 27 T 04N R 38E, JEFFERSON Co.

Use: IRRIGATION	(0.06 CFS)	from 04/01 to 11/01
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31

Place of Use: SESE Sec 27 T 04N R 38E FOR 3 ACRES

Diversion Means: WELL, PUMP & SPRINKLER SYSTEM

