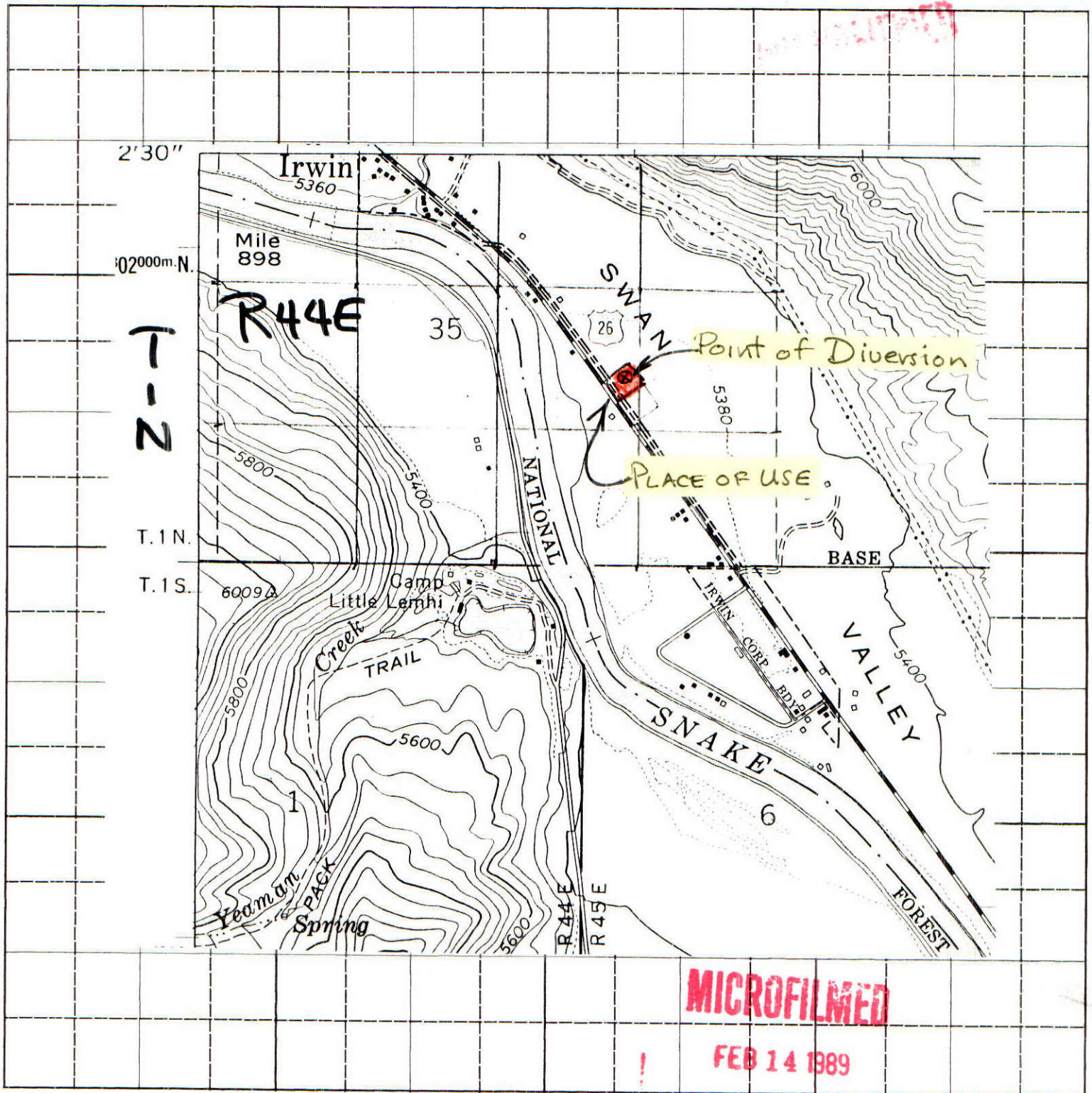


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.

Randy T. Hask
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

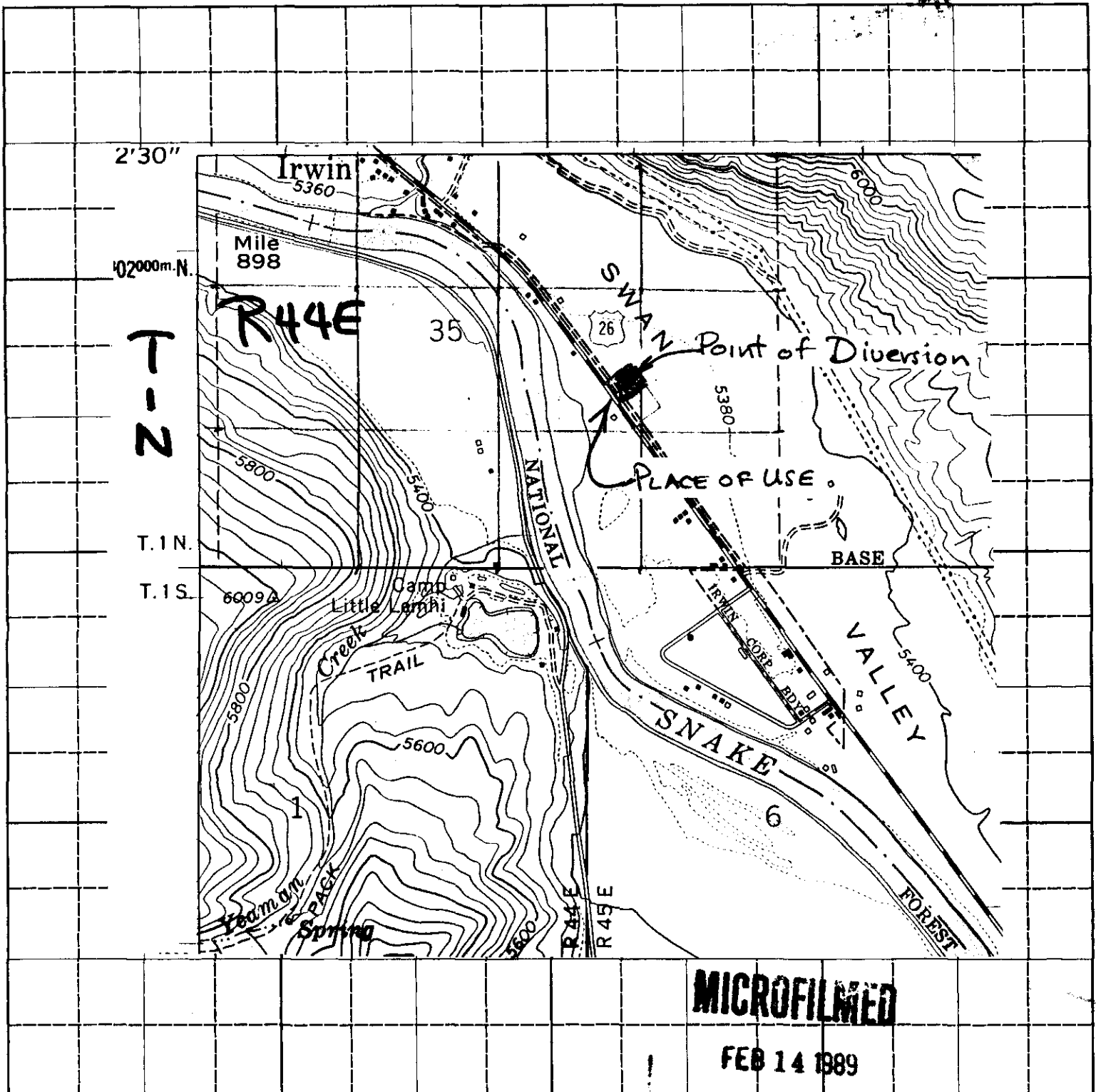
1. Name of applicant Randy T. Huskey Phone 483-3581
Post office address HC 34 Box 28, Irwin, ID 83428
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 35 Township 1N Range 44E B.M. Bonneville County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.05 for Irrigation purposes from 4/15 to 10/15 (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) 0.09 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. _____
Well pump to single domestic trailer and irrigation system.
 - 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 6 inches; proposed depth of well is 50 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

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FEB 14 1989

UNCLASSIFIED

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.

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.

Randy T. Husby
(Applicant)

RECORDED
FEB 14 1989

[Signature]

Witness my hand this 17th day of January, 1989.

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

e. Other:

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.

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.

February 1, 1990

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:

Idaho No. 23-7123, and said application is hereby APPROVED

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Assisted by: KCM/Ilson 9-15-88
Proposed Priority 9/15/88
Received by *QW* Date 9-15-88 Time 2:30p Preliminary check by _____
Fee \$ 30.00 Received by _____ KCM # E002362 Date 9-15-88
Publication prepared by *RB* Date 1/9-88 Published in *Boat Register*
Publication approved *QW* Date 12-5-88

Proof of Publication The Post-Register

RECEIVED

DEC 7 1988

State of Idaho, }
County of Bonneville } ss

Department of Water Resources
Eastern District Office

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 17th day of November, 1988, last publication having been made on the 24th day of November, 1988, 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 29th day of November, 1988.

[Signature]
Notary Public

My commission expires September 30, 1994.

B10

**NOTICE OF APPLICATION
FOR WATER RIGHT**
The Following application(s) have been
filed to appropriate the public waters of the
State of Idaho:
23-07122
HUSKY, RANDY T.
HC 34 BOX 28
IRWIN, ID 83428
Source: GROUNDWATER
Diversion Pt: NESE Sec 35 T 01N R 44E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.060 CFS)
Date Filed: 9/15/1988
In: T01N R44E S35 NESE NWSE
2.0 ACRES TOTAL
23-07123
HUSKEY, RANDY T.
HC 34 BOX 28
IRWIN, ID 83428
Source: GROUNDWATER
Diversion Pt: NWSE Sec 35 T 01N R 44E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.050 CFS)
Date Filed: 9/15/1988
In: T01N R44E S35 NWSE
1.5 ACRES TOTAL
25-07446
CROMWELL, VERNAL D.
3790 S. PIONEER LANE
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: LOT 5 (SWNW) Sec 35 T 02N
R 37E
Use: DOMESTIC (.060 CFS)
Date Filed: 10/21/1988
In: T02N R37E S35 Lot 5 (SWNW)

The permit(s) 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 new public interest criteria of Sec. 42.203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before DECEMBER 5, 1988.

R. Keith Higginson, Director
Published: November 17, 24, 1988

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FEB 14 1989

May 15, 1990

RANDY T. HUSKEY
HC 34 BOX 28
IRWIN, ID 83428

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 23-07123

Dear Permit Holder:

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

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

MAY 29 1990

1/00

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 23-7123

Date: 4/11/90

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change no If yes, prepare a data entry
☒ Proof received timely
☒ Reinstated

Source of Water:

- ☐ Surface water
☐ Groundwater
☐ 1. well log in file
☐ 2. drilling permit
☐ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- ☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

NA Priority Calculation:
Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

NA	

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

DEC 6 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

For Office Use Only
Amt. of Fee \$ _____
Date _____
Receipt No. _____
Received by _____

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 23-07123 Telephone No. 483-3581

Name(s) of Permit Holder(s): Randy Huskey

Post Office Address: H.C. 34 P.O. Box 28 Irwin Id. 83428

Source of Water: Palisades Creek - diversion - to well

If ground water, well driller's name: do not know Date drilled: NA.

Extent of Use:
Domestic _____ (No. of households) Irrigation X (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 18 GPM ~~add here~~

Show date water was first diverted and beneficially used under this permit: 1972

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

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

OR

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

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

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

Randy Huskey 483-3581
Name Telephone No.

H.C. 34 Box 28 Irwin Idaho 83428
Address

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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.

MAY 29 1990

11- - 89
Date

Randy Huskey
Signature (and title if on behalf of a company or organization)

December 6, 1989

Randy Huskey
Huskeys
Star Route Box 28
Irwin, ID 83428

Dear Mr. Huskey:

Re: Permit No. 23-7123

Returned is your check No. 1755 (92-41/1241) in the amount of \$2.00. I am not sure what the check is for.

The check accompanied the proof of beneficial use form. The fees for submitting a proof of beneficial use form start at \$0 and jump to \$50 depending on the rate of diversion. No fee is required for the the diversion rate of 18 gpm.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

c: Acct. Sec.

RECEIVED

MAY 29 1990

138899

November 30, 1989

RANDY T. HUSKEY
HC 34 BOX 28
IRWIN, ID 83428

PROOF DUE NOTICE

RE: PERMIT NO. 23-07123

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 February 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

MAY 29 1990

February 24, 1989

Randy T. Huskey
HC 34, Box 28
Irwin, ID 83428

RE: Permit No. 23-7123

Dear Mr. Huskey:

Returned is your proof of beneficial use form submitted to this office February 17, 1989.

Please note your permit includes one domestic use and irrigation use (1.5 acres) with a maximum rate of diversion of 0.09 cfs. The licensing examination fee for 0.09 cfs is \$50. This fee is based on the maximum rate of diversion your system will produce up to 0.09 cfs. The licensing examination fee is required for water use at a rate greater than 0.04 cfs. Enclosed is a licensing exam fee schedule/instruction sheet for your use.

Please submit the \$50 fee at your convenience, since proof is not due until February 1, 1990. Upon receipt of the required fee and form, the department will continue processing the proof by notifying the region that a field examination is needed.

If you have any questions concerning these matters, feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

c: E. Region

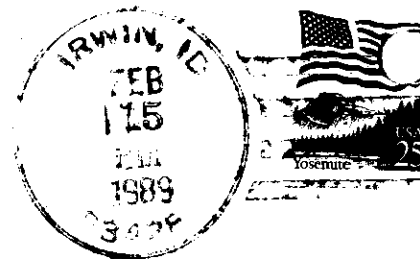
MICROFILMED

MAY 29 1990

HUSKEY'S

HC BOX 28
IRWIN, IDAHO 83428

State of Idaho
Dept. of Water Resources
State House
Boise, Idaho 83720



S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
February 6, 1989

RANDY T. HUSKEY
HC 34 BOX 28
IRWIN, ID 83428

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

RE: PERMIT NO. 23-07123

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

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

Microfilm

FEB 14 1989

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

Sincerely,

GARY SPACKMAN, Supervisor
Water Rights Permits Section

GS: SC
Enclosures

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FEB 14 1989

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY C. Jule DATE 10/14/88 APPLICATION NUMBER 237123REQUIRED INFORMATION

- ☐ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☐ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

DEC 12 1988

Department of Water Resources

PROCESSING

☒ Yes ☐ No I form for advertising
☐ Yes ☒ No Statewide advertising
☐ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application

☐ Yes ☒ No Protests received

Final date for protest 12-5-88

☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application

☐ Yes ☐ No Recommendations attached

☐ Yes ☐ No Measuring device required

☐ Yes ☐ No Access port required

☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 01-P05

☐ Yes ☐ No Special conditions of approval or cover letter below.

☐ See below for additional information

Date of priority recommended

9-15-88

By

HWT

Date

12-9-88

STATE OFFICE REVIEW

P05, P23

P16

46 41

By

KW

☐ See below for additional information

Date

1/16/89

ADDITIONAL INFORMATION

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

Idaho Falls, Idaho 83402
(208) 525-7161

NOVEMBER 8, 1988

THE POST-REGISTER
P.O. BOX 1800
IDAHO FALLS, ID 83403

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 5, 1988.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

FEB 14 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

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FEB 14 1989

23-07123

HUSKEY, RANDY T.
HC 34 BOX 28
IRWIN, ID 83428

Source: GROUNDWATER

Diversion Pt: NWSE Sec 35 T 01N R 44E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.050 CFS)

Date Filed: 9/15/1988

In: T01N R44E S35 NWSE

1.5 ACRES TOTAL

MICROFILMED

FEB 14 1989

The permit(s) 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 new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before DECEMBER 5, 1988.

R. Keith Higginson, Director

Published 11/17/1988 & 11/24/1988

NOTIFIED

FEB 14 1989

October 14, 1988

Randy T. Huskey
HC 34 Box 28
Irwin, ID 83428

RE: Application for Permit No. 23-07123

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. 23-07123. 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 consecutive 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 protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

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

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

RECEIVED

FEB 14 1989

