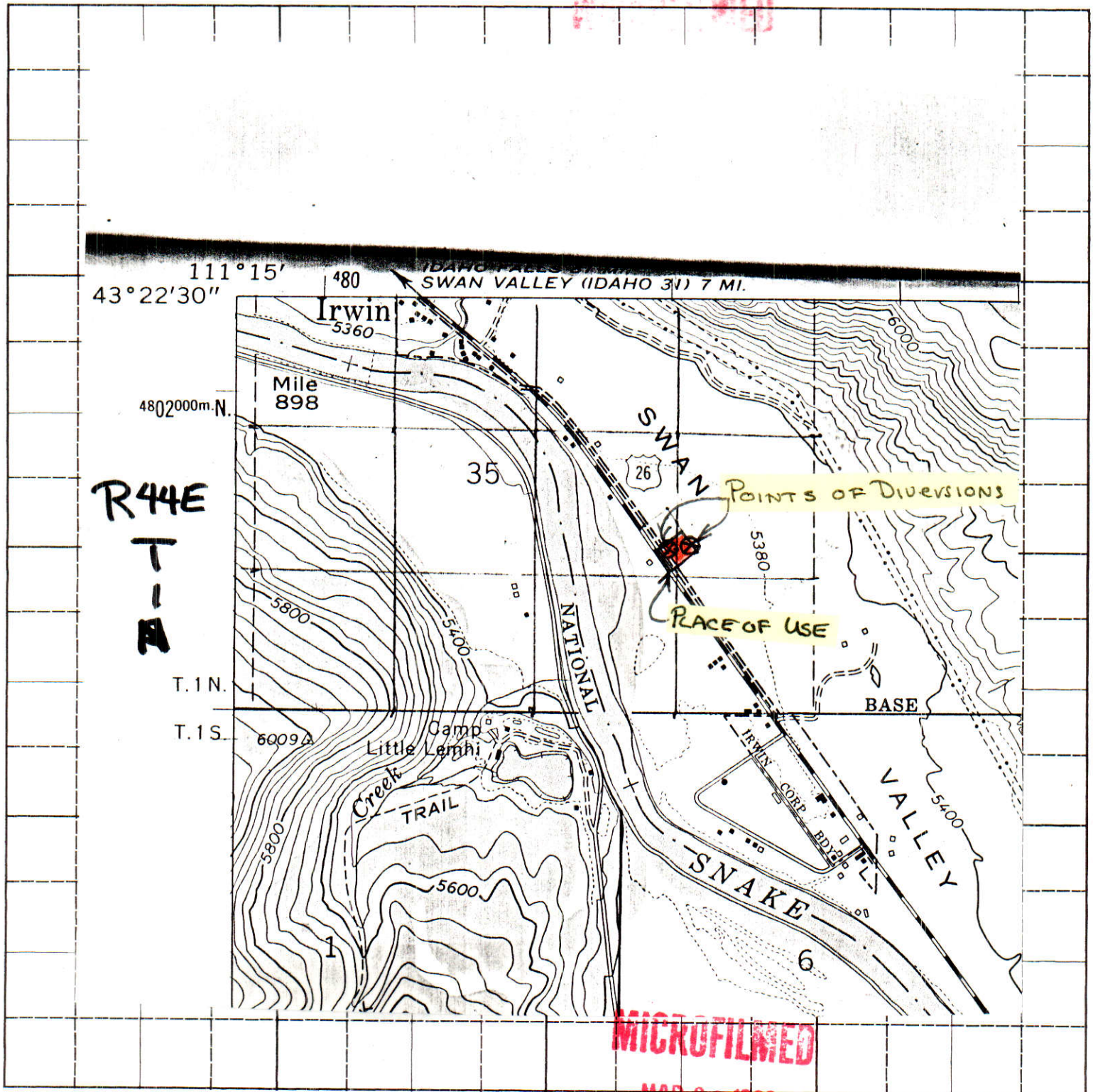


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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 H. Hickey
(Applicant)

Proof of Publication The Post-Register

RECEIVED
JAN 19 1989

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 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 5th day of January , 19. 89. ., last publication having been made on the 12th day of ... January , 19.89. ., 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 .. 13th. day of January , 19.89. .

..... Ted Delezene
..... Notary Public

My commission expires . September . 30, ... , 19.94. .

B10

NOTICE OF CORRECTION

Notice is hereby given that application No. 23-07122 in the name of RANDY T. HUSKY was advertised incorrectly on November 17 and 24, 1988. The diversion point was advertised as being NESE Sec 35 T 01N R 44E. Whereas, the actual diversion point is NESE, NWSE Sec 35 T 01N R 44E. Any protests against the granting of this application as a result of this correction must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402 on or before JANUARY 23, 1989.

R. Keith Higginson
Director

Published: January 5, 12, 1989

MICROFILMED
MAR 30 1989

Proof of Publication The Post-Register

RECEIVED

DEC 7 1988

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 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...

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

MICROFILMED

MAR 30 1989

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 Randy T. Husky 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 _____ 1/4 of NE 1/4 of SE 1/4, Govt. Lot _____
Sec. 35 Township 1N Range 44E B.M. Bonneville County; additional
points of diversion if any: NWSE Sec 35 Twn 1N R 44E
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 0.06 cfs 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) 0.10 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. _____
Two wells to single domestic home 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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MAR 30 1989

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. One
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	44E	35													1	1			2

Total number of acres to be irrigated 2

10. Describe any other water rights used for the same purposes as described above. A23-00055B

11. a. Who owns the property at the point of diversion? Applicant

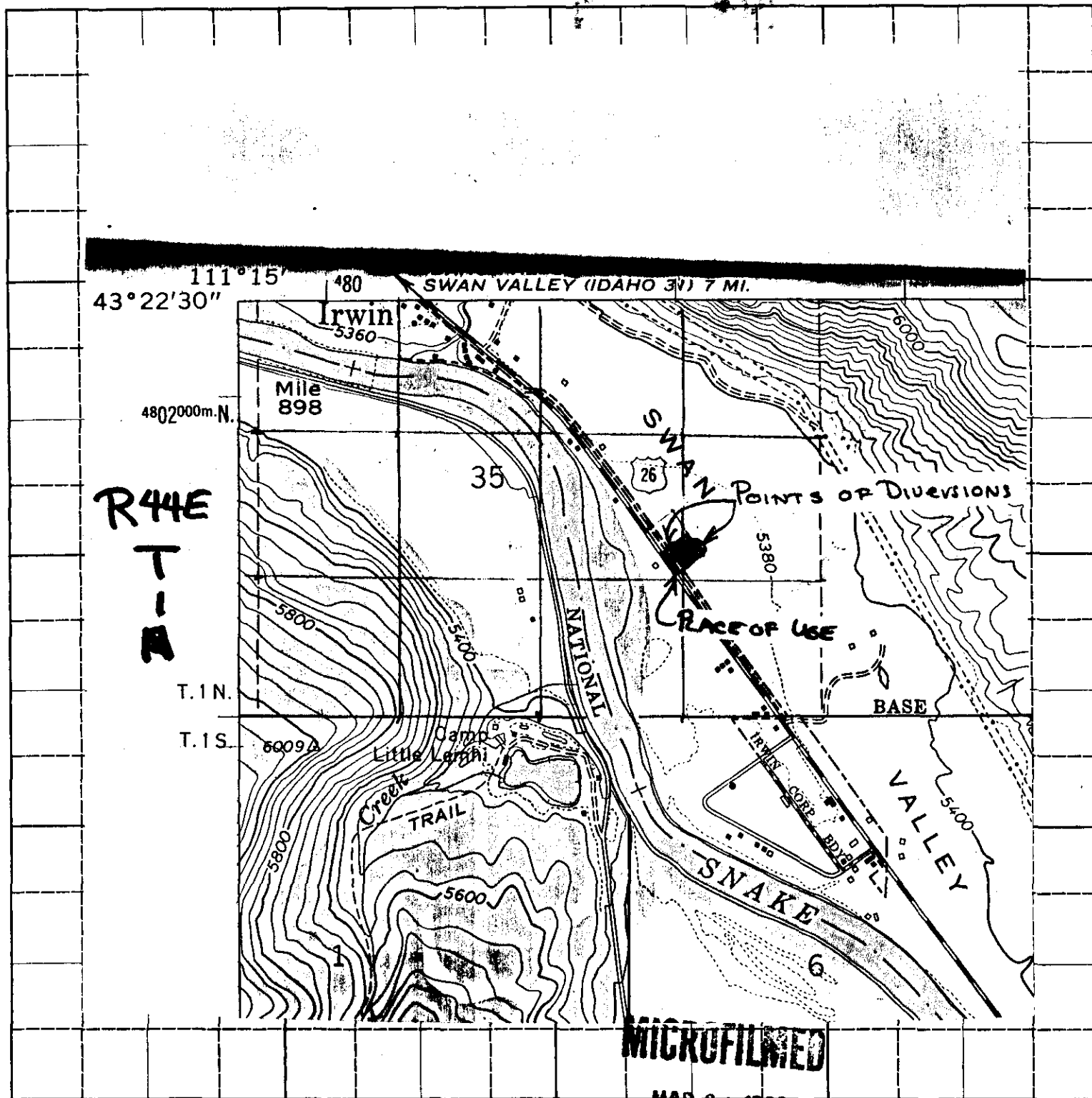
b. Who owns the land to be irrigated or place of use? Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Wells drilled in 1970 and 1984

MAR 30 1989

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 H. Hickey
(Applicant)

Assisted by: KCWilson 9-15-88

cm

Proposed Priority 9/15/88
Received by OW Date 9-15-88 Time 2:30 p Preliminary check by _____
Fee \$ 30.00 Receipted by KCW # E002362 Date 9-15-88
Publication prepared by RB Date 11-9-88 Published in Post-Register
Publication approved OW Date 1-23-89

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. 23-7122, 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 April 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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

Witness my hand this 10th day of March, 1989.

J. Glen Saylor

MICROFILMED

MAR 30 1989

Proof of Publication The Post-Register

RECEIVED

JAN 15 1989

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 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.

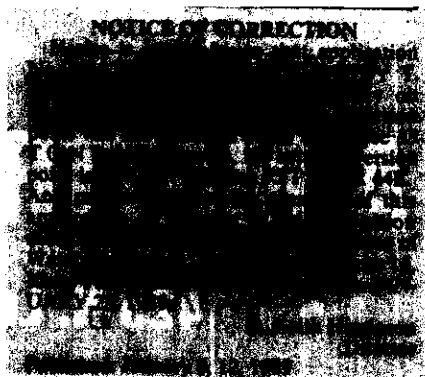
That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in
said Post-Register for two..... consecutive weeks, first publication having been made
on the 5th..... day of January....., 19.89., last publication
having been made on the 12th..... day of ...January....., 19.89., 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 ..13th. day of January....., 19.89..

.....Ted Delezene.....
.....Notary Public.....

My commission expires . September . 30., ... , 19.94..

B10



MICROFILMED

MAR 30 1989

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:

HUSKY, RANDY T.
MC 34 BOX 28
IRWIN, ID 83428
Source: GROUNDWATER
Divergence Pt: N1/2 Sec 35 T01N R 44E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.050 CFS)
Date Filed: 9/15/1988
In: T01N R44E S35 NWSE
1.0 ACRES TOTAL

HUSKEY, RANDY T.
MC 34 BOX 28
IRWIN, ID 83428
Source: GROUNDWATER
Divergence Pt: N1/2 Sec 35 T01N R 44E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.050 CFS)
Date Filed: 9/15/1988
In: T01N R44E S35 NWSE
1.5 ACRES TOTAL

CROMWELL, VERNAL D.
2790 S. PIONEER LANE
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Divergence Pt: LOT 5 (SWNW) Sec 35 T 02N
R 57E
Use: DOMESTIC (.060 CFS)
In: T01N R57E S35 Lot 5 (SWNW)

The permit(s) will be subject to all prior water rights and shall be subject to the terms and conditions of the Idaho Water Right Act, Chapter 12, Idaho Code, and the rules and regulations of the Department of Water Resources.

[Signature]
R. Keith Hunsaker, Director
Published November 17, 1988

RECEIVED
NOV 19 1988

October 16, 1989

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

RE: PERMIT NO. 23-07122

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

OCT 18 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 23-7122

Date: 10-16-89

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
Y Address change _____ If yes, prepare a data entry
Y Proof received timely _____
_____ Reinstated

Source of Water:

Y Surface water
Y Groundwater
_____ 1. well log in file - *Possibly*
_____ 2. Drilling permit
Y A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
No Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

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

Remarks: *Proof acceptable*

Priority Calculation:

Date proof received _____

Date proof due _____

No. of days late _____

Priority date _____

NEW PRIORITY DATE _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

SEP 18 1989
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received 50.00
Date 9-13-89
Receipt # E010113
Receipt by Hup
Reviewed by [Signature]
Sent to region 16-89

PROOF OF BENEFICIAL USE

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

Permit No. 23-7122
Name(s) of Permit Holder: Randy T. Huskey
Post Office Address: HC 34 Box 28 Irwin Idaho 83420
Telephone No. 483-3581

Source of Water: Well

Extent of Use:

Domestic 2 (number of households) Stockwater _____ (number and type of stock)
Irrigation 30 acres (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.10 cfs 3 acre-feet

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

Measuring Device: Required? Yes X No
Installed? Yes X No
Fee enclosed \$ 50.00
(See License Examination Fee Schedule)

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

Person to contact to accompany the Department representative during the field examination:
Randy T. Huskey
(Name) (Telephone Number)

(Address)

The above information is my true statement of the extent to which the above number has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

OCT 18 1989

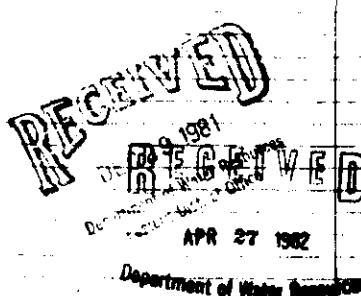
9-13-89
Date

Randy T. Huskey
Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well

1. WELL OWNER Name Monkey Taxidermy Address Sean Valley Owner's Permit No. 5 3451	7. WATER LEVEL Static water level 21 feet below land surface Flowing ☒ Yes ☐ No G.P.M. flow Artesian closed in pressure 0 psi Temperature 56 °F Quality																					
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replenishment ☐ Abandonment ☐ Sewer line ☐ Irrigation	8. WELL TEST DATA Pumping ☐ Air ☒ Other <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Flow rate (G.P.M.)</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr> <td>8</td> <td></td> <td></td> </tr> </table>	Flow rate (G.P.M.)	Pumping Level	Hours Pumped	8																	
Flow rate (G.P.M.)	Pumping Level	Hours Pumped																				
8																						
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Industrial ☐ Municipal ☐ Fire fighting ☐ Stock water ☐ Other (specify type)	9. LITHOLOGIC LOG <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> <tr> <td rowspan="2">6"</td> <td>0</td> <td>35</td> <td rowspan="2">Boulders & Gravel</td> <td>☒</td> <td>☐</td> </tr> <tr> <td>35</td> <td>40</td> <td>Clay</td> <td>☒</td> <td>☐</td> </tr> </table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	6"	0	35	Boulders & Gravel	☒	☐	35	40	Clay	☒	☐
Hole Diam.	Depth		Material	Water																		
	From	To		Yes	No																	
6"	0	35	Boulders & Gravel	☒	☐																	
	35	40		Clay	☒	☐																
4. METHOD DRILLED ☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Drill ☐ Other																						
5. WELL CONSTRUCTION Casing schedule ☒ Steel ☐ Concrete ☐ Other <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> <tr> <td>.250 inches</td> <td>6" inches</td> <td>1 feet</td> <td>28 feet</td> </tr> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation inches by inches <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Model No. _____ Diameter Slot size Set from feet to feet Diameter Slot size Set from feet to feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ feet Placed from _____ feet Surface seal depth 18' Material used in seal: ☐ Cement grout ☐ Cement ☒ Pudding clay ☐ Well cuttings Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent ☐ Cemented between strata Describe access port _____		Thickness	Diameter	From	To	.250 inches	6" inches	1 feet	28 feet	Number	From	To	perforations	feet	feet	perforations	feet	feet	perforations	feet	feet	
Thickness	Diameter	From	To																			
.250 inches	6" inches	1 feet	28 feet																			
Number	From	To																				
perforations	feet	feet																				
perforations	feet	feet																				
perforations	feet	feet																				
6. LOCATION OF WELL Sketch map location must agree with written location. <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">N</td> <td></td> <td style="text-align: center;">E</td> </tr> <tr> <td style="text-align: center;">W</td> <td style="text-align: center;">X</td> <td style="text-align: center;">E</td> </tr> <tr> <td style="text-align: center;">W</td> <td style="text-align: center;">X</td> <td style="text-align: center;">E</td> </tr> <tr> <td style="text-align: center;">W</td> <td style="text-align: center;">X</td> <td style="text-align: center;">E</td> </tr> </table> Subdivision Name _____ Lot No. _____ Block No. _____ County Bonneville T. 35 N. 2 E. 34 E.	N		E	W	X	E	W	X	E	W	X	E	10. Work started 11-9-81 finished 11-9-81 11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name Doug Cushman Drilling Co. Firm No. 367 Address 945 S. Broadway Blackfoot, ID 83221 Signed by (Firm Official) _____ and _____ (Operator) _____ 1449 OCT 18 1989									
N		E																				
W	X	E																				
W	X	E																				
W	X	E																				

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
March 16, 1989

RANDY T. HUSKY
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. 23-07122

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.

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.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also

MICROFILMED

MAR 30 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 Right Permits Section

GS: SC
Enclosures

MICROFILMED
MAR 30 1988

Form No. 202a
1/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY CM DATE 10/19/88 APPLICATION NUMBER 23-7122REQUIRED 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 JAN 25 1989

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 NOC. 1-23-89

☐ 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 HWJ Date 1-23-89

STATE OFFICE REVIEW

P23, P05, P16

46 41 48 49

By KW ☐ See below for additional information

Date 2/27/89

ADDITIONAL INFORMATION

Condition, <41>

App. in NONTRUST area-

January 17, 1989

Post-Register
P.O. Box 1800
Idaho Falls, Idaho 83403

RE: Application for Permit No. 23-07122; Randy T.
Husky

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on January 5, and January 12, 1989.

Your cooperation in this matter is greatly appreciated.

Sincerely,

Rita Bodell
Office Secretary

MICROFILMED

MAR 30 1989



NOTICE OF CORRECTION

Notice is hereby given that application No. 23-07122 in the name of RANDY T. HUSKY was advertised incorrectly on November 17 and 24, 1988. The diversion point was advertised as being NESE Sec 35 T 01N R 44E. Whereas, the actual diversion point is NESE, NWSE Sec 35 T 01N R 44E.

Any protests against the granting of this application as a result of this correction must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402 on or before JANUARY 23, 1989.

R. Keith Higginson
Director

Published in the POST-REGISTER, JANUARY 5 & 12, 1989.

INDEXED

MAR 30 1989



October 14, 1988

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

RE: Application for Permit No. 23-07122

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. 23-07122. 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

MAR 30 1989

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

MAR 30 1989

NOTICE OF APPLICATION FOR WATER RIGHTS

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

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MAR 30 1989



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

RECORDED

MAR 30 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

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MAR 30 1989

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

[illegible]