

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07977

Priority: April 9, 1990

Maximum Diversion Rate:

0.05 CFS

Maximum Diversion Volume:

6.0 AF

This is to certify, that R BRENT HUBBARD

9336 N KIMBERLY LANE

POCATELLO ID 83201

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 9, 1990; and has submitted Proof of Beneficial Use on August 7, 1992. An examination indicates that the works have a diversion capacity of 0.050 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.05 CFS	6.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NWSW), Sec. 18, Township 06S, Range 35E
BANNOCK County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	35E	18	Lot 3(NWSW)	1.5		1.5

Total number of acres irrigated: 1.5

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

RECORDED
FEB 25 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

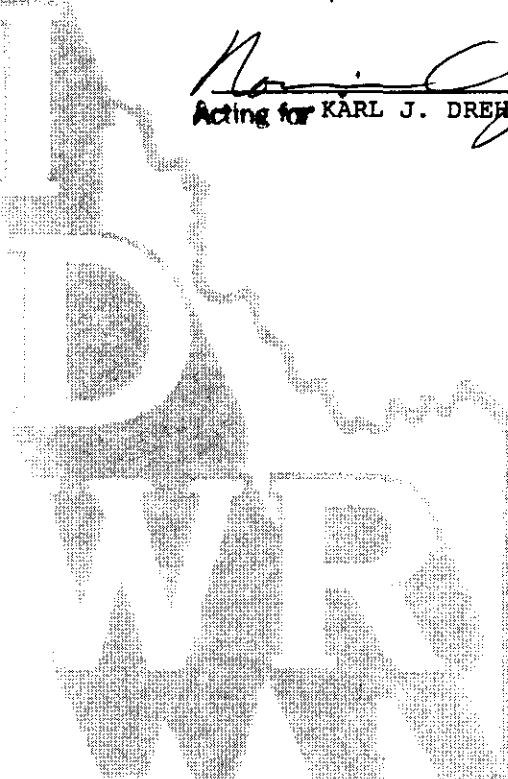
WATER RIGHT NO. 29-07977

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 31st day of JANUARY, 1997.


Acting for KARL J. DREHER, Director



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FEB 25 1997

RECEIVED

AUG 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form 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, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 29-07977 Telephone No. 208-233-7722
2. Name(s) of Permit Holder(s): R. Brent Hubbard
3. Mailing Address: 9336 N. Kimberly Ln., Pocatello 83201
4. Source of Water: Well

If GROUNDWATER, Well Driller's Name: ? Date Drilled: About 1974

OPTIONAL:

Pump horsepower: 3.5 Pressure (psi): 80 Dynamic pumping level (ft.): 160 ft.

5. Extent of Use (as authorized by the permit):

Domestic 0 (No. of households) Stockwater 0 (No. and type of stock)

Irrigation 2 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.12 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ____ Yes ☒ No Installed? ____ Yes ____ No

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

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

R. Brent Hubbard 233-7722
Name Telephone No.

9336 N. Kimberly Ln., Pocatello
Address

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

8/6/92 R. Brent Hubbard
Date Signature (and title, if on behalf of a company or organization)

MICROFILMED
SEP 09 1992
JUL 20 1992

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-07977

Proposed Priority: April 9, 1990 Maximum Diversion Rate: 0.12 CFS
This is to certify, that **R. BRENT HUBBARD**
9336 N. KIMBERLY LANE
POCATELLO, ID 83201
has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.12 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSW Sec. 18, Township 06S, Range 35E
BANNOCK County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	35E	18	NWSW	3.5		3.5

Total number of acres irrigated: 3.5

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1992.**
2. Subject to all prior water rights.
3. 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.
4. 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.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. 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.
7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

MICROFILMED

SEP 14 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-07977

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

22 day of August, 19 90.

for J. Glen Saxton
R. Keith Higginson, Director

MICROFILMED

SEP 04 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant R. Brent Hubbard Phone 233-7722

Post office address 9336 N. Kimberly Lane, Pocatello, ID 83201

2. Source of water supply Groundwater which is a tributary of N/A

3. Location of point of diversion is _____ 1/4 of NW 1/4 of SW 1/4, Govt. Lot _____

Sec. 18 Township 6 S Range 35 E B.M. Banner County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.12 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)

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) 0.12 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. One 6" well @ 230' with 3.5 H.P. submersible pump - 2" plastic pipe supplying sprinkling system for lawn & garden & pasture.

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 230' feet. AS PER ITEM 6A

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

2 years (minimum 1 year).

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SEP 14 1990

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

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

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
6S	35E	18									3.5								3.5

Total number of acres to be irrigated 3.5

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

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: _____

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SEP 04 1990

For Property owned by R. Brent Hubbard at 9336 N. Kimberly Ln., Pocatello, ID
Legal Description

Parcel A;

Description: A tract of land in Section 18, Township 6, South, Range 35 E.B.M., Bannock County, Idaho, more particularly described as follows:

Commencing at the East quarter corner of Section 13, Township 6 South, Range 34 E.B.M., thence South along the East line of said Section 13, 769.29 feet, more or less, to the Easterly right-of-way of Pocatello Creek Road, thence South $52^{\circ}05'$ East along the said Easterly right of way line 261.4 feet to the true point of beginning. Thence right angles North $37^{\circ}55'$ East 117.33 feet thence right angles South $52^{\circ}05'$ East 371.26 feet, thence right angles South $37^{\circ}55'$ West 117.38 feet, thence right angles North $52^{\circ}05'$ West, 371.26 feet, more or less to the true point of beginning, Subject to an easement for access road across the above described tract of land and also a water line easement to the above described tract of land.

Parcel B:

A tract of land in Section 18, Township 6 South, Range 35 E.B.M., Bannock County, Idaho, more particularly as follows:

Commencing at the East quarter corner of Section 13, Township 6 South, Range 34 E.B.M., thence South along the East line of said Section 13, 769.29 feet, more or less, to the Easterly right of way of Pocatello Creek Road, thence South $52^{\circ}05'$ East along the said Easterly right of way line 261.4 feet, thence right angles North $37^{\circ}55'$ East, 117.33 feet to the point of the beginning, thence continued North $37^{\circ}55'$ East, 152.67 feet, thence South $74^{\circ}57'30''$ East (Shown on record as South $75^{\circ}00'00''$ East) 340.39 feet, thence South $05^{\circ}25'45''$ East, 391.88 feet, thence North $52^{\circ}05'00''$ West, 582.61 feet, more or less, to the true point of beginning. Subject to a 10 foot easement for water lines.

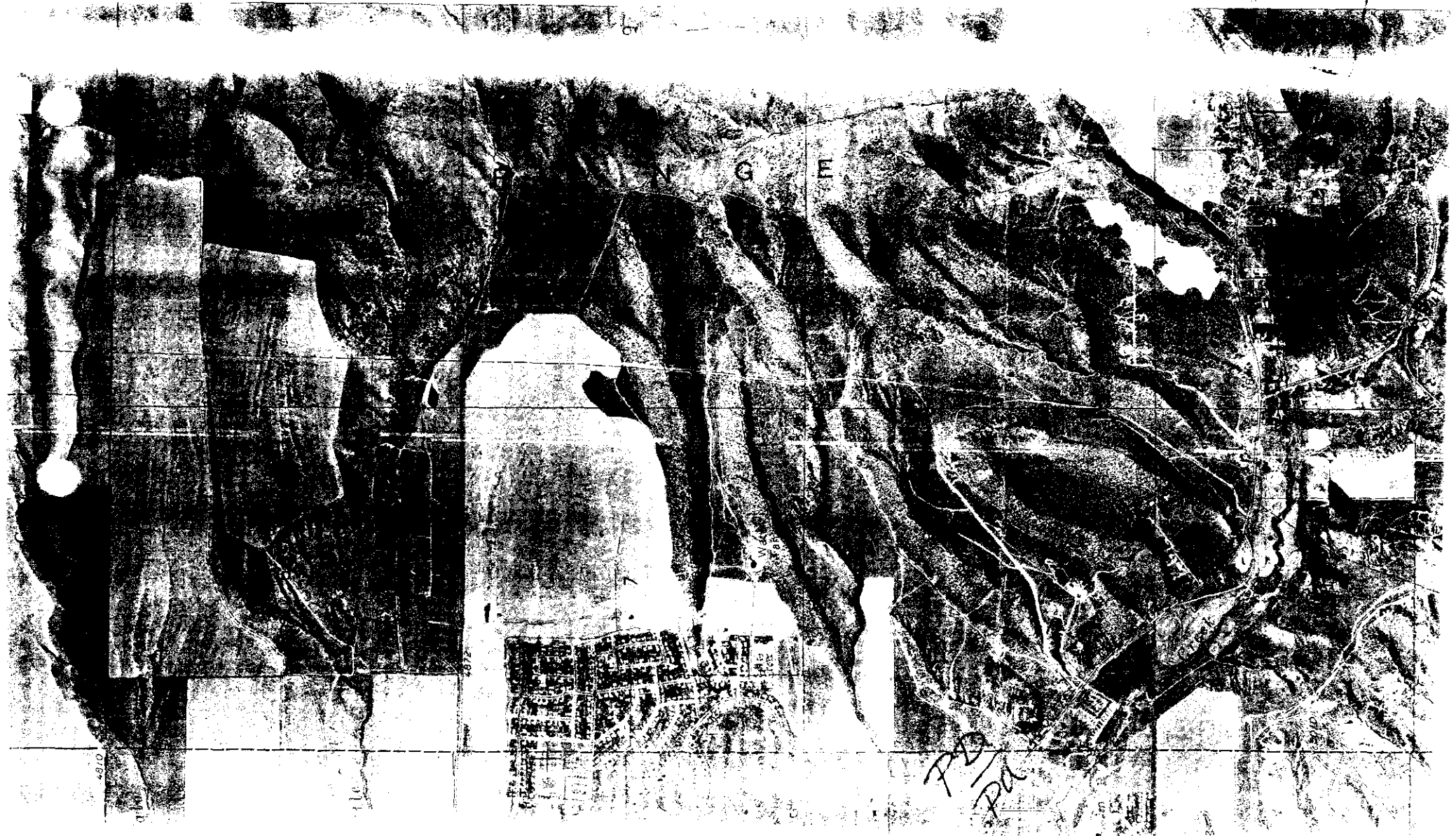
MICROFILMED

SEP 04 1990

The Lloyd Company

241 South Arthur • Pocatello, Idaho 83201

165
R35E



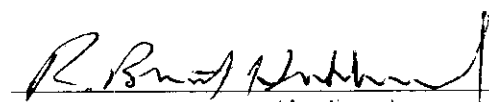
PD
PA

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

RECEIVED
SEP 11 2009

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.


(Applicant)

Received by LB Date 4-9-90 Time 1:45 Preliminary check by _____
Fee \$ 30.00 Received by HCS # E012960 Date 4-9-90
Publication prepared by LB Date 6-21-28-90 Published in ISO State Jnl
Publication approved LB Date 7-16-90

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. _____, and said application is hereby _____.

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 _____, 19 ____.

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:

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SEP 04 1990

SENV
75.0 ACRES TOTAL
29-07927

MILLER, E. PAUL
MILLER, PAULA E.
MILLER, MABLE
1657 W. BUCKSKIN RD.
INKOM, ID 83245
Source: GROUNDWATER
Diversion Pt:
NENE Sec 28 T 06S R 36E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.150 CFS)
Total Diversion: (.190 CFS)
Date Filed: 4-26-1990
In: T06S R36E S28 NENE
5.0 ACRES TOTAL

29-07928
BLANCHARD FAMILY TRUST,
HOWARD WHEELER
801 W. GLOVER RD.
ARIMO, ID 83214
Source: UNNAMED STREAM
Tributary: SINKS
Diversion Pt:
NWSW Sec 21 T 10S R 36E
Use: IRRIGATION (1.000 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (1.000 CFS)
Date Filed: 4-26-1990
In: T10S R36E S21 NWSW SWSW
50.0 ACRES TOTAL
29-07976

THNSON, MAX R.
3/1 E. COPWIN LANE
INKOM, ID 83245
Source: GROUNDWATER
Diversion Pt:
SWNESW Sec 23 T 07S R 36E
Use: IRRIGATION (.060 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.120 CFS)
Date Filed: 4-9-1990
In: T07S R36E S23 NESW
2.0 ACRES TOTAL
29-07977

HUBBARD, R. BRENT
9336 N. KIMBERLY LANE
POCATELLO, ID 83201
Source: GROUNDWATER
Diversion Pt:
NWSW Sec 18 T 06S R 35E
Use: IRRIGATION (.120 CFS)
Total Diversion: (.120 CFS)
Date Filed: 4-9-1990
In: T06S R35E S18 NWSW
3.5 ACRES TOTAL
29-07978

PERKINS, I. GLENN
PERKINS, MARY D.
P.O. BOX 683
POCATELLO, ID 83204
Source: GROUNDWATER
Diversion Pt:
LOT 6 (SWSW) Sec 22 T 09S R 38E
Use: IRRIGATION (.160 CFS)
Total Diversion: (.160 CFS)
Date Filed: 4-6-1990
In: T09S R38E S22 Lot 6 (SWSW)
8.0 ACRES TOTAL
29-07979

MURRAY, JOHN T.
MURRAY, HEATHER E.
7776 W. PORTNEUF RD.
POCATELLO, ID 83204
Source: GROUNDWATER
Diversion Pt:
NESW Sec 21 T 07S R 35E
NWSW Sec 21 T 07S R 35E
Use: IRRIGATION (.120 CFS)
Total Diversion: (.120 CFS)
Date Filed: 4-9-1990
In: T07S R35E S21 NESW NWSW
6.0 ACRES TOTAL
29-07980

HANSEL, DENISE M.
1027 W. MEADOWLARK
POCATELLO, ID 83201
Source: SPRING
Tributary: SINKS
Diversion Pt:
T06S R 34E
Use: IRRIGATION (.120 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.140 CFS)

SEP 04 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 3, 1997

R BRENT HUBBARD
9336 N KIMBERLY LANE
POCATELLO ID 83201

RE: WATER RIGHT NO. 29-07977

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED
FEB 25 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 06 1996
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 29-7977

1. Owner: R. Brent Hubbard Phone No. (208) 233-7722

Current Address: 9336 N. Kimberly Lane, Pocatello, ID 83201

2. Accompanied by: R. Brent Hubbard EXAM DATE: 8-9-95

Address: Same Phone No. (208) 233-7722

Relationship to Permit Holder: Same

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	LT 3		NW	SW	18	6S	35E	Bannock	USGS/on site

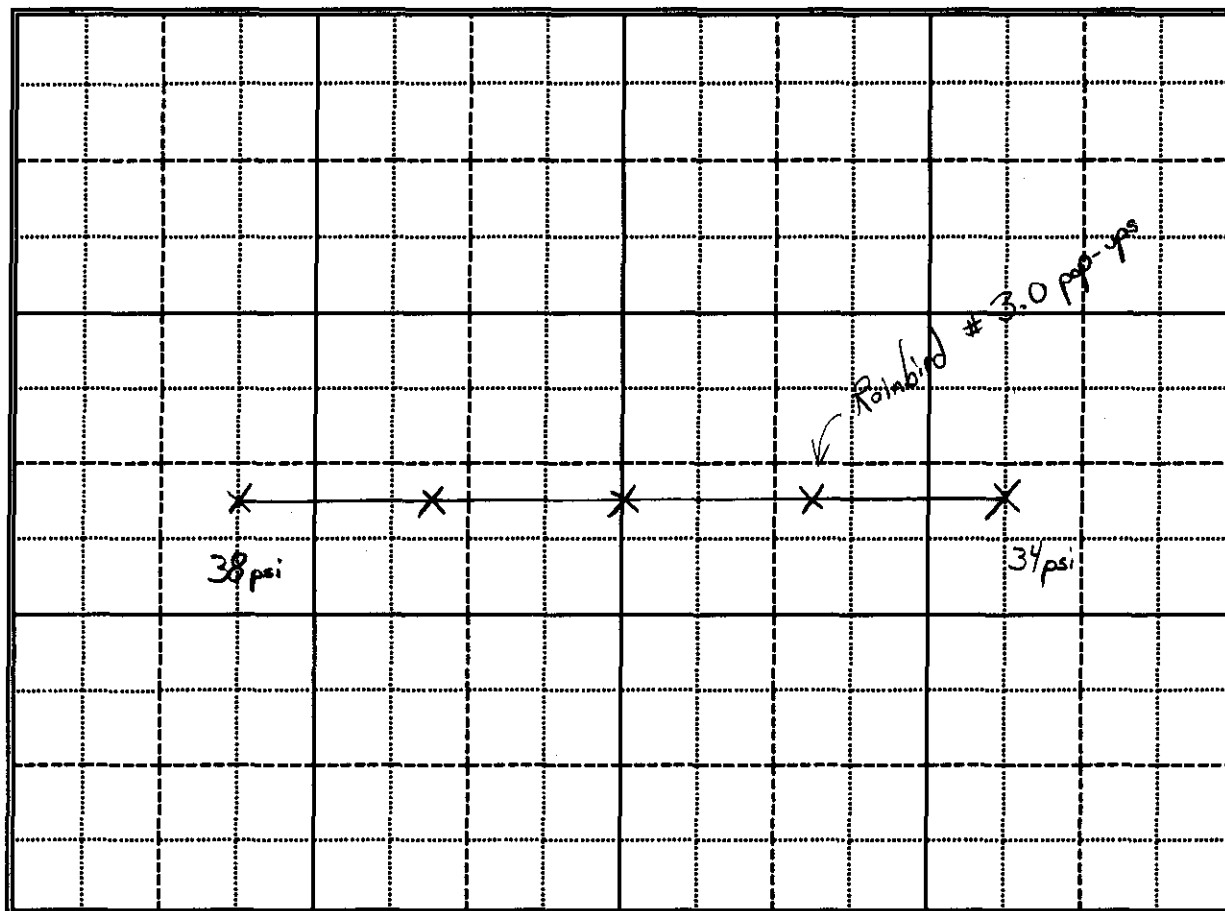
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6S	35E	18									1.5								1.5
											LT3								

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FEB 25 1997

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Submersible	Unknown.	3.5	Unknown, pump was changed		

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pitot Tube						
PSI Gauge		Ashcroft			0-60	

2. Measurements:

Rainbird pop-up 3.0 (9/64 - 5/32 between)
 38 Psi → 34 Psi
 Well 220' Pump 140-120' Harold Powell Drilled 73 ish.

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FEB 25 1966

E. NARRATIVE/REMARKS/COMMENTS

The lot is 3.5 acres of which 1.5 acres roughly is being irrigated.

82 PSI from outside hydrant downhill from the pressure tank
PSI 40 turn on > pressure tank
PSI 80 shut off

The system consists of the well which goes to a pressure tank with a 40 psi turn on and an 80 psi shut off setting. The system then feeds water to an underground sprinkler system with rainbird pop-up heads. The heads were marked as 3.0 heads. The opening was between a 9/64 and a 5/32. Pressure at the heads were 38 psi at the first to 34 psi at the last head on the 5 bird line. See diagram.

The owner indicated that he has 5 birds per setting and to turn on 2 settings at the same time lowers the pressure to the point that some of the birds stop functioning correctly.

Mr. Hubbard has no plans to begin irrigating the land above the house and has no means of doing so at the present time with this system.

Mr. Hubbard thinks the well was drilled around 1973 220' deep. The pump is at 120-140 ft. The original well owner was Harold Powell.

(Nozzle size/psi Measurement)

$$\begin{aligned} Q_{cfs} &= 0.0665 (\text{dia})^2 \sqrt{\text{PSI}} = 0.0665 \left(\frac{5}{32}\right)^2 \sqrt{36 \text{ psi}} \\ &= 0.0665 (.0244) (6) = .00974 \text{ cfs/bird} \\ 5 \text{ birds } (.00974) &= 0.0487 \text{ cfs} \end{aligned}$$

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED
FEB 25 1997

Additional Computation Sheets Attached

theoretical

$$\frac{3.5(6.16)}{125 + 36(2.31)} = \frac{21.56}{208.16} = 0.10 \text{ CFS}$$

$$1.5AC(0.3_{cr}) = 0.045_{crs}$$

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1.5 \times 4 = 6.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{0.045(24)}{1.9835} = 19.1$$

$$V = \text{Smaller of } V_{LB} \text{ and } V_{DB} = 6.0$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
IRR	4/01	10/31	0.045	6.0
Totals:			0.045	6.0

2. 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

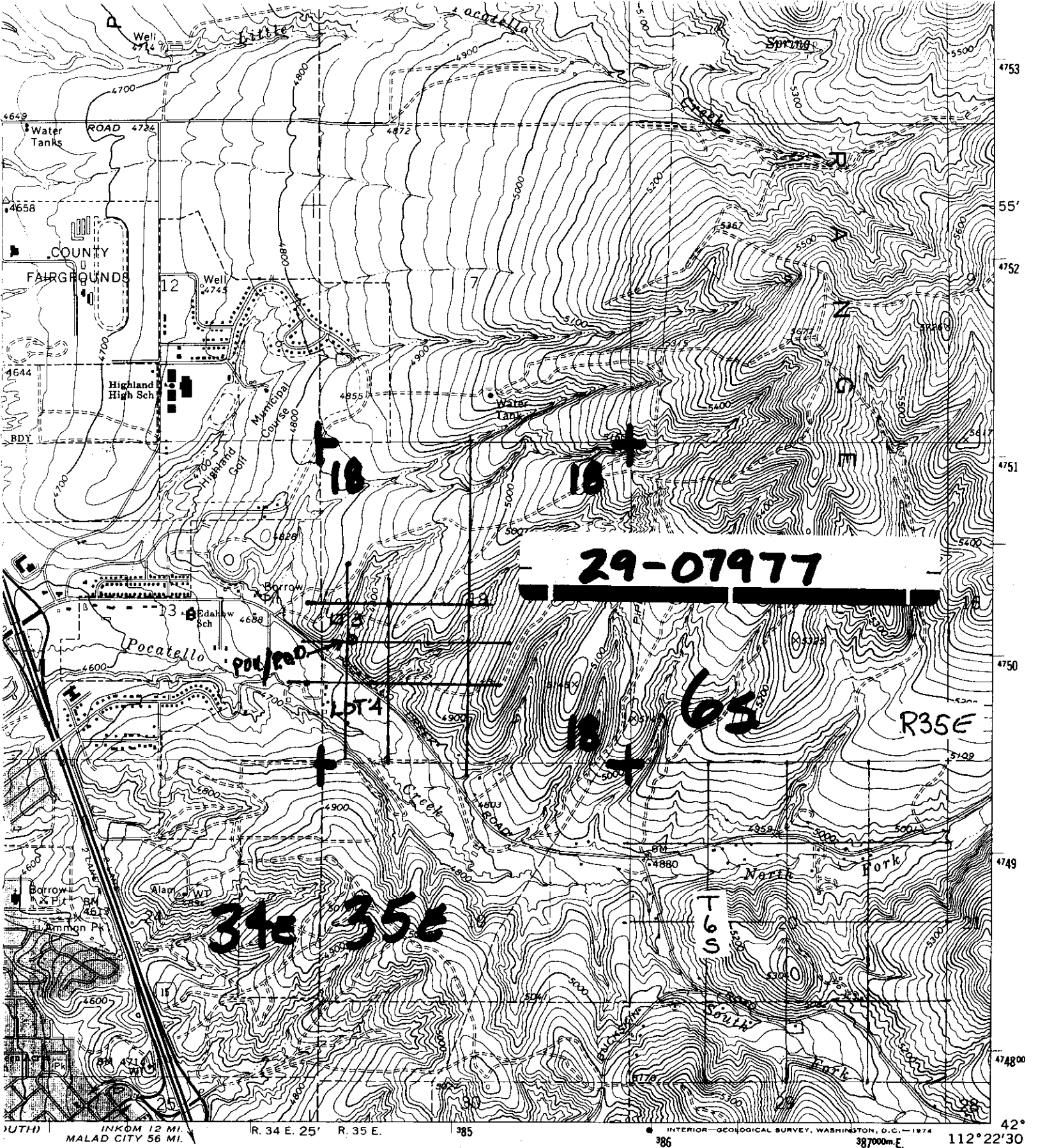
I. AUTHENTICATION

Field Examiner's Name Steve Mueller Date 8-9-95

Reviewer DAVE CARLSON Date 12/2/96

SEAL

MICROFILMED
FEB 25 1987



000 1 MILE
4000 5000 6000 7000 FEET
1 KILOMETER

20 FEET
0-FOOT CONTOURS
A LEVEL

MICROFILMED

FEB 25 1937



ROAD CLASSIFICATION

Primary highway, hard surface _____ Light-duty road, hard or improved surface _____

Secondary highway, hard surface _____ Unimproved road _____

○ Interstate Route ○ U. S. Route ○ State Route

A

POCATELLO NORTH IDAHO



T 65 R 35E



T 65 R 35E

Point of diversion / Place of use



29-7977

August 14, 1992

R. BRENT HUBBARD
9336 N. KIMBERLY LANE
POCATELLO ID 83201

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07977

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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED **MICROFILMED**

SEP 09 1992

JUL 20 1992

June 30, 1992

R. BRENT HUBBARD
9336 N. KIMBERLY LANE
POCATELLO ID 83201

PROOF DUE NOTICE

RE: PERMIT NO. 29-07977

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 September 1, 1992. (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.

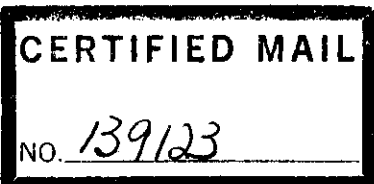
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



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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) 327-7900
August 22, 1990

R. BRENT HUBBARD
9336 N. KIMBERLY LANE
POCATELLO, ID 83201

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

RE: PERMIT NO. 29-07977

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.

Please note the 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

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permit was approved.

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 into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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SEP 04 1990

12-Jun-1990

R. BRENT HUBBARD

POCATELLO, ID 83201

RE: Application for Permit No. 29-07977

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the IDAHO STATE JOURNAL on June 21 & 28, 1990. 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

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SEP 04 1990

29-07977

HUBBARD, R. BRENT
9336 N. KIMBERLY LANE
POCATELLO, ID 83201

Source: GROUNDWATER

Diversion Pt: NWSW Sec 18 T 06S R 35E

Use: IRRIGATION (.120 CFS)
 Total Diversion: (.120 CFS)

Date Filed: 4/ 9/ 1990

In: T06S R35E S18 NWSW

3.5 ACRES TOTAL

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