

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07957

Priority: March 26, 1990

Maximum Diversion Rate:

0.07 CFS

Maximum Diversion Volume:

4.2 AF

This is to certify, that SADIE LEONE MADSEN
EVERT R MADSEN

2802 W OLD HWY 91 & 30
INKOM ID 83245

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 26, 1990; and has submitted Proof of Beneficial Use on July 27, 1993. An examination indicates that the works have a diversion capacity of 0.080 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	04/15 to 10/15	0.03 CFS	3.5 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.07 CFS	4.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 20, Township 07S, Range 36E
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>
07S	36E	20	SWNW	1		1

Total number of acres irrigated: 1

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

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FEB 25 1997

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.

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 29-07957

CONDITIONS OF APPROVAL AND REMARKS

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.
7. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for the lands above.
8. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

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 8TH
day of FEBRUARY, 1997.



ACTING FOR KARL J. DREHER, Director

MICROFILMED

FEB 25 1997

RECEIVED

JUL 30 1993

OFFICE USE ONLY
Amt. of Fee \$ 50 ^{XX}
Date 7-27-93
Receipt No. 6018952
Receipt by HWT

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. 29-07957 Telephone No. 208-775-3709
2. Name(s) of Permit Holder(s): EverT R. And Sadie Leone Madsen
3. Mailing Address: 2802 West Old Hwy 91 and 30 INkom, Id. 83245
4. Source of Water: Groundwater

If GROUNDWATER, Well Driller's Name: Lundstrom Date Drilled: 1976
8/27 per telecon
OPTIONAL:
Pump horsepower: 1 1/2 Hp. Pressure (psi): 60-40 psi Dynamic pumping level (ft.): 195 FT.

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

Domestic 4 (No. of households) Stockwater 2 COWS (No. and type of stock)
Irrigation 2 1/2 (No. of acres) Other 1.2 Acres Domestic Home

6. Total rate and/or volume for which proof is submitted 0.08 cfs OR _____ acre/feet

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

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

OR
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.

EverT R. Madsen 208-775-3709
Name Telephone No.
2802 W. Old Hwy 91 + 30 INkom Id. 83245
Address

10. 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.

7-27-93 EverT R. Madsen Daniel R Madsen
Date Signature (and title, if on behalf of a company or organization)

RECEIVED
OCT 18 1993

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-07957

Proposed Priority: March 26, 1990 Maximum Diversion Rate: 0.20 CFS
This is to certify, that **EVERT R. MADSEN**

SADIE LEONE MADSEN
2802 W. OLD HWY. 91 & 30
INKOM, ID 83245

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	01/01 to 12/31	0.09 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	03/15 to 11/15	0.11 CFS
Totals		0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSWNW Sec. 20, Township 07S, Range 36E
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>
07S	36E	20	SWNW	3		3
Total number of acres irrigated:						3

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1993**.
2. Subject to all prior water rights.
3. 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.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. 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.
6. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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.

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JUL 30 1990

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

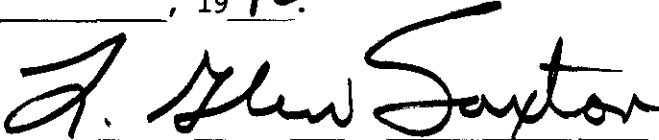
NO. 29-07957

CONDITIONS/REMARKS:

8. The maximum rate of diversion for stockwater purposes under this permit shall not exceed 0.02 cfs.
9. Stockwater use is for 6 horses, 4 cattle, 2 hogs; domestic use is for 5 homes.

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

27th day of July, 1990.

for

R. Keith Higginson, Director

MICROFILMED

JUL 30 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 Evert R. Madsen or Sodie Leone Phone 775-3709
Post office address 2802 W. Old Hwy 91 and 30 Inkom ID. 83245
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 20 Township 7S Range 36E B.M. BANNOCK County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount all for Domestic purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .09 for Irrigation purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.84 for Stockwater purposes from Jan 1 to Dec 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 is (a) .20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 6" casing 205' Deep with 1.5hp
Motor
 - 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 205' 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
5 years (minimum 1 year).

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JUL 30 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. 6 horses, 4 beef, 2 hogs,
- Municipal; show name of municipality. _____
- Domestic; show number of households. 5 houses
- 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	
75	36E	20							D, S 3										3

Total number of acres to be irrigated 3

10. Describe any other water rights used for the same purposes as described above. A29-

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

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

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: _____

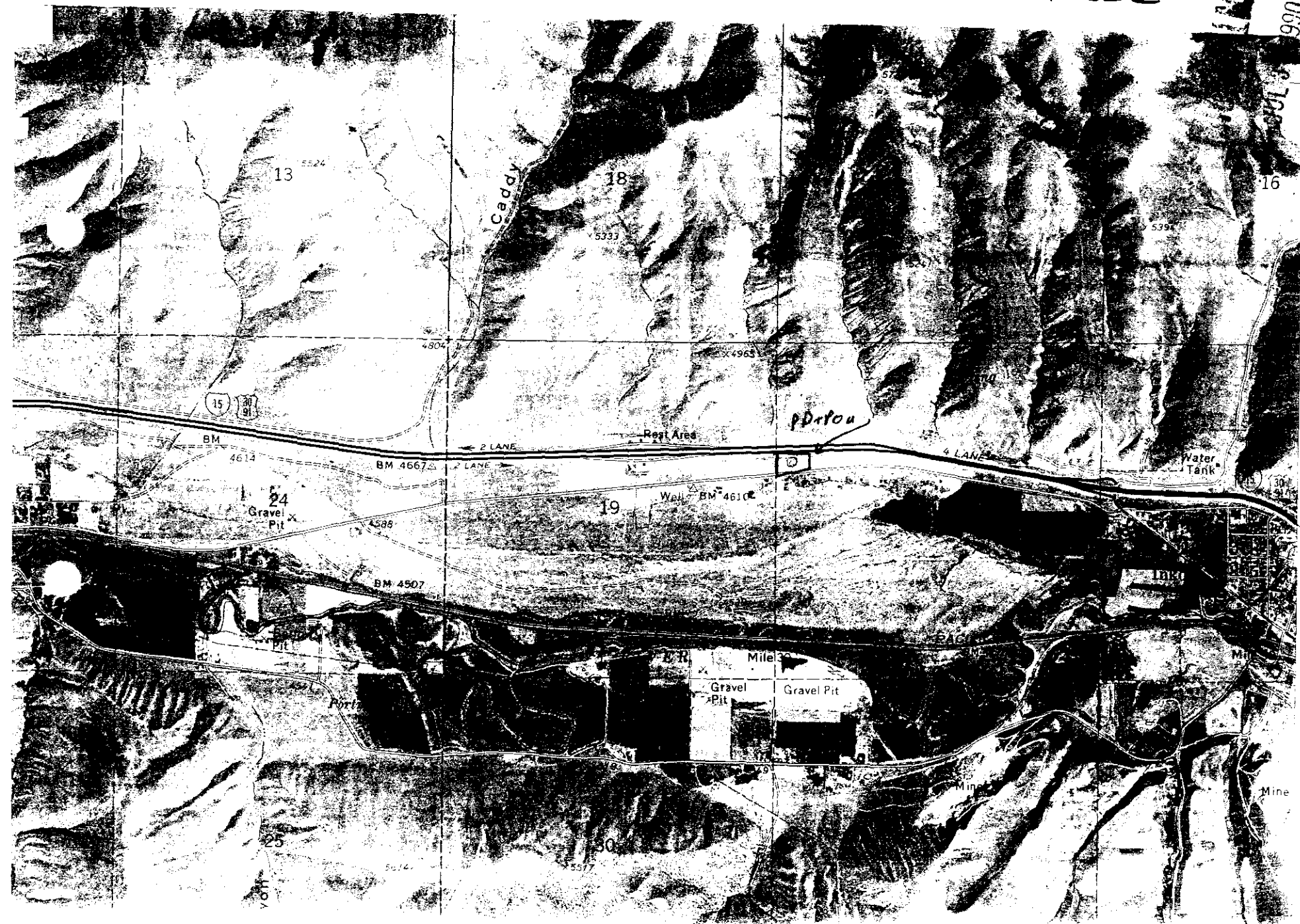
REPROFILMED

JUL 30 1990

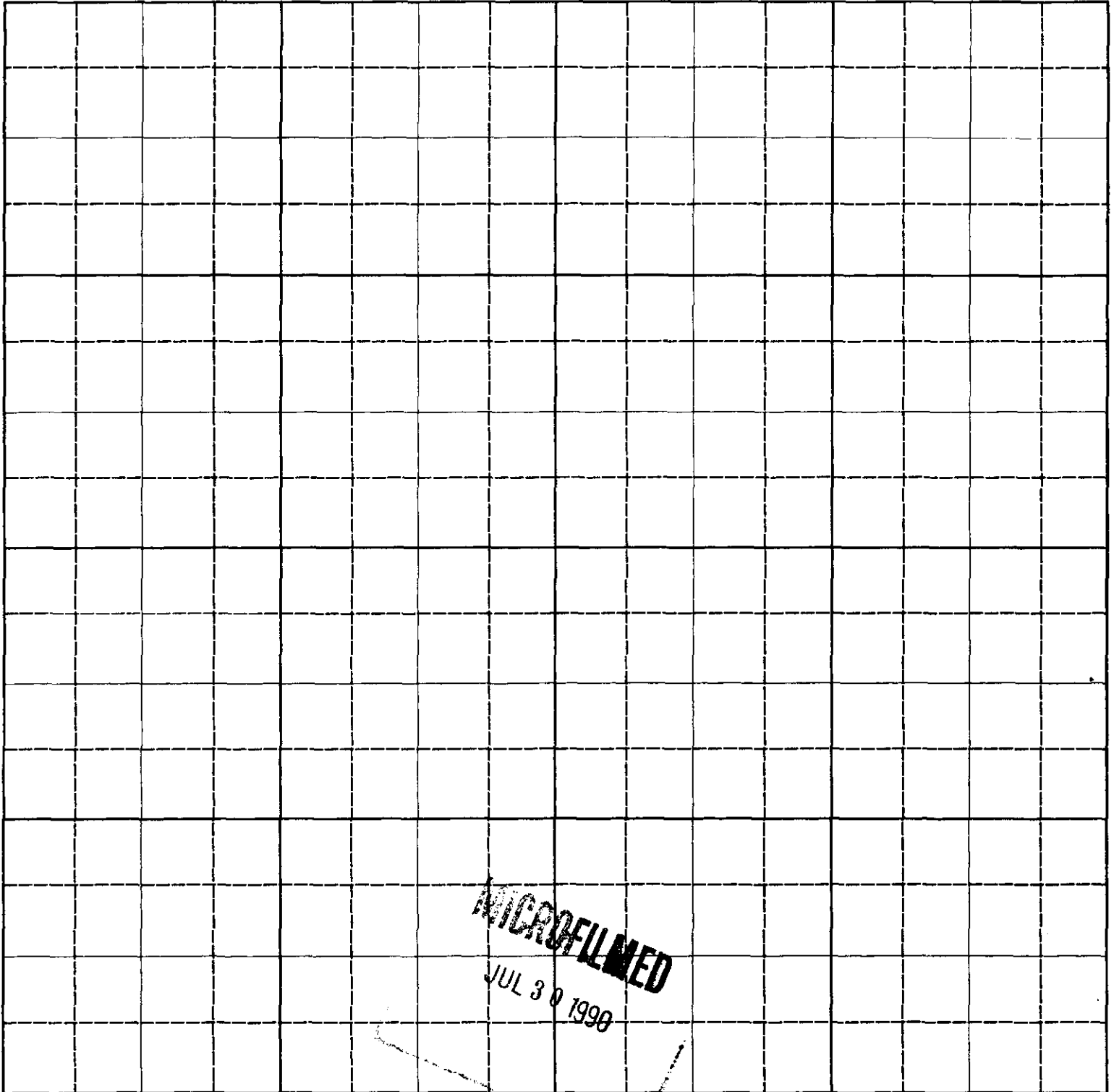
T 7S
R 36E

UNED

1990



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



MICROFILMED
JUL 30 1990

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.

Evert R. Madsen
(Applicant)

Received by PW Date 3-26-90 Time 12:20 p Preliminary check by _____
Fee \$ 30.00 Receipted by HWS # 12012537 Date 3-26-90
Publication prepared by LB Date 6-7-90 Published in 20 State Trn 1
Publication approved LB Date 6-26-90

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:

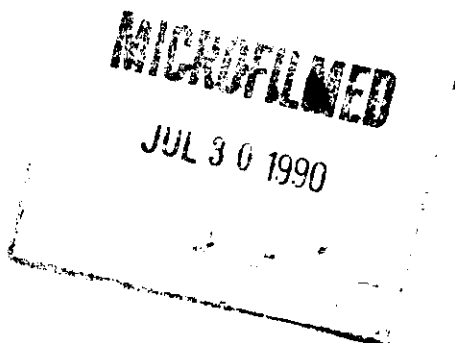
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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:



REECE, WILLIAM J.
REECE, GERTRUDE M.
8105 S. MARSH CREEK RD.
MC CAMMON, ID 83250
Source: GROUNDWATER
Diversion Pt:
NWNWNE Sec 15 T 09S R 36E
Use: IRRIGATION (.180 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.020 CFS)
Total Diversion: (.180 CFS)
Date Filed: 4-2-1990
In: T09S R36E S15 NWNW
9.0 ACRES TOTAL

29-07952
WALLACE, JOHANNA M.
247 S. INDIAN CREEK
INKOM, ID 83245
Source: SPRING
Tributary: SINKS
Diversion Pt:
SENWNW Sec 5 T 08S R 36E
Use: DOMESTIC (.020 CFS)
Total Diversion: (.020 CFS)
Date Filed: 3-28-1990
In: T08S R36E S05 NENW
29-07955

PARTNER, ILA
PARTNER, PAUL
805 PARK LN.
POCATELLO, ID 83201
Source: GROUNDWATER
Diversion Pt:
SWSWNE Sec 21 T 05S R 34E
Use: IRRIGATION (.160 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (.180 CFS)
Date Filed: 4-3-1990
In: T05S R34E S21 SWNE
8.0 ACRES TOTAL

29-07956
MADSEN, EVERT R.
2802 W. OLD HWY 91
INKOM, ID 83245
Source: SPRING
Tributary: SINKS
Diversion Pt:
SWNENE Sec 20 T 07S R 36E
Use: IRRIGATION (.400 CFS)
Total Diversion: (.400 CFS)
Date Filed: 3-26-1990
In: T07S R36E S20 SENE
20.0 ACRES TOTAL

29-07957
MADSEN, SADI LEONE
MADSEN, EVERT R.
2802 W. OLD HWY 91 & 30
INKOM, ID 83245
Source: GROUNDWATER
Diversion Pt:
NWSWNW Sec 20 T 07S R 36E
Use: IRRIGATION (.090 CFS)
STOCKWATER (.030 CFS)
DOMESTIC (.110 CFS)
Total Diversion: (.200 CFS)
Date Filed: 3-26-1990
In: T07S R36E S20 SWNW
3.0 ACRES TOTAL

29-07958
ARD, WILLIE J.
ARD, GWENDOLYN J.
P.O. BOX 4308
POCATELLO, ID 83205
Source: GROUNDWATER
Diversion Pt:
SWSWNW Sec 32 T 06S R 35E
Use: IRRIGATION (.090 CFS)
Total Diversion: (.090 CFS)
Date Filed: 4-11-1990
In: T06S R35E S32 SWNW
3.0 ACRES TOTAL

29-07959
JOHNSON, BRENT RAY
393 CORWIN LN.
INKOM, ID 83245
Source: GROUNDWATER
Diversion Pt:
NESW Sec 23 T 07S R 36E
Use: IRRIGATION (.090 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.150 CFS)
Date Filed: 4-12-1990
In: T07S R36E S23 NESW
3.0 ACRES TOTAL

29-07960
SKOOG, JANET M.
SKOOG, THOMAS J.

MICROFILMED

JUL 30 1990

MEMORANDUM

DATE: February 14, 1997
TO: File No. 29-07957
FROM: Cindy Zimmerman^{CS}
RE: License

775-370⁹

Mr. Evert Madsen telephoned today in response to receiving his license. He does not agree this the irrigated acre identified on the license and would like assistance or direction in filing a petition for reconsideration.

Mr. Madsen owns a 3.02 acre parcel between the interstate and the old highway west of Inkom. Mr. Madsen said he sprinkle irrigates at least 2.5 acres. He has a 2 acre fenced pasture and an 1.02 acre lot where his house is. On the 1.02 acre lot he has 2 large gardens and a lawn.

I assured Mr. Madsen that I would forward the file to Shelley Keen, Permits Section Supervisor.

2/14/97 @ 11:31 am:

I spoke with Jim Johnson about this telephone call. Jim advised that Mr. Madsen needs to file a written petition for reconsideration within 14 days of service of the Order.

I telephone Mr. Madsen advising him to write the letter for reconsideration and to include in it as much detail as he can concerning the size of his irrigation use.

Cindy Zimmerman
MICROFILMED

FEB 25 1997



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

February 11, 1997

SADIE LEONE MADSEN
EVERT R. MADSEN
2802 W OLD HWY 91 & 30
INKOM ID 83245

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: WATER RIGHT NO. 29-07957

Dear Water Right Holders:

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration within fourteen (14) days after issuance as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

RECEIVED
FEB 15 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

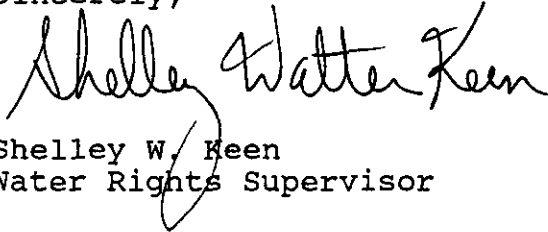
- i. A hearing was held,
- ii. The final agency action was taken,

- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have questions, please contact me at (208) 327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SWK:pah

c: Eastern Region

Enclosures

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of **February, 1997**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 29-07957

**SADIE LEONE MADSEN
EVERT R. MADSEN
2802 W OLD HWY 91 & 30
INKOM ID 83245**

Patti Harrell
Patti Harrell
Secretary

MEMORANDUM

TO: File 29-07957

FROM: Sharla

DATE: January 28, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Right 29-07957 are based on the following:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use:

T7S, R36E, S20 - SWNW (1 acre)

H. RECOMMENDATIONS

Irrigation	4/15 - 10/15	0.03 cfs	3.5 afa
Stockwater	1/1 - 12/31	0.02 cfs	0.1 afa
Domestic	1/1 - 12/31	0.02 cfs	0.6 afa

The stockwater and domestic uses originally applied for will be included on the license, there is no guarantee that the adjudication claim will be recommended. There is sufficient water to cover the additional uses.

The area shown as irrigated on the aerial photo is a total of one acre, and that figure is generous.

1/30/97 I spoke with Skip Jones, who asked Steven Garrison, the field examiner, about the size of the place of use. Skip said that Steven found only about one acre that can be irrigated from the existing system. Skip agrees that the license should be issued for one acre.

S.W. Keen

Examiner: Steven Garrison

Exam Date: June 11, 1996

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FEB 25 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 29-07957

DATE 1/28/97

REVIEWER: SHARLA

NAME Change OK

Address Change NO

SOURCE Change OK

Is change clarification of originally intended source? NO

POINT OF DIV Change OK

If not, prepare Notice of Intent to Void NO

PLACE OF USE Change OK

Amendment required NO

Does map agree with written description? yes no

OVERLAPS P/D P/U

NO GOVT LOTS

RATE OF DIV

Permitted Rate .20 cfs

Fee limit .20 cfs \$5000

Measured OK cfs

Theoretical .08 cfs

Recommended Total Div Rate .07 cfs

ANNUAL VOLUME/
NATURE OF USES OK

Use

Use	Volume Calculation	af
<u>liv. .03</u>	<u>3 x 3.5</u>	<u>af</u>
<u>stock .02</u>	<u>1</u>	<u>af</u>
<u>dom .02</u>	<u>.6 (in house)</u>	<u>af</u>
		<u>af</u>
SUBTOTAL	4.2	af

Flow rate .03 cfs X 184 days X 1.98 = 10.9 af

Total volume recommended 4.2 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

D/I home - orig not incl.

CONDITIONS Watermaster Control WD#

GW Measurement/Measuring Device

R50 Overlap

Use-specific conditions

048,049

Advancement of Priority Date Required yes no

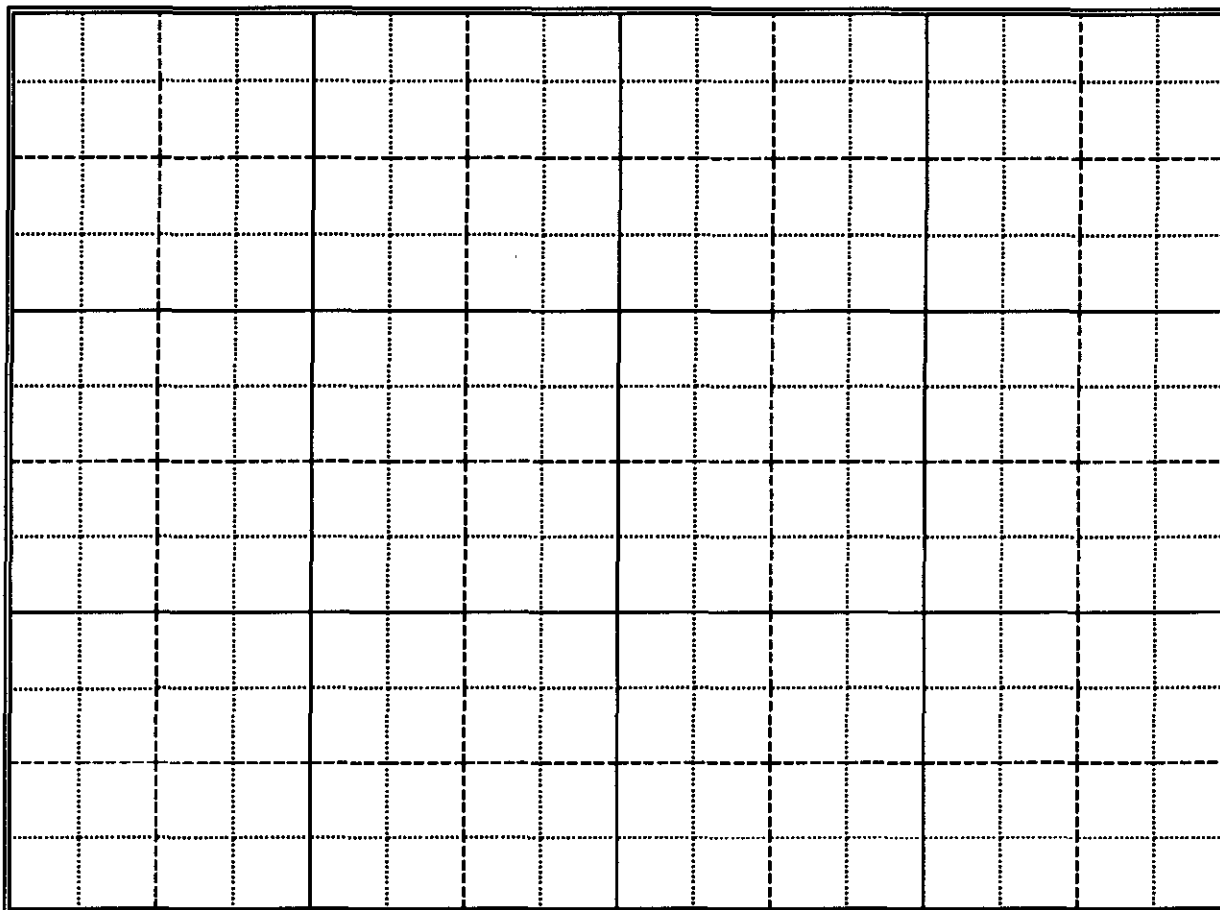
SRBA Claim Filed N/A 10721 (dom/stock) 1st Amend Letter

Adjustment Memo 10767 (orig) 2nd Amend Letter N/A

uses
areas

FEB 25 1937

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
—	Grundfos	1.5	9031	—	—

*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
PSI GAUGE 0-60					0-60	
Theoretical						

2. Measurements: PSI gauge 60 (25-45 PSI)
Theoretical - 0.08 CFS.

RECORDED

FEB 25 1937

E. NARRATIVE/REMARKS/COMMENTS

Well pump - mainline to single domestic house; stock troughs and irrigation.

* Note: The domestic & stockwater portion of this right is covered by an Adjudication claim R29-10721.

A29-10767 was filed as an irrigation claim for the same pov, out of the same pod. But is based on a Rapid Crk Decreed right exchanged into their well.

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

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F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

*Theoretical cal.***G. VOLUME CALCULATIONS****1. Volume Calculations for Irrigation:**

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3 \times 3.5 = 10.5$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .08(184)(1.9835) = 29.2$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 10.5$$

2. Volume Calculations for Other Uses:**H. RECOMMENDATIONS****1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>IRR</i>	<i>4/15</i>	<i>10/15</i>	<i>0.08 cfs</i>	<i>10.5</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>0.08 cfs</i>	<i>10.5 AF/A</i>

2. Recommended Amendments

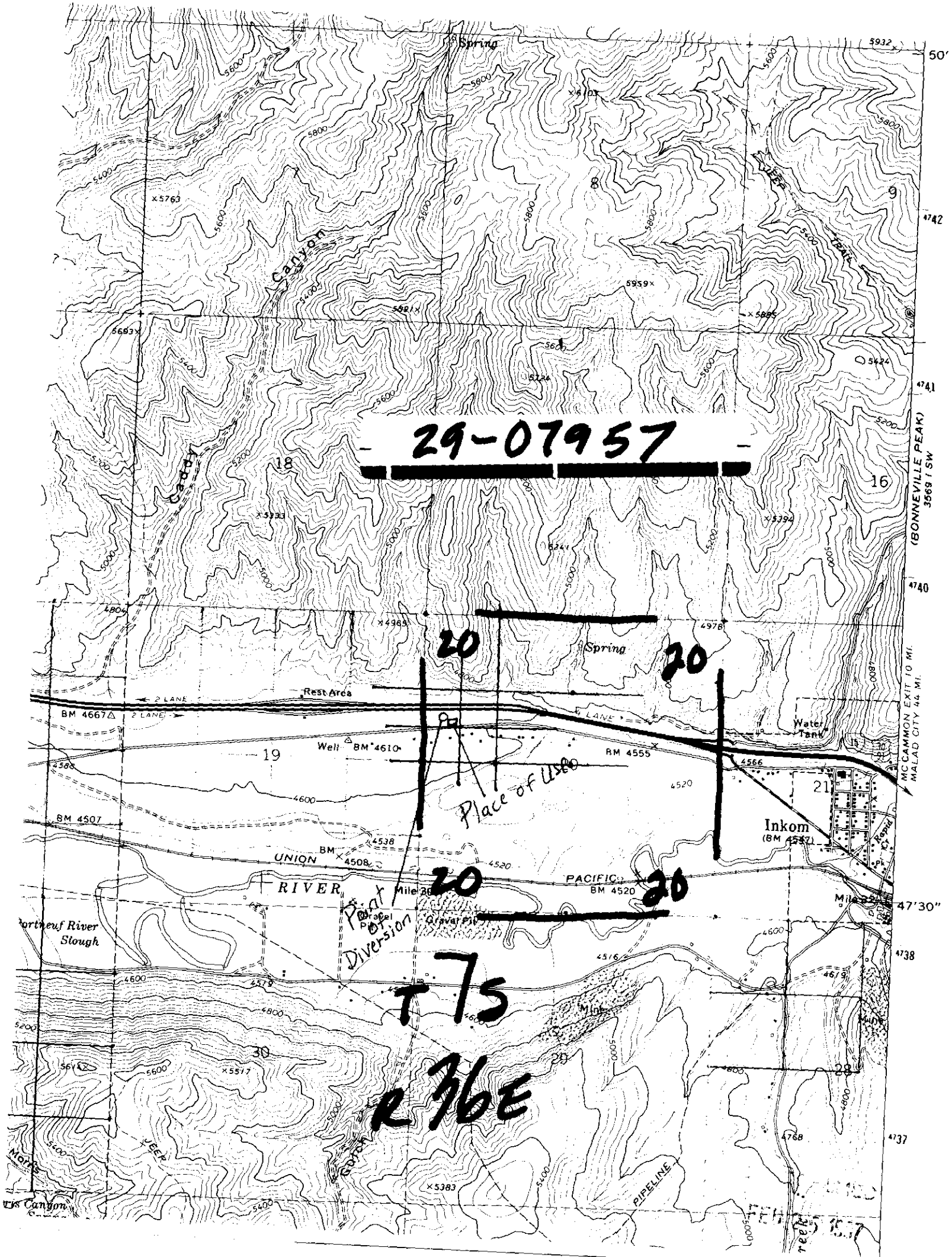
____ Change P.D. as reflected above ____ Add P.D. as reflected above ☒ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATIONField Examiner's Name *Steven Garrison* Date *11 JUN 96*Reviewer *W. Anne Carls* Date *12/18/96*

SEAL

MICROFILMED

FEB 25 1997



29-07957

20

20

20

20

75

R 76E

Place of US80

Point of Diversion

Inkom (BM 4537)

(BONNEVILLE PEAK)
3569 / SW

MCCAMMON EXIT 10 MI.
MALAD CITY 44 MI.

Mile 22

Mile 22

Mile 22

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Point of
Diversion

Place
of Use

Demar Gilbert
T1185 (cont)

2 NHE
13.3

NHE
3
20.9

20

10 20
30 29

29-7957

NHE
1
10.8

NHE
11.2

NHE
5
2.9

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

$$\begin{aligned} Hp &= \text{Horsepower} = \underline{1.5} \\ Eff &= \text{Efficiency} = \underline{.7} \quad (\text{Usually } 70\%) \\ \text{Lift: } &(\text{Static Level} + \text{Assumed Draw down}) \\ \text{Static Water Level} &= \underline{50} \text{ ft.} \\ \text{Assumed Draw down} &= + \underline{10} \text{ ft.} \\ \text{Lift} &= \underline{60} \end{aligned}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{35} \text{ psi}$$

$$Q_{cfs} = \left[\frac{1.5}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{.60}{Lift} + \left(\frac{25}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{9.2547} \right] \div \left[\underline{117.78} \right]$$

$$Q_{cfs} = \underline{0.08} \text{ cfs}$$

PERMIT NO. 29-7957

MICRO-LOGIC

FEB 24 1977

September 3, 1993

EVERT R. MADSEN
SADIE LEONE MADSEN
2802 W. OLD HWY. 91 & 30
INKOM ID 83245

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07957

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

RECEIVED
OCT 18 1993



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

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

August 4, 1993

Evert R and Sadie Leone Madsen
2802 W Old Hwy 91 & 30
Inkom, ID 83245

Re: Permit No. 29-07957

Dear Ben:

In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a drilling permit which should have been applied for before the opening of your well began. We have also been unable to locate a well log which should have been submitted by your well driller 30 days after completion of the construction of your well.

If you have a drilling permit or a copy of the well log, please provide this office with a copy of each. If you do not have a copy of the well log, please contact your driller and ask that he submit a copy. In your return letter, please be sure to show the above referenced permit number on any documents. Also, please address any correspondence directly to me. Your response, with both forms attached, should be received within 30 days of the date of this mailing.

This information is needed before the department can proceed further with the examination of your system and the eventual issuance of a license of water right.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

MICROFILMED

OCT 18 1993

May 31, 1993

EVERT R. MADSEN
SADIE LEONE MADSEN
2802 W. OLD HWY. 91 & 30
INKOM ID 83245

PROOF DUE NOTICE

RE: PERMIT NO. 29-07957

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 August 1, 1993. (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

CERTIFIED MAIL

NO. 140202

OCT 18 1993

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
July 27, 1990

EVERT R. MADSEN
SADIE LEONE MADSEN
2802 W. OLD HWY. 91 & 30
INKOM, ID 83245

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

RE: PERMIT NO. P29-07957

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

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JUL 30 1990

commence construction, no later than one year from the date the 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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JUL 30 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

23-May-1990

Evert R. Madsen
2802 W. Old Hwy 91
Inkom, ID 83245

RE: Application for Permit No. 29-7956 & 29-7957

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 7 & 14, 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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JUL 30 1990

29-07957

MADSEN, SADIE LEONE
MADSEN, EVERT R.
2802 W. OLD HWY 91 & 30
INKOM, ID 83245

Source: GROUNDWATER

Diversion Pt: NWSWNW Sec 20 T 07S R 36E

Use: IRRIGATION (.090 CFS)
STOCKWATER (~~.030~~ CFS) 0.02
DOMESTIC (.110 CFS)
Total Diversion: (.200 CFS)

Date Filed: 3/26/ 1990

In: T07S R36E S20 SWNW

3.0 ACRES TOTAL

RECORDED

JUL 30 1990