

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-07915

Proposed Priority: April 12, 1990 Maximum Diversion Rate: 0.16 CFS
This is to certify, that **JOHN PREBBANOW**
6770 S. OLD HIGHWAY 91
MCCAMMON, ID 83250
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	0.16 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
Totals		0.16 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSE Sec. 1, Township 09S, 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>
09S	36E	1	NWSE	8		8

Total number of acres irrigated: 8

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 **September 1, 1991**.
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. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
7. Stockwater use is for 2 horses.

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State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-07915

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, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

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SEP 14 1990

Ident. No. 29-07915

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: JOHN PREBBANOW 208-254-3316
Address: 6770 S. OLD HIGHWAY 91
MCCAMMON, ID 83250
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: NWSE Sec. 1, Township 09S, Range 36E
BANNOCK County
4. Water will be used for the following purposes:
- | Purpose | From | To | CFS | (or) | AF |
|------------|-------|-------|-------|------|----|
| IRRIGATION | 03/15 | 11/15 | 0.160 | | |
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |
| STOCKWATER | 01/01 | 12/31 | 0.020 | | |
5. Total quantity to be appropriated is:
0.160 CFS (and/or) AF
6. Proposed diverting works:
- Description of ditches, flumes, pumps, headgates, etc.
WELL AND PUMP TO SPRINKLERS AND WATER TROUGH AND ONE HOME
 - 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.
 - Proposed well diameter is 8 inches; proposed depth of well is 260
feet.
 - Is groundwater with a temperature greater than 90F 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.
8. Description of proposed uses:
DOMESTIC, IRRIGATION AND STOCK—WELL IN PLACE SINCE 1981
9. Place of Use: IRRIGATION

TWN RGE SEC
09S 36E 1

ACRES
NWSE 8

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ACRES TOTAL
8

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Place of Use: STOCKWATER

TWN RGE SEC
09S 36E 1 NWSE

Place of Use: DOMESTIC

TWN RGE SEC
09S 36E 1 NWSE

Total number of acres irrigated: 8

10. Describe any other water rights used for the same purposes.
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:

13. Map of proposed point of diversion and place of use attached? ☒

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 HWJ Date 4-12-90 Time 9:34 Preliminary check by DMD

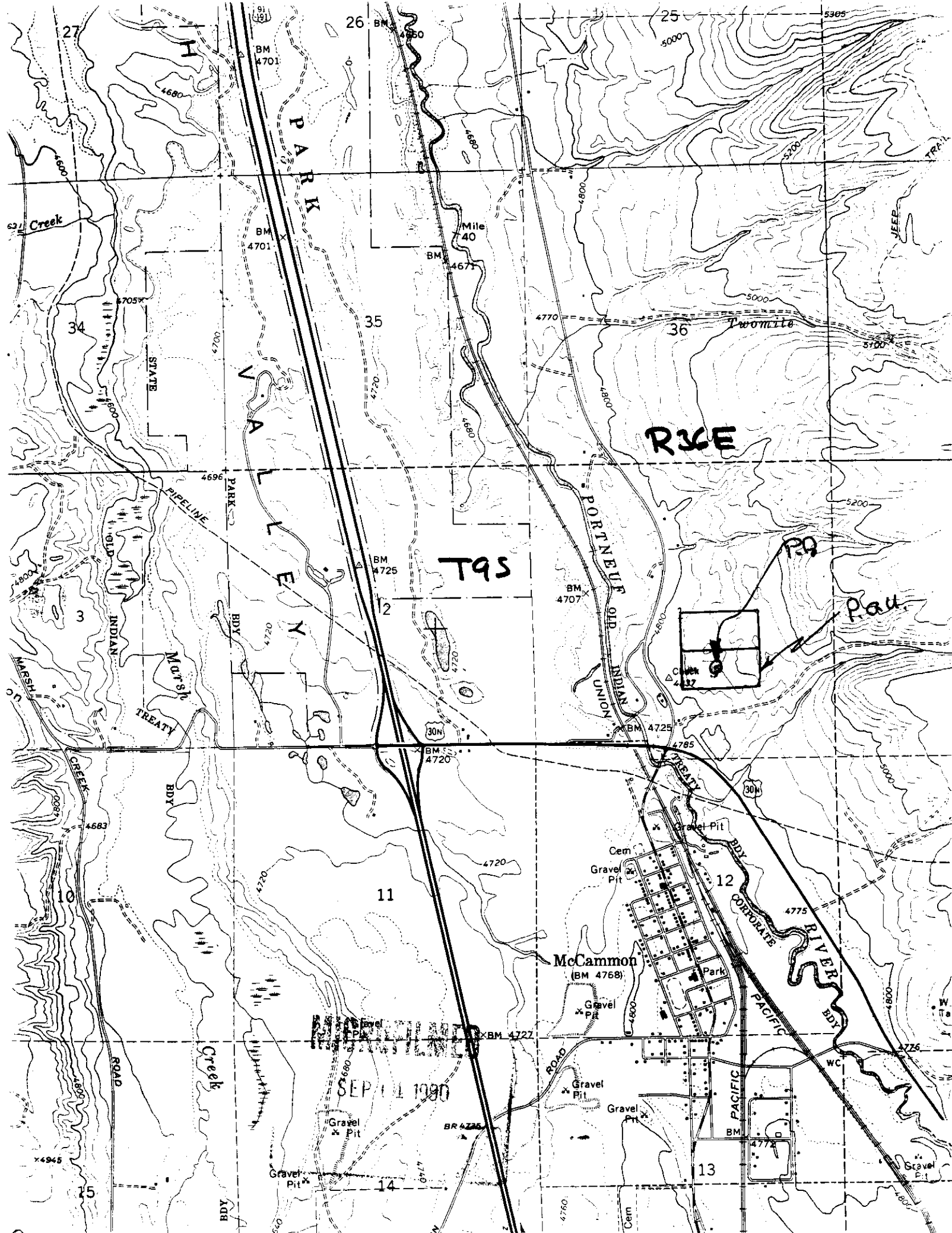
Fee \$ 30.00 Receipted by HWJ # E013092 Date 4-12-90

Publication prepared by RB Date 6-21-90 Published in ID State Trn

Publication approved _____ Date 7-16-90

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SEP 04 1990



PROOF OF PUBLICATION

RECEIVED

JUN 29 1990

STATE OF IDAHO
County of Bannock

ss.

Department of Water Resources
Eastern District Office

Sandra K. Wann

NOTICE OF APPLICATION

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

29-07915
PREBBANOW, JOHN
6770 S. OLD HIGHWAY 91
MCCAMMON, ID 83250
Source: GROUNDWATER
Diversión Pt:
NWSE Sec 1 T 09S R 36E
Use: IRRIGATION (.160 CFS)
DOMESTIC (.040 CFS)
STOCKWATER (.020 CFS)
Total Diversión: (.160 CFS)
Date Filed: 4-12-1990
In: T09S R36E S01 NWSE
8.0 ACRES TOTAL

29-07919
SOUTHWORTH, GEORGE
SOUTHWORTH, LAURA
5545 W. SKIVIEW DR.
POCATELLO, ID 83204
Source: GROUNDWATER
Diversión Pt:
SWNE Sec 23 T 07S R 35E
Use: IRRIGATION (.200 CFS)
Total Diversión: (.200 CFS)
Date Filed: 4-19-1990
In: T07S R35E S23 SWNE SENW
10.0 ACRES TOTAL

29-07924
BYBEE, GARY L.
BYBEE, RITA
P.O. BOX 225
INKOM, ID 83245
Source: GROUNDWATER
Diversión Pt:
NESE Sec 19 T 07S R 36E
Use: IRRIGATION (.090 CFS)
Total Diversión: (.090 CFS)
Date Filed: 4-24-1990
In: T07S R36E S19 NESE
3.0 ACRES TOTAL

29-07925
MILLER, PAULA E.
MILLER, E. PAUL
1657 WEST BUCKSKIN RD.
INKOM, ID 83245
Source: GROUNDWATER
Diversión Pt:
SENE Sec 28 T 06S R 36E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.150 CFS)
Total Diversión: (.190 CFS)
Date Filed: 4-26-1990
In: T06S R36E S28 SENW
5.0 ACRES TOTAL

29-07926
MILLER, E. PAUL
MILLER, PAULA E.
1657 WEST BUCKSKIN RD.
INKOM, ID 83245
Source: MOONLIGHT CREEK
Tributary:
RAPID CREEK, NORTH FORK
Diversión Pt:
NWNW Sec 28 T 06S R 36E
Use:
IRRIGATION STORAGE (5.00 AF)
IRRIGATION FROM STORAGE (5.00 AF)
IRRIGATION (1.500 CFS)
Total Diversión: (1.500 CFS)
Date Filed: 4-26-1990
In: T06S R36E S28 SWNE SENE
SENW
75.0 ACRES TOTAL

29-07927
MILLER, E. PAUL
MILLER, PAULA E.
MILLER, MABLE
1657 W. BUCKSKIN RD.

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

21 June	19 90	19
28 June	19 90	19
	19	19
	19	19
	19	19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Sandra K. Wann

STATE OF IDAHO

COUNTY OF Bannock

On this 28th day of June in the year of 1990, before me, a Notary Public, personally appeared Sandra K. Wann known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

John L. Larsen
Notary Public for Idaho
Residing at Pocatello
My commission expires July, 1991

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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
	Grunsf	3/4	-		

*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

2. Measurements: Well Pump set at 220'
Stockwater 5 gal bucket filled in 22 seconds
Pump kicks on at 35 psi Kicks off at 60 psi
See comments page for system flow

E. NARRATIVE/REMARKS, COMMENTS

Pump-house and hydrant for stockwater, and 1" pvc pipe to 8 acres around house. John has a total of 20 acres near his home.

John waters one horse and two cows

Flow for irrigation

hose	→	5 gallon bucket	100 seconds	} add together = 49.96
1" pvc	→	5 gallon bucket	7 seconds	
hose	→	5 gallon bucket	73 seconds	
				15 gpm
				= 0.11 cfs

All 3 hoses were on and running as each was clocked and recorded.

~~60~~
2 ~~180~~ seconds
~~18~~
60

John owns a 20 acre parcel and irrigates spots here and there to total around 4 acres.

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

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q = 49.97 \text{ gpm} = 0.11 \text{ cfs}$$

$$Q @ 0.02 \text{ ft/acre} = 4 \text{ ac} (0.03 \text{ ft/acre}) = 0.12 \text{ cfs}$$

$$Q_{\text{LIMITED BY CAPACITY}} = 0.11 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{\text{LR}} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4 \text{ ac} (3.5) = 14.0 \text{ afa}$$

$$V_{\text{D.R.}} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.11 \text{ cfs} (214) 1.9835 = 46.7 \text{ afa}$$

$$V = \text{Smaller of } V_{\text{LR}} \text{ and } V_{\text{D.R.}} = 14.0 \text{ afa}$$

2. Volume Calculations for Other Uses:

$$V_{\text{Dom}} = 1.2 \text{ afa}$$

$$V_{\text{Stock}} = 0.1 \text{ afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	10/31	0.11 cfs	14.0 afa
Domestic (human)	1/1	12/31	0.04 cfs	1.2 afa
Stock water	1/1	12/31	0.02 cfs	0.1 afa
Totals:			0.11 cfs	15.3 afa

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 KETH C WILSON Date 2/22/2001

Reviewer _____ Date _____

SEAL

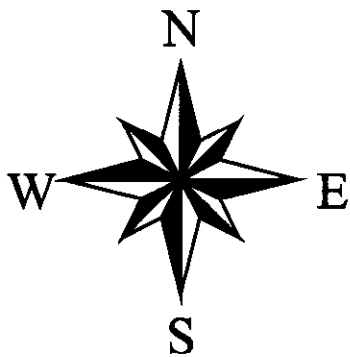
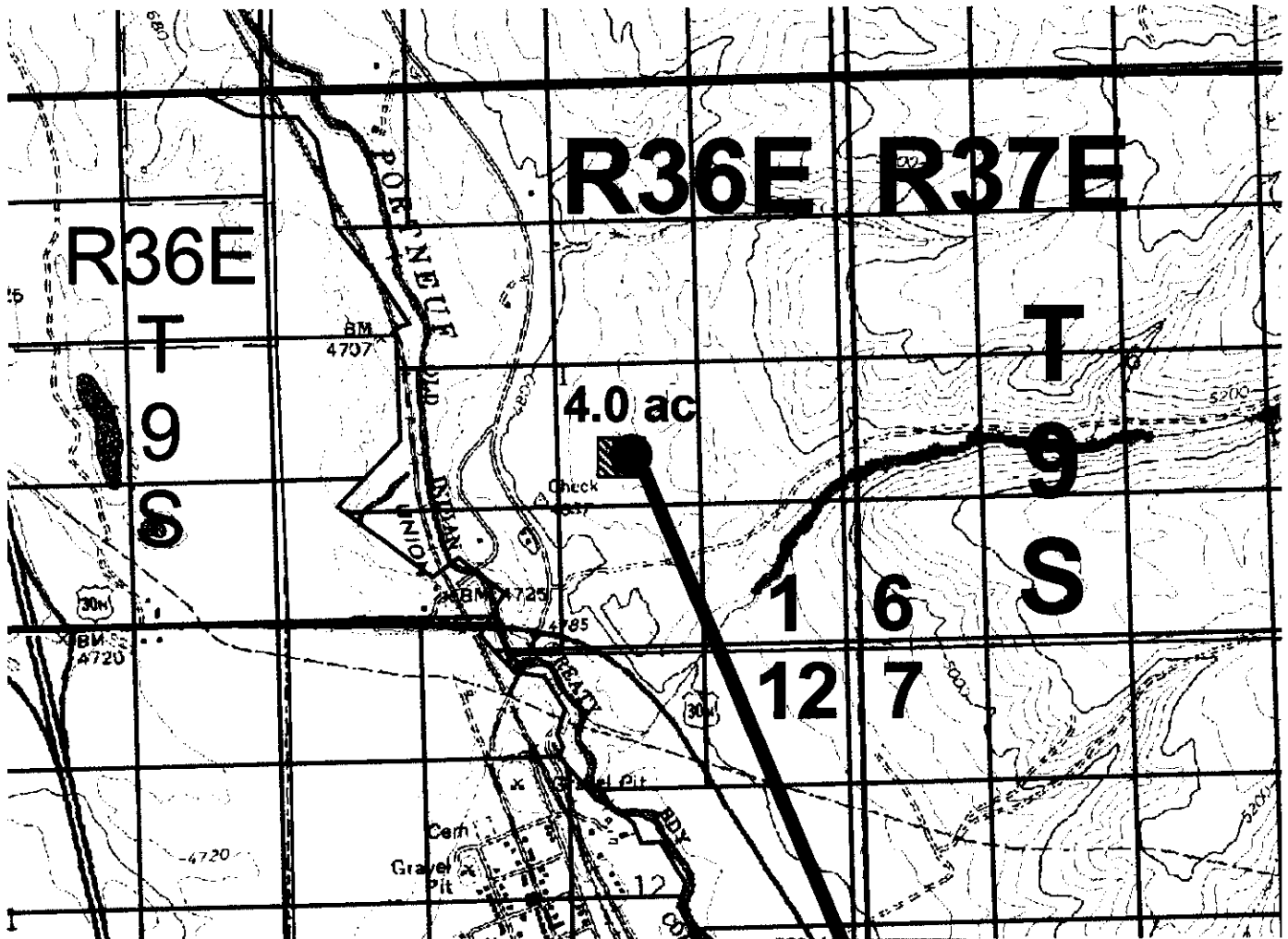
R36E

R37E

NAPP 16005-365

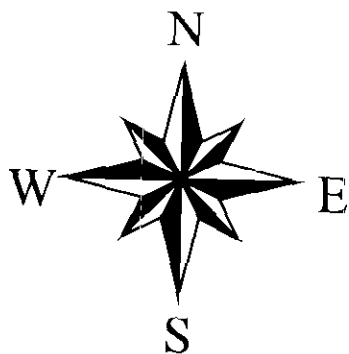
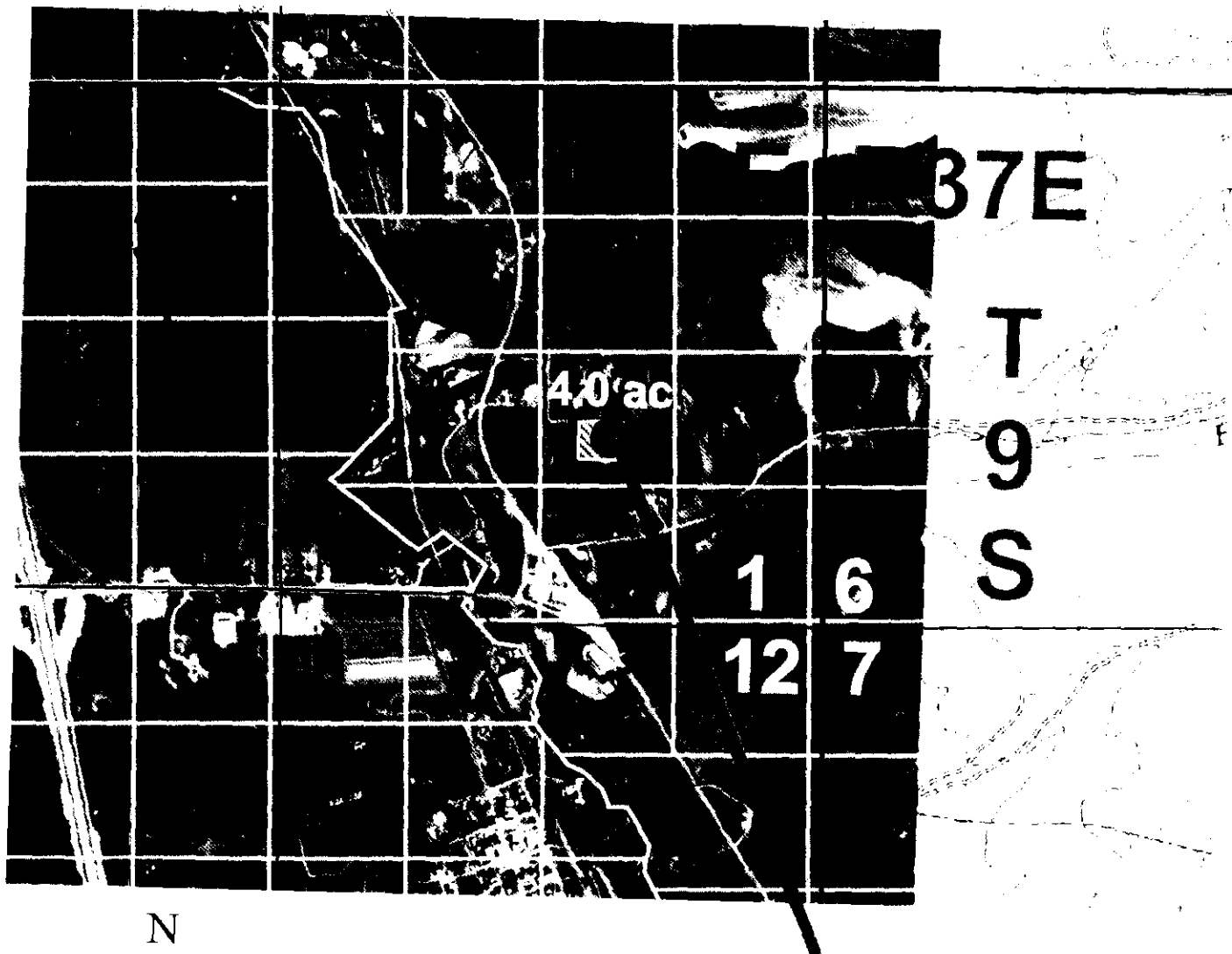
29-07915

A



Point of Diversion
& Place of Use

29-07915



Point of Diversion
& Place of Use

29-07915



POD

29-7915

October 4, 1991

JOHN PREBBANOW
6770 S. OLD HIGHWAY 91
MCCAMMON ID 83250

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07915

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,

Nina Shields
Secretary/Records Manager

c: IDWR - Region



NOV 15 1991

RECEIVED
AUG 26 1991For Office Use Only
Amt. of Fee \$ _____
Date _____
Receipt No. _____
Received by _____

STATE OF IDAHO

Department of Water Resources DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

Permit No. 29-07915 Telephone No. 254-3316
Name(s) of Permit Holder(s): John Prebbanow
Post Office Address: 6770 South Old Highway 91, McCammon, ID 83250
Source of Water: Drilled Well
If ground water, well driller's name: Dubbee Date drilled: 1981
Extent of Use:
Domestic 1 (No. of households) Irrigation 4 (No. of acres)
Stockwater 2 (No. and type of stock) Other _____
Total rate and/or volume for which proof is submitted .04 cfs _____ acre/feet

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

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

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

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes ☐ NoFee Enclosed: \$ 0 (See License Examination Fee Schedule)

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

John Prebbanow 254-3316
Name Telephone No.
6770 South Old Hwy 91 McCammon, ID 83250
Address

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.

NOV 15 1991

8-22-91
DateJohn Prebbanow
Signature (and title if on behalf of a company or organization)

138766
June 30, 1991

JOHN PREBBANOW
6770 S. OLD HIGHWAY 91
MCCAMMON, ID 83250

PROOF DUE NOTICE

RE: PERMIT NO. 29-07915

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, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

JUN 15 1991

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

JOHN PREBBANOW
6770 S. OLD HIGHWAY 91
MCCAMMON, ID 83250

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

RE: PERMIT NO. 29-07915

Dear Permit Holder:

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

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

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

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

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Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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SEP 04 1990

12-Jun-1990

JOHN PREBBANOW

MCCAMMON, ID 83250

RE: Application for Permit No. 29-07915

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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29-07915

PREBBANOW, JOHN
6770 S. OLD HIGHWAY 91
MCCAMMON, ID 83250

Source: GROUNDWATER

Diversion Pt: NWSE Sec 1 T 09S R 36E

Use: IRRIGATION	(.160 CFS)
DOMESTIC	(.040 CFS)
STOCKWATER	(.020 CFS)
Total Diversion:	(.160 CFS)

Date Filed: 4/12/ 1990

In: T09S R36E S01 NWSE

8.0 ACRES TOTAL

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