

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07903

Priority: April 17, 1990

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

8.0 AF

This is to certify, that ED COX
PATRICIA COX

2458 ADRIANNE WAY

AMERICAN FALLS ID 83211

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 8, 1990; and has submitted Proof of Beneficial Use on July 11, 1991. 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	0.04 CFS	8.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 36, Township 07S, Range 31E
POWER 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	31E	36	NESW	2		2

Total number of acres irrigated: 2

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 that 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 shall 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.

DEC 08 1997

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

WATER RIGHT NO. 29-07903

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Point of diversion and place of use known as Lot 7, Blk. 1, Sunbeam Creek Estates - West.

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 21st day of NOVEMBER, 1997


Acting for KARL J. DREHER, Director

NOT RECORDED
DEC 08 1997

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 29-7903 IN THE)
NAME OF ED & PATRICIA COX) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before June 1, 1991; and,

WHEREAS, the Department has notified the permit holders by certified mail that proof was due and instructed the permit holders of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department has notified the permit holders that the permit lapsed for failure of the permit holders to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

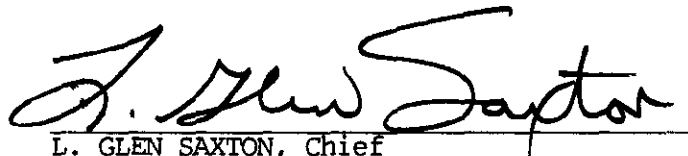
WHEREAS, the permit holders have provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on July 11, 1991;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 29-7903 be REINSTATED and the priority advanced to April 17, 1990.

Dated this 25th day of July, 1991.

MICROFILMED

JUL 31 1991


L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED

JUL 11 1991

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.

1. Permit No. 29-07903 Telephone No. 208-226-7805
2. Name(s) of Permit Holder(s): Edwin C Cox Patricia E Cox
3. Post Office Address: 2478 Adrienne Way - American Falls, ID 83211
4. Source of Water: well
- a. If ground water, well driller's name: Dubee Date drilled: 7 - 80
- b. Pump horsepower: 3.5 Pressure (psi): 70 Dynamic pumping level (ft.): 200

5. Extent of Use:

Domestic 1 (No. of households) Irrigation 2.0 (No. of acres)

Stockwater 2 (No. and type of stock) Other _____

cow/sheep

6. Total rate and/or volume for which proof is submitted 1.0 gals/min. .04 cfs _____ 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: \$ _____ (See License Examination Fee Schedule)

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

Edwin C Cox 226-7805
Name Telephone No.

2458 Adrienne Way Am. Falls IDA. 83211
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.

7-8-91
Date

Edwin Cox
Signature (and title if on behalf of a company or organization)

JUL 31 1991

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-07903

Proposed Priority: March 8, 1990

Maximum Diversion Rate:

0.04 CFS

This is to certify, that

ED COX

PATRICIA COX

2458 ADRIANNE WAY

AMERICAN FALLS, ID 83211

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

04/01 to 11/01

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENESW

Sec. 36, Township 07S, Range 31E
POWER County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

07S 31E 36

NESW 2

2

Total number of acres irrigated:

2

CONDITIONS/REMARKS:

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

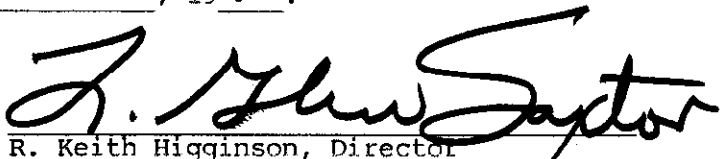
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

9th day of June, 1990

MICROFILMED

JUN 18 1990

for


R. Keith Higginson, Director

RECEIVED
MAR 8 1990

Ident. No. 29-7903

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant Ed or PATRICIA Cox Phone 326-7805
Post office address 2458 ADRIANNE WAY AMERICAN FALLS ID 83211
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 36 Township 7S Range 31E B.M. POWER County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for IRIGATION purposes from 4/1 to 11/1 (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) 0.04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. hose; 3hp pump
6 RAIN BIRD SPRINKLERS on one 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~~ ^{Existing} well diameter is 6 inches; proposed depth of well is 240 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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JUN 18 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	
7S	31E	36									2								2

Total number of acres to be irrigated 2

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

- Who owns the property at the point of diversion? APPLICANT
- Who owns the land to be irrigated or place of use? APPLICANT
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: system is used on 2 acres and surplus water for home as well. system completed and use started in 1980.

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JUN 18 1990

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.

JUN 18 1990

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.

Edmund Clark

(Applicant)

Received by AB Date 3/8/90 Time 11:58 AM Preliminary check by _____
Fee \$ 30.00 Receipted by AB # MO7d90 Date 3/8/90
Publication prepared by AB Date 4-19-26-90 Published in Lower Cnty Press
Publication approved Qu Date 5-10-90

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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JUN 18 1990

Affidavit of Publication

State of Idaho

County of Power

Erma Crompton being first duly sworn on oath, states:

That she is the publisher of The Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the 18 day of April 1990 and the date of last publication being the 25 day of April 1990

(Signed)

Erma Crompton

State of Idaho

County of Power

On this 26 day of April in the year of 1990, before me, a Notary Public, personally appeared Erma Crompton, 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 she executed the same.

Brett Crompton

Notary Public for Idaho

Residing at American Falls, Idaho

My commission expires: June 8, 1993

RECEIVED

APR 30 1990

Department of Water Resources
Eastern District Office

MICROFILMED

JUN 18 1990

Application for water right

Published in The Power County Press,
Apr. 18, 25, 1990.

NOTICE OF APPLICATION FOR WATER RIGHT

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

29-07891

ALBRETHSEN, JUSTIN D.
ALBRETHSEN, ROMA E.
1332 W. SIPHON RD.
POCATELLO, ID 83202

Source: GROUNDWATER

Diversion Pt: LOT 2 (NWNE) Sec 2 T
06S R 33E

Use: IRRIGATION (.120 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.160 CFS)

Date Filed: 2/1/1990

In: T06S R33E S02 Lot 2 (NWNE)
4.0 ACRES TOTAL

29-07902

ERICKSON, DEBORA
2861 S. STATE HWY 39
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: LOT 10 (NWSW) Sec 30
T 07S R 31E

Use: IRRIGATION (.060 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (0.080 CFS)

Date Filed: 2/5/1990

In: T07S R31E S30 Lot 10 (NWSW)
2.0 ACRES TOTAL

29-07903

COX, ED
COX, PATRICIA
2458 ADRIANNE WAY
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NENESW Sec 36 T 07S
R 31E

Use: IRRIGATION (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 3/8/1990

In: T07S R31E S36 NESW
2.0 ACRES TOTAL

The permit(s) will be subject to all
prior water rights. Protests may be
submitted based on the criteria of Sec.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

November 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ED COX
PATRICIA COX
2458 ADRIANNE WAY
AMERICAN FALLS ID 83211

RE: WATER RIGHT NO. 29-07903

Dear Water Right Holder(s):

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 or files an exception and/or brief 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.

RECORDED

DEC 08 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 any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

ENCLOSURE

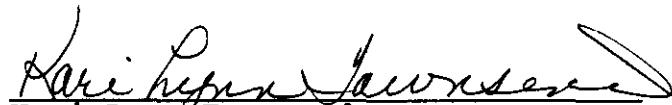
DEC 08 1997

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of November, 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. 29-07903

ED COX
PATRICIA COX
2458 ADRIANNE WAY
AMERICAN FALLS ID 83211


Kari Lynn Townsend
Secretary

RECORDED
DEC 8 8 1997

MEMORANDUM

TO: File 29-07903

FROM: Sharla

DATE: November 19, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 29-07903 are based on the following:

H. RECOMMENDATIONS

Irrigation	4/1 - 10/31	0.04 cfs	8.0 afa
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The standard irrigation season for this area is 4/1 - 10/31.

Examiner: Keith Wilson
Exam Date: July 24, 1997

LICENSING
DEC 23 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 11 1997

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 29-07903

1. Owner: Ed or Patricia Cox Phone No. 226-7805

Current Address: 2458 Adrienne Way AMERICAN FALLS Id 83211

2. Accompanied by: Patricia Cox EXAM DATE: 7-24-97

Address: SAME Phone No. 226-7805

Relationship to Permit Holder: PERMIT HOLDER

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
		NE	NE	SW	36	7S	31E	Power	USGS Map/Sub division Plat/Aerial

2. Place(s) of Use:

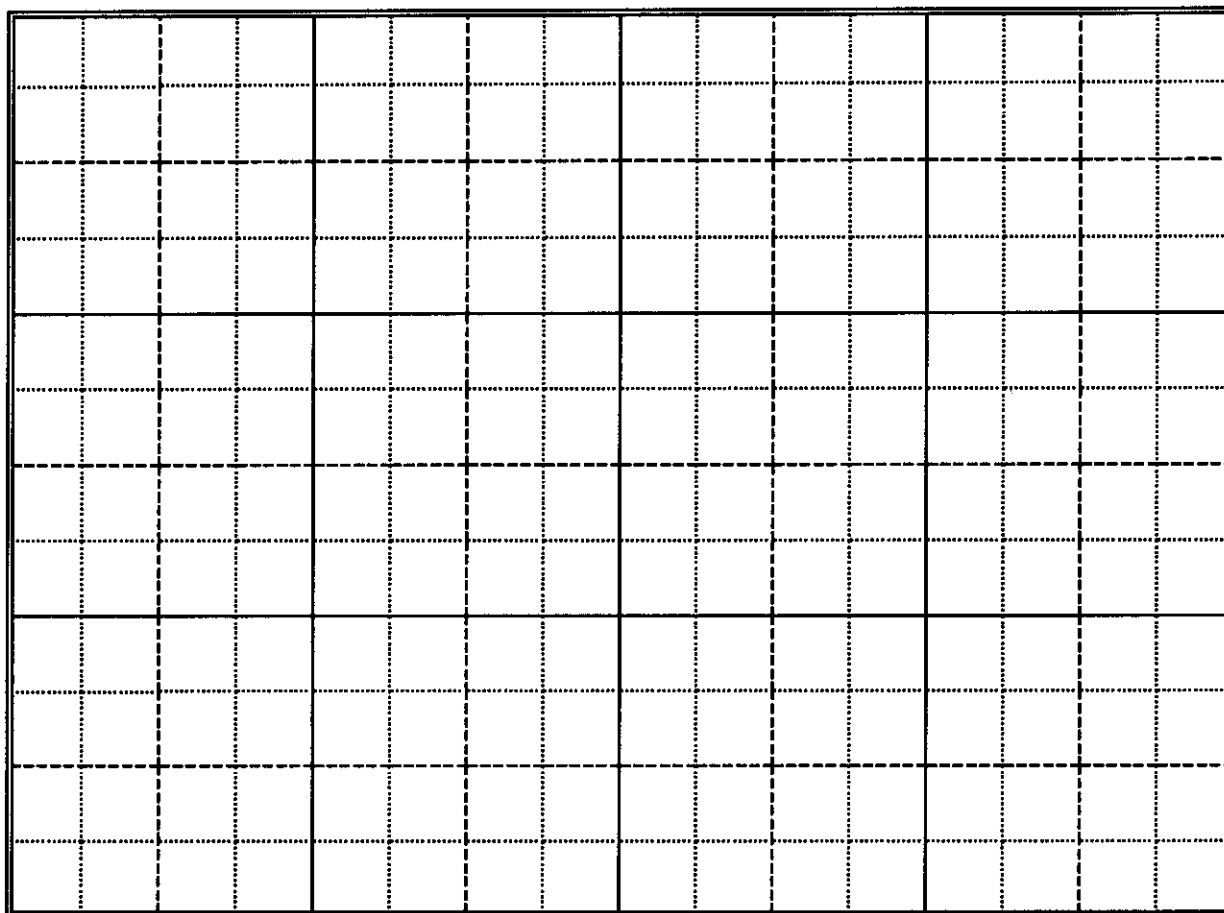
Indicate Method of Determination Aerial Photo

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7S	31E	36									2								2
																			2

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DEC 08 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
	FRANKLIN Electric	3hp	Model # 8283028103	—	—

*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
PRESSURE Gage		RAINBOW			0-160	—

2. Measurements: 3 - 5/32" sprinkler @ 52 PSI Q = 0.04 cfs
1 - 5/32" sprinkler @ 62 PSI Q = 0.01 cfs

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DEC 08 1997

E. NARRATIVE/REMARKS/COMMENTS

Well pump mainline to single domestic home & sprinkler

P/u aka Lot 7 Block 1 Sunbeam Creek Estates - West.

$$Q_{THEORETICAL} = \frac{3hp(8.814)(67)}{200' + (65\text{ PSI} \times 2.308)} = 0.05\text{ cfs}$$

$$hp = 3$$

$$eff = 0.70$$

$$\text{LIFT} = \text{STATIC} + \text{ASSUMED DRAWDOWN} = 140' + 60' = 200'$$

PSI = 65 PSI ASSUMED SINCE NOZZLE PRESSURE MEASURED @ 62 PSI

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

MICROFILMED
DEC 08 1997

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

$$Q_{TOTAL} = 0.04 cfs + 0.01 cfs = 0.05 cfs$$

$$Q_{LIMITED} = 0.04 cfs$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2 ac \times 4.0 = 8.0 afa$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days In Irrigation Season}) \times 1.9835 = 0.04 cfs (214) 1.9835 = 17.0 afa$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 8.0 afa$$

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		
IRRIGATION	4/1	11/1	0.04 cfs	8.0 afa
Totals:			0.04 cfs	8.0 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

KEITH C. WILSON

Date

7-28-1997

Reviewer _____

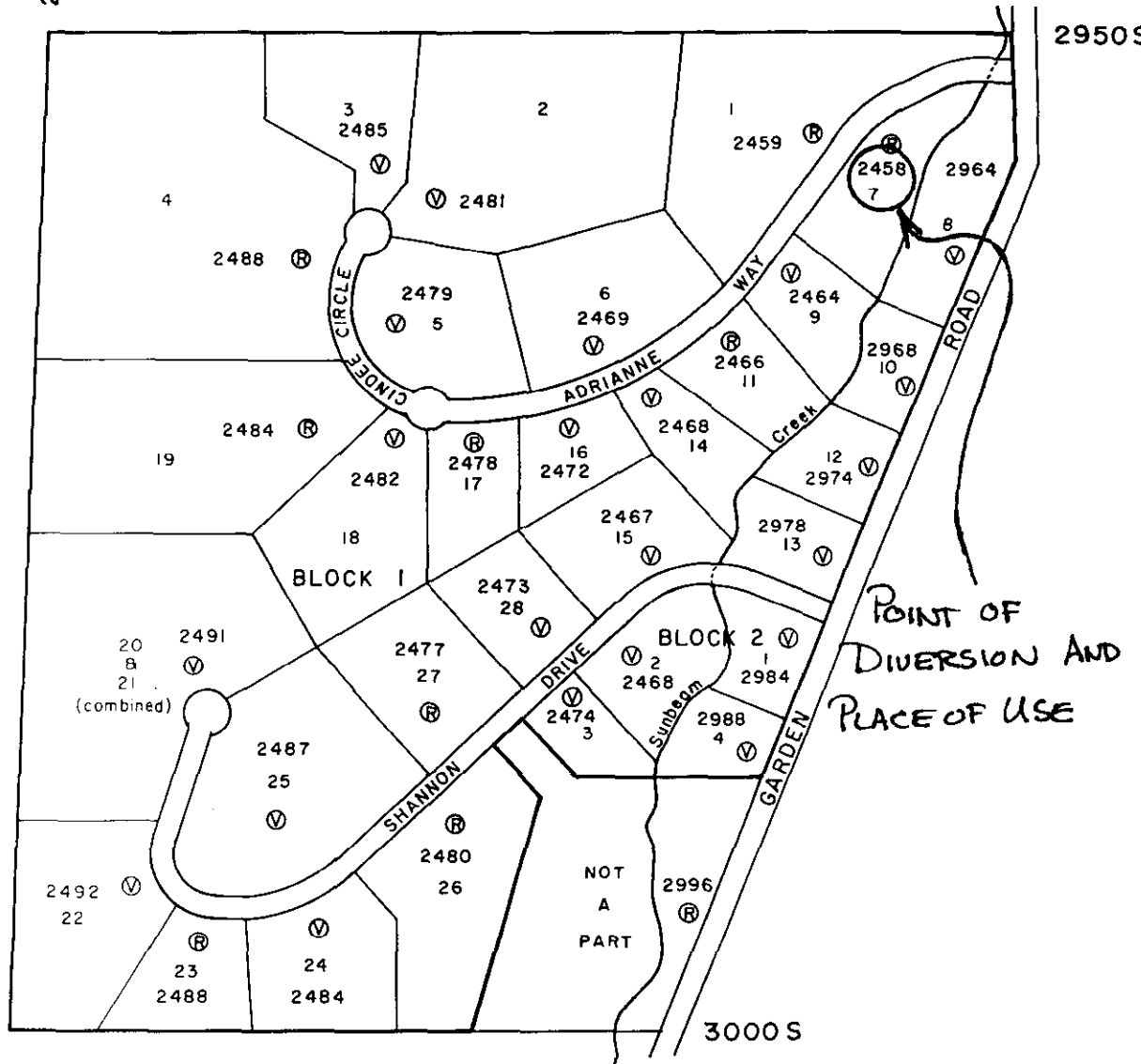
Date _____

SEAL

RECORDED
DEC 08 1997

2500W

2950S



SUNBEAM CREEK ESTATES-WEST

Sec. 36, T.7S. R.31E.

29-07903

FILED
DEC 9 8 1997

WELL



POINT OF DIVERSION AND
PLACE OF USE

29-07903

26 25
35 36

R31E
T
7
S

25
36

Garden Rd.

9-
245.1

11- 36

T
7
S

R31E

POINT OF DIVERSION
PLACE OF USE

29-07903

July 26, 1991

ED COX
PATRICIA COX
2458 ADRIANNE WAY
AMERICAN FALLS, ID 83211

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07903

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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

Enclosure

MICROFILMED

JUL 31 1991

2458 Admire Way
Am. Falls, Id 83211

JUL 21 1991

RECEIVED



Dept of Water Resources
1301 North Orchard St.
State house Mail
Boise, Id

83720-9000

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

June 4, 1991

ED COX
PATRICIA COX
2458 ADRIANNE WAY
AMERICAN FALLS, ID 83211

LAPSE NOTICE

RE: PERMIT NO. 29-07903

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated March 31, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

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JUL 31 1991

CERTIFICATION OF MAILING

I hereby certify that on 6-11-91
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

138258
March 31, 1991

ED COX
PATRICIA COX
2458 ADRIANNE WAY
AMERICAN FALLS, ID 83211

PROOF DUE NOTICE

RE: PERMIT NO. 29-07903

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 June 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.

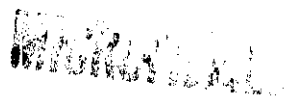
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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


JUL 31 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
June 4, 1990

ED COX
PATRICIA COX
2458 ADRIANNE WAY
AMERICAN FALLS, ID 83211

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

RE: PERMIT NO. P29-07903

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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JUN 18 1990

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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JUN 18 1990

19-Apr-1990

Ed or Patricia Cox
2458 Adrienne Way
American Falls, ID 83211

RE: Application for Permit No. 29-7903

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 Power County Press on April 19 & 26, 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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JUN 18 1990

29-07903

COX, ED
COX, PATRICIA
2458 ADRIANNE WAY
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NENESW Sec 36 T 07S R 31E

Use: IRRIGATION (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 3/ 8/ 1990

In: T07S R31E S36 NESW

2.0 ACRES TOTAL

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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 MAY 7, 1990.

R. Keith Higginson, Director

Published 4/18/1990 & 4/25/1990

REPRODUCED

JUN 18 1990