

Identification No. 11 7045

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant William Stalder
post office address 242 Washington, Montpelier, Ida 83258
2. Source of water supply Ground Water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 14 Township 16S
Range 43E B.M. Beat Lake County; additional points of diversion if any: Fr of Lot 6
- b. If water is not consumed, it will be discharged into No discharge at a point in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 20 cfs for Domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Domestic Piping
- ~~Nil~~ b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 8 inches; proposed depth of well is 75 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$~~2500~~ 2500.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 14 Township 16S
Range 43E B.M. (1.83 Acres) domestic purposes for 6 families on Fr Lot 6
- ~~Nil~~ (2) Amount of power to be generated: _____ hp under _____ feet of head.
- ~~Nil~~ (3) List number of each kind of livestock to be watered None
- ~~Nil~~ (4) Name of municipality to be served None, or number of families to be supplied with domestic water 6
- ~~Nil~~ (5) If water is to be used for other purposes describe: None

11 7045

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11

Nil b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion William & Jamie Stalter

Nil b. Who owns the land to be irrigated or place of use _____

Nil c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. None.

10. Remarks This is for a well to serve 6 families for domestic purposes only
is a small sub-division, I have answered those questions that pertain to a
well for household use as none will be used for irrigation or other purposes
The well driller is Bert Westlake, Baxnington, Idaho.

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

Sec. 4

Fm. Lot 6

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.

William G. Stalder
(Applicant)

Proposed Priority 11-8-1973

11 7045

MB 11-8-73

Received by MB Date 11-2-73 Time 10:25

Preliminary check by NKY Fee \$ 10.00

Received by MB Date 11-8-73 Receipt # 12623

Publication prepared by MB Date 11-8-73

Published in The News-Examiner

Publication dates 11/15 + 11/22/73

Publication approved CB Date 12/12/73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NKY W DF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 11-7045, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 78.

c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 24th day of December 19 73.

R. Fred Higin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	NCY	11/8/73	Application No. <u>11-7045</u> <u>STALDER</u>
(2)			☐ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature <u>OK more specific</u> ☒ Fee
(3)	"	"	In form to receipt <u>yes</u>
	"	"	Send Copies to: ☒ Idaho State Health Department <u>BURNARD</u> ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	"	"	☐ Request Special Use Permit from U.S.F.S. ☒ Request Easement from B.L.M. <u>N.A.</u> ☐ Request Information from Applicant
(5)	"	"	In form for advertising <u>yes</u>
(6)	"	"	Located within Water District No. <u>N.A.</u>
(7)	"	"	Critical groundwater area: yes ☐ no ☒
(8)	"	"	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>No obs well - no develop</u> ☐ Increasing (comment) _____
(9)	"	"	Comments: _____
(10)	MB	12/12/73	Affidavit of Publication received (date) <u>December 12, 1973</u>
(11)	MB	12/3/73	Final date for protests <u>December 3, 1973</u> Protests received: yes ☐ no ☒
(12)	MB	12/3/73	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(13)	NCY	12/12/73	All requested information received from agencies or applicant yes ☒ no ☐
(14)	"	"	Action recommended: ☒ Approve Priority <u>11/8/73</u> ☐ Deny Reason for Reduction <u>Fee</u> ☒ No Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>5</u>	By <u>NCY</u>	Date <u>12/12/73</u>

11 7045

RECEIVED
DEC 14 1973
Department of Water Administration

RECEIVED

THE NEWS-EXAMINER
MONTPELIER, IDAHO

DEC 12 1973
MB

Department of Water Administration
Eastern District Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Bear Lake,) ss.

W. Jerome Taylor

being first duly sworn, deposes and says
he is Publisher and Foreman of the
News-Examiner; that the said News-Examiner
is a weekly newspaper published at Montpelier,
County of Bear Lake, State of Idaho, of general
circulation in said County and State.

That the notice attached was published in
the said News-Examiner, and not in a
supplement, for two
~~successive~~ weeks, commencing with the issue
dated November 15, 1973
and ending with the issue
dated November 29, 1973

W. Jerome Taylor
Publisher and Foreman.

Subscribed and sworn to before me this 10th day of December, 1973

Rola E. Jones

Notary Public.

My Comm expires 8-10-75

11 7045

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that William Stalder, 242 Washington, Montpelier, Idaho has on November 8, 1973 submitted Application No. 11-7045 for a permit to appropriate 0.20 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 16S, R. 43E, B. M. Bear Lake County; to be used from January 1 to December 31 for domestic purposes for 6 families within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 16S, R. 43E, B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before December 3, 1973.

R. KEITH HIGGINSON
Director

Published in The News-Examiner,
Montpelier, Idaho on November 15
and November 22, 1973.

(n-15/29)

1515 Lincoln Road

November 2, 1973

Mr. William C. Stalder ,
242 Washington
Montpelier, ID 83254

Dear Mr. Stalder:

We are returning the incomplete Application for Permit that you submitted to this office on November 1, 1973. The form must be filled out completely as indicated in the attached instructions and also the filing fee must be submitted with the application. The fee schedule is on page 4 of the instructions. You indicated that the proposed well will serve six families for domestic purposes. The Department will accept a maximum appropriation of 0.24 c.f.s. for the domestic use of 6 families. The well must be located on the plat of Item 11 within the nearest 40 acres subdivision, as does the place of use. From the time your application is accepted, you have a maximum of 5 years in which to file proof of beneficial use.

If you need further help in filling out the enclosed application, we will be happy to help you at our Idaho Falls Office at your convenience.

Very truly yours,

RONALD CARLSON
Assistant to the District Engineer

RC:mb

Enclosures

11 7045

1515 Lincoln Road

November 2, 1973

Mr. William C. Stalder
242 Washington
Montpelier, ID 83254

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If you need further help in filling out the enclosed application, we will be happy to help you at our Idaho Falls Office at your convenience.

Very truly yours,

RONALD CARLSON
Assistant to the District Engineer

RC:mb

Enclosures

11 7045

1515 Lincoln Road

November 8, 1973

C Re: Application for Permit No. 11-7045

O Mr. William Stalder
242 Washington
Montpelier, ID 83254

Dear Mr. Stalder:

P Attached herewith is departmental receipt No. 12623 in the amount of \$10.00 for the above referenced application which was received in this office under the above date.

Very truly yours,

Y NORMAN C. YOUNG
District Engineer

NCY:mb

Attachment:

11 7045

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that William Stalder,
242 Washington, Montpelier, Idaho
has on 11/8/73 submitted Application No. 11-7045
for a permit to appropriate 0.20 cubic feet per second ~~acres feet per annum~~
of water from a ground-water source
by means of well and pump
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 16S, R. 43E, B.M. Bear Lake County;
to be used from Jan. 1 to Dec. 31
for domestic purposes for 6 families
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 16S, R. 43E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before December 3, 1973.

R. KEITH HIGGINSON
Director

Published in the News-Examiner, Montpelier, Idaho
on November 15 and November 22, 1973.

11 7045

AW-L.
AW-L.
AW-L.

XXXXXXXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

November 9, 1973

Re: Application for Permit No. 11-7045 William Stalder

The News-Examiner
P. O. Box 278
Montpelier, ID 83254

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 12-12-73 by MB

NCY:mb
Enc: Legal Notice (1)

11 7045

**NOTICE OF APPLICATION
FOR WATER PERMIT**

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If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before December 3, 1973.

R. KEITH HIGGINSON
Director

Published in The News-Examiner,
Montpelier, Idaho on November 15
and November 22, 1973.

(n-15)22

11 7045

1515 Lincoln Road

November 13, 1973

C Re: Application for Permit No. 11-7045

O Howard Burkhardt
Sr. Public Health Engineer
Idaho Dept. of Health
316 North 7th Street
Pocatello, ID 83201

Dear Mr. Burkhardt:

P We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, please submit them to our Department as soon as possible. We normally complete the processing of an application with a 3-week period and we are required to take final action shortly thereafter.

Y If we may be of further assistance, please contact us.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

Enclosure

11 7045

1515 Lincoln Road

December 3, 1973

C
Re: Application for Permit No. 11-7045

O
Mr. Leland Christensen
Bear Lake Regional Comm.
Fish Haven, Idaho 83261

P
Dear Mr. Christensen:

Pursuant to your telephone request of November 30, 1973, enclosed please a copy of the above referenced application for permit.

If we can be of further assistance, please do not hesitate to contact us.

Y
Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

Enclosure

11 7045

1515 Lincoln Road

December 5, 1973

C
Re: Application for Permit No. 11-7045 Stalder

O
The News-Examiner
P. O. Box 278
Montpelier, ID 83254

Gentlemen:

P
Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on November 15 and November 22, 1973.

Your cooperation in this matter is greatly appreciated.

Y
Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

11 7045

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2190



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

December 27, 1973

Re: Permit No. 11-7045

William Stalder
242 Washington
Montpelier, Idaho 83254

Dear Mr. Stalder:

Enclosed is a copy of your approved Application for Permit No. 11-7045. We direct your attention to the conditions of approval as listed on the fourth page.

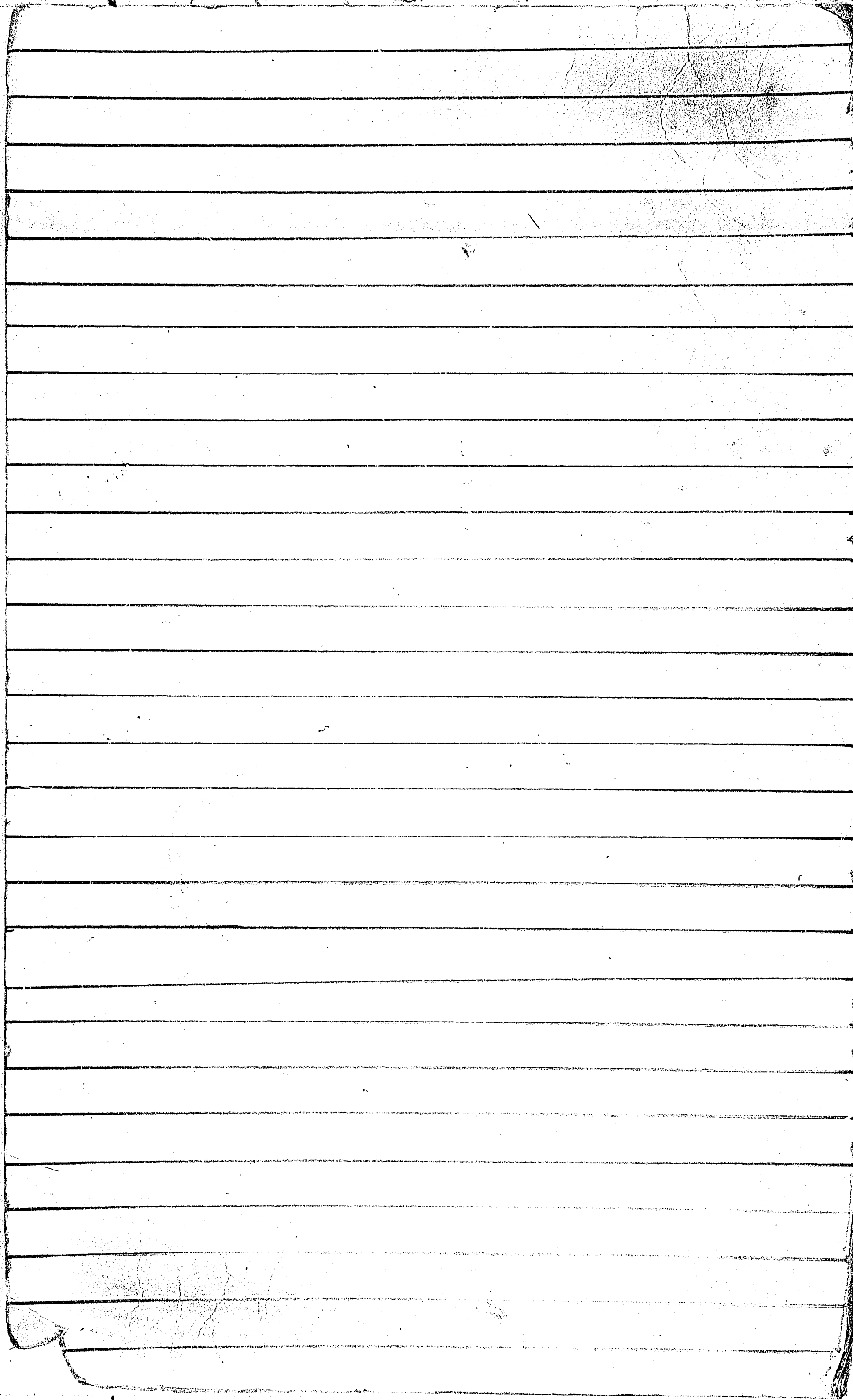
Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

11 7045



RECEIVED

OCT 10 1978
Department of Water Resources

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

I, William C. Stalder, hereby assign to Dr. E. L. Wilkinson & David Horne
of 1171 Jaren Circle, S.R.C., Utah 84120 1145 W. 45th St., S.L.C., Utah 84120
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 11-7045
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 5 day of October, 19 78.

I mailed the other papers to
new-owner and don't have number
of record of permit. You'll have to
fill it in.

WCS

William C. Stalder
Permit Holder

Jamie Stalder
Spouse of Permit Holder

State of Idaho)
County of Bear Lake) ss.

On this 5 day of October, 19 78, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Jamil Stalder
Notary Public residing at
Frontier, Ida

My commission expires:
Life time



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

100201

September 30, 1978

Re: Permit No. 11-7045

William Stalder
242 Washington
Montpelier, ID 83254

Dear Mr. Stalder:

One of the conditions of approval of your water Permit No. 11-7045 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

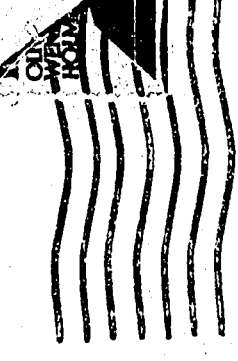
If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.

RITA FLECK
Water Rights

Encl: Proof affidavit

WILLIAM G. STALDER
412 N. S.
MONTPELIER, IDA.
83254



State of Idaho
Dept. of Water Resources
Statehouse
Boise, Idaho 83720

Rita
11-7045

OCT 3 1978
RECEIVED

Dept. of Water Resources
Boise, Idaho

Department of Water Resources

Gentlemen,

In regards to the Proof Affidavit that was sent to us by Certified Mail in regards to Permit No. 11-7045, I desire to inform you that we sold this property we put the well on before we had developed it. The water was for culinary purposes only to supply from 4 to 8 homes or possibly more when we applied. What the new owners plan, I do not know, but we have forwarded the papers on to them so that they can contact you or fill out the form.

The new owners are E.L. Wilkinson and David Horne. Wilkinson is an heart specialist and Horne is in the Construction business.

Dr. E.L. Wilkinson
1171 Jaren Circle
S.L.C. Utah 84120

David Horne
Horne Constr. Co.
145 W. 45th So.
S.L.C. Utah

Sincerely,

William Stalder
412 No. 2th
Montpelier, Idaho 83254

October 3, 1978

William Stalder
412 N. 5th
Montpelier, ID 83254

Dear Mr. Stalder:

Re: Permit No. 11-7045

This office acknowledges receipt of your letter dated October 2, 1978 in which you inform us that you have sold the property on which the above referenced permit was proposed on.

Please be advised that a permit is personnel property and the permit is still legally in your name. To assign the permit to the new owners, complete the enclosed assignment form.

If you have any questions concerning this matter, please contact this office.

Sincerely,

RITA FLECK
Secretary

Enc: 1

October 13, 1978

Dr. E. L. Wilkinson
1171 Jaren Circle
Salt Lake City, UT 84120

and

David Horne
145 W. 45th S.
Salt Lake City, UT 84120

Dear Dr. Wilkinson:and Mr. Horne:

Re: Permit No. 11-7045

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the Department's records.

Sincerely,

JAN GROVER
Water Rights Supervisor

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

JAN 24 1979
Department of Water Resources

David M. Horne &
Dr. Ernest L. Wilkinson

(Name)

of 145 West 4500 South

(Address)

State of Utah, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to appropriate the Public Waters of the State of Idaho No. 11-7045.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before December 1,, 19 78.

That he has heretofore performed the following work described under said permit: The water system is presently installed. The pump house is in but the pump is not yet installed because Utah Power & Light have not completed their electrical installation. They will complete in the spring of 1979

Costing \$ Aprox. 8,000.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: The property was purchased after the majority of the term had elapsed and we have not had sufficient time to complete our development.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to December 1,, 19 83.

(Signature)*

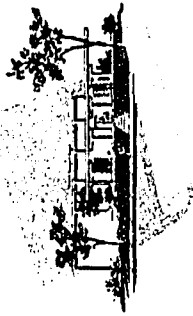
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to December 1, 1983.

IT IS FURTHER ORDERED that the permit be reinstated and the priority advanced to December 3, 1973, pursuant to Section 42-218a, Idaho Code.

Signed this 29th day of January, 19 79.

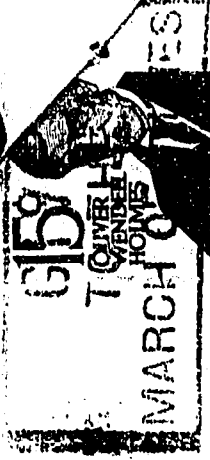
J. Glen Sayton
Chief, Operations Bureau



Home Construction Corporation

GENERAL CONTRACTORS

145 WEST 4500 SOUTH • P.O. BOX 7880 • SALT LAKE CITY, UTAH 84107



Attn: Rita Fleck

State of Idaho
Department of Water Resources
State Office
373 West Franklin Street
Boise, Idaho



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

December 8, 1978

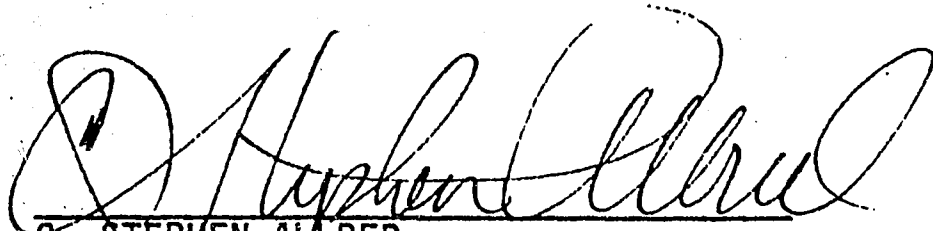
David Horne
145 W. 45th S.
Salt Lake City UT 84120

Re: Permit No. 11-7045

Dear Mr. Horne:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 11-7045 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated September 30, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.


C. STEPHEN ALLRED
Director

CSA:jfr

Encl.



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

December ⁸ 8, 1978

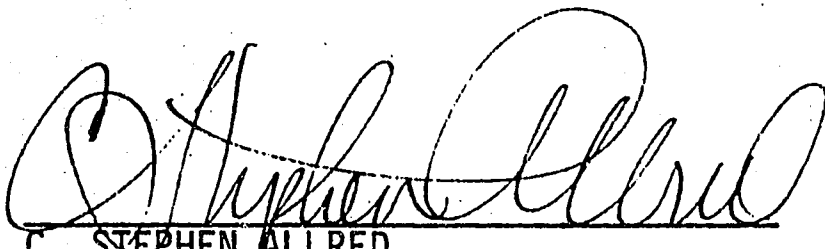
Re: Permit No. 11-7045

Dr. E.L. Wilkinson
1171 Jaren Circle
Salt Lake City UT 84120

Dear Dr. Wilkinson:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 11-7045 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated September 30, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.


C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE**

1. a) Name of permit holder David M. Horne & Dr. Ernest L. Wilkinson
b) Post office address 145 West 4500 South, Salt Lake City, Utah 84107
2. Permit number 11-7045
3. Date of priority that you are prepared to establish 11-8-73
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: N.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$, Section 14
Township 16 S, Range 43 E Boise Meridian. Other points of diversion: Bear Lake,
Idaho
5. a) The amount of water and use to which the water has been applied:
Amount .20 CFS for Domestic purposes from Jan 1. to Dec. 31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
b) Total amount appropriated .20 CFS cfs and/or acre-feet per annum.
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:

6. If the means of diversion and conveyance are owned by someone other than the permit holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
Domestic Piping

b) Describe the agreement of understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):
8" Well Casing

b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)
None installed.

c) Give well driller's name and address and the date the well was completed: _____

Bert Westlake, Bennington, Idaho

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

Domestic use including landscaped areas.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

None

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

10. Remarks: The water system is presently installed. The pump house is in but the pump is not installed because Utah Power & Light have not completed their electrical installation yet. They will complete in the spring of 1979.

The above information is a true statement of the extent to which the above numbered permit has been developed.

12-14-79
(Date)

David M. Horne
(Signature)
DAVID M. HORNE

State of Utah)
County of Salt Lake) ss.

On this 19th day of December, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires 10/7/80

James Nichols
Notary Public
Residing at Salt Lake City



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

October 13, 1978

Dr. E. L. Wilkinson
1171 Jaren Circle
Salt Lake City, UT 84120

and

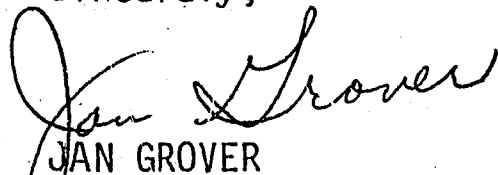
David Horne
145 W. 45th S.
Salt Lake City, UT 84120

Dear Dr. Wilkinson:and Mr. Horne:

Re: Permit No. 11-7045

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the Department's records.

Sincerely,


JAN GROVER
Water Rights Supervisor



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

December 6, 1978

Re: Permit No. 11-7045

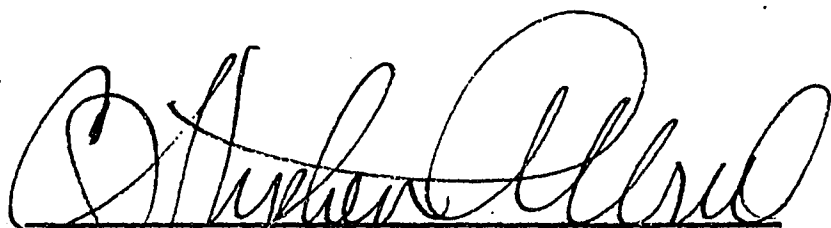
Dr. E.L. Wilkinson
1171 Jaren Circle
Salt Lake City UT 84120

RECEIVED
DEC 26 1978
Department of Water Resources

Dear Dr. Wilkinson:

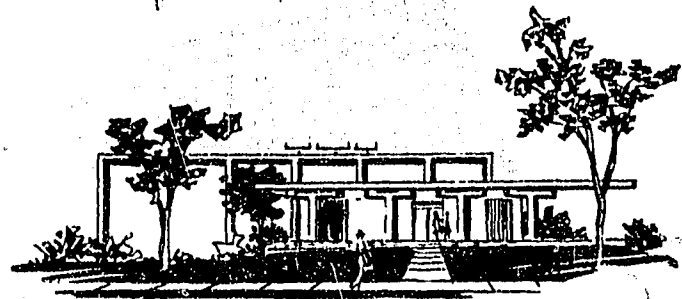
You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 11-7045 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated September 30, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.


C. STEPHEN ALLRED
Director

CSA:jfr

Encl.



Horne Construction Corporation

GENERAL CONTRACTORS

145 WEST 4500 SOUTH • P.O. BOX 7880 • SALT LAKE CITY, UTAH 84107

PHONE 262-6222



December 21, 1978

Mr. C. Stephen Allred
State of Idaho
Department of Water Resources
State Offices
373 West Franklin Street
Boise, Idaho 83720

Dear Mr. Allred:

Dr. Wilkinson just forwarded to me the enclosed letter of December 6, 1978 from your office.

I have filled out the form and it is enclosed. We would hope that the permit can be reinstated.

I am aware that ignorance of the law is no excuse, but I had no knowledge that our permit had to be extended until we received your notice of default. As you are aware the property was purchased from the Stalder's and they did not inform us of this requirement.

Presently our subdivision has been approved and accepted by all the necessary governmental agencies, our water and sewer collection systems have been installed and we are presently waiting for the Power Co. to install the underground power so that we can install our pumps and finish up our systems. Four families are planning to build homes on the property this coming year.

Thank you for your consideration in this matter and if any additional information is needed please notify me.

Sincerely,

David M. Horne,
Partner

DMH:se

RECEIVED
DEC 26 1978
Department of Water Resources

January 16, 1979

David M. Horne
Horne Construction Corp.
P. O. Box 7880
Salt Lake City, UT 84107

Dear Mr. Horne:

Re: Permit No. 11-7045

Pursuant to our telephone conversation of this date, enclosed is the Request for Extension of Time form. Please complete it and return it to this office to keep the above referenced permit in good standing.

Please be advised that the Department will withdraw the proof of beneficial use affidavit you submitted as soon as the extension request is received.

If you have any questions concerning the completion of this form, please contact this office.

Sincerely,

RITA FLECK
Secretary

Enc: 1

February 1, 1979

David M. Horne and
Dr. Ernest L. Wilkinson
145 West 4500 South
Salt Lake City, UT 84107

Gentlemen:

Re: Permit No. 11-7045

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to December 1, 1983. Also, please be advised that your permit has been reinstated and the priority advanced to December 3, 1973.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rf

Enc: 1

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 11-7045 Priority December 3, 1973 Amount 0.10 cfs
(Late Proof)

THIS IS TO CERTIFY, that Dr. E. L. Wilkinson & David Horne
of Salt Lake City, Utah, has complied with the terms and conditions of Permit
No. 11-7045 issued pursuant to Application for Permit dated November 8, 1973,
and has submitted proof to the Department of Water Resources on August 19, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.10 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> <u>(6 Units)</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.10</u> cfs and	<u>3.6</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.10 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3.6 acre feet per year, said waters to be diverted within the Gov. Lot 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$)
Section 14, Twp 16S, Rge. 43E in the County of Bear Lake

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
16S	43E	14																	

Total number of acres irrigated _____

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, **Idaho Code**, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license 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 license 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 license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 4TH day of DECEMBER, 19 86.

Acting for the Director

Norm C. Young

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 11-7045.

Name(s) of Permit Holder: David M. Horne / Ernest L. Wilkinson

Post Office Address: P.O. Box 2370
Salt Lake City, UT 84110 Tel. No. 364-3339

Source of Water: Well
Extent of Use: ☒ Domestic 8 (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No
Access Port: Required? ☐ Yes ☒ No Installed? ☒ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

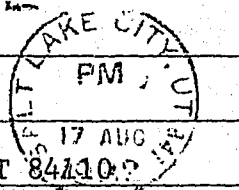
Aug 17 1982
Date

[Signature]
Signature of Permit Holder

David M. [redacted] ne

P.O. Box 2370

Salt Lake City, UT 84110



RECEIVED

AUG 19 1982

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

October 26, 1982

David M. Horne
Ernest L. Wilkinson
P.O. Box 2370
Salt Lake City, Utah 84110

RE: Permit No. 11-7045

Dear Sirs:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☒ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

COLLEEN WRAY
Adm. Secretary

RECEIVED

Department of Water Resources
Permit No. 11-7045

Phone No. 531-0459

1. Owner: David Horne / Ernest Wilkenson Phone No. 531-0459
Current Address: P.O. Box 2370 Salt Lake City, UT 84110

2. Accompanied by: Mrs. Watkins EXAM. DATE: 8-07-84
Address: Fish Haven Phone No. 945-2375
Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
well/pump with lines to 8 homes (well is 270' deep)
(only 6 homes applied for on permit)
Call Earls Pump 801-752-1690
for info on well - No Longer in Business
HWT 2-10-86

6.	Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

7. Measurements Theoretical ☐ Additional data/computation sheets attached

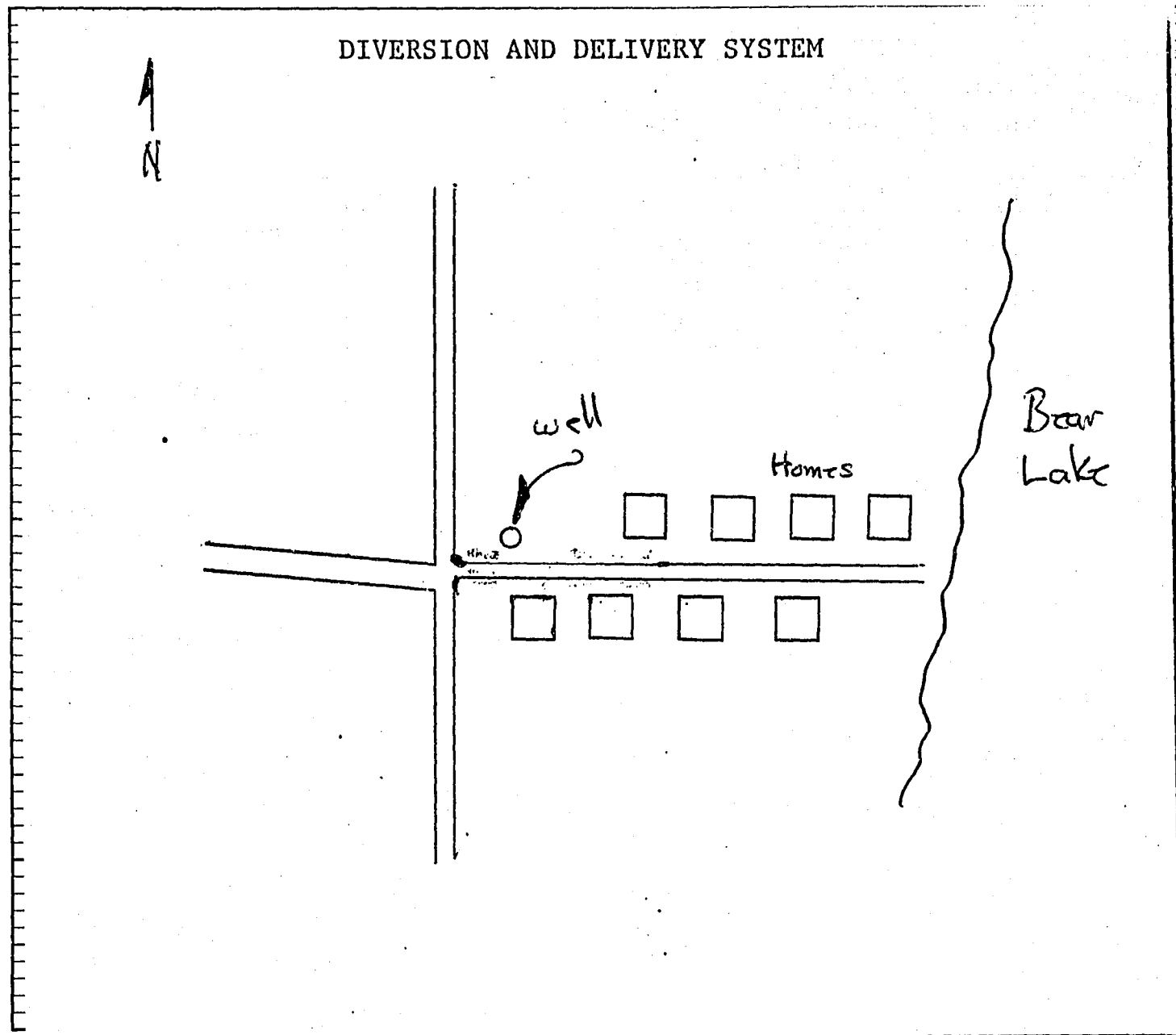
8. Point(s) of Diversion: Indicate Method of Determination USGS MAP

Ident #	1/4	1/4	1/4	Sec.	Twp.	Rge.	Survey Information from Known Corner	County	Remarks
		NWSE		14	16S	43E	Location appears to be L-3 but my plat map is unclear as to lot boundaries. Permit say L-6 and County assessor feels L-6 is correct also	Brew Lake	

9. Place(s) of Use: Irrigation - give acres served by system at time of exam.
Indicate Method of Determination _____

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16S	43E	14														X			
																D/6			
																L-6			
Total Acres _____																			

10. Other water rights on these lands N.A.
11. Other water right diverted from same p.d. N.A.
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

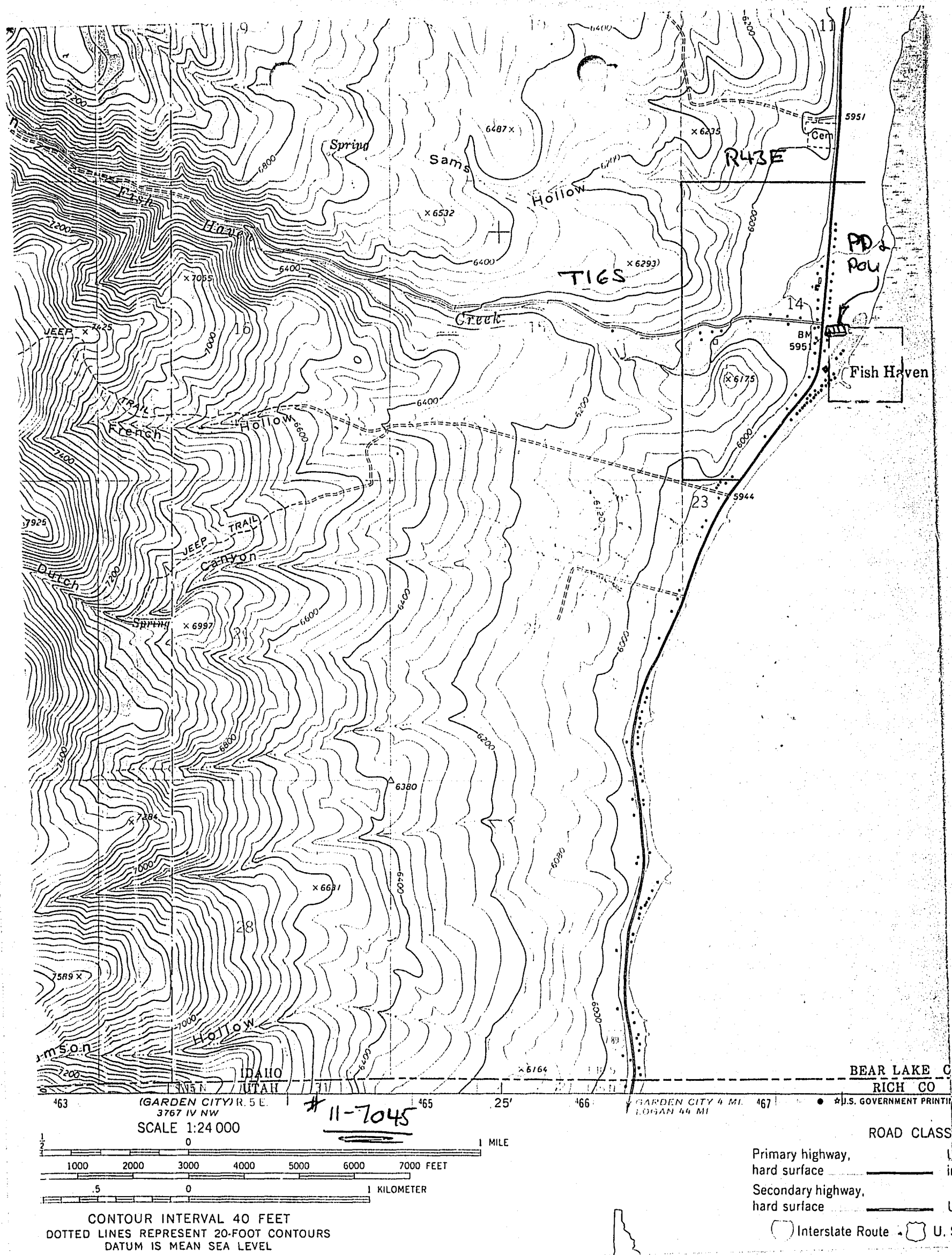
- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☒ None
☐ Other

16. Examiner's/Consultant's Signature H. W. Jones Date 3-14-86
Consultant's License Number _____
IDWR Director's Authorization to Conduct
Beneficial Use Examination _____

Date

CONSULTANT SEAL



[illegible]

RECOMMENDED AMOUNTS

10 day

(late proof)

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	11-7045	12-3-1973	0.10 cfs	11-8-1973	8-19-1982	0.10 cfs

4. Permit Holder: Dr. E.L. Wilkinson & David Horne

Address: % David Horne, P.O. Box 2370, SLC, UT 84110

5. Source: g.w. tributary to

6. Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
<u>Domestic</u> ✓ <u>(6 units)</u> ✓	<u>1-1</u> ✓ <u>12-31</u> ✓	<u>0.10</u> ✓	<u>3.6</u> ✓

Allowable Maximums: 0.10 cfs ✓ 3.6 afa ✓

7. Point(s) of Diversion: ✓

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
	<u>3</u>		<u>NW</u>	<u>SE</u>	<u>14</u>	<u>16S</u>	<u>43E</u>	<u>Bear Lake</u>

8. Place(s) of Use ✓

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16S	43E	14															X		
																	GL3		
Total Acres _____																			

Total Acres

9. Recommended Conditions/Remarks:

10. 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

11. Examiner's Signature H.W. Jones

Date 2-26-86

Checked in Regional Office by Richard Leonard

Date 6-17-86

Approved in State Office by Ray Walker

Date 10-9-86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

SEP 19 1986

11-7045
Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

No hp data could be found but Dan's Pump Service in Am. Falls would recommend that 8 homes taking water from a well 270' deep would need 5hp to adequately serve.

$$Q = \frac{Shp (8.814) (80\%)}{270' \text{ lift} + (2.308 \times 35 \text{ psi})}$$

$$= \frac{35.256}{350.78} = 0.10 \text{ cfs theoretical capacity}$$

b) Volume Calculations for Irrigation:

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

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

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

c) Volume Calculations for Other Uses:

We can only use 6 homes in our calculations
(limited by permit)
6 homes $\times$ 0.6 cfs = 3.6 cfs

2. Overlap Review

a) Other water rights with same place of use: N.A.

b) Other water rights with same point of diversion: N.A.

c) Analysis:



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 3, 1986

RE: Permit No. 11-7045

David Horne & E. L. Wilkinson
Box 2370
Salt Lake City, UT 84110

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

December 11, 1986

RE: Permit No. 11-7045

David Horne &/or
Dr. E. L. Wilkinson
Box 2370
Salt Lake City, UT 84110

Gentlemen:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure