

RECEIVED
10/92
NOV 18 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 11-7416

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant DeWayne OR Sue W. Dimick Phone 208-945-2614
Post office address 4634 US Hwy 36 Ovid, Idaho 83260
2. Source of water supply Spring which is a tributary of UNNAMED STREAM
Sage Hollow Sinks
3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot
Sec. 16 Township 12S Range 43E B.M. Bear Lake County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purposes from 01/01 to 12/31 (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. check dam to pvc pipeline
to house and sprinkler/flood irrigation less than 1/2 acre

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
done years (minimum 1 year).
1

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. one house/lawn
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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	
12S	43E	16													D				

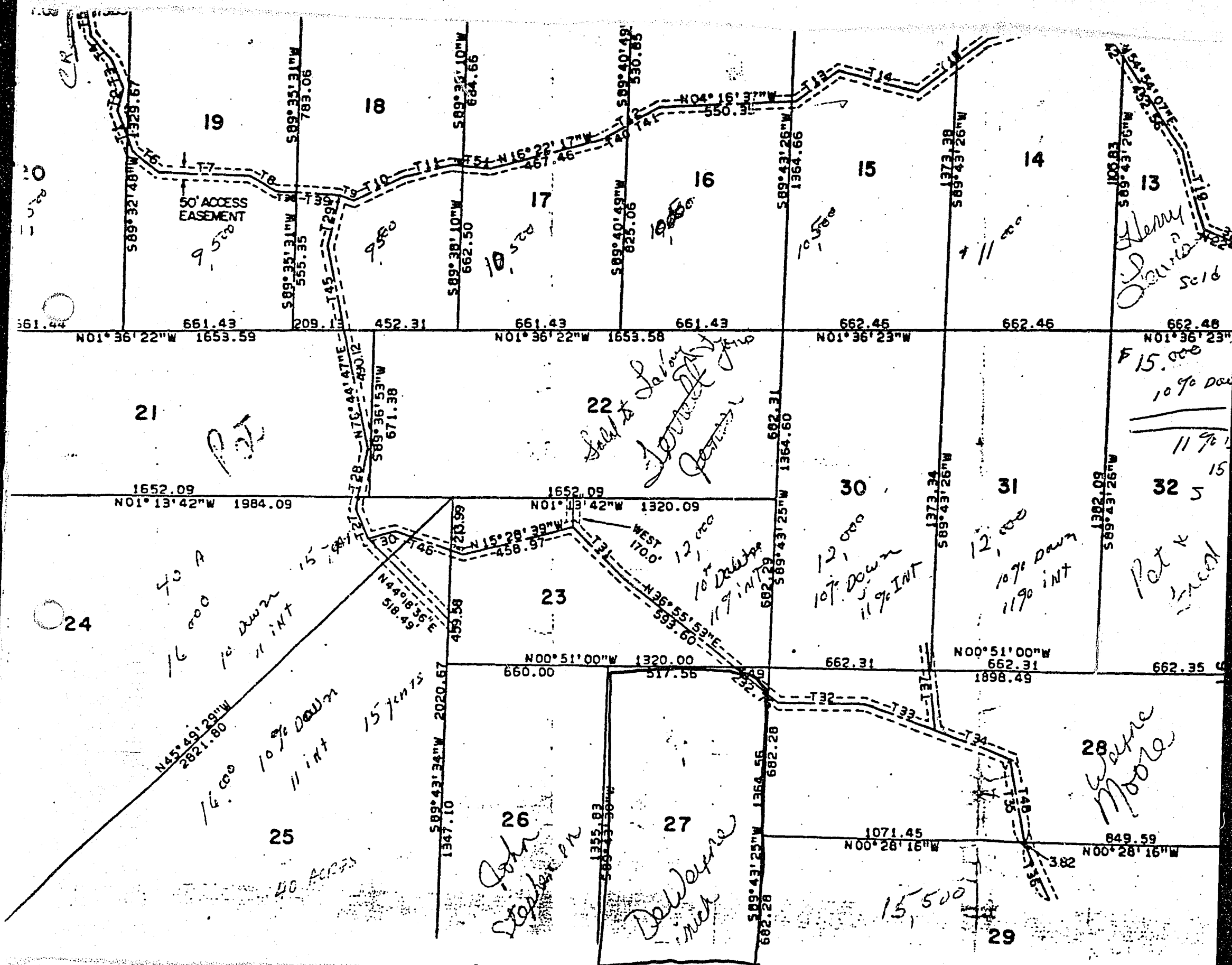
Total number of acres to be irrigated _____

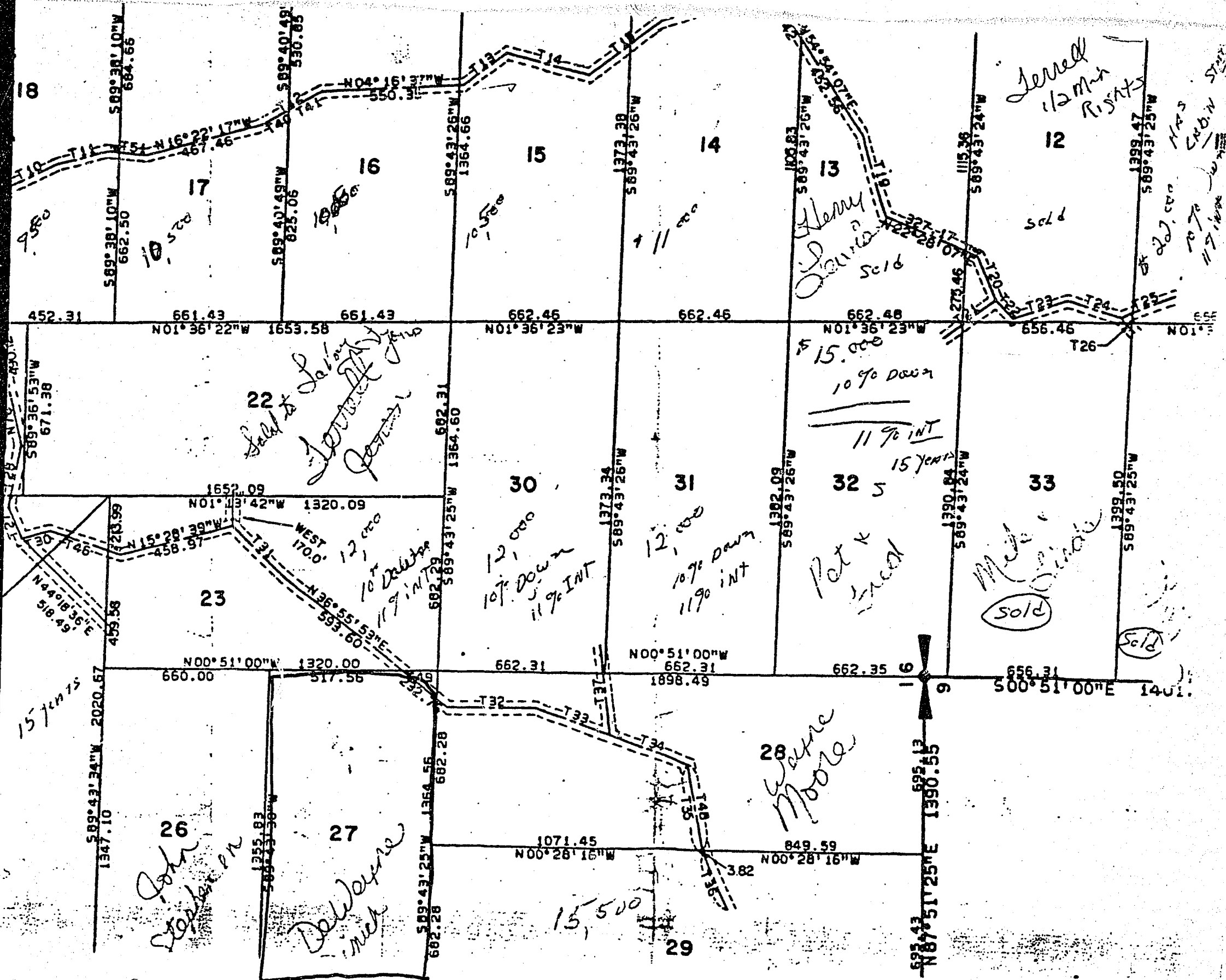
10. Describe any other water rights used for the same purposes as described above. NONE

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

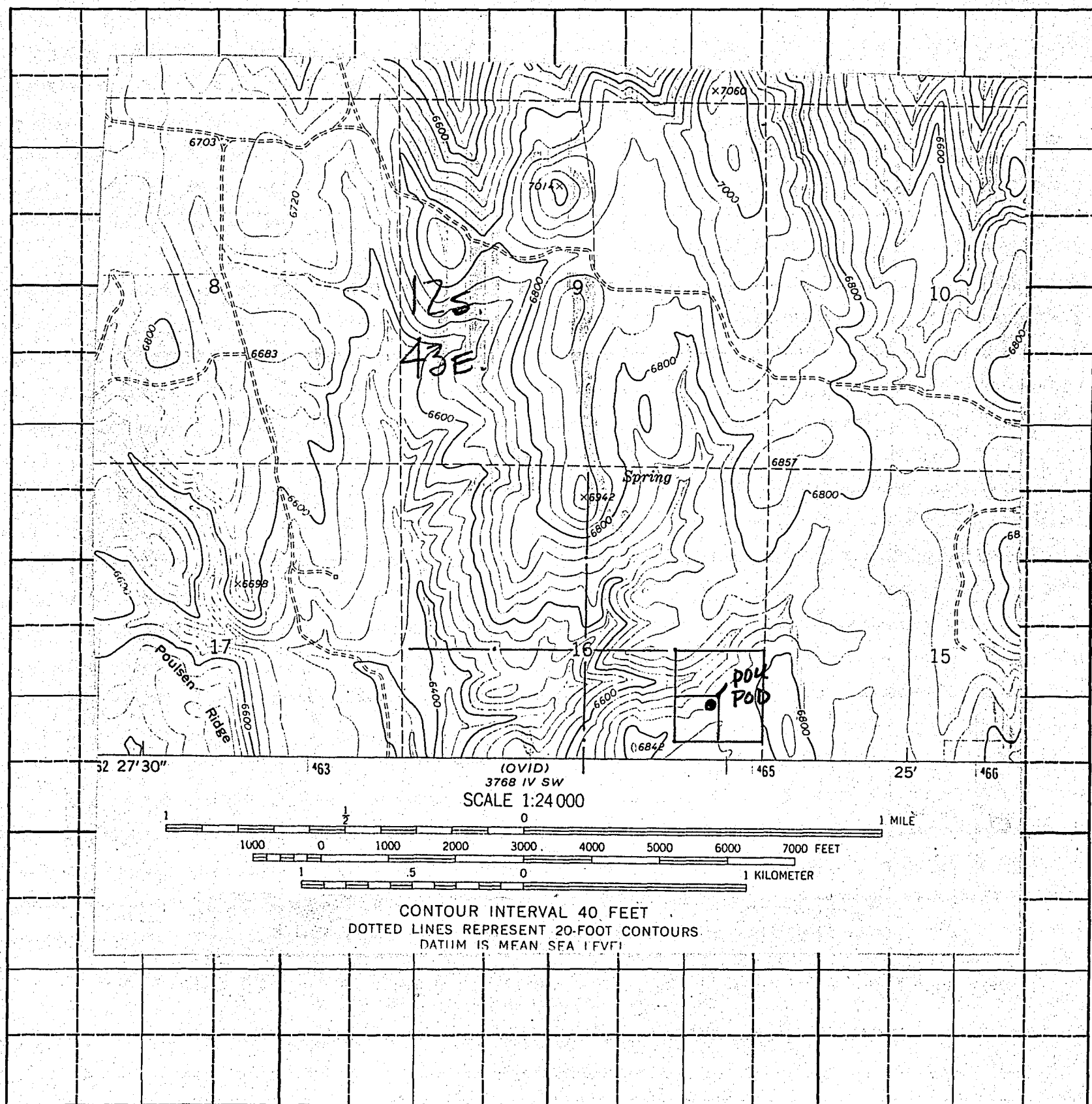
12. Remarks: spring also known as Cool spring

lot 27 Bluebird Hills Agricultural Division 1st Addition





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.

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.

Walter J. Peterson *Geetha Desnick*
(Applicant)

Received by DE Date 6/15/94 Time 11:30 Preliminary check by _____
Fee \$ 30⁰⁰ Receipted by LB # E019926 Date 6-15-94
Publication prepared by LB Date 7-20-27-94 Published in News-Examiner
Publication approved LB Date 8-8-94

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:

Received by DE Date 6/15/94 Time 11:30 Preliminary check by _____
Fee \$ 30⁰⁰ Received by LB # E019926 Date 6-15-94
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- 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 on 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:

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 11-07416

Proposed Priority: June 15, 1994

Maximum Diversion Rate:

0.04 CFS

This is to certify, that SUE DIMICK
DEWAYNE DIMICK
4634 HWY 36
OVID ID 83260

has applied for a permit to appropriate water from:

SPRING

tributary of SINKS

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNESE , Sec. 16, Township 12S, Range 43E
BEAR LAKE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

12S 43E 16

NESE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1995.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.

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

2nd day of December, 1994.

R. Keith Higginson
for R. Keith Higginson, Director

14-Jul-1994

DEWAYNE OR SUE DIMICK
4634 US HWY 36
OVID ID 83260

RE: Application No. 11-07416

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 NEWS EXAMINER on July 21 & 28, 1994. 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
Harold W. Jones *rb*
Water Right Supervisor

HWJ:rb

11-07416

DIMICK, DEWAYNE
DIMICK, SUE
4634 US HWY 36
OVID, ID 83260

Source: SPRING

Tributary: SAGO HOLLOW

Diversion Pt: SWNESE Sec 16 T 12S R 43E in BEAR LAKE County.

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

Date Filed: 6/15/1994

In: BEAR LAKE County
T12S R43E S16 NESE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before AUGUST 8, 1994.

R. KEITH HIGGINSON, Director

Published: 7/21/1994 & 7/28/1994

August 3, 1994

Mr. and Mrs. Udell Roberts
Mr. Rao Hymas
2767 US Hwy 36, Box 13
Ovid ID 83260

Dear Protestants:

I have received your recent protest of application No. 11-07416. Since July 1, 1994 a \$25 fee is required with the protest and you must send a copy of the protest to the applicant.

If you wish to pursue this matter, please resubmit your original protest letter (date stamped) with the \$25 fee to this office and send a copy of your protest to applicant Dimick.

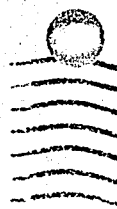
Sincerely,

Harold W. Jones
Water Resource Supervisor

HWJ:lk

R

Mr. & Mrs. Udell Roberts
2767 U.S. Hwy 36, Box 7
Ovid, Idaho 83260



29
USA

Marigold



State of Idaho
Dept of Water Resources
Eastern District Office
900 N Skyline Dr.
Idaho Falls, Idaho 83402-
1718

Aug 1, 1994

Director, Dept of Water Resources
Eastern Region, 900 N
Skyline, Idaho Falls, Idaho.

We are writing this letter to
protest the filing on Tributary: Sego
Hollow. Source: Spring by Wendye
& Sue Dimick.

This water has been filed on
by the East Liberty Irrigation D.
and is used for irrigation and
for stock water.

Thank you -

yours truly,

RECEIVED RECEIVED

AUG - 1 1994

AUG 15 1994

Department of Water Resources
Eastern District Office

President

Rad Hyman

Receipt # E020163



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

06-Sep-1994

DEWAYNE OR SUE W DIMICK
4634 US HWY 36
OVID ID 83260

RE: Application for Permit No. 11-07416

Dear Applicant:

Enclosed is a copy of a protest filed against the issuance of the above referenced permit. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protest. At a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for transfer (Idaho Code § 42-203):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?
6. Is the proposed use contrary to conservation of water resources within the State of Idaho?

DeWayne or Sue W. Dimick
Page 2

The applicant must be prepared to present evidence and/or testimony addressing each of the six items. Although representation by legal counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

If this office can be of further assistance, please contact us.

Sincerely,

Harold W. Jones
HAROLD W. JONES
Water Rights Supervisor

HWJ:rb

pc: IDWR - State Office
Enc.



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

06-Sep-1994

RAO HYMAS
2767 US HWY 36 BOX 13
OVID ID 83260

945-2043

RE: Application for Permit No. 11-07416
DEWAYNE DIMICK

Dear Mr. Hymas:

Your protest against approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protest. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application (Idaho Code § 42-203) the following are the principle items the Department can consider in either approving or denying the applications for (Idaho Code § 42-203):

1. Will the proposed use reduce the quantity of water under existing rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

Rao Hymas
Page 2

5. Will the proposed use under this permit conflict with the local public interest?

6. Is the proposed use contrary to conservation of water resources within the State of Idaho?

The protestant must be prepared to present proof of allegations involving one or more of the six items.

In addition, Rule 302 of the Department's Rules of Procedure requires a protestant to send a copy of the protest to the applicant in question. The address is as follows:

DEWAYNE OR SUE W. DIMICK
4634 US HWY 36
OVID ID 83260

If this office can be of further assistance, please contact us.

Sincerely,

Harold W. Jones *rb*
HAROLD W. JONES
Water Rights Supervisor

HWJ:rb
pc: IDWR - State Office

October 6, 1994

RECEIVED

OCT 07 1994

Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources
900 N. Skyline Drive
Idaho Falls, ID 83401

RE: Application for permit #11-07416

Dear Mr. Jones:

This letter is to inform you that the protest filed on August 1, 1994 by Rao Hymas has been resolved. Mr. Hymas called me about this matter and I explained to him that the spring we were filing on is in Section 16, T 12 S, R 43 E, and the spring he was concerned about is in sections 28 and 33 of T 12 S, R 43 E. The water from the spring we are filing on never reaches the Sagars or Sago Creek area he had in question, but goes back in the ground less than a mile from where it rises. I have invited Mr. Hymas to investigate the situation by letting me show him the spring we are filing on but he says he knows where it is and is no longer concerned.

I hope our filing can now be recorded and there will be no further delay.

Very sincerely yours,



Sue Dimick

INTER-DEPARTMENT MEMO

TO: Applic. File 11-07416

SUBJECT: Applic. 11-07416

FROM: H.W. Jones

DATE: 10-26-94

Protestant Rao Hymer was contacted by phone on 10-26-1994
and he instructed me to withdraw his protest. I informed
him I would do so if instructed by our Boise office that
this was acceptable.

- () For your information
() Response required

H.W. Jones
signature

NOVEMBER 4, 1994

State of Idaho
Department of Water Resources
900 N. Skyline Dr.
Idaho Falls, Idaho 83402

RECEIVED

NOV 14 1994

RE: Application No. 11-07416

Department of Water Resources
Eastern District Office

Harold W. Jones
Water Right Supervisor

Dear Mr. Jones,

I, Rao Hymas, hereby withdraw my protest concerning water permit No. 11-07416.

Sincerely,

Rao Hymas

*- If you take the Leo Holler name
off - Rao Hymas Thank You.*

November 15, 1994

RAO HYMAS
2767 US HWY 36 BOX 13
OVID ID 83260

RE: Application for Permit No. 11-07416
DeWayne or Sue W. Dimick

Dear Mr. Hymas:

This letter acknowledges receipt of the withdrawal of protest
against the above referenced application.

If you have any questions, please feel free to contact this office.

Very truly yours,

Harold W. Jones
Harold W. Jones
Water Right Supervisor

HWJ/rb

November 15, 1994

DEWAYNE OR SUE W DIMICK
4634 US HWY 36
OVID ID 83260

RE: Application for Permit No. 11074162

Dear Applicant:

This letter is to advise you that the protest filed by Rao Hymas against approval of the above referenced application has been withdrawn.

If you have any questions, please feel free to contact this office.

Very truly yours,


Harold W. Jones
Water Right Supervisor

HWJ/rb

Nº 4811

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Bear Lake

ss.

Rosa A. Mossman

being duly sworn,

deposes and says:

That he is the Editor of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

July 21, 1994, and ending
with the issue of July 21, 1994.

Fees, \$6467

Subscribed and sworn to before me this 29th day
of July, 1994.

[Signature]
Notary Public, Residing at Montpelier, Idaho

My Commission Expires August 15, 1997

NOTICE OF APPLICATION FOR WATER RIGHT

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

11-07413
FISH HAVEN PIPELINE CO INC
PO BOX 158
FISH HAVEN, ID 83287

Source: GROUNDWATER
Diversion Pt: LOT 2 (NESE) Sec 22 T
16S R 43E in BEAR LAKE County.
Use: DOMESTIC (.600 CFS)

Total Diversion: (.600 CFS)

Date Filed: 6/20/1994

In: BEAR LAKE County

T16S R43E S14 Lot 1(NWNE) Lot
2(SWNE) NENWSWNWSENW Lot
3(NESW) NWSW SWSW Lot
4(SESW) Lot 3 (NWSE)

S15 SWNE SENE SENW NESE
NWSE

S22 NENE Lot 1(SENE) Lot 2
(NESE) Lot 3(SESE)

S23 Lot 1(NWNW) Lot 1(SWNW)

S27 Lot 1(NENE) Lot 2(SENE) Lot

3(NESE) Lot 3(NWSE) Lot 4(SWSE)

Lot 4(SESE)

11-07416

DIMICK, DEWAYNE

DIMICK, SUB

4634 US HWY 36

OVID, ID 83260

Source: SPRING

Tributary: SAGO HOLLOW

Diversion Pt: SWNESE Sec 16 T12S

R43E in BEAR LAKE County

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 6/15/1994

In: BEAR LAKE County

T12S R43E S16 NESE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N. Skyline, Idaho Falls, Idaho 83402 on or before AUGUST 8, 1994.

R. KEITH HIGGINSON, Director

Legal No. 4811 — Published July 20 and 27, 1994.



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 5, 1994

SUE DIMICK
DEWAYNE DIMICK
4634 HWY 36
OVID ID 83260

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 11-07416

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

Enclosed is 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 is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

A handwritten signature of Jim Johnson, consisting of a stylized 'J' and 'J' followed by a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

Form No. 217
7/94

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. C234170
Receipt By: AW
Date Received: 12-19-95

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED
OCT 10 1995

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department. No ✓
923

1. Permit No. 11-07416 Telephone No. 208-945-2614
2. Name(s) of Permit Holder(s): Dellwayne + Sue Dimick
3. Mailing Address: 4634 US Hwy 36 Ovid Idaho 83260
4. Source of Water: Spring If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____
- a. Well Driller: _____ Drilling Permit Number: _____
- b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .04 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
- | | | | | |
|------------------------|--|-----------|----|-------------|
| Measuring Device: | Is a measuring device required? | Yes _____ | or | No <u>X</u> |
| | Has the measuring device been installed? | Yes _____ | or | No _____ |
| Flow Measurement Port: | Is a flow measurement port required? | Yes _____ | or | No <u>X</u> |
| | Has the measurement port been installed? | Yes _____ | or | No _____ |
8. Fee Enclosed: \$ _____ (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Dellwayne Dimick Telephone Number: 208 945-2614
Address: 4634 US Hwy 36 Ovid Idaho 83260
10. The information given on this form 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.

Signature of permit holder: [Signature] Date: 10-5-95
(include your title, if on behalf of company of organization)

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 11-07416

IN THE NAME OF SUE & DEWAYNE DIMICK

)
) 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 December 1, 1995; and,

WHEREAS, the Department notified the permit holder on September 30, 1995, by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, on October 10, 1995, the permit holder submitted proof of beneficial use. The department notified the permit holder on October 13, 1995, of the need to submit a \$50.00 license examination fee. The permit holder was given thirty (30) days to submit the fee.

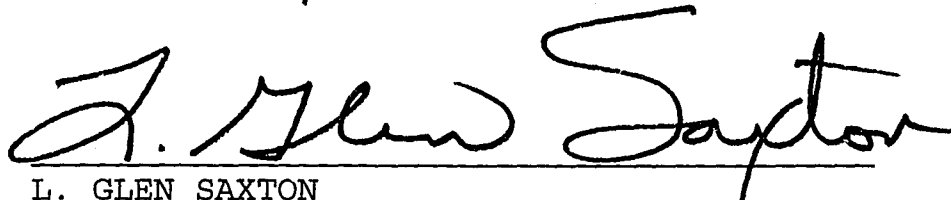
WHEREAS, the Department notified the permit holder on December 8, 1995, that the permit had lapsed; and,

WHEREAS, Section 42-218a, 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 holder has provided a reasonable showing why the permit should be reinstated by submitting the fee on December 19, 1995;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 11-07416 be REINSTATED with an advance in priority to July 3, 1994.

Dated this 4th day of January, 1996.



L. GLEN SAXTON
Chief, Water Allocation Bureau

Form 217
07/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 50.00
Date 6/15/94
Receipt No. E019926
Received by DE

RECEIVED
JUL 15 1994
Department of Water Resources

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. 11-7416 Telephone No. 945-7614
2. Name(s) of Permit Holder(s): DeWayne or Sue W Dimick
3. Post Office Address: 4634 US Hwy 36 Ovid, Idaho 83260
4. Source of Water: Spring
 - a. If ground water, well driller's name: _____ Date drilled: _____
 - b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____
5. Extent of Use:

Domestic <u>1</u> (No. of households)	Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock)	Other _____
6. Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device:	Required? <u>Yes</u> ☒ No	Installed? <u>Yes</u> ☒ No
OR		
Flow Measurement Port:	Required? <u>Yes</u> ☒ No	Installed? <u>Yes</u> ☐ No
8. Fee Enclosed: \$ _____ (See License Examination Fee Schedule)
9. Person to contact to accompany the Department representative during the field examination:

<u>claimant</u>	Telephone No. _____
Name	
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.

6-15-94 DeWayne Dimick Sue W Dimick
Date Signature (and title if on behalf of a company or organization)



**State of Idaho
DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 5, 1995

DeWayne & Sue Dimick
4634 HWY 36
Ovid, ID 83260

RE: Permit No. 11-07416

Dear Permit Holder:

Per our conversation, I am returning the Proof of Beneficial Use form which was submitted by mistake to our office on July 15, 1994.

I am in the process of refunding the \$50.00 license examination fee submitted with the proof. The refund should arrive in seven (7) to ten (10) days.

If you have any questions please do not hesitate to contact me at (208)327-7953.

Sincerely,

A handwritten signature in cursive script that reads "Julie L. Yarbrough".

JULIE L. YARBROUGH
Senior Secretary

Enclosure

cc: Fiscal

September 30, 1995

SUE DIMICK
DEWAYNE DIMICK
4634 HWY 36
OVID ID 83260

PROOF DUE NOTICE

RE: PERMIT NO. 11-07416

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 December 1, 1995. (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.

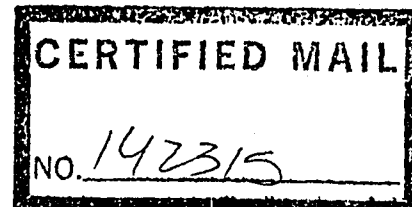
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

October 13, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Sue & DeWayne Dimick
4634 HWY 36
Ovid, ID 83260

RE: Permit No. 11-07416

Dear Permit Holder:

Returned is a copy of the proof of beneficial use you submitted in connection with the above referenced permit. Unfortunately, the proof can not be accepted as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license examination fee. They are:

1. The water right must use a groundwater (well) source, and;
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

You do not meet requirement #1 since you divert water from a surface water source (spring). Therefore, a license examination fee of \$50.00 applies to the permit.

Please return the copy of the proof form and the license examination fee to my attention within thirty (30) days of receipt of this letter.

If you have any questions or if I can be of any assistance, please feel to contact me at (208) 327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

~ Celebrating Our Centennial Year of Service to Idaho 1895-1995 ~

December 8, 1995

SUE DIMICK
DEWAYNE DIMICK
4634 HWY 36
OVID ID 83260

LAPSE NOTICE

RE: PERMIT NO. 11-07416

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 September 30, 1995. 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 fifty dollar (\$50.00) 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

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 12-8-95
~~a copy~~/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 4, 1996

SUE & DEWAYNE DIMICK
4634 HWY 36
OVID ID 83260

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 11-07416

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating your permit since proof of beneficial use was received after the proof due date. Please note that the priority date has been advanced to July 3, 1994.

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 the field examination, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208) 525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region