

№ 16842

County: Franklin,

State: Idaho.

- OFFICERS OF THE STATE OF IDAHO

Application No. 23785
Permit No.
District No. 16842

County: Franklin, State: Idaho.

1. Name of Applicant: Earnest Jensen,
Postoffice address: Minkcreek,
I. If applicant is a corporation, give:
(a) Date and place of incorporation:
(b) Amount of capital stock:
(c) Amount paid in:
(d) Names and addresses of directors:
II. The financial resources of the applicant are:
(b) Treasury stock:
(d) Other resources:

2. Quantity of water claimed: one-tenth
cubic feet per second.
(a) Cash on hand:
(c) Bonds to be issued:

3. Source of water supply: Westerberg Spring
which is a tributary of no stream.

4. Location of point of diversion: 50 R. North, 20 R. East - feet distant from the Southwest
corner of Section 22, T. 14 S., R. 40 E., B. M., and is in the Southwest quarter of SW 1/4
of Section 22, T. 14 S., R. 40 E., B. M., County of Franklin.

5. Water is to be used for: culinary, domestic and agricultural purposes.

6. If for mining, milling, power or manufacturing purposes, give:
(a) Point of use of water: feet distant from
T., R., B. M., in the corner of Section
(b) Amount of power generated: of Section, T., R., B. M.
(c) Water is to be returned to H. P., under, R., B. M., in the
distant from the corner of Section, T., R., B. M., at a point, T., R., B. M., of Section, T., R., B. M., feet head.

7. Estimated cost of works: \$ 500.00.

8. Kind of works: Water to be raised by ram into a cement tank and piped to house.

9. Height of dam feet; length of dam at top
feet; material used in dam: tank is cement, said tank to be ten feet by ten feet.,
and ten feet high.

10. Size of headgate: Width feet; length of dam at bottom
feet; height feet.

11. Ditch: Width at bottom feet; dimensions of flume
Diameter of pipe two feet; width at water line
Average grade per mile feet; depth of water

12. The time required for the completion of such work is 500 inches; length of conduit Pipe 30 rods.
feet.

13. The time required for the complete application of the water to the proposed use is three years.
miles.

14. The land to be irrigated is described in the following tabulation: See remarks. none additional years.

15. (a) Is reservoir to be used? If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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.

Ernest Jensen

Applicant.

By Arthur W. Hart,

Agent.

Date of first receipt at Department of Reclamation: 9 A. M., March 21, 1928.

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 16842.

Recorded in Book 60; Page 16842. Approved March 29, 1928.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before May 28, 1928

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **September 29, 1929.**

The whole of said work to be completed on or before

March 29, 1931.

Beneficial use of water appropriated in accordance herewith, to be made on or before March 29, 1931. - 1933

Witness my hand this 29th day of March, 1928.

GEO. N. CARTER.

Commissioner of Reclamation.

Remarks:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14 S.	40 E.	22																5	
Total Number of Acres to be Irrigated																		5	
The said spring is within ten rods of applicant's house, and situated on applicant's 160 acres farm; the water is needed principally for culinary purposes; it will be raised into a cement box or tank which is located about 25 rods South of the Spring by means of a ram, and then the water will be conveyed to the house and house garden in a two inch pipe.																			
EXTENSION OF TIME																			
Upon proper request of the holder of the above numbered permit, I have this 22nd day of January, 1931, extended the time for completion of works thereunder to <u>March 29, 1933.</u>																			
GEO. N. CARTER Commissioner of Reclamation.																			

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 25785
Permit No. 16842
District No.

1. Name of Applicant: Earnest Jensen,

Postoffice address: Minkcreek,

County: Franklin,

State: Idaho.

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: one-tenth cubic feet per second.

3. Source of water supply: Westerberg Spring which is a tributary of no stream.

4. Location of point of diversion: 50 R. North, 20 R. East ~~feet~~ distant from the Southwest corner of Section 22, T. 14 S., R. 40 E., B. M., and is in the Southwest quarter of SW $\frac{1}{4}$ of Section 22, T. 14 S., R. 40 E., B. M., County of Franklin.

5. Water is to be used for: culinary, domestic and agricultural purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B. M., in the of Section , T. , R. , B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 500.00.

8. Kind of works: Water to be raised by ram into a cement tank and piped to house.

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam: tank is cement, said tank to be ten feet by ten feet.,
and ten feet high.

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water

feet; dimensions of flume

Diameter of pipe two inches; length of ~~conduit~~ pipe 30 rods. miles.

Average grade per mile 500 feet.

12. The time required for the completion of such work is three years.

13. The time required for the complete application of the water to the proposed use is none additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

ARTHUR W. HART
Attorney-At-Law

PRESTON, IDAHO

March 10th, 1902

Commission of Reclamation
Boise, Idaho
Dear Sir:-

Herewith I am enclosing application for permit to file
on waters together with Money order for one dollars, on behalf of
Ernest Jensen.

Yours truly,

ARTHUR W. HART

16842

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

of

16842

Permit Map No.

As Approved

MAR. 29-1928

GEO. H. CARTER
Commissioner of Reclamation

SEC.

SEC.

SEC.

Legend:

- o = House 50 R 24 10 RE SW cor SW 4 Sec 22
 II = Spring 50 R 24 20 RE SW cor SW 4 Sec 22
 X = Tank 25 RS 24 30 SW SW 4 Sec 22
 " = Pipe connecting tank with house

Distance:

House to Spring 10 Rods
 Spring to Tank 25 Rods
 Tank to House 30 Rods

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

Permit No. 16842

Mr. Arthur W. Hart,
Attorney at law,
Preston, Idaho.

Boise, Idaho,

March 31, 1928.

Dear Sir:

I enclose herewith above numbered permit. BE SURE AND NOTE
LIMITATIONS AND CONDITIONS OF SAME as given under approval of
the Commissioner of Reclamation on the third page.

GEO. N. CARTER.

Commissioner of Reclamation.

16842

Form No. 9

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

Jan. 15, 1931

Barnet Jensen
Minkoreek, Idaho

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. 16842, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is... Mar. 29, 1931..., and, if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

GEO. N. CARTER,
Commissioner of Reclamation.

16842

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Earnest Jensen

Minkcreek, Idaho

Boise, Idaho,

Mar. 15, 1931

Dear Sir:—

Under the terms of your permit No. **16842** you are required to complete your diversion works on or before **Mar. 29, 1931**. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

GEO. N. CARTER

Commissioner of Reclamation.

16842

Permit No. 16842

Application for Extension of Time FOR COMPLETION OF WORKS

Arthur W. Hart

Preston

State of Idaho being first duly sworn, upon his oath deposes and says:

--Earnest Hansen

/He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho

No. 16842

Under the terms and conditions of said permit, construction work thereunder was required to be completed by March 29 1931.

That he has heretofore performed the following work described under said permit:

About half of the work has been completed

costing \$...about \$50.00

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

Has been delayed on account of financial conditions

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of works under said permit to March 29 1933

Subscribed and sworn to before me this 22nd day of January 1931

NOTARY PUBLIC RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES, APRIL 11, 1933

My commission expires

Notary Public.

Date of receipt at office of Department of Reclamation JAN. 22, 1931

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, Geo. N. Carter, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 16842

March 29, 1933 is

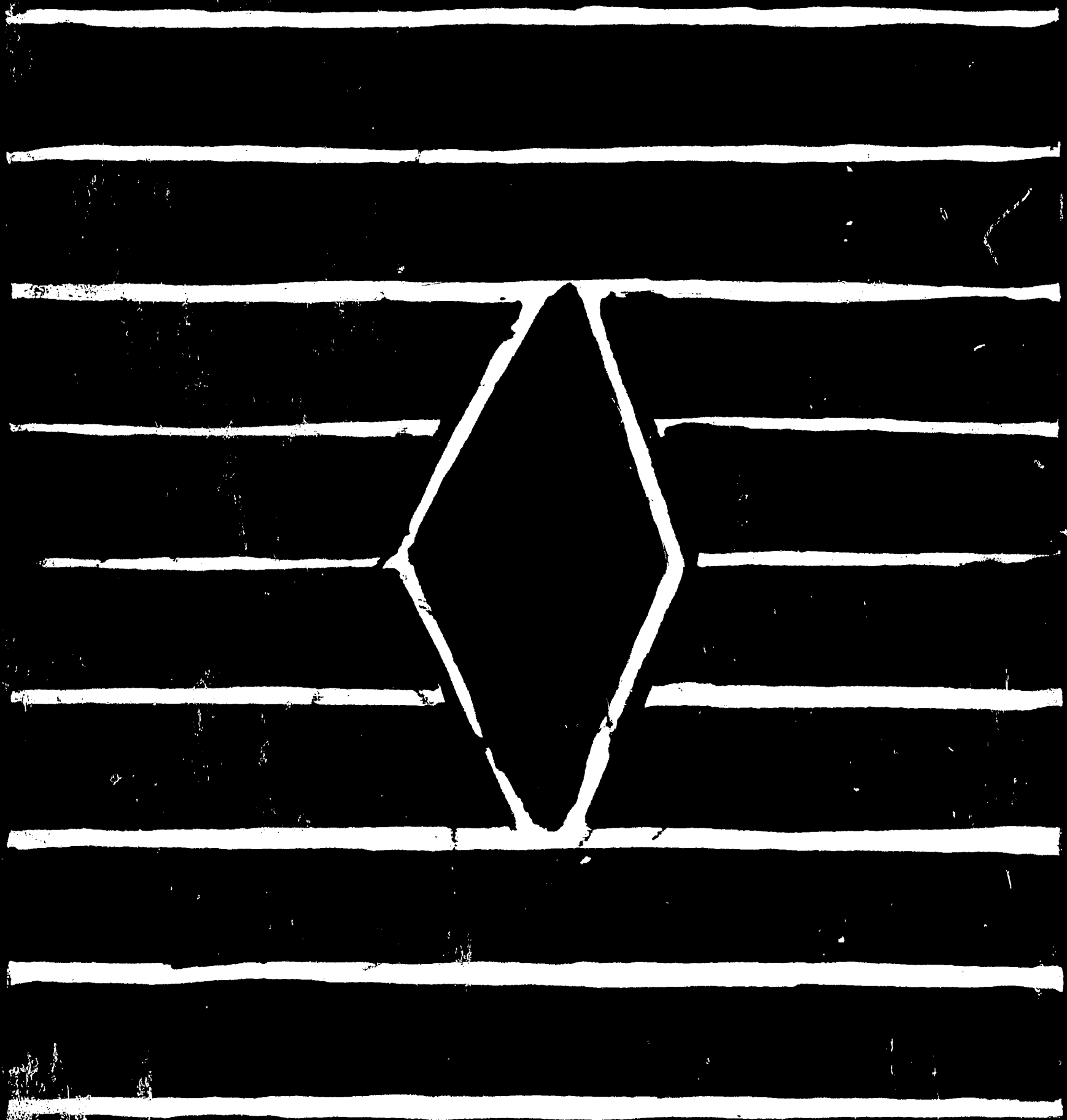
Witness my hand this 22nd

day of

January, 1931

16842

Commissioner of Reclamation.



May 15, 1974

CERTIFIED MAIL

#32054

Re: Permit No. 16842 (New No. 13-2114)

Earnest Jensen
Mink Creek, Idaho -via-
Preston, Idaho 83263

Dear Mr. Jensen:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 16842/13-2114 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit proof of completion of works and beneficial use of water due on March 29, 1933, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before June 24, 1974, why said permit should not be cancelled.

Permit No. 16842/13-2114 claims the use of 0.1 cubic feet per second of water from Westerberg Spring, the point of diversion was to be located within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 22, Twp. 14 S, Rge. 40 E, B.M. and the permit was approved March 29, 1928.

R. Keith Higginson

R. KEITH HIGGINSON
Director

MICROFILMED

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show address where delivered

☐ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below

REGISTERED NO. _____

CERTIFIED NO. 32054

INSURED NO. _____

DATE DELIVERED 5-18-74

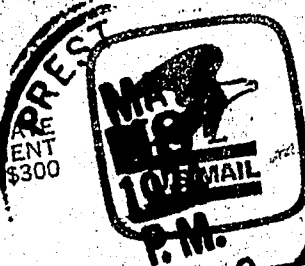
SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
Albert Jensen

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY _____

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)
13-2114

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PREPAYMENT
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

PS Form 3811
June 1973

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

MICROFILMED

June 17, 1974

Re: Permit No. 16842/13-2114 - Earnest Jensen

Mr. Albert Jensen
Route 2 - Box 643
Preston, Idaho 83263

Dear Mr. Jensen:

Pursuant to your phone call of this date, we wish to advise you of the following:

Permit 16842/13-2114 proposes a specific priority date, March 21, 1928, and in order for this permit to be perfected, the permit holder was required to submit proof of completion of works and beneficial use of water on or before March 29, 1933. Since this was not accomplished at that time, the permit is now subject to cancellation.

In order for someone other than your father to submit the required proof under this permit, it would be necessary to secure an assignment from the administrator or trustee of the estate. Therefore, if you could secure an assignment from the estate the permit would be in your name and you could submit the necessary proof and receive a water right license.

In the event the estate was not probated and an assignment would be impossible to secure, a copy of the deed could be submitted to show ownership if the deed lists this water right by number.

Another approach to the problem may be to allow the permit to be cancelled and for you, your brother and nephew to file a claim to a constitutional appropriation, claiming a priority dating to the date of the first beneficial use of water.

We are enclosing an assignment form along with the Department's 'proof of application of water to beneficial use' affidavit for your use in submitting proof, if at all possible. Also enclosed are three 'claim to a water right' forms for your consideration. We will withhold cancellation of this permit until July 17, 1974, or until we hear from you regarding this matter. If you have questions regarding the above procedures, please contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr
Enclosures

MICROFILMED

August 28, 1974

Mr. J. Dennis Williams
Harding & Williams
P.O. Box 87
Preston, Idaho 83263

Re: Permit No. 16842/13-2114
Earnest Jensen

Dear Mr. Williams:

The proof of beneficial use affidavit filed on July 17, 1974, in behalf of Clifford, Christian & Albert Jensen is being held until proof of ownership of the permit can be shown as outlined in our letter of May 14, 1974, a copy of which is enclosed for your reference.

A water right permit is considered personal property of the permit holder until such time as the right is perfected and a water license issued, therefore, the permit cannot be manipulated by anyone except the permit holder of record or his duly appointed representative. For this reason, the proof affidavit submitted by the Jensens' cannot be processed.

In order for the Jensens' to gain control of this permit they must obtain an assignment executed by the administrator or trustee of the Earnest Jensen estate. In the event that the estate was not probated and no assignment could be obtained, a copy of the deed could be submitted if it lists this water right by number.

We will withhold action on this permit until October 1, 1974, to allow time for submission of evidence of ownership. If you have any questions regarding this matter, please do not hesitate to contact us.

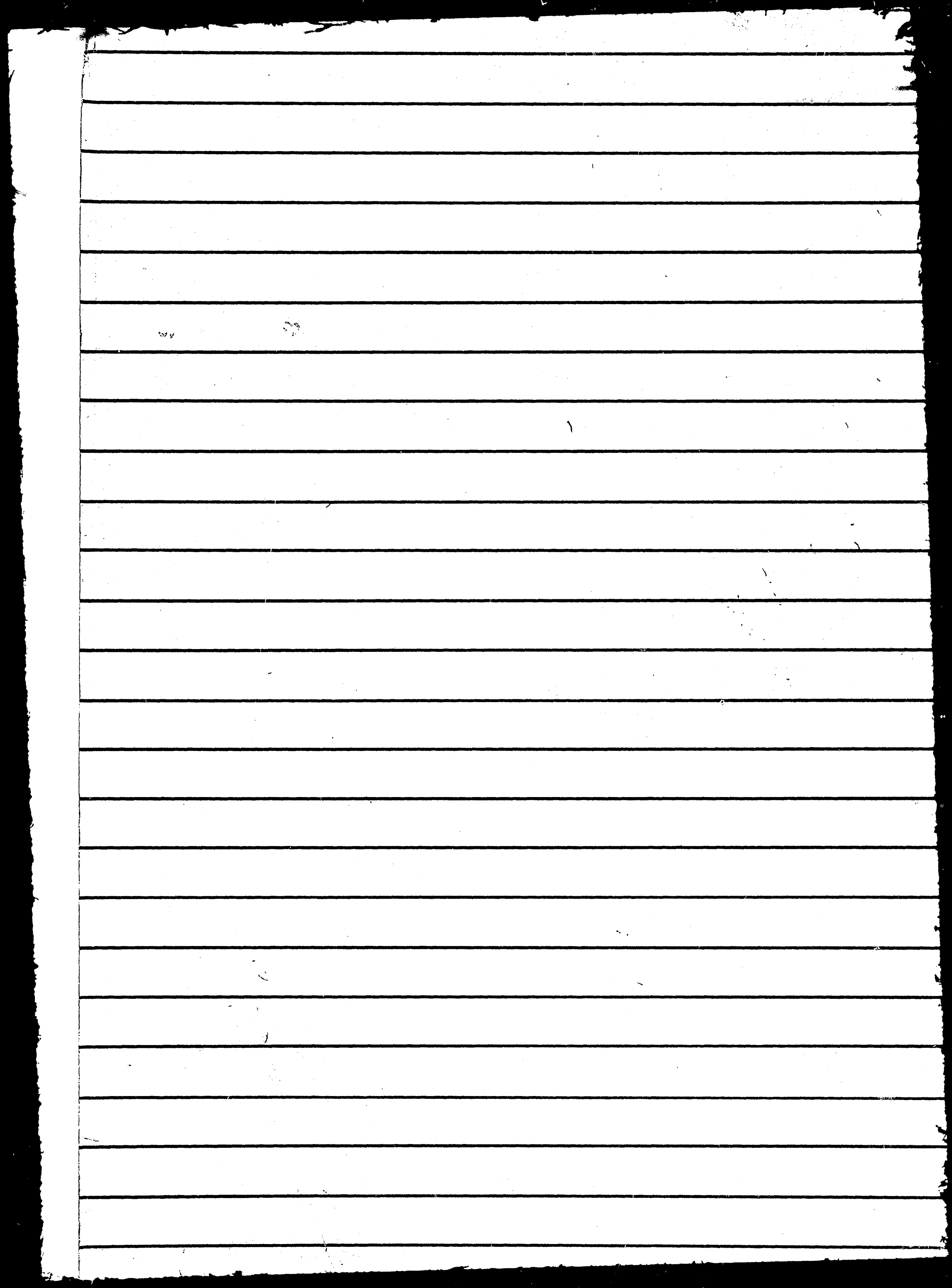
Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR
Enclosure

cc: Mr. Albert Jensen

RECEIVED



RECEIVED

State of Idaho
Department of Water Administration

NOV 29 1974

ASSIGNMENT OF PERMIT

Department of Water Resources

ALBERT JENSEN, Administrator of the
I, ERNEST JENSEN ESTATE, hereby assign to CLIFFORD A. JENSEN,
~~xxx~~ CHRISTIAN JENSEN, and ALBERT JENSEN of Preston, Idaho
Address

CHECK ONE



All my right, title, and interest in and to Permit No. _____
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. 16842/13-2114 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)

An undivided one-third (1/3) interest to be used by the above
three named individuals on the land described on the attached
deeds. The point of diversion for all three is the SW 1/4
SW 1/4, Section 22, Township 14 S, Range 40 E.

Made this 27th day of November, 19 74.

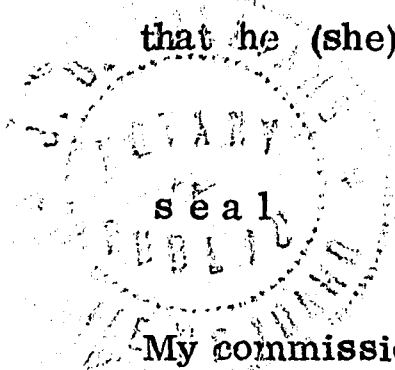
Clifford A. Jensen
Permit Holder

Administrator of the ERNEST JENSEN Estate

Spouse of Permit Holder

State of Idaho)
County of FRANKLIN) ss.

On this 27th day of NOVEMBER, 19 74, 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:
8/8/76

John C. Wells
Notary Public residing at
Preston, Idaho

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 16842/13-2114)

in the name of CLIFFORD A. JENSEN, CHRISTIAN JENSEN,)

& ALBERT JENSEN)

ORDER

WHEREAS, on March 21, 1928, Ernest Jensen applied to the Department of Water Resources (formerly the Dept. of Water Administration) for a permit to appropriate .1 cfs of water from Westerberg stream, within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 14S, Rge. 40E, B.M., Franklin County, to be used for domestic and irrigation purposes; and,

WHEREAS, on March 29, 1928, the Department approved said application and issued Permit No. 16842/13-2114 with the condition that one-fifth of the work be completed on or before September 29, 1929, and that the whole of said work and proof of beneficial use be made on or before March 29, 1931; and,

WHEREAS, on January 22, 1931, the Department extended the time within which to submit proof of completion of works and beneficial use of water to March 29, 1933; and,

WHEREAS, on May 15, 1974, the Department notified the permit holder that Permit No. 16842/13-2114 was subject to cancellation for failure to submit proof of beneficial use of water and completion of works on or before March 29, 1933; and,

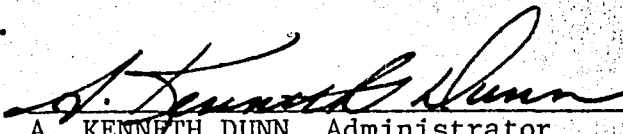
WHEREAS, on July 17, 1974, the Department received the required proof of completion of works and beneficial use, but the proof affidavit was not signed by Ernest Jensen and therefore, proof of ownership was necessary from the parties that signed the affidavit; and,

WHEREAS, on November 29, 1974, the Department received the required documents for proof of ownership for one of the parties, and said party, Albert Jensen, administrator of Ernest Jensen's estate assigned an undivided one-third (1/3) interest, in and to Permit No. 16842/13-2114 to Clifford Jensen, Christian Jensen, and Albert Jensen; and,

WHEREAS, Section 42-218a of the Idaho Code provides that in the event that proof of beneficial use is submitted after the deadline set forth in the conditions of approval, the priority date of such permit shall be advanced the same number of days that said proof is late;

IT IS, THEREFORE, HEREBY ORDERED that the priority under Permit No. 16842/13-2114 be advanced to November 21, 1969.

Dated this 9th day of December, 1974.


A. KENNETH DUNN, Administrator
Operations Division

DDR:JG

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 16842/13-2114	)	
	)	
in the name of CLIFFORD A. JENSEN, CHRISTIAN	)	ORDER MODIFYING REQUIREMENTS
	)	FOR COMPLETION OF PERMIT TO
JENSEN, & ALBERT JENSEN	)	APPROPRIATE WATER
	)	

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

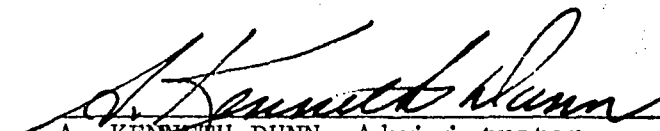
WHEREAS, on August 1, 1968, the Department of Water Resources (formerly the Department of Water Administration) adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 16842/13-2114 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedure as follows:

1. The above numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in a newspaper of general circulation in the county in which the point of diversion lies.

Dated this 10th day of December, 1974.


A. KENNETH DUNN, Administrator
Operations Division

DDR:JG

No 2790

AFFIDAVIT OF PUBLICATION

RECEIVED

FEB 10 1975

Department of Water Resources
Eastern District Office

STATE OF IDAHO,
County of Franklin

ss.

Wayne D. Bell

being duly sworn,

deposes and says:

That he is the Co-publisher of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for two 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

January 16, 19 75, and ending
with the issue of January 23, 19 75

Wayne D. Bell

Fees, \$ 17.02

Subscribed and sworn to before me this 6 day
of February, 19 74.

DeAnn D. Liddis

Notary Public, Residing at Preston, Idaho

My Commission Expires March, 19 78.

NOTICE OF EXISTING
WATER PERMIT

Notice is hereby given that Albert Jensen, Clifford Jensen, and Christian Jensen, Preston, Idaho 83263 have received an approved Permit No. 16842 / 13-2114 issued by the Idaho Department of Water Resources authorizing the diversion of 0.1 cubic feet per second of water from Westerberg Spring. The priority to be established under this permit is November 21, 1969 and the permit was approved March 29, 1974.

Water is to be diverted by Cement holding box and pipelines from a point within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 14S, Rge. 40E, B.M., Franklin County, to be used for domestic purposes in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 14S, Rge. 40E, B.M.

Proof of the application of the water to beneficial use was submitted to the Department on November 29, 1974. Any protest against the issuance of the license for the above referenced permit should be filed with the Idaho Dept. of Water Resources, State Capitol, Boise, Idaho, 83720, within ten (10) days of the last date of publication of this notice.

R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho, on January 16 and January 23, 1975.

Legal No. 2790 - Pub. Jan. 16, 23, 1975.

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

see date of assignment
JUL 17 1974

Department of Water Resources

1. a) Name of Permit Holder ERNEST JENSEN
b) Post Office Address c/o Albert Jensen, RFD #2, Box 643, Preston, Idaho 83263
2. Permit Number 16842/13-2114
3. Date of Priority that you are prepared to establish March 29, 1933
4. a) Source from which water was appropriated Westerberg Spring
b) Location of the point of diversion: SW 1/4 SW 1/4, Section 22
Township 14 S, Range 40 E, Boise Meridian, Other points of diversion:
None.
5. a) The amount of water and use to which the water has been applied:
amount 1/10 CFS for domestic purposes from January 1 to December 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1/10 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: measured by Mr. Albert Jensen,
Franklin County Surveyor
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: _____
b) Describe the agreement or 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) Cement holding box located
within spring for diversion and three 1 1/2" pipes to three
residences using water for domestic purposes.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed _____

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use The water diverted is used for domestic purposes at three residences located on the above described 40 acres belonging to Albert Jensen, Christian Jensen and Clifford Jensen.

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated _____

10. Remarks: _____

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

July 16, 1974
(Date)
Clifford A. Jensen
Christian Jensen
Albert Jensen
(Signature)

State of IDAHO)
County of Franklin) ss.

On this 16th day of July, 19 74, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Notary Seal]
My commission expires 8/8/76
[Signature]
Notary Public residing at Preston, Idaho
My commission expires: 8/8/76

RECEIVED

November 20, 1974

C
Re: Permit No. 16842/13-2114
Earnest Jensen

O
Mr. J. Dennis Williams
Harding & Williams
P.O. Box 87
Preston, Idaho 83263

Dear Mr. Williams:

P
Please refer to our letter of August 28, 1974, in connection with the above referenced permit.

Please be advised that if evidence of ownership is not received on or before December 1, 1974, said permit will be cancelled and held null and void.

Y
Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

cc: Mr. Albert Jensen

WARRANTY DEED

THIS INDENTURE, made this 21st day of October in the year of our Lord one thousand nine hundred and sixty-six between Ejgil W. Jensen, single and unmarried of Preston County of Franklin State of Idaho the party of the first part, and Albert C. Jensen and wife Florence E. Jensen of Preston County of Franklin State of Idaho the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of \$1.00 and other good and valuable considerations lawful money of the United States of America, to him in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and their heirs and assigns forever, all the following described real estate, situated in the County of Franklin, State of Idaho, to-wit:

Commencing at a point 582.6 feet West and 476 feet South of the Northeast corner of the SW1/4SW1/4 of Section 22, Township 14 South, Range 40 East, Boise Meridian, and running thence:

South 63°29' East 318.5 feet; thence South 79 feet; thence West 285 feet; thence North 60°0' West 117 feet; thence North 10°01' West 65 feet; thence North 33°30' West 119 feet; thence East 178.5 feet to the place of beginning.

ALSO 1/3 interest in spring 100 feet SW of SW corner of above described property.

TOGETHER with all other springs on said above described property.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereto; and all estate, right, title and interest in and to said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part their heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF
STATE OF IDAHO,

Ejgil W. Jensen

(SEAL)

County of Franklin--ss.

On this 21st day of October in the year 1966, before me Connie Westover a Notary Public in and for said State, personally appeared Ejgil W. Jensen, a single and unmarried man known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year first above written.

Seal

Connie Westover

Notary Public, Residing at Preston, Idaho

State of Idaho

County of Franklin--ss.

Recorded at the request of Albert C. Jensen at 1:45 P.M., October 21st, 1966.

Fee:\$1.80

C. L. Swenson: Ex-Officio Recorder

By *Mary Swenson* Deputy
- - Compared - -

Inst. No. 119625

WARRANTY DEED

... and Donna A. Over husband and wife the grantors. do hereby grant.

- - -Compared- - -

102815

WARRANTY DEED

THIS INDENTURE, made this twentieth day of February in the year of our Lord, One Thousand Nine Hundred and fifty-seven, between Ernest Jensen, a widower, of Mink Creek, County of Franklin, State of Idaho, the party of the first part, and Ejgil Jensen of Mink Creek, County of Franklin, State of Idaho, the party of the second part:

WITNESSETH: That the said party of the first part, for and in consideration of the sum of Twelve hundred no/100 DOLLARS, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged does by these presents, Grant, Bargain, Sell and Convey and Confirm unto said party of the second part, and to his heirs and assigns forever: All those certain lots, pieces or parcels of land situate, lying and being in the County of Franklin, State of Idaho, bounded and more particularly described as follows, to-wit:

The Northwest quarter of Section 27, and the South half of the Southwest quarter of Section 22, and the Southeast quarter of the Southeast quarter of Section 21, Township 14 South, Range 40 East of the Boise Meridian, containing 280 acres:

Also: Commencing at a point 20 rods East of the Northwest corner of the Southwest quarter of Section 22, Township 14 South, Range 40 East of Boise Meridian, and running thence South 55 rods; thence West 20 rods; thence South 25 rods; thence East 80 rods; thence North 160 rods; thence West 60 rods; thence South 80 rods to the place of beginning;

Also: Beginning at a point 1722 feet South of the Southeast corner of the Northeast quarter of Southwest quarter of Section 22, Township 14 South, Range 40 East of Boise Meridian, thence South $84^{\circ}20'$ East 206.5 feet; thence South 44° East 323 feet; thence South $12^{\circ}51'$ East 368 feet; thence South $15^{\circ}35'$ East 343 feet; thence South $43^{\circ}10'$ West 885 feet; thence North 1619 feet to the place of beginning, containing 14.726 acres; Excepting the following described land, to-wit:

Beginning at the Southeast corner of the Northeast quarter of Southwest quarter of Section 22, Township 14 South, Range 40 East of Boise Meridian, running thence South 1722 feet; thence North $77^{\circ}53'$ West 382 feet; thence North $42^{\circ}23'$ West 175 feet; thence North $20^{\circ}13'$ West 478 feet; thence North $37^{\circ}8'$ West 370 feet; thence North $76^{\circ}47'$ East 733.5 feet; thence North $24^{\circ}56'$ East 554 feet to the place of beginning, containing 17.637 acres;

Also, excepting the following described land: Beginning at the Northeast corner of the Southwest quarter of the Northwest quarter of Section 22, Township 14 South, Range 40 East of the Boise Meridian, thence running West 1000 feet to the bank of Bear River; thence in a Southeasterly direction 459 feet, more or less, to a point following Bear River where Mink Creek joins Bear River; thence Northerly along the Northwestern bank of Mink Creek 1000 feet, or less, to the place of beginning;

Also, excepting the following described tracts: Commencing at a point 310 feet East of Southwest corner of Southeast quarter of Southwest quarter of Section 22, Township 14 South, Range 40 East of Boise Meridian, running thence North 330 feet; thence East 390 feet; thence South 330 feet; thence West 390 feet to the place of beginning;

Also: Commencing at a point 768 feet West and 558 feet North from the Southwest corner of the Northeast quarter of Southwest quarter of Section 22, Township 14 South, Range 40 East of Boise Meridian, thence running North following the East bank of Bear River 36 rods; thence East 9 rods; thence South 36 rods; thence West 9 rods to the place of beginning.

Together with all water rights and especially including 6 shares of the capital stock of Preston, Riverdale & Mink Creek Canal Company.

This conveyance is made subject to a mortgage in favor of Utah Mortgage Loan Corporation, which mortgage the party of the second part assumes and agrees to pay according to its terms.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges

Instrument No. 135928

QUIT CLAIM DEED

THIS INDENTURE WITNESSETH: That for value received ALBERT JENSEN, VIGGO JENSEN, RAYMOND JENSEN AND BERNARD JENSEN
the, Grantor S

hereby Remise, Release and forever Quit claim unto

CHRISTIAN JENSEN of Preston, Idaho

Grantee the following

described premises, in Franklin County, Idaho, to wit:

Township 14 South, Range 40 East of the Boise Meridian

Section 22: Beginning at a point 720 feet West of the Northeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, thence South 476 feet; thence West 60 feet; thence Northwesterly 360 feet, m/1, to a point 290 feet West and 215 feet South from the point of beginning; thence North 215 feet; thence East 290 feet to the point of beginning.

This deed is given to correct that certain deed, instrument # 124510, recorded on microfilm of the records of Franklin County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee heirs and assigns forever.

Dated:

Albert Jensen (SEAL) Bernard Jensen (SEAL)
Viggo Jensen (SEAL) Raymond Jensen (SEAL)

STATE OF IDAHO, COUNTY OF FRANKLIN

On this 27th day of Sept, 1974,
before me, a notary public in and for said State, personally
appeared

ALBERT JENSEN, VIGGO JENSEN,
RAYMOND JENSEN, AND BERNARD JENSEN

known to me to be the person's whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Residing at
Comm. Expires

Albert W. Smith
Notary Public
Preston, Idaho
4-15-77

STATE OF IDAHO, COUNTY OF Franklin

I hereby certify that this instrument was filed for record at
the request of Albert Jensen

at 35 minutes past 4:00 o'clock P.m.,
this 3rd day of October
1974, in my office, and duly recorded in Book
of Deeds at page

Michael D. Kury
Ex-Officio Recorder
By La Rae E. Johnson Deputy.

Fees \$ 1.00
Mail to:

RECORDED ☒
INDEXED ☒

December 10, 1974

Re: Permit No. 16842/13-2114

Albert Jensen, Clifford A. Jensen &
Christian Jensen
Preston, Idaho 83263

Gentlemen:

We acknowledge receipt of the assignment submitted conveying an undivided one-third interest of the above referenced permit to you. The assignment has been recorded and the Department's records changed. We also acknowledge receipt of the affidavit submitted as proof of beneficial use for this permit. Enclosed is an Order which advances the priority for this permit to November 21, 1979.

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended laws make it simpler for a permit holder to make proof of beneficial use of water. The enclosed Order modifies your permit to comply with these rules and regulations.

As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a newspaper as prescribed by the Department. If you will sign and return the enclosed advertisement authorization, we will cause the notice to be published.

If you have any questions concerning these matters, please do not hesitate to contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosures

cc: Mr. J. Dennis Williams
Harding & Williams

JAN 2 1975

Notice is hereby given that **Albert Jensen, Clifford Jensen, & Christensen**

The priority to be established under this permit is November 21, 1969
and the permit was approved March 29, 1928.

[illegible]

Published in the Preston Citizen, Preston, Idaho
on January 16 and January 23, 1975

You are hereby authorized to have the above notice published at my expense in the Preston Citizen of Preston, ID; published in the county in which the works are situated.

Dec. 20th 1974
(Date)

January 8, 1975

C Re: Permit No. 16842/13-2114

Albert Jensen, Clifford Jensen and
Christian Jensen
Preston, Idaho 83263

Gentlemen:

We have caused the legal notice for the above referenced permit to be published in the Preston Citizen on January 15 and January 23, 1975.

You will be required to submit an affidavit of publication to this office. The affidavit may be obtained from the above mentioned newspaper upon payment of the publication fee. We have asked the newspaper to bill you direct. Upon receipt of the affidavit of publication we will then schedule a field examination.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

January 8, 1975

Re: Permit No. 16842/13-2114 - Albert Jensen, Clifford Jensen, & Christian Jensen

Preston Citizen
Box 472
Preston, ID 83263

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing time for you to submit to us a galley proof for our 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 date. If you cannot publish the notice on the proposed dates, please contact this office immediately.

The expense of the publication is to be paid by: Albert Jensen, Clifford Jensen and
Christian Jensen
Preston, Idaho 83263

to whom you should furnish an affidavit of publication.

Very truly yours,

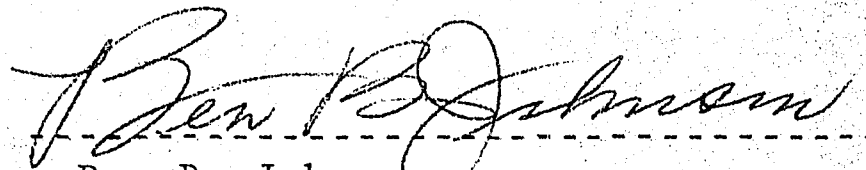
D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

STATE OF IDAHO)
 : ss.
County of Franklin)

On this 20th day of January, 1975, before me, BEN B. JOHNSON, a notary public in and for said state, personally appeared VERNON WESTERBERG, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Ben B. Johnson
Notary Public for Idaho
Residing at Preston, Idaho
Commission expires -----

RECEIVED

JAN 27 1975

Department of Water Resources
Eastern District Office

RECEIVED
JAN 29 1975
Department of Water Resources

January 20, 1975

Accepted 1-31-75
DF

State of Idaho
Department of Water Resources
State Capitol Building
Boise, Idaho 83720

Gentlemen:

Notice of protest is hereby made to that certain permit No. 16842/132114, filed on by Albert Jensen, Clifford Jensen, and Christian Jensen.

This is to advise that Vernon Westerberg is the owner of the water from the Westerberg Spring, and has used the same for 50 years or more on his place for domestic and livestock purposes. It was used for household purposes for a long time, but is now just used for livestock purposes.

Any attempt on the part of the Jensens to claim or divert all of the waters from this spring would be in violation of Vernon Westerberg's rights and useage.

It is very possible that this license for use could and should be amended to protect the rights of the prior user, Vernon Westerberg. Any attempt to take this water from this prior user would be in violation of law.

There is a spring in the Jensen place which has run across the road and goes into the Westerberg Spring, and this water has been used by Vernon Westerberg and the remainder has gone down the creek back into the Jensen property.

This protest is being made pursuant to the notice published in the Preston Citizen on January 16, 1975. Protestant claims 1-1½ inches of water in a 1½-inch pipe. This quantity of water has been the approximate flow of the spring.

Sincerely yours,

Vernon Westerberg

VERNON WESTERBERG

dp

February 4, 1975

Re: Permit No. 16842/13-2114 - Albert Jensen, Clifford Jensen & Christian Jensen

Vernon Westerberg
Route #2
Preston, ID 83263

Dear Mr. Westerberg:

We are in receipt of your protest concerning the above referenced permit. The following are the principle provisions which will be considered in a conference &/or hearing:

1. That the permit holder has failed to show the availability of unappropriated public water in such quantity as to make his project feasible.
2. That the operation of the proposed water right under this permit has caused injury to a prior existing water right.
3. That the permit holder has not placed the water to beneficial use in accordance with the terms and conditions of his permit.

You will be notified at a later date as to the time and place set for a hearing and/or conference to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JG

February 4, 1975

Re: Permit No. 16842/13-2114

Albert Jensen, Clifford Jensen and
Christian Jensen
Preston, ID 83263

Gentlemen:

Enclosed you will find a copy of the protest filed against the issuance of a license pursuant to your Permit No. 16842/13-2114 by Vernon Westerberg. The following are the principle provisions which will be considered in a conference &/or hearing:

1. That the permit holder has failed to show the availability of unappropriated public water in such quantity as to make his project feasible.
2. That the operation of the proposed water right under this permit has caused injury to a prior existing water right.
3. That the permit holder has not placed the water to beneficial use in accordance with the terms and conditions of his permit.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JG



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

February 4, 1975

Statehouse
Boise, Idaho 83720
(208) 384-2215

FEB 11 1975
Department of Water Resources

BDF

Re: Permit No. 16842/13-2114 - Albert Jensen, Clifford Jensen & Christian Jensen

Vernon Westerberg
Route #2
Preston, ID 83263

Dear Mr. Westerberg:

We are in receipt of your protest concerning the above referenced permit. The following are the principle provisions which will be considered in a conference &/or hearing:

1. That the permit holder has failed to show the availability of unappropriated public water in such quantity as to make his project feasible.
2. That the operation of the proposed water right under this permit has caused injury to a prior existing water right.
3. That the permit holder has not placed the water to beneficial use in accordance with the terms and conditions of his permit.

You will be notified at a later date as to the time and place set for a hearing and/or conference to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

Bobby D. Fleenor
BOBBY D. FLEENOR
Chief, Water Rights

BDF:JG

In discussing this matter with the neighbors involved, we found we were concerned with two different springs. I would prefer to drop the protest. Thank you for your help.
Vernon Westerberg

WATER RESOURCE BOARD:

John F. Streiff
Chairman
Franklin Jones
Member

George L. Yost
Vice-Chairman
M. Reed Hansen
Member

Donald R. Kramer
Secretary
Scott W. Reed
Member

Edwin C. Schlereder
Member
Joseph H. Nettleton
Member

February 18, 1975

Re: Permit No. 16842/13-2114

Albert Jensen, Clifford Jensen
& Christian Jensen
Preston, ID 83263

Gentlemen:

We have received a withdrawal of the protest that was submitted by Mr. Vernon Westerberg.

The affidavit of publication for this permit has also been received, and therefore, we will schedule a field examination. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning this field exam, please contact our Eastern District Office in Idaho Falls.

Sincerely,

BOBBY D. FLENNOR
Chief, Water Rights

BDF:jg

cc: Eastern District Office

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 16842/13-2114 Priority Nov. 21, 1969 Amount 0.10 cfs

THIS IS TO CERTIFY, that Clifford A. Jensen, Christian Jensen & Albert Jensen
of Preston, Idaho, have ~~xxx~~ complied with the terms and conditions of Permit
No. 16842/13-2114 issued pursuant to Application for Permit dated March 21, 1928,
and has submitted proof to the Department of Water Resources on November 29, 1974 (late proof),
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 Westerberg Spring,
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>	from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.10</u> cfs and	<u>3.6 acre feet</u>	
<u>Stockwater</u>	from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.04</u> cfs and	<u>1.4 acre feet</u>	
	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
5.0 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 22,
Twp. 14 S, Rge. 40 E, B. M. in the County of Franklin

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 $\frac{1}{4}$	
14 S	40 E	22																	

Total number of acres irrigated _____

NOTE: 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.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 4 day of
June, 19 76.

Director

June 4, 1976

C Re: Permit No. 13-2114

O Clifford A. Jensen, Christian Jensen & Albert Jensen
Preston, ID 83263

Gentlemen:

P Enclosed is a copy of the approved water right license issued on the above
referenced permit.

Sincerely,

Y BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enc.

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Albert Jensen, Clifford Jensen & Christian Jensen
Post office address Preston, Idaho Phone _____
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☐ Surface water ☒ Westerberg spring
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 0.1 c.f.s. for domestic
_____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____
Department of Water Resources
Eastern District Office

RECEIVED

FEB 11 1975

4. Total amount to be appropriated:

Max Rate of Diversion 0.1 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 14S N/S, Range 40E E/W, B.M., Section 22, Subdivision SW 1/4 SW 1/4, Franklin
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision 1/4 1/4,
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision 1/4 1/4,
County

Other Points of Diversions: _____

Description of diverting works: Cement holding box located within spring for diversion and 3
1 1/2" pipes to three residences using water for domestic purposes.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

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	
14S	40E	22											X						

TOTAL ACREAGE _____

Permit No. 16842/13-2114
Examination for b/u

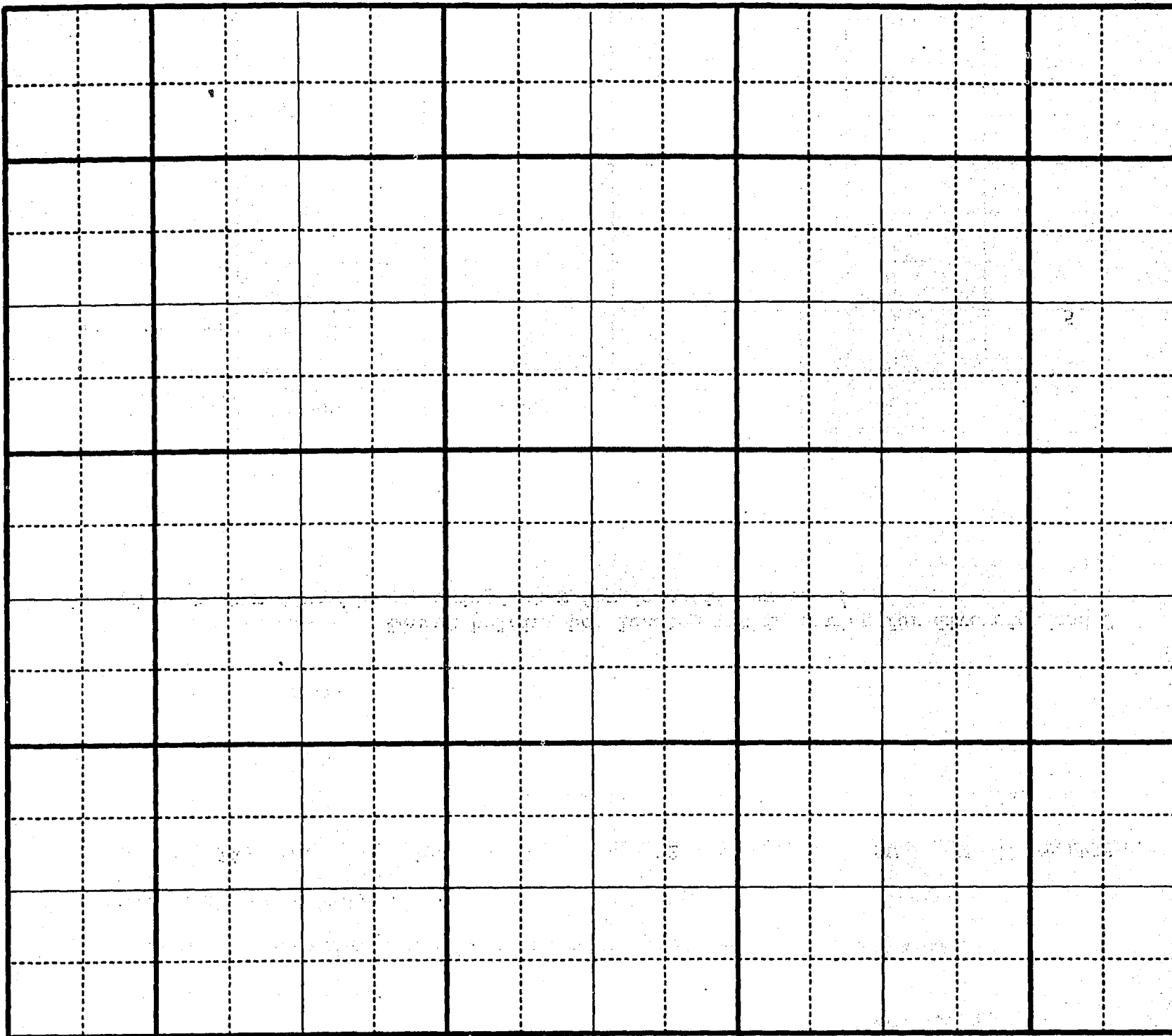
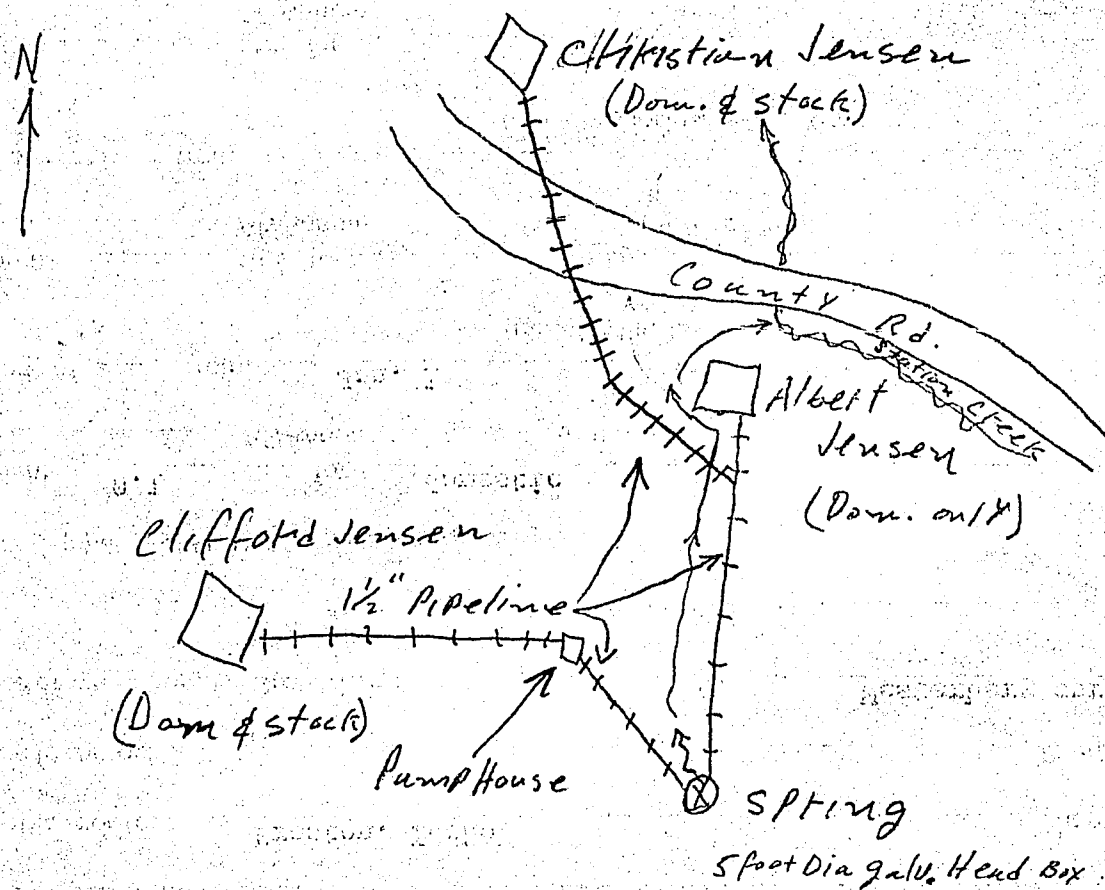
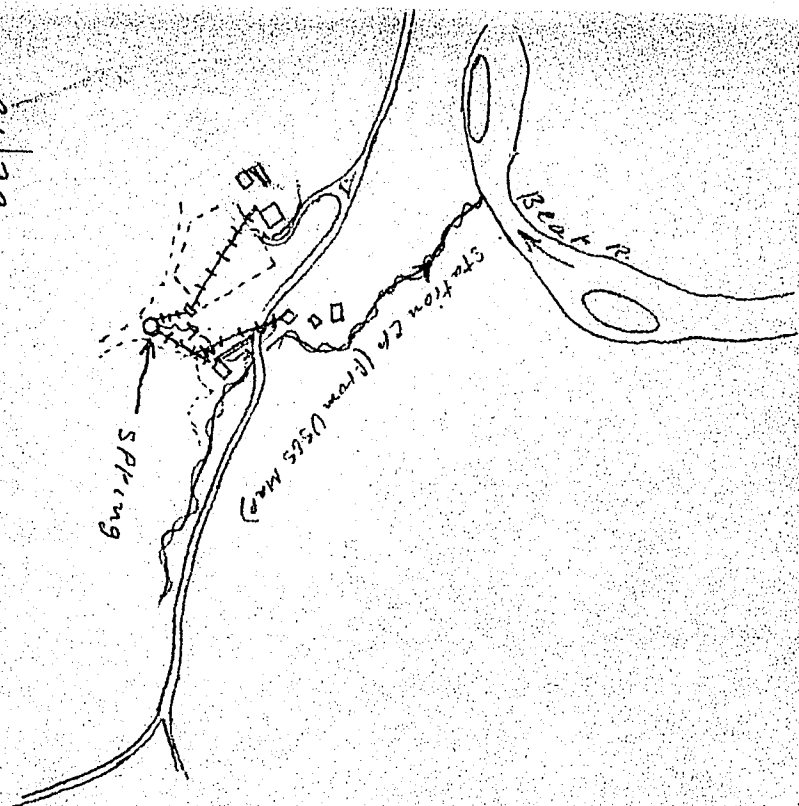


Diagram of System



21 22
28 27



Traced from Ascs Photo 201

22 23
27 26

DATE OF EXAM Mat 24, 1976

ACREAGE
Found NA
Recommended NA

Irrigation Requirement NA Ac Ft/Ac

USE
Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= 0.1 c.f.s. V= 3.6 AF/Ann. from Jan 1 to Dec 31
Livestock Q= 0.04 c.f.s. V= 1.4 AF/Ann. from Jan 1 to Dec 31

Is water co-mingled? yes no ✓

Name source:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no ✓

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured 0.104 cfs Method of measurement 2 1/2 gal bucket & stopwatch

Total Q recommended 0.1 Meter No. Type Condition

Total V recommended 5.0 AF/ann.

Recommended Amendments:

P.D.
Place of Use
Other ✓ Add stock water use
None

MEASUREMENT CALCULATION: $2.5 \text{ gal} / 3.2 \text{ sec} \times 60 \frac{\text{sec}}{\text{min}} = 46.9 \text{ gpm} = .104 \text{ cfs}$

$V_{\text{domestic}} = (3)(1.20) = 3.6$
 $V_{\text{stock}} = 1.4$
 $V_{\text{total}} = 5.0$

SYSTEM DESCRIPTION:

5' Dia steel Culvert section set over spring.
2-1 1/2" Pipelines leading to places of use. Water is pumped
with small pressure systems for homes of Clifford & Albert
Jensen & flows by gravity to home of Christian Jensen.
System also supplies water to 70 head of Dairy cattle
on Clifford & Christian Jensen's places.

REMARKS:

System shown by mts Albert Jensen

Examiner's Signature Larry O. Halverson Date Mat 24, 1976

Checked by William A. Graham Date May 21, 1976

Approved by Date

