

Identification No. 13 7125

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES **APPROVED**
APPLICATION FOR PERMIT

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

1. Name of applicant Lyle Nash Phone: 852-1173
post office address Franklin, Idaho 83237
2. Source of water supply ground-water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 4 Township 16S
Range 40E B.M. Franklin County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ 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 0.10 for stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.06 for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and pump

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 6 inches; proposed depth of well is 300 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 \$5,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 4 Township 16S
Range 40E B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 100 head beef cattle; 100 head dairy
cattle
(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water one.
(5) If water is to be used for other purposes describe: it will be used for irrigation at site
of well

[illegible]

Total number of acres to be irrigated_____3

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 Applicant

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

[illegible]

• Lyle Nash
(Applicant)

Proposed Priority 1-12-1976

Received by me Date 1-12-76 Time 11:15 A.

Preliminary check by WR Fee \$10.00

Receipted by me Date 1-13-76 #15558

Publication prepared by me Date 1-13-76

Published in The (Presion) Citizen

Publication dates Jan 22 & Jan 29, 1976

Publication approved ew Date 1-30-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by me DPA

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. 13-7125, 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 February 1, 19 81.

c. Other: _____

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

Witness my hand this 13 day of February, 19 76.

R. Karl Higin
Director

AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 30 1976

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 of 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 22*, 19*76* and ending with the issue of *January 29*, 19*76*.
Wayne D. Bell
Fee \$ *13.69*

Subscribed and sworn to before me this *29* day of *January*, 19*76*.
Wayne D. Bell

Notary Public, Residing at Preston, Idaho

My Commission Expires *March*, 19*78*

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lyle Nash, Franklin, Idaho has on 1-12-76 submitted Application No. 13-7125 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 NE 1/4 SW 1/4, Sec. 4, T. 16S, R. 40E, B.M., Franklin County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stock-watering purposes for 200 head of cattle, and from Apr. 1 to Nov. 1 for the irrigation of 3 acres; all uses within the NE 1/4 SW 1/4, Sec. 4, T. 16S, R. 40E, 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 Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before February 9, 1976.
R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho on January 22 and January 29, 1976.
Legal No. 77 — Pub. Jan. 22, 29, 1976.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

(1) " "

(2) " "

(3) " "

(4) " "

(5) " "

(6) " "

(7) " "

(8) " "

(9) " "

(10) " "

(11) me 1-30-76

(12) me 2-09-76

(13) RDC 2/9/76

(14) " "

Application No. _____

☒ 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
☒ Fee

In form to receipt YES

Send Copies to:

Idaho State Health Department
Idaho Fish and Game Department
NA Bureau of Land Management

NA Request Special Use Permit from U.S.F.S.
NA Request Easement from B.L.M.
Request Information from Applicant

In form for advertising YES

Platted on Map No. _____

NA Located within Water District No. _____

Critical groundwater area: yes _____ no ☒

Groundwater levels:

Declining, _____ Stable, _____ ☒ Increasing

(comment) Ref Obs Well 165 400 290601

Other rights on the same place of use NO

Comments: NO other GLW. Rights

Affidavit of Publication received (date) 1-30-76

Final date for protests February 9, 1976

Protests received: yes _____ no ☒

All requested information received from agencies or applicant: yes _____ no _____

Action recommended:

☒ Approve _____ Deny

1/12/76 Proposed Priority

Reason for Reduction _____

Measuring device required _____

See attached sheet for other conditions of approval _____

☒ No special conditions for approval

(15) District E By RDC Date 2/9/76

2-5-1
2-5-2

January 8, 1976

Lyle Nash
Franklin
Idaho 83237

Dear Mr. Nash:

Please find enclosed your application for permit and check No. 97-23 in the amount of \$10.00. We have also enclosed, for your review and signature, a completed typewritten application.

You will notice certain items have been added to this second application that were not included on the original. We assume this information to be correct from the data we were able to glean from the original application, and ask that you check it for correctness. If it meets with your approval, please sign and return to this office with the statutory filing fee of \$10.00.

From the dates on the original application, I see that you have been involved with this paper work since September 8, 1975. This means that there has been a four month delay in initiating the processing. May we stress the importance of sending the signed application back to our office quickly, so that we may insure you as early a priority date as possible.

Very truly yours,

BILL RHOADS
Regional Planner

BR:me

Enclosures

January 13, 1976

RE: Application for Permit No. 13-7125

Lyle Nash
Franklin
Idaho 83237

Dear Mr. Nash:

Attached herewith is Departmental receipt No. 15558 in the amount of \$10.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:ME

Attachment

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lyle Nash,
Franklin, Idaho

has on 1-12-76 submitted Application No. 13-7125
for a permit to appropriate 0.20 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from a ground-water source
by means of well and pump
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 16S, R. 40E, B.M., Franklin County;

to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and stock-
for watering purposes for 200 head of cattle, and from Apr. 1 to Nov. 1 for the
irrigation of 3 acres; all uses
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 16S, R. 40E, 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 Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before February 9, 1976

R. KEITH HIGGINSON

Director

Published in the Preston Citizen, Preston, Idaho
on January 22 and January 29, 1976.

CW-A
CW-A

January 13, 1976

RE: Application for Permit No. 13-7125

The Preston Citizen
Box 472
Preston, Idaho 83263

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 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 2-04-76 by me

RDC:ME

Legal Notice (1)

February 18, 1976

Re: Permit No. 13-7125

Lyle Nash
Franklin,
Idaho 83237

Dear Mr. Nash:

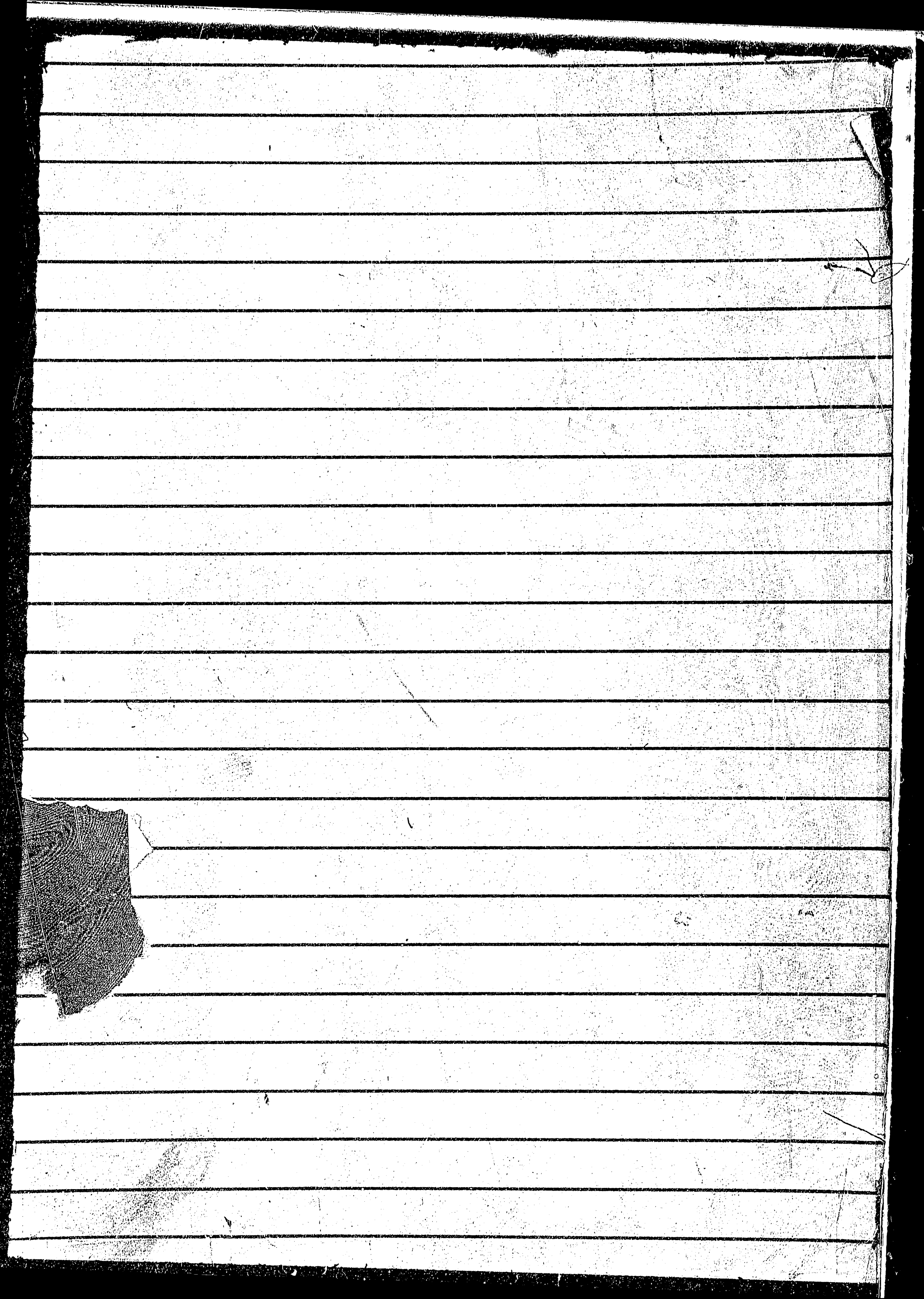
Enclosed is a copy of your approved Application for Permit No. 13-7125. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

NASH, LYLE
FRANKLIN, ID 83237

1086 10

NOVEMBER 30, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 13-7125 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE FEBRUARY 01, 1981. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY 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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD 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 WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

Lyle Nash
Franklin Idaho 83237



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

POST OFFICE



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. 13-7125.

Name(s) of Permit Holder: Lyle Nash

Post Office Address: FRANKLIN IDAHO 83237

Tel. 852 1123

Source of Water: groundwater

Extent of Use: ☐ Domestic 1 (number of households)
☐ Stockwater 100 Bays 100 Dairy (number and type of stock)
☐ Irrigation 8, two (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.

Dec 5, 1980
Date

Lyle Nash
Signature of Permit Holder



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

January 28, 1981

RE: Permit No. 13-7125

Lyle Nash
Franklin
Idaho 83237

Dear Mr. Nash:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

HAROLD W. JONES
Sr. Resource Agent

cc: IDWR - State Office

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 13-7125 Priority January 12, 1976 Amount 0.13 cfs

THIS IS TO CERTIFY, that Lyle Nash
of Franklin, Idaho, has complied with the terms and conditions of Permit
No. 13-7125 issued pursuant to Application for Permit dated January 12, 1976,
and has submitted proof to the Department of Water Resources on December 9, 1980,
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 0.13 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
Domestic (1 Unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.10</u> cfs and	<u>5.4</u> acre feet
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.13 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
6.6 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 4,
Twp 16S, Rge 40E 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 $\frac{1}{4}$	
16S	40E	4									X								

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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19TH day of
MAY, 19 84.

Acting for the Director

Norman C. Young

RECEIVED
APR 2 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

13-7125
Permit No.

Department of Water Resources

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 8-13-82 Accompanied by Lyle Nash Total Q measured 0.13 cfs ✓
If source is surface water, estimate total flow of source _____
Methods of measurement Theoretical Meets Permit requirements? _____

Measurement calculations:
$$\frac{5hp \times 8.814 \times 0.8}{200' \text{ lift} (35psi \times 2.308)} = \frac{35.256}{280.78} = 0.13 \text{ cfs} \checkmark$$

Domestic - 0.04 cfs } total not to
Stock - 0.10 cfs } exceed 0.13 cfs ✓
4.0 100 dairy cattle 0.07
1.4 + 100 beef cattle 0.03
Volume Domestic - 1.2 cfs ✓
Stock - 5.4 cfs ✓

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	5	NA		NA				

System Description Well/pump (submersed) with 5hp motor with line to onchome & 2 water troughs. (No irrigation)

*Code with map on reverse side. Disregard code if only one.

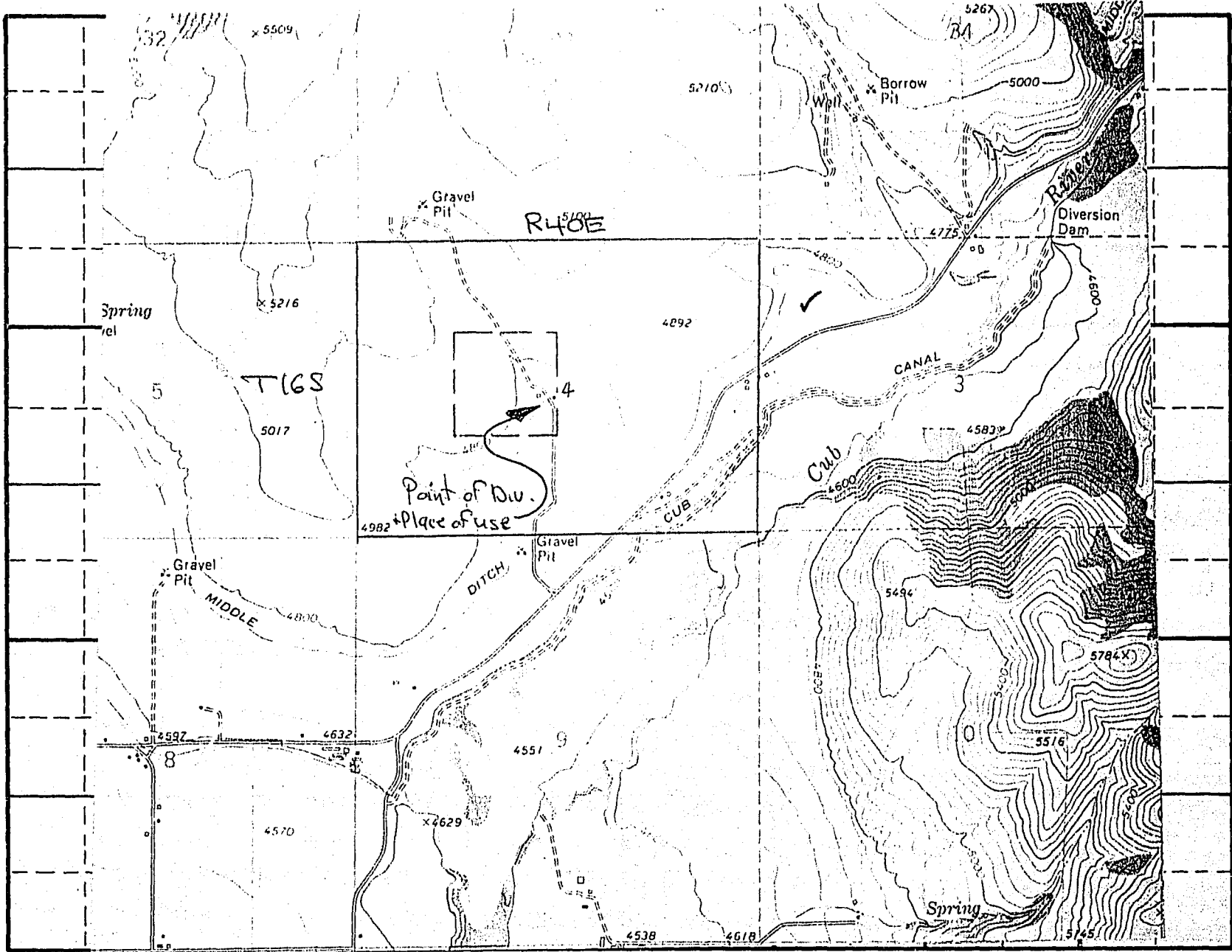
RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
✓ Domestic (ONE UNIT)	0.04 ✓	1.2 ✓	1-1 ✓	12-31 ✓
✓ Stock	0.10 ✓	5.4 ✓	1-1 ✓	12-31 ✓
Total	0.13 * ✓	6.6 ✓		

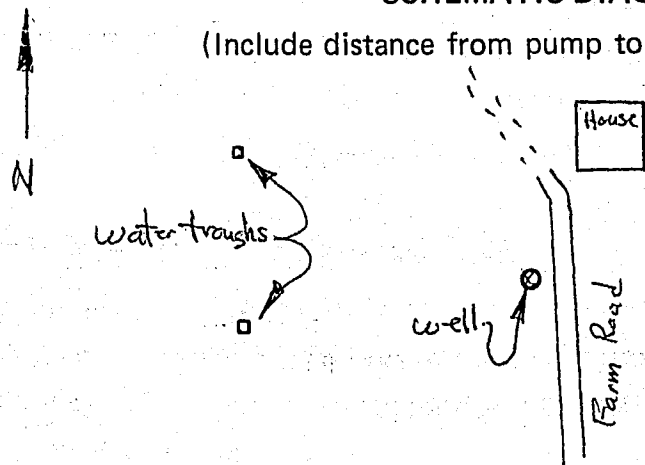
Remarks Domestic & stock uses only, no irrigation

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: ✓ NESW Sect. 4 T16S R40E

Place(s) of Use ✓

[illegible]

Recommended Amendments:

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

☒ None
☐ Other

Examiner's Signature

Checked by

Approved by

Date 1-18-84

Date 29 Mar 1984

Date 4-17-84

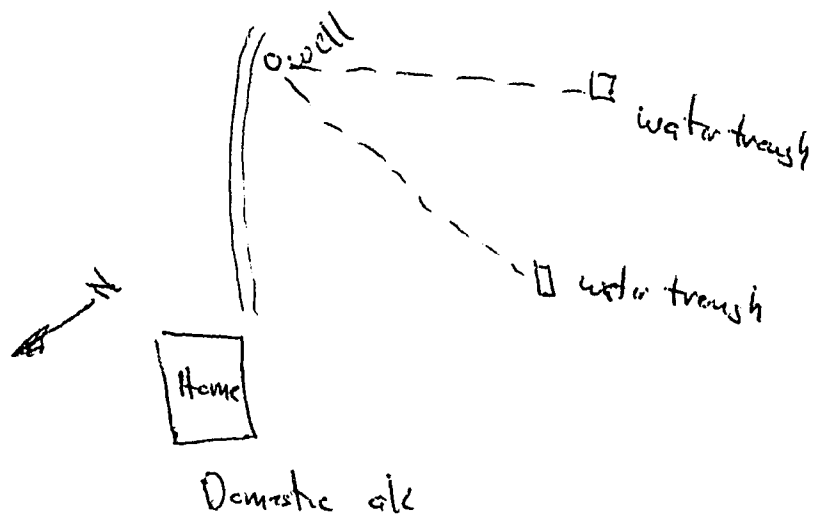
13-7125 (Name) Nash
 Accompanied by: Lyle Nash
 EXAMINATION: DATE: 8-12-82

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
	105			

Measuring Device Type: _____
 Meter _____ Annubar _____ Flare _____

Remarks: only domestic & stock

6" well, pump at 200'





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

May 2, 1984

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

RE: Permit No. 13-7125

Lyle Nash
Franklin,
Idaho 83237

Dear Mr. Nash:

A representative of this Department has made an examination of the works covered by your Permit No. 13-7125, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.13 cfs Source: groundwater

The maximum quantity diverted shall not exceed 6.6 acre feet
per year.

Point(s) of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 4, Twp 16S, Rge 40E

Beneficial Use: Domestic use for 1 unit and stockwater within NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4,
Twp 16S, Rge 40E

Priority date established: January 12, 1976

Conditions (if any):

If you do not concur with these findings, please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

May 21, 1984

RE: Permit No. 13-7125

Lyle Nash
Franklin,
Idaho 83237

Dear Mr. Nash:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure