

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Garth B. Christensen Phone 1-208-852-6147
Post office address Route # 1, Preston, ID 83263
2. Source of water supply Spring which is a tributary of Bear River
3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 16 South
Range 39 E B.M. Franklin County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 for Irrigation purposes from 04/01 to 11/01 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 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)

5. Total quantity to be appropriated:

a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. catch basin, $1\frac{1}{2}$ H.P. pump, and $1\frac{1}{2}$ " pipeline 800 ft. long 90 ft. 1.7 ft

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is one year (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 16 South
Range 39 E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16	39E	28						1											1

Total number of acres to be irrigated 1

c. Describe any other water rights used for the same purposes as described above. _____

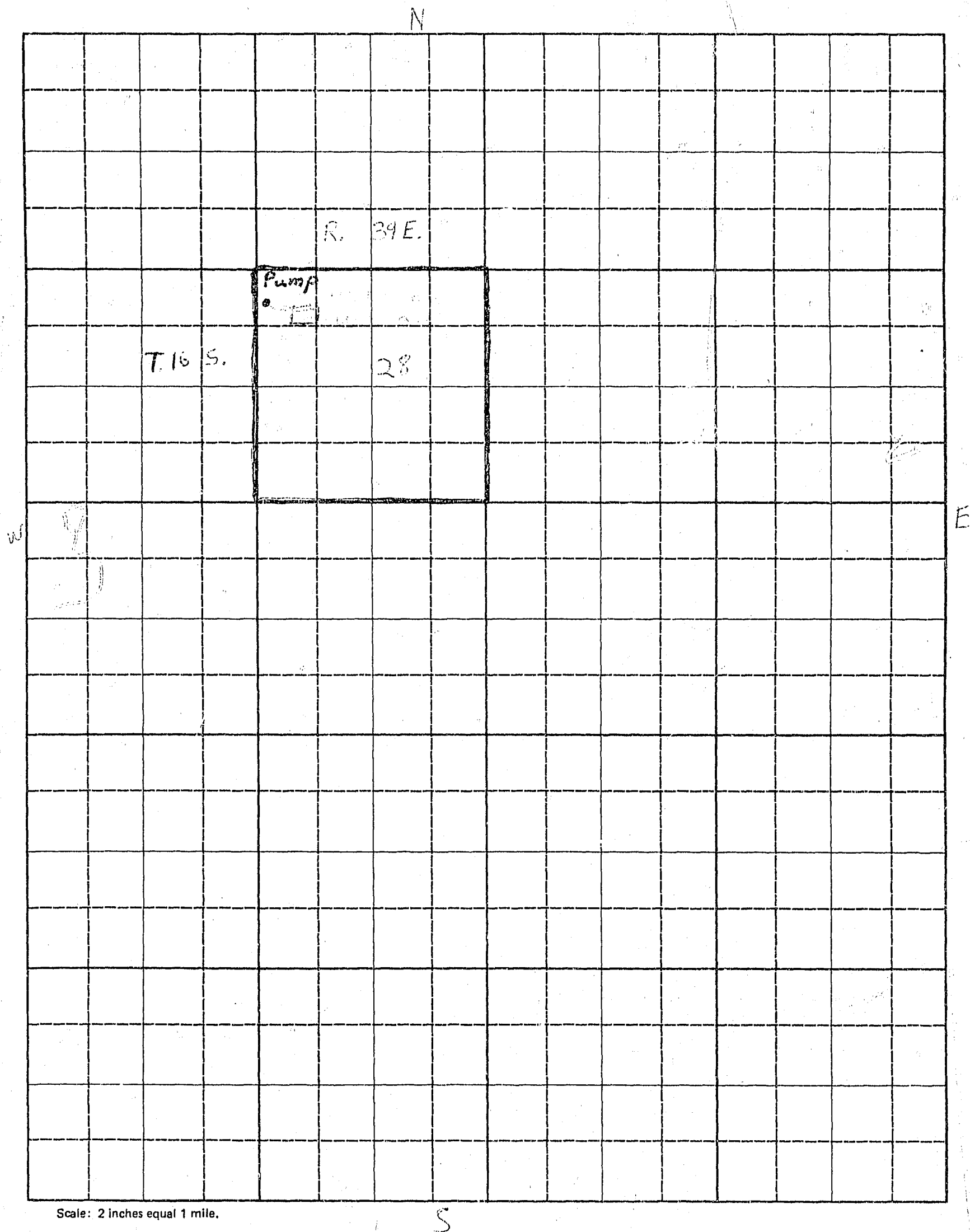
9. a. Who owns the property at the point of diversion (Father) Leonard Junior Christensen

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

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 _____

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



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.

Garth B. Christensen
(Applicant)

Proposed Priority 12/3/79

Received by KW Date 12/3/79 Time 11:30

Preliminary check by JC Fee \$ 20.00

Receipted by KW Date 12/03/79 # 15426

Publication prepared by KW Date 12/06/79

Published in Preston Citizen

Publication dates 12/13/79 & 12/20/79

Publication approved KW Date 1/7/80

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC Jmm

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. 13-7272, 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. 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. Other: (1) The issuance of this permit in no way grants any right-of-way or easement across the land of another. (2) Use of water under this permit is subject to control by the watermaster of State Water District # 11, Bear River.

Witness my hand this 22nd day of January, 19 80.

L. Glen Saxton
Chief, Operations Bureau

No 1020

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

J. Walter Ross

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 2 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

December 13, 1979, and ending with the issue of December 20, 1979.

Fee \$ 12.24

Subscribed and sworn to before me this 31st day of December, 1979.

Ken O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1982

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

13-7272

CHRISTENSEN, GARTH B.
ROUTE 1, PRESTON, ID 83269
Source: SPRING tributary to BEAR RIVER

Date Filed: 12-03-1979

Amount: 0.04 CFS

Diversion Point: NWNW Sec 28 T 16S R 39E, FRANKLIN CO.

Use: Irrigation (0.02 CFS) from 04-01 to 11-01

DOMESTIC (0.02 CFS) from 01-01 to 12-31

Place of Use: NWNW Sec 28 T 16S R 39E FOR 1 ACRES

Diversion Means: CATCH BASIN, PUMP AND PIPELINE.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before DECEMBER 31, 1979.

C. STEPHEN ALLRED

Director

Published 12-13 and 12-20-79.

Legal No. 1020-34L — Pub. Dec. 13 and 20, 1979.

RECEIVED

JAN 3 1980

Department of Water Resources
Eastern District Office

13-2272

CHRISTENSEN, GARTH B.

ROUTE 1, PRESTON, ID 83263

Source: SPRING tributary to BEAR RIVER

Date Filed: 12/03/1979

Amount: 0.04 CFS

Diversion Point: NWNW Sec 28 T 16S R 39E, FRANKLIN Co.

Use: IRRIGATION (0.02 CFS) from 04/01 to 11/01
DOMESTIC (0.02 CFS) from 01/01 to 12/31

Place of Use: NWNW Sec 28 T 16S R 39E FOR 1 ACRES

Diversion Means: CATCH BASIN, PUMP AND PIPELINE.

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before DECEMBER 31, 1979.

C. STEPHEN ALLRED

Director

Published 12/13 & 12/20/79.

S I T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7185

DECEMBER 6, 1979

The Preston Citizen
P. O. Box 472
Preston, Idaho 83263

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 31, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

• December 7, 1979

RE: Application for Permit No. 13-7272

Garth B. Christensen
Route #1
Preston, ID 83263

Dear Mr. Christensen:

Attached herewith is Departmental Receipt No. 15426 in the amount of \$20.00
for the above referenced application.

Sincerely,

KAY WALKER
Secretary

KW:k
Attachment

December 10, 1979

RE: Application for Permit No. 13-7272

Mr. Russell Stoker, Watermaster
Water District No. 11
279 East 3rd North
Soda Springs, Idaho 83276

Dear Mr. Stoker:

We are enclosing a copy of an application that may be of interest to your water district. Please review the application and submit any comments you may have to our Department as soon as possible. The last date of protest is December 31, 1979, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

ERNEST CARLSEN
Sr. Resource Analyst

EC:kw

Enclosure

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

3-7272

INITIAL REVIEW BY: JC

APPLICATION NUMBER: Christensen

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____

Date: _____

Comments: _____

☒ Fee.

☒ Yes ☐ No

Field check required.

☐ Yes ☒ No

Critical groundwater area.

☐ Yes ☒ No

Request dam safety information. Sent by: _____

Date: _____

☒ Yes ☐ No*

In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.

Copies sent by: _____

Date: _____

☒ Other

Water 13.4

KW

12/7/79

PROCESSING:

☒ Yes ☐ No

Platted by: JC

Map No. DD 93

☐ Yes ☒ No

Other rights on same place of use. _____

☒ Yes ☐ No*

In form for advertising.

Final date for protests: Dec. 31

☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 1/3/1980

☒ Application published correctly. If not, record action taken: _____

☒ Fee amount, receipt date & number, recorded on application.

☒ Publication dates and paper, recorded on application.

☐ Protests, dates, withdrawal, etc., recorded on application.

☒ Recommendation & initial, recorded on application.

☐ Yes ☒ No

Measuring device required.

☐ Yes ☒ No

Access port required.

☐ Yes ☒ No

Will water be delivered by watermaster? If yes, what district? _____

☒ 12/03/1979 Date of priority recommended.

Special conditions of approval or cover letter. _____

RECEIVED

JAN 10 1980

Department of Water Resources

By: Ernest Carlson

Date: 1/07/1980

STATE OFFICE REVIEW:

04

05/11, Bear River

Short letter w/o Condition

☐ See attached sheet for more information.

By: Juni

Date: 1/18/80



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

January 22, 1980

Garth B. Christensen
Route # 1
Preston, Idaho 83253

Dear Mr. Christensen,

RE: Permit No. 13-7272

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

David R. Tuthill, Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

Garth B. Christensen
Route 1
Preston, ID 83263

1086-12

NOVEMBER 30, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 13-7272 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.

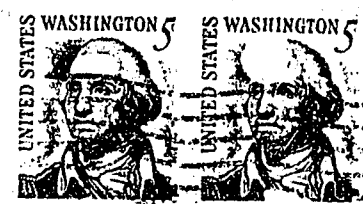
EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

Garth B Christensen
Route # 1 Box 350
Preston, Idaho 83263



RECEIVED

DEC 1 1960



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

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. 13-7272.

Name(s) of Permit Holder: Garth B. Christensen

Post Office Address: Route #1 Box 350

Preston, Idaho 83263 Tel. No. 852 0147

Source of Water: Spring

Extent of Use: ☒ Domestic one (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation one (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.

12/4/80
Date

Garth B. Christensen
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. 13-7272

Garth B. Christensen
Rt. #1, Box 350
Preston, Idaho 83263

Dear Mr. Christensen:

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. 13-7272 Priority December 3, 1979 Amount 0.02 cfs

THIS IS TO CERTIFY, that Garth B. Christensen
of Preston, Idaho, has complied with the terms and conditions of Permit
No. 13-7272 issued pursuant to Application for Permit dated December 3, 1979,
and has submitted proof to the Department of Water Resources on December 8, 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 0.02 cfs of water from spring,
tributary to Bear River, 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>Irrigation</u>	<u>from April 1 to November 1</u>	<u>at 0.02 cfs</u>	<u>and 3.5 acre feet</u>
	<u>from to</u>	<u>cfs and</u>	
	<u>from to</u>	<u>cfs and</u>	

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3.5 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28, Twp.
16S, Rge. 39E in the County of Franklin

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				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 $\frac{1}{4}$	
16S	39E	28					1								1

Total number of acres irrigated 1

Use of water under this license is subject to control by the watermaster of State
Water District No. 11, Bear River.

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 29 day of
January, 19 82.

Director

J.E. Det

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

13-7272
Permit No.

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 7-1-81 Accompanied by Garth Christensen Total Q measured _____
If source is surface water, estimate total flow of source _____
Methods of measurement Bucket + Stopwatch Meets Permit requirements? _____

Measurement calculations: $V = 1 \text{ acre} \times 3.5 \text{ cfs}$ $\approx 3.5 \text{ cfs}$ ✓	Actual measurement 7.5 gpm via Bucket + Stopwatch. assign 0.02 cfs for irrigation of one acre - <u>No Domestic Use</u>	$V = 0.02 \times 1.9835 \times 214$ $\approx 8.49 \text{ af}$
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[illegible]

System Description Catch basin with submersed pump brings water up to property for irrigation via sprinklers.

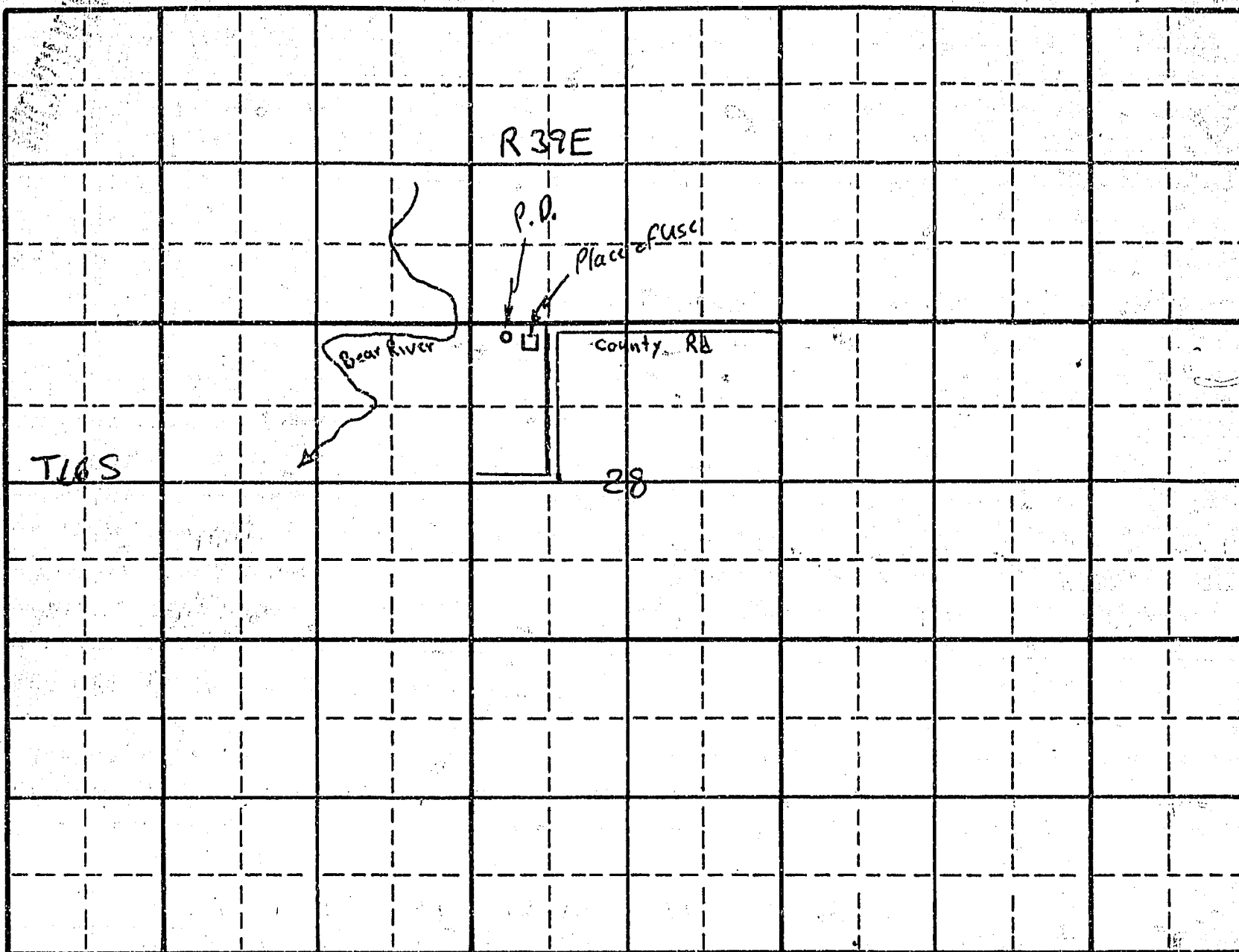
**Code with map on reverse side. Disregard code if only one.*

RECOMMENDED AMOUNTS

RECOMMENDED AMOUNTS		Irrigation requirement = <u>3.5</u>		AFA/Acre	
USE		Q (cfs)	V (afa)	FROM	TO
Irrigation		0.02 cfs	3.5 afa	April 1	Nov. 1
Total		0.02 cfs	3.5 afa		

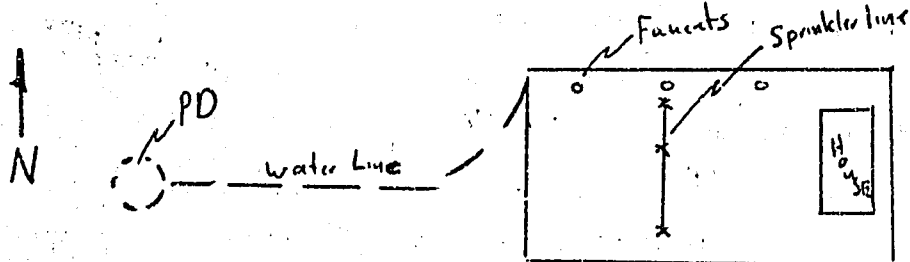
[illegible]

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NW 1/4 of NW 1/4 Sect 28 T16S R39E

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16S	39E	28						1											1

Recommended Amendments:

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

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above
- ☒ None
- ☐ Other

Examiner's Signature [Signature]

Date 10-22-81

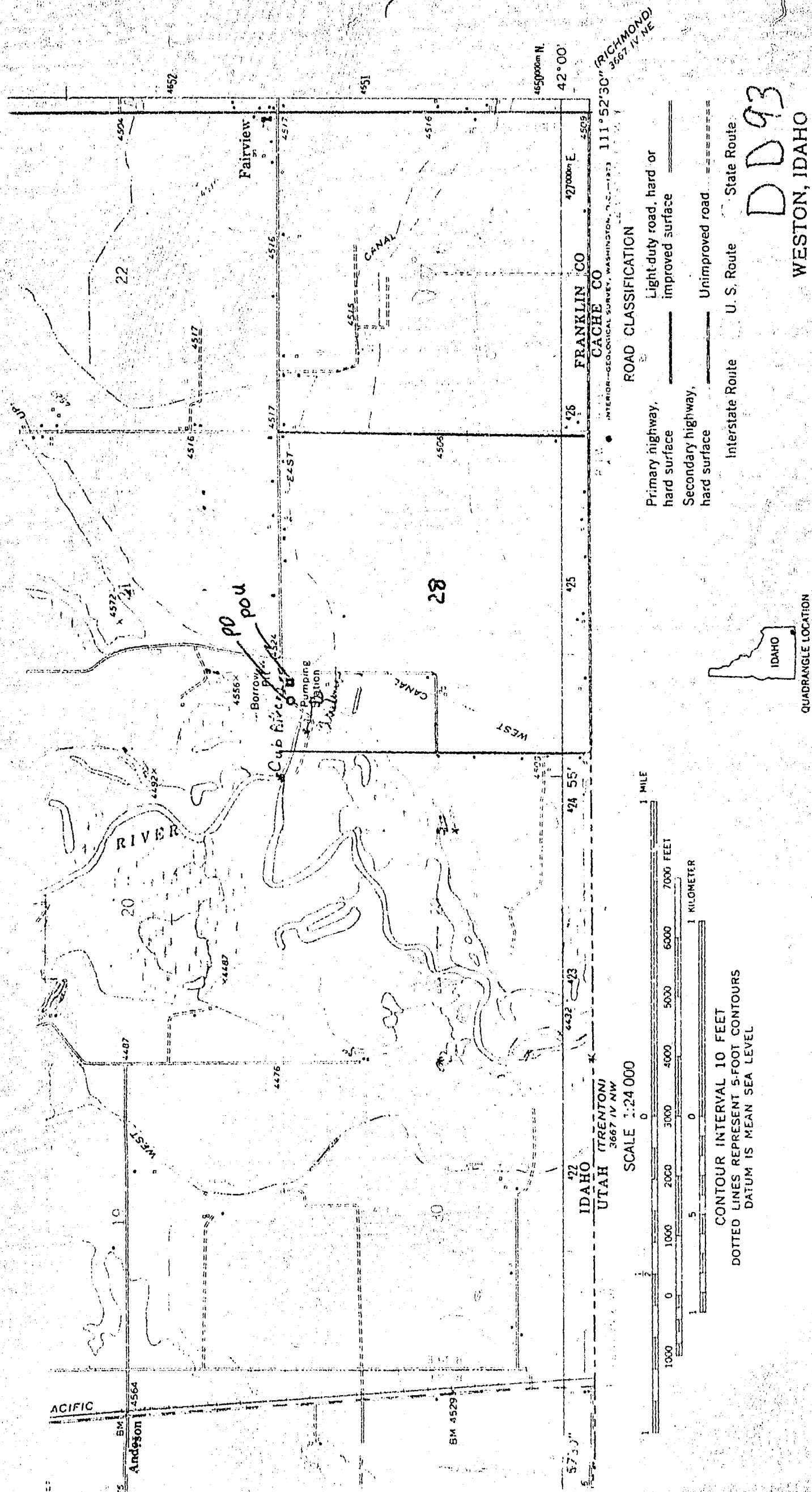
Checked by [Signature]

Date 12-4-81

Approved by [Signature]

Date 1/13/82

#65 12-9-21



February 8, 1982

RE: Permit No. 13-7272

Garth B. Christensen
Route #1, Box 350
Preston, ID 83263

Dear Mr. Christensen:

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



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

January 13, 1982

RE: Permit No. 13-7272

Garth B. Christensen
Route #1, Box 350
Preston, ID 83263

Dear Mr. Christensen:

A representative of this Department has made an examination of the works covered by your Permit No. 13-7272, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.02 cfs Source: spring

The maximum quantity diverted shall not exceed 3.5 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 16S, Rge. 39E, Franklin County

Beneficial use: Irrigation of 1 acre within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 16S,
Rge. 39E

Priority date established: December 3, 1979

Conditions (if any): Use of water under this license is subject to control
by the watermaster of State Water District No. 11, Bear River.

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