

RECEIVED

AUG 26 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 13-7520

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant Alan B. Rasmussen Phone 1-208-425-3981
Post office address 627 Hubbard Rd. Grace, Id. 83241
2. Source of water supply; Unnamed spring which is a tributary of Bear River
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Govt. Lot
Sec. 2 Township 11S Range 40E B.M. Caribou County; additional
points of diversion if any:
4. Water will be used for the following purposes:
Amount 0.02 cfs or stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.02 and/or (b)
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Develop spring,
collect in pipeline - run to hydrants into
watering troughs, through 2" PVC pipe
 - b. Height of storage dam feet; active reservoir capacity acre-feet; total
reservoir capacity acre-feet; period of year when water will be diverted to storage:
 to inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is feet.
 - d. Is ground water with a temperature of greater than 85°F being sought?
 - e. If well is already drilled, when? ; Drilling firm ;
Well was drilled for (well owner)
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 years (minimum 1 year).

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 60 head beef cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>11S</u>	<u>40E</u>	<u>2</u>												<u>5</u>					
<u>11S</u>	<u>40E</u>	<u>11</u>					<u>40</u>							<u>5</u>					<u>80</u>
							<u>5</u>							<u>5</u>					

Total number of acres to be irrigated 0

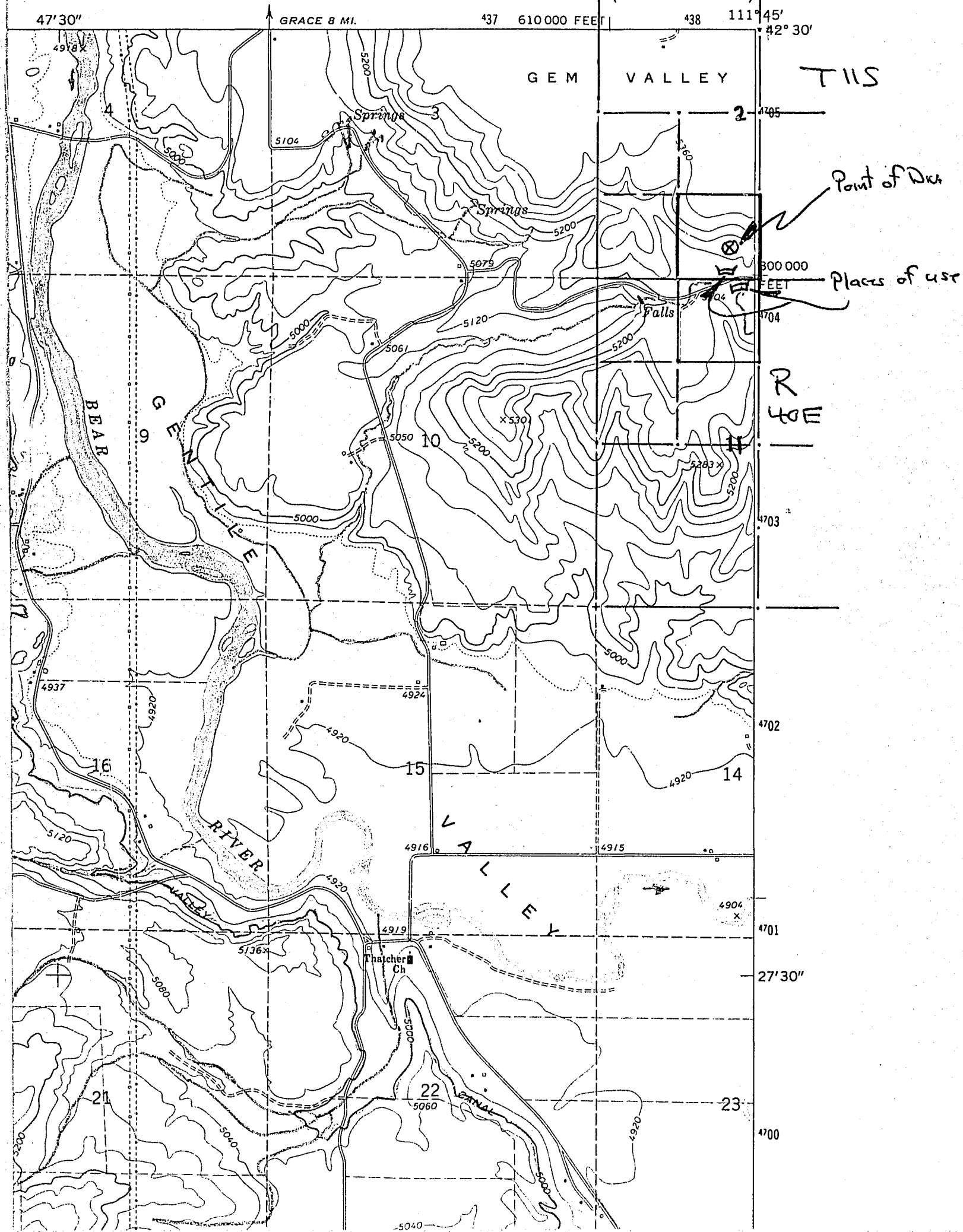
10. Describe any other water rights used for the same purposes as described above. _____

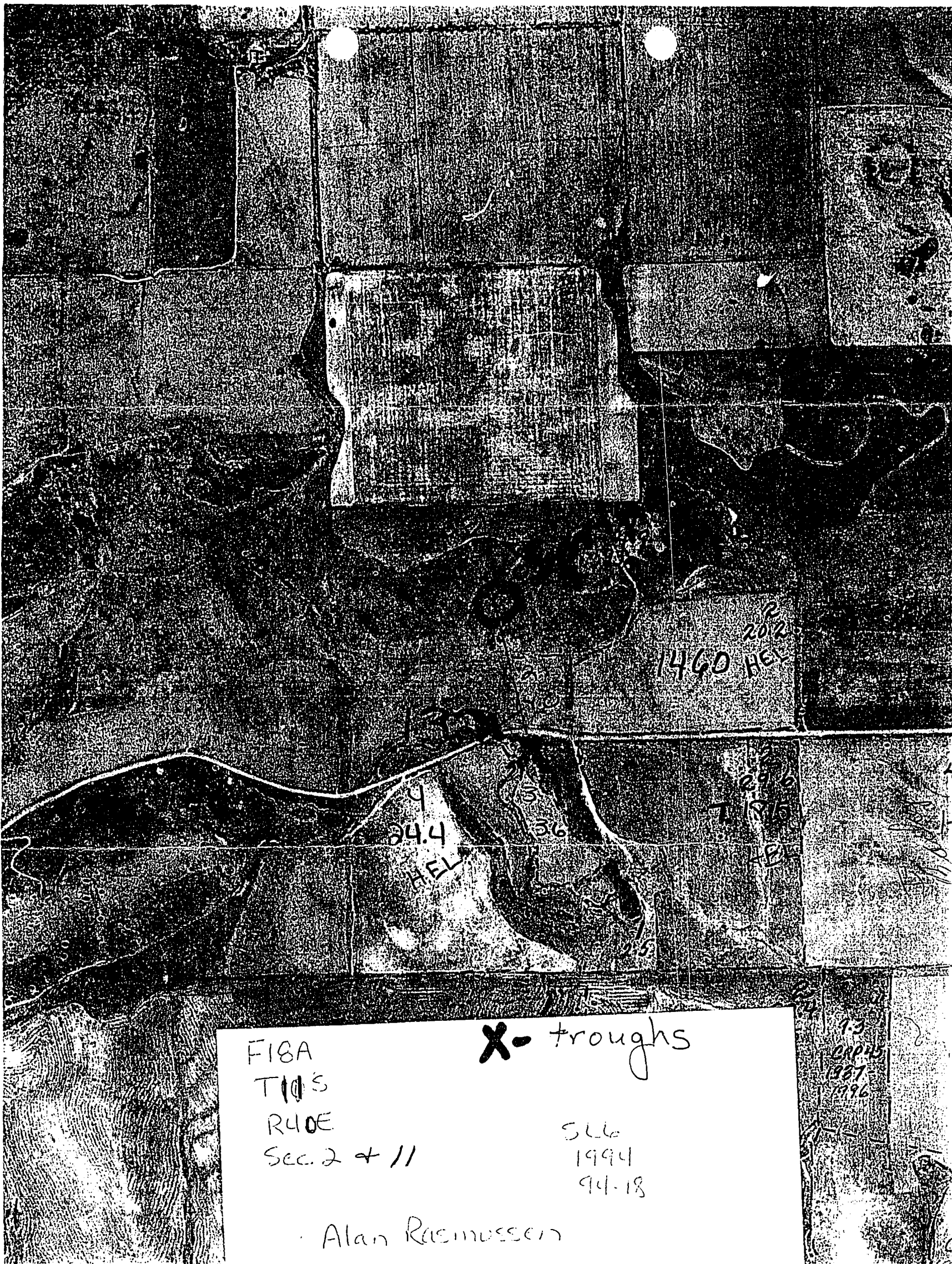
11. a. Who owns the property at the point of diversion? Olan B. Rasmussen
- b. Who owns the land to be irrigated or place of use? Same
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

THATCHER HILL QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

3689 11 SW
(GRACE)





F18A

T10S

R40E

Sec. 2 + 11

X- troughs

546

1994

94-18

Alan Rasmussen

[illegible]

Alan B. Kasmussen
(Applicant)

Received by WM Date 5/31/94 Time 1:48 pm CK # 2304 \$ 30.00 Preliminary check by _____
Fee \$ 30.00 Received by AWJ # E019872 Date 5-31-94
Publication prepared by LB Date 7-7-94 Published in Caribou County Sun
Publication approved LB Date 8-8-94

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 13-07520

Proposed Priority: May 31, 1994

Maximum Diversion Rate:

0.02 CFS

This is to certify, that **ALAN B RASMUSSEN**
627 HUBBARD RD
GRACE ID 83241

has applied for a permit to appropriate water from: **GROUNDWATER**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION: SESESW , Sec. 2, Township 11S, Range 40E
CARIBOU County

PLACE OF USE: STOCKWATER
TWN RGE SEC
11S 40E 2 SESW
11 NENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1995.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 11.
4. Stockwater use is for 60 range cattle.

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

27th day of October, 1994.

R. Keith Higginson
for R. Keith Higginson, Director

The permit(s) will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N. Skyline, Idaho Falls, ID, 83402 together with a protest fee of \$25 on or before July 25, 1994. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON, Director

PUBLISHED: 7/6/1994 & 7/13/1994

13-07520

RASMUSSEN, ALAN B
627 HUBBARD RD
GRACE, ID 83241

Source: GROUNDWATER

Diversion Pt: SESESW Sec 2 T 11S R 40E in CARIBOU County.

Use: STOCKWATER (.020 CFS)
Total Diversion: (.020 CFS)

Date Filed: 5/31/1994

In: CARIBOU County
T11S R40E S02
S11
SESW
NENW

PUBLIC NOTICE

NOTICE OF APPLICATION FOR WATER RIGHT

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

13-07520

RASMUSSEN, ALAN B., 627
HUBBARD RD., GRACE, ID
83241

Source: GROUNDWATER

Diversion Pt: SESESW Sec 2 T
11S R 40 E in CARIBOU County.

Use: STOCKWATER (.020
CFS) Total Diversion: (.020 CFS)

Date Filed: 5/31/1994

In: CARIBOU County T11S
R40E S02 SESW S11 NENW

The permit(s) will be subject to
all prior water rights. Any protest
must be filed with the Director,
Dept. of Water Resources, Eastern
Region, 900 N. Skyline, Idaho
Falls, ID, 83402 together with a
protest fee of \$25 on or before July
25, 1994. The protestant must also
send a copy of the protest to the
applicant.

R. KEITH HIGGINSON,
Director

Published July 7 and 14, 1994 in
the Caribou County Sun.

NOTICE OF APPLICATION FOR WATER RIGHT

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
900 N Skyline

Idaho Falls, Idaho 83402
(208) 525-7161

JUNE 22, 1994

CARIBOU COUNTY SUN
P.O. BOX 815
SODA SPRINGS, ID 83276

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. 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 JULY 25, 1994.

Yours truly,

Rita Bodell
Secretary

Encl.

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County that said
newspaper has been published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

7th day of

July, 1994

The date of the last publication

being the 14th day of

July, 1994

On this 10th day of August

in the year of 1994 before

me, a Notary Public, personally
appeared

Mark Steele
known or identified to me to be the
person whose name subscribed to
the within instrument, and being
by me first duly sworn, declared
that the statements therein are
true, and acknowledged to me that
he executed the same.

Wendy D. Smith
Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:

March 11, 2000

PUBLIC NOTICE

First Time Published

NOTICE OF APPLICATION FOR WATER RIGHT

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

13-07520

RASMUSSEN, ALAN B., 627
HUBBARD RD., GRACE, ID
83241

Source: GROUNDWATER

Diversion Pt: SESESW Sec 2 T
11S R 40 E in CARIBOU County.

Use: STOCKWATER (.020
CFS) Total Diversion: (.020 CFS)

Date Filed: 5/31/1994

In: CARIBOU County T11S
R40E SO2 SESW S11 NENW

The permit(s) will be subject to
all prior water rights. Any protest
must be filed with the Director,
Dept. of Water Resources, Eastern
Region, 900 N. Skyline, Idaho
Falls, ID, 83402 together with a
protest fee of \$25 on or before July
25, 1994. The protestant must also
send a copy of the protest to the
applicant.

R. KEITH HIGGINSON,
Director

Published July 7 and 14, 1994 in
the Caribou County Sun.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 27, 1994

ALAN B RASMUSSEN
627 HUBBARD RD
GRACE ID 83241

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P13-07520

Dear Permit Holder:

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

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

A handwritten signature in dark ink, appearing to be 'J. Johnson', with a horizontal line extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

State of Idaho
Department of Water Resources

AMENDED

Permit To Appropriate Water

AMENDED

NO. 13-07520

Proposed Priority: May 31, 1994

Maximum Diversion Rate:

0.02 CFS

This is to certify, that ALAN B RASMUSSEN
627 HUBBARD RD
GRACE ID 83241

has applied for a permit to appropriate water from:
SPRING tributary of BEAR RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION: SESESW, Sec. 2, Township 11S, Range 40E
CARIBOU County

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	
11S	40E	2	SESW
		11	NENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1995.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 11.
4. Stockwater use is for 60 range cattle.

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

17th day of August, 1995.

Karl J. Dreher
for Karl J. Dreher, Director

Form No. 217
7/94

RECEIVED

JUL 10 1995

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY

Amt. of Fee \$: 50.00

Receipt No. 0033455

Receipt By: JW

Date Received: 8-28-95

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 13-07520 Telephone No. 1-208-425-3981

2. Name(s) of Permit Holder(s): Alan B. Rasmussen

3. Mailing Address: 627 Hubbard Rd. Grace, Id. 83241

4. Source of Water: Spring If GROUNDWATER (well), Date Drilled: mo. ___ / yr. ___

a. Well Driller: ___ Drilling Permit Number: ___ - ___ - ___

b. **OPTIONAL:**
Pump Horsepower: ___ Pressure (psi): ___ Dynamic pumping level (ft): ___

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): ___ Stockwater (No. and type of stock): 60 Range cattle

Irrigation (No. of acres): ___ Other: ___

6. Total rate of diversion and/or volume for which proof is submitted: 0.02 cfs OR ___ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes ___ or No ✓
Has the measuring device been installed? Yes ___ or No ✓

Flow Measurement Port: Is a flow measurement port required? Yes ___ or No ✓
Has the measurement port been installed? Yes ___ or No ✓

8. Fee Enclosed: \$ None required (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Alan Rasmussen Telephone Number: 1-208-425-3981

Address: 627 Hubbard Rd. Grace, Id. 83241

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Alan B. Rasmussen Date: July 7, 1995
(include your title, if on behalf of company of organization)

June 30, 1995

ALAN B RASMUSSEN
627 HUBBARD RD
GRACE ID 83241

PROOF DUE NOTICE

RE: PERMIT NO. 13-07520

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1995. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

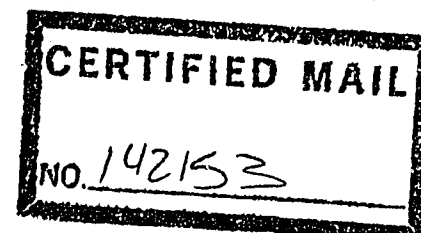
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures



MEMORANDUM

DATE: August 17, 1995
TO: File No. 13-07520
FROM: Cindy Zimmerman *CJ*
SUBJECT: Source

=====

During the proof of beneficial use review, an error in source of this permit was noted.

The application identified the source as a spring tributary to Bear River. The permit identified the source as groundwater.

An amended permit has been issued identifying the source as a spring tributary to Bear River as originally intended and proposed by the permit holder.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

August 23, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Alan B. Rasmussen
627 Hubbard Rd.
Grace, ID 83241

RE: Permit No. 13-07520

Dear Permit Holder:

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

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

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

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

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

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

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

September 12, 1995

ALAN B RASMUSSEN
627 HUBBARD RD
GRACE ID 83241

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 13-07520

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region