

Identification No. 17 7035

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant David H. Clegg Phone: 547-4127
post office address 39 Monsanto Boulevard, Soda Springs, Idaho
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 NW $\frac{1}{4}$ of Section 31 Township 14S
Range 30E B.M. Oneida County; additional points of diversion if any: _____
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, T. 14S, R. 30E, B.M.
- 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 15.36 for Irrig. purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 15.36 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Wells and pumps

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 _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 years.
b. Estimated construction cost is \$ 75,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____

(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	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	30E	30											40						40
"	"	31			20		38	25	38	38	29	36	39	40	38	15	30	37	423
15S	30E	6		28	35		40	40	40	40	26	26				30			305

Total number of acres to be irrigated 768

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

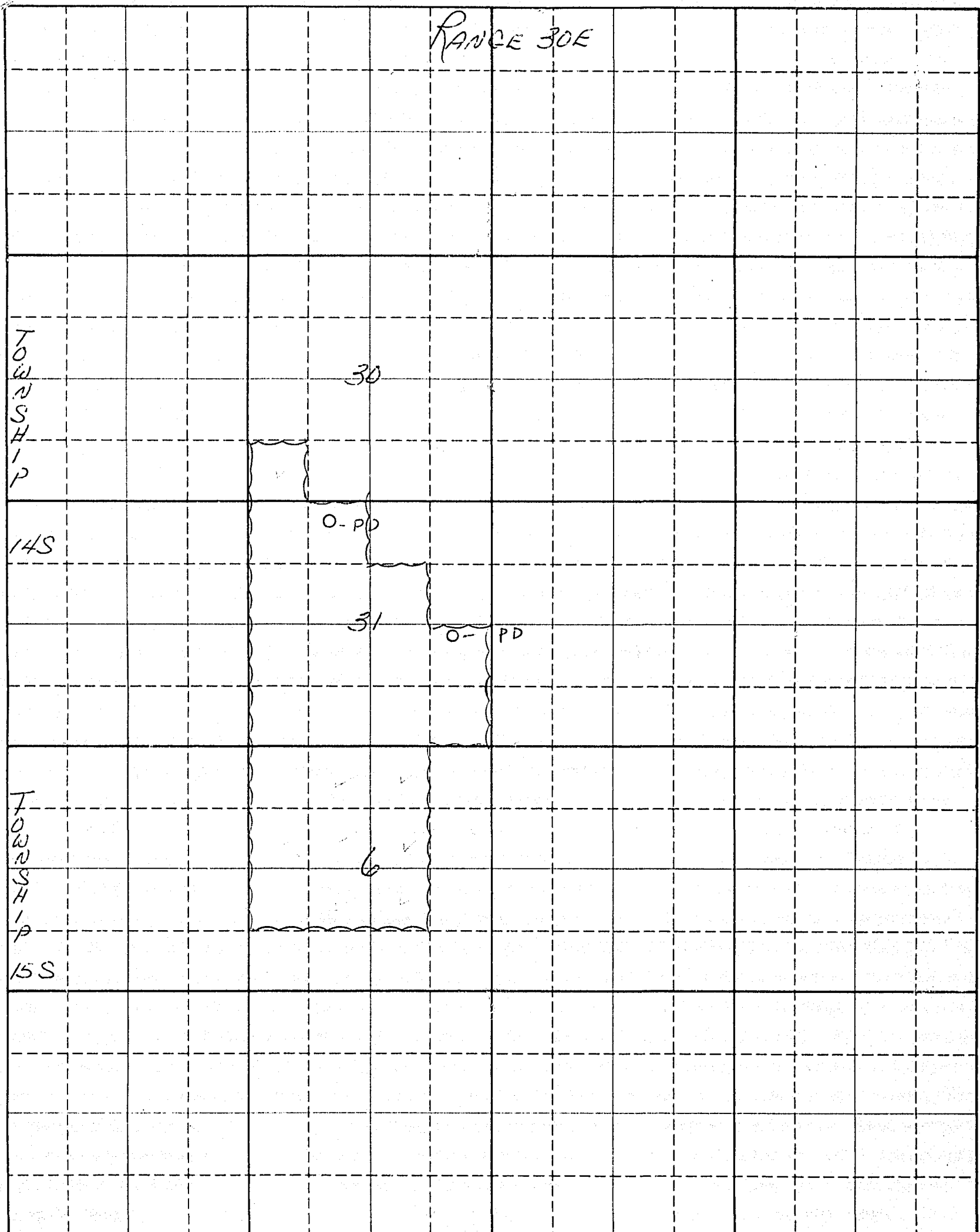
9. a. Who owns the property at the point of diversion Applicant

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

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Davis H. Clegg
(Applicant)

Proposed Priority 10-03-1974

Received by MB Date 10-03-74 Time 11:30 A

Preliminary check by BC Fee \$ 125.00

Receipted by MB Date 10-03-74 # 13085

Publication prepared by MB Date 10-4-74

Published in Idaho Enterprise

Publication dates Oct 10 & 17, 1974

Publication approved CB Date 10/21/74

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by BC W DF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

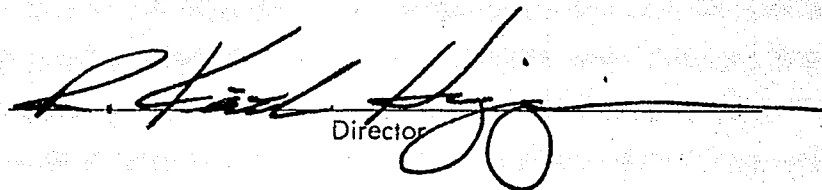
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 17-7035, and said application is hereby APPROVED.

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 December 1, 19 77.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works,

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

Witness my hand this 5 day of _____ November _____ 19 74.


Director

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

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

(1) RDC 10/3/74

In form to receipt YES

(2) " "

Send Copies to:

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

(3) " "

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

(4) " "

In form for advertising YES

(5) " "

Platted on Map No. 155300

(6) " "

Located within Water District No. _____

(7) " "

Critical groundwater area: yes no C

(8) " "

Groundwater levels:

Declining, ✓ Stable, X Increasing

(comment) WIR # 27 - 2/9/82

(9) " "

Other rights on the same place of use

(10) " "

Comments: PLATS SHOW NO CONFLICTING
GW RIGHTS

(11) MB 10-21-74

Affidavit of Publication received (date) Oct 21, 1974

(12) RDC 10/29/74

Final date for protests October 29, 1974
Protests received: yes no

(13) " "

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

(14) " "

Action recommended:

✓ Approve Deny

10/3/74 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 10/29/74

RECEIVED

OCT 29 1974

Department of Water Resources

RECEIVED

1974

Water Resources
Department

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that David H. Clegg, 39 Monsanto Boulevard, Soda Springs, Idaho, has on 10-3-74 submitted Application No. 17-7035 for a permit to appropriate 15.36 cubic feet per second of water from ground-water sources by means of wells and pumps within the NE $\frac{1}{4}$ -NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, T. 14S, R. 30E, B.M., Oneida County; to be used from Apr. 1 to Nov. 1 for the irrigation of 768 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SE $\frac{1}{4}$, Sec. 31, T. 14S, R. 30E; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T. 15S, R. 30E, 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 October 29, 1974.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad City, Idaho, on October 10 and October 17, 1974. *W*

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Norma Peck being first duly sworn on her oath, states: That she is clerk of the Idaho Enterprise, a newspaper of general circulation in Oneida County, Idaho published weekly at Malad, in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of publication of said notice a newspaper of general circulation made up of at least four pages of at least five columns each, printed from type matter or stereotyped forms of at least seventeen and three fourths inches depth, and said newspaper during all of the times of publication aforesaid had more than 200 bonafide subscribers thereto living within the county of Oneida in which said newspaper was published at regular intervals not less frequently than once a week.

That the annexed notice was published per clipping attached 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 10 day of Oct., 1974 the date of the last publication being the 17 day of Oct., 1974

Norma Peck

Subscribed and sworn to before me this 18 day of October, 1974

H. A. Taylor
Notary Public, residing at Malad, Idaho

My Commission expires the 10 day of Oct., 1977

Costs:

35 lines at 23c per line first insertion \$ 8.05

..... lines tabulated at 34 $\frac{1}{2}$ c per line \$

15c per line each subsequent insertion \$ 5.25

TOTAL \$ 13.30

(Rates for legal notices are fixed by Idaho law)

XXXXXXXXXXXXXXXXXXXXX RESOURCES

September 27, 1974

Mr. David H. Clegg
39 Monsanto Boulevard
Soda Springs, ID 83276

Dear Mr. Clegg:

Attached herewith is your check No. 92-204 in the amount of \$115.00 and the application for permit. We have taken the liberty of retyping the application, because there are several items which need clarification. In Item 4, we have changed the period of use to April 1 through November 1 which is the recognized irrigation season in your area. Also, we have increased the amount to be appropriated to 15.56 cfs which allows 1 inch per acre for the 778 acres you listed on the original application. The filing fee for the 15.56 cfs is \$175.00. However, it is your prerogative to retain the original 10.0 cfs which you requested on the original application. Please complete Item 3b showing the acres to be irrigated in each 40 acre tract in Section 31.

After making the necessary corrections, please sign the application on page 3 exactly as your name appears in Item 1 and return it to this office with the appropriate filing fee and we will be happy to commence processing (15.56 cfs /\$175.00; 10.0 cfs/\$115.00).

Very truly yours,

BILL RHOADS
Water Resource Technician

BR:mb

Enc: Check No. 92-204
Apps/permit

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 4, 1974

C Re: Application for Permit No. 17-7035

Q Mr. David H. Clegg
39 Monsanto Boulevard
Soda Springs, ID 83276

Dear Mr. Clegg:

P Attached herewith is departmental receipt No. 13085 in the amount of \$175.00
for the above referenced application.

Very truly yours,

Y
RONALD D. CARLSON
Acting District Engineer

RDC:MB

Attachment

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that David H. Clegg

39 Monsanto Boulevard, Soda Springs, Idaho

has on 10-3-74 submitted Application No. 17-7035

for a permit to appropriate 15.36 cubic feet per second ~~acre feet per annum~~

of water from ground-water sources

by means of wells and pumps

within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, T. 14S, R. 30E, B.M., Oneida County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 768 acres

within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SE $\frac{1}{4}$, Sec. 31, T. 14S, R. 30E;

W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T. 15S, R. 30E, 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 _____

October 29, 1974.

R. KEITH HIGGINSON

Director

Published in the Idaho Enterprise, Malad City, Idaho

on October 10 and October 17, 1974

Roc-f
CB-A CB-A

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FOR WATER PERMIT**

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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 October 29, 1974.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad City, Idaho, on October 10 and October 17, 1974.

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 4, 1974

Re: Application for Permit No. 17-7033 Wight
Application for Permit No. 17-7035 Clegg

Idaho Enterprise
P.O. Box 205
Malad, ID 83252

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
Acting District Engineer

Bill submitted 10-21-74 by MB

RDC:MB

Enc: Legal Notices (2)

November 8, 1974

Re: Permit No. 17-7035

Mr. David H. Clegg
39 Monsanto Blvd.
Soda Springs, Idaho 83276

Dear Mr. Clegg:

Enclosed is a copy of your approved Application for Permit No. 17-7035. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

RECEIVED

MAR 7 1977

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

Department of Water Resources
Eastern District Office

I, DAVID H. CLEGG, hereby assign to Dave L. Tomlinson, C.R. Sorenson
James H. Bell, H. Sanford Campbell
of c/o H. Sanford Campbell, Sublett Route, Malta, Idaho
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 17-7035
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. _____ 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)

Made this 28th day of February, 19 77.

David H. Clegg
Permit Holder

Shirley J. Clegg
Spouse of Permit Holder

State of Idaho)
County of Caribou) ss.

On this 28th day of February, 19 77, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Justin J. Anderson
Notary Public residing at
Logan, Utah

My commission expires:
November 15, 1980

State of Idaho
Department of Water Administration

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

USE ADDITIONAL SHEETS IF NECESSARY FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

March ¹⁴~~15~~, 1977

Re: Permit No. 17-7035 *file*

Dave L. Tomlinson, C. R. Sorenson,
James H. Bell, H. Sanford Campbell
c/o H. Sanford Campbell
Sublett Route
Malta, Idaho 83342

Gentlemen:

The assignment conveying the above referenced permit to you has been received and the Department's records have been changed. Enclosed is a copy of the permit for your records.

You also requested an extension of time on this permit, however, additional information is needed concerning the work that has already been done on the project before we can determine if it has been pursued with diligence. The proof of beneficial use is not due until December 1, 1977, therefore, we suggest that you wait until sixty days before that date before requesting the extension of time. We will notify you at that time that proof of beneficial use is due and if you still wish to request an extension of time you may do so.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Encls.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR EXTENSION OF TIME

NOV 20 1977
Department of Water Resources

State of Idaho)
County of oneida)

Permit No. 17 7035

H. Sanford Campbell and all
(name)

500 W. 2nd St., Lemhi, ID 83341
of Sublett Route Malta, Idaho 83342
(address)

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

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 17 7035.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before December 1, 19 77.

That he has heretofore performed the following work described under said permit:
Prepared 1 irrigation well together with main line to service 10-quarter mile
hand-move, lateral lines.

Costing \$ 41,500.00

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: This property and permit belonged to David H. Clegg
until March 1977, at which time we purchased it. Mr. Clegg's permit was transferred
to us. From last March until now has not given sufficient time to organize
ourselves to complete this work, which is about one-half done.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to December 1, 19 82.

H. Sanford Campbell
(signature) *

Subscribed and sworn before me this 22 day of Nov, 19 77.

seal

William F. Ellis
Notary Public residing at
Frederick, MD

My commission expires 7-5-79

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use be extended to
December 1, 1982.

Witness my hand this 2 day of December, 19 77.

D. D. Thomas
Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

September 30, 1977

CERTIFIED MAIL

138948

Re: Permit No. 17-7035

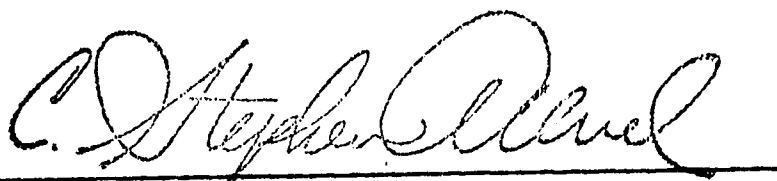
Dave L. Tomlinson, C. R. Sorenson,
James H. Bell, H. Sanford Campbell
c/o H. Sanford Campbell
Sullett Route
Malta, Idaho 83342

Gentlemen:

One of the conditions of approval of your water Permit No. 17-7035 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 1, 1977. Enclosed is an affidavit form which must 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.

Either the beneficial use affidavit 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.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

December 5, 1977

Re: Permit No. 17-7035

H. Sanford Campbell, et. al.
555 W. 4th N.
Logan, Utah 84321

Dear Mr. Campbell:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to December 1, 1982.

Sincerely,

Jan Grover
Water Rights Supervisor

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR EXTENSION OF TIME

NOV 28 1977

Department of Water Resources

State of Idaho)
County of oneida)

Permit No. 17 7035

H. Sanford Campbell and air
(name)

555 W. 4th N., Logans, UT 84321
of Sublett Route Malta, Idaho 83342
(address)

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

That he is the holder, or the duly authorized agent of the holder *, of Permit to Appropriate the Public Waters of the State of Idaho No. 17 7035.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before December 1, 19 77.

That he has heretofore performed the following work described under said permit:
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Costing \$ 41,500.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: This property and permit belonged to David H. Clegg
until March 1977, at which time we purchased it. Mr. Clegg's permit was transferred
to us. From last March until now has not given sufficient time to organize
ourselves to complete this work, which is about one-half done. OK with

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to December 1, 19 82.

H. Sanford Campbell
(signature) *

Subscribed and sworn before me this 22 day of Nov, 19 77.

seal

Wilson & Ellis
Notary Public residing at
Fremont, ut

My commission expires 7-5-79

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use be extended to
December 1, 1982.

Witness my hand this 2 day of December, 19 77.

Billy D. Flemer
Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

August 20, 1979

Barlow Briggs
545 E. Broadway #200
Salt Lake City, Utah 84102

Dear Mr. Briggs:

In our telephone conversation we discussed several water rights for a farm in
Twp. 15S, Rges. 30E & 31E, B.M.

Enclosed are copies of the permits per your request.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:mr

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

I, DAVE L. TOMLINSON

hereby assign to the RUSHTON FAMILY PARTNERSHIP, A LIMITED
PARTNERSHIP of 4434 South 5400 West, Hunter, Utah 84120, all of
my right, title and interest in and to permit No. 17-7035
to appropriate the public waters of the State of Idaho.

Made this 5th day of April, 1980.

Dave L. Tomlinson
Permit Holder

Susan C. Tomlinson
Spouse of Permit Holder

UTAH
STATE OF ~~IDAHO~~ :
County of Salt Lake : ss

On this 5th day of April, 1980,
personally appeared before me the signers of the above instrument
who duly acknowledged to me that they executed the same.

John H. Bokich
Notary Public

(SEAL)

My Commission expires:

8-15-81

RECEIVED

MAY 1 1980

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

I, C. R. SORENSON

hereby assign to the RUSHTON FAMILY PARTNERSHIP, A LIMITED
PARTNERSHIP of 4434 South 5400 West, Hunter, Utah 84120, all of
my right, title and interest in and to permit No. 17-7035
to appropriate the public waters of the State of Idaho.

Made this 5th day of April, 1980.

C. R. Sorenson
Permit Holder

Martha D. Sorenson
Spouse of Permit Holder

STATE OF ~~IDAHO~~ ^{UTAH} :
County of Salt Lake : ss

On this 5th day of April, 1980,
personally appeared before me the signers of the above instrument
who duly acknowledged to me that they executed the same.

John A. Bakich
Notary Public

(SEAL)
My Commission expires:
8-15-81

RECEIVED

MAY 1 1980

ok

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

I, JAMES H. BELL, JR.

hereby assign to the RUSHTON FAMILY PARTNERSHIP, A LIMITED
PARTNERSHIP of 4434 South 5400 West, Hunter, Utah 84120, all of
my right, title and interest in and to permit No. 17-7035
to appropriate the public waters of the State of Idaho.

Made this 20th day of March, 19 80.

James H. Bell, Jr.
Permit Holder

Eileen A. Bell
Spouse of Permit Holder

STATE OF ~~IDAHO~~ Utah :
County of David : ss

On this 20th day of March, 19 80,

personally appeared before me the signers of the above instrument
who duly acknowledged to me that they executed the same.

[Signature]
Notary Public

(SEAL)

My Commission expires:

11-10-81

RECEIVED

MAY 1 1980

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

I, H. SANFORD CAMPBELL

hereby assign to the RUSHTO FAMILY PARTNERSHIP, A LIMITED
PARTNERSHIP of 4434 South 5400 West, Hunter, Utah 84120, all of
my right, title and interest in and to permit No. 17-7035
to appropriate the public waters of the State of Idaho.

Made this 20th day of March, 1980.

H. Sanford Campbell
Permit Holder

Rosalie B. Campbell
Spouse of Permit Holder

STATE OF ~~IDAHO~~ Utah :
County of Davis : SS

On this 20th day of March, 1980,

personally appeared before me the signers of the above instrument
who duly acknowledged to me that they executed the same.

[Signature]
Notary Public

(SEAL)

My Commission expires:

11-10-81

RECEIVED

MAY 1 1980

Department of Water Resources

JOHN A. ROKICH
ATTORNEY AT LAW

3617 SOUTH 8400 WEST PHONE 250-5869

MAGNA, UTAH 84044

CHRISTOPHER J. BURKE,
ASSOCIATE

April 25, 1980

C. Stephen Allred, Director
State of Idaho
Department of Water Resources
State Office
450 West State Street
Boise, Idaho 83720

RE: Assignments of Permits to
Rushton Family Partnership

Dear Mr. Allred:

Enclosed are the following executed Assignments
of Permits:

<u>Permit No.</u>	<u>Assignor</u>	<u>Assignee</u>
17-7087	H. Sanford Campbell James H. Bell, Jr.	Rushton Family Partnership
17-7088	H. Sanford Campbell James H. Bell, Jr.	Rushton Family Partnership
17-7035	Dave L. Tomlinson C. R. Sorenson James H. Bell, Jr. H. Sanford Campbell	Rushton Family Partnership

I would appreciate your making the necessary transfers
of the permits pursuant to the above Assignments of Permits.

If there are any fees for the transfer of the permits,
please send me a statement and I will remit by return mail.

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

Yours very truly,

John A. Rokich
JOHN A. ROKICH

JAR/pcr

Enclosures

P. S: AFTER ASSIGNMENTS OF THE PERMITS HAVE BEEN MADE, PLEASE
SEND ME COPIES OF DOCUMENTS EVIDENCING THE ASSIGNMENTS.

J. A. R.

May 7, 1980

Rushton Family Partnership
4434 South 5400 West
Hunter, Utah 84120
Permits # 17-7088; 17-7087; 17-7035

Dear Wateruser:

This office acknowledges receipt of the assignments conveying the above referenced permits to you.

These assignments have been entered into the Departments records. Enclosed for your records are copies of the permits.

Sincerely,

JAN GROVER
Supervisor, Water Rights

JG:jg

Enclosures

cc. to attorney

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 17-7035

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows:

"The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 1st day of June 1981.

Glen Saxton

GLEN SAXTON
Chief, Operations Bureau

~~17-7035~~ ~~David H. Clegg~~ ~~15.36 c/s~~

~~Full Assignment 17-7035 Dave L. Tomlinson~~ ~~15.36 c/s~~

~~C. R. Sorenson~~

~~James H. Bell~~

~~H. Sanford Campbell~~

Full Assignment 17-7035 Rushton family
Partnership 15.36 c/s

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 17-7035 IN THE
NAME OF RUSHTON FAMILY PARTNERSHIP

ORDER OF REINSTATEMENT

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before December 1, 1982; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

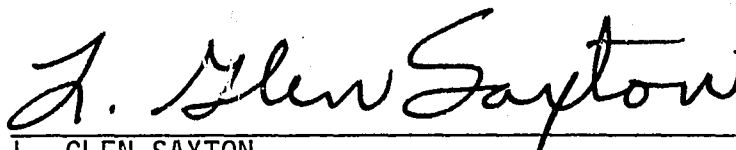
WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use in a timely manner;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 17-7035 be REINSTATED with no advance in priority.

Dated this 30th day of December, 1982.


L. GLEN SAXTON

Chief, Operations Bureau



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

July 16, 1982

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the regional office nearest to you.

Sincerely,

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

DRT:jg

Enclosures

NORTHERN REGION OFFICE
Route #5, Box 203, Government Way
Coeur d'Alene, Idaho 83814
Telephone 667-6484

SOUTHERN REGION OFFICE
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301
Telephone 734-3578

EASTERN REGION OFFICE
150 Shoup Avenue
Idaho Falls, Idaho 83401
Telephone 525-7161

WESTERN REGION OFFICE
92 South Cole Road
Boise, Idaho 83709
Telephone 334-2190

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138666

RUSHTON FAMILY PTRSHIP, LTD.
4434 S. 5400 W.
HUNTER, UT 84120

SEPTEMBER 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 17-7035 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE DECEMBER 01, 1982. (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.

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

ENC: 1

December 2, 1982

Rushton Family Partnership, Ltd.
4434 S. 5400 W.
Hunter, UT 84120

Gentlemen:

Re: Permit No. 17-7035

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 17-7035 has lapsed. This office did not receive either a notice that you have completed the project by the date required on your permit, or a request for an extension of time. You were provided the proper forms in our notice to you dated September 30, 1982.

Your permit cannot be reinstated unless you submit the statement of beneficial use postcard or submit a extension of time request showing reasonable cause for delay. Either the completed postcard or the extension request must be received by this office within sixty days of the date of this lapse notice or the permit will no longer be of any force or effect.

A statement of beneficial use postcard and a requests for extension of time form are enclosed for your use. Please note that a fee of \$15.00 must accompany an extension of time request.

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

LGS:rf

CERTIFICATION OF MAILING

I hereby certify that on 12-2-1982
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Rita Fleck

CALCULATION OF NEW PRIORITY DATE

FROM: Rita Fleck

TO: File # 17-7035

DATE: Dec. 30, 1982

Date Proof Received

Nov. 26

Proof Due

Dec. 1

Number of Days Proof Late

Priority Date

Number of Days Proof Late

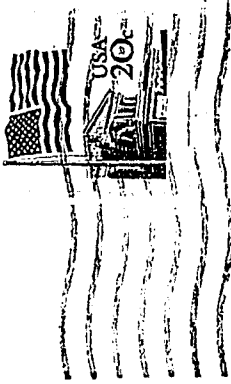
New Priority Date

=

Remarks

The statement of beneficial use was received timely. However, the correspondence was not with the file at the time the notice of lapping was mailed. The Permit is reinstated with no advance in priority.

Don R Rushton
4434 S 5400 W
West Valley City, UT 84117



*Johns Dept. of Water Resour.
Statkhance
Basis, Colorado 83720*

Nov. 20, 1982

Dear Sir:

My well is drilled. The pump is in and the motor is watering about 400 acres.

I have \$35,000.00 in main lines & sprinkler lines. I will have to wait until spring to measure the water.

Please advise me further.

I thank you
Don R. Kuckton
4434 So. 5400 W.

West Valley City,
Utah - 84120

(winter home)

RECEIVED

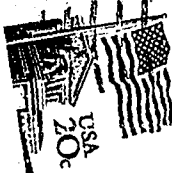
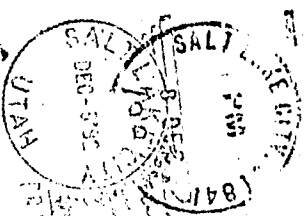
NOV 26 1982

Department of Water Resources

RETURN RECEIPT
REQUESTED

CERTIFIED
P 401 973 753
MAIL

State of Alaska
Dept. of Natural Resources
State House
Fair, Alaska - 99701



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. 17,9035.

Name(s) of Permit Holder: RUSHTON FAMILY PARTNER SHIP

Post Office Address: 5400 W. 4414 S. WEST VALLEY, ID. 83454

Tel. No. 9681350

Source of Water: LINDER POND PLUMED

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation 400 (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.

NOV 22, 1982
Date

Don A. Rushton
Signature of Permit Holder

Don P. Rushton
4434 So 5400 W.
West Valley City Utah
84120



PLACE
13 CENT
STAMP
HERE

RECEIVED
NOV 28 1982

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Dec. 7, 1982

Dear Sirs:

We purchased our ^{Juniper} Farm a little over 2 years ago on the strength of the water well that is on the farm, It is drilled and being put to use.

We would like your consideration on our permit # 17-7035 to give us an extension of time for one year.

We commute from Salt Lake City Utah to Juniper Island farm to work the farm and I guess this is the reason we haven't gotten around to putting the measuring device on the well,

We are also in the process of building our home in Juniper. We should be working at full speed this spring & intend on getting the well measuring device

~~on~~ ok. Please consider.

Thanks

P.S. phone # 1-801-968-1350

Don R. Luckton



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

EXTENSION OF TIME

December 14, 1982

Don R. Rushton
Adele Baker Rushton
4434 South 5400 West
Salt Lake City, UT 84120

PERMIT NO. 17-7035, Rushton Family Partnership

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 25334.

Roberta Garrett
Records Supervisor

Enclosure

MEMORANDUM

TO: Ranae, Fiscal Section

December 30, 1982

FROM: Rita, Operations Bureau

Attached are two copies of Receipt No. 25334 in the name of Don R. Rushton for a fee of \$15.00 on Permit No. 17-7035 for a request for extension of time. After reviewing the file and other documents Mr. Rushton send to the department, it is unnecessary for the department to take action on the extension. I request that the filing fee of \$15.00 be returned to Mr. Rushton. His address is 4434 S. 5400 W., West Valley City, UT 84120.

January 10, 1983

Don R. Rushton
Rushton Family Partnership
4434 S. 5400 W.
Salt Lake City, UT 84120

Dear Mr. Rushton:

Re: Permit No. 17-7035

Enclosed is the Request for Extension of Time form you submitted on December 10, 1982.

After reviewing this file, the extension form and the Statement of Beneficial Use postcard, the Department found it unnecessary to approve the extension and will accept the "proof" postcard instead, since the project is essentially complete. With the acceptance of the Statement of Beneficial Use postcard, the permit has been reinstated with the enclosed order. Also, the Auditor's office will be mailing you a refund of \$15.00 for the fee paid on the extension request.

Please be advised, however, that the condition which requires a measuring device or access port must be met at the time a regional representative conducts a field examination of the system which maybe as early as the beginning of the irrigation season. He will contact you before the is scheduled.

For your information, I've enclosed a list of the types of measuring devices accepted by the department and the instructions for installation of an access port.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosures

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 17-07035

RECEIVED
FEB 21 1989

Date of Priority: October 3, 1974

Comes now RUSHTON FAMILY PARTNERSHIP
P.O. BOX 20307
WEST VALLEY CITY, UT 84120

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho No. 17-07035, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 11/01	4.54 CFS	1893.5 AFA

LOCATION OF POINT OF DIVERSION(S): NWNW, Sec. 5, Township 15S, Range 30E
ONEIDA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
14S	30E	31	(NWNE)	7	SWNE	29	LOT 6 SENE	1	
			LOT 1 NENW	26	NWNW	13	SENE	15	
			NESE	31	NWSE	24	SWSE	2	
			SESE	32					180
		32	SWSW	36					36
15S		5	NWNW	31	SWNW	23	NESW	40	
			NWSW	9	SESW	25	NWSE	38	
			SWSE	38					204
		6	NENE	9					9
		8	NENE	35.5	NWNE	38	SWNE	20.5	
			SENE	12.5	NENW	4.5	NWSE	1	112

Total number of acres irrigated: 541

Permit holder asserts that no one will be injured by such change and that such change
will be made at permit holder's own risk.

Signed at my own Risk, this 17 day of Feb, 1989.

By Don B Rushton
(Signature)

PAGE 2

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 17-07035

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$20.00 ✓ Received by CP Date 2/23/89
W002265

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 17-07035 with the following;

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 24th day of MARCH, 1989.

R. Keith Higginson
Acting for the (Director)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 17-07035

Priority: October 3, 1974 Amount: 4.54 CFS 1893.5 AFA

This is to certify, that RUSHTON FAMILY PARTNERSHIP
P.O. BOX 20307

WEST VALLEY CITY, UT 84120 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated October 3, 1974, and
has submitted proof to the Department of Water Resources on November 26, 1982, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of 4.540 cfs of water from a GROUNDWATER
source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 11/01	4.54 CFS	1893.5 AFA

LOCATION OF POINT(S) OF DIVERSION: NWNW , Sec. 5, Township 15S, Range 30E
ONEIDA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
14S	30E	31	NWNE	7	SWNE	29	LOT 6 (SENE)	1	
			LOT 1 (NENW)	26	NWNW	13	SENE	15	
			NESE	31	NWSE	24	SWSE	2	
			SESE	32					180
		32	SWSW	36					36
15S	30E	5	NWNW	31	SWNW	23	NESW	40	
			NWSW	9	SESW	25	NWSE	38	
			SWSE	38					204
		6	NENE	9					9
		8	NENE	35.5	NWNE	38	SWNE	20.5	
			SENE	12.5	NENW	4.5	NWSE	1	112

Total number of acres irrigated: 541

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

PAGE 2

State of Idaho
Department of Water Resources

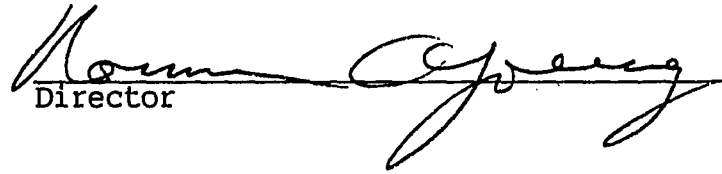
WATER RIGHT LICENSE

WATER RIGHT NO. 17-07035

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 24TH
day of MARCH, 1989.

Acting for the

Director





John V. Evans
Governor

A. Kenneth Dunn

17-7035
RUSHTON FAMILY PARTNERSHIP, LTD.
4433 S. 5400 W.
HUNTER, UT 84120

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

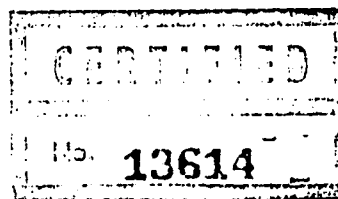
DEC 10 1986

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

Department of Water Resources

December 8, 1986

EXAMINATION FEE NOTICE



Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the Department, but you must within sixty (60) days of the date of this letter return to the Department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the Department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the Department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing of certified water right examiners will be available from this Department when examiners have been certified.

If your permitted use, in fact, has already been examined by the Department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the Department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

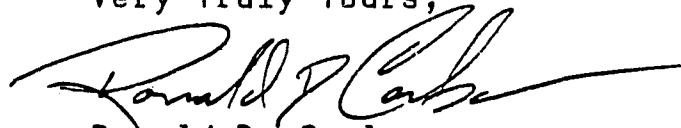
FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following Department office:

Eastern Region
Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83401
Phone: 525-7161

Very Truly Yours,



Ronald D. Carlson
Eastern Regional Manager

Enclosures

4/85

RECEIVED

JAN 6 1987

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

JAN 14 1987

For Office Use Only

Fee Received 225.00Date 1-6-87Receipt # 39987Receipt by MSSent to S.O. 1. Permit No. 17-7035

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

- ☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: RUSHTON FAMILY PARTSHIP, LTD.3. Post Office Address: WEST VALLEY CITY, UT 84120Telephone No. 1.801.968-13504. Source of Water: GROUND WATER

5. Extent of Use:

Domestic (No. of households) Stockwater (No. and type of stock)Irrigation 400 (acres) Other/Remark 6. Total rate &/or volume for which proof is submitted 6 cfs acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

MAY 1976 RECORDS SHOW PURCHASED FARM 1980

8. Person to contact to accompany the department representative during the field examination:

DON R. RUSHTON
(Name)WINTER HOME PHONE 1-801-968-13504 JAWIPER IDAHO

(Address)

645-2586

(Telephone Number)

- ☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

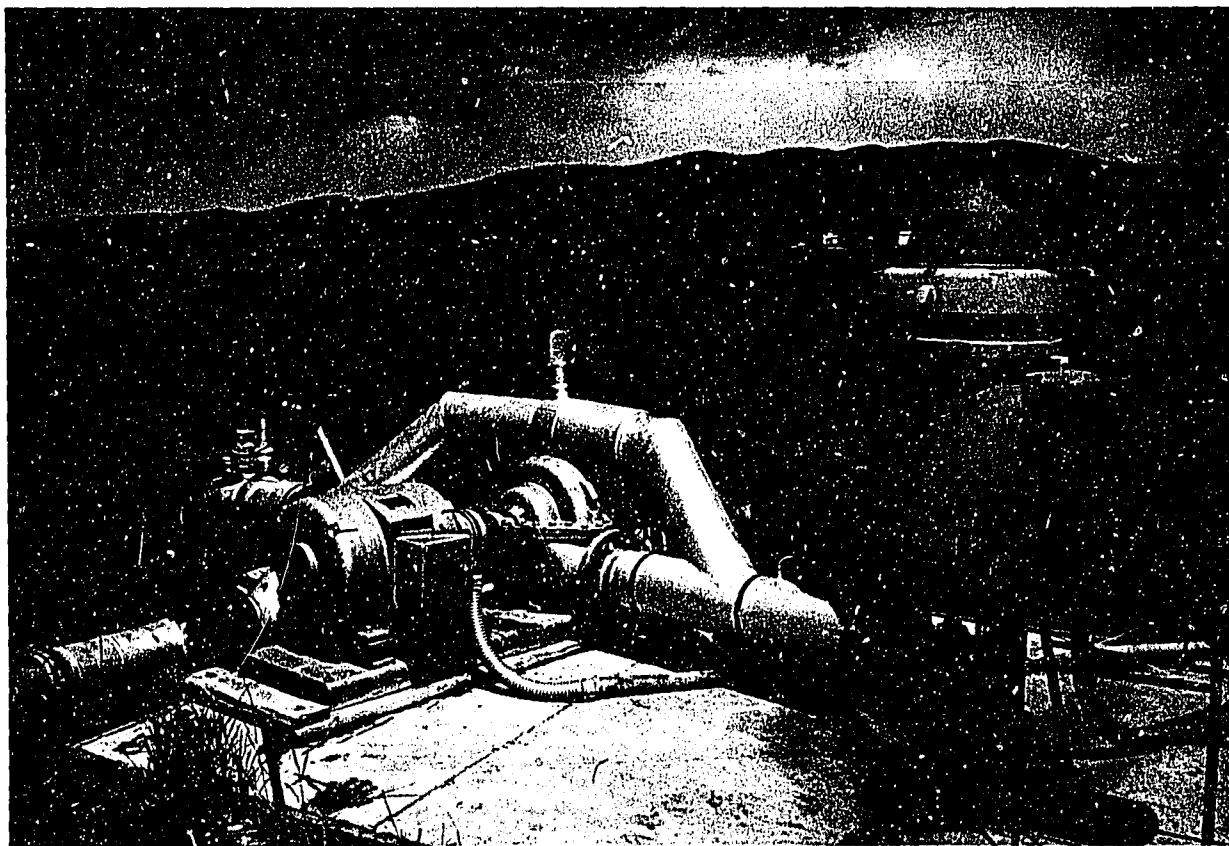
Date

Signature of Permit Holder (and title, if appropriate)

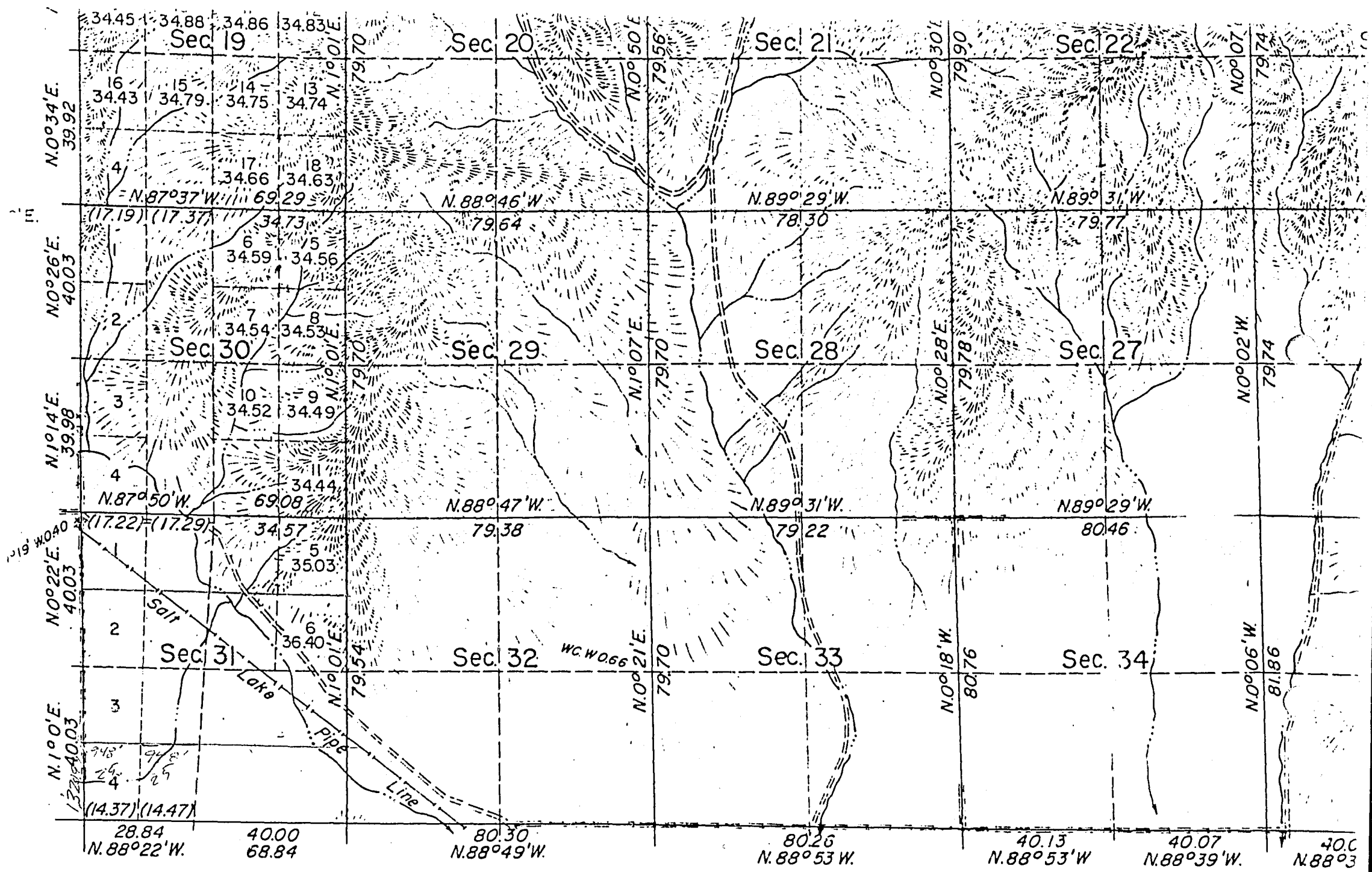
copy returned for file

17-7035





For Clarity of
Photographs Filmed
Please See File



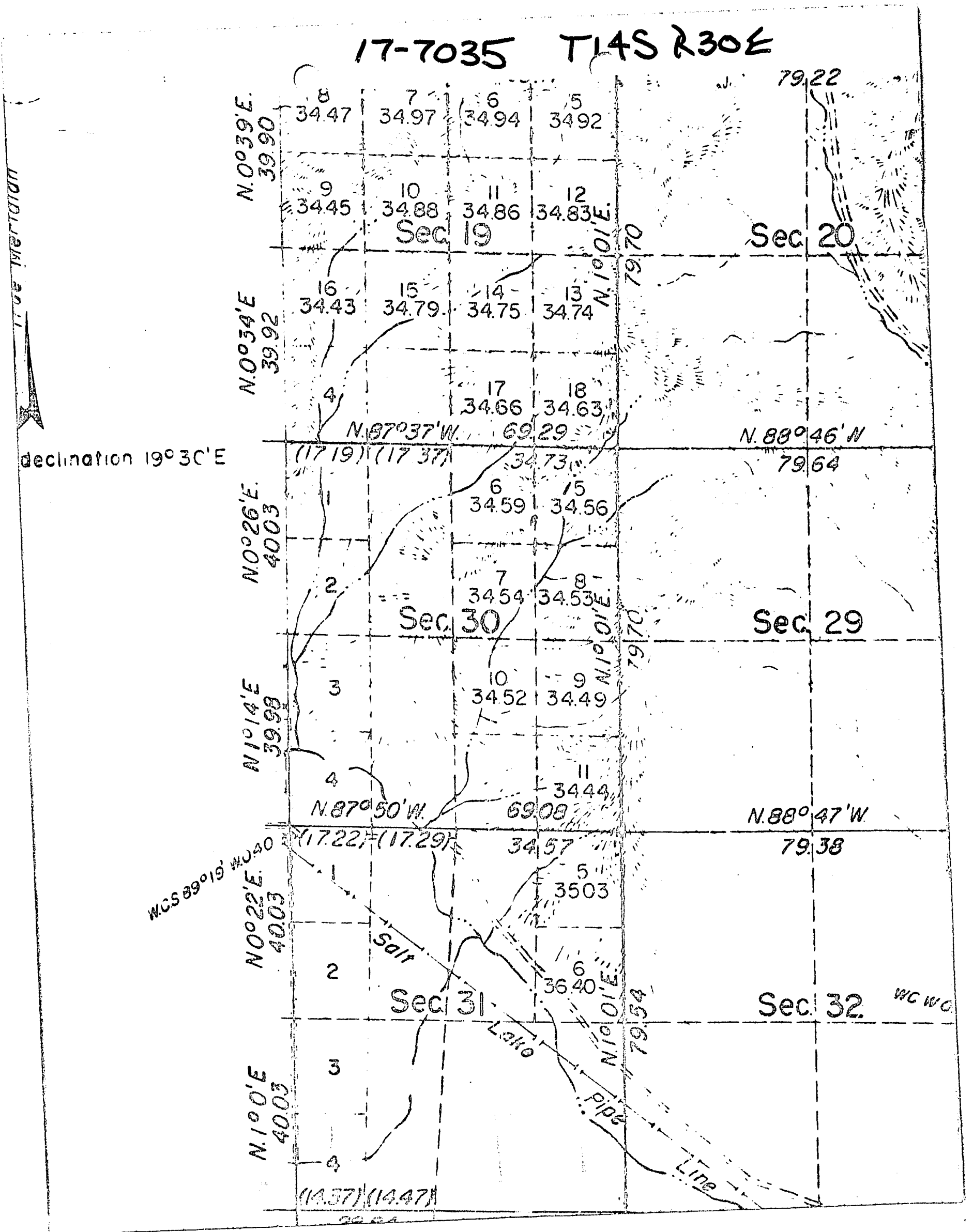
1 Gunter's Chain = 66 Ft

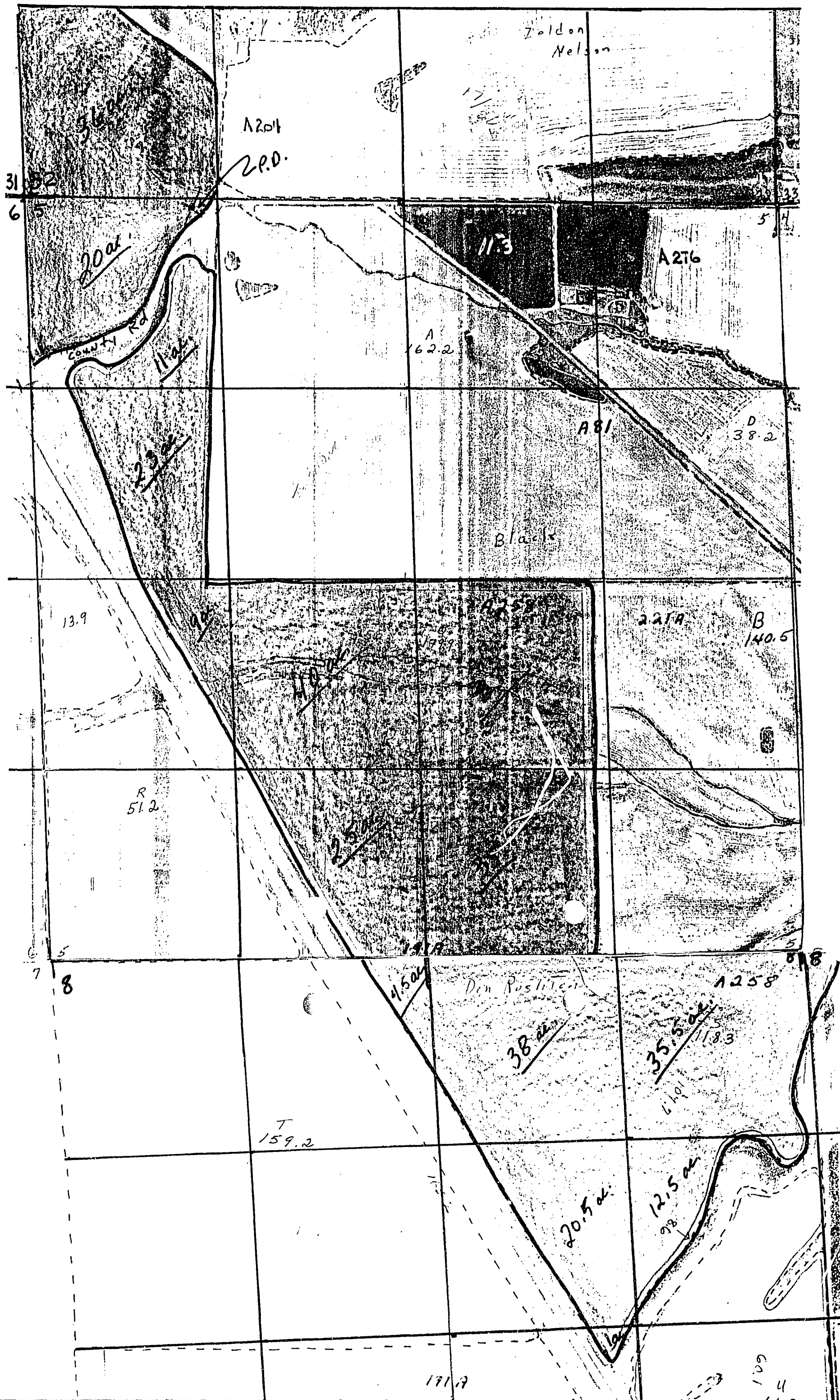
17-7035

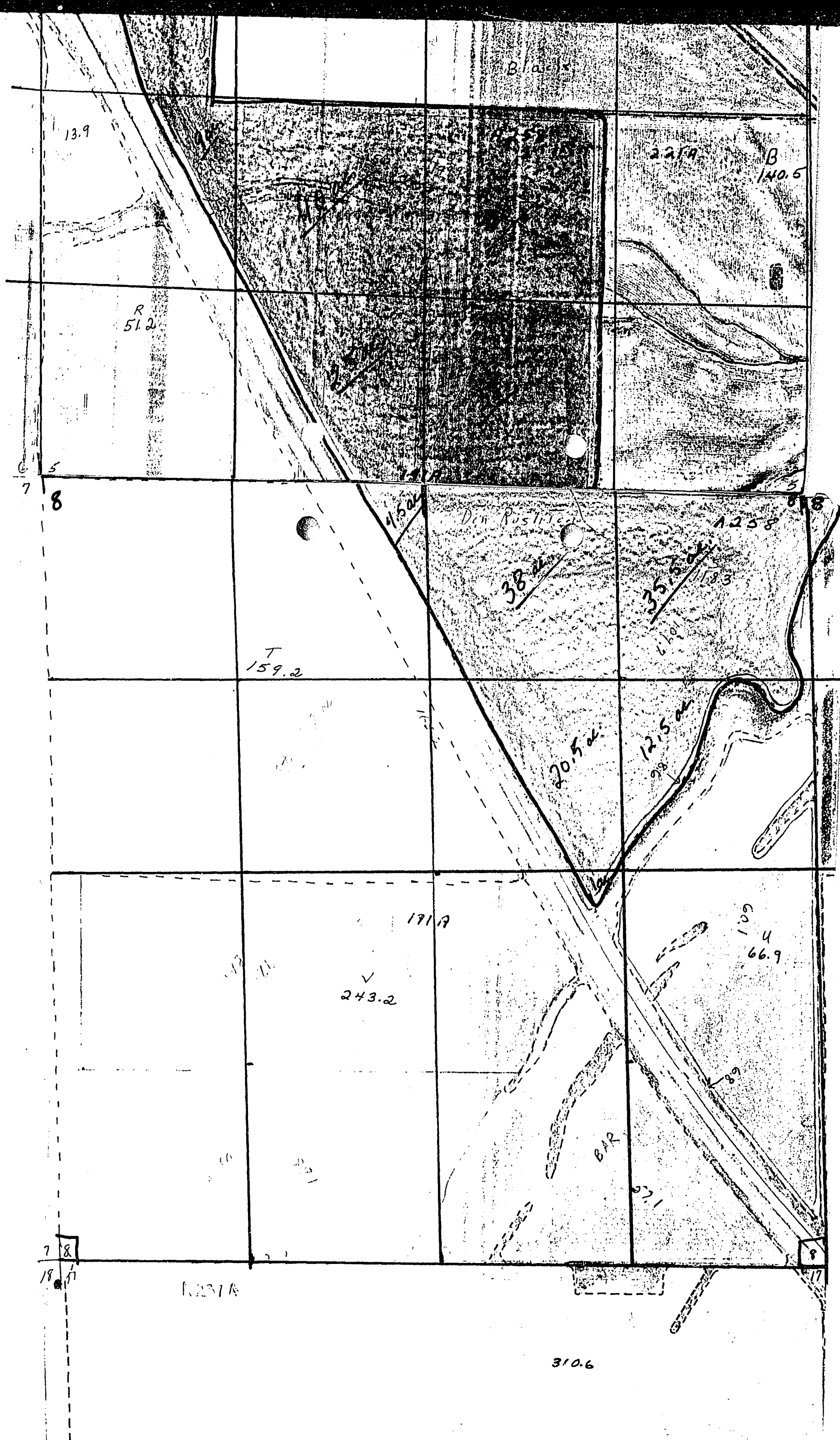
Area Resurveyed, 22,761.70 Acres.

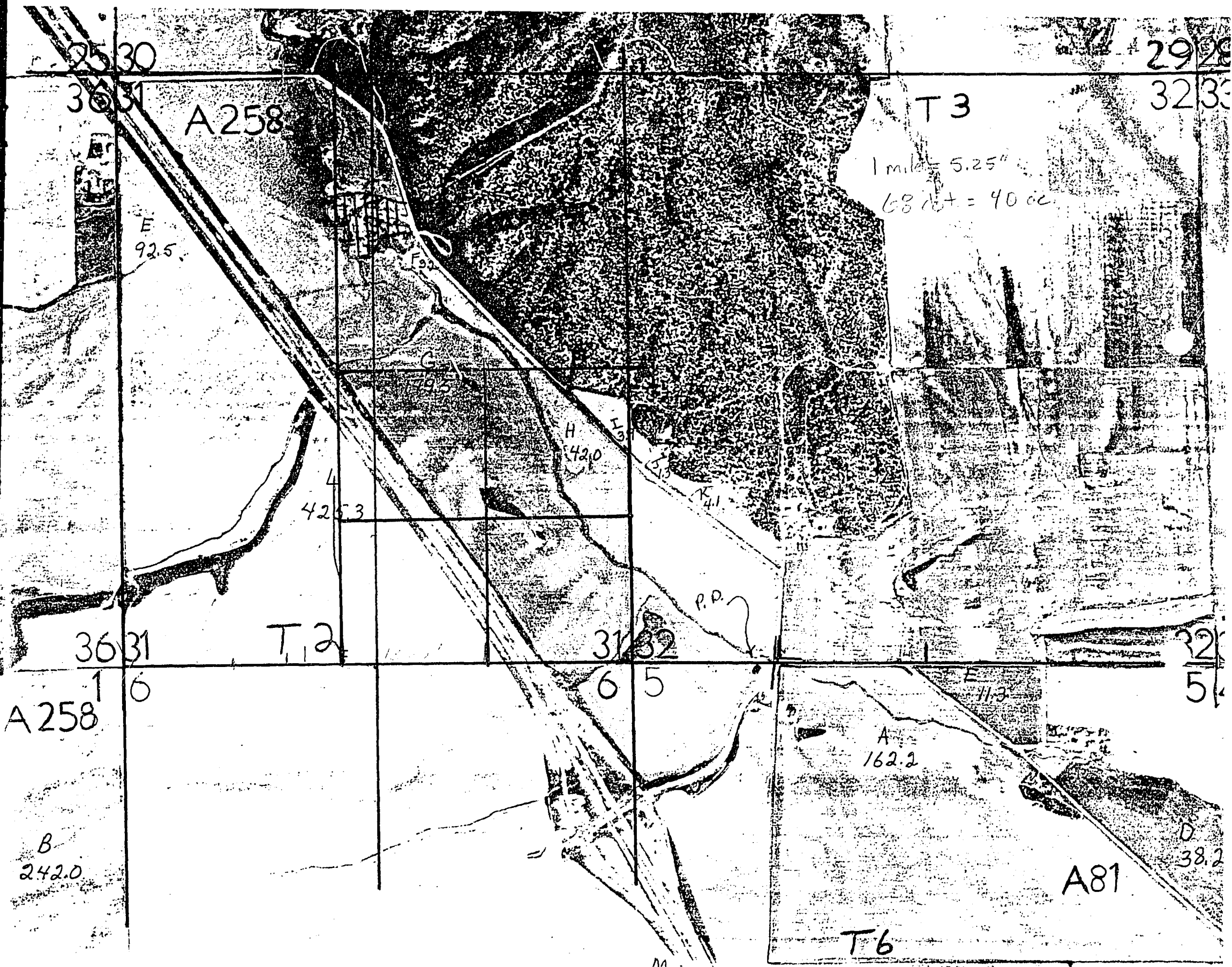
10 5 0 10 20 40 80
Scale in Chains

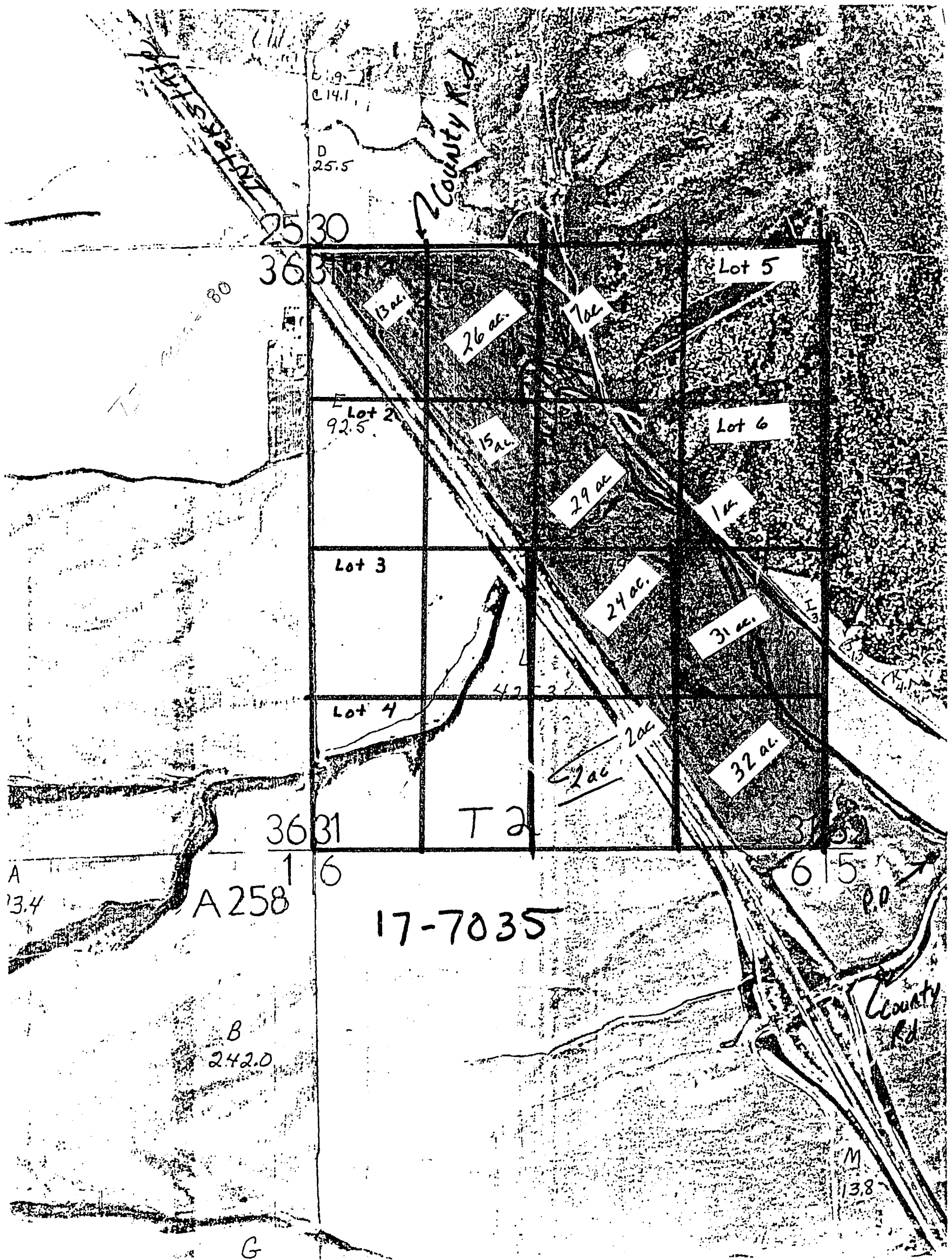
17-7035 TIAS R30E

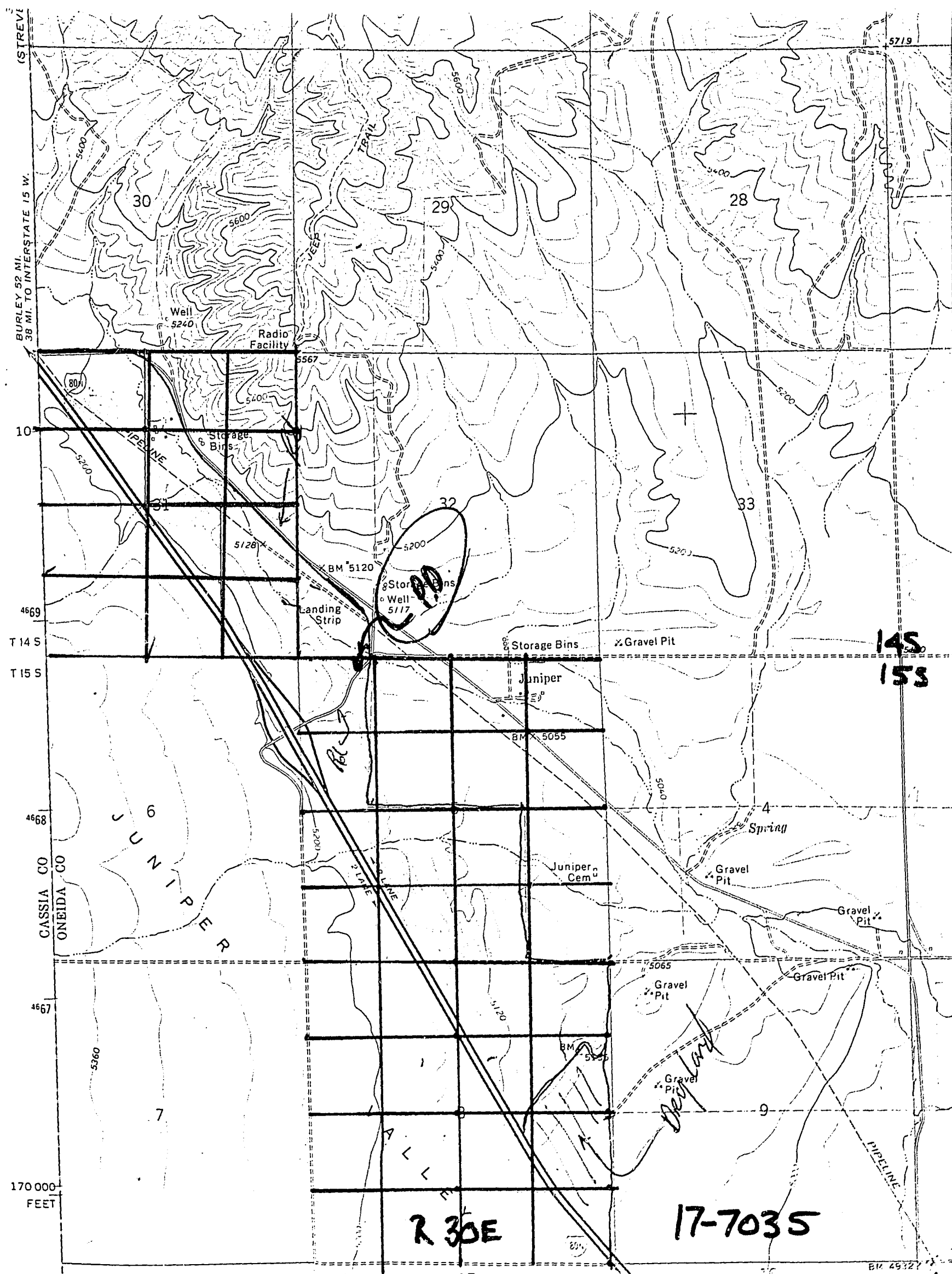












STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

17-7035
Permit No.

Measurement Calculations

Field Measurement Calculations (Include theoretical capacities and system capacity)

Halls Meter: $Q = (A)(V_h)$ $A = \text{Area} = \frac{\pi d^2}{4}$ $V_h = \text{Halls Manometer Reading}$

$Q_{\text{gpm}} = (A)(V_h) = \left[\frac{\pi d^2}{4} \right] (V_h) = \text{GPM} \div 448.8 \text{ gpm/cfs} = \text{CFS}$

$Q_{\text{cfs}} = \left[\frac{(3.1416)(\quad)^2}{4} \right] \times (\quad) \div 448.8 = \quad \text{cfs}$

TABLE 1

CHART TO CONVERT LINEAR INCHES DIFFERENTIAL
IN THE MANOMETER TO MANOMETER READING

$V_h = \text{HALLS}$ Manometer Reading	Diff. Inches of Water	$V_h = \text{HALLS}$ Manometer Reading	Diff. Inches of Water	$V_h = \text{HALLS}$ Manometer Reading	Diff. Inches of Water
1	.140	17	12.435	33	43.950
1.5	.240	17.5	13.132	33.5	45.200
2	.350	18	13.848	34	46.500
2.5	.470	18.5	14.582	34.5	47.850
3	.600	19	15.336	35	49.200
3.5	.750	19.5	16.108	35.5	50.550
4	.903	20	16.898	36	51.900
4.5	1.080	20.5	17.707	36.5	53.250
5	1.283	21	18.534	37	54.600
5.5	1.540	21.5	19.380	37.5	56.000
6	1.803	22	20.246	38	57.35
6.5	2.094	22.5	21.129	38.5	58.7
7	2.397	23	22.031	39	60.05
7.5	2.722	23.5	22.951	39.5	61.4
8	3.066	24	23.891	40	62.75
8.5	3.428	24.5	24.849	40.5	64.1
9	3.810	25	25.825	41	65.45
9.5	4.210	25.5	26.820	41.5	66.8
10	4.627	26	27.834	42	68.15
10.5	5.063	26.5	28.866	42.5	69.5
11	5.520	27	29.917	43	70.85
11.5	5.994	27.5	30.987	43.5	72.2
12	6.486	28	32.075	44	73.55
12.5	6.997	28.5	33.181	44.5	74.9
13	7.526	29	34.307	45	76.25
13.5	8.074	29.5	35.681	45.5	77.6
14	8.642	30	36.580	46	78.95
14.5	9.228	30.5	37.750	46.5	80.3
15	9.832	31	38.960	47	81.65
15.5	10.454	31.5	40.200	47.5	83.00
16	11.096	32	41.450	48	84.35
16.5	11.756	32.5	42.800		

Annubar:

B = Difference in inches of water

C = Annubar Factor: Model 75 = -3.85
Model 73 = 4.14

K = Flow Correction Factor
= 1 for Manometer
= # From Calibration Chart

C=Correction Factor

$Q_{\text{cfs}} = \left[\frac{(C)(id)^2 \sqrt{B}}{448.8} \right] K = \text{CFS}$

$Q_{\text{cfs}} = \left[\frac{(3.99)(11.75")^2 \sqrt{13.7}}{448.8} \right] (\underline{3.79}) =$

$Q_{\text{cfs}} = \underline{4.54} \text{ cfs}$

6"	-----3.75
7.98"	-----3.87
10"	-----3.94
12"	-----3.99
14"/16"	-----4.01
18"/24"	-----4.02
30"	-----4.03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

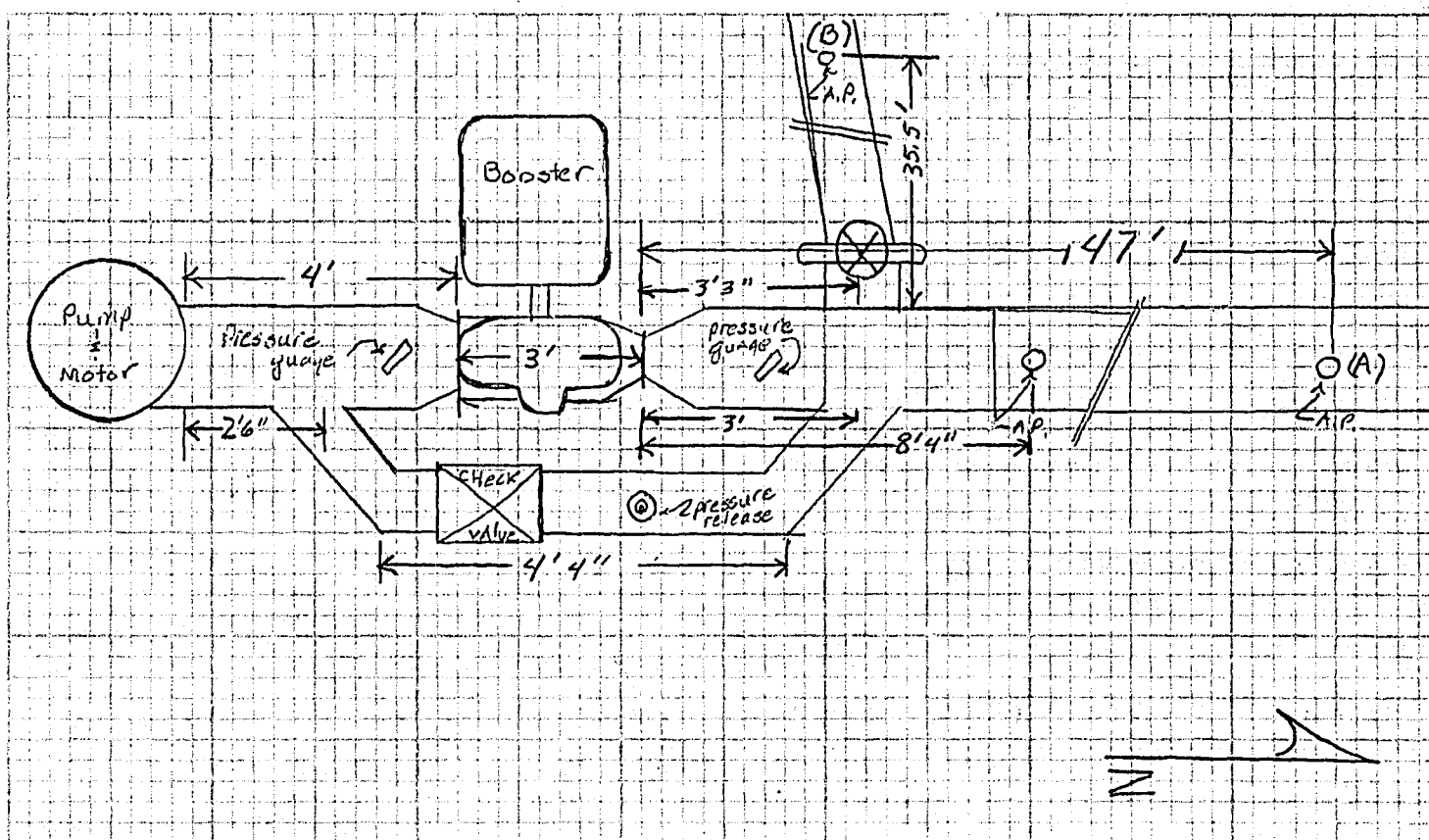
Permit No. 17-7035
1. Owner: Don R. Rushton Phone No. 645-2586
Current Address: P.O. Box 20307, West Valley City, Utah 84120
2. Accompanied by: OWNER EXAM. DATE: 7-29-87
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: N/A. ☐ Copies Attached
2. Other water rights with same point of diversion: N/A. ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = No Scale

2. ☐ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more)
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater.)

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

well/pump to 4-center points (9, 5, 4, 4 towers, low pressure system), then to 3-band lines to pick up the corners. also there are 7-1/2 mile band lines to the south.

Well depth = 240'

Static water level = 80'

Pravil Ograda =

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	^{I, D.} Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	U.S. Electric	150	C2684-01-2-21-75	Byron Jackson	398660
Booster	Marathon	100	EA-96616-1141-1	Aurora	76-692

***Code to correspond with No. on map and aerial photo**

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
145	30E	31		7	29	1	26	13		15					31	24	2	32	180
145	30E	32				L-6	L-1						36						36
155	30E	5						31	23		40	9		25		38	38		204
155	30E	8	35.5	38	20.5	12.5	4.5								.1				112
155	30E	6	9																9
																Total			532

541

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
manometer					57"	
ANNUBAR				191157	12"	
COX/Hall meter				120385	9"	
ANNUBAR				191148	10"	

2. Measurements:

541 x 1893.5
532 (3.5) = 1,862.00
(531)(3.5) = 1,858.50
A { *mainline I.d. = 12.5"* *mainline pressure = 65 psi*
ANNUBAR / manometer reading = 2.5" + 16.2" = 13.7"
mainline I.d. = 9 5/8" *mainline pressure =*
B { *COX/Hall / manometer reading = did not need a double measurement*

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

$$\text{Theoretical } Q = \frac{(250 \text{ hp})(8.814)(.70)}{80 + (65 \text{ psi} \times 2.308)} = 6.71 \text{ c.f.s.}$$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{541 \times 1893.5}{532 (3.5)} = 1,862.00$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{(531)(3.5)}{(4.54)(214)(1.9835)} = 1,858.50$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1,858.50 \text{ A.F.A. } 1,862.00$$

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP REVIEW ANALYSIS

R.L.
ON 5-21-87 I attempted ~~to~~ ^a make measurement at a different location and got a main line pressure of 80 psi, mainline I.d. = 11.5" and manometer reading of 8". This measurement was not satisfactory to Mr. Rushton, so he had a saddle installed 24 pipe diameters away from pump, and ~~to~~ obtained the readings shown on the reverse side of page.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Irrigation	April - 1 Nov. - 1	4.54	1893.5
			1858.50
			1863.00
			1858.50
		Totals: 4.54	1893.5

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name Richard Lenow Jr
 Signature Richard Lenow Jr
 Certification Date 10-6-1987
 Field Report Preparation Date _____

Steve McLarish
 CONSULTANT/SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

Roxanne McElrath 1/10/89

February 6, 1989

RUSHTON FAMILY PARTNERSHIP
P.O. BOX 20307
WEST VALLEY CITY, UT 84120

RE: PERMIT NO. 17-07035

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

March 27, 1989

RUSHTON FAMILY PARTNERSHIP
P.O. BOX 20307
WEST VALLEY CITY, UT 84120

RE: PERMIT NO. 17-07035

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure