

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-07241
Date Received: 8/11/1993
Receipt No: C016602
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUNNY ACRES TRUST-CHARLES FRANDSEN TRUST 208-776-5378
Address: PO BOX 328
LAVA HOT SPRINGS ID 83246

2. Date of Priority: JAN 30, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	37E	25	NE	NE			BANNOCK

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.400		

7. Total Quantity Appropriated is:
4.400 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	37E	24	SW	SW		IRR	40.0
			SE	SE		IRR	20.0

A2907241

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	60.0
		25	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
					Section Acres	160.0
					Total Acres	220.0

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

Claimant only paid for 140 acres.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

 ☒ Not Deliverable As Addressed
☐ Unable To Forward
☐ Insufficient Address
☐ Moved, Left No Address
☐ Unclaimed ☐ Refused
☐ Attempted, Not Known
☐ No Such Street ☐ Number
☐ Vacant ☐ Illegible
☐ No Mail Receptacle
☐ Box Closed-No Order
☐ Returned For Better Address
☐ Postage Due _____



29-241

NO TAX LOT
LISTING 5/7/01
OK

SUNNY ACRES TRUST
CHARLES FRANDSEN TRUSTEE
PO BOX 328
LAVA HOT SPRINGS ID 83246



\$190

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

**IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM**

CIVIL CASE NUMBER:

Ident. Number

39576
29-7241 A29-07241

Date Received

Jan. 30, 1975 4-3-90

Receipt Number

C016602

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

RECEIVED
APR 30 1990

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Sunny Acres Trust-Charles Frandsen Trustee Phone (208) 776-5378Mailing Address Box 328 Lava Hot Springs, Idaho 83246 Zip _____2. Date of Priority (Only one (1) per claim) January 30, 19753. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 9S Range 37E Section 25,
NE 1/4 of NE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of BANNOCK

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well, pump, and sprinkler system.

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APR 12 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from March 15 to Nov. 15 amount 4.4 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.4 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. 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 use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	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	
~~9S~~	~~38E~~																		
9S	37E	25	40	40	40	40													160
		24															40	20	60

Total number of acres irrigated 140⁺ #~~220~~

11. In which county (ies) are lands listed above as place of use located? Bannock

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None ()

14. Remarks:

See attached exhibit A.

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Last Name Sunny Acres-Frandsen Ident No. 29-7241

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

R 37 E

A 16x16 grid of graph paper. The grid is composed of small squares, each containing a crosshair. Handwritten notes are present in the rightmost column (column 16). The notes include: "24" in the 7th row, "x" in the 10th row, "well" in the 10th row, and "25" in the 11th row. There are also some faint, illegible markings in the 11th row.

APR 12 1994

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments three

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct, to the best of my knowledge.

Signature of Claimant (s) Sunny Acres Trust Date April 24, 1990

Charles Frandsen Trustee Date 4/24-1990

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 24 day of April 19 90

SEAL

Notary Public Paul A. Boock

Residing at Law Notary Public Idaho

My Commission Expires August 25 1992

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

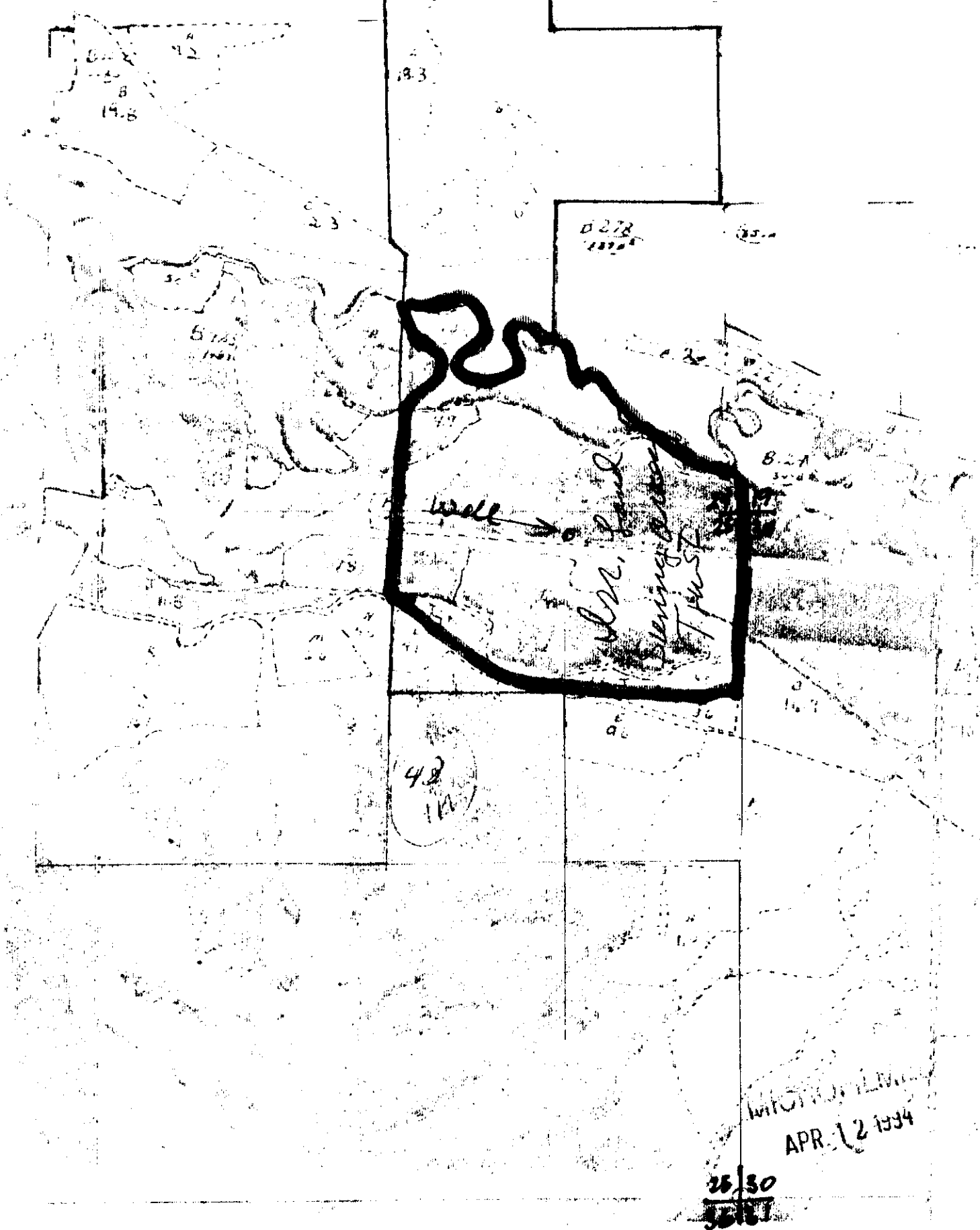
Date _____

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APR 12 1994

Last Name Sunny Acres -Frandsen Ident. Number 29-7241

Copies White-State, Yellow-Claimant

Exhibit A



TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s37e	24	SWSW	40	0	Wrong tract in database?
09s37e	24	SWSE	0	40	Wrong tract in database?
09s37e	24	SESE	20	21	
09s37e	25	NENE	40	40	
09s37e	25	NWNE	40	37	
09s37e	25	SWNE	40	0.6	
09s37e	25	SENE	40	11	
Totals:			220	149.6	

Claims 220 ac w/ 4.4 cfs. Licensee is 94 ac w/ 1.52 cfs
 * Claimant Paid on 140 ac Consider only 140 ac

i. 46 ac overclaims from licensee AND 2.88 cfs.

- ① REFERENCE Letter 9 April 1993 attached. And Amended Permit Application 24 Dec. 1981: Amended to 94 ac.
- ② Licensee exam 12/1/80 shows well capacity to be 1.52 cfs. 94 ac, or.
- ③ APPEARS TO NEED AN ENLARGEMENT CLAIM.
WHEN _____?

AJ5809NP
No. A29-07241

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/22/00
PAGE: 167

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUNNY ACRES TRUST CHARLES FRANDSEN TRUSTEE PO BOX 328 LAVA HOT SPRINGS ID 83246 (208) 776-5378	01/30/1975	IRRIGATION	03-15 11-15	4.400 CFS	
				TOTAL DIVERSION:	4.400 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T09S R37E S25 NENE

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
09S	37E	24	:					:					:			40		:				20	:	60.0
09S	37E	25	:	40		40		:					:					:					:	160.0
																						TOTAL ACRES		220.0

POU County: BANNOCK

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00036 A29-00037 A29-00180 A29-11773

Conditions of Approval:

- R30 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.5 afa per acre for
- irrigation of the lands above.

Remarks: GEN Claimant only paid for 140 acres.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag: E

Audit: 08/11/93 BODELL 07/26/94 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right 29-7241 Priority December 27, 1974 Amount 1.52 cfs

THIS IS TO CERTIFY, that L. W. Frandsen
of Lava Hot Springs, Idaho, has complied with the terms and conditions of Permit
No. 29-7241 issued pursuant to Application for Permit dated December 27, 1974,
and has submitted proof to the Department of Water Resources on December 3, 1979,
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 1.52 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u> at <u>1.52</u> cfs and <u>329.0</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		
(both dates inclusive)			

Subject, however, to the condition that no more than 1.52 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
329.0 acre feet per year, said waters to be diverted within the NE 1/4, Section 25, Twp.
9S, Rge. 37E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals	
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4		
9S	37E	25	31	29															60	
		24															3	16	15	34

Total number of acres irrigated 94

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 3.5 afa per acre for the lands above.

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 24 day of
December, 19 81.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

<LICENSING>
APPLICATION FOR AMENDMENT OF A PERMIT
NOV 19 1981
Department of Water Resources**To change the point of diversion and/or the place of use.**

Comes now L. W. Frandsen Phone _____
of (address) Lava Hot Springs, ID, 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. 29-7241, and requests that the permit and permit map be changed as follows:

1. Point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____, Township _____, Range _____, B.M.,
NO CHANGE
County of _____. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE

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)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

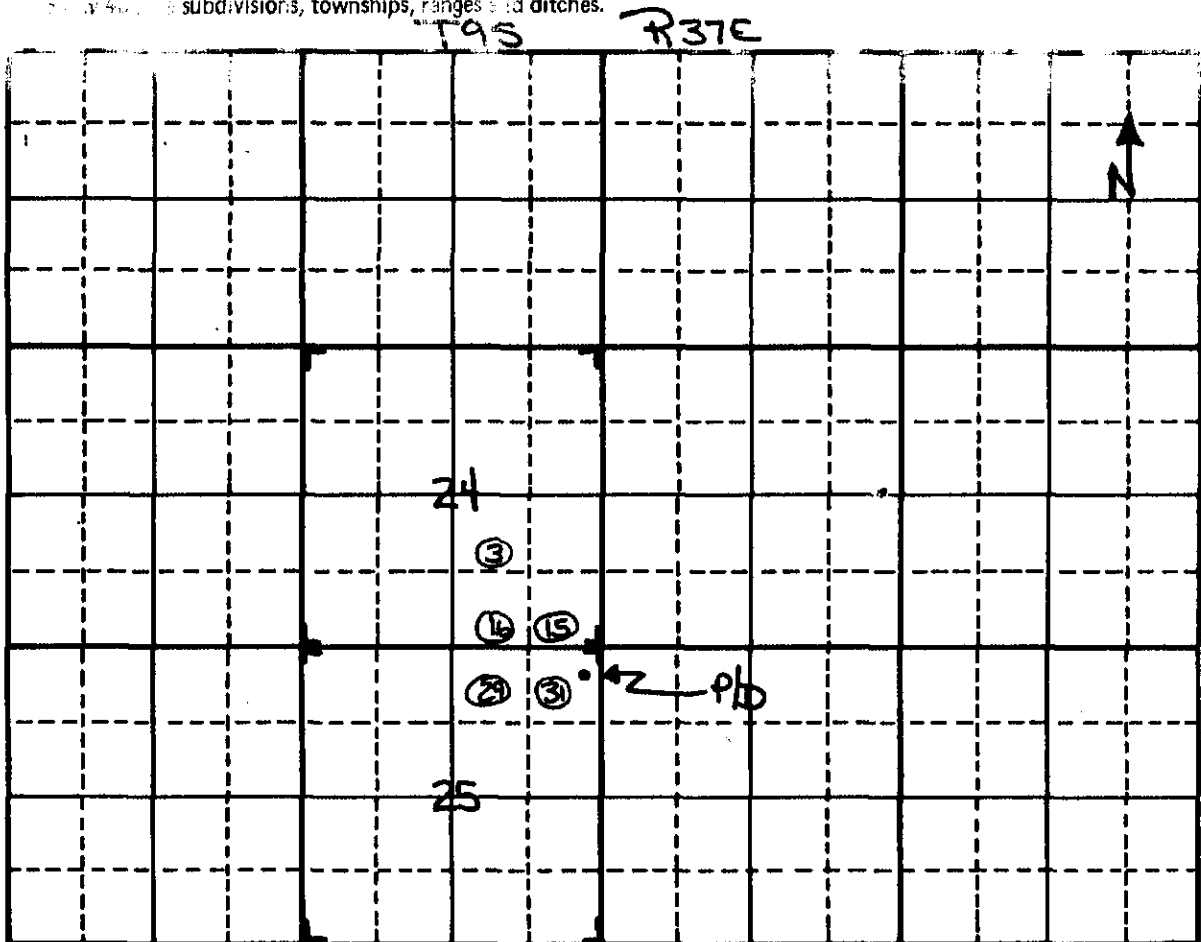
TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	37E	24														3	16	15	34
		25	31	29															60

Total number of acres to be irrigated = 94

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

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signed at L.W. Dransden, this 9 day of Nov., 19 81.

L.W. Dransden
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by yes Fee = \$20.00

Received by yes Date 12-4-81

Publication prepared by N/A Date _____

Published in _____

Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby
APPROVE the above Application for Amendment of Permit No. 29-7241.

Witness my hand this 24 day of _____, 19 81.

A. Kenneth Dunn
Director

Identification No. 29 7241

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant L. W. Frandsen Phone: 776-5325
 post office address Box 357, Lava Hot 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 NE $\frac{1}{4}$ of Section 25 Township 9S
 Range 37E B.M. Bannock County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$ of _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount 4.4 for Irrigation purpose from Mar. 15 to Nov. 15 (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. 4.4 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, and sprinkler system

 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 _____ (Mo. Day) to _____ (Mo. Day) inclusive.
 c. Proposed well diameter is 16 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
 b. Estimated construction cost is \$ 28,000.00.
8. Description of proposed uses:
 a. If water is not for irrigation:
 (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: _____

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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	
9S	37E	25	40	40	40	40													160
		24															40	20	60

Total number of acres to be irrigated 220

c. Describe any other water rights used for the same purposes as described above. None

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

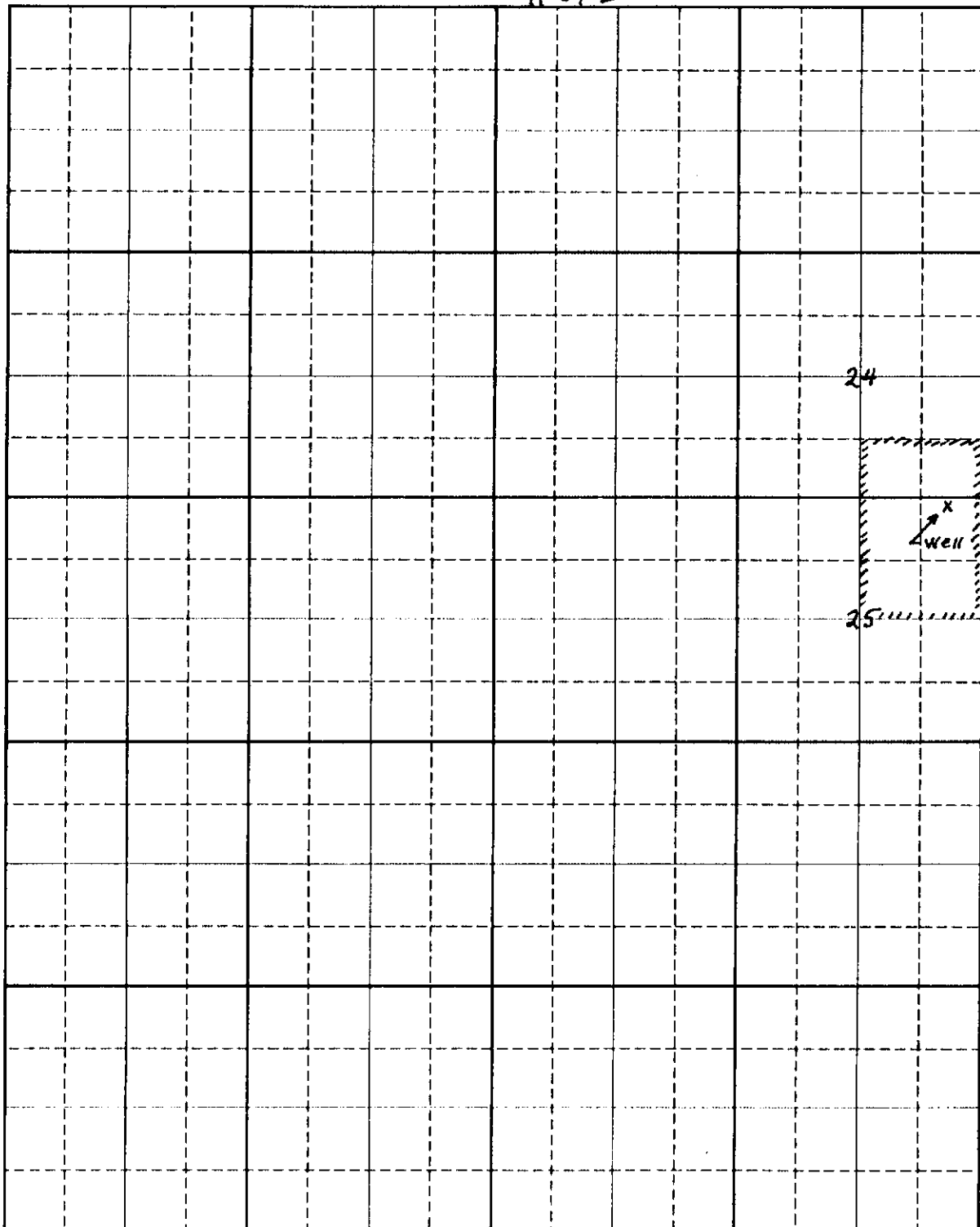
b. Who owns the land to be irrigated or place of use Applicant

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

10. Remarks _____

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

R 37 E



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.

J. W. Francis
(Applicant)

Proposed Priority 12-27-1974

Received by MB Date 12-27-74 Time 3:40
Preliminary check by LF Fee \$65.00
Receipted by MB Date 12-27-74 # 4013
Publication prepared by MB Date 12-27-74
Published in Idaho State Journal
Publication dates Jan. 2 & 9, 1975
Publication approved MB Date 1-21-75
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by MB

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. 29-7241, 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 January 1, 19 80.
- 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 29 day of _____ January 19 75.

R. Karl Higo
Director

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

29-724/
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 7-17-80 Accompanied by L.W. Frandsen Total Q measured 1.52 cfs

If source is surface water, estimate total flow of source

Methods of measurement Annular Meets Permit requirements? Yes

Measurement calculations:

$V = 94 \mu\text{A} \times 3.5$

$V = 329 \mu\text{A}$ ✓

$(7.25)^2 \times 3.85 \times \sqrt{11.2}$

$52.56 \times 3.85 \times 3.36$

$680 \mu\text{p.m} = 1.52 \text{ cfs}$

CAPACITY

$V = 1.52 \text{ cfs} \times 1.9835 \times 245 \text{ days}$

$V = 739 \mu\text{A}$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	150	Detroit Diesel	N.A.	Logne	6925P			Randolph drive ^{SW} 54706

System Description A V-6 Diesel powers the pump/drive unit to an 8" mainline which runs North + South to 2 wheel lines + 2 hand lines (1/4 mile).

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

RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 AFA/Acre

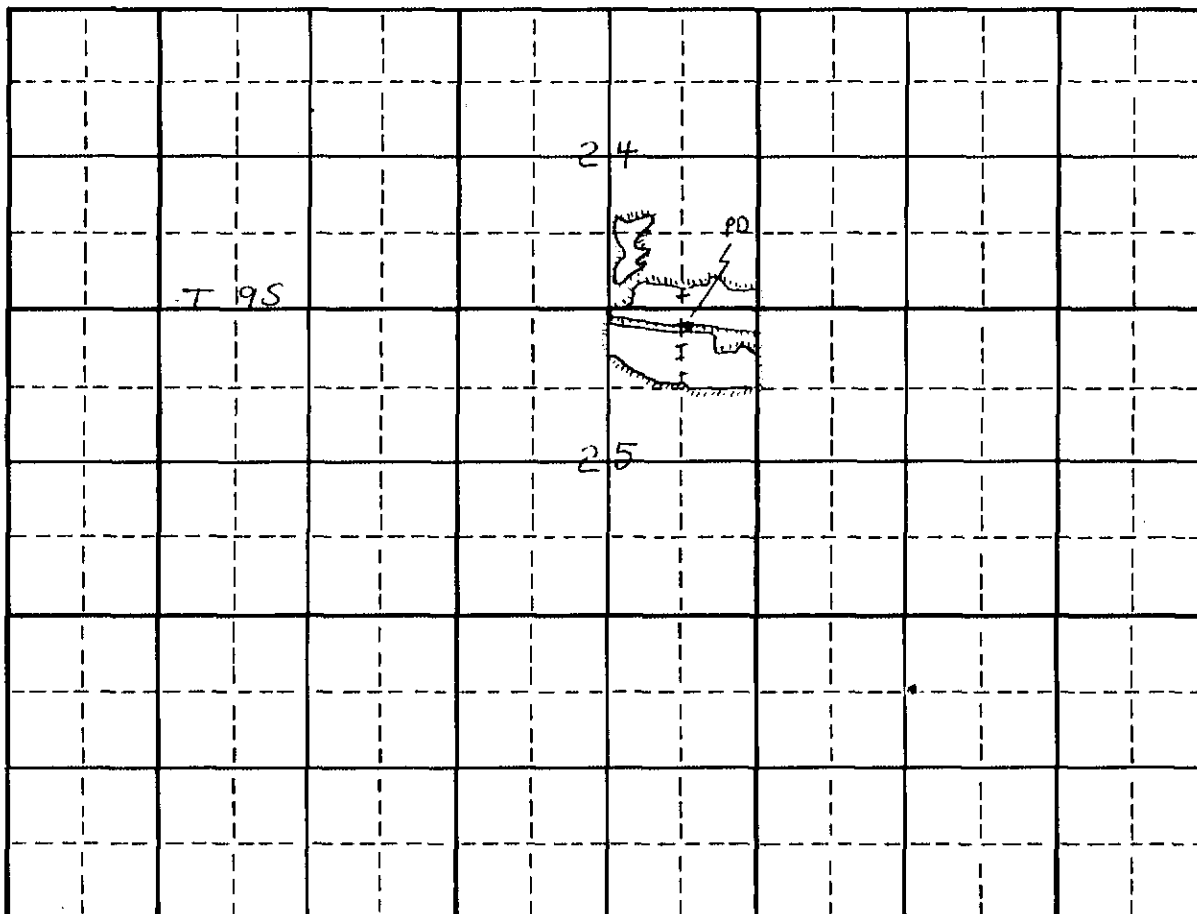
USE	Q (cfs)	V (afa)	FROM	TO
Irrigation	1.52 ✓	329 afa ✓	March 15	Nov. 15

Total	1.52	329
-------	------	-----

Remarks There are surface water rights on ground from Portneut River

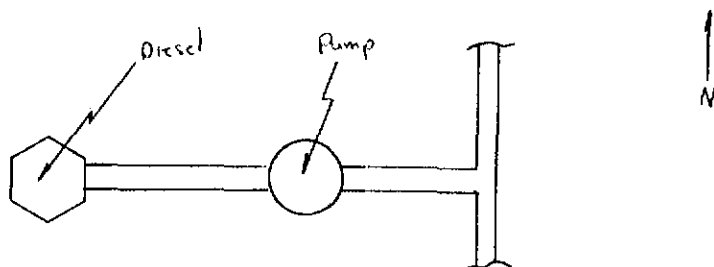
012-100304

R 37 E
MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NE of NE SECT 25 T9S R37E

Place(s) of Use

TWP.	R 37 E	SEC:	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
9S	37 E	25	31	29															60
		24													3	16	15		34
																			Total 94

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

Examiner's Signature [Signature]

Date 12/1/80

Checked by [Signature]

Date 2/4/81

Approved by [Signature]

Date 10/5/81

91-1241

B...

1954

HJ
12-1-80

Occasionally
waterford

B723

B.27

B
325

16.7

Not to Scale

09-Apr-1993

SUNNY ACRES TRUST
CHARLES FRANDSEN TRUSTEE
BOX 328
LAVA HOT SPRINGS ID 83246

RE: LETTER DATED APRIL 1990

Dear Sir,

We are sorry for the delay in responding to your letter dated April, 1990. The letter was apparently misfiled, and the error was not found until recently. The delay does not in any way affect the requirements needed by the Department regarding the the Notice accompanying the letter.

We are unable to find any receipt concerning A29-07241, Charles Frandsen, or, Sunny Acres Trust. If you could send us some documentation of proof that a filing fee was paid, we will process the Notice. If you cannot find proof that the fee was paid in 1990, fee needs to be paid at this time. The filing fee will be \$50.00, plus \$1.00 per acre.

I have also enclosed a copy of the original license #29-07241 that shows the place of use, point of diversion and diversion rate. The property you have claimed is not the same as licensed, and, also seems to be an expansion of at least 40 acres. If more than 94 acres were irrigated prior to Nov. 1987, another claim would have to be filed as an expansion of A29-07241. The filing fee for this expansion claim would be \$50.00 plus \$1.00 per acre.

Please send any documentation or claims within 30 days of this letter. If you have any questions regarding this matter please do not hesitate to contact this office.

Respectfully submitted,

Gregory J. Taylor
Senior Water Agent, Adjudications

EC:gt

Enclosure: Claim sent April 1990; 2 sets of notice of claim forms; copy of letter dated April 1990; copy of license 29-07241

APR 12 1994

Old (D) Number -

+ - - - - - Address - - - - - +

State- ID Zip- 83246

Phone -

+ - - - Status - - - +

+ - - - - - Tributary - - - - - +

09S 37E 25 NE NE (5) BANNOCK

Diversion Volume

329.00

(5) BANNOCK

(5) BANNOCK

(5) BANNOCK

(5) BANNOCK

(5) BANNOCK

Total Acres: 94.0

+ - - Diversion Means - WELL, PUMP & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+	-----	Remarks	-----	+
		No Remarks found.		

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

Water right number - 29-07241

Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - - +

R30 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.5 afa per acre for the
- lands above.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 04/23/85

05/22/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 01/01/1980
Approved/Denied - 01/29/1975
Proof Made Date - 01/01/1900
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 04/19/1982
Decree Date - 00/00/0000

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 04/23/1985
Receipt Number -
Appl Received - 00/00/0000
Presumption Flag -

Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District -
Transfer/Amended -

Microfilm Roll Number -

RECEIVED

APR 30 1990

Department of Water Resources
Eastern District Office

To The Idaho Dept. of Water Resources:
The Water Rights Claim Forms enclosed
is an exact copy of the originals which
we mistakenly sent to Boise at the following
address:

Adjudication Bureau
Dept. of Water Resources
1301 N. Orchard
Statehouse Mail
Boise, Idaho 83720

It was sent Friday, April 27, 1990 and
the filing fee check was enclosed with
that copy. I'm sure those forms will
be forwarded to your branch, then they
can be disregarded.

We are sending them to your branch
to assure you that we did file, and we
regret any delay.

Sincerely

Lunny Acres Trust

MICROFILMED

APR 12 1991



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

RECEIVED
APR 30 1990

January 30, 1975

Department of Water Resources

Re: Permit No. 29-7241

L. W. Frandsen
Box 357
Lava Hot Springs, Idaho 83246

Dear Mr. Frandsen:

Enclosed is a copy of your approved Application for Permit No. 29-7241. 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

WATER RESOURCE BOARD:	John F. Streiff Chairman	George L. Yost Vice-Chairman	Donald R. Kramer Secretary	Edwin C. Schlender Member
	Franklin Jones Member	M. Reed Hansen Member	Scott W. Reed Member	Joseph H. Nettleton Member

POOR ORIGINAL

Identification No. 29 7241

Application No.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant L. W. Frandsen Phone: 776-5325
post office address Box 357, Lava Hot 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 NE $\frac{1}{4}$ of Section 25 Township 9S
Range 37E B.M. Bannock County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 4.4 for Irrigation purpose from Mar. 15 to Nov. 15 (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. 4.4 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, and sprinkler system

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 16 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 28,000.00
8. Description of proposed uses:
a. If water is not for irrigation:
(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:

[illegible]

Total number of acres to be irrigated_____220

c. Describe any other water rights used for the same purposes as described above. None

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

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

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

10. Remarks