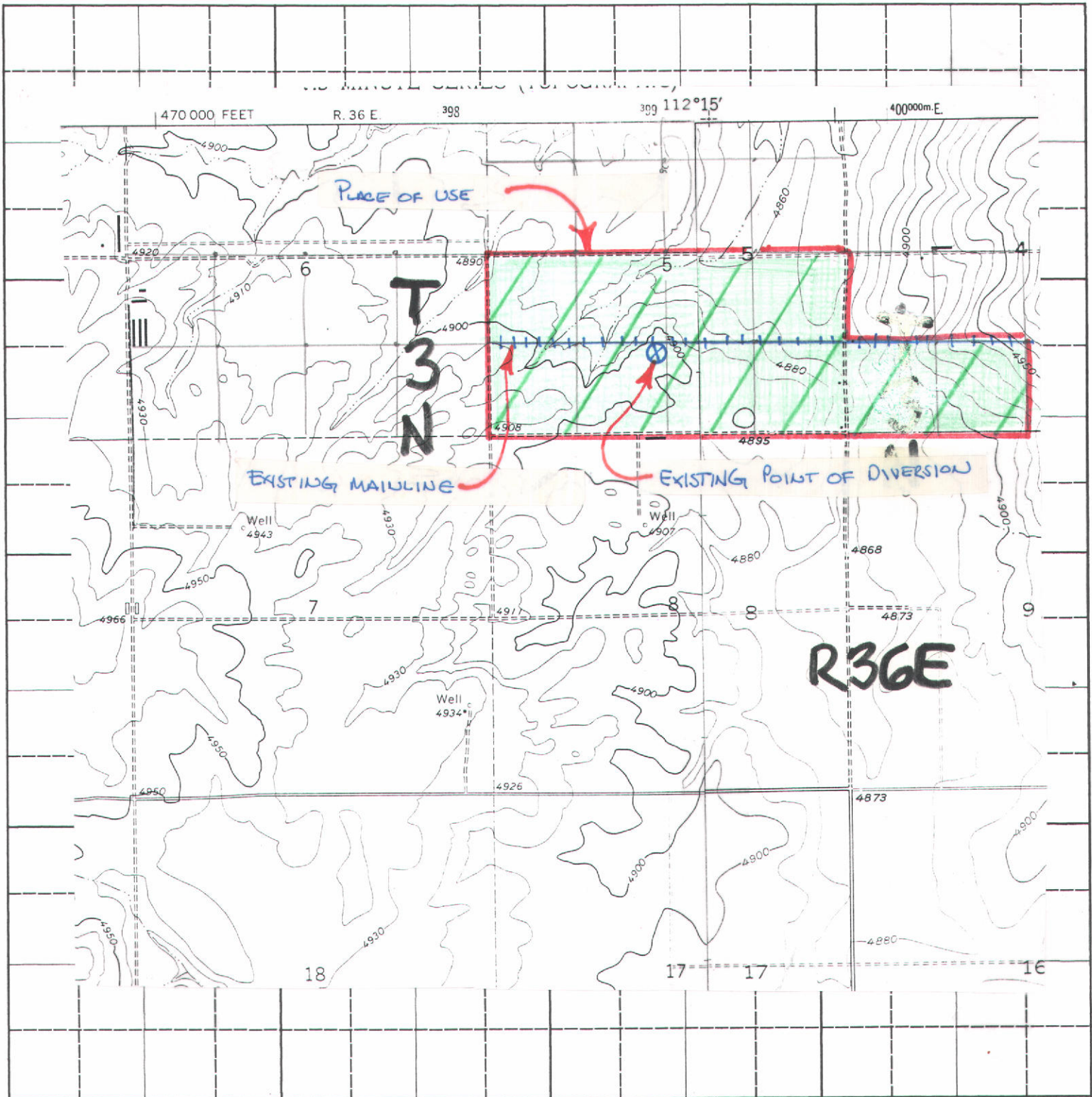


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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

2 Shon Wilder
(Applicant)

Proof of Publication The Post-Register

State of Idaho, }
County of Bonneville } ss

I, **S. BOB BRIGHT or TED DELEZENE**, first being duly sworn, depose and say: That I am the **Production Supervisor or Asst. Prod. Supervisor** of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for Two consecutive weeks, first publication having been made on the 2nd day of April, 1992, last publication having been made on the 9th day of April, 1992, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 15th day of April, 1992

S. Bob Bright
Susan Chapman
Notary Public

My commission expires July 1st, 1997

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

34-07557
GRADY, GERALDINE G
PO BOX 871
POCATELLO, ID 83204
Source: MILL CREEK
Tributary: PASS CREEK
Diversion Pt: SWSE Sec 35 T 08N R 25E
in CUSTER County.
Use: STOCKWATER (.040 CFS)
DOMESTIC (.010 CFS)
Total Diversion: (.050 CFS)
Date Filed: 3/9/1992
In: CUSTER County
T08N R25E SWSE

35-08990

WILDE, AVON
2995 E 650 N
ROBERTS, ID 83444
Source: GROUNDWATER
Diversion Pt: SESW Sec 5 T 03N R 36E
in BONNEVILLE County.
Use: IRRIGATION (2.250 CFS)
Total Diversion: (2.250 CFS)
Date Filed: 3/10/1992
In: BONNEVILLE County
T03N R36E S04 SWSW SESW
S05 NESW NWSW SWSW SESW NESE
NWSE SWSE SESE
389.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before APRIL 20, 1992.

R. Keith Higginson, Director
Published: April 2, 9, 1992

RECEIVED

APR 20 1992

Department of Water Resources
Eastern District Office

B10

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*

No.: 35-08990 Name: Martin Date: 1/22/98 Ad OK? ☒ ☒ Gvmt Lts: ☒

AREA OF CONCERN: Pre-SRBA - No/Yes: ESRP Mor / _____ GWMA / Trust / Non-trust
PROTESTED: - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

> 1 year

≤ 1 year/no proof

- 26A-P17

- P16

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

WMD Supplemental use

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

- No MD

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

- 01M (report when notified)

- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

Included w/permit

irr. in WD

- 046-P23

- Permit No. _____ - _____ - _____ - _____, P99

- P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that *doesn't sink* is regulated):

IN/ABOVE MIN. STR. FLOW (✓ MAP)

WD (✓ MAP & LISTING)

> 0.10 cfs

≤ 0.10 cfs

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- *WB9

- R04 (WD # _____)

- 01J-P08 (MD & LD)

- 01H-P01 (LD) or No MD (in-stream stock)

- 067 or No MD (in-stream stock or power)

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

(02/03-irr)

Payette R(65)

Salmon R (70's)

- *W22 -P04, NA

- 007 (w/ remark *WB9 if above Weiser), NA

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

- 029 (fish screens), NA

USE:

Domestic surface

>1 in rest. area

Fish Propagation

Heating/Cooling

Irr ≤ 5 acres

> 5 acres

Mining

Municipal

Power

Stockwater

Storage (✓ 3 compo.)

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

- 071-070

- 029-007-042(req)-081 (WQ)-P10

- R07 (injection well)

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- 054(req)-081-P10

- 022, 075, 004 (+memo?), NA (not in restricted area)

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERG); 18B-P09; >25 cfs-P18

- R37 (BLM/USFS); NA

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev.

Irr Dist/Canal Co.

- P84 (in 20/30/40/50/60/70/80 (87) basin)

- 058 (<85° GW temp only)

- P52 (stream channel alteration)

- 023 (Twin Falls area)

SWAN FALLS FLAG (See Code Chart)

Trust

Non-Trust (1)

- 051-052-053-P74 (Consumptive Uses), NA

- 048-049 (Consumptive Uses), NA

- 004 (PD/PU)

OWNERSHIP:

OTHER CONDITIONS:

STANDARD REMARKS:

- 014068- ① W36/35-2761 ② W35/35-2761, 0.02 cfs/acre, 1556 AF, 389 ac.

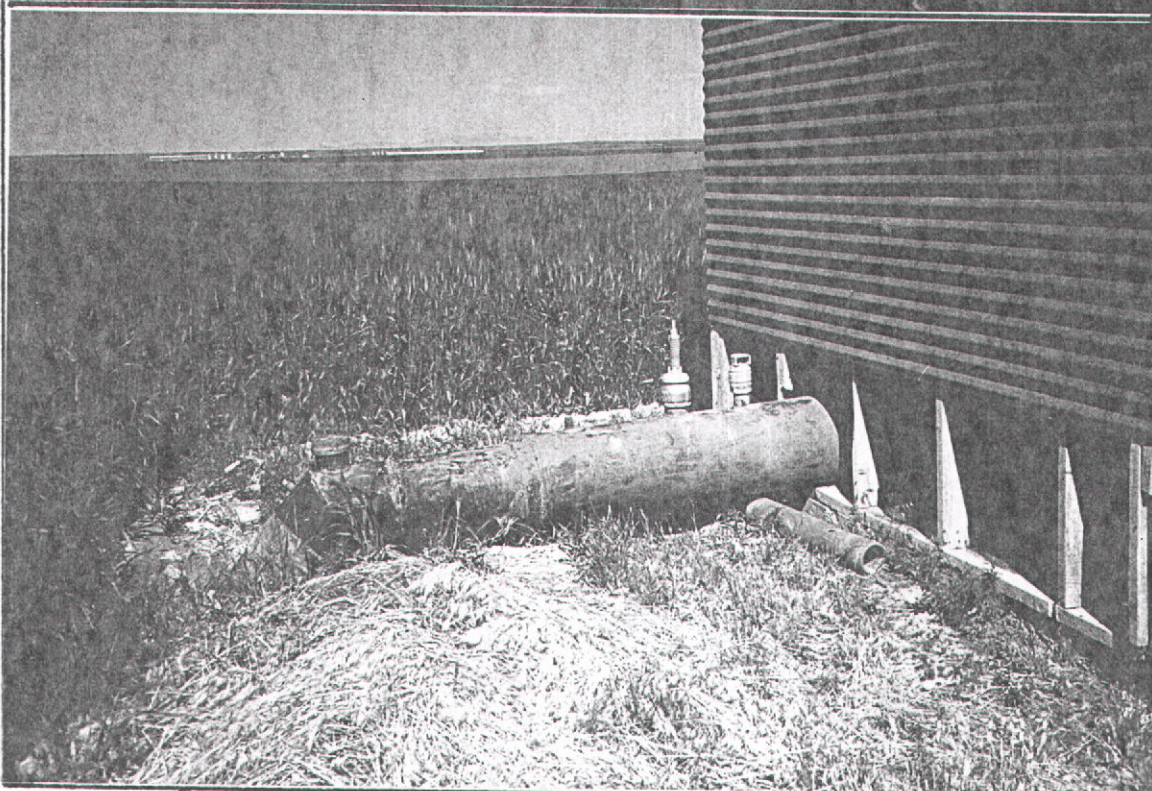
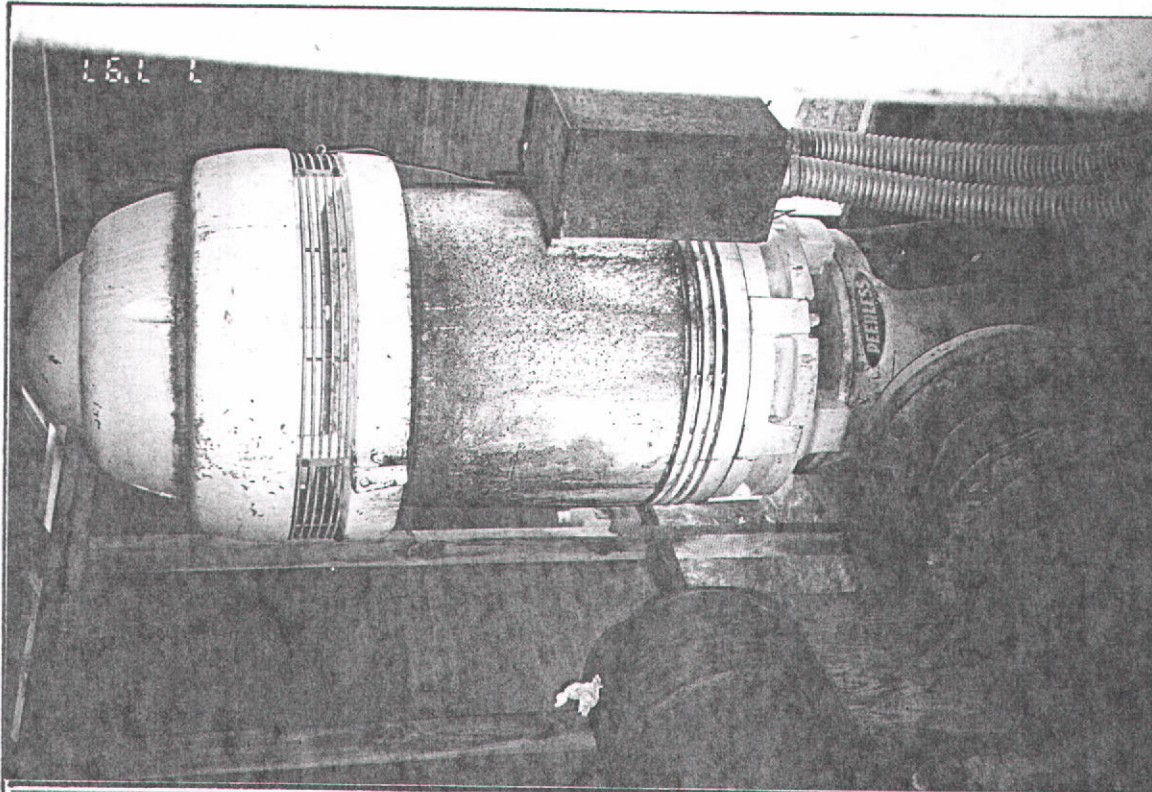
BENEFICIAL USE DUE:

- 2/1/ 1999

COMMENTS:

BOB MARTIN

M+R FARM



PERMIT
NUMBER

A00057.46

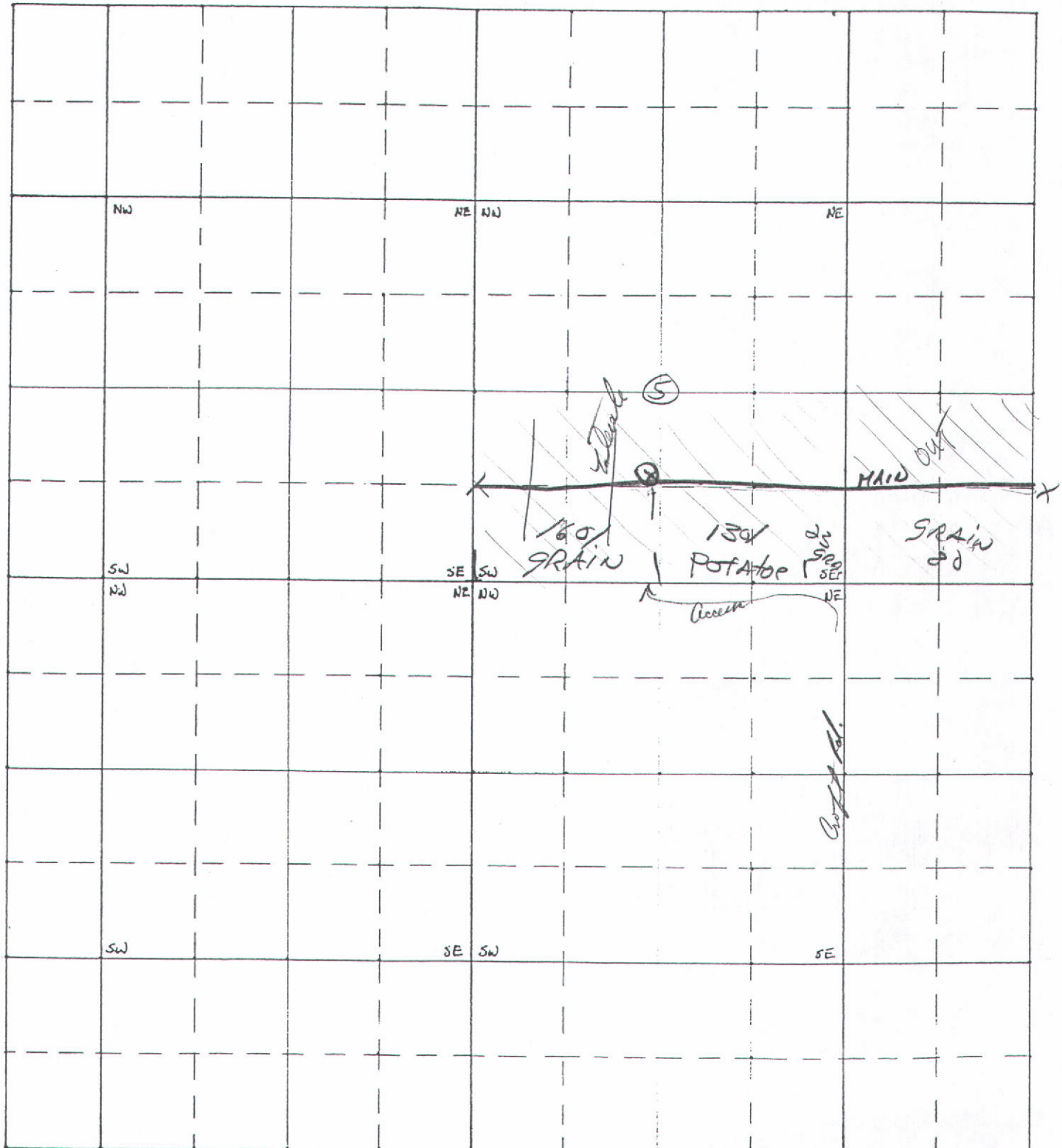
by quarter 12 lines
1/4 mile

EASTERN WATER MEASUREMENT DISTRICT

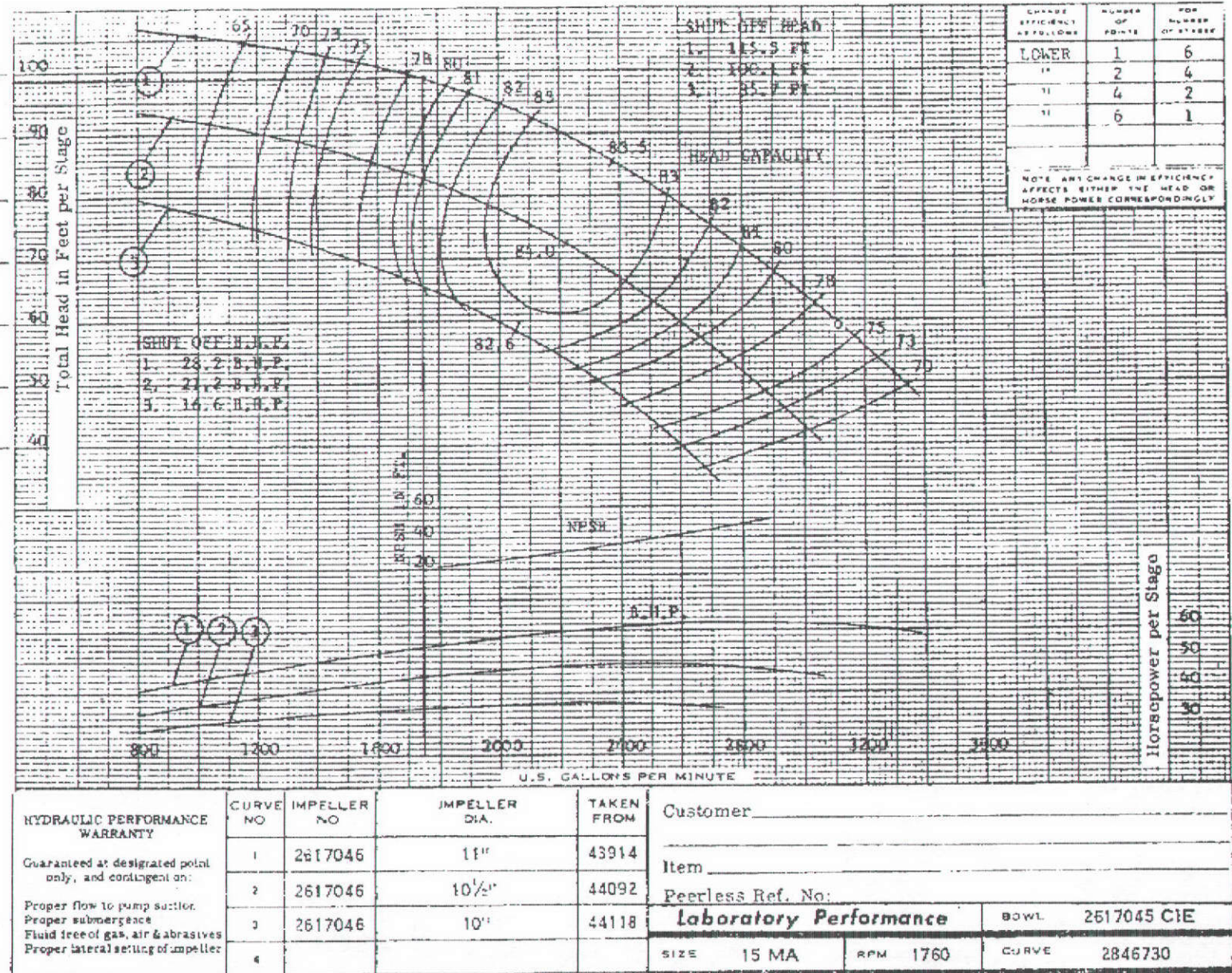
SUPPLEMENTAL DATA FORM A

SKETCH OF IRRIGATED LANDS AND MAJOR COMPONENTS OF DELIVERY SYSTEM/S

T3N, R36E



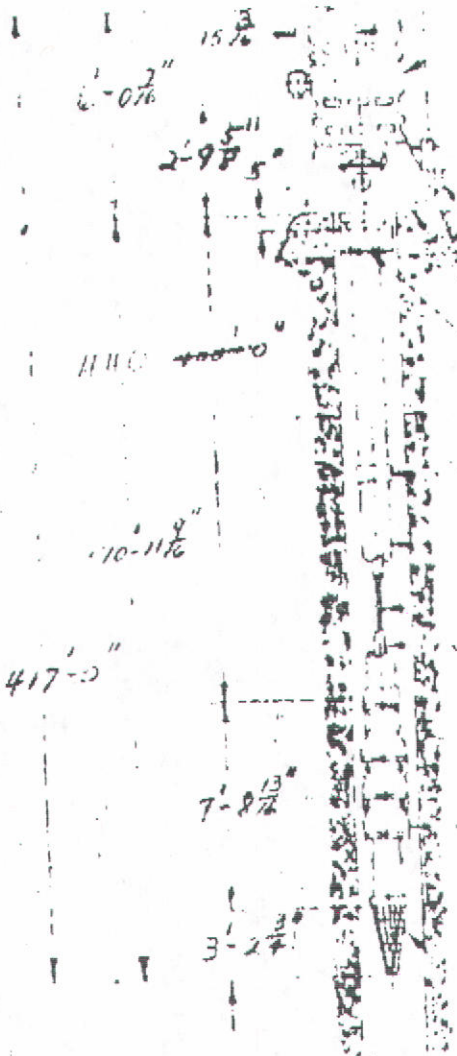
Peerless Pumps
 Stages _____
 Total Head in Feet for _____



PUMP DESCRIPTION: Driver _____; Head _____; Column _____
 GUARANTEED BOWL ☐ PERFORMANCE: Capacity _____ gpm; Head _____ ft; Eff _____ %; BHP _____
 FIELD ☐
 PUMP SET AT 440' 54' WATER OVER PUMPS. Re-conditioned. 12/2/76
 17,000 gpm at 17' column.

OIL

Column is in place (440 ft installed) 4
Motor was changed to 350 HP



MOTOR 350 HP 60 CY 440
1760 RPM 3 PHASE 480V

10 1/2" BASE TO 1 1/2" DIA. SHAFT
12" DIA. SHAFT
12" DIA. SHAFT
12" DIA. SHAFT
12" DIA. SHAFT
12" DIA. SHAFT

15" OD OF
13/16" COUPLING
12" DIA. COLUMN
15" DIA. SHAFT

PUMP RATING
GPM 2500
FIELD NO. 420

3" TUBE
BOWL UNIT

15 MA ASSEMBLY

6 STAGE

15" OD OF BOWLS

STRAINER

12" SIZE 12 1/4" OD

CONC. TYPE

1" DIA. 4 HOLES



21" DIA

23" DIA

TOP VIEW

THIS PRINT
CERTIFIED CORRECT AND
APPROVED FOR CONSTRUCTION
DATE 2-22-65
H. B. R. B. L. A. 2-22-65

SO. NO. 4757 SA
SOLD TO SNAKE RIVER
EQUIPMENT, IDAHO FALLS, IDAHO
ORDER NO. 2660
USE, SAME WILDE PROJ.
ITEM NO.
PUMP IDENTIFICATION
VERTICAL TURBINE

THIS CERTIFIED PRINT
FOR APPROVAL

BY DATE
H. B. R. B. L. A. 2-22-65

PEERLESS PUMP
FMC

CON. BY *End* DATE 2-22-65

● T3N R36E ●

Copy of
1987 NAPP



N

	<u>C.F.S.</u>
Licence - No-35-2741	4.00
Licence - No-35-7167	3.01
Licence - No-35-2761	<u>3.87</u>
Total - C.F.S. →	10.88

A hand-drawn map of a section of land, likely a survey. The map is divided into a grid of sections. The top section is labeled "308- acres" and "27". A diagonal line runs from the bottom left to the top right, labeled "License 710-35-2741". A horizontal line is labeled "WELL" and "E". The bottom section is labeled "156 acres" and "License 110-35-7167". A handwritten note on the right side of the bottom section reads: "This section should have been divided into 1/3 and 2/3". The map is drawn on a piece of paper with a grid pattern.

CLAIM NO. _____

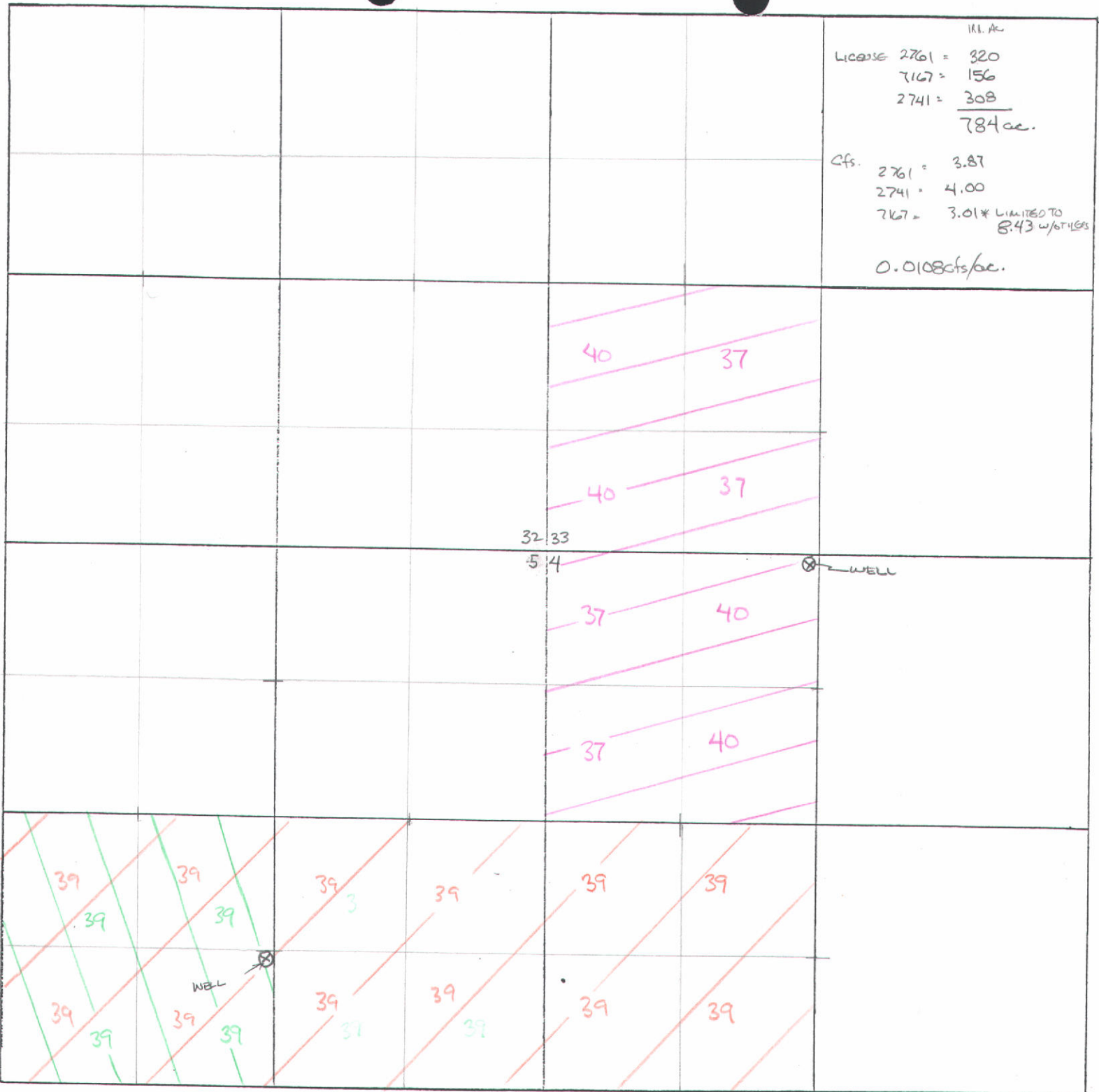
BEFORE TRANSFERS

111. AC

LICENSE 2761 = 320
 7167 = 156
 2741 = 308
784 ac.

Cfs. 2761 = 3.87
 2741 = 4.00
 7167 = 3.01 * LIMITED TO
 8.43 w/PTILES

0.0108cfs/ac.



SCALE: 8" = 1 MILE

/// = 2761 - LIMITED TO 320 AC w/POV.

/// = 7167

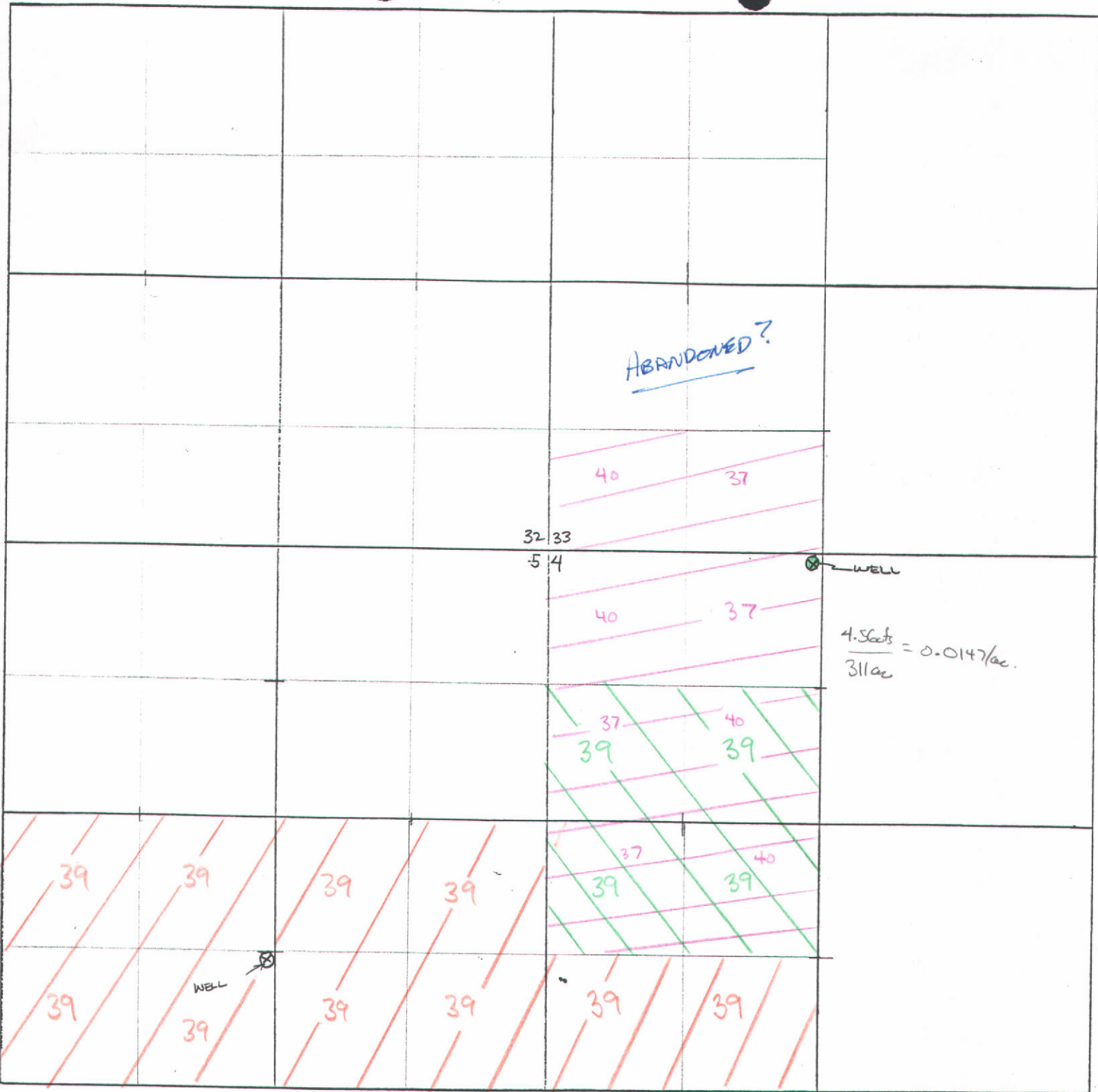
/// = 2741

T. 4N R. 36E SEC. 33, 33
3N 54

DATE 6-12-92 AGENT EE

CLAIM NO. _____

AFTER TRANSFERS...



/// = 35-02761 T 2944 - LIMITED TO 1/2 OF 320 ac / 38 ac
GRAC. SHORT. 3.87 acs / 320 = 0.012 ac/ac

/// = 7167, T 2943

/// = 2741, T 2943

LIMITED TO 4.5 acs
w/ 2741

T. 4N R. 36E SEC. 54

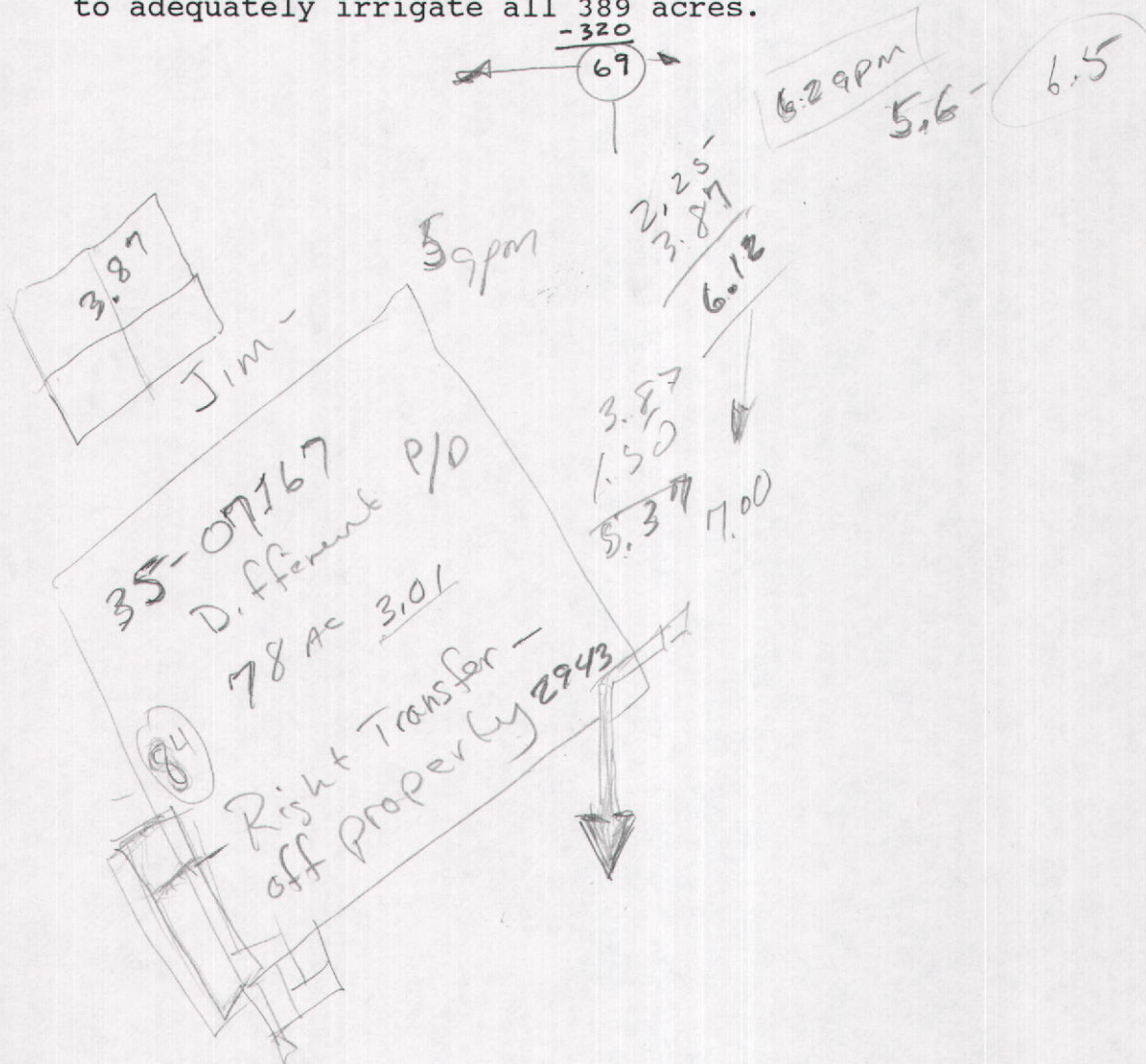
DATE 6-12-92 AGENT SE

MEMORANDUM

TO: Application 35-08990
FROM: Brenda *Bunda*
DATE: May 14, 1992
RE: Prior Irrigation Rights

=====

The point of diversion and place of use on this application is the same as Right No. 35-02761. Right 35-02761 is for 3.87 cfs for the same 389 acres; however, because the amount of diversion was not enough to adequately irrigate all of those acres, the permit was conditioned that no more than 320 acres were to be irrigated at any one time. With the booster placed on the existing well, the additional 2.25 cfs available will be enough to adequately irrigate all 389 acres.



WATER RIGHT SUMMARY

<u>ACTION</u>	<u>RIGHT NO.</u>	<u>NAME</u>	<u>AMOUNT CFS</u>
Original Application	35-08990	Wilde, Aven	2.25
Full Assignment	35-08990	Martin, Robert	2.25

RECEIVED

MAR 31 1997

For Office Use Only
 \$25.00 Filing Fee
 Receipt # E023061
 Date 3-27-97

Department of Water Resources

State of Idaho

DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, Arvo Wiloe, hereby assign to Robert Martin
(Permit Holder)
 of 4931 N. 125 W. 104th Falls, ID. 83402
(Full Address and Phone Number)

All my right, title, and interest in and to Permit No. 35-08990
 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

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 portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.

Made this 26 day of March, 1997.

Arvo Wiloe
 Permit Holder(s)

State of Idaho ID)
 County of Bonneville ^{SS}

On this 26 day of March, 1997, personally appeared before me
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

Annette Lynovels
 Notary Public

SEAL

Arvo Wiloe
 Signature

My commission expires: 9-98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant AVON WILDE Phone 228-6181
Post office address 2995 E 650 N, ROBERTS, ID. 83444
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of SE 1/4 of SW 1/4, Govt. Lot _____
Sec. 5 Township 3N Range 36E B.M. BOULDERVILLE County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.25 for IRRIGATION purposes from 4/1 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 2.25 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. EXISTING 440' X 20" WELL
(PUMPING FROM 375') w/ (350 HP) PUMP INTO MAINLINE TO SPRINKLERS.
~~WILL BE ADDING A 100' DITCH TO SPRINKLER, LATER APPROVED.~~
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. ~~Proposed~~ ^{EXISTING} well diameter is 20" inches; ~~proposed~~ ^{EXISTING} depth of well is 440' feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

PM

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	36E	4											39	39					78
		5									39	39	39	39	39	39	39	38	311

*THE TOTAL NUMBER OF ACRES IRRIGATED AT ANY ONE TIME SHALL NOT EXCEED 69 ACRES OF THE ABOVE LISTED 389 ACRES. THIS APPROPRIATION NUMBER COMBINED WITH 35-02761 SEEMS TO IRRIGATE A COMBINED TOTAL OF 389 ACRES IN ONE IRRIGATION SEASON.

Total number of acres to be irrigated 389

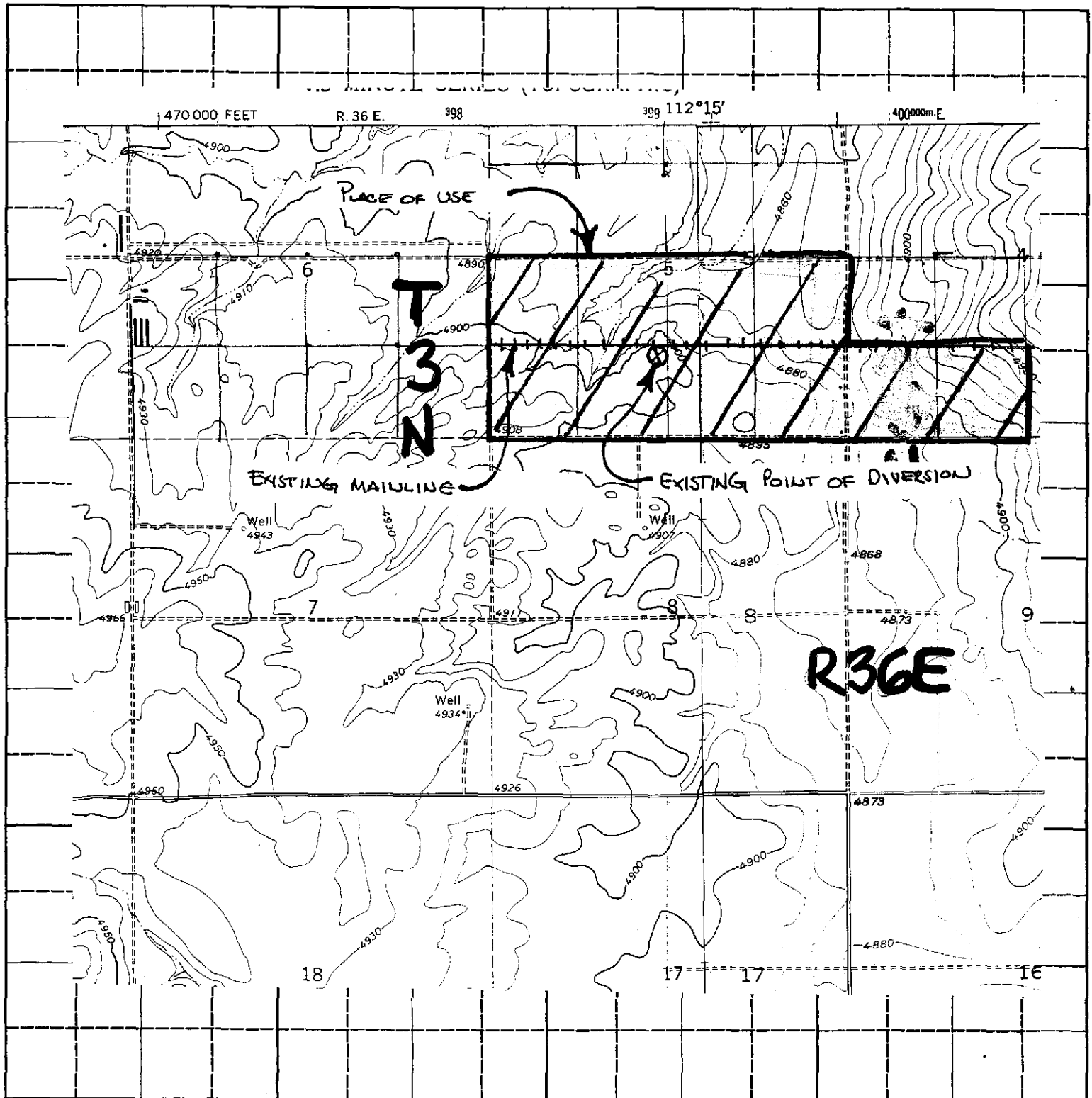
10. Describe any other water rights used for the same purposes as described above.

35-02761

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

12. Remarks: USING SAME POOL AS 35-02761.

13. 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.

2. [Signature]
(Applicant)

Received by EEV Date 3/10/92 Time 14:40 Preliminary check by +DN
 Fee \$ 85⁰⁰ Receipted by EEV # E017022 Date 3/10/92
 Publication prepared by RB Date 4-2-92 Published in Post Register
 Publication approved RB Date 4-22-92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss

I, S. BOB BRIGHT or TED DELEZENE, first being duly sworn, depose and say: That I am the Production Supervisor or Asst. Prod. Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for Two consecutive weeks, first publication having been made on the 2nd day of April, 1992, last publication having been made on the 9th day of April, 1992, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 15th day of April, 1992

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

34-07557

GRADY, GERALDINE G
PO BOX 871
POCATELLO, ID 83204
Source: MILL CREEK
Tributary: PASS CREEK
Diversion Pt: SWSE Sec 35 T 08N R 25E
in CUSTER County.
Use: STOCKWATER (.040 CFS)
DOMESTIC (.010 CFS)
Total Diversion: (.050 CFS)
Date Filed: 3/9/1992
In: CUSTER County
T08N R25E SWSE

35-08990

WILDE, AVON
2995 E 650 N
ROBERTS, ID 83444
Source: GROUNDWATER
Diversion Pt: SESW Sec 5 T 08N R 36E
in BONNEVILLE County.
Use: IRRIGATION (2.250 CFS)
Total Diversion: (2.250 CFS)
Date Filed: 3/10/1992
In: BONNEVILLE County
T08N R36E S04 SWSW SESW
S05 NESW NWSW SWSW SESW NESE
NWSE SWSE SESE
389.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before APRIL 20, 1992.

R. Keith Higginson, Director
Published: April 2, 9, 1992

Notary Public

My commission expires July 1st, 1997

RECEIVED

APR 20 1992

Department of Water Resources
Eastern District Office

MEMORANDUM

DATE: March 26, 1998

TO: Water Right File 35-08990

FROM: Shelley W. Keen *SWK*

RE: Additional Information

Yesterday Skip Jones called from Idaho Falls to say that Robert Martin had visited with him about application 35-08990. Skip wanted me to note a couple of things in the file.

- The booster pump was not apparent on the Utah Power pump test because it is located some distance from the well along the mainline. The system diversion capacity is still not more than 3.88 cfs.
- The 25-acre parcel I questioned in my letter was not irrigated in 1987. Under a contract with the federal govt., 25 acres had to be fallow somewhere on the farm each year. Therefore, the maximum number of irrigated acres prior to November of 1987 is not 389, but 364.
- Mr. Martin will send me a letter expressing his desire to have the application approved for 364 acres with no increase in diversion rate above what is already covered under license 35-02761.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

March 6, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT MARTIN
4931 N 125 W
IDAHO FALLS ID 83402

RE: Water Appropriation Application 35-08990

Dear Mr. Martin:

I am writing in response to your request that IDWR process water appropriation application 35-08990, which Avon Wilde filed in 1992 and assigned to you in 1997. Your application indicates that you are seeking a right to divert 2.25 cfs of water and irrigate 69 acres of land in addition to the 3.87 cfs and 320 acres authorized by licensed water right 35-02761. The application has not been processed because of the moratorium instituted by IDWR in 1992. Your request that IDWR process your application is based on your assertion that the proposed development was actually in place prior to November of 1987, which would qualify it for an exception to the moratorium.

Last month Cindy Zimmerman of IDWR asked you to supply information demonstrating that the beneficial use of water proposed in application 35-08990 was in place by 1987. You sent her several pages of system design information dating to 1965 and the results of a pump test conducted by Utah Power and Light in September of 1987. The application file also contains a photocopy of a 1987 NAPP infrared aerial photograph of your farm taken in June of 1987. I have enclosed a copy of the infrared photograph for you.

The pump test report from Utah Power and Light shows that in 1987 your diversion system, which included a 350 h.p. pump motor, produced 3.88 cfs from your well. It does not indicate the existence of a booster pump at that time. The report also says that 360 acres were irrigated that year. The infrared photograph shows most of your farm covered by crops in various stages of growth, but there is one field of about 25 acres in the NW¼SW¼ of Section 5 that appears not to have been farmed that year. This field appears white and blue-green, which is indicative of bare soils, and it does not appear to have a pattern suggestive of a planted crop.

Without additional information, it would be difficult to conclude that by 1987 your system was capable of a greater diversion rate than already authorized on license 35-02671. There is, however, some indication that more than 320 acres were irrigated during and/or before 1987. It probably would be useful to have ASCS field crop reports and the associated mapping for 1987 and the preceding year or two in order to further document the situation in the application file.

Robert Martin
March 6, 1998
Page 2

If you can further document that more than 320 acres were irrigated in a single year by 1987, you have a couple of options for getting that use covered by a water right. One option would be for IDWR to approve your application for the additional land but not for an increased diversion rate. A second option would be to file an enlargement claim in the Snake River Basin Adjudication. An enlargement claim, as provided for in Section 42-1426(2), *Idaho Code*, allows a new water right to be decreed for the irrigation of additional land accomplished by making improvements to an existing irrigation system without increasing the diversion rate authorized by a prior water right. The development covered by an enlargement claim must also have been in place by November of 1987. If you were to pursue the enlargement claim option, you could leave your application for a higher diversion rate on file in case there is ever a change in the moratorium situation.

At this time IDWR will continue to hold your application. If you want to submit additional information in support of your application, you may do so at any time. To pursue the enlargement claim option, I suggest making an appointment to visit with an IDWR staff person in Idaho Falls. Because the SRBA review is ongoing in your area, I recommend filing the claim as soon as possible.

If you have any questions or comments about this matter, please contact me at 208-327-7946.

Respectfully,

A handwritten signature in cursive script that reads "Shelley Walter Keen". The signature is written in dark ink and is positioned above the printed name and title.

Shelley Walter Keen
Water Rights Supervisor

Enclosure

MEMORANDUM

DATE: January 22, 1998
TO: File No. 35-08990
FROM: Cindy Lou Zimmerman
SUBJECT: Evidence of Pre-SRBA use

This application was filed on March 10, 1992. A protest was received April 21, 1992. The protest was withdrawn May 1, 1992. On May 15, 1992, while this application was being processed, the director ordered a moratorium on new consumptive uses of all waters within the Snake River Plain. On July 1, 1992, the director issued Application Processing Memorandum #54. The memo clarified that existing water uses may be processed and approved provided evidence is submitted verifying the use of water occurred prior to the commencement of the SRBA, November 19, 1987.

Skip Jones, eastern region, mailed a color photocopy of the 1987 NAPP aerial showing the place of use of this application. The aerial confirms irrigation of all lands within this application's place of use.

I ran a place of use comparison on this application. The only overlapping right is 35-02761, a licensed groundwater right from same point of diversion. No surface water overlaps came up on the place comparison.

Right 35-02761 was limited by permit to 320 acres. The examination on license 35-02761 identifies the capacity *without* the booster pump operating. This application will pick-up the additional flow of the booster pump and the additional 69 acres developed under the permit but not included on the license.

From these two pieces of information, I conclude that groundwater was used to irrigate the lands photographed in 1987. I recommend this application be approved based on pre-SRBA use.

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM						
		NE				NW				SW				SE				NE				NW				SW				SE										
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac									
P3508990	T03N R36E S 4	GROUNDWATER																																						
	:									:									:	39								39	:									:	78	
3502741	GROUNDWATE	:									:	40	37	37	40	:									:									:	154					
A3502741	GROUNDWATE	:									:	40	37	37	40	:									:									:	154					
R3502741	GROUNDWATE	:									:	03-37	04-37	39	40	:									:									:	153					
3502761	GROUNDWATE	:									:									:	39								39	:									:	78
A3502761	GROUNDWATE	:									:									:	39								39	:									:	78
R3502761	GROUNDWATE	:									:									:	39								39	:									:	78
3502905	GROUNDWATE	:	39	37	40	40	:									:									:	40	34	30	40	:	300									
A3502905	GROUNDWATE	:	39	37	40	40	:									:									:	40	34	30	40	:	300									
R3502905	GROUNDWATE	:	01-36	02-36	40	38	:									:									:	40	40	40	40	:	310									
3507167	GROUNDWATE	:									:	39				39	:	39	39	:									:	156										
A3507167	GROUNDWATE	:									:	39				39	:	39	39	:									:	156										
R3507167	GROUNDWATE	:									:	03-37	04-37	39	40	:									:									:	153					
R3507289	GROUNDWATE	:	01-36	02-36	40	38	:									:									:	40	40	40	40	:	310									
3508849	GROUNDWATE	:	01-36	02-36	40	38	:									:									:	40	40	40	40	:	310									
3508990	GROUNDWATE	:									:									:	39								39	:									:	78
--86 MAP--	C19Q-X 91	:	41				40	:	41				37	:	39	41	42	40	:	39	42	38	40	:	480															
NO QTRS	MAPPING	Lot01-38 Lot02-38 Lot03-36 Lot04-38																																						

[illegible]

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*
 No.: 35-08490 Name: Martin Date: 1/22/98 Ad OK? ☒ / Gvmt Lts: ☒

 AREA OF CONCERN: Pe-SERP - No/Yes: ESRP Mor / _____ GWMA / Trust / Non-trust
 PROTESTED: - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

- > 1 year - 26A-P17
- ≤ 1 year/no proof - P16

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

East

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

WMD Supplemental use

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)
- No MD
- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)
- 01M (report when notified)
- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

Included w/permit

irr. in WD

- 046-P23
- Permit No. _____ - _____ - _____ - _____ P99
- P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

IN/ABOVE MIN. STR. FLOW (✓ MAP)

WD (✓ MAP & LISTING)

> 0.10 cfs

≤ 0.10 cfs

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- *WB9 _____
- R04 (WD # _____)
- 01J-P08 (MD & LD)
- 01H-P01 (LD) or No MD (in-stream stock)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)
- No MD
- 01M or No MD (in-stream stock or power)
- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

(02/03-irr)

Payette R(65)

Salmon R (70's)

- *W22 -P04, NA
- 007 (w/ remark *WB9 if above Weiser), NA
- *W22 (regulated uses), 047-P04 (Payette Lake), NA
- 029 (fish screens), NA

USE:

Domestic surface

>1 in rest. area

Fish Propagation

Heating/Cooling

Irr ≤ 5 acres

> 5 acres

Mining

Municipal

Power

Stockwater

Storage (✓ 3 compo.)

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
- 071-070
- 029-007-042(REQ)-081 (WQ)-P10
- R07 (injection well)
- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)
- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)
- 054(REQ)-081-P10
- 022, 075, 004 (+memo?), NA (not in restricted area)
- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);
- 17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18
- R37 (BLMUSFS); NA
- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev.

Irr Dist/Canal Co.

SWAN FALLS FLAG (See Code Chart)

Trust

Non-Trust (1)

- P84 (in 20/30/40/50/60/70/80 (87) basin)
- 058 (<85° GW temp only)
- P52 (stream channel alteration)
- 023 (Twin Falls area)

OWNERSHIP:

OTHER CONDITIONS:

STANDARD REMARKS:

- 051-052-053-P74 (Consumptive Uses), NA
- 048-049 (Consumptive Uses), NA
- 004 (PD/PU)

014 068
 (1) W36 / 35-2761 (2) W35 / 35-2761, 1556 AF, 389 ac

BENEFICIAL USE DUE:

- 2/1/ 1999

COMMENTS:

To: Cindy Zimmerman

Fr: B. Contor

I fibbed about the horsepower-

I was looking at the wrong

exam.

Byce

RECEIVED

MAR 04 1998 ✓

EASTERN WATER MEASUREMENT DISTRICT

FIELD REPORT

264

Department of Water Resources

EXAM DATE: 7/2/97Diversion Name: H&E FACT WELLSource: GroundwaterWater Right #: A35-62761GPS File Name: R070716AGPS Site Tag #: 40005746Offset: 66' East of well ctrTag Location: below power meter on pthPOD Legal: NE 1/4, SE 1/4, SW 1/4, Sec. 5, T. 3 N S, R. 36 E.Dept. Measurement Capability: Good AccessSonic M. / Digging

Collins M.

Pygmy/AA

MEASUREMENT RECOMMENDATION: PCC Hour M. Totalizer M.Is this a simple or complex (3+ conditions) system: SIMPLE COMPLEXWell has good access port for water measurements: YES NOIs this a good static/dynamic water measurement site: YES NOSite suitable for flow meter installation without major changes: YES NOUser anticipates major system change - - when: 1 year 2 year 3 year

Follow-up Date YEAR _____ MONTH _____ DAY _____

A. GENERAL INFORMATION (PRIOR-AYON WILDE)

1. Owner: BOB MARTIN Phone: _____

Address: _____

2. Operator: _____ Phone: _____

Address: _____ Cell Ph. #: _____

Relationship to Owner: Self Renter Manager Other: _____

B. OVERLAP

1. Other WR this POD: _____

2. Other POD this WR: _____

Water Dept 1976 382'

C. WELL/PUMP INFORMATION

Depth of Well: _____ ft. Depth of Bowls: _____ ft.

Static Level: Pre-Season _____ ft. Measure Date _____

During Irr. _____ ft. Measure Date _____

Post Season _____ ft. Measure Date _____

Dynamic Water Level _____ ft. Measure Date _____

Does static water level drop or rise over season? YES NO

Does another well specifically interfere with this well? YES NO

WELL MOTOR

MFG: U.S. Motor

SERIAL: D1398230

HP: 350 ✓

BOOSTER PUMP MOTOR

MFG: _____

SERIAL: _____

HP: _____

BOOSTER PUMP MOTOR

MFG: _____

SERIAL: _____

HP: _____

WELL PUMP

MFG: Perbore

SERIAL: _____

TYPE: Vert. T Cent. Submer.

12" Disc

BOOSTER PUMP

MFG: _____

SERIAL: _____

TYPE: Vert. T. Cent. Submer.

BOOSTER PUMP

MFG: _____

SERIAL: _____

TYPE: Vert. T. Cent. Submer.

D. UTILITY METER INFORMATION

Utility Utah Power

Pole # _____

Max. KW _____

M. Rated Voltage 120

Class 10

IS POWER METER ACCESSIBLY FOR READING?

YES

NO

Ser. # 44690649

Meter Mfg. Westinghouse

Kh 6

Multiplier 320 (Ex. 1 X 40)

UTILITY ACCOUNT NUMBER _____

E. NARRATIVE / REMARKS / SYSTEM DESCRIPTION

System Pressure = 47 PSI (Sept. Page 0-160 Aircraft)

System: Pump (no booster) to main line and (12) 1/4 inch hard lines.

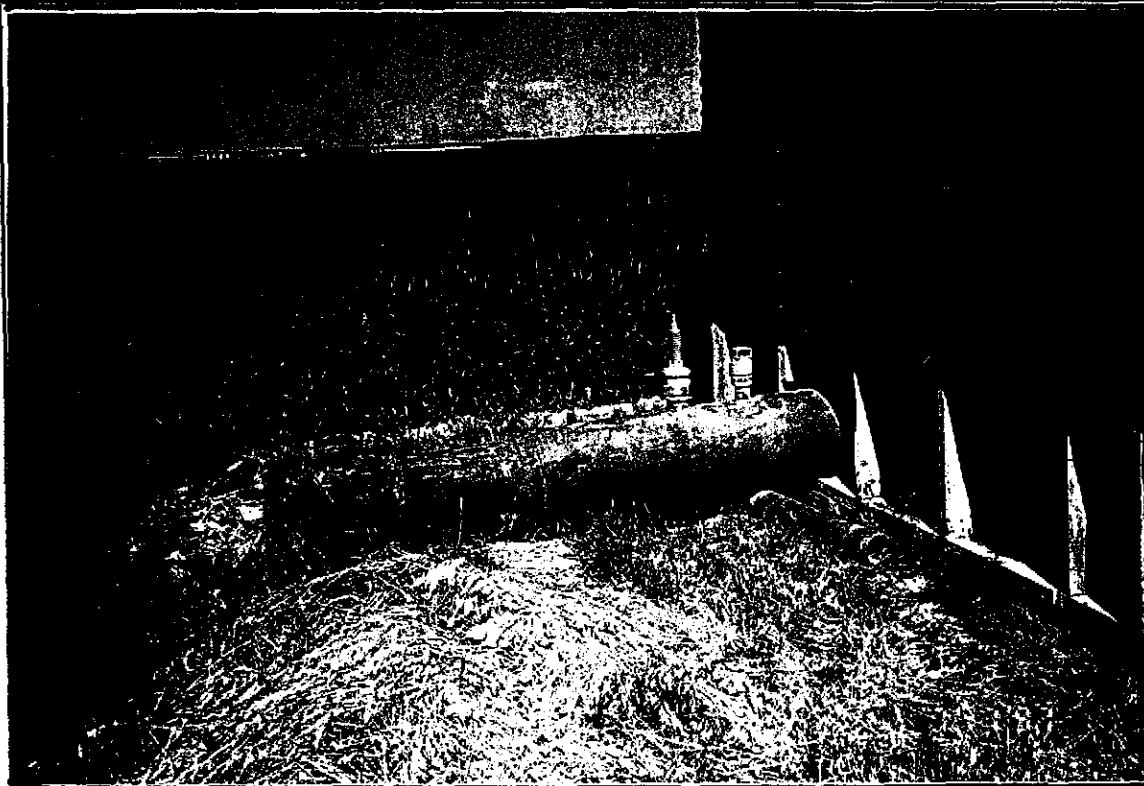
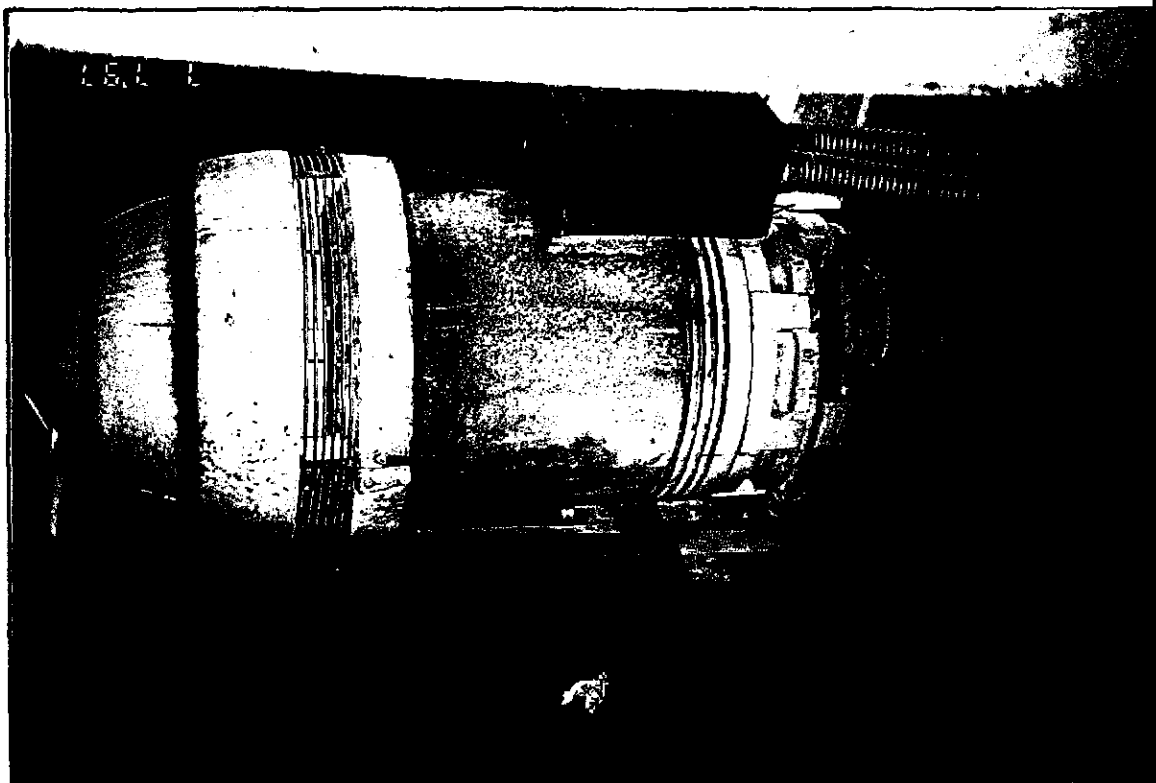
I Certify that the above information is true and correct to the best of my knowledge and ability and the measurements taken and recorded are in accordance with the standards and specifications of the equipment used.

Signature *[Signature]* Date 7/7/97
Person Collecting Preliminary Data

Signature _____ Date _____
Person Taking Flow and / or Power Meas.

BOB MARTIN

M+R FARM



PERMIT
NUMBER

100057.46

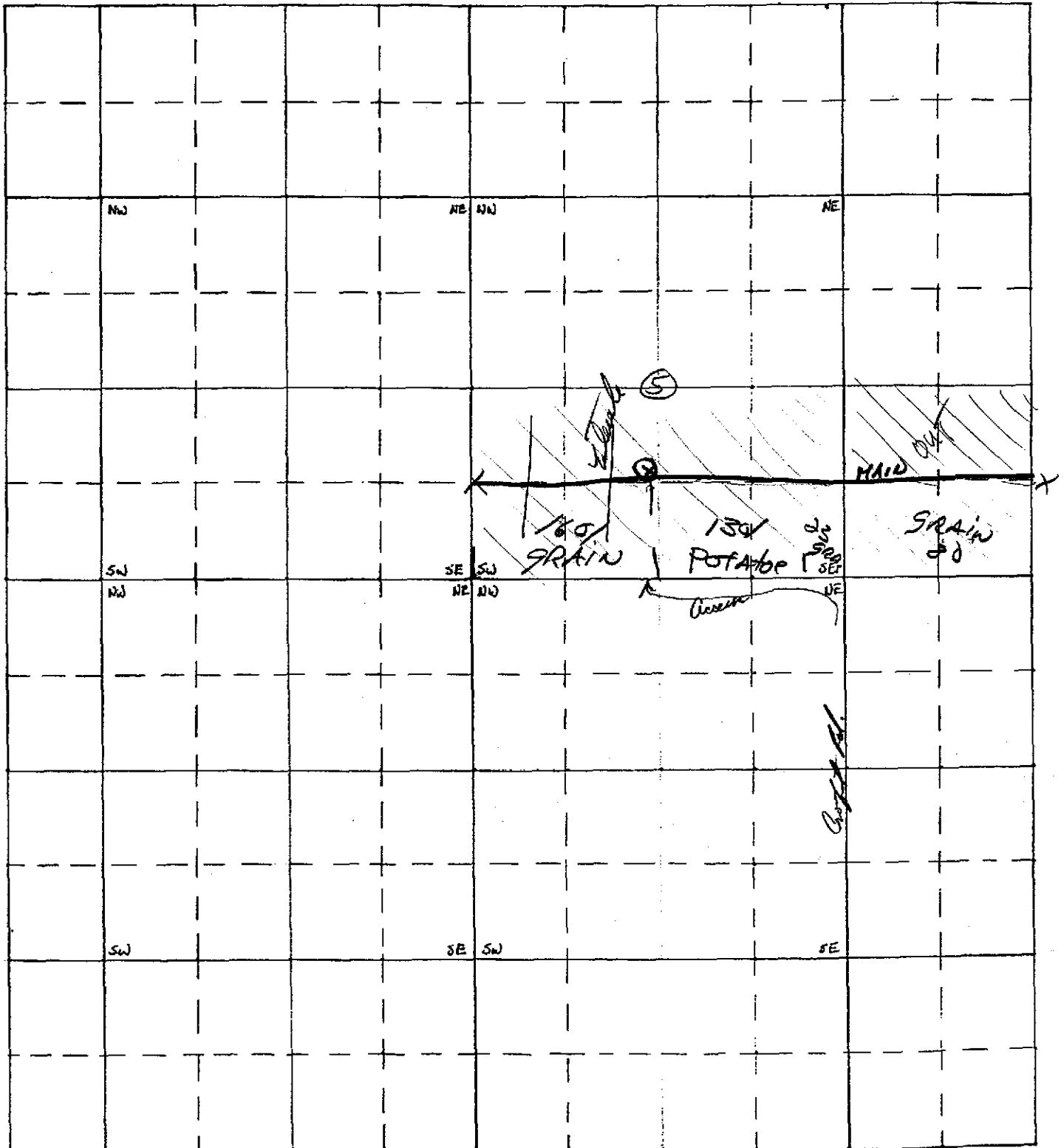
by quarter 12 lines
1/4 mile

EASTERN WATER MEASUREMENT DISTRICT

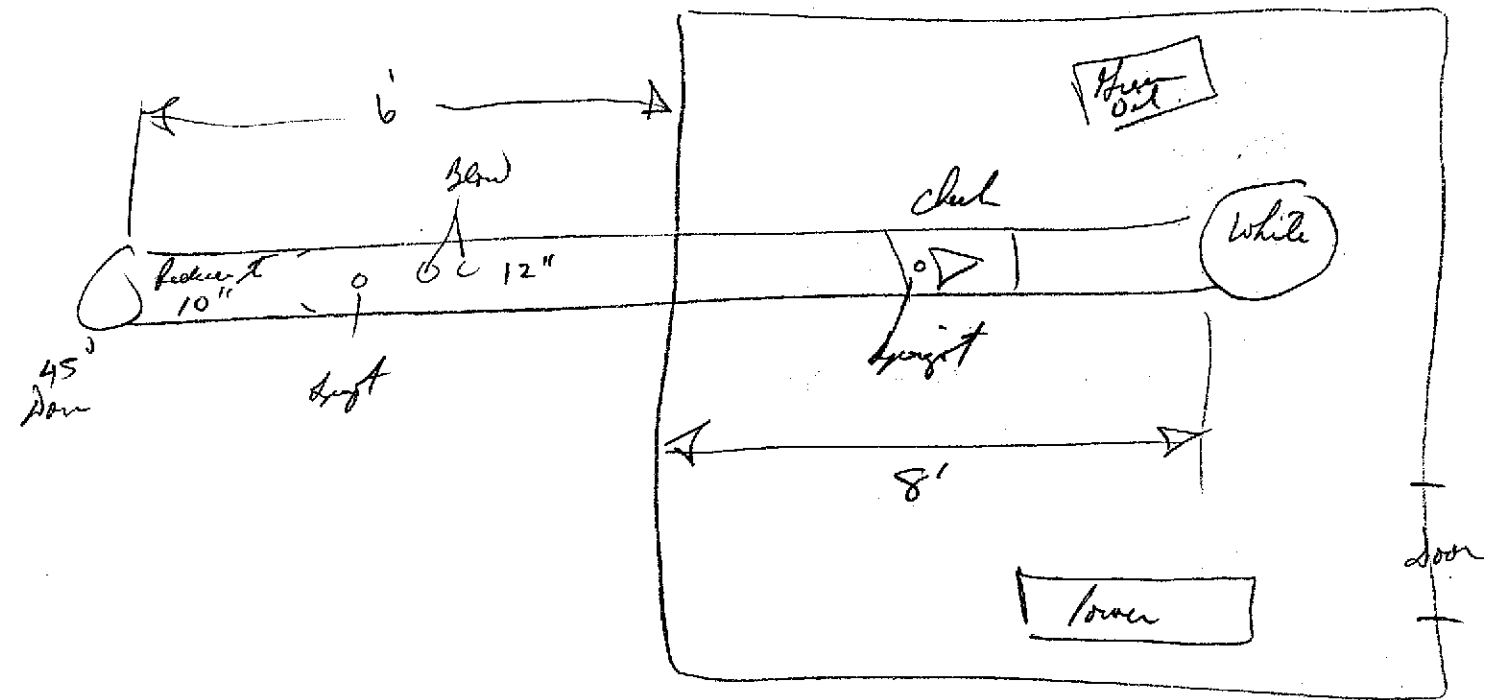
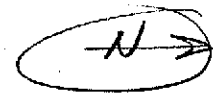
SUPPLEMENTAL DATA FORM A

SKETCH OF IRRIGATED LANDS AND MAJOR COMPONENTS OF DELIVERY SYSTEM/S

T3N, R36E



SCALE 1:24,000



MARTIN FARMS

Fax

Date: Feb 27

To: STATE OF IDAHO WATER

ATTENTION: Cindy Zimmerman

REGARDING: ROBERT MARTIN

Permit No. 35-08990

FAX NUMBER (208) 327-7866

PAGES FOLLOWING COVER SHEET: 6

IF ANY PAGES WERE NOT RECEIVED OR THERE ARE ANY
QUESTIONS, PLEASE CALL AS SOON AS POSSIBLE.

SENT FROM: _____

TELEPHONE #: (208) 522-0789

FAX PHONE#: (208) 524-8477

SHOP PHONE #: (208) 524-1754

MOBILE PHONE #: (208) 525-3655



UTAH POWER AND LIGHT COMPANY PUMP TEST REPORT

NAME: Avon Wilde
LOCATION: Croft Road
MOTOR MAKE: US Motors
PUMP MAKE: Peerless

ACCOUNT NO.: 338716300
METER NO.: D25P30291
TESTED BY: Brent Barker
Avon Wilde

DATE TESTED: 25 Sept. 87

TYPE OF IRRIGATION: Present Irrigation is all Hand Lines

TYPE OF CROPS: 1987 crops are 240 acres of hay and 120 acres of grain

1. TOTAL RATED HORSEPOWER		350	HP ✓
2. NUMBER OF ACRES IRRIGATED		360	AC
3. STANDING WATER LEVEL		378	FT
4. PUMPING WATER LEVEL		380	FT ✓
5. WELL DRAWDOWN		2	FT ✓
6. DISCHARGE PRESSURE		78	PSI ✓
7. FLOWRATE	3.88	CFS ✓	1743
8. ELECTRICAL HORSEPOWER INPUT AT TEST	265	KW	355
9. AVERAGE SEASONAL BILLING KW	282	KW	
10. WATER HORSEPOWER OUTPUT AT TEST			247

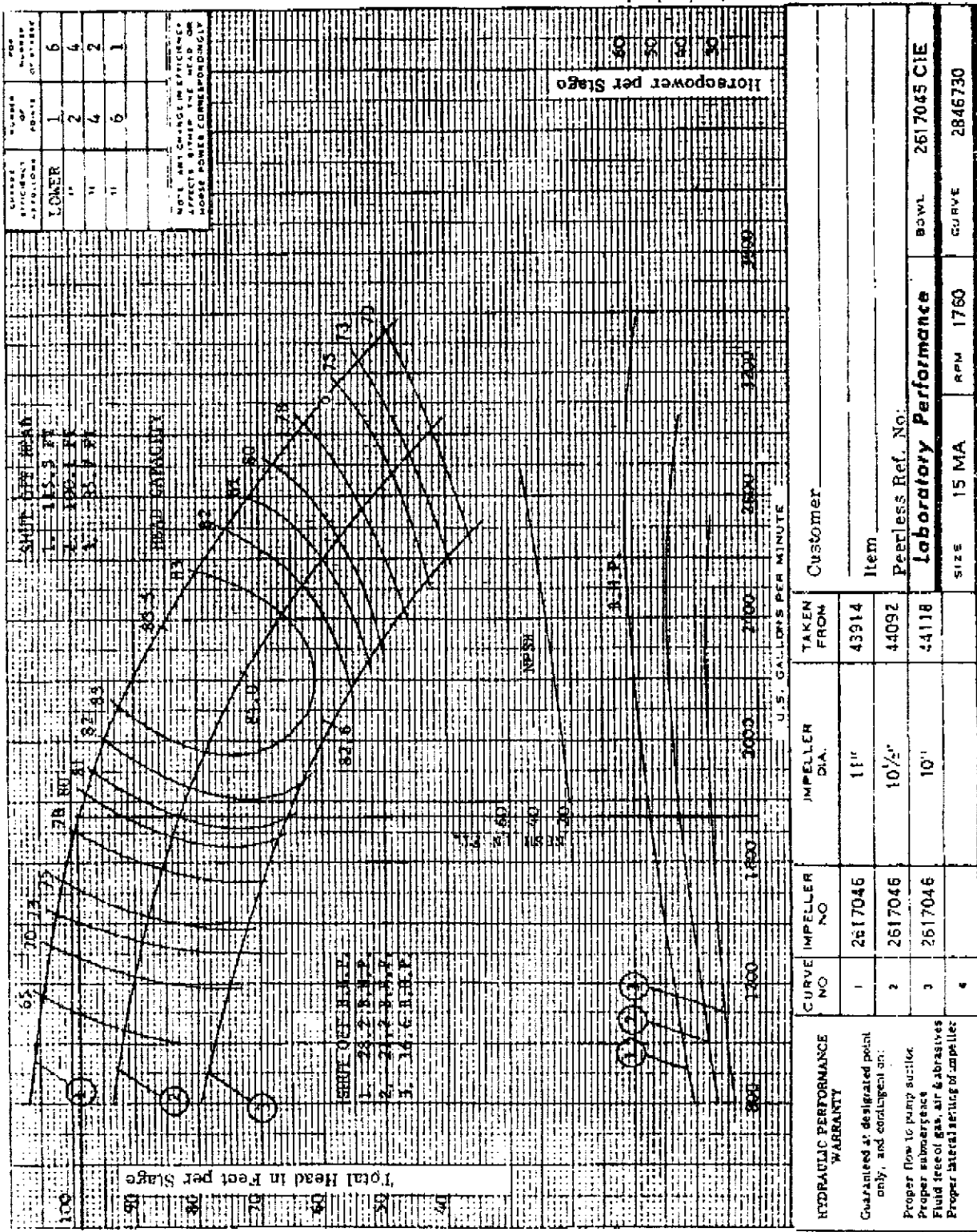
COMPARISON OF PUMPING PLANT EFFICIENCIES

	OPERATING CONDITIONS	
	PRESENT	RECOMMEND EFFICIENCY
11. OVERALL PLANT EFFICIENCY	69.5 %	69.0
12. ACRE-FEET PUMPED / YEAR	328.9 AF	
13. INCHES OF WATER APPLIED / YEAR	11.0 IN	
14. KILOWATT HOUR USE / YEAR	288960 KWH	
15. AVERAGE HOURS OPERATED / YEAR	1025 HOURS	
16. TOTAL COST / YEAR	\$ 5170.43	
17. AVERAGE COST / ACRE-FOOT	\$ 15.72	
18. AVERAGE COST / HOUR OPERATED	\$ 5.05	
19. AVERAGE COST / ACRE	\$ 14.36	
20. AVERAGE COST / KILOWATT HOUR	1.79 CENTS	

Note: The costs shown above are for the 1986 irrigation season.

Horsepower for _____ Stages

Pump Division



Peerless Pumps

PUMP DESCRIPTION: Driver _____ Head _____ Column _____
 GUARANTEED BOWL ☐ PERFORMANCE: Capacity _____ gpm; Head _____ ft; Eff _____ % BHP
 FIELD ☐
 PUMP SET AT 440' 54' WATER OVER ARCH. Re-conditional. 12/2/76
 12/1/76 12/1/76 12/1/76

2. CONTINGENCIES. Seller shall not be liable to Purchaser for any loss or damage suffered by the purchaser, directly or indirectly, as a result of Seller's failure to deliver, or delay in delivering, the goods, where such delay is caused by fire, flood, war, embargo, government regulation, transportation, interruption of delivery or delay in processing, or any other cause beyond Seller's control. Seller shall not be liable to Purchaser for any loss or damage suffered by the purchaser, directly or indirectly, as a result of Seller's failure to deliver, or delay in delivering, the goods, where such delay is caused by fire, flood, war, embargo, government regulation, transportation, interruption of delivery or delay in processing, or any other cause beyond Seller's control.

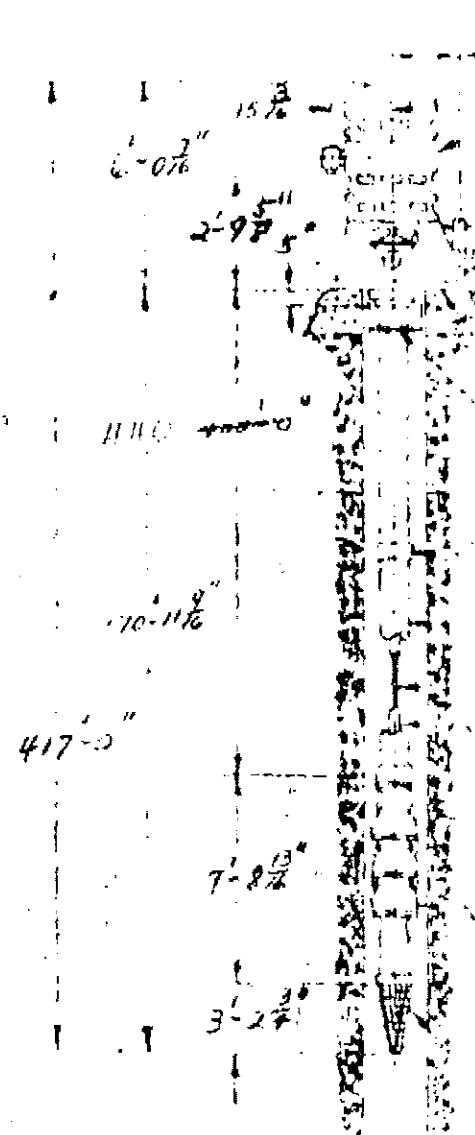


IDHO

SHIP TO: Same - About 10 miles west and 6 mi.
North of Idaho Falls on West side.

HOW SHIP		WHEN SHIP	TERMS	DATE
Deliver		Complete by April 15, 1965	Per contract	February 11, 196
QUANTITY	SHIPPED	B.O.	DESCRIPTION	CODE AMOUNT
1320'			10" 12 ga. 8# wrap steel pipe.	
2640'			8" " " " "	
1320'			6" " " " "	
2			10" expansion joints.	
2			8" " " "	
2			6" " " "	
2			10x6 reducers	
2			8x6 "	
2			12" swing check valve.	
1			10" flanged gate valve	
1			12" Discharge wyr w/ 2 - 12x10 reducers	
90			(4") VR4480 riser valves w/ 18" riser stubs.	
10			4"x1300' A&M lateral lines complete w/ CY4434P couplers, center risers, bases, 1x18" galv. risers, Rain Bird #30WST-T (5/32) sprinklers, EP40 end plugs & VO4431 elbows.	
5			4"x30' offsets complet w/ E 4431 elbows.	
1			Peerless deep well turbine pump to consist of cone strainer, bowl assembly, 400' of 12"x3"x1-15/16" ELS column assembly, 12x12x20 discharge head w/ auto oiler and 300 HP 3/60/440, 1800 RPM code "D" UHS motor.	
1			300 HP 440 panel w/ lightning arrestors, G.E. phase failure relay, Westinghouse under voltage relay, time clock, & HQA selector.	
			Trenching, welding, installation, wiring.	
			Pump base to be provided by purchaser.	
			Set to 440 ft.	
				308-3-10 \$ 34,2
				601-3-00 1,-
				601-3-00 1
				143-0-00 6
				008-3-00 \$ 36,20
				TOTAL

*Column is in line (440) it is intended to
Motor was changed to 350 HP*



MOTOR 350 HP 1760 RPM 3 PHASE 480V
10 1/2" BASE TO 2 1/2" COUPLING
12" STD. COLUMN
12" DIA SHAFT
15" TUBE
BOWL UNIT
15" MA ASSEMBLY
6" STAGE
15" DIA OF BOWLS

12" DIA SHAFT
15" TUBE
BOWL UNIT
15" MA ASSEMBLY
6" STAGE
15" DIA OF BOWLS

STRAINER
12" SIZE 12 3/4" OD
CONE TYPE

1" DIA 4 HOLES
23" DIA

THIS PRINT
CERTIFIED EXISTENT AND
APPROVED FOR CONSTRUCTION
DATE 2-22-65
W.D. RAY

SO. NO. 4757 SA
SOLD TO SNAKE RIVER
EQUIP CO, IDAHO FALLS, IDAHO
ORDER NO. 2460
USED SAME WILDE PROS.
ITEM NO.
PUMP IDENTIFICATION
VERTICAL TURBINE
THIS CERTIFIED PRINT
FOR APPROVAL
DATE
FOR CONSTRUCTION
W.D. RAY DATE 2-22-65

PEERLESS PUMP

DESIGNED BY *End* DATE 2-22-65

$$\begin{array}{r} 160 \\ 383 \\ \hline 543 \end{array}$$

660 FT - 10"
1320 FT 8"
570 FT 6"

2550 FT

TEE AT PIVOT POINT

REDUCERS -

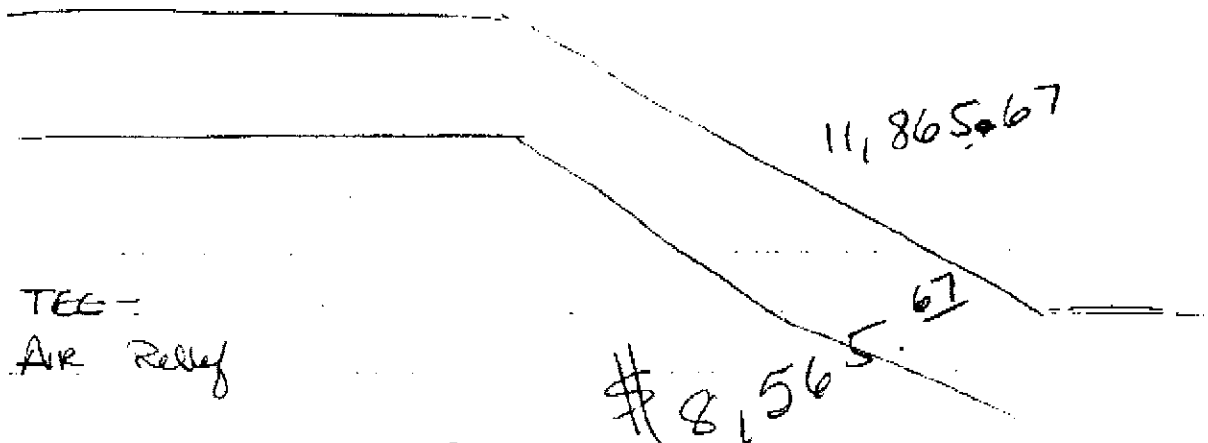
Pump Hook up -

(20 FEET FROM EXISTING MAINLINE → 60 ft from Pump)

12" TO 12" WYE TEE

12" FLANGE -

Discharge



Reconditioned

Dec-2 1976

Station

~~440~~ ft * 386 ft

54' of water over Bowls

440' Column 12

ID-ENG-40

Rev. 4

7/83

VI. SYSTEM DESIGN - BY COOPERATOR'S CHOICE

A. Sprinkler System Design SummaryNozzle Spacing 40' (S_2) Lateral Spacing on Mainline (S_m) 60'Minimum Wetted Dia. = 92 (S_m) + 10 Wind Factor = 50 Ft.Sprinkler Head Nelson F-33 1 1/4" 4.5 FPM 50 92'
(make) (model) (nozzle) (gpm/nozz.) (pressure) (wetted dia.)
0.175/hr (4.3) (size) ($>2S_2$)Application Rate 2.10 (5.0) in/hr Application Time 12 hours/set < —Net Application = 2.10 65% 12 1.44
2.40 Application Rate (in/hr) X 65% X 12 = 1.56 in.
Applic. Eff. hrs/setMax. Irr. Cycle = $\frac{\text{Net Application}}{\text{Peak Daily C.U.*}}$ = $\frac{1.44}{0.25}$ = 5.76 DaysMinimum Number Laterals = $\frac{\text{(No Lateral Sets)}}{\text{(Max. Irr. Cycle)(Moves/day)}}$ = $\frac{1}{(5.76)(2)}$ = 0.085Designed Laterals: Number 12 Diameter 4" Type HL Moves/day 2System Capacity 12 X 4.5 = 54 gpm (Total)
(total nozz.) (gpm/nozz.)B. Lateral FrictionAllowable Friction Loss = $0.2 \times \frac{1}{(\text{nozz. pres.})}$ psi = $\frac{1}{50}$ psi = 0.02 psiActual Friction Loss (worst condition) = 0.02 psiPressure (P_m) required at the Mainline:

	Standard Nozzle	Flow Control Nozzle
Nozzle Pressure	X 1.0 = <u>50</u>	X 1.0 = <u>50</u>
Lateral Friction	X 0.75 = <u>15</u>	X 1.0 = <u>20</u>
2/ Elevation Difference	X 0.50 = <u>10</u>	X 1.0 = <u>20</u>
Nozzle Riser Height	X 1.0 = <u>50</u>	X 1.0 = <u>50</u>
Flow Control Valve Loss	N/A	X 1.0 = <u>50</u>
Total	<u>125</u>	<u>190</u>

1/ Positive when lateral is going downhill, negative when lateral is going uphill

2/ Add when lateral is going uphill, subtract when lateral is going downhill

ID-ENG-40

Rev. 4

7/83

C. Mainline Design

Mainline PVC 160 PSI TPS
 (material) (pressure rating) (other description, such as SDR, PIP,
 IPS, Gage, Class)

*Friction factor used C = 150 FOR PVC C = 100 FOR STEEL

Desirable mainline velocities are 5 fps or less (req. on PVC and AC Pipe)

Station From To	Dia. of Pipe	Flow (gpm)	Velocity (fps)	Distance	Friction Loss Per 100'	Friction Loss This Section (Ft.)	Accum. Friction Loss	Remarks
A-B	10"	1182	4.65	500 FT	.65/100	3.25	3.25	PVC
B-C	10"	898	3.62	1080 FT	.38/100	4.11	7.36	PVC
C-D	8"	614	3.90	1080 FT	.55/100	5.94	13.30	PVC
D-E	8"	330	2.2	1320 FT	.38/100	5.02	18.32	EXISTING STEEL
E-F	8"	165	1.1	1320 FT	.11/100	1.32	19.64	EXISTING STEEL

*Mannings "n" factors:

Steel - 0.012

Aluminum - 0.012

*Hazen-Williams "c" factors:

PVC - 150

Reinf. Plast. Mortar - 145

Asbestos Cement - 140

D. Determination of Total Dynamic Head

Lateral Line Friction Loss

Pressure req'd @ Main 50 psi

Friction loss in Main

Elevation rise/fall

Lift (water surface

to pump)

Column Loss

Misc. Loss

Total (TDH)

12.71
 115.50 ft.
 19.64 FT
 85 FT
 380 FT

5 FT
 65 FT

1022.85

(TDH) must be in feet for horsepower equation.

E. Horse Power Requirements

BHP = $\frac{(TDH)GPM}{(3960) \text{ Pump Efficiency}}$ = $\frac{(1950)(623)}{3960 (.78)} = 353$ HP

Pump Curve Data Attached ☒ yes ☐ no

If not supplied, SGS will assume 70% efficiency

Bill of Materials ☒ yes ☐ no



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

February 10, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Robert Martin
4931 N 125 W
Idaho Falls ID 83402

Re: Application for Permit No. 35-08990

Dear Mr. Martin,

As you know, your application no. 35-08990, has been on hold pending the Eastern Snake River Moratorium. One guideline of the moratorium is that the department may process applications on uses existing prior to November 19, 1987.

It appears the intention of your application is to provide a water right for the 69 acres developed under but not covered under license no. 35-02761. Infrared photography shot June 28, 1987 verifies all lands within the application's place of use were irrigated. A water right comparison on the place of use shows only groundwater has been used to irrigate those lands.

This application identifies using the same point of diversion as identified under license no. 35-02761. Your application identifies use of an existing 350 hp pump. The field examination on 35-02761, conducted in 1965, identifies use of a 300 hp pump with a 20 hp booster pump. In 1984, transfer no. 2944, separated this system from systems under other rights after an ownership change. The file does not contain information that the diversion system (pumps, etc.) changed.

In order to continue processing this application, I need additional information to evidence the rate of diversion as it existed prior to November 19, 1987. Specifically, please provide evidence of system diversion rate and capacity after the 1984 transfer yet prior to November 19, 1987. This evidence should include but not be limited to:

- Pump size, configuration, installation date, and manufacturer's pump curve.
- The delivery system layout, rotation pattern, and rotation schedule used prior to November 19, 1987.
- Sprinkler size and operating pressure, number per heads per line, and number of lines per set in use prior to November 19, 1987.

I will hold processing on this application for 30 days pending your response. Please submit the requested information within the 30-day period to avoid any further delay in processing your application.

If you have any questions, you may contact me directly at (208) 327-7944.

Respectfully,

Cindy Zimmerman
Water Resource Agent

INTER-DEPARTMENT MEMO

TO: Shelley Kern-Boise

SUBJECT: Process 35-08990

FROM: H.W. JONES-Eastern

DATE: 3-18-1997

This is stated as a pre-1987 irrigated area. ^{Overlap} Rt 35-02761 (TV2944) states that 320 acres is licensed with a 389 acre permissible place of use. I have included copy of 1987 NAAPP photo which shows S¹/₂ Sect 5 + S¹/₂ SW¹/₄ Sect 4 as irrigated. Because of a protest which was withdrawn this applic. was caught at the beginning of the moratorium. The original is in Boise with the vault, I assume. Requesting continued processing as per allowance in Moratorium order for being in place prior to Nov. 19, 1987. Call me if you need to! This, naturally, is additional water & extra 69 acres over and above 35-02761.

☒ For your information

☐ Response required

RECEIVED

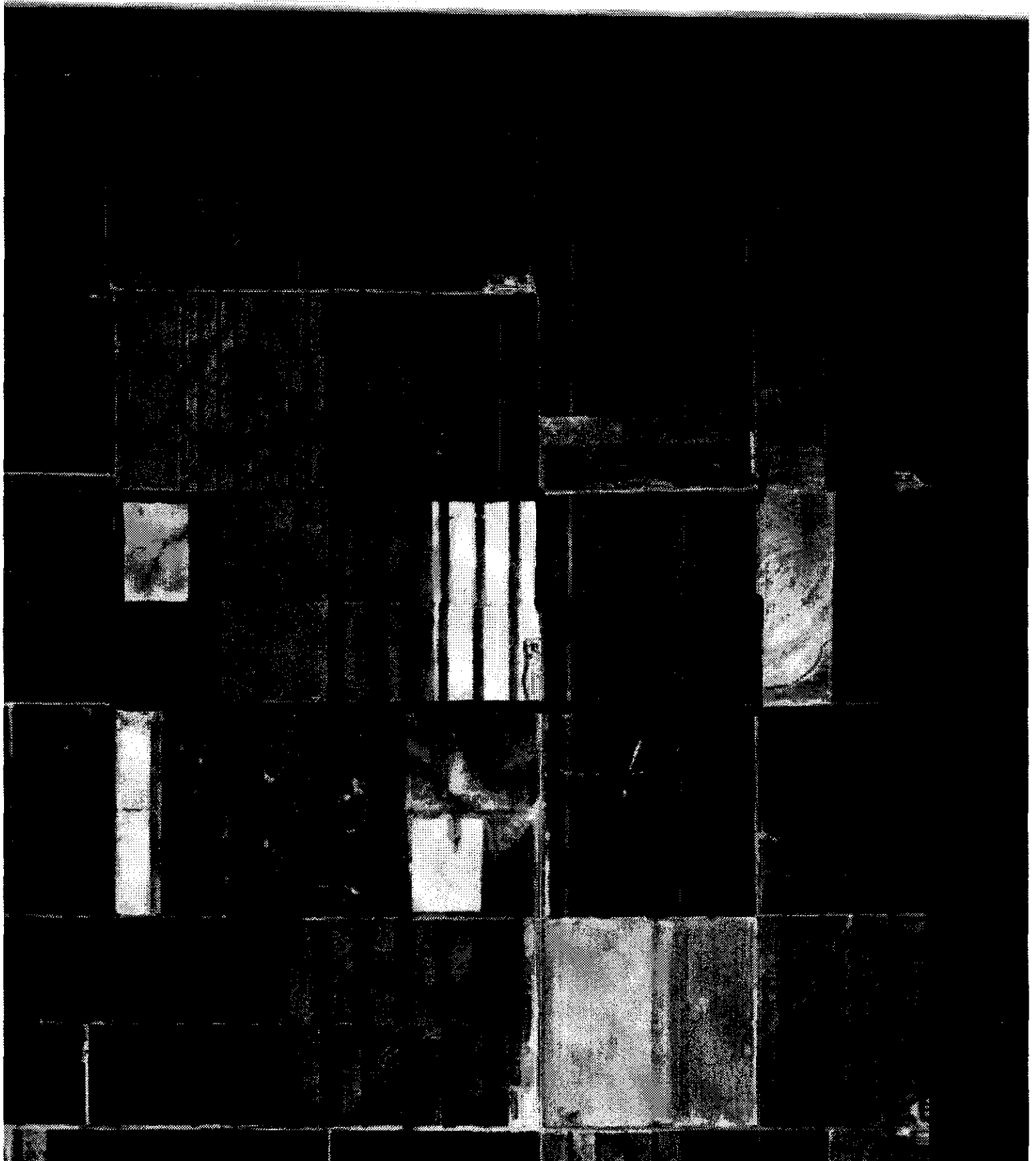
MAR 24 1997

Department of Water Resources

H.W. Jones
signature

● T3N R3GE ●

Copy of
1987 NAPP





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 9, 1992

Avon Wilde
2995 E. 650 N.
Roberts, ID 83444

RE: Application for Permit to Appropriate Water No. 35-8990

Dear Mr. Wilde:

The Department of Water Resources has reviewed application for permit to appropriate water no. 35-08990 which you filed on March 10, 1992. The application seeks diversion of 2.25 cubic feet per second (cfs) for the irrigation of 389 acres. The application seeks to improve the water supply for lands presently irrigated by groundwater right no. 35-02761. The application also seeks to add approximately 69 acres alleged to have been irrigated previously.

Your application, as proposed, is not exempt from the Snake River Basin Moratorium. Although you allege that the entire 389 acres was irrigated previously, you also seek to enhance your groundwater supply by adding a booster pump. The increase in diversion rate and total water volume is prohibited by the moratorium.

The Department of Water Resources will hold your application indefinitely until the Director of the Department determines that there is sufficient water to again begin approving applications to appropriate water.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

GARY SPACKMAN, Manager
Water Right Permits Section

GS:js

cc: Eastern Region

MEMO

DATE: JUNE 23, 1992

TO: RON

FROM: ERIC *EW*

SUBJECT: APPLICANT'S REQUEST TO PROCESS APPLICATION 35-08990.

=====

The applicant, Avon Wilde, visited with me asking that the Department process his application 35-08990. Mr. Wilde is leasing the farm under this application to Bob Martin who is trying to finance some improvements on the property. The lender will not release the money until the water right problems are settled. This involves application 35-08990.

Mr. Wilde initially farmed 784 acres with water from two wells that were licensed under rights 35-02761, 35-07167 and 35-02741. In 1983 he sold about 1/2 of the farm to another party. With this transaction, transfers 2943 and 2944 were filed. The effect of these transfers was to make licenses 35-07167 and 35-02741 appurtenant to 311 acres that were sold and 35-02761 appurtenant to 389 acres that were retained by Wilde.

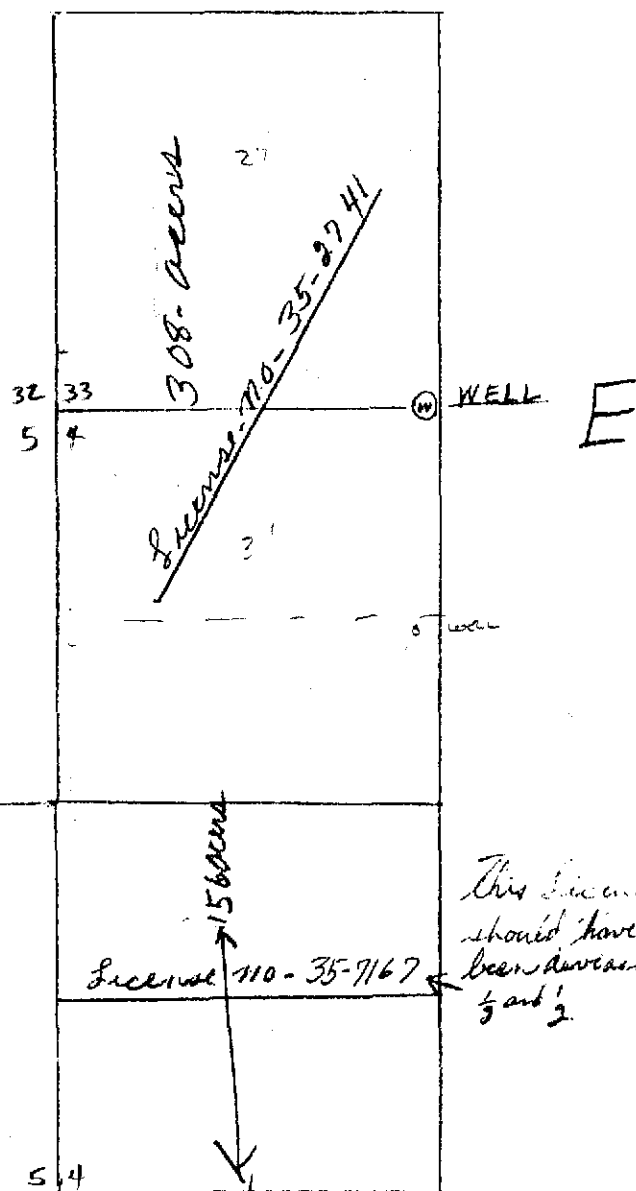
The problem is license 35-02761 was licensed with a 467 acre place of use, but was limited to irrigation of 320 acres within the place of use (sounds like a permissible place of use to me). So the transfer of 35-07167 off of the retained parcel left 69 acres without a water right ($389 - 320 = 69$ acres) even though the entire 389 acres is irrigated. To correct this situation, application 35-08990 was filed by Mr. Wilde.

The application was advertised during the first two weeks of April. Protests were filed by the lower valley water users. Mr. Wilde visited with the Protestants and discussed the purpose of his filing. The protests were subsequently withdrawn on May 1. Processing continued until May 21 when the Director implemented the basin-wide moratorium.

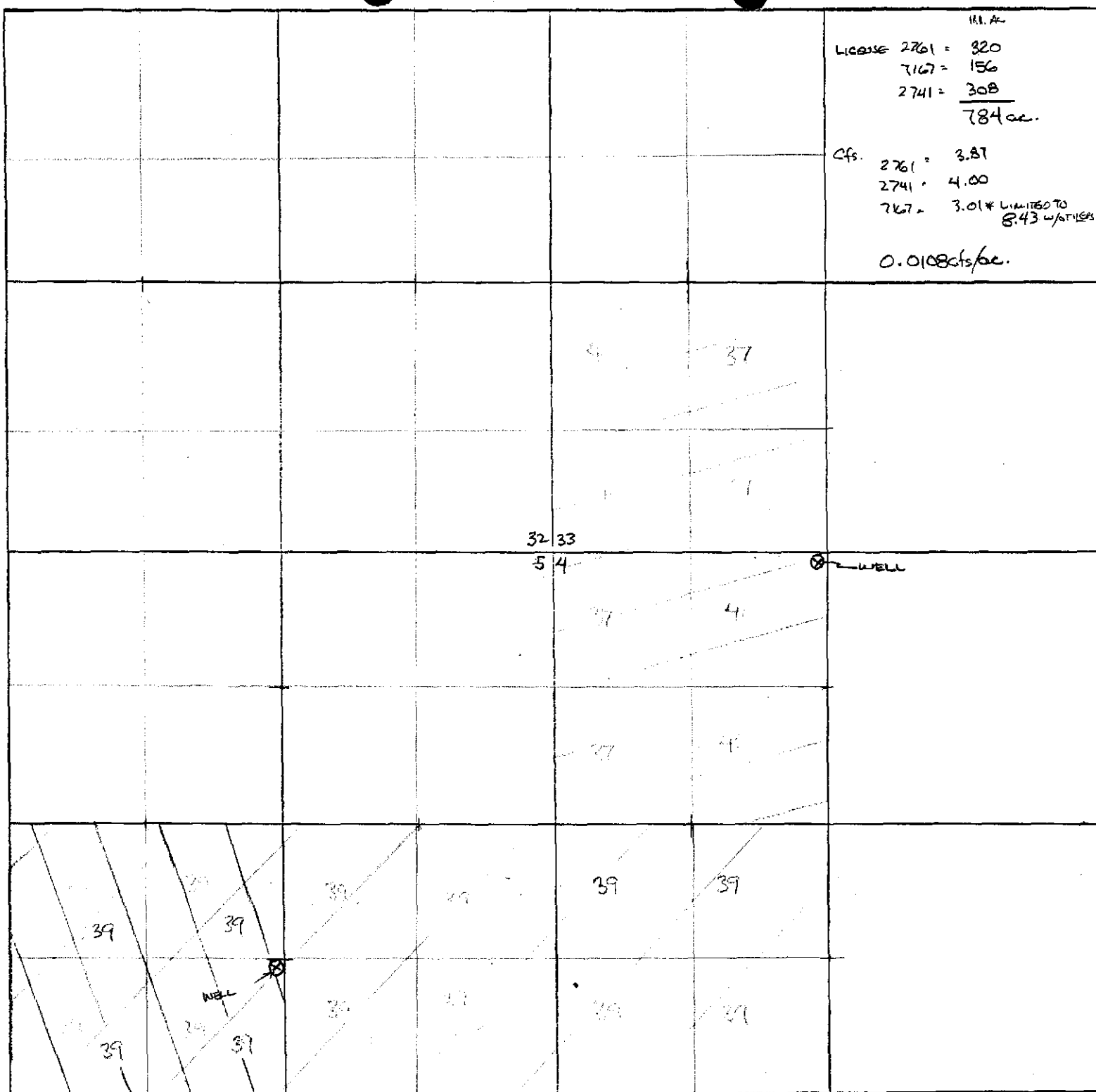
The applicant is requesting that we process his application as it is not requesting irrigation of additional lands, rather it is to correct an oversight in his recorded water rights.

N

	<u>C.F.S.</u>
License - NO-35-2741	4.00
License - NO-35-7167	3.01
License - NO-35-2761	<u>3.87</u>
Total - C.F.S. →	10.88



BEFORE TRANSFERS

~~///~~ = 2761 - LIMITED TO 320k w/100

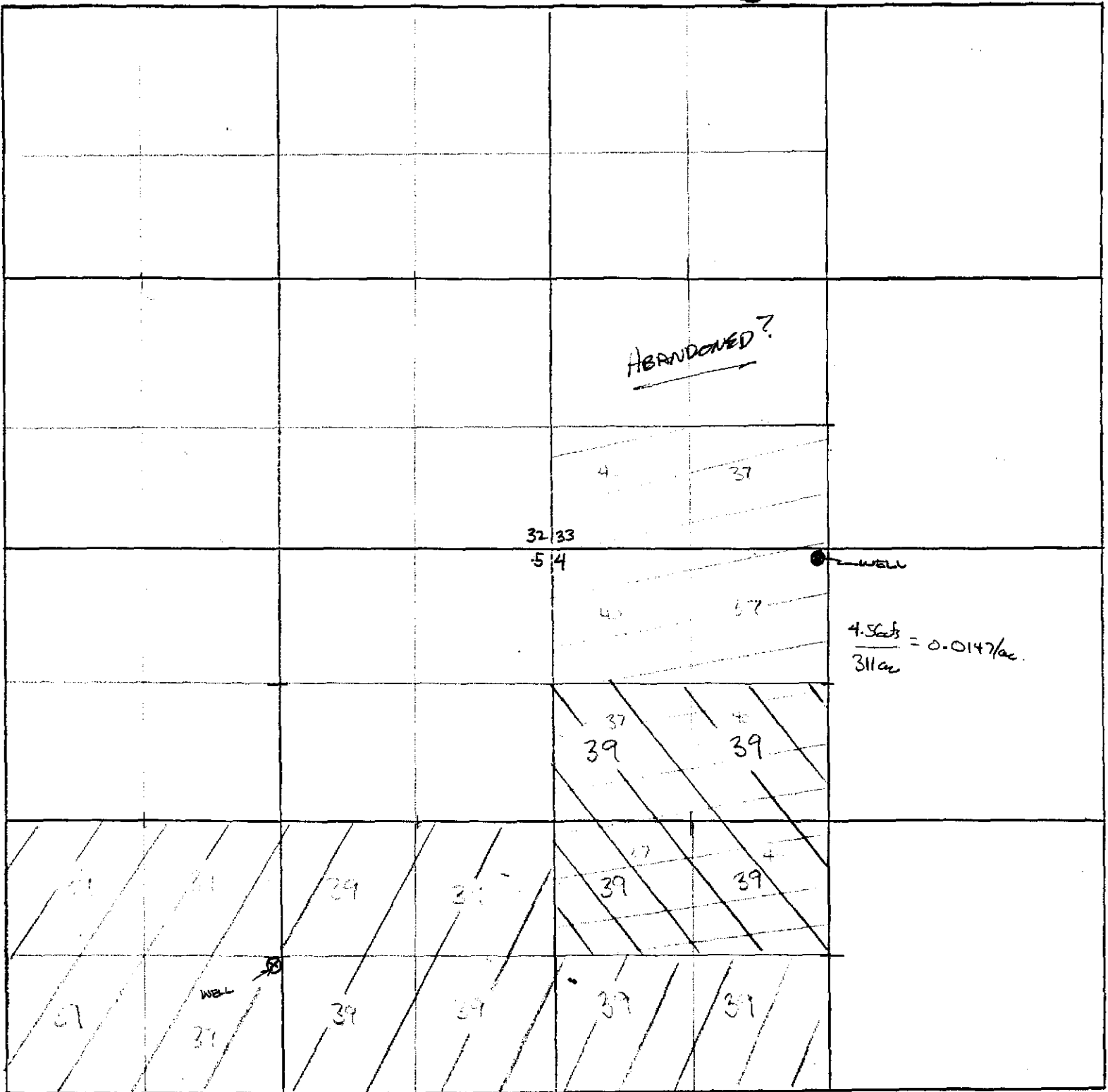
118-7167

T. ⁴⁰30 R. ^{33,33}36E SEC. ⁵⁴54

DATE 6-12-92 AGENT Σ2

CLAIM NO. _____

AFTER TRANSFERS...



SCALE: 8" = 1 MILE

7167 T 2944 - 4.568 ac of 320.0/1 226.0
 Gross Acreage: 3.87 ac / 320 = 0.01206/ac

7167 T 2943
 LIMITED TO 4.568 ac
 W/ 2741

T. 40
30 R. 36E SEC. 54

DATE 6-12-92 AGENT SE

MEMORANDUM

TO: Norm *NOT*
THRU: Glen Saxton
FROM: JIM JOHNSON *[Signature]*
RE: Application for permit No. 35-08990
DATE: June 2, 1992

=====

Glen asked me to route this one on to you for review to determine if it should be approved.

Application Summary:

Source is groundwater and applicant is planning to use existing point of diversion identified under license 35-02761.

License 35-02761 covers all of the land (389 acres covered by rotation) identified under this application but is limited to irrigation of 320 acres in any one season.

If the application is approved 69 additional acres would be irrigated using the same well used to irrigate the 320 acres.

The rate of diversion may also be increased by adding a booster to the irrigation water distribution system.

Special considerations;

1. The area of irrigation use is not highly urbanized.
2. Application was protested by Mid-Snake Study Group.
3. Protest was withdrawn, reason given for withdraw was "due to unique circumstances"
4. Applicant filed water right because he is attempting to sell his land and the prospective buyer's lender wanted adequate water right coverage to secure their loan. The loan will not be approved if the rate per acre with all water rights is not at least 0.15 cfs.

To _____
Date WED 13th Time _____ A.M.
P.M.

WHILE YOU WERE OUT

Rob Steinke
of Equitable Agri Business
Phone 733-0044

AREA CODE	NUMBER	EXTENSION
Telephoned	☒	Please call
Called to see you	☐	Will call again
Wants to see you	☐	Returned your call

Message App 35-8990

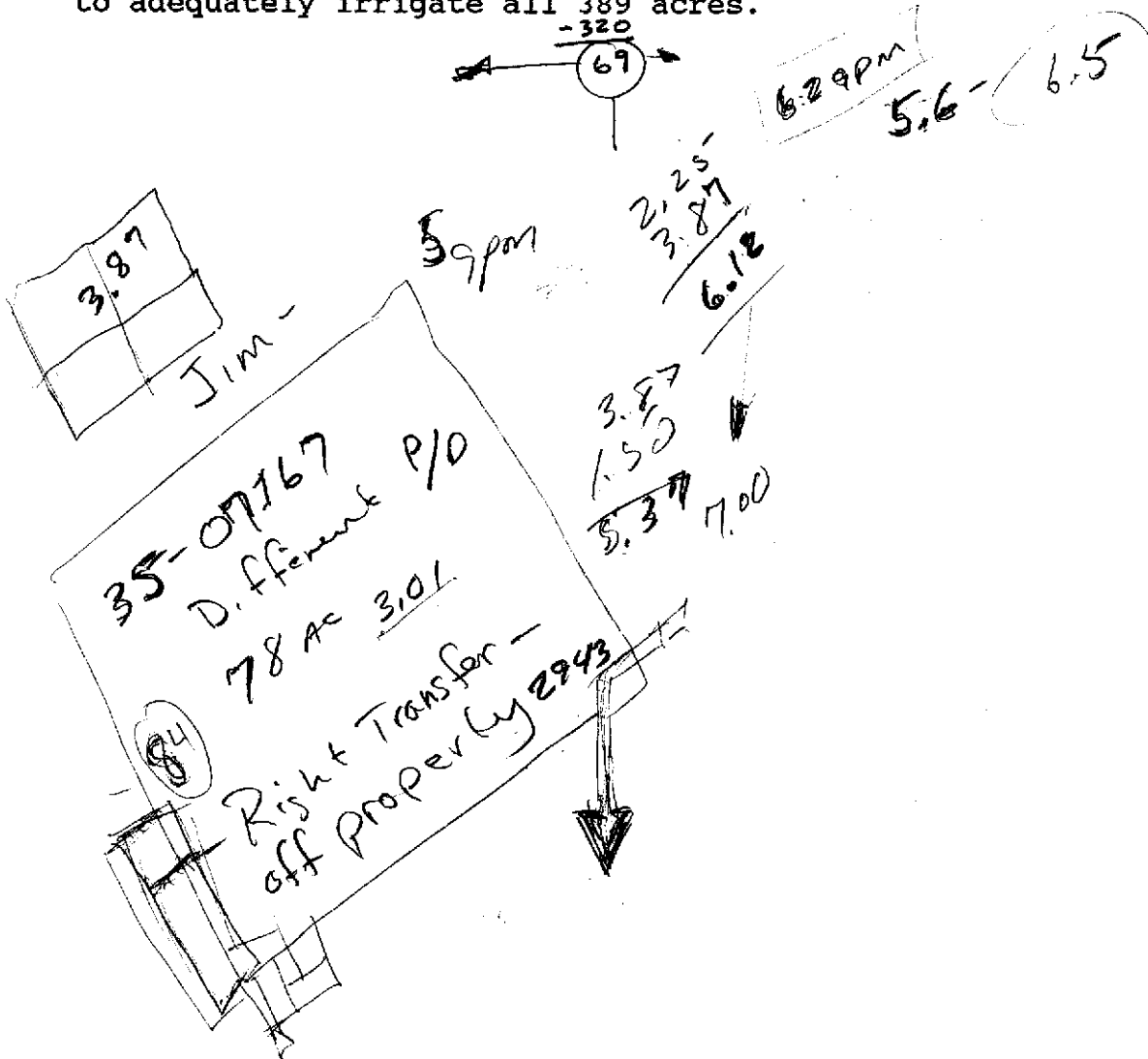
LOAN on it to be approved
pending approval of water
right application.

Call Fri am or TUES on
Signed Status

MEMORANDUM

TO: Application 35-08990
FROM: Brenda *Bunda*
DATE: May 14, 1992
RE: Prior Irrigation Rights

The point of diversion and place of use on this application is the same as Right No. 35-02761. Right 35-02761 is for 3.87 cfs for the same 389 acres; however, because the amount of diversion was not enough to adequately irrigate all of those acres, the permit was conditioned that no more than 320 acres were to be irrigated at any one time. With the booster placed on the existing well, the additional 2.25 cfs available will be enough to adequately irrigate all 389 acres.



IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AVON WILDE RT. 1 BOX 13 ROBERTS ID 83444	02/23/1965	IRRIGATION	05-01 10-31	3.87 CFS	1120.0 AFA
TOTAL DIVERSION:					3.87 CFS	1120.0 AFA

O WILDE BROTHERS

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03N R36E S05 SE SW

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		
03N	36E	4	:					:					:			39	39	:					:	78.0
03N	36E	5	:					:					:	39	39	39	39	:	39	39	39	38	:	311.0
TOTAL ACRES																							389.0	

Pou County: BONNEVILLE

Other Water Rights with Same Point(s) of Diversion and Source:
35-08990

Other Water Rights Listing Overlapping Place(s) of use:
35-08990

Remarks: NOT TO EXCEED 320 AC IRRIGATED AT ANY ONE TIME OF THE 389 AC.
TRANS. 2944.

Dates:	App. Received:	Priority Date:	02/23/1965
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	04/10/1984	

Misc: Water District Number: Field Exam fee:

Audit: 00/00/00

*Same acres
and source.*

APPLICATION FOR PERMIT REVIEW

Application #: 35-8990
Date: 5-15-92

Reviewer: Brenda Miller

Brenda

SYSTEM COMPLETED:

- No - 26A-P17
- Complete in 1 year - P16
- Yes
- Proof not submitted - P16
- Proof submitted - N/A

GROUNDWATER:

- GT. 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing well)
- NMR <fl ch>, A of C
- LT. 0.2 cfs - No measurement required <flow chart>

Drilling Permit:

- Approved w/permit - P99
- Not included (NA) - 046-P23 (existing wells prior to 7/1/87 to present)

SURFACE WATER: not in w/d - 01C-P03 (=GT.2 w/pump), NMR <flow chart>

LOCATION:

- Water Districts - WD No. 01
- Surface water - 005, 005-01H-P01 (LT.2 w/pump)
- Groundwater EXISTING - 005-01J-P08 (GT.2), NMR <flow chart>
- Irrigation Districts - 023
- Canal Co. Areas - 023
- Drainage Districts - 024
- Boise Front (63) - 058 (Groundwater)
- Swan Falls Flag - 7 (1, Blank or Other)
- Trust - 051-052-053-P74 (Consumptive Uses)
- Non Trust <1> - 048-049

RIVER BASINS:

- (Surface Water) Water District Control Condition &....
- Boise (63) - 05A & 11E
- Payette (65) - 047-P04, 059-P71
- Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

USE:

- Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One), 042(req.), 002-P06(MD), 07A(Spec.), 044(Policy 5G)
- Power - Use Power Review
- Mining - 06A, 010, or 09E-P10 & 054(req.)
- Storage - 18A-for multiple measuring devices(In WD), 18B-P09(Size)
- Rec/Wildlf/Aes - 027(Non-Consumptive)
- Domestic - 021(restricted areas)

OWNERSHIP:

- Non land owner - 004

PROTESTED:

- Agreement - 020

Beneficial Use Due Date: -

Other Conditions Recommended

06-01-1994
Rule 4,5,3 info waived due to
original 1965 priority date on same
acres - 35-02761.
Route for Trust + REVIEW ✓

P-FILE
DELETED

06-May-1992

AVON WILDE
2995 E 650 N
ROBERTS ID 83444

RE: App. for Permit No. 35-8990

Dear Mr. Wilde:

This letter is to advise you that the protest filed by Glenn Elwell, Middle Snake River Study Group against approval of the above referenced application has been withdrawn. The Department has now resumed processing of this application.

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

Very truly yours,


HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

06-May-1992

GLENN ELWELL PE
MIDDLE SNAKE RIVER STUDY GROUP
300 N LINCOLN

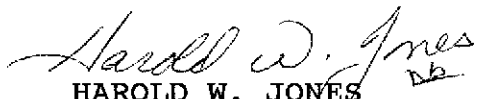
RE: App. for Permit No. 35-8990

Dear Mr. Elwell:

This letter acknowledges receipt of the withdrawal of protest against the above referenced application.

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

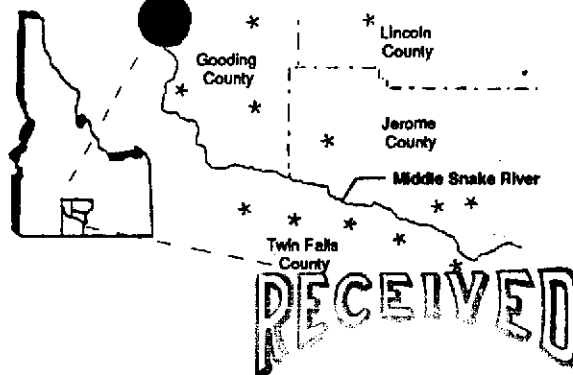
Very truly yours,


HAROLD W. JONES
Water Right Supervisor

HWJ/rb

MIDDLE SNAKE RIVER STUDY GROUP

300 North Lincoln • P.O. Box 407 • Jerome, Idaho 83338
(208) 324-8811 Ext. 51



MAY 04 1992

Department of Water Resources
Eastern District Office

Co-Chairmen

Bob Muffey

Buck Ward

Committee Members

Fred Brossy

Bob Burks

Arl Frenz

Gary Grindstaff

Marvin Hemmelen

Veronica Lierman

Carolyn Robertson

Dan Suhr

Lee Taylor

May 1, 1992

Harold W. Jones
Water Rights Supervisor
Eastern Region
Department of Water Resources
150 Shoup Ave. Suite 150
Idaho Falls, Idaho 83402

RE: Application for permit number 35-8990
Avon Wilde

Dear Mr. Jones:

Due to the unique circumstances surrounding Mr. Wilde's application the Mid-Snake Study Group withdraws its protest of this water right. This action was taken at the Group meeting on April 29, 1992.

If there are any questions concerning this action please write or call.

Respectfully,

A handwritten signature in cursive script, reading 'Glenn Elwell'.

Glenn Elwell, P.E.
Secretary

cc: Avon Wilde



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

22-Apr-1992

AVON WILDE
2995 E 650 N
ROBERTS ID 83444

RE: Application for Permit No. 35-8990

Dear Mr. Wilde:

Enclosed is a copy of a protest filed against the issuance of a permit. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protest. At a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for transfer (Sec. 42-203, Idaho Code):

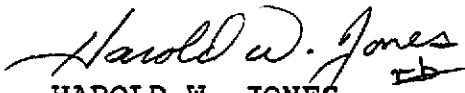
1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?
6. Is the proposed use contrary to conservation of water resources within the State of Idaho?

Avon Wilde
22-Apr-1992
Page 2

The applicant must be prepared to present evidence and/or testimony addressing each of the six items. Although representation by legal counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

If this office can be of further assistance, please contact us.

Sincerely,


HAROLD W. JONES
Water Rights Supervisor

HWJ:rb

pc: IDWR - State Office
Enc.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

22-Apr-1992

GLENN ELWELL PE
MIDDLE SNAKE RIVER STUDY GROUP
300 N LINCOLN
PO BOX 407
JEROME ID 83338

RE: Application for Permit No. 35-8990
Avon Wilde

Dear Mr. Elwell:

Your protest against approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protest. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code): the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Is the proposed use contrary to conservation of water resources within the State of Idaho?

Glenn Elwell, P.E.

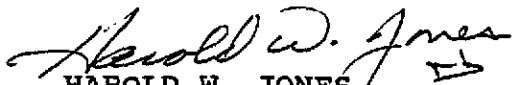
22-Apr-1992

Page 2

The protestant must be prepared to present proof of allegations involving one or more of the six items.

If this office can be of further assistance, please contact us.

Sincerely,

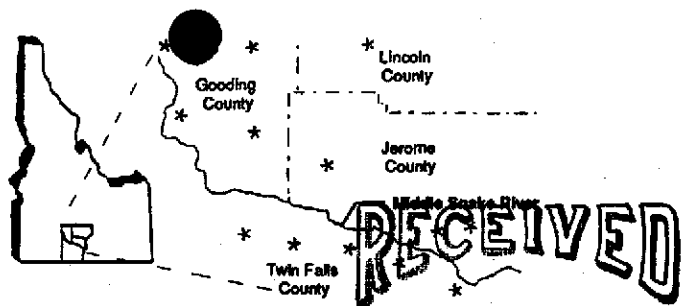

HAROLD W. JONES
Water Rights Supervisor

HWJ:rb

pc: IDWR - State Office

MIDDLE SNAKE RIVER STUDY GROUP

300 North Lincoln • P.O. Box 407 • Jerome, Idaho 83338
(208) 324-8811 Ext. 51



RECEIVED

APR 20 1992

April 17, 1992

APR 21 1992

Department of Water Resources
Southern Region Office

Director, Dept. of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Department of Water Resources
Eastern District Office

Co-Chairmen

RE: Application for water right 35-08990

Sirs;

Committee Members

The Mid-Snake Study group protests the granting of the above named water right because granting this water right;

1. will reduce the quantity of water under existing water rights. The Group is now gathering information on dry wells in the area of the application. Recent testimony by acknowledged hydrologists attributes many of the dry wells to increased pumping of the aquifer. (I.C. 42-203-A5a)
2. conflicts with the local public interest - witness the longstanding concerns over sediment, nutrient and chemical loading of the surface waters in the region. Granting water rights without requiring best management practices to minimize adverse impacts on surface water resources does not serve the public interest. (I.C. 42-203-A5e)
3. is contrary to the conservation of water resources within the State of Idaho when conservation includes consideration of the quality as well as quantity characteristics of the resource. (I.C. 42-203-A5f)

We are available at any time to discuss this issue.

Respectfully,

A handwritten signature in dark ink, appearing to read 'Glenn Elwell', written in a cursive style.

Glenn Elwell, P.E.
Secretary

* Use Trustwater language
in advertising

Dist. for staffing: 13-Mar-1992
Submitted for advertising: 3-16-92

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY ADN DATE 3-13-92 APPLICATION NO. 35 8990
APPLICANT NAME: WILDE, AVON

REQUIRED INFORMATION

☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☐ Address
☐ Source (See USGS Quad for names of water sources)
☐ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☐ County
☐ Quantity (flow and/or volume)
☐ Period of Use
☐ Nature of proposed use (Include description of use.)
☐ Description of diverting works
☐ Time required for beneficial use of water
☐ Place of use or acres irrigated
☐ Map
☐ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☐ Fee
☐ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

☒ Overlapping place of use (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion
☐ Yes ☐ No Field check required
☐ Field check by _____
☐ Yes ☐ No Field report attached
☐ Yes ☐ No Critical groundwater area
☐ Yes ☐ No Groundwater management area
☐ Yes ☐ No Send dam safety information
☐ Yes ☐ No Send power requirement letter
☐ Yes ☐ No Send fish farm requirement letter
☐ Yes ☐ No Power residency affidavit
☐ Yes ☐ No Power efficiency form
☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☒ Yes ☐ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)

See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

SEND LARGE DIVERSION INFO

Date Requested

RECEIVED
MAY 11 1992

Department of Water Resources

PROCESSING ☒ Yes ☐ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☒ Other Tim Luke
Rosholt

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☒ Yes ☐ No Protests received
Final date for protest 4-20-92
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations, attached
☐ Yes ☐ No Measuring device required
☐ Yes ☐ No Access port required
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____
☐ Yes ☐ No Special conditions of approval or cover letter below. _____

Date of priority recommended _____ See below for additional information
By _____ Date _____

STATE OFFICE REVIEW

By _____ See below for additional information
Date _____

ADDITIONAL INFORMATION

P/D overlap: 35-025 35-02761

P/U overlap: 35-02761

LOCAL PUBLIC INTEREST

Comments received from

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other <u> </u>

Project impacts/implications report

COMMENTS

35-08990

WILDE, AVON
2995 E 650 N
ROBERTS, ID 83444

Source: GROUNDWATER

Diversion Pt: SESW Sec 5 T 03N R 36E in BONNEVILLE County.

Use: IRRIGATION (2.250 CFS)
Total Diversion: (2.250 CFS)

Date Filed: 3/10/1992

In: BONNEVILLE County

T03N R36E S04
S05

SWSW
NESW
NESE

SESW
NWSW
NWSE

SWSW
SWSE

SESW
SESE

389.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before APRIL 20, 1992.

R. Keith Higginson, Director

Published: 4/ 2/1992 & 4/ 9/1992

30-Mar-1992

AVON WILDE
2995 E 650 N
ROBERTS ID 83444

RE: Application No. 35-8990

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Post-Register on 4-2 & 9-92. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb