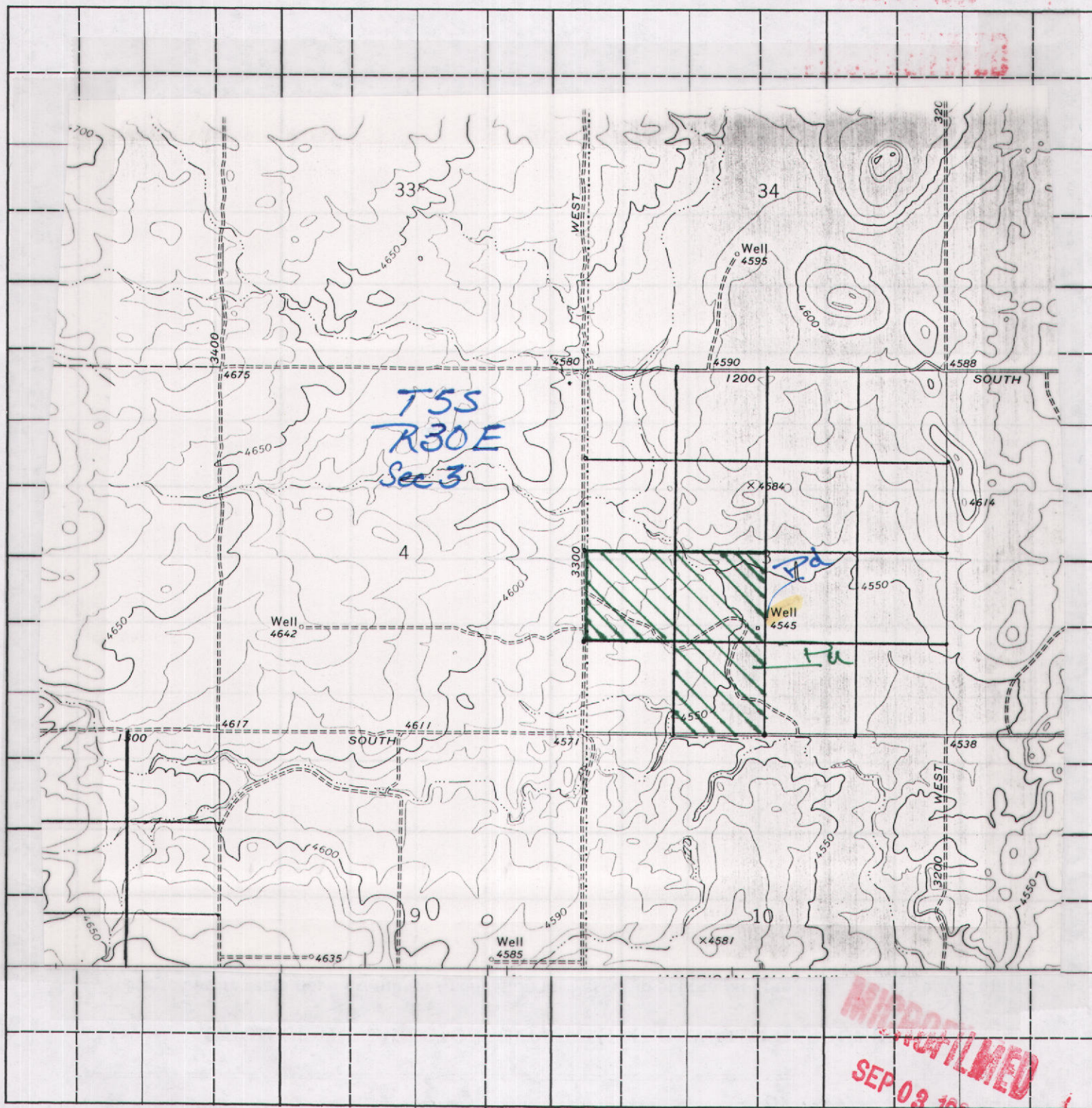


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Wade Farms by Chris Wade
(Applicant) Pres.

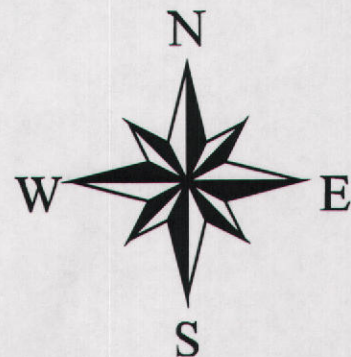
1987 NAPP Photography Permit 35-8950



0.5 0 0.5 1 Miles

Sections
 QQ
 Right POU

MICROFILMED
FEB 25 2002

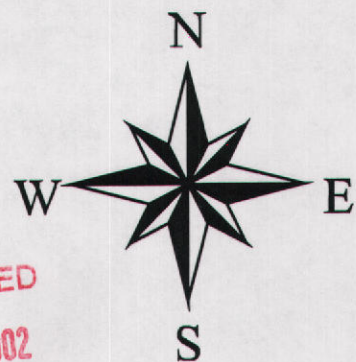


1997/1998 Satellite Photography Permit 35-8950

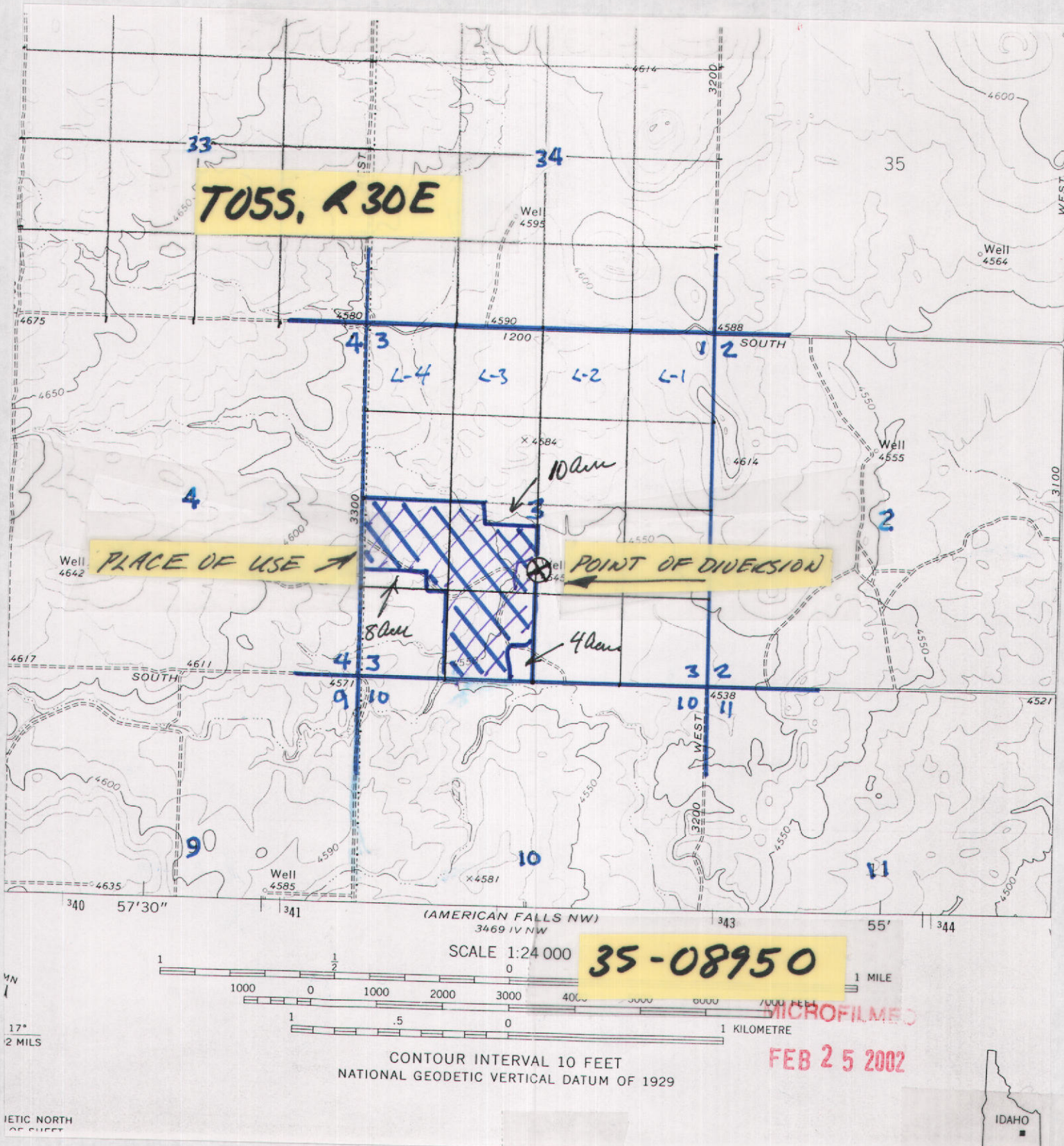


0.5 0 0.5 1 Miles

Sections
QQ
Right POU



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C18

31R

R30E

WELL

12"
See C19

T
S
S

MICROFILMED
FEB 25 2002

300S Crater Sub

CRATER SUB
1300S
DRISCOLL RD
3300 WIS 1

4 3
9 10

↑ MAIN
LINE
10"

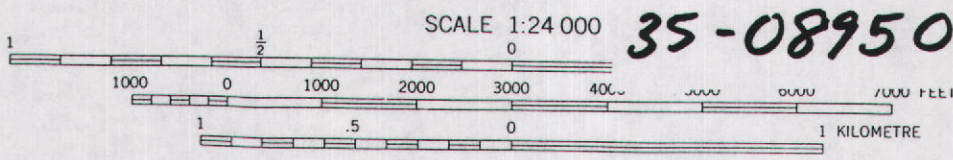
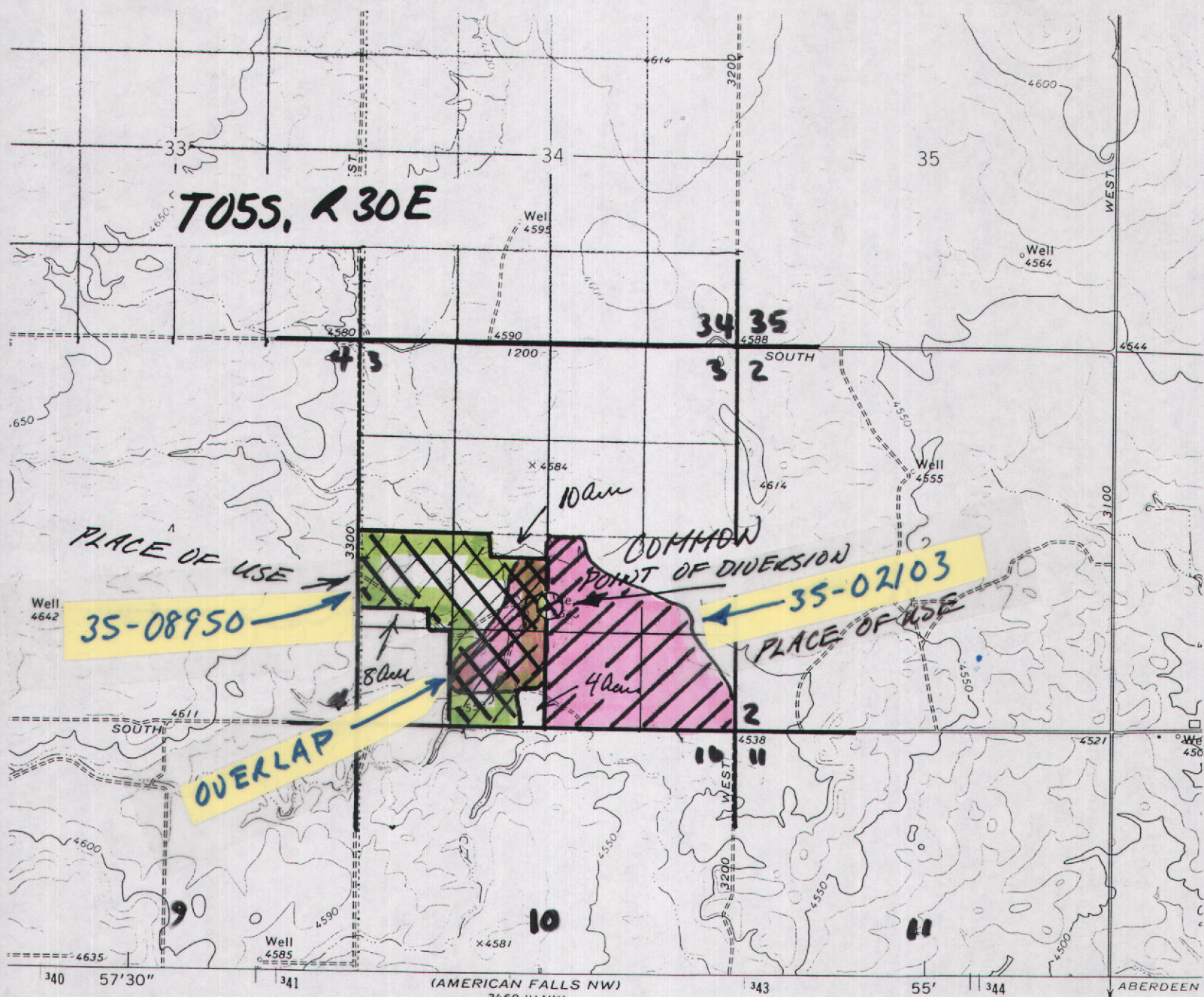
2 TREES

Dry Pasture

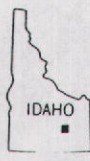
35-08950

8a

878



CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929



MICROFILMED
FEB 25 2002

WRIDE FARMS

IRRIGATION

1 of 6



VIEW OF
POINT OF
DIVERSION

PARTIAL
PLACE OF
USE - BEHND



VIEW SOUTH
FROM PLACE
OF USE

FEB 25 2002

PERMIT
NUMBER

35-08950

WAIDE FARMS

IRRIGATION

2 of 6

PLACE OF
USE



← NOT
IRRIGATED



PLACE OF
USE

PERMIT
NUMBER

35-08950

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FEB 25 2002

WRIDE FARMS

IRRIGATION

3 of 6

PLACE OF
USE



PLACE OF
USE



MICROFILMED

FEB 25 2002

PERMIT
NUMBER

35-08950

WRIDE FARMS

IRRIGATION

4 of 6



VIEW WEST.
PLACE OF
USE



VIEW
NORTHWEST
PLACE OF
USE

MICROFILMED
FEB 25 2002

PERMIT
NUMBER

35-08950

WIDE FARMS

IRRIGATION

5 of 6



VIEW NORTH
PLACE OF
USE

8 20 '96



VIEW
NORTH EAST
PLACE OF
USE

8 20 '96

MICROFILMED
FEB 25 2002

PERMIT
NUMBER

35-08950

WIDE FARMS

IRRIGATION

6 of 6

VIEW EAST
PLACE OF
USE

← NON-IRRIGATED



6-20-96

MICROFILMED

FEB 25 2002

PERMIT
NUMBER

35-08950

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08950

Priority: June 28, 1991

Maximum Diversion Rate: 2.40 CFS
Maximum Diversion Volume: 480.0 AF

It is hereby certified that WRIDE FARMS
PO BOX 626
ABERDEEN ID 83210 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated June 28, 1991; and has
submitted Proof of Beneficial Use on June 28, 1993. An examination indicates that the works have a
diversion capacity of 4.34 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	2.40 CFS	480.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 3, Twp 05S, Rge 30E, B.M. BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	30E	3																	

Total Acres: 253

CONDITIONS OF APPROVAL

1. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 35-2103, 35-8950 and 35-12158 when combined shall not exceed a total diversion rate of 4.34 cfs and the irrigation of 253 acres.
4. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
5. Rights 35-2103 and 35-12158 are also diverted through the point of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 15TH day of FEBRUARY, 2002.

MICROFILMED
FEB 25 2002

Acting for

KARL J. DREHER
Director

RECEIVED

FEB 11 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08950

Department of Water Resources

Date of Priority: June 28, 1991

Maximum Diversion Rate: 2.40 CFS
Maximum Diversion Volume: 480.0 AF

Comes now WRIDE FARMS
PO BOX 626

ABERDEEN ID 83210 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. 35-08950, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.40 CFS	480.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW¼SE¼ Sec. 3, Twp 05S, Rge 30E, B.M. BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
05S 30E 3									31.0	31.0			33.0	40.0	40.0	39.0	39.0	253.0

Total Acres: 253

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 7 day of Feb, 2002.

Wride Farms
(Signature)
by Christine Wride Pres.

MICROFILMED
FEB 25 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08950

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$500 Received by gm # COS9902 Date 2/11/02

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 35-08950 with the following:

CONDITIONS OF APPROVAL

1. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 35-2103, 35-8950 and 35-12158 when combined shall not exceed a total diversion rate of 4.34 cfs and the irrigation of 253 acres.
4. Rights 35-2103 and 35-12158 are also diverted through the point of diversion described above.
5. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.

Witness my hand this 15TH day of FEBRUARY, 2002.

Acting for


KARL J. DREHER
Director

MICROFILMED
FEB 25 2002

RECEIVED

JUN 28 1993

Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 150.00
Date 6-29-93
Receipt No. C027997
Receipt by 04

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 35-08950 Telephone No. 208-226-7274
2. Name(s) of Permit Holder(s): Wride Farms (Chris Wride)
3. Mailing Address: P.O. Box 626 Aberdeen Idaho 83210
4. Source of Water: ground water
If GROUNDWATER, Well Driller's Name: _____ Date Drilled: 1948

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)
Irrigation 120 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 2.40 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 150.00 (See License Fee Schedule on back of Instruction Sheet)

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

Chris Wride 208-226-7274
Name Telephone No.
892 Eisenhower Am. Falls Id 83211
Address

10. The above information is my true statement of the extent to which the above numbered _____ and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

JUL 07 1993

6/29/93 Wride Farms by Chris Wride (Pres.)
Date Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08950

Proposed Priority: June 28, 1991 Maximum Diversion Rate: 2.40 CFS

This is to certify, that **WRIDE FARMS**
P.O. BOX 626
ABERDEEN, ID 83210

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	2.40 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSE Sec. 3, Township 05S, Range 30E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05S	30E	3	NESW 40	NWSW 40	SESW 40	120
Total number of acres irrigated:						120

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 2, 1993**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
7. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
8. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.

RECORDED

SEP 03 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08950

9. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

27th day of August, 1991.

R. Keith Higginson
for R. Keith Higginson, Director



MICROFILMED

SEP 03 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant WRIDE FARMS Phone 397-4783

Post office address PO BOX 626, ABERDEEN, ID 83210

2. Source of water supply GROUNDWATER which is a tributary of _____

3. Location of point of diversion is _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 3 Township 5S Range 30E B.M. BINGHAM County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.40 for irrigation purposes from 04/01 to 11/01 (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) 2.40 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, and pieplines for
sprinkler irrigation

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.

existing 16 existing 250
c. Proposed well diameter is _____ inches; proposed depth of well is _____ 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).

APPROVED
SEP 03 1991

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	
05S	30E	3									40	40		40					120

Total number of acres to be irrigated 120

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

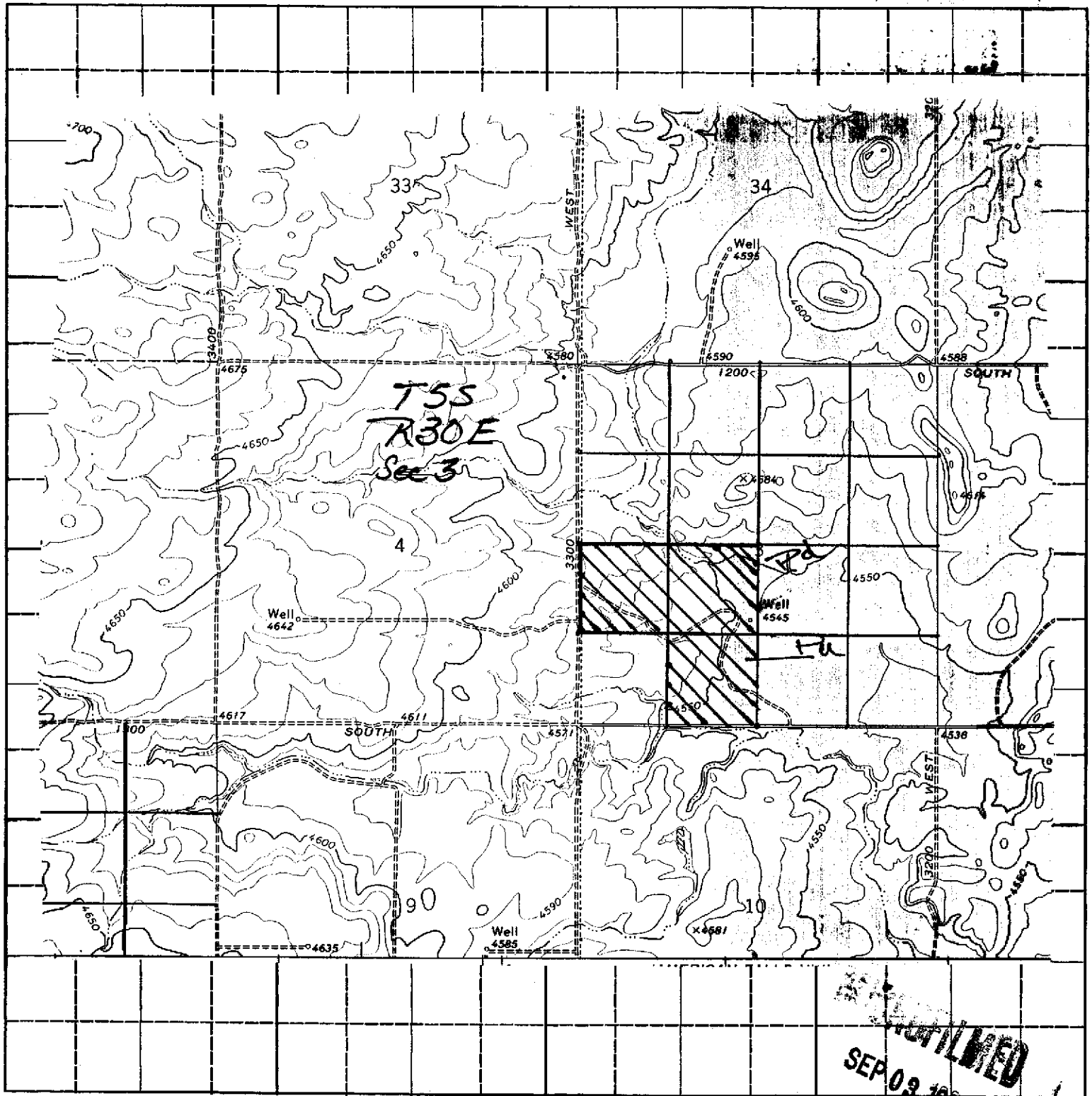
- Who owns the property at the point of diversion? applicants
- Who owns the land to be irrigated or place of use? applicants
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Addition to existing system.

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SEP 03 1981

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.

SEP 03 1991

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.

Wade Farms by Chris Wade
Pres.
(Applicant)

Prepared by DMD

Received by QU Date 6-28-91 Time 11:20A Preliminary check by _____
Fee \$ 85⁰⁰ Received by RB # FO16280 Date 7-1-91
Publication prepared by RB Date 7-18-91 Published in Morning News
Publication approved RB Date 8-6-91

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:

MICROFILMED

SEP 03 1991

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

27-07543

GARDNER, Lance
GARDNER, Mark
589 N. 150 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: SESE, Sec. 34, T. 01S, R. 35E.
Use: IRRIGATION (4.000 CFS).
Total Diversion: (4.000 CFS).
Date Filed: 7/1/1991.
In: T01S, R35E, S34, SWSE, SESE, T02S, R35E, S03, NENE, NWNE, SWNE, SENE, NENW, NWNW, SWNW, SENW.
396.0 ACRES TOTAL.

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

35-08950

WRIDE FARMS
P.O. Box 626
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversion Pt: NWSE, Sec. 3, T. 05S, R. 30E.
Use: IRRIGATION (2.400 CFS).
Total Diversion: (2.400 CFS).
Date Filed: 7/1/1991.
In: T05S, R30E, S03, NESW, NWSW, SESW.
120.0 ACRES TOTAL.

NOTICE OF APPLICATION
FOR TRUST WATER PERMIT

35-08949

WRIDE FARMS
P.O. Box 626
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversion Pt: NENE, Sec. 4, T. 05S, R. 30E.
Use: IRRIGATION (3.000 CFS).
Total Diversion: (3.000 CFS).
Date Filed: 7/1/1991.
In: T05S, R30E, S04, NENE, NWNE, SWNE, SENE.
150.0 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, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho,

83402, on or before AUGUST 5, 1991.

R. KEITH HIGGINSON
Director

(1219)
Pub.: 7/18, 25

RECEIVED

AUG 1 1991

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, Jacqueline Graham do solemnly

swear that I am the legal coordinator of The Morning News which is a daily newspaper of general circulation published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1913, approved March 11, 1913, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue or said

newspaper two consecutive weeks

the first publication having been made on the

18th day of July, 19 91;

and the last publication having been made on the 25th day of July, 19 91;

that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

On this 31st day of July, in the year 1991, before me a Notary Public of said State, personally appeared

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

Lane Dayton
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing fee..... \$5.00

RECEIVED
SEP 03 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 19, 2002

WRIDE FARMS
PO BOX 626
ABERDEEN ID 83210

RE: License No. 35-8950 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

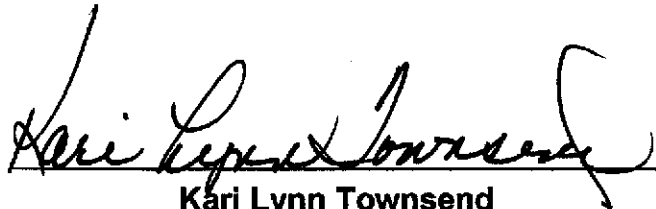
MICROFILMED
FEB 25 2002

CERTIFICATE OF MAILING

I hereby certify that on February 19, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 35-8950

**WRIDE FARMS
PO BOX 626
ABERDEEN ID 83210**


Kari Lynn Townsend
Secretary

**MICROFILMED
FEB 25 2002**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
FEB 25 2002

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 28, 2002

WRIDE FARMS
PO BOX 626
ABERDEEN ID 83210

RE: Water Right Permit No. 35-08950

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

☐ Point(s) of Diversion

☒ Place(s) of Use

☐ Other

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 327-5452.

Sincerely,

Sharla Curtis
Sr. Water Resource Agent

Enclosures

MICROFILMED
FEB 25 2002

MEMORANDUM

TO: File 35-8950

From: Sharla

Date: January 25, 2002

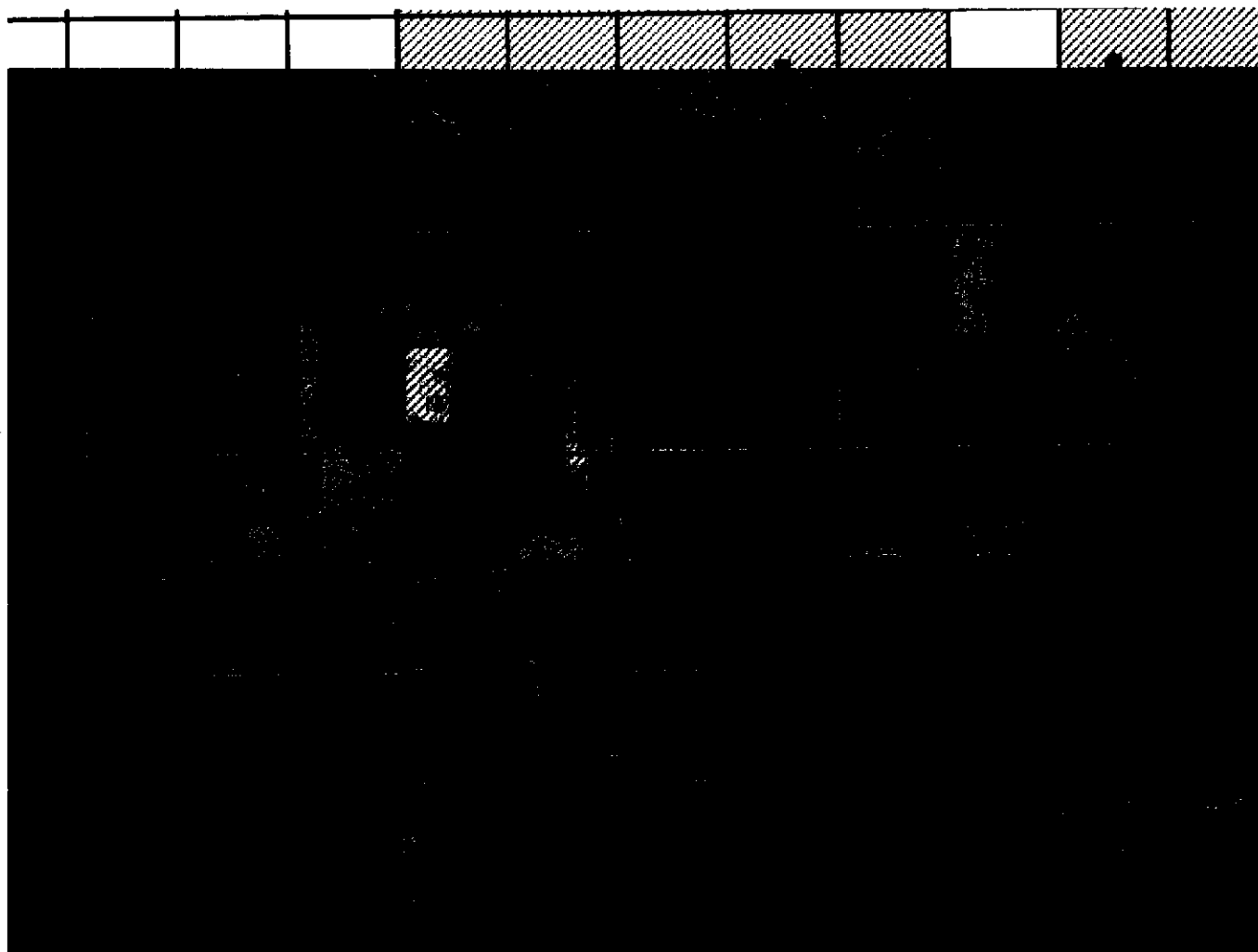
Re: Licensing Recommendations

The field examiner recommended licensing only the acres in the three $\frac{1}{4}$'s permitted, however, this right is diverted from the same well as 35-2103 and expansion claim 35-12158. The capacity measured was 4.34 cfs and the two previous rights are for a combined total of 2.70 cfs, therefore, this license will be issued for the permitted rate with a limitation of 120 acres within the ppu and will contain a remark limiting all three rights to the measured capacity and the total of the 253 acres served by the well.

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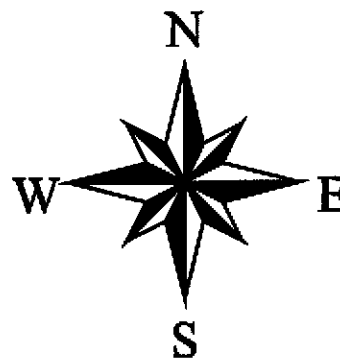
1987 NAPP Photography Permit 35-8950



0.5 0 0.5 1 Miles

Sections
QQ
Right POU

MICROFILMED
FEB 25 2002



1997/1998 Satellite Photography Permit 35-8950

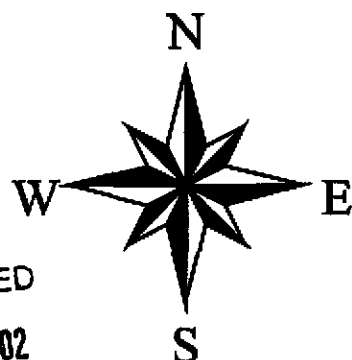


0.5 0 0.5 1 Miles

A horizontal scale bar with alternating black and white segments, used to indicate distance in miles.

Sections
QA
Right POL

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FEB 25 2002



LICENSE REVIEW CHECKLIST

Reviewed by Sharla Curtis on

Permit No. 35-8950

BU Fee Pd \$ 150.00

Name/Address: ☒ OK ☐ CHANGE

Govt Lots ☐ n/a ☐ plat copy attached

AREA OF CONCERN: No/Yes ESPA Moratorium ☐ GWMA ☐ TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M (if on permit)

LOCATION:

Trust - R55(consumptive uses)
Non-Trust - 048

PD Change - P39/P47 - feds(P40)
PD Add - P45/P42

PU Change - P41/P47 - feds(P43)
PU Add - P41/P42

PD & PU Change - P37 - feds(P48)

USES:

STORAGE - 18A-R02-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 106
FISH PROP - 029(70'S only)-042-106
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

Use Change/Add - P46

ADVANCE PRIORITY? ☐ Yes ☐ No

MISC CONDITIONS/REMARKS:

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - C/tire shop
Non-consumptive - 027
Water Quality - 106-R07
Mitigation - 121 (if on permit)
PPU acre limit - W27

CHECK NEW IRR SEASON MAP ☒

OTHER CONDITIONS/REMARKS/COMMENTS

SRBA Claim Filed ☐ Yes ☒ No

AMENDMENTS REQUIRED ☒ Yes ☐ No

Adjustment Memo Needed ☐ Yes ☐ No

SURFACE WATER: (✓Flow Chart)

In/Above MSF - WB9
WD - R04 (WD# ☐)
≤ 0.20 cfs/others - R02- 01P or No MD
> 0.20 cfs - R43

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER/BASINS: (SW special considerations)

Snake R (01) - W22, N/A
(02,03) - WB9 if above Weiser
Payette R (65) - 047(Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - R22-R23 (+uses)-025-106-W42-W43-027
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr use listed separate - WB5
Lawn/garden included - W01

OVERLAP ANALYSIS/RATES/VOLUMES:

PD overlap rights - W35-W36 Right # 35-2103/12150
PU overlap rights - WB7-W31(<1 ac)
GW replaced SW - 050

Permit Rate ☐ cfs Fee Limit ☐ cfs
Measured ☐ cfs Theoretical ☐ cfs

Use	Rate	Volume
<u>irr</u>	<u>240</u> cfs	<u>1069</u> af
<u> </u>	<u> </u> cfs	<u> </u> af
<u> </u>	<u> </u> cfs	<u> </u> af
<u> </u>	<u> </u> cfs	<u> </u> af
TOTALS	<u> </u> cfs	<u> </u> af

If no, is a claim required: ☐ Yes ☒ No

If yes, paragraph codes:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 16 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-08950

1. Owner: WAIDE FARMS Phone No. (208) 397-4783

Current Address: BOX 626, ABERDEEN, ID 83210

2. Accompanied by: CHRIS WAIDE EXAM DATE: 6/20/96

Address: 892 EISENHOWER, AMERICAN FALLS Phone No. (208) 226-7274
ID. 83211

Relationship to Permit Holder: PRESIDENT

3. Source: GROUND WATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: YES (SEC 3, SE 1/4)

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	NW	SE	03	05S	30E	BIDWAM	U.S. G.S. TOPO MAP/NAAPP PHOTO

2. Place(s) of Use:

Indicate Method of Determination NO SITE INSP.

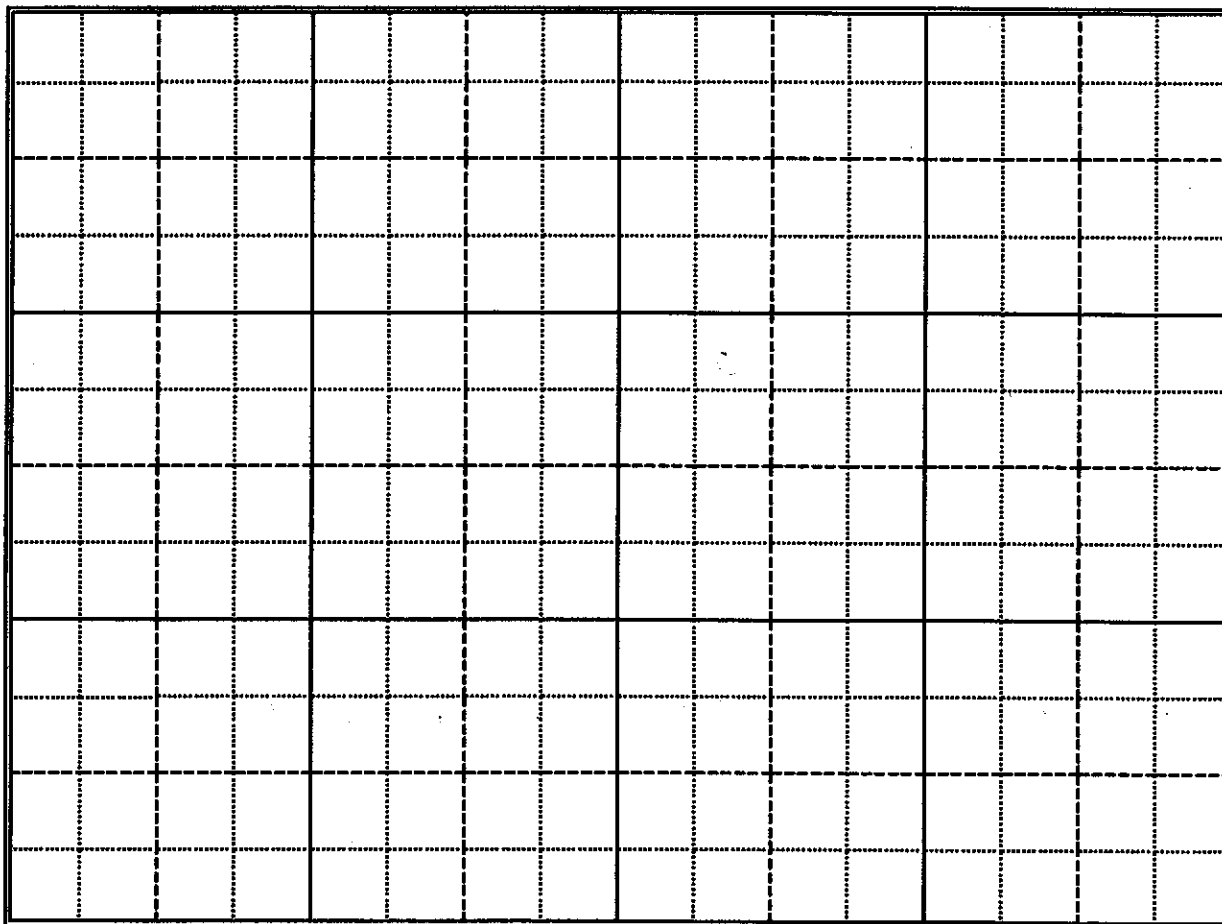
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5S	30E	03									30	32		36					98

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FEB 25 2002 TOTAL 98

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHMENTS + PHOTOS



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
LIFT PUMP	GE	190	94ES1261		10"
BOOSTER PUMP	MARATHON	50			10"

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
POLYSONIC	TYPE-FLYTE	TF-P	210263			1997
PRESSURE GAGE	RAIN-BIRD	(FARMER OWNED)			0-60	72 PSI

2. Measurements: _____

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E. NARRATIVE/REMARKS/COMMENTS

THIS SYSTEM PROVIDES WATER FOR THIS PERMIT
AND LICENSE 35-02103; LICENSE OVERLAPS AT POINT
OF DIVERSION AND SOME LISTED PLACE OF USE.

ACREAGE IS IRRIGATED BY 5 WHEEL LINES, 1/4 MILE IN
LENGTH. THE SYSTEM USES APPROX. 150 BIRDS HAVING
A 7/32" OD 2.56" DIAMETER.

Have conditions of permit approval been met? ☒ yes ☐ no

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F. FLOW CALCULATIONS☒ Additional Computation Sheets Attached

Measured Method:

THEORETICAL PUMP CAPACITY = 4.40 CFS

POLYSONIC FLOW TEST = 4.34 CFS

PERMIT = 1.70 CFS (SEE COMP. SHEET.)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 98 \text{ AC} \times 4.0 = 392 \text{ AFA}$ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.7 \text{ CFS} \times 214 \times 1.9835 = 721.59 \text{ AFA}$ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 392 \text{ AFA}$

2. Volume Calculations for Other Uses:

* This permit when used with license 35-02103 is limited to 213 acres total,
or 68 acres for this permit.

THIS PERMIT WHEN USED IN COMBINATION WITH
35-02103 NOT TO EXCEED 4.40 CFS.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	10/31	1.7 CFS	392 AFA
Totals:			1.7 CFS	392 AFA

2. Recommended Amendments

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

I. AUTHENTICATIONField Examiner's Name SIMPKINS Date 1/12/98

Reviewer _____ Date _____

SEAL

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FEB 25 2002

MODE SELECT
DATA SET

DATA SET MODE
? PRINTER

PRINTER USE
? YES

MODE SELECT
INPUT

OUTER DIAMETER
12.7598 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.3772 IN

INNER LINING
? NO LING.

KIND OF FLUID
? ANOTHER

SOUND VELOCITY
1450 M/S-

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
10.078 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

06-20 14:2400 *R
+002.50 % AI2

MODE SELECT
T0 CHECK

0456.1 MMSEC
100.00 % T0

06-20 14:2500 *R
+ 1.950E 3GPM

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FEB 25 2002

35-08750
Pump & Controller Operating 72 PSI

35-08750

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Water District No. 1
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

WRIDE FARMS

35-08950

SONIC TAPE

1/12/98

Field Report.

- (F) Variables in pump condition (bowles, motor) and water table level, ^{when} combined with possible worn nozzle of rain birds can vary maximum output of pump, therefore I have used the theoretical output of pump for all measurement calculations.

~~LICENSE~~ 35-02103 = 2.7 CFS

PERMIT 35-08950 REQUESTS = 2.4

ACRES INVOLVED = 98

OVERLAP ACRES = 35

$$\left\{ \begin{array}{l} 2.7/143 = \\ 35-02103 \text{ CFS/ACRE} = \\ 0.0186 \text{ CFS} \end{array} \right\}$$

4.40 CFS THEORETICAL PUMP CAPACITY

- 2.70 35-02103

1.70 ~~4.40~~ BALANCE

PERMIT
98 ACRES = 35-08950
- 35 * OVERLAP
63 ACRES.

$$\boxed{63 \text{ ACRES}} \times 0.02 \text{ CFS} = \underline{\underline{1.26 \text{ CFS}}}$$

BALANCE

$$1.70 \text{ CFS} - 1.26 \text{ CFS} = \boxed{0.44 \text{ CFS}} \leftarrow \text{SMALLER}$$

$$0.02 - 0.0186 = 0.0014 \text{ CFS/ACRE}$$

$$\boxed{35 \text{ ACRES}} \times 0.0014 = \underline{\underline{0.049}} \leftarrow$$

$$\hookrightarrow = 0.44 \text{ CFS}$$

$$63 \text{ ACRES} = 1.26 \text{ CFS}$$

$$35 \text{ ACRES} = 0.44 \text{ CFS}$$

$$98 \text{ ACRES} = 1.70 \text{ CFS.}$$

PERMIT

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FEB 25 2002

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp) (8.814) (Eff)] \div [Lift + (psi \times 2.308)]$$

$$Hp = \text{Horsepower} = \frac{240}{190 + 50 =}$$

$$Eff = \text{Efficiency} = \frac{.7}{.7} \text{ (Usually 70\%)}$$

$$\text{Lift: (Static Level + Assumed Draw down)}$$

$$\text{Static Water Level} = \frac{150}{\text{ft.}}$$

$$\text{Assumed Draw down} = + \frac{20}{\text{ft.}}$$

$$\text{Lift} = \frac{170'}{\text{ft.}}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$\text{psi} = \text{Operating Pressure} = \underline{\hspace{2cm}} \text{ psi}$$

$$Q_{cfs} = \left[\frac{240}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{170'}{Lift} + \left(\frac{72}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{1,480.752}{\text{}} \right] \div \left[\frac{336.176}{\text{}} \right]$$

$$Q_{cfs} = \underline{4.4046} \text{ cfs}$$

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PERMIT NO. 35-08950

FIELD EXAM NOTES

EXAM # 35-08950

DATE OF EXAM 6/20/96

PERMITEE NAME WRIDE FARMS

OTHER WATER RIGHTS SAME POD YES

OTHER WATER RIGHTS SAME POU NO

*1-2
135*
PUMP #1 HP 190 MAKE GE *Mod.* SERIAL # 94E51261
COLOR AND DESCRIPTION Gray / Blue
OUTPUT DIAMETER 10" SYSTEM PRESSURE 72 PSI WELL DEPTH 240
STATIC H2O 180' WELL DEPTH DYNAMIC PUMP
PSI GAGE TYPE Rain Bird 10-160 CHECK VALVE (Y) [N] GATE VALVE [Y] (N)
Cornell Turbine 6YB50-4

PUMP #2 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____
OUTPUT DIAMETER _____ SYSTEM PRESSURE _____ PSI WELL DEPTH _____
STATIC H2O _____ WELL DEPTH DYNAMIC PUMP
PSI GAGE TYPE _____ CHECK VALVE [Y] [N] GATE VALVE [Y] [N]

BOOSTER PUMP #1 HP 50 MAKE Majathor SERIAL # _____
COLOR AND DESCRIPTION Dark Green Blue

BOOSTER PUMP #2 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____

CIRCLE PIVOT [Y] [N] NUMBER OF TOWERS _____ PIVOT LENGTH _____
PRESSURE [H] [L]

WHEEL
~~HAND~~-LINES (Y) [N] NUMBER OF LINES 5 LENGTH OF LINES 1/4 mile
RAIN BIRDS PER LINE 30 x 5 NOZZEL DIAMETER 7/32

SURFACE WATER TYPE OF MEASUREING DEVICE _____

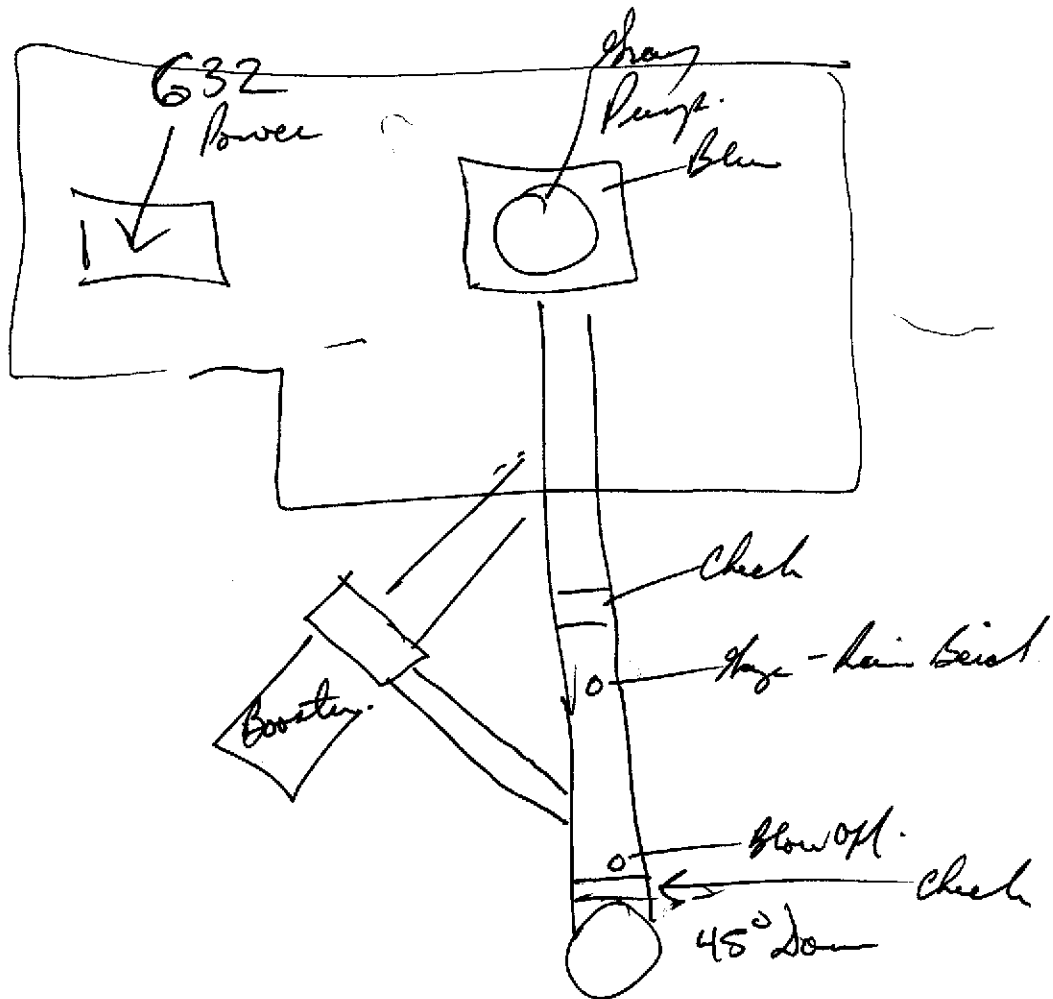
AA METER PIGMY METER WEIR OR FLUME BUCKET/WATCH _____/_____

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FEB 25 2002

USE BACK OF PAGE FOR SKETCH AND MEASUREMENTS OF SYSTEM

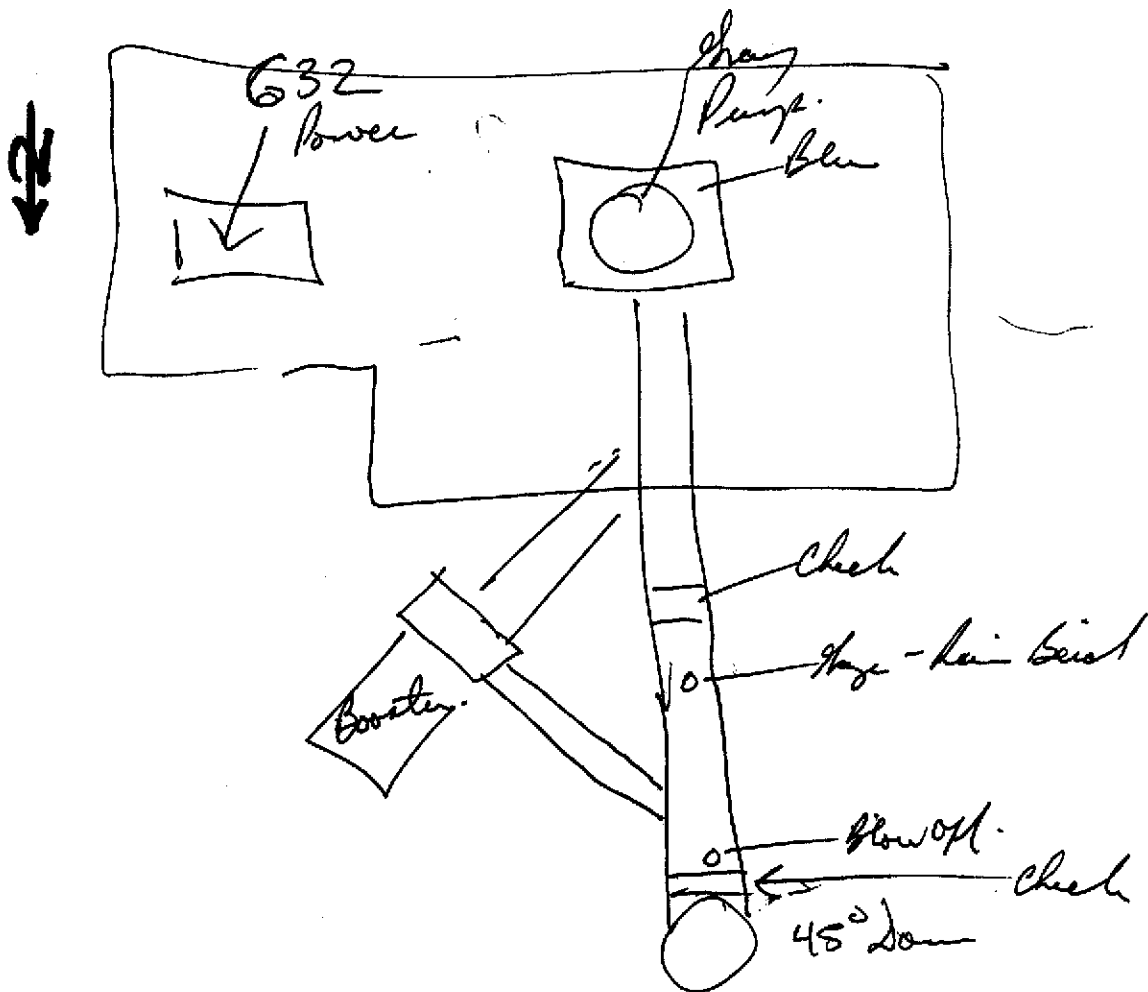
35-08950



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FEB 25 2002

32-08920



MICROFILMED
FEB 25 1982

35-08150

C18

31 R

R30E

Well

12"

See C19

T

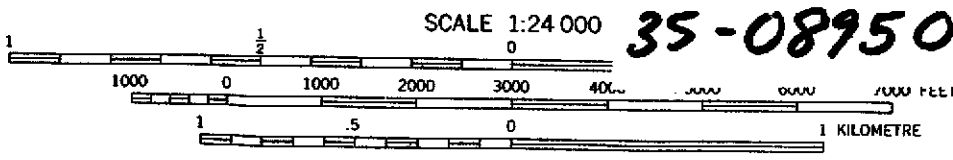
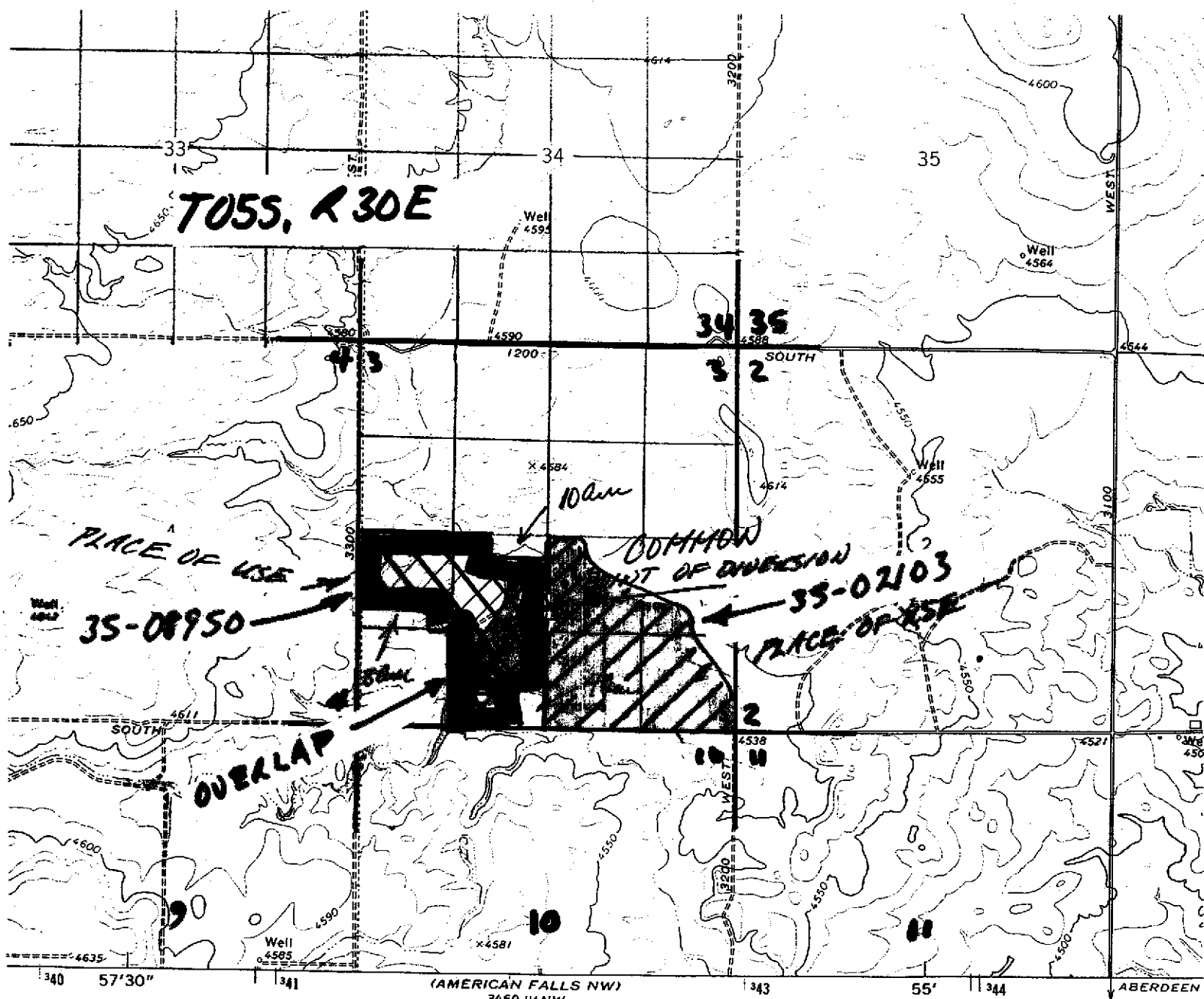
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FEB 25 2002

Crater Sub

13005
DREXEL & CO
3300 W 57

35-01950



CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929



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FEB 25 2002

WIDE FARMS

IRRIGATION

1 of 6

VIEW OF
POINT OF
DIVERSION

PARTIAL
PLACE OF
USE - BEHIND



VIEW SOUTH
FROM PLACE
OF USE



FEB 25 2002

PERMIT
NUMBER

35-08950

WAIDE FARMS

IRRIGATION

2 of 6

PLACE OF
USE

← NOT
IRRIGATED

PLACE OF
USE

PERMIT
NUMBER

35-08950

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FEB 25 2002

WRIDE FARMS

IRRIGATION

35/6

PLACE OF
USE

PLACE OF
USE

PERMIT
NUMBER

35-08950

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WIDE FIELDS

ILLUSTRATION

4 of 6

VIEW WEST.

PLACE OF
USE



VIEW
NORTHWEST

PLACE OF
USE



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FEB 25 2002

PERMIT
NUMBER

35-08950

WAIDE FARMS

IRRIGATION

5 of 6

VIEW NORTH

PLACE OF
USE

VIEW
NORTH EAST

PLACE OF
USE

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FEB 25 2002

PERMIT
NUMBER

35-08950

WIDE FIELDS

IRRIGATION

6 of 6

VIEW EAST

PLACE OF
USE

← NON-IRRIGATED

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FEB 25 2002

PERMIT
NUMBER

35-08950

July 2, 1993

WRIDE FARMS
P.O. BOX 626
ABERDEEN ID 83210

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08950

Dear Permit Holder:

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

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JUL 07 1993

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 35-08950

Reviewed by Klg

Date 6/30/93

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

irrigate - 120
yes Correct Uses?

SOURCE OF WATER

 Surface water source
✓ Ground water source

NA Drilling permit required?
1948 / Copy in the file? Drilling Permit No.
/ Amount paid for permit Correct?
/ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
150 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
no Installed?
no Waiver requested?

PRIORITY CALCULATION

Date proof received NA
Date proof due / -
No. of days late / =
Priority Date / +
New Priority Date /

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address

Proof Made 6/28/93
7/2/93 Klg

needs a flow

May 31, 1993

WRIDE FARMS
P.O. BOX 626
ABERDEEN ID 83210

PROOF DUE NOTICE

RE: PERMIT NO. 35-08950

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

CERTIFIED MAIL

NO. 140211

MICROFILMED

JUL 07 1993



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

August 29, 1991

WRIDE FARMS
P.O. BOX 626
ABERDEEN ID 83210

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08950

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state.

MICROFILMED

SEP 09 1991

Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

MICROFILMED

SEP 03 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO.S 35-8949 & 35-8950/Trust Water Processing

DATE: 8-23-91

The above applications are new trust water filings which have been advertised by the region and forwarded to the state office for final review. The applications represent separate groundwater developments but are under the same ownership. The projects in combination request diversion of 5.40 cfs and irrigation of 280 acres.

Statements on the applications indicate that these projects represent new development. One of the proposed groundwater wells however is an existing irrigation well used for a different right and adjacent ground. Review of a 1979 ortho photo and a 1983 infrared aerial photo show that about 25 acres under application no. 35-8590 were irrigated in those years. Only 95 acres under the latter filing will count as trust acreage. All acreage under 35-8949 will also count as trust acreage.

Although both projects are under one ownership, the projects are separate and a portion of one of the projects appears to be partially developed. As a result, I do not feel that the applicant is required to submit information for Water Appropriation Rule 4,5,3. I recommend continued processing of the application and attaching trust conditions to any approval.

MICROFILMED

SEP 03 1991

APPLICATION FOR PERMIT REVIEW

Application #: 35-8950
Date: 8-13-97

Reviewer: Pam Skaggs

- ✓ Existing:
- ✓ No - 26A-P17
 - Complete in 1 year - P16
 - Yes
 - Proof not submitted - P16
 - Proof submitted - N/A
 - ✓ Groundwater:
 - ✓ GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)
 - LT. 0.2 cfs - N/A
 - ✓ Drilling Permit:
 - Approved w/permit - P99
 - Not included - 046-P23 (All GW, even existing wells)
 - ✓ Location:
 - ✓ Water Districts
 - Surface water - WD No. 01
 - 005, 005-01H-P01 (LT.2 w/pump)
 - 005-01J-P08 (GT.2)
 - ✓ Groundwater *exists* - P05
 - 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 - 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 or 010, 09E-P10 & 054(req.)
 - Storage - 18A-for multiple measuring devices(In WD), 18B-P09(Size)
 - Rec. & Aesthetic - 027(Non-Consumptive)
 - Domestic - 021(restricted areas)
 - Ownership:
 - Non land owner - 004
 - Protested:
 - Agreement - 020
 - ✓ Beneficial Use Due Date: - 08-02-1993
 - Other Conditions Recommended

SEP 03 1991

Trustwater advertising
Copies to Trust Lake & Trust Farms

Dist. for staffing: 02-Jul-1991
Submitted for advertising:

Form No. 202a
4/87

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

35-8950

INITIAL REVIEW BY Hew
APPLICANT NAME: WRIDE FARMS

DATE 7-5-91

APPLICATION NO. _____

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

Date Requested _____

RECEIVED
AUG 12 1991

Department of Water Resources

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 _____
X Tim Luke & IPCO

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

See below for additional information

Date of priority recommended 6-28-91

By AWJ Date 8-7-91

By _____ See below for additional information
Date _____

Condition: OIG

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

NOTICE OF APPLICATION FOR TRUSTWATER PERMIT

35-08950

WRIDE FARMS
P.O. BOX 626
ABERDEEN, ID 83210

Source: GROUNDWATER

Diversion Pt: NWSE Sec 3 T 05S R 30E

Use: IRRIGATION (2.400 CFS)
Total Diversion: (2.400 CFS)

Date Filed: 7/ 1/ 1991

In: T05S R30E S03 NESW NWSW SESW

120.0 ACRES TOTAL

MICROFILMED

SEP 03 1991



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

12-Jul-1991

WRIDE FARMS
PO BOX 626
ABERDEEN ID 83210

RE: Application No. 35-8949 & 35-8950

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 Morning News on July 18 & 25, 1991. 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 Jones *EA*
HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

RECEIVED

SEP 03 1991

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No: E016280

7/ 1/1991
Date: 10:26:08
Time:

Received From: WRIDE FARMS

Type of Payment
APP FOR PERMIT (2)

Program A cct
530199 1238 6390

Amount
170.00

CHECK 1213

Total 3170.00

Region: EASTERN

Signature: Badell

REPROFILMED

SEP 03 1991