

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.

R. Lehey Jones
(Applicant)

RECEIVED
AUG 21 1991
PIL

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	35 7477A	T 6 FARMS,	GROUND WATER	06S29E17	40	40	40	40					40			40	40	40	40	40	400
Permit	35 8932	T-6 FARMS,	GROUND WATER	06S29E17	40	40	40	40													160
Rec	35 7477A	T 6 FARMS,	GROUND WATER	06S29E17									35			38	34	39	40	38	224
Right	35 7477A	T 6 FARMS,	GROUND WATER	06S29E17									35			38	34	39	40	38	224
Right	35 8932	T-6 FARMS,	GROUND WATER	06S29E17	40	40	39	39													158

No OL

WMIS Database - [Point of Diversion]

File Edit View Insert Format Records Tools Window Help

Point of Diversion (ALL DISTRICTS)

GPS Site ID Tag: A0006636 Legal Description: 06S 29E 16 NENW PDD Number: 600332

GPS Site ID Tag: A0006636 Legal Description: 06S 29E 16 NENW Diversion Name: 1 16 1

Data Summary: Twp: 06S Ring: 29E Sect: 16 QQQ: 1/4 of NE 1/4 of NW Lot: 0

Tag Location: Offset: 0 Bearing: 0 Elevation: 0 GPS File: PDD Number: 600332

Description: Source: Ground Water

Latitude: 42 54 10.33 Longitude: -113 4 36.65 Altitude: 4778.39 Measurement Option: PCC (2)

IDTM-X: 575365.21 IDTM-Y: 200664.58 District: AAG

Reporter(s): Network: Use Codes: 01 Access Port:

Owner: Last Name: First Name: Organization: T 6 FARMS

Edit:

Flowmeter: PCC Water Levels: Site Visit

Timeclock: System

Alternate: Crop History

Annual Report

Change Date: dba

Record: 1 of 1

Print Data Reporters Water Rights Menu

Record: 2839

Select GPS Site ID Tag

NUM

(Set
E-8)

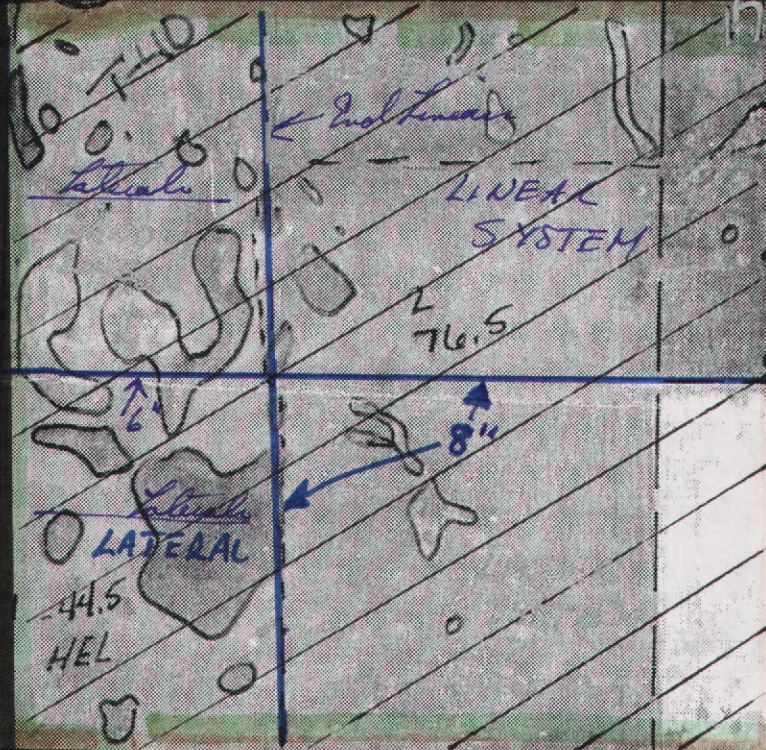
Clas

T06S, R29E

1/2M
↔

8.9 FUNK RD

6" MAIN
↗



8 Tower
Independent
Lateral

HEL 3
89.1
T-6
(To)

7 Tower
Independent
Lateral

1/2M
↔

T R29E
S6

9 73.2
HEL

10 114.6
HEL

11 41.1

HEL
12
156

MICROFILMED
NOV 28 2001

35-08932

T+6 FARMS

IRRIGATION

1/4

VIEW OF
POINT OF
DIVERSION

VIEW
SOUTH



724'96

VIEW OF
PLACE OF
USE

NORTH



724'96

MICROFILMED

NOV 26 2001

PERMIT
NUMBER

35-08932

T+G FARMS

IRRIGATION

214

VIEW
SOUTH WEST



VIEW WEST
END OF
GRAIN IS
IRR. BY
HAND LINES



MICROFILMED
NOV 26 2001

PERMIT
NUMBER

35-08932

T + 6 FARMS

IRRIGATION

314

VIEW
NORTH WEST



VIEW
NORTH WEST
SOME ROCK
OUTCROPPINGS
VISIBLE



MICROFILMED
NOV 26 2001

PERMIT
NKMBE2

35-08932

T + G FARMS

IRRIGATION

4/4



VIEW NORTH
BY NORTHWEST
SOME ROCK
OUTCROPPINGS
VISIBLE

MICROFILMED
NOV 26 2001

PERMIT
NUMBER

35-08932

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08932

Priority: January 08, 1991

Maximum Diversion Rate: 3.16 CFS
Maximum Diversion Volume: 632.0 AF

It is hereby certified that T-6 FARMS
C/O GORDON R TOEVS
2841 W 1800 S
ABERDEEN ID 83210 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated January 08, 1991; and has
submitted Proof of Beneficial Use on June 05, 1992. An examination indicates that the works have a
diversion capacity of 5.92 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

04/01 to 10/31

DIVERSION RATE

3.16 CFS

**ANNUAL
DIVERSION VOLUME**

632.0 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16, Twp 06S, Rge 29E, B.M., POWER 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	
06S 29E 17	40.0	40.0	39.0	39.0													158.0

Total Acres: 158

CONDITIONS OF APPROVAL

1. Right 35-07984 is also diverted through the point of diversion described above.
2. Rights 35-07984 and 35-08932 when combined shall not exceed a total diversion rate of 5.92 cfs.
3. 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.
4. 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.

MICROFILMED

NOV 26 2001

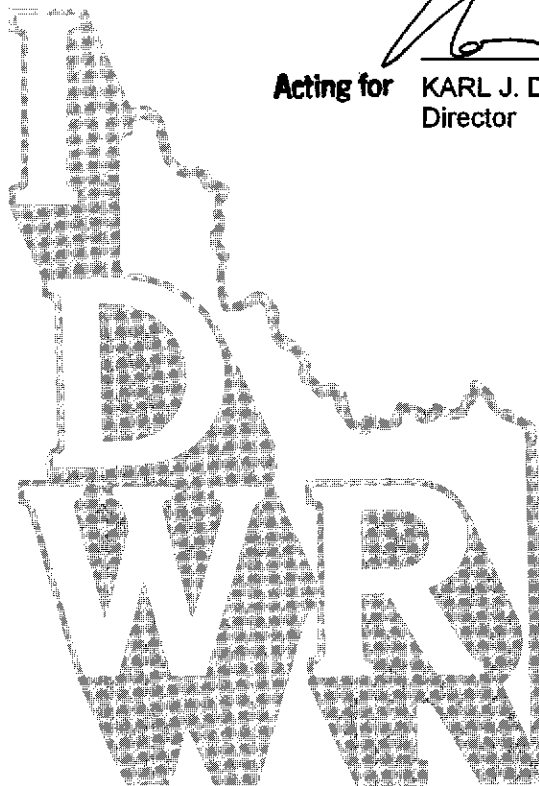
State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08932

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 2ND day of NOVEMBER, 2001.

Acting for 
KARL J. DREHER
Director



MICROFILMED
NOV 26 2001

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NOV - 2 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

Department of Water Resources

(For Licensing Purposes)
WATER RIGHT NO. 35-08932

Date of Priority: January 08, 1991

Maximum Diversion Rate: 3.16 CFS
Maximum Diversion Volume: 632.0 AF

Comes now T-6 FARMS
C/O GORDON R TOEVS
2841 W 1800 S

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. 35-08932, 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	3.16 CFS	632.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE1/4SE1/4NW1/4 Sec. 16, Twp 06S, Rge 29E, B.M., POWER 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	
06S 29E 17	40.0	40.0	39.0	39.0													158.0

Total Acres: 158

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 28 day of October, 2001.

Gordon R Toevs
(Signature)

MICROFILMED
NOV 26 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08932

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$50.00 Received by J. Mui # C059511 Date 11/2/01

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. 35-08932 with the following:

CONDITIONS OF APPROVAL

1. Right 35-07984 is also diverted through the point of diversion described above.
2. Rights 35-07984 and 35-08932 when combined shall not exceed a total diversion rate of 5.92 cfs.
3. 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.
4. 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.

Witness my hand this 2ND day of NOVEMBER, 2001.

Acting for 
KARL J. DREHER
Director

MICROFILMED

NOV 26 2001

RECEIVED

JUN 5 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY

Amt. of Fee \$ 175.00Date 6-5-92Receipt No. C0721425Receipt by [Signature]**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. 35-08932 Telephone No. 226-5430
2. Name(s) of Permit Holder(s): T-6 FARMS
3. Mailing Address: 2841 W 1800 S Aberdeen Id 83210
4. Source of Water: Groundwater

If GROUNDWATER, Well Driller's Name: Ken Vollmer Date Drilled: 12-80

OPTIONAL:

Pump horsepower: 500 Pressure (psi): 70 Dynamic pumping level (ft.): 450

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

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 160 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 3.2 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: \$ 175.00 (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.

Ritchey Toews 226-5430
Name Telephone No.

PO Box 745 Am Falls Id 83211
Address

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

June 4, 1992
Date

Ritchey Toews Partner
Signature (and title, if on behalf of a company or organization)

RECEIVED
JUN 24 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08932

Proposed Priority: January 8, 1991 Maximum Diversion Rate: 3.20 CFS
This is to certify, that T-6 FARMS

C/O GORDON R. TOEVS
2841 W. 1800 S.
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	3.20 CFS

LOCATION OF POINT(S) OF DIVERSION: NENW Sec. 16, Township 06S, Range 29E
POWER County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>					
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	29E	17	NENE 40	NWNE 40	SWNE 40	160
			SENE 40			

Total number of acres irrigated: 160

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 3, 1992.
2. Subject to all prior water rights.
3. 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.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. 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.
7. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
8. 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.

RECORDED

AUG 21 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08932

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

2 day of August, 1991.

R. Keith Higginson
for R. Keith Higginson, Director



RECEIVED

AUG 21 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

T-6 Farms

1. Name of applicant % Gordon R. Toews Phone 226 5430

Post office address 2841 W. 1800 S. Aberdeen, Id 83210

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

3. Location of point of diversion is _____ 1/4 of NE 1/4 of NW 1/4, Govt. Lot _____

Sec. 16 Township 6S Range 29E B.M. Power County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 3.2 for Irrigation purposes from 4/1 to 11/1 (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) 3.20 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 mainline to linear irrigation system

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
c. Proposed well diameter is 22 inches; proposed depth of well is 510 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 1 years (minimum 1 year).

AUG 21 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	
6S	29E	17	40	40	40	40													160

Total number of acres to be irrigated 160

10. Describe any other water rights used for the same purposes as described above. NONE
11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? "
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: P/u developed in 1986 under 35-7477A proof submitted 1980, Boise wanted a new application to cover this ground since development was after proof.

officers: Gordon R. Toews, G. R. Toews, or W. Ritchey Toews

REC-91 1351

Topographic map showing a coastal area with a grid overlay. Handwritten annotations include:

- Place of Use**: An arrow points to a shaded rectangular area on the grid.
- R29E**: Written to the right of the shaded area.
- T 6 S**: Written below R29E.
- POINT OF DIVERSION**: An arrow points to a point on a dashed line.

The map features contour lines, a coastline, and various elevation points (e.g., BM 4774, 4791, 4802, 4800, 4774, 4780, 4760, 4751, 4746, 4731, 4720, 4710, 4700, 4690, 4680, 4670, 4660, 4650, 4640, 4630, 4620, 4610, 4600, 4590, 4580, 4570, 4560, 4550, 4540, 4530, 4520, 4510, 4500). Grid lines are labeled with numbers 16, 17, 18, 19, 20, 21, 28, 29, 30 and letters 8, 9.

Rolney Jones
(Applicant)

Assisted by KCW

Received by _____ Date 1/8/91 Time 1501 hrs Preliminary check by _____

Fee \$ 105⁰⁰ Received by KCW # EX5587 Date 8 Jan 1991

Publication prepared by RB Date 6-20-91 Published in Lower Cnty Press

Publication approved RB Date 6-28-91

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:

REPROFILMED

AUG 21 1991

Affidavit of Publication

State of Idaho

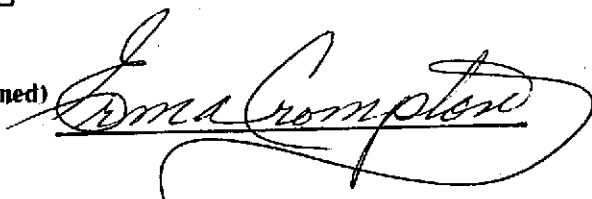
County of Power

Erma Crompton being first duly sworn on oath, states:

That she is the publisher of The Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the 19th day of JUNE 1991 and the date of last publication being the 26th day of JUNE 1991.

(Signed)



State of Idaho

County of Power

On this 26th day of JUNE in the year of 1991, before me, a Notary Public, personally appeared Erma Crompton, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

AUG 21 1991



Notary Public for Idaho

Residing at American Falls, Idaho

My commission expires: June 8, 1993

Application for water right

Published in The Power County Press,
June 19, 26, 1991.

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

35-08932

T-6 FARMS
C/O GORDON R. TOEVS
2841 W 1800 S
ABERDEEN, ID 83210

Source: GROUNDWATER
Diversion Pt: NENW Sec 16 T 06S R 29E

Use: IRRIGATION 3.200 CFS)
Total Diversion: 3.200 CFS)

Date Filed: 1/8/1991

In: T06S R29E S17 NENE NWNE
SWNE SENE
160.0 ACRES TOTAL

35-08939

FUNK, HAROLD
865 FILMORE
AMERICAN FALLS, ID 83211

Source: GROUNDWATER
Diversion Pt: NESE Sec 2 T 07S R 29E

Use: IRRIGATION (3.200 CFS)
Total Diversion: (3.200 CFS)

Date Filed: 3/25/1991

In: T07S S02 NESE* NWSE SWSE
SESE
160.0 ACRES TOTAL

35-08941

BUREMEISTER & SONS LTD.
720 FILMORE
AMERICAN FALLS, ID 83211

Source: GROUNDWATER
Diversion Pt: SWSW Sec 34 T 06S R 29E

Use: IRRIGATION (4.720 CFS)
Total Diversion: (4.720 CFS)

Date Filed: 4/13/1991

In: T06S R29E S33 NESE SESE S34
NWSW SWSW
T07S R29E S03 Lot 4 (NWNW)
SWNW NWSW SWSW
236.0 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. 42-203 C, Idaho Code. Protests must be filed with the Director, Dept. of Water

RECEIVED

JUN 26 1991

Department of Water Resources
Eastern District Office



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

November 5, 2001

T-6 FARMS
C/O GORDON R TOEVS
2841 W 1800 S
ABERDEEN ID 83210

RE: License No. 35-8932 - 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

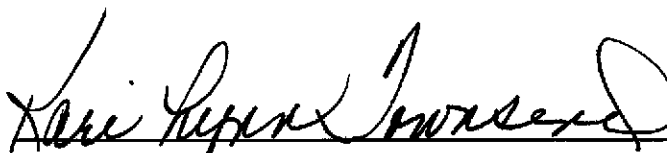
NOV 26 2001

CERTIFICATE OF MAILING

I hereby certify that on November 5, 2001 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. 35-8932

**T-6 FARMS
C/O GORDON R TOEVS
2841 W 1800 S
ABERDEEN ID 83210**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

NOV 26 2001

**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).

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

October 26, 2001

T-6 FARMS
C/O GORDON R TOEVS
2841 W 1800 S
ABERDEEN ID 83210

RE: Water Right Permits 35-08932

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Enclosed for your convenience is another amendment form. Please note that the \$50.00 filing fee for this amendment has been paid. If you have any questions regarding this matter, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

MICROFILMED

NOV 26 2001



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

October 2, 2001

T-6 FARMS
C/O GORDON R TOEVS
2841 W 1800 S
ABERDEEN ID 83210

RE: Water Right Permit No. 35-08932

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

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 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

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Comment Report

35-8932

1. kwalker 9/21/2001 Place of Use

Comment: While GISing this place of use I found 158 acres as examiner recommended but found 40 acre tracts in the N1/2 of NE and only 39 acres in S1/2 of NE due to a road across south end of field. Recommend using GIS acres on this license.

2. kwalker 10/1/2001 Point of Diversion

Comment: In review of this exam, I found the recommended point of diversion was not consistent with the point identified under 35-07984 as an overlap. The folks in water distribution had GPSd the point of diversion and with the GPS information we found the point of diversion should be located in the SENW, S16, T06S, R24E. License is being recommended with the GPSd point of diversion location.

3. VAULT 6/5/1992 Proof of Beneficial Use Rcvd

Comment: Proof of Beneficial Use Rcvd

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LICENSE REVIEW CHECKLIST

Permit No. 35-8932

Date: 9-21-01

Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: change

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): OK

File reviewed OK Profile reports printed OK

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 3.2 cfs

Fee Limit 4.0 cfs

Measured 3.92 cfs

Theoretical cfs

Recommended Total Diversion Rate 3.16

Water Uses OK

Change (P46)

Season of Use per new Standards

4/1 10/31

Irrigation 3.16 cfs 632 af

Stockwater cfs af

Domestic cfs af

 cfs af

 cfs af

Total 3.16 cfs 632.0 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

158 ac
x 0.02
3.16 cfs

Volume Determination

3.16 cfs x 1.9835 x 214 days = 1341.3 af (vs) 158 acres x 4.0 (FHR) = 632.0 af

Remarks: R55, W35, W36

Additional Conditions

Watermaster Control

GW Measurement/Measuring Device

Other

Trust R55 - remove 051)

Non-trust (048/049)

GW Dist?

Water Msmt. Dist?

Crit. GWMA?

GWMA?

Government Lots?

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? No - not req'd

Adjust memo

Amend Letters

P87, S06

Second Amendment Notice P49

S06

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-7984

WATER RIGHT NUMBER: 35-7984

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	T 6 FARMS
Original Owner	WILLIAM RITCHEY TOEVS

Priority Date: 05/11/1981

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 10/31	5.920 CFS	1,256.00 AF
	<u>Total Diversion:</u>		5.920 CFS	1,256.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4	Sec. 16, Twp 06S, Rge 29E, B.M.
POWER 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	
06S	29E	16	38.0	39.0	40.0	39.0	39.0	39.0	40.0	40.0									314.0

Total Acres: 314

Conditions of Approval:

1. R31 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

Remarks:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-7984

Dates and Other Information:

Licensed Date: 1/5/1995
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	35 7477A	T-6 FARMS,	GROUND WATER	06S29E17	40	40	40	40					40	40		40	40	40	40	40	400
Permit	35 8932	T-6 FARMS,	GROUND WATER	06S29E17	40	40	40	40													160
Right	35 7477A	T-6 FARMS,	GROUND WATER	06S29E17									35			38	34	39	40	38	224
Right	35 8932	T-6 FARMS,	GROUND WATER	06S29E17	40	40	40	39													158

No OL

AAG**POD Data****06S 29E 16 NENW**

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
06S 29E 16 NENW	A0006636	I 16 1		600332
Latitude 042:54:10.330		Longitude -113:04:36.650	GPS File	PCC (2)

PCC Data

Year	Total KWH	PCC Acre-Ft	Qualifier	PCC	PCC Date	Utility	Account Number	Service Number
1998	401040.00	412.9	1	971.3	07/14/1998	IP	06710066830	
Comments:						Tracking:	Preferred:	Validated:
							Change Date:	
1999	670800.00	690.6	1	971.3	07/14/1998	IP	06710066830	
Comments:						Tracking:	Preferred:	Validated:
							Change Date:	
2000	814000.00	838.1	1	971.3	07/14/1998	IP	06710066830	
Comments:						Tracking:	Preferred:	Validated:
							Change Date:	

PCC Calibration

Date	07/14/1998	PCC:	971.3	Change Date:								
Kilowatt-Hour Meter		Condition #1	KW	385.1	GPM	2153	PCC	971.3	PSI	68	Percent	100
Utility	IP	Descrip	2 linears & HL									
Pole No	I 16 1	Condition #2	KW		GPM		PCC		PSI		Percent	
Meter Mfr	A	Descrip										
Meter S/N	02026929	Condition #3	KW		GPM		PCC		PSI		Percent	
Disk Const	1.2	Descrip										
Multiplier	80											

575365.21 IDT MX
200664.58 Y

WMIS Database - [Point of Diversion]

File Edit View Insert Format Records Tools Window Help

Point of Diversion [ALL DISTRICTS]

GPS Site ID Tag: A000663G Legal Description: 06S 29E 16 NENW PGD Number: 600332

GPS Site ID Tag: A000663G Legal Description: 06S 29E 16 NENW Division Name: T 16 1

Data Summary: Top: 06S Ring: 29E Sect: 16 QQQ: 1/4 of NE 1/4 of NW Lot:

Tag Location: Other: Bearing: Elevation: GPS File: PGD Number: 600332

Description: Source: Ground Water

Latitude: 42 54 10.33 Longitude: 113 4 36.65 Altitude: 4778.39 Measurement Option: PCC [2]

IDTAXI: 575365.21 IDTNY: 200664.59 District: AAG

Reporter(s): Network: Use Code: 01 Access Port:

Owner: Last Name: First Name: Organization: T & S FARMS

Edit:

Flowmeter: Water Levels

PCC: Site Visit

Timeclock: System

Alternate: Crop History

Annual Report

Record: 1 of 1

Print Data Reporters Water Rights Menu

Record: 1 of 1 2839

Select GPS Site ID Tag

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 18 1993

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-08932

1. Owner: T-6 FARMS Phone No. (208) 397-4189

Current Address: 2841 W 1800 S, ABERDEEN, IDAHO 83210

2. Accompanied by: RITCHEY TOEVS EXAM DATE: 7/24/96

Address: _____ Phone No. _____

Relationship to Permit Holder: PARTNER

3. Source: GROUNDWATER 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 35-07984

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion: NO GOV. LOTS

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NW	16	6S	29E	POWER	U.S. G.S. TOPO MAP

2. Place(s) of Use: NO GOV. LOTS

Indicate Method of Determination ON SITE INSP.

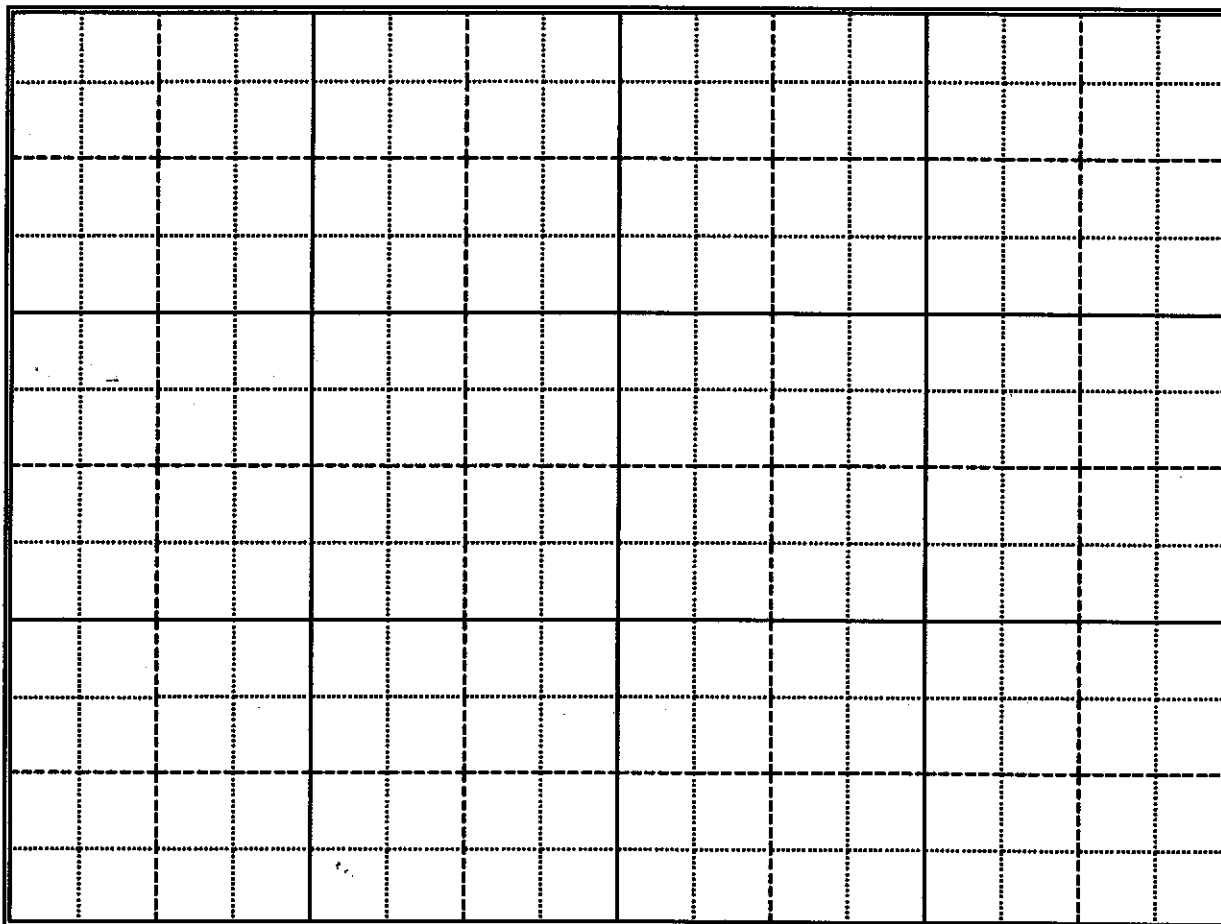
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6S	29E	17	39.5	39.5	39.5	39.5													158

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2001

TOTAL 158

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable. *SEE ATTACHED DIAGRAM*



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
	G.E.	400	BST 220011		12"
	G.E.	100	H5504025	CORDELL	12"

*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	TYME-FLYTE	TF-P	2M0263			1997
PRESSURE GAGE	RAIN BIRD	47 PSI			0-160	FARMER OWNED

2. Measurements: SEE SONIC TAPE.

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E. NARRATIVE/REMARKS/COMMENTS

THIS IRRIGATION SYSTEM USES A 400 HP LIFT PUMP AND
A 100 HP BOOSTER PUMP TO DELIVER WATER VIA A
BURIED MAIN LINE TO 2, $\frac{1}{4}$ MILE LINEARS AND
8, $\frac{1}{4}$ MILE HAND LINE SETS.

LINEARS ARE LOW PRESSURE SYSTEMS, ① 7 TOWER AND
① 8 TOWER. HAND LINES USE 5.5 GPM FLOW CONTROL
NOZZLES.

POINT OF DIVERSION SUPPLIES WATER FOR
PERMIT # 35-08932 AND
RIGHT # 35-07984

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

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NOV 2 8 1984

☒ Additional Computation Sheets Attached

THEORETICAL = 6.48 CFS

SONIC READING = 1.996 E 36PM = 1,996 / 448.8 = 4.447 CFS

EXISTING RIGHT #35-07984 SAME POD = 5.920 CFS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 160 \times 4 = 640 \text{ AFA}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 5.92 \text{ cfs} \times 214 \times 1.9835 = 2512.8 \text{ AFA.}$$

$$V = \text{Smaller of } V_{IB} \text{ and } V_{DB} = 640 \text{ AFA}$$

2. Volume Calculations for Other Uses:

158
460 ACRES
314 ACRES

$$\frac{474 \text{ ACRES}}{5.92 \text{ CFS}} = 0.0124 \text{ CFS/ACRE} \times 160 = 2.0 \text{ CFS}$$

472 0.0125 (~~1.998~~ CFS) $158 = 1.981$ CFS

THIS PERMIT WHEN COMBINED WITH LICENSE # 25-07984
NOT TO EXCEED 5.92 CFS.

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
IRRIGATION	4/1	10/31	2.0 CFS 1.98 CFS	640 AFA
		Totals:	2.0 CFS 1.98 CFS	640 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

Field Examiner's Name SIMPSON Date 1/8/98

Reviewer	Date
----------	------

SEAL

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MODE SELECT
INPUT

OUTER DIAMETER
12.7200 IN

PIPE MATERIAL
? CS.SS

WALL THICKNESS
0.1860 IN

INNER LINING
? NO LING.

KIND OF FLUID
? ANOTHER

SOUND VELOCITY
1470 M/S-

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
9.902 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

07-24 17:1000 *R
+002.50 % A12

MODE SELECT
TO CHECK

0464.2 MMSEC
100.05 % T0

07-24 17:1100 *R HAND+
+ 1.121E 3GPM ① LINEAR

07-24 17:1400 *R
+ 1.659E 3GPM ALL
NO BOOSTER

07-24 17:3000 *R
+ 1.744E 3GPM

07-24 17:3100 *R ALL
+ 1.996E 3GPM

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T-6 FAHHS
35-08932

35-08932

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

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NOV 28 2001

T+6 FARMS
35-08932
SONIC TAPE

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

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

$400 + 1008 =$

Hp = Horsepower = 500

Eff = Efficiency = .7 (Usually 70%)

Lift: (Static Level + Assumed Draw down)

Static Water Level = 317.5 ft.

Assumed Draw down = + 50.0 ft.

Lift = 367.5

$\frac{352}{283}$
 $\frac{685}{2}$
 $=$

OR

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 47 psi

$$Q_{cfs} = \left[\frac{500}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{367.5}{Lift} + \left(\frac{47}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{3,084.9}{} \right] \div \left[\frac{475.976}{} \right]$$

$$Q_{cfs} = \underline{6.48} \text{ cfs}$$

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NOV 26 2001

PERMIT NO. 35-08932

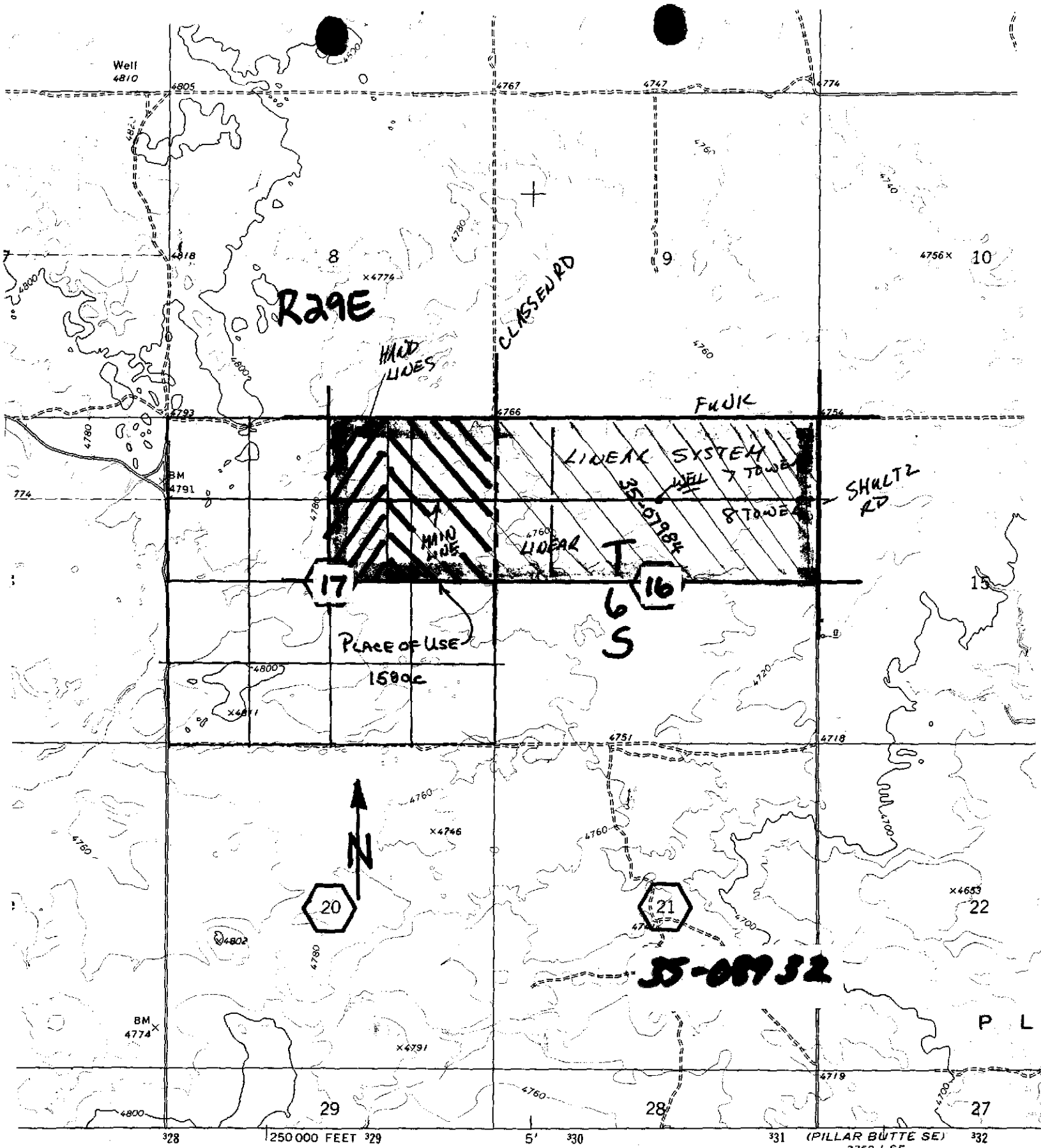
7013, 429E

8 Town
Lindgren
Lorenson

HEA

T R29E
6
S

13-00732



Published by the Geological Survey

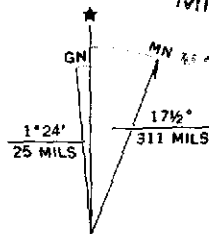
NOAA

Topographic methods from aerial
field checked 1972

Grid ticks: Idaho coordinate
Mercator)

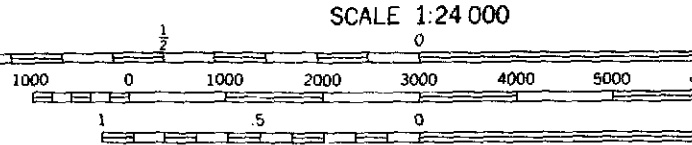
Reverse Mercator grid ticks,
27 North American datum

Selected fence lines

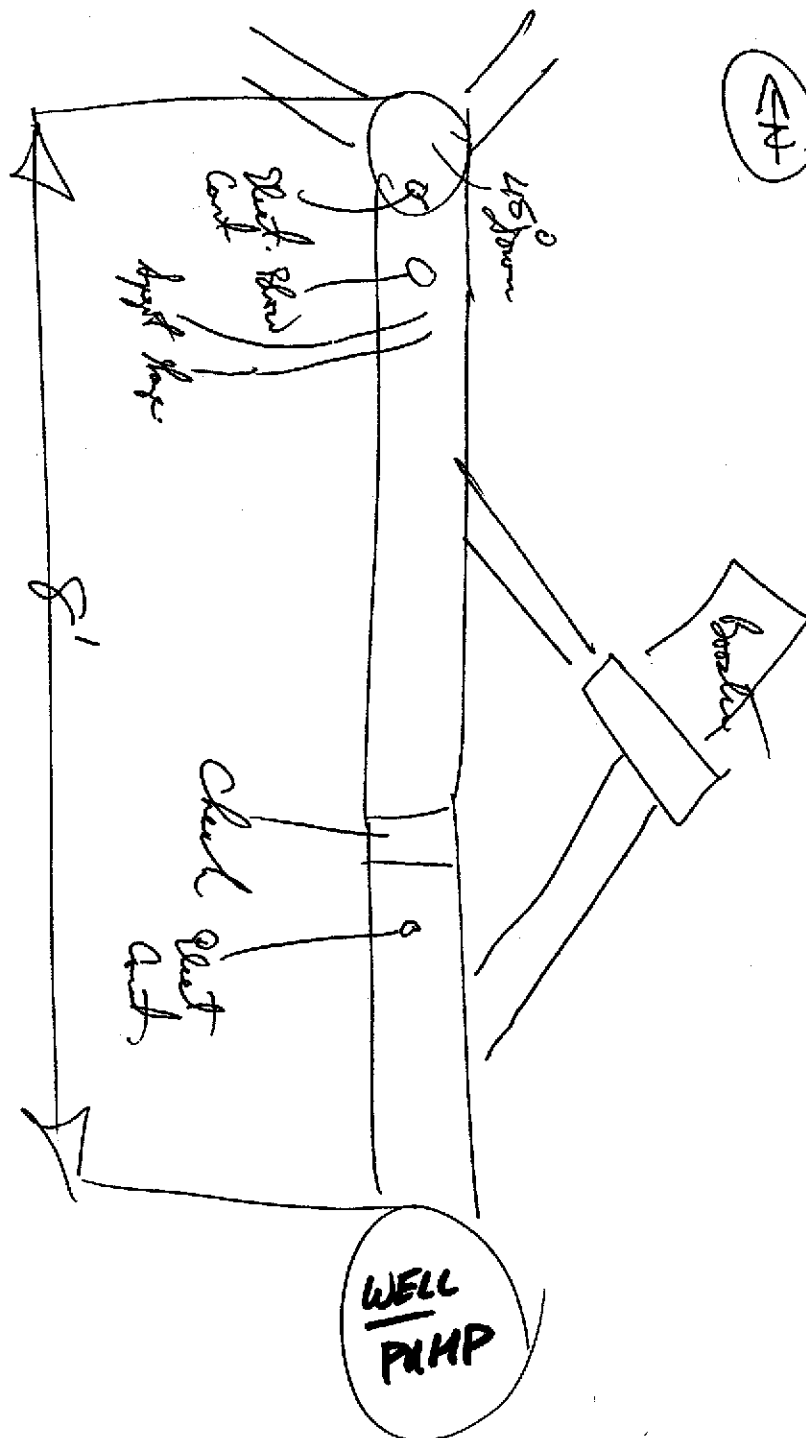


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NOV 25 2001



CONTOUR INTERVAL 20 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929



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NOV 26 2001

35-08932

FIELD EXAM NOTES

EXAM # 35-08932

DATE OF EXAM 7/24/96

PERMITEE NAME T.6 FARMS

OTHER WATER RIGHTS SAME POD YES

OTHER WATER RIGHTS SAME POU NO

PUMP #1 HP 400 MAKE GE SERIAL # BSJ 220011
COLOR AND DESCRIPTION Red / Zinc Brown
OUTPUT DIAMETER 12" SYSTEM PRESSURE 47 PSI WELL DEPTH 520
STATIC H2O 435' WELL DEPTH DYNAMIC PUMP
PSI GAGE TYPE RAIN BIRD CHECK VALVE (Y) [N] GATE VALVE [Y] (N)
0-160

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 100 MAKE GE SERIAL # HS504025
COLOR AND DESCRIPTION Gray - Green
Cornell 6RB100 - 4 1/2" 32930 12
BOOSTER PUMP #2 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____

(2) LINEAR SYSTEMS 1/4 MILE EA.
~~CIRCLE~~ PIVOT [Y] [N] NUMBER OF TOWERS 7 + 8 PIVOT LENGTH 1/4 mile ea.
PRESSURE [H] (L)

HAND LINES (Y) [N] NUMBER OF LINES 8 LENGTH OF LINES VARIES
RAIN BIRDS PER LINE 60 NOZZEL DIAMETER 5.5 GPM FLOW CONTROL

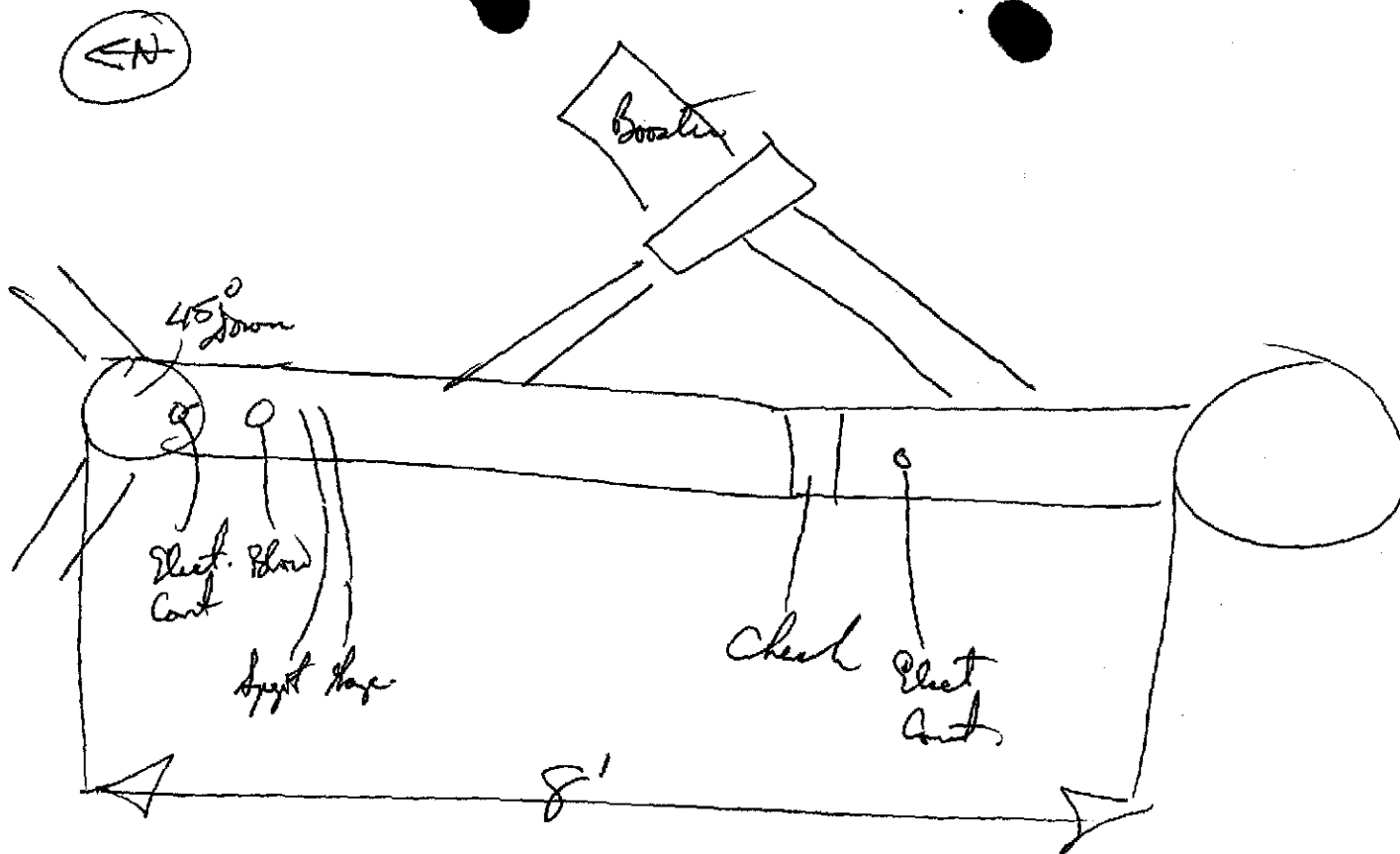
SURFACE WATER TYPE OF MEASUREING DEVICE _____

AA METER PIGMY METER WEIR OR FLUME BUCKET/WATCH 1

MICRONOMER

NOV 26 2001

35-08932



28920-28

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NOV 26 2001

T+6 FALMS

IRRIGATION

1/4

VIEW OF
POINT OF
DIVERSION

VIEW
SOUTH

VIEW OF
PLACE OF
USE

NORTH

MICROFILMED

NOV 26 2001

PERMIT
NUMBER

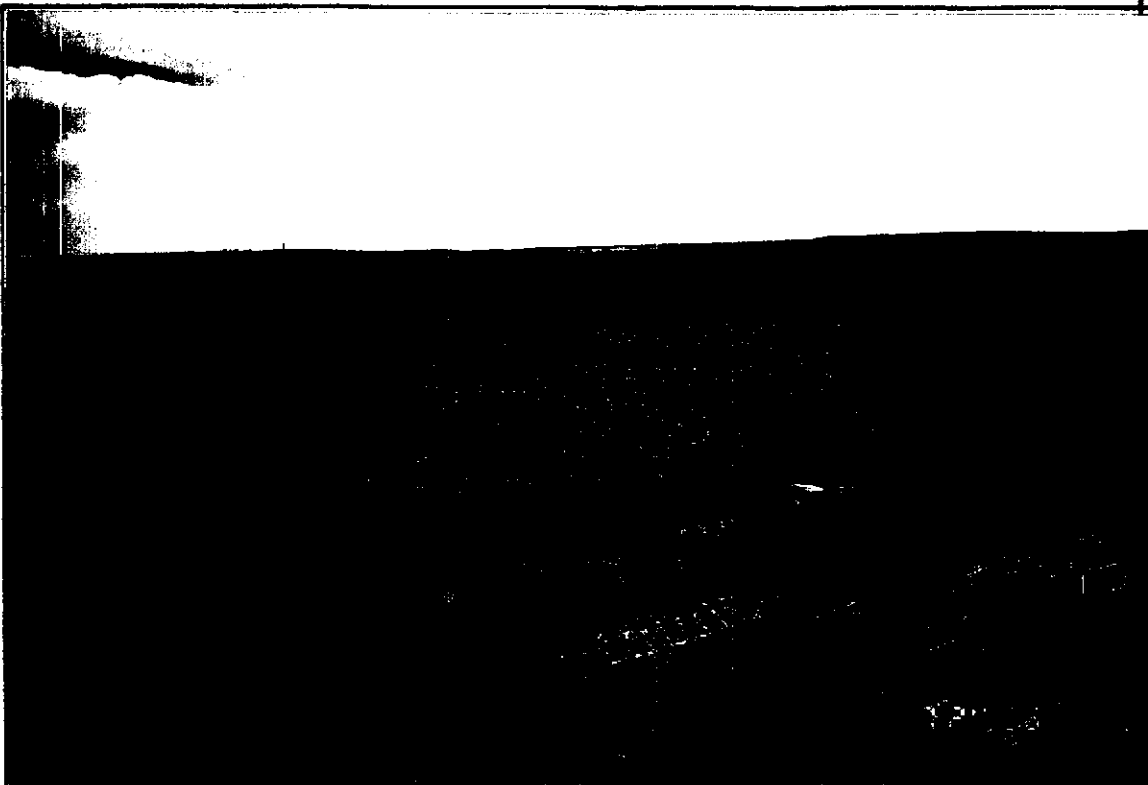
35-08932

T+6 FARMS

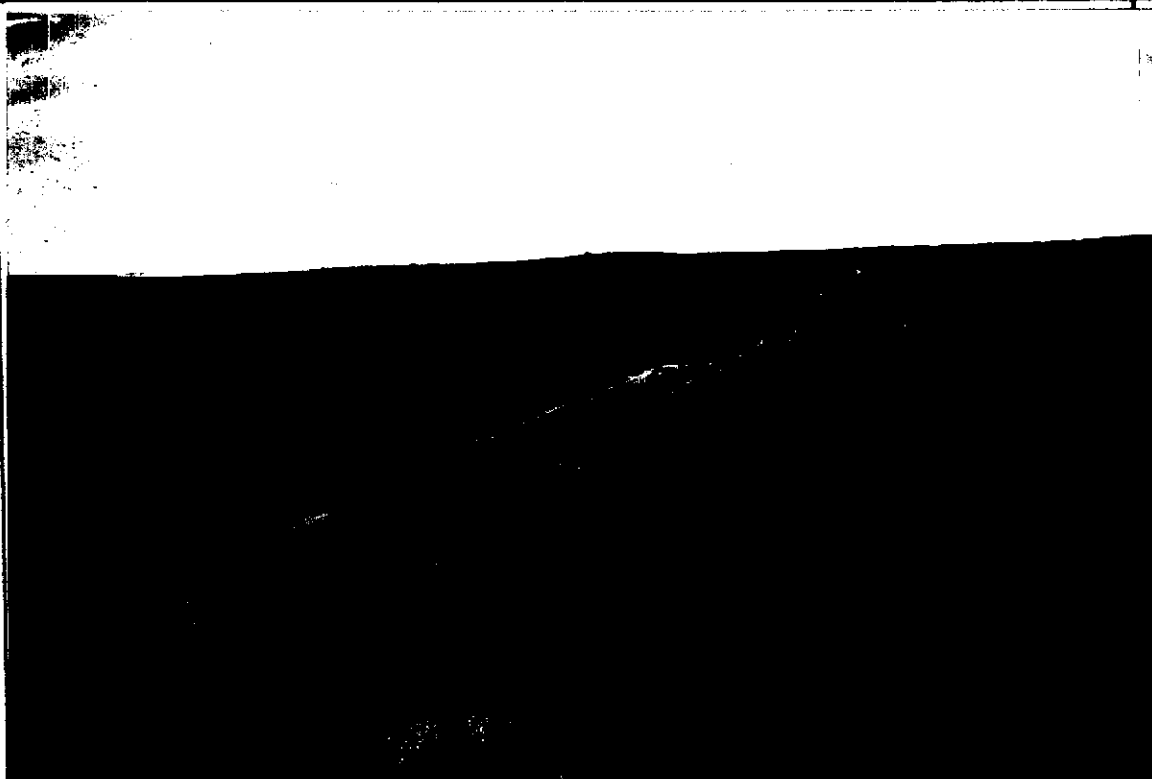
IRRIGATION

214

VIEW
SOUTHWEST



VIEW WEST
END OF
GRAIN IS
IRR. BY
HAND LINES



MICROFILMED

NOV 26 2001

PERMIT
NUMBER

35-08932

T & G FARMS

IRRIGATION

354

VIEW
NORTH WEST



VIEW
NORTH WEST
SOME ROCK
OUTCROPPINGS
VISIBLE



MICROFILMED
NOV 26 2001

PERMIT
NUMBER

35-08932

T & G FARMS

IRRIGATION

4/4



VIEW NORTH
BY NORTHWEST
SOME ROCK
OUTCROPPINGS
VISIBLE

MICROFILMED

NOV 26 2001

PERMIT
NUMBER

35-08932

June 12, 1992

T-6 FARMS
C/O GORDON R. TOEVS
2841 W. 1800 S.
ABERDEEN ID 83210

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08932

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
JUN 24 1992

May 31, 1992

T-6 FARMS
C/O GORDON R. TOEVS
2841 W. 1800 S.
ABERDEEN ID 83210

PROOF DUE NOTICE

RE: PERMIT NO. 35-08932

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, 1992. (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.

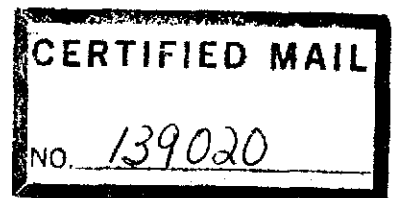
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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



RECEIVED
JUN 24 1992



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 9, 1991

T-6 FARMS
C/O GORDON R. TOEVS
2841 W. 1800 S.
ABERDEEN, ID 83210

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08932

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.

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

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. Conditions

FILED
AUG 21 1991

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

Enclosure

MISSOURI
AUG 21 1991

APPLICATION FOR PERMIT REVIEW

Application #: 35-8932
Date: 8-1-91

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 - WD No. 01
Surface water - 005, 005-01H-P01 (LT.2 w/pump)
Groundwater *existing* - 005-01J-P08 (GT.2)
Irrigation Districts - P05
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: - 08-03-1992
Other Conditions Recommended

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MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 35-8932/Trust Water Processing

DATE: 8-1-91

The above application is a new trust water filing which has been advertised by the region and forwarded to the state office for final review.

Statements on the application clearly show that the development occurred after 1984. The development therefore must be considered a trust water use and appropriation. All acreage under the filing shall be counted as trust acreage.

I recommend continued processing of the application and attaching trust conditions to any approval.

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Trust Water
Hold

Dist. for staffing: 2-4-91
Submitted for advertising:

Form No. 202a
4/87

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

35 8932

INITIAL REVIEW BY HWT DATE 2-6-91
APPLICANT NAME: T-6 Farms c/o Gordon R. Toevs

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 _____

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JUL 22 1991

Department of Water Resources

SEND COPIES TO

U.S. BLM
U.S. Forest Service
Water District
Other

☒ 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 7-8-91
☐ 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. _____

See below for additional information

T-08-91

Date 7-17-91

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____

ADDITIONAL INFORMATION

Condition: OIG

LOCAL PUBLIC INTEREST

Comments received from

<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>

Project impacts/implications report

COMMENTS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

JUNE 11, 1991

THE POWER COUNTY PRESS
P.O. BOX 547
AMERICAN FALLS, ID 83211

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 8, 1991.

Yours truly,

Rita Bodell
Secretary

Encl.

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AUG 21 1991

Figure 1. The effect of the number of trials on the number of correct responses. The number of correct responses was significantly higher than the number of incorrect responses in all cases. The number of correct responses was significantly higher than the number of incorrect responses in all cases. The number of correct responses was significantly higher than the number of incorrect responses in all cases.

T-6 FARMS
C/O GORDON R. TOEVS
2841 W 1800 S
ABERDEEN, ID 83210

Source: GROUNDWATER

Diversion Pt: NENW Sec 16 T 06S R 29E

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Use: IRRIGATION          ( 3.200 CFS)
      Total Diversion: ( 3.200 CFS)

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Date Filed: 1/ 8/ 1991

In: T06S R29E S17 NENE NWNE SWNE SENE

160.0 ACRES TOTAL

REPORT

AUG 21 1991

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 JULY 8, 1991.

R. Keith Higginson, Director

Published 6/19/1991 & 6/26/1991

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AUG 21 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

07-Jun-1991

GORDON R TOEVS
T-6 FARMS
2841 W 1800 S
ABERDEEN ID 83210

RE: Application No. 35-8932

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 Power County Press on June 20 & 27, 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 W. JONES
Water Rights Supervisor

HWJ/rb

RECEIVED

AUG 21 1991