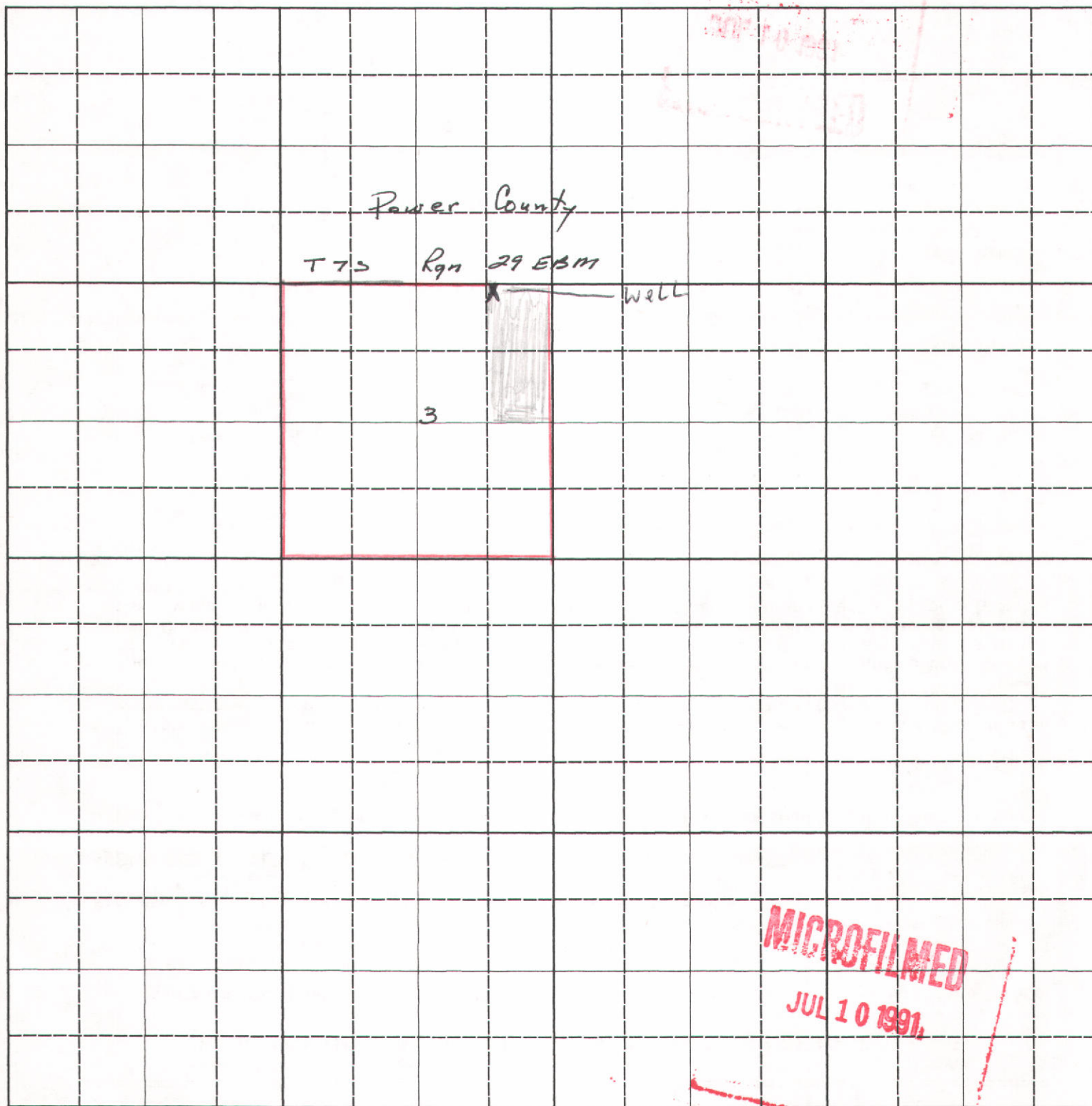


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Ford Helix & Son Inc.
by Gary M. Helix Pres.
(Applicant)

RO 9E

17-
158.5

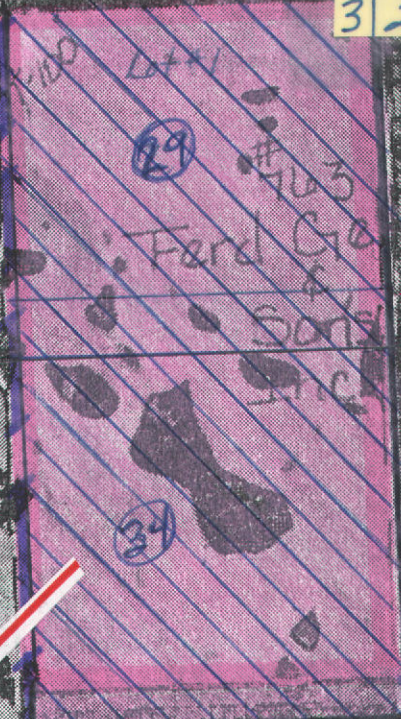
34

North P

3 2

T 93
#96
Gary
Gehring
(Kopp)

T
7
S



(KOPP)
PLACE OF USE

35-8899

3-42

MICROFILMED
JUN 24 1997

HEL
1-
142.3

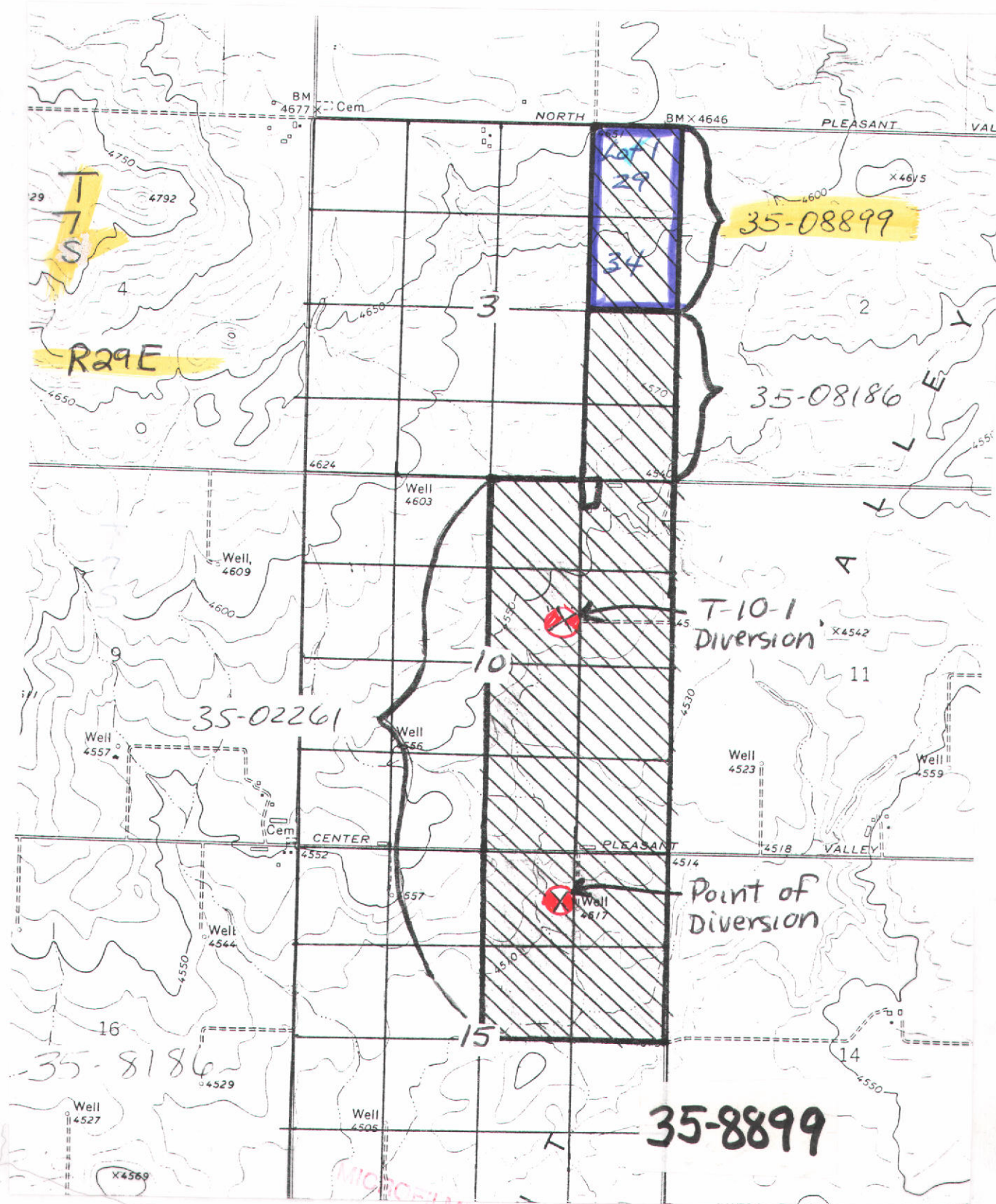
HEL
1-
146.5

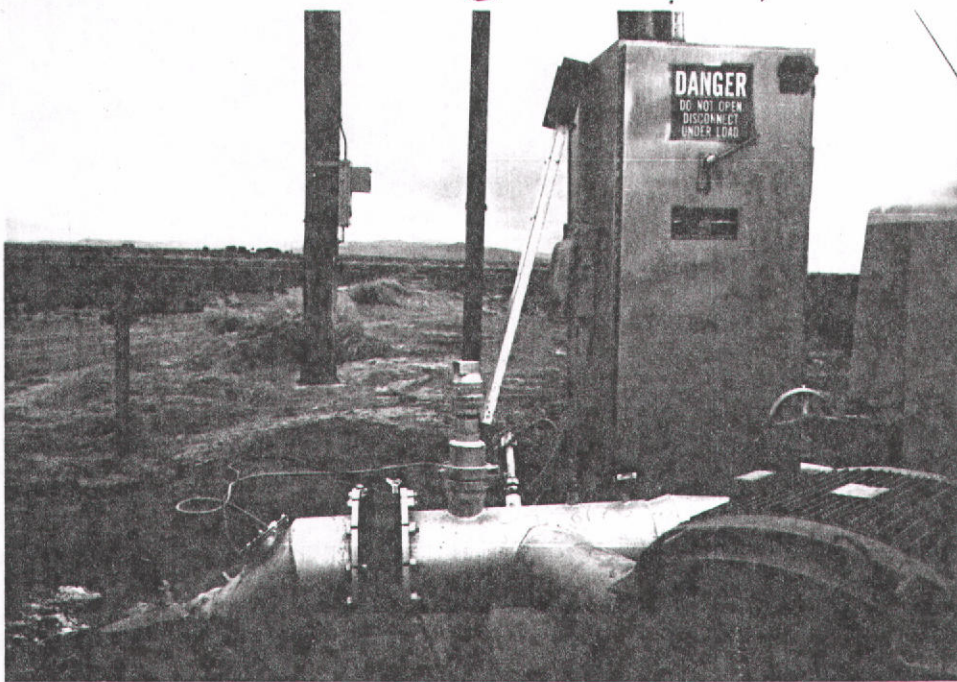
3 2
10 11

35-8899

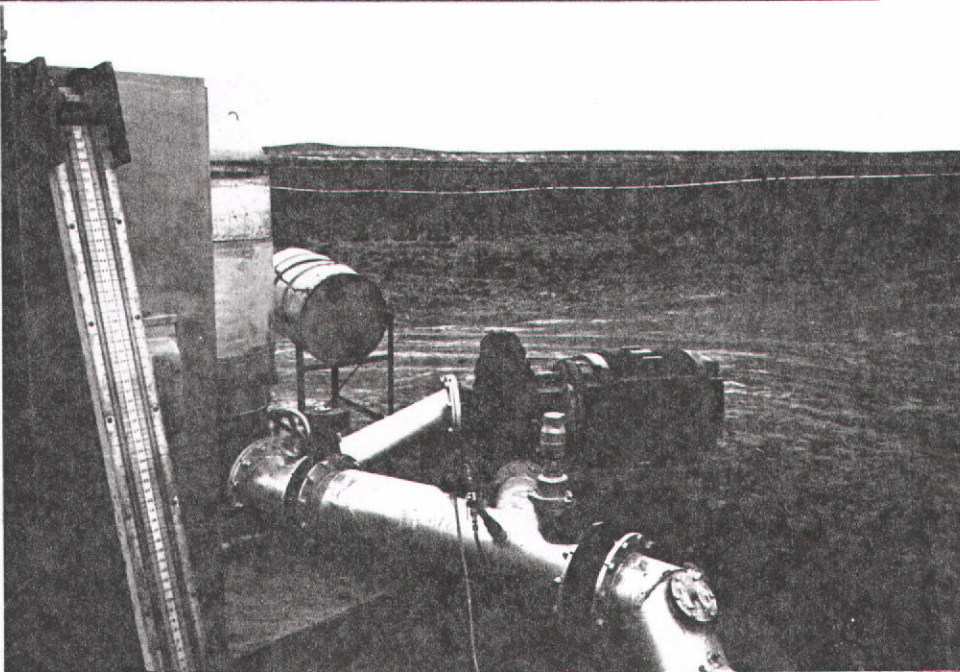
98

TT2

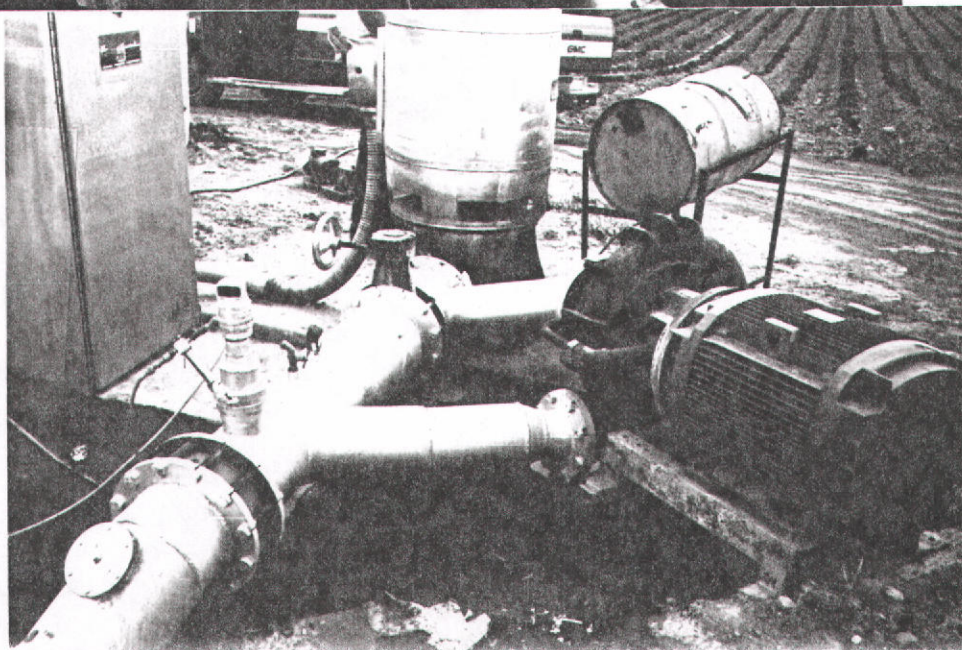




35-8186/
35-08899



ment Port



MICROFILMED
35-8899
JUN 4 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08899

Priority: March 19, 1990

Maximum Diversion Rate:

1.26 CFS

Maximum Diversion Volume:

252.0 AF

This is to certify, that FERD GEHRING & SONS INC
3648 GEHRING RD

AMERICAN FALLS ID 83211

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 19, 1990; and has submitted Proof of Beneficial Use on June 30, 1993. An examination indicates that the works have a diversion capacity of 9.330 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.26 CFS	252.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 10, Township 07S, Range 29E
NWNE , Sec. 15, Township 07S, Range 29E
POWER 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>
07S	29E	3	Lot 1(NENE) 29	SENE 34		63

Total number of acres irrigated: 63

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.
6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

PAID - 11/22/93
10/15/93

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08899

CONDITIONS OF APPROVAL AND REMARKS

7. 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 the lands above.
8. Rights 35-02261, 35-08186, and 35-08899 when combined shall not exceed a total diversion rate of 9.33 cfs.
9. Rights 35-02261 and 35-08186 are also diverted through the point(s) of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 10TH
day of JUNE, 1992.


Acting for KARL J. DREHER, Director



State of Idaho
Department of Water Resources

RECEIVED

JUN 05 1997

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08899

Department of Water Resources

Date of Priority: March 19, 1990

Maximum Diversion Rate:

1.26 CFS

Maximum Diversion Volume:

252.0 AF

Comes now

FERD GEHRING & SONS INC

3648 GEHRING RD

AMERICAN FALLS ID 83211

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. 35-08899, and requests that the permit be changed as follows:

Source: **GROUNDWATER**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.26 CFS	252.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 10, Township 07S, Range 29E
NWNE , Sec. 15, Township 07S, Range 29E
POWER 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>
07S	29E	3	Lot 1(NENE) 29	SENE 34		63

Total number of acres irrigated: 63

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

Signed at 2 p.m., this 5 day of May, 1997.

10000-10000

JUN 24 1997

Dan M. Gehring
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08899

FOR DEPARTMENT USE ONLY

Preliminary check by SM Fee = 5000 Received by LS # CC3913 Date 6/5/97

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. 35-08899 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.
6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. 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 the lands above.
8. Rights 35-02261, 35-08186, and 35-08899 when combined shall not exceed a total diversion rate of 9.33 cfs.
9. Rights 35-02261 and 35-08186 are also diverted through the point(s) of diversion described above.

Witness my hand this 10TH day of JUNE, 1997.

MICROFILMED

JUN 24 1997

Karl J. Dreher
Acting for **KARL J. DREHER, Director**

RECEIVED

JUN 30 1993

Department of Water Resources
Eastern District OfficeSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESOFFICE USE ONLY
Amt. of Fee \$ 125.00
Date 6-30-93
Receipt No. 5018787
Receipt by HWJ

RECEIVED

PROOF OF BENEFICIAL USE JUL 06 1993

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. 35-08899 Telephone No. 226-5031
2. Name(s) of Permit Holder(s): FERD GEHRING & SON, INC.
3. Mailing Address: 3648 Gehring Road, Am. Falls, Idaho 83211
4. Source of Water: groundwater

If GROUNDWATER, Well Driller's Name: Gary Vollmer Date Drilled: 4/15/93

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 80 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 1.6 cfs OR 240 acre/feet

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

Measuring device: Required? ____ Yes XX No Installed? ____ Yes XX No

OR

Flow Measurement Port: Required? X Yes ____ No Installed? XX Yes ____ No

8. Fee Enclosed: \$ 125.00 (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.

Gary W. Gehring same address & phone number as listed above.

Name _____ Telephone No. _____

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.

JUL 22 1993

6/25/93

Date

Ferd Gehring & Son Inc. Gary W. Gehring Pres.
Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08899

Proposed Priority: March 19, 1990 Maximum Diversion Rate: 1.60 CFS
This is to certify, that **FERD GEHRING & SONS INC.**
3648 GEHRING RD.
AMERICAN FALLS, ID 83211
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	1.60 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNENE Sec. 3, Township 07S, Range 29E
POWER County

<u>PLACE OF USE: IRRIGATION</u>						
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	29E	3	NENE 40	SENE 40		80
Total number of acres irrigated:						80

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1994.
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. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed 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.

MICROFILMED

JUL 10 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08899

CONDITIONS/REMARKS:

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

14th day of June, 1991.

for R. Keith Higginson, Director

RECORDED

JUL 10 1991

Fee: 65.00

Ident. No. **35 8899**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant FERD GEHRING & SONS, INC. Phone 226-2142
Post office address 3648 Gehring Road, American Falls, ID

2. Source of water supply ground water which is a tributary of ~~Snake River~~

3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 3 Township 7S Range 29 E.B.M. Power County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.6 cfs for irrigation purposes from 4-01 11-01
(cfs or acre-feet per annum) March 15 to Nov 15 (both dates inclusive)

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) 1.6 cfs and/or (b) 240 acre feet
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Deep well, turbine pump, wheel lines

b. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 20" inches; proposed depth of well is 380 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
five years (minimum 1 year).

JUL 10 1991

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. _____

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

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

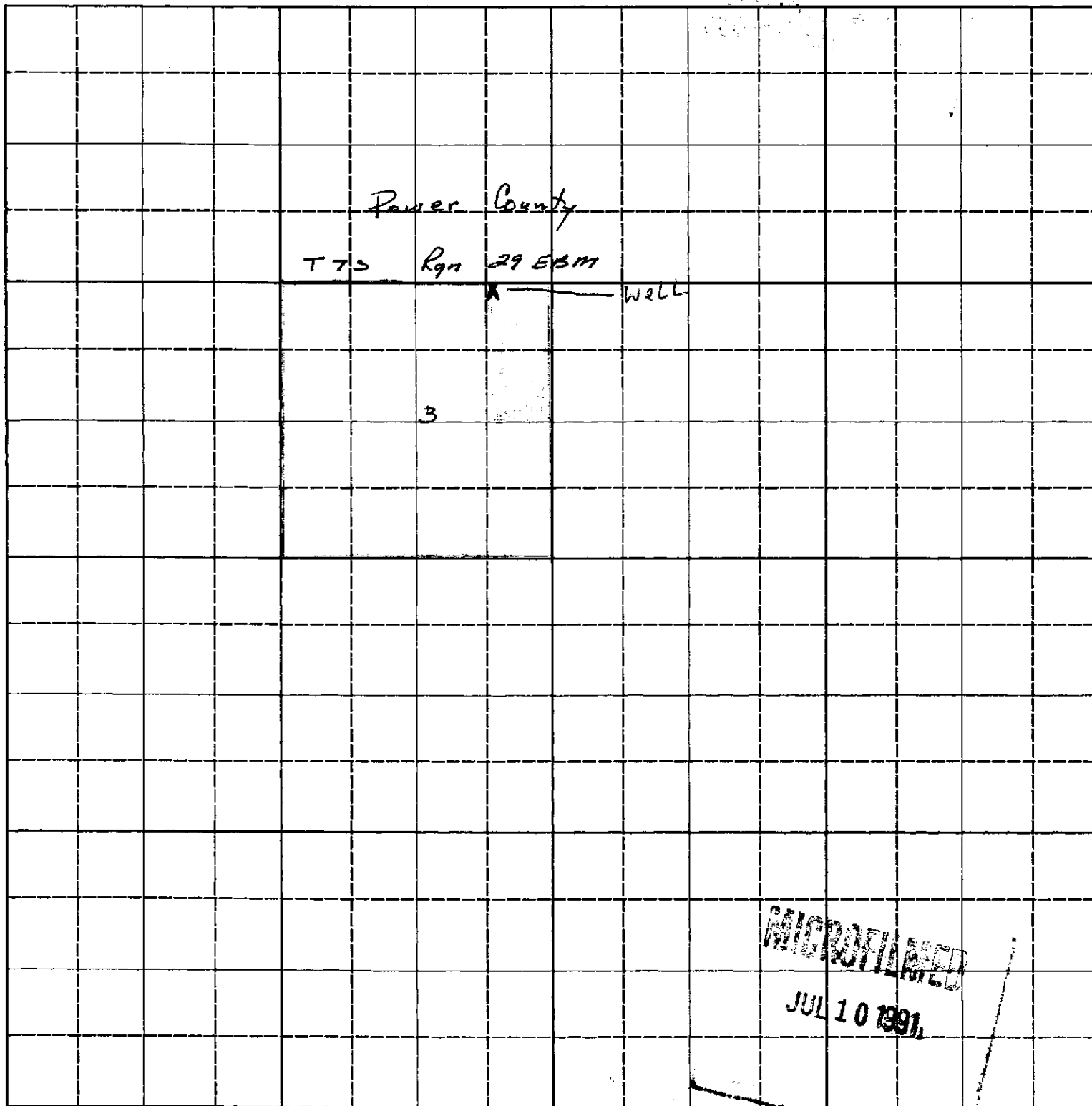
11. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or place of use? Applicant

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

12. Remarks: Gary Gehring - Pres.
Fred Gehring - Officer

1661 07 798
UNCLASSIFIED

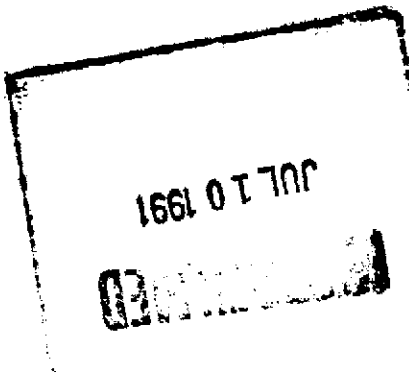
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Fred Helms & Son Inc.
by Gary W. Helms Pres.
(Applicant)



e. Other:

- 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.
- 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.

19

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. _____, and said application is hereby

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Publication approved by _____

Date _____

Publication prepared by *B&M*

Date *4-24-91*

Published in *Four County News*

Fee \$ *65.00*

Received by *HLJ*

E012426

Date *3-19-90*

Preliminary check by _____

Time *3:45P*

Date *3-19-90*

Received by *HLJ*

IDAHO DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

Office Use Only			
Inspected by _____			
Twp _____		Rge _____ Sec _____	
1/4 _____		1/4 _____ 1/4 _____	
Lat: : : _____		Long: : : _____	

1. DRILLING PERMIT NO. 35-93-E-0020Other IDWR No. WR 35-08899

2. OWNER:

Name Lehring Farms

Address _____

City Am Falls State Id Zip 83211

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N			
Twp. <u>2</u> North ☒ or South ☐			
Rge. <u>37</u> East ☒ or West ☐			
Sec. <u>17</u> 1/4 <u>NW</u> 1/4 <u>SE</u> 1/4			
Gov't Lot _____ County <u>Power</u> 10 acres 40 acres 160 acres			
Lat: : : _____ Long: : : _____			

Address of Well Site _____

City _____

(Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

- ☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)

- ☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

- ☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
<u>Cement</u>	<u>0</u>	<u>20'</u>	<u>6-90 lbs</u>	<u>Overbore.</u>

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
<u>18"</u>	<u>+1</u>	<u>20'</u>	<u>312</u>	<u>Steel</u>	☐	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

- ☐ Perforations Method _____
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material

Casing ☐ Liner ☐

MICROFILMED

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

345' ft. below ground Artesian pressure _____ lb.

Depth flow encountered _____ ft. Describe access port or control devices: _____

11. WELL TESTS:

- ☐ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

Depth first Water Encountered _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
<u>18"</u>	<u>0</u>	<u>8'</u>	<u>Soil</u>		
	<u>8'</u>	<u>40'</u>	<u>Black Lava</u>		
	<u>40'</u>	<u>52'</u>	<u>Red Lava</u>		
	<u>52'</u>	<u>68'</u>	<u>Black Lava</u>		
	<u>68'</u>	<u>75'</u>	<u>Broken Lava</u>		
	<u>75'</u>	<u>85'</u>	<u>Red Lava Cinders</u>		
	<u>85'</u>	<u>140'</u>	<u>Black Lava</u>		
	<u>140'</u>	<u>145'</u>	<u>Broken Lava</u>		
	<u>145'</u>	<u>160'</u>	<u>Gray Lava Hard</u>		
	<u>160'</u>	<u>165'</u>	<u>Broken Lava</u>		
	<u>165'</u>	<u>185'</u>	<u>Black Lava</u>		
	<u>185'</u>	<u>210'</u>	<u>Red Lava</u>		
	<u>210'</u>	<u>255'</u>	<u>Broken Black Lava</u>		
	<u>255'</u>	<u>320'</u>	<u>Red Lava</u>		
	<u>320'</u>	<u>325'</u>	<u>clay Brown</u>		
	<u>325'</u>	<u>340'</u>	<u>Black Lava</u>		
	<u>340'</u>	<u>365'</u>	<u>Red Lava Broken</u>		
	<u>365'</u>	<u>375'</u>	<u>Black Lava</u>		
	<u>375'</u>	<u>405'</u>	<u>Gray Lava</u>		
	<u>405'</u>	<u>420'</u>	<u>Broken Lava</u>		
	<u>420'</u>	<u>435'</u>	<u>Red Lava</u>		
	<u>435'</u>	<u>450'</u>	<u>Black Lava</u>		
	<u>450'</u>	<u>465'</u>	<u>Lava Cinders Red & Black</u>		

RECEIVED RECEIVED

FEB 20 1998

FEB 11 1998

Department of Water Resources
Eastern RegionCompleted Depth 465' (Measurable)Date: Started April 15-93 Completed May 2-93

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Harry Vollmers Sons Firm No. 403Firm Official Harry Vollmers Date Jun 22-98and Supervisor or Operator Harry Vollmers Date Jan 22-98

(Sign once if Firm Official & Operator)



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

June 10, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

FERD GEHRING & SONS INC
3648 GEHRING RD
AMERICAN FALLS ID 83211

RE: WATER RIGHT NO. 35-08899

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. 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 of the Department unless a party petitions for reconsideration or files an exception and/or brief 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 twenty-one (21) 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

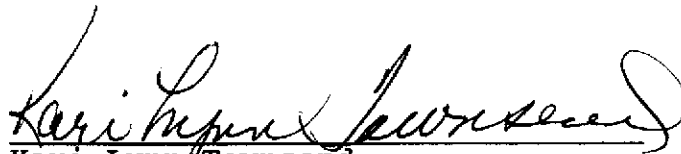
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of June, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 35-08899

FERD GEHRING & SONS INC
3648 GEHRING RD
AMERICAN FALLS ID 83211


Kari Lynn Townsend
Secretary



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

May 15, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

FERD GEHRING & SONS INC
3648 GEHRING RD
AMERICAN FALLS ID 83211

RE: WATER RIGHT NO. 35-08899

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 fourteen 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 filing fee for this amendment is \$50.00. If you have any questions, please call me at (208) 327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure



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

April 25, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

FERD GEHRING & SONS INC
3648 GEHRING RD
AMERICAN FALLS ID 83211

RE: WATER RIGHT NO. 35-08899

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MEMORANDUM

TO: File 35-08899

FROM: Sharla

DATE: April 10, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Right 35-08658 are based on the following:

H. RECOMMENDATIONS

Irrigation	4/1 - 10/31	1.26 cfs	252.0 afa
------------	-------------	----------	-----------

The rate of diversion shown is based on the allowable maximum rate of an inch/acre. A remark limiting the combined rate of diversion under this right with the two overlapping rights, Nos. 35-02261 and 35-08186, will be added to the license.

Examiner: Gary Buss

Exam Date: June 26, 1991

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08899

DATE 3/7/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>No</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>✓</u>	<u>—</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>yes</u>
			Amendment required <u>yes</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate 1.6 cfs

Fee limit 2.0 cfs \$125⁰⁰

Measured 9.33 cfs

Theoretical 9.06 cfs

Recommended Total Div Rate 9.33 cfs

ANNUAL VOLUME/
NATURE OF USES —

✓ Use

Mr.

Volume Calculation

63 X 4.0 = af

252.0 af

— af

— af

SUBTOTAL 252.0 af

Flow rate — cfs X — days X 1.9835 = — af

Total volume recommended — af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W36 (35-02261/8186)
W35 (" 9.33 cfs,

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

R31 Overlap

— Use-specific conditions

R55, R56

Advancement of Priority Date Required — yes — no

SRBA Claim Filed N/A

Adjustment Memo rate

1st Amend Letter P39, P38

2nd Amend Letter P47

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 21 1985
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-08899

1. Owner: Ferd Gehring & Sons Inc. Phone No. 226-2540

Current Address: 740 Calder, American Falls, Id 83211

2. Accompanied by: Gary Gehring EXAM. DATE: 6-26-91

Address: 3648 Gehring Ln American Falls Phone No. 226-2142

Relationship to Permit Holder: Son

3. Source: ground water tributary to _____

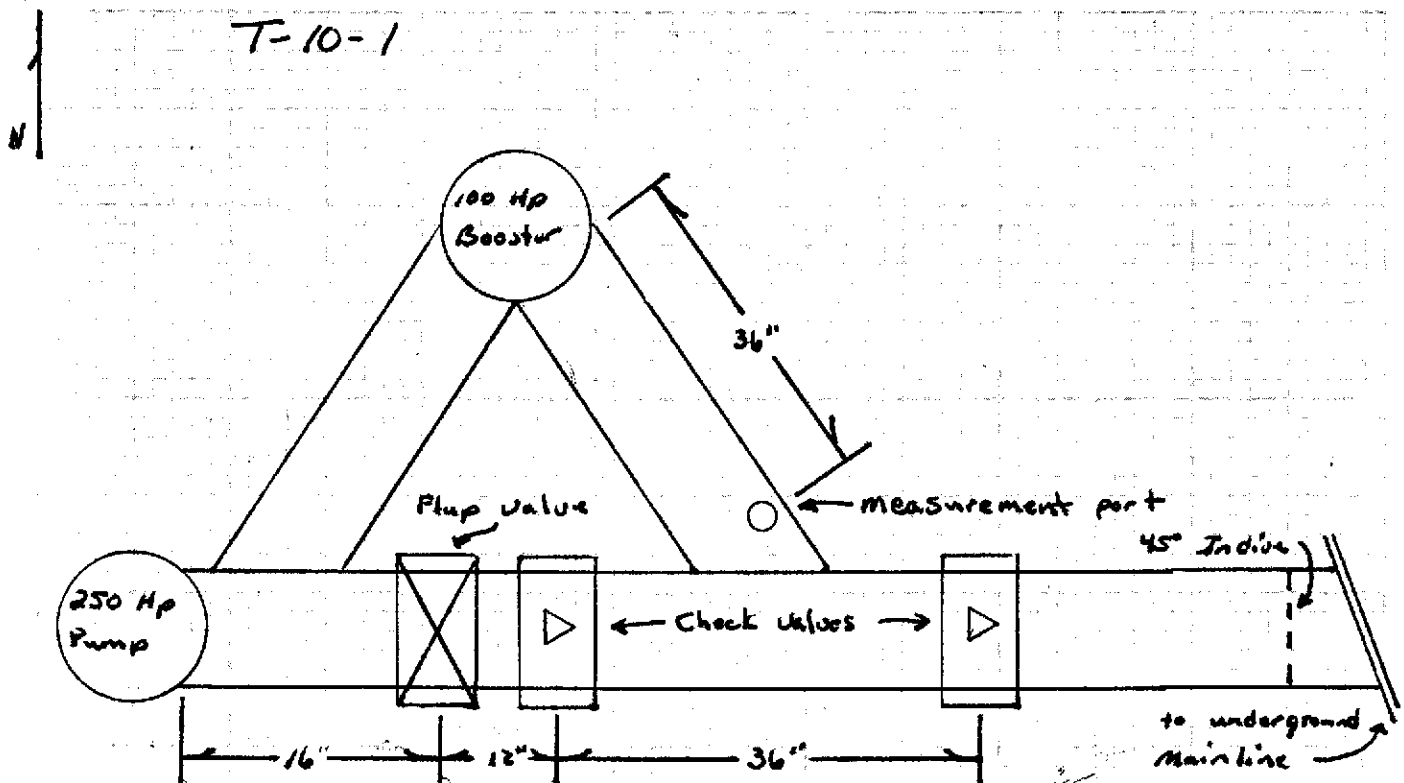
B. OVERLAP REVIEW

1. Other water rights with same place of use: _____ ☐ Copies Attached

2. Other water rights with same point of diversion: 35-2261, 35-08186
_____ ☒ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more)

System Description (continued)

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

200 Hp pump to 10" pipe to 12" underground mainline to
250 Hp pump to 10" pipe to 100 Hp Booster pump to 10" pipe
to 12" underground mainline to 21 - $\frac{1}{4}$ mile wheel lines
with 33 ~~bar~~ ^{6 gpm} Flow control birds operating at
60 psi.

* according to Gary pump T-10-1 is app. 260' to water and
Sec 15 pump is app. 200' to water.

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
T-10-1	US Electric	250	876062	Layne	25364
Booster	G.E.	100	65BC0233	Cornell	27913
Sec 15	US Electric	200	979277	Layne	33604

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
T-10-1			SW	NE	10	7S	29E	Power	Quad map + onsite inspection
Sec 15			NW	NE	15	7S	29E	Power	Quad map + onsite inspection

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
			Apt 1																
75	29E	3	29																62

Do not use this space

FILED - 1111
JUN 29 1997

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Flow metering station	anemometer	Dieterich	7517-316-55	191146	10.02	-
Flow Indicator	Manometer	IDWR	-	-	60"	-
Pressure Gauge	Fluid	Rainbird	-	-	0-160	-

2. Measurements:

operating pressure is 60 psi

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 63 \times 4^F = 252 \text{ AFA}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.96 \times 214 \text{ d.} \times 1.9835 = 407.5$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 252 \text{ AFA}$

2. Volume Calculations for Other Uses:

100-111
JUN 24 1971

H. REMARKS AND OVERLAP VIEW ANALYSIS

~~I recommend adding two additional measurements.~~

I. 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	0.96	252
Totals:			0.96 cfs	252 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

J. AUTHENTICATION

Field Examiner's Name Gary Bliss

Signature Gary Bliss

Certification Date _____

Field Report Preparation Date _____

CONSULTANT SEAL

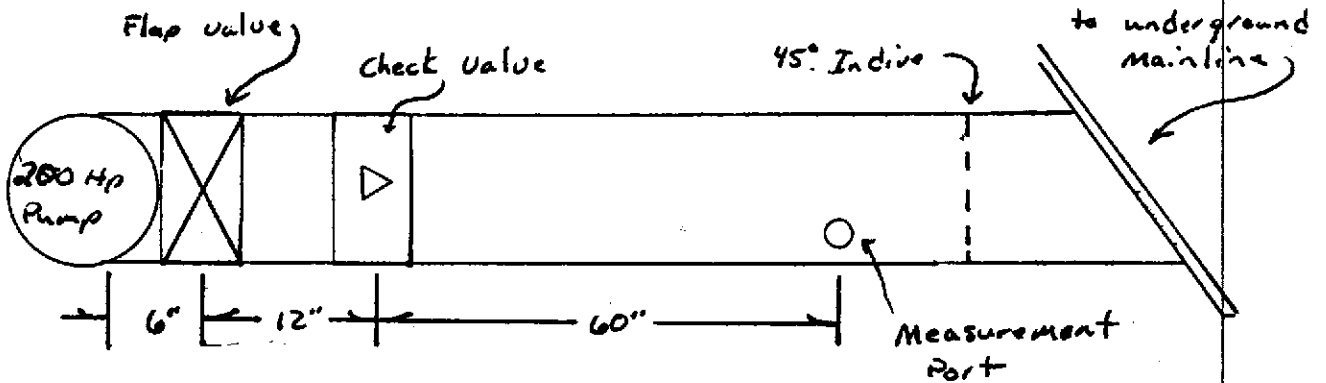
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

Maximum Div. Rate of 9.35 cfs when this rt. used in conjunction with
35-02261 & 35-08186.

APR 24 2002

Co. Diversion System Diagram.
NW NE Sec 15

#35-8186/
35-08899



35-8899

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
POINT OF DIVERSION OVERLAP REVIEW

35-08899
Permit Number

1. Analysis of Entire System, Current Application Rate per Acre (Qc):
Limit to 0.02 cfs/ac, Permitted Amount, or System Capacity, Whichever is Less.

A. Total Number of Acres irrigated = 612 acres

B. Total Diversion Rate = 9.33 cfs

Qc = Total Diversion rate [1.B]/Total irrigated acres [1.A]

$$= \frac{9.33 \text{ cfs}}{612 \text{ acres}} = 0.0152 \text{ cfs/ac}$$

2. Old Application Rate per Acre (Qo) from Licensed Flow Rates:

License # 35-02261 @ 7.180 cfs / 475 ac

License # 35-08186 @ 1.48 cfs / 74 ac

License # _____ @ _____ cfs / _____ ac

$$Qo = \text{Total Licensed Rate} = \frac{8.66 \text{ cfs}}{549 \text{ ac}} = 0.0157 \text{ cfs/ac}$$

(Old Diversion Rate(Qo) = Licensed Flow Rate/# acres)

3. Comparison of Diversion Rates if:

A. Old Diversion Rate(Qo) > New Diversion Rate(Qc) : **EXCLUDE** Licensed Lands.

$$Qo(\#2) = \underline{\hspace{2cm}} > Qc(\#1) = \underline{\hspace{2cm}} \quad \text{GO TO ITEM \#4A.}$$

B. New Diversion Rate(Qc) > Old Diversion Rate(Qo) : **INCLUDE** Licensed Lands.

$$Qc(\#1) = \underline{\hspace{2cm}} > Qo(\#2) = \underline{\hspace{2cm}} \quad \text{CONTINUE TO ITEM \#3.B.1}$$

1. Additional Flow Rate for Licensed Lands.

$$Qa = (Qc - Qo) \times (\# \text{ Lic. Ac.}) = \left[\left(\frac{\hspace{1cm}}{\text{cfs/ac}} \right) - \left(\frac{\hspace{1cm}}{\text{cfs/ac}} \right) \right] \times (\hspace{1cm} \text{acres}) = \hspace{1cm} \text{cfs}$$

2. Flow Rate for New Acreage. Total acres(#1.A) - Licensed acres(#3) = New Acres
(612) - (549) = 63 acres

$$Qn = (Qc) \times (\# \text{ New Ac.}) = (\hspace{1cm} \text{cfs/ac}) \times (\hspace{1cm} \text{ac}) = \hspace{1cm} \text{cfs}$$

GO TO ITEM \#4B.

4. Calculate Total Flow Rate to be licensed:

A. Flow Rate excluding licensed land. Total Acres(#1.A) - Lic. Acres(#2) = New Acres
(612) - (549) = 63 ac

$$Qt = Qc(\#1) \times (\# \text{ New Acres}) = 0.0152 \text{ cfs/ac} \times 63 \text{ ac} =$$

$$Qt = 0.96 \text{ cfs}$$

*CONDITIONS/REMARKS: when this is used in conjunction with 35-02261 + 35-08186
the max rate of diversion is 9.33 cfs.

- B. Flow Rate including licensed land.

$$Qt = Qa(\#3.B.1) + Qn(\#3.B.2) = \hspace{1cm} \text{cfs} + \hspace{1cm} \text{cfs} =$$

$$Qt = \hspace{1cm} \text{cfs}$$

CONDITIONS/REMARKS: _____

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: Gary

Date 6-26-91

Owner: Gary Gehring

Permit No. 35-8186/35-08899

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

NW NE² Sec 15

MEASURED INSIDE PIPE DIAMETER IN INCHES (ID)

CIR = Pipe Circumference in Inches = 33.75
T = Pipe Thickness in Inches = .135
ID = $2 [(0.1592 \times \text{CIR}) - T] = \dots\dots\dots 10.48$

ANNUBAR DESCRIPTION & CONSTANT (C)

Size Used in Test 10.02
State ID No. 91417

Select C based on size from Table below.

Nominal Pipe Size	C
4"	4.23
6"	3.75
8"	3.87
10"	<u>3.94</u>
12"	3.99
14"- 16"	4.01
18"- 24"	4.02
30" or larger	4.03

C selected 3.94

DIFFERENTIAL PRESSURE READING IN INCHES OF H₂O (H)

High Reading = 37.6
Low Reading = 23.1
High - Low = H = 14.5

CALCULATION OF DISCHARGE IN CFS (Q)

$$Q = \frac{(ID)^2 \cdot (\sqrt{H}) \cdot (C)}{448.8}$$
$$Q = \frac{(10.48)^2 \cdot (\sqrt{14.5}) \cdot (3.94)}{448.8} = \underline{3.67} \text{ CFS}$$

16.47.8 gpm

SKETCH (If not shown on Field Report)

35-8899

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: Gary Buss

Date 6-26-91

Owner: Gary Gehring

Permit No. 35-8186 / 35-08899

T-10-1

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

MEASURED INSIDE PIPE DIAMETER IN INCHES (ID)

CIR = Pipe Circumference in Inches = 33.75

T = Pipe Thickness in Inches = .135

ID = $2 [(0.1592 \times \text{CIR}) - T] = \dots\dots\dots$ 10.48

28 - 1/4 lines, 33 - 6 gpm Flow control
birds at 60 psi

ANNUBAR DESCRIPTION & CONSTANT (C)

Size Used in Test 10.02

State ID No. 91417

Select C based on size from Table below.

Nominal Pipe Size	C
4"	4.23
6"	3.75
8"	3.87
<u>10"</u>	<u>3.94</u>
12"	3.99
14"- 16"	4.01
18"- 24"	4.02
30" or larger	4.03

C selected 3.94

DIFFERENTIAL PRESSURE READING IN INCHES OF H₂O (H)

High Reading = 47.3

Low Reading = 12.9

High - Low = H = 34.4

CALCULATION OF DISCHARGE IN CFS (Q)

$$Q = \frac{(ID)^2 \cdot (\sqrt{H}) \cdot (C)}{448.8}$$

$$Q = \frac{(10.48)^2 \cdot (\sqrt{34.4}) \cdot (3.94)}{448.8} = \underline{5.66 \text{ cfs}}$$

2538.0 gpm

SKETCH (If not shown on Field Report)

35-8899

#1

$$21 \text{ line} \times 33 \text{ sprinklers} \times 6 \text{ gpm/sprinkler} = 4158 \text{ gpm}$$

#2 T-10-1

$$\frac{350 \text{ Hp} (8.814)(.7)}{260' + (60 \text{ psi} \times 2.308)} = 2429.9 \text{ gpm}$$

#3 Sec 15

$$\frac{200 \text{ Hp} (8.814)(.7)}{200' + (60 \text{ psi} \times 2.308)} = 1634.4 \text{ gpm}$$

4064.3 gpm

35-8899

RO 9E

17-
158.5

3 2

T
7
5

PLACE OF USE

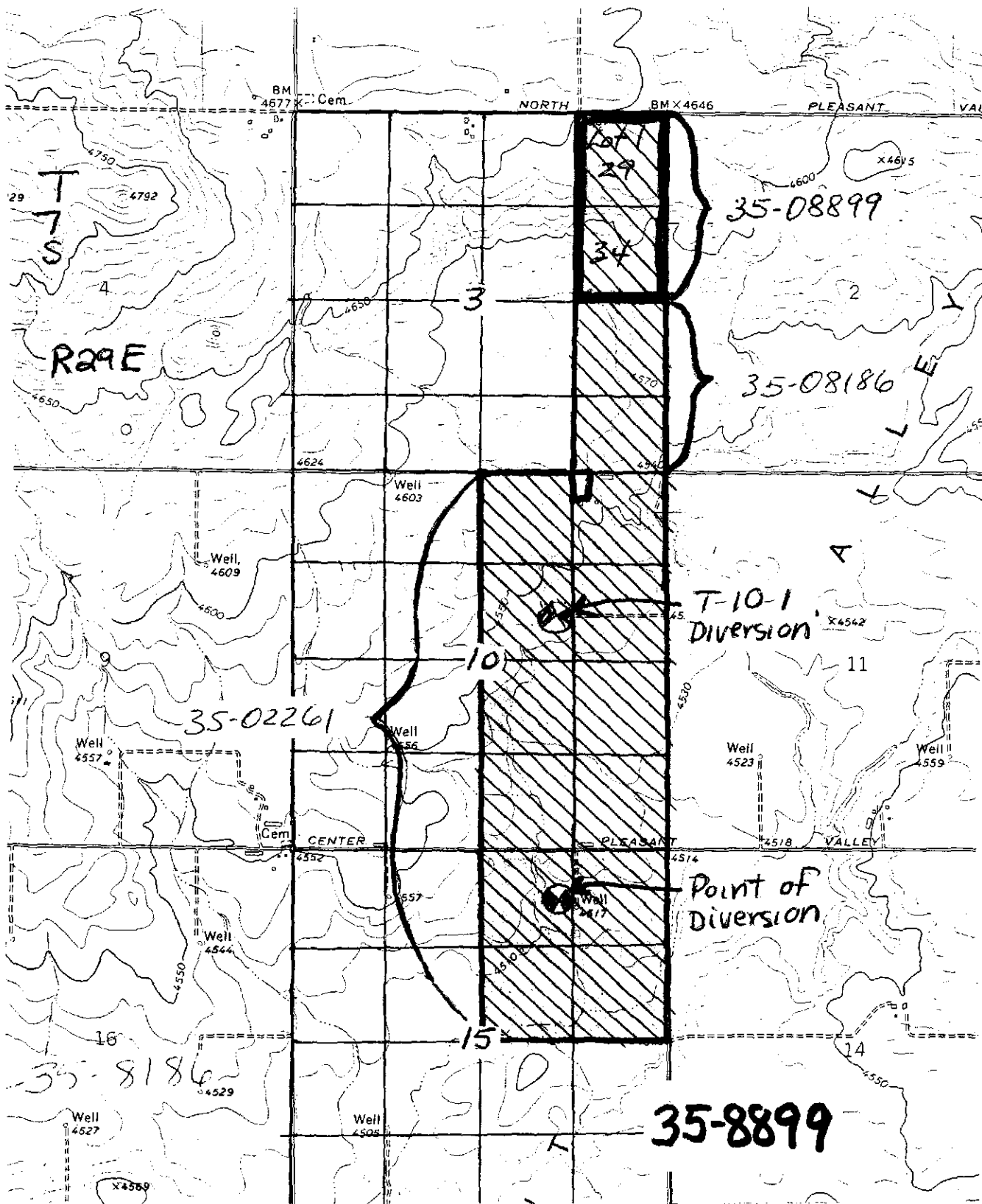
35-8899

HEL
142.3

HEL
146.5

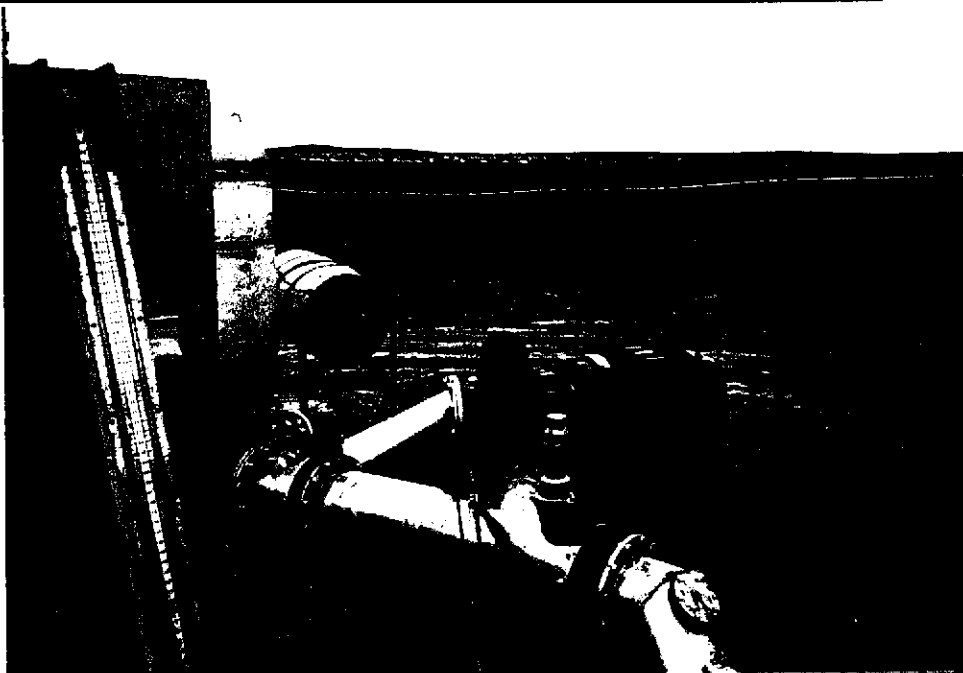
3 2
10 11

35-8899





35-8186/
35-08899



ment Port



35-8899

July 16, 1993

FERD GEHRING & SONS INC.
3648 GEHRING RD.
AMERICAN FALLS ID 83211

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08899

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 22 1993

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 35-08899

Reviewed by Klg

Date 7/6/93

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?

irrigate - 80

yes Address same as permit?

yes Proof timely received?

Correct Uses? yes

If not, complete calculation below.

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

data c Copy in the file? Drilling Permit No. 35-BE-000

200 Amount paid for permit yes Correct?

yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?

yes Required?

25 Amount Submitted

yes Installed?

yes Correct?

NA Waiver requested?

PRIORITY CALCULATION

Date proof received NA

Date proof due -

No. of days late =

Priority Date +

New Priority Date

DEFICIENCIES OR ACTION ITEMS

need well log

proof acceptable

DATA ENTRY

New Address

Proof Made 6/30/93
7/16/93 Klg

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

RECEIVED

JUL 15 1993

Department of Water Resources

1. WELL OWNER

Name Harry Vohlmeyer
Address Am Falls Idaho
Owner's Permit No. 35-93E-020
Water Right Permit # 35-08899

2. NATURE OF WORK

- ☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

- ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

- ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
3/2 inches	18 inches	1 feet	20 feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal depth 20' Material used in seal: ☒ Cement grout
☐ Bentonite ☒ Puddling clay ☐

Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☐ Overbore to seal depth

Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent
Weld

☐ Cemented between strata

Describe access port 12' pipe

7. WATER LEVEL

Static water level 335' feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ OF. Quality _____
Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump ☐ Bailor ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

9. LITHOLOGIC LOG

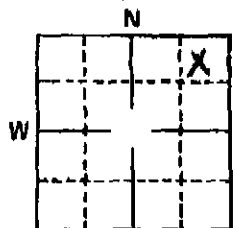
Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
18"	0	8'	Soil		
	8'	140'	Black Lava		
	140'	52'	Red Lava		
	52'	68'	Black Lava		
	68'	75'	Black Lava Broken		
	75'	85'	Red Lava Broken		
	85'	1140'	Black Lava		
	1140'	145'	Red Lava Broken		
	145'	160'	Gray Lava		
	160'	165'	Broken Lava		
	165'	185'	Black Lava		
	185'	210'	Red Lava		
	210'	235'	Black Lava		
	235'	245'	Red Lava Broken		
	245'	265'	Black Lava		
	265'	320'	Red Lava		
	320'	325'	Brown Clay		
	325'	340'	Black Lava		
	340'	365'	Red Lava Broken	X	
	365'	375'	Black Lava		X
	375'	405'	Gray Lava Hard		X
	405'	420'	Broken Lava	X	
	420'	435'	Red Lava	X	
	435'	440'	Black Lava		X
	440'	465'	Red Black Lava Cinders	X	
	465'	470'	Red Lava	X	

10.

Work started April 15-93 finished May 2-93

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name Maple Valley

Lot No. _____

Block No. _____

County Power

N.E. 1/4 NE 1/4 Sec. 3 T. 7 S. R. 24 E. 1

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Harry Vohlmeyer, Inc. Firm No. 403

Address 3106 CPUR Installed Date May 5-93

Signed by (Firm Official) Harry Vohlmeyer

and
(Operator) Harry Vohlmeyer



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 6, 1993

Gary Vollmer
Gary Vollmer and Sons
3106 Center Pleasant Valley Rd
American Falls, ID 83211

Re: Permit No. 35-08899 - Fred Gehring & Son Inc.
Drilling Permit No. 35-93-E-0020-000
Drilling Date: April 15, 1993
Proposed Location: 07S, 29E, Section 03, NE $\frac{1}{4}$ NE $\frac{1}{4}$

In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a well log which should have been submitted 30 days after completion of the construction of this well.

While it is possible that you have submitted the log, we have been unable to locate it. Please supply me with another copy. Please address any correspondence directly to me. Your response should be received within 20 days of the date of this mailing.

This information is needed before the department can proceed further with the examination of the permit holders system and the eventual issuance of a license of water right.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

C: Permit Holder

MAILED
JUL 22 1993

PERMIT NUMBER 35-93-E-0020-000 OWNER CODE 0 NAME & ADDRESS FRED GEHRING & SON INC 3648 GEHRING RD AMERICAN FALLS, ID 83211 (208) 226-5031 TWP RGE SEC LOT 07S 29E 03 NE NE POWER COUNTY

Subdivision Location and Description: Subdivision Name: Well Site Address: City, State: Geographic Location: Accuracy Code: Lat: N Long: W

Proposed Use of Well: Irrigation Proposed Casing Diameter: 18 In. Proposed Depth: 450 Ft.

Well Use Comments:

Driller License No: 0383 Firm Name: VOLLMER WELL DRILLING Official: KENNETH L VOLLMER

Permit Status: Permit Verbal Issue Date: 03/30/1993 Receipt No. E018406 Receipt Date 04/01/1993 Fee 200.00 Date Received: 04/01/1993 Date Approved: 04/01/1993 Proposed Start Date: 03/24/1993 Extension Date: Extension Expiration:

Specific Conditions:

Permit Remarks:

WELL DRILLER'S LOG REPORT

Drilling Permit No: 35-93-E-0020-000 Water Right No: 35-08899 Injection Permit No:

Nature of Work: NEW WELL Construction Method: Number of Monitor Wells: Casing Diameter: In. Static Water Level: Ft. Actual Start Date: Depth of Casing: Ft. Temperature: F. Well Finish Date: Total Depth: Ft. Production Rate: GPM Log Received Date: Certification Date: Screen Installed? Field Inspection Date:

Well Log Remarks: Inspector:



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

June 20, 1991

FERD GEHRING & SONS INC.
3648 GEHRING RD.
AMERICAN FALLS, ID 83211

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08899

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 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.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well

MICROFILMED

JUL 10 1991

so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MICROFILMED

JUL 10 1991

APPLICATION FOR PERMIT REVIEW

Application #: 35-8899
Date: 6-12-91

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)
005-01J-P08(GT.2)

✓ Groundwater - 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 (Cons.), 041(DCMI, w/Irr
Non Trust - 048-049 or Irr & Dom)

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: - 06-01-1994
Other Conditions Recommended

RECORDED
JUL 10 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 15th day of MAY 1991 and the date of last publication being the 8th day of MAY 1991.

(Signed)

State of Idaho

County of Power

On this 8th day of MAY 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.

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,
May, 1, 8, 1991.

NOTICE OF APPLICATION FOR
TRUST WATER RIGHT

35-08999 ✓
GEHRING & SONS INC., FRED
3648 GEHRING RD.
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NWNENE Sec 3 T 07S
R 29E

Use: IRRIGATION 1.600 CFS)
Total Diversion: 1.600 CFS)

Date Filed: 3/19/1990

In: T07S R29E S03 NENE SENE
80.0 ACRES TOTAL

NOTICE OF APPLICATION FOR
TRUST WATER RIGHT

35-08923 ✓
CAPITAL ASSETS FINANCE
C/O ROB HAERTEL, PRESIDENT
6000 S. 300 E.
SALT LAKE CITY, UT 84107

Source: GROUNDWATER
Diversion Pt: SENE Sec 35 T 05S R
29E

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

Date Filed: 9/27/1990

In: T05S R29E S35 NENE NWNE
SWNE SENE

160.0 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 Resources, Statehouse Mail, Boise, Idaho 83720 on or before MAY 20, 1990.

R. Keith Higginson, Director

RECEIVED

MAY 10 1991

Department of Water Resources

OK gyl
5-10-91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

APRIL 24, 1991

Power County Press
Box 547
American Falls, ID 83211

Dear Legal Dept.:

Enclosed you will find legal notices 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 MAY 20, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

NOTED

JUL 10 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

35-08899

GEHRING & SONS INC., FRED
3648 GEHRING RD.
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NWNENE Sec 3 T 07S R 29E

Use: IRRIGATION (1.600 CFS)
Total Diversion: (1.600 CFS)

Date Filed: 3/19/ 1990

In: T07S R29E S03 NENE SENE

80.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before MAY 20, 1991.

Published 5/ 1/1991 & 5/ 8/1991

R. Keith Higginson, Director

AUTOFILMED

JUL 10 1991

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

APR 19 1991

Application No. 35-8899

Department of Water Resources

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes X No

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes No X

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. 0

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. 80

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant Ferd Gehring & Son Inc. by
Gay Gehring Pres.

Date 4-15-91

MICROFILMED

MAY 10 1991

No prior development or rights
Count all acreage as trust acreage
4-14-91



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

April 10, 1991

RE: APPLICATION FOR PERMIT NO. _____

Dear APPLICANT:

Due to the Swan Falls litigation and subsequent backlog of pending applications, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, or if the application proposes diversion of more than 5.0 cfs, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5. information notice will be sent to you after you return the questionnaire.

MICROFILMED

JUL 10 1991

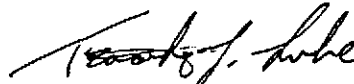
Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

RECEIVED

JUL 10 1991

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: E012426

Date: 03/19/90
Time: 15:46:08

Received

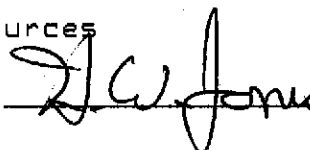
From: CAVANESS & BOOMER

Type of Payment	Program Acct Class	Amount
APPLIC. FOR PERMIT	0630199 1238 6390	\$65.00
	Total	\$65.00

CHECK 986

Idaho Department of Water Resources

Region: EASTERN

Signature: 

MICROFILMED
JUL 10 1991

Cavaness & Boomer

BEN CAVANESS
HENRY R. (Hank) BOOMER

ATTORNEYS-AT-LAW
P.O. Box 70 — 376 Roosevelt
American Falls, Idaho 83211

Telephone
(208) 226-2562

March 16, 1990

Mr. Skip Jones
Idaho Department of Water Resources
150 Shoup Avenue, Suite 15
Idaho Falls, ID 83401

RE: Ferd Gehring and Sons, Inc. Water Application

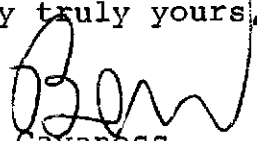
Dear Skip:

Enclosed is the original water application that I am filing on behalf of Ferd Gehring and Sons, Inc., for the last 80 acres of land that they own that has not previously been converted to sprinkler irrigation.

Please review the enclosed application. If you find it to be in proper form, please commence with the processing procedure required.

I am enclosing a business account check in the amount of \$65.00 to cover the required filing fee.

Very truly yours,


Ben Cavaness

BC/s
Enclosure

RECEIVED

MAR 19 1990

Department of Water Resources
Eastern District Office

RECEIVED

JUL 10 1991