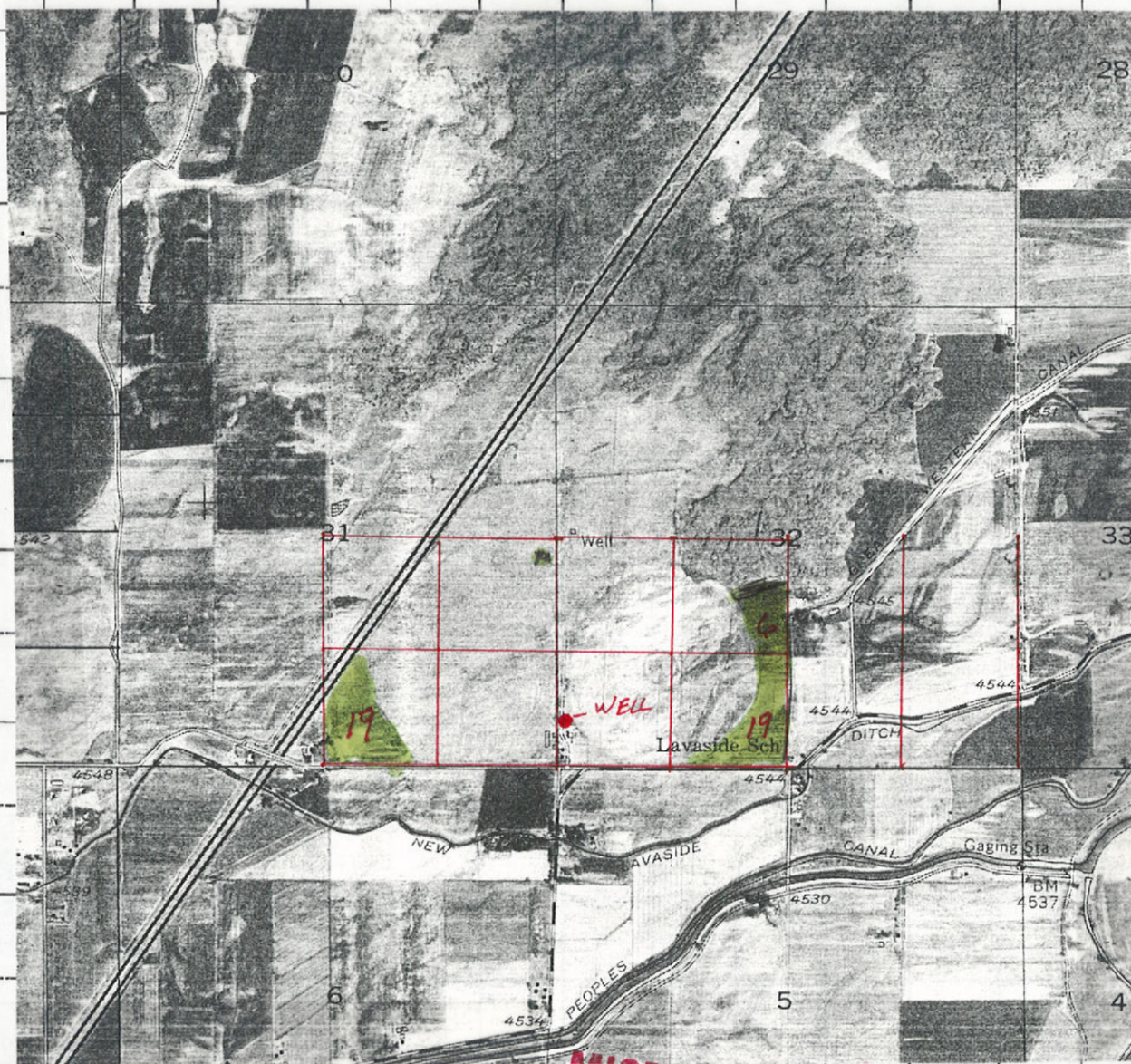


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



MICROFILMED

MAY 23 1990

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.

Larry R. Fielding
(Applicant)

T388
2673

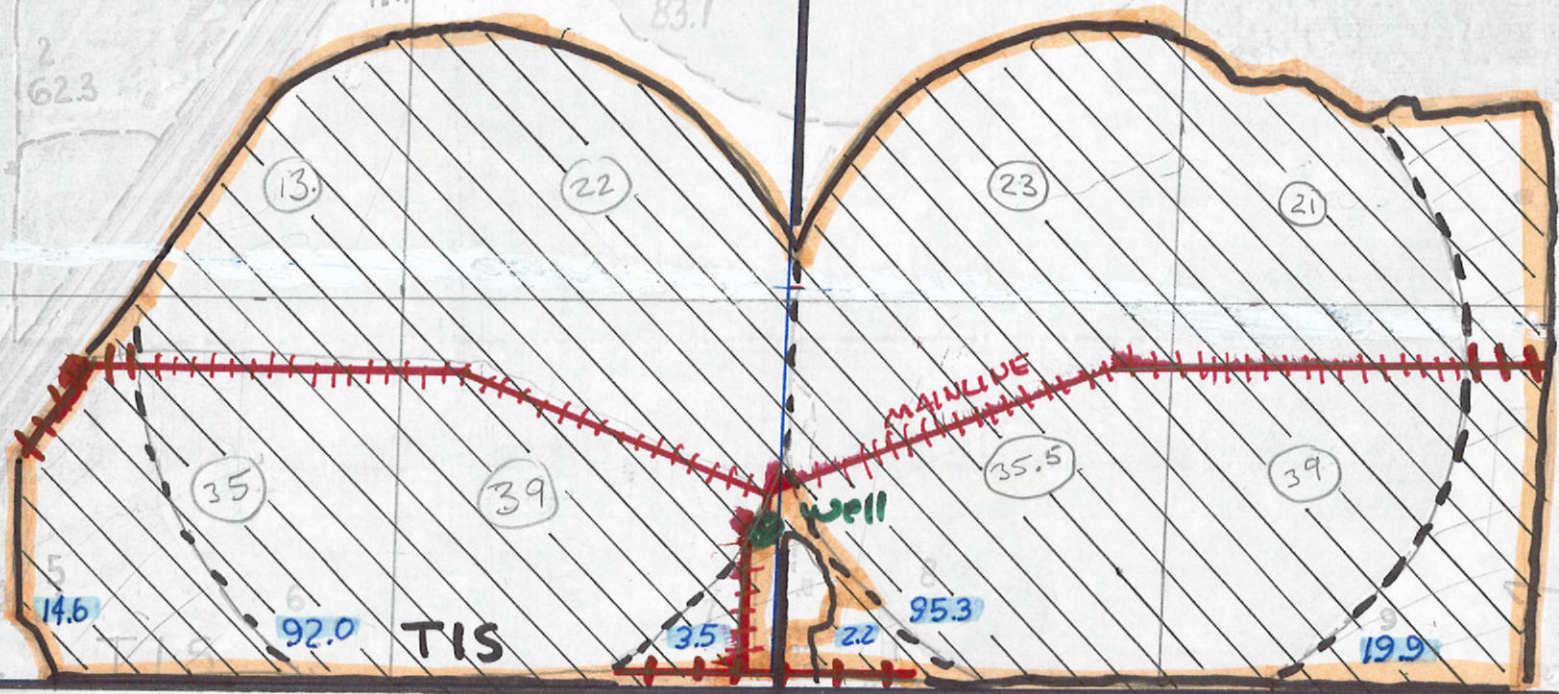
T15
R36E

31 32

Sec 31

T
S
R36E

Sec
32



T25

6 5

#35-08780

MICROFILMED
JAN 0-8 1997

R 3SE

R 3GE

T 1 S

T 1 S
T 2 S

PLACE OF USE

POINT OF DIVERSION

LAVASIDE

CANAL

Gaging

35-08780

REPROFILMED
JAN 0 8 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08780

Priority: May 25, 1989

Maximum Diversion Rate:

0.33 CFS

This is to certify, that GARY R FIELDING
134 W 600 N

BLACKFOOT ID 83221 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 25, 1989; and has submitted Proof of Beneficial Use on April 20, 1992. An examination indicates that the works have a diversion capacity of 3.380 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	0.33 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 32, Township 01S, Range 36E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S	36E	31	NENE 22	NWSE 13	SWSE 35	109
			SESE 39			
		32	NESW 21	NWSW 23	SWSW 35.5	118.5
			SESW 39			

Total number of acres irrigated: 227.5

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. 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.

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JAN 6 8 1987

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 35-08780

CONDITIONS OF APPROVAL AND REMARKS

7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.
9. Rights 35-07283 and 35-08780 when combined shall not exceed a total annual diversion volume of 910.0 af and the irrigation of 227.5 acres.
10. This right is limited to the irrigation of 41.5 acres within the place of use described above in a single irrigation season.
11. Right 35-07283 is also diverted at the point 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 2nd
day of January, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED
JAN 8 1997

RECEIVED

DEC 30 1996

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 35-08780

Date of Priority: May 25, 1989 **Maximum Diversion Rate:** 0.33 CFS
Comes now GARY R FIELDING
134 W 600 N
BLACKFOOT ID 83221 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. 35-08780, 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	0.33 CFS	

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 32, Township 01S, Range 36E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S	36E	31	NESE 22	NWSE 13	SWSE 35	109
			SESE 39			
		32	NESW 21	NWSW 23	SWSW 35.5	118.5
			SESW 39			

Total number of acres irrigated: 227.5

MICROFILMED

JAN 08 1997

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 _____, this 19 day of Dec, 1996.

Gary Fielding
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08780

FOR DEPARTMENT USE ONLY

Preliminary check by Ket Fee = \$50.00 Receipted by Ket # 0037323 Date 12-30-96

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. 35-08780 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. 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.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.
9. Rights 35-07283 and 35-08780 when combined shall not exceed a total annual diversion volume of 910.0 af and the irrigation of 227.5 acres.
10. This right is limited to the irrigation of 41.5 acres within the place of use described above in a single irrigation season.
11. Right 35-07283 is also diverted at the point of diversion described above.

MICROFILMED

JAN 08 1997

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 35-08780

Witness my hand this 2nd day of January, 1997.

K. J. Dreher
for KARL J. DREHER, Director

MICROFILMED

JAN 08 1997

RECEIVED

APR 20 1992

OFFICE USE ONLY

Amt. of Fee \$ 100.00
Date 4-20-92
Receipt No. COZ 3560
Receipt by WBS

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 3508780 Telephone No. 785-1899

2. Name(s) of Permit Holder(s): Gary R Fielding

3. Mailing Address: 134 W 600N Blackfoot Idaho 83221

4. Source of Water: ground

If GROUNDWATER, Well Driller's Name: Barnes Drilling Date Drilled: 4/1973

OPTIONAL:

Pump horsepower: 150 Pressure (psi): 80 Dynamic pumping level (ft.): ~~47~~ 80'

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

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

Irrigation 42 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .84 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: \$ 100.00 (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 Fielding 785 1899
Name Telephone No.

134 W 600 N Blackfoot Idaho 83221
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.

MAY 15 1992

4/15/92 Gary Fielding
Date Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08780

Proposed Priority: May 25, 1989 Maximum Diversion Rate: 0.84 CFS
This is to certify, that **GARY R. FIELDING**
134 W. 600 N.
BLACKFOOT, ID 83221
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	0.84 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: SWSW Sec. 32, Township 01S, Range 36E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S 36E 31	SWSE 17			17
32	NESW 6	SESW 19		25

Total number of acres irrigated: 42

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1992**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
7. 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.
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
MAY 23 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08780

CONDITIONS/REMARKS:

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

23rd day of April, 1990

for R. Keith Higginson, Director

MICROFILMED

MAY 23 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No.

35 8780

To appropriate the public waters of the State of Idaho

1. Name of applicant GARY R. FIELDING Phone _____

Post office address 134 W. GOON. , BLACKFOOT ID 83221

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

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

Sec. 32 Township 1S Range 36E B.M. BINGHAM County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.84 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) 0.84 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 / SPRINKLERS

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

c. Proposed well diameter is 18" inches; proposed depth of well is 130 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

MICROFILMED

MAY 23 1990

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	
15	36E	31															17		17
		32								6			19						25

Total number of acres to be irrigated 42

10. Describe any other water rights used for the same purposes as described above. 35-07283

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

12. Remarks: APPLICATION IS FOR REMAINING ACRES TO BE
IRRIGATED FROM WELL BUT NOT INCLUDED IN
LICENSE 35-07283.

MICROFILMED

MAY 23 1990

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.

Gary R. Fielding
(Applicant)

Received by aw Date 5-25-89 Time 12:30p Preliminary check by _____
Fee \$ 45⁰⁰ Received by aw # ED87990 Date 5-25-89
Publication prepared by RB Date 3-18-90 Published in Morning News
Publication approved aw Date 3-30-90

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:

RECORDED

MAY 23 1990

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that GARY RALPH FIELDING

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to November 1	at 2.05 cfs and	651 acre feet
	from	cfs and	
	from	at cfs and	

(None of the inclusive)

Description and location of place of use:

Total number of acres irrigated 186

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of January, 19 80.

Director

MICROFILMED

MA 23 1990

35-08758

PAHL, Gregory Lynn
3183 N. Pleasant Valley Rd.
American Falls, Id. 83211
Source: GROUNDWATER
Diversion Pt: LOT 4 (NWSESE), Sec. 24, T.
06S, R. 30E.
Use: IRRIGATION (.270 CFS).
Total Diversion: (.270 CFS).
Date Filed: 3/07/1989.
In: T06S, R30E, S24, Lot 3 (NESE), NWSE,
SWSE, Lot 4 (SESE).
169.5 ACRES TOTAL.

35-08759

PAHL, Jeffrey J.
P.O. Box 476
Aberdeen, Id. 83210
Source: GROUNDWATER
Diversion Pt: NWSWSE, Sec. 24, T. 06S, R.
30E.
Use: IRRIGATION (.980 CFS).
Total Diversion: (.980 CFS).
Date Filed: 3/02/1989.
In: T06S, R30E, S24, NESW, NWSW,
SWSW, SESW.
160.0 ACRES TOTAL.

35-08777

UNDERWOOD, Frank S.
891 N. Shilling
Blackfoot, Id. 83221
Source: GROUNDWATER
Diversion Pt: NWNWSE, Sec. 5, T. 02S, R.
34E.
Use: IRRIGATION (.200 CFS).
STOCKWATER (.020 CFS).
DOMESTIC (.040 CFS).
Total Diversion: (.200 CFS) (30.00 AF).
Date Filed: 5/10/1989.
In: T02S, R34E, S05, NWSE.
10.0 ACRES TOTAL.

35-08778

LORDS, Darrell M.
P.O. Box 282
Aberdeen, Id. 83210
Source: GROUNDWATER
Diversion Pt: SWNW, Sec. 33, T. 05S, R.
31E.
Use: IRRIGATION (.100 CFS).
Total Diversion: (.100 CFS).
Date Filed: 5/31/1989.
In: T05S, R31E, S33, NWNW, SWNW.
5.0 ACRES TOTAL.

35-08779

JACKSON, R. David
P.O. Box 578
Fort Hall, Id. 83203
Source: GROUNDWATER
Diversion Pt: SESWNW, Sec. 20, T. 03S, R.
34E.
Use: IRRIGATION (.200 CFS).
Total Diversion: (.200 CFS).
Date Filed: 5/31/1989.
In: T03S, R34E, S20, NWNW, SWNW,
NESW.
10.0 ACRES TOTAL.

35-08780

FIELDING, Gary R.
134 W. 600 N.
Blackfoot, Id. 83221
Source: GROUNDWATER
Diversion Pt: SWSW, Sec. 32, T. 01S, R.
36E.
Use: IRRIGATION (.840 CFS).
Total Diversion: (.840 CFS).
Date Filed: 5/25/1989.
In: T01S, R36E, S31, SWSE, S32, NESW,
SESW.
42.0 ACRES TOTAL.

35-08781

RAY, Jesse W.
RAY, Rosemary

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, Ted Townsend do
solemnly

swear that I am the Publisher of
The Morning News which is a daily newspaper of
general circulation published each day except Sunday
at Blackfoot, Bingham County, Idaho, said newspaper
having been so published at Blackfoot, aforesaid for
more than one year past; that said newspaper
heretofore complied with all the provisions of Chapter
154 of the Sessions Laws of Idaho of 1933, approved
March 11, 1933, and duly designated, pursuant to law,
a particular day of the week as the day on which legal
notices required by law or by the order of any Court of
competent jurisdiction within the State of
Idaho shall be published to-wit: of each week; that the
notice attached hereto and which is a part of this af-
fidavit and part of the proof of publication was
published in said issue or said

newspaper two consecutive weeks

the first publication having been made on the

1st day of March, 19 90:

and the last publication having been made on the

8th day of March, 19 90;

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

On this 19th day of March, in
the year 1990 before me a Notary Public of said State,
personally appeared

Ted Townsend
known or identified to me to be the person whose
name is subscribed to the within instrument, and being
by me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he ex-
ecuted the same.

Jesse W. RAY
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing Fee: \$5.00

MICROFILMED

MAY 23 1990



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 2, 1997

GARY R FIELDING
134 W 600 N
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08780

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment. Should you have any questions regarding these documents, please contact me.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify 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 to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED

JAN 08 1997



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 5, 1996

GARY R FIELDING
134 W 600 N
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 35-08780

Dear Water Right 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 place(s) of use description. Please review carefully and if you concur, sign the amendment and return it with the \$50 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,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED
JAN 23 1997

MEMORANDUM

TO: File 35-08780

FROM: Sharla

DATE: December 4, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 35-08780 are based on the following:

C. SYSTEM DESCRIPTION

6. Place(s) of Use:

1S, 36E, S31 - NESE (acres), NWSE (acres)
SWSE (acres), SESE (acres)
S32 - NESW (acres), NWSW (acres)
SWSW (acres), SESW (acres)

This right is limited to the irrigation of 41.5 acres within the place of use described above in a single irrigation season.

H. RECOMMENDATIONS

Irrigation	4/1 - 10/31	0.33 cfs
------------	-------------	----------

The measurement of this system was 3.38 cfs (this figure is used as opposed to the theoretical calculation). The previous license (35-07283 was licensed for 3.05 cfs, leaving 0.33 cfs available for licensing under this right.

Examiner: Gary Buss
Exam Date: July 2, 1992

MICROFILMED

JAN 6 8 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08780

DATE 9/24/96

REVIEWER: S H A R L A

NAME Change OK Address Change No
 SOURCE Change OK Is change clarification of originally intended source? Yes
 If not, prepare Notice of Intent to Void Yes
 POINT OF DIV Change OK Amendment required No
 PLACE OF USE Change OK Amendment required Yes

Does map agree with written description? Yes no

OVERLAPS

RATE OF DIV

Permitted Rate

Fee limit

Measured

Theoretical

.84 cfs

1.0 cfs \$1000

3.38 cfs

3.58 cfs

Recommended Total Div Rate .33 cfs

ANNUAL VOLUME/
NATURE OF USES

Use

Volume Calculation

W1.

41.5 x 4 = 166 af

W2.

af

W3.

af

W4.

af

W5.

af

SUBTOTAL

Flow rate .33 cfs X 213 days X 1.987 = 139.2 af

Total volume recommended 139.2 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W36 (35-07283)
W35 (110 af) 910 af, 227.5 ac.
WB7, WB8, 065 WB9 (41.5 ac)

CONDITIONS Watermaster Control WD#

GW Measurement/Measuring Device

R31 Overlap

Use-specific conditions 048,049

Advancement of Priority Date Required yes no

SRBA Claim Filed N/A

Adjustment Memo take

1st Amend Letter P46 P38

2nd Amend Letter P42

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 22 1996

Department of Water Resources

A. GENERAL INFORMATION

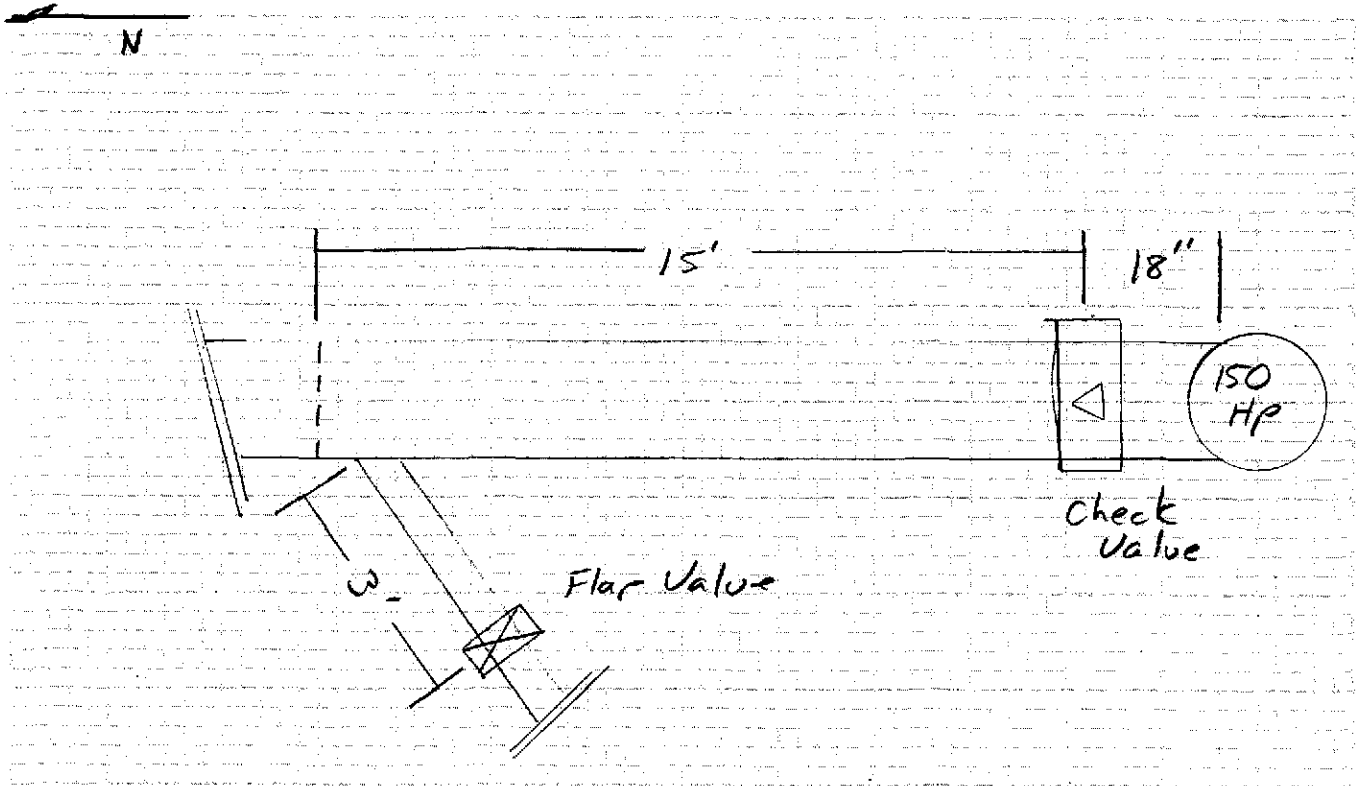
Permit No. 35-8780
Phone No. 785-1899
1. Owner: Gary R Fielding
Current Address: 134 W. 600 N. Blackfoot, Id. 83221
2. Accompanied by: Gary Fielding EXAM. DATE: 7-2-92
Address: Same Phone No. Same
Relationship to Permit Holder: owner
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: New Sweden IRR (Possible) ☐ Copies Attached
2. Other water rights with same point of diversion: 35-07283 ☒ 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)

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JAN 28 1997

System Description (continued)

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

150 Hp to 10" underground mainline supplying two center pivots (1113') and Hand lines to Irrigate the corner of pivot and lawn in front and to the side of House.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	150	DJI404163	Johnston	12" discharge

*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
			SW	SW	32	1S	36E	Bingham	

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1S	36E	31													1		6		7
		32									2	1/4	5	18					34.5

Total 41.5

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Do not use this space

JAN 08 1957

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure gage	Fluid	ashcroft	-	-	160 ps	
Flow meter	Time-Flite	Polysonic				

2. Measurements:

operating pressure 60 psi

dynamic pumping level 170'

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

* Licens 35-07283
(3.05 cfs)

1. Measured Method:

Sonic meter Reading is 1513 gpm (3.38 cfs)

3.58 cfs - 3.05 cfs
yields 0.53 cfs

2. Alternate Method for Checking Purposes:

Theory $\frac{150 \text{ HP} (8.814) (70\% \text{ eff})}{170' + 60 \text{ psi} (2.308)} = 3.58 \text{ cfs}$

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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 41.5 \text{ acres} \times 4 \text{ af} = 166 \text{ afa}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.53 \text{ cfs} \times 214 \text{ d.} \times 1.9835 = 225 \text{ afa}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 166 \text{ afa}$

2. Volume Calculations for Other Uses:

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JAN 08 1937

H. REMARKS AND OVERLAP REVIEW ANALYSIS

The original place of use of license 35-07283 has been modified by the adjacent highway. The "R" record has been changed to reflect that. I filled in the additional 41 acres of 35-08780 based on that new configuration of 35-07283.

726 ft.
10-5-95

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	0.53 fs	166 afa
Totals:			0.53 fs	166 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 Bess

Signature Gary Bess

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.

MICROFILMED
JAN 08 1997

MODE SELECT
DATA SET

DATA SET MODE
? PRINTER

PRINTER USE
? YES

MM-DD HH:MM
07-02 10:49

MODE SELECT
INPUT

OUTER DIAMETER
10.0264 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1650 IN

INNER LINING
? NO LING.

KIND OF FLUID
? ANOTHER

SOUND VELOCITY
1498 M/S-

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
7.106 IN U

MODE SELECT
TO CHECK

0072.0 MMSEC
000.07 % T0

ZERO MODE
AUT ZERO

07-02 10:5000 *R
+ 1.512E 36PM

07-02 10:5000 *R
+ 1.513E 36PM

07-02 10:5000 *R
+ 1.513E 36PM

07-02 10:5000 *R
+ 1.513E 36PM

141600-111111
141600-111111

BS-8780

0149 1513 gpm

**FLOW MEASUREMENT
TAPE**

35-8780

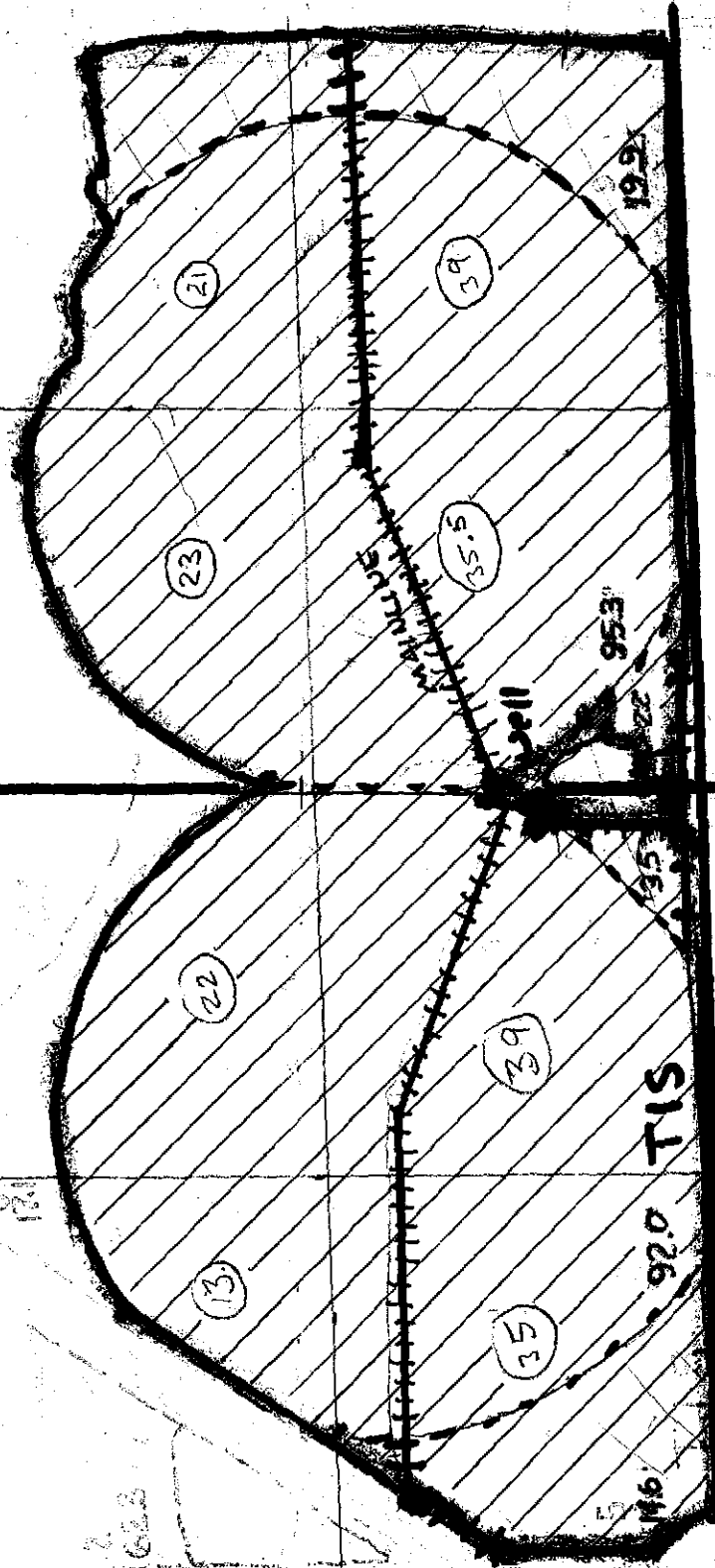
MICROFILMED
JAN 0 9 1977

515
T & M

33

T-S R36E

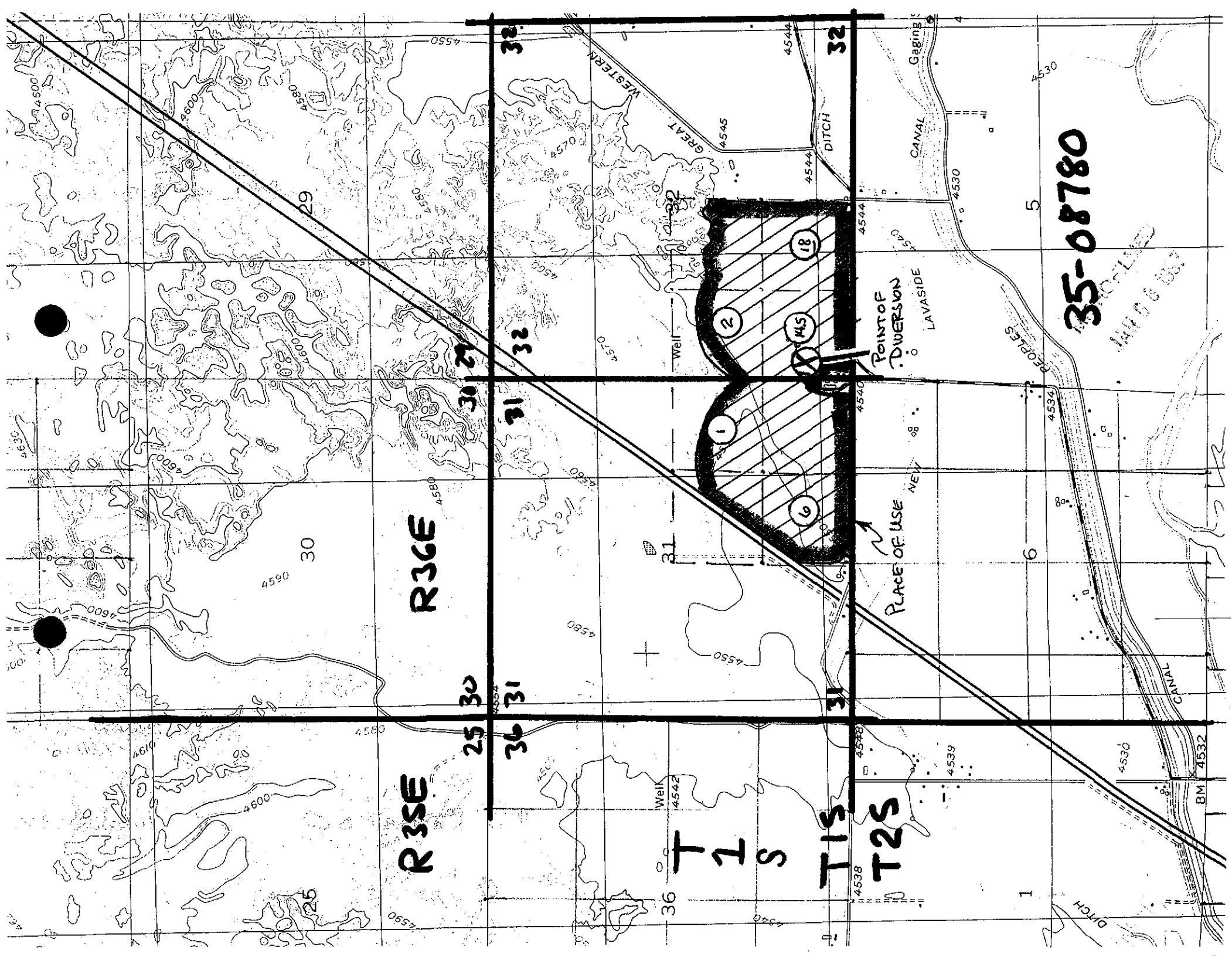
Sec 32



T25 615

#35-08780

MICROFILMED
JAN 28 1967



35-08780

RECEIVED
JAN 10 1962

April 24, 1992

GARY R. FIELDING
134 W. 600 N.
BLACKFOOT ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08780

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.

I note that the permit issued to you by the department requires the installation of a flow measurement port to allow the department to determine the rate of diversion. The proof which you submitted does not show that you have installed this equipment.

The installation of the flow measurement port must be complete by the time the department representative conducts the examination of your system unless the department has rescinded the requirement prior to the field examination. In some cases, the equipment requirement can be rescinded because the equipment cannot be physically installed, is not appropriate or can be accommodated with other measuring methods.

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

MAY 15 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 35-08780

Reviewed by Klg

Date 4/22/92

GENERAL CONSIDERATIONS

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

TYPES OF USE

irrigate - 42
Correct Uses? yes

SOURCE OF WATER

 Surface water source
✓ Ground water source

NA Drilling permit required?

4/73 / Copy in the file? Drilling Permit No.

/ Amount paid for permit Correct?

/ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
100 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
no Installed?
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

proof acceptable

needs a flow

DATA ENTRY

New Address

Proof Made 4/20/92
4/24/92 Klg

February 28, 1992

GARY R. FIELDING
134 W. 600 N.
BLACKFOOT ID 83221

PROOF DUE NOTICE

RE: PERMIT NO. 35-08780

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 May 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.

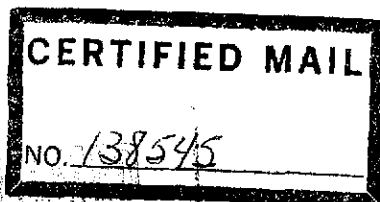
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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



MAY 15 1992

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
April 24, 1990

GARY R. FIELDING
134 W. 600 N.
BLACKFOOT, ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08780

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.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

MICROFILMED

MAY 23 1990

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MINOR REVISIONS

MAY 23 1990

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NON-TRUST
HAD

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY Debra M. Dunn DATE 10 July 89 APPLICATION NUMBER 35-8780

REQUIRED INFORMATION

Gary R. Fielding

- ☒ 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 35-07283
- ☐ Yes ☒ No Field check required
- ☐ Yes ☒ No 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 _____

APR 06 1990

Department of Water Resources

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

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

FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 3-19-90
☐ 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. 01-POS
☒ Yes ☐ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 5-25-89
By HWT Date 4-2-90

STATE OFFICE REVIEW P05, P23, P03, P17 46 48 49 26 01G
See below for additional information
By KW Date 4-18-90

ADDITIONAL INFORMATION

License 35-7283 g covers the Point of Diversion applied for in this application; the ground
is not covered though.
Condition: 201G7
App. in NON-TRUST area-
OK to allow 2 years to develop-

13-Feb-1990

Gary R. Fielding
134 W. 600 N.
Blackfoot, ID 83221

RE: Application for Permit No. 35-8780

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Morning News on March 1 & 8, 1990. 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

MAY 23 1990

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 13, 1990

THE MORNING NEWS
P.O. BOX 70
BLACKFOOT, ID 83221

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 MARCH 19, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

MAY 23 1990

35-08780

FIELDING, GARY R.
134 W. 600 N.
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: SWSW Sec 32 T 01S R 36E

Use: IRRIGATION (.840 CFS)
Total Diversion: (.840 CFS)

Date Filed: 5/25/1989

In: T01S R36E S31 SWSE
S32 NESW SESW

42.0 ACRES TOTAL

MICROFILMED

MAY 23 1990

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 MARCH 19, 1990.

R. Keith Higginson, Director

Published 3/01/1990 & 3/08/1990

MICROFILMED

MAY 23 1990

21-Jul-1989

Gary R. Fielding
134 W. 600 N.
Blackfoot, ID 83221

RE: Application for Permit No. 35-8780

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your application for water right permit. The application has been assigned the identification number listed above. Please refer to this number in all future correspondence.

The Department can not proceed with the processing of your application at this time. It seeks the appropriation of water within the area covered by the civil suit of Idaho Power Company vs. Idaho Department of Water Resources, et al., Ada County Civil No. 81375 (Swan Falls Suit). Until there has been a final resolution to this suit and rules and regulations promulgated for considering new appropriations, the processing of applications in this area has been suspended. During the interim, your application will be held in this office.

The staff in our office will be glad to answer any questions you have concerning the above matter.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor
HWJ/rb

MICROFILMED

MAY 23 1990