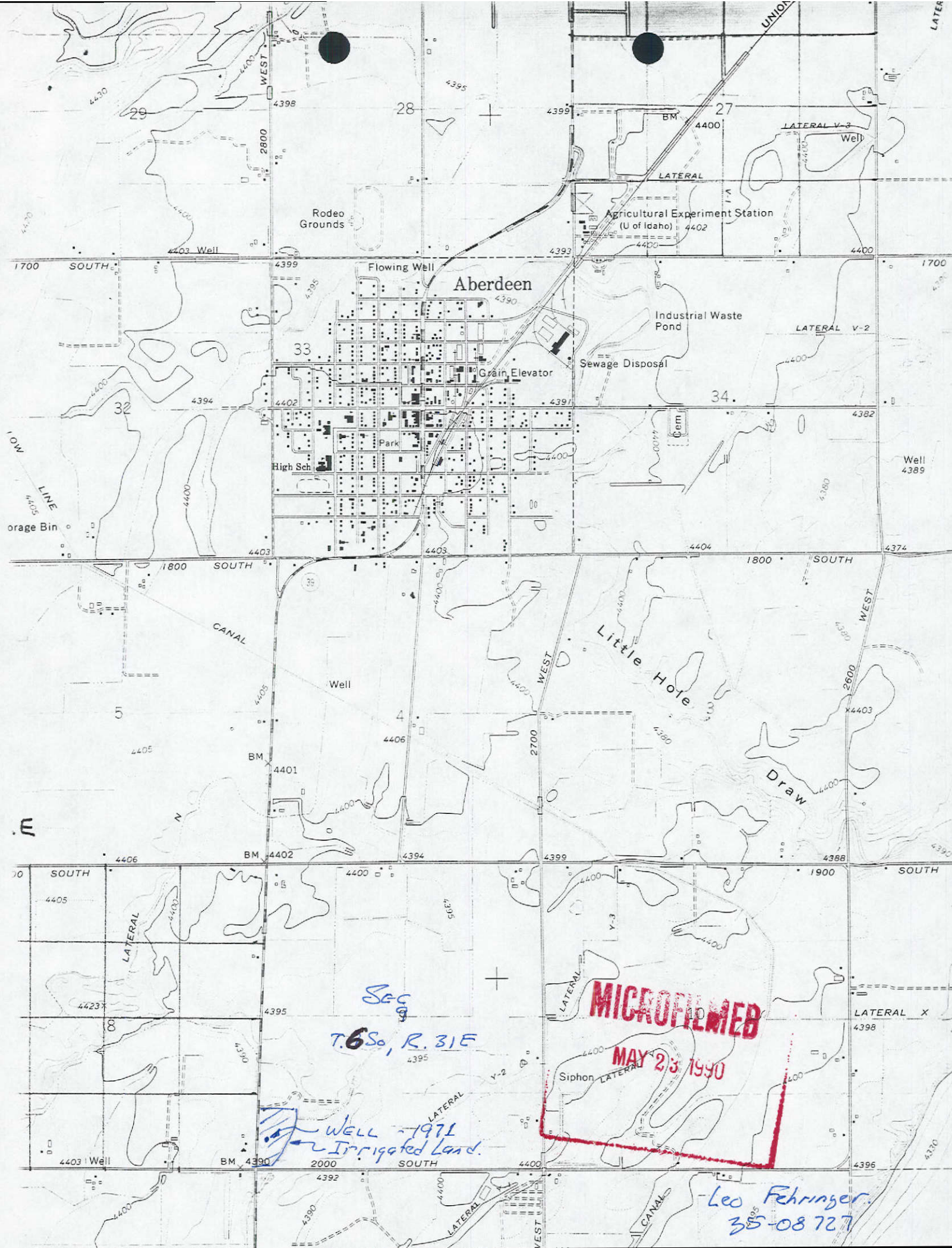




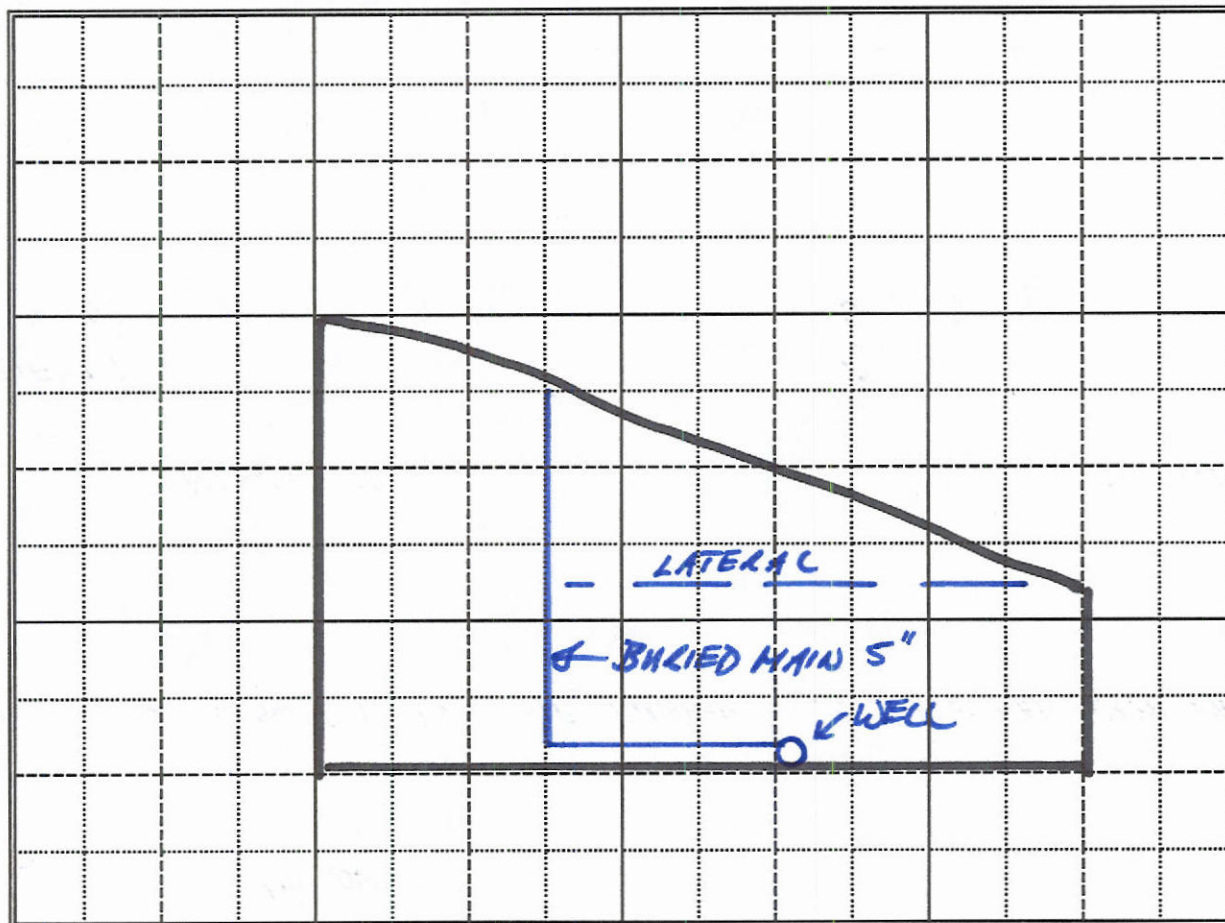
Sec
T.6S, R.31E

WELL - 1971
Irrigated Land.

MICROFILMED
MAY 23 1990
Siphon

Leo Fehring
35-08727

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



Scale: 1" = _____.

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
NR	FRANKLIN	10	SUBHERSIBLE		2"

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

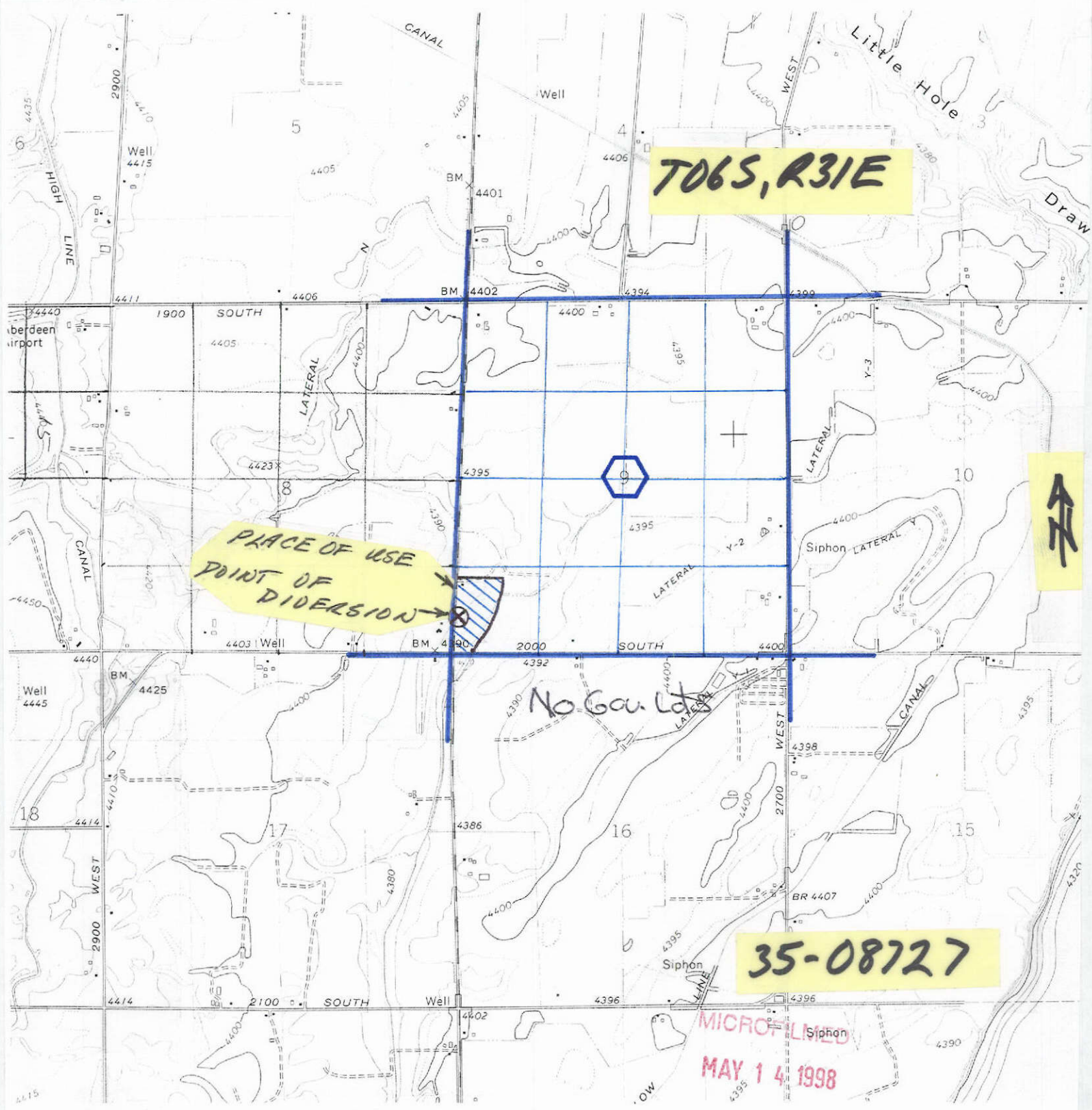
D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
(PARCEL) PRESSURE GAUGE		BECKLEY			0-100	SSPS1

2. Measurements: _____

MICROFILMED



Airport Rd. 1900S

+228.5
1077

Highway 39
2800 W

T065, R31E

ed by Power Co.

HEL

1

62.8

9

Trans. To Power
for Richard Giesbrecht
10/95

HEL

2

92.9

HEL

1
46.8

15 Acres

HEL

4

99.0

WEL

HEL

3

22.5

Take out for Home - driveway - shed
+ out buildings

Funk Rd. 2000S

T25293

35-08727

MICROFILMED
MAY 14 1998

L. FEHRINGER

STOCKWATER - IRRIGATION

1/5



VIEW OF
POINT OF
DIVERSION
CINDER
BLOCK BLDG.



WELL HOUSE
SUBMERSIBLE
PUMP

MICROFILMED
MAY 14 1998

PERMIT
NUMBER

35-8727

L. FEHRINGER

STOCKWATER - IRRIGATION

215



VIEW NORTH
PLACE OF
USE



VIEW
NORTHEAST
PLACE OF
USE

MICROFILMED
MAY 14 1998

PERMIT
NUMBER

35-08727

L. FEHRINGER

STOCKWATER - IRRIGATION

3/5

VIEW SOUTH
PLACE OF
USE



MICROFILMED
MAY 14 1998

PERMIT
NUMBER

35-08727

L. FEHRINGER

STOCK WATER / IRRIGATION

4/5

VIEW NORTH
PLACE OF
USE



VIEW EAST
PLACE OF
USE



PERMIT
NUMBER

35-08727

MICROFILMED

MAY 14 1998
MICROFILMED

L. FEHRINGER

STOCKWATER / IRRIGATION

575

VIEW
SOUTHEAST
PLACE OF
USE



VIEW SOUTH
PLACE OF
USE



PERMIT
NUMBER

35-08727

MAY 14 1998

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08727

Priority: June 3, 1989

Maximum Diversion Rate:

0.27 CFS

This is to certify, that LEO FEHRINGER
1981 S 2800 W

ABERDEEN ID 83210 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 22, 1989; and has submitted Proof of Beneficial Use on May 13, 1991. An examination indicates that the works have a diversion capacity of 0.400 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	0.26 CFS	
STOCKWATER	04/01 to 10/31	0.01 CFS	
	Totals	0.27 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 9, Township 06S, Range 31E
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>
06S	31E	9	SWSW	13		13

Total number of acres irrigated: 13

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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.
5. 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.

MICROFILMED
MAY 14 1998

State of Idaho
Department of Water Resources**Water Right License**

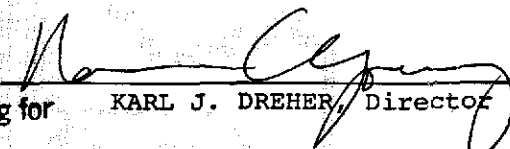
WATER RIGHT NO. 35-08727

CONDITIONS OF APPROVAL AND REMARKS

6. 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.
7. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
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. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual diversion volume of 52.0 af at the field headgate for irrigation of the lands above.
11. Stockwater use under this right shall not exceed 0.2 afa.

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 27th
day of April, 1998.

Acting for


KARL J. DREHER, Director

MICROFILMED

MAY 14 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-8727 IN THE

NAME OF LEO FEHRINGER

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before May 1, 1991; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on May 13, 1991;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-8727 be REINSTATED and the priority advanced to June 3, 1989.

Dated this 16th day of May, 1991.


L. GLEN SAXTON, Chief
Water Allocation Bureau

RECORDED

MAY 31 1991

RECEIVED

MAY 13 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

Amt. of Fee \$ 100.00Date 5/13/91Receipt No. 0020457Received by J. Johnson

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. No 35-08727 Telephone No. 208-392-4012
2. Name(s) of Permit Holder(s): Leo H. Fehring
3. Post Office Address: 1981 So. 2800w Aberdeen, Idaho 83210
4. Source of Water: Ground water
 - a. If ground water, well driller's name: Dean Mitchell Date drilled: 1972
 - b. Pump horsepower: 7 1/2 Pressure (psi): 70 # Dynamic pumping level (ft.): 6.5
5. Extent of Use:

Domestic one (No. of households)Irrigation 14 (No. of acres)Stockwater 15 (No. and type of stock)

Other _____

6. Total rate and/or volume for which proof is submitted 0.020
0.280 cfs _____ acre/feet
300

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 Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Leo Fehring
Name392-4012
Telephone No.1981 So. 2800w. Aberdeen, Idaho 83210
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.

5/9/91
DateLeo H. Fehring
Signature (and title if on behalf of a company or organization)

MAY 31 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08727

Proposed Priority: May 22, 1989 Maximum Diversion Rate: 0.28 CFS
This is to certify, that LEO FEHRINGER

1981 S. 2800 W.
ABERDEEN, ID 83210

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.28 CFS
STOCKWATER	04/01 to 11/01	0.02 CFS
	Totals	0.28 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSW Sec. 9, Township 06S, Range 31E
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>
06S	31E	9	SWSW	14		14

Total number of acres irrigated: 14

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1991.
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. 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.

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MAY 23 1990

Permit To Appropriate Water

NO. 35-08727

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

23 day of April, 19 90.

for J. Glen Saxton
R. Keith Higginson, Director

MICROFILMED

MAY 23 1990

RECEIVED

APR 2 1990

Ident. No. 35-08727

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: LEO FEHRINGER 208-397-4012
Address: 1981 S 2800 W
ABERDEEN, ID 83210

2. Source: GROUNDWATER Trib. to:

3. Location of point of diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	31E	9	SW	SW			BINGHAM

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AFA
IRRIGATION	04/01	11/01	0.280		
STOCKWATER	04/01	11/01	0.020		

5. Total quantity appropriated is:
0.280 CFS (and/or) AFA

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
WELL & PUMP TO SPRINKLER SYSTEM
- 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.
- Proposed well diameter is 6 inches; proposed depth of well is 85
feet.
- Is groundwater with a temperature greater than 90F being sought? NO

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 years.

8. Description of proposed uses:
IRRIGATION

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MAY 23 1990

9. Description of place of use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	31E	9	SW	SW		IRR	14.0
			SW	SW		STOCK	

Total Section Acres 14.0

Total Acres 14.0

10. Describe any other water rights used for the same purposes.
NONE

11. a. Who owns the property at the point of diversion?

APPLICANT

b. Who owns the land to be irrigated or place of use?

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:

13. Map of proposed point of diversion and place of use attached? [X]

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.

Geo. H. Fehinger
Applicant

Received by S.M. Date 5/22/89 Time 10:01 AM Preliminary check by HWS

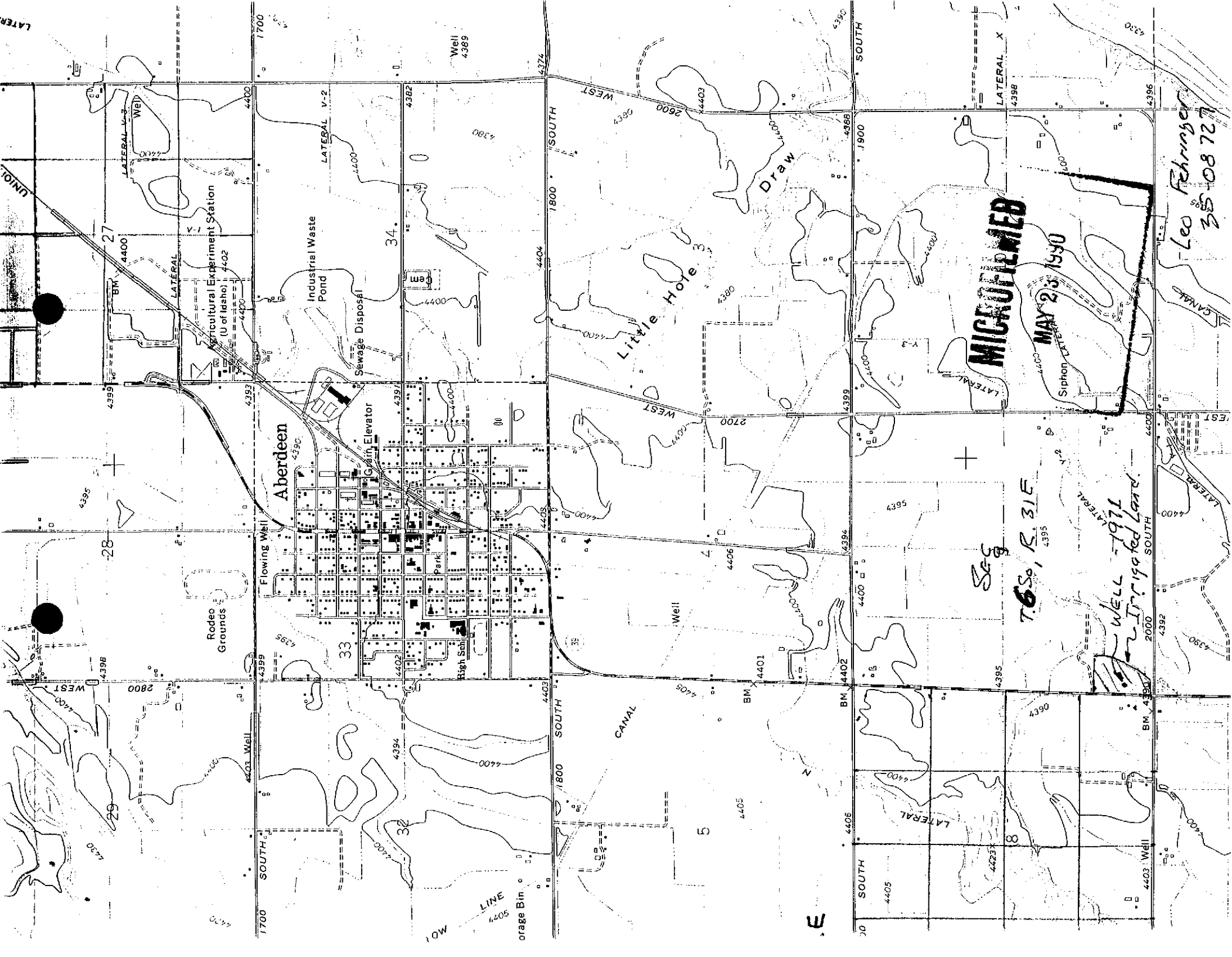
Fee \$ 45⁰⁰ Receipted by S.M. # E007740 Date 5/22/1989

Publication prepared by RB Date 3-18-90 Published in Morning News

Publication approved Qu Date 3-30-90

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MAY 23 1990



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MAY 23 1990

T.6 So, R. 31 E

SEG

Well - 1971
Tr 1960 fed land

Leo Rehinger
35-08727

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

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s) have been filed
to appropriate the public waters of the State of
Idaho:

35-08718

CARTER, A. LADD
438 S. 900 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversión Pt.: SWNW, Sec. 36, T. 03S, R.
33E.
Use: IRRIGATION (1.400 CFS); Total Diver-
sion: (1.400 CFS).
Date Filed: 4/3/1989.
In: T03S, R33E, S25, SWSW, SESW.
70.0 ACRES TOTAL.

35-08720

PRESCOTT, Frances
452 S. 900 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversión Pt.: NENE, Sec. 34, T. 03S, R.
33E.
Use: IRRIGATION (2.800 CFS).
Total Diversión: (2.800 CFS).
Date Filed: 4/17/1989.
In: T03S, R33E, S34, NENW, NWNW,
SWNW, SENW.
140.0 ACRES TOTAL.

35-08727

FEHRINGER, Leo
1981 S. 2800 W.
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversión Pt.: SWSW, Sec. 9, T. 06S, R.
31E.
Use: IRRIGATION (.280 CFS).
STOCKWATER (.020 CFS).
Total Diversión: (.280 CFS).
Date Filed: 5/22/1989.
In: T06S, R31E, S09, SWSW.
14.0 ACRES TOTAL.

35-08740

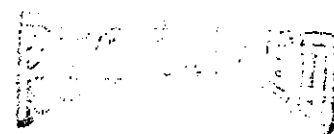
COUNTRYMAN, Robert
COUNTRYMAN, Margaret
1518 W. 800 S.
Pingree, Id. 83262
Source: GROUNDWATER
Diversión Pt.: SWSESE, Sec. 9, T. 04S, R.
33E.
Use: IRRIGATION (.300 CFS).
DOMESTIC (.040 CFS).
Total Diversión: (.340 CFS).
Date Filed: 4/20/1989.
In: T04S, R33E, S09, SESE.
15.0 ACRES TOTAL.

35-08741

BELK, Mark C.
BELK, Val R.
730 S. 1325 W.
Pingree, Idaho 83262
Source: GROUNDWATER
Diversión Pt.: NESW, Sec. 36, T. 03S, R.
33E.
Use: IRRIGATION (.650 CFS).
Total Diversión: (.650 CFS).
Date Filed: 4/17/1989.
In: T03S, R33E, S36, SENW, NESW,
SESW.
115.0 ACRES TOTAL.

35-08742

THURSTON, Margarete
THURSTON T



MAR 21 1990

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)ss

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.

Kaye Dayton
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, P.O. Box 83720, Boise, Idaho 83720-0098

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

April 27, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LEO FEHRINGER
1981 S 2800 W
ABERDEEN ID 83210

RE: WATER RIGHT NO. 35-08727

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.

MICROFILMED

MAY 14 1998

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.

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:klt

Enclosure

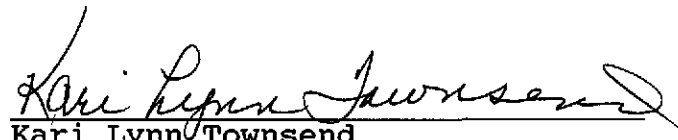
MAY 14 1938

CERTIFICATE OF MAILING

I hereby certify that on the 27th day of April, 1998, 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. 35-08727

LEO FEHRINGER
1981 S 2800 W
ABERDEEN ID 83210


Kari Lynn Townsend
Secretary

MICROFILMED
MAY 14 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08727 DATE 4/22/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (Para P39 - gov P40/P47) Add (P45/P42)

W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41 - gov P43/P47) Add (P41/P42)

W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

RATE OF DIV
 Permitted Rate .28 cfs
 Fee limit 1.00 cfs \$10000
 Measured _____ cfs
 Theoretical 40 cfs .29 cfs rainbirds
 Recommended Total Div Rate .27 cfs

WATER USES	<u>OK</u>				
<u>Irr</u>	<u>.26</u>	cfs	<u>13x4=52.0</u>	af	Irrig -
<u>Stock</u>	<u>.01</u>	cfs	<u>.2</u>	af	overlap (R58-R61, R62-R65, R66-R69)
		cfs		af	supp. gw (WB7/065/079) <u>?? 050?</u>
		cfs		af	overlap spec. combined rts (W35)
		cfs		af	<1acre (W31)
		cfs		af	Domestic (W01/WB5/070/071/075)
TOTALS	<u>.27</u>	cfs	<u>52.2</u>	af	Power (W42 or W43/025/027/R22 or R23)
					Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate .26 cfs X 214 days X 1.98 = 110.2 af

REMARKS _____

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes no SRBA Claim _____ Adjust Memo _____
 Amend letters _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 30 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-8727

1. Owner: LEO FEHRINGER Phone No. (208) 397-4012

Current Address: 1881 S. 2800 W, ABERDEEN, IDAHO 83210

2. Accompanied by: OWNER EXAM DATE: 7/25/96

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: GROUNDWATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: DITCH 01-00297

2. Other water rights with the same point of diversion: DONE

C. DIVERSION AND DELIVERY SYSTEM

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

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination	Remarks
		SW	SW	SW	09	06S	31E	BIDHAM	U.S. G.S. TOPO MAP / NAAPP PHOTO.	

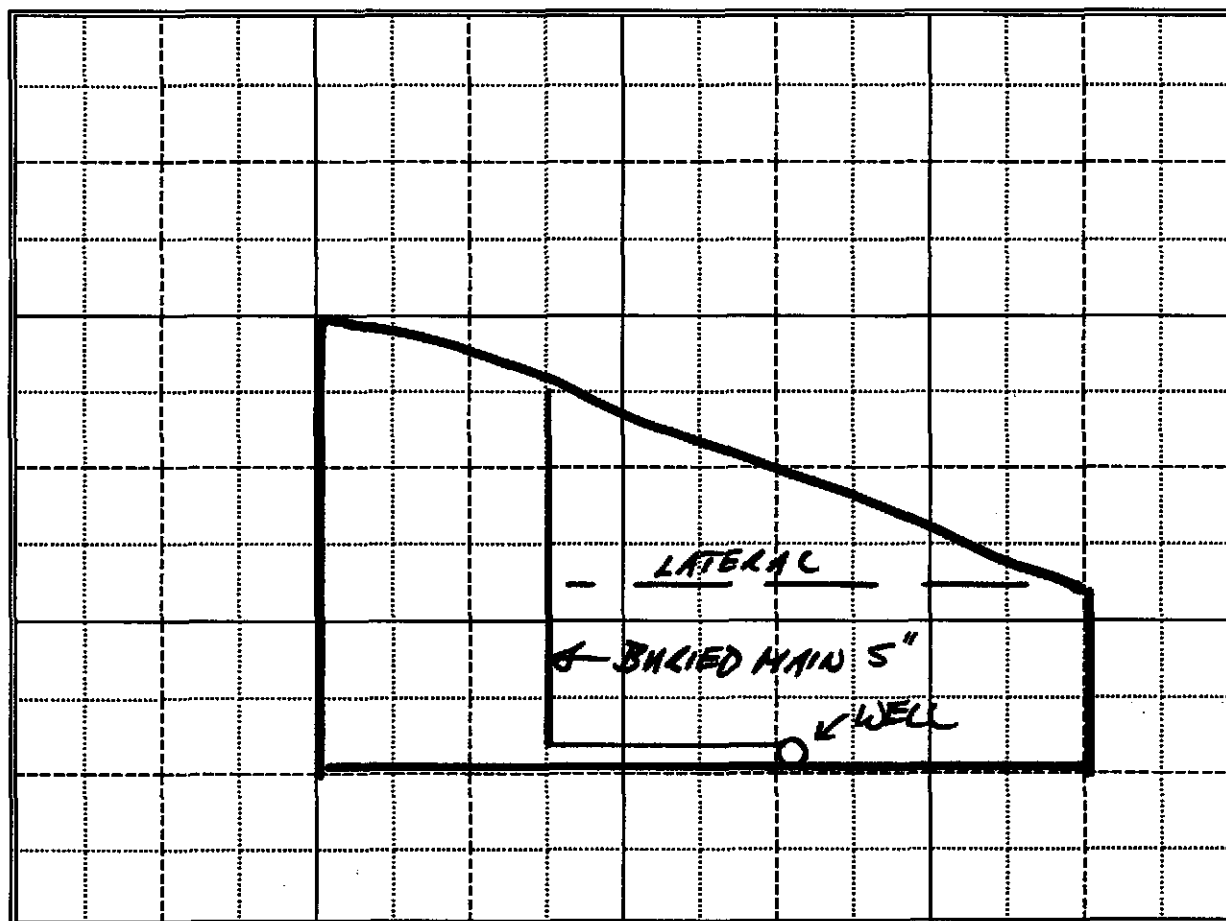
2. Place(s) of Use: NO GOV LOTS Indicate Method of Determination ON SITE Insp.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	31E	09											13						13
"	"	09											S						

MICROFILMED TOTAL 13 ACRES

MAY 14 1998

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable. *SEE PHOTO - SUBMERGIBLE SYSTEM.*



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1111	FRANKLIN	10	SUBMERGIBLE		2"

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
(PARKER) PRESSURE GAUGE		DELKLEY			0-100	55 PSI

2. Measurements: _____

E. NARRATIVE/REMARKS/COMMENTS

THIS SYSTEM UTILIZES A 10 HP SUBMERSIBLE PUMP TO PROVIDE IRRIGATION TO 15 ACRES. A 5" BULGED MAIN LINE DISTRIBUTES WATER TO RISER POINTS ON FARM. LATERAL HAND LINES USE 22 TO 30 RAIN BIRDS WITH 9/64 ORIFICES DISTRIBUTE WATER TO CROPS. 13 ACRES OF IRRIGATED GROUND.

STOCKWATER USE: 12 HEAD COWS (BEEF) }
6 " HORSES } 5 MAX.

* SYSTEM WAS NOT MEASURED BECAUSE PUMP HAD BULGED OUT AND WAS TO BE REPLACED.

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

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F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

THEORETICAL PUMP MAX. = 0.398 CFS

55 PSI WITH 30 BIRDS MAX. - HAVING 9/64 ORifice

4.376 PSI x 30 BIRDS = 131.1 / 448.8 = 0.292 CFS

PERMIT REQUESTS 0.28 CFS 13 ACRES USABLE X .02 = 0.26 CFS

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 13 \times 4 = 52 \text{ AFA}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.26 \text{ CFS} \times 214 \times 1.9835 = 110.36 \text{ AFA}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 52 \text{ AFA}$

2. Volume Calculations for Other Uses:

18 STOCK AT 0.00022 = 0.0039 CFS

18 STOCK AT 0.0134 AF = 0.24 AF

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	10/31	0.26 CFS	52 AFA
STOCK WATER	1/1	12/31	0.01 CFS	0.2 AFA
Totals:			0.27 CFS	52.2 AFA.

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name SIMPkins Date 1/20/98

Reviewer _____ Date _____

SEAL

MICROFILMED

MAY 14 1998

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

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

$$Hp = \text{Horsepower} = \underline{7\frac{1}{2}10}$$

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

Lift: (Static Level + Assumed Draw down)

$$\text{Static Water Level} = \underline{18} \text{ ft.}$$

$$\text{Assumed Draw down} = + \underline{10} \text{ ft.}$$

$$\text{Lift} = \underline{28}$$

OR

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

$$psi = \text{Operating Pressure} = \underline{55} \text{ psi}$$

$$Q_{cfs} = \left[\frac{10}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{28}{Lift} + \left(\frac{55}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{61.698} \right] \div \left[\underline{154.94} \right]$$

$$Q_{cfs} = \underline{0.398} \text{ cfs}$$

MICROFILMED
MAY 14 1938

PERMIT NO. 35-08727

Topographic map showing a grid of sections (10, 15, 16, 17, 18) and various features including canals, laterals, siphons, wells, and benchmarks. Handwritten annotations include:

- TWS, R31E** (Top Left)
- 35-08727** (Top Right)
- No Gouls** (Center)
- PLACE OF USE POINT OF DIVERSION** (Center, near a shaded area)
- Little Hole** (Top Left)
- Draw** (Top Left)
- Canal** (Bottom Left)
- Lateral** (Bottom Left)
- Siphon** (Bottom Left)
- Well** (Bottom Left)
- BR 4401** (Bottom Left)
- BR 4402** (Bottom Left)
- BR 4403** (Bottom Left)
- BR 4404** (Bottom Left)
- BR 4405** (Bottom Left)
- BR 4406** (Bottom Left)
- BR 4407** (Bottom Left)
- BR 4408** (Bottom Left)
- BR 4409** (Bottom Left)
- BR 4410** (Bottom Left)
- BR 4411** (Bottom Left)
- BR 4412** (Bottom Left)
- BR 4413** (Bottom Left)
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- BR 4415** (Bottom Left)
- BR 4416** (Bottom Left)
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- BR 4445** (Bottom Left)
- BR 4446** (Bottom Left)
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Topographic map showing a grid of sections 10, 15, 16, 17, and 18. The map includes a 'CANAL' running horizontally across the middle, a 'Siphon' labeled 'Siphon Lateral' and 'Siphon Lateral', and a 'Well' labeled 'Well 4405'. Handwritten annotations include 'TWS, R31E' in the top left, '35-08727' in the top right, 'No Gouls' in the center, and 'PLACE OF USE POINT OF DIVERSION' with an arrow pointing to a shaded area. A date stamp 'MAY 14 1998' is in the bottom right.

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Airport Rd. 1900S

7065, R31E

Trans. to Power
for Richard Cresbrooke
10/15

HEL
2
92.9

HEL
1
46.8

15 Acres

HEL ① Take out for House - driveway - shed
4 tent building

99.0

Funk Rd. 2000S

T 25293

35-08727

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MAY 14 1998

422.6
1077

HEL
1
62.8

20-25 04
20-25-02

2800 W

Highway 39

FIELD EXAM NOTES

EXAM # 35-08727

DATE OF EXAM 7/25/96

PERMITEE NAME Leo Lehninger

OTHER WATER RIGHTS SAME POD NO

OTHER WATER RIGHTS SAME POU 3/4-DITCH?

PUMP #1 HP 10 MAKE Submersible SERIAL # _____
COLOR AND DESCRIPTION FRANKLIN?
OUTPUT DIAMETER 2" SYSTEM PRESSURE 55 PSI WELL DEPTH 60
STATIC H2O 18 WELL DEPTH _____ DYNAMIC PUMP _____
PSI GAGE TYPE _____ CHECK VALVE [Y] [N] GATE VALVE [Y] [N]

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

BOOSTER PUMP #1 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____

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

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

HAND LINES (Y) [N] NUMBER OF LINES _____ LENGTH OF LINES _____

RAIN BIRDS PER LINE 22 TO 30 NOZZEL DIAMETER 9/64

SURFACE WATER TYPE OF MEASUREING DEVICE _____

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

System currently under repair - pump failure - being replaced.

12 HEAD BEEF COWS
6 HORSES
RENTS PASTURES

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MAY 14 1998

USE BACK OF PAGE FOR SKETCH AND MEASUREMENTS OF SYSTEM

35-08727

L. FENRINGER

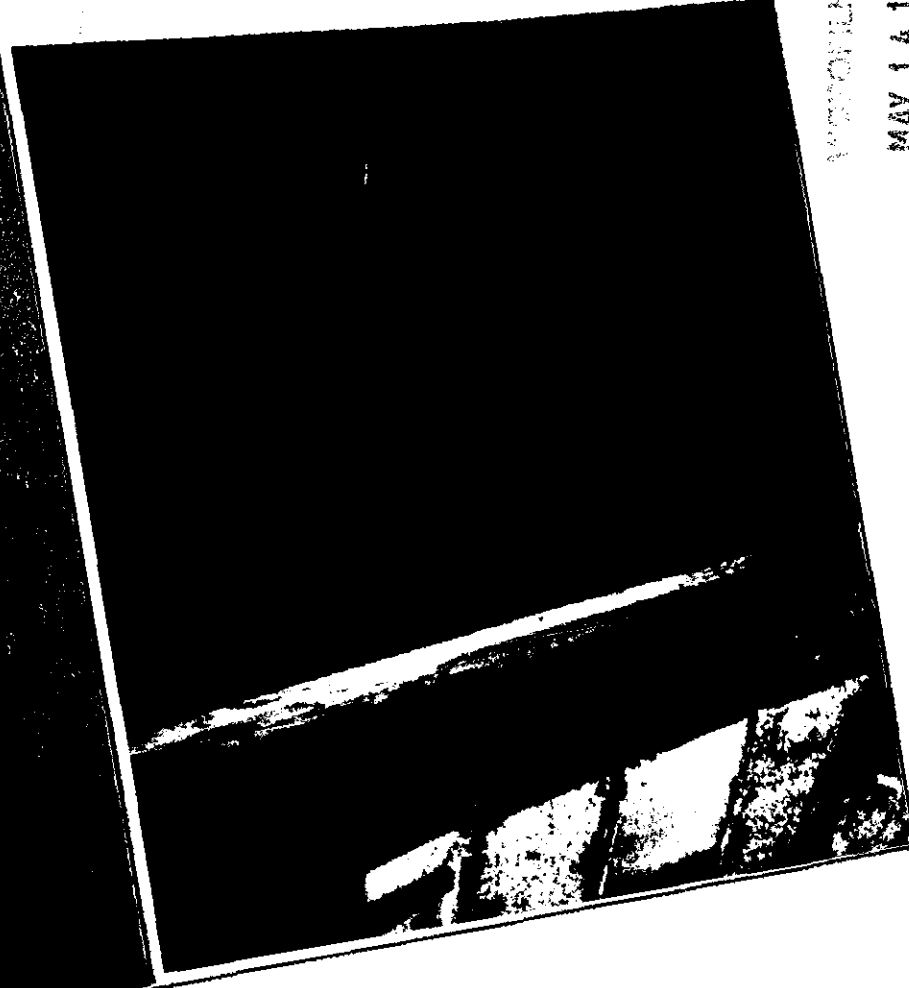
STOCKWATER - ILLINOIS

1/5

VIEW OF
POINT OF
DISCHARGE
CIDER
BLOCK BLDG.



WELL HOUSE
SUBMERGIBLE
PUMP



PERMIT
NUMBER

35-8727

REPRODUCTION

MAY 14 1938

L. FENRINGER

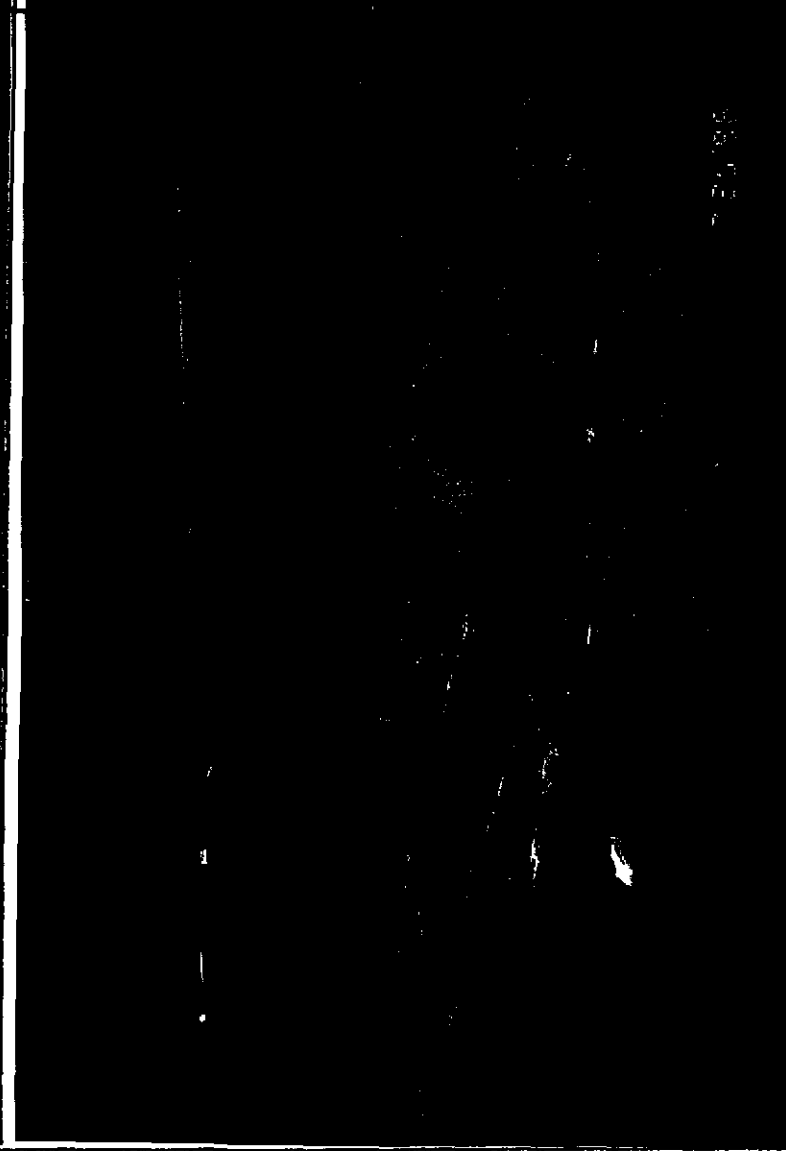
STOCKWATER - IRRIGATION

275

VIEW NORTH
PLACE OF
USE



VIEW
NORTHEAST
PLACE OF
USE



PERMIT
NUMBER

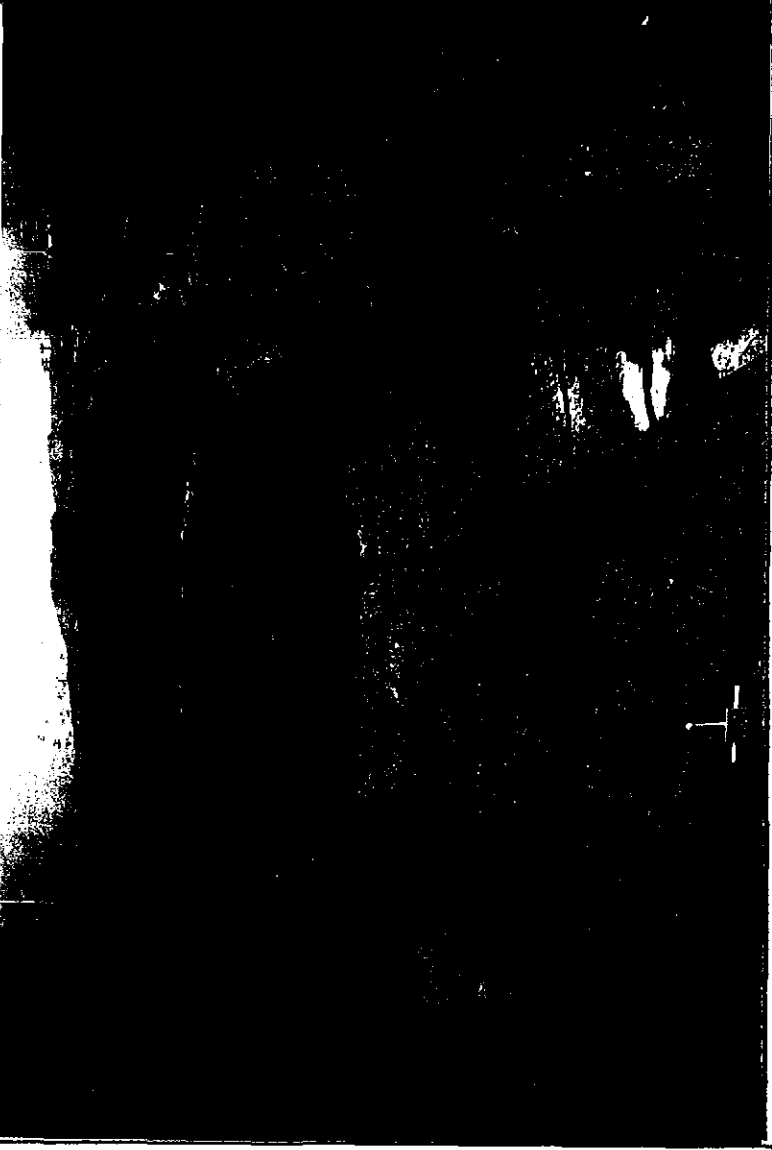
MICROFILMED

MAY 14 1988

35-08727

L. FERNINER

STACKWATER - ILLUMINATION

395	VIEW SOUTH PLACE OF USE			
			PERMIT NUMBER	35-08727

UNCLASSIFIED

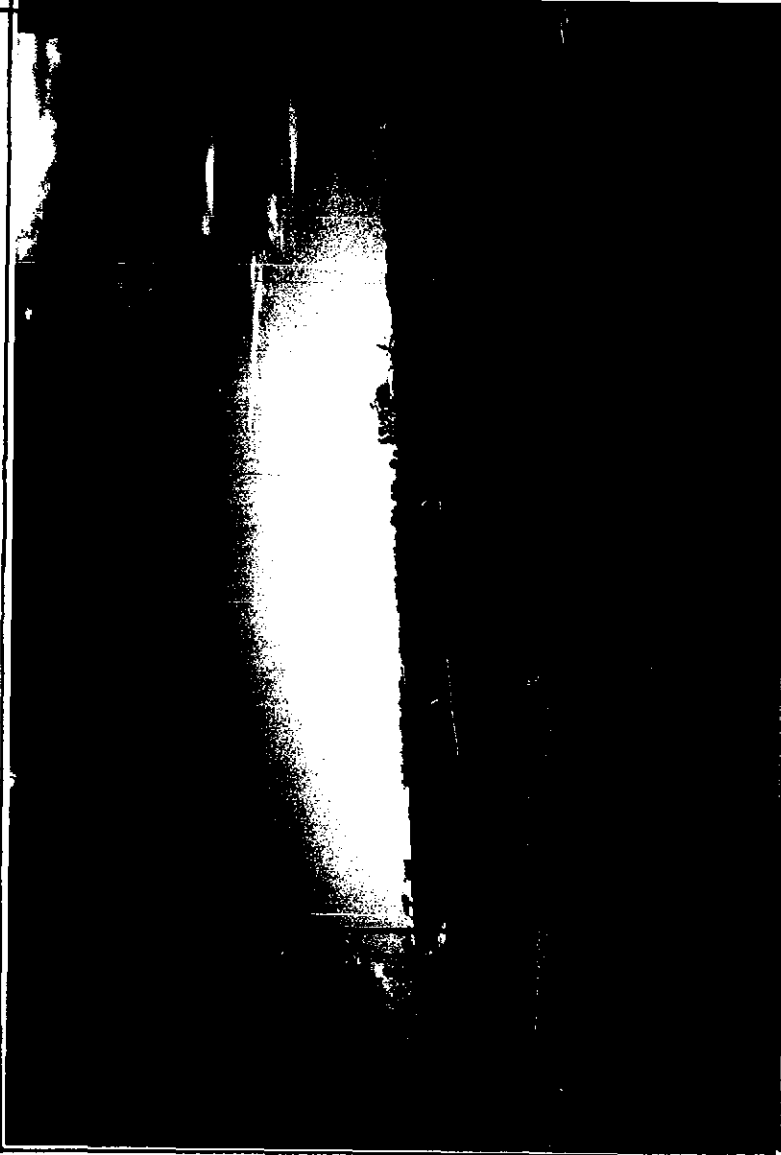
MAY 14 1998

L. FENRIDGE

STOCKWATER / IRRIGATION

4/5

VIEW NORTH
PLACE OF
USE



VIEW EAST
PLACE OF
USE



PERMIT
NUMBER

35-08727

MICROFILMED

MAY 14 1988

L. FEHRINGER

STOCKWATER / IRRIGATION

S/S

VIEW
SOUTHEAST
PLACE OF
USE



VIEW SOUTH
PLACE OF
USE



PERMIT
NUMBER

35-08727

MAY 14 1968

May 17, 1991

LEO FEHRINGER
1981 S. 2800 W.
ABERDEEN, ID 83210

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08727

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

Enclosure

MAILED

MAY 31 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 35-8727

Date 5-15-91

GENERAL CONSIDERATIONS

☒ Name same as permit?
☒ Address same as permit? If no, indicate below.
NO Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

☐ Surface water source
☒ Ground water source
NA Drill permit req'd?
☐ Copy in file? Drill permit no. _____
1912 ☐ Amt paid for drilling permit? _____ Correct?
☐ Well log in file?

LICENSE EXAMINATION FEE

yes Required?
100.00 Amount submitted?
yes Correct amount?

MEASURING DEVICE

yes Measuring device or access port required?
yes Installed?
yes Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

PRIORITY CALCULATION

Date proof received May 13, 1991 133

Date proof due May 1, 1991 - 121

No. of days late = 12

Priority date May 22, 1989 + 142

NEW PRIORITY DATE June 3, 1989 = 154

LB

LEO FEHRINGER
1981 SQ. 2800 W.
ABERDEEN, IDAHO 83210



MAY 31 1991

State of Idaho
Department of Water Resources
1301 No. Orchard St.
Boise, Id.

83706-2237

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

May 3, 1991

LEO FEHRINGER
1981 S. 2800 W.
ABERDEEN, ID 83210

LAPSE NOTICE

RE: PERMIT NO. 35-08727

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated February 28, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

MAY 31 1991

CERTIFICATION OF MAILING

I hereby certify that on 5-8-91
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

138118

February 28, 1991

LEO FEHRINGER
1981 S. 2800 W.
ABERDEEN, ID 83210

PROOF DUE NOTICE

RE: PERMIT NO. 35-08727

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, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

MAY 31 1991

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

LEO FEHRINGER
1981 S. 2800 W.
ABERDEEN, ID 83210

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08727

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.

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. Also enclosed for your convenience is a form entitled "Proof of

MICROFILMED

MAY 23 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

MAY 23 1990

Dist. for staffing 5-22-89 RB

Submitted for advertising 7-7-89 HWJ

RECEIVED
FIDEL No. 2025
APR 2 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NON-TRUST
HOLD

APPLICATION FOR PERMIT ANALYSIS SHEET

Department of Water Resources

INITIAL REVIEW BY HWJ DATE 7-7-89 APPLICATION NUMBER 35 8727

Fehringer

REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☐ No Field check required
- ☐ 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

RECEIVED
APR 05 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. 01-005
☒ Yes ☒ No Special conditions of approval or cover letter below.

See below for additional information

Date of priority recommended 5-22-89
By HWJ Date 3-30-90

STATE OFFICE REVIEW P05, P23 P16 46 48 49

See below for additional information

By KW Date 4-17-90

ADDITIONAL INFORMATION

* 35-7191 on adjacent acres

App. in NON-TRUST area-

13-Feb-1990

Leo Fehringer
1981 S. 2800 W.
Aberdeen, ID 83210

RE: Application for Permit No. 35-8727

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

UNRECORDED

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.

MEMORIALIZED

MAY 2 1990

35-08727

FEHRINGER, LEO
1981 S. 2800 W.
ABERDEEN, ID 83210

Source: GROUNDWATER

Diversion Pt: SWSW Sec 9 T 06S R 31E

Use: IRRIGATION (.280 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (.280 CFS)

Date Filed: 5/22/1989

In: T06S R31E S09 SWSW

14.0 ACRES TOTAL

MICROFILMED

MAY 30 1989

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

Leo Fehringer
1981 S. 2800 W.
Aberdeen, ID 83210

RE: Application for Permit No. 35-8727

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

WATER RIGHT
DATA ENTRY LOG

[illegible]