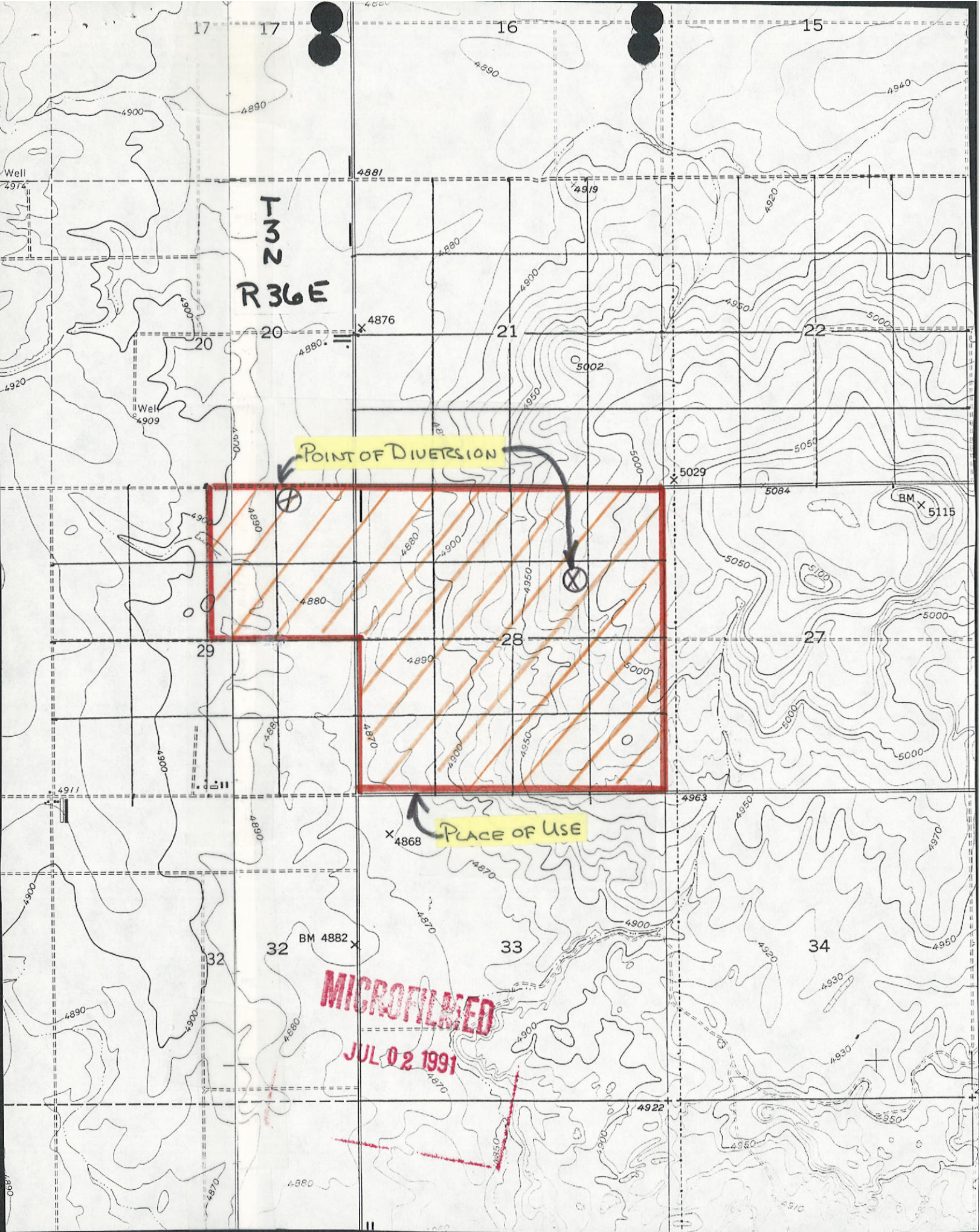


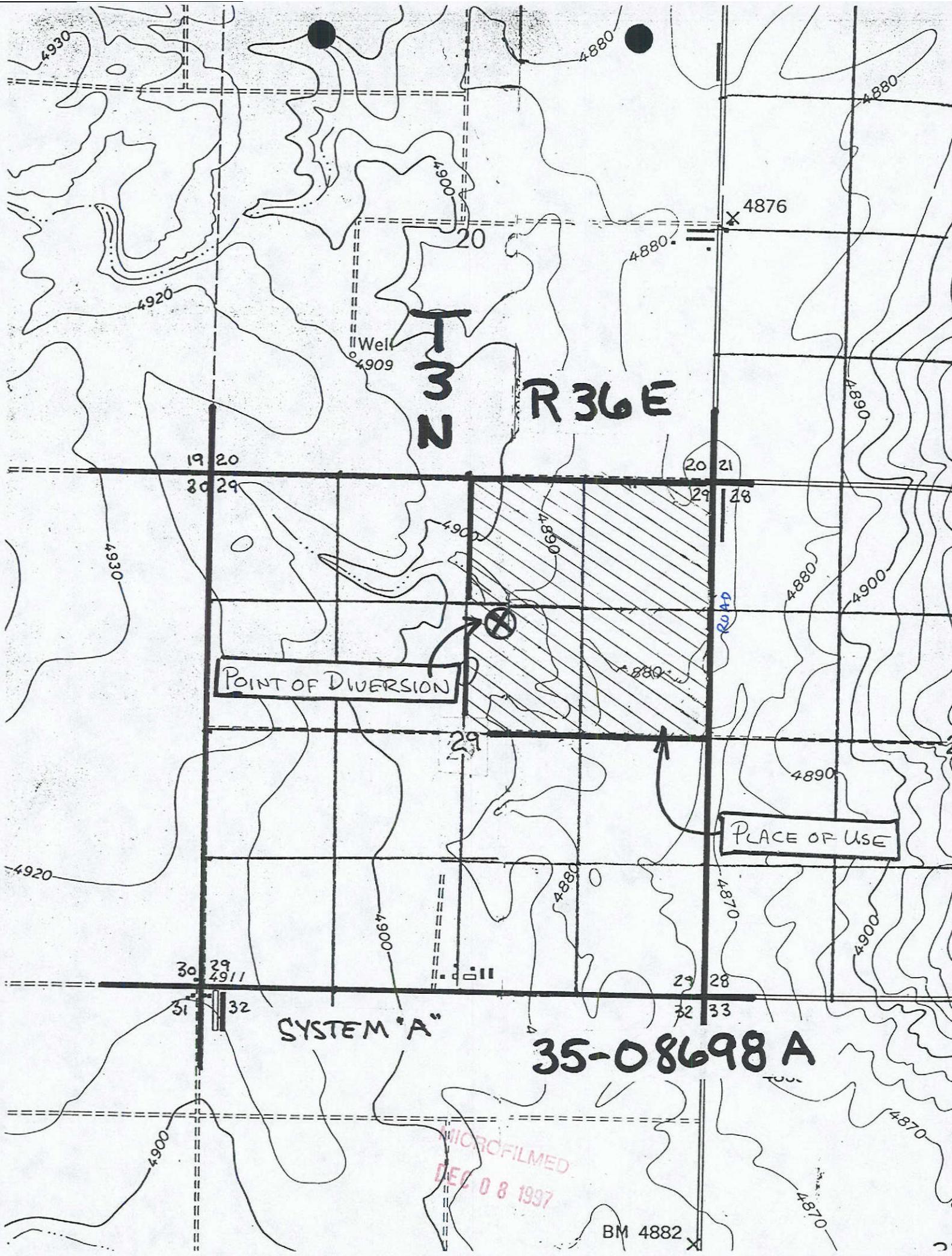


T3N
R36E

POINT OF DIVERSION

PLACE OF USE

MICROFILMED
JUL 02 1991



T
3
N

R 36 E

POINT OF DIVERSION

PLACE OF USE

SYSTEM A

35-08698 A

MICROFILMED
DEC 08 1997

BM 4882

Well
4909

4876

PLACE OF USE

POINT OF DIVERSION

T
3
N

R36E

35-08698 A

DEC 08 1997



21 HEL

HEL

HEL

21 22

28

28 29

2565
T-28046

35

40

40

40

R36E

T
3
N

2

440.0

40

40

40

POINT OF
DIVERSION
28'

SYSTEM "B"

2550
T-2647

2

1

127.9

39

40

40

40

38

39

39

39

8 HEL HEL

28 29

3

33 34

PLACE OF USE SYSTEM "B"

1084

ROAD

35-08698

MICROFILMED

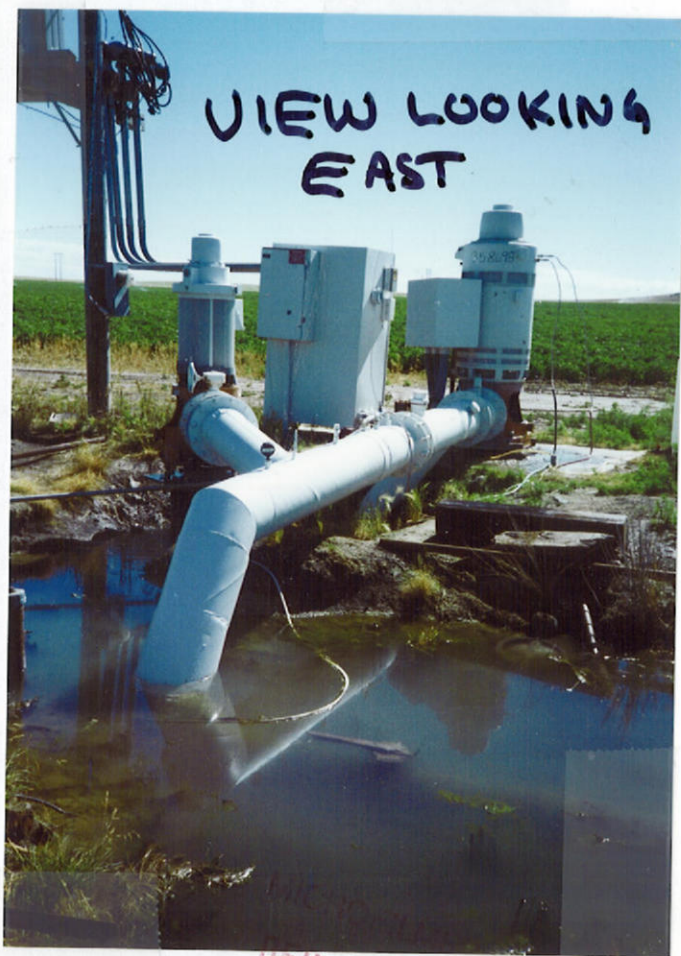
DEC 08 1987

2

123.1



VIEW OF SYSTEM
LOOKING NORTH



SYSTEM "B"

35- 8698

DEC 08 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08698

Priority: March 2, 1989

Maximum Diversion Rate: 2.23 CFS
Maximum Diversion Volume: 300.0 AF

This is to certify, that SOMETIMES A GREAT NOTION LAND & CATTLE
C/O KIMBERLY STANGER KVAMME
10278 N 15TH E
IDAHO FALLS ID 83401

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 9, 1989; and
has submitted Proof of Beneficial Use on July 22, 1993. An examination indicates
that the works have a diversion capacity of 7.680 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	2.23 CFS	300.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 28, Township 03N, Range 36E
BONNEVILLE 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>
03N	36E	28	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 35	
			SWNW 39	SENW 40	NESW 40	
			NWSW 39	SWSW 38	SESW 39	
			NESE 40	NWSE 40	SWSE 39	
			SESE 39			628

Total number of acres irrigated: 628

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

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DEC 8 1997

State of Idaho
Department of Water Resources

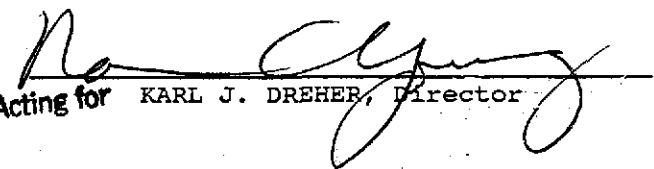
WATER RIGHT LICENSE

WATER RIGHT NO. 35-08698

CONDITIONS OF APPROVAL AND REMARKS

6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Rights 35-08037B and 35-08698 when combined shall not exceed the irrigation of 632 acres.
9. Right 35-08037A is also diverted through the point(s) of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 21st day of NOVEMBER, 1997.


Acting for KARL J. DREHER, Director

RECORDED

DEC 8 8 1997

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-08698)
IN THE NAME OF SOMETIMES A GREAT NOTION) ORDER OF
LAND AND CATTLE) 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 July 1, 1993; 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,

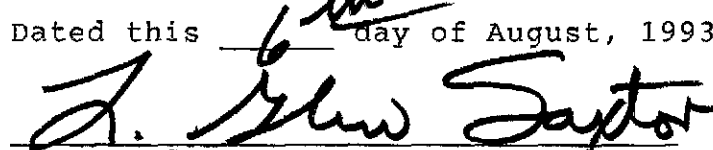
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

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 July 22, 1993;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-08698 be REINSTATED with an advance in priority to March 2, 1989.

Dated this 6th day of August, 1993


L. GLEN SAXTON
Chief, Water Allocation Bureau

UNRECORDED
AUG 26 1993

RECEIVED

JUL 26 1993

Department of Water Resources

OFFICE USE ONLY

Amt. of Fee \$ 300.

Date 7-22-93

Receipt No. 5018914

Receipt by je

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 35-8698 Telephone No. _____
2. Name(s) of Permit Holder(s): Sometimes A Great Notion Land + cattle
Kimberly Stanger KUANME/Bruce Stanger
3. Mailing Address: 10278 N 15th E / 302 8th Street Idaho Falls 83401
4. Source of Water: Groundwater

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: 1980-81

OPTIONAL:

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

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

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

Irrigation 790 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 8.13 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: \$ 300⁰⁰ (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.

Name

Blair Walker

Telephone No.

525-3456 / 754-4696

Address

PO Box 129 Menan Id 83434

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.

Date

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

8/24/93 Blair Walker (Benton) - Ed Bruce Stanger

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08698

Proposed Priority: February 9, 1989 Maximum Diversion Rate: 8.13 CFS
This is to certify, that **SOMETIMES A GREAT NOTION LAND & CATTLE**
C/O BRUCE STANGER
302 8TH ST.
IDAHO FALLS, ID 83401

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	8.13 CFS
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		
	SWNE	Sec. 28, Township 03N, Range 36E
	NENE	Sec. 29, Township 03N, Range 36E
		BONNEVILLE 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>
03N	36E	28	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 39	
			SWNW 39	SENE 40	NESW 40	
			NWSW 39	SWSW 38	SESW 39	
			NESE 40	NWSE 40	SWSE 39	
			SESE 39			632
	29		NENE 39	NWNE 40	SWNE 40	
			SENE 39			158

Total number of acres irrigated: 790

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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JUL 02 1991

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 35-08698

CONDITIONS/REMARKS:

6. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
7. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
8. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
9. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

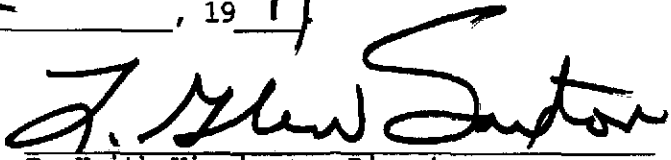
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this

20th day of

June

, 19

91


for R. Keith Higginson, Director

RECEIVED

JUL 02 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: S.A.G.N.L.&C. 208-529-4312
Address: c/o Bruce Stanger
302 8th Street
Idaho Falls, ID 83401

2. Source: GROUNDWATER Trib. to:

3. Location of point of diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	36E	28	SW	NE			BONNEVILLE
		29	NE	NE			BONNEVILLE

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AFA
IRRIGATION	04/01	11/01	8.130		

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

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
WELL PUMP MAINLINE TO LATERALS WITH SPRINKLERS
- 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 20 inches; proposed depth of well is 550
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 2 years.

8. Description of proposed uses:

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JUL 02 1991

9. Description of place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres	
03N	36E	28	NE	NE		IRR	40.0	
			NW	NE		IRR	40.0	
			SW	NE		IRR	40.0	
			SE	NE		IRR	40.0	
			NE	NW		IRR	40.0	
			NW	NW		IRR	39.0	
			SW	NW		IRR	39.0	
			SE	NW		IRR	40.0	
			NE	SW		IRR	40.0	
			NW	SW		IRR	39.0	
			SW	SW		IRR	38.0	
			SE	SW		IRR	39.0	
			NE	SE		IRR	40.0	
			NW	SE		IRR	40.0	
			SW	SE		IRR	39.0	
			SE	SE		IRR	39.0	
		Total Section Acres						632.0
		29	NE	NE			IRR	39.0
			NW	NE			IRR	40.0
			SW	NE			IRR	40.0
SE	NE				IRR	39.0		
Total Section Acres						158.0		
Total Acres						790.0		

10. Describe any other water rights used for the same purposes.
35-8037

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:

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JUL 02 1991

12. Remarks: Continued

37

APPLICATION IS SUPPLEMENTAL TO 35-8073

P/U WAS ALSO IRRIGATED FROM A WELL LOCATED IN THE S1/2 SEC 29, T03N, R36E. THE WELL IN S1/2 SEC 29 HAS NOT BEEN USED SINCE 1982 BECAUSE OF SET ASIDE PROGRAMS AND THE OWNER OF THE WELL ALLOWED FMHA TO TAKE OVER THE FARM, AND THEY NO LONGER HAD ACCESS TO THE WELL.

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

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.

Ed Bruce Stanger
Applicant
For: Sometimes A GREAT NOTION
Land: CATTLE

Received by KCW Date 2-9-89 Time 1637 Preliminary check by _____

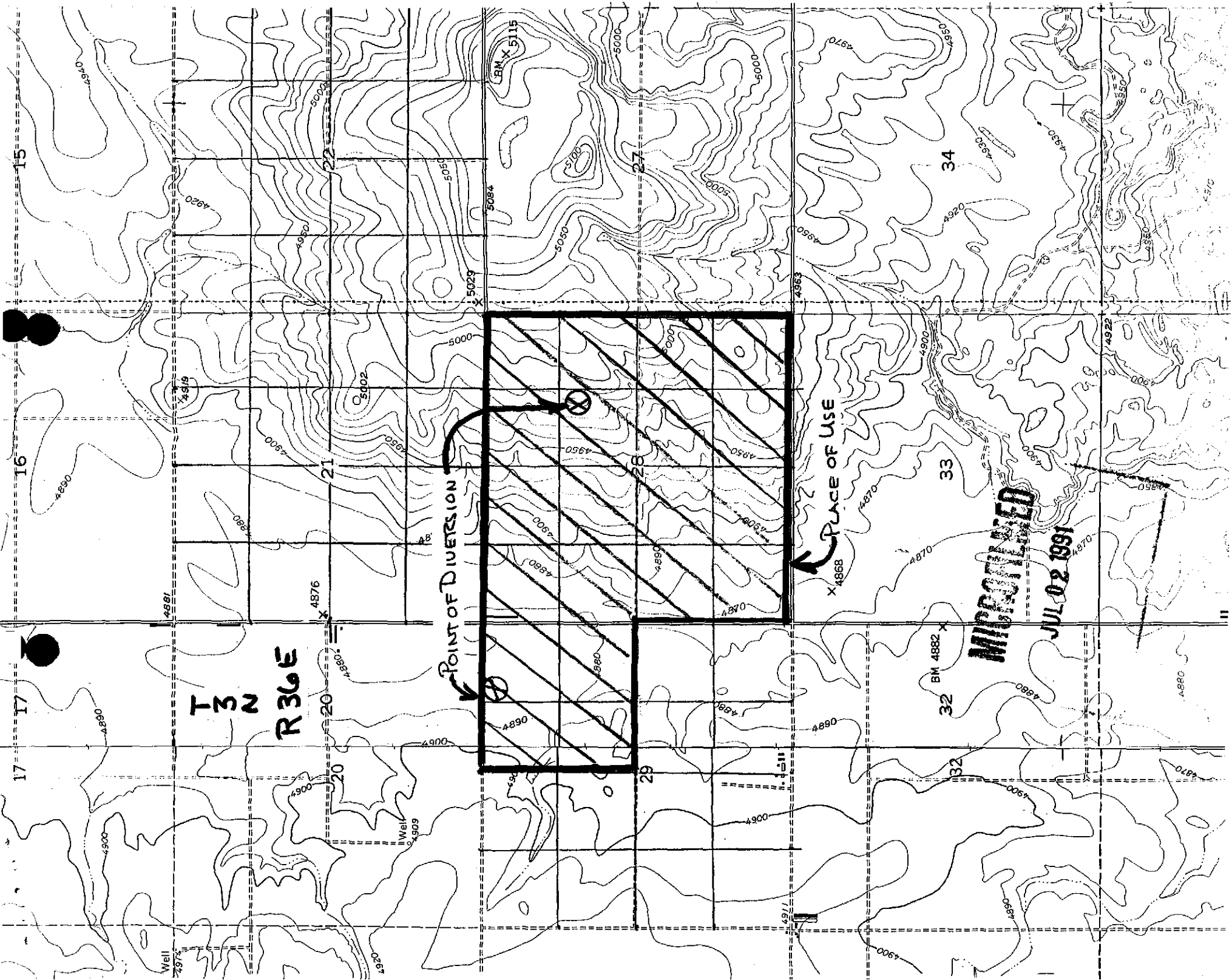
Fee \$ 205⁰⁰ Receipted by KCW # E005736 Date 9 Feb 1989

Publication prepared by BLM Date 5/25/92 Published in Post Ry

Publication approved TJ2 Date 5/24/91

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JUL 02 1991



LEGAL NOTICE

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

35-08698

SOMETIMES A GREAT NOTION LAND
& CATTLEC/O BRUCE STANGER
302 8TH ST.

IDAHO FALLS, ID 83401

Source: GROUNDWATER

Diversion Pt: SWNE Sec 28 T 03N R 36E

NENE Sec 29 T 03N R 36E

Use: IRRIGATION (.8130 CFS)

Total Diversion: (.8130 CFS)

Date Filed: 2/9/1989

In: T03N R36E S28 NENE NWNE SWNE

SENE NENW NWNW SWNW SENW

NESW NWSW SWSW SESW NESE

NWSE SWSE SESE

S29 NENE NWNE SWNE SENE

790.0 ACRES TOTAL

35-08911

STOLWORTHY, JAY

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

Diversion Pt: NWNW Sec 17 T 01N R 36E

Use: IRRIGATION (1.550 CFS)

Total Diversion: (1.550 CFS)

Date Filed: 8/21/1990

In: T01N R35E S13 SENE

R36E S07 SWSW SESW

S18 NENW NWNW SWNW SENW

77.0 ACRES TOTAL

35-08912

STOLWORTHY, JAY L.

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

Diversion Pt: NWSW Sec 17 T 01N R 36E

Use: IRRIGATION (.660 CFS)

Total Diversion: (.660 CFS)

Date Filed: 9/26/1990

In: T01N R36E S17 SWSW SESW SWSE

S20 NWNE NENW NWNW

33.0 ACRES TOTAL

35-08913

STOLWORTHY, JAY L.

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

Diversion Pt: NWNW Sec 17 T 01N R 36E

Use: IRRIGATION (.200 CFS)

Total Diversion: (.200 CFS)

Date Filed: 9/26/1990

In: T01N R36E S18 NENE SWNE SENE

10.0 ACRES TOTAL

35-08914

STOLWORTHY, JAY L.

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

Diversion Pt: NENW Sec 17 T 01N R 36E

Use: IRRIGATION (.240 CFS)

Total Diversion: (.240 CFS)

Date Filed: 9/26/1990

In: T01N R36E S08 SWNE

S17 NENE NWNE

12.0 ACRES TOTAL

35-08915

STOLWORTHY, JAY L.

820 S. PARK

LEGAL NOTICE

SHELLEY, ID 83274

Source: GROUNDWATER

Diversion Pt: NESE Sec 17 T 01N R 36E

Use: IRRIGATION (.440 CFS)

Total Diversion: (.440 CFS)

Date Filed: 9/26/1990

In: T01N R36E S16 NWSW SWSW

S17 NENE SENE SESE

22.0 ACRES TOTAL

35-08924

STOLWORTHY, JAY L.

820 S. PARK

SHELLEY, ID 83274

Source: GROUNDWATER

Diversion Pt: NESE Sec 18 T 01N R 36E

Use: IRRIGATION (.380 CFS)

Total Diversion: (.380 CFS)

Date Filed: 9/26/1990

In: T01N R36E S18 SESE

S19 NENE

19.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JUNE 3, 1991.

R. Keith Higginson, Director

Published: May 15, 22, 1991

MICROFILMED

JUL 02 1991

From: Kimberly Stanger Kvamme
PO Box 2728
Idaho Falls, Idaho 83403
(208)522-2592

To: Idaho Department of Water Resources

Please note the change of address for any matters concerning
Water Right Number 35-08698.

Thank you.

old address: Kimberly S. Kvamme
10278 N. 15 E
Idaho Falls, Idaho 83401

New Address: Kimberly S. Kvamme
P.O. Box 2728
Idaho Falls, Idaho 83403-2728

2.4.98 - Database (WR2) updated. Ket



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

November 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SOMETIMES A GREAT NOTION LAND & CATTLE
C/O KIMBERLY STANGER KVAMME
10278 N 15TH E
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 35-08698

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.

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DEC 6 8 1997

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

ENCLOSURE 3

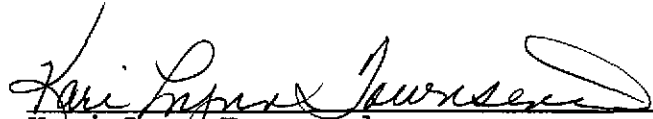
DEC 08 1997

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of November, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 35-08698

SOMETIMES A GREAT NOTION LAND & CATTLE
C/O KIMBERLY STANGER KVAMME
10278 N 15TH E
IDAHO FALLS ID 83401


Kari Lynn Townsend
Secretary

UNRECORDED

DEC 9 8 1997

MEMORANDUM

TO: File 35-08698

FROM: Sharla

DATE: November 19, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 35-08698 are based on the following:

H. RECOMMENDATIONS

Irrigation 4/1 - 10/31 2.23 cfs

Although the exam report was not completely filled out, there is sufficient information to issue a license.

Irrigation of the NE $\frac{1}{4}$, S29 is completely covered (number of acres, rate and volume) by existing licenses 35-08037A and 35-08573. There is no need to split the right, the portion labeled "b" by the examiner will be issued under 35-08698. Right 35-08037B overlaps this acreage, however, there is additional flow and volume to be picked up by this right.

Examiner: Keith Wilson
Exam Date: July 14, 1994

RECEIVED

DEC 8 8 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08698

DATE 11/18/97

REVIEWER: SHARLA

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

Does map agree with written description? ✓ yes — no

OVERLAPS ✓ P/D ✓ P/U

RATE OF DIV

Permitted Rate 8.13 cfs
 Fee limit 9.0 cfs \$300⁰⁰
 Measured 7.68 cfs
 Theoretical ? cfs

35.080378 5.45 cfs 632 ac 2212.0 af

Recommended Total Div Rate — cfs

**ANNUAL VOLUME/
NATURE OF USES**

<u>✓</u>	Use <u>Dr.</u>	cfs	Volume Calc
			<u>—</u> af
			<u>—</u> af
			<u>—</u> af
			<u>—</u> af
	SUBTOTAL		<u>—</u> af

Flow rate — cfs X — days X 1.98 = — af

Total volume recommended — af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W35 (35-080378, 2512.0 af)
W36 (")

CONDITIONS — Watermaster Control WD# —

GW Measurement/Measuring Device

Not Overlap

— Use-specific conditions

052, R55

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed NA

Adjustment Memo no split
blanks

1st Amend Letter NA

2nd Amend Letter NA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAY 5 - 1997

Department of Water Resources

A. GENERAL INFORMATIONPermit No. 35-086981. Owner: SOMETIMES A GREAT NOTION LAND & CATTLE CO
% KIMBERLY STANGER KVAHME

Phone No. _____

Current Address: 10278 N 15th E, Idaho Falls Id 834012. Accompanied by: _____ EXAM DATE: 14 July 1994

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: GROUNDWATER tributary to _____**B. OVERLAP REVIEW**

1. Other water rights with the same place of use: _____

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

C. DIVERSION AND DELIVERY SYSTEM1. Point(s) of Diversion: RECOMMEND SPLITTING Permit to an "A" & "B"

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
SYSTEM A			SW	NE	29	3N	36E	Bonneville	ON SITE/USGS MAP/AERIAL PHOTO
SYSTEM B			SW	NE	28	3N	36E	Bonneville	"

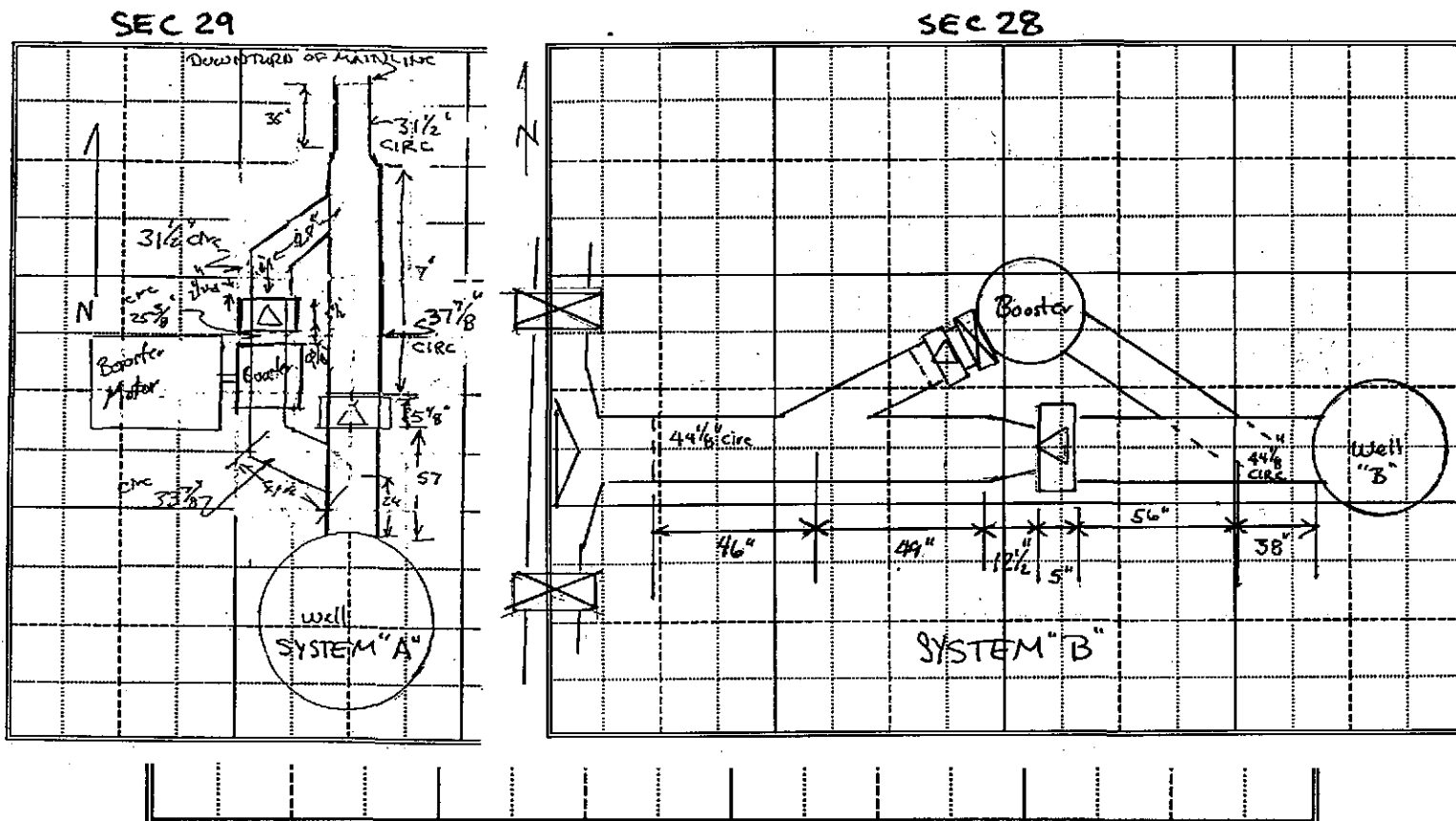
2. Place(s) of Use: RECOMMEND SPLITTING INTO A & BIndicate Method of Determination ON SITE/AERIAL PHOTO

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
PART "A"																			
3N	36E	29	39	40	40	39													158
PART "B"																			
3N	36E	28	40	40	40	40	40	35	39	40	40	39	38	39	40	40	39	39	628
																			7860c

MICROFILMED

DEC 8 1997

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



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. SEE ITEM "E"

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
SEE ITEM "E"					

*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
SYSTEM A ULTRASONIC FLOWMETER		Polysonics	TF-B	#149743		
SYSTEM B HALLS METER		COX	—	#120388	13-18"	

2. **Measurements:** SYSTEM "A" Thickness 0.104" CIRC = 31.5" Q = 6.10 cfs (SEE ATTACHED TAPE)
SYSTEM "B" ID = 13.75 Q = 7.68 cfs

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DEC 8 1977

E. NARRATIVE/REMARKS/COMMENTS

System "A": Well pump booster mainline to two (2) Linear systems

System "A" irrigates lands only in Sec 29 $\frac{1}{2}$ IS NO LONGER HOOKED
to System "B" in Sec 28. System not on recommend using field exam
measurement from 35-08573 (Exam date 6-21-1984)

System "B": Well pump booster mainline to laterals with sprinklers

System "B" irrigates lands only in Sec 28 $\frac{1}{2}$ IS NO LONGER HOOKED
to System "A" in Sec 29.

During measurement of System "B" the booster was not on. Recommend
using measurement from Field Exam for 35-08037 (date 5-3-1989)

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

MICROFILMED
DEC 6 8 1987

F. FLOW CALCULATIONS

Measured Method: _____

☒ Additional Computation Sheets Attached**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

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		
Totals:				

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 SPLIT RIGHT INTO "A" & "B"**I. AUTHENTICATION**Field Examiner's Name KEITH C. WILSON Date 18 JUL 94

Reviewer _____ Date _____

SEAL

UNRECORDED

DEC 08 1997

06-21 10:3200 *R
+ 2.544E 3GPM

06-21 10:3200 *R
+002.90 % AI2

06-21 10:3300 *R
+ 2.791E 3GPM

0373.6 MMSEC
100.14 % T0

PRINTER USE
? YES

MODE SELECT
INPUT

OUTER DIAMETER
10.0264 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1039 IN

INNER LINING
? NO LING.

KIND OF FLUID
? ANOTHER

SOUND VELOCITY
1450 M/S-

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
7.334 IN U

06-21 10:3500 *R
+ 2.646E 3GPM

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

06-21 10:3600 *R
+ 2.465E 3GPM

06-21 10:3600 *R
+002.90 % AI2

06-21 10:3600 *R
+ 1.005E 3GPM

MODE SELECT
T0 CHECK

0373.5 MMSEC
100.13 % T0

06-21 10:3700 *R
+ 2.579E 3GPM

06-21 10:3800 *R
+ 2.720E 3GPM

MODE SELECT
DATA SET

DATA SET MODE
? PRINTER

PRINTER USE
? YES

06-21 10:4100 *R
+ 2.701E 3GPM

MODE SELECT
INPUT

OUTER DIAMETER
10.0264 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1039 IN

INNER LINING
? NO LING.

KIND OF FLUID
? ANOTHER

SOUND VELOCITY
1440 M/S-

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
7.267 IN U

06-21 10:4100 *R
+ 2.701E 3GPM

06-21 10:4200 *H
+002.90 % AI2

MODE SELECT
T0 CHECK

0373.1 MMSEC
099.45 % T0

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

06-21 10:4300 *R
+ 2.588E 3GPM

06-21 10:4400 *R
+ 2.746E 3GPM

06-21 10:4500 *R
+ 2.695E 3GPM

06-21 10:4500 *R
+ 2.737E 3GPM

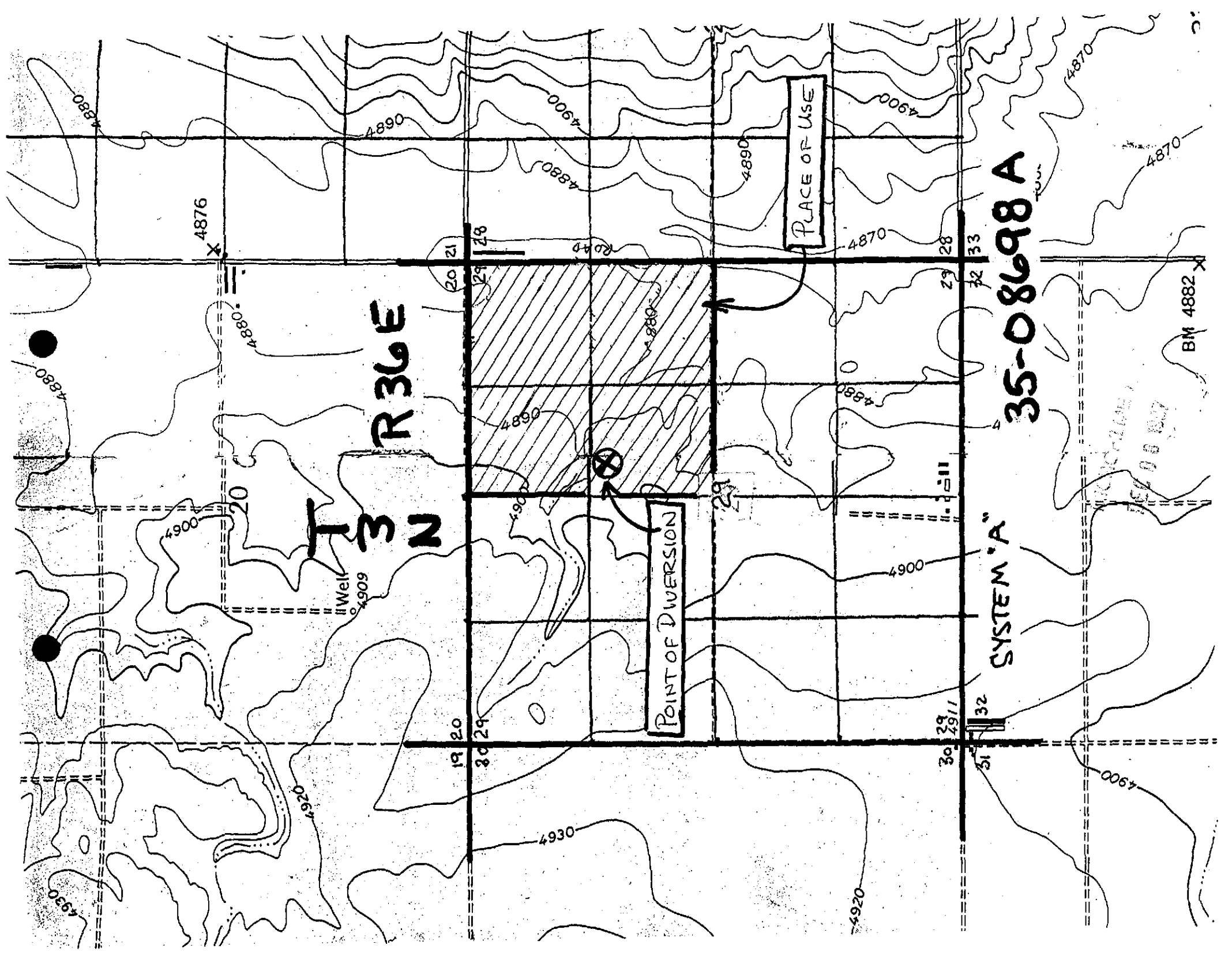
06-21 10:4600 *R
+ 1.277E 3GPM

06-21 10:4600 *R -6.096ch
+ 2.737E 3GPM =6.10 ch

06-21 10:4600 *R
+ 2.737E 3GPM

SYSTEM "A"
35-08698

RECEIVED
DEC 08 1987



PLACE OF USE

POINT OF DIVERSION

T 3 N

R36E

35-08698A

2556
1837

②

36.3

①

115.4

HEL

HEL

DEC 0 8 1927

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COX/HALL METER FLOW CALCULATIONS

DATE: 5-3-1989

PERMIT # 35-08698

COX/HALL METER # 120388

SYSTEM NAME/NUMBER: SYSTEM "B"
Sec 28, T3N, R36E

	0.0	0.1	0.2	0.3	0.4	0.5	0.6	0.7	0.8	0.9
0.	0.0	0.8	1.3	1.8	2.2	2.6	2.9	3.3	3.7	4.0
1.	4.3	4.5	4.8	5.0	5.2	5.4	5.6	5.8	6.0	6.2
2.	6.3	6.5	6.7	6.9	7.0	7.2	7.3	7.5	7.6	7.7
3.	7.9	8.0	8.2	8.3	8.5	8.6	8.7	8.8	9.0	9.1
4.	9.3	9.4	9.5	9.6	9.7	9.8	10.0	10.1	10.2	10.3
5.	10.4	10.5	10.6	10.7	10.9	11.0	11.1	11.2	11.3	11.4
6.	11.5	11.6	11.7	11.8	11.9	12.0	12.1	12.2	12.3	12.4
7.	12.5	12.6	12.7	12.8	12.9	13.0	13.1	13.2	13.3	13.4
8.	13.5	13.5	13.6	13.7	13.8	13.9	14.0	14.0	14.1	14.2
9.	14.3	14.4	14.5	14.5	14.6	14.7	14.8	14.9	15.0	15.0
10.	15.1	15.2	15.3	15.4	15.5	15.5	15.6	15.7	15.8	15.9
11.	15.9	16.0	16.1	16.2	16.3	16.3	16.4	16.5	16.5	16.6
12.	16.7	16.7	16.8	16.9	17.0	17.0	17.1	17.2	17.3	17.3
13.	17.4	17.5	17.5	17.6	17.7	17.8	17.8	17.9	18.0	18.1
14.	18.1	18.2	18.3	18.3	18.4	18.5	18.5	18.6	18.7	18.7
15.	18.8	18.9	18.9	19.0	19.1	19.1	19.2	19.3	19.3	19.4
16.	19.5	19.5	19.6	19.6	19.7	19.7	19.8	19.9	19.9	20.0
17.	20.1	20.1	20.2	20.2	20.3	20.4	20.4	20.5	20.5	20.6
18.	20.7	20.7	20.8	20.8	20.9	21.0	21.0	21.1	21.2	21.2
19.	21.3	21.3	21.4	21.4	21.5	21.6	21.6	21.7	21.7	21.8
20.	21.9	21.9	22.0	22.0	22.1	22.2	22.2	22.3	22.3	22.4
21.	22.4	22.5	22.5	22.6	22.6	22.7	22.7	22.8	22.9	22.9
22.	23.0	23.0	23.1	23.1	23.2	23.2	23.3	23.4	23.4	23.5
23.	23.5	23.6	23.6	23.7	23.7	23.8	23.8	23.9	23.9	24.0
24.	24.0	24.1	24.2	24.2	24.3	24.3	24.4	24.4	24.5	24.5
25.	24.6	24.6	24.7	24.7	24.8	24.8	24.9	24.9	25.0	25.0
26.	25.1	25.1	25.2	25.2	25.3	25.3	25.4	25.4	25.5	25.5
27.	25.6	25.6	25.7	25.7	25.8	25.8	25.9	25.9	26.0	26.0
28.	26.1	26.1	26.2	26.2	26.3	26.3	26.4	26.4	26.5	26.5
29.	26.6	26.6	26.7	26.7	26.8	26.8	26.9	26.9	27.0	27.0
30.	27.0	27.1	27.1	27.2	27.2	27.3	27.3	27.4	27.4	27.5
31.	27.5	27.5	27.6	27.6	27.7	27.7	27.8	27.8	27.9	27.9
32.	28.0	28.0	28.0	28.1	28.1	28.2	28.2	28.3	28.3	28.4
33.	28.4	28.5	28.5	28.5	28.6	28.6	28.7	28.7	28.8	28.8
34.	28.9	28.9	29.0	29.0	29.0	29.1	29.1	29.1	29.2	29.2
35.	29.3	29.3	29.3	29.4	29.4	29.5	29.5	29.5	29.6	29.6
36.	29.7	29.7	29.8	29.8	29.9	29.9	30.0	30.0	30.0	30.1
37.	30.1	30.2	30.2	30.3	30.3	30.4	30.4	30.5	30.5	30.5
38.	30.6	30.6	30.7	30.7	30.8	30.8	30.8	30.9	30.9	31.0
39.	31.0	31.0	31.1	31.1	31.2	31.2	31.2	31.3	31.3	31.4
40.	31.4	31.5	31.5	31.5	31.6	31.6	31.7	31.7	31.7	31.8
41.	31.8	31.9	31.9	31.9	32.0	32.0	32.1	32.1	32.1	32.2
42.	32.2	32.3	32.3	32.3	32.4	32.4	32.4	32.5	32.5	32.5
43.	32.6	32.6	32.7	32.7	32.7	32.8	32.8	32.9	32.9	33.0
44.	33.0	33.0	33.1	33.1	33.2	33.2	33.2	33.3	33.3	33.4
45.	33.4	33.5	33.5	33.5	33.6	33.6	33.7	33.7	33.7	33.8
46.	33.8	33.9	33.9	33.9	34.0	34.0	34.0	34.1	34.1	34.1
47.	34.2	34.2	34.2	34.3	34.3	34.4	34.4	34.4	34.5	34.5
48.	34.6	34.6	34.6	34.7	34.7	34.8	34.8	34.8	34.9	34.9
49.	34.9	35.0	35.0	35.0	35.1	35.1	35.1	35.2	35.2	35.2
50.	35.3	35.3	35.4	35.4	35.4	35.5	35.5	35.6	35.6	35.6
51.	35.7	35.7	35.7	35.8	35.8	35.8	35.9	35.9	35.9	36.0
52.	36.0	36.1	36.1	36.1	36.2	36.2	36.2	36.3	36.3	36.4
53.	36.4	36.4	36.5	36.5	36.6	36.6	36.6	36.7	36.7	36.8
54.	36.8	36.8	36.9	36.9	36.9	37.0	37.0	37.0	37.1	37.1
55.	37.1	37.2	37.2	37.2	37.3	37.3	37.4	37.4	37.4	37.5
56.	37.5	37.5	37.6	37.6	37.6	37.7	37.7	37.8	37.8	37.9
57.	37.9	37.9	37.9	38.0	38.0	38.0	38.1	38.1	38.1	38.2
58.	38.2	38.2	38.2	38.3	38.4	38.4	38.4	38.5	38.5	38.6
59.	38.6	38.6	38.7	38.7	38.8	38.8	38.8	38.9	38.9	38.9
60.	39.0	39.0	39.0	39.1	39.1	39.2	39.2	39.2	39.3	39.3

INSIDE PIPE DIAMETER (in):

MEASURED OUTSIDE DIA.: _____ in. OD

Calculated:

Circumference = _____ in. Circ.

Thickness = _____ in.

ID = (0.3183 x Circ) - (2T) = 13.75 in. ID

DIFFERENTIAL PRESSURE READINGS MANOMETER = H
(Difference in Inches of Water)

(33.0) - (12.5) = 20.5 H

(53.0) - (28.5) = 24.5 H

() - () = 45/2 H

() - () = 22.5 H
High Reading - Low Reading

DETERMINE V_n FROM CHART USING H = 23.2 V_n
(Example H = 12.3, V_n = 16.9)

CALCULATE FLOW IN CFS:

$Q \text{ cfs} = [(\pi / 4) x (id)^2 x V_n] + 448.8 = Q \text{ cfs}$

$Q \text{ cfs} = [0.78539 x (13.75)^2 (23.2)] + 448.8$

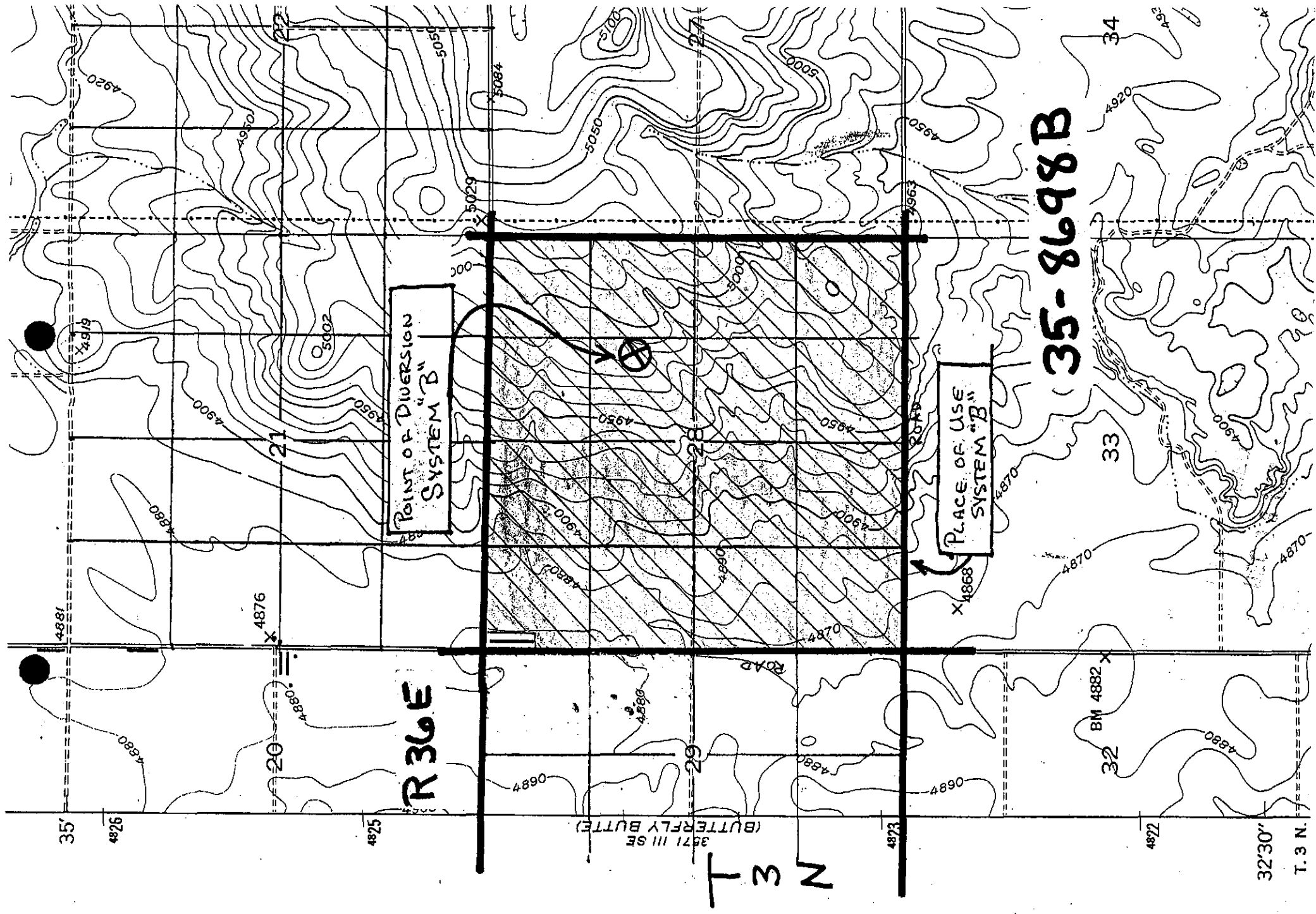
$Q \text{ cfs} = \underline{7.6759} \text{ cfs}$

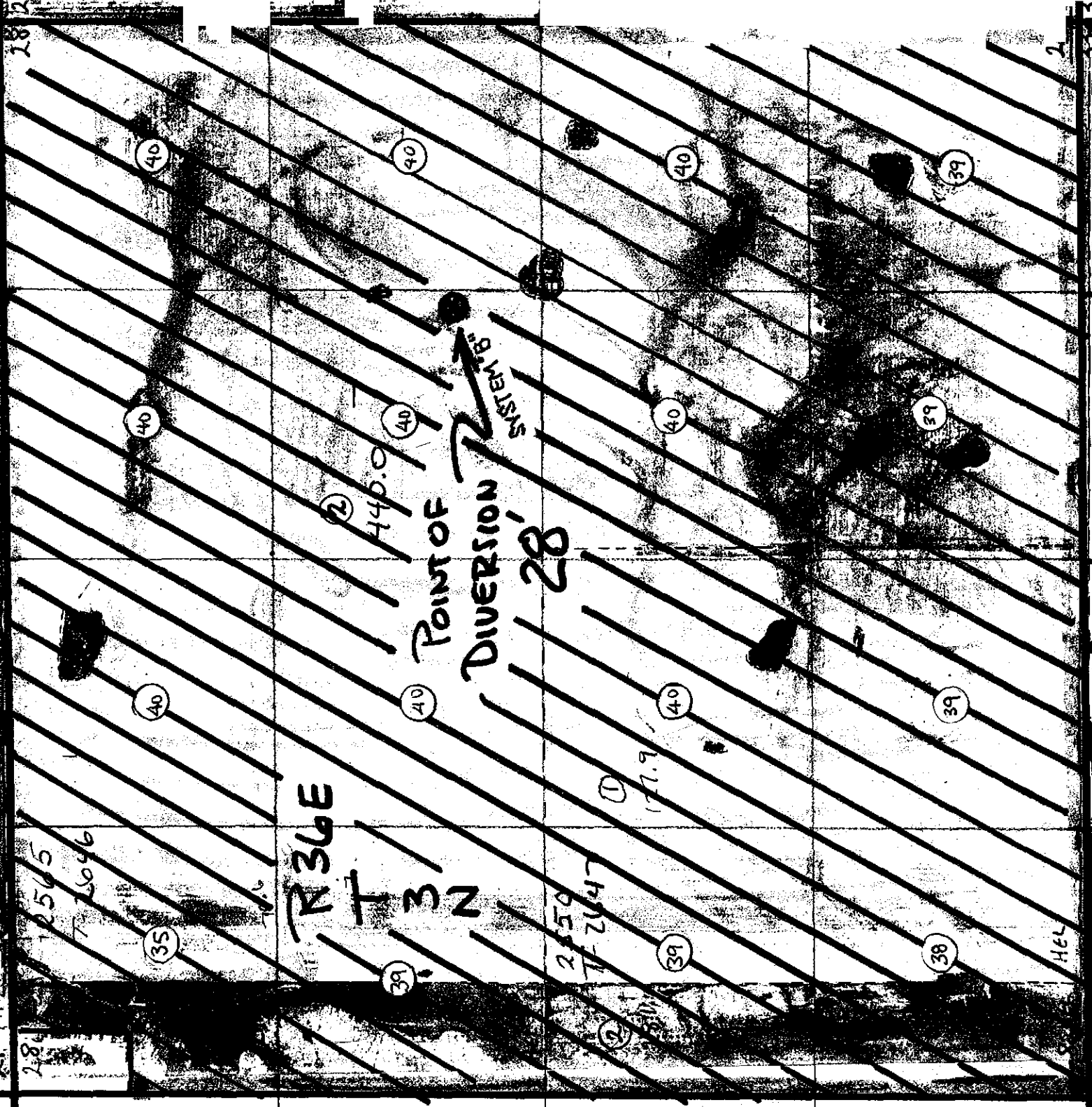
$Q \text{ cfs} = \underline{7.68} \text{ cfs}$

Leith C Wilson
MEASURED BY

RECALCULATED BY *from*
Exam on 35-8037

DEC 08 1987



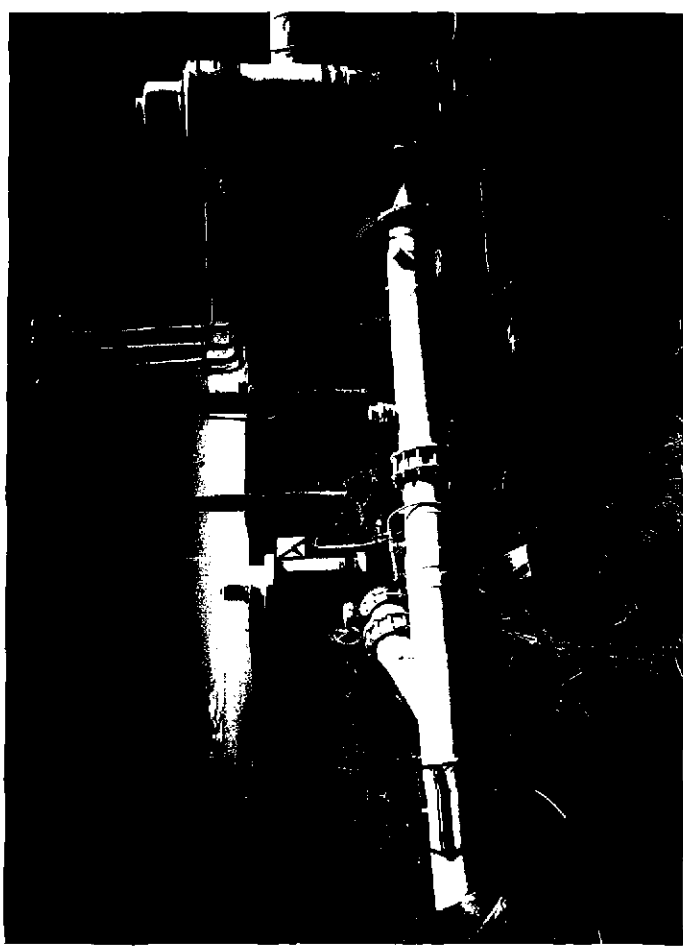


PLACE OF USE SYSTEM "B" 1084

ROAD

35-08698

123.1
2



VIEW OF SYSTEM
LOOKING NORTH



VIEW LOOKING
EAST

SYSTEM "B"

35-8698

ALL DO 1227

Measurement tape System B

4.820 IN U
MODE SELECT
DATA SET

DATA SET MODE
? PRINTER

07-14 10:3300 *R
+ 2.923E 3GPM

07-14 10:3400
+002.90 % AI2

0527.0 MMSEC
102.08 % T0

07-14 10:3600 *R
+ 2.841E 3GPM

07-14 10:3600 *R
+002.90 % AI2

0525.7 MMSEC
100.70 % T0

PRINTER USE
? YES

MODE SELECT
INPUT

OUTER DIAMETER
14.0453 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1150 IN

INNER LINING
? NO LING.

KIND OF FLUID
? ANOTHER

SOUND VELOCITY
1460 M/S-

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
10.822 IN U

07-14 10:3800 *R
+ 2.884E 3GPM

7-14-94

86 28
35
545Xn B
Booster was
NOT ON!

AUT ZERO

07-14 10:3900 *R
+ 2.837E 3GPM

07-14 10:3900 *R
+002.90 % AI2

MODE SELECT
T0 CHECK

0525.7 MMSEC
100.70 % T0

07-14 10:3900 *R
+ 2.809E 3GPM

07-14 10:4000 *R
+ 2.841E 3GPM

07-14 10:4000 *R
+ 2.841E 3GPM

07-14 10:4100 *R
+ 2.844E 3GPM

07-14 10:4100 *R
+ 2.840E 3GPM

07-14 10:4200 *R
+ 2.843E 3GPM

MODE SELECT
DATA SET

DATA SET MODE
? PRINTER

07-14 10:4300 *R
+ 2.825E 3GPM

07-14 10:4400 *R
+002.90 % AI2

0525.7 MMSEC
100.70 % T0

07-14 10:4500 *R
+ 2.860E 3GPM

07-14 10:4500 *R
+ 2.857E 3GPM

07-14 10:4500 *R
+ 2.883E 3GPM

07-14 10:4600 *R
+ 2.867E 3GPM

07-14 10:4700 *R

6.42

August 6, 1993

SOMETIMES A GREAT NOTION LAND & CATTLE
C/O KIMBERLY STANGER KVAMME
10278 N. 15TH E.
IDAHO FALLS ID 83401

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08698

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.

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

RECEIVED

AUG 26 1993

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 35-08698

Reviewed by Klg

Date 8/4/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
NO Proof timely received?
If not, complete calculation below.

irrigate - 790
yes Correct Uses?

SOURCE OF WATER

 Surface water source
✓ Ground water source

1980-81 NA Drilling permit required?
 Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
 Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
300 Amount Submitted
yes Correct?

yes Required?
no Installed?
no Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>7/22/93</u>	-	<u>203</u>	<u>203</u>
Date proof due	<u>7/1/93</u>	-	<u>182</u>	<u>182</u>
No. of days late		=	<u>21</u>	<u>21</u>
Priority Date	<u>2/9/89</u>	+	<u>40</u>	<u>40</u>
New Priority Date	<u>3/2/89</u>		<u>61</u>	<u>61</u>

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address

Proof Made

*needs a flow
needs an order
7/26/93
8/6/93 Klg*

July 7, 1993

SOMETIMES A GREAT NOTION LAND & CATTLE
C/O KIMBERLY STANGER KVAMME
10278 N. 15TH E.
IDAHO FALLS ID 83401

LAPSE NOTICE

RE: PERMIT NO. 35-08698

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 April 30, 1993. 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

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 7/7/93
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

MICROFILMED

AUG 26 1993

April 30, 1993

SOMETIMES A GREAT NOTION LAND & CATTLE
C/O KIMBERLY STANGER KVAMME
10278 N. 15TH E.
IDAHO FALLS ID 83401

PROOF DUE NOTICE

RE: PERMIT NO. 35-08698

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 July 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

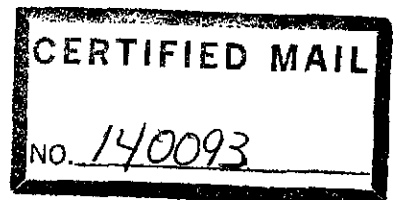
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



RECEIVED
AUG 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 NORTH ORCHARD STREET
BOISE, IDAHO 83706-2237



FORWARDING ORDER EXPIRED

35-08698
SOMETIMES A GREAT NOTION LAND & C
C/O BRUCE STANGER
302 8TH ST.
IDAHO FALLS ID 83401

7-2-91 (DATA Base Changed)
Revert to correct address & name:

c/o Kimberly Stanger Krumme
10278 N. 15th E.
Idaho Falls, ID 83401

According To: Bonville
County
Cassidy

RECEIVED
JUL 01 1991

Department of Water Resources

RECEIVED

AUG 26 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 26, 1991

SOMETIMES A GREAT NOTION LAND & CATTLE
C/O BRUCE STANGER
302 8TH ST.
IDAHO FALLS, ID 83401

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08698

Dear Permit Holder:

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

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

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

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

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

JUL 02 1991

far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

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JUL 02 1991

APPLICATION FOR PERMIT REVIEW

Application #: 35-8698
Date: 6-19-91

Reviewer: Pam Skaggs ^{CS}

Existing:

✓ No

Complete in 1 year - 26A-P17
P16

Yes

Proof not submitted - P16

Proof submitted - N/A

Groundwater:

✓ GT. 0.2 cfs - 01G-P03, 01C-P03(existing well)

LT. 0.2 cfs - N/A

Drilling Permit:

Approved w/permit - P99

✓ Not included - 046-P23(All GW, even existing wells)

Location:

✓ Water Districts - WD No. 01
Surface water - 005, 005-01H-P01(LT.2 w/pump)
005-01J-P08(GT.2)

✓ Groundwater - P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

✓ Swan Falls Flag - 7 (1, Blank or Other)

✓ Trust - 051-052-053-P74(Cons.), 041(DCMI, w/Irr
Non Trust - 048-049 or Irr & Dom)

River Basins:

(Surface Water) Water District Control Condition &....

Boise (63) - 05A & 11E

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

Use:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)

Power - Use Power Review

Mining - 06A or 010, 09E-P10 & 054(req.)

Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)

Rec. & Aesthetic - 027(Non-Consumptive)

Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

✓ Beneficial Use Due Date: - 07-01-1993

Other Conditions Recommended Wain 4,5,3 per J. Luke Memo 4-30-91

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JUL 02 1991

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

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

MAY 3, 1991

Post Register
P.O. Box 1800
Idaho Falls, ID 83401

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before JUNE 3, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

MICROFILMED

JUL 02 1991

35-08698

SOMETIMES A GREAT NOTION LAND & CATTLE
C/O BRUCE STANGER
302 8TH ST.
IDAHO FALLS, ID 83401

Source: GROUNDWATER

Diversion Pt: SWNE Sec 28 T 03N R 36E
 NENE Sec 29 T 03N R 36E

Use: IRRIGATION (8.130 CFS)
 Total Diversion: (8.130 CFS)

Date Filed: 2/ 9/ 1989

In: T03N R36E S28	NENE	NWNE	SWNE	SENE
	NENW	NWNW	SWNW	SENW
	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
S29	NENE	NWNE	SWNE	SENE

790.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JUNE 3, 1991.

R. Keith Higginson, Director

Published 5/15/1991 & 5/22/1991

MICROFILMED

JUL 02 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 35-8698/Trust Water Processing

DATE: 4-30-91

The above application has come up for sequential trust water processing. The applicant returned the trust water questionnaire and has stated that all of the land under the application was irrigated prior to 1984.

Review of a 1976 orthophoto and a 1980 infrared aerial photo confirms that all of the land under the application was irrigated in those years. An attached place of use overlap report shows an existing groundwater permit appurtenant to the same land. This groundwater application appears to represent an increase in the rate of diversion for the applicants system. Since there is evidence that all of the land was irrigated prior to 1984 under existing permits, the acreage under this filing will not count as trust acreage, but trust water conditions still apply.

Since this application is for an increased rate of discharge only, I recommend waiving the rule 4, 5, 3. information requirements.

RECORDED

JUL 03 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED

APR 26 1991

Application No. 11-1111

Department of Water Resources

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

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

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

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

I have a long term lease on this property w/ Mr. Stanger

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

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

Property was developed in 1979 to irrigate Potatoes & Grain & Alfalfa. approx 100 acres in Section 29 was also developed. I have documentation on this if you need it.

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. 4

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

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

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

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

Applicant Blair J. Walker For E. Bruce Stanger Date 24/Apr/91

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JUL 02 1991

PAGE 07 OF 007 / 4 / 4 OVERLAP REPORT																										
01/06/94																										
WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	SUM			
3508698																										
3508037A	SOMETIMES A GREAT NOTI	P	GROUNDWATER	03N	36E	28	40	40	40	40	:				:				:				160			
3508037B	STANGER	P	GROUNDWATER	03N	36E	28					:	40	40	40	40	:	40	40	40	:	40	40	40	480		
3508698	S.A.G.N.L.&C.	A	GROUNDWATER	03N	36E	28	40	40	40	40	:	40	39	39	40	:	40	39	38	39	:	40	40	39	632	
L3508037B	STANGER	L	GROUNDWATER	03N	36E	28	40	40	40	40	:	40	39	39	40	:	40	39	38	39	:	40	40	39	632	
	1986 MAPPING DATA ---	-	COUNTY 19 QUAD X	91	03N	36E	28	40	39	37	40	:	40	39	42	40	:	39	41	42	39	:	40	39	40	635
3508698																										
3502090A	MERRILL	L	GROUNDWATER	03N	36E	29					:				:		40	40	:			40	40	160		
3502902	MILLER	L	GROUNDWATER	03N	36E	29					:				:		40	40	40	40	:	40	40	40	320	
3504023	ASHMENT	S	GROUNDWATER	03N	36E	29					:				:		40	40	40	40	:	40	40	40	320	
3508037B	STANGER	P	GROUNDWATER	03N	36E	29	40		40	40	:			40	:					:				160		
3508573	WALKER	P	GROUNDWATER	03N	36E	29	33	33	33	33	:	33	33	33	33	:					:			264		
3508698	S.A.G.N.L.&C.	A	GROUNDWATER	03N	36E	29	39	40	40	39	:				:					:				158		
L3508037A	SOMETIMES A GREAT NOTI	L	GROUNDWATER	03N	36E	29	39	40	40	39	:				:					:				158		
	1986 MAPPING DATA ---	-	COUNTY 19 QUAD X	91	03N	36E	29	37	42	37	39	:	41	39	40	40	:	40	38	38	40	:	39	39	39	627

(Buel's site)
 1976 orthophoto clearly shows all land under application as irrigated.

TJD.
 4-29-91

1980 Infrared Aerial (NHAP) also
 confirms irrig of all lands.
TJD 4-30-91

JUL 02 1991

ED



WALKER PRODUCE CO. INC.
P.O. BOX 129, MENAN, ID 83434

JUL 02 1991

RECEIVED



52
1.00
1.00

State of Idaho Dept. of Water Resources
1301 North Orchard Street, Statehouse Mail
Boise, ID 83720-9000

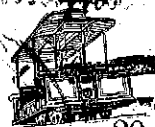
Fold at line over top of envelope to the right
of the return address.

CERTIFIED

P 126 666 766

MAIL

**RETURN RECEIPT
REQUESTED**





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 5, 1991

Resent to New Address 4-10-91

S.A.G.N.L.&C.
c/o Bruce Stagner
~~302 8th St.~~ *5387 E. 49 N.*
Idaho Falls, ID 83401

RE: Application for Permit No. 35-8698

Dear Applicant(s):

NOTICE OF PENDING ORDER VOIDING APPLICATION

On February 2, 1989, you filed with the Department of Water Resources (Department) Application for Permit No. 35-8698 which proposed the diversion of 8.13 cubic feet per second of groundwater for the irrigation of 790 acres.

The Department mailed a letter and questionnaire to you on February 26, 1991. The letter requested that you return the Department's questionnaire concerning your present possessory interest in the place of use, any prior development under the application and/or your plans for pursuing completion of the proposed project. The letter notified you that failure to complete and return the questionnaires within thirty (30) days of the date of the letter was cause for the Department to void the application.

The purpose of this notice is to provide a second and final opportunity for you to submit the requested information. Pursuant to Section 42-204, Idaho Code, the Department may void applications for which requested information is not submitted. If you fail to respond to this inquiry within fifteen (15) days of the date of this letter, the Department will issue an order voiding the application pursuant to Section 42-204, Idaho Code.

If no development has been completed as authorized by the application, and you are no longer interested in pursuing the development, please complete and return the enclosed withdrawal form. Please note, if you are using water without an approved permit, the Department may issue an order requiring you to cease diverting the water.

MICROFILMED

JUL 02 1991

Please feel free to contact me if you have questions concerning this matter.

Sincerely,

A handwritten signature in cursive script that reads "Tim Luke".

TIM LUKE
Sr. Water Resource Spec.

Enclosure

MICROFILMED

JUL 02 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 26, 1991

RE: APPLICATION FOR PERMIT NO. _____

Dear APPLICANT:

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

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

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

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

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

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

RECEIVED

JUL 02 1991

Page 2

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

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

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

Sincerely,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

MICROFILMED

JUL 02 1991

FD No. 202a
97

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Submitted for adv. AWT 2-17-89

SWANFAUS HOLD
TRUST AREA

APPLICATION FOR PERMIT ANALYSIS SHEET

35-8698

INITIAL REVIEW BY HWS DATE 2-13-89 APPLICATION NUMBER

846NL+C

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 _____

☒ Yes
☐ Yes
☒ Yes

☐ No
☒ No
☐ No

Statewide advertising

Fee amount, receipt date & No. recorded on application

☐ Idaho Dept. of Health & Welfare
☐ Idaho Dept. of Fish & Game
☐ Idaho Dept. of Lands
☐ Adjudication Bureau Unit

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

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

☐ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☐ No Protests received
 Final date for protest _____
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations attached
☐ Yes ☐ No Measuring device required
☐ Yes ☐ No Access port required
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____
☐ Yes ☐ No Special conditions of approval or cover letter below.

☐ See below for additional information

Date of priority recommended

By _____ Date _____

STATE OFFICE REVIEW

☐ See below for additional information

by _____ Date _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from:

- | | | |
|---------------------------------------|--|--|
| ☐ City | ☐ Idaho Fish & Game | ☐ Irrigation District |
| ☐ County | ☐ Idaho Health & Welfare | ☐ Canal Company |
| ☐ Reservations | ☐ Division of Environment | ☐ Other _____ |

Project impacts/implications report

COMMENTS

April 7, 1989

S.A.G.N.L. & C.
c/o Bruce Stanger
302 8th Street
Idaho Falls, ID 83401

RE: Application for Permit No. 35-8698

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your application for water right permit. The application has been assigned identification No. 35-8698. Please refer to this number 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 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

JUL 02 1991