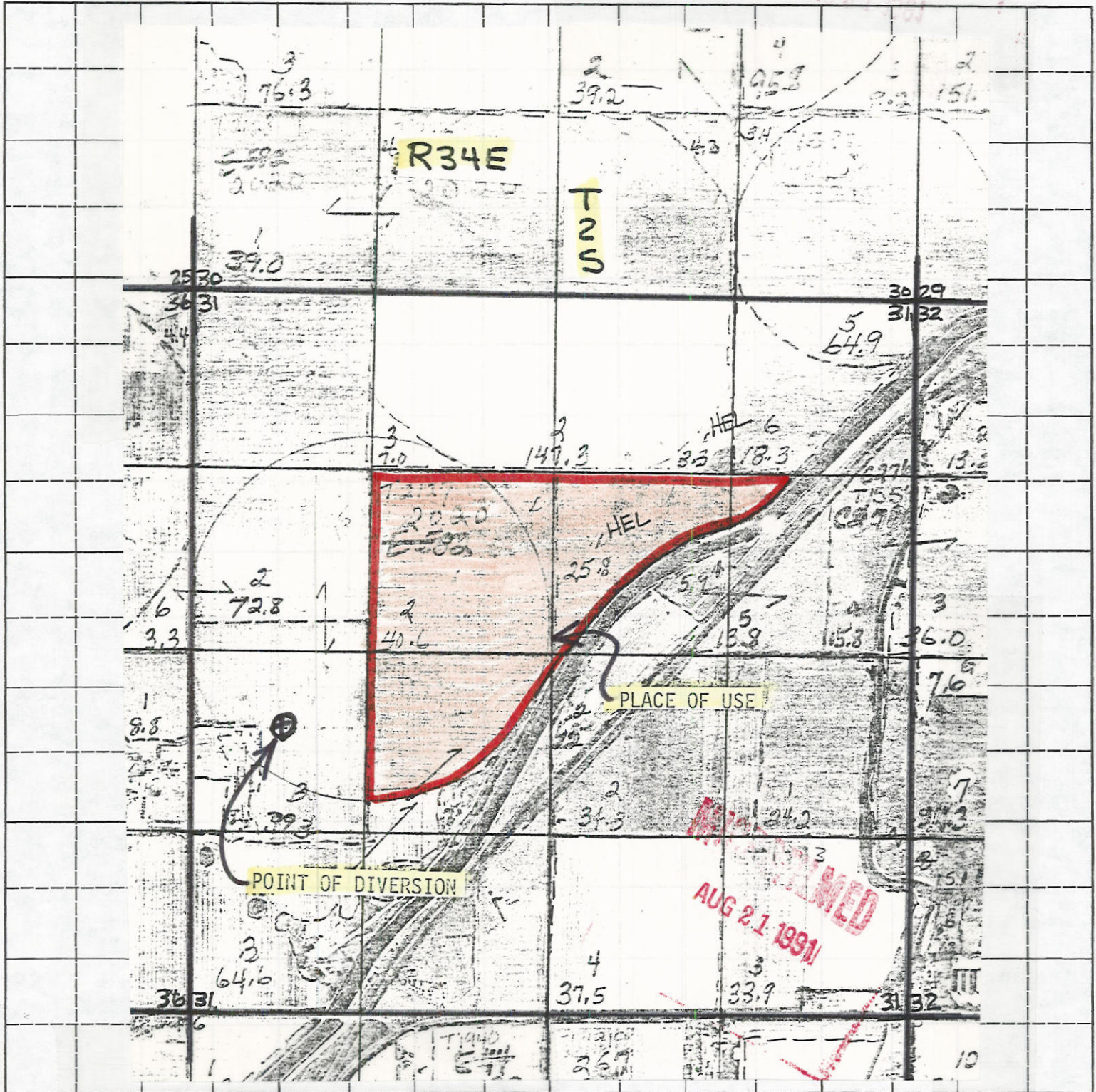


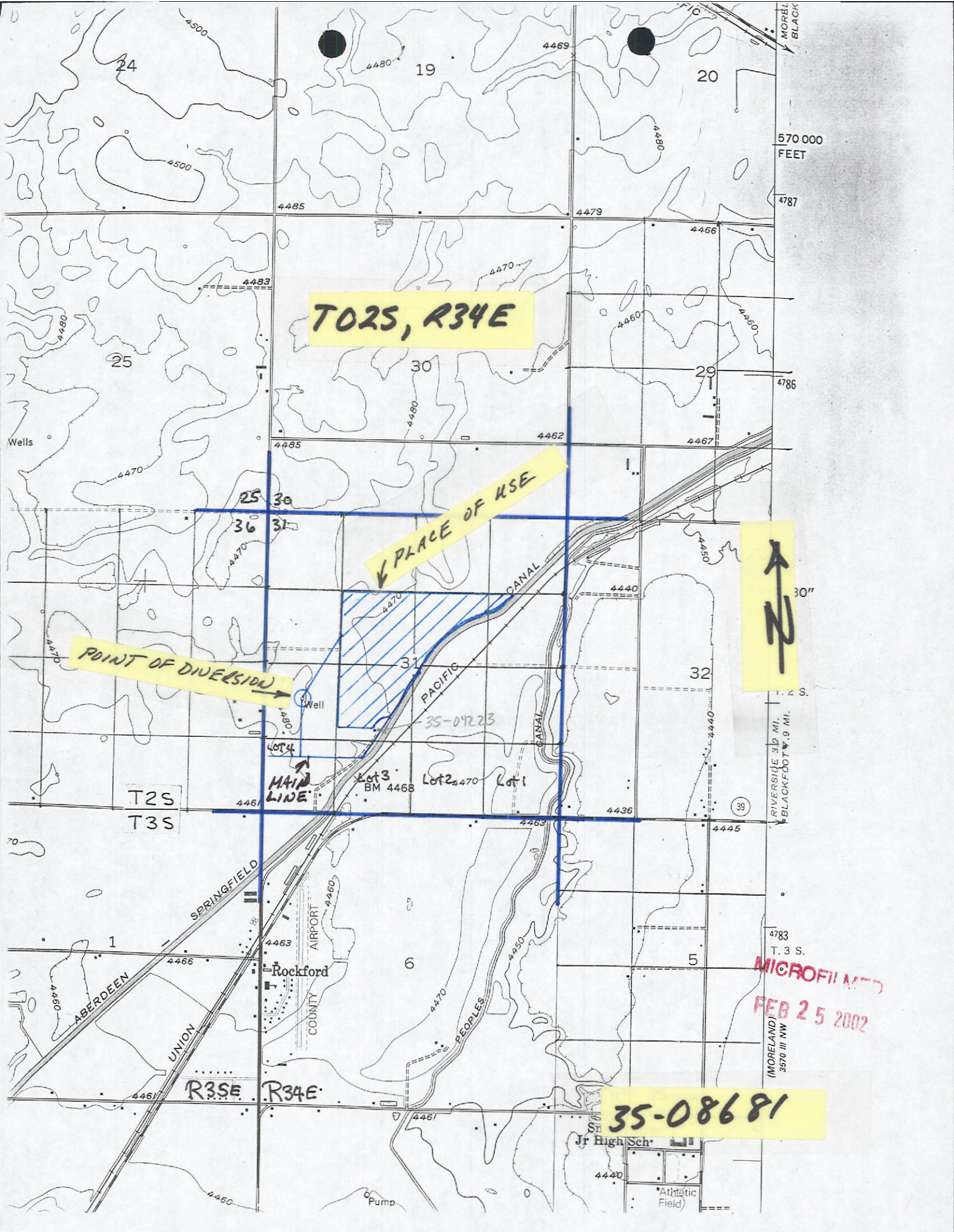
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches = 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

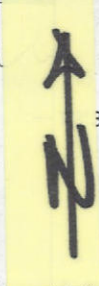
Laura J. Van Orden
(Applicant)



T02S, R34E

PLACE OF USE

POINT OF DIVERSION



MICROFILMED
FEB 25 2002

35-08681

172

35-02083

25 30

36 31

35-D2083

NHEL 4

58.1

NHEL 6
NHEL 5
147.3
3.5

T2127
3358

PLACE OF USE

40 AC.

NHEL

PILOT



Pump on Aberdeen
SPRINGFIELD CANAL



POINT OF DIVERSION

8

70.8
6" MAIN LINE

9' HEL

5.2

COOT GALLE

6" MAIN LINE

01-00297 LOT4

NHEL 4

31.36.5

261.7
NHEL

NHEL 3
29

01-00297

T025, R34E

LOT 3

LOT 2

LOT 1

Highway 39

36

6

REPHOTOGRAPHED
DEC 25 2002

35-08681

K. VAN ORDEN

IRREGULATION

15/5

VIEW OF
INSIDE OF
WELL HOUSE
POINT OF
DISEASION



VIEW OF
MANIFOLD
WATER
DISTRIBUTION
SYSTEM

← SAND
TRAP



PERMIT
NUMBER

35-08681

MICROFILMED
FEB 25 2002

K. VAN OODEN

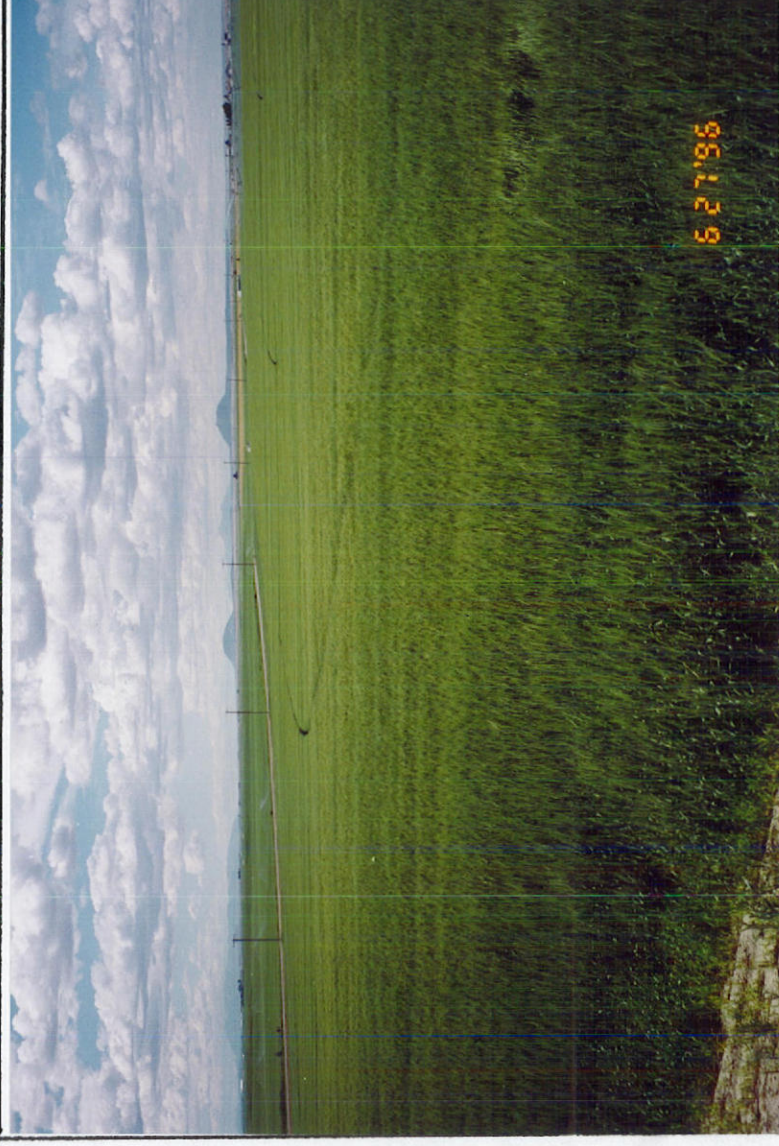
IRRIGATION

2515

VIEW FROM
PUMP HOUSE
PLACE OF USE
VIEW
WEST



VIEW
NORTH WEST
PLACE OF USE



PERMIT
NUMBER

35-08681

MICROFILMED
FEB 25 2002

K. VAN OGDEN

IRRIGATION

30/5

VIEW NORTH
PLACE OF
USE



VIEW
NORTHEAST.
PLACE OF USE



PERMIT
NUMBER

35-08681

MICROFILMED

FEB 25 2002

K. VAN OEDEN

IRRIGATION

4/5

VIEW
EAST
POINT OF
DIVERSION
PLACE OF
USE



VIEW
SOUTHEAST
PLACE OF USE



PERMIT
NUMBER

35-08681

MICROFILMED

FEB 25 2002

MICROFILMED
FEB 25 2002

PE&HIT
NKMGBA

35-08681

SURFACE
WATER
POD FISH
ABERDEEN
SPUDFIELD
CAVOC



VIEW SOUTH
PLACE OF
USE.



8/5

K. VAN DERBEEK

12/16/97

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08681

Priority: October 12, 1988

Maximum Diversion Rate: 1.82 CFS

It is hereby certified that KAREN VAN ORDEN
35 N 1200 W
BLACKFOOT ID 83221 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated October 12, 1988; and has
submitted Proof of Beneficial Use on June 03, 1992. An examination indicates that the works have a
diversion capacity of 2.26 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	1.82 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW¼NW¼SW¼ Sec. 31, Twp 02S, Rge 34E, B.M. BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 34E 31			23.0	2.0				40.0	25.5							.5	91.0

Total Acres: 91

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
3. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. Right 35-2083A is also diverted through the point of diversion described above.
5. Rights 35-2083A and 35-8681 when combined shall not exceed a total diversion rate of 2.26 cfs.

MICROFILMED

FEB 25 2002

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 35-08681

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 364 af at the field headgate for the lands above.
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.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 15TH day of FEBRUARY, 2002.


KARL J. DREHER
Acting for Director

MICROFILMED
FEB 25 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 35-08681

Date of Priority: October 12, 1988

Maximum Diversion Rate: 1.82 CFS

Comes now **KAREN VAN ORDEN**
35 N 1200 W

BLACKFOOT ID 83221 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 35-08681, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 10/31	1.82 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW1/4NW1/4SW1/4 Sec. 31, Twp 02S, Rge 34E, B.M.
BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 34E 31			23.0	2.0				40.0	25.5							.5	91.0

Total Acres: 91

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 28th day of January, 2002.

Karen Van Orden
(Signature)

MICROFILMED

SEP 25 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08681

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = \$50⁰⁰ Received by JM #C059864 Date 2/11/02

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 35-08681 with the following:

CONDITIONS OF APPROVAL

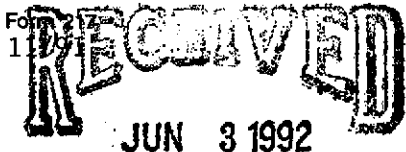
1. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
3. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. Right 35-2083A is also diverted through the point of diversion described above.
5. Rights 35-2083A and 35-8681 when combined shall not exceed a total diversion rate of 2.26 cfs.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 364 af at the field headgate for the lands above.
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.

Witness my hand this 15TH day of FEBRUARY, 2002.


Acting for KARL J. DREHER
Director

MICROFILMED

FEB 25 2002



OFFICE USE ONLY
Amt. of Fee \$ 175.00
Date 6-5-92
Receipt No. 1024299
Receipt by W.B.

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 35-08681 Telephone No. 208-684-4812
2. Name(s) of Permit Holder(s): Karen J. Van Orden
3. Mailing Address: 35 North 1200 West, Blackfoot, Idaho 83221
4. Source of Water: Ground

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: early '40's

OPTIONAL:

Pump horsepower: 50 Pressure (psi): 85 Dynamic pumping level (ft.): 65

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

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

Irrigation 91 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 1.82 cfs OR _____ acre/feet

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

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

OR

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

8. Fee Enclosed: \$ 175.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Karen Van Orden 208-684-4812
Name Telephone No.
35 North 1200 West, Blackfoot, Idaho 83221
Address

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

6/2/1992
Date

Karen J. Van Orden
Signature (and title, if on behalf of a company or organization)

RECEIVED
JUN 10 1992

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 35-08681

Proposed Priority: October 12, 1988 Maximum Diversion Rate: 1.82 CFS

This is to certify, that **KAREN VAN ORDEN**

35 N. 1200 W.

BLACKFOOT, ID 83221

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

IRRIGATION	04/01 to 11/01	1.82 CFS
------------	----------------	----------

<u>LOCATION OF POINT(S) OF DIVERSION:</u>	NWSW Sec. 31, Township 02S, Range 34E 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>
02S 34E 31	SWNE 23	SENE 3	SENW 40	
	NESW 25			91

Total number of acres irrigated: 91

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 3, 1992**.
2. Subject to all prior water rights.
3. A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. 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.
7. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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AUG 21 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08681

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

8th day of AUGUST, 1991.


For: R. Keith Higginson, Director

RECORDED

AUG 21 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Karen Van Orden Phone 208 684-4812
Post office address 35N 1200W, Blackfoot, Id. 83221 (Office) 785-7234

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

3. Location of point of diversion is _____ ¼ of NW ¼ of SW ¼, Govt. Lot _____
Sec. 31 Township 2S Range 34E B.M. Bingham County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.82 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 1.82 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well pump mainline to
center pivot and laterals with sprinklers

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

c. Proposed well diameter is 12 inches; proposed depth of well is 200 feet.

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

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

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AUG 21 1991

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	34E	31			23	3				40	25								91

Total number of acres to be irrigated 91

10. Describe any other water rights used for the same purposes as described above. Aberdeen-Springfield shares

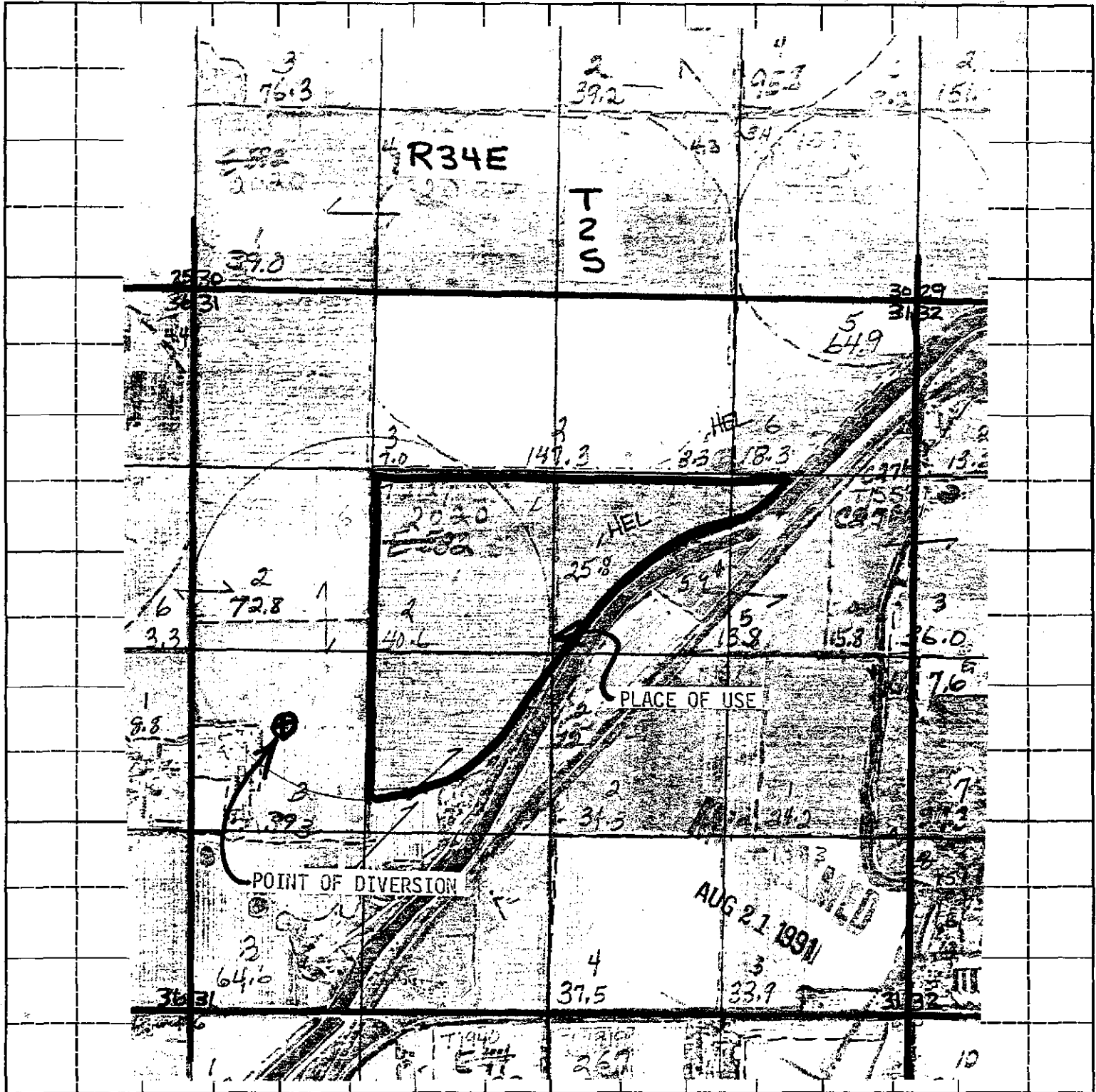
- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Laura Jensen
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Lease agreement

12. Remarks: Well & pump same as under 35-2083

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AUG 21 1991

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



Scale: 2 in

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.

Harvey J. Van Dusen
(Applicant)

ASSISTED BY KCW 10-12-88

Received by _____ Date _____ Time 1600 hrs. Preliminary check by _____

Fee \$ 65.00 Received by KCW # E003105 Date 10-12-1988

Publication prepared by RB Date 6-20-91 Published in Morning News

Publication approved RB Date 7-15-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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AUG 21 1991

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JUL 2 - 1991

Department of Water Resources
Eastern District Office

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

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

35-08663

CHRISTENSEN, Claude
1825 South 2700 West
Aberdeen, Idaho 832100000
Source: GROUNDWATER
Diversión Pt: SENW, Sec. 3, T. 06S, R.
31E.
Use: IRRIGATION (1.200 CFS).
Total Diversión: (1.200 CFS).
Date Filed: 4/1/1988.
In: T06S, R31E, S03, SWNE, SWNW,
SENE.
60.0 ACRES TOTAL.

35-08678

MARCINKO, Robert J.
1025 Highway 26
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversión Pt: SESWSE, Sec. 5, T. 02S, R.
34E.
Use: IRRIGATION (.090 CFS).
STOCKWATER: (.020 CFS).
Total Diversión: (.110 CFS).
Date Filed: 10/25/1988.
In: T02S, R34E, S05, SESE.
3.0 ACRES TOTAL.

35-08680

TRUPP, Wilbert E.
TRUPP, Oia
2683 W. 1800 S.
Aberdeen, Idaho 83210
Source: GROUNDWATER
Diversión Pt: LOT 4 (NWNW), Sec. 3, T.
06S, R. 31E.
Use: IRRIGATION (1.220 CFS).
Total Diversión: (1.220 CFS).
Date Filed: 9/27/1988.
In: T06S, R31E, S03, Lot 4 (NWNW),
SENE
61.0 ACRES TOTAL.

35-08681

VAN ORDEN, Karen
35 N., 1200 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversión Pt: NWSW, Sec. 31, T. 02S, R.
34E.
Use: IRRIGATION (1.820 CFS).
Total Diversión: (1.820 CFS).
Date Filed: 10/12/1988.
In: T02S, R34E, S31, SWNE, SENE,
SENE, NESW.
91.0 ACRES TOTAL.

35-08926

WOOD, Forrest W.
1796 Taber
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversión Pt: SENW, Sec. 30, T. 01S, R.
33E; SESW, Sec. 30, T. 01S, R. 33E.
Use: IRRIGATION (5.190 CFS).
Total Diversión: (5.190 CFS).
Date Filed: 12/17/1990.
In: T01S, R33E, S30, SWNE, SENE, NESE,
NWSE, SWSE, SESE; S31, NENE, NWNE,
SWNE, SENE, NENW.
268.0 ACRES TOTAL.

35-08933

SODERQUIST, Lyle R.
Box 8
Chester, Idaho 83421
Source: GROUNDWATER
Diversión Pt: SWNW, Sec. 11, T. 01S, R.
33E.
Use: IRRIGATION (.800 CFS).
Total Diversión: (.800 CFS).
Date Filed: 12/31/1990.

In: T01S, R33E, S11, NESW.
40.0 ACRES TOTAL.

The permit(s) will be subject to all prior
water rights. Protests may be submitted bas-
ed on the criteria of Sec. 42-203A, Idaho Code
and/or the new public interest criteria of Sec.
42-203C, Idaho Code. Protests must be filed
with the Director, Dept. of Water Resources,
150 Shoup Ave., Suite 15, Idaho Falls, Idaho,
83402, on or before JULY 8, 1991.

R. KEITH HIGGINSON
Director

(1199)
Pub.: 6/20, 27

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss

I, Jacqueline Graham do

solemnly

swear that I am the legal coordinator 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

20th day of June, 1991;

and the last publication having been made on the
27th day of June, 1991;

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 28th day of June, in
the year 1991 before me a Notary Public of said State,
personally appeared

Jacqueline Graham
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.

R. Keith Higginson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing Fee..... \$5.00

AUG 21 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 19, 2002

KAREN VAN ORDEN
35 N 1200 W
BLACKFOOT ID 83221

RE: License No. 35-8681 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

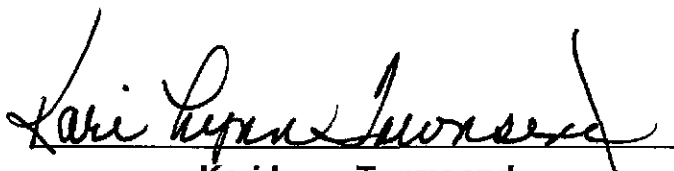
MICROFILMED
FEB 25 2002

CERTIFICATE OF MAILING

I hereby certify that on February 19, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 35-8681

**KAREN VAN ORDEN
35 N 1200 W
BLACKFOOT ID 83221**


Kari Lynn Townsend
Secretary

**MICROFILMED
FEB 25 2002**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 5, 2002

KAREN VAN ORDEN
35 N 1200 W
BLACKFOOT ID 83221

RE: Water Right No. 35-8681

Dear Ms. Van Orden:

On February 4, 2002, IDWR received your Application for Amendment of Permit for Water Right No. 35-8681. Thank you for your prompt response. As noted in my prior letters, however, an application fee of \$50.00 is required in connection with the application. We did not find the fee enclosed with the application form. Please submit the fee within fourteen (14) days, or I will assume you no longer have an interest in the amendment, and a license will be issued without the proposed change.

If you have any questions, please call me at 208-327-7946, or email me at skeen@idwr.state.id.us.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

MICROFILMED

FEB 25 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 18, 2002

KAREN VAN ORDEN
35 N 1200 W
BLACKFOOT ID 83221

RE: Water Right Permit No. 35-08681

Dear Ms. Van Orden:

As you requested, I have enclosed a diagram showing the place of use proposed for water right 35-8681 when it is licensed. The infrared photograph shown on the diagram was taken in 1987, so please don't be alarmed that it does not show the pivot that is located there now. Also, please note that water right 35-2083A covers the remaining land irrigated from the same well.

The yellow arrow on the diagram points to a small area in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, S31, T2S, R34E, that was not included on your permit. Before a license can be issued to include that bit of land, your permit must be amended. To complete the amendment, please sign the form I already sent you and return it with the \$50.00 filing fee within 14 days. If you choose not to complete the amendment, your license will not include the land in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, S31, T2S, R34E.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

Enclosure(s)

MICROFILMED

FEB 25 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

January 16, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

KAREN VAN ORDEN
35 N 1200 W
BLACKFOOT ID 83221

RE: Water Right Permit 35-08681

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within 14 days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is \$50.00.

If you have any questions regarding this matter, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure

MICROFILMED

FEB 25 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

12/26/2001

KAREN VAN ORDEN
35 N 1200 W
BLACKFOOT ID 83221

RE: Water Right Permit No. 35-08681

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

 Point(s) of Diversion

 X Place(s) of Use

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

MICROFILMED

FEB 25 2002

Enclosure(s)

Comment Report

35-8681

1. S. Keen 12/26/2001 License Review

Comment: License review and data entry by S. Keen on 12/26/2001. The only place of use overlaps are Aberdeen - Springfield Canal Company rights. Recommended right 35-2083A is diverted from the same point of diversion. The licensed place of use will be slightly different than recommended by the field examiner because heads-up digitizing showed the acres to be distributed a little differently. An amendment is needed to add the NWSE to the place of use.

The diversion rate will be limited to 2.34 cfs when combined with 35-2083 because 35-2083A is not decreed yet.

2. VAULT 06/03/1992 Proof of Beneficial Use Rcvd

Comment: Proof of Beneficial Use Rcvd

MICROFILMED

FEB 25 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 30 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-08681

1. Owner: LAREN VAN ORDEN

Phone No. (208) 684-4812

Current Address: 35N 1200W, BLACKFOOT, IDAHO 83221

2. Accompanied by: OWNER AND J

EXAM DATE: 6/27/96

MAUGEL: GAYLEN VAN ORDEN

Address: _____

Phone No. 684-5372

Relationship to Permit Holder: RELATIVE

3. Source: GROUNDWATER

tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE (GW) - SURFACE 01-00297

2. Other water rights with the same point of diversion: 35-02083

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NW	NW	SW	31	02S	34E	BIDGHAH	U.S.G.S. TOPO MAP/NAPP PHOTO

2. Place(s) of Use:

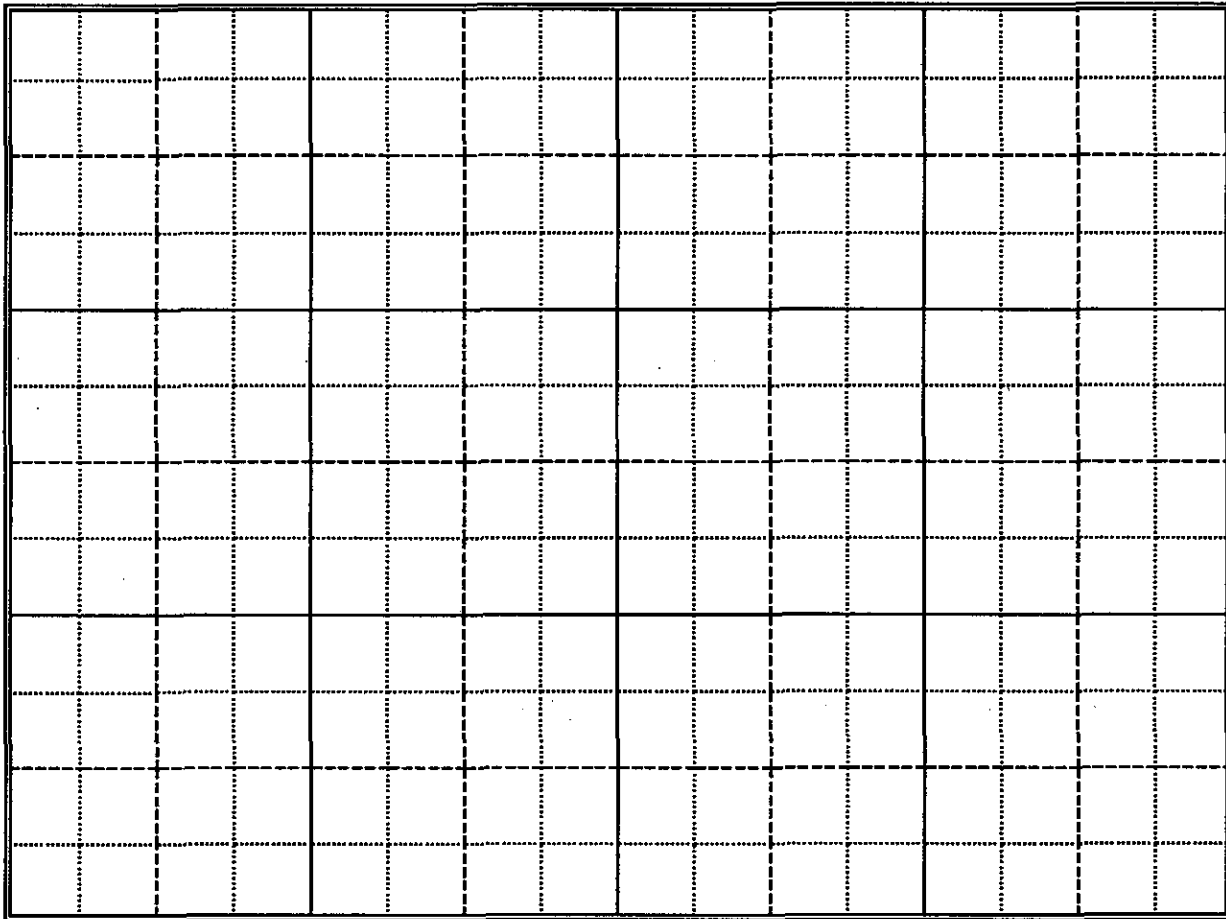
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	34E	31			24	2				40	24.75						.25		91

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FEB 25 2001

TOTAL 91 ACRES

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



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
LIFT PUMP	H.S. ELECT.	75			8"

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
POLYSONIC METAL PRESSURE GAGE	TYNE-FLYTE	TF-P		7140263		1997
PRESSURE GAGE	RAINBIRD				0-160	60P51

2. Measurements: *SEE ATTACHMENTS*

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E. NARRATIVE/REMARKS/COMMENTS

THIS IRRIGATION SYSTEM UTILIZES A 75HP PUMP TO LIFT WATER TO A MANIFOLD WHICH REDISTRIBUTES WATER TO BURIED MAIN LINES. THESE MAIN LINES DISTRIBUTE WATER TO A 9 TOWER CIRCLE PILOT (WITH END GED) AND RISEL PLOTS WHICH ALLOW HOOKUP OF PORTABLE HAND LINES OF VARIOUS LENGTHS (MAX. BIRDS 75 WITH 9/64 NOZZLES).

* WATER (2.3 FCFS) FOR LICENSE # 35-02083 IS ALSO PROVIDED FOR FROM THIS POINT OF DIVERSION.

* WATER FROM ABANDONED SPRINGFIELD CANAL PUMP CAN BE COMBINED WITH WATER FROM THIS POINT OF DIVERSION VIA MAIN LINE VALVES.

* Plots are run separately from handlines thus the efficiency which is less than 0.01 cfs is not a factor in this license. *Aug*

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

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FEB 25 2002

F. FLOW CALCULATIONS☒ Additional Computation Sheets Attached

Measured Method:

THEORETICAL FLOW CALCULATION = 2.07 CFS

MAX. POLYSONIC FLOW MEASUREMENT = 1.82 CFS.

LICENSE 35-02083 (160 ACRES) $2.34 \text{ CFS} = 0.0146 \text{ CFS/ACRE} \times 80 \text{ ACRES} = 1.17 \text{ CFS FROM THIS POD}$
MEASURED CFS $1.82 - 1.17 = 0.65 \text{ CFS FOR 91 ACRES OF THIS PERMIT.}$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 91 \text{ AC} \times 4 = 364 \text{ AFA}$ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.65 \text{ CFS} \times 214 \times 1.9835 = 275.9 \text{ AFA}$ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 275.9 \text{ AFA}$

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	0.65	275.9
Totals:			0.65 CFS	275.9 AFA

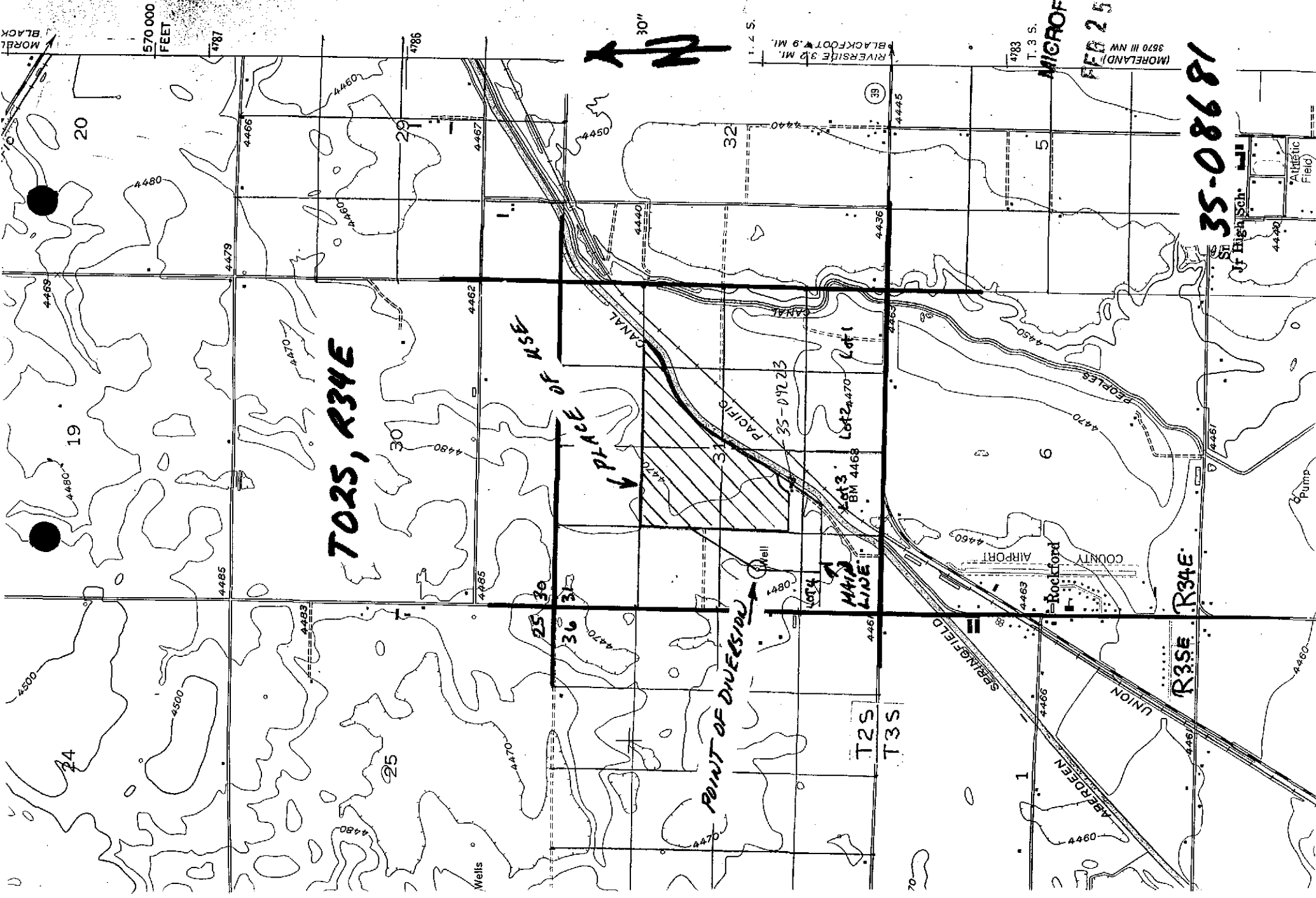
2. Recommended Amendments

☐ 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. AUTHENTICATIONField Examiner's Name SIMPKINS Date 1/23/98

Reviewer _____ Date _____

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SEAL
FEB 25 2002



35-08681

35-02083

225 30

31

35-02083

NHNL

4

58.1

T2127
3358

PLACE OF USE

40 AC.

PIDOT

NHNL

POINT OF DIVERSION

8

70.8

6" MAIN LINE

9" NHNL

5.2

00297

6" MAIN LINE

01-00297 LOT 4

NHNL

4

31.365

36

6

Pump on Aberdeen
SPRINGFIELD CANAL

8" MAIN LINE

LATERAL

1" NHNL

27.9

7025, 234E

LOT 3

LOT 2

LOT 1

Highway 39

PHOTO FILMED

35-08681

35-08681

MODE SELECT DATA SET

DATA SET MODE
? PRINTER

PRINTER USE
? YES

MM-DD HH:MM
06-27 03:21

MODE SELECT
INPUT

OUTER DIAMETER
8.0000 IN

PIPE MATERIAL
? CS-SS

WALL THICKNESS
0.2331 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
5.842 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

06-27 03:2200 *R
+002.90 % A12

MICROFILMED

35-08681 25 2002

MODE SELECT
TO CHECK

0286.7 MMSEC
100.16 % T0

06-27 03:2500 *R
+745.493E 06PM

06-27 03:2700 *R
+790.667E 06PM

06-27 03:2700 *R
+815.235E 06PM

35-08681

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

K. VAN ORDEAN
35-08681
Polysonic Tape

MICROFILMED
FEB 25 2002

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

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

$$\begin{aligned} Hp &= \text{Horsepower} = \underline{25} \\ Eff &= \text{Efficiency} = \underline{.7} \quad (\text{Usually } 70\%) \\ \text{Lift: } &(\text{Static Water Level} + \text{Assumed Draw down}) \\ &\text{Static Water Level} = \underline{75'} \quad \text{ft.} \\ &\text{Assumed Draw down} = + \underline{10} \quad \text{ft.} \\ &\text{Lift} = \underline{85} \end{aligned}$$

OR

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

$$psi = \text{Operating Pressure} = \underline{60} \text{ psi}$$

$$Q_{cfs} = \left[\frac{25}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{85}{Lift} + \left(\frac{60}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{462.735} \right] \div \left[\underline{223.48} \right]$$

$$Q_{cfs} = \underline{2.07} \text{ cfs}$$

$$POLYSONIC \text{ FLOW MEASUREMENT} = 815.2 \text{ GPM} / 448.8 = 1.82 \text{ CFS}$$

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FEB 25 2002

PERMIT NO. 35-08681

FIELD EXAM NOTES

EXAM # 35-08681

DATE OF EXAM 6/27/96 (Jones) - New Harrison Home

PERMITEE NAME KAREN VAN ORDEN

OTHER WATER RIGHTS SAME POD Yes other well 1/2 inch

OTHER WATER RIGHTS SAME POU Yes Canal Right Hand outside of pivot can enter mix.

PUMP #1 HP 75 MAKE U.S. Electric SERIAL #
 COLOR AND DESCRIPTION Gray / Orange base
 OUTPUT DIAMETER 8" SYSTEM PRESSURE 80 PSI WELL DEPTH
 STATIC H2O 75' WELL DEPTH 150 DYNAMIC PUMP
 PSI GAGE TYPE Rain Bird CHECK VALVE (Y) [N] GATE VALVE (Y) [N]

Check on well logs

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 9 + 2nd line PIVOT LENGTH
 PRESSURE (H) [L]

Maintain Ag - turn rrr. ? - for pivot length
Russel Stewart

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

RAIN BIRDS PER LINE 25 NOZZEL DIAMETER 9/64
75

SURFACE WATER TYPE OF MEASUREING DEVICE

AA METER PIGMY METER WEIR OR FLUME BUCKET/WATCH

Can run balance of rrr. not covered under pivot by salting at well. - system can come inle water from canal source at pump.

USE BACK OF PAGE FOR SKETCH AND MEASUREMENTS OF SYSTEM

Pivot from approx. 45 gal. Ea

35-08681

COPILED
 25 2002

Zu
Bis

75HP
24HP

Chas. & Ann. Lake.

John Palmer.

450 lower

4

450 ft. m. *late* *valm*

Handwritten signature: *Handwritten signature*

15/9/53

TD 71084

Handwritten signature: *Handwritten signature*

George
Lynn
Smith
76751
0-100

Range at Cairn
75 HP GE
8" Outport
Sept 6!

MICROFILMED
FEB 25 2009

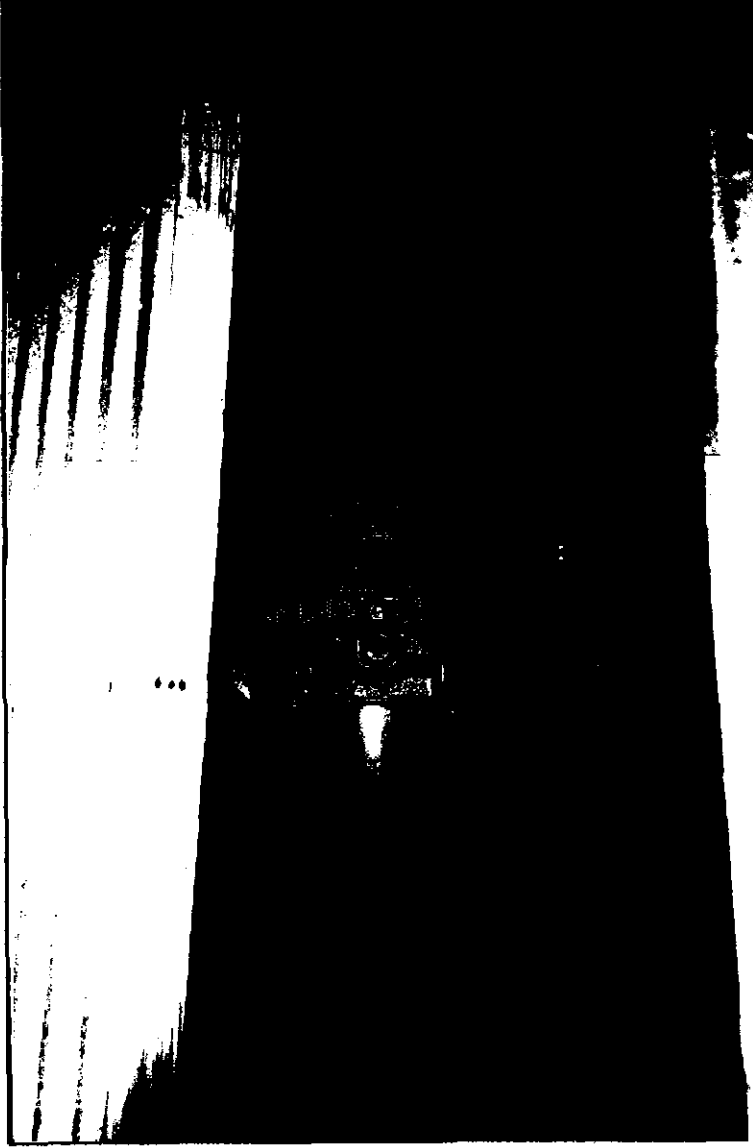
35-08681

K. VAN ORDEN

IRIGATION

10/5

VIEW OF
INSIDE OF
WELL HOUSE
POINT OF
DIRECTION



VIEW OF
MANIFOLD
WATER
DISTRIBUTION
SYSTEM

← SAND
TRAP



PERMIT
NUMBER

35-08681

MICROFILMED

FEB 25 2002

K. DAN OLDEN

IRRIGATION

2515	VIEW FROM PUMP HOUSE PLACE OF USE VIEW WEST	
VIEW NORTH WEST PLACE OF USE		
35-08681	PERMIT NUMBER	

MICROFILMED

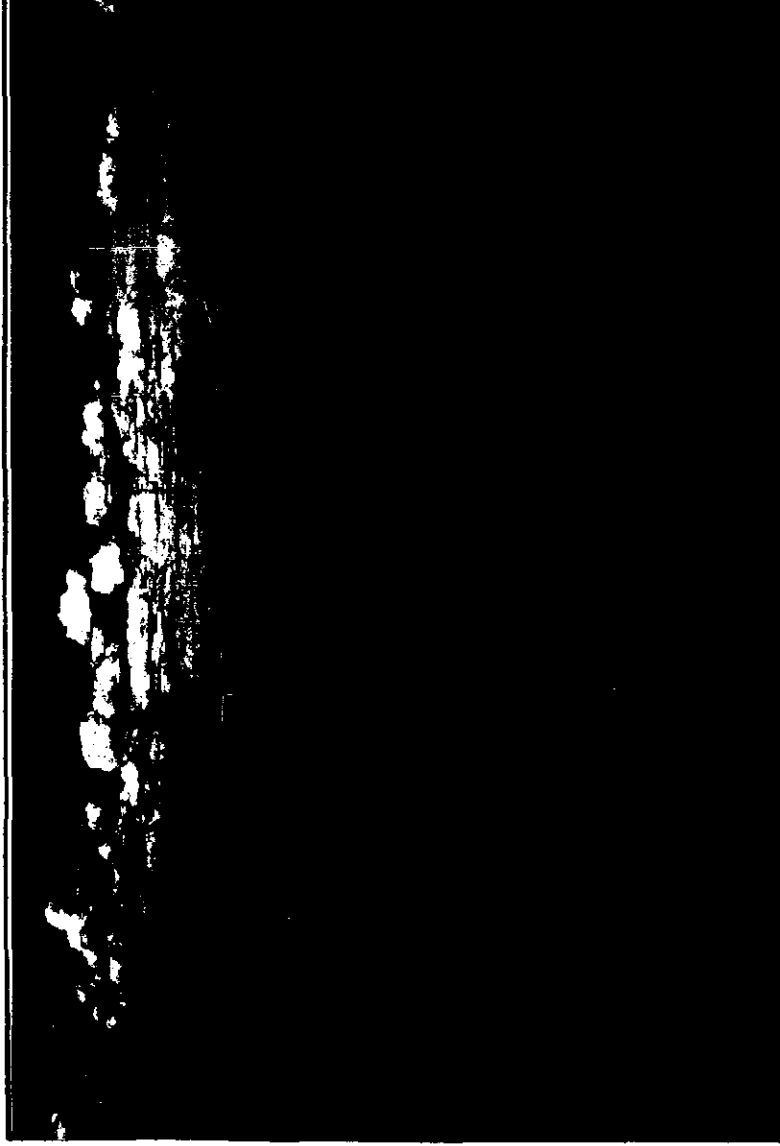
FEB 25 2002

K. VAN OORDEN

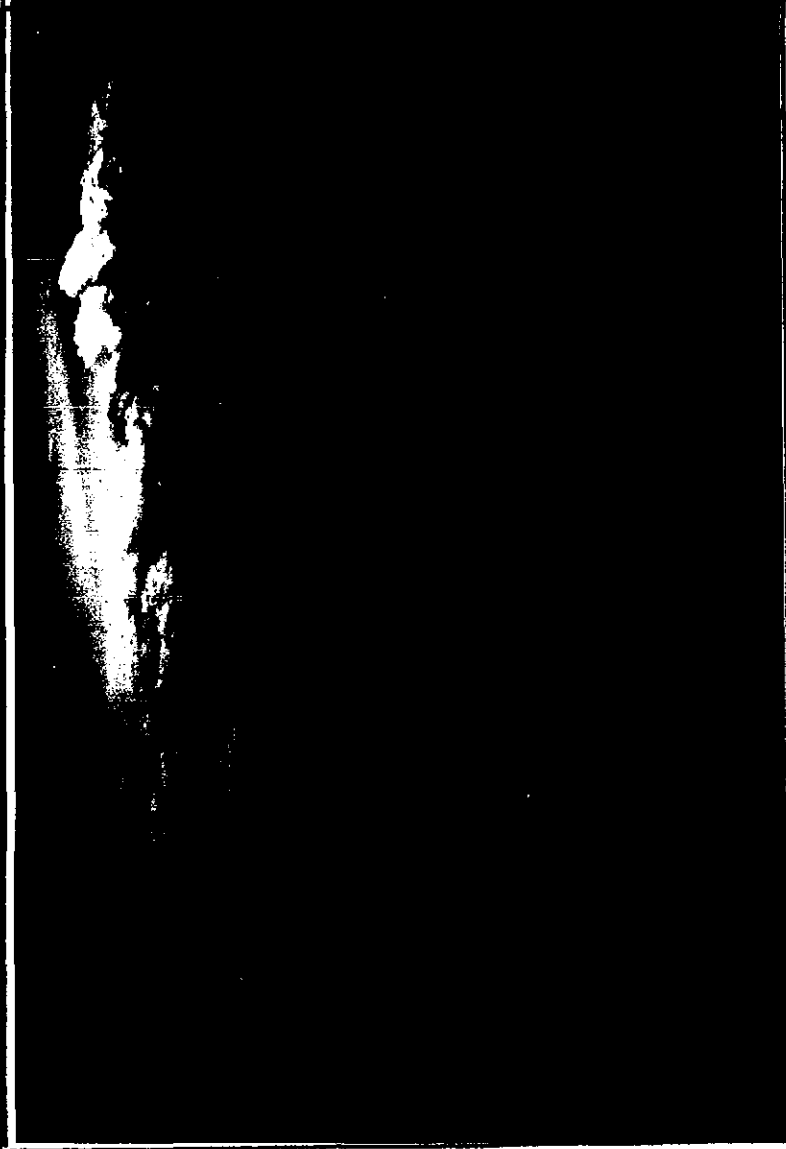
IRRIGATION

30/5

VIEW NORTH
PLACE OF
USE



VIEW
NORTHEAST.
PLACE OF USE



PERMIT
NUMBER

35-08681

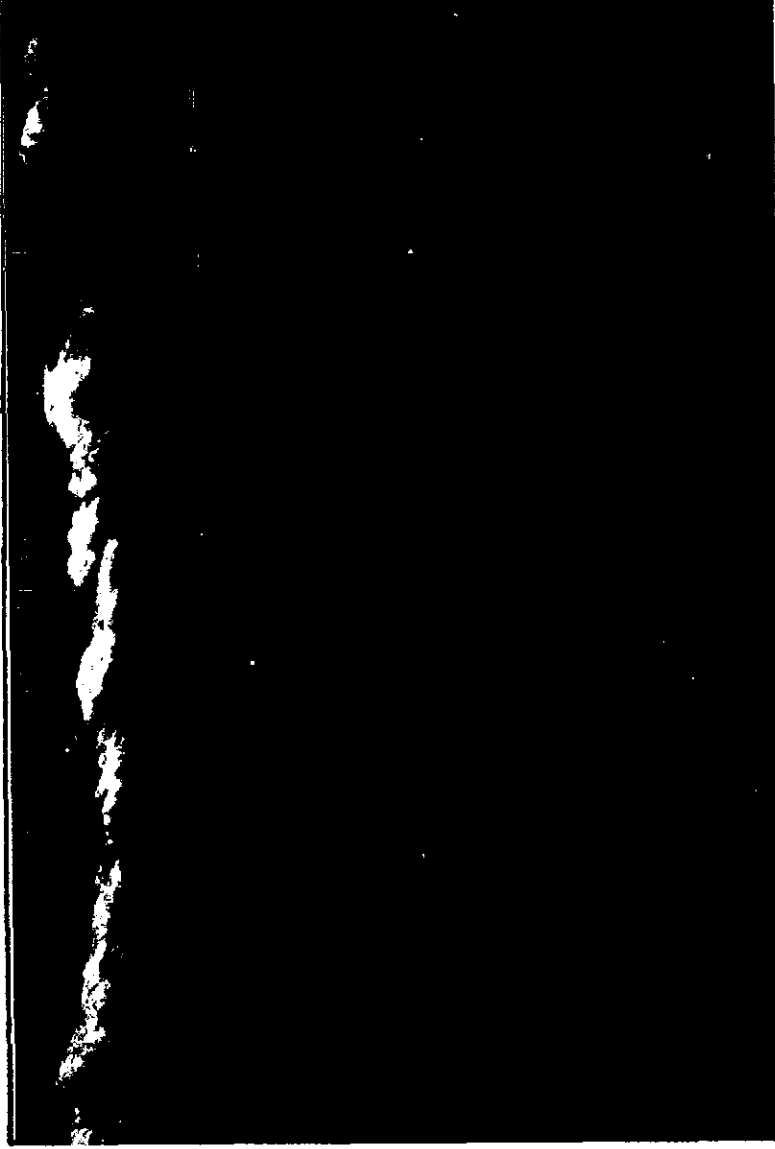
MICROFILMED
FEB 25 2002

K. JAN ORDEN

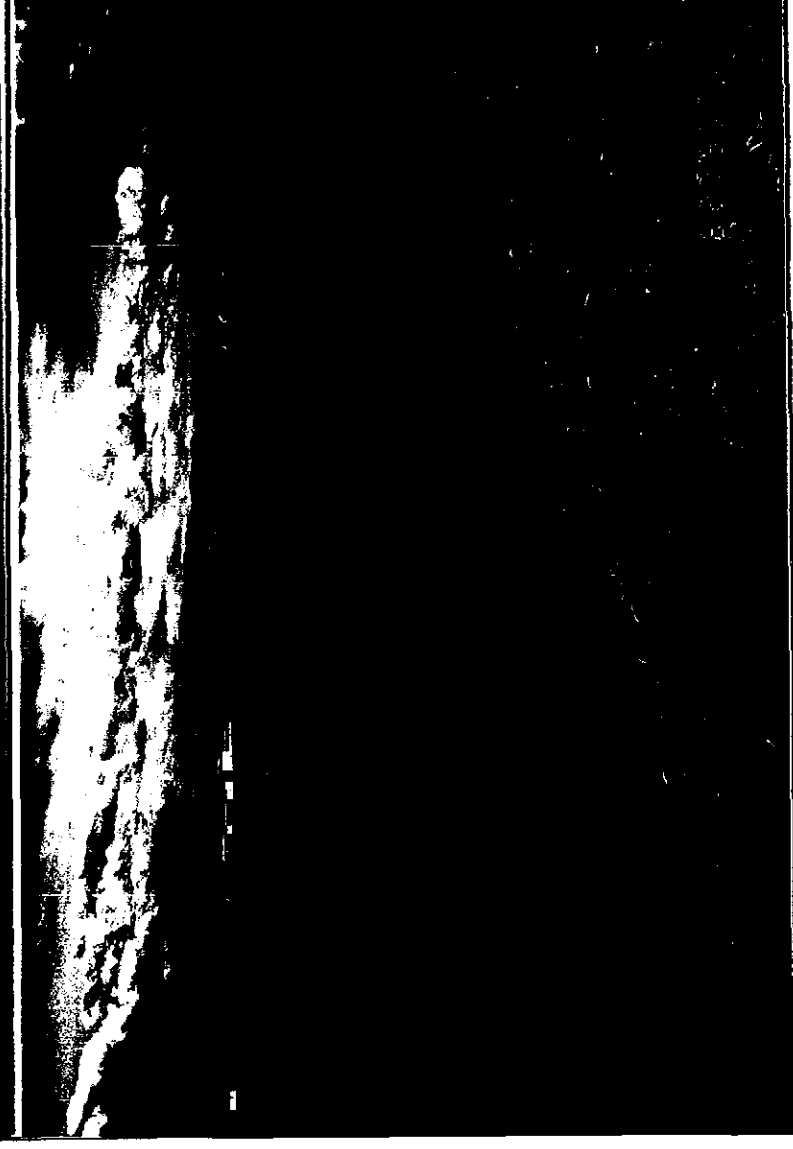
IRRIGATION

4/15

VIEW
EAST
POINT OF
DIVERSION
PLACE OF
USE



VIEW
SOUTHEAST
PLACE OF USE



PERMIT
NUMBER

35-08681

MICROFILMED

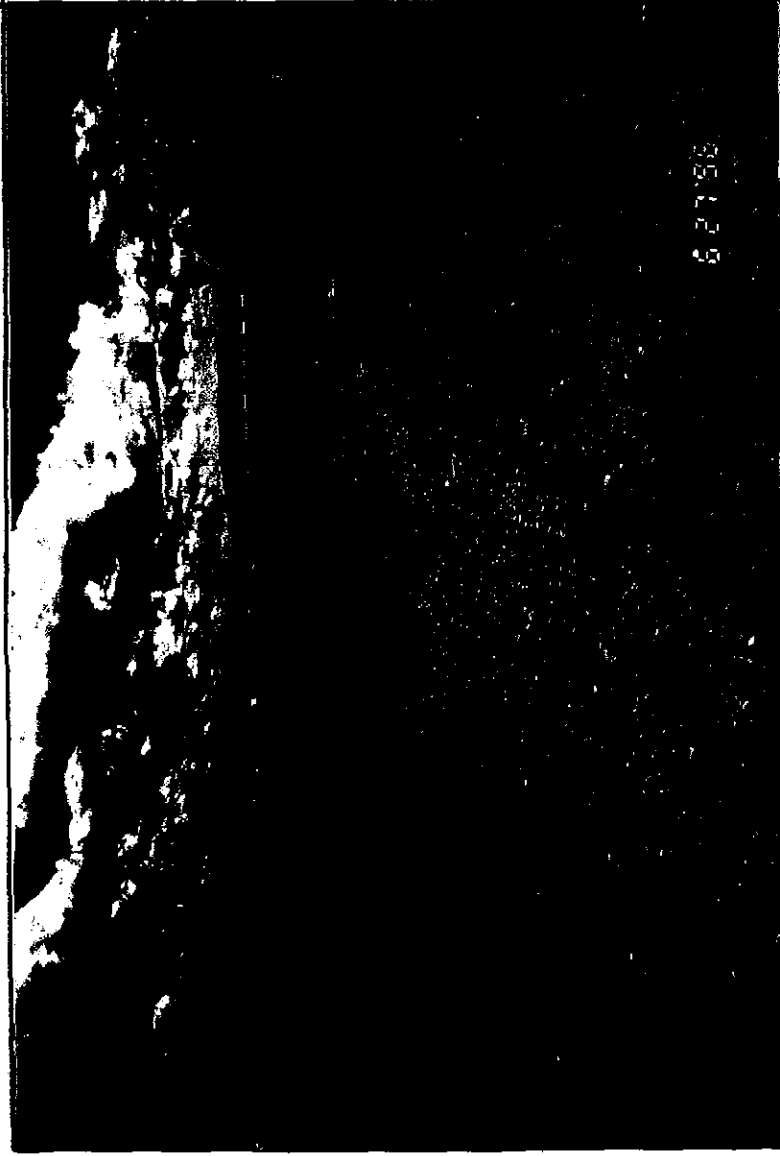
FEB 25 2002

K. JARDEN

1221697102

845

VIEW SOUTH
PLACE OF
USE.



SURFACE
WATER
POD FROM
ABERDEEN
SPURFIELD
CANAL



PERMIT
NUMBER

35-08681

MICROFILMED

FEB 25 2002

June 4, 1992

KAREN VAN ORDEN
35 N. 1200 W.
BLACKFOOT ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08681

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JUN 10 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 35-08681 Reviewed by Klg Date 6/3/92

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

 Surface water source
✓ Ground water source
NA Drilling permit required?
early 40's Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
 Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
yes Amount Submitted
yes Correct?
yes Required?
yes Installed?
NA Waiver requested?

PRIORITY CALCULATION

Date proof received NA
Date proof due -
No. of days late =
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address Proof Made 6/3/92

6/4/92 Klg

May 31, 1992

KAREN VAN ORDEN
35 N. 1200 W.
BLACKFOOT ID 83221

PROOF DUE NOTICE

RE: PERMIT NO. 35-08681

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

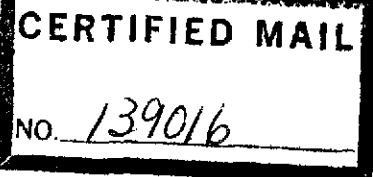
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



MICROFILMED
JUN 10 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 12, 1991

KAREN VAN ORDEN
35 N. 1200 W.
BLACKFOOT, ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08681

Dear Permit Holder:

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

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

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

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

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not

MAILED
AUG 21 1991

diverted will reduce the potential for the watermaster to
regulate your water use.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosure

Michael Reed
AUG 21 1991

FROM KEITH C. WILSON

DATE 13 OCTOBER 1988

TO FILE

SUBJECT COPY OF APPROVED APPLICATION FOR PERMIT - Van Orden

JIM JOHNSTONE OF IDAHO POWER HAS REQUESTED THAT A COPY OF THE APPROVED
APPLICATION FOR PERMIT BE FORWARDED TO IDAHO POWER AT THE FOLLOWING ADDRESS:

JIM JOHNSTONE
C/O IDAHO POWER
P.O. BOX 460
BLACKFOOT, IDAHO 83221

REPROFILMED

AUG 21 1991


SIGNATURE

APPLICATION FOR PERMIT REVIEW

Application #: 35-8681

Reviewer:

Pam Skaggs *PS*

Date: 7-26-91

Existing:

☒ No

☒ Complete in 1 year - 26A-P17

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

Surface water - WD No. 61
005, 005-01H-P01 (LT.2 w/pump)
005-01J-P08 (GT.2)

☒ Groundwater

Irrigation Districts - P05

Canal Co. Areas - 023

Drainage Districts - 023

Boise Front (63) - 024

☒ Swan Falls Flag - 058 (Groundwater)

Trust - 1 (1, Blank or Other)

☒ Non Trust - 051-052-053-P74 (Consumptive Uses)

River Basins:

(Surface Water)

Boise (63) - Water District Control Condition &....

Payette (65) - 05A & 11E

Snake (01, 02 & 03) - 047-P04, 059-P71

Use:

Fish Propagation - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)

Power

Use Power Review

Mining

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

18A-for multiple measuring devices(In WD),

18B-P09(Size)

Rec. & Aesthetic - 027(Non-Consumptive)

Domestic - 021(restricted areas)

Ownership:

☒ Non land owner

Protested:

Agreement - 004

☒ Beneficial Use Due Date: - 08-03-1992

Other Conditions Recommended

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Dist. for starting 40 10-18-88

Submitted for adv. HWS 10-25-88

SWAN FALLS H&R Rule

Charlie

Form No. 202a
/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY C. Mullin DATE 10/24/88 APPLICATION NUMBER 35~8681

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 JUL 22 1991

Department of Water Resources

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PROCESSING

☒ Yes ☐ No I Form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO

None

☐ 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 7-8-91
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☒ Yes ☐ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

_____ ☐ See below for additional information
Date of priority recommended 10-12-88
By HWO Date 7-17-91

STATE OFFICE REVIEW

_____ ☐ See below for additional information
By _____ Date _____

ADDITIONAL INFORMATION

Conditioning OIG

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

35-08681

VAN ORDEN, KAREN
35 N. 1200 W.
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: NWSW Sec 31 T 02S R 34E

Use: IRRIGATION (1.820 CFS)
Total Diversion: (1.820 CFS)

Date Filed: 10/12/ 1988

In: T02S R34E S31 SWNE SENE SENW NESW

91.0 ACRES TOTAL

35-08681

VAN ORDEN, Karen
35 N., 1200 W.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: NWSW, Sec. 31, T. 02S, R.
34E.
Use: IRRIGATION (1.820 CFS).
Total Diversion: (1.820 CFS).
Date Filed: 10/12/1988.
In: T02S, R34E, S31, SWNE, SENE,
SENW, NESW.
91.0 ACRES TOTAL.

OK

FILED
AUG 21 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

07-Jun-1991

KAREN VAN ORDEN
35 N 1200 W
BLACKFOOT ID 83221

RE: Application No. 35-8681

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 Morning News on June 20 & 27, 1991. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold Jones RB
HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

RECEIVED
AUG 21 1991

December 13, 1988

Karen Van Orden
35 N. 1200 W.
Blackfoot, Idaho 83221

RE: Application for Permit #35-8681

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. 35-8681. 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

AUG 21 1991