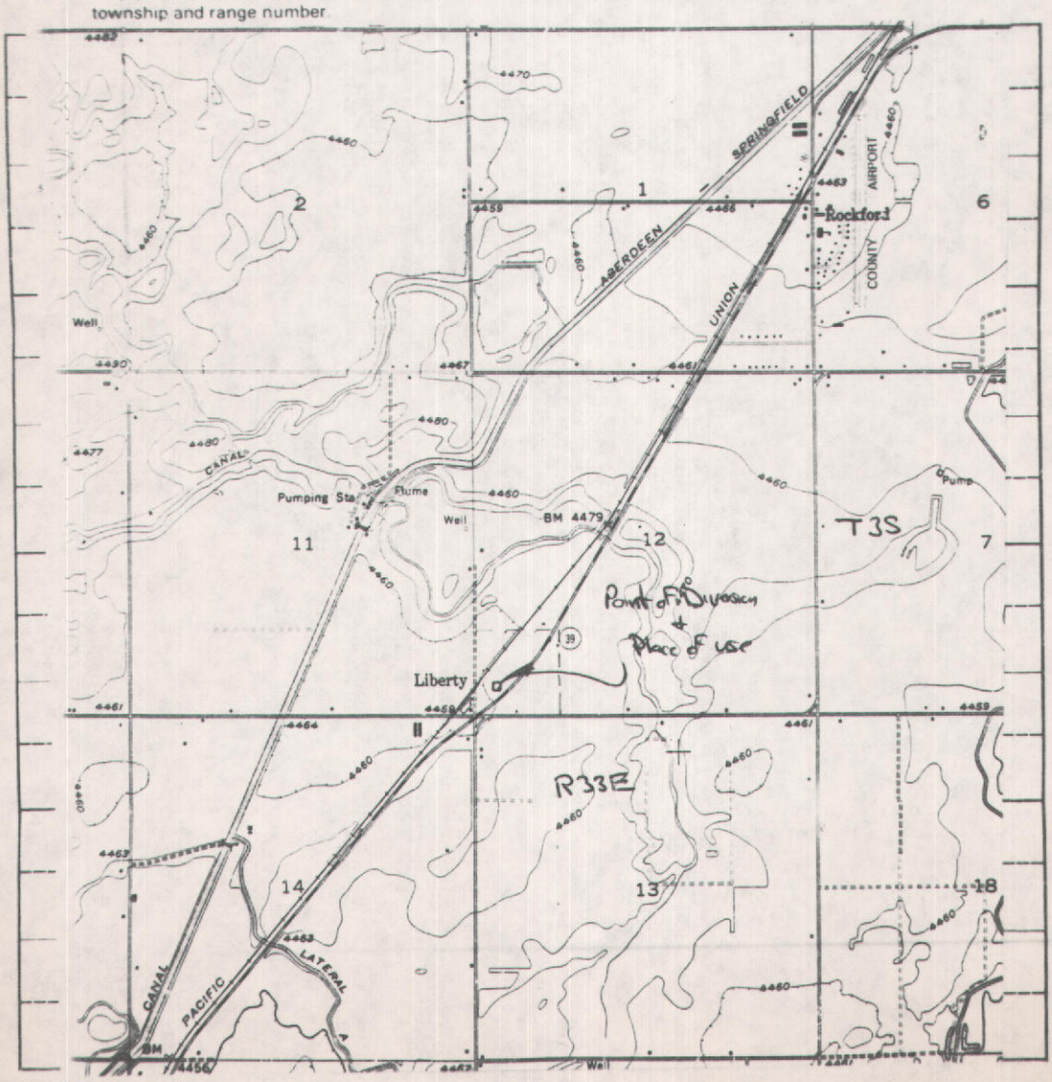
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



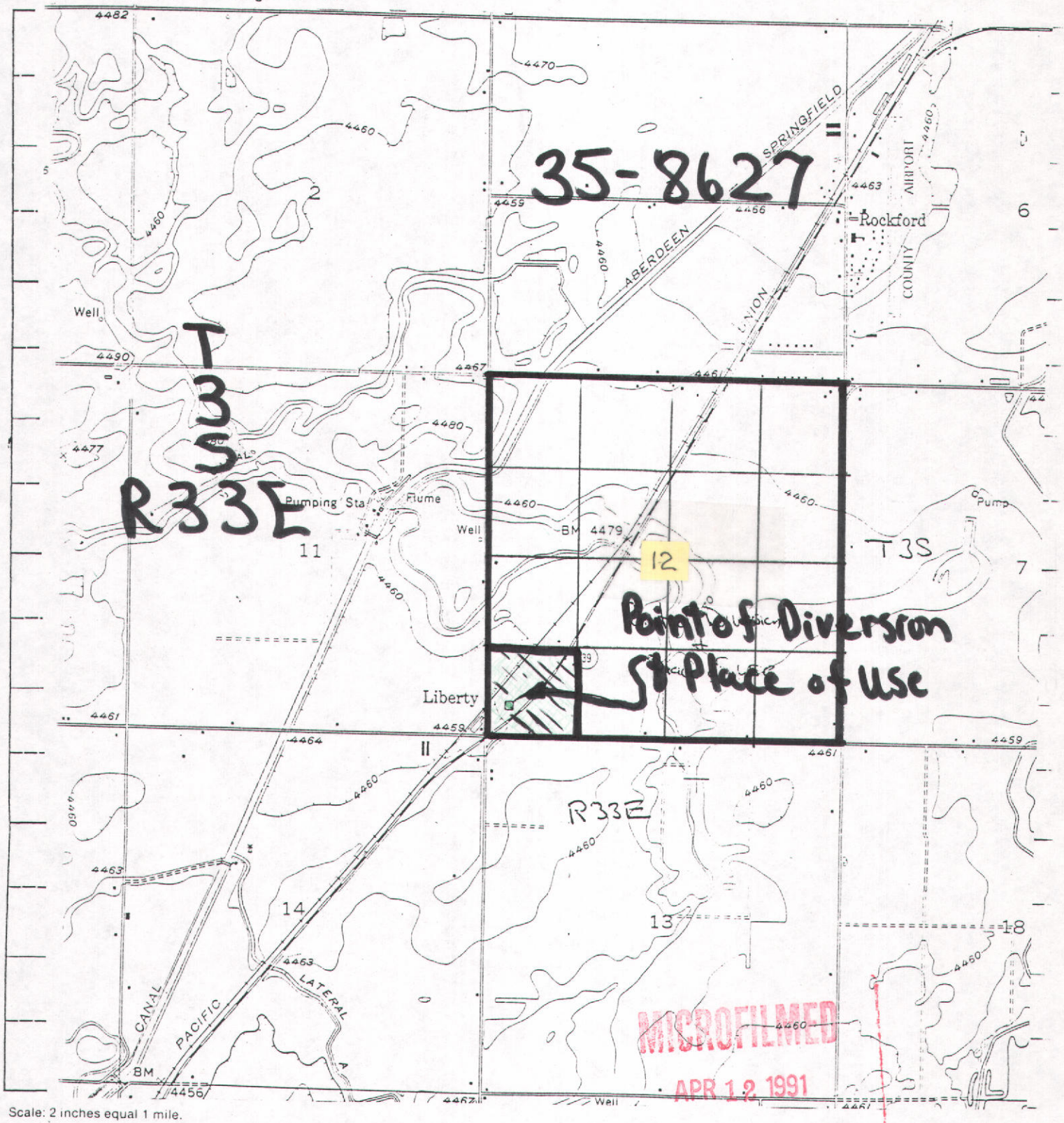
Scale 2 inches equal 1 mile

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

Kent Christensen Branch Manager

(Applicant)

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



Scale: 2 inches equal 1 mile.

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

(Applicant)

35-8627

IMAGE FILMED
APR 12 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08627

Priority: April 14, 1989 Maximum Diversion Rate: 0.16 CFS
Maximum Diversion Volume:[1] 3.0 AF

This is to certify, that WESTERN FARM SERVICE INC.
3075 CITRUS CIR.
SUITE 195
WALNUT CREEK, CA 94598 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 7, 1986; and has submitted Proof of Beneficial Use on April 14, 1989. An examination indicates that the works have a diversion capacity of .160 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
COMMERCIAL	01/01 to 12/31	0.16 CFS	3.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 12, Township 03S, Range 33E
BINGHAM County

PLACE OF USE: COMMERCIAL

TWN	RGE	SEC	
03S	33E	12	SWSW

CONDITIONS/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 which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.
6. Commercial use is for an office and a fertilizer plant.

APR 12 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08627

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 27th day of March, 1991.

David R. Tuthill Jr
for R. Keith Higginson, Director

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT)
NO. 35-8627 IN THE NAME OF)
WESTERN FARM SERVICE, INC.)

ORDER OF REINSTATEMENT

This matter having come before the Idaho Department of Water Resources (Department) the Department finds as follows:

FINDINGS OF FACT

1. On April 10, 1986, the Director of the Department of Water Resources issued Permit No. 35-8627 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before May 1, 1987.

2. On February 28, 1987, the Department sent a proof due notice to the permit holders.

3. On May 13, 1987, the Department sent a lapse notice to the permit holders since neither proof of beneficial use nor a request for extension of time had been received from the permit holders.

4. On April 14, 1989, Proof of Beneficial Use was received by the Department from the permit holders.

5. Section 42-218a, Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence

RECEIVED

JUN 12 1989

clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

6. The permit holders submitted evidence to confirm that water has been put to beneficial use, including power records from Idaho Power Company showing that service to the well was established in August of 1986 and that the account has been active since initial hookup.

7. The permit holders have stated that submittal of the beneficial use statement was overlooked due to management changes at the time proof was originally due.

CONCLUSIONS OF LAW

1. The permit holders have submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used as identified on the permit.

2. The permit holders have shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

3. The permit can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 35-8627 is reinstated.

IT IS FURTHER ORDERED that the date of priority of this permit is advanced to April 14, 1989.

Dated this 30th day of May, 1989.

L. Glen Saxton

L. GLEN SAXTON
Chief, Water Allocation Bureau

Form 202
6 86

Job No 35-8627

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1 Name of applicant Western Farm Service, Inc. Phone 734-3838

Post office address P.O. Box 47, Jerome, Idaho 83338

2 Source of water supply Groundwater which is a tributary of _____

3 Location of point of diversion is _____ of SW ¼ of SW ¼, Govt Lot _____

Sec 12 Township 3S Range 33E B M Bingham County; additional

points of diversion if any _____

4 Water will be used for the following purposes

Amount 0.20cfs (cfs or acre feet per annum) for Commercial purposes from 1-1 to 12-31 (both dates inclusive)

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

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

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

5 Total quantity to be appropriated is (a) 0.20 (cubic feet per second) and/or (b) _____ (acre feet per annum)

6 Proposed diverting works

a Description of ditches, flumes pumps, headgates, etc Well, pump with 5hp. motor (speculated need) to office and fertilizer mixing area.

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 8 inches, proposed depth of well is 100 feet.

d Is ground water with a temperature of greater than 90°F being sought? _____

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*)

8 Description of proposed uses *of irrigation only — Item 9*)

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

b Stockwatering list number and kind of livestock

c Municipal show name of municipality

d Domestic show number of households

e Other describe fully Commercial

9 Description of place of use

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

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

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3S	33E	12											X						
													C						

Total number of acres to be irrigated

10 Describe any other water rights used for the same purposes as described above N/A

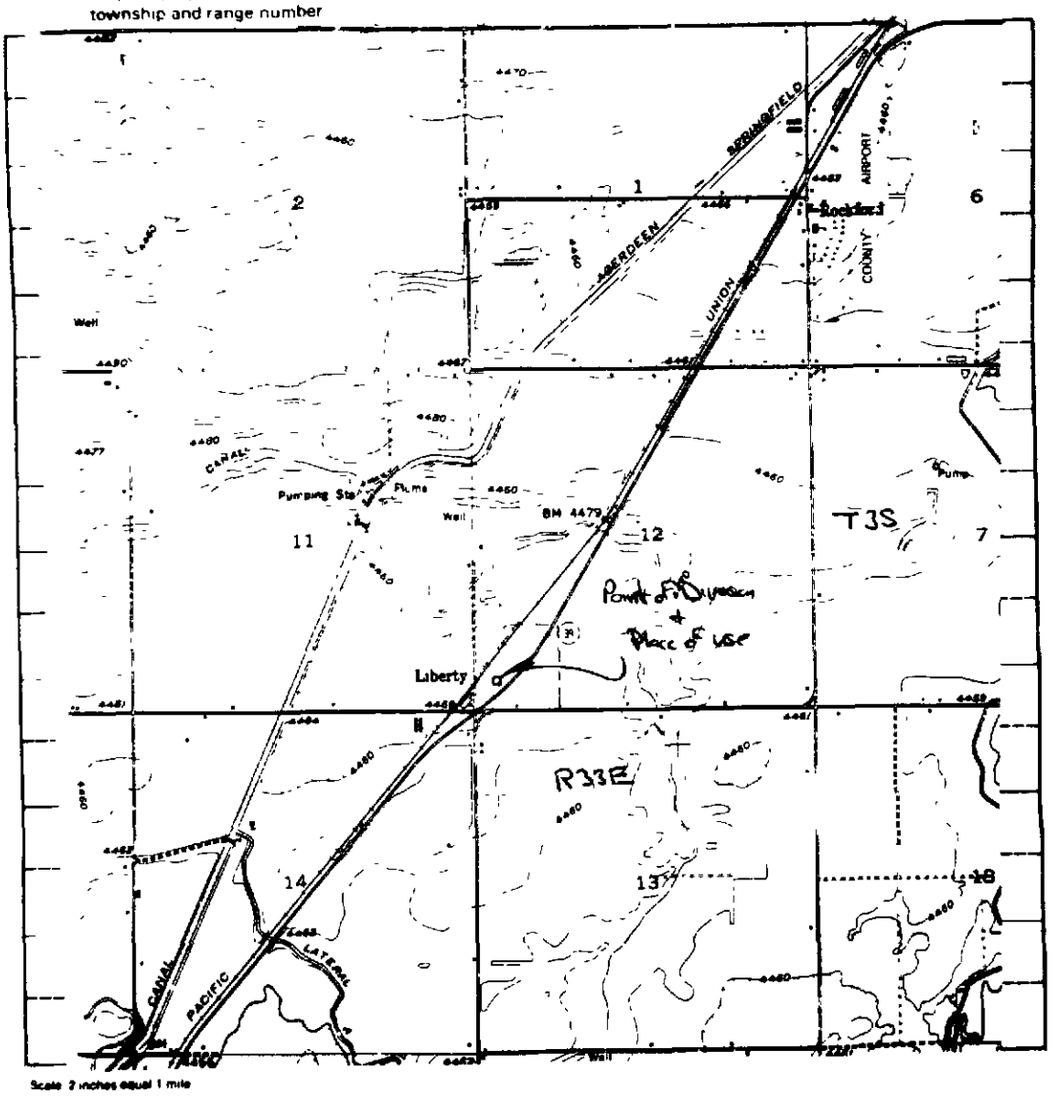
11 a Who owns the property at the point of diversion? Applicant

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 Total consumptive use speculated at less than two af. day average as our peak season of water use is April, May and June. After that fertilizer mixing reduces severely and not at all during the winter months.

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



Scale 2 inches equal 1 mile

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

Kent Winters Bruce Winters
(Applicant)

Prop Received by [illegible] Date 3/7/86 Time 11:20 Preliminary check by HWJ

Fee $ 30.00 Receipted by [illegible] # 35523 Date 3/12/86

Publication prepared by JAC Date 3/14/86 Publisher in Blackfoot News 3/21/86

Publication approved [illegible] Date 4-04-86

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 35-8627, and said application is hereby APPROVED

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 May 1 19 87

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

Witness my hand this 10th day of April, 1986.

L. Glen Saxton

Chief, Operations Bureau

NOTICE OF APPLICATION FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho

35 8627
WESTERN FARM SERVICE INC
P O Box 47
Jerome Idaho 83338
Source GROUNDWATER
Diversion Pt SWSW Sec 2 T 03S R 33E
Use COMMERCIAL 10 2 CFS,
Date Filed 03/07/1986
In SWSW Sec 12 T 03S R 33E

The permits 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 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 April 7, 1986

KEN DUNN
Director

(8984)
Pub 3/20 27

31

RECEIVED
APR 2 1986
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)
) ss
State of Idaho)

I Kaye Dryton do solemnly swear that I am the Advertising Manager 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 184 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 notice required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to wit: Thursday of each week, that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue or said newspaper 1 2 consecutive weeks

the first publication having been made on the 20th day of March 19 86

and the last publication having been made on the 27th day of March 19 86

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

Kaye Dryton

Subscribed and sworn to before me this 1st day of April 19 86

Rebecca A Johnson
Notary Public for the State of Idaho
Residing at Blackfoot Idaho
My commission expires
Oct 20, 1988

April 1, 1991

WESTERN FARM SERVICE INC.
P.O. BOX 1168
FRESNO, CA 93715

RE: WATER RIGHT NO. 35-08627

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED
APR 12 1991

cc: RANDY RUGER ✓ JR

rec 3-25-91

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 13, 1991

Bill Please review address should be changed to Fresno. Rob

WESTERN FARM SERVICE INC.
~~3075 CITRUS CIR.~~
~~SUITE 195~~
~~WALNUT CREEK, CA 94598~~
PO BOX 1168
~~FRESNO, CA~~ 93715

RE: WATER RIGHT NO. 35-08627 LIBERTY SIDING

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

Sharla Curtis

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

Computer updated 3/27/91
SC

PLS CORRECT YOUR RECORD TO SHOW NEW ADDRESS

MICRO

APR 15 1991

RECEIVED
MAR 27 1991
Department of Water Resources

March 13, 1991

WESTERN FARM SERVICE INC.
3075 CITRUS CIR.
SUITE 195
WALNUT CREEK, CA 94598

RE: WATER RIGHT NO. 35-08627

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

LICENSE REVIEW CHECKLIST

Permit No. 35-8627

Name/Address — change? ____ ok ✓

Priority date — Advance? yes ____ no ✓
Memo to advance ____
Order to reinstate needed? yes ____ no ✓

Total cfs — Limited by fee Jak
Limited by capacity ✓

Total volume — Limited by flow ____
Chart checked for AF rate/ac N/A

Capacity — Actual measurement checked ____
Theoretical checked ✓
If greater than permit, check for other rts ____

Source — Changed? yes ____ no ✓
If so, is memo needed to clarify? ____

P/D — Verify with map ✓ permit ✓
More than one per ¼¼? Remember remark ____
Check p/d overlap N/A

Uses — Check irrigation period of use w/ chart N/A

P/U — Verify with map ✓ permit ✓
> 5 acres irrigated, run overlap N/A

Remarks — More than one p/d in ¼¼ ____
Description of non-irrig uses ✓
Special overlap condition ____

Conditions –
Measuring device ____
W.Master control ____
Overlap ____
Water quality ROB
Other ____

Dates/Misc. –
Water Dist —
App Rec'd ✓
Proof Rec'd ✓

CHECK FOR ADJ. CLAIM
Needed according to proof filed ____
Filed - needs amended ____
Add'l fee required ____
Not filed - ____
Not needed ✓ proof made 1989

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APR 12 1991

Comments/Changes to Examiner's Recommendations:

License ____ 10-day ✓ 30-day ____

Back of field report signed? ✓
Reviewer S Curtis Date 3/7/91 Review time 8 min.

MEMORANDUM

TO: File 35-8627

FROM: Sharla

DATE: March 7, 1991

RE: Volume Calculations

Use of water for fertilizer mixing only occurs in a three-month period out of the entire year. Volume for this license has been calculated as follows:

10,000 gpd X 78 days (13 weeks @ 6 days/wk)
= 780,000 gallons/325,850 = 2.4 AF

Year-round office use for employees = 0.6 AF (used same volume as in-house domestic use)

TOTAL = 3.0 AF

APR 12 1991

orm 219-S.A.
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

35-8627
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

☐ Blank Field Report Form

☑ Copy of Permit

☑ Copies of any Amendments/Orders with conditions of approval

☐ Computer Data Proof Report

☑ Copy of U.S.G.S. Quad

☑ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index 35-7474 (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index 35-7052 / 7474 (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

☐ Fully completed and signed Field Report Form

☐ Photographs of Point of Diversion and Place of Use

☐ Corrected Comouter Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed 8-01-89 _____ (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent KW 8/15/89 (Initial and date)

Exam Reviewed by Manager of Regional Office _____ (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original Refiled in White File _____ (Initial and date)

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 18 1990
Department of Water Resources

A. GENERAL INFORMATION

Permit No _____

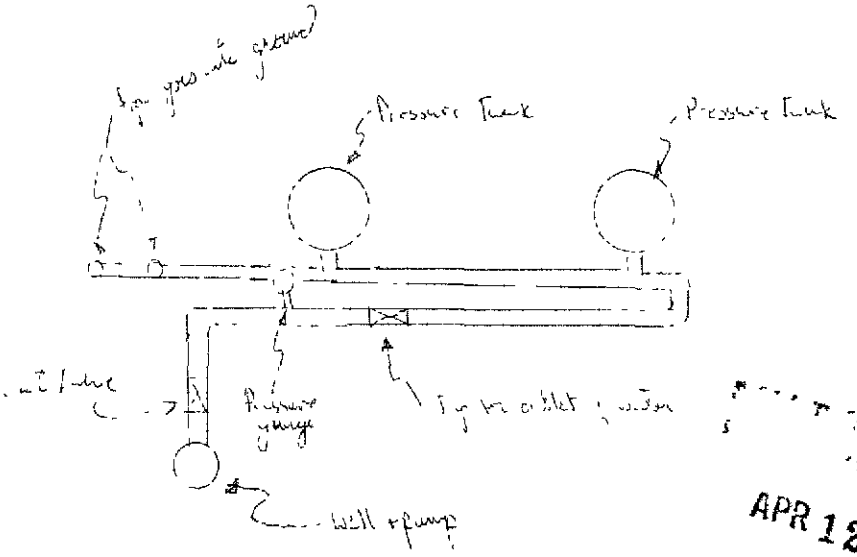
1. Owner Lytton Springs Service Inc Phone No. 734-3232
   Current Address PO Box 47 Jerome ID 83338
2. Accompanied by. Mike Barnes EXAM. DATE 6-27-89
   Address 1696 W Hwy 30 Blackfoot ID 83221 Phone No. 684-3431
   Relationship to Permit Holder: Employee - Plant Manager
3. Source: Ground water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 35-7056 35-7474
   _____ ☐ Copies Attached
2. Other water rights with same point of diversion: 35-7474
   _____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



FILMED
APR 12 1991

Scale: 1" = _____.

2 ☑ Copy of U S.G.S Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required)
☐ Aerial Photo Attached (required for irrigation of 10 acres or more)
☑ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater.

System Description (continued)

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

Well & pump to pressure tanks + lawn for personal use for office + employees & for liquid sterling fertilizer plant. Water is mixed with fertilizer. Also used to water small lawn

8 hrs a day during summer
5 hrs a day 6 days a week (Operation time)

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Midwest well supply company	5	–	–	–

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SW	12	3S	3W	Bingham	On site inspection & USGS maps

6. **Place(s) of Use:** Indicate Method of Determination

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3S	3W	12											C						

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APR 12 1995

Do not use this space

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

35-8627
PERMIT NO.

Volume for fertilizer mixing

$\left(\frac{3\text{ hrs}}{\text{day}}\right)\left(\frac{6\text{ days}}{\text{week}}\right)\left(\frac{13\text{ weeks}}{\text{yr.}}\right)\left(\frac{.16\text{ ft}^3}{\text{sec}}\right)\left(\frac{3600\text{ sec}}{\text{hr}}\right)\left(\frac{\text{acre ft}}{43560\text{ ft}^3}\right) = 3.08$ afa

Volume for livestock use

.6 afa (from field measurements and records)

Q = 0.16 cfs

Total Volume = 3.08 afa (mining)
+ .6 afa (livestock)
3.68 afa

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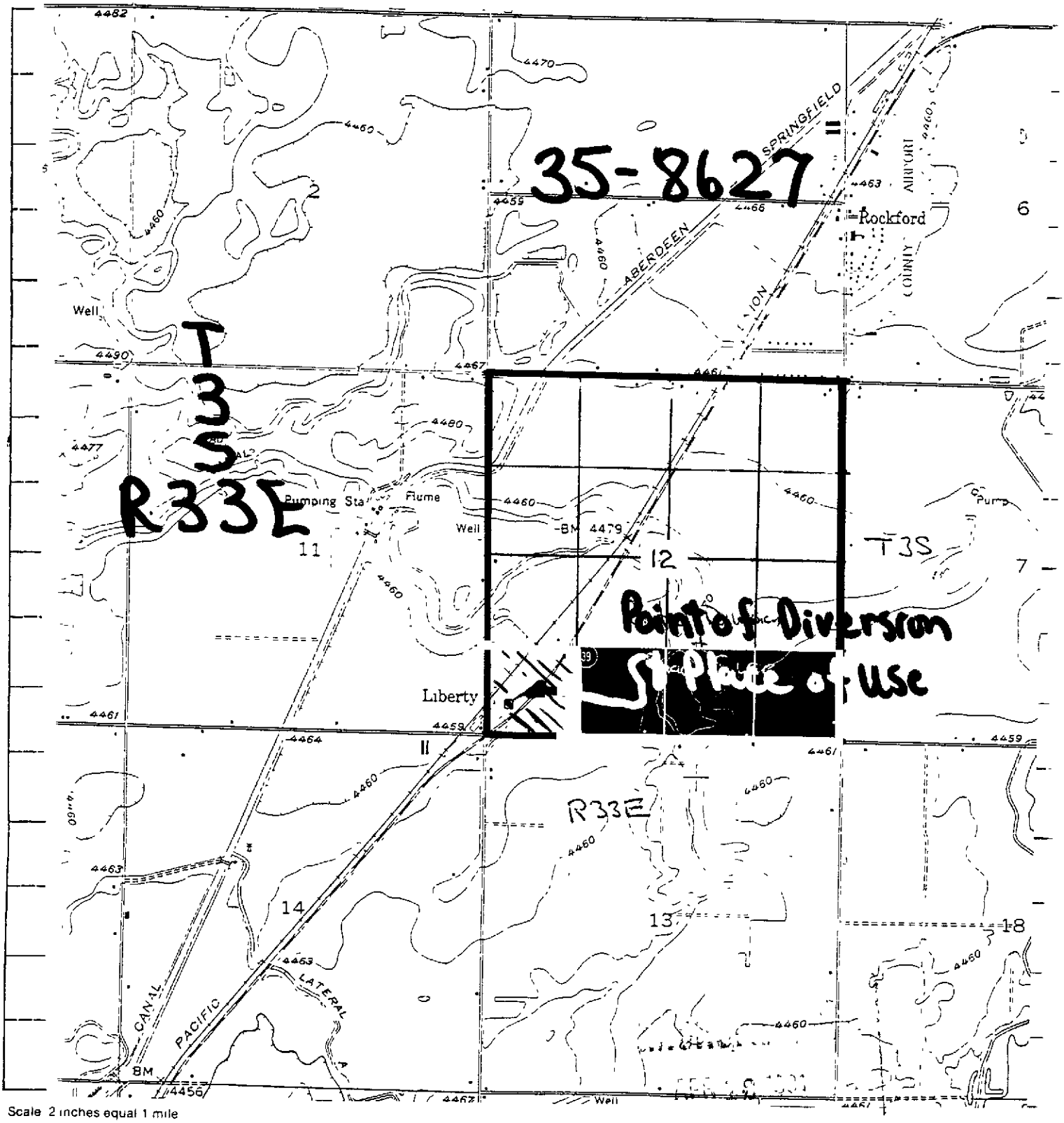
APR 12 1991

SIGNATURE

Page 1 of Page 1

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



Scale 2 inches equal 1 mile

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

(Applicant)

35-8627

35-8627

APR 1

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. **Measurements:**

60 - 70 psi from switch box
Well depth = 80 - 70 ft Static = 60 ft
Pressure gauge at 70 psi when pump is off.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method.

2 Alternate Method for Checking Purposes:

$G = \frac{5p(8.814)(eff)}{1.1ft + (2.302 \times psi)} = \frac{5(8.814)(8)}{60 + (2.303 \times psi)} = \frac{5(8.814)(8)}{w + (2.302 \times 70)}$ $G = .16$ gpm (theoretical)

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure. _____ psi x 2 31 = _____ ft (1); Dynamic pumping level _____ ft (2)
Total Head (1) + (2) = _____ (3) . Flow rate _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
Meter Input HP: (6) x 1.34 = _____ (7)
Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx 001732 = _____ (6)
Panel Input HP: (6) x 1 34 = _____ (7) Efficiency. (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation.

V_{IR} = (Acres Irrigated) x (Irrigation Requirement) = _____

V_{DR} = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1 9835 = _____

V = Smaller of V_{IR} and V_{DR} = _____

2 Volume Calculations for Other Uses.

See attached Sheet

MICROFILMED
APR 12 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

There appears to be no overlap

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
~~domestic~~ (mining)	1/1	12/31	.016	~~368~~ 368
~~domestic use~~	~~1/1~~	~~12/31~~	~~.02~~	~~0.6~~
		Totals:	.016	368

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☑ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name: Kelly Schill

Signature: Kelly Schill

Certification Date:

Field Report Preparation Date: 8/7/89

CONSULTANT SEAL

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

3/7/91

RECEIVED

APR 12 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

June 5, 1989

RE: Permit No. 35-8627

Western Farm Service, Inc.
3075 Citrus Circle
Suite 195
Walnut Creek, CA 94598

Gentlemen:

Enclosed is a copy of the Order of Reinstatement which advances the date of priority of the above referenced permit to April 14, 1989 due to late submittal of the exam fee.

If you have any questions concerning this matter, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:hm

Enclosure

RECEIVED
JUN 12 1989

WESTERN FARM SERVICE

WESTERN FARM SERVICE, INC.

3075 CITRUS CIRCLE - SUITE 195

WALNUT CREEK, CALIFORNIA 94598-2674

TELEPHONE (415) XXX-XXXX
930-7661

April 12, 1989

RECEIVED
APR 14 1989
Department of Water Resources

Idaho Department of Water Resources
State House Mall
Boise, ID 83720

Attention: Tim Luke

Gentlemen:

Attached are the following covering lapsed Permit No. 35-08627:

1. Completed Proof of Beneficial Use form.
2. Idaho Power Co. record indicating hook-up on August 7, 1986.
3. Check in the amount of $50.00 for License Examination fee.

There have been several organizational changes over the past two or three years and the status of "lapsed" only recently came to our attention.

Your assistance and confirmation of reinstatement would be appreciated.

Very truly yours,

W. J. Haener

W. J. Haener
Distribution Manager

Attachments

MICROFILMED
JUN 12 1989

WESTERN FARM SERVICE • P.O. BOX 1168, 3705 WEST BEECHWOOD, FRESNO, CA 93715

No. 80 145373

DATE		DISCOUNT	AMOUNT
4/11/89	Water Rights for Liberty		50.00

MICROFILMED
JUN 12 1989

LIBERTY SIDING

Form 217
03/86

For Office Use Only
Fee Received 50.00
Date 4/14/89
Receipt # C006340
Receipt by K. Young
Reviewed by _____
Sent to region ____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

Permit No. 35-08621

Name(s) of Permit Holder: Western Farm Service, Inc.

Post Office Address: 3075 CITRUS CIRCLE, SUITE 195,

WALNUT CREEK, CA 94598 Telephone No (415) 930 7661 (W. J. HAENER)

Source of Water: GROUNDWATER

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark COMMERCIAL

SEE ATTACHED COPY IDAHO POWER Co. / RECORD OF POWER HOOK-UP

Total rate and/or volume for which proof is submitted .20 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: AUG 7, 1986

Measuring Device: Required? __ Yes X No
Installed? __ Yes X No

Fee enclosed $ 50.00
(See License Examination Fee Schedule)

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

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

JERRY SLY (208) 684-3031
(Name) (Telephone Number)

1290 W. HIGHWAY 39, BLACKFOOT, ID 83221
(Address)

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.

MICROFILMED
JUN 12 1989

4-11-89
Date

Signature of Permit Holder (and title, if appropriate)
PRESIDENT / WESTERN FARM SERVICE, INC

PRINT REQUESTED BY PINCHAM C REQUESTED AT 10.26 04/06/87

ACCT NUMBER-- 1172-013066-0 CUSTOMER NAME WESTERN FARM SERVICE
ACCT STATUS-- ACTIVE SERV LOCATION 1290 W HWY 39
CONN/[redacted]---- 08/07/86 SERV CTYSTZIP BLACKFOOT ID 83221
CIS ACTIVITY- NONE PENDING RATE---------- 07

* * * * * * * * * * * * * * * * METER INFORMATION * * * * * * * * * * * * * * * *

METER NO	S	TYP	D	PH	F-SCL	CONST	INS/RM/CHG	T-YR READ	CURR	PREV	DEMAND
78734801G	A	2	5	3	96.0	00001	08/07/86	86	59138	56044	

RATE 07 RC 3	*	C	READ	DAYS	DEM-KW	ENERGY-KWH	BILL AMT-MTR	*AREA	CODE 080
RA DATE 07/13/87	*	0	03/13	30	1989 14	3,094	160.87	*	METER
	*	0	02/09	30	13	2,998	200.39	*	RT--- 02
ELC HT-	*	0	01/11	30	14	3,864	190.42	*	SEQ 1510
HIH VLT 0	*	0	12/12	30	12	2,460	121.23	*	LOC-- SD
IRG USE	*	0	11/10	30	19	1,136	55.98	*	INS-- 00
LRG PWR	*	0	10/12	30	12	1,076	53.03	*	UNGRD--- 0
MUL FAM 1	*	0	09/12	30	17	1,120	55.19	*	LNDLRD- 0
#APTMOR 000	*	0	08/11	30	22	1,557	76.73	*	APTMOB- M
	*	0	07/12	30	17	1,552	76.48	*	T A/C
CONN LD	*	0	06/10	30	19	1,075	52.33	*	DN EST- 0
KWH EST	*	0	05/11	30	23	1,598	77.31	*	ESTCNT-
MNTH MN	*	0	04/11	30	22	2,554	123.57	*	# CHGS-
FAC CHG	*	0	03/10	30	1988 20	2,039	98.60	*	CHG ST- 0

Per IPCO
POD = corner of
LyBerty Rd & Aberdeen Hwy
W Hwy 39

Hwy west of Rockford

Harold Turvey
Blackfoot Mgr.
Idaho Power

Idaho Power Company

As per Mr. Turvey,
account has been ~~billed~~
Billed since 8/86.

Blackfoot-IPCO #
785-3600

MICROFILMED
JUN 12 1989

I certify that file No. 35-8629 has been reviewed and is ready to be MICROFILMED and DESTROYED.

S. Curtis
Signature

7-20-88
Date

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

- -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
MAY 13, 1987

WESTERN FARM SERVICE, INC.
P.O. BOX 47
JEROME, ID 83338

LAPSE NOTICE

RE: PERMIT NO. 35-8627

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A, IDAHO CODE, THE ABOVE REFERENCED WATER PERMIT HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SUBMITTAL OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED FEBRUARY 24, 1987.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT PROOF OF BENEFICIAL USE OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED PROOF OF BENEFICIAL USE SUBMITTAL (INCLUDING THE EXAMINATION FEE ON A COMPLETED FIELD EXAMINATION REPORT) OR THE EXTENSION REQUEST FORM TOGETHER WITH THE $15 FEE MUST BE RECEIVED BY THIS DEPARTMENT WITHIN SIXTY DAYS OF THE DATE OF MAILING OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A PROOF OF BENEFICIAL USE FORM AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. 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 GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RP

CERTIFICATION OF MAILING
I hereby certify that on 5-13-1987 a copy of this document was deposited in the United States mail, postage prepaid, addressed to the individual(s) named above.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
FEBRUARY 20, 1987

138780

WESTERN FARM SERVICE, INC.
P.O. BOX 67
JEROME, ID 83338

PROOF DUE NOTICE

RE: PERMIT NO. 35-8627

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF THE ABOVE REFERENCED WATER PERMIT WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 1, 1987. (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 COMPLETED FIELD EXAMINATION REPORT PREPARED BY A CERTIFIED WATER RIGHT EXAMINER MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SUBMITTAL OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA PIPER
SECRETARY/RECORDS MANAGER

ENCLOSURES

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

- -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
APRIL 16, 1986

ESTHER FARM SERVICE, INC.
P.O. BOX 67
SHELLEY, ID 83274

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-7206

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE SHOULD BE AWARE THAT THE GROUNDWATER YOU PROPOSE TO DIVERT IS LOCATED WITHIN A DRAINAGE BASIN WHERE SURFACE WATERS ARE REGULATED DURING THE MONTHS OF ITS FLOW. IT IS POSSIBLE THAT DIVERSION OF GROUNDWATER MAY HAVE AN ADVERSE IMPACT ON THESE SURFACE WATER RIGHTS. INFORMATION AVAILABLE TO US AT THIS TIME DOES NOT WARRANT REFUSING TO ISSUE PERMIT, IN YOUR APPL, BUT WE DO CAUTION THAT DIVERSIONS OF GROUNDWATER ARE NOT ALLOWED TO DEPLETE FLOWS AVAILABLE FOR SURFACE WATER USERS WITH EARLIER PRIORITY DATES. SITING YOUR WELL AS FAR FROM SURFACE SOURCES AS POSSIBLE AND CASING OUT UPPER WATER PRODUCING ZONES MAY REDUCE THE POTENTIAL OF INTERFERENCE.

WE HAVE ENCLOSED A FORM ENTITLED "INSTRUCTIONS FOR PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE FORM THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

DAVID F. TETHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

DFT: SC
ENCLOSURES

Form No. 202a
3/79

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWJ APPLICATION NUMBER

CHECK

- ✓ Source
- ✓ Point of diversion
- ✓ County
- ✓ Quantity of water and period of use
- ✓ Description of diverting works
- ✓ Time required for beneficial use of water
- ✓ Place of use or acres irrigated
- ✓ Map
- ✓ Signature
- ✓ Fee

Field check by
Date
Comments

- Yes ☒ No Field check required
- Yes ☐ No Critical groundwater area
- Yes ☐ No Request dam safety information Sent by Date
- ☐ Yes No* In form to receipt

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

SEND COPIES TO

- ☐ Idaho State Health Department Copies sent by Date
- ☐ Idaho Fish and Game Department
- Idaho Department of Lands
- ☐ U S Bureau of Land Management
- ☐ U S Forest Service
- ☐ Other

PROCESSING

- ☐ Yes ☒ No Platted by Map No
- ☐ Yes ☒ No Other rights on same place of use
- ☒ Yes ☐ No* In form for advertising
  Final date for protests 4/7/86
- ☐ Yes ☒ No Protests received. If yes, record information on 4th page of application

FINAL REGIONAL PROCESSING REVIEW

- ✓ Affidavit of publication received Date 4-02-86
- ✓ Application published correctly If not, record action taken
- ✓ Fee amount, receipt date & number, recorded on application
- ✓ Publication dates and paper, recorded on application.
- ✓ Protests, dates, withdrawal, etc., recorded on application — None — 4/7/86
- ✓ Recommendation & initial, recorded on application
- ☐ Yes ☒ No Measuring device required
- ☐ Yes ☒ No Access port required.
- L05 ☐ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 01
- ✓ 3-7-86 Date of priority recommended

Special conditions of approval or cover letter

SC

DCMI - ok to process

By: Date: 4/8/86

STATE OFFICE REVIEW

L05, L16

☐ See attached sheet for more information.

By: Date: 4/9/86

RECEIVED
APR 09 1986
Department of Water Resources

receipt letter sent 3/14/86

March 14, 1986

Western Farm Service
P.O. Box 47
Jerome, Idaho 83338

Re: Application for permit No. 35-8627

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification no. 35-8627. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in The Blackfoot News. The advertisement will be published for two 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.

Enclosed please find your receipt no. 35573 for the amount of $30.00.

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

Sincerely,

Ernest Carlsen
Assistant Regional Supervisor

EC/md

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MARCH 12, 1986

The Blackfoot News
P. O. Box 70
Blackfoot, Idaho 83221

Gentlemen

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 APRIL 7, 1986.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

NOTICE OF APPLICATION

FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho:

75-8627

WESTERN FARM SERVICE, INC.

P.O. BOX 47 JEROME, ID 83338

Source GROUNDWATER

Diversion Pt SWSW Sec 12 T 08S R 23E

Use COMMERCIAL (0.2 CFS)

Date Filed 03/07/1986

In SWSW Sec 12 T 08S R 23E

The permits 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 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 April 7, 1986.

KEN DUNN

Director

Published 3/20/86 & 3/27/86.