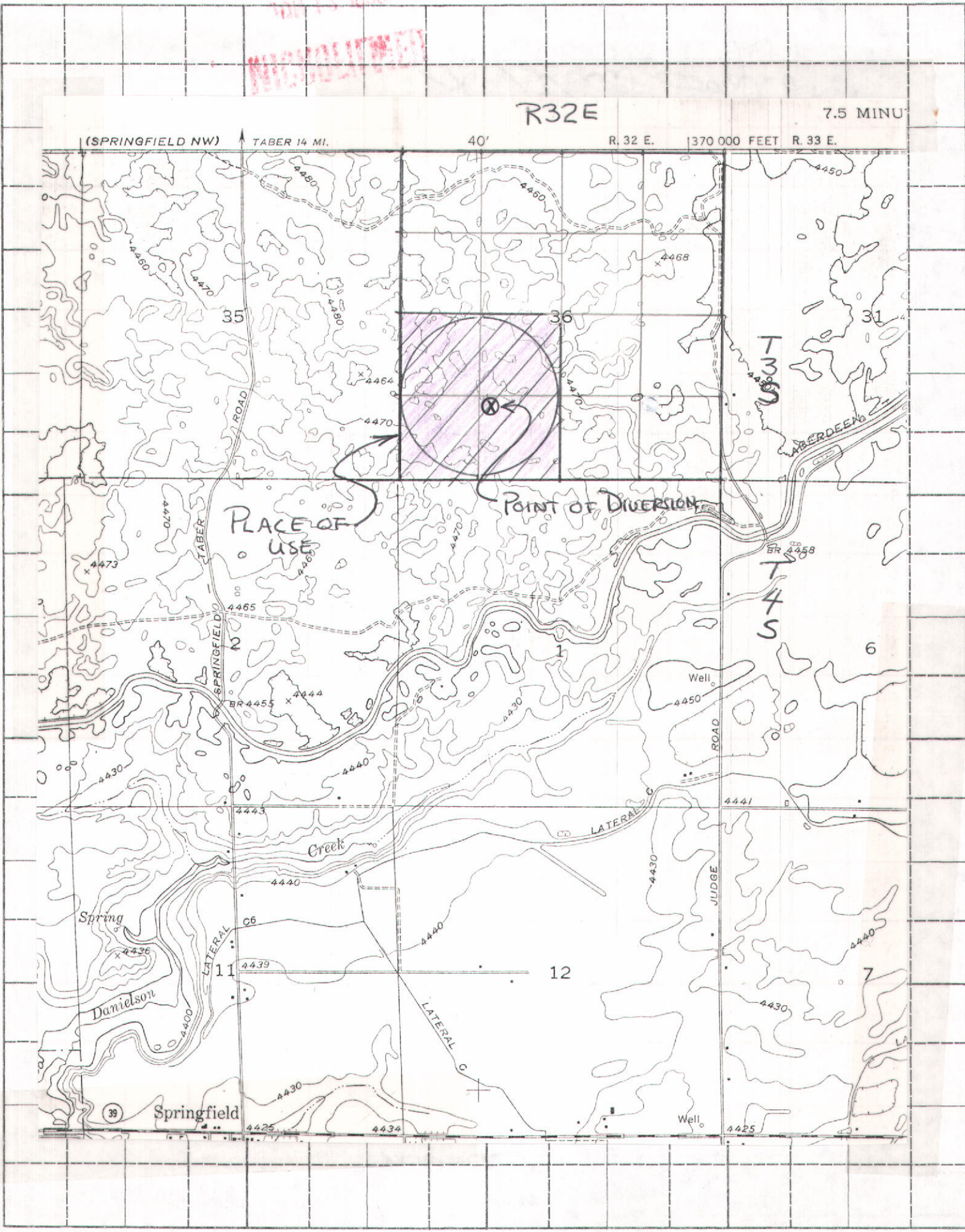


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



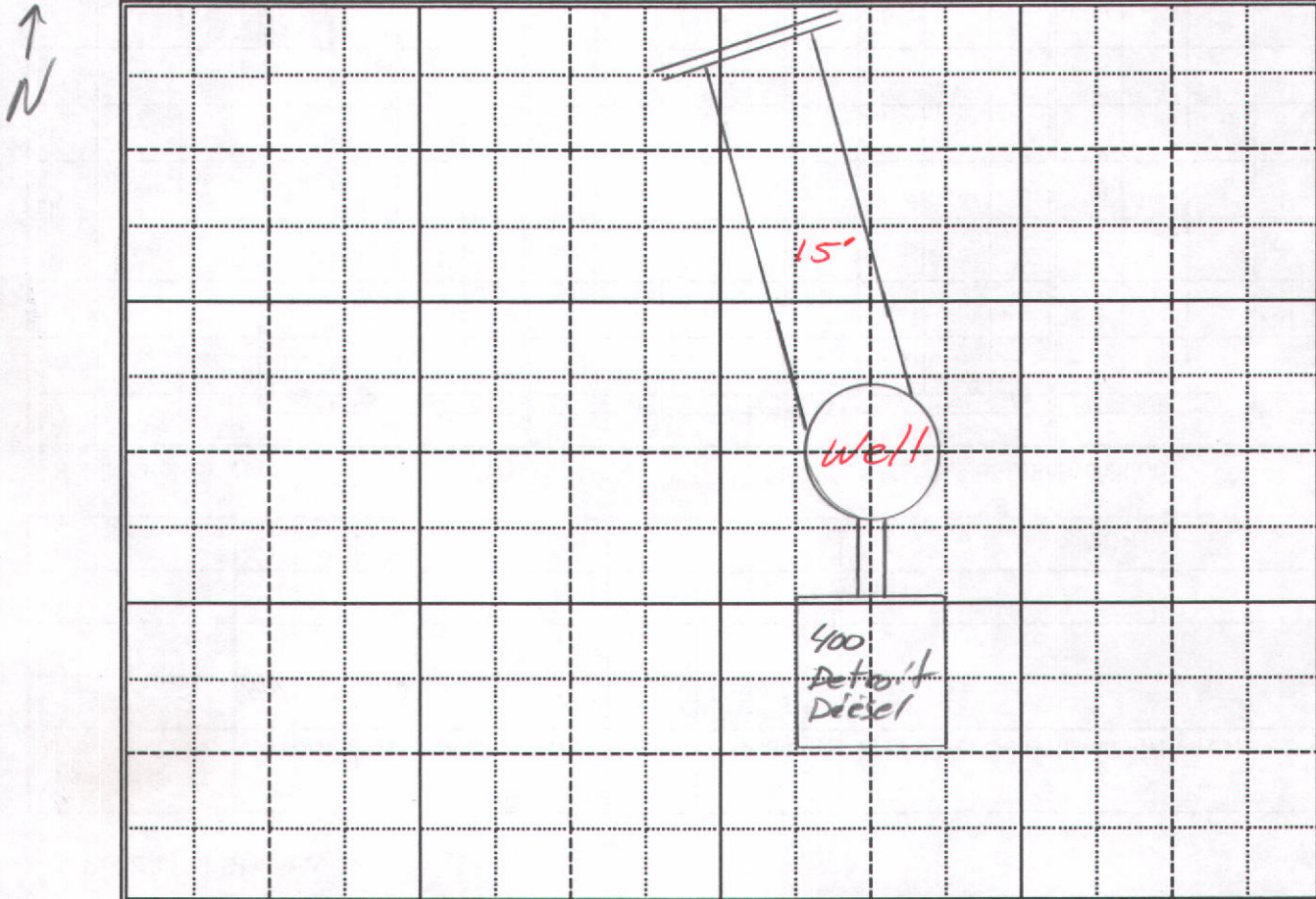
Scale: 2 inches equal 1 mile.

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.

MICROFILMED
JUN 12 1989

Barry Bradley (Gen. Partner)
(Applicant)

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Randolph	60	G06840215P	Grund	8" discharge

*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

2. Measurements: operating pressure 70-80 psi (according to installed pressure)
dynamic pumping depth 50'
(according to exam with in the section)

MICROFILMED

APR 22 1997

T 3 S
R 32 E

Sec. 36

35-8368

R32E

T 3 S

35-8368

PLACE OF
USE



C.P.D.

T 3 S

R32E

brush - Not broken
out 8/1/91

Judge Rd.

Lot 1

Lot 2

2
160.0

36 31

1 6

118.5

35 36

T 23 S 057
3198

32

30

30.5

28.5

Lot 3

Lot 4



35- ~~8968~~
8368



MICROFILMED
APR 22 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08368

Priority: April 25, 1985

Maximum Diversion Rate:

1.75 CFS

Maximum Diversion Volume:

484.0 AF

This is to certify, that BARRY BRADLEY FARMS
1795 W 800 S

SPRINGFIELD ID 83277

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 21, 1985; and has submitted Proof of Beneficial Use on August 2, 1990. An examination indicates that the works have a diversion capacity of 1.750 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.75 CFS	484.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(SESW), Sec. 36, Township 03S, Range 32E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03S 32E 36	NESW 32	NWSW 30	Lot 4(SWSW) 28.5	
	Lot 3(SESW) 30.5			121

Total number of acres irrigated: 121

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08368

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

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 14TH day of APRIL, 1997.


KARL J. DREHER, Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-8368 IN THE)
NAME OF BARRY BRADLEY FARMS) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before July 1, 1990; and,

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

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

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

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on August 2, 1990;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-8368 be REINSTATED and the priority advanced to April 25, 1985.

Dated this 18th day of December, 1990.


L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED
JAN 28 1991

RECEIVED

AUG 2 1990

STATE OF IDAHO

For Office Use Only
Amt of Fee \$ 175.00
Date 8/2/90
Receipt No. 017394
Received by C. Wong

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

Permit No. 35-08368 Telephone No. 328-2390

Name(s) of Permit Holder(s): Barry Bradley Land & Livestock

Post Office Address: Box 66 Springfield, Idaho 83277

Source of Water: Ground water

If ground water, well driller's name: Independent Drilling Date drilled: 5-20-85

Extent of Use:
Domestic _____ (No. of households) Irrigation 160 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 3.20 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 6-89

One of the following may be a condition of approval of your permit:

Measuring device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

OR

Flow Measurement Port: Required? ☒ Yes ☐ No Installed? ☐ Yes ☐ No

Fee Enclosed: \$ _____ (See License Examination Fee Schedule)

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

Barry Bradley 328-2390
Name Telephone No.

1795 W 800 S Springfield, Idaho 83277
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

7-27-90 Barry Bradley
Date Signature (and title if on behalf of a company or organization)

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 BARRY BRADLEY FARMS Phone 328-2396

Post office address Box 66, Springfield, ID 83277

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

3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 36 Township 3S

Range 32E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 3.2 cfs 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:

a. 3.20 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, mainline to center pivot

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 100 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

MICROFILMED

JUN 12 1989

0317 1962

applicant to make this filing

~~Applicant~~

~~Applicant~~

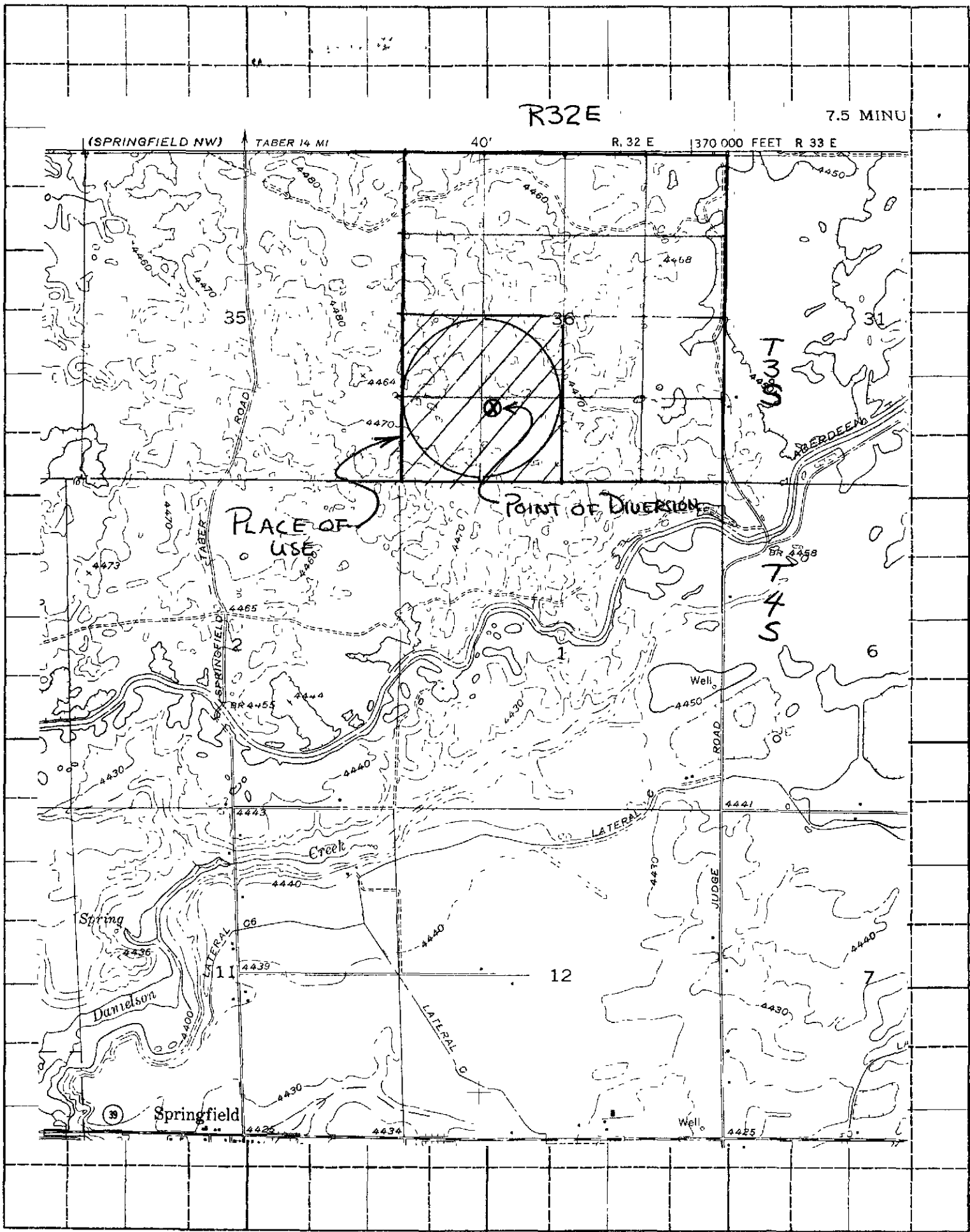
c. Describe any other water rights used for the same purposes as described above. None

Total number of acres to be irrigated 160

TWP	RANGE	SEC.	NE%			NW%			SE%			SW%			NE%			NW%			SE%			SW%			TOTALS
3S	32E	36																							160		

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

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



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.

MICROFILMED
JUN 12 1989

Barry Bradley (Gen. Partner)
(Applicant)

Received by KCW Date 21 Feb 85 Time 1222 hrs

Preliminary check by HWS Fee \$ 105.00 #33213

Received by ag Date 2-21-85

Publication prepared by ag RB Date 3-6-85 4-11-89

Published in Morning News

Publication dates 4-19, 24, 89

Publication approved (u) Date 5-08-89

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by KW

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. 35-8368, 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 be-

fore July 1, 1990.

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. Other: Permit holder shall comply with the drilling permit requirements

of Section 42-235, Idaho Code.

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.

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.

Prior to the diversion of water under this permit a flow

measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the

determination of the rate of diversion by the Department.

Witness my hand this 6th day of June, 1989.

J. Paul Sawyer

MICROFILMED

JUN 19 1989

DEPT. OF WATER RESOURCES
15 Shoup Avenue, Suite 15
Idaho Falls, Idaho 83402

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

27-07388

ROY W. HANSEN
500 N. 480 E.
Firth, Idaho 83236
Source GROUNDWATER
Diversion Pt SWSE, Sec. 2, T. 02S, R.
36E
Use IRRIGATION (3.100 CFS)
Date Filed: 3/30/1984
In. T02S, R36E, S02, NESE, NWSE, SWSE,
SESE, 155.0 ACRES TOTAL

35-08368

BARRY BRADLEY FARMS
Box 66
Springfield, Idaho 83277
Source GROUNDWATER
Diversion Pt SESW, Sec. 36, T. 03S, R.
32E
Use IRRIGATION (3.200 CFS)
Date Filed: 2/21/1985
IN T03S, R32E, S36, NESW, NWSW,
SWSW, SESW — 160.0 ACRES TOTAL.

35-08708

ZOPFF, Richard G.
858 N. 1400 W. Willow Road
Blackfoot, Idaho 83221
Source GROUNDWATER
Diversion Pt SENE, Sec. 22, T. 01S, R.
33E
Use IRRIGATION (0.090 CFS)
DOMESTIC (0.040 CFS)
Date Filed: 2/24/1989
In T01S, R33E, S22, SENE — 3.0 ACRES
TOTAL

35-08709

CEDAR HILLS GUN CLUB
Jim Beck
P.O. Box 1115
Blackfoot, Idaho 83221
Source GROUNDWATER
Diversion Pt SESE, Sec. 25, T. 01S, R.
35E
Use DOMESTIC (0.040 CFS)
Date Filed: 3/10/1989
In T01S, R35E, S25, SESE

35-08710

KING B. JERKY, INC.
P.O. Box 1042
Blackfoot, Idaho 83221
Source GROUNDWATER
Diversion Pt SENENW, Sec. 32, T. 02S, R.
35E
Use INDUSTRIAL (990 CFS)
Date Filed: 3/08/1989
In. T02S, R35E, S32, SENW

The permit(s) will be subject to all prior
water rights. Protests may be submitted based
on the criteria of Sec. 42-203A, Idaho
Code, and/or the new public interest criteria
of Sec. 42-203C, Idaho Code. Protests must
be filed with the Director, Dept. of Water
Resources, 150 Shoup Ave., Suite 15, Idaho
Falls, Idaho, 83402, on or before May 8,
1989.

R. KEITH HIGGINSON
Director

RECEIVED

Dep. _____
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss

I, Michael Bell do
solemnly

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

newspaper two consecutive weeks

the first publication having been made on the
20th day of April, 1989;

and the last publication having been made on the
27th day of April, 1989;

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 29th day of April, in
the year 1989 before me a Notary Public of said State,
personally appeared

Michael Bell
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

Raye Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing Fee \$5.00

MICROFILMED

JUN 12 1989

(384)
PUB 4/20, 27



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

April 15, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BARRY BRADLEY FARMS
1795 W 800 S
SPRINGFIELD ID 83277

RE: WATER RIGHT NO. 35-08368

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the printed name and title.

Shelley W. Keen
Water Rights Supervisor

SK:ph

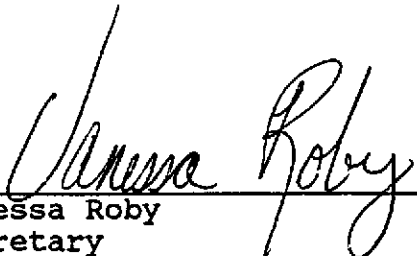
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 15th day of April, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 35-08368

BARRY BRADLEY FARMS
1795 W 800 S
SPRINGFIELD ID 83277



Vanessa Roby
Secretary

LICENSE REVIEW CHECKLIST

PERMIT NO 35-08368

DATE 3/31/77

REVIEWER: SHARLA

NAME Change OK

Address Change street address

SOURCE Change OK

Is change/clarification of originally intended source? no

POINT OF DIV Change OK

If not, prepare Notice of Intent to Void no
Amendment required no

PLACE OF USE Change OK

Amendment required no

Does map agree with written description? yes no

OVERLAPS no P/D no P/U

RATE OF DIV

Permitted Rate 3.2 cfs

Fee limit 4.0 cfs \$17500

Measured 1.75 cfs

Theoretical 1.75 cfs

Recommended Total Div Rate 1.75 cfs

ANNUAL VOLUME/

NATURE OF USES no

Use no

Volume Calculation

<u>121 x 4</u>	<u>6</u>	<u>=</u>	<u>af</u>
<u>1484.0</u>			<u>af</u>
			<u>af</u>
			<u>af</u>
SUBTOTAL			<u>484.0</u> af

Flow rate 1.75 cfs X 214 days X 1.98 = 7415 af

Total volume recommended 484.0 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS no Watermaster Control WD# no

no GW Measurement/Measuring Device

no Overlap

no Use-specific conditions

048,049

Advancement of Priority Date Required no yes no

SRBA Claim Filed N/A

1st Amend Letter N/A

Adjustment Memo no

2nd Amend Letter N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 11 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-8368

1. Owner: Barry Bradley Land & Livestock Phone No. 328-2396

Current Address: 1795 W. 800s Springfield, Idaho 83277

2. Accompanied by: Barry Bradley EXAM DATE: 7-6-93

Address: Same Phone No. Same

Relationship to Permit Holder: owner

3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

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
	3	NW	SE	SW	36	35	32E	Bingham	USGS Quad Map

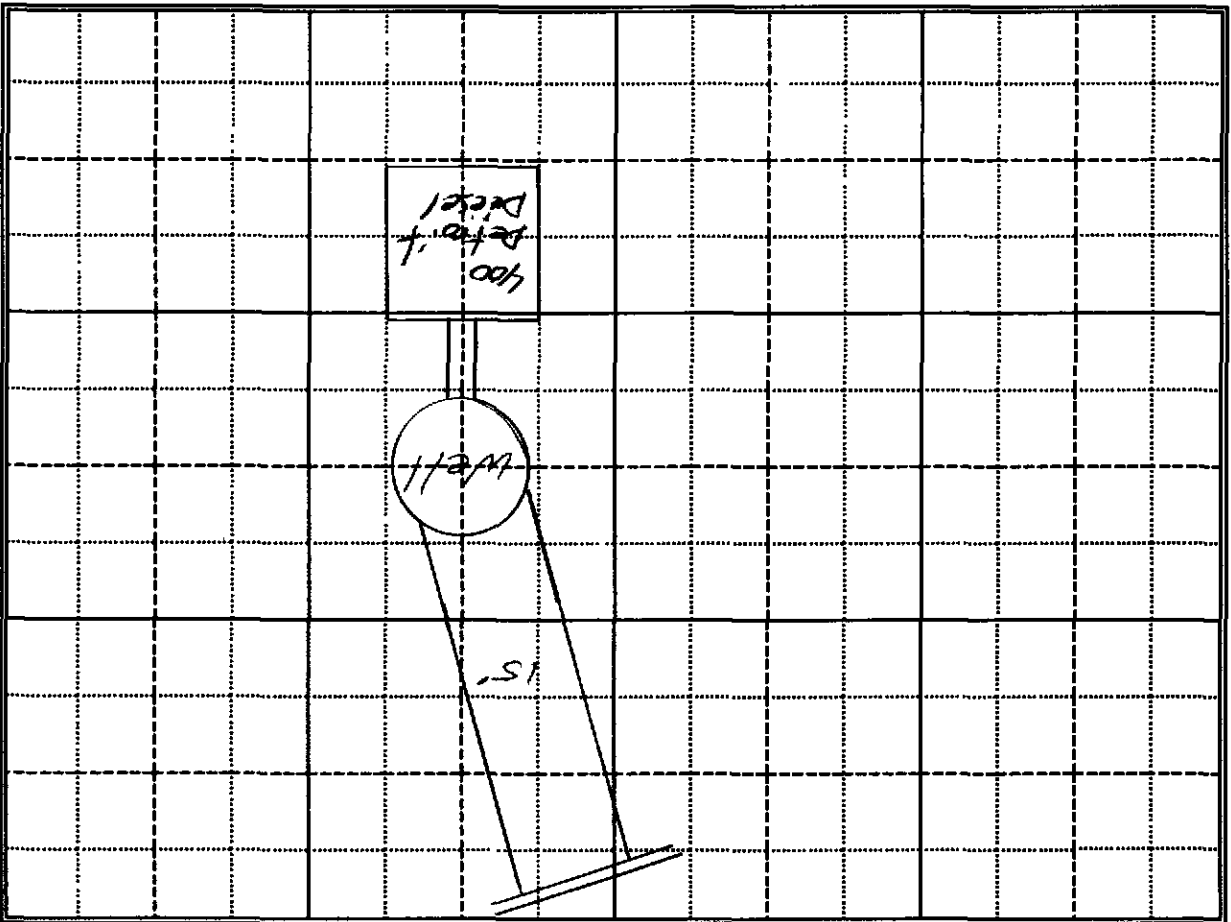
2. Place(s) of Use:

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	
03S	32E	36									32	30	28.5	30.5					121

APR 2 1997

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



Scale: 1" = _____
 _____ Copy of USGS Quadrangle Attached Showing location(s) of _____
 _____ point(s) of diversion and place(s) of use (required).
 _____ Aerial Photo Attached _____
 _____ (required for irrigation of 10+ acres)
 _____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Randolph 60		G06840215	Gould	8" discharge

*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

2. Measurements: operating pressure 70-80 psi (according to

dynamic pumping depth 50' (according to exam with in the section) (page) installed pressure

E. NARRATIVE/REMARKS/COMMENTS

400 Detroit Diesel to 60 Hp Right angle
pump to 8" main line to 7 tower
center pivot

* Property now in set aside program

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

Measured Method:

$$(-26.584) \text{ sf } 5\% = \frac{(805.2)(0.6) + (0.5)}{(1.7)(118.8)(0.9)} = 0$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{ir} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1218 \times (4.0) = 4872.0$$

$$V_{dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) = \frac{1.75 \times (214) \times (1.9835)}{8.74 \times 10^{-8}} = 484$$

$$V = \text{Smaller of } V_{ir} \text{ and } V_{dr} = 484$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

1881-1890

From

Period of Use
To

10-31

Q (cts)

Rate of Diversion

(b)(7) A

Annual Volume

2. Recommended Amendments

— Change P.D. as reflected above

— Change P.U. as reflected above

— Change P.U. as reflected above

Add P.D. as reflected above
 Add P.U. as reflected above
 Other
 None

Other _____

I. AUTHENTICATION

Field Examiner's Name Greg Bass Date 7-6-93
Reviewer Angela Date 10-5-96

SEAL

35-8368

35-8368

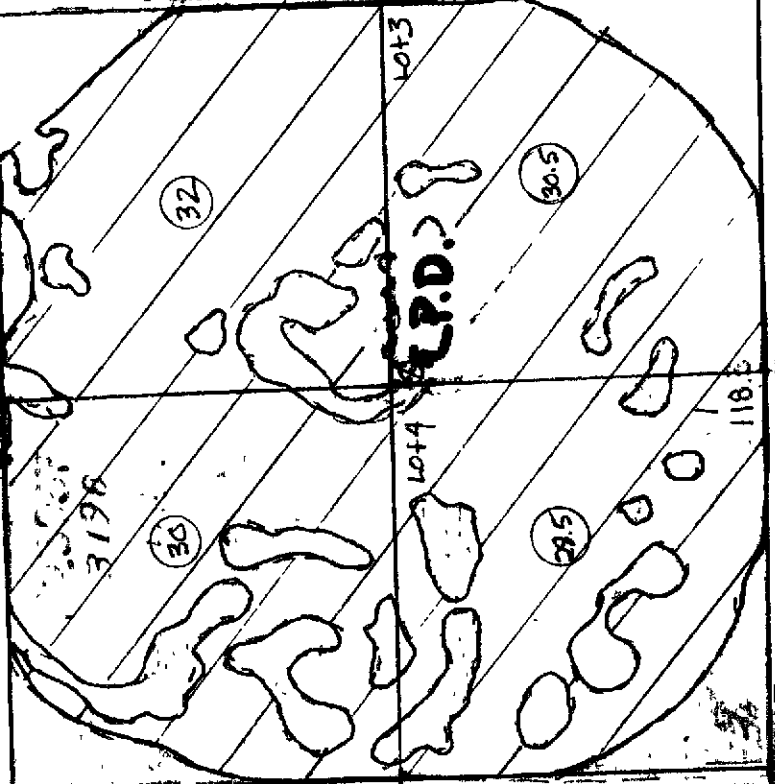
T 3 S
R 32 E
Sec. 36

Judge Rd.

T 3 S
R 32 E

PLACE OF
USE

Not broken
out 8/1/91



Lot 1

Lot 2

Lot 3

Lot 4

2

160.0

118.0

35

36

31

35-8368

T 3 S
R 32 E

35-~~8968~~
8368

January 3, 1991

BARRY BRADLEY FARMS
P.O. BOX 66
SPRINGFIELD, ID 83277

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08368

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

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

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

Sincerely,

Rita Fleck
Secretary/Records Manager

REGISTERED

JAN 28 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 35-8368

Date 12-17-90

GENERAL CONSIDERATIONS

- Y Name same as permit?
N Address change? If yes, prepare data entry form.
N Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

- ✓ Surface water source
✓ Ground water source
N Drill permit req'd? drilled 1985 Copy in file?
 Well log in file?
 Amt paid for drilling permit? Correct?

LICENSE EXAMINATION FEE

- Y Required?
175 Amount submitted?
Y Correct amount?

MEASURING DEVICE

- Y Measuring device or access port required?
 Installed?
 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

- needs reinstatement & priority advance.
- ? on whether meas device cond has been met.

PRIORITY CALCULATION

Date proof received Aug 2 214
Date proof due July 1 - 182
No. of days late = 32
Priority date April 15 + 52
NEW PRIORITY DATE Apr 25 '85 = 84

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

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

July 11, 1990

BARRY BRADLEY FARMS
P.O. BOX 66
SPRINGFIELD, ID 83277

LAPSE NOTICE

RE: PERMIT NO. 35-08368

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated April 30, 1990. No further construction or additional development is authorized under this permit unless it is reinstated.

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

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

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

LGS:RF

RECEIVED
JAN 20 1991

CERTIFICATION OF MAILING

I hereby certify that on 7-13-90
a copy of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above

[Signature]

138658
April 30, 1990

BARRY BRADLEY FARMS
P.O. BOX 66
SPRINGFIELD, ID 83277

PROOF DUE NOTICE

RE: PERMIT NO. 35-08368

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

RECEIVED
MAY 1 1990
IDaho DEPT. OF AGRICULTURE

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
June 7, 1989

BARRY BRADLEY FARMS
BOX 66
SPRINGFIELD, ID 83277

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 35-08368

Dear Permit Holder:

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

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

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

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

MICROFILMED

JUN 12 1989

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECEIVED
JUN 12 1974

JUN 12 1974

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: HWT APPLICATION NUMBER: 35-8368

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.
☐ 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.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No
☐ Yes ☒ No
☒ Yes ☐ No*
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

In form for advertising.

Final date for protests: 5-8-89

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5-3-89
☒ 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.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☒ Yes ☐ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? 01-P05
2-21-85 Date of priority recommended.
Special conditions of approval or cover letter. <016>

App. in NON-TRUST area -
allow 1 yr. to develop

By: AWS

Date: 5-11-89

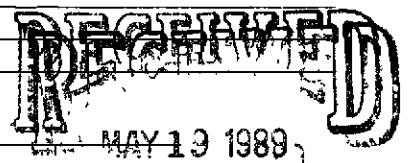
STATE OFFICE REVIEW:

P05, P23, P03, P16 46 48 49 016

- ☐ See attached sheet for more information.

By: fw

Date: 6/5/89



POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

April 12, 1989

Barry Bradley Farms
Box 66
Springfield, ID 83277

RE: Application for Permit No. 35-8368

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. The application has been assigned the above identification No. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Morning News. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED

JUN 12 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 11, 1989

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

Gentlemen:

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

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

Please send the affidavit of publication and publication billing to this office before MAY 8, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

JUN 12 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED
JUN 12 1989

35-08368

BARRY BRADLEY FARMS
BOX 66
SPRINGFIELD, ID 83277

Source: GROUNDWATER

Diversion Pt: SESW Sec 36 T 03S R 32E

Use: IRRIGATION (3.200 CFS)

Date Filed: 2/21/1985

In: T03S R32E S36 NESW NWSW SWSW SESW

160.0 ACRES TOTAL

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JUN 12 1989



The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before MAY 8, 1989.

R. Keith Higginson, Director

Published 4/20/1989 & 4/27/1989

MICROFILMED
JUN 12 1989

Mar. 23, 1989

Mr. Jones,

I am writing to ask that you attempt to speed up the processing of my well permit application dated Feb. 21, 1985.

The reason being that the D.L.M. is giving us a cut on A.U.M.s on our cattle range due to the extra pressure on the creeks and Blackfoot River due to the 1988 drought.

With a well permit I would be able to develop fields down home and would not have to cut my herd size.

Thank you

Barry Bradley

MICROFILMED

JUN 12 1989

RECEIVED

MAR 24 1989

Department of Water Resources
Eastern District Office

35-8368-

BARRY BRADLEY FARMS

BOX 66, SPRINGFIELD, ID 83277

Source: GROUNDWATER

Date Filed. 02/21/1985

Diversion Pt: SESW Sec 36 T 03S R 32E

Use: IRRIGATION (3.20 CFS)

In: NESW NWSW SWSW SESW Sec 36 T 03S R 32E FOR 160 ACRES

MICROFILMED

JUN 12 1989

