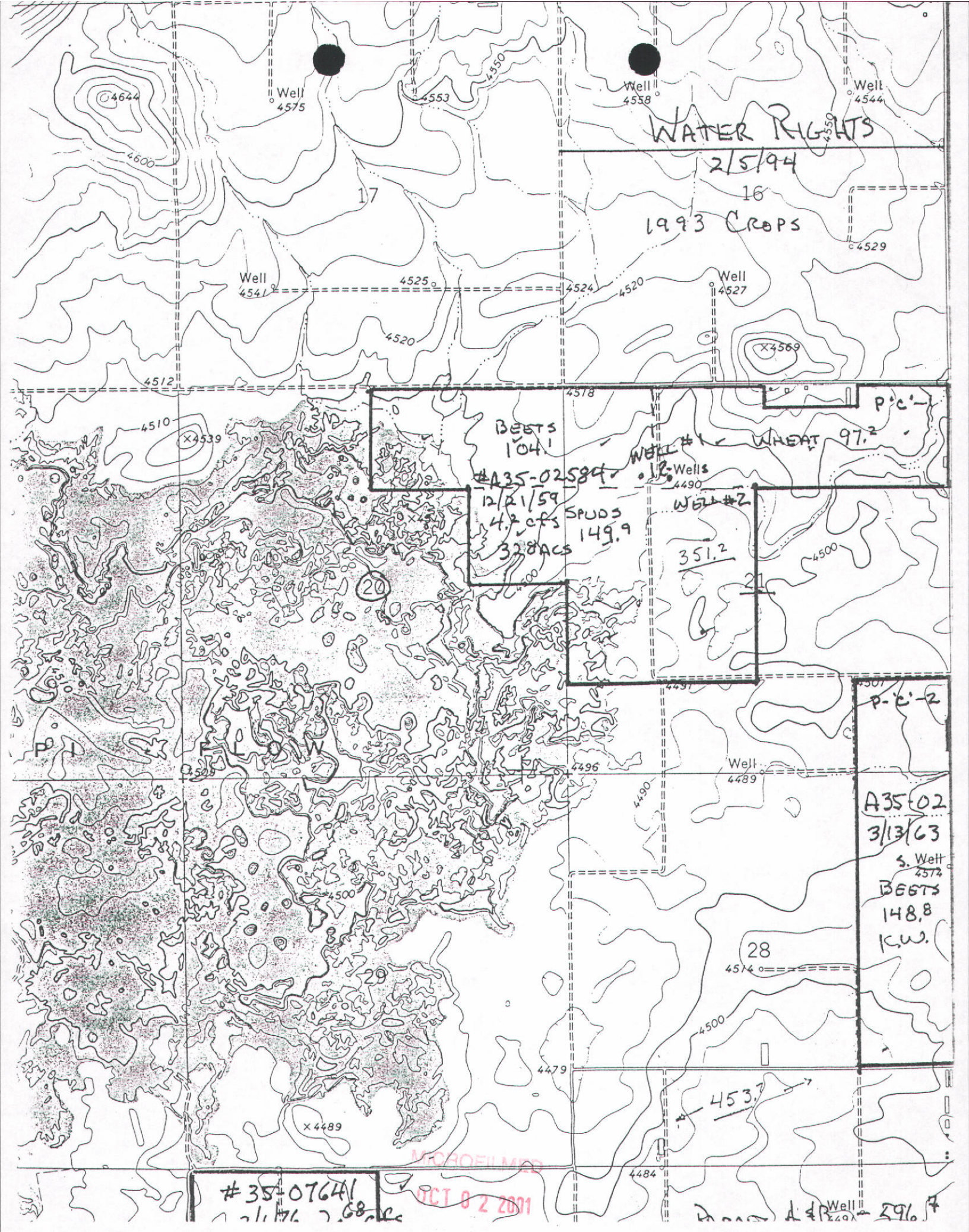
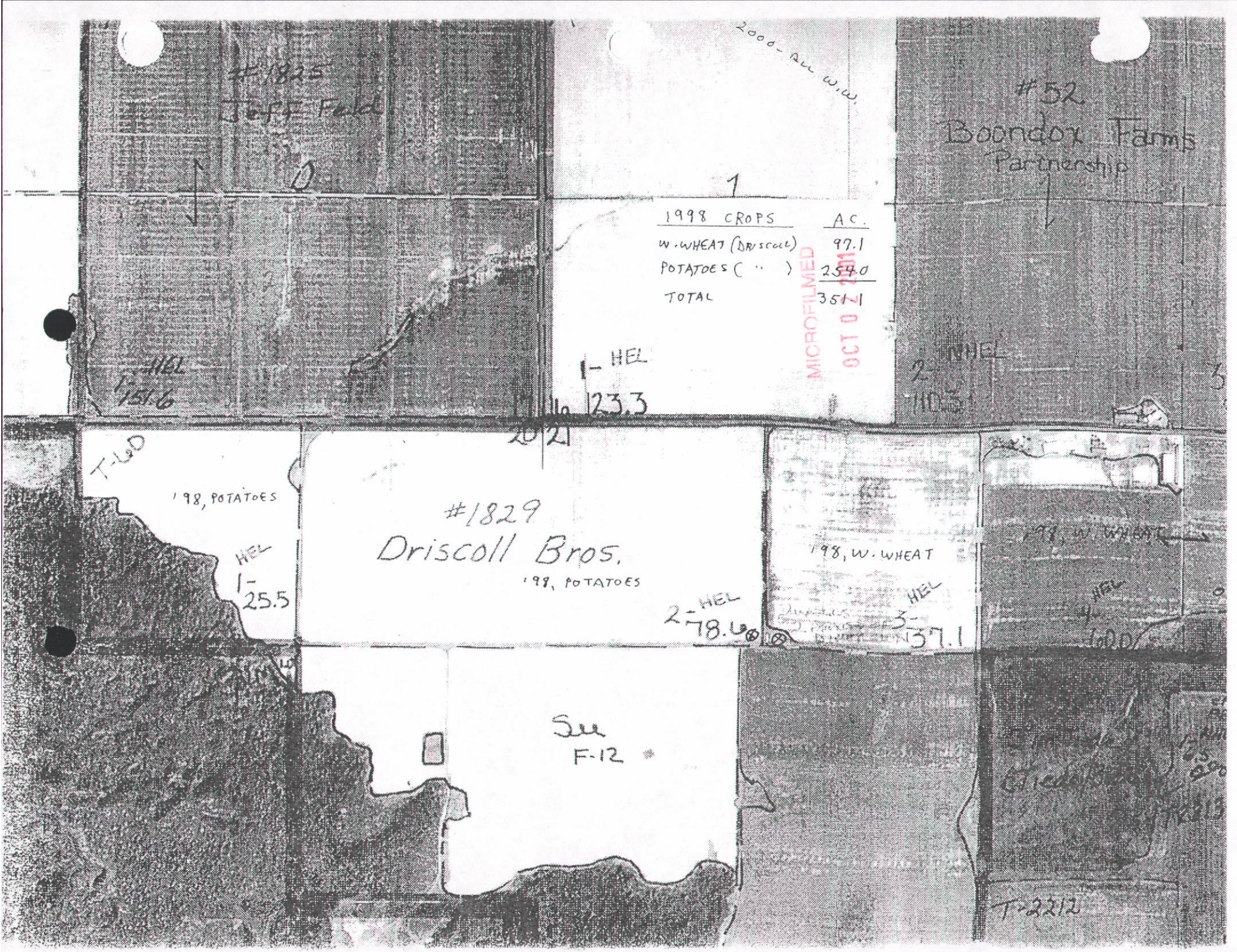
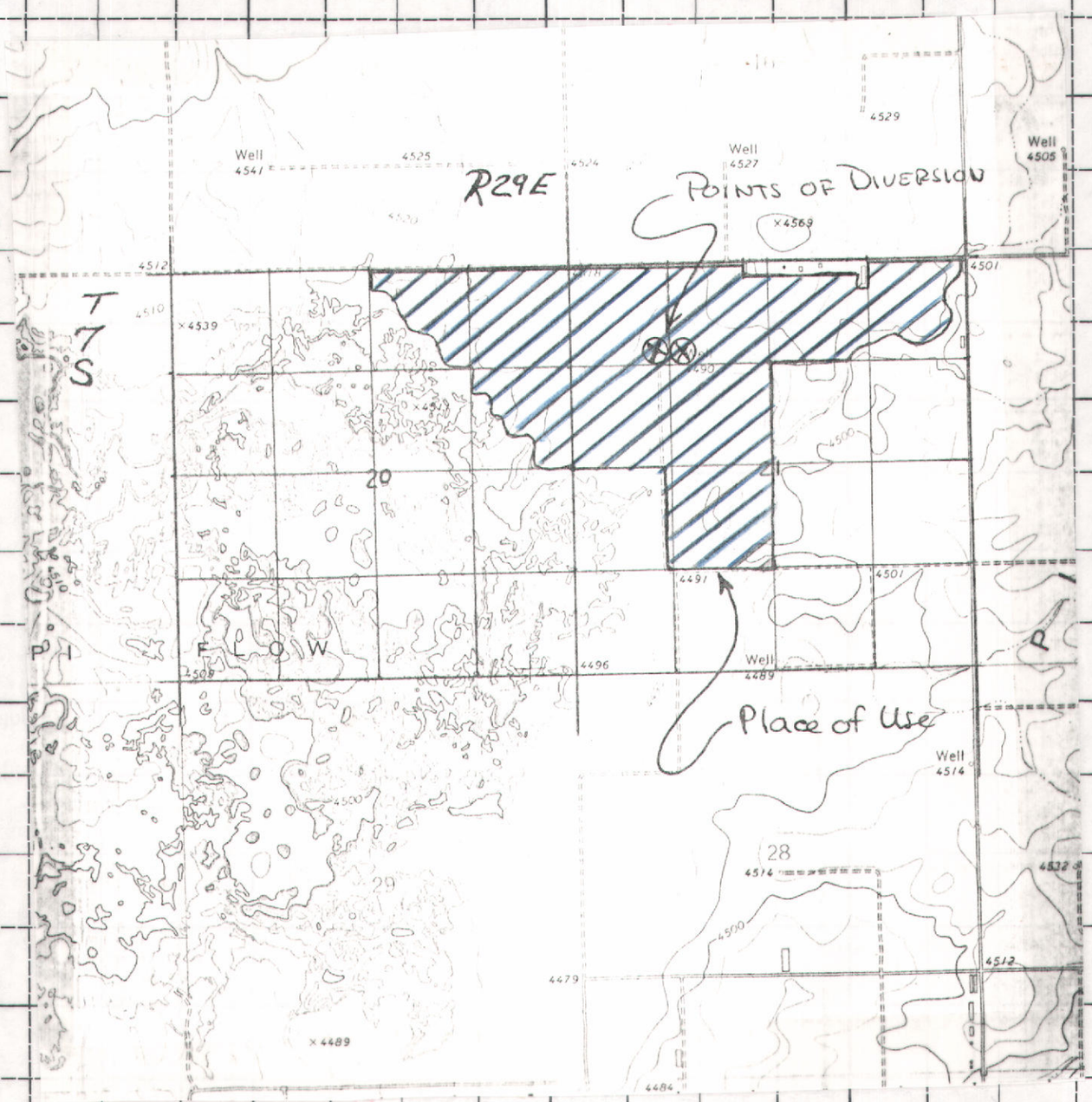

WATER RIGHTS
2/5/94
1993 CROPS
BEETS
104.1
#A35-02584
12/21/59
4.2 cfs
328 ACS
SPUDS
149.9
WELL #1
WHEAT
97.2
WELL #2
351.2
P-C-1
P-C-2
A35-02
3/13/63
BEETS
148.8
K.W.
453.7
#35-07641
MICROFILMED
OCT 0 2 2001
Well
4575
Well
4558
Well
4544
Well
4541
Well
4527
Wells
4490
Well
4489
S. Well
4574
Well
4484
16
17
20
21
28
29


2000 - ALL W.W.
#1825
Jeff Feld
#52
Boondox Farms
Partnership
1
1998 CROPS
AC.
W. WHEAT (Driscoll)
97.1
POTATOES (")
254.0
TOTAL
351.1
MICROFILMED
OCT 0 2001
1- HEL
123.3
2- HEL
110.3
HEL
151.6
T-210
'98, POTATOES
#1829
Driscoll Bros.
'98, POTATOES
HEL
1-
25.5
2- HEL
78.6
'98, W. WHEAT
HEL
3-
37.1
'98, W. WHEAT
HEL
4-
100.0
See
F-12
T-2212

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

MICROFILMED



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
OCT 17 1990

Carl Weisenburger
(Applicant)

State of Idaho
License and Certificate of Water Right

35-2584

Water License No. G-28341

Amount 4.2 c.f.s.

Water District No.

Priority December 21, 1959

THIS IS TO CERTIFY that CECIL WEISENBURGER

of American Falls, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 21, 19 59; that Permit No. G-28341 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.2 second feet, was issued thereunder on November 24, 19 64, showing that said works were completed on the 7th day of August, 19 61; and that on the 7th day of August, 19 61,

CECIL WEISENBURGER

of American Falls, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-28341 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 8056, on the 24 day of November, 19 64;

The right hereby confirmed dates from December 21, 1959;

The Point of Diversion is located in the NE ¼ NW ¼ Sec. 21, Tp. 7 S., R. 29 E., B. M. Power County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.2 cubic feet per second.

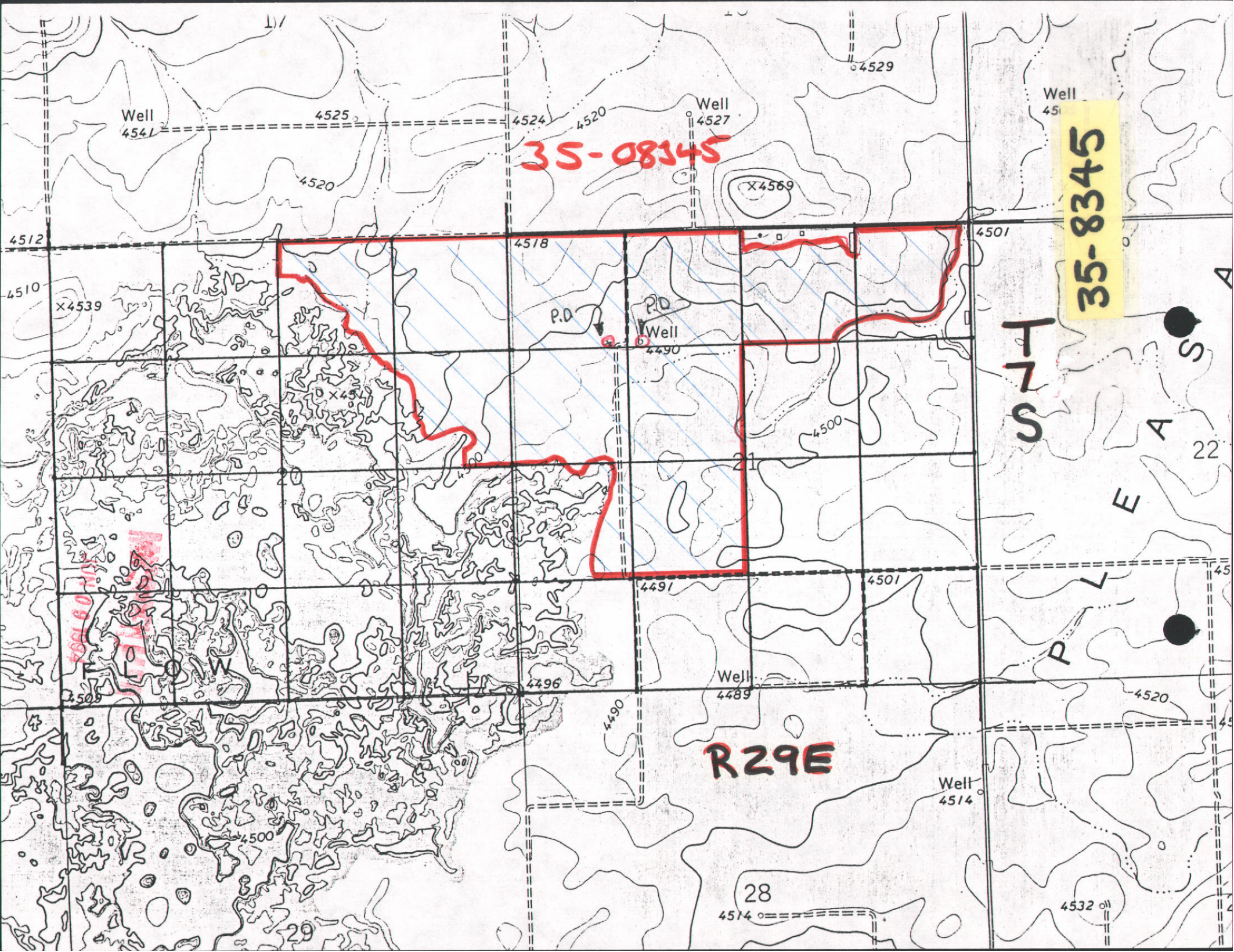
Description and location of use:

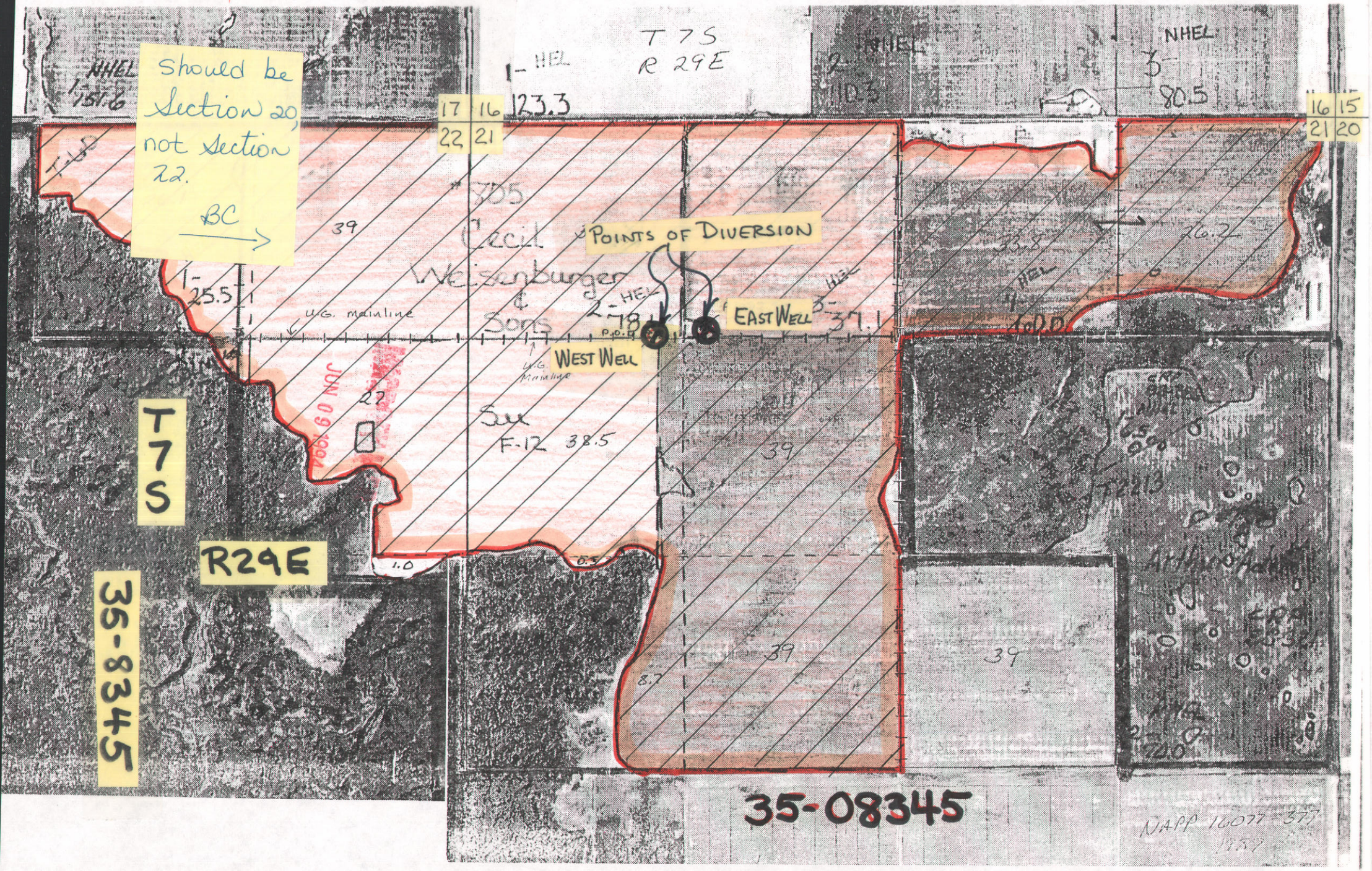
Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S	29 E	20	NE¼ NE¼	40	40
			NW¼ NE¼	15	23
			SE¼ NE¼	30	25
		21	NW¼ NE¼	40	40
			N½ NW¼	80	80
			SW¼ NW¼	35	40
			SE¼ NW¼	40	40
			NE¼ SW¼	40	40
			Total number of acres to be irrigated:		328

MICROFILMED
OCT 17 1990

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 24th day of November


35-08345
35-8345
Well
4541
4525
4524
4520
Well
4527
4529
Well
4520
×4569
4512
4518
4501
4510
×4539
P.O
Well
4490
T7S
R29E
×4541
4500
21
22
20
4491
4501
4496
Well
4489
4520
4490
Well
4514
28
4514
4532
29
4500


Should be Section 20, not Section 22.
BC
T 7S
R 29E
17 16
22 21
16 15
21 20
123.3
80.5
705
Cecil
Weisenburger
& Sons
POINTS OF DIVERSION
EAST WELL
WEST WELL
2-HEL
3-HEL
1-HEL
25.5
37.1
38.5
26.2
U.G. mainline
JUN 09 2004
T 7 S
R29E
35-8345
35-08345

35-8345

Measurement port

35-8345

JUN 09 1994

Form 42-248/42-1449(6) July 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
JUN 2 2 2001
Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned

1 Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
35-8345					
	35-12704				

RECEIVED
JUL 12 2001
Department of Water Resources

2. The following **REQUIRED** information must be submitted with this form

A. The appropriate **FILING FEE.** See instructions for fee amounts. $25-

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions).
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county)

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): Cecil A Weisenburger

4 New Owner/Claimant(s): Winding Brook Corp.
Name Connector (Check one) [ ] and, [ ] or, [ ] and/or

New Mailing Address: % Rodney H Moore P.O. Box 53

City, State and ZIP Code: Nampa, ID. 83653

New Telephone Number: (208) 466-0419

5 Date you acquired the property: May 13, 1993

MICROFILMED
OCT 0 2 2001

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other _____		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other _____		
Total		

7. Signature of New Owner(s) or Claimant(s) (include title if applicable)
Winding Brook Corp.
by Rodney H. Moore, V. Pres.

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by GC Date 6-25-01 Fee $25-
Receipted by GC Date 6-25-01 Receipt No E026850
Processed by _____ AJ Date _____ WR _____ Date _____

Warranty Deed COPY

For Value Received
THE CECIL WEISENBURGER FAMILY LIMITED PARTNERSHIP DATED JULY 15, 1985

the grantor , do hereby grant, bargain, sell and convey unto

WINDING BROOK CORPORATION - A Massachusetts Corporation, authorized to do business in the State of Idaho

whose current address is

c/o Batterymarch AgriVest
11330 IH 10 West, Ste. 3001
San Antonio, TX 78249

the grantee , the following described premises, in POWER County Idaho, to wit

SEE ATTACHED EXHIBIT "A"

159295

Time 3:55 pm
Req of American Land Title

MAY 13 1993

POWER COUNTY IDAHO FALLS
C SCHREIER
BY Maureen Schultz DEPUTY

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee , its heirs and assigns forever And the said Grantor do es hereby covenant to and with the said Grantee , that the the owner in fee simple of said premises, that they are free from all incumbrances

and that t hey will warrant and defend the same from all lawful claims whatsoever

Dated MAY 13, 1993

Cecil Weisenburger
CECIL WEISENBURGER, General Partner

JoAnn Weisenburger
JoAnn Weisenburger, General Partner

STATE OF IDAHO)
ss.
County of Bannock)

On this 13th Day of May, 1993, before me the undersigned, personally appeared CECIL WEISENBURGER and JOANN WEISENBURGER known to me to be the General Partners of THE CECIL WEISENBURGER FAMILY LIMITED PARTNERSHIP DATED MAY 15, 1985, and the partners who subscribed said partnership name to the foregoing instrument and acknowledged to me that they executed the partnership name.

Notary Public in and for State of Idaho
Residing at: Pocatello
Commission Expires 1-14-98

EXHIBIT A

PARCEL A: TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., POWER COUNTY, IDAHO: SECTION 15: NW¼

ALSO:
SOUTHWEST QUARTER OF SECTION 15, TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., EXCEPT: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 15, TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., THENCE NORTH ALONG THE SECTION LINE OF SAID QUARTER A DISTANCE OF 350 FEET TO A POINT; THENCE WEST PERPENDICULAR TO SAID SECTION LINE A DISTANCE OF 400 FEET; THENCE SOUTH PARALLEL TO THE EAST SECTION LINE OF SAID QUARTER A DISTANCE OF 350 FEET TO THE SOUTH SECTION LINE OF THE SAID SECTION 15; TRHENCE EAST ALONG THE SOUTH SECTION LINE A DISTANCE OF 400 FEET, TO THE POINT OF BEGINNING.

PARCEL B: TOWNSHIP 7 SOUTH, RANGE 29 E.B.M.
SECTION 32: W½

PARCEL C: TOWNSHIP 7 SOUTH, RANGE 29 E.B.M.
SECTION 20: N½NE¼; SE¼NE¼

SECTION 21: N½SW¼; N½NE¼; SE¼SE¼

EXCEPTING HOWEVER FROM THE NE¼ THE FOLLOWING:

(HOUSE PARCEL)
A TRACT OF LAND IN THE NE¼ OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 21:

THENCE NORTH 89°58'14" EAST, ALONG THE NORTH LINE OF SAID SECTION 41.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG THE NORTH LINE OF SAID SECTION NORTH 89°58'14" EAST, 296.00 FEET; THENCE SOUTH 0°01'46" EAST, 173.67 FEET; THENCE SOUTH 88°53'41" WEST, 296.03 FEET, TO THE NORTH-SOUTH QUARTER SECTION LINE; THENCE NORTH 0°02'09" WEST, 179.23 FEET, TO THE POINT OF BEGINNING.

ALSO EXCEPT:

(SHOP)

A TRACT OF LAND IN THE NE¼ OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 21; THENCE NORTH 89°58'14" EAST ALONG THE NORTH LINE OF SAID SECTION, 337.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 89°58'14" EAST ALONG SAID NORTH LINE, 289.00 FEET; THENCE SOUTH 0°01'46" EAST, 168.24 FEET; THENCE SOUTH 88°53'41" WEST, 289.05 FEET; THENCE NORTH 0°01'46" WEST, 173.67 FEET, TO THE TRUE POINT OF BEGINNING.

EXHIBIT A (Continued)

ALSO EXCEPT: -

(QUONSETS)

A TRACT OF LAND IN THE NE¼ OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 21; THENCE NORTH 89°58'14" EAST ALONG THE NORTH LINE OF SAID SECTION, 626.00 FEET, TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 89°58'14" EAST, ALONG THE SAID NORTH LINE 438.94 FEET; THENCE SOUTH 0°01'13" EAST, 160.00 FEET; THENCE SOUTH 88°53'41" WEST, 438.99 FEET; THENCE NORTH 0°01'46" WEST, 168.24 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT:

(CELLAR)

A TRACT OF LAND IN THE NE¼ OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 21; THENCE SOUTH 0°00'10" EAST, ALONG THE EAST LINE OF SAID SECTION, 372.00 FEET, TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING SOUTH 0°00'10" EAST, ALONG SAID EAST LINE, 946.69 FEET TO THE NORTH 1/16 CORNER; THENCE SOUTH 89°58'07" WEST 398.98 FEET; THENCE NORTH 16°28'26" EAST, 987.44 FEET; THENCE NORTH 89°59'50" EAST, 118.92 FEET TO THE TRUE POINT OF BEGINNING.

ALSO EXCEPT:

(CELLAR)

A TRACT OF LAND IN THE NE¼ OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., DESCRIBED AS FOLLOWS:

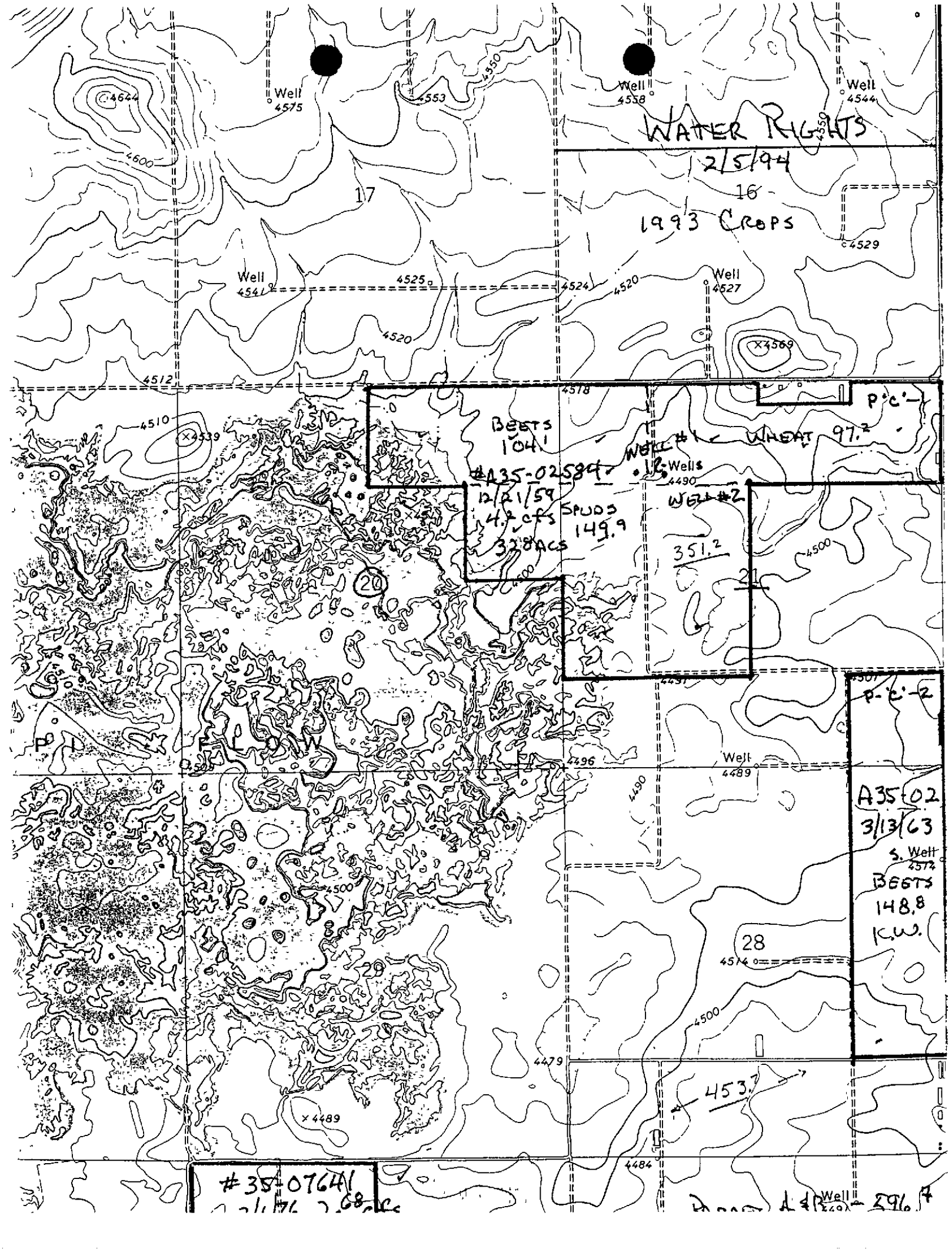
COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 21; THENCE NORTH 89°58'14" EAST ALONG THE NORTH LINE OF SAID SECTION 1064.94 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 89°58'14" EAST ALONG SAID NORTH LINE, 229.60 FEET; THENCE SOUTH 0°01"13" EAST, 387.50 FEET; THENCE SOUTH 89°58'14" WEST 229.60 FEET; THENCE NORTH 0°01'13" WEST, 387.50 FEET, TO THE TRUE POINT OF BEGINNING.

TOWNSHIP 7 SOUTH, RANGE 29 E.B.M.,
SECTION 21: NW¼ EXCEPT:

A TRACT OF LAND IN THE NW¼NE¼ OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., DESCRIBED AS FOLLOWS:

EXHIBIT A (Continued)

BEGINNING AT THE NW CORNER OF SAID NW¼NE¼; THENCE SOUTH 0°01' WEST ALONG THE WEST LINE OF SAID NW¼NE¼, 250.00 FEET; THENCE SOUTH 89°57' EAST, PARALLEL TO THE NORTH LINE, 800.00 FEET; THENCE NORTH 0°01' EAST, 250.00 FEET, TO THE NORTH LINE OF SAID SECTION;; THENCE NORTH 89°57' WEST, ALONG SAID NORTH LINE, 800.00 FEET, TO THE POINT OF BEGINNING.


WATER RIGHTS
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97.2
WELL #2
351.2
P-C-1
P-C-2
A35-02
3/13/63
S. Well
BEETS
148.8
I.C.W.
453.7
#35-07641
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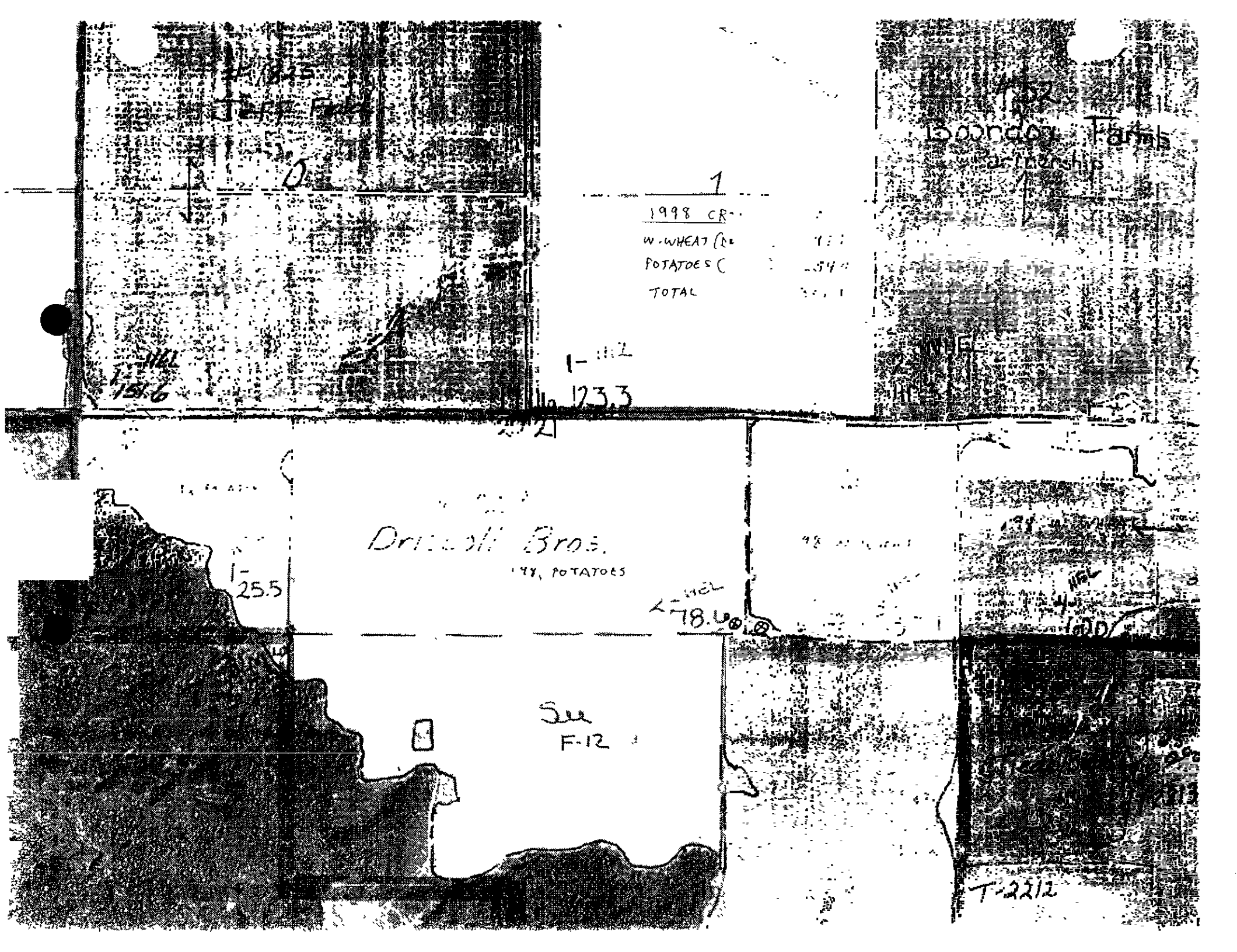

1998 CR
W. WHEAT
POTATOES
TOTAL
Boundary Farms
Partnership
Driscoll Bros.
POTATOES
See F-12
T-2212

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08345

Priority: February 8, 1984 Maximum Diversion Rate: 2.36 CFS

This is to certify, that CECIL WEISENBURGER
3853 W RAST RD
AMERICAN FALLS ID 83211 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 8, 1984; and has submitted Proof of Beneficial Use on October 25, 1990. An examination indicates that the works have a diversion capacity of 8.450 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
IRRIGATION	04/01 to 10/31	2.36 CFS	

LOCATION OF POINT(S) OF DIVERSION: NENW , Sec. 21, Township 07S, Range 29E
NWNW , Sec. 21, Township 07S, Range 29E
POWER County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
07S	29E	20	NENE	39	NWNE	26.1	SENE	27	92.1
		21	NENE	26.2	NWNE	33.8	NENW	37.1	
			NWNW	39	SWNW	38.5	SENW	39	
			NESW	39	NWSW	9			261.6

Total number of acres irrigated: 353.7

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of this right with the rights listed below is limited to a total combined annual diversion volume of 1414.8 af and to the the irrigation of a combined total of 353.7 acres in a single irrigation season. The combined rights include: 35-02584 and Adjudication Claim A35-12704.
5. This right is limited to the irrigation of 328 acres within the place of use described above in a single irrigation season. Rights 35-02584 and A35-12704 are also diverted through the points of diversion described above.

JUN 09 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08345

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 12TH day of MAY, 1994.

Acting for R. Keith Higginson, Director

JUN 09 1994

Form 217
08/89

RECEIVED
OCT 25 1990

For Office Use Only
Amt of Fee $ 150.00
Date 10/25/90
Receipt No C015241
Received by

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

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. 35-08345 Telephone No. 226-2048

Name(s) of Permit Holder(s): Cecil Weisenburger

Post Office Address: 3853 West Rast Rd, Am. Falls, Idaho 83211

Source of Water. ground water

If ground water, well driller's name: Paul Vollmer Jr. Aberdeen, Idaho Date drilled: 5/1/96

Extent of Use:

Domestic _____ (No of households) Irrigation 333 (No of acres)

Stockwater _____ (No and type of stock) Other _____

Total rate and/or volume for which proof is submitted 2.46 cfs 999 acre/feet

Show date water was first diverted and beneficially used under this permit May 1, 1996

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? X Yes __No Installed? X Yes __No

Fee Enclosed: $ 150.00 (See License Examination Fee Schedule)

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

Cecil Weisenburger 226-2048
Name Telephone No

3853 West Rast Rd, Am. Falls, Idaho 83211
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
DEC 17 1990

10-23-90 Cecil Weisenburger
Date Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08345

Proposed Priority: February 8, 1984 Maximum Diversion Rate: 2.46 CFS
This is to certify, that **CECIL WEISENBURGER**
3853 WEST RAST RD.
AMERICAN FALLS, ID 83211
has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION
IRRIGATION	04/01 to 11/01	2.46 CFS

LOCATION OF POINT(S) OF DIVERSION:
NWNW Sec. 21, Township 07S, Range 29E
NENW Sec. 21, Township 07S, Range 29E
POWER County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
07S	29E	20	NENE	38	NWNE	25	SENE	25	88
		21	NENE	23	NWNE	27	NENW	35	
			NWNW	37	SWNW	40	SENW	40	
			NESW	40	NWSW	3			245

Total number of acres irrigated: 333

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1991.**
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

21st day of September, 1990.

MICROFILMED
OCT 17 1990

for R. Keith Higginson, Director

Form 202
3/78

Ident. No. 35 33-45

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Cecil Weisenburger Phone 226-2048

   Post office address ~~Rt. 1, Box 167~~ 3853 West Rast Rd.*, American Falls, ID 83211

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

3. Location of point of diversion is NE ¼ of NW ¼ of Section 21 Township 7S

   Range 29E B.M. Power County, additional points of diversion if any: ____

   NW¼NW¼ Sec. 21, T. 7S, R. 29E.

4. Water will be used for the following purposes:

   Amount 2.46 (cfs ~~or acre-feet per annum~~) for Irrigation purposes from 4-1 to 11-1 (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:

   a. 2.46 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

   a. Description of ditches, flumes, pumps, headgates, etc. Wells, pumps, mainline to wheel lines with sprinklers.

   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 _____ (Month/Day) to _____ (Month/Day) inclusive.

   c. Proposed well diameter is 18/18 inches; proposed depth of well is 227/265 feet.

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 – maximum 5 years).*

8. Description of proposed uses:
   a. If water is not for irrigation:
      (1) Give the place of use of water: _____ ¼ of _____ ¼ 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
OCT 17 1990

tkw 9/18/90

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	29E	20	38	25		25													88
		21	23	27			35	37	40	40	40	3							245

Total number of acres to be irrigated 333

c. Describe any other water rights used for the same purposes as described above.

35-2584 for 328 acres covered above.

9. a. Who owns the property at the point of diversion Applicant

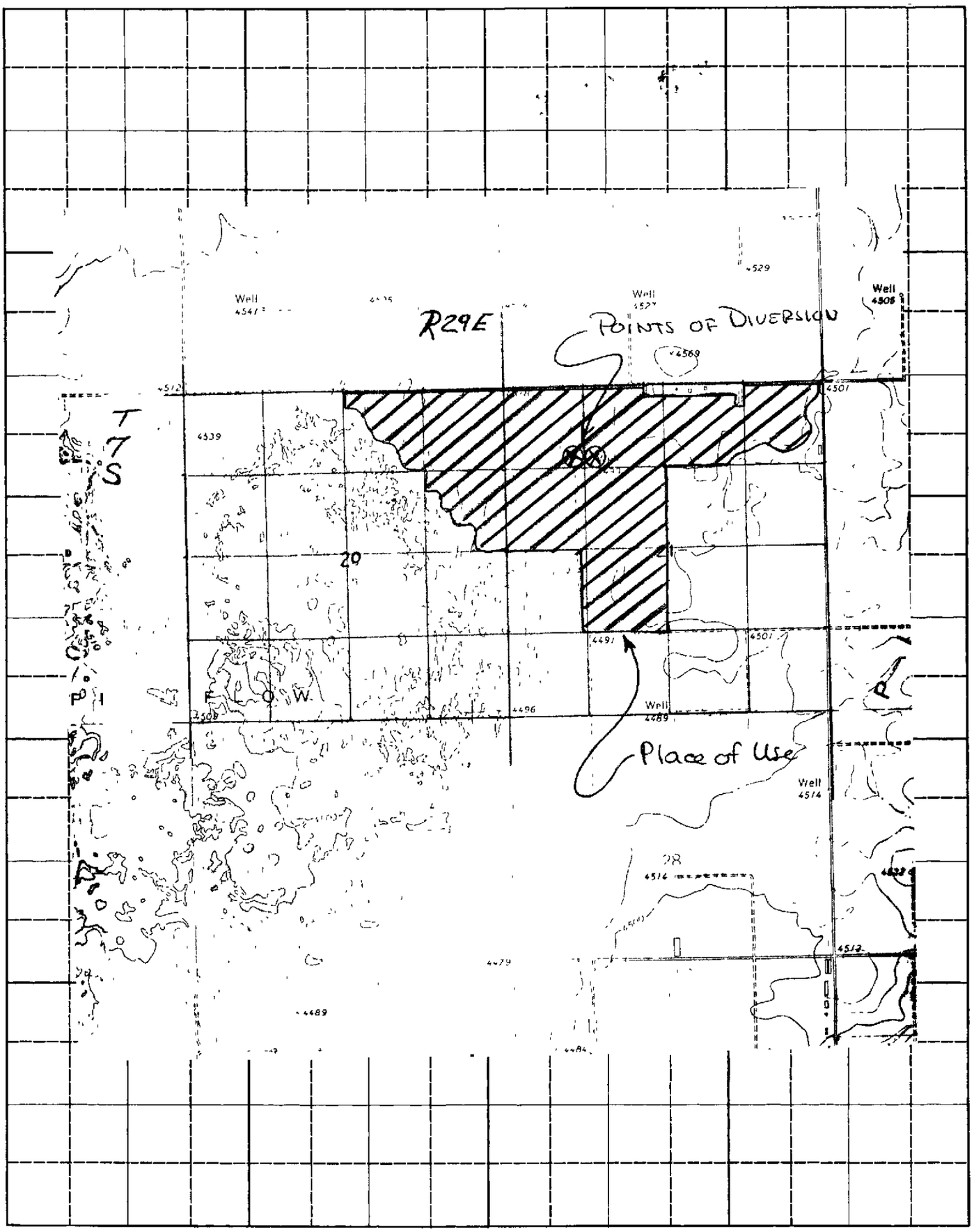
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks This permit in combination with 35-2584 will bring total acres irrigated to 0.02 cfs/acre (1miners inch per acre.)

KUHLMEY
OCT 1 7 1990

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
OCT 17 1990

Carl Weisenberger
(Applicant)

Assisted KCW 8 Feb 1984

Received by _____ Date _____ Time _____

Preliminary check by HWJ Fee $ 85 00

Receipted by BP Date 2/8/84 #33440

Publication prepared by RB Date _____

Published in Power County Press

Publication dates 6-21 & 28-90 7-19 & 26-90

Publication approved CW Date 8-01-90

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. _____ , 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. Other:

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OCT 17 1990

State of Idaho
License and Certificate of Water Right

35-2584

Water License No. G-28341 Amount 4.2 C.f.s.

Water District No. Priority December 21, 1959

THIS IS TO CERTIFY that CECIL WEISENBURGER

of American Falls, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 21, 19 59; that Permit No. G-28341 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.2 second feet, was issued thereunder on November 24, 19 64, showing that said works were completed on the 7th day of August, 19 61, and that on the 7th day of August, 19 61,

CECIL WEISENBURGER

of American Falls, State of Idaho, made proof to the satisfaction of the State Reclamation engineer of Idaho, of the right to use the waters of a well a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-28341 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 8056, on the 24 day of November, 19 64.

The right hereby confirmed dates from December 21, 1959.

The Point of Diversion is located

in the NE¼ NW¼ Sec. 21, Tp. 7 S. R. 29 E., B M Power County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.2 cubic feet per second

Description and location of use:

Twp	Range	Sec	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S	29 E	20	N½ NW¼	40	40
			NW¼ NE¼	15	23
			SE¼ NE¼	30	25
		21	NW¼ NE¼	40	40
			N½ NW¼	80	80
			SW¼ NW¼	35	40
			SE¼ NW¼	40	40
			N½ SW¼	40	40
			Total number of acres to be irrigated:		328

MICROFILMED
OCT 17 1990

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

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

September 27, 2001

WINDING BROOK CORP
C/O RODNEY MOORE
PO BOX 53
NAMPA ID 83653

RE. Change of Ownership for Water Right 35-8345

Dear Water Right Holder(s).

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

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

May 12, 1994

CECIL WEISENBURGER
3853 W RAST RD
AMERICAN FALLS ID 83211

RE: WATER RIGHT NO. 35-08345

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

JUN 09 1994

WR0749NP
No. L35-08345

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/09/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	CECIL WEISENBURGER 3853 W RAST RD AMERICAN FALLS ID 83211 (208) 226-2048	02/08/1984	IRRIGATION	04-01	10-31	2.36 CFS	
				TOTAL DIVERSION:		2.36 CFS	

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion Capacity: 8.45 CFS

Point(s) of Diversion: T07S R29E S21 NENW NWNW POWER County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
07S	29E	20	39	26		27													92.1
07S	29E	21	26	33			37	39	38	39	39	09							261.6
																		TOTAL ACRES	353.7

Pou County: POWER

Other Rights: 35-2584

Other Water Rights with Same Point(s) of Diversion and Source:
35-02584 35-08345 35-09036 P35-09036

Other Water Rights Listing Overlapping Place(s) of use:
35-02584 35-08345

Remarks: Use of this right with the rights listed below is limited to a total combined annual diversion volume of 1414.8 af and to the the irrigation of a combined total of 353.7 acres in a single irrigation season. The combined rights include: 35-02584 and Adjudication Claim A35-12704.
This right is limited to the irrigation of 328 acres within the place of use described above in a single irrigation season. Rights 35-02584 and A35-12704 are also diverted through the points of diversion described above.

Dates: App. Received: 02/08/1984 Priority Date: 02/08/1984
Proof Due Date: 10/01/1991 Proof Made Date: 10/25/1990
Exam Made Date: 06/13/1991 Exam Sent to S.O.: 01/27/1994
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 05/09/94 BCHAPMAN

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE NE Lt	NE NE Ac	NE NW Lt	NE NW Ac	NE SW Lt	NE SW Ac	NE SE Lt	NE SE Ac	NW NE Lt	NW NE Ac	NW NW Lt	NW NW Ac	NW SW Lt	NW SW Ac	NW SE Lt	NW SE Ac	SW NE Lt	SW NE Ac	SW NW Lt	SW NW Ac	SW SW Lt	SW SW Ac	SW SE Lt	SW SE Ac	SE NE Lt	SE NE Ac	SE NW Lt	SE NW Ac	SE SW Lt	SE SW Ac	SE SE Lt	SE SE Ac	SUM
L3508345	T07S R29E S20	GROUNDWATER																																
			39	26			27																											92
~~3502584~~	~~GROUNDWATE~~		~~38~~	~~25~~			~~25~~																											~~88~~
~~A3502584~~	~~GROUNDWATE~~		~~38~~	~~25~~			~~25~~																											~~88~~
R3502584	GROUNDWATE		39	26			27																											92
~~3508345~~	~~GROUNDWATE~~		~~38~~	~~25~~			~~25~~																											~~88~~
~~A3512704~~	~~GROUNDWATE~~		~~39~~	~~26~~			~~27~~																											~~92~~
R3512704	GROUNDWATE		39	26			27																											92
L3508345	T07S R29E S21	GROUNDWATER																																
			26	33						37	39	38	39					39	09															260
~~3502584~~	~~GROUNDWATE~~		~~18~~	~~27~~						~~35~~	~~37~~	~~40~~	~~40~~					~~40~~	~~03~~															~~240~~
~~A3502584~~	~~GROUNDWATE~~		~~18~~	~~27~~						~~35~~	~~37~~	~~40~~	~~40~~					~~40~~	~~03~~															~~240~~
R3502584	GROUNDWATE		26	33						37	39	38	39					39	09															260
3502723	GROUNDWATE																															40		40
A3502723	GROUNDWATE																															40		40
R3502723	GROUNDWATE																															37		37
3502845	GROUNDWATE																					39						39						78
A3502845	GROUNDWATE																					39						39						78
R3502845	GROUNDWATE																					39						39						78
~~3508345~~	~~GROUNDWATE~~		~~23~~	~~27~~						~~35~~	~~37~~	~~40~~	~~40~~					~~40~~	~~03~~															~~245~~
3508574	GROUNDWATE																			20														20
A3508574	GROUNDWATE																			20														20
R3508574	GROUNDWATE																			20														20
3508979	GROUNDWATE					40		40																			40		40					160
3509036	GROUNDWATE																												40					40
P3509036	GROUNDWATE																												40					40
~~A3512704~~	~~GROUNDWATE~~		~~26~~	~~33~~						~~37~~	~~39~~	~~38~~	~~39~~					~~39~~	~~09~~															~~260~~
R3512704	GROUNDWATE		26	33						37	39	38	39					39	09															260

POU COMPARISON

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	WINDING BROOK CORPORATION C/O RODNEY H MOORE PO BOX 53 NAMPA ID 83651 (208) 466-0419	12/21/1959	IRRIGATION	04-01	10-31	4.20 CFS	
				TOTAL DIVERSION:		4.20 CFS	

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion: T07S R29E S21 SWNENW SENWNW POWER County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
07S	29E	20	39	26		27													92.1
07S	29E	21	26	33			37	39	38	39	39	09							261.6
																		TOTAL ACRES	353.7

POU County: POWER

Other Rights: 35-12704 AND 35-08345

Other Water Rights with Same Point(s) of Diversion and Source:
A35-02584 A35-12704 A35-12705 R35-12704 R35-12705

Other Water Rights Listing Overlapping Place(s) of use:
A35-02584 A35-12704 R35-12704

Conditions of Approval:
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 35-12704 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1414.8 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1061.1 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 328 ACRES IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 35-12704 IS ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 328 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 10/02/1993 Verified Date: 02/18/1994

Misc: Water District Number: Field Inspection Flag:
Presumption Flag: C

OVERLAPPING R-RECORDS

Overlapping R-Record

Comments: Date: 05/19/1993 User-ID: FRITSCHL Subject: COPIED FROM REMARKS
TRANS. 3001.

Date: 02/18/1994 User-ID: THOMPSON Subject: CHANGE IN OWNERSHIP
CHANGE IN OWNERSHIP FROM CECIL WEISENBURGER 2/18/94/JT

Audit: 05/19/93 FRITSCHL 01/13/94 COX 02/18/94 THOMPSON

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	CECIL A WEISENBURGER 3853 RAST RD AMERICAN FALLS ID 83211 (208) 226-2048	07/06/1962	IRRIGATION	04-01	10-31	0.51 CFS	
				TOTAL DIVERSION:		0.51 CFS	

Water Source: GROUNDWATER Tributary to: Stage: BENEFICIAL USE

Point(s) of Diversion: T07S R29E S21 SWNENW SENWNW POWER County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
07S	29E	20	39	26		27													92.1
07S	29E	21	26	33			37	39	38	39	39	09							261.6
																	TOTAL ACRES		353.7

POU County: POWER

Other Rights: 35-02584, 35-08345

Other Water Rights with Same Point(s) of Diversion and Source:
A35-02584 A35-12704 A35-12705 R35-02584 R35-12705

Other Water Rights Listing Overlapping Place(s) of use:
A35-02584 A35-12704 R35-02584

Conditions of Approval:
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO IDAHO CODE 42-1416A.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 35-02584 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1414.8 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1061.1 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 353.7 ACRES IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 35-02584 IS ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 25.7 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 10/02/1992 Verified Date: 01/13/1994

Misc: Water District Number: Field Inspection Flag:
Presumption Flag: C

OVERLAPPING R-Record

Comments: Date: 05/19/1993 User-ID: FRITSCHL Subject: COPIED FROM REMARKS
THIS CLAIM IS FOR 25.7 ACRES WITHIN THE PLACE OF USE LISTED IN
ITEM 10.

Audit: 05/19/93 FRITSCHL 01/13/94 COX

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-8345 DATE 5-6-94

Brenda

	Yes	No	
NAME	___	✓	Or Address Change?
PRIORITY DATE	___	✓	Advance? ___ Advanced to: _____ Order to reinstate needed? _____ Incorrect fee for rate recommended? _____
SOURCE	___	✓	Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	___	✓	Amendment needed? _____
	✓	___	Overlaps? R35-12704 (.51 CFS) + R35-2584 (4.20 CFS) } 353.7 @ .0133 per acre
PLACE OF USE	___	✓	Amendment needed? _____
	✓	___	Overlaps? _____
DIV RATE	✓	___	Measurement done? Flow Meter Theoretical only? ___ East Well (#1) Q = 4.87 CFS West Well (#2) Q = 3.58 CFS } 8.45 CFS **Capacity:** 8.45 Combined rates exceed capacity NO Allowable amount: 353.7 X .02 = 7.07 7.07 CFS − 4.71 = 2.36 CFS
ANNUAL VOLUME	___	✓	Season of use: 4.0 (4-1 to 10-31) Calculations: Don't do + - Condition Flow limit: ____ cfs x 214 x 1.9835 = ____ Combined volumes exceed capacity/allowable N/A
USES	___	✓	Change(s) in Nature of Use? _____ Amendment necessary? _____
REMARKS	___	___	Multiple p/d(s) in ¼ ¼? _____
	W28	W27	Other W36 (edit)
CONDITIONS	___	✓	Measuring/Locking Devices
	___	✓	Watermaster control - District _____
	___	✓	Irrigation Overlap
	___	✓	Water Quality
	___	✓	Other _____

CAPACITY @ 8.45
R 35-2584 = 4.20
R 35-12704 = .51
AVAILABLE = 3.74 CFS

353.7 X 4 = 1414.8

COMMENTS: NOTE: Maps show 394.7 acres (HOWEVER - 40 acres are rented) / PPU Scenario
Just bringing rate up to .02 CFS for all acres.

RECOMMENDED	CFS	VOLUME
Irrigation	2.36 CFS	___
_____	___	___
_____	___	___
_____	___	___

LICENSE ✓

1ST AMENDMENT LETTER _____

FINAL AMENDMENT LETTER _____

Form 219-S.A.
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

35-08345
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

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

- [x] 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 _____ (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 _____ (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 Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed 6-13-91 G.B. (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent _____ 11-25-91 (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)

RECEIVED
JAN 3 1 1994
Department of Water Resources

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 2 1 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-8345

1 Owner Cecil Weisenburger Phone No. 266-2048

Current Address: 3853 W. Rest Rd. American Falls, ID

2 Accompanied by Cecil Weisenburger EXAM. DATE. 6-13-91

Address same Phone No. _____

Relationship to Permit Holder owner

3. Source ground water tributary to _____

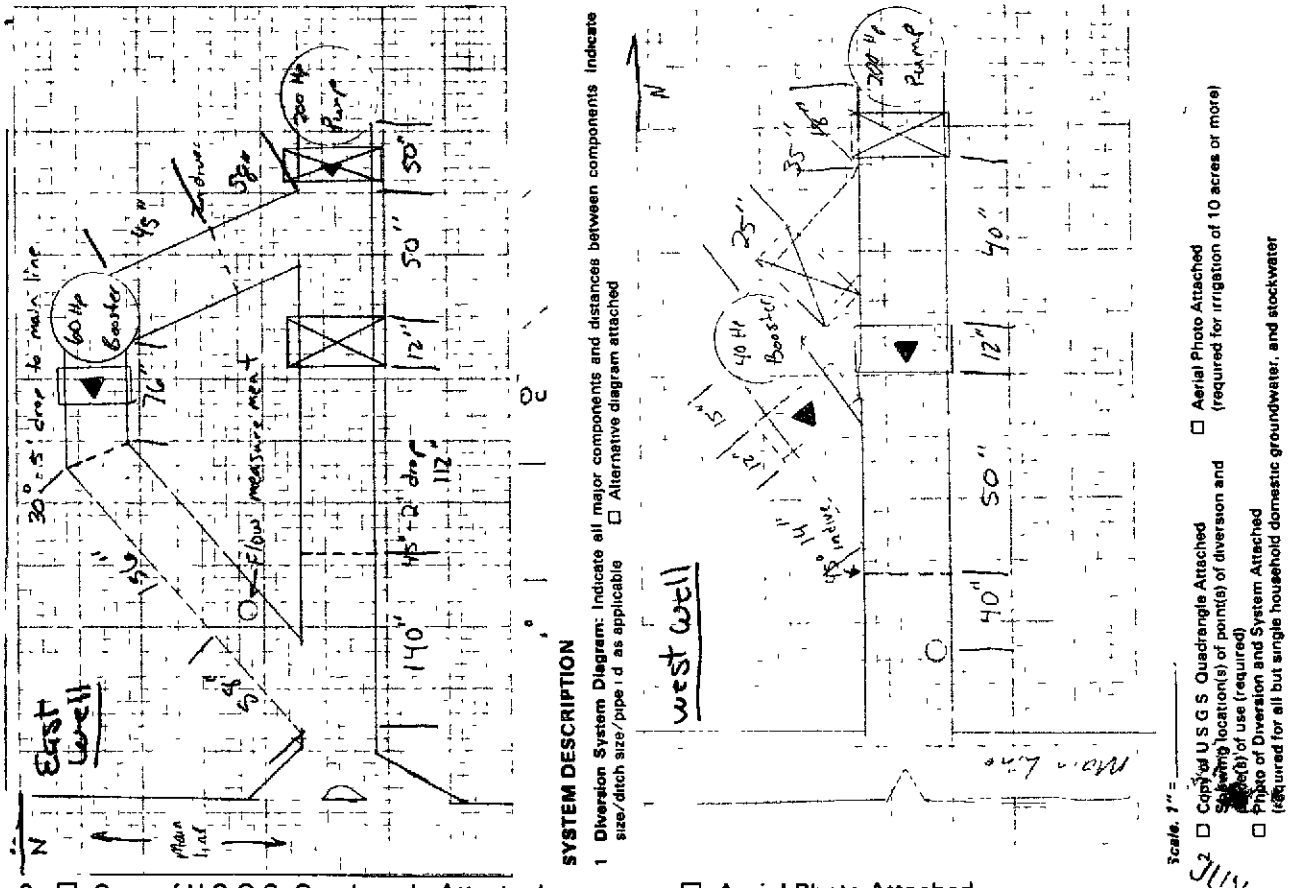
B. OVERLAP REVIEW

1 Other water rights with same place of use: 35-02584 / Tr. 3001
R35-12704 ☐ Copies Attached

2 Other water rights with same point of diversion. 35-02584 / Tr. 3001
R35-12704 ☐ 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



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

Scale. 1" = _____

☐ Aerial Photo Attached (required for irrigation of 10 acres or more)

☐ Copy of U S G S Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required)

☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater

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

JUN 0 2 1994

System Description (continued)

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

200 Hp pump to 10" Main line to 60 Hp Booster to 10" main line to T in Main line running East & West to 12 approximatly ½ mile wheellines

☐ 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
#1 (East well)	U.S Motor	200	1213024	Berkley	10" discharge
* Booster	US Electric	60	R2122047B	Worthington	10" discharge
#2 (west well)	US Electric	200	C2694-03-622	Berkeley	7625080
Booster	G.E.	40	DAJ421124	Berkley	C249C

*Code to correspond with No. on map and aerial photo * changed to 100hp in 1992

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

Ident. No.	Gov't. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#1			NE	NW	21	7S	29E	Power	
#2			NW	NW	21	7S	29E	Power	

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	
7S	29E	20	39	26.1		27													92.1
		21	26.2	33.8			37.1	39	38.5	39	39	9							261.6

353.7 acres
P.P.O.U.; Limited to 328 acres

Do not use this space

JUN 09 1994

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Cox - Hall Meter						
Manometer						

2. **Measurements:**

#1 East well - 4.868 cfs

#2 West well - 3.58 cfs

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method

2. Alternate Method for Checking Purposes:

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) = 328 acres x 4 afa = 1312 afa

V_{DR} = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1 9835 = 2.36 cfs x 214 d. x 1.9835 = 1001.7

V = Smaller of V_{IR} and V_{DR} = 1001.7 afa

2 Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

*See Fritschle memo of May 18, 1993 for cfs + acreage division.

I. RECOMMENDATIONS

1 Recommended Amounts

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Irrigation	4-1	10-31	2.36 cfs	1001.7
		Totals:	2.36 cfs	1001.7

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 Gary Buss

Signature

Certification Date

Field Report Preparation Date

CONSULTANT SEAL

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

1/ This rt recommended for 328 acres within a 353.7 acre p.p.o.u

FOR FILE 35-08345

From: DWR03::FRITSCHLE 18-MAY-1993 16:59:05.43
To: DWR70::CARLSEN
CC: FRITSCHLE
Subj: RE: 35-08345

Hi Ernie,

I am in the process of completing my work on A35-02584 and A35-12704. The main thing we want to watch out for is recommending to much water. 35-02584 is being recommended for 328 ac. (at 0.0128 cfs per ac.) within a 353.7 acre permissible p.o.u. 35-12704 was amended and is being recommended for 25.7 ac. (at 0.02 cfs per ac.) within the same 353.7 acre p.p.o.u with a July 6, 1962 priority date. Therefore, 35-08345 should be recommended for 328 ac. preferably within the 353.7 acre p.p.o.u. with a diversion rate of 2.36 cfs.

overlap
35-02584 = 4.20 cfs for 328 ac. – ok
35-12704 = 0.51 cfs for 25.7 ac. → at 0.02 cfs/acre
35-08345 = 2.36 cfs for additional diversion rate only (on 328 acres) overlap
total = 7.07 cfs for 353.7 ac. (0.02 cfs/acre for all ground)

Does this agree with your thinking? Let me know if you feel I am approaching this from the wrong direction. I realize you don't have access to my CVRs for the claims, so if I can supply any additional info let me know.

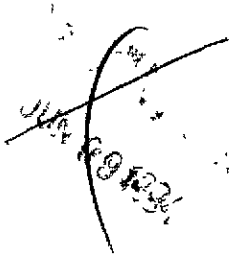
Thanks,

Carter

P.S. It seems like your original question was whether I needed additional info. I guess I managed to turn it around.

If 35-12704 can be recommend for additional water is there a reason for limiting it to 0.51 cfs.? (Q) Can some of the water under 35-08345 be recommended in 35-12704? (No) (A)

(Q) How did you get 353.7 acres. Maps in the file show 394.7 AC.
(A) (40 acres are omitted.)



East Well #1

State of Idaho
DEPARTMENT OF WATER RESOURCES
Cox/Hall Meter Flow Calculations

S: EAST WELL #1 PERMIT # 35-8345

METER #

MANOMETER READING INCHES OF WATER TO COX/HALLS METER - Vh

	.0	.1	.2	.3	.4	.5	.6	.7	.8	.9
0	0.0	0.8	1.3	1.8	2.2	2.5	2.9	3.3	3.7	4.0
1	4.3	4.5	4.8	5.0	5.2	5.4	5.6	5.8	6.0	6.2
2	6.3	6.5	6.7	6.9	7.0	7.2	7.3	7.5	7.6	7.7
3	7.9	8.0	8.2	8.3	8.5	8.6	8.7	8.8	9.0	9.1
4	9.3	9.4	9.5	9.6	9.7	9.8	10.0	10.1	10.2	10.3
5	10.4	10.5	10.6	10.7	10.9	11.0	11.1	11.2	11.3	11.4
6	11.5	11.6	11.7	11.8	11.9	12.0	12.1	12.2	12.3	12.4
7	12.5	12.6	12.7	12.8	12.9	13.0	13.1	13.2	13.3	13.4
8	13.5	13.5	13.6	13.7	13.8	13.9	14.0	14.0	14.1	14.2
9	14.3	14.4	14.5	14.5	14.6	14.7	14.8	14.9	15.0	15.0
10	15.1	15.2	15.3	15.4	15.5	15.5	15.6	15.7	15.8	15.9
11	15.9	16.0	16.1	16.2	16.3	16.3	16.4	16.5	16.5	16.6
12	16.7	16.7	16.8	16.9	17.0	17.0	17.1	17.2	17.3	17.3
13	17.4	17.5	17.5	17.6	17.7	17.8	17.8	17.9	18.0	18.1
14	18.1	18.2	18.3	18.3	18.4	18.5	18.5	18.6	18.7	18.7
15	18.8	18.9	18.9	19.0	19.1	19.1	19.2	19.3	19.3	19.4
16	19.5	19.5	19.6	19.6	19.7	19.7	19.8	19.9	19.9	20.0
17	20.1	20.1	20.2	20.2	20.3	20.4	20.4	20.5	20.5	20.6
18	20.7	20.7	20.8	20.9	20.9	21.0	21.0	21.1	21.2	21.2
19	21.3	21.3	21.4	21.4	21.5	21.6	21.6	21.7	21.7	21.8
20	21.9	21.9	22.0	22.0	22.1	22.2	22.2	22.3	22.3	22.4
21	22.4	22.5	22.5	22.6	22.6	22.7	22.7	22.8	22.9	22.9
22	23.0	23.0	23.1	23.1	23.2	23.2	23.3	23.4	23.4	23.5
23	23.5	23.6	23.6	23.7	23.7	23.8	23.8	23.9	23.9	24.0
24	24.0	24.1	24.2	24.2	24.3	24.3	24.4	24.4	24.5	24.5
25	24.6	24.6	24.7	24.7	24.8	24.8	24.9	24.9	25.0	25.0
26	25.1	25.1	25.2	25.2	25.3	25.3	25.4	25.4	25.5	25.5
27	25.6	25.6	25.7	25.7	25.8	25.8	25.9	25.9	26.0	26.0
28	26.1	26.1	26.2	26.2	26.3	26.3	26.4	26.4	26.5	26.5
29	26.6	26.6	26.7	26.7	26.8	26.8	26.9	26.9	26.9	27.0
30	27.0	27.1	27.1	27.2	27.2	27.3	27.3	27.4	27.4	27.5
31	27.5	27.5	27.6	27.6	27.7	27.7	27.8	27.8	27.9	27.9
32	28.0	28.0	28.0	28.1	28.1	28.2	28.2	28.3	28.3	28.4
33	28.4	28.5	28.5	28.5	28.6	28.6	28.7	28.7	28.8	28.8
34	28.9	28.9	29.0	29.0	29.0	29.1	29.1	29.1	29.2	29.2
35	29.3	29.3	29.3	29.4	29.4	29.5	29.5	29.5	29.6	29.6
36	29.7	29.7	29.8	29.8	29.9	29.9	30.0	30.0	30.0	30.1
37	30.1	30.2	30.2	30.3	30.3	30.4	30.4	30.5	30.5	30.5
38	30.6	30.6	30.7	30.7	30.8	30.8	30.8	30.9	30.9	31.0
39	31.0	31.0	31.1	31.1	31.2	31.2	31.2	31.3	31.3	31.4
40	31.4	31.5	31.5	31.5	31.6	31.6	31.7	31.7	31.7	31.8
41	31.8	31.9	31.9	31.9	32.0	32.0	32.1	32.1	32.1	32.2
42	32.2	32.3	32.3	32.3	32.4	32.4	32.4	32.5	32.5	32.5
43	32.6	32.6	32.7	32.7	32.7	32.8	32.8	32.9	32.9	33.0
44	33.0	33.0	33.1	33.1	33.2	33.2	33.2	33.3	33.3	33.4
45	33.4	33.5	33.5	33.5	33.6	33.6	33.7	33.7	33.7	33.8
46	33.8	33.9	33.9	33.9	34.0	34.0	34.0	34.1	34.1	34.1
47	34.2	34.2	34.2	34.3	34.3	34.4	34.4	34.4	34.5	34.5
48	34.6	34.6	34.6	34.7	34.7	34.8	34.8	34.8	34.9	34.9
49	34.9	35.0	35.0	35.0	35.1	35.1	35.1	35.2	35.2	35.2
50	35.3	35.3	35.4	35.4	35.4	35.5	35.5	35.6	35.6	35.6
51	35.7	35.7	35.7	35.8	35.8	35.8	35.9	35.9	35.9	36.0
52	36.0	36.1	36.1	36.1	36.2	36.2	36.2	36.3	36.3	36.4
53	36.4	36.4	36.5	36.5	36.6	36.6	36.6	36.7	36.7	36.8
54	36.8	36.8	36.9	36.9	36.9	37.0	37.0	37.0	37.1	37.1
55	37.1	37.2	37.2	37.2	37.3	37.3	37.4	37.4	37.4	37.5
56	37.5	37.5	37.6	37.6	37.6	37.7	37.7	37.8	37.8	37.9
57	37.9	37.9	37.9	38.0	38.0	38.0	38.1	38.1	38.1	38.2
58	38.2	38.2	38.3	38.3	38.4	38.4	38.4	38.5	38.5	38.6
59	38.6	38.6	38.7	38.7	38.8	38.8	38.8	38.9	38.9	38.9
60	39.0	39.0	39.0	39.1	39.1	39.2	39.2	39.2	39.3	39.3
61	39.4	39.4	39.4	39.5	39.5	39.5	39.6	39.6	39.6	39.7
62	39.7	39.8	39.8	39.8	39.9	39.9	39.9	40.0	40.0	40.0
63	40.1	40.1	40.2	40.2	40.2	40.3	40.3	40.4	40.4	40.4
64	40.5	40.5	40.5	40.6	40.6	40.6	40.7	40.7	40.8	40.8
65	40.8	40.9	40.9	40.9	41.0	41.0	41.0	41.1	41.1	41.2
66	41.2	41.2	41.3	41.3	41.4	41.4	41.4	41.5	41.5	41.5
67	41.6	41.6	41.6	41.7	41.7	41.8	41.8	41.8	41.9	41.9
68	41.9	42.0	42.0	42.1	42.1	42.2	42.2	42.2	42.3	42.3
69	42.4	42.4	42.4	42.5	42.5	42.5	42.5	42.6	42.6	42.6
70	42.7	42.7	42.8	42.8	42.8	42.9	42.9	42.9	43.0	43.0
71	43.0	43.1	43.1	43.2	43.2	43.2	43.3	43.3	43.4	43.4
72	43.4	43.4	43.5	43.5	43.6	43.6	43.6	43.7	43.7	43.8
73	43.8	43.8	43.9	43.9	43.9	44.0	44.0	44.0	44.1	44.1
74	44.2	44.2	44.2	44.3	44.3	44.4	44.4	44.4	44.5	44.5
75	44.5	44.6	44.6	44.6	44.7	44.7	44.8	44.8	44.8	44.9
6	44.9	44.9	45.0	45.0	45.0	45.1	45.1	45.2	45.2	45.2
7	45.3	45.3	45.4	45.4	45.4	45.5	45.5	45.5	45.6	45.6
8	45.6	45.7	45.7	45.8	45.8	45.8	45.9	45.9	45.9	46.0
79	46.0	46.0	46.1	46.1	46.2	46.2	46.2	46.3	46.3	46.4
80	46.4	46.4	46.5	46.5	46.5	46.6	46.6	46.6	46.7	46.7
81	46.8	46.8	46.8	46.9	46.9	46.9	47.0	47.0	47.0	47.1
82	47.1	47.2	47.2	47.2	47.3	47.3	47.4	47.4	47.4	47.5
83	47.5									

MEASURED INSIDE PIPE DIAMETER IN INCHES (ID)

Circumference in Inches = 32.5 CIR

Thickness in Inches = .125 T

ID = (0.3183 X CIR) - (2 T) = 10.09 ID

DIFFERENTIAL PRESSURE READING IN INCHES OF H2O

(41.9) - (11.3) = 30.6 H

High reading - Low Reading

DETERMINE Vh FROM CHART USING (H): 27.3 Vh

(Example H = 12.3, Vh = 16.9)

CALCULATION OF FLOW IN CFS:

Q cfs = [(II/4) X (id)² X Vh] / 448.8

(id) (Vh)

Q cfs = [0.78539 (101.9)² (27.3)] / 448.8

Q cfs = 4.868 cfs

2184.8 gpm

56 psi

205 pumping depth

JUN 00 1994

GARY BUSS

MEASURED BY

West well #2

State of Idaho
DEPARTMENT OF WATER RESOURCES
Cox/Hall Meter Flow Calculations

s: _____ WEST WELL #2 PERMIT # 35-08345

MANOMETER READING INCHES OF WATER TO COX/HALLS METER - Vh

METER # _____

	.0	.1	.2	.3	.4	.5	.6	.7	.8	.9
0	0.0	0.8	1.3	1.8	2.2	2.5	2.9	3.3	3.7	4.0
1	4.3	4.5	4.8	5.0	5.2	5.4	5.6	5.8	6.0	6.2
2	6.3	6.5	6.7	6.9	7.0	7.2	7.3	7.5	7.6	7.7
3	7.9	8.0	8.2	8.3	8.5	8.6	8.7	8.8	9.0	9.1
4	9.3	9.4	9.5	9.6	9.7	9.8	10.0	10.1	10.2	10.3
5	10.4	10.5	10.6	10.7	10.9	11.0	11.1	11.2	11.3	11.4
6	11.5	11.6	11.7	11.8	11.9	12.0	12.1	12.2	12.3	12.4
7	12.5	12.6	12.7	12.8	12.9	13.0	13.1	13.2	13.3	13.4
8	13.5	13.5	13.6	13.7	13.8	13.9	14.0	14.0	14.1	14.2
9	14.3	14.4	14.5	14.5	14.6	14.7	14.8	14.9	15.0	15.0
10	15.1	15.2	15.3	15.4	15.5	15.5	15.6	15.7	15.8	15.9
11	15.9	16.0	16.1	16.2	16.3	16.3	16.4	16.5	16.5	16.6
12	16.7	16.7	16.8	16.9	17.0	17.0	17.1	17.2	17.3	17.3
13	17.4	17.5	17.5	17.6	17.7	17.8	17.8	17.9	18.0	18.1
14	18.1	18.2	18.3	18.3	18.4	18.5	18.5	18.6	18.7	18.7
15	18.8	18.9	18.9	19.0	19.1	19.1	19.2	19.3	19.3	19.4
16	19.5	19.5	19.6	19.6	19.7	19.7	19.8	19.9	19.9	20.0
17	20.1	20.1	20.2	20.2	20.3	20.4	20.4	20.5	20.5	20.6
18	20.7	20.7	20.8	20.9	20.9	21.0	21.0	21.1	21.2	21.2
19	21.3	21.3	21.4	21.4	21.5	21.6	21.6	21.7	21.7	21.8
20	21.9	21.9	22.0	22.0	22.1	22.2	22.2	22.3	22.3	22.4
21	22.4	22.5	22.5	22.6	22.6	22.7	22.7	22.8	22.9	22.9
22	23.0	23.0	23.1	23.1	23.2	23.2	23.3	23.4	23.4	23.5
23	23.5	23.6	23.6	23.7	23.7	23.8	23.8	23.9	23.9	24.0
24	24.0	24.1	24.2	24.2	24.3	24.3	24.4	24.4	24.5	24.5
25	24.6	24.6	24.7	24.7	24.8	24.8	24.9	24.9	25.0	25.0
26	25.1	25.1	25.2	25.2	25.3	25.3	25.4	25.4	25.5	25.5
27	25.6	25.6	25.7	25.7	25.8	25.8	25.9	25.9	26.0	26.0
28	26.1	26.1	26.2	26.2	26.3	26.3	26.4	26.4	26.5	26.5
29	26.6	26.6	26.7	26.7	26.8	26.8	26.9	26.9	26.9	27.0
30	27.0	27.1	27.1	27.2	27.2	27.3	27.3	27.4	27.4	27.5
31	27.5	27.5	27.6	27.6	27.7	27.7	27.8	27.8	27.9	27.9
32	28.0	28.0	28.0	28.1	28.1	28.2	28.2	28.3	28.3	28.4
33	28.4	28.5	28.5	28.5	28.6	28.6	28.7	28.7	28.8	28.8
34	28.9	28.9	29.0	29.0	29.0	29.1	29.1	29.1	29.2	29.2
35	29.3	29.3	29.3	29.4	29.4	29.5	29.5	29.5	29.6	29.6
36	29.7	29.7	29.8	29.8	29.9	29.9	30.0	30.0	30.0	30.1
37	30.1	30.2	30.2	30.3	30.3	30.4	30.4	30.5	30.5	30.5
38	30.6	30.6	30.7	30.7	30.8	30.8	30.8	30.9	30.9	31.0
39	31.0	31.0	31.1	31.1	31.2	31.2	31.2	31.3	31.3	31.4
40	31.4	31.5	31.5	31.5	31.6	31.6	31.7	31.7	31.7	31.8
41	31.8	31.9	31.9	31.9	32.0	32.0	32.1	32.1	32.1	32.2
42	32.2	32.3	32.3	32.3	32.4	32.4	32.4	32.5	32.5	32.5
43	32.6	32.6	32.7	32.7	32.7	32.8	32.8	32.9	32.9	33.0
44	33.0	33.0	33.1	33.1	33.2	33.2	33.2	33.3	33.3	33.4
45	33.4	33.5	33.5	33.5	33.6	33.6	33.7	33.7	33.7	33.8
46	33.8	33.9	33.9	33.9	34.0	34.0	34.0	34.1	34.1	34.1
47	34.2	34.2	34.2	34.3	34.3	34.4	34.4	34.4	34.5	34.5
48	34.6	34.6	34.6	34.7	34.7	34.8	34.8	34.8	34.9	34.9
49	34.9	35.0	35.0	35.0	35.1	35.1	35.1	35.2	35.2	35.2
50	35.3	35.3	35.4	35.4	35.4	35.5	35.5	35.6	35.6	35.6
51	35.7	35.7	35.7	35.8	35.8	35.8	35.9	35.9	35.9	36.0
52	36.0	36.1	36.1	36.1	36.2	36.2	36.2	36.3	36.3	36.4
53	36.4	36.4	36.5	36.5	36.6	36.6	36.6	36.7	36.7	36.8
54	36.8	36.8	36.9	36.9	36.9	37.0	37.0	37.0	37.1	37.1
55	37.1	37.2	37.2	37.2	37.3	37.3	37.4	37.4	37.4	37.5
56	37.5	37.5	37.6	37.6	37.6	37.7	37.7	37.8	37 8	37.9
57	37.9	37.9	37.9	38.0	38.0	38.0	38.1	38.1	38.1	38.2
58	38.2	38.2	38.3	38.3	38.4	38.4	38.4	38.5	38.5	38.6
59	38.6	38.6	38.7	38.7	38.8	38.8	38.8	38.9	38.9	38 9
60	39.0	39.0	39.0	39.1	39.1	39.2	39.2	39.2	39.3	39.3
61	39.4	39.4	39.4	39.5	39.5	39.5	39.6	39.6	39.6	39.7
62	39.7	39.8	39.8	39.8	39.9	39.9	39.9	40.0	40.0	40.0
63	40.1	40.1	40.2	40.2	40.2	40.3	40.3	40.4	40.4	40.4
64	40.5	40.5	40.5	40.6	40.6	40.6	40.7	40.7	40.8	40.8
65	40.8	40.9	40.9	40.9	41.0	41.0	41.0	41.1	41.1	41.2
66	41.2	41.2	41.3	41.3	41.4	41.4	41.4	41.5	41.5	41.5
67	41.6	41.6	41.6	41.7	41.7	41.8	41.8	41.8	41.9	41.9
68	41.9	42.0	42.0	42.1	42.1	42.2	42.2	42.2	42.3	42.3
69	42.4	42.4	42.4	42.5	42.5	42.5	42.5	42.6	42.6	42.6
70	42.7	42.7	42.8	42.8	42.8	42.9	42.9	42.9	43.0	43.0
71	43.0	43.1	43.1	43.2	43.2	43.2	43.3	43.3	43.4	43.4
72	43.4	43.4	43.5	43.5	43.6	43.6	43.6	43.7	43.7	43.8
73	43.8	43.8	43.9	43.9	43.9	44.0	44.0	44.0	44.1	44.1
74	44.2	44.2	44.2	44.3	44.3	44.4	44.4	44.4	44.5	44.5
75	44.5	44.6	44.6	44.6	44.7	44.7	44.8	44.8	44.8	44.9
6	44.9	44.9	45.0	45.0	45.0	45.1	45.1	45.2	45.2	45.2
7	45.3	45.3	45.4	45.4	45.4	45.5	45.5	45.5	45.6	45.6
8	45.6	45.7	45.7	45.8	45.8	45.8	45.9	45.9	45.9	46.0
79	46.0	46.0	46.1	46.1	46.2	46.2	46.2	46.3	46.3	46.4
80	46.4	46.4	46.5	46.5	46.5	46.6	46.6	46.6	46.7	46.7
81	46.8	46.8	46.8	46.9	46.9	46.9	47.0	47.0	47.0	47 1
82	47.1	47.2	47.2	47.2	47.3	47.3	47.4	47.4	47.4	47.5
83	47.5									

MEASURED INSIDE PIPE DIAMETER IN INCHES (ID)

Circumference in Inches = 31.5 CIR

Thickness in Inches = .125 T

ID = (0.3183 X CIR) - (2 T) = 9.776 ID

DIFFERENTIAL PRESSURE READING IN INCHES OF H2O

(45.6) - (26.3) = 19.3 H

High reading - Low Reading

DETERMINE Vh FROM CHART USING (H): 21.4 Vh

(Example H = 12.3, Vh = 16.9)

CALCULATION OF FLOW IN CFS:

Q cfs = [(II/4) X (id)² X Vh] / 448.8

(id) (Vh)

Q cfs = [0.78539 (9.557)² (21.4)] / 448.8

Q cfs = 3.58 cfs

9pm

(operating pressure 94 psi)

Not Ideal measuring conditions

Dynamic pumping level 205' From probing the well

JUN 0

MEASURED BY

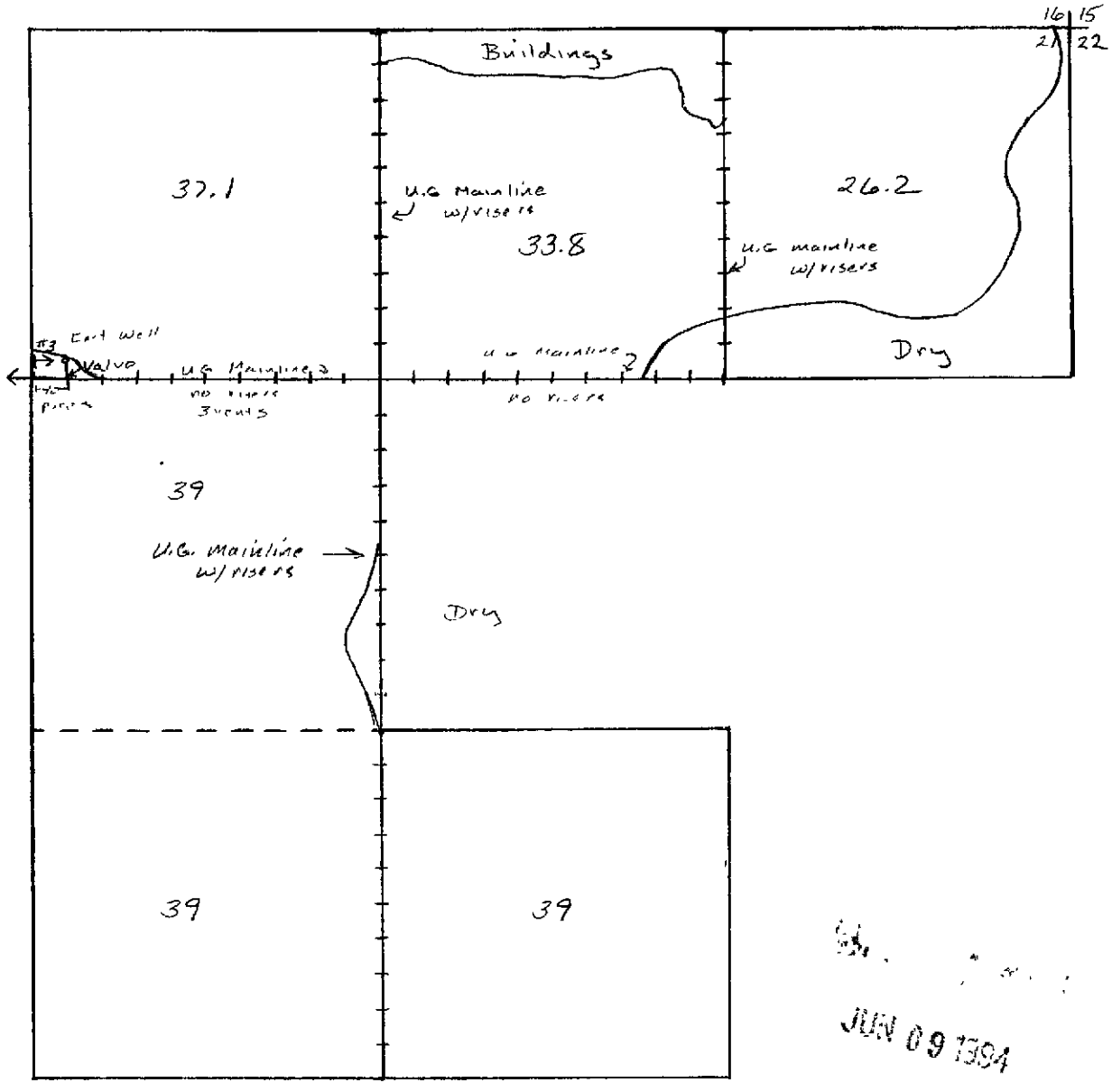
~~A35-02584~~
35-08345

Cecil Weisenburger

10-2-92

Photo #3 Looking east at East well from approximately 50 feet to the west of the well Sec 21, T7S, R29E.

East well 200 HP US Motors Ser# 1213024
Berkeley turbine pump Ser# 6007629
booster 100 HP US Motors ID# 9983A/U04U043R0L3R-10
Worthington turbine pump Ser# VTP-53241



JUN 09 1994

12 wheel lines + 9 wheel lines = 21 wheel lines

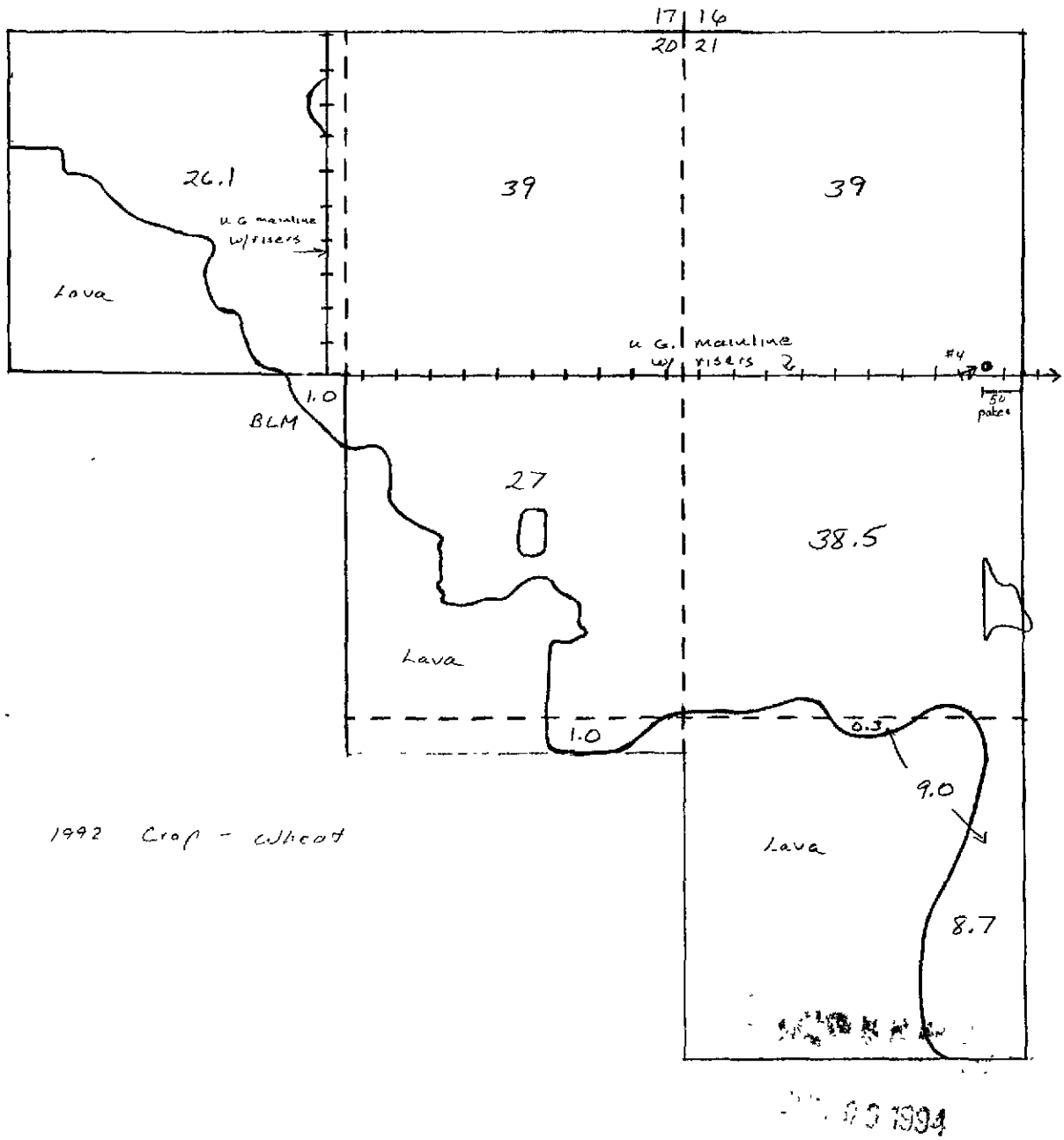
Page 1 of 2

~~A35-02584~~
35-08345

Cecil Weisenburger 10-2-92

#4 looking east-northeast at west well from approximately 30 feet west of the well. Sec. 21, T7S, R29E.

West Well 200 HP US Motors ID# C2694-03-622
Berkeley turbine pump Ser # 7625080
Booster - 40 HP GE motor Ser # DAJ421124
Berkeley centrifugal pump



1992 Crop - Wheat

1994

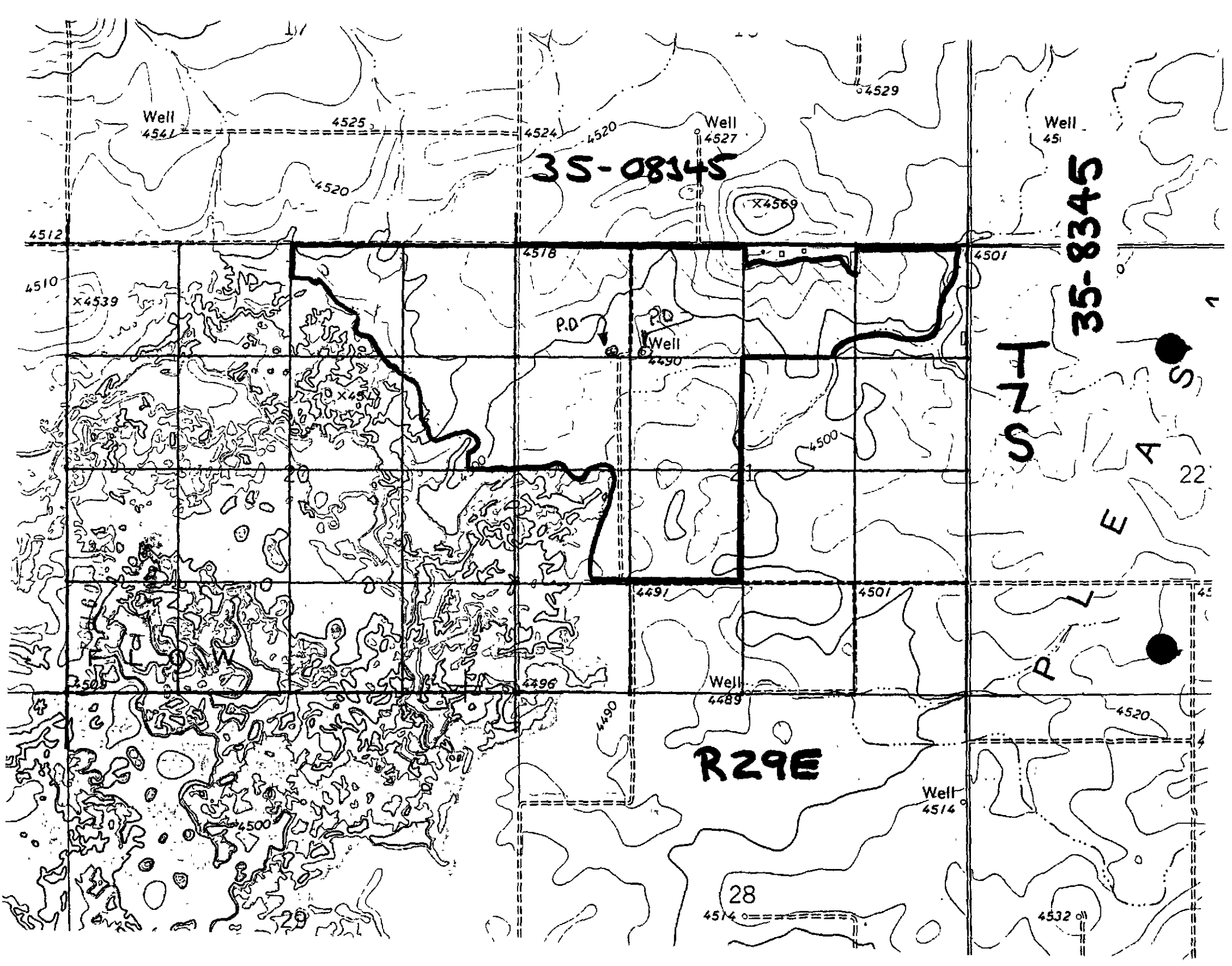
page 2 of 2

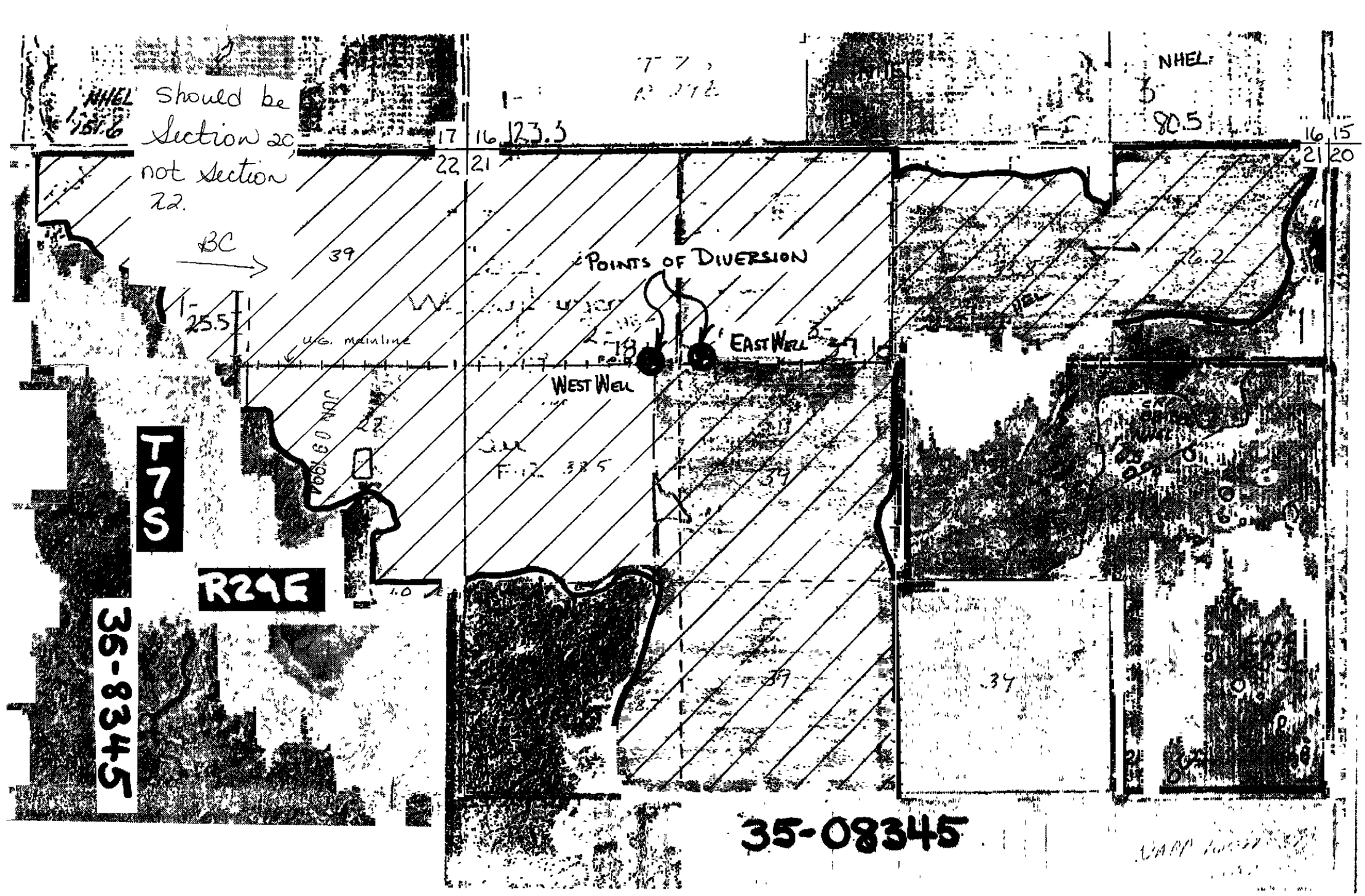
CLAIM IDENTIFICATION NO. _____

PLACE OF USE OVERLAP REVIEW

CLAIM NO.	TWN	RNG	SEC	NE				NW				SW				SE				TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
A35-02584	7S	29E	20	38	25		25													88
			21	18	27			35	37	40	40	40	3							240
																				328
Found	7S	29E	20	39	26.1	1	27									1				94.1
			21	26.2	33.8			32.1	39	38.5	39	39	9				39			300.6
																				394.7
Permit 35-08345	7S	29E	20	38	25		25													88
			21	23	27			35	37	40	40	40	3							245
																				333
A35-12704	7S	29E	21														40			40
Found on field exam for 35 02584	7S	29E	20	40	23		25													88
			21	27	40			40	40	40	40	40								267
																				355

JUN 09 1994


35-08345
35-8345
Well
4541
4525
4524
4520
Well
4527
4529
Well
4569
4512
4518
4501
4510
4539
P.D
Well
4490
T 15 S
4500
21
22
PLEASANT
4491
4501
T 14 S
R 29 W
4496
Well
4489
4490
4520
R29E
Well
4514
4500
28
29
4514
4532


NHEL
Should be Section 20, not Section 22.
17
16
123.3
22
21
NHEL
80.5
16
15
21
20
BC
39
POINTS OF DIVERSION
25.5
U.G. mainline
EAST WELL
WEST WELL
T7S
R24E
36-08345
35-08345
34

35-8345

1st part

35-8345

JUN 05 1998

December 7, 1990

CECIL WEISENBURGER
3853 WEST RAST RD.
AMERICAN FALLS, ID 83211

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08345

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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
DEC 1

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 35-8345 Date: 12-03-90

General Considerations:

- ✓ Name same as permit
- ___ Signature the same as permit holder
- N Address change ___ If yes, prepare a data entry
- Y Proof received timely
- N Reinstated

Source of Water:

- ___ Surface water
- ✓ Groundwater
  - ___ 1. well log in file
  - ___ 2. drilling permit
    - ___ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- Y Rate of diversion appropriate for uses
  - Y Is rate or volume and fee appropriate?
- Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- Y Is a measuring device or access port required?
- Y Has one been installed?
- Y Waiver or modification of measuring device requested

Remarks:

Proof acceptable

N/A Priority Calculation:

Date proof received	___	___
Date proof due	___	-___
No. of days late		=___
Priority date	___	+___
NEW PRIORITY DATE	___	=___

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
September 24, 1990

CECIL WEISENBURGER
3853 WEST RAST RD.
AMERICAN FALLS, ID 83211

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08345

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.

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

MICROFILMED

OCT 1 7

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,

JIM JOHNSON
Water Rights Supervisor

JJ: SC
Enclosures

RECEIVED
OCT 17 1990

Affidavit of Publication

State of Idaho

County of Power

Erma Crompton being first duly sworn on oath, states:

That she is the publisher of The Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the 18 day of July 1990 and the date of last publication being 25 day of July 1990

(Signed) Erma Crompton

State of Idaho

County of Power

On this 25 day of July in the year 1990, before me, a Notary Public, personally appeared Erma Crompton, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn declared that the statements therein are true, and acknowledged to me that she executed the same.

Brett Crompton

Notary Public for Idaho
Residing at American Falls, Idaho
My commission expires June 8, 1995

The Power County Press

Application for water right

Published in The Power County Press, July 18, 25, 1990.

NOTICE OF APPLICATION FOR WATER RIGHT

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

29-07984
GONZALES, FERNANDO B
GONZALES, IRENE
STAR RT. BOX 67A
POCATELLO, ID 83202

Source: GROUNDWATER
Diversion Pt: NWNE Sec 17 T 06S R 33E

Use: IRRIGATION (.120 CFS)
Total Diversion: (.120 CFS)

Date Filed: 4/23/1990

In: T06S R33E S17 NWNE
8.0 ACRES TOTAL

29-08006
BROWER, DENNY
1805 GOVERNMENT RD
POCATELLO, ID 83202

Source: GROUNDWATER

Diversion Pt: NWSE Sec 2 T 06S R 33E

Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)

Date Filed: 5/23/1990

In: T06S R33E S02 NWSE
10.0 ACRES TOTAL

35-08345
WEISENBURGER, CECIL
RT. 1, BOX 167
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NENW Sec 21 T 07S R 29E
NWNW Sec 21 T 07S R 29E

Use: IRRIGATION (2.460 CFS)
Total Diversion: (2.460 CFS)

Date Filed: 2/8/1984

In: T07S R29E S20 NENE NWNE SENE
S21 NENE NWNE NENW NWNW SWNW SENW NESW NWSW
333.0 ACRES TOTAL

35-08879
SIMMS, LARRY K.
3151 W. WHITNAH RD.
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: SESESW Sec 26 T 07S R 30E

Use: IRRIGATION (.090 CFS)
DOMESTIC (.040 CFS)
STOCKWATER (020 CFS)
Total Diversion: (.150 CFS)

Date Filed: 3/21/1990

In: T07S R30E S26 SESW
3.0 ACRES TOTAL

35-08900
BETHKE, LARRY S.
2745 BREDING RD.
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: SWNE Sec 23 T 07S R 29E
SWNW Sec 23 T 07S R 29E

Use: IRRIGATION (3.200 CFS)
Total Diversion: (3.200 CFS)

Date filed: 4/26/1990

In: T07S R29E S23 NENE NWNE NENW NWNW
160.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203 C, 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 AUGUST 26, 1990.

R. Keith Higginson, Director

RECEIVED
JUL 12 1990
Department of Water Resources
Eastern District Office

35-08345

WEISENBURGER, CECIL
RT. 1, BOX 167
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NENW Sec 21 T 07S R 29E
NWNW Sec 21 T 07S R 29E

Use: IRRIGATION (2.460 CFS)
Total Diversion: (2.460 CFS)

Date Filed: 2/ 8/ 1984

In: T07S R29E S20 NENE NWNE SENE
S21 NENE NWNE NENW NWNW
SWNW SENW NESW NWSW

333.0 ACRES TOTAL

MICROFILMED
OCT 1 7 1990

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

JUNE 13, 1990

THE POWER COUNTY PRESS
P.O. BOX 547
AMERICAN FALLS, ID 83211

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 JULY 9, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED
OCT 17 1990

35-08345

WEISENBURGER, CECIL
RT. 1, BOX 167
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

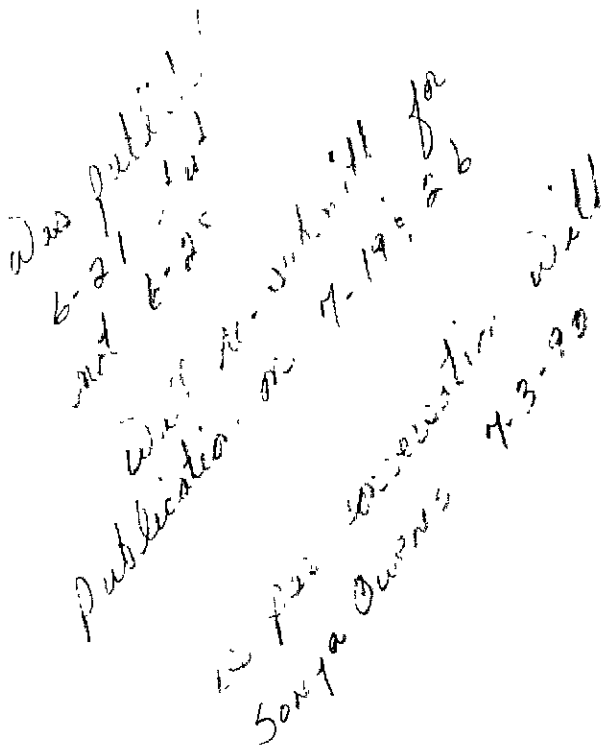
Diversion Pt: NENW Sec 21 T 07S R 29E
NWNW Sec 21 T 07S R 29E

Use: IRRIGATION (2.460 CFS)
Total Diversion: (2.460 CFS)

Date Filed: 2/ 8/ 1984

In: T07S R29E S20 NENE NWNE SENE
S21 NENE NWNE NENW NWNW
SWNW SENW NESW NWSW

333.0 ACRES TOTAL



MICROFILMED
OCT 17 1990

35-08345

WEISENBURGER, CECIL
RT. 1, BOX 167
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NENW Sec 21 T 07S R 29E
NWNW Sec 21 T 07S R 29E

Use: IRRIGATION (2.460 CFS)
Total Diversion: (2.460 CFS)

Date Filed: 2/ 8/ 1984

In: T07S R29E S20 NENE NWNE SENE
S21 NENE NWNE NENW NWNW
SWNW SENW NESW NWSW

333.0 ACRES TOTAL

Was published 6-21 & 28 not 6-28 Will re-submit for publication on 7-19 & 26 as per conversation with Sonya Owens 7-3-90

MICROFILMED

OCT 17 1990

[redacted]TER-DEPARTMENT MEMO — 1

FROM Tim Locke

DATE 5-30-90

TO Eastern Region / HWJones

SUBJECT App 35-8345

I've recommended that we accept claim of prior Development & process this as a public water App. Pg advertised as normal Application from your office

RECEIVED
JUN 1 1990
Department of Water Resources
Eastern District Office

MICROFILMED
OCT 17 1990

SIGNATURE

MEMORANDUM

TO: FILE/APPLICATION NO. 35-8345

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 5-30-90

==========

The applicant has returned the trust water questionnaire and has noted that this filing was made in order to reflect an increase in rate of diversion under an existing groundwater license. The applicant has claimed that the increased diversion was made prior to October of 1984.

All but five acres identified under this application are covered by the existing license (see attached place of use overlap report). There is no remote sensing data or aerial photos available at the Department at this time which may verify the irrigation of the additional five acres. The applicant claims that there has been no net increase in irrigated acreage above the existing license.

Based upon the information above and comments given by the applicant, I recommend that the Department accept the claim concerning prior development and allow this filing to be exempt from the review and processing requirements of Section 42-203C. The application will be returned to the region for routine advertising.

MICROFILMED
OCT 17 1990

PLACE OF USE 1/4 1/4 OVERLAP REPORT

05/30/90

WR-NUMBER	NAME	SIG	SOURCE	T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	SUM
							NE				NW				SW				SE				
3508345																							
3502584	WEISENBURGER	L	GROUNDWATER	07S	29E	20	38	25		25													88
3508345	WEISENBURGER	A	GROUNDWATER	07S	29E	20	38	25		25													88
	NO MAPPING INFO AVAILABLE																						
3508345																							
3502584	WEISENBURGER	L	GROUNDWATER	07S	29E	21	18	27			35	37	40	40	40	3							240
3502723	WEISENBURGER	L	GROUNDWATER	07S	29E	21																40	40
3502845	FERNSTERMAKER	L	GROUNDWATER	07S	29E	21											39				39		78
3508345	WEISENBURGER	A	GROUNDWATER	07S	29E	21	23	27			35	37	40	40	40	3							245
3508574	KOPP	P	GROUNDWATER	07S	29E	21											20						20
	NO MAPPING INFO AVAILABLE																						

MICROFILMED
OCT 17 1990

RECEIVED
MAY 29 1990
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Application No. 35-8345

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

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

1a. Are you the current owner of the land or place of use described under this application? Yes X No_____
b. If you are not the propoerty owner, please descibe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes X No_____
b. If yes, please describe the extent of development and number of acres irrigated.(Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain restrictions and/or conditions. You may be asked to verify uses established prior to October, 1984.)
This permit is to provide supplamental water to lands listed in this application which previously were watered under an earlier permit. No new acres were added with this permit

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

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

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.
35-2584/G28341

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

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

Applicant Leif Wesenburger Date 5-9-90

MICROFILMED
OCT 17 1990

328

CECIL WEISENBURGER
3853 West Past Road
American Falls, Idaho
83211

P 115 592 474

MAIL

RETURN RECEIPT
REQUESTED

corrected
data base
9/18/90-tw

note
address update

FROM

PARCEL POST • CONTENTS: MERCHANDISE • RETURN REQUESTED

TO State of Idaho
Dept of Water Resources
1301 N Orchard
Boise Idaho 83706

MICROFILMED
OCT 17 1990

ATT
Tim Luke.

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

May 4, 1990

RE: APPLICATION FOR PERMIT NO. 35-8345

Dear APPLICANT:

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

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

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

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

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

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, the Department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (in particular, Rules 4,5,3. thru 4,5,3,5, apply to your project if it is more than 200 acres).

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

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

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

Sincerely,

TIM LUKE
Sr. Water Resource Agent

Enclosures

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OCT 17 1990

35-8345_

WEISENBURGER, CECIL

RT. 1, BOX 167, AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Date Filed: 02/08/1984

Diversion Pt: NENW NWNW Sec 21 T 07S R 29E

Use: IRRIGATION (2.46 CFS)

In: NENE NWNE SENE Sec 20 T 07S R 29E NENE NWNE NENW NWNW SWNW SENW NESW NWSW
Sec 21 T 07S R 29E FOR 333 ACRES

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OCT 17 1990