

- ☒
- Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached**

Point of use is SW SW and SE SW Section 17
T 2S R 33E. Application # 35-8202 is for
irrigation of adjacent lands

- ☐
- Other

Date 17 June 1986

Beneficial Use Examination

CONSULTANT SEAL

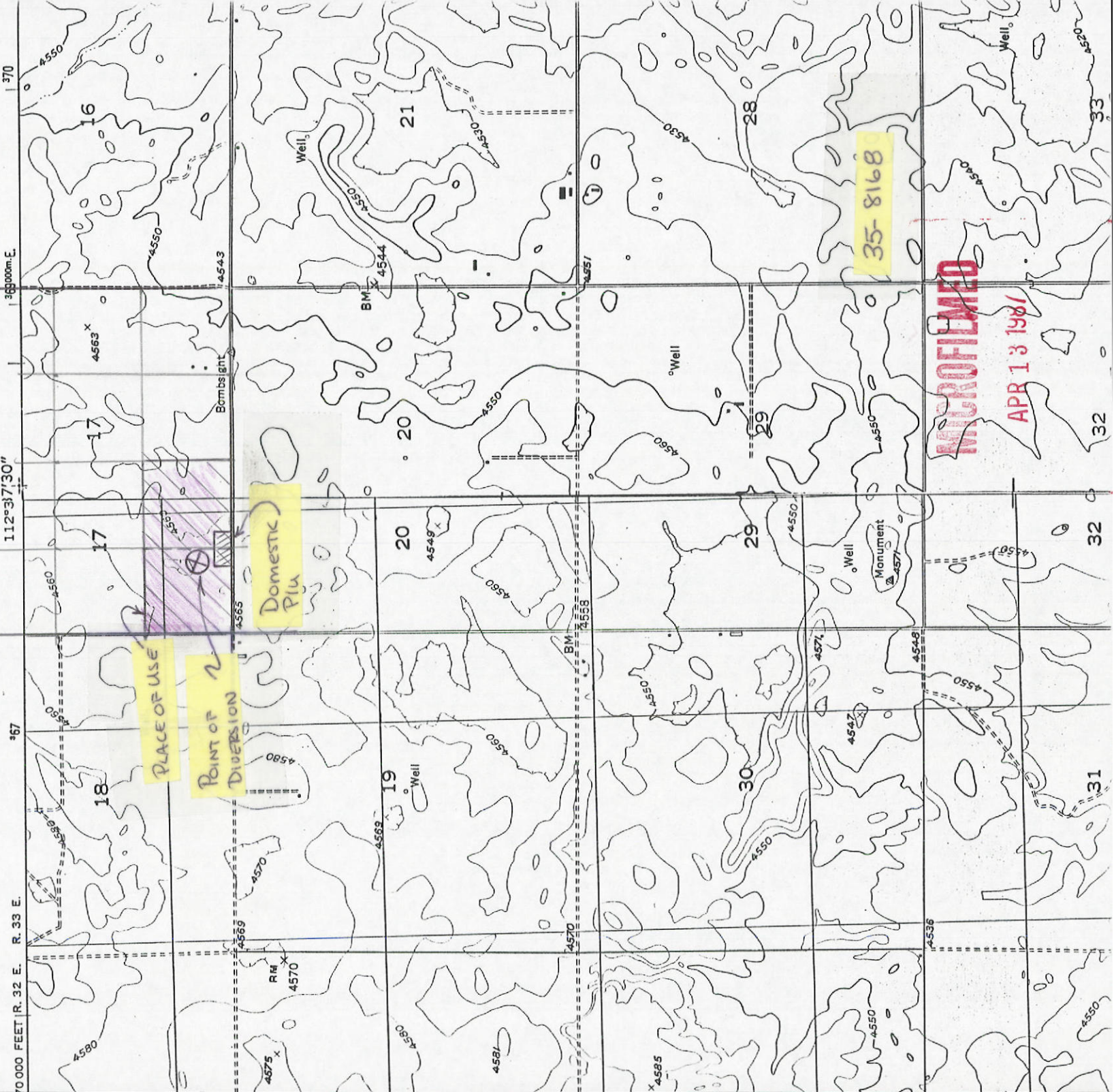
TANT SEAL FILMED

APR 13 1987

35-8168

R 33E

T 2S



REPRODUCED

APR 13 1961

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-8168

Priority: June 29, 1983 Amount: .57 CFS 31.0 AFA

This is to certify, that BRUGGER CORP.
P.O. BOX 5408

REDWOOD CITY, CA 94063 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 29, 1983, and has submitted proof to the Department of Water Resources on June 28, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .83 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	01/01 to 12/31	.46 cfs	28.0 afa
Domestic	01/01 to 12/31	.11 cfs	3.0 afa
	Totals	.57 CFS	31.0 AFA

LOCATION OF POINT OF DIVERSION(S): SWSW , Sec. 17, Township 2S, Range 33E
Bingham County

PLACE OF USE: Stockwater

TWN RGE SEC

2S 33E 17 SWSW SESW

PLACE OF USE: Domestic, same as Stockwater use

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
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. Domestic use is for 5 homes.

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 2nd day of April, 1987.

MICROFILMED

Acting for the Director

Norman C. Young

APR 13 1987

State of Idaho
Department of Water Resources

RECEIVED

MAR 10 1987

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-8168

Department of Water Resources

APPROVED

Date of Priority: June 29, 1983

Comes now BRUGGER CORP.
P.O. BOX 5408
REDWOOD CITY, CA 94063

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 35-8168 , and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	01/01 to 12/31	.46 cfs	28.0 af
Domestic	01/01 to 12/31	.11 cfs	3.0 af
	Totals	.57 CFS	31.0 AF

LOCATION OF POINT OF DIVERSION(S):

SWSW , Sec. 17, Township 2S, Range 33E
Bingham County

PLACE OF USE: Stockwater

TWN RGE SEC

2S 33E 17

SWSW

SESW

PLACE OF USE: Domestic, same as Stockwater use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Redwood City , this 3rd day of March , 1987 .

MICROFILMED

Grant McQueen
(Signature)

APR 10 1987

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-8168

RECEIVED

MAR 10 1987

Department of Water Resources

FOR DEPARTMENT USE ONLY

#41546

Preliminary check by kw Fee = \$20.00 ✓ Received by sp Date 3-10-87

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. Kenneth Dunn, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 35-8168 with the following;

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
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. Domestic use is for 5 homes.

Witness my hand this 2ND day of April, 19 87.

Norman C. Young
Acting for the (Director)

RECEIVED

APR 13 1987

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	35-8168	Western Camino Leasing	0.57 cfs
Full Assignment	35-8168	Brugger Corporation	0.57 cfs

MICROFILMED

(Partnership)

TITLE INSURANCE
AND TRUST

ATICOR COMPANY

STATE OF CALIFORNIA

COUNTY OF San Mateo

} SS.

On June 27, 1985

before me, the undersigned, a Notary Public in and for said State, personally appeared

Hubert A. Brugger

known to me

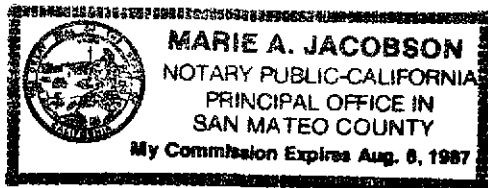
to be one of the partners of the partnershipthat executed the within instrument, and acknowledged to me
that such partnership executed the same

WITNESS my hand and official seal.

Signature

Marie A. Jacobson
Marie A. Jacobson

Name (Typed or Printed)



State of Idaho
Department of Water Resources

RECEIVED
JUN 28 1985

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Western Camino Leasing, hereby assign to Brugger Corporation
of P.O. Box 5408, Redwood City, California 94063
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 35-8168
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 26 day of JUNE, 1985.

Western Camino Leasing

By [Signature] Title PARTNER
Permit Holder

Spouse of Permit Holder _____

State of Idaho)
County of _____) ss.

On this _____ day of _____, 19____, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Notary Public residing at _____

My commission expires:

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Western Camino Leasing Phone 1-800-344-7155

Post office address 2377 W. Shaw Ave. Fresno, California 93711

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

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 17 Township 2S

Range 33E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.46 for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.11 for Domestic purposes from 1-1 to 12-31 (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. 0.57 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, pressure tank with distribution lines to five domestic homes, irrigation system and dairy barn with stock troughs.

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 12 inches; proposed depth of well is 180 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: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 17 Township 2S

Range 33E 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 700 head dairy cattle

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 5.

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

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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	
2S	33E	17											1						1

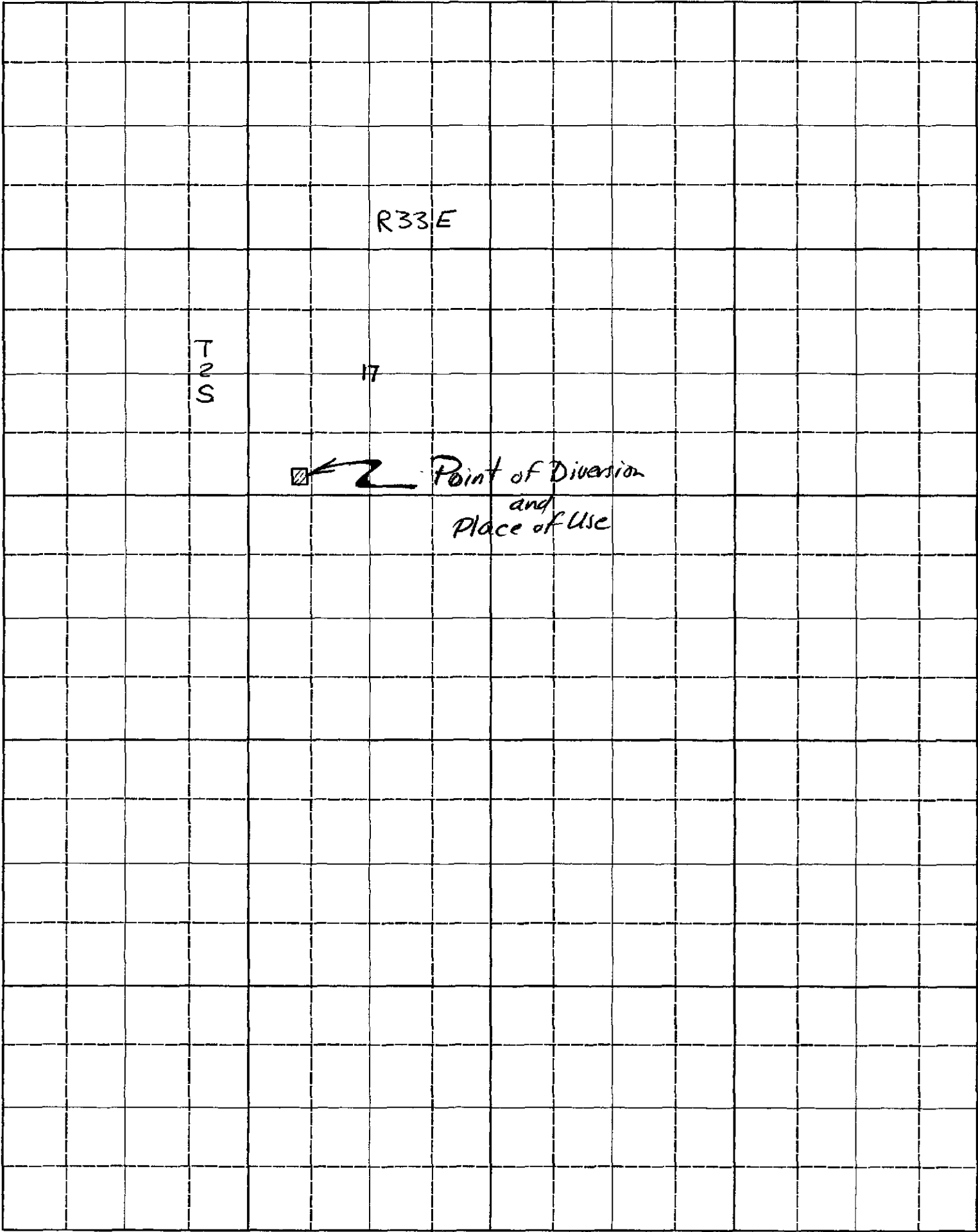
Total number of acres to be irrigated 1

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

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.

Gandy Rose
(Applicant)

MICROFILMED

Proposed Priority 6/29/83

MICROFILMED

Received by KCW Date 6-29-83 Time 1305hrs

Preliminary check by S.M. Fee \$ 45.00

Received by CW Date 6-29-83 #25680

Publication prepared by BP Date 7/20/83

Published in Blackfoot News

Publication dates 7/28 - 8/4/83

Publication approved BP Date 8/19/83

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC 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. 35-8168, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 86.
- 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:

Witness my hand this 18th day of March, 1985.

A. Glen Saylor
Chief, Operations Bureau

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

Idaho.

25-7341

LDS CHURCH, Shelley Stake
P.O. Box Y
Shelley, Idaho 83274
Source: SPRING trib. to MARIE CREEK
Date Filed: 06/29/1983
Diversion Pt.: NWNW, Sec. 23, T. 02S, R. 39E.
Use DOMESTIC (0.02 CFS)
In: SWSW NWSW, Sec. 14, T. 02S, R. 39E.

25-7348

GARRO SHEEP CO.
Rt. 1
Rupert, Idaho 83350
Source: SPRING trib. to SINKS
Date Filed: 06/28/1983
Diversion Pt.: SESE, Sec. 06, T. 03S, R. 41E
Use: STOCKWATER (0.10 CFS)
In: SESE, Sec. 06, T. 03S, R. 41E

25-7349

GARRO SHEEP CO.
Rt. 1
Rupert, Id. 83350
Source: SPRING trib. to SINKS
Date Filed: 06/28/1983
Diversion Pt.: NENE, Sec. 06, T. 03S, R. 41E
Use: STOCKWATER (0.10 CFS)
In: NENE, Sec. 06, T. 03S, R. 41E.

25-7350

GARRO SHEEP CO.
Rt. 1
Rupert, Id. 83850
Source: ROCK SPRING trib. to SINKS
Date Filed: 06/28/1983
Diversion Pt.: SENE, Sec. 06, T. 03S, R. 41E
Use: STOCKWATER
In: SENE, Sec. 06, T. 03S, R. 41E.

27-7370

EASTERN IDAHO
GRAZING ASSOC.
75 E Judicial
Blackfoot, Id. 83221
Source: SPRING trib. to HORSE CREEK
Date Filed: 07/11/1983
Diversion Pt.: SWNW, Sec. 07, T. 03S, R. 40E
Use: STOCKWATER (0.04 CFS)
In: SWNW, Sec. 18, T. 03S, R. 40E, SESE
Sec. 12, T. 03S, R. 39E, NENE, Sec. 13, T. 03S, R. 39E.

27-7371

WESTERN FARM SERVICE, Inc
P.O. Box 47
Jerome, Id. 83338
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversion Pt.: NWNW, Sec. 36, T. 04S, R. 34E
Use: COMMERCIAL (0.04 CFS)
In: NWNW, Sec. 36, T. 04S, R. 34E

35-8131

J. R. SIMPLOT CO

P.O. Box 27
Boise, Idaho 83707
Source: GROUNDWATER
Date Filed: 04/18/1983
Diversion Pt.: SENE, Sec. 01, T. 03S, R. 33E.
Use: INDUSTRIAL (0.02 CFS)
DOMESTIC (0.02 CFS)
In: SENE, Sec. 01, T. 03S, R. 33E

35-8166

HORSCH, Dwight &/or Kathy
RR 1
Aberdeen, Idaho 83210
Source: GROUNDWATER
Date Filed: 06/16/1983
Diversion Pt.: NENE, Sec. 10, T. 06S, R. 31E
Use: COMMERCIAL (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWNW, Sec. 02, T. 06S, R. 31E

35-8168

WESTERN CAMINO LEASING
2377 W. Shaw Avenue
Fresno, CA 93711
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversion Pt.: SWSW, Sec. 17, T. 02S, R. 33E.
Use: STOCKWATER (0.46 CFS)
DOMESTIC (0.11 CFS)
In: SWSW, Sec. 17, T. 02S, R. 33E.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402, on or before AUGUST 15, 1983

KEN DUNN, Director

(7867)
Pub. 7-28; 8-4

119

RECEIVED
AUG 19 1983

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss

I, James T. Cuddihy do solemnly

swear that I am the Business Mgr 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: Thursday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue or said newspaper two consecutive weeks,

the first publication having been made on the 28th day of July, 19 83,

and the last publication having been made on the 4th day of August, 19 83; 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.

James T. Cuddihy
Subscribed and sworn to before me this 18th

day of August, 19 83.

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1984

MICROFILMED

April 3, 1987

BRUGGER CORP.
P.O. BOX 5408
REDWOOD CITY, CA 94063

RE: Permit No. 35-8168

Dear Permit Holder(s):

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

NOT RECORDED

APR 13 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

35-8168

Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Table 6 Chapter 3 page 15 IDWR FIELD EXAMINERS HANDBOOK

Q for 700 head dairy cattle = 0.46 cfs

Theoretical diversion

$$Q_{cfs} = \frac{hp(8.814)(eff)}{head + (PSL \times 2.308)} = \frac{25(8.814)(0.885)}{120 + (40 \times 2.308)} = 0.92 cfs$$

at 80% eff. Q = 0.83 cfs ← use as capacity.
Recommend 0.46 cfs for Stockwater

Q_{dom} = for 5 units = 0.11 cfs

b) Volume Calculations for Irrigation:

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

V_{DR} = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 =

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

c) Volume Calculations for Other Uses:

V_{dom} = 6 homes x 0.6 afa = 3.6 afa
Permit allows for 5 homes x 0.6 = 3.0 AFA
V_{stock} = 28.0 afa Table 6 Chapter 3 page 15 IDWR Field Examiners Handbook

2. Overlap Review

a) Other water rights with same place of use: (App 35-3202) NONE

b) Other water rights with same point of diversion: NONE

APP 35-8202 -
NO overlap

c) Analysis:

RECORDED

APR 13 1987

30 day
P/U

- Approved in State Office by H. Walker Date 1-20-87

Date 1-20-87



State of Idaho
DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

February 20, 1987

BRUGGER CORP.
P.O. BOX 5408
REDWOOD CITY, CA 94063

RE: Permit No. 35-8168

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Johnson", is written over the typed name.

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECORDED & INDEXED

APR 13 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Permit No. 35-8168

Phone No. 415-364-1008

1. Owner: Brugger Corporation Phone No. 415-364-1008
Current Address: P.O. Box 5408, Redwood City, CA 94063
2. Accompanied by: Kent Henrickson EXAM. DATE: 12 June 1986
Address: Rt 5 Box 140 A, Blackfoot Phone No. 604-3852
Relationship to Permit Holder: _____
3. Source: groundwater tributary to NA

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		25		NA	NA

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. **System Description** (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

380 dairy cows present, 500 cows + 400 Heifers
+ 100 calves capacity. Hopeful to achieve this capacity.
6 mobile homes served with hook up for water
present for one more. Barns Flushed with water
from well, sent to lagoons ~~later used for irrigation~~
plans to later utilize water from lagoons for irrigation

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A (theoretical)						

7. Measurements ☐ Additional data/computation sheets attached

none available - theoretical only, 40 psi
assumed because of horsepower

- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

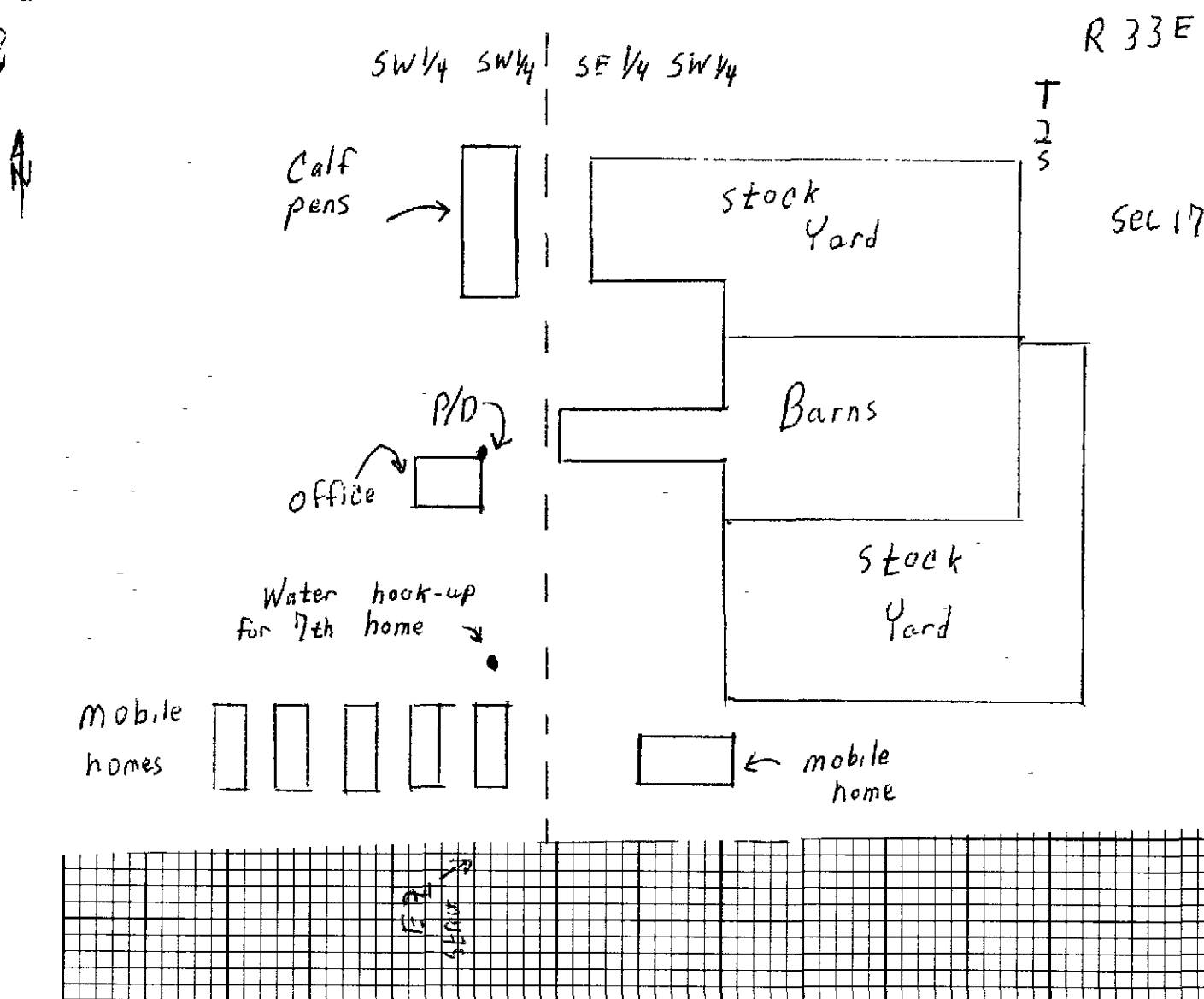
[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination _____ |
|----|------------------|---|

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
25	33 E	17												X	X				
														S/D	S/D				
Total Acres _____																			

10. Other water rights on these lands None
11. Other water right diverted from same p.d. None None
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

Original beneath



13. ☐ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks Mr. Henrickson thinks depth of well is
120' - 130'
Point of use is SW SW and SE SW Section 17
T 2S R 33 E. Application # 35-8202 is for
irrigation of adjacent land.

15. 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

16. Examiner's/Consultant's Signature John W. Arambam Date 17 June, 1986

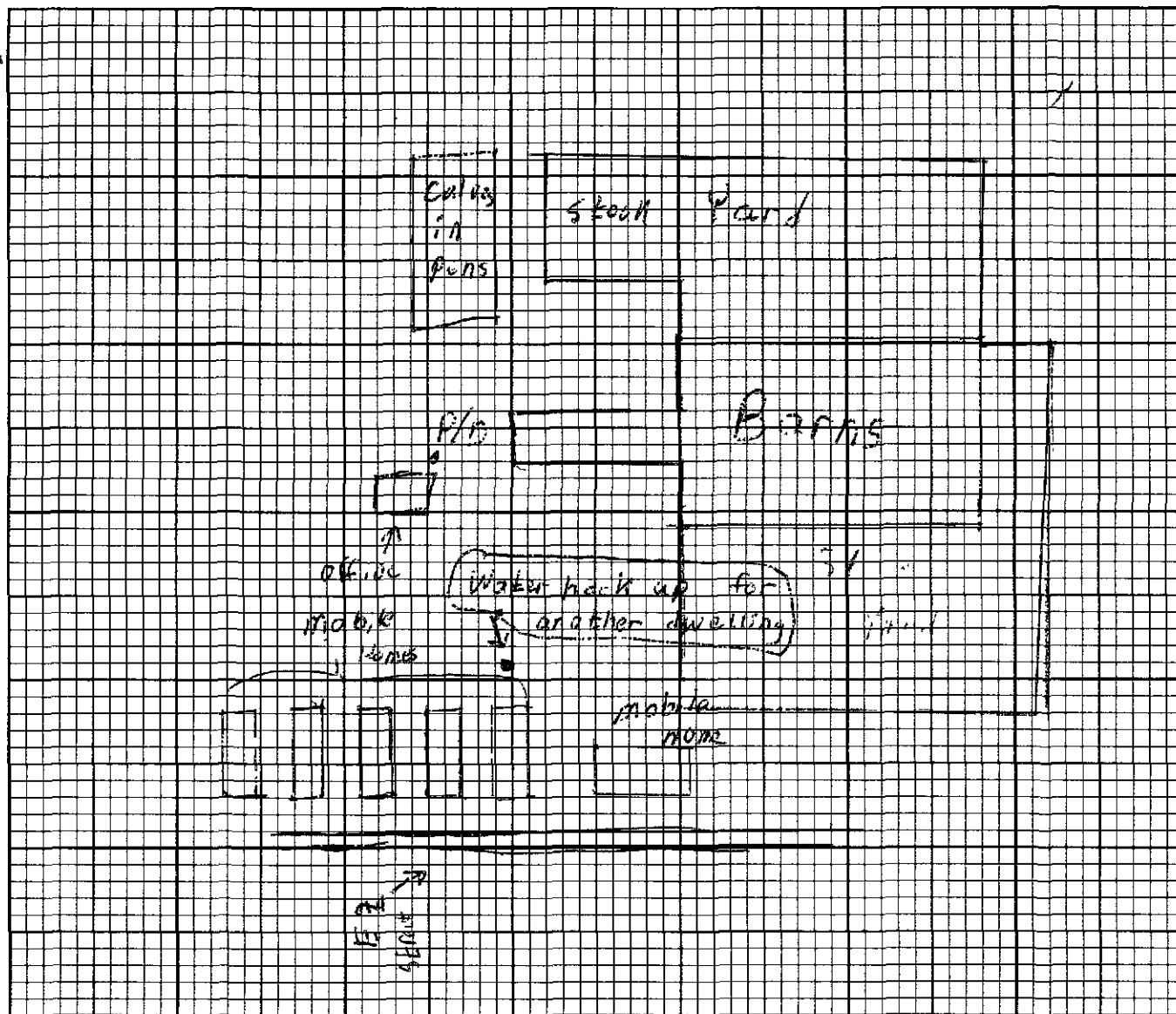
Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

CONSULTANT SEAL



U.S.G.S. Topo

13. ☐ Photo of Diversion & System Attached☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached14. Remarks Mr. Henrickson thinks depth of well is
120' - 130'

Point of use is SW SW and SE SW Section 17
T 2S R 33E. Application # 35-8202 is for
irrigation of adjacent lands.

15. 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☐ Other16. Examiner's/Consultant's Signature John W. Arambam Date 17 June, 1986

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

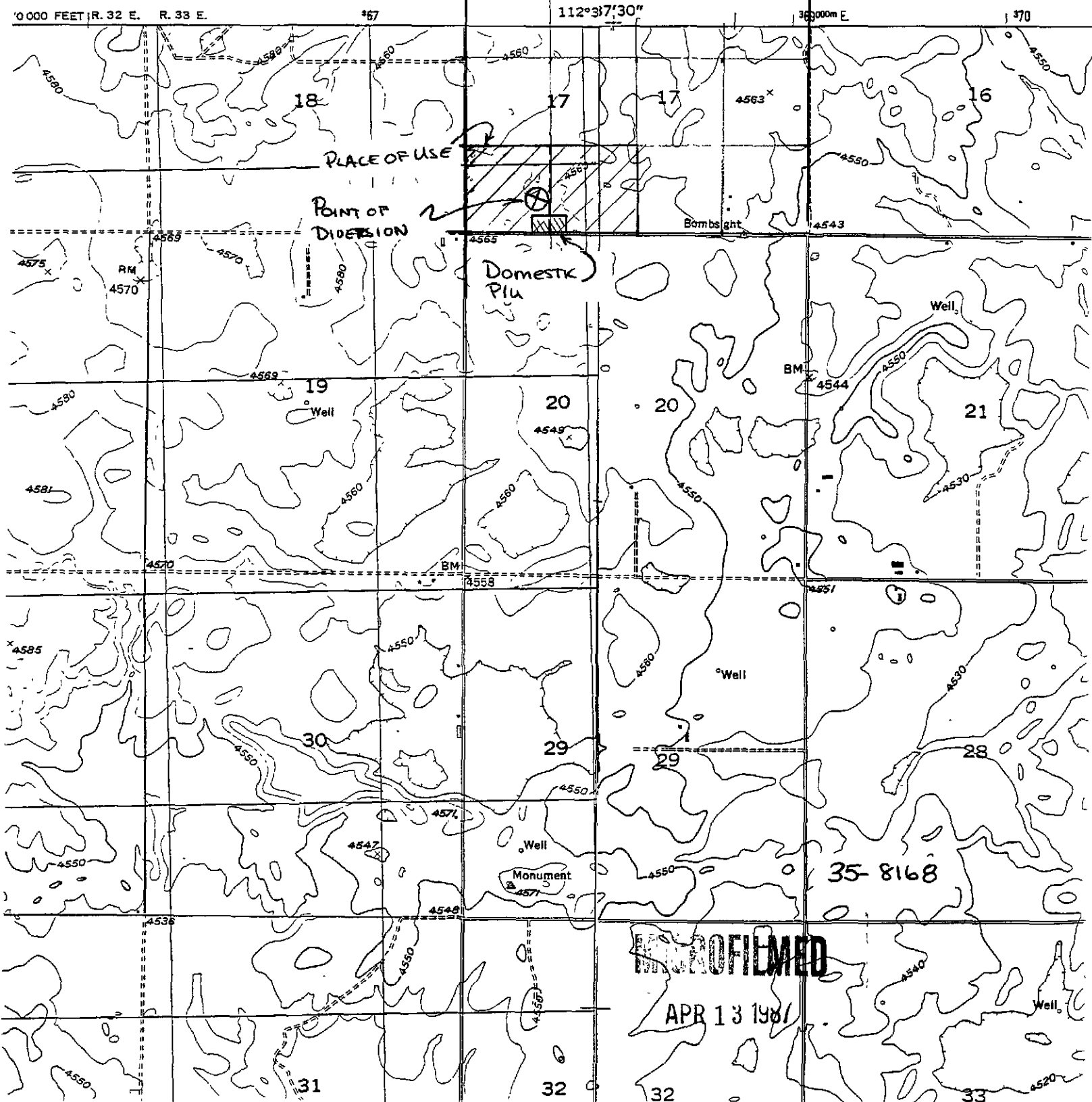
Date

CONSULTANT SEAL

35-8168

R 33E

T
2
S



4/86

MAY 22 1986

Department of Water Resources
Eastern District Office

For Office Use Only
Fee Received 100.00
Date 5-22-86
Receipt # 39644
Receipt by MD
Sent to S.O. 5-22-86

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

RECEIVED

MAY 29 1986

1. Permit No. 35-8168

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: BRUGGER CORPORATION

3. Post Office Address: P.O. Box 5408, REDWOOD CITY, CA 94063

Telephone No. 415-364-1008

4. Source of Water: GROUNDWATER

5. Extent of Use:

Domestic 5 (No. of households) Stockwater 700 (No. and type of stock)

Irrigation _____ (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted .11 cfs DOMESTIC ~~acre-feet~~

7. Show the date water was first diverted and beneficially used under this permit:

6-29-83

8. Person to contact to accompany the department representative during the field examination:

KENT HENRICKSON

(Name)

ROUTE 5, BOX 140 A, BLACKFOOT, IDAHO 83221 208-684-3852

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

5-15-86

Date

John Carleton CFO
Signature of Permit Holder (and title, if appropriate)

copy retained for file

MICROFILMED

APR 13 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720

35-8168
BRUGGER CORPORATION
P.O. BOX 5408
REDWOOD CITY, CA 94063

138667

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

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of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

RECEIVED

APR 13 1987



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 17, 1985

Brugger Corporation
P. O. Box 5408
Redwood City, CA 94063

Dear Gentlemen:

Re: Permit No. 35-8168

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the department's records and a copy of the permit is enclosed for your records.

This office also acknowledges receipt of the proof of beneficial use form. Before a license can be issued, a field examination of the extent of use must be made by a representative of this department. I cannot tell you just when this examination will be made, but our examiner will contact Mr. Craig Evans to schedule the exam.

If you have any questions concerning the field examination, please contact our Eastern Regional Office at 208-525-7261.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

Permit No. 35-8168

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? ✓
2. Notary? ✓
3. a. Full Assign? ✓
b/ Partial Assign?
4. "No assignment" condition on permit? *NO*
5. Commencement of works received? *proof submitted*
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of Residency required? *NO*
7. Extension granted due to litigation? *NO*
If yes, commencement of works is not required.

1. Type Permit Summary Sheet ✓
2. Coding Sheet ✓
3. Acknowledgement letter type ~~type~~
4. Copy to region ✓

*Rita - please ack. w/proof
correspondence.
(proof has been processed
KW 7/16/85)*

Date: 7/2/85

Employee: H. Walker

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 28 1985

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 completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 35-8168

Name(s) of Permit Holder: Brugger Corporation

Post Office Address: P.O. Box 5408 Redwood City, California 94063

Telephone No. 415-364-1008

Source of Water: _____

Extent of Use:

Domestic (5) (number of households)

Stockwater 700 Head Dairy Cattle (number and type of stock)

Irrigation _____ (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: 6-29-83

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

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

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

Craig Evans

(Name)

Rt. 5, Box 142, Blackfoot, Idaho 83221

(Address)

208-684-3614

(Telephone Number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

6-26-85
Date

[Signature] - Partner
Signature of Permit Holder (and Title, if appropriate)

MICROFILMED

kw

Place
Stamp
Here

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

WESTERN CAMINO LEASING
2377 W. SH AVE.
FRESNO, CA 93711

MARCH 28, 1985

RE: PERMIT NO. 35-8168

DEAR PERMIT HOLDER:

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

PLEASE BE ADVISED THAT NUMEROUS PRIOR APPLICATIONS FOR PERMIT HAVE BEEN FILED TO APPROPRIATE WATER FROM YOUR SOURCE, TO BE USED ON DESERT LAND ENTRY AND/OR CAREY ACT LANDS. DEVELOPMENT OF THESE WATER RIGHTS IS CURRENTLY PREVENTED BY THE U.S. BUREAU OF LAND MANAGEMENT. HOWEVER, IF THE LANDS ARE RELEASED FOR DEVELOPMENT, THE ASSOCIATED WATER RIGHTS WILL RECEIVE WATER PRIOR TO YOUR WATER RIGHT ENCLOSED. THEREFORE BE SURE TO ANALYZE THE FUTURE IMPACT OF THESE RIGHTS BEFORE MAKING A MAJOR INVESTMENT IN A WATER SUPPLY SYSTEM.

YOU SHOULD BE AWARE THAT THE GROUND WATER 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 GROUND WATER 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 FOR INTERFERENCE.

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

MICROFILMED

RE: PERMIT 35-8168

PAGE 01
MARCH 28, 1985

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

35 8168

INITIAL REVIEW BY Steve McInnis

APPLICATION NUMBER: _____

CHECK

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

Date: 7-21-83

PROCESSING

- ☐ Yes ☒ No Platted by. _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No In form for advertising.
Final date for protests: Aug 15, 1983
☐ Yes ☒ No Protests received If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW

- ☒ Affidavit of publication received Date 8/19/83
☒ 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
6-29-83 Date of priority recommended
Special conditions of approval or cover letter _____

app. released in 3rd S.F. dismissal

By Ernest Carlson

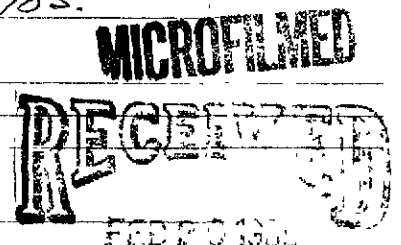
Date: Feb 13, 1985

STATE OFFICE REVIEW

411, 205, 416

- ☐ See attached sheet for more information
By: cu

Date 3/4/85





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V Evans
Governor

A Kenneth Dunn
Director

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

August 16, 1983

RE: Application for Permit NO. 35-8168 WESTERN CAMINO LEASING
35-8166 HORSCH
35-8131 J.R. SIMPLOT
27-7371 WESTERN FARM SERVICE
27-7370 EASTERN IDAHO GRAZING
25-7348 GARRO SHEEP CO.
25-7349 "
25-7341 LDS CHURCH

Blackfoot News
P.O. Box 70
Blackfoot, ID 83221

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on July 28 and August 4, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE

RECEIVED

DIVISION OF ENVIRONMENT
150 North 3rd Avenue
Pocatello, Idaho
83201

JUL 27 1983

25 July 1983

Department of Water Resources
Eastern District Office

Western Camino Leasing
2377 W. Shaw Avenue
Fresno, California 93711

Re: Application #35-8168
(Bingham County)

Gentlemen:

We have been apprised of your application for a permit to appropriate the public waters of the State of Idaho to provide domestic water to five families (individual connections).

By regulation, your proposed water system is defined as a "private" water system and, therefore, not subject to the jurisdiction of the Department. Omission from our jurisdiction, however, does not preclude compliance with any local requirements; further, you should be aware, expansion of the system to provide service to ten or more individual connections changes the classification of the system to "public" at which time you would be expected to meet the requirements of the Idaho Regulations for Public Drinking Water Systems. The regulations set forth minimum requirements for construction, water quality, monitoring, and maintenance and operation. On the premise that, at some future time, you may wish to provide additional service, we would encourage you to comply with the regulations at this time relative to the construction of the facility.

If you require a copy of these rules and regulations, please forward your request to: Administrative Procedures Section
Department of Health and Welfare
Division of Support Services
10th Floor, 450 West State
Boise, Idaho 83720

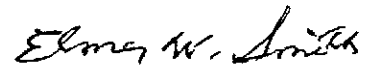
The cost of this booklet is \$4.40, and your check should accompany the request.

By copy of this letter we are advising the Southeastern District Health Department, Blackfoot, Idaho, of your intention.

DWR #36-8168
24 July 83
Page 2

If we may be of further assistance in this matter, please
do not hesitate to contact our office.

Sincerely,



Elmer W. (Bill) Smith, P.E.
Environmental Engineer

EWS/md

CC: Ernest Carlsen, DWR, Idaho Falls
S.E. District Health Dept., Blkft.
Gordon Hopson

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

July 21, 1983

RE: Application for Permit No. 35-8168 WESTERN CAMINO LEASING
25-7344 LOERTSCHER
11-7323 BEAR LAKE LODGE ESTATES

Idaho State Health Department
150 North Third
Pocatello, ID 83201

Gentlemen:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and submit any comments you may have to our Department as soon as possible. The last date of protest is August 15, 1983, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure (3)

RECEIVED

35-8168

WESTERN CAMINO LEASING

2377 W. SHAW AVE., FRESNO, CA 93711

Source: GROUNDWATER

Date Filed 06/29/1983

Diversion Pt: S4SW Sec 17 T 02S R 33E

Use: STOCKWATER (0.46 CFS)
DOMESTIC (0.11 CFS)

In: S4SW Sec 17 T 02S R 33E

RECORDED