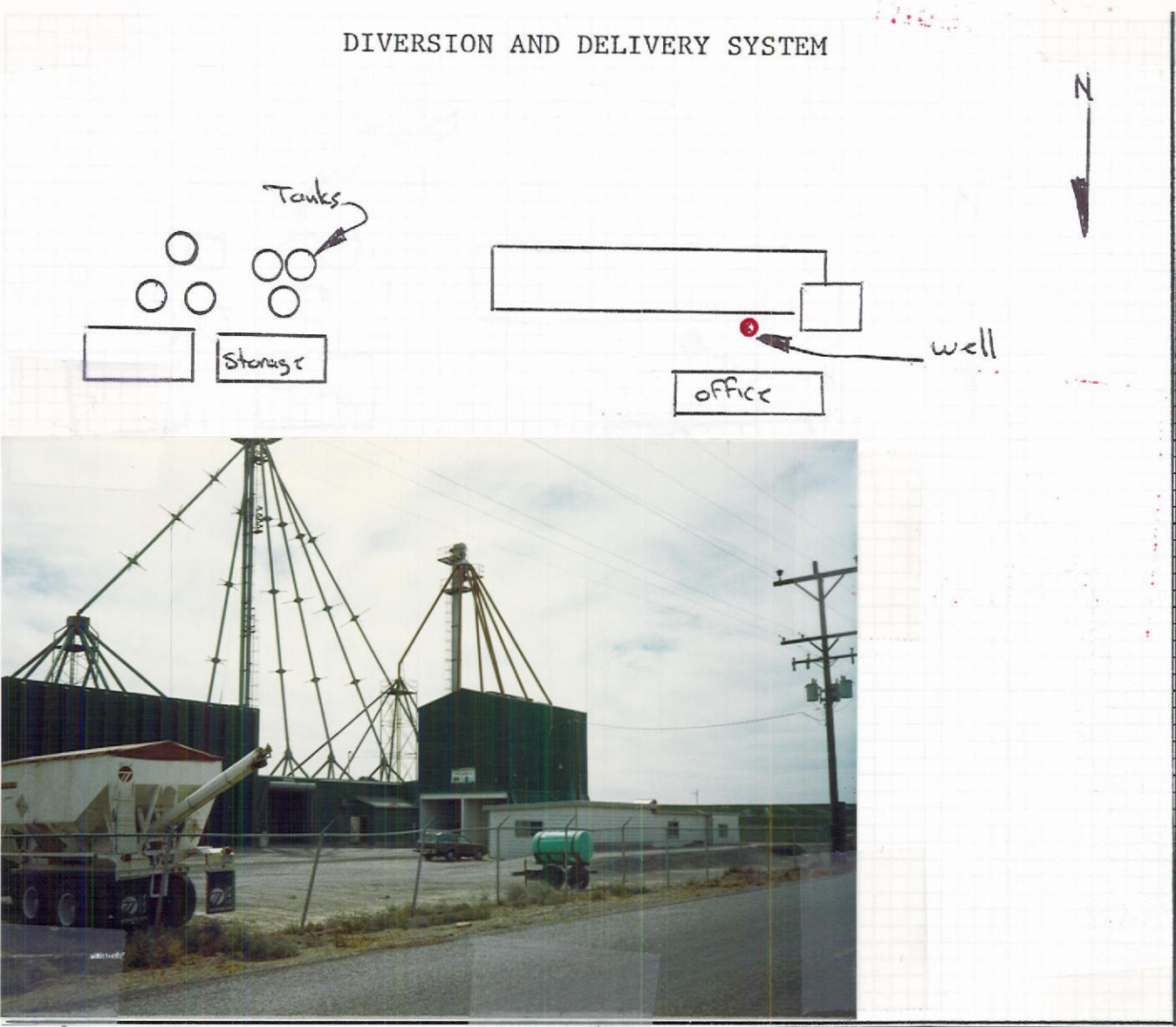


10. Other water rights on these lands NA
11. Other water right diverted from same p.d. NA
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance 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.



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

14. Remarks _____

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 *HL Jones* Date 2-04-86

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date _____

CONSULTANT SEAL

RECORDED

OCT 17 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08167

Priority: June 29, 1983

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:¹

1.0 AF

This is to certify, that WESTERN FARM SERVICES INC.

P.O. BOX 47

JEROME, ID 83338

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 29, 1983; and has submitted Proof of Beneficial Use on April 18, 1985. An examination indicates that the works have a diversion capacity of .180 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.06 CFS	1.0 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 3(NENW), Sec. 1, Township 07S, Range 30E
POWER County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

07S 30E 1 LOT 3(NENW)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for fertilizer plant.

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OCT 17 1990

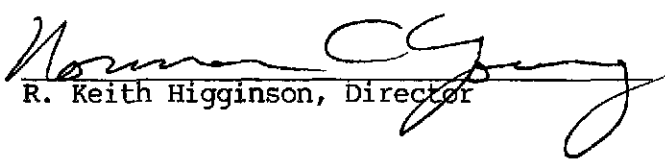
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08167

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 15TH
day of OCTOBER, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

OCT 17 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant WESTERN FARM SERVICES INC Phone _____

Post office address P.O. Box 47, JEROME, IDAHO 83338

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 7S

Range 30E B.M. POWER County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 for COMMERCIAL purposes from JAN 1 to Dec 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)

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

5. Total quantity to be appropriated:

a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL MOTOR & Pump - Existing system.

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 _____ inches; proposed depth of well is _____ 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: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 7S

Range 30E B.M.

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

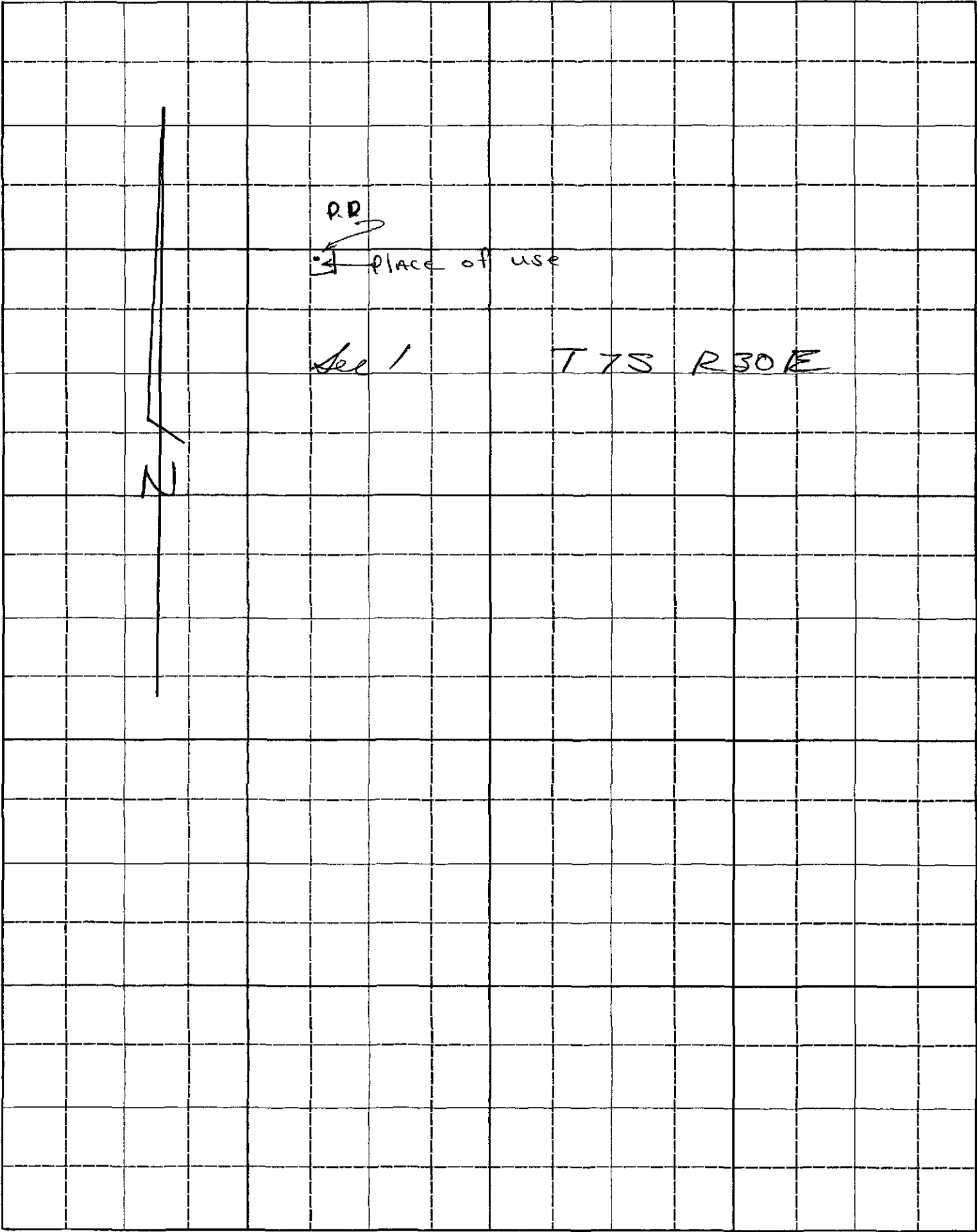
(3) List number of each kind of livestock to be watered _____

(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: COMMERCIAL PLANT FERTILIZER PLANT

MICROFILMED

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.

WESTERN FARM SERVICE
by Randy Ogilby - Contractor
(Applicant)

WICPOT 1153

Proposed Priority 6/22/83 CW
 Received by JS Date 6-22-83 Time 5:00 P.M.
 Preliminary check by SM Fee \$ 30.00
 Receipted by CW Date 6-30-83 # 25787
 Publication prepared by BP Date 7/27/83
 Published in Power County Press
 Publication dates 8/4 : 8/11/83
 Publication approved BP Date 8/15/83
 Protests filed by: none

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by EMC CW

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. 35-8167, 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.

J. Glen Saylor
 Chief, Operations Bureau

Attidavit of Publication

STATE OF IDAHO

COUNTY OF POWER }

S.S.

.....Brett Crompton..... being first duly sworn

on oath, states:

Thathe..... is theeditor.....
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 any supplement thereof for2.....
successive weekly issues thereof, the date of the first publica-
tion being the3..... day of Aug....., 19.....⁸³

the date of last publication being the

.....10..... day ofAug....., 19.....⁸³

(Signed) *Brett Crompton*

Subscribed and sworn to before me this

.....10..... day ofAug....., 19.....⁸³

Paula Shoben
.....
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

.....10..... day of March 1986..

RECEIVED

AUG 12 1983

Department of Water Resources
Eastern District Office

Water claim filed by Western Farm

Published in the Power County
Press Aug. 3 and 10, 1983.

NOTICE OF APPLICATION FOR WATER RIGHT

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

35-8167
WESTERN FARM SERVICES,
INC.
P.O. BOX 47, JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversion Pt: NENW Sec 01 T 07S R
30E
Use: COMMERCIAL (0.06CFS)
In: NENW Sec 01 T 07S R 30E

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 22, 1983.

KEN DUNN
Dir.

MICROFILMED

October 16, 1990

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

RE: PERMIT NO. 35-08167

Dear Permit Holder(s):

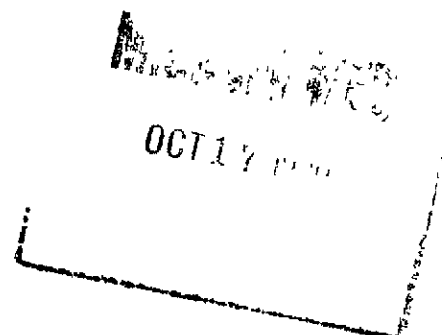
Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure



MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: September 19, 1990

RE: LICENSE EXAM REVIEW/35-8167

=====

This field exam was among a number of industrial/commercial use exams for which I delayed final recommendations because additional data or information was needed.

In this particular case, the examiner assigned an annual volume based on rate of flow. This amount appeared to be high. On this date I called Western Farm Service fertilizer plant and inquired more specifically about the nature of water use at the plant. Plant manager Randy Rueger informed me that water use is limited to domestic use for the plant office, for washing equipment and occasionally for mixing with agricultural chemicals. The chemical mixing use is seldom and is negligible in estimating overall volume. Equipment washing varies according to season, but Rueger said it is generally limited to washing of certain equipment about once per week and for hosing down trucks which enter and leave the plant.

Volume estimate:

- Office w/restrooms -- 5 full-time employees year round and 7 part-time employees in April and May

5 x 50gpd x 255 working days = 63,750gal/yr

7 x 50gpd x 53 working days = 18,550gal/yr

82,300gal/yr or 0.25 af.

- Washing

2 hr./wk x 0.06 cfs x 52 wks./yr = 168,105.6 gal/yr or 0.52 af

Total volume: 0.52 afa + 0.25 afa = 0.77 afa

Recommend rounding volume to 1.0 afa.

11/1/90

OCT 17 1990

RECEIVED

FEB 20 1986

Department of Water Resources

Permit No. 35-8167

Phone No. 734-3838

226-5773

1. Owner: Western Farm Service Permit No. 33-0-27
Current Address: Box 47 Jerome, ID 83338 Phone No. 734-3838
224-5773
2. Accompanied by: Plant Secretary EXAM. DATE: 8-19-85
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	NA	5	NA	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.)
Well pump (Submerged) to Fertilizer Plant, Well 120' deep.

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

7. Measurements ☐ Additional data/computation sheets attached

8. Point(s) of Diversion: Indicate Method of Determination USGS MAP

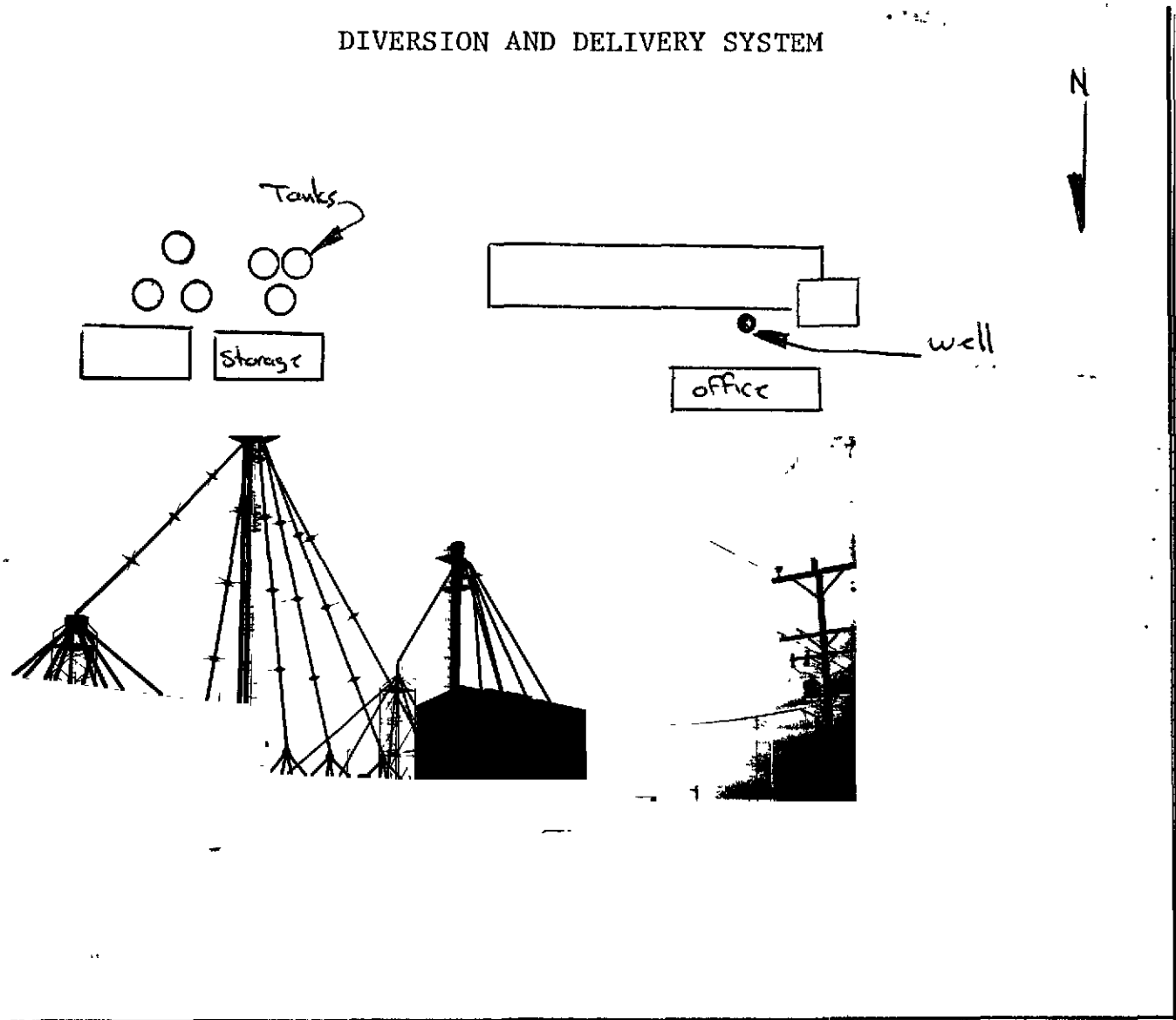
[illegible]

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

[illegible]

10. Other water rights on these lands NA
11. Other water right diverted from same p.d. NA
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.

DIVERSION AND DELIVERY SYSTEM



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

14. Remarks

15. Recommended Amendments
- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☒ None
- ☐ Change P.U. as reflected above
- ☐ Add P. as reflected above
- ☐ Other

16. Examiner's/Consultant's Signature [Signature]

Consultant's License Number 2-04-86

IDWR Director's Authorization to Conduct Beneficial Use Examination

Date

OCT 17 1990

CONSULTANT SEAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

FEB 26 1986

35-8167
Permit No

Department of Water Resources

1. Measurement Calculations

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

$$Q = \frac{5hp (8.814) (80\%)}{120' 1.1ft + (2.308 \times 35psi)}$$

$$= \frac{35.256}{200.78} = .18 cfs \text{ capacity (theoretical)}$$

allow 0.06 cfs as permit requests
for commercial use.

b) Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = \underline{\hspace{2cm}}$$

c) Volume Calculations for Other Uses:

$$365 \text{ days/year} - \left(\begin{array}{l} 110 \text{ day} \\ \text{(weekends)} \\ + \\ 6 \text{ holidays} \end{array} \right) = 255 \text{ working days} \times 0.06 cfs \times 1.9835 = \underline{30.36}$$

2. Overlap Review

a) Other water rights with same place of use: N.A.

b) Other water rights with same point of diversion: N.A.

c) Analysis:

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OCT 17 1990

RECOMMENDED AMOUNTS

- | 3. | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
|----|------------|----------|--------|-----------|----------------------|-----------------|
| | | | | | | |

4. Permit Holder: _____

Address: _____

5. Source: _____ tributary to _____

[illegible]

Commercial	1-1	12-31	0.06	30.3
------------	-----	-------	------	------

Allowable Maximums: _____

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

Total Acres _____

9. Recommended Conditions/Remarks: _____

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OCT 17 1990

10. 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

11. Examiner's Signature H. W. Jones

Date 2-04-85

Checked in Regional Office by Chris Gackman

Date 2-14-86

Approved in State Office by _____

Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 22, 1985

WESTERN FARM SERVICE, INC.
BOX 47
JEROME ID 83338

RE. Permit No. 35-8167

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,
s/HAROLD W. JONES
Sr. Resource Agent

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OCT 17 1990

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 35-8167.

Name(s) of Permit Holder: WESTERN FARM SERVICE, INC.

Post Office Address: Box 47 JEROME, ID 83338

Tel. No. 734-3838

Source of Water: GROUND (WELL WATER)

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☒ Other COMMERCIAL 0.06 CFS

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

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

4/16/85

Date

MICROFILMED

Candy Ogill - CONTRA
 Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

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

MARCH 28, 1985

RE: PERMIT NO. 35-8167

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-H167

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

INITIAL REVIEW BY Steve McCormick

APPLICATION NUMBER: 30 8167

CHECK:

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

Field check by _____
Date: _____
Comments _____

☐ Yes ☒ No Field check required

☐ Yes ☒ No Critical groundwater area

☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____

☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No _____
☐ Yes ☐ No Other rights on same place of use _____

☒ Yes ☐ No* In form for advertising.

Final date for protests Aug. 22, 1983

☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8/12/83
☒ 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

☒ 6-22-1983 Date of priority recommended

Special conditions of approval or cover letter. _____

app. released in 3rd S.F. dismissal

By _____

Date: _____

STATE OFFICE REVIEW:

611, 205, 216

☐ See attached sheet for more information

By: CW

Date: 3/4/85

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RECEIVED

FEB 20 1985

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

Power County Press
174 Idaho Street
American Falls, Idaho 83211

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

JULY 27, 1983

Gentlemen,

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before AUGUST 22, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

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

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 22, 1983.

KEN DUNN, Dir.

Published 8/4 & 8/11/83.

MICROFILMED

35-816Z

WESTERN FARM SERVICES, INC.

P.O. BOX 47, JEROME, ID 83338

Source: GROUNDWATER

Date Filed: 06/29/1983

Diversion Pt NENW Sec 01 T 07S R 30E

Use: COMMERCIAL (0.06 CFS)

In: NENW Sec 01 T 07S R 30E

UNRECORDED