

**NOTICE OF APPLICATION  
FOR WATER RIGHT**

NOTICE IS HEREBY Given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho.

35-7847  
LARSEN, GERALD &/or MYRTLE  
ROUTE # 4, BOX 138  
BLACKFOOT, ID 83221  
Source: GROUNDWATER  
Date Filed: 03/21/1979  
Amount: 2.00 CFS  
Diversion Point: NWSW Sec 34 T

01S R 34E, BINGHAM, Co.  
Use: IRRIGATION (2.00 CFS) from  
04/01 to 11/01  
Place of Use: SESE SWSE Sec 33 T  
01S R 34E NESW SESW SWSE Sec  
34 T 01S 34 E FOR 100 ACRES  
Diversion Means: WELL, PUMP &  
SPRINKLER SYSTEM

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before APRIL 16, 1979.

C. STEPHEN ALLRED  
Director

(5983)  
pub: 3/29 & 4/5/79

**RECEIVED**

APR 9 1979

Department of Water Resources  
Eastern District Office

**AFFIDAVIT of PUBLICATION**

County of Bingham )

State of Idaho )  
I, David Mark Brown ) ss.

solemnly do

swear that I am the Publisher of The Blackfoot 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

of publication was published in said issue or said newspaper two consecutive weeks

the first publication having been made on the 29th day of March, 19 79

and the last publication having been made on the 6th day of April, 19 79

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.

David Mark Brown

Subscribed and sworn to before me this 6th

day of April, 19 79

Patricia A. Johnson

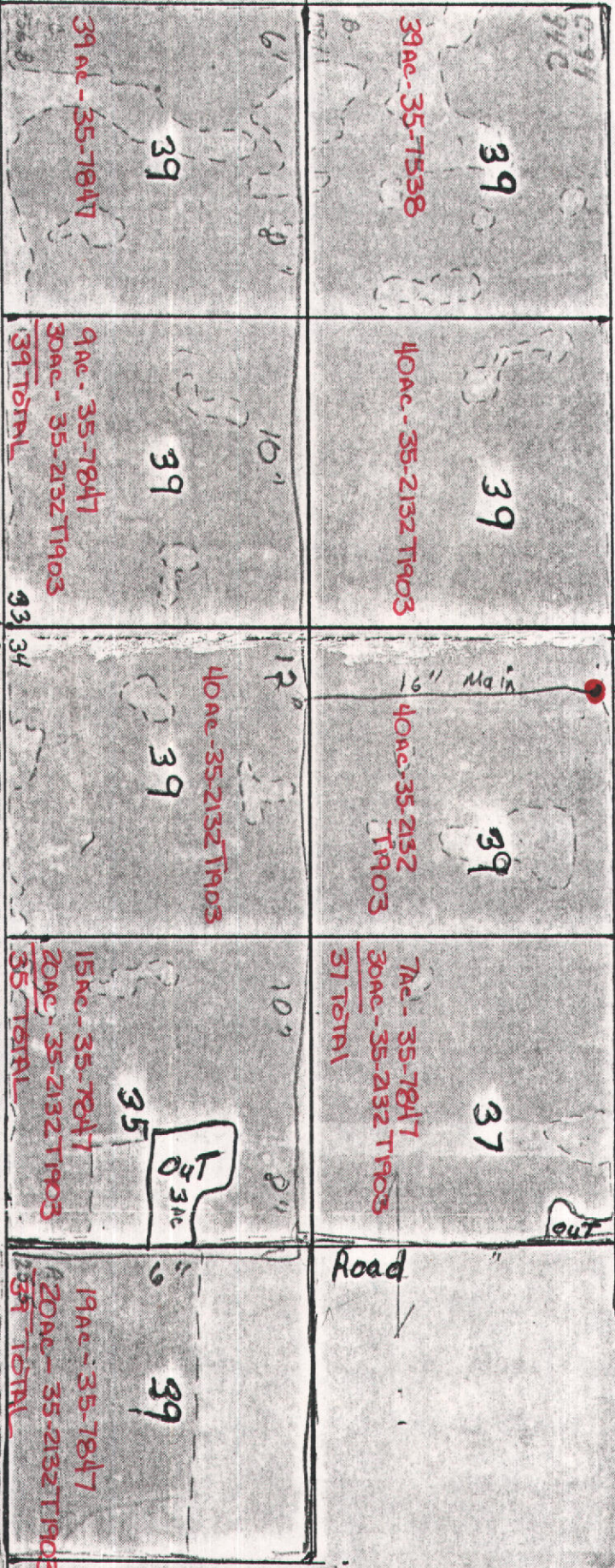
Notary Public for the State of Idaho,  
Residing at Blackfoot, Idaho  
My commission expires  
Oct. 20, 1980

OTA

**MICROFILMED**

35-7538 + 35-7847

NOT TO SCALE



MICROFILMED

Road 43 C-127

0-657

## Overlap Review for 35-7847

License 35-2132 T1903      GW P/D NWSW Sec 34, SWSE Sec 34  
(well in NWSW is the same)

$$\frac{4.28 \text{ cfs}}{220 \text{ Ac}} = .019 \text{ cfs/Ac}$$

P/U see attached transfer copy &  
also see map for Field exam 35-7847  
(different land in same tracts)

Permit 35-7538      GW P/D NWSW Sec 34  
(Field Exam complete)      (same well)

$$\frac{.78}{39} = .02 \text{ cfs/Ac}$$

P/U 39 Ac in NWSE Sec 33  
(different tract)

Capacity Calculation cannot be computed due to 35-2132 was issued for 4.28 cfs from the one well in the NWSW & since then a transfer was approved adding the well in the SWSE. The well in the SWSE has never been measured & therefore we don't know how much of the 4.28 cfs is being diverted from that well (SWSE). Recommend that all rights from the well in the NWSW Sec 34 be limited to the capacity (6.16 cfs)

MICROFILMED

RC 5/10/83 ok Jim 6-24-83

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7847 Priority March 21, 1979 Amount 1.78 cfs

THIS IS TO CERTIFY, that Gerald &/or Myrtle Larsen  
of Blackfoot, ID, has complied with the terms and conditions of Permit  
No. 35-7847 issued pursuant to Application for Permit dated March 21, 1979,  
and has submitted proof to the Department of Water Resources on January 14, 1980,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 6.16 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use | Period of Use                            | Rate of Diversion      | Annual Volume          |
|----------------|------------------------------------------|------------------------|------------------------|
| Irrigation     | from <u>April 1</u> to <u>November 1</u> | at <u>1.78</u> cfs and | <u>311.5</u> acre feet |
|                | from _____ to _____                      | _____ cfs and          | _____                  |
|                | from _____ to _____                      | _____ cfs and          | _____                  |

(both dates inclusive)

Subject, however, to the condition that no more than 1.78 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
311.5 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 34  
Twp. 1S, Rge. 34E in the County of Bingham

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 1S   | 34E   | 33   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 39               | 9                |                  |                  | 48     |
|      |       | 34   |                  |                  |                  |                  |                  |                  | 7                |                  |                  |                  | 5                |                  |                  | 19               |                  |                  | 41     |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 89

This right when combined with License 35-2132 T1903 and License 35-7538 shall  
provide no more than 6.16 cfs from the point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 34,  
Twp. 1S, Rge. 34E.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho  
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use  
herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 15<sup>TH</sup> day of  
DECEMBER, 19 83.

Acting for the Director

*Norman C. Young*

**STATE OF IDAHO**  
*Licensing*  
**APPLICATION FOR AMENDMENT OF A PERMIT**  
Department of Water Resources

RECEIVED

SEP 6 1983

**To change the point of diversion and/or the place of use.**

Comes now Gerald &/or Myrtle Larsen Phone 684-4305  
of (address) Blackfoot, Id, 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. 35-7847, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW 1/4 SW 1/4, Section 34, Township 1S, Range 34E, B.M.,  
County of Bingham. Other points of diversion: \_\_\_\_\_

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 1.78 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)  
(cfs or acre feet per annum)

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

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

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

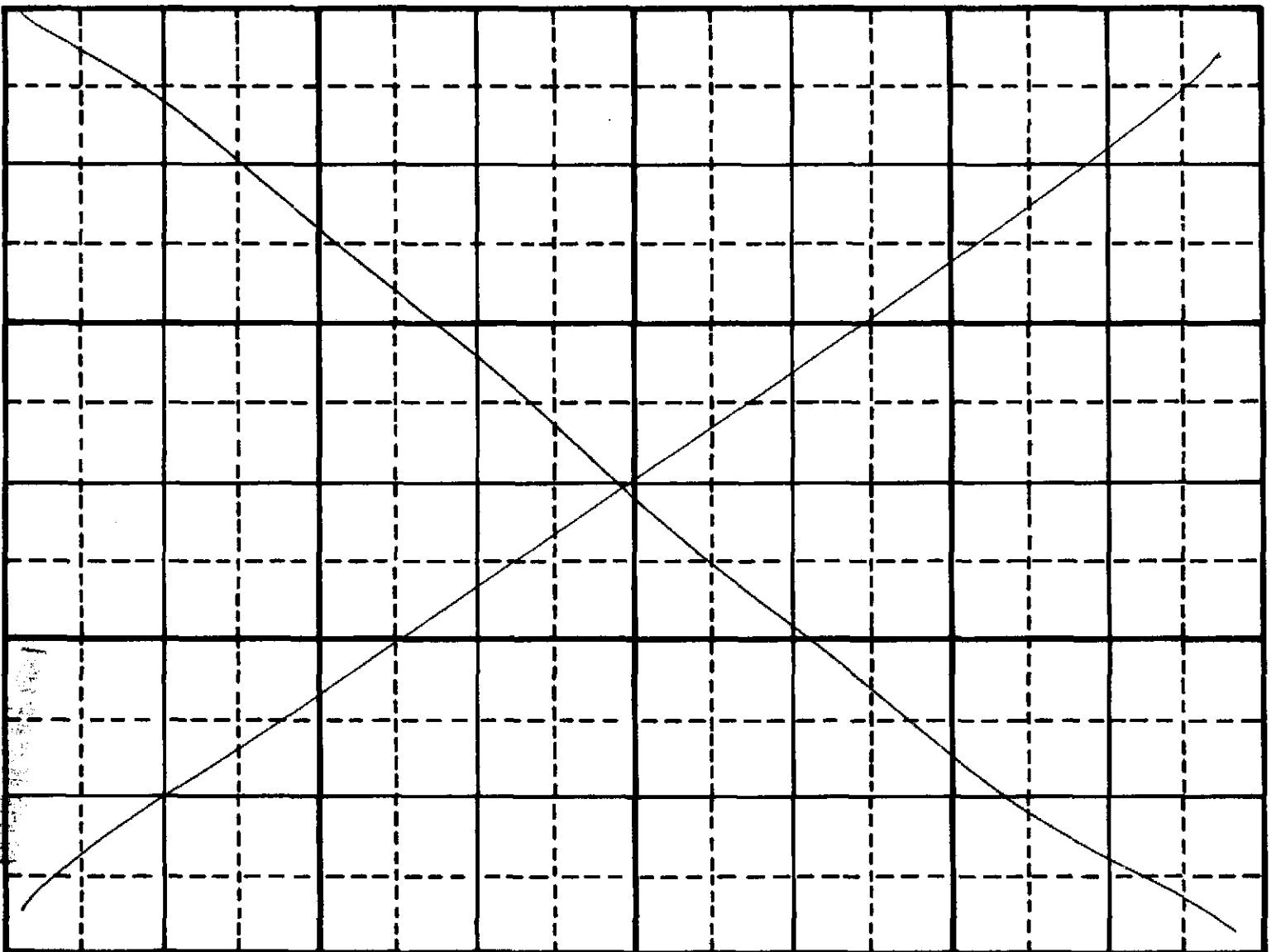
3. Place of use or land to be irrigated:

| TWP | RGE | SEC | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|-----|-----|-----|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|     |     |     | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 1S  | 34E | 33  |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 39     | 9      | 48     |
|     |     | 34  |        |        |        |        |        |        |        |        | 7      |        |        | 15     |        |        | 19     |        | 41     |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated = 89

4. a. Who owns the property at the point of diversion? \_\_\_\_\_  
b. Who owns the land to be irrigated or the place of use? \_\_\_\_\_  
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the  
applicant to make this filing: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Complete the following map by showing land and point of diversion as proposed by this amendment.  
Show 40-acre subdivisions, townships, ranges and ditches.



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

Signed at Idaho Falls, this 29 day of August, 19 83.

(Signature)

Gerald J. Jones

FOR DEPARTMENT USE ONLY

Fee = \$20.00

Preliminary check by Jim

Publication prepared by N/A

Date

Published in

Publication dates

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. 35-7847.

Witness my hand this

15<sup>TH</sup> day of

DECEMBER

, 19 83

Acting for the Director

Norm

D21

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 Gerald &/or Myrtle Larsen Phone 684-4305

Post office address Route #4, Box 138, Blackfoot, Idaho 83221

2. Source of water supply groundwater which is a tributary of \_\_\_\_\_

3. Location of point of diversion is NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 34 Township 1S

Range 34E B.M. Bingham County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 2.00 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)  
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 2.00 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/motor, booster pump/motor,  
sprinkler delivery 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 18 inches; proposed depth of well is 200 feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

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

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

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

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

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

MICROFILMED

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

[illegible]

c. Describe any other water rights used for the same purposes as described above. T. 1903/35-2132 and

Permit No. 35-7538

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

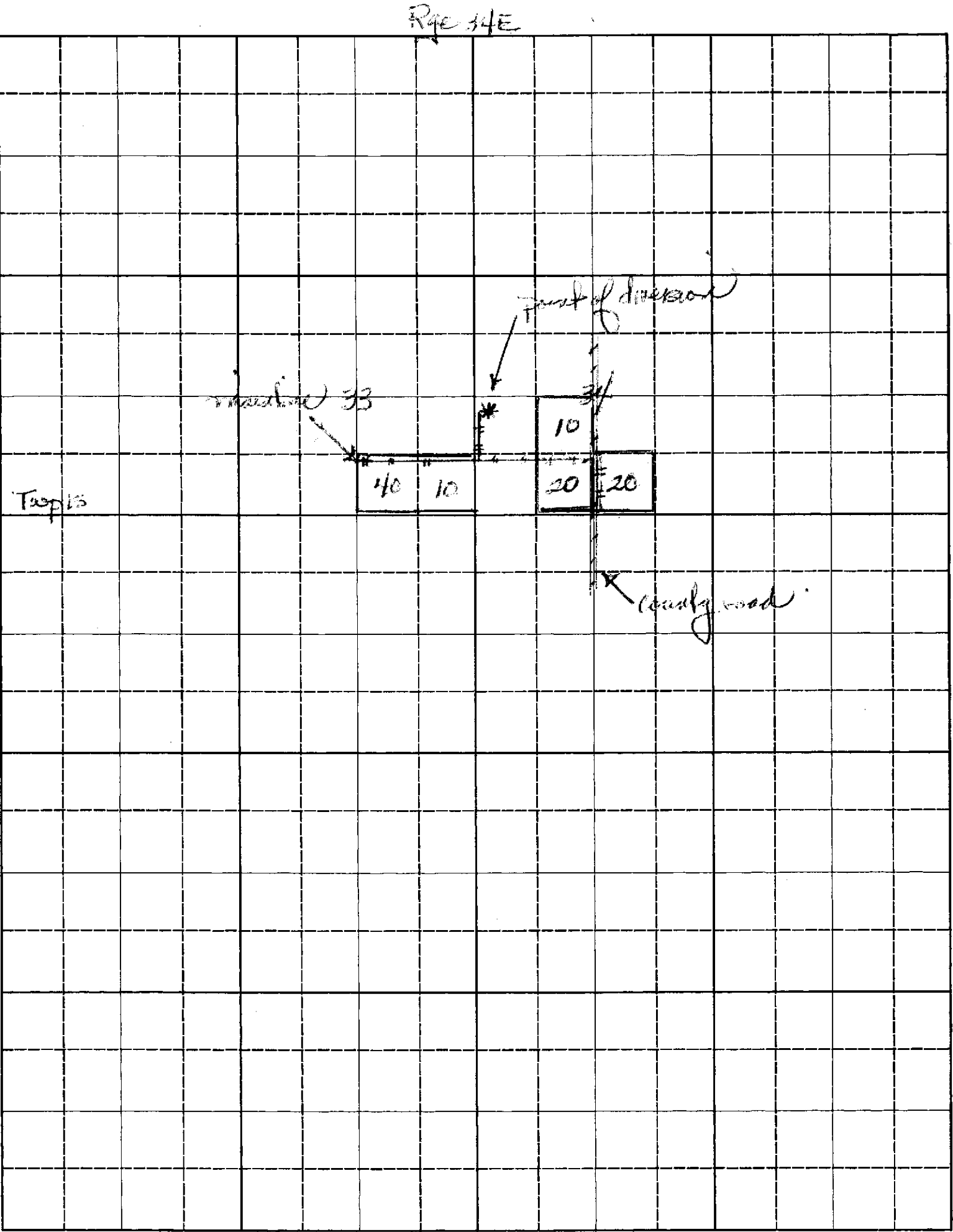
b. Who owns the land to be irrigated or place of use

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.

Gerald Larsen  
(Applicant)

Proposed Priority 3-21-79

Received by \_\_\_\_\_ dh Date 3-21-79 Time 10:00 a.m.

Preliminary check by MP Fee \$ 45.00

Received by \_\_\_\_\_ dh Date 3-21-79 #12968

Publication prepared by \_\_\_\_\_ dh Date 3-23-79

Published in Blackfoot News

Publication dates March 29 & April 5, 1979

Publication approved 87 Date 4/17/79

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by EMC J.S.

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. 35-7847, and said application is hereby APPROVED

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or be-

fore May 1, 19 80.

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: An access port or other device as specified by the Department shall be

installed by the permit holder to provide for the installation of measuring

equipment and the determination of the rate of diversion by the Department.

Witness my hand this

27 day of APR

April

, 19 79.

Chief, Operations Bureau

J. Allen Saylor

# AFFIDAVIT of PUBLICATION

County of Bingham )

State of Idaho ) ss.

I, David Mark Brown do  
solemnly

swear that I am the Publisher of  
The Blackfoot 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

of publication was published in said issue or said  
newspaper two consecutive weeks

the first publication having been made on the  
29th day of March, 19 79

and the last publication having been made on the  
6th day of April, 19 79

that said notice was published in the regular and en-  
tire 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.

David Mark Brown

Subscribed and sworn to before me this 6th

day of April, 19 79

Patricia A. Johnson

Notary Public for the State of Idaho,  
Residing at Blackfoot, Idaho  
My commission expires  
Oct. 20, 1980

OTA

MICROFILMED

01S R 34E, BINGHAM, Co.  
Use: IRRIGATION (2.00 CFS) from  
04/01 to 11/01  
Place of Use: SESE SWSE Sec 33 T  
01S R 34E NESW SESW SWSE Sec  
34 T 01S 34 E FOR 100 ACRES  
Diversion Means: WELL, PUMP &  
SPRINKLER SYSTEM  
If issued, the permit(s) will be  
subject to all prior water rights.  
Protests against the granting of any  
permit must be filed with the Director  
of the Idaho Department of Water  
Resources, 1515 Lincoln Rd., Idaho  
Falls, Idaho 83401 on or before  
APRIL 16, 1979.

C. STEPHEN ALLRED  
Director

(5983)  
pub: 3/29 & 4/5/79 36

RECEIVED

APR 9 1979

Department of Water Resources  
Eastern District Office

December 19, 1983

RE: Permit No. 35-7847

Gerald &/or Myrtle Larsen  
Blackfoot,  
Idaho 83221

Dear Mr. & Mrs. Larsen:

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 Distribution Supervisor

JJ:sc  
Enclosures

RECEIVED  
DEC 21 1983  
WATER DIVISION



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

August 24, 1983

Gerald &/or Myrtle Larsen  
Blackfoot, Id 83221

Dear Mr. and Mrs. Larsen

A representative of this Department made an examination of the works covered by your Permit No. 35-7847 and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 1.78 cfs Source: a groundwater source

The maximum quantity diverted shall not exceed 311.5 acre feet per year.

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 34, Twp. 1S, Rge. 34E

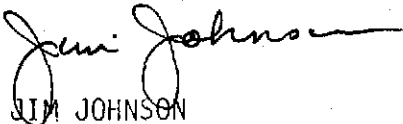
Beneficial use: Irrigation of 48 ac. in S $\frac{1}{2}$ SE $\frac{1}{4}$ , Section 33, 41 ac. in E $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{2}$ SE $\frac{1}{4}$ , Section 34, Twp. 1S, Rge. 34E

Priority date established: March 21, 1979

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$10.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

  
JIM JOHNSON

Water Distribution Supervisor

Conditions: This right when combined with License 35-2132 T1903 and License 35-7538 shall provide no more than 6.16 cfs from the point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 34, Twp. 1S, Rge. 34E.

JJ:kw  
Enclosure



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

June 27, 198

Gerald &/or Myrtle Larsen  
Rt. 4, Box 138  
Blackfoot, ID 83221

Dear Mr. and Mrs. Larsen:

A representative of this Department has made an examination of the works covered by your Permit No. ~~85-7847~~, and has found the following:

Amount of water ~~1.78 cfs~~ that can be recognized ~~groundwater~~ <sup>officially</sup> used under Idaho law: Source:

The maximum quantity diverted shall not exceed **311.5** acre feet per year.

Point(s) of diversion: **NWSW Sec. 34, T. 1 S., R. 34 E.**

**Irrigation of 48 adres in S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 33, and 41 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 34, T. 1 S., R. 34 E.**

Priority date established: **3-21-1979**

**This right when combined with License 35-2132 and License 35-1538 shall provide no more than 6.16 cfs from the point of diversion in the NWSW Sec. 34, T. 1 S., R. 34 E.**

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:kw

UNRECORDED

T-1903-35-2132  
35-7538

gone 1/4 mile East prop  
1:00 PM.  
Turn

35-7847  
Permit No.

REMARKS

(Date, time, location)

Methods of measurement Annabar-Eagle Eye Meets Permit requirements? Yes

$$\text{Allow. } 0.02 \text{ s/ac} = 89 \text{ ac} \times 0.02 = \underline{1.78 \text{ s}}$$

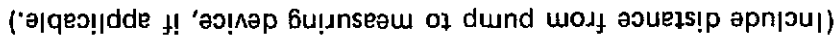
Overlap Review attached

|      |           |
|------|-----------|
| Date | Dec 5, 81 |
| Date | 2-23-82   |
| Date | 5-10-83   |

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

Place(s) of Use

NW 1/4 SW 1/4 Sec 34 T15 R34E8M



## SCHEMATIC DIAGRAM OF SYSTEM

MAP (Attach Aerial Photo)

8348

35-7538 + 35-7847

15

C-74  
94C

39

39ac-35-7855

8

39

39ac-35-7847

39

40ac-35-21321903

10

39

40ac-35-7847  
30ac-35-21321903  
39 total

Road

10

39

40ac-35-21321903

16" Main

39

40ac-35-21321903

37

40ac-35-7847  
30ac-35-21321903  
37 total

10

35

15ac-35-7847  
20ac-35-21321903  
35 total

Out  
34ac

Road

Out

39

40ac-35-7847  
30ac-35-21321903  
39 total

UNRECORDED

Road 4' C/129

NOT TO SCALE

# Overlap Review for 35-7847

License 35-2132 T1903      GW P/D NWSW Sec 34, SWSE Sec 34  
(well in NWSW is the same)

$$\frac{4.28 \text{ cfs}}{220 \text{ AC}} = .019 \text{ cfs/AC}$$

P/U see attached transfer copy &  
also see map for Field exam 35-7847  
(different land in same tracts)

Permit 35-7538      GW P/D NWSW Sec 34  
(Field Exam complete)      (same well)

$$\frac{.78}{39} = .02 \text{ cfs/AC}$$

P/U 39 AC in NWSE Sec 33  
(different tract)

Capacity Calculation cannot be computed due to 35-2132 was issued for 4.28 cfs from the one well in the NWSW & since then a transfer was approved adding the well in the SWSE. The well in the SWSE has never been measured & therefore we don't know how much of the 4.28 cfs is being diverted from that well (SWSE). Recommend that all rights from the well in the NWSW Sec 34 be limited to the capacity (6.16 cfs)

MICROFILMED

RC 5/10/83 ok Jim 6-24-83

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT**

**To Change the Point of Diversion and/or the Place of Use**

Name of applicant Eugene Frederick Phone 684-4395  
Post office address Rt. #4, Box 136, Blackfoot, Idaho 83221

**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

- a. Decree to \_\_\_\_\_  
(Name)  
in case of \_\_\_\_\_ vs \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_  
(Name of court)
- b. License No. 35-2132 issued by the Idaho Department of Water Resources
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant \_\_\_\_\_  
Through the purchase of the land.

3. Source of water ground water tributary to \_\_\_\_\_

4. Date of priority January 18, 1949

5. Water is used for the following purposes:

amount 4.28 for Irrigation purposes from Apr. 1 to Nov. 1  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(month/day - both dates inclusive)

6. Total amount of water under right: a. 4.28 cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum

7. Location of original point of diversion is NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 34  
Township 1S Range 34E, B.M., in Bingham County  
Additional points of diversion, if any \_\_\_\_\_

8. Lands irrigated or place of use:

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 1S   | 34E   | 33   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 40               |                  |                  | 30               | 70     |
|      |       | 34   |                  |                  |                  |                  |                  |                  |                  |                  | 30               | 40               | 40               | 20               |                  |                  | 20               |                  | 150    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated 220

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. \_\_\_\_\_ cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum
2. Point of diversion \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_, B.M., \_\_\_\_\_ County  
Additional points \_\_\_\_\_

3. Place of use:

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion

- a. Amount of water to be diverted 4.28 c.f.s. &/or \_\_\_\_\_ acre feet
- b. Point(s) of diversion NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 34 Township 1S  
Range 34E, B.M., Bingham County  
Additional points SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 34, T. 1S, R. 34E

- c. Description of diverting works wells and pumps

- d. Describe the reasons for applying for a change in the point(s) of diversion Applicant wishes to add an additional point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 34 for more efficient irrigation of his property.

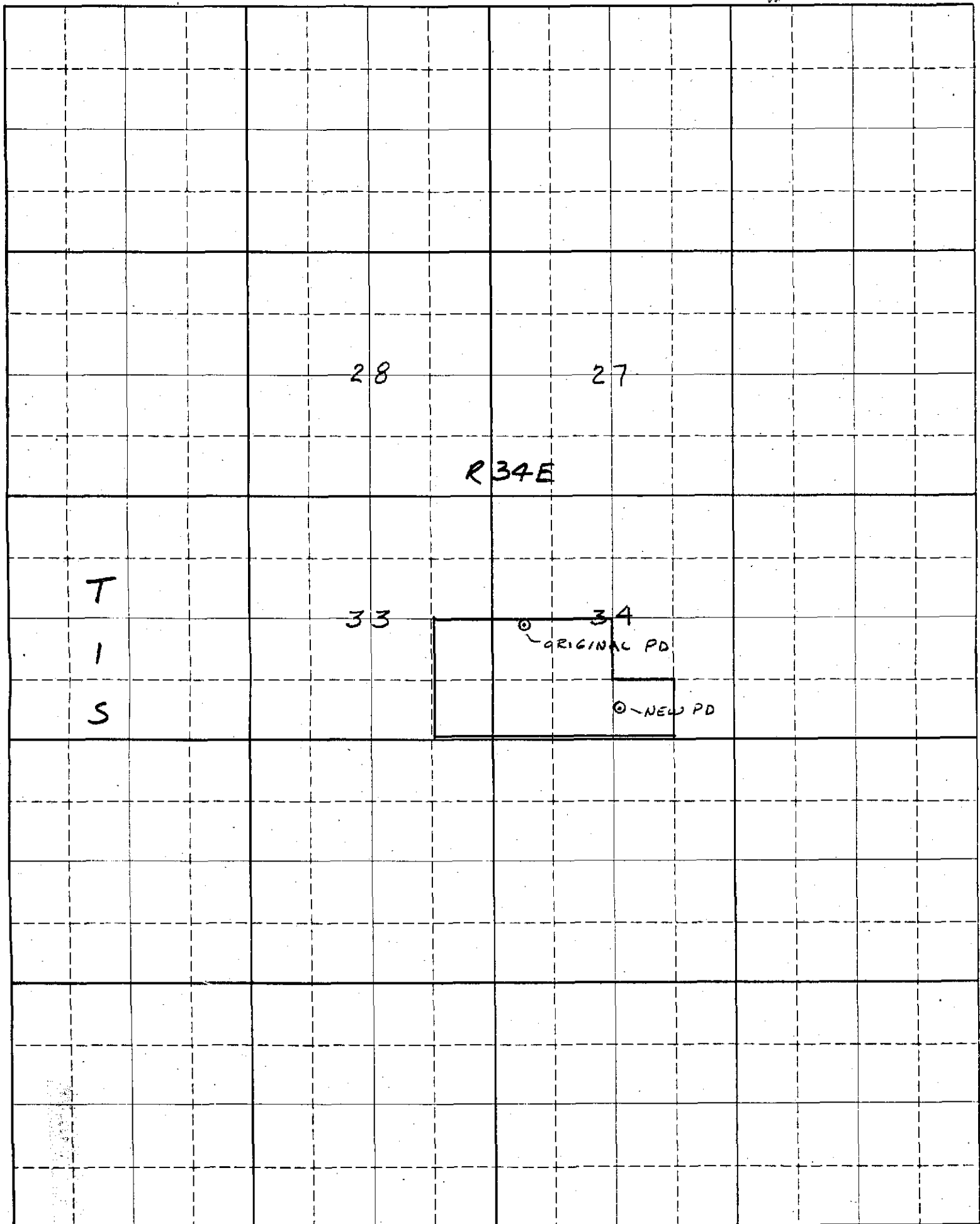
2. Change in place of use NO CHANGE

- a. Describe the lands or place of use to which the right will be transferred:

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated \_\_\_\_\_

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

3. Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Eugene Frederick  
(Signature of applicant)

Subscribed and sworn to before me this 28<sup>th</sup> day of October, 1975

Ronald D. Carlson  
(Notary public)

My commission expires 2/14/78

#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 1903/35-2132, and said application is hereby APPROVED.

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

Measuring devices of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: \_\_\_\_\_

Witness my hand this 5 day of December, 19 75

R. Karl H. [Signature]

#### FOR DEPARTMENT USE ONLY

Received by CW Date 10-28-75  
Prelim. check by RC Fee \$30.00 #15462  
Receipted by CW Date 10-28-75  
Published in Blackfoot Times  
Pub. dates Nov. 6 & 13, 1975  
Watermaster recommendation requested on \_\_\_\_\_  
\_\_\_\_\_ rec'd. \_\_\_\_\_

Protest filed by \_\_\_\_\_  
\_\_\_\_\_  
Copies of protest forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for \_\_\_\_\_ approval \_\_\_\_\_ denial \_\_\_\_\_  
by \_\_\_\_\_



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans  
Governor

C. Stephen Allred  
Director

1515 Lincoln Road  
Idaho Falls, Idaho 83401  
(208) 523-7186

April 10, 1980

RE: Permit No. 35-7847

Gerald Larsen  
Rt. #4, Box 331  
Blackfoot, ID 83221

Dear Mr. Larsen:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

JACKIE S. DENNING  
Senior Clerk

cc: IDWR - State Office

MICROFILMED

# DEPARTMENT OF WATER RESOURCES

**RESTRICTED**

The Department of Water Resources will consider this card as a statement of intent by the permit holder(s) to develop water resources to the extent shown below of Permit No. 35-7847.

Name(s) of Permit Holder: Gerald H. for Myrtle Lorenson  
 Post Office Address: RT 44 Box 331 Blackfoot, ID. 83221  
 Tel. No. \_\_\_\_\_

Source of Water: groundwater  
 Extent of Use: ☐ Domestic \_\_\_\_\_ (number of households)  
☐ Stockwater \_\_\_\_\_ (number and type of stock)  
☒ Irrigation 100 \_\_\_\_\_ (acres)  
☐ Other \_\_\_\_\_

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.

1/14/80 Date  
Gerald Lorenson Signature of Permit Holder

PLACE  
TEN CENT  
STAMP  
HERE

RECEIVED

JAN 14 1980

Department of Water Resources  
Eastern District Office



IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720



State of Idaho

## DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

May 1, 1979

Re: Permit No. 35-7847

Gerlad &/or Myrtle Larsen  
Route #4, Box 138  
Blackfoot, Idaho 83221

Dear Mr. or Mrs. Larsen:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

Be sure to note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

*David R. Tuthill, Jr.*

DAVID R. TUTHILL, JR.

Supervisor, Water Allocations Section

Enclosures

MICROFILMED RT:1r

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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1515 Lincoln Road  
Idaho Falls, ID 83401  
(208) 523-7186

MARCH 23, 1979

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

Gentlemen:

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

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

Please send the affidavit of publication and publication billings to this office before APRIL 16, 1979.

Yours truly,

RONALD D. CARLSON  
Supervisor

Encl.

MICROFILMED

NOTICE OF APPLICATION  
FOR WATER RIGHT

NOTICE IS HEREBY Given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho.

35-7847

LARSEN, GERALD &/or MYRTLE

ROUTE # 4, BOX 138

BLACKFOOT, ID 83221

Source: GROUNDWATER

Date Filed: 03/21/1979

Amount: 2.00 CFS

Diversion Point: NWSW Sec 34 T  
01S R 34E, BINGHAM, Co.

Use: IRRIGATION (2.00 CFS) from  
04/01 to 11/01

Place of Use: SESE SWSE Sec 33 T  
01S R 34E NESW SESW SWSE Sec  
34 T 01S 34 E FOR 100 ACRES

Diversion Means: WELL, PUMP &  
SPRINKLER SYSTEM

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before APRIL 16, 1979.

C. STEPHEN ALLRED  
Director

(5983)

pub: 3/29 & 4/5/79

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NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

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35-2842-

LARSEN, GERALD &/or MYRTLE

ROUTE #4, BOX 138, BLACKFOOT, ID 83221

Source: GROUNDWATER

Date Filed: 03/21/1979

Amount: 2.00 CFS

Diversion Point: NWSW Sec 34 T 01S R 34E, BINGHAM Co.

Use: IRRIGATION (2.00 CFS) from 04/01 to 11/01

Place of Use: SESE SWSE Sec 33 T 01S R 34E NESW SESW SWSE Sec 34 T 01S R 34E  
FOR 100 ACRES

Diversion Means: WELL, PUMP & SPRINKLER SYSTEM

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before APRIL 16, 1979.

C. STEPHEN ALLRED

Director

Published 3/29 & 4/5/79.

MICROFILMED

State of Idaho  
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: R.P.

APPLICATION NUMBER: \_\_\_\_\_

CHECK:

- ✓ ☒ Source.  
✓ ☒ Point of diversion.  
✓ ☒ County. Amor  
✓ ☒ Description of diverting works.  
✓ ☒ Time required for beneficial use of water.  
100 ☒ Place of use or acres irrigated.  
✓ ☒ Map.  
✓ ☒ Signature.  
45 ☒ 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:

- n/a ☐ 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: R.P. Map No. Basin 35- T.1S. R.34E.  
☒ Yes ☐ No Other rights on same place of use. 35-2132 - 4,280 cfs  
35-7538, 80 cfs - No overlap J.J.  
☒ Yes ☐ No\* In form for advertising.  
Final date for protests: April 16, 1979  
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4/9/79  
☒ 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? \_\_\_\_\_  
3/21/79 Date of priority recommended.  
Special conditions of approval or cover letter. \_\_\_\_\_

By: Ernest Carlson Date: 4/17/79

STATE OFFICE REVIEW:

I.P.G.W. LETTER

- ☐ See attached sheet for more information.

By: J.J. Date: 4/25/79

RECEIVED  
MICROFILMED  
APR 19 1979  
Department of Water Resources