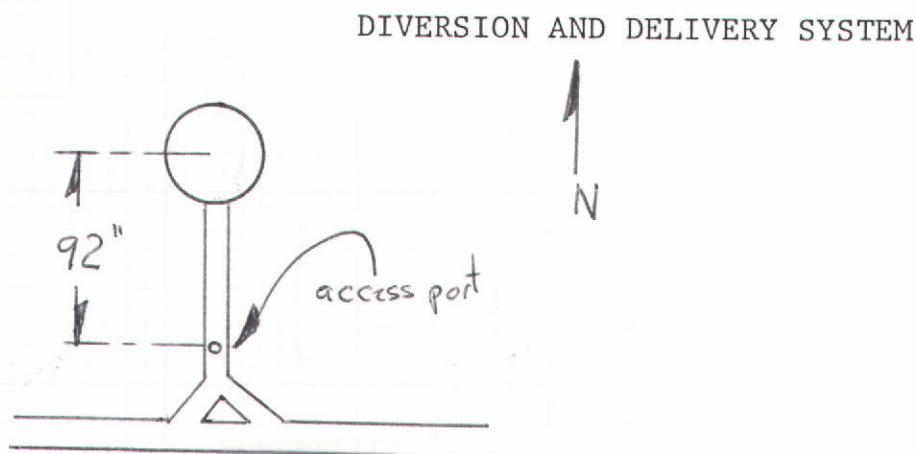


10. Other water rights on these lands NA.
11. Other water right diverted from same p.d. N.A.
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance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

MICROFILMED

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 A.W. Jones

Date 12-02-85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

CONSULTANT SEAL

35-7816

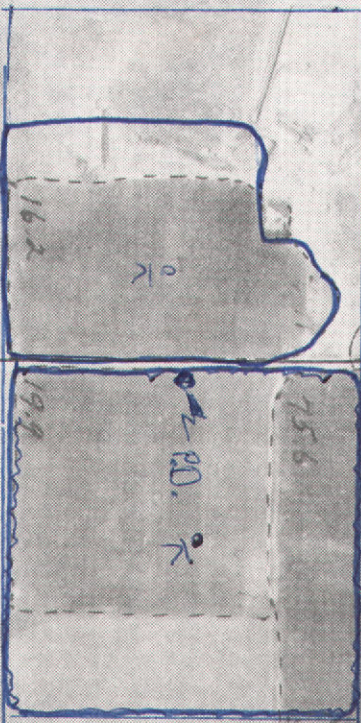
F-90

35.0

33.2

74.5

71.6



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20
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R 31 E

See E-10

56.7

75.6

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MICROFILMED

NOT TO SCALE

20 21
29 28

✓

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7816 Priority September 6, 1978 Amount 1.22 cfs

THIS IS TO CERTIFY, that Wulf Lebrecht
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 35-7816 issued pursuant to Application for Permit dated September 6, 1978,
and has submitted proof to the Department of Water Resources on October 12, 1983,
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 1.55 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
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>1.22</u> cfs and	<u>213.5</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 1.22 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
213.5 acre feet per year, said waters to be diverted within the NW1SW1 Section 21,
Twp 3S, Rge 31E in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				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	
3S	31E	20													22				22
		21										39							39

Total number of acres irrigated ⁶¹

MICROFILMED

CONDITIONS OF APPROVAL

- a. 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.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

MICROFILMED

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18th day of September, 19 86.

Acting for the Director

Jeffrey D. Flowers

5-11-85

STATE OF IDAHO
APPLICATION FOR AMENDMENT
(For Licensing Purposes)

Ident **RECEIVED**
APPROVED AUG 25 1986
Department of Water Resources

Comes now Wulf Lebrecht Phone 785-5030
of (address) ~~Sterling, ID 83279~~ 1515 Conestoga Way, Blackfoot, ID 83221, 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. 35-7816, and requests that the permit be changed as follows:

1a. Point of diversion: NW 1/4 SW 1/4, Section 21, Township 3S, Range 31E,
B.M., County of Bingham. Other points of diversion: _____

1b. Source: groundwater tributary to -----

2a. Period and nature of use:

Amount 1.22 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)

2b. The maximum quantity diverted shall not exceed 1.22 cfs or 213.5 acre feet
per year.

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE				NW				SW				SE				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	
3S	31E	20													22				22
		21										39							39

Total number of acres to be irrigated = 61

4. Date of priority: September 6, 1978

RECEIVED

5. Conditions (if any):

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 Blackfoot, Idaho this 23 day of 8, 1986.

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00 ✓ Received by rg Date 8-25-86 #38949

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. 35-7816.

Witness my hand this 18th day of September, 19 86.

acting for the Director

Michael Dunn

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 Wulf Lebrecht Phone 397-4167 unit 3181
Post office address Sterling, ID 83279
Mobile Phone 785-4360

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

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 21 Township 3S
Range 31 E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 3.00 for irrigation purposes from Apr 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 3.00 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, sprinkler 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 16 inches; proposed depth of well is 300 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 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: _____

WULF LEBRECHT

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. 35-2457 & 35-2458

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

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

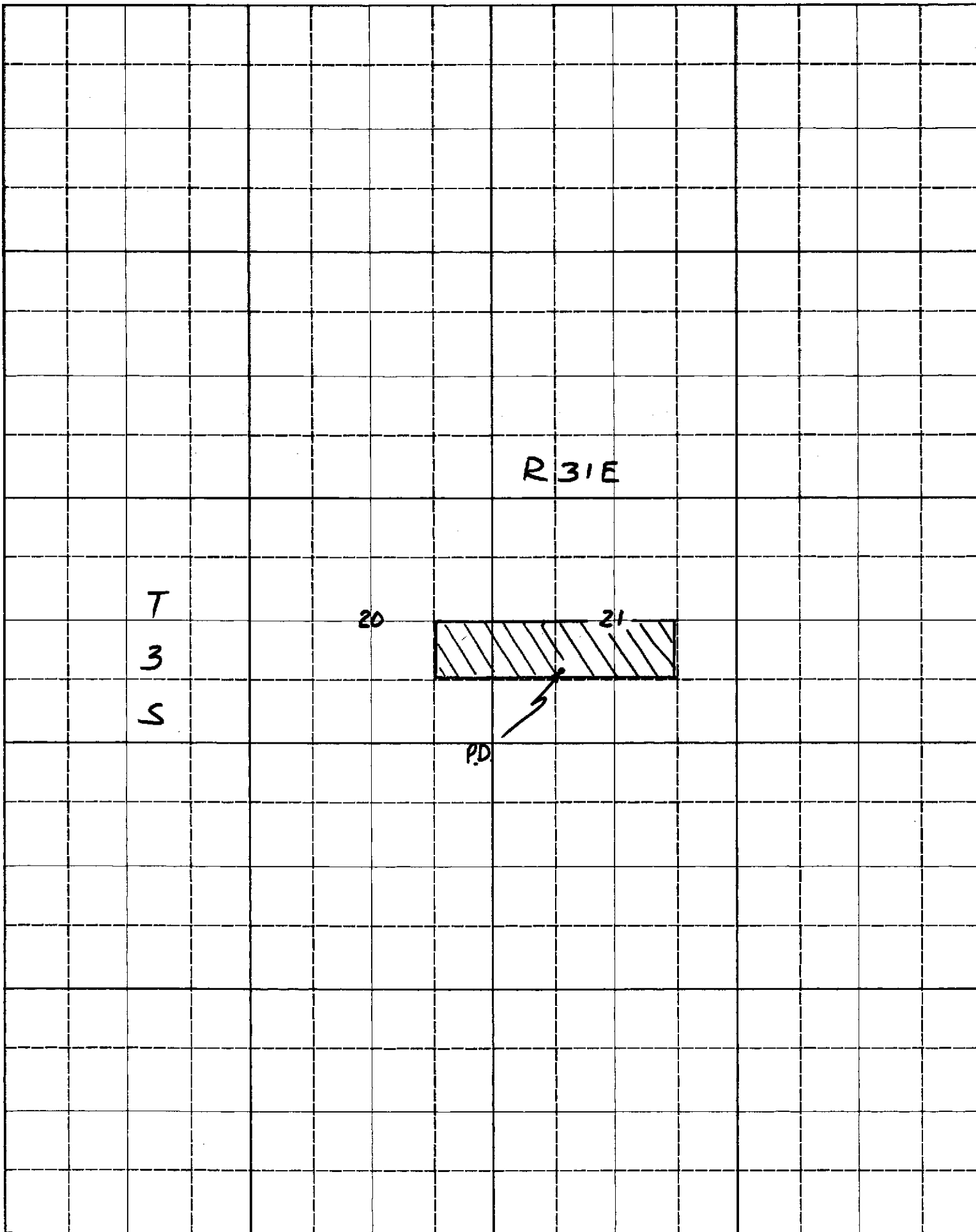
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing

10. Remarks The above water rights are in the process of being transferred from the

above described lands

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.

Wulf H. Zbroch
(Applicant)

Received by dh Date 9.6.78 Time 5:00 PM
Preliminary check by [Signature] Fee \$ 55.00 # 11526
Received by dh Date 9.6.78
Publication prepared by dh Date 9.8.78
Published in BACKFORD NEWS
Publication dates SEPT 14 & 21, 1978
Publication approved Q7 Date 9-25-78
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by BMC 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. 35-7816, 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 December 1, 19 83.
- 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 6th day of Dec, 19 78

J. Allen Bayton
Chief, Operations Bureau

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Wulf Lebrecht, Sterling, Idaho, has on 9-6-78, submitted Application No. 35-7816, for a permit to appropriate 3.00 cubic feet per second acre feet per annum of water from a ground-water source by means of well and pump within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 3S, R. 31E, B.M., Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 3S, R. 31E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before Oct. 2, 1978.

C. STEPHEN ALLRED
Director

(5735)
Pub.: 9-14, 21

34

97-A

RECEIVED

SEP 25 1978

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

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
134 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 2 consecutive weeks

the first publication having been made on the
14th day of September, 19 78,

and the last publication having been made on the
21st day of September, 19 78;

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 21st
day of September, 19 78

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

Law/ro

September 25, 1986

RE: Permit No. 35-7816

Wulf Lebrecht
1515 Conestoga Way
Blackfoot, ID 83221

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. Also enclosed is Departmental Receipt No. 38949 in the amount of \$20.00.

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

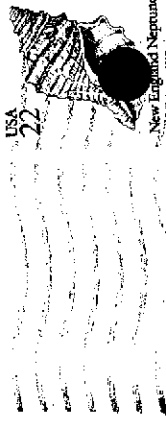
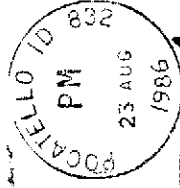
JJ:sc
Enclosures

RECEIVED
SEP 27 1986
WATER RIGHTS DIVISION

Wulf & Carol Lebrecht
1515 Conestoga Way
Blackfoot, Idaho 83221

← note new address

State of Idaho
Dept. of Water Resources
Statehouse
Boise, Idaho
83720



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

JAN 13 1988

Permit No.

1. Measurement Calculations

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

$$Q = (7.75" ID^2)_{mainline} \times 3.85 \sqrt{9.2" \text{ meter reading}} = 701.4 gpm \times 0.994 \text{ correction factor} = 697.2 gpm \text{ or } 1.55 cfs \checkmark$$

~~1/ Original application asked for 3.00 cfs = 0.01875 cfs/acre~~

2/ 61 acres found irrigated

3/ 61 acres ~~$\times 0.01875 cfs = 1.14 cfs$~~
 $0.02 cfs = 1.22 cfs \checkmark$

b) Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 61 \text{ acres} \times 3.5 \text{ af/yr} = 213.5 \text{ af} \checkmark$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.14 \text{ cfs} \times 214 \text{ d.} \times 1.9835 = 483.9 \text{ af} \checkmark$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 213.5 \text{ af} \checkmark$$

c) Volume Calculations for Other Uses:

$$V_{DR} = 1.22 \times 1.9835 \times 214 = 517.9 \text{ AF}$$

2. Overlap Review *Per VAX: none*

a) Other water rights with same place of use: *N/A. \checkmark*

b) Other water rights with same point of diversion: *N/A. \checkmark*

c) Analysis:

30 day P/D

3.	Permit No.	35-7816	Priority	9-6-1978	Amount	1.22 cfs	App. Date	9-6-1978	Date Proof Submitted	10-12-1983	System Capacity	1.55 cfs
----	------------	---------	----------	----------	--------	----------	-----------	----------	----------------------	------------	-----------------	----------

Wulf Lebrecht

~~Steering, ID 832~~ q.w. tributary to

g.u.

✓ Integration

10-11 10-11

1.225

213.5 AF

[illegible]

8. Place(s) of Use

[illegible]

SECRET

☐ Add P.U. as reflected above ☐ Other

[Handwritten signature]

K. Weber

K. Chatter

58-20-81

98-60-

3/5/86



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 12, 1986

RE: Permit No. 35-7816

Wulf Lebrecht
Sterling,
Idaho 83279

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 all of the 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,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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JAN 13 1986

Department of Water Resources
Permit No. 35-7816

Phone No. ~~397-4167~~

Blackfoot 785-5030

1. Owner: Wulf Lebrecht Phone No. ~~897-4467~~
Current Address: (Sterling, ID) 1515 Conestoga, Blackfoot 785-5030

2. Accompanied by: Applicant's Son (Brian) EXAM. DATE: 7-25-85
Address: _____ Phone No. 237-8089
Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

EXAM. DATE: 7-25-85

237-8089

3. Source: Groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	US Motors	100	C2849-A-221	Johnston	

*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 to 4 tower Lindsey-Zimmerman piston & hand mzs

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Eagle Eye Meter				091461	2"-13"	7-19-85
Annubar				191138	7.9"	

7. Measurements 7.75" ± 0 mm ☐ Additional data/computation sheets attached

7.75" ID manifold

☐ Additional data/computation sheets attached

9.20" Meter Reading

8. Point(s) of Diversion: Indicate Method of Determination *ASCS Air Photo*

Indicate Method of Determination *ASCS Air Photo*

[illegible]

9.	Place(s) of Use:	Irrigation - give acres served by system at time of exam. Indicate Method of Determination <i>ASCS Aerial Photo</i>
----	------------------	--

Place(s) of Use:

Indicate Method of Determination *ASCS Air Photo*

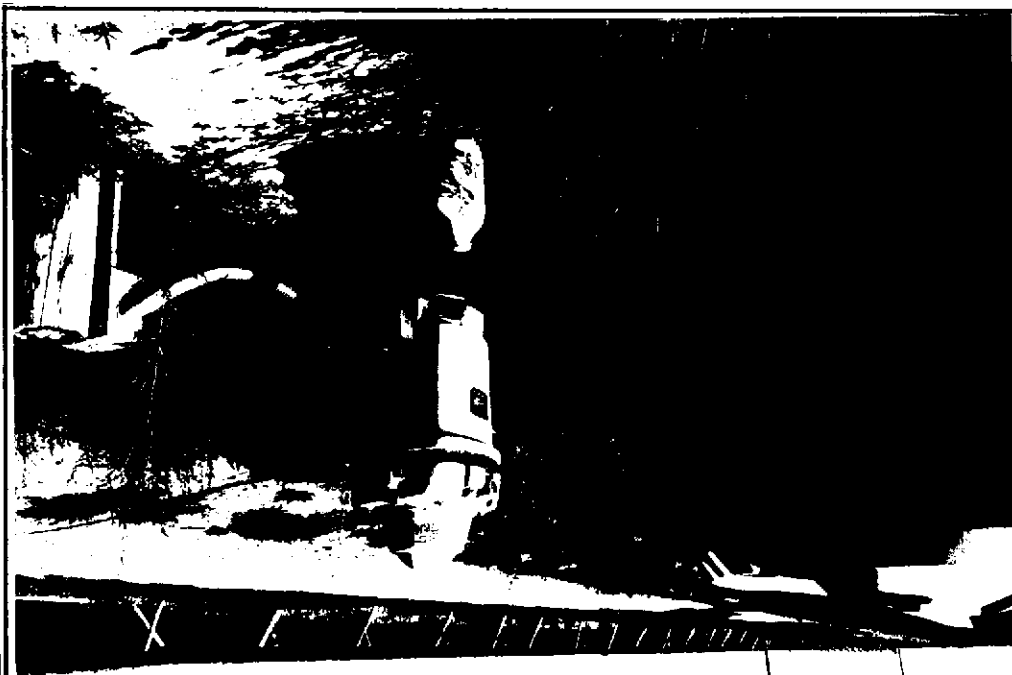
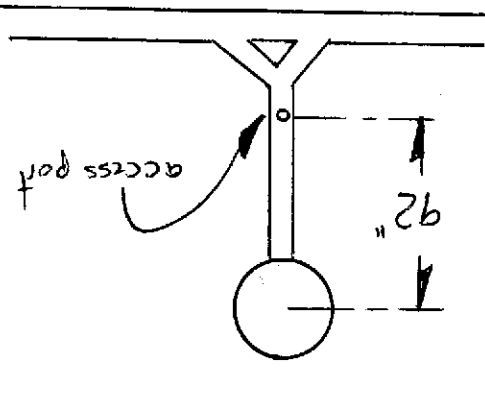
Indicate Method of Determination *ASCS Air Photo*

[illegible]

Total Acres 61

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



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

13. ☒ Photo of Diversion & System Attached

14. Remarks Click for PD amendment

15. Recommended Amendments
- ☒ Change P.D. as reflected above
- ☐ Change P.U. as reflected above
- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above
- ☐ Other
- ☐ None
16. Examiner's/Consultant's Signature [Signature] Date 12-02-85
- Consultant's License Number _____
- IDWR Director's Authorization to Conduct _____
- Beneficial Use Examination _____
- Date _____
- CONSULTANT SEAL

35-7816

350

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R 3 E
Sec 10

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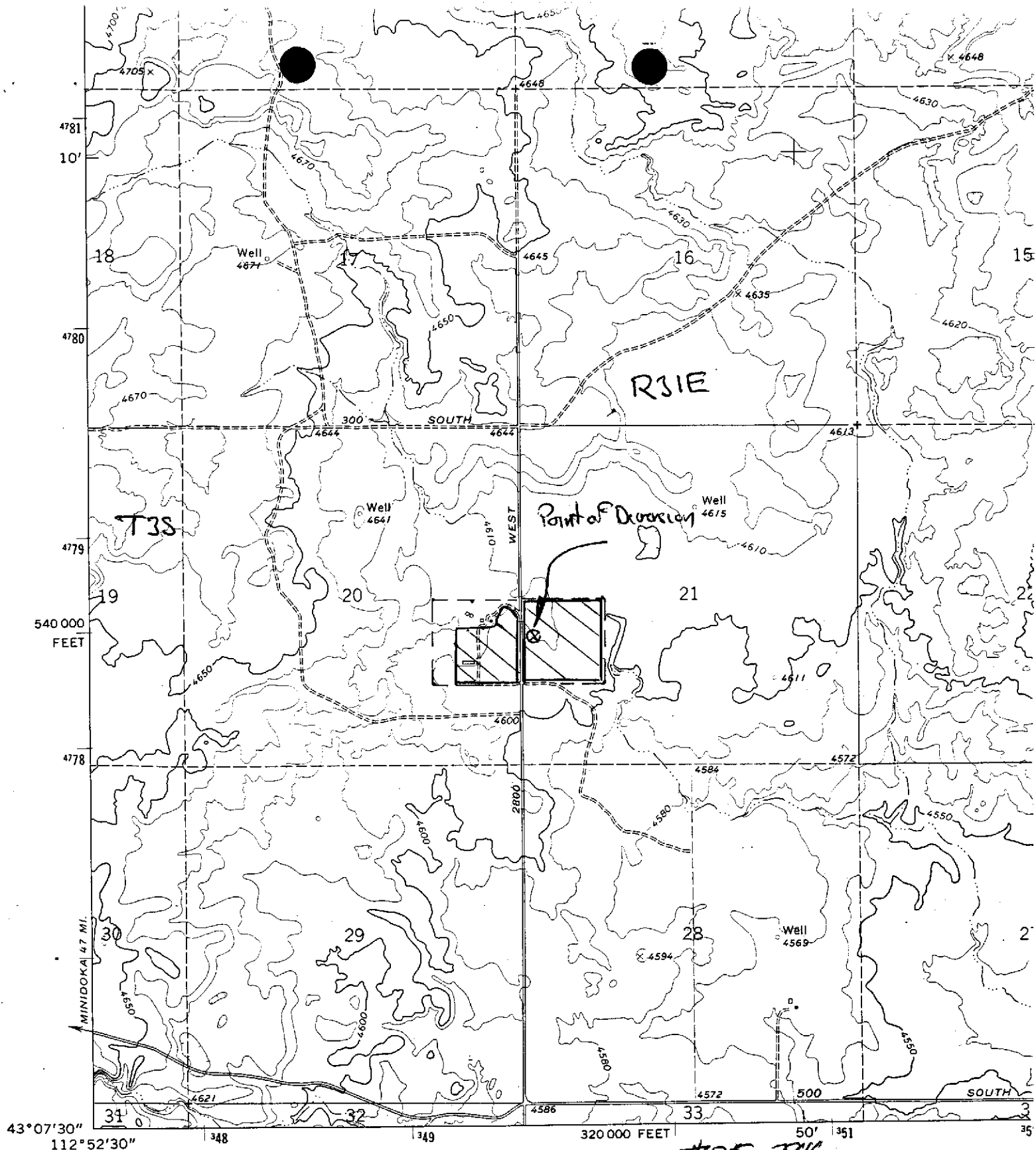
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NOT TO SCALE

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Mapped, edited, and published by the Geological Survey

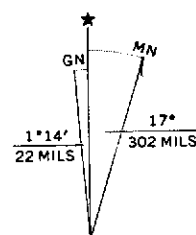
Control by USGS and NOS/NOAA

Topography by photogrammetric methods from aerial photographs taken 1971. Field checked 1973

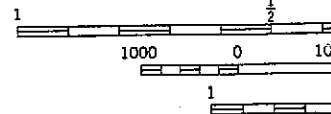
Projection and 10,000-foot grid ticks: Idaho coordinate system, east zone (transverse Mercator)
1000-metre Universal Transverse Mercator grid ticks, zone 12, shown in blue. 1927 North American datum

Fine red dashed lines indicate selected fence lines

#35-7816



UTM GRID AND 1973 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET



NAT

THIS MAP CO
FOR SALE BY U.S. GEOLOGICAL
SURVEY

METER NO. Q91461RANGE 2"-13"DATE TEST 7-19-1985

UPSCALE	DOWNSCALE	AVERAGE	METER READING	FLOW ERROR	FLOW CORREC FACTOR
	2.00	2.00	2		1.000
	2.87	2.87	3		0.978
4.06	3.87	3.965	4		0.995
5.00	4.87	4.935	5		0.993
6.12	5.75	5.935	6		0.994
7.12	7.00	7.06	7		1.004
8.12	7.87	7.995	8		0.999
9.00	8.75	8.875	9		0.993
10.00	9.87	9.935	10.0		0.996
10.87	10.75	10.81	11		0.991
12.12	11.62	11.87	12		0.994
13.25		13.25	13		1.009

35-7816

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

A. Kenneth Dunn
Director

December 9, 1983

Wulf Lebrecht
Sterling, I
Idaho 83279

RE: Permit #35-7817

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 examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

 X 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.

Sincerely,

BAROLD W. JONES
Sr. Resource Agent

HWD:JK

RECEIVED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 35-7816.

Name(s) of Permit Holder: Wulf Lebrecht

Post Office Address: Sterling, ID 83279

Tel. No. 397-4167
Model Phone 3281

Source of Water: Groundwater

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 160 (acres)
☐ Other

Department of Water Resources
Eastern District Office
Measuring Device: Required? ☐ Yes ☒ No
Access Port: Required? ☒ Yes ☐ No
Installed? ☐ Yes ☐ No
Installed? ☒ Yes ☐ No

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

Oct. 12, 1983
Date

Wulf Lebrecht
Signature of Permit Holder

PLACE
13 CENT
STAMP
HERE

RECEIVED

OCT 10 1983

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138013

LEBRECHT, WULF
STERLING, ID 83279

PROOF DUE NOTICE

SEPTEMBER 30, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7816 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE DECEMBER 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

RECEIVED
SEP 30 1983



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

December 7, 1978

Re: Permit No. 35-7816

Wulf Lebrecht
Sterling
Idaho 83279

Dear Mr. Lebrecht:

Your approved copy of your Application for Permit is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please 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. The Department will provide the specifications for the installation to you.

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,

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw Enclosure

MICROFILMED

35-7816

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. W Source
3. ✓ Point of Diversion
4. ✓ Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. N/A Place of Use for other than irrig.
8. ✓ Place of Use for irrigation (add acres)
9. App Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 55 Fee & Rec't. No.

Copies Sent To:

<u>N/A</u> Idaho Health Department	<u>N/A</u> U.S.F.S.
<u>1</u> Idaho Fish & Game Dept.	<u>1</u> Dept. of Lands
<u> </u> Bureau of Land Management	<u> </u> Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land 35-2457 & 35-2458 Trans App submitted and approved remaining water from land under this app.

N/A Withdrawals of all protests received yes no

Conditions:

ID Power Co. Letter - Snake R. No

ID Power Co. Letter - G.W. & Tribs. Yes

Snake River Condition No

Payette River Letter No

Priority Date 9-6-78

Water Quality #16 No

Water Quality #10 No
intrastate interstate

Meas. Dev. or Sc. Meas. Yes

Totalizing meter No

Supplemental No

Right-of-Way Cond. No

Watermaster Cond. No
Wtr. Dist No.

Meas. Dev. Cond. for apps within
a Water Dist. No

Jmi

Reviewer

12-4-78

Date

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

35-7816

Item Initial Date

Application No. Walf Lebrecht

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) EMC 9/08/78

In form to receipt

(2) NA

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) NA

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(4) EMC 9/08/78

In form for advertising

(5) " "

Platted on Map No. Cal. Plat 35 318

(6) " "

Located within Water Basin District No. 35

(7) " "

Critical groundwater area: yes ☐ no ☒

(8) " "

Groundwater levels:

☐ Declining, ☒ Stable, ☐ Increasing

(comment)

(9) " "

Other rights on the same place of use- Application

(10) EMC 9/08/78

is subject to approval of transfer

Comments: 35-2457-4 35-2458

(11) dh 9.25.78

Affidavit of Publication received(date) 9.25.78

(12) dh 10/02

Final date for protests Oct 2, 1978

Protests received: yes ☐ no ☒

(13) EMC 11/24/78

All requested information received from agencies or applicant: yes ☒ no ☐

(14) EMC 11/24/78

Action recommended:

☒ Approve ☐ Deny

9/6/78 Proposed Priority

☐ Reason for Reduction

☒ Measuring device required

☐ See attached sheet for other conditions of approval

☐ No special conditions for approval

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NOV 29 1978

Department of Water Resources

(15) District Eastern

By Ernest Carlson

Date 11/24/78

October 4, 1978

Mr. Wulf Lebrecht
Sterling
Idaho 83279

Dear Mr. Lebrecht:

The Department has completed the initial processing of your Applications for Transfer No. 35-2457 and 35-2458 and Application for Permit No. 35-7816. However, no further action can be taken until we receive evidence of ownership of the land to which the right is presently pertinent. A signed sales contract or warranty deed is normally acceptable for this purpose.

To prevent any further delays, we will be looking forward to receiving this information in the near future.

Respectfully submitted,

ERNEST M. CARLSEN
Water Resource Analyst

EMC:dh

11/1/78



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7188

September 8, 1978

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

Dear Sirs:

RE: Application for Permit No 35-7816 - LEBRECHT
Applications for Transfer No's 35-2457 and 35-2458 - LEBRECHT

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor

Bill submitted 9-25-78 by dh

RDC:dh
Enclosures: 3 Legal Notices

RECEIVED
SEP 11 1978
IDaho Falls

1 col. legals — jackie

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Wulf Lebrecht, Sterling, Idaho, has on 9-6-78, submitted Application No. 35-7816, for a permit to appropriate 3.00 cubic feet per second acre feet per annum of water from a ground-water source by means of well and pump within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 3S, R. 31E, B.M., Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 3S, R. 31E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before Oct. 2, 1978.

C. STEPHEN ALLRED
Director

(5755)
Pub.: 9-14

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C. STEPHEN ALLRED

Director

Published in the Blackfoot News, Blackfoot, Idaho
on Sept. 14 and 21, 1978

Wulf Lebrecht
35-7816

RECEIVED
SEP 14 1978

3/79

IDENT. NO. 35-7816

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

WATER RIGHT
DATA ENTRY LOG

Initials

Date _____

Item

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office

G

G

State Office
MAY 14 1984

VERIFIED

VERIFIED SRC

9/19/80

5619