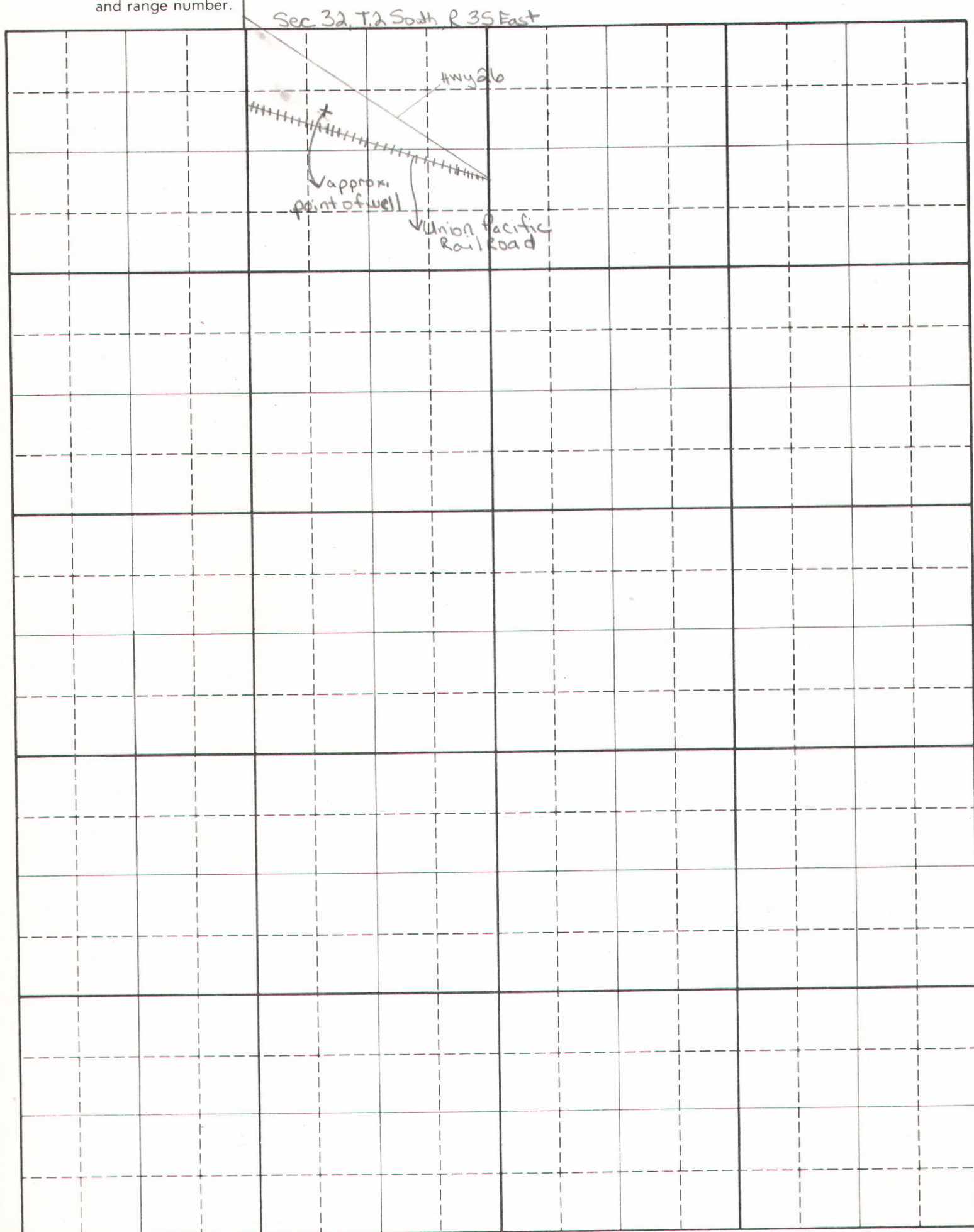


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.


(Applicant) SECRETARY

R 35 E

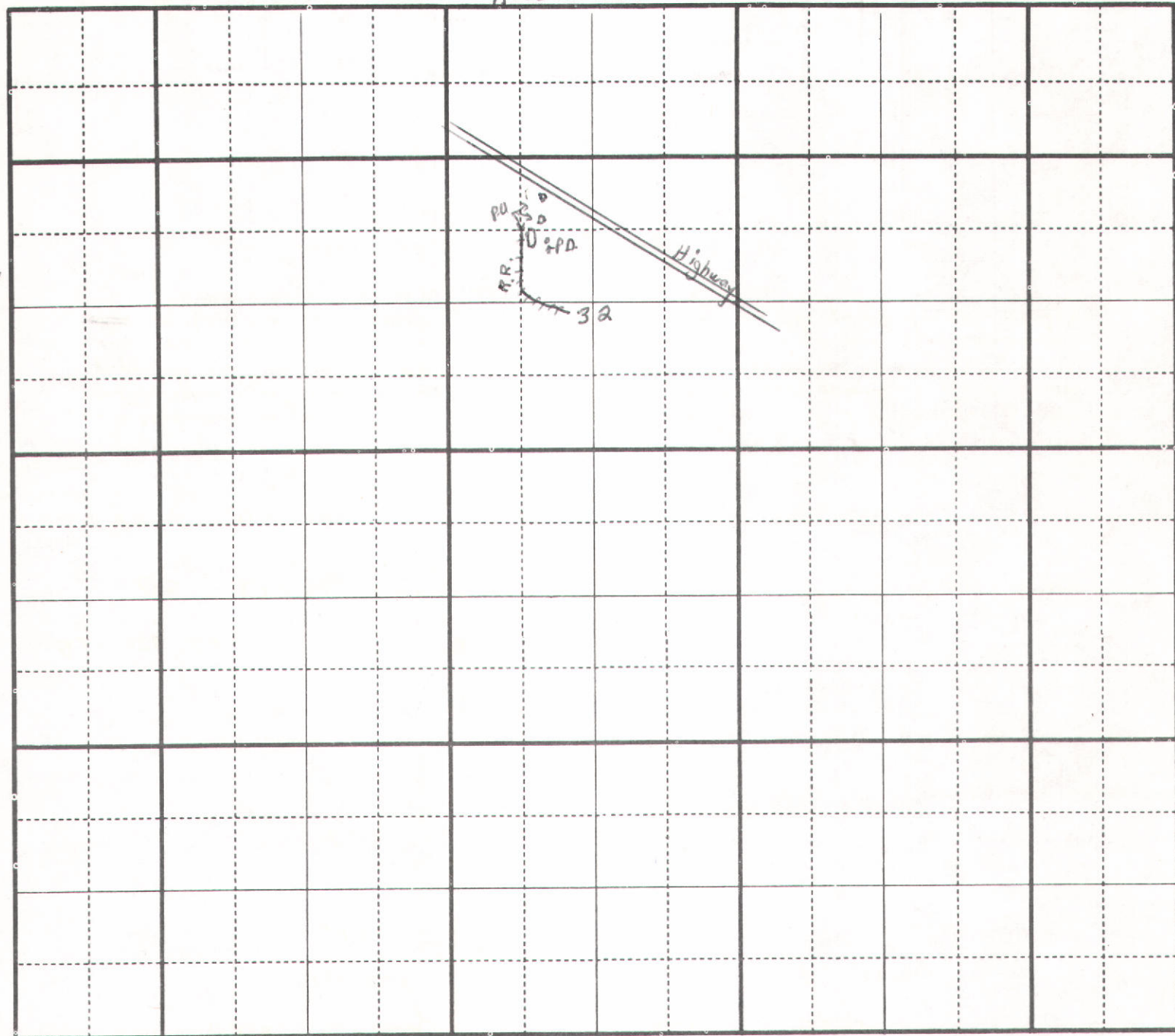
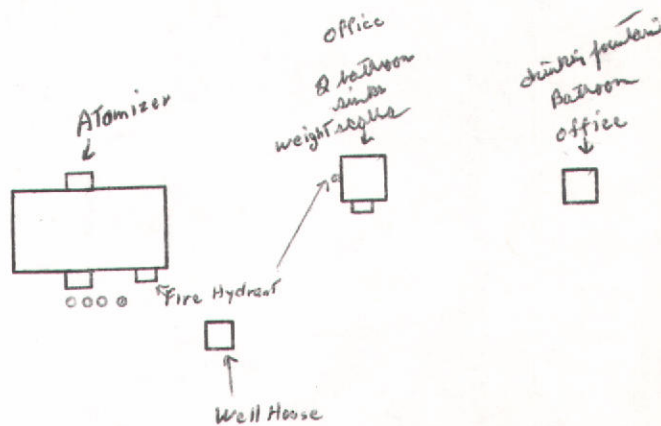
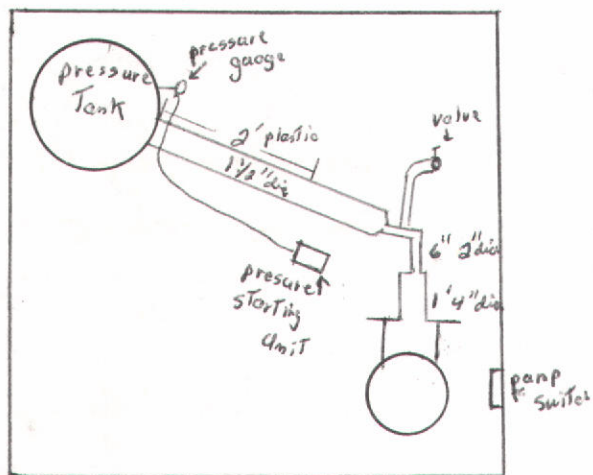


Diagram of System



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7723 Priority July 4, 1977 Amount 0.04 cfs
(late proof)

THIS IS TO CERTIFY, that Farmer's Merchant, Inc.
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 35-7723 issued pursuant to Application for Permit dated June 21, 1977,
and has submitted proof to the Department of Water Resources on September 14, 1978,
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 0.27 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
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>1.2</u> acre feet
Industrial	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>9.4</u> acre feet
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 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
10.6 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32, Twp.
2S, Rge. 35E 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 $\frac{1}{4}$	
2S	35E	32				X				X									

Total number of acres irrigated _____

Domestic use is two office buildings.
Industrial use is potato and seed production.

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 31 day of
January _____, 19 83.


Director

STATE OF IDAHO
Licensing
APPLICATION FOR AMENDMENT OF A PERMIT

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

Comes now Farmer's Merchant, Inc. Phone _____
of (address) P.O. Box 967, 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. 35-7723, and requests that the permit and permit map be changed as follows:

1. NO CHANGE
Point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____, Township _____, Range _____, B.M.,
County of _____. Other points of diversion: _____

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

Amount 0.02 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre feet per annum)

Amount 0.02 for industrial purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre feet per annum)

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

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

3. Place of use or land to be irrigated:

TWP	RGE	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 $\frac{1}{4}$	
2S	35E	32					X			X									

Total number of acres to be irrigated = _____

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

That necessary

Show 40-acre subdivisions, townships, ranges and ditches.

[illegible]

Scale: 2 inches equal 1 mile.

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

Signed at

to sep 7 this

61

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by

Free = \$20.00

Received by

Date _____

58

571

Publication dates

Publication prepared by

Date _____

Published in

2

APPROVE the above Application for Amendment of Permit No. 35-7723.

A. KENNETH DONN, of the Department of Water Resources hereby

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Witness my hand this 31 day of

19
83

Director

12

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-7723
IN THE NAME OF FARMER'S MERCHANT, INC.

ORDER OF REINSTATEMENT

WHEREAS, on June 21, 1977, Farmer's Merchant, Inc. filed with the Department of Water Resources an application for permit to appropriate 0.10 cubic feet per second of water from a groundwater source with the point of diversion within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 2S, Rge. 35E B.M., Bingham County, to be used for culinary industrial purposes; and,

WHEREAS, on August 22, 1977, the Department approved said application and issued Permit No. 35-7723 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before September 1, 1978; and,

WHEREAS, on June 30, 1978, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on September 7, 1978, the Department notified the permit holder that Permit No. 35-7723 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on September 14, 1978;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-7723 be REINSTATED and the priority advanced to July 4, 1977.

Dated this 18th day of September, 1978.

MICROFILMED

L. Glen Saxton

L. GLEN SAXTON

Chief, Operations Bureau

Identification No. 35 7723

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

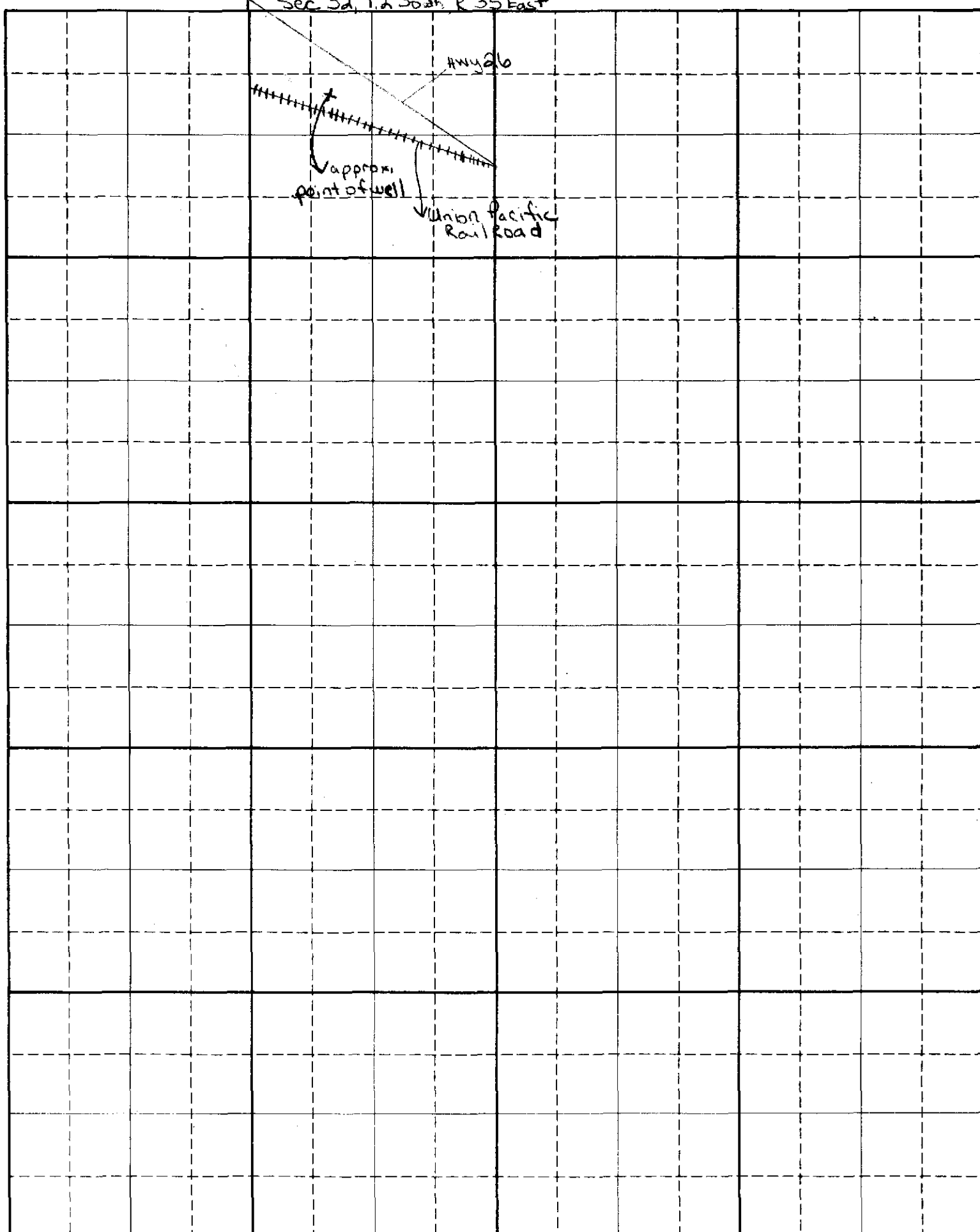
APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Farmer's Merchant, Inc. Phone: 785-4460
post office address P.O. Box 967, Blackfoot, Idaho 83221
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 2 South
Range 35 East B.M. Bingham County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into a septic tank at a point in SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 2 South Range 35 East B.M. Bingham County
4. Water will be used for the following purposes:
Amount 10 cfs for culinary & industrial purpose from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. _____ cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 75 foot deep 12 inch well casing with 7.5 horsepower pump
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 12 inches; proposed depth of well is 75 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is less than one years.
b. Estimated construction cost is \$ 3,500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 2 South Range 35 East B.M.
(2) Amount of power to be generated: _____ hp 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: Industrial and manufacturing - cleaning and washing - seed production and cleaning

UNRECORDED

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.


(Applicant) SECRETARY

Proposed Priority 6/21/77

Received by AKK Date 6-21-77 Time 10:35X

Preliminary check by AKK Fee \$ 10.00

Received by AKK Date 6-22-77 # 82A3

Publication prepared by AKK Date 6-23-77

Published in Blackfoot Record

Publication dates June 30 & July 9-1977

Publication approved me Date July 12, 1977

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by AKK

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. 35-7723 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 September 1, 19 78.

c. Other: _____

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

Witness: my hand this 22 day of August 19 77

Deputy Director

RECEIVED

JUL 12 1977

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho David Mark Brown

I, 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
30th day of June, 19 77

and the last publication having been made on the
7th day of July, 19 77

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 8th

day of July, 19 77

Patricia A. Johnson

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Farmer's Merchant, Inc.,
Blackfoot, Idaho, has on 6-21-77,
submitted Application No. 35-
7723 for a permit to ap-
propriate 0.10 cubic feet per
second of water from a ground-
water source by means of well
and pump within the SE1/4NW1/4,
Sec. 32, T. 2S, R. 35E
B.M., Bingham County; to be
used from Jan. 1 to Dec. 31 for
industrial and manufacturing
purposes for seed production
within the SE1/4NW1/4, Sec. 32,
T. 2S, R. 35E, 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 July 18, 1977.

C. STEPHEN ALLRED
Director

(5179)
Pub.: 6-30; 7-7

RECORDED

February 16, 1983

RE: Permit No. 35-7723

Farmer's Merchant, Inc.
P.O. Box 967
Blackfoot, ID 83221

Gentlemen:

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. 25314 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 Distribution Supervisor

JJ:kw
Enclosures



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

November 19, 1982

RE: Permit No. 35-7723

Farmer's Merchand, Inc.
P.O. Box 967
Blackfoot, ID 83221

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 35-7723 and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 0.04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 10.87 acre feet per year.

Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 2S, Rge. 35E, Bingham County

Beneficial use: Domestic use for two office buildings and industrial use for potatoe and seed production within the E $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 2S, Rge. 35E

Priority date established: July 4, 1977(late proof)

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.

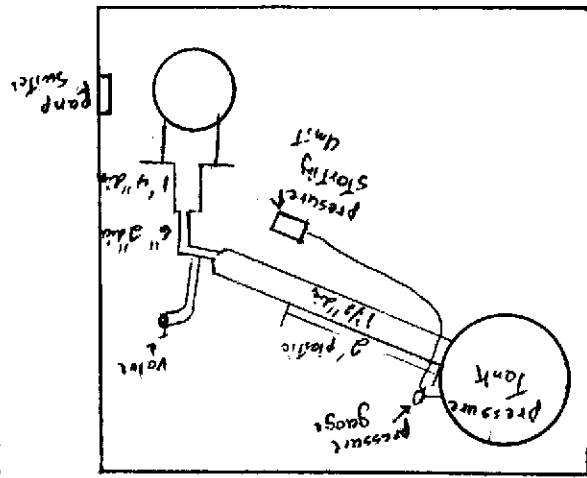
Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

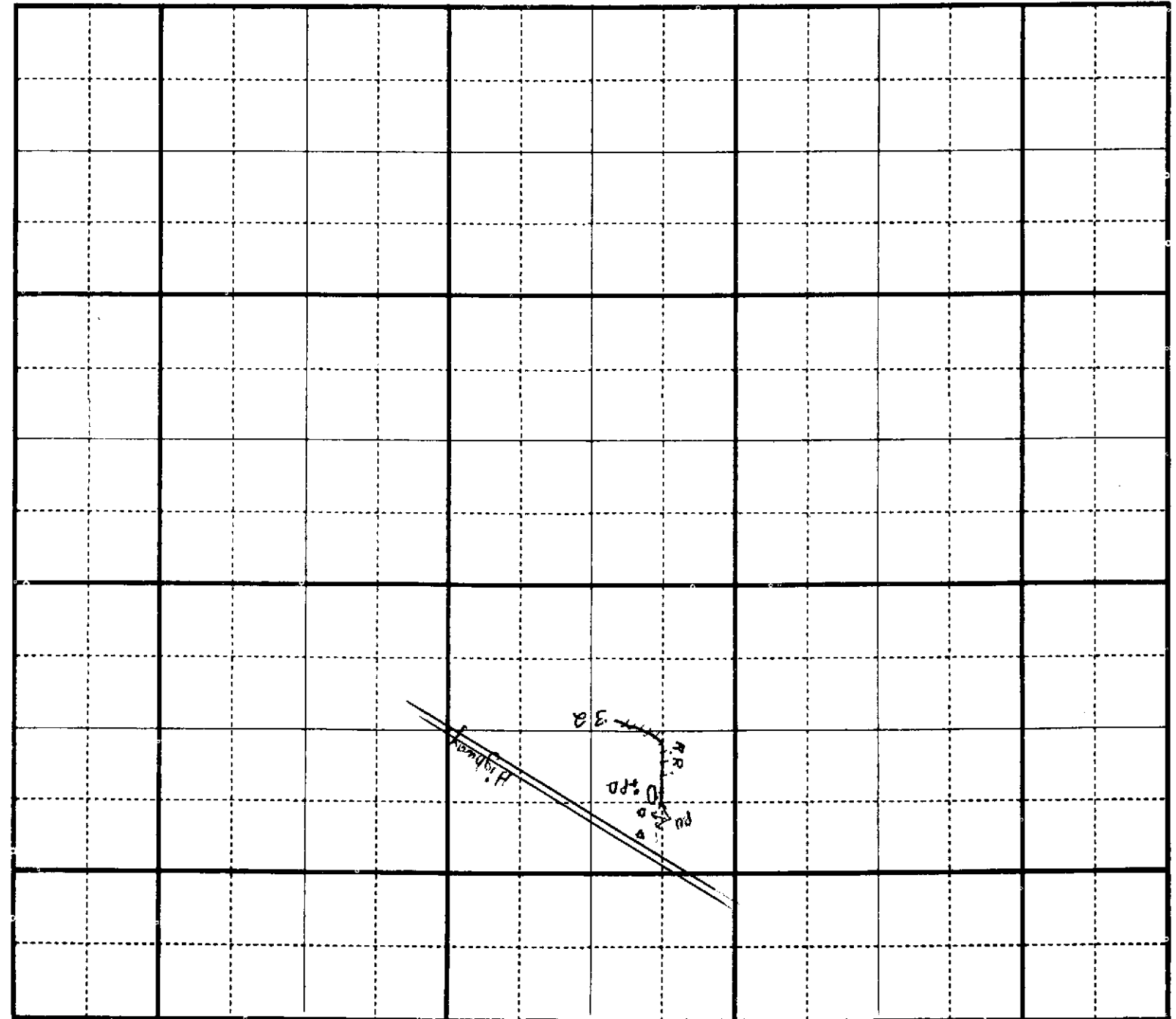
JJ:kw
Enclosure

RECEIVED



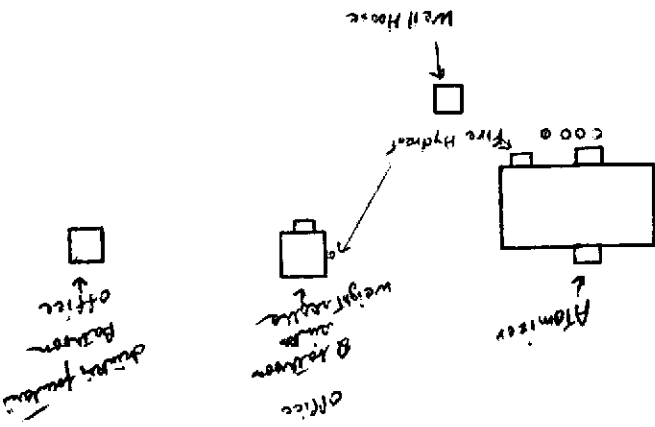
N

Diagram of System



R 35 E

501



JDC

DATE OF EXAM May 3, 79

ACREAGE
Found N/A
Recommended N/A

Irrigation Requirement N/A Ac Ft/Ac

USE
Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= .02 c.f.s. V= 1.2 AF/Ann. from Jan 1 to Dec 31
Livestock Q= c.f.s. V= AF/Ann. from to
Industrial .02 c.f.s. V= 9.35 " " Jan 1 " Dec 31

Is water co-mingled? yes no X

Name source: N/A
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Exchange? yes no X

Name source exchanged with: N/A
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Point of injection: N/A
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Point of exchange: N/A
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Total Q measured .27 cfs Method of measurement Throttled

Total Q recommended .04 Meter No. Type Condition

Total V recommended 10.55

Recommended Amendments:

P.D. NENW
Place of Use Add SE 1/4 Sec 32
Other
None

MEASUREMENT CALCULATION:

$Q = \frac{(7.5 \text{ hp})(8.814 \text{ cfs})(55)}{(40') + 40 \text{ psi}(2.308)} = \frac{36.358}{132.32} = .27 \text{ cfs}$ CAPACITY
At 40 psi 40 gpm = .002 cfs

Aerator V = $.002 \text{ cfs} \times 1.9835 \text{ cfs AF/dy} \times 365 \text{ dys} = 1.45 \text{ AF/Ann.} \approx \text{Industrial } 9.35 \checkmark$
Washing Vehicle V = $.02 \text{ cfs} \times 1.9835 \text{ cfs AF/dy} \times 200 \text{ dys} = 7.9 \text{ AF/Ann.}$
Loading ramp

SYSTEM DESCRIPTION:

Groundwater is diverted from an 8" x 6" well 5' x 6' by a H. F. Thelander 7.5 hp motor 3 phase 230V 2084 model # B2063-00-270A w/a Johnson Vertical turbine pump on sec # 34 a Meyer AV 22 G pressure tank on # 14800 116,304 50 psi gauge went from 29 to 43 psi at time of exam. well operates between for two office buildings drinking fountains and sinks, a fire hydrant, an alimais for potato and grain storage and washing trucks and hosing down concrete sidewalks.

REMARKS:

System shown and described by Bruce Webb - supervisor

Examiner's Signature John D. Carlson Date 3/24/80

Checked by Anthony R. Kozlowski Date 4-4-80

Approved by Date 10-28-82



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

September 18, 1978

Farmer's Merchant, Inc.
P. O. Box 967
Blackfoot, ID 83221

Re: Permit No. 35-7723

Enclosed is a copy of the Order reinstating your permit and advancing your priority to July 4, 1977.

We acknowledge receipt of the affidavit 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. 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 regional office in **Idaho Falls**.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 14 1978

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder THE FARMER'S MERCHANT, INC.
b) Post Office Address P. O. Box 967, Blackfoot, Idaho 83221
2. Permit Number 35-7723
3. Date of Priority that you are prepared to establish 10-13-70
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: SE ¼ NW ¼, Section 32
Township 2 So., Range 35 E. Boise Meridian, Other points of diversion: None
5. a) The amount of water and use to which the water has been applied:
Amount 1/6 C.E.S. for Culinary purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 110 GPM cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: per installation
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: NA
b) Describe the agreement or understanding by which you take water from the works: NA
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 7.5 hp pump 61 feet, 8" casing 6/8 thick
PVC pipe, 3" to 1½ water xxxxxxxxxx bowls set at 40'
b) Describe the type and size of measuring device which you have installed at your point of diversion: 3 stage GAC Johnson bowls, 110 gpm at 60 lbs. pressure thru system.
c) Give well driller's name and address and the date the well was completed: Frandsen Bro. Drilling Co. 6-16-70
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Farmer's Merchant, Inc., owns and operates a grain and seed business, and uses water for culinary and cleaning uses.

MICROFILMED

9/18/78

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: NA

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
25	35	32					X												

Total number of acres irrigated None

10. Remarks: NA Well is in gravel and 12 perforations per foot
From 35 to 60'. 90' is the total depth of the well.
Water stands at 32 feet.

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

Sept. 12, 1978

(Date)

The James Murchap
by [Signature]
(Signature)

State of Idaho)

) ss.

County of Bingham)

On this 12th day of September, 1978, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

David Stahl
Notary Public residing at Blackfoot
Idaho

My commission expires 8-15-81

MICROFILMED

6/14
35-7723

DWIGHT E. BAKER
ATTORNEY AT LAW
P. O. BOX 8
515 WEST BRIDGE
BLACKFOOT, IDAHO 83221
208/785-6101

RECEIVED

SEP 14 1978

Department of Water Resources

September 11, 1978

State of Idaho
DEPT. OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

Re: PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
THE FARMER'S MERCHANT, INC.
Our File No. 77-83

Gentlemen:

Enclosed herewith please find the above listed PROOF OF
APPLICATION OF WATER TO BENEFICIAL USE.

Very truly yours,


Dwight E. Baker

DEB/nw
Encl.
cc: THE FARMER'S MERCHANT, INC.

MICROFILMED

WATER RIGHT NUMBER 35-7723

OWNER LAST NAME - FARMER'S MERCHANT INC.

ADDRESS LINE 1 - P.O. BOX 967

ADDRESS LINE 3 -

SOURCE - GROUNDWATER

STAGE - ~~PERMIT~~

TOTAL DIV. VOLUME - 10.6

DIVERSION POINT - SENW 32 02S 35E LOT

FROM - 01-01 TO - 12-31 USE - INDUSTRIAL

USE - INDUSTRIAL

DECREE NAME -

REMARKS - REINSTATED 9-18-1978.

NON IRRIG USE - 47 GRAIN & SEED PRODUCTION & CLEANING.

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 09-01-1978 PERMIT/DENIED - 08-22-1977 PROTESTED -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL - 01A 03A

DIVERSION MEANS - WELL & PUMP.

FIRST NAME -

ADDRESS LINE 2 -

CITY - BLACKFOOT

TRIBUTARY OF -

STATUS -

TOTAL DIV. VOLUME - 10.6

DIVERSION POINT - SENW 32 02S 35E LOT

FROM - 01-01 TO - 12-31 USE - INDUSTRIAL

USE - INDUSTRIAL

DECREE NAME -

REMARKS - REINSTATED 9-18-1978.

NON IRRIG USE - 47 GRAIN & SEED PRODUCTION & CLEANING.

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 09-01-1978 PERMIT/DENIED - 08-22-1977 PROTESTED -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL - 01A 03A

DIVERSION MEANS - WELL & PUMP.

ORIG OWNER -

STATE - ID ZIP CODE - 83221

CITY - BLACKFOOT

TRIBUTARY OF -

STATUS -

TOTAL DIV. VOLUME - 10.6

DIVERSION POINT - SENW 32 02S 35E LOT

FROM - 01-01 TO - 12-31 USE - INDUSTRIAL

USE - INDUSTRIAL

DECREE NAME -

REMARKS - REINSTATED 9-18-1978.

NON IRRIG USE - 47 GRAIN & SEED PRODUCTION & CLEANING.

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 09-01-1978 PERMIT/DENIED - 08-22-1977 PROTESTED -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL - 01A 03A

DIVERSION MEANS - WELL & PUMP.

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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

September 7, 1978

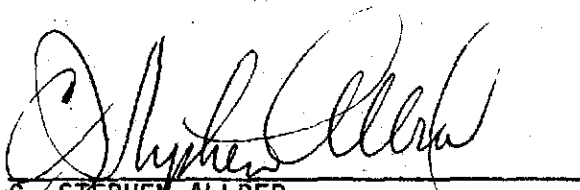
Farmer's Merchant, Inc.
P. O. Box 967
Blackfoot, ID 83221

RE: Permit No. 35-7723

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 35-7723 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated June 30, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.


C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

C. STEPHEN ALLRED
Director

CERTIFIED MAIL

June 30, 1978

Re: Permit No. 35-7723

138312

Farmer's Merchant, Inc.
P. O. Box 967
Blackfoot, ID 83221

Gentlemen:

One of the conditions of approval of your water Permit No. 35-7723 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before September 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.

RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

August 25, 1977

Re: Permit No. 35-7723

Farmer's Merchant, Inc.
P. O. Box 967
Blackfoot, ID 83221

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 35-7723 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

MICROFILMED

June 28, 1977

RE: Application for Permit No. 35-7723 FARMER'S MERCHANT, INC.

Mr. James Martsch
Attorney at Law
P.O. Box 752
Blackfoot, Idaho 83221

Dear Mr. Martsch:

Attached herewith is departmental receipt No. 8203 in the amount of \$10.00 for the above referenced application.

The Department has begun the processing of this application; however, before final action is taken, it will be necessary to have the title of the person signing the application indicating what his position is with the company.

Very truly yours,

ANTHONY R. KOZLOWSKI
Water Resource Agent

ARK: CW

Attachment

James S. Johnston, whose name appears on the application is the Secretary of Farmer's Merchant, Inc. per telecon with secretary (Opal) cw 7-18-77

June 24, 1977

RE: Applications for Permit Nos. 35-7723 FARMER'S MERCHANT, INC.
35-7724 HEMBERRY

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

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,
Eastern Region

Bill submitted 7-12-77 by CEL

RDC:ME

Enclosures

NOTICE OF
APPLICATION FOR
WATER PERMIT

Notice is hereby given that Farmer's Merchant, Inc., Blackfoot, Idaho, has on 6-21-77, submitted Application No. 35-7723, for a permit to appropriate 0.10 cubic feet per second of water from a ground-water source by means of well and pump within the SE $\frac{1}{4}$ N-1/4, Sec. 32, T. 2S, R. 35E, B.M., Bingham County; to be used from Jan. 1 to Dec. 31 for industrial and manufacturing purposes for seed production within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 2S, R. 35E, 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, 400 Lincoln Road, Idaho Falls, Idaho, 83401, on or before July 18, 1977.

C. STEPHEN ALLRED
Director

(5179)
Pub.: 6-30; 7-7

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Farmer's Merchant, Inc.,
Blackfoot, Idaho

has on 6-21-77 submitted Application No. 35-7723
for a permit to appropriate 0.10 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from a ground-water source
by means of well and pump
within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 2S, R. 35E, B.M., Bingham County;

to be used from Jan. 1 to Dec. 31
for industrial and manufacturing purposes for seed production

within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 2S, R. 35E, 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 _____
July 18, 1977

C. STEPHEN ALLRED
XXXXXXXXXXXXXXXXXXXX
R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho
on June 30 and July 7, 1977

*the - J.
the - H.
the - C.*

Law Offices
FURCHNER, MARTSCH & BAKER
178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

H. WILLIAM FURCHNER
JAMES L. MARTSCH
DWIGHT E. BAKER

June 20, 1977

RECEIVED
JUN 21 1977
Department of Water Resources
Eastern District Office
AREA CODE 208
785-2310
P. O. BOX 752

Idaho Department of Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Gentlemen:

On behalf of Farmer's Merchant, Inc., we enclose herewith Application for Water Permit, together with our check in the amount of \$10.00 to cover the fees.

Your attention to this matter will be appreciated.

Very truly yours,

FURCHNER, MARTSCH & BAKER

by James L. Martsch
Dwight E. Baker

DEB:daw
Enclosures

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Farmer's Merchant Inc.

☒ 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. — what capacity
☒ Fee

(1) ARK 6/24/77

In form to receipt ys

(2) ARK 6/22/77

Send Copies to:

n/a Idaho State Health Department
n/a Idaho Fish and Game Department
n/a Bureau of Land Management

(3) ARK 6/22/77

n/a Request Special Use Permit from U.S.F.S.
n/a Request Easement from B.L.M.
n/a Request Information from Applicant
n/a Request Dam Safety Information

(4) ARK 6/22/77

In form for advertising ys

(5) ARK 6/22/77

Platted on Map No. 28 35E

(6) ARK 6/22/77

Located within Water District No. X Basin 35

(7) ARK 6/22/77

Critical groundwater area: yes no X

(8) ARK 6/22/77

Groundwater levels:

Declining, X Stable, Increasing

(comment) No Ob wells in area

(9) ARK 6/22/77

Other rights on the same place of use no

(10) ARK 6/22/77

Comments: conflicting rights
None

(11) W 7-12-77

Affidavit of Publication received (date) July 12-1977

(12) W 7-18-77

Final date for protests July 18, 1977

Protests received: yes no

(13) RDC 7/18/77

All requested information received from agencies or applicant: yes no

(14) 11 11

Action recommended:

Approve Deny

6/21/77 Proposed Priority

Reason for Reduction

Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E By RDC Date 7/18/77

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