

RECEIVED

MAY 13 1977

Department of Water Resources
Laramie District Office

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: Thurs of each week; that the
notice attached hereto and which is a part of this af-
fidavit and part of the proof of publication was,
published in said Thursday

..... issue of said newspaper ..2... consecutive
wks., the first publication having been made on
the ..28th day of April, 19 ..77.,
and the last publication having been made on the
..5th.. day of May...., 19 ..77.; 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 May...., 19 ..77....

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, ~~1977~~ 1980

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J.
W. Vanderford, Inc., Aberdeen,
Idaho, has on 4-15-77 submitted
Application No. 35-7696, for a
permit to appropriate 3.20 cubic
feet per second of water from a
ground-water source by means
of well and pump within the
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 5S, R.
31E, B.M., Bingham County; to
be used from Apr. 1 to Nov. 1 for
the irrigation of 160 acres
within the NW $\frac{1}{4}$, Sec. 18, T. 5S,
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 May 16, 1977.

C. STEPHEN ALLRED
Director

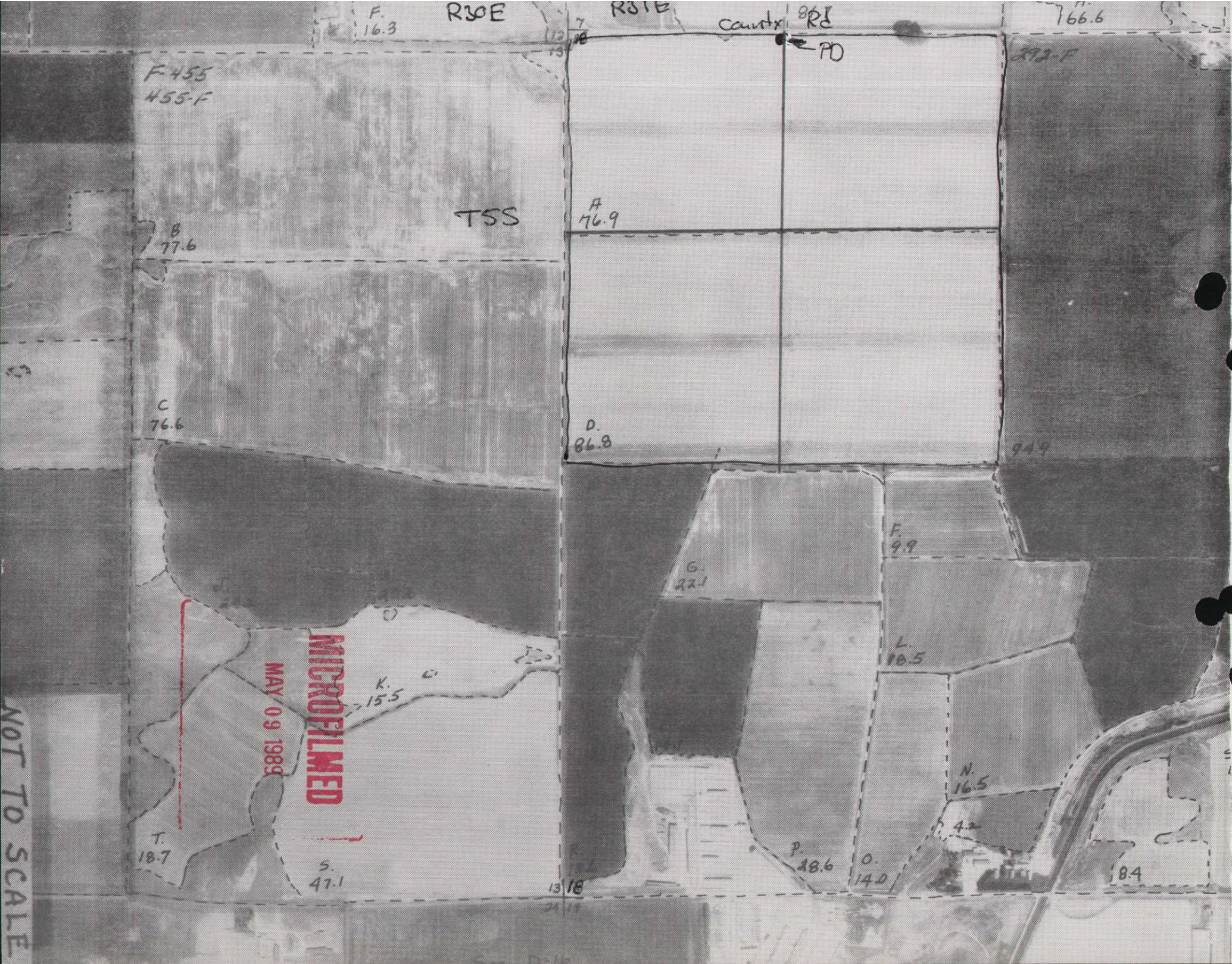
(5081)
Pub.: 4-28; 5-5

31 RDC

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NOT TO SCALE

35-769C



MAY 09 1989

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07696

Priority: April 13, 1977 Amount: 0.18 CFS 31.5 AFA

This is to certify, that J.W. VANDERFORD INC.
P.O. BOX 181
ABERDEEN, ID 83210

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 13, 1977, and has submitted proof to the Department of Water Resources on June 29, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 3.220 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 11/01	0.18 CFS	31.5 AFA

LOCATION OF POINT(S) OF DIVERSION: NWNW , Sec. 18, Township 05S, Range 31E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05S	31E	18	NWNW	9		9

Total number of acres irrigated: 9

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 21st day of April, 1989.

Acting for the Director

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MAY 09 1989

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 35-7696

ORDER

WHEREAS, it has been determined by the Department of Water Resources that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from said permit.

Dated this 28th day of August, 1978.

L. Glen Saxton

L. GLEN SAXTON

Chief, Operations Bureau

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MAY 09 1989

~~EX-100~~

Identification No. 35 7696

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 J. W. Vanderford, Inc. Phone: 397-4616
post office address Aberdeen, Idaho (Manager, Charles Shackelford)
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 18 Township 5S
Range 31E B.M. Bingham County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .20 for Irrigation purpose from Apr. 1 to Nov. 1 (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. .20 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 and 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 during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 18 inches; proposed depth of well is 160 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 75,000.00.
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: _____ 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: _____

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

[illegible]

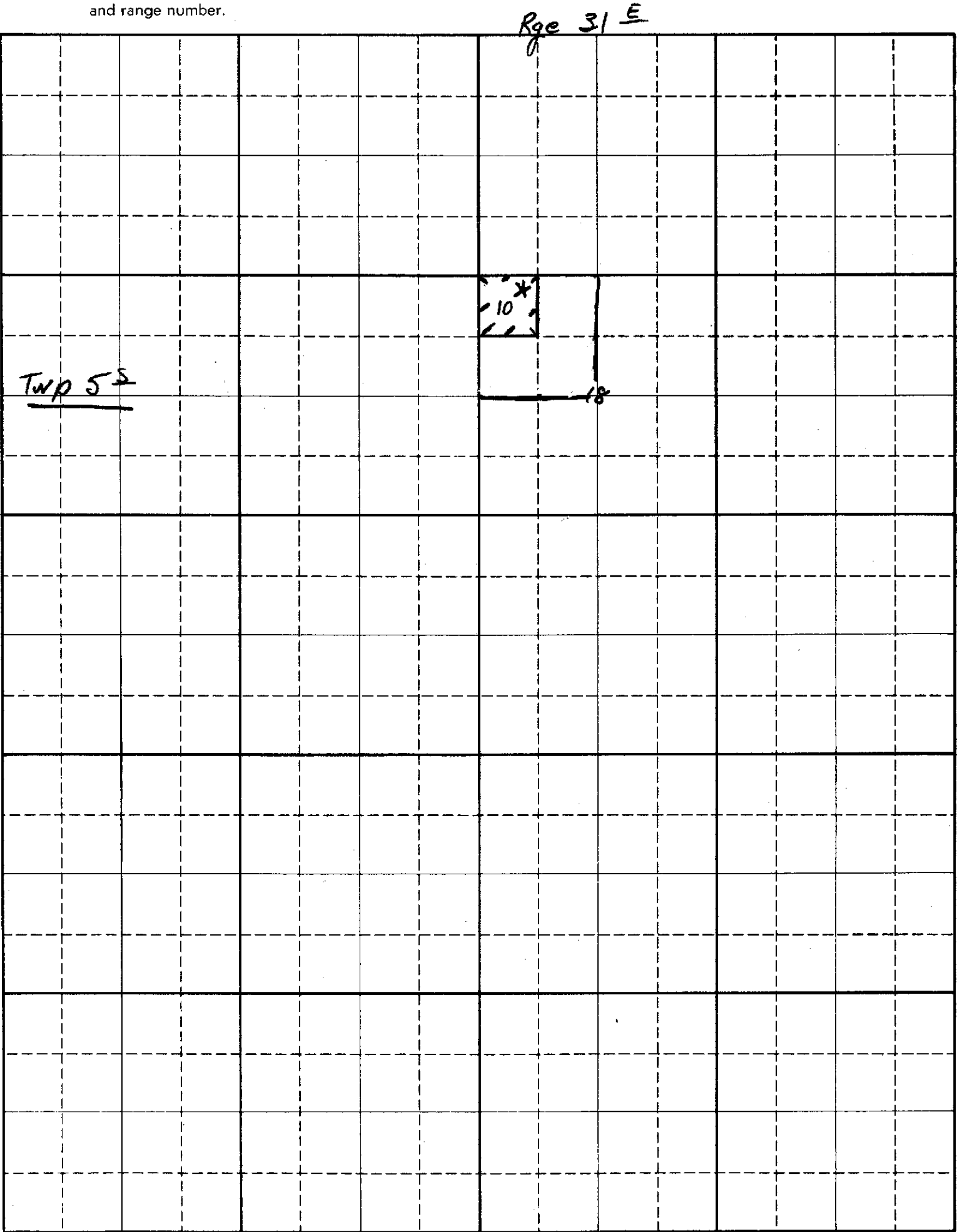
Total number of acres to be irrigated 10

c. Describe any other water rights used for the same purposes as described above. _____
Surface water rights in Aberdeen-Springfield Canal

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

10. Remarks _____

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

John W. Vandenberg
(Applicant)

Proposed Priority 4/13/77

Received by CW Date 4-15-77 Time 4:45p.

Preliminary check by EMC Fee \$ 45.00 # 6547 # 10.00 4-19-77

Receipted by CW Date 4-15-77

Publication prepared by CW Date 4-22-77

Published in Blackfoot News

Publication dates April 28 & May 5-1977

Publication approved me Date 5-16-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial NRDC ig

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

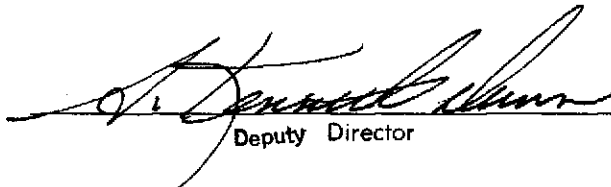
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7696, and said application is hereby APPROVED.

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 August 1, 19 82.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 22 day of August 19 77.


Deputy Director

RECEIVED

MAY 13 1977

Department of Water Resources
District Office

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: Thurs of each week; that the
notice attached hereto and which is a part of this af-
fidavit and part of the proof of publication was,
published in said Thursday

..... Issue of said newspaper ..2... consecutive
wks., the first publication having been made on
the 28th day of April, 19 77..
and the last publication having been made on the
5th day of May.... 19 77..; 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.

William Atticus Brown
Subscribed and sworn to before me this 6th..

day of May.... 19 77...

William H. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, ~~1977~~ 1980

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If issued, this permit will be
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Protests against the granting of
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the Idaho Department of Water
Resources, 1515 Lincoln Road,
Idaho Falls, Idaho, 83401, on or
before May 16, 1977.

C. STEPHEN ALLRED
Director

(5081)
Pub.: 4-28; 5-5

31 RDC

April 25, 1989

J.W. VANDERFORD INC.
P.O. BOX 181
ABERDEEN, ID 83210

RE: PERMIT NO. 35-07696

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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MAY 09 1989

March 20, 1989

J. W. VANDERFORD INC.
P.O. BOX 181
ABERDEEN, ID 83210

RE: PERMIT NO. 35-07696

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAY 09 1989

MEMORANDUM

TO:FILE #35-7696

FROM:ROXANNE MCCARTHY

RE: CHANGE TO CALCULATED DIVERSION CAPACITY

DATE: 23-FEB-1989

The examiner incorrectly calculated the diversion rate. The correct calculation is:
$$[(9.75"ID)^2 \times 3.85\sqrt{18"meter\ reading} \times 0.932] \div 448.8 = 3.22\ cfs$$

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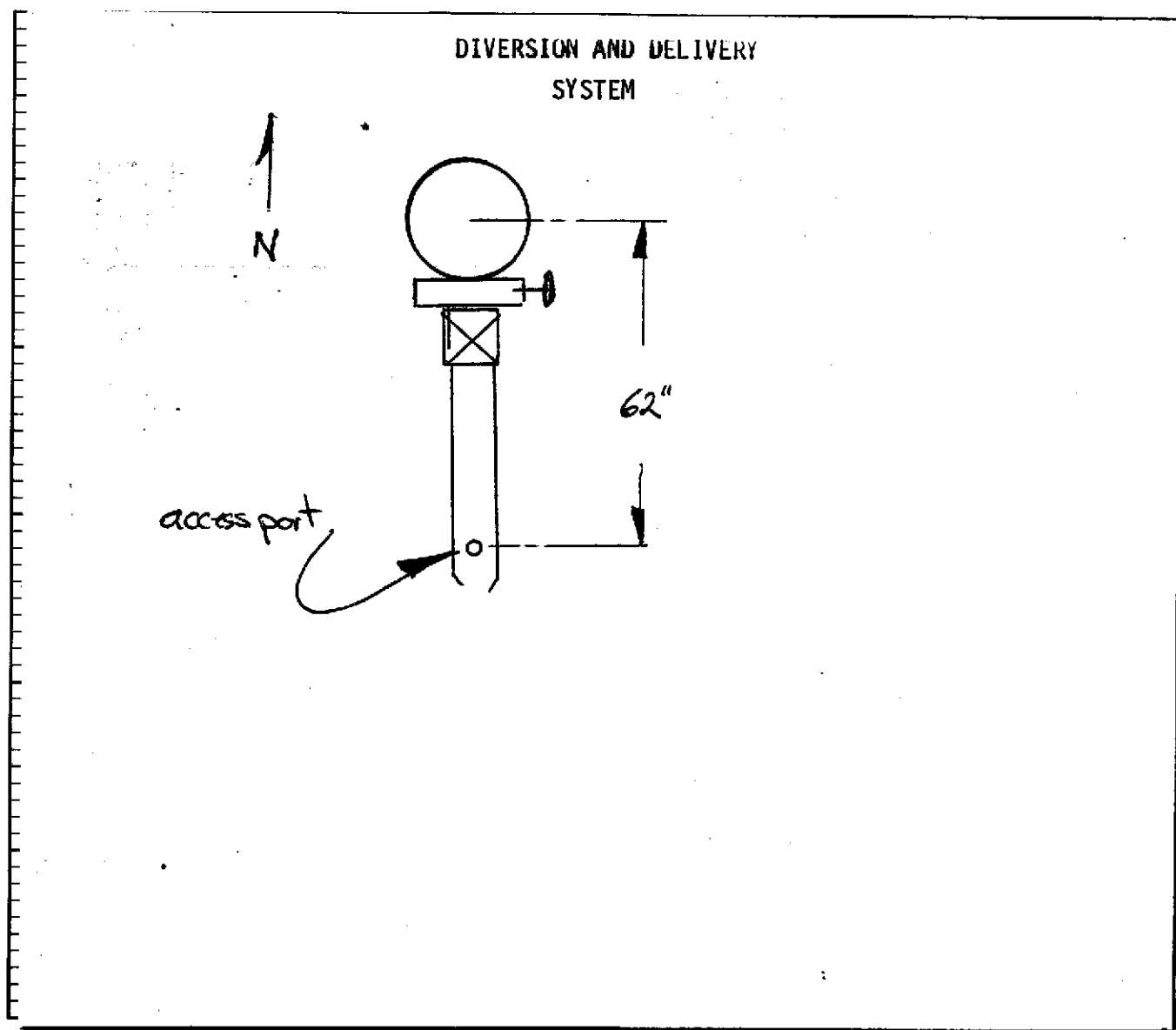
MAY 09 1989

Department of Water Resources

Phone No. (801) 753-7359

- [illegible]

10. Other water rights on these lands # 35-2073 + shares in Canal
11. Other water right diverted from same p.d. Yes, look up 35-2073
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 License 35-2073 should have reflected 150 acres irrigated and it appears to have been inadvertently left off land list on license
35-7696 → Only 9 acres licensed in NWR because County Rd takes one acre.

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 9-19-85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

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MAY 09 1989

CONSULTANT SEAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
JAN 2 1986

35-7696
Permit No.

Department of Water Resources

1. Measurement Calculations

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

$$Q = \left(9.75 \text{ "IO mainline} \right)^2 \times 3.85 \sqrt{18 \text{ "meter reading}} \times .932 \text{ correction factor}$$

$$Q = 1499.0 \text{ gpm or } 3.34 \text{ cfs}$$

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 9 \text{ acres} \times 3.5 \text{ af/a} = 31.5 \text{ af} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.18 \text{ cfs} \times 214 \text{ d} \times 1.9835 = 76.4 \text{ af} \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 31.5 \text{ af} \end{aligned}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: Shares in Aberdeen-Springfield Canal

b) Other water rights with same point of diversion: 35-2073

c) Analysis:

1/ Total capacity of system 3.34 cfs

2/ License 35-2073 from same PD has already licensed 3.0 cfs

3/ 9 acres @ 0.02 cfs/acre = 0.18 cfs

4/ license 9 acres for 0.18 cfs. R-17 (35-2073) (3.18 cfs)

R-16 (3.5)

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MAY 09 1989

RECOMMENDED AMOUNTS

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

4. Permit Holder: _____

Address: _____

5. Source: _____ tributary to _____

6. Beneficial Use	Period of Use From To		Rate of Diversion Q (cfs)	Annual Volume V (afa)
Irriqation	4-1	11-1	0.18	31.5

Allowable Maximums: _____

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☒ Other

11. Examiner's Signature *[Signature]*

Checked in Regional Office by Gary Spackman

Approved in State Office by James McCarthy

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MAY 09 1989

Date 9-19-85

Date 12-30-85

Date 11/14/88

State of Idaho

License and Certificate of Water Right

35-2073

Water License No. 20092 Priority June 5, 1947 Amount 3 second feet

THIS IS TO CERTIFY that ANDREW M. LIVINGSTONE

of Aberdeen, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 5, 1947; that Permit No. 20092 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3 second feet, was issued thereunder on June 18, 1947, showing that said works were completed on the 16th day of June, 1947; and that on the 4th day of August, 1947

ANDREW M. LIVINGSTONE

of Aberdeen, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well tributary of for the purpose of irrigation under Use Permit No. 20092 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses, at Page 4471, on the 28th day of March, 1949;

The right hereby confirmed dates from June 5, 1947;

The Point of Diversion is located

in the NW 1/4 NW 1/4, Sec. 18, Tp. 5 S., R. 31 E., B. M. Bingham County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.6 cubic feet per second, for the NW 1/4 NW 1/4 Section 18, Twp. 5 S., Rge. 31 E. and 2.4 cubic feet per second for the NE 1/4 NW 1/4 and S 1/2 NW 1/4 " " " " " "

Description and location of use:

TWP.	RANGE	SECTION	PORTY-ACRE TRACT	NO. ACRES DESCRIBED IN PERMIT	NO. ACRES ACTUALLY IRRIGATED
5 S.	31 E.	18	NE 1/4 NW 1/4	40	—
			NW 1/4 NW 1/4	40	30
			SW 1/4 NW 1/4	40	—
			SE 1/4 NW 1/4	40	—
Number of new acres actually irrigated					30

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MAY 09 1989

Should read 150 acres
(See memorandum on back)

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 28th day of March, 1949

CONVERSATION MEMORANDUM.

DATE June 6, 1977

FILE 35-7696, 35-2073

NAME OF PARTY J.W. Vanderford

EMPLOYEE Ernie Carlsen *eme*

RE: On the 8th day of April, 1977, I assisted J.W. Vanderford in filing an application for transfer to change the place of use for licensed water under License No. 35-2073, and then filing an application for permit on the lands originally under License No. 35-2073, plus what was believed to be an additional 130 acres. In reviewing the application for transfer, Ron Carlson detected an error which was the result of my misreading License No. 35-2073. The license listed 30 acres as actually being irrigated, and I interpreted this to the acreage being licensed. However, in the remarks it describes an additional 120 acres to be licensed, but these were not included in the list of acres actually irrigated. Due to this error, Mr. Vanderford filed the above mentioned applications at a cost to him of \$85.00. It has since been determined the transfer is not necessary and Mr. Vanderford need only file on 10 acres, with a statutory filing fee of \$10.00. Application No. 35-7696 has been changed to reflect this, and Mr. Vanderford has requested Transfer No. 35-2073 be withdrawn. I would hope the Department would consider reimbursing Mr. Vanderford for the difference of \$75.00.

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MAY 09 1989

Mr. Vanderford was in the office 6/29/77 and again indicated he had no need for the transfer if

35-1696

7666

10

A
76.9

D
86.9

755

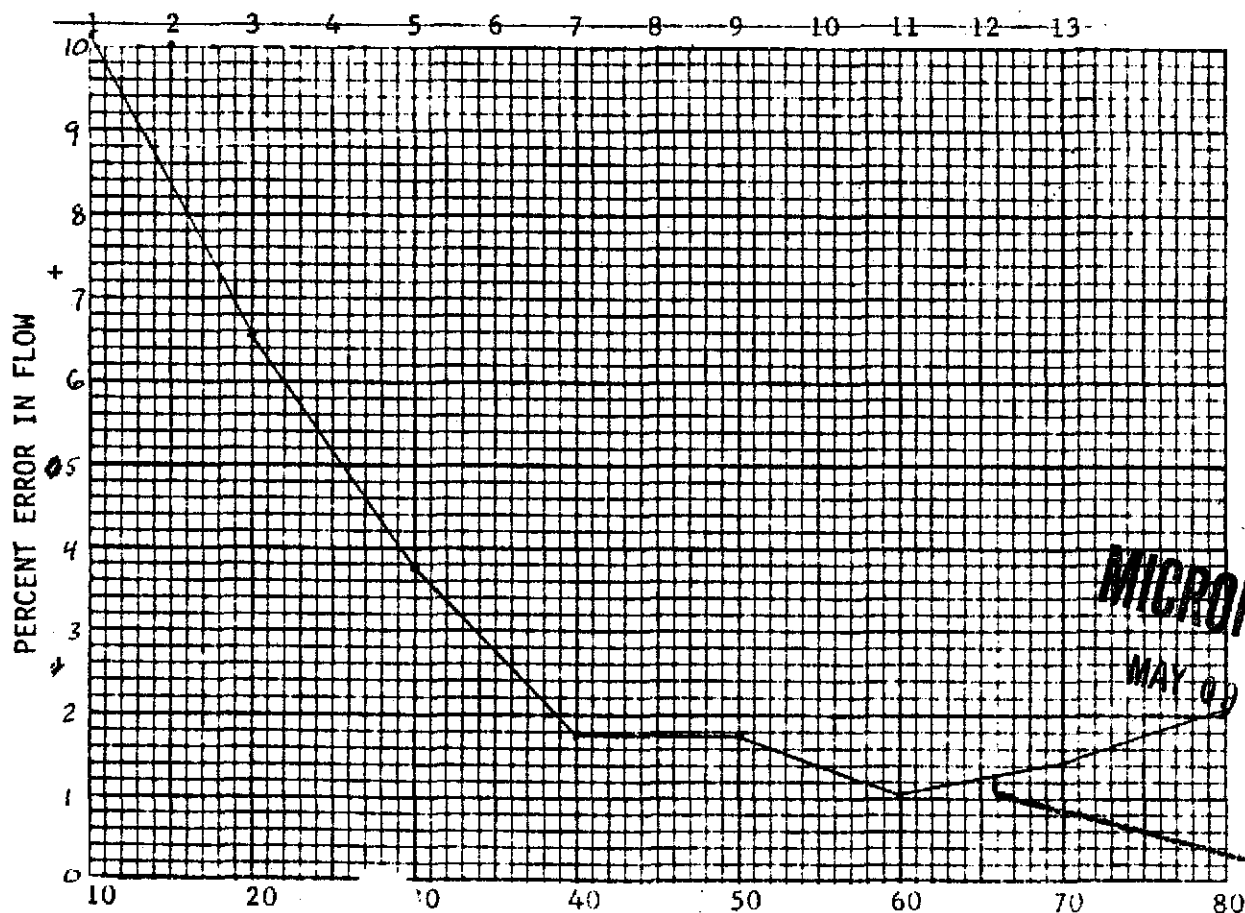
7663

#35-7696

EASTERN

METER NO. 091471RANGE 10-80DATE TESTED 5/29/84

APPLIED PRESSURE			METER READING	FLOW ERROR (%)	FLOW CORRECTION FACTOR
UPSCALE	DOWNSCALE	AVERAGE			
8.59	7.89	8.24	10 ³¹⁸	+10.16	.908
18.02	17.20	17.61	20	+6.57	.938
28.57	27.15	27.86	30	+3.77	.964
39.42	37.81	38.62	40	+1.78	.983
49.02	47.54	48.28	50	+1.77	.983
59.85	57.67	58.76	60	+1.05	.990
68.47	67.64	68.06	70	+1.42	.986
76.90	76.71	76.81	80	+2.06	.986



MICROFILMED

MAY 09 1989

IDENT. NO. 35-7696

I D 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

[illegible]



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

September 27, 1982

J. W. Vanderford
Box 131
Aberdeen, Idaho 83210

RE: Permit No. 35-7696

Dear Mr. Vanderford:

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,

COLLEEN WRAY
Adm. Secretary

MicroFILMED

MAY 09 1989

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has consented development to the extent shown below of Permit No. 35-7696

Name(s) of Permit Holder: J. W. Vanderford INC

Post Office Address: Box 181 R.

Abendeen Idaho 83217 Tel. No. 397-4616

Source of Water: Deep Well

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

6/16/82
 Date

J. W. Vanderford
 Signature of Permit Holder

MICROFILMED
 MAY 09 1983

J. W. Vandenberg Inc

R.R. Box

Abendee N



83210

United States Inc



MICROFILMED
MAY 09 1989

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED
JUN 28 1982

JUN 28 1982

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138144

J. W. VANDERFORD INC.
C/O CHARLES SHACKELFORD, MGR.
ABERDEEN, ID 83210

MAY 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7696 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 1982, (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY 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 POST CARD 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 WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED

MAY 09 1989

CERTIFIED MAIL
#138779

April 30, 1982

J. W. Vanderford, Inc.
c/o Charles Shackelford, Manager
Aberdeen, ID 83210

Gentlemen:

One of the conditions of approval of your water permit No. 35-7696 was that evidence of the extent of development must be submitted to this office on or before July 1, 1982. (See last page of approved permit). Enclosed is a postcard which may 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. A request for extension of time form is enclosed for your convenience. Please note that a fee of \$15.00 must be submitted with this form.

Either the beneficial use postcard 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 within sixty days.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosures

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MAY 09 1989



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

April 30, 1982

Dear Water user:

The enclosed Order removes the measuring device requirement as a condition of approval from your permit.

If you have already installed the measuring device, the field examination can be more quickly conducted by the Department's field examiner. You will also derive benefit from water management information which may be obtained from the installed meter.

If you have questions regarding this matter, please contact this office or one of our regional offices.

Sincerely,

DAVID R. TUTHILL JR., P. E.
Supervisor, Water Allocations Section

DRT:jg

Enclosure

NORTHERN REGION OFFICE
Route #5, Box 203, Government Way
Coeur d'Alene, Idaho 83814
Telephone 667-6484

SOUTHERN REGION OFFICE
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301
Telephone 734-3578

EASTERN REGION OFFICE
150 Shoup Avenue
Idaho Falls, Idaho 83401
Telephone 525-7161

WESTERN REGION OFFICE
92 South Cole Road
Boise, Idaho 83709
Telephone 334-2190

MICROFILMED

MAY 09 1989

August 25, 1977

Re: Permit No. 35-7696

J. W. Vanderford, Inc.
Aberdeen, ID 83210

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 35-7696. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to either install and maintain a measuring device at your point of diversion or to provide the Department a certified measurement of the systems diversion capacity prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF/cah

Enclosure

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FILE 35-7696, 35-2073

NAME OF PARTY J.W. VanderfordEMPLOYEE Ernie Carlsen *EMC*

RE: On the 8th day of April, 1977, I assisted J.W. Vanderford in filing an application for transfer to change the place of use for licensed water under License No. 35-2073, and then filing an application for permit on the lands originally under License No. 35-2073, plus what was believed to be an additional 130 acres. In reviewing the application for transfer, Ron Carlson detected an error which was the result of my misreading License No. 35-2073. The license listed 30 acres as actually being irrigated, and I interpreted this to the acreage being licensed. However, in the remarks it describes an additional 120 acres to be licensed, but these were not included in the list of acres actually irrigated. Due to this error, Mr. Vanderford filed the above mentioned applications at a cost to him of \$85.00. It has since been determined the transfer is not necessary and Mr. Vanderford need only file on 10 acres, with a statutory filing fee of \$10.00. Application No. 35-7696 has been changed to reflect this, and Mr. Vanderford has requested Transfer No. 35-2073 be withdrawn. I would hope the Department would consider reimbursing Mr. Vanderford for the difference of \$75.00.

Mr. Vanderford was in the office 6/29/77 and again indicated he had no need for the transfer if the license already covers 120 acres
R

RECEIVED

April 22, 1977

RE: Application for Permit No. 35-7692 HARMON
35-7693)
35-7694) VANDERFORD
35-7695)
35-7696)
35-7697 BOWERS

Blackfoot News
P.O. Box 70
Blackfoot, Idaho 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 5-13-77 by me

RDC:CW

Enc: Legal Notice 6)

RECORDED

**NOTICE OF
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that J. W. Vanderford, Inc., Aberdeen, Idaho, has on 4-15-77 submitted Application No. 35-7696, for a permit to appropriate 3.20 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 5S, R. 31E, B.M., Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the NW $\frac{1}{4}$, Sec. 18, T. 5S, 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 May 16, 1977.

C. STEPHEN ALLRED
Director

(5081)

Pub.: 4-28; 5-5

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J. W. Vanderford, Inc.,
Aberdeen, Idaho

has on 4-15-77 submitted Application No. 35-7696
for a permit to appropriate 3.20 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from a ground-water source
by means of well and pump
within the NW1/4, Sec. 18, T. 5S, R. 31E, B.M., Bingham County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 160 acres

within the NW $\frac{1}{4}$, Sec. 18, T. 5S, 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 May 16, 1977

C. STEPHEN ALLRED
XXXXXXXXXXXXXXXXXXXX

Director

Published in the **Blackfoot News, Blackfoot, Idaho**

on April 28 and May 5, 1977

WIDGETTED

me. J.
me. J.
J.H.

April 21, 1977

RE: Applications for Transfer No. 35-2387, 35-2425 and 35-2073

Applications for Permit No. 35-7693, 35-7694, 35-7695 and 35-7696

J. W. Vanderford
Aberdeen,
Idaho 83210

Gentlemen:

Attached herewith is departmental receipt No. 6539 and 6547 in the amount of \$280.00 for the above referenced applications.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Attachment

RECEIVED
APR 24 1977
FBI - IDAHO

4/15/77

NAME OF PARTY J.W. Vanderford Inc.EMPLOYEE Ernest M. Carlson.

RE: On this day received applications for permit & applications for transfer w/ check for \$270⁰⁰. All applications were in form for receipt however filing fee totalled \$280⁰⁰. I contacted the manager w/ J.W. Vanderford Inc., (Charles Shackelford) who stated he would mail us a ~~\$270⁰⁰~~ check for the remaining remainder of the filing fee. (\$10⁰⁰). Knowing this and not wanting to hold the check the applications were accepted.

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DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Vanderford.

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

fee's \$10⁰⁰ short.

(1) EMC 4/15/77.

In form to receipt YES.

(2) " "

Send Copies to:

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

(3) " "

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

(4) " "

In form for advertising YES.

(5) " "

Platted on Map No. 55 31 E Basin 35

(6) " "

Located within Water District No. 35

(7) " "

Critical groundwater area: yes no X

(8) " "

Groundwater levels:

Declining, X Stable, Increasing

(comment) DB WELL 5^S 31^E 19 ddc

(9) " "

Other rights on the same place of use NONE

(10) " "

Comments: Appl. for Trans. 35-2073 removes
P.U. from NW¹ Sec 18.

(11) me 5-13-77

Affidavit of Publication received(date) 5-13-77

(12) me 5-16-77

Final date for protests May 16-1977

Protests received: yes no X

(13) RDC 6/29/77

All requested information received from agencies or applicant: yes no

(14) " "

Action recommended:

☒ Approve

Deny

4/15/77 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 6/29/77

Copy Sent

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Supplemental