



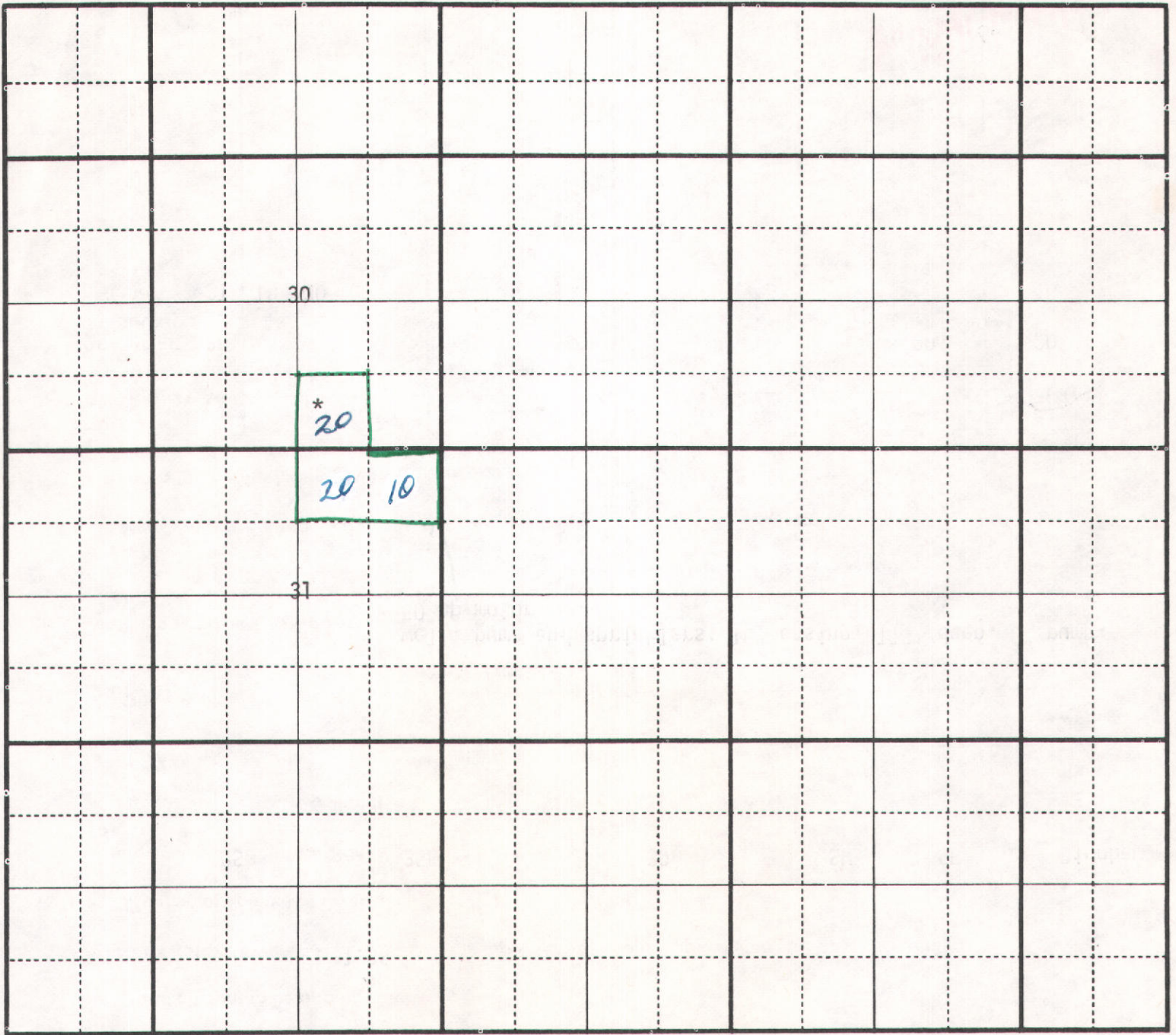
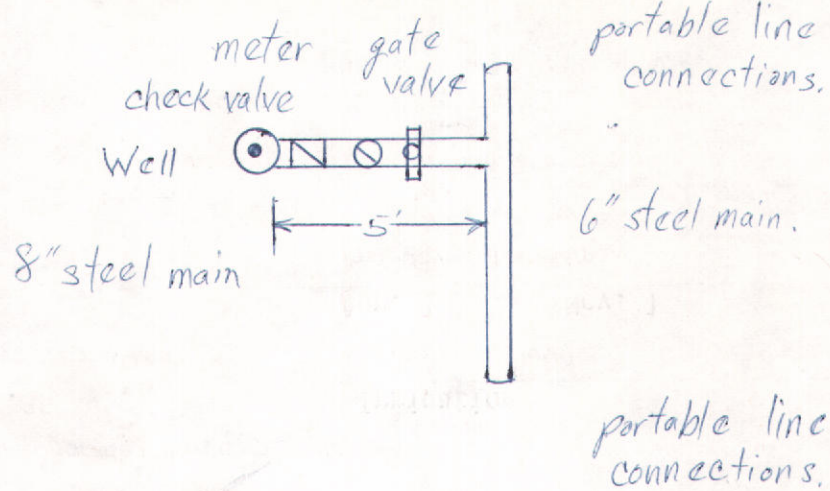


Diagram of System



6/23/77
ENC

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7582 Priority February 10, 1976 Amount 1.0 cfs

THIS IS TO CERTIFY, that D. CLEON BERGESON
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 35-7582 issued pursuant to Application for Permit dated February 10, 1976,
and has submitted proof to the Department of Water Resources on December 17, 1976,
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 1.25 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>1.0</u> cfs and	<u>175</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 1.0 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
175 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Twp. 2S.,
Rge. 35E, B.M. 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	30																20	20
		31	10	20															30

Total number of acres irrigated 50

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, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
November, 19 79

Director

MICROFILMED

PK

35 7582

Identification No. _____

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)

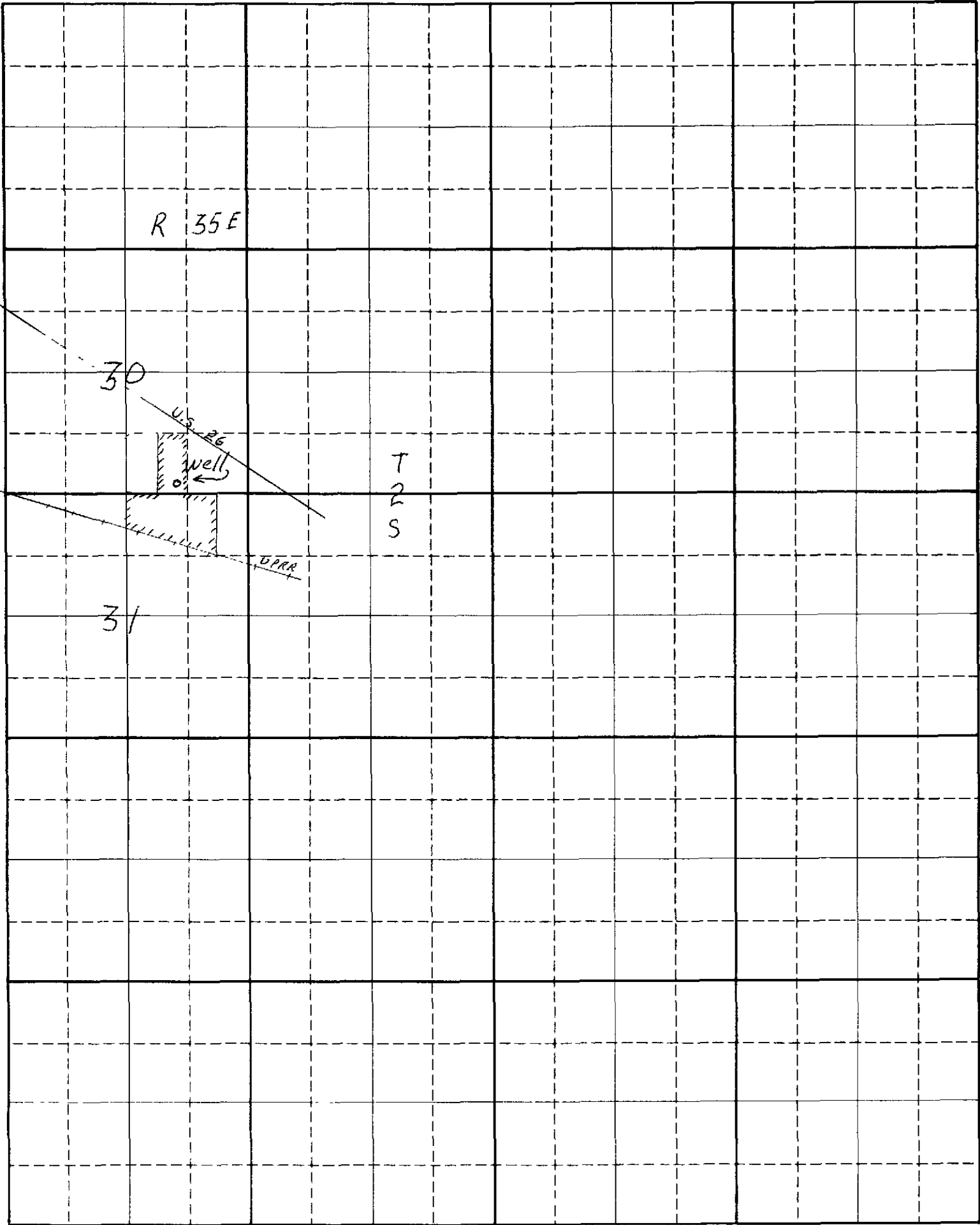
- 1 Name of applicant D. Cleon Bergeson Phone 785-3097
 post office address Rt. #4, Box 157, Blackfoot, Idaho 83221
- 2 Source of water supply ground water which is a tributary of _____
- 3 a Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 30 Township 2S
Range 35E B.M. 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 1.36 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 1.36 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, & sprinklers

- 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 100 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 \$ 16,000.00
- 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 _____

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

D. Cleon Bergeson
(Applicant)

Proposed Priority 2-10-76

Received by W Date 2-10-76 Time 11:56 AM
Preliminary check by W Fee \$ 35.00
Received by W Date 2-10-76 # 15614
Publication prepared by W Date 2-11-76
Published in W Date 2-19-76 + 2-26-76
Publication approved W Date 2-27-76
Priority reduced to _____ Reason _____
Protests filed by _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DM

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 35-7582, 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 March 1, 19 81.

c Other 1. A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.
2. No more water may be diverted under this permit, when combined with other rights appurtenant to the lands in question, than one miner's inch for acre of land served.
2 Denial of said application is for the following reasons _____

Witness my hand this 11 day of March, 19 76.

Director

RECEIVED

FEB 27 1976

Department of Water Resources
Eastern District Office

**NOTICE OF
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that D. Cleon Bergeson, Blackfoot, Idaho has on 2-10-76 submitted Application No. 35-7582 for a permit to appropriate 1.36 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 2S, R. 35E, B.M., Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 68 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 31, 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 March 8, 1976.

R. KEITH HIGGINSON
Director

(4563)
Pub.: 2-19, 26

20 me

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: Friday of each week, that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper 2 consecutive
weeks, the first publication having been made on
the 19th day of February, 19 76,

and the last publication having been made on the
26th day of February, 19 76; 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 supplement.

David Mark Brown
Subscribed and sworn to before me this 26th

day of February, 19 76

Ruth A. Jotinson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires
Oct 20, ~~1975~~ 1976



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, 1979

D. Cleon Bergeson
Route # 4 Box 157
Blackfoot, Idaho 83221

Dear Mr. Bergeson,

RE: Permit No. 35-7582

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

November 13, 1979

Re: Permit No. 35-7582

D. Cleon Bergeson
Route #4, Box 157
Blackfoot, ID 83221

Dear Mr. Bergeson:

A representative of this Department made an examination of the works covered by your Permit No. 35-7582 on June 23, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.0 cfs Source: groundwater

The maximum quantity diverted shall not exceed 175 acre feet per
year.

Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Twp. 2N, Rge. 35E, B.M.

Beneficial use: Irrigation of 50 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30;
NE $\frac{1}{4}$, Sec. 31, Twp. 2S, Rge. 35E, B.M.

Priority date established: February 10, 1976

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

Sincerely,

JAN GROVER
Water Rights Supervisor

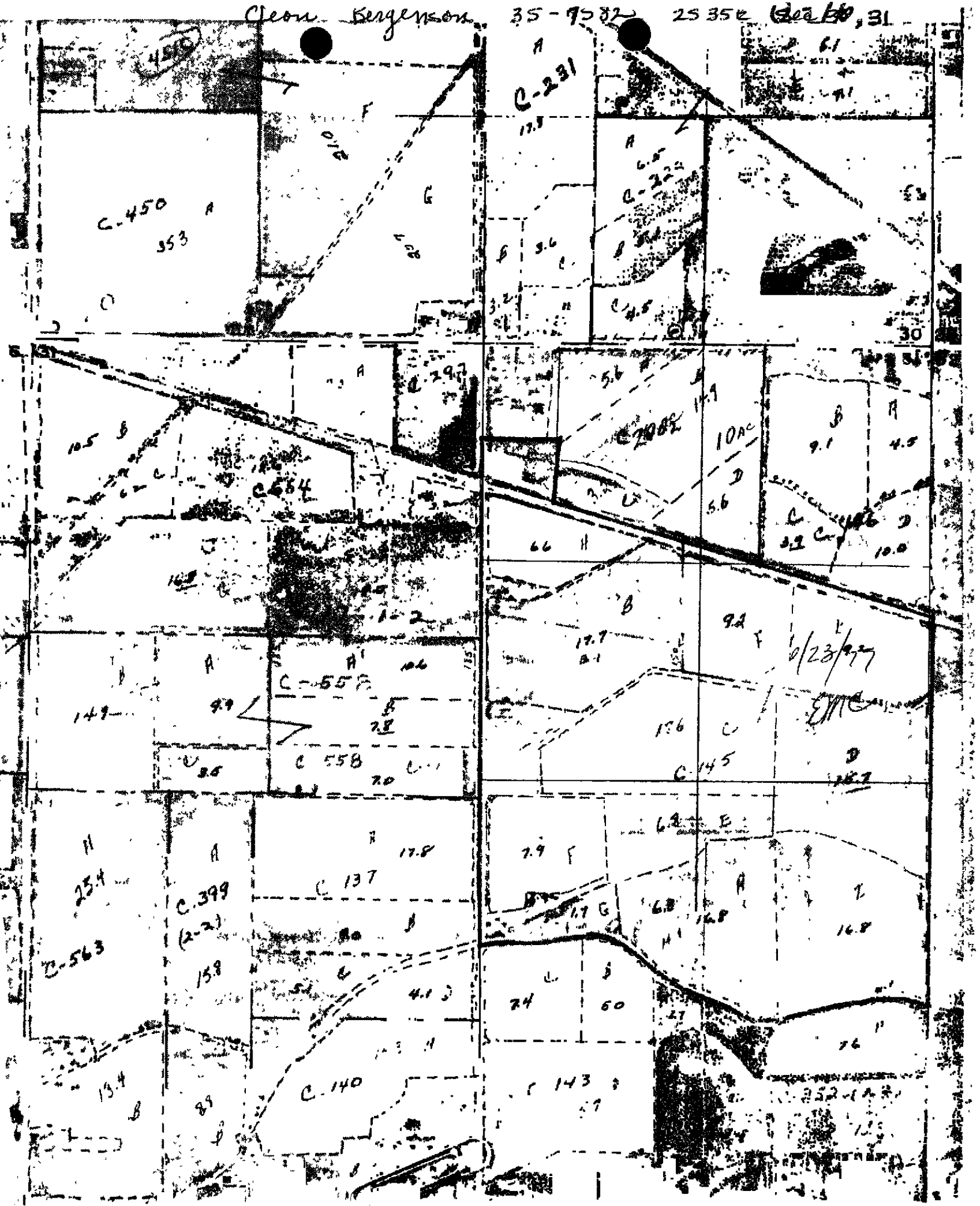
JG/kw

MICROFILMED

Cleon Bergenson

35-9582

25 35E (202) 31



DEPARTMENT OF WATER RESOURCES
FIELD REPORT

MArc - 2/22/16

1. Name of permit holder D. Cleon Bergeson
Post office address Rt. 4, Box 157, Blackfoot, ID 83221 Phone 785-3097
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(including spring, stream, etc.)
Tributary to _____
- RECEIVED**

RECEIVED
(name, spring, stream, etc.)

DEC 23 1976

3. Water will be used for the following purposes:

Amount 1.36 c.f.s. for Irrigation
 AF/Annum (nature of use)

Department of Water Resources
Eastern District Office

Period of Use: from Apr. 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses. _____

Permit No. 35-7582

Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 1.36 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion.

Township 2S N/S, Range 35E E/W, B.M., Section 30, Subdivision SW $\frac{1}{4}$ SE $\frac{1}{4}$, Bingham
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Other Points of Diversions: _____

Description of diverting works. well, pump and sprinklers; 18" casing, 115' deep, 8" pump, 50 hp motor

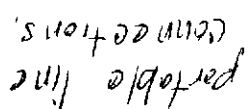
Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

68

Diagram of System



6/23/77

DATE OF EXAM 6/23/77

ACREAGE
Found 50
Recommended 50

Irrigation Requirement 2.5 Ac Ft/Ac

USE
Irrigation Q = 1.0 c.f.s. V = 175.0 AF/Ann. from April 1 to Nov. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no X

Name source exchanged with: _____
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 1.25 Method of measurement In line meter

Total Q recommended 1.0 Meter No. 12082 Type Flow Condition STD.

Total V recommended 175 AF/Ann.

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ✓

MEASUREMENT CALCULATION:

Timed reading = 1000 gal / 107 sec. = 560 gpm ÷ 448.8 = 1.25 cfs.

$V = 2.5 \times 56 = 175.0$ (2.5 days) (1.9835 AF/cfs/day) (1.0 cfs) = 426.9

EMC.

SYSTEM DESCRIPTION:

50 H.P. U.S. 3 phase motor serial # 818338 w/ Leyna & Beiler turbine pump serial # 45800. System operates 5.4 mile lateral lines w/ 522 diameter ac228/s. Pressure at pump is 66 psi static water level is 40 feet.

REMARKS:

Blair Burgess accompanied agent during exam.

Examiner's Signature Ernest Carlson Date 6/23/77

Checked by Anthony R Kozlowski Date 2/24/78

Approved by _____ Date _____

RECEIVED

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 90 days after the completion or abandonment of the well.

[illegible]

December 21, 1976

Re: Permit No. 35-7582

D. Cleon Bergeson
Route 4, Box 157
Blackfoot, ID 83221

Dear Mr. Bergeson:

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 during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam 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,

JANICE RENK
Water Rights Bureau

/jr

RECEIVED
DEC 23 1976
IDAHO DEPT. OF AGRICULTURE
BOISE, IDAHO

RECEIVED
DEC 13 1976
Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 35-7582

RECEIVED

DEC

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder D. Cleon Bergeson
b) Post Office Address Rt. #4, Box 157, Blackfoot, Idaho 83221

2. Permit Number 35-7582

3. Date of Priority that you are prepared to establish 2-10-76

4. a) Source from which water was appropriated ground water

b) Location of the point of diversion: SW 1/4 SE 1/4, Section 30

Township 2S, Range 35E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 1.36 for Irrigation purposes from Apr. 1 to Nov. 1 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 1.36 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: _____

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: _____

b) Describe the agreement or understanding by which you take water from the works: _____

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) well, pump and sprinklers; 18" well casing, well is 115' deep and pump is 8", motor size is 50 Hp.

b) Describe the type and size of measuring device which you have installed at your point of diversion: 8" Rockwell

c) Give well driller's name and address and the date the well was completed: LaMar Barrus, Basalt, Idaho; May 20, 1976

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed

12/21/76

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

[illegible]

Total number of acres irrigated 68

10. Remarks:

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

Dec. 17-76
(Date)

(Date)

John Leon Bergeson
(Signature)

(Signature)

State of Idaho)

) ss.

County of Bannerville)

On this 17th day of December, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Ronald D. Carlson

Notary Public residing at

IDAHO FALLS, IDAHO

My commission expires 2/14/78

March 12, 1976

Re: Permit 35-7582

D. Cleon Bergeson
Rt #4, Box 157
Blackfoot, ID 83221

Dear Mr. Bergeson:

Enclosed is a copy of your approved Application for Permit No. 35-7582. 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 install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

February 11, 1976

RE: Applications for Permit Nos. 35-7581, 35-7582

The 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 2-27-76 by ew

RDC:ME

Legal Notices (2)

NOTICE OF
APPLICATION FOR
WATER PERMIT

Notice is hereby given that D
Cleon Bergeson, Blackfoot,
Idaho has on 2-10-76 submitted
Application No 35-7582 for a
permit to appropriate 136 cubic
feet per second of water from a
ground-water source by means
of well and pump within the
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 30, T 2S, R.
35E, B.M., Bingham County; to
be used from Apr. 1 to Nov. 1 for
the irrigation of 68 acres within
the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 30,
N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 31, 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 March 8, 1976

R. KEITH HIGGINSON
Director

(4563)
Pub. 2-19, 26

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that D. Cleon Bergeson,
Blackfoot, Idaho
has on 2-10-76 submitted Application No. 35-7582
for a permit to appropriate 1.36 cubic feet per second ~~acre feet per annum~~
of water from a ground-water source
by means of well and pump
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 2S, R. 35E, B.M., Bingham County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 68 acres
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, NE $\frac{1}{4}$, Sec. 31, 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 March 8, 1976.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho
on February 19 and February 26, 1976.

*Jul 2-11-
CW
me-a.*

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Bergerson 2/10/76

☒ 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) MAH 2/10/76

In form to receipt

(2) MAH 2/10/76

Send Copies to:

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

(3) MAH 2/10/76

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

(4) MAH 2/10/76

In form for advertising

(5) MAH 2/10/76

Platted on Map No. T2S R35E

(6) MAH 2/10/76

Located within Water District No. N/A

(7) MAH 2/10/76

Critical groundwater area: yes ☐ no ☒

(8) MAH 2/10/76

Groundwater levels:

☐ Declining, ☒ Stable, ☐ Increasing

(comment) End-H2O levels 1974, T2S, R36E, 36C.D01

(9) MAH 2/10/76

Other rights on the same place of use None

(10) MAH 2/10/76

Comments: land owned by and leased from Wittle Bingham

(11) MAH 2-27-76

Affidavit of Publication received(date) 2-27-76

(12) MAH 2-28-76

Final date for protests March 8, 1976

Protests received: yes ☐ no ☒

(13) MAH 3-8-76

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

(14) MAH MAH

Action recommended:

☒ Approve

☐ Deny

2-10-76 Proposed Priority

☐ Reason for Reduction

☒ Measuring device required

Supplemental

☐ See attached sheet for other conditions of approval

☐ No special conditions for approval

(15) District E By Loren O'Halloran Date 3-8-76

APY
D-1
2-10-76