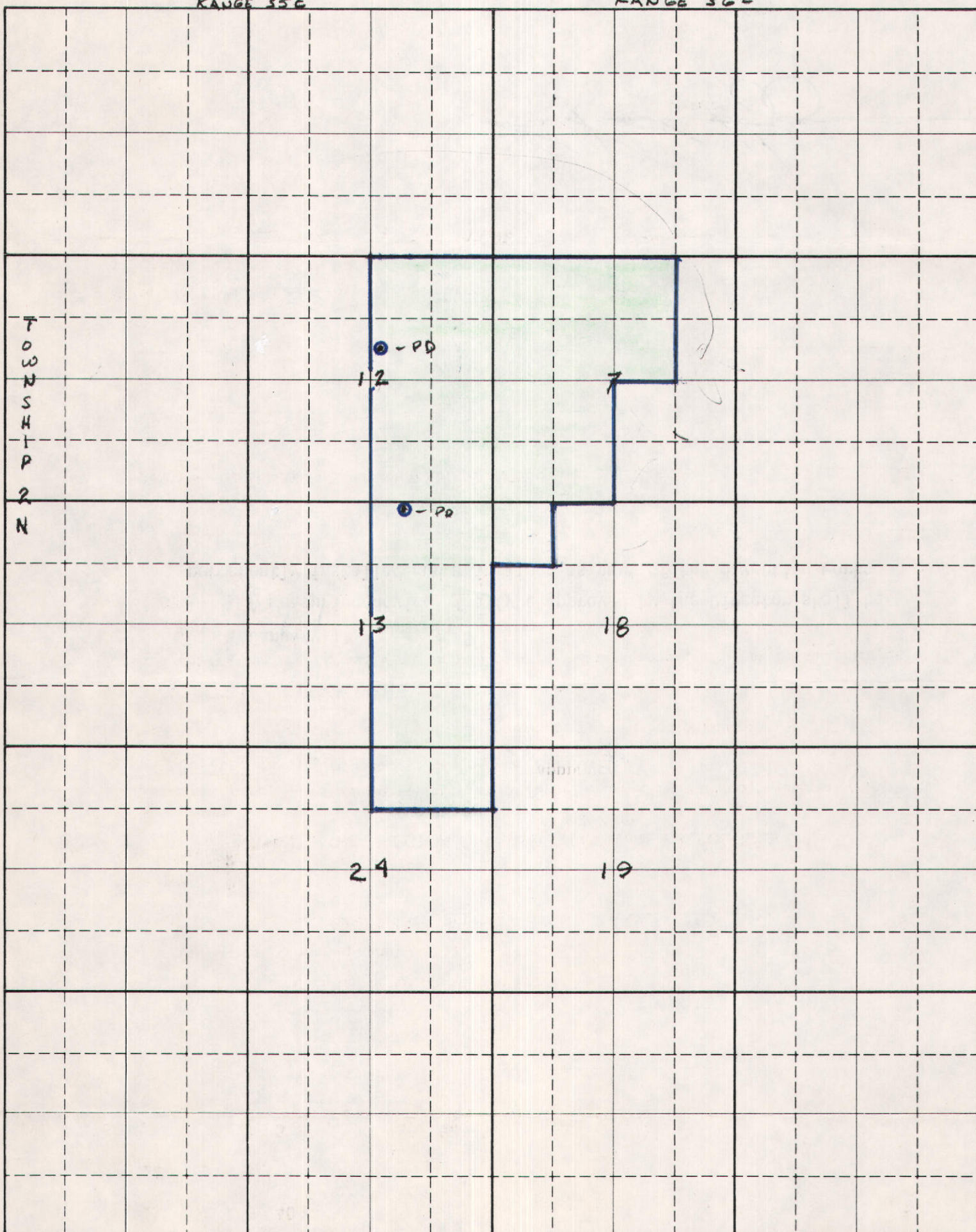


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

RANGE 35E

RANGE 36E



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.

LEB Hunt Pres-
(Applicant) Saraside Inc.

RECEIVED
JAN 14 1976

Department of Water Resources
Eastern District Office

Proof of Publication The Post-Register

State of Idaho, }
County of Bonneville } ss.

I, E. F. McDermott, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 26th day of December, 1975, last publication having been made on the 2nd day of January, 1976, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 5th day of January, 1976

Karel Hale
Notary Public

My commission expires April 5, 1979

B10, 1M

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lavaside Farms, Inc., Idaho Falls, Idaho have 12-15-75 submitted Application No. 35-7563 for a permit to appropriate 10.0 cubic feet per second of water from ground-water sources by means of wells and pumps within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 2N, R. 35E, B.M., Bonneville County; to be used from Apr. 1 to Nov. 1 for the irrigation of 970 acres with the E $\frac{1}{2}$, Sec. 12, E $\frac{1}{2}$, Sec. 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 24, T. 2N, R. 35E, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, Sec. 7, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 2N, R. 36E, B.M.

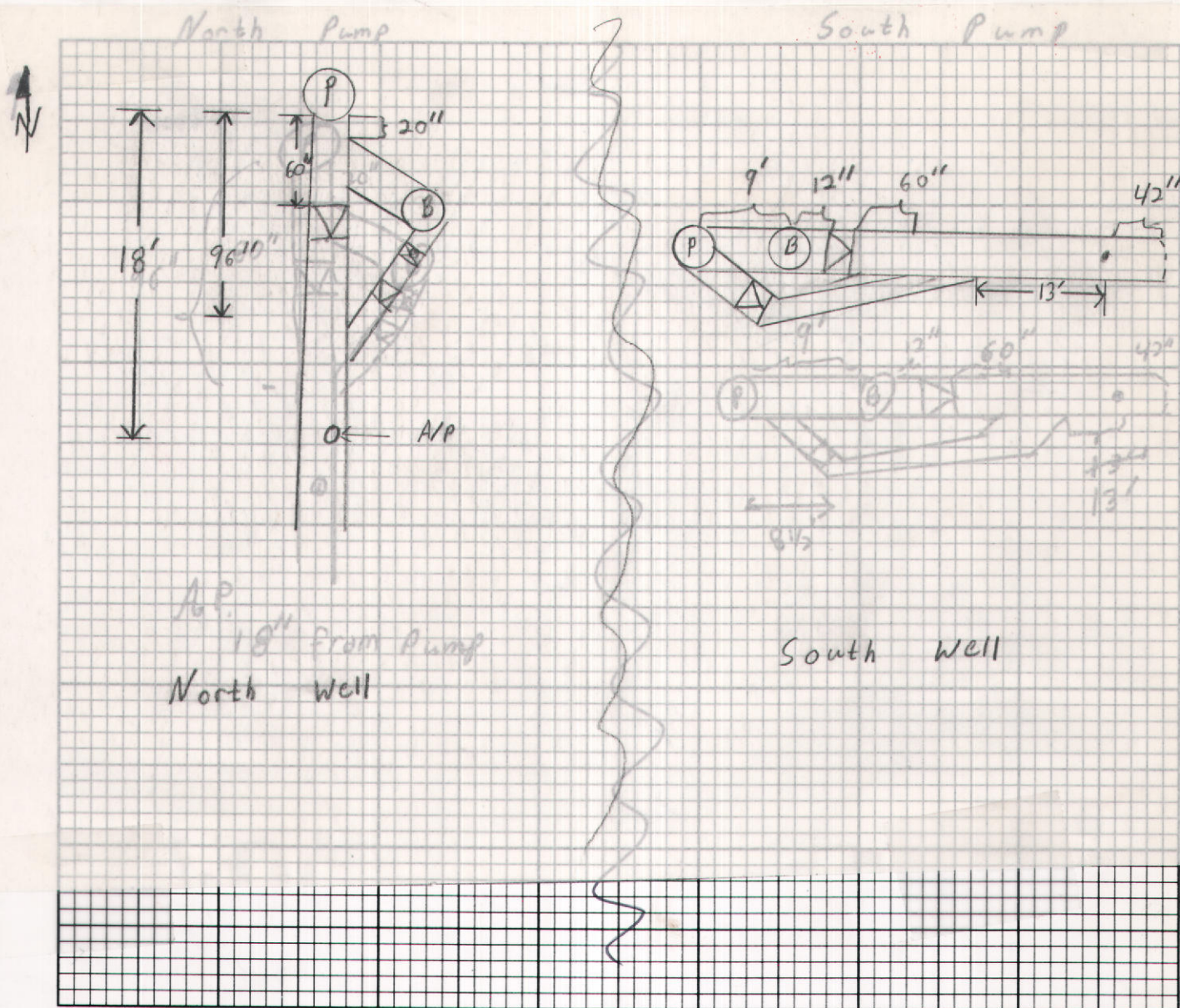
If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before January 12, 1976.

R. Keith Higginson
Director

Published: December 26, 1975 and
January 2, 1976.

MICROFILMED

10. Other water rights on these lands 35-2715
11. Other water right diverted from same p.d. 35-2715, 35-2853A
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 36-38 lines usually run. North border
was not running Lift near 480'
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 John W. Aramian Date 7-28-86
 Consultant's License Number _____
 IDWR Director's Authorization to Conduct
 Beneficial Use Examination _____

Date

MICROFILMED
 SEP 12 1990

CONSULTANT SEAL

35-7563



T
2
N
R 35 E

35-7563

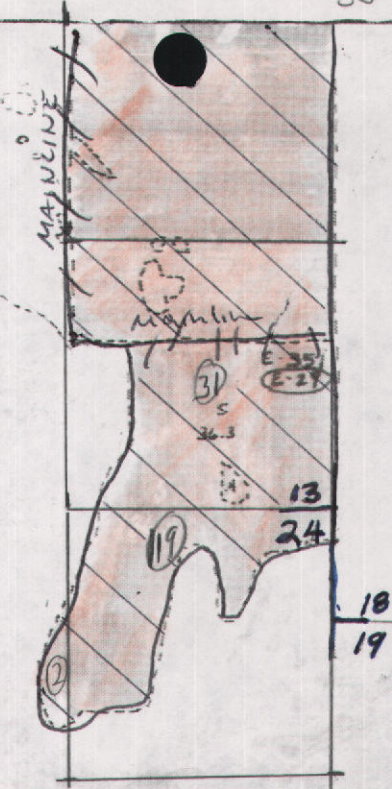
MICROFILMED
SEP 12 1990

Not to scale

R-35-E

F-6

See G-6

T
2
V

R 35 E

R 36 E

35-7563

MICROFILMED

SEP 12 1990

Not to scale

35-7563

E-29

130.5

124.4

124.4

72.0

70.5

50.4

E-351
E-29

31.2

T
2
N

R 36 E
73.6

92.5

35-7563

162.0

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SEP 12 1990

E-340
E-29

Not to Scale



T
2
v

C
73.6

R 36E

f
109.8

7
73.7

162.0

56.1

70.4

7.340

E-89

2
112.4

118.0

12.2

E-90

35-7563

MICROFILMED

SEP 12 1990

G-5

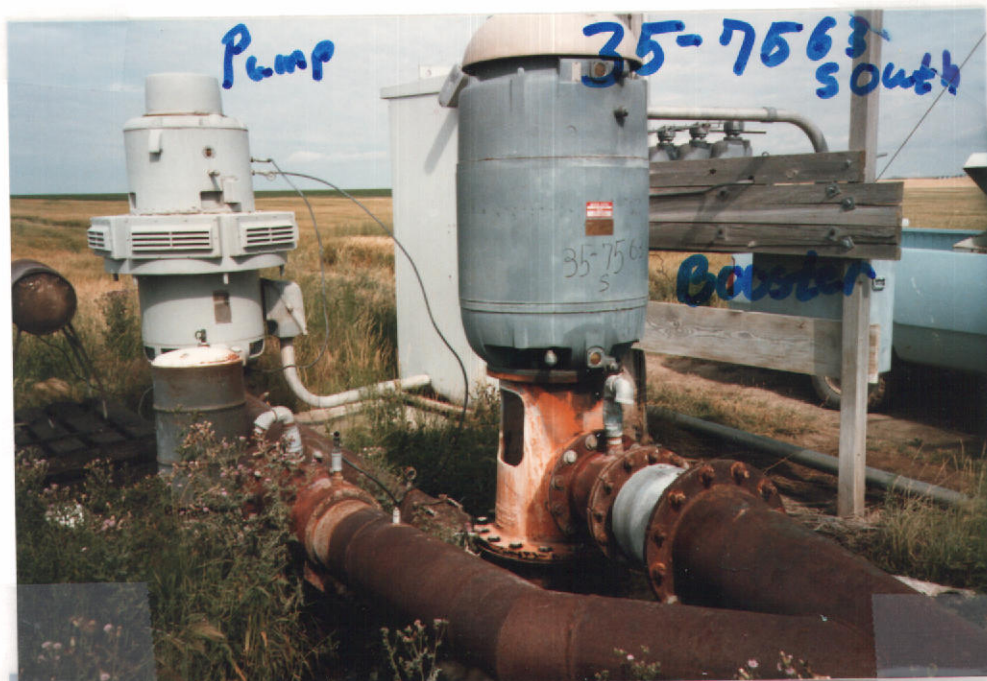
Not to Scale



↓ a/p

MICROFILMED
SEP 12 1990

35- 7563 N

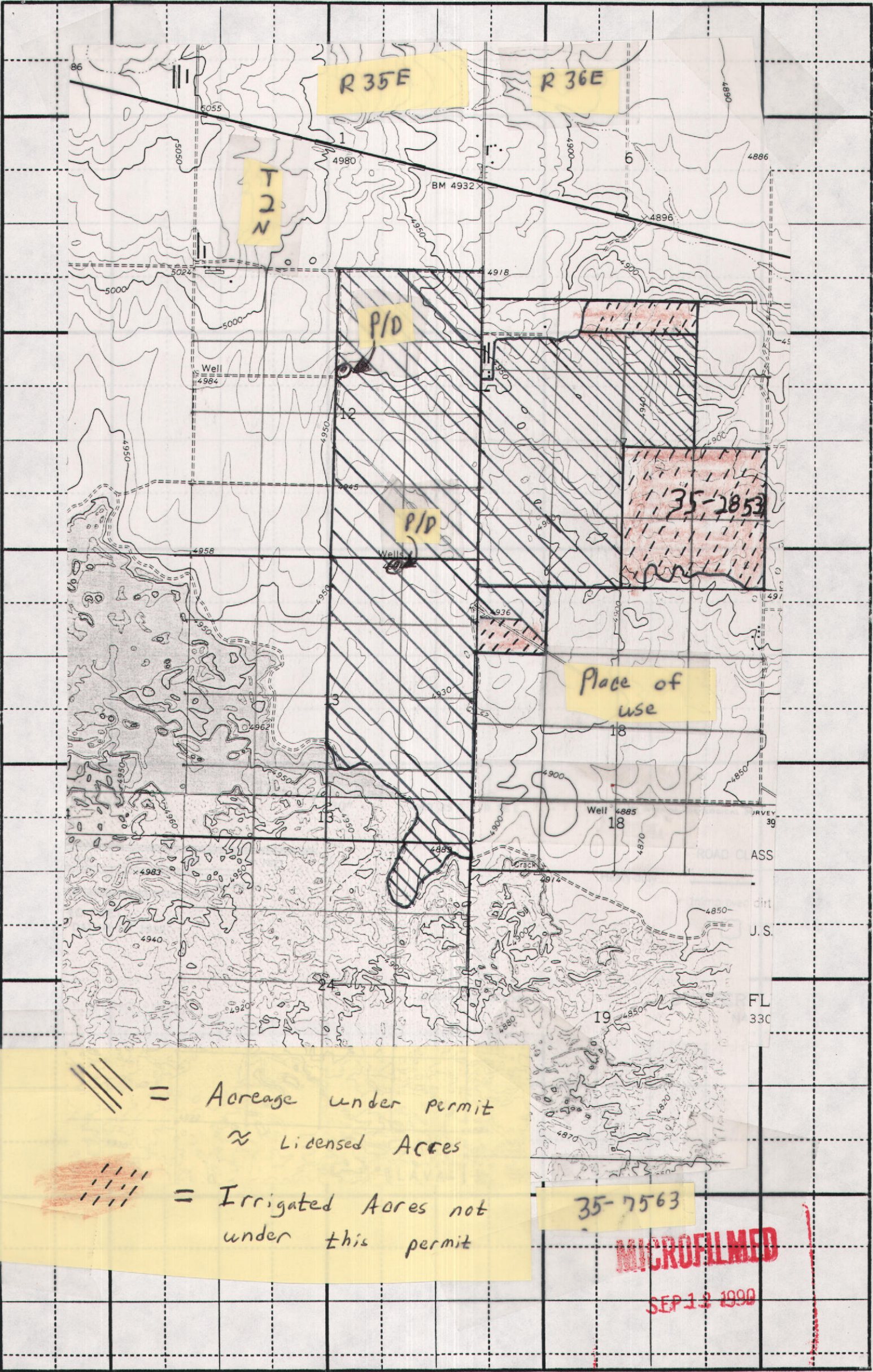


A/P = ACCESS
PORT

MICROFILMED

SEP 12 1990

35-7563 S



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07563

Priority: December 15, 1975

Maximum Diversion Rate:

1.26 CFS

Maximum Diversion Volume:¹

220.5 AF

This is to certify, that LAVASIDE FARMS INC.

P.O. BOX 156

IDAHO FALLS, ID 83401

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 15, 1975; and has submitted Proof of Beneficial Use on November 14, 1980. An examination indicates that the works have a diversion capacity of 11.040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	1.26 CFS	220.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 12, Township 02N, Range 35E

NWNE , Sec. 13, Township 02N, Range 35E

BONNEVILLE 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>
02N	35E	24	NENE 4			4
	36E	7	NWNE 12	SWNE 3	NENW 9	
			NESW 3	NWSW 6	SWSW 4	
			SESW 5			42
		18	NWNW 17			17

Total number of acres irrigated:

63

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

SEP 14 1990

2171

State of Idaho
Department of Water Resources

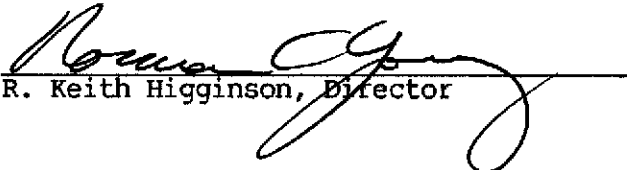
WATER RIGHT LICENSE
WATER RIGHT NO. 35-07563

CONDITIONS/REMARKS:

5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

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 31st day of AUGUST, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

SEP 12 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING }
DEVICE REQUIREMENT FOR PERMIT NO. }
35-7563 }

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

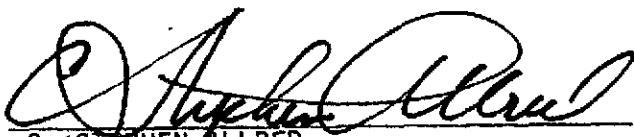
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

Identification No. 35 7563
Application No. _____

APPROVED

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT**

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

- 1 Name of applicant Lavaside Farms, Inc. Phone 522-9195
post office address P.O. Box 156, Idaho Falls, Idaho 83401
- 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 NE $\frac{1}{4}$ of Section 12 Township 2N
Range 35E B.M. Bonneville County; additional points of diversion if any: _____
NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 2N, R. 35E, B.M.
- 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 10.0 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 10.0 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works.
a Description of ditches, flumes, pumps, headgates, etc. well and 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 _____ (Mo Day) to _____ (Mo Day) inclusive
c Proposed well diameter is _____ inches; proposed depth of well is _____ 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 \$ existing.
- 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 _____

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

TWP	RANGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2N	35E	12	40	40	40	40									40	40	40	40	320
		13	40	40	40	40									40	38	4	34	276
		24	15	5															20
2N	36E	7		27	37		25	24	38	40	37	34	36	35					333
		18						21											21

Total number of acres to be irrigated. 970

c Describe any other water rights used for the same purposes as described above.
License 35-2715 & Transfer 35-2715

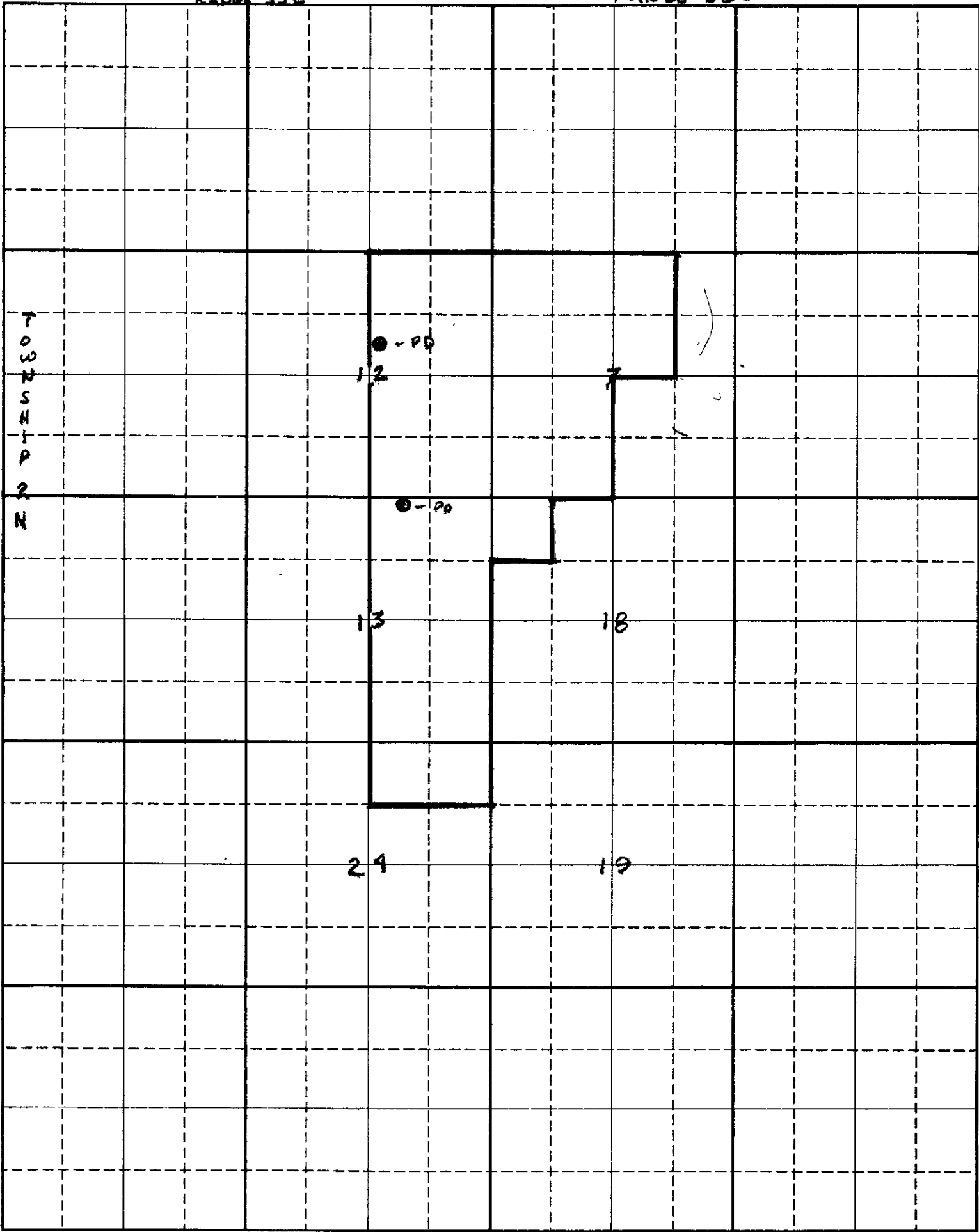
- 9 a. Who owns the property at the point of diversion Applicant
b. Who owns the land to be irrigated or place of use Applicant
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks See amended permit No. 35-7323

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

RANGE 35E

RANGE 36E



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.

J. B. Brunf Pres-
(Applicant) Savaside Inc.

~~Proposed~~ Priority 12-15-1975

Received by The Date 12-15-75 Time 4:00 p.

Preliminary check by EN Fee \$ 115.00

Receipted by The Date 12-15-75 # 15527

Publication prepared by The Date 12-18-75

Published in The Post Register

Publication dates Dec. 26, 1975 + Jan. 2, 1976

Publication approved The Date 1-14 76

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RC WDF

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 35-7563, and said application is hereby APPROVED.

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

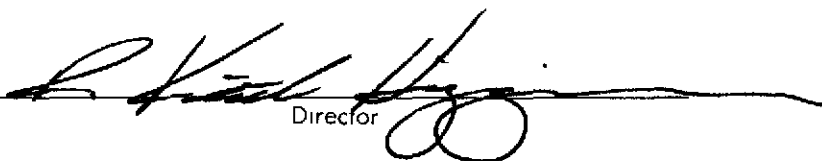
a SUBJECT TO ALL PRIOR WATER RIGHTS.

b Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 81.

c Other, A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2 Denial of said application is for the following reasons _____

Witness my hand this 22 day of January 19 76.


Director

RECEIVED
JAN 14 1976

Department of Water Resources
Eastern District Office

Proof of Publication The Post-Register

State of Idaho, }
County of Bonneville } ss.

I, E. F. McDermott, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 26th day of December, 1975, last publication having been made on the 2nd day of January, 1976, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 5th day of January, 1976

Kurt E. Hale
Notary Public

My commission expires April 5, 1979

B10, 1M

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lavaside Farms, Inc., Idaho Falls, Idaho have 12-15-75 submitted Application No 35-7363 for a permit to appropriate 10.0 cubic feet per second of water from ground-water sources by means of wells and pumps within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 12, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 13, T. 2N, R. 35E, B M, Bonneville County, to be used from Apr. 1 to Nov 1 for the irrigation of 370 acres with the E $\frac{1}{2}$, Sec 12, E $\frac{1}{2}$, Sec 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec 24, T 2N, R 35E, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, Sec 7, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 18, T 2N, R 36E, 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 January 12, 1976

R Keith Higginson

Director

Published December 26, 1975 and
January 2, 1976.

September 4, 1990

LAVASIDE FARMS INC.
P.O. BOX 156
IDAHO FALLS, ID 83401

RE: PERMIT NO. 35-07563

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

MICROFILMED

SEP 12 1990

August 8, 1990

LAVASIDE FARMS INC.
P.O. BOX 156
IDAHO FALLS, ID 83401

RE: PERMIT NO. 35-07563

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

SEP 12 1990

RECEIVED

SEP 12 1986

Department of Water Resources
Permit No. 35-7563
Phone No. 523-9640

1. Owner: Lavaside Farms Phone No. 523-9640
Current Address: P. O. Box 156 Idaho Falls
2. Accompanied by: Craig Taylor EXAM. DATE: 7-25-86
Address: same Phone No. same
Relationship to Permit Holder: operator
3. Source: groundwater tributary to NKA

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
North well	G. E.	450	FBJ 601005	Layne & Bowler	D 14783
Booster	G. E.	200	LBJ 1109163	" "	D 14784
South Well	~~W.S. Motors~~ G.E.	450	SWJ 1216014	" "	D 00520
Booster	W.S. Motors	150	1257557	" "	D 00607

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. **System Description** (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

2 pumps with Boosters to 30 lines 32-33
birds per line 5/32" nozzles Rainbird 30 w/s
model

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Hall Flowmeter		Cox		120385	6-12"	~
Manometer				1		
Eagle Eye Meter				091473		6-9-86

7. Measurements *North* *1 d = 11 1/2"* ☐ Additional data/computation sheets attached

Measurements	North	$i.d. = 11\frac{1}{2}"$	☐ Additional data/computation sheets attached
Manometer $\Rightarrow$	36.3 - 18.0 =	18.3"	South: 12 $\frac{5}{16}"$ i.d.
Eagle Eye $\Rightarrow$	17" $\rightarrow$	18.3"	Manometer $\Rightarrow$
psi $\Rightarrow$	64 psi		Eagle Eye $\Rightarrow$
* Readings not converted to Cox			psi $\Rightarrow$
			21 $\rightarrow$ 22.3"
			63 psi

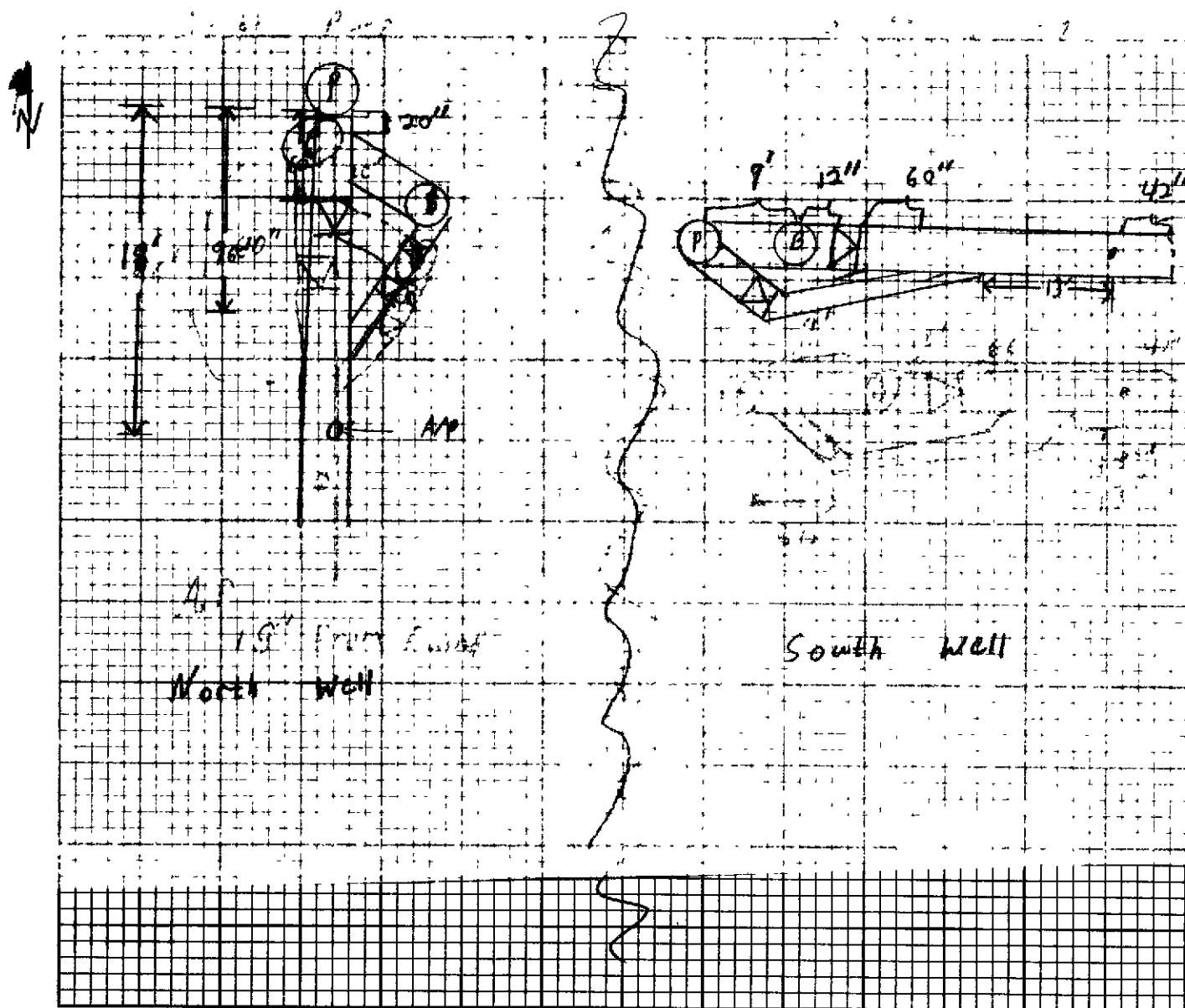
8. Point(s) of Diversion: *Manometer Reading* Indicate Method of Determination *ASCS Aerial*

[illegible]

9. Place(s) of Use: Found Irrigation - give acres served by system at time of exam.
Indicate Method of Determination ASCS

[illegible]

10. Other water rights on these lands 35-2715
11. Other water right diverted from same p.d. 35-2715, 35-2853A
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 36-38 lines usually run North border
~~was not running~~ Lift near 480'

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 [Signature] Date 7-28-86

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

INDEXED

SEP 12 1990

CONSULTANT SEAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

SEP 12 1986

35-7563

Permit No.

Department of Water Resources

1. Measurement Calculations

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

Theoretical: North; $\frac{8.8(450)(.925)}{2.31(64) + 480} = 5.83 \text{ cfs} \checkmark$

South; $\frac{8.8(450)(.925)}{2.31(63) + 480} = 5.86 \text{ cfs} \checkmark$

CMR = Cox Manometer reading

$Q = VA = (0.32)(CMR) \times \pi r^2$

$5.83 + 5.86 = 11.69 \text{ cfs} \checkmark$
theoretical

Field: North, 18.3" $\Rightarrow$ 20.9 CMR, $Q = (0.32)(20.9) \times \pi \left(\frac{11.5}{2} \frac{\text{ft}}{12 \text{ in}}\right)^2 = 4.82 \text{ cfs} \checkmark$

South, 23" $\Rightarrow$ 23.5 CMR, $Q = (0.32)(23.5) \times \pi \left(\frac{12.313}{2} \frac{\text{ft}}{12 \text{ in}}\right)^2 = 6.22 \text{ cfs} \checkmark$

$Q_{\text{total}} = 11.04 \text{ cfs} \checkmark$

$.02 \text{ cfs/ac} \times \frac{63}{\text{ac}} = 1.26 \text{ cfs}$

$Q_{\text{permit}} = 10.00 \text{ cfs}$ Recommend 10.00 cfs by 0.02 cfs/ac permit

b) Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 470 \times 3.5 = 1645 \text{ ac-in}$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 10.0 \times 214 \times 1.9835 = 4246.7 \text{ ac-in}$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 1645 \text{ ac-in}$

c) Volume Calculations for Other Uses: None

2. Overlap Review

a) Other water rights with same place of use: 35-2715

b) Other water rights with same point of diversion: 35-2715, 35-2853

c) Analysis: R 17 (35-2715/35-2853) 11.04 cfs
(T1924) (T1923)

R 30

MICROFILMED

SEP 12 1990

RECOMMENDED AMOUNTS

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
35-7563	12-15-1975		12-15-1975	11-14-1980	11.04 cfs

4. Permit Holder: Lavaside Farms, Inc.

Address: P.O. Box 156, Idaho Falls, ID 83402

5. Source: G.W. tributary to ✓

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Irrigation ✓	4-1 ✓	11-1 ✓	~~new 10.00~~ 1.26	~~new 3395.0~~ 220.5

Allowable Maximums: $\frac{1.26}{\text{Kew } 10.00} \text{ cfs}$ $\frac{220.5}{\text{Kew } 3395.0} \text{ cfs}$

7. Point(s) of Diversion: ✓

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

MICROFILMED
SEP 12 1990

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 John W. Aramboni

Date 8-19-86

Checked in Regional Office by Keith Wilson

Date 9 Sept 1986

Approved in State Office by _____

Date 10/10/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

SEP 12 1986

Department of Water Resources

35-7563

Permit No.

- (#1) 35-2853A/T1923 (5.47 cfs) same P/D different P/u
- (#2) 35-2715/T1924 (9.11 cfs) same P/D ; P/u with additional 63 acres irrigated but not licensed (see below)
- (#3) System capacity as per this exam 11.04 cfs.
- (#4) Remaining Q = 11.04 cfs - 9.11 cfs = 1.93 cfs ie (35-7563 - 35-2715/T1924 = 1.93 cfs)
- (#5) @ 0.02 cfs/ac for 63 ac Q = 1.26 cfs

Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	35E	24	4																4
2N	36E	7		12	3	9					3	6	4	5					42
		18						17											17
Total Acres																			63

Recommended Conditions/Remarks:

- (#1) License this right (35-7563) @ 0.02 cfs/ac Q = 1.26 cfs ; Ac. irr = 63 ac
- (#2) May wish to impose R17 (35-2715/T1924 ; 35-2853A/T1923) 11.03 cfs
- However, theoretically License 35-2853A/T1923 (5.47 cfs) could be transferred to another P/D at the 5.47 cfs without affecting rights
- 35-2715/T1924 ; 35-7563, also the administration of this right could not be done with R17 imposed.

MICROFILMED

SEP 12 1990

Signature

Keith C. Wilson

Date

10 Sept 1986

Checked in Regional Office by

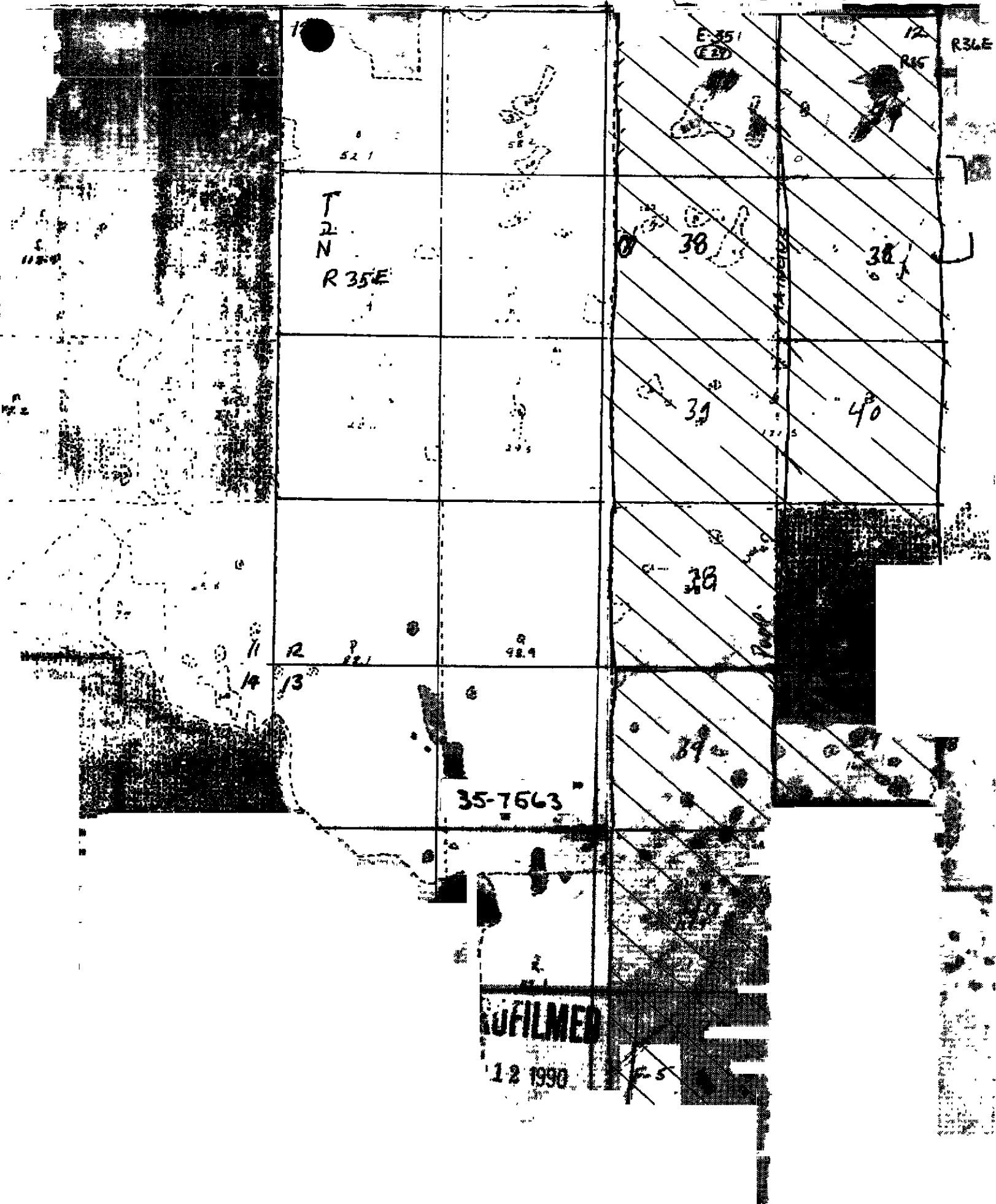
Date

Approved in State Office by

Date

10/10/89

35-7563



35-7563

REFILMED

12 1990

F-5

Not to Scale

2-35-E

WAYNE

P-2

See 66

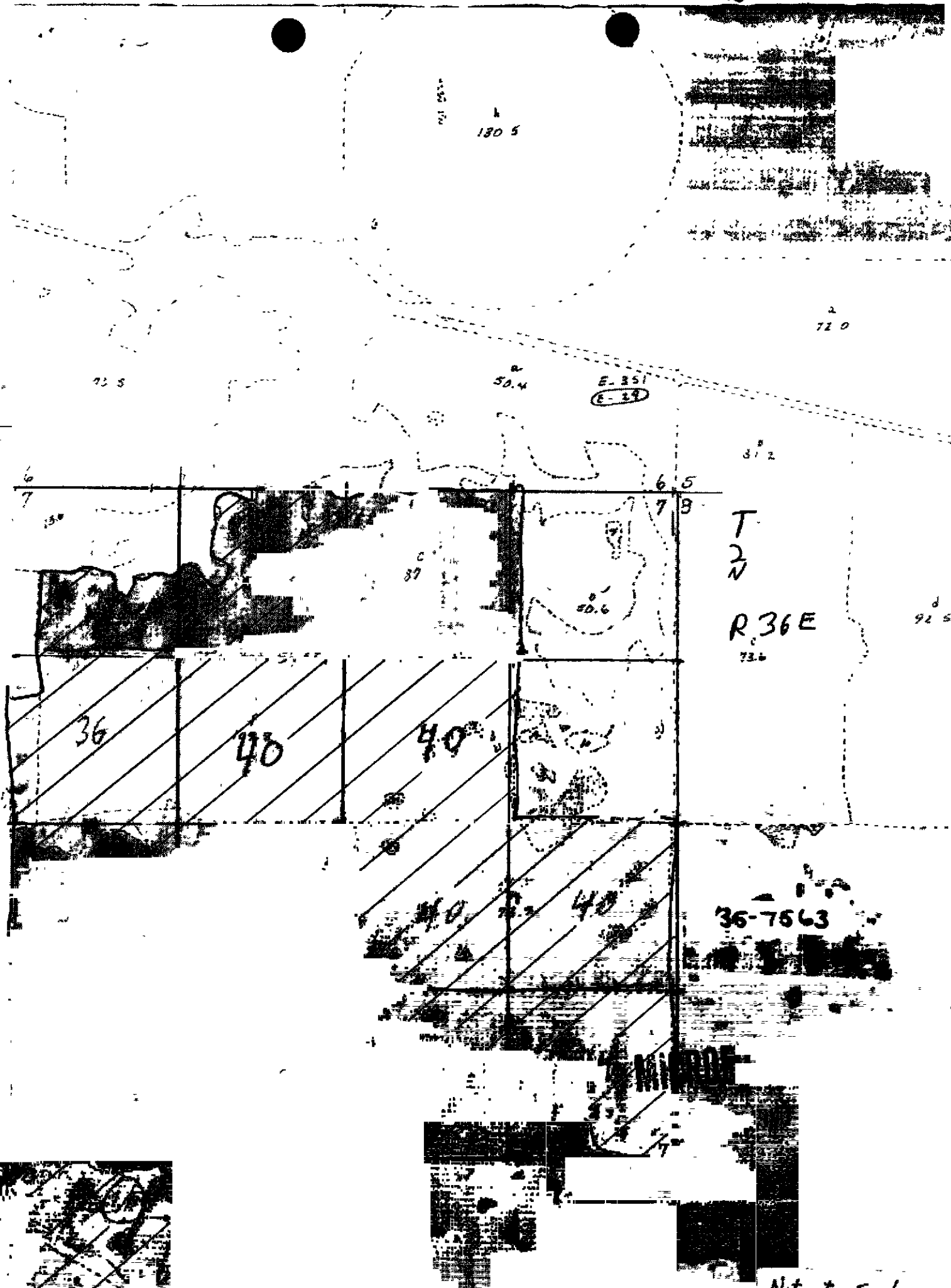
10
19

T
2
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R 35E

R 36E

36-7563



T
2
V

50.6

73.6

92.5

f
109 8

R 36E

73.7

p
36.1

12
13

7 8
18 17

E-340
E-89

110.4

109 3

35-7563

MICROFILMED

SEP 12 1990

G-5

Not to Scale

35- 7

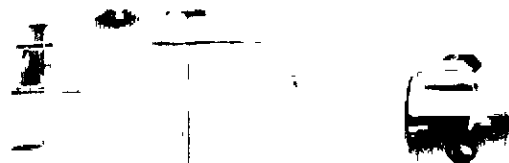
a/p

-- a/p

MICROFILMED

SEP 12 1990

35- 7563 K

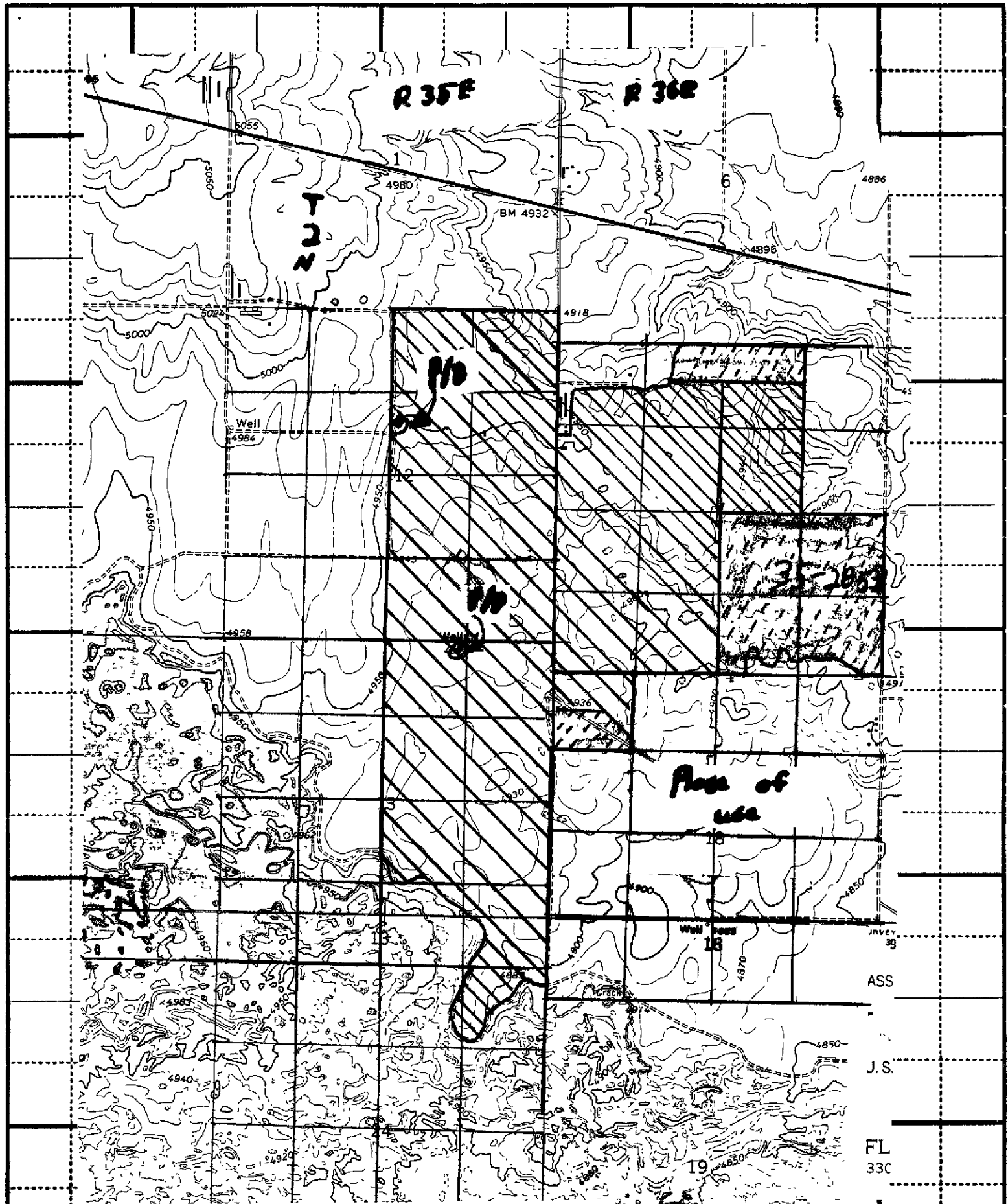


MP = ACCESS
PORT

MICROFILMED

SEP 12 1990

35-7563 S



$\text{|||||} = \text{Acreage under permit}$
 $\approx \text{Licensed Acres}$

~~_____~~ = Irrigated Acres not under this permit

25-2563

SEP 13 1990

325⁰⁰
PAID
 486
 MAY 23 1986

Department of Water Resources
 Eastern District Office

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
 EXAMINATION FEE INFORMATION

For Office Use Only
 Fee Received 225⁰⁰
 Date 5-28-86
 Receipt # 39651
 Receipt by MD
 Sent to S.O. 5-29-86

RECEIVED

JUN 2 1986

1. Permit No. 35-7563

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE Department of Water Resources

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Lavaside Farms Inc.

3. Post Office Address: P.O. Box 156 Idaho Falls Id 83402

Telephone No. 522-9195

4. Source of Water: Groundwater

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 970 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 10 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

June 1976

8. Person to contact to accompany the department representative during the field examination:

L.S. Merrill

(Name)

522-4968

Same

(Address)

522-9195 office
 (Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 8.)

MICROFILMED

28 May 1986
 Date

L.S. Merrill SEP 12 1990
 Signature of Permit Holder (and title, if appropriate)

copy returned for file



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:
Storehouse
Boise, Idaho 83720

35-7563
LAVASIDE FARMS INC.
P.O. BOX 156
IDAHO FALLS, ID 83401

138575

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

RECEIVED

SEP 12 1990



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

December 19, 1980

RE: Permit No. 35-7563

Lavaside Farms, Inc.
Box 156
Idaho Falls, Idaho 83401

Gentlemen:

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

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

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

Very truly yours,

HAROLD W. JONES
Water Resource Agent

cc: IDWR - State Office

RECEIVED

IDaho DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 35-7563.

Name(s) of Permit Holder: Lavaside Farms, Inc.

Post Office Address: Box 156, Idaho Falls, Idaho 83401

Tel. No. 522-9195

Source of Water: well

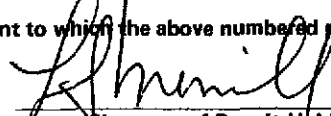
Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation 1200 _____ (acres)
☐ Other _____

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.

~~By~~ Nov. 12, 1980

Date


Signature of Permit Holder

L. S. MERRILL

P. O. Box 156

IDAHO FALLS, IDAHO 83401



PLACE
TEN CENT
STAMP
HERE



NOV 14 1980

Department of Water Resources

**IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

LAVASIDE FARMS INC.
P.O. BOX 156
IDAHO FALLS, ID 83401

128596

OCTOBER 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7563 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JANUARY 01, 1981. (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. 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 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

ENCLOSURES

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

May 30, 1980

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

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

DRT:jg

Enclosures

Northern Region Office
Rt. #5 Box 203, Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301

Western Region Office
92 South Cole Road
Boise, Idaho 83705

RECEIVED
MAY 31 1980
WATER RESOURCES

January 22, 1976

Re: Permit No. 35-7563

Lavaside Farms, Inc.
P. O. Box 156
Idaho Falls, ID 83401

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 35-7563. 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

BDF:jfr

Enclosures

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Livside

2H 12-16-75

☒ 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) " "

In form to receipt yes

(2) " "

Send Copies to:

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

(3) " "

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

(4) " "

In form for advertising yes

(5) " "

Platted on Map No. "

(6) " "

NA Located within Water District No. "

(7) " "

Critical groundwater area: yes " no ☒

(8) " "

Groundwater levels:

" Declining, ☒ Stable, " Increasing

(comment) Ref Obs Well 2N35E 2B0C1

9.11 (9) " "

Other rights on the same place of use yes

(10) " "

Comments: T35-2715 Covers same Acreage
9.11 cfs.

(11) me 1-14-76

Affidavit of Publication received(date) 1-14-76

(12) me 1-14-76

Final date for protests January 12, 1976
Protests received: yes " no ☒

(13) DC 1/14/76

All requested information received from agencies or applicant: yes " no "

(14) " "

Action recommended:

☒ Approve " Deny

12/15/75 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 DC

Date 1/14/76

RECEIVED
Department of Water Resources
12-17-75
out
BAG

January 12, 1976

RE: Application for Permit No. 35-7563

The Post Register
P.O. Box 1800
Idaho Falls, Idaho 83401

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on December 26 and January 2, 1976.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:ME

December 19, 1975

RE: Application for Permit No. 35-7563

The Post Register
P.O. Box 1800
Idaho Falls, Idaho 83401

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 1-14-76 by me

RDC:ME

Legal Notice (1)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lavaside Farms, Inc.,
Idaho Falls, Idaho
~~have~~
~~has~~ on 12-15-75 submitted Application No. 35-7563
for a permit to appropriate 10.0 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from ground-water sources
by means of wells and pumps
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 2N, R. 35E, B.M., Bonneville
County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 970 acres

within the E $\frac{1}{2}$, Sec. 12, E $\frac{1}{2}$, Sec. 13, NW $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 24, T. 2N, R. 35E, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, Sec. 7,
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, T. 2N, R. 36E, 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 _____
January 12, 1976.

R. KEITH HIGGINSON

Director

Published in the Post Register, Idaho Falls, Idaho
on December 26, 1975 and January 2, 1976.

aw-L
me-L