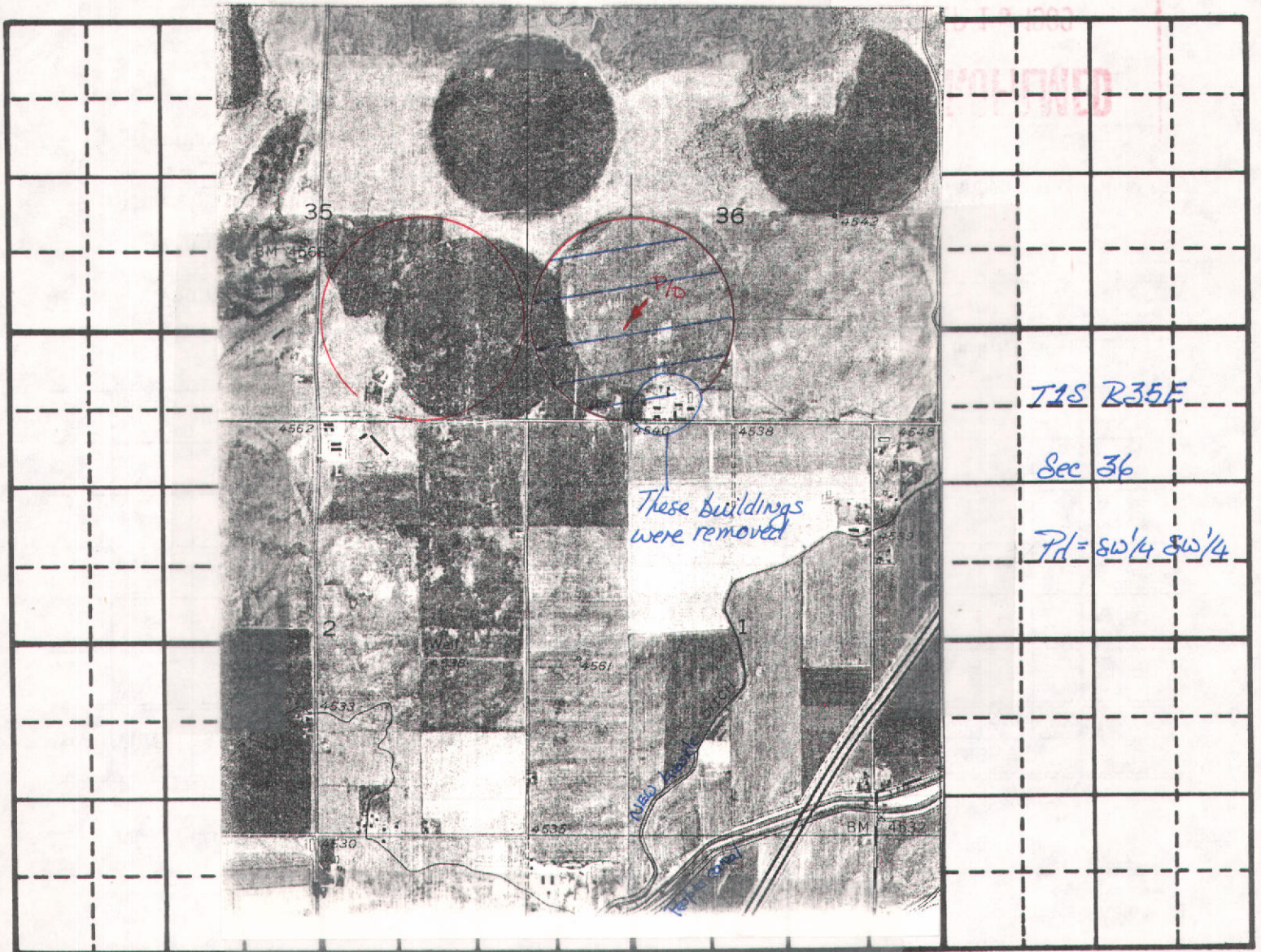


Complete the following map by showing land and point of diversion as proposed by this amendment.

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



Scale: 2 inches equal 1 mile.

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

Signed at Gary Fielding, this 31 day of March, 19 89.

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by KCW SMU Fee = \$20.00 Received by Jo Date 3-31-89
Publication prepared by RB Date 4-26-89 Published in Morning News
Publication dates May 4+11, 1989

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. KEITH HIGGINSON, of the Department of Water Resources hereby
Approve the above Application for Amendment of Permit No. 35-7478

MicroFILMED

SEP 15 1989

Witness my hand this 12th day of SEPTEMBER, 19 89.

Norm [Signature]
Director

24 25
35
36

T15
B-435

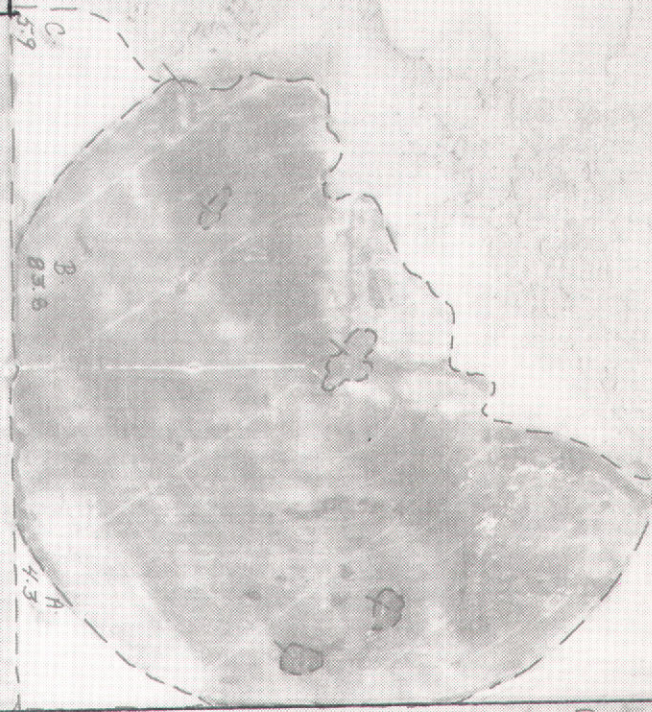
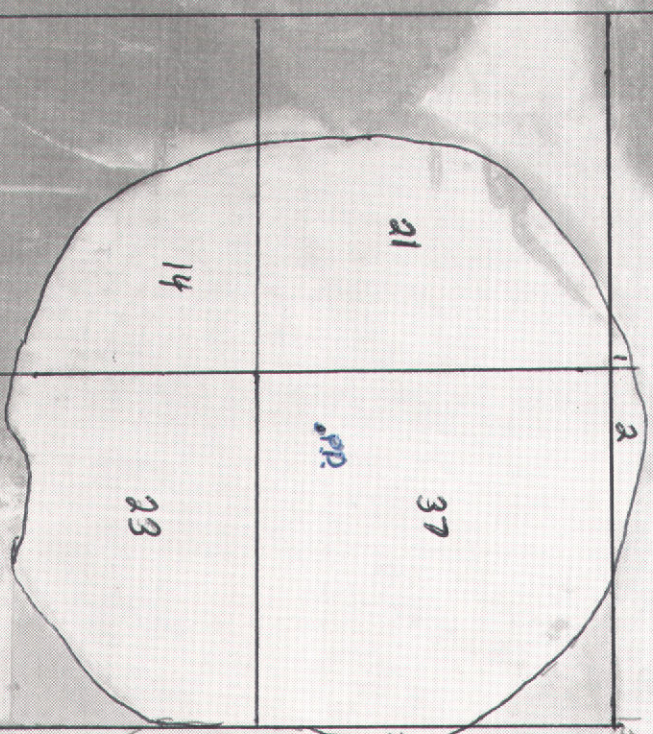
T15 A35E sec36 35-7478

25 30
31
36

See R-7

NOT TO SCALE

36



MICROFILMED

SEP 15 1989

35-7478

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07478

Priority: February 12, 1975

Maximum Diversion Rate:
Maximum Diversion Volume:¹

1.58 CFS
350.0 AF

This is to certify, that GARY R. FIELDING
RT. 1 BOX 247

BLACKFOOT, ID 83221 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 12, 1975; and
has submitted Proof of Beneficial Use on February 7, 1980. An examination indicates
that the works have a diversion capacity of 1.580 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	1.58 CFS	350.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 36, Township 01S, Range 35E
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>
01S	35E	36	NESW 32.5	NWSW 21	SWSW 14	100
			SESW 32.5			

Total number of acres irrigated: 100

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 reflect cropping patterns or acceptable standards of water delivery 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.
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.

MICROFILMED

SEP 15 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07478

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 12TH
day of SEPTEMBER, 1989.

Acting for

R. Keith Higginson, Director

RECEIVED
SEP 14 1989
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SEP 14 1989

STATE OF IDAHO

APPLICATION FOR AMENDMENT OF A PERMIT

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

APPROVED

Comes now Gary R. Fielding Phone (208) 785-1899
of (address) 134 W. 600 N., Blackfoot, ID 83221, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 35-7478, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW 1/4 SW 1/4, Section 36, Township 1S, Range 35E, B.M.,
County of Bingham. Other points of diversion: _____

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

Amount 1.58 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre feet per annum)

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

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

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

3. Place of use or land to be irrigated:

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	
1S	35E	36									32.5	21	14	32.5					100

Total number of acres to be irrigated = 100

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the 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: _____

MICROFILMED

SEP 15 1989

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



Signed at New York, this 51 day of March, 1989.

(Signature)

Preliminary check by MD Fee = \$20.00

Received by Jo Date 3-31-87

Publication prepared by RP Date 7-26-89

Published in

Publication dates

ACTION OF THE DEPARTMENT OF WATER RESOURCES

R. KEITH HIGGINSON

_____, of the Department of Water Resources hereby

Approve the above Application for Amendment of Permit No. 35-74/78

SEP 15 1989

Witness my hand this 27 day of

Director

RECEIVED

MAY 18 1989

Department of Water Resources
Eastern District Office

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

NOTICE OF AMENDED
APPLICATION FOR
WATER PERMIT
NO. 35-7478

NOTICE is hereby given that Application for Permit No. 35-7478 in the name of Gary R. Fielding, Shelley, Idaho, was filed for the diversion of 2.0 cfs of water from a ground-water source with points of diversion within the NESW, Sec. 36, T01S, R35E, B.M., Bingham County. To be used from April 1 to November 1 for irrigation of 100 acres within SW 1/4 Sec. 36, T01S, R35E.

The applicant now proposes to Change the Amount and Point of Diversion to reflect 1.58 cfs of water with point of diversion within SWSW, Sec. 36, T01S, R35E.

Any protest to the proposed amending of the application must be filed with the Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho, 83401, on or before May 22, 1989.

R. KEITH HIGGINSON
Director

(382)
Pub.: 5/4, 11

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss

I, Michael Bell do
solemnly

swear that I am the Publisher of The Morning 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: 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 issue or said

newspaper two consecutive weeks

the first publication having been made on the

4th day of May, 19 89

and the last publication having been made on the 11th day of May, 19 89

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.

On this 16th day of May, in the year 1989 before me a Notary Public of said State, personally appeared

Michael Bell
known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Raye Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing Fee..... \$5.00

MICROFILMED

SEP 15 1989

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 33-7478 }

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,

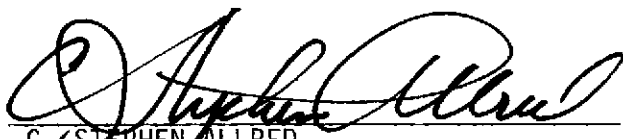
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

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

RECEIVED

Identification No. 35 7478

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 Gary R. Fielding Phone: 357-3606
post office address 316 Edwards, Shelley, Idaho 83874
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 36 Township 1S
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 2.0 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. 2.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and circular 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 130 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 \$ 20,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(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: _____

RECORDED

R 35E

T 15

36

x
well

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.

Dany R Felding
(Applicant)

2-12-1975

Proposed Priority

Received by MB Date 2-12-75 Time 10:00 #

Preliminary check by MB Fee \$ 35.00

Received by MB Date 2-12-75 # 4086

Publication prepared by MB Date 2-14-75

Published in Blackfoot Press

Publication dates MB 28 + 27, 1975

Publication approved MB Date 2-28-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval _____ denial by ADC

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. 35-7478, 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, 1980.

c. Other: A measuring device of a type approved by this Department 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 17 day of March 19 75.

Director

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Felding

☒ 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) WJ 2/12/75

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. 15,35E

(6) " "

Located within Water District No. No organized Water Dist.

(7) " "

Critical groundwater area: yes no ☒

(8) " "

Groundwater levels:

____ Declining, ☒ Stable, ____ Increasing

(comment) Bulletin # 27

(9) " "

Other rights on the same place of use Yes Surface water

(10) " "

Comments: ~~to be~~ Lavaside Canal
to be abandoned after well & sprinkler system installed

(11) CW 2-28-75

Affidavit of Publication received (date) 2-28-75

(12) CW 3-10-75

Final date for protests March 10, 1975

Protests received: yes no ☒

(13) RDC 3/10/75

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

(14) " "

Action recommended:

☒ Approve 2/12/75 ☐ Deny

2/12/75 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 RDC

Date 3/10/75

Microfilm

Copy

RECEIVED
FILED
Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham }
State of Idaho } ss.

I, David Mark Brown do solemnly

Publisher
swear that I am the 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 20th day of February, 1975,
and the last publication having been made on the
27th day of February, 1975; 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 27th
day of February, 1975

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1975

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Gary R. Fielding, 316 Edwards,
Shelley, Idaho, has on 2-12-75,
submitted Application No. 35-
7478, for a permit to ap-
propriate 2.0 cubic feet per
second of water from a ground-
water source by means of well
and pump, within the
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, T. 1S, R.
35E, B.M., Bingham County; to
be used from Apr. 1 to Nov. 1 for
the irrigation of 100 acres
within the SW $\frac{1}{4}$, Sec. 36, T. 1S,
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 10, 1975.

R. KEITH HIGGINSON
Director

(4146)
Pub.: 2-20, 27

29

September 13, 1989

GARY R. FIELDING
RT. 1 BOX 247
BLACKFOOT, ID 83221

RE: PERMIT NO. 35-07478

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 15 1989

4-7-89 RB
4-18-89 HCT

State of Idaho
Department of Water Resources
AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: KCW

Right Number 35-7478 Applicant Gary R. Fielding
Purpose of Amendment: ☒ Change point of diversion. ☐ Add diversion point(s).
☐ Increase amount. ☒ Change place of use. ☐ Other _____

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☒ Right number(s) _____
- ☒ Yes ☐ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Amendment published correctly.
- ☐ Protests processed.
- ☒ Approve.
- ☐ Deny.

Conditions Be aware that Rough Draft license is
in Boise office - Since license is not yet issued
we felt this was one way to modify it.
A transf. of course would be another way.
By [Signature] Date 6-12-89

STATE OFFICE PROCESSING:

- ☒ Amendment correct and complete. By [Signature]
- ☐ Approved copy sent to applicant and to Region. By _____

6-30-89
RECEIVED
Date
JUN 16 1989

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

NO. 35-7478

Notice is hereby given that Application for Permit No. 35-7478 in the name of Gary R. Fielding , Shelley, ID, was filed for the diversion of 2.0 cfs of water from a groundwater source with points of diversion within the NESW SEC 36 T01S R35E, B.M. BINGHAM COUNTY. To be used from April 1 to November 1 for irrigation of 100 acres within SW1/4 SEC 36 T01S R35E.

The applicant now proposes to Change the Amount and Point of Diversion to reflect 1.58 cfs of water with point of diversion within SWSW SEC 36 T01S R35E.

Any protest to the proposed amending of the application must be filed with the Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID 83201, on or before May 22, 1989.

R. Keith Higginson

Director

Published May 4 & 11, 1989 in the MORNING NEWS.

MICROFILMED
SEP 15 1989

March 7, 1989

GARY R. FIELDING
RT. 1 BOX 247
BLACKFOOT, ID 83221

RE: PERMIT NO. 35-07478

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
SEP 15 1989

POD OVERLAP REV

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
3507478	01S	35E	36	NE SW		GROUNDWATER	FIELDING, GARY

MICROFILMED

SEP 15 1989

RECEIVED
MAY 29 1986

Permit No.

DATE _____

REMARKS

(List Telephone No. used)

(Date, time, location)

Measurement calculations:

$.01 \text{ Ac ft in } 276.4 \text{ sec.}$

$435.6 \div 276.4 \text{ sec} = 1.58 \text{ cfs}$

$214 \text{ dys} \times 1.58 \text{ cfs} \times 1.9835 \text{ AF/dys} = 670.7 \text{ AF/dnn}$

$100 \text{ Ac} \times 3.5 \text{ Actt/Ac} = 350 \text{ AF/dnn}$

**Code with map on reverse side. Disregard code if only one.*

Remarks	
---------	--

Examiner's Signature

Date _____

2/1/21
S-00-98
4/30/06

Recommended Amendments:

☐ Change P.D. as reflected above

☒ Add P.D. as reflected above

☐ Add P.U. as reflected above

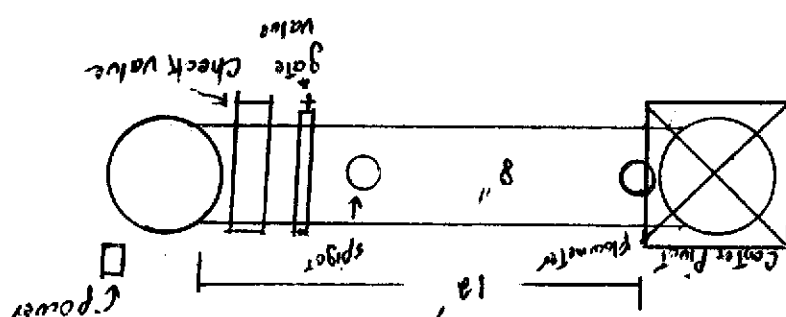
☐ Other

☐ None

[illegible]

Place(s) of Use

Point(s) of diversion:



(Include distance from pump to measuring device, if applicable.)

SCHEMATIC DIAGRAM OF SYSTEM

[illegible]

MAP (Attach Aerial Photo)

24
25
35
36

25
30
31

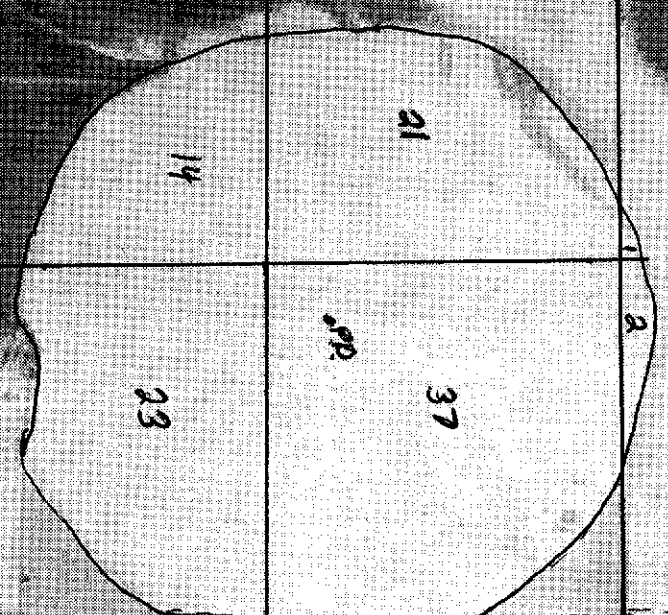
B-455

T15 A35E SEC36

35-7478

Xec R-7

NOT TO SCALE



MICROFILMED

SEP 15 1989

PL AL - 53

F.E.C. 1980 by S.C.

HWJ

4/86

No Fee necessary

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only

Fee Received

Date 5-9-86

Receipt #

Receipt by

Sent to S.O. 5-9-86

RECEIVED

MAY 15 1986

1. Permit No. 35-7478

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: Gary Fielding

3. Post Office Address:

Telephone No.

4. Source of Water:

5. Extent of Use:

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

Irrigation (acres) Other/Remark

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

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

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

(Name)

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner. I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

SEP 15 1989

Date

Signature of Permit Holder (and title, if appropriate)

copy retained 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:
Statehouse
Boise, Idaho 83720

35-7478
FIELDING, GARY R.
RT. 1 BOX 247
BLACKFOOT, ID 83221

138565

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 is from the recently enacted HB 671 and is being developed at this time. A listing

SEP 15 1989

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 15 1988

[illegible]



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) 523-7133

February 12, 1980

RE: Permit No. 35-7478, 35-7479, and 35-7480

Gary S. Fielding
Rt. #1, Box 247
Blackfoot, ID 83221

Dear Mr. Fielding:

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,

JACKIE S. DENNING
Senior Clerk

cc: IDWR - State Office

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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. 35-7478.

Name(s) of Permit Holder: GARY R FIELDING

Post Office Address: RT #1 BOX 247

BLACKFOOT IDAHO Tel. No. 785-1899

Source of Water: GROUND

Extent of Use:

☐ Domestic	(number of households)
☐ Stockwater	(number and type of stock)
☒ Irrigation <u>100</u>	(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.

1 Feb, 1980
Date

Gary R Fielding
Signature of Permit Holder

Mary Fielding
RTH 1 BOX
Blackfoot Idaho



MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

FIELDING, GARY R.
316 EDWARDS
SHELLEY, ID 83274

101637

DECEMBER 31, 1979

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7478 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 01, 1980. (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

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

Jan

File 35-7428

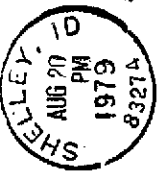
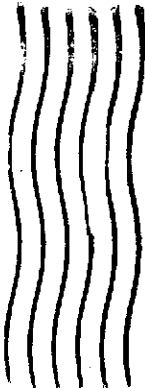
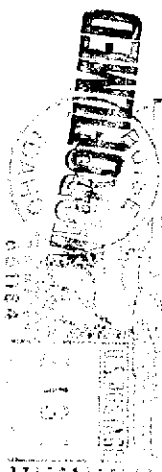
NOT DELIVERABLE
AS ADDRESSED
UNABLE TO FORWARD

Gary R. Fielding
316 Edwards
Shelley, ID 83274

Department of Water Resources

AUG 21 1979

RECEIVED





State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED

Director

August 16, 1979

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

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.

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

DRT:lr

Enclosures

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

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

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

Western Region Office
92 S. Cole Road
Boise, Idaho 83705

MICROFILMED

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED
JAN 2 1980

Department of Water Resources

Rt 1, Box 244
Blackfoot

101637

RETURNED
TO
SENDER
NOT DELIVERABLE
UNABLE TO FORWARD

JAN 2 1980
NAME
1st Notice
2nd JAN 17 1980

March 18, 1975

Re: Permit Nos. 35-7478, 35-7479 & 35-7480

Mr. Gary R. Fielding
316 Edwards
Shelley, Idaho 83274

Dear Mr. Fielding:

Enclosed are copies of your approved application for permits issued on the above referenced numbers. We direct your attention to the conditions of approval as listed on the fourth pages.

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 nos. 35-7478 and 35-7479. 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

February 14, 1975

RE: Claim to a Water Right No. 35-4038 Driscoll
Application for Permit No. 35-7476 Benson
" " " No. 35-7478 Fielding
" " " No. 35-7479 "
" " " No. 35-7480 "

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

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

RDC:MB

Bill submitted 2-28-75 by CW

Enc: Legal Notices (5)

RECEIVED
FEB 28 1975
BLACKFOOT, ID

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Gary R. Fielding, 316 Edwards, Shelley, Idaho, has on 2-12-75, submitted Application No. 35-7478, for a permit to appropriate 2.0 cubic feet per second of water from a ground-water source by means of well and pump, within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, T. 1S, R. 35E, B.M., Bingham County; to be used from Apr. 1 to Nov. 1 for the irrigation of 100 acres within the SW $\frac{1}{4}$, Sec. 36, T. 1S, 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 10, 1975.

R. KEITH HIGGINSON
Director

(4146)

Pub.: 2-20, 27

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Gary R. Fielding,

316 Edwards, Shelley, Idaho

has on 2-12-75 submitted Application No. 35-7478

for a permit to appropriate 2.0 cubic feet per second ~~XXXXXX per annum~~

of water from a ground-water source

by means of well and pump

within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, T. 1S, R. 35E, B.M., Bingham County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 100 acres

within the SW $\frac{1}{4}$, Sec. 36, T. 1S, 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 10, 1975.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on February 20 and February 27, 1975

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200-7