

RECEIVED

JUN 11 1974

Department of Water Administration
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 30th day of May, 1974, last publication having been made on the 6th day of June, 1974, 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 10th day of June, 1974

Karl Holey
Notary Public

My commission expires April 5, 1975

B10, 1M

MB NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that L. B. Holden Farm Co., Inc., Box 2186, Idaho Falls, Idaho has on 5-23-74 submitted Application No. 35-7423 for a permit to appropriate 7.13 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. 24, T. 3N, R. 35E, B.M., Bonneville County; to be used from March 15 to Nov. 15 for the irrigation of 640 acres within the S $\frac{1}{2}$, Sec. 24, N $\frac{1}{2}$, Sec. 25, T. 3N, 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 Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before June 17, 1974.

R. KEITH HIGGINSON
Director
Pub.: May 30 & June 6, 1974. MB

35 7423

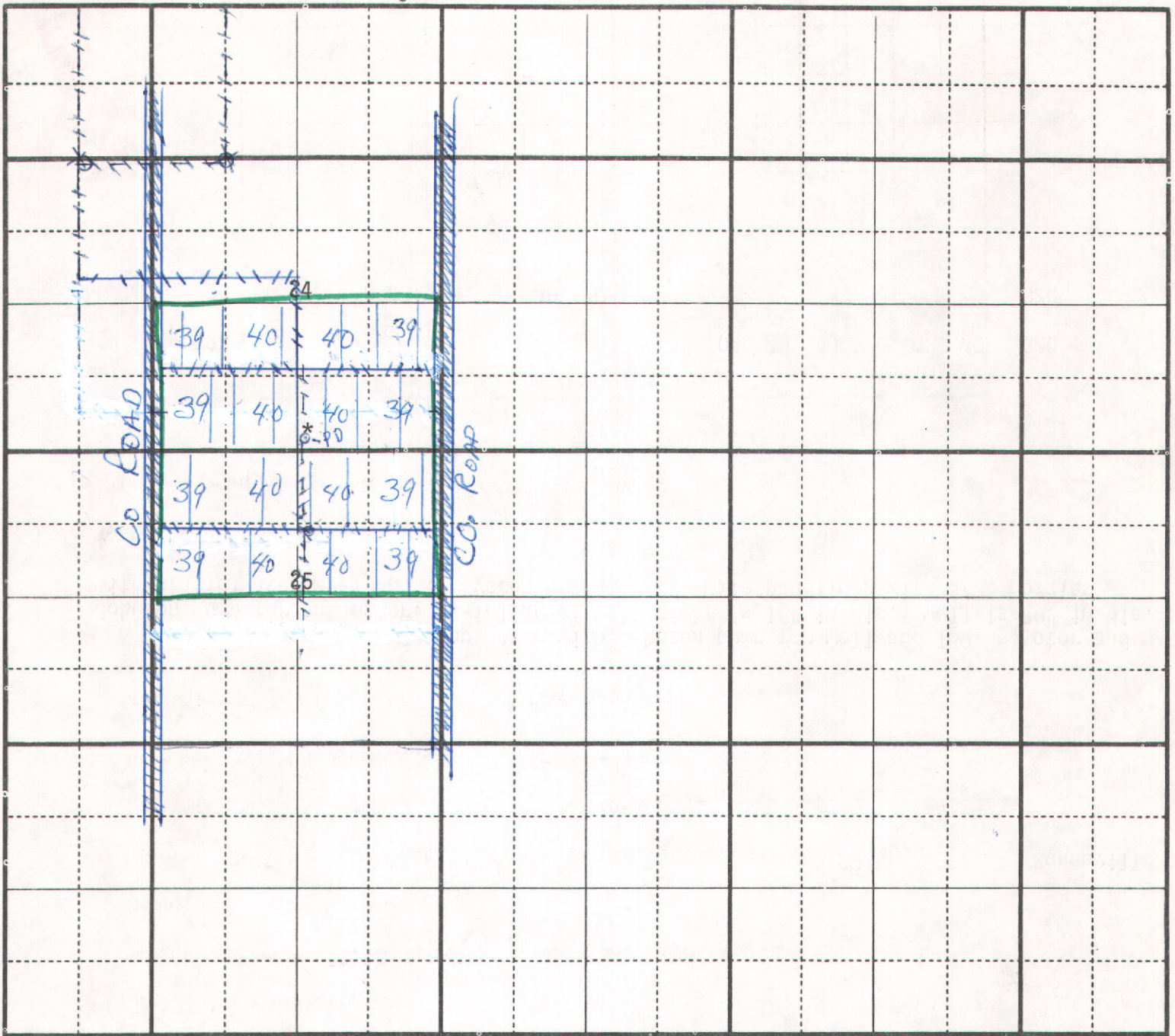
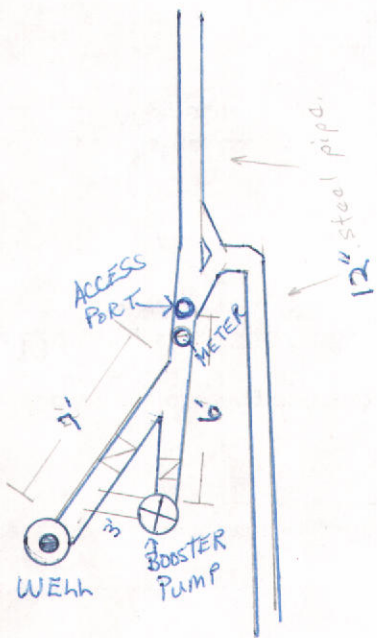


Diagram of System



676.18.

3.1



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7423 Priority May 23, 1974 Amount 7.13 cfs

THIS IS TO CERTIFY, that Sauer Farms, Inc.
of Idaho Falls, Idaho, has complied with the terms and conditions of Permit
No. 35-7423 issued pursuant to Application for Permit dated May 23, 1974,
and has submitted proof to the Department of Water Resources on June 6, 1977,
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 7.21 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>March 15</u> to <u>November 15</u> at <u>7.13</u> cfs and <u>2212.0</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 7.13 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
2212.0 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24, Twp.
3N, Rge. 35E in the County of Bonneville

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 $\frac{1}{4}$	
3N	35E	24									40	39	39	40	39	40	40	39	316
		25	39	40	40	39	40	39	39	40									316

Total number of acres irrigated 632

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 3.5 afa per acre for the lands above.

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 24TH day of
May _____, 19 82.

Acting for the Director

Norman C. Young

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

Department of Water Resources

I, Neal Sauer, hereby assign to Sauer Farms, Inc.
of Rt. 5 Box 160 Idaho Falls, Idaho (N. Church Farm Rd., Bonn. County, Ida.)
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 35-7423
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 1st day of November, 19 79.

Neal Sauer
Permit Holder

Mildred Sauer
Spouse of Permit Holder

State of Idaho)
County of Bonneville) ss.

On this 1st day of November, 19 79, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

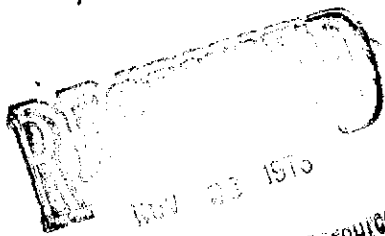
seal

R. M. L.
Notary Public residing at

Idaho Falls Idaho

My commission expires:

12/31/80



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
ASSIGNMENT OF PERMIT

Department of Water Resources

L.B. Holden Farm Co., hereby assign to Neal W. Sauer & Sons,
Name
of Route #5, Box 160, Idaho Falls, Idaho,
Address

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. 35-7423
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to
Permit No. _____ to appropriate the public waters of the State
of Idaho. (Give that portion of the permit being assigned by describing
the land list and the point of diversion - describe by acreage within each
40-acre subdivision.)

Made this 23rd day of November, 19 76.

L.B. HOLDEN FARM CO., INC.

By Eugene W. Buol
Permit Holder

Wife of Permit Holder

State of Idaho)
County of Bonneville) ss.

On this 23rd day of November, 19 76, personally ap-
peared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (~~she~~) executed the same, for and on behalf of the L. B.
Holden Farm Co., Inc.

Eugene W. Buol
Notary Public residing at _____
Idaho Falls, Idaho

My commission expires July 29, 1979

Identification No. 35 7423

Application No. _____

Assigned to Neal W. Sauer & Sons
Rt. 5, Box 160, Idaho Falls, ID
11/30/76

STATE OF IDAHO
 DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

ASSIGNED TO:
 Sauer Farms, Inc.
 Rt. #5, Box 160
 Idaho Falls, ID 83401

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

1. Name of applicant L. B. Holden Farm Co., Inc.
 post office address P. O. Box 2186, Idaho Falls, Idaho 83401 522-5350

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 24 Township 3N
 Range 35E B.M. Bonneville 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 7.13 for irrigation purpose from March 15 to Nov 15 (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. 7.13 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. circular sprinklers
6000 HP Pump 20" holes 16" bowls

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 20 inches; proposed depth of well is 700 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
 is 5 ^{VRS} ~~years~~ months

b. Estimated construction cost is \$ 100,000.

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: circular irrigation

35 7423

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

Total number of acres to be irrigated 640

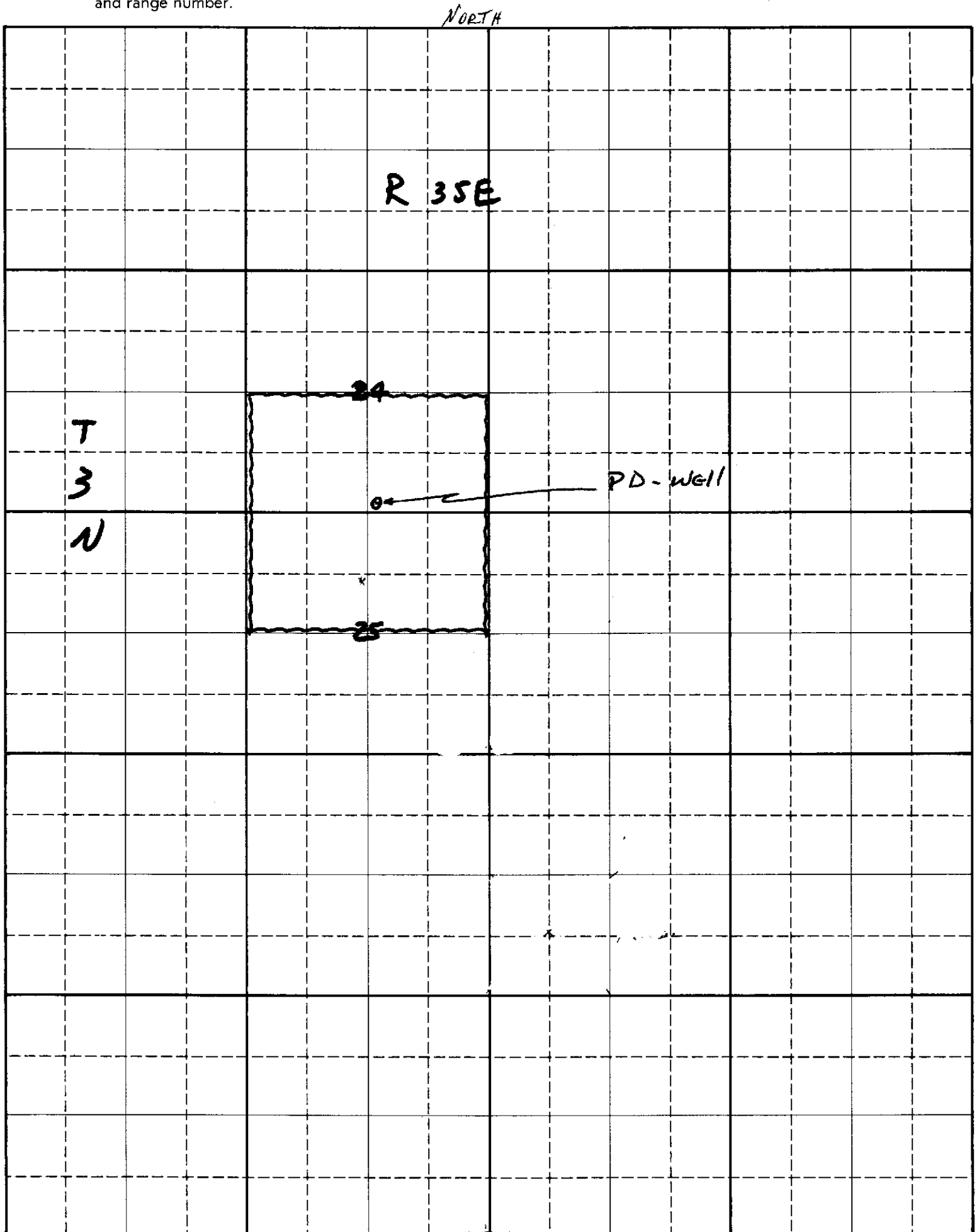
9. a. Who owns the property at the point of diversion
L. B. Holden Farm Co., Inc.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

applicant to make this filing-

10. Remarks

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



Scale: 2 inches equal 1 mile

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

L.B. Holden Farm Co., Inc.
(Applicant)
35 7423
R. Morgan
Treas.

Received by MB Date 5-23-74 Time 11:20 APreliminary check by JH Fee \$ 95.00Receipted by MB Date 5-23-74 # 12894Publication prepared by MB Date 5-23-74Published in The Post RegisterPublication dates May 30 & June 6, 1974Publication approved CB Date 6/11/74

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCY N' JDE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7423, 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 June 1, 19 79.
- 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 24 day of June 19 74.

R. Karl Higginson
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>RDC</u>	<u>5/23/74</u>	Application No. <u>HOCDEN</u>
(2)			☒ 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
(3)	<u>ll</u>	<u>ll</u>	In form to receipt <u>YES</u>
	<u>ll</u>	<u>ll</u>	Send Copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>ll</u>	<u>ll</u>	☐ Request Special Use Permit from U.S.F.S. ☒ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>ll</u>	<u>ll</u>	In form for advertising <u>YES</u>
(6)			Located within Water District No. _____
(7)	<u>ll</u>	<u>ll</u>	Critical groundwater area: yes _____ no ☒
(8)	<u>ll</u>	<u>ll</u>	Groundwater levels: _____ Decline (comment) _____ ☒ Stable (comment) <u>20' +1' 2. h601 WE B#24 P.38</u> _____ Increasing (comment) _____
(9)	<u>ll</u>	<u>ll</u>	Comments: <u>35-2546-5.6 CFS TOTAL Q OK</u>
(10)	<u>MB</u>	<u>6/11/74</u>	Affidavit of Publication received (date) <u>June 11, 1974</u>
(11)	<u>MB</u>	<u>6/12/74</u>	Final date for protests <u>June 17, 1974</u> Protests received: yes _____ no ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing _____
(13)	<u>"</u>	<u>"</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>NCY</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>5/23/74</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>NCY</u>	Date <u>6/17/74</u>

35 7423

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JUN 19 1974
Department of Water Admin.

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JUN 11 1974

Department of Water Administration
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.

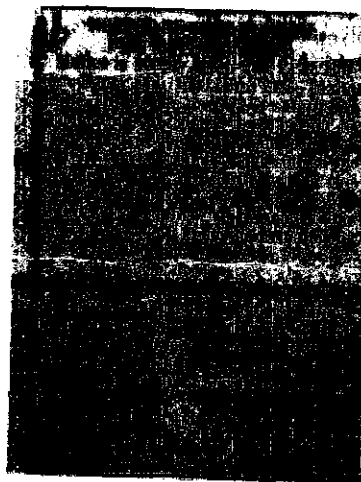
That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 30th day of May, 1974, last publication having been made on the 6th day of June, 1974, and that the said notice 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 10th day of June, 1974.

Karl H. Hale
Notary Public

My commission expires April 5, 1975.

B10, 1M



35 7423

June 9, 1982

RE: Permit No. 35-7423

Sauer Farms, Inc.
Route #5, Box 160
Idaho Falls, ID 83401

Gentlemen:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

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

April 14, 1982

RE: Permit No. 35-7423

Sauer Farms, Inc.
Route #5, Box 160
Idaho Falls, ID 83401

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7423, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 7.13 cfs Source: groundwater

The maximum quantity diverted shall not exceed 2212.0 acre feet per year.

Point(s) of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Twp. 3N, Rge. 35E, Bonneville County

Beneficial use: Irrigation of 632 acres within the S $\frac{1}{2}$, Sec. 24; N $\frac{1}{2}$, Sec. 25;
Twp. 3N, Rge. 35E

Priority date established: May 23, 1978

Conditions (if any): T $\frac{1}{2}$ s right when combined with all other rights shall provide
no more than 0.02 cfs per acre nor more than 355 afa per acre for the lands
a above.

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,

JIM JOHNSON
Water Distribution Supervisor

MICROFILMED

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

JUN 17 1977

1. Name of permit holder Neal W. Sauer & Sons JUN 17 1977
 Post office address Route 5, Box 160, Idaho Falls, ID 83401 Department of Water Resources
Eastern District Office
 Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 7.13 c.f.s. for Irrigation
 AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 15
(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: _____

4. Total amount to be appropriated:

Max Rate of Diversion 7.13 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3N N/S, Range 35E E/W, B.M., Section 24, Subdivision SW $\frac{1}{4}$ SE $\frac{1}{4}$, Bonneville
County

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

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

Other Points of Diversions: _____

Description of diverting works: 600 hp motor with Johnson pump for well and 150 hp motor and Johnson pump for a booster. Mainline at well sight is 16" in dia.; well is 20" in dia. with static water level 480'. System operates 22 1/2 mile handlines with 5/32 nozzles

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

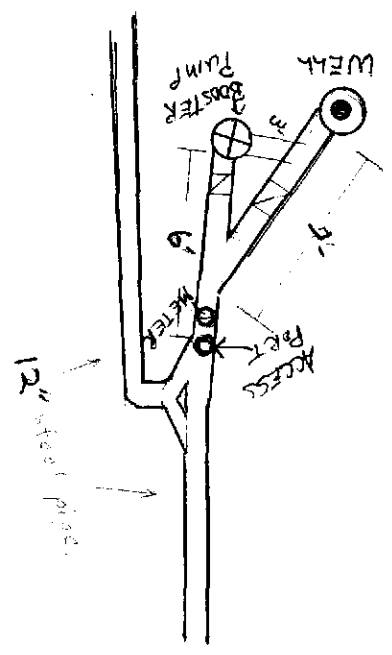
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TOTAL ACREAGE _____ **640**

640

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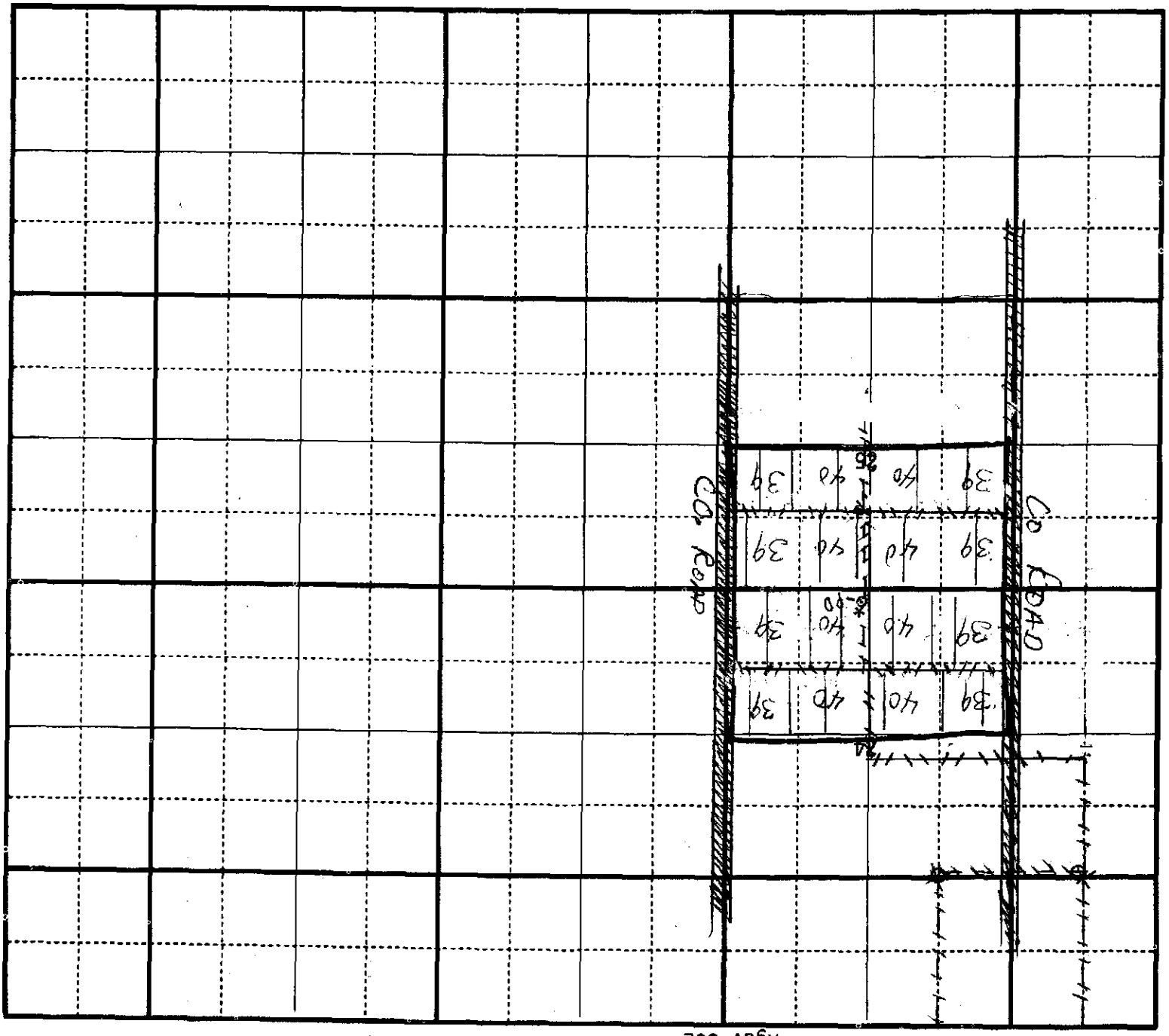
MICROFILMED



12

6-7-18

Diagram of System



DATE OF EXAM 6-6-79

ACREAGE
Found 632
Recommended 632

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 7.13 c.f.s. V = 2212 ✓ AF/Ann. from MAR 15 to Nov 15
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 ✓

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

Exchange? yes _____ no ✓

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

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

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

Total Q measured 7.21 7.20 cfs Method of measurement ANNULAR 12.00'

Total Q recommended 7.13 cfs Meter No. 67-C 80" type FACE EYE Condition NEW

Total V recommended 2212 AF/YR

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$Q = \text{ANNULAR READING} = 34" = 3235 \times 7.21 \text{ cfs}$
 $V = 7.13 \times 1.9835 \times 245 = 3464.9$ capacity
 $3.5 \times 632 \text{ ac} = 2212 \text{ AF/YR}$

$Q = 12.00' \text{ CV } 34 = 144(3.85) 5.83 = 3232.15 + 448.8 = 7.201 \text{ cfs}$

SYSTEM DESCRIPTION:

600 H.P., G.E. 3phase motor, S/N AKT 828022 1/2 Johnston turbine pump no 10, plate, is in a common system w/ 3 other wells.
12" BURIED MAIN LINE, ALL HANDLINES
BOOSTER SYSTEM - G.E. TRICHO 150 HP, MODEL 5K6277X H1A, S/N LKJ 1120157
LINTON V.T. S/N 16881

REMARKS:

8 ACRES OUT FOR ROAD ROW.

License 35-2546 overlaps 632a of land covered by this
filing contributing 3.69 cfs. Max amt. of 632a
 $= 12.04 - 3.69 \text{ cfs} = 8.35 - 7.13 \text{ contributed on this license}$
 $= 1.22 \text{ left to appropriate}$

Examiner's Signature Redney H. Parker Date 11-22-79

Checked by Anthony R. Kozlowski Date 7-28-80

Approved by Jim Date 4-15-82

Overlap Review for 35-7423

License 35-2546 GW F/D SEN W Sec 25
(different well) ✓

F/O see attached
copy

Recommend licensing 35-7423 at
.02 cfs/Ac because License 35-2546 ✓
is on same land but by a _{ok}
different well.

$$.02 \times 632 = 12.64 \text{ cfs} \quad \checkmark$$

limit to 7.13 as per permit ok

$$\text{RC } \frac{4-13}{82}$$

Condition R16(3.5) ✓

Jim
4-15-82

MICROFILMED

State of Idaho
License and Certificate of Water Right

Water License No. G-27603

Amount 5.6 c.f.s.

Water District No.

Priority November 3, 1958

THIS IS TO CERTIFY that JOHN I. KER, Jr. - Assignee - L. B. HOLDEN FARM CO., Inc. of Idaho Falls, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 3, 1958; that Permit No. G-27603 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5.6 second feet, was issued thereunder on June 26, 1963, showing that said works were completed on the 9th day of October, 1961; and that on the 9th day of October, 1961,

JOHN I. KER, Jr. - Assignee - L. B. HOLDEN FARM CO., Inc.

of Idaho Falls, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well

, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-27603 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7602, on the 26 day of June, 1963;

The right hereby confirmed dates from November 3, 1958;

The Point of Diversion is located

in the SE 1/4 NW 1/4, Sec. 25, Tp. 3 N., R. 35 E., B. M. County of Bonneville

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	35 E.	24	SE 1/4	160	160
			SW 1/4	160	160
		25	NE 1/4	160	160
			NW 1/4	160	160
			SW 1/4	160	160
			SE 1/4	160	160
			Total number of acres to be irrigated:		960

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

26th day of June, 1963.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

35-2546

35-2546

November 14, 1979

Re: Permit No. 35-7423

Sauer Farms, Inc.
Rt. #5, Box 160
Idaho Falls, ID 83401

Gentlemen:

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the Department's records.

Enclosed for your records is a copy of the permit.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:pb

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

June 16, 1977

Re: Permit No's. 35-7423, 35-7289 and 35-7288

Neal Sauer
Route 5, Box 160
Idaho Falls, Idaho 83401

Dear Mr. Sauer:

We acknowledge receipt of the affidavits submitted as proofs of beneficial use for the above referenced permits.

Before licenses can be issued, field examinations must be made by a representative of this Department. We cannot tell during which part of the irrigation season these exams will be made, but our examiner will try to contact you at the time he makes the exams so that you may show him the systems.

We are returning the assignment submitted to us for Permit No. 35-7423 since on November 30, 1976, this permit was assigned from L.B. Holden Farm Co., Inc. to Neal W. Sauer and Sons and so now this permit is already in your name.

If you have any questions regarding the field exams, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK
Water Rights

RECEIVED
JUN 21 1977
IDAHO FALLS

RECEIVED

JUN 6 1977

Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 35-7423

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Neal Sauer
b) Post Office Address Rt. #5, Box 160, Idaho Falls, ID 83401
2. Permit Number 35-7423
3. Date of Priority that you are prepared to establish 5-23-74
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24
Township 3N, Range 35E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 7.13 for irrigation purposes from Mar. 15 to Nov. 15 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 7.13 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) 600 hp motor with Johnson pump for well with 150 hp motor and Johnson pump for a booster. Mainline at well sight is 16" in diameter; well is 20" in diameter with static water level 480 ft. System operates 22 1/4-mile handlines with 5/32 nozzles.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 16" McCrometer
c) Give well driller's name and address and the date the well was completed: American Drilling, Kansas City, Kansas
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 6/14/77 by g

MICROFILMED

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	35E	24									40	40	40	40	40	40	40	40	320
		25	40	40	40	40	40	40	40	40									320

Total number of acres irrigated 640

10. Remarks: Lands under this permit are also included in License 35-2546.

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

June 6, 1977 (Date) Neal Sauer (Signature)

State of Idaho)
County of Bonneville) ss.

On this 6th day of June, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Loren O. Halmer
Notary Public residing at Idaho Falls, Id.

My commission expires March 21, 1979

December 6, 1976

Re: Permit No. 35-7423

Neal W. Sauer & Sons
Route 5, Box 160
Idaho Falls, Idaho 83401

Gentlemen:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records have been changed.

Sincerely,

BOBBY D. ELEANOR
Chief, Water Rights

BDF:JFR

cc: Gilbert C. St. Clair
Box 29
Idaho Falls, ID 83401

Law Offices of

ST. CLAIR, ST. CLAIR, HILLER, BENJAMIN & WOOD

CHARTERED

FIRST SECURITY BANK BUILDING

POST OFFICE BOX 29

IDAHO FALLS, IDAHO 83401

(208) 522-2350

CLENCY ST. CLAIR (1871-1957)
PAUL T. PETERSON (1892-1967)

ROBERT W. ST. CLAIR
GILBERT C. ST. CLAIR
MORTON B. HILLER
WILLIS B. BENJAMIN
THEODORE V. WOOD
STEPHEN J. McGRATH
JOHN C. ST. CLAIR
RICHARD T. ST. CLAIR
STEVEN K. TOLMAN

KETCHUM-SUN VALLEY OFFICE
CHRISTMAS TREE BUILDING
P. O. DRAWER DD
KETCHUM, IDAHO 83340
(208) 726-4483

November 24, 1976

State of Idaho
Bureau of Reclamation
214 Broadway Ave.
Boise, Idaho 83701

Re: Assignment of Permit No. 35-7423

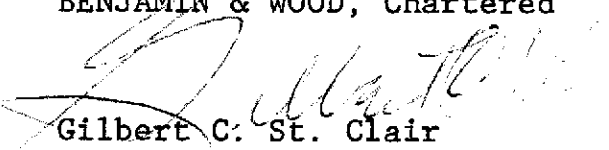
Gentlemen:

Please find enclosed the original Assignment of Permit No. 35-7423 as and between L. B. Holden Farm Co. and Neal W. Sauer and Sons. Would you be so kind as to transfer the permit and forward evidence of the same to us.

Thank you for your time and attention. Please bill us for any costs.

Very truly yours,

ST. CLAIR, ST. CLAIR, HILLER,
BENJAMIN & WOOD, Chartered


Gilbert C. St. Clair

GCS:csr
Enc.

June 25, 1974

Re: Permit No. 35-7423

L. B. Holden Farm Co., Inc.
P. Box 2186
Idaho Falls, Idaho 83401

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 35-2423. 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
Assistant Director

BDF/bjg

Enclosures

35 7423

May 24, 1974

Re: Application for Permit No. 25-7052 De Shon
" " No. 25-7053 Homburg
" " No. 35-7423 Holden

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

NORMAN C. YOUNG
District Engineer

Bill submitted 6-11-74 by MB

NCY:MB

Enc: Legal Notices (3)

35 7423

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that L. B. Holden Farm Co., Inc.

Box 2186, Idaho Falls, Idaho

has on 5-23-74 submitted Application No. 35-7423

for a permit to appropriate 7.13 cubic feet per second ~~acre feet per annum~~

of water from a ground-water source

by means of well and pump

within the S4, S7E, Sec. 24, T. 3N, R. 35E, B.M., Bonneville County;

to be used from March 15 to Nov. 15

for the irrigation of 640 acres

within the S4, Sec. 24, N4, Sec. 25, T. 3N, 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 Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before June 17, 1974.

R. KEITH HIGGINSON

Director

Published in the Post Register, Idaho Falls, Idaho

on May 30 and June 6, 1974.

NCY-G. 5/29/74

MB-L
CB-A

35 7423