

See original in # 35-7345

RECEIVED

NOV 9 1973

Department of Water Administration
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

ss.

David Mark Brown

I, _____ do solemnly

Publisher

swear that I am the _____ of
The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and 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 _____ 1st _____ day of _____ November _____, 19 _____ 73 _____,

and the last publication having been made on the

_____ 8th _____ day of _____ November _____, 19 _____ 73 _____; 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 _____ 8th _____

day of _____ November _____, 19 _____ 73 _____

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires

~~March 1974~~

October 20, 1975

MB
**NOTICE OF
APPLICATIONS
FOR PERMIT**

Notice is hereby given that Richard H. Giesbrecht of P.O. Box 126, Aberdeen, Idaho, has on 10-23-73 and 10-26-73 applied to the Idaho Department of Water Administration for permits to appropriate 1.50 cubic feet per second of water from ground-water sources by means of wells and pumps, from Apr. 1 to Nov. 1 for the irrigation of 75 acres.

Permit No. 35-7345, Amount: 0.88 cfs, Point of Diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, T. 6S, R. 31E, B.M. Bingham County, Place of Use: 44 acres within N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 29, T. 6S, R. 31E, B.M.

Permit No. 35-7346, Amount: 0.62 cfs, Point of Diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, T. 6S, R. 31E, B.M. Bingham County; Place of Use: 31 acres within NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, T. 6S, R. 31E, B.M.

If issued, these permits will be subject to all prior water rights. Protests against the granting of either of the permits must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before November 19, 1973.

R. KEITH HIGGINSON
Director

(3605)

Pub.: 11-1, 8

W 43

35 7346

N 35-7346

11-1



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7346 Priority October 25, 1973 Amount 0.62 cfs

THIS IS TO CERTIFY, that Richard H. Giesbrecht
of Aberdeen, Idaho, has complied with the terms and conditions of Permit
No. 35-7346 issued pursuant to Application for Permit dated October 25, 1973,
and has submitted proof to the Department of Water Resources on October 10, 1978,
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 2.39 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.62</u> cfs and	<u>108.5</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 0.62 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
108.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, Twp.
6S, Rge. 31E in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NEW				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 $\frac{1}{4}$	
6S	31E	29			31														31

Total number of acres irrigated 31

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 29 day of
January, 19 82.

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 35-7346

ORDER

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

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

Dated this 28th day of August, 1978.


L. GLEN SAXTON

Chief, Operations Bureau

Identification No. 35 7346
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Richard H. Giesbrecht
post office address P. O. Box 126, Aberdeen, Idaho 83210 Phone: 397-4219
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 20 Township 6S
Range 31E B.M. Bingham County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.62 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. 0.62 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump and sprinkler system. Will use
same well and pump as in Permit No. 35-7079

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 10 inches; proposed depth of well is 30 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 \$5,000.00.
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: _____

35 7346

35 2241

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	
6S	31E	29		31															31

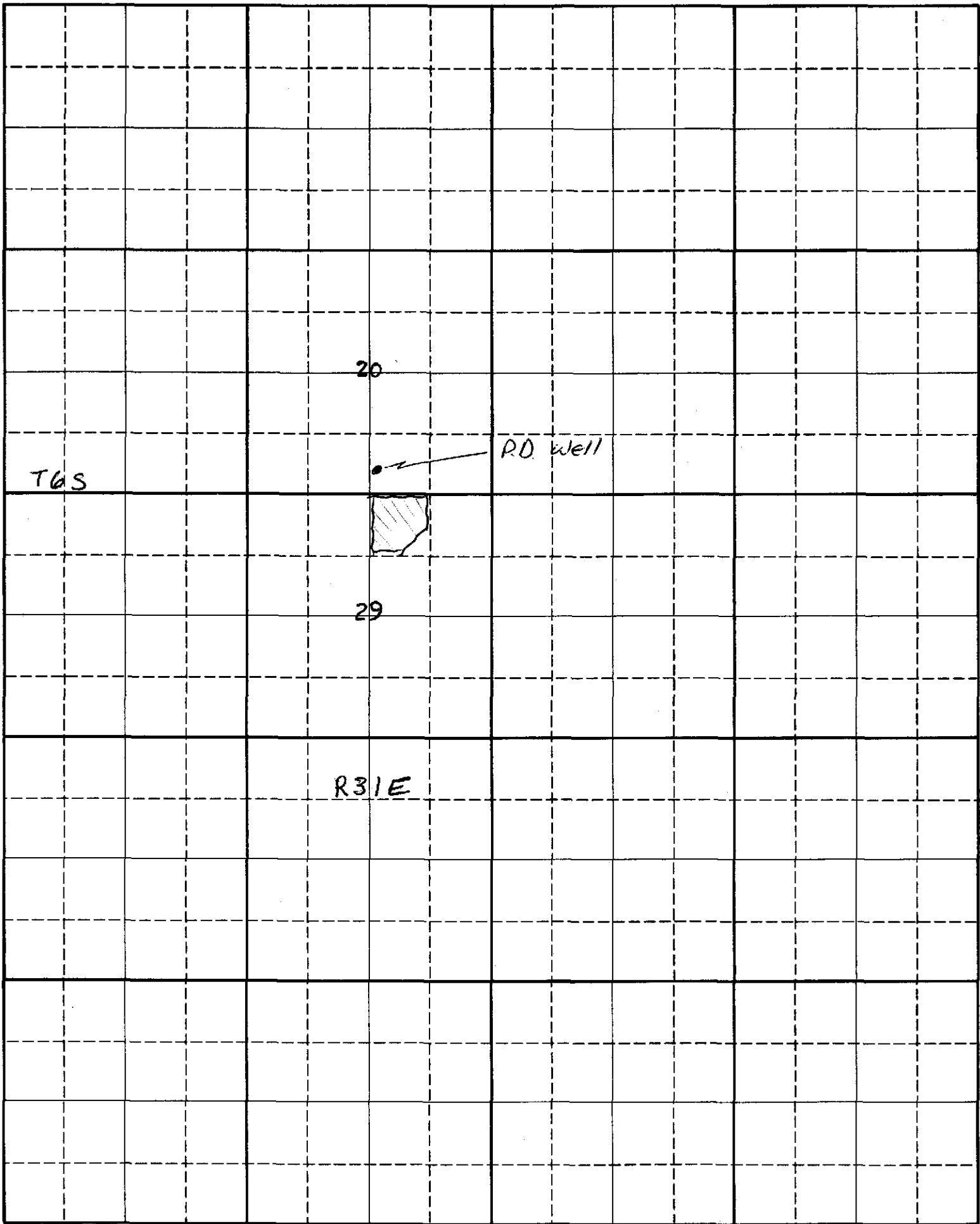
Total number of acres to be irrigated 31

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

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

10. Remarks

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



Scale: 2 inches equal 1 mile

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

Richard H. Giesbrecht
(Applicant)

35 7346

Proposed Priority 10-25-1973

35 7346

Received by MB Date 10-25-73 Time 10:55 A

Preliminary check by Jay Fee \$ 25.00

Receipted by MB Date 10-26-73 # 12604

Publication prepared by MB Date 10-26-73

Published in Blackfoot News

Publication dates November 1 + 8, 1973

Publication approved CW Date 11/9/73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCY W 3DF

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. 35-7346, 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 November 1, 19 78.
- 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 28th day of November 19 73.


Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>RDC</u>	<u>10/25/73</u>	Application No. _____
(2)			☒ Source ☒ Point of Diversion <u>DOES NOT AGREE W/ 35-7079</u> ☒ County <u>PLAT & BASIN BOOK WRONG</u> ☒ 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>11</u>	<u>11</u>	In form to receipt
	<u>11</u>	<u>11</u>	Send Copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☒ Bureau of Land Management
(4)	<u>11</u>	<u>11</u>	☐ Request Special Use Permit from U.S. F.S. ☒ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>11</u>	<u>11</u>	In form for advertising <u>YES</u>
(6)	<u>11</u>	<u>11</u>	Located within Water District No. <u>NA</u>
(7)	<u>11</u>	<u>11</u>	Critical groundwater area: yes _____ no ☒
(8)	<u>11</u>	<u>11</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☒ Increasing (comment) <u>ABS WELL 166221</u>
(9)	<u>NCY</u>	<u>11/19/73</u>	Comments: <u>No conflicting G.W. rights</u>
(10)	<u>MB</u>	<u>11/9/73</u>	Affidavit of Publication received (date) <u>November 9, 1973</u>
(11)	<u>MB</u>	<u>11/19/73</u>	Final date for protests <u>November 19, 1973</u> Protests received: yes _____ no ☒
(12)	<u>11</u>	<u>11</u>	Date and Place of hearing <u>NA</u> Decision reached at hearing <u>NA</u>
(13)	<u>NCY</u>	<u>11</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>11</u>	<u>11</u>	Action recommended: ☒ Approve Priority <u>10/25/73</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>11/19/73</u>

35 7346

NOV 20 1973

Department of Water Administration

See original in # 35-7345

RECEIVED

NOV 1 1973

Department of Water Administration
Boise, Idaho

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 Saturday and 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 1st day of November, 1973,

and the last publication having been made on the

8th day of November, 1973; 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 8th

day of November, 1973

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires

~~October 20, 1973~~

October 20, 1975

NOTICE OF APPLICATIONS FOR PERMIT

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Permit No. 35-7345, Amount: 0.88 cfs. Point of Diversion: NE 1/4 NE 1/4, Sec. 29, T. 6S, R. 31E, B.M. Bingham County. Place of Use: 44 acres within N 1/2 NE 1/4, Sec. 29, T. 6S, R. 31E, B.M.

Permit No. 35-7346, Amount: 0.62 cfs. Point of Diversion: SW 1/4 SE 1/4, Sec. 20, T. 6S, R. 31E, B.M. Bingham County. Place of Use: 31 acres within NW 1/4 NE 1/4, Sec. 29, T. 6S, R. 31E, B.M.

If issued, these permits will be subject to all prior water rights. Protests against the granting of either of the permits must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before November 19, 1973.

R. KEITH HIGGINSON
Director

(3605)
Pub.: 11-1, 8

43

35-7346

February 8, 1982

RE: Permit No. 35-7346

Richard H. Giesbrecht
Route #1, Box 59
Aberdeen, ID 83210

Dear Mr. Giesbrecht:

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

Sincerely,

A handwritten signature in cursive script that reads "Jim Johnson".

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

RECEIVED

TOTAL ACREAGE

Permit No. 35-7346

Examination for 9/2

R31E

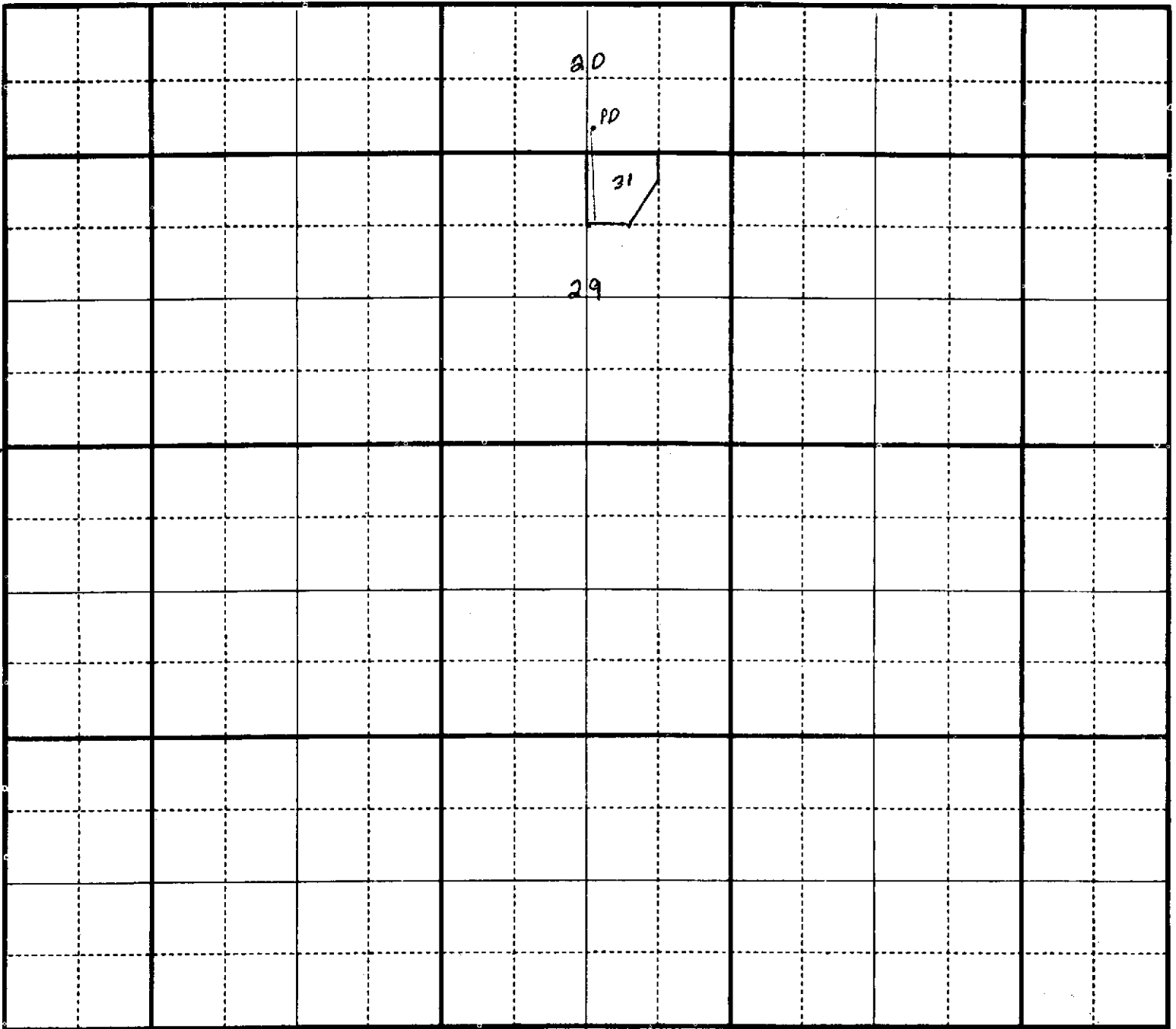


Diagram of System

MICROFILMED

JDC

MICROFILMED

31 32

31 32
30 29

30 29
19 20

30 28
29 28

946

81

9A3L-3E

N

1-11

DATE OF EXAM 6/7/79

ACREAGE

Found 31Ac
Recommended 31Ac

Irrigation Requirement 3.5 Ac Ft/Ac

USE

Irrigation Q = .62 c.f.s. V = 108.5 AF/Ann. from April 1 to Nov. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no X

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 2.39 cfs Method of measurement Annubar

Total Q recommended .62 cfs Meter No. 80" Type Annubar Condition New

Total V recommended 108.5 AF/yr

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$(\text{pipe ID})^2 \times C \times \sqrt{\text{head of H}_2\text{O}} \quad (8.125)^2 \times 3.85 \times \sqrt{17.8} = 1072.3 \text{ gpm} = \text{capacity } 2.39 \text{ cfs}$
 $V = 31 \text{ Ac} \times 3.5 \text{ AF/Ac} = 108.5 \text{ AF/yr}$
 $.62 \text{ cfs} \times 1.9835 \text{ cfs/AF/dy} \times 214 \text{ dys} = 263.17 \text{ AF/Ann}$
Allow .02 cfs/Ac = .62 cfs - per permit

SYSTEM DESCRIPTION:

Groundwater is directed by a 1/2" 75 hp motor 8 in # MJD 801430 and a
Buckley Pump 7320596. Lateral line by this well by 3 1/4 mile wheel line
and 2 1/4 mile and 1 1/2 mile hand line.
Previous license on this well.

REMARKS:

System shown and described by Richard Hundt
Previous license on Pump 35-7079 for 189 cfs

Examiner's Signature John D. Carlson Date 3/10/80

Checked by Anthony R. Kozlowski Date 3-10-80

Approved by John Date 12/7/81 1/14/82

Overlap review on back

Overlap Review

License 35-7079 gw

P/D SWSE Sec 20

$$\frac{.89}{60} = .0148 \text{ ds/ac}$$

P/U NWSE (88 AC),
SWSE (22 AC) Sec 20
No overlap

License 35-7345 gw

P/D NENE Sec. 29

$$\frac{.88}{44} = .02 \text{ ds/ac}$$

P/U NENE (36 AC)
NWNE (7 AC)
SENE (1 AC) Sec. 29

Recommendations

This right & license 35-7079 have same P/D

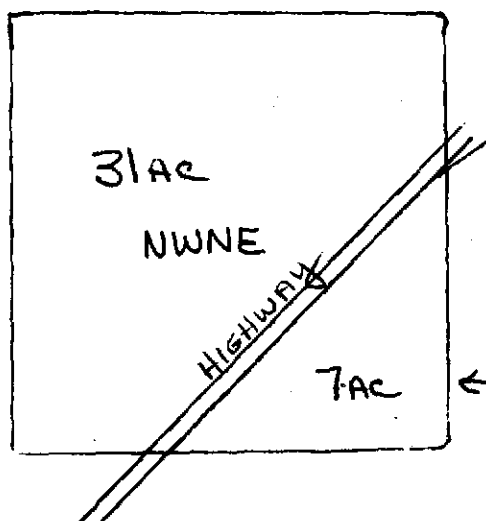
35-7079	.89 ds
35-7346	.62

1.51 less than capacity

This right & license 35-7345 have different P/U. NWNE are different lands on different sides of the Highway

1/0 Overlaps 0/4

License 35-7346 →



← License 35-7345

1/14/82
Jim

RC
12/7
81

MICROFILMED

July 11, 1979

Richard H. Giesbrecht
P. O. Box 126
Aberdeen, ID 83210

Dear Mr. Giesbrecht:

Re: Permit Nos. 35-7345 and 35-7346

Enclosed are the two Proof of Application of Water to Beneficial Use forms you submitted in April.

Please be advised that you have already submitted the proofs for these permits. The next step in the processing of your permit is to have a representative from our regional office do a field examination. If you would like to schedule a time for this to be done, please contact our office in Idaho Falls.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

October 25, 1978

Richard H. Giesbrecht
Route 1, Box 59
Aberdeen, ID 83210

Dear Mr. Giesbrecht:

Re: Permit No. 35-7345 & 35-7346

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell 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 regional office in Idaho Falls.

Sincerely,

RITA FLECK
Water Rights

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern District OfficePROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

1. a) Name of permit holder Richard H. Giesbrecht
- b) Post office address Route 1, Box 59 Aberdeen, Idaho 83210
2. Permit number 35-7346
3. Date of priority that you are prepared to establish 10-23-73
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 20
Township 6S, Range 31E Boise Meridian. Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
- | |
|---|
| Amount <u>0.62</u> for <u>irrigation</u> purposes from <u>Apr 1</u> to <u>Nov 1</u> incl. |
| (cfs &/or acre-feet per annum) (month-day) (month-day) |
| Amount _____ for _____ purposes from _____ to _____ incl. |
| (cfs &/or acre-feet per annum) (month-day) (month-day) |
| Amount _____ for _____ purposes from _____ to _____ incl. |
| (cfs &/or acre-feet per annum) (month-day) (month-day) |
- b) Total amount appropriated 0.62 cfs 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: 150 - 11/64" Dia Nozzels at 80 psi
, assuming 80% efficiency = 2.41 cfs.
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:
N/A
- b) Describe the agreement of understanding by which you take water from the works:
N/A
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):
Pump and sprinkler system
- b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)
Applicant will provide access as dictated
by the Department

Exam typed 10/25/73

c) Give well driller's name and address and the date the well was completed: Paul Vollmer & Son,
Aberdeen, Idaho

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

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	
6S	31E	29		31															31

Total number of acres irrigated 31

10. Remarks:

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

October 9, 1978
(Date)

Richard W. Gush
(Signature)

State of Idaho)
County of Bonneville) ss.

On this 9th day of October, 19 78, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

William Wray
Notary Public
Residing at Idaho Falls, Idaho

My commission expires 6/15/81



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

CERTIFIED MAIL

100097

August 31, 1978

Re: Permit No. 35-7345 & 35-7346

Richard H. Giesbrecht
P. O. Box 126
Aberdeen, ID 83210

Dear Mr. Giesbrecht:

One of the conditions of approval of your water Permit No. 35-7345 & 35-7346 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before November 1, 1978. Enclosed is an affidavit form which must 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 affidavit 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.

RITA FLECK
Water Rights

Encl: Proof affidavit
Order

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

December 5, 1973

Re: Permit No. 35-7346 & 35-7345

Richard H. Giesbrecht
P. O. Box 126
Aberdeen, Idaho 83210

Dear Mr. Giesbrecht:

Enclosed are copies of your approved Application for Permit Nos. 35-7345 and 35-7346. We direct your attention to the conditions of approval as listed on the fourth page of each permit.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your points of diversion has been placed upon your permits. 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 7340

XXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

October 26, 1973

Re: Applications for Permit No. 35-7340 Robert W. Wray
No. 35-7341 J. Marvin Wray
No. 35-7342 J. Marvin Wray
No. 35-7343 J. Marvin Wray
No. 35-7344 J. Marvin Wray
No. 35-7345 Richard H. Giesbrecht
No. 35-7346 Richard H. Giesbrecht

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 ample 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

Enc: Legal Notices (4)

Bill submitted 11-9-73 by MB

35 7346

NOTICE OF APPLICATIONS FOR PERMIT

Notice is hereby given that Richard H. Giesbrecht of P. O. Box 126, Aberdeen, Idaho has on 10/23/73 and 10/26/73 applied to the Idaho Department of Water Administration for permits to appropriate 2.50 cubic feet per second of water from ground-water sources by means of wells and pumps, from Apr. 1 to Nov. 1 for the irrigation of 75 acres.

Permit No. 35-7345, Amount: 0.88 cfs, Point of Diversion: NE¹/₄NE¹/₄, Sec. 29, T. 6S, R. 31E, B.M. Bingham County, Place of Use: 44 acres within NE¹/₄NE¹/₄, Sec. 29, T. 6S, R. 31E, B.M.

Permit No. 35-7346, Amount: 0.62 cfs, Point of Diversion: SW¹/₄SE¹/₄, Sec. 20, T. 6S, R. 31E, B.M. Bingham County; Place of Use: 31 acres within NW¹/₄NE¹/₄, Sec. 29, T. 6S, R. 31E, B.M.

If issued, these permits will be subject to all prior water rights. Protests against the granting of either of the permits must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before November 10, 1973.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho on November 1 and November 8, 1973.

35 7346

aw-d
NW-A

1515 Lincoln Road

October 26, 1973

Re: Application for Permit No. 35-7346

Mr. Richard H. Giesbrecht
P. O. Box 126
Aberdeen, Idaho 83210

Dear Mr. Giesbrecht:

Attached herewith is departmental receipt No. 12604 in the amount of \$25.00 for the above referenced application which was received in this office under the above date.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:mb

Attachment

35-7346