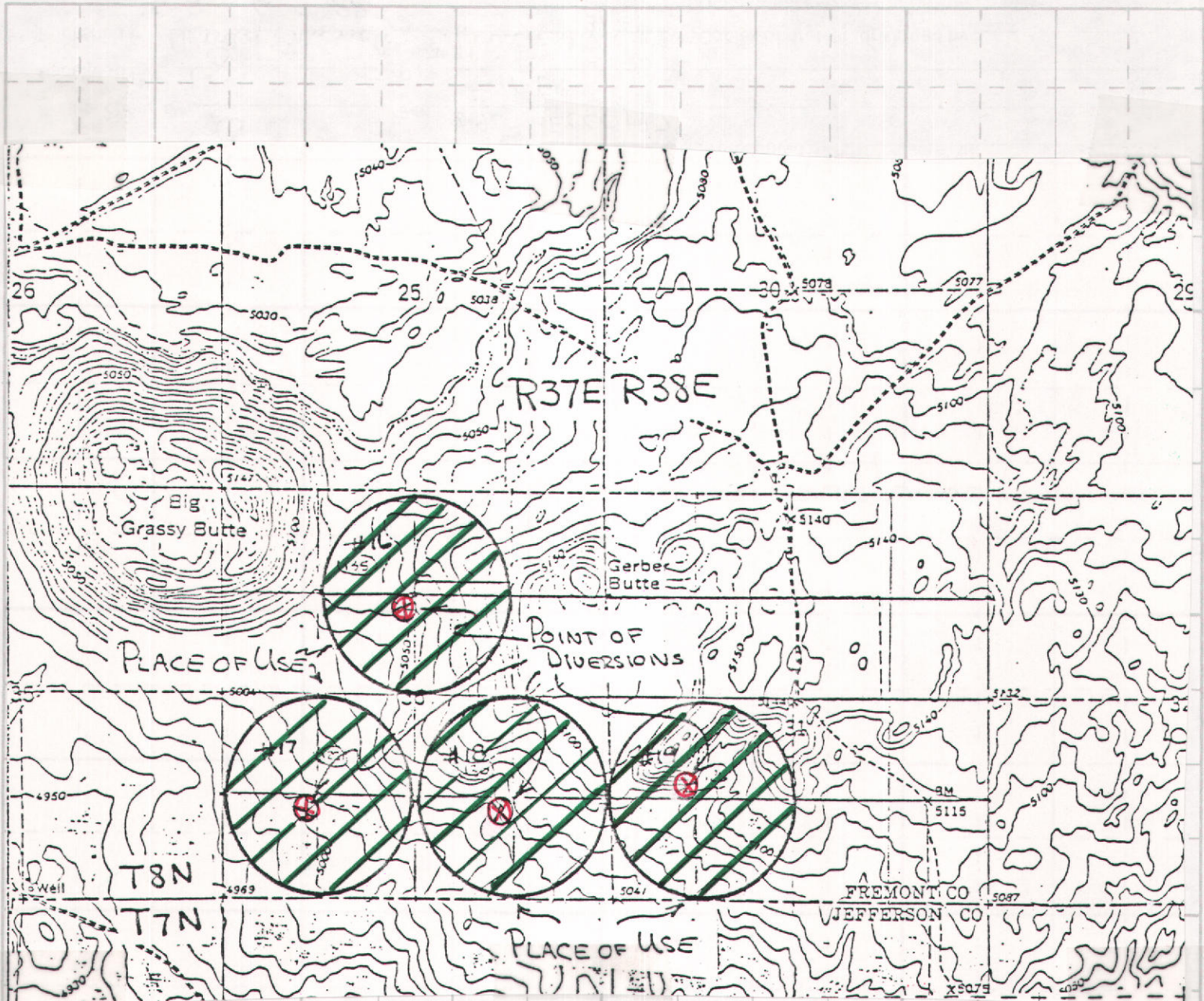


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



MICROFILMED

DEC 19 1988

RECEIVED

NOV 2 1973

Department of Water Administration
Eastern District Office

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,
County of Jefferson

ss.

NOTICE OF APPLICATION FOR PERMITS

Notice is hereby given that International Livestock Development Corp. of 76 W. Main, Rexburg, Idaho has on 10/10/73 applied to the Idaho Department of Water Administration for permits to appropriate 31.6 cubic feet per second of water from ground-water sources by means of wells and pumps, from April 1 to November 1 for the irrigation of 2080 acres.

Permit No. 35-7333, Amount: 6.4 cfs, Point of Diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 320 acres within S $\frac{1}{2}$, Sec. 26, T. 4N, R. 35E, B.M.

Permit No. 35-7334, Amount: 12.8 cfs, Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 640 acres within Sec. 27, T. 4N, R. 35E, B.M.

Permit No. 35-7335, Amount: 12.8 cfs, Point of Diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 34, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 640 acres within W $\frac{1}{2}$, Sec. 34: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, T. 4N, R. 35E, B.M.

Permit No. 35-7336, Amount: 3.2 cfs, Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 160 acres within SE $\frac{1}{4}$, Sec. 23, T. 4N, R. 35E, B.M.

Permit No. 35-7337, Amount: 6.4 cfs, Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 320 acres within S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, T. 4N, R. 35E, B.M.

If issued, these permits will be subject to all prior water rights. Protests against the granting of any or all of the permits must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before November 5, 1973.

R. KEITH HIGGINSON
Director

Published in The Rigby Star, Rigby, Idaho on October 18 and October 25, 1973.

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said newspaper as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

Two Consecutive issues thereof; first publication having been made on the

18th day of October, 1973

and the last publication on the

OK 25th day of October, 1973

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth, and that there are at least two hundred bonafide subscribers in Jefferson County.

NW $\frac{1}{4}$ NW $\frac{1}{4}$

Readvertise

Subscribed in my presence and sworn to before me this 31st

day of Oct, 1973.
(SEAL)

Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$ 22.55

MY COMMISSION EXPIRES JULY 15, 1977.

35 7334

22 23

24 25

27

8550

9764

LOCATION OF
WELL

8
1407

27 26

28 25

8418
9695

J-13

NOT TO SCALE

MICROFILMED

T
4
N

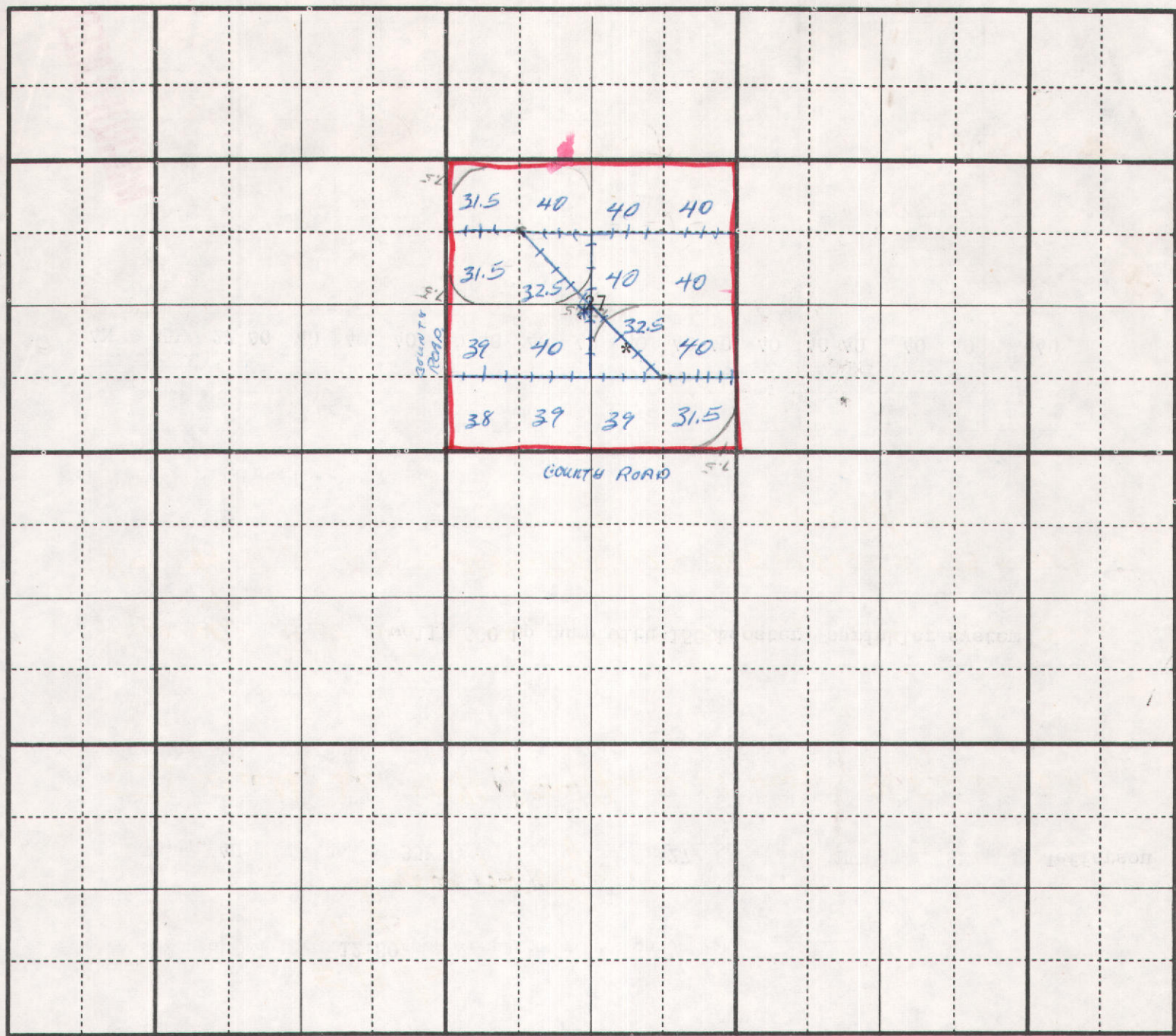
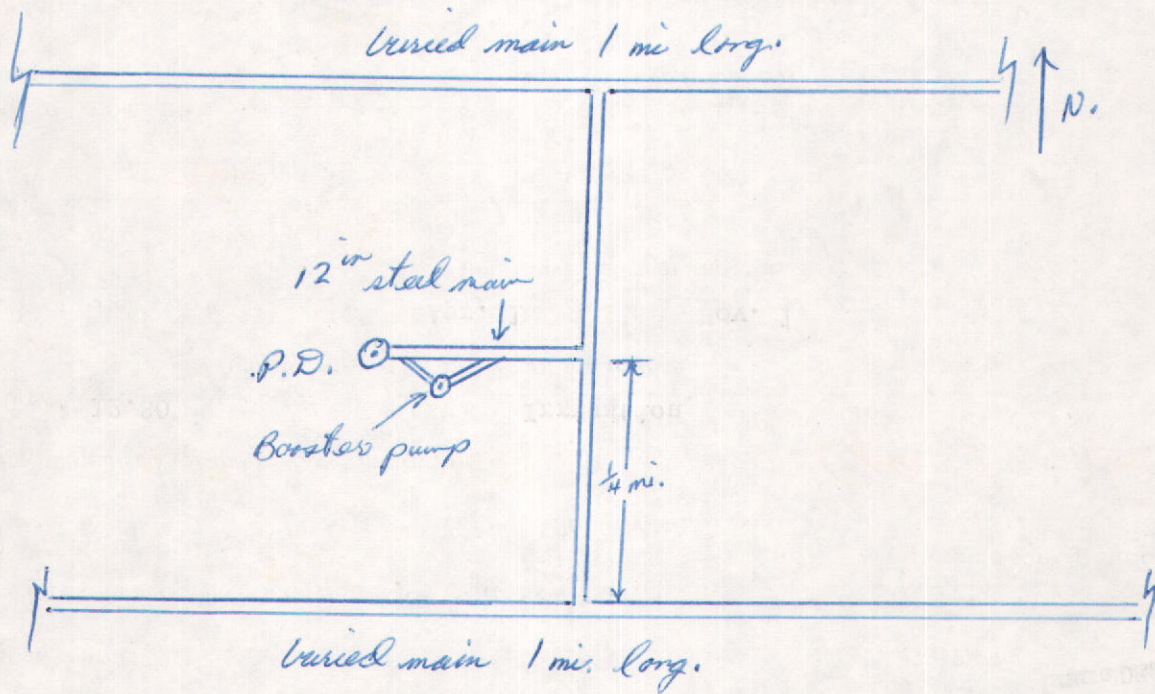


Diagram of System



MICROFILMED

RECEIVED
MAY 3 1918

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3436APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant James Gneiting Phone 754-4150
Post Office address RT. 1 Box 77 Roberts, ID 83444

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Original place of use in set aside program. Applicant
needs this water to validate use of wells and pivots already in place on property of
Richard Egbert as per agreement.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 35-7334B Priority Oct 10, 1973 Amount 4.52 cfs Nature of Use Irrigation Period of Use 4/1 to 11/1
2. Total amount of water being transferred 4.52 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water groundwater tributary to _____
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	36	8N	37E	Fremont	Circle #16
		SW	SW	36	8N	37E	Fremont	Circle #17
		SW	SE	36	8N	37E	Fremont	Circle #18
		NW	SW	31	8N	38E	Fremont	Circle #19

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
				CIRCLE # 16															
8N	37E	36		33	33		33			33									132
				CIRCLE # 17															
		36									33	33	33	33					132
				CIRCLE # 18															
		36													33	33	33	33	132
				CIRCLE # 19															
8N	38E	31									32	32	32	32					128

L3 L4

Total acres 524

PART 1

6. General Information:

a. Description of diversion system wells, pumps to center pivots that are already in place.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☒ Yes ☐ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Land is now in one year set-aside program for 1988

d. Remarks:

This transfer would be effective for only one year; the 1988 irrigation season.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-7334

APPROVED

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this

day of

November

19 88

Chief, Operations Bureau

D. Allen Barton

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 35-7334 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____4. Date or priority October 10, 1973

5. Water is used for the following purpose:

amount 5.13 cfs for Irrigation purposes from 4/1 to 11/1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 5.13 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	27	4N	35E	Jefferson	

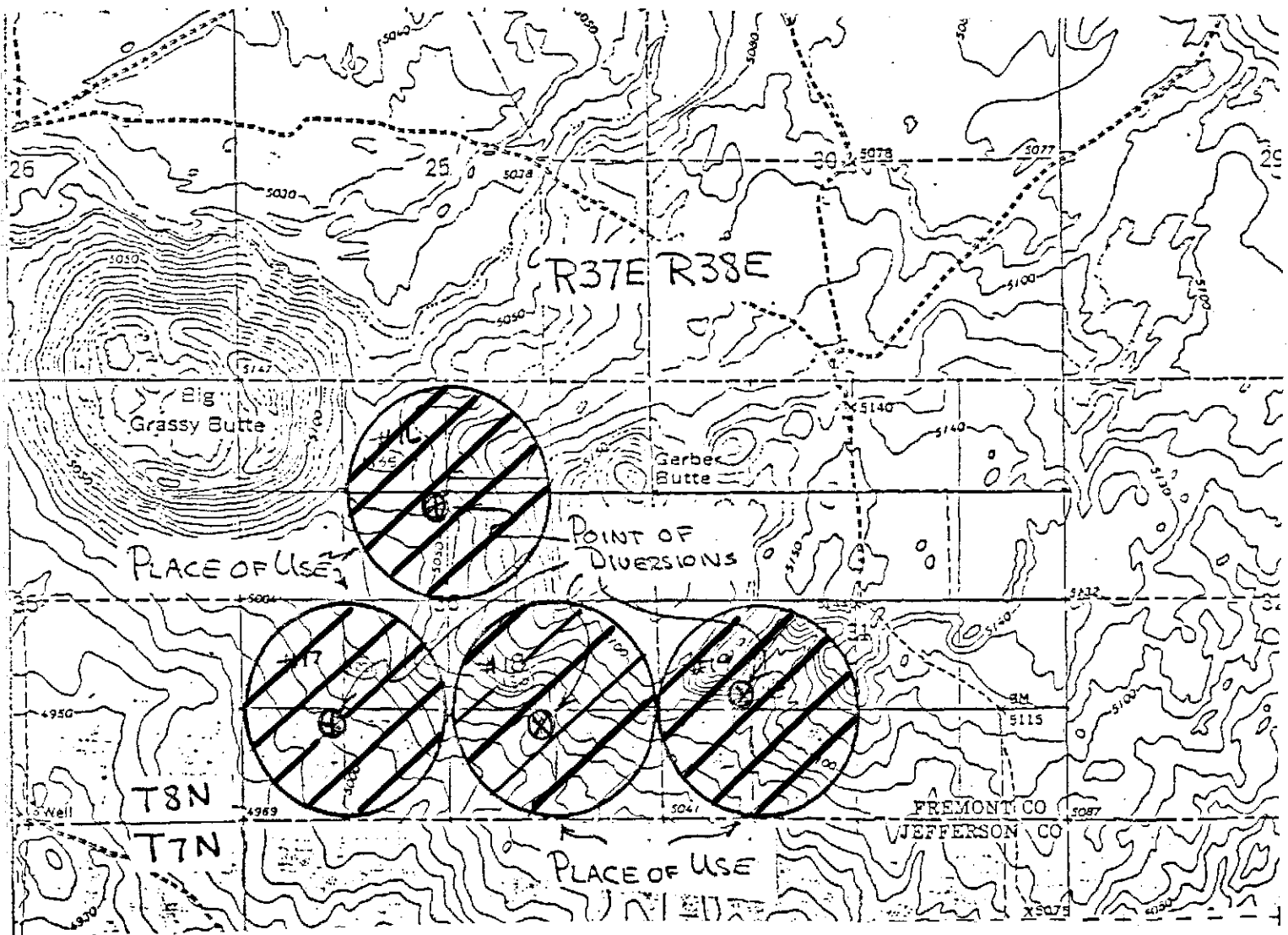
8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	35E	27	40	40	40	40	40	32	32	32	40	39	38	39	40	32	39	39	595

Total acres 5959. Describe any other water rights used for the same purpose as described above None

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3

Period of Use

01

01 -

[illegible]

(The following section contains handwritten notes or calculations.)

I understand that any willful misrepresentations made in this application may result in voiding its approval.

(Signature of Applicant)

88 61,

6661-CC-7

FOR DEPARTMENT USE ONLY

assisted by HWS

Received by _____ Date _____

88-11-S

Prelim. check by

Fee \$50.00 E000197

Received by day Date _____

5-11-88

Published in Harvard Chronicle, Jeffersonville

Pub. dates 6-2-9 + 6-7-88

Watermaster recommendation requested on

Recommended for

☒ approval

denial

rec'd.

Copy of transfer sent to lien holder

CONSOLIDATED TAX NOTICE AND RECEIPT

JEFFERSON COUNTY TAX COLLECTOR 1987
 MARGARET E. TREASURE, COURTHOUSE
 RIGBY, IDAHO 83442 REAL PROPERTY
 MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER
 145,045 54-00 RP04N35E270000A 2889

ALL SEC 27, LESS
 6.4 ACRES IN
 L 130,670 SW1/4SW1/4NW1/4
 I 14,375 TWP 4 NORTH RGE 35 EBM

AC 633,600 FEDERAL LAND BANK OF SPOKANE
 % GNEITTING, JAMES T. & JULIE
 ROUTE 1 BOX 77
 ROBERTS, IDAHO 83444

DELINQUENT CERT

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
STATE			FULL PAYMENT
COUNTY	.003957	573.94	TAX 1,933.78
SCHOOL DIST 251	.007626	1,106.12	PEN.
ROAD BRIDGE	.000646	93.70	SUB TOT.
ROBERTS CEMT	.000286	41.48	INT.
ROBERTS FIRE DS	.000457	66.30	TOT.
COUNTY AMB	.000200	29.02	1ST INSTALLMENT
ROB-K. BUTTE WA			TAX 966.89
SPEC. HIGHWAY	.000160	23.22	PEN.
			SUB TOT.
			INT.
			TOT.
			2ND INSTALLMENT
			TAX 966.89
			PEN.
			SUB TOT.
			INT.
			TOT.
TOTAL	.013332	1,933.78	

YOUR CANCELLED CHECK IS YOUR RECEIPT
 PLEASE READ BACK OF NOTICE

THE JEFFERSON STAR

RIGBY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

I, Crystal Foster
being first duly sworn, depose and say, that I am
the printer of THE JEFFERSON STAR, a weekly
newspaper printed and published weekly at
Rigby, Jefferson County, Idaho; and I do
solemnly swear that the

Notice of Proposed Change

a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

supplement issue thereof for Two (2)
consecutive issues, the first publication hav-

ing been made on June 1, 1988
and the last publication having been made
on June 8, 1988

Further, that said newspaper is one of general
circulation in said county; that it is a legal
newspaper, conforming to legal specifications
under the Idaho Statutes; that it has at least two
hundred bona fide subscribers living within the
county of publication; and that it has been
continuously and uninterruptedly published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.

Crystal Foster

Subscribed to and sworn to before me

this 6-8-88
Sharon Dace
Notary Public.

(SEAL)

My commission expires 5-4-94

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 35-7334B

Notice is hereby given that James
Gneiting, Roberts, Idaho, has applied to
the Department of Water Resources for
a change in the point of diversion and
place of use of water from a ground-
water source. The right sought to be
changed is evidenced by License No.
35-7334 and is recorded as follows:

AMOUNT: 5.13 cfs PRIORITY: October
10, 1973

POINT OF DIVERSION: NW $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 27, T. 4N, R. 35E, B.M., Jefferson
County;

The water is used to irrigate 595 acres
within Sec. 27, T. 4N, R. 35E, B.M.

TO BE CHANGED AS FOLLOWS:

Only 4.52 cfs of the water will be
diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T. 8N,
R. 37E, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 8N, R.
38E, B.M., Fremont County; and used to
irrigate 524 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$,
E $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 36, T. 8N, R. 37E,
E $\frac{1}{2}$ SW $\frac{1}{4}$, Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Lot 4
(SW $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 31, T. 8N, R. 38E, B.M.

Any protest against approval of the
above proposed change of water right
must be filed with the Idaho Department
of Water Resources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Idaho, 83402, on or
before June 20, 1988.

R. Keith Higginson
Director

Published in The Jefferson Star,
Rigby, Idaho, June 1 and 8, 1988.

MICROFILMED

JUN 14 1988

RECEIVED

JUN

Department of Water Resources
Eastern District Office

THE FREMONT COUNTY HERALD-CHRONICLE
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, Terry Weatherston
being first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD-CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly

swear that the Notice of Rights #35-733
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not
in any supplement issue thereof

for Two consecutive issues, the
first publication having

been made on June 2, 1988
and the last publication having

been made on June 9, 1988

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under Idaho
statutes; that it has at least two-
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy-eight
consecutive weeks prior to the first
publication of the said notice.

Terry Weatherston

Subscribed to and sworn to before

me this June 10, 1988

Gayle L. Ford

Notary Public.

(SEAL)

My commission expires June 8, 1993

RECEIVED

JUN 14 1988

Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
No. 35-7334B

Notice is hereby given that James
Gneiting, Roberts, Idaho, has applied to the
Department of Water Resources for a
change in the point of diversion and place of
use of water from a groundwater source.
The right sought to be changed is evidenced
by License No. 35-7334 and is recorded
as follows:

AMOUNT: 5.13 cfs
PRIORITY: October 10, 1973
POINT OF DIVERSION: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec.
27, T. 4N, R. 35E, B.M., Jefferson County;
The water is used to irrigate 595 acres
within Sec. 27, T. 4N, R. 35E., B.M.

TO BE CHANGED AS FOLLOWS:

Only 4.52 cfs of the water will be diverted
within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T. 8N, R. 37E,
NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 8N, R. 38E, B.M.,
Fremont County; and used to irrigate 524
acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$,
Sec. 36, T. 8N, R. 37E, E $\frac{1}{2}$ SW $\frac{1}{4}$, Lot 3
(NW $\frac{1}{4}$ SW $\frac{1}{4}$), Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 31,
T. 8N, R. 38E, B.M.

Any protest against approval of the above
proposed change of water right must be fil-
ed with the Idaho Department of Water
Resources, 150 Shoup Ave., Suite 15,
Idaho Falls, Idaho, 83402, on or before
June 20, 1988.

R. KEITH HIGGINSON
Director

Publ. June 2 and 9, 1988HC.

RECEIVED

JUN 14 1988

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7334 Priority October 10, 1973 Amount 5.13 cfs

THIS IS TO CERTIFY, that Kent T. Gneiting
of Lewisville, Idaho, has complied with the terms and conditions of Permit
No. 35-7334 issued pursuant to Application for Permit dated October 10, 1973,
and has submitted proof to the Department of Water Resources on April 16, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 5.13 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>5.13</u> cfs and	<u>2082.5</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 5.13 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
2082.5 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27(*), Twp.
4N, Rge. 35E in the County of Jefferson

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 $\frac{1}{4}$	
4N	35E	27	40	40	40	40	40	32	32	32	40	39	38	39	40	32	39	32	595

Total number of acres irrigated 595

*The exact location of the point of diversion is questionable, and may be in
the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, Twp. 4N, Rge. 35E.

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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 15th day of

April, 19 83.

Director

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-7334)
IN THE NAME OF KENT T. GNEITING) ORDER OF REINSTATEMENT
_____)

WHEREAS, on November 9, 1973, the Department approved the above-captioned application for permit with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before November 1, 1978; and,

WHEREAS, on April 16, 1976, the Department received proof of beneficial use for said permit; and,

WHEREAS, on August 12, 1976, the Department conducted a field examination and the examiner's report indicated that water has been diverted for a beneficial use within a different legal description than as set forth on said permit; and,

WHEREAS, on May 25, 1982, the Department sent an Order to Show Cause why the permit should not be cancelled for failure to amend the location of the point of diversion to the tract determined by the field examination of the Department; and,

WHEREAS, cause was not shown and the permit was cancelled by order of the Director dated July 30, 1982; and,

WHEREAS, on November 3, 1982, the Federal Land Bank contacted the Department relative to the cancelled permit indicating that the Department's field location of the point of diversion might be in error; and,

WHEREAS, on November 10, 1982, the Department advised the Federal Land Bank that if error were determined on the part of the Department, the permit could be reinstated; and,

WHEREAS, the Federal Land Bank engaged an engineering firm to conduct a preliminary survey of the location of the point of diversion; and,

WHEREAS, the results of the survey showed that boundary lines could not readily be determined even with a boundary survey since section corners near the well are difficult to accurately locate; and,

WHEREAS, the preliminary survey showed the location of the well within five (5) feet of the 40-acre tract described on the permit; and,

WHEREAS, the point of diversion, in fact, may be located within the

40-acre tract described on the permit;

NOW, THEREFORE, IT IS HEREBY ORDERED that the Order of Cancellation dated July 30, 1982 be set aside and that Permit No. 35-7334 be REINSTATED; and,

IT IS FURTHER ORDERED that a license may be issued on the permit.

Dated this 1st day of April, 1983.

A handwritten signature in cursive script, reading "A. Kenneth Dunn", written over a horizontal line.

A. KENNETH DUNN, Director

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-7334)
)
IN THE NAME OF KENT T. GNEITING)

)

ORDER

WHEREAS, on October 10, 1973, International Livestock Development Corp. applied to the Department of Water Resources for a permit to appropriate 12.8 cubic feet per second of water from a groundwater source within the NW1/4SE1/4, Section 27, Twp. 4N, Rge. 35E, B.M., Jefferson County, to be used for irrigation purposes; and,

WHEREAS, on November 9, 1973, the Department approved said Application for Permit; and,

WHEREAS, on May 21, 1973 and April 12, 1976 the Department received an Assignment of Permit assigning all the right, title and interest in said Permit to Blaine L. Larsen; and,

WHEREAS, on April 15, 1976 the Department received an Assignment of Permit assigning all the right, title and interest in said Permit to Kent T. Gneiting; and,

WHEREAS, on April 16, 1976 the Department received Proof of Beneficial Use for said permit; and,

WHEREAS, on August 12, 1976, the Department conducted a field examination and the examiner's report indicated that water has been diverted for a beneficial use within a different legal description as set forth on said Permit; and,

WHEREAS, on January 19, 1982, the Department sent a notice and an Amendment to the Permit holder stating that said Permit had to be amended before the Department could issue a license; and,

WHEREAS, on February 22, 1982 the Department sent a second notice to the Permit holder stating that said Permit had to be amended before the Department could issue a license; and,

WHEREAS, on May 25, 1982 the Department sent an Order to Show Cause why the Permit should not be cancelled by Certified Mail to the Permit holder; and,

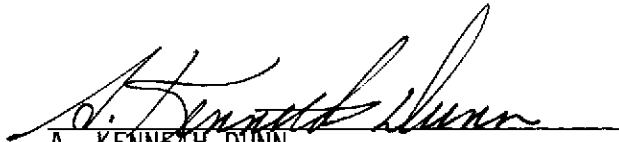
WHEREAS, as of this date the Department has not received the Amendment of Permit; and,

WHEREAS, pursuant to the provisions of Section 42-311, Idaho Code, the Director of the Department of Water Resources is empowered to cancel permits for which development requirements have not been completed; and,

WHEREAS, the permit holder failed to comply with the requirements of said permit and has not shown why said Permit should not be cancelled;

IT IS, THEREFORE, ORDERED, and Permit No. 35-7334 is hereby Cancelled.

Dated this 30 day of July, 1982.


A. KENNETH DUNN
Director

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-7334	)	
	)	
IN THE NAME OF KENT T. GNEITING	)	ORDER TO SHOW CAUSE
_____	)	

WHEREAS, on October 10, 1973, International Livestock Development Corp. applied to the Department of Water Resources for a permit to appropriate 12.8 cubic feet per second of water from a groundwater source within the NW1/4SE1/4, Section 27, Twp. 4N, Rge. 35E, B.M., Jefferson County, to be used for irrigation purposes; and,

WHEREAS, on November 9, 1973, the Department approved said Application for Permit; and,

WHEREAS, on May 21, 1973 and April 12, 1976 the Department received an Assignment of Permit assigning all the right, title and interest in said Permit to Blaine L. Larsen; and,

WHEREAS, on April 15, 1976 the Department received an Assignment of Permit assigning all the right, title and interest in said Permit to Kent T. Gneiting; and,

WHEREAS, on April 16, 1976 the Department received Proof of Beneficial Use for said permit; and,

WHEREAS, on August 12, 1976, the Department conducted a field examination and the examiner's report indicated that water has been diverted for a beneficial use within a different legal description as set forth on said Permit; and,

WHEREAS, on January 19, 1982, the Department sent a notice and an Amendment to the Permit holder stating that said Permit had to be amended before the Department could issue a license; and,

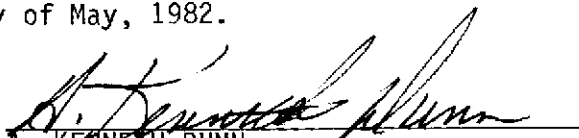
WHEREAS, on February 22, 1982 the Department sent a second notice to the Permit holder stating that said Permit had to be amended before the Department could issue a license; and,

WHEREAS, as of this date the Department has not received the Amendment of Permit; and,

WHEREAS, pursuant to the provisions of Section 42-311, Idaho Code, the Director of the Department of Water Resources is empowered to cancel permits for which development requirements have not been completed;

IT IS, THEREFORE ORDERED that the permit holder show cause before the Director of the Department of Water Resources on or before June 30, 1982, why Permit No. 35-7334 should not be Cancelled.

Dated this 20 day of May, 1982.


A. KENNETH DUNN
Director

DRT

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

I, Blaine L. Larson, hereby assign to Kent T. Gaulting
of Lewisville, Idaho Address

CHECK ONE

- ☒ All my right, title, and interest in and to Permit No. 35-7334
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 15th day of April, 19 76.

Blaine Larson
Permit Holder

Cornie Larson
Spouse of Permit Holder

State of Idaho)
County of Power) ss.

On this 15th day of April, 19 76, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Joe D. Paul
Notary Public residing at

Bozeman Falls, Idaho

My commission expires:

Jan 19, 1978

RECEIVED

APR 12 1976

ASSIGNMENT

Department of Water Resources
Eastern District Office

For value received, I hereby assign my right, title, and interest in and
to Permit to Appropriate the Public Waters of the State of Idaho, No. 35-7334
to Blaine L. Larsen
of Terreton, Idaho

*

International Livestock Development Corp.

Roger Ferguson
Permit Holder

Roger Ferguson, President

By [Signature]

~~Wife of Permit Holder~~

Attorney-in-Fact

STATE OF IDAHO

County of Bonneville

)

) ss. Blake Boyce

)

President

ON THIS 28th day of March, 1974, before me, the undersigned, a Notary Public in and for said State, personally appeared GARY J. JENSEN, know to me to be the person whose name is subscribed to the within and foregoing instrument as the attorney-in-fact of Roger Ferguson, and acknowledged to me that he subscribed the name of Roger Ferguson as Secretary of International Livestock Development Corp. as principal, and his own name as attorney in fact.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above-written.

[Signature]
Notary Public for Idaho

Residing at Idaho Falls, Idaho

My Commission Expires: 11-26-77

STATE OF IDAHO

County of Bonneville

)

) ss.

)

ON THIS 28th day of March, 1974, before me, the undersigned, a Notary Public in and for said State, personally appeared BLAKE BOYCE, known to me to be the President of International Livestock Development Corp, the corporation that executed the within and foregoing instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

[Signature]
Notary Public for Idaho

Residing at Idaho Falls, Idaho

My Commission Expires: 11-26-77

RECEIVED

MAY 21 1974

Department of Water Administration

ASSIGNMENT

For value received, I hereby assign my right, title, and interest in and
to Permit to Appropriate the Public Waters of the State of Idaho, No. 35-7334
to Blaine L. Larsen
of Terreton, Idaho
*

International Livestock Development Corp.

Roger J. Ferguson
Permit Holder

Roger Ferguson, President

By

~~Wife of Permit Holder~~

Attorney-in-Fact

STATE OF IDAHO

County of Bonneville

)

) ss.

)

Blake Boyce

President

ON THIS 28th day of March, 1974, before me, the undersigned, a Notary Public in and for said State, personally appeared GARY J. JENSEN, know to me to be the person whose name is subscribed to the within and foregoing instrument as the attorney-in-fact of Roger Ferguson, and acknowledged to me that he subscribed the name of Roger Ferguson as Secretary of International Livestock Development Corp. as principal, and his own name as attorney in fact.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Dellat C. Clark
Notary Public for Idaho

Residing at Idaho Falls, Idaho

My Commission Expires: 11-24-77

STATE OF IDAHO

County of Bonneville

)

) ss.

)

ON THIS 28th day of March, 1974, before me, the undersigned, a Notary Public in and for said State, personally appeared BLAKE BOYCE, known to me to be the President of International Livestock Development Corp, the corporation that executed the within and foregoing instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Dellat C. Clark
Notary Public for Idaho

Residing at Idaho Falls, Idaho

My Commission Expires: 11-24-77

ASSIGNED TO: KENT KNEITING
4-29-1976 LEWISVILLE, ID 83431

Identification No. 35 7334
Application No.

ASSIGNED TO: BLAINE L. LARSEN
5/21/74 Terreton,
Idaho 83450

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 International Livestock Development Corp.
post office address c/o Roger Ferguson, 76 W. Main, Rexburg, Idaho Ph. 356-9163
2. Source of water supply ground water which is a tributary of - - - -
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 27 Township 4N
Range 35E B.M. Jefferson 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 12.8 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. 12.8 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep well, electric motor,
turbine pump, sprinkler irrigation
- 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 600 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 \$ 80,000.
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: _____

35-274

[illegible]

Total number of acres to be irrigated 640

c. Describe any other water rights used for the same purposes as described above. none

9. a. Who owns the property at the point of diversion

b. Who owns the land to be irrigated or place of use

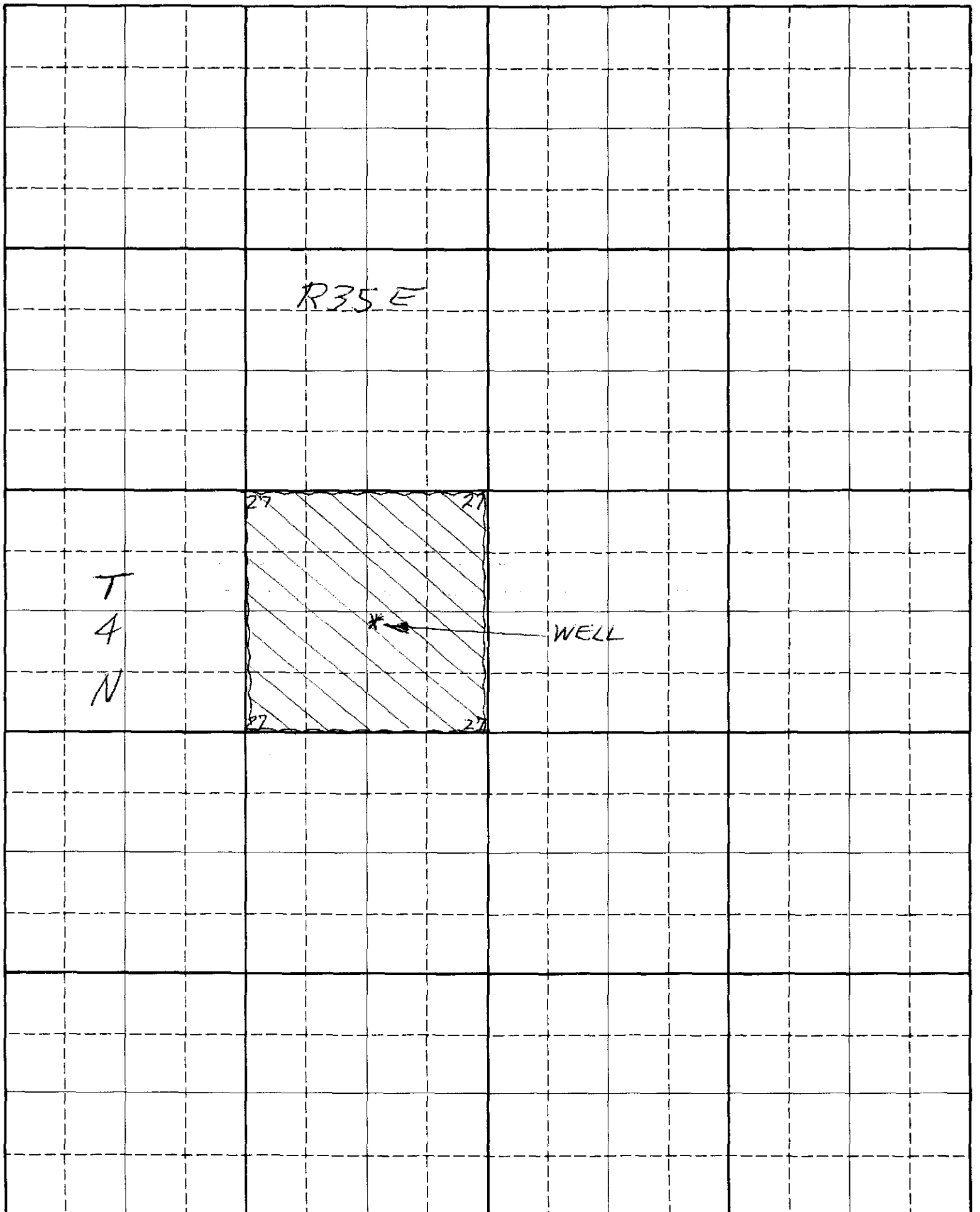
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing

10. Remarks _____ In case of any return correspondence, return letter to:

Blake Boyce, Rt. #1, Rigby, Idaho

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



Scale: $\frac{2}{1}$ 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.

International Livestock Development co.
(Applicant) *By Blake Boyer*
Sec. 35
35 7334

Proposed Priority 10-10-1973

Received by ML Date 10/10/73 Time 1:00 p

Preliminary check by ML Fee \$ 145.00

Received by ML Date 10/10/73 # 10378

Publication prepared by ML Date 10/11/73

Published in Idaho Flyer & Star

Publication dates Oct 18 + 25, 1973

Publication approved by ML Date 11/5/73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCY M

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. 35-7334, 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 9th day of November 19 73.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>WPK</u>	<u>10/10</u>	Application No. <u>35 7334</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 ☒ <u>Plat</u>
(3)	<u>WPK</u>	<u>10/10</u>	In form to receipt
	<u>WPK</u>	<u>10/10</u>	Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>WPK</u>	<u>10/10</u>	☐ Request Special Use Permit from U. S. F. S. ☐ Request Easement from B. L. M. ☐ Request Information from Applicant
(5)	<u>WPK</u>	<u>10/10</u>	In form for advertising
(6)	<u>WPK</u>	<u>10/10</u>	Located within Water District No. <u>NA</u>
(7)	<u>WPK</u>	<u>10/10</u>	Critical groundwater area: yes ☐ no ☒
(8)	<u>WPK</u>	<u>10/10</u>	Groundwater levels: ☒ Decline (comment) <u>Obs Well Sec 14 -1 Box 27</u> ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(9)	<u>NCY</u>	<u>11/5/73</u>	Comments: <u>NO CONFLICTING G.W. RIGHTS</u>
(10)	<u>MB</u>	<u>11/2/73</u>	Affidavit of Publication received (date) <u>November 2, 1973</u>
(11)	<u>"</u>	<u>11/5/73</u>	Final date for protests <u>November 5, 1973</u> Protests received: yes ☐ no ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>NA</u> Decision reached at hearing <u>NA</u>
(13)	<u>NCY</u>	<u>"</u>	All requested information received from agencies or applicant yes ☒ no ☐
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>10/10/73</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>11/5/73</u>

35 7334

RECEIVED

NOV 2 1973

Department of Water Administration
Eastern District Office

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO, }
County of Jefferson } ss.

NOTICE OF APPLICATION FOR PERMITS

Notice is hereby given that International Livestock Development Corp. of 76 W. Main, Rexburg, Idaho has on 10/10/73 applied to the Idaho Department of Water Administration for permits to appropriate 31.6 cubic feet per second of water from ground-water sources by means of wells and pumps, from April 1 to November 1 for the irrigation of 2080 acres.

Permit No. 35-7333, Amount: 6.4 cfs, Point of Diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 320 acres within S $\frac{1}{4}$, Sec. 26, T. 4N, R. 35E, B.M.

Permit No. 35-7334, Amount: 12.8 cfs, Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 640 acres within Sec. 27, T. 4N, R. 35E, B.M.

Permit No. 35-7335, Amount: 12.8 cfs, Point of Diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 28, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 640 acres within W $\frac{1}{2}$, Sec. 28, T. 4N, R. 35E, B.M.

Permit No. 35-7336, Amount: 3.2 cfs, Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 160 acres within SE $\frac{1}{4}$, Sec. 28, T. 4N, R. 35E, B.M.

Permit No. 35-7337, Amount: 6.4 cfs, Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 320 acres within S $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 4N, R. 35E, B.M.

If issued, these permits will be subject to all prior water rights. Protests against the granting of any or all of the permits must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before November 5, 1973.

R. KEITH HIGGINSON
Director

Published in The Rigby Star, Rigby, Idaho on October 18 and October 25, 1973.

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said newspaper as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for Two Consecutive issues thereof; first publication having been made on the

18th day of October, 1973

and the last publication on the

OK 25th day of October, 1973

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth, and that there are at least two hundred bonafide subscribers in Jefferson County.

NW $\frac{1}{4}$ NW $\frac{1}{4}$

Readvertise

Subscribed in my presence and sworn to before me this 31st

day of Oct, 1973
(SEAL)

Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$ 22.55

MY COM. EXPIRES JULY 15, 1977.

35 7334

MEMORANDUM

TO: File 35-7334
FROM: Sharla
DATE: September 6, 1994
RE: Transfer #4282

An application for transfer which included this right was filed by Blaine Larsen early in 1994. The application was protested and eventually approved, in part. The original transfer application and all documentation associated with the application is located in Right No. 31-07220.



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

December 9, 1988

RE: Transfer of Water Right No. 35-7334

James Gneiting
Rt. 1, Box 77
Roberts, ID 83444

Dear Mr. Gneiting:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3436).

Sincerely,

Sharla Curtis

for JIM JOHNSON
Water Rights Supervisor

JJ:ky

MICROFILMED

DEC 14 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Steve McGinnis

1. Right number 35-7334B Applicant James Greeting
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☐ Priority ☐ Amount ☒ Purpose ☐ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☐ All of right.
 - b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☐ Check description of place of use.
 - e. ☐ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

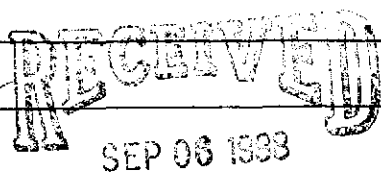
RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* The Change shall only be valid through Nov 1, 1988
4. By RDC Date 8/22/88

Jim 9-16-88

* All uses within Watermaster Districts require special conditions.

Copy to Roberta



Department of Water Resources



Farm Credit Services
Idaho Falls

1020 Land Bank Street
P.O. Box 30
Idaho Falls, Idaho 83405
208/523-1785
1-800-227-8078

August 18, 1988

Idaho Department of Water Resources
ATTN: Mr. Harold Jones
150 Shoup Avenue
Idaho Falls, Idaho 83402

RECEIVED
AUG 19 1988

RE: FLB No. 202103-8 James T. Gneiting
License No. 35-7334

Department of Water Resources
Eastern District Office

Dear Harold:

The Farm Credit Bank of Spokane, successor by merger to The Federal Land Bank of Spokane is the contract holder of property irrigated under the above referenced license. This property was acquired by The Federal Land Bank and later sold to James Gneiting on contract.

Mr. Gneiting requested that we write you and verify that the Farm Credit Bank has no objections to this water right being leased or temporarily transferred to other property for the 1988 farming season. The FCB has no objections to this action as long as there is no chance to lose the original place of use, priority date, amount of water, acres of right and the license remains valid for the property we have financed.

If you have any further questions or requirements, please let me know.

Sincerely,

Chad W. Dance
Senior Credit Officer

CWD:nh

CC James Gneiting

RECEIVED
AUG 19 1988

AUG 19 1988

STATE OF IDAHO)
 : ss.
County of Bonneville)

On this 18 day of August, 19 88, before me, the undersigned, a Notary Public for the State of Idaho, personally appeared Chad W. Dance, known to me to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same as his free act and deed.

Nicki Hayes
Notary Public for the State of Idaho
Residing at Archer, Idaho.
My commission expires Oct. 10, 1988



AUG 19 1988

Department of Water Resources
Eastern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

June 1, 1988

James Gneiting
Rt. 1, Box 77
Roberts, Idaho 83444

RE: Transfer Application No. 35-7334B

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your transfer application. Please refer to the application number above in all further correspondence.

This office is currently in the process of advertising the application in the Jefferson Star & Herald Chronicle. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Ernest Carlsen
Water Rights Supervisor

EC/dg

RECORDED
INDEXED

JUN 10 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

May 26, 1988

The Jefferson Star
P.O. Box 37
Rigby, ID 83442

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before June 20, 1988.

Respectfully submitted,

Deena Green
Office Secretary

Enclosure

RECEIVED
JUN 13 1988

JUN 13 1988

not
6-13-88
OK

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-7334B

Notice is hereby given that James Gneiting, Roberts, Idaho, has applied to the Department of Water Resources for a change in the point of diversion and place of use of water from a ground-water source. The right sought to be changed is evidenced by License No. 35-7334 and is recorded as follows:

AMOUNT: 5.13 cfs PRIORITY: October 10, 1973

POINT OF DIVERSION: NW1/4SE1/4, Sec. 27, T. 4N, R. 35E,
B.M., Jefferson County;

The water is used to irrigate 595 acres within Sec. 27,
T. 4N, R. 35E., B.M.

TO BE CHANGED AS FOLLOWS:

Only 4.52 cfs of the water will be diverted within the SE1/4NW1/4, SW1/4SW1/4, SW1/4SE1/4, Sec. 36, T. 8N, R. 37E, NW1/4SW1/4, Sec. 31, T. 8N, R. 38E, B.M., Fremont County; and used to irrigate 524 acres within the W1/2NE1/4, E1/2NW1/4, S1/2, Sec. 36, T. 8N, R. 37E, E1/2SW1/4, Lot 3 (NW1/4SW1/4), Lot 4 (SW1/4SW1/4), Sec. 31, T. 8N, R. 38E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before June 20, 1988.

R. Keith Higginson

Director

Published June 1 & 8, 1988



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

Idaho Falls, Idaho 834
(208) 525-7161

MAY 25, 1988

HERALD CHRONICLE
P.O. BOX 10
REXBURG, ID 83440

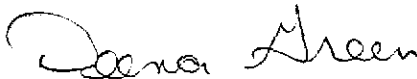
Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JUNE 20, 1988.

Yours truly,



Deena Green
Secretary

Encl.

RECEIVED
MAY 26 1988

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**

NO. 35-7334B

Notice is hereby given that James Gnetling, Roberts, Idaho, has applied to the Department of Water Resources for a change in the point of diversion and place of use of water from a ground-water source. The right sought to be changed is evidenced by License No. 35-7334 and is recorded as follows:

AMOUNT: 5.13 cfs **PRIORITY:** October 10, 1973
POINT OF DIVERSION: NW¼SE¼, Sec. 27, T. 4N, R. 35E, B.M., Jefferson County;

The water is used to irrigate 595 acres within Sec. 27, T. 4N, R. 35E, B.M.

TO BE CHANGED AS FOLLOWS:

Only 4.52 cfs of the water will be diverted within the SE¼NW¼, SW¼NW¼, SW¼SW¼, NW¼SW¼, Sec. 31, T. 8N, R. 37E, B.M., Fremont County; and used to irrigate 524 acres within the W¼NE¼, E¼NW¼, S¼, Sec. 36, T. 8N, R. 37E, E¼SW¼, Lot 3 (NW¼SW¼), Lot 4 (SW¼SW¼), Sec. 31, T. 8N, R. 38E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before June 20, 1988.

R. Keith Higginson
Director
Published in The Jefferson Star,
Rigby, Idaho, June 1 and 8, 1988.

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**

NO. 35-7334B

Notice is hereby given that James Gnetling, Roberts, Idaho, has applied to the Department of Water Resources for a change in the point of diversion and place of use of water from a groundwater source. The right sought to be changed is evidenced by License No. 35-7334 and is recorded as follows:

AMOUNT: 5.13 cfs
PRIORITY: October 10, 1973
POINT OF DIVERSION: NW¼SE¼, Sec. 27, T. 4N, R. 35E, B.M., Jefferson County;

The water is used to irrigate 595 acres within Sec. 27, T. 4N, R. 35E, B.M.

TO BE CHANGED AS FOLLOWS:

Only 4.52 cfs of the water will be diverted within the SE¼NW¼, SW¼SW¼, NW¼SW¼, Sec. 31, T. 8N, R. 37E, B.M., Fremont County; and used to irrigate 524 acres within the W¼NE¼, E¼NW¼, S¼, Sec. 36, T. 8N, R. 37E, E¼SW¼, Lot 3 (NW¼SW¼), Lot 4 (SW¼SW¼), Sec. 31, T. 8N, R. 38E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before June 20, 1988.

R. Keith Higginson
Director
Published in The Jefferson Star,
Rigby, Idaho, June 1 and 8, 1988.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-7334B

Notice is hereby given that James Gneiting, Roberts, Idaho, has applied to the Department of Water Resources for a change in the point of diversion and place of use of water from a ground-water source. The right sought to be changed is evidenced by License No. 35-7334 and is recorded as follows:

AMOUNT: 5.13 cfs PRIORITY: October 10, 1973

POINT OF DIVERSION: NW1/4SE1/4, Sec. 27, T. 4N, R. 35E,
B.M., Jefferson County;

The water is used to irrigate 595 acres within Sec. 27,
T. 4N, R. 35E., B.M.

TO BE CHANGED AS FOLLOWS:

Only 4.52 cfs of the water will be diverted within the SE1/4NW1/4, SW1/4SW1/4, SW1/4SE1/4, Sec. 36, T. 8N, R. 37E, NW1/4SW1/4, Sec. 31, T. 8N, R. 38E, B.M., Fremont County; and used to irrigate 524 acres within the W1/2NE1/4, E1/2NW1/4, S1/2, Sec. 36, T. 8N, R. 37E, E1/2SW1/4, Lot 3 (NW1/4SW1/4), Lot 4 (SW1/4SW1/4), Sec. 31, T. 8N, R. 38E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before June 20, 1988.

R. Keith Higginson

Director

Published June 2 & 9, 1988

RECEIVED
JUN 13 1988

April 20, 1983

RE: Permit No. 35-7334

Kent T. Gneiting
Route #1
Roberts, ID 83444

Dear Mr. Gneiting:

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of an Order of Reinstatement.

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

cc: Federal Land Bank of Spokane
Attn: Brian Fuhrman
Post 601 First Ave., TAF-C4
Spokane, WA 99220

RECEIVED
APR 21 1983

INTER-DEPARTMENT MEMO — 1

DATE 1-27-1983

FROM H.W. Jones

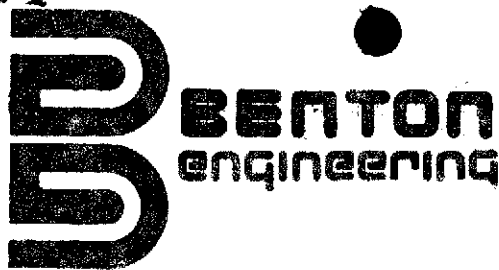
TO Dave Tutthill

SUBJECT Cancelled Permit # 38-7334

Upon request of Glen Saxon I had tried to verify location of well in Permit # 38-7334. I found & sent report in stating that the NE 1/4 SW 1/4 of ~~Sec~~ Sect. 27 was my best estimation. There was an inference from Base that if Keith Greeting & Land Bank could disprove field findings a re-instatement might be possible.

A survey was ordered by the Land Bank and attached is their findings which support ours

H.W. Jones
SIGNATURE



RECEIVED

JAN 27 1983

Department of Water Resources
Eastern District Office

January 24, 1982

Federal Land Bank
Mr. Glen Leak
P.O. Box 30
Idaho Falls, Idaho 83401

Re: The Keith Gneiting well permit
in Section 27, T. 4N., R. 35 E.B.M.
(B.E. Job No 2106)

Dear Mr. Leak,

We have completed our "preliminary" Survey of Section 27, T. 4 N., R. 35 E.B.M..

The enclosed sketch shows the information we gathered in the field, the assumptions we had to make, and the resulting location of the well.

I feel that the chance of proving the well to be in the N.W. 1/4 of the S.E. 1/4 of Section 27 are poor, even if you authorized an expensive "Certified Boundary Survey".

I spoke with Mr. Harold Jones of the Department of Water Resources, and he indicated that there are provisions for amending the original applications, but that there are other facts to be considered in this case.

If you need more information or have any questions, please feel free to call at any time.

Sincerely,

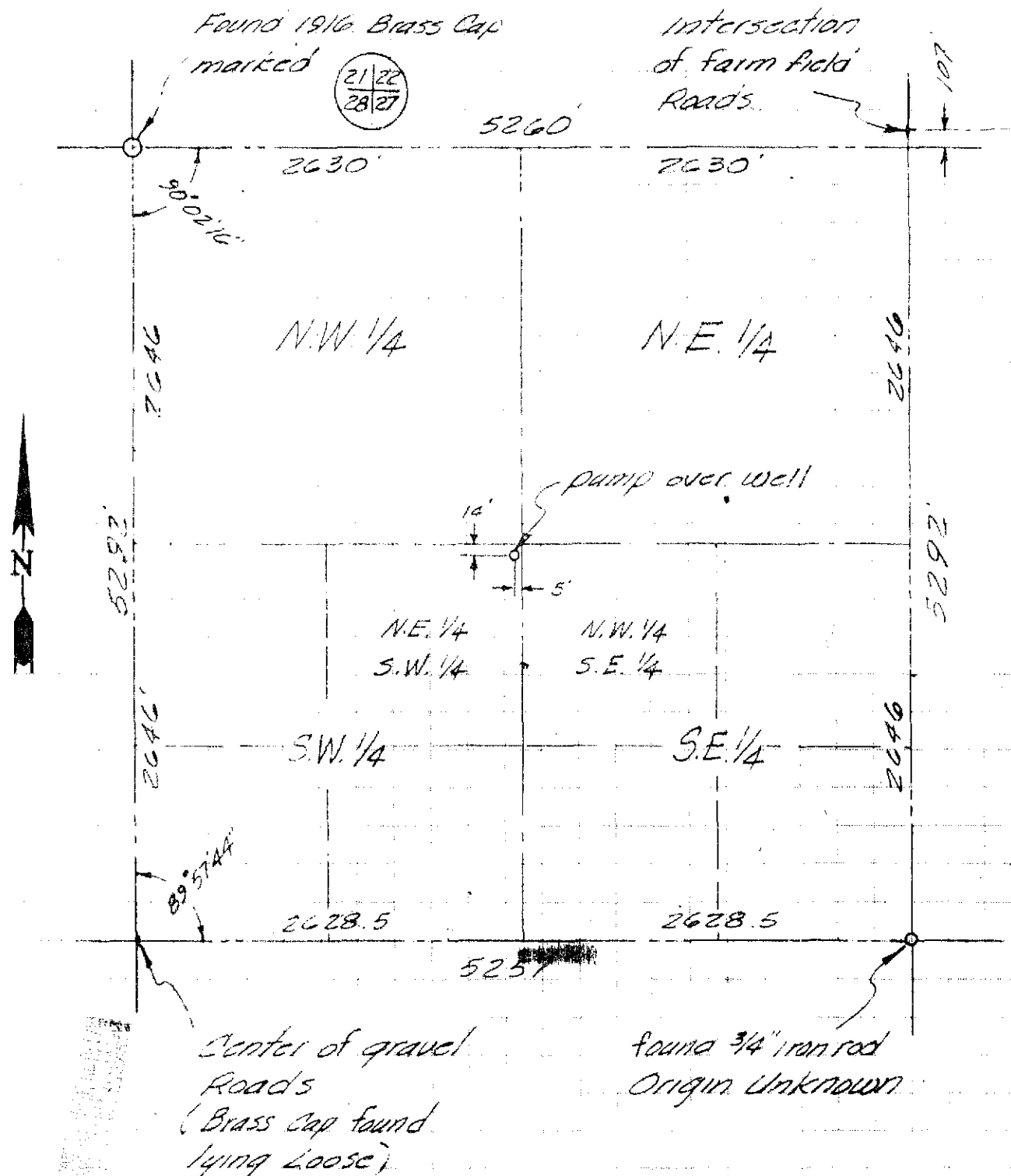
Dennis L. Jones, E.S.

550 Linden Drive
IDAHO FALLS, IDAHO 83401
Phone 522-8033

JOB 1000000 LAND BANK
SHEET NO. Job 2106 OF 1
CALCULATED BY D.L.C. DATE 1-20-83
CHECKED BY _____ DATE _____

1" = 1000

SECTION 27
T. 4 N., R. 35 E. B. M.



Brian L. Fuhrman

Senior Engineer & Land Bank Appraiser
The Federal Land Bank of Spokane
West 601 First Avenue, TAF-C4
Spokane, Washington 99220
(509) 838-9435



JOE

SHEET NO. Job No. 2106

CALCULATED BY D.L.J.

DATE 1-20-83

CHECKED BY.

DATE _____

SCALE 1" = 1000'

Found 1916 Brass Cap
marked 3177

Intersection
of Farm field
Roads

5260

2630'

2030

N.W. 1/4

N.E. 1/4

N.E. 1/4
S.W. 1/4

N.W. 1/4
S.E. 1/4

S.W. 1/4

S.E. 1/4

2028.5

2628.5

5257

Center of gravel
Road's
(Brass cap found
lying loose)

found 3/4" iron rod
Origin Unknown

INTER-DEPARTMENT MEMO — 1

FROM NCM

DATE 12/15/82

TO 35-7334

SUBJECT Telecon with Brian Fushman

Brian called to report that FLB is getting bids to have location of point of diversion surveyed. Survey results should be available by about 3/1/83.

SIGNATURE

INTER-DEPARTMENT MEMO — 1

FROM Glen

DATE 11-10-82

TO Water Alloc Sec Staff

~~SUBJECT~~ — Plz do not film & destroy this file until the results of a point of div re-exam & the Federal Land Bank's position on a potential survey of the point of diversion is known.

[Signature]

SIGNATURE



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

(208) 334-4440

November 10, 1982

Brian Fuhrman
Sr. Engineer-Appraiser
Federal Land Bank of Spokane
West 601 First Ave.,
Spokane, WA 99220

RE: Permit 35-7334

Dear Brian:

Your letter of November 3, 1982 in connection with the above referenced permit has been referred to me for response.

The Department by copy of this letter will request our Eastern Regional Office to again field check the location of the point of diversion. Assuming the Department finds the point and in the same 40-acre tract as during the field examination (NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27, T4N, R25E, B.M.) and you still disagree with the finding, you could have a survey made of the location and advise us of the survey results. If the Department has erred, the permit can be reinstated by Order.

The notification question of permits that are subject to cancellation has been discussed at length in the past with your organization and with other lending institutions. The Department has consistently suggested that the lending institution may want to require the assignment of a permit for its own protection before consummating a loan. Other lending institutions have followed this practice with satisfactory results. I have no other suggestions for you in this regard.

I recommend you work directly with our Eastern Regional Office in Idaho Falls, (150 Shoup Ave., phone 525-7161) relative to the scheduling of the point of diversion re-exam and any survey you may conduct relative to the results of the re-exam. It would also be appreciated if you would keep this office advised of progress in the matter.

Brian Fuhrman
RE: Permit 35-7334
Page 2

If you have questions relative to this letter, please feel free to contact me or our Eastern Regional Office.

Sincerely,

L. Glen Saxton
L. GLEN SAXTON, Chief
Operations Bureau

LGS:ldt

CC: IDWR - Eastern Region

The Federal Land Bank of Spokane

West 601 First Avenue, TAF-C4
Spokane, Washington 99220



November 3, 1982

Mr. Norman Young
Idaho Department of Water Resources
614 State St., Statehouse - Annex 2
Boise, Idaho 83720

Dear Mr. Young,

This letter is in regards to cancellation of permit number 35-7334 in the name of Kent T. Gneiting.

The Federal Land Bank has an interest recorded in the property and became very concerned when the permit was cancelled. As you may know, The Federal Land Bank is a long term real estate lender serving the needs of farmers and ranchers in the State of Idaho. When valuing real estate for collateral, our appraiser takes the utmost care that the water right matches the actual farm practices.

In the case of permit number 35-7334, the location of the well is in the center of the section as shown on the attached ASCS photo. Also attached is the well log for the well which was filed June 30, 1975 with your Eastern Idaho office also showing the well located in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27, T4N, R35E, B.M. With these two pieces of information it was determined by the appraiser that the location of the well was in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 27, T4N, R25E, B.M.

Therefore, there are two problems which are present. One, can this water right be brought to an acceptable status with the Idaho Water Resources Department, and two, how can this situation be alleviated in the future? The only reason this cancellation was discovered was during a reappraisal of the farm in connection with a loan servicing action.

To alleviate the problem in the future, you suggested having The Federal Land Bank be co-applicant on the permit. This may cause a lot more paper work on the part of your department and also may be objectionable to our borrower-member.

Two possible methods to solve this problem are one for the department to send The Federal Land Bank a list of permits which are to be cancelled to match up with names of Land Bank borrowers in order for the Bank to intervene prior to cancellation of the permit.

The second method would be for the department to obtain a limited liability title report to obtain a list of parties which do have interest in the land served by the permit. In this case all parties of interest would be notified of the pending action. This method may be outside the legal requirements or obligation of the department.

Your utmost consideration in this matter would be greatly appreciated, and if there are any questions, please don't hesitate to call.

Sincerely,

A handwritten signature in cursive script, appearing to read "Brian Fuhrman".

Brian Fuhrman
Sr. Engineer-Appraiser



Attachment

23

27

23

LOCATION OF
WELL

8
1907

27 26

1-13
6695

J-13

NOT TO SCA

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well.

WELL OWNER

Name Blaine Larson

Address _____

Owner's Permit No. 3-57334

7. WATER LEVEL

Static water level 480' feet below land surface

Flowing? ☐ Yes ☐ No G.P.M. flow _____

Temperature _____ ° F. Quality _____

Artesian closed-in pressure _____ p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement

☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type) _____

☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
20'	0	29	Clay 10' Lava frag		
	29	31	black basalt		
	31	39	Cinders		
	39	42	black basalt		
	42	110	red basalt		
	110	115	red cinders		
	115	134	clay		
	134	207	broken gray basalt		
	207	211	orange clay		
	211	288	black basalt		
	288	292	red cinders		
	292	298	gray cinders		
	298	309	gray basalt		
	309	407	black block basalt		
	407	412	red block cinders		
	412	480	red basalt		
	480	489	red block cinders	X	
	489	570	black cinder stone		
			(not seen, almost a cinder stone)		
	570	575	black cinders	X	
	575	632	broken basalt		
	632	640	cinders	X	
	640	708	red basalt		
	708	712	cinders	X	

METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

WELL CONSTRUCTION

Diameter of hole 20 inches Total depth 712 feet

Casing schedule: ☐ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>20</u> inches	<u>20</u> inches	<u>1</u> feet	<u>20</u> feet

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 20' Material used in seal ☐ Cement grout

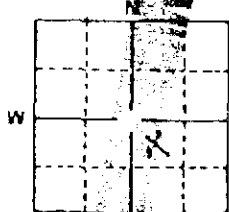
☒ Pudding clay ☐ Well cuttings

Sealing procedure used ☐ Slurry pit ☒ Temporary surface casing

☐ Overbore to seal depth

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Jefferson

N. 1/4 Sec. 27, T. 4 N., R. 35 E.

USE ADDITIONAL SHEETS IF NECESSARY

10.

Work started Dec. 13, '73 finished Apr. 28, '74

11. DRILLERS CERTIFICATION

Firm Name Quinn Drilling & Drilling Firm No. 10

Address Box 64, Hannu, Idaho Date _____

Signed by (Firm Official) Quinn Drilling

and

(Operator) Michael Quinn

FORWARD THE WHITE COPY TO THE DEPARTMENT

The Federal Land Bank of Spokane

West 705 First Avenue
TAF-C4
Spokane, Washington 99220



RECEIVED
JUN 11 1993



Mr. Norman Young
Idaho Department of Water Resources
450 West State Street
Statehouse
Boise, Idaho 83720

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

RECEIVED

SEP 18 1982

Department of Water Resources

Kent T. Gneiting
Route #1
Roberts, ID 83444

RETURNED TO SENDER
UNCLAIMED
ATTEMPTED DELIVERY
INSUFFICIENT ADDRESS
NO SUCH STREET
NO SUCH OFFICE IN AREA
DO NOT RE-MAIL IN THIS ENVELOPE

CERTIFIED MAIL

No. 32914

RETURN RECEIPT REQUESTED

PS Form 3811, Jan. 1978

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.								
1. The following service is requested (check one.) ☒ Show to whom and date delivered..... ☐ Show to whom, date and address of delivery..... ☐ RESTRICTED DELIVERY Show to whom and date delivered..... ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery \$ ____ (CONSULT POSTMASTER FOR FEES)								
2. ARTICLE ADDRESSED TO: Kent T. Gneiting Route #1 Roberts, ID 83444								
3. ARTICLE DESCRIPTION: <table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>32914</td> <td></td> </tr> </table> (Always obtain signature of addressee or agent)			REGISTERED NO.	CERTIFIED NO.	INSURED NO.		32914	
REGISTERED NO.	CERTIFIED NO.	INSURED NO.						
	32914							
I have received the article described above. SIGNATURE ☐ Addressee ☐ Authorized agent								
4. DATE OF DELIVERY		POSTMARK						
5. ADDRESS (Complete only if requested)								
6. UNABLE TO DELIVER BECAUSE:		CLERK'S INITIALS						

35-7334

☆ GPO : 1978-288-848



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
(208) 334-4440

August 12, 1982

CERTIFIED MAIL # 32914

RE: Permit No. 35-7334

Kent T. Gneiting
Route #1
Roberts, ID 83444

Dear Mr. Gneiting:

Enclosed is an Order which cancels the above referenced permit for failure to comply with the requirements of such permit and failure to show cause why such action should not be taken.

Please be advised that any person who does not agree with the decision of the Director may appeal therefrom within thirty (30) days to the District Court.

Sincerely,

A handwritten signature in dark ink, reading "David R. Tuthill Jr." with a stylized flourish at the end.

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

DRT:kw
Enclosure

cc: Eastern Region

1

OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-7334)
)
IN THE NAME OF KENT T. GNEITING) ORDER
)

WHEREAS, on October 10, 1973, International Livestock Development Corp. applied to the Department of Water Resources for a permit to appropriate 12.8 cubic feet per second of water from a groundwater source within the NW1/4SE1/4, Section 27, Twp. 4N, Rge. 35E, B.M., Jefferson County, to be used for irrigation purposes; and,

WHEREAS, on November 9, 1973, the Department approved said Application for Permit; and,

WHEREAS, on May 21, 1973 and April 12, 1976 the Department received an Assignment of Permit assigning all the right, title and interest in said Permit to Blaine L. Larsen; and,

WHEREAS, on April 15, 1976 the Department received an Assignment of Permit assigning all the right, title and interest in said Permit to Kent T. Gneiting; and,

WHEREAS, on April 16, 1976 the Department received Proof of Beneficial Use for said permit; and,

WHEREAS, on August 12, 1976, the Department conducted a field examination and the examiner's report indicated that water has been diverted for a beneficial use within a different legal description as set forth on said Permit; and,

WHEREAS, on January 19, 1982, the Department sent a notice and an Amendment to the Permit holder stating that said Permit had to be amended before the Department could issue a license; and,

WHEREAS, on February 22, 1982 the Department sent a second notice to the Permit holder stating that said Permit had to be amended before the Department could issue a license; and,

WHEREAS, on May 25, 1982 the Department sent an Order to Show Cause why the Permit should not be cancelled by Certified Mail to the Permit holder; and,

WHEREAS, as of this date the Department has not received the Amendment of Permit; and,

WHEREAS, pursuant to the provisions of Section 42-311, Idaho Code, the Director of the Department of Water Resources is empowered to cancel permits for which development requirements have not been completed; and,

WHEREAS, the permit holder failed to comply with the requirements of said permit and has not shown why said Permit should not be cancelled;

IT IS, THEREFORE, ORDERED, and Permit No. 35-7334 is hereby Cancelled.

Dated this 30 day of July, 1982.


A. KENNETH DUNN
Director



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
(208) 334-4440

August 12, 1982

CERTIFIED MAIL # 32914

RE: Permit No. 35-7334

Kent T. Gneiting
Route #1
Roberts, ID 83444

Dear Mr. Gneiting:

Enclosed is an Order which cancels the above referenced permit for failure to comply with the requirements of such permit and failure to show cause why such action should not be taken.

Please be advised that any person who does not agree with the decision of the Director may appeal therefrom within thirty (30) days to the District Court.

Sincerely,

A handwritten signature in cursive script, reading "David R. Tuthill, Jr.", is written over the typed name.

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

DRT:kw
Enclosure

cc: Eastern Region



INTER-DEPARTMENT MEMO — 1

FROM Norm Young

DATE 7/23/82

TO 35-7334

SUBJECT I called Mr Gneiting's ^{home} to determine his further interest in this permit. I was told that he was working and not available. I left a message with ~~his~~ brother to have him call back explaining that the permit was about to be cancelled.

Mr Gneiting has not returned the call.

SIGNATURE

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

RECEIVED
JUN 6 1982
DEPARTMENT OF WATER RESOURCES

PS Form 3811, Jan. 1979

SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
- ☒ **Show to whom and date delivered.....** €
- ☐ **Show to whom, date and address of delivery.....** €
- ☐ **RESTRICTED DELIVERY**
Show to whom and date delivered..... €
- ☐ **RESTRICTED DELIVERY.**
Show to whom, date, and address of delivery \$ _____

(CONSULT POSTMASTER FOR FEES)

2. **ARTICLE ADDRESSED TO:**

Kent T. Gneiting
Route #1
Roberts, ID 83444

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	32903	

(Always obtain signature of addressee or agent)

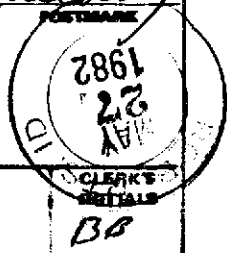
I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

Kent T. Gneiting

DATE OF DELIVERY
5-22-82

5. ADDRESS (Complete only if requested)



6. **UNABLE TO DELIVER BECAUSE:**

RETURN RECEIPT REQUESTED INSURED AND CERTIFIED MAIL



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
(208) 334-4440

May 25, 1982

CERTIFIED MAIL # 32903

RE: Permit No. 35-7334

Kent T. Gneiting
Route #1
Roberts, ID 83444

Dear Mr. Gneiting:

Enclosed is an Order to Show Cause why Permit No. 35-7334 in your name, should not be cancelled.

Please note that any information in response to this Order must be submitted by June 30, 1982. Please contact this office if you have any questions.

Sincerely,

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

DRT:kw
Enclosure

cc: Eastern Region



745-6079

INTER-DEPARTMENT MEMO — 1

FROM

Kay Walker

TO

35-7334

SUBJECT

ownership of P/U
Sec. 27, 4N, 35E

Kent & Horraine Shelting
Rt. 1
Roberts

SIGNATURE

February 22, 1982

RE: Permit No. 35-7334

Kent T. Gneiting
Lewisville,
Idaho 83431

Dear Mr. Gneiting:

On January 19, 1982, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

As of this date, we have not received this amendment. If we do not receive this amendment within fifteen (15) days, we will assume you no longer have any interest in this permit and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw



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
(208) 334-4440

January 29, 1982

RE: Permit No. 35-7334

Kent T. Gneiting
Lewistown,
Idaho 83431

Dear Mr. Gneiting:

A representative of this Department made an examination of the works covered by your Permit No. 35-7334 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 5.13 cfs Source: groundwater

The maximum quantity diverted shall not exceed 2082.5 acre feet
per year.

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, Twp. 4N, Rge. 35E, Jefferson County

Beneficial use: Irrigation of 595 acres within Section 27, Twp. 4N,
Rge. 35E

Priority date established: October 10, 1973

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

RECEIVED

MAY 3 1976

Post office address Terreton, ID Lewisville, Idaho

Department of Water Resources
Eastern District Office

Person to contact _____

(name spring, stream, etc.)

Tributary to

Amount 12.80 c.f.s. for Irrigation
 AF/Annum (nature of use)

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

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

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

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

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

Other uses:

Permit No. 35-7334

Examination for b/u

Max Rate of Diversion 12.80 cubic feet per second and annual volume _____ AF/Annum.

Township 4N N/S, Range 35E E/W, B.M., Section 27, Subdivision NW $\frac{1}{4}$ SE $\frac{1}{4}$, Jefferson
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: well, 600 hp pump with 150 booster, sprinkler system

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

640

DATE OF EXAM 12 Aug 76

ACREAGE

Found 594.5 round to 595 acres
Recommended 594.5

Irrigation Requirement 3.5 Ac Ft/Ac

USE

Irrigation Q = 5.13 c.f.s. V = 2082.5 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 5.13 cfs Method of measurement in line meter ✓

Total Q recommended 5.13 cfs Meter No. 73 12 184 Type McCorm. Condition Std. Cond. ✓

Total V recommended 2080.75 AF/yr

Recommended Amendments:

P.D. should be NE 1/4 of SW 1/4 sec 27. twp. 4N. Rge 35E. B.M.
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

Measured 4 AF in 85 sec, 0.01 AF = 435.6, 435.6 ÷ 85 sec = 5.13 cfs capacity ✓
 $V = 594.5 \times 3.5 = 2080.75 \text{ AF/yr} < 215 \times 1.9835 \times 5.13 = 2187.70$
 $595 \times 3.5 = 2082.5$ ✓
ARK 8/11/77

SYSTEM DESCRIPTION:

6" meter, 600 Hp, 3 phase, serial # CKS 3010024 w/ "Johnston" pump no I.D. plate,
booster - "GE", 150 Hp, 3 phase, serial # CKS 313165 w/ Johnston pump no I.D. plate,
12" steel main extends 18 ft to east of P.D. w/ "Y" connecting north south
buried mains. 6" steel main extends 12" main 3 ft from P.D. going south
& booster connections are at 5 ft & 9 ft from P.D. on south side of 12" steel main.
System consists of (2) "360" center pivots & 8 1/2 mi hard lines 1/2 nozzles.

REMARKS:

System described by David & Mike Hansen.

Examiner's Signature

Anthony R. Kozlowski

Date 8/12/77

Checked by

Ernest Carlson

Date 1-12-78

Approved by

Robyn Robyn 12/7/81

Date 1/27/81

No Overlapping rights



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

April 29, 1976

Re: Permit No's. 35-7334, 35-7333

Kent T. Gneiting
Lewisville,
Idaho 83431

Dear Mr. Gneiting:

We acknowledge receipt of the assignments conveying the above referenced permits to you. The assignments have been recorded and the Department's records have been changed. We also acknowledge receipt of the affidavit submitted as proof of beneficial use for this Permit No. 35-7334.

Before a license can be issued on Permit No. 35-7334, 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 exam, so that you may show him the system.

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

RECEIVED

APR 16 1976

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Identification No. _____

Permit No. 35-7334

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Blaine Larsen
b) Post Office Address Terreton, Idaho
2. Permit Number 35-7334
3. Date of Priority that you are prepared to establish 10-10-1973
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27
Township 4N, Range 35E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 12.8 for Irrigation purposes from Apr. 1 to Nov. 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 12.8 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: Gem State Irrigation
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 or 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) Deep well, 600 Hp. Pump with 150 booster, sprinkler system
b) Describe the type and size of measuring device which you have installed at your point of diversion:
12" water meter
c) Give well driller's name and address and the date the well was completed:
Duane Denning Drilling, Ucon, Idaho; approximately 6, 1974.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Examined 4-30-76

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	
4N	35E	27	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	640

Total number of acres irrigated 640

10. Remarks: _____

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

April 19, 1976
(Date)

Blaine Loran
(Signature)

State of Idaho)
County of Power) ss.

On this 19th day of April, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Jose D. Feltz
Notary Public residing at Am. Falls, Id.

My commission expires 4/19/80

IRRIGATION PUMPS
& SPRINKLERS

ESTIMATE & AGREEMENT

STEEL, ALUMINUM PIPE
VALLEY SELF-PROPELLED
CIRCULARS

G M STATE IRRIGATION, INC.

BOX 351

SOUTH YELLOWSTONE HWY.

REXBURG, IDAHO 83440

PHONE 356-9318

TO <u>Blaine Larsen</u>	DATE <u>May 1, 1974</u>	COMPLETION DATE
<u>Good Project - Materials And Installation</u>	BID: WE HEREBY PROPOSE TO FURNISH MATERIAL AND LABOR TO COMPLETE THE WORK OUTLINED HEREIN FOR THE SUM OF	
WE HEREBY SUBMIT SPECIFICATIONS AND BID FOR:	DOLLARS \$	
	PAYMENT TO BE MADE AS FOLLOWS <u>50% down - balance on materials are delivered, remainder on start-up.</u>	

QUANTITY	STOCK NUMBER OR DESCRIPTION	AMOUNT
1	<u>600 H.P. turbine pump</u> <u>CEJ306021</u> <u>and panel 500' Gal. tube and shaft</u>	
1	<u>12" water meter</u>	
7920'	<u>12" A.W.P. 12 ga.</u>	
7920'	<u>10" A.W.P. 12 ga.</u>	
1320'	<u>6 5/8" C.T.R. .156 wall</u>	
	<u>wrap for joints and risers</u>	
2	<u>12" wye tees</u>	
2	<u>12" double wye tees</u>	
2	<u>12" x 10" reducers</u>	
3	<u>12" expansion joints</u>	
2	<u>10" x 6" reducers</u>	
4	<u>10" expansion joints</u>	
3	<u>10" goosenecks at pivots</u>	
1	<u>10" wye tee</u>	
2	<u>12" butterfly valves G. O.</u>	
65	<u>4" x 30" weld on risers (65')</u>	
	<u>drains, flanges, bolts, gaskets, vents, gauges</u>	
1	<u>pipe trailer</u>	
	<u>electric wire to pivots - 7920' total</u>	
2	<u>Model 2071 valley electrics - high flotation tires, stop-in-slot etc.</u>	
	<u>S/N 12180 12181</u>	
3	<u>automatic valves</u>	
16	<u>4" x 1320' A-M laterals with 5/32 nozzles plus 16 winglines</u>	
1	<u>600 H.P. motor S/N 8412-2418</u> <u>reconditioned with one-year guarantee</u>	
1	<u>150 H.P. booster pump and panel S/N 84113165</u>	
	<u>TOTAL</u>	<u>\$240,972.00</u>
	<u>The cost of inflation will be assumed by the buyer.</u>	

TERMS: 10TH OF MONTH FOLLOWING DATE OF PURCHASE. Without grace for value received, I promise to pay to the order of Seller the above mentioned amount payable as hereinabove set forth. I agree that title to the merchandise hereinabove set forth shall at all times remain in the Seller's name, until this note is fully paid, and if the same be placed with an attorney for collection or suit, I agree to pay a reasonable attorney's fee. If not paid at maturity, this note shall thereafter draw interest at the rate of 12% per annum until paid. Upon failure on the part of the purchaser to make payments, as herein specified, the Seller may repossess said property wherever found. Property shall not be moved from premises without consent of Seller.

NO. 1233	DATE <u>6/21/74</u>	SIGNED <u>Robert K. Due</u>	ACCEPTANCE OF BID
	THIS BID VOID AFTER 30 DAYS FROM DATE UNLESS ACCEPTED BY SIGNATURE AT RIGHT		THE ABOVE SPECIFICATIONS TERMS AND CONTRACT ARE SATISFACTORY AND I HEREBY AUTHORIZE THE PERFORMANCE OF THIS WORK SIGNED <u>Blaine Larsen</u> DATE <u>6/21/74</u>

WORK ORDER

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name Blaine Larson

Address _____

Owner's Permit No. 357334

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type)
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 20 inches Total depth 710 feetCasing schedule: ☐ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>10.5</u> inches	<u>20</u> inches	<u>1</u> feet	<u>20</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 20' Material used in seal ☐ Cement grout☒ Pudding clay ☐ Well cuttingsSealing procedure used ☐ Slurry pit ☒ Temporary surface casing☐ Overbore to seal depth

7. WATER LEVEL

Static water level 480' feet below land surfaceFlowing? ☐ Yes ☐ No G.P.M. flow _____

Temperature _____ ° F. Quality _____

Artesian closed-in pressure _____ p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☐ Bailor ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

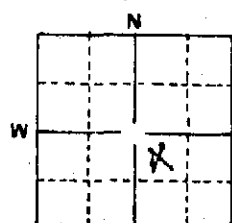
9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
20'	0	29	Clay 10' Lava frag		
	29	31	black basalt		
	31	39	Cinders		
	39	42	black basalt		
	42	110	red basalt		
	110	115	red cinders		
	115	134	clay		
	134	207	broken gray basalt		
	207	211	orange clay		
	211	288	black basalt		
	288	292	red cinders		
	292	298	gray cinders		
	298	309	gray basalt		
	309	407	black basalt		
	407	412	red black cinders		
	412	430	red basalt		
	430	439	red black cinders		
	439	487	black cinders stone		
	487	570	red basalt, almost a sandstone		
	570	575	black cinders		
	575	632	black basalt		
	632	640	cinders		
	640	708	red basalt		
	708	712	cinders		

RECEIVED
JUN 30 1975Department of Water Resources
Eastern District Office

6. LOCATION OF WELL

Sketch map location must agree with written location



Subdivision Name _____

Lot No. _____ Block No. _____

County Jefferson

NW 1/4 SE 1/4 Sec. 27, T. 4 N, R. 35 E

10.

Work started Dec 13, 73 finished April 28 '74

11. DRILLERS CERTIFICATION

Firm Name Quinn's Drilling Drilling Firm No. 10Address Box 64, Newell, Idaho Date _____Signed by (Firm Official) Quinn's Drillingand
(Operator) Michael Quinn

May 22, 1974

Re: Permit No.'s 35-7333, 35-7334, 35-7335, 35-7336, 35-7337, & 35-7338

Blaine L. Larsen
Terreton,
Idaho 83450

Dear Mr. Larsen:

We acknowledge receipt of the assignments conveying the above referenced permits to you. The assignments have been recorded, and the Department's records changed.

If you have any questions concerning these permits, please contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

cc: Gilbert C. St. Clair

LAW OFFICES
ST. CLAIR, ST. CLAIR, HILLER & BENJAMIN

FIRST SECURITY BANK BUILDING

P. O. BOX 29

IDAHO FALLS, IDAHO 83401

TELEPHONE 522-2350
AREA CODE 208

CLENCY ST. CLAIR (1971-1937)
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

KETCHUM - SUN VALLEY OFFICE
GIACOBBI SQUARE ANNEX, SUITE 208
P. O. BOX 424
KETCHUM, IDAHO 83340
TELEPHONE 726-4483

May 18, 1974

R. Keith Higginson, Director
State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

RECEIVED
MAY 20 1974
Department of Water Administration

Dear Mr. Higginson:

We are enclosing six assignments of permits to appropriate public waters of the State of Idaho nos. 35-7333, 35-7334, 35-7335, 35-7336, 35-7337 and 35-7338.

The property on which these wells are situated are being sold by the International Livestock Development Corporation, purchaser from Leonard Wasden, listed under the contract as L. Berrett Wasden and Ruth Janeen Wasden Harris, who sold to the International Livestock Development Corporation by contract dated July 25, 1973.

Blaine L. Larsen purchased by separate contract of sale from the International Livestock Development Corporation on the 28th day of March, 1974.

Under the Statute, I believe that you would like to have copies of the contracts and I am enclosing a copy of the original Wasden contract and a copy of the copy of the contract to Blaine Larsen and his wife. *(filed in # 35-7333)*

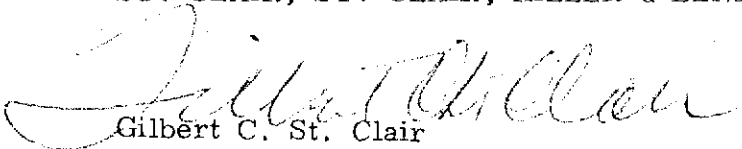
Both of the contracts are in escrow and title will not pass to the assignments, which are also in escrow, until the contracts are paid off.

If there is anything further that you need or that we must do, would you kindly let me know.

Thanking you, we are

Yours very truly,

ST. CLAIR, ST. CLAIR, HILLER & BENJAMIN


Gilbert C. St. Clair

GCS:am

RECEIVED

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

November 13, 1973

Re: Permit Nos. 35-7333 35-7337
35-7334 35-7338
35-7336

International Livestock Development Corp.
c/o Roger Ferguson
76 West Main
Rexburg, Idaho 83440

Dear Mr. Ferguson:

Enclosed are copies of the approved Application for Permit Nos. as referenced above. 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 measuring devices at your points of diversion has been placed upon each 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 7334

1515 Lincoln Road

October 11, 1973

Re: Applications for Permit No. 35-7333 International Livestock
No. 35-7334 Development Corp.
No. 35-7335
No. 35-7336
No. 35-7337
No. 35-7338

The Rigby Star
P. O. Box 37
Rigby, ID 83442

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,

35 7334

NORMAN C. YOUNG
District Engineer

Bill submitted 11-2-73 by MB

NCY:mb
Enc: Legal Notices (2)

NOTICE OF APPLICATION FOR PERMITS

Notice is hereby given that International Livestock Development Corp. of 76 W. Main, Rexburg, Idaho has on 10/10/73 applied to the Idaho Department of Water Administration for permits to appropriate 31.6 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 2080 acres.

Permit No. 35-7333, Amount: 6.4 cfs, Point of Diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 320 acres within S $\frac{1}{2}$, Sec. 26, T. 4N, R. 35E, B.M.

Permit No. 35-7334, Amount: 12.8 cfs, Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 640 acres within Sec. 27, T. 4N, R. 35E, B.M.

Permit No. 35-7335, Amount: 12.8 cfs, Point of Diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 640 acres within W $\frac{1}{2}$, Sec. 34; NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, T. 4N, R. 35E, B.M.

Permit No. 35-7336, Amount: 3.2 cfs, Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 160 acres within SE $\frac{1}{4}$, Sec. 23, T. 4N, R. 35E, B.M.

Permit No. 35-7337, Amount: 6.4 cfs, Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 4N, R. 35E, B.M. Jefferson County, Place of Use: 320 acres within S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, T. 4N, R. 35E, B.M.

If issued, these permits will be subject to all prior water rights. Protests against the granting of any or all of the permits must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before November 5, 1973.

R. KEITH HIGGINSON
Director

35 7334

Published in the Rigby Star, Rigby, Idaho on October 18 and October 25, 1973.