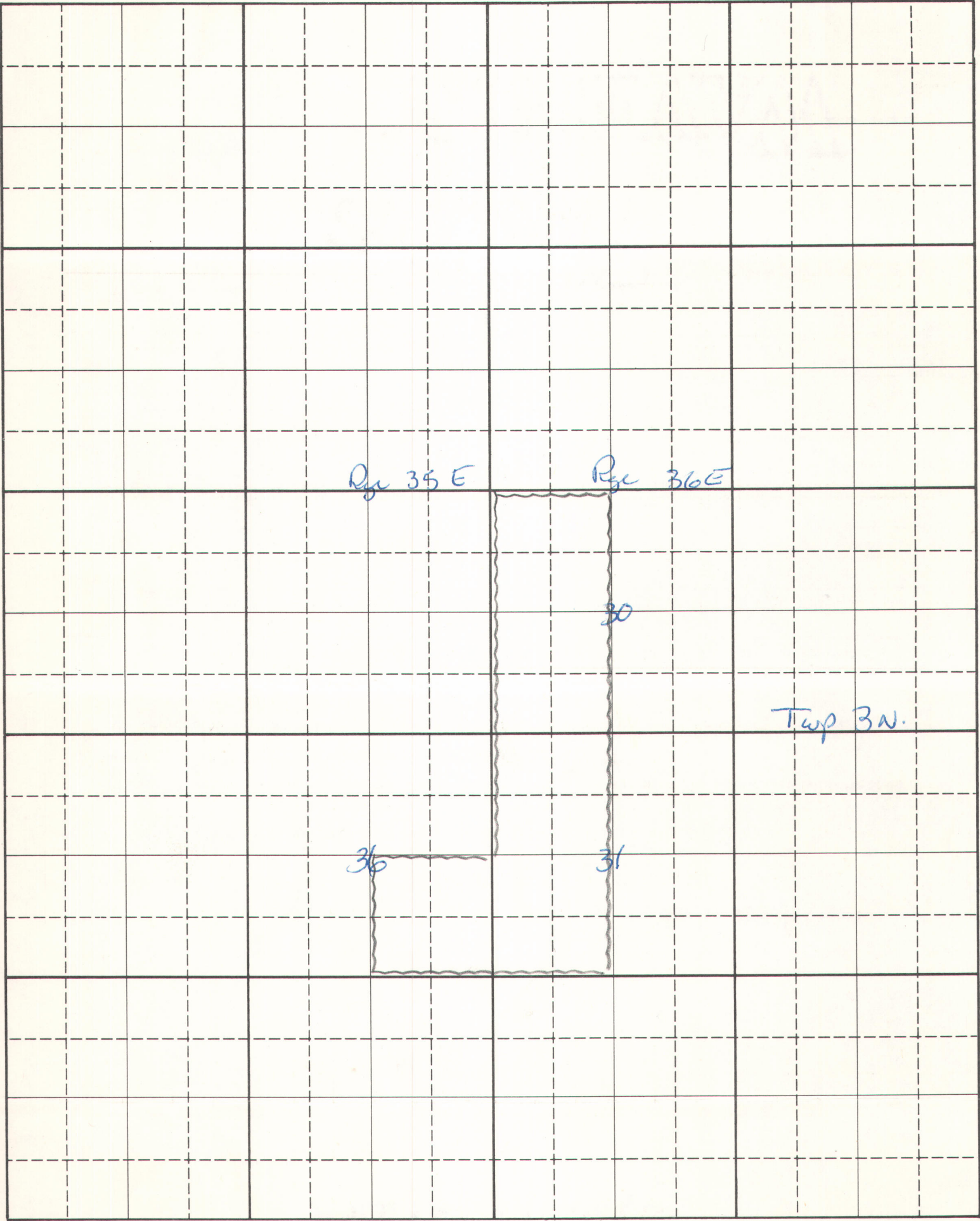


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

Carl W. Moeller
(Applicant)

35-7174

RECEIVED
JUN 7 1971
Department of Water Administration

1

Proof of Publication

The Post-Register

1

State of Idaho, {
County of Bonneville } ss.

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

That the notice, of which a copy is hereto attached and made a part of this affidavit, was pub-
lished in said Post-Register for two consecutive weeks, first publication having been made
on the 27th day of May, 1971, last publication
having been made on the 3rd day of June, 1971, and that the
said notice was published in the regular and entire issue of said paper on the respective dates of
publication, and that such notice was published in the newspaper and not in a supplement.

E. F. McDermott

Subscribed and sworn to before me, this 4th day of June, 1971

Karelz Hale
Notary Public

My commission expires April 5, 1975

B10, 1M

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that
Carl W. Moeller, Box 29, Idaho
Falls, Idaho, has on May 6,
1971, submitted Application No.
35-7174 for a permit to appro-
priate 3.0 cubic feet per second
of water from a ground water
source by means of well and
pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.
30, T. 3N, R. 36E, B.M., Bonne-
ville County, to be used from
April 1 to Nov. 1 for the irriga-
tion of 800 acres within the W $\frac{1}{2}$
Sec. 30, W $\frac{1}{2}$ Sec. 31, T. 3N, R.
36E, B.M. and SE $\frac{1}{4}$ Sec. 36, T.
3N, R. 35E, B.M.

If issued this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Administration, Statehouse, Boi-
se, Idaho, 83707, on or before
June 14, 1971.

R. KEITH HIGGINSON
Director

Pub.: May 27 and June 3, 1971.

35-7174

State of Idaho License and Certificate of Water Right

Water License No. G-25361

Amount 4 c.f.s.

Water District No.

Priority January 17, 1955

THIS IS TO CERTIFY that WINTROATH PUMPS, INC. - WORTHINGTON CORPORATION, Assignee of Alhambra, California, made application for a permit to appropriate the public waters of the State of Idaho, dated January 17, 1955; that Permit No. G-25361 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4 second feet, was issued thereunder on October 24, 1958, showing that said works were completed on the 11th day of March, 1958; and that on the 11th day of March, 1958, WORTHINGTON CORPORATION By: James F. Bauman, Power of Atty.

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

, a tributary of subterranean, for the purpose of Irrigation, under Use Permit No. G-25361 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 10 of Licenses at page 6483, on the 24th day of October, 1958;

The right hereby confirmed dates from January 17, 1955;

The Point of Diversion is located

in the SW 1/4 SW 1/4, Sec. 30, Tp. 3 N., R. 36 E., B. M. County Bonneville

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated	
3 N.	36 E.	30	NE 1/4 NW 1/4	40	40	
			NW 1/4 NW 1/4	40	40	
			SW 1/4 NW 1/4	40	40	
			SE 1/4 NW 1/4	40	40	
			NE 1/4 SW 1/4	40	40	
			NW 1/4 SW 1/4	40	40	
			SW 1/4 SW 1/4	40	40	
			SE 1/4 SW 1/4	40	40	
		31	NE 1/4 NW 1/4	40	40	
			NW 1/4 NW 1/4	40	40	
			SW 1/4 NW 1/4	40	40	
			SE 1/4 NW 1/4	40	40	
			NE 1/4 SW 1/4	40	40	
			NW 1/4 SW 1/4	40	40	
			SW 1/4 SW 1/4	40	40	
			SE 1/4 SW 1/4	40	40	
			36	NE 1/4 SE 1/4	40	40
				NW 1/4 SE 1/4	40	40
				SW 1/4 SE 1/4	40	40
				SE 1/4 SE 1/4	40	40
Total number of acres irrigated - - - 800						

State Reclamation Engineer.

(SEAL)

35 2387

MICROFILMED

License and Certificate of Water Right

Water License No. 80286
Water District No. 1

Amount \$2.50 annual cost
Priority March 17, 1948

THIS IS TO CERTIFY that A. A. MERRILL, made application for a permit to appropriate the public waters of the State of Idaho, dated March 17, 1948; that Permit No. 80286 was issued under said application; that Certificate of Completion of work, with a carrying capacity of 5.1 second feet, was issued thereunder on August 27, 1951, showing that said works were completed on the 16th day of October, 1950; and that on the 16th day of October, 1950.

A. A. MERRILL, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, situated at (subterranean flow), for the purpose of irrigation, under Use Permit No. 80264 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 3 of Licenses at page 4810, on the 27th day of August, 1951; The right hereby confirmed dates from March 17, 1948;

The Point of Diversion is located in the SE 1/4 SE 1/4 Sec. 30, Tp. 3 N., R. 34 E., B. M. Bonneville County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.1 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N.	26 E.	29	34 34	160	160
		30	all	440	440
		31	34 34	160	160
		32	34 34	160	160
			Sum of acres actually irrigated		1120

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

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

17th day of August, 1951.

MARK R. KULP
State Reclamation Engineer

(SEAL)

35 2090

2-3



13 18
24 19

18 17
19 20

D-36 d 29.7
D-71

151.5

274.8

TRANSFERRED TO JEFFERSON COUNTY

24 19
25 30

19 20
30 29

313.1

E-344
D-108

211.6

D-121
D-109

78.9

73.3

EMC 8/13/70

30 29
31 32

25 30
36 31

MICROFILMED

NOT TO SCALE

30	29
37	32

COUNTY ROAD

COUNTY ROAD

$\frac{1}{2}$ mi long.

13

FARM BUILDINGS

HA.

T-2

12

NOT TO SCALE

65
78

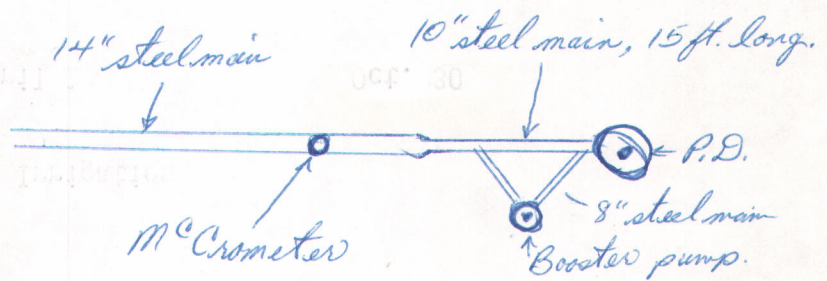
MICROFILMED

Rge. 36E

A hand-drawn diagram on a grid showing a path of numbers. The path starts at 36, goes right to 39, then up through 38, 39, 40, 30, 31, and ends at 40. The numbers 39, 40, 39, 40, 39, 40, 39, 40 are also written in a 2x4 grid to the right of the path.

39	40
39	40
39	40
*	38
38	39
39	40
39	40
39	40

ENC
8/13/76
↑ N.





State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7174 Priority May 6, 1971 Amount 0.95 cfs

THIS IS TO CERTIFY, that CARL W. MOELLER
of Idaho Falls, Idaho, has complied with the terms and conditions of Permit
No. 35-7174 issued pursuant to Application for Permit dated May 6, 1971,
and has submitted proof to the Department of Water Resources on May 12, 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 4.95 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>	<u>from April 1 to November 1</u>	<u>at 0.95 cfs and</u>	<u>405 acre feet</u>
_____	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	_____
_____	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.95 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
405 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Twp. 3N,
Rge. 36E, B.M., in the County of Bonneville

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	35E	36													39	40	40	35	154
3N	36E	30					40	39	39	40	40	39	38	39					314
		31					39	38	39	40	40	39	39	40					314

Total number of acres irrigated 782

Condition:

The maximum volume of water diverted under this license when
combined with License No.'s 35-2090 and 35-2395 shall not exceed
2,800 acre feet.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of
August, 19 79.


Director

Identification No. 35-7174
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Carl W. Moeller
post office address Box 29, Idaho Falls, Idaho
2. Source of water supply Ground Water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 30 Township 3 N
Range 36 E B.M. Bonneville County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.0 for Irrigation purpose from April 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. 3.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Drilled, pump, motor and pipe.

- 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 _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ _____.
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: _____

35-7174

35-7174

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

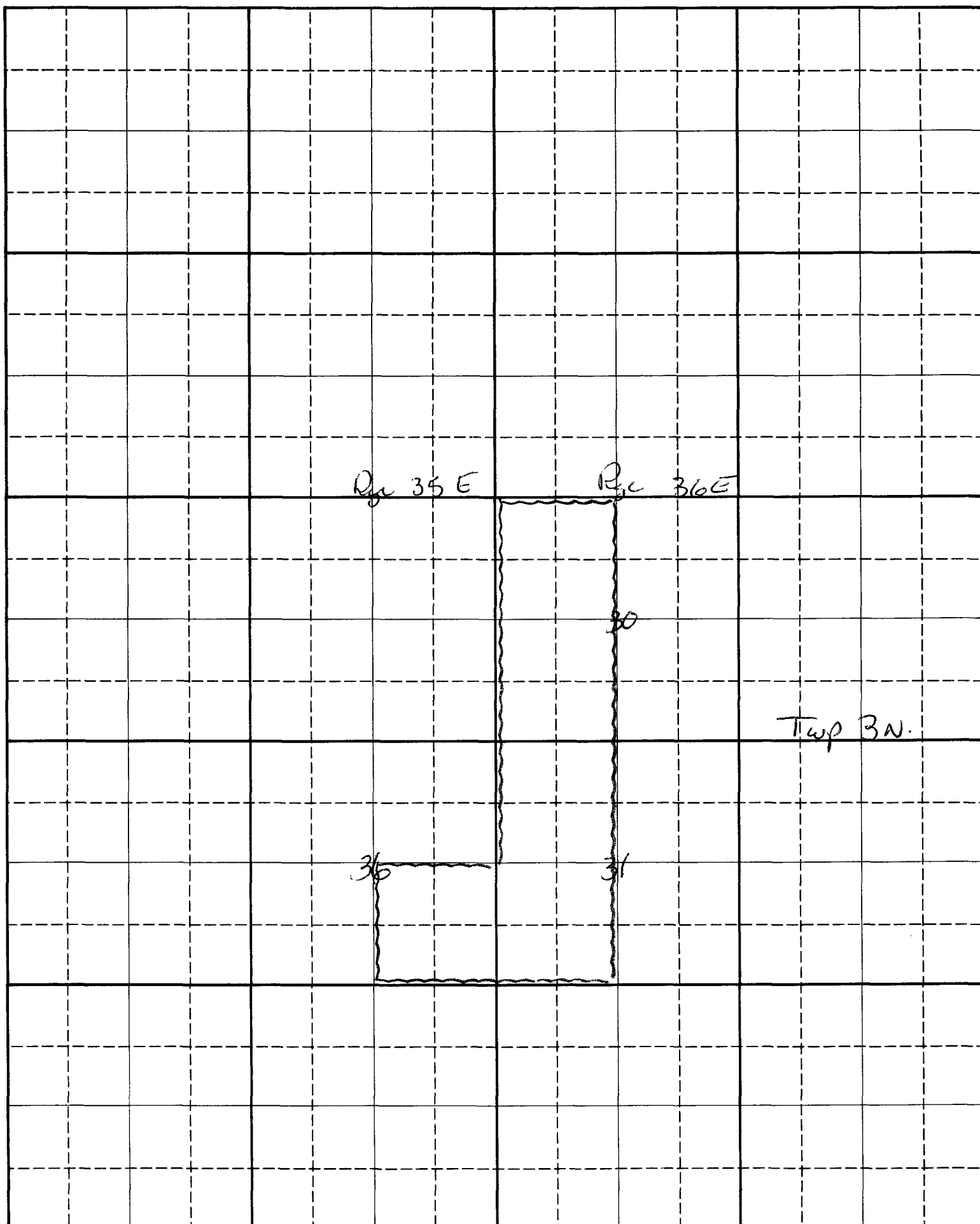
TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3 N	36 E	36													40	40	40	40	160
		31					40	40	40	40	40	40	40	40					320
3 N	36 E	30					40	40	40	40	40	40	40	40					320

Total number of acres to be irrigated _____ 800
c. Describe any other water rights used for the same purposes as described above. _____ G-25361 4.0 c.f.s.

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 _____

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



Scale: 2 inches equal 1 mile

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

Carl W. Moeller
(Applicant)

35-7174

35-7174

Received by D Date May 6-71 Time 3:25 P

Preliminary check by D Fee \$ 30.00

Received by ej Date 5/6/71 unit # 5986 given

Publication prepared by dr Date 5-18-71

Published in Idaho Falls Post Register

Publication dates 5-27 & 6-3, 1971

Publication approved dr Date 6-9-71

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JE D DFC

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. 35-7174, 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 July 1, 1976.

c. Other: The permit holder shall permanently install and maintain as part of the diverting works a measuring device at the point of diversion of a type approved by this Department.

This permit is supplemental to all prior rights.

2. Denial of said application is for the following reasons: _____

Witness my hand this 6th day of July, 1971.

R. Karl Higley
Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 35-7174 Name Carl W. Moeller
 Source Ground water
 Point of Diversion SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 3N, R. 36E, B.M., Bonneville County
 Quantity 3.0 Use Irrigation Period April 1 - Nov. 1
 Quantity Use Period
 Quantity Use Period
 Well Size Diameter Proposed Depth Feet
 Use 800 acres
 Date Forwarded 5-18-71 Date Returned 5-26-71 Received by D.S.

COMMENTS: D/W is approx. 410 feet. Primary aquifer is basalt.
Well development is apparently light. Water levels show rather
substantial increases during last 3 yrs. (W.I.B.'s 5, 11, & 18).
Aquifer should be capable of supporting additional development.

RECOMMENDED:

Applied: Qty. 3.0 Use IRR. Period 4/1-11/1 AF/A 3.5 AF 2800
 Qty. Use Period AF/A AF
 Qty. Use Period AF/A AF
 Maximum: Qty. 16.0 Use IRR. Period 4/1-11/1 AF/A 3.5 AF 2800
 Qty. Use Period AF/A AF
 Qty. Use Period AF/A AF

ACTION: Approved ✓ Denied

Conditions of approval or reason for denial:

INVESTIGATION By Paul M. Castelan Title W.R.I. - I
 Date May 26, 1971

35-7174

Proof of Publication

The Post-Register

State of Idaho,
County of Bonneville } ss.

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

That the notice, of which a copy is hereto attached and made a part of this affidavit, was pub-
lished in said Post-Register for two consecutive weeks, first publication having been made
on the 27th day of May, 1971, last publication
having been made on the 3rd day of June, 1971, and that the
said notice was published in the regular and entire issue of said paper on the respective dates of
publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 4th day of June, 1971

[Signature]
Notary Public

My commission expires April 5, 1975

B10, 1M

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Carl W. Moeller, Box 29, Idaho
Falls, Idaho, has on May 6,
1971, submitted Application No.
35-7174 for a permit to appro-
priate 3.0 cubic feet per second
of water from a ~~ground~~ water
source by means of well and
pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.
30, T. 3N, R. 36E, B.M., Bonne-
ville County, to be used from
April 1 to Nov. 1 for the irriga-
tion of ~~360 acres within the~~ W $\frac{1}{2}$
Sec. 30, W $\frac{1}{2}$ Sec. 36, T. 3N, R.
36E, B.M. and SE $\frac{1}{4}$ Sec. 36, T.
3N, R. 35E, B.M.

If issued this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Administration, Statehouse, Boi-
se, Idaho, 83707, on or before
June 14, 1971.

R. KEITH HIGGINSON
Director

Pub.: May 27 and June 3, 1971.

35-7174

file 35-7174

RECEIVED

NOTICE OF LIENHOLDER'S INTEREST

SEP 30 1981

TO DEPARTMENT OF WATER RESOURCES
1515 Lincoln Road
Idaho Falls, Idaho 83401

Date June 24, 1981
FmHA Loan No. 41-01
Borrower Robert L. Martin
Amount of Loan \$100,000.00

The above borrower has mortgaged his ranch unit to the Farmers Home Administration as security for a bonafide loan in the amount stated. In our opinion, the loan is for purposes that will further the borrower's operations.

The property mortgaged to the Farmers Home Administration comprises of 800 acres in Bonneville County, Idaho and is described as follows:

TRACT 1: Southeast quarter of Sec. 36, T3N, R35, EBM, and the W $\frac{1}{2}$ of Sec. 31, & the W $\frac{1}{2}$ of Sec. 30, T3N, R36, EBM, excepting therefrom the following: Beginning at a point 25 feet N. and 26.2 ft. E. from the SW corner of said Sec. 30, thence N. 150', thence E. 150 ft., thence S. 150', thence W. 150', to the point of beginning.

TRACT 2: Lot 19, Block 4, Pancher Addition, Division No. 2, to the City of Idaho, County of Bonneville, State of Idaho, according to the recorded plat thereof.

The mortgage covering these lands was recorded April 24, 1981 as Instrument No: 605413, in the records of Bonneville County, State of Idaho.

The borrower, in consideration for the loan, has pledged his Water Permit No: 35-7174; 35-2395; 35-2090, which are used in connection with the above described property.

Will you please Note this mortgage in your records and advise us promptly of any action or development that might adversely affect the borrower or the Farmers Home Administration's position as lienholder.

We will notify your office promptly upon satisfaction of lien or termination of the loan.

*Roberto:
MORE House cl. ing.
Sent original back
after noting in our
files. Kept copy for
our files. Guess this
one should go to
your file*

C. Boyd Wiese
C. Boyd Wiese
County Supervisor
FARMERS HOME ADMINISTRATION
P.O. Box 1783
Idaho Falls, Idaho 83401

Receipt of the above notice is acknowledged. You will be notified of any action taken by this office which may adversely affect either the interest of the Farmers Home Administration or the Borrower. Please sign and send the copy of this notice to Farmers Home Administration. An envelope is enclosed for your convenience.

Department of Water Resources

DATE: June 29, 1981

BY *Ernest Carlson*
TITLE *Special Agent in Charge*

RECEIVED

JUN 29 1981
Department of Water Resources
Eastern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse
Boise, Idaho 83720
(208) 384-2215

September 11, 1979

Carl W. Moeller

Box 29

Idaho Falls, Idaho 83401

Dear Mr. Moeller,

RE: Permit No. 35-7174

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

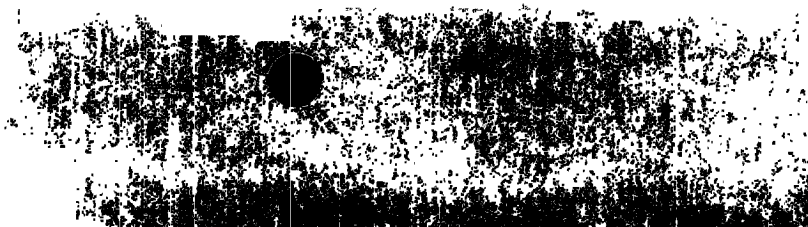
MICROFILMED



142

35 887

BRONCHI LICH





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

August 7, 1979

Carl W. Moeller
2152 Calkins Avenue
Idaho Falls, Idaho 83401

Dear Mr. Moeller:

A representative of this Department made an examination of the works covered by your Permit No. 35-7174 on August 13, 1976, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 0.95 cfs Source: groundwater

The maximum quantity diverted shall not exceed 405 acre feet per year.

Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Twp. 3N, Rge. 36E, B.M.

Beneficial use: Irrigation of 782 acres within the SE $\frac{1}{4}$, Sec. 36, Twp. 3N, Rge. 35E, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Twp. 3N, Rge. 36E, B.M.

Priority date established: May 6, 1971

*

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

***CONDITION:** The maximum volume of water diverted under this license when combined with License No. 35-2090 and 35-2395 shall not exceed ~~2111~~ 2801 acre feet.

MICROFILMED

8-3

3 18
27 19

D-36
21-70

31 17

211

TRANSFORMER TO DISTRIBUTION

24 14
25 10

19 20
30 29

2-311
2-108

79 5

EMC 8/13/76

25 30
36 31

30 29
31 32

NIPORE

NOT TO SCALE

4.21

30 29
51 32
C
593

COAST ROAD

COAST ROAD

2 mi Long.

31
4A
17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

51 32

1
12

NOT TO SCALE

1

MICROFILM

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

1. Name of permit holder Carl W. Moeller MAY 27 1976
Post office address 2152 Calkins Avenue, Idaho Falls, ID 83401 Department of Water Resources
Eastern District Office
Person to contact _____ Phone _____

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

3. Water will be used for the following purposes:

Amount 3.0 c.f.s. for Irrigation
_____ AF/Annum (nature of use) _____

Period of Use: from April 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. 35-7174
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 3.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3N N/S, Range 36E E/W, B.M., Section 30, Subdivision SW $\frac{1}{4}$ SW $\frac{1}{4}$, Bonneville
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: Pump size - 3100 gpm. Motor - 400 hp, 100 hp booster. Well casing 3' (in solid rock). Depth 408' to water - real depth 480+ feet

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

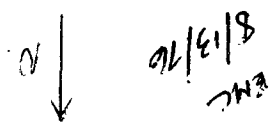
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	36E	30					40	40	40	40	40	40	40	40					320
		31					40	40	40	40	40	40	40	40					320
3N	35E	36													40	40	40	40	160

MICROFILMED

TOTAL ACREAGE 800

Rge. 36E

Diagram of System



DATE OF EXAM 13 Aug 76

ACREAGE
Found 782
Recommended 782

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q 0.95 cfs. c.f.s. V = 405.13 AF/Ann. from April 1 to November 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 ☒

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

Exchange? yes _____ no ☒

Name source exchanged with: _____
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 4.95 cfs. Method of measurement in line meter.

Total Q recommended 0.95 cfs. Meter No. 7314112 Type Meter Condition Std. Condition

Total V recommended 405.13 AF/ANN.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$Q = .01 \text{ AF} / 88 \text{ sec} = 435.6 \text{ cfs} / 88 \text{ sec} = 4.95 \text{ cfs}$
* Same land & P.D. under L#35-2395 for 4.00 cfs. $\therefore 4.95 - 4.00 = .95 \text{ cfs.}$
 $V = 3.5 \times 782 = 2737 \text{ AF/ANN} > .95 \times 1.7835 \times 215 = 405.13 \text{ AF/ANN.}$

$4.95 \text{ cfs} \times 1.7835 \times 215 = 2111.1 \text{ AF} \leftarrow \text{MAXIMUM CAPACITY OF SYSTEM}$
EMC 8/13/76 (for p.d. from 35-2395 & this)

SYSTEM DESCRIPTION:

Planting house motor, 400 Hp, 3 phase, no ser. #; "Spintooth" pump no. I.D. plate.
Booster - "GE", 12.5 Hp, 3 phase, ser. # EES 521137, "Rain flow" pump
serial # 13688. 10 in. steel main extend 15 ft. west of P.D. then expands to
14 in. Booster pipe connect to primary main at 4' & 10 ft on south side.
System ~~consists~~ 18, 7 mi lateral line 1/4" nozzles

Secondary Booster - G.E. motor, 25 Hp, 3 phase, serial # BCJ201411, "Rain flow" pump ser. # 11142.

REMARKS:

System shown & described by Lionel Brown.

L-35-2090 covers 400 AC UNDER THIS PERMIT AT .0045 cfs/AC = 1.82 cfs

L-35-2395 " 800 " " " " .005 cfs/AC = 4.00 cfs

782

same p.d.*

Examiner's Signature Ernest Carlson Date 13 Aug. 76

Checked by Anthony R. Kozlowski Date 2/14/77

Approved by _____ Date _____

May 26, 1976

Re: Permit No. 35-7174

Carl W. Moeller
2152 Calkins Ave.
Idaho Falls, ID 83401

Dear Mr. Moeller:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, 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 concerning the field exam, please contact our District Office in **Idaho Falls.**

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

Identification No. _____

Permit No. 35-7174

okj

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Carl W. Moeller
b) Post Office Address 2152 Calkins Avenue, Idaho Falls, Idaho
2. Permit Number 35-7174
3. Date of Priority that you are prepared to establish May 6, 1971
4. a) Source from which water was appropriated Well and Pump
b) Location of the point of diversion: SW ¼ SW ¼, Section 30
Township 3 North, Range 36 E Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
Amount 3.0 cu. ft. for irrigation purposes from April 1 to Oct. 30 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 3.0 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: Applicant. 2800 gallons per minute by virtue of sprinkler heads. Farming this land since 1956.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pump size - 3100 gallons per minute. Motor - 400 h.p. 100 h.p. booster. Well casing 3 feet (in solid rock). Depth 408 feet to water - real depth 480+ feet.

b) Describe the type and size of measuring device which you have installed at your point of diversion: Metraflex Model 33. Pipe size 10" - 14". (By time of inspection owner will have another type, probably a McCrometer Model 1400, 14" installed, as lately measuring device is not working and possibly is not worth fixing because of age since application. Owner put in order today, as none in stock.)

c) Give well driller's name and address and the date the well was completed: _____
Cummings Well Drilling Burley, Idaho April, 1956

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____
Irrigation only.

Exam typed 5-7-71 by JP

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

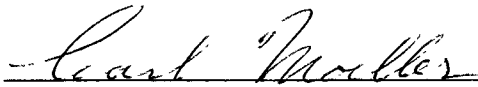
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	36E	30					40	40	40	40	40	40	40	40					320
		31					40	40	40	40	40	40	40	40					320
3N	35E	36													40	40	40	40	160

Total number of acres irrigated 800

10. Remarks:

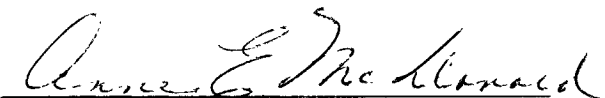
The above information is a true statement of the extent to which the above numbered permit has been developed.

May 6, 1976
(Date)


(Signature)

State of IDAHO)
County of Bonneville) ss.

On this 6th day of May, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.


Notary Public residing at Idaho Falls, Idaho

My commission expires 6/30/78

25 15

19 7

25 15

E. Muller

E. Muller

F-4

30 29
19 20

25 24

27 19
13 18

CLENCY ST. CLAIR (1871-1957)
PAUL T. PETERSON (1892-1967)
ROBERT W. ST. CLAIR
GILBERT C. ST. CLAIR
MORTON B. HILLER
WILLIS B. BENJAMIN
THEODORE V. WOOD
STEPHEN J. McGRATH
JOHN G. ST. CLAIR
RICHARD T. ST. CLAIR
STEVEN K. TOLMAN

Law Offices of
ST. CLAIR, ST. CLAIR, HILLER, BENJAMIN & WOOD Department of Water Resources
CHARTERED
FIRST SECURITY BANK BUILDING
POST OFFICE BOX 29
IDAHO FALLS, IDAHO 83401
(208) 522-2350

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

May 10, 1976

Mr. R. Keith Higginson, Director
State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Carl W. Moeller
Permit No. 35-7174

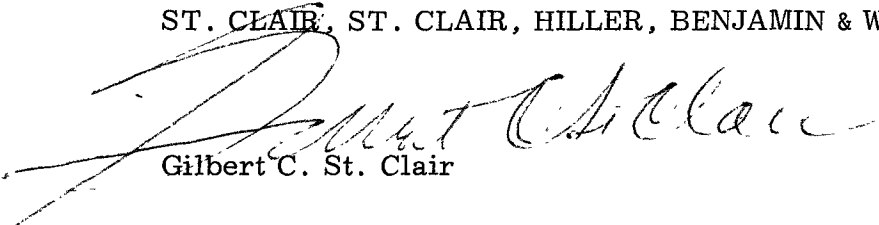
Dear Mr. Higginson:

En accordance with your letter of April 30, 1976 to Mr. Carl W. Moeller, enclosed please find proof of application of water to beneficial use, which has been completed and signed by Mr. Moeller, together with aerial photo of the property involved.

If all appears in order, we will appreciate receiving the water license for delivery to Mr. Moeller.

Very truly yours,

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


Gilbert C. St. Clair

GCS:aem
enc.

April 30, 1976

CERTIFIED MAIL *138540

Re: Permit No. 35-7174

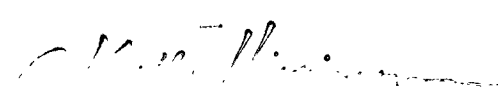
Carl W. Moeller
Box 29
Idaho Falls, Idaho 83401

Dear Mr. Moeller:

One of the conditions of approval of your water Permit No. 35-7174 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before JULY 1, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

- 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..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

QUARTERMASTER

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

138540

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☒ Addressee ☐ Authorized agent

Carl Mueller

4. DATE OF DELIVERY

POSTMAN

5. ADDRESS (Complete only if requested)

May 3 1976

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

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

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



DEPARTMENT OF AGRICULTURE

BOISE, IDAHO 83720

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



July 7, 1971

Re: Permit No. 35-7174 - Carl W. Moeller

Carl W. Moeller
Box 29
Idaho Falls, Idaho 83401

Dear Mr. Moeller:

Enclosed is a copy of your approved Application for Permit No. 35-7174. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:kh

Enclosures

35-7174

May 18, 1971

Re: Application No. 35-7174 - Carl W. Moeller

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing 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 date. 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,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB

Bill submitted 6-9-71 By ds

Enc: legal notice

35-7174

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Carl W. Moeller, Box 29, Idaho Falls, Idaho, has on May 6, 1971, submitted Application No. 35-7174 for a permit to appropriate 3.0 cubic feet per second of water from a ground water source by means of well and pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 30, T. 3N, R. 36E, B.M., Bonneville County, to be used from April 1 to Nov. 1 for the irrigation of 800 acres within the W $\frac{1}{2}$ Sec. 30, W $\frac{1}{2}$ Sec. 31, T. 3N, R. 36E, B.M. and SE $\frac{1}{4}$ Sec. 36, T. 3N, R. 35E, B.M.

If issued this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before June 14, 1971.

R. KEITH HIGGINSON
Director

Pub.: May 27 and June 3, 1971.

PA
C.M.
5-25-71

35-7174

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Carl W. Moeller, Box 29, Idaho Falls, Idaho,
has on May 6, 1971, submitted Application No. 35-7174
for a permit to appropriate 3.0 cubic feet per second ~~surface water~~
of water from a ground water source
by means of well and pump
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 30, T. 3N, R. 36E, B.M., Bonneville County,

to be used from ~~April 1~~ April 1 to Nov. 1
for the irrigation of 800 acres

within the W $\frac{1}{2}$ Sec. 30, W $\frac{1}{2}$ Sec. 31, T. 3N, R. 36E, B.M. and SE $\frac{1}{4}$ Sec. 36, T. 3N,
R. 35E, B.M.

If ~~used~~ ^{issued,} this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of Water
Administration, Statehouse, Boise, Idaho, 83707, on or before June 14, 1971.

R. KEITH HIGGINSON
Director

Published in the Idaho Falls Post Register, Idaho Falls, Idaho,
on May 27 and June 3, 1971.

35-7174

ST. CLAIR, ST. CLAIR, HILLER & BENJAMIN
IDAHO FALLS, IDAHO

PAYEE: DETACH THIS STATEMENT BEFORE DEPOSITING CHECK

DATE	INVOICE NO.	DESCRIPTION	GROSS AMOUNT	DEDUCTIONS	NET AMOUNT
5/16/71	2865	Filing fee with Permit Application 3.0 cfs. Re: Carl W. Moller	\$ 30.00		\$ 30.00

35-7174