

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 35-7172 Name Morgan Van Orden

Source Ground Water

Point of Diversion NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 4S, R. 33E, B.M., Bingham County

Quantity 3.2 Use Irrigation Period April 1 - Nov. 1

Quantity .06 Use Stock water Period Jan. 1 Dec. 31

Quantity Use Period

Well Size Diameter 16" Proposed Depth 100 Feet

Use 160 acres - 100 beef

Date Forwarded 4-27-71 Date Returned 4-29-71 Received by DD.

COMMENTS: Water level is stable (W.B. #12)
Aquifer is basalt. (Snake River). Yields are
good, drawdowns are small. Static depth
to water is approx 50 ft. Although a number
of irrig. wells have been drilled all around this
point of diversion, it appears that surface water
is available for the area.

RECOMMENDED:

Applied: Qty. 3.2 cfs Use irrig Period 4-1 to 11-1 AF/A 3.5 AF 560
 Qty. 0.02 cfs Use stock Period 1-1 to 12-1 AF/A — AF 2
 Qty. Use Period AF/A AF

Maximum: Qty. 3.2 cfs Use irrig Period 4-1 to 11-1 AF/A 3.5 AF 560
 Qty. 0.02 cfs Use stock Period 1-1 to 12-1 AF/A — AF 2
 Qty. Use Period AF/A AF

ACTION: Approved X Denied

Conditions of approval or reason for denial: Acceptance of the
reduced div. rate for stock or written
justification of the larger rate requested.

INVESTIGATION By Norman C. Young Title W.R. Enger
 Date 4-28-71

35-7172

RECEIVED

JUN 1 1971

AFFIDAVIT of PUBLICATIONAdministration

County of Bingham)
State of Idaho) ss.

I, Drury R. Brown do solemnly

swear that I am the publisher of
The Blackfoot News which is a daily newspaper of general
circulation published each day except Sunday at Blackfoot,
Bingham County, Idaho, said newspaper having been so
published at Blackfoot, aforesaid for more than one year
past; that said newspaper heretofore complied with all the
provisions of Chapter 154 of the Sessions Laws of Idaho of
1933, approved March 11, 1933, and duly designated,
pursuant to law, a particular day of the week as the day on
which legal notices required by law or by the order of any
Court of competent jurisdiction within the State of Idaho
shall be published to-wit: Friday of each week; that the
notice attached hereto and which is a part of this affidavit
and part of the proof of publication was, published in said

Friday issue of said newspaper 2 consecutive
weeks, the first publication having been made on
the 13th day of May, 19 71.....

and the last publication having been made on the
20th day of May, 19 71.....; that said
notice was published in the regular and entire issue of every
number of the paper aforesaid during the period and time
of publication, and that notice was published in the
newspaper and not in a supplement.

Subscribed and sworn to before me this 26th
day of May, 19 71.....

Ray Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Nov. 10, 1972

pipe within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 3,
T. 4S, R. 33E, B.M., Bingham
County, to be used from April 1 to
Nov. 1 for the irrigation of 160
acres and from Jan. 1 to Dec. 31
for stockwater purposes within
the NE $\frac{1}{4}$ Sec. 3, T. 4S, R. 33E,
B.M.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Morgan Van Orden, Pingree,
Idaho, has on April 13, 1971,
submitted Application No. 35-7172
for a permit to appropriate 3.26
cubic feet per second of water
from a ground water source by
means of well, pump, motor and

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
May 31, 1971.

R. Keith Higginson
Director

(2718)
Pub.: 5-13, 20

35-7172

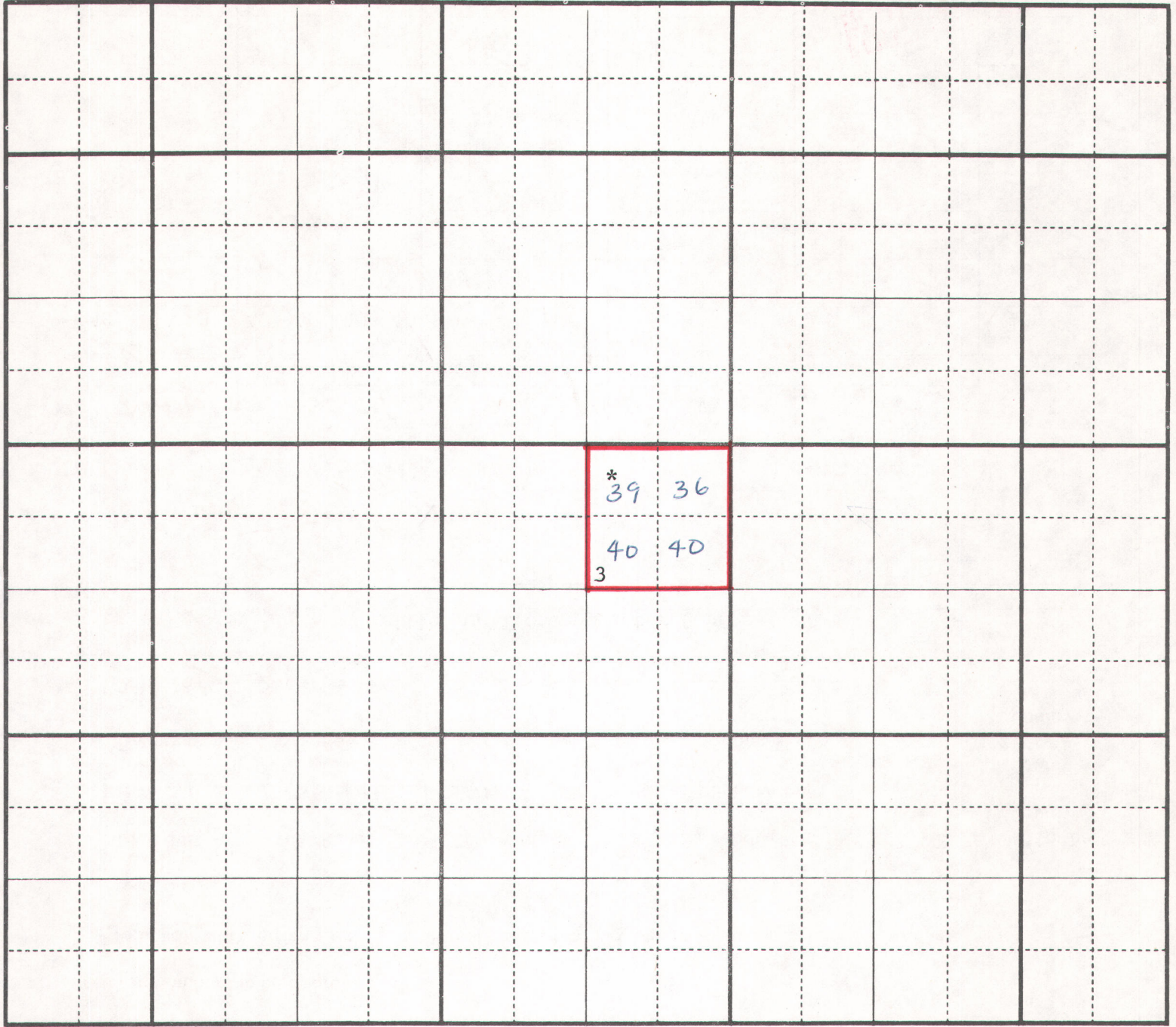
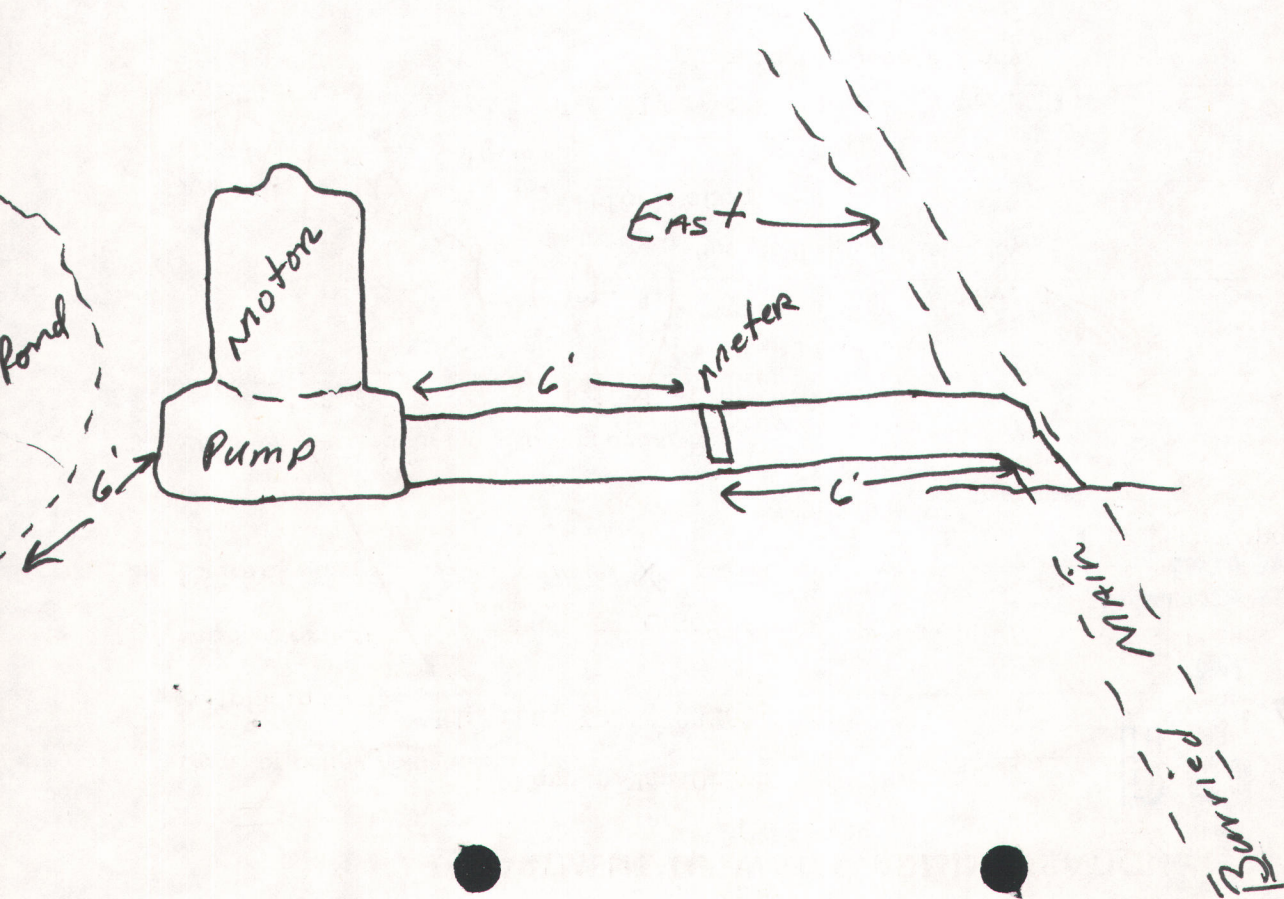
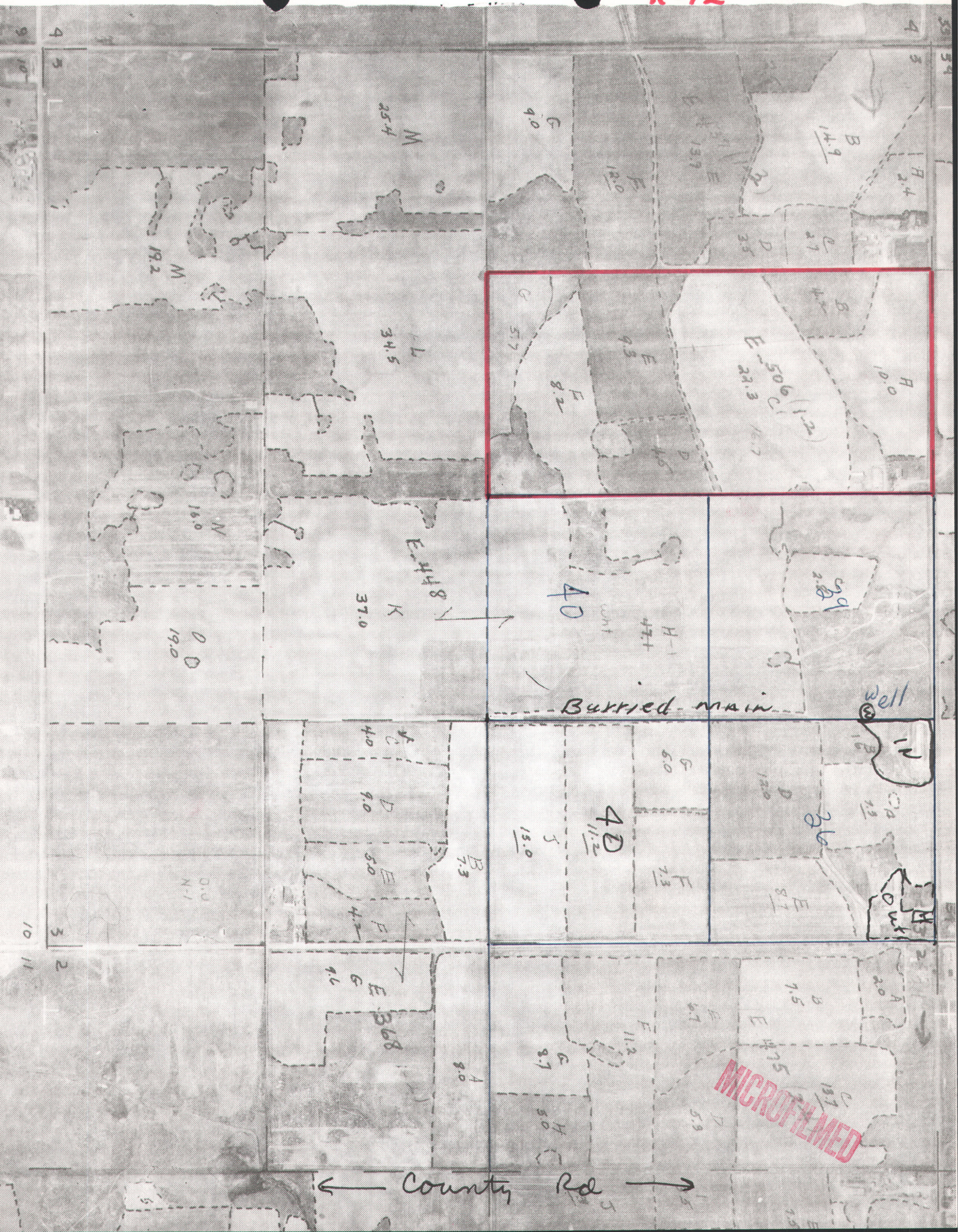


Diagram of System

Looking North





State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7172 Priority April 13, 1971 Amount 2.67 cfs

THIS IS TO CERTIFY, that MORGAN VAN ORDEN
of Pingree, Idaho, has complied with the terms and conditions of Permit
No. 35-7172 issued pursuant to Application for Permit dated April 13, 1971,
and has submitted proof to the Department of Water Resources on March 8, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.67 cfs of water from a ground water 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>Nov. 1</u>	at <u>2.67</u> cfs and	<u>542.5 acre feet or</u> <u>3.5 af per acre</u>
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.67 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
542.5 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 3,
Twp. 4 S, Rge. 33 E, B.M. in the County of Bingham

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 $\frac{1}{4}$	
4 S	33 E	3	36	39	40	40													155

Total number of acres irrigated 155

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

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 26 day of
February, 19 75.

Director

Identification No. 35-7172
Application No. _____

LICENSE ISSUED FOR 2.67 cfs
LICENSE PAGE NO. 1

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 Morgan Van Orden
post office address Pingree, Idaho 83262
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 NE $\frac{1}{4}$ of Section 3 Township 4 S
Range 33 E B.M. Bingham County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.2 for irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .06 for stock water purpose from Jan. 1 to Dec. 31 (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. 3.26 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. drilled well, 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 16 inches; proposed depth of well is 100 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: Same as 8b
(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 100 beef

(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: _____

35-7172

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	33E	3	40	40	40	40													160

Total number of acres to be irrigated 160

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

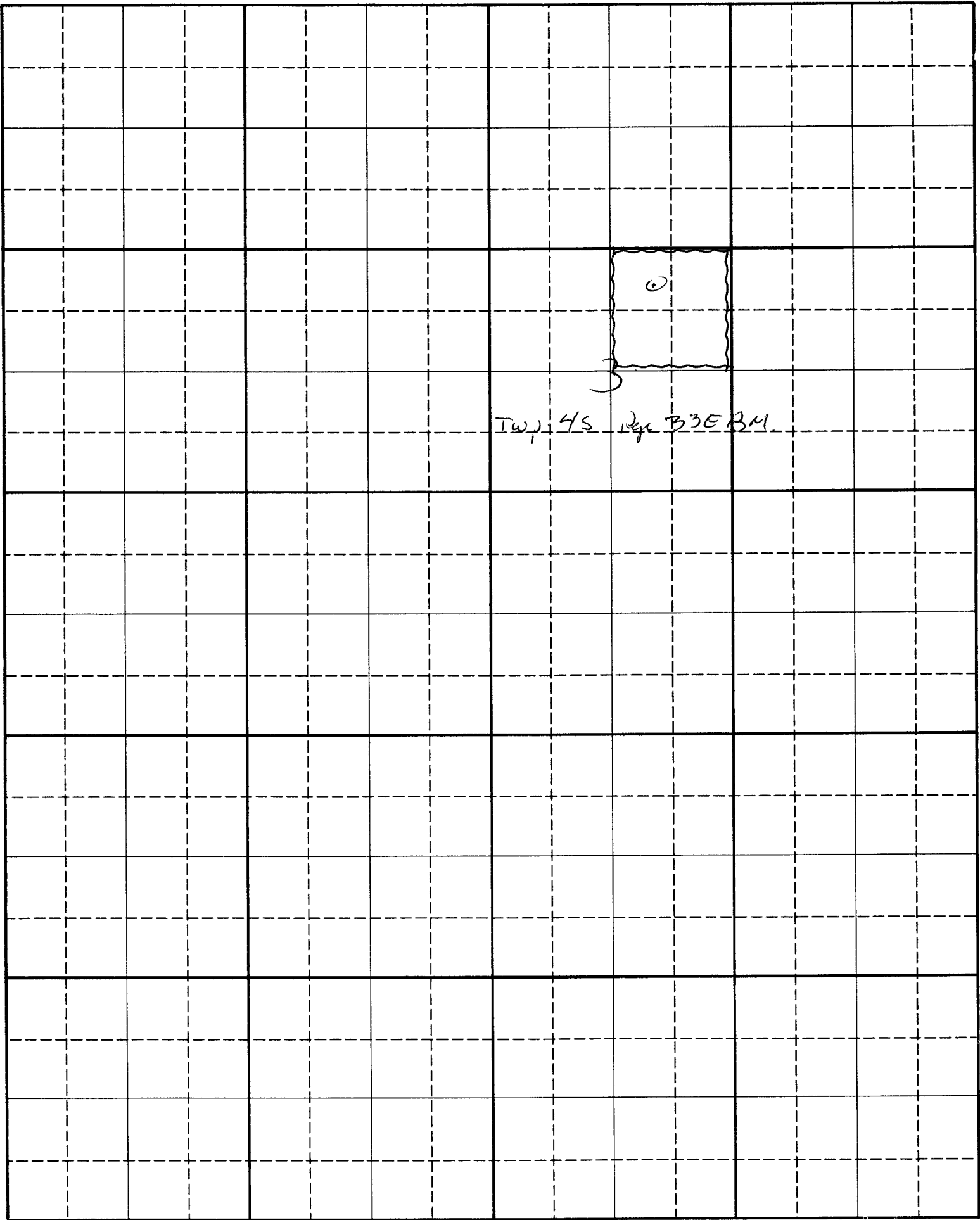
9. a. Who owns the property at the point of diversion Self

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

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.

Morgan Van Orden
(Applicant)

35-7172

35-7172

Received by 44 Date 4-13-71 Time 9:45 A
Preliminary check by 224 Fee \$ 3.50
Received by 44 Date 4-13-71
Publication prepared by dr Date 4-28-71
Published in Blackfoot News
Publication dates 5-6 & 5-13, 1971
Publication approved dr Date 6-3-71
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by 13-28

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. 35-7172, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 76.

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.

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

Witness my hand this 17TH day of June, 19 71.

Deputy Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 35-7172 Name Morgan Van Orden

Source Ground Water

Point of Diversion NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 4S, R. 33E, B.M., Bingham County

Quantity 3.2 Use Irrigation Period April 1 - Nov. 1

Quantity .06 Use Stock water Period Jan. 1 Dec. 31

Quantity Use Period

Well Size Diameter 16" Proposed Depth 100 Feet

Use 160 acres - 100 beef

Date Forwarded 4-27-71 Date Returned 4-29-71 Received by DD

COMMENTS: Water level is stable (w.s. 4'g)
Aquifer is basalt. (saturated). Yields are
good, drawdowns are small. Static water
level is approx 50 ft. Although a number
of irrigators have been denied approval this
point of diversion, it appears that surface water
is available for the area.

RECOMMENDED:

Applied: Qty. 3.2 cfs Use irrig Period 4-11-1 AF/A 3.5 AF 560

Qty. 0.02 cfs Use stock Period 1-1-1 AF/A — AF 2

Qty. Use Period AF/A AF

Maximum: Qty. 3.2 cfs Use irrig Period 4-11-1 AF/A 3.5 AF 560

Qty. 0.02 cfs Use stock Period 1-1-1 AF/A — AF 2

Qty. Use Period AF/A AF

ACTION: Approved X Denied

Conditions of approval or reason for denial: Acceptance of the
reduced div. rate for next 60 months
justification of the larger water requested

INVESTIGATION By Norman C. Young Title W. Van Orden

Date 4-28-71

35-7172

Note

$$100 \text{ beef} \times 15 \text{ gpd} = 1500 \text{ gpd}$$

.01 cfs will provide 6500 gpd

.02 cfs will provide 13000 gpd in about 2 hrs

Vol.

1500 (beef)

325,000

2 1/2 H.R.
JTC

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

I, Drury R. Brown do solemnly

swear that I am the publisher of
The Blackfoot News which is a daily newspaper of general
circulation published each day except Sunday at Blackfoot,
Bingham County, Idaho, said newspaper having been so
published at Blackfoot, aforesaid for more than one year
past; that said newspaper heretofore complied with all the
provisions of Chapter 154 of the Sessions Laws of Idaho of
1933, approved March 11, 1933, and duly designated,
pursuant to law, a particular day of the week as the day on
which legal notices required by law or by the order of any
Court of competent jurisdiction within the State of Idaho
shall be published to-wit: Friday of each week; that the
notice attached hereto and which is a part of this affidavit
and part of the proof of publication was, published in said

Friday issue of said newspaper 2 consecutive
weeks, the first publication having been made on
the 13th day of May, 19 71

and the last publication having been made on the
20th day of May, 19 71; that said
notice was published in the regular and entire issue of every
number of the paper aforesaid during the period and time
of publication, and that notice was published in the
newspaper and not in a supplement.

Subscribed and sworn to before me this 26th
day of May, 19 71

Ray Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Nov. 10, 1972

pipe within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 3,
T. 4S, R. 33E, B.M., Bingham
County, to be used from April 1 to
Nov. 1 for the irrigation of 160
acres and from Jan. 1 to Dec. 31
for stockwater purposes within
the NE $\frac{1}{4}$ Sec. 3, T. 4S, R. 33E,
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
May 31, 1971.

R. Keith Higginson
Director

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Morgan Van Orden, Pingree,
Idaho, has on April 13, 1971,
submitted Application No. 35-7172
for a permit to appropriate 3.26
cubic feet per second of water
from a ground water source by
means of well, pump, motor and

(2718)

Pub.: 5-13, 20

35-7172

RECEIVED
JUL 13 1988

Department of Water Resources

Kent W. Foster, Esq.
HOLDEN, KIDWELL, HAHN & CRAPO
P. O. Box 50130
Idaho Falls, Idaho 83405
Telephone: (208) 523-0620

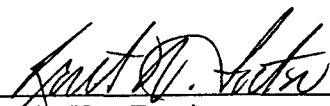
PA
For File

BEFORE THE DEPARTMENT OF WATER RESOURCES OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)	
TRANSFER OF WATER RIGHTS NO.)	
35-7009/35-7157, 35-2545B,)	
35-2821B, 35-2728/35-2844/35-7361)	WITHDRAWAL OF PROTEST
IN THE NAME OF BLAINE LARSEN,)	
BLAINE LARSEN FARMS, and LARSEN OF)	
IDAHO; and TRANSFER NO.s)	
35-2391/35-7777, 35-2493/35-7773,)	
35-2242; and APPLICATIONS FOR)	
AMENDMENTS NO.s 35-7161 and 35-7172)	
IN THE NAME OF EASTERN IDAHO)	
PRODUCTION CREDIT ASSOCIATION.)	

The protestants, Owsley Canal Company, Jacket Canal Company, Holley Water Users Association, Jefferson Irrigation Company, Producers Canal Company, Montevue Canal Company, Level Canal Company, and Independent Water Users of Mud Lake, Inc., hereby withdraw the protests filed on their behalf in the above entitled matter.

Dated this 12 day of July, 1988.


Kent W. Foster

CERTIFICATE OF SERVICE

I hereby certify that I am a duly licensed attorney in the State of Idaho, resident of and with my office in Idaho Falls, Idaho; that I served a copy of the following described pleading or document on the attorneys listed below by hand delivering or by mailing, with the correct postage thereon, a true and correct copy thereof on this 12 day of July, 1988.

Document Served: WITHDRAWAL OF PROTEST

Attorneys Served:

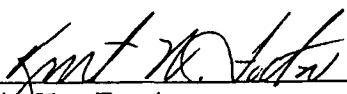
R. Keith Higginson, Director (Mail)
IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706

Phillip J. Rassier, Esq. (Mail)
IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706

Jeffrey C. Fereday and (Mail)
James N. Hansen
GIVENS, McDEVITT, PURSLEY, WEBB & BUSER
P. O. Box 2720
Boise, Idaho 83701

Ronald E. Swan, Esq. (Mail)
U. S. DEPARTMENT OF THE INTERIOR
OFFICE OF THE REGIONAL SOLICITOR
500 N.E. Multnomah Street, Suite 607
Portland, Oregon 97232

Steven V. Goddard, Esq. (Mail)
Deputy Attorney General
IDAHO DEPARTMENT OF FISH & GAME
P. O. Box 25
Boise, Idaho 83707



Kent W. Foster
HOLDEN, KIDWELL, HAHN & CRAPO

C

February 25, 1975

O

Re: 35-7172

P

Mr. Morgan Van Orden
Pingree,
Idaho 83262

Y

Dear Mr. Van Orden:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

February 13, 1985

Mr. Morgan Van Orden
Pingree,
Idaho 83262

Dear Mr. Van Orden:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7172 and has found the following:

Quantity of water diverted: 2.67 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 2.67 cfs

The maximum quantity diverted shall not exceed 542.5 acre feet per year.

Beneficial use: For irrigation of 155 acres within the NE $\frac{1}{4}$, Sec. 3, Twp. 4S, Rge. 33E

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, Twp. 4S, Rge. 33E, B.M.

Priority date established: April 13, 1971

If you do not concur with these findings, please advise us within 10 days; otherwise a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jr

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Morgan Van Orden
Post office address Pingree, ID 83262 Phone 684-4756
Person to contact _____ Phone MAR 11 1974

2. Source of water supply: Groundwater ☒ Surface water ☐
Tributary to _____
Department of Water Administration
Eastern District Office
(name spring, stream, etc.)

3. Water will be used for the following purposes:
Amount 3.2 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 .06 c.f.s. for stockwater
_____ AF/Annum (nature of use)
Period of Use: from Jan. 1 to Dec. 31
(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. 35-7172
Examination for b/u

4. Total amount to be appropriated:
Max Rate of Diversion 3.26 cubic feet per second and annual volume _____ AF/Annum.
5. Location of Point(s) of Diversion:
Township 4S N/S, Range 33E E/W, B.M., Section 3, Subdivision NW 1/4 NE 1/4, Bingham 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: drilled well, pump, motor & pipe

Measuring device required: yes ☒ no ☐

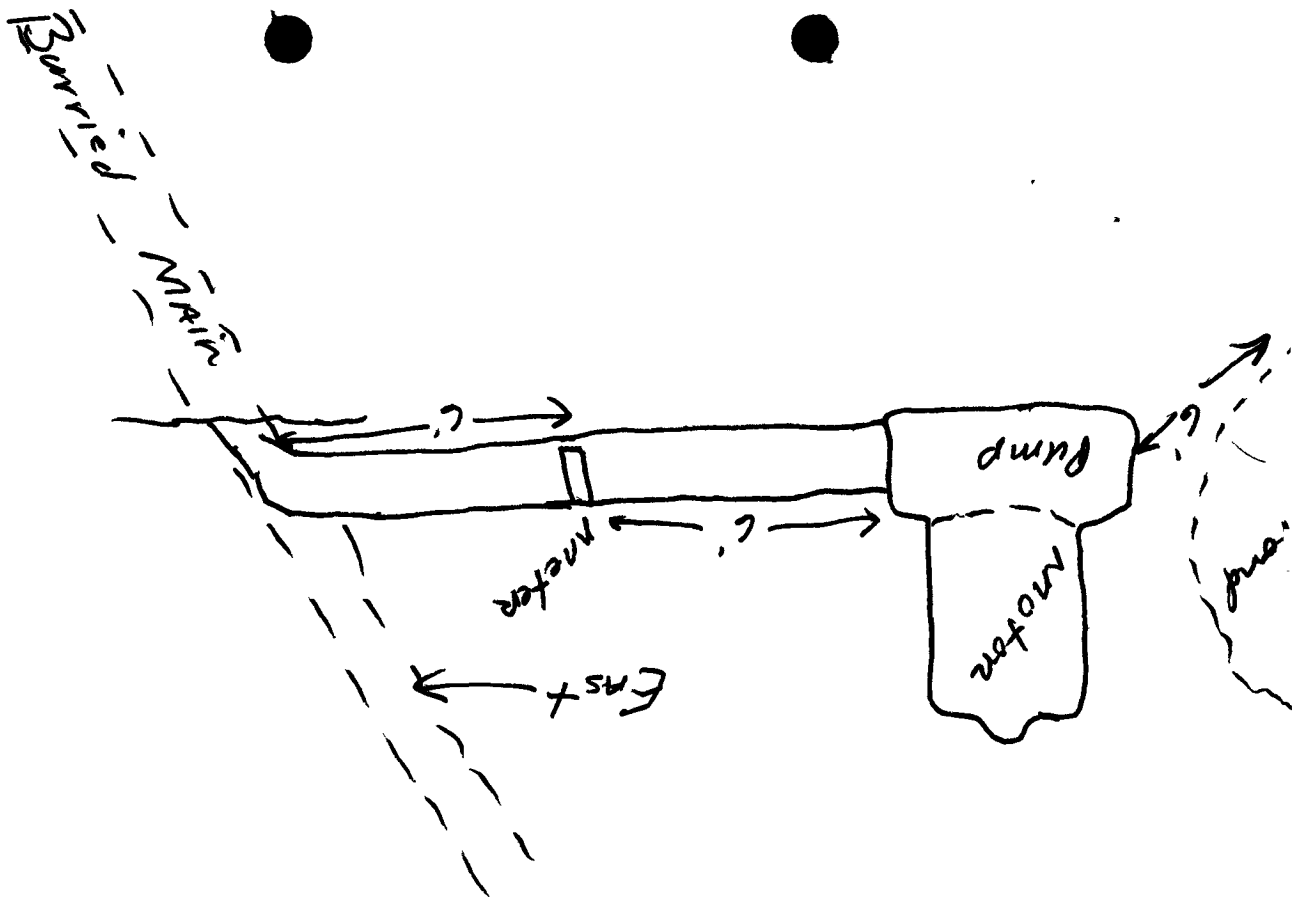
6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4S	33E	3	40	40	40	40													160

[illegible]

Diagram of System

Look King North



DATE OF EXAM June 24, 1974

ACREAGE
Found 155
Recommended 155

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q= 2.67 c.f.s. V= 542.5 AF/Ann. from Apr 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 ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured 2.67 cfs Method of measurement IN Line Meter

Total Q recommended 2.67 cfs Meter No. MD437202 Type Badger Condition Good

Total V recommended 542.5 AF/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$$Q = \frac{1200 \text{ GAL / MIN}}{448.8 \text{ GAL / cfs}} = 2.67 \text{ cfs}$$
$$V = 155 \text{ Ac} \times 3.5 \text{ AF/Ac} = 542.5 \text{ AF/Ann}$$

SYSTEM DESCRIPTION:

60 H.P. U.S. MOTORS Ser # 376404
LAYNE & BOWLER Pump Ser # 44417
10" MAIN for 15' Running EAST To Buried MAIN N.E.S.
6 1/4 mile Lines 1 1/4" Noz Wheel MOVES

REMARKS:

System & Land shown by Mr. Van Orden
30' To WATER Well depth 65'
No Stock watering Facilities

Examiner's Signature William Rhoads Date June 24, 1974

Checked by LO Halmer Date Sept 5, 1974

Approved by _____ Date _____

March 8, 1974

Re: Permit No. 35-7172

Morgan Van Orden
Pingree,
Idaho 83262

Dear Mr. Van Orden:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

MICROFILMED

Identification No. _____

Permit No. 35-7172

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

MAR 8 1974

Department of Water Administration

1. a) Name of Permit Holder Morgan Van Orden
b) Post Office Address Pingree, Idaho 83262
2. Permit Number 35-7172
3. Date of Priority that you are prepared to establish April 13, 1971
4. a) Source from which water was appropriated groundwater
b) Location of the point of diversion: NW 1/4 NE 1/4, Section 3
Township 4 S, Range 33 E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 3.2 for irrigation purposes from Apr. 1 to Nov. 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount .06 for stockwater purposes from Jan. 1 to Dec. 31 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 3.26 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Drilled well, pump, motor & pipe.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger meter
c) Give well drillers name and address and date the well was completed _____

Exam typed 3/8/74 by jc

MICROFILMED

June 18, 1971

Re: Permit No. 35-7172 - Morgan Van Orden

Morgan Van Orden
Pingree, Idaho
83252

Dear Mr. Van Orden:

Enclosed is a copy of your approved Application for Permit No. 35-7172. 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

35-7172

May 11, 1971

Re: Application No. 27-7016 - John W. Olsen
" " 35-7172 - Morgan Van Orden

Blackfoot News
P.O. Box 70
Blackfoot, Idaho 83221

Gentlemen:

Pursuant to phone conversation of this date with your office, please find enclosed legal notices in connection with the above referenced applications.

We have changed the publication dates to May 13th and 20th per your instructions. Please advise if you cannot make publication these dates.

Thank you for your cooperation in these matters.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

by Darlene Reich

DWM:DR
Enc: Legal notices (2)

35-7172

April 28, 1971

Re: Application No. 27-7016 - John W. Olsen
" " 35-7172 - Morgan Van Orden

Blackfoot News
P.O. Box 70
Blackfoot, Idaho 83221

Gentlemen:

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

Bill submitted _____ by A

DWM:DR
Enc: Legalnotices (2)

35-7172

CP

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Morgan Van Orden, Pingree, Idaho, has on April 13, 1971, submitted Application No. 35-7172 for a permit to appropriate 3.26 cubic feet per second of water from a ground water source by means of well, pump, motor and pipe within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 3, T. 4S, R. 33E, B.M., Bingham County, to be used from April 1 to Nov. 1 for the irrigation of 160 acres and from Jan. 1 to Dec. 31 for stockwater purposes within the NE $\frac{1}{4}$ Sec. 3, T. 4S, R. 33E, 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 May 31, 1971.

R. Keith Higginson
Director

(2718)

Pub.: 5-13, 20

O.K.
5-17-71
35-7172

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Morgan Van Orden, Pingree, Idaho,

has on April 13, 1971, submitted Application No. 35-7172

for a permit to appropriate 3.26 cubic feet per second ~~acres of water~~

of water from a ground water source

by means of well, pump, motor and pipe

within the NW 1/4 Sec. 3, T. 4S, R. 33E, B.M., Bingham County,

to be used from April 1 to Nov. 1 for the irrigation of 160 acres and from

~~from~~ Jan. 1 to Dec. 31 for stockwater purposes (100 beef)

within the NE 1/4 Sec. 3, T. 4S, R. 33E, B.M.

~~used~~ ^{issued} If ~~used~~, 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 May 24, 1971.

31

R. KEITH HIGGINSON
Director

Published in the Blackfoot News, Blackfoot, Idaho,

on May 6 / 13 and May 13, 1971.

20

*Present to paper
5-11-71
hr*

35-7172

April 13, 1971

Morgan Van Orden
Pingree,
Idaho 83262

Dear Mr. Van Orden:

Returned herewith is your receipt No. 5892 in the amount of \$35.00
for your application for permit,
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

35-7172

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

[illegible]