

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 35-7167 Name Wilde Brothers (co-partnership composed of Avon Wilde & Elmer Wilde)

Source ground water

Point of Diversion NE¹/₄NW¹/₄, Sec. 4, T. 3 N, R. 36 E, B.M., Bonneville County

Quantity 3.2 Use irrigation Period April 1 - Oct. 15

Quantity Use Period

Quantity Use Period

Well Size Diameter Proposed Depth Feet

Use 160 acres

Date Forwarded 3-11-71 Date Returned 3-12-71 Received by J.B.

COMMENTS: WATER TABLE IS STABLE (W.B. #18).
SEVERAL IRRIGATION WELLS EXIST WITHIN 1/2
MILE OF THE PROPOSED WELL. AQUIFER IS
SNAKE RIVER BASALT. STATIC DEPTH TO WATER
EXCEEDS 400 FT. NEARBY WELLS ^{TESTS} HAVE NOT BEEN
REPORTED. USUALLY YIELDS ARE GOOD WITH LOW
DRAWDOWNS IN SNAKE RIVER BASALT.

RECOMMENDED:

Applied: Qty. 3.2 cfs Use irrig. Period 4-16 10-15 AF/A 3.5 AF 560

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. 3.2 cfs Use irrig. Period 4-16 11-1 AF/A 3.5 AF 560

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved X Denied

Conditions of approval or reason for denial:

INVESTIGATION By Norman C. Young Title W.R. Engr.

Date 3-11-71

35-7167

1

1

RECEIVED
APR 14 1971
Department of Water Administration

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.

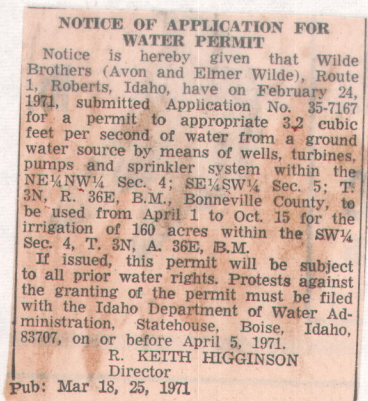
That the notice, of which a copy is hereto attached and made a part of this affidavit, was pub-
lished in said Post-Register for two consecutive weeks, first publication having been made
on the 18th day of March, 1971, last publication
having been made on the 25th day of March, 1971, and that the
said 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 26th day of March, 1971

Karl H. Hoyer
Notary Public

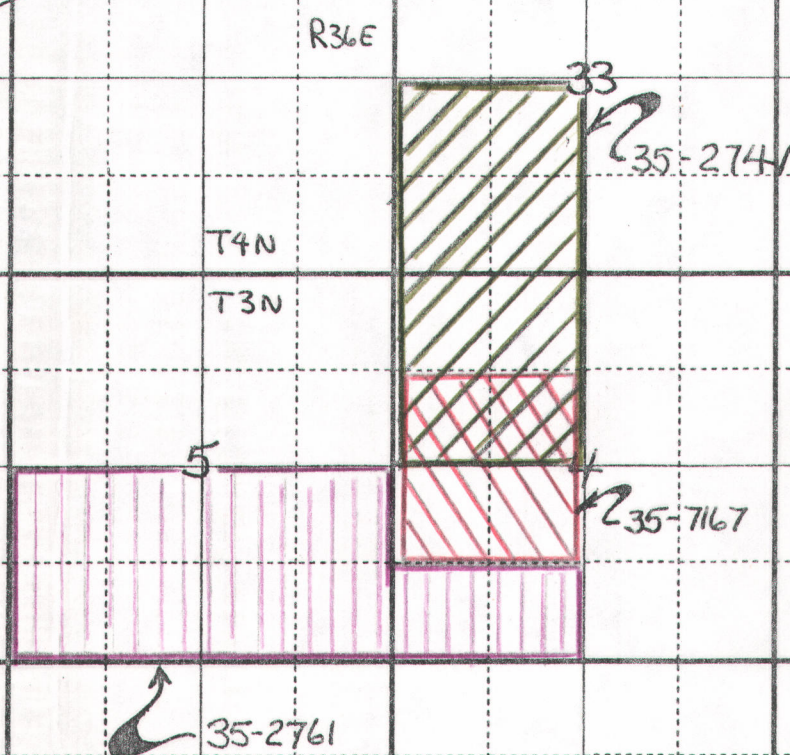
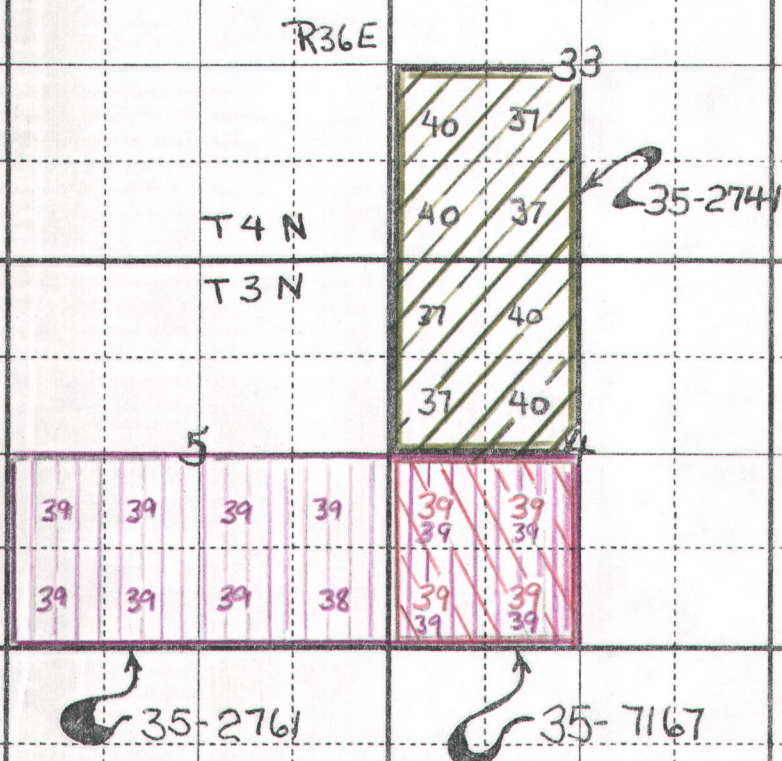
My commission expires April 5, 1971

B10, 1M



35-7167

TRANSFER FOR
35-2761
and
35-7167



MICROFILMED

7-1-B

D 163

D 23
308.2

5 1/2 5
311 acres
Lic # 35-2761 well

M.L.

D 21
315.8

Jefferson Co. Line

32 33
4 4

D 245
298.0

SW 1/4 33
154 acres
Lic # G-31920

D 19
173.0

Jefferson Co. Line

33 34
4 3

D 18
153.3

Well

127.5

NW 1/4 4
154 Acres
Lic # G-31920

150.9

SW 1/4 4
156 acres
Lic # 35-2761
Basin permit # 35-7167

M.L.

LAND
INDICATED
under the
permit

150.2

35-7167
Ney + Warr
7/21/72

35-7167

8-1-B

Wilde Brothers

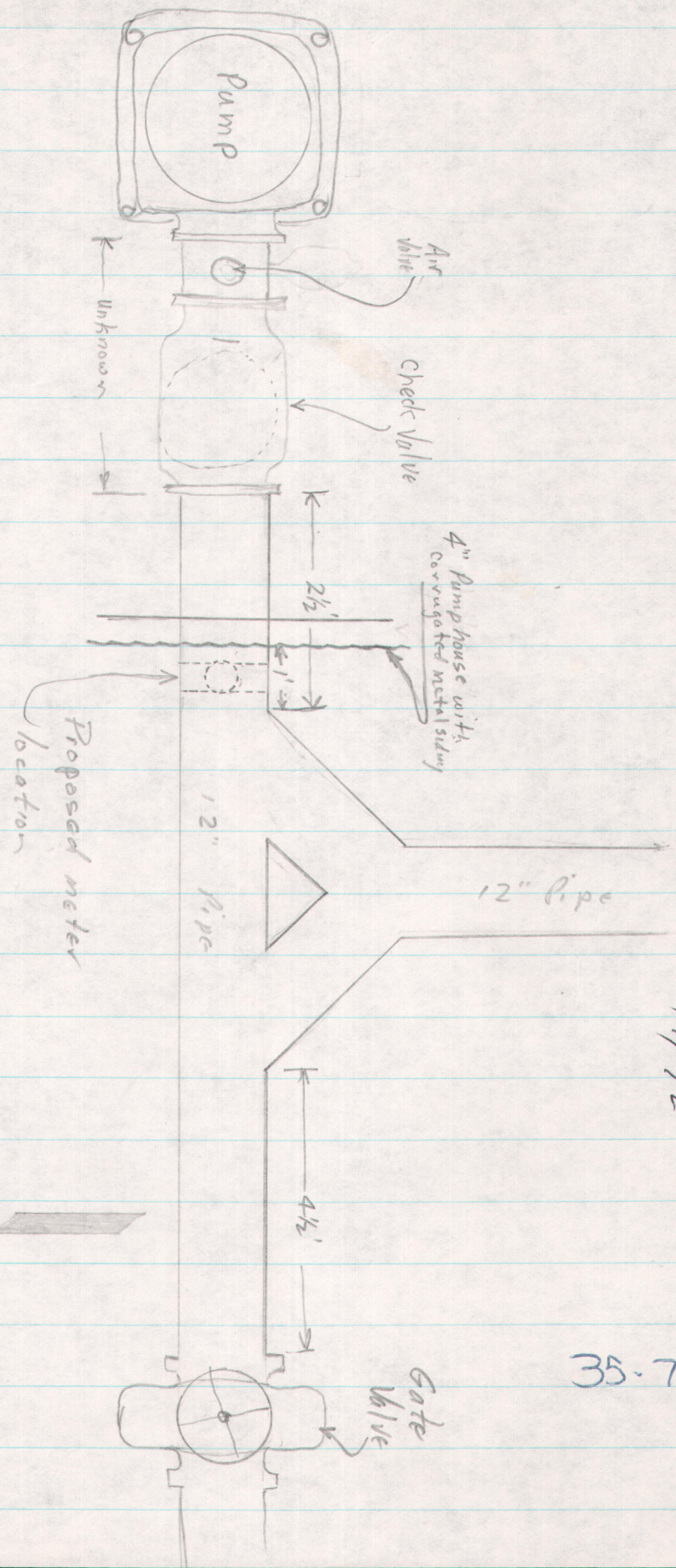
East Well

(Parkinson Place)

NE NW 4, T3N, R36E

Recommended
Location
Ney
3/1/72

35-7167

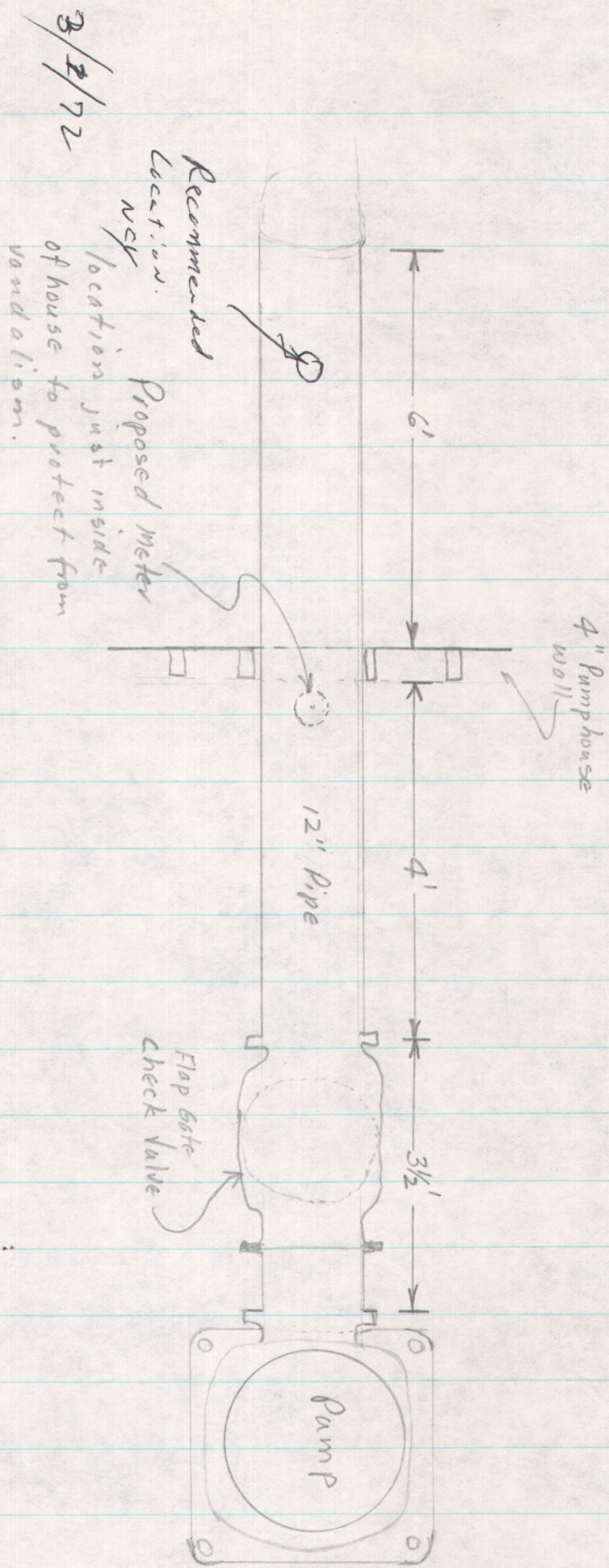
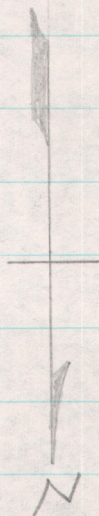


Not to scale

Wilde Brothers West Well

(Fife Place)

SESW 5, T3N, R36E



Not to Scale

35-7167

Transfer No. 2943
Water Right No. 35-7167

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Avon Wilde Phone 228-6181
Post Office address Route 1, Box 13, Roberts, Idaho 83444

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____ (Name of court)
- b. License No. 35-7167 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____
3. Source of water Ground Water tributary to _____
4. Date of priority 2/24/71
5. Water is used for the following purposes:
amount 3.01 cfs for irrigation purposes from April 1 to Nov. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)
6. Total amount of water under right: a. *3.01 cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4
Township 3 N. Range 36 E., B.M., in Bonneville County
Additional points of diversion, if any SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T 3 N, R. 36 E.B.M.,
Bonneville County
8. Lands 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	4									39	39	39	39					156

*The maximum rate of diversion shall not exceed 8.43 cfs when combined with licenses 6-31920/35-2741 and 6-32248/35-2761.
Total number of acres to be irrigated 156

9. Describe any other water rights used for the same purpose as described above 35-2761
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? _____ If yes, describe in item D, REMARKS.

1. Amount of water: a. _____ cubic feet per second
b. _____ acre feet per annum
&/or
2. Point of diversion _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County _____
- Additional points _____
3. Place of use: _____

TWP.	RANGE	SEC.	NE%				NW%				SW%				SE%			
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%
TOTALS																		

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. General Information | |
|------------------------|--|
| a. | Amount of water to be diverted <u>*3.01</u> c.f.s. &/or <u>acre feet</u> |
| b. | Description of diverting works <u>Well and Pump</u> |
| c. | Describe the reasons for the proposed changes <u>This right was appurtenant to the same land as portions of right No. 35-2761. Some of the land has been sold and the parties agreed to separate the water rights with the land. See par. No. 10 of attached contract.</u> |

2. Change in point of diversion
- | | | | | | |
|--------------------|--|----------------------------|---|----------|----|
| Point of diversion | NE $\frac{1}{4}$ | NW $\frac{1}{4}$, Section | 4 | Township | 3N |
| Range | 36 E., B.M., Bonneville County | | | | |
| Additional points | Second point is being relinquished hereby. | | | | |

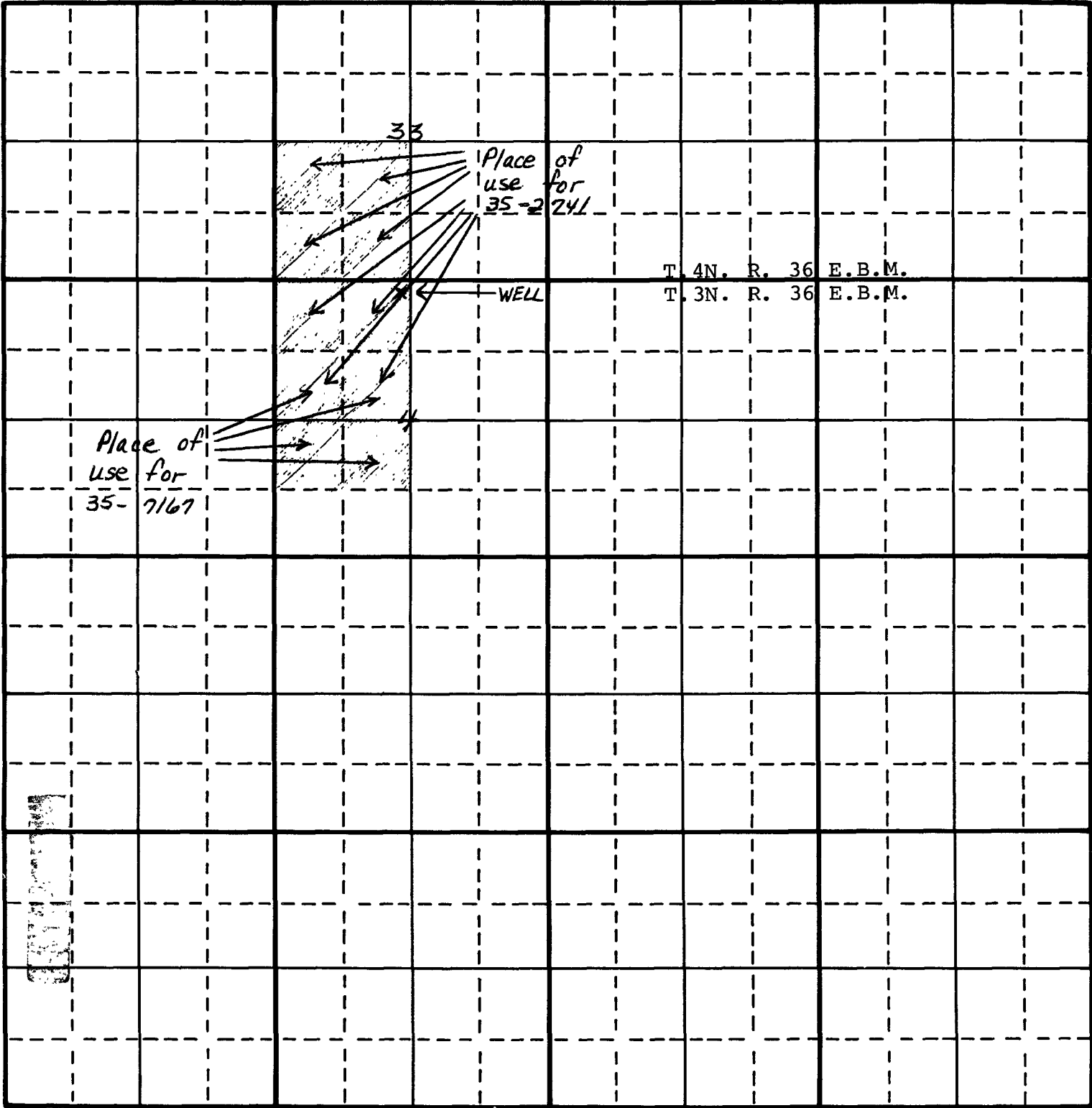
3. Change in place of use
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X _____. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
- No effect

c. Describe the lands place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	36E	4							39	39	39	39							156

*The maximum rate of diversion shall not exceed 4.56
4.215 cfs when combined with License No. Total number of acres to be irrigated 156
6-31920/35-2741. (Changed as per letter dated 12-30-83, EMC)

4. Describe any other water rights used for the same purpose as described above. 35-2741
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



MICROFILMED

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.
I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 16th day of August, 19 83
[Signature]
(Signature of Applicant)
[Signature]
(Notary Public)
My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-7167
and said application is hereby APPROVED, subject to the following limitations and conditions:
The maximum rate of diversion shall not exceed 4.56 cfs when this right is used
in combination with License 35-2741.

Witness my hand this 6th day of March, 19 84
[Signature]
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>BP</u>	Date <u>8/22/83</u>	Protest filed by _____
Prelim. check by <u>KCW</u>	Fee <u>11/15/83</u>	_____
Receipted by <u>BP</u>	Date <u>8/22/83 #29626</u>	_____
Published in <u>First Register</u>	Copies of protest forwarded by _____	
Pub. dates <u>10/27 & 11/3/83</u>	Hearing held by _____	Date _____
Watermaster recommendation requested on <u>N/A</u>	Recommended for <u>approval</u>	denial
_____ rec'd. _____	by <u>EMC Jan</u>	_____

THIS INDENTURE, Made this 28 day of March
in the year of our Lord one thousand nine hundred and seventy-three, between

Elmer Wilde and Deanna Wilde, his wife
of Roberts, County of Jefferson, State of Idaho
the parties of the first part, and

Avon Wilde and Cloy Wilde, his wife
of Roberts, County of Jefferson, State of Idaho
the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of
Ten and No/100-----DOLLARS,
lawful money of the United States of America, and other good and valuable consideration
to them in hand paid by the said
parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained
and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties
of the second part, and to their heirs and assigns forever, all of the following described real estate,
situated in, County of Bonneville, State of Idaho, to-wit:

The Southwest Quarter (SW $\frac{1}{4}$) of Section Four (4), Township Three (3),
North, Range Thirty-six (36), East of the Boise Meridian, less orad
right-of-way, containing 158 acres, more or less, together with all
water rights appurtenant thereto.

TOGETHER with 6 laterals and the buried mainline located thereon.

SUBJECT TO all existing patent reservations, easements, rights-of-way,
protective covenants, zoning ordinances, and applicable building
codes, laws and regulations.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto
belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents,
issues and profits thereof; and all estate, right, title and interest in and to the said property, as well
in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together
with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever,
and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable
possession of the said parties of the second part, their heirs and assigns, against the said parties
of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully
claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Elmer H. Wilde [Seal]
Deanna Wilde [Seal]
[Seal]
[Seal]

STATE OF IDAHO, } ss.
COUNTY OF BONNEVILLE

On this 28 day of March in the year 1973, before me

Robert E. Farnam

, a Notary Public

in and for said State, personally appeared Elmer Wilde and Deanna Wilde, his wife, Avon Wilde and Cloy Wilde, his wife,

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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.

(seal)

Robert E. Farnam
Notary Public for the State of Idaho,
Residing at Idaho Falls, Idaho.

My Commission Expires: 1-15-74

MICROFILMED

4 4 5 2 4 9

No.

WARRANTY DEED

MAR 28 11 47 AM '73

—TO—

Dated _____, 19____

STATE OF IDAHO,

COUNTY OF _____ } ss.

I hereby certify that this instrument was filed for record at request of _____

at _____ minutes past _____

o'clock _____ M., this _____ day

of _____, A. D. 19____

in my office, and duly recorded in Book _____

of _____ at page _____

Ex-Officio Recorder.

By _____ Deputy.

Fees, \$ _____

Mail to _____

_____ PL 4 1 8473

CANTON PRINTERS, CALDWELL, IDAHO 83318

All wheat base allocable to the real estate described on Exhibit Z for United States Department of Agriculture purposes shall belong fifty percent (50%) to Seller, forty percent (40%) to Buyer, and ten percent (10%) to Richard I. Clayton, Jr. and Diane Clayton.

10. Water Rights.

There are water rights appurtenant to the real property as evidenced by Idaho Water License No. 35-2761 and

9 - CONTRACT OF SALE

Idaho Water License No. 35-7167. It is agreed that the parties will take whatever steps are necessary (1) to ensure that the water rights evidenced by Idaho Water License No. 35-2761 are no longer appurtenant to the real property and (2) to ensure that the water rights evidenced by Idaho Water License No. 35-7167 are no longer appurtenant to the South Half of the Southwest Quarter (S1/2SW1/4) of Section 4, Township 3 North, Range 36, East of the Boise Meridian, Bonneville County, Idaho. The parties agree that all appropriate applications for transfer shall be filed and other necessary steps will be taken to make the well located in the Northwest Quarter (NW1/4) of Section 4, Township 3 North, Range 36, East of the Boise Meridian, Bonneville County, Idaho, the sole point of diversion for the real property. The appropriate applications shall immediately be prepared, executed and filed with the Idaho Department of Water Resources to comply with the terms of this Contract of Sale. Seller shall pay all legal and administrative cost incurred by the parties in complying with this paragraph 10., unless litigation is involved.

11. Escrow.

All payments to be made by Buyer upon the deferred balance of the purchase price under the terms of this Contract of Sale shall be paid through the offices of First American Title Company at 300 S. Freeman, Idaho Falls, Idaho 83401, hereby designated as Escrow Agent under the terms of this

Proof of Publication
The Post-Register

DECEMBER 9 1983

Department of Water Resources
Eastern District Office

State of Idaho, {
County of Bonneville { ss.

I, J. Robb Brady, 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 October, 1983, last publication
having been made on the 3rd day of November, 1983, 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 7th day of November, 1983

J. Robb Brady
Deon R. Napier
Notary Public

My commission expires September 30, 1984

B10, 1M,

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**

NO. 35-7167

Notice is hereby given that Avon Wilde, Roberts, Idaho has applied to the Department of Water Resources for a change in the point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 35-7167 and is recorded as follows:
AMOUNT: 3.01 cfs; PRIORITY: 2/24/71;
POINT OF DIVERSION: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 3N, R. 36E, B.M. Bonneville County.

The water is used to irrigate 156 acres within the SW $\frac{1}{4}$, Sec. 4, T. 3N, R. 36E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 3N, R. 36E, B.M., Bonneville County; and used to irrigate 156 acres within the S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 4, T. 3N, R. 36E, B.M.

Any protest against the granting of this proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho 83402, on or before November 14, 1983.

A. KENNETH DUNN
Director

Published: October 27, November 3, 1983

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 35-7167 Priority Feb. 24, 1971 Amount 3.01 cfs

THIS IS TO CERTIFY, that WILDE BROTHERS (Avon Wilde & Elmer Wilde)
of Roberts, Idaho, has complied with the terms and conditions of Permit
No. 35-7167 issued pursuant to Application for Permit dated February 24, 1971,
and has submitted proof to the Department of Water Administration on March 2, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 8.43 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 3.01 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than * 3.01 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 4 and SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 5, Twp. 3 N, Rge. 36 E, B.M.

in the county of Bonneville; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 546 acre feet per year or _____
3.5 acre feet per acre.

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 $\frac{1}{4}$	
3 N	36 E	4									39	39	39	39					156

Total number of acres irrigated 156

* The maximum rate of diversion shall not exceed 8.43 cfs when combined with
Licenses No. G-31920/35-2741 and G-32248/35-2761.

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 19th day of
December, 19 72.


Deputy Director

35-7167

Identification No. 35-7167
Application No. _____

LICENSE ISSUED FOR 3.01 SEC. FT.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR PERMIT

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

1. Name of applicant Wilde Brothers (co-partnership composed of Avon Wilde & Elmer Wilde)
post office address Route 1, Roberts, Idaho 83444
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4 Township 3N
Range 36E B.M. Bonneville County; additional points of diversion if any: _____
SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 3N, R. 36E, B.M.
- 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 Oct. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. drilled wells, turbines, pumps and
sprinkler system
- 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 1 years.
b. Estimated construction cost is \$ completed.
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: _____

35-7167

35-7147

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	36E	4									40				40		40		160
			NE1/4				NW1/4				SW1/4				SE1/4				TOTALS

160 Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes as described above.

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

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

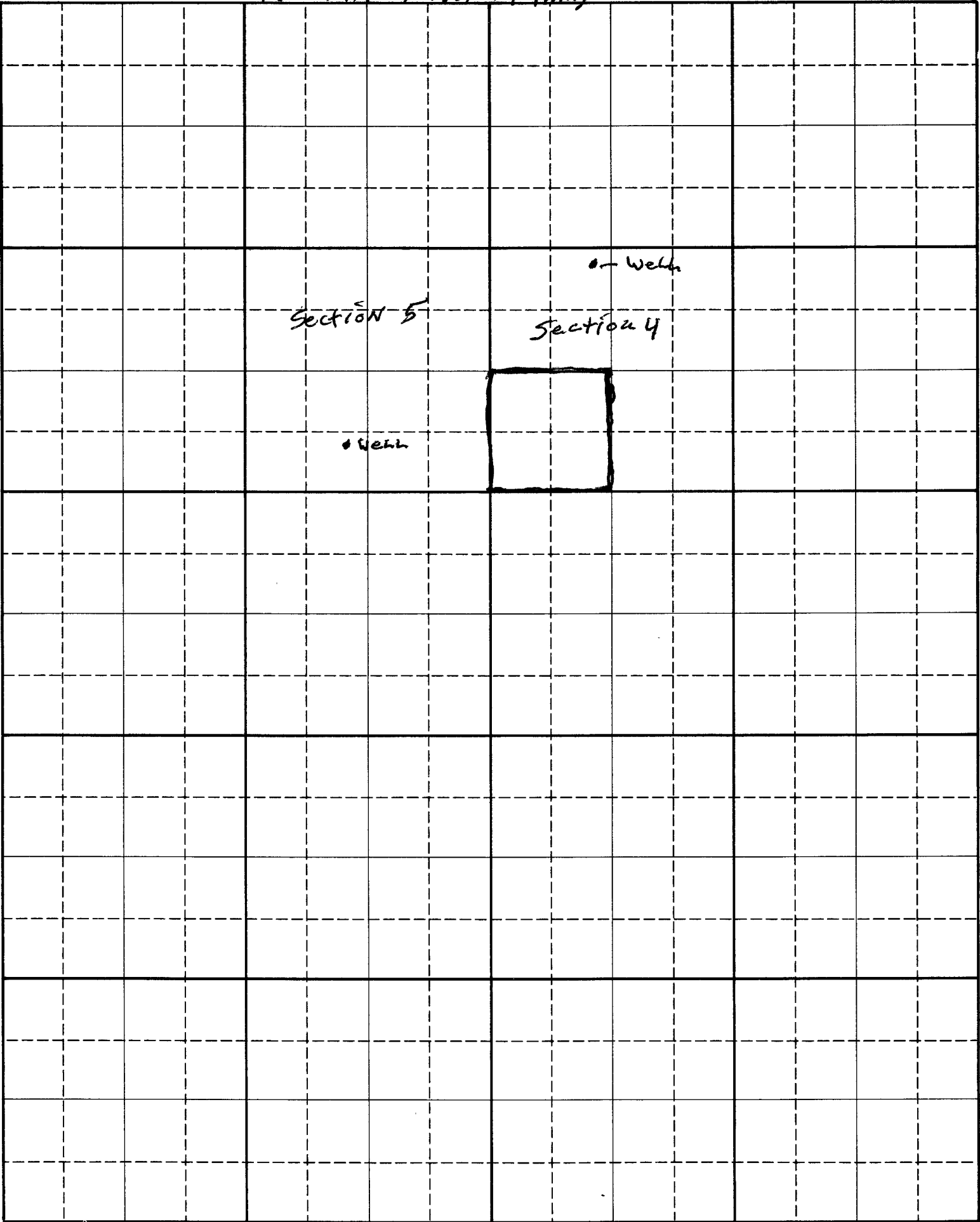
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

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.

Township 3 North, Range 36 E BM



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.

Wilde Bros
(Applicant) John Wilde

35-7167

35-7167

Received by Date 2-24-71 Time 11:00 A
Preliminary check by Fee \$ 35.00
Received by Date 2-25-71
Publication prepared by Date 3-10-71
Published in Idaho Falls Post Register
Publication dates 3-18 & 3-25, 1971
Publication approved Date 4-15-71
Priority reduced to Reason
Protests filed by:

Copies of protests forwarded by

Hearing held by Date
Recommended for approval denial by

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. 35-7167, 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 May 1, 19 72.

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

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

Witness my hand this 21 day of April, 19 71.

Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No.	35-7167		Name	Wilde Brothers (co-partnership composed of Avon Wilde & Elmer Wilde)	
Source	ground water				
Point of Diversion	NE ¹ / ₄ NW ¹ / ₄ , Sec. 4, T. 3 N, R. 36 E, B.M., Bonneville County				
Quantity	3.2	Use	irrigation	Period	April 1 - Oct. 15
Quantity		Use		Period	
Quantity		Use		Period	
Well Size		Diameter		Proposed Depth	
Use	160 acres				
Date Forwarded	3-11-71		Date Returned	3-12-71	
			Received by	J.B.	

COMMENTS: WATER TABLE IS STABLE (W.B. #18).
SEVERAL IRRIGATION WELLS EXIST WITHIN 1/2
mile of the proposed well. A 1/2 mile is
Snake River Basalt. Static depth to water
EXCEEDS 400 ft. No other water
reported. Usually water is good with low
drawdown in Snake River Basalt.

Applied: Qty.	3.2 cfs	Use	irrig	Period	4-16 10-15	AF/A	3.5	AF	560
Qty.		Use		Period		AF/A		AF	
Qty.		Use		Period		AF/A		AF	
Maximum: Qty.	3.2 cfs	Use	irrig	Period	4-16 11-1	AF/A	3.5	AF	560
Qty.		Use		Period		AF/A		AF	
Qty.		Use		Period		AF/A		AF	

ACTION: Approved ☒ Denied ☐

Conditions of approval or reason for denial: —

INVESTIGATION	By	Howard C. Young	Title	W.R. Engle
			Date	3-11-71

35-7167

Proof of Publication

The Post-Register

State of Idaho,
County of Bonneville } ss.

I, E. P. 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 18th day of March, 1971, last publication
having been made on the 25th day of March, 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 26th day of March, 1971

Kurt H. H. H.
Notary Public

My commission expires April 5, 1971

B10, 1M

NOTICE OF APPLICATION FOR
WATER PERMIT
Notice is hereby given that Wilde
Brothers (Avon and Elmer Wilde), Route
1, Roberts, Idaho, have on February 24,
1971, submitted Application No. 35-7167
for a permit to appropriate 3.2 cubic
feet per second of water from a ground
water source by means of wells, turbines,
pumps and sprinkler system within the
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4; SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; T.
3N, R. 36E, B.M., Bonneville County, to
be used from April 1 to Oct. 15 for the
irrigation of 160 acres within the SW $\frac{1}{4}$
Sec. 4, T. 3N, A. 36E, 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 Ad-
ministration, Statehouse, Boise, Idaho,
83707, on or before April 5, 1971.
R. KEITH HIGGINSON
Director
Pub: Mar 18, 25, 1971

35-7167

RE: Transfer of Water Right No. 35-7167
ri

Dear Mr. Wilde:

Sincerely,

JJ:sc

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: KEITH C. WILSON

1. Right number 35-7167 Applicant AVON WILDE

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
OK b. ☒ Description of original point of diversion.
c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- OK a. ☒ All of right.
N/A b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
OK c. ☒ Check description of point(s) of diversion.
OK d. ☒ Check description of place of use.
OK e. ☒ Check map (shows p.d. and p.u. after transfer).
OK f. ☒ Check for correct signature, notarization, and fee.
OK g. ☒ Check proof of ownership of right &/or land ^{see warranty deed} from which water is transferred.

- See calculation h. ☒ Check for expansion in use of right. Comments RIGHT IS SUPPLEMENTAL TO 9 ACRES UNDER
Page. OK 35-2761 (SW 1/4 Sec 9) and PRIMARY TO 147 ACRES THIS TRANSFER WILL MAKE
RIGHT SUPPLEMENTAL TO 77 ACRES AND PRIMARY TO 78 ACRES
OK i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) 35-2741- see condition below

j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N/A Received on _____

2. Is transfer published correctly? ☒ Yes ☐ No

3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

OK ☒ Approve

2. ☐ Deny

3. Conditions* _____

The maximum rate of diversion shall not exceed 4.56 cfs when this right is used in combination with license 35-2741.

4. By Ernest Carlson Date Jan 5, 1984

Juni 3-6-84 use above conditions
* All uses within Watermaster Districts require special conditions.

MICROFILMED

LAW OFFICES

HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 129

IDAHO FALLS, IDAHO 83402

TELEPHONE 523-0620

AREA CODE 208

December 30, 1983

WILLIAM S. HOLDEN
R. VERN KIDWELL, P. A.
FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER, P. A.
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
CURT R. THOMSEN
RANDALL K. BARTON
MICHAEL D. CRAPO

JAMES D. HOLMAN
GAYLE A. SORENSON
DONALD L. HARRIS
BRUCE T. SMITH

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)

Mr. Ernest Carlson
Assistant Regional Supervisor
Department of Water Resources
150 Shoup Avenue Suite 15
Idaho Falls, Idaho 83402

RE: Application for Transfer Right No. 35-7167, Avon Wilde

Dear Mr. Carlson:

I am writing this letter on behalf our client, Mr. Avon Wilde, to authorize amendment of the above numbered application for transfer in accordance with the provisions of your letter of December 9, 1983.

You may feel free to consider this letter as a written statement acknowledging consent on behalf of our client. If anything further is needed, please advise.

Thank you for your continued assistance in this matter.

Yours very truly,



Kent W. Foster

KWF:sb
8225R

RECEIVED
DEC 31 1983
FBI - IDAHO FALLS

December 9, 1983

RE: Application for Transfer of Right No. 35-7167
AVON WILDE

Holden, Kidwell, Hahn & Crapo
Attn: Kent Foster
P.O. Box 129
Idaho Falls, ID 83402

Dear Mr. Foster:

Regional processing of Mr. Wilde's applications for transfer is now complete. But, before forwarding the above captioned application for final administrative action at our State Office, there is an item needing your consideration.

The application was prepared with a condition limiting the maximum rate of diversion to 4.215 cfs when combined with License 35-2741. Though a condition of this nature is needed, the maximum rate of diversion could also be derived by subtracting the amount licensed by right 35-2761 (3.87 cfs) from the conditional rate of diversion under License 35-7167 (8.43 cfs). This method would allow a diversion rate up to 4.56 cfs when License 35-2741 and 35-7167 are used in combination.

This conditional amount can be modified without amending the application. But, to implement the change, we will need a written statement for the file acknowledging your client's consent.

A written statement would also be appreciated if your client prefers not to change the application.

Feel free to call or contact me, if should you have questions concerning this matter.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:bp

CALCULATIONS: 35-2761 & 35-7167

1. LICENSE 35-2761 FOR 3.87 cfs CONDITIONED THAT TOTAL NUMBER OF ACRES IRRIGATED AT ANYONE TIME SHALL NOT EXCEED 320 ACRES OF THE TOTAL 467 ACRES.

a. $3.87 \text{ cfs} \div 320 \text{ acres} = 0.012 \text{ cfs/acre}$

- b. IF 35-2761 IRRIGATES $S\frac{1}{2}$ SEC 5, PLUS 9 ACRES IN $SW\frac{1}{4}$ SEC 4 (for 320 acres)

THEN

2. LICENSE 35-7167 FOR 3.01 cfs FOR 156 ACRES WITH TOTAL SYSTEM CAPACITY OF 8.43 cfs. HOW WAS CALCULATION DONE TO GET THE QUANTITY FOR THE LICENSE.

- a. WITH SYSTEM CAPACITY AT 8.43 cfs LICENSE 35-7167 SHOULD BE FOR ONE MINERS INCH PER ACRE

$$156 \text{ acres} \times 0.02 \text{ cfs/acre} = 3.12 \text{ cfs @ } 1''/\text{acre}$$

- b. THERE ARE; HOWEVER, 9 ACRES AT 0.012 cfs/acre WITHIN $SW\frac{1}{4}$ SEC 4 FROM LICENSE 35-2761

$$156 \text{ acres} \times 0.02 \text{ cfs/acre} = 3.12 \text{ cfs}$$

LIC. 35-2761

$$9 \text{ acres} \times 0.012 \text{ cfs/ac} = \underline{\underline{0.11 \text{ cfs}}} \text{ ALREADY ON 9 ACRES IN } SW\frac{1}{4}$$

DIFFERENCE OF 3.01 cfs NEEDED FOR 1" per acre

- c. IN MAKING THE CALCULATIONS FOR LICENSE 35-7167 IT IS ASSUMED THAT LIC 35-7167 IS A SUPPLEMENTAL RIGHT FOR 9 acres AND A PRIMARY RIGHT FOR 147 acres

FOR 1" per acre

$$\text{Supplemental: } 9 \text{ acres } 0.02 \text{ cfs} - 0.012 \text{ cfs} = 0.008 \text{ cfs/acre}$$

$$\text{Total supplemental } 9 \text{ acres} \times 0.008 \text{ cfs/ac} = 0.072 \text{ cfs}$$

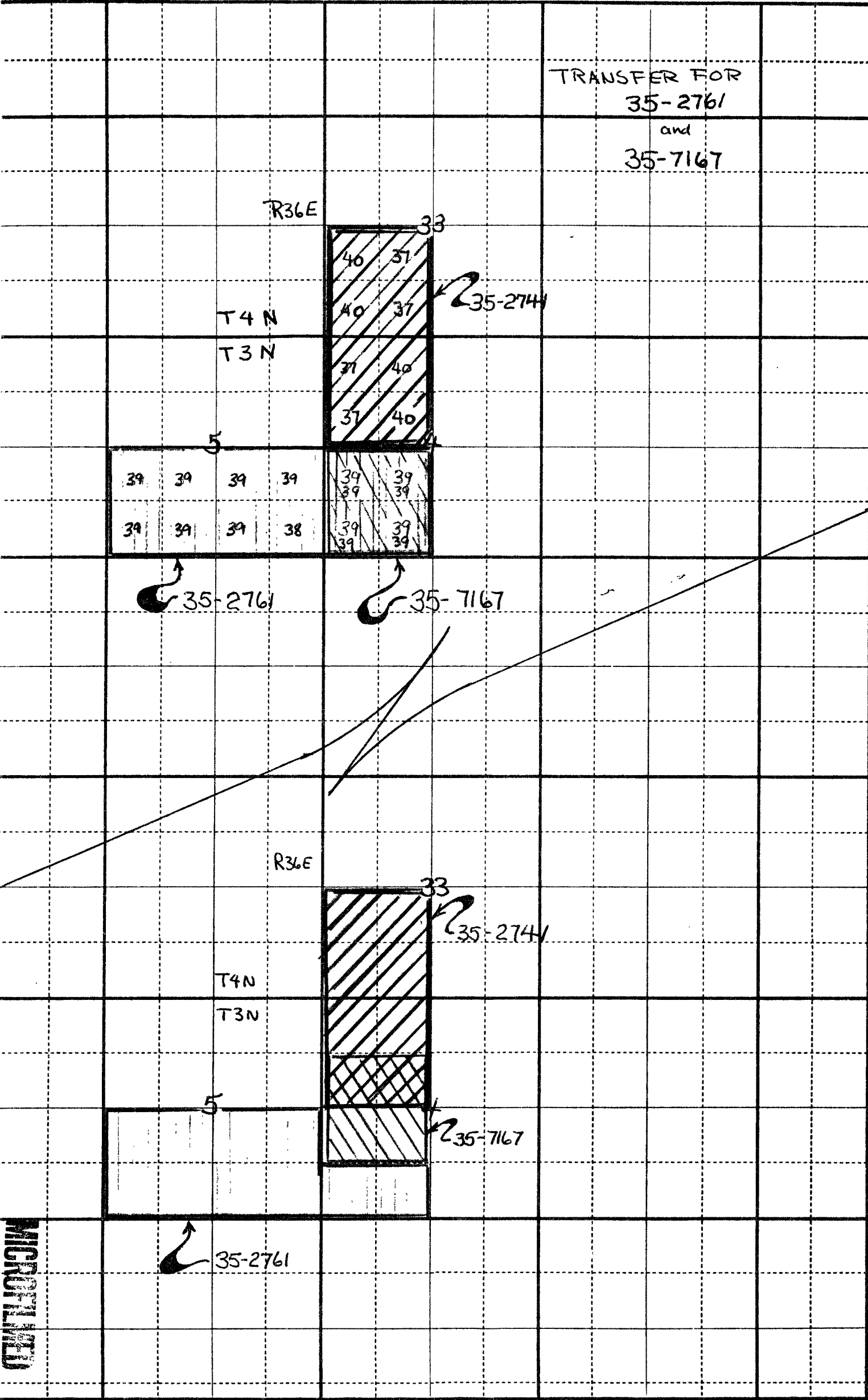
$$\text{Total Primary } 147 \text{ acres} \times 0.02 \text{ cfs/ac} = \underline{\underline{2.94 \text{ cfs}}}$$

$$\text{Total } \underline{\underline{3.01 \text{ cfs}}}$$

NOTE: BY MAKING THE ASSUMPTION THAT LICENSE 35-2761 IRRIGATED $S\frac{1}{2}$ SEC 5 AND 9 ACRES IN $SW\frac{1}{4}$ SEC 4

AND BY MAKING THE ASSUMPTION THAT LICENSE 35-7167 IS A SUPPLEMENTAL LICENSE FOR 9 ACRES AND A PRIMARY RIGHT FOR 147 ACRES ($156 \text{ ac} - 9 \text{ ac} = 147 \text{ ac}$)

THEN: THE CALCULATIONS FOR LICENSE 35-7167 TO GET 3.01 cfs ARE AS IN ITEM 2b. AND ITEM 2c. ABOVE.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Ln

1. Right number 35-7167 Applicant AVON WILDE

2. Type of right: ☐ Decree ☒ License ☐ Claim

3. Purpose of transfer: ☒ ^{DELETE} Change point of diversion ☐ Add diversion point(s) ☒ Change place of use

☒ Other TO SEPERATE WATER RIGHTS ON LAND THAT WAS SOLD (OTHER RIGHT # 35-2761)

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 See Transfer of 35-2761

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 10/14/80 Received on _____

2. Is transfer published correctly? ☐ Yes ☐ No

3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☐ Approve

2. ☐ Deny

3. Conditions* _____

4. By _____ Date _____

35-2761

3.87 CFS
SE SW S 3N 36E

3N 36E 4 ALL SW (39) 56
S ALL SW (39) SE (39) 311

35-7167

3.01 CFS

NE NW 4, SE SW S 3N 36E

3N 36E 4 ALL SW (39) 156

35-2741 4.0 CFS
NE NW 4 3N 36E

4N 36E 33 NE SW 37 /
NW SW 40
SW SW 40
SE SW 37 154

3N 36E 4 NE NW 40
NW NW 37
SW NW 37
SE NW 40 154

October 20, 1933

RE: Applications for Transfers No. 35-7167 & 35-2761

Avon Wilde
Rt. #1, Box 13
Roberts, ID 33444

Dear Mr. Wilde:

In the process of completing your application for transfer on water right No. 35-7167 and 35-2761, it is necessary to check ownership of the right and/or land from which the water is transferred. In each transfer application there is a reference made to "paragraph No. 10 of attached contract." I am unable to locate any attached contract.

To continue processing of your applications for transfers, it will be necessary for you to send me a copy of the warranty deed for the SW $\frac{1}{4}$, Sec. 4, T. 3N, R. 36E and to send a copy of paragraph No. 10 of the contract indicated in your application.

If I can assist you in clarifying this request, please call me at 525-7161 or come to the Idaho Falls Office. Please send the requested information to:

Gerald Ramsey
Department of Water Resources
150 Shoup, Suite 15
Idaho Falls, ID 33402

Sincerely,

GERALD F. RAMSEY
Radiologist Specialist

CFR:cw

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-7167

Notice is hereby given that Avon Wilde, Roberts, Idaho has applied to the Department of Water Resources for a change in the point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 35-7167 and is recorded as follows:

AMOUNT: 3.01 cfs

PRIORITY: 2/24/71

POINT OF DIVERSION: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5,

T. 3N, R. 36E, B.M., Bonneville County.

The water is used to irrigate 156 acres within the SW $\frac{1}{4}$, Sec. 4, T. 3N, R. 36E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 3N, R. 36E, B.M., Bonneville County; and used to irrigate 156 acres within the S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 4, T. 3N, R. 36E. B.M.

Any protest against the granting of this proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho, 83402, on or before November 14, 1983.

A. KENNETH DUNN

Director

Published Post Register, 10/27 and 11/03/83

*Proced
by phone
10/25/83*

December 22, 1972

Re: Permit No. 35-7167

**Wilde Brothers
Route # 1
Roberts, Kaho 83444**

Gentlemen:

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

Sincerely,

**BOBBY D. FLEENOR
Assistant Director**

**BDF:DR
Enclosure**

35-7167

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

December 4, 1972

Wilde Brothers
Route # 1
Roberts, Idaho 83444

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7167 and has found the following:

Quantity of water diverted: 8.43 cfs

Amount of water that can be recognized as beneficially used under Idaho law: * 3.01 cfs

The maximum quantity diverted shall not exceed 546 acre feet per season.

Beneficial use: Irrigation of 156 acres within the SW $\frac{1}{4}$, Sec. 4,
Twp. 3N, Rge. 36E, B. M.

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4 & SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, Twp. 3N,

The priority date established is: Feb. 24, 1971 Rge. 36E, B. M.

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.

* The maximum rate of diversion shall not exceed 8.43 cfs when combined with Licenses No. G-31920 and 35-2761.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

35-7167

BDF:DR

March 1, 1972

Re: Permit No. 35-7167

ATTENTION: Field Examiner

Wilde Bros. were in here today for about the fifth time and we finally thrashed it out where we would allow them to put their measuring devices.

For the well in Section 5, they are to put the outside of the pumphouse at least 7 or 8 diameters downstream from the pump, several (at least) diameters upstream from the obstructions.

On the well in Section 4, we have agreed to allow them to put it in the one of the mainline, going over to the land covered by the permit.

I also indicated to them that it was unlikely that they would be licensed for the full 3.2 c.f.s. because they already have 0.4 inches per acre from a previous license from the well in Section 5.

Ncy

35 7147

1-1-B

Jefferson Co. Line

3233

D 245
2990

D 18
1533

3334

Jefferson Co. Line

43

we 1

1275

Ala

N 1/4 4
15.4 Acres
1.5 4 6-31920

D 19
1730

SW 1/4 33
1.4 acres
1.2 8 6-31920

35-7167
Noy & WRR
7/21/72

S 1/2 5
311 acres
L 15 4 35-2961 well
M.L.

D 21
3158

SW 1/4 4
15.6 acres
1.5 4 35-2761
(Booster) & permit 435-7167
M.L.

LAND
IRRIGATED
under the
permit

35-7167

D 23
3082

D 163

8-1-8

Wilde Brothers

East Well

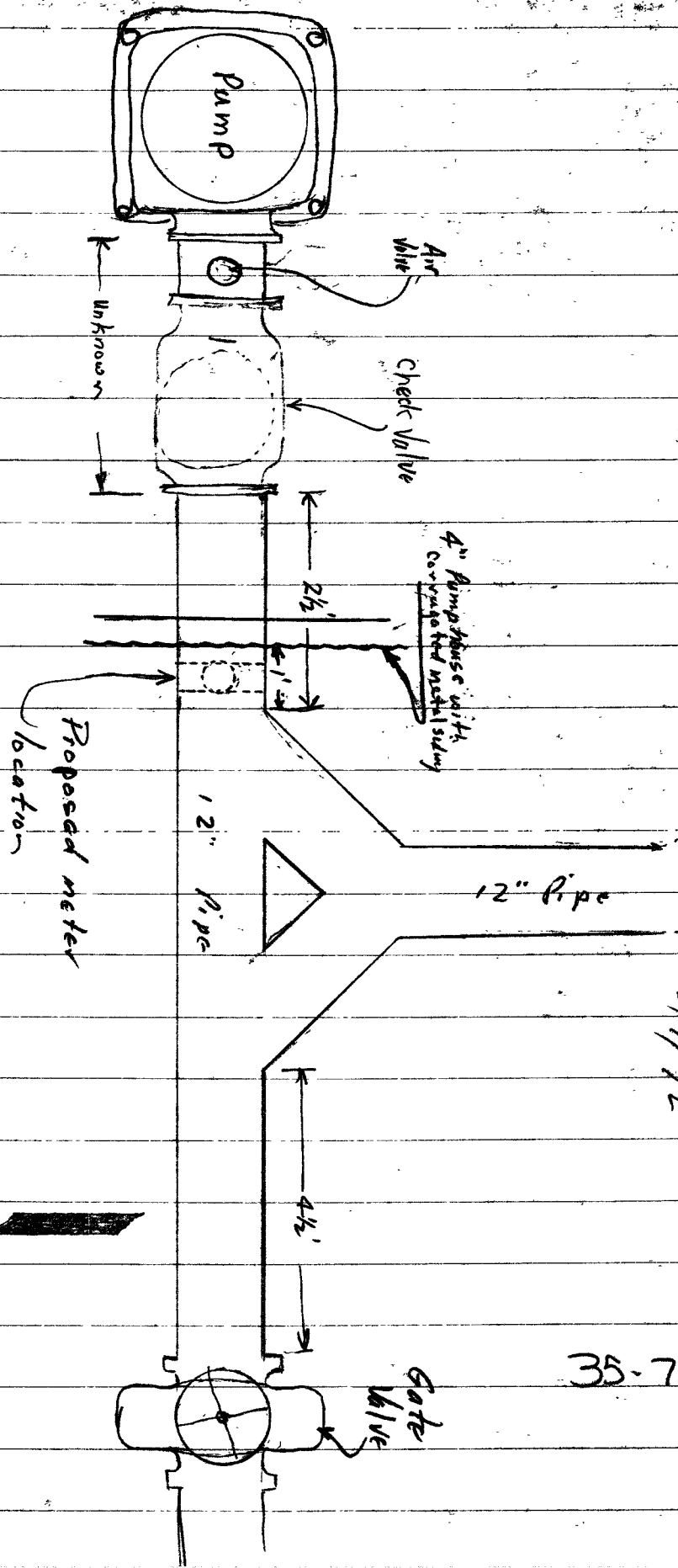
(Parkinson Place)

NE NW 4, T3N, R3E

Recommended
location

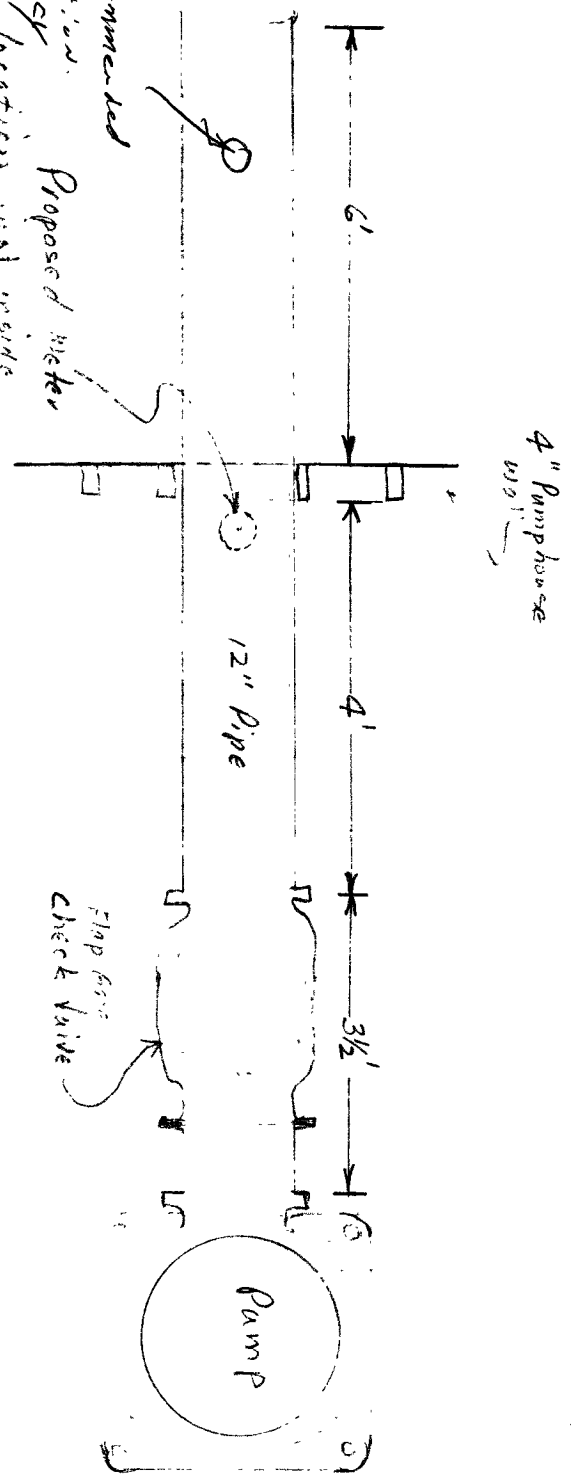
NE
3/11/92

35-7167



Not to scale

Wilde Brothers West Well (Fife Place) SE 5, T3N, R36E



3/2/72
Recommended location
Proposed meter location just inside of house to protect from vandalism.

Not to Scale

35-7167

Norm here is the Wilde Bros Data!

14 Lines 698 NOZ 59.57 psi Avg 5.42 gpm/NOZ
3,783.1 gpm/System
= 8.42 cfs.

I am puzzled by The duplicate Land description
found on permit # 35-7167 and license of water
Right # 35-7161, namely the SW $\frac{1}{4}$ in Sec. 4, T3N R36E
Whats up Doc?

Bill

35-7167

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder WILDE BROS.
Post office address Roberts, Idaho 83444 Phone _____
Person to contact Avon or Elmer Wilde 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 3.2 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 _____ 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. 35-7167
Examination for Comp. Works & B.U.

4. Total amount to be appropriated:
Max Rate of Diversion 3.2 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 5, Subdivision SE 1/4 SW 1/4, Bonneville County
Township 3N N/S, Range 36E E/W, B.M., Section 4, Subdivision NE 1/4 NW 1/4, Bonneville County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County
Other Points of Diversions: -----

Description of diverting works: 2 wells - 20" dia., deep well turbine pumps, G.E. 300 hp & Westinghouse 350 hp electric motors, 12" mainline & sprinklers.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

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	
3N	36E	4									40	40	40	40					160

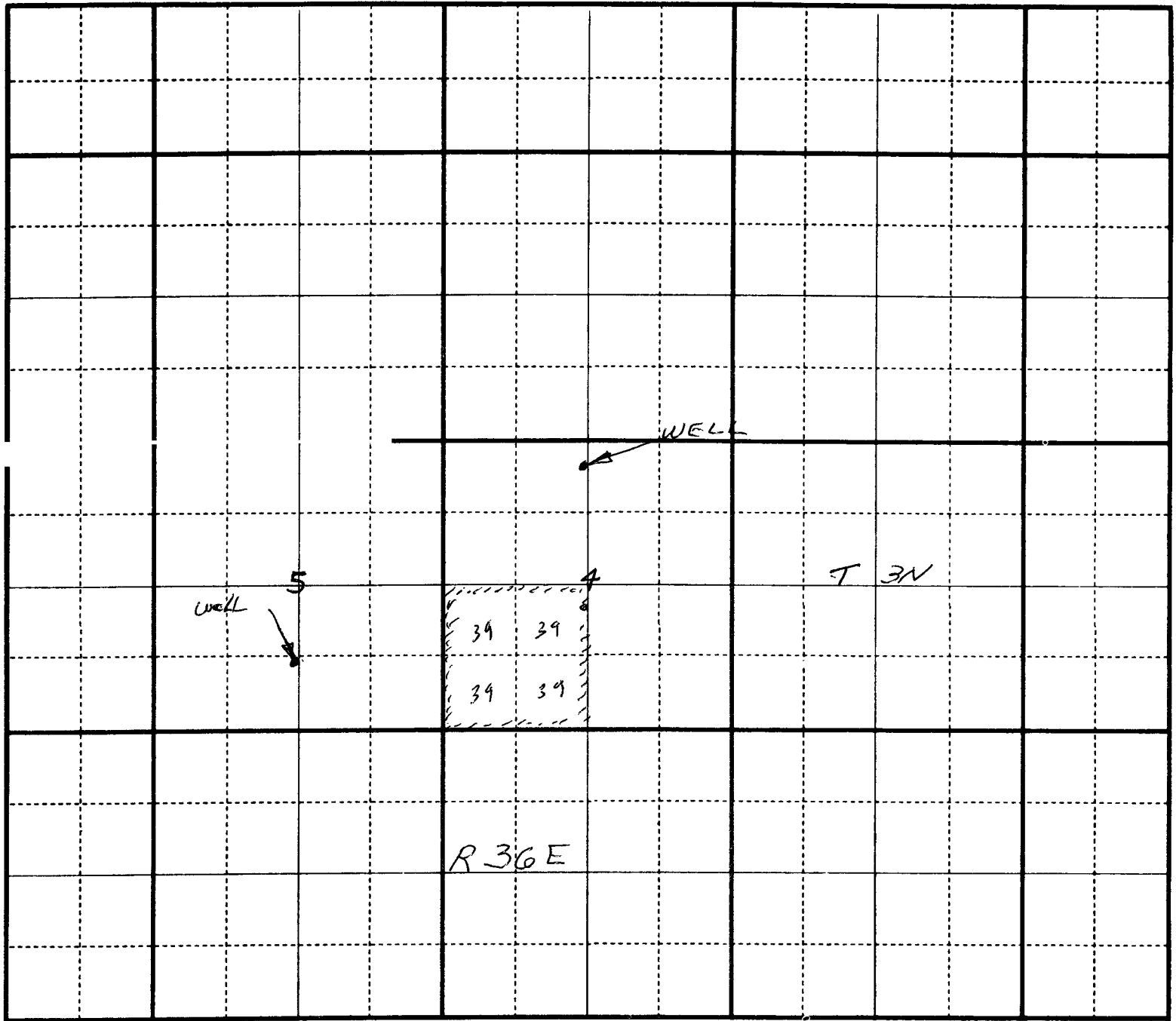
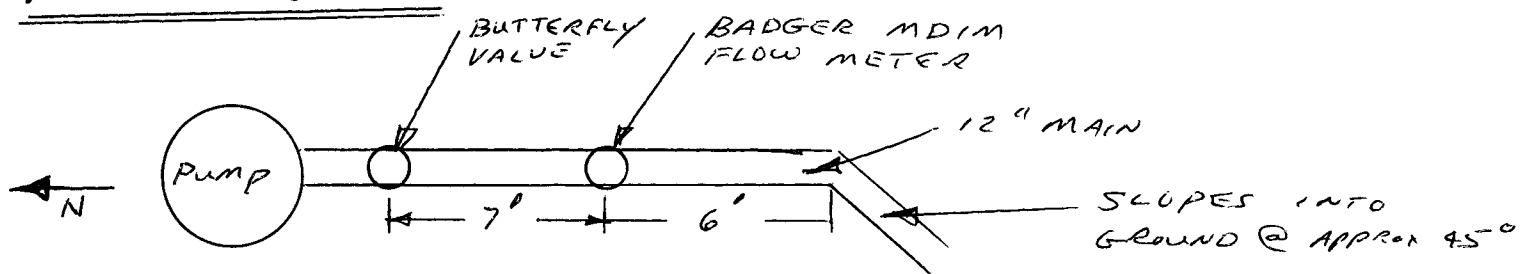
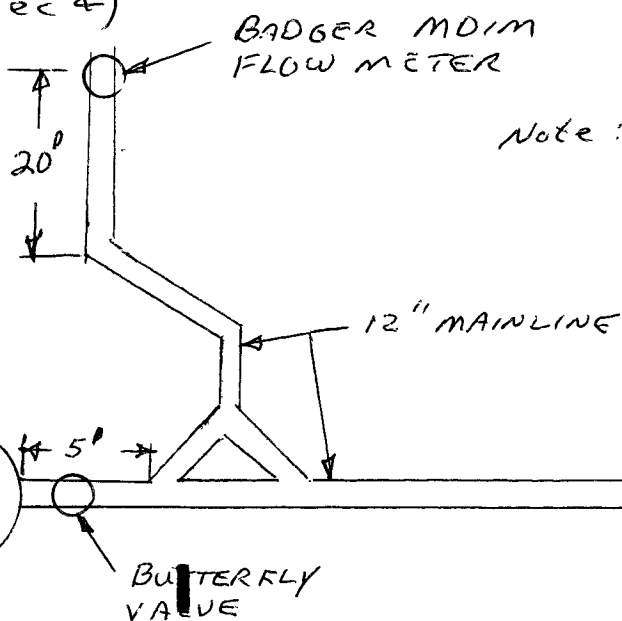


Diagram of System

WELL #1 (Sec 5)



WELL #2 (Sec 4)



Note: FLOW METER ONLY IN LEG GOING TO LAND COVERED BY THIS PERMIT.

DATE OF EXAM July 21, 1972

ACREAGE

Found 775

Recommended 156 (OTHER LAND COVERED BY LIC 35-2761 & 6-31920)

Irrigation Requirement 3.5 Ac Ft/Ac

USE

Irrigation Q = 3.12 c.f.s. V = 546 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 X Note: common mainline between wells in sec 4 & 5.

Name source: _____

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

County _____

Exchange? yes _____ no X

Name source exchanged with: _____

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

County _____

Point of injection:

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

County _____

Point of exchange:

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

County _____

Total Q measured 8.43 cfs Method of measurement press. gage & pitot tube on nozzles

Total Q recommended 3.12 * Meter No. _____ Type _____ Condition _____

Total V recommended 546 A-F/A *

Recommended Amendments: * These recommendations assume that w/dos relinquish the part of lic #35-2761. If not, the Q should equal 8.43 - 3.87 - 4.0 = 0.56 cfs.

P.D. _____

Place of Use _____

Other _____

None X

MEASUREMENT CALCULATION:

see back of sheet for sketch

SYSTEM DESCRIPTION:

Well #1 - SE 1/4 SW 1/4 5 - PEELESS Pump S.N. 207643

G.E. Motor - 300 hp - S.N. 5K6310X063A

Well #2 - NE 1/4 SW 1/4 4 - PEELESS turbine Pump - S.N. 205881

U.S. Motor - 350 hp S.N. 01398230

Booster - SW 1/4 SW 1/4 4 - 20 hp elec motor (Century S.N. 116)

measuring devices - BERKEY pump S.N. 0102

REMARKS: 8400ER MDIM 12" IRRIGATOR MODEL

① M.D. INSTALLATION AGREED UPON PRIOR TO INSTALLATION.

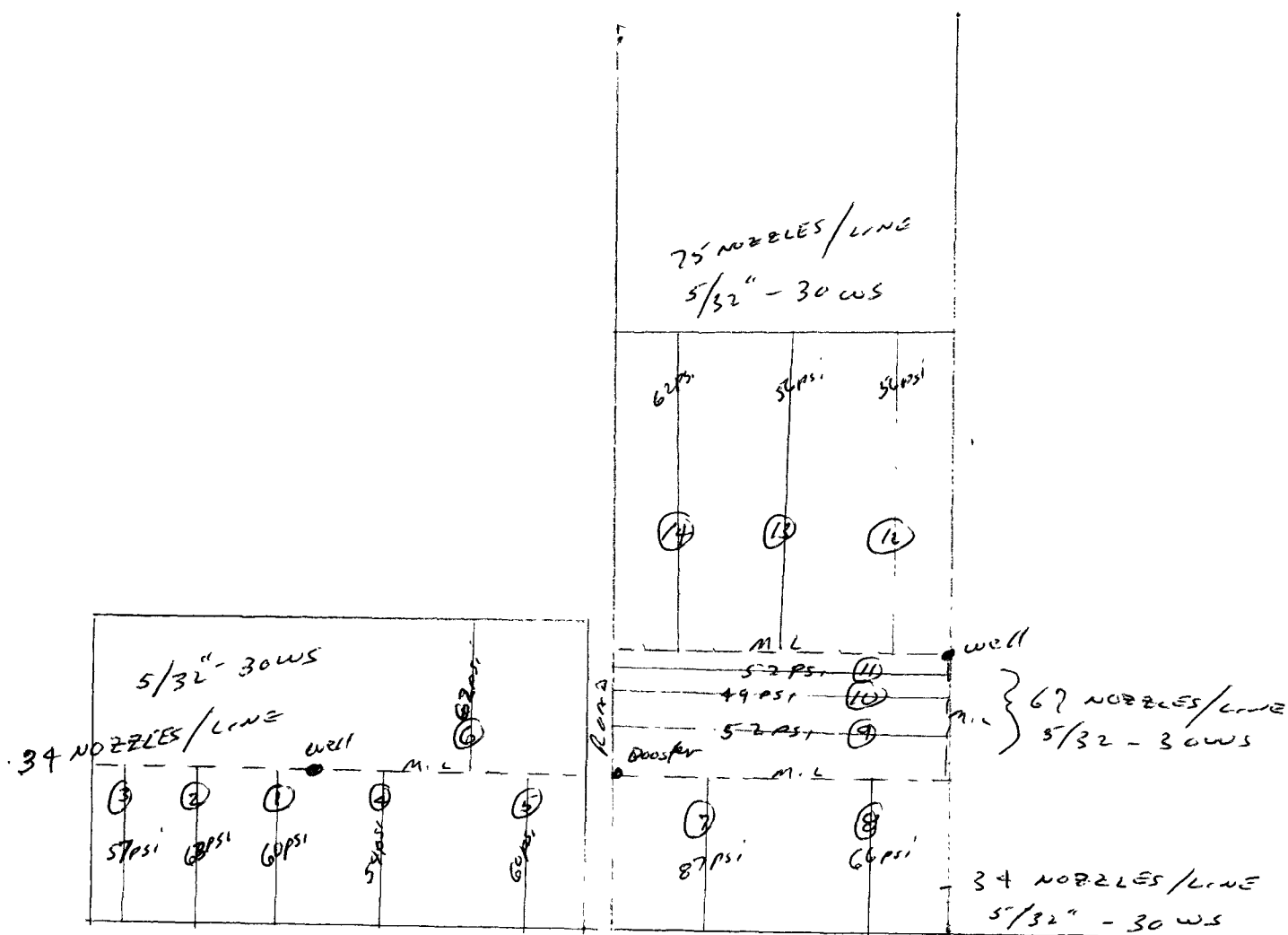
② Flow meters in an operable. Reading today is meaningless because part of flow from well in sec 4 is not metered.

Examiner's Signature Norma C. Young Date 10/26/72

Checked by _____ Date _____

Approved by _____ Date _____

35-7167



Pump #1 Sec 5

Ave Press = 59 psi

Flow/nozzle = 5.40 gpm

Total flow = $(5.40)(34)(6) = 1100 \text{ gpm} \approx 2.45 \text{ cfs}$

Pump #2 Sec 4 + 33

Ave Press = 66 psi

Flow/nozzle = 5.44 gpm

Total flow = $5.44(494) = 2690 \text{ gpm} \approx 5.98 \text{ cfs}$

Total = 8.43 cfs

Flow meter - well #1

10,000 gals in $6\frac{1}{2}$ min = 1540 gpm
 $\approx 3.44 \text{ cfs}$

(well is licensed for 3.87 cfs
 35-2761)

Flow meter - well #2

(only part of flow)

L71L-9E

March 8, 1972

Re: Permit No. 35-7167

Wilde Brothers
Route # 1
Roberts, Idaho 83444

Gentlemen:

We acknowledge receipt of your 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 from 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 someone other than you should be contacted by the examiner, please advise our District Office at 240 South Holmes, Idaho Falls, Idaho.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

bc: Eastern District Office

35-7167

Identification No. _____

Permit No. 35-7167

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder WILDE BROS.

b) Post Office Address Roberts, Idaho

2. Permit Number 35-7167

3. Date of Priority that you are prepared to establish February 24, 1971

4. a) Source from which water was appropriated Ground Water

b) Location of the point of diversion: SE 1/4 SW 1/4, Section 5

Township 3N, Range 36E Boise Meridian, Other points of diversion: _____

NE 1/4 NW 1/4, Sec. 4, T. 3N, R. 36E, B.M., Bonneville County

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 _____ 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 3.2 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: State of Idaho Dept. of Water Admin. field examiner when licensing No. 35-2741.

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) 2 wells - 20" dia., deep well turbine pumps, G.E. 300hp & Westinghouse 350hp electric motors, 12" mainline & sprinklers

b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger MDIM 12" meters

c) Give well drillers name and address and date the well was completed Andrews Well Drilling;
Existing wells that were drilled about 8 yrs. and 20 yrs. ago.

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

35-7167

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

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

TWP.	RANGE	SEC.	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	NE 1/4	NW 1/4	SW 1/4	SE 1/4
3N	36E	4									40	40	40	40				

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

23460

1

2

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

3

3-3-1972

35-2167

POP Form 3811 Apr. 1969

685-16-71848-11

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

35-7167

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ALBANY #2
BOISE, IDAHO 83707

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

POSTMARK OF DELIVERING OFFICE

RETURN
TO



PENALTY FOR FAILURE TO PREPAY
PAYMENT OF POSTAGE
MAR 3 1969



March 1, 1972

CERTIFIED MAIL # 23460

Re: Permit No. 35-7167

Wilde Brothers (Avon & Elmer)
Route # 1
Roberts, Idaho 83444

Gentlemen:

One of the conditions of approval of your water Permit No. 35-7167 (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 May 1, 1972. 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

35-7167

Enc: Proof affidavit
dr

April 23, 1971

Re: Permit No. 35-7167 - Wilde Brothers

Wilde Brothers
Route #1
Roberts, Idaho 83444

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 35-7167. 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

35-7167

1

April 7, 1971

Re: Application No. 35-7167 - Wilde Brothers (Avon & Elmer Wilde)

Claim No. 25-4007 - Clifford N. Scoresby

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

Gentlemen:

Would you please submit affidavits of publication and certified bills in connection with the above referenced items. The legal notices were to have been published in your paper on March 18th and 25th, 1971.

If you have already mailed the above requested items, please disregard this letter. Your cooperation is most appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

35-7167

March 10, 1971

Re: Application No. 35-7167 - Wilde Brothers (Avon and Elmer Wilde)

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 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
4-15-71
DW*

DWM/DR
Enc: legal notice

35-7167

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Wilde Brothers (Arvo and Elmer Wilde), Route 1, Robert, Idaho, have on February 24, 1971, submitted Application No. 35-7167 for a permit to appropriate 3.2 cubic feet per second of water from a ground water source by means of wells, turbines, pumps and sprinkler system within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4; SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; T. 3N, R. 36E, B.M., Bonneville County, to be used from April 1 to Oct. 15 for the irrigation of 160 acres within the SW $\frac{1}{4}$ Sec. 4, T. 3N, R. 36E, 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 April 5, 1971.

R. KEITH HIGGINSON
Director

Pub: Mar 18, 25, 1971

O.K.
3-16-71
B.B.

35-7167

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Wilde Brothers (Avon and Elmer Wilde), Route 1,
Robert, Idaho, have on February 24, 1971,

~~Has lot~~ _____ submitted Application No. 35-7167

for a permit to appropriate 3.2 cubic feet per second ~~/dtd /dtd /dtd /dtd~~
of water from a ground water source

by means of wells, turbines, pumps and sprinkler system

within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4; SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; T. 3N, R. 36E, B.M., Bonneville County,

to be used from April 1 to Oct. 15

for the irrigation of 160 acres

within the SW $\frac{1}{4}$ Sec. 4, T. 3N, R. 36E, 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 April 5, 1971 .

R. KEITH HIGGINSON
Director

Published in the Idaho Falls Post Register, Idaho Falls, Idaho,
on March 18 and March 25, 1971 .

35-7167

February 25, 1971

Holden, Holden and Kidwell, for
Wilde Brothers
Attorneys at Law
P. O. Box 129
Idaho Falls, Idaho 83401

Attached herewith is Departmental Receipt No. 5681 in the amount of
\$35.00 for Application for Permit in the name of Wilde Bros.,
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

33-7147

LAW OFFICES

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

WILLIAM S HOLDEN
ROBERT B HOLDEN
R VERN KIDWELL
FRED J HAHN
TERRY L CRAPO
KENT W FOSTER
ROBERT E FARNAM

ARTHUR W. HOLDEN (1877-1967)

February 23, 1971

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

ATTENTION: Mr. C. Stephan Allred
Deputy Director

RE: Wilde Brothers

Dear Mr. Allred:

Pursuant to recommendations contained in your letter of December 15, 1970, I am enclosing Application for Permit as prepared by your office and Wilde Brothers' check in the amount of \$35.00 in payment of the filing fee.

Very truly yours,


Robert B. Holden

RBH:jr
Enclosures

35-7167

December 15, 1970

Re: Application for Permit - Wilde Brothers

Holden, Holden, Kidwell, Hahn & Crapo
Idaho First National Bank Building
P.O. Box 129
Idaho Falls, Idaho 83401

Attn: Robert B. Holden

Dear Mr. Holden:

In reviewing your request made in connection with Wilde Brothers and the SW $\frac{1}{4}$ Section 4, Township 3 North, Range 36 East, B.M., if we understand your proposal correctly, you intend to use water from wells licensed under other water permits to irrigate this 160 acres of land. To accomplish this, we would recommend that your client obtain a new permit to cover those lands indicating the present wells as the point of diversion. We have taken the liberty of suggesting methods of accomplishing this filing by filling out the enclosed application forms. We think that this would legally entitle your clients to divert water from both wells to irrigate the 160 acres not presently covered by a permit or a license. This filing can be accomplished in one of two ways: one filing for the 160 acres and 3.2 cubic feet per second of water or by two individual filings, one in each brothers name, each for 1.6 cubic feet per second of water for 80 acres. The filing fee for 3.2 cubic feet per second of water would be \$35 and the filing fee for each of the applications for 1.6 cubic feet per second of water would be \$25 each or a total for both applications of \$50. I hope that this will assist you in obtaining water rights to cover the whole project.

If you have any questions, please feel free to contact me at your convenience.

Very truly yours,

C. STEPHEN ALLRED
Deputy Director

CSA:kh

35-7167

LAW OFFICES

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

December 4, 1970

WILLIAM S. HOLDEN
ROBERT B. HOLDEN
R. VERN KIDWELL
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM

ARTHUR W. HOLDEN (1877-1967)

Mr. Donald W. McEldowney
Appropriation Supervisor
State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Water License No.: G-31920
Water Permit: 35-3761 (G-32248)
Wilde Brothers

Dear Mr. McEldowney:

I am enclosing application and assignment of 1.6 C.F.S. of water from well under Water License No. G-31920 to irrigate approximately 80 acres in the N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 4, Township 3 North, Range 36, E.B.M.

Also enclosed is application and assignment of 1.6 C.F.S. of water from well under Water Permit 35-3761 (G-32248) to irrigate approximately 80 acres in the S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 4, Township 3 North, Range 36 E.B.M.

We trust this will comply with the requirements of your letter of November 20, 1970.

Very truly yours,



Robert B. Holden

RBH:jr
Enclosures

35-7167

November 20, 1970

Re: Permit No. 35-3761 - Wilde Brothers

Mr. Robert B. Holden
HOLDEN, HOLDEN, MIDWELL, HAHN & CRAPO
Idaho First National Bank Building
Post Office Box # 129
Idaho Falls, Idaho 83401

Dear Mr. Holden:

We are returning your application for permit filed in connection with the Wilde Brothers, prior to Permit No. G-32248/35-2761. We have been reviewing this matter with our legal council, and he advised that the only way we can process the permit is to have the applicant assign a specific rate of diversion, although it may not be an additional amount beyond that covered by G-32248/35-3761. You could file for up to 1 inch per acre for 1.360 cubic feet per second under your filing, and the eventual licensing would reference that it is part of the same rate of diversion as licensed under the original permit.

If we can assist you further, please feel free to contact us.

Very truly yours,

Donald W. McElDowney
Appropriation Supervisor

DWM:cm

Enc: application for permit
instructions for filing a permit

35-7167

WILLIAM S HOLDEN
ROBERT B HOLDEN
R. VERN KIDWELL
FRED J. HAHN
TERRY L CRAPO
KENT W FOSTER
ROBERT E FARNAM

LAW OFFICES
HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 129
IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620
AREA CODE 208

ARTHUR W HOLDEN (1877-1967)

October 30, 1970

Idaho Department of Water Administration
Statehouse - Annex #2
Boise, Idaho 83707

Re: Wilde Bros.
Route #1
Roberts, Idaho 83444

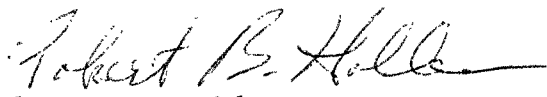
Gentlemen:

Please refer to your letter addressed to Wilde Bros.
of October 16, 1970, in connection with Permit No. 35-2761
(G-32248).

In order to have the additional actual 157 acres
fully covered by permits, we are enclosing two applications;
one covering the North half of the Southwest Quarter and one
covering the South half of the Southwest Quarter, both in
Section 4, Township 3 North, Range 36 E.B.M. The North half
of the Southwest Quarter of Section 4 has been irrigated from
water supplied by an existing well under water license No. G-31920
and no additional water is claimed. The South half of the
Southwest Quarter of said Section 4 is being irrigated from
water supplied by an existing well under Permit No. 35-2761
(G-32248).

As no additional water is claimed, we are unable
to determine if there is a filing fee but if there is and
you will kindly advise, we shall promptly remit the same.

Very truly yours,


Robert B. Holden

RBH:jr
Enclosures

35-7167