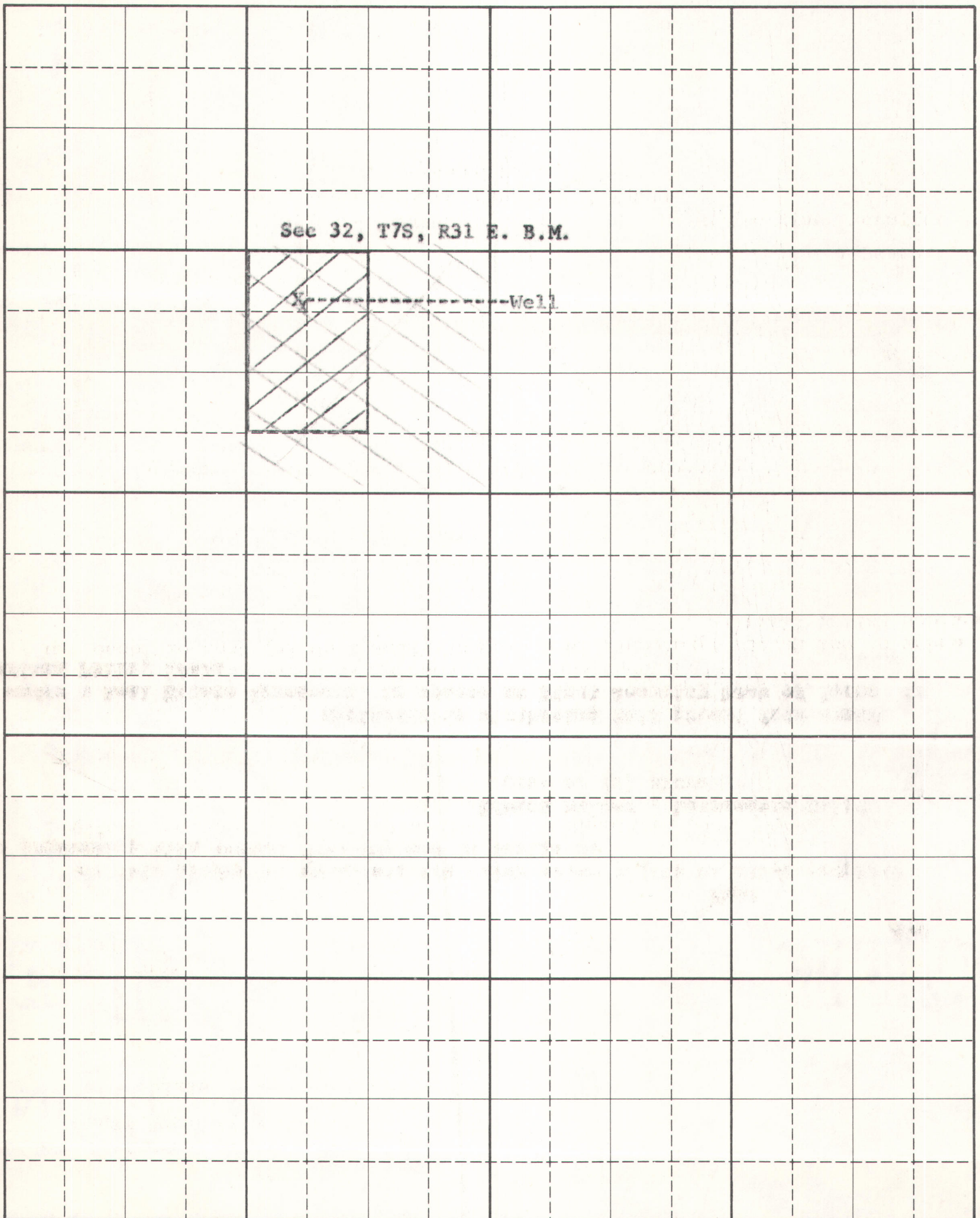


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Cecil A. Weisenburger
(Applicant)

35 - 7165

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 35-7165 Name Cecil A. Weisenbarger

Source ground water (aquifer)

Point of Diversion NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 7S, R. 29E, B.M., Power County

Quantity 4.8 Use irrigation Period Apr. 1 - Oct. 30

Quantity Use Period

Quantity Use Period

Well Size Diameter 18" Proposed Depth 450 Feet

Use 240 acres

Date Forwarded 2-17-71 Date Returned 2-18-71 Received by

COMMENTS: WATER TABLE IS STABLE (WB #18). The number of well logs filed indicated that only limited development is present in the area. Aquifer is the Snake River Basalt, yields are good with little drawdown. STATIC depth to water is 150-200 ft.

RECOMMENDED:

Applied: Qty. 4.8 cfs Use IRRIG. Period 4-1 to 10-30 AF/A 3.5 AF 840

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. 4.8 cfs Use IRRIG Period 4-1 to 11-1 AF/A 3.5 AF 840

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 Feb. 18, 1971

35-7165

TWP. 75 RANGE 29E COUNTY BOWER SCALE: 1" = 1 MILE

LEGEND

● APPLICANT'S WELL
● 2/IRIGATION
● DOMESTIC
{ ORATE
} DTW
GAM
C 05

36 31 32 33 34 35 36 31

1 6 5 4 3 6

12 7 8 9 10 11 12 7

13 18 17 16 15 14 13 18

24 19 20 21 22 23 24 19

25 30 29 28 27 26 25 30

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

35-7165

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF POWER. } ss.

Phyllis Ringe

being first duly sworn

on oath, states:

That she is the principal clerk of the printer

of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said County; that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for ² successive weekly issues thereof, the date of the first publica-

tion being the 25th day of February, 1971

the date of last publication being the

4th day of March, 1971

(Signed)

Subscribed and sworn to before me this

8 day of March, 1971

Notary Public
Residing at Am. Falls, Idaho
My Commission Expires
Aug. 26, 1973

Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) day of, 19

RECEIVED

MAR 9 1971

Department of Water Administration

LEGAL NOTICE

Published in The Power County Press February 25 and March 4, 1971.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Cecil A. Weisenbarger, Hayes Street, American Falls, Idaho, has on February 10, 1971, submitted Application No. 35-7165 for a permit to appropriate 4.8 cubic feet per second of water from a ground water source by means of pump and mainline within the NW1/4NW1/4 Sec. 32, T. 7S, R. 29E, B.M., Power County, to be used from April 1 to Oct. 30 for the irrigation of 240 acres within the NW1/4, N1/2SW1/4, Sec. 32, T. 7 S, R. 29E, 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 March 15, 1971.

R. KEITH HIGGINSON
Director

35-7165

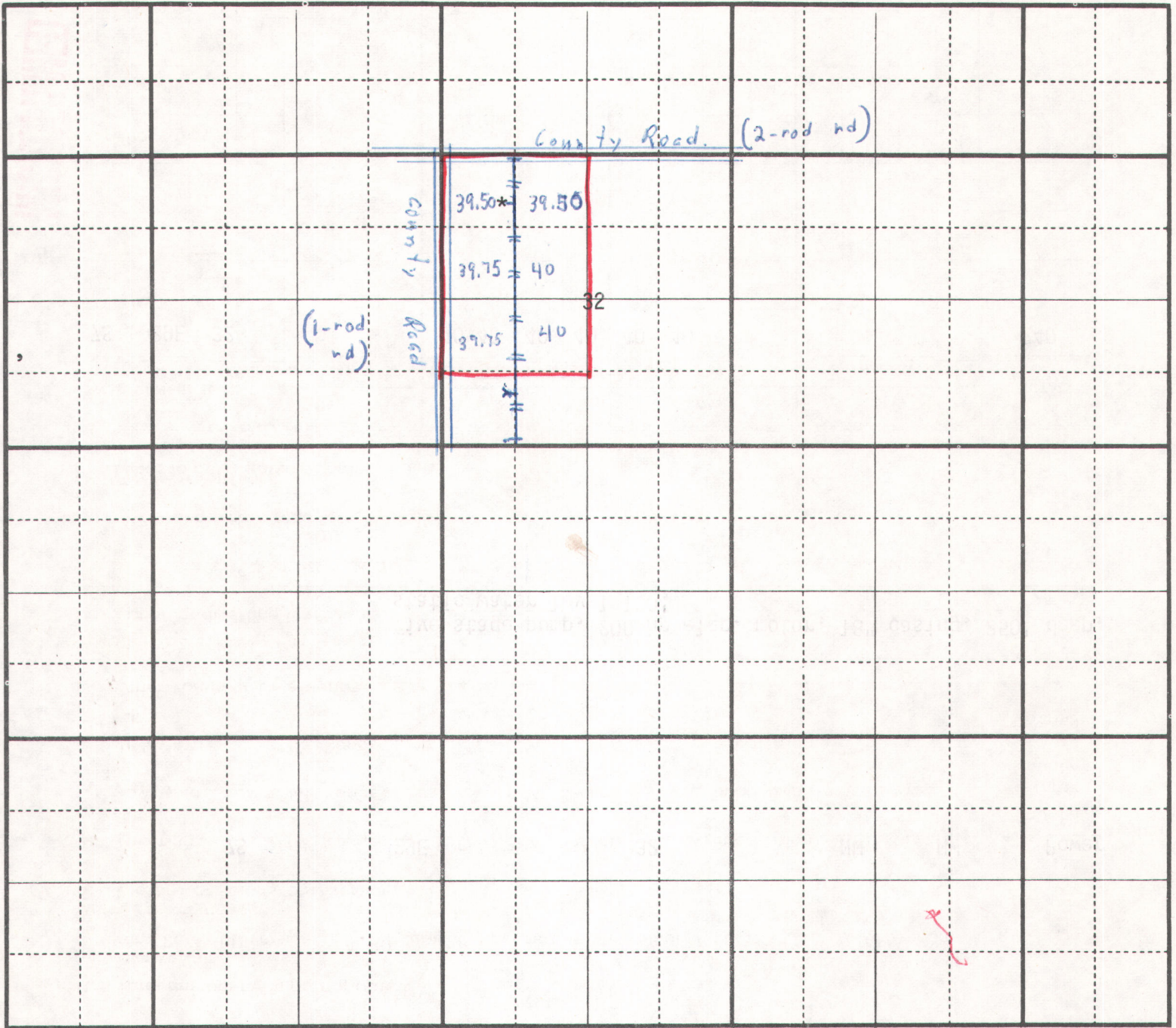
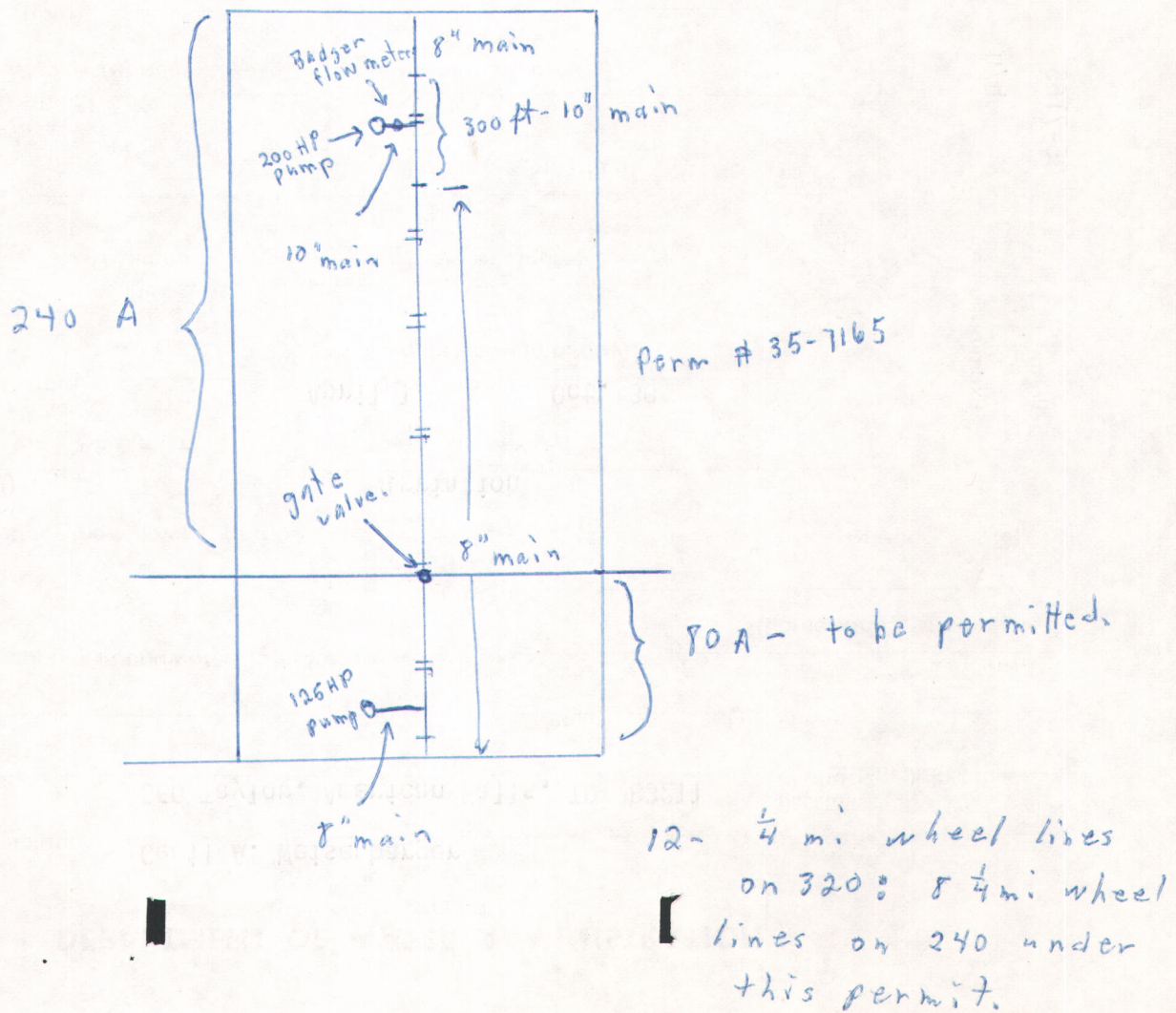


Diagram of System



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.

1. WELL OWNER

Name Carl Wiesenburger
Address RL1 Am. Falls, Ida.
Owner's Permit No. 35-7165

2. NATURE OF WORK

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

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 20 inches Total depth 387 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>1250</u> inches	<u>16</u> inches	<u>41</u> feet	<u>202</u> feet
<u>1250</u> inches	<u>12</u> inches	<u>116</u> feet	<u>301</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

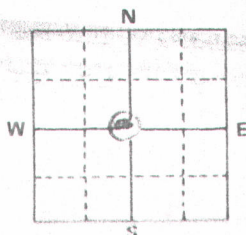
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☒ Factory ☐ Knife ☐ Torch
Size of perforation 1/8 inches by 3 inches

Torch	Number	From	To
<u>12</u>	perforations	<u>203</u> feet	<u>219</u> feet
<u>12</u>	perforations	<u>301</u> feet	<u>327</u> feet
<u>12</u>	perforations	<u>367</u> feet	<u>387</u> feet

Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feetGravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feetSurface seal? ☒ Yes ☐ No To what depth 20 feet
Material used in seal ☒ Cement grout ☒ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.

County Power
SE 1/4 NW 1/4 Sec. 32, T. 7 N, R. 29 E

7. WATER LEVEL

Static water level 172 feet below land surface
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Temperature 54 ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
30	0	7	Soil		
	7	15	Basalt (Gray)		
	15	50	" (Redish)		
	50	90	" (Gray)		
	90	97	" (Red)		
	97	105	" (Gray)		
	105	115	" (Redish & Broken)		
	115	140	" (Gray)		
	140	150	" Red & Broken		
	150	160	" 4" Solid	Yes	
	160	180	Clay		
	180	210	Basalt (Broken)	Yes	
	210	215	Sand		
	215	295	Basalt (Broken)		
	295	336	" Cinders	Yes	
	336	341	Clay (Tan)		
	341	360	" (Gray)		
	360	372	" (Tan)		
	372	387	Gravel	Yes	
	387		Clay (Tan)		

10.

Work started 2-11-71 finished 5-2-71

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.Driller's or Firm's Name George Vallmer Number 77
Address American Falls, Idaho
Signed By George Vallmer Date 6-1-71

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7165 Priority Feb. 10, 1971 Amount 3.67 c.f.s.

THIS IS TO CERTIFY, that Cecil A. Weisenbarger
of American Falls, Idaho, has complied with the terms and conditions of Permit
No. 35-7165 issued pursuant to Application for Permit dated February 10, 1971,
and has submitted proof to the Department of Water Resources on March 1, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.67 c.f.s. of water from Groundwater,
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>Apr. 1</u> to <u>Oct. 30</u>	at <u>3.67</u> cfs and	<u>840 acre feet</u>
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 3.67 c.f.s. 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
840 acre feet per year, said waters to be diverted within the NW¹/₄ NW¹/₄, Sec. 32;
Twp. 7S, Rge. 29E, B. M. in the County of Power

Description and location of 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	
<u>7S</u>	<u>29E</u>	<u>32</u>					<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>							<u>240</u>

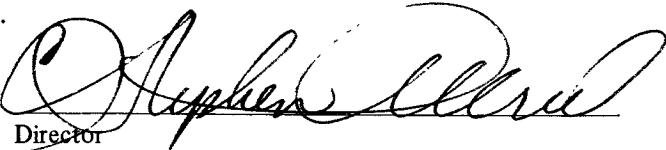
Total number of acres irrigated 240

A Measuring device of a type approved by this Department shall be
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
April, 19 78.


Director

Identification No. 35-7165
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Cecil A. Weisenberger
post office address Hayes Street, American Falls, Idaho
2. Source of water supply aquifer - groundwater which is a tributary of Snake River Aquifer
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 7 South
29 East Range Power B.M. _____ County; additional points of diversion if any: N/A
- b. If water is not consumed, it will be discharged into N/A 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 4.8cfs for irrigation purpose from April 1, to October 30 (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. 4.8. cfs cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump, 200 hp Electric,
Berkley pump 1660 gpm, 3/4 mile mainline
- 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 18 inches; proposed depth of well is 450 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 \$ 25,000.00.
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: _____

38-7165

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

240

Total number of acres to be irrigated-

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

on this property, applicant has other water rights on other property

9. a. Who owns the property at the point of diversion
Edward Walter, Lacerenta Calif.

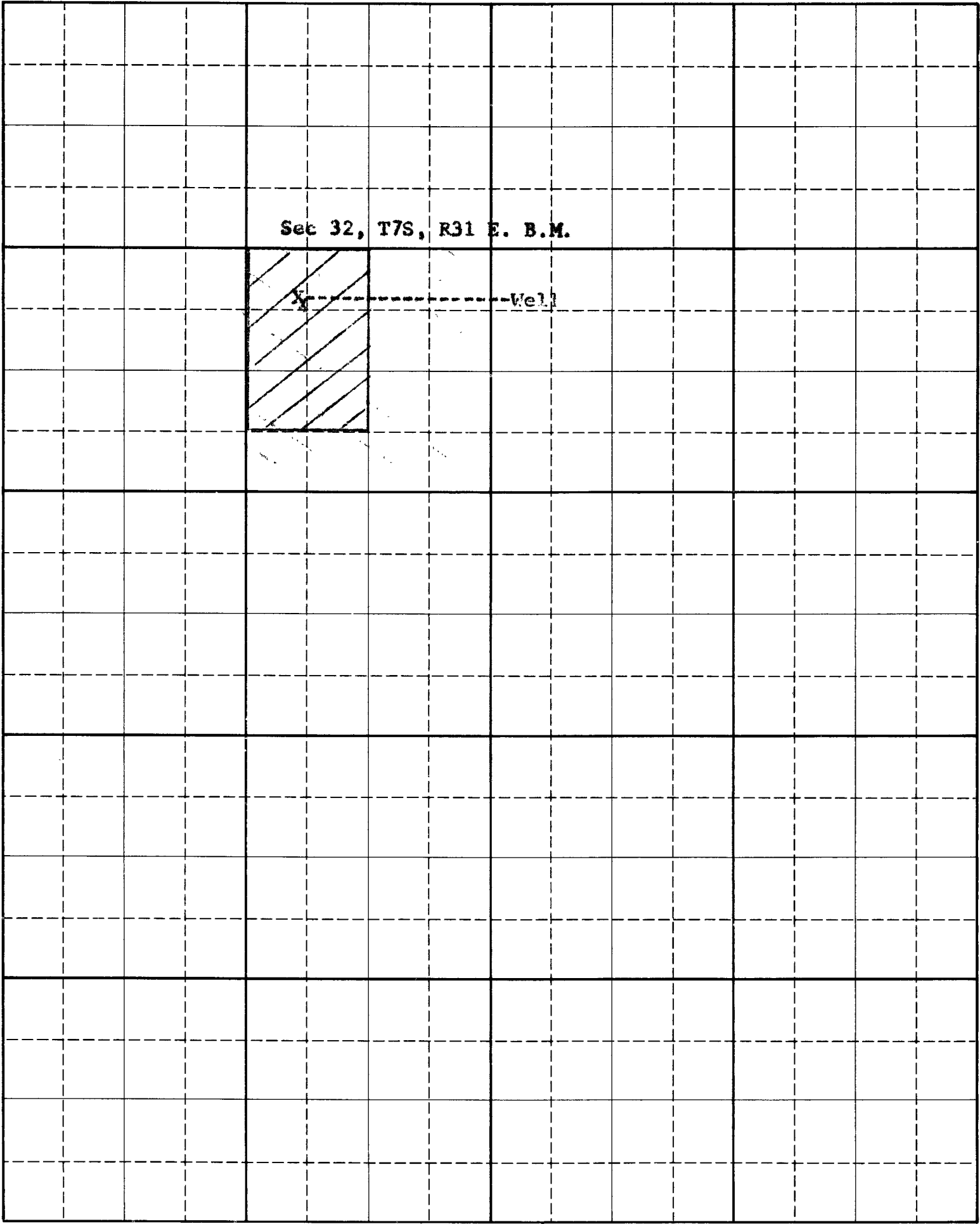
b. Who owns the land to be irrigated or place of use

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

Applicant is purchasing this ground from owner
 under a Real Estate Agreement, in escrow at First Security Bank of Idaho in
 American Falls, Idaho

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.

Cecil A. Weisenburger
(Applicant)

Received by Date 2/10/71 Time 8:00 A

Preliminary check by Fee \$ 40.00

Received by Date 2-11-71

Publication prepared by Date 2-17-71

Published in Power County Press

Publication dates 2-25 & 3-04, 71

Publication approved Date

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. 35-7165, 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 March 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 23rd day of March, 19 71.

Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 35-7165 Name Cecil A. Weisenbarger

Source ground water (aquifer)

Point of Diversion NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 7S, R. 29E, B.M., Power County

Quantity 4.8 Use irrigation Period Apr. 1 - Oct. 30

Quantity Use Period

Quantity Use Period

Well Size Diameter 18" Proposed Depth 450 Feet

Use 240 acres

Date Forwarded 2-17-71 Date Returned 2-18-71 Received by

COMMENTS: WATER TABLE IS STABLE (WB #18). The number of well logs filed indicated that only limited development is present in the area. Aquifer is the Snake River Basalt, yields are good with little drawdown. STATIC depth to water is 150-200 ft.

RECOMMENDED:

Applied: Qty. 4.8 cfs Use IRRIG. Period 4-1 to 10-30 AF/A 3.5 AF 840

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. 4.8 cfs Use IRRIG Period 4-1 to 11-1 AF/A 3.5 AF 840

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. Eng.

Date Feb. 18, 1971

35-7165

TWP. 75 RANGE 29E COUNTY POWER SCALE: 1" = 1 MILE

LEGEND

- APPLICANT'S WELL
- 2" RIGATION
- DOMESTIC
- ORATE
- DTW
- GPM
- 0.92'

36 31 32 33 34 35 36 31

1 6 5 4 3 6

12 7 8 9 10 11 7

13 18 17 16 15 14 13 18

24 19 20 21 22 23 24 19

25 30 29 28 27 26 25 30

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

35-7165

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF POWER. } ss.

Phyllis Ringe being first duly sworn
on oath, states:

That she is the principal clerk of the printer

of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said County; that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for successive weekly issues thereof, the date of the first publication being the 25th day of February, 1971 the date of last publication being the

4th day of March, 1971

(Signed)

Subscribed and sworn to before me this

8 day of March, 1971

Notary Public, residing at American Falls,

Residing at Am. Falls, Idaho Idaho.

My Commission Expires

Aug. 20, 1973

My Commission expires the

(SEAL) day of, 19

Published in The Power
County Press February 25 and
March 4, 1971.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Cecil A. Weisenbarger, Hayes
Street, American Falls, Idaho,
has on February 10, 1971, sub-
mitted Application No. 35-7165
for a permit to appropriate 4.8
cubic feet per second of water
from a ground water source
by means of pump and mainline

within the NW1/4NW1/4 Sec. 32,
T. 7S, R. 29E, B.M., Power
County, to be used from April
to Oct. 30 for the irrigation of
240 acres within the NW1/4
N1/2SW1/4, Sec. 32, T. 7 S,
R. 29E, 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 March 15, 1971.

R. KEITH HIGGINSON

35-7165



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

May 3, 1978

Re: Permit No. 35-7165

Cecil A. Weisenbarger
560 Taylor
American Falls, ID 83211

Dear Mr. Weisenbarger:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

RECEIVED
MAY 10 1978
BOISE, IDAHO



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

April 12, 1978

Re: Permit No. 35-7165

Cecil A. Weisenbarger
560 Taylor,
American Falls, ID 83211

Dear Mr. Weisenbarger:

A representative of this Department made an examination of the works covered by your Permit No. 35-7165 on 10/19/76, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 3.67 cfs Source: groundwater

The maximum quantity diverted shall not exceed 840 acre feet per
year.

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 7S, Rge. 29E, B. M.

Beneficial use: Irrigation of 240 acres within the NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 32, Twp. 7S, Rge. 29E, B. M.

Priority date established: February 10, 1971

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

MICROFILM

RECEIVED

Department of Water Resources
Phone Eastern District Office

3. Water will be used for the following purposes:

Other uses: _____

- Max Rate of Diversion 4.80 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 7S N/S, Range 29E E/W, B.M., Section 32, Subdivision NW $\frac{1}{4}$ NW $\frac{1}{4}$, Power
County

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

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

Other Points of Diversions: _____

Description of diverting works: five stage pump, 200 hp elec. motor, 18" casing, 250' deep, static water level 180'

Measuring device required: yes ☒ no ☐

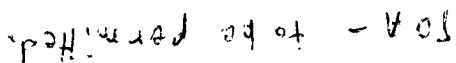
6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____ 240

SECRET

Diagram of System



Form # 35-1165

12- 4 m. wheel lines
on 3200 & 4 m. wheel
lines on 240 m. wheel
+ 4 m. 3200 m. f.

DATE OF EXAM 7/12/76

ACREAGE
Found 240 - 1.5 (county road right-of-way) = 238.5
Recommended 238.5

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 3.67 c.f.s. V = 835 AF/Ann. from April to Oct 30
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
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 3.67 c.f.s. Method of measurement In-line flow meter

Total Q recommended 3.67 cfs Meter No. M0433595 Type Badger Condition Std. Cont.

Total V recommended 835 AF/ann (98m) 1000 gpm/36.5 sec = 1648 gpm

Recommended Amendments:

P.D. Second P.D. No - will be listed on new App. # 35-7641
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

$$Q = \frac{1648 \text{ gpm} \left(\frac{1 \text{ cfs}}{448.8 \text{ gpm}} \right)}{1} = 3.67 \text{ cfs}$$

$$V = 3.5 \times 238.5 = 834.7$$

SYSTEM DESCRIPTION:

Pump motor: US 200 HP, SN CC1004125, Pump - Berkeley SN: 7120548.
8" main from pump east 19 ft to NS mainline - 10" south, 8" north
then to 4" main. 8-5 m. wheel lines - 1/4" nozzles.

REMARKS:

System shown by C.A. Weisenburger
Application for permit # 35-7641 has been filed by
permittee to cover above-described modifications and
additions to system as defined under this
permit.

Examiner's Signature William L. Fisher Date 10-19-76

Checked by Ernest M. Carlson Date 1/20/77

Approved by _____ Date _____

March 10, 1976

Re: Permit No. 35-7165

Cecil A. Weisenbarger
560 Taylor
American Falls, Idaho 83221

Dear Mr. Weisenbarger:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Idaho Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

1113

1976 OK j

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Cecil A. Weisenburger
 b) Post Office Address 560 Taylor American Falls, Idaho 83211
2. Permit Number 35-7165
3. Date of Priority that you are prepared to establish February 11, 1971
4. a) Source from which water was appropriated ground water aquifer
 b) Location of the point of diversion: NW ¼ NW ¼, Section 32
Township 7S, Range 29E Boise Meridian, Other points of diversion:
None
5. a) The amount of water and use to which the water has been applied:
 Amount 4.8 cfs for irrigation purposes from Apr 1 to Oct. 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)
 Amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 b) Total amount appropriated _____ 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: by applicant taking into account number of
lines, size of orifices, and water pressure
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) five stage Berkley pump, 200 hpr elec motor,
18" casing 250' deep well, static water level 180'
 b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger water meter
 c) Give well driller's name and address and the date the well was completed: _____
George Vollmer
Rt. #1
American Falls, Idaho
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____
N/A

Exam typed 3-2-76 by j

hdy

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____
(see below)

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	29E	32					40	40	40	40	40	40							240

Total number of acres irrigated 240

10. Remarks: _____

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

2/25/76

(Date)

Cecil A Weisenburger

(Signature)

State of IDAHO)

County of Power) ss.

On this 25th day of February, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Karen Meadows

Notary Public residing at American Falls, Idaho

My commission expires Aug 6 - 1978

L. R. SCHOU
BEN CAVANESS
MARK BEEBE

Schou, Cavaness and Beebe

ATTORNEYS-AT-LAW
P. O. Box 70
American Falls, Idaho 83211

TELEPHONE (208)
226-2562 or
226-2563

February 25, 1976

Department of Water Resources

Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Permit #35-7165

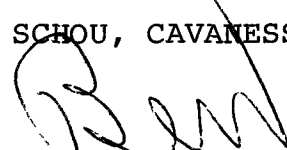
Gentlemen:

Enclosed is the original of the Proof of Application of Water to Beneficial Use which has been completed in accordance with the instruction you forwarded to me. Please file the same in your records and calendar the same for a field examination by your field personnel.

If you have any problems or questions in this regard, please advise.

Very truly yours,

SCHOU, CAVANESS & BEEBE


Ben Cavaness

BC:mh

Encl.

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

1. The following service is requested (check one).

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

2. ARTICLE ADDRESSED TO:

CEMENT MORTAR

3. ARTICLE DESCRIPTION:

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

138192

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

1-6-76

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

RE

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RETURN
TO

SENDER INSTRUCTIONS

- Print your name, address, and ZIP Code in the space below.
- Complete items 1, 2, and 3 on reverse side.
- Moistened gummed ends and attach to back of article.

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS



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



December 31, 1975

CERTIFIED MAIL

138192

Re: Permit No. 35-7165

Cecil A. Weisenbarger
Hayes Street, Route 1
American Falls, Idaho 83211

Dear Mr. Weisenbarger:

One of the conditions of approval of your water Permit No. 35-7165 (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 March 1, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

R. Keith Higginson

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

RECEIVED
DEC 31 1975
FBI - IDAHO

John Hancock

Mutual Life Insurance Company

RECEIVED

T. E. McKeirnan
Agricultural Investment Officer

AUG 18 1975

Second Floor
South 176 Stevens Street
Department of Water Resources
Spokane, Washington 99204

A. T. Duncan
Assistant Agricultural Investment Officer
P.O. Box 1087
Twin Falls, Idaho 83301

August 14, 1975

Department of Water Resources
373 West Franklin
Boise, Idaho -

Dear Sirs:

Would you please advise if Proof of Beneficial Use has been filed on the following permits -

#35-7130 - Cecil Weisenburger -

Proofs Filed 4-1-75

^{file}
(#35-7165) - Cecil Weisenburger -

Proofs Filed none filed - Due 3/1/76

We would appreciate a notation of the date the proofs were filed if they have been completed. Thank you.

Yours very truly,



Arthur T. Duncan
P. O. Box 1087
Twin Falls, Idaho-83301

John Hancock Mutual Life Insurance Company

A. T. Duncan

Assistant Agricultural Investment Officer
P.O. Box 1087
Twin Falls, Idaho 83301



Department of Water Resources
373 West Franklin
Boise, Idaho

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.

1. WELL OWNER

Name Carl Wieserburger
Address Rt 1 Am. Falls, Ida.
Owner's Permit No. 35-7165

2. NATURE OF WORK

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

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 2 1/2 inches Total depth 387 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>1 3/8</u> inches	<u>1 1/2</u> inches	<u>1</u> feet	<u>302</u> feet
<u>2 5/8</u> inches	<u>1 1/2</u> inches	<u>302</u> feet	<u>387</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☒ Factory ☐ Knife ☐ Torch
Size of perforation 1/8 inches by 3 inches

Number	From	To
<u>10 1/2</u> perforations	<u>205</u> feet	<u>219</u> feet
<u>10 1/2</u> perforations	<u>307</u> feet	<u>327</u> feet
<u>10 1/2</u> perforations	<u>307</u> feet	<u>387</u> feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

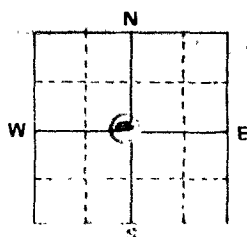
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

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

Gravel packed? ☐ Yes ☒ No Size of gravel _____ feet to _____ feetSurface seal? ☒ Yes ☐ No To what depth 2 1/2 feetMaterial used in seal ☒ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.

County PowerSE 1/4 NW 1/4 Sec. 30, T. 7, S. R. 29 E

7. WATER LEVEL

Static water level 172 feet below land surfaceFlowing? ☐ Yes ☐ No G.P.M. flow _____Temperature 54 ° F. Quality _____

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

Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
30	0	7	Soil		
	7	15	Basalt (Gray)		
	15	30	" (Redish)		
	30	42	" (Gray)		
	42	71	" (Red)		
	71	105	" (Gray)		
	105	115	" (Redish & Broken)		
	115	140	" (Gray)		
	140	150	" Red & Broken		
	150	160	" 1/2 Solid		
	160	180	Clay		
	180	210	Basalt (Broken)		
	210	215	Sand		
	215	215	Basalt (Broken)		
	215	336	" Cinders		
	336	341	Clay (Tan)		
	341	360	" (Gray)		
	360	372	" (Tan)		
	372	387	Gravel		
	387		Clay (Tan)		

10.

Work started 2-11-71 finished 5-2-71

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is true to the best of my knowledge.

Driller's or Firm's Name George Vallmer Number 77Address American Falls, IdahoSigned By George Vallmer Date 6-1-71

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

April 21, 1971

Re: Permit No. 35-7130 - Cecil A. Weisenburger
" " 35-7165 - " " "

Mr. Arthur T. Duncan
P. O. Box 1087
Twin Falls, Idaho 83301

Dear Mr. Duncan:

As to your request of April 20, 1971, please find enclosed copies of the two above referenced permits.

If you should have any further questions in reference to this matter, please advise.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC/bb
Enc: copies of permits

35-7165

John Hancock
MUTUAL LIFE INSURANCE COMPANY
BOSTON, MASSACHUSETTS

H. K. DIXON, Loan Agent
South 176 Stevens Street, Second Floor
SPOKANE, WASHINGTON 99204

April 20, 1971

A. T. DUNCAN, Senior Fieldman
203 3rd Avenue East
P. O. Box 1087
TWIN FALLS, IDAHO 83301

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

Dear Sirs:

Would you please send me copies of the following Water Permits -

Power County - Cecil Weisenburger - 1970

Township 7 South - Range 29 E.B.M.

Section 15: NW $\frac{1}{4}$ (Well NW $\frac{1}{4}$ NW $\frac{1}{4}$)

Power County - Cecil Weisenburger - 1971

Township 7 South - Range 29 E.B.M.

Section 32: W $\frac{1}{2}$ (Well location - NW $\frac{1}{4}$ NW $\frac{1}{4}$)

Check enclosed for \$2.00 covering copying costs. Thank you.

Yours truly,

Arthur T. Duncan

Arthur T. Duncan
P. O. Box 1087
Twin Falls, Idaho

Encl.

35-7031

35-7165

31040 35-2723

28341 35-2764

35-7165

March 26, 1971

**Cecil A. Weisenbarger
Hayes Street
American Falls, Idaho 83211**

Dear Mr. Weisenbarger:

Enclosed is a copy of your approved Application for Permit No. 35-7165. 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

35-7165

February 17, 1971

Re: Application No. 35-7165 - Cecil A. Weisenbarger
41-7005 - Bench Ditch Irrigation Co.

Power County Press
174 Idaho St.
American Falls, Idaho 83211

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
3-10-71
DW*

DWM:DR
Enc: Legal notices (2)

35-7165

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Cecil A. Weisenbarger, Hayes Street,
American Falls, Idaho,
has on February 10, 1971, submitted Application No. 35-7165
for a permit to appropriate 4.8 cubic feet per second ~~1400/1900/1900/1900~~
of water ~~from~~ from a ground water source
by means of pump and mainline
within the NW¹/4, N¹/2SW¹/4, Sec. 32, T. 7S, R. 29E, B.M., Power County,

to be used from April 1 to Oct. 30
for the irrigation of 240 acres

within the NW¹/4, N¹/2SW¹/4, Sec. 32, T. 7S, R. 29E, B.M.

^{issued}
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 March 15, 1971.

R. KEITH HIGGINSON
Director

Published in the Power County Press, American Falls, Idaho,
on February 25 and March 4, 1971.

35-7165

February 11, 1971

Schou and Cavaness
Attorneys at Law
P. O. Box 38
American Falls, Idaho 83211

Gentlemen:

Attached herewith is Departmental Receipt No. 5613 in the amount of
\$40.00 for Application for Permit in the name of,
Cecil A. Weisenbarger,
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

35-7165

Schou and Cavaness

ATTORNEYS-AT-LAW
P. O. Box 38
American Falls, Idaho
83211

February 9, 1971

1971
Department of Water Administration

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

Attn: Dorian Clay, Appropriation Examiner

Dear Sirs:

In compliance with your instructions to us in your letter of February 4, I am returning the two applications for permit in behalf of Bench Ditch Irrigation Company and Cecil A. Weisenburger.

Thank you for your assistance in this matter.

Very truly yours,

SCHOU & CAVANESS

Ben Cavaness

Ben Cavaness

BC:mh

Encl. (2) checks # 577 and #578
two applications for permit

35-7165