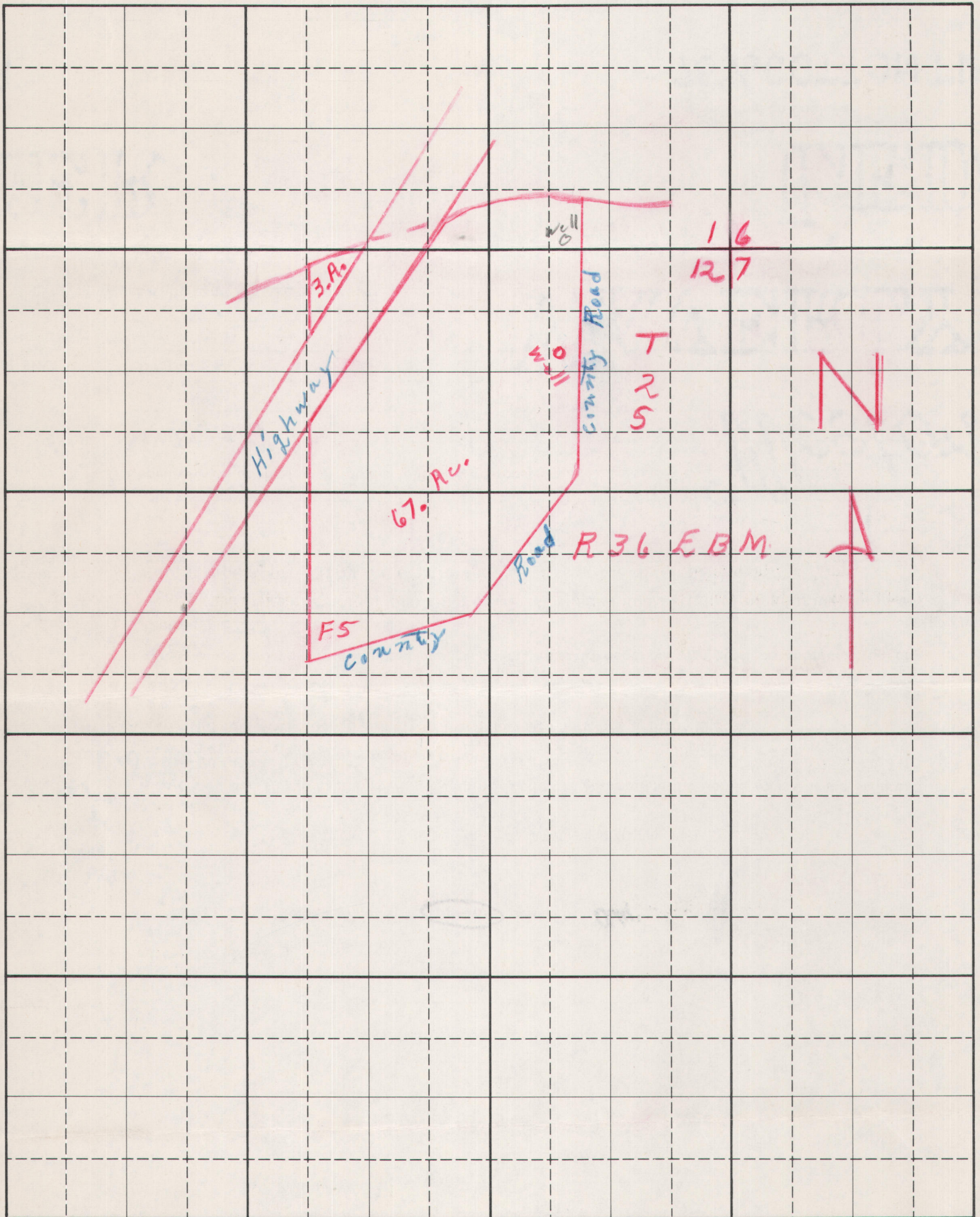


11. Map of proposed project:



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.

Dan E. Gardner
(Applicant)

27 7023

35-7144

Hand-drawn map of a 6x6 grid. The grid is labeled with numbers 1-6 on the top and bottom, and 1-6 on the left and right. The center contains a 6x6 grid of numbers. The bottom-left corner has a legend: '● - APPLICANTS WELLS', '● - IRRIGATION', and '● - DOMESTIC'. Handwritten notes include 'depth of well 32m' and '100/14'.

1	6	5	4	3	2	1
12	7	8	9	10	11	12
13	18	17	16	15	14	13
24	19	20	21	22	23	24
25	30	29	28	27	26	25
36	31	32	33	34	35	36

LEGEND

- - APPLICANTS WELLS
- - IRRIGATION
- - DOMESTIC

depth of well 32m

100/14

35-7144

RECEIVED

MAY 26 1970

Department of Reclamation

NOTICE OF APPLICATION
FOR PERMIT
TO APPROPRIATE
THE PUBLIC WATERS
OF THE
STATE OF IDAHO

Reclamation on or before May
18, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
(2399)

Pub.: April 30 and May 7 51

Notice is hereby given that
Ivan E. Gardner, Route 1, Box
86, Blackfoot, Idaho, has on
April 17, 1970, submitted
Application No. 35-7144 to
appropriate the public waters of a
groundwater source.

The application proposes a
maximum diversion and
appropriation of 1.40 cubic feet
per second of water to be diverted
by well, pump, mainline and
sprinklers within the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 1 and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T.

2S, R. 36E, B.M., Bingham
County, and is to be used within
the S $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1, NE $\frac{1}{4}$ Sec. 12,
T. 2S, R. 36E, B.M. from May 1
to October 31 for the irrigation of
70 acres.

Any permit issued pursuant to
this application will be subject to
ALL PRIOR WATER RIGHTS
and subject to the CONTROL OF
A STATE WATERMASTER.
Any protest against this
application must be filed with the
Idaho Department of

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

} ss.

I, Drury R. Brown do solemnly

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

Friday issue of said newspaper 2 consecutive

weeks, the first publication having been made on

the 30th day of April, 1970,

and the last publication having been made on the

7th day of May, 1970; that said
notice was published in the regular and entire issue of
every number of the paper as aforesaid during the pe-
riod and time of publication, and that notice was pub-
lished in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 18th

day of May, 1970

Raye Rastor
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires
June 1, 1980 November 10, 1972

27 7023

35-7144

R 35E

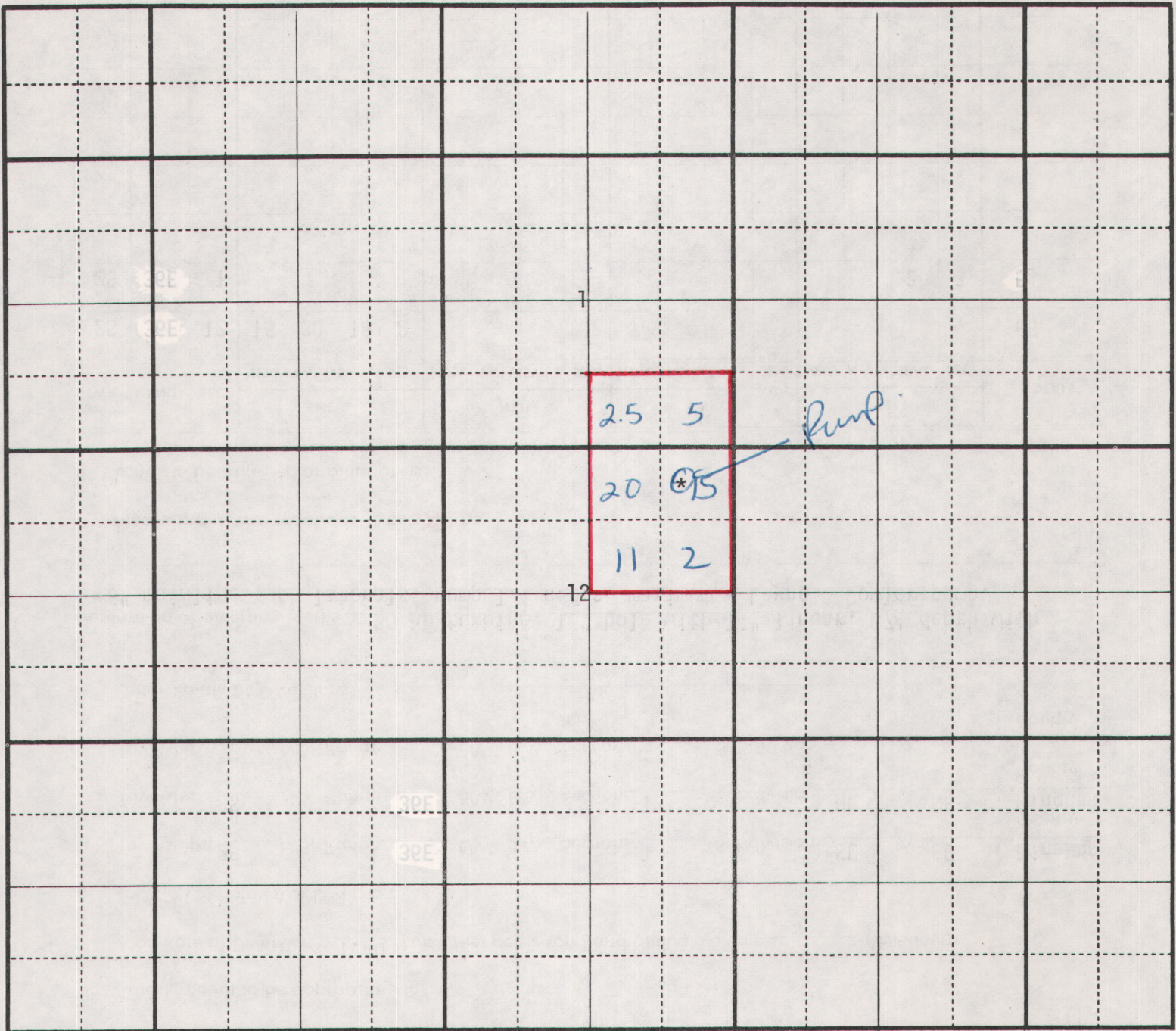
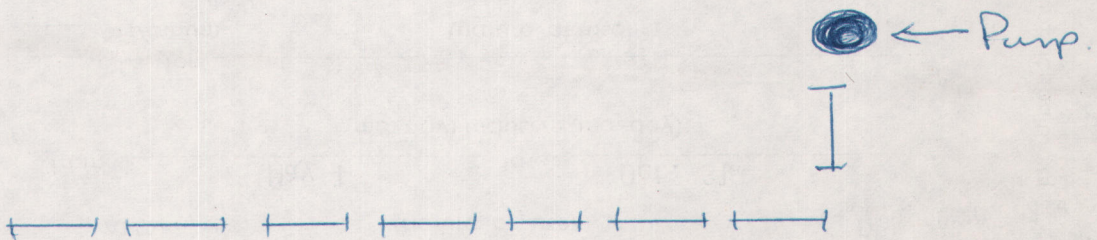
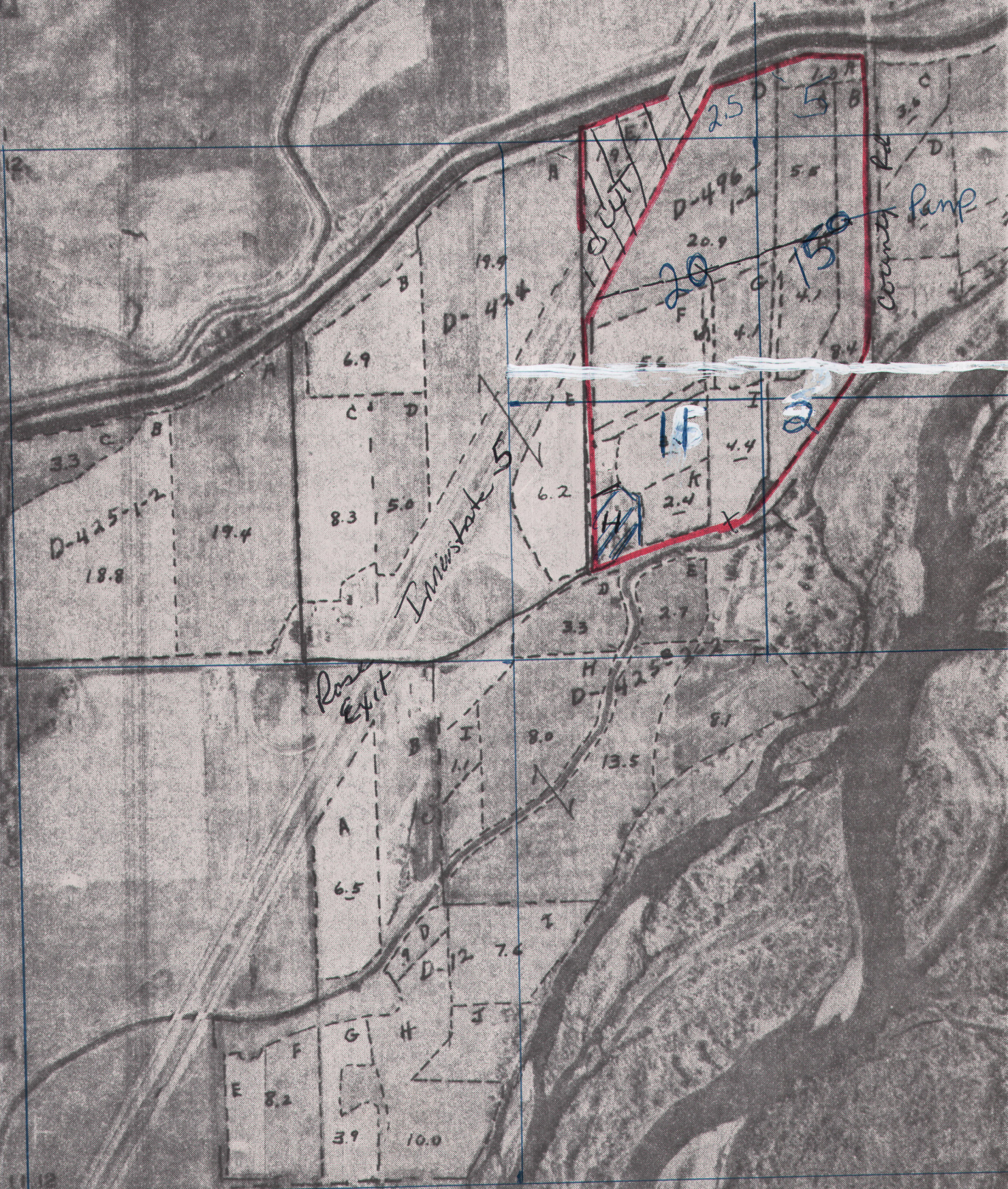


Diagram of System



Paved Co. Co.



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7144 Priority May 2, 1970 Amount 1.11 cfs

THIS IS TO CERTIFY, that IVAN E. GARDNER
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 35-7144 issued pursuant to Application for Permit dated April 17, 1970,
and has submitted proof to the Department of Water Resources on June 16, 1975 (late proof),
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 1.34 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>May 1</u> to <u>Oct. 31</u> at <u>1.11</u> cfs and			<u>195 acre feet or</u> <u>3.5 af per acre</u>
_____ from _____ to _____ at _____ cfs and			_____
_____ from _____ to _____ at _____ cfs and			_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.11 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
195 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12,
Twp. 2 S, Rge. 35 E, B. M. in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2 S	35 E	1															2.5	5	7.5
		12	15	20	11	2													48.0

Total number of acres irrigated 55.5

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

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of
April, 19 76.

Director

Receipt # 4280 MB

RECEIVED
JUN 10 1964

JUN 10 1975

Department of Water Resources
Eastern District Office

Permit No. 27-7023

Route #1, Box 86, Blackfoot, Idaho, and represents to the Director of the Idaho Department of Water Resources:

1. Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12 Twp. 2S

Rge. 35E, B.M., County of Bingham. Other points of diversion:

(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

70

MICROFILMED

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.

Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at Idaho Falls Idaho, this 10 day of June, 19 75.
[Signature]
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, ~~Director~~ of the Department of Water Resources
hereby approve the foregoing application for amendment for Permit No. 27-7023.

Witness my hand this 23rd day of June, 19 75

[Signature]
for the Director
A. KENNETH DUNN, Administrator
Operations Division

BEFORE THE DEPARTMENT OF WATER RESOURCES.

OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 27-7023)
in the name of IVAN E. GARDNER)

ORDER OF REINSTATEMENT

WHEREAS, on April 17, 1970, Ivan E. Gardner filed with the Department of Water Resources (formerly the Department of Water Administration) an application for permit to appropriate 1.40 cubic feet per second of groundwater within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Twp. 2S, Rge. 36E, B.M., Bingham County, to be used for irrigation purposes; and,

WHEREAS, on June 1, 1970, the Department approved said application and issued Permit No. 27-7023 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before June 1, 1975; and,

WHEREAS, on March 31, 1975, the Department notified the permit holder by certified mail that proof of construction of works and application of water to beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on June 4, 1975, the Department notified the permit holder that Permit No. 27-7023 had lapsed for failure to submit proof of beneficial use of water; and,

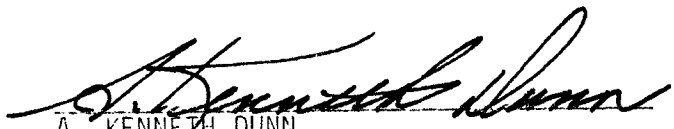
WHEREAS, on June 16, 1975, the Department received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 27-7023 be REINSTATED and the priority advanced to May 2, 1970.

Dated this 18th day of June, 1975.


A. KENNETH DUNN
Administrator, Operations Division

MICROFILMED

Identification No. 35-7144
Application No. 27-7023

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

LICENSE ISSUED FOR 1.11 SEC. Ft.
LICENSE PAGE NO. _____

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant IVAN E. GARDNER
post office address Rte. 1, Box 86, Blackfoot, Idaho 83221
2. Source of water supply ground-water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 1 Township 2 S
Range 36E B.M. Bingham County; additional points of diversion if any: _____
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 2S, 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 1.40 for Irrigation purpose from May 1 to Oct. 31 (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. 1.40 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pump and mainline and sprinklers

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 14 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 7500.00.
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: _____

27 7023

35-7144

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
23	36E	12	15	30	18	2													
23	36E	1															2	3	

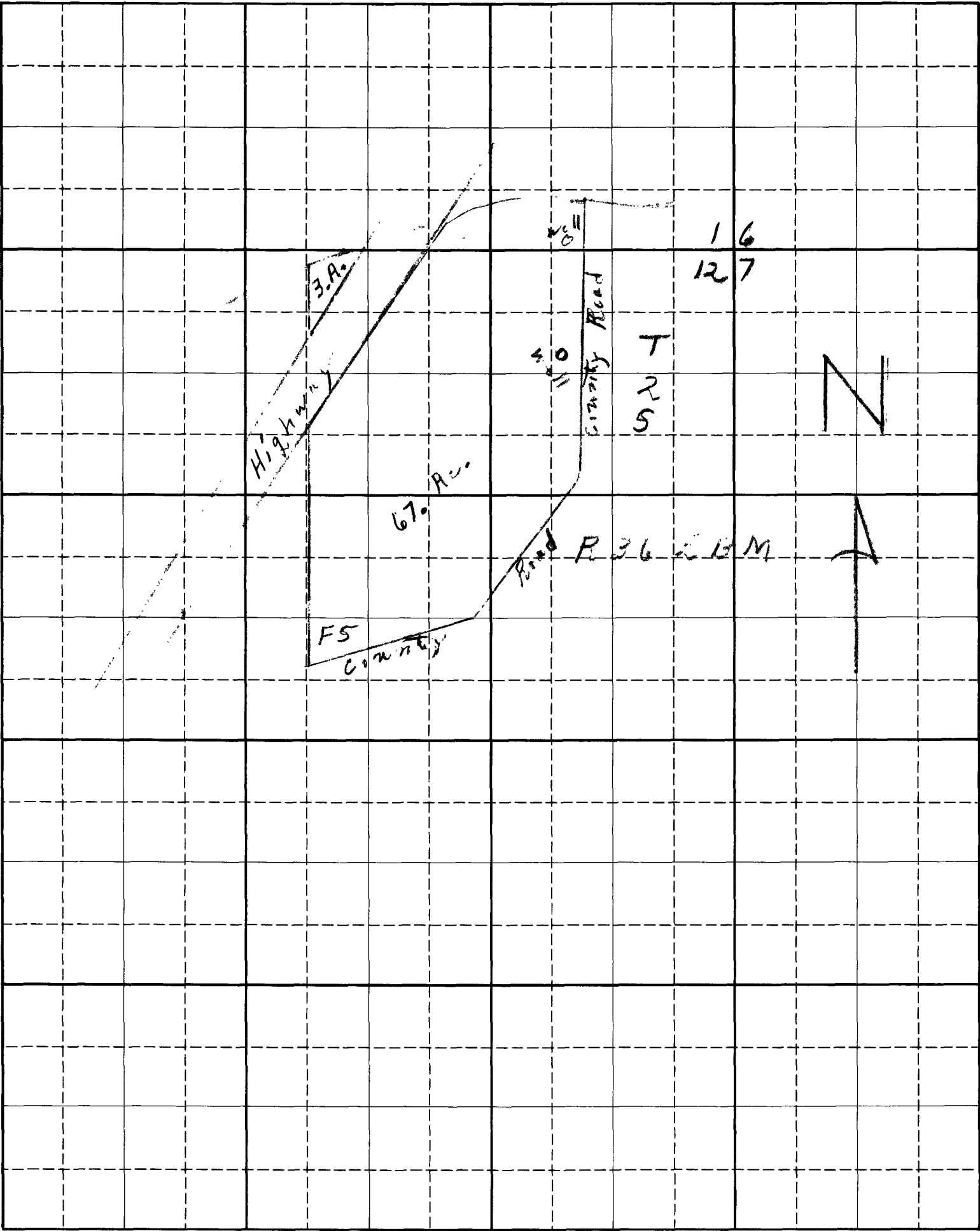
Total number of acres to be irrigated 70

c. Describe any other water rights used for the same purposes 100 inches New Lavaside Ditch

9. a. Who owns the property at the point of diversion applicant
- b. Who owns the land to be irrigated or place of use applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks The ditch water we use has so far to run to reach the farm that we are always short of water. Would like to sell this water in the canal and put sprinklers on the farm.

11. Map of proposed project:



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.

Ivan E. Gubner
(Applicant)

27 7023

35-7144

Received by ej Date 4-17-70 Time 8:00 am
 Preliminary check by Dec Fee \$ 25.00
 Receipted by ej Date 4-17-70
 Publication prepared by de Date 4-22-70
 Published in Shoshone News
 Publication dates 4-30 + 5-7, 1970
 Publication approved de Date 5-26-70
 Priority reduced to _____ Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by Only Dec

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

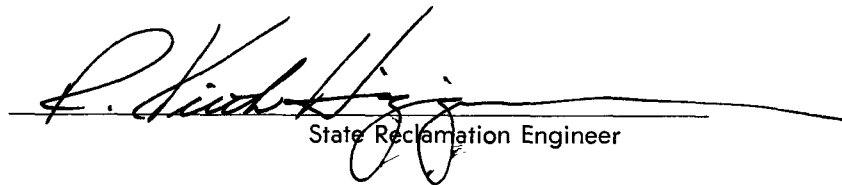
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7144, and said application is hereby APPROVED.

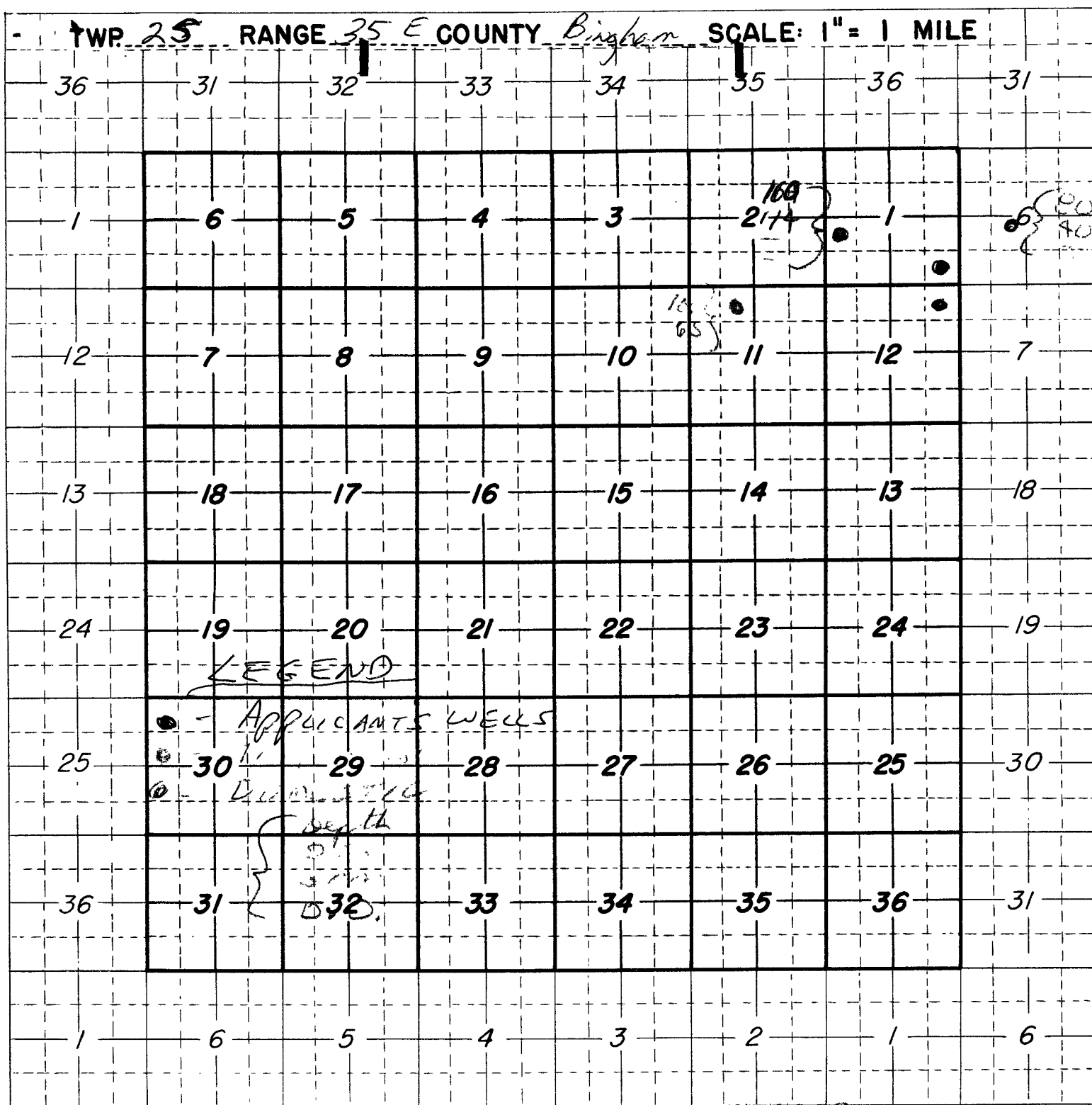
1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 75.
- c. Other: The permit holder shall permanently install and maintain measuring devices of a type approved by the department as part of the diverting works.

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

Witness my hand this 1st day of June, 19 70.


 State Reclamation Engineer



DEPARTMENT OF RECLAMATION

STAFF ANALYSIS

Application No. 35-7144 Name Ivan E. Gardner

Source groundwater

Point of Diversion SE¹/₄SE¹/₄, Sec. 1 and NE¹/₄NE¹/₄, Sec. 12, T. 2S, R. 35E, B.M.,
Bingham County

Quantity 1.40 Use irrigation Period May 1 - Oct. 31

Quantity Use Period

Quantity Use Period

Well Size 14 Diameter Proposed Depth 100 Feet

Use 70 acres

Date Forwarded 4-20-70 Date Returned 4-24-70 Received by

RECOMMENDATIONS: WATER TABLE IS STABLE (WATER BULLETIN
11). VERY LITTLE GROUND WATER DEVELOPMENT
IN THE AREA AS EVIDENCED BY DRILLER'S LOGS
FILED WITH THE DEPARTMENT. ESTIMATED
DEPTH TO WATER IS ABOUT 100 FEET.

ALLOWED Qty. 1.40 Use IRRIGATION Period May 1 - Oct 31 AF 245 AFA 3.5

MAX Qty. 1.40 Use IRRIGATION Period Mar 15 to Nov 15 AF 245 AFA 3.5

Qty. Use Period AF AFA

ACTION: Approved X Denied

Conditions of approval or reason for denial:

INVESTIGATION By Norman C. Young Title WR I II

Date APRIL 22, 1970

27 7043

35-7144

**NOTICE OF APPLICATION
FOR PERMIT
TO APPROPRIATE
THE PUBLIC WATERS
OF THE
STATE OF IDAHO**

R. Keith Hinson May 18, 1970

R. KEITH HINSON
State Reclamation Engineer
(2399)

Pub.: April 30 and May 31

Notice is hereby given that Ivan B. [redacted], Route 1, Box 86, Blackfoot, Idaho, has on April 17, 1970, submitted Application No. 35-7144 to appropriate the public waters of a groundwater source.

The application proposes a maximum diversion and appropriation of 1.40 cubic feet per second of water to be diverted by well, pump, mainline and sprinklers within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8 and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T.

2S, R. 36E, B.M., Bingham County and is to be used within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, NE $\frac{1}{4}$ Sec. 12, T. 2S, R. 36E, B.M. from May 1 to October 31 for the irrigation of 70 acres.

Any permit issued pursuant to this application is subject to ALL RIGHTS OF WATER OF THE STATE OF IDAHO. Any application for this application in the State of Idaho.

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

ss.

I, Drury R. Brown do solemnly

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

Friday issue of said newspaper 2 consecutive

weeks, the first publication having been made on

the 30th day of April, 1970,

and the last publication having been made on the

7th day of May, 1970; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 18th

day of May, 1970

Raye Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
June 1, 1969 November 10, 1972

April 8, 1976

Re: Permit No. 35-7144

**Mr. Ivan E. Gardner
Route 1, Box 86
Blackfoot, Idaho 83221**

Dear Mr. Gardner:

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

Sincerely,

**BOBBY D. FLEENOR
Chief, Water Rights**

**ddr
Enclosure**

March 23, 1976

Re: Permit No. 35-7144 (renumbered from 27-7023)

Mr. Ivan E. Gardner
Route 1, Box 86
Blackfoot, Idaho 83221

Dear Mr. Gardner:

A representative of this Department has made an examination of the works covered by the above referenced permit and has found the following:

Quantity of water diverted: 1.34 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 1.11 cfs

The maximum quantity diverted shall not exceed 195 acre feet, or 3.5 acre feet per acre, per year.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Twp. 2 S, Rge. 35 E, B. M.

Beneficial use: Irrigation of 55.5 acres within the S $\frac{1}{2}$ SE $\frac{1}{4}$ (7.5), Sec. 1; NE $\frac{1}{4}$ (48), Sec. 12; Twp. 2 S, Rge. 35 E, B. M.

Priority established: May 2, 1970

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,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Ivan E. Gardner
Post office address Route 1, Box 86, Blackfoot 83221
Person to contact

2. Source of water supply: Groundwater [X] Surface water []
Tributary to

3. Water will be used for the following purposes:
Amount 1.40 c.f.s. for Irrigation
AF/Annum (nature of use)

Period of Use: from May 1 to Oct. 31
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses:

4. Total amount to be appropriated:
Max Rate of Diversion 1.40 cubic feet per second and annual volume AF/Annum.

5. Location of Point(s) of Diversion:
Township 2S N/S, Range 35E E/W, B.M., Section 12, Subdivision NE 1/4 NE 1/4
County Bingham
Township 2S N/S, Range 35E E/W, B.M., Section 12, Subdivision NE 1/4 NE 1/4
County
Township N/S, Range E/W, B.M., Section, Subdivision 1/4 1/4
County

Other Points of Diversions:

Description of diverting works: 30 hp turbine, 16" hole with 14" linear, 87' depth with
6" mainline - 4" laterals, pump 1.4 c.f.s. maximum - Layne & Bowler pump.

Measuring device required: yes [X] no []

6. Lands to be irrigated or place of use.

Table with 19 columns: TWP., RANGE, SEC., NE 1/4 (4 sub-columns), NW 1/4 (4 sub-columns), SW 1/4 (4 sub-columns), SE 1/4 (4 sub-columns), TOTALS. Data rows show land parcels for Township 2S, Range 35E, Section 12 and Section 1.

T
2
S

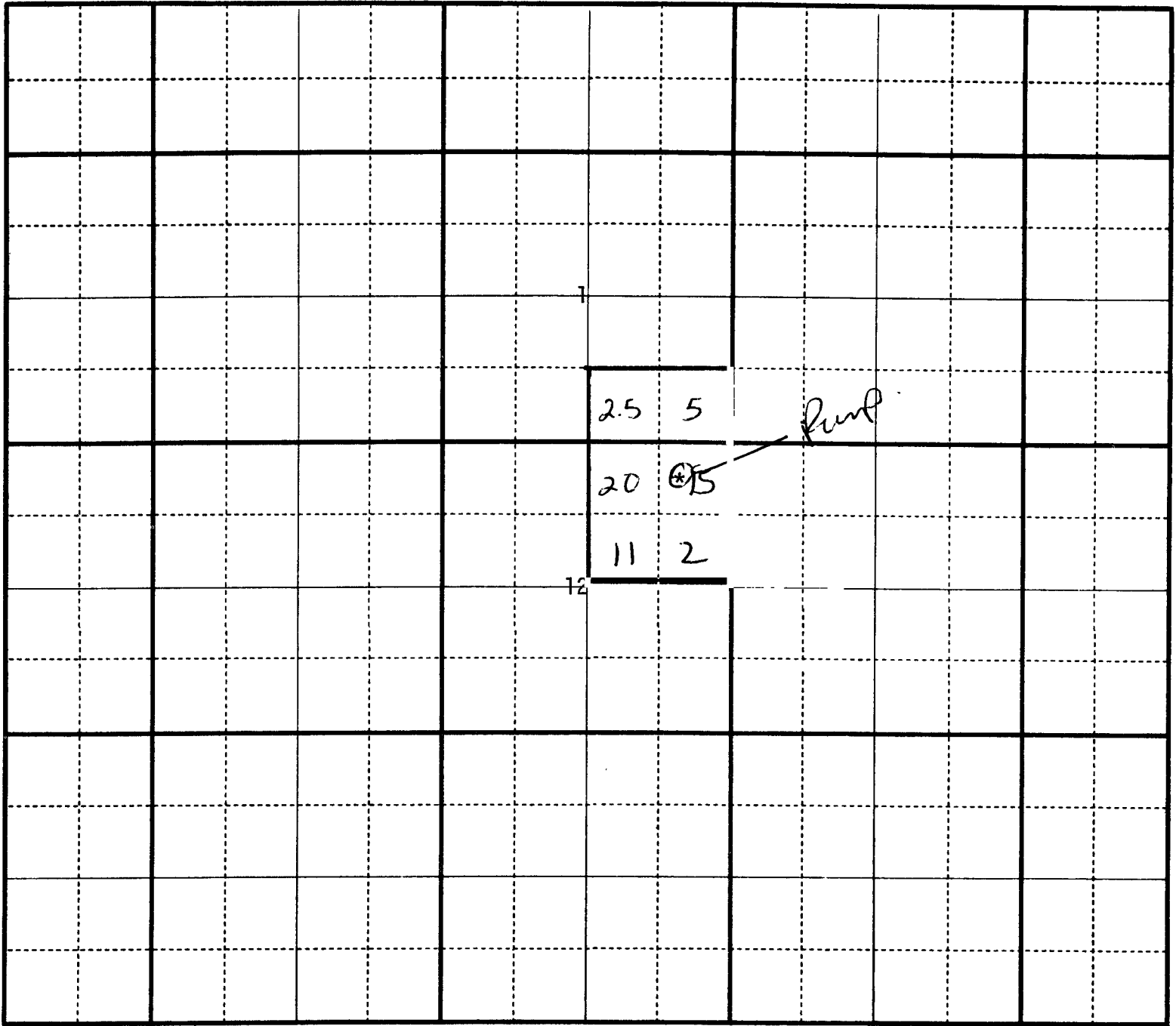


Diagram of System



Patented Co. 1900.

DATE OF EXAM July 18, 1975

ACREAGE
Found 55.5
Recommended 55.5

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.11 c.f.s. V = 194.25 AF/Ann. from MAY 1 to Oct 31
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured 1.33 cts Method of measurement In Line Meter

Total Q recommended 1.11 cts Meter No 11713 Type Rockwell Condition —

Total V recommended 194.25 Af/Ann

Recommended Amendments:

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

~~MEASUREMENT~~ ^{System} CALCULATION:
30 Hp Westinghouse motor Ser# 5EM4535
Layne Pump Ser# 36914P
6" discharge South 10' To EAST West Burried MAIN
At MAXIMUM delivery 3 1/2 1/4 mi lines with 1 1/4" Noz.

~~SYSTEM DESCRIPTION:~~ Measurement

$Q = 600 \text{ gal/min} \div 448.8 = 1.33 \text{ cts}$

$V = 55.5 \text{ Ac} \times 3.5 \text{ Af/Ac} = 194.25 \text{ Af/Ann.}$

REMARKS:

Well is 87' deep 55' to H₂O
System and land shown by Irwin Gardner

Examiner's Signature Bill Rhoads Date Aug 15, 1975

Checked by Loren O Holmer Date Dec 18, 1975

Approved by _____ Date _____



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

June 24, 1975

Re: Permit No. 27-7023

Ivan E. Gardner
Route 1, Box 86
Blackfoot, Idaho 83221

Dear Mr. Gardner:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an Order of Reinstatement; please note that the priority has been advanced to May 2, 1970.

A copy of the approved application for amendment on this permit is also enclosed.

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 regarding the field exam, please contact our District Office in Idaho Falls.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Encl: Order of Reinstatement
Copy of amendment

MICROFILMED

Identification No. _____

Permit No. 27-7023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

JUN 16 1975 *latij*

Department of Water Resources
Eastern District Office

1. a) Name of Permit Holder Ivan E. Gardner
b) Post Office Address Route #1, Box 86, Blackfoot, Idaho
2. Permit Number 27-7023
3. Date of Priority that you are prepared to establish April 17, 1970
4. a) Source from which water was appropriated Groundwater
b) Location of the point of diversion: NE 1/4 NE 1/4, Section 12
Township 2S, Range 35E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 1.4 for Irrigation purposes from May 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 1.4 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: Pump was designed to pump 1.4 c.f.s. of water
Ag Service Inc. by Grandon Arbon
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

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

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 30 horsepower turbine, 16" hole with 14" linear,
87' depth with 6" mainline - 4" laterals - pump 1.4 c.f.s. maximum - Layne &
Bowler pump
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
Rockwell Flow Control - 6" 1000 gal. per minute
c) Give well driller's name and address and the date the well was completed: _____
LaMar Barrus - May 25, 1970
Basalt, Idaho
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

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Exam typed 6-20-75 *jfe*

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	35E	1															2	3	5
"	"	12	15	30	18	2													65

Total number of acres irrigated 70

10. Remarks: Point of diversion in Section 1, T. 2S, R. 35E, B.M. was not
developed

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

(Date)

Samuel L. Galt
(Signature)

State of Idaho)
County of Bingham) ss.

On this 13 day of June, 1975, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public residing at Blackfoot
Bingham County

My commission expires 7/15/77



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

June 4, 1975

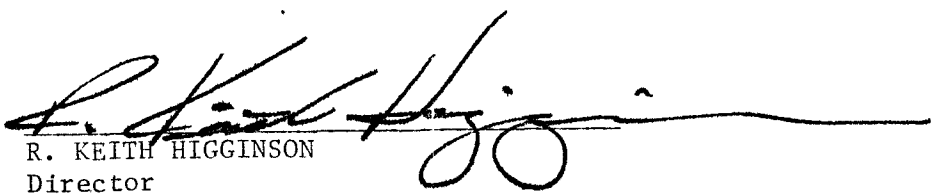
Re: Permit No. 27-7023

Ivan E. Gardner
Route 1, Box 86
Blackfoot, Idaho 83221

Dear Mr. Gardner:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 27-7023 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:jg

MICROFILMED

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

PS Fo
N
973
R

● **SENDER:** Complete items 1 and 2.
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¢
☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION

REGISTERED NO. CERTIFIED NO. INSURED NO.

26642

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

[Signature]

4.

DATE OF DELIVERY

APR 1 1975

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

ACKFOOT

SENDER INSTRUCTIONS

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

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

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



**RETURN
TO**



*State of Idaho
Dept of Water Res.
State House
Boise, Idaho 83707*

March 31, 1975

CERTIFIED MAIL

#26642

Re: Permit No. 27-7023

Ivan E. Gardner
Route #1, Box 86
Blackfoot, ID 83221

Dear Mr. Gardner:

One of the conditions of approval of your water Permit No. 27-7023 (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 June 1, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

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 Ivan Gardner
Address Rose
Owner's Permit No. 35-70234

7. WATER LEVEL

Static water level 34 feet below land surface
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK

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

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

3. PROPOSED USE

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

4. METHOD DRILLED

☐ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 16 inches Total depth 87 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>250</u> inches	<u>16</u> inches	<u>0</u> feet	<u>37</u> feet
<u>188</u> inches	<u>12</u> inches	<u>55</u> feet	<u>87</u> feet

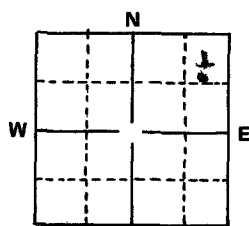
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☒ Torch
Size of perforation 1 inches by 4 inches

Number	From	To
<u>15</u> perforations	<u>83</u> feet	<u>87</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 37 feet
Material used in seal ☒ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.

County Bingham
12 1/4 Sec. 2 T. 2 N. S. R. 30 E. W.

10.

Work started 21 May 1970 finished MAY 25, 1970

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.LaMar N Barrus 23
Driller's or Firm's Name NumberBox 146 Basalt, Idaho
AddressLaMar N Barrus 7-1-70
Signed By Date

June 4, 1970

Re: Permit No. 35-7144

Mr. Ivan E. Cardner
Rte. 1, Box 86
Blackfoot, Idaho 83221

Dear Mr. Cardner:

Enclosed is a copy of your approved Application for Permit No. 35-7144.
We direct your attention to the conditions of approval on the fourth page under
approval of the State Reclamation Engineer.

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,

C. Stephen Allred, Deputy
State Reclamation Engineer

CEA:kh

Enclosures: Copy of permit
Receipt No. 4510 for \$25
2 informational letters

27 7023

35-7144

May 19, 1970

Re: Application for Permit No. ~~35-7144~~ - Ivan E. Gardner

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

Gentlemen:

Would you please submit an affidavit of publication and a certified bill in connection with the above referenced item(s). The legal notice was to be published in your paper on April 30 and May 7, 1970.

As the above permit application cannot be approved until we are in receipt of the affidavit, it is important that we receive it as soon as possible.

May we please have your prompt attention to this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

27 7023

33 774

NOTICE OF APPLICATION
FOR PERMIT
TO APPROPRIATE
THE PUBLIC WATERS
OF THE
STATE OF IDAHO

Notice is hereby given that Ivan E. Gardner, Route 1, Box 86, Blackfoot, Idaho, has on April 17, 1970, submitted Application No. 35-7144 to appropriate the public waters of a groundwater source.

The application proposes a maximum diversion and appropriation of 1.40 cubic feet per second of water to be diverted by well, pump, mainline and sprinklers within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1 and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 2S, R. 36E, B.M., Bingham County, and is to be used within the S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 1, NE $\frac{1}{4}$ Sec. 12, T. 2S, R. 36E, B.M. from May 1 to October 31 for the irrigation of 70 acres.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before May 18, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
(2399)
Pub.: April 30 and May 7

27 7023

27 7023
~~35-7144~~

April 22, 1970

Re: Application for Permit No. 35-7144 - Ivan E. Gardner

27-7023

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

Gentlemen:

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

27 7023

DWM:DR
Enc: Legal notice

*Bill submitted
5-26-70
de*

35-7144

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Ivan E. Gardner, Route 1, Box 86,
Blackfoot, Idaho, has on April 17, 1970,
submitted Application No. 35-7144 to appropriate the public waters of
a groundwater source
~~The proposed uses are~~

The application proposes a maximum diversion and appropriation of 1.40
cubic feet per second ~~and 1/4~~ of water to be diverted by well, pump,
mainline and sprinklers within the SE¹/₄ SE¹/₄, Sec. 1
and NE¹/₄ NE¹/₄, Sec. 12, T. 2S, R. 36E, B.M., Bingham County,

and is to be used within the SE¹/₄ SE¹/₄ Sec. 1, NE¹/₄ Sec. 12, T. 2S, R. 36E, B.M.
from May 1 to October 31 for the irrigation of 70 acres

Any permit issued pursuant to this application will be subject to ALL PRIOR
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest
against this application must be filed with the Idaho Department of Reclamation on
or before May 18, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Blackfoot News, Blackfoot, Idaho,
on April 30 and May 7, 1970

27-7023

14

35-7144

April 13, 1970

C
O
P
Y

Mr. Ivan E. Gardner
Rte. 1, Box 86
Blackfoot, Idaho 83221

Dear Mr. Gardner:

We are returning your \$25 check and your application for permit, as we require clarification of several issues. We have taken the liberty to retype your application. Please enter the clarified information on the typed form, sign it, and return it with the proper filing fee.

We assume, from your application under item 3a, that one of the points of diversion will be in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1. We will require the 40-acre description for the point of diversion located in Section 12.

You have requested 2.0 c.f.s. for the irrigation of 70 acres of ground. State law allows a maximum rate of diversion of 0.02 c.f.s. per irrigated acre; therefore, the maximum we could allow for 70 acres would be 1.40 c.f.s. The filing fee for this amount would be \$25.

Item 8b must be completed showing township, range, section, and number of acres in each subdivision.

The map required, under item 11 of the application, must clearly show the points of diversion and tie them into the subdivision, section, township, and range as listed under item 3a. The map must also indicate the location of the lands to be irrigated by section, township, range, and subdivision.

If we can assist you further, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:kh
Enclosures

27-7023

35-7144