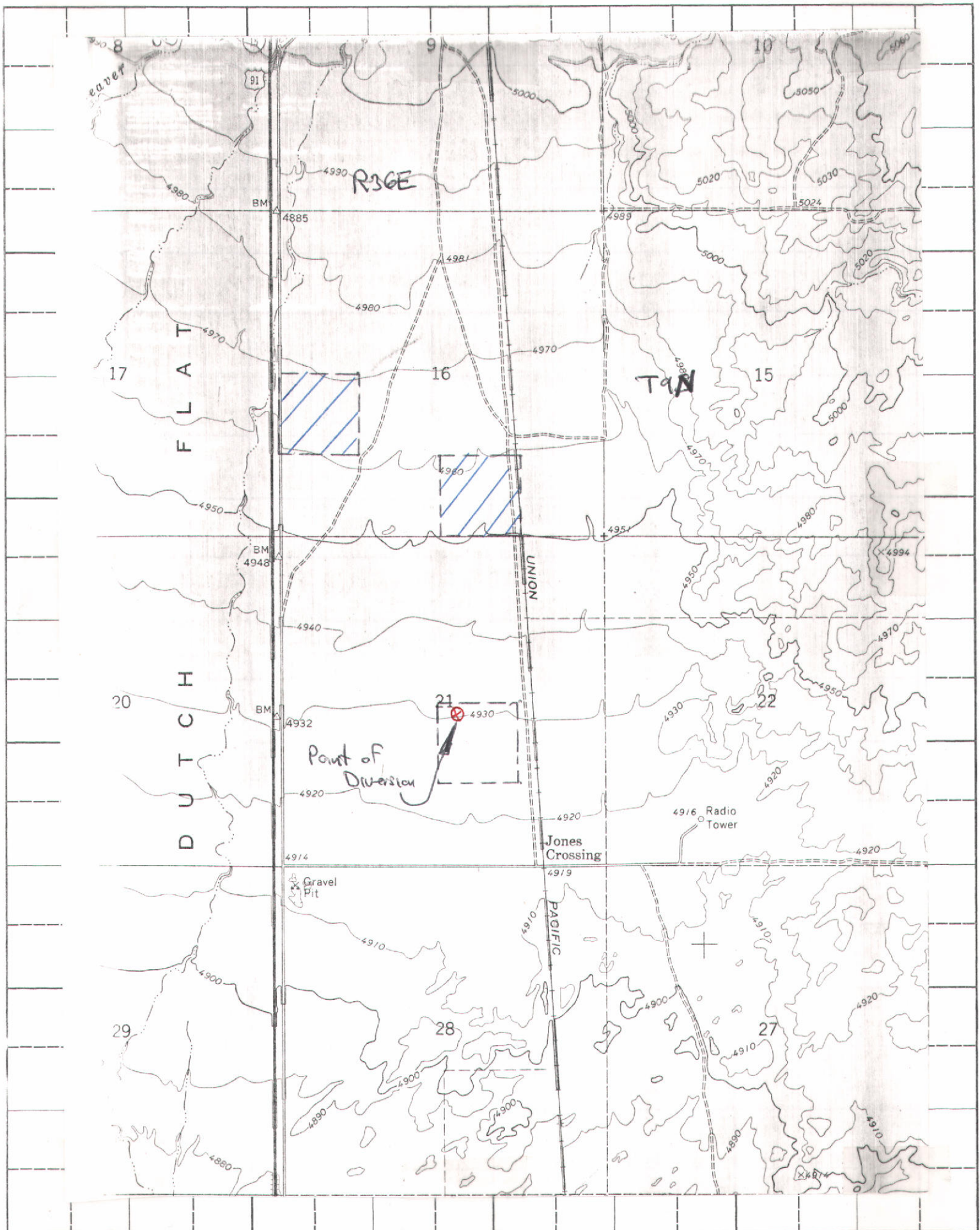


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

MICROFILMED

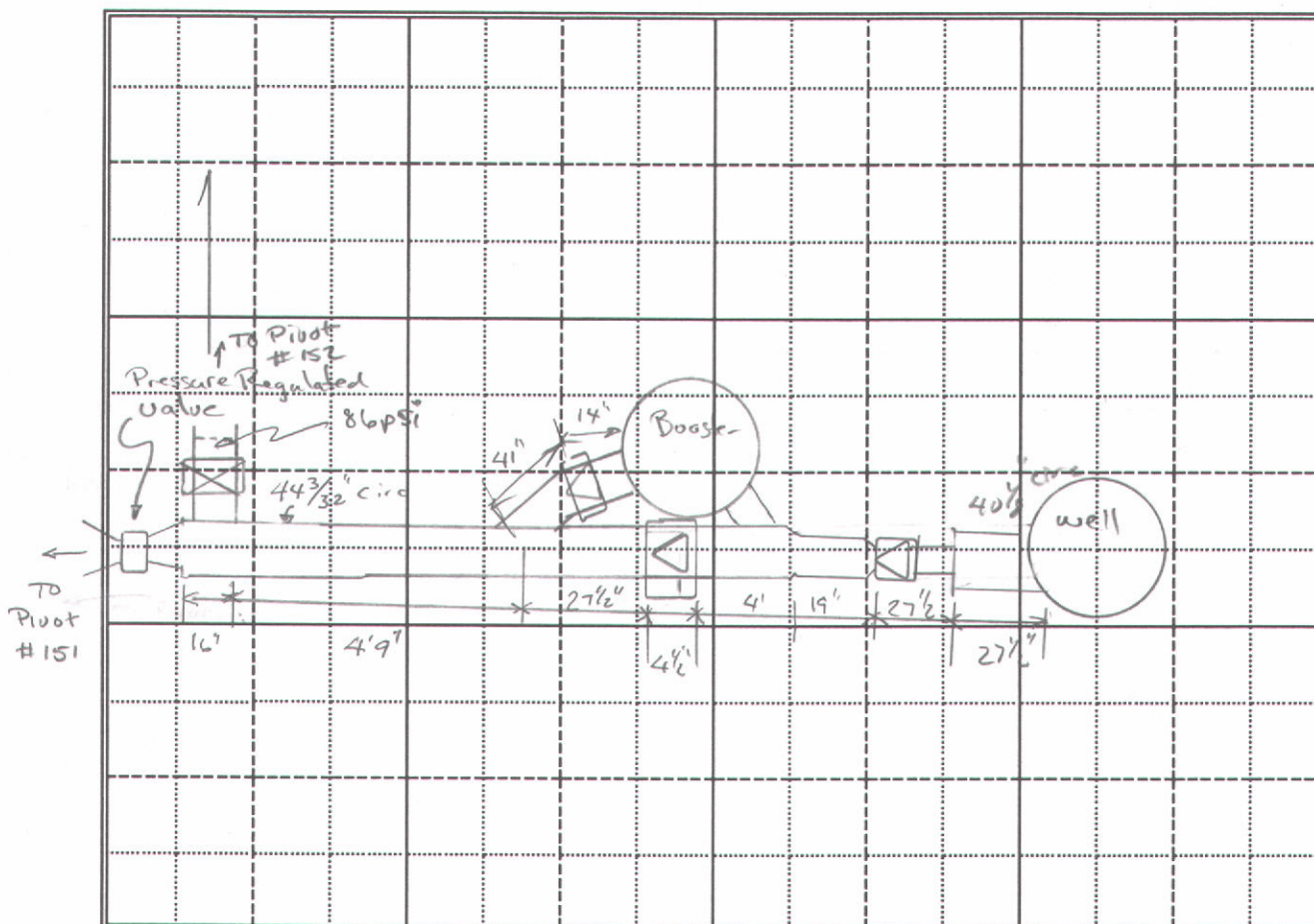
SEP 04 1990

X

Will Anderson

(Applicant)

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
well	US Electric	300	CF6564-93 81-1738	Johnston	
Booster	CE	200	ATJ128147	Johnston	93JH5649

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

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112° 15'
44° 07' 30"

401000m.E

MONIDA PASS 35 MI.
DUBOIS EXIT (IDAHO 22) 3.3 MI.

403 12' 30"

404

4886000m.N

Beaver Creek

91

BM

4885

9

10

4885

F L A T

PLACE OF USE

16

15

17

20

21

22

POINT OF DIVERSION

Jones Crossing

4916 Radio Tower

Gravel Pit

PACIFIC

29

28

27

31-07423

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MAR 26 1998

R36E
T9N

31-07423

R=1482
A=153

8 9

9 10

17 16

16 15

#30
B31
T303

222.2

187.7
187.2
171.2

State

133.9

Liaison
SONS

T
9
N

#29
B81
T303

226.2

8

PLACE OF USE

32

R36E

156.4

17 16
20 21

16 15
21 22

#28
B81
T303

290.0

31-07423



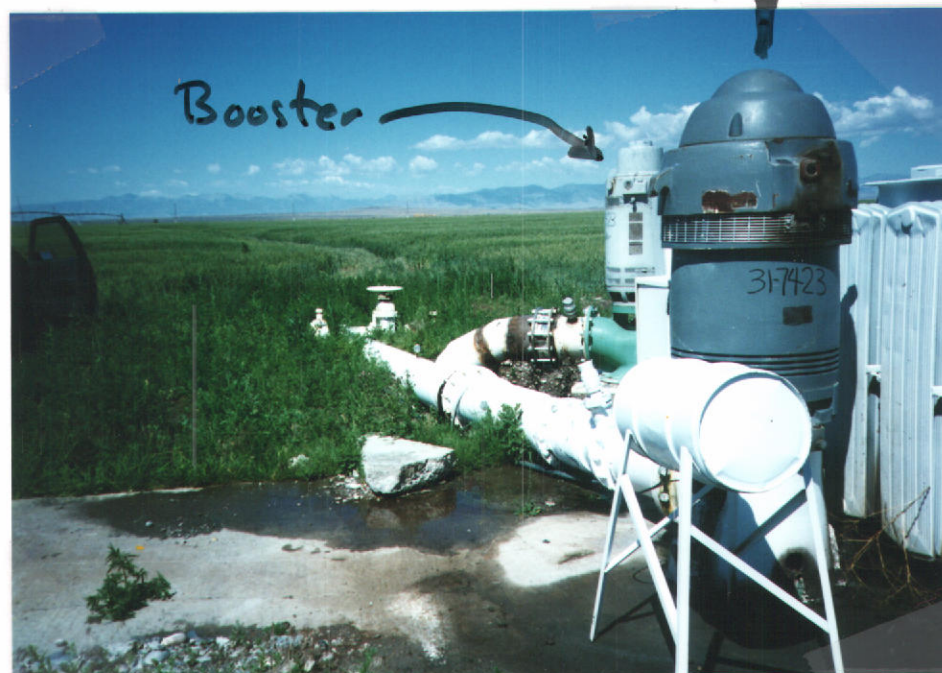
POINT OF DIVERSION

SON

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MAR 26 1998



MEASUREMENT SITE



31-7423

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MAR 26 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 31-07423

Priority: April 25, 1984

Maximum Diversion Rate:

0.20 CFS

Maximum Diversion Volume:

72.9 AF

This is to certify, that BLAINE LARSEN

PO BOX 188

HAMER ID 83425

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 25, 1984; and has submitted Proof of Beneficial Use on November 29, 1990. An examination indicates that the works have a diversion capacity of 6.900 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.20 CFS	72.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 21, Township 09N, Range 36E
CLARK County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	36E	16	NESW 19	NWSW 8	SWSW 28	
			SESW 40	NWSE 7	SWSE 32	134
		21	NWNE 14	SWNE 25	NENW 36	
			NWNW 18	SWNW 21	SENE 39	
			NESW 40	NWSW 36	SWSW 20	
			SESW 38	NWSE 38	SWSE 22	347

Total number of acres irrigated: 481

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre field headgate for irrigation of the lands above.

MICROFILMED
MAR 26 1998

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 31-07423

CONDITIONS OF APPROVAL AND REMARKS

6. Rights 31-07127, 31-07202B, and 31-07423 when combined shall not exceed a total diversion rate of 6.90 cfs, a total combined annual diversion volume of 1669.5 af and the irrigation of 477 acres.
7. This right is limited to the irrigation of 36 acres within the place of use described above in a single irrigation season.
8. Rights 31-07127 and 31-07202B are also diverted through the point(s) of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 19th
day of MARCH, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED
MAR 26 1998

RECEIVED

State of Idaho
Department of Water Resources

MAR 16 1998

APPLICATION FOR AMENDMENT

Department of Water Resources

(For Licensing Purposes)

WATER RIGHT NO. 31-07423

Date of Priority: April 25, 1984

Maximum Diversion Rate: 0.20 CFS

Maximum Diversion Volume: 72.9 AF

Comes now

BLAINE LARSEN

PO BOX 188

HAMER ID 83425

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 31-07423, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.20 CFS	72.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 21, Township 09N, Range 36E
CLARK County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N 36E 16	NESW 19	NWSW 8	SWSW 28	
	SESW 40	NWSE 7	SWSE 32	134
21	NWNE 14	SWNE 25	NENW 36	
	NWNW 18	SWNW 21	SENW 39	
	NESW 40	NWSW 36	SWSW 20	
	SESW 38	NWSE 38	SWSE 22	347

Total number of acres irrigated: 481

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at HAMER, this 4th day of MARCH, 1998.

MICROFILMED

MAR 26 1998

Blaine Larsen
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 31-07423

FOR DEPARTMENT USE ONLY

Preliminary check by SWL Fee = \$50.00 Received by KS # C041702 Date 3.12.98

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 31-07423 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Rights 31-07127, 31-07202B, and 31-07423 when combined shall not exceed a total diversion rate of 6.90 cfs, a total combined annual diversion volume of 1669.5 af and the irrigation of 477 acres.
7. This right is limited to the irrigation of 36 acres within the place of use described above in a single irrigation season.
8. Rights 31-07127 and 31-07202B are also diverted through the point(s) of diversion described above.

Witness my hand this 19TH day of MARCH, 1998.

Acting for KARL J. DREHER, Director

MICROFILMED
MAR 26 1998

RECEIVED
NOV 29 1990

For Office Use Only
Amt. of Fee \$ 58.00
Date 11/27/90
Receipt No. C-018777
Received by J. Barton

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 31-07423 Telephone No. 662-5501

Name(s) of Permit Holder(s): BLAINE LARSEN

Post Office Address: P.O. Box 188 HAMER, Idaho 83425

Source of Water: GROUNDWATER

If ground water, well driller's name: Unknown? Date drilled: Late 1970's?
This well was drilled prior to our purchase of the land in April 1990.

Extent of Use:
Domestic _____ (No. of households) Irrigation 36 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted .20 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: Unknown?

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☐ No

OR

Flow Measurement Port: Required? Yes ☐ No Installed? ☒ Yes ☐ No

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

KEVAN VARIN (208) 662-5501
Name Telephone No.

PO Box 188 HAMER, IDAHO 83425
Address

MICROFILMED

JAN 04 1991

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

11-24-90 Kevan Varin P/A for Blaine Larsen
Date Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 31-07423

Proposed Priority: April 25, 1984 Maximum Diversion Rate: 0.20 CFS

This is to certify, that **BLAINE LARSEN**
P.O. BOX 188
HAMER, ID 83425

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSE Sec. 21, Township 09N, Range 36E
CLARK County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	36E	16	NWSW 9	SWSE 27		36

Total number of acres irrigated: 36

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

23rd day of August, 1990

R. Keith Higginson
R. Keith Higginson, Director

for

MICROFILMED

SEP 04 1990

State of Idaho
Department of Water Resources
Application for
ASSIGNMENT OF PERMIT

I, Will Anderson, hereby assign to Blaine Larson
of P.O. 188 Home-Idaho 83425
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 31-423
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

RECEIVED
JUN 11 1990

Department of Water Resources

Made this One day of June, 19 90.

Will Anderson
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Bonneville) ss.

On this 6th day of June, 19 90, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

John T. Varin
Notary Public residing at
Idaho Falls, Idaho

My commission expires:

8-19-91

MICROFILMED

SEP 04 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

The Idaho Company d/b/a Beaver Creek Ranch

1. Name of applicant _____ Phone 523-4445

Post office address P. O. Box 1219, Idaho Falls, Idaho 83402

2. Source of water supply subterranean ^{Ground water} which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 9N

Range 36E B.M. Clark County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.2 for irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.2 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 1 drilled well equipped with pump and electric motors and 1 circular sprinkler irrigation 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 when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years). Works were complete and water was applied to beneficial use at same time as indicated in License No. 31-7202^B

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: _____ horsepower 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: _____

MICROFILMED

SEP 04 1990

UNRECORDED

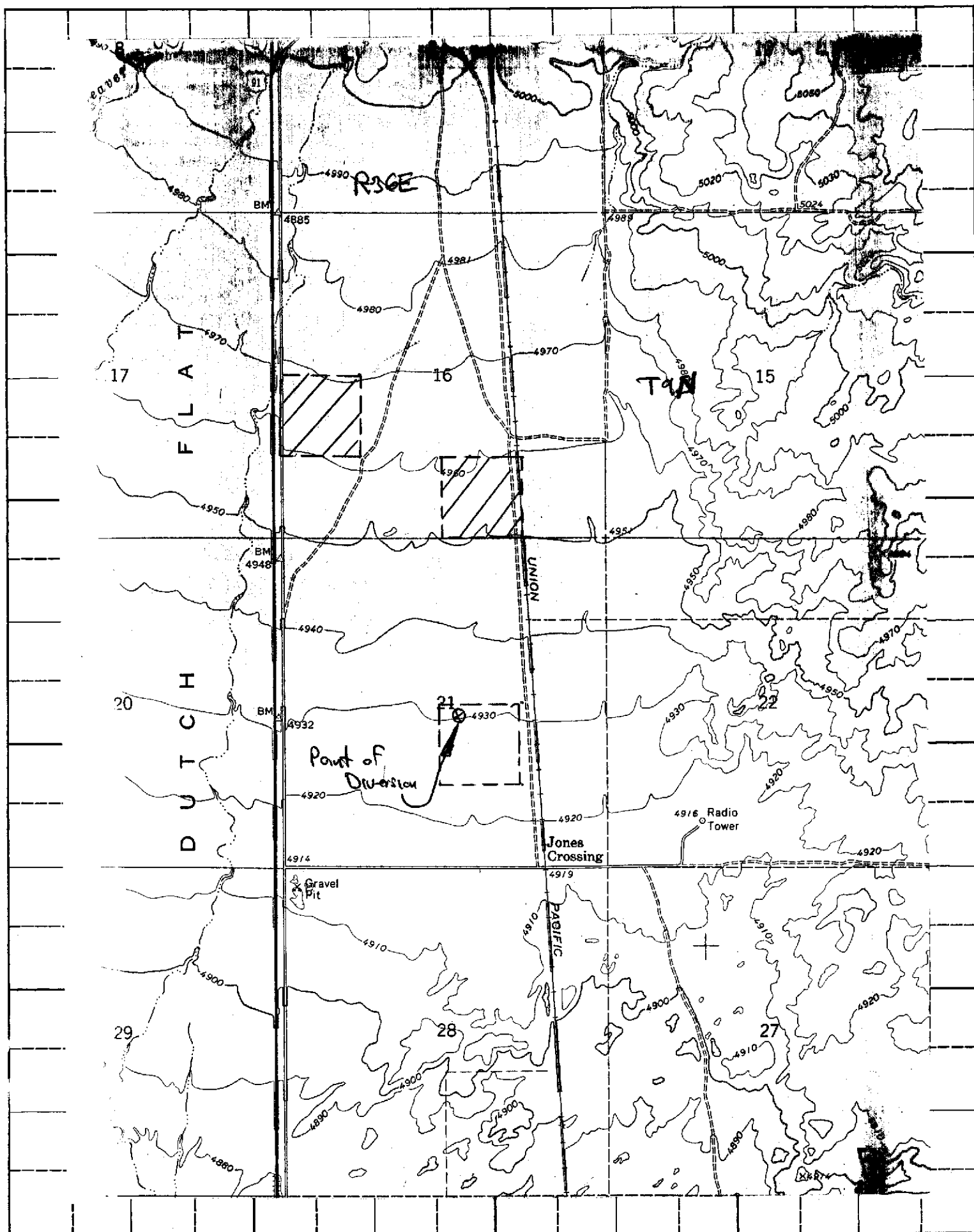
c. Describe any other water rights used for the same purposes as described above.

Total number of acres to be irrigated

[illegible]

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

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.

MICROFILMED

SEP 04 1990

X *Will Anderson*
(Applicant)

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SEP 04 1990

d. Other:

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

fore _____, 19 _____.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or be-

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

of Idaho No. _____, and said application is hereby _____.

This is to certify that I have examined Application for Permit to appropriate the public waters of the State

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Recommended for approval denial by KW
Hearing held by _____ Date _____
Copies of protests forwarded by _____
Protests filed by: none
Publication approved RB Date 9-23-90
Publication dates 7-5-90 to 7-12-90
Published in 10 State Journal
Publication prepared by RB Date 7-23-9
Received by my Date 4-25-84 # 33963
Preliminary check by Jim Fee \$ 30.00
Received by Jim Date 4-30-84 Time 3:15 P.M.

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

Sandra K. Wann

NOTICE OF APPLICATION OF WATER RIGHT

The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

31-07423

LARSEN, BLAINE
LARSEN, BLAINE
P.O. BOX 188
HAMER, ID 83425
Source: GROUNDWATER
Diversión Pt:
NWSE Sec 21 T 09N R 36E
Use: IRRIGATION (.200 CFS)
Total Diversión: (.200 CFS)
Date Filed: 4-25-1984
In: T09N R36E S16 NWSW SWSE
36.0 ACRES TOTAL

29-07933

TOVEY, DE VERE
TOVEY, LORA
80 N. 4TH W.
PRESTON, ID 83263
Source: SPRING
Tributary: HARKNESS CREEK
Diversión Pt:
NWNWNE Sec 5 T 09S R 37E
SWNWNW Sec 5 T 09S R 37E
Use: STOCKWATER (.200 CFS)
DOMESTIC (.200 CFS)
Total Diversión: (.200 CFS)
Date Filed: 5-4-1990
In: T09S R37E S05 NENE NWNE
SWNE SENE SENW

29-07996

GAMBY, JOHN M.
GAMBY, SALLY R.
8263 RAPID CREEK RD.
INKOM, ID 83245
Source: GROUNDWATER
Diversión Pt:
NESE Sec 21 T 06S R 36E
Use: IRRIGATION (.100 CFS)
DOMESTIC (.040 CFS)
Total Diversión: (.140 CFS)
Date Filed: 4-30-1990
In: T06S R36E S21 NESE
5.0 ACRES TOTAL

29-07997

CUTCHEN, FAYE
4347 W. OLD HWY. 91
INKOM, ID 83245
Source: GROUNDWATER
Diversión Pt:
NWSE Sec 24 T 07S R 35E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)
Total Diversión: (.040 CFS)
Date Filed: 5-22-1990
In: T07S R35E S24 NWSE
1.0 ACRES TOTAL

29-07998

PALMER, CARL R.
4622 N. RAPID CREEK RD.
INKOM, ID 83245
Source: RAPID CREEK
Tributary:
PORTNEUF RIVER
Diversión Pt:
SENE Sec 11 T 07S R 36E
Use: IRRIGATION (.100 CFS)
STOCKWATER (.020 CFS)
Total Diversión: (.120 CFS)
Date Filed: 5-1-1990
In: T07S R36E S11 SENW
3.5 ACRES TOTAL

29-07999

GAMBY, SALLY R.
GAMBY, JOHN M.
8263 RAPID CREEK RD.
INKOM, ID 83245
Source: RAPID CREEK
Tributary:
PORTNEUF RIVER
Diversión Pt:
NESE Sec 21 T 06S R 36E
Use: IRRIGATION (.100 CFS)
Total Diversión: (.100 CFS)
Date Filed: 4-30-1990
In: T06S R36E S21 NESE
5.0 ACRES TOTAL

29-08000

MORRISON, PHILIP
RT. 1
DOWNEY, ID 83234
Source: UNNAMED STREAM
Tributary:
MARSH CREEK
Diversión Pt:
NWSE Sec 12 T 11S R 36E
Use: IRRIGATION (.200 CFS)
Total Diversión: (.200 CFS)
Date Filed: 5-1-1990
In: T11S R36E S12 NWSE SESE
12.0 ACRES TOTAL
The permit(s) will be subject to all
prior water rights. Protests may be
submitted based on the criteria of

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was
published in the said IDAHO STATE JOURNAL, on the following dates,
to-wit:

5 July	19 90	19
12 July	19 90	19
	19	19
	19	19
	19	19

That said paper has been continuously and uninterruptedly published
in said County for a period of seventy-eight weeks prior to the publication
of said notice or advertisement and is a newspaper within the meaning
of the laws of Idaho.

Sandra K. Wann

STATE OF IDAHO

COUNTY OF Bannock

On this 12th day of July in the year of 1990, before me,
a Notary Public, personally appeared Sandra K. Wann,
known or identified to me to be the person whose name subscribed to the within instrument,
and being by me first duly sworn, declared that the statements therein are true, and
acknowledged to me that he executed the same.

Notary Public for Idaho

Residing at Pocatello

My commission expires: July, 1991

RECEIVED

JUL 13 1990

Department of Water Resources
Eastern District Office

MICROFILMED

SEP 04 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 19, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BLAINE LARSEN
PO BOX 188
HAMER ID 83425

RE: WATER RIGHT NO. 31-07423

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED
MAR 26 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

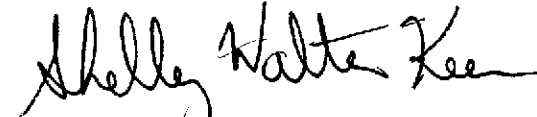
MICROFILMED
MAR 26 1998

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

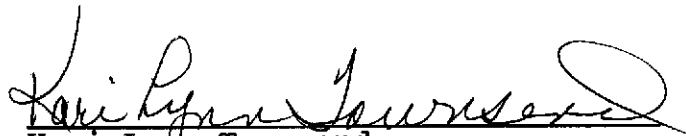
RECORDED
MAR 26 1998

CERTIFICATE OF MAILING

I hereby certify that on the 19th day of March, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 31-07423

BLAINE LARSEN
PO BOX 188
HAMER ID 83425


Kari Lynn Townsend
Secretary

RECORDED
MAR 26 1998

M E M O R A N D U M

DATE: March 12, 1998

TO: File 31-07423

FROM: Kari Lynn Townsend

RE: Phone conversation

=====

Shelley Keen spoke with Craig Kantack regarding the check that was received from Agribusiness, Inc. yesterday in the amount of \$50. The check is to be receipted for Application for Amendment filing fee for water right 31-07423 even though the Application for Amendment form was not sent with the check but will be sent separately.

MICROFILMED

MAR 26 1998

15341

PLEASE DETACH THIS PORTION AND RETAIN FOR YOUR RECORDS.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 19, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BLAINE LARSEN
PO BOX 188
HAMER ID 83425

RE: WATER RIGHT NO. 31-07423

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within 14 days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is \$50.00.

If you have any questions, please call me at (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
MAR 26 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

January 29, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BLAINE LARSEN
PO BOX 188
HAMER ID 83425

RE: WATER RIGHT NO. 31-07423

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that your place(s) of use is in a location other than what was described on your permit. Therefore, before a license can be issued, the permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the place(s) of use and other information as it will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

MAR 26 1998

MEMORANDUM

TO: File 31-07423

FROM: Sharla

DATE: December 26, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 31-07423 are based on the following:

H. RECOMMENDATIONS

Irrigation	4/15 - 10/15	0.20 cfs	72.9 afa
------------	--------------	----------	----------

The standard season for this area is 4/15 - 10/15 (184 days). The volume is limited by the rate of flow ($0.20 \times 184 \times 1.98 = 72.9$ af).

PPU listed incl. 40 acres found under this permit; amendment needed for PPU because of PPU listing.

Examiner: Keith Wilson
Exam Date: July 13, 1994

MICROFILMED

MAR 26 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 31-07423

DATE 12/19/97

REVIEWER: SHARLA

NAME Change OK ✓ Address Change No
 SOURCE Change OK ✓ Is change/clarification of originally intended source? ✓
 POINT OF DIV Change OK ✓ If not, prepare Notice of Intent to Void ✓
 PLACE OF USE ✓ OK ✓ Amendment required No
 Amendment required No yes

Does map agree with written description? ✓ yes no

OVERLAPS ✓ P/D no P/U

RATE OF DIV

Permitted Rate .20 cfs
 Fee limit .20 cfs \$50⁰⁰
 Measured 5.43 cfs
 Theoretical 10.67 cfs
 Recommended Total Div Rate .20 cfs
 6.9 cap. in 1981 under 2 existing licenses
 $500 \times 8.8 \times .7 / 150 + (2.31 \times 60) = 10.67$

ANNUAL VOLUME/ NATURE OF USES

4/15-10/15

Use	cfs	Volume Calc	af
<u>W35</u>	<u>.20</u>	<u>36 X 3.5 =</u>	<u>af</u>
			<u>af</u>
			<u>af</u>
			<u>af</u>
SUBTOTAL		<u>126.0</u>	<u>af</u>

Flow rate .20 cfs $\times 184$ days $\times 1.98 =$ 72.9 af
 Total volume recommended 72.9 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W36 (7127/7202B)
W35 (6.9 cfs) 1683.5 af 481 ac

CONDITIONS

Watermaster Control WD# 7127
GW Measurement/Measuring Device
Overlap
Use-specific conditions

Advancement of Priority Date Required yes ✓ no

SRBA Claim Filed NA
 Adjustment Memo Season Volume

1st Amend Letter P41, P38
 2nd Amend Letter P42

7127 1979 exam (320)
 7202B 1981 exam 121
 360hp 250 booster 441
 477

6.9 cap

State of Idaho
Department of Water Administration

DELTA

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

MICROFILMED
-MAR 26 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 28 1997
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 31-7423

1. Owner: Blaine Larsen Phone No. 662-5501

Current Address: P.O. Box 188, Hamer Id 83425

2. Accompanied by: Craig Kantack EXAM DATE: 7-13-1994

Address: Same Phone No. Same

Relationship to Permit Holder: _____

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: 31-07127/31-07202 B

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NW	NW	SE	21	9N	36E	Clarke	FSA Aerial/USGS QUAD/ONSITE

2. Place(s) of Use:

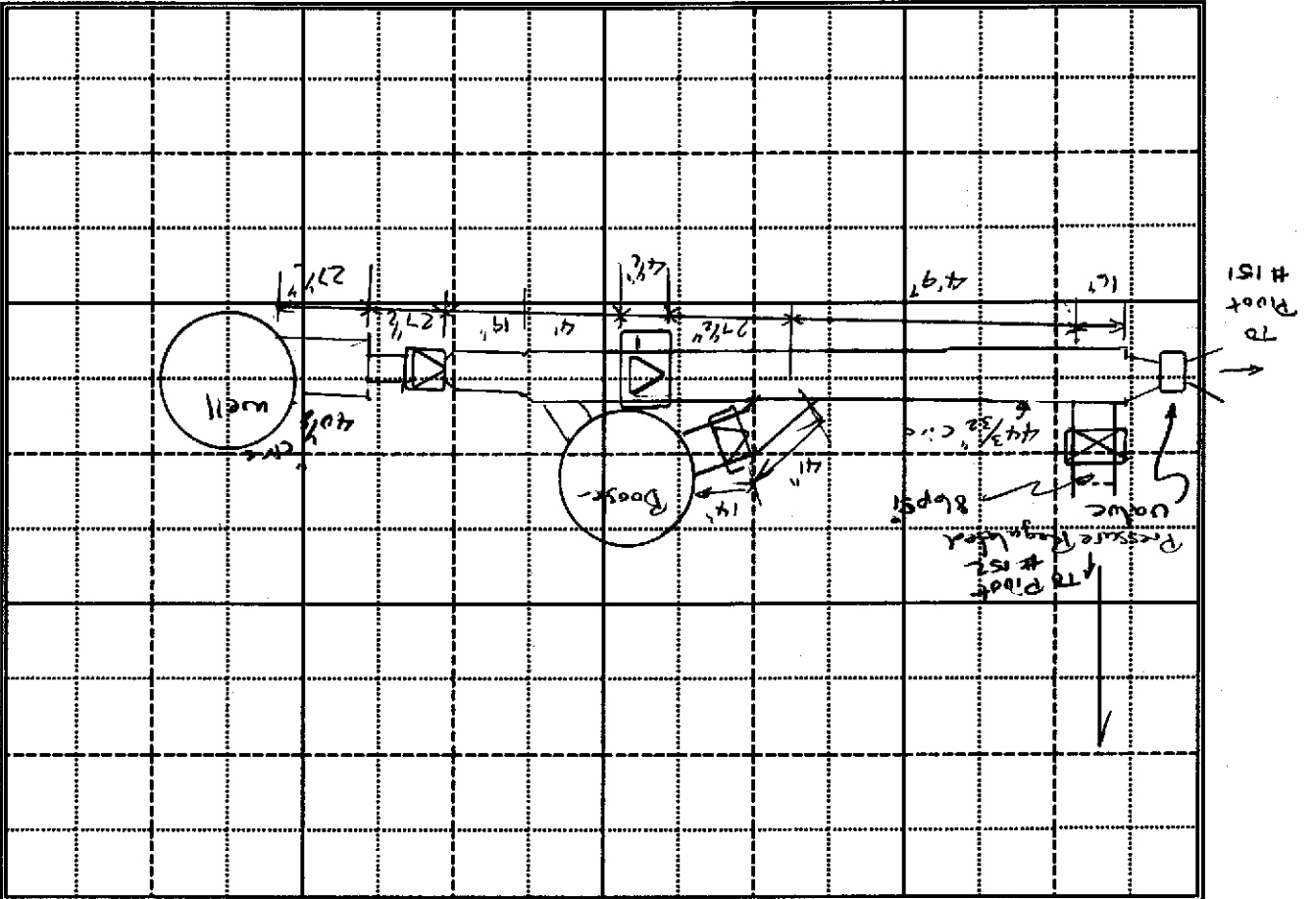
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9N	36E	16									8						32		40
RECOMMEND																			
9N	36E	16									8						28		36

MICROFILMED

MAR 26 1998

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

_____ Copy of USGS Quadrangle Attached Showing location(s) of _____ point(s) of diversion and place(s) of use (required).

_____ Aerial Photo Attached of _____ (required for irrigation of 10+ acres)

_____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
well	US Electric	300	CE 6564-93	Johnston	
Booster	CE	200	ATJ 128 147	Johnston	93JH5649

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

2. Measurements:

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

E. NARRATIVE/REMARKS/COMMENTS

Well pump booster manifold to Pivot # 151 & 152

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED

MAR 26 1998

SEAL

Reviewer

Date _____

Field Examiner's Name KEITH C WILSON Date 13 JUL 94

I. AUTHENTICATION

Change P.D. as reflected above

Change P.U. as reflected above

☒	Add P.D. as reflected above
☐	Add P.U. as reflected above
☐	Other
☐	None

2. Recommended Amendments

Beneficial Use

IRRIGATION

From ~~4/1~~

To

Rate of Diversion
Q (cts)
0.20 cts

Annual Volume
V (ata)
84.902

Totals:

0.205

24.9.78

1. Recommended Amounts

H. RECOMMENDATIONS

2. Volume Calculations for Other Uses:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3600 \times 3.5 = 12600 \text{ cfs}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) = 0.206 (217) (1.4635) = 84.9$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{DR} = 84.9 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$y_0 \text{ ist } S \text{ und } 245 \text{ ist } 2 = 0$$
Measured Method:

Additional Computation Sheets Attached

F. FLOW CALCULATIONS

PRINTER

07-13 10:2400 *R
+ 2.490E 3GPM

07-13 10:2400 *R
+002.90 % AI2

PRINTER USE
? YES 31-7423

MODE SELECT
INPUT 151/162

OUTER DIAMETER
14.0350 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1272 IN

INNER LINING
? NO LING.

KIND OF FLUID
? ANOTHER

SOUND VELOCITY
1460 M/S-

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
10.833 IN U

07-13 10:3000 *R
+ 2.395E 3GPM

ZERO MODE
AUT ZERO

07-13 10:3100 *R
+ 2.369E 3GPM

07-13 10:3100 *R
+002.90 % AI2

MODE SELECT
T0 CHECK

0521.0 MMSEC
100.07 % T0

07-13 10:3100 *R
+ 2.409E 3GPM

07-13 10:3200 *R
+ 2.435E 3GPM

07-13 10:3300 *R
+ 2.401E 3GPM

07-13 10:3400 *R
+ 2.423E 3GPM

31-07423

MICROFILMED

MAR 26 1998

FLOW MEASUREMENT
TAPE

31-07423

80443

112°15'
44°07'30"

MONIDA PASS 35 MI.
DUBOIS EXIT (IDAHO 22) 3.3 MI.

12°30"

404

401000m.E

4886000m.N

Beaver Creek

91

BM

4885

PLACE OF USE

16

FLAT

17

15

R36E

T9N

DUTCH

20

21

POINT OF DIVERSION

930

BM

4932

Jones Crossing

4916 Radio Tower

Gravel Pit

914

4919

PACIFIC

29

28

27

31-07423

MICROFILMED

MAR 26 1978

15

91

3572 III NE
LONE BUTTE

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

112° 15'
44° 07' 30"

401000m E

402

403

12' 30"

404

486000m N

485

484

483

482

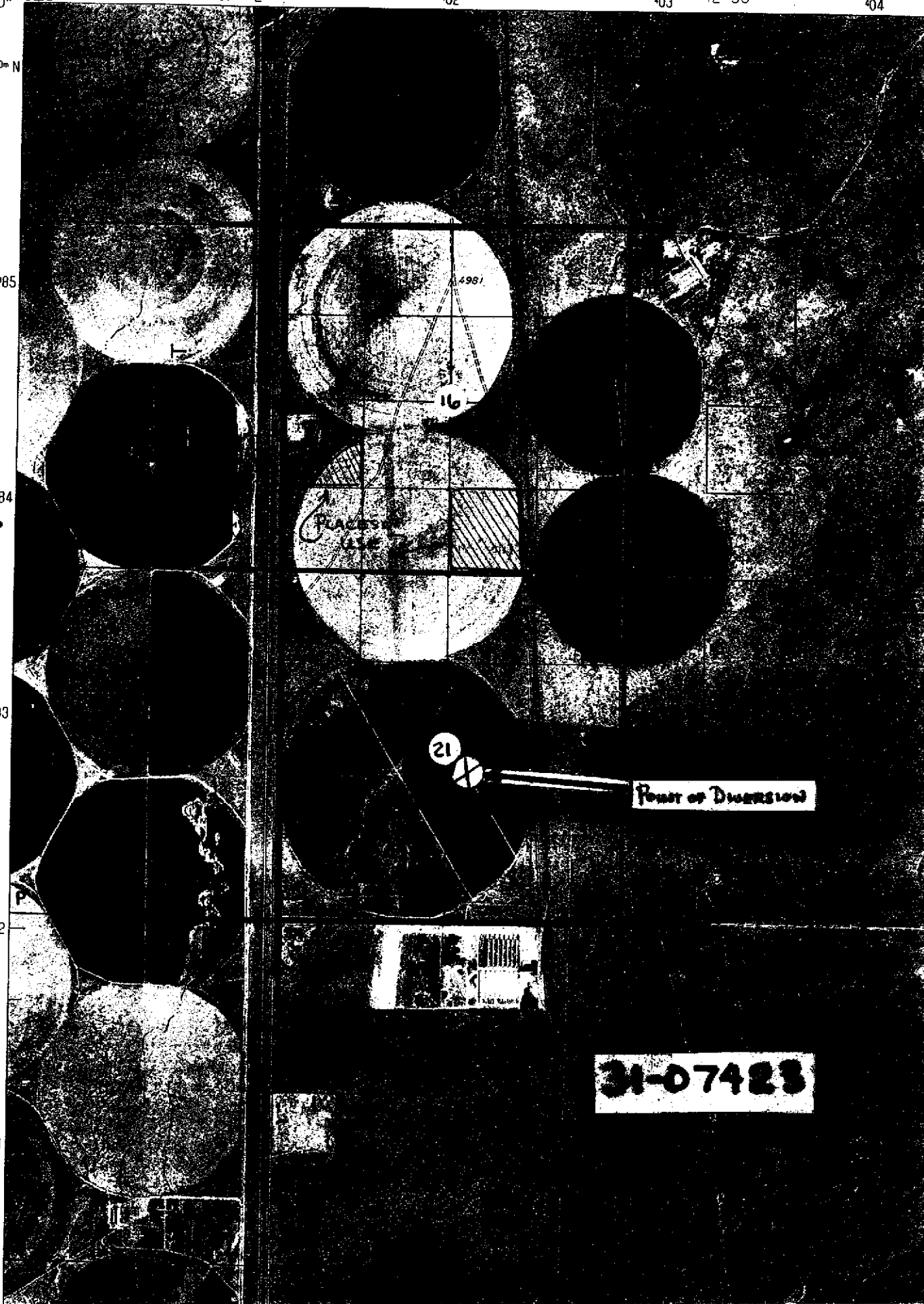
5'

481

R36E

T
9
N

MAR 2 6 1938
MICRO 2 0 1938



31-07423

8 9

17 16

9 10

16 15

651

B8 226.2
T303

8

PLACE OF USE

32

T
9
N

R36E

17 16

20 21

16 15

21 22

#28
B8
T303 2900

31-07423

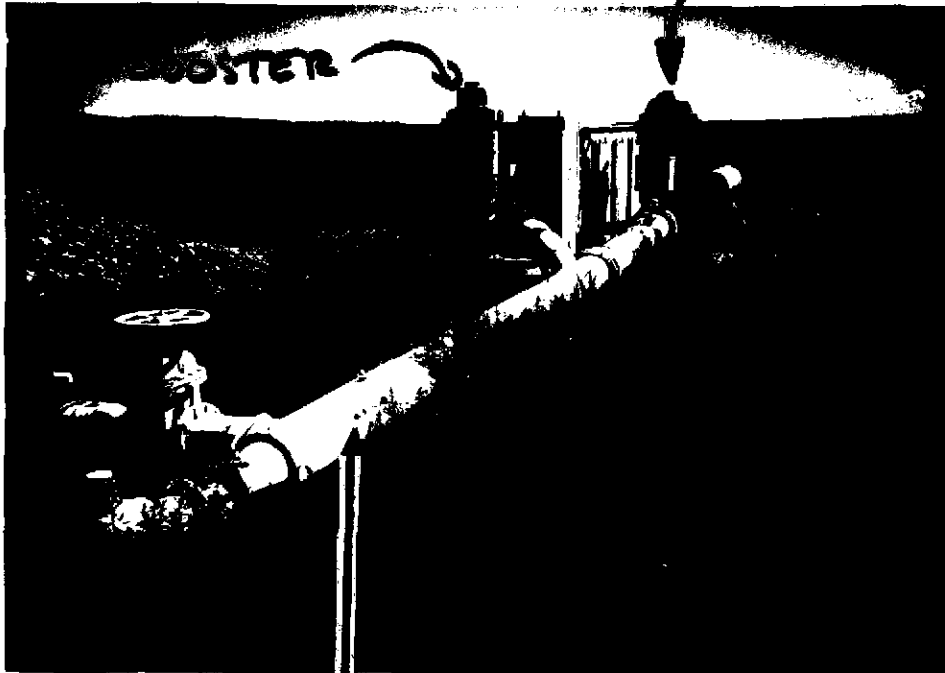


POINT OF DIVERSION

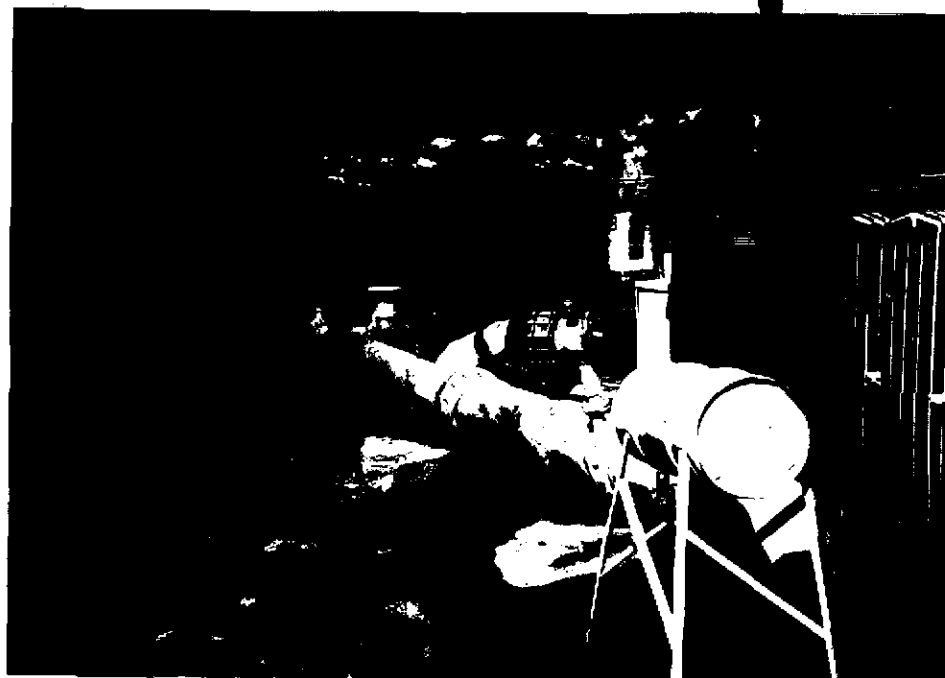
NOT REFILED

MAR 26 1988

191.2



MEASUREMENT SITE



31-7423

REPROFILMED
MAR 26 1998

December 19, 1990

BLAINE LARSEN
P.O. BOX 188
HAMER, ID 83425

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 31-07423

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JAN 04 1991

Date proof received _____

Date proof due _____ - _____

No. of days late _____ = _____

Priority date _____ + _____

NEW PRIORITY DATE _____ = _____

0BS

Spockman

HOPKINS, FRENCH, CROCKETT, SPRINGER & HOOPES
LAWYERS

SALISBURY BUILDING-428 PARK AVENUE
P. O. BOX 51219
IDAHO FALLS, IDAHO 83405-1219
(208) 523-4445
FAX (208) 523-4474

C. TIMOTHY HOPKINS
GREGORY L. CROCKETT
D. FREDRICK HOOPES
LARY S. LARSON
PAUL B. RIPPEL
TERESA L. STURM
STEPHEN A. GRATTON *
STEVEN K. BROWN
DAVID H. SHIPMAN

SEWARD H. FRENCH
(1941-1984)
TED C. SPRINGER
(1943-1984)
ROBERT A. deGROOT
REGISTERED PATENT AGENT

October 29, 1990

*ADMITTED TO PRACTICE IN COLORADO ONLY

David B. Shaw
Adjudications Bureau Chief
State of Idaho
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

RECEIVED
OCT 31 1990

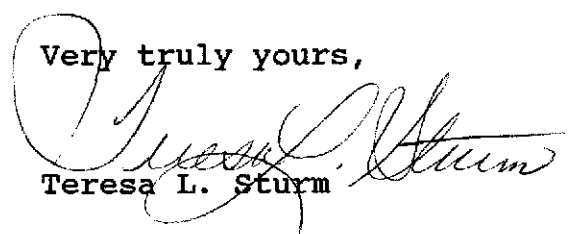
Department of Water Resources

Re: The Idaho Company d/b/a Beaver Creek Ranch

Dear Mr. Shaw:

We received correspondence from the Department of Water Resources dated October 17, 1990, regarding The Idaho Company d/b/a Beaver Creek Ranch and in particular regarding Permit No. 31-07423. This is to advise you that that interest is now held by Larsen Farms, c/o Blaine Larsen. Any further information regarding that permit and/or the water right associated therewith, should be submitted directly to Larsen Farms, c/o Blaine Larsen, at P. O. Box 188, Hamer, Idaho 83425.

If we can be of further assistance or if there is confusion regarding this matter, please do not hesitate to contact this office.

Very truly yours,

Teresa L. Sturm

TLS/csh
cc: Mr. Kevan V. Varin,
Blaine Larsen Farms

MICROFILMED
JAN 04 1991

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
August 23, 1990

BLAINE LARSEN
P.O. BOX 188
HAMER, ID 83425

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 31-07423

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

RECEIVED
SEP 04 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

SEP 04 1990

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: HWS

APPLICATION NUMBER: 31-7423

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____

Date: _____

Comments: _____

☐ Yes ☒ No Field check required.

☐ Yes ☒ No Critical groundwater area.

☐ Yes ☒ No Request dam safety information. Sent by: _____

Date: _____

☐ Yes ☒ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

31-72020 on acres adjacent
in same 1/4 of 1/4

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: 7-23-90

- ☐ Yes ☐ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7-13-90
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.

- ☐ Yes ☒ No

Measuring device required.

- ☐ Yes ☒ No

Access port required.

- ☒ Yes ☒ No

Will water be delivered by watermaster? If yes, what district? 31-P05

4-25-84

Date of priority recommended.

Special conditions of approval or cover letter.

App. in TRUST area-EXEMPT

By: HWS

Date: 7-27-90

STATE OFFICE REVIEW:

P05, P23

P16

46

- ☐ See attached sheet for more information.

By: KW

Date: 8/22/90

RECEIVED

JUL 31 1990

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

JUNE 27, 1990

IDAHO STATE JOURNAL
P.O. BOX 431
POCATELLO, ID 83204

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 23, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

SEP 04 1990

31-07423

LARSEN, BLAINE
LARSEN, BLAINE
P.O. BOX 188
HAMER, ID 83425

Source: GROUNDWATER

Diversion Pt: NWSE Sec 21 T 09N R 36E

Use: IRRIGATION (.200 CFS)
 Total Diversion: (.200 CFS)

Date Filed: 4/25/ 1984

In: T09N R36E S16 NWSW SWSE

36.0 ACRES TOTAL

MICROFILMED

SEP 04 1990

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Sheup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before JULY 23, 1990.

R. Keith Higginson, Director

Published 7/ 5/1990 & 7/12/1990

MICROFILMED

SEP 04 1990

FROM

Tim Luke

DATE 6-12-90

TO

H W Jones / Eastern Region

SUBJECT

App. No. 31-7423

Skip;

This App is exempt from Fast Water Processing. Plz advise
from your office & Acknowledge Assignment in any correspondence.

RECEIVED MICROFILMED

JUN 14 1990

SEP 14 1990

Department of Water Resources
Eastern District Office

[Signature]

SIGNATURE

MEMORANDUM

TO: FILE/APPLICATION NO. 31-7423

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 6-11-90

Applicant has returned questionnaire and has stated that the use under this filing commenced prior to 1984. The filing was made in 1984 to cover 36 acres of irrigation that exceeded the acreage limitation of an earlier priority permit licensed in 1984. The additional 36 acres of irrigation was confirmed by a 1981 field examination.

Based on the information above, the application is exempt from the review requirements of Section 42-203C. The application may be processed as a normal public water appropriation subject only to review requirements of Section 42-203A. Trust conditions are not applicable.

MICROFILMED

SEP 04 1990

RECEIVED
JUN 11 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE Department of Water Resources

Application No. 31-7423

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes X No

b. If you are not the propoerty owner, please descibe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes X No

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain restrictions and/or conditions. You may be asked to verify uses established prior to October, 1984.)

This land was developed in 1976 along with that covered by license # 31-7202 B

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984.

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete.

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant Blaine Lora

RECEIVED

JUN 14 1990

HOPKINS, FRENCH, CROCKETT, SPRINGER & HOOPES
LAWYERS

SALISBURY BUILDING-428 PARK AVENUE
P. O. BOX 51219

IDAHO FALLS, IDAHO 83405-1219
(208) 523-4445

FAX (208) 523-4474

June 1, 1990

SEWARD H. FRENCH
(1941-1984)

TED C. SPRINGER
(1943-1984)

C. TIMOTHY HOPKINS
GREGORY L. CROCKETT
D. FREDRICK HOOPES
LARY S. LARSON
STEPHEN R. MAY
PAUL B. RIPPEL
TERESA L. STURM
STEVEN K. BROWN
DAVID H. SHIPMAN

RECEIVED
JUN 4 1990

Mr. Kevin Varin
Larson Farms
Hamer, Idaho 83425

Department of Water Resources

Re: State of Idaho Department of Water Resources--
Application for Permit #31-7423--The Idaho
Company d/b/a Beaver Creek Ranch

Dear Kevin:

We previously represented The Idaho Company d/b/a Beaver Creek Ranch and assisted them at a time they conveyed their remaining real property interests in Idaho to what at that time was the Federal Land Bank. You will see that we have enclosed a communication recently received from the State Department of Water Resources inquiring about the Idaho Company's interest in pursuing a water right application. Obviously The Idaho Company has no interest in further pursuit of the application referred to, however, when we brought this matter to the attention of Farm Credit Services in Idaho Falls, we were informed that the real property together with all related water rights had been conveyed by Farm Credit Services to Larson Farms. We therefore forward the enclosed communication for your information and action as may be required. We have also contacted the Department by telephone explaining to Mr. Tim Luke, the Senior Water Resource Agent who authored the enclosure that we were forwarding the information to Larson Farms for appropriate action.

Thank you for your attention to this matter. We wish to bring to your attention the fact that the Department requires your communication on or before Monday, June 4.

Very truly yours,

C. Timothy Hopkins

CTH/lc

Encl.

cc: Mr. Thomas J. Devine
Mr. Glen Leak
Mr. Tim Luke

SEP 04 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 4, 1990

RE: APPLICATION FOR PERMIT NO. 31-7423

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, the Department will issue a notice requesting additional information as required by Water Appropriation Rule 4.5. (in particular, Rules 4.5.3. thru 4.5.3.5, apply to your project if it is more than 200 acres).

MICROFILMED

SEP 04 1990

Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

ENCLOSURE

SEP 04 1990

HOPKINS, FRENCH, CROCKETT & SPRINGER
LAWYERS

C. TIMOTHY HOPKINS
SEWARD H. FRENCH
GREGORY L. CROCKETT
TED C. SPRINGER
D. FREDRICK HOOPES
LARRY L. GOINS
LARY S. LARSON
PAUL B. RIPPEL
TERESA L. STURM
FRED G. ZUNDEL

SALISBURY BUILDING-428 PARK AVENUE
P. O. BOX 1219
IDAHO FALLS, IDAHO 83402-1219

TELEPHONE
AREA CODE 208
523-4445

April 24, 1984

RECEIVED

APR 30 1984

Department of Water Resources
Eastern District Office

RECEIVED

APR 25 1984

Department of Water Resources

Mr. Jim Johnson
Water Distribution Supervisor
Department of Water Resources
450 West State Street
Boise, Idaho 83720

Re: The Idaho Company d/b/a Beaver Creek Ranch

Dear Jim:

You will find that we have enclosed the Application for Permit which as we discussed with you by telephone is simply an extension of the acreage covered by the Ranch's existing Water License Number 31-7202. If after you review the same you have any questions, please let us hear from you. If not, we shall simply look forward to receipt of the approved application in due course.

Thank you for all of your assistance with respect to the Ranch's water rights.

Very truly yours,

HOPKINS, FRENCH, CROCKETT & SPRINGER


C. Timothy Hopkins

CTH/lc

cc: Mr. Thomas J. Devine

Encl. Check \$30.00

MICROFILMED

SEP 14 1990