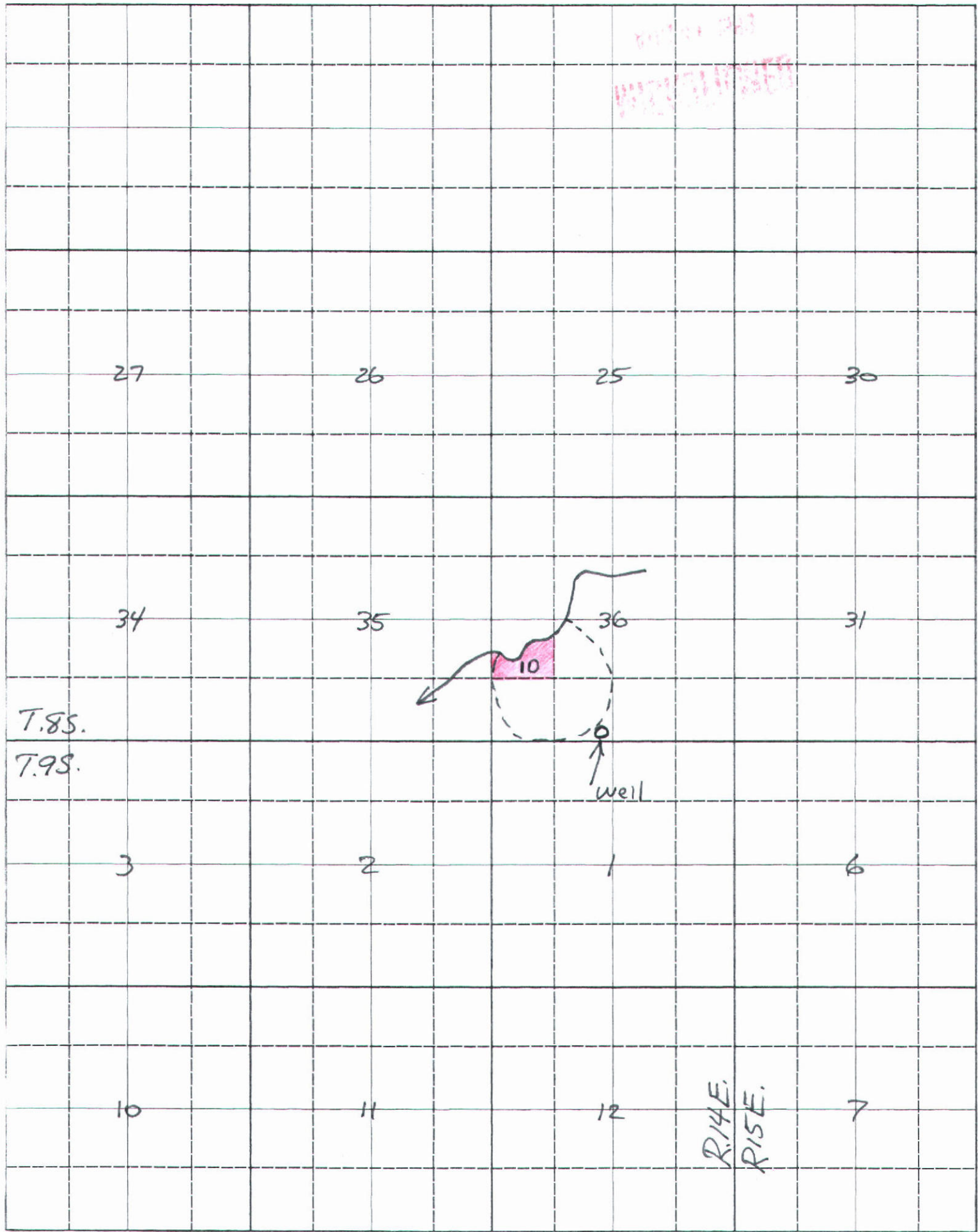


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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

AUG 21 1989

John Madaleno
(Applicant)

Total
Simulation
4.28cfs

SYSTEM 1
36-2228A
36-7597A
36-8276

SYSTEM 2
36-2228B
36-7597B

System 3
1.56
78 acres

System 4
2.38CFS
134 acres

SYSTEM 3
36-2493B
36-7682

SYSTEM 4
36-2493C

System 1

2.28 CFS

114 acres

System 2

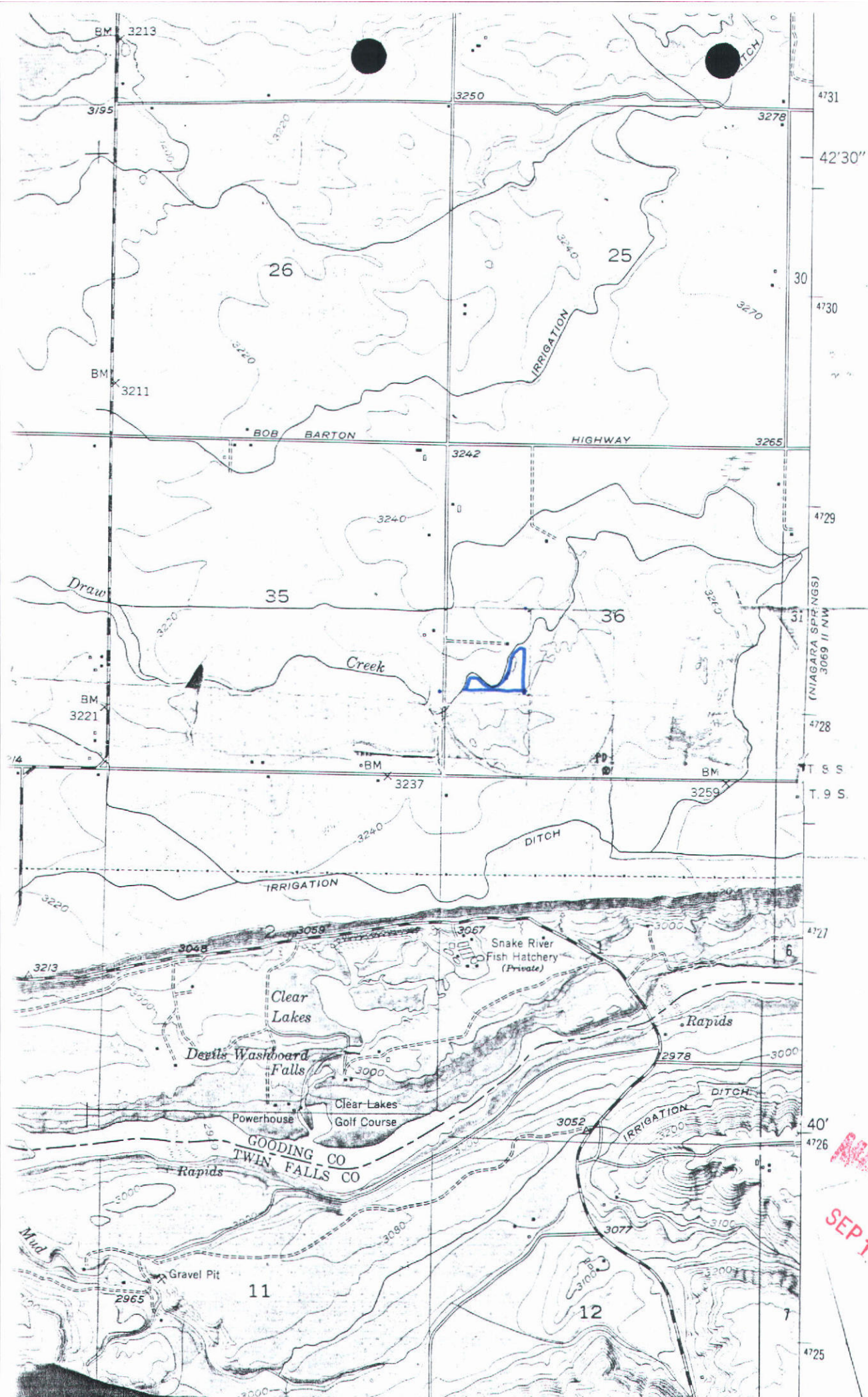
1.58cfs

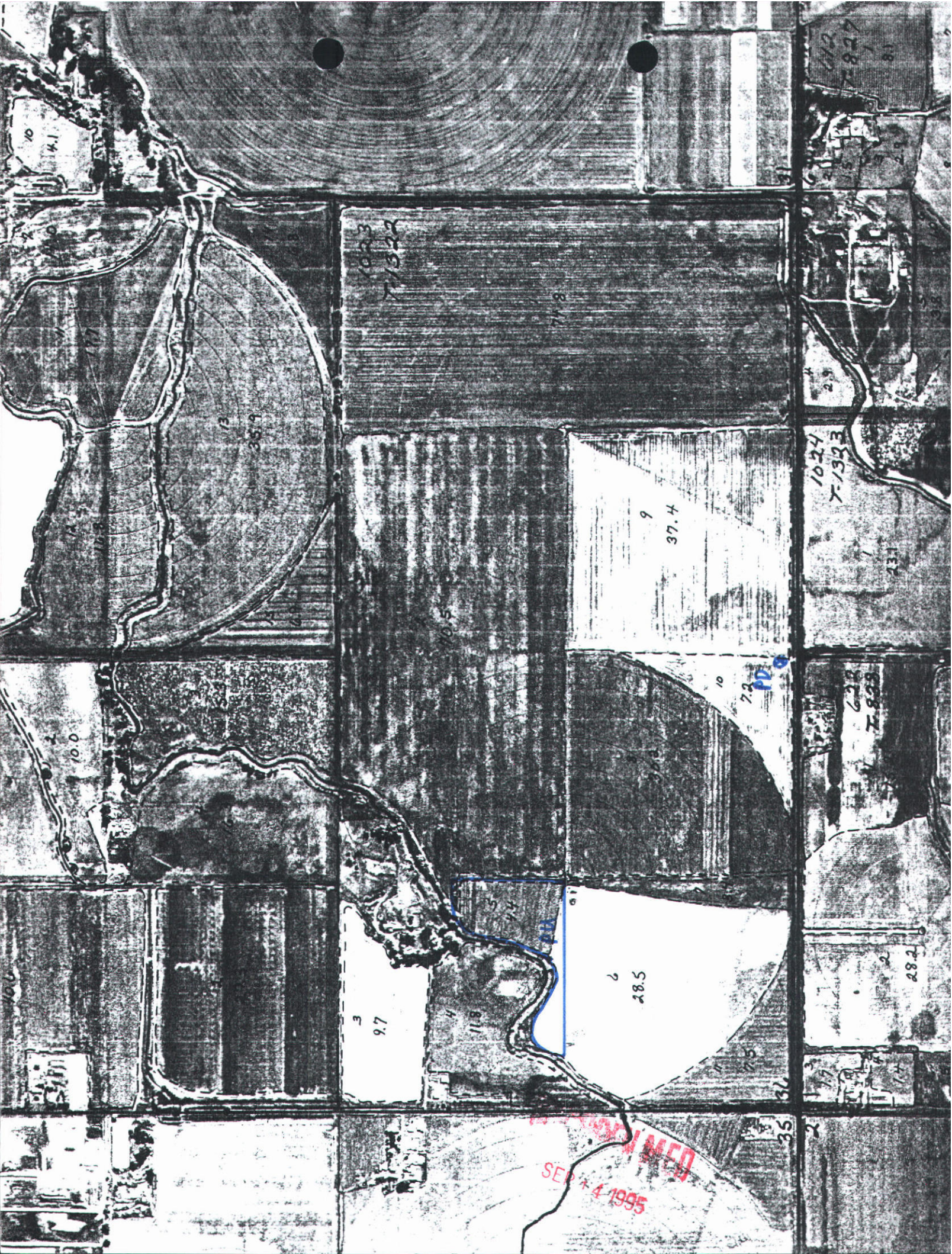
79 acres

MAILED

SEP 14 1995

GOODING CO
TWIN FALLS CO





1023
T-1322

71.8

9
37.4

1024
T-1323

628
T-823

3
9.7

4
11.8

6
28.5

72
10

28.2

SEP 4 1995

36-8276



Diversion Works

P/u

RECEIVED
SEP 14 1995

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho,)
) SS.
County of Gooding)

FEB 24 1989

Department of Water Resources
Southern Region Office

Mike Thornberry, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2x consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 15 day of Feb

19 89, and the date of the last publication was on the 22

day of Feb, 19 89.

Mike Thornberry

Subscribed and sworn to before me this 22nd

day of Feb, 19 89.

(SEAL)

Norma De Doe

NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

OK
MB
3/14/89

Number of Lines in Notice 2x

Number of Insertions 2x

Lines tabular at 321.75 5¢/Pica
Lines straight at 12.87 4¢/Pica
Subsequent lines at 11.24 3.5¢/Pica
TOTAL COST 24.13

COPY OF NOTICE
(Paste Here)

Water App
TITLE OF NOTICE

Madalena
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF
Dept of Water Resources
2148 4th Ave E
BILL TO
Twin Falls, Id 83301

The Following application has been filed to appropriate the public waters of the State of Idaho

NOTICE OF APPLICATION
FOR WATER RIGHT
36-08276

MADALENA, JOHN, RT. 1 BOX 290,
WENDELL, ID 83355

Source: GROUNDWATER
Diversion Pt: SESW Sec 36 T 08S R 14E
Use: IRRIGATION (.200 CFS)
Date Filed: 6/06/1985
In: T08S R14E S36 NWSW - 10.0
ACRES TOTAL

The permit 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, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before MARCH 6, 1989.

R. Keith Higginson, Director
Pub: 2-15, 22 G13772

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight 4¢/Pica
7-8 pt. per line tabular 5¢/Pica
7-8 pt. per line successive
insertions 3¢/Pica

NOT RECORDED

AUG 21 1989

No 1406

13772

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08276

Priority: June 6, 1985

Maximum Diversion Rate:

0.14 CFS

This is to certify, that JOHN MADALENA
919 11TH AVE N
BUHL ID 83316

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 6, 1985; and has submitted Proof of Beneficial Use on May 9, 1989. An examination indicates that the works have a diversion capacity of 4.280 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	04/01 to 10/31	0.14 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 36, Township 08S, Range 14E
SWSE , Sec. 36, Township 08S, Range 14E
GOODING 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>
08S	14E	36	NESW 37	NWSW 7	SWSW 38	121
			SESW 39			

Total number of acres irrigated: 121

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The following rights are also diverted through the points of diversion described above: 36-02228A, 36-02228B, 36-02493B, 36-02493C, 36-07597A, 36-07597B and 36-07682.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
6. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
7. This right is limited to the irrigation of 7 acres within the place of use described above in a single irrigation season.

SEP 14 1995

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

WATER RIGHT NO. 36-08276

CONDITIONS OF APPROVAL AND REMARKS

8. This right when combined with Rights 36-02228A and 36-07597A and all other rights shall provide no more than .02 cfs per acre nor exceed an annual diversion volume of 28 af for the lands above.
9. Use of this right with the rights listed below is limited to a total combined diversion rate of 2.42 cfs, a total combined annual diversion volume of 484 af, and to the irrigation of a combined total of 121 acres in a single irrigation season.
10. The combined rights include: 36-02228A and 36-07597A.
11. Use of this right with the rights listed below is limited to a total combined diversion rate of 4.28 cfs. The combined rights include: 36-02228A, 36-02228B, 36-02493B, 36-02493C, 36-07597A, 36-07597B and 36-07682.

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 6th
day of September, 1995.

Acting for

KARL J. DREHER, Director

SEP 14 1995

State of Idaho
Department of Water Resources

RECEIVED

AUG 24 1995

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-08276

Department of Water Resources
No.

Date of Priority: June 6, 1985 **Maximum Diversion Rate:** 0.14 CFS
Comes now JOHN MADALENA
919 11TH AVE N
BUHL ID 83316 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. 36-08276, 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	04/01 to 10/31	0.14 CFS	

LOCATION OF POINT(S) OF DIVERSION: SESW , Sec. 36, Township 08S, Range 14E
SWSE , Sec. 36, Township 08S, Range 14E
GOODING 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>
08S	14E	36	NESW 37	NWSW 7	SWSW 38	121
			SESW 39			

Total number of acres irrigated: 121

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 John Madalena this 22 day of Aug, 1995
Buhl, Ida
919 11th Ave N
John Madalena
(Signature)

SEP 14 1995

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-08276

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = \$50.00 Received by Ruby # C033488 Date 9/1/95

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. 36-08276 with the following;

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The following rights are also diverted through the points of diversion described above: 36-02228A, 36-02228B, 36-02493B, 36-02493C, 36-07597A, 36-07597B and 36-07682.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
6. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
7. This right is limited to the irrigation of 7 acres within the place of use described above in a single irrigation season.
8. This right when combined with Rights 36-02228A and 36-07597A and all other rights shall provide no more than .02 cfs per acre nor exceed an annual diversion volume of 28 af for the lands above.
9. Use of this right with the rights listed below is limited to a total combined diversion rate of 2.42 cfs, a total combined annual diversion volume of 484 af, and to the irrigation of a combined total of 121 acres in a single irrigation season.
10. The combined rights include: 36-02228A and 36-07597A.
11. Use of this right with the rights listed below is limited to a total combined diversion rate of 4.28 cfs. The combined rights include: 36-02228A, 36-02228B, 36-02493B, 36-02493C, 36-07597A, 36-07597B and 36-07682.

APPROVED
SEP 1 1995

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 36-08276

Witness my hand this 6TH day of September, 1985.

Acting for  KARL J. DREHER, Director

Form 03/86

RECEIVED

MAY 9 1989

Department of Water Resources
Southern Region Office

RECEIVED

MAY 10 1989

Department of Water Resources
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

Fee Received \$50

Date 5-9-89

Receipt # 5007064

Receipt by J. G. Stanton

Reviewed by _____

Sent to region _____

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. 36-08276

Name(s) of Permit Holder: John Madalena

Post Office Address: Rt. 1 Box 290, Wendell, ID 83355

Telephone No. 536-2356

Source of Water: Groundwater

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 10 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.20 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: 1974

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

Fee enclosed \$ 50.00
(See License Examination Fee Schedule)

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

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

Permit Holder
(Name) (Telephone Number)

(Address)

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.

5-9-89
Date

John Madalena
Signature of Permit Holder (and title, if appropriate)

RECEIVED

AUG 21 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

JUN 6 1985

Department of Water Resources
Caldwell, Idaho 83402

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 36-8276

Name(s) of Permit Holder: John Madalena

Post Office Address: Rt. 1 Box 290, Wendell, Id., 83355

Telephone No. 536-2356

Source of Water: Groundwater

Extent of Use:

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation 10 _____ (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: _____

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

Use developed May 1, 1973

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

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

Applicant
(Name)

(Address)

(Telephone Number)

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

MICROFILMED

6/6/85
Date

John Madalena
Signature of Permit Holder (and Title, if appropriate) AUG 21 1985

Statement of development for exemption from secondary processing. Not acceptable if not signed by permit holder.

Place
Stamp
Here

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 36-8276

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant John Madalena Phone 536-2356
Post office address Rt. 1 Box 290, Wendell, Idaho 83355
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 36 Township 8S.
Range 14E. B.M. Gooding County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.20 for Irrig. purposes from 3/15 to 11/15 (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. 0.20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Existing well & pump
delivering to sprinkler system including pivot.

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. Existing ~~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). (See Remarks)

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: AUG 11 1989

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	
8S.	14E.	36										10							10

Total number of acres to be irrigated 10

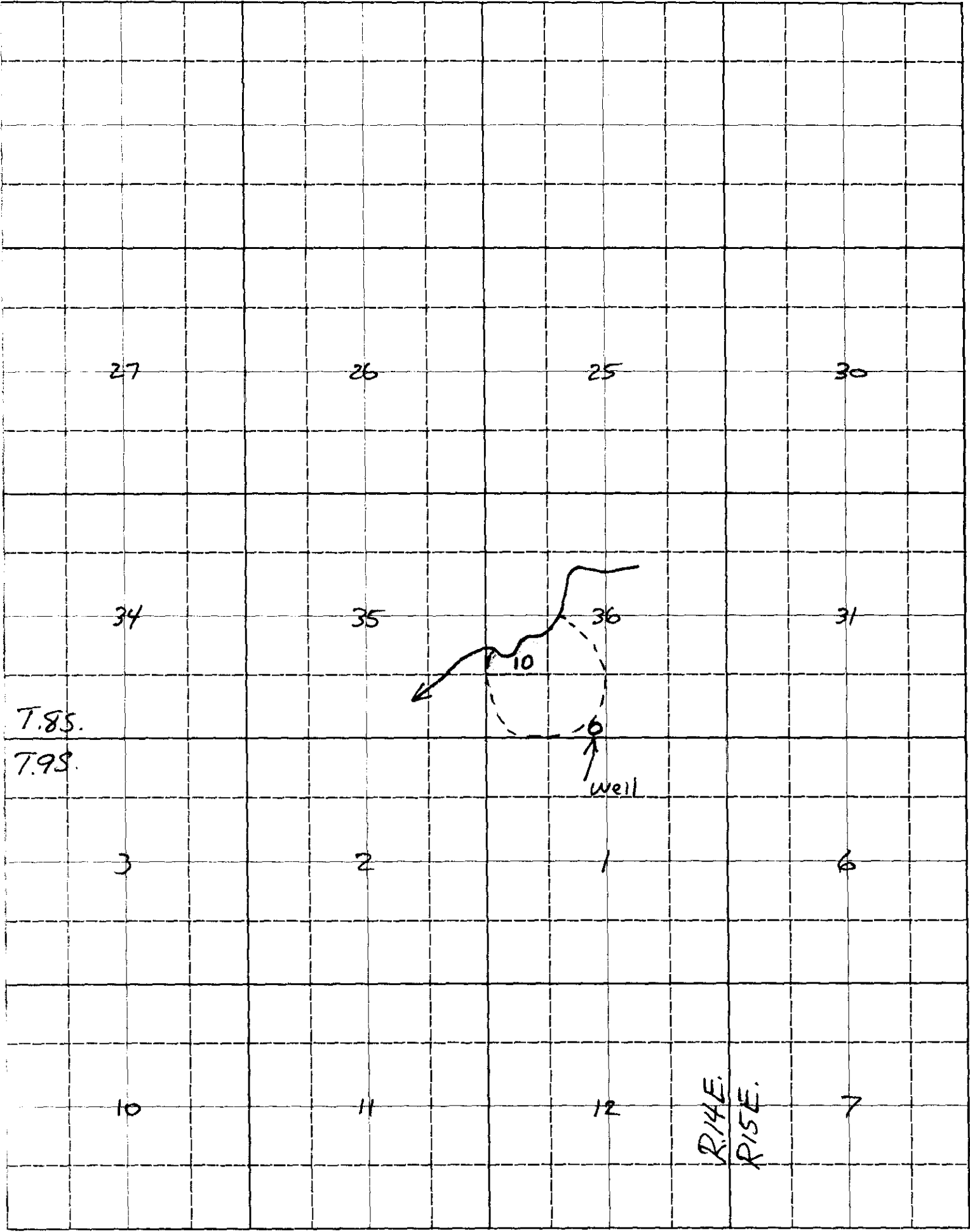
c. Describe any other water rights used for the same purposes as described above. None
on these lands

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 This filing is to record development existing prior to Oct. 1, 1984 and is being made to insure that the benefits of subordination per Swan Falls Agreement are obtained. Applicant intends to claim a priority date of May 1, 1973 when these lands were developed in accordance with HB71, if a basin wide adjudication occurs. Note that this well was originally developed under rt. 36-2228 with priority of 7/13/1953.

[Signature]
AUG 21

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.

UNRECORDED

AUG 27 1975

John MacLaren
(Applicant)

Proposed Priority 6/6/85

Received by ADM Date 6/6/85 Time 10:10 a.m.

Preliminary check by JS Fee \$ 30.00

Receipted by ADM Date 6/6/85 # 35381

Publication prepared by AC Date 2/6/89

Published in Gooding County Leader

Publication dates 2/15 & 2/22/89

Publication approved M. Baldwin Date 3/14/89

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by AA

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-8276, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 90.

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.

d. Other: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 19th day of April, 1989.

L. Glen Saxton

MICROFILMED
AUG 21 1989

**THIS
RIGHT HAS BEEN
DECREED IN THE
SRBA**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 7, 1995

JOHN MADALENA
919 11TH AVE N
BUHL ID 83316

RE: WATER RIGHT NO. 36-08276

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

SEP 14 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 28, 1995

JOHN MADALENA
919 11TH AVE N
BUHL ID 83316

RE: WATER RIGHT NO. 36-08276

Dear Water Right Holder:

We have received your signed Application for Amendment for licensing purposes on the above referenced water right. However, we still need the required \$50.00 filing fee in order to process your license. Please remit the fee within 14 days, if possible, so that we can expedite the issuance of your license.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

SWK:rl

RECEIVED

SEP 14 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 9, 1995

JOHN MADALENA
919 11TH AVE N
BUHL ID 83316

RE: WATER RIGHT NO. 36-08276

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

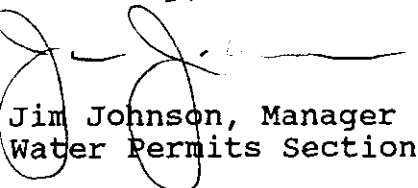
The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the point of diversion and place of use descriptions.

It is more accurate to reflect the acres covered under the above referenced water right as part of a larger system. The license will be limited to the number of acres the examiner found pertinent to this right within the place of use. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/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,



Jim Johnson, Manager
Water Permits Section

JJ:rl
enc.

SEP 14 1995

LICENS. REVIEW CHECKLIST



PERMIT NO. 36-08276 DATE 5/11/95

NAME	Change <u>YES</u> OK ☒	Or Address Change? <u>CHECK</u>
PRIORITY DATE	☒	Advance? ☐ Advanced to: <u> </u> Order to reinstate needed? <u> </u> Incorrect fee for rate recommended? <u>NO</u>
SOURCE	☒	Changes or just clarification of originally intended source? <u> </u> Notice of Intent to Void necessary? <u> </u>
POINT OF DIV	☒	Amendment needed? <u>Add SWSE (PPU)</u> Overlaps? <u>36-02228 A+B and 35-07597 A+B</u> <u>36-02443 B+C + 36-07682</u>
PLACE OF USE	☒	Amendment needed? <u>BECAUSE OF PPU recommendation</u> Overlaps? <u>36-02228 A + 36-07597 A → 2.28</u> <u>NORTHSIDE CANAL CO WATER 114 acres</u>
DIV RATE	☒	Permit/fee limits: <u>.20</u> Meas Q = <u>2.71</u> Theo Q = <u>2.95</u> Recommend: <u>.14</u> <u>*1986 measurement on both wells = 4.28 cfs</u> <u>from exam done on 36-07682 7 x .02 = .14</u> Combined rates exceed capacity <u> </u>
ANNUAL VOLUME	☒	Volume Limit: <u> </u> Season: <u>4.0 (4-1 to 10-31)</u> NEW Calculations: <u>7 acres x 4 = 28</u> <u>456 + 28 = 484 gsf</u> Flow limit: <u> </u> cfs x <u> </u> x 1.9835 = <u> </u> Combined volumes exceed capacity/allowable <u> </u>
USES	☒	Change in Nature of Use or additional uses? <u> </u> Amendment necessary? <u> </u>
ADDITIONAL INFO		Supplemental Groundwater <u>YES</u> PPU Scenario <u>YES</u> Irr/Dom Combination <u>NO</u> Shared G/W System <u>YES</u>
NEW REMARKS	<u>NO</u>	Multiple p/d(s) in <u>1/4 1/4</u> ? <u> </u> <u>YES</u> Other <u>W36 (7), WB3, WB8, W27 (7), W28 (2)</u> <u>W28 (edit - rate limit only for all 7)</u>
NEW CONDITIONS	☒	Watermaster control - District <u> </u> Measuring/Locking Devices <u> </u> Irrigation Overlap <u> </u> Other <u> </u> Water Quality <u> </u> Heat/Cool/Fish verified <u> </u>

COMMENTS: REDUCE ACRES to 7 + 114 in PPU already for a total of 121.
NOTE: All rights submitted to court @ .02 per acre. f/memo P/D & P/U

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed
<u>Irrigation</u>	<u>.14</u>	<u>28.0</u> in REMARKS	<u>YES</u>
<u> </u>	<u> </u>	<u> </u>	<u>Adjustment Memo Needed YES</u>
<u> </u>	<u> </u>	<u> </u>	<u>LICENSE</u>
<u> </u>	<u> </u>	<u> </u>	<u>1ST AMEND LETTER Special</u>
<u> </u>	<u> </u>	<u> </u>	<u>2ND AMEND LETTER P47</u>

*Change system
1 re-commen. & fin
to exclude permit
a.cus.

7-15-92
Permit a.cus
excluded from
recommen. & fin
to permit rights
KCC

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
SEC 36																						
FOUND ACRES		85	14E	36									37	7	38	39	39	40	39	39	278	
*RECOMMENDED SYSTEM				36									37	7	38	39					114	(1)
SYSTEM 2				36													40	39			(79)	
SYSTEM 3				36													39		39		(78)	

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
SEC 1																						
FOUND ACRES		95	14E	1	35	20															55	
RECOMMENDED SYSTEM					35	20															(55)	

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
SEC 6																						
FOUND ACRES		95	15E	6					39	37	3										79	
RECOMMENDED SYSTEM									39	37	3										(79)	

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

TOTAL IRRIGATED ACRES 412

SEP 4 1995

32 x 1

Copied from
HDT microfilm
BC

POOR ORIGINAL

P/g 1/5

Madeline

Changes made on 7-15-92 KRC

	System 1	SYSTEM 2	SYSTEM 3	SYSTEM 4
	~~A36-8276~~	A36-2228B	A36-2493B	A36-2493C
	A36-7597A	A36-7597B	A36-7682	
A PERMIT →	A36-8276	#1	limited for 2 P/Ds 7-15-92	#1
CLAS P/D	#1	#2	#2	#2
ACRES	121 114 KRC 7-15-92	78	78	134

P/D #	LOCATION	CAPACITY	
#1	S-36, SE SE SW	2.71 CFS	RATE AND LOCATION VERIFIED BY LICENSING FIELD EXAM FOR PERMIT 86-7682 ON 5-30-86
#2	S-36, SE SW SE	1.57 CFS	
TOTAL		4.28 CFS	

The original field exams and transfers state that both P/Ds are tied together to irrigate the acres under all 4 systems. The transfers separated acres per Quarter Quarter tracts (see map). I recommend both P/Ds be recognized on all rights. The P/U is recommended by a system by system basis. Permissible P/U is recommended within each system but not across systems.

allocations did. The transfer separated the systems while tying them together. System 1 analysis

not license 36-8276. Reasoned as permitted? exclude from contribution. Right recommended.

The recommended div rate for A36-2228A and A36-7597A are the rates calculated in transfer 3171. Recommend as claimed. {The Division rate for A36-8276 is based upon the licensing field exam for this claim, recommended as licensed.}

This system div rate limiter is the sum of the rates for each claim. see Remark E/D1

POOR ORIGINAL

Pg 2/

System 1 analysis cont.

for 36-2228A

(RE: transfer 3171)

Data from transfer = 1.58 CFS dis rate

P/U = 114 ACRES

P/D = one well/tied to the other well.

for 36-7597A

Data from transfer = 0.70 CFS dis rate

P/U = 114 ACRES (same as above)

P/D = one well/tied to the other well

for 36-8276

Data from licensing field open

N/A → { P/U = 14 CFS dis rate
P/U = 7 ACRES (new acres)
P/D = one well }

PERMIT DATA

10 ACRES

C. 20 CFS

1 P/D

KKC

7-15-98

Calculations

For EØ1

total ACRES = 121 114

114 ACRES * 4 = 456 AFT 456

* 3 = 342 AFT 342

1.58 + 0.70 + 1.02 = 2.28 CFS 2.28

VS 121 ACRES * 2.02 = 2.42 CFS 2.28

For EØ8 list all claims

tied into the two P/Ds.

KKC
7-15-92

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B 3/

System 2 analysis

P/U for these claims is also based upon transfer 3171. The recommended P/U and dis rates ^{use} data from that transfer.

The system limiter in Remark EØ1 is the sum of the recommended dis rates, and the system limiter in EØ8 is the system capacity.

Calculations

for 36-2228B

Data from transfer = .40 CFS

P/U = 79 acres

P/D = one well/tied to the other well

Adj claim = both wells tied together

for 36-7597B

Data from transfer = 1.18 CFS

P/U = 79 acres

P/D = one well/tied to the other well

Adj claim = both wells tied together.

System total = .4 CFS + 1.18 CFS = 1.58 CFS

VS 79A * 0.02 CFS = 1.58 CFS

KØ6 remark not needed both rights cover all of the P/U independently.

EØ1 = 1.58 CFS

EØ8 required

79A * .4 = 316 AFA

* 3 = 237 AFA

total acres = 79

SEP 14 1995

System 3 analysis

P/U & div rate based upon transfer 2055.
 The claimed 20 A & 0.36 CFS was approved on 4-15-77.
 Claimed use was found during Adj review. accept
 right as claimed (P/U & div rate). 2nd P/D is tied
 into this system, therefore, an amendment to the P/D is
 required.

36-7682 was licensed for 78 acres (includes
 the 20 A from 36-2493B) bringing the recommended total
 div rate (when combining both rates to 1" per acre.

Recommendation is for rate & acres to be
 recommended as claimed within a permissible P/U
 of 78 acres. 36-7682 is recommended for the full 78
 acres as this right brings the overlapping acres up to
 an inch/Acre.

Calculation

for 36-2493B

data from transfer 2055

div rate = 0.36 CFS

P/U = 20 Acres

P/D = 1 well

the 2 P/D's are recommended based upon previous
 analysis.

for 36-7682

data from license (issued 4-19-90)

div rate = 1.24 CFS

P/U = 78 Acres

P/D = 2 wells

combined rates

0.36 CFS + 1.24 CFS = 1.60 CFS

VS: 78 A * .02 = 1.56 CFS

(FOR P/D)

78 * 4 = 312

* 3 = 234

SEP 14 1995

B5/5

System 4 analysis

The system is one claim covering 134 acres from two wells. The transfer 3169 indicates only 1 P/D but this claim and other related claims tie both wells in Sec 36 together. Therefore I recommend the P/D as claimed.

The transfers recognize 134 acres with a div rate of 4.28 CFS. The claim matches. I recommend the P/U & div rate as claimed. There is a P/D overlap requiring Remark code.

EP8: "data"

4.28 CFS

36-7597A, 36-2276, 36-2228A, 36-2228B
36-7597B, 36-2493B, and 36-7682

still a permit, rate not bound by this rate.

SEP 14 1995

MEMORANDUM

TO: File 36-08276 / John Madalena
FROM: Brenda Chapman
DATE: July 26, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

This permit is part of a larger system of 7 other rights which has been divided into 4 "permissible place of use sections". Each section can use either of the 2 points of diversion; therefore, the SRBA recommendation to include both points of diversion on each right has been made. Also, all of the rights are for supplemental groundwater, being also covered by Northside Canal Company shares. The SRBA recommended rate per acre is .02 cfs with combined rights capacity, limiting conditions.

The recommendation to include this right in "Section 1" of the system is being made. It will be limited to 7 acres within the increased "ppu" of 121 acres. Supplemental groundwater and permissible place of use remarks will address the combined acre, rate and volume limitations.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	.14	28.0

The irrigation season is the current standard.

2. Recommended Amendments

☐ Change P.D.	☒ Add P.D.	☐ None
☐ Change P.U.	☒ Add P.U.	☐ Other

The "ppu" recommendation requires amending the point of diversion and place of use.

7
RECORDED
SEP 14 1995

2-20-92

For: 36-8276

Adjudication review memo to permit file.

Attached is the tentative "R" record for this permit reflecting the data from the licensing field exam and the data submitted with the overlapping claims in the adjudication filings.

The claimant has subdivided his property into 4 separate land units with either well capable of irrigating each unit. The adj recommendation recognizes both P/Ds on each claim.

Each land unit is recognized as a separate Permissible P/U.

Kelly K. Christensen

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SEP 14 1995

SEP 14 1965

Water Right Number - R36-08276	Prefix Translation: RESEARCH	Old (D) Number -
+ - - - - Last Name - - - +	+ - - - - First Name - - +	+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MADALENA

JOHN

1 - 919 11TH AVE. NORTH
2 -
3 -
City- BUHL
Phone - 208-543-6775

GRACE V.

1 - 919 11TH AVE. NORTH
2 -
3 -
City- BUHL
Phone - 208-543-6775

MADALENA

State- ID Zip- 83316

State- ID Zip- 83316

*5 till present
as of 2-20-92*

+	-	-	-	Priority Date	+	+	-	-	-	Region	+	+	-	-	-	Stage	+	-	-	-	+	-	-	-	Status
				06/06/1985						17 SOUTHERN						L - LICENSE									
+	-	-	-	Source	-	-	-	-	-	-	+					Tributary	+								+

Twn	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion
08S	14E	36	SE SE SW		(47)	GOODING	
			SE SW SE		(47)	GOODING	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01	IRRIGATION	04/01	10/31		0.200	

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
0.200		0.0	

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
08S	14E	36	NE SW		37.0		01 IRRIGATION	(47) GOODING
08S	14E	36	NW SW		7.0		01 IRRIGATION	(47) GOODING
08S	14E	36	SE SW		38.0		01 IRRIGATION	(47) GOODING
08S	14E	36	SE SW		39.0		01 IRRIGATION	(47) GOODING

Total Acres: 121.0

+ - - Diversion Means - 2 Wells, Pumps & Sprinkler

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - SEE REMARKS

Water right number - R36-08276

Prefix translation: RESEARCH

Remarks

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 7 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NOS. 36-7597A & 36-02228A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.42 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 484 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 363 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 121 ACRES IN A SINGLE IRRIGATION SEASON. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO 4.28 CFS (capacity of diversion system). OTHER RIGHT NOS.: 36-07597A, 36-02228A, 36-02228B, 36-07597B, 36-02493B, 36-7682, & 36-02493C.

Old Water Right Numbers

No Old Water Right Numbers Found

Conditions of Approval

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO IDAHO CODE 42-1416A.

Decree Plaintiff

Decree Defendant

Decree Date

Comments

Date: 06/26/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS
ADDRESS CHANGE 8/15/90 BY JG.
Date: 08/05/1991 User Id: CHRISTEN Subject: BASE WATER RIGHTS
THE DATA BASE WATER RIGHTS FOR PARTS A AND B OF 36-02228 AND
BETTER DESCRIBES THE ACTUAL SYSTEM AND IS THEREFORE RECOGNISED.

FIELD EXAM MADE 8/9/90 BY D.J. RVW 6/26/91

36-7597 DO NOT MATCH THE TRANSFER ANALYSIS 3171. THE TRANSFER

Audit Fields

02/19/92 CHRISTEN

Adjudication Rights Dates and Flags Area

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	- 00/00/0000	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 07/15/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000964	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- C
				Notice of Error Flag	-

verify flag not set.
2008 2-20-92

SEP 14 1995

Total
Simulation
4.28cfs

SYSTEM 1
36-2228A
36-7597A
36-8276

SYSTEM 2
36-2228B
36-7597B

System 3
1.56
78acre

System 4
2.38CFS
134 acre

SYSTEM 3
36-2493B
36-7682

SYSTEM 4
36-2493C

System 1
5.5 CFS
144 acres

System 2
1.58cfs
74acre



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 13 1993

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: John Madglen Permit No. 36-8276
Current Address: 919 11th Ave. North, Buhl, ID 83316 Phone No. 542-6776
2. Accompanied by: Telecon with Dean Swanson EXAM. DATE: 8-9-90
Address: Northside Farms Phone No. 536-2323
Relationship to Permit Holder: renter/farm operator
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: ~~36-2228A+B~~ ☐ Copies Attached
2. Other water rights with same point of diversion: 36-2228A+B, 7597A+B
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☒ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Well, motor, pump, mainline to solid-set handlines. Also runs pivot on adjacent land.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	100	KJJ1024193	?	no tag

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SE	SW	36	8S	14E	Gooding	

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	14E	36									7								

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1.

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

2. Measurements:

Not measured. See Groundwater Measurement Requirement Analysis.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 7 \times 4 = 28$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP REVIEW ANALYSIS

NE/SW & SW/SW Sec. 36 (The other 40's cut off by the canal) appear to be over licensed (more acres licensed than are actually farmed), so only the 7 farmed but unlicensed acres in the NW/SW Sec. 36 can be recommended for licensing under this permit.

Not to exceed system capacity when combined with other rights on this well.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3-15	11-15	0.14	28
Totals:			0.14	28

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

J. E. Stanton

Signature

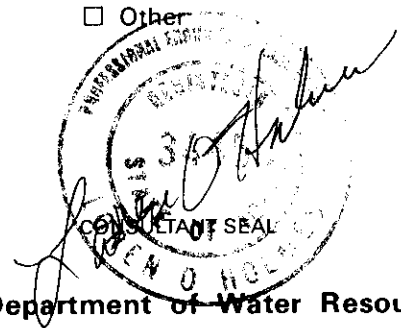
J. E. Stanton

Certification Date

3/31/93

Field Report Preparation Date

8-10-90



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

to be submitted to the...

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 26-8276
 DATE: 8-9-70
 BY: J.E. Stanton

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

Q = CFS
 H.P. = Total Brake Horsepower of pumping plant (including booster)
 EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
 TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
 LIFT = depth to water in FEET from land surface to pumping water level
 PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (100) \times (0.70)}{[(100) + (60 \times 2.31)]} = 2.95$$

LIFT FROM:	PSI FROM:	NOTES ON PUMP:
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	
area estimate (X)	estimate ()	Pump Make, Serial or ID, rating
well logs ()	owner gage (X)	
	Booster (Y) (N)	
REMARKS	<u>System also supplies 26-2228A, B & 36-7597A, B</u>	

ANNUAL VOLUME ANALYSIS

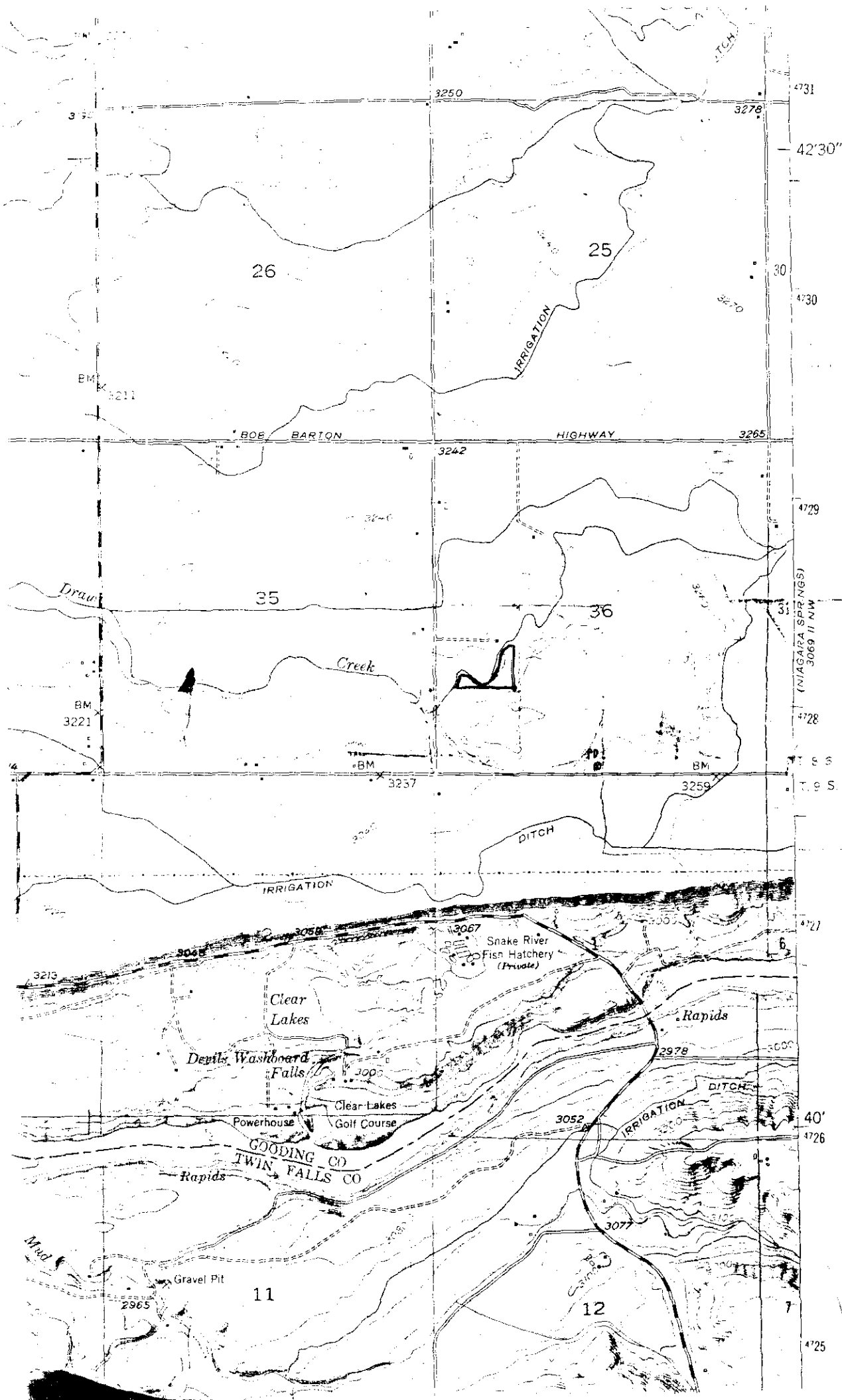
POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

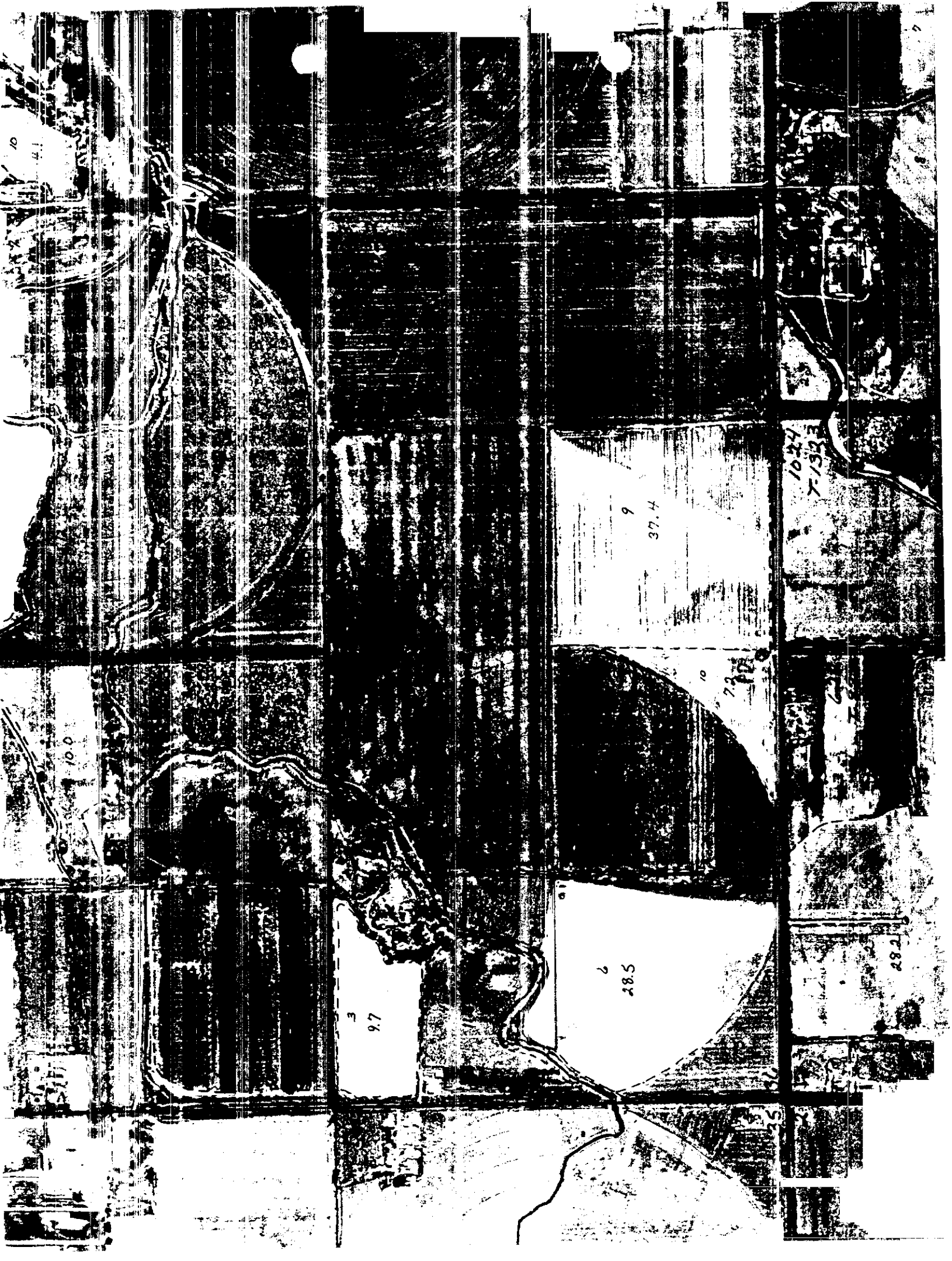
(season)	(days)	
3/15 - 11/15	246	
4/1 - 11/1	215	POTENTIAL = $\frac{((246) \times (1.98) \times (.014))}{(.....)}$
4/15 - 10/15	184	
3/1 - 12/1	276	

POTENTIAL = 9.74

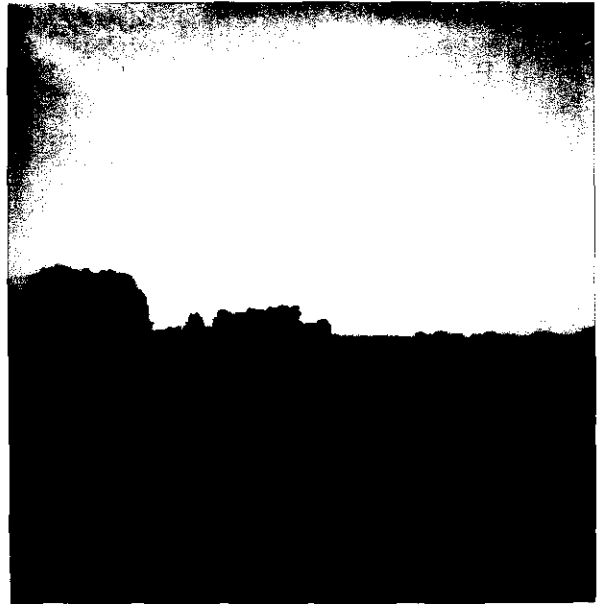
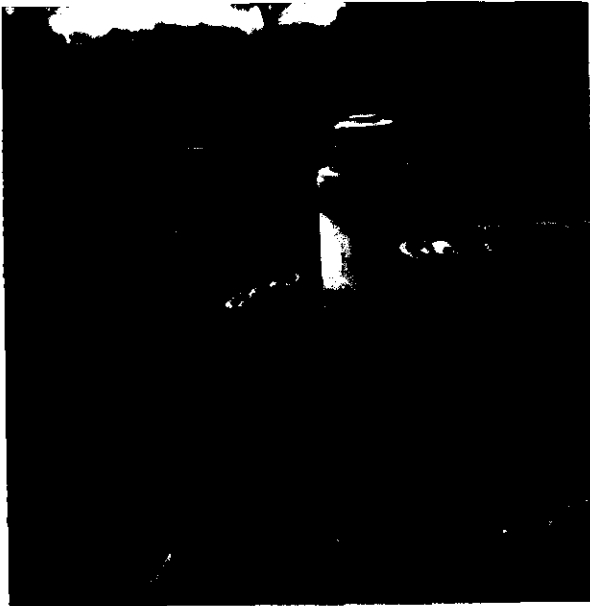
REQUIRED Acre Feet/Acre/Annum = 4.0
 (AF/Ann/Ac irrigation requirement from chart for area)
 NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY (X)
 IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()





36-8276



Diversion Works

P/u

MEMORANDUM

TO: FILE/APPLICATION NO.

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 11-27-89

=====

This application was among those applications reviewed in the regional offices last year and recommended for out of sequence processing. This application includes a statement and sufficient supporting evidence concerning development of the project prior to October 1, 1984.

The department's Policy and Implementation Plan for Processing Water Rights in the Swan Falls Area provides for applications to be processed out of sequence if the development was completed prior to October 1, 1984 and the application filed prior to July 1, 1985. These filings are not required to be processed in sequence with other trust water filings because the effect of these filings have already occurred and because, due to subordination, the filings are not taking water held in trust. These filings are not subject to the staged development policy and public interest criteria of Section 42-203C, Idaho Code.

RECEIVED

SEP 14 1995

12-Sep-1989

Mr. John Madalena
Rt 1 Box 290
Wendell, Idaho 83355

Re; Permit No. 36-08276

Dear Mr. Madalena

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

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

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Very truly yours,

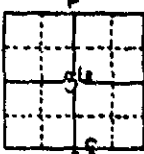
Lloyd Payne
Clerk

SEP 14 1989

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Water Resources
WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>John B. Bickel</u> Address <u>Wendell, Idaho</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>70</u> 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. <u>No test</u> Draw Down _____ Hours Pumped _____																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																			
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Other (Specify type) _____ ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection		9. 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5. WELL CONSTRUCTION Diameter of hole <u>16</u> inches Total depth <u>83</u> feet Casing schedule: ☐ Steel ☐ Concrete Thickness _____ Diameter _____ From _____ To _____ <u>260</u> inches <u>16</u> inches <u>1</u> feet <u>19</u> feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>19</u> Material used in seal ☒ Cement grout ☐ Pudding clay ☐ Well cuttings Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing ☒ Overbore to seal depth																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																					
6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Blaine</u> S. 11' W. 5 E. 1/4 Sec. 36, T. 8, R. 14, E. 1/4		10. WORK STARTED _____ FINISHED <u>February 76</u>																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																			
11. DRILLER'S CERTIFICATION Firm Name <u>John B. Bickel</u> Address <u>Wendell, Idaho</u> Date <u>2/76</u> Signed by (Firm Official) <u>James E. Bickel</u> and <u>Russ H. Bickel</u> (Operator)																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																					

USE ADDITIONAL SHEETS IF NECESSARY

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) 334-7900
May 2, 1989

JOHN MADALENA
RT. 1 BOX 290
WENDELL, ID 83355

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

RE: PERMIT NO. 36-08276

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.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

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

RECEIVED

APR 12 1989

enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECEIVED
MAY 11 1978

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho,)
) SS.
County of Gooding)

FEB 24 1989

Department of Water Resources
Southern Region Office

Mike Thornberry, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2x consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 15 day of Feb 19 89, and the date of the last publication was on the 22 day of Feb, 19 89.

Mike Thornberry

Subscribed and sworn to before me this 22nd day of Feb, 19 89.
(SEAL)

Norma De Doe
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho
COST OF PUBLICATION

OK
MB
3/14/89

Number of Lines in Notice _____
Number of Insertions 2x

Lines tabular at _____ 5¢/Pica
321.75 Lines straight at 12.87 4¢/Pica
Subsequent lines at 11.26 3.5¢/Pica
TOTAL COST 24.13

COPY OF NOTICE (Paste Here)

Water App
TITLE OF NOTICE

Madalena
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF
Dept of Water Resources
2148 4th Ave E
BULL TO
Twin Falls, Id 83301

The Following application has been filed to appropriate the public waters of the State of Idaho

NOTICE OF APPLICATION
FOR WATER RIGHT
38-08276
MADALENA, JOHN, RT. 1 BOX 290,
WENDELL, ID 83355
Source: GROUNDWATER
Diversion Pt: SESW Sec 36 T 08S R 14E
Use: IRRIGATION (.200 CFS)
Date Filed: 6/6/1985
In: T08S R14E S36 NWSW - 10.0
ACRES TOTAL
The permit 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, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before MARCH 6, 1989.
R. Keith Higginson, Director
Pub: 2-15, 22 Q13772

PUBLICATION RATES	
(Idaho Code, Rev. Statutes 1984)	
7-8 pt. per line straight	4¢/Pica
7-8 pt. per line tabular	5¢/Pica
7-8 pt. per line successive insertions	3¢/Pica

No 1406
13772

AUG 21 1989

36-08276

MADALENA, JOHN
RT. 1 BOX 290
WENDELL, ID 83355

Source: GROUNDWATER

Diversion Pt: SESW Sec 36 T 08S R 14E

Use: IRRIGATION (.200 CFS)

Date Filed: 6/06/1985

In: T08S R14E S36 NWSW

10.0 ACRES TOTAL

MICROFILMED

AUG 21 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

February 2, 1989

John Madalena
Rt. 1 Box 290
Wendell ID 83355

Re: Application for Permit No. 36-8276

Dear Mr. Madalena:

On March 25, 1988, the Federal Energy Regulatory Commission (FERC) issued an order satisfying the last condition to make the Swan Falls Agreement effective. The Department is now prepared to proceed with the normal processing of your application. This process includes the preparation of a notice of the application which shall be published once a week for two consecutive weeks in a newspaper printed within the county wherein the point of diversion lies.

The Department wishes to know of any reason why it should not plan to process your above-referenced application. If there is a reason for not processing this particular application or you no longer have any interest in seeking a water right permit under this application, please notify the Department within ten days of the date of mailing this notice.

Please do not hesitate to contact this office if you have any questions regarding this matter.

Sincerely,

Loren O. Holmes
Manager, Southern Regional Office

LOH:jg

MICROFILMED

AUG 21 1989