

Hand-drawn map on graph paper showing a survey area. The area is bounded by a dashed line. The top boundary is labeled "R 14 E". The left boundary is labeled "T 9 S". The bottom boundary is labeled "20" and "2". The right boundary is labeled "P.D.".

Paul D Borchard
(Applicant)

36 7454

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20A2

*

Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7454 Priority Mar. 11, 1974 Amount 0.40 cfs

THIS IS TO CERTIFY, that Paul L. Borchard
of Wendell, Idaho, has complied with the terms and conditions of Permit
No. 36-7454 issued pursuant to Application for Permit dated Mar. 11, 1974,
and has submitted proof to the Department of Water Resources on Dec. 21, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.78 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrig.	from <u>Mar. 15</u> to <u>Nov. 15</u>	at <u>0.40</u> cfs and	<u>80</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 0.40 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
80 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2,
Twp. 9S, Rge. 14E, B.M. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	14E	2								20									20

Total number of acres irrigated 20

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

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2 day of
August, 19 78.

Stephen R. Allen
Director

Identification No. _____

Application No. 36-7454

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Paul L. Borchard
post office address Route 1, Wendell, Idaho
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2 Township 9S
Range 14E B.M. Gooding County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .40cfs for irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .40 cfs cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, motor, pump
and sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 12 inches; proposed depth of well is 110 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 5,500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

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	
9S	14E	2								20									20

Total number of acres to be irrigated. 20

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

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

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

R 14 E

T
9
S

20
2

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.

x Paul D Borchard
(Applicant)

36 7454

Proposed Priority 3-11-1974Received by CLF Date 3-11-74 Time 2:00 P.M.Preliminary check by _____ Fee \$25.00 (13843)Receipted by LT Date 3-11-74Publication prepared by LT Date 3-12-74Published in _____ Gooding Co. LeaderPublication dates 3-21 & 3-28-74Publication approved LT Date 4-2-74

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by h BDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7454, 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 April 1, 1979.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 10 day of April, 1974.

R. Karl Higgin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>mls</u>	<u>3-11-74</u>	Application No. <u>36-7454</u> Name <u>PAUL L. BORCHARD</u>
(2)	<u>mls</u>	<u>3-11-74</u>	Check: ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)			Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>mls</u>	<u>3-11-74</u>	In form for advertising _____
(6)	<u>LT</u>	<u>4-2-74</u>	Affidavit of Publication received <u>4-2-74</u>
(7)			Final date for protests <u>3-8-74</u> Protests received: yes _____ no _____
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)	<u>mls</u>	<u>4-8-74</u>	Critical groundwater area: yes _____ no <u>✓</u>
(11)	<u>mls</u>	<u>4-8-74</u>	Groundwater levels: ____ Decline (comment) _____ ☒ Stable (comment) _____ ____ Increasing (comment) _____
(12)			All requested information received from agencies or applicant yes _____ no _____
(13)			Comments: _____
(14)	<u>mls</u>	<u>4-8-74</u>	Action recommended: ☒ Approve <u>M.D. required</u> Priority _____ ____ Deny Reason for Reduction _____
	<u>mls</u>	<u>4-8-74</u>	See attached sheet for conditions of approval No conditions for approval
(15)	<u>mls</u>	<u>4-8-74</u>	District <u>Southern</u> by <u>Michael Steele</u> Date <u>4-8-74</u> Title <u>Res. Uch II</u>

Affidavit of Publication

RECEIVED

State of Idaho, }
County of Gooding } ss.

Testimony taken and sworn to
before me this 21st day of March 1974

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 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the

first publication of said advertisement was on the 21 day of March, 1974, and the date of the last publication was on the 28 day of March, 1974

Subscribed and sworn to before me this 1

day of April, 1974.
(SEAL)

Shirley Combs
NOTARY PUBLIC

GOODING COUNTY LEADER Gooding, Idaho 83330 COST OF PUBLICATION

Number of Lines in Notice	<u>32</u>	<u>32</u>	<u>32</u>
Number of Insertions	<u>2</u>	<u>2</u>	<u>2</u>
<u>32</u> Lines at 21¢	<u>6.72</u>	<u>6.72</u>	
<u>32</u> Lines at 15¢	<u>4.80</u>	<u>4.80</u>	
TOTAL COST	<u>11.52</u>	<u>36</u>	

COPY OF NOTICE

Title of Notice

Notice of Application for
Title of Notice

Water Permit # 36-7454

Plaintiff Attorney

Defendant

Plaintiff

Idaho Department of Water

Bill to

Administration, 1041 Blue
Lakes Blvd. N., Twin Falls,
Idaho 83301

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Paul L. Borchard Route 1, Wendell, Idaho has on 3-11-74 submitted Application No. 36-7454 for a permit to appropriate .40 cubic feet per second of water from groundwater by means of well, motor, pump and sprinkler system within the NE 1/4 NW 1/4, Sec. 2, T 9S, R 14E, B.M., Gooding Co. to be used from Mar. 15 to Nov. 15 for irrigation of 20 acres within the SE 1/4 NW 1/4, Sec. 2, T 9S, R 14E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before Apr. 8, 1974.

R. KEITH HIGGINSON
Director
Pub. 3-21,28

No 2214 4/1/74

W. H. H. 5179
CU



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Storehouse

Boise, Idaho 83720

(208) 384-2215

August 3, 1978

Re: Permit No. 36-7454

Paul L. Borchard
Route #1
Wendell, ID 83355

Dear Mr. Borchard:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

July 3, 1978

Re: Permit No. 36-7454

Paul L. Borchard
Route #1
Wendell, ID 83355

Dear Mr. Borchard:

A representative of this Department made an examination of the works covered by your Permit No. 36-7454 on November 22, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.40 cfs Source: groundwater

The maximum quantity diverted shall not exceed 80 acre feet per
year.

Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, Twp. 9S, Rge. 14E, B. M.

Beneficial use: Irrigation of 20 acres with the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2,
Twp. 9S, Rge. 14E, B. M.

Priority date established: March 11, 1974

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

MICROFILMED

RECEIVED

DEC 22 1976 Phone

(name spring, stream, etc.)

Permit No. 36-7454

Examination for b/u

20

MICROFILMED

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Diagram of System

DATE OF EXAM 5-6-77

ACREAGE

Found 20
Recommended 20

Irrigation Requirement 4.0 Ac Ft/Ac

USE

Irrigation Q = 0.40 c.f.s. V = 80 AF/Ann. from March 15 to Nov. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured 350 gal/min = .78 c.f.s. Method of measurement Badger Meter

Total Q recommended .40 c.f.s. Meter No. M0539592 type 8" Condition New

Total V recommended 80 Ac Ft/ANN

Recommended Amendments:

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

MEASUREMENT CALCULATION:

Meas: 350 gal/min ÷ 448.8 gal/min = .78 c.f.s.
Allowed .40 c.f.s. Amount Applied for
Volume: (4.0 Ac Ft/Ac.) (20 Acres) = 80 Ac Ft/ANN.
Irr Req.

SYSTEM DESCRIPTION:

G.E. MOTOR 60 Hp. # SK6257X81A Turbine Motor.
Hayne & Bowler Pump.
Hand lines Sprinkler System 4 lines @ 32 Heads, each 1/8 mile long
System was @ Capacity Flow. 9/64 Nozzles
12" well casing.

REMARKS:

Paul Borchard was present during exam

Examiner's Signature

Jerry Sundberg

Date 11-28-77

Checked by

J. B. Borchard

Date 11-23-77

Approved by

Jerry A. Blau for Michael Steele

Date 11-28-77

December 21, 1976

Re: Permit No. 36-7454

Paul L. Borchard
Route 1
Wendell, Idaho 83355

Dear Mr. Borchard:

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

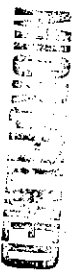
Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Twin Falls.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr

A vertical rectangular stamp is located on the left margin of the page, containing several lines of text that are mostly illegible due to the quality of the scan. It appears to be an administrative or filing stamp.

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 21 1976 *OK*

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder PAUL BORCHARD
b) Post Office Address RT 1 WENDELL 83355
2. Permit Number 36 - 7454
3. Date of Priority that you are prepared to establish 3-11-74
4. a) Source from which water was appropriated GROUND WATER
b) Location of the point of diversion: NE 1/4 NW 1/4, Section 2
Township 9S, Range 14E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
Amount .40 CFS for IRRIGATION purposes from MAR 15 to NOV 15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .40 cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: REPRESENTATIVE OF DEPT OF WATER ADMINISTRATION TOLD ME HOW MUCH I SHOULD NEED

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
N/A
b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 60HP pump 110 ft well 12" CASING - THROUGH SPRINKLING SYSTEM

- b) Describe the type and size of measuring device which you have installed at your point of diversion: BADGER 8"

- c) Give well driller's name and address and the date the well was completed: EATON + SONS 1973 WENDELL

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: NONE

RECORDED

12/21/76

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	14E	2								20									20

Total number of acres irrigated 20

10. Remarks: _____

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

12-20-76 (Date) Paul L. Buchanan (Signature)

State of IDAHO)
) ss.
 County of TWIN FALLS)

On this 20th day of December, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Louise D. Matthews
 Notary Public residing at Buhl, Idaho

My commission expires Jan. 1, 1977

April 11, 1974

Re: Permit No. 36-7454

Paul L. Borchard
Route 1
Wendell, Idaho 83355

Dear Mr. Borchard:

Enclosed is a copy of your approved Application for Permit No. 36-7454. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

36 7454

March 12, 1974

RE: Application No. 36-7454 - Paul L. Borchard

Gooding County Leader
Box 56
Gooding, Idaho 83330

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bill submitted 4-2-74 by LT

Bob Haynes
District Engineer
Southern District

36 7454

Need Galley Proof

**NOTICE OF
APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Paul L. Borchard Route 1, Wendell, Idaho has on 3-11-74 submitted Application No. 36-7454 for a permit to appropriate .40 cubic feet per second of water from groundwater by means of well, motor, pump and sprinkler system within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, T 9S, R 14E, B.M., Gooding Co. to be used from Mar. 15 to Nov. 15 for irrigation of 20 acres within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, T 9S, R 14E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before Apr. 8, 1974.

R. KEITH HIGGINSON
Director
Pub. 3-21,28

*ok L T
3-21-74*

36 7454

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Paul L. Borchard

Route 1, Wendell, Idaho

has on 3-11-74 submitted Application No. 36-7454

for a permit to appropriate .40 cubic feet per second ~~acre feet per annum~~
of water from groundwater

by means of well, motor, pump and sprinkler system

within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, T 9S, R 14E, B.M., Gooding Co.

to be used from Mar. 15 to Nov. 15

for irrigation of 20 acres

within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, T 9S, R 14E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before Apr. 8, 1974.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader

on Mar. 21 and Mar. 28, 1974

36 7454