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SOELBERG FARMS

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MICROFILMED

AUG 06 1998

AFFIDAVIT OF PUBLICATION

I, Colleen Babcock
of the Arco Advertiser, a weekly newspaper of
general circulation, published weekly at Arco, Idaho,
since March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with

the issue dated July 2, 1998

and ending with the issue dated

July 9, 1998
Colleen Babcock

STATE OF IDAHO }

COUNTY OF BUTTE }

On this 9th day of July

in the year of 1998, before me, a Notary Public,

personally appeared

Colleen Babcock

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.

Thomas D. Carr
Notary Public for Idaho

Residing at Arco, ID

My commission expires: 1-23-2004

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

34-07588

SOELBERG FARMS
c/o BRUCE SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS, ID 83404
Source: GROUNDWATER
Diversion Pt: SWSWNW Sec 16 T 03N
R 26E in BUTTE County.
Use: STOCKWATER (0.110 CFS)
Total Diversion: (0.110 CFS)
Date Filed: 6/19/1998
In: BUTTE County, T03N R26E, S17.
NESW NWSW SWSW SESW SWSE

34-07589

BRUCE R. SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS, ID 83404
Source: GROUNDWATER
Diversion Pt: SESWNW Sec 12 T 05N
R 25E in BUTTE County.
Use: STOCKWATER (0.010 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 6/19/1998
In: BUTTE County, T05N R25E, S12.
SWNW SENW

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 inter-
est criteria of Sec. 42-203C, Idaho Code.
Protests must be filed with the applicant
and the Director, Dept. of Water Resources,
along with a \$25.00 filing fee, 900 N. Sky-
line Dr., Idaho Falls, ID 83402, on or be-
fore JULY 20, 1998.

KARL J. DREHER, Director

Published: 7/2/1998 & 7/9/1998

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AUG 06 1998

RECEIVED

JUL 14 1998

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form 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, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 34-07588 Telephone No. 525-3327
2. Name(s) of Permit Holder(s): SOELBERG FARMS /O R. BRUCE SOELBERG
3. Mailing Address: 1482 THREE FOUNTAINS DRIVE, IDAHO FALLS, ID 83404
4. Source of Water: WELL If GROUNDWATER (well), Date Drilled: mo. AUG yr. 1997
a. Well Driller: GLEN GUTHRIE Drilling Permit Number: 34-97-E-0017
b. OPTIONAL:
Pump Horsepower: 1HP Pressure (psi): _____ Dynamic pumping level (ft): 160
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): 500 CATTLE
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.11 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____	or	No <u>✓</u>
	Has the measuring device been installed?	Yes _____	or	No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____	or	No <u>✓</u>
	Has the measurement port been installed?	Yes _____	or	No <u>✓</u>
8. Fee Enclosed: \$ 50⁰⁰ (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: R BRUCE SOELBERG Telephone Number: _____
Address: 1482 THREE FOUNTAINS DR., IDAHO FALLS, ID 83404
10. The information given on this form 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.

Signature of permit holder: R. Bruce Soelberg, Gen. Manager Date: 8-11-1998
(include your title, if on behalf of company or organization)

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OCT 26 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 34-07588

Proposed Priority: June 19, 1998

Maximum Diversion Rate:

0.11 CFS

This is to certify, that **SOELBERG FARMS**

C/O BRUCE SOELBERG

1482 THREE FOUNTAINS DR

IDAHO FALLS ID 83404

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

STOCKWATER

05/01 to 12/31

0.11 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 16, Township 03N, Range 26E
BUTTE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

03N 26E 17

NESW

NWSW

SWSW

SESW

SWSE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1999.**
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Stockwater use is for 500 range cattle.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

31st day of July, 1998

Karl J. Dreher
for Karl J. Dreher, Director

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AUG 06 1998

Ident. No. 34-07588

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

JUL 27 1998

1. Name of Applicant SOELBERG FARMS % R. Bruce Soelberg Phone 325-3327 Department of Water Resources
Mailing address 1482 Three Fountains Drive, Idaho Falls, ID 83404
2. Source of water supply well Groundwater which is a tributary of _____
3. Location of point of diversion is Township 3N Range 26E Sec. 16 in the SW 1/4, NW 1/4, Govt. Lot _____, B.M., Butte County;
additional points of diversion if any: _____
4. Water will be used for the following purposes: water
Amount 0.11 cfs for STOCK well purposes from MAY 1 to Dec 31 (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)
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 is (a) 0.11 ~~40 gpm~~ cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source 1 hp. STA-Rite pump
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
c. Proposed well diameter is 8" inches; proposed depth of well is 85 feet
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? Aug. 1997; Drilling firm GLEN GUTHRIE DRILLING;
Well was drilled for (well owner) SOELBERG FARMS; Drilling Permit No. 34-97-E-0017
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity in KW. _____
b. Stockwatering; list number and kind of livestock. CATTLE - 500 head
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

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AUG 06 1998

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	26E	17									5	5	5	5			5		

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. N/A

11. a. Who owns the property at the point of diversion? SOELBERG FARMS

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: Well drillers - Glen Guthrie + Doug Hendricks

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Soelberg Farms by
R Bruce Soelberg, Jan. Partner
 Signature of Applicant (and title, if applicable)

Received by AS. Date 6-19-98 Time 4:05 Preliminary check by _____
 Fee \$ 50.00 Receipted by AS. # E024203 Date _____
 Publication prepared by bc Date 7-2-98 Published in Arco Advertiser
 Publication approved bc Date 7/14/98

MICROFILMED
 AUG 06 1998

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AUG 06 1998

Permit No. 34-07588 Reviewed by Jy Date 9-8-98

TYPES OF USE

U.S. Name same as permit?

Stock

yes Address same as permit?

YES Proof timely received?

Correct Uses? U.S.

If not, complete calculation below.

SOURCE OF WATER

 Surface water source

 Ground water source

URS Drilling permit required?

NO Copy in the file?

Drilling Permit No. 34-97-E-0017

75- Amount paid for permit

NO Correct?

A/O Well log in the file?

LICENSE EXAMINATION FEE

WCS Required?

50 - Amount Submitted

1ACS Correct?

MEASURING DEVICE

NO Required?

Installed?

 / Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

DEFICIENCIES OR ACTION ITEMS

Request Add. 125.00 drill perm. fee
* fee received / proof acceptable

DATA ENTRY

New Address 11 Proof Made 8-11-98

Proof Made 8-11-98



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

PHILIP E. BATT
GOVERNOR

October 21, 1998

KARL J. DREHER
DIRECTOR

Soelberg Farms
c/o Bruce Soelberg
1482 Three Fountains Dr
Idaho Falls ID 83404

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 34-07588

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.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **EASTERN** Regional Office of the department in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

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OCT 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

September 11, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Soelberg Farms
c o Bruce Soelberg
1482 Three Fountains Dr
Idaho Falls ID 83404

RE: Water Right No. 34-07588
Drilling Permit No. 34-97-E-0017-000

Dear Permit Holder:

I have enclosed a copy of the above referenced drilling permit and a copy of the Proof of Beneficial Use statement you submitted in connection with the above referenced water right. The proof statement and your permit to appropriate water indicate that water is being diverted for stockwater use, with a total rate of diversion of 0.11 cfs. However, the drilling permit issued for this water right only authorizes a single family domestic use. Single family domestic use constitutes the diversion of 0.04 cfs or less and/or the use for one home and irrigation of up to ½ acre of land.

The fee for your domestic well drilling permit was \$75.00. However, because of the use and amount you have indicated, the drilling permit is no longer considered domestic and must be upgraded to non-domestic status. The fee for a non-domestic (above 0.04 cfs) drilling permit is \$200.00.

Before the department can accept the proof of beneficial use as filed, you will need to submit the additional \$125.00 fee to upgrade the drilling permit. Please submit the fee within **60 days** of receipt of this letter and address your correspondence to my attention.

Please contact me at (208)327-7953, if you have any questions regarding this matter. If you need any information regarding the drilling permit, you should contact the department's Eastern Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED

OCT 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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 3, 1998

SOELBERG FARMS
C/O BRUCE SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS ID 83404

PERMIT APPROVAL NOTICE

RE: PERMITS 34-07588/34-07589

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permits authorizing you to establish new water rights. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permits are preliminary orders issued by IDWR pursuant to section 67-5243, Idaho Code. They can and will become final orders without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed are forms entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop these permits into licensed water rights. Also enclosed are forms entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this forms immediately.

The right to drill a well is not a part of these permits to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this rights were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater Protection Section located here at this office or our regional office nearest you.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

MICROFILMED
AUG 06 1998

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

AUG 06 1998

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of August, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right 34-07588/34-07589

SOELBERG FARMS
C/O BRUCE SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS ID 83404


Kari Lynn Townsend
Secretary

MICROFILMED

AUG 06 1998

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order 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 the 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 a 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, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a 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.

ORAL ARGUMENT

If the Department grants a petition to review a 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 a 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.

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.

MICROFILMED

AUG 06 1998

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**

by Cindy Lou

No.: 34-07588 Name: Soelberg Date: 7/30/98 Ad OK? ☒ ☒ Gvmt Lts: ☒
AREA OF CONCERN: - No/Yes: ESRP Mor / GWMA / Trust / Non-trust in Aquifer
PROTESTED: - 020 (Protest Agreement) or *W19 (Order)
SYSTEM COMPLETED:
 > 1 year - 26A-P17
 ≤ 1 year/no proof - P16
GROUNDWATER: (✓ FLO-CH)
 WMD (✓ MAP) - North / East / West
 > 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)
 ≤ 0.24 cfs/5 acres - No MD
 WMD Supplemental use - 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)
 > 0.24 cfs/5 acres - 01M (report when notified)
 ≤ 0.24 cfs/5 acres - No MD
DRILLING PERMIT:
 All wells (✓ WDQ3) - 046(P23)
 In Basin 34? existing - 065
 Irr. within WD - P05 (new well location)
SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated).
 IN/ABOVE MIN STR. FLOW (✓ MAP) - *WB9
 WD (✓ MAP & LISTING) - R04 (WD #)
 > 0.10 cfs - 01J-P08 (MD & LD)
 ≤ 0.10 cfs - 01H-P01 (LD), 01P or No MD (in-stream stock)
 WMD (✓ MAP)
 > 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)
 ≤ 0.24 cfs/5 acres - No MD
SPRINGS/SINK, INACTIVE WD & REST OF STATE
 > 0.24 cfs/5 acres - 01M or No MD (in-stream stock or power)
 ≤ 0.24 cfs/5 acres - No MD
RIVER BASINS: (*Surface water):
 Snake R (01) - *W22 -P04, NA
 (02/03-irr) - 007 (w/ remark *WB9 if above Weiser), NA
 Payette R(65) - *W22 (regulated uses), 047-P04 (Payette Lake), NA
 Salmon R (70's) - 029 (fish screens), NA
USE:
 Domestic surface - *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River), NA
 >1 in rest area - 071-070
 Fire Protection - 077
 Fish Propagation - 029-007-042(req)-081 (WQ)-P10
 Heating/Cooling - R07 (injection well)
 Irr ≤ 5 acres - R66/R67/R68/R69 (0.03 cfs/acre + 3 0/3 5/4 0/4 5 AF)
 > 5 acres - R62/R63/R64/R65 (0.02 cfs/acre + 3 0/3 5/4 0/4 5 AF)
 Mining - 054(req) -081-P10
 Municipal - 022, 075, 004 (+memo?), NA (not in restricted area)
 Power - 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use),
 17G (FERC) or 17M (FERG), 18B-P09, >25 cfs-P18
 Stockwater - R37 (BLM/USFS), NA
 Storage (✓3 compo) - 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA
LOCATION:
 42-248 area - P84 in 20/30/40/50/60/70/80 (87) basin)
 Boise Front LoGeo - 058 (<85° GW temp only)
 In-stream dev. - P52 (stream channel alteration)
 Mitigation - 120
 SWAN FALLS FLAG (See Code Chart) - S
 Trust - 051-052-053-P74 (Consumptive Uses), NA
 Non-Trust (1) - 048-049 (Consumptive Uses), NA
 - 004 (PD/PU) _____
OWNERSHIP: _____
OTHER CONDITIONS: _____
STANDARD REMARKS: - (1) 0002/500RC
BENEFICIAL USE DUE: - 8/1/1999
COMMENTS: _____

JUL 27 1998

DEPARTMENT OF WATER RESOURCES

Dist. for staffing
Submitted for advertising 6-22-98Form No. 202
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATIONS FOR PERMIT ANALYSIS PERMITINITIAL REVIEW BY HWT DATE 6-22-98 APPLICATION NO. 34-07588SOELBERG Farms

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☒ No Field check required
Field check by _____
☐ Yes ☒ No Field report attached
☐ Yes ☒ No Critical groundwater area
☐ Yes ☒ No Groundwater management area
☐ Yes ☒ No Send dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit
☐ Yes ☒ No Power efficiency form
☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

Date Requested _____

PROCESSING

☒ Yes ☐ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken _____

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest _____
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations attached
☐ Yes ☐ No Measuring device required
☐ Yes ☐ No Access port required
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____
☐ Yes ☐ No Special conditions of approval or cover letter below.

Date of priority recommended _____

By: _____

Date: _____

STATE OFFICE REVIEW

By _____

Date: _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist.
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Div. of Environment	_____ Other _____

Project impacts/implications report

COMMENTS

[illegible]

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	ACC FLG	COUNTY
34-97-E-0017-000	0	SOELBERG FARMS 1482 THREE FOUNTAINS IDAHO FALLS, ID 83404 (208) 525-3327	03N	26E	16	SE NW		L	BUTTE

Subdivision Well Site Location and Description:

Subdivision Name:

Well Site Address: 6 MILES WEST OF ARCO

City, State: ARCO, ID

Lot(s):

Block(s):

Geographic Location:

GPS Site ID:

Lat: : : N

Long: : : W

Accuracy Code:

Proposed Use of Well: Domestic

Proposed Casing Diameter: 8 In.

Proposed Depth: 300 Ft.

Anticipated Bottom Temp: 85F or less

Well Use Comments:

Driller License No: 0215

Firm Name: NELSON DRILLING

Official: RAY NELSON

Permit Status: Filed

Verbal Issued Date:

Verbal Issued Time:

Received Date: 07/28/1997

Approved Date: 07/28/1997

Proposed Start Date: 07/30/1997

Extension Date:

Extension Expiration:

Receipt No.

Receipt Date

Fee

E023452

07/28/1997

\$

75.00

Specific Conditions:

Permit Remarks:

Conditions of Approval: This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.

This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank. Public Water Supply wells must not be drilled closer than 100' from any drainfield or septic tank.

The well shall be constructed by a driller currently licensed in the state of Idaho who must maintain a copy of the drilling permit at the drilling site.

Approval of this drilling permit does not authorize trespass on the land of another party.

=====

WELL DRILLING PERMIT/LOG INDEX: Permit No. 34-97-E-0017-000 (cont'd)

Conditions of Approval: This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.

This drilling permit does not represent a right to divert and use the water of the State of Idaho.

If a bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Dig Line " Number for your area is 1-800-342-1585.

Comments: No Comments Found

----- WELL DRILLER'S LOG REPORT -----

Drilling Permit No: 34-97-E-0017-000 Water Right No:
Log Status: Sent To/Microfilmed Injection Permit No:

Nature of Work: REPLACE Construction Method: AIR ROTARY

Casing Diameter:	8	In.	Static Water Level:	54	Ft.	Actual Start Date:	07/31/1997
Depth of Casing:	100	Ft.	Temperature:		F.	Well Finish Date:	08/04/1997
Total Depth:	100	Ft.	Production Rate:	40.00	GPM	Log Received Date:	10/30/1997
Screen Installed?	No					Certification Date:	10/29/1997

Field Inspection Date: Inspector:

Well Log Remarks: SURFACE SEAL DEPTH 20', BENTONITE USED, OVERBORE METHOD.
CASING SCHEDULE: .250 STEEL, 8" FROM +1 TO 33 FT.
6" FROM +1 TO 100 FT.
PERF: #48, 1/8 X 3 SLOT, FROM 62 TO 98 FT. TORCH METHOD.
DRILLER COMMENTS: WATER QUALITY GOOD - CLEAR
COMPLETED DEPTH 100 FT.

AFFIDAVIT OF PUBLICATION

I, *COLLEEN BABCOCK*

of the Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for *2* consecutive weeks, commencing with

the issue dated *July 2, 1998*

and ending with the issue dated

July 9, 1998
Colleen Babcock

STATE OF IDAHO }

COUNTY OF BUTTE }

On this *9th* day of *July*

in the year of *1998*, before me, a Notary Public,

personally appeared

Colleen Babcock

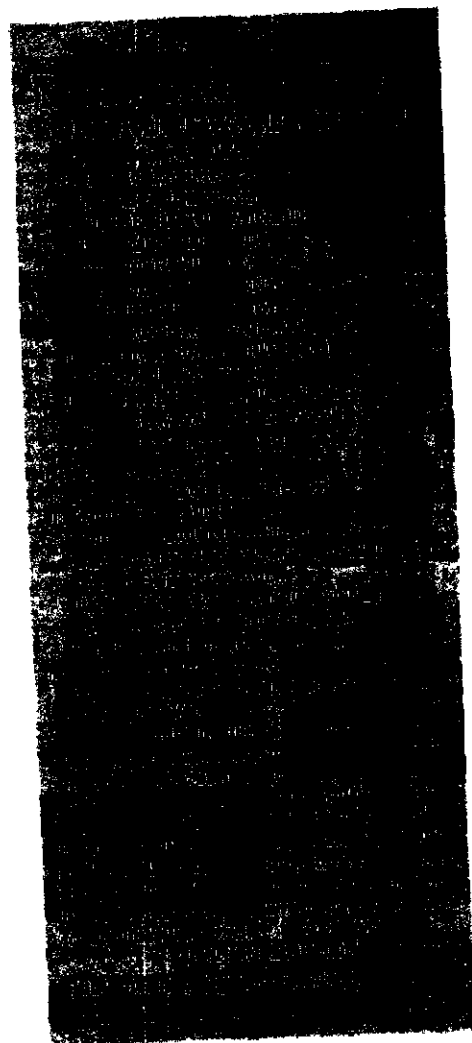
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same

Thomas D. Carr

Notary Public for Idaho

Residing at *ARCO, ID*

My commission expires *1-23-2004*



MICROFILMED

AUG 06 1998

RECEIVED

JUL 14 1998

Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

June 24, 1998

KARL J. DREHER
DIRECTOR

SOELBERG FARMS
C/O R BRUCE SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS ID 83404

RE: Application for Permit #34-07588

Dear Applicant:

This office is currently in the process of advertising the application in the Arco Advertiser on July 2 and 9, 1998. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

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AUG 06 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JUNE 24, 1998

Legal Notices Department
THE ARCO ADVERTISER
P.O. DRAWER C
ARCO, ID 83213

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.

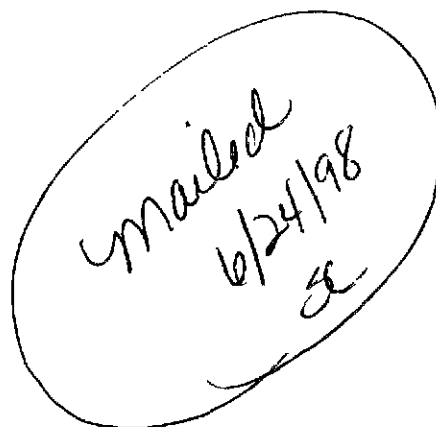
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 20, 1998.

Yours truly,

Sharla Cox
Secretary

Encl.



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NOTICE OF APPLICATION FOR TRUST WATER RIGHT

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AUG 06 1998

34-07588

SOELBERG FARMS
C/O BRUCE SOELBERG
1482 THREE FOUNTAINS DR
IDAHO FALLS, ID 83404

Source: GROUNDWATER

Diversion Pt: SWSWNW Sec 16 T 03N R 26E in BUTTE County.

Use: STOCKWATER	(	0.110 CFS)
Total Diversion:	(	0.110 CFS)

Date Filed: 6/19/1998

In: BUTTE County				
T03N R26E S17	NESW	NWSW	SWSW	SESW
	SWSE			

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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 applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, 900 N. Skyline Dr., Idaho Falls, ID, 83402, on or before JULY 20, 1998.

KARL J. DREHER, Director

Published: 7/ 2/1998 & 7/ 9/1998

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