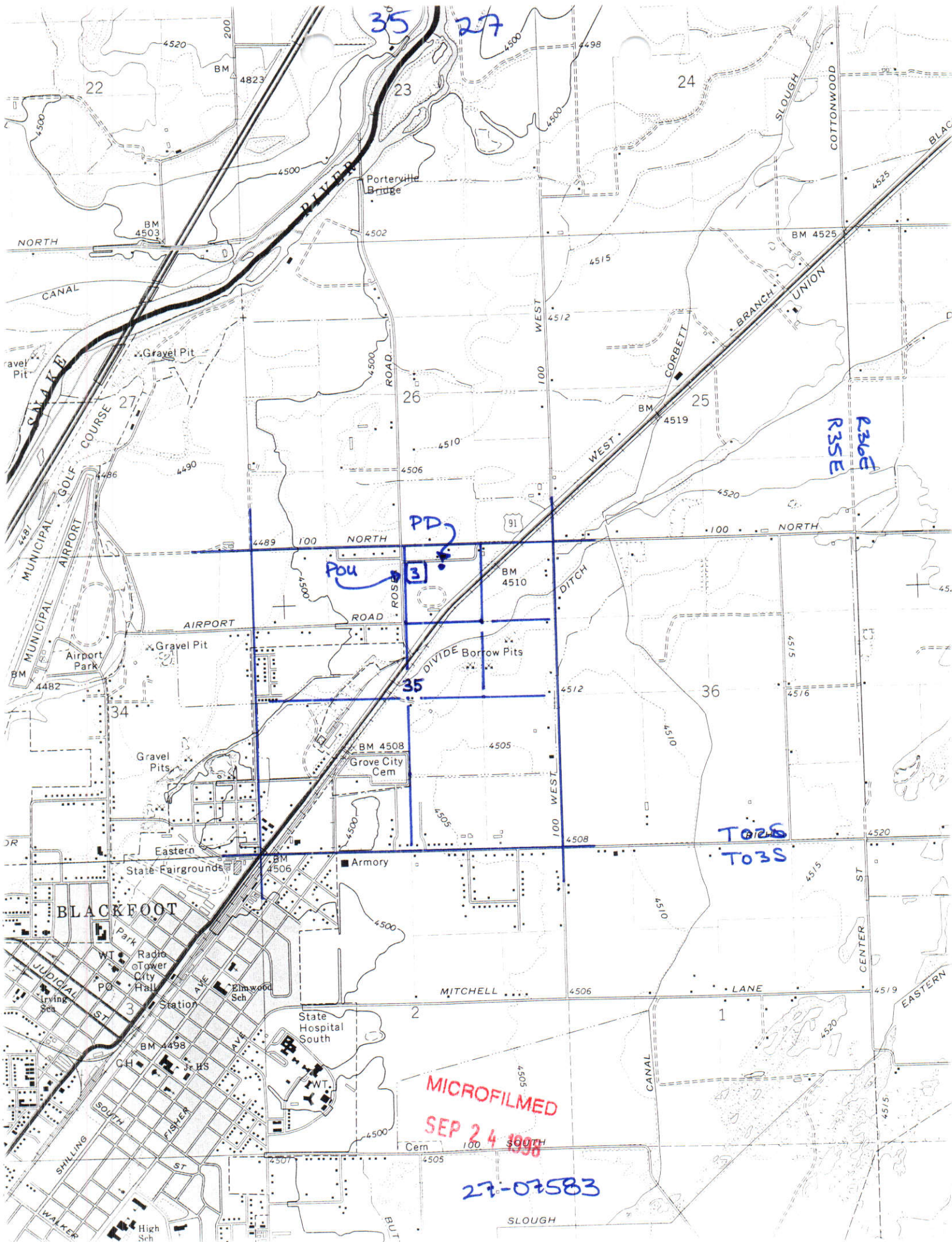






Existing Point of Diversion
(Drilled 1964)

Existing Irrigation
from Well
(Unrecorded)

Place of Use
for Church

27-07583

NWNE, 35-02S-35E

27-07583

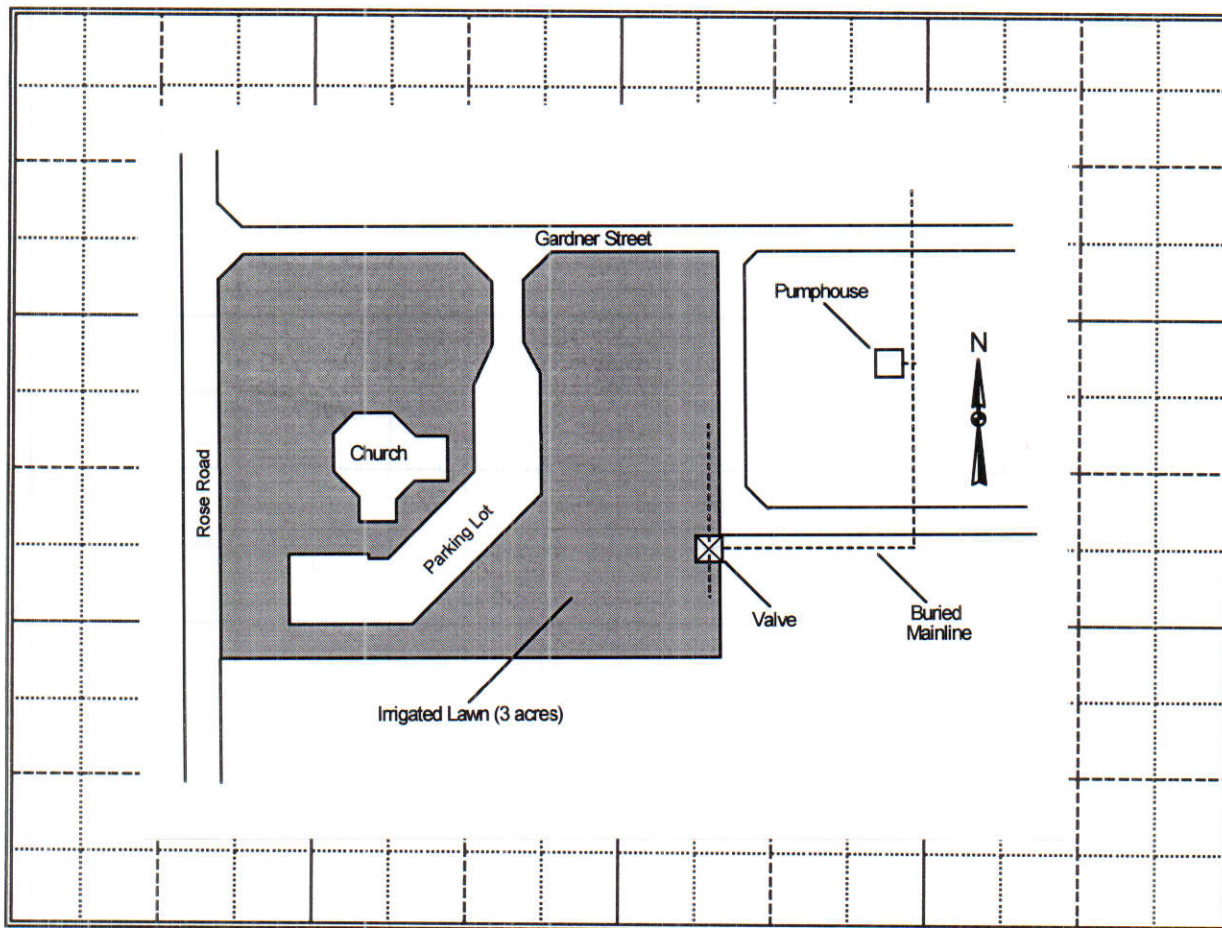
1987 Photo

1987 NAPP Photo #24

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SEP 24 1998

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GEN ELECTRIC	25	X151004067	FAIRBANKS/MORSE	AW6228

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

D. FLOW MEASUREMENTS

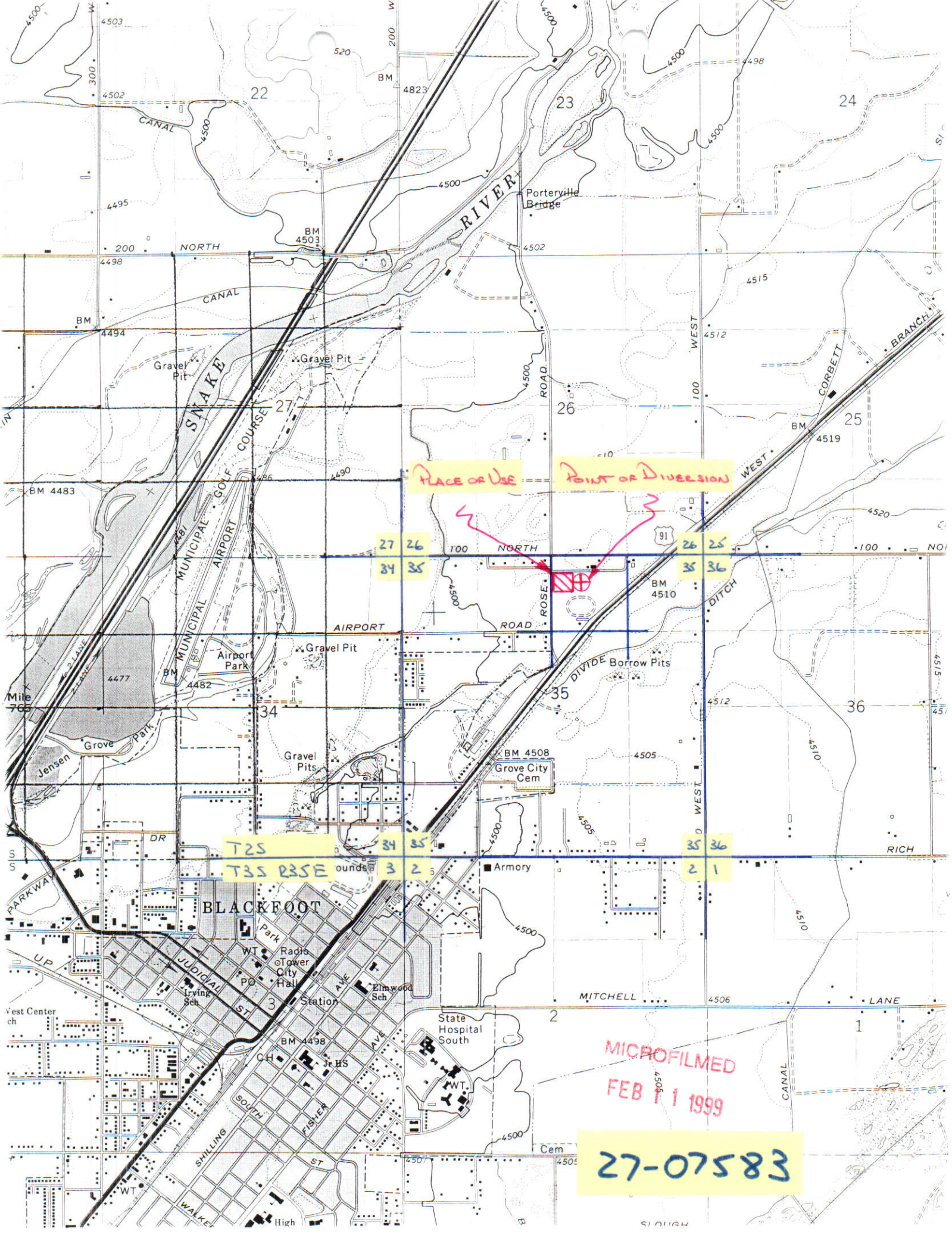
1.

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

2. Measurements: THEORETICAL FROM EXAM FOR 27-07386

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PLACE OF USE

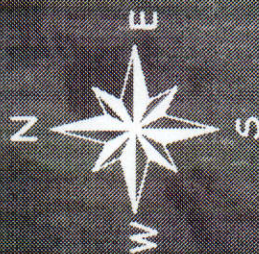
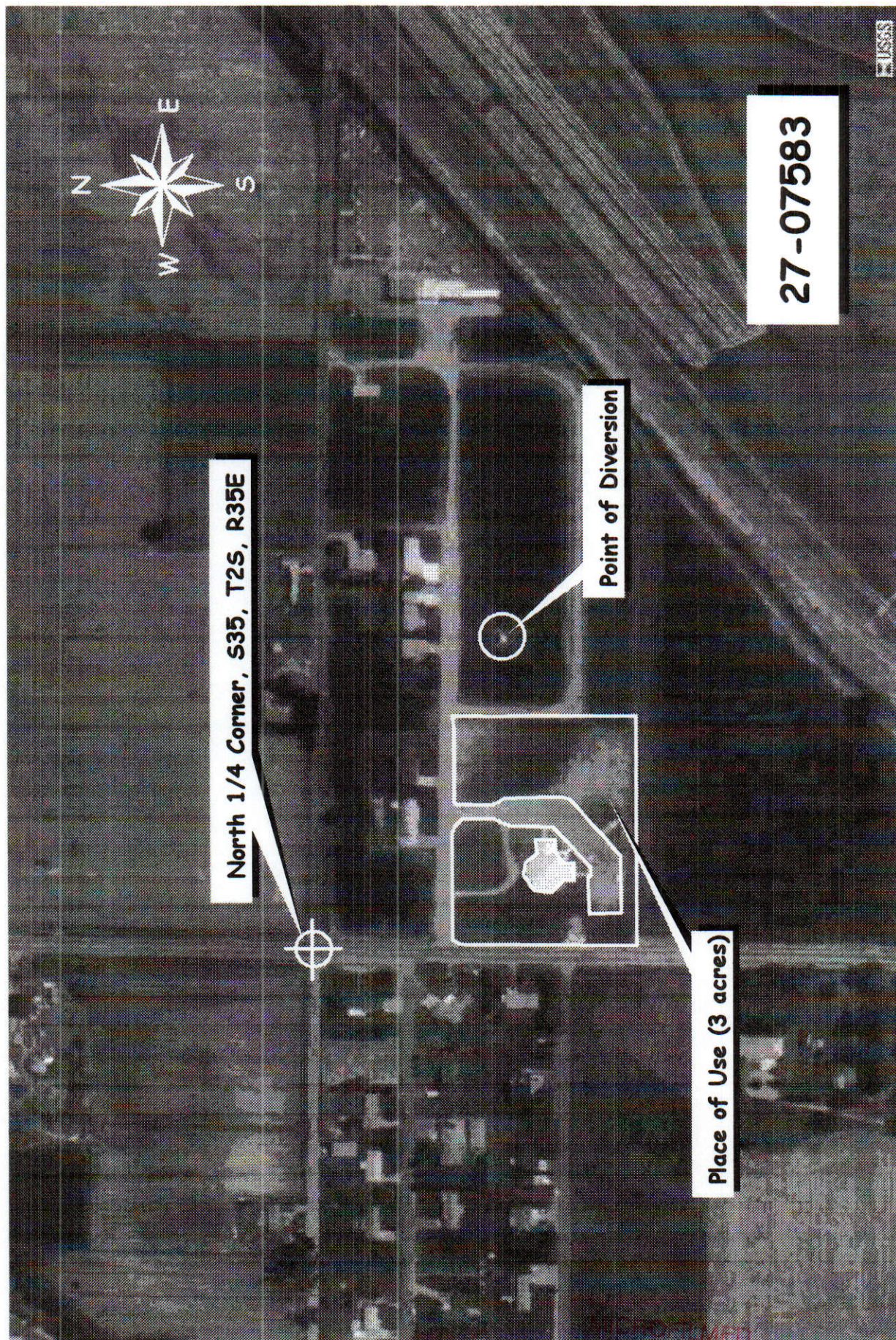
POINT OF DIVERSION

T2S

T3S R3E

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27-07583



North 1/4 Corner, S35, T2S, R35E

Point of Diversion

Place of Use (3 acres)

27-07583

1583

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Plate 1 - Point of diversion.

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27-07583



Plate 2 - Pumphouse at point of diversion.

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27-07583



Plate 3 - Place of use looking NW towards church building.



Plate 4 - Place of use from NW corner looking towards church building.

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27-07583

AFFIDAVIT OF
PUBLICATION

County of Bingham)

SS

State of Idaho)

I, Jacqueline Graham do solemnly swear that I am the Legal Coordinator of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said newspaper 2 consecutive Weeks the first publication having been made on the 6th day of August 1998; and the last publication having been made on the 13th day of August 1998; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published, in the newspaper and not in a supplement.

On this 13th day of August, in the year of 1998, before me a Notary Public of the State, personally appeared Jacqueline Graham, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me the first duly sworn, declared that the statements therein are true, and acknowledged to me that the executed the same.

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires
June 19, 2004
Affidavit Processing Fee.....\$5.00

RECEIVED

AUG 14 1998

Department of Water Resources
Eastern Region

DEPT. OF WATER RESOURCES
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718
(208) 525-7161
Fax: (208) 525-7177

NOTICE OF APPLICATION
FOR WATER RIGHT

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

27-07583

FIRST BAPTIST CHURCH

2550 Rose Road
Blackfoot, Idaho 83221

Source: GROUNDWATER

Diversions Pt.: NWNE, Sec. 35, T. 02S, R. 35E, in Bingham County.

Use: IRRIGATION (0.090 CFS)

Total Diversion: (0.090 CFS)

Date Filed: 4/13/1998

In: BINGHAM County. T02S, R35E, S35, NWNE, 3.0 acres total.

Any protest against the proposed application must be filed with the Department of Water Resources, 900 N. Skyline Drive, Suite A, Idaho Falls, Idaho, 83402, together with a protest fee of \$25.00 on or before AUGUST 24, 1998, to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

(3819)

Pub.: 8/6, 13

MICROFILMED

SEP 24 1998

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 27-07583

Priority: April 13, 1998

Maximum Diversion Rate:

0.09 CFS

Maximum Diversion Volume:

12.0 AF

This is to certify, that FIRST BAPTIST CHURCH
2550 ROSE RD

BLACKFOOT ID 83221

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 13, 1998; and has submitted Proof of Beneficial Use on October 13, 1998. An examination indicates that the works have a diversion capacity of 1.280 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	0.09 CFS	12.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 35, Township 02S, Range 35E
BINGHAM County

PLACE OF USE: IRRIGATION

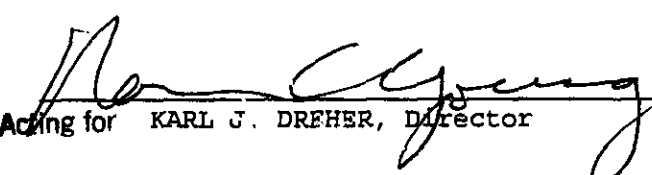
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	35E	35	NWNE	3		3

Total number of acres irrigated: 3

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Right 27-07386 is also diverted through the points of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 4TH day of FEBRUARY, 1999.


Acting for KARL J. DREHER, Director

MICROFILMED

FEB 11 1999

RECEIVED

OCT 13 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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. 27-07583 Telephone No. 208-785-3247

2. Name(s) of Permit Holder(s): FIRST BAPTIST Church

3. Mailing Address: 2550 Rose Road, Blackfoot, Id. 83221

4. Source of Water: Groundwater If GROUNDWATER (well), Date Drilled: mo. Dec 5 / yr. 1964

a. Well Driller: Cushman - Johnson Drilling Permit Number: - NA -

b. OPTIONAL:
Pump Horsepower: 25 Pressure (psi): 70 Dynamic pumping level (ft): 35'

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 3 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: .09 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: \$ 850.00 (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: Ronald A. Matton Telephone Number: 208-785-5988

Address: 447 W 100 N Blackfoot Idaho 83221

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: Ronald A. Matton (custodian) Date: 10/9/98
(include your title, if on behalf of company or organization)

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NOV 24 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07583

Proposed Priority: April 13, 1998

Maximum Diversion Rate:

0.09 CFS

This is to certify, that **FIRST BAPTIST CHURCH**
2550 ROSE RD
BLACKFOOT ID 83221

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

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 10/31	0.09 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 35, Township 02S, Range 35E
BINGHAM 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>
02S	35E	35	NWNE	3.0		3.0

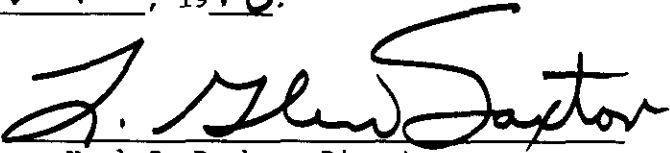
Total number of acres irrigated: 3.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 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. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. This permit does not authorize the construction of any new well or the deepening or enlargement of any existing well.
6. This right does not authorize the irrigation of land not previously irrigated.
7. The issuance of this right does not grant any right-of-way or easement across the land of another.

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

3rd day of September, 1998.


for Karl J. Dreher, Director

MICROFILMED

SEP 24 1998

RECEIVED

AUG 27 1998

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. ²⁷⁻⁰⁷⁵⁸³
~~25-07658~~

1. Name: FIRST BAPTIST CHURCH
Address: 2550 ROSE RD
BLACKFOOT ID 83221

208-785-3247

2. Source: GROUNDWATER

Trib. to:

3. Location of Point of Diversion:

NWNE Sec. 35, Township 02S, Range 35E
BINGHAM County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	04/01	10/31	0.090		

5. Total quantity to be appropriated is:

0.090 CFS (and/or) AF

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc.

WELL TO PIPELINES FOR IRRIGATION AROUND CHURCH BUILDING

b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.

c. Proposed well diameter is 20 inches; proposed depth of well is 100 feet.

d. Is groundwater with a temperature greater than 85F being sought? NO

e. If well is already drilled, when? 12/01/1964

Drilling Firm CUSHMAN AND JOHNSON DRILLING

Well was drilled for GARDNER AND WARD

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

8. Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
02S	35E	35	NWNE 03			3

Total number of acres irrigated: 3

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SEP 24 1998

9. a. Who owns the property at the point of diversion?
CITY OF BLACKFOOT
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.
AGREEMENT WITH THE CITY. COPY WILL BE ATTACHED.

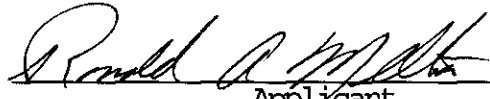
10. Remarks:

~~This application is for historic irrigation of grounds for the church. The well was drilled in 1991 and used to irrigate land since that time. Church was built on farmland in 1990.~~
Officers of First Baptist Church:

President: Justin Johnson
Vice-Pres: Ron Melton
Secretary: Sherrie Herman
Treasurer: Barbara Johnson

11. Map of proposed point of diversion and place of use attached? ☒

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.


Applicant
V. President

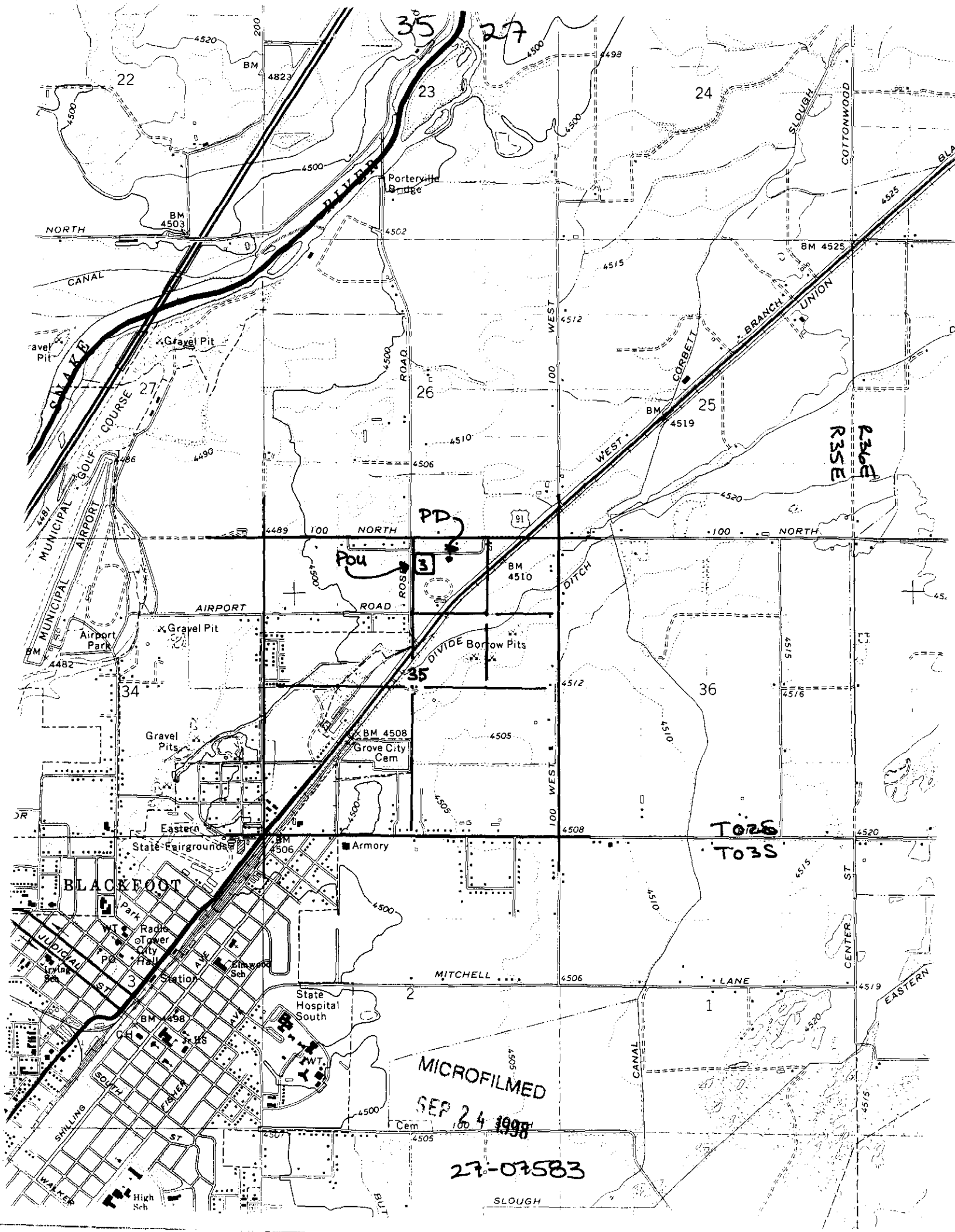
Received by PRM Date 4-13-98 Time 1410 Preliminary check by _____

Fee \$ 50⁰⁰/₁₀₀ Receipted by PRM # E024041 Date 4-13-98

Publication prepared by Sc Date 8/18/98 Published in Morning News

Publication approved Sc Date 8/14/98

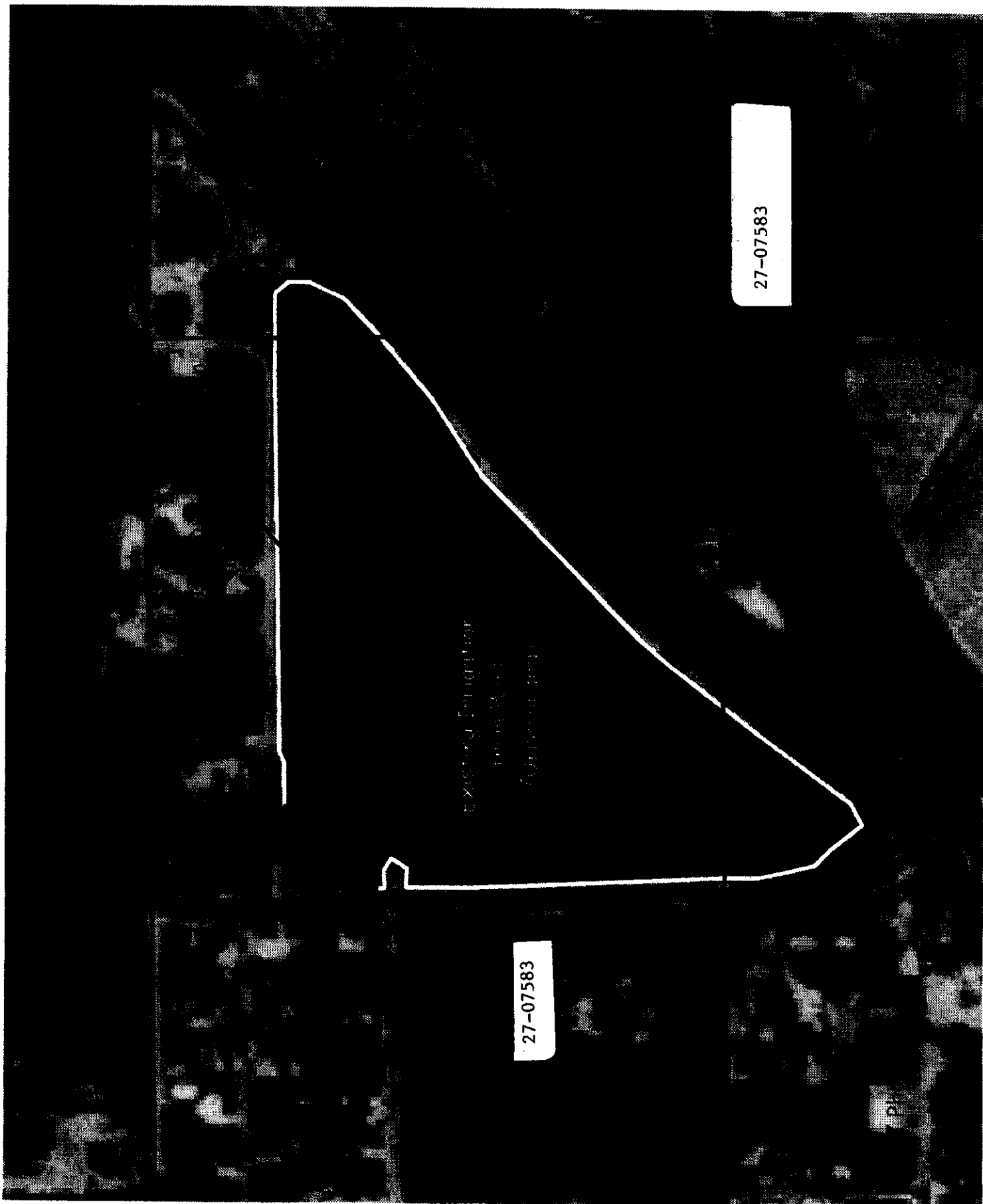
MICROFILMED
SEP 24 1998



MICROFILMED
SEP 24 1998

27-07583

SLOUGH



1987 NAPP photo 7/6/87

MICROFILMED

SEP 24 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

February 5, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FIRST BAPTIST CHURCH
2550 ROSE RD
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 27-07583

Dear Water Right Holder(s):

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

RECORDED

FEB 11 1999

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

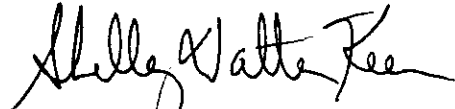
MICROFILMED

2 FEB 11 1999

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.

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

Enclosure

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FEB 11 1999

CERTIFICATE OF MAILING

I hereby certify that on the 5th day of February, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 27-07583

FIRST BAPTIST CHURCH
2550 ROSE RD
BLACKFOOT ID 83221


Kari Lynn Townsend
Secretary

MICROFILMED
FEB 11 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 27-07583

DATE 2/1/99

REVIEWER: SHARLA

NAME Change/OK
Address OK

SOURCE OK Does change clarify orig. intended source? If no, Void permit

POINT OF DIV OK ☐ Change (P39 /P47) ☐ Add (P45/P42) Feds - P40

W32 (multiple in 1/4)
W36 (overlap)
W59 (subd. desc)

Overlaps:

Right(s):

File reviewed 27-07386 10/23 - exam 9/93
27-07138 5/19 - exam 1/84 see 3/25/88 memo
Profile reports printed

PLACE OF USE OK ☐ Change (P41/P47) ☐ Add (P41/P42) Feds - P43

W60 (subd. desc)
W27 (ppu acre limit)

Overlaps:

Right(s):

File reviewed Profile reports printed

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate 0.09 cfs

Fee limit .20 cfs \$5000

Measured cfs

Theoretical 1.28 cfs

Recommended Total Div Rate 0.09 cfs

WATER USES

W

OK
.09 cfs

Change (P46)

384.0 af

Irrig -

overlap (R58-R61, R62-R65, R66-R69)

supp. gw (WB7/065/079)

overlap spec. combined rts (W35)

<1acre (W31)

Domestic (W01/WB5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042) Fire (077) Wtr Quality (081/R07)

TOTALS

.09 cfs

12.0 af

Flow rate .09 cfs X 214 days X 1.98 = 38.1 af

REMARKS

ADD'L CONDITIONS

☐ Watermaster Control WD#

☐ GW Measurement/Measuring Device

☐ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority ☐ yes ☒ no

SRBA Claim NA

Adjust Memo

Amend letters



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MEMORANDUM

To: Shelley Keen, State Office ^(SK)
From: Paul Meyer, Eastern Region
Date: 26 January, 1999

To File

RE: Examination for 27-07583 (First Baptist Church in Blackfoot)

Shelley,

Per our discussion, you'll find I've enclosed the completed field exam write-up for 27-07583. I've also attached photo-copies of the overlapping licenses and exams.

As we discussed, I really question whether 27-07138 (Northland Terrace Water Users Assn.) is still a valid water right. According to Ron Melton, who accompanied me on the exam, the line has been capped for several years, probably since the subdivision was annexed by Blackfoot, I'm guessing. FYI, contrary to what I had told you earlier, an SRBA Notice of Claim has been filed by Northland Terrace on 27-01738. The validity of this claim will be determined by the SRBA staff.

Keith Wilson's field exam of 27-07386 (City of Blackfoot) showed a maximum theoretical diversion of 1.28 cfs. I used Keith's figures to calculate the theoretical for 27-07583 (First Baptist Church). Water right 27-07386 was licensed for 1.19 cfs leaving 0.09 available for 27-07583.

If you have any questions, feel free to contact me.

MICROFILMED

FEB 11 1999

MEMORANDUM

TO: File 27-07386

FROM: Sharla

DATE: March 25, 1998

RE: Telecon/Recommendation Adjustments

On this date, I spoke with Keith Wilson about the narrative found in his field report. In it he stated that at the time of the inspection the well was not being used because it was too sandy. But he then went on to say the delivery system had been replaced. I called to ask him if the well was now again being used.

Keith stated that the well was repaired and is used again as he recommended for licensing.

An overlapping right, 27-07138, was licensed for a 25 hp pump installed in June of 1980 and used in summer to water lots without homes; the right was licensed in the name of Northland Terrace Water Users Assn. Another pump (7.5hp) under that right was used in winter. Between the time proof of beneficial use was filed for that right in 1984 and the time the right was licensed in 1990, an SRBA claim was filed reducing the right to 0.21 cfs for domestic use of 8 homes with the diversion system being only the 7.5 hp pump. Photos in both water right files clearly indicate the well is the same. 27-07138

The examiner recommends licensing 27-07386 for diversion of water using the 25 hp pump. The right will be licensed as if it were a stand-alone right, with no overlapping rights involved, since the decree for 27-07138 will eliminate the overlap of the use from the 25 hp pump. 27-07386 can be issued for 1.19 cfs (theoretical capacity of the well at 70% efficiency). A copy of this memo will be routed to the adjudication staff to be included in the SRBA file for 27-07138. SC 4/3/98

2/2/99 - Telecon w/ Paul Meyer - they have a copy of the above memo in SRBA file 27-07138. He's not sure what final action on the claim will be, but by all indications they've had, line is capped and no longer used.

27-07386 is only right considered as overlap w/ 27-07583
FEB 11 1999
MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 29 1999

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 27-07583

1. Owner: FIRST BAPTIST CHURCH

Phone No. (208) 785-3247

Current Address: 2550 ROSE RD. BLACKFOOT ID 83221

2. Accompanied by: RON MELTON

EXAM DATE: 1-12-99

Address: 447 W 100 N, BLACKFOOT

Phone No. (208) 785-5988

Relationship to Permit Holder: _____

3. Source: GROUNDWATER

tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: 27-07138, 27-07386

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			ND	NE	35	2S	35E	BINGHAM	CITY OF BLACKFOOT WELL

2. Place(s) of Use:

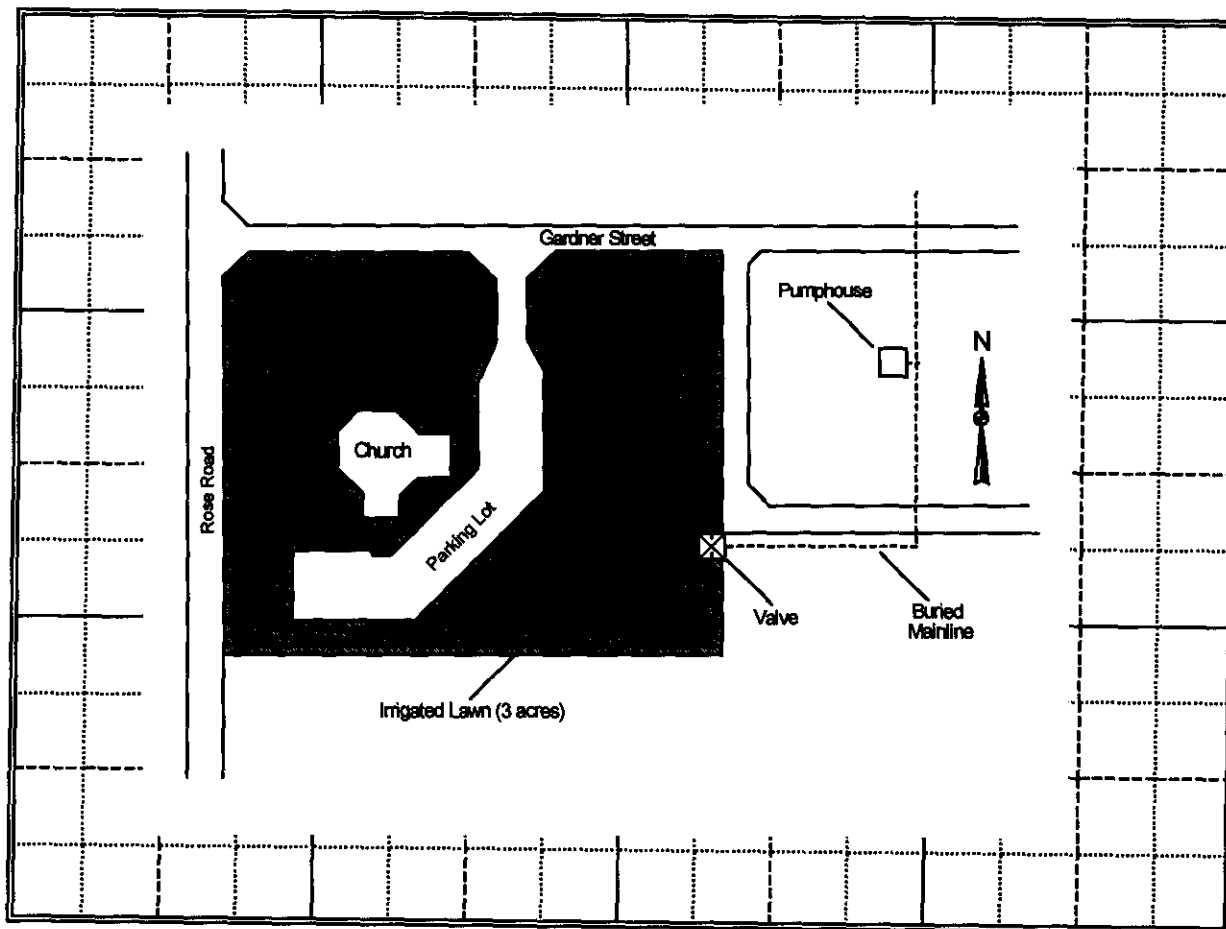
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2S	35E	35		3															3

RECORDED

FEB 11 1999

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GEN ELECTRIC	25	XNS1004067	FAIRBANKS/MORSE	DW6228

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: 1 MEDESTERAL FROM EXAM FOR 27-07386

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FEB 11 1999

E. NARRATIVE/REMARKS/COMMENTS

WELL WITH TURBINE PUMP TO MAINLINE TO PLACE OF USE FOR IRRIGATION OF CHURCH LAWN AND ACTIVITY AREA.

WELL IS OWNED BY CITY OF BLACKFOOT, BUT IS TOO SANDY FOR MUNICIPAL USE. HISTORICALLY, THIS WELL WAS DRILLED IN 1961 FOR IRRIGATION OF ~ 60 ACRES WHERE CHURCH NOW RESIDES ALONG WITH OTHER HOMES. NO WATER RIGHT WAS EVER FILED BY ORIGINAL OWNER.

OVERLAP WITH 27-07138 AND 27-07386 FOR POINT OF DIVERSION ONLY. IT IS UNCLEAR WHETHER 27-07138 (NORSHLAND TERRACE WATER USERS ASSOCIATION) IS STILL BEING USED AS SUBDIVISION HAS BEEN ANNEXED BY BLACKFOOT FOR SOME TIME. PER DISCUSSION WITH RON MELTON, THE LINE THAT SUPPLIED 27-07138 HAS BEEN CAPPED AND ^{IS} NO LONGER USED. AND SERA CLAIM HAS BEEN FILED ON 27-07138, HOWEVER.

THEORETICAL CALCULATION FROM 27-07386 IS AS FOLLOWS:

$$Q = \frac{25 \text{ HP} (8.814) 0.75 \text{ EFF}}{60' \text{ LIFT} + (30 \text{ PSI} \times 2.308)} = \underline{1.28 \text{ CFS}}$$

PSI = 30
HP = 25
LIFT = 60'
EFF = 75%

RECOMMEND 0.09 CFS AS PERMITTED

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

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FEB 11 1999

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

SEE REMARKS**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3.0 \times 4.0 \text{ AFA} = 12 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.09 \times 214 \times 1.9835 = 38.2 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 12 \text{ AFA}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Irrigation</u>	<u>04-01</u>	<u>10-31</u>	<u>0.09</u>	<u>12 AFA</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			_____	_____

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

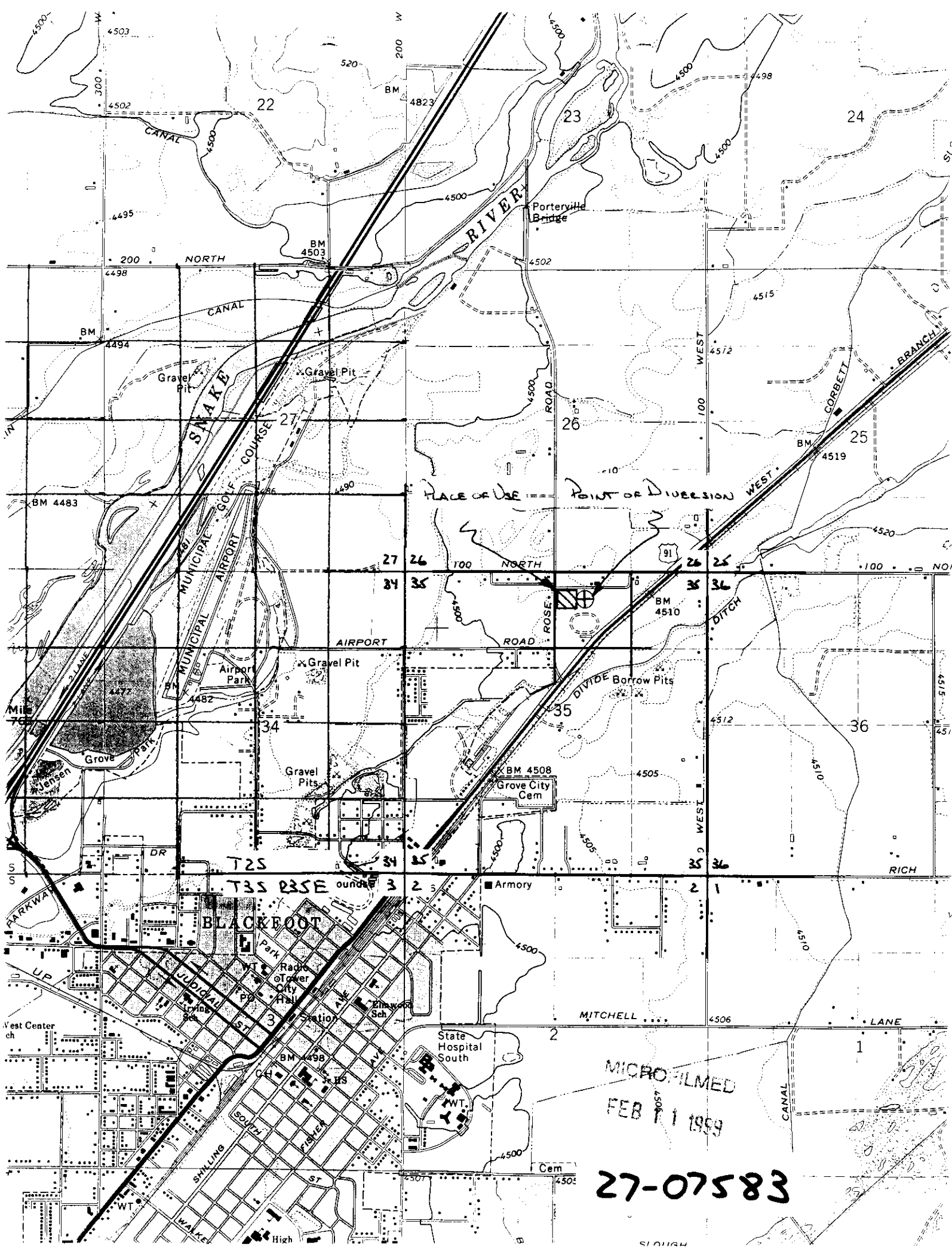
I. AUTHENTICATIONField Examiner's Name [Signature] Date 1-25-99

Reviewer _____ Date _____

SEAL

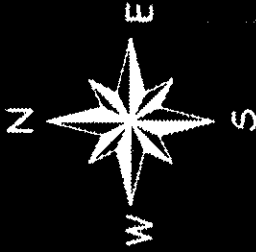
MICROFILMED

FEB 11 1999

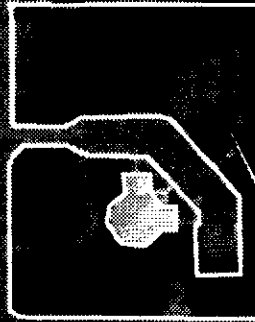


MICROFILMED
FEB 11 1959

27-07583



North 1/4 Corner, S35, T2S, R35E



Place of Use (3 acres)

Point of Diversion



27-07583

F1553

FEB 11 1954

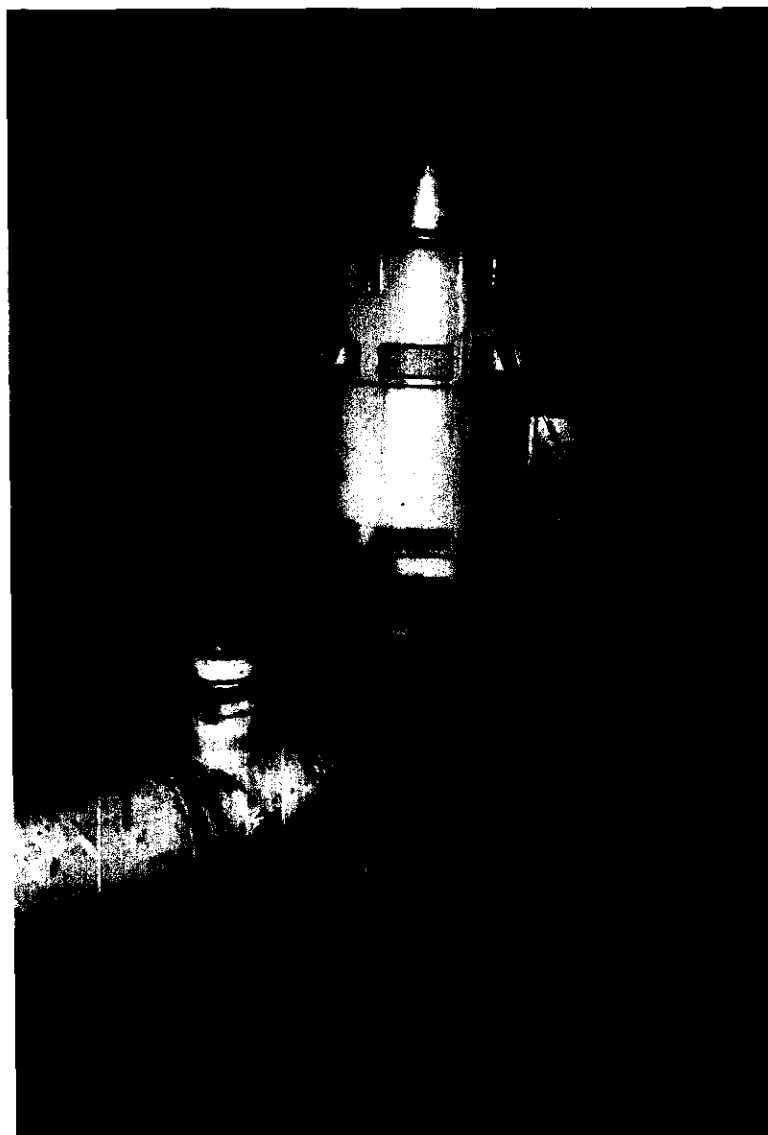


Plate 1 - Point of diversion.

MICROFILMED
FEB 11 1959

27-07583



Plate 2 - Pumphouse at point of diversion.

MICROFILMED
FEB 11 1969

27-07583



Plate 3 - Place of use looking NW towards church building.



Plate 4 - Place of use from NW corner looking towards church building.

REPRO-FILED

SEP 11 1939

27-07583

MEMORANDUM

DATE: January 11, 1999

TO: Water Right File 27-07583

FROM: Shelley W. Keen *SWK*

RE: Phone call from Vaughn Ward

Last Friday I received a phone call from Vaughn Ward, trustee of the First Baptist Church in Blackfoot. Mr. Ward wanted to discuss the possibility of amending permit 27-07583 so that the church could drill its own well and use it as the new point of diversion for this right. I explained to Mr. Ward that the permit was issued to cover water use in existence prior to 11/19/1987 and that we would probably not be able to approve an application to amend the permit without first conducting a field examination to verify the existing use. I recommended instead that Mr. Ward allow IDWR to conduct its examination and issue a license right away so that he can file an application for transfer to change the point of diversion. Mr. Ward agreed. I then asked Paul Meyer in Eastern Region to complete the examination within the next month.

MICROFILMED

FEB 11 1999

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 27-07583 Reviewed by [Signature] Date 11-10-98

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
NO Drilling permit required? pre-87
1 Copy in the file? Drilling Permit No.
1 Amount paid for permit Correct?
NO Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50- Amount Submitted
yes Correct?
NO Required?
1 Installed?
1 Waiver requested?

PRIORITY CALCULATION

Date proof received
Date proof due -
No. of days late =
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address X Proof Made 10-13-98



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

November 10, 1998

KARL J. DREHER
DIRECTOR

First Baptist Church
2550 Rose Rd
Blackfoot ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07583

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

MICROFILMED
NOV 24 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

September 3, 1998

FIRST BAPTIST CHURCH
2550 ROSE RD
BLACKFOOT ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 27-07583

Dear Permit Holder:

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

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order 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 is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit 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 right 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 forms.

SEP 24 1998

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley Walter Keen". The signature is written in dark ink and is positioned above the printed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED

SEP 24 1998

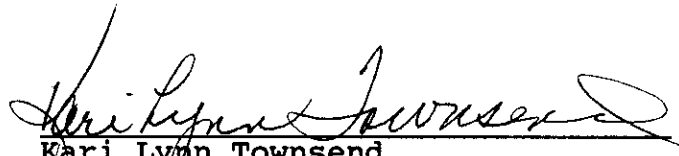
MICROFILMED

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of **September, 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 No. 27-07583

**FIRST BAPTIST CHURCH
2550 ROSE RD
BLACKFOOT ID 83221**


Kari Lynn Townsend
Secretary

FILED

SEP 24 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.

MICROFILMED

SEP 24 1998

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.

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy Lou*

No.: 27 - 07583 Name: First Baptist Church Date: 8/28/98 Ad OK? ☒ ☒ Gvmt Lts: ☒

AREA OF CONCERN: pre-87 - No/Yes: ESRP Mor / GWMA / Trust / Non-trust

PROTESTED: 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

> 1 year

~~< 1 year~~/no proof

- 26A-P17

P16

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

WMD Supplemental use

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- North / East / West

- 067 or No MD (in-stream stock or power)

- No MD

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

- 01M (report when notified)

- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

In Basin 34?

Irr. within WD

P23

- 085

- P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

FISH & GAME CONTACTED:

IN/ABOVE MIN. STR. FLOW (✓ MAP)

WD (✓ MAP & LISTING)

> 0.10 cfs

≤ 0.10 cfs

WMD (✓ MAP)

> 0.24 cfs/5 acres.

≤ 0.24 cfs/5 acres

- Yes / No; RESPONSE: _____

- *WB9 _____

- R04 (WD # _____)

- 01J-P08 (MD & LD)

- 01H-P01 (LD), 01P or No MD (in-stream stock)

- 067 or No MD (in-stream stock or power)

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

(02/03-irr)

Payette R (65)

Salmon R (70's)

Weiser R (67)

- *W22 -P04, NA

- 007 (w/ remark *WB9 if above Weiser), NA

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

- 029 (fish screens), NA

- 086, 087

USE:

Domestic surface

>1 in rest. area

Fire Protection

Fish Propagation

Heating/Cooling

Irr ≤ 5 acres

> 5 acres

Mining

Municipal

Power

Stockwater

Storage (✓ 3 compo.)

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

- 071-070

- 077

- 029-007-042(req)-081 (WQ)-P10

- R07 (injection well)

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- 054(req)-081-P10

- 022, 075, 004 (+memo?), NA (not in restricted area)

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

- R37 (BLM/USFS); NA

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev.

Mitigation

SWAN FALLS FLAG (See Code Chart)

Trust

Non-Trust (1)

P84 (In 20/30/40/50/60/70/80 (87) basin)

- 058 (<85° GW temp only)

- P52 (stream channel alteration)

- 120

- 051-052-053-P74 (Consumptive Uses), NA

- 048-049 (Consumptive Uses), NA

- 004 (PD/PU)

OWNERSHIP:

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

City/agreement00800412/1/1998 - existing

MEMORANDUM

DATE: August 31, 1998
TO: File No. 27-07583
FROM: Cindy Zimmerman
SUBJECT: Point of diversion clarification

A point of diversion overlap review identifies this is the same well as licensed under rights 27-07138 & 27-07386. The exam on 27-07386 shows two pumps, a 7.5 hp and a 25 hp, in the well. The 25 hp pump is for license 27-07386; the 7.5 hp pump is for license 27-07138.

Per telecon today with Ron Milton, irrigation under this application is from the 25 hp pump. The church has an easement agreement to use the well. At this time, the 7.5 hp pump is no longer used. The homes under 27-07138 are now hooked to the municipal system. However, three of the homes are still attached to the well for back-up purposes. Due to the shallowness of the well and resulting water quality concerns, the city will be moving its municipal use from this well to a new deeper well. The church may consider purchasing the well site from the city once the city discontinues use from the well.

MICROFILMED
SEP 24 1998

Re-number to Basin 27

RECEIVED

AUG 27 1998

Dist. for staffing
Submitted for advertising 7-29-98

Form No. 202

4/87

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS PERMIT

INITIAL REVIEW BY ALJ DATE 7-29-98 APPLICATION NO. 25-07658 27-07583

BAPTIST CHURCH
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
☐ Yes ☒ No 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 Applicant has submitted documentation supporting pre-187 irrigation

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 4-13-1998
By: [Signature] Date: 8-25-1998
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]

RECEIVED

AUG 14 1998

Department of Water Resources
Eastern Region

DEPT. OF WATER RESOURCES
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718
(208) 525-7161
Fax: (208) 525-7177

NOTICE OF APPLICATION
FOR WATER RIGHT

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

27-87583
FIRST BAPTIST CHURCH
2550 Rose Road
Blackfoot, Idaho 83221
Source: GROUNDWATER
Division Pt.: NWNE, Sec. 35, T. 02S, R.
35E, in Bingham County.
Use: IRRIGATION (0.090 CFS)
Total Diversion: (0.090 CFS)
Date Filed: 4/13/1998
In: BINGHAM County. T02S, R35E, S35,
NWNE, 3.0 acres total.
Any protest against the proposed applica-
tion must be filed with the Department of
Water Resources, 900 N. Skyline Drive,
Suite A, Idaho Falls, Idaho, 83402, together
with a protest fee of \$25.00 on or before
AUGUST 24, 1998, to be considered by the
Department in its decision to grant or deny
any part of the proposed application. The
protestant must also send a copy of the
protest to the applicant.

KARL J. DREHER, Director

(3819)
Pub.: 8/6, 13

MICROFILMED

SEP 24 1998

AFFIDAVIT OF
PUBLICATION

County of Bingham)

ss

State of Idaho)

I, Jacqueline Graham do solemnly
swear that I am the Legal
Coordinator of The Morning News,
which is a daily newspaper of
general circulation, published each
day except Sunday at Blackfoot,
Bingham County, Idaho, said
newspaper having been so published
at Blackfoot, aforesaid for more than
one year past; that said newspaper
heretofore complied with all the
provisions of Chapter 154 of the
Sessions Laws of Idaho of 1911,
approved March 11, 1911, and duly
designated, pursuant to law, a
particular day of the week as the day
on which legal notices required by
law or by the order of any Court of
competent jurisdiction within the
State of Idaho shall be published to-
wit: of each week; that the notice
attached hereto and which is a part
of this affidavit and part of the proof
of publication was published in said
issue of said

newspaper 2 consecutive Weeks
the first publication having been
made on the 6th day of August
1998; and the last publication having
been made on the 13th day of August
1998; that said notice was
published in the regular and entire
issue of every number of the paper
as aforesaid during the period and
time of publication, and that notice
was published, in the newspaper and
not in a supplement.

Jacqueline Graham
On this 13th day of August, in
the year of 1998, before me a Notary
Public of the State, personally
appeared Jacqueline Graham,
known or identified to me to be the
person whose name is subscribed to
the within instrument, and being by
me the first duly sworn, declared that
the statements therein are true, and
acknowledged to me that the
executed the same.

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires
June 13, 2001
Affidavit Processing Fee.....\$5.00



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

July 29, 1998

KARL J. DREHER
DIRECTOR

FIRST BAPTIST CHURCH
2550 ROSE RD
BLACKFOOT ID 83221

RE: Application for Permit #27-07583

Dear Applicant:

This office is currently in the process of advertising the application in the Morning News on August 6 and August 13, 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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SEP 24 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

JULY 29, 1998

Legal Notices Department
THE MORNING NEWS
P.O. BOX 70
BLACKFOOT, ID 83221

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 AUGUST 24, 1998.

Yours truly,

Sharla Cox
Secretary

Encl.

*Mailed
7/29/98
SC*

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SEP 24 1998

NOTICE OF APPLICATION FOR WATER RIGHT

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

27-07583

FIRST BAPTIST CHURCH
2550 ROSE RD
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: NWNE Sec 35 T 02S R 35E in BINGHAM County.

Use: IRRIGATION (0.090 CFS)
Total Diversion: (0.090 CFS)

Date Filed: 4/13/1998

In: BINGHAM County
T02S R35E S35 NWNE

3.0 ACRES TOTAL

Any protest against the proposed application must be filed with the Department of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls, ID, 83402, together with a protest fee of \$25.00 on or before AUGUST 24, 1998. to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 8/ 6/1998 & 8/13/1998

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WELL LOG AND REPORT TO THE STATE RECLAMATION ENGINEER OF IDAHO

SUBMIT WITHIN 30 DAYS AFTER COMPLETION OF WELL: SEE IDAHO STATUTES 42-238

Permit No. _____ Well No. 1 County Bingham

Owner Gardner and Ward

Address 48 Park, Blackfoot, Idaho

Driller Cushman and Johnson Drilling Contr's.

Address 215 So. Birch St. Blackfoot, Idaho

Lot 7- Block 2- Northland Terrace Sub-division.

Well location 1/4 Sec. 1, T. 40N, R. 10W

Size of drilled hole 20 inch

Locate well in section

NW 1/4	NE 1/4
Sec. _____	
SW 1/4	SE 1/4

Total depth of well 100 ft.

Give depth to standing water from the ground 60 ft Water temp. _____ °Fahr.

Test delivery was 2000 gal. at 80 Ft. g.p.m. or _____ c.f.s. Drawdown was 20 feet. Pump? _____ Ball? _____

Size of pump and motor used to make test _____

Length of time of test _____ hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____

(TYPE AND SIZE OF VALVE, ETC.)

Water will be used for I do not know Weight of casing per lineal foot _____

Thickness of casing 5/16 Casing material Steel

(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 42 Ft. from top down

(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Foot	To Foot	Length	Remarks—seals, grouting, etc.
20 in.	top	down	42 ft.	10 Sks. cement at bottom to shut ^{water} off.

Number and size of perforations none located _____ feet to _____ feet from ground

Date of commencement of well Dec 1, 1964 Date of completion of well Dec. 5, 1964

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43 2303

WELL LOG

[illegible]

WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is complete, true and correct to the best of my knowledge and belief.

Signed Cushman and Johnson D. blbing contr's.

By Emma C. [Signature]

Dated _____, 19____.

License No. 16

Well Driller's Helper.

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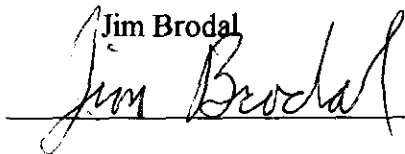
SEP 24 1998

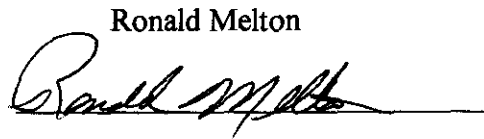
Affidavit for First Baptist Church well

TO WHOM IT MAY CONCERN;

This affidavit is to verify that the (2) two accompanying sheets of signatures were obtained by Jim Brodal and Ronald Melton.

We verify that the people who signed the accompanying sheets are known by us and that the signatures were obtained and signed in our presence.

Jim Brodal


Ronald Melton


State of Idaho
Bingham County

the above named people are known
to me and signed on July 27, 1998

Barbara E. Johnson
My commission expires
9-5-2002

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RECEIVED
JUL 29 1998
Department of Water Resources
Eastern Region

AFFIDAVIT FOR FIRST BAPTIST CHURCH WELL

TO WHOM IT MAY CONCERN:

The First Baptist Church is trying to secure water rights in a deep well to water their yard. To do so the Idaho Department of Water Resources needs and affidavit from people who can affirm that the Gardner street well was used to water this ground before 1987. To accomplish this we ask for your signature.

We the undersigned affirm that the land on which the First Baptist Church, is now located was watered from the Gardner Street Well, Bingham County, Blackfoot, Idaho before ~~1998~~ ¹⁹⁸⁷ and was/is watered by this well at the present time.

Signature	Address	Today's date	Affirmed Date
Jim Brodal	445 Gardner Dr.	7-20-98	1978
Hennis A Brodal	445 Gardner Dr.	7-20-98	1978
William Neff	155 N 150 W	7-20-98	1978
Evelyn Neff	155 N 150 W	7-20-98	1978
Jim Neff	373 W 150 N	7-20-98	1985
Leon Neff	373 W 150 N	7-20-98	1985
Mike C Neff	220 N 200 W	7-20-98	1980
Larry D Neff	140 N 150 W	7-20-98	1982
Thomas J Neff	140 N 150 W	7-20-98	1978
Bob Corns	175 W 100 N	7-20-98	1978
Garret Ogden	525 Gardner Dr.	7-21-98	1979
Arline Ogden	525 Gardner Dr.	7-21-98	1979
Charles Neff	140 W 100 N	7-22-98	1978
Boysen Neff	140 W 100 N	7-22-98	1978
Mike Brodal	1552 Conesville Cr.	7-22-98	1978

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Signature

Address

Today's date

Affirmed Date

Martin Mudge	249N300W	7-27-98	1986
Arvid Malm	15 E 200 W	7-27-98	1978
Eva Malm	15 E 200 W	7-27-98	1978

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