

[illegible]

Wardell Frandsen
(Applicant)

RECEIVED

Affidavit of Publication APR 8 1976

THE RIGBY STAR

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

ss

I, Larry D. Anderson, do solemnly swear that I am the General Manager of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Twenty-fifth day of March, 1976

and the last publication on the

First day of April, 1976

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Larry D. Anderson
General Manager

Subscribed in my presence and sworn to before me this sixth day of April, 1976.
[SEAL]

Mariam Phillips
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.
My commission expires non-expiring, 1976

Publication Fee: \$ 12.25

Legal Notice

NOTICE OF APPLICATION
FOR WATER PERMIT

NOTICE IS HEREBY GIVEN that Wardell Frandsen, Lewisville, Idaho has on 3-12-76 submitted Application No. 25-7092 for a permit to appropriate 0.06 cubic feet per second of water from a ground-water source by means of well and pump within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, T. 4N, R. 38E, B.M., Jefferson County; to be used from January 1 to December 31 for domestic purposes for one family and from April 1 to November 1 for the irrigation of one acre, all uses within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, T. 4N, R. 38E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before April 12, 1976.

R. Keith Higginson
Director

Publish: March 25 and April 1, 1976.

R-12

238

4N

Place of use

288

Frandsen

25-7092

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 25-7092 Priority March 12, 1976 Amount 0.04 cfs

THIS IS TO CERTIFY, that Wardell Frandsen
of Lewisville, Idaho, has complied with the terms and conditions of Permit
No. 25-7092 issued pursuant to Application for Permit dated March 12, 1976,
and has submitted proof to the Department of Water Resources on February 9, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and <u>1.2</u> acre feet	
	from _____ to _____	at _____ cfs and _____	
	from _____ to _____	at _____ cfs and _____	

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Twp.
4N, Rge. 38E in the County of Jefferson

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	38E	8								X									

Total number of acres irrigated _____

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31ST day of
October, 19 81.

Norman C Young
Acting for the Director

25 7092

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Wardell Frandsen Phone: 754-0487
 post office address Box 441, Lewisville
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 8 Township 4N
 Range 38E B.M. Jefferson County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount .04 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount .02 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 a. .06 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. sand point, 3HP pump, sprinkler system.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 2.5 inches; proposed depth of well is 40 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
 b. Estimated construction cost is \$ 700.00
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 8 Township 4N
 Range 38E B.M.
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered _____

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

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	38N	8								1									1

Total number of acres to be irrigated 1

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

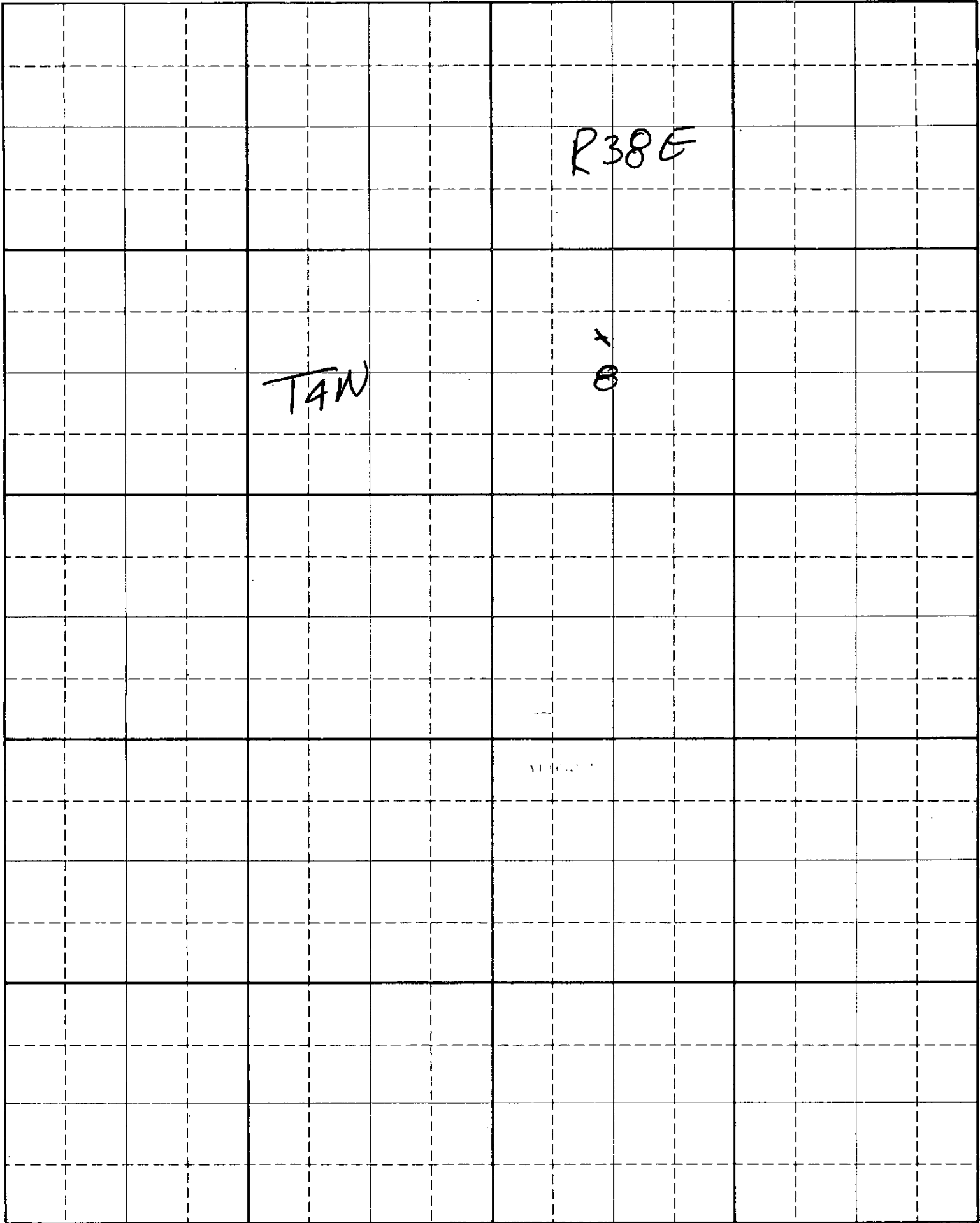
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

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

10. Remarks Well is now in use.

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



Scale: 2 inches equal 1 mile

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

Wardell Frandsen
(Applicant)

Proposed Priority 3-12-76

Received by CW Date 3-12-76 Time 4:15p.

Preliminary check by WR Fee \$ 10.00

Receipted by CW Date 3-12-76 # 15671

Publication prepared by CW Date 3-19-76

Published in Mar. 25 + Apr. 1, 1976

Publication dates The Rigby Star

Publication approved me Date 4-09-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDC DRT

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 25-7092, and said application is hereby APPROVED.

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

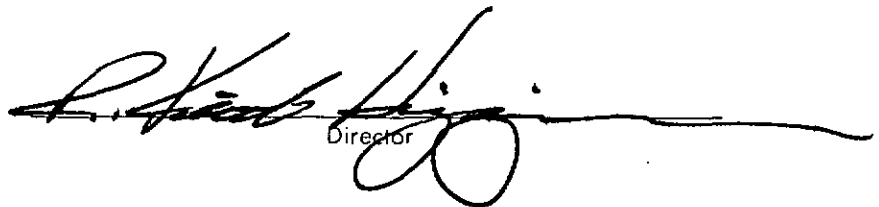
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1981.

c. Other: _____

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

Witness my hand this 15 day of April, 19 76.


Director

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Department of Water Resources
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If issued, this permit will
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rights. Protests against the
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be filed with the Idaho
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sources, 1515 Lincoln Road,
Idaho Falls, Idaho, 83401 on
or before April 12, 1976.

R. Keith Higginson
Director

Publish: March 25 and April
1, 1976.

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amended, and that said newspaper is a weekly newspaper, printed and
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for 2 consecutive issues thereof; first publication having been made on the

Twenty-fifth day of March, 1976

and the last publication on the

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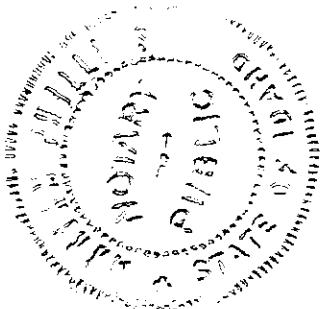
Larry D. Anderson
General Manager

Subscribed in my presence and sworn to before me this sixth
day of April, 1976.
[SEAL]

Marian Phillips
Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires non-expiring, 1976

Publication Fee: \$ 12.25



OK WATER RIGHT NUMBER 25-7092

OWNER LAST NAME - FRANDSEN
ADDRESS LINE 1 - P.O. BOX 441
ADDRESS LINE 3 -

FIRST NAME - WARDELL
ADDRESS LINE 2 -
CITY - LEWISVILLE

ORIG OWNER -
STATE - ID ZIP CODE - 83431

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 03-12-1976 COUNTY - JEFFERSON

TOTAL DIV. RATE -

.0400 -CFS

TOTAL DIV. VOLUME -

1.20 AFA

TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SENW 08 04N 38E LOT

REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE -

.0400 CFS

USE DIV. VOLUME -

1.20 AFA

USE - DOMESTIC

PLACE OF USE - TWN 04N RNG 38E SEC 08 TRACT SENW LOT

AC

DATE -

TOTAL ACRES

0

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 04-01-1981 PERMIT/DENIED - 04-15-1976 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - WELL, PUMP & SPRINKLERS.

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

WATER RIGHT
DATA ENTRY LOG

Initials	Date	Item
		Original form entered
		Edit Report Correct
		Date Protested
		Date of Hearing
		Date Approved/Denied (Proof due date, stage and/or status, conditions of approval, water district)
		Record Verified
		Amendment Approved
		Extension Approved
		Partial Proof
		Proof Complete
		Field Exam Received
		Field Exam Accepted and changes entered
		License Signed
		Transfer Approved
		Key punched by State Office
		License update
		G G FEB 27 1984 VERIFIED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

November 19, 1981

RE: Permit No. 25-7092

Wardell Frandsen
Box 441
Lewisville, ID 83432

Dear Mr. Frandsen:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

RECEIVED
NOV 22 1981
WATER RESOURCES



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

October 13, 1981

RE: Permit No. 25-7092

Wardell Frandsen
Box 441
Lewisville, ID 83431

Dear Mr. Frandsen:

A representative of this Department has made an examination of the works covered by your Permit No. 25-7092, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.04 cfs Source: a groundwater source

The maximum quantity diverted shall not exceed 1.2 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, Twp. 4N, Rge. 38E, Jefferson County

Beneficial use: Domestic purposes within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, Twp. 4N,
Rge. 38E

Priority date established: March 12, 1976

Conditions (if any):

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

25-7092
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made:			
(List Telephone No. used)			
☐ Appointment scheduled for:			
(Date, time, location)			

EXAMINATION

Date 6-24-81 . Accompanied by NA . Total Q measured NA.

If source is surface water, estimate total flow of source _____

Methods of measurement	Estimate -	Meets Permit requirements?
------------------------	------------	----------------------------

Measurement calculations:

No measurements taken established home location only

[illegible]

System Description	System Name	System Type	System Version	System Status	System Owner	System Manager	System Contact	System Notes
System Description								

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = AFA/Acre

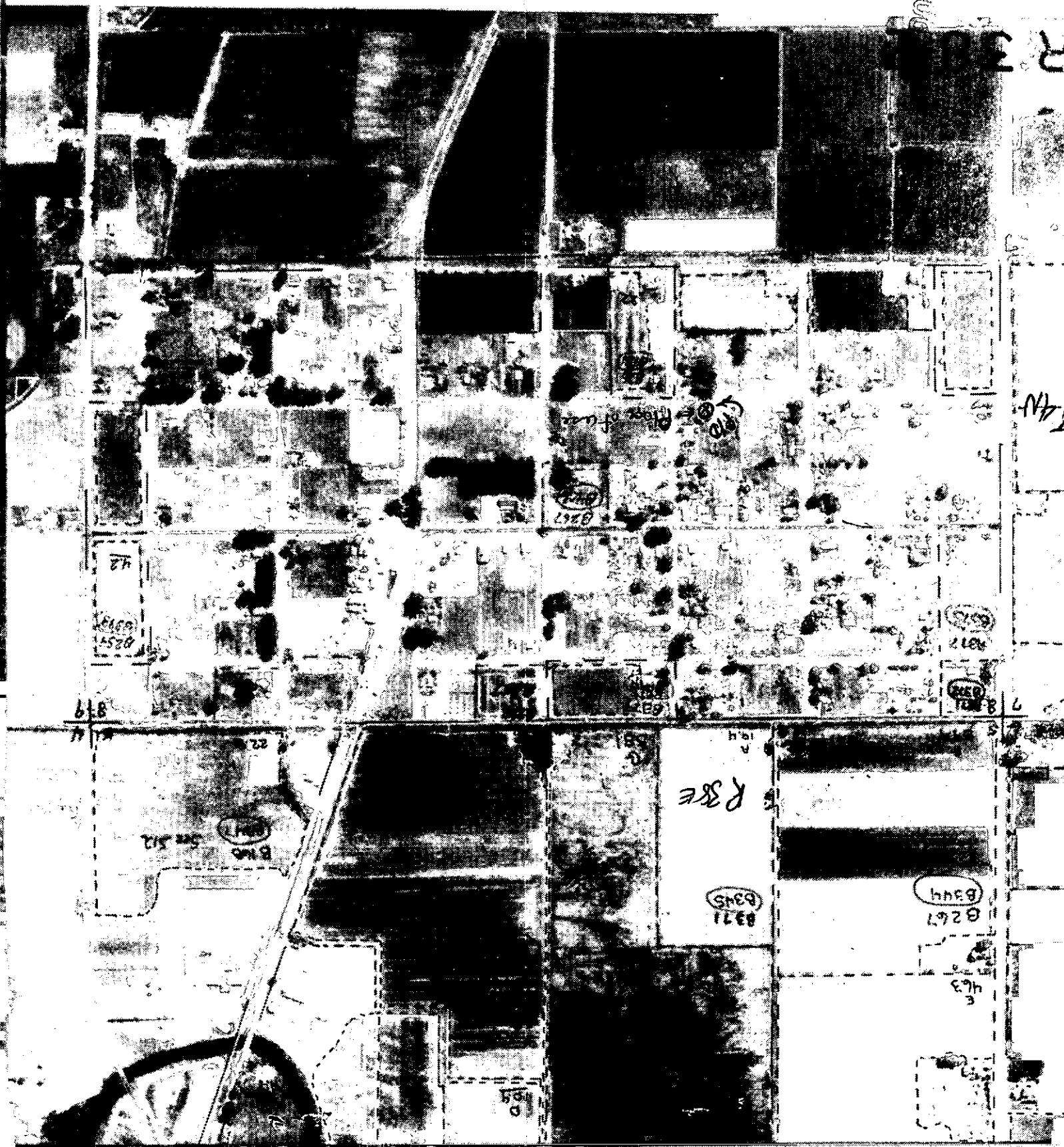
USE Domestic Q (cfs) 0.04 V (afa) 1.2 FROM Jan 1 TO Dec 31

[illegible]

Remarks According to Mr Frandsen he will no longer
use the pump for irrigation are but will use
well for domestic purposes. I established home location
and well location

NOT TO SCALE

R-12



25-7092

Tandish



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

February 26, 1981

Wardell Frandsen
P.O. Box 71
Lewisville, Idaho 83431
RE: Permit No. 25-7092

Dear Mr. Frandsen:

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

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

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

Very truly yours,

HAROLD W. JONES
Sr. Resource Agent

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 25-7092

Name(s) of Permit Holder: Wardell Franker

Post Office Address: P. O. Box 71

Lewisville, Idaho 83421

Tel. No. 754-0487

Source of Water:

Extent of Use:

☒ Domestic

(number of households)

☒ Stockwater

2 Herford Cows

(number and type of stock)

☒ Irrigation

1 1/4

(acres)

☐ Other

Measuring Device:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☐ No

Access Port:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☐ No

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

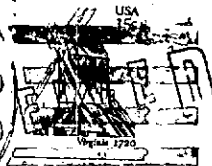
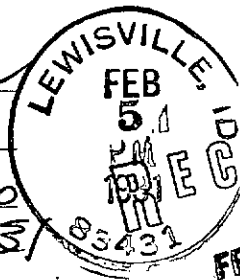
2-5-1981

Date

Wardell Franker

Signature of Permit Holder

Wardell Frankson
P.O. Box 71
Lewisville, Idaho
83431



FEB 9 1981



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

FRANDSEN, WARDELL
P.O. BOX 441
LEWISVILLE, ID 83431

138854

JANUARY 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 25-7092 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 01, 1981. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

MICROFILMED

April 16, 1976

Re: Permit No.25-7092

Wardell Frandsen
Box 441
Lewisville, ID 83431

Dear Mr. Frandsen:

Enclosed is a copy of your approved Application for Permit No. 25-7092. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

March 19, 1976

RE: Application for Permit No. 31-7191 SAUREY
" " " No. 25-7092 FRANDSEN

The Rigby Star
P.O. Box 37
Rigby, Idaho 83442

Gentlemen:

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

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

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 4-08-76 by ew

RDC:CW

Enc: Legal Notice (2)

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R. Keith Higginson
Director

Publish: March 25 and April 1, 1976.

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R. KEITH HIGGINSON

Director

Published in the Rigby Star, Rigby, Idaho

on March 25 and April 1, 1976

*mech.
mech.
mech.
mech.*

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Frandsen

LTA 3-16-76

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) " "

In form to receipt yes

(2) " "

Send Copies to:

Idaho State Health Department
Idaho Fish and Game Department
NA Bureau of Land Management

(3) " "

NA Request Special Use Permit from U.S.F.S.
Request Easement from B.L.M.
NA Request Information from Applicant

(4) " "

In form for advertising yes

(5) " "

Platted on Map No. "

(6) " "

NA Located within Water District No. "

(7) " "

Critical groundwater area: yes " no ☒

(8) " "

Groundwater levels:

" Declining, ☒ Stable, " Increasing

(comment) Ref Obs Well 4N38E 12 D002

(9) " "

Other rights on the same place of use no

(10) " "

Comments: no other G.W. rights

(11) CW 4-08-76

Affidavit of Publication received(date) April 8, 1976

(12) CW 4-12-76

Final date for protests April 12, 1976
Protests received: yes " no "

(13) RDC 4/12/76

All requested information received from agencies or applicant: yes " no "

(14) " "

Action recommended:

☒ Approve " Deny "

3/12/76 Proposed Priority

" Reason for Reduction "

" Measuring device required "

" See attached sheet for other conditions of approval "

☒ No special conditions for approval "

(15) District E

By RDC

Date 4/12/76

Handwritten signature