



SCALE 1:24000

MILE

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AUG 08 1994

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MAR 14 1996

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. 63-11685 Telephone No. 482-7407

2. Name(s) of Permit Holder(s): Fargo Farms, Inc.

3. Mailing Address: 25502 Upper Pleasant Ridge, Wilder, Id. 83474

4. Source of Water: Well If GROUNDWATER (well), Date Drilled: mo. 5 / yr. 92

a. Well Driller: Riverside Electric Drilling Permit Number: 63-92-W-264

b. **OPTIONAL:**
Pump Horsepower: 15 Pressure (psi): — Dynamic pumping level (ft): 73

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

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

Irrigation (No. of acres): 60 Other: —

6. Total rate of diversion and/or volume for which proof is submitted: 1.20 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 X
Has the measuring device been installed? Yes — or No X

Flow Measurement Port: Is a flow measurement port required? Yes — or No X
Has the measurement port been installed? Yes — or No X

8. Fee Enclosed: \$ 125.00 (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: JIM TRUESDALE Telephone Number: 208-482-7407

Address: 25502 UPPER PLEASANT RIDGE

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: Jim Truesdale, President Date: 3-13-96
(include your title, if on behalf of company or organization)

MAR 28 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 63-11685

Proposed Priority: March 4, 1992 Maximum Diversion Rate: 1.20 CFS

This is to certify, that **FARGO FARMS INC**
25502 UPPER PLEASANT RIDGE
WILDER ID 83676

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	03/15 to 11/15	1.20 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 27, Township 04N, Range 05W
CANYON 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>
04N	05W	27	SWSW 35.0	SESW 10.0		45.0
		34	NENW 15.0			15.0

Total number of acres irrigated: 60.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1996**.
2. Subject to all prior water rights.
3. Prior to diversion of water under this right, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to use power records to determine the amount of water diverted from each point of diversion listed under this right.
4. The right holder shall measure and annually report diversions of water and other pertinent hydrologic and system information as required by Section 42-701(5), Idaho Code.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
6. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
7. This approval does not authorize the construction of any new well or the deepening or enlargement of any existing well.
8. Failure to comply with any condition of approval is cause for the Director to cancel this right.
9. The issuance of this right does not grant any right-of-way or easement across the land of another.

FEB 23 1996

State of Idaho
Department of Water Resources

Permit To Appropriate Water

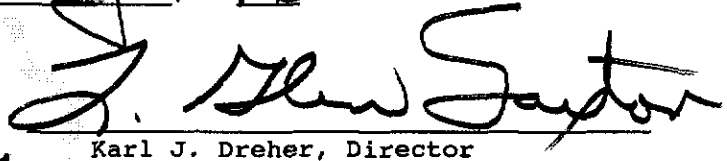
NO. 63-11685

CONDITIONS OF APPROVAL AND REMARKS

10. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.
11. This permit does not authorize the development and irrigation of land not previously irrigated under prior temporary approval of this application.
12. Water bearing zone to be appropriated is 40 to 110 feet.

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

2nd day of February, 1996


Karl J. Dreher, Director

for

1096

1096

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: FARGO FARMS, INC
Address: 25502 UPPER PLEASANT RIDGE
WILDER ID 83676
208-482-7407
2. Source: GROUNDWATER
3. Location of Point of Diversion: SWSW Sec. 27, Township 04N, Range 05W
CANYON County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	1.200		
5. Total quantity to be appropriated is:
1.200 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
WELL, PIPELINE, SPRINKLERS
 - 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 10 inches; proposed depth of well is 100
feet.
 - d. Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 2 years.
8. Description of proposed uses:
IRRIGATION
9. Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
04N	05W	27	SWSW 35	SESW 10		45
		34	NENW 15			15
Total number of acres irrigated:						60
10. Describe any other water rights used for the same purposes.
Wilder Irrigation

AUG 08 1994

* corp officers in data base comment

11. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT, H G MILLER
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.
LEASE

12. Remarks:
Use is for supplemental irrigation.

13. 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.

James M. Truesdell, Pres.
Applicant

Received by GH Date 3/4/92 Time 1100 Preliminary check by LG
Fee \$ 65- Receipted by GH # W014238 Date 3/4/92
ST 6-28-95 P-T
Publication prepared by GG Date 3-11-92 Published in Press-Tribune
Publication approved ST Date 4-6-92 3/18 & 3/25/92

Drilling Permit 63-92-W-259

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Idaho Department of Water Resources
Water Rights Remarks Screen

Date: 06/26/95
Time: 13:44:08

FIRST PAGE

13. Remarks: Water bearing zone to be appropriated is 40 to 110 feet.

(GOLD2=Update)	(GOLD4=Prev Screen)	(GOLD1=Export Remarks)	(Enter=Exit)
(GOLD3=Add Std Rmk)	(GOLD5=Next Screen)	(GOLD7=Import Remarks)	(GOLD8=Cancel)
	(GOLD6=End of Data)		

YN



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 23, 1996

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER ID 83676

RE: Water Right No. 63-11685

Dear Water Right Holder(s):

Early in 1996, the department issued the above referenced permit to you authorizing the diversion of water from a well(s) to be used to supplement the irrigation of land which is primarily irrigated with surface water shares. Most of these permit applications were originally filed in 1992 and are sometimes referred to as "1992 drought permits".

The purpose of this letter is to specifically call to your attention some of the conditions of approval dealing with use of water under your permit(s). Please note the following:

- You are required to measure and annually report to the department the amount of water you have diverted from your well. This includes the amount of water diverted during the 1996 irrigation season.
- You are required to use all of the surface water to which you are entitled each season in connection with use of water under your permit.
- If you sell, transfer, lease or use your surface water rights on any other place of use, the permit issued to you to divert supplemental groundwater is not valid.

The department plans to field inspect use of water under the drought permits to determine compliance with the conditions listed on the permits.

If you have questions, please feel free to contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

cc: IDWR - W. Region

AUG 21 1996

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 63-11685 Reviewed by [Signature] Date 3-22-96

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
yes Drilling permit required?
yes Copy in the file? Drilling Permit No. 63-92-W-0264-000
200- Amount paid for permit yes Correct?
yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
125- Amount Submitted
yes Correct?
no Required? - power records
 Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u>X</u>
Date proof due	<u> </u>	
No. of days late	<u> </u>	
Priority Date	<u> </u>	
New Priority Date	<u> </u>	

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address X Proof Made 3-14-96

March 22, 1996

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER ID 83676

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-11685

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.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MAR 28 1996

February 28, 1996

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER ID 83676

PROOF DUE NOTICE

RE: PERMIT NO. 63-11685

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before May 1, 1996.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

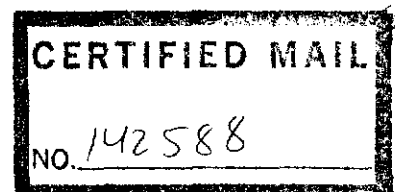
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

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MAR 28 1996





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 2, 1996

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER ID 83676

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-11685

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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.

Please note that one of the conditions of approval on your permit requires that you install a measuring device or sign an agreement with the department to determine your diversion using power records prior to diverting water. You may choose to install a measuring device, or you may ask the department to review your system to determine whether your diversion can be estimated with power records.

Another condition of approval requires that you measure your diversion and record other important hydrologic and physical features and report them annually to the department. The department will shortly send you further information about measuring devices, flow estimation using power records, and annual reporting forms.

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FEB 23 1996

Page 2

If you have questions about the measuring and reporting requirements, please call the department at (208) 325-7900 and ask for someone in the Water Distribution Section. If you have questions about other elements of your permit, call me at (208) 327-7946.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

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JUN 13 1996

BASIN 63 MORATORIUM APPLICATION
STATE OFFICE REVIEW

by Cindy Zimmerman

Date: 1/17/96

No.: 63-11685

Name: Fargo Farms Inc.

Ad OK? ✓ /Gvmt Lts: ✓

Correct Fee? ✓ Receipt #: W014238 Priority: 3/4/92

PROTESTED: unconditionally - 020 (Protest Agr) or W19 (See Final/Prelim Order)

SYSTEM COMPLETED: with decision. - Yes P16 No (if no put in order on hold)

GROUNDWATER SOURCE:

+ 5 acres <POU> - 066-P55, 067, 065, 05A
=/- 5 acres <POU> - 066-P55, 067, 065, 057

DRILLING PERMIT

Number - P/D same Yes/No (if no show Shelley)
Existing well - 63-92-N-0264-000, drilled 5/92
68

LOCATION:

Boise Front LoGeo - 058 (-85° GW temp only)
Swan Falls Flag - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA

OWNERSHIP: Non-land owner - 064 (PD/PU) HG Miller/Lease

CONDITION CODES: - 69, _____

PARAGRAPH CODES: - _____

STANDARD REMARKS: - WB8, W06, Water Zone 40' - 110',

BENEFICIAL USE DUE: - 1-1996

COMMENTS: - Corp off.

MEMORANDUM

TO: Application for Permit No. 63-11685
FROM: Dave Tuthill *DT*
DATE: January 29, 1996
RE: Review of Application

In accordance with Order Condition No. 3 of the Boise River Basin Amended Moratorium Order dated May 3, 1995, this application has been reviewed and screened by the Department. The review committee consisted of the following personnel:

Mark Slifka, representing well construction concerns.
Janet Crockett, representing water quality concerns.
Shane Bendixsen, representing hydrologic concerns.
Jim Johnson, representing water allocation concerns.
Dave Tuthill, representing reg. office regulatory concerns.

Any additional conditions of approval found to be needed have been added to the supplemental staff analysis sheet which has been prepared and is included in this file.

BOISE RIVER BASIN
FEB 23 1996

RE-ADVERTISING FOR SUPPLEMENTAL
IRRIGATION RIGHT (MORATORIUM BACKLOG)

APPLICATION NO. 63-11685

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☐ ☒ Publication dates and paper recorded on application:
☐ ☒ Protests received. Final date for protest 7-24-95 8-7-95
☐ ☒ Protest dates, resolution of protest recorded on application:
☐ ☒ Recommendations attached: Approve, Dns
☐ ☒ Measuring device required:
☐ ☒ Measuring port required:
☐ ☒ Water delivered by water master? District # _____
☐ ☒ Special conditions of approval or cover letter: _____

Post-Moratorium Cands.

☐ ☒ See below for additional information.

Recommended Date or Priority 3/4/1992

Recommended by: Dns Date 1/29/96

STATE OFFICE REVIEW _____

☐ See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

O BAR L INC
RT 2
WILDER, ID 83676
Source: GROUNDWATER
Diversion Pt: WSE Sec 23 T 04N R 05W in CANYON County.
Use: IRRIGATION (0.980 CFS)
Total Diversion: (0.980 CFS)
Date Filed: 4/2/1992
In: CANYON County
T04N R05W S23 SESW NWSE SWSE
79.0 ACRES TOTAL
Water bearing zone to be appropriated is 100 to 250 feet.
63-11750

NORRIS, J MARTIN
16608 CHICKEN DINNER RD
CALDWELL, ID 83605
Source: GROUNDWATER
Diversion Pt: SWSWNW Sec 12 T 03N R 04W in CANYON County.
Use: IRRIGATION (1.500 CFS)
Total Diversion: (1.500 CFS)
Date Filed: 3/26/1992
In: CANYON County
T03N R04W S12 SWNW SENW SWSW
116.0 ACRES TOTAL
Water bearing zone to be appropriated is 89 to 320 feet.
63-11752

O'DELL, GLENN
O'DELL, SANDRA
1557 SOUTHSIDE BLVD S
MELBA, ID 83641
Source: GROUNDWATER
Diversion Pt: SENESW Sec 12 T 01S R 02W in CANYON County.
Use: IRRIGATION (1.540 CFS)
Total Diversion: (1.540 CFS)
Date Filed: 4/3/1992
In: CANYON County
T01S R02W S12 NESW NWSW
77.0 ACRES TOTAL
Water bearing zone to be appropriated is 115 to 208 feet.
63-11760

ROBINSON, DENNIS PAUL
ROBINSON, NORENE
24732 RODEO LN
PARMA, ID 83660
Source: GROUNDWATER
Diversion Pt: SWNE Sec 33 T 05N R 05W in CANYON County.
Use: IRRIGATION (1.400 CFS)
Total Diversion: (1.400 CFS)
Date Filed: 4/6/1992
In: CANYON County
T05N R05W S33 NENE NWNE SWNE
70.0 ACRES TOTAL
Water bearing zone to be appropriated is 120 to 368 feet.
63-11765

YAMAMOTO FARMS INC
20294 MIDLAND BLVD
CALDWELL, ID 83605
Source: GROUNDWATER
Diversion Pt: NENWSW Sec 22 T 04N R 02W in CANYON County.
Use: IRRIGATION (1.440 CFS)
Total Diversion: (1.440 CFS)
Date Filed: 4/10/1992
In: CANYON COUNTY
T04N R02W S21 NESE NWSE SESE
S22 NWSW
72.0 ACRES TOTAL
Water bearing zone to be appropriated is 160 to 230 feet.
63-11766

YAMAMOTO FARMS INC
20294 MIDLAND BLVD
CALDWELL, ID 83605
Source: GROUNDWATER
Diversion Pt: SESE Sec 20 T 04N R 02W in CANYON County.
Use: IRRIGATION (1.600 CFS)
Total Diversion: (1.600 CFS)
Date Filed: 4/10/1992
In: CANYON County
T04N R02W S20 SWNE SENE NESE NWSE
SWSE
80.0 ACRES TOTAL
Water bearing zone to be appropriated is 150 to 240 feet.
63-11768

MORROW, KENETH L
1616 LAKE LOWELL AVE
NAMPA, ID 83686
Source: GROUNDWATER
Diversion Pt: SESW Sec 29 T 03N R 02W in CANYON County.
SWSE Sec 29 T 03N R 02W in CANYON County.
Use: IRRIGATION (1.080 CFS)
Total Diversion: (1.080 CFS)
Date Filed: 4/14/1992
In: CANYON County
T03N R02W S29 SESW SWSE

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-11630

BLICKENSTAFF, RONALD
8422 BENNETT RD
NAMPA, ID 83686
Source: GROUNDWATER
Diversion Pt: NESE Sec 9 T 02N R 02W in CANYON County.
Use: IRRIGATION (1.200 CFS)
Total Diversion: (1.200 CFS)
Date Filed: 1/31/1992
In: CANYON County
T02N R02W S09 NESE SESE
60.0 ACRES TOTAL
Water bearing zone to be appropriated is 55 to 140 feet.
63-11676

SYMMS FRUIT RANCH INC
14068 SUNNY SLOPE RD
CALDWELL, ID 83605
Source: GROUNDWATER
Diversion Pt: NESE Sec 23 T 03N R 04W in CANYON County.
Use: IRRIGATION (2.400 CFS)
Total Diversion: (2.400 CFS)
Date Filed: 2/10/1992
In: CANYON County
T03N R04W S23 NESE SWSE SESE
120.0 ACRES TOTAL
Water bearing zone to be appropriated is 210 to 525 feet.
63-11685

FARGO FARMS INC
5502 UPPER PLEASANT RIDGE
WILDER, ID 83676
Source: GROUNDWATER
Diversion Pt: SWSW Sec 27 T 04N R 05W in CANYON County.
Use: IRRIGATION (1.200 CFS)
Total Diversion: (1.200 CFS)
Date Filed: 3/4/1992
In: CANYON County
T04N R05W S27 SWSW SESW
S34 NENW
60.0 ACRES TOTAL
Water bearing zone to be appropriated is 40 to 110 feet.
63-11686

FARGO FARMS INC
5502 UPPER PLEASANT RIDGE
WILDER, ID 83676

FEB 23 1996

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Carolyn Spath

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Twice

— in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:
July 19, 26, 1995

Carolyn Spath

STATE OF IDAHO)
)
COUNTY OF CANYON)

On this 26th day of July
in the year of 1995, before me, a Notary Public, personally appeared Carolyn Spath 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/she executed the same.

Janne Lusk
Notary Public for Idaho
Residing at Nampa
MY COMMISSION EXPIRES
JUNE 21st, 1997

NOTICE OF APPLICATION FOR WATER RIGHT
The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

Original affidavit filed with water right #63-11630.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before JULY 24, 1995. The protestant must also send a copy of the protest to the applicant.
KARL J. DREHER, Director
July

RECEIVED

JUL 28 1995

**WATER RESOURCES
WESTERN REGION**

FEB 29 1996

63-11685

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER, ID 83676

Source: GROUNDWATER

Diversion Pt: SWSW Sec 27 T 04N R 05W in CANYON County.

Use: IRRIGATION (1.200 CFS)
Total Diversion: (1.200 CFS)

Date Filed: 3/ 4/1992

In: CANYON County
T04N R05W S27 SWSW SESW
S34 NENW

60.0 ACRES TOTAL

Water bearing zone to be appropriated is 40 to 110 feet.

FILED 3/10/92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: Lg DATE: 3/5/92 APPLICATION: 63-11685

REQUIRED INFORMATION

/ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.) */ in comments on data base*
/ Address:
/ Source: (See USGS Quad for names of water sources)
/ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
/ County:
/ Quantity: (flow and/or volume) Gov't. Lots:
/ Period of use: / P/D
/ Nature of proposed use: (Include description of use) / P/U
/ 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

YES NO

 / Overlapping place of use: (Describe source & relationship to present application on the back.)
 / Overlapping point of diversion:
 Field check required: Field check by:
 Field report attached:
 / Critical groundwater area:
 / Groundwater management area:
 / Diversion within interim protected river area
 / Send dam safety information:
 / Send power requirement letter:
 / Send fish farm requirement letter:
 / Power residency affidavit:
 / Power efficiency form:
 / Within trust water boundary: (If yes, attach Trust Water Supplemental Analysis Sheet.)
 Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
 / *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED:

/ Additional information on reverse side:

RECEIVED
JUN 4 1992

Department of Water Resources

PROCESSING

APPLICATION NO. 63-11685

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising:
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ ☒ I.D. Health and Welfare
☐ ☒ I.D. Fish and Game
☐ ☒ I.D. Lands
☐ ☒ Adjudication Bureau

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Svc.
☐ ☒ Water Dist. # _____
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐
Withdrawn

☐ ☒ Publication dates and paper recorded on application:
☐ ☒ Protests received. Final date for protest April 6, 1992
☐ ☒ Protest dates, resolution of protest recorded on application:
☐ ☒ Recommendations attached: Approve
☐ ☒ Measuring device required:
☐ ☒ Measuring port required:
☐ ☒ Water delivered by water master? District # _____
☒ ☐ Special conditions of approval or cover letter: _____

Moratorium conditions

(Well drilling permit issued)

☒ ☐ See below for additional information

Recommended Date or Priority 3/4/1992

Recommended by: Over

Date 6/2/92

STATE OFFICE REVIEW

☐ ☐ See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

RESPONSE FORM

Boise River Basin Moratorium Application

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JUN 21 1995

WATER RESOURCES
WESTERN REGION

Name of Applicant: Fargo Farms, Inc.

Address: 25502 Upper Pleasant Ridge
Wilda, Id. 83474

Water Right No.: 43-11685

Do you wish to proceed with development of the
water right as proposed in the application?

X Yes No

(If the response is no, please complete
and return the enclosed withdrawal form.)

If the source of water that you propose to
appropriate is ground water, what aquifer
level do you propose to develop to obtain water?

40 ft to 110 ft

Signature: James Truesdell, Pres.

Printed Name: JAMES TRUESDELL

Please return this form to:

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705

RECEIVED
FEB 23 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 19, 1995

Distribution: Applicants Whose Water Right Applications Were Held Without Action Under the Boise River Basin Moratorium

Dear Applicant:

As you might be aware, on May 3, 1995 the Director of the Department of Water Resources, Mr. R. Keith Higginson, signed an Amended Moratorium Order which provides for the processing of previously held applications within the Boise River Basin, with certain restrictions. Enclosed for your information is a copy of the Order.

As provided in the Order, this office will resume the processing of these applications in order of priority at a rate of 30 applications per month. Depending on how many applicants wish to proceed with development of their projects, the processing of the 338 presently-held applications could require as much as a year. To enable you to make an estimate as to when your application(s) will be processed, please be advised that 244 of the applications have priority (receipt) dates of 1992; 32 are dated 1993; 37 are dated 1994; and 25 are dated 1995.

As new applications are received, they are sorted into two groups. Those that would not have been held back under the moratorium are processed immediately. To assure fairness in processing, those that would have been held back under the moratorium, such as irrigation applications, are placed at the end of the moratorium processing line.

Note that the Order requires that all applications held under the moratorium will be advertised (or re-advertised if previously advertised), in order to enable neighboring water users to examine the proposed uses in view of water availability information gained during recent drought years. There will be no additional charge to the applicants for this process. For applications that propose use of ground water, the advertisement must include an indication of the depth interval from which the applicant proposes to withdraw water.

Please find enclosed a Profile Report which provides information from our water rights data base describing each of your moratorium-held applications. In addition we have included one response form for each application, which enables you to indicate whether you wish to proceed with processing of your water right application(s).

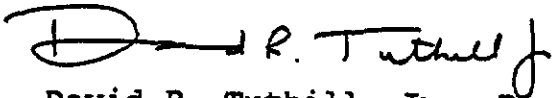
FEB 23 1996

May 19, 1995

In case you no longer intend to develop a water use as described on an application, please complete and return the enclosed Withdrawal Form. Because of the time and effort already devoted to researching water availability in the Boise River basin, the Department will not be able to provide refunds of fees for applications that are withdrawn.

If you have questions about this process, or if you need assistance in completing the response form, please feel free to contact this office at (208) 334-2190. Response forms received no later than May 31, 1995, will be used in compiling the applications that will be advertised during June.

Sincerely,



David R. Tuthill, Jr., P. E.
Manager, Western Region Office

Enclosures

Amended Moratorium Order
Profile Report(s)
Response Form(s)
Application Withdrawal Form(s)

FEB 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 27, 1994

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER ID 83676

RE: PERMIT NO. M63-11685

REINSTATEMENT OF PERMIT APPROVAL

Dear Reinstated Permit Holder(s):

Enclosed is an reinstatement order authorizing diversion of water under the above referenced permit.

The Department has reinstated your permit for the remainder of the 1994 irrigation season and the reinstatement will expire on November 15, 1994. When your permit expires, you must make the pump and motor inoperable, and you cannot operate the pump without approval from the Department of Water Resources. The Director may reinstate the permit again next year if drought conditions persist.

Please remember water diverted under your reinstated permit is only to be used on the lands identified on your permit. You must obtain the approval of the Department before using your water anywhere else.

If diversion from your well causes interference with other wells with an earlier priority, you may be required to cease pumping or compensate the affected party. Idaho law specifically protects groundwater levels for domestic wells which were in use prior to 1978.

If you have any questions please let me know.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure



AUG 08 1994

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 63-11685 IN)
THE NAME OF FARGO FARMS INC)
_____)

REINSTATEMENT ORDER

This matter having come before the Idaho Department of Water Resources (department), as a result of drought conditions being experienced during the 1994 irrigation season, the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. In May 1992, the department issued the above captioned temporary permit (permit) to use ground water during the 1992 irrigation season to offset the effects of the drought and the associated reduced surface water supply. The permit expired on November 15, 1992.
2. The permit was conditioned that the Director of the department retained jurisdiction to reinstate the permit if drought conditions justify resumption of ground water use.
3. Water supply conditions during 1994 justify reinstatement of the permit by the Director.

CONCLUSIONS OF LAW

1. The Director is authorized under Chapter 2, Title 42, Idaho Code, to issue water right permits authorizing the diversion and use of the state's water resources.
2. The Director should reinstate the above captioned permit with certain conditions and limitations.

ORDER

IT IS THEREFORE, HEREBY ORDERED that the above captioned permit is **REINSTATED** with the following conditions and limitations:

1. The permit expires on November 15, 1994.
2. The right to divert water under the above captioned permit is void if the surface water appurtenant to the place of use has been sold, transferred, leased or used on any other place of use without the approval of the department.

MICROFILMED

AUG 08 1994

3. The permit holder shall use the full allotment of surface water to the extent it is available before diversion is authorized under this reinstated permit.

4. The permit holder shall employ reasonably efficient methods of water application to conserve the water of the state of Idaho.

5. The rate of diversion of water for irrigation under this right and all other rights shall not exceed 0.02 cfs for each acre of land.

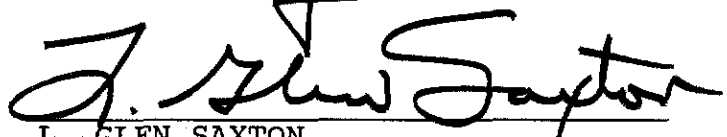
6. This use is subject to all prior water rights.

7. The place of use authorized is only that shown on the permit. Permit holder shall prevent use of this water on land for which it is not authorized.

8. This reinstatement does not authorize the construction of new wells or the deepening of existing wells.

9. Failure to comply with the above conditions and limitations of permit use voids this reinstatement.

Dated this 27th day of July, 1994.


L. GLEN SAXTON
Chief, Water Allocation Bureau

AUG 08 1994

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JUL 26 1994

DROUGHT RELIEF QUESTIONNAIRE

If you are not interested in having a 1994 temporary permit reinstatement, or if you did not drill a well in 1992, disregard this questionnaire. No response is necessary.

Please answer the questions below. Your answers will help the department assess the need for use of the wells to complete the 1994 irrigation season and the extent of water use that will occur if the department again authorizes use of the wells.

1. Temporary permit identification number. M63-11685
(See cover letter)

2. a) Person responding to this questionnaire

JIM TRUESDELL

b) Relationship to applicant? PRESIDENT

3. Do you expect to use all of your surface water supplies for the land identified on the attached application prior to the end of the 1994 irrigation season? Yes ☒ No ☐

4. What is the source of supply? (Name of Canal)

FARGO LOW LINE

5. What date do you expect this to occur? AUG. 10, 94 or before

6. List the type of crop, acreage and volume of water in acre feet (AF) needed under the temporary permit to complete the 1994 irrigation season. List only for the lands included in the land list of the attached application for permit.

CROP	ACRES	ACRE FEET
<u>RED CLOVER SEED</u>	<u>27</u>	<u>60</u>
<u>DRY BEANS</u>	<u>22</u>	<u>65</u>

This questionnaire needs to be completed and returned to the department by August 1, 1994 in order to be considered as a request to reinstate a temporary permit.

MICROFILMED

AUG 08 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 20, 1994

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER ID 83676

RE: Water Right No. M63-11685

Dear Water Right Holder(s):

In 1992, the Department issued you a temporary permit to use groundwater from your well, if you drilled one, to replace depleted storage water supplies. This temporary permit expired on November 15, 1992.

During 1994, since available surface water supplies are again substantially below normal, the department has received a number of requests to re-authorize use of the "1992 drought relief" wells.

The department is willing to consider reinstating the temporary permits for the remainder of 1994 provided you can show that you used water under the 1992 temporary approval and that water will be used only on the lands identified on the temporary permit. Enclosed is a questionnaire which you must complete and return to the department if you want to be considered for reinstatement in 1994.

Also enclosed, for your reference, is a record of your application for permit.

Please be advised that unless the department specifically reinstates the expired permit, you are not authorized to divert and use the water from the well identified on the temporary permit.

If you have any questions, please feel free to contact me at Ph. 327-7947.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', followed by a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

AUG 08 1994

March 31, 1994

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER ID 83676

RE: Water Right No. M63-11685

Dear Water Right Holder(s):

In 1992, the Department of Water Resources issued the above referenced permit allowing the diversion of water for the 1992 irrigation season only. The permit included a condition:

This permit to appropriate water expires at the end of the 1992 irrigation season. The Director retains jurisdiction to reinstate the permit if drought conditions justify resumption of groundwater use.

It now appears that 1994 early season water supply and precipitation conditions are such that short-term use of the wells that were drilled under this authority could be beneficial prior to the start of water delivery through the canal systems in the Boise Valley. We have been advised that most of the canals will not be able to deliver water for another 10 to 14 days.

Therefore, you are hereby notified that the permit is reinstated for temporary use during the period April 1 through April 15, 1994 only. All other conditions of the permit continue to apply. One requirement was that the well be disconnected from the power system at the end of the approved period of use, which under this reinstatement is April 15, 1994.

The existing moratorium in the Boise Valley area is not changed by this temporary reinstatement of the 1992 drought well permit. This temporary reinstatement does not authorize the construction of a new well or alteration of an existing well.

If you have any questions, please contact this office.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

AUG 08 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

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

pg. 1 of 2

1. WELL OWNER

Name Fargo Farms, Inc.
Address 25502 Upper Pleasant Ridge, Wilder, ID
Drilling Permit No. 63-92-W-264
Water Right Permit No. 11685

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☒ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION * See Sectional Attached

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
_____ inches	_____ inches + _____	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☒ Yes ☐ No
Manufacturer's name Roscoe Moss
Type Full Flow Louvered Model No. _____
Diameter 12" Slot size 090 Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☒ Yes ☐ No ☐ Size of gravel 3/8 minus
Placed from 48' feet to 148' feet
Surface seal depth 48' Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld
☐ Cemented between strata
Describe access port Sanitary Well Seal

7. WATER LEVEL

Static water level 12' feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.

8. WELL TEST DATA

☒ Pump ☐ Bailor ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
430	T.D.	4hrs
370	73'	
310	59'	

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
28"	0	15	Top soil		X
28"	15	34	Pea gravel, sand, rock	X	
"	34	40	Cleche yellow clay		X
"	40	48	Blue clay		X
"	48	64	Pea gravel, sand	X	
"	64	68	Pea gravel, blue clay		X
"	68	84	Pea gravel, blue clay		X
"	84	88	Pea gravel, sand	X	
"	88	112	Pea gravel, some blue clay	X	
"	112	116	Blue clay		X
"	116	118	Sandstone, blue clay		X
"	118	123	Blue clay		X
"	123	124	Sandstone, blue clay		X
"	124	148	Blue clay		X

JUN 13 1992

Department of Water Resources
Western Regional Office

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JUN 22 1992

Department of Water Resources

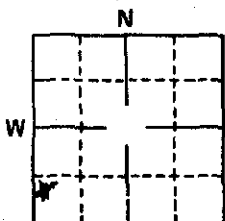
AUG 08 1994

10.

Work started 5-4-92 finished 5-8-92

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____
Lot No. _____ Block No. _____

County Canyon

SW ¼ SW ¼ Sec. 27, T. 4 N ☒ S ☐ R. 5 E ☐ W ☒

11. DRILLERS CERTIFICATION

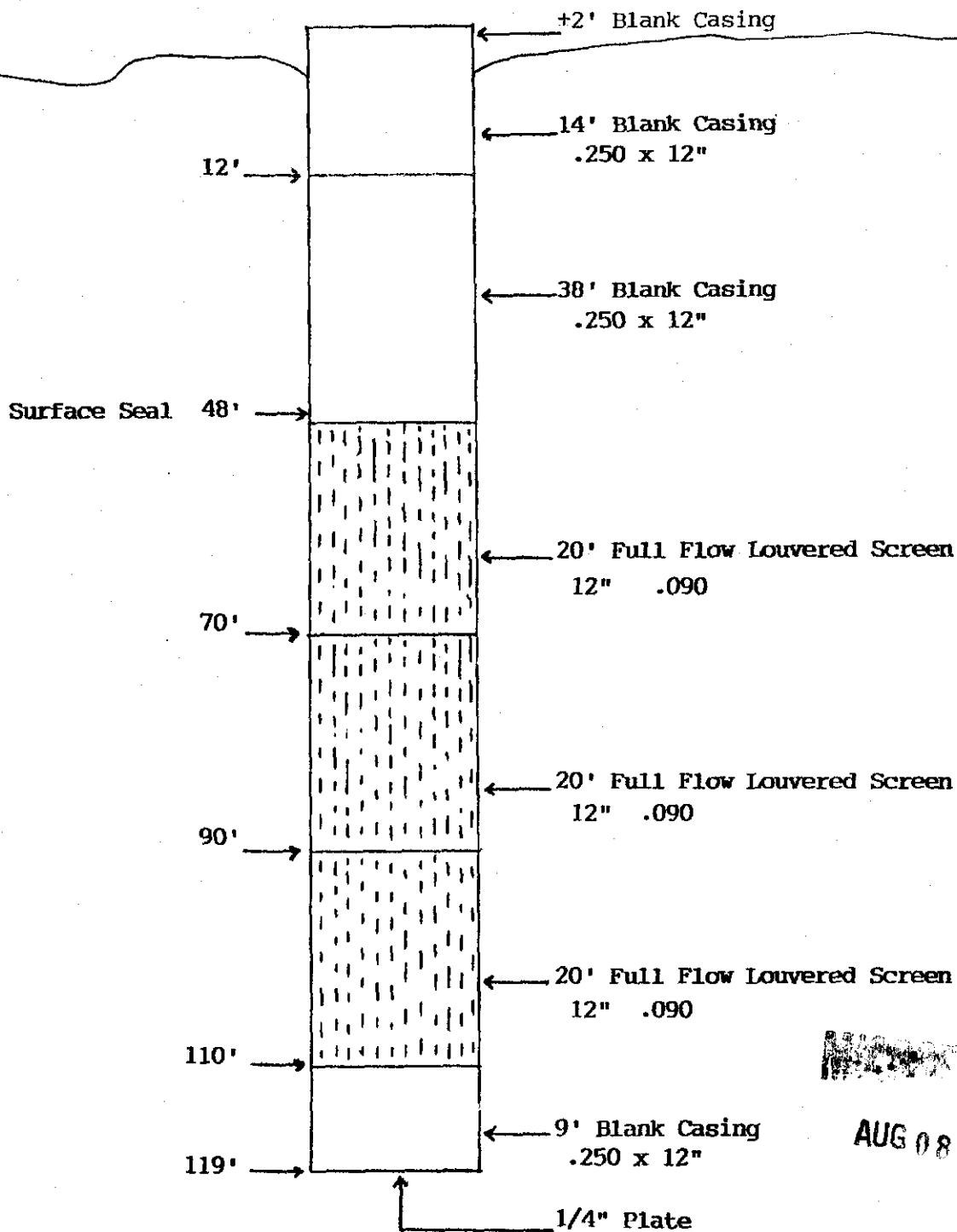
I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Riverside Drilling Firm No. 333
P.O. Box 720
Address Parma, ID 83660 Date 5-27-92

Signed by (Firm Official) Termy Daugherty
and
(Operator) Greg Daugherty

C
Fargo Farms, Inc.
Jim Truesdell
25502 Upper Pleasant Ridge Rd
Wilder, ID 83676
Drilling Permit # 63-92-W-264

pg 2 of 2



~~RECEIVED~~

AUG 08 1994

04N 05W SEC 27



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 10, 1992

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER ID 83676

RE: PERMIT NOS. 63-11865 & 63-11686

LETTER OF TEMPORARY PERMIT APPROVAL

Dear Permit Holder(s):

Enclosed are copies of your approved permits. Your proposed use of water qualifies for a narrow exception to the Snake River Basin Moratorium established by the Director on May 15, 1992. The exception allows the use of groundwater during the drought to protect agricultural uses which normally have an adequate supply of water. Please carefully review the conditions of approval.

The Department has approved your permits for the 1992 irrigation season. Diversion of groundwater is not authorized after the 1992 season, and the permits expire. The Director may reinstate the permits in a subsequent year if drought conditions persist. You will be responsible for requesting reinstatement during future irrigation seasons.

When your permits expire, you must make the pumps and motors inoperable, and cannot operate the pumps without approval from the Department of Water Resources.

Your permits are for supplemental use only to augment your surface water supply. If the surface water you own is sold, transferred, leased or used on any other land without the approval of the Department of Water Resources, you automatically lose your right to divert groundwater. You must obtain the approval of the Department before using your water anywhere other than where it has traditionally been used.

In addition, you must fully utilize your available surface water to the extent possible. The surface water need not be fully consumed or diverted prior to use of groundwater. You cannot, however, simply divert token quantities of surface water and rely primarily on your groundwater diversion. Surface water must be your primary source of water.

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JUN 08 1994

If you want to locate your wells closer than 500 feet from an existing well, you must obtain the approval of the Department of Water Resources. We realize that under certain circumstances, it may be impossible to locate the wells 500 feet away from another well. You must, however, be cognizant of possible interference resulting from pumping of your well.

If diversion from your wells cause interference with other wells with an earlier priority, you may be required to cease pumping or compensate the affected party. Idaho law specifically protects groundwater levels for domestic wells which were in use prior to 1978.

If general water levels in the geographical area of your wells decline below reasonable levels, the Department may require you to cease diverting from your wells.

You must efficiently apply the water to the land and conserve water to the extent possible. Excessive irrigation, delivery systems with substantial losses, and application methods which cause substantial percolation or evaporation are not acceptable.

Sincerely,

JIM JOHNSON
Water Right Supervisor

JJ:cz

Enclosure

RECEIVED
AUG 08 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11685

Proposed Priority: March 4, 1992 Maximum Diversion Rate: 1.20 CFS
This is to certify, that **FARGO FARMS INC**

25502 UPPER PLEASANT RIDGE
WILDER ID 83676

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	03/15 to 11/15	1.20 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 27, Township 04N, Range 05W
CANYON County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>					
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	05W	27	SWSW 35	SESW 10		45
		34	NENW 15			15

Total number of acres irrigated: 60

CONDITIONS/REMARKS:

1. This permit to appropriate water expires at the end of the 1992 irrigation season. The Director retains jurisdiction to reinstate the permit if drought conditions justify resumption of groundwater use.
2. A well drilled pursuant to this permit must be located at least 500 feet from any existing well. Well spacing closer than 500 feet must be approved by the Department of Water Resources.
3. This right to divert groundwater is void if the surface water right appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
4. The permit holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this permit.
5. The permit holder must employ reasonably efficient methods of water application to conserve the water of the State of Idaho.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. Construction of the well must comply with Idaho well construction standards.
8. This right is subject to all prior rights.

APPROVED

AUG 08 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11685

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

10 th day of June, 1992

R. Keith Higginson
for R. Keith Higginson, Director



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JUN 08 1994

water right no. 63 - 11685

MORATORIUM EXEMPTION QUESTIONNAIRE

JUN - 2 1992

IF YOUR APPLICATION PROPOSES AN IRRIGATION USE, PLEASE COMPLETE AND RETURN THE FOLLOWING:

Department of Water Resources
Western Regional Office

- Has ALL the land you propose to irrigate been irrigated with surface water in the past?

yes

- Do you summer fallow any of your irrigated land? If so, how many acres? yes, we have summer fallowed some for the past 5 years. This year we have 125 acres idle.

- List the water right(s) you have used to irrigate the land listed on the application. If you have received water from a canal company or water district, please identify the name of canal or water district.

Wilder Irrigation District

- During the last ten years, how many years has your surface irrigation water been available for the entire irrigation season? 6 or 7 years

- What crops have you grown in the past ten years? Sugar beets, beans, wheat, mint, corn, alfalfa seed, lettuce seed, prunes, apples, grapes

I understand if my proposed diversion of groundwater is approved as a supplemental use, that I can only use my well during periods of drought, when a full supply of water is not available. I also agree that my surface water will be fully used to the extent available, will not be sold or used on other lands, and that a change in use of my surface water may result in revocation of any groundwater right granted pursuant to my application for supplemental water.

Dated this 1st day of June, 1992.

AUG 08 1994

(Please sign) Fargo Farms, Inc. By James Truesdell
Pres.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 21, 1992

John T. Schroeder, Esq.
Schroeder & Lezamiz Law Offices
447 West Myrtle
PO Box 267
Boise ID 83701

Re: Applications for Permit No.:

63-11685, 63-11686 in the name of Fargo Farms Inc.
63-11689, in the name of H. J. Batt, Wilder Land Co. Ltd.
63-11691, in the name of Stephen Kent Garman
63-11698, in the name of Paulsen Farms
63-11699, 63-11700 in the name of Fred &/or Norm Batt

Dear Protestant:

This office acknowledges receipt of the withdrawal of protest against the above-referenced application, dated May 21, 1992.

The Department now will continue to process the application.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:gg

CC: Applicants

Fargo Farms Inc., 63-11685, 63-11686
H. J. Batt, Wilder Land Co. Ltd., 63-11689
Stephen Kent Garman, 63-11691
Paulsen Farms, 63-11698
Fred &/or Norm Batt, 63-11699, 63-11700

AUG 08 1994

Schroeder & Lezamiz
Law Offices
447 West Myrtle
Post Office Box 267
Boise, Idaho 83701

RECEIVED
MAY 21 1992

Department of Water Resources
Western Regional Office

JOHN T. SCHROEDER
MARGARET M. LEZAMIZ
W. ALAN SCHROEDER*

TELEPHONE (208) 384-1627
FAX (208) 384-1833

*Admitted in Idaho & Washington

May 21, 1992

HAND DELIVERED

Mr. David R. Tuthill, Jr. P.E.
Manager, Western Regional Office
State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

Re: Garman, Stephen Ken App.No. 63-11691
Batt, H.J. App. No. 63-11689 ✓
Fargo Farms Apps. No. 63-11685 and 63-11686
Batt, Fred & Norma Apps No. 63-11699 and 63-11700
Paulsen Farms Apps. No. 63-11698

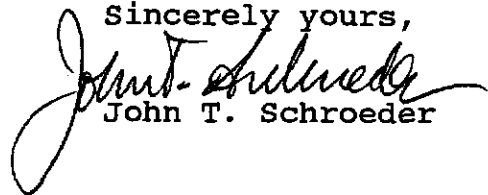
Dear Department:

Our office represents Mr. Ray Obendorf and Rim Ranches, Inc.

Mr. Obendorf and Rim Ranches, Inc., has requested that the protests to the above applications be withdrawn. As a result, the protests are withdrawn, but this withdrawal of protest is without prejudice as to any right Obendorf or Rim Ranches, Inc., may have pursuant to statute or other authority.

Thank you for your time and consideration.

Sincerely yours,


John T. Schroeder

JTS/j
cc Mr. Ray Obendorf
Rim Ranches, Inc.

RECEIVED

AUG 08 1992

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

NOTE conditions,
especially nos.
7, 10, and 11.

1. Applicant (please print) Forge Farms Inc.

2. Mailing Address 25502 Upper Pleasant Ridge

City & State Wilbur Id. Zip Code 83676 Telephone 482-7407

(☒) Well Owner () Well Operator () Other, specify _____

3. Proposed well location SW 1/4 SW 1/4, or Gov't Lot No. _____

Sec. 27, Twp. 4N, Rge. 5W, County Canyon

Street Address of Well Site _____

Lot, block and subdivision _____

4. Proposed use of well:

- () Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

- (☒) Non-Domestic: Any beneficial use not included within the definition of domestic. (Irrigation)

() Injection

- () Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

() Other _____
(Describe)

5. Well construction information:

A. (☒) New well () Deepen () Enlarge () Replace - See Condition 9

B. Proposed Surface Diameter 12" Proposed Maximum Depth 200'

C. Anticipated bottom hole temperature:

- (☒) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212° or more (Geothermal well)

6. Construction Start Date 5/4/92

Anticipated Well Driller Riverside Drilling # 333 (Blanchard)

NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature James Truesdell Date 4/27/92

Title President

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date 4/27/1992

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above 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.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum distance of 50 feet and 100 feet respectively from a septic tank.
4. 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.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

10. Water shall not be diverted from this well for irrigation use until water right application no. 63-11685 is approved by IDWR (currently, protested application but protestant has agreed to not object to drilling permit approval per DRT's letter dated 4/21/92).
11. This well requires a 100' surface seal or shall be sealed to the next confining clay layer deeper than 100', whichever is greater.

David R. Tuttle
Signature of Authorized Department Representative

Manager, Western Region Office
Title

Receipt No. W014572 Received by JR Fee \$200⁰⁰ Date 4/27/92

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

AUG 08 1994

This extension is good for 60 days beyond the above extension approval date.

CC: 63-11685 FILE



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 21, 1992

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER ID 83676

Re: Applications for Permit Nos. 63-11685 and 63-11686

Dear Applicant:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to the above-referenced application. The Department suggests that you contact the protestant and attempt to resolve the protest.

The Department has just issued a Proposed Memorandum Decision and Order for protested application for permit no. 63-11551 and application for amendment of permit no. 63-11474 in the name of Rim Ranches, Inc. A copy of the Proposed Memorandum Decision which contains information regarding water availability the the Wilder area, is enclosed for your information.

The protestant has agreed to not object to the issuance of well drilling permits in this area. Thus, you are eligible to receive a well drilling permit subject to the condition that no water shall be removed from the well until this water right is approved.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for a conference. At such a conference, the following are the principle items the Department will review (per Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

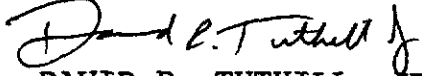
MINOR RECD

AUG 08 1994

6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

Please contact this office if you have questions regarding this procedure.

Sincerely,



DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

Enclosure: Copy of protest(s)

RECEIVED

AUG 08 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 21, 1992

Rim Ranches, Inc.
c/o John T. Schroeder
Schroeder & Lezamiz Law Offices
PO Box 267
Boise, Idaho 83701

Re: Application for Permit No. 63-11691 in the Name of Stephen Kent Garman; No. 63-11689 in the Name of H.J. Batt; Nos. 63-11685 and 63-11686 in the Name of Fargo Farms, Inc.; Nos. 63-11699 and 63-11700 in the Name of Fred &/or Norma Batt; No. 63-11698 in the Name of Paulsen Farms

Dear Protestant:

This office acknowledges receipt of your protests to the issuance of permits pursuant to the above referenced applications. The Department suggests you contact the applicants directly in an effort to determine what is proposed by the applications and to attempt to resolve the protests.

As you are aware, the Department has just issued a Proposed Memorandum Decision and Order for protested application for permit no. 63-11551 and application for amendment of permit no. 63-11474. This decision provides information on the availability of water for appropriation in the Wilder area. The proposed decision has been released to you and the protestants of the aforementioned application.

If this office has not been advised within twenty (20) days that the protests have been resolved, each matter will be scheduled for a conference. At such a conference, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

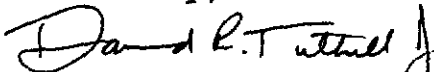
MICROFILMED

AUG 08 1994

6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

If this office can be of further assistance, please contact us.

Sincerely,



DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT/st



AUG 08 1994

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APR - 6 1992

Department of Water Resources
Western Regional Office

Schroeder & Lezamiz
Law Offices
447 West Myrtle
Post Office Box 267
Boise, Idaho 83701
April 06, 1992

JOHN T. SCHROEDER
MARGARET M. LEZAMIZ
W. ALAN SCHROEDER*

TELEPHONE (208) 384-1627
FAX (208) 384-1833

*Admitted in Idaho & Washington

State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

Re: Protest Relating to the following Applications:
Fargo Farms, Inc. Application No. 63-11685
Fargo Farms, Inc. Application No. 63-11686

Gentlemen:

This office represents Rim Ranches, Inc. Our Client owns and possesses certain real property situate in Canyon County, Idaho, and holds, or has applied for the following Permits or Amendment to Permits: Permit No. 63-11474; Application for Permit No. 63-11551 and Application for Amendment of Permit No. 63-11474, both in the name of Rim Ranches, Inc.

This letter is to Protest the issuance of the following Permits: Application 63-11685 and 63-11686. This Protest is made on each and all the grounds as follows:

1. Rim Ranches, Inc., has applied for a Permit, and an Amendment to Permit, to pump approximately 3.9 c.f.s. from its Well in Canyon County, Idaho. The Applications were Protested by several individuals and entities. A hearing was held on the Applications of Rim Ranches, Inc., on March 05, 1992. A decision has not been made on the Applications of Rim Ranches, Inc., and further it is uncertain whether or not any of the Protestants will file any appeal. If any appeal is filed, it is also uncertain as to whether or not the Department would or would not stay the Permit of Rim Ranches, Inc., if the Permit is granted.

2. If the Rim Ranches, Inc., Permit is granted, but the Department stays the Permit pending any appeal, then it is possible that Rim Ranches, Inc., would not be able to pump water from its well pursuant to the Permit, but yet the Fargo Farms, Inc.,

AUG 08 1994

Page 2
Idaho Department of Water Resources
April 06, 1992

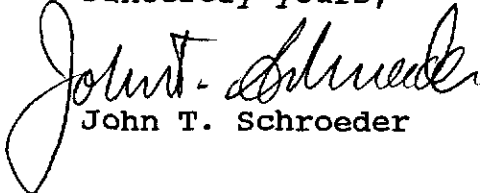
Applicants would be able to pump water if their Permit is immediately granted. This would be so despite the fact that Rim Ranches, Inc. would have a priority date of February, 1991, some 1 and 1/2 years prior to that of the Fargo Farms, Inc., wells under Application.

3. If the Fargo Farms, Inc., Applications are granted, but yet the Rim Ranches, Inc., well Applications are not granted or are stayed pending any appeal, Rim Ranches, Inc., **Protests** on the basis that it is not in the local public interest that the Fargo Farms, Inc., Applicants are able to pump water when Rim Ranches, Inc., is **not** able to pump water. In other words, Rim Ranches, Inc., has a prior appropriation date to that of the Fargo Farms, Inc., Applicants. Rim Ranches, Inc., believes that it is not fair that other alleged junior rights are able to pump water if Rim Ranches, Inc., is not able to pump water from its senior right.

4. Rim Ranches, Inc., protests on the basis that the junior application of Fargo Farms, Inc., may conflict or interfere with the well of Rim Ranches, Inc.

5. Rim Ranches, Inc., reserves the right to withdraw this Protest at the time that Rim Ranches, Inc., is able to pump water from its well currently under application at the level applied for.

Sincerely yours,


John T. Schroeder

JTS/j

MAILED 11/11/94

AUG 08 1994

7D Press Tribune - Nampa, ID NOTICE OF APPLICATION FOR WATER RIGHT

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

AFFIDAVIT OF PUBLICATION

PFEISTER, H V
RANDOLF RD
MELBA, ID 83641
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11649
NWNE Sec 36 T 01N R 02W in CANYON County.
Total Diverson: (1.600 CFS)
(1.600 CFS)

Date Filed: 2/24/1992
In: CANYON County
T01N R02W S36
80.0 ACRES TOTAL

E OF IDAHO)

GARMAN, STEPHEN KENT
PO BOX 516
WILDER, ID 83676
Source: GROUNDWATER
Diverson Pt:

63-11691
SESE Sec 22 T 04N R 05W in CANYON County.
SWSW Sec 23 T 04N R 05W in CANYON County.
(2.000 CFS)
Total Diverson: (2.000 CFS)

WISSEL, CLINTON
WISSEL, JUDITH
15451 MIDWAY RD
NAMPA, ID 83651
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11670
NWNE Sec 18 T 03N R 02W in CANYON County.
Total Diverson: (3.800 CFS)
(3.800 CFS)

Date Filed: 2/25/1992
In: CANYON County
T03N R02W S18
R03W S13
180.0 ACRES TOTAL

m Date Filed: 3/ 5/1992
y In: CANYON County
T04N R05W S22
S23
h: 101.0 ACRES TOTAL

KRAJNICK, ED
KRAJNICK, ORVETA
KRAJNICK, GARY
9749 RIM RD
NAMPA, ID 83686
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11693
NESE Sec 20 T 02N R 02W in CANYON County.
NWSW (1.600 CFS)
SESE (1.600 CFS)
Total Diverson: (1.600 CFS)

SCROGGINS, JEROME
16752 LONKEY LN
CALDWELL, ID 83605
Source: GROUNDWATER
Diverson Pt:

63-11674
SWNW Sec 2 T 03N R 04W in CANYON County.
SENE Sec 2 T 03N R 04W in CANYON County.
NESE
Total Diverson: (1.600 CFS)
(1.600 CFS)

Date Filed: 2/25/1992
In: CANYON County
T03N R04W S02
80.0 ACRES TOTAL

Date Filed: 2/ 4/1992
In: CANYON County
T02N R02W S20
80.0 ACRES TOTAL

GOSSETT, CHARLES ELMER
141 WESLEY ST
CAPITOLA, CA 95010
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11694
NWSE Sec 21 T 02N R 02W in CANYON County.
NENE (1.560 CFS)
Total Diverson: (1.560 CFS)

LOWE, DERALD W
6373 ROBINSON RD
KUNA, ID 83634
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11682
NWSW Sec 32 T 02N R 01W in CANYON County.
Total Diverson: (2.000 CFS)
(2.000 CFS)

Date Filed: 2/28/1992
In: CANYON County
T02N R01W S32
139.0 ACRES TOTAL

Date Filed: 3/ 6/1992
In: CANYON County
T02N R02W S21
78.0 ACRES TOTAL

GULLION, MARY E
419 E MAINE AVE
NAMPA, ID 83651
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11701
NENE Sec 13 T 02N R 03W in CANYON County.
Total Diverson: (1.760 CFS)
(1.760 CFS)

BAIRD, DEAN
10576 DUCK LN
NAMPA, ID 83686
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11683
SENE Sec 12 T 02N R 03W in CANYON County.
Total Diverson: (1.000 CFS)
(1.000 CFS)

Date Filed: 2/28/1992
In: CANYON County
T02N R03W S12
50.0 ACRES TOTAL

Date Filed: 2/24/1992
In: CANYON County
T02N R03W S13
88.0 ACRES TOTAL

JOHNSON, GREGORY B
JOHNSON, HEIDI M
PO BOX 344
MERIDIAN, ID 83642
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11702
NESE Sec 24 T 01N R 02W in CANYON County.
Total Diverson: (2.400 CFS)
(2.400 CFS)

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER, ID 83676
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11685
SWSW Sec 27 T 04N R 05W in CANYON County.
Total Diverson: (1.200 CFS)
(1.200 CFS)

Date Filed: 3/ 4/1992
In: CANYON County
T04N R05W S27
S34
60.0 ACRES TOTAL

Date Filed: 3/ 3/1992
In: CANYON County
T01N R02W S24
120.0 ACRES TOTAL

HATCH, HAL
2055 N TEN MILE
MERIDIAN, ID 83642
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11704
SWSW Sec 5 T 03N R 01W in CANYON County.
Total Diverson: (.400 CFS)
(.400 CFS)

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER, ID 83676
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11686
SENE Sec 34 T 04N R 05W in CANYON County.
Total Diverson: (1.600 CFS)
(1.600 CFS)

Date Filed: 3/ 4/1992
In: CANYON County
T04N R05W S34
80.0 ACRES TOTAL

STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE
NAMPA, ID 83686
Source: GROUNDWATER
Diverson Pt:

63-11705
NESE Sec 3 T 02N R 02W in CANYON County.
SWSW Sec 3 T 02N R 02W in CANYON County.
(15.50 AF)
Total Diverson: (1.600 CFS)
(1.600 CFS)

H J BATT WILDER LAND CO LTD
PO BOX 666
WILDER, ID 83676
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11689
SWNE Sec 15 T 04N R 05W in CANYON County.
Total Diverson: (1.600 CFS)
(1.600 CFS)

Date Filed: 3/ 5/1992
In: CANYON County
T04N R05W S15
80.0 ACRES TOTAL

Date Filed: 2/26/1992
In: CANYON County
T02N R02W S03

ABBOTT, DAVID M
4252 W KUNA RD
KUNA, ID 83634
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION

63-11707
SENE Sec 20 T 02N R 01W in CANYON County.
Total Diverson: (1.600 CFS)
(1.600 CFS)

COLE TRUST, NORMAN R
210 FAY LN
NAMPA, ID 83686
Source: GROUNDWATER
Diverson Pt:
Use: IRRIGATION
DOMESTIC

63-11690
NWNE Sec 21 T 02N R 02W in CANYON County.
Total Diverson: (.800 CFS)
(.800 CFS)
(.020 CFS)
(.820 CFS)

Date Filed: 3/ 5/1992
In: CANYON County
T02N R02W S21
40.0 ACRES TOTAL

Date Filed: 3/ 2/1992
In: CANYON County
T02N R01W S20
80.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before APRIL 6, 1992.
NWN R. KEITH HIGGINSON, Director
March 18, 25, 1992

AUG 08 1994

63-11685

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER, ID 83676

Source: GROUNDWATER

Diversion Pt: SWSW Sec 27 T 04N R 05W in CANYON County.

Use: IRRIGATION (1.200 CFS)
Total Diversion: (1.200 CFS)

Date Filed: 3/ 4/1992

In: CANYON County
T04N R05W S27 SWSW SESW
S34 NENW

60.0 ACRES TOTAL

RECORDED

AUG 08 1994