

RECEIVED

DEC 11 1996

Department of Water Resources

Ident. No. 15-07156

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: RODNEY WANGSGARD 208-766-2809
Address: 1616 S 4700 W
MALAD ID 83252
OR
Name: SHERRY WANGSGARD 208-766-2809
Address: 1616 S 4700 W
MALAD ID 83252
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: SWNW Sec. 35, Township 14S, Range 35E
ONEIDA County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	04/15	10/15	1.880		
5. Total quantity to be appropriated is:
1.880 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
WELL AND PUMP TO PIPELINES FOR IRRIGATION
 - 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 12 inches; proposed depth of well is 200
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 5 year(s).

Ident. No. 15-07156
Page 2

8. Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
14S	35E	26	SWSW 08			8
		35	NWNW 23	SWNW 38	SENW 01	86
			NESW 08	NWSW 16		

Total number of acres irrigated: 94

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

APPLICANT

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

APPLICANT

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

10. Remarks:

11. Map of proposed 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.

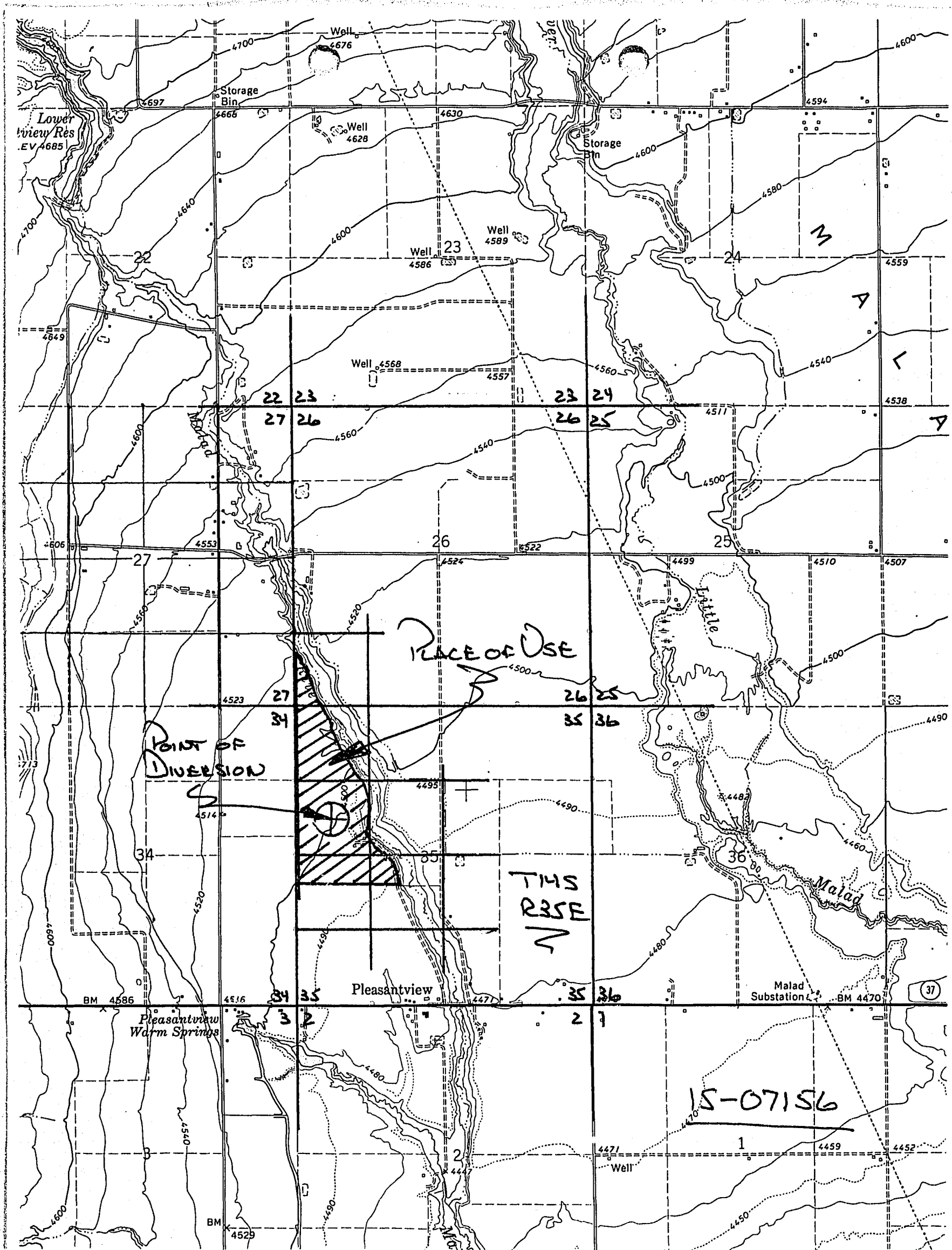
X Sherry Wengsund
Applicant

Received by JRM Date 10-29-96 Time 11:45 Preliminary check by _____

Fee \$ 120⁰⁰/1.00 Receipted by JRM # E022708 Date 10-29-96

Publication prepared by RB Date 11-21-96 Published in Idaho Enterprise

Publication approved RB Date 12-3-96



State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 15-07156

Proposed Priority: October 29, 1996 Maximum Diversion Rate: 1.88 CFS

This is to certify, that **RODNEY WANGSGARD**
SHERRY WANGSGARD
1616 S 4700 W
MALAD ID 83252

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

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/15 to 10/15	1.88 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 35, Township 14S, Range 35E
ONEIDA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14S	35E	26	SWSW 8.0				8.0
		35	NWNW 23.0	SWNW 38.0	SEnw 1.0		
			NESW 8.0	NWSW 16.0			86.0

Total number of acres irrigated: 94.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 2000.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 15-07156

CONDITIONS OF APPROVAL AND REMARKS

8. 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.

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

12 th day of December, 1996.

Karl J. Dreher
Karl J. Dreher, Director
for



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

NOVEMBER 8, 1996

Legal Notices Department
THE IDAHO ENTERPRISE
P.O. BOX 205
MALAD CITY, ID 83252

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before DECEMBER 9, 1996.

Yours truly,

Rita Bodell
Secretary

Encl.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 8, 1996

RODNEY & SHERRY WANGSGARD
1616 S 4700 W
MALAD ID 83252

RE: Notice of Application for Permit No. 15-07156

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right applications. This office is currently in the process of advertising the applications in the Idaho Enterprise on Nov. 21 & 28, 1996. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the applications and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about twelve weeks.

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

Sincerely,

Harold W. Jones *rb*
Harold W. Jones
Water Right Supervisor

HWJ/rb

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before DECEMBER 9, 1996.

KARL J. DREHER, Director

Published: 11/21/1996 & 11/28/1996

15-07156

WANGSGARD, RODNEY
WANGSGARD, SHERRY
1616 S 4700 W
MALAD, ID 83252

Source: GROUNDWATER

Diversion Pt: SWNW Sec 35 T 14S R 35E in ONEIDA County.

Use: IRRIGATION (1.880 CFS)
Total Diversion: (1.880 CFS)

Date Filed: 10/29/1996

In: ONEIDA County
T14S R35E S26
S35

SWSW
NWNW
NWSW

SWNW

SENW

NESW

94.0 ACRES TOTAL

Nº 2257

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }

ss.

County of Oneida

RECEIVED

DEC 03 1996

Department of Water Resources
Eastern Region

Kristine D. Smith

being duly sworn,

deposes and says: That she is the publisher of THE IDAHO ENTERPRISE, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Malad; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

November 7, 1996, and ending

with the issue of November 14, 1996

Kristine D. Smith

Subscribed and sworn to before me this 28th day

of November, 1996

Theresa Pfeiffer

Notary Public, Residing at Malad, Idaho

My Commission Expires January 3, 2001

NOTICE OF APPLICATION FOR WATER RIGHT

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

15-07156

WANGSGARD, RODNEY
WANGSGARD, SHERRY

1616 S 4700 W

MALAD, ID 83252

Source: GROUNDWATER

Diversion Pt: SWNW Sec 35 T 14S

R 35E in ONEIDA County.

Use: IRRIGATION (1.880 CFS)

Total Diversion: (1.880 CFS)

Date Filed: 10/29/1996

In: ONEIDA County

T14S R35E S26 SWSW S35
NWNW SWNW SENW NESW
NWSW

94.0 ACRES TOTAL

The permit (s) will be subject to all prior water rightw. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, Easter, Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before DECEMBER 9, 1996.

KARL J. DREHER, Director
Published: 11/21/1996 & 11/28/1996

L. 2260 11/21 11/27/96T2



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

December 12, 1996

RODNEY WANGSGARD
SHERRY WANGSGARD
1616 S 4700 W
MALAD ID 83252

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 15-07156

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and Remarks" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

Sincerely,

A handwritten signature in cursive script, reading 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

Form 238-7
6/93

IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

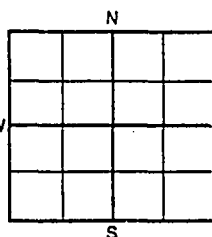
Use Typewriter
or
Ball Point Pen

1. DRILLING PERMIT NO. 15-97-E-0013-000
Other IDWR No. Water Right Permit No. 15-07156

2. OWNER:
Name Rodney ex. Sherry Wungsgard
Address 1616 S. 4700 W.
City Mulad State ID Zip 83246

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.



T. 14 North ☐ or South ☒
E. 35 East ☒ or West ☐
Sec. 35 SW 1/4 SW 1/4 NW 1/4
Gov't Lot _____ County Owyhee

Address of Well Site 1616 S. 4700 W.
1/4 mile N. of Hwy. 18, on 4700 W.
(Give at least Direction & Distance to Road or Landmark)

Lot No. _____ Block No. _____ Subd. Name _____

4. PROPOSED USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☐ Air Rotary ☒ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	Sacks or Pounds		
Bentonite	0	20	10 Sacks		Poured in dry form Surface

Was drive shoe seal tested? Y ☐ N ☒ How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Casting	Liner	Steel	Plastic	Welded	Threaded
16	0	251'	250	X		☒	☐	☐	☐
						☐	☐	☐	☐
						☐	☐	☐	☐
						☐	☐	☐	☐

Final location of shoes 251'

Top Packer or Headpipe _____ Bottom Tailpipe _____

9. PERFORATIONS/SCREENS

☒ Perforations Method Mills Knife
☐ Screens Type _____ Material _____

From	To	Slot Size	Number	Diameter	Tele/Pipe Size	Casting	Liner
32	37	3/8 x 4"	4/3 ft			☒	☐
58	67	"	"			☒	☐
110	240	"	1			☒	☐

10. WELL TESTS:

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Depth	Time
830			102 hrs.

Temperature of water _____ Was a water analysis done? Yes ☐ No ☒

By whom? _____

Water Quality (odor, etc.) _____

Bottom Hole Temperature _____

11. STATIC WATER LEVEL:

21 ft. below surface Depth artesian flow found _____

Artesian pressure _____ lb. Describe access port _____

Describe Controlling Devices: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	GPM	SWL
16"	0	2	Top Soil		
"	2	40	Brown clay + gravel (water at 35')		35'
"	40	48	Blue Clay		
"	48	61	brown clay + gravel		
"	61	63	Gravel (water)		21
"	63	158	brown clay + gravel		
"	158	160	Gravel (water)		21
"	165	172	Sticky brown clay		
"	172	177	White sandstone in Chalk		
"	177	180	Gravel (water)		21
"	180	204	Brown clay + gravel		
"	204	207	Sticky brown clay		
"	207	215	gravel (water)		21
"	215	234	Brown clay + gravel		
"	234	237	Sticky brown clay		
"	237	245	brown clay + gravel		
"	245	247	Sticky brown clay		
"	247	250	Small Gravel to coarse Sand (water)		21

note: Bottom stream looks to be the best producer in well.

RECEIVED RECEIVED

NOV 10 1997 NOV 04 1997

Department of Water Resources
Date: Started 5-21-97 Completed 5-21-97

13. DRILLER'S CERTIFICATION

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

Firm Name L.V. Frandsen & Sons Well Drilling Firm No. 354

Firm Official L.V. Frandsen Date 5/21/97

and

Supervisor or Operator Ricky Frandsen Date 5/21/97

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

ma Enclosed

FOR OFFICE USE ONLY
Amt. of Fee \$: 125.00
Receipt No. 1051604
Receipt By: J. Masi
Date Received: 12/22/00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 15 2000

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.

1. Permit No. 15-07156 Telephone No. 208-766-2809

2. Name of Permit Holder(s):

Rodney K. or Sherry Wangsgard

3. Mailing Address: 1616 S. 4700 W

City Malad State Id Zip 83252

4. Source of Water: groundwater If **GROUNDWATER** (well), Date Drilled: mo. 8 / yr. 98

Well Driller: L.W. Frandsen & Sons Drilling Permit Number: 15-97-E-0013

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

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

Irrigation (No. of acres): 75.94 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 1.88 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

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: Sherry Wangsgard Telephone Number: 208-766-2809

Address: 1616 S. 4700 W Malad, Id 83252

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Sherry Wangsgard Date: 12-12-00
(include your title, if on behalf of company or organization)

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
15-07156 IN THE NAME OF) **REINSTATEMENT ORDER**
RODNEY WANGSGARD &)
SHERRY WANGSGARD)
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before December 1, 2000; and,

WHEREAS, the Department notified the permit holder on September 30, 2000 by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use or an extension of time request; and,

WHEREAS, the Department sent the permit holder a lapse notice on December 5, 2000, since the Department had not received an acceptable proof of beneficial use statement or extension of time; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting acceptable proof of beneficial use on December 22, 2000;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 15-07156 is **REINSTATED** with an advance in priority to **November 19, 1996**.

DATED this 25th day of January, 2001.


L. GLEN SAXTON, Chief
Water Allocation Bureau

September 30, 2000

RODNEY WANGSGARD
SHERRY WANGSGARD
1616 S 4700 W
MALAD ID 83252

PROOF DUE NOTICE

RE: PERMIT NO. 15-07156

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 December 1, 2000. (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.

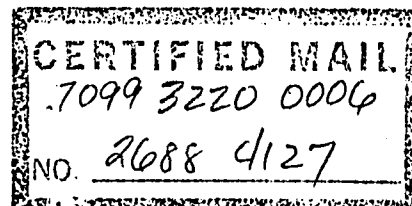
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

DEBORAH GIBSON
Administrative Assistant

Enclosures



December 5, 2000

RODNEY WANGSGARD
SHERRY WANGSGARD
1616 S 4700 W
MALAD ID. 83252

LAPSE NOTICE

RE: PERMIT NO. 15-07156

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated September 30, 2000. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 12/5/00
a copy/~~an original~~ of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

D. Gibson

Idaho Department of Water Resources Receipt

Receipt ID C051604

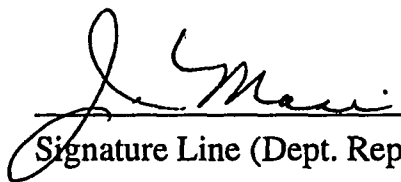
Payment Amount	\$125.00	Date Received	12/22/00 11:58:56 AM	Region	State	Status
Payment Type	Check	Check Number	1829			

Payer WANGGARD RODNEY K

Comment WATER PERMIT # 15-07156

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$125.00	BENEFICIAL USE	0229	21	56104	1155


Signature Line (Dept. Representative)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

January 24, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RODNEY WANGSGARD
SHERRY WANGSGARD
1616 S 4700 W
MALAD ID 83252

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 15-07156

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order reinstating the permit advancing the priority since proof was submitted after the proof due date.

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

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 the field examination, please contact the **Eastern Regional Office** of the department in Idaho Falls at (208) 525-7161.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region