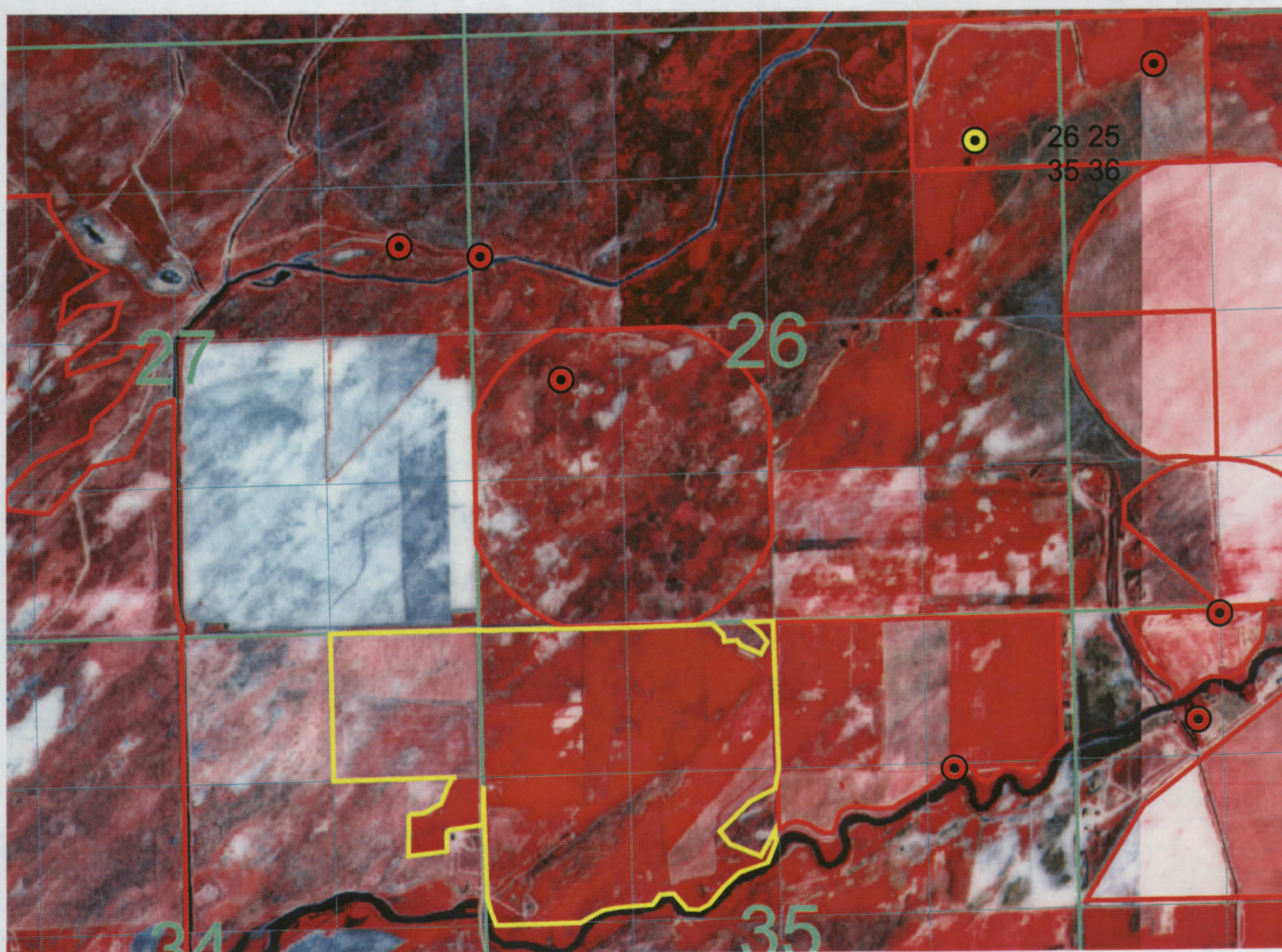


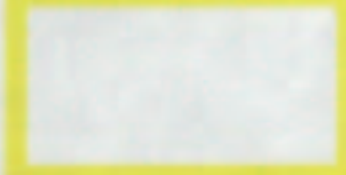
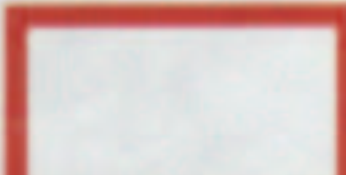
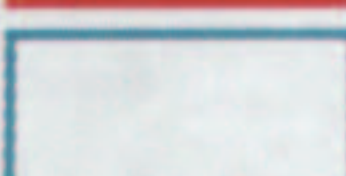
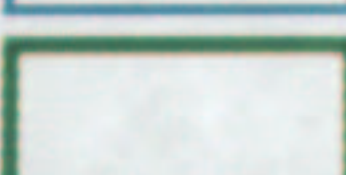
Idaho Department of Water Resources

Water Right 31-372, 31-4009

Township 7N Range 35E Section 35



0 1320 Feet

-  Point of Diversion
-  Point of Diversion - Other Rights
-  Place of Use
-  Place of Use - Other Rights
-  Quarter-quarter Sections
-  Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 11/2000

11/14/2000

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-372

Owner Type Name and Address
Current Owner CARL LUNDHOLM
 1806 N 2000 E
 HAMER, ID 83425
 (208)662-5215

Priority Date: 08/19/1931
Basis: Decreed
Status:

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	05/01	11/01	3 CFS	1094.9 AFA	
Total Diversion			3 CFS	1094.9 AFA	

Point(s) of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07N	35E	26	SW NE NE		JEFFERSON

IRRIGATION Use:
Acre Limit: 190.4

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	35E	34		NENE	40		SENE	6.4						
		35		NENW	38		NWNW	40		SWNW	39		SENW	27

Total Acres: 190.4

Conditions of Approval:

- C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
- C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks:

- Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.53 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2043.8 AF. COMBINED RIGHT NOS.: 31-335A, 31-4009.
- Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 190.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-335A, 31-4009.

Comments:

Author	Date	Subject
bcontor	11/13/00	eCVR
bcontor	11/13/00	Numbers

Comment

Recommendation is too complex to adequately address with eCVR, see instead paper file.
See memo in file. This WR formerly has borne numbers permit 17543, renumbered to 31-2249, and decreed right 31-338. In transfer 800 it was mistakenly identified as 31-330 and some copies of Lundholm v. Henninger are stamped w/ that number.

Dates:

Licensed Date:
Claim Received Date: 11/30/1988
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date: 12/08/1944
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

Element	Last Review Date	Reviewer	Last Verified Date	Verifier	Status
Source	11/13/00 3:33:04 PM	bcontor			In Process
Summary	11/13/00 3:39:39 PM		11/13/00 3:39:39 PM	bcontor	Complete

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector:
Overall Max Diversion Rate: 3
Overall Max Diversion Volume: 1094.9
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Verification Log:

Element	Date Time Stamp	Reviewer
POD	11/13/00 3:32:37 PM	bcontor
POD	11/13/00 3:32:14 PM	bcontor
Source	11/13/00 3:33:03 PM	bcontor
Summary	11/13/00 3:39:38 PM	bcontor

Log Text

Edited PLS
Edited point location

Comment for 7: NWMD records, field inspection.

7. (YES) Additional condition was required.
8. (YES) Wanted to view the recommended right.
9. (NO) This is not a split right.
10. (NO) This is not a combined right.
11. (NO) Documents were not linked or attached to this file.
12. (YES) Set the verification date.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A31-00372
Date Received: 11/17/1988
Receipt No: E004772
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SAMUEL W. LUNDHOLM 208-662-5215
Address: 1806 N. 2250 E.
HAMER, ID 83425

2. Date of Priority: AUG 19, 1931

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	35E	26	NE	NE			JEFFERSON

5. Description of diverting works:
WELL AND PUMP TO DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.000		

7. Total Quantity Appropriated is:
3.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 762.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	35E	34	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	38.0

A31-00372

Page 1

Date: 11/17/88

MICROFILMED

NOV 17 1992

A3100372



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	35E	34	SE	NE		IRR	35.0
						Section Acres	153.0
		35	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	32.0
						Section Acres	152.0
						Total Acres	305.0

11. Place of use in counties: JEFFERSON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A31-00335A, A31-04009, A31-07261

14. Remarks:
TRANS. 800.
2 CFS TO BE USED ON SEC. 35 & 1 CFS TO BE USED ON SEC. 34.
BASED ON LICENSE 17543 (31-2249).
THIS COMMENT ABOVE ENTERED BY PREVIOUS DATA ENTRY BUT MAY NOT
BE COMPLETELY CORRECT. LICENSE 31-2249 APPEARS TO HAVE BEEN
SUPERCEDED BY 31-0335.

15. Basis of Claim: DECREED
Water Right Number: 310372
Case Number:
Court :
Decree date: 12/08/1944

SAMUEL W. LUNDHOLM
Decree Plaintiff

vs

ELVIN W. HENNINGER.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Carl Lundholm Date: 11-30-1988

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 30th day

of Nov 19 88

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 6-94

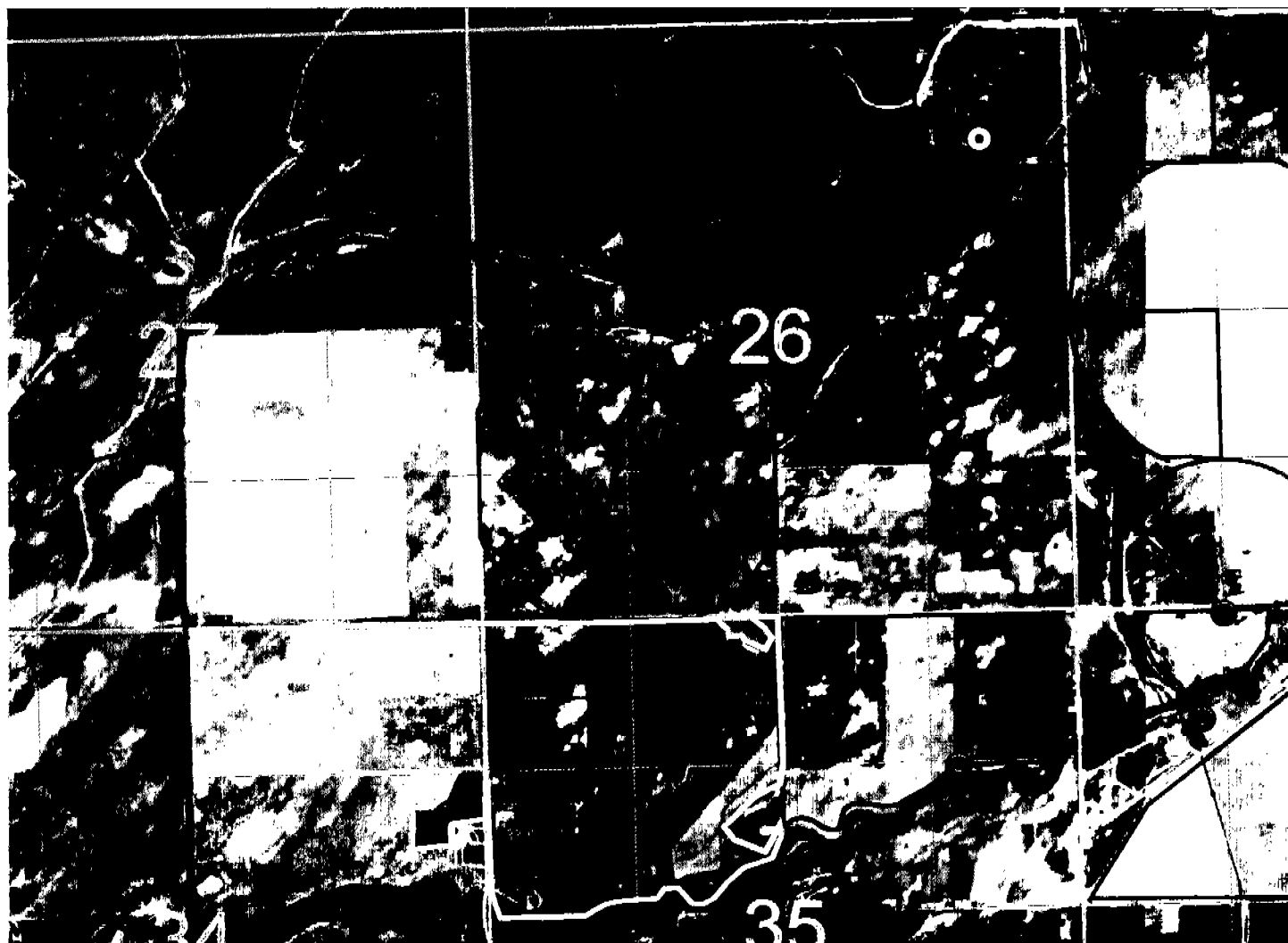
20

NOV 17 1992

Idaho Department of Water Resources

Water Right 31-372, 31-4009

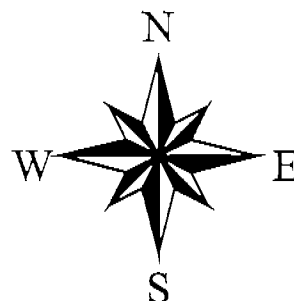
Township 7N Range 35E Section 35



0 1320 Feet



- ⊙ Point of Diversion
- Point of Diversion - Other Rights
- Place of Use
- Place of Use - Other Rights
- Quarter-quarter Sections
- Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 11/2000

01/25/2001

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 9, 2001

Water right number: 31-372

CARL LUNDHOLM
1806 N 2000 E
HAMER ID 83425
Telephone Number: (208)662-5215

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

- Season of use POU-
stockwater

2. Describe the changes you wish to make in the proposed recommendation:

Season of use: 4/1 to 11/1
Add stockwater (possibly)

3. Give a brief explanation as to why you disagree with these portions:

POU in NE S 34 Irrigated as
pasture land =

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 2-12-2001 SIGNATURE: Carl Lundholm

Please print your name: _____

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161

Response:

Claims will be reviewed again upon receipt of
affidavits & awarded claim.

BAC 3/12/01

To: A31-335~~A~~
A31-372 ✓
A31-4009
Fr: Bryce Contor
Date: 11/13/2000 *Bryce*

Re: Diversion Rate and Volume
Numbering of Rights

A31-335~~A~~ is a split of a right originally issued as a permit to Jackett (permit number 31-17347), confirmed as a permit by Bauerly Decree as WR 31-335, later licensed as 31-2242. The recommendation is split, 7.4 cfs to Marty (31-335~~B~~) and 2.6 cfs to Lundholm (31-335~~A~~). Bauerly decrees the right to pump at full diversion rate from May 1 to Nov 1. $2.6 \text{ cfs} \times 1.9835 \times 184 \text{ days} = 948.9 \text{ acre feet per year}$. Bauerly-decreed season of use 5/1 -11/1 will be used.

A31-372 was originally issued as permit 17543 to Samuel W. Lundholm. It was confirmed as a permit by Bauerly as 31-338, and later re-confirmed by Lundholm v. Henninger as 31-372. The permit was renumbered 31-2249 and cancelled by the department. The pre-cancellation correspondence indicates that cancellation of a permit which later was decreed does not cancel the decreed right, as the decree supercedes the permit. Transfer 800 resulted in confusion when the number 31-330 was associated with this right as an original number, instead of 31-338. Some copies of the Lundholm v. Henninger Decree have number 31-330 penciled or stamped on them. Bauerly, Lundholm v. Henninger, and transfer 800 all agree that the authorized diversion rate is 3.0 cfs. Bauerly also decrees 184 days' volume to this right; $3.0 \times 1.9835 \times 184 = 1094.9 \text{ acre feet per year}$. Bauerly-decree season of use 5/1-11/1 will be used.

A31-4009 is a beneficial use claim based upon a section 243 statutory claim filed in 1974. It is a claim for an additional 3.5 cfs of irrigation above the decreed right, and relies on a memo from watermaster Henninger that indicates 6.53 cfs measured on July 13, 1943. This note does not give a specific legal location. Instrument number 85199 from Clark County records certifies that Henninger measured 356 inches (7.15 cfs) on September 4, 1947. The location certified is just "North of Residence." The current POU will be assumed, with volume @ 3.5 afa/acre, up to the 1270 acre feet/annually that could be diverted at 3.5 cfs. Based on Shenton memo 5/22/1974 indicating that originally water from this well was delivered via the Mud Lake system and subject to the "allotment" accounting, I infer that the original beneficial use period was 5/1-11/1 consistent with other Bauerly-decreed rights. No S02 remark will be added, to avoid injury to April artesian flows, decreed by Bauerly to belong to holders of surface rights out of Mud Lake.

Don Shenton affidavit in file indicates up to 50% loss in ditch. Scott King Hubble analysis on adjoining Joe Marty property indicates 0.03 cfs/acre is reasonable for flood irrigation of these lands.

Combined diversion rate limitations: See POU memo. Pending further documentation, 190 acres will be recommended. $190 \text{ acres} \times 0.03 \text{ cfs/acre} = 5.8 \text{ cfs field headgate requirement}$. $5.8 \text{ cfs}/50\% = 11.6 \text{ cfs}$ required at pump. NWMD data indicates that current capacity is 10.12 cfs, but that this is due to a new pump installed summer of 2000. 1999 capacity was calculated at 4.5 cfs. Based on this, I plan to recommend a combined total diversion rate limited to the 1943-documented capacity of 6.53 cfs. Since recommended diversion rate is limited by capacity and not acres, changing POU per requested additional documentation will not change total diversion rate recommendation.

Combined volume limitations: System capacity for 184 days @ 6.53 cfs is approximately 2,400 acre feet. Required volume for 190 acres @ 3.5 afa is 665 afa at field headgate. Loss calculation doubles this to 1330 afa, which is less than the sum of the Bauerly volumes. Required volume for 291 acres @ 3.5 afa is 1018.5 afa at field headgate, or 2037 afa at pump. This is more than the sum of the Bauerly volumes. Depending on the outcome of the POU recommendation, recommended volume will be the greater of the Bauerly volume or the field headgate/loss requirements, up to system capacity.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 13, 2000

Carl Lundholm
1806 N 2000 E
Hamer, Idaho 83425

Re: FSA Aerial Photo and Crop Report
Adjudication Claims A31-335A, A31-372, A31-4009

Dear Mr. Lundholm:

My aerial photographs do not adequately show your irrigated acres in section 34. The USDA no longer will provide me copies of their photographs without written consent from you.

Please mail them this letter and request that they send me the copies. If you pick them up yourself, please be sure they stamp the photos and note the crop year that is reported. It is important that we document that the irrigation was in place prior to 1987.

Please call me at 525-7161 or 663-4853 if you have questions.

Sincerely,

A handwritten signature in cursive script that reads 'Bryce A. Contor'.

Bryce A. Contor
Senior Water Resource Agent

Carl Lundholm
1896 N 2000 E
Hamer, Idaho 83423
(208) 662-5215
November 13, 2000

USDA Farm Service Agency
182 Fremont Avenue
Rigby, Idaho 83442

Re: Aerial Photos and Crop Reports, Carl Lundholm
Township 7N Range 35E Section 35

Dear Technicians:

Idaho Department of Water Resources needs copies of my 1987 or earlier aerial photos and crop acreage reports, in order to make an accurate recommendation of my water rights.

Please send a copy with your agency stamp to:

IDWR
attn: Bryce Contor
900 N Skyline Ste A
Idaho Falls, ID 83402

Please call IDWR at 525-7161 if you have questions.

Sincerely,

Carl Lundholm

March 11, 1974

CERTIFIED MAIL

31-338

31-338 -
S-processed
by 31-372

Re: Permit No. 17548 (New No. 31-2440)

Samuel W. Lundholm
Pinner,
Blaine 83410

Dear Mr. Lundholm:

It appearing to the Department of Water Administration that the terms and conditions of Permit 17548/31-2440 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit proof of beneficial use of water due on AUGUST 30, 1951, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before AUGUST 30, 1974, why said permit should not be cancelled.

Permit 17548/31-2440 claims the use of 0.00 cubic feet per second of water from a ground water source (wells)

the point of diversion was to be located within the WATV) Sec. 35 & 36 NE Sec. 30, T. 7 N., R. 35 E., S. 30 N., and the permit was approved AUGUST 30, 1951

M. PETER HIGGINS
Director

31-2440

April 18, 1974

Re: Permit No. 17540/01-2240

Mr. Samuel W. Lundholm
Owner,
Alamo 88425

Dear Mr. Lundholm:

The Department is currently in the process of updating its records and clearing the files of permits on which the holders have failed, or neglected, to comply with the requirements of issuance of said permits.

One of the most common reasons why permit holders did not complete the requirements of these permits is that the permitted right was superseded by a decreed water right which, in most instances, would make completion under the permit unnecessary.

Our records indicate that the water right evidenced by permit 17540/01-2240 was included in and was decreed in the Court case of Samuel W. Lundholm vs. Elvin W. Henninger, dated December 8, 1944. This decreed right is identified in the Department's records as No. 81-0880.

For the above reason and the fact that the cancellation of permit 17540/01-2240 will not affect the decreed right, it is not necessary for you to complete the requirements of the permit. If you should have any questions regarding this matter, please contact us.

Sincerely,

D. Darlene Hsieh
Water Rights Supervisor

ddr
cc: Mr. Don Shenton
Enc: Copy of decree #81-0880

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 344-2219



H. Keith Hutchinson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Licensing
Flood Plain Management
Irrigation and
Flood Control Districts

IN THE MATTER OF CANCELLATION OF PERMIT)
TO APPROPRIATE THE PUBLIC WATERS OF THE)
STATE OF IDAHO NO. 17510/HI-2240
IN THE NAME OF Manuel W. Lundholm

ORDER OF CANCELLATION

WHEREAS, the permit holder has failed to submit proof of beneficial use of
water due on August 29, 1971 and,

WHEREAS, on March 11, 1974, notice was sent to the holder of said permit
to appear before the Director of the Department of Water Administration on or before
April 30, 1974, to show cause why said permit should not be cancelled and,

WHEREAS, the holder of said permit has failed to comply with the requirements of
said permit and has not shown adequate cause why such permit should not be cancelled;

IT IS THEREFORE ORDERED and Permit 17510/HI-2240 is hereby CANCELLED.

Dated this 30th day of April, 1974.


H. KEITH HUTCHINSON
Director

17510-2240

WARNING

CANCELLED OR Lapsed

This permit has been officially CANCELLED or Lapsed.

Ninety days following the date of official action this file will be DESTROYED.

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Lundholm, Samuel W.	3.0		31-0330
800	Lundholm, Samuel W.	3.0	0	31-0330A

2

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F

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N

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T

RECEIVED

31-0372

IN THE DISTRICT COURT OF THE NINTH JUDICIAL DISTRICT OF THE STATE
OF IDAHO, IN AND FOR THE COUNTY OF JEFFERSON.

SAMUEL W. LUNDHOLM,

Plaintiff,

vs.

ELVIN W. HENNINGER, Watermaster
of Water District No. 66,

Defendant.

FINDINGS, CONCLUSION,
JUDGMENT AND DECREE.

F I L E D

December 9th, 1944

1:50 o'clock P. M.

RONALD Y. HOGGE,
Clerk District Court,
By: Helen Duffy, Deputy

This cause came on for hearing before the Court, at
Chambers at Idaho Falls, Idaho, this 8 day of December, 1944.
O. A. Johannesen, Esq., appeared for and on behalf of the plain-
tiff, and the defendant did not appear either in person or other-
wise. Documentary evidence was thereupon introduced on the part
of the plaintiff. The Court being fully informed as to the facts
and the law, therefore, makes the following FINDINGS, CONCLUSION,
JUDGMENT AND DECREE.

FINDINGS OF FACT:

The Court finds as facts proven by competent and satisfac-
tory evidence the following:

I

That the defendant is the duly elected, qualified, and
acting Watermaster of Water District No. 66, and that said Dis-
trict is located in the Counties of Clark and Jefferson in the
State of Idaho.

II

That the plaintiff has for many years past been, and
now is the owner and in the possession of the following described
real property situated in Jefferson County, State of Idaho, to-
wit:

The Northwest quarter of the Northwest quarter, the
Southeast quarter of the Northwest quarter of Section
29; the Northeast quarter of the Northeast quarter; the
Southeast quarter of the Northeast quarter; and the
Northwest quarter of the Southeast quarter of Section

26; the Northeast Quarter of the Northwest Quarter; the Northwest Quarter of the Northwest Quarter; the Southwest Quarter of the Northwest Quarter and the Southeast Quarter of the Northwest Quarter of Section 35, all in Township 7 North, Range 35 East Boise Meridian.

III

That on the 19th day of August, 1931, the plaintiff filed in the office of the Commissioner of Reclamation of the State of Idaho an application, which is numbered 24637, and that in said application the plaintiff claimed the right to the use of three (3) cubic feet per second of subterranean water for use upon his said described lands in the irrigation thereof and for domestic purposes, and that the points of diversion are located in the West Half of the Northwest Quarter (W1/2NW1/4) of Section 25, and the East Half of the Northeast Quarter (E1/2NE1/4) of Section 26, Township 7 North, Range 35 East Boise Meridian; that there was issued to the plaintiff by the Department of Reclamation Water Permit No. 17543, which granted to him the aforesaid application and rights claimed thereby. That the plaintiff has diligently and uninterruptedly completed his works of diversion and has applied the water to beneficial use, and that said water has been beneficially used, uninterruptedly, every year for more than ten years last past.

IV

That each and all of the allegations set forth in plaintiff's complaint on file herein have been proven by competent evidence, which is satisfactory to the Court, and the Court finds that said allegations, and each and all of them, are true.

V

That this action is brought by the plaintiff pursuant to the provisions of Title 7, Chapter 12 of the Idaho Code Annotated, and which Chapter is generally designated as the "Uniform Declaratory Judgment Act", passed by the 1933 Legislature of the State of Idaho, and any Acts amendatory thereto.

CONCLUSION OF LAW:

340330-
31-372
As a conclusion of law, the Court concludes that the plaintiff is entitled to have the order and decree of this Court determining and declaring that the plaintiff is the owner of and entitled to the use, continuously, of three (3) cubic feet per second of water from subterranean sources with points of diversion situated in the West Half of the Northwest Quarter (W1/2NW1/4) of Section 25, and the East Half of the Northeast Quarter (E1/2NE1/4) of Section 26, Township 7 North, Range 35 East Boise Meridian, with a date of priority dating from August 19th, 1931.

COPY

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of	)	
	)	
Samuel W. Lundholm, of	)	ORDER GRANTING TRANSFER
Hamer, Idaho	)	
	)	
For a Transfer of Water Right, in Water	)	No. 800
District No. 66, Jefferson County, Idaho.	)	
	)	

WHEREAS, On the 3rd day of October, 1953, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Samuel W. Lundholm, of Hamer, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 20th day of January, A.D. 1953.

MARK R. KULP
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 800.

THIS IS TO CERTIFY That SAMUEL W. LUNDHOLM, of Hamer, Idaho, is the owner of and using Three (3) cubic feet per second of the waters from subterranean sources with priority of August 19, 1931, said water being decreed to him by Judge C. J. Taylor of the Ninth Judicial District of the State of Idaho, in and for the County of Jefferson, in the case of

SAMUEL W. LUNDHOLM

Plaintiff.

vs.

ELVIN W. HENNINGER, Watermaster of Water District No. 66

Defendant.

said decree bearing date of December 8, 1944, and being appurtenant to the following described lands, to-wit:

W $\frac{1}{2}$ NW $\frac{1}{4}$, Section 25, E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 26,
NW $\frac{1}{4}$ Section 35, Township 7 North, Range 35 East, B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 6 of Decrees, beginning at Page 926.

And that now, upon the application of Samuel W. Lundholm, of Hamer, Idaho, for the transfer of Three (3) cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of Three (3) cubic feet per second of the waters of subterranean source upon the above described land is hereby abandoned and the place of use of said water under such right hereby confirmed shall by this Certificate become appurtenant for irrigation and domestic purposes as described as follows, to-wit:

2 cubic feet per second to NW $\frac{1}{4}$ Section 35,
1 cubic foot per second to NE $\frac{1}{4}$ Section 34,
Township 7 North, Range 35 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount to-wit:

3 cubic feet per second of water from subterranean
source with priority of August 19, 1931.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches with points of diversion in the NW¹ NW² Section 25, and NE¹ NE² Section 26, Township 7 North, Range 80 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through private ditches with no change in points of diversion.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 20th day of January, 1953.

MARK R. KULP
State Reclamation Engineer

C O P Y

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

Samuel W. Lundholm, of)
Hemer, Idaho)

ORDER GRANTING TRANSFER

No. 800

For a Transfer of Water Right, in Water)
District No. 66, Jefferson County, Idaho.)

WHEREAS, On the 3rd day of October, 1953, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Samuel W. Lundholm, of Hemer, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 20th day of January, A.D. 1953.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 800.

THIS IS TO CERTIFY That SAMUEL W. LUNDHOLM, of Hamer, Idaho, is the owner of and using Three (3) cubic feet per second of the waters from subterranean sources with priority of August 19, 1931, said water being decreed to him by Judge C. J. Taylor of the Ninth Judicial District of the State of Idaho, in and for the County of Jefferson, in the case of

SAMUEL W. LUNDHOLM

Plaintiff.

vs.

ELVIN W. HEMNINGER, Watermaster of Water District No. 66

Defendant.

said decree bearing date of December 8, 1944, and being appurtenant to the following described lands, to-wit:

W $\frac{1}{2}$ NW $\frac{1}{4}$, Section 25, E $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 26,
NW $\frac{1}{4}$ Section 35, Township 7 North, Range 35 East, B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 6 of Decrees, beginning at Page 926.

And that now, upon the application of Samuel W. Lundholm, of Hamer, Idaho, for the transfer of Three (3) cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of Three (3) cubic feet per second of the waters of subterranean source upon the above described land is hereby abandoned and the place of use of said water under such right hereby confirmed shall by this Certificate become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

8 cubic feet per second to NW $\frac{1}{4}$ Section 35,
1 cubic foot per second to NE $\frac{1}{4}$ Section 34,
Township 7 North, Range 35 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount to-wit:

3 cubic feet per second of water from subterranean
source with priority of August 19, 1931.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches with points of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 25, and NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, Township 7 North, Range 35 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through private ditches with no change in points of diversion.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 20th day of January, 1953.

Mark R. Kulp
MARK R. KULP
State Reclamation Engineer

Application for Transfer of Water Right

STATE OF IDAHO,

County of Bonnaville

} ss.

SAMUEL W. LUNDHOLM, being first duly sworn, deposes and says:

That his name is Samuel W. Lundholm; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Hamer, Idaho

That he is the owner and using a certain water right, bearing date of priority of Aug. 19 1931, for three cubic feet per second of the waters of subterranean sources County of Jefferson, State of Idaho, decreed to Samuel W. Lundholm by decree of Judge, C. J. Taylor of the Ninth Judicial District of the State of Idaho, in and for the County of Jefferson, in the case of Samuel W. Lundholm vs. Elvin W. Henninger, said decree bearing date of December 8, 1944 (or obtained by virtue of License No. 17543, issued by the State Engineer of the State of Idaho, dated July 28, 1936, bearing date of priority of August 19, 1931) for the purpose of irrigating the following described lands situate, lying and being in Water District No. 66 in the County of Jefferson and State of Idaho, to-wit: W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 25, E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, NW $\frac{1}{4}$ Section 35, all in Township 7 North, Range 35, E.B.M.

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e.

as per abstract of title of said water right hereto attached and made a part of this statement:

That said waters are now diverted from said subterranean sources in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25, and in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, Township 7 North, Range 35 East, B. M., and conducted to the above described lands through private irrigation ditches

as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of three cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Jefferson and State of Idaho, to-wit: 2 cubic feet per second to NW $\frac{1}{4}$ Section 35, and 1 cubic foot per second to NE $\frac{1}{4}$ Section 34, Twp. 7 N.R. 35 E.B.M.

That his reasons for desiring to make such transfer are as follows: Applicant has conveyed the lands upon which he desires to abandon his right, and has acquired the NE $\frac{1}{4}$ Section 34, aforesaid. He conveyed said land reserving the waters.

That he intends to divert and convey said three second feet of water to the tract of land last above described in the following manner, to-wit: Extending existing ditches as shown on map

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFOR, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

Samuel W Lundholm
Applicant.

Subscribed and sworn to before me this 21st day of May
A. D. 1952

John L. Bloom
Notary Public

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Underground
Where is the diversion point located? NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 25, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26 T 7 N 35 E
Through what ditch is it now conducted? Private ditch
How much land is now irrigated by the water sought to be transferred? 150 acres
Give the description: W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 25, E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 26, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 26, NW $\frac{1}{4}$ Section 35, Twp. 7 N. R. 35 E. B.M.
What is the total amount of water in inches, or second feet, dedicated to said land? 3 cfs
What kind of crops are being raised? Hay and grain
How much water per acre is now required to irrigate said land? 1 inch
What will be the effect on the land now irrigated, if the use of water on it is discontinued?
Lands will be used for pasture.

Give location of new point of diversion, if change is to be made No change
Through what ditch will it be conducted after transfer? Private ditch, extended
How much water will be required per acre to irrigate the land to which this water is transferred?
1 inch

Do you claim any other water right for the land from which you seek to abandon the use of this water?
If so, give amount, date and source No.
Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source No.

Signed Samuel W Lundholm
Applicant.

STATE OF IDAHO,

County of Jefferson

} ss.

Frank S. Jackett and August M. Kreutzger

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citi-

zen of the United States and of the State of Idaho, residing at Hamer, Idaho

that he is a user of water from underground stream, in Water District No. 66

County of Jefferson, State of Idaho; that he has read or heard read the foregoing affidavit and

petition of Samuel W. Lundholm and is familiar with its allegations and with the water

right and lands therein mentioned and described and is not in any way interested in either, nor in any

way related to said petitioner; that the statements and allegations therein made are true of his own

knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer

therein petitioned.

Subscribed and sworn to before me this 14 day of August

A. D. 1952

Frank S. Jackett
August M. Kreutzger
Shabo H. Smith
NOTARY PUBLIC, in & for said State.

Residing at: Durham, Idaho

STATE OF IDAHO,

County of Clark

} ss.

I, Elvin W. Henninger, Watermaster of _____

Water District No. 66, County of Jefferson, State of Idaho, whose postoffice address

is Dubois, Idaho, have read or heard read the foregoing affidavit and petition

of Samuel W. Lundholm, and, of my own knowledge, believe the same to be

true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be

authorized; and I hereby endorse my approval of said petition, and request that the Commissioner of

Reclamation issue the certificate of transfer as petitioned; ~~or (do not approve of the issuance of the~~

~~certificate of transfer prayed for) for the following reasons: ---~~

Watermaster, Dist. No. 66

Elvin W. Henninger

Dated at Dubois, Idaho, this 17th day of August, 1952

Name of Applicant

WEL W. LUNDY

TR 7 No. RANGE 35 EBM

20 - WELLS

SEC.

SEC.

SEC. 26

SEC. 25

SEC.

SEC.

SEC.

SEC.

SEC. 35

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

Scale: 2 inches=1 Mile. Draw Plan in Ink.

THE

of quieting title in the plaintiff and against the above named defendants and each and all of them, in and to all the real property described in the caption hereof.

- WITNESS My hand and the Seal of said District Court this 26th day of August, 1952.

ELEEN MADSEN, Clerk.

T. HAROLD LEE,
Attorney for Plaintiff;
Residence and Post Office
and 26, 1952.

Address, Rigby, Idaho.

Publish: August 28; September 4, 11, 18.

NOTICE OF PROPOSED TRANSFER
OF WATER RIGHT

Notice is hereby given that Samuel W. Lundholm, of Hamer, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean sources as follows: Amount: 3.0 cubic feet per second; Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 25, and NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 26, Township 7 N., Range 35 E. Place of Use: W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 25, E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ section 26 and NW $\frac{1}{4}$ Section 35 Twp. 7 N. R. 35 E. B. M.

Transfer to Point of Diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25 and NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, Township 7 N., Range 35 E. Place of Use: 2 cubic feet per second to NW $\frac{1}{4}$ Section 35 and 1 cubic feet per second to NE $\frac{1}{4}$ Section 34, Twp. 7 N.R. 35 E.B.M.

And that on the 3rd day of October 1952, at 10 o'clock, a. m., at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, of his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULP,
State Reclamation Engineer.

(38-39)

MEMORANDUM

TO: Eastern Region
FROM: Roberta Garrett
RE: Decree No. 31-0330 in 31-BW and 31-AW
DATE: June 14, 1985

Please change your records accordingly.

<u>OLD NO.</u>	<u>NEW NO.</u>	<u>NAME</u>
31-0330 T.800	31-0372	Samuel W. Jundholm (31-BW)

MICROFILMED

January 23, 1953

Messrs. Albaugh, Bloem, Bernard & Smith
Box 428
Idaho Falls, Idaho

ATT: Mr. John L. Bloem

Dear Mr. Bloem:

We enclose Transfer Certificate No. 800 in the name of Samuel E. Lundholm, issued in accordance with his application to change the place of use of subterranean water to the NW $\frac{1}{4}$ Section 35, and the NE $\frac{1}{4}$ Section 34, Township 7 North, Range 35 East, B.M.

We also enclose departmental receipt No. 25449 for the \$1.00 recording fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

A:fg

Enc.

cc: Mr. Elvin W. Henninger

RECORDED

RALPH L. ALBAUGH
JOHN L. BLOEM
GEORGE L. BARNARD
ARTHUR L. SMITH

P. O. BOX 428
TELEPHONE 326
OR 2354

LAW OFFICES OF
ALBAUGH, BLOEM, BARNARD & SMITH
SUITE 201-5 ROGERS BUILDING
IDAHO FALLS, IDAHO

RECEIVED
JAN 19 1953
Department of Reclamation

January 16, 1953

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

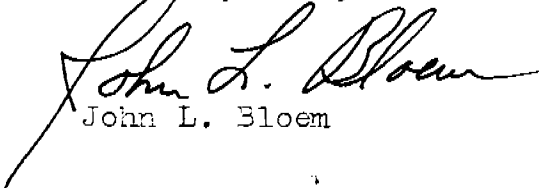
Dear Sir:

We have finally received the Affidavit of Publication regarding the Samuel W. Lundholm water transfer, and enclose the same herewith.

We trust you may now be able to issue the certificate.

Very truly yours,

ALBAUGH, BLOEM, BARNARD & SMITH


John L. Bloem

JLB:jb
Encl

RECEIVED

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,

County of Jefferson:

SS.

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

And affiant further says that said attached notice, advertisement or publication, as per clipping attached, was published in said newspaper, in the regular and entire issue thereof, and not in any supplement issue thereof, for Two consecutive issues thereof; first publication having been made on the

25th day of September, 1952

and last publication on the

2nd day of October, 1952

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

R. I. Jones

Subscribed in my presence and sworn to before me this 15th

day of Oct, 1952

(SEAL)

Hape B Jones

Notary Public for the State of Idaho,
Residence and P. O. Address: Rigby, Idaho.
My commission expires Jan 30, 1954

Publication Fee: \$ pd

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Samuel W. Lundholm, of Hamer, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean sources as follows: Amount: 3.0 cubic feet per second; Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 25, and NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 26, Township 7 N., Range 35 E. Place of Use: W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 25, E $\frac{1}{2}$ NE $\frac{1}{4}$, N-W $\frac{1}{4}$ SE $\frac{1}{4}$ section 26 and NW $\frac{1}{4}$ Section 35 Twp. 7 N. R. 35 E. S. 35 M.

Transfer to Point of Diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 25 and NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26, Township 7 N., Range 35 E. Place of Use: 2 cubic feet per second to NW $\frac{1}{4}$ Section 35 and 1 cubic foot per second to NE $\frac{1}{4}$ Section 34, Twp. 7 N. R. 35 E. S. 35 M.

And that on the 15th day of October 1952, at 10 o'clock A.M., at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULP,
State Reclamation Engineer.

January 10, 1953

Messrs. Albaugh, Bloem, Barnard & Smith
201 Rogers Building
Idaho Falls, Idaho

Attention- Mr. John L. Bloem

Dear Mr. Bloem:

Reference is made to your letter of
January 9th in regard to transfer application of
Samuel W. Ludholm.

We have not yet received the affidavit of publication, which you requested the
Rigby Star to send us in your letter of November
18th.

As soon as this affidavit is received,
we can issue certificate of transfer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

1/10/53

RALPH L. ALBAUGH
JOHN L. BLOEM
GEORGE L. BARNARD
ARTHUR L. SMITH

P. O. BOX 428
TELEPHONE 326
OR 2354

LAW OFFICES OF
ALBAUGH, BLOEM, BARNARD & SMITH
SUITE 201-S ROGERS BUILDING
IDAHO FALLS, IDAHO

January 9, 1953

RECEIVED
JAN 10 1953
Department of Reclamation

Re: License No. 17543

MR. MARK P. KULP
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

On December 12 we wrote you concerning the transfer of water write of Samuel W. Lundholm, in answer to which you requested the Affidavit of Publication and \$1.00 recording fee.

On December 18 we forwarded you our check for \$1.00 together with a copy of a letter to The Rigby Star requesting that they send you the Proof of Publication. To date we have heard nothing further.

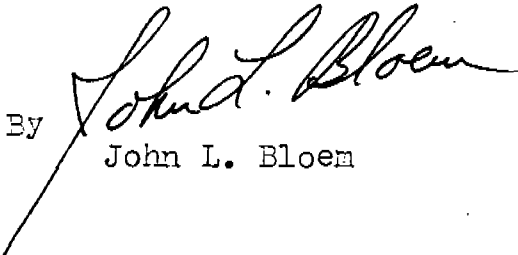
Mr. Lundholm is trying to obtain a loan on his place, which is being held up until the water right can be established. Please advise us if there is anything further we should do to accelerate this matter.

Very truly yours,

ALBAUGH, BLOEM, BARNARD & SMITH

JLB:s

By


John L. Bloem

RECORDED
INDEXED

LAW OFFICES OF
ALBAUGH, BLOEM, BARNARD & SMITH
SUITE 201-5 ROGERS BUILDING
IDAHO FALLS, IDAHO

RECEIVED
DEC 19 1952
Department of Reclamation

December 18, 1952

Re: Water License No. 17543
S. W. Lundholm

THE RIGBY STAR
Rigby
Idaho

Gentlemen:

Last September you published a notice of transfer of water right for S. W. Lundholm, a clipping of which is enclosed.

We are unable to locate the Proof of Publication of this notice, and were wondering if you could make a new one and mail it direct to Mark R. Kulp, State Reclamation Engineer, Boise, Idaho.

Very truly yours: JLB

ALBAUGH, BLOEM, BARNARD & SMITH

JLB:s
Enc-Clipping

By

John L. Bloem
John L. Bloem

cc-State Reclamation Engineer

December 17, 1952

Messrs. Albaugh, Bloem, Bernard & Smith
Box 428
Idaho Falls, Idaho

ATT: Mr. John L. Bloem

Dear Mr. Bloem:

In answer to your letter of December 12, 1952, in which you inquired about the S. W. Lundholm application for transfer of water right, we wish to refer you to office letter of September 10, 1952, in which we stated that it would be necessary for you to furnish this department with an affidavit of publication from the Rigby Star, also the statutory fee of \$1.00 for recording same in this office.

Upon receipt of said affidavit and fee, we will immediately complete the transfer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:fg

RECEIVED
JAN 1 1953

RALPH L. ALBAUGH
JOHN L. BLOEM
GEORGE L. BARNARD
ARTHUR L. SMITH

P. O. BOX 428
TELEPHONE 326
OR 2354

LAW OFFICES OF
ALBAUGH, BLOEM, BARNARD & SMITH
SUITE 201-S ROGERS BUILDING
IDAHO FALLS, IDAHO

December 12, 1952

RECEIVED
DEC 15 1952
Department of Reclamation

Re: License No. 17543

MARK R. KULP
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

I had an occasion to use the
S. W. Lundholm file today, and note that we have
received no word as to the action taken on his
Application for Transfer or Water Right filed
last September.

Mr. Lundholm is borrowing on
his place and the loan company is requiring that
this be completed.

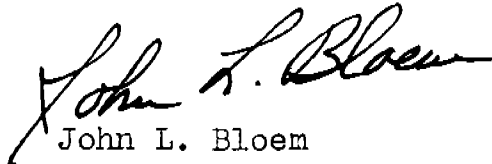
Please advise the present
status.

Very truly yours,

ALBAUGH, BLOEM, BARNARD & SMITH

JLB:s

By


John L. Bloem

RECEIVED
DEC 15 1952

September 10, 1952

Messrs. Albaugh, Bloem, Barnard & Smith
Box 428
Idaho Falls, Idaho

ATT: Mr. John L. Bloem

Dear Mr. Bloem:

Under this date, we have mailed to the Rigby Star, newspaper at Rigby, Idaho, notice of publication in connection with a transfer of water right in the name of Samuel W. Lundholm of Hamer, Idaho.

It will be necessary to furnish affidavit of publication from the newspaper. Also, there is a \$1.00 fee for recording to be paid this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:fg
cc: Mr. Samuel W. Lundholm

RECEIVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise

Date September 10, 1952

**The Rigby Star,
Rigby, Idaho.**

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to **October 3, 1952** the date set for the hearing, the expense of the publication to be paid by the applicant, **Samuel W. Lundholm. Hamer, Idaho.**

to whom you should furnish proof of publication on or prior to the date set for the hearing.

Please acknowledge receipt of this notice, and furnish this department with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By Roy.W.Thompson,
Supervisor of Water Distribution,

Notice Of Proposed Transfer Of Water Right

Notice is hereby given that Samuel W. Lundholm,
of Hamer, Idaho. has applied to the State Reclamation Engineer
of the State of Idaho for a certificate authorizing him to change the ~~point of diversion~~
~~and~~ place of use of the waters of Subterranean sources

as follows: Amount: 3.0 cubic feet per second,
and NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 26
Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25, Township 7.N.,
Range 35.E. Place of Use:
W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 25, E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{2}$ SE $\frac{1}{4}$ section 26 and NW $\frac{1}{2}$ Section 35
Twp. 7.N. R. 35.E. B.M.

Transfer to
Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25 and 6NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26
7.N.,
Range 35.E. Place of Use:
2 cubic feet per second to NW $\frac{1}{4}$ Section 35 and 1. cubic feet per second
to NE $\frac{1}{4}$ Section 34, Twp. 7.N. R. 35.E. B.M.

And that on the 3rd, day of October 1952,
at 10 o'clock A M., at Room 107, State House, Boise Idaho.
before the State Reclamation Engineer, or his authorized agent, the opportunity will be
given to any and all persons to appear and present, for his consideration any reason or rea-
sons why a certificate should not be issued authorizing such transfer.

MARK. R. KULP.
State Reclamation Engineer.

RALPH L. ALBAUGH
JOHN L. BLOEM
GEORGE L. BARNARD
ARTHUR L. SMITH

P. O. BOX 428
TELEPHONE 326
OR 2354

LAW OFFICES OF
ALBAUGH, BLOEM, BARNARD & SMITH
SUITE 201-S ROGERS BUILDING
IDAHO FALLS, IDAHO

August 21, 1952

RECEIVED
AUG 23 1952
Department of Reclamation

Re: Permit 17543

MR. MARK R. KULP
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

Enclosed you will find the application of Samuel W. Lundholm for change of place of use of water right.

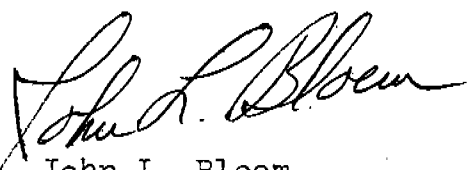
I presume you have forms for giving notice of this application, as provided in Section 42-222, Idaho Code.

Very truly yours,

ALBAUGH, BLOEM, BARNARD & SMITH

JLB:s
Enc-1

By


John L. Bloem



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

MAY 15, 1997

CARL W LUNDHOLM
1806 N 2000 E
HAMER ID 83425

RE: CHANGE IN ADDRESS FOR A31-00335A, -00372,
-04009, -07261

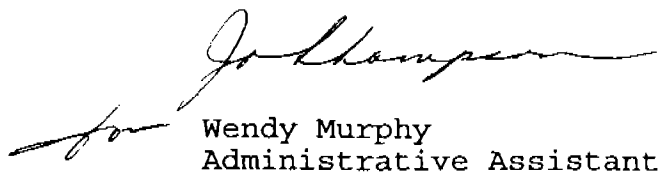
Dear Mr. Lundholm:

Your Eastern Water Measurement District bill was recently returned to our office because there was an old address on file. I have updated my records with information obtained from the phone book, but my original information came from the records of the Snake River Basin Adjudication (SRBA).

I have enclosed the change of address form the SRBA uses to change their records. I recommend that you complete this form and return it to Jo Thompson, Department of Water Resources, 900 N Skyline Dr.; Idaho Falls, ID 83402, so that all future correspondence regarding your water right is mailed to the correct address.

Please do not hesitate to contact this office if you have any questions regarding this matter (525-7161).

Respectfully submitted,


Wendy Murphy
Administrative Assistant

Enclosure

Water District #31

Box 33
Dubois, Idaho 83423
(208) 374-5230

Donald W. Shenton
Watermaster

1-19-83

Memo

Kent.

I have talked to Carl Jendholm about some water matters.

In our conversation he was concerned about his high ditch losses from his pump to his place of use.

I have on record in my office where these losses range approximately 50 per cent.

If he needs statements or legal documents to help him out and better his position as a water user I would be glad to accommodate.

Donald W. Shenton

MICROFILMED
NOV 17 1992