

Water Right Number - X36-07562D Prefix Translation: XFER OF RECOM. CLAIM Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

KECK KENNETH L 1 - RT 2 BOX 2186
2 - BOB BARTON HWY
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-536-2135

KECK JO ANN 1 - RT 2 BOX 2186
2 - BOB BARTON HWY
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-536-2135

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +

01/21/1974 ERROR IN REGION L - LICENSE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +

GROUNDWATER

+ - - - - Point of Diversion - - - - - +

TwN Rng Sec Tract Lot RFlg County

08S 15E 26 SE SE SE (47) GOODING

+ - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

04 - STOCKWATER 01/01 12/31 0.100 20.00
10 - COMMERCIAL 01/01 12/31 0.020 4.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +

0.120 24.00 0.0

+ - - - - Place of Use - - - - - +

TwN Rng Sec Tract Lot Acres Code Description County

08S 15E 26 SE SE 04 STOCKWATER (47) GOODING
08S 15E 26 SE SE 10 COMMERCIAL (47) GOODING

Total Acres:

+ - - Diversion Means - 5 HP PUMP TO WATERING TROUGHS AND AUTOMATIC WASHING SYSTEM.

+ - - Non-Irrigation Use - S/400 DAIRY, 300 RANGE CATTLE; C/DAIRY

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 36-07562A & 36-07622

PURSUANT TO APPROVED TRANSFER NO. 4293:
1. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED

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Water right number - X36-07562D

Prefix Translation: XFER OF RECOM. CLAIM

+ - - - - Remarks - - - - - +

- WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
2. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
 3. THE CHANGE APPROVED BY THIS TRANSFER IS SUBJECT TO THE TERMS OF THE COURT'S FINAL DECREE OF THIS RIGHT IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.
 4. STOCKWATER USE IS FOR 400 DAIRY AND 300 RANGE CATTLE.
 5. COMMERCIAL USE IS FOR A DAIRY.

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 12/17/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS
KECK OWNS SE1/4, SE1/4 AND WRIGHT OWNS NE1/4, SE1/4 OF SEC. 26

T. 8S, R. 15E.

THE PROPERTY THAT MR. KECK NOW OWNS. MR. WRIGHT HAS CLAIMED THE
PROPERTY--A36-07562A.

THIS CLAIM IS FOR THE PORTION OF THE LICENSE THAT PERTAINS TO
10 ACRE PORTION OF THE LICENSE THAT PERTAINS TO PART OF HIS

Date: 02/07/1995 User Id: JROBERTS Subject: SPLIT/AMENDED/TRANSFER

This right is a portion of 36-07562B which was split and amended pursuant to approved Transfer No. 4293. jr

+ - - Audit Fields - - +
02/07/95 JROBERTS

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 05/27/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

✓ Carter
Southern AJ

TRANSFER OF WATER RIGHT

TRANSFER NO. 4293
WATER RIGHT NO. 36-07562D

This is to certify that: **KENNETH L KECK**
RT 2 BOX 2186
BOB BARTON HWY
WENDELL ID 83355

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.10 CFS	20.0 AF
COMMERCIAL	01/01 to 12/31	0.02 CFS	4.0 AF
	Totals	0.12 CFS	24.0 AF

SOURCE

GROUNDWATER

Priority: 01/21/1974

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 26, Township 08S, Range 15E
GOODING County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08S 15E 26 SESE

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. The change approved by this transfer is subject to the terms of the court's final decree of this right in the ongoing Snake River Basin Adjudication.

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TRANSFER NO. 4293
WATER RIGHT NO. 36-07562D

CONDITIONS/REMARKS:

- *4. Stockwater use is for 400 dairy and 300 range cattle.
- *5. Commercial use is for a dairy.

Dated this 13th day of June, 1994.


Chief, Water Alloc. Bureau

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APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Kenneth L. Beck Phone 336-2135
Post Office address Pt 2, Box 2186, Bob Barton Hwy, Wendell ID 83355

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☐ Change period of use ☒ Other Split right.
2. Describe the reason for the proposed changes We want to dry up enough irrigated acres
to add 400 milking and 300 heifers and dry cows to our dairy. 36-10215
covers our current operation.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|---|-----------|-----------------------|------------------|---------------|
| 36-7562 | 1-21-1974 | .10 | Stockwater | 1-1 to 12-31 |
| | | .02 | Commercial | 1-1 to 12-31 |
| | | | | to |
| | | | | to |
| 2. Total amount of water being transferred <u>0.12</u> cubic feet per second and/or <u>24</u> acre-feet per annum | | | | |
| 3. Source of water <u>Groundwater</u> : tributary to | | | | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

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Total acres

PART 1

6. General Information:

a. Description of diversion system Well with 5 hp pump to watering troughs and an automatic washing system.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

6 acres will be dried up. The remaining 30 acres will continue to be irrigated with a center pivot and hand lines.

d. Remarks:

See attached dairy worksheets.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 36-07562B issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 1-21-1974

5. Water is used for the following purpose:

amount .72 for Irrigation purposes from 4-1 to 10-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .72 cubic feet per second and/or 144 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	SE	26	8S	15E	Gooding	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8S	15E	26																36	36

Total acres 36
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9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .12 for Irrigation purposes from 4-1 to 10-31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	SE	26	8S	15E	Gooding	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	15E	26																6	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount .60 for Irrigation purposes from 4-1 to 10-31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

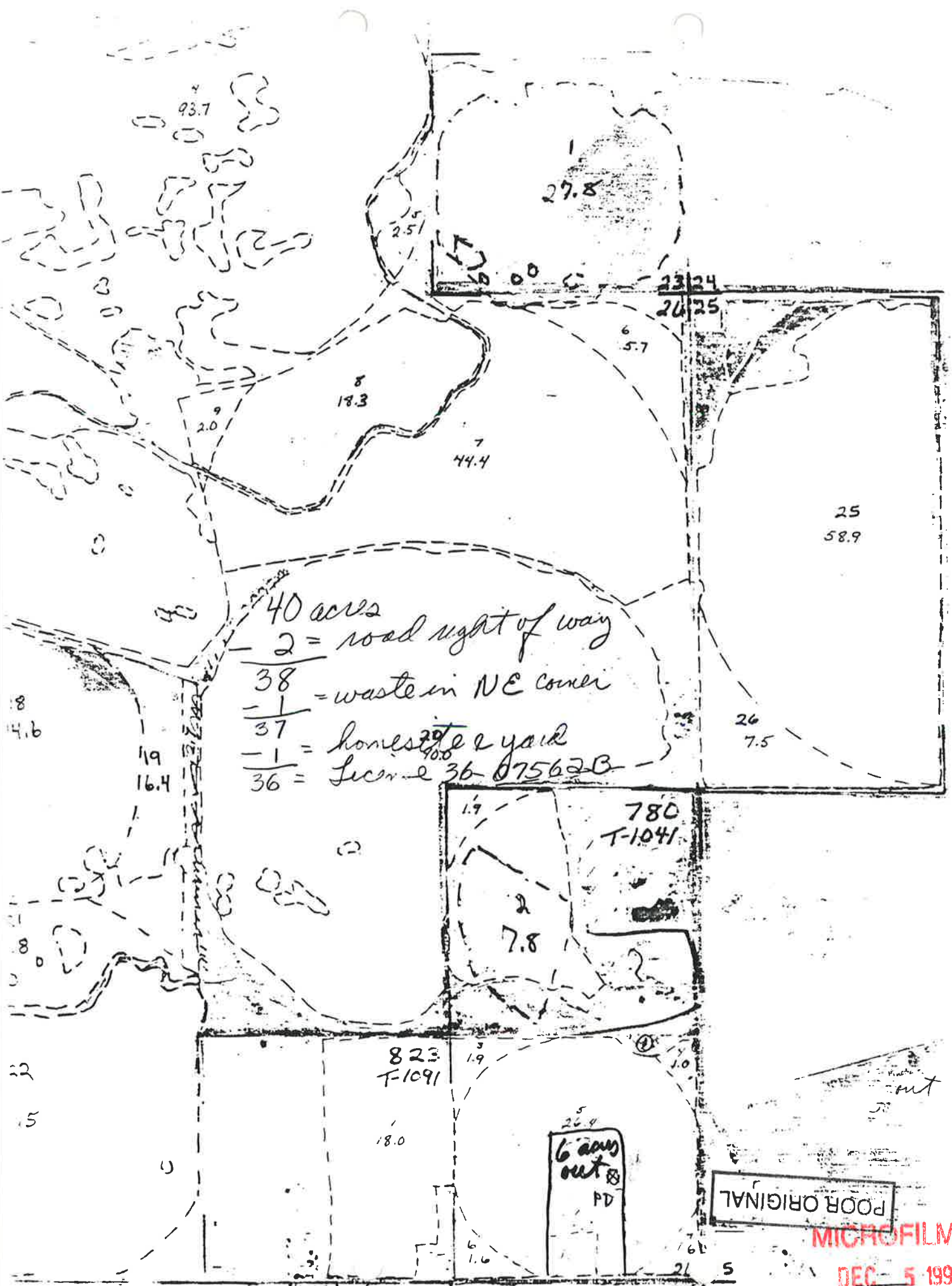
Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	SE	26	8S	15E	Gooding	

3. Lands irrigated or place of use:

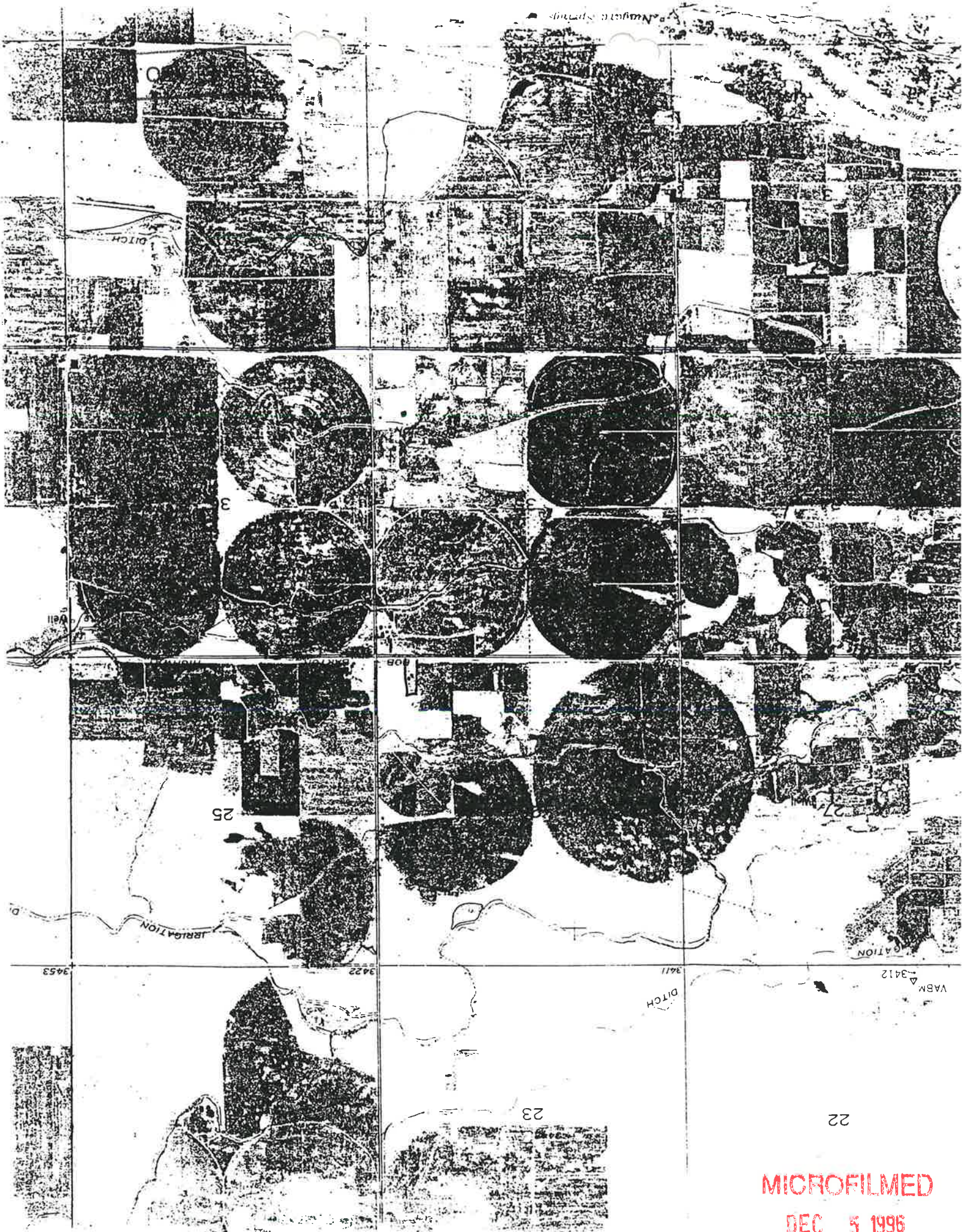
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	15E	26																30	30

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Total acres DEC 5 1996



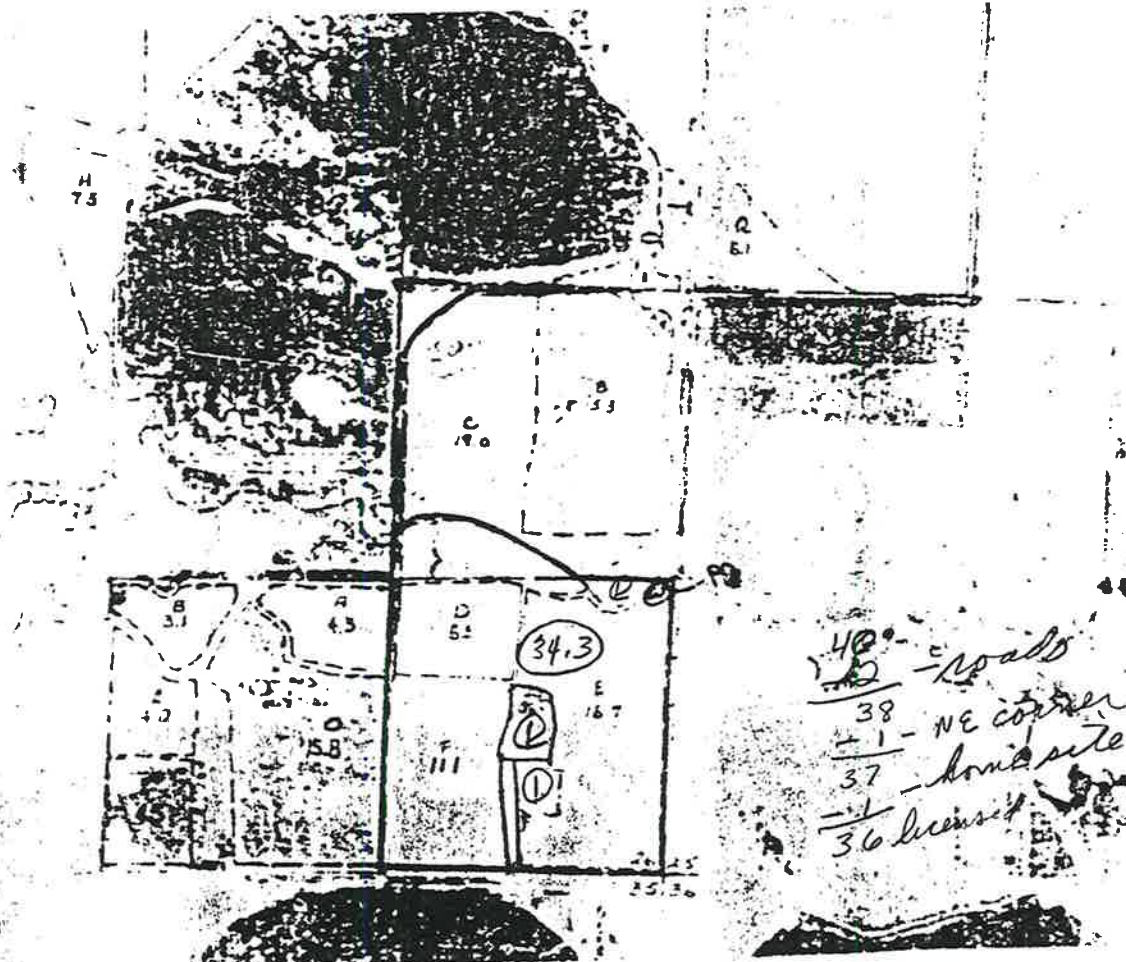
POOR ORIGINAL
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DEC 5 1996

GINAL

POOR ORIGINAL



Point(s) of diversion: SF SE Sec 26 Twp 8s Rge 15E

Place(s) of Use

[illegible]

Recommended Amendments:

Change P.C. as reflected above

2. Add P.D. as reflected above

None

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RECEIVED

Transfer No. 4293

PART 3 JAN 19 1994

B. CHANGES IN NATURE OF USE

Department of Water Resources

1	New Nature of Use	Amount (cfs/ac-ft)	Seasonal Flow (days/year)	Period of Use
	<u>Stockwater</u>	<u>.10 cfs</u>	<u>2 mil/yr / 365/yr</u>	<u>1-1</u> to <u>12-31</u>
	<u>Commercial</u>	<u>.02 "</u>	<u>" 365</u>	<u>1-1</u> to <u>12-31</u>

2. Quantity and quality of return flows and location of discharge:

Waste water will drain to a pond and then distributed by center sprinklers to fields.

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Kenneth P. Kicks

(Signature of Applicant)

Subscribed and sworn to before me this 12th day of January, 1994.

Quincy Giovanni

(Notary Public)

My commission expires 7/18/95

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 3 attachments

Received by MTS Date 1-18-94 Protest filed by _____

Prelim. check by JA Fee \$30 _____

Receipted by MTS (5016482) Date 1-18-94 _____

Published in Gooding Co Leader Copies of protest forwarded by _____

Pub. dates 2/23 & 3/2/94 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

15E.

8S

26

P/P/D & P/U.

SCALE: 2 inches equal 1 mile. Draw plan in ink.

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INFORMATION REQUIRED TO USE THE DAIRY LOTUS PROGRAM

PERMIT NO 36-7562B
 EXAMINER _____
 DATE _____

REQUIRED DAIRY DATA

Number of Milking Cattle ----- 600 } total
 Number of Nonmilking Cattle ----- 300 }
 Type of Lagoon
 if aerobic; determine surface area in acres
 _____ ft by _____ ft by _____ ft deep -- _____
 if anaerobic; enter zero ----- 0
 Evapotranspiration Factor for Area (AC-FT/AC-YR) ----- 1
 Method of Washing
 if manual cow washing; ----- enter 1
 if automatic washing; ----- enter (2)
 if sprinkler system to wash cows
 and flush holding pen ----- enter 3 = _____
 Number of Milkings per Day ----- 2

Comments _____

INFORMATION REQUIRED FOR THEORETICAL FLOW ESTIMATION (IF NECESSARY)

1 1/2 min

	Pump 1	Pump 2	Pump 3
Pump Horsepower (HP)	<u>5</u>	_____	_____
Lift (FT)	<u>120</u>	_____	_____
Discharge Pressure (PSI)	<u>50</u>	_____	_____
Friction Losses (FT)	_____	_____	_____

Comments _____

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T # 4293

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO.

Notice is hereby given that KENNETH L. KECK of Wendell, ID has applied to the Department of Water Resources to add a Point of Diversion and change the nature of use for the following described water right(s) pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4293.

The purpose of this change is to dry up enough irrigated acres to increase dairy herd size by 400 milkers and 300 dry stock.

WATER RIGHT AS RECORDED:

Water Right No. 36-07562B

Basis: license

Date of Priority: 01/21/1974

Source: groundwater

Amount: .72 cfs

Use: irrigation from 04/01 to 10/31

Point of Diversion: NESESE, S26, T08S, R15E; Gooding County.

Place of Use: 36 acres within SESE, S26, T08S, R15E; Gooding County.

A claim has been filed in the Snake River Basin Adjudication.

WATER RIGHT NO. 36-07562B TO BE CHANGED by moving a portion (.12cfs) to an existing point of diversion within SESESE, S26, T08S, R15E; Gooding County.

Any protest against approval of the proposed change of water right application must be filed with the Applicant and the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before March 7, 1994.

T. J. Higginson
R. Higginson, Director

Published in Gooding County Leader on 2/16 & 2/23/94.

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Reck Transfer 36-07562B

Need to cover:

Total volume - 34.6 ofa for 900 hd (600+300)

Volume:

Stockwater: 900 hd = 28 ofa

Commercial 6.5 ofa

34.5 ofa

Less volume covered under 36-10215-

Stockwater = 28 ofa - 7.8 = 20.2 ofa

Commercial 6.5 - 2.5 = 4 "

Total volume needed by transfer = 24.2 ofa

$24.2 \div 4 = 6$ acres dredged up (5+1)

Dredging rate:

$.72 \div 36 = .02$ cfs/acre

Stockwater: 5 acres $\times .02$ cfs = .10 cfs

Commercial 1 " " " " = .02 cfs

.12 cfs

Consumptive use:

Need 3.5 ofa

6 acres provide $6 \times 3 = 18$ ofa

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T-12-13

RECEIVED
MAR 9 1982
Department of Water Resources
Boise Southern District Office

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License Water Right No. 36-7562 Priority January 21, 1974 Amount 0.92 cfs

THIS IS TO CERTIFY, that Kenneth L. &/or JoAnn Keck
of Wendell, Idaho, has complied with the terms and conditions of Permit
No: 36-7562 issued pursuant to Application for Permit dated January 21, 1974,
and has submitted proof to the Department of Water Resources on June 1, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.81 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from March 15 to November 15</u>	<u>at 0.92 cfs</u>	<u>and 184.0 acre feet</u>
	<u>from _____ to _____</u>	<u>at _____ cfs</u>	<u>and _____</u>
	<u>from _____ to _____</u>	<u>at _____ cfs</u>	<u>and _____</u>

(both dates inclusive)

Subject, however, to the condition that no more than 0.92 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
184.0 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, Twp.
8S, Rge. 15E in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8S	15E	26													10			36	46

Total number of acres irrigated 46

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26th day of February, 19 82.

For the Director

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36-7562