

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 37-11387
Date Received: 9/23/1988
Receipt No: S002490
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

SPRING OF GLADNESS RANCH INC Phone: (208)324-4828

PO BOX 102
JEROME ID USA 83338

2. Date of Priority: 06/01/1950

3. Source: GROUND WATER , GROUND WATER Trib. to: ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	18E	12	NW NE SW	BLAINE	
01S	18E	12	SE SW SW	BLAINE	

5. Description of diverting works:

ONE ARTESIAN WELL W/CONTROL VALVES, DITCHES, GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	06/15	09/15	2.56	
STOCKWATER	01/01	12/31	0.05	

7. Total Quantity Appropriated is:
2.56 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
----------	-------	---------	----------------	-----	-------

01S	18E	11	SE	SE	IRRIGATION	13
					Section Acres	13
01S	18E	12	NW	SW	IRRIGATION	35
			SW	SW	IRRIGATION	36
			NE	SW	IRRIGATION	39
			SW	NE	IRRIGATION	40
			NE	SW	STOCKWATER	
					Section Acres	150
					Total Acres	163

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

WELLS WERE DEVELOPED IN THE WINTER OF 1949, BUT WERE NOT USED UNTIL THE FOLLOWING YEAR. WELLS TIE INTO THE DITCH SYSTEM USED FOR IRRIGATION WITH DECREED STREAM RIGHTS. WELLS ARE TURNED ON WHEN SURFACE RIGHTS ARE CUT BACK. STOCK DRINK FROM A TROUGH AT EACH WELL.

***** 1/25/96, TF; CLAIM AMENDED PURSUANT TO APPROVED TRANSFER 3495 (TRANSFER APPROVED 1/30/90 BUT NOT DATA ENTERED): APPROVAL OF THIS TRANSFER IN NO WAY CONFIRMS THE RIGHT CLAIMED. *****

11-9-2005, DJ: Claim amended to add SWNE S12 to irrigated POU.

15. Basis of Claim: Beneficial Use

AMENDED 37-11387

**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 FORM
THE SNAKE RIVER BASIN WATER SYSTEM**

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

RECEIVED
NOV 03 2005
Department of Water Resources
Southern Region

Please type or print clearly

1. Name of Claimant (s) Spring of Gladness Ranch, Inc. Phone (208) 731-8830
Mailing Address P.O. Box 102, Jerome, Idaho Zip 83338
2. Date of Priority (Only one (1) per claim) 06/01/1950
3. Source of water supply (a) Ground Water
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 01S Range 18E Section 12,
SE 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Blaine
Additional points of diversion if any: 01S18E12NW NESW
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.),
Including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed
and as enlarged and the depth of each well. Wells flow into existing ditches and sprinklers that irrigate the POU the
Wells are turned on when surface rights are cut back. Stock drink from a trough at each well.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 06/15 to 09/15 amount 2.56 or _____

For Stockwater purposes from 01/01 to 12/31 amount 0.05 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.56 (cfs) and / or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses, described fully (e.g. Domestic: list number of households served; Stockwater: type and number of livestock, etc.) Stockwater: stock drink from troughs at each well

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	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	
01S	18E	11																13	13
		12			40						39,S	35	36						150

Total number of Irrigatable acres 163

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes XX No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
37-105A, 37-11387, 37-11390, 37-11394 Or None ☐

14. Remarks:

Last Name _____ Ident. No. _____
15. Basis of Claim (check one) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number 37-11387

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Chas E. Hordley Date 10-31-05
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Of _____ Title _____
_____ that I have signed the foregoing
Organization

Document in the space below as _____ of _____
Title _____ Organization

And that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

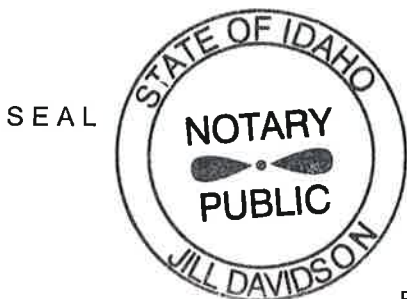
State of Idaho / or _____)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 31st day of October, 20 05.

Notary Public Jill Davidson

Residing at Twin Falls

My Commission Expires November 18, 2010



Please Print Name

17. **Notice of Appearance:**

Notice is hereby given that I, _____ will be acting as attorney at law on behalf Of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

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: A37-11387
Date Received: 9/23/1988
Receipt No: S002490
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SPRING OF GLADNESS RANCH INC 208-324-4828
Address: P O BOX 102
JEROME ID 83338

2. Date of Priority: JUN 1, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	18E	12	NW	NE	SW		BLAINE
			SE	SW	SW		BLAINE

5. Description of diverting works:

ONE ARTESIAN WELL W/CONTROL VALVES, DITCHES, GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	06/15	09/15	2.560		
STOCKWATER	01/01	12/31	0.050		

7. Total Quantity Appropriated is:

2.560 C.F.S. (and/or) 430.50 A.F.A.

8. Total consumptive use is 307.5 Acre Feet Per Annum.

9. Non-irrigation uses:

LIVESTOCK/150 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	18E	11	SE	SE		IRR	13.0

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	13.0
		12	NE	SW	IRR	39.0
			NE	SW	STOCK	
			NW	SW	IRR	35.0
			SW	SW	IRR	36.0
					Section Acres	110.0
					Total Acres	123.0 ✓

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-0104, 0105, 0892 PART

14. Remarks:

WELLS WERE DEVELOPED IN THE WINTER OF 1949, BUT WERE NOT USED UNTIL THE FOLLOWING YEAR. WELLS TIE INTO THE DITCH SYSTEM USED FOR IRRIGATION WITH DECREED STREAM RIGHTS. WELLS ARE TURNED ON WHEN SURFACE RIGHTS ARE CUT BACK. STOCK DRINK FROM A TROUGH AT EACH WELL.

1/25/96, TF; CLAIM AMENDED PURSUANT TO APPROVED TRANSFER 3495
(TRANSFER APPROVED 1/30/90 BUT NOT DATA ENTERED):
APPROVAL OF THIS TRANSFER IN NO WAY CONFIRMS THE RIGHT CLAIMED.

15. Basis of Claim: BENEFICIAL USE



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

February 22, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

SPRING OF GLADNESS RANCH INC
PO BOX 102
JEROME ID 83338

RE: Amendment of SRBA Claim #A37-11387

Dear Claimant:

Pursuant to the approval of Transfer No. 3495, the above referenced Notices of Claim in the Snake River Basin Adjudication have been amended to conform with the transfer. The transfer was approved January 30, 1990, but your Adjudication claims were never amended to conform to the transfer. Please find enclosed a printout of the way your claim records have been modified. Please look the modified records over carefully to be sure they correctly reflect your intended change. If you have questions please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Trish Fawcett".

Trish Fawcett
Technical Records Specialist

Enc.

MICROFILMED
NOV 27 1996

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: A37-11387
Date Received: 9/23/1988
Receipt No: 5002480
Received By: J

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SPRING OF GLADNESS RANCH, INC. 208-324-4828
Address: P. O. BOX 102
JEROME, ID 83338

2. Date of Priority: JUN 01, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	18E	12	NE	NE	SW		BLAINE
			NW	NE	SW		BLAINE

5. Description of diverting works:
TWO ARTESIAN WELLS W/CONTROL VALVES, DITCHES, GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/15	09/15	2.560		
STOCKWATER	09/15	05/01	0.050		

7. Total Quantity Appropriated is:
2.560 C.F.S. (and/or) 370.40 A.F.A.

8. Total consumptive use is 370.4 Acre Feet Per Annum.

9. Non-irrigation uses:
LIVESTOCK/150 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	18E	11	SE	SE		IRR	13.0

Section Acres 13.0

A37-11387

Page 1

Date: 09/23/88

MICROFILMED

FEB 25 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	18E	12	NE	SW		IRR	39.0
			NE	SW		STOCK	
			NW	SW		IRR	35.0
			SW	SW		IRR	36.0
						Section Acres	110.0
						Total Acres	123.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-0104, 0105, 0892 PART

14. Remarks:

WELLS WERE DEVELOPED IN THE WINTER OF 1949, BUT WERE NOT USED UNTIL THE FOLLOWING YEAR. WELLS TIE INTO THE DITCH SYSTEM USED FOR IRRIGATION WITH DECREED STREAM RIGHTS. WELLS ARE TURNED ON WHEN SURFACE RIGHTS ARE CUT BACK. STOCK DRINK FROM A TROUGH AT EACH WELL.

15. Basis of Claim: BENEFICIAL USE

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 X 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): John D. M. Sings Date: 23 Sept 1988
_____ Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of September 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id
My Commission Expires 6-30-94



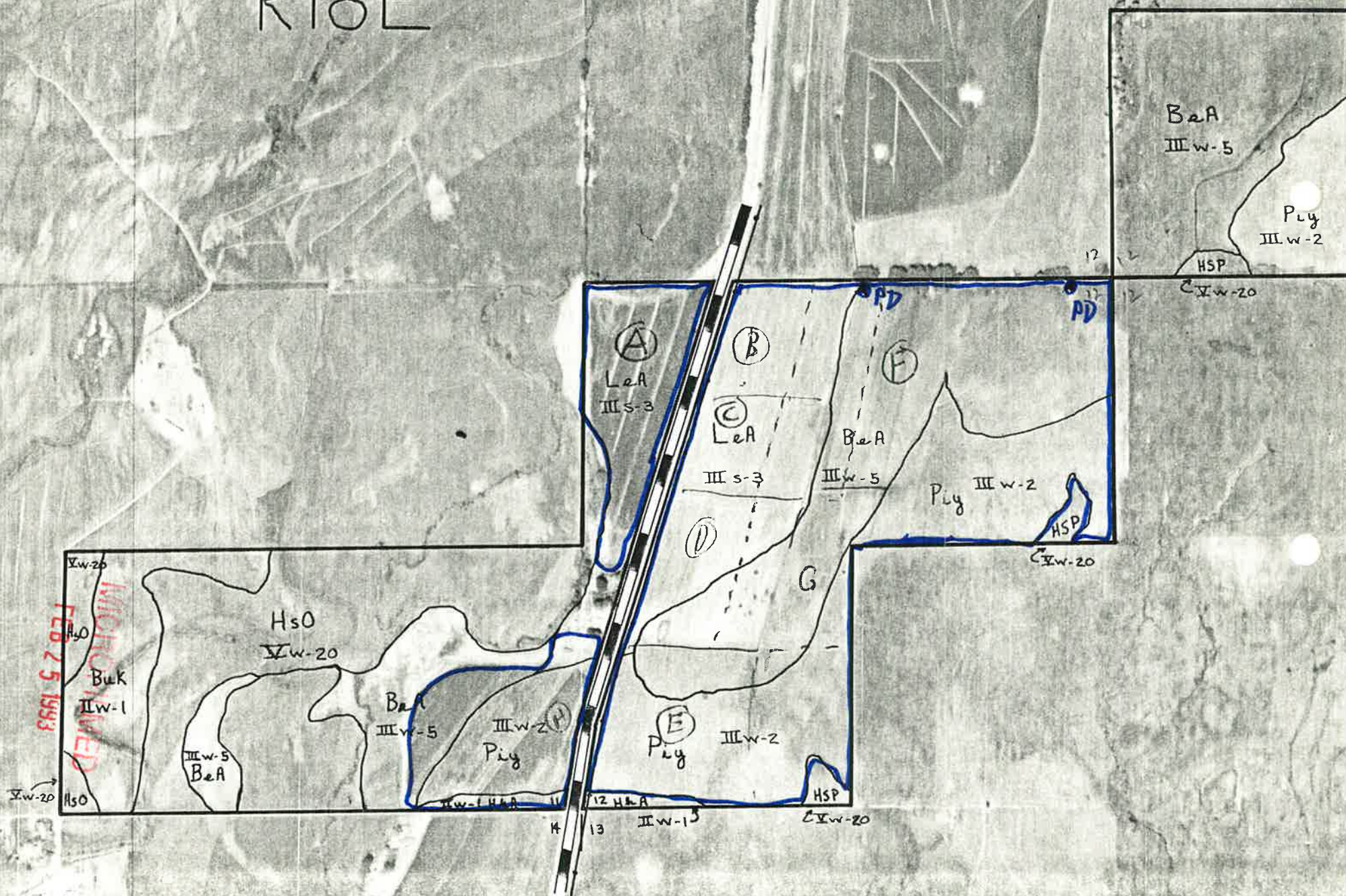
S.C. DISTRICT AND AGENCIES COOPERATING IN SOIL SURVEY

OWNER.....
OPERATOR MIKE MCGONIGAL
BLAINE
COUNTY.....

IDaho
STATE.....

FARM NO..... DATE 9-74
SCALE 8" = 1 mi. ACRES 280
PHOTO NO..... APPROXIMATE APPROXIMATE

R18E



12/22/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-11387

NAME AND ADDRESS: SPRING OF GLADNESS RANCH INC
PO BOX 102
JEROME ID 83338

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

QUANTITY: 2.560 CFS
504.000 AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1950

POINT OF DIVERSION:

T01S R18E S11 NESESE Within BLAINE County

T01S R18E S12 NWNESW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.560 CFS 504.00 AFY
STOCKWATER	01/01 12/31	0.050 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01S R18E S11	SESE	21.00	T01S R18E S12	SWNE	39.00
T01S R18E S12	NESW	12.00	T01S R18E S12	NWSW	35.00
T01S R18E S12	SWSW	37.00			

STOCKWATER in BLAINE County

T01S R18E S11	SESE	T01S R18E S12	NESW
---------------	------	---------------	------

144 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 144 acres in a single irrigation season. Combined Right Nos.: 37-104, 37-105A, 37-11394 and 37-11387.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is

not a determination of historical beneficial use.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 150 range cattle.



Idaho Department of Water Resources

SRBA Recommendation:

37-11387

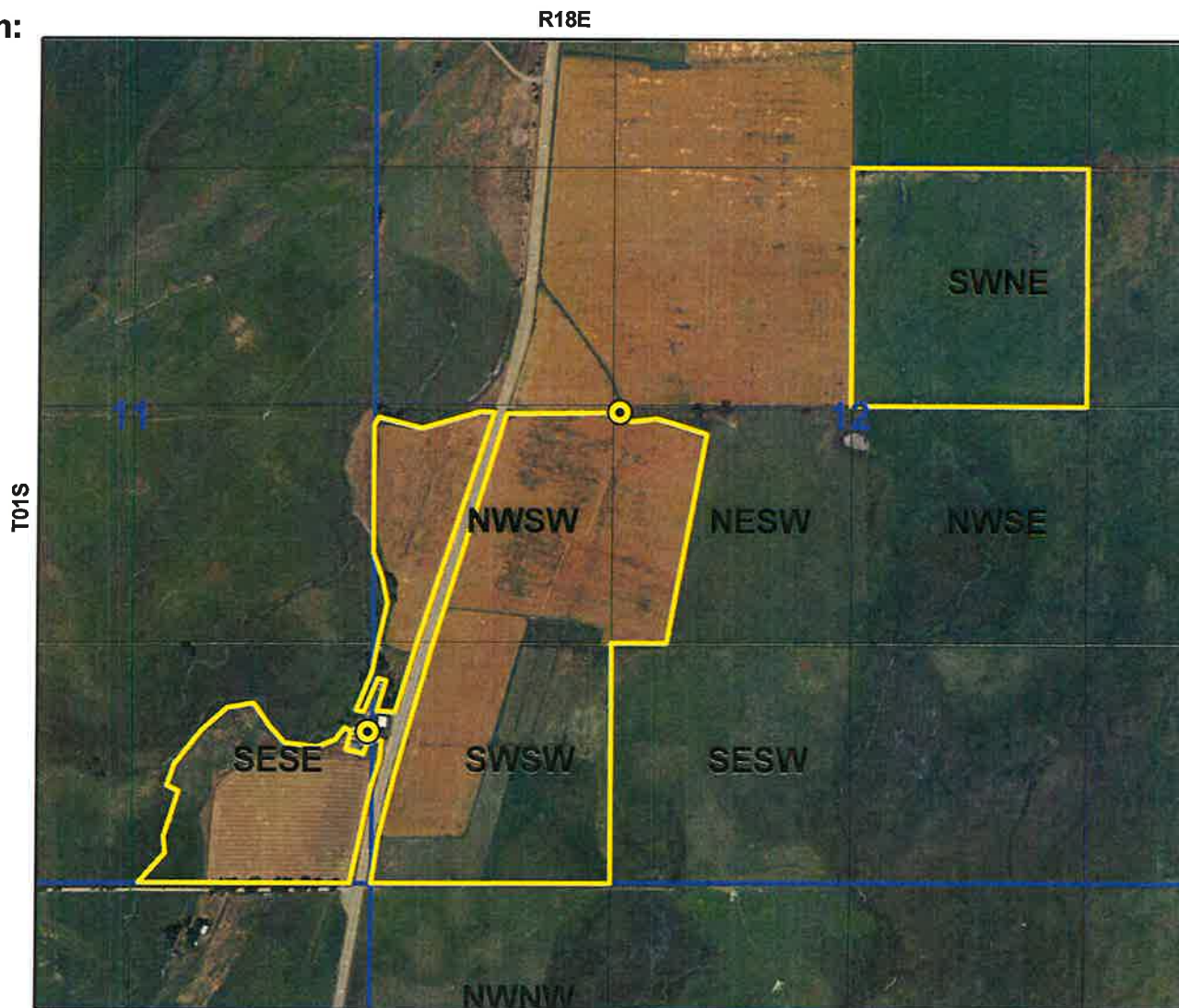
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.4 0.8 Miles

Owner: Spring Of Gladness Ranch Inc

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

Prepared by A. Merritt
On Friday, December 22, 2006
2004 Aerial Photography



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED
DEC 21 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

December 21, 2006

Mr. Allen Merritt
Southern District
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301

Re: Spring of Gladness Ranch Affidavit

Allen,

Enclosed is an affidavit from John McGonigal showing proof of priority date for the spring appurtenant to 37-11390, as well as proof of irrigation to the 40 acre parcel located in the SW ¼ NE ¼ SEC.12 T.01S R.18E appurtenant to 37-104, 37-105A, 37-11387, and 37-11394. Enclosed is a map of the Spring of Gladness map showing the 1987 infrared photo with a hand drawing depicting how water gets to the above described 40 acres. Please don't hesitate to call either Chuck Sr. or myself with comments or questions, thanks.

Sincerely,

Zach Latham, Hydrologist

Enclosures

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

RECEIVED
DEC 21 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF WATER USE	)	COMMENTS AND
ON THE FARM NOW KNOWN AS THE SPING OF	)	EVIDENCE OF
GLADNESS RANCH, BELLEVUE, ID AND WATER	)	JOHN MCGONIGAL
RIGHTS 37-11390, 37-11387, 37-104, 37-105A,	)	
37-11394	)	

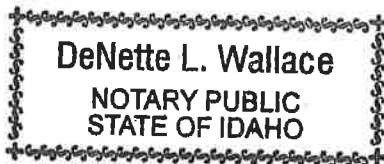
COMES NOW, JOHN MCGONIGAL, and provides the following comments and evidence in this matter:

1. I was born on the Spring of Gladness Ranch, Blaine County ID, on October 18th, 1933. The Spring of Gladness Ranch is located in Township 01S, Range 18E, Sec.11 and Sec.12.
2. The Spring of Gladness Ranch has always been an irrigated farm. I assisted my father in changing irrigation water in a pasture west of the house, out of a spring in the SE ¼, Sec.11, T.01S R.18E. To the best of my recollection, I began helping my father irrigate the afore mentioned pasture when I was 6 years old. My father diverted irrigation water out of the spring using canvass diversion dams for flood irrigation of the pasture.
3. The 40 acre parcel of the Spring of Gladness Ranch located in SW ¼, NE ¼, Sec.12, T.01S R.18E has been irrigated since 1881 when my grandfather homesteaded the Spring of Gladness Ranch. Water delivered through the bypass canal intersects a east-west running canal, and flows west into a pumping station located in the NW ¼, SW ¼, Sec.11, T.01S R.18E . Water is then pumped to the east through a mainline for ½ a mile, turns north in the middle of Sec. 12, and is able to irrigate the 40 acre parcel in the SW ¼, NE ¼, Sec.11, T.01S R.18E of the Spring of Gladness Ranch.

DATED this 21 day of December, 2006.

John McGonigal
John McGonigal

SUBSCRIBED and SWORN to before me this 21st day of December, 2006



DeNette L. Wallace

NOTARY PUBLIC

Residing at: Idaho Falls, ID

My Commission Expires: 8/16/2012



Figure #2: Spring of Gladness Ranch Amended Claims

1987 AERIAL PHOTO
Township 01S, Range 18E

BROCKWAY ENGINEERING, PLLC.
DTN 10/31/05)

RECEIVED

DEC 21 2008

DEPT. OF WATER RESOURCES
SOUTHERN REGION

-  Sections
-  t01s18e
-  irrigated areas
-  POD's





BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

October 31, 2005

Mr. Doug Jones
Southern District
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301

RECEIVED
NOV 03 2005
Department of Water Resources
Southern Region

RECEIVED
NOV 16 2005
Department of Water Resources

RE: Amended Claims for John McGonigal (Spring of Gladness)

Dear Doug:

Enclosed are two amended claims for John D. and Rosemary McGonigal and four amended claims for McGonigal's Spring of Gladness Ranch.

The amended claims for John & Rosemary McGonigal are being submitted to clarify the use of the water from Spring Creek and Willow Creek since the sale of part of the water right to Spring Creek Ranch (Davis) (see attached deed). When these rights were originally claimed they did not include the 88.8 irrigated acres appurtenant to these two amended claims. However, the original water rights (37-654 & 37-655) state that these areas were included within the rights. The water from Spring Creek and Willow Creek has been pumped (rediverted) to the high topographic areas within the area via two portable diesel pumps (see Figure 1). Since the 88.8 acres have never had an existing claim in the adjudication, \$89.00 has been included for this amendment.

The four claims for the Spring of Gladness Ranch are being submitted to correct the place of use originally claimed in 1987. When these rights were originally claimed they did not include the forty (40) acres in the SW ¼, NE ¼ of Section 12, Township 01S, Range 18E. However, according to John McGonigal these acres were being irrigated in 1987, and were originally included in the rights prior to the adjudication (see Figure 2). Since the 40 acres have never had an existing claim in the adjudication, \$40.00 has been included for this amendment.

I am also enclosing a limited power of attorney regarding these water rights, a check for \$129.00 for the amendment fees, and the deed appurtenant to 37-655A and 37-21477. An amended claim for 37-655 was submitted to IDWR in 2004; however, the fee for this amendment was never paid and thus never processed. Therefore, this amendment of claim is again being submitted with

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

the associated fee. If you have any questions regarding these amended claims do not hesitate to contact Chuck Sr. or me at our office.

Sincerely,

A handwritten signature in black ink, appearing to read "D. T. Nelson", with a long horizontal flourish extending to the right.

Daren T. Nelson, Hydrologist

Attachments: Limited Power of Attorney
Warranty & Quitclaim Deed
Figure #1: 37-655A & 37-21477
Figure #2: Spring of Gladness Ranch
Brockway Engineering Check #

Enc.

cc: John McGonigal



Figure #2: Spring of Gladness Ranch Amended Claims

1987 AERIAL PHOTO

Township 01S, Range 18E

BROCKWAY ENGINEERING, PLLC.

DTN 10/31/05)

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, John D. McGonigal and Rosemary McGonigal, hereby nominate and appoint Chales E. Brockway (Brockway Engineering) as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right transfers before the Idaho Department of Water Resources for the following water right transactions:

All water rights associated with the Spring of Gladness Ranch (37-104, 37-105A, 37-8407, 37-11387, 37-11390, 37-11392, 37-11393, & 37-11394)

All water rights pertaining to land in Twp 01S, Rge 18E, Sec's 13, 14, 23, & 24 (37-653, 37-654, 37-655, etc...)

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications, and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 17 day of June, 200⁰⁵~~04~~. *JDM*

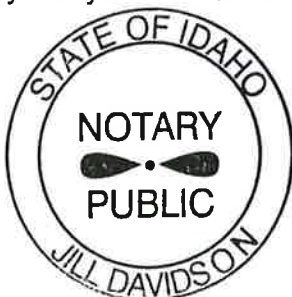
John D. McGonigal Signature
Rosemary McGonigal Signature

State of Idaho)
County of Twin Falls) ss.

On this 17th Day of June, 200⁰⁵, before me, a Notary Public in and for said County and State, personally appeared John & Rosemary McGonigal, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

S
E
A
L



Jill Davidson
Notary Public
In and for said State and County

November 18, 2010
My Commission Expires

Idaho Department of Water Resources Receipt

Receipt ID S028144

Payment Amount \$129.00 Date Received 11/9/2005 4:54:05 PM Region Southern Status ☐
Payment Type Check Check Number 5929

Payer BROCKWAY ENGINEERING

Comment AMENDED CLAIMS 37-655A & 37-21477 \$89
AMENDED CLAIMS 37-104, -105A, -11387, -11394 \$40

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$129.00	ADJUDICATION FILING FEE	0337	44503	1155	


Signature Line (Dept. Representative)

To Brockway

RECEIVED

Page 4

DEC 18 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

May 31 1961

A meeting of the Big Wood River Underground Water users association was held at the Harry Bettis Ranch May 31, 1961, at 7:30 P.M.

Harry Bettis Chairman called the meeting to order.

Present were.

Harry Bettis	Jae Wurst
James Chaney	Henry Wurst
Glenn Chaney	Frank Jones
Eugene Fredrickson	Wayne Clark
Bill Allred	John McSengal
Leo McSengal	

Harry Bettis presented the bills to date.
Keith Andersson, Engineer \$352.50
Perry Daily Robertson, attorney \$125.00

James Chaney makes a motion \$.50 an inch of artesian water be assessed each user in the organization. Wayne Clark seconded the motion. No decending votes the motion carried.

	payments	INCHES
31 May 1961 McSengals	\$66.00	- 133.50
Eugene Fredrickson	65.00	130.
Wayne Clark	80.00	160.

Page 5

May 31 1961

	Payments	Due.	Inches
May 31, 1961 Charney's	\$ 37.50		75.
Harry Bettis	77.50		155.
Frank Jones	182.00		364.
3 June 1961 N.T. Weston	64.25	64.25	257.
10 June 1961 E.J. Blincoe	125.00		250
allred Bros		40.00	80
	697.25	104.25	1614.50

47.50

No other business the meeting was adjourned

Harry Bettis
Chairman

John D.M. Sanjail
Secretary

678
2/1357

15
14
1357

678
2
50

TO WHOM IT MAY CONCERN:

The undersigned hereby state that he has personal knowledge of two artesian wells which were drilled in 1949 in the SW $\frac{1}{4}$, Section 12, T 1S, R 18E in Blaine County, Idaho. Said wells are located on property which was owned by George P. and Mary M. McGonigal and have been used for supplemental irrigation and for stock watering since that time.

H. L. Johnson

Signed at Bellevue, Idaho this 21 day of August, 1988.

RECEIVED
AUG 18 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

SPRING OF GLADNESS

Reminiscences of Pioneer Life
in the Wood River Valley



RECEIVED
DEC 18 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION



by

MARY BROWN McGONIGAL

Salt Lake, John got a cab and helped her to her aunt's home. The aunt was so thankful to John she invited him to dinner the next day. This trip John and Jeanette found their love for each other and were married in the new Catholic church in Bellevue in 1884. They lived in Broadford by John's store there where their first two sons John and Tom were born. About the year 1889, John moved his store to Bellevue.

Because the Brown, Timmerman and Dunn land was taken up under the Timber Culture Act, those men in 1883 planted a grove of cottonwood trees, taken from the river bottom by Blacks on each ranch. Michael and John Brown being full partners, planted one cottonwood grove on the east portion of the four hundred acres. Timmerman with Michael's help, planted a grove on each side of the freighters road because he had taken up land on both sides of the road. Jim Dunn who had taken his place up just east of Timmerman, planted a cottonwood grove in the north section of his field. The groves were large, four rows and long planted in perfect spacing. To this day I haven't found anyone who seemed to know about the Timber Culture Act which was passed in the year 1873.

During the spring of 1882, Michael and John Brown filed on water out of the Big Wood River for irrigating their ranches on Spring Creek. With all the fencing and building during that summer, they didn't get a ditch to carry the water until the next spring. During this summer a colored barber came into the valley. He had hoped to find good work as a barber in the mining camps of Wood River Valley but already in each camp a barber had a shop. As this man came in on Hailey's stage, he met Michael Brown because Hailey stopped to see how Michael was making it. He had brought Dittoe to the valley earlier in the spring. Hailey liked the valley and needed to see if Brown thought this part of the valley would be a good place to ranch. Michael told him he thought so and was going to try it himself.

The colored man's name was Tom Walker. He left Bellevue and started to walk out of the valley hoping a freighter would come by and he'd get a ride. When he came to Brown's ranch he came in to rest. Michael, in his always kind way gave the poor fellow something to eat. When he heard Walker's story of disappointment, he knew he needed help with fencing and clearing a bit of land by chopping down that high sagebrush and cutting grass by hand for his horses hay for the winter. Michael had a hard time his first winter to get enough feed for the five horses. He asked Walker if he would like to help for a while. The man was happy to have a place to stay and have food. When the stage came by Michael asked them to see the store in Odgen where he had purchased his equipment before he left for Idaho and have them send him a tent on the first freighter out. He gave the driver money for the expense. It was a surprise when John Hailey's stage brought the tent, not waiting for a freighter. Michael told Walker he should take the tent and go up the road about a mile, set up a camp for himself and he might be able to work for Black also. With the money Michael gave him for his work and food out of the cellar, Mr. Walker was very happy. He did help Brown and Black fence their land to be ready for cattle. The man stayed until the next spring of 1883, when a couple, Mr. and Mrs. Grover that should be a good place for them to live. Michael was going to bring a ditch from the river and if Grover stayed and helped built the ditch, using the

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team of horses he had, he would be paid wages. Also, for the use of the horses, he could use water from the ditch to raise a garden because Black, Brown, Timmerman and Dittoe might be glad for the fresh vegetables.

The early spring of 1883, John Brown's house was finished. He had helped Michael get a lot of fence up for the expected cattle. And now it was time for him to go back to Utah, sell some of his equipment and bring his family to Idaho.

Dittoe had by now built a two-room house. He got lumber from the Bellevue sawmill and with the help of his friend Charlie Black, got the building up quickly.

By this time Michael knew he had to get water on his land to raise hay for the few head of stock he now had. So with a one shear walking plow, a couple of scrapers, shovels, his carpenter's level and tape, Grover's team of two horses and Michael's five horses, they began the ditch.

Early that spring another couple came. They pitched their tent on up the road toward Bellevue and beside the freighters road about one-quarter mile north of Grovers place. They were Mr. and Mrs. Hubbs, and they took up the land where they camped.

When Michael began work on his ditch, he had to bring it from the river bottom and gradually come along and up the embankment of a hill about fifteen or twenty feet deep until he could get it up on level ground, then bring it to his land. The length of the ditch was about three miles.

By the time he got to Hubbs' place they were established on their acreage so Michael knew he needed to get a right-of-way through their land.

Black and Dittoe told Michael he could never run water up that hill, but he had already quite some time before been up that way, measured and stepped it off and with his carpenter's level, measuring ten feet at a time to get the proper incline of the hill. He felt sure of his measurements and with Grover and Breck started the ditch. In six weeks they had water coming down that ditch to the Spring of Gladness Ranch.

When Dittoe went back to his place in the north of the Boise valley and began to bring his belongings to Wood River Valley, he had many horses, wagons, and harness. Charlie and Michael had asked him to bring them a couple of pigs, which Dittoe did. Michael had his only a few weeks when she had six little pigs. Michael now having the cow and grain, raised the pigs. Besides the money he paid Grover and Breck for their work, he paid cash to Hubbs for the right-of-way for the ditch. They all asked if they could have a pig for part of their wages and Hubbs wanted to take the pig as part payment for the right-of-way. There just weren't any pigs on Wood River as yet. Michael too made a written agreement with Hubbs for the right-of-way for the ditch. Now in 1975, the water is coming through that same ditch and irrigating the same ranch. Bill Allred, a grandson of Mrs. Hubbs is living now on her property and I, Michael's daughter, am living on the precious Spring of Gladness Ranch. Thus the reason I'm writing this history for my sons to have.

By 1883, John Hailey had taken up his ranch joining Dittoe's land on the same side of the stage road that came east and west from Boise valley, Rocky Bar and Lewiston. He built a real nice house with a fireplace on the land. Mr. and Mrs. Sam Hamlett settled on land across the road from Hailey.





Called John McGowen/
12/9/06 & requested evidence of
priority for well & unnamed stream
beneficial use claims.

AD

File No.
37-0104=105A=11387=11394=11390

Spring of Gladness Ranch, Inc.
P.O. Box 102
Jerome

8/23/05

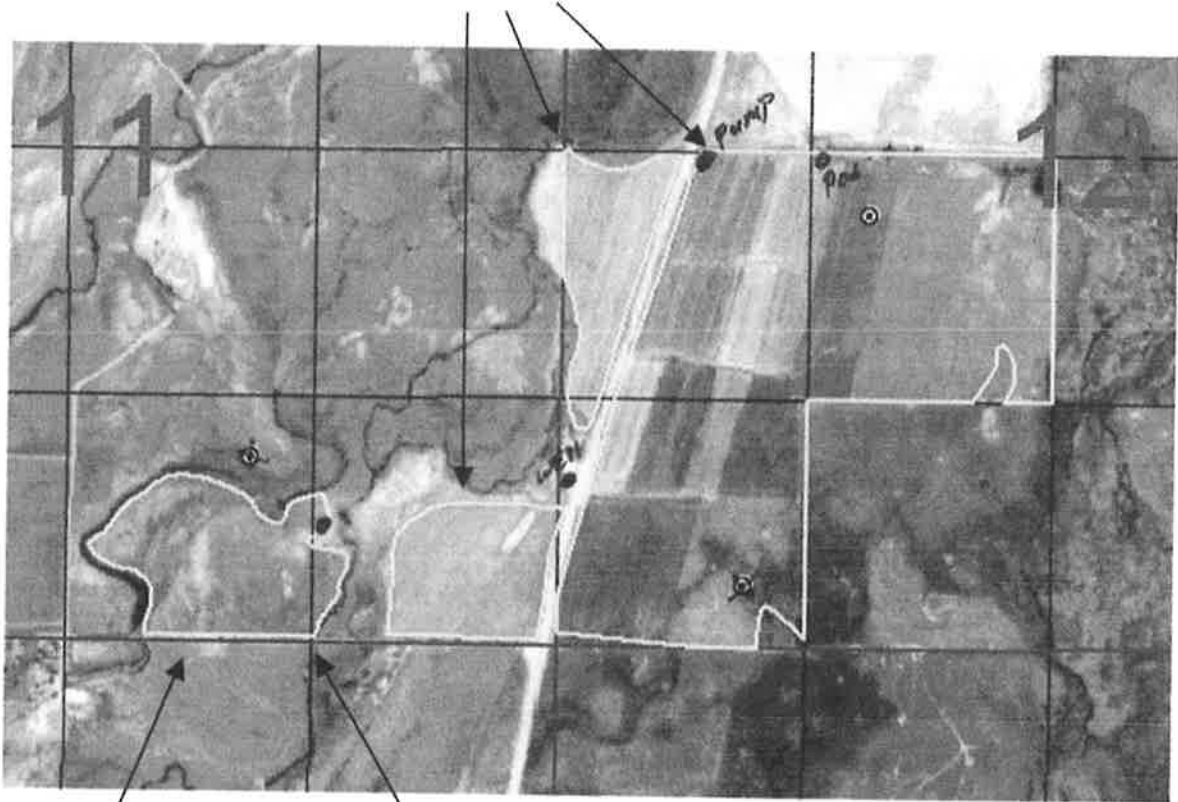
I met with John McGonigil and Chuck Brockway [John's request] to review and discuss these water right files and the property for them. On the 1987 color photo the yellow POD upper North is as marked the point where the By-pass is diverted out of the river, the next, center, yellow POD is where the extension by-pass starts, the third yellow dot down by yellow line is where 57F diversion is located as per previous GPS. As per Chuck, Spring 1 is right #11390, # 2 & 3 is 11387 and the two Art. Wells # 3 also gets water from 57F. As per John the yellow area on South-West is OK from GPS 1, the larger yellow areas is 2 & 3 as per photo. And Chuck and John both agreed that all files appear OK.

Description	GPS Name & No.	Position No.	USR No.	Plate No.	Photo No.
Spring	Sprng 1	2477163	1349565	A0016288	1060685
Art. Well	" 2	2477651	1349635	289	686
" "	" 3	2478072	1350178	290	687

Lee R. Peterson

Draft POU for 37-104, 37-105A, 37-11394, 37-11387

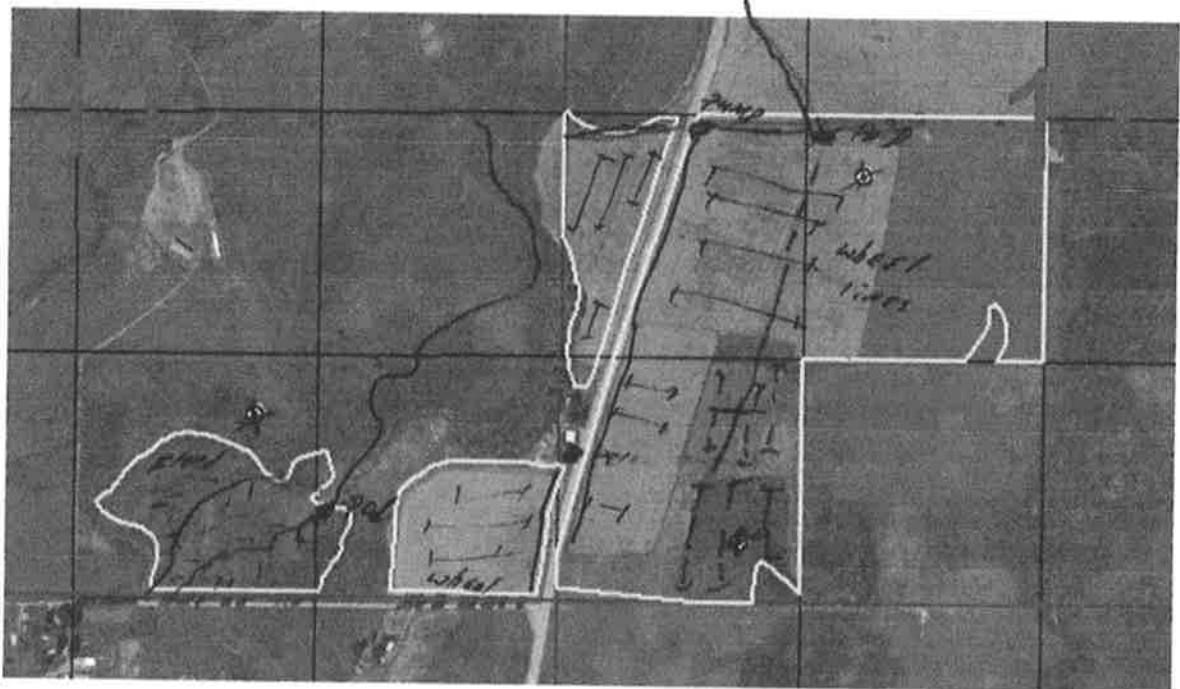
Canal?



Draft POU for 37-11390

Spring Creek

2004 Aerial Photo



1987 Aerial Photo

25454
575
61119

84-9255
11/5
2. Det. 97
1131000
451000
1000000

Adjudication Claim Notes

Claim(s): 37-0104, 37-0105A, 37-11387, 37-11394, 37-11390

Background Data

37-0104

- Source is Big Wood River tributary to Malad River
- Decree for 1.5 cfs on 243 acres with a Priority Date of May 15, 1882
- Claimed for 1.5 cfs on 123 acres
- Watermaster delivering xx cfs

37-0105A

- Source is Big Wood River tributary to Malad River
- 37-0105 originally decreed for 7.6 cfs on 243 acres with a Priority Date of May 31, 1887
- See split summary:
 - Overclaimed

37-11387

- Beneficial Use claim
- Source is Groundwater
- Claimed for 2.56 cfs on 123 acres with a Priority Date of June 1, 1950

37-11394

- Source is Big Wood River tributary to Malad River
- Claimed for 1.69 cfs on 123 acres with a Priority Date of September 1, 1920
- Being claimed as a portion of the following rights, but the history of these right is unclear and it is unclear what right this is being claimed against.
 - 37-0892
 - 37-0893
 - 37-0894

37-11390

- Beneficial Use claim
- Source is Unnamed Stream tributary to Crystal Creek
- Claimed for 1.0 cfs on 20 acres with a Priority Date of May 01, 1890



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 15, 2005

X
X
X
X

Re: Evidence of Priority

RESPONSE DEADLINE
JUNE 17, 2005

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, in the coming year, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is required that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted – it may be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement does **not** need to be in the form of a notarized affidavit as described in the brochure, but must relate first hand knowledge of the water right in question and include dates, quantities of water and extent of water use.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice of Claim number (i.e. 37-____). If you have questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enclosures

E. NARRATIVE/REMARKS/COMMENTS

FROM: Georgia Satterlee
DATE: 16 March 1998
RE: 37-08407

I met with John and Tom McGonigal on 04 March 1998 at the property located 1 mile north of the intersection of Highways 75/20. The house is on the west side of Highway 75.

The permit 37-08407 is for stockwater only. In addition to the permit, there are three beneficial use claims, A37-11392,-11393 (2 domestics and 1 stock) and A37-11387 (irrigation and stockwater). All are in the name of Spring of Gladness Ranch Inc. and John McGonigal is the contact person.

The artesian well associated with the permit is located in the NWSWSW $\frac{1}{4}$ of Section 12, T01S, R18E. The well location can also be described as in the corral, 75 feet south of the home, which was built in 1949. Tag around collar of well with GPS number A0004685.

The rate was determined by theoretical calculation. The stock averages around 150 head.

Recommended rate as permitted with the beneficial use of stockwater only. There is no commercial use and Mr. McGonigal stated there will none in the future.

A37-11392 Recommend domestic (in-house with lawn 1.2 afa). Stockwater sufficiently covered in 37-08407, not necessary to recommend again in A37-11392. The home was built in 1949. The original well is under repair. The renter (applicant's nephew) plumbed into the artesian well. Please see photographs with pump information included.

A37-11393 Recommend domestic (in-house with lawn 1.2 afa). The home was built in 1905. The 1/2 horsepower pump is in basement of home, no other information obtained. Please see photographs of exterior only.

A37-11387 Recommend irrigation and stockwater. The artesian wells are located in the NWNESW $\frac{1}{4}$ {GPS A0004686 tag located on fence post 15 north of well}{see "B" on quad map) and the NWSWSW $\frac{1}{4}$ {GPS see 37-08407}{see "A" on quad map). Both artesian wells are in Sec 12, T01S, R18E. Other rights associated with A37-11387 are from the Big Wood River A37-00104,-00105A. Please see photographs of p/d's & place of use.

A37-11387, -11392, -11393

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 37-08407 et. al.
DATE: 04 MAR 1998
BY: SATERLEE

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

- Q = CFS
- H.P. = Total Brake Horsepower of pumping plant (including booster)
- EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
- TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
- LIFT = depth to water in FEET from land surface to pumping water level
- PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$Q = \frac{(8.8) (1 HP) (0.70)}{[(0) + (40 \times 2.31)]} = \frac{6.16}{92.4} = 0.07 cfs$

<u>LIFT FROM:</u>	<u>PSI FROM:</u>	<u>NOTES ON PUMP:</u>
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	GE Mod # 5KC390N1002
area estimate ()	estimate ()	Pump Make, Serial or ID, rating
well logs (X)	owner gage (X)	GRUNDFOS 1HP Type JS10
Booster (Y) (N)		

REMARKS GPS A0004685 ON ARTESIAN WELL OUTSIDE 75' SOUTH OF HOUSE IN CORRAL

ANNUAL VOLUME ANALYSIS

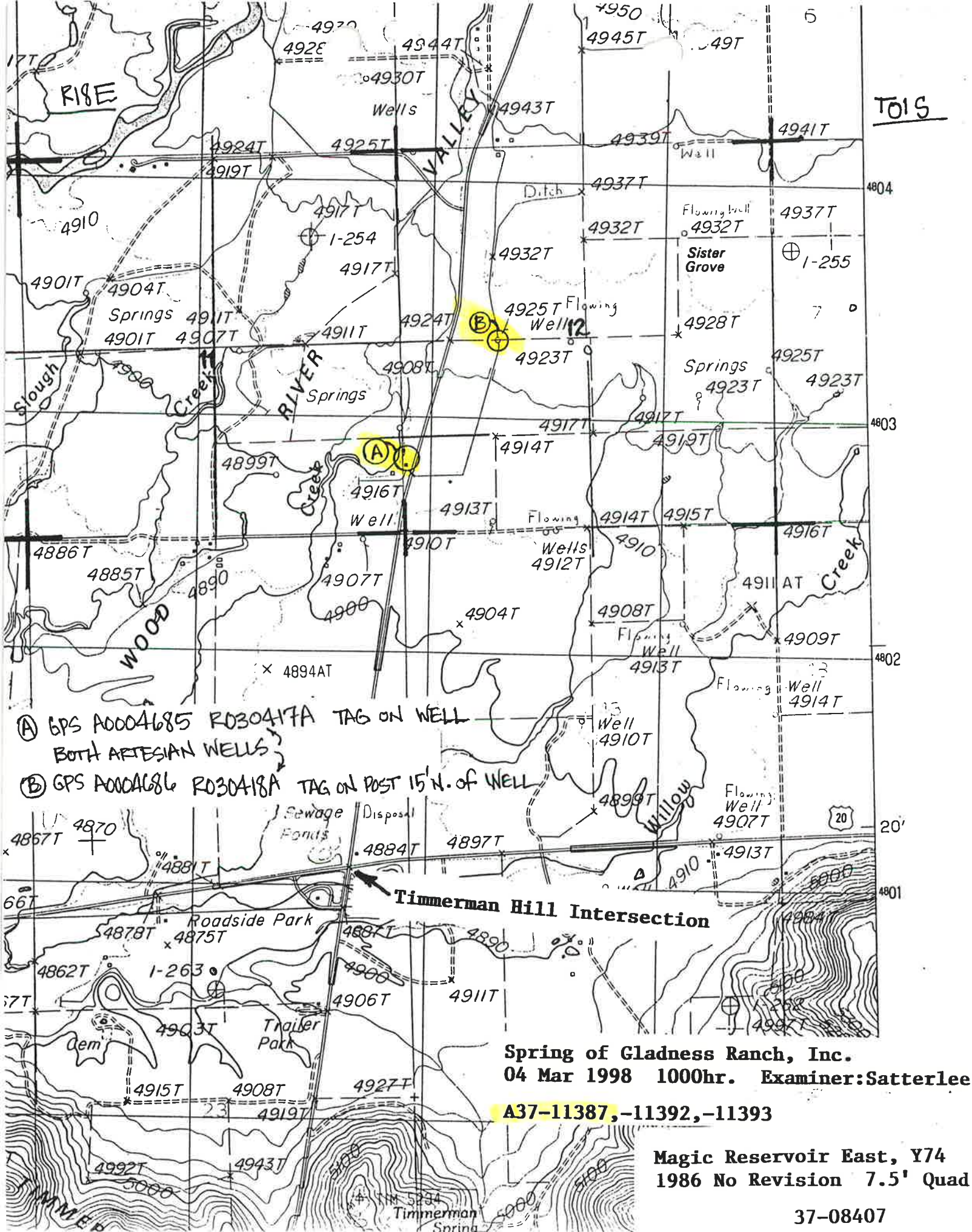
POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)	
3/15 - 11/15	246	
4/1 - 11/1	215	POTENTIAL =
4/15 - 10/15	184	
3/1 - 12/1	276	

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =
(AF/Ann/Ac irrigation requirement from chart for area)
NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()
IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()



WELL DRILLER'S REPORT

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

1. WELL OWNER

Name SPRING OF GLADNESS RANCH, INC.
Address P. O. Box 102, Jerome, Idaho 83338
Owner's Permit No. 37-90-S-124 *CK*

2. NATURE OF WORK

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

3. PROPOSED USE

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

4. METHOD DRILLED

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

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness inches	Diameter inches	From feet	To feet
250	6 5/8	0	19
375	6 5/8	19	121
250	6 5/8	121	124

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation _____ inches by _____ inches

Number _____ From _____ To _____

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 18 Material used in seal: ☐ Cement grout

☐ Bentonite ☒ Pudding clay ☐ _____

Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing

☐ Overbore to seal depth

Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent

☐ Cemented between strata

Describe access port _____

7. WATER LEVEL

Static water level 0 feet below land surface.

Flowing? ☒ Yes ☐ No G.P.M. flow APPROX-850

Artesian closed-in pressure 81bs p.s.i.

Controlled by: ☒ Valve ☐ Cap ☐ Plug

Temperature 48 °F. Quality _____

Describe artesian or temperature zones below

8. WELL TEST DATA None

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.

Pumping Level

Hours Pumped

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
	0	2	Top Soil		X
	2	14	Clay and Gravel		X
	14	17	Gravel & clay	trace	
	17	27	XXX Clay and Gravel		
	27	35	Gravel and sand	X	
	35	46	Tan Clay		X
	46	69	sand & clay	trace	
	69	100	XXXXX Blue gray clay		X
	100	117	Blue clay		X
	117	121	Brown clay		X
	121	124	Gravel & Sand	X	

RECEIVED

NOV 21 1990

Department of Water Resources
Southern Region Office

RECEIVED

DEC 4 1990

Department of Water Resources
Southern Region Office

10.

Work started 9/13/90 finished 10/14/90

11. DRILLERS CERTIFICATION

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

Firm Name SMITH DRILLING & PUMP CO., INC. ¹¹

Address Jerome

Date 10/14/90

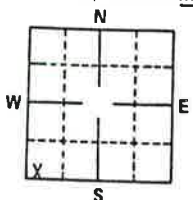
Signed by (Firm Official) *[Signature]*

and

(Operator) *[Signature]*

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Blaine

SW 1/4 SW 1/4 Sec. 12, T. 15, S. 1, R. 9E, W. 1



P/D Sec 12, T01S, R18E
NWSWSW $\frac{1}{4}$ aka in corral

photos looking Nly



Sec 12, T01S, R18E NWNESW $\frac{1}{4}$
in field (near weir)
East of hwy 750'+



PHOTO
NW'ly

P/U Sec 12, T01S, R18E
W. of hwy NWSW/SWSW

WHEEL LINES



home in trees

match

photos looking SW'ly



home in trees

wheel lines

2/2

Photo 3/3



Artesian Well in corral



culvert delivers water from artesian well
NWSWSW $\frac{1}{4}$ (in corral) applied to land on the west $\frac{1}{4}$
east side of high-way

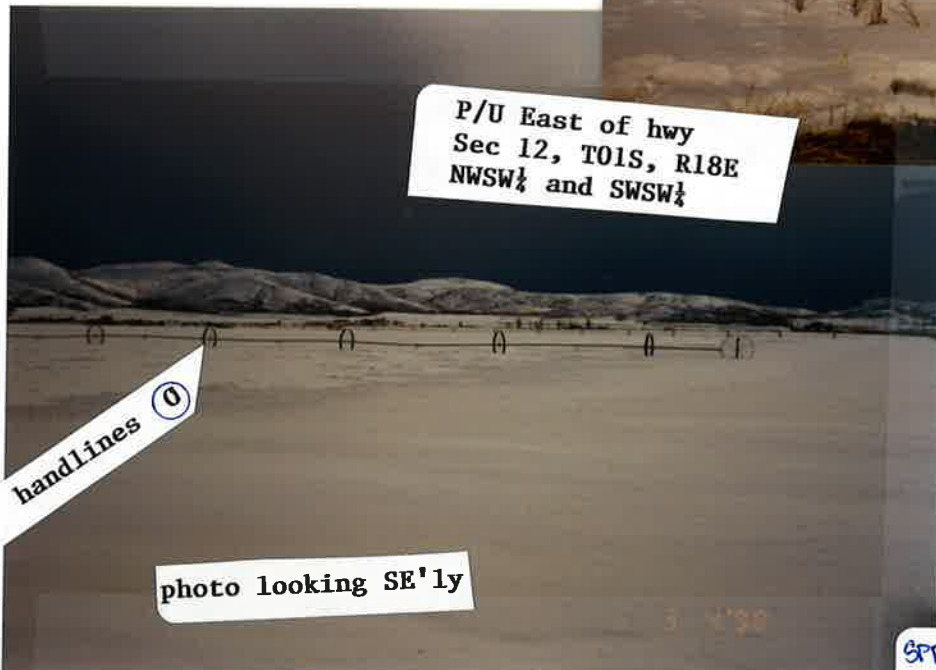
photo looking West

Other rights for same use:
A37-00104,-00105A



handlines ①

photo looking NE'ly



P/U East of hwy
Sec 12, T01S, R18E
NWSW $\frac{1}{4}$ and SWSW $\frac{1}{4}$

handlines ①

photo looking SE'ly

SPRING of GLADNESS RANCH, INC.
MAR 1998 NOON G. SATTERLEE
A37-11387

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Spring of Gladness Ranch, Inc. Phone 208-324-4828Post Office address P.O. Box 102 Jerome, ID 83338

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 _____
2. Describe the reason for the proposed changes Due to the drought, it appears that stockwater will not be available in winter. By changing the point of diversion, we expect to get a flow that will provide stockwater close to the point of use.

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	
<u>A37-11387</u>	<u>6/1/1950</u>	<u>2.560</u>	<u>Irrigation</u>	<u>6/15</u>	to <u>9/15</u>
<u>A37-11387</u>	<u>6/1/1950</u>	<u>.050</u>	<u>Stockwater</u>	<u>1/1</u>	to <u>12/31</u>
_____	_____	_____	_____	_____	to _____
_____	_____	_____	_____	_____	to _____

2. Total amount of water being transferred 2.560 cubic feet per second and/or _____ acre-feet per annum.3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SF	SW	SW	12	1S	18E	Blaine	1 Artesian well
	NW	NE	SW	12	1S	18E		

5. 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	
1S	18E	11																13	13
1S	18E	12									39	35	36						110

Total acres 123MICROFILMED
FEB 25 1993

37-11387

PART 1**6. General Information:**

- a. Description of diversion system 1 artesian well with control valves, ditches, gravity irrigation.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X 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:
In SE1/4SE1/4, Section 11, 13 acres and in SW1/4SW1/4, Section 12, 36 acres. The
diversion will be closer to the place of use. In NE1/4SW1/4, Sec. 12, 39 acres and in
NW1/4^{SW}~~NE~~1/4, Sec. 12, 35 Acres. Irrigation will continue from remaining well and from
river water.
- d. Remarks:

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____.

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: BENEFICIAL USE
- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in Blaine county of Blaine
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A37-11387 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 6/1/1950
5. Water is used for the following purpose:
amount 2.560 for Irrigation purposes from 6/15 to 9/15
(cfs/ac-ft)
amount .050 for Stockwater purposes from 1/01 to 12/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
6. Total amount of water under right 2.56
2.610 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	NE	SW	12	1S	18E	Blaine	
	NW	NE	SW	12	1S	18E	Blaine	

8. 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	
1S	18E	11																13	13
1S	18E	12									39	35	36						110

Total acres 123

9. Describe any other water rights used for the same purpose as described above 37-0104, 0105, 0892 Part

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

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 _____ for _____ purposes from _____ to _____
 (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

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	

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
 (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

3. Lands irrigated or place of use:

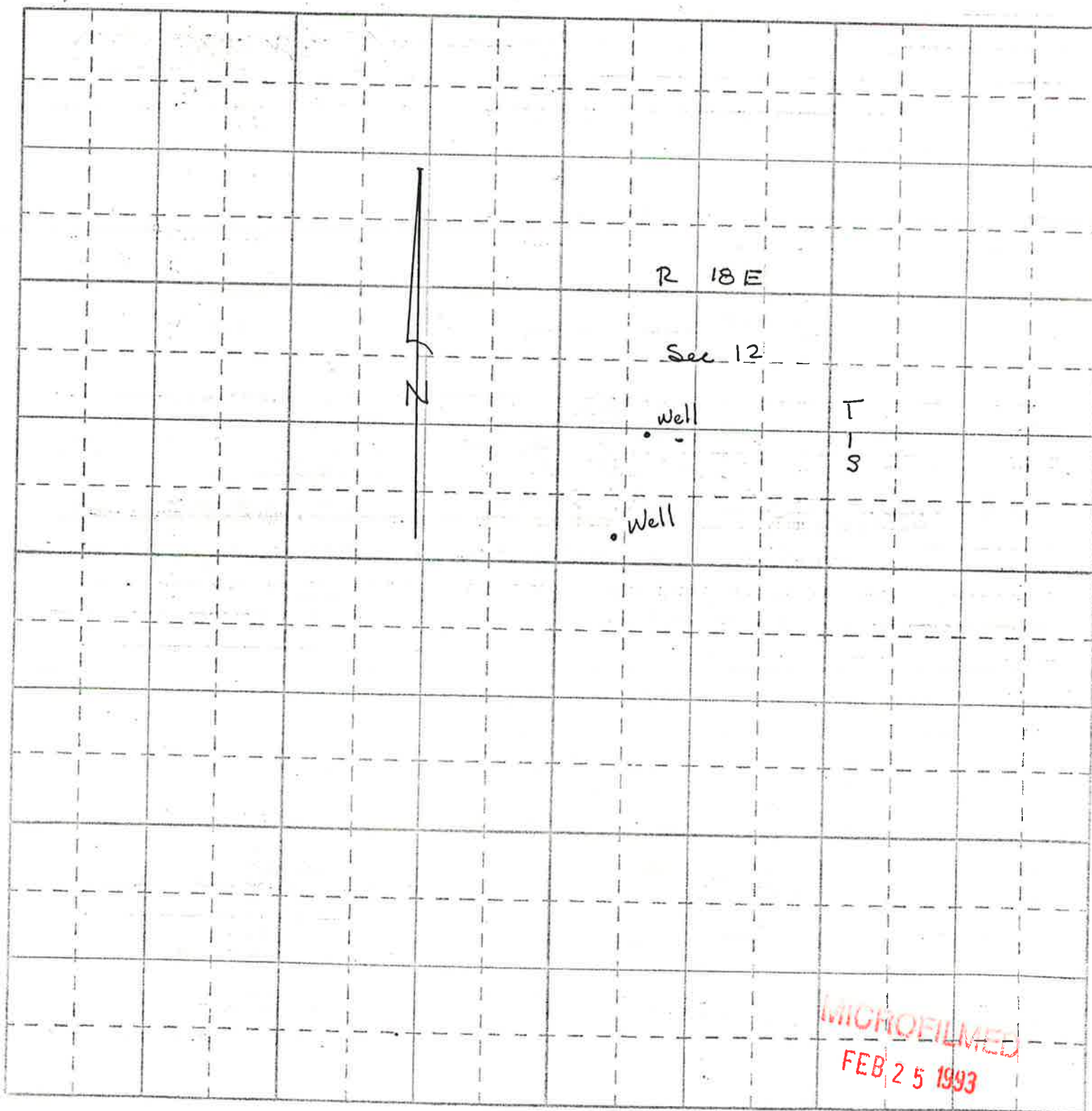
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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.



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FEB 25 1993

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

PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

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

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.

Spring of Gladness Park Inc
John D. M. Goujal - Sec - Treas

 (Signature of Applicant)

Subscribed and sworn to before me this 10th day of November, 19 88.

Roxanne Storey

 (Notary Public)

My commission expires 6-30-94

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 0 attachments

Received by DRJ Date 11-10-88 Protest filed by _____

Prelim. check by DRJ Fee \$50.00

Receipted by DRJ # 5003731 Date 11-10-88

Published in Wood River Journal Copies of protest forwarded by _____

Pub. dates 2/8 + 2/15/89 Hearing held by _____ Date _____

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

_____ rec'd. by DRJ

Copy of transfer sent to lien holder _____

RECEIVED
Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3495

FEB 5 - 1993

APPLICATION FOR TRANSFER OF WATER RIGHT

Department of Water Resources
Southern Region Office

PART 1

APPROVED

Name of applicant Spring of Gladness Ranch, Inc. Phone 208-324-4828
Post Office address P.O. Box 102 Jerome, ID 83338

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 _____
2. Describe the reason for the proposed changes Due to the drought, it appears that stockwater will not be available in winter. By changing the point of diversion, we expect to get a flow that will provide stockwater close to the point of use.

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 |
|-----------------|----------|-----------------------|------------------|---------------|
| A37-11387 | 6/1/1950 | 2.560 | Irrigation | 6/15 to 9/15 |
| A37-11387 | 6/1/1950 | .050 | Stockwater | 1/1 to 12/31 |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred 2.560 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SF	SW	SW	12	1S	18E	Blaine	1 Artesian well
	NW	NE	SW	12	1S	18E		

5. 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	
1S	18E	11																13	13
1S	18E	12									39	35	36						110

MICROFILMED
FEB 25 1993Total acres 123

A37-11387 TR 3495

PART 1

6. General Information:

- a. Description of diversion system 1 artesian well with control valves, ditches, gravity
irrigation.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
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NW1/4^{SW}SW1/4, Sec. 12, 35 Acres. Irrigation will continue from remaining well and from
river water.
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. A37-11387

And said application is hereby APPROVED, subject to the following limitations and conditions:
Approval of this transfer in no way confirms the right claimed.

Witness my hand this

30th

day of

January, 19 90A. Glen Saylor
Chief, Water Alloc. Bureau

FEB 25 1993

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: **BENEFICIAL USE**

a. Decree No. _____ Decreed to _____

in case of _____ vs. _____

dated _____ in Blaine county of Blaine

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. A37-11387 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 6/1/1950

5. Water is used for the following purpose:

amount 2.560 for Irrigation purposes from 6/15 to 9/15(cfs/ac-ft) amount .050 for Stockwater purposes from 1/01 to 12/31

(cfs/ac-ft) amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft) amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right 2.56
2.610 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
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	NW	NE	SW	12	1S	18E	Blaine	

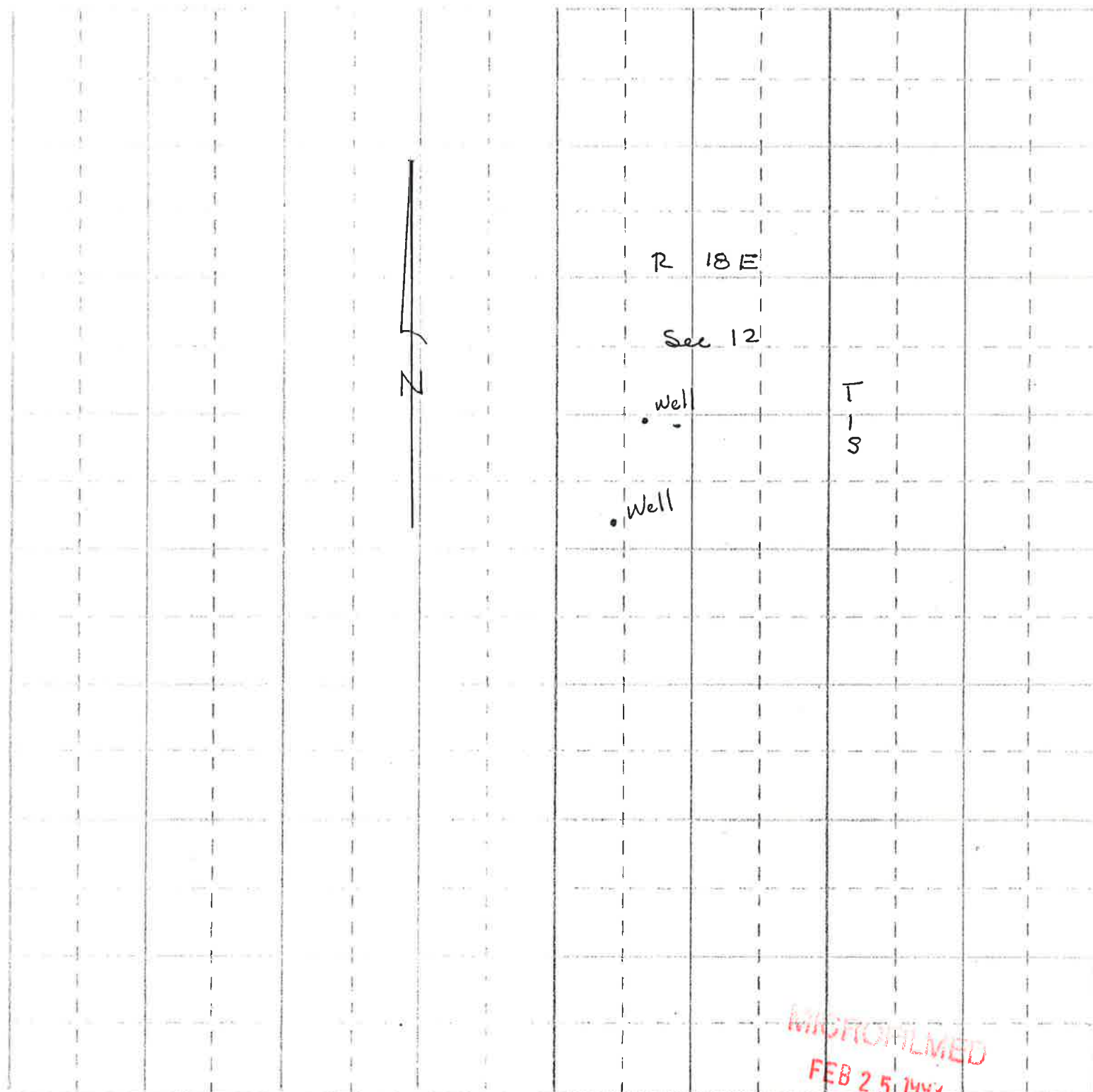
8. Lands irrigated or place of use:

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	
1S	18E	11																13	13
1S	18E	12									39	35	36						110

Total acres 1239. Describe any other water rights used for the same purpose as described above 37-0104, 0105, 0892 Part

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.



PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

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

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

Spring of Gladway Park Inc
John D. M. Gonyal - Sec-Treas
 (Signature of Applicant)

Subscribed and sworn to before me this 10th day of November, 19 88.

Roxanne Storey
 (Notary Public)

My commission expires 6-30-94

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 0 attachments

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Pub. dates 2/8 & 2/15/89 Hearing held by _____ Date _____

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

_____ rec'd. _____ by John Gary

Copy of transfer sent to lien holder _____

MICROFILMED
 FEB 25 1993