

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4464
WATER RIGHT NO. 43-02335

This is to certify that: LYLE D WOODBURY
STAR RT BOX 54
DECLO ID 83323

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>
IRRIGATION	04/01 to 10/31	4.00 CFS	1132.0 AF

SOURCE

GROUNDWATER

Priority: 04/08/1949

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 7, Township 10S, Range 28E
NESW , Sec. 18, Township 10S, Range 28E
CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S 27E 12	NESE 2.6	SESE 0.8		3.4
13	NESE 3.3			3.3
28E 7	NESW 3.7	Lot 3 (NWSW) 46.6	Lot 4 (SWSW) 38.6	
	SESW 35.5	NWSE 2.7	SWSE 28	155.1
18	NWNE 14.1	SWNE 9.2	NENW 35	
	NWNW 4.1	SWNW 18.7	SENW 35.2	
	NESW 20	NWSW 46.9	SWSW 14.2	
	SESW 1.1			198.5

Total number of acres irrigated: * 360.3

CONDITIONS/REMARKS:

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

RECORDED

JUN 07 1995

TRANSFER NO. 4464
WATER RIGHT NO. 43-02335

CONDITIONS/REMARKS:

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this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.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. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The total instantaneous diversion of water from all points of diversion under Transfer No. 4464 shall not exceed 4.00 cfs, nor total combined annual volume of 1,132.0 af.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 1,132.0 af for the lands above.
7. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
8. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
- *9. Right No. 43-02335 is limited to the irrigation of 283.0 acres in the place of use described above in a single irrigation season.

Dated this 6th day of June, 1995.

J. Glen Saylor
Chief, Water Alloc. Bureau

MICROFILMED

JUN 07 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4464

APPLICATION FOR TRANSFER OF WATER RIGHT

RECEIVED

DEC 21 1954

PART 1

Department of Water Resources

Name of applicant Lyle Woodbury Phone 349-5571

Post Office address Star Rt. Box 54, Declo, ID 83323

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 To show how system presently operates, including changes made since 1987. To create a permissible place of use with Permit 43-04122A so the latter can be properly licensed.

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

1. Right Number 43-02335 Priority 4-8-1949 Amount (cfs/ac-ft) 4.0 cfs Nature of Use Irrig. Period of Use 4-1 to 10-31
 _____ to _____
 _____ to _____
 _____ to _____
2. Total amount of water being transferred 4.0 cubic feet per second and/or 1132 acre-feet per annum
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: _____

[illegible]

5. Lands irrigated or place of use: permissible place of use not to exceed 283 acres per annum

[illegible]

Total acres

460.3

JUN 07 1995

Life Insurance



Witness my hand this _____ day of _____, 19____

This is to certify that I have examined Application for Transfer of Water Rights No. _____, subject to the following limitations and conditions:
And said application is hereby _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

d. Remarks:

Permissible place of use with Proposed License 43-07/22A.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
trust, mortgage or contract agreeing to the proposed changes.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ 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.

a. Description of diversion system: *Two connected wells & pumps, pressure pump (also picks up Rapt River water when available). 4 pivots, a few handlines, big-gun sprinklers.*

6. General Information:

PART 1

Transfer No. *4464*

Page *2* of *6*

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 43-02335

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	to	4.00 CFS
~~DOMESTIC~~	~~to~~	
Totals		4.00 CFS

Specifically removed by Transfer No. 2262.

SOURCE

GROUNDWATER

Priority: 04/08/1949

LOCATION OF POINT(S) OF DIVERSION:NESW , Sec. 18, Township 10S, Range 28E
CASSIA CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	28E	7	SESW 40	SWSE 38		78
	18		NWNE 35	SWNE 10	NENW 40	
			SENW 40	SESW 30	NESE 20	
			NWSE 30			205
Total number of acres irrigated:						283

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

1. TRANS. 2262.

RECORDED

JUN 07 1995

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. 43-02335 issued by the Idaho Department of Water Resources.
- c. Claim No. A43-02335 on file with the Idaho Department of Water Resources.
- d. Transfer No. 2262 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 4-8-1949

5. Water is used for the following purpose:

amount 4.0 cfs for Irrig. 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 4.0 cubic feet per second and/or 1/32 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	18	10S	28E	Cassia	

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	
10S	28E	7											40				38		78
		18		35	10		40			40			30	20	30				205

Total acres 283

9. Describe any other water rights used for the same purpose as described above Raft River rights

No If yes, describe _____

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

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

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

[illegible][illegible]

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

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

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

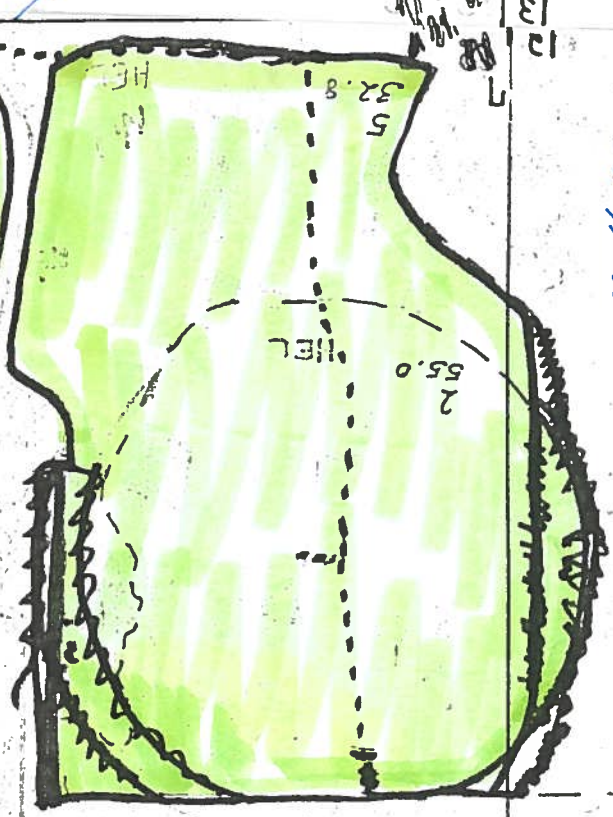
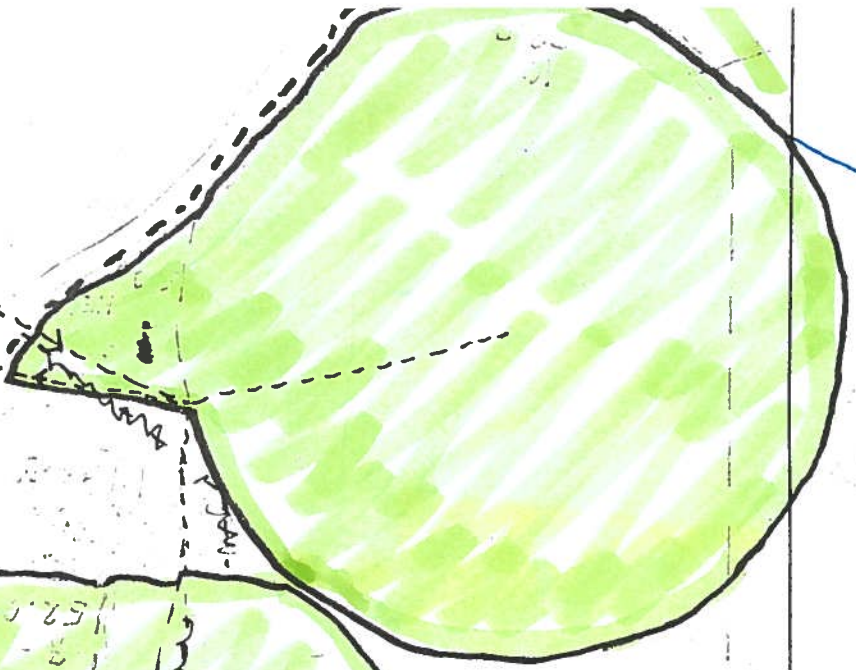
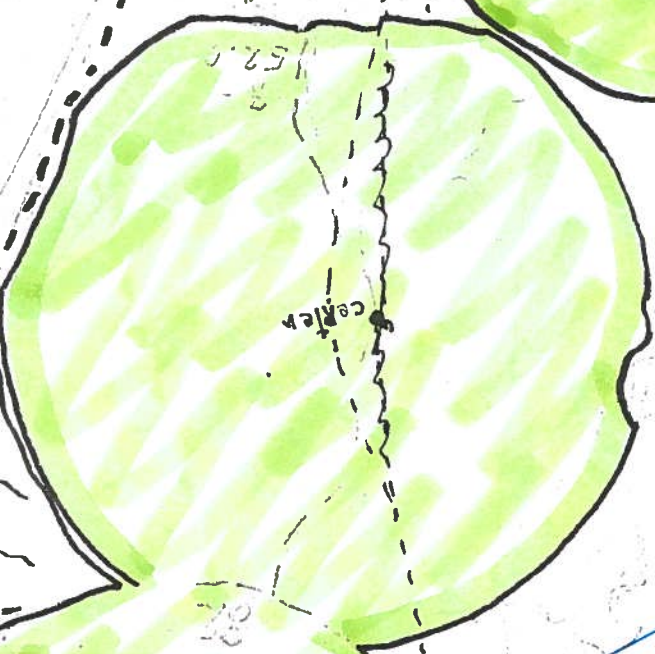
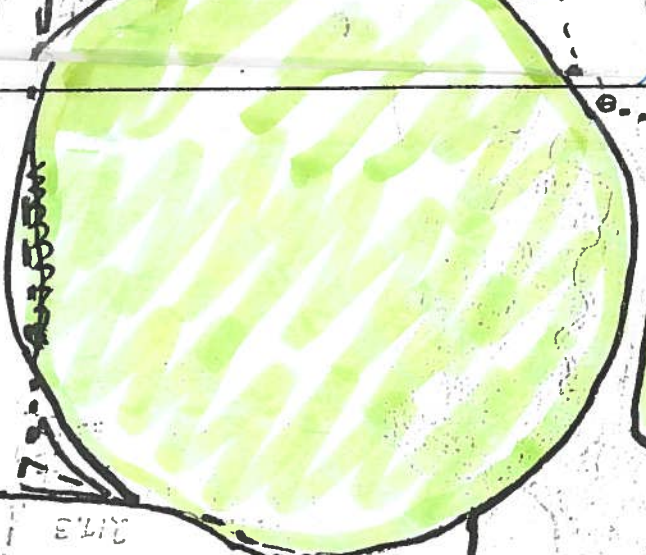
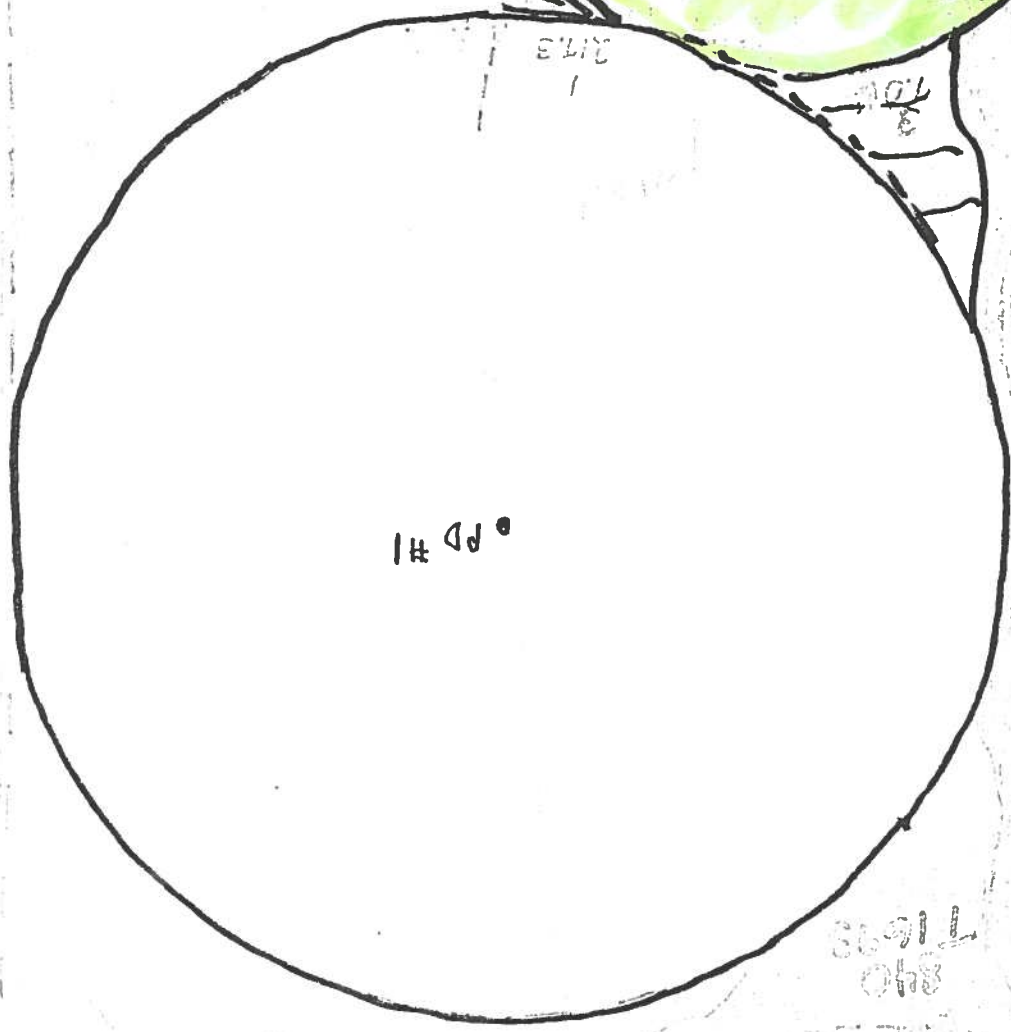
[illegible][illegible]

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

Total number of acres to be irrigated ~~354.6~~ 360.3

4.02 cfs & 77.3 ac, not licensed

T # 4464



Well

Well

h 944 # 1

PD #1

840
T1693

12
12

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.

The form consists of a large grid of squares, intended for drawing a map. On the left side of the grid, there is a faint, hand-drawn circular outline. In the bottom right corner of the grid, there is a red stamp that reads "MISSING" and "JUN 07 1995".

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

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
---	-------------------	--------------------	-----------------	---------------

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.

Subscribed and sworn to before me this _____ day of _____, 1994.

Lydia D. Woodbury (Signature of Applicant)

Deely K. Christensen (Notary Public)

My commission expires 3-2-98



FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 3 attachments

Received by *John* Date 6-30-94 Fee \$50.00 5017073

Prelim. check by _____

Received by *John* Date 6-30-94

Published in _____

Pub. dates 11/7 + 11/14/94

Watermaster recommendation requested on N/A

Recommended for ☒ approval ☐ denial

by *John* 12/16/94

Copy of transfer sent to lien holder _____

JUN 02 1995

Department of Water Resource Northern Region Office

JUL 01 1994

CHECK PAYABLE TO: EREKSON, TAX COLLECTOR
COUNTY COURTHOUSE
ID 83318
081 678-7202

TAX BILL/RECEIPT
TAX YEAR 1994
BILL NO 1791
CODE AREA 46-00

PARCEL NUMBER
RP10S28E18060

TAX	1,300.36	2ND	TAX	1,300.36	FULL	TAX	2,600.72	HM-	TOT MV	12,4
EN		HALF	PEN			PEN				
NT			INT			INT				
COST			COST			COST				
TOT			TOT			TOT				

WOODBURY LYLE ETUX
HEGLAR RT
AMERICAN FALLS ID 83211

W1/2, W1/2NE
S 18 T 10 R 28
1975 TAMARACK 14/64

#TAXING DISTRICT##
COUNTY
SCH DIST 381
BURLEY HWY
FLOOD DIST 15
SOLID WASTE FEE
TOTALS
NET TAX/SPECIALS DUE

790.0
1,369.4
320.0
120.0
2,600.0
2,600.0

NET MV 193,16
WAC 8.34
TOT ACS 418.2

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

JUN 07 1995

Department of Water Resource
Southern Region Office

DEC 09 1994

CHECK PAYABLE TO: TAX BILL/RECEIPT CODE AREA 46-00 PARCEL NUMBER
EREKSUN, TAX COLLECTOR TA YEAR 1994 BILL NO 790 L RP10S28E18000
COUNTY COURTHOUSE ID 83318
ID 83318
03) 679-7202

AX	32.89	2ND	TAX	32.89	FULL	TAX	65.78	TOT MV	5,1
EN		HALF	PEN			PEN			
NT			INT			INT			
OST			COST			COST			
OT			TOT			TOT			
						TOT ACS	160.00		

WOODBURY LYLE ETUX
HEGLAR RT
AMERICAN FALLS ID 83211

##TAXING DISTRICT##	##RATE##	##AMOUNT##
COUNTY	.004091368	20.0
SCH DIST 381	.007089492	36.0
BURLEY HWY	.001661721	8.0
FLOOD DIST 15	.000000000	
TOTALS	.012842581	65.0
NET TAX/SPECIALS DUE		65.0

E1/2NE, N1/2SE
S 18 T 10 R 28

LEGALLY

DEC 09 1994
Department of Water Resource
Southern Region Office

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JUN 07 1995

CHECK PAYABLE TO: TAX BILL/RECEIPT CODE AREA 46-00 PARCEL NUMBER
EREKSON, TAX COLLECTOR COUNTY COURTHOUSE TAX YEAR 1994 BILL NO 766 L RP10S28E07060
ID 83318 90,13
03) 678-7202

AX	578.79	2ND	TAX	578.79	FULL	TAX	1,157.58	TOT	MV	90,13
EN		HALF	PEN			PEN				
NT			INT			INT				
COST			COST			COST				
TOT			TOT			TOT		TOT	ACS	412.7-

WOODBURY LYLE ETUX
HEGLAR RT
AMERICAN FALLS ID 83211

##TAXING DISTRICT##	##RATE##	##AMOUNT#
COUNTY	.004091368	368.7
SCH DIST 381	.007089492	639.0
BURLEY HWY	.001661721	149.7
FLOOD DIST 15	.000000000	
TOTALS	.012842581	1,157.5
NET TAX/SPECIALS DUE		1,157.5

W1/2E1/2, E1/2NW, SW1/4
S 7 T 10 R 28;

JUN 07 1995

DEC 09 1994

Department of Water Resources
Northern Region Office

*** IMPORTANT ***
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CHECK PAYABLE TO: TAX BILL/RECEIPT CODE AREA 44-00 PARCEL NUMBER
 EREKSON, TAX COLLECTOR TAX YEAR 1994 BILL NO 7765 L RP10S28E07000
 COUNTY COURTHOUSE ID 83318 23,00
 08) 678-7202

TAX	147.97	2ND	TAX	147.97	FULL	TAX	295.94	TOT	MV	23,00
PEN		HALF	PEN			PEN				
INT			INT			INT				
COST			COST			COST		WAC		3.00
TOT			TOT			TOT		TOT ACS		157.00

***TAXING DISTRICT** **RATE** **AMOUNT**
 COUNTY 004091368 94.00
 SCH DIST 381 007089492 163.00
 BURLEY HWY 001661721 38.00
 FLOOD DIST 15 000000000
 TOTALS 012842581 295.00
 NET TAX/SPECIALS DUE 295.00

E1/2E1/2
 S 7 T 10 R 28

J E U E L V

DEC 09 1994

Department of Water Resources
 Southern Region Office

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 APPLIED TO THE OLDEST DELINQUENT YEAR.
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 PERSONAL CHECKS ARE YOUR RECEIPT
 SUBJECT TO BANK CLEARANCE.

JUN 07 1995

20, 2

20, 21

PERSONAL CHECKS ARE YOUR RECEIPT

CHECK PAYABLE TO:
BREKSON, TAX COLLECTOR
COUNTY COURTHOUSE
ID 83318
08) 678-7202

TAX BILL/RECEIPT CODE AREA -00
TAX YEAR 1994 BILL NO 7701

PARCEL NUMBER
RP10527E17440

23,0

TOT MV 23,0

AX 147.92 2ND TAX 147.92 FULL TAX 295.84
PEN HALF PEN
INT INT
COST COST
TOT TOT

TOT ACS 80.0

WUDDBURY LYLE ETUX
HEGLAR RT
AMERICAN FALLS ID 83211

TAXING DISTRICT **RATE** **AMOUNT**
COUNTY .004091368 94.4
SCH DIST 381 .007089492 163.4
BURLEY HWY .001661721 38.2
FLOOD DIST 15 .000000000
TOTALS .012842581 295.0
NET TAX/SPECIALS DUE 295.0

S1/23E
S 13 T 10 R 27

U 5 5 5 11 W

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RECEIVED

JUN 07 1995

DEC 09 1994
Department of Water Resources
Southern Region Office

CHECK PAYABLE TO: EREKSON, TAX COLLECTOR
A COUNTY COURTHOUSE
Y, ID 83318
208) 678-7202

TAX BILL/RECEIPT
TAX YEAR 1994
BILL NO 794
L

CODE AREA 12-00
PARCEL NUMBER
RP10S28E19300
5,00

TAX	32.33	2ND	TAX	32.33	FULL	TAX	64.66	TOT	MV	5,00
PEN		HALF	PEN			PEN				
INT			INT			INT				
COST			COST			COST				
TOT			TOT			TOT				

TOT ACS 46.85

WOODBURY LYLE ETUX
HEGLAR RT
AMERICAN FALLS ID 83211

##TAXING DISTRICT##	##RATE##	##AMOUNT##
COUNTY	004091368	20.00
SCH DIST 151	007049923	35.00
BURLEY HWY	001661721	8.00
FLOOD DIST 15	000000000	
TOTALS	012803012	64.00
NET TAX/SPECIALS DUE		64.00

LOT 1
S 19 T 10 R 28

55511 W

DEC 09 1994
Department of Water Resource
Southern Region Office

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JUN 07 1995

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Lyle D. &/or Carol Woodbury Phone 349-5591

Post office address Star Route, Declo, Idaho

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to in case of dated in county of
- (Name) vs (Name of court)
- b. License No. 43-2335 issued by the Idaho Department of Water Resources
- c. Claim No. on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant thru purchase of land
3. Source of water ground water tributary to
4. Date of priority April 8, 1949
5. Water is used for the following purposes:
- amount 4.0 cfs for irrig. & domestic purposes from to
- amount for purposes from to
- amount for purposes from to (month/day — both dates inclusive)
6. Total amount of water under right: a. 4.0 cubic feet per second &/or b. acre feet per annum
7. Location of original point of diversion is NE ¼ of SW ¼ of Section 18 Township 10S Range 28E, B.M., in Cassia County
- Additional points of diversion, if any
8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	28E	7									40			40		40	38		158
		18		35	10		40			40									125

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

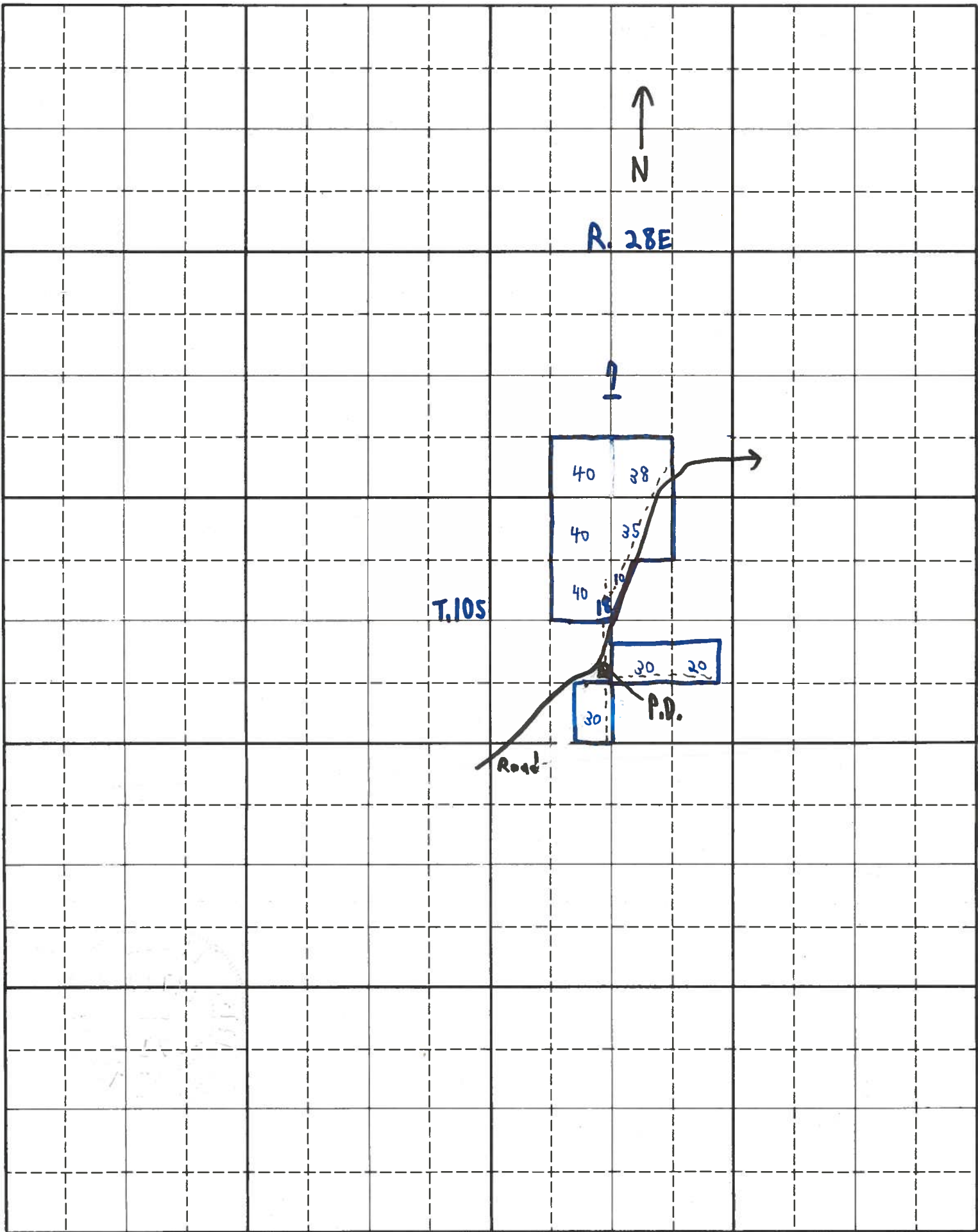
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
- a. Amount of water to be diverted _____ c.f.s. &/or _____ acre feet
- b. Point(s) of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
- c. Description of diverting works _____
- d. Describe the reasons for applying for a change in the point(s) of diversion _____
2. Change in place of use
- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	28E	7											40			38			78
		18		35	10		40			40			30	20	30				205

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

3. Remarks This transfer will remove conflict between existing license & Application
for Permit 43-7122, & will increase efficiency of irrigation system.
Original license does not show a period of use. Entire right is now
used for irrigation (no domestic use).

I hereby assert that no one will be injured by such change and 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.

Lyle D. Woodbury
(Signature of applicant)

Subscribed and sworn to before me this 20th day of June, 19 78.

Sheryl R. Merritt
(Notary public)

My commission expires

Life

Twin Falls, Idaho

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 43-2335
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 12th day of October, 19 78.

Norman C. Young
ADMINISTRATOR, OPERATIONS DIVISION

FOR DEPARTMENT USE ONLY

Received by JP Date 6-20-78

Protest filed by _____

Prelim. check by _____ Fee \$30.00 #10471

Receipted by SM Date 6/20/78

Copies of protest forwarded by _____

Published in South Idaho Press

Pub. dates 7/4 & 7/11/78

Hearing held by _____ Date _____

Watermaster recommendation requested on N/A

Recommended for approval denial

_____ rec'd. _____

by J.S.

RECEIVED

JUL 14 1978

Department of Water Resources
Southern District Office

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.
Cindy Duffin, being first

duly sworn, deposes and says that s/he is the
clerk of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2 times
consecutive weeks, commencing with the issue
dated 7-4 1978, and ending
with the issue dated 7-11 1978

Cindy Duffin

Subscribed and sworn to before me
this 12th day of July

1978
Norma M. Peterson Notary Public

Cost of Publication 14.35

Notary Fee

Total Cost 14.35

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1981

78-273

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
No. 43-2335

NOTICE IS HEREBY GIVEN that Lyle
D. &/or Carol Woodbury of Declo,
Idaho, have applied to the Depart-
ment of Water Resources for a
change of the place of use of the
waters of a ground water source.
The right sought to be changed is
evidenced by License No. 43-2335
and is recorded as follows:

Amount: 4.0 cfs, Priority: Apr.
8, 1949, Point of Diversion:
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, Twp. 10 S,
Rge. 28 E., B.M., Cassia County.
The water is used for irrigation and
domestic purposes of 283 acres
within the E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec.
7; W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 18,
Twp. 10 S., Rge. 28 E., B.M.

TO BE CHANGED AS FOLLOWS

The water will be used for
irrigation and domestic purposes of
283 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7; W $\frac{1}{2}$ NE $\frac{1}{4}$,
E $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$,
Sec. 18, Twp. 10 S., Rge. 28 E.,
B.M.

Any protest against approval of
the above proposed change of water
right must be filed with the Idaho
Dept. of Water Resources, 1041
Blue Lakes Blvd. North, Twin Falls,
Id. 83301, on or before July 21,
1978.

C. Stephen Allred
Director

Published in the South Idaho Press
on July 4 and 11, 1978.

MICROFILMED

State of Idaho
License and Certificate of Water Right

Water License No. 21007

Amount Four (4) second feet

Water District No.

Priority April 8, 1949

THIS IS TO CERTIFY that CARL FOLLETT
of American Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 8, 1949; that Permit No. 21007
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
Four (4) second feet, was issued thereunder on October 5, 1953, showing that said works
were completed on the 14th day of September, 1953; and that on the 27th
day of July, 1954,

CARL FOLLETT

of American Falls, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
~~exhibitor of~~ (subterranean flow), for the purpose of irrigation and domestic
use, under Use Permit No. 21007 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5356, on the 22nd day of September, 1954;

The right hereby confirmed dates from April 8, 1949;

The Point of Diversion is located

in the NE 1/4 SW 1/4, Sec. 18, Tp. 10 S., R. 28 E., B. M. Cassia County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed Four (4) cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	28 E.	7	NE 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	38
		18	NW 1/4 NE 1/4	40	35
			NE 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			SW 1/4 NE 1/4	40	10
			Number of Acres Actually Irrigated		283

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
22nd day of September, 1954.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

Nº 21007
43-2335

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28666
PERMIT No. 21007
DISTRICT No.

1. Name of Applicant: CARL FOLLETT

Postoffice address: American Falls, Heglar Route

County: Cassia

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 5.6

cubic feet per second.

3. Source of water supply: Subterranean flow (from well)

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 18 , T. 10 S. , R. 28 E. , B.M., County of Cassia

5. Water is to be used for Irrigation and domestic purposes

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 2,500.00

8. Kind of works: Well and pump- Ditch already constructed.

9. Height of dam feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

feet; height

feet.

11. Ditch: Width at bottom

feet; width at water line

feet; depth of water

feet;

dimensions of flume:

Diameter of pipe

inches; length of conduit

miles.

Average grade per mile

feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is Six (6) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Decreed water right in Raft River

16. (a) Is reservoir to be used?

If so, fill in (b) and (c) below:
- (b) Name of Reservoir and number of Storage Permit:
- (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

CARL FOLLETT

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 3:45 P. M. April 8, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21007
Recorded in Book 75 Page 21007 Approved April 14, 1949
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before June 14, 1949 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before October 14, 1951
The whole of said work to be completed on or before April 14, 1954
Beneficial use of water appropriated in accordance herewith, to be made on or before April 14, 1960

WITNESS My hand this 14th day of April, 1949

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho, and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 14th day of April, 1949.

STATE OF IDAHO

Countersigned: By C. A. ROBINS Governor.

(SEAL) By J. D. "CY" PRICE Secretary of State.

REMARKS: This filing is supplemental to the existing water right, from which it is difficult to obtain sufficient water.

14.

Twp.	Range	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	
10 S.	28 E.	7																	120
		18	40	40			40		40		40				40	40			160
Total Number of Acres to be Irrigated -																			280

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. 21007

Comes now CARL FOLLETT, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 21007, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: E¹/₂ of SW¹/₄, W¹/₂ SE¹/₄, Sec. 7 and W¹/₂ of NW¹/₄, Sec. 18, and NW¹/₄ of NE¹/₄ Sec. 18, Township 10 South, Range 28 East of Boise Meridian, making a total of 280 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at 10:00 P.M., this 1st day of October, 1953.

CARL FOLLETT

Date of receipt at Office of Department of Reclamation October 2, 1953.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 21007. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

E. N. HUMPHREY
Deputy State Reclamation Engineer

Permit No. 21007

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that CARL FOLLETT of Heglar Route, American Falls, County of Cassia, and State of Idaho, the holder of Permit No. 21007, issued upon Application No. 28666 bearing date of priority of April 8, 1949, authorizing the diversion of 5.6 second feet of the waters of a well (subterranean flow) County of Cassia, and State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use Four (4) second feet of the waters of said well; that the point of diversion of said waters is near the Northeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Twp. 10 South, Range 28 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 7; W $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18, All in Twp. 10 South, Range 28 East, B.M.

Witness my hand this 5th day of October, A.D. 1953.

MARK R. KULP
State Reclamation EngineerProof of Completion of Works made September 14, 1953.
Certificate of Completion of Works issued October 5, 1953.

LICENSE ISSUED FOR 4 SEC. EL

Pg. 5356

Woodbury Rights

1. North Pivot Sec. 7

43-7122B	1.66 cfs	217.3 ac	94.1 ac/yr
43-2434B/13319	2.17 cfs	"	123.2 "
	<u>3.83</u>	217.3	217.3
	= 191.5"		

2. South Pivots

43-7122A	3.21 cfs	360.3 ac	255.9 ac/yr
2434A/13320	3.19 cfs	180.5 ac	180.5 "
2335	4.0 cfs	360.3 ac	283 ac/yr
	<u>10.4 cfs</u>	540.8	540.8
	= 540"		
	total 711.5"		

3. Original Rights

		303.7	
43-2434	5.36 cfs	~~303.7~~	
2335	4.00 cfs	283 ac	
7122A	3.21 cfs	360.3 ac	255.9 ac/yr
B	1.66 cfs		
	<u>14.23</u>		
	711.5"		



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

July 17, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Lyle Woodbury
Star Rt. Box 54
Declo Idaho 83323

RE: Transfer Approvals Nos. 4464 and 4465 on water rights
43-02335, 43-02434A and 43-02434B

Dear Lyle;

I am in receipt of your letter in regards to the above referenced transfer approval.

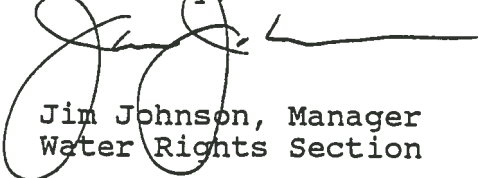
Perhaps further explanation of the reason behind adding the condition will help alleviate your concerns.

Basically the Department is attempting to minimize demand on groundwater supplies by encouraging continued use of surface water that may have historically been used on the same land that groundwater is subsequently being applied. I am not sure what your actual use of surface water has been, from reviewing our records it appears that you continue to use surface water rights.

The department did not mean to infer in condition #8 that your groundwater rights would be invalid if you transferred, leased or sold your surface water rights. We read the condition to mean that you cannot transfer, or otherwise relocate the use of your surface water right without filing a transfer application which is required by law under the provisions of Section 42-222, Idaho Code. You should, however, continue to use the surface supply when it is available.

I am open for an appointment if you still have any questions. My phone number is 208-327-7947.

Sincerely,



Jim Johnson, Manager
Water Rights Section



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JUNE 6, 1995

LYLE D WOODBURY
STAR RT BOX 54
DECLO ID 83323

Transfer of Water Right Nos. 43-02335 and 43-02434A/43-02434B

Dear Water Right Holder(s):

Enclosed are copies of your approved Transfers of Water Right for the above referenced water rights (Transfer No. 4464 and 4465). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfers.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a horizontal line extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

RECEIVED

JUN 07 1995

MEMORANDUM

TO: FILE NO. 43-02335

FROM: PAM SKAGGS/^{CS}STATE OFFICE

SUBJECT: TRANSFER NO. 4464

DATE: June 2, 1995

=====

Transfer No. 4464 was filed to add a point of diversion and change the place of use under Right No. 43-02335 to reflect changes in the system since licensing.

The transfer combines the two wells to serve an expanded permissible place of use partially covered by Permit No. 43-07122 and used in conjunction with surface rights. Permit No. 43-07122 will be licensed with combined right conditions to complete the permissible place of use.

Season of use and diversion volume were adjusted to current standards. Recommended conditions include permissible place of use limits, supplemental groundwater conditions and limits, multiple points of diversion/measuring devices, and standard transfer conditions.

MINERAL MEN
JUN 07 1995

TRANSFER REVIEW SHEET
(04-95)

Transfer # 4464

Date Reviewed 6-2-95
28

Right(s) 43-02335 _____

☒ Print Split Summary ☒ Run POU Comparison Report

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership 94 Tax Notices cover all

Transfer ☒ All of Right _____ Portion of Right
Resulting Split(s) NONE

Check Transfer Against Right Season/Vol. C/4.0

- (1) ☒ Priority (2) _____ Use (3) _____ Season (4) ☒ Rate (5) _____ Volume
(6) ☒ Source (7) _____ P/D (8) _____ P/U (9) ☒ Proof/Owner (10) ☒ Map
(11) NO Water District (12) NO Pertinent Conditions (13) NO Expansion
Limit IRR Acres
(2) Database still reflects DOM use, but it was specifically removed under
Transfer No. 2262.
(3) Assign season - standard = 04-01 to 10-31
(5) Assign standard VOL $4 \times 28.3 = (113.2 \text{ afa}) < 4 \times 21.3 \times 1.9835 = 1690$
(7) Add P/D Sec 7
(8) Rearrange acres + create PP/U

Existing Wells
GW Supplemental

Transfer Remarks 283 Acres
PP/U WB7, WB3, WB8 WB4
Conditions DOM, T07, T08 T09, T17

Database/Processing Notes T file - straight approval form with * PP/U

WR Reports File _____ Transfer Memo Complete ☒

WRO749NP
No. T43-02335

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/02/95
PAGE: 1

OWNER		PRIORITY		USE PERIOD		DIVERSION		DIVERSION	
CODE	NAME & ADDRESS	DATE	WATER USE	FROM	TO	RATE	VOLUME		
C	LYLE D WOODBURY STAR RT BOX 54 DECLD ID 83323 (208) 349-5571	04/08/1949	IRRIGATION	04-01	10-31	4.000 CFS	1132.00 AFA		
TOTAL DIVERSION:						4.000 CFS	1132.00 AFA		

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Points(s) of Diversion: T10S R28E S07 SESW
S18 NESW
CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

NE		NM		SM		SE		SUM	
T	R S	NE	SE	NM	SM	SE	SE		
10S 27E 12	: Lt Ac	NE	SE	NM	SM	SE	SE		
10S 27E 13	: Lt Ac	NE	SE	NM	SM	SE	SE		
10S 28E 7	: Lt Ac	NE	SE	NM	SM	SE	SE		
10S 28E 18	: Lt Ac	NE	SE	NM	SM	SE	SE		
14	09	: 35	04	18	35	: 20	46	14	01
TOTAL ACRES									360.3

Pou County: CASSIA

Other Water Rights with Same Point(s) of Diversion and Source:
43-02335 L43-07122A

Other Water Rights Listing Overlapping Place(s) of use:
43-00179 43-00180 43-00181B 43-00424 43-00425 43-02335 43-02434 43-07122 L43-07122A L43-07122B
T43-02434A T43-02434B

Conditions of Approval:

- T07 - The change authorized by this transfer shall be accomplished
- Within one (1) year of the date of this approval.
- T08 - 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.
- T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.
- T17 - Prior to diversion of water under this approval, the right holder
- shall provide a means of measurement acceptable to the Department
- from all authorized points of diversion which will allow
- determination of the total rate of diversion.

Remarks:

This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 1,132.0 af for the lands above.
The right holder shall use the full allotment of apurtenant surface water rights, to the extent they are available, in

Remarks:

conjunction with groundwater diverted pursuant to this right. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.



Right No. 43-02335 is limited to the irrigation of 283.0 acres in the place of use described above in a single irrigation season. The total instantaneous diversion of water from all points of diversion under Transfer No. 4464 shall not exceed 4.00 cfs, nor total combined annual volume of 1,132.0 af.

Dates:

App. Received: 06/30/1994 Priority Date: 04/08/1949
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 12/26/1979

Misc:

Water District Number: Field Exam Fee:

Comments:

Date: 10/31/1994 User-ID: MBALDWIN Subject: TRANSFER NO. 4464
T# 4464 filed on 6/30/94, proposes to add diversion point & change place of use.
T# 4464 also proposes to create a permissible place of use with Permit No. 43-07122A.
Permissible place of use not to exceed 283 acres per annum.

Audit:

10/31/94 MBALDWIN 06/02/95 PSKAGGS

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11/11/11

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 06/01/95
PAGE: 1

WATER RIGHT NUMBER	NAME	CFS
43-02335	WOODBURY , LYLE D. WOODBURY , CAROL	4.00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEETINITIAL REVIEW BY: MTS

1. Right number 43-02335 Applicant Lyle Woodbury
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred. *Rec'd 12/9/94 mb*
Filed
- h. ☒ Check for expansion in use of right. Comments PP4 with 43-07122A.
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) 43-07122A, (43-02434 - see companion transfer)
- j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: ADN

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* Combined limits with pending license
43-07122A. T09 T16 (Mars Device & Reporting
requirements) **RECEIVED**
DEC 21 1994
4. By ADN Date 12/15/94 Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

November 28, 1994

LYLE WOODBURY
STAR RT BOX 54
DECLO ID 83323

RE: APPLICATIONS FOR TRANSFER NOS. 4464 (43-02335) & 4465 (43-02434B, 43-02434A)

SECOND REQUEST

Dear Mr. Woodbury:

Legal advertising has been completed on the above referenced applications with no protests filed against the applications.

As requested in our correspondence dated 10/31/94, evidence of ownership of the land to which the water is appurtenant such as copies of deeds, tax records, etc. and/or a notarized statement from any lien holder on the property is needed before the applications can be forwarded to our state office for approval.

We will continue to hold the applications until the requested information is received.

If you have any questions or if this office can be of further assistance, please feel free to contact this office.

Very truly yours,

Mel Schulte
Sr. Water Resource Agent

MS:MB

RECEIVED
JUN 07 1995

SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION

County of Cassia)
STATE OF IDAHO) ss
)

Kary D. Miller, being first duly sworn, deposes and says that she is the General Manager of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of The South Idaho Press for two consecutive week(s), commencing with the issue dated Nov. 7, 1994, and ending with the issue dated Nov. 14, 1994.

Kary D Miller

STATE OF IDAHO)
COUNTY OF Cassia)

On this 18th day of November in the year of 1994 before me, a Notary Public, personally appeared Kary Miller, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Kelly Blommon

Notary Public for Idaho

Residing at Burley, ID

My commission expires: May 23, 1997

Cost of Publication 50.76
Notary Fee 50
Total Cost 51.26

OK MB 11/25/94
RECEIVED
JUN 07 1995

RECEIVED
NOV 25 1994
Department of Water Resources
Southern Region Office

94-411

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT NO. 43-02335**

Notice is hereby given that LYLE WOODBURY of Declo, ID has applied to the Department of Water Resources to change the following described water right pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4464.

The purpose of this change is to add a diversion point, change place of use and create a permissible place of use.

WATER RIGHT AS RECORDED:

Water Right No. 43-02335

Basis: License

Date of Priority: 4/8/1949

Amount: 4.0 cfs

Source: groundwater

Use: irrigation from 4/1 to 10/31

Point of Diversion: NESW, S18, T10S, R28E; Cassia County.

Place of Use: 283 acres within SESW, SWSE, S7, T10S, R28E; W1/2NE, E1/2NW, SESW, N1/2SE, S18, T10S, R28E.

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

WATER RIGHT NO. 43-02335 TO BE CHANGED by points of diversion within SWSESW, S7, T10S, R28E; SENESW, S18, T10S, R28E to be used for irrigation of 360.3 acres within E1/2SE, S12, T10S, R27E; NESE, S13, T10S, R27E; SW, W1/2SE, S7, T10S, R28E; W1/2NE, NW,SW, S18, T10S, R28E.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before November 25, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in the South Idaho Press on
November 7 & 14, 1994.

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OF WATER RIGHT NO. 43-02335**

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R. Keith Higginson, Director

Published in the South Idaho Press on 11/7 & 11/14/94.

RECEIVED
JUN 07 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

November 1, 1994

SOUTH IDAHO PRESS
PO BOX 190
BURLEY ID 83318

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

RECEIVED
JUN 07 1995

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R. Keith Higginson, Director

Published in the South Idaho Press on 11/7 & 11/14/94.

RECORDED

JUN 07 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

October 31, 1994

R. KEITH HIGGINSON
Director

LYLE WOODBURY
STAR RT BOX 54
DECLO ID 83323

Re: Applications for Transfer No. 4464 (43-02335) and 4465 (43-02434)

Dear Mr. Woodbuy:

The Department of Water Resources acknowledges receipt of your Applications for Transfer.

This office has scheduled advertising the applications in the South Idaho Press for 11/7 and 11/14/94. The advertisements will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

Before we can forward your applications to our state office for approval we must include in the file evidence of ownership of the land to which the water is appurtenant such as copies of deeds, tax records, etc. and/or a notarized statement from any lien holder on the property.

State Office personnel will conduct a complete review prior to final processing of the applications and will notify you of the outcome of this review.

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

Very truly yours,

Mel Schulte
Sr. Water Resource Agent

RECEIVED
JUN 07 1995

October 13, 1978

Re: Transfer of Water Right No.'s 43-2335/43-2434

Lyle E. &/or Carol Woodbury
Star Route
Declo, Idaho 83323

Dear Mr. and Mrs. Woodbury:

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No.'s 2262/2263). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:lr

Enc: 2

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

August 25, 1978

Mr. & Mrs. Lyle D. Woodbury
Star Route
Declo, Idaho 83323

Re: Applications for Transfer of Water Right #43-2434 & 43-2335

Dear Mr. & Mrs. Woodbury:

Enclosed please find your original tax statements received in this office August 22, 1978.

We have made copies and filed them in our files.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

August 10, 1978

Mr. Lyle D. &/or Carol Woodbury
Star Route
Declo, ID 83323

Re: Applications for Transfer Nos. 43-2434 & 43-2335

Dear Mr. & Mrs. Woodbury:

This office has completed Regional processing of your two Applications for Transfer. However, before they can be forwarded for final action it will be necessary for you to furnish proof of ownership of the lands from which water is being transferred. This may be in the form of a copy of a Warranty Deed, Title Report, or Tax Notice giving legal descriptions.

Please forward the necessary information at your earliest convenience so that processing of the Applications can be completed.

Very truly yours,

Loren O. Holmes
Southern Region Supervisor

LOH:sm

MICROFILMED

CALVIN G. HEINER
CASSIA COUNTY ASSESSOR
CASSIA COUNTY COURT HOUSE
BURLEY, IDAHO 83318

THIS IS NOT A TAX BILL
PLEASE KEEP THIS COPY FOR YOUR RECORDS
IMPORTANT INFORMATION ON REVERSE SIDE

PAID
PERMIT NO. 146
BURLEY, IDAHO
RETURN POSTAGE GUARANTEED

PARCEL NO.	03374-A	MAY 22, 1978		
PROPERTY ADDRESS	CODE AREA 46	ASSESSMENT RATIO 17.70		
PROPERTY DESCRIPTION	LAST YEAR'S MARKET VALUE FOR ASSESSMENT PURPOSE	QUANTITY	MARKET VALUE FOR ASSESSMENT PURPOSE	ASSESSMENT VALUE
IRR. AG.		25.00	8400	1487
IRR. GRAZING		50.00	3600	637
PRY GRAZING		5.00	90	16
ESTIMATED TAX			148.19	

LEGAL DESCRIPTION

S1/2SE 13-10-27

NAME/ADDRESS

LELAND R WOODBURY ETUX
% LYLE WOODBURY
HEGLAR RT
AMERICAN FALLS, ID
83211

12-20-77=

STATEMENT

Please Return This Statement With Your Remittance

Burley, Idaho June, 19 78
M Lyle Woodbury
Heglar Rt.
American Falls, Id. 83211

The records of this office show the following taxes to be assessed
in the name of

and described as follows:

Year	Certificate	Original Tax and Penalty	Interest	Total
1/2 1977	3324-A			71.29
1/2 1977	3324-B			124.50
1/2 1977	3633			920.59
1/2 1977	3634-A			56.62
1/2 1977	3634-B			8.21
				1181.91

Paid June 20

June 20th Deadline

Kindly make prompt remittance, as above interest is computed
to

Make draft payable to Tax Collector, Cassia County.

Very Respectfully,
SHIRLEY POVLSEN
Cassia County Treasurer

Deputy.

MICROFILMED

CALVIN G. HEINER
CASSIA COUNTY ASSESSOR
CASSIA COUNTY COURT HOUSE
BURLEY, IDAHO 83318

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U.S. POSTAGE
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PERMIT NO. 146
BURLEY, IDAHO
RETURN POSTAGE GUARANTEED

PARCEL NO.	03374-B	MAY 22, 1978		
PROPERTY ADDRESS	CODE AREA 12	ASSESSMENT RATIO 17.70		
PROPERTY DESCRIPTION	LAST YEAR'S MARKET VALUE FOR ASSESSMENT PURPOSE	QUANTITY	MARKET VALUE FOR ASSESSMENT PURPOSE	ASSESSMENT VALUE
IRR. AG.		40.00	13440	2379
IRR. GRAZING		80.00	5760	1020
	ESTIMATED TAX		256.22	

LEGAL DESCRIPTION

NAME/ADDRESS

N1/2NE NW 24-10-27

LELAND R WOODBURY ETUX
% LYLE WOODBURY
HEGLAR PT
AMERICAN FALLS, ID
83211

CALVIN G. HEINER
CASSIA COUNTY ASSESSOR
CASSIA COUNTY COURT HOUSE
BURLEY, IDAHO 83318

CASSIA COUNTY ASSESSMENT NOTICE
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FIRST CLASS MAIL
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BURLEY, IDAHO
RETURN POSTAGE GUARANTEED

PARCEL NO.	03634-A	MAY 22, 1978		
PROPERTY ADDRESS	CODE AREA 40	ASSESSMENT RATIO 17.70		
PROPERTY DESCRIPTION	LAST YEAR'S MARKET VALUE FOR ASSESSMENT PURPOSE	QUANTITY	MARKET VALUE FOR ASSESSMENT PURPOSE	ASSESSMENT VALUE
DRY GRAZING		320.00	9504	1682
	ESTIMATED TAX		116.47	

LEGAL DESCRIPTION

NAME/ADDRESS

E1/2E1/2 SEC 7 T10 R28
E1/2NE N1/2SE
SEC 15 T 10 R 28

LELAND R WOODBURY ETUX
% LYLE WOODBURY
HEGLAR PT

CALVIN G. HEINER
CASSIA COUNTY ASSESSOR
CASSIA COUNTY COURT HOUSE
BURLEY, IDAHO 83318

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PERMIT NO. 146
BURLEY, IDAHO
RETURN POSTAGE GUARANTEED

PARCEL NO.	03633	MAY 22, 1978		
PROPERTY ADDRESS	CODE AREA 40	ASSESSMENT RATIO 17.70		
PROPERTY DESCRIPTION	LAST YEAR'S MARKET VALUE FOR ASSESSMENT PURPOSE	QUANTITY	MARKET VALUE FOR ASSESSMENT PURPOSE	ASSESSMENT VALUE
IRR. AG.		243.00	37480	15480
IRR. GRAZING		376.00	24064	4259
DRY GRAZING		212.00	6404	1134
WASTE		8.74		
RURAL IMP.			5436	1670
MACH.-EQUIP.			26125	4093
	ESTIMATED TAX		1,004.69	

LEGAL DESCRIPTION

NAME/ADDRESS

E1/2E1/2 E1/2NW SW1/4
SEC 7 T 10 R 28
N1/2 N1/2NE
SEC 15 T 10 R 28

LELAND R WOODBURY ETUX
% LYLE WOODBURY
HEGLAR PT
AMERICAN FALLS, ID
83211

CALVIN G. HEINER
CASSIA COUNTY ASSESSOR
CASSIA COUNTY COURT HOUSE
BURLEY, IDAHO 83318

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U.S. POSTAGE
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RETURN POSTAGE GUARANTEED

PARCEL NO.	03634-B	MAY 22, 1978		
PROPERTY ADDRESS	CODE AREA 12	ASSESSMENT RATIO 17.70		
PROPERTY DESCRIPTION	LAST YEAR'S MARKET VALUE FOR ASSESSMENT PURPOSE	QUANTITY	MARKET VALUE FOR ASSESSMENT PURPOSE	ASSESSMENT VALUE
DRY GRAZING		40.05	1264	224
	ESTIMATED TAX		16.89	

LEGAL DESCRIPTION

NAME/ADDRESS

LOT 1 SEC 15 T 10 R 28

LELAND R WOODBURY ETUX
% LYLE WOODBURY
HEGLAR PT

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 43-2335

Notice is hereby given that Lyle D. &/or Carol Woodbury of Declo, Idaho, have applied to the Department of Water Resources for a change of the place of use of the waters of a ground water source. The right sought to be changed is evidence by License No. 43-2335 and is recorded as follows:

Amount: 4.0 cfs

Priority: Apr. 8, 1949

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, Twp. 10S, Rge. 28E., B.M.,
Cassia County.

The water is used for irrigation and domestic purposes of 283 acres within the E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7; W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 18, Twp. 10S, Rge. 28E., B.M.

TO BE CHANGED AS FOLLOWS

The water will be used for irrigation and domestic purposes of 283 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7; W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 18, Twp. 10S, Rge. 28E., B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Dept. of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, ID 83301, on or before July 21, 1978.

C. STEPHEN ALLRED

Director

Published in the South Idaho Press on 7/4 & 7/11/78.

MICROFILMED

78-273

ok/sm
7/7/78

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
No. 43-2335**

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Amount: 4.0 cfs, Priority: Apr. 8, 1949, Point of Diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, Twp. 10 S, Rge. 28 E., B.M., Cassia County. The water is used for irrigation and domestic purposes of 283 acres within the E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7; W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 18, Twp. 10 S., Rge. 28 E., B.M.

TO BE CHANGED AS FOLLOWS

The water will be used for irrigation and domestic purposes of 283 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7; W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 18, Twp. 10 S., Rge. 28 E., B.M.

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C. Stephen Allred
Director

Published in the South Idaho Press
on July 4 and 11, 1978.

June 26, 1978

South Idaho Press
Box 190
Burley, ID 83318

Re: Transfer of Water Right No. 43-2434 - Lyle D. &/or Carol Woodbury
" " " " No. 43-2335 - Lyle D. &/or Carol Woodbury

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Terry C. Blau
Acting Southern Region Supervisor

TGB:sm

Enc.

MICROFILMED

September 22, 1954

RE: Permit No. 21007

Mr. Carl Follett
Neglar Route
American Falls, Idaho

Dear Mr. Follett:

We enclose License and Certificate of Water Right issued under Permit No. 21007 confirming your right to the use of 4 second feet of water from a well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Township 10 South, Range 28 East B.M. with priority of April 8, 1949, for irrigation and domestic use on the E $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 7 and the W $\frac{1}{2}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 18, Township 10 South, Range 28 East B.M.

We also enclose departmental receipt No. 26938 for the \$14.00 fee paid in connection with beneficial use proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

21007

✓
September 17, 1954

RE: Permit No. 21007

Mr. Carl Follett
Heglar Route
American Falls, Idaho

Dear Mr. Follett:

The report of our field engineer on examination for beneficial use on your Permit No. 21007 shows that you have irrigated 283 acres in the E $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 7 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 18, Township 10 South, Range 28 East B.M.

A license can therefore be issued for $\frac{1}{4}$ second feet of water from your well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Township 10 South, Range 28 East B.M. upon receipt of the statutory fee amounting to \$14.00, which is at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

21007

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21007

REPORT ON PROOF OF Beneficial Use

CARL FOLLETT, Heglar Route, American Falls, Idaho

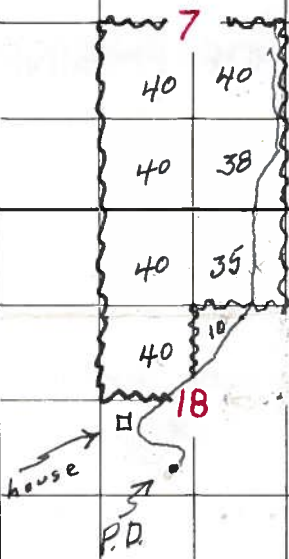
4. cfs
smrk

app .56 cfs
c/w 4 "

273 acres
7-40's

R-28E.

T.
10
S.



Sen Land Office marker.

Subdivisions = 7

Area = 283 a. 110 acres N.W. 1/4 not in permit

Q = 208 inches (Sparling meter)

T = 57°F

C/20 for 4 q's

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 21007

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant Carl Follett, Heglar Route, American Falls, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18
T. 10 S. R. 28 E. County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: Well is 200' deep by 16" diameter cased to bottom. Pump down 150'. 10" column, 3 stage 12" bowls. 75 hp G. E. Motor, Serial No. SKJ 505005. Layne Bowler Pump No. 19925. No protection 8' by 10' concrete curbing. Delivery through 10" pipe line to East into a concrete main ditch heading to fields by gravity.

5. Water is used for: Irrigation and domestic purposes
6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 7;W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18;Twp. 10 South, Range 28 East, B. M.See the map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

This examination was made on the 3rd day of September, 1954(Signed) E. N. Humphrey Examiner.

21007

Carl Follett
Heglar Rte., American Falls
Idaho
Permit No. 21007

Examination for Beneficial use

County Cassia

18-10S. - 28E.

Q = 5.6 c.f.s.

S = Well

P.D. = NE. SW. Sec. 18, T. 10S. = R. 28E

Use = Irrigation & Domestic

500 ft in 2 M. 208"

57°F

Priority = April 8, 1949
Due = April 14, 1960

C/W = 10-5-53

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
SEP 8 1954

Department of Reclamation

75 hp. G. E. 440v.
1765 rpm. 90.5 amps.
SKT 505008

Layne B. Pump. 19928-

8' x 10' cone curb.

No protect

Bulldozer G. E. Sweeper
and controls on panel to
S. on edge of platform.

200' x 16" ced.

Pump

150' x 10" col

3 stage 12"

H = 48'

dd = 52'

August 30, 1954

RE: Permit No. 21007

Mr. Carl Follett
Heglar Route
American Falls, Idaho

Dear Mr. Follett:

I intend to make inspection in connection with your Permit No. 21007 some time Friday, September 2.

Please be prepared to accompany me on the inspection.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:br

21007

August 3, 1954

RE: Permit No. 21007

Mr. Carl Follett
Heglar Route
American Falls, Idaho

Dear Mr. Follett:

We acknowledge receipt of the depositions of yourself and two witnesses also affidavit of publication in the Burley Herald-Bulletin submitted in proof of beneficial use on Permit No. 21007.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

21007

**NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE**

Notice is hereby given that at 2:00 P.M. on the 27th day of July, 1954, at Burley, County of Cassia, State of Idaho, before Henry W. Tucker, Notary Public, proof will be submitted of the application to beneficial use of 5.6 cubic feet per second of the waters of subterranean flow from well in accordance with the terms and conditions of Permit No. 21007 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Carl Follett, Heglar Route, American Falls, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is 5.6 cu. ft. per second.

The place where said water is used: E $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 7, W $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 18, NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 18, all in Township 10 South, Range 28 East, Boise Meridian, Cassia County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is —

The right to take water from such works is based upon Permit No. 21007.

The source of supply from which such water is diverted is subterranean waters from deep well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Twp. 10 South, Range 20 East, B. M.

The date of priority which said user is prepared to establish is April 8, 1949.

MARK R. KULP,
State Reclamation Engineer.
Published in Burley Herald July 1-8-15-22, 1954.

* Affidavit of Publication.

The Burley Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

...Junior W. Ross..., first being duly sworn, deposes and says: That he is the printer of The Burley Herald and/or The Burley Bulletin, a weekly newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for ...four... consecutive weeks, commencing with the issue dated July 1., 19.54., and ending with the issue dated July 22, 19.54..

Junior W. Ross
.....

Subscribed and sworn to before me this 22nd day of July, 19.54.

Hazel G. Goodall
.....
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

My Commission Expires June 4, 1955

21007

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 30 1954
Department of Reclamation

Permit No. 21007

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Carl Folloett - Heglar Route, American Falls, Idaho
farmer

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. NONE

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 21007 - April 8¹⁴, 1949 - Date of priority June 14⁴⁻⁸, 1949

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Deep well, On NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18, Tp. 10 S. R. 28 E. B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Deep well- 200 feet deep- 16 inch casing- electric pump
and laterals and ditches for irrigation of 280 acres. Water is 100
feet deep in well. Pump discharged 5.6 cu. ft. per second.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of 280 acres of land, described as follows:
E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7; W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 18; and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18 all in Tp. 10
R. 28 East of Boise Meridian. All under cultivation; and under
irrigation. Crops- potatoes and grain

21007 ^{ML}

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. NONE

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. 5.6 cu. ft. per second

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. By purchase

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Fully used since Fall of 1953 in raising crops on lands above described.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. 1700^{inches} decreed Raft River waters, decreed to this land; this is early waters of Raft River, and does not extend into late Summer

(Sign)

Carl Follitt

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed

and sworn to before me, at my office in Burley, County of Cassia,

State of Idaho, on this 27th day of July, A. D. 1954,

Henry H. Tucker

Notary Public

My commission expires June 1, 1958.

21007

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21007

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Earl J. Allen, Age 47, residence at Heglar Route, American Falls, Idaho; farmer and service station operator

Ques. 2. Are you acquainted with Carl Follott, the holder of Permit No. 21007? How long have you known him and where does he reside?

Ans. Yes- I have known him over 5 years. He resides on his farm at Heglar Route, American Falls P. O. Idaho

Ques. 3. Have you read or heard read said Permit No. 21007, and are you familiar with its provisions and conditions?

Ans. Yes. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Deep Well, // Diversion is on NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18, Tp. 10 S. R. 28 E. electric pump on well.
B. M. laterals and ditches to convey water on the land.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 5.6 cu feet of water per second. I have seen it carry that amount of water from that well to the land.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Practical farmer used to irrigation water for many years; and I estimated the water at 5.6 cu. ft. per second

21007

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation. It is used on 280 acres of land, described as :
~~E¹/₂SW¹/₄, W¹/₂SE¹/₄ Sec. 7; W¹/₂NW¹/₄ Sec. 18, and NW¹/₂NE¹/₄ Sec. 18, all in~~
~~Tp. 10 S. R. 28 East of Boise Meridian~~

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. NONE

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Arid land requiring water from Raft River and this well to be properly irrigated and to raise profitable crops.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No interest

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen all the lands above described covered with this water for irrigation purposes; and for raising crops.

(Signed)

Earl J. Allen

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Burley, County of Cassia, State of Idaho, on this 27th day of July, A. D. 1954.

Henry H. Tucker

Notary Public.

My commission expires June 1, 1958.

21007

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21007

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Elijah Daniels, Age 71 years, American Falls, Heglar Route, Ida.

Ques. 2. Are you acquainted with Carl Follett, the holder of Permit No. 21007? How long have you known him and where does he reside?

Ans. I have known him over 40 years. He lives on his farms at Heglar Route, American Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. 21007, and are you familiar with its provisions and conditions?

Ans. Yes- Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Deep well on NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18, Tp. 10 S. R. 28 E. B. M. Electric pump- Laterals and ditches to the fields for irrigation of crops

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 5.6 cu. ft. I have seen that much water being used from this well.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 5.6 cu. ft. per second. I estimated it as a practical farmer acquainted with irrigation water for many years

21007

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation only. It is used on 280 acres of land described as: E¹/₂SW¹/₄, W¹/₂SE¹/₄, Sec. 7; W¹/₂NW¹/₄ Sec. 18; and NW¹/₄NE¹/₄ Sec. 18, all in Tp. 10 S. R. 28 E. B. M. All in crop and irrigated land. Place is fenced and in crop. All cultivated.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. none

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Valley land, arid naturally, and would not raise profitable crops without water. It needs at least 5.6 cu. ft. per second. There is some high water from Raft River also at times.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen this water in use over all the lands described and used in raising crops thereon.

(Signed) Elijah Daniels

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Burley, County of Cassia, State of Idaho, on this 27 day of July, A. D. 1954.

Henry H. Tucker
Notary Public.

My commission expires June 1, 1958.

21007

State of Idaho

DEPARTMENT OF RECLAMATION BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, July 21, 1954

Re: Permit No. 21007
Carl Follett

Mr. Henry W. Tucker
Notary Public
Burley, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 21007.

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On July 27, 1954, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Burley, Idaho before Henry W. Tucker, Notary Public,

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

MARK E. KULP
Commissioner of Reclamation
State Reclamation Engineer

21007

RECEIVED
JUN 30 1954
Department of Reclamation

21007

RECEIVED
JUN 24 1954
Department of Reclamation



THIS SIDE OF CARD IS FOR ADDRESS

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

1007

Burley Idaho
June 20, 1954

Dear Mr. Kulp,

We acknowledge receipt of your
legal for Carl Follett, which we have marked
four consecutive issues to run July 1, 8, 15, 22,
1954, prior to July 27. THANKS

Very truly yours

The Herald-Bulletin

By

Mrs Hazel G. Woodall
21007

✓
June 24, 1954

RE: Permit No. 21007

Messrs. Creason & Creason
Box 98
Rupert, Idaho

ATTENTION: Mr. H. V. Creason

Dear Mr. Creason:

In accordance with your letter of June 21, we have sent to the Burley Herald-Bulletin, notice for beneficial use proof on Permit No. 21007 of Carl Follett, with instructions to publish once a week for four weeks prior to July 27, 1954, the date set for proof and to send Mr. Follett the affidavit of publication together with statement of costs.

We shall send to Mr. Henry W. Tucker, Notary Public at Burley the forms of deposition to be used in making this proof and at the time set, Mr. Follett should appear before him together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
cc Mr. Carl Follett

21007

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21007

Date: June 22, 1954

Burley Herald-Bulletin

Burley, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to July 27, 1954 the date set for proof, the expense of the publication to be paid by the applicant, Carl Follett of Heglar Route, American Falls, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

21007

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 2:00 ~~P~~^A M. on the 27th day of July, 1954,
at Burley, County of Cassia, State of Idaho, before
Henry W. Tucker, Notary Public, proof will be submitted of the
application to beneficial use of 5.6 cubic feet per second of the waters of subterranean
flow from well in accordance with the terms and conditions of Permit No. 21007
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

Carl Follett, Heglar Route, American Falls, Idaho.

The use to which said water has been applied is irrigation and domestic purposes

The amount applied to beneficial use is 5.6 cu. ft. per second.

The place where said water is used (for irrigation give full and accurate description of the lands irrigated)

E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 7, W $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 18, NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 18, all
in Township 10 South, Range 28 East, Boise Meridian, Cassia
County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is

The right to take water from such works is based upon Permit No. 21007

The source of supply from which such water is diverted is subterranean waters from

deep well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Twp. 10 South, Range 20 East, B. M.

April 8, 1949

The date of priority which said user is prepared to establish is October 14, 1951

MARK R. KULP

State Reclamation Engineer.

21007

CREASON & CREASON

ATTORNEYS AT LAW

RUPERT, IDAHO

H. V. CREASON
C. H. CREASON

June 21, 1954

Box 88
Phone 35

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

We enclose herewith application and Notice of Proof
Application of Water to Beneficial Use for Carl
Follett on permit No. 21007.

You will note that the hearing has been set for
July 27, 1954, before the Honorable Henry W. Tucker,
a Notary Public in Cassia County, Idaho.

Yours very truly

CREASON & CREASON

H. V. Creason
H. V. Creason

HVC:hc

RECEIVED
JUN 22 1954
Department of Reclamation

21007

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 21, 1954

(P. O.) Burley, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Burley- Hearald-Bulletin of Burley, Idaho published in
the county in which the works are situated.

Carl Felt

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per
second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

21007

✓
June 5, 1954

RE: Permit No. 21007

Messrs. Creason & Creason
Box 98
Rupert, Idaho

ATTENTION: Mr. H. V. Creason

Dear Mr. Creason:

In reply to your letter of June 4th, requesting the forms in connection with final proof on Permit No. 21007 in the name of Carl Follett.

Notice should be made in duplicate on Form 10 enclosed setting the time and place and naming the Notary Public before whom this proof will be made. The time of course must be set far enough ahead to allow for the statutory four weeks publication.

Both copies of Form 10 to be returned to this Department together with Form 11 which is authorization for us to have the notice published at permit holder's expense in the designated county newspaper.

We shall then send a copy of the notice to the newspaper with instructions in regard to publishing and shall send you the necessary forms of deposition to be used in making this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br

21007

CREASON & CREASON

ATTORNEYS AT LAW

RUPERT, IDAHO

H. V. CREASON
C. H. CREASON

June 4, 1954

Box 98
Phone 35

Commissioner of Reclamation
State House
Boise, Idaho

Re: Mr. Carl Follett
American Falls, Idaho

Dear Sir:

Mr. Follett is desirous of making final proof of work on the well located on the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, Township 10 South, Range 28 East, Boise Meridian.

Would you kindly forward us the necessary application blanks to be filled out by Mr. Follett for making final proof.

Yours very truly

CREASON & CREASON

H. V. Creason

H. V. Creason

HVC:hc

RECEIVED
JUN 5 1954
Department of Reclamation

21007 C/W m...a

B/W 4-14-60

21007

✓
October 6, 1953

RE: Permit No. 21007

Mr. Carl Follett
Heglar Route
American Falls, Idaho

Dear Mr. Follett:

We return your application for amendment to the land list in Permit No. 21007 which has been approved by the State Reclamation Engineer and recorded in this department.

We also enclose Certificate of Completion of Works issued under this permit for the diversion of 4 second feet of water from a well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Township 10 South, Range 28 East, B.M., for irrigation and domestic use on the E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 7, W $\frac{1}{2}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18, Township 10 South, Range 28 East, B.M.

We also enclose departmental receipt No. 26241 for the \$5.00 fee in connection therewith.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21007

✓
September 19, 1953

RE: Permit No. 21007

Mr. Carl Follett
Heglar Route
American Falls, Idaho

Dear Mr. Follett:

We return your affidavit submitted in proof of completion of works on Permit No. 21007 for the following corrections:

1. The land description in Question 8 does not entirely agree with the description in the permit. The permit describes the $SE\frac{1}{4}$ $SW\frac{1}{4}$ and $W\frac{1}{2}$ $SE\frac{1}{4}$ of Section 7 and the $E\frac{1}{2}$ $NW\frac{1}{4}$ and $W\frac{1}{2}$ $NE\frac{1}{4}$ Section 8. If there has been a change in the land description, an application for amendment should be made on the form enclosed.

2. Under Question 9, give the depth of the well, size and depth of the casing and kind and power of the pump.

A statutory fee of \$5.00 is required in connection with proof of completion of works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21007

Permit No. 21007

STATE OF IDAHO
Department of Reclamation

RECEIVED
SEP 15 1953

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Cassia

ss.

Carl Follett, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21007, and that his postoffice address is American Falls, Heglar State of Idaho Route

Second: That the name of the stream ^{FROM} which said water is to be ^{DIVERTED} directed is A well

Third: That the point of diversion of said water is near NE corner of NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 18 Township 10 South Range 28 East of the Boise Meridian

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by April 14, 1954

Fifth: That the use for which said water is intended is irrigation of crops

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: well
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: 16" well and pump.

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width feet, height feet.

(d) Conduit width at bottom feet, width at water line feet
(State whether ditch, flume or pipe)

feet, depth of water feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

Seventh: That said works are capable of conducting to the place of intended use Four second feet of water.

Eighth: That water appropriated under said permit is available for 280 acres of land described as follows: E $\frac{1}{2}$ of SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7 and W $\frac{1}{2}$ of NW $\frac{1}{4}$, Sec. 18, and NW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 18, Township 10 South, Range 28 East of Boise Meridian.

Ninth: Remarks: That Well 200 feet deep, 16 inch casing 200 feet. Electric Tested with diesel power and 75 horse power motor ordered for April of 1954.

(Sign Here)

Subscribed and sworn to before me this 14th day of September, 1953

My commission expires

Notary Public.

21007

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

B O I S E

Permit No. 21007

Date April 19, 1949

We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SALE as given under approval of the
State Reclamation Engineer, on the fourth page.

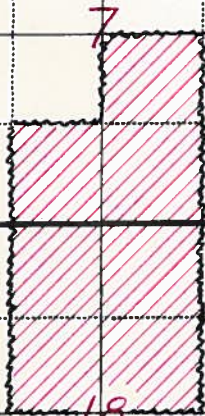
Mr. Carl Follett
Hegler Route
American Falls, Idaho

MARK R. KULP
State Reclamation Engineer

Enc. Departmental Receipt No. 21424

21007

T. 10 S., R. 28 E.



--- Point of Diversion - Well

Permit Map No. 21007
As Approved
APR 14 1949
MARK R. KULP
State Reclamation Engineer

21007

**NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE**

Notice is hereby given that at 2:00 P.M. on the 27th day of July, 1954, at Burley, County of Cassia, State of Idaho, before Henry W. Tucker, Notary Public, proof will be submitted of the application to beneficial use of 5.6 cubic feet per second of the waters of subterranean flow from well in accordance with the terms and conditions of Permit No. 21007 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Carl Follett, Heglar Route, American Falls, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is 5.6 cu. ft. per second.

The place where said water is used: E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 7, W $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 18, NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 18, all in Township 10 South, Range 28 East, Boise Meridian, Cassia County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is —

The right to take water from such works is based upon Permit No. 21007.

The source of supply from which such water is diverted is subterranean waters from deep well in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Twp. 10 South, Range 20 East, B. M.

The date of priority which said user is prepared to establish is April 8, 1949.

MARK R. KULP,

State Reclamation Engineer.

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