

g-2

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-29912
Permit No. G- 22184
District No.

General Delivery
Burley, Idaho

1. Name of Applicant: **ROLAND B. SMITH**

Postoffice address: **Burley**

County: **Cassia**

State: **Idaho**

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second **12.80** or Idaho
Miners' inches **640** or gallons per minute.

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: **Subterranean from wells**

4. Location of point of diversion or well is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section **32**
Twp. **11 S.**, Rge. **23 E.**, B. M., County of **Cassia** (**See Remarks**)

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

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B. M.

(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B. M.

7. Kind of works: **Wells, pumps and ditches**

8. Estimated cost of works: **\$ 50,000.00**

9. (a) Is reservoir to be used?

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is **Five(5)**
years.

11. If applicant is a corporation, give:

1. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

APPLICATION FOR PERMIT

Appropriate the Subterranean Waters of The State of Idaho

Application No. G-29912
Permit No. G- 22184
District No.

General Delivery
Burley, Idaho

Applicant: ROLAND B. SMITH

Address: Burley

County: Cassia

State: Idaho

of water claimed:

Rate of withdrawal in cubic feet per second. 12.80 or Idaho

Miners' inches 640 or gallons per minute.

Annual withdrawal in acre feet per annum

of water supply: Subterranean from wells

of point of diversion or well is in the 1/4 of the 1/4 of Section 32

11 S., Rge. 23 E., B. M., County of Cassia (See Remarks)

to be used for: Irrigation and domestic purposes

municipal, industrial or recreational purposes, give:

Point of use of water is in the 1/4 of the 1/4 of Section , Twp.

Rge. , B. M.

Waste water or sewage effluent is to be returned to

at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B. M.

works: Wells, pumps and ditches

ed cost of works: \$ 50,000.00

eservoir to be used?

acity of reservoir:

e required for the completion of such work and complete application of the water to the proposed use is Five(5)

ant is a corporation, give:

Date and place of incorporation:

Amount of capital stock: \$ (c) Amount paid in. \$

Names and addresses of directors:

(a) Rate of withdrawal in cubic feet per second. **12.80** or Idaho
Miners' inches **640** or gallons per minute.

(b) Annual withdrawal in acre feet per annum

3 Source of water supply: **Subterranean from wells**

4 Location of point of diversion or well is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section **32**
Twp. **11 S.**, Rge. **23 E.**, B. M., County of **Cassia** (**See Remarks**)

5 Water is to be used for: **Irrigation and domestic purposes**

6 If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B. M.

(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B. M.

7 Kind of works: **Wells, pumps and ditches**

8 Estimated cost of works: **\$ 50,000.00**

9 (a) Is reservoir to be used?

(b) Capacity of reservoir.

10 The time required for the completion of such work and complete application of the water to the proposed use is **Five(5)**
years.

11 If applicant is a corporation, give:

I. (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 (a) Cash on hand: \$

(b) Treasury stock (c) Bonds to be issued:

(d) Other resources:

12 The land to be irrigated is described in the following tabulation:

13 Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **None**

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplementary to the existing water rights

(b) (cubic feet per second, inches or gallons per minute) is for new lands.

The wells are to be located as follows: One in the S E corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$, and one in the S W corner of each NE $\frac{1}{4}$, NW $\frac{1}{4}$ and SE $\frac{1}{4}$, Section 32, Township 11 South, Range 23 East, R. M.

Remarks

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

ROLAND B. SMITH Applicant

By Victor R. Smith Agent

Date of first receipt at Department of Reclamation: 11:30 A. M. June 14, 1951

Returned to applicant for correction

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-22184

Recorded in Book 79 Page 22184 Approved June 18, 1951

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 August 18, 1951

and to continue diligently and uninterruptedly to completion

unless temporarily interrupted by circumstances over which the permit holder has no control

One-fifth of the work above specified to be completed on or before December 18, 1953

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith to be made on or before June 18, 1955

Witness my hand this 18th day of June, 1951

MARK R. KULP
State Reclamation Engineer

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho
and IRA H. MASTERS, 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 18th
day of June, 1951

Countersigned

STATE OF IDAHO

(SEAL)
By IRA H. MASTERS Secretary of State
By LEN JORDAN Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11 S.	23 E.	32	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640

Application for Amendment
POINT OF DIVERSION
Permit No. G-22184

Comes now NORMAN H. NIELSON, Administrator of the Estate of Roland B. Smith 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. G-22184.

That the point of diversion is described in said permit as being located: SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, T. 11 S., R. 23 E.

That he now requests that the point of diversion be changed to a point located: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE SW $\frac{1}{4}$, in Section 32, T. 11 S., R. 23 E.

That the reason for desiring to make such change is as follows: That the change in the position of the wells offers a better opportunity to place the ditches where they will offer the best irrigation to the lands to be irrigated.

That no one will be injured by such change, and that such change will be made at Permit holder's own risk.

Signed at Burley, Idaho, this 22nd day of December, 1960.

The wells are to be located as follows: One in the S E corner of the SW 1/4 SW 1/4, and one in the S W corner of each of the NE 1/4, NW 1/4 and SE 1/4, Section 32, Township 11 South, Range 23 East, R. M.

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

ROLAND B. SMITH Applicant

By Victor K. Smith Agent

Receipt at Department of Reclamation: 11:30 A. M. June 14, 1951

to applicant for correction

application received:

Approval of State Reclamation Engineer

of this permit is G-22184

in Book 79 Page 22184 Approved June 18, 1951

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:

The sum of \$ to be filed on or before

on or before August 18, 1951

and to continue diligently and uninterruptedly to completion

as temporarily interrupted by circumstances over which the permit holder has no control

of the work above specified to be completed on or before December 18, 1953

of said work to be completed and beneficial use of water appropriated in accordance herewith to be made on or before June 18, 1956

I hand this 18th day of June, 1951

MARK R. KULP
State Reclamation Engineer

TESTIMONY WHEREOF, We, LEN JORDAN

Governor of the State of Idaho

IRA H. MASTERS

Secretary of State of the State of Idaho, have caused this instrument to

be in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 18th

June 19 51

Countersigned

STATE OF IDAHO

IRA H. MASTERS

By LEN JORDAN

Governor

Secretary of State

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	
23 E.	32	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640

Application for Amendment
POINT OF DIVERSION
Permit No. G-22184

es now NORMAN H. NIELSON, Administrator of the Estate of Roland B. Smith and represents to the State Reclamation
the State of Idaho:

he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-22184.

the point of diversion is described in said permit as being located: SW 1/4 NE 1/4, SW 1/4 NW 1/4, SW 1/4 SW 1/4, SW 1/4 SE 1/4, Sec. 32, T. 11 S., R. 23 E.

he now requests that the point of diversion be changed to a point located: SW 1/4 NE 1/4, SW 1/4 NW 1/4, SE 1/4 SW 1/4, in Section 32, T. 11 S., R. 23 E.

at the reason for desiring to make such change is as follows: That the change in the position of the wells offers opportunity to place the ditches where they will offer the best irrigation to the lands to be irrigated.

at no one will be injured by such change, and that such change will be made at Permit holder's own risk.

Signed at Burley, Idaho, this 22nd day of December, 1960.

Norman H. Nielson
Administrator of the Estate of Roland B. Smith

int. at Department of Reclamation: December 27, 1960

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

ROLAND B. SMITH Applicant

By

Victor K. Smith Agent

Date of first receipt at Department of Reclamation: 11:30 A. M. June 14, 1951

Returned to applicant for correction

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 0-22184

Recorded in Book 79 Page 22184 Approved June 18, 1951

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 August 18, 1951 and to continue diligently and uninterruptedly to completion unless temporarily interrupted by circumstances over which the permit holder has no control

One-fifth of the work above specified to be completed on or before December 18, 1953

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith to be made on or before June 18, 1956

Witness my hand this 18th day of June, 1951

MARK R. KULP
State Reclamation Engineer

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho and IRA H. MASTERS, 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 18th day of June, 1951

Countersigned

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

By

LEN JORDAN

Governor

Secretary of State.

12

Twp	Range	Sec	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11 S.	23 E.	32	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640

Application for Amendment
POINT OF DIVERSION
Permit No. 0-22184

Comes now NORMAN H. NIELSON, Administrator of the Estate of Roland B. Smith 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. 0-22184.

That the point of diversion is described in said permit as being located: SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T.11 S., R. 23 E.

That he now requests that the point of diversion be changed to a point located: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE SW $\frac{1}{4}$, in Section 32, T. 11 S., R. 23 E.

That the reason for desiring to make such change is as follows: That the change in the position of the wells offers a better opportunity to place the ditches where they will offer the best irrigation to the lands to be irrigated.

That no one will be injured by such change, and that such change will be made at Permit holder's own risk.

Signed at Burley, Idaho, this 22nd day of December, 1960.

NORMAN H. NIELSON
Administrator of the Estate of Roland B. Smith

Date of receipt at Department of Reclamations: December 27, 1960.

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, 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. 0-22184. 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.

GEO. N. CARTER
State Reclamation Engineer

Recorded: December 28, 1960

ASSIGNMENT

✓ For value received I, NORMAN H. NIELSON, Administrator of the Estates of Roland B. Smith and Madge Elisabeth Smith, hereby assign all of my right title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-22184 to FLOYD CASPERSON and MAX CASPERSON, Burley, Cassia County, Idaho.

s/ NORMAN H. NIELSON
Administrator of the Estates of Roland
B. Smith & Madge Elisabeth Smith

STATE OF IDAHO)
)
County of Cassia)

On this 22nd day of December, 1960, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho, personally appeared Norman H. Nielson, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that he executed the same.

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

My commission expires, Feb. 20, 1962

s/ A. H. Nielson
Notary Public, Residing at
Burley, Idaho

Permit No. G-22184
CERTIFICATE OF COMPLETION OF WORKS

✓
TO ALL WHOM IT MAY CONCERN:

This is to certify that ROLAND B. SMITH, deceased, NORMAN H. NIELSON, Administrator - - Assignee - FLOYD and MAX CASPERSON, of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-22184, issued upon Application No. G-29912 bearing date of priority of June 14, 1951, authorizing the diversion of 12.8 second feet of waters of wells, County of Cassia, 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 9.49 second feet of the waters of wells from subterranean flow; that the point of diversion of said waters is SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 32, T. 11 S., R. 23 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

60.0 acres in Section 32, Township 11 South, Range 23 East, B. M.

Witness my hand this 28th day of December, A. D., 1960

s/ GED. N. CARTER
State Reclamation Engineer

PROOF OF COMPLETION OF WORKS Made: April 19, 1956

LICENSE ISSUED FOR 9.49 SEC. IN
of 11.91 SEC.

NAME OF APPLICANT

Roland B. Smith,

Form No. 0

Twp. 11.S. R. 23.E.



Points of Diversion, Wells,

Permit Map No. ~~42-24114~~ 522189

As Approved

MARK R. KULE
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. G-22184

Date June 20, 1961

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. Roland E. Smith
General Delivery
Harley, Idaho

MARK R. KULP
State Reclamation Engineer

G-22184

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 367
BURLEY, IDAHO

February 27, 1956

A. H. NIELSON
N. H. NIELSON

RECEIVED
FEB 28 1956
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Would you please send to this office a copy of the well permit filed in the name of Rolland B. Smith on land in Cassia County, Idaho?

Mr. Smith was killed in an airplane accident and we have been unable to find his well permits. We need to know how much time he has to make proof on these permits.

Very truly yours,

NIELSON & NIELSON

By

Norman H. Nielson
Norman H. Nielson

NHN:dj

6-66134

February 28, 1956

RE: Permit No. G-22184

Messrs. Nielson Nielson
P. O. Box 367
Burley, Idaho

ATTENTION: Mr. Norman H. Nielson

Dear Mr. Nielson:

We are enclosing a copy of Permit No. G-22184 in the name of Roland B. Smith.

We assume that you need a certified copy of the above stated Permit, therefore, there is a statutory fee of \$1.50 for said copy which you may remit to this Office at your convenience.

Very truly yours,

WERNER L. MILL
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

True
WLM.

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 367
BURLEY, IDAHO

March 13, 1956

A. H. NIELSON
N. H. NIELSON

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed you will find Notice of Proof of Completion of Works in the Roland B. Smith permit, which is Permit No. G-22184 and in the name of Melvin Garrard, Permit No. 21907.

Would you please process these applications and send the Notice to the Burley Herald-Bulletin.

Very truly yours,

NIELSON & NIELSON

By

Norman H. Nielson
Norman H. Nielson

MHN/fg
Enco.

1-2004

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 13, 1956
(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 Herald Burley, Idaho published in
the county in which the works are situated

Norman H. Gulevsky

(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

Notice is hereby given that at 10:00 A. M., on the 19th
 day of April, 1956, at Barley, County of
Cassia State of Idaho, before A. M. Nielson, Notary Public,
 proof will be submitted of the completion of works for the diversion of about 12.8
 cubic feet per second of the waters of a subterranean well
 and of the application to beneficial use of said water, in accordance with the
 terms and conditions of Permit No. C-23184 heretofore issued by the Department
 of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation
 holding said permit are ROLAND B. SMITH, now deceased, and Norman H. Nielson as the
Adm. of the Estate of Roland B. Smith, is now the holder of said permit number, Barley, Ida.

2. Said works of diversion will be fully completed on the date set for
 such completion, and the amount of water which said works are capable of conveying
 to the place of use, in accordance with the plans accompanying the application for
 such permit, is about 12.8 cubic feet per second.

3. The use to which said water has been applied is for
irrigation purposes, and the amount applied to beneficial use is
about 12.8 cubic feet per second.

4. The place where said water is used is Section 32, Township 11 South,
Range 23 East, Boise Meridian.

5. The date of priority which said user is prepared to establish is
about 1951, about June 14, 1951.

MARY A. KUPP

Notary Public for Idaho

March 14, 1956

RE: Permit No. G-22184

Mr. Norman M. Nielson
P. O. Box 367
Burley, Idaho

Dear Mr. Nielson:

We have your letter of March 13, 1956, enclosing notice for completion of works and beneficial use proof on Permit No. G-22184, of Roland B. Smith, deceased, to be made before Mr. A. H. Nielson, Notary Public, on April 19, 1956.

By this same mail we are sending a copy of the notice to the Burley Herald with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set you, as Administrator of the Estate of Roland B. Smith, deceased, should appear before Mr. A. H. Nielson, the Notary Public, 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 enclosed depositions.

Very truly yours,

W. E. KULP
State Reclamation Engineer
By

Ray W. Thompson
Office Manager

Wll
Enc.

6-20100

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: March 14, 1956

RE: Permit No. 0-22184

Barley Harold
Barley, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to April 19, 1956 the date set for proof, the expense of the publication to be paid by the applicant, Roland B. Smith, Estate, sub O/O Norman H. Nielsen, Box 367, Barley, 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,

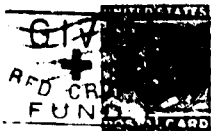
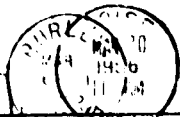
MARY R. KULP

State Reclamation Engineer
By

Chief Clerk

4-2-56

Net Box 937



THIS SIDE OF CARD IS FOR ADDRESS

Department of Reclamation

Mr. Mark A. Neill

State Reclamation Engineer

Dep't of Reclamation,
Boise, Idaho.

I-22154

Burley Idaho
March 19, 1956

Dear Mr. Kulp:-

The legal for Roland B
Bruck Estate & Co
Norman H. Hickson
rec'd. Thanks have
marked it to run
Mar 22-29 Apr 5-12,
1956.

Very truly yours,

Burley Field-Puller
by Hazel S. Woodall
S-22184

STATE OF ILLINOIS

DEPARTMENT OF RECLAMATION

April 1, 1956

Mr. Roland B. Smith
General Delivery
Burley, Idaho

Dear Sir:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-22184. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than June 15, 1956.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

G-22184

April 11, 1956

Re: Permit No. G-22184

Mosses, Nielson & Nielson
P. O. Box 367
Barley, Idaho

ATTENTION: Mr. Norman H. Nielson

Dear Mr. Nielson:

On February 28, 1956 we mailed you a certified copy of Permit No. G-22184 in the name of Roland B. Smith.

There is a statutory fee of \$1.50 for same and up to date was remittance of which has not been received at this office.

Very truly yours,

MARK E. KULP
State Reclamation Engineer
By

Chief Clerk

KPR

1-22184

**NOTICE OF START OF
CONSTRUCTION OF WORKS
AND
APPLICATION OF WATER
TO MINERAL USE**

Notice is hereby given that at 10:00 A.M., on the 14th day of April 1955, at Burley, County of Cassia, State of Idaho, before A. H. Nielson, County Public, proof will be submitted of the completion of works for diversion of 12.5 cubic feet per second of the waters of a subterranean well and of the application of beneficial use of said water, in accordance with the terms and conditions of Permit No. G-23184 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding the permit are ROLAND E. SMITH, Norman, and Norman H. Nielson, the Adm. of the Estate of Roland E. Smith, is now the holder of said permit number Burley, Idaho. Said works of diversion will be completed on the date set for completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 12.5 cubic feet per second.

The use to which said water when applied is for irrigation and the amount applied to beneficial use is 12.5 cubic feet per second.

The place where said water is to be applied is Section 22, Township 11 North, Range 23 East, Boise Meridian.

The date of priority which said works are prepared to establish is June 1, 1954.

MARK R. KULP
State Reclamation Engineer
Residing in the Burley Herald.
April 5, 12, 1955.

Affidavit of Publication.

The Burley Herald-Bulletin

AFFIDAVIT OF PUBLICATION

APR 16 1955

STATE OF IDAHO
COUNTY OF CASSIA

Department of Reclamation

Junior H. Rogers, 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 12 consecutive weeks, commencing with the issue dated April 19, 1955, and ending with the issue dated April 26, 1955.

Subscribed and sworn to before me this 15th day of April 1955.

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

My Commission Expires June 4 1959

G-22184



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

April 16, 1956

RE: Permit No. G-22184

Burley Herald
Burley
Idaho

Gentlemen:

On March 14, 1956, we sent you a notice for publication on Permit No. G-22184 in the name of Roland B. Smith Estate, to be published once a week for four weeks prior to April 19, 1956.

On March 21 we received an acknowledgment of this notice stating that the publication would run from March 22 through April 12, 1956.

However, to date we have not received a copy of your paper containing this notice and we would appreciate receiving same in order that we may check.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge

Chief Clerk

R:hil

4-22-56

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 367
BURLEY IDAHO

A. H. NIELSON
N. H. NIELSON

August 18, 1956

RECEIVED
AUG 20 1956
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Re: Permit No. G-22184

Gentlemen:

In March of this year, we filed completion of works and beneficial use on the afore mentioned permit. The proof of application and beneficial use was to be before A. H. Nielson on the 19th of April, 1956.

The publication on this permit was published, but we were unable to get any witnesses to the deposition, as most of the individuals who knew about the property had moved from this area. We, however, do have this matter completed.

We were wondering if we made an affidavit to the effect that on the 19th day of April, 1956, no one appeared and produced the proof of application of water to professional use, if we could file the depositions in your department?

Very truly yours,

NIELSON & NIELSON

By

Norman H. Nielson
Norman H. Nielson

NHN:om

August 20, 1956

Re: Permit No. G-22184

Nielson & Nielson
Attorneys and Counselors at Law
P.O. Box 367
Burley, Idaho

Att: Norman H. Nielson

Gentlemen:

We have your letter of August 16, 1956, regarding the making of Proof of Completion of Works and Beneficial Use on Permit No. G-22184.

Since the Proofs were not submitted on or before April 19, 1956, the date Proofs were due, the Permit is subject to cancellation.

However, upon receipt of the depositions on which the holder and the two witnesses each state that the work was completed and the water put to Beneficial Use on or before April 19, 1956, along with an affidavit from Mr. A. H. Nielson, at time that his office was open preparatory to taking said depositions on the date set for proof and that no protests were filed with him against the application, also setting out the reason why said proofs were not taken on said date, we will submit same to the State Reclamation Engineer for final approval.

On February 28, 1956, we sent a Certified Copy of this Permit to you, as per your request of February 27, 1956, at which time we stated the statutory fee for the copy was \$1.50 and requested you to remit to this office.

To date this fee has not been received. Please give this matter your immediate attention.

Very truly yours,

NORMAN H. NIELSON
State Reclamation Engineer
BY

Chief Clerk

Over

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW

P. O. BOX 367
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

August 14, 1956

RECEIVED
AUG 30 1956
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

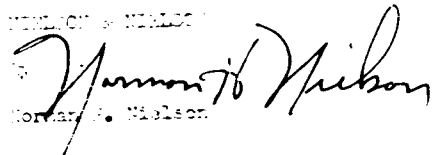
Gentlemen:

Enclosed you will find the Affidavit of Publication and the Depositions of Holder and Witness in Permit No. C 22184, together with the affidavits showing no one has protested the proof on these depositions and that we were unable to obtain the witnesses to make this proof until this date.

Very truly yours,

NIELSON & NIELSON

Norman A. Nielson



MAN/fg
Encl.

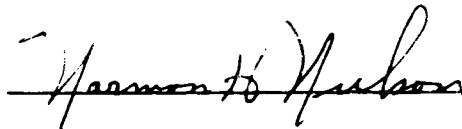
6-22184

STATE OF IDAHO,)
) ss.
County of Cassia.)

Norman H. Nielson, being first duly sworn deposes and says:

That he is the administrator of the estate of Roland B. Smith, the former holder of permit Number G22184.

That the water which has been derived from the wells has been used on the property described in permit number G22184 for a period of five years. That on the 19th day of April, 1956, the date set for the hearing on the proof of application of water to beneficial use and completion of works this deponent was unable to get witnesses to answer the questions under the deposition and to swear to the deposition concerning their knowledge about the land and wells shown in permit number G22184. The witnesses were not available or refused to come to the office at that time and during subsequent time thereafter, and it was not until the middle of August before this deponent could get witnesses to swear to the depositions as required to be submitted under permit number G22184.



Subscribed and sworn to before me this 24th day of August, 1956.


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

My commission expires:

February 20th, 1958.

RECEIVED
AUG 1 1956
Department of Reclamation

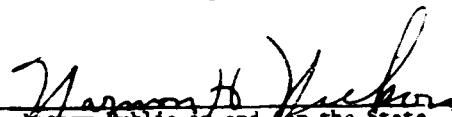
STATE OF IDAHO,)
 : ss.
County of Cassia.)

A. H. Nielson, being first duly sworn, deposes and says:

That he is the notary public before whom proof of application of water to beneficiary use and completion of works was to be submitted on permit number G22184 on the 19th day of April, 1956. That he was in his office on the said 19th day of April, 1956, and on that date no protests were filed or objections made to the proof to be submitted under permit Number G22184.



Subscribed and Sworn to before me this 17 day of August,
1956.



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

My commission expires:

May 12, 1958.

G-22184

AFFIDAVIT OF PUBLICATION

RECEIVED
AUG 21 1956

STATE OF IDAHO }
COUNTY OF CASSIA }

JUNIOR W. BOSS

Subscribed and sworn, deposes and says: That he is the printer of The Burley Herald-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 MAY 12 1956 and ending with the issue dated APR 12 1956.

Subscribed and sworn to before me this

13th day of April 1956

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

My Commission Expires June 4 1958

9-22184

MARK E. KULP

State Registration Engineer
Issued in the Burley Herald-Bulletin
on April 8, 1956.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
COUNTY OF CASSIA

I, **RENEE L. BROWN**, do hereby depose and say that I am the printer of The Burley Herald-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 seven consecutive weeks immediately prior to the first publication of the printed notice hereinafter 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 paper, 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 seven consecutive weeks, commencing with the issue dated **APRIL 11, 1924** and ending with the issue dated **APRIL 18, 1924**.

Subscribed and sworn to before me this **12th** day of **April**, 1924.

Henry H. Brown
Notary Public in and for the State of Idaho
Residing at Burley Idaho

My Commission Expires June 1, 1925

I, **MARK R. KULP**, given that on **APRIL 11, 1924**, on the 17th day of April, A.D. 1924, at Burley, County of Cassia, State of Idaho, before A. H. Nielsen, Notary Public, there will be submitted at the completion of works for the diversion of 125 cubic feet per second of the waters of a water-bearing well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-22184 heretofore issued by the Department of Irrigation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are **ROLAND B. SMITH, New Spencer, and Norman H. McElroy, as the Adm. of the Estate of Roland B. Smith**, is now the holder of said permit number, **Burley, Ida.**

2. Said works of diversion will be fully completed on the date as for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is **125 cubic feet per second.**

3. The use to which said water has been applied is for irrigation purposes and the amount applied to beneficial use is **125 cubic feet per second.**

4. The place where said water is used is Section 32 Township 11 North, Range 23 East, Boise Meridian.

5. The date of priority which said user is prepared to establish is **June 14, 1924.**

MARK R. KULP

State Reclamation Engineer

Published in the Burley Herald-Bulletin March 22, 29, April 5, 12, 1924.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 18 1951
Department of Reclamation

Permit No. G-22184

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

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

Ans. NORMAN H. NIELSON, executor of the Estate of Roland B. Smith

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.

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

Ans. Permit No. G-22184, approved June 18, 1951

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

Ans. The Source of water supply is 3 subterranean wells. Well No. 1 in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and well no. 2 in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$; well no. 3 in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ all in section 32, Township 11 South, Range 23 East.

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. Works of diversion consist of Open Ditches, which are capable of carrying 8 second feet of water, and subterranean pipe which is capable of carrying 6 second feet of water. All of the water from the wells are not turned into the same ditches at the same time, but flow in opposite directions. The depth of Well unknown and depth and size of casing unknown. Diversion from pump no. 1, 115 minor inches; well no. 2, 215 minor inches; well no. 3, 225 minor inches. This measurement was made by a comparison of other wells in the immediate vicinity.

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. The water is used for irrigation and is used to irrigate all of Section 32, Township 11 South, and Range 23 E.R.M. Each subdivision of Section 32 can be irrigated and has actually been irrigated. The land is cultivated land and has been reclaimed from desert land. The nature of improvements are wells and casing costing \$19,125.00; a deep well \$39,217.00; underground pipe line \$7,500.00; land leveling \$1,800.00; fencing \$1,200.00; surface ditches \$4,300.00.

G-22184

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

Ans.

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

Ans. The minimum amount of water required for beneficial use is 12.8 second feet of water.

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. I make this deposition as executor of the estate of Roland B. Smith and on behalf of the estate.

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

4 Ans. The water has been diverted from the wells described in this deposition for a period of 5 years.

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. There is no other water which can be diverted upon the ground described herein, except the water from the wells; nor is there any water appurtenant to the land other than the water from the wells.

(Sign)

Harmon H. Nelson

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 19th day of April, A. D. 1958.

Notary Public for the State of Idaho,
Residing at Burley, Idaho.

My commission expires February 20, 1968

4-22184

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-22184

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. REX WATTERSON, Age: 37 years. Residence: Burley, Idaho. Occupation:
Farmer. Postoffice Address: Route #2, Burley, Idaho.

Ques. 2. Are you acquainted with ROLAND B. SMITH, DECEASED, the holder of Permit No. G-22184? How long have you known him and where does he reside?

Ans. Yes

Ques. 3. Have you read or heard read said Permit No. G-22184, and are you familiar with its provisions and conditions?

Ans. 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. The source of water supply is a subterranean well. The works of diversion consists of open ditches and subterranean pipe line. The points of diversion are the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 32, Township 11 South, Range 23 EBM. The points of diversion consist of 3 wells. Each well has a General Electric Motor in it with a 20 horse-power capacity.

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. The diversion works will convey an excess of four (4) second feet of water, and I have seen this amount carried by the diversion works.

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?

I have observed well number one (1) located in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ producing 115 inches of water; Well number 2 in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ produce 215 inches of water and well number 3 in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ produce 225 inches of water. This measurement was made by a comparison of other wells in the vicinity.

G-22184

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.

Water is used for irrigation and is used to irrigate Section 32, Township 11 South
Ans. Range 23 ERM. The land in Section 32 can all be irrigated from the wells on the
property. There has been expended the sum of \$19,125.00 for wells and casing; \$39,217.00
for deep well pump; \$7,500.00 for under ground pipelines; \$1,800.00 for leveling,
\$1200.00 for fencing and \$4,300.00 to construct surface ditches.

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

Ans.

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. The amount of water that is necessary for profitable cultivation is 12.8
second feet of water.

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.

I have been the tenant on the land described in this deposition for four (4)
Ans. years, and have used the water produced from the wells for the irrigation
of the crops on the land described herein.

(Signed)

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 _____
County of _____, State of Idaho, on this _____ day of _____
A. D. 19____

Notary Public.

My commission expires

22174

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.

Water is used for irrigation and is used to irrigate Section 32, Township 11 South, Range 23 ERM. The land in Section 32 can all be irrigated from the wells on the property. There has been expended the sum of \$19,125.00 for wells and casing; \$39,217.00 for deep well pump; \$7,500.00 for under ground pipelines; \$1,800.00 for leveling, \$1200.00 for fencing and \$4,300.00 to construct surface ditches.

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

Ans.

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. The amount of water that is necessary for profitable cultivation is 12.8 second feet of water.

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.

I have been the tenant on the land described in this deposition for four (4) years, and have used the water produced from the wells for the irrigation of the crops on the land described herein.

(Signed)

John W. Johnson

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 _____
County of _____, State of Idaho, on this _____ day of _____,
A. D. 19____.

A. T. Miller

Notary Public.

My commission expires _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-22184

Proof of Application of Water to Beneficial Use
Deposition of Witness and Completion of Works

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. CHESLEY M. MADSEN. Age: 45 years, residence and postoffice address:
1442 Oriental Ave., Burley, Idaho

Ques. 2. Are you acquainted with ROLAND B. SMITH, DECEASED, the holder of Permit No. G-22184? How long have you known him and where does he reside?

Ans. I knew Roland B. Smith for approximately 5 years before his death. At the time of his death, he resided at Clearfield, Utah.

Ques. 3. Have you read or heard read said Permit No. G-22184, and are you familiar with its provisions and conditions?

Ans. 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. The source of water supply is a subterranean well. The works of diversion consists of open ditches and subterranean pipe line. The points of diversion are the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 32, Township 11 South, Range 23 ERM. The points of diversion consist of 3 wells. Each well has a General Electric Motor in it with a 200 horse-power capacity.

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. The diversion works will convey an excess of four (4) second feet of water, and I have seen this amount carried by the diversion works.

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?

I have observed well number one (1) located in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ producing 115 inches of water. Well number 2 in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ produce 215 inches of water and well number 3 in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ produce 225 inches of water. This measurement was made by a comparison of other wells in the vicinity.

G-22184

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.

Water is used for irrigation and is used to irrigate Section 32, Township 11 South Ans. Range 23 EBM. The land in Section 32 can all be irrigated from the wells on the property. There has been expended the sum of \$19,125.00 for wells and casing, \$39,217.00 for deep well pump, \$7,500 for under ground pipelines, \$1,800 for leveling, \$1200.00 for fencing and \$4,300.00 to construct surface ditches.

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

Ans.

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. The amount of water that is necessary for profitable cultivation is 12.8 second foot of water.

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 worked the ground for part of one cropping season and have worked the land adjacent to the land set out in this deposition, and have been over the land on numerous occasions.

(Signed) Charles M. Madson

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 _____ County of _____ State of Idaho, on this _____ day of _____ A. D. 19 _____

W. H. Hume
Notary Public.

My commission expires _____

5-22184

September 4, 1956

Re: Permit No. C-22184
Roland B. Smith Estate

Mr. Norman H. Nielson
P. O. Box 367
Burley, Idaho

Dear Mr. Nielson:

We acknowledge receipt of the depositions of your self, acting as executor of the Roland B. Smith Estate, also the depositions of the two witnesses, also affidavit of publication in The Burley Herald, all submitted in proof of completion of works and beneficial use on the above captioned Permit.

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

EPR

Filed

September 18, 1956

Re: Permit Nos. 20542 & G-22184

Messrs. Nielson & Nielson
P. O. Box 367
Burley, Idaho

ATTENTION: Mr. A. H. Nielson

Dear Mr. Nielson:

We have your personal check No. 11882 in the amount of \$1.50 with the typed notation "Nina E. Hartwell."

On September 7, 1956, we mailed to you our departmental receipt No. 28145 in the sum of \$1.50, which covered the fee for the certifying the Certificate of Completion of Works on Permit No. 20542 in the name of Nina E. Hartwell.

In as much as we find no other outstanding fee in connection with Permit No. 28145, could it be that the wrong name has been typed on this check and it should be credited to Permit No. G-22184 in the name of Roland W. Smith.

On February 28, 1956, we mailed a certified copy of Permit No. G-22184 and the fee of \$1.50, as of this date, remains unpaid unless this check is intended for that fee.

We will hold the check in this department until we have further instructions from you in regard to same.

Very truly yours,

MARK R. KILP
State Reclamation Engineer
By

Chief Clerk

KPR

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 267
BURLEY, IDAHO

September 24, 1956

A. M. NIELSON
N. M. NIELSON

RECEIVED
SEP 26 1956
Department of Reclamation

Department of Reclamation
State of Idaho
State House,
Boise, Idaho

Re: Permit No. G-22184

Gentlemen:

Please refer to your letter to this office dated
September 18, 1956.

We are enclosing herewith check in the amount of
\$1.50 to cover the cost of a certified copy of the above
permit on February 28, 1956. This permit is in the name
of Roland B. Smith.

Very truly yours,

NIELSON & NIELSON

By

Morgan H. Nielson
Morgan H. Nielson

fg
Encl.

6-22184

September 26, 1956

Re: Permit No. G-22184
Roland R. Smith

Wielson & Nielson
P. O. Box 367
Burley, Idaho

ATTENTION: Mr. Norman H. Nielson

Dear Mr. Nielson:

We acknowledge receipt of your letter of September 24, 1956, with your personal check in the amount of \$1.50 to cover the fee for a certified copy of Permit No. G-22184 which we sent you February 28, 1956.

We enclose our Departmental receipt No. G-2150 in the amount of \$1.50 for that fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

M/R
Enc.

July 3, 1956

Re: Permit # C-22184

Harold E. Nelson
Recorder of Deeds of
Boland E. Smith
P. O. Box 367
Burley, Idaho

Dear Mr. Nelson:

An inspection and a report on same is required by law in connection with any permit for use of water being brought to license in the State of Idaho before same can be licensed.

An inspecting Engineer from this Department will be in your County the week of July 10, 1956 to make inspections.

He will try to contact you by telephone or otherwise at that time to make a definite appointment with you for the inspection.

Please prepared to accompany him or have someone represent you on the inspection.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. M. Humphrey
E. M. Humphrey
Deputy

R-23E

P.D. Well #2

P.D. Well #3

P.D. Well #1

/// = in soil bank

Land Subdivisions 16

Section 32-T11S-R23E - 640^a

* 220 Acres in soil bank during 1957.

Quantity of Water

Land 12 = 16

Q = 1.75

Q = 9.47

Well #3 - 203.5 Miners inches as measured with Sparling meter
300 G.P. in 73.5 Sec.

Well #2 - 164 Miners inches as measured with Sparling meter
300 G.P. in 69 seconds

Well #1 - 103 Miners inches

Well #1 = 103 inches

Sparling meter July 10 - 57
8-2-58

Used F.D. ...

see file

T.
H.
S.

72-27-11-1

R-23E

P.D.
Well #2

32

P.D.
Well #3

/// = In Soil bank

P.D.
Well #1

Land Subdivisions 16

Section 32-T11S-R23E - 640⁺

* 220 Acres in soil bank during 1957.

Quantity of Water

Well #3 - 205.5 Miners inches as
measured with Sparling meter
300 G.P. in 73.5 Sec.

Well #2 - 161 Miners inches as measured
with Sparling meter
300 G.P. in 89 seconds

Well #1

Well #1 = 108 inches

Sparling meter #4 10-58
S.N. #

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-22184

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Estate of Roland B. Smith

2. Source of water supply: 3 subterranean wells

SW 1/4, SW 1/4, SW 1/4 and SW 1/4 of Section 32

3. Location of point of diversion: Is in the SW 1/4 of Section 32

T. 11 S. R. 23 E., B. 4 County of Cassia B. P.

4. Describe works as they exist, giving dimensions and capacities of same: Well #1
Pump: Layne + Bowler #18579 - Motor GE #WJ 672017 - R 200 - V 440 Amps 235 - Meter: None

Well #2 drilled 475 x 16 - Pumping lift 320 - Pump: Layne + Bowler #17468 - Motor GE

#YHJ 6747208 - R 200, V 440 Amps 235 RPM 1785 - Meter: Westinghouse #21910711

Well #3 drilled 530 x 16 - Pumping lift 300 - Pump: Layne + Bowler #18495 - Motor GE #PL 6747058

R 200 - V 440 Amps 235, RPM 1775 - Meter: GE #30535134 Demand 46 x 40

5. Water is used for: Irrigation

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):

Sec. 32, Twp. 11 S., Rge. 23 E., B. 4

app. 12.80 c/s CR

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

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

Remarks: _____

#1 = 1.1

#2 = 1.1

#3 = 1.1

474.2

This examination was made on the 6th day of July, 1957

(Signed) James E. Mann Examiner

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-22184

This proof is for completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Estate of Roland B. Smith

2. Source of water supply: 3 subterranean wells

3. Location of point of diversion: Is in the SW 1/4 of Section 32

T. 11 S. R. 23 E. B. 1 County of Cassia, I.D.

4. Describe works as they exist, giving dimensions and capacities of same: Well 1
Pump: Layne + Bowler #18579 - Motor GE #WJ 575607 - P 200 - V 440 Amps 225 - Meter - None

Well 2 drilled 475x16" Pumping lift 320' - Pump: Layne + Bowler #17469 - Motor GE
#VH 16747208 - P 200 - V 440 Amps 225 RPM 1775 - Meter - Washburn #21710711

Well 3 drilled 500x16" Pumping lift 300' - Pump: Layne + Bowler #1775 - Motor GE #VH 16747208
P 200 - V 440 Amps 225 RPM 1775 - Meter: GE #30575124 Demand 46 x 40

5. Water is used for: Irrigation

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):

Sec. 32, Twp. 11 S., R. 23 E., B. 1

app - 12.80 cfs

CR

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

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

Remarks:

#1 = 162"

#2 = 161"

#3 = 200.5"

474.5" =

Q = 9.49 cfs.

This construction was made on the 6th day of July, 1957.

(Signed)

Engineer

100-22184

August 14, 1951

Re: Permit No. 9-22184 - Roland B. Smith
Norman H. Nielson, executor of Estate

Nielson & Nielson
Attorneys and Counselors At Law
P. O. Box 367
Barley, Idaho

ATTENTION: Norman H. Nielson

Dear Mr. Nielson:

Our field engineer's report on his inspection of the completion of works and application of water to beneficial use under the terms of Permit No. 9-22184 show that the wells: #1 in the SW 1/4 Section 32, is capable of conveying 108 miners' inches; #2 in the SW 1/4 Section 32 - 161 miners' inches; and #3 in the SW 1/4 Section 32, 209.5 miners' inches; a total of 478.5 inches (9.49 c.f.s.) of water for irrigation of 640 acres, Section 32, Township 11 North, Range 23 East.

Location of Well #1 is described on record as being in the NW 1/4 of Section 32, therefore, it is necessary that the permit be amended to show the change of location. We enclose Application for amendment to point of diversion, for this purpose.

Upon receipt of a copy of the Decree of Distribution in the matter of the Estate of Roland B. Smith, the amendment, mentioned above, and the statutory fees, totaling \$37.00, we will issue the Certificate of Completion of Works (for which the fee is five dollars) and the license and Certificate of Water Right (thirty-two dollars--fee based at the rate of two dollars for each 40-acre subdivision) confirming the right with priority of June 14, 1951, to the use of 9.49 second feet of subterranean water, with the points of diversion in the SW 1/4, SW 1/4, NE 1/4, of Section 32, for irrigation of 640 acres in Section 32, Township 11 North, Range 23 East, B.M.

Very truly yours,

W. L. C. T. H.
State Reclamation Engineer
Y

TR:als
Enc.

Chas. Clark

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 267
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

December 15, 1960

RECEIVED
DEC 16 1960
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

22184
Re: Permit No. G-22184

Gentlemen:

On August 14, 1958, you wrote to this office in regard to the completion of works and application of water under the terms of Permit No. G-22184, and the fact that if we sent you the statutory fee totaling \$37.00 with a Decree of Distribution we could receive a license on this property.

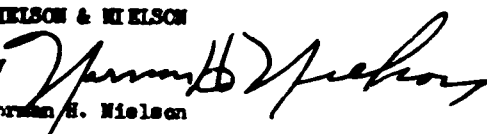
This property has been sold to one Floyd Casperson, under the Roland B. Smith Estate. The Estate has not been closed as yet.

Would you please write to us and inform us if an Administrator's deed to the property would be sufficient to issue a license in this matter if the fee of \$37.00 was paid.

Very truly yours,

NIELSON & NIELSON

By


Norman H. Nielson

NNH:js

G-22184

December 16, 1960

Re: Permit No. 6-22124
Roland P. Smith Estate

Nielson & Nielson
Attorneys at Law
Box 367, Burley, Idaho

Attn: Norman H. Nielson:

Your letter of inquiry concerning the permit has been received.

First we must have an amendment to the point of diversion. The permit shows walls located in SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32. The engineer's report shows three walls located SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32.

We should have a certified copy or a photo copy of the original Court Order naming you Executor of the Estate. You can, as executor, assign the permit to the new owner.

The Certificates then can be issued to the new owner upon payment of the statutory fee of \$37.00 for said certificates, plus \$1.00 for recording the amendment, plus \$0.50 for the assignment, if made on our forms which are enclosed.

Very truly yours,

OEO. W. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

Rf:ew

Enc. amendment form
assignment "

7-22124

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 367
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

December 22, 1960

RECEIVED
DEC 23 1960

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

RE: Roland B. Smith Estate
Permit No. G-22184

In regard to the above matter, we are sending the Assignment and the Application for Amendment, together with our check in the amount of \$38.50 as requested in your letter of December 16, 1960.

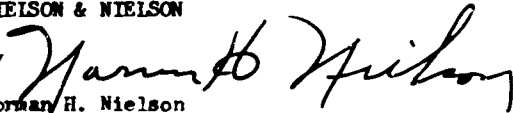
Would you please process this matter. Thank you.

Very truly yours,

NIELSON & NIELSON

By

Norman H. Nielson



NHN:db

Encls.

G-22184

RECEIVED
DEC. 27, 1960
Department of Reclamation

Application for Amendment

Point of Diversion

Permit No. G-22184

Roland E. Smith

Comes now Norman H. Nielson, Administrator of the Estate of / and
represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public
Waters of the State of Idaho, No. G-22184.

That the point of diversion is described in said Permit as being located:
SW 1/4 NE 1/4, SW 1/4 NW 1/4, SW 1/4 SW 1/4, SW 1/4 SE 1/4, Section 32, T. 11 S., R. 23 E.

That he now requests that the point of diversion be changed to a point
located: SW 1/4 NE 1/4, SW 1/4 NW 1/4, SE 1/4 SW 1/4, IN Section 32, T. 11 S., R. 23 E.

That the reason for desiring to make such change is as follows:

That the change in the position of the wells offers a better opportunity to

place the ditches where they will offer the best irrigation to the lands to be
irrigated.

That no one will be injured by such change, and that such change will be
made at Permit Holder's own risk.

Signed at Burley, Idaho, this 22nd day of December 19 60

/s/ Norman H. Nielson

Administrator of the Estate of Roland E.
Smith

Date of Receipt at Department of Reclamation: December 27, 1960

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEC. N. CARTER, 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. G-22184. This approval consti-
tutes 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.

Geo. N. Carter
State Reclamation Engineer

Recorded in Book 79 of
Permits, at Page 22184
December 28, 19 60

6 22184

December 28, 1960

Re: Permit No. U-2218,
Roland B. Smith Estate

Nielson & Nielson
Attorneys at Law
Barley, Idaho

Attn: Norman H. Nielson

Dear Mr. Nielson:

We enclose amendment to the point of diversion, the assignment of Permit to Floyd and Max Gapperson, also Certificate of Completion of Works and License and Certificate of water right.

Departmental Receipt No. U-5459 is enclosed covering \$38.50 in fees.

Very truly yours,

JED. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

KPR:ew

Enc. amendment
assignment
certificate
license
receipt

Under question 4. There appears to be
a typographical error: SW. NE
mentioned twice. Our record,
and witnesses show 3 wells
in SW. SE., SW. NW. & SW. NE.

Proof made 4-19-56 - came
probably delayed because of
estate action.

State of Idaho
License and Certificate of Water Right

Water License No. G-22184

Amount 9.49 c.f.s.

Water District No. _____

Priority June 14, 1951

THIS IS TO CERTIFY that ROLAND B. SMITH - Deceased - Administrator, NORMAN H. NIELSON of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 14, 19 51; that Permit No. G-22184 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 9.49 second feet, was issued thereunder on December 28, 19 60, showing that said works were completed on the 19 day of April, 19 56; and that on the 19 day of April, 19 56, NORMAN H. NIELSON, Administrator of Estate Roland B. Smith - Assignee - FLOYD and MAX CAPERSON

of Burley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of wells, a tributary of subterranean flow, for the purpose of irrigation and domestic, under Use Permit No. G-22184 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

11 of Licenses at page 7036 on the 28 day of December, 19 60;

The right hereby confirmed dates from June 14, 19 51;

The Point of Diversion is located SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

in the 14 14 Sec. 32, Tp. 11 S., R. 23 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 9.49 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	23 E	32	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40

Total number of acres to be irrigated: 320
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

28 day of December, 19 60.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

January 23, 1972

Re: License No. G-22184

Parsons & Smith
P.O. Box 910
Burley, Idaho 83318

Gentlemen:

Pursuant to your request, please find enclosed a certified copy of the above referenced license.

The fee for this copy is \$1.25, which you may remit to this office at your convenience.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

45-3282

January 31, 1972

Re: License No. G-22184

Parsons & Smith
P.O. Box 910
Burley, Idaho 83318

Gentlemen:

Pursuant to your phone of this date, we are again forwarding a certified copy of the above referenced license.

The fee for this copy is \$1.25, which you may remit to this office at your convenience.

Very truly yours,

H. KEITH HIGGINSON
Director

RKH:DR
Enclosure

February 3, 1972

C
Mr. William A. Parsons
Parsons & Smith
P.O. Box 910
Burley, Idaho 83318

Dear Mr. Parsons:

Enclosed please find a certified copy of the Amended License of Water Right No. 22184/45-2383.

P
Sincerely,

BOBBY D. FLEENOR
Assistant Director

Y
BDF:DR
Enc: Copy of License w/order

45-2383

February 9, 1972

Re: License No. 22184/45-2383

**Parsons & Smith
P.O. Box 910
Burley, Idaho**

Attn: Mr. Smith

Gentlemen:

**Pursuant to the request made by Mr. Roger Dean, we are enclosing an Application
for Transfer of Water Right.**

Very truly yours,

**BOBBY D. FLEENOR
Assistant Director**

BDF:DR

Enclosure

January 28, 1972

Re: License No. G-22184

Parsons & Smith
P.O. Box 910
Hurley, Idaho 83318

Gentlemen:

Pursuant to your request, please find enclosed a certified copy of the above referenced license.

The fee for this copy is \$ 1.25, which you may remit to this office at your convenience.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

EDF:DR
Enclosure

List # 8020

January 31, 1972

Re: License No. G-22184

**Parsons & Smith
P.O. Box 910
Burley, Idaho 83318**

Gentlemen:

Pursuant to your phone of this date, we are again forwarding a certified copy of the above referenced license.

The fee for this copy is \$1.25, which you may remit to this office at your convenience.

Very truly yours,

**R. KEITH HIGGINSON
Director**

**RKH:DR
Enclosure**

2
Deit
5020

7- 2383

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF LICENSE NO. 22184/)
45-2383 in the name of the Estate of Roland B.)
Smith, Norman H. Nielson, Administrator)
-Assignee- Floyd and Max Caperson)

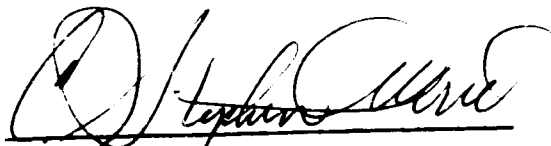
MEMORANDUM DECISION
AND ORDER

On December 28, 1960, the Department of Water Administration (formerly the Department of Reclamation) issued License and Certificate of Water Right No. G-22184 in the name of Norman H. Nielson, Administrator of the Estate of Roland B. Smith -Assignee- Floyd and Max Caperson, Burley, Idaho. The license was issued for 9.49 cubic feet per second of the water from wells located within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, Twp. 11 S, Rge. 23 E, B. M., Cassia County, to be used for domestic purposes and the irrigation of all of Sec. 32, Twp. 11 S, Rge. 23 E, B. M.

On February 2, 1972, it was brought to the attention of the Director of the Department of Water Administration that the total number of acres to be irrigated was erroneously listed on the above-numbered license as 320, whereas the total number of acres found to be irrigated was 640.

IT IS, THEREFORE, HEREBY ORDERED that an Amended License of Water Right be issued for License No. G-22184 showing the total number of acres irrigated as 640.

Dated this 3rd day of February, 1972.


C. STEPHEN ALLRED
Deputy Director

State of Idaho
Department of Water Administration
AMENDED
LICENSE OF WATER RIGHT

License of Water Right No. 22184/45-2383 Priority June 14, 1951 Amount 9.49 cfs

Estate of Roland B. Smith, Norman H. Nielson, Admin.

THIS IS TO CERTIFY, that -Assignee- Floyd and Max Caperson

of Burley, Idaho, has complied with the terms and conditions of Permit No. 22184/45-2383 issued pursuant to Application for Permit dated June 14, 1951 and has submitted proof to the Department of Water Administration on April 19, 1956 that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity of 9.49 cfs and that the water has in fact been applied to a beneficial use; a right to the use of water from a ground water source (wells) tributary of _____, is hereby confirmed in the following amounts:

Amount 9.49 cfs for irrigation and ~~domestic~~ domestic purposes

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 9.49 cfs of water be diverted at any one time, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$,

Sec. 32, Twp. 11 S, Rge. 23 E, B. M.

in the county of Cassia; and that the amount of water so diverted and to which such right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can actually be beneficially used and shall not exceed 9.49 cfs ~~approximately 9.49 cfs~~

Description and location of place of use:

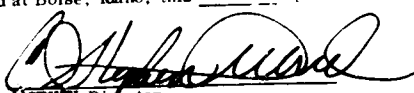
Description and location of place or use.																			
TWP	RANGE	SEC	SE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				NE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$		
11 S	23 E	32	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640	

Total number of acres irrigated 640

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 3rd day of

February, 19 72.


Deputy Director

45 2383

PART 1

6. General Information:

a. Description of diversion system 3 of 4 wells & pumps, connecting mainlines, sprinklers

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

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:
N/A

d. Remarks:

Applicant is a partnership: Raymond, Cloyd, Kent, Kelly, Craig, & Clifford Seale.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Witness my hand this _____ day of _____, 1983

1983

RECEIVED

RECEIVED

1983

RECEIVED

Transfer No. 4064

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BUREAU OF WATER

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

PART 2

PART 2
(Attach one copy for each right)

RECEIVED

141 19 1993

14L 13 1963

A. DESCRIPTION OF RIGHT AS RECORDED

RECORDED WITH INSTRUMENT

Witnessed and signed by:

1. Right evidenced by:

Right evidenced by:

a. Decree No. _____ Decreed to _____ vs. _____

In case of _____ county of _____

dated _____ in _____ issued by the Idaho Department of Water Resources.

110-2382 _____ Department of Water Resources.

b. License No. 45-02383 issued by the Idaho Department of Water Resources.
45-02383 on file with the Idaho Department of Water Resources.

b. License No. 45-02383 issued by the Idaho Department of Water Resources.

c. Claim No. A45-02383 on file with the Idaho Department of Water Resources.

d. _____ which produced this right.

e. _____ right is easement or other document.

b. License No. 415-0283 on me with the _____
c. Claim No. _____ which produced this right.
d. Transfer No. _____ for the property to which the water right is appurtenant
_____ state box below:

- c. Claim No. 415-0465 which produced this right.
- d. Transfer No. _____
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:
- ☐ Warranty Deed ☐ Other _____

☐ **Tax Notice**☐ **Warranty Deed**☐ Other

3. Source of water Grandwater tributary to _____
6-14-1951

3. Source of water _____
4. Date or priority 6-19-1951

4. Date or priority _____
5. Water is used for the following purpose:

Date or priority 5-1-68

Water is used for the following purpose:

amount <u>249 cfs</u>	for <u>Irrig.</u>	purposes from <u>4-1</u>	to <u>10-31</u>
(cfs/ac-ft)			
amount	for <u>Domestic</u>	purposes from	to
(cfs/ac-ft)			
amount	for	purposes from	to
(cfs/ac-ft)			
amount			
(cfs/ac-ft)			

for discharge 249 cubic feet per second and/or zero feet per annum.

amount 277 cts for Domestic purposes from _____ to _____
(date) (date)

(c) (2) (i) _____ for _____ purposes from _____
 amount _____
 (c) (2) (ii) _____ for _____ and/or _____ acre-feet per annum.

amount (cfs/second) 2.47 cubic feet per second and/or _____ more feet.

6. Total amount of water under right 2.47 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

8. Total amount of water under right 7.77 cubic feet per second

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	33	11S	20E	Chippewa	
		SW	NW	"	"	"	"	
		SE	SW	"	"	"	"	

8. Lands irrigated or place of use:

[illegible]

8. Describe any other water rights used for the same purpose as described above

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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

Total acres _____

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

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion:

3. Lands irrigated or place of use:

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

Total acres _____

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

JUL 19 1993

PART 2
(Attach one copy for each right)

Department of Water Resources
A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by: _____
- a. Decree No. _____ Decreed to _____ vs _____
in case of _____ in _____ county of _____
dated _____ issued by the Idaho Department of Water Resources
- b. License No. _____ on file with the Idaho Department of Water Resources
- c. Claim No. A45-02383 which produced this right.
- d. Transfer No. _____
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 of priority 6-14-1951
5. Water is used for the following purpose:
- | | | | |
|------------------------|---------------------|--------------------------|-----------------|
| amount <u>1.45 cfs</u> | for <u>Irrig.</u> | purposes from <u>4-1</u> | to <u>10-31</u> |
| (cfs/ac-ft) | | | |
| amount <u>0.04 cfs</u> | for <u>Domestic</u> | purposes from <u>1-1</u> | to <u>12-31</u> |
| (cfs/ac-ft) | | | |
| amount _____ | for _____ | purposes from _____ | to _____ |
| (cfs/ac-ft) | | | |
6. Total amount of water under right 9.49 cubic feet per second and/or _____ acre-feet per annum

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	22	11S	23E	Gagsig	
		SW	NW	"	"	"	"	
		SE	SW	"	"	"	"	

6. Lands irrigated or place of use.

[illegible]

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED
(If the entire right is to be changed by the applicant, omit part B and C.)

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

2. Point(s) of Diversion.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use.

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

Total acres _____

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

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

2. Point(s) of Diversion.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use.

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

Total acres _____

4906 #1

Moo View Cow Palace

Transfer Application

99 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

7.1 HEL 127.7 HEL 6.9 H 3.1 3.1 2

1337 7691

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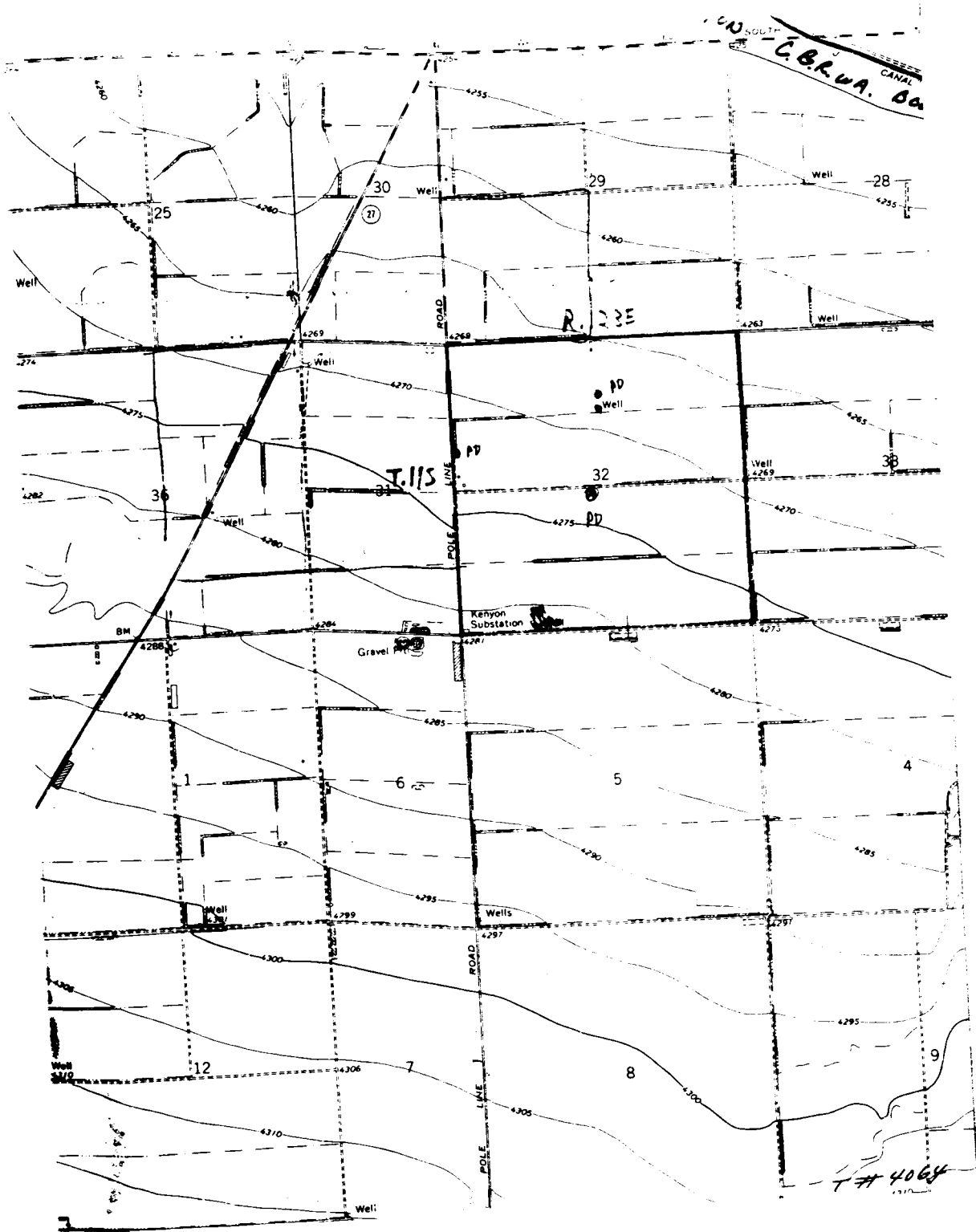
1

Moo View Cow Palace
Transfer Application

Kenyon
Substation

Gravel
Pits

7 # 4064



Page 7 of 8

Transfer No. 4064

**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.

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

PART 3

B. CHANGES IN NATURE OF USE

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

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

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

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

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

Raymond J. Seale
(Signature of Applicant)

Subscribed and sworn to before me this 27th day of October, 1992

Lynda G. Seale
(Notary Public)

My commission expires 07/18/1995

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 7 attachments

Received by JF. Stata Date 10-27-92 Protest filed by _____

Prelim. check by ATS Fee \$50.00 50/5118

Receipted by AT Date 10-27-92

Published in So. Sp. Press

Pub. dates 7/9 + 3/26/93

Watermaster recommendation requested on NA

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

CASSIA COUNTY TAX COLLECTOR
GAYLE ERENSON
BURLEY, ID 83318

* T A X R E M I N D E R *

PARCEL NO: RP 11S23E324800 A
: BILL NO TAX PENALTY INTEREST COST
8628 1408.49

RP11S23E324800
CODE AREA: 30-00
DATE: 5/18/92
AMOUNT VALID THROUGH 6/20/9

RECEIVED

OCT 20 1992

Department of Water Resources
Southern Region Office

TOTAL DUE: 1408.49 S 1/2 LESS T 2358
S 32 T 11 R 23

SEARLE, RAYMOND C, ETAL
C/O MOO-VIEW COW PALACE
RT 3 BOX 3318
BURLEY, ID 83318

PLEASE ENCLOSE NOTICE WITH PAYMENT.
LEVY SHEETS AVAILABLE ON REQUEST.

T#4064

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4064
WATER RIGHT NO. 45-02383

This is to certify that: MOO VIEW COW PALACE
C/O RAYMOND SEARLE
RT 3 BOX 3318
BURLEY ID 83318

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	9.49 CFS	2560.0 AF

SOURCE

GROUNDWATER

Priority: 06/14/1951

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 32, Township 11S, Range 23E
SWNW , Sec. 32, Township 11S, Range 23E
NESW , Sec. 32, Township 11S, Range 23E
CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S 23E 32	NENE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 40	NWNW 40	
	SWNW 40	SENE 40	NESW 40	
	NWSW 40	SWSW 40	SESW 40	
	NESE 40	NWSE 40	SWSE 40	
	SESE 40			640

Total number of acres irrigated:

640

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

TRANSFER NO. 4064
WATER RIGHT NO. 45-02383

CONDITIONS/REMARKS:

3. 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.
4. 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.
5. The well previously used under Right No. 45-02383 shall be abandoned in a manner which complies with Department well abandonment rules.

Dated this 7th day of September, 1993

J. Glen Senter
for
Chief, Water Alloc. Bureau

orm 235-1
/90

Drilling Permit No. 45-02883, T# 4064
Water Right Permit No. _____
Injection Permit No. _____

RECEIVED

OCT 20 1992

Department of Water Resources
Southern Region Office

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

Applicant (please print) Raymond C. Searle

Mailing Address Rt. 3 Box 2318, Burley, ID 83318

Telephone 654-2755

☒ Well Owner ☐ Well Operator ☐ Other, specify _____

Proposed well location NW 1/4 N/E 1/4, or Gov't Lot No. _____

Sec. 22, Twp. 11S, Rge. 23E, County Cassia

Street Address of Well Site _____

Lot, block and subdivision _____

1. Proposed use of well:

- ☐ Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

☒ Non-Domestic: Any beneficial use not included within the definition of domestic.

☐ Injection

☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

5. Well construction information:

A. ☒ New well ☐ Deepen ☐ Replace - See Condition 9

B. Proposed Surface Diameter 20" Proposed Maximum Depth 500'

C. Anticipated bottom hole temperature:

- ☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212° or more (Geothermal well)

3. Construction Start Date ASAP

7. Anticipated Well Driller Chesley Drilling
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature Raymond C. Searle Date Oct 22, 1992

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is _____

Date _____

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Signature of Authorized Department Representative _____

Title _____

Receipt No. 5015118

Received by gj

Fee \$200.00

Date 10-27-92

EXTENSION OF DRILLING PERMIT

Extension approved by _____

Approval Date _____

MOO VIEW COW PALACE
TRANSFER APPLICATION 45-2383

1. The purpose of the application is to correct the P/D description for two wells and add a well to the P/D in the NWNE tract. The applicants will drill a replacement well for the well in the NWNE. If the replacement well is not adequate to fully replace the production lost from the old well, both wells will be retained.
2. A field exam was conducted February 22, 1993 with the assistance of Kelly Searle a partner in the family business and operator of the farm parcel subject to this transfer.
3. The following diversion works data was obtained during the field exam:
 - a. Site #1--GE 200 hp motor--Model #5K6325XA276,
75 hp Newman booster--Model #DD31E2BD
75 hp Marathon booster--Model #VC365TTDS8074ANW
Location is NESW
 - b. Site #2--GE 200 hp motor--Model #5K6325XA27A
75 hp Marathon booster--Model #VC365TTD68074AN
Location is SNNW
 - c. Site #3--GE 200 hp motor--Model #5K6325XA27B
60 hp Baldor booster-Rebuilt, no model or Ser. #'s
Location is NWNE
 - d. Site #4--Abandoned-casing is sealed and covered
with chunks of concrete. Electrical power source
has been removed.
Location is SESW

T#4064



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

09-Mar-1993

R. KEITH HIGGINSON
Director

CECIL D. ANDRUS
Governor

RAYMOND SEARLE
MOO VIEW COW PALACE
PO BOX 3318
BURLEY ID 83318

Re: Application for Transfer No. 4064 (45-02383, A45-02383)

Dear Mr. Searle:

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

This office will be advertising the application in the South Idaho Press on 3/19 and 3/26/93. The advertisement 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 the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

State Office personnel will conduct a complete review prior to final processing of the application 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
Water Right Agent

MS:MB

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

Notice is hereby given that MOO VIEW COW PALACE, c/o Raymond Searle of Burley, ID has applied to the Department of Water Resources for changes to add a point of diversion and correct an error in point of diversion description from groundwater sources and further classified as **Transfer # 4064**.

The right to be changed authorizes diversion of water from three (3) wells located in S32, T11S, R23E within Cassia County. The right is recorded in part as follows:

Number: 45-02383
Priority: 06/14/1951
Amount: 9.49 cfs
Acres: Domestic use and irrigation of 640 acres within S32, T11S, R23E.

TO BE CHANGED AS FOLLOWS

This water right (45-02383) will be diverted from three (3) existing wells and one (1) new well to be drilled located in S32, T11S, R23E and will be used for irrigation of 640 acres within S32, T11S, R23E; Cassia County using a total diversion rate of 9.49 cfs.

Any protest against approval of the above proposal must be filed with the DEPARTMENT OF WATER RESOURCES, 222 SHOSHONE ST. E., TWIN FALLS ID 83301 on or before April 5, 1993.

R. Keith Higginson, Director

Published in South Idaho Press on 3/19 & 3/26/93.

**NOTICE OF PROPOSED CHANGE OF
WATER RIGHTS**

Notice is hereby given that MOO VIEW COW PALACE, c/o Raymond Searle of Burley, ID has applied to the Department of Water Resources for changes to add a point of diversion and correct an error in point of diversion description from groundwater sources and further classified as Transfer # 4064.

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R. Keith Vigginton, Director

Published in South Idaho Press on 3/19 & 3/26/93.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRAUS
Governor

10-Mar-1993

R. KEITH HIGGINSON
Director

SOUTH IDAHO PRESS
PO BOX 190
BURLEY ID 83318

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 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
Secretary/Office Coordinator

Enclosure

**SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION**

RECEIVED

MAR 31 1993

Department of Water Resources
Southern Region Office

I, Kary D Miller, being 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 of Blaine, Idaho. The newspaper is of general circulation therein. Deponent further states that the newspaper attached hereto was duly published according to law in the county of Blaine, Idaho, for two consecutive week(s), commencing on March 14, 1993, and ending with the issue of March 15, 1993.

Kary D Miller

I, Kelly Salomon, of March in the year of 1993 before me, a Notary Public, known or identified to me as Kary Miller, name is subscribed to the within instrument, and being by me first duly sworn, the contents therein are true, and acknowledged to me that he executed the same.

Kelly Salomon
Notary Public for Idaho
Residing at Burley, ID
My commission expires: May 23, 1997

Cost of Publication 44.28
Notary Fee .50
Total Cost 44.78

OK
MB
4-6-93

**SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION**

Notice is hereby given that MOO
VIBO COW PALACE, c/o Raymond
Searle of Burley, ID has
applied to the Department of
Water Resources for charges to
add a point of diversion and
correct an error in point of
diversion description from
groundwater sources and further
classified as Transfer # 4064.

The right to be changed authorizes diversion of water from three (3) wells located in S32, T11S, R23E within Cassia County. The right is recorded in part as follows:

Number: 45-02383

Priority: 06/14/1951

Amount: 9.49 cfs

Acres: Domestic use and
irrigation of 640 acres within
S32, T11S, R23E.

TO BE CHANGED AS FOLLOWS

This water right (45-02333) will be diverted from three (3) existing wells and one (1) new well to be drilled located in S32, T11S, R23E and will be used for irrigation of 640 acres within S32, T11S, R23E. Case: a County using a total diversion rate of 9.49 cfs.

Any protest against approval of the above proposal must be filed with the DEPARTMENT OF WATER RESOURCES, 272 SHOSHONE ST. E., TWIN FALLS ID 83301 on or before April 5, 1993.

D.R. Keith Sigmund, Director

c. Published in the South Lake Press on March 19, 26, 1968

t duly sworn, deposes and says that she is the General Manager
s, a daily newspaper published at Burley, Idaho, in the county
paper is of general circulation therein. Dependent further states
attached hereto was duly published according to law in the
South Idaho Press for 24 consecutive weeks, commencing
1914, and ending with the issue
1914.

of March in the year of 1993 before me, a Notary Public,
My office known or identified to
name is subscribed to the within instrument and being by him duly
instruments therein are true, and acknowledged to me that he executed the

Notary Public for Idaho

Residing at Becky, IL

My commission expires: Aug 31, 1111

Cost of Publication _____

Notary Fee _____

Total Cost _____

04
124
4-6-93

**SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION**

RECEIVED

MAR 11 1993

Department of Water Resources
Southern Region Office

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 March 14, 1993, and ending with the issue dated March 24, 1993.

Kary D Miller

STATE OF IDAHO)
COUNTY OF Cassia)

On this 27th day of March in the year of 1993 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 Salomon
Notary Public for Idaho

Residing at

Burley, ID

My commission expires:

May 33, 1997

Cost of Publication 44.28
Notary Fee .50
Total Cost 44.78

OK
MB
4-6-93



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

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

September 9, 1993

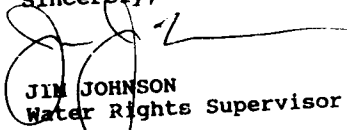
MOO VIEW COW PALACE
C/O RAYMOND SEARLE
RT 3 BOX 3318
BURLEY ID 83318

RE: Transfer of Water Right No. 45-02383

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4064). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

Transfer No. 4266

PART 1

NOV 11 1993

Department of State, Bureau of Intelligence Operations, Office of Special Activities, [redacted]

Department of Public Health
Name of applicant: Moo View Cow Palace. Phone 654-2785
Post Office address 40 Ray Seale. Rt 3 Box 3318; Benley FR 8348

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Add 2nd well to P.I.D.

2. Describe the reason for the proposed changes. An additional well was attempted under T4064 but unsuccessfully. We want to add a 2nd well in the SWNW, 532 as a replacement. We want to maintain or increase diversion rate.

1. Right Number	Priority	Amount (cts/ea-yr)	Nature of Use	Period of Use
<u>45-02393</u>	<u>6-14-1951</u>	<u>9.49</u>	<u>Amputation</u>	<u>4-1</u> to <u>10-31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 9.49 cubic feet per second and/or 2560 acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion: 32 115 23E

Lot	%	%	%	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NW	NE	10	29	24	Cassia	Existing Well
	NW	SW	NW	"	"	"	"	"
	NE	NE	SW	"	"	"	"	"
	SW	SW	NW	"	"	"	"	New well to be drilled

5. Land's irrigated or place of use: *No change*

[illegible]

Total acres 640.

PART 1

6. General Information:

a. Description of diversion system 4 wells and pumps to a mainline system that services 4 center pivots

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.

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

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 45-02383

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	9.49 CFS	2560.0 AF

SOURCE

GROUNDWATER

Priority: 06/14/1951

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 32, Township 11S, Range 23E
 SNNW , Sec. 32, Township 11S, Range 23E
 NESW , Sec. 32, Township 11S, Range 23E
 CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S 23E 32	NENE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 40	NWNW 40	
	SNNW 40	SENE 40	NESW 40	
	NNSW 40	SNSW 40	SESW 40	
	NENE 40	NWSE 40	SWSE 40	
	SESE 40			

Total number of acres irrigated: 640
 640

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. 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.
4. 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.
5. The well previously used under Right No. 45-02383 shall be abandoned in a manner which complies with Department well abandonment rules.

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. 45-2383 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 4064 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 Secondary water tributary to _____4. Date or priority 6-14-1951

5. Water is used for the following purpose:

amount 9.49 for Irrigation purposes from 4-1 to 10-31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 9.49 cubic feet per second and/or 2560 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	32	11S	23E	Cassia	Two wells (existing)
		SW	NW	"	"	"	"	one well + new well
		NE	SW	"	"	"	"	one well (existing)

8. Lands irrigated or place of use: no change.

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	23E	32	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640

Total acres 640

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

PART 2

Transfer No. 4266

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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

Total acres _____

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

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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

Total acres _____

Moo View Cow Palace
Transfer Application

30

4000

30

Well

Water
Substation

CREEK

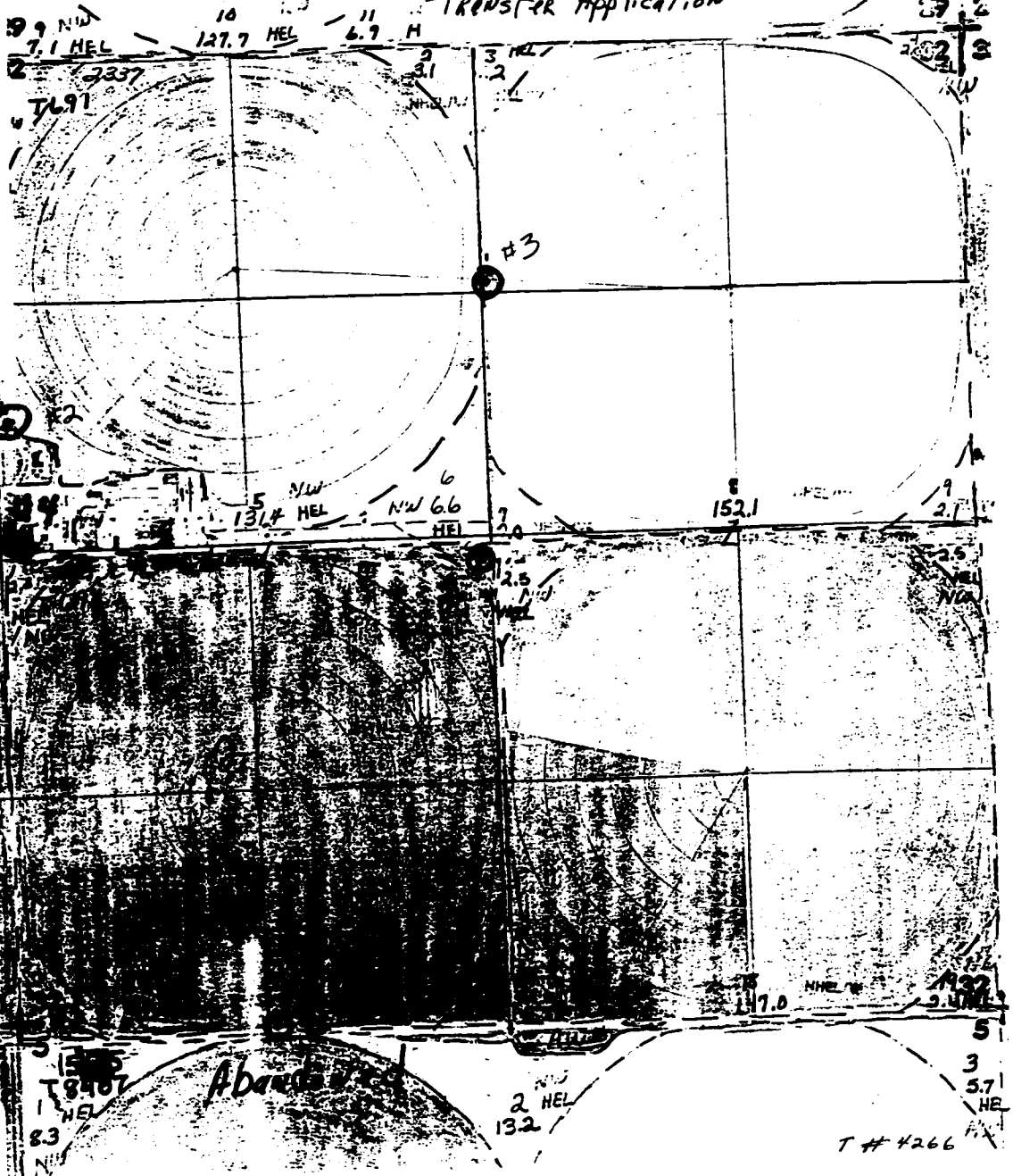
7

8

4266

7 # 4

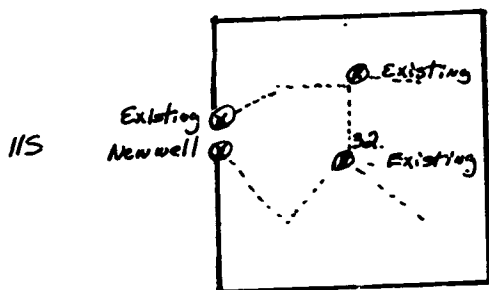
Moo View Cow Palace
Transfer Application



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.

23E.



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

PART 3

B. CHANGES IN NATURE OF USE

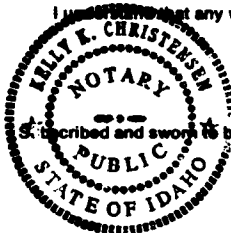
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

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

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

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

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



Moo View Cow Palace B-4998
(Signature of Applicant)

10th

day of Nov

19 93

Kelly K. Christensen
(Notary Public)

General Partner
Ray C. Seale
Notary Public, Mayfield, Oregon
Residing at Bend, Oregon
Comm. Expires 11-7-94

My commission expires 3-2-98

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by MTS Date 11-15-93 Protest filed by _____

Prelim. check by JF. [unclear] Fee 50 _____

Receipted by MTS-5016374 Date 11-15-93 _____

Published in Sp. Id. Press Copies of protest forwarded by _____

Pub. dates 01/03 & 01/10/94 Hearing held by _____ Date _____

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

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4266
WATER RIGHT NO. 45-02383

This is to certify that: MOO VIEW COW PALACE
C/O RAYMOND SEARLE
RT 3 BOX 3318
BURLY ID 83318

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>INTENTIONAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	9.49 CFS	2560.0 AF

SOURCE

GROUNDWATER

Priority: 06/14/1951

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 32, Township 11S, Range 23E
SWNW , Sec. 32, Township 11S, Range 23E
NESW , Sec. 32, Township 11S, Range 23E
CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S 23E 32	NWNE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 40	NWNW 40	
	SWNW 40	SENW 40	NESW 40	
	NWSW 40	SWSW 40	SESW 40	
	NESW 40	NWSE 40	SWSE 40	
	SESE 40			640

Total number of acres irrigated: 640

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

TRANSFER NO. 4266
WATER RIGHT NO. 45-02383

CONDITIONS/REMARKS:

3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. 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.
5. 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.
6. 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.
7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4266 shall not exceed 9.49 cfs.
8. Two points of diversion are located within SWNW, S32, T11S, R23E.

Dated this 18th day of February, 1994.

J. Glen Saxon
Chief, Water Alloc. Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

22-Dec-1993

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

RAY SEARLE
MOO VIEW COW PALACE
RT 3 BOX 3318
BURLEY ID 83318

Re: Application for Transfer No. 4266, (45-02383)

Dear Mr. Searle:

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

This office has scheduled advertising the application in the South Idaho Press for 01/03 and 01/10/94. The advertisement 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 the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

State Office personnel will conduct a complete review prior to final processing of the application 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,

James E. Stanton
Sr. Water Resource Agent

JS:MB

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 45-02383

Notice is hereby given that MOO VIEW COW PALACE, c/o RAY SEARLE of Burley, ID has applied to the Department of Water Resources to change the Point of Diversion of the following described water right(s) pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4266.

The purpose of this transfer is to add a 2nd well as a replacement in order to maintain the licensed diversion rate.

WATER RIGHT AS RECORDED:

Water Right No. 45-02383
Basis: License, T#4064
Date of Priority: 06/14/1951
Source: groundwater
Amount: 9.49 cfs
Use: irrigation
from 04/01 to 10/31
Point of Diversion: WNE, SWNW, NESW, S32, T11S, R23E; Cassia County.
Place of Use: 640 acres within all quarter section tracts of S32, T11S, R23E; Cassia County.

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

WATER RIGHT NO. 45-02383 TO BE CHANGED AS FOLLOWS:

New well to be drilled within SWSNW, S32, T11S, R23E; Cassia County.

Any protest against approval of the proposed change of water right application must be filed with the Applicant and the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before January 20, 1994.

R. Higginson, Director

Published in South Idaho Press on 01/03 & 01/10/94.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

22-Dec-1993

R. KEITH HIGGINSON
Director

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

**NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NO. 45-02383**

Notice is hereby given that MOO VIEW COW PALACE, c/o RAY SEARLE of Burley, ID has applied to the Department of Water Resources to change the Point of Diversion of the following described water right(s) pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4266.

The purpose of this transfer is to add a 2nd well as a replacement in order to maintain the licensed diversion rate.

WATER RIGHT AS RECORDED:

Water Right No. 45-02383
Basis: License, T84064
Date of Priority: 06/14/1951
Source: groundwater
Amount: 9.49 cfs
Use: Irrigation
from 04/01 to 10/31
Point of Diversion: NONE, SUMN, NESW, S32, T11S, R23E; Cassia County.
Place of Use: 640 acres within all quarter section tracts of S32, T11S, R23E; Cassia County.

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

**WATER RIGHT NO. 45-02383 TO BE
CHANGED AS FOLLOWS:**

New well to be drilled within SUMN, S32, T11S, R23E; Cassia County.

Any protest against approval of the proposed change of water right application must be filed with the Applicant and the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before January 20, 1994.

R. Higginson, Director

Published in South Idaho Press
on 01/03 & 01/10/94.

RECEIVED

JAN 19 1994

Department of Water Resources
Southern Region Office

SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION

NOTICE OF PUBLICATION OF
WATER RIGHT NO. 42-02222

Notice is hereby given that RAY
VIGOR PALACE, c/o RAY SEARLE
of Burley, ID has applied to
the Department of Water
Resources to change the Point
of Diversion of the following
described water right(s)
pursuant to Section 42-222 of
IDHW CODE and further
described as Transfer No. 4264.

Cassia)
IDAHO) ss

The purpose of this transfer is
to add a 2nd well as a
replacement in order to
maintain the licensed diversion
rate.

WATER RIGHT AS RECORDED:

Water Right No. 42-02222
Owner: Lillian, 191004
Date of Priority: 05/14/1951
Source: groundwater
Amount: 0.40 cfs
Date Irrigation
from 04/01 to 10/31
Point of Diversion: RRR, RRR,
RRR, RRR, T110, RRR; Cassia
County.
Place of Use: 640 acres within
oil quarter section tracts of
RRR, T110, RRR; Cassia County.

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

WATER RIGHT NO. 42-02222 IS
CHANGED TO 42-02222

This well to be drilled within
RRR, RRR, T110, RRR; Cassia
County.

Any protest against approval of
the proposed change of water
right application must be filed
with the Applicant and the
Department of Water Resources,
Southern Region, 222 Shoshone
Street East, Tula Falls, ID
83261 on or before January 20,
1994.

R. Heggeman, Director

Published in the South Idaho Press on
January 9 and 10, 1994.

I, D. Miller, being first duly sworn, deposes and says that she is the General
he South Idaho Press, a daily newspaper published at Burley, Idaho, in the
said and that the paper is of general circulation therein. Deponent further
ie printed notice attached hereto was duly published according to law in
editions of the South Idaho Press for two consecutive week(s),
with the issue dated Jan 3 1994 and ending with the issue
Jan 10 1994.

Kary D Miller
KARY D. MILLER

IDAHO)
OF Cassia)

this 13th day of January in the year of 1993 before me, a
olic, personally appeared Kary Miller
identified to me to be the person whose name is subscribed to the within
and acknowledged to me that he/she executed the same.

Kelly L. Hannon
Notary Public for Idaho

Residing at Burley, ID

My commission expires: May 23, 1997

Cost of Publication 51.84
Notary Fee .50
Total Cost 52.34

OK
MB
1/20/94

JAN 19 1994

Department of Water Resources
Southern Region Office

**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 400 consecutive week(s), commencing with the issue dated Jan 3 1974, and ending with the issue dated Jan 10 1974.

Kary D Miller
KARY D. MILLER

STATE OF IDAHO
COUNTY OF *Cassia*

On this 13th day of January in the year of 1993 before me, a
Notary Public, personally appeared Katy Miller,
known of identified to me to be the person whose name is subscribed to the within
instrument, and acknowledged to me that he/she executed the same.

Notary Public for Idaho
Residing at Burke, ID
My commission expires: May 23, 1997

Cost of Publication 51.84
Notary Fee .50
Total Cost 52.34

OK MB
1/20/94



**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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 22, 1994

MOO VIEW COW PALACE
C/O RAYMOND SEARLE
RT 3 BOX 3318
BURLEY ID 83318

RE: Transfer of Water Right No. 45-02383

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4266). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

Page 1 of 17

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5840

68523

RECEIVED

JUN 28 2000

Department of Water Resources
Southern Region

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant RAYMOND SEARLE, CLOYD SEARLE, CRAIG SEARLE
CLIFFORD SEARLE, KENT SEARLE, KELLY SEARLE

Phone 208/678-1599

Post Office address 655 SOUTH 650 EAST

BURLEY ID 83318

RECEIVED

FEB 27 2001

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 _____

Department of Water Resources

2. Describe the reason for the proposed changes TO COMBINE ALL RIGHTS AND ESTABLISH A PPU SO THAT
WATER CAN BE USED FROM ANY WELL ON ANY ACRES

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
45-02383	06/04/1951	<u>9.49 cfs</u>	<u>IRRIGATION</u>	<u>04/01 to 10/31</u>
<u>45-07118</u>	<u>01/08/1973</u>	<u>4.80 CFS</u>	<u>IRRIGATION</u>	<u>04/01 to 10/31</u>
<u>45-07125</u>	<u>01/31/1973</u>	<u>3.14 CFS</u>	<u>IRRIGATION</u>	<u>04/01 to 10/31</u>
<u>45-07317</u>	<u>07/11/1977</u>	<u>3.35 CFS</u>	<u>IRRIGATION</u>	<u>04/01 to 10/31</u>

2. Total amount of water being transferred 20.51 cubic feet per second and/or 5080.00 acre-feet per annum.

3. Source of water GROUNDWATER tributary to _____

4. Point(s) of Diversion: LIST ATTACHED

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use: PPU of 1272 AC PER YEAR

5. Lands irrigated or place of use: PPU of 1272/AC PER YEAR																			
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
															2	35	18	55	
11S	23E	26													40	40	40	640	
		32	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	160	
		35	40	40	40	40									40	40	40	320	
															40	40	40	237	
11S	24E	28													39	38	40	160	
		30		40	40												40	237	
		32															40	160	

S.F. (per phone conversation with crystal) 1575-1572

TU8523

PART 1

6. General information:

a. Description of diversion system NINE WELLS AND PUMP SYSTEMS TO PIVOTS AND HAND LINES,
WHEEL LINES AND LINEARS

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

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

d. Remarks:

THE TOTAL NUMBER OF ACRES IRRIGATED WILL REMAIN THE SAME. WITHDRAWALS WITHIN THE
OAKLEY-KENYON CRITICAL GROUNDWATER AREA ARE EXPECTED TO DECREASE DUE TO THE TRANSFER

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 45-02383

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	9.49 CFS	2560.0 AF

SOURCE

GROUNDWATER

Priority: 06/14/1951

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 32, Township 11S, Range 23E
 SNNW , Sec. 32, Township 11S, Range 23E
 NESW , Sec. 32, Township 11S, Range 23E
 CASSIA County

PLACE OF USE:

IRRIGATION				NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
T	R	S	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	Ac	SUM		
11S	23E	32	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640.0		
																	TOTAL ACRES	640.0		

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. 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.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.

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TRANS NO. 5840

Water Right No. 45-02383

CONDITIONS/REMARKS:

7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4266 shall not exceed 9.49 cfs.
8. Two points of diversion are located within SWNW, S32, T11S, R23E.

Describe any other water rights used for the same purpose as described above:

To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe:

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 _____

PART 2

TRANS NO. 5840

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 43-07118

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	4.80 CFS	960.0 AF

SOURCE

GROUNDWATER

Priority: 01/08/1973

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 28, Township 11S, Range 24E
 SWSW , Sec. 28, Township 11S, Range 24E
 SESE , Sec. 30, Township 11S, Range 24E
 SESE , Sec. 32, Township 11S, Range 24E
 CASSIA County

PLACE OF USE:

IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	NE	NW	SW	SE	:	NE	NW	SW	SE	:	NE	NW	SW	SE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
11S	23E	26	:					:					:					:		
11S	23E	35	:	40	40	40	40	:					:			62	35	18	55.0	
11S	24E	28	:					:					:						160.0	
11S	24E	30	:		40	40		:	40	40	40	40	:		40	40			240.0	
11S	24E	32	:					:					:	39	38	40	40		237.0	
									40			40				40	40		160.0	
																			TOTAL ACRES	852.0

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Water Right No. 45-07118

CONDITIONS/REMARKS:

5. 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.
6. 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.
7. The total instantaneous diversion of water from all points of diversion under Transfer 5275 shall not exceed 11.02 cfs, nor a total combined annual volume of 2520.0 af.
8. Right 45-07118 is limited to irrigation of 240.0 acres in the place of use described above in a single irrigation season.
9. Rights 45-07118 and 45-07125 when combined shall not exceed a total diversion rate of 7.67 cfs.
10. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under these rights on 102.0 acres and shall only divert groundwater under these rights on these 102.0 acres when water from the appurtenant surface water rights cannot be delivered to the right holder.
11. These rights shall not be used on 102.0 acres if the surface water right(s) appurtenant to the same 102.0 acres is sold, transferred, leased or used on any other place of use.
12. Rights 45-07118, 45-07125, 45-07317 and surface water right(s) appurtenant to 102.0 acres of the same land shall not exceed the combined irrigation of 630.0 acres unless additional rights or shares are obtained in the future.
13. Approval of Transfer 5275 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
14. Two points of diversion are located within SWSW, S28, T11S, R24E.

Describe any other water rights used for the same purpose as described above:

To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe:

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 _____

PART 2

TRANS NO. 5840

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 45-07125

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.14 CFS	628.0 AF

SOURCE

GROUNDWATER

Priority: 01/31/1973

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 28, Township 11S, Range 24E
 SWSW , Sec. 28, Township 11S, Range 24E
 SESE , Sec. 30, Township 11S, Range 24E
 SESE , Sec. 32, Township 11S, Range 24E
 CASSIA County

PLACE OF USE:

IRRIGATION

				<u>NE</u>				<u>NW</u>				<u>SU</u>				<u>SE</u>				
T	R	S		NE	NW	SU	SE	NE	NW	SU	SE	NE	NW	SU	SE	NE	NW	SU	SE	SUM
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
11S	23E	26	:													02	35	18		55.0
11S	23E	35	:	40	40	40	40									40	40			160.0
11S	24E	28	:							40	40	40	40					40		240.0
11S	24E	30	:		40	40									39	38	40	40		237.0
11S	24E	32	:							40		40					40	40		160.0
																				TOTAL ACRES
																				852.0

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Water Right No. 45-07125

CONDITIONS/REMARKS:

5. 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.
6. 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.
7. The total instantaneous diversion of water from all points of diversion under Transfer 5275 shall not exceed 11.02 cfs, nor a total combined annual volume of 2520.0 af.
8. Right 45-07125 is limited to irrigation of 157.0 acres in the place of use described above in a single irrigation season.
9. Rights 45-07118 and 45-07125 when combined shall not exceed a total diversion rate of 7.67 cfs.
10. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under these rights on 102.0 acres and shall only divert groundwater under these rights on these 102.0 acres when water from the appurtenant surface water rights cannot be delivered to the right holder.
11. These rights shall not be used on 102.0 acres if the surface water right(s) appurtenant to the same 102.0 acres is sold, transferred, leased or used on any other place of use.
12. Rights 45-07118, 45-07125, 45-07317 and surface water right(s) appurtenant to 102.0 acres of the same land shall not exceed the combined irrigation of 630.0 acres unless additional rights or shares are obtained in the future.
13. Approval of Transfer 5275 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
14. Two points of diversion are located within SWSW, S28, T11S, R24E.

Describe any other water rights used for the same purpose as described above:

To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe:

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

1. amount _____ for _____ purpose from _____ to _____
 (c/s/ac-ft) _____
 amount _____ for _____ purpose from _____ to _____
 (c/s/ac-ft) _____
 amount _____ for _____ purpose from _____ to _____
 (c/s/ac-ft) _____

2. Point(s) of Diversion:

Lot	%	%	%	Sec.	Twp.	Rge.	County	Local name for diversion

[illegible]

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

C. DESCRIPTION OF UNCHANGED PORTION OF NET:

1. amount _____ for _____ purposes from _____ to _____
(date/so-far) _____
amount _____ for _____ purposes from _____ to _____
(date/so-far) _____
amount _____ for _____ purposes from _____ to _____
(date/so-far) _____

(cde/so-ri)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

[illegible]

PART 2

TRANS NO. T#5840

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 45-07317

STAGE: LICENSE

INTENTIONAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
IRRIGATION	04/01 to 10/31	3.35 CFS	932.0 AF

SOURCE

GROUNDWATER

Priority: 07/11/1977

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 28, Township 11S, Range 24E
 SWSW , Sec. 28, Township 11S, Range 24E
 SESE , Sec. 30, Township 11S, Range 24E
 SESE , Sec. 32, Township 11S, Range 24E
 CASSIA County

PLACE OF USE:

IRRIGATION

T	R	S	NE				NW				SW				SE				SUM						
			NESE	NANE	SANE	SESE	NESE	NANE	SANE	SESE	NESE	NANE	SANE	SESE	NESE	NANE	SANE	SESE							
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
11S	23E	36	:					:					:				:	62	35	18	:			55.0	
11S	23E	35	:	40	40	40	40	:					:				:				:				160.0
11S	24E	28	:					:					:	40	40	40	40	:	40	40	:				240.0
11S	24E	30	:			40	40	:					:				:	39	38	40	:	40	40		237.0
11S	24E	32	:					:					:	40			40	:			:	40	40		160.0
																					TOTAL ACRES		852.0		

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Water Right No. 45-07317

CONDITIONS/REMARKS:

5. 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.
6. 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.
7. The total instantaneous diversion of water from all points of diversion under Transfer 5275 shall not exceed 11.02 cfs, nor a total combined annual volume of 2520.0 af.
8. Right 45-07317 is limited to irrigation of 233.0 acres in the place of use described above in a single irrigation season.
9. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under these rights on 102.0 acres and shall only divert groundwater under these rights on these 102.0 acres when water from the appurtenant surface water rights cannot be delivered to the right holder.
10. These rights shall not be used on 102.0 acres if the surface water right(s) appurtenant to the same 102.0 acres is sold, transferred, leased or used on any other place of use.
11. Rights 45-07118, 45-07125, 45-07317 and surface water right(s) appurtenant to 102.0 acres of the same land shall not exceed the combined irrigation of 630.0 acres unless additional rights or shares are obtained in the future.
12. Approval of Transfer 5275 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
13. Two points of diversion are located within SWSW, S28, T11S, R24E.

Describe any other water rights used for the same purpose as described above:

To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe:

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

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PART 2

Transfer No. _____

NO _____ **If yes, describe**

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
(c/s/ec-ft)
amount _____ for _____ purposes from _____ to _____
(c/s/ec-ft)
amount _____ for _____ purposes from _____ to _____
(c/s/ec-ft)

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total across _____

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

1. amount _____ for _____ purposes from _____ to _____
(c/s/eo-R)
amount _____ for _____ purposes from _____ to _____
(c/s/eo-R)
amount _____ for _____ purposes from _____ to _____
(c/s/eo-R)

2. Point(s) of Diversion:

[illegible]

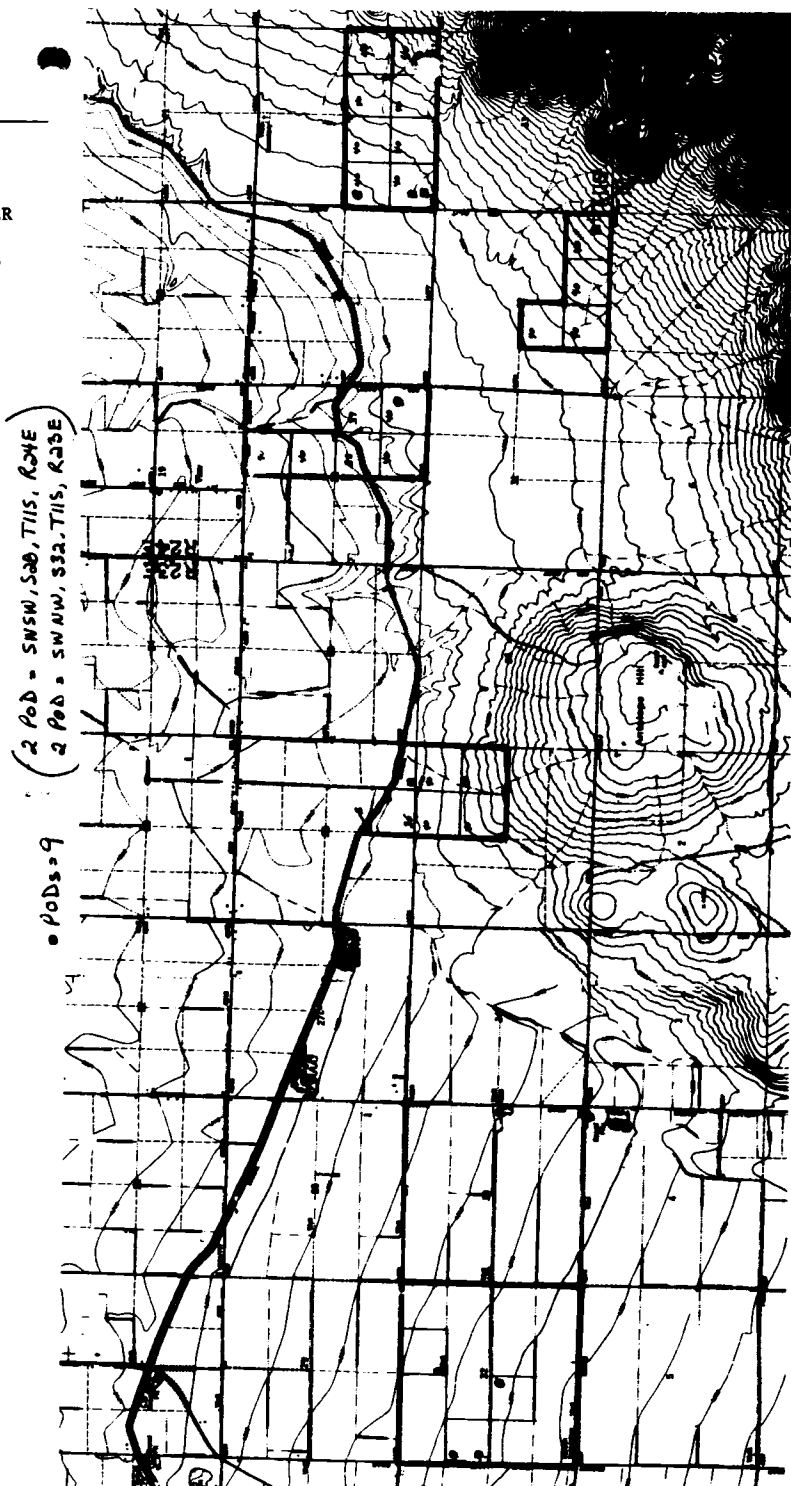
3. Lands irrigated or place of use:

[illegible]

T#5840

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APPLICATION FOR TRANSFER
OF
WATER RIGHT PART 3

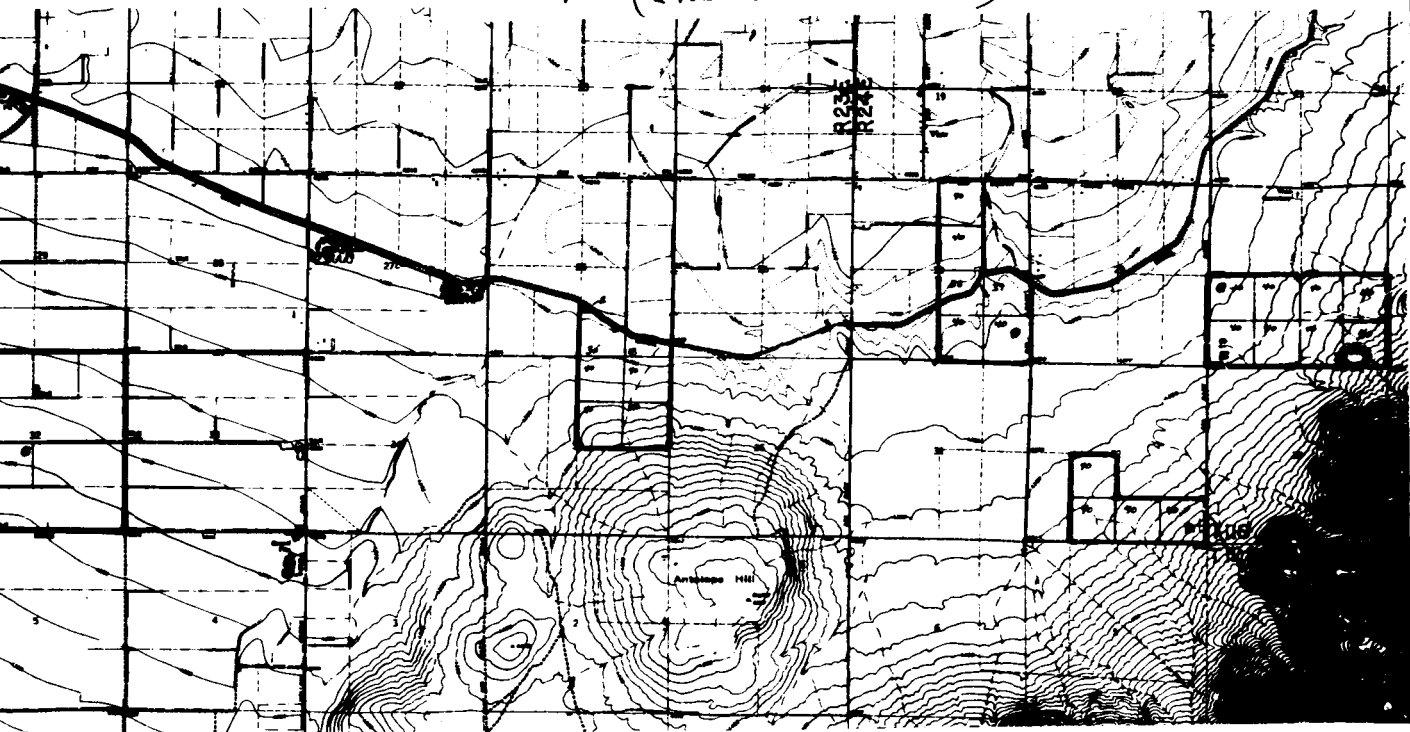


105840

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APPLICATION FOR TRANSFER
OF
WATER RIGHT PART 3

• PODs = 9 (2 POD = SWSW, S2B, T11S, R24E
2 POD = SWNW, S32, T11S, R23E)





- POD's
PPU outlined in yellow
John Freitag 09/06/00



- POD's
PPU outlined in yellow
John Freitag 09/06/00

T #5840

Transfer No. _____

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PART 3

B. CHANGES IN NATURE OF USE

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

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

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

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

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



Subscribed and sworn to before me this

Craig E. Searle
(Signature of Applicant)
28th day of June, 2000

Crystal Winney Vincent
(Notary Public)

My commission expires

April 8, 2001

FOR DEPARTMENT USE ONLY

Transfer contains 17 pages and 3 attachmentsReceived by JF Date 6/28/2000Prelim. check by JF Fee 100.00Received by John Freitag Date 06/28/00Published in Idaho PressPub. dates 01/01 + 01/08/2001Watermaster recommendation requested on N/AProtest filed by NoneCopies of protest forwarded by 3023187

Hearing held by _____ Date _____

Recommended for ☒ approval ☐ denialby Am

rec'd.

Copy of transfer sent to lien holder

T#5840

Page 17 of 17

Points of Diversion

NW NE	Sec. 32, Township 11S, Range 23E
SW NW	Sec. 32, Township 11S, Range 23E (2 POD located in SW NW)
NE SW	Sec. 32, Township 11S, Range 23E
NW SW	Sec. 28, Township 11S, Range 24E
SW SW	Sec. 28, Township 11S, Range 24E (2 POD located in SW SW)
SE SE	Sec. 30, Township 11S, Range 24E
SE SE	Sec. 32, Township 11S, Range 24E

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5275
WATER RIGHT NO(S). 45-07118/45-07125/45-07317

This is to certify that: **RAYMOND C SEARLE**
CLOYD R SEARLE
CLIFFORD L SEARLE
KENT R SEARLE
655 S 650 E
BURLEY ID 83318

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>WATER RIGHT</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 45-07118 : IRRIGATION Priority: 01/08/1973	04/01 to 10/31	4.80 CFS	960.0 AF
Right No. 45-07125 : IRRIGATION Priority: 01/31/1973	04/01 to 10/31	3.14 CFS	628.0 AF
SUBTOTAL:		* 7.67 CFS	
Right No. 45-07317 : IRRIGATION Priority: 07/11/1977	04/01 to 10/31	3.35 CFS	932.0 AF
TOTAL:		** 11.02 CFS	** 2520.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 28, Township 11S, Range 24E
SWSW , Sec. 28, Township 11S, Range 24E
SESE , Sec. 30, Township 11S, Range 24E
SESE , Sec. 32, Township 11S, Range 24E
CASSIA County

TRANSFER NO. 5275
WATER RIGHT NO(S). 45-07118/45-07125/45-07317

<u>PLACE OF USE: IRRIGATION</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
<u>TRN</u>	<u>SEC</u>						
11S	23E	26	NWSE 2	SWSE 35	SESE 18	55	
		35	NESE 40	EWSE 40	SWSE 40	160	
			SESE 40				
24E	28		NESW 40	NWSE 40	SWSE 40	240	
			SESW 40	NWSE 40	NESE 39		
		30	NWSE 40	SWSE 40	SESE 40	237	
			NWSE 38	SWSE 40	SWSE 40		
		32	NESW 40	SESW 40		160	
			SESE 40				
Total number of acres irrigated:						*** 852	

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. 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.
6. The total instantaneous diversion of water from all points of diversion under Transfer 5275 shall not exceed 11.02 cfs, nor a total combined annual volume of 2520.0 af.
7. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
8. Right 45-07118 is limited to irrigation of 240.0 acres in the place of use described above in a single irrigation season.
9. Right 45-07317 is limited to irrigation of 233.0 acres in the place of use described above in a single irrigation season.
10. Rights 45-07118 and 45-07125 when combined shall not exceed a total diversion rate of 7.67 cfs.
11. Right 45-07125 is limited to irrigation of 157.0 acres in the place of use described above in a single irrigation season.

TRANSFER NO. 5275
WATER RIGHT NO(S). 45-07118/45-07125/45-07317

CONDITIONS OF APPROVAL AND REMARKS

- *** 12. Rights 45-07118, 45-07125, 45-07317 and surface water right(s) appurtenant to 102.0 acres of the same land shall not exceed the combined irrigation of 630.0 acres unless additional rights or shares are obtained in the future.
13. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under these rights on 102.0 acres and shall only divert groundwater under these rights on these 102.0 acres when water from the appurtenant surface water rights cannot be delivered to the right holder.
14. These rights shall not be used on 102.0 acres if the surface water right(s) appurtenant to the same 102.0 acres is sold, transferred, leased or used on any other place of use.
15. Approval of Transfer 5275 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
16. Two points of diversion are located within SWNW, S28, T11S, R24E.

Dated this 11th day of December, 1976.


Chief, Water Allocation Bureau



CERTIFICATE OF ASSUMED BUSINESS NAME

(Please type or print legibly. See instructions on reverse.)

To the SECRETARY OF STATE, STATE OF IDAHO 59 APR -7 AM 8:59
 Pursuant to Section 53-504, Idaho Code, the undersigned
 gives notice of adoption of an Assumed Business Name. STATE OF IDAHO.

1. The assumed business name which the undersigned use(s) in the transaction of business is:

Moo View Cow Palace

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name is/are:

Name	Complete Address
<u>Cloyd Searle</u>	<u>490 East 550 South, Burley, ID 83318</u>
<u>Kent Searle</u>	<u>476 East 600 South, Burley, ID 83318</u>
<u>Craig Searle</u>	<u>522 East 600 South, Burley, ID 83318</u>
<u>Clifford Searle</u>	<u>500 East 500 South, Burley, ID 83318</u>
<u>Kelly Searle</u>	<u>739 South 50 West, Burley, ID 83318</u>

3. The general type of business transacted under the assumed business name is:
 (mark only those that apply)

☐ Retail Trade	☐ Manufacturing	☐ Transportation and Public Utilities
☐ Wholesale Trade	☒ Agriculture	☐ Finance, Insurance, and Real Estate
☐ Services	☐ Construction	☐ Mining

4. The name and address to which future correspondence should be addressed:

Phone number (optional): _____

Cloyd Searle

490 East 550 South

Burley, Idaho 83318

5. Name and address for this acknowledgment copy is (if other than # 4 above):

Submit Certificate of
 Assumed Business
 Name and \$20.00 fee to:

Secretary of State
 700 West Jefferson
 Basement West
 PO Box 83720
 Boise ID 83720-0080
 208 334-2301

Signature: Cloyd Searle

Printed Name: Cloyd Searle

Capacity: Partner

(see instruction # 8 on back of form)

Revision 1/82
 © Copyright 1982 by JES

04/07/1999 09:00
 CL: 2754 CT: 15314 IN: 29424

10 20.00 - 20.00 ASSUM NAME 12

D24814

T#5840

15:07:56
9/20/2000
TAX MASTER INQUIRY - GAYLE EREKSON
CASSIA COUNTY TAX COLLECTOR
1458 OVERLAND PM: 870-7282
BURLEY, ID 83310

PROPERTY: RP 11523E322401 A YEAR 1999
TAXPREF: RP11523E322401A
NAME HOO-VIEW COW PALACE
BILLED TO: SEARLE, RAYMOND C, ETAL
CODE AREA 5400 ACCOUNT TYPE
BANK FLD OWNER PUP
BILLS 10001
MARKET VALUE 197,553
HARDSHIP
HOMEOOWNER
NET MARKET 197,553
TAX AMOUNT 2,306.94
LESS: CIRCUIT
PLUS: SPECIALS 581.68
NET TAX BILLED 2,000.62
TAX PAYMENTS 2,020.82
TAX CANCELLED
SPEC CANCELLED 60.00
REMAINING TAX DUE

ADDRESS C/O SEARLE, CLOYD
474 EAST 550 SOUTH
BURLEY ID 83310
LEGAL HW1/4 LESS T 7007
S 32 T 11 R 23

RECEIVED

SEP 20 2000

Department of Water Resources
Southern Region

* 15:03:05
9/20/2000
TAX MASTER INQUIRY - GAYLE EREKSON
CASSIA COUNTY TAX COLLECTOR
1458 OVERLAND PM: 870-7282
BURLEY, ID 83310

PROPERTY: RP 11523E323045 A YEAR 1999
TAXPREF: RP11523E323045A
NAME SEARLE, KELLY C, FAMILY TRUST
B SEARLE, KELLY C, TRUSTEE
B SEARLE, SHAMMA, TRUSTEE
BILLED TO: B SEARLE, KELLY C, TRUSTEE
CODE AREA 5400 ACCOUNT TYPE
BANK FLD OWNER PUP
BILLS 10002
MARKET VALUE 95,532
HARDSHIP
HOMEOOWNER 44,869
NET MARKET 50,563
TAX AMOUNT 590.42
LESS: CIRCUIT
PLUS: SPECIALS 123.36
NET TAX BILLED 713.78
TAX PAYMENTS 653.76
TAX CANCELLED
SPEC CANCELLED 60.00
REMAINING TAX DUE

ADDRESS 739 SOUTH 50 WEST
BURLEY ID 83310
LEGAL T 7007 (SWNW)
S 32 T 11 R 23
CONTIGUOUS WITH 11523E322401

*John,
When tax notice
should cover all
lands on transfer
and more.
Leytal*

15:03:14
9/20/2000

TAX MASTER INQUIRY - GAYLE ERENKSON
TX0040 CASSIA COUNTY TAX COLLECTOR
1450 OVERLAND PH: 870-7202
BURLEY, ID 83310

PHKEY: RP 11523E324001 A YEAR 1999
TXKEY: RP11523E324001A
NAME WOO-VIEW COU PALACE

BILLED TO: SEARLE, RAYMOND C, ETAL
CODE AREA 3000 ACCOUNT TYPE
BANK FLD OWNER POP

ADDRESS C/O SEARLE, CLOYD
474 EAST 550 SOUTH
BURLEY ID 83310

LEGAL SW1/4 LESS T 2350
S 32 T 11 R 23

MARKET VALUE 03,535
HARDSHIP
NONEOWNER
NET MARKET 03,535
TAX AMOUNT 1,006.60
LESS: CIRCUIT
PLUS: SPECIALS 500.52
NET TAX BILLED 1,475.02
TAX PAYMENTS 1,475.02
TAX CANCELLED
SPEC CANCELLED
REMAINING TAX DUE

15:03:23
9/20/2000

TAX MASTER INQUIRY - GAYLE ERENKSON
TX0040 CASSIA COUNTY TAX COLLECTOR
1450 OVERLAND PH: 870-7202
BURLEY, ID 83310

PHKEY: RP 11523E327200 A YEAR 1999
TXKEY: RP11523E327200A
NAME SEARLE, CRAIG E, FAMILY TRUST
S SEARLE, CRAIG E, TRUSTEE
S SEARLE, BEVERLY J, TRUSTEE

BILLED TO: S SEARLE, CRAIG E, TRUSTEE
CODE AREA 3000 ACCOUNT TYPE
BANK FLD OWNER POP

ADDRESS 522 EAST 600 SOUTH
BURLEY ID 83310

LEGAL SE1/4
S 32 T 11 R 23

MARKET VALUE 04,700
HARDSHIP
NONEOWNER
NET MARKET 04,700
TAX AMOUNT 1,021.70
LESS: CIRCUIT
PLUS: SPECIALS 675.50
NET TAX BILLED 1,407.20
TAX PAYMENTS 1,407.20
TAX CANCELLED
SPEC CANCELLED
REMAINING TAX DUE

TAX MASTER INQUIRY - GAYLE ERIKSON
15:02:27 TX0040 CASSIA COUNTY TAX COLLECTOR
9/20/2000 1650 OVERLAND PH: 870-7202
BURLY, ID 83310

I STATUS - TAX MAY NOT APPLY
PNPKEY: RP 11523E200100 A YEAR 1999 BILLO 10063
TXPKEY: RP11523E200002Y BILLED TO: MOO-VIEW COV PALACE
NAME MOO-VIEW COV PALACE CODE AREA 6400 ACCOUNT TYPE
BANK FLB OWNER POP

ADDRESS 676 EAST 550 SOUTH MARKET VALUE 203.097
BURLY ID 83310 HARDSHIP
HOMESHIP
NET MARKET 203.097
TAX AMOUNT 3,406.26
LEGAL SE1/4 S/CANAL LESS: CIRCUIT
S 20 T 11 R 23 PLUS: SPECIALS 60.00
NET TAX BILLED 3,406.26
TAX PAYMENTS 3,406.26
TAX CANCELLED
SPEC CANCELLED
REMAINING TAX DUE

TAX MASTER INQUIRY - GAYLE ERIKSON
15:02:48 TX0040 CASSIA COUNTY TAX COLLECTOR
9/20/2000 1650 OVERLAND PH: 870-7202
BURLY, ID 83310

PNPKEY: RP 11523E320001 A YEAR 1999 BILLO 10060
TXPKEY: RP11523E320001A BILLED TO: S SEARLE, KELLY C, TRUSTEE
NAME SEARLE, KELLY C, FAMILY TRUST CODE AREA 6400 ACCOUNT TYPE
S SEARLE, KELLY C, TRUSTEE BANK FLB OWNER POP
S SEARLE, SHAWNA, TRUSTEE

ADDRESS 730 SOUTH 50 WEST MARKET VALUE 86,790
BURLY ID 83310 HARDSHIP
HOMESHIP
NET MARKET 86,790
TAX AMOUNT 880.20
LEGAL NE1/4 LESS: CIRCUIT
S 32 T 11 R 23 PLUS: SPECIALS 675.50
NET TAX BILLED 1,405.70
TAX PAYMENTS 1,405.70
TAX CANCELLED
SPEC CANCELLED
REMAINING TAX DUE

15:03:32
9/20/2000

TAX MASTER INQUIRY - GAYLE EREKSON
TX0040
CASSIA COUNTY TAX COLLECTOR
1430 OVERLAND PH: 870-7202
BURLEY, ID 83310

POPKEY: RP 11523E350000 A YEAR 1999

BILLO 10000

TRIPKEY: RP11523E350000A

BILLED TO: BOO-VIEW COM PALACE

NAME BOO-VIEW COM PALACE

CODE AREA 0600 ACCOUNT TYPE
BANK FLD OWNER POP

ADDRESS 474 EAST 550 SOUTH

MARKET VALUE 7,000

HARDSHIP

BURLEY

ID 83310

HOMEOWNER

NET MARKET

7,000

TAX AMOUNT

90.76

LEGAL NE1/4, N1/2SE

LESS: CIRCUIT

S 35 T 11 R 23;

PLUS: SPECIALS

NET TAX BILLED

90.76

TAX PAYMENTS

90.76

TAX CANCELLED

SPEC CANCELLED

REMAINING TAX DUE

CASSIA COUNTY COURTHOUSE
150 OVERLAND AVE.
BURLEY, ID 83816

FIRST CLASS MAIL
U.S. POSTAGE PAID
BURLEY, ID 83816
PERMIT NO. 10

T#5840

CATEGORY DESCRIPTION	LOT/ACRES	SUPPLY VALUE
1 IMPROV AC	135.800 AC	72,653
19 WASTE	3.000 AC	
	138.800	72,653*

1997

TAXPAYER'S
VALUATION

ASSESSMENT NOTICE
TAXES ARE BASED ON THE VALUATION
LISTED ON THIS NOTICE
IF THERE ARE ANY QUESTIONS
REGARDING THIS NOTICE
CONTACT THE ASSESSMENT OFFICE BEFORE
JUNE 20, 1997

Keep this notice for your records
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS: RP 11924E307208 A

SE1/4 S/C. NW1/4 N/C
D 30 T 11 R 24
ROY'S PLACE

SEARLE KENT, ETAL
X SEARLE LAND HOLDING TRUST 2
X SEARLE KENT ROLAND, TRUSTEE
476 EAST 600 SOUTH
BURLEY ID 83319

RECEIVED

APR 16 1998

Department of Water Resources
Southern Region

MICROFILMED

MAR 11 1999

CASSIA COUNTY COURTHOUSE
1439 OVERLAND AVE
BURLEY ID 83318

TAX CODE 26-00

1ST CLASS MAIL
U.S. POSTAGE PAID
BURLEY, ID 83318
PERMIT NO. 10

CATEGORY DESCRIPTION

LOT/ACRES

MARKET VALUE

IRROIG AG
WASTE

119.286 AC
750 AC
120.000

62,799

63,799*

1997

TAXPAYER'S

VALUATION

ASSESSMENT NOTICE

THIS NOTICE IS GIVEN TO YOU
BY THE COUNTY CLERK

IF THERE ARE ANY QUESTIONS
REGARDING THIS NOTICE
NOTIFY THE ASSESSOR'S OFFICE BEFORE
JUNE 20, 1997

SEE THE ASSESSOR'S OFFICE FOR MORE INFORMATION
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS RP 11824E286130 A

PRECEDENCE

21/25N. SWEE
S 28 T 11 R 24
CONTIGUOUS WITH 11824E286800

MAIL TO:

SEARLE LAND HOLDING TRUST #1
% SEARLE CLOYD RAYMOND, TRSTE
474 EAST 350 SOUTH
BURLEY ID 83318

MICROFILMED
MAR 11 1999

CASSIA COUNTY ASSESSOR
1498 OVERLAND AVE.
BURLEY, ID 83318

PARCEL NO. RP 11824E284803
PAGE 1 OF 1
TAX CODE 26-00

FIRST CLASS MAIL
U.S. POSTAGE PAID
BURLEY, ID 83318
PERMIT NO. 10

1 IMPROVD AG
19 WASTE

114.950 AC
230 AC
115.180

MARKET VALUE
51,498

1996

TAXPAYER'S
VALUATION

ASSESSMENT NOTICE

PLEASE REVIEW THIS NOTICE
IF THERE ARE ANY QUESTIONS
REGARDING THIS PROPERTY
NOTIFY THE ASSESSOR'S OFFICE BEFORE
JUNE 24, 1996

SEE THE NOTICE WITH THIS NOTICE FOR MORE
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS
PREVIOUS NUMBER

RP11824E284802A

Mail To:

WASE, N1/2SW LESS T 5357
2 LESS T 6805
S 28 T 11 R 24

SEARLE LAND HOLDING TRUST #4
7 SEARLE CLIFFORD LELAND, TRS
RT 3 BOX 3369
BURLEY ID 83318

MICROFILMED

MAR 11 1999

CASSA COUNTY COURTH
1400 OVERLAND AVE
BURLEY ID 83318

TAX CODE 26-00

RT CLASS MAIL
U.S. POSTAGE PMO
BURLEY ID 83318
PERMIT NO 10

CATEGORY DESCRIPTION

LOT/ACRES

MARKET VALUE

IRKSTO AG
WASTE

157.750 AC

750 AC

106.500

84,396

84,396*

1977

TROOPER'S
VALUATION

ASSESSMENT NOTICE

TAXES ARE DUE TO THE TROOPER

ON OR BEFORE

IF THERE ARE ANY QUESTIONS

REGARDING THIS NOTICE

NOTIFY THE ASSESSORS OFFICE BEFORE

JUNE 20, 1977

SEE THIS COPY FOR YOUR RECORD

83318

PROPERTY ADDRESS
APRIL NUMBER

RP 11624E324800 A

RT 3 BOX 3318

SEARLE RAYMOND CLAYSON, ETUX

E1/25th, S1/26E
32 R 11 E 24
GALE*

RT 3 BOX 3318
BURLEY

ID 83318-9528

MICROFILMED

MAR 11 1983

CASSIA COUNTY COURT
1488 OVERLAND AVE.
BURLEY, ID 83318

REGISTERED
FIRST CLASS MAIL
U.S. POSTAGE PAID
BURLEY, ID 83318
PERMIT NO. 10

CATEGORY DESCRIPTION	TAX CODE	LOVSERIES	MARKET VALUE
138.800 AC	64-00	138.800 AC	72,653
WASTE		3.000 AC	
		138.800	72,653*

1997
TAXPAYER'S
VALUATION

ASSESSMENT NOTICE
TAXES ARE BASED ON THE VALUATION
LISTED ON THESE TAX STATEMENTS
IF THERE ARE ANY CHANGES
NOTIFY THE ASSESSOR'S OFFICE BEFORE
JUNE 20, 1997

MARTELL C. HOLLAND
CASSIA COUNTY ASSESSOR
CASSIA COUNTY COURTHOUSE
1488 OVERLAND AVE.
BURLEY, ID 83318

REGISTERED
FIRST CLASS MAIL
U.S. POSTAGE PAID
BURLEY, ID 83318
PERMIT NO. 10

CATEGORY DESCRIPTION	TAX CODE	LOVSERIES	MARKET VALUE
1 IRRIG AC	64-00	75.000 AC	55,380
2 DRY GRAZING		1.000 AC	6,500
3 RURAL HOMESITE		1.000 AC	
4 WASTE		1.700 AC	
5 RURAL RES BLDG			1,500
6 RURAL IMP ON AG			20,809
		81.700	84,321*

1997
TAXPAYER'S
VALUATION

ASSESSMENT NOTICE
TAXES ARE BASED ON THE VALUATION
LISTED ON THESE TAX STATEMENTS
IF THERE ARE ANY CHANGES
NOTIFY THE ASSESSOR'S OFFICE BEFORE
JUNE 20, 1997

PROPERTY ADDRESS
PARCEL NUMBER RP 11824E300600 A

MAIL TO:
SEARLE KENT R. FAMILY TRUST
K SEARLE KENT R. TRUSTEE
L SEARLE MARILYN, TRUSTEE
476 EAST 600 SOUTH
BURLEY ID 83318

822- W1/2NE
30- 11 S 24

MICROFILMED
MAR 11 1999

CASSIA COUNTY, IDAHO
CASSIA COUNTY COURTHOUSE
1450 OVERLAND AVE
BURLEY, ID 83318

U.S. POSTAGE
U.S. POSTAL SERVICE
BURLEY, ID 83318
PERMIT NO. 10

CATEGORY DESCRIPTION	TAX CODE	LOANS/AGREES	MARKET VALUE
IRRIG AG	54-00	20.000 AC	14,200
		20.000	14,200*

LER 5

1997
TAXPAYER'S
VALUATION
ASSESSMENT NOTICE
TAXPAYER'S BASED ON THE INFORMATION
CONTAINED IN THIS STATEMENT
IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE
JUNE 20, 1997
Also see instructions for further information.
KEEP THIS COPY FOR YOUR RECORDS.
93318

PROPERTY ADDRESS 550 B 500 E
PARCEL NUMBER RP 11924E307600 A

ST N1/2EE N/C
E 30 T 11 R 24

SEARLE KENT R. FAMILY TRUST
X SEARLE KENT R. TRUSTEE
X SEARLE MARILYN, TRUSTEE
476 EAST 600 SOUTH
BURLEY ID 83318

MICROFILMED

MAR 11 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68523

This is to certify that: CLIFFORD SEARLE
KENT SEARLE
KELLY SEARLE
CRAIG SEARLE
CLOYD SEARLE
RAYMOND SEARLE
655 S 650 E
BURLEY ID 83318
(208)678-1599

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Right	Priority	Rate	Volume	Acres	Total	Source
45-2383	AJC/License	06/14/1951	9.49 cfs	2560.0 af	640.0	640.0	GROUND WATER
45-7118	AJC/License	01/08/1973	4.80 cfs	960.0 af	240.0	240.0	GROUND WATER
45-7125	AJC/License	01/31/1973	3.14 cfs	628.0 af	157.0	157.0	GROUND WATER
45-7317	AJC/License	07/11/1977	3.35 cfs	932.0 af	233.0	233.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
45-2383	NO	NO	YES	YES	NO	NO
45-7118	NO	NO	YES	YES	NO	NO
45-7125	NO	NO	YES	YES	NO	NO
45-7317	NO	NO	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acres Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acres Limit	Remaining Total Acres
45-2383	45-2383	9.49 cfs	2560.0 af	640.0	1,572.0		N/A	N/A	N/A	N/A
45-7118	45-7118	4.8 cfs	960.0 af	240.0	1,572.0		N/A	N/A	N/A	N/A
45-7125	45-7125	3.14 cfs	628.0 af	157.0	1,572.0		N/A	N/A	N/A	N/A
45-7317	45-7317	3.35 cfs	932.0 af	233.0	1,572.0		N/A	N/A	N/A	N/A
TOTALS		20.51cfs	5080.0 af	1270.0	1,572.0		N/A	N/A	N/A	N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68623

Detailed Water Right Description(s) attached

Dated this 17 th day of October, 2001

A. Glen Saylor
Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2383
As Modified by Transfer No. 68523

In accordance with the approval of Transfer No. 68523, Water Right No. 45-2383 is now described as follows.

Right Holder: CLIFFORD SEARLE
KENT SEARLE
KELLY SEARLE
CRAIG SEARLE
CLOYD SEARLE
RAYMOND SEARLE
655 S 650 E
BURLEY ID 83318
(208)678-1599

Priority Date: 06/14/1951

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	9.49 CFS	2,560.0 AF
			9.49 CFS	2,560.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNE	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NESW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESE	Sec. 32 Twp 11S	Rge 24E	CASSIA County

WATER RIGHT NO. 45-2383
As Modified by Transfer No. 68523

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 23E 26													2.0	35.0	18.0		55.0
11S 23E 32	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 23E 35	40.0	40.0	40.0	40.0													160.0
11S 24E 28									40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0
11S 24E 30		40.0	40.0										39.0	38.0	40.0	40.0	237.0
11S 24E 32									40.0			40.0			40.0	40.0	160.0

Total Acres: 1572

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Right 45-2383 is limited to the irrigation of 640.0 acres within the place of use described above in a single irrigation season.
3. Rights 45-2383, 45-7118, 45-7125 and 45-7317 when combined shall not exceed the irrigation of 1270.0 acres in the place of use described above in a single irrigation season.
4. Diversion of water from the four (4) points of diversion located in Section 32, T11S, R23E in the Oakley-Kenyon Critical Ground Water Area shall not exceed a total annual maximum diversion volume of 2,560.0 af.
5. The total instantaneous diversion of water from all points of diversion under Rights 45-2383, 45-7118, 45-7125 and 45-7317 shall not exceed 20.51 cfs, nor total combined annual volume of 5080.0 af.
6. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Approval of Transfer 68523 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

WATER RIGHT NO. 45-2383
As Modified by Transfer No. 68523

CONDITIONS OF APPROVAL

10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 17th day of October, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7118
As Modified by Transfer No. 68523

In accordance with the approval of Transfer No. 68523, Water Right No. 45-7118 is now described as follows.

Right Holder: CLIFFORD SEARLE
 KENT SEARLE
 KELLY SEARLE
 CRAIG SEARLE
 CLOYD SEARLE
 RAYMOND SEARLE
 655 S 650 E
 BURLEY ID 83318
 (208)678-1599

Priority Date: 01/08/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	4.80 CFS	960.0 AF
			4.80 CFS	960.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNE	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NESW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESE	Sec. 32 Twp 11S	Rge 24E	CASSIA County

WATER RIGHT NO. 45-7118
As Modified by Transfer No. 68523

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 23E 28													2.0	35.0	18.0		55.0
11S 23E 32	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 23E 35	40.0	40.0	40.0	40.0													160.0
11S 24E 28									40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0
11S 24E 30		40.0	40.0										39.0	38.0	40.0	40.0	237.0
11S 24E 32									40.0		40.0			40.0	40.0		160.0

Total Acres: 1572

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Right 45-7118 is limited to the irrigation of 240.0 acres within the place of use described above in a single irrigation season.
3. Rights 45-2383, 45-7113, 45-7125 and 45-7317 when combined shall not exceed the irrigation of 1270.0 acres in the place of use described above in a single irrigation season.
4. Rights 45-7118 and 45-7125 when combined shall not exceed a total diversion rate of 7.67 cfs.
5. The total instantaneous diversion of water from all points of diversion under Rights 45-2383, 45-7118, 45-7125 and 45-7317 shall not exceed 20.51 cfs, nor total combined annual volume of 5080.0 af.
6. Diversion of water from the four (4) points of diversion located in Section 32, T11S, R23E in the Oakley-Kenyon Critical Ground Water Area shall not exceed a total annual maximum diversion volume of 2,560.0 af.
7. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
8. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under Rights 45-7118, 45-7125 and 45-7317 on 102.0 acres and shall only divert groundwater under these rights on these 102.0 acres when water from the appurtenant surface water rights cannot be delivered to the right holder.
9. Rights 45-7118, 45-7125 and 45-7317 shall not be used on 102.0 acres if the surface water right(s) appurtenant to the same 102.0 acres is sold, transferred, leased or used on any other place of use.

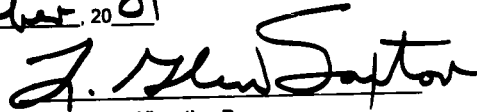
WATER RIGHT NO. 45-7118
As Modified by Transfer No. 68523

CONDITIONS OF APPROVAL

10. Rights 45-07118, 45-07125, 45-07317 and surface water right(s) appurtenant to 102.0 acres of the same land shall not exceed the combined irrigation of 630.0 acres unless additional rights or shares are obtained in the future.
11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
12. Approval of Transfer 68523 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 17th day of October, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7125
As Modified by Transfer No. 68523

In accordance with the approval of Transfer No. 68523, Water Right No. 45-7125 is now described as follows.

Right Holder: CLIFFORD SEARLE
 KENT SEARLE
 KELLY SEARLE
 CRAIG SEARLE
 CLOYD SEARLE
 RAYMOND SEARLE
 655 S 650 E
 BURLEY ID 83318
 (208)678-1599

Priority Date: 01/31/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	3.14 CFS	628.0 AF
			3.14 CFS	628.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNE	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NESW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESE	Sec. 32 Twp 11S	Rge 24E	CASSIA County

WATER RIGHT NO. 45-7125
As Modified by Transfer No. 68523

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	23E	26													2.0	35.0	18.0		55.0
11S	23E	32	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S	23E	35	40.0	40.0	40.0	40.0													160.0
11S	24E	28									40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0
11S	24E	30		40.0	40.0										39.0	38.0	40.0	40.0	237.0
11S	24E	32									40.0			40.0			40.0	40.0	160.0

Total Acres: 1572

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Right 45-7125 is limited to the irrigation of 157.0 acres within the place of use described above in a single irrigation season.
3. Rights 45-2383, 45-7118, 45-7125 and 45-7317 when combined shall not exceed the irrigation of 1270.0 acres in the place of use described above in a single irrigation season.
4. Rights 45-7118 and 45-7125 when combined shall not exceed a total diversion rate of 7.67 cfs.
5. The total instantaneous diversion of water from all points of diversion under Rights 45-2383, 45-7118, 45-7125 and 45-7317 shall not exceed 20.51 cfs, nor total combined annual volume of 5080.0 af.
6. Diversion of water from the four (4) points of diversion located in Section 32, T11S, R23E in the Oakley-Kenyon Critical Ground Water Area shall not exceed a total annual maximum diversion volume of 2,560.0 af.
7. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
8. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under Rights 45-7118, 45-7125 and 45-7317 on 102.0 acres and shall only divert groundwater under these rights on these 102.0 acres when water from the appurtenant surface water rights cannot be delivered to the right holder.
9. Rights 45-7118, 45-7125 and 45-7317 shall not be used on 102.0 acres if the surface water right(s) appurtenant to the same 102.0 acres is sold, transferred, leased or used on any other place of use.
10. Rights 45-7118, 45-7125, 45-7317 and surface water right(s) appurtenant to 102.0 acres of the same land shall not exceed the combined irrigation of 630.0 acres unless additional rights or shares are obtained in the future.

WATER RIGHT NO. 45-7125
As Modified by Transfer No. 68523

CONDITIONS OF APPROVAL

11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
12. Approval of Transfer 68523 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 17th day of October, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7317
As Modified by Transfer No. 68523

In accordance with the approval of Transfer No. 68523, Water Right No. 45-7317 is now described as follows.

Right Holder: CLIFFORD SEARLE
 KENT SEARLE
 KELLY SEARLE
 CRAIG SEARLE
 CLOYD SEARLE
 RAYMOND SEARLE
 655 S 650 E
 BURLEY ID 83318
 (208)678-1599

Priority Date: 07/11/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	3.35 CFS	932.0 AF
		3.35 CFS	932.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNE	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NESW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESE	Sec. 32 Twp 11S	Rge 24E	CASSIA County

WATER RIGHT NO. 45-7317
As Modified by Transfer No. 68523

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 23E 26													2.0	35.0	18.0		55.0
11S 23E 32	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 23E 35	40.0	40.0	40.0	40.0					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0
11S 24E 28													39.0	38.0	40.0	40.0	237.0
11S 24E 30		40.0	40.0						40.0			40.0			40.0	40.0	160.0
11S 24E 32																	

Total Acres: 1572

CONDITIONS OF APPROVAL

- Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- Right 45-7317 is limited to the irrigation of 233.0 acres within the place of use described above in a single irrigation season.
- Rights 45-2383, 45-7118, 45-7125 and 45-7317 when combined shall not exceed the irrigation of 1270.0 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 Rights 45-2383, 45-7118, 45-7125 and 45-7317 shall not exceed 20.51 cfs, nor total combined annual volume of 5080.0 af.
- Diversion of water from the four (4) points of diversion located in Section 32, T11S, R23E in the Oakley-Kenyon Critical Ground Water Area shall not exceed a total annual maximum diversion volume of 2,560.0 af.
- The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
- The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under Rights 45-7118, 45-7125 and 45-7317 on 102.0 acres and shall only divert groundwater under these rights on these 102.0 acres when water from the appurtenant surface water rights cannot be delivered to the right holder.
- Rights 45-7118, 45-7125 and 45-7317 shall not be used on 102.0 acres if the surface water right(s) appurtenant to the same 102.0 acres is sold, transferred, leased or used on any other place of use.
- Rights 45-07118, 45-07125, 45-07317 and surface water right(s) appurtenant to 102.0 acres of the same land shall not exceed the combined irrigation of 630.0 acres unless additional rights or shares are obtained in the future.

WATER RIGHT NO. 45-7317

As Modified by Transfer No. 68523

10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
11. Approval of Transfer 68523 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 17th day of October, 2001


Chief, Water Allocation Bureau

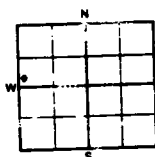
IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Use Typewriter
or
Ball Point Pen

1. DRILLING PERMIT NO. 45-94 S0005-000
Other IDWR No. 45-02383

2. OWNER: MOO KIM KIM
Name MOO KIM KIM
Address Burley
City Burley State ID Zip 83318

3. LOCATION OF WELL by legal description:
Sketch map location must agree with written location.



T. 11S North ☐ or South ☒
E. 23E East ☒ or West ☐
Sec. 2332 SW 1/4 SW 1/4
Gov't Lot 18 County Blaine

Address of Well Site _____

(Give at least Direction + Distance to Road or Landmark)

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

4. PROPOSED USE:

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

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☐ Air Rotary ☒ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK	From	To	AMOUNT Sacks or Pounds	METHOD
<u>Puttling Clay</u>	<u>0</u>	<u>40</u>		<u>Backfilled</u>
				<u>Cemented</u>

Was drive shoe seal tested? ☒ Yes ☐ No How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Casing	Liner	Steel	Plastic	Welded	Threaded
<u>20</u>	<u>11</u>	<u>94</u>	<u>114</u>	☒	☐	☒	☐	☒	☐
<u>16</u>	<u>60</u>	<u>260</u>	<u>114</u>	☐	☒	☐	☐	☐	☐

Final location of shoes 94'

Top Packer or Headpipe _____ Bottom Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☐ Screens N/D Type _____ Material _____

From	To	Slot Size	Number	Diameter	Temp/Pipe Size	Casing	Liner
						☐	☐
						☐	☐
						☐	☐
						☐	☐

10. WELL TESTS:

☐ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Depth	Time

Temperature of water 55 Was a water analysis done? Yes ☐ No ☒

By whom? _____

Water Quality (odor, etc.) _____

Bottom Hole Temperature _____

11. STATIC WATER LEVEL:

360 ft. below surface Depth artesian flow found _____

Artesian pressure _____ lb. Describe access port _____

Describe Controlling Devices: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	GPM	SWL
<u>20</u>	<u>0</u>	<u>6</u>	<u>Top Soil</u>		
<u>20</u>	<u>6</u>	<u>94</u>	<u>gravel</u>		
<u>20</u>	<u>94</u>	<u>114</u>	<u>gray sand</u>		
<u>20</u>	<u>114</u>	<u>165</u>	<u>black clay</u>		
<u>20</u>	<u>165</u>	<u>178</u>	<u>black clay</u>		
<u>20</u>	<u>178</u>	<u>210</u>	<u>gray sand</u>		
<u>16</u>	<u>210</u>	<u>317</u>	<u>gray sand</u>		
<u>16</u>	<u>317</u>	<u>363</u>	<u>black clay</u>		
<u>16</u>	<u>363</u>	<u>404</u>	<u>gray sand base</u>		
<u>16</u>	<u>404</u>	<u>442</u>	<u>black clay</u>		
<u>16</u>	<u>442</u>	<u>450</u>	<u>black clay</u>		
<u>16</u>	<u>450</u>	<u>455</u>	<u>black clay</u>		
<u>16</u>	<u>455</u>	<u>465</u>	<u>gray sand</u>		

RECEIVED

JUN 13 1994

Department of Water Resources
Southwest Region Office

Date: Started 2-10-94 Completed 5-20-94

13. DRILLER'S CERTIFICATION

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

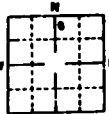
Firm Name Chesley Drilling Firm No. 428

Firm Official Bruce Chesley Date 5-31-94

and Supervisor or Operator Bruce Chesley Date 5-31-94

(Sign once if Firm Official & Operator)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Moo - View Camp Palace</u> Address <u>Rte 3 Burley</u> Drilling Permit No. <u>45-93-S-0020-000</u> Water Right Permit No. <u>45-02383</u>		7. WATER LEVEL Static water level <u>360</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>55</u> °F. Quality <u>Good</u> Describe artesian or term, venturi zones below.																																																																																																																													
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Well diameter increase ☐ Modification ☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)		8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td></td><td></td><td>RECEIVED</td></tr><tr><td></td><td></td><td>FEB 13 1996</td></tr></tbody></table> Department of Water Resources		Discharge G.P.M.	Pumping Level	Hours Pumped			RECEIVED			FEB 13 1996																																																																																																																			
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3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Monitor ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>20</td><td>0</td><td>3</td><td>top soil</td><td></td><td></td></tr><tr><td>✓ 3</td><td>3</td><td>40</td><td>clean gravel</td><td></td><td></td></tr><tr><td>✓ 40</td><td>40</td><td>90</td><td>gray clay & silt</td><td></td><td></td></tr><tr><td>✓ 90</td><td>90</td><td>130</td><td>gray clay, black + buff clay lenses</td><td></td><td></td></tr><tr><td>✓ 130</td><td>130</td><td>140</td><td>broken brown loam</td><td></td><td></td></tr><tr><td>✓ 140</td><td>140</td><td>145</td><td>hard</td><td></td><td></td></tr><tr><td>✓ 145</td><td>145</td><td>175</td><td>crumbly sand</td><td></td><td></td></tr><tr><td>✓ 175</td><td>175</td><td>185</td><td>rust colored clay</td><td></td><td></td></tr><tr><td>✓ 185</td><td>185</td><td>222</td><td>clean gravel</td><td></td><td></td></tr><tr><td>✓ 222</td><td>222</td><td>230</td><td>brown clay</td><td></td><td></td></tr><tr><td>✓ 230</td><td>230</td><td>240</td><td>red clay</td><td></td><td></td></tr><tr><td>✓ 240</td><td>240</td><td>275</td><td>gray clay</td><td></td><td></td></tr><tr><td>✓ 275</td><td>275</td><td>285</td><td>buff</td><td></td><td></td></tr><tr><td>✓ 285</td><td>285</td><td>300</td><td>red</td><td></td><td></td></tr><tr><td>✓ 300</td><td>300</td><td>320</td><td>clay & silt</td><td></td><td></td></tr><tr><td>✓ 320</td><td>320</td><td>375</td><td>gray clay</td><td></td><td></td></tr><tr><td>✓ 375</td><td>375</td><td>390</td><td>broken brown</td><td></td><td></td></tr><tr><td>✓ 390</td><td>390</td><td>395</td><td>block lava</td><td></td><td></td></tr><tr><td>✓ 395</td><td>395</td><td>405</td><td>brown chocolate colored clay sandy + rock</td><td></td><td></td></tr></tbody></table> <i>Run out of hole would have to return to 10" - too small for</i> RECEIVED (see c)		Bore Diam.	Depth		Material	Water		From	To	Yes	No	20	0	3	top soil			✓ 3	3	40	clean gravel			✓ 40	40	90	gray clay & silt			✓ 90	90	130	gray clay, black + buff clay lenses			✓ 130	130	140	broken brown loam			✓ 140	140	145	hard			✓ 145	145	175	crumbly sand			✓ 175	175	185	rust colored clay			✓ 185	185	222	clean gravel			✓ 222	222	230	brown clay			✓ 230	230	240	red clay			✓ 240	240	275	gray clay			✓ 275	275	285	buff			✓ 285	285	300	red			✓ 300	300	320	clay & silt			✓ 320	320	375	gray clay			✓ 375	375	390	broken brown			✓ 390	390	395	block lava			✓ 395	395	405	brown chocolate colored clay sandy + rock		
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✓ 395	395	405	brown chocolate colored clay sandy + rock																																																																																																																												
4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Auger ☐ Reverse rotary ☒ Cable ☐ Mud ☐ Other _____ (backhoe, hydraulic, etc.)																																																																																																																															
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>1 1/4 inches</td><td>20 inches</td><td>1 foot</td><td>90 feet</td></tr><tr><td>1 1/4 inches</td><td>16 inches</td><td>1 foot</td><td>222 feet</td></tr><tr><td>1 1/4 inches</td><td>14 inches</td><td>200 feet</td><td>374 feet</td></tr></tbody></table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☐ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation? _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____</td><td>_____</td><td>_____</td></tr><tr><td>_____</td><td>_____</td><td>_____</td></tr><tr><td>_____</td><td>_____</td><td>_____</td></tr></tbody></table> Well screen installed? ☐ Yes ☐ No Manufacturer _____ Type _____ Top Packer or Headpipe _____ Bottom of Tailpipe _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth _____ Material used in seal: ☐ Cement grout ☐ Bentonite ☒ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☒ Overbore to seal depth ☒ Temp. surface casing ☐ Threaded ☒ Welded Method of joining casing: ☐ Solvent Weld ☐ Cemented between strata Describe access port <u>thru top</u>		Thickness	Diameter	From	To	1 1/4 inches	20 inches	1 foot	90 feet	1 1/4 inches	16 inches	1 foot	222 feet	1 1/4 inches	14 inches	200 feet	374 feet	Number	From	To	_____	_____	_____	_____	_____	_____	_____	_____	_____																																																																																																		
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6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Cassia</u> Address of Well Site _____ (give at least name of road) <u>NW 1/4 NE 1/4 Sec. 32, T. 11, R. 23</u>		11. DRILLER'S CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Chucky Sullivan</u> Firm No. <u>428</u> Address <u>Burley</u> Date <u>9-1-93</u> Signed by Drilling Supervisor <u>Bruce Chucky</u> and <u>Bruce Chucky</u> (Operator) <u>Bruce Chucky</u> (If different than the Drilling Supervisor)																																																																																																																													

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: S023187

Date: 6/28/2000
Time: 16:46:34

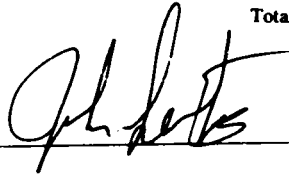
Received
From: ROSHOLT, ROBERTSON, & TUCKER

Type of Payment	Program Acct	Amount
APPLICATION FOR TRANSFER	64106 229 21 1155	100.00

CHECK 29093

Total \$ 100.00

Region: SOUTHERN

Signature: 



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 21, 2000

**ATTN LEGALS DEPT
SOUTH IDAHO PRESS
230 E MAIN ST
BURLEY ID 83318**

Ladies and 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 required publication dates. 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
Administrative Assistant

Enclosure

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

Notice is hereby given that three applications have been filed with the Department of Water Resources for changes to water rights within Cassia County as described below.

Transfer No. 5840 by Raymond Searle, et al., 655 S 650 E; BURLEY ID 83318 involves ground water irrigation rights as follows:

WR #	Priority Date	Amt (cfs)	POD	POU	Acres
45-02383	06/14/1951	9.49	NWNE, SWNW, NESW, S32, T11S, R23E	Part of S32, T11S, R23E	640
45-07118	01/08/1973	4.80	NWSW & SWSW, S28; SESE, S30; SESE, S32-all T11S, R24E	Parts of Sections 26 & 35, T11S, R23E; parts of Sections 28, 30 & 32, T11S, R24E	852
45-07125	01/31/1973	3.14	Same as above	Same as above	Same
45-07317	07/11/1977	3.35	Same as above	Same as above	Same

The applicant requests to divert a combined total of 20.51 cfs from nine (9) existing, interconnected wells within NWNE, SWNW (Two wells) & NESW, all S32, T11S, R23E; NWSW & SWSW (Two wells), both S28, SESE, S30; SESE, S32; all T11S, R24E for irrigation of a 1,272 acre permissible place of use within a 1,572 acre farm covering parts of Sections 26, 32, & 35, T11S, R23E and parts of Sections 28, 30, & 32, T11S, R24E.

Transfer No. 5849 by Ida-Gold Farms, c/o Rex Gerratt, 2680 Burton Circle; BURLEY ID 83318 involves ground water irrigation rights as listed:

WR#	Priority Date	Amt (cfs)	POD	POU	Acres
43-02366	08/15/1951	2.60	NWNW, S13, T11S, R26E	N½, S13, T11S, R26E; NW, S18, T11S, R27E	Not Listed
43-02375	03/06/1952	4.56	Same as above	Same as above	504
43-02555	10/30/1932	3.33	NENW, S14, T11S, R26E	N½, S14, T11S, R26E	218

The applicant requests to convert portions of the irrigation rights to other uses by drying up 196 acres within parts of Sections 13 & 14, T11S, R26E and parts of S18, T11S, R27E.

Transfer No. 5849 proposes to divert a combined total of 3.10 cfs from one existing and two (2) new wells to be drilled within NWNW, S13, T11S, R26E for year round stockwater/commercial dairy use within parts of Sections 13 & 14, T11S, R26E and part of S18, T11S, R27E; domestic (3 homes) and irrigation of two (2) acres within NENE, S14, T11S, R26E with land application of dairy wastes in parts of Sections 2, 11, 13, & 14, T11S, R26E and parts of Sections 17-20 & 29, 30, T11S, R27E using designated rights as listed below:

Designated Right No.	Amount (cfs)	Use
43-02366B	0.13	Domestic
	0.77	Stockwater
	0.77	Commercial
43-02375B	0.06	Irrigation
	1.35	Stockwater
	1.35	Commercial
43-02555B	0.98	Stockwater
	0.98	Commercial

The remaining portions of the combined rights, Designated Right No. 43-02366A (1.83 cfs), Designated Right No. 43-02375A (3.21 cfs) and Designated Right No. 43-02555A (2.35 cfs) will continue to irrigate 467.0 acres within Sections 13 & 14, T11S, R26E and within S18, T11S, R27E.

Transfer No. 5864 by Webb Brothers Land & Livestock LLC, 22 North Yale Rd.; DECLO ID 83323 involves Water Right No. 43-02354B (2.57 cfs) with a priority date of 09/17/1954 diverted from five (5) wells within SENW, S36, T10S, R27E; SESE of S01, SENE & SESE of S12, T11S, R27E; NWNW of S06, T11S, R28E for irrigation of 171 acres within parts of Sections 35 & 36, T10S, R27E and part of S02, T11S, R27E. The applicants propose to change the place of use for 171 acres previously in CRP to irrigate parts of S36, T10S, R27E and also parts of Sections 01 & 02, T11S, R27E.

Any protest against the proposed changes must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite #200; Twin Falls ID 83301 together with a protest fee of \$25.00 on or before January 19, 2001 to be considered by the Department in its decision to grant or deny any part of the proposed change. (Each transfer requires a separate protest.) The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the South Idaho Press on 01/01 & 01/08/2001.

**SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION**

County of Cassia)
) ss
STATE OF IDAHO)

Ruth Holmes, being first duly sworn, deposes and says that she is a legal clerk 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 2 consecutive week(s), commencing with the issue dated January 1, 2001, and ending with the issue dated January 8, 2001.

Ruth Anne Holmes

STATE OF IDAHO)
COUNTY OF)
MINIDOKA)

On this 8th day of January in the year of 2001 before me, a Notary Public, personally appeared Ruth Holmes, 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 she executed the same.

Ray Moore
Notary Public for Idaho

Residing at: Paul, Idaho

My commission expires: 09-20-2001

Cost of Publication 274.40

Affidavit Fee 5.00

Total Cost 279.40

OK
MB
2/2/01

RECEIVED

JAN 12 2001

Department of Water Resources
Southern Region

01-002

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43-02375	03/06/1952	4.56	Same as above	Same as above	504
43-02555	10/30/1962	3.33	NENW, S14, T11S, R26E	N1/4, S14, T11S, R26E	218

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Karl J. Dreher, Director

Published in the South Idaho Press on January 1 & 8, 2001

4. # 5840

FILE PROG
Raymond White etc

45-02383 etc

[illegible]

MEMO

FROM: Allen Merritt 
TO: Transfer File No. 5840 (68523)
In the name of: Searle

DATE: February 23, 2001

Water Right(s): 45-02383
45-07118
45-07125
45-07317

RECEIVED

FEB 27 2001

Department of Water Resources

SUBJECT: Review and Recommendation

This transfer creates a large PPU of 1572 acres which is limited to irrigation of no more than 1270 acres in any one year. The new PPU consists of one created under previous transfer 5275 for the last three rights listed above and which is proposed to be combined with the PU of the first right listed above. Note that the PPU is comprised of four parcels that are not contiguous. There are assumed to be canal shares from the BID as referenced as surface rights in approval of T5275 on a portion of these properties.

No final GIS work has been completed on this transfer although John Frietag created maps using arcview. The transfer lists 1272 acres limit but water rights records total 1270 acres. An effort has been made to data enter the transfer onto the new data base as best we can at this point. Data entry will need to be reviewed.

The transfer was processed without protest.

Recommendation

I recommend that this transfer be approved subject to the following conditions:

- Similar to the conditions imposed under T5275.
- Since the PPU is disjointed and canal shares are mingled I recommend that the owner be required to report at the beginning of the irrigation season the acres intended to be irrigated from the wells as well as the acres to be irrigated from shares.
- No new wells are authorized to be developed under this approval.

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 30, 2001

CLIFFORD SEARLE
CLOYD SEARLE
CRAIG SEARLE
KELLY SEARLE
KENT SEARLE
RAYMOND SEARLE
655 S 650 E
BURLEY ID 83318

RE: Transfer No.: 68523 - Water Rights 45-2383, 45-7118, 45-7125, 45-7317
Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

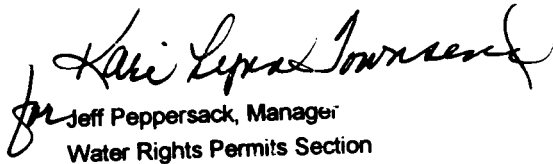
The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7940.

Sincerely,

Handwritten signature of Jeff Peppersack in black ink.

Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

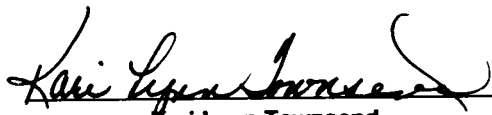
Enclosure(s)

CERTIFICATE OF MAILING

I hereby certify that on October 30, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 63523 -WATER RIGHTS 45-2383, 45-7118, 45-7125, 45-7317

**CLIFFORD SEARLE
CLOYD SEARLE
CRAIG SEARLE
KELLY SEARLE
KENT SEARLE
RAYMOND SEARLE
655 S 650 E
BURLEY ID 83318**


Kari Lynn Townsend
Secretary