

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3349

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Wade Baker Phone 678-7040
Post Office address Rt. 2, Bx. 2400 Burley, Idaho 83318

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes To properly record the way
land is presently being irrigated.

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

1. Right Number 45-2451 Priority 6/2/1953 Amount (cfs/ac-ft) 6.0 cfs Nature of Use Irrigation Period of Use _____ to _____
_____ to _____
_____ to _____
_____ to _____
2. Total amount of water being transferred 6.0 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Ground water tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SE	SE	30	11.5	23E.	Cassia	

5. 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.	30													40	40	40	40	160
"	"	29									40	40	40	40					160

Total acres 320

**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. 45-2451 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 995 which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 6/2/1953

5. Water is used for the following purpose:

amount 6.0 cfs for Irrigation purposes from _____ to _____
(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 6.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
1		NW	NE	31	11S.	23E.	Cassia	

8. Lands irrigated or place of use: by Trans. 995

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	
																47.3	47.4		
11S.	23E.	30													40	40	40	40	160
"	"	29									40	40	40	40					160

Total acres 320

9. Describe any other water rights used for the same purpose as described above 45-4185

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 _____

PART 1

6. General Information:

- a. Description of diversion system Existing Well & Pump
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A 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:
None
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCESThis is to certify that I have examined Application for Transfer of Water Rights No. 45-2451And said application is hereby APPROVED, subject to the following limitations and conditions:

MICROFILMED

MAR 10 1988

Witness my hand this 30th day of October, 19 87.J. M. Saxton
Chief, Operations Bureau

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

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

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

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.

Wade Baker
(Signature of Applicant)

Subscribed and sworn to before me this 22nd day of July, 19 87.

Mary G. Baldwin
(Notary Public)

My commission expires 10/16/1992

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by M. Baldwin Date 7/22/87

Protest filed by None

Prelim. check by JP Fee \$50.00

Receipted by M. Baldwin Date 7/22/87

Published in South Isl. Press

Copies of protest forwarded by _____

Pub. dates 9/3 & 9/10/87

Hearing held by _____ Date _____

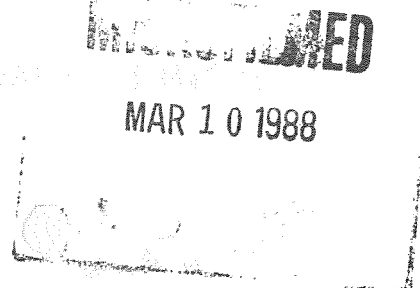
Watermaster recommendation requested on N/A

Recommended for ☒ approval ☐ denial

_____ rec'd. _____

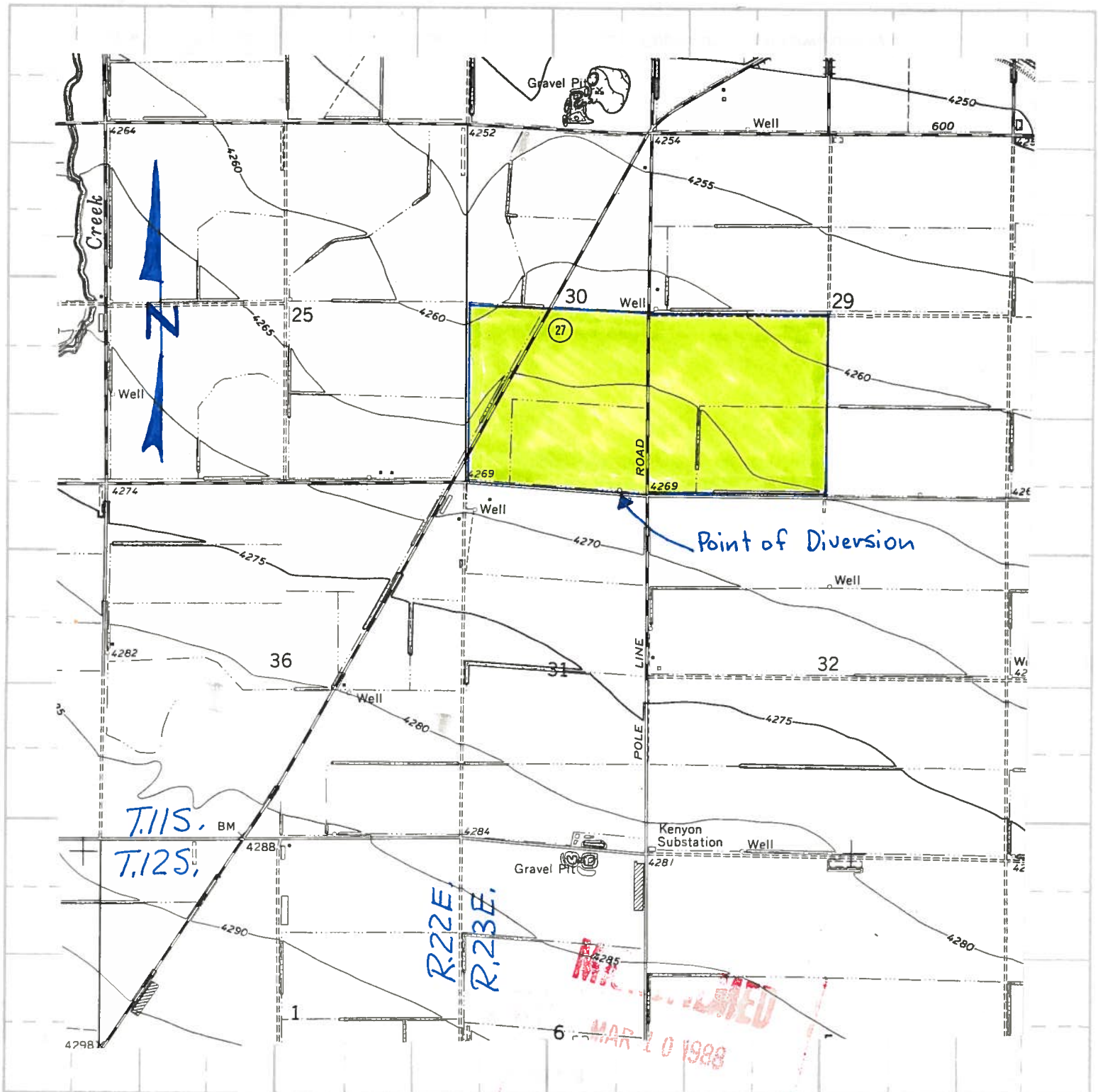
by Ann Jim G.S.

Copy of transfer sent to lien holder _____



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.

RECEIVED

SEP 23 1987

Department of Water Resources
Southern Region Office

IDAHO PRESS

BURLEY, IDAHO

NOTICE OF PUBLICATION

)
) ss.
)

ENDORSEMENT, being first

as and says that she is the

owner of the South Idaho
Newspaper published at Bur-
ley, Idaho and that
the general circulation therein
states that the printed no-
tice was duly published
in the regular editions of

press for two (2)

commencing with the issue

3 87, and ending

Sept 10 87, 19

Carexndroff

and sworn to before me

nd day of Sept

Notary Public

59.92

50

30.42

OK
MB
10/6/87

87-388

NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
NO. 45-2451

Notice is hereby given that Wade Baker of
Burley, ID has applied to the Department of
Water Resources for a change of point of diver-
sion of groundwater.

The right sought to be changed is evidenced
by License No. 45-2451 and is recorded as
follows:

Amount: 6.0 cfs

Priority: June 2, 1953

Point of Diversion: Lot 1 (NWNE), Sec. 31,
T11S, R23E, Cassia County.

Used for irrigation of 320 acres within NESE,
Lots 3 (NWSE), Lot 4 (SWSE), SESE, Sec. 30;
SW 1/4, Sec. 29, T11S, R23E.

TO BE CHANGED AS FOLLOWS:

Amount: 6.0 cfs

Point of Diversion: SESESE, Sec. 30, T11S,
R23E, Cassia County; 6 miles South & 5-8ths
miles West of Burley.

Use: No change.

Any protest against approval of the proposed
change of water right application must be filed
with the Department of Water Resources,
Southern Region, 2148 4th Avenue East, Twin
Falls, ID 83301 on or before September 21,
1987.

Norman C. Young
Acting Director

Published in the South Idaho Press on September
3 and 10, 1987.

NOTIFIED

MAR 10 1988

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 995

THIS IS TO CERTIFY, That Wade Baker of Route #2, Burley, Idaho, is the owner of and using a certain water right of 6 cubic feet per second of the waters of a subterranean well, said water being obtained by virtue of License No. G-24196, issued by the State of Idaho, Department of Reclamation, dated May 6, 1958, bearing date of June 2, 1953, for the purpose of irrigating the following described lands situate, lying and being in the County of Cassia, State of Idaho, to-wit:

NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, (Lot 3), SW $\frac{1}{4}$ SE $\frac{1}{4}$,
(Lot 4), SE $\frac{1}{4}$ SE $\frac{1}{4}$, all of Section 30,
NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1), SW $\frac{1}{4}$ NE $\frac{1}{4}$
(Lot 2), SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, all in
Township 11 South, Range 23 E. B. M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 10 of Licenses, at Page 6307 thereof;

And that Wade Baker has become the owner of said right by statutory appropriation;

And that now, upon the application of Wade Baker for the transfer of 6 cubic feet per second, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 6 cubic feet per second of the waters of subterranean source by well upon the above described lands is hereby abandoned, and the place of use of said water under such right is HEREBY CONFIRMED, shall by this certificate become appurtenant for irrigation and domestic purposes, is described as follows, to-wit:

S $\frac{1}{2}$ of Section 30, SW $\frac{1}{4}$, Section 29,
Township 11 South, Range 23 E.B.M.,

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

6.0 cubic feet per second of the
waters of subterranean source
with priority of June 2, 1953;

And that the water right hereby transferred has heretofore been conducted from subterranean source with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 11 South, Range 23 E. B. M., and delivered through open ditches;

45-5451

T-995

That the water right hereby transferred will hereafter be conducted to the last above described lands from subterranean source by well, with no change in point of diversion;

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

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 31st day of October, 1962.

GEO. N. CARTER
State Reclamation Engineer
By

(SEAL)

s/ RALPH W. THOMAS

RALPH W. THOMAS, Deputy
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

Wade Baker
of
Route #2
Burley, Idaho)

ORDER GRANTING TRANSFER

NO. 995

For a Transfer of Water Right, in
Cassia County, State of Idaho)

WHEREAS, On the 10th day of August, 1962, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Wade Baker of Route #2, Burley, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form, and;

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 31st day of October, 1962.

GEO. N. CARTER
State Reclamation Engineer

(SEAL)

s/ RALPH W. THOMAS

RALPH W. THOMAS, Deputy
State Reclamation Engineer

45-2451
T-995
24196

State of Idaho
License and Certificate of Water Right

Water License No. G-24196 Amount 6 c.f.s.
Water District No. _____ Priority June 2, 1953

THIS IS TO CERTIFY that WADE BAKER
of Burley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 2, 19 53 ; that Permit No. G-24196
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6. second feet, was issued thereunder on May 6, 19 58, showing that said works
were completed on the 20th day of November, 19 53 ; and that on the 20th
day of November, 19 53, WADE BAKER

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 a well
, a tributary of subterranean, for the purpose of Irrigation and
domestic^{use}, under Use Permit No. G-24196 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
10 of Licenses at page 6307, on the 6th day of May, 19 58 ;
The right hereby confirmed dates from June 2, 19 53 ;

The Point of Diversion is located in Lot 1
in the NW 1/4 NE 1/4, Sec. 31, Tp. 11 S., R. 23 E., B. M. County Cassia
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 6. 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.	30	NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4 (Lot 3)	40	40.51
			SW 1/4 SE 1/4 (Lot 4)	40	40.07
			SE 1/4 SE 1/4	40	40
		31	NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4 (Lot 1)	40	39.64
			SW 1/4 NE 1/4 (Lot 2)	40	39.55
			SE 1/4 NE 1/4	40	40
			Total number of acres irrigated	- - -	319.77

Trans # 995
to S 30 SW 29
11S-23E

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
6th day of May, 19 58 .

(SEAL) _____
/s/ Mark R. Kulp
State Reclamation Engineer.

State of Idaho
License and Certificate of Water Right

Water License No. G-22850 Amount 3.0 c.f.s.
Water District No. Priority June 16, 1952
THIS IS TO CERTIFY that LEONA M. REED - RONALD B. WILSON, Assignee

of Blackfoot, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 16, 1952; that Permit No. G-22850 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.0 second feet, was issued thereunder on the 7th day of May, 1958, showing that said works were completed on the 9th day of October, 1957; and that on the 9th day of October, 1957, RONALD B. WILSON of Idaho Falls, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean, for the purpose of Irrigation and domestic use, under Use Permit No. G-22850 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 10 of Licenses at page 6308, on the 7th day of May, 1958; The right hereby confirmed dates from June 16, 1952; The Point of Diversion is located in the NE 1/4 NE 1/4, Sec. 17, Tp. 3 S., R. 32 E., B. M. County Bingham

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 3.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated		
3 S.	32 E.	17	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		
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40		
			Total number of acres irrigated			- -	240

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.

Deputy
WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 7th day of May, 1958.

/s/ E. N. Humphrey
Deputy State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

45-2451

Application No. G- 31980
Permit No. G- 24196
District No.

1. Name of Applicant: WADE BAKER
Postoffice address: Rt. 1, Burley County: Cassia State: Idaho
2. Quantity of water claimed: ~~320~~
 (a) Rate of withdrawal in cubic feet per second. 6.4 or Idaho
 Miners' inches 320 or gallons per minute.
 (b) Annual withdrawal in acre feet per annum approx. 1560
3. Source of water supply: Subterranean pump.
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 31
 Twp. 11 S , Rge. 23 E , B.M., County of Cassia
5. Water is to be used for: Irrigation and domestic
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: electric pump and well
8. Estimated cost of works: \$ 21,000.00
9. (a) Is reservoir to be used? No
 (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 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 onhand: \$
 (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 supplemental to the existing water rights.
 (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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

WADE BAKER *Applicant.*

By *Agent.*

Date of first receipt at Department of Reclamation: 9:00 a.m. June 2, 1953

Returned to applicant for correction: June 2, 1953

Corrected application received: June 12, 1953

Approval of State Reclamation Engineer

The number of this permit is G-24196

Recorded in Book 86 Page 24196 Approved June 20, 1953

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 20, 1953 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 20, 1955

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before June 20, 1958.

Witness my hand this 20th day of June, 1953

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 20th day of June, 1953.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

Secretary of State.

By LEN JORDAN

Governor

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
11 S	23 E	31 30		40 40 40 40	40 40 40 40		160 160
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-24196							320
Comes now WADE BAKER 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-24196.							
That the point of diversion is described in said permit as being located NW¼ NW¼ Section 31, Township 11 South, Range 23 East, B.M.							
That he now requests that the point of diversion be changed to a point Lot 1, Section 31, Township 11 South, Range 23 East, B.M.							
That his reasons for desiring to make such change are as follows: An error was made in the original description.							
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 this 28th day of September, 1953.							
WADE BAKER							
Date of receipt at Department of Reclamation September 30, 1953.							
APPROVAL OF STATE RECLAMATION ENGINEER							
I, MARK R. KULP, State Reclamation Engineer of the State of Idaho do hereby approve the above and foregoing ap- plication for amendment of Permit to appropriate the Public Waters of the State of Idaho, No. G-24196. 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.							

MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-24196.

Comes now WADE BAKER, 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-24196, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: Lots 1 and 2, E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 31; Lots 3 and 4, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30, Township 11 South, Range 23 East, B.M., making a total of 52.0 acres.

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

Signed at Burley, this 28th day of September, 1953.

WADE BAKER

ate of receipt at Office of Department of Reclamation September 30, 1953.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-24196. 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 hereby.

MARK R. KULP
State Reclamation Engineer

Permit No. G-24196

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that WADE BAKER of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-24196, issued upon Application No. G-31980 bearing date of priority of June 2, 1953, authorizing the diversion of 6.4 second feet of the waters of subterranean flow from a well 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 6.4 second feet of the waters of subterranean flow from a well that the point of diversion of said waters Lot 1(NW $\frac{1}{4}$ NE $\frac{1}{4}$) Section 31, Township 11 South, Range 23 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 19.77 acres in the E $\frac{1}{2}$ SE $\frac{1}{4}$, Lots 3 and 4 of Section 30; E $\frac{1}{2}$ NE $\frac{1}{4}$, Lots 1 and 2 Section 31; Township 11 South, Range 23 East, B.M. Proof of Completion of Works made: November, 20, 1953

Witness my hand this 6th day of May, A.D. 1958

/s/ Mark R. Kulp
State Reclamation Engineer

Proof of Completion of Works made: November, 20, 1953
Certificate of Completion of Works issued: May 6, 1958

LICENSE ISSUED FOR 6.0 SEC. FT.

Page 6307

Trans. #995

MEMORANDUM

TO: FILE 45-62451

FROM: PAM SKAGGS

RE: TRANSFER # 5365

DATE: 1-6-99

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 45-02376.

MICROFILMED
FEB 19 2004



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 3, 1987

RE: Transfer of Water Right No. 45-2451

Wade Baker
Rt. 2, Box 2400
Burley, ID 83318

Dear Mr. Baker:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3349).

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 10 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: J F Stanton

1. Right number 45-2451 Applicant BAKER, Wade
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☐ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred. *(See memo)* *need proof of ownership*
- h. ☒ Check for expansion in use of right. Comments no expansion
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) N/A
- j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

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

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* JFC
4. By Adm Date 10/6/87
- Jim 10-26-87

MAINTAINED
MAR 10 1988

RECEIVED
OCT 08 1987

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 45-2451

Notice is hereby given that Wade Baker of Burley, ID has applied to the Department of Water Resources for a change of point of diversion of groundwater.

The right sought to be changed is evidenced by License No. 45-2451 and is recorded as follows:

Amount: 6.0 cfs

Priority: June 2, 1953

Point of Diversion: Lot 1 (NWNE), Sec. 31, T11S, R23E, Cassia County.

Used for irrigation of 320 acres within NESE, Lot 3 (NWSE), Lot 4 (SWSE), SESE, Sec. 30; SW1/4, Sec. 29, T11S, R23E.

TO BE CHANGED AS FOLLOWS

Amount: 6.0 cfs

Point of Diversion: SESESE, Sec. 30, T11S, R23E, Cassia County; 6 miles South & 5/8 miles West of Burley.

Use: No change.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Southern Region, 2148 4th Avenue East, Twin Falls, ID 83301 on or before September 21, 1987.

Norman C. Young, Acting Director

Published in South Idaho Press on 9/3 & 9/10/87

RECEIVED

MAR 10 1988

OK
8/23/87

RECEIVED

AUG 31 1987

Department of Water Resources
Southern Region Office

leg004

87-388

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
NO. 45-2451**

Notice is hereby given that Wade Baker of Burley, ID has applied to the Department of Water Resources for a change of point of diversion of groundwater.

The right sought to be changed is evidenced by License No. 45-2451 and is recorded as follows:

Amount: 6.0 cfs

Priority: June 2, 1953

Point of Diversion: Lot 1 (NWNE), Sec. 31, T11S, R23E, Cassia County.

Used for irrigation of 320 acres within NESE, Lots 3 (NWSE), Lot 4 (SWSE), SESE, Sec. 30; SW 1/4, Sec. 29, T11S, R23E.

TO BE CHANGED AS FOLLOWS:

Amount: 6.0 cfs

Point of Diversion: SESESE, Sec. 30, T11S, R23E, Cassia County; 6 miles South & 5-8ths miles West of Burley.

Use: No change.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Southern Region, 2148 4th Avenue East, Twin Falls, ID 83301 on or before September 21, 1987.

Norman C. Young
Acting Director

Published in the South Idaho Press on September 3 and 10, 1987.

OK
MB
9/2/87

MAILED

MAR 10 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

August 26, 1987

South Idaho Press
Box 190
Burley, ID 83318

Re: 45-2451

Gentlemen:

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

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

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

Very truly yours,

Mary A. Baldwin
Sec/Office Coord.

Encl:

MICROFILMED

MAR 10 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

August 26, 1987

Wade Baker
Rt. 2, Box 2400
Burley, ID 83318

RE: Application for Transfer No. 45-2451

Dear Mr. Baker:

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

This office will be advertising the transfer in the South Idaho Press on 9/3 and 9/10/87. 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.

If the application is not protested, it will be forwarded to our State Office in about five weeks. 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,

Loren O. Holmes, P.E.
Southern Region Supervisor

LOH:MB

MAILED

MAR 10 1988

Allen Mewitt

DATE

7/27/87

TO Files 45-2451 & 45-2553
Wade Baker Transfers.

SUBJECT

This day I phoned the Cassie Co. Courthouse
and talked to the property section (678-3540)
and confirmed that Wade Baker owns
the land involved with the above described
written visits.

MAILED

MAR 10 1988

AM

SIGNATURE



The Travelers Companies
960 Broadway Avenue, Suite 310
Boise, ID 83706-3623
Telephone: 208 336-8600

Charles McElligott
Investment Manager
Agricultural Division
Real Estate Investment Department

June 26, 1987

Mr. & Mrs. Wade Baker
Route No. 2, Box 2400
Burley, ID 83318

Re: Loan No. 204237 2 (0252) - Wade Baker
Water License 45-2451, 45-2553

Dear Wade and Afton:

I met with Jim Johnson at the State Office of the Water Resources Department and discussed at length the various alternatives available to The Travelers and Bakers to resolve the transfer of the above referenced license. As a follow-up, I discussed your situation with Allen Merritt in Twin Falls. The facts as I see them are as follows:

1. License No. 45-2451 covers the S 1/2 of Section 30 and the SW 1/4 of Section 29, or 320 acres. The licensed amount is 6.0 cfs. According to the license, the point of diversion is a well in the NW 1/4 NE 1/4 of Section 31. In reality, the place of use covered by this license is serviced by a well located in the SE 1/4 SE 1/4 of Section 30.
2. License No. 45-2553 covers your home place in Sections 31 and 36, or approximately 360 acres. The licensed amount is 5.92 cfs. According to the license, the point of diversion is a well located in the NW 1/4 SE 1/4 of Section 36. In reality, the place of use covered by this license is serviced by a well located in the NW 1/4 NE 1/4 of Section 31.

If the information stated above is correct it would seem that the issue that needs to be resolved is the point of diversion and not the place of use. The proposal set forth by Allen Merritt, to change the points of diversion to correspond to the present use, by far makes the most sense. It would be my recommendation that we proceed along the lines proposed by Mr. Merritt.

MICROFILMED

MAR 10 1988

June 26, 1987

Loan No. 204237 2 (0252) - Wade Baker

Page 2

If you have any questions or comments regarding this information, please do not hesitate to contact this office. It would appear that if we proceed with this proposal, The Travelers would only need to consent to the change in the point of diversion.

Very truly yours,

THE TRAVELERS INSURANCE COMPANY



Charles McElligott
INVESTMENT MANAGER

CTM/lw

cc: Donald S. Reed, General Manager

Mr. Allen Merritt
2148 4th Avenue East
Twin Falls, ID 83301

MICROFILMED

MAR 10 1988

STAFF ANALYSIS SUPPLEMENT

1) Water District Basin # 45

2) Local Description: (of one P/D)

□

At the above street address

☒

6 miles N/S S and 5/8 miles E/W W

of Burley (City or landmark).



Other (describe): _____

April 6, 1964

Re: License No. G-24196; G-27021

Wade Baker
Route #2
Burley, Idaho

Dear Mr. Baker:

Enclosed is Form 20, Application for Transfer of Water Right, which has been partially completed in pencil in this office.

You have used this form to change place of use of water. It is also used to change the point of diversion without loss in priority.

This will not give you a right to a larger amount of water, only three wells instead of two wells.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

f 24196



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

March 30, 1964

MEMORANDUM

RE: Permit Nos. G-22465, G-24196, G-27021
Wade Baker, Burley, Idaho

CARL E. TAPPAN
State Reclamation Engineer

Reclamation Department records show that Wade Baker, Burley, Idaho holds the above Permits to Appropriate Subterranean Water. These permits have been licensed as follows:

Permit No.	Amount	Priority Date
G-22465	3.60 c.f.s.	Nov. 14, 1951
G-24196	6.00 c.f.s.	June 2, 1953
G-27021	5.92 c.f.s.	August 1, 1957

Water from the well under Permit G-22465 is used to irrigate 263 acres, which Mr. Baker has sold to the L. D. S. Church. Permit has not been assigned. This well reported to discharge 3.40 c.f.s. at draw-down of 420 feet. Equipment, as of March 27, 1964: U. S. Motor, 250 HP, Serial No. 917425; Pump, Peerless, Serial No. 154066. This is the same equipment listed in Engineers Report when examined for license on 14 July, 1954.

Equipment on well under Permit G-24196, listed as of 14 July, 1954, date of examination for license was U. S. Motor, 250 HP, Serial 956850; Pump, Fairbanks Morse, Serial No. PR4007. This is the same equipment listed as of March 27, 1964. The reported discharge is 4.50 c.f.s. and is used in conjunction with two other wells, one with permit and licensed, and one without permit, to irrigate 696.5 acres owned by Mr. Baker.

Equipment of well under Permit G-27021, as of 9 May, 1961 was U. S. Motor, 250HP, Serial No. 1228505; Pump. Floway, no Serial No. given. This well equipped as of March 27, 1964 with U. S. Motor, 200 HP, Serial No. 1289902, Floway Pump, Model No. 61-2231, No Serial No. reported; discharge 3.00 - 3.20 c.f.s., supplemental irrigation for 696.5 acres.

Equipment on the well with no permit located in the SE¹/₄SE¹/₄, Sec. 30, T. 11 S., R. 23 E., B.M., as of March 27, 1964 was U. S. Motor, 250 HP, Serial No. 122805; Floway Pump, Model 61-2231, No. Serial No. Reported discharge 5.40 c.f.s., supplemental irrigation for 696.4 acres.

G 24196

The above equipment list indicates that at least the 250 HP Motor was moved from the well under Permit G-27021 to the well without a permit, and that a smaller 200 HP Motor was installed and used in the well, Permit G-27021. This well has not been abandoned as indicated in a conversation with Mr. Baker in August, 1963.

Further questioning of Mr. Baker on March 27, 1964, he stated that the amount of water he was obtaining from wells G-24196 and G-27021 was not sufficient to irrigate his land. To obtain sufficient water he drilled a well without a permit in the late winter and spring of 1962-63 in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 11 S., R. 23 E., B.M., equipped and used this well to obtain additional water during the 1963 irrigation season. From all indications he will again pump this well during the 1964 irrigation season.

The total water from these 3 wells is reported to be 650 inches. This is being used on his farm land acreage of 696.5 acres. See attached map.

Our records do not show that Mr. Baker has ever made an application for a permit to use water from the well he has drilled and equipped in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 11 S., R. 23 E., B.M. and since this well is located in a Critical Ground Water Area, this Department could not at the time the well was drilled issue a permit, even if an application had been made for a permit.

The two wells with permits, G-24196 and G-27021, were licensed for 6.00 c.f.s. and 5.92 c.f.s. respectively. These wells are reported to be producing 3.10 c.f.s. and 4.50 c.f.s., or a total of 380 miners inches, compared with a licensed amount of 596 miners inches.

It is recommended that Mr. Baker be allowed to file for a Point of Diversion Change on his Permits G-24196 and G-27021 to include his new well in order to bring his water supply up to his licensed amount of 11.92 c.f.s. or 596 miners inches. If Mr. Baker does not care to do this, legal action should be taken to determine his water rights.

Horton G. Haight

HORTON G. HAIGHT
Field Engineer

HGH:mr

24196

March 30, 1964

MEMORANDUM

RE: Permit Nos. G-22465, G-24196, G-27021
Wade Baker, Burley, Idaho

CARL E. TAPPAN
State Reclamation Engineer

Reclamation Department records show that Wade Baker, Burley, Idaho holds the above Permits to Appropriate Subterranean Water. These permits have been licensed as follows:

Permit No.	Amount	Priority Date
G-22465	3.60 c.f.s.	Nov. 14, 1951
G-24196	6.00 c.f.s.	June 2, 1953
G-27021	5.92 c.f.s.	August 1, 1957

Water from the well under Permit G-22465 is used to irrigate 263 acres, which Mr. Baker has sold to the L. D. S. Church. Permit has not been assigned. This well reported to discharge 3.40 c.f.s. at draw-down of 420 feet. Equipment, as of March 27, 1964: U. S. Motor, 250 HP, Serial No. 917425; Pump, Peerless, Serial No. 154066. This is the same equipment listed in Engineers Report when examined for license on 14 July, 1954.

Equipment on well under Permit G-24196, listed as of 14 July, 1954, date of examination for license was U. S. Motor, 250 HP, Serial 956850; Pump, Fairbanks Morse, Serial No. FM4007. This is the same equipment listed as of March 27, 1964. The reported discharge is 4.50 c.f.s. and is used in conjunction with two other wells, one with permit and licensed, and one without permit, to irrigate 696.5 acres owned by Mr. Baker.

Equipment of well under Permit G-27021, as of 9 May, 1961 was U. S. Motor, 250 HP, Serial No. 122835; Pump, Flowsy, no Serial No. given. This well equipped as of March 27, 1964 with U. S. Motor, 200 HP, Serial No. 1289902, Flowsy Pump, Model No. 61-2231, No Serial No. reported; discharge 3.00 - 3.20 c.f.s., supplemental irrigation for 696.5 acres.

Equipment on the well with no permit located in the SE1/4, Sec. 30, T. 11 S., R. 23 E., S. 4, as of March 27, 1964 was U. S. Motor, 250 HP, Serial No. 122805; Flowsy Pump, Model 61-2231, No. Serial No. Reported discharge 5.40 c.f.s., supplemental irrigation for 696.4 acres.

24196

The above equipment list indicates that at least the 250 HP Motor was moved from the well under Permit G-27021 to the well without a permit, and that a smaller 200 HP Motor was installed and used in the well, Permit G-27021. This well has not been abandoned as indicated in a conversation with Mr. Baker in August, 1963.

Further questioning of Mr. Baker on March 27, 1964, he stated that the amount of water he was obtaining from wells G-24196 and G-27021 was not sufficient to irrigate his land. To obtain sufficient water he drilled a well without a permit in the late winter and spring of 1962-63 in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 11 S., R. 23 E., B.M., equipped and used this well to obtain additional water during the 1963 irrigation season. From all indications he will again pump this well during the 1964 irrigation season.

The total water from these 3 wells is reported to be 650 inches. This is being used on his farm land acreage of 696.5 acres. See attached map.

Our records do not show that Mr. Baker has ever made an application for a permit to use water from the well he has drilled and equipped in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 11 S., R. 23 E., B.M. and since this well is located in a Critical Ground Water Area, this Department could not at the time the well was drilled issue a permit, even if an application had been made for a permit.

The two wells with permits, G-24196 and G-27021, were licensed for 6.00 c.f.s. and 5.92 c.f.s. respectively. These wells are reported to be producing 3.20 c.f.s. and 4.50 c.f.s., or a total of 380 miners inches, compared with a licensed amount of 596 miners inches.

It is recommended that Mr. Baker be allowed to file for a Point of Diversion Change on his Permits G-24196 and G-27021 to include his new well in order to bring his water supply up to his licensed amount of 11.02 c.f.s. or 596 miners inches. If Mr. Baker does not care to do this, legal action should be taken to determine his water rights.

ROBERT G. HAIGHT
Field Engineer

HGH

HGH:mr

G24196

March 18, 1964

Re: Permits No. G-22465; G-24196
G-27021

Mr. Wade Baker
Route #2
Burley, Idaho

Dear Mr. Baker:

State Reclamation Engineer Carl Tappan has requested me to call on you at your home and go over the well situation with you.

I will be at your house, Monday March 23, 1964, about 10:30 A. M. and would like to have you accompany me to the various wells you now, or will have in operation.

Very truly yours,

HORTON G. HAIGHT
Field Engineer

HGH: ew

24196

May 6, 1958

Re: Permit No. G-24196

Mr. Wade Baker
Route #1
Burley, Idaho

Dear Mr. Baker:

Enclosed is the Certificate of Completion of Works and the License and Certificate of Water Right issued under Permit No. G-24196 confirming the right with priority of June 2, 1953, to your use of 6. second feet of subterranean water, with the point of diversion in Lot 1(NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 31, for irrigation of 319.77 acres in the E $\frac{1}{2}$ SE $\frac{1}{4}$, Lots 3 and 4 of Section 30 and the E $\frac{1}{2}$ NE $\frac{1}{4}$, Lots 1 and 2 of Section 31, Township 11 South, Range 23 East, B.M.

Enclosed also is departmental receipt #G-3266 for \$21.00, issued as receipt of the five dollar fee for the Certificate of Completion of Works and sixteen dollars for the license fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

24196

April 3, 1958

Re: Permit No. 24196

Mr. Wade Baker
Rt. 1,
Burley, Idaho

Dear Mr. Baker:

Our records disclose that back in the year 1954 you made Proof of Completion of Works and Beneficial Use on the above permit.

Under date of July 20, 1958, we wrote you the following letter.
" The report of our field engineer on examination for completion of works and beneficial use on Permit No. 24196 shows that your well will deliver 300 inches or 6 cubic feet per second, which has been used to irrigate 320 acres in the SE $\frac{1}{4}$ of Section 30 and NE $\frac{1}{4}$ of Section 31.

A Certificate of Completion of Works and License can, therefore be issued for 6 cubic feet per second upon receipt of the statutory fees, which amount to \$5.00 for the completion of works and \$16.00 License fee".

Providing you wish to get a license of water right in connection with this permit, we would appreciate you attending to the matter in the near future.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:lw

24196

✓
July 20, 1954

RE: Permit No. ⁹24196

Mr. Wade Baker
Route 1
Burley, Idaho

Dear Mr. Baker:

The report of our field engineer on examination for completion of works and beneficial use on Permit No. 24196 shows that your well located in Lot 1 Section 31, Township 11 South, Range 23 East B.M. will deliver 300 inches or 6 cubic feet per second, which has been used to irrigate 320 acres in the SE $\frac{1}{4}$ Section 30 and NE $\frac{1}{4}$ Section 31.

A Certificate of Completion of Works and License can, therefore, be issued for 6 cubic feet per second upon receipt of the statutory fees, which amount to \$5.00 for completion of works and \$16.00 License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

24196

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

Permit No. 24196

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

1. Name of applicant Wade Baker, Burley, Idaho

2. Source of water supply: Subterranean from a well

3. Location of point of diversion: Is in the Lot 1 of Section 31

T. 11 S. R. 23 E. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: No protection

6 1/2' by 8' concrete curb. 16" diameter by 480' deep well, cased 230'. 12" column by 320' long. 5-Stage, 14" bore, H=295', draw down is 15'. U. S. 250 HP motor, 440 V. 300 A., 1800 RPM. No. 956850. Fairbanks Morse pump No. PR 4007. Delivery to the South through 10" by 30' pipe to a concrete stand pipe 16' tall through a concrete pipe line to a dike ditch to South. Delivery is by gravity.

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):

Lots 1 and 2, E 1/2 NE 1/4 Section 31; Lots 3 and 4, E 1/2 SE 1/4 Section 30; Twp. 11 South, Range 23 E.
See the map B.M.

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

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

Remarks: _____

281 inches measured thru Sparling meter at high point. 300 inches calculated as delivery at lowest delivery point

This examination was made on the 14 day of July, 19 54

(Signed) E. M. Humphrey Examiner.

24196

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

Permit No. 24196

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

1. Name of applicant Wade Baker, Burley, Idaho

2. Source of water supply: Subterranean from a well

3. Location of point of diversion: Is in the Lot 1 of Section 31

T. 11 S. R. 23 E. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: No protection

6 1/2' by 8' concrete curb. 16" diameter by 480' deep well, cased 230'. 12" column by 320' long. 5-Stage, 14" bowls. H=295'. draw down is 15'. U. S. 250 HP motor, 440 V. 300 A., 1800 RPM. No. 956850. Fairbanks Morse pump No. PR 4007. Delivery to the South through 10" by 30' pipe to a concrete stand pipe 16' tall through a concrete pipe line to a dike ditch to South. Delivery is by gravity.

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):

Lots 1 and 2, E 1/2 NE 1/4 Section 31; Lots 3 and 4, E 1/2 SE 1/4 Section 30; Twp. 11 South, Range 23 E.
See the map B.M.

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

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

Remarks: _____

281 inches measured thru Sparling meter at high point. 300 inches calculated as delivery at lowest delivery point

This examination was made on the 14 day of July, 19 54

(Signed) E. M. Humphrey Examiner.

N 24196

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 24196

REPORT ON PROOF OF Completion of Works and Beneficial Use

WADE BAKER, Burley, Idaho

6 cfs
max

app. 6 cfs

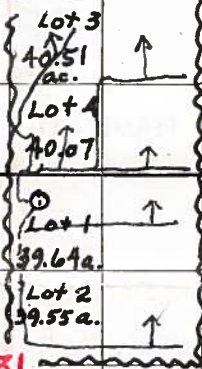
320 acres
8-40's

R-23E.

Township line

TO SURVEY

30



31

STATE A.W.

Re-surveyed

Subdivisions = Eight
Area = 320

Q = 300 inches
T = 56°F.

T.
H.
S.

December 28, 1953

RE: Permit No. 24196

Messrs. Nielson & Nielson
Attorneys At Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

We acknowledge receipt of your letter of December 23rd, enclosing your affidavit in connection with proof of Completion of Works and Beneficial Use on Permit No. 24196 in the name of Wade Baker.

This completes the proof, but 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 Mr. Baker at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
CC/ Mr. Wade Baker

24196

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

December 23, 1953

RECEIVED
DEC 28 1953
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed is the affidavit in the matter
of Permit No. 24196 in the name of Wade Baker.

Very truly yours,

NIELSON & NIELSON

By

Norman H. Nielson

Norman H. Nielson

NHN:rp

Enc.

24196

A F F I D A V I T

STATE OF IDAHO)
 ; ss.
County of Cassia)

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

That he is the Notary Public in the Proof of Works and Beneficial Use in permit number 24196. That said hearing on Proof of Beneficial Use and Completion of Works was to have been heard on the 2nd day of November, 1953, that on that said 2nd day of November, 1953, the office of the deponent was open all of that day and that no protests were received on that day. The Proof on the Completion of Works to Beneficial Use was then continued until the ~~20th~~ day of November, 1953.

DATED This 11th Day of December, 1953.

Norman H. Nielson

Subscribed and sworn to before me this 16th day of December, 1953.

(Seal)

A. H. Nielson
Notary Public in and for Idaho, Re-
siding at Burley, therein.

My commission expires:

February 20, 1954

A F F I D A V I T

STATE OF IDAHO)
 : ss.
County of Cassia)

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

That he is the Notary Public in the Proof of Works and Beneficial Use in permit number 24196. That said hearing on Proof of Beneficial Use and Completion of Works was to have been heard on the 2nd day of November, 1953, that on that said 2nd day of November, 1953, the office of the deponent was open all of that day and that no protests were received on that day. The Proof on the Completion of Works to Beneficial Use was then continued until the 20th day of November, 1953.

DATED This 11th Day of December, 1953.

Norman H. Nielson

Subscribed and sworn to before me this 16 day of December, 1953.

P. McElin
Notary Public in and for Idaho, Re-
siding at Burley, therein.

My commission expires:

Feb 20, 1954

§ 24196

December 19, 1953

RE: Permit No. 24196

Messrs. Nielson & Nielson
Attorneys At Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

Reference is made to your letter of November 28th, enclosing depositions of Wade Baker and two witnesses in proof of Completion of Works and Beneficial Use on Permit No. 24197 and our reply of December 1st.

We have not yet received your affidavit called for in that letter stating that your office was open on November 2nd, the date set for proof, that no protests were received, and that that the taking of the proofs was continued until November 20, 1953.

This affidavit is necessary, if the proofs are to be accepted as of that later date.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By "

Chief Clerk

A/re

24196

December 1, 1953

RE: Permit No. 24196

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

We have your letter of November 28, 1953, enclosing depositions of Wade Baker and two witnesses, also affidavit of publication in the Burley Bulletin offered in proof of completion of works and beneficial use on Permit No. 24196.

We note your statement that these proofs were not made at the time set in the published notice because Mr. Baker was busy with his crops.

In order for us to accept these proofs with a later date, it will be necessary for you to furnish your own affidavit stating that your office was open on November 2, the date set for proof, and that no protests were received and that the taking of the proofs was continued to the later date.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

24196

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

November 28, 1953

A. H. NIELSON
N. H. NIELSON

RECEIVED
DEC 1 1953
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed you will find the depositions for Permit
No. 24196 in the name of Wade Baker.

Mr. Baker was unable to come in or get his witnesses
in on the date set for the hearing because of the fact he need-
ed the time to get his crops out of the ground.

There were no protests to the said application.

We are, therefore, submitting the application to
you for processing.

Very truly yours,

NIELSON & NIELSON

By

Norman H. Nielson
Norman H. Nielson

NHN:ws
Encs.

24196

ION OF WATER
BENEFICIAL USE

hereby given that at
M., on the 2d day of
53, at Burley, County
ate of Idaho, before
ielson, Notary Public,
submitted of the com-
ks for the diversion of
er second of the waters
an well in Lot 1, Sec-
11 South, Range 23
d of the application to
of said water, in ac-
the terms and condi-
it No. 24196 heretofore
e Department of Re-
the State of Idaho.
ne and postoffice ad-
person or corporation
permit are Wade Bak-
Burley, Idaho.
ks of diversion will be
ed on the date set for
ion, and the amount of
said works are capa-
ing to the place of use,
e with the plans ac-
he application for such
ad feet per second.
o which said water has
is irrigation purposes,
nt applied to beneficial
d feet per second.
e where said water is
One and Two, the East
Northeast Quarter of
y-one; Lots Three and
re East Half of the
arter of Section Thirty,
nship Eleven South,
ity-three, East Boise

of priority which said
pared to establish is
K R. KULP
Reclamation Engineer
in the Burley Herald,
9, 1953.

CATION OF WATER
BENEFICIAL USE

s hereby given that at
A.M. on the 2d day of
1953, at Burley, County
State of Idaho, before
Nielson, Notary Public,
be submitted of the com-
works for the diversion of
t per second of the waters
anean well in Lot 1, Sec-
Cwp. 11 South, Range 23
and of the application to
use of said water, in ac-
with the terms and condi-
ermit No. 24196 heretofore
of the Department of Re-
of the State of Idaho.
name and postoffice ad-
the person or corporation
aid permit are Wade Bak-
D., Burley, Idaho.
works of diversion will be
pleted on the date set for
pletion, and the amount of
ich said works are capa-
eving to the place of use,
lance with the plans ac-
he application for such
6 cubic feet per second.
se to which said water has
lied is irrigation purposes,
mount applied to beneficial
second feet per second.
place where said water is
ots One and Two, the East
the Northeast Quarter of
Thirty-one; Lots Three and
d the East Half of the
t Quarter of Section Thirty,
Township Eleven South,
Twenty-three, East Boise

date of priority which said
prepared to establish is
1953.
K R. KULP

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

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

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

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated Oct. 8, 1953, and ending with the issue dated Oct. 29, 1953.

Junior W. Ross
30th day of Oct., 1953
Hazel G. Hrodall
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho,
My Commission Expires June 4, 1955

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

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

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

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated Oct. 8, 1953, and ending with the issue dated Oct. 29, 1953.

Junior W. Ross
30th day of Oct., 1953
Hazel G. Hrodall
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho,
My Commission Expires June 4, 1955

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 24196

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. Wade Baker, farmer and inventor, Burley, Idaho

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. #24196, June 20, 1953, June 20, 1953

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

Ans. subterranean well. Well is located in Lot 1, Section 31, Township 11 South, Range 23, East Boise Meridian.

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.

Ans. Water is conveyed from the point of diversion to the place of use by ditches and underground water pipes. The ditches and water pipes are capable of conveying 6 second feet. The well is 485 feet deep, has a 16 inch casing, the depth to water is 280 feet when not being pumped and 313 feet after having been pumped. The pump in the well is a 250 horsepower Faribanks Morse Pump. The well is capable of producing 6 second feet of water.

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. Water is used for irrigation and is used on Lots 1 and 2, the East half of the Northeast quarter of Section 31, Lots 3 and 4 and the East Half of the Southeast Quarter of Section thirty, all in township 11 South, Range 23, East Boise Meridian. All the land described in this deposition can be irrigated. The land was reclaimed from desert land and has been improved by the drilling of a well, the placing of a pump in the well, leveling of the said land and the building of a fence around the said property.

24196

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. 6 second feet.

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. _____

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

Ans. The water used from the said well has been used during the cropping season of 1953. The water was used for the first time around July 4, 1953, and the last use during this cropping season was approximately October 1, 1953.

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 water that may be diverted on to the property described in this deposition other than the water which comes from the said well.

(Sign) Wade Baker

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 20th day of November,

A. D. 1953,

Norman H. Nielson
Notary Public in and for Idaho, residing at
Burley therein

My commission expires May 12, 1954

#24196

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 24196

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. Alvin Wageman, Age 31, Route #1, Burley, Idaho,

Ques. 2. Are you acquainted with Wade Baker, the holder of Permit No. 24196? How long have you known him and where does he reside?

Ans. I have known Mr. Baker for a period of six years. He resides at Burley, Cassia County, Idaho

Ques. 3. Have you read or heard read said Permit No. 24196, 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 place of diversion is Lot 1 of Section 31, Township 11 South, Range 23, East Boise Meridian. Water is obtained from a subterranean well, water is conveyed from the point of diversion to the place of use by ditches and an underground pipe line.

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. Water works will convey approximately 6 second feet of water

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

Ans. The pump mentioned herein will produce 6 second feet of water. I have measured the amount of water discharged from the pump by a comparison of measuring the output of other wells.

24196

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

Ans. ~~Water is to be used for irrigation. Each subdivision in this deposition can be irrigated in its entirety. The land was desert land having a well and pump also placed on the said land and now the land is profitably cultivated land. The water is used in Lots 1 and 2 East half of the Northeast quarter, Section 31, Lots 3 and 4 and the East half of the Southeast Quarter of Section 30, all in Township 11, South, Range 23, East Boise Meridian.~~

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 land that has been reclaimed was desert land and the total of 6 second feet is necessary to profitably irrigate the land~~

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 on the said land during the cropping season of 1953 and have put the water to beneficial use myself for Mr. Baker.~~

(Signed) Alvin Wageman

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Burley, County of Cassia, State of Idaho, on this 20th day of November, A. D. 1953.

Norman H. Nelson
Notary Public.

My commission expires May 12, 1954

24196

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 24196

Proof of Application of Water to Beneficial Use
and Completion of Works
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. LaVor Hamblin, age 38, residence Burley, Cassia County, Idaho, farmer

Ques. 2. Are you acquainted with Wade Baker, the holder of Permit No. 24196? How long have you known him and where does he reside?

Ans. I have known Mr. Baker for approximately 20 years, he resides at Route #2, Burley, Idaho

Ques. 3. Have you read or heard read said Permit No. 24196, 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 place of diversion is Lot 1 of Section 31, Township 11 South, Range 23, East Boise Meridian. Water is obtained from a subterranean well, water is conveyed from the point of diversion to the place of use by ditches and an underground pipe line

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. Water works will convey approximately 6 second feet of water

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

Ans. The pump mentioned herein will produce 6 second feet of water. I have measured the amount of water discharged from the pump by a comparison of measuring the out put of other wells.

24196

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

Ans. Water is to be used for irrigation. Each subdivision in this deposition can be irrigated in its entirety. The land was desert land having well and pump also placed on the said land and now the land is profitably cultivated lands. The water is used in Lots 1 and 2 East half of the Northeast quarter, Section 31, Lots 3 and 4 and the East Half of the Southeast Quarter of Section 30, all in Township 11 South, Range 23, East Boise Meridian

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 land that has been reclaimed was desert land and the total of 6 second feet is necessary to profitably irrigate the land.

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 on the said land during the cropping season of 1953 and have put the water to beneficial use myself for Mr. Baker.

(Signed) L. V. Hamblin

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Burley, County of Cassia, State of Idaho, on this 20th day of November, A. D. 1953.

Harman H. Hubson
Notary Public.

My commission expires May 12, 1954

24196

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 24196

Date: October 1, 1953

Burley Herald

Burley, Idaho
Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to November 2, 1953 the date set for proof, the expense of the publication to be paid by the applicant, Wade Baker of Route 1, Burley, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

24196

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at ten o'clock A. M., on the 2d
day of November, 1953, at Burley, County of
Cassia State of Idaho, before Norman H. Nielson, Notary Public,
proof will be submitted of the completion of works for the diversion of 6 second ~~second~~ cubic
Section 31, Twp. 11 South, Range 23 East, B.M.
~~XXXX~~ cubic feet per second of the waters of subterranean well in Lot 1, and of
the application to beneficial use of said water, in accordance with the terms and
conditions of Permit No. 24196 heretofore issued by the Department of Reclamation
of the State of Idaho.

1. The name and postoffice address of the person or corporation
holding said permit are Wade Baker, R. F. D., Burley, Idaho

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 con-
veying to the place of use, in accordance with the plans accompanying the appli-
cation for such permit, is 6 second ~~second~~ cubic ~~second~~ feet per second.

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

4. The place where said water is used is Lots One and Two, the East
Half of the Northeast Quarter of Section Thirty-one; Lots Three and Four and the
East Half of the Southeast Quarter of Section Thirty, all in Township Eleven South,
Range Twenty-three, East Boise Meridian.

5. The date of priority which said user is prepared to establish is
June 2nd 1953.

MARK R. KULP

State Reclamation Engineer

24196

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....September 30, 1953.....

(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..... of Burley, Idaho,..... published in
the county in which the works are situated.

Wade Baker
by Herman H. Nelson

(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.

S24196

✓
October 2, 1953

RE: Permit No. G-24196

Messrs, Nielson and Nielson
Attorneys At Law,
Burley, Idaho

ATT: Mr. Norman H. Nielson

Gentlemen:

We enclose applications for amendment to the point of diversion and land list in Permit No. G-24196 in the name of Wade Baker, which have been approved by the State Reclamation Engineer and recorded in this department.

We have sent to the Burley Herald notice for Completion of Works and Beneficial Use proof to be made on this Permit, November 2, 1953, with instructions to publish it once a week for four weeks prior to that date and to send Mr. Baker the affidavit of publication.

We enclose the necessary forms of deposition to be used in making these proofs and at the time set Mr. Baker should appear before you, together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re

24196

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

September 29, 1953

A. H. NIELSON
N. H. NIELSON

RECEIVED
SEP 30 1953
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed you will find the application for amendment to permit to appropriate the public waters of the State of Idaho No. G-24196, and application for amendment to permit to appropriate the public waters of the State of Idaho, Form No. 12. Will you please make the necessary amendments?

Yours very truly,

NIELSON AND NIELSON

By

Norman H. Nielson

NHN/kb

24196

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-24196

Comes now Wade Baker 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-24196.

That the point of diversion is described in said permit as being
located NW¹/₄ NW¹/₄ Section 31, Township 11 South, Range 23 East, B.M.

That he now requests that the point of diversion be changed to
a point Lot 1, Section 31, Township 11 South, Range 23 East, B.M.

That his reasons for desiring to make such change are as follows:
An error was made in the original description

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 this 28th day of September 19 53.

Date of receipt at Department of Reclamation Sept. 30 - 1953

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of
Idaho, hereby approve the above and foregoing application for amendment to
Permit to Appropriate the Public Waters of the State of Idaho, No. G-24196.
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.

Mark R. Kulp
State Reclamation Engineer

G 24196

Application for Amendment
To Permit to Appropriate the Public Waters
of the State of Idaho, No. G-24196

Comes now Wade Baker, State Reclamation Engineer of the State of Idaho, and represents to the ~~Commissioner~~ of Reclamation 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-24196, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

Lots 1 and 2, E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 31; Lots 3 and 4, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30, Township 11 South, Range 23 East, B.M.

....., making a total of acres.

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

Signed at Burley, this 28th day of September, 19 53.

✓ Wade Baker

Date of receipt at Office of Department of Reclamation

Sept. 30 - 1953

STATE RECLAMATION ENGINEER
APPROVAL OF ~~COMMISSIONER OF RECLAMATION~~

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-24196. 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.

Mark R. Kulp
~~Commissioner of Reclamation~~
State Reclamation Engineer

(Over)

G-24196

Effective April 10, 1911

Department of Reclamation

REGULATIONS AS TO AMENDED APPLICATION AND PERMIT.

Section 3255 of the Revised Codes, provides for the amendment of a permit as to lands upon which the water is to be used. The permit holder, to avail himself of the provisions of this section, should fill out and file with the Commissioner of Reclamation the application blank found upon the reverse side of the sheet. If there is not sufficient room in such blank for the legal description of the amended list of lands, this may be submitted as an exhibit, proper reference thereto being made in the application.

Before amended permit will be granted applicant must file with the application two maps, showing the following details:

- (a) Name of applicant.
- (b) Section, town and range numbers, where public survey has been made.
- (c) Source or sources of supply.
- (d) Point or points of diversion.
- (e) Route of ditch or ditches, including laterals delivering water within one mile of each 160 acre tract of the lands to be irrigated.
- (f) Lands to be irrigated to be shown by cross-hatching, outlining, or coloring.

If original permit called for more than 25 cubic feet per second, the maps must be prepared from actual survey and must be certified to by engineer in charge of survey, in the following form:

I hereby certify that this map was prepared from an actual survey made by me.....
19..... and correctly shows position of points indicated thereon.

.....
Engineer.

P. O.

Date.....19.....

September 12, 1953

RE: Permit No. G-24196

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

We have your letter of September 11, 1953, stating that the correct land description in Permit No. G-24196 of Wade Baker, should be Lots 1 and 2, E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 31, and Lots 3 and 4, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30, Township 11 South, Range 23 East, B.M., and that the well is located in Lot 1 of said Section 31.

We enclose herewith the necessary forms of application for amendment which should be executed by Mr. Baker and returned to this department for approval and record.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

#24196

September 8, 1953

RE: Permit No. G-24196

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

Reference is made to your letters of August 25, and September 5, 1953, in which you state that the point of diversion in Permit No. G-24196 of Wade Baker is in Lot 1, Section 31, Township 11 South, Range 23 East, B.M., instead of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section as described in the permit.

The permit can be amended to show the correct point of diversion but that still does not answer our letter addressed to Mr. Baker on July 6, 1953, which also inquired as to the correct location of the land to which the water is to be appurtenant.

According to the township plats in the Bureau of Land Management, Sections 30 and 31 are only fractional sections and include only the E $\frac{1}{2}$ of each. We enclose a sketch map on which we show the land described in the permit as the SW $\frac{1}{4}$ Section 30, and the NW $\frac{1}{4}$ Section 31, Township 11 South, Range 23 East, B.M.

If the correct location of the well is in Lot 1 of Section 31, we would assume that the correct description of the land would be Lots 3 and 4 and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30, and Lots 1 and 2 and E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 31.

Upon receipt of your advice as to the correct location of the land, we shall send you the necessary form, or forms, of application for amendment.

Very truly yours,

MARK E. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

24196

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

Sept. 5, 1953

A. H. NIELSON
N. H. NIELSON

RECEIVED
SEP 8 1953
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

On the 25th day of August, 1953, we wrote you regarding permit no. G 24196. We explained in the letter that the place of diversion as shown in the above mentioned permit was described as being in the Northwest Quarter of the Northwest Quarter of Section 31, Township 11 South, Range 23, E.B.M.

This permit should have read that the location of the well is in Lot 1 of Section 31, Township 11 South, Range 23, E.B.M.

Would you please make the correction as stated above or send us the papers to amend the above mentioned application, as we would like to make proof on this application as soon as possible.

Yours very truly,

NIELSON AND NIELSON

By

Norman H. Nielson

Norman H. Nielson

NHN/kb

24196

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

August 25, 1953

A. H. NIELSON
N. H. NIELSON

RECEIVED
AUG 26 1953
Department of Reclamation

Wade Baker

Department of Reclamation
State House
Boise, Idaho

Re: Permit No. G-24196

Gentlemen:

In reference to the above permit, the place of diversion or the location of the well was shown in the above mentioned permit was described as in the Northwest Quarter of the Northwest Quarter, Section 31, Township 11 South, Range 23, E.B.M. ✓

This permit should have read that the location of the well is in Lot 1 of Section 31, Township 11 South, Range 23, E.B.M. Would you please make this correction and amendment on the above mentioned application as we would like to make proof on this well within the immediate future.

Yours very truly,

NIELSON AND NIELSON

By

Norman H. Nielson
Norman H. Nielson

nhn/kb

24196

✓
August 21, 1953

RE: Permit No. G-24196

Mr. Wade Baker
Route # 1
Burley, Idaho

Dear Mr. Baker:

On July 6, 1953, we wrote you in regard to what appeared to be an error in the land description in your Permit No. G-24196.

To date we have received no reply and it is important that the matter be taken care of so that the permit may correctly describe the land to which the water is to be made appurtenant.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:pj

24196

✓
July 6, 1953

RE: Permit No. G-24196

Mr. Wade Baker
Route 1
Burley, Idaho

Dear Mr. Baker:

In checking the descriptions in your Permit No. G-24196 sent you on June 24, we find what appears to be an error.

The place of use is described as the SW $\frac{1}{4}$ of Section 30, and the NW $\frac{1}{4}$ of Section 31, and the location of the well in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 31, Township 11 South, Range 23 East, B.M.

According to the township plats on file in the Bureau of Land Management, Sections 30 and 31, Township 11 South, Range 23 East, B.M., only contain the E $\frac{1}{2}$ of each. In other words, there is no SW $\frac{1}{4}$ Section 30, or NW $\frac{1}{4}$ Section 31 in that township. In referring again to the pencil sketch which accompanied your application, we note that this land seems to lie East of Section 36, Township 11 South, Range 23 East, B.M., which would bring it in Sections 30 and 31, Township 11 South, Range 24 East, B.M.

Otherwise the land may lie in the SE $\frac{1}{4}$ Section 30, and the NE $\frac{1}{4}$ Section 31. Please check the matter carefully and return Permit No. G-24196 for whatever correction is necessary.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

24196

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

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

B O I S E

Permit No. G-24196

Date June 24, 1953

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

Mr. Wade Baker
Route 1
Burley, Idaho

MARK R. KULP
State Reclamation Engineer

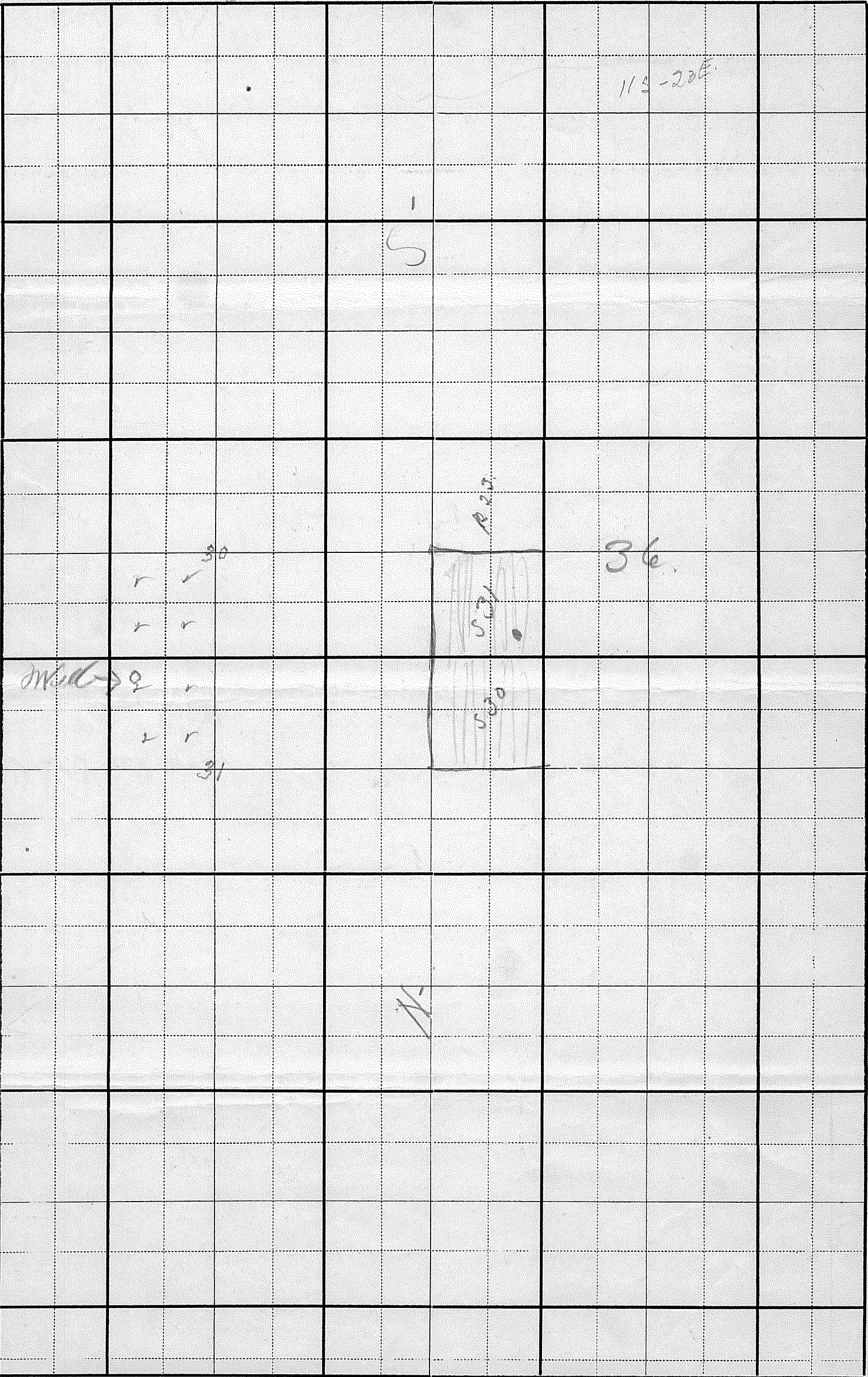
Enc. Departmental receipt No. G-63 for \$6.50 filing fee.

24196

NAME OF APPLICANT

Wade Baker

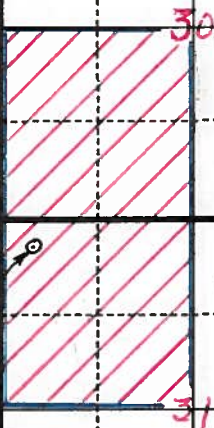
Form No. 0



R-23E.

T.
11
S.

Point of Diversion-Well



Permit Map No. 24196
As Approved
JUN 20 1953
MARK R. KULP
State Reclamation Engineer



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

June 2, 1953

RECEIVED
JUN 12 1953
Department of Reclamation

Mr. Wade Baker
Route 1
Burley, Idaho

Dear Mr. Baker:

We acknowledge receipt of your application for permit to appropriate 320 inches of water from two wells, accompanied by your check for the \$6.50 filing fee.

However, we do not quite understand the application and we are returning it herewith for the following corrections:

First, Question 4 describes the wells as being in the NW $\frac{1}{4}$ Section 31 and the SW $\frac{1}{4}$ Section 30, Township 11 South, Range 23 East, B.M. The sketch map would indicate that the first well is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 31, but it does not show the location of the well in the SW $\frac{1}{4}$ of Section 30. Please mark this on the sketch map.

Question 12, describing the land irrigated, shows 320 acres in the W $\frac{1}{2}$ Section 30, but your sketch map would seem to indicate that the acreage consists of 160 acres in the NW $\frac{1}{4}$ Section 31, and 160 acres in the SW $\frac{1}{4}$ Section 30. Please correct either Question 12 of the application, or the sketch map, as they should agree.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Chief Clerk

Jeanne L. Anderson

A:fg
Enc.

*The sketch map as right we need only
one well. ~~Over description~~ was wrong.
Wade Baker.*

H24196

October 31, 1962

Re: Transfer of Water Right
Transferred Right Nos. 995 & 996
Wade Baker

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

Attention: Norman H. Nielson

Gentlemen:

We enclose Certificates of Transfer of Water Right
Transferred Right Nos. 995 and 996, issued to Wade Baker of
Route #2, Burley, Idaho.

Also enclosed is Departmental Receipt No. G-7534
which was issued covering payment in the amount of \$2.00
for the recording fee of the above mentioned transfers.

A copy of the Certificates is enclosed for your
files.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

RALPH W. THOMAS, Deputy
State Reclamation Engineer

Encl.
RWT:pmk
cc: Wade Baker
Rt. #2,
Burley, Idaho

T-995
45-2451

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

A. H. NIELSON
N. H. NIELSON

October 29, 1962

OCT 31 1962
Department of Reclamation

Department of Reclamation
Boise, Idaho

Attention: Ralph Thomas

Dear Mr. Thomas:

Enclosed you will find a check for \$2.00 for the recording fee of the transfers of water rights for Wade Baker.

Would you please inform this office when these transfers have been made and send us the copies of transfer.

Very truly yours,

NIELSON & NIELSON

BY

NORMAN H. NIELSON

Encl.

T-995

45-2451

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

Wade Baker
of
Route #2
Burley, Idaho)

ORDER GRANTING TRANSFER

NO. 995

For a Transfer of Water Right, in
Cassia County, State of Idaho)

WHEREAS, On the 10th day of August, 1962, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Wade Baker of Route #2, Burley, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form, and;

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 31st day of October, 1962.

GEO. N. CARTER
State Reclamation Engineer

(SEAL)

s/

By
RALPH W. THOMAS

RALPH W. THOMAS, Deputy
State Reclamation Engineer

T-995

45-2451

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 995

THIS IS TO CERTIFY, That Wade Baker of Route #2, Burley, Idaho, is the owner of and using a certain water right of 6 cubic feet per second of the waters of a subterranean well, said water being obtained by virtue of License No. G-24196, issued by the State of Idaho, Department of Reclamation, dated May 6, 1958, bearing date of June 2, 1953, for the purpose of irrigating the following described lands situate, lying and being in the County of Cassia, State of Idaho, to-wit:

NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, (Lot 3), SW $\frac{1}{4}$ SE $\frac{1}{4}$,
(Lot 4), SE $\frac{1}{4}$ SE $\frac{1}{4}$, all of Section 30,
NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1), SW $\frac{1}{4}$ NE $\frac{1}{4}$
(Lot 2), SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, all in
Township 11 South, Range 23 E. B. M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 10 of Licenses, at Page 6307 thereof;

And that Wade Baker has become the owner of said right by statutory appropriation;

And that now, upon the application of Wade Baker for the transfer of 6 cubic feet per second, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 6 cubic feet per second of the waters of subterranean source by well upon the above described lands is hereby abandoned, and the place of use of said water under such right is HEREBY CONFIRMED, shall by this certificate become appurtenant for irrigation and domestic purposes, is described as follows, to-wit:

S $\frac{1}{2}$ of Section 30, SW $\frac{1}{4}$, Section 29,
Township 11 South, Range 23 E.B.M.,

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

6.0 cubic feet per second of the
waters of subterranean source
with priority of June 2, 1953;

And that the water right hereby transferred has heretofore been conducted from subterranean source with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 11 South, Range 23 E. B. M., and delivered through open ditches;

T-995

45-2451

That the water right hereby transferred will hereafter be conducted to the last above described lands from subterranean source by well, with no change in point of diversion;

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

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 31st day of October, 1962.

GEO. N. CARTER
State Reclamation Engineer
By

(SEAL)

s/ RALPH W. THOMAS

RALPH W. THOMAS, Deputy
State Reclamation Engineer

T-995

45-2451

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right

Transferred Right No. 995

THIS IS TO CERTIFY, That Wade Baker of Route #2, Burley, Idaho, is the owner of and using a certain water right of 6 cubic feet per second of the waters of a subterranean well, said water being obtained by virtue of License No. G-24196, issued by the State of Idaho Department of Reclamation, dated May 6, 1958, bearing date of June 2, 1953, for the purpose of irrigating the following described lands situate, lying and being in the County of Cassia, State of Idaho, to-wit:

NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 3), SW $\frac{1}{4}$ SE $\frac{1}{4}$, all
(Lot 4), SW $\frac{1}{4}$ SE $\frac{1}{4}$, all of Section 30,
Township 11 South, Range 23 E.B.M.,
NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1), SW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2)
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 11 South,
Range 23 E. B. M., *all in*

That said license has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 10 of Licenses, at Page 6307 thereof;

And that Wade Baker has become the owner of said right by statutory appropriation;

And that now, upon the application of Wade Baker for the transfer of 6 cubic feet per second, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 6 cubic feet per second of the waters of subterranean source by well upon the above described lands is hereby abandoned, and the place of use of said water under such right is HEREBY CONFIRMED, shall by this certificate become appurtenant for irrigation and domestic purposes, is described as follows, to-wit:

S $\frac{1}{2}$ of Section 30, ~~160~~ acres,
SW $\frac{1}{4}$ of Section 29, Township 11 South,
Range 23 E. B. M.,

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

6.0 cubic feet per second of the
waters of subterranean source with
priority of June 2, 1953;

And that the water right hereby transferred has heretofore been conducted from subterranean source with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 11 South, Range 23 E. B. M., and delivered through open ditches;

That the water right hereby transferred will hereafter be conducted to the last above described lands from subterranean source by well, with no change in point of diversion;

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

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 31st day of Oct, 1962.

T-995

4520451

October 24, 1962

Re: Transfer of Water Right
Wade Baker

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

Attention: Norman H. Nielson

Gentlemen:

Receipt is acknowledged of the Affidavits of Publication
in connection with the captioned matter.

Upon receipt of \$2.00 for the recording fee of the transfers,
we will forward to you the Certificates of Transfer of Water Right.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RWT:pmk

T-995
45-2451

AFFIDAVIT OF PUBLICATION

RECEIVED

OCT 24 1962

Department of Reclamation

STATE OF IDAHO

COUNTY OF CASSIA

ss.

Dean Stanley Fisher II, first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily 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 daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, 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 seventy consecutive weeks, commencing with the issue dated July 30, 1962, and ending with the issue dated April 2, 1963.

Subscribed and sworn to before me this 27th day of April, 1963.

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

MY COMMISSION EXPIRES
APRIL 2, 1963

LEGAL NOTICE

NOTICE OF PROPOSED
TRANSFER OF WATER RIGHT

Notice is hereby given that Wade Baker of Route No. 2, Burley, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean flow as follows: Amount: 6.0 cubic feet per second. Priority: June 2, 1953. Point of diversion: NW 1/4 NE 1/4, Section 31, Township 11 S., Range 23 E., B.M. Place of Use: SE 1/4, R. 23 E., B.M., Sec. 31, T. 11 S., To Be Transferred To: Place of Use: S 1/2 S 30, SW 1/4 Sec. 29, T. 11 S., R. 23 E., B.M. And that on the 11th day of August, 1962, at 10:00 o'clock A.M., at Room 607 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, or his attorney will be given the opportunity to appear and present for his consideration any reason, or reasons why a certificate should not be issued authorizing such transfer.

GEO. N. CARTER,
State Reclamation Engineer
Published in Burley Herald-Bulletin July 20 and 27, 1962.

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

A. H. NIELSON
N. H. NIELSON

October 23, 1962

RECEIVED
OCT 24 1962
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Attention: Geo. N. Carter

Dear Mr. Carter:

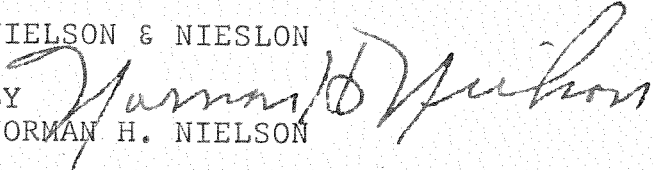
Enclosed you will find the affidavits of application
published by the Burley Herald Bulletin.

We had thought that Mr. Baker had picked these up
and forwarded them to you.

Would you please make the change of place of use as
requested and as more particularly appears in the
affidavit of publication and forward the same to us.

Very truly yours,

NIELSON & NIELSON

BY 
NORMAN H. NIELSON

NHN:es
Encl.

T-995
45-2451

Application For Transfer of Water Right

RECEIVED
JUL 18 1962

STATE OF IDAHO

County of Cassia

ss.

Department of Reclamation

Wade Baker

, being first duly sworn, deposes and says:

That his name is Wade Baker; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Route #2, Burley, Idaho

That he is the owner and using a certain water right, bearing date of priority of June 2, 1953, for 6 cubic feet per second of the waters of Subterranean well County of Cassia, State of Idaho, decreed to Wade Baker by decree of Judge _____ of the _____ Judicial District of the State of Idaho, in and for the county of _____, in the case of _____ vs. _____, said decree bearing date of _____ (or obtained by virtue of License No. G-24196, issued by the State Department of Reclamation of the State of Idaho, dated May 6, 1958, bearing date of June 2, 1953 May 6, 1958) for the purpose of irrigating the following described lands situate, lying and being in Water District No. _____ in the County of Cassia and State of Idaho, to-wit: NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 3) SW $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 4) SE $\frac{1}{4}$ SE $\frac{1}{4}$ all of Section 30, Township 11 South, Range 23, E.B.M. NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1) SW $\frac{1}{4}$ NE $\frac{1}{4}$ (lot 2) SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 11 South Range 23, E.B.M.

_____ and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i.e. was the original applicant for water License No. 24196

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

That said waters are now diverted from said ~~sixteen~~ ^{well} in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 11 South, Range 23 E., B. M., and conducted to the above described lands through open ditches as per map herewith and of this affidavit made a part.

CHANGE IN PLACE OF USE

That affiant and petitioner desires to abandon the use of 6 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Cassia and State of Idaho, to-wit:

S $\frac{1}{2}$ of Section 30, Township 11 South, Range 23, E.B.M., 160 acres

SW $\frac{1}{4}$ Section 29, Township 11 South, Range 23, E.B.M.

That reasons for desiring to make such transfer are as follows: Contour of the land makes for better irrigation on the purposed change.

T-995
45-2451

Vol 10 p 6307

That he intends to divert and convey said 6 Cu second feet of water to the tract of land last above described in the following manner and as per map accompanying this application:
open ditches

Note—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

CHANGE IN POINT OF DIVERSION

Same point of diversion
That affiant desires to change the point of diversion of said waters from the point above described to a point located in NW 1/4 of NE 1/4 of Section 31, Township 11 So., Range 23, E.B.M. and thereafter conduct same to the above described land through the _____ ditch, as per map appended.

That his reasons for desiring to make such change are as follows:_____

Petitioner asserts that no one will be injured by such transfer, or change in point of diversion, and that the change will be made at petitioner's own risk.

WHEREFORE, Affiant and Petitioner prays that the State Reclamation Engineer of the State of Idaho issue to him the proper certificate authorizing such change in point of diversion and/or place of use, in accordance with the provisions of Sections 42-108 and 42-222 of the Idaho Code.

Wade Barber
Applicant.

Subscribed and sworn to before me this 10 day of July, 1962
Yasman H. Jackson
Residing at Burley
Idaho
Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? open ditches on the farm

Where is the diversion point located? NW 1/4 NE 1/4 of Section 31, Township 11 South, Range 23, E.B.M.

Through what ditch is it now conducted? ditches on the farm

How much land is now irrigated by the water sought to be transferred? 319.77

Give the description: NE 1/4 SE 1/4, NW 1/4 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SE 1/4, all in Section 30, Township 11 South, Range 23, E.B.M., NE 1/4 NE 1/4, NW 1/4 NE 1/4, SW 1/4 NE 1/4, SE 1/4 NE 1/4, all in Section 31, Township 11 South, Range 23, E.B.M.

What is the total amount of water in inches, or second feet, dedicated to said land? 6 cubic feet

What kind of crops are being raised? all kinds

How much water per acre is now required to irrigate said land? 1 inch

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

Water from other sources will be used on said ground as more particularly appears in other request for transfer of water rights.

Give location of new point of diversion, if change is to be made no change

Through what ditch will it be conducted after transfer? through ditches on farm already in existence.

How much water will be required per acre to irrigate the land to which this water is transferred? one inch

Do you claim any other water right for the land from which you seek to abandon the use of this water?

If so, give amount, date and source. Water from additional water rights will be transferred to the land abandoned.

Is there any other water right for the land to which you seek to make this transfer? If so, give amount, date and source. Water from other water rights will be used on said ground as will more particularly appear in other amendments to be submitted to the Department of Reclamation.

Signed Wade Baker Applicant.

STATE OF IDAHO, }
County of } ss.

I, , Watermaster of
Water District No., County of, State of Idaho, whose postoffice address is, have read or heard read the foregoing affidavit and petition of, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the State Reclamation Engineer issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons:

Watermaster, District No.

Dated at, Idaho, this day of, 19.

T-995
45-2451

Name of Applicant

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC. 29

SEC.

SEC.

SEC.

SEC.

SEC.

Sec 30

SEC.

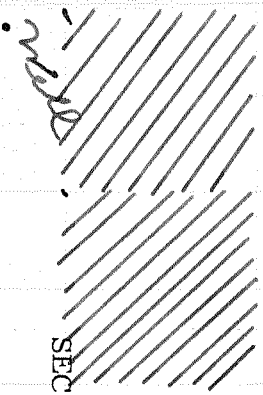
SEC.

SEC.

SEC.

SEC.

SEC.



Sec 31

Sec 30 = M-E-W

September 17, 1962

Re: Transfer of Water Right

Mr. Wade Baker,
Route 2,
Burley, Idaho.

Dear Mr. Baker:

Your Certificates of Transfer of Water Right are being held up pending receipt of the Affidavits of Publication which the Burley Herald will furnish you.

Upon receipt of the Affidavits and \$2.00 for recording fee, we will then be in a position to issue you the Certificates of Transfer of Water Right.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

CARL E. TAPPAN, Assistant
State Reclamation Engineer

CET:pmk

T-995

45-2451

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

Boise, Idaho

July 18, 1962

Re: Transfer of Water Right
Wade Baker

Burley Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for two consecutive weeks prior to August 10, 1962 the date set for hearing; the expense of the publication is to be paid by the applicant Wade Baker of Route 2, Burley, Idaho to whom you should furnish proof of publication on or prior to the date set for hearing.

Please acknowledge receipt of this notice and furnish this office with a copy or tear-sheet of the first publication.**

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

RALPH W. THOMPSON, Deputy
State Reclamation Engineer

**If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.
RWT:pmk

T-995
45-2451

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Wade Baker of
Route #2, Burley, Idaho has applied to the State Reclamation Engineer of the
State of Idaho for a certificate authorizing him to change the ~~point of diversion~~
~~and/or~~ place of use of the waters of Subterranean flow as follows:
Amount: 6.0 cubic feet per second. Priority: June 2, 1953
Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 11 S Range 23 E., B.M.
Place of Use: SE $\frac{1}{4}$, Sec. 30; NE $\frac{1}{4}$ Sec. 31, T. 11 S., R. 23 E. B.M.

To Be Transferred To

~~Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 11 S Range 23 E., B.M.~~
Place of Use: S $\frac{1}{2}$ Sec. 30; SW $\frac{1}{4}$ Sec. 29, T. 11 S., R. 23 E. B.M.

And that on the 10th day of August, 19 62, at 10:00 o'clock A. M.,
at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer,
or his authorized agent, the opportunity will be given to any and all persons to
appear and present, for his consideration any reason or reasons why a certificate
should not be issued authorizing such transfer.

GEO. N. CARTER
State Reclamation Engineer

T-995
45-2451

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Wade Baker of
R[#] 12 Burley, Idaho has applied to the State Reclamation Engineer of the
State of Idaho for a certificate authorizing him to change the point of diversion
and/or place of use of the waters of subterranean flow as follows:
Amount: 6.0 cubic feet per second. Priority: June 2, 1953
Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 11S, Range 23E, B. M.
Place of Use: SE $\frac{1}{4}$ Sec. 30; NE $\frac{1}{4}$ Sec. 31 T 11S R 23E B.M.

To Be Transferred To

Point of diversion: $\frac{1}{4}$ $\frac{1}{4}$, Section _____, Township _____, Range _____, B. M.
Place of Use: S $\frac{1}{2}$ Sec. 30; SW $\frac{1}{4}$ Sec. 29 T 11S R 23E B.M.

And that on the 10 day of Aug., 1962, at 10:00 o'clock A M.,
at Room 107, Statehouse, Boise, Idaho before the State Reclamation Engineer, or
his authorized agent, the opportunity will be given to any and all persons to
appear and present, for his consideration any reason or reasons why a certificate
should not be issued authorizing such transfer.

State Reclamation Engineer

T-995
45-2451

LEGAL NOTICES

NOTICE OF PROOF OF COMPLETION OF WORKS

324

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at ten o'clock A.M., on the 2d day of November, 1953, at Burley, County of Cassia, State of Idaho, before Norman H. Nielson, Notary Public, proof will be submitted of the completion of works for the diversion of 6 cubic feet per second of the waters of subterranean well in Lot 1, Section 31, Twp. 11 South, Range 23 East, B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 24196 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Wade Baker, R. F. D., Burley, Idaho.

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 6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial

use is 6 second feet per second.

4. The place where said water is used is Lots One and Two, the East Half of the Northeast Quarter of Section Thirty-one; Lots Three and Four and the East Half of the Southeast Quarter of Section Thirty, all in Township Eleven South, Range Twenty-three, East Boise Meridian.

5. The date of priority which said user is prepared to establish is June 2, 1953.

MARK R. KULP

State Reclamation Engineer
Published in the Burley Herald,
Oct. 8-15-22-29, 1953.

LEGAL NOTICES

NOTICE OF PROOF OF COMPLETION OF WORKS

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at ten o'clock A.M., on the 2d day of November, 1953, at Burley, County of Cassia, State of Idaho, before Norman H. Nielson, Notary Public, proof will be submitted of the completion of works for the diversion of 6 cubic feet per second of the waters of subterranean well in Lot 1, Section 31, Twp. 11 South, Range 23 East, B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 24196 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Wade Baker, R. F. D., Burley, Idaho.

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 6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial

use is 6 second feet per second.

4. The place where said water is used is Lots One and Two, the East Half of the Northeast Quarter of Section Thirty-one; Lots Three and Four and the East Half of the Southeast Quarter of Section Thirty, all in Township Eleven South, Range Twenty-three, East Boise Meridian.

5. The date of priority which said user is prepared to establish is June 2, 1953.

MARK R. KULP

State Reclamation Engineer
Published in the Burley Herald,
Oct. 8-15-22-29, 1953.