

MICROFILMED

D. REMARKS

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 willfull misrepresentations made in this application may result in voiding its approval.

App Randall
(Signature of Applicant)

Subscribed and sworn to before me this 3rd day of October, 19 85.

Colleen Wray
(Notary Public)

My commission expires 5-29-1991

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-7187
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 28th day of October, 19 85.

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY			
Received by <u>CW</u>	Date <u>10-03-85</u>	Protest filed by _____	
<u>SM</u>	<u>8-30-85</u>		
Prelim. check by <u>HWJ</u>	Fee <u>\$50.00</u>	_____	
Receipted by <u>CT</u>	Date <u>8-30-85</u>	#35484 _____	
Published in <u>Blackfoot News</u>	Copies of protest forwarded by _____		
Pub. dates <u>9/26 & 10/03/85</u>	Hearing held by _____ Date _____		
Watermaster recommendation requested on <u>N.A.</u>	Recommended for <u>approval</u> denial		
_____ rec'd. _____	by <u>RDC</u> <u>Jim</u>		

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 35-7187

NOTICE is hereby given that Nyle Randall, Idaho Falls, has applied to the Department of Water Resources for a change in the place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 35-7187 and is recorded as follows:

AMOUNT: 0.073 cfs; PRIORITY: 9-27-1971;
POINT OF DIVERSION: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 1N, R. 33E, B.M., Bingham County.

The water is used for stockwatering purposes from 1/1 to 12/31 within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, T. 1N, R. 34E, B.M.

TO BE CHANGED
AS FOLLOWS

The water will be used for stockwatering purposes within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, T. 1N, R. 34E, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 1N, R. 33E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho, 83402, on or before October 14, 1985.

A. KENNETH DUNN
Director

(8799)
Pub.: 9-26; 10-3

33

RECEIVED

OCT 10 1985

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, _____
solemnly

Catherine C. Brown

Office Manager

swear that I am the _____ of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions Laws of Idaho of 1933, approved March 11, 1933,
and duly designated, pursuant to law, a particular day of
the week as the day on which legal notices required by
law or by the order of any Court of competent jurisdiction
within the State of Idaho shall be published to-wit: Thursday
of each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of
publication was published in said issue or said
newspaper _____ 2 _____ consecutive _____ weeks

the first publication having been made on the

26th day of September, 19 85.

and the last publication having been made on the

3rd day of October, 19 85;

that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

Catherine C. Brown

Subscribed and sworn to before me this _____ 7th

day of October, 19 85.

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1988

MICROFILMED

WARRANTY DEED

334972

THIS INDENTURE, Made this

Floyd Hahn and Phyllis L. Hahn

husband and wife

Nayajo County, State of Arizona

Conveyed to as the Grantor, and Ralph Abbott of the State of New Mexico
and Charles Nyle Randall Rm 265, Idaho Falls, Id.
of Jefferson Co., State of Idaho

WITNESSETH, For and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable considerations, Grantor has granted, bargained, sold, and by these presents, does hereby grant, bargain, sell, convey and confirm unto the said Grantee and Grantee's heirs and assigns forever, all of the following described real estate situated in the State of Idaho, to wit:

Township 1 North, Range 33, E.B.M., Bingham County, Idaho.

Section 3: Lots 1 to 3, S4NE4

Section 2: Lots 1 to 4, S4NE4, NE1SE4, NE2SE4

Point of Diversion

Section 1: All of said Section, EXCEPT: Commencing at the point of beginning at the North-east corner of Section 1, Township 1 North, Range 33, East of the Boise Meridian, Bingham County, Idaho, thence South 1,000 feet; thence West 200 feet; thence North 1,000 feet; thence East 200 feet; to the Point of Beginning.

Township 2 North, Range 33, E.B.M., Bingham County, Idaho

Section 35: S4, S4NE4

Section 34: SE4

ALL IN Bingham County, State of Idaho

TO HAVE AND TO HOLD the said premises, together with all and singular the tenements, hereditaments, covenants and appurtenances thereto in anywise appertaining; and the reversions, remainders, rents, issues, and profits thereof; and all Grantor's estate, right, title and interest in and to said premises, in law as well as in equity.

Grantor shall, and by these presents, does hereby warrant and agree to forever defend the Grantee, his successors and assigns, in the quiet and peaceable possession of said premises and from and against all and every person lawfully claiming an interest therein.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine includes the feminine and neuter.

IN WITNESS WHEREOF, the Grantor hereunto has set his hand and seal the day and year first above written.

Floyd Hahn
Phyllis L. Hahn

State of XXXX Arizona
County of Nayajo

} ss

On this 11th day of April, 19 84.

before me the undersigned, a Notary Public in and for said State, personally appeared

Floyd Hahn and Phyllis A. Hahn, known to

me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and

fixed my official seal the day and year first above written.

Judi A. Hauld

Notary Public for the State of XXXX Arizona

Residing at Winslow Arizona

Seal

Bonneville Land & Title Co.

1200 B Street - P.O. Box 1146 - Idaho Falls, ID 83402-1146

RECORDING DATA

BLANCH COUNTY RECORDER
BLACKFOOT, IDAHO
COR 22 JH

'85 MAY 31 AM 10 09
334972

EX-103 July 2, 1987

WITNESSED BY THE DEPUTY RECORDER
Nyle Randall

RECORDED

Proof of Publication
The Post-Register

RECEIVED

OCT 19 1971

Department of Water Administration

State of Idaho, }
County of Bonneville } ss.

I, E. F. McDermott, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 7th day of October, 1971, last publication having been made on the 14th day of October, 1971, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 15th day of October, 19 71

Kare Hale
Notary Public

My commission expires April 5, 1975

B10, 1M

RECEIVED

OCT 18 1971

Department of Water Administration
Department of Water Administration
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Thayne Gneiting, Rt. 4, Blackfoot, Idaho has on 9/27/71 submitted Application No. 35-7187 for a permit to appropriate 0.20 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 2N, R. 34E, B.M., Bonneville County; to be used from Jan. 1 to Dec 31 for stockwater purposes for 500 head of cattle within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 2N, R. 34E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Dept. of Water Administration, 240 So. Holmes, Idaho Falls, Idaho, 83401, on or before **October 25, 1971.**

R. KEITH HIGGINSON
Director

Pub: Oct 7, 14, 1971

35-7187

Transfer No. 3217
Water Right No. 35-7187

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Nyle Randall Phone 522-9079
Post Office address Rt. #6, Box 265, Idaho Falls, ID 83401

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____ (Name of court)
 - b. License No. 35-7187 issued by the Idaho Department of Water Resources
 - c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
Warranty Deed
3. Source of water groundwater tributary to _____
4. Date of priority 9-27-1971
5. Water is used for the following purposes:
amount 0.073 cfs for stockwater purposes from 1/1 to 12/31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)
6. Total amount of water under right: a. 0.073 cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is NE ¼ of NE ¼ of Section 1
Township 1N Range 33E, B.M., in Bingham County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	34E	6						X											

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

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B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

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- [illegible]

Point of diversion _____ ¼ _____ ¼, Section _____ Township _____

Range _____, B.M., _____ County

Additional points _____

3. Place of use:

[illegible]

Total number of acres to be irrigated _____

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

- ## 1. General Information

- a. Amount of water to be diverted 0.073 c.f.s. &/or _____ acre feet

- b. Description of diverting works well and pump

- c. Describe the reasons for the proposed changes Add a place of use to an existing license.

2. Change in point of diversion NO CHANGE

Point of diversion _____ ¼ _____ ¼, Section _____ Township _____

Range _____, B.M., _____ County

Additional points _____

- ### 3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.

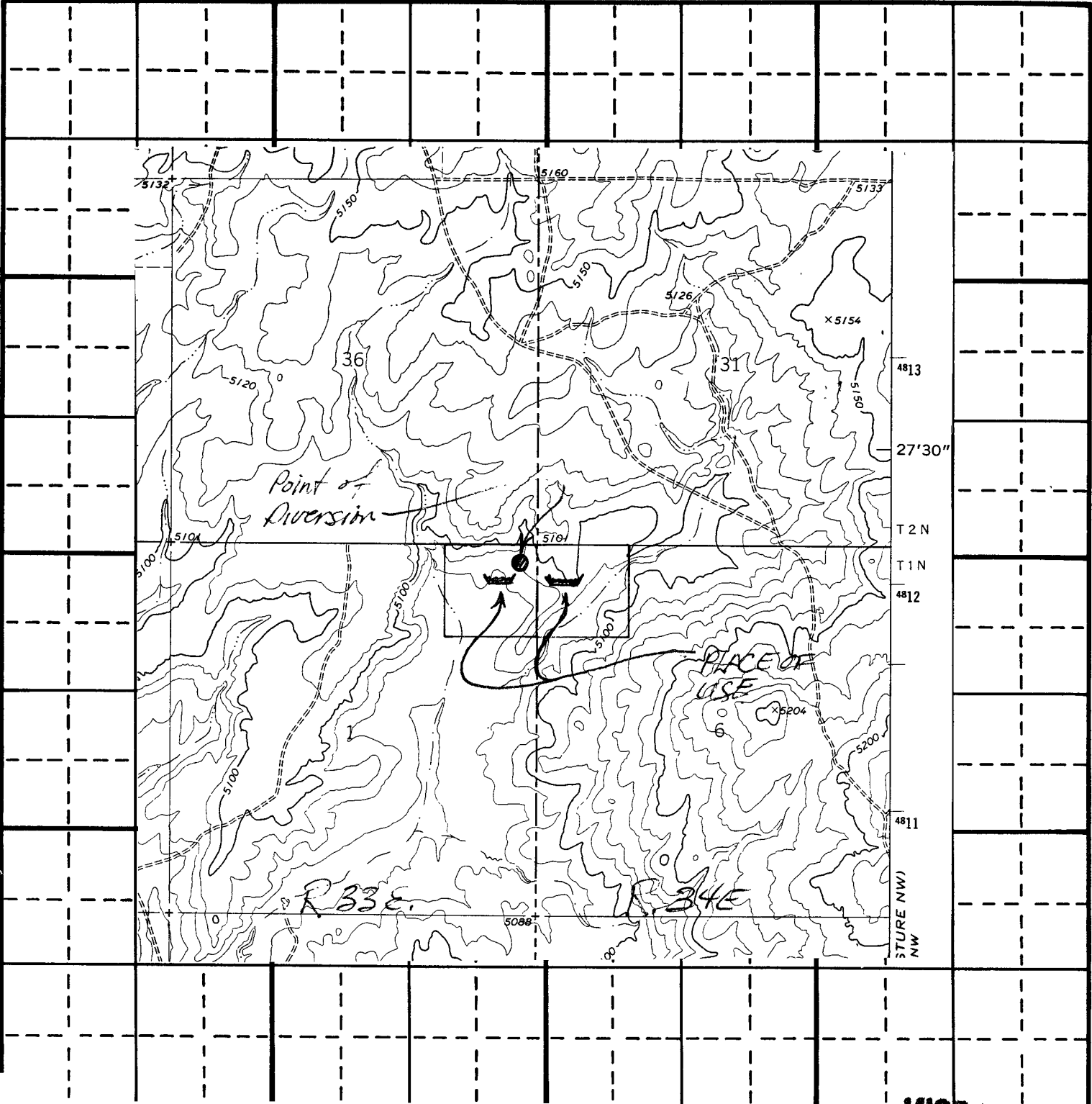
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

c. Describe the lands in place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	34E	6						X											
1N	33E	1	X																

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

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D. REMARKS

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 willfull misrepresentations made in this application may result in voiding its approval.

App Randall
(Signature of Applicant)

Subscribed and sworn to before me this 3rd day of October, 19 85.

Colleen Akey
(Notary Public)

My commission expires 5-29-1991

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-7187
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 28th day of October, 19 85.

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>CW</u> <u>SM</u>	Date <u>10-03-85</u> <u>8-30-85</u>	Protest filed by _____
Prelim. check by <u>HWJ</u>	Fee <u>\$50.00</u>	_____
Receipted by <u>CT</u>	Date <u>8-30-85</u> # <u>35484</u>	_____
Published in <u>Blackfoot News</u>	Copies of protest forwarded by _____	
Pub. dates <u>9/26 & 10/03/85</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on <u>N.A.</u>	Recommended for <u>approval</u> denial	
_____ rec'd. _____	by <u>RDC</u> <u>Jim</u>	

Department of Water Resources
Eastern District Office

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 35-7187**

NOTICE is hereby given that Nyle Randall, Idaho Falls, has applied to the Department of Water Resources for a change in the place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 35-7187 and is recorded as follows:

AMOUNT: 0.073 cfs; PRIORITY: 9-27-1971;
POINT OF DIVERSION: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 1N, R. 33E, B.M., Bingham County.

The water is used for stockwatering purposes from 1/1 to 12/31 within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, T. 1N, R. 34E, B.M.

**TO BE CHANGED
AS FOLLOWS**

The water will be used for stockwatering purposes within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, T. 1N, R. 34E, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 1N, R. 33E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho, 83402, on or before October 14, 1985.

A. KENNETH DUNN
Director

(8799)
Pub.: 9-26; 10-3

33

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss

I, Catherine C. Brown do
solemnly

Office Manager
swear that I am the _____ of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions Laws of Idaho of 1933, approved March 11, 1933,
and duly designated, pursuant to law, a particular day of
the week as the day on which legal notices required by
law or by the order of any Court of competent jurisdiction
within the State of Idaho shall be published to-wit: Thursday
of each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of
publication was published in said issue or said
newspaper 2 consecutive weeks

the first publication having been made on the
26th day of September, 19 85.

and the last publication having been made on the
3rd day of October, 19 85;

that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

Catherine C. Brown

Subscribed and sworn to before me this 7th
day of October, 19 85.

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1988

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1
PROPOSED CHANGE*Voil*Name of applicant Nyle Randall Phone 522-9079Post Office address Rt. #6, Box 265, Idaho Falls, ID 83401

1. Explain Fully purpose of transfer (if additional remarks are needed explain in item #5 below)

- ☐ Change point of diversion
 ☐ Add diversion point(s)
 ☒ Change place of use
 ADD PLACE OF USE
☐ Change in nature of use from _____ to _____
☐ Other _____

DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

2.	Right Number	Priority	Amount	Purpose	Period of Use
a.	<u>35-7187</u>	<u>9-27-1971</u>	<u>0.073cfs</u>	<u>Stockwater</u>	<u>1/1</u> to <u>12/31</u>
b.	_____	_____	_____	_____	_____ to _____
c.	_____	_____	_____	_____	_____ to _____
d.	_____	_____	_____	_____	_____ to _____
e.	_____	_____	_____	_____	_____ to _____
f.	_____	_____	_____	_____	_____ to _____
g.	_____	_____	_____	_____	_____ to _____

3. Source of water groundwater tributary to _____4. Describe any other water rights for the same purpose(s) as proposed None

5. Remarks or Additional Explanation (Dept. Use. — Draw Diagram(s) of proposed right split(s))

The purpose of this transfer is to add a ^{place of use} ~~point of diversion~~ to an existing license. The well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 1N, R. 33E is owned by Mr. Randall. The place of use in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, T. 1N, R. 34E is on State of Idaho land. The Department of Lands will submit a statement consenting to adding an additional place of use to this water right.

MICROFTI MED

6. Proposed Point(s) of Diversion:

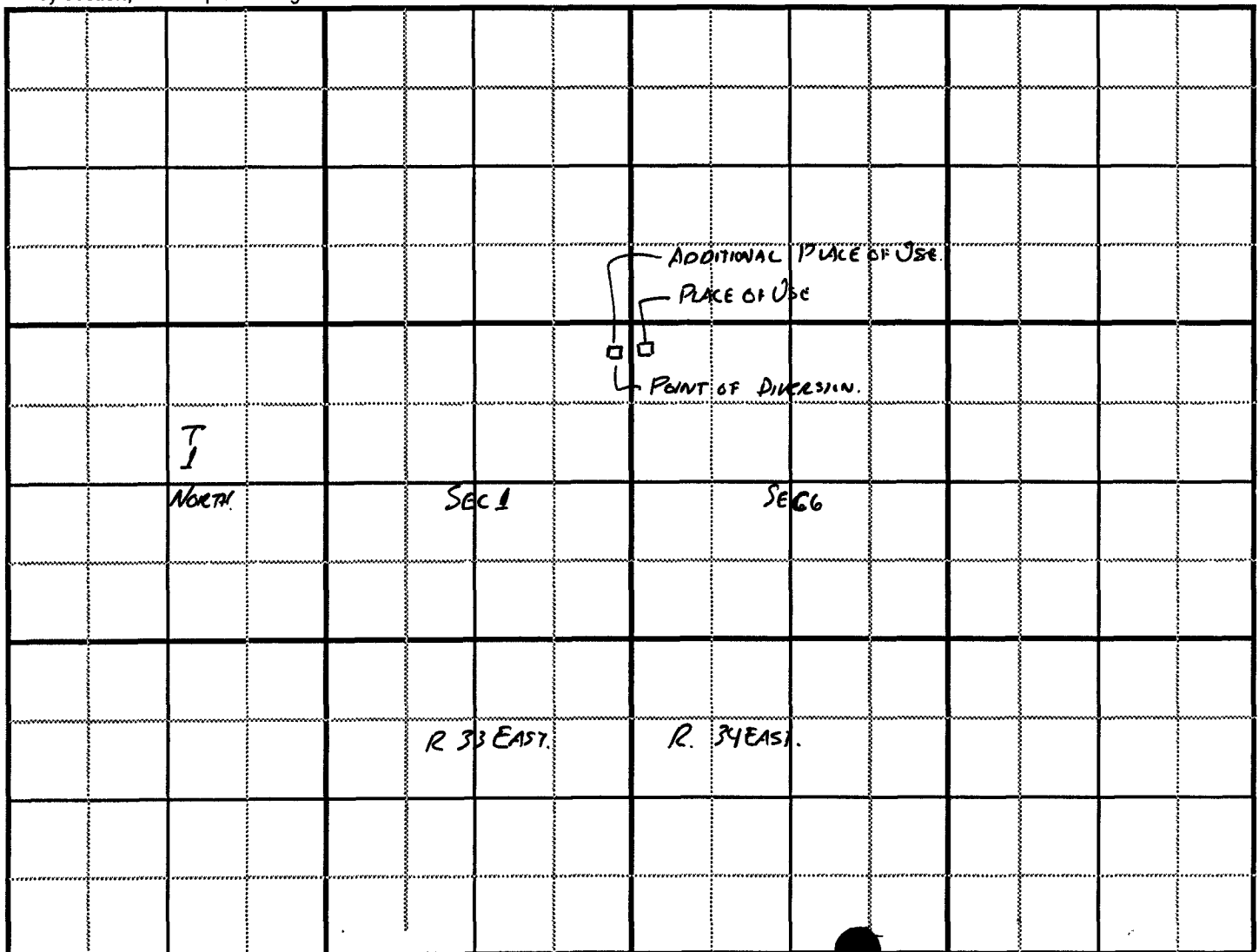
Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
1N	33E	1		NE	NE	Bingham							

7. Proposed Place(s) 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	
1N	34E	6						X											
1N	33E	1	X																

Total Acres _____

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



APPLICATION FOR TRANSFER OF WATER RIGHT**PART 2****EXISTING/REMAINING RIGHT**

(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 _____ in _____ county of _____
- b. License No. 35-7187 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
- d. Transfer No. _____ which produced this right

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

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water groundwater **tributary to** _____**4. Date of priority** 9-27-1971**5. Water is used for the following purpose:**

amount 0.073 cfs for stockwater purposes from 1/1 to 12/31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right: a. 0.073 cubic feet per second
and/or
b. _____ acre feet per annum

7. Point(s) of Diversion

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
1N	33E	1		NE	NE	Bingham							

8. Place(s) 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	
1N	34E	6						X											

Total Acres _____

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9. Describe any other water rights used for the same purpose as described above _____
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT

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

1. Amount of water: a. _____ cubic feet per second and/or b. _____ acre feet per annum
2. Point(s) of Diversion:

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County

8. Lands irrigated or place of use:

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

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is none)

1. Amount of water: a. _____ cubic feet per second and/or b. _____ acre feet per annum
2. Point(s) of Diversion:

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County

3. Place(s) of Use: (Attach additional list if required)

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

Total Acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3
ADDITIONAL INFORMATION

1. If transfer changes nature of use, answer FULLY questions 3 and 4 of this part.
2. If transfer changes place of use:
 - a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
 - b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

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 willfull misrepresentations made in this application may result in voiding its approval.

Steve Randall
(Signature of Applicant)

Subscribed and sworn to before me this 30th day of August, 19 85

George Thompson
(Notary Public)

My commission expires March 30, 1988

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and 2 attachments

Received by SM Date 8-30-85 Protest filed by _____

Prelim. check by HWS Fee \$50.00

Receipted by CT Date 8-30-85 #35484

Published in Blackfoot News Copies of protest forwarded by _____

Pub. dates 9/26 & 10/3/85 Hearing held by _____ Date _____

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

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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- 3. Describe fully the new use to which the water is intended to be applied:**

a. Nature of use: _____

.....

.....

b. Rate of flow: _____

c. Hours per day and days per year that the flow will be diverted: _____

d. Season of use: _____

e. Return flows from the use: (quantity and quality of return flows, and location of discharge):_____

.....

4. Describe positive and negative effects on other water users predicted to result from the proposed change in nature of use: _____

.....

.....

.....

AMERICAN LAND TITLE COMPANY

167 WEST BRIDGE
P.O. BOX 415
(208) 785-4573
BLACKFOOT, IDAHO 83221

September 12, 1985

RECEIVED

SEP 13 1985

Federal Land Bank
P. O. Box 30
Idaho Falls, ID 83402-0030

Order No. 3-10401
Re: Ralph Abbot

Department of Water Resources
Eastern District Office

ATTN: Julie

In connection with the above transaction, we enclose:

X Copy of Warranty Deed 334972

Thank you for giving us the opportunity to be of service to you.

AMERICAN LAND TITLE CO, INC.

BY: *Adene*

*Re: Nyle Randall
Water Licence
Transfer
Licence # 35-7185*

MICROFILMED

WARRANTY

THIS INSTRUMENT, Made this

1944 Hahn and Phyllis L.

of the Grantor, and Ralph Abbott of the
and Charles Nyl
of Jefferson Co. Sec

WITNESSETH, For and in consideration of the sum of Ten Dollars and no more being the value of the land and other good and valuable considerations, Grantor has granted, conveyed, sold, and by these presents, does hereby grant, convey, sell, convey and confirm unto the said Charles and Phyllis L. Hahn and Ralph Abbott all of the following described real estate situated in the State of Idaho, to wit:

Township 1 North, Range 33, E. 2. S. 2. Bingham County, Idaho.

Section 3: Lots 1 to 36

Section 2: Lots 1 to 36

Point of
Division

Section 1: All of said Section 1, except:
Commencing at the point of intersection of the north-
east corner of Section 1, Township 1 North, Range
33, East of the Boise Meridian, Bingham County,
Idaho, thence South
1,000 feet; thence West 200 feet; thence North 1,000
feet; thence East 200 feet; to the Point of Beginning.

Township 2 North, Range 33, E. 2. S. 2. Bingham County, Idaho.

Section 35: S. 2. S. 2. S. 2.

Section 36: S. 2. S. 2. S. 2.

ALL IN Bingham County, State of Idaho

TO HAVE AND TO HOLD the said premises, together with all and singular the appurtenances, improvements, easements and appurtenances thereto belonging or in anywise appertaining; and the profits, rents, and profits thereof; and all Grantor's estate, right, title and interest in and to said premises, in law as well as in equity.

Grantor shall, and by these presents, does hereby warrant and agree to forever defend the Grantee, his successors and assigns, in the quiet and peaceable possession of said premises and from and against all and every person lawfully claiming an interest therein.

In executing this Deed and where the content so requires, the singular includes the plural, and the feminine includes the masculine and neuter.

IN WITNESS WHEREOF, the Grantor hereunto has set his hand and seal the day and year first above written.

Charles Hahn
Phyllis L. Hahn

NOTARY PUBLIC, Arizona
Mayaajo

Witness of April 19 84.

I, the undersigned, a Notary Public in and for said State, per-

sonally appeared
Charles Hahn and Phyllis A. Hahn, known to
me to be the person(s) whose name(s) subscribed to the within
instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set

my hand and seal the day and year first above written.

Julia A. Hahn
Notary Public for the State of Arizona

at Winslow, Arizona

Bonneville Land & Title Co.

RECORDING DATA

FILED
MAY 31 1984
334977

1985 MAY 31 10 10 AM
334977

EX-100 JUL 2, 1987

Nyle Rantall

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 35-7187 Priority Sept. 27, 1971 Amount 0.073 cfs

THIS IS TO CERTIFY, that THAYNE GNEITING of Blackfoot, Idaho, has complied with the terms and conditions of Permit No. 35-7187 issued pursuant to Application for Permit dated September 27, 1971, and has submitted proof to the Department of Water Administration on November 26, 1973, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 0.073 cfs of water from a ground water source, tributary to, and that the permit holder has applied to a beneficial use & established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Stockwater	from Jan. 1 to Dec. 31	at 0.073 cfs and	7.0 acre feet
	from to	at cfs and	
	from to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.073 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 7.0 acre feet per year, said waters to be diverted within the NE¹/₄NE¹/₄ of Sec. 1, Twp. 1 N, Rge. 33 E, B. M. in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
1 N	34 E	6					X	(Bonneville County)											

Total number of acres irrigated

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14 day of June, 1974.

Director

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 35-7187)
in the name of THAYNE GNEITING)

ORDER

WHEREAS, on September 27, 1971, Thayne Gneiting applied to the Department of Water Administration for a permit to appropriate 0.20 cubic feet per second of water from a groundwater source within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Twp. 2N, Rge. 34E, B.M., Bonneville County, to be used for stockwater purposes; and,

WHEREAS, on October 29, 1971, the Department approved said application and issued Permit No. 35-7187 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before December 1, 1973, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

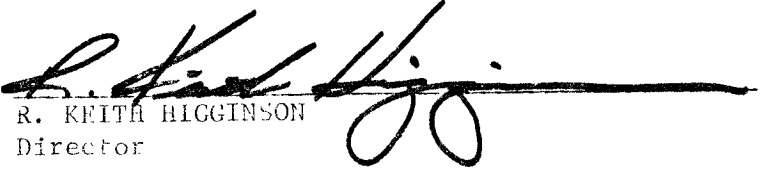
WHEREAS, on November 26, 1973, the Department received the required proof of beneficial use; and,

WHEREAS, on May 7, 1974, the Department conducted a field examination of the system; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 35-7187.

Dated this 4 day of June, 1974.


R. KEITH HIGGINSON
Director

BDF:JG

RECORDED

Receipt # 14598

APPLICATION FOR AMENDMENT

RECEIVED
JUN 19 1964

Department of Water Administration

LICENSE ISSUED FOR _____ SEC. FT.
LICENSE P.

Permit No. 35-7187

Comes now Thayne Gneiting of (address)

Route #4, Blackfoot, Idaho, and represents to the Director of
the Idaho Department of Water Administration:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 35-7187, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1 Twp. 1N
Rge. 33E, B.M., County of Bingham. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) NO CHANGE

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

MICROFILMED

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.

[illegible]

Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at Blackfoot Idaho, this 6 day of June, 1974.

Thayne Mering
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration,
hereby approve the above application for amendment for Permit No. 35-7187.

Witness my hand this 14 day of June, 19 74



Director

SECRET

Identification No. 35-7187
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

LICENSE ISSUED FOR 013 SEC. FT.
LICENSE PAGE NO. _____

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Thayne Gneiting
post office address Route 4, Blackfoot, Idaho 83221
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 31 Township 2N
Range 34E B.M. Bonneville County; additional points of diversion if any: _____

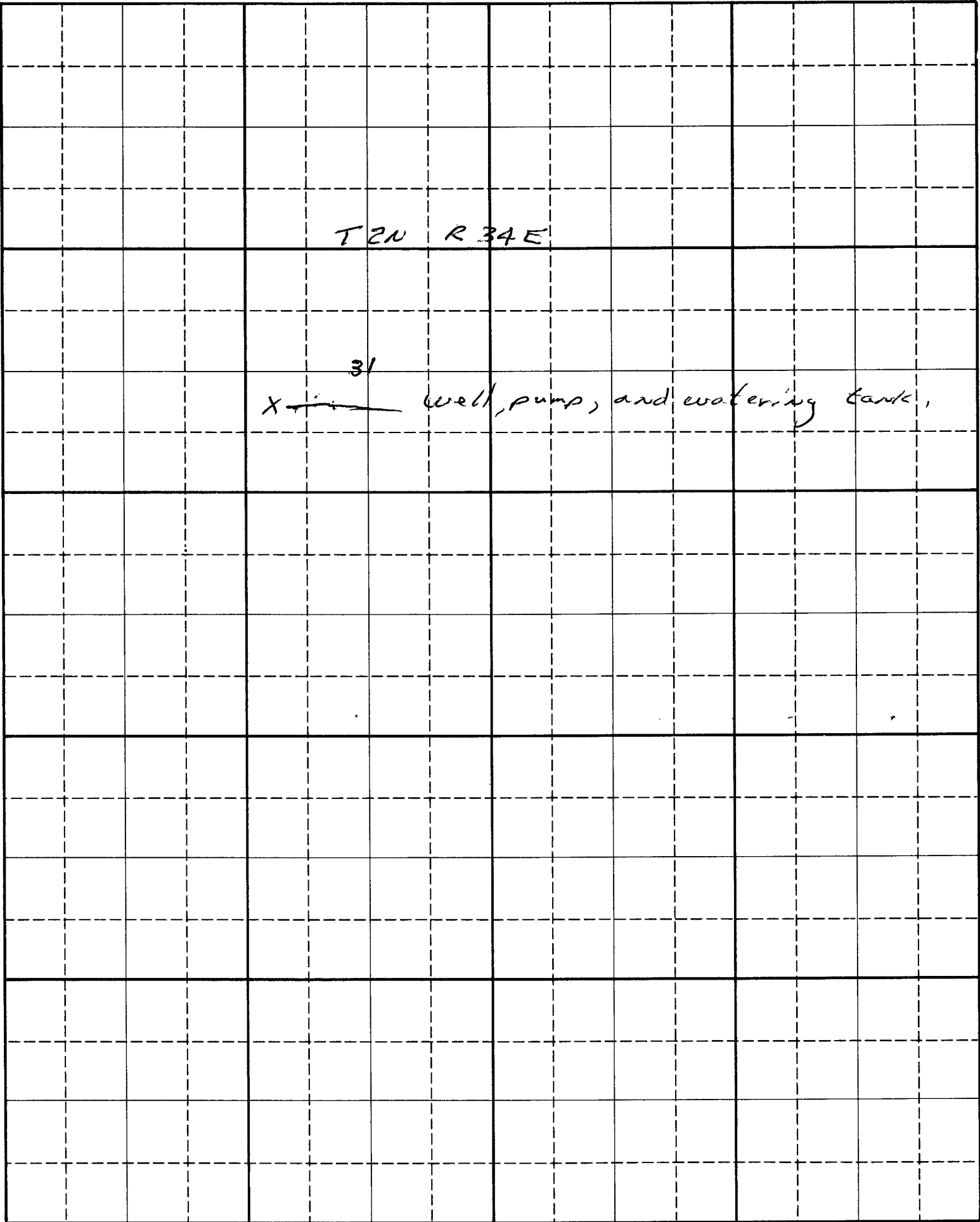
b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.20 for stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and pump

b. Height of storage dam N.A. feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 8 inches; proposed depth of well is 800 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.
b. Estimated construction cost is \$ 5,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 31 Township 2N
Range 34E B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 500 head of cattle

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

35-7187

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

Thom Gruting
(Applicant)

35-7187.

35-7187

Received by bj Date 9/27/71 Time 11:30 AM
Preliminary check by NCY Fee \$ \$10.00 Receipt # 7230
Received by bj Date 9/27/71
Publication prepared by bj Date 9/27/71
Published in The Post Register, Idaho Falls
Publication dates 10/7 & 10/14/71
Publication approved CR Date 10-20-71
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approve denial by R. D. DDE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7187, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 73.
- c. Other: The permit holder shall permanently install and maintain as part of the diverting works a measuring device at the point of diversion of a type approved by this Department.

2. Denial of said application is for the following reasons: _____

Witness my hand this 29th day of October, 19 71.

R. K. Higgins
Director

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss.

I, E. F. McDermott, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 7th day of October, 1971, last publication having been made on the 14th day of October, 1971, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 15th day of October, 1971

Karl H. Hale
Notary Public

My commission expires April 5, 1975

B10, 1M

RECEIVED

OCT 18 1971

Department of
Agriculture, Eastern
Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Thayne Gneiting, Rt. 4, Blackfoot, Idaho has on 9/27/71 submitted Application No. 35-7187 for a permit to appropriate 0.20 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 2N, R. 34E, B.M., Bonneville County; to be used from Jan. 1 to Dec 31 for stockwater purposes for 500 head of cattle within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 2N, R. 34E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Dept. of Water Administration, 240 So. Holmes, Idaho Falls, Idaho, 83401, on or before October 25, 1971.

R. KEITH HIGGINSON
Director
Pub: Oct 7, 1971

35-7187

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Department of Water

Application No. 35-7187 Name Thayne Gneiting

Source Ground Water

Point of Diversion NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 2N, R. 34E, B.M., Bonneville County

Quantity 0.20 cfs Use stockwater purposes Period Jan. 1 to Dec. 31

Quantity Use Period

Quantity Use Period

Well Size Diameter Proposed Depth Feet

Use Stockwater for 500 head of cattle.

Date Forwarded 10-18-71 Date Returned Received by

COMMENTS: U. S. G. S. observation wells are not maintained
nearby (W.D. #18). Aquifer is Snake River
Basalt. No well logs have been filed for hole
nearby. (over for volume calculations)

RECOMMENDED:

Applied: Qty. 0.20 cfs Use stock Period 1/1 to 12/31 AF/A — AF 8

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. 0.20 cfs Use stock Period 1/1 to 12/31 AF/A — AF 8

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved X Denied

Conditions of approval or reason for denial:

By Norman C. Young Title Dist. Engr.
Date 9/27/71

35-7187

October 29, 1985

RE: Transfer of Water Right No. 35-7187

Nyle Randall
Rt. 6, Box 265
Idaho Falls, ID 83401

Dear Mr. Randall:

Enclosed is a copy of your approved Application for Transfer of the
above referenced water right (Transfer No. 3217).

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: HLWJ

1. Right number 35-7187 Applicant Randall
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Other add place of use
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.
- h. ☒ Check for expansion in use of right. Comments _____
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
- 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 HL

4. By HLWJ Date 10/15/85

* All uses within Watermaster Districts require special conditions.

RECEIVED
OCT 21 1985

Department of Water Resources

MICROFILMED

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 35-7187**

NOTICE is hereby given that Nyle Randall, Idaho Falls, has applied to the Department of Water Resources for a change in the place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 35-7187 and is recorded as follows:

AMOUNT: 0.073 cfs; PRIORITY: 9-27-1971;
POINT OF DIVERSION: NE¼NE¼, Sec. 1, T. 1N, R. 33E, B.M., Bingham County.
The water is used for stockwatering purposes from 1/1 to 12/31 within the NW¼NE¼, Sec. 6, T. 1N, R. 34E, B.M.

**TO BE CHANGED
AS FOLLOWS**

The water will be used for stockwatering purposes within the NW¼NW¼, Sec. 6, T. 1N, R. 34E, NE¼NE¼, Sec. 1, T. 1N, R. 33E, B.M. Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho, 83402, on or before October 14, 1985.

A. KENNETH DUNN
Director

DEPARTMENT OF LANDS TRANSMITTAL SLIP	D 4/20/85		
TO: Ernest Carlsen			
FROM: Jim Wood - I.D.L.			
ACTION			
<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> ☐ NOTE AND FILE ☐ NOTE AND RETURN TO ME ☐ RETURN CORRESPONDENCE ☐ NOTE AND SEE ME ABOUT THIS ☐ PLEASE ANSWER ☐ PREPARE REPLY FOR MY SIGNATURE ☐ TAKE APPROPRIATE ACTION </td> <td style="width: 50%; vertical-align: top;"> ☒ PER OUR CONVERSATION ☐ PER YOUR REQUEST ☐ FOR YOUR APPROVAL ☐ FOR YOUR INFORMATION ☐ FOR YOUR COMMENTS ☐ SIGNATURE ☐ INVESTIGATE AND REPORT </td> </tr> </table>		☐ NOTE AND FILE ☐ NOTE AND RETURN TO ME ☐ RETURN CORRESPONDENCE ☐ NOTE AND SEE ME ABOUT THIS ☐ PLEASE ANSWER ☐ PREPARE REPLY FOR MY SIGNATURE ☐ TAKE APPROPRIATE ACTION	☒ PER OUR CONVERSATION ☐ PER YOUR REQUEST ☐ FOR YOUR APPROVAL ☐ FOR YOUR INFORMATION ☐ FOR YOUR COMMENTS ☐ SIGNATURE ☐ INVESTIGATE AND REPORT
☐ NOTE AND FILE ☐ NOTE AND RETURN TO ME ☐ RETURN CORRESPONDENCE ☐ NOTE AND SEE ME ABOUT THIS ☐ PLEASE ANSWER ☐ PREPARE REPLY FOR MY SIGNATURE ☐ TAKE APPROPRIATE ACTION	☒ PER OUR CONVERSATION ☐ PER YOUR REQUEST ☐ FOR YOUR APPROVAL ☐ FOR YOUR INFORMATION ☐ FOR YOUR COMMENTS ☐ SIGNATURE ☐ INVESTIGATE AND REPORT		
COMMENTS: Concerning Nyle Randall's request to amment Water Liscence #35-7187 			



STATE OF IDAHO

DEPARTMENT OF LANDS

Eastern Idaho Area Office
Route 1, Box 400 (Beeches Corner)
Idaho Falls, Idaho 83401

September 19, 1985

RECEIVED

SEP 24 1985

Department of Water Resources
Eastern District Office

Ms. Julie James
Federal Land Bank
P. O. Box 30
Idaho Falls, Idaho 83402

Dear Ms. James:

This department has no objections to amending water license #35-7187, whereby, an additional place of use described as NENE, Section 1 Township 1N, Range 33E, will be added to the license. A copy of this letter is being provided to the Water Resources for their records.

If you need anything additional from our department concerning this matter, please let me know.

Sincerely yours,

James B. Wood
Asst. Area Supervisor, Range Management

JBW/jk

cc: Water Resources ✓
150 Shoup Ave.
Idaho Falls, Idaho 83402

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-7187

Notice is hereby given ^{at} ~~the~~ Nyle Randall, Idaho Falls, has applied to the Department of Water Resources for a change in the place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 35-7187 and is recorded as follows:

AMOUNT: 0.073 cfs

PRIORITY: 9-27-1971

POINT OF DIVERSION: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 1N, R. 33E,
B.M., Bingham County.

The water is used for stockwatering purposes from 1/1 to 12/31 within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, T. 1N, R. 34E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be used for stockwatering purposes within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, T. 1N, R. 34E, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 1N, R. 33E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho, 83402 on or before October 14, 1985.

A. KENNETH DUNN

Director

Published Blackfoot News, Blackfoot, 9/25 & 10/03/85

MICROFILMED

WATER RIGHT NUMBER 35-7187

OWNER LAST NAME - GNEITING
ADDRESS LINE 1 - RT. 4

ADDRESS LINE 3 -

SOURCE - GROUNDWATER

STAGE - LICENSE

TOTAL DIV. VOLUME -

DIVERSION POINT - NENE 01 01N 33E LOT

FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE - IRRIGATION

DEGREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

FIRST NAME - THAYNE

ADDRESS LINE 2 -

CITY - BLACKFOOT

TRIBUTARY OF -

STATUS -

TOTAL DIV. VOLUME -

DIVERSION POINT - NENE 01 01N 33E LOT

FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE - IRRIGATION

DEGREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

ORIG OWNER -

STATE - ID ZIP CODE - 83221

TOTAL DIV. RATE -

TOTAL DIV. BASIS -

TOTAL DIV. BASIS -

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WATER RIGHT
DATA ENTRY LOG

[illegible]

June 17, 1974

Re: Permit No. 35-7187

Mr. Thayne Gneiting
Route 4
Blackfoot, Idaho 83221

Dear Mr. Gneiting:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

We are also enclosing Receipt #14598 in the amount of \$10.00 along with a copy of the approved amendment.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jfr

Enclosures

RECEIVED

June 6, 1974

Mr. Thayne Gneiting
Route # 4
Blackfoot, Idaho 83221

Dear Mr. Gneiting:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7187 and has found the following:

Quantity of water diverted: 0.073 cfs

Amount of water that can be recognized as beneficially used under
Idaho law: 0.073 cfs

The maximum quantity diverted shall not exceed 7.0 acre feet per year.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Twp. 1 N, Rge. 33 E, B.M.,
Bingham County

Beneficial use: Stockwatering purposes within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6,
Twp. 1 N, Rge. 34 E, B.M., Bonneville County

Priority date established: Sept. 27, 1971

Please be advised that the point of diversion and place of use found by our examiner differs from that description listed under your permit. Therefore, it will be necessary for you to amend the permit before a water license can be issued. Enclosed is a partially completed application for amendment form; please sign the form and return it to this office with a \$10.00 filing fee within 20 days of the date of this letter.

If you do not concur with these findings or have any questions, please contact us within the 20-day period. Also enclosed you will find an Order which removes the measuring device requirement from this permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Amendment form
Order

bc: Eastern District Office

RECEIVED
JUN 10 1974
WATER DIVISION

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED
DEC 10 1973
Phone
Department of Water Administration
Eastern District Office

1. Name of permit holder: Thayne Gneiting
Post office address: Rt. #4, Blackfoot, Idaho 83221
Person to contact: 785-4120
2. Source of water supply: Groundwater [X] Surface water []
Tributary to: (name spring, stream, etc.)

3. Water will be used for the following purposes:
Amount 0.20 c.f.s. for stockwater
AF/Annum (nature of use)
Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)
Amount c.f.s. for
AF/Annum (nature of use)
Period of Use: from to
(mo.-day) inclusive (mo.-day)
Amount c.f.s. for
AF/Annum (nature of use)
Period of Use: from to
(mo.-day) inclusive (mo.-day)
Other uses:

Permit No. 35-7187
Examination for b/u

4. Total amount to be appropriated:
Max Rate of Diversion 0.20 cubic feet per second and annual volume AF/Annum.

5. Location of Point(s) of Diversion:
Township 2N N/S, Range 34E E/W, B.M., Section 31, Subdivision NW 1/4 SW 1/4, Bonneville County
Township N/S, Range E/W, B.M., Section, Subdivision 1/4 1/4, County
Township N/S, Range E/W, B.M., Section, Subdivision 1/4 1/4, County
Other Points of Diversions:

Description of diverting works: 5 hp motor, 8" casing, 690' deep(well)

Measuring device required: yes [X] no [] (Note to examiner: Capacity of the system indicates that the measuring device is probably not needed.)

6. Lands to be irrigated or place of use.

Table with 20 columns: TWP., RANGE, SEC., NE 1/4, NW 1/4, SW 1/4, SE 1/4, and TOTALS. Row 1 contains data for Township 2N, Range 34E, Section 31, with an 'X' in the NW 1/4 of the SW 1/4.

NOT FILLED

TOTAL ACREAGE

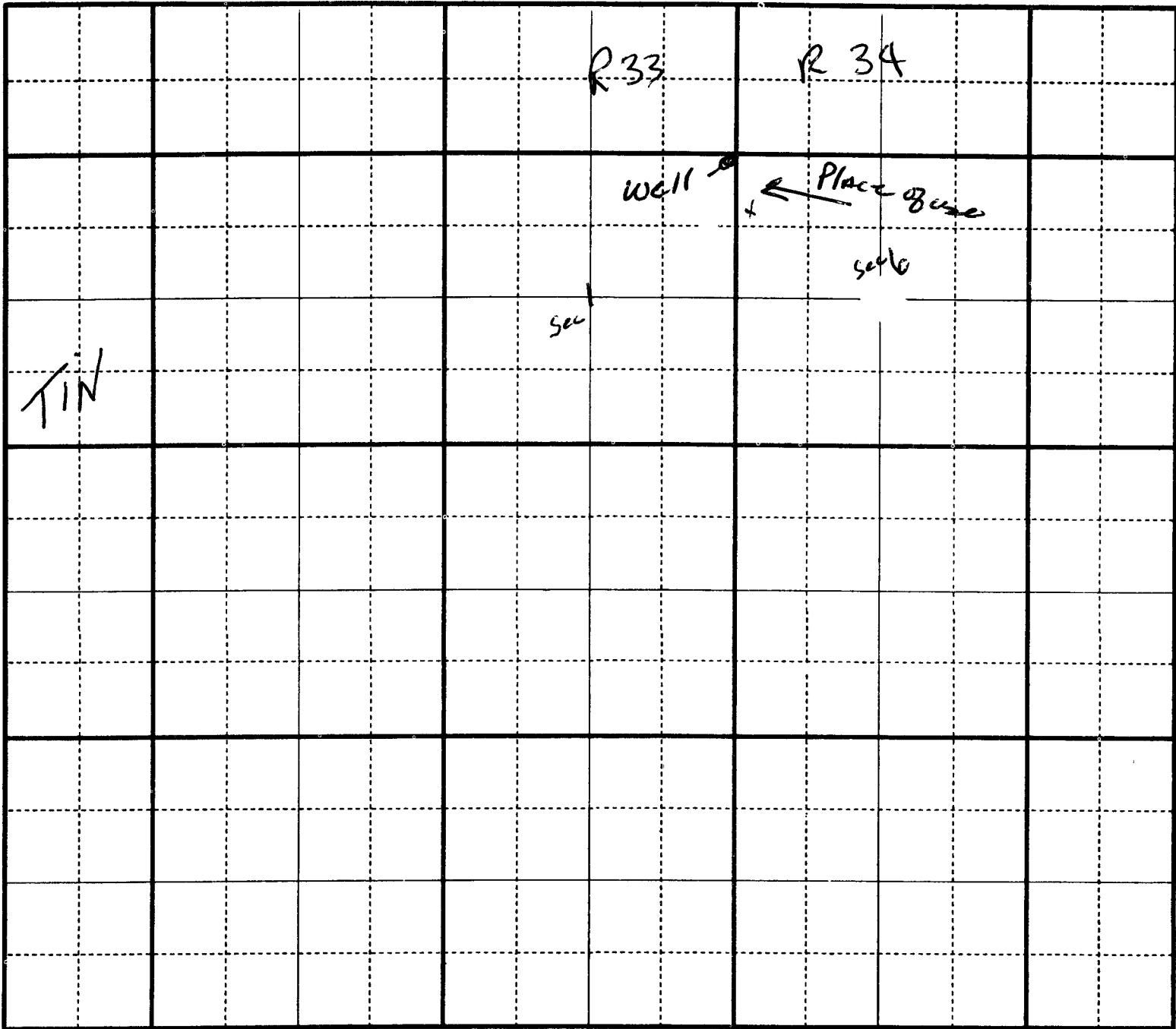
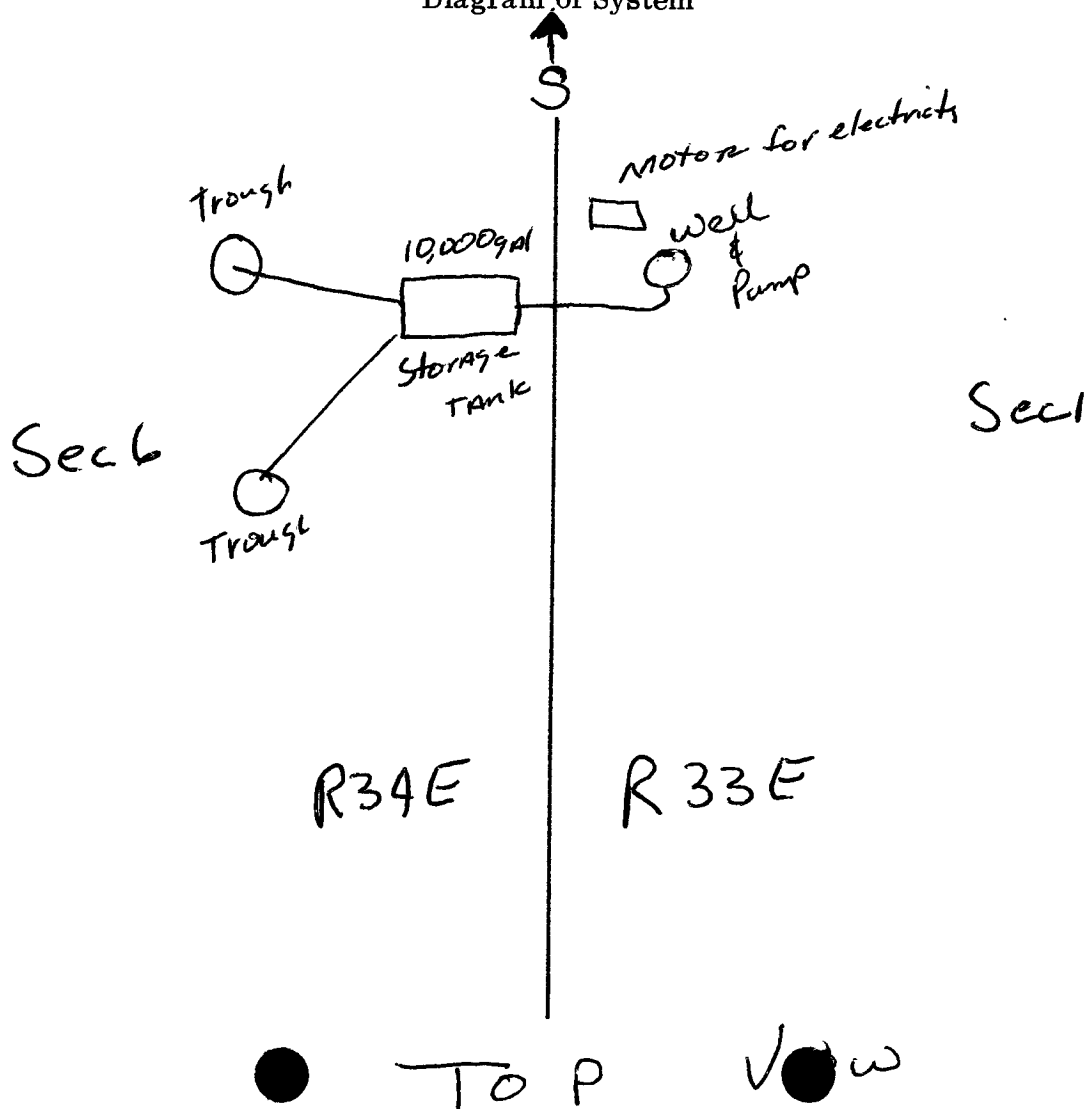


Diagram of System



DATE OF EXAM MAY 7, 1974

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q=_____ c.f.s. V=_____ AF/Ann. from _____ to _____
Domestic Q=_____ c.f.s. V=_____ AF/Ann. from _____ to _____
Livestock Q=1,073 c.f.s. V=19 AF/Ann. from Feb 1 to Nov 30

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured _____ Method of measurement 10 gal bucket

Total Q recommended _____ Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P.D. ☒
Place of Use ☒
Other _____
None _____

MEASUREMENT CALCULATION:

$Q = 1,700 \text{ cattle} (.00022) = .374 \text{ cfs}$
 $V = 1,700 \text{ cattle} (.0134) = 22.78 \text{ Af/Ann} / \frac{5}{8} = 19 \text{ Af/Ann}$
 $10 \text{ gal} / 30 \text{ seconds} = 20 \text{ gal/min} / 448.8 = .073 \text{ cfs}$

SYSTEM DESCRIPTION: 690' well 620' to H₂O 8" well
10 Hp Submersible pump.

Water is ~~not~~ carried to various locations on
The range at times of need.

REMARKS: System shown by Thayne Greeting
1,700 head of Beef Cattle

Examiner's Signature William Rhoads Date MAY 7, 1974

Checked by Ronald Carlson Date MAY 13, 1974

Approved by _____ Date _____

NOT RECORDED

December 7, 1973

Re: Permit No. 35-7187

Thayne Gneiting
Route #4
Blackfoot, Idaho 83221

Dear Mr. Gneiting:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions concerning the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JU

35-7187

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
NOV 26 1973
Department of Water Administration

1. a) Name of Permit Holder Thayne Gneiting
b) Post Office Address Route 4 Blackfoot Idaho
2. Permit Number 35 7187
3. Date of Priority that you are prepared to establish 4/1/73
4. a) Source from which water was appropriated Subterranean
b) Location of the point of diversion: NE 1/4 NE 1/4, Section 1
Township 1 N, Range 33 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 1800 gal per hour for Water Cattle purposes from 4 1 to 4 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1800 gal per hour cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Pump Co.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 5 horse Motor 8" Well casing
690' well depth
b) Describe the type and size of measuring device which you have installed at your point of diversion: Flow Meter
c) Give well drillers name and address and date the well was completed
Jack Cushman Blackfoot, Ida
completed 1972

Exam typed 12/7/23 by pc

35-7187

6816-EE

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use water cattle

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated _____

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

11/10/73
(Date)

Raym. S. Sutter
(Signature)

State of Idaho)
County of Bingham) ss.

On this 23 day of November, 19 73, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Golden W. Felt
Notary Public residing at Blackfoot, Idaho

My commission expires Feb. 19, 1975

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

1

Mayrae Spruings

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

Loree Spruings

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

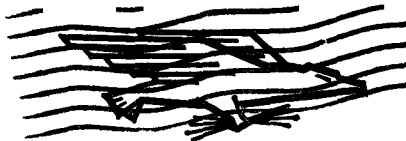
3

OCT 11 1973

655-16-71548-11-247-198 GPO

35-7187

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**



**PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300**

POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.



**RETURN
TO**

**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707**

35-7187

October 1, 1973

CERTIFIED MAIL

#24845

Re: Permit No. 35-7187

Thayne Gneiting
Route #4
Blackfoot, Idaho 83221

Dear Mr. Gneiting:

One of the conditions of approval of your water Permit No. 35-7187 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

35-7187

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

November 5, 1971

Re: Permit No. 11-7022 - Mr. &/or Mrs. Eldon H. Mattson
" " 29-7068 - Joel A. Anderson
" " 29-7069 - Farrell &/or Hattie Rowsell
" " 31-7053 - Carl D. Johnson
" " 35-7187 - Thayne Gneiting

Norman C. Young
STATE OF IDAHO
DEPT. OF WATER ADMINISTRATION
240 South Holmes
Idaho Falls, Idaho 83401

Dear Norm:

Please find enclosed copies of the above referenced permits which have been approved by this office.

If you have any questions, please contact us.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enc: copies

35-7187

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

November 5, 1971

Re: Permit No. 35-7187 - Thayne Gneiting

Thayne Gneiting
Route #4
Blackfoot, Idaho 83221

Dear Mr. Gneiting:

Enclosed is a copy of your approved Application for Permit No. 35-7187. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

35-7187

September 27, 1971

Re: Application No. 35-7187 - Thayne Gneiting

The Post Register
P.O. Box 1800
Idaho Falls, Idaho 83401

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 our 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 date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Norman C. Young
District Engineer

Bill submitted to Boise Office 10-20-71 by CR

NCY:BJ
Enc: Legal notice

35-7187

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Thayne Gneiting, Route 4, Blackfoot, Idaho

has on 9/27/71 submitted Application No. 35-7187

for a permit to appropriate 0.20 cubic feet per second ~~XXXXXX~~
of water from a ground-water source

by means of well and pump

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 2N, R. 34E, B.M., Bonneville County;

to be used from Jan. 1 to Dec. 31

for stockwater purposes for 500 head of cattle

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 2N, R. 34E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Dept. of Water Administration, 240 So. Holmes, Idaho Falls, Idaho, 83401, on or before October 25, 1971

R. KEITH HIGGINSON

Director

Published in the Post Register, Idaho Falls, Idaho
on Oct. 7 and Oct. 14, 1971

35-7187

September 27, 1971

Mr. Thayne Gneiting
Route 4
Blackfoot, Idaho 83221

Dear Mr. Gneiting:

Attached herewith is your Receipt No. 7230 in the amount of \$10.00 for
your application for permit which was received in this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BJ
Attachment

35-7187