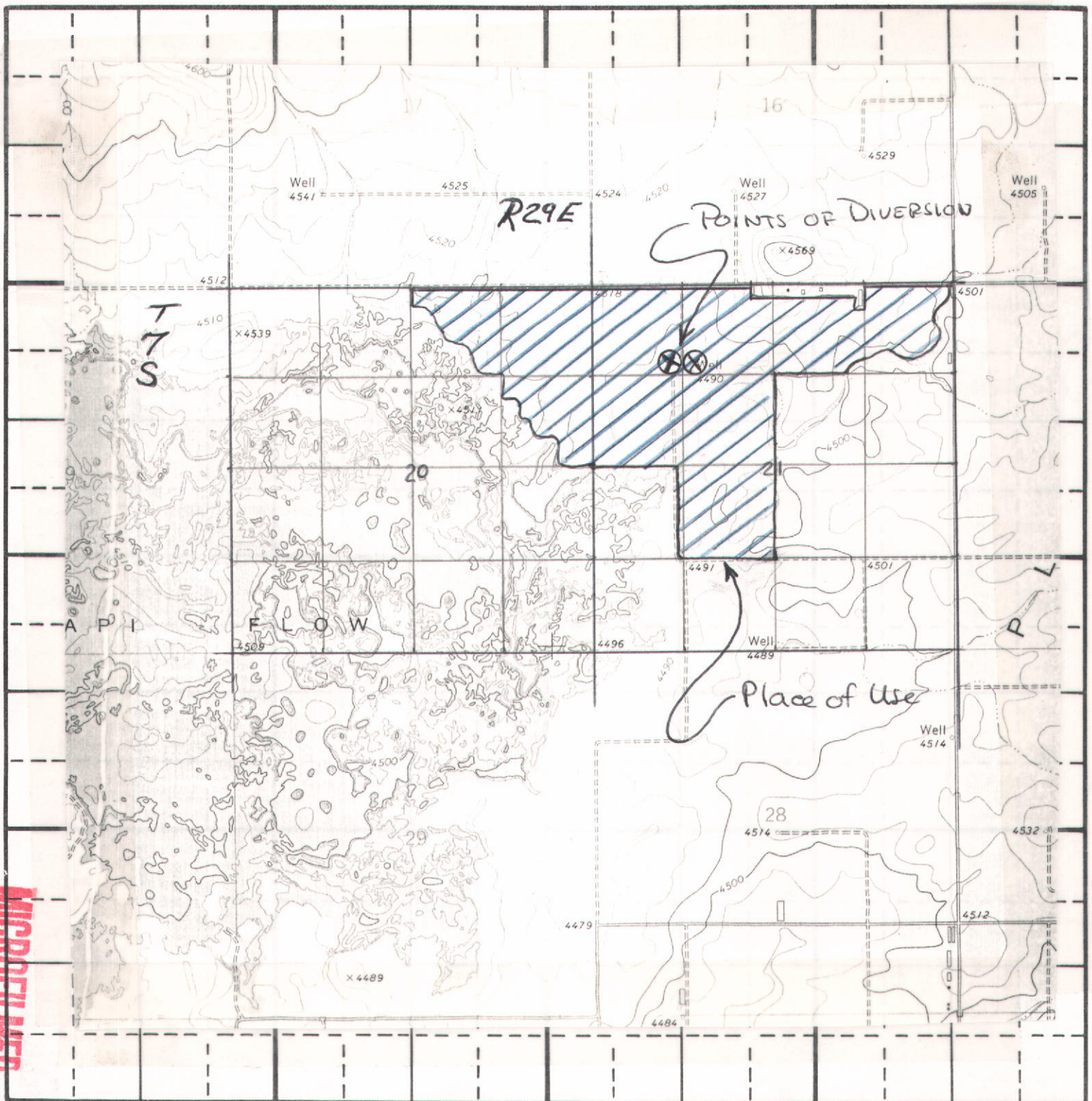


c. Describe the lands place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	29E	20	38	25		25													88
		21	18	27			35	37	40	40	40	3							240

Total number of acres to be irrigated 328

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.

1:24000

RECEIVED

St. Clair 1320 Recd St. Clair, Idaho Falls

FEB 14 1984

Department of Water Resources
Eastern District Office

Warranty Deed

THIS INDENTURE, Made this 10th day of December
in the year of our Lord One Thousand Nine Hundred and Fifty-nine, between Paul Bulfinch and Vannie L.
Bulfinch, husband and wife at all times for over thirty years last past,

of Boise, County of Ada, State of Idaho
the part ies of the first part, and Cecil Weisenburger and Jo Ann Weisenburger, husband and
wife,

of American Falls, County of Power, State of Idaho
the part ies of the second part:

WITNESSETH: That the said part ies of the first part, for and in consideration of the sum of Twelve Thousand and
no/100 - DOLLARS,

lawful money of the United States of America, to them in hand paid by the said part ies of the second part, the receipt
whereof is hereby acknowledged, have granted, bargained, sold, conveyed and confirmed, and
do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said part ies
of the second part, and to their heirs and assigns forever: All th ose certain lot
piece or parcel of land situate, lying and being in the County of Power State of Idaho, bounded
and more particularly described as follows, to-wit:

North Half of the Northeast Quarter ($N\frac{1}{2}NE\frac{1}{4}$), and Southeast Quarter of the Northeast
Quarter ($SE\frac{1}{4}NE\frac{1}{4}$) of Section Twenty (20), and Northwest Quarter of Northeast Quarter
($NW\frac{1}{4}NE\frac{1}{4}$), Northwest Quarter ($NW\frac{1}{4}$), North Half of Southwest Quarter ($N\frac{1}{2}SW\frac{1}{4}$), and
Southwest Quarter of Southwest Quarter ($SW\frac{1}{4}SW\frac{1}{4}$) Section Twenty-one (21), Township
Seven (7), South, Range Twenty-nine (29), East of the Boise Meridian,
subject to visible easements, rights-of-way of record, and reservations in
United States patents and prior conveyances.

Subject to all future taxes.

POOR QUALITY ORIGINAL



Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and
the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident
unto the said part ies of the second part, and to their heirs and assigns forever. And the said
part ies of the first part, and their heirs the said premises in the quiet and peaceable possession
of the said part ies of the second part, their heirs and assigns against the said part ies of the
first part, and their heirs and against all and every person or persons whomsoever, lawfully claiming
or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part ies of the first part have hereunto set their hand and
seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

[Signature]
Notary Public

Paul Bulfinch

Vannie L. Bulfinch

[Seal]

[Seal]

[Seal]

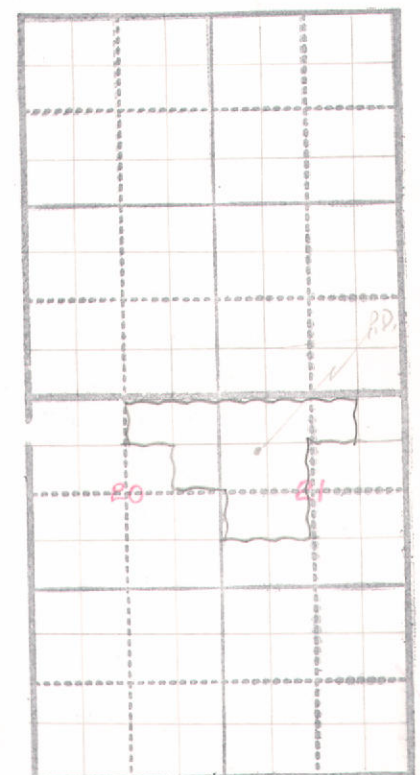
[Seal]

MICROFILMED

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

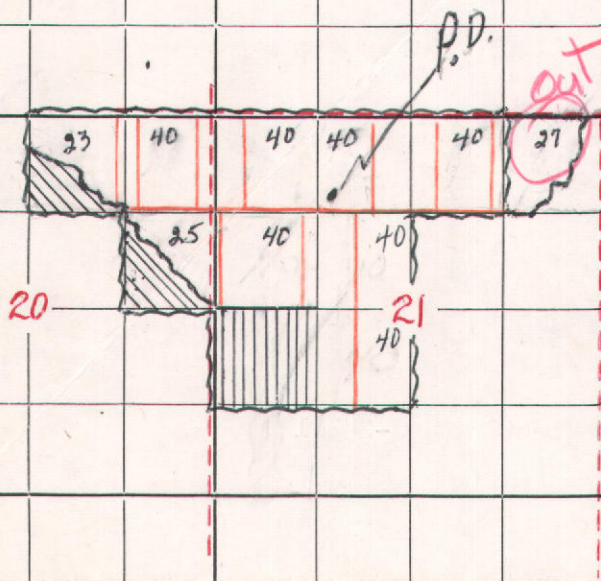
Application No. G- 36312
Permit No. G- 28341
District No.

1. Name of Applicant: CECIL WEISENBURGER
Postoffice address: American Falls County: Power State: Idaho
2. Quantity of water claimed: 1900 gal. per minute
(a) Rate of withdrawal in cubic feet per second 4.2 or Idaho
Miners' inches 211.1 or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: well
4. Location of point of diversion or well is in the SW 1/4 of the NW 1/4 of Section 21
Twp. 7 S. , Rge. 29 E. , B.M., County of Power
5. Water is to be used for: irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: well and sprinkler system
8. Estimated cost of works: \$10,000.00
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 five years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) 4.2 (cubic feet per second, inches or gallons per minute) is for new lands.



R-29E.

T.
7
S.



183
~~210~~

105
~~22~~
40

~~355~~

328

TO AMERICAN FALLS

Subdivisions

9
~~10~~

area

328
~~355~~ acres

Allow



4.2 CFS OR 210 inches

August 9, 1961

Re: Permit No. G-28341

Cecil Weisenburger
American Falls, Idaho

Dear Mr. Weisenburger:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Power County ~~Press~~, all submitted in proof of completion of works and beneficial use on Permit No.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: W. C. Loofbourrow
Attorney at Law
American Falls, Idaho

Eng. Rep. made

28341

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF POWER.

ss.

Phyllis Ringe

being first duly sworn

on oath, states:

That she is the principal clerk of the printer

of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said County; that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for 4 successive weekly issues thereof, the date of the first publica-

tion being the 6th day of July, 1961.

the date of last publication being the

27th day of July, 1961.

(Signed)

Subscribed and sworn to before me this

7th day of August, 1961.

Notary Public, residing at American Falls, Idaho.

My Commission expires the

(SEAL) 3d day of August, 1963.

RECEIVED

AUG

Department of

Published in The Power County Press July 6, 13, 20, 27, 1961.

NOTICE OF PROOF OF COMPLETION OF WORKS

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M., on the 7th day of August, 1961, at American Falls, County of Power, State of Idaho, before W. C. Loofbourrow, Notary Public, at American Falls, Idaho, proof will be submitted of the completion of works for the diversion of 4.2 cubic feet per second of underground water from a well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28-341, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit is Cecil Weisenburger, American Falls, Idaho.

2. Said works of diversion will be fully completed on the date set for a such completion, and the amount of water which said works are capable of conveying to the place of use is 4.2 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 4.2 cubic feet per second.

4. The point of diversion of said water is Northeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21 Twp 7 So., R. 29 E. B. M.

5. The place where said water is used is N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 21, Twp. 7 So., R. 29, E. B. M.

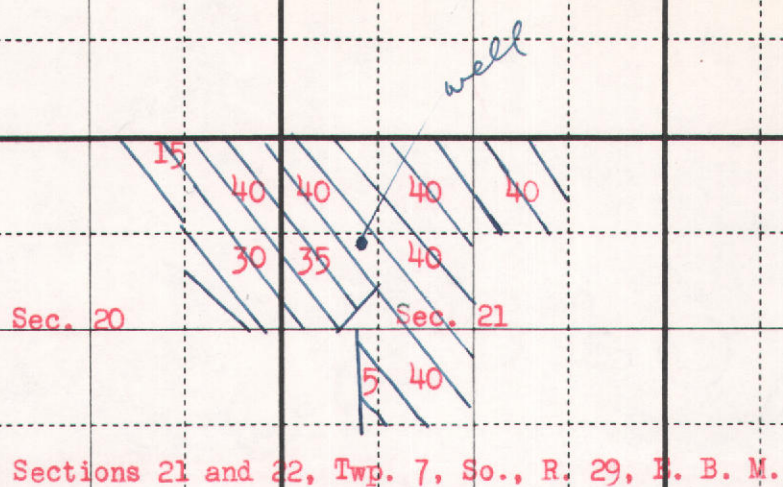
6. The date of priority which said user is prepared to establish is Dec. 21, 1959.

W. C. LOOFBOURROW
Notary Public
GEO. N. CARTER
State Reclamation Engineer

28341

NAME OF APPLICANT C. L. Weisenburger

Form No. 0



Permit Map No. 9-28341
As Approved
GEO. N. CARTER
State Reclamation Engineer
DEC 29 1959

Legal Notice

Published in The Power County Press July 6, 13, 20, 27, 1961.

NOTICE OF PROOF OF COMPLETION OF WORKS

and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M., on the 7th day of August, 1961, at American Falls, County of Power, State of Idaho, before W. C. Loofbourrow, Notary Public, at American Falls, Idaho, proof will be submitted of the completion of works for the diversion of 4.2 cubic feet per second of underground water from a well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28-341, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit is Cecil Weisenburger, American Falls, Idaho.

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3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 4.2 cubic feet per second.

4. The point of diversion of said water is Northeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21 Twp 7 So., R. 29 E. B. M.

5. The place where said water is used is N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 21, Twp. 7 So., R. 29, E. B. M.

6. The date of priority which said user is prepared to establish is Dec. 21, 1959. 28341

GEO. N. CARTER

State Reclamation Engineers

Transfer No. 3001

Water Right No. 35-2584

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 Cecil Weisenburger Phone 226-2048
Post Office address Rt. 1, Box 167, American Falls, ID 83211

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. 35-2584/G28341 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 _____

3. Source of water Groundwater tributary to _____

4. Date of priority December 21, 1959

5. Water is used for the following purposes:

amount 4.2 cfs for Irrigation purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 4.2 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 21
Township 7S Range 29E, B.M., in Power County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	29E	20	40	23		25													88
		21		40			40	40	40	40	40								240

Total number of acres to be irrigated 328

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 nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (if the entire right is owned by the applicant,

omit part B).

1. Amount of water: a. _____ cubic feet per second
b. _____ acre feet per annum
&/or
2. Point of diversion _____ 1/4 _____ 1/4, 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
	</

- | General Information | |
|---------------------|---|
| a. | Amount of water to be diverted _____ 4.2 _____ c.f.s. &/or _____ acre feet |
| b. | Description of diverting works _____ Wells, pumps, mainline to wheel lines with _____ sprinklers _____ |
| c. | Describe the reasons for the proposed changes _____ Adding point of diversion and _____ reflecting actual place of use. |

- | 2. | Change in point of diversion | Point of diversion | NE | 1/4 | NW | 1/4, Section | 21 | Township | 7S |
|----|------------------------------|--------------------|----|---------------------------------------|-------------|--------------|----|----------|----|
| | Range | 29E | | | B.M., Power | County | | | |
| | Additional points | | | NW 1/4 NW 1/4 Sec. 21, T. 7S, R. 29E. | | | | | |

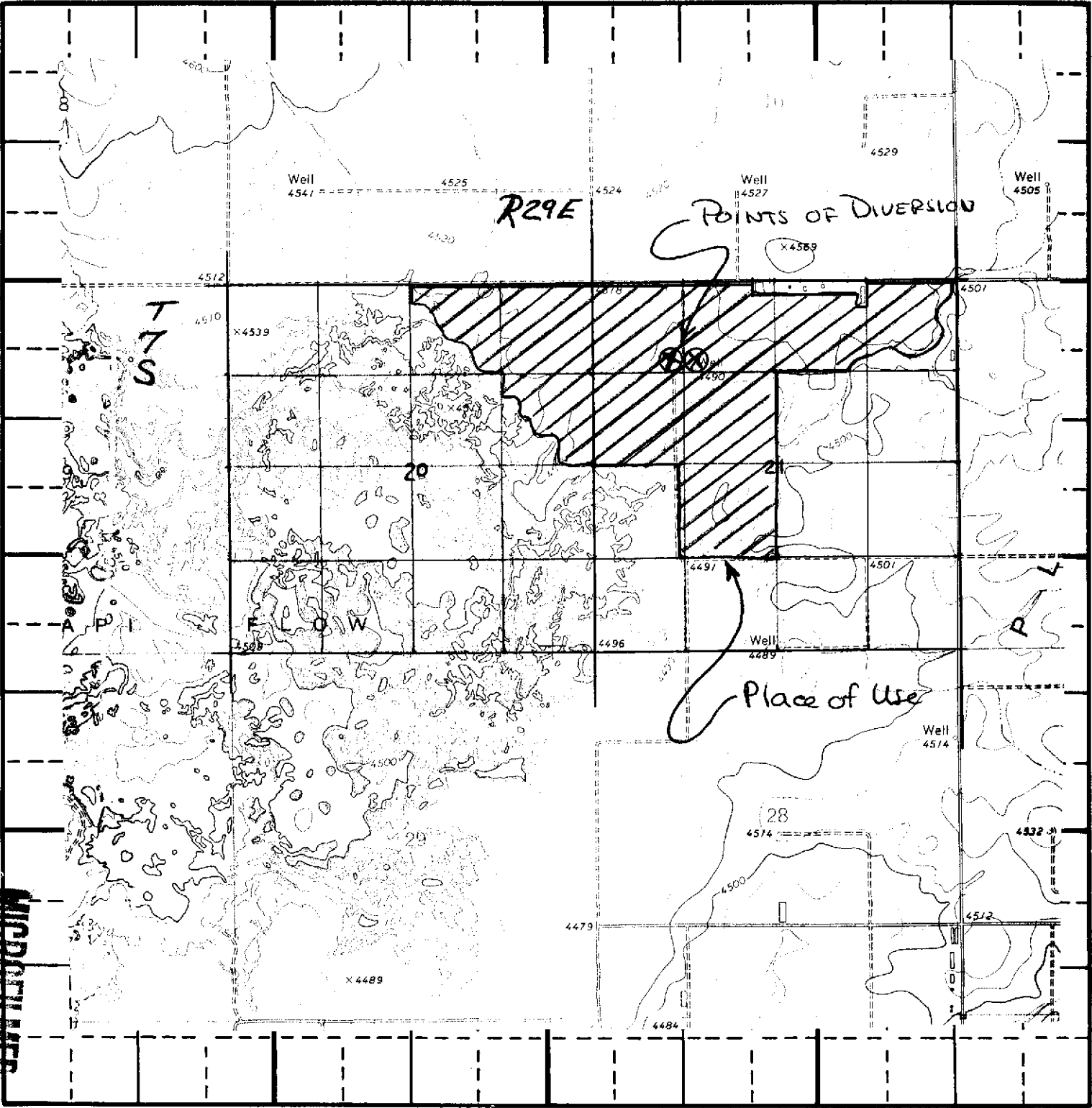
3. Change in place of use
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X . If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
- None: Changes reflect actual places of use caused by changes in irrigation practices.

c. Describe the lands 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	
7S	29E	20	38	25		25													88
		21	18	27			35	37	40	40	40	3							240

Total number of acres to be irrigated 328

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.



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

Subscribed and sworn to before me this 8th day of February, 1984
William C. May
(Notary Public)
My commission expires 6-15-85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-2584 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 3rd day of April, 1984

Chief, Operations Bureau

J. Allen Saylor

FOR DEPARTMENT USE ONLY

Assisted by Kau
Received by HWS
Prelim. check by BP
Received by BP
Date 2/8/84
Published in Power County Press
Pub. dates 3/8 - 3/15/84
Watermaster recommendation requested on _____
rec'd. _____
by MLC
Recommended for approval
denial _____
Hearing held by _____
Date _____
Copies of protest forwarded by _____
Protest filed by _____
Date _____
Fee 50.00
33440
Date 8 Feb 1984

RECEIVED
FEB 14 1984

Department of Water Resources
Boise, Idaho

Warranty Deed

THIS INDENTURE, made this 10th day of December in the year of our Lord One Thousand Nine Hundred and Fifty-nine, between Paul Bulfinch and Vannie L. Bulfinch, husband and wife at all times for over thirty years last past,

of Boise, County of Ada, State of Idaho

the part 1st of the first part, and Cecil Weisenburger and Jo Ann Weisenburger, husband and wife,

of American Falls, County of Power, State of Idaho

the part 1st of the second part:

WITNESSETH: That the said part 1st of the first part, for and in consideration of the sum of Twelve Thousand and no/100 - DOLLARS,

lawful money of the United States of America, to them in hand paid by the said part 1st of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold, conveyed and confirmed, and

do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said part 1st of the second part, and to their heirs

piece or parcel of land situate, lying and being in the County of Power State of Idaho, bounded

and more particularly described as follows, to-wit:

North Half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$), and Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Twenty (20), and Northwest Quarter of Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), Northwest Quarter (NW $\frac{1}{4}$), North Half of Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$), and Southwest Quarter of Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Section Twenty-one (21), Township Seven (7), South, Range Twenty-nine (29), East of the Boise Meridian, subject to visible easements, rights-of-way of record, and reservations in United States patents and prior conveyances.

Subject to all future taxes.



Together with all and singular, the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges therunto incident unto the said part 1st of the second part, and to their heirs

the said premises in the quiet and peaceable possession and assigns against the said part 1st of the second part, their heirs

and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part 1st of the first part have hereunto set their hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

[Signature]
[Signature]

Paul Bulfinch [Seal]
Vannie L. Bulfinch [Seal]
[Seal]
[Seal]

UNOFFICIAL

STATE OF IDAHO,
County of Ada
On this 14th day of December, 1959, before me
Notary Public in and for said County and State, personally appeared
Paul Bullfinch and Veanne L. Bullfinch, husband and wife at all times for over
thirty years last past,
known to me to
be the person
whose name is subscribed to the within instrument, and acknowledged to me that he executed the same
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first
above written.

Residence and P. O. Address
Boise, Idaho.

Notary Public.

My commission expires April 7, 1962

(Seal)

WARRANTY DEED

83372

TO

Dated _____, 19____,
STATE OF IDAHO,
County of _____ ss.

I hereby certify that this instrument was filed for
record at the request of
Shaw-Walker Co.

at _____ minutes past _____
o'clock _____ M., this _____ day
of _____, A. D. 1962,
in my office and duly recorded in Book 109

of Deeds at page 514.
John M. Chase
Ex-Officio Recorder.

By _____ Deputy.

W. S. L. R.
GEO. MEMBERS BROS., INC., POCATELLO, IDAHO

Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER

S.S.

RECEIVED

Brett Crompton being first duly sworn MAR 16 1984

on oath, states:

Department of Water Resources
Eastern District Office

That he is the editor of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said County; that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for successive weekly issues thereof, the date of the first publica-

tion being the 7 day of March, 1984

the date of last publication being the

14 day of March, 1984

(Signed) Brett Crompton

Subscribed and sworn to before me this

14 day of March, 1984

Paula Hobbs
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

10 day of March 1986

Proposed change of water right

Published in the Power County
Press March 7 and 14, 1984.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT No. 35-2584

Notice is hereby given that Cecil Weisenburger, American Falls, Idaho has applied to the Dept. of Water Resources for a change in the point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 35-2584 and is recorded as follows:
AMOUNT: 4.2 cfs.

PRIORITY 12/21/1959

POINT OF DIVERSION:
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, T. 7S, R. 29E,
B.M. Power County

The water is used to irrigate 328 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 7S, R. 29E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 7S, R. 29E, B.M. Power County and used to irrigate 328 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 21, T. 7S, R. 29E, B.M.

Any protests against the above proposed change of water right must be filed with the Dept. of Water Resources 150 Shoup Ave. Suite 15, Idaho Falls, Idaho 83401 on or before March 26, 1984.

A. Kenneth Dunn
Director

✓ 8056
1

State of Idaho
License and Certificate of Water Right

Water License No. G-28341

Amount 4.2 c.f.s.

Water District No. _____

Priority December 21, 1959

THIS IS TO CERTIFY that CECIL WEISENBURGER
of American Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 21, 19 59; that Permit No. G-28341
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.2 second feet, was issued thereunder on November 24, 19 64, showing that said works
were completed on the 7th day of August, 19 61; and that on the 7th
day of August, 19 61,

CECIL WEISENBURGER
of American Falls, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-28341 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
13 of Licenses at page 8056, on the 24 day of November, 19 64;
The right hereby confirmed dates from December 21, 19 59;

The Point of Diversion is located
in the NE 1/4 NW 1/4, Sec. 21, Tp. 7 S, R. 29 E, B. M. Power County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated	
7 S	29 E	20	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40	
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	15	23	
		21	SE $\frac{1}{4}$ NE $\frac{1}{4}$	30	25	
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40	
			N $\frac{1}{2}$ NW $\frac{1}{4}$	80	80	
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	35	40	
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40	
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	<u>40</u>	
			Total number of acres to be irrigated:			328

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

24th day of November, 19 64.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

35 2584

4 8055

State of Idaho License and Certificate of Water Right

Water License No. G-28182

Amount 1.5 c.f.s.

Water District No. _____

Priority September 29, 1959

THIS IS TO CERTIFY that ALFRED N. KNIGHT
of Burley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 29, 19 59; that Permit No. G-28182
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.5 second feet, was issued thereunder on November 24, 19 64, showing that said works
were completed on the 30th day of December, 19 59; and that on the 30th
day of December, 19 59,

ALFRED N. KNIGHT
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 flow, for the purpose of irrigation
, under Use Permit No. G-28182 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
13 of Licenses at page 8055, on the 24 day of November, 19 64;
The right hereby confirmed dates from September 29, 19 59;

The Point of Diversion is located
in the SW 1/4 NE 1/4, Sec. 25, Tp. 11 S, R. 22 E, B. M. Cassia County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.5 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	22 E	25	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	26
			Total number of acres to be irrigated:		146

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

24th day of November, 19 64.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

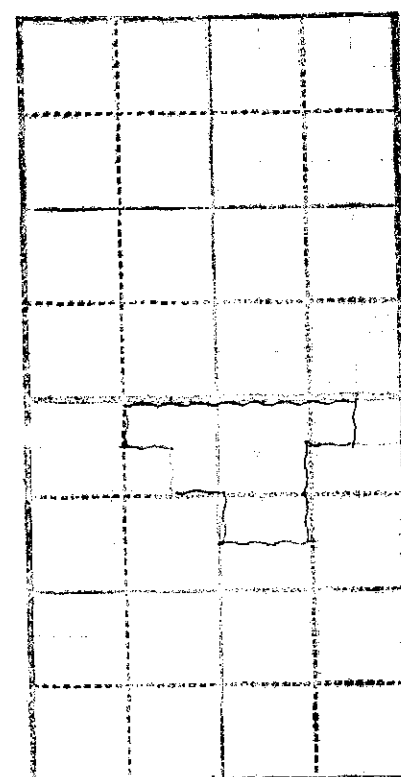
(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36312
Permit No. G- 28341
District No.

1. Name of Applicant: CECIL WEISENBURGER
Postoffice address: American Falls County: Power State: Idaho
2. Quantity of water claimed: 1900 gal. per minute
 - (a) Rate of withdrawal in cubic feet per second 4.2 or Idaho
Miners' inches 211.1 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: well
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 21
Twp. 7 S., Rge. 29 E., B.M., County of Power
5. Water is to be used for: irrigation
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: well and sprinkler system
8. Estimated cost of works: \$10,000.00
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 five 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) 4.2 (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.

CECIL WEISENBURGER *Applicant.*

By

Agent.

Date of first receipt at Department of Reclamation: 3:00 P. M. December 21, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G—28341

Recorded in Book 100 Page 28341 Approved Dec. 29, 1959

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 _____ 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 June 29, 1962

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before December 29, 1964

Witness my hand this 29th

day of December, 1959

GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, 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 29th
day of December, 19 59

Countersigned:

STATE OF IDAHO

(SEAL)

By ARNOLD WILLIAMS

By ROBERT E. SMYLLIE

Governor

Secretary of State.

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	
7 S.	29 E.	20	40	15		30												85	
7 S.	29 E.	21		40			40	40	35	40	40	5						240	
Total																		325	
Application for Amendment POINT OF DIVERSION Permit No. G-28341																			
Comes now CECIL WEISENBURGER 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-28341.																			
That the point of diversion is described in said Permit as being located: SW¼NW¼, Sec. 21, Twp. 7 N., R. 29 E., B. M.																			
That he now requests that the point of diversion be changed to a point located: NE¼NW¼, Section 21, Twp. 7 So., R. 29 E., B. M.																			
That the reason for desiring to make such change is as follows: The well is actually located in the NE¼NW¼, Section 21, Twp. 7 So., R. 29 E., B. M.																			
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																			
Signed at American Falls, Idaho, this 20th day of November, 1964.																			
s/ CECIL WEISENBURGER																			
Date of Receipt at Department of Reclamation: November 23, 1964																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, RALPH W. THOMAS, Deputy 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-28341. 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.																			

Recorded November 24, 1964

s/RALPH W. THOMAS
Deputy State Reclamation Engineer

Permit No. G-28341
 CERTIFICATE OF COMPLETION OF WORKS

✓
 TO ALL WHOM IT MAY CONCERN:

This is to certify that CECIL WEISENBURGER of American Falls, County of Power, and State of Idaho, the holder of Permit No. G-28341, issued upon Application No. G-36312, bearing date of priority of December 21, 1959, authorizing the diversion of 4.2 second feet of waters of a well, County of Power, State of Idaho, for irrigation 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 4.2 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 7 S., R. 29 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 7 S., R. 29 E., B. M.

Witness my hand this 24th day of November, A. D. 1964.

s/ RALPH W. THOMAS
 Deputy State Reclamation Engineer

Proof of Completion of Works Made: August 7, 1961

LICENSE ISSUED FOR 4.2 SEC. FT.
 LICENSE PAGE NO. 8056

April 4, 1984

RE: Transfer of Water Right No. 35-2584

Cecil Weisenburger
Rt. 1, Box 167
American Falls, ID 83211

Dear Mr. Weisenburger:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3001).

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: HWT

1. Right number 35-2584 Applicant Weisenburger

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:

☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use Not stated

☒ Description of original point of diversion.

☒ Description of original place of use.

5. Amount of land &/or water transferred:

☒ All of right.

☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

☒ Check description of point(s) of diversion. added

☒ Check description of place of use.

☒ Check map (shows p.d. and p.u. after transfer).

☒ Check for correct signature, notarization, and fee.

☒ Check proof of ownership of right &/or land from which water is transferred. see warranty deed

☒ Check for expansion in use of right. Comments →

☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) none found on various tracts

☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? N/A

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* _____

4. By Ernest M. Carlson Date March 26, 1984

Joni 4-3-84

Department of Water Resources

* All uses within Watermaster Districts require special conditions.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-2584

Notice is hereby given that Cecil Weisenburger, American Falls, Idaho has applied to the Dept. of Water Resources for a change in the point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 35-2584 and is recorded as follows:

AMOUNT: 4.2 cfs

PRIORITY: 12/21/1959

POINT OF DIVERSION: NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, T. 7S, R. 29E, B.M.
Power County;

The water is used to irrigate 328 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 21, T. 7S, R. 29E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, T. 7S, R. 29E, B.M. Power County and used to irrigate 328 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 21, T. 7S, R. 29E, B.M.

Any protests against the above proposed change of water right must be filed with the Dept. of Water Resources 150 Shoup Ave. Suite 15 Idaho Falls, Idaho, 83401 on or before March 30, 1984.

A. KENNETH DUNN

Director

Published in the Power County Press on 3/3 & 3/15/84

**Proposed change
of water right**

Published in the Power County
Press March 7 and 14, 1984.

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
No. 35-2584

Notice is hereby given that Cecil Weisenburger, American Falls, Idaho has applied to the Dept. of Water Resources for a change in the point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 35-2584 and is recorded as follows:

AMOUNT: 4.2 cfs.

PRIORITY 12/21/1959

POINT OF DIVERSION:
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, T. 7S, R. 29E,
B.M. Power County

The water is used to irrigate 328 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 7S, R. 29E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 7S, R. 29E, B.M. Power County and used to irrigate 328 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 21, T. 7S, R. 29E, B.M.

Any protests against the above proposed change of water right must be filed with the Dept. of Water Resources 150 Shoup Ave. Suite 15, Idaho Falls, Idaho 83401 on or before March 26, 1984.

A. Kenneth Dunn
Director

November 24, 1964

Re: Permit No. G-28341

Cecil Weisenburger
American Falls, Idaho

Dear Mr. Weisenburger:

Enclosed are the Application for Amendment to the Point of Diversion, the Certificate of Completion of Works and the License and Certificate of Water Right issued on the above numbered permit.

Also enclosed is departmental receipt No. G-9006, in the amount of \$24.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendment
certificates
receipt

28341

Application for Amendment

NOV 23 1964

POINT OF DIVERSION

Department of Reclamation

Permit No. G-28341

Comes now Cecil Weisenburger and represent s to the State Reclamation Engineer of the State of Idaho:

I am (are) the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-28341.

That the point of diversion is described in said Permit as being located:

in SW 1/4 Sec. 21, Twp. 7, So., R. 29, E. B.M.

That he now requests that the point of diversion be changed to a point located: in NE 1/4 Section 21, Twp. 7, So., R. 29, E. B. M.

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

The well is actually located in the NE 1/4 Section 21, Twp. 7, So., R. 29, E. B. M.

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

Signed at American Falls, Idaho, this 20th day of November, 1964.

Cecil Weisenburger

Date of Receipt at Department of Reclamation November 23, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy

I, Ralph W. Thomas, 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-28341. 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.

Recorded in Book 100 of
Permits, at Page 28341
November 24, 1964

Ralph W. Thomas
Deputy
State Reclamation Engineer

28341

W. C. LOOFBOURROW
LAWYER
American Falls, Idaho

NOV 23 1964
JAMES H. HARRINGTON

November 20, 1964

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

Sirs:

Re: Permit No. C-28341, Cecil Weisenburger, American Falls, Idaho.

As per instructions in yours of the 22nd of September, 1964,
there is enclosed application for amendment by changing point of diversion,
and check for \$24.00.

Yours truly,

W. C. Loofbourrow
W. C. Loofbourrow

L
enc's 2

28341

September 22, 1964

Re: Permit No. G-28341
Cecil Weisenburger

W. C. Loofbourrow
Attorney at Law
American Falls, Idaho

Dear Mr. Loofbourrow:

We received your letter of September 19th, with check for \$26.00, signed by Mr. Weisenburger, which is returned herewith with the amendment submitted. Do not show land and diversion amendment on same sheet.

The letter you refer to in your letter was written July 16, 1962. Since that time the Attorney General has ruled that the permit cannot be amended after the legal notice has been published except minor change in point of diversion across the line to another 40-acre subdivision.

The change in point of diversion, in this case, appears to be minor and we can accept the amendment to point of diversion and issue the certificates of water right. The 27 acres of land in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, cannot be included. The amount of water will not be affected by eliminating that land, which is not shown on the permit nor on the deposition of the holder.

The statutory fees total \$23.00 plus \$1.00 fee for recording the amendment to the point of diversion from SW $\frac{1}{4}$ NW $\frac{1}{4}$ to NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 7 S., R. 29 E.

Kindly return a check for \$24.00 and the certificates will be issued.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. check and amendment
amendment forms

28341

W. C. LOOFBOURROW
LAWYER
American Falls, Idaho

RECEIVED
SEP 21 1964
U.S. DEPARTMENT OF RECLAMATION

September 19, 1964.

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

Sirs:

Re: Permit No. G-28341, Cecil Weisenburger, American Falls, Idaho.

Enclosed application for amendment signed by Cecil Weisenburger
and his check for \$26.00, as per your letter of 16th instant.

Yours truly,

W. C. Loofbourrow
W. C. Loofbourrow

L
enc's 2

28341

July 16, 1962

Re: Permit No. G-28341

Cecil Weisenburger
American Falls, Idaho

Dear Mr. Weisenburger:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28341 shows the well is (2.0) capable of conveying 210 miner's inches, or 4.2 c.f.s. of water for the irrigation of 355 acres.

Upon receipt of the statutory fees, totaling \$25.00, we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$20.00, based at the rate of \$2.00 for each 40-acre subdivision) confirming the right, with priority of December 21, 1959 to the use of 4.2 second feet of subterranean water with the point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21 for irrigation of 355 acres in the NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 20; NE $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 7 S., R. 29 E., B.N.

Your permit shows the point of diversion to be in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, therefore it will be necessary to amend the point of diversion.

Since your permit does not include the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21 it will be necessary to amend the land list on the permit if you want the extra land included in the license. Complete the enclosed form, submit it with the above mentioned statutory fees, plus an additional fee of \$2.00 for recording the amendments, to this office and the Certificate of Completion of Works and License and Certificate of Water Right will be issued as shown above.

If you do not want the extra land included, the statutory fees will total \$23.00, plus \$1.00 for recording the amendment to the point of diversion, and the land list will be restricted to the lands shown on the permit which are actually irrigated.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

EPR:mr

Enc. amendment forms 2

(Mrs.) Edna P. Rule
Chief Clerk

28341

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-28341

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

1. Name of applicant Cecil Weisenburger

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21

T. 7 S R. 29 E.B.M. County of Power

4. Describe works as they exist, giving dimensions and capacities of same: 200 HP US motor #1213024 Berkeley pump #6007629 10" gate valve into 10" check valve into 10" buried main 10" X 2 1/2' column 18" X 7' casing to 195' DD bore well depth 222'

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):

N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 21 all in Twp. 7 S., Rge. 29, E.B.M.

AMEND land list to include NE NE $\frac{1}{4}$ of Sec. 21

amend P.D.

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

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

Remarks:

Measurement was made by taking pressure readings along each lateral 10 lines 349 nozzles sizes $\frac{1}{4}$ " $\frac{3}{8}$ " 240"

This examination was made on the 5th day of July, 1962

(Signed)

Ron Weisenburger

Examiner.

28341

Cecil Weisenburger
American Falls, Idaho

224-2048

Permit No. G-28341

Completion of Works
Examination for and Beneficial Use

County..... Power

Sec. 21 T. 7S R. 29E

Quantity: 4.2 c.f.s.

Source: Well

P.D.: SW, NW, Sec. 21, T. 7S. - R. 29E BM

Use: Irrigation

Filed: Dec. 21, 1959

Due: Dec. 29, 1964

Extension: —

Completion of Works: —

Other Rights: none

Driller: George Vollen

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
JUL 16 1962

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28341

REPORT ON PROOF OF Completion of Works & Beneficial Use

Cecil Weisenburger, American Falls, Idaho

R-29E.

T.
7
S.

A hand-drawn diagram on a grid background, showing a 3x3 grid of squares. The values and annotations are as follows:

- Top Row:**
 - Top-left square: 23
 - Top-middle square: 40
 - Top-right square: 40
 - Top-far-right square: 40
 - Top-furthest-right square: 40
 - Top-most-right square: 27 (circled)
- Middle Row:**
 - Middle-left square: 25
 - Middle-middle square: 40
 - Middle-right square: 40
- Bottom Row:**
 - Bottom-left square: 20
 - Bottom-middle square: (empty)
 - Bottom-right square: 21

Additional annotations:

- A diagonal line with an arrow points from the top-right towards the bottom-left, labeled "D.D.".
- The word "out" is written near the top-right corner.
- Shaded regions:
 - Bottom-left corner of the top-left square (23).
 - Bottom-left corner of the middle-left square (25).
 - Bottom-left corner of the bottom-middle square.
- Vertical lines fill the bottom-middle square.

183
~~210~~

$$\begin{array}{r} 105 \\ \times 22 \\ \hline 210 \\ 2100 \\ \hline 2310 \end{array}$$

~~355~~	
328	

NO AMERICAN FALLS

Subdivisions

area

9			
~~10~~			
328			
~~255~~	acres		

Allow

4.2 CFS OR 210 inches

August 9, 1961

Re: Permit No. **0-28341**

Cecil Weissburger
American Falls, Idaho

Dear Mr. Weissburger:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~Pomeroy County~~, all submitted in proof of completion of works and beneficial use on Permit No.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: **W. C. Leafstrom**
Attorney at Law
American Falls, Idaho

28341

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF POWER. } ss.

Phyllis Ringe being first duly sworn
on oath, states:

That she is the principal clerk of the printer
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said
newspaper and not in any supplement thereof for 4
successive weekly issues thereof, the date of the first publica-
tion being the 6th day of July, 1961.
the date of last publication being the

27th day of July, 1961

(Signed) Phyllis Ringe

Subscribed and sworn to before me this

7th day of August, 1961

W. C. Loofbourrow
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) 31 day of August, 1963.

Published in The Power County Press July 6 1961

NOTICE OF PROOF OF COMPLETION OF WORKS

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M., on the 7th day of August, 1961, at American Falls, County of Power, State of Idaho, before W. C. Loofbourrow, Notary Public, at American Falls, Idaho, proof will be submitted of the completion of works for the diversion of 4.2 cubic feet per second of underground water from a well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28-341, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit is Cecil Weisenburger, American Falls, Idaho.

2. Said works of diversion will be fully completed on the date set for a such completion, and the amount of water which said works are capable of conveying to the place of use is 4.2 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 4.2 cubic feet per second.

4. The point of diversion of said water is Northeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21 Twp 7 So., R. 29 E. B. M.

5. The place where said water is used is N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 21, Twp. 7 So., R. 29, E. B. M.

6. The date of priority which said user is prepared to establish is Dec. 21, 1959.

W. C. LOOFBOURROW, Notary Public
and
Cecil Weisenburger, Engineer

28341

RECEIVED
AUG 8 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G 28341

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. Cecil Weisenburger, American Falls, Idaho, farmer, American Falls, 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. G 28341, Dec. 29, 1959

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

Ans. Southwest corner of the Northeast Quarter of Northwest Quarter of Sec. 21, Twp. 7, So., R. 29, E. B. M.

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

Ans. Well in southwest corner of NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, T. 7, So., R. 29, EBM.
222' deep, no casing 195' to water: 2100 gallon per minute measured by capacity
of pump and watching it work at capacity: 363 3/16" nozzles; 60# pressure

Probable P.D.
Amend

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

Ans. irrigation : Sec. 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$ 15 A: NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 A: SE $\frac{1}{4}$ NE $\frac{1}{4}$ 30 A:
Sec. 21, NW $\frac{1}{4}$ NW $\frac{1}{4}$ 40A: NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40 A: NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40A: SW $\frac{1}{4}$ NW $\frac{1}{4}$ 35A: SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40 A:
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 5A: NE $\frac{1}{4}$ SW $\frac{1}{4}$ 40 A.

all in T. 7 So. - R. 29 EBM

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. George Vollmer, American Falls, Idaho

28341RT

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. _____

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. _____ 4.2 cubic feet per second _____

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. _____ none _____

(Sign) Carl Weinberger

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 American Falls, Idaho, County of Power, State of Idaho, on this 7th day of August, A. D. 1961.

W. C. Hough
NOTary Public, Residing at
My commission expires January 3d, 1963. American Falls, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G 28341

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. Ronald Isaak, 31 years of age, American Falls, Idaho, farmer.
post office American Falls, Idaho

Ques. 2. Are you acquainted with ~~G 28341~~ Cecil Weisenburger, the holder of Permit No. G 28341? How long have you known him and where does he reside?

Ans. Known him four years, and he resides in American Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. G 28341, 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. well in southwest corner of NE 1/4 Sec. 21, T. 7 So., R. 29, E. B.M.
and sprinkler system

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. 4.2

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. 4.2 cubic feet per second, watching the water coming from 363 3/16"
nozzels, and rated capacity of the pump 2100 gallons per minute.

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.

Irrigation: Sec. 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$ 15A; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 30 A; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 30 A:
Ans. Sec. 21, NW $\frac{1}{4}$ NW $\frac{1}{4}$ 40A; NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40 A; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 A; SW $\frac{1}{4}$ NW $\frac{1}{4}$ 35 A; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40 A:
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 5A; NE $\frac{1}{4}$ SW $\frac{1}{4}$ 40 A.

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

Ans. none

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

Ans. heavy loam next to lava beds, about 3.3 acre feet per acre, or a total of 1176 acre feet per season

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

Ans. no

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. Saw it first April 15, 1960: ~~myself~~ saw it every day ~~that~~ through the 1960 irrigating system: Saw it about four times during the season of 1961.

(Signed)

Robert J. Smith

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 American Falls
County of Power, State of Idaho, on this 7th day of August
A. D. 1961.

McLoofboursen

Notary Public.
Residing at American Falls, Idaho.

My commission expires Jan. 3d, 1963.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
AUG 11 1934
Department of Reclamation

Permit No. G 28341

**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. Robert Roper, 19 years, American Falls, Idaho, laborer, American Falls, Idaho

Ques. 2. Are you acquainted with Cecil Weisenburger, the holder of Permit No. G 28341? How long have you known him and where does he reside?

Ans. Known him five years, and he^{is} residing at American Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. G 28341, 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. Well in southwest corner of NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, T. 7, So., R. 29, E. B. M. and sprinkler system

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. 4.2

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. 4.2 cubic feet per second, watching the water coming from 363 3/16" nozzels, and rated capacity of the pump 2100 gallons per minute.

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

Ans. Irrigation: Sec. 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$ 15A; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 A; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 30 A:
Sec. 21, NW $\frac{1}{4}$ NW $\frac{1}{4}$ 40A; NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40 A; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 A; SW $\frac{1}{4}$ NW $\frac{1}{4}$ 35 A; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40 A:
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 5A; NE $\frac{1}{4}$ SW $\frac{1}{4}$ 40 A.

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

Ans. none

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

Ans. heavy loam next to lava beds, about 3.3 ~~acre~~ acre feet per acre,
or a total of \$x 1176 acre feet per season

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

Ans. no

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. Saw the water in October 1960, when I was assisting in harvesting potatoes that had been raised on the land that year, indicating that they had plenty of water during the growing season; Seen it every day during the season of 1961

(Signed) Robert Raper

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 American Falls, County of Power, State of Idaho, on this 7th day of August, A. D. 1961.

W. C. Gannon

Notary Public.

Residing at American Falls, Idaho.

My commission expires Jan. 3, 1963.

W. C. LOOFBOURROW
LAWYER
American Falls, Idaho

AUG 8 1961

Department of Reclamation

August 7, 1961

State Department of Reclamation
State House
Boise, Idaho

Sirs:

Re: Cecil Weisenburger, Permit G-28341

Enclosed deposition of holder and
of witness Robert Cooper and of
witness Ronald Isaak, and
Proof of ~~publ~~- publication from Phyllis Ringe of the Power County Press .

Please acknowledge receipt on enclosed copy.

Yours truly,

W. C. Loofbourrow
W. C. Loofbourrow.

L
enc's 6

28341

August 7, 1961

State Department of Reclamation
State House
Boise, Idaho

Sirs:

Re: Cecil Weisenburger, Permit G-28341

Enclosed deposition of holder and
of witness Robert Hoper and of
witness Ronald Isaak, and
Proof of ~~real~~ publication from Phyllis Ringe of the Power County Press .

Please acknowledge receipt on enclosed copy.

Yours truly,

W. C. Loofbourrow
W. C. Loofbourrow.

L
enc's 6

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

Notice is hereby given that at 10:00 A. M., on the 7th day of August,
19 61, at American Falls, County of Power, State of Idaho,
before W. C. Loofbourrow, Notary Public, at (address)
American Falls, Idaho, proof will be submitted of the completion of works for
the diversion of 4.2 cubic feet per second of underground water from a well, and of
the application to beneficial use of said water, in accordance with the terms and
conditions of Permit No. 0-28341, 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
is Cecil Weisenburger, American Falls, Idaho

2. Said works of diversion will be fully completed on the date set for such com-
pletion, and the amount of water which said works are capable of conveying to the place of
use is 4.2 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 4.2
cubic feet per second.

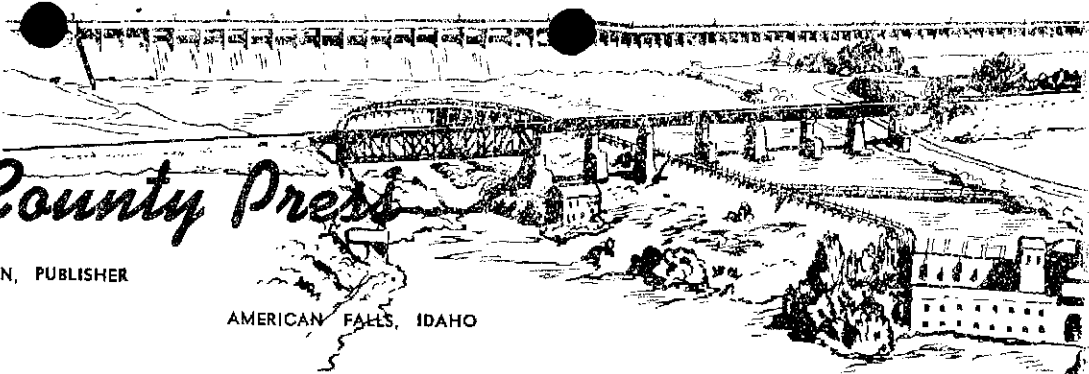
4. The point of diversion of said water is Northeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21,
Twp. 7 So., R. 29 E.B.M.

5. The place where said water is used is N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$,
N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 21, Twp. 7 So., R. 29, E. B. M.

6. The date of priority which said user is prepared to establish is Dec. 21, 1959

GEO. N. CARTER

State Reclamation Engineer



The Power County Press

BOB CROMPTON, PUBLISHER

174 IDAHO STREET

AMERICAN FALLS, IDAHO

July 3, 1961

State of Idaho
Department of Reclamation
Boise, Idaho

Dear Sir:

We wish to acknowledge receipt of notice for publication of Permit No. G-28341, Cecil Weisenburger, for four consecutive weeks.

Our first publication of this notice will be on July 6, at which time a copy will be mailed to your office for checking. Thank you.

Very truly yours,

THE POWER COUNTY PRESS

By *Phyllis [Signature]*

Sec.

28341

Form No. 11
2M - 10/60

RECEIVED

JUN 28 1961

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 27, 1961.
(P. O.) American Falls, 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
Power County Press of American Falls, Idaho, published in
the county in which the works are situated. *Pomeroy*

Cecil Weisenburger

(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.

28341

RECEIVED
JUN 28 1961

Notice for Publication
NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at ~~ten~~ A. M. on the ~~seventh~~ . . day of
August . . 1961 , 1959, at American Falls, County of
Power, State of Idaho, before . . W. C. Loeffboureau
Notary Public , proof will be submitted of the application to beneficial use of
4.2 . . cubic feet per second of the waters of . . well
in accordance with the terms and conditions of Permit No. . . G 28341 . .
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person ~~in cooperation with~~ holding said permit ~~and~~ is
Cecil Weisenburger . . American Falls, Idaho

The use to which said water has been applied is . . irrigation
The amount applied to beneficial use is . . ~~4.2~~ 480 acre feet

The place where said water is used, give full and accurate legal description:
NW1/4, SE1/4, Sec. 20; NW1/4, NW1/4, NE1/4, Sec. 21, Twp. 7, So. R. 29, E. B. M.
.
.
.

The name of the canal or ditch or other works by which said water is conducted to such
place of use is . . well and sprinkler system

The right to take water from such works is based upon Permit No. G 28341

The source of supply from which such water is diverted is . . well

Point of Diversion (legal description) Northeast corner of the SW1/4 Sec. 21, . .
Twp. 7, So. R. 29, E. B. M.

The date of priority which said user is prepared to establish is Dec. 21, 1959
~~April 1st, 1960~~

W. H. Carter
State Reclamation Engineer

2834

June 29, 1961

Permit No. 0-28341
Cecil Weisenburger

W. C. Loofbourrow
Attorney at Law
American Falls, Idaho

Dear Mr. Loofbourrow:

The legal notice you submitted is a form for proof of only beneficial use of water and should never be used for subterranean water except in some rare occasions when under prior proofs, the well produced over one miners inch per acre and insufficient land was cropped to show full beneficial use of the water.

We have transferred the information given to the proper form.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas, Deputy
State Reclamation Engineer

RWT/no
encl

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-28341
Cecil Weisenburger

Date: June 30, 1961

Power County Press,
American Falls, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to August 7, 1961 the date set for proof; the expense of the publication is to be paid by the applicant

Cecil Weisenburger

of American Falls, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,



GEO. N. CARTER
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.

28341

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

June 30, 1961

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Re: Permit No. G-28341
Cecil Weisenburger

Mr. W. C. Loofbourrow,
Attorney at Law,
American Falls, Idaho.

Dear Mr. Loofbourrow:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28341, in the name of Cecil Weisenburger. Final Proof is to be made before you, as Notary on the 7th day of August, 1961, ~~1960~~ at 10:00 o'clock A.M., at American Falls, Idaho.

As of this date we have mailed the Notice to the Power County Press with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

~~Rule~~
(Mrs.) Edna P. ~~Butler~~
Chief Clerk

Encl.
EPR:Pk
cc: Applicant

28341

W. C. LOOFBOURROW
LAWYER
American Falls, Idaho

RECEIVED
JUN 28 1961
Department of Reclamation

June 27, 1961

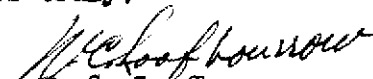
Department of Reclamation
State House
Boise, Idaho

Sirs:

Re: Permit G 28341, Cecil Weisenburger, American Falls, Idaho

Enclosed Notice of Proof of Application of Water to Beneficial Use
(Believe it is your form 10, although this is not numbered) in duplicate,
and form No. 11, signed by Mr. Weisenburger. Please acknowledge in
enclosed envelope.

Yours truly,


W. C. Loofbourrow.

L
enc's 4

28341

January 6, 1960

Re: Permit No. G-28341
Cecil Weisenburger

Mr. W. C. Loofbourrow,
Attorney at Law,
American Falls, Idaho.

Dear Mr. Loofbourrow:

We enclose Permit No. G-28341 in which we direct your attention to the limitations and conditions as given on the fourth page under Approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-4526 which was issued covering payment in the amount of \$6.00 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

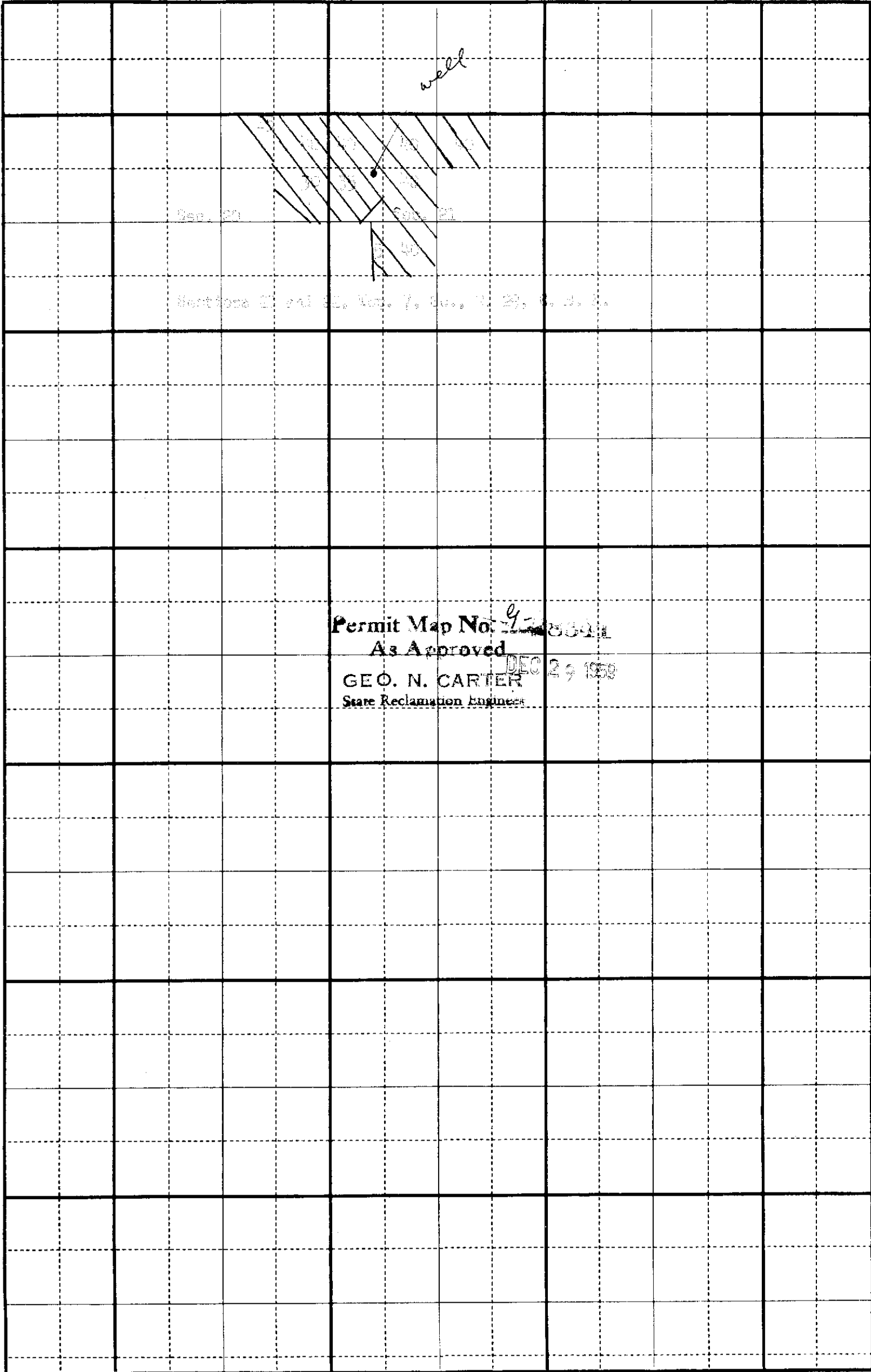
Encl.
EPR:pmk
cc: Cecil Weisenburger
American Falls, Idaho.

28341

NAME OF APPLICANT.....

Oil Weisenburger

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

28341

W. C. LOOFBOURROW
LAWYER
American Falls, Idaho

RECEIVED
DEC 21 1959
Department of Reclamation

Dec. 18, 1959

Department of Reclamation
State House
Boise, Idaho

Sirs:

Enclosed Form No. 3, Application to Appropriate
Subterranean Waters, signed by Cecil Weisenburger, and
~~form O~~ form O in duplicate, and
Cecil Weisenburger check \$6.00.

If in proper form, please return the permit to me when completed.

If not approved, please advise me in enclosed envelope, giving
me what must done for approval.

Yours truly,

W. C. Loofbourrow
W. C. Loofbourrow.

L
enc's 5

28341

Legal Notice

Published in The Power County Press July 6, 13, 20, 27, 1961.

NOTICE OF PROOF OF COMPLETION OF WORKS

and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M., on the 7th day of August, 1961, at American Falls, County of Power, State of Idaho, before W. C. Loofbourrow, Notary Public, at American Falls, Idaho, proof will be submitted of the completion of works for the diversion of 4.2 cubic feet per second of underground water from a well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28-341, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit is Cecil Weisenburger, American Falls, Idaho.

2. Said works of diversion will be fully completed on the date set for a such completion, and the amount of water which said works are capable of conveying to the place of use is 4.2 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 4.2 cubic feet per second.

4. The point of diversion of said water is Northeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21 Twp 7 So., R. 29 E. B. M.

5. The place where said water is used is N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 21, Twp. 7 So., R. 29, E. B. M.

6. The date of priority which said user is prepared to establish is Dec. 21, 1959. 28391

GEO. N. CARTER