

Section 4 SWNW 23.0 ac.
SESW 7.0 ac.

Section 5 NESE 11.5 ac.
NWSE 0.5 ac.



MICROFILMED
OCT 02 2001

5 4
8 9

Scale 1" = 660'

9-29-56
Photo



MICROFILMED
OCT 02 2001

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM				
		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac						
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac							
T14S R38E S 4																						
1302242	GROUNDWATE :									34									34			
T1302242	ANDERSON S :	40								36	40	10		27					153			
1304009	SPRINGS :														6					6		
1304110B	DUDLEY SPR :														26	7			39			
A1304110B	DUDLEY SPR :														26	7			39			
1304283	ANDERSON S :									23	7							30				
T1304283	ANDERSON S :	40								36	40	10		27					153			
1307116	GROUNDWATE :	40								36	40	10		27					153			
A1307116	GROUNDWATE :	40								36	40	10		27					153			
R1307116	GROUNDWATE :	40								36	40	10		27					153			
PLSS DATA	LEGAL LOOK :	01	27	02	27	27	27	03	27	04	27	27	27	27	27	27	27	05	27	05	27	27
PLSS DATA	LEGAL LOOK :		27		27	27	27		27		27	27	27	27	27	27		27		27	06	27
NO MAPPING INFO AVAILABLE																						

T14S R38E S 5

T1302242	ANDERSON S :			12	37													49
1304009	SPRINGS :													20		30	40	90
A1304009	UNNAMED SP :																20	20
1304283	ANDERSON S :															11	0	11
A1304283	ANDERSON S :			40	40													80
T1304283	ANDERSON S :			12	37													49
1307116	GROUNDWATE :			12	37													49
A1307116	GROUNDWATE :			12	37													49
R1307116	GROUNDWATE :			12	37													49
1307157	SPRING :																20	20
A1307157	UNNAMED SP :																20	20
PLSS DATA	LEGAL LOOK :	01	37	02	37			37		37		37		37		37		
NO MAPPING INFO AVAILABLE																		

Transfer rights overlap SWNW, S4.

New P/U overlaps Qt. 13-07116 exactly - 202 acres, same system.

7.5 MINUTE SERIES (TOPOGRAPHY)

JUN 4 1975

413

2'30"

OXFORD 7 MI.

540 000 FEET

417

Department of Water Resources
Eastern District Office

Existing Well
Permit G-29897

By Deed
Dixon Christensen

81075

Purchase by Option

Existing Spring
Culinary

Proposed Well

~~Flowing Wells - (2)~~

Drainage Canal

THINSHIP - 14 BANDS - 38

Fig. 2

Pg. 38 E.

Oxford

Temp. 14 S.

40

Q = .631 CFS

$\Delta = 2 \times 2.0 \times .631 = 2.65$ acft/sec

Flow = $3.5 \times 1.0 = 1.40$ acft/sec

Q measured .631
Q recommended 1.40
Volume 2.65

Area
Found 40 34
recommended 40 34

Subv. 2

Amendments

☒ None

☐ P.D.

☐ Place of use

☐

Advertisement only lists Place of Use - Clifton
as SWNW



THE PRESTON *Citizen*

Phone 852-0155

Published Thursdays

PRESTON, IDAHO

RECEIVED
APR 26 1966

Department of Reclamation

Gentlemen:

Attached herewith is a copy of the legal notice that is currently running in The Citizen. According to our records the notice is scheduled to run until May 26. If there are any errors in the copy, would you please notify us immediately by marking this copy and returning it to the office, so that corrections can be made before the notice runs again. For your information the charge for running the notice will be _____. This is not a proof of publication.

Sincerely Yours,

The Preston Citizen

Permit # G-29897.

NOTICE OF PROOF OF COMPLETION OF WORKS and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 31st day of May 1966, at Preston, County of Franklin, State of Idaho, before Ted B. Larsen, Notary Public, at 10 West Oneida, Preston, Idaho, proof will be submitted of the completion of works for the diversion of .80 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-29897, 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 Hyrum J. Ward, Clifton, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is .80 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 .80 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4 Twp 14 SR 38 EBM.

5. The place where said water is used is 40 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 Twp 14 SR 38 EBM.

6. The date of priority which said user is prepared to establish is June 20, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Legal No. 1054—Pub. May 5, May 12, May 19, May 26, 1966.

29897

NAME OF APPLICANT

Hyman J. Ward

Form No. 0



T14SR38E

Permit Map No. *29897*
As Approved *JUL 11 1961*
GEO. N. CARTER
Registration Engineer

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

29897

07/30/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 13-02242

NAME AND ADDRESS: CLAUDE RICHINS
KAYLE RICHINS
13650 S 1300 W
RIVERTON, UT 84065

SOURCE: GROUND WATER

QUANTITY: 0.63 CFS
119 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 13-04283 AND 13-07116 IS
LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 707 AF.
USE OF THIS RIGHT WITH RIGHT NO. 13-04283 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 185.5 AF.

PRIORITY DATE: 06/20/1961

POINT OF DIVERSION: T14S R38E S4 SWNW Within FRANKLIN County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-15 10-15	0.63 CFS 119.0 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN
AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE
DATE A DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

IRRIGATION Within FRANKLIN County			
T14S R38E S4	SWNE	40	T14S R38E S4 SWNW 36
T14S R38E S4	SENE	40	T14S R38E S4 NESW 10
T14S R38E S4	NWSW	27	T14S R38E S5 SWNE 12
T14S R38E S5	SENE	37	
202 ACRES TOTAL			

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PLACE OF USE (Continued):

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 34 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 13-04283 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 53 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 13-04283 AND 13-07116 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 202 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT MAY BE USED TO SUPPLY REPLACEMENT WATER FOR RIGHT NOS. 13-04110A, 13-04110C AND 13-04110D.

THIS RIGHT IS SUPPLEMENTAL TO RIGHT NO. 13-04283 ON 23 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE. THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF RIGHT NO. 13-04283 IN CONJUNCTION WITH THIS RIGHT. NO SUPPLEMENTAL GROUND WATER SHALL BE DIVERTED ON THESE 23 ACRES UNTIL SUCH TIME AS THE WATER DIVERTED UNDER RIGHT NO. 13-04283 IS UNAVAILABLE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT NO. 13-07116 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

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This Right has been Decreed in the Case: Peterson vs. Richins

*See Decree file for the Director's Report and Agreements.

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OCT 02 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4796
WATER RIGHT NOS. 13-02242 & 13-04283

This is to certify that: **CLAUDE RICHINS**
KAYLE RICHINS
13659 S 1300 W
RIVERTON UT 84065

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

RIGHT NO: 13-02242
Priority: 06/20/1961
SOURCE: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.63 CFS	119.0 AF
SUBTOTAL:		0.63 CFS	119.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 4, Township 14S, Range 38E
FRANKLIN County

RIGHT NO: 13-04283
Priority: 05/12/1885
SOURCE: ANDERSON SPRING
TRIBUTARY OF: SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	* 1.00 CFS	147.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.4 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
SUBTOTAL:		1.06 CFS	148.0 AF
TOTAL:		1.69 CFS	** 186.5 AF

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 5, Township 14S, Range 38E
FRANKLIN County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14S	38E	4	SWNE 40	SWNW 36	SENE 40	
			NESW 10	NWSW 27		153
		5	SWNE 12	SENE 37		49

Total number of acres irrigated: *** 202

PLACE OF USE: STOCKWATER & DOMESTIC same as IRRIGATION use

MICROFILMED

DEC 02 2001

TRANSFER NO. 4796
WATER RIGHT NOS. 13-02242 & 13-04283

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. That portion of groundwater Right No. 13-02242 appurtenant to 23.0 acres located in the SWNW, S04, T14S, R38E and irrigated under a portion of surface water Right No. 13-04283 shall not be used if the surface right is sold, transferred, leased, or used on any other place of use.
7. The right holder shall use the full allotment of appurtenant surface water under Right No. 13-04283 in conjunction with the overlapping portion of groundwater Right No. 13-02242. No supplemental groundwater shall be diverted on these 23.0 acres until such time as the spring water is not available.
- ** 8. Right Nos. 13-02242 and 13-04283 in combination shall not exceed
*** a total annual diversion volume of 185.5 af for the irrigation of 53.0 acres.
9. Right No. 13-02242 when combined with Right No. 13-07116 shall not exceed a total combined diversion rate of 2.83 cfs.
- ** 10. Right Nos. 13-02242 and 13-04283 when combined with Right No.
*** 13-07116 shall not exceed a total combined annual diversion volume of 707.0 af, nor the total combined irrigation of 202.0 acres.
- *** 11. Right No. 13-02242 is limited to the irrigation of 34.0 acres in the place of use described above in a single irrigation season.
- *** 12. Right No. 13-04283 is limited to the irrigation of 42.0 acres in the place of use described above in a single irrigation season.
- * 13. A portion of Right No. 13-04283, 0.16 cfs, is limited to use for conveyance losses in delivery of this right.
14. Approval of this transfer does not confirm Statutory Claim No. 13-04283.

Dated this 14th day of

January, 1997

J. Blum Saxton
Chief, Water Alloc. Bureau

OCT 02 2001

Page 1 of 8STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4796RECEIVED
MAY 1 1996
APPLICATION FOR TRANSFER OF WATER RIGHTS
PART 1
MAR 01 1996
Department of Water Resources
Eastern District OfficeName of applicant Department of Water Resources
Kayle or Claude Richins Phone (801) 254-4588
Post Office address 13659 S. 1300 W., Riverton, Utah 84065

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes To have the record reflect the way the water is actually used.

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

1. Right Number	Priority	Amount (cfs/acre-ft)	Nature of Use	Period of Use
<u>13-04283</u>	<u>5-12-1885</u>	<u>1.00</u>	<u>Irrigation</u>	<u>4-15</u> to <u>10-15</u>
<u>13-04283</u>	<u>5-12-1885</u>	<u>0.04</u>	<u>Domestic</u>	<u>1-1</u> to <u>12-31</u>
<u>13-04283</u>	<u>5-12-1885</u>	<u>0.02</u>	<u>Stockwater</u>	<u>1-1</u> to <u>12-31</u>
<u>13-02242</u>	<u>6-20-1961</u>	<u>0.63</u>	<u>Irrigation</u>	<u>4-15</u> to <u>10-15</u>

2. Total amount of water being transferred 1.06 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Anderson Spring (13-04283) tributary to sinks
Groundwater (13-02242)
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	5	145	38E	Franklin	Anderson Spring
		SW	NW	4	145	38E	Franklin	Well

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
<u>14S</u>	<u>38E</u>	<u>4</u>			<u>40</u>				<u>36</u>	<u>40</u>	<u>10</u>	<u>27</u>							<u>153</u>
									<u>AS</u>										<u>49</u>
		<u>5</u>			<u>12</u>	<u>37</u>													
					<u>S</u>	<u>D&S</u>													

41.5 ac. within the 202 ac. place of use (13-04283)

34 ac. within the 202 ac. place of use (13-02242)

Total acres 202
Permissible place of use

PART 1

6. General Information:

a. Description of diversion system Springbox, pipeline for domestic and stockwater use.

Overflow from springbox to pond. Pipeline from pond to mainline which

is also connected to the well.

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

trust, mortgage or contract agreeing to the proposed changes.

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

11.5 acres of original place of use of 13-04283 is now dry farmed.

The balance of the land is still irrigated under the new distribution

system.

d. Remarks:

See License 13-07116 For 202 and p.o.u.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____

MICROFILMED
OCT 2 2 1981

PART 2

TRANS NO. 4796

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 13-04283

STAGE: STATUTORY CLAIM

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	
IRRIGATION	04/15 to 10/15	1.00 CFS	147
STOCKWATER	01/01 to 12/31	0.02 CFS	.4
DOMESTIC	01/01 to 12/31	0.04 CFS	.6
	Totals	1.06 CFS	148 cfs

SOURCETRIBUTARY OF

ANDERSON SPRING

SINKS

Priority: 05/12/1885

LOCATION OF POINT(S) OF DIVERSION:NESW , Sec. 5, Township 14S, Range 38E
FRANKLIN CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14S	38E	4	SWNW 23	SENW 7		30
		5	NESE 11.5	NWSE 0.5		12
Total number of acres irrigated:						42

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>			
14S	38E	4	SWNW		
		5	SENE	NESE	NWSE

PLACE OF USE: DOMESTIC

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	
14S	38E	5	SENE

CONDITIONS/REMARKS:MICROFILMED
JUL 12 2011

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

PART 2

(Attach one copy for each right)

RECEIVED

MAR 01 1996

A. DESCRIPTION OF RIGHT AS RECORDEDDepartment of Water Resources
Eastern District Office

Department of Water Resources

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. 13-04283 (AMENDED) 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 Anderson Spring tributary to Sink4. Date or priority 5-12-1885

5. Water is used for the following purpose:

amount 1.00 for Irrigation purposes from 4-15 to 10-15
 (cfs/acre-ft)
 amount 0.04 for Domestic purposes from 1-1 to 12-31
 (cfs/acre-ft)
 amount 0.02 for Stockwater purposes from 1-1 to 12-31
 (cfs/acre-ft)

6. Total amount of water under right 1.06 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	5	14S	38E	Franklin	

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	
14S	38E	4							S										
		4							23	7									30
		5					D&S								S	S			
		5													11.5	.5			12

Total acres 429. Describe any other water rights used for the same purpose as described above 13-02242 & 13-07116

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO _____ If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

2. Point(s) of Diversion:

3. Lands irrigated or place of use:

[illegible]

2. Point(s) of Diversion:

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

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

Total acres

[illegible]

3. Lands irrigated or place of use:

[illegible][illegible]

Total acres

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 13-02242

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.63 CFS	119.0 AF

SOURCE

GROUNDWATER

Priority: 06/20/1961

LOCATION OF POINT(S) OF DIVERSION:SWNE , Sec. 5, Township 14S, Range 38E
FRANKLIN CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14S	38E	4	SWNW	34		34
Total number of acres irrigated:						34

CONDITIONS/REMARKS:

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. TRANS. 1716.

MICROFILMED
OCT 12 1981

MAR 07 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern District Office

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

RECEIVED

MAR 01 1996

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

Department of Water Resources

a. Decree No. _____ Decreed to _____
in case of _____ vs. _____

dated _____ in _____ county of _____

b. License No. 13-02242 issued by the Idaho Department of Water Resources.

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. 1716 which produced this right.

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

☐ Tax Notice☐ Warranty Deed☐ Other _____3. Source of water Groundwater tributary to _____4. Date or priority 6-20-1961

5. Water is used for the following purpose:

amount 0.63 for Irrigation purposes from 4-1 to 11-1

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

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

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

6. Total amount of water under right 0.63 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
*		SW	NE	5	14 S	38 E	Franklin	

8. Lands irrigated or place of use: *Transfer No. 1716 proposed a new well in this 1/4 1/4. However, the new well was drilled in the same 1/4 1/4 as licensed.

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	
14S	38E	4							34										34

Total acres 349. Describe any other water rights used for the same purpose as described above 13-04283, 13-07116

[illegible]

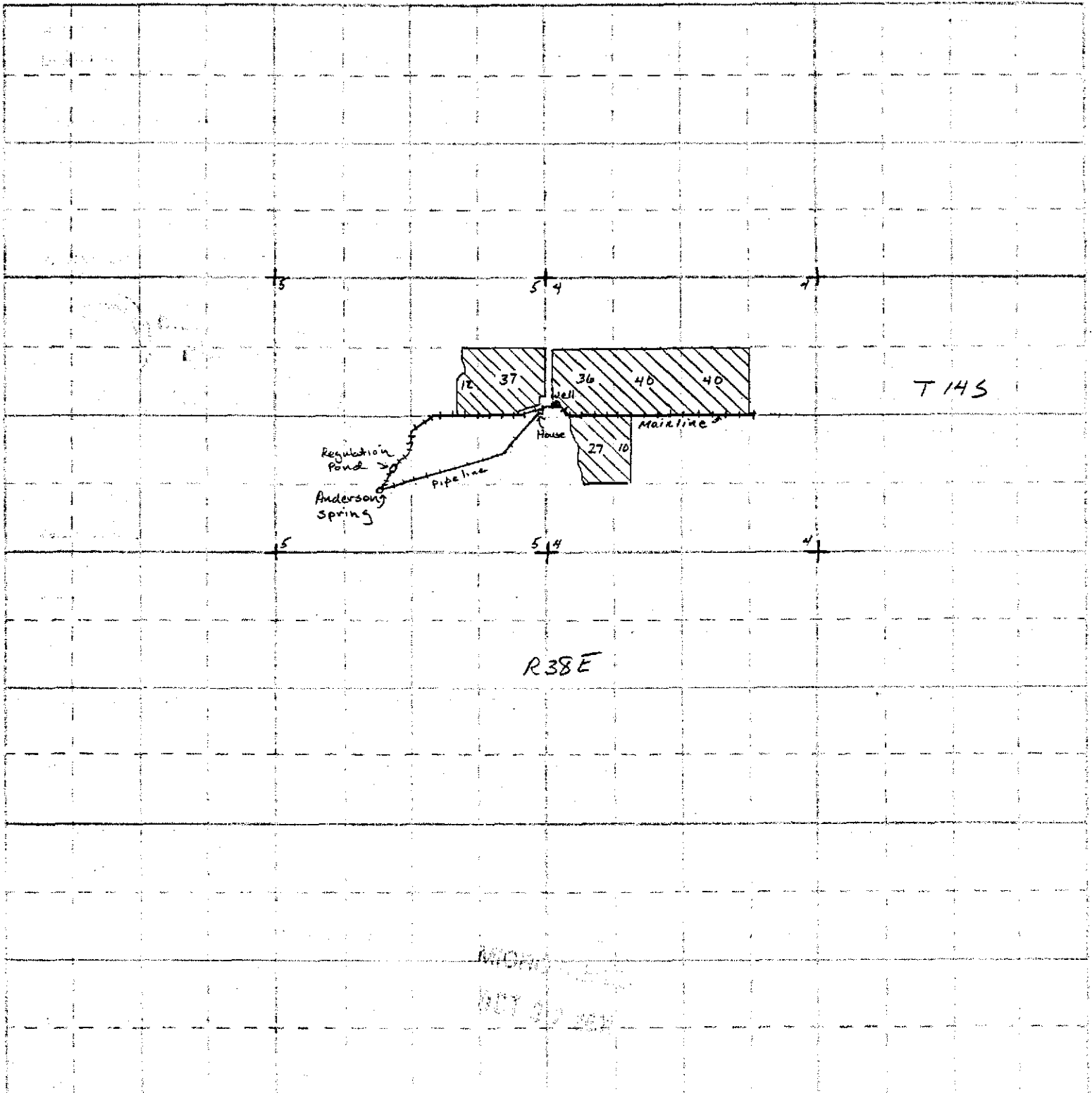
RECEIVED
Transfer No. 1096

MAR 01 1996

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

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

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

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

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

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



My commission expires 2-1-98

(Signature of Applicant) *Paul M. [illegible]* day of February, 1996

(Notary Public) *Marsha M. Lancaster*

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by *fo* Date *3-7-96* Fee *100.00* *0034955*

Prelim. check by _____ Date *3-1-96*

Received by *Joan A. [illegible]* Published in *Protest [illegible]*

Pub. dates *April 4, 1996*

Watermaster recommendation requested on _____

Recommended for ☒ approval ☐ denial

Hearing held by _____ Date _____

Copies of protest forwarded by _____

_____ by _____ recd. _____

_____ Copy of transfer sent to lien holder _____

13913088
JAN 10 1996

APR 10 2 2001

Section 5 NESE 11.5 ac.
 NWSE 0.5 ac.



Scale 1" = 660'

9-29-56
H. J. C.

LOUIS F. RACINE, JR.
WILLIAM D. OLSON
W. MARCUS W. NYE
GARY L. COOPER
RANDALL C. BUDGE
JOHN A. BAILEY, JR.
JOHN R. GOODELL*
JOHN B. INGELSTROM
DANIEL C. GREEN
REED W. LARSEN
BRENT O. ROCHE
KIRK B. HADLEY
FRED J. LEWIS
MITCHELL W. BROWN
ERIC S. HUNN
DAVID E. ALEXANDER**
JAMES P. PRICE***

*ALSO MEMBER IL & WY BARS
**ALSO MEMBER MO BAR
***ALSO MEMBER CO BAR

LAW OFFICES OF
RACINE, OLSON, NYE, COOPER & BUDGE
CHARTERED
CENTER PLAZA-CORNER FIRST & CENTER
POST OFFICE BOX 1391
POCATELLO, IDAHO 83204-1391

TELEPHONE
AREA CODE 208
232-6101
—
FAX
208-232-6109

April 10, 1996

Harold Jones, Director
Idaho Department of Water Resources
Eastern Division
900 N. Skyline Drive
Idaho Falls, Idaho 83402

RECEIVED
APR 11 1996
Department of Water Resources
Eastern Region

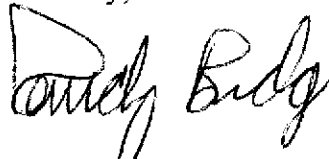
Re: *Peterson v. Richins*

Dear Harold:

Per your request, I have obtained from the Richins and enclose copies of a Quitclaim Deed and 1994 and 1995 tax notices to verify ownership of their property, together with maps depicting the same.

If you have any questions or need additional information, please call. Thank you for your assistance.

Sincerely,



RANDALL C. BUDGE

RCB:rr

Enclosures

cc: Claude Richins
Kayle Richins
Rob Richins

REC'D
APR 11 1996

190213

Instrument No.

QUIT CLAIM DEED

THIS INDENTURE WITNESSETH: That for value received EARL H. WARD HUSB.

the, Grantor

hereby Remise, Release and forever Quit claim unto

CLAUDE L. RICHINS AND KAYLE AND YVONNE RICHINS

Grantee the following

described premises, in FRANKLIN County, Idaho, to wit:

TOWNSHIP 13 SOUTH, RANGE 38 EAST OF THE BOISE MERIDIAN
SECTION 7: S1/2 SW1/4.

TOWNSHIP 14 SOUTH, RANGE 38 EAST OF THE BOISE MERIDIAN

SECTION 3: SW1/4 NW1/4 AND LOT THREE (3)

SECTION 4: S1/2 NW1/4, LOT ONE (1), AND THE S1/2 NE1/4.

SECTION 5: LOTS TWO (2), THREE (3), AND FOUR (4), S1/2 NW1/4, S1/2 NE1/4, NE1/4 SW1/4,
N1/2 N1/2 SE1/4.

TOGETHER WITH ALL WATER AND WATER RIGHTS, DITCHES AND DITCH RIGHTS USED THEREON OR APPURTENANT THERETO, INCLUDING BUT NOT LIMITED TO 14-1/2 SHARES (FARM) AND 10 SHARES (MEADOW) OF THE STOCK OF THE OXFORD IRRIGATION COMPANY AND ALSO INCLUDING BUT NOT LIMITED TO RIGHTS TO GROUND WATERS PRODUCED FROM A WELL OR WELLS LOCATED AND TO BE LOCATED ON THE SUBJECT PROPERTY, ESPECIALLY SUCH WATER UNDER APPLICATION NO. G-37852, PERMIT NO. G29897, BY THE IDAHO STATE RECLAMATION ENGINEER ON JULY 11, 1961. ALSO INCLUDING ALL IRRIGATION AND WELL EQUIPMENT OF EVERY KIND NOW OWNED BY THE SELLER AND USED IN THE IRRIGATION OF THE SUBJECT PROPERTY, ESPECIALLY BUT NOT LIMITED TO, SUCH EQUIPMENT WHICH HAS AND WILL BE ACQUIRED TO BE ATTACHED TO THE IRRIGATION WELL AND USED UNDER AUTHORITY OF STATE PERMIT NO. G-29897.

ALSO, INCLUDING 50% RIGHT TO SPRING CURRENTLY BEING USED FOR CULINARY PURPOSES IN SECTION 5 OF SAID TOWNSHIP. ALSO, ALL RIGHTS UNDER PERMIT NO. 13-7116 FOR 7.88 SECOND FEET OF WATER.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee heirs and assigns forever.

Dated: 2-2-94

Earl H. Ward

(SEAL)

(SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO, COUNTY OF SHOSHONE

On this 2 day of February, 1994,
before me, a notary public in and for said State, personally
appeared *Earl H. Ward*

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

Notary Public
Idaho

STATE OF IDAHO, COUNTY OF SHOSHONE

I hereby certify that this instrument was filed for record at
the request of *Earl H. Ward*

at 55 minutes past 11 o'clock A.M.,
this 2 day of February,
1994, in my office, and duly recorded in Book
of Deeds at page

Ex-Officio Recorder

By

De

For 1994 2 2 1994

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
39 WEST ONEIDA
PRESTON, ID 83263

TAX YEAR 1995 CODE AREA 20

PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 748.00
STATE #:

REAL PROPERTY
VALUATION

LAND 760
IMPRVMTS
PERS. PROP.
MOBILE HM
SUBTOTAL 760
-HM EXEMP
TOTAL 760

1ST TAX 4.97
HALF PEN
INT
COST
TOT

2ND TAX 4.97
HALF PEN
INT
COST
TOT

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT	**RATE**	**AMOUNT**
COUNTY	.004593744	3.49
CLIFTON CEMETERY	.000269326	.20
WESTSIDE SCHOOL #202	.007048684	5.36
LIBRARY DISTRICT	.000187883	.14
COUNTY ROAD	.000980388	.75

LOT 3
3-14-38
INST # 190213
INST # 187655

SUBTOTAL .013080025 9.94

TOTAL ACRES: 40.00

TAXES DELINQUENT FOR:

TOT TAX & SPECIALS	.013080025	9.94
-CIRCUIT BREAKER EXEMPTION		.00
SUBTOTAL		9.94
-PREPAID TAX AS OF 10/19/1995		.00

*** IMPORTANT ***

PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

NET TAX AND SPECIALS DUE 9.94

MAILED
OCT 31 1995

MAKE CHECK PAYABLE TO:
AURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
9 WEST ONEIDA
RESTON, ID 83263

TAX YEAR 1995 CODE AREA 20
PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 761.00
STATE #:
REAL PROPERTY
VALUATION
LAND 3,240
IMPRVMNTS
PERS. PROP.
MOBILE HM
SUBTOTAL 3,240
-HM EXEMP
TOTAL 3,240

1ST TAX 21.19
HALF PEN
INT
COST
TOT

2ND TAX 21.19
HALF PEN
INT
COST
TOT

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT	**RATE**	**AMOUNT**
COUNTY	.004593744	14.88
CLIFTON CEMETERY	.000269326	.87
WESTSIDE SCHOOL #202	.007048684	22.84
LIBRARY DISTRICT	.000187883	.61
COUNTY ROAD	.000980388	3.18

LOTS 3-4 SW4 NW4
5-14-38
INST # 190213
INST # 187655

SUBTOTAL .013000025 42.38

TOTAL ACRES: 120.00

TAXES DELINQUENT FOR:

*** IMPORTANT ***

PLEASE READ BOTH FRONT AND BACK

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SUBJECT TO BANK CLEARANCE.

TOT TAX & SPECIALS	.013000025	42.38
-CIRCUIT BREAKER EXEMPTION		.00
SUBTOTAL		42.38
-PREPAID TAX AS OF 10/19/1995		.00
NET TAX AND SPECIALS DUE		42.38

MICROFILMED

10/19/2000

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
39 WEST ONEIDA
REXSTON, ID 83263

TAX YEAR 1995 CODE AREA 20

PARCEL #: 760.00
STATE #:

PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

REAL PROPERTY
VALUATION

1ST TAX 283.13
HALF PEN
INT
COST
TOT

2ND TAX 283.13
HALF PEN
INT
COST
TOT

LAND 24,393
IMPRVMNTS 21,742
PERS. PROP.
MOBILE HM
SUBTOTAL 46,135
-HM EXEMP 10,871
TOTAL 35,264

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT	**RATE**	**AMOUNT**
COUNTY	.004593744	162.00
CLIFTON CEMETERY	.000269326	9.50
WESTSIDE SCHOOL #202	.007048684	248.56
LIBRARY DISTRICT	.000187883	6.63
COUNTY ROAD	.000980388	34.57

S2NE4, SE4NW4, NE4SW4,
N2 N2 SE4
5-14-38
INST # 187655

SUBTOTAL	.013080025	461.26
T.V. DISTRICT #1		15.00
SOLID WASTE		90.00

TOTAL ACRES: 199.00

TAXES DELINQUENT FOR:

TOT TAX & SPECIALS	.013080025	566.26
-CIRCUIT BREAKER EXEMPTION		.00
SUBTOTAL		566.26
-PREPAID TAX AS OF 10/19/1995		.00

*** IMPORTANT ***

PLEASE READ BOTH FRONT AND BACK

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

KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

NET TAX AND SPECIALS DUE 566.26

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
39 WEST ONEIDA
PRESTON, ID 83263

TAX YEAR 1995 CODE AREA 20
PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 759.00
STATE #:
REAL PROPERTY
VALUATION
LAND 1,083
IMPRVMTS
PERS. PROP.
MOBILE HM
SUBTOTAL 1,083
-HM EXEMP
TOTAL 1,083

1ST TAX 7.08
HALF PEN
INT
COST
TOT

2ND TAX 7.08
HALF PEN
INT
COST
TOT

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT	**RATE**	**AMOUNT**
COUNTY	.004593744	4.98
CLIFTON CEMETERY	.000269326	.29
WESTSIDE SCHOOL #202	.007048684	7.63
LIBRARY DISTRICT	.000187883	.20
COUNTY ROAD	.000980388	1.06

LOT 2
5-14-38
INST # 190213
INST # 187655

SUBTOTAL .013080025 14.16

TOTAL ACRES: 40.10

TAXES DELINQUENT FOR:

TOT TAX & SPECIALS	.013080025	14.16
-CIRCUIT BREAKER EXEMPTION		.00
SUBTOTAL		14.16
-PREPAID TAX AS OF 10/19/1995		.00
NET TAX AND SPECIALS DUE		14.16

*** IMPORTANT ***

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APPLIED TO THE OLDEST DELINQUENT YEAR.

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RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

MAKE CHECK PAYABLE TO:
AURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
9 WEST ONEIDA
PRESTON, ID 83263

TAX YEAR 1995 CODE AREA 20

PROPERTY TAX RECEIPT

COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 754.00

STATE #:

REAL PROPERTY

VALUATION

LAND 72,150

IMPRVMTS

PERS. PROP.

MOBILE HM

SUBTOTAL 72,150

-HM EXEMP

TOTAL 72,150

1ST TAX 471.86

HALF PEN

INT

COST

TOT

2ND TAX 471.86

HALF PEN

INT

COST

TOT

RICHINS, CLAUDE L.---ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT

COUNTY

CLIFTON CEMETERY

WESTSIDE SCHOOL #202

LIBRARY DISTRICT

COUNTY ROAD

RATE

.004593744

.000269326

.007048684

.000187883

.000900388

AMOUNT

331.44

19.43

508.56

13.56

70.73

SE4 NE4 LOT 1 SW4 NE4

S2 NW4

4-14-38

INST # 187655

SUBTOTAL

.013080025

943.72

TOTAL ACRES: 197.96

TAXES DELINQUENT FOR:

TOT TAX & SPECIALS .013080025

943.72

-CIRCUIT BREAKER EXEMPTION

.00

SUBTOTAL

943.72

-PREPAID TAX AS OF 10/19/1995

.00

NET TAX AND SPECIALS DUE

943.72

*** IMPORTANT ***

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RECEIVED OR POSTMARKED BY THE DUE DATE.

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PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
59 WEST ONEIDA
PRESTON, ID 83263

TAX YEAR 1995 CODE AREA 20

PARCEL #: 753.00

STATE #:

PROPERTY TAX RECEIPT

COUNTY OF FRANKLIN
STATE OF IDAHO

REAL PROPERTY
VALUATION

LAND 760
IMPRVMNTS
PERS. PROP.
MOBILE HM
SUBTOTAL 760
-HM EXEMP
TOTAL 760

1ST TAX 4.97
HALF PEN
INT
COST
TOT

2ND TAX 4.97
HALF PEN
INT
COST
TOT

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST-ETAL
RIVERTON, UTAH 84065

TAXING DISTRICT	**RATE**	**AMOUNT**
COUNTY	.004593744	3.49
CLIFTON CEMETERY	.000269326	.20
WESTSIDE SCHOOL #202	.007048684	5.36
LIBRARY DISTRICT	.000187883	.14
COUNTY ROAD	.000980388	.75

SW4 NW4
3-14-38
INST # 190213
INST # 187655

SUBTOTAL .013080025 9.94

TOTAL ACRES: 40.00

TAXES DELINQUENT FOR:

TOT TAX & SPECIALS	.013080025	9.94
-CIRCUIT BREAKER EXEMPTION		.00
SUBTOTAL		9.94
-PREPAID TAX AS OF 10/19/1995		.00

*** IMPORTANT ***

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RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

NET TAX AND SPECIALS DUE 9.94

MAKE CHECK PAYABLE TO:
AURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
9 WEST ONEIDA
RESTON, ID 83263

TAX YEAR 1995 CODE AREA 35
PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 364.00
STATE #: REAL PROPERTY
VALUATION
LAND 2,160
IMPRVMTS
PERS. PROP.
MOBILE HM
SUBTOTAL 2,160
-HM EXEMP
TOTAL 2,160

1ST TAX 14.13
HALF PEN
INT
COST
TOT

2ND TAX 14.13
HALF PEN
INT
COST
TOT

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT	**RATE**	**AMOUNT**
COUNTY	.004593744	9.92
CLIFTON CEMETERY	.000269326	.58
WESTSIDE SCHOOL #202	.007048684	15.23
LIBRARY DISTRICT	.000187883	.41
COUNTY ROAD	.000980388	2.12

S2 SW4
32-13-38
INST # 190213
INST # 187655

SUBTOTAL .013080025 28.26

TOTAL ACRES: 80.00

TAXES DELINQUENT FOR:

TOT TAX & SPECIALS	.013080025	28.26
-CIRCUIT BREAKER EXEMPTION		.00
SUBTOTAL		28.26
-PREPAID TAX AS OF 10/19/1995		.00

★ ★ ★ IMPORTANT ★ ★ ★

PLEASE READ BOTH FRONT AND BACK

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

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

NET TAX AND SPECIALS DUE 28.26

RECEIVED

OCT 2 1995

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
39 WEST ONEIDA
PRESTON, ID 83263

TAX YEAR 1994 CODE AREA 20
PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 760.00
STATE #:
REAL PROPERTY
VALUATION
LAND 24,393
IMPRVMTS 18,906
PERS. PROP.
MOBILE HM
SUBTOTAL 43,299
-HM EXEMP 9,453
TOTAL 33,846

1ST TAX	316.15
HALF PEN	
INT	
COST	
TOT	

2ND TAX	316.15
HALF PEN	
INT	
COST	
TOT	

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT	**RATE**	**AMOUNT**
COUNTY	.005206534	176.23
CLIFTON CEMETERY	.000271931	9.20
WESTSIDE SCHOOL #202	.009023548	305.41
LIBRARY DISTRICT	.000195601	6.62
COUNTY ROAD	.000881646	29.84

S2NE4, SEANW4, NE4SW4,
N2 N2 SE4
S-14-38
INST # 187655

TOTAL ACRES: 199.00

*2nd half 10/1/95
1st year 10/1/93*

*1st half 10/1/95
1st year 10/1/93*

T.V. DISTRICT #1	15.00
SOLID WASTE	90.00

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

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APPLIED TO THE OLDEST DELINQUENT YEAR.

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RECEIVED OR POSTMARKED BY THE DUE DATE.

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TOT TAX & SPECIALS	632.30
-CIRCUIT BREAKER EXEMPTION	.00
SUBTOTAL	632.30
-PREPAID TAX AS OF 10/27/1994	.00
NET TAX AND SPECIALS DUE	632.30

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
39 WEST ONEIDA
PRESTON, ID 83263

TAX YEAR 1994 CODE AREA 20
PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 753.00
STATE #:
REAL PROPERTY
VALUATION

1ST TAX	5.93	2ND TAX	5.93	LAND	760
HALF PEN		HALF PEN		IMPRVMTS	
INT		INT		PERS. PROP.	
COST		COST		MOBILE HM	
TOT		TOT		SUBTOTAL	760
				-HM EXEMP	
				TOTAL	760

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST-ETAL
RIVERTON, UTAH 84065

TAXING DISTRICT
COUNTY
CLIFTON CEMETERY
WESTSIDE SCHOOL #202
LIBRARY DISTRICT
COUNTY ROAD
RATE
.005206534
.000271931
.009023548
.000195601
.000881646
AMOUNT
3.97
.21
6.86
.15
.67

SW4 NW4
3-14-38
INST # 190213
INST # 187655

TOTAL ACRES: 40.00

TAXES DELINQUENT FOR
*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
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PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

TOT TAX & SPECIALS .015579260 11.86
-CIRCUIT BREAKER EXEMPTION .00
SUBTOTAL 11.86
-PREPAID TAX AS OF 10/27/1994 .00
NET TAX AND SPECIALS DUE 11.86

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
39 WEST ONEIDA
PRESTON, ID 83263

TAX YEAR 1994 CODE AREA 35
PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 364.00
STATE #:
REAL PROPERTY
VALUATION
LAND 2,160
IMPRVMTS
PERS. PROP.
MOBILE HM
SUBTOTAL 2,160
-HM EXEMP
TOTAL 2,160

1ST TAX	16.83	2ND TAX	16.83
HALF PEN		HALF PEN	
INT		INT	
COST		COST	
TOT		TOT	

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT	**RATE**	**AMOUNT**
COUNTY	.005206534	11.26
CLIFTON CEMETERY	.000271931	.39
WESTSIDE SCHOOL #202	.009023548	19.49
LIBRARY DISTRICT	.000195601	.42
COUNTY ROAD	.000881646	1.90

S2 SW4
32-13-38
INST # 190213
INST # 187655

TOTAL ACRES: 80.00

TAXES DELINQUENT FOR

*** IMPORTANT ***
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SUBJECT TO BANK CLEARANCE.

TOT TAX & SPECIALS	.015579260	33.66
-CIRCUIT BREAKER EXEMPTION		.00
SUBTOTAL		33.66
-PREPAID TAX AS OF 10/27/1994		.00
NET TAX AND SPECIALS DUE		33.66

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
39 WEST ONEIDA
PRESTON, ID 83263

TAX YEAR 1994 CODE AREA 20
PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 6013.00
STATE #:
PERS (MACH)
VALUATION

1ST TAX	119.30	2ND TAX	119.30	LAND IMPRVMTS	15,316
HALF PEN		HALF PEN		PERS. PROP.	15,316
INT		INT		MOBILE HM	15,316
COST		COST		SUBTOTAL	15,316
TOT		TOT		-HM EXEMP	
				TOTAL	15,316

RICHINS BROTHERS MINK RANCH
13650 SOUTH 1300 WEST
RIVERTON, UT 84065

TAXING DISTRICT
COUNTY
CLIFTON CEMETERY
WESTSIDE SCHOOL #202
LIBRARY DISTRICT
COUNTY ROAD
RATE
.005206534
.000271931
.009023548
.000195601
.000881646
AMOUNT
79.74
4.16
138.20
3.00
13.50

TOTAL ACRES: .00

TAXES DELINQUENT FOR:

*** IMPORTANT ***

PLEASE READ BOTH FRONT AND BACK

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

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

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

TOT TAX & SPECIALS .015579260 238.60
-CIRCUIT BREAKER EXEMPTION .00
SUBTOTAL 238.60
-PREPAID TAX AS OF 10/27/1994 .00
NET TAX AND SPECIALS DUE 238.60

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
39 WEST ONEIDA
FRESTON, ID 83263

TAX YEAR 1994 CODE AREA 20
PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 761.00
STATE #:
REAL PROPERTY
VALUATION
LAND 3,240
IMPRVMENTS
PERS. PROP.
MOBILE HM
SUBTOTAL 3,240
-HM EXEMP
TOTAL 3,240

1ST TAX	25.24	2ND TAX	25.24
HALF PEN		HALF PEN	
INT		INT	
COST		COST	
TOT		TOT	

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT
COUNTY
CLIFTON CEMETERY
WESTSIDE SCHOOL #202
LIBRARY DISTRICT
COUNTY ROAD
RATE
.005206534
.000271931
.009023548
.000195601
.000881646
AMOUNT
16.87
.88
29.24
.63
2.86

LOTS 3-4 SW4 NW4
5-14-38
INST # 190213
INST # 187655

TOTAL ACRES: 120.00

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

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

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

KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

TOT TAX & SPECIALS .015579260 50.48
-CIRCUIT BREAKER EXEMPTION .00
SUBTOTAL 50.48
-PREPAID TAX AS OF 10/27/1994 .00
NET TAX AND SPECIALS DUE 50.48

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
39 WEST ONEIDA
PRESTON, ID 83263

TAX YEAR 1994 CODE AREA 20

PARCEL #: 754.00
STATE #:

PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

REAL PROPERTY
VALUATION
72,150

1ST TAX 562.02
HALF PEN
INT
COST
TOT

2ND TAX 562.02
HALF PEN
INT
COST
TOT

LAND IMPRVMTS
PERS. PROP.
MOBILE HM
SUBTOTAL 72,150
-HM EXEMP
TOTAL 72,150

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT
COUNTY
CLIFTON CEMETERY
WESTSIDE SCHOOL #202
LIBRARY DISTRICT
COUNTY ROAD
RATE
-005206534
-000271931
-009023548
-000195601
-000881646
AMOUNT
375.65
19.62
651.05
14.11
63.61

SE4 NE4 LOT 1 SW4 NE4
S2 NW4
4-14-38
INST # 187655

TOTAL ACRES: 197.96

TAXES DELINQUENT FOR

*** IMPORTANT ***

PLEASE READ BOTH FRONT AND BACK

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

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

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

TOT TAX & SPECIALS .015579260 1,124.04
-CIRCUIT BREAKER EXEMPTION .00
SUBTOTAL 1,124.04
-PREPAID TAX AS OF 10/27/1994 .00
NET TAX AND SPECIALS DUE 1,124.04

MAKE CHECK PAYABLE TO:
MAURINE E. AINSCOUGH
FRANKLIN COUNTY TREASURER
39 WEST ONEIDA
PRESTON, ID 83263

TAX YEAR 1994 CODE AREA 20
PROPERTY TAX RECEIPT
COUNTY OF FRANKLIN
STATE OF IDAHO

PARCEL #: 759.00
STATE #:
REAL PROPERTY
VALUATION
LAND 1,083
IMPRVMTS
PERS. PROP.
MOBILE HM
SUBTOTAL 1,083
-HM EXEMP
TOTAL 1,083

1ST TAX	8.43	2ND TAX	8.43
HALF PEN		HALF PEN	
INT		INT	
COST		COST	
TOT		TOT	

RICHINS, CLAUDE L.--ETAL
13650 SOUTH 1300 WEST
RIVERTON, UTAH 84065

TAXING DISTRICT
COUNTY
CLIFTON CEMETERY
WESTSIDE SCHOOL #202
LIBRARY DISTRICT
COUNTY ROAD
RATE
.005206534
.000271931
.009023548
.000195601
.000881646
AMOUNT
5.64
.29
9.77
.21
.95

LOT 2
5-14-38
INST # 190213
INST # 187655

TOTAL ACRES: 40.10

TAXES DELINQUENT FOR:

*** IMPORTANT ***

PLEASE READ BOTH FRONT AND BACK

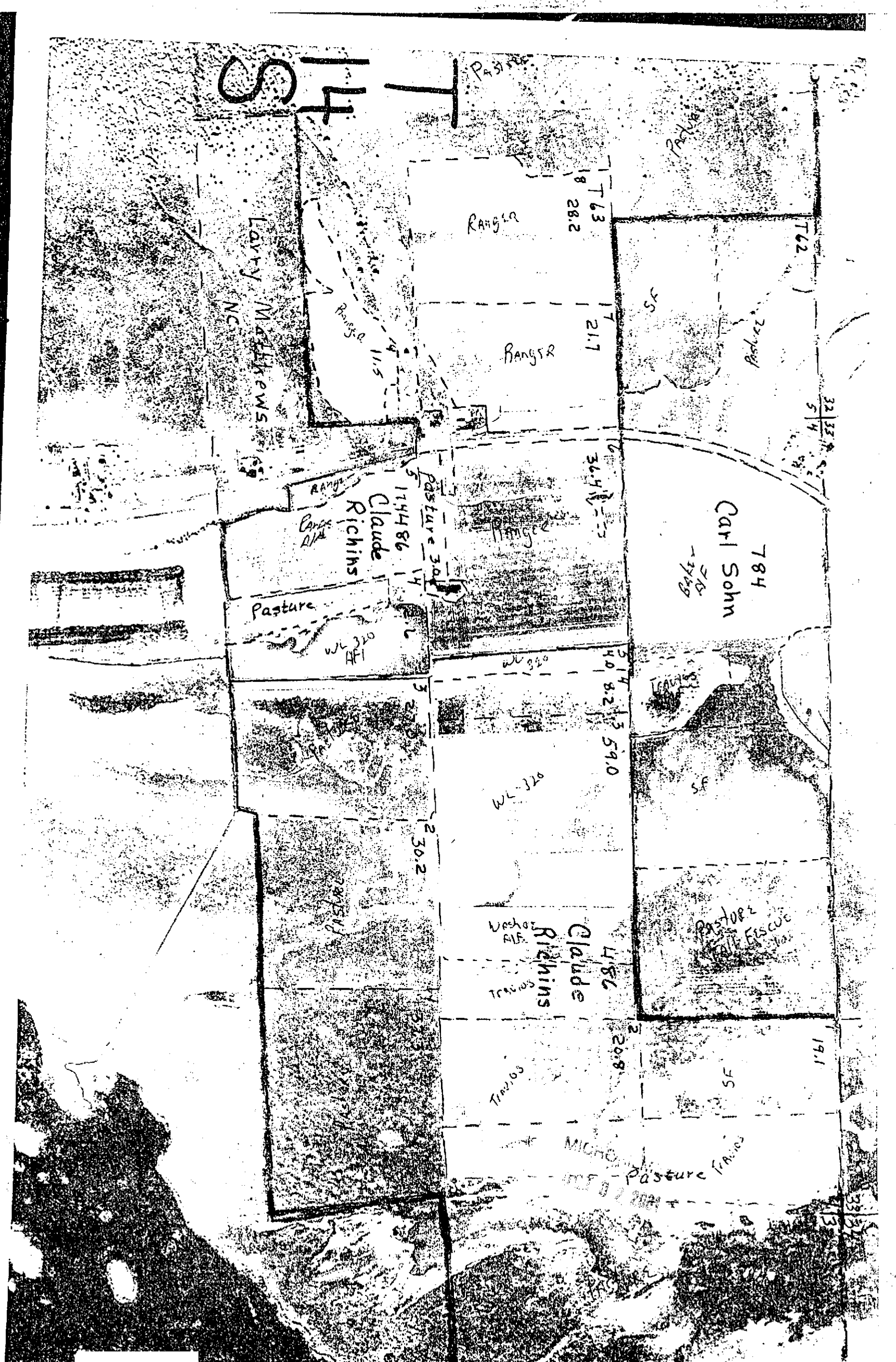
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

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

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

TOT TAX & SPECIALS	.015579260	16.86
-CIRCUIT BREAKER EXEMPTION		.00
SUBTOTAL		16.86
-PREPAID TAX AS OF 10/27/1994		.00
NET TAX AND SPECIALS DUE		16.86



GARY T. GARNER
46-532
164119
191692

James A. Roberts
143812

Glen W. Jensen T
155449
183852

Claude & Richins Etl
187656
190213

GARY T. GARNER
464119
191692

Claude R. Richins Etl
187656
190213

Claude R. Richins
187656
190213

Claude R. Richins
184776
185396
194213

Claude R. Richins
184776
185396
194213
120.36A

Claude R. Richins Etl
187656
190213

32

Lot 4 = 39.97A Lot 3 = 40.05A

Lot 2 = 40.1A

Lot 1 = 40.16A

5

4

Lot 4 = 40.16A

Lot 3 = 40.12A

Lot 2 = 40.08

Lot 1 = 40.04

33

133492

Claude R. Richins
194430

Claude R. Richins Etl
187656
191213

Larry Don Matthews
125186
156474

Larry Don Matthews
143205
158399

Richins Partnership
175373

Claude R. Richins Etl
190213

150A

D. Marcel Beckstead
137826 Family Trust

Roy Grant Peterson Trust
52-361
168350

Roy Grant Peterson

Roy Grant Peterson Trust
168350
152825

Lot 5 = 59.6A

Lot 6 = 20.

5

4

Quarter Section No. _____
Block No. _____

Township No. 13 N 14 E

Range No. 38

30 Lot 29

29 28

28 27

31 32

32 33

33 34

34

Merle Kendall

161865
163434

32

GARY T GAMER

46-532
164119
191692

Claude Richins et al
187656
190213

32

Lot 4 = 39.99A Lot 3 = 40.05A

Earl H. Ward
135412
187656
187656
187656

Claude R. Richins
187656
187656

Earl H. Ward
135492
187656
187656

Claude R. Richins
187656
187656

Claude R. Richins
185396
185396
194213

32

Lot 1 = 40.16A

5

Benny Kendall

183797
182994
182994
182994

Cemetery

Benny L. Kendall

148623
148623
148623

Merle Kendall Trust

163424
161865

Betty McConnell
192905
192905
192905

James D. Boyce
51-28C
124098

191692
191692
191692

Irene H. Helmandollar

James A. Roberts
143812

GARY T GAMER

164119
191692

33

Lot 4 = 40.16A

Lot 3 = 40.12A

Lot 2 = 40.08

Claude R. Richins
184776
185396
194213

185396
120.36A

33

Glen W. Jensen Trust

155449
155449
155449

Glen W. Jensen Trust

155449
183852

33

Lot 1 = 40.04A

34

Earl H. Ward
135412
187656
187656
190213

Claude R. Richins
187656
187656

STATE OF IDAHO
DEPARTMENT OF RECLAMATION WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use **APPROVED**

1. Name of Right Holder Earl H. and Anna Mae Ward

Post office address Dayton, Idaho

2. Right obtained by:

a. Decree to _____ in Case of _____
(Name)

vs. _____, Dated _____ in _____
(Name of Court)

Court. County of _____

G29897/13-2242

b. License No. _____ issued by the State of Idaho, Department of Reclamation.

3. Source of water Underground tributary to _____
(Name of stream or source)

4. Date of Priority 6/20/61

5. Amount of water a. 0.63 c.f.s. and/or

b. _____ acre feet/annum

6. Water is used for Irrigation from April 1 to November 1
(Month, Day) (Month, Day)

7. Original location of point of diversion is SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 4,

Township 14S, Range 38E, B.M., in Franklin County;

Additional points of diversion, if any _____

8. Lands presently 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 $\frac{1}{4}$	
14S	38E	4							34										34

Total number of acres presently irrigated 34

RECEIVED

9. If applicant was not the original holder of this right explain how it was acquired: Purchase on contract notice attached.

10. CHANGE IN POINT OF DIVERSION

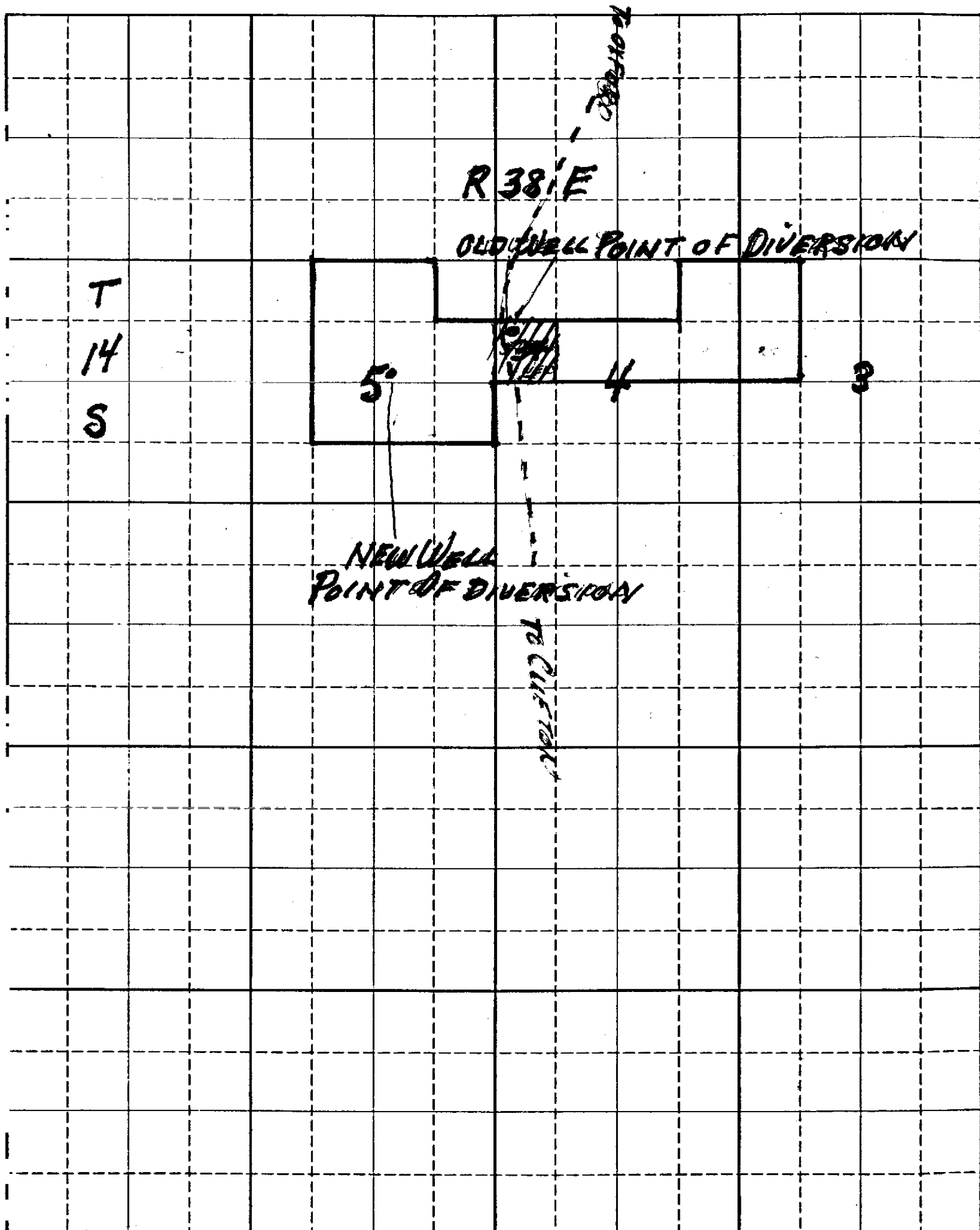
- a. Quantity to be diverted at new point: 0.63 c.f.s. and/or _____ acre feet
- b. New point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 5, Township 14S
38E, Range _____, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: Drilling
New Well
- d. Is water to be conveyed to the lands previously irrigated? Yes X No _____
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
To incorporate into application for new well of sufficient size to
irrigate all irrigatable land.
- f. Do you intend to make the transfer permanent? It will depend on production of new well.
- g. Do you intend to abandon completely the old point of diversion? Yes, if the new well is
successful.
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE NO CHANGE

- a. Describe the new lands on which you wish to use your right.

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 $\frac{1}{4}$	
14S	38E	4							34										34

Total number of acres to be irrigated 34



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

RECEIVED

b. Do you intend to make the transfer permanent?_____

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right:_____

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Shirley L. Hart
(signature of applicant)

Subscribed and sworn to before me this 30th day of May, 19 75

Ernest J. Waters
(notary public)

My commission expires 3/5/76.

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 13-2242,
and said application is hereby APPROVED.

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

A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 11 day of October, 19 75.

P. Keith Higgs
State Reclamation Engineer

FOR DEPARTMENT USE ONLY

Received by MB Date 6-2-75

Prelim. check by JRG Date 6/2/75

Fee received by MB Date 6-2-75 Fee \$ 30.00

Approved for publication by OW 7-8-75 # 4271

Published in Des Moines Register Dates June 12 & 19, 1975

Hearing held _____

Watermaster Recommendation sent N.A.

Protest filed by: _____ Date _____

Andrew Hunt 6-27-75

RECORDED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

County of Franklin

Wayne D. Bell

being duly sworn,

deposes and says:

That he is the *Co-publisher* of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for *five* consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

June 12, 19 *75*, and ending

with the issue of *June 19*, 19 *75*.

Wayne D. Bell

Fees. \$ *16.28*
9.68

Subscribed and sworn to before me this *7* day

of *July*, 19 *75*.

Richard D. Giddis

Notary Public, Residing at Preston, Idaho

My Commission Expires *March*, 19 *78*.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 13-2242

Notice is hereby given that Earl H. and Anna Mae Ward, Dayton, Idaho, have applied to the Department of Water

Resources for a change in the point of diversion of a ground-water source. The right sought to be changed is evidenced by License No. G29897/13-2242 and is recorded as follows:

AMOUNT: 0.63 cfs
PRIORITY: June 20, 1961
POINT OF DIVERSION:
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 14S,
R. 38E, B.M., Franklin
County;

The water is used to irrigate 34 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 14S, R. 38E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, T. 14S, R. 38E, B.M., Franklin County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before June 30, 1975.

R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho, on June 12 and June 19, 1975.

Legal No. 2965 — Pub.
June 12, 19, 1975.

(w)

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 29897/13-2242 Priority June 20, 1961 Amount 0.63 cfs

THIS IS TO CERTIFY, that Hyrum J. Ward
of Clifton, Idaho, has complied with the terms and conditions of Permit
No. 29897/13-2242 issued pursuant to Application for Permit dated June 20, 1961,
and has submitted proof to the Department of Water Administration on June 20, 1966,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.63 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source

tributary of _____, is hereby confirmed in the following amounts:

Amount 0.63 cfs for irrigation from April 1 to Nov. 1 (both dates inclusive)

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

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

Subject, however, to the condition that no more than 0.63 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4, Twp. 14 S, Rge. 38 E, B. M.

in the county of Franklin, and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 119 acre feet per year or
3.5 acre feet per acre.

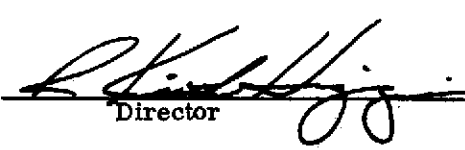
Description and location of place of use:

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 $\frac{1}{4}$	
14S	38E	4							34										34

Total number of acres irrigated 34

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 9 day of
March, 19 72.


Director

13 2242

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

FHA

Application No. G- 37852
Permit No. G- 29897
District No.

1. Name of Applicant: Hyrum J. Ward
Postoffice address: Clifton County: Franklin State: Idaho
2. Quantity of water claimed: 675 gals per minute (1.5 cfs)
 (a) Rate of withdrawal in cubic feet per second or Idaho
 Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: subterranean
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 4
 Twp. 14 S , Rge. 38 E , B.M., County of Franklin
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: Fourteen inch steel casing
8. Estimated cost of works: \$ 3200
9. (a) Is reservoir to be used? yes
 (b) Capacity of reservoir: 2 acre feet
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 II. The financial resources of the applicant are (a) Cash 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: 14 $\frac{1}{2}$ hrs. of farm
 & 10 hrs Meadow shares in Oxford Irrig. Co.
 (a) 675 ~~cubic feet per second~~ inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 (b) (cubic feet per second, inches or gallons per minute) is for new lands.

LICENSE ISSUED FOR 0.63 SEC. AT.
 LICENSE FEE, \$0.

This
Right has been
Decreed in the
Case:
Peterson vs.
Richins

*See Decree file for the Director's Report and Agreements.

RECORDED
INDEXED
JUL 1 1964



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

January 14, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

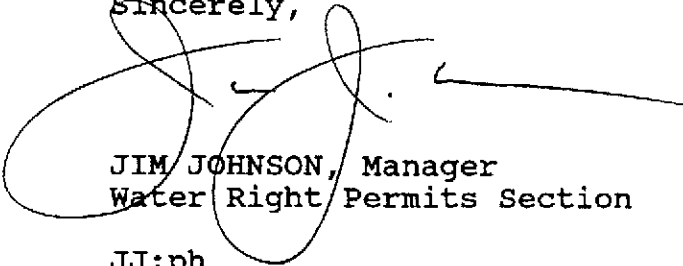
CLAUDE RICHINS
KAYLE RICHINS
13659 S 1300 W
RIVERTON UT 84065

RE: Water Right Nos. 13-02242 AND 13-04283
Transfer No. 4796

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water rights (Transfer No. 4796). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

Enclosure

MEMORANDUM

TO: FILE NOS. 13-02242 & 13-04283

FROM: PAM SKAGGS/²⁸STATE OFFICE

SUBJECT: TRANSFER NO. 4796

DATE: July 17, 1996

=====

Transfer No. 4796 was filed to change the point of diversion and place of use under groundwater Right No. 13-02242 and surface water Right No. 13-04283. These rights are being used in combination with groundwater Right No. 13-07116 to irrigate a 202 acre permissible place of use. This transfer is to change these rights to reflect the way the water is currently being used and is the result of a private adjudication.

Season of use and diversion volume were adjusted to current standards. The rights as originally licensed and claimed reflect development of a portion of the groundwater for supplemental use on 23 acres where the rights overlap in the SWNW, S04, T14S, R38E. Conditions were included to describe the overlapping limits of these rights within the larger system.

Recommended conditions include combined limits, supplemental groundwater, measuring devices, future annual reporting, conveyance loss, permissible place of use limits, nonconfirmation of claim and standard transfer conditions.

TRANSFER REVIEW SHEET
(04-96)

Transfer # 4796

Date Reviewed 06-11-96
28

Right(s) 13-02242 _____
13-04283 _____

WRG Print Split Summary ☒ Run POU Comparison Report

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

Proof of Ownership Quitclaim Deed & Tax notices cover all original acres.
94+95

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

Check Transfer Against Recorded Right Season/Vol. D/3.5

(1) ☒ Priority (2) ☒ Use (3) _____ Season (4) _____ Rate (5) _____ Volume

(6) _____ Source (7) _____ P/D (8) _____ P/U (9) ☒ Proof/Owner (10) ☒ Map
No Lots

(11) NO Water District (12) Yes Pertinent Conditions MD (13) Expansion
overlapping Acres
Combined Limits

- (3) Standard Season 4-15 to 10-15
(4) Claim has rate 2.02/acre .02 x 42 = .84 cts or .16 cts conveyance
(5) Standard Vol
(6) Separate Sources each rt.
(7) Change P/D back to original Licensed P/D existing Separate Each Rt.
(8) Create P/P/U
Acres overlap SWNW, S4 34 GW 23 S

23 acres under 13-02242 developed as Supplemental GLO
065 + WB8 Modified 2242 = 34 Acres 4283 = 41.5 Acres Combined Limit - 53 Acres/185.5aba
Transfer Remarks Permissible Place of Use Conveyance - 0034
Conditions (T01, 028, R30, T07, T08, T09 (Not in SRBA)) T17
13-04283/13-02242 w/13-07116 limited to 20.2 acres & 76.7aba

Database/Processing Notes Standard ☒ Non-Standard _____
T files each rt. Edit 13-02242 to single rt remarks when approved.
Special Edit Approval - Source/WR - 211 2 approvals & combine.

WR Reports File Rich.1155 01-14-97
File Deleted 28

Transfer Memo Complete ☒
Database Updated 01-14-97

Approval Cover Letter Standard ☒ Preliminary Order _____

WR0749NP
No. T13-02242

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/13/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KAYLE RICHINS	06/20/1961	IRRIGATION	04/15 10/15	0.630 CFS	119.00 AFA
C	CLAUDE RICHINS					
	13659 S 1300 W			TOTAL DIVERSION:	0.630 CFS	119.00 AFA
	RIVERTON ID 84065					
	(208) 254-4588					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T14S R38E S04 SWNW FRANKLIN County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																																															
				NENE	NWNE	SWNE	SENE	:				NENW	NWNW	SWNW	SENW	:				NESW	NWSW	SWSW	SESW	:				NESE	NWSE	SWSE	SESE	:																															
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM																													
14S	38E	4	:				40					:			36		40		:			10		27			:						:	153.0																													
14S	38E	5	:				12		37			:							:							:						:	49.0																														
																																TOTAL ACRES																															202.0

Pou County: FRANKLIN

Other Water Rights with Same Point(s) of Diversion and Source:
13-07116

Other Water Rights Listing Overlapping Place(s) of use:
13-02242 13-04283 13-07116 T13-04283

Conditions of Approval:

- 028 - After specific notification by the department, the right holder
 - shall annually report the amount of water diverted to the
 - department.
- R30 - This right when combined with all other rights shall provide no
 - more than .02 cfs per acre nor more than 3.5 afa per acre for the
 - lands above.
- T07 - The change authorized by this transfer shall be accomplished
 - within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause
 - for the director to issue an order to show cause why the approval
 - of the transfer should not be rescinded.
- T17 - Prior to diversion of water under this approval, the right holder
 - shall provide a means of measurement acceptable to the Department
 - from all authorized points of diversion which will allow
 - determination of the total rate of diversion.

Remarks: That portion of ^{SW}Right No. 13-02242 appurtenant to 23.0 acres located in the SWNW, S04, T14S, R38E and irrigated under a portion of surface water Right No. 13-04283 shall not be used if the surface right is sold, transferred, leased, or used on any other place of use.

Remarks: The right holder shall use the full allotment of appurtenant surface water under Right No. 13-04283 in conjunction with the overlapping portion of groundwater Right No. 13-02242. No supplemental groundwater shall be diverted on these 23.0 acres until such time as the spring water is not available. Right Nos. 13-02242 and 13-04283 in combination shall not exceed a total annual diversion volume of 185.5 af for the irrigation of 53.0 acres.

Right No. 13-02242 when combined with Right No. 13-07116 shall not exceed a total combined diversion rate of 2.83 cfs.

Right Nos. 13-02242 and 13-04283 when combined with Right No. 13-07116 shall not exceed a total combined annual diversion volume of 707.0 af, nor the total combined irrigation of 202.0 acres in a single irrigation season.

~~A portion of Right No. 13-04283, 0.16 cfs, is limited to use for conveyance losses in delivery of this right.~~

Right No. 13-02242 is limited to the irrigation of 34.0 acres in the place of use described above in a single irrigation season.

~~Right No. 13-04283 is limited to the irrigation of 42.0 acres in the place of use described above in a single irrigation season.~~

~~Approval of this transfer in no way confirms Statutory Claim No. 13-04283.~~

*Notice
water
approved
01-14-97
CB*

Dates: App. Received: Priority Date: 06/20/1961
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 03/09/1972

Misc: Water District Number: Field Exam Fee:

Comments: Date: 06/11/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4796
Transfer No. 4796 was filed to change the point of diversion & place of use under Right Nos. 13-02242 & 13-04283. This transfer reflects the current use of these rights as combined to serve a common permissible place of use.

Audit: 03/27/96 RBODELL 06/11/96 PSKAGGS 07/16/96 PSKAGGS 01/13/97 PSKAGGS

WR0749NP
No. T13-04283

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/13/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLAUDE RICHINS	05/12/1885	IRRIGATION	04/15 10/15	1.000 CFS	147.00 AFA
C	KAYLE RICHINS		STOCKWATER	01/01 12/31	0.020 CFS	0.40 AFA
	13659 S 1300 W		DOMESTIC	01/01 12/31	0.040 CFS	0.60 AFA
	RIVERTON UT 84065					
	(801) 254-4588					
TOTAL DIVERSION:					1.060 CFS	148.00 AFA

Water Source: ANDERSON SPRING

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion: T14S R38E S05 NESW FRANKLIN County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																
				NENE	NWNE	SWNE	SENE	:				NENW	NWNW	SWNW	SENW	:				NESW	NWSW	SWSW	SESW	:				NESE	NWSE	SWSE	SESE	:
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
14S	38E	4	:				40	:				36	40	:	10	27	:														153.0	
14S	38E	5	:				12	37	:					:			:														49.0	
																														TOTAL ACRES	202.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: FRANKLIN

Other Water Rights with Same Point(s) of Diversion and Source:
13-04248 13-04282 13-04283

Other Water Rights Listing Overlapping Place(s) of use:
13-02242 13-04283 13-07116 T13-02242

Conditions of Approval:

- 028 - After specific notification by the department, the right holder
 - shall annually report the amount of water diverted to the
 - department.
- R30 - This right when combined with all other rights shall provide no
 - more than .02 cfs per acre nor more than 3.5 afa per acre for the
 - lands above.
- T07 - The change authorized by this transfer shall be accomplished
 - within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause
 - for the director to issue an order to show cause why the approval
 - of the transfer should not be rescinded.
- T17 - Prior to diversion of water under this approval, the right holder
 - shall provide a means of measurement acceptable to the Department
 - from all authorized points of diversion which will allow

Conditions of Approval:

- determination of the total rate of diversion.

Remarks:

That portion of Right No. 13-02242 appurtenant to 23.0 acres located in the SWNW, S04, T14S, R38E and irrigated under a portion of surface water Right No. 13-04283 shall not be used if the surface right is sold, transferred, leased, or used on any other place of use.

The right holder shall use the full allotment of appurtenant surface water under Right No. 13-04283 in conjunction with the overlapping portion of groundwater Right No. 13-02242. No supplemental groundwater shall be diverted on these 23.0 acres until such time as the spring water is not available.

Right Nos. 13-02242 and 13-04283 in combination shall not exceed a total annual diversion volume of 185.5 af for the irrigation of 53.0 acres.

Right Nos. 13-02242 and 13-04283 when combined with Right No. 13-07116 shall not exceed a total combined annual diversion volume of 707.0 af, nor the total combined irrigation of 202.0 acres, in single irrigation season.

A portion of Right No. 13-04283, 0.16 cfs, is limited to use for conveyance losses in delivery of this right.

Right No. 13-04283 is limited to the irrigation of 42.0 acres in the place of use described above in a single irrigation season.

Approval of this transfer in no way confirms Statutory Claim No. 13-04283.

Dates: App. Received: Priority Date: 05/12/1885
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 06/11/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4796
Transfer No. 4796 was filed to change the point of diversion & place of use under Right Nos. 13-02242 & 13-04283. This transfer reflects the current use of these rights as combined to serve a common permissible place of use.

Audit: 03/27/96 RBODELL 06/11/96 PSKAGGS 07/16/96 PSKAGGS 01/13/97 PSKAGGS
01/13/97 PSKAGGS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac			
T14S R38E S 4																		
1302242	GROUNDWATE :									34								34
T1302242	ANDERSON S :					40				36			40		10	27		153
1304009	SPRINGS :																	6
1304110B	DUDLEY SPR :																	26
A1304110B	DUDLEY SPR :																	7
1304283	ANDERSON S :									23		7						6
T1304283	ANDERSON S :					40				36			40		10	27		26
1307116	GROUNDWATE :					40				36			40		10	27		7
A1307116	GROUNDWATE :					40				36			40		10	27		7
R1307116	GROUNDWATE :					40				36			40		10	27		6
PLSS DATA	LEGAL LOOK :	01	27	02	27	27			03	27	04	27	27		27	27	27	27
PLSS DATA	LEGAL LOOK :					27			27			27		27		27	27	27
NO MAPPING INFO AVAILABLE																		

T14S R38E S 5

T1302242	ANDERSON S :			12	37													49
1304009	SPRINGS :													20			30	90
A1304009	UNNAMED SP :																20	20
1304283	ANDERSON S :																11	11
A1304283	ANDERSON S :			40	40													80
T1304283	ANDERSON S :			12	37													49
1307116	GROUNDWATE :			12	37													49
A1307116	GROUNDWATE :			12	37													49
R1307116	GROUNDWATE :			12	37													49
1307157	SPRING :																20	20
A1307157	UNNAMED SP :																20	20
PLSS DATA	LEGAL LOOK :	01	37	02	37	37			03	37	04	37	37		37	37	37	37
NO MAPPING INFO AVAILABLE																		

Transfer rights overlap SWNW, S4.

New P/U overlaps Qt. 13-07116 exactly - 202 acres, same system.

WR0749NP
No. 13-07116

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/11/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLAUDE RICHINS	06/23/1988	IRRIGATION	04/01 11/01	2.830 CFS	707.00 AFA
C	KAYLE G RICHINS					
	13650 S 13TH W					
	RIVERTON UT 84065					
TOTAL DIVERSION:					2.830 CFS	707.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 2.830 CFS

Point(s) of Diversion: T14S R38E S04 SWNW FRANKLIN County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
14S	38E	4	:			40				36	40		10	27						153.0
14S	38E	5	:			12	37													49.0
TOTAL ACRES																			202.0	

Pou County: FRANKLIN

Other Water Rights with Same Point(s) of Diversion and Source:
T13-02242

Other Water Rights Listing Overlapping Place(s) of use:
13-02242 13-04283 T13-02242 T13-04283

Conditions of Approval:

- R25 - This right when combined with all other rights shall provide no (overlup)
- more than 3.5 afa per acre for the lands above.
- 03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

Dates: App. Received: 06/02/1975 Priority Date: 06/23/1988 (Priority Date Advanced.)
Proof Due Date: 10/01/1985 Proof Made Date: 06/23/1988 (Proof Received Late.)
Exam Made Date: 08/29/1989 Exam Sent to S.O.:
Licensed Date: 03/09/1993

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 04/02/86 05/21/88 CONVERT 09/18/89 CURTIS 09/24/90 WRAY
03/11/93 JOHNSON

WR # 13-07116

T# 4796

S E L	Water Right No.	Name Last, First	O W N	Priority Date	STG/ STS	Source	Use Desc	S Y S
—	13-02242	WARD, EARL H.	C	06/20/1961	L/	GROUNDWATER	IRR	WR
—		WARD, ANNA MAE	C					
—	T13-02242	RICHINS, KAYLE	C	06/20/1961	L/	ANDERSON SPRING GROUNDWATER	IRR	WR
—								

T# 4796

SD-0611-2 Basin: 13 Starting Water Right: 04283

S E L	Water Right No.	Name Last, First	O W N	Priority Date	STG/ STS	Source	Use Desc	S Y S
---	13-04283	RICHINS, KAYLE RICHINS, CLAUDE	C C	05/12/1885	S/	ANDERSON SPRING	IRR STOCK DOMEST	WR
---	T13-04283	RICHINS, KAYLE	C	05/12/1885	S/	ANDERSON SPRING GROUNDWATER	IRR STOCK DOMEST	WR
---	A13-04283	RICHINS, KAYLE RICHINS, CLAUDE	C C	05/12/1885	S/	ANDERSON SPRING	IRR STOCK DOMEST	AJ
---	R13-04283	RICHINS, KAYLE RICHINS, CLAUDE	C C	05/12/1885	J/	ANDERSON SPRING	STOCK DOMEST	AJ

Outside Bancroft-Lund Area - Not Part SRBA

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE

(Enter=Continue)

(GOLD7=This Query)

(GOLD8=Cancel)

(Menu _____)

Natural 2.1/7V

OVR

LIB=PRODLIBS

Last key was ENTR

T#4796

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

3-11-96
3-14-96

INITIAL REVIEW BY: HCSJ

1. Right number 13-04283, 13-02242 Applicant Kayle or Claude Richins
2. Type of right: ☐ Decree ☒ License ☒ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☐ Check proof of ownership of right &/or land from which water is transferred.
 - 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) 13-07116 (groundwater)
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

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

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. By SRP Date 3/14/96

RECEIVED
MAY 1 1996

Department of Water Resources

App 50 4-2-96
Ad 50 4-2-96

INTER-DEPARTMENT MEMO

TO: PAM SKAGGS-Bois
FROM: H.W. JONES - Eastern

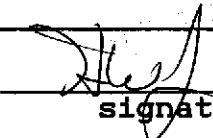
SUBJECT: Tv. 479C
DATE: 4-30-96

I filed this transf. as per instructions from attorneys involved in the Peterson vs Richins mini-adjudication. Charles Housinger of our Bois office (Attorney) is the one now working on this matter + needs copy of final approval.

Thanks!

☒ For your information

☐ Response required


signature

875
No 3943

**NOTICE OF PROPOSED
CHANGE OF A WATER RIGHT
NO. 4796**

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

RECEIVED

APR 26 1996

Department of Water Resources
Eastern Region

J. WALTER ROSS

being duly sworn,

deposes and says:

That he is the **CO-PUBLISHER** of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said

newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

4-3

, 1996, and ending

with the issue of

4-10

1996

Fee \$

6467

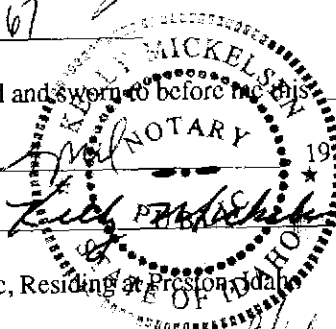
Subscribed and sworn to before me this

10

day

of

[Signature of J. Walter Ross]



Notary Public, Residing at Preston, Idaho

My Commission Expires

8/14

Notice is hereby given that Kayle or Claude Richins, 13659 S. 1300 W., Riverton, UT 84065 has applied to the Department of Water Resources to change point of diversion and place of use of the waters of Anderson Spring and a groundwater source. The rights sought to be changed are evidenced by a claim and a license and recorded as follows:

Claim No.: 13-04283

Source: Anderson Spring

Amount: 1.06 cfs

Priority: 05/12/1885

Point(s) of Diversion: NESW, S05, T14S, R38E, Franklin County

Only 1.00 cfs of the water is used for irrigation from 4/15 to 10/15, 0.04 cfs for domestic use from 1/1 to 12/31, and 0.02 cfs for stockwater from 1/1 to 12/31 within the S1/2NW, S04, SENE, N1/2SE, S05, T14S, R38E, B.M.

License No.: 13-02242

Source: Groundwater

Amount: 0.63 cfs

Priority: 06/20/1961

Point(s) of Diversion: SWNE, S05, T14S, R38E, Franklin County

The water is used for irrigation from 4/1 to 11/1 within the SWNW, S04, T14S, R38E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from the NESW, S05, T14S, R38E (Anderson Spring); SWNW, S04, T14S, R38E, (well) Franklin County and used to irrigate 75.5 acres within a permissible place of use of 202 acres within the SWNE, S1/2NW, N1/2SW, S04, S1/2NE, S05, T14S, R38E, B.M.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID 83402, together with a protest fee of \$25 on or before April 22, 1996. The protestant must also send a copy of the protest to the applicant.

**Karl J. Dreher
Director**

Legal No. 3943—Publish April 6, 13, 1996.

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. 4796

Notice is hereby given that Kayle or Claude Richins, 13659 S. 1300 W., Riverton, UT 84065 has applied to the Department of Water Resources to change point of diversion and place of use of the waters of Anderson Spring and a groundwater source. The rights sought to be changed are evidenced by a claim and a license and recorded as follows:

Claim No.: 13-04283 Source: Anderson Spring
Amount: 1.06 cfs Priority: 05/12/1885
Point(s) of Diversion: NESW, S05, T14S, R38E, Franklin County

Only 1.00 cfs of the water is used for irrigation from 4/15 to 10/15, 0.04 cfs for domestic use from 1/1 to 12/31, and 0.02 cfs for stockwater from 1/1 to 12/31 within the S1/2NW, S04, SENE, N1/2SE, S05, T14S, R38E, B.M.

License No.: 13-02242 Source: groundwater
Amount: 0.63 cfs Priority: 06/20/1961
Point(s) of Diversion: SWNE, S05, T14S, R38E, Franklin County

The water is used for irrigation from 4/1 to 11/1 within the SWNW, S04, T14S, R38E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from the NESW, S05, T14S, R38E (Anderson Spring); SWNW, S04, T14S, R38E, (well) Franklin County and used to irrigate 75.5 acres within a permissible place of use of 202 acres within the SWNE, S1/2NW, N1/2SW, S04, S1/2NE, S05, T14S, R38E, B.M.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID, 83402, together with a protest fee of \$25 on or before April 22, 1996. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

PUBLISHED IN THE PRESTON CITIZEN ON APRIL 4 & 11, 1996.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 27, 1996

KAYLE OR CLAUDE RICHINS
13659 S 1300 W
RIVERTON UT 84065

RE: Notice of Application for Transfer 4796

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right application. This office is currently in the process of advertising the application in the Preston Citizen on April 4 & 11, 1996. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the applications and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

Harold W. Jones _{rb}
Harold W. Jones
Water Right Supervisor

HWJ/rb



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

March 27, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PRESTON CITIZEN
PO BOX 472
PRESTON ID 83263

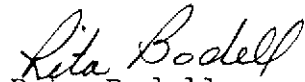
Dear Publisher:

Enclosed you will find a legal notice which we wish to have published on the date indicated in your newspaper. If you cannot publish the notice on the proposed date, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before April 22, 1996.

Yours truly,


Rita Bodell
Secretary

Enc.

LOUIS F. RACINE, JR.
WILLIAM D. OLSON
W. MARCUS W. NYE
GARY L. COOPER
RANDALL C. BUDGE
JOHN A. BAILEY, JR.
JOHN R. GOODELL*
JOHN B. INGELSTROM
DANIEL C. GREEN
REED W. LARSEN
BRENT O. ROCHE
FRED J. LEWIS
KIRK B. HADLEY
MITCHELL W. BROWN
ERIC S. HUNN
DAVID E. ALEXANDER**
JAMES P. PRICE***

*ALSO MEMBER IL & WY BARS
**ALSO MEMBER MO BAR
***ALSO MEMBER CO BAR

LAW OFFICES OF
RACINE, OLSON, NYE, COOPER & BUDGE
CHARTERED
CENTER PLAZA-CORNER FIRST & CENTER
POST OFFICE BOX 1391
POCATELLO, IDAHO 83204-1391

TELEPHONE
AREA CODE 208
232-6101
—
FAX
208-232-6109

February 26, 1996

RECEIVED

MAR 01 1996

Department of Water Resources

Richard B. Burleigh
Deputy Attorney General
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

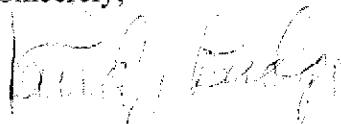
RE: *Peterson v. Richins*

Dear Richard:

Pursuant to my letter of February 15, 1996, enclosed you will find the signed originals of Form 1-222 - Application for Transfer of Water Right and Form 243 - Amended Claim to a Water Right, together with our check in the amount of \$100 for filing fees.

If you have any questions, please don't hesitate to call.

Sincerely,


RANDALL C. BUDGE

RCB:jmb
Enclosures

cc: Steve Fuller
Claude Richins
Kayle Richins
Rob Richins

MAR 07 1996

Department of Water Resources
Eastern District Office

LOUIS F. RACINE, JR.
WILLIAM D. OLSON
W. MARCUS W. NYE
GARY L. COOPER
RANDALL C. BUDGE
JOHN A. BAILEY, JR.
JOHN R. GOODELL*
JOHN B. INGELSTROM
DANIEL C. GREEN
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KIRK B. HADLEY
FRED J. LEWIS
MITCHELL W. BROWN
ERIC S. HUNN
DAVID E. ALEXANDER**
JAMES P. PRICE***

LAW OFFICES OF
RACINE, OLSON, NYE, COOPER & BUDGE
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CENTER PLAZA-CORNER FIRST & CENTER
POST OFFICE BOX 1391
POCATELLO, IDAHO 83204-1391

TELEPHONE
AREA CODE 208
232-6101

FAX
208-232-6109

February 15, 1996

RECEIVED

FEB 20 1996

Department of Water Resources

*ALSO MEMBER IL & WY BARS
**ALSO MEMBER MO BAR
***ALSO MEMBER CO BAR

Richard B. Burleigh
Deputy Attorney General
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

RECEIVED

MAR 14 1996

Department of Water Resources
Eastern District Office

RE: *Peterson v. Richins*

Dear Richard:

This will confirm and follow up on our February 12, 1996, phone conversation regarding the above matter.

I am enclosing copies of the Richins Form 1-222 - Application for Transfer of Water Right and Form 243 - Amended Claim to a Water Right. I have sent the originals to our clients for their signature and should have them back shortly, at which time I will forward them on to you.

The Application and Claim were prepared in response to the request by Susan Hamlin and based upon the information she provided. Our understanding is that the Application for Transfer is simply for the purpose of conforming the identified rights of the Richins to their present and actual place of use. The Claim is for the purpose of identifying their rights in Anderson Springs. This is in accord with the settlement agreement between the parties reached at the prior settlement conference as is summarized in my letter of November 14, 1994. I believe Ms. Hamlin was satisfied with the parties' proposal for the handling of the Anderson Springs water rights based upon supplemental evidence which we provided on behalf of the Richins and which Steve Fuller provided on behalf of the Petersons in support of their domestic claim which they are in the process of revising and filing.

We are satisfied with the draft report by Gary S. Johnson dated October 1995 entitled "Ground Water Pumping Impacts on Spring Discharge in the Upper Cache Valley, Southeast Idaho," which reflects the results of his study to quantify the effects pumping the wells on the Peterson property and the Richins property have on Dudley Springs. We feel the report was well done and properly addresses the Dudley Springs issues as identified in item No. 6 of the November 14, 1994, settlement agreement. Accordingly, the report forms the proper factual basis

for proceeding with the Mitigation Plan and final resolution of this matter in accordance with the settlement agreement.

While I generally feel the proposed Mitigation Plan is appropriate and workable, I have several comments. Some of these concerns may not be a problem where the Johnson report is incorporated in the Mitigation Plan by reference, provided the Mitigation Plan is read in conjunction with the report/

An example of this is Steve Fuller's concern about the Plan's failure to mitigate during the Dudley Springs recovery time. The report does recognize that there is a recovery time associated with the pumping of both the Richins (north) and Peterson (south) pumping wells. The report on page 7 indicates there is a 12-day recovery period pertaining to the Richins well and an eight-day recovery period pertaining to the Peterson well. I don't see we have a problem here, and it would simply be a matter of the water master continuing to require mitigation water after the wells are shut off until the spring recovers. I assume this would start with the full mitigation quantity and be gradually reduced in amount until the recovery occurred.

Another similar suggestion I would make would be to make sure the elements of the "futile call doctrine," as defined in the Conjunctive Management Rule, are incorporated in the Mitigation Plan. This would be consistent with the report which states at page 8:

In practice, however, conditions will vary from those existing at the time of the test. Ground water levels may vary with seasons, pumping of either the North or South Pumping Wells may be at discharges other than those used in this test, or simultaneous pumping of both wells, as well as other wells in the valley may occur.

Also, the report states on page 9:

In the case under consideration, this implies that Dudley Springs, as well as other springs and seeps impacted by pumping the North and South Pumping Wells, continue to flow. Obviously, if Dudley Springs is not discharging due to other pumping in the valley, or low aquifer water levels, then additional ground-water pumping will not immediately affect spring discharge. . . Pumping of the North Pumping Well at this point would result in no immediate loss of spring discharge because the spring is already fully depleted.

Also, the report states on page 10:

. . . [T]he authors believe that the most practical means of applying the results to varying conditions is through application of the assumption of the proportionality between pumping rate and spring depletion under a limited set of conditions. . . The proportionality is not valid if the flow ceases.

While it may not be absolutely necessary to address this issue in the Mitigation Plan since it is covered by the report, for clarification to the parties and the water master, however, I would suggest some language be added to address the issue of futile call as there clearly will be situations where the spring is dried up as a result of the Petersons pumping or another unrelated cause, during which the Richins could pump without mitigation. Perhaps a sentence or two could be added at the end of the first full paragraph on page 3 to that effect.

Similarly, I would have no problem with adding language, consistent with the report, to address Steve Fuller's concern and acknowledge that mitigation may be required for a period of time after a well ceases pumping until spring recovery is reached.

I also have some comments regarding the last paragraph of the Mitigation Plan on page 4 and 5. While the Mitigation Plan would settle that portion of the lawsuit, I believe each party would want to reserve the right to enforce the Mitigation Plan itself, in the pending court action, if necessary.

Finally, when we entered into the November 14, 1994, settlement agreement, Susan Hamlin was going to proceed to prepare a proposed Judgment and Decree for the Court to enter incorporating the terms of the settlement agreement so that both parties would come away with Court-decreed water rights. It would appear appropriate that the Mitigation Plan simply be incorporated as a part of the Decree. The parties could then simply sign a separate Stipulated Settlement Agreement pursuant to which they would agree that the Court would enter the Judgment and Decree as a final judgment in the case, fully compromised and settling all issues.

By copy of this letter, I am advising Steve Fuller of the foregoing. I also wish to propose to Steve and the Petersons another suggestion raised by the Richins relative to mitigation which was discussed at the settlement conference. That is, would the Petersons be cooperative in permitting the Richins to provide mitigation out of the Peterson's abandoned well and/or from the excess capacity from their existing well. Our understanding is that their existing well has pump capacity of some 300 to 400 gallons in excess of their water right in the well which could be available based upon the Richins paying the associated cost. Both of these wells apparently are much closer to Dudley Springs and the Peterson's place of use which could result in

Richard B. Burleigh
February 15, 1996
Page 4

mitigation being provided more readily and at less expense. This is something the parties can address and hopefully work out something amicable.

Thank you for your cooperation and assistance. My apologies for the delay in providing these comments. I believe we are all ready to move forward to bring this matter to a conclusion as quickly as possible.

Sincerely,

A handwritten signature in dark ink, appearing to read "Randy Budge". The signature is written in a cursive, somewhat stylized font.

RANDALL C. BUDGE

RCB:jmb
Enclosures

cc: Steve Fuller
Claude Richins
Kayle Richins
Rob Richins



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 28, 1995

Randall C. Budge
Racine, Olson, Nye, Cooper & Budge
P. O. Box 1391
Pocatello, ID 83204-1391

Steven R. Fuller
P. O. Box 191
Preston, ID 83263

Re: *Peterson v. Richins*

Dear Gentlemen:

As you are aware, Susan Hamlin recently transferred to the Public Utilities Commission. I replaced Susan at the Idaho Department of Water Resources and assumed responsibility for some of her cases including *Peterson v. Richins*. I would like to resolve this case as quickly as possible.

The last correspondence from Susan to you, dated October 12, 1995, included a copy of the report from Dr. Gary Johnson on the well impact on Dudley Springs and a draft mitigation plan for the conjunctive management of the wells and Dudley Springs. Please provide me with any comments you have on either document so that we may pursue resolution of this matter.

Further, it is my understanding that the Petersons are to submit amended claims and/or any further information supporting the irrigation of additional acreage. They are also to submit a claim for the domestic well for their home which they failed to file.

The Richins are to submit an application for transfer for Anderson Springs which will split water right no. 13-04283. The Richins are also to submit a claim for ground water right number 13-02242 which they failed to file.

If any of the above is incorrect please contact me immediately. If the requested information is not received from the parties within two weeks from receipt of this letter I shall proceed with finalizing the Directors Report and filing it with the Court.

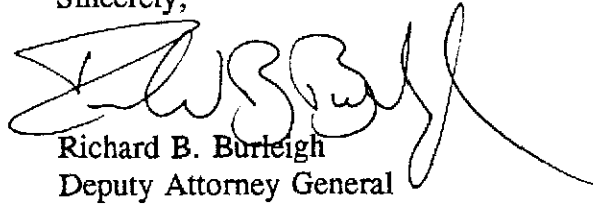
As you might suspect, I am also working on the Snake River Adjudication. Currently the calendar in the SRBA from the Department's point of view is relaxed. However, that will

Randall C. Budge
Steven R. Fuller
November 28, 1995
Page - 2

not be the case after the first of the new year. Hence, to the extent the parties can resolve any outstanding issues in the next month we should be able to bring this case to a close quickly. Once the new year has commenced, however, I am uncertain how much time or priority this matter can be given by the Department.

Please call me if you have any questions. I look forward to working with you.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Burleigh", with a long, sweeping horizontal line extending to the right.

Richard B. Burleigh
Deputy Attorney General

October 14, 1975

Re: Application for Transfer No. 13-2242 (#1716)

Earl H. & Anna Mae Ward
Dayton,
Idaho 83232

Dear Mr. & Mrs. Ward:

Enclosed is a copy of your approved Application for Transfer No. 13-2242. 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 transfer. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF;rb

Enc.

RECEIVED

INTER-DEPARTMENT MEMO — 1.

FROM

Ron Carlson

OCT 6 1975

DATE October 2, 1975

TO

Bob Fleenor

Department of Water Resources

SUBJECT

Application for Transfer No. 13-2242

The protest filed against the approval of this transfer was withdrawn at the conference. Since the request is simply for a change in the point of diversion, there appears to be no other reasons why this application for transfer should not be approved.

I recommend the standard measuring device requirement be imposed as a condition of approval.



SIGNATURE

IN THE MATTER OF
PROTESTS AGAINST WITHDRAWAL OF
THE APPROVAL OF PROTEST
APPLICATION FOR PERMIT
NO. 13-7116 & APPLICATION
FOR TRANSFER 13-2292
IN THE NAME OF FRANK
L. HART

WE ARE CONCERNED ABOUT ANY
DEVELOPMENT THAT MIGHT REDUCE
THE FLOW FROM OUR SPRINGS.
HOWEVER IN VIEW OF THE FACT
THAT THERE IS NO EVIDENCE THAT
THE APPLICANT'S DEVELOPMENT WILL
BE DETRIMENTAL TO OUR WATER RIGHT(S)
AND WITH THE UNDERSTANDING THAT
THIS APPROPRIATION IS JUNIOR IN TIME
AND SUBJECT TO OUR PRIOR RIGHTS
WE AGREE TO WITHDRAW OUR
PROTEST.

SIGNED AT PRESTON, IDAHO SEPT 19, 1975

Andrew G. Bentley, Robert A. Bentley

Ben Johnson, Attorney

G2987/13-2242 - Earl H. and Anna Mae Ward

Courtroom, Franklin County Courthouse, Preston, Idaho

September 19, 1975 - 8:00 a.m.

ROSTER OF ATTENDANCE

<u>Name</u>	<u>Address</u>	<u>Representing</u>
Frank L. Hart	1126 Baker Wayton Utah	Self
Ward W. Moon	Clifton Idaho	Andrew B. Hunt
Robert A. Hunt	1391 S 10 E Lewiston Utah	Andrew B. Hunt
Ben Johnson Attorney	233 N. Main - Preston, Idaho	" " "

RECEIVED
SEP 22 1975
CLERK OF COURT

T 13-22-42 13-71161

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☒ Show to whom and date delivered. 15¢
☐ Show to whom, date, & address of delivery. 35¢
☐ RESTRICTED DELIVERY.
Show to whom and date delivered. 1.4.4.1.165¢
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

Mr. Andrew Hunt

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

756

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

POSTMARK

5. ADDRESS to complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
1515 LINCOLN ROAD
IDAHO FALLS, IDAHO 83401



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



RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
1515 Lincoln Road • Idaho Falls, Idaho
83401

*Returned
Receipts*

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval	)	
of Application for Transfer of Water	)	NOTICE OF CONFERENCE
Right No. G2987/13-2242 in the name	)	
of EARL H. AND ANNA MAE WARD	)	AND/OR HEARING
	)	
	)	
	)	

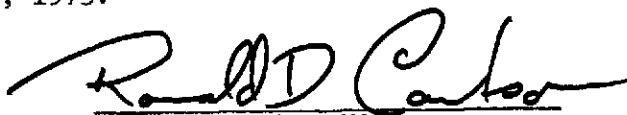
On June 2, 1975, Earl H. and Anna Mae Ward filed with the Department of Water Resources an application to transfer the waters of a groundwater source. On June 27, 1975, the Department received a protest against approval of said application from Andrew Hunt.

The Department has set the matter of protest for conference and/or hearing for Friday, September 19, 1975, at 8:00 a.m., in the Courtroom of the Franklin County Courthouse, Preston, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department without prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 29th day of August, 1975.


RONALD D. CARLSON

District Engineer

*Non-certified
to Earl & Anna
Hunt*

August 21, 1975

C
O
P
Y
Franklin County Courthouse
Clerk of the District Court
Preston, Idaho 83263

Dear Sir:

This is to confirm the use of the Courtroom for conferences and/or
hearings to be held by this office on Friday, September 19, 1975,
at 8:00 a.m.

Thank you for your cooperation in this matter.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:MB

June 30, 1975

RE: Application for Transfer No. 13-2242 Ward
Claim to a Water Right No. 13-4027 Riches
Claim to a Water Right No. 13-4028 Baker
Application for Permit No. 13-7116 Hart

The Preston Citizen
Box 472
Preston, ID 83263

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notices were to have been published in your paper on June 12 and June 19, 1975.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:ME

Called 7-7-75

June 27, 1975

RE: Application for Transfer of Water Right No. 13-2242

Mr. Frank L. Hart
P.O. Box 1326
Freeport Center
Clearfield, Utah 84016

Dear Mr. Hart:

Enclosed please find a copy of the protest filed by Andrew Hunt against the above referenced application. You should be aware that the following are the items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:MB

Enclosure

cc: IDWR Boise
Earl H. & Anna Mae Ward

June 27, 1975

RE: Application for Transfer of Water Right No. 13-2242

Mr. Andrew Hunt
495 E. Parkview Circle
Smithfield, Utah 84335

Dear Mr. Hunt:

This is to acknowledge receipt of the protest to issuance of the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:MB

cc: IDWR - Boise

RECEIVED
JUN 27 1975

Department of Water Resources
Eastern District Office

June 27, 1975

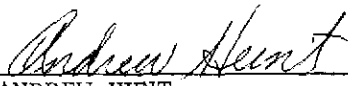
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Gentlemen:

I, Andrew Hunt, of 495 E. Parkview Circle, Smithfield, Utah, protest the granting of Permit No. 13-7116 filed by Frank L. Hart, and Transfer No. 13-2242 filed by Earl H. and Anna Mae Ward, on the following grounds:

That the pumping of ground water from wells located as mentioned in the above application will reduce the quantity of water available from a spring which supplies culinary water to my ranch. The spring is about one-half mile from the planned well location.

The wells may also reduce the water available from Dudley Springs, located in the NE $\frac{1}{4}$, Sec. 9, T. 14S, R. 38E, which supplies irrigation water to my ranch.



ANDREW HUNT

June 4, 1975

RE: Application for Transfer No. 13-2242 WARD
Claim to a Water Right No. 13-4027 RICHES
Claim to a Water Right No. 13-4028 BAKER
Application for Permit No. 13-7116 HART

The Preston Citizen
Box 472
Preston, ID 83263

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 time for you to submit us a galley proof for review before publication.

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

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
District Engineer

Bill submitted _____ by _____

RDC:MB

Enc: Legal Notice (4)

**NOTICE OF
PROPOSED CHANGE
OF WATER RIGHT
NO. 13-2242**

Notice is hereby given that Earl H. and Anna Mae Ward, Dayton, Idaho, have applied to the Department of Water Resources for a change in the point of diversion of a ground-water source. The right sought to be changed is evidenced by License No. G29897/13-2242 and is recorded as follows:

AMOUNT: 0.63 cfs
PRIORITY: June 20, 1961
POINT OF DIVERSION:
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 14S,
R. 38E, B.M., Franklin
County;
The water is used to irrigate 34 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 14S, R. 38E, B.M.

**TO BE CHANGED
AS FOLLOWS**

The water will be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, T. 14S, R. 38E, B.M., Franklin County.
Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before June 30, 1975.
R. KEITH HIGGINSON
Director
Published in the Preston Citizen, Preston, Idaho, on June 12 and June 19, 1975.
Legal No. 2965 — Pub.
June 12, 19, 1975.

FROM THE DESK OF

Frank L. Hart
P.O. Box 1326
Freeport Center
Clearfield, Utah 84016

RECEIVED

JUN 4 1975

Department of Water Resources
Eastern District Office

June 2, 1975

State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Attention: Mr. Loy H. Johnson
Water Resources Supervisor

Dear Mr. Johnson:

Enclosed, please find a copy of Notification
of Contract and a Map of the proposed project
that is an attachment to the Permit for Water.

These papers were accidentally left out of the
enclosures for our letter of May 30, 1975.
Please include them with our Application for
Permit of Water.

Thank-you.

Very truly yours,


Frank L. Hart

FLH/lrt

Enclosures

NOTICE OF PURCHASE UNDER
REAL ESTATE SALE CONTRACT

TO WHOM IT MAY CONCERN:

NOTICE is hereby given that FRANK L. HART is purchasing from EARL H. WARD and ANNA MAE WARD, husband and wife, under a contract now escrowed at the First Bank & Trust of Idaho, the following described real property located at Franklin County, Idaho, to-wit:

PARCEL A:

Township 13 South, Range 38 East of the BOISE MERIDIAN, Section 32: S $\frac{1}{2}$ SW $\frac{1}{4}$.

Township 14 South, Range 38 East of the Boise MERIDIAN, Section 3: SW $\frac{1}{4}$ NW $\frac{1}{4}$.

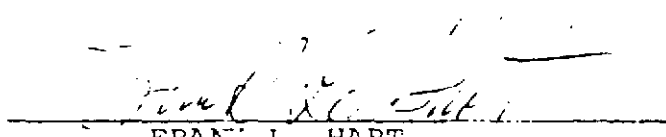
Section 4: S $\frac{1}{2}$ NW $\frac{1}{4}$, LOT ONE (1), and the S $\frac{1}{2}$ NE $\frac{1}{4}$.

Section 5: LOTS TWO (2), THREE (3) and FOUR (4), S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$.

PARCEL B:

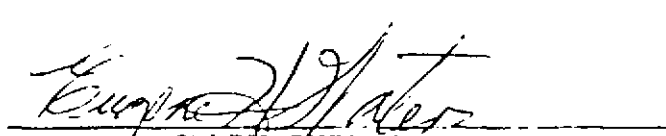
Township 14 South, Range 38 East of the BOISE MERIDIAN, Section 5: NW $\frac{1}{4}$ SW $\frac{1}{4}$.

DATED this 22nd day of May, 1975.


FRANK L. HART

STATE OF UTAH)
 ss.
COUNTY OF WEBER)

On the 22nd day of May, 1975, personally appeared before me FRANK L. HART, the signer of the foregoing instrument, who acknowledged to me that he executed the same.


NOTARY PUBLIC
Residing At: Ogden, Utah

My Commission Expires: 3 / 5 / 76

RECORDED
INDEXED

137266

Recorded at the request of

Star Co.

RECEIVED

JUN 4 1975

NOTIFICATION

O F

C O N T R A C T

MAY 20 1975 2:15 p.m.

MICHAEL D. KUNZ, RECORDER
By *Lake & Johnson* Deputy
FRANKLIN COUNTY, IDAHO

Department of Water Resources
Eastern District Office

BE IT KNOWN TO ALL MEN BY THESE PRESENTS, that

on the 16th day of May, 1975,

EARL H. WARD and his wife, ANNA MAE M. WARD,

of Franklin County, as "SELLER",

and FRANK L. HART of 122 North Oakwood, Layton, Utah 84041

of _____ County, as "BUYER",

entered into a contract for the purchase of the property
as described below:

Township 13 South, Range 38 East of the Boise Meridian

Section 32: S1/2SW1/4

Township 14 South, Range 38 East of the Boise Meridian

Section 3: SW1/4NW1/4

Section 4: S1/2NW1/4, Lot 1 and the S1/2NE1/4

Section 5: Lots 2, 3 and 4, S1/2NW1/4, S1/2NE1/4,
NE1/4SW1/4, N1/2N1/2SE1/4

"SELLERS"

Earl H. Ward
Anna Mae Ward

"BUYERS"

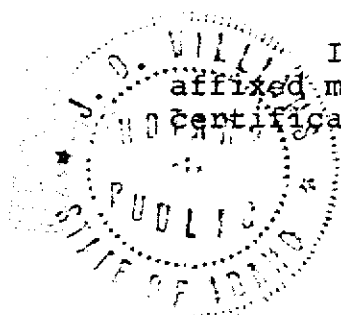
Frank L. Hart

STATE OF IDAHO

County of Franklin

On the 16th day of May, 1975, personally
appeared before me, a Notary Public in and for the State of
Idaho, EARL H. WARD and his wife, ANNA MAE M. WARD; and
FRANK L. HART,
known to me to be the persons whose names are subscribed to
the within instrument and acknowledged to me that they
executed the same.

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



J. D. Villanueva
Notary Public
Residing at Preston, Idaho
My Commission Expires 8/8/76

RECEIVED

CLIFTON QUADRANGLE

IDAHO

7.5 MINUTE SERIES (TOPOGRAPHIC)

JUN 4 1975

1413

2'30"

OXFORD 7 MI.

540 000 FEET

17

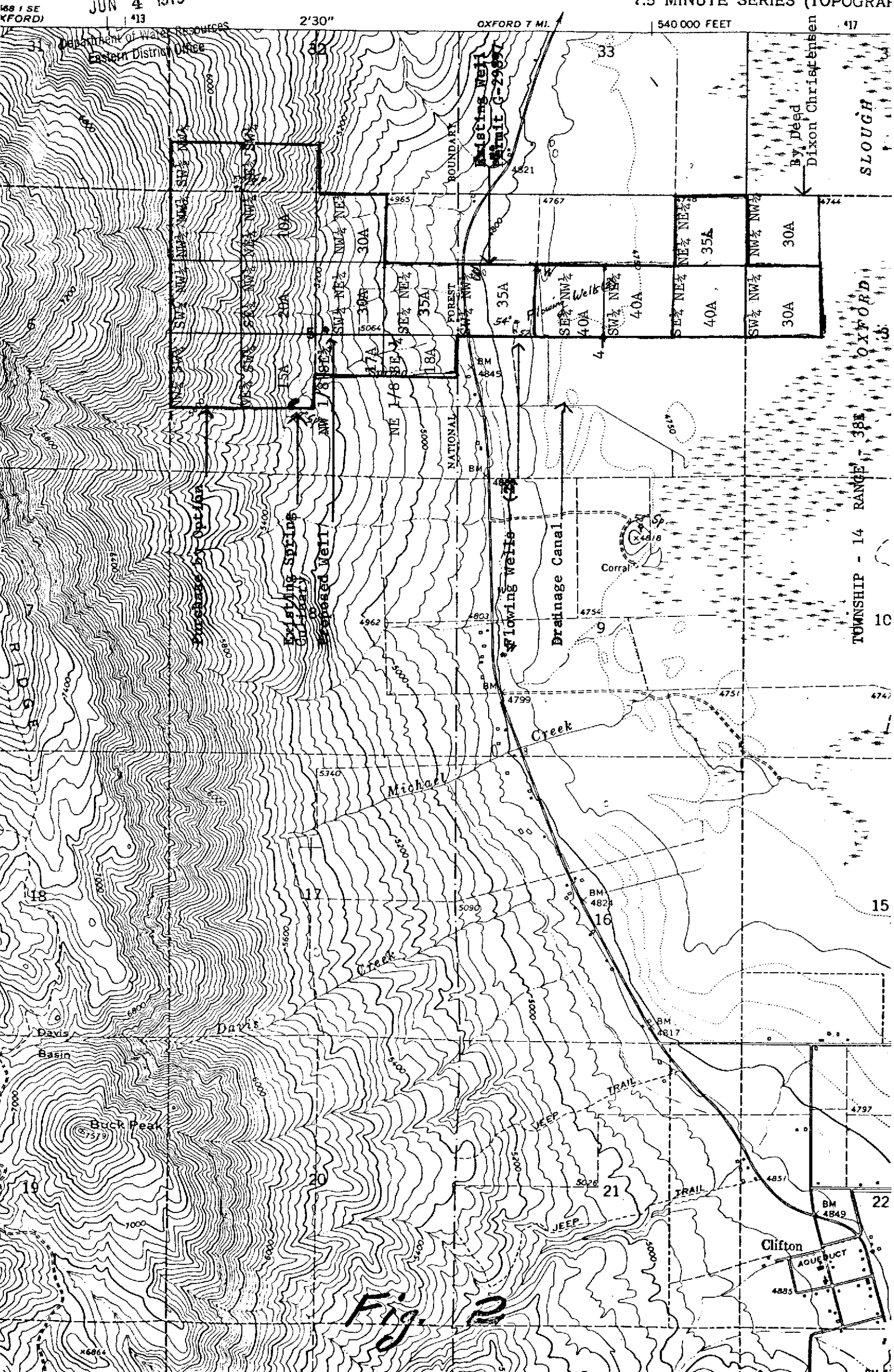


Fig. 2

June 3, 1975

RE: Application for Permit No. 13-7116
Application for Transfer No. 13-2242

Mr. Frank L. Hart
P.O. Box 1326
Freeport Center
Clearfield, Utah 84016

Dear Mr. Hart:

Attached herewith is departmental receipt No. 4271 in the amount of \$125.00 for the above referenced applications.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:MB

Attachment

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 13-2242

Notice is hereby given that Earl H. and Anna Mae Ward, Dayton, Idaho, have applied to the Department of Water Resources for a change in the point of diversion of a ground-water source. The right sought to be changed is evidenced by License No. G29897/13-2242 and is recorded as follows:

AMOUNT: 0.63 cfs PRIORITY: June 20, 1961

POINT OF DIVERSION: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 14S, R. 38E, B.M.,
Franklin County;

The water is used to irrigate 34 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 14S, R. 38E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, T. 14S, R. 38E, B.M., Franklin County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before June 30, 1975.

R. KEITH HIGGINSON

Director

Published in the Preston Citizen, Preston, Idaho, on June 12 and June 19, 1975

aw-h
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TRANSFER ANALYSIS SHEET

1. Fee 30⁰⁰
2. Name and Signature ✓
3. Source ✓
4. Right Being Transferred
 - a. Decree _____
 - License ✓
 - Use _____
 - b. Location - Original P. D. ✓
 - c. " - Original P. U. ✓
 - d. " - New P. D. ✓
 - e. " - New P. U. _____

ANALYSIS BY Lynn Johnson

NO. 13-2242

5. Ownership of Original Right Earl H. & Anna Mae Ward
 Comment Frank L. Hart has purchased land from Earl H. and Anna Mae Ward under Contract. Copy attached.

6. Expansion of Right? NO
 Comment _____

7. Watermaster's Comments Not under Watermaster Supervision

8. Comments _____

*Copy
L.J.*

March 10, 1972

Re: Permit No. 29897/13-2242

Mr. Hyrum J. Ward
Clifton,
Idaho 83228

Dear Mr. Ward:

Enclosed herewith is your Water License issued on the above referenced permit.

Also enclosed is departmental receipt No. 8115 in the amount of \$7.00 covering the licensing fee.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: License
Receipt #8115

bc: Eastern District Office

13 2242

January 24, 1972

Mr. Hyrum J. Ward
Clifton,
Idaho 83228

Dear Mr. Ward:

A representative of this department has made an examination of the works covered by your Permit No. 29897/13-2242 and has found the following:

Quantity of water diverted: 0.63 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.63 cfs

The maximum quantity of water diverted shall not exceed 119 acre feet per season.

Beneficial Use: Irrigation of 34 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4,

Twp. 14 S, Rge. 38 E, B.M.

Point of diversion: Same as above.

The priority date established is : June 20, 1961

A fee totaling \$ 7.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth in this letter.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

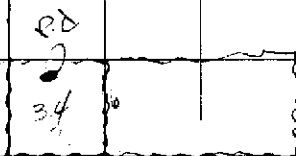
REPORT OF EXAMINER

PERMIT NO. G-29897/13-2242

REPORT ON PROOF OF Completion of Works & Beneficial Use

Hyrum J. Ward
Clifton, Idaho

13 2242



$Q = .631 \text{ CFS}$

$\phi = 2 \times 2 \times 10 \times .631 = 265 \text{ acft/sec}$

$\phi_{\text{allow}} = 3.5 \times 100 = 350 \text{ acft/sec}$

$Q_{\text{measured}} = .631$
 $Q_{\text{recommended}} = 40 \text{ acft/sec}$
 $\text{Volume} = 265 \text{ acft/sec}$

Average
 Found 40 acft/sec
 recommended 40 acft/sec

Subdy. 2

Amendments

- ☒ None
- ☐ P.D.
- ☐ Place of use
- ☐ _____

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

Permit No. G-29897 / 13-2242

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

1. Name of applicant Hyrum J. Ward

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the SW1/4 of Section 4
T. 14 S R. 38 E County of Franklin

4. Describe works as they exist, giving dimensions and capacities of same: G.E. Motor
S/n no. OWS 202252 Layne - Fowler pump
200 GPM @ 1220 RPM and 13.5 Ft. S/n no. D00206

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):

SW1/4, S1/4, Sec. 4, T. 14 S., R. 38 E., B. M.

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

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

Remarks: Carl Ward now owner
measured in irrigation ditch with pygmy
meter.

This examination was made on the 8 day of July, 1970

(Signed) Wilbur Salvo Examiner.

13 2242

8-13-70

747-3730
J
500' EARLY

Hyman J. Ward
Clifton, Idaho - 8-8"
Permit No. G 29897/13-2242
Completion of Works
Examination for and Beneficial Use

MOVED
TO UPRAD
SYSTEM
NOT ON
23 JUNE 69
7 JULY 70

County Franklin
Sec. 4 T. 14SR. 38E

Quantity: 1.5 cfs
13-
Source: a well

Well NOT
FUSED

P.D.: S 7 1/2' S. + 142, 38 E. 8 E.

Use: Irrigation

General Electric

Mod. # SK42S6V61
18 HP.

Extension:

Ser. # 0WJ202252

Protest:

LAYNE & BOWLER
Verti-Line

Completion of Works:

300 G.P.M. 135 ft.
Mod. 6RMH

Other Rights:

Ser. D00206

Filed: June 20, 1961

Due: July 11, 1966

Made: June 20, 1966

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.

13 2242

July 14, 1966

Re: Permit No. G-29897

Hyrum Ward
Clifton, Idaho

Dear Mr. Ward:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Preston Citizen all submitted in proof of completion of works and beneficial use on Permit No. G-29897.

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 to contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

R. KEITH HIGGINSON, Deputy
State Reclamation Engineer

RKH:ew

P. S. We are returning your receipt statement for cost of advertising for your files

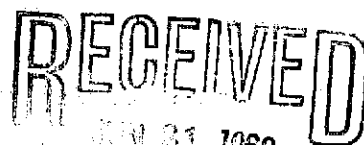
29897

5-5-65



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29897

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: _____

Hyrum J. Ward Clifton, Idaho Farming

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

Ques. 3. State number, approval date of permit, and date of priority: _____

G-29897 July 11, 1961 June 20, 1961Ques. 4. State source of water supply: Subterranean
Give location of point of diversion, showing subdivision, section, township and rangeSW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 Twp 14 SR 38 EBMQues. 5. Describe your works of diversion: Well and pump_____ ; state amount of water they are capable of conveying from point of diversion to place of use: .80 cfs ; Give name of canal or ditchor other works by which water is conducted to such place of use: private ditch onmy land ; if a well, state depth of well 287 feet ; depth and size ofcasing 287 feet 14 " ; depth to water Eight feet ; if pump is used,state discharge of pump: .80 cfs ; tell how it was measured or determined _____Orfus Test by Johnson Pumping Co. if sprinkler irrigation, give number and size of nozzles and operating pressure: _____Ques. 6. State for what purpose water is used: Irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:40 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 Twp 14 SR 38 EBM

As Log

D

29897

State nature of all improvements which have been made as a direct result of said use:

Added water to 40 new acres

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: George Kagel, Bill Flloyd Rupert, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: 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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: May 1, 1962 - Time used since first use:

Every irrigation season since then.

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

24½ hours Oxford Creek.

(sign) Hyrum J. Ward

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

Preston, County of Franklin

State of Idaho, on this 20th day of June, A. D. 1966.

My commission expires: May 12, 1970

RECEIVED
JUL 14 1966
Department of Reclamation

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29897

* * * * *

RECEIVED
JUN 21 1966

Department of Reclamation

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:

Howard Henderson 57 Clifton, Idaho Farming

Ques. 2 Are you acquainted with Hyrum J. Ward, the holder of
Permit No. G-29897? How long have you known him and where does he reside?

Yes 20 years Clifton, Idaho

Ques. 3. Have you read or heard said Permit No. G-29897 read, and are you familiar
with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range

SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 Twp 14 SR 38 EBM

Describe works for conveying water to place of use: Ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: .80 cfs How much water have you seen being so
conveyed? .80 cfs

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

40 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 Twp 14 SR 38 EBM

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (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.
2.5 acre feet

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?
If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? May 1, 1962

Other times you have seen such use: Every irrigation season since.

(Signed):

Harold Anderson

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

Preston, County of Franklin, State of Idaho, on
this 20th day of June, A. D. 1966

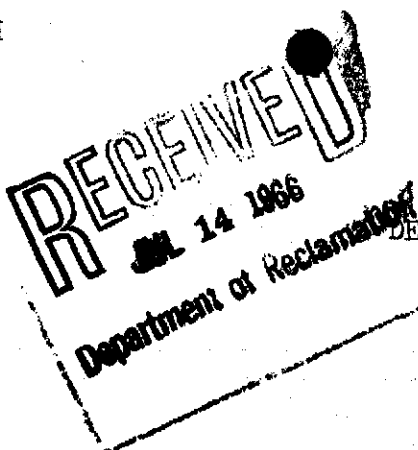
OK
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Paul B. Lauen ✓

Notary Public for the State of Idaho

Residing Preston

My commission expires May 12, 1970

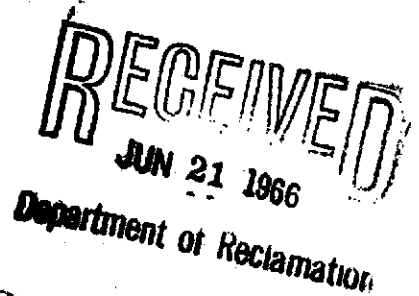


STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29897



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:

Willard Gailey 41 Clifton, Idaho Farming

Ques. 2 Are you acquainted with Hyrum J. Ward, the holder of
Permit No. G-29897? How long have you known him and where does he reside?

Yes 20 years Clifton, Idaho

Ques. 3. Have you read or heard said Permit No. G-29897 read, and are you familiar
with its provisions and conditions: Yes x No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range

SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 Twp 14 SR 38 EBM

Describe works for conveying water to place of use: ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: .80 cfs How much water have you seen being so
conveyed? .80 cfs

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

40 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 Twp 14 SR 38 EBM.

29897

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (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.

2.5 acre feet

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? May 1, 1962

Other times you have seen such use: Every Irrigation season since.

(Signed):

Willard Bailey

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

Preston, County of Franklin, State of Idaho, on this 20th day of June, A. D. 1966

sd.

Robt B. Larsen

Notary Public for the State of Idaho

Residing Preston, Idaho

My commission expires May 12, 1966

RECEIVED
JUL 14 1966

No. 1054

Department of Reclamation

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

County of Franklin

RECEIVED
JUN 21 1966

Department of Reclamation

Harold D. Bell

being duly sworn,

deposes and says:

That he is the *Co-publisher* of

THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for

four consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

May 5, 19 *66*, and ending with the issue of *May 26*, 19 *66*

Fees, \$ *24.08*

Subscribed and sworn to before me this *27* day

of *May*, 19 *66*

Beverly W. Mortensen

Notary Public, Residing at Preston, Idaho

My Commission Expires *Dec*, 19 *68*

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

Notice is hereby given that on the 31st day of May 1966, at Preston, County of Franklin, State of Idaho, before Ted B. Larsen, Notary Public, at 10 West Oneida, Preston, Idaho, proof will be submitted of the completion of works for the diversion of .80 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-29897, 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 Hyrum J. Ward, Clifton, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is .80 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 .80 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4 Twp 14 SR 38 EBM.

5. The place where said water is used is 40 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 Twp 14 SR 38 EBM.

6. The date of priority which said user is prepared to establish is June 20, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Legal No. 1054—Pub. May 5, May 12, May 19, May 26, 1966.

29897



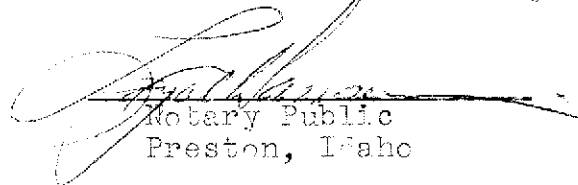
STATE OF IDAHO
COUNTY OF FRANKLIN--SS

I, the undersigned, a notary public in and for the state of Idaho, do hereby declare that my office was open May 31, 1966 and that no protests were offered nor received in connection with Permit No. G-29897 - Hyrum J. Ward.

I do also hereby declare that the said Hyrum J. Ward, holder of Permit No. G-29897, did appear before me June 20, 1966 with two witnesses. His reason for not appearing at the proper date was stated as being confused over the two dates. Not checking back, he held for the June 20th date.

A handwritten signature in cursive script, appearing to read "Red B. Larsen", written over a horizontal line.

Subscribed and sworn to before me this 8th day of July, 1966.

A handwritten signature in cursive script, appearing to read "L. B. Larsen", written over a horizontal line.
Notary Public
Preston, Idaho

June 22, 1966

Re: Permit No. G-29897

Mr. Hyrum J. Ward,
Clifton, Idaho.

Dear Mr. Ward:

Returned herewith your depositions of holder and witnesses and affidavit of publication on the above referenced permit.

It is noted you advertised to appear before Notary Public Ted B. Larsen on the 31st day of May, 1966. However, the depositions are dated June 20, 1966. Therefore, we require you to submit an affidavit from Mr. Larsen stating why you did not appear on the advertised date, also that his office was open and that no protest was offered nor received.

Please comply returning all papers promptly.

Very truly yours,

DONALD W. McELDOWNEY
State Water Rights Clerk

Encl. - Deposition of Holder
Deposition of Witnesses
Affidavit of Publication

DWMc:puk

29897

June 13, 1966

G-29897

Preston Citizen
Preston, Idaho

Gentlemen:

On May 11, 1966 we wrote you stating that we had not received the tear sheets of the legal notices of Permits No. G-29859, G-29888, and G-29897.

In checking through the file folders of a number of permits today we found these tear sheets in another folder. They had evidently been misfiled before being given to the employee who has the responsibility of checking all legal notices.

We regret this error on the part of our office. Please accept our sincere apology.

Very truly yours,

M. Russell Bosh
Office Manager

MRB:mr

29897

THE PRESTON *Citizen*

Phone 852-0155

Published Thursdays

PRESTON, IDAHO

MAY 19 1966

Department of Reclamation

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

Notice is hereby given that on the 31st day of May 1966, at Preston, County of Franklin, State of Idaho, before Ted B. Larsen, Notary Public, at 10 West Oneida, Preston, Idaho, proof will be submitted of the completion of works for the diversion of .80 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-29897, 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 Hyrum J. Ward, Clifton, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is .80 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 .80 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4 Twp 14 SR 38 EBM.

5. The place where said water is used is 40 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 Twp 14 SR 38 EBM.

6. The date of priority which said user is prepared to establish is June 20, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Legal No. 1054—Pub. May 5, May 12, May 19, May 26, 1966.

Gentlemen:

Attached herewith is a copy of the legal notice that is currently running in The Citizen. According to our records the notice is scheduled to run until May 26. If there are any errors in the copy, would you please notify us immediately by marking this copy and returning it to the office, so that corrections can be made before the notice runs again. For your information the charge for running the notice will be _____. This is not a proof of publication.

Sincerely Yours,

The Preston Citizen

*Permit G-29897
Hyrum J. Ward*

29897

May 11, 1966

RE: Permit No. G-29897
Hyrum J. Ward

Preston Citizen
Preston, Idaho

Gentlemen:

On April 21, 1966 we sent you a legal notice of the above numbered permit to be published for four successive weekly issues of your paper prior to May 31, 1966. To date we have not received a tear sheet for proofing.

Kindly send us a tear sheet promptly. If there are errors in the publication it may be necessary to republish at your expense.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mr

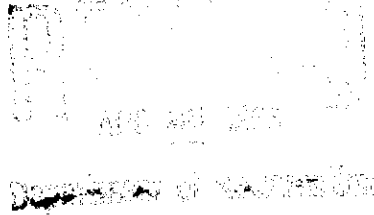
29897

THE PRESTON *Citizen*

Phone 852-0155

Published Thursdays

PRESTON, IDAHO



Gentlemen:

Attached herewith is a copy of the legal notice that is currently running in The Citizen. According to our records the notice is scheduled to run until May 26. If there are any errors in the copy, would you please notify us immediately by marking this copy and returning it to the office, so that corrections can be made before the notice runs again. For your information the charge for running the notice will be _____. This is not a proof of publication.

Sincerely Yours,

The Preston Citizen

Permit # 9-29897

NOTICE OF PROOF OF COMPLETION OF WORKS

and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 31st day of May 1966, at Preston, County of Franklin, State of Idaho, before Ted B. Larsen, Notary Public, at 10 West Oneida, Preston, Idaho, proof will be submitted of the completion of works for the diversion of .80 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-29897, 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 Hyrum J. Ward, Clifton, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is .80 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 .80 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4 Twp 14 SR 38 EBM.

5. The place where said water is used is 40 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 Twp 14 SR 38 EBM.

6. The date of priority which said user is prepared to establish is June 20, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Legal No. 1054—Pub. May 5, May 12, May 19, May 26, 1966.

29897

April 21, 1966

Re: Permit No. G-29897

Hyrum J. Ward
Clifton, Idaho

Dear Mr. Ward:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. ~~G-29897~~. The proofs are to be made at ~~xxxxxx~~ 6 o'clock ~~xxxxxx~~ on the 31st day of May, 1966, before Ted B. Larsen, Preston, Idaho Notary Public.

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

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. 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, the 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,

CARL E. TAPPAN
State Reclamation Engineer
By

XXXXXXXXXXXXXXXXXXXX
MRS. J. EDNA P. RILEY
Office Clerk
R. Russell Bosch
Office Manager

Encl.
EPR:pmk
cc: Notary

29897

Re: Permit No. G-29897

April 21, 1966

Hyrum J. Ward
Clifton, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to May 31, 1966. The expense of the publication is to be paid by Hyrum J. Ward of Clifton, Idaho to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

29897

Department of Reclamation

6. The date of priority which said user is prepared to establish is ~~July 11, 1961~~

79.897

RECEIVED
APR 19 1966
9:00 A.M.

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 18, 1966

(P. O.) Clifton, 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 Preston Citizen of
Preston, Idaho Published in
the county in which the works are situated.

Hyrum J. Hard

(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

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Preston, Idaho
October 27, 1961

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

We have taken a Real Estate Mortgage on the Property of Hyrum J. Ward of Clifton, Idaho, in connection with a Soil and Water loan under permit No. G 29897. Mr. Ward has agreed that he will not assign or amend the permit without the consent of the Farmers Home Administration.

Very truly yours,

W. C. Maughan
W. C. Maughan
County Supervisor

11-30-61 Noted

29897

July 20, 1961

Re: Permit No. G-29897

Mr. Hyrum J. Ward,
Clifton, Idaho.

Dear Mr. Ward:

We enclose Permit No. G-29897 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental Receipt No. G-6083, which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit, was mailed to you with our letter of June 20, 1961.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

2 9897

June 20, 1961

Application No. G-37852

Mr. Hyrum J. Ward
Clifton, Idaho

Dear Mr. Ward:

Returned herewith is your application for permit with
attached receipt no. 6083 for \$5.25 filing fee.

You show Townships 13 and 14 South. The 13 has been
crossed out however as we are not sure of the location
of your land. Kindly check the description and return
the application with the correct township shown.

You may drill the well at any time convenient to you.

Very truly yours,

GEORGE N. CARTER
State Reclamation Engineer

By:

Ralph W. Thomas, Deputy
State Reclamation Engineer

RWT/mo
encls

27897

Clifton Idaho.
June 17, 1961

Mr. Geo. M. Carter
Bureau of Reclamation
Boise, Idaho.

RECEIVED
JUN 20 1961
Department of Reclamation

Dear Sir:

Enclosed please find an application for a well. I hope everything is filled in correctly and since it is part of the emergency plan I hope you will cooperate and act as quickly as possible so the well Driller we have engaged can soon get started

Sincerely yours
Hyrum J. Ward

NAME OF APPLICANT.....

Form No. 0

[illegible]

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

27897

RECEIVED

JUL 7 1961

Department of Reclamation

Clifton Idaho.
July 5, 1961

Mr. Geo. N. Carter
Bureau of Reclamation
Boise Idaho.

Dear Sir:

Township 14 is
the correct one.

Yours Truly
Hyrum J. Ward