

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4954

WATER RIGHT NO(S). 43-02417A/43-02418A/43-02512A/43-02512B
43-02512C/43-04060A/43-04061A/43-04062A/43-04063A/43-04064A

This is to certify that: **SPRATLING FARMS**
550 TERRACE DRIVE
BURLEY ID 83318

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 43-02417A : IRRIGATION	04/01 to 10/31	0.48 CFS	202.8 AF
Right No. 43-02418A : IRRIGATION	04/01 to 10/31	0.48 CFS	202.8 AF
Right No. 43-02512A : IRRIGATION	04/01 to 10/31	4.60 CFS	1943.4 AF
Right No. 43-02512B : IRRIGATION	04/01 to 10/31	6.28 CFS	1400.0 AF
Right No. 43-02512C : IRRIGATION	04/01 to 10/31	4.32 CFS	1280.0 AF
Right No. 43-04060A : IRRIGATION	04/01 to 10/31	0.17 CFS	71.8 AF
Right No. 43-04061A : IRRIGATION	04/01 to 10/31	0.31 CFS	131.0 AF
Right No. 43-04062A : IRRIGATION	04/01 to 10/31	0.28 CFS	118.3 AF
Right No. 43-04063A : IRRIGATION	04/01 to 10/31	0.42 CFS	117.4 AF
Right No. 43-04064A : IRRIGATION	04/01 to 10/31	0.71 CFS	300.0 AF
TOTAL:		*18.05 CFS	*4368.0 AF

MICROFILMED
JUN 24 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

June 11, 1997

PHILIP E. BATT
GOVERNOR

SPRATLING FARMS
550 TERRACE DRIVE
BURLEY ID 83318

KARL J. DREHER
DIRECTOR

RE: Water Right Nos. 43-02417A/02418A/02512A/02512B/02512C/
04060A/04061A/04062A/04063A/04064A (Transfer No. 4954)

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Rights for the above referenced water rights (Transfer No. 4954). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying **transfer approval** should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

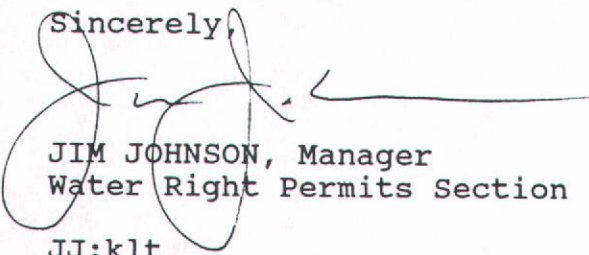
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MICROFILMED
JUN 24 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

June 11, 1997

PHILIP E. BATT
GOVERNOR

SPRATLING FARMS
550 TERRACE DRIVE
BURLEY ID 83318

KARL J. DREHER
DIRECTOR

RE: Water Right Nos. 43-02417A/02418A/02512A/02512B/02512C/
04060A/04061A/04062A/04063A/04064A (Transfer No. 4954)

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Rights for the above referenced water rights (Transfer No. 4954). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying **transfer approval** should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

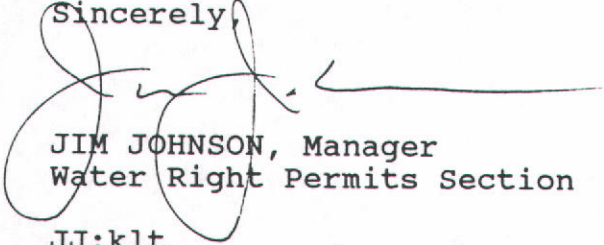
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can acontact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MICROFILMED
JUN 24 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

June 11, 1997

PHILIP E. BATT
GOVERNOR

SPRATLING FARMS
550 TERRACE DRIVE
BURLEY ID 83318

KARL J. DREHER
DIRECTOR

RE: Water Right Nos. 43-02417A/02418A/02512A/02512B/02512C/
04060A/04061A/04062A/04063A/04064A (Transfer No. 4954)

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Rights for the above referenced water rights (Transfer No. 4954). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying **transfer approval** should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

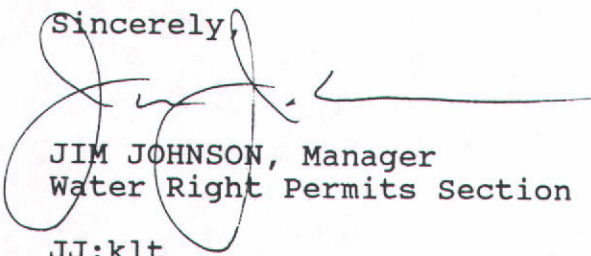
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can acontact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MICROFILMED
JUN 24 1997

TWP.

RANGE

COUNTY

4.32

SCALE: 1" = 1 MILE

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

12 8 9 10 11 12 7

13 18 17 16 15 14 13 18

24 19 20 21 22 23 24 19

25 30 29 28 27 26 25 30

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

APR 21 1966

1966
9:00 A.M.

Retention of Retention

LEGAL NOTICES

66-55

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

Notice is hereby given that on the 11th day of April 1966, at Shelley, County of Blaine, State of Idaho, before Alva A. Harris, Notary Public, 441 P.O. Box 502, 171 S. Emerson, Shelley, Idaho, proof will be submitted of the completion of works for the diversion of 13.28 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-29461, 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 JOHN H. & BERNADINE B. PETERSON, Route 1, Box 316A, Burley, 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 15.4 cubic feet per second.

3. The use to which said water has been applied is agricultural irrigation purposes and the amount applied to beneficial use is 13.28 cubic feet per second.

4. The point of diversion of said water is The NE $\frac{1}{4}$ NE $\frac{1}{4}$, the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 7, Twp. 11 S., Rge. 28, EBM, Cassia County, Idaho.

5. The place where said water is used is Section 7, the S $\frac{1}{2}$ S $\frac{1}{2}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 6, Twp. 11 S., Rge. 28, EBM. Cassia County, Idaho.

6. The date of priority which said user is prepared to establish is February 14, 1961.

State Reclamation Engineer
Published in the Burley Herald-
Bulletin February 14, 21, 28,
March 7, 1966.

Walter W. Schramm, being first

duly sworn, deposes and says that ___he is the

Editor of Burley Herald-Bulletin, a weekly newspaper published at Burley, Idaho, in the county aforesaid, and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular weekly editions of Burley Herald-Bulletin for

four (4) consecutive weeks, commencing

with the issue dated February 11, 1966, and

ending with the issue dated March 7, 19 66.

Subscribed and sworn to before me this

9th day of March, 19 66

Ruth Chambers Notary Public

Cost of Publication My Commission Expires Feb. 18, 1969

Notary fee _____

Total Cost _____

29461

RECEIVED
FEB 9 1966
Department of Reclamation

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

Notice is hereby given that at ~~8:00 A.M.~~, on the 11th day of April 19 66, at Shelley, County of Bingham, State of Idaho before Alva A. Harris, Notary Public, at (address) P.O. Box 502, 171 S. Emerson, Shelley, Idaho, proof will be submitted of the completion of works for the diversion of ~~15.4~~ 13.28 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-29461, 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 JOHN H. & BERNADINE B. PETERSON, Route 1, Box 316A, Burley, 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 15.4 cubic feet per second.

3. The use to which said water has been applied is agricultural irrigation, purposes and the amount applied to beneficial use is ~~15.4~~ 13.28 cubic feet per second.

4. The point of diversion of said water is The NE $\frac{1}{4}$ NE $\frac{1}{4}$, the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 7, Twp. 11 S, Rge. 28, EBM, Cassia County, Idaho

5. The place where said water is used is Section 7, the S $\frac{1}{2}$ S $\frac{1}{2}$ and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 6, Twp. 11 S., Rge. 28, EBM. Cassia County, Idaho

6. The date of priority which said user is prepared to establish is February 14, 1961.

Carl E. Tappan
State Reclamation Engineer

29461

Application for Amendment

POINT OF DIVERSION

Permit No. G-29461

RECEIVED
FEB 18 1964

Department of Reclamation

Comes now John H. Peterson and
represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public
Waters of the State of Idaho, No. G-29461.

That the point 5 of diversion is described in said Permit as being located:

NE^{1/4}NE^{1/4}, NW^{1/4}NE^{1/4}, NE^{1/4}NW^{1/4} Sec. 7; SE^{1/4}NW^{1/4} Sec. 8 T11S R28E

That he now requests that the point of diversion be changed to a point
located: NE^{1/4}NE^{1/4}, SE^{1/4}NW^{1/4}, NW^{1/4}SE^{1/4} Sec. 7; ~~NE^{1/4}NE^{1/4} SE^{1/4}NW^{1/4} Sec. 8~~
T11S R28E.

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

The original positions for the 2nd and 3rd points of diversion were mistakenly located on
~~low ground and the cost of forcing the water to the high point for gravity irrigating~~
would be quite high. Whereas, the new points of diversion are located on the proper high
ground. Also, through our belief in water witching, we have reason to believe there is
no water under the original locations.

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

Signed at Basin Idaho, this 27 day of Dec,
1963.

John H. Peterson
Bernard B. Peterson

Date of Receipt at Department of Reclamation February 21, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

RALPH W. THOMAS, Deputy

I, ~~SEBASTIAN CARTER~~, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the above and foregoing application for amendment to Permit to Appropriate the Public
Waters of the State of Idaho, No. G-29461. This approval constitutes a new permit
and is issued as an amendment to the original permit, to which it refers and of which
it becomes a part, and said application is approved only insofar as the rights of others
will not be adversely affected thereby.

Ralph W. Thomas
Deputy
State Reclamation Engineer

Recorded in Book 103 of
Permits, at Page 29461
February 21, 1964

29461

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

Notice is hereby given that at 8:00 A.M. on the 8th day of March, 1963, at Shelley, County of Bingham, State of Idaho, before Alva A. Harris, Notary Public, at 210 South State Street, Shelley, Idaho, proof will be submitted of the completion of works for the diversion of 11.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29461, 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 John H. Peterson, Route 2, Shelley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 11.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 7, Twp. 11 S., Rge. 28 E. B.M. County of Cassia.

5. The place where said water is used is East $\frac{1}{2}$ of Sec. 7, Twp. 11 S., Rge 28 E. B.M. County of Cassia.

6. The date of priority which said user is prepared to establish is February 14, 1961.

GEO. N. CARTER,
State Reclamation Engineer
Published in the Burley Herald-Bulletin on Feb. 8, 15, 22 and March 1, 1963.

Affidavit of Publication.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

ss.

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

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

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue

dated Feb 8, 1963, and ending with the issue dated Mar 1, 1963

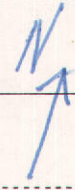
Subscribed and sworn to before me this 7 day of Mar, 1963

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

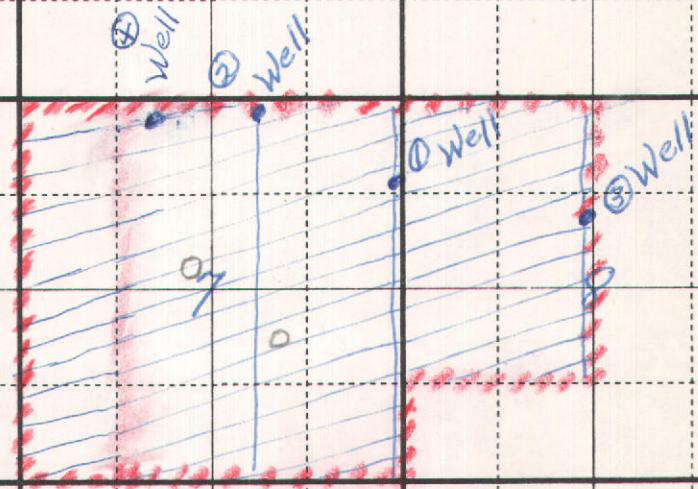
29461

John H. Peterson

R 28 E



T
11
S



Permit Map No. 29461
As Approved FEB 24 1961
GEO. N. CARTER
State Reclamation Engineer

A

State of Idaho License and Certificate of Water Right

Water License No. G-29461 (part)

Amount 4.6 c.f.s.

Water District No.

Priority April 1, 1961
(late proof)

THIS IS TO CERTIFY that JOHN H. PETERSON - Part Assignee - BERNADINE B. /
PETERSON
of Burley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 14, 1961; that Permit No. G-29461
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.6 second feet, was issued thereunder on July 28, 1967, showing that said works
were completed on the 11th day of April, 1966; and that on the 11th
day of April, 1966,

JOHN H. PETERSON - Part Assignee - BERNADINE B. PETERSON

of Burley, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of wells

, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-29461 (part) of the Department of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

14 of Licenses at page 8840, on the 28 day of July, 1967;

The right hereby confirmed dates from April 1, 1961;

The Point of Diversion is located in three points in SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and
in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Tp. 11 S, R. 28 E, B. M. County of Cassia.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	28 E	6	L ⁶ / ₈ (NW ¹ / ₄ SW ¹ / ₄)	40	14
			L ⁴ / ₄ (SW ¹ / ₄ SW ¹ / ₄)	40	47
			1 SE ¹ / ₄ SW ¹ / ₄	40	40
			SW ¹ / ₄ SE ¹ / ₄	40	40
			SE ¹ / ₄ SE ¹ / ₄	40	36
			E ¹ / ₂	320	<u>320</u>
		7			
		Total number of acres to be irrigated:			

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

28th day of July, 1967.

S/ JACK A. BARNETT

Deputy State Reclamation Engineer.

(SEAL)

State of Idaho

License and Certificate of Water Right

B

Water License No. G-29461 (part)

Amount 6.28 c.f.s.

Water District No.

Priority April 1, 1961

(late proof)

THIS IS TO CERTIFY that JOHN H. PETERSON - Part Assignee - BERNADINE B. / PETERSON of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 14, 1961; that Permit No. G-29461 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 6.28 second feet, was issued thereunder on July 28, 1967, showing that said works were completed on the 11th day of April, 1966; and that on the 11th day of April, 1966,

JOHN H. PETERSON - Part Assignee - BERNADINE B. PETERSON of Burley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of wells, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-29461 (part) of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 14 of Licenses at page 8841, on the 28 day of July, 1967;

The right hereby confirmed dates from April 1, 1961;

The Point of Diversion is located in three points in NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Tp. 11 S, R. 28 E, B. M. County of Cassia.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 6.28 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	28 E	7	L 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)	40	47 $\frac{1}{2}$
			L 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)	40	47 $\frac{1}{2}$
			E $\frac{1}{2}$ NW $\frac{1}{4}$	80	80
			L 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)	40	47 $\frac{1}{2}$
			L 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)	40	47 $\frac{1}{2}$
			E $\frac{1}{2}$ SW $\frac{1}{4}$	80	80
			Total number of acres to be irrigated:		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 28th day of July, 1967.

S/ JACK A. BARNETT

Deputy State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-29461 Pt.Amount 4.32 c.f.s.

Water District No. _____

Priority February 14, 1961

THIS IS TO CERTIFY that

JOHN H. PETERSON

of Shelley, Idaho

, made application for a permit to appropriate the

public waters of the State of Idaho, dated February 14, 1961 ; that Permit No. G-29461 - Pt.

was issued under said application; that Certificate of Completion of works, with a carrying capacity of

4.32 second feet, was issued thereunder on October 27th, 19 65, showing that said workswere completed on the 8th day of March, 19 63; and that on the 8thday of March, 19 63,

JOHN H. PETERSON

of Shelley

, State of

Idaho

, made proof to the satisfaction of the

State Reclamation Engineer

of Idaho, of the right to use the waters of

a well

, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-29461 - Pt. of the Department of Reclamation

and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,

and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

13 of Licenses at page 8356, on the 27 day of October, 19 65;The right hereby confirmed dates from February 14, 19 61;

The Point of Diversion is located

in the NE 1/4 NE 1/4, Sec. 7, Tp. 11S, R. 28 E, B. M. Cassia County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall

not exceed 4.32 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	28 E	7	E 1/2	320	320

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

27th day of October, 19 65.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

+ ✓ 8355

Priority April 15, 1960

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. G-29461 (part) Priority April 1, 1961 Amount 4.6 c. f. s.
(late proof)

THIS IS TO CERTIFY that JOHN H. PETERSON - Part Assignee - BERNADINE B. /
PETERSON

of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 14, 1961; that Permit No. G-29461 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 4.6 second feet, was issued thereunder on July 28, 1967, showing that said works were completed on the 11th day of April, 1966; and that on the 11th day of April, 1966

JOHN H. PETERSON - Part Assignee - BERNADINE B. PETERSON of Burley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of wells

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-29461 (part) of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 14 of Licenses, at Page 8840, on the 28th day of July, 1967.

The right hereby confirmed dates from April 1, 1961.

The Point of Diversion is located in three points in SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Twp. 11 S, R. 28 E, B.M. Cassia County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.6 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	28 E	6	L 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)	40	14
			L 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)	40	47
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	36
		7	E $\frac{1}{2}$	320	<u>320</u>
		Total number of acres to be irrigated:			

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 28th day of July, 1967.


Deputy State Reclamation Engineer.

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. G-29461 (part)

To Bernadine B. Peterson

Burley, Idaho

Source of Supply subterranean

Cassia

County

Amount 6.28

Sec. Ft.

Point of Diversion (3) NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,

NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 11 S, R. 28 E,

B.M.

Place of Use W $\frac{1}{2}$, Sec. 7, T. 11 S,

R. 28 E, B.M.

Purpose irrigation

Date of Priority April 1, 1961

(late proof)

Recorded July 28, 1967

in Book 14 of Licenses, Page 8841

43-2512

APPLICATION FOR PERMIT

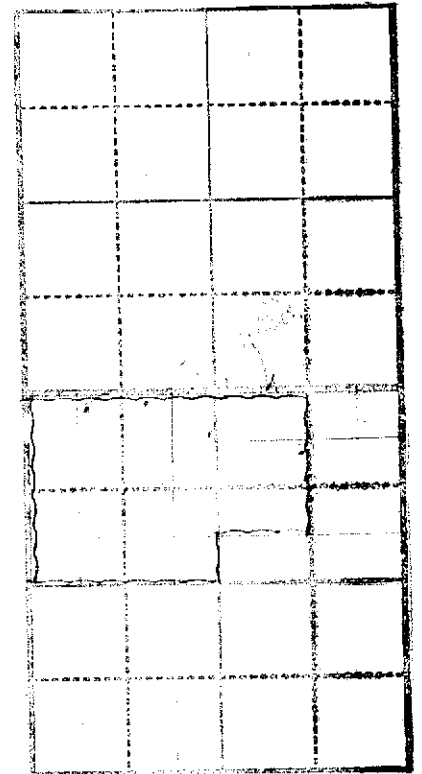
To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37459
 Permit No. G- 29461
 District No.

Assigned to

Sanadine B. Peterson
Route #2
Shelley - Idaho

1. Name of Applicant: John H. Peterson
 Postoffice address: Shelley, Route #2 County: Bingham State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 17.6 or Idaho
 Miners' inches 880 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean water
4. Location of point of diversion or well is in the $NE\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$, $NE\frac{1}{4}NW\frac{1}{4}$, Sec. 7
 $SE\frac{1}{4}$ of the $NW\frac{1}{4}$ of Section 8
 Twp. 11 S , Rge. 28 E , B.M., County of Cassia
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: Wells, drilled & cased, pumps and ditches
8. Estimated cost of works: \$ 72,000
9. (a) Is reservoir to be used? no
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 17.6 (cubic feet per second, inches or gallons per minute) is for new lands.



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

s/ John H. Peterson

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 4:00 P.M. February 14, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 29461

Recorded in Book 103 Page 29461 Approved February 24, 1961

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before August 24, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before February 24, 1966

Witness my hand this 24th day of February, 1961

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, _____, Governor of the State of Idaho,
and _____, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this _____
day of _____, 1961.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11 S	28 E	7	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640	
		8					40	40	40	40	40	40						240	
		TOTAL															880		
ASSIGNMENT																			
For value received, I hereby assign part of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-29461 to Bernadine B. Peterson of Route 2, Shelley, Idaho to-wit: The West ½ of Sec. 7, Twp. 11 S., Rge. 28 E., B. M.																			
s/ JOHN H. PETERSON Permit Holder																			
s/ BERNADENE B. PETERSON Wife of Permit Holder																			
STATE OF IDAHO			)																
			) ss																
County of Bingham			)																
On this 24th day of January, 1963, before me, a Notary Public for the State of Idaho, residing at Shelley Idaho, personally appeared JOHN H. PETERSON and BERNADINE B. PETERSON, his wife, known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.																			
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.																			
s/ ALVA A. HARRIS Notary Public Residing at Shelley, Idaho																			
(seal) My commission expires Oct. 24, 1966																			

Application for Amendment
POINT OF DIVERSION
Permit No. G-29461

Comes now JOHN H. PETERSON and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-29461.

That the points of diversion is described in said Permit as being located: NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, T. 11 S., R. 28 E.

That he now requests that the points of diversion be changed to a point located: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, T. 11 S., R. 28 E.

That the reason for desiring to make such change is as follows: The original positions for the 2nd and 3rd points of diversion were mistakenly located on low ground and the cost of forcing the water to the high point for gravity irrigating would be quite high. Whereas, the new points of diversion are located on the proper high ground. Also, through our belief in water witching, we have reason to believe there is no water under the original locations.

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

Signed at Boise, Idaho, this 27 day of December, 1963

s/ JOHN H. PETERSON
Bernadene B. Peterson

Date of Receipt at Department of Reclamation: Feb. 21, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-29461. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ RALPH W. THOMAS,
Deputy State Reclamation Engineer

Recorded: February 21, 1964

Permit No. G-29461 - Part ✓

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that JOHN H. PETERSON of Shelley, County of Bingham, and State of Idaho, the holder of Permit No. G-29461 - Pt., issued upon Application No. 37459, bearing date of priority of February 14, 1961, authorizing the diversion of 17.6 second feet of waters of wells, County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.32 second feet of the waters of a well, tributary of subterranean flow; that the point of diversion of said waters NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, T. 11 S., R. 28 E., and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: E $\frac{1}{2}$, Sec. 7, T. 11 S., R. 28 E., B. M.

Witness my hand this 27th day of October, A. D. 1965.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: March 8, 1963

LICENSE ISSUED FOR 4.32 SEC. FT.
LICENSE PAGE NO. 8356

Application for Amendment ✓
LAND LIST
Permit No. G-29461

Comes now John H. Peterson, and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-29461, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: Section 7, S $\frac{1}{2}$ S $\frac{1}{2}$, Section 6, T 11 S., R 28 E., B.M.* That an additional amount of water is not asked for, and that the rights of others will not be adversely thereby. *(making a total of 850 acres)

Signed at Boise, Idaho this 24th day of January, 1966.

/s/ JOHN G. PETERSON

Date of receipt at office of Department of Reclamation January 24, 1966.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, Assistant State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho No. G-29461.

This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers,

and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON
Assistant State Reclamation Engineer

APPLICATION FOR AMENDMENT
LAND LIST ✓

Permit No. G-29461

Comes now JOHN H. PETERSON AND BERNARDINE B. PETERSON, his wife, and represents to the State Reclamation Engineer of the State of Idaho: That they are the owners and holders of permit to appropriate the public waters of the State of Idaho, No. G-29461, and requests that the list of lands to be irrigated, as described in said permit be changed to read as follows: Delete: The NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 8, T 11 S., R 28 E., B.M. (240 acres) Add: The NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 6 T 11 S., R 28 E., B.M. The S $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 6, T 11 S., R 28 E., B.M. (About 100 acres: 13 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 87 acres in the S $\frac{1}{2}$ SW $\frac{1}{4}$) Retain: Section 7, T 11 S., R 28 E., B.M. (About 670 acres) large section, making a total of 770 acres.

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

Signed at Shelley, Idaho this 3rd day of February, 1966.

JOHN H. PETERSON AND BERNARDINE B. PETERSON

By /s/ Alva A. Harris
Attorney at Law

Date of receipt at office of Department of Reclamation: February 9, 1966.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, Assistant State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-29461. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded February 10, 1966.

/s/ R. KEITH HIGGINSON
Assistant State Reclamation Engineer

Permit No. G-29461 (part) - John
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that JOHN H. PETERSON - Part Assignee - BERNADINE B. PETERSON of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-29461 (part), issued upon Application No. G-37459 bearing date of priority of April 1, 1961 (late proof), authorizing the diversion of 13.28 second feet of waters of wells, County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.6 second feet of the waters of wells, from subterranean flow; that the point of diversion of said waters (is three points) in NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 11 S, R. 28 E, B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6; E $\frac{1}{2}$, Sec. 7, T. 11 S, R. 28 E, B.M.

Proof of Completion of Works made: April 11, 1966.

Witness my hand this 28th day of July, A.D. 1967.

S/ JACK A. BARNETT
Deputy State Reclamation Engineer

Permit No. G-29461 (part) -
CERTIFICATE OF COMPLETION OF WORKS - Bernadine

LICENSE ISSUED FOR 4.6 SEC. FT.
LICENSE PAGE NO. 8840

TO ALL WHOM IT MAY CONCERN:

This is to certify that JOHN H. PETERSON - Part Assignee - BERNADINE B. PETERSON of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-29461 (part), issued upon Application No. G-37459 bearing date of priority of April 1, 1961 (late proof), authorizing the diversion of 13.28 second feet of waters of wells, County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 6.28 second feet of the waters of wells, from subterranean flow; that the point of diversion of said waters (in three points) in NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 11 S, R. 28 E, B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: W $\frac{1}{2}$, Sec. 7, T. 11 S, R. 28 E, B.M.

Proof of Completion of Works made: April 11, 1966.

Witness my hand this 28th day of July, A.D. 1967.

S/ JACK A. BARNETT
Deputy State Reclamation Engineer

LICENSE ISSUED FOR 6.28 SEC. FT.
LICENSE PAGE NO. 8841

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 06/12/97
PAGE: 1

WATER RIGHT NUMBER	NAME	CFS
43-02512	PETERSON , JOHN H.	
43-02512A	SPRATLING FARMS	4.60
43-02512B	SPRATLING FARMS	6.28
43-02512C	SPRATLING FARMS	4.32

UNRECORDED

JUN 24 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4954

WATER RIGHT NO(S). 43-02417A/43-02418A/43-02512A/43-02512B
43-02512C/43-04060A/43-04061A/43-04062A/43-04063A/43-04064A

This is to certify that: **SPRATLING FARMS**
550 TERRACE DRIVE
BURLEY ID 83318

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 43-02417A : IRRIGATION	04/01 to 10/31	0.48 CFS	202.8 AF
Right No. 43-02418A : IRRIGATION	04/01 to 10/31	0.48 CFS	202.8 AF
Right No. 43-02512A : IRRIGATION	04/01 to 10/31	4.60 CFS	1943.4 AF
Right No. 43-02512B : IRRIGATION	04/01 to 10/31	6.28 CFS	1400.0 AF
Right No. 43-02512C : IRRIGATION	04/01 to 10/31	4.32 CFS	1280.0 AF
Right No. 43-04060A : IRRIGATION	04/01 to 10/31	0.17 CFS	71.8 AF
Right No. 43-04061A : IRRIGATION	04/01 to 10/31	0.31 CFS	131.0 AF
Right No. 43-04062A : IRRIGATION	04/01 to 10/31	0.28 CFS	118.3 AF
Right No. 43-04063A : IRRIGATION	04/01 to 10/31	0.42 CFS	117.4 AF
Right No. 43-04064A : IRRIGATION	04/01 to 10/31	0.71 CFS	300.0 AF
TOTAL:		*18.05 CFS	*4368.0 AF

TRANSFER NO. 4954

WATER RIGHT NO(S). 43-02417A/43-02418A/43-02512A/43-02512B
43-02512C/43-04060A/43-04061A/43-04062A/43-04063A/43-04064A

DATE OF PRIORITY

Right No. 43-02417A : 01/31/1955
Right No. 43-02418A : 01/31/1955
Right No. 43-02512A : 04/01/1961
Right No. 43-02512B : 04/01/1961
Right No. 43-02512C : 02/14/1961
Right No. 43-04060A : 04/01/1954
Right No. 43-04061A : 05/01/1957
Right No. 43-04062A : 05/01/1957
Right No. 43-04063A : 05/01/1955
Right No. 43-04064A : 05/01/1957

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 7, Township 11S, Range 28E
SWNE , Sec. 7, Township 11S, Range 28E
NWSE , Sec. 7, Township 11S, Range 28E
NWSW , Sec. 17, Township 11S, Range 28E
CASSIA 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>
11S	28E	6	NESW 2	Lot 6(NWSW)	2	Lot 7(SWSW)	39	
			SESW 39		NESE 27		NWSE 33	
			SWSE 38		SESE 25			205
		7	NENE 31		NWNE 31		SWNE 36	
			SENE 32		NENW 32	Lot 1(NWNW)	31	
			Lot 2(SWNW) 31		SENW 36		NESW 36	
			Lot 3(NWSW) 31	Lot 4(SWSW)	31		SESW 32	
			NESE 31		NWSE 36		SWSE 31	
			SESE 32					520
		17	NENW 31		NWNW 31		SWNW 31	
			SENW 32		NESW 31		NWSW 31	
			SWSW 31		SESW 31			249
		19	NENE 29.5		NWNE 29.5		SWNE 29.5	
			SENE 29.5					118
Total number of acres irrigated:								**1092

CONDITIONS OF APPROVAL AND REMARKS

1. Approval of this transfer in no way confirms the right(s) claimed.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

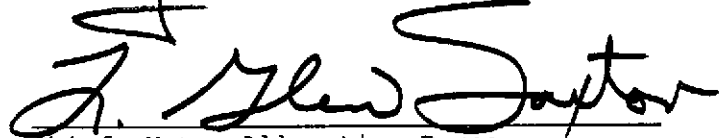
TRANSFER NO. 4954

WATER RIGHT NO(S). 43-02417A/43-02418A/43-02512A/43-02512B
43-02512C/43-04060A/43-04061A/43-04062A/43-04063A/43-04064A

CONDITIONS OF APPROVAL AND REMARKS

3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. 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.
- *8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4954 shall not exceed 18.05 cfs, nor total combined annual volume of 4,368.0 af.
- **9. Combined Right Nos. 43-02417A, 43-02418A, 43-02512A, 43-02512B, 43-02512C, 43-04060A, 43-04061A, 43-04062A, 43-04063A and 43-04064A are limited to the total combined irrigation of 1,092 acres as described above in a single irrigation season.
- **10. Combined Right Nos. 43-02417A, 43-02418A, 43-04060A, 43-04061A, 43-04062A, 43-04063A and 43-04064A are limited to the total combined irrigation of 248 acres in the place of use described above in a single irrigation season.
- **11. Combined Right Nos. 43-02512A and 43-02512C are limited to the irrigation of 497 acres under Part A and 320 acres under Part C, and the total combined irrigation of 497 acres within the place of use described above in a single irrigation season.
- **12. Right No. 43-02512B is limited to the irrigation of 350 acres in the place of use described above in a single irrigation season.

Dated this 27th day of May, 1997.


Chief, Water Allocation Bureau

WATER RIGHT
NUMBER

NAME

CFS

43-02512 PETERSON , JOHN H.

43-02512A SPRATLING FARMS

4.60

43-02512B SPRATLING FARMS

6.28

43-02512C SPRATLING FARMS

4.32

RECEIVED

AUG 25 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4521

WATER RIGHT NO(S). 43-02417A/43-02418A/43-02512A/43-02512B
43-02512C/43-04060A/43-04061A/43-04062A/43-04063A/43-04064A

This is to certify that: **SPRATLING FARMS**
RT 1 BOX 180
BURLEY ID 83318

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 43-02417A : IRRIGATION	04/01 to 10/31	0.48 CFS	202.8 AF
Right No. 43-02418A : IRRIGATION	04/01 to 10/31	0.48 CFS	202.8 AF
Right No. 43-02512A : IRRIGATION	04/01 to 10/31	4.60 CFS	1943.4 AF
Right No. 43-02512B : IRRIGATION	04/01 to 10/31	6.28 CFS	1400.0 AF
Right No. 43-02512C : IRRIGATION	04/01 to 10/31	4.32 CFS	1280.0 AF
Right No. 43-04060A : IRRIGATION	04/01 to 10/31	0.17 CFS	71.8 AF
Right No. 43-04061A : IRRIGATION	04/01 to 10/31	0.31 CFS	131.0 AF
Right No. 43-04062A : IRRIGATION	04/01 to 10/31	0.28 CFS	118.3 AF
Right No. 43-04063A : IRRIGATION	04/01 to 10/31	0.42 CFS	117.4 AF
Right No. 43-04064A : IRRIGATION	04/01 to 10/31	0.71 CFS	300.0 AF
TOTAL:		* 18.05 CFS	* 4368.0 AF

AUG 25 1995

TRANSFER NO. 4521

WATER RIGHT NO(S). 43-02417A/43-02418A/43-02512A/43-02512B
43-02512C/43-04060A/43-04061A/43-04062A/43-04063A/43-04064A

DATE OF PRIORITY:

Right No. 43-02417A : 01/31/1955
Right No. 43-02418A : 01/31/1955
Right No. 43-02512A/B : 04/01/1961
Right No. 43-02512C : 02/14/1961
Right No. 43-04060A : 04/01/1954
Right No. 43-04061A : 05/01/1957
Right No. 43-04062A : 05/01/1957
Right No. 43-04063A : 05/01/1955
Right No. 43-04064A : 05/01/1957

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 7, Township 11S, Range 28E
NWSE , Sec. 7, Township 11S, Range 28E
NWSW , Sec. 17, Township 11S, Range 28E
CASSIA County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
11S	28E	6	Lot 7 (SWSW) 40	SESW 38	NESE 31	
			NWSE 33	SWSE 40	SESE 33	215
		7	NENE 33	NWNE 40	SWNE 40	
			SENE 40	NENW 40	Lot 1 (NWNW) 39	
			Lot 2 (SWNW) 39	SENW 40	NESW 40	
			Lot 3 (NWSW) 39	Lot 4 (SWSW) 39	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			629
		17	NENW 31	NWNW 31	SWNW 31	
			SENW 31	NESW 31	NWSW 31	
			SWSW 31	SESW 31		248

Total number of acres irrigated: ** 1092

CONDITIONS/REMARKS:

1. Approval of this transfer in no way confirms the right(s) claimed.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

MAIDEN
AUG 25 1995

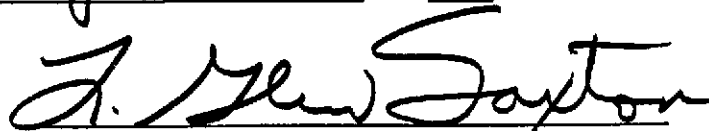
TRANSFER NO. 4521

WATER RIGHT NO(S). 43-02417A/43-02418A/43-02512A/43-02512B
43-02512C/43-04060A/43-04061A/43-04062A/43-04063A/43-04064A

CONDITIONS/REMARKS:

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. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
7. 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.
- *8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4521 shall not exceed 18.05 cfs, nor total combined annual volume of 4,368.0 af.
- **9. Combined Right Nos. 43-02417A, 43-02418A, 43-02512A, 43-02512B, 43-02512C, 43-04060A, 43-04061A, 43-04062A, 43-04063A and 43-04064A are limited to the total combined irrigation of 1,092 acres as described above in a single irrigation season.
- **10. Combined Right Nos. 43-02417A, 43-02418A, 43-04060A, 43-04061A, 43-04062A, 43-04063A and 43-04064A are limited to the total combined irrigation of 248 acres in the place of use described above in a single irrigation season.
- **11. Combined Right Nos. 43-02512A and 43-02512C are limited to the irrigation of 497 acres under Part A and 320 acres under Part C, and the total combined irrigation of 497 acres within the place of use described above in a single irrigation season.
- **12. Right No. 43-02512B is limited to the irrigation of 350 acres in the place of use described above in a single irrigation season. Two points of diversion are located within NWSE, S07, T11S, R28E.

Dated this 16th day of August, 1995


Chief, Water Alloc. Bureau

AUG 25 1995

**THIS
RIGHT HAS BEEN
DECREED IN THE
SRBA**

*To 43-2512
+
43-2512C*

PART C



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

June 11, 1997

PHILIP E. BATT
GOVERNOR

SPRATLING FARMS
550 TERRACE DRIVE
BURLEY ID 83318

KARL J. DREHER
DIRECTOR

RE: Water Right Nos. 43-02417A/02418A/02512A/02512B/02512C/
04060A/04061A/04062A/04063A/04064A (Transfer No. 4954)

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Rights for the above referenced water rights (Transfer No. 4954). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying **transfer approval** should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

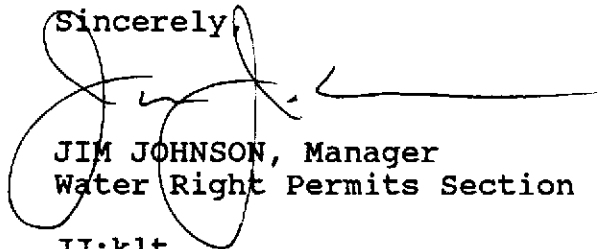
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can acontact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

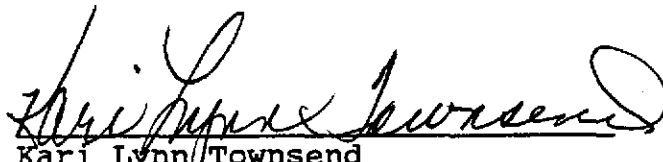
RECORDED
JUN 14 1997

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of June, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHT NOS. 43-02417A/43-02418A/43-02512A/43-02512B/43/02512C/
43-04060A/43-04061A/43-04062A/43-04063A/43-04064A
(Transfer No. 4954)

SPRATLING FARMS
550 TERRACE DRIVE
BURLEY ID 83318


Kari Lynn Townsend
Secretary

MAILED-RECEIVED
JUN 24 1997

MEMORANDUM

TO: FILE 43-02512C

FROM: PAM SKAGGS *OS*

RE: TRANSFER # 4521/4954

DATE: 5-24-95 / 5-20-97

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 43-02417A.

RECEIVED
AUG 25 1995

PART B



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

June 11, 1997

PHILIP E. BATT
GOVERNOR

SPRATLING FARMS
550 TERRACE DRIVE
BURLEY ID 83318

KARL J. DREHER
DIRECTOR

RE: Water Right Nos. 43-02417A/02418A/02512A/02512B/02512C/
04060A/04061A/04062A/04063A/04064A (Transfer No. 4954)

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Rights for the above referenced water rights (Transfer No. 4954). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying **transfer approval** should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

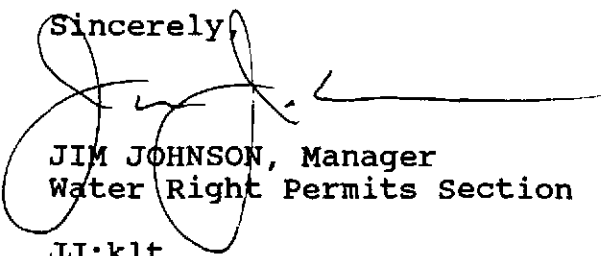
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can acontact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

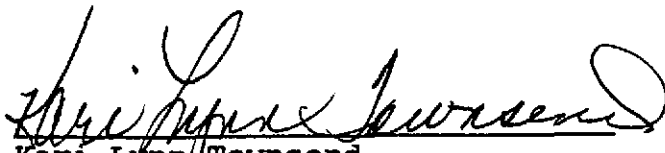
RECORDED
JUN 14 1997

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of June, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHT NOS. 43-02417A/43-02418A/43-02512A/43-02512B/43/02512C/
43-04060A/43-04061A/43-04062A/43-04063A/43-04064A
(Transfer No. 4954)

SPRATLING FARMS
550 TERRACE DRIVE
BURLEY ID 83318


Kari Lynn Townsend
Secretary

PROCESSED
JUN 24 1997

MEMORANDUM

TO: FILE 43-02512B

FROM: PAM SKAGGS *CS*

RE: TRANSFER # 4521/4954

DATE: 5-24-95/5-20-97

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 43-02417A.

RECEIVED
AUG 25 1995



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

AUGUST 17, 1995

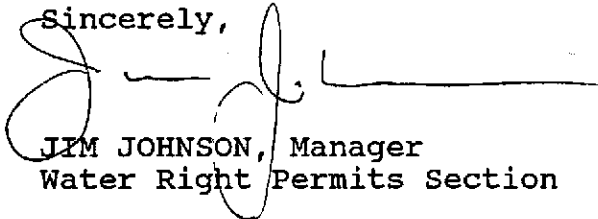
SPRATLING FARMS
RT 1 BOX 180
BURLEY ID 83318

Transfer of Water Right Nos. 43-02417A/43-02418A/43-02512A/
43-02512B/43-02512C/43-04060A/43-04061A/43-04062A/
43-04063A/43-04064A

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water rights (Transfer No. 4521). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

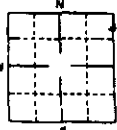
RECEIVED
AUG 25 1995

PART A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>John Spratling</u> Address <u>Rt 1 Box 180, Burley, Id</u> Drilling Permit No. <u>43-94-S-0006-001</u> Water Right Permit No. <u>43-02512A</u>		7. WATER LEVEL Static water level <u>310</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ °F. Quality _____ Describe artesian or temperature zones below.																																																											
2. NATURE OF WORK ☐ New well ☒ Deepened ☐ Replacement ☐ Well diameter increase ☐ Modification ☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)		8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped																																																							
Discharge G.P.M.	Pumping Level	Hours Pumped																																																											
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Monitor ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>10"</td><td>448</td><td>510</td><td>Black Limestone</td><td>X</td><td> </td></tr><tr><td> </td><td>510</td><td>520</td><td>gray fine sandstone</td><td> </td><td>X</td></tr><tr><td> </td><td>520</td><td>540</td><td>light brown sandstone</td><td> </td><td>X</td></tr><tr><td> </td><td>540</td><td>545</td><td>yellowish clay</td><td> </td><td>X</td></tr><tr><td> </td><td>545</td><td>552</td><td>white clay (caving)</td><td> </td><td>X</td></tr><tr><td> </td><td>552</td><td>565</td><td>brown sandstone</td><td> </td><td>X</td></tr><tr><td> </td><td>565</td><td>570</td><td>white clay (caving)</td><td> </td><td>X</td></tr><tr><td> </td><td>570</td><td>600</td><td>brown clay (caving)</td><td> </td><td>X</td></tr></tbody></table> Note: Due to lateness of season + other restrictions own records to give up depend until later date.		Bore Diam.	Depth		Material	Water		From	To	Yes	No	10"	448	510	Black Limestone	X			510	520	gray fine sandstone		X		520	540	light brown sandstone		X		540	545	yellowish clay		X		545	552	white clay (caving)		X		552	565	brown sandstone		X		565	570	white clay (caving)		X		570	600	brown clay (caving)		X
Bore Diam.	Depth		Material		Water																																																								
	From	To		Yes	No																																																								
10"	448	510	Black Limestone	X																																																									
	510	520	gray fine sandstone		X																																																								
	520	540	light brown sandstone		X																																																								
	540	545	yellowish clay		X																																																								
	545	552	white clay (caving)		X																																																								
	552	565	brown sandstone		X																																																								
	565	570	white clay (caving)		X																																																								
	570	600	brown clay (caving)		X																																																								
4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Auger ☐ Reverse rotary ☒ Cable ☐ Mud ☐ Other _____ (backhoe, hydraulic, etc.)		RECEIVED APR 05 1994 Department of Water Resources Southern Region Office RECEIVED MAR 09 1998 Department of Water Resources MICROFILMED MAR 11 1999																																																											
5. WELL CONSTRUCTION <u>NON L added</u> Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Was casing drive shoe used? ☐ Yes ☐ No Was a packer or seal used? ☐ Yes ☐ No Perforated? ☐ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation? _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Well screen installed? ☐ Yes ☐ No Manufacturer _____ Type _____ Top Packer or Headpipe _____ Bottom of Tailpipe _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth _____ Material used in seal: ☐ Cement grout ☐ Bentonite ☐ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port <u>existing</u>				Thickness	Diameter	From	To	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet																														
Thickness	Diameter			From	To																																																								
_____ inches	_____ inches			_____ feet	_____ feet																																																								
_____ inches	_____ inches	_____ feet	_____ feet																																																										
_____ inches	_____ inches	_____ feet	_____ feet																																																										
Number	From	To																																																											
_____ perforations	_____ feet	_____ feet																																																											
_____ perforations	_____ feet	_____ feet																																																											
_____ perforations	_____ feet	_____ feet																																																											
6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County _____ Address of Well Site <u>2950 E. Road / Rte 1</u> (give at least name of road)																																																													
11. DRILLER'S CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Wickwell</u> Firm No. <u>210</u> Address <u>6329 42nd St</u> Date <u>3/30/93</u> Signed by Drilling Supervisor <u>Pat A. Welch</u> and _____																																																													



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

June 11, 1997

PHILIP E. BATT
GOVERNOR

SPRATLING FARMS
550 TERRACE DRIVE
BURLEY ID 83318

KARL J. DREHER
DIRECTOR

RE: Water Right Nos. 43-02417A/02418A/02512A/02512B/02512C/
04060A/04061A/04062A/04063A/04064A (Transfer No. 4954)

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Rights for the above referenced water rights (Transfer No. 4954). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a preliminary order of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to Preliminary Orders if you are in disagreement with the approved transfer.

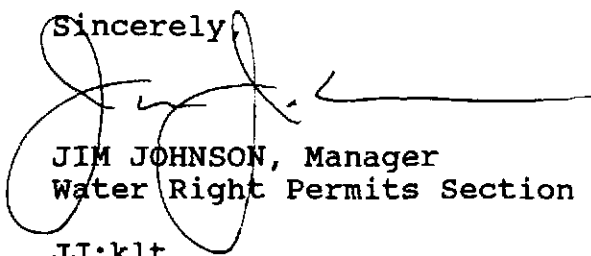
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

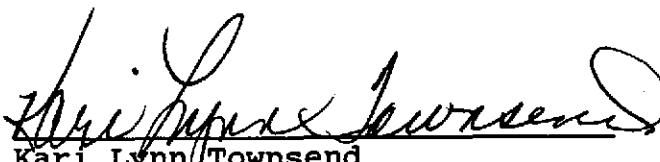
MICROFILMED
JUN 24 1997

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of June, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHT NOS. 43-02417A/43-02418A/43-02512A/43-02512B/43/02512C/
43-04060A/43-04061A/43-04062A/43-04063A/43-04064A
(Transfer No. 4954)

SPRATLING FARMS
550 TERRACE DRIVE
BURLEY ID 83318


Kari Lynn Townsend
Secretary

MICROFILMED
JUN 14 1997

MEMORANDUM

TO: FILE 43-02512A

FROM: PAM SKAGGS *PS*

RE: TRANSFER # 4521/4954

DATE: 5-24-95/5-20-97

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within file # 43-02417A.

RECEIVED
AUG 25 1995



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

AUGUST 17, 1995

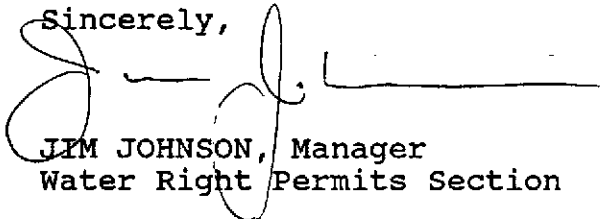
SPRATLING FARMS
RT 1 BOX 180
BURLEY ID 83318

Transfer of Water Right Nos. 43-02417A/43-02418A/43-02512A/
43-02512B/43-02512C/43-04060A/43-04061A/43-04062A/
43-04063A/43-04064A

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water rights (Transfer No. 4521). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

RECORDED

AUG 25 1995

MAY 18 1994

WELL DRILLER'S REPORT

Department of Water Resources

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name John Spratling
Address Rt 1 Box 180, Burley, Id
Drilling Permit No. 43-94-S-0006-001
Water Right Permit No. 43-02512A

2. NATURE OF WORK

- ☐ New well ☒ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures
such as liners, screen, materials, plug depths, etc. in lithologic
log, section 9.)

3. PROPOSED USE

- ☐ Domestic ☒ Irrigation ☐ Monitor
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

- ☐ Rotary ☐ Air ☐ Auger ☐ Reverse rotary
☒ Cable ☐ Mud ☐ Other _____
(backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION

NON-extended

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____
Thickness Diameter From To
_____ inches _____ inches + _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet

Was casing drive shoe used? ☐ Yes ☐ No
Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☐ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation? _____ inches by _____ inches
Number From To
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☐ No
Manufacturer _____ Type _____
Top Packer or Headpipe _____
Bottom of Tailpipe _____

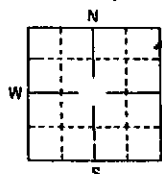
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal depth _____ Material used in seal: ☐ Cement grout
☐ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit
☐ Temp. surface casing ☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☐ Welded
☐ Solvent Weld ☐ Cemented between strata

Describe access port existing

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County _____

Address of Well Site _____
(give at least name of road)NE 1/4 NE 1/4 Sec. 7 T. 11S N ☐ or S ☒
R. 28E E ☒ or W ☐

7. WATER LEVEL

Static water level 310 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
20"	448	510	Black limestone	X	
	510	520	gray tan sandstone		X
	520	540	light Brown sandstone		X
	540	545	yellowish clay		X
	545	552	white clay (clay)		X
	552	565	Brown sandstone		X
	565	570	white clay (clay)		X
	570	600	Brown clay (clay)		X

Note Due to lateness
of season + other
restrictions own schedule
to give up depend until
later date.

RECEIVED

APR 05 1994

Department of Water Resources
Southern Region Office

10.

Work started 3/18 finished 3/23

11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name Weech Well Firm No. 210Address 6329 42nd St Date 3/30/93Signed by Drilling Supervisor Pat A. Weechand
(Operator) Greg Weech
(If different than the Drilling Supervisor)

ORIGINAL

MEMORANDUM

TO: FILE 43-2512
FROM: PAM SKAGGS
RE: TRANSFER # 4521
DATE: 1/9/95

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 43-2417.

MICROFILMED

AUG 25 1995

29461

J. H. Peterson

Advertised only E $\frac{1}{2}$ of Sec 7

T 11 S

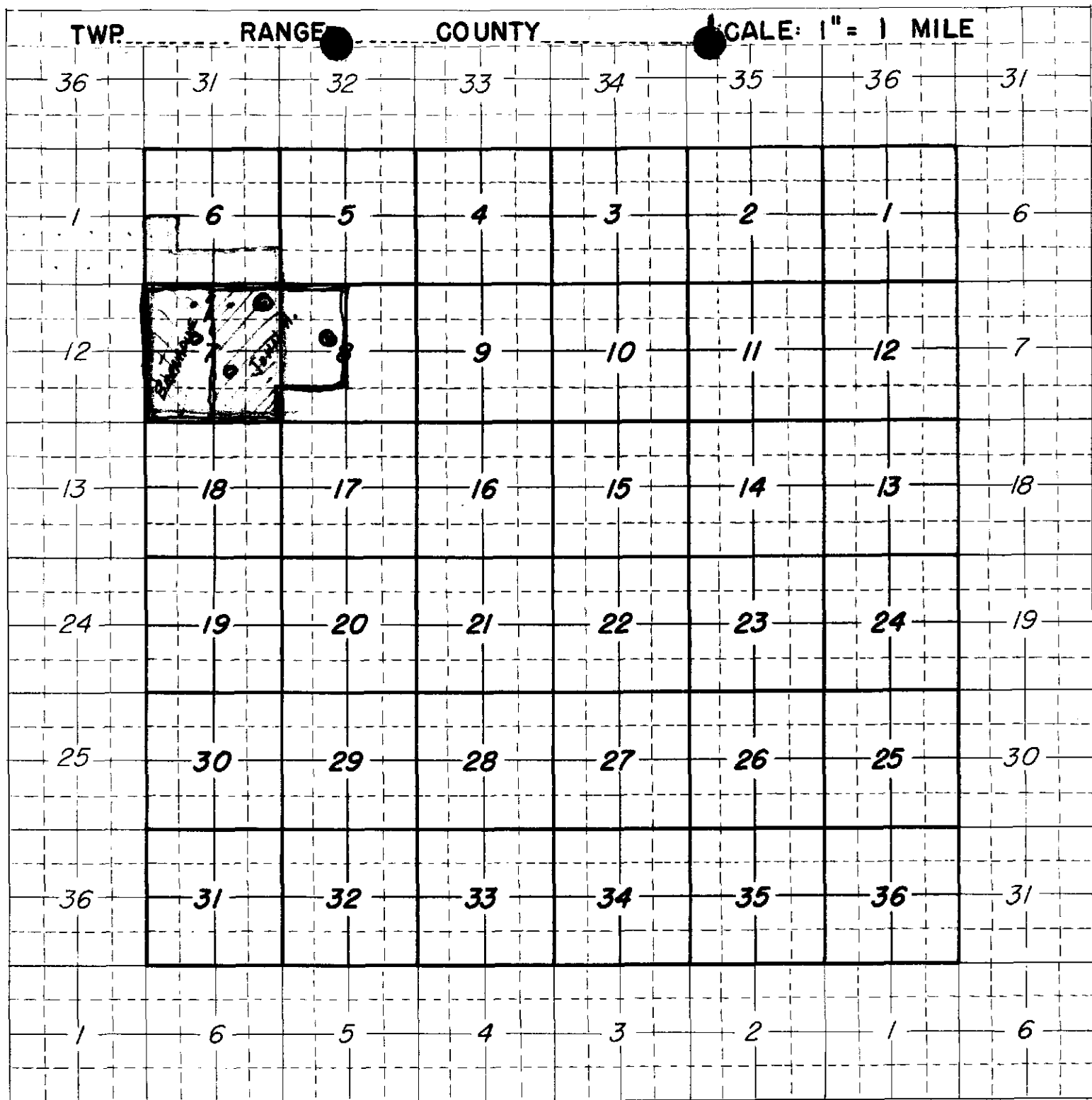
R 28 E

and only NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 7
as P. D.

Dune

8-2-05

29461



LEGAL NOTICE

63-37

NOTICE OF PROOF OF COMPLETION OF WORKS

and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 8:00 A.M. on the 8th day of March, 1963, at Shelley, County of Bingham, State of Idaho, before Alva A. Harris, Notary Public, at 210 South State Street, Shelley, Idaho, proof will be submitted of the completion of works for the diversion of 11.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29461, 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 John H. Peterson, Route 2, Shelley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 11.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 7, Twp. 11 S., Rge. 28 E. B.M. County of Cassia.

5. The place where said water is used is East $\frac{1}{2}$ of Sec. 7, Twp. 11 S., Rge. 28 E. B.M. County of Cassia.

6. The date of priority which said user is prepared to establish is February 14, 1961.

GEO. N. CARTER,

State Reclamation Engineer

Published in the Burley Herald-Bulletin on Feb. 8, 15, 22, and March 1, 1963.

29461

REPORT OF WELL DRILLER
State of Idaho

Received
Sept. 7 Reclamation
7-5-67

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name John Peterson

Address Bearley Idaho

Owner's Permit No. 29461

NATURE OF WORK (check): Replacement well ☐

New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for:

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒

Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☐

"Diam. from ft. to ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

Thickness of casing: Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☒ No ☐ Type of

perforator used:

Size of perforations: " by "

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☐

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☐ size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐

No. ☐ Type of water:

Depth of strata ft. Method of sealing

strata off:

Surface casing used? Yes ☐ No ☐

Cemented in place? Yes ☐ No ☐

Locate well in section

LOCATION OF WELL: County

SE N Sec. T. N/S R. E/W

Size of drilled hole: 20 Total

depth of well: 500 Standing water

level below ground: 231 Temp.

Fahr. ° Test delivery: gpm

or cfs Pump? ☐ Bail ☐

Size of pump and motor used to make test:

Length of time of test: Hrs. Min.

Drawdown: ft. Artesian pressure: ft.

above land surface Give flow cfs

or gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☐

DEPTH MATERIAL WATER

FROM TO YES OR NO

FEET FEET

0 85 Cap soil

85 18 Red clay

18 45 Gravel & clay

45 60 Clay little gravel

60 227 Cement & gravel

227 237 Red clay & gravel

237 402 Gravel & clay

402 409 Gravel

409 450 Gravel & clay

450 472 Red clay & gravel

472 487 Gravel & clay

487 500 Gravel

Work started: 9/4/67

Work finished: 5/3/67

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: O.D. Bearley

Address: 739 20th Bearley Idaho

Signed by:

License No. 607 Date: 5/3/67

Use other side for additional remarks

29461

Permit No. G-29461 (part)

**Certificate of Completion
of Work**

Dated July 28, 19.. 67

Stream subterranean

County Cassia

Amount 4.6 c.f.s.

Date of Priority April 1, 1961

(date proof)

Recorded in Book 103

of Permits, page 29461

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

PETERSON

This is to certify that JOHN H. PETERSON - Part Assignee - BERNADINE B. /
 of Burley, County of Cassia, and State of
 Idaho, the holder of Permit No. G-29461 (part), issued upon
 Application No. G-37459, bearing date of priority of April 1, 1961 (late proof), authorizing the
 diversion of 13.28 second feet of waters of wells,

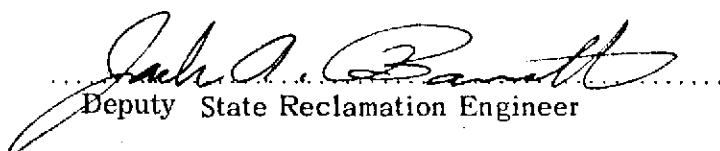
County of Cassia, State of Idaho, for irrigation
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 4.6 second feet of the waters of wells, from subterranean
 flow;

that the point of diversion of said waters (is three points) in NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
 NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 11 S, R. 28 E, B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6; E $\frac{1}{2}$, Sec. 7, T. 11 S,
 R. 28 E, B.M.

Proof of Completion of Works made: April 11, 1966.

Witness my hand this 28th day of July, A. D. 1967


 Deputy State Reclamation Engineer

Permit No. G-29461 (part)

Certificate of Completion
of Works

Dated July 28, 19 67

Stream subterranean

County Cassia

Amount 6.28 c.f.s.

Date of Priority April 1, 1961
(late proof)

Recorded in Book 103

of Permits, page 29461

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

PETERSON

This is to certify that JOHN H. PETERSON - Part Assignee - BERNADINE B. /
 of Burley, County of Cassia, and State of
 Idaho, the holder of Permit No. G-29461 (part), issued upon
 Application No. G-37459, bearing date of priority of April 1, 1961 (late proof), authorizing the
 diversion of 13.28 second feet of waters of wells

County of Cassia, State of Idaho, for irrigation
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 6.28 second feet of the waters of wells, from subterranean
 flow;

that the point of diversion of said waters (in three points) in NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
 NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 11 S, R. 28 E, B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: W $\frac{1}{2}$, Sec. 7, T. 11 S, R. 28 E, B.M.

Proof of Completion of Works made: April 11, 1966.

Witness my hand this 28th day of July, A. D. 19 67

Jack A. Barnett
 Deputy State Reclamation Engineer

29461

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. G-29461 (part)

To John H. Peterson

Burley, Idaho

Source of Supply subterranean

Cassia

County

Amount 4.6 Sec. Ft.

Point of Diversion (3) NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,

NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 11 S, R. 28 E, B.M.

Place of Use W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$,

Sec. 6; E $\frac{1}{2}$, Sec. 7, T. 11 S, R. 28

E, B.M.

Purpose irrigation

Date of Priority April 1, 1961
(date proof)

Recorded July 28, 1967

in Book 14 of Licenses, Page 8840

State of Idaho

License and Certificate of Water Right

Water License No. G-29461 (part) Priority April 1, 1961 Amount 6.28 c.f.s.
(late proof)

THIS IS TO CERTIFY that JOHN H. PETERSON - Part Assignee - BERNADINE B. /
PETERSON

of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 14, 1961; that Permit No. G-29461 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 6.28 second feet, was issued thereunder on July 28, 1967, showing that said works were completed on the 11th day of April, 1966; and that on the 11th day of April, 1966

JOHN H. PETERSON - Part Assignee - BERNADINE B. PETERSON
of Burley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of wells

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-29461 (part) of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 14 of Licenses, at Page 8841, on the 28th day of July, 1967.

The right hereby confirmed dates from April 1, 1961.

The Point of Diversion is located in three points in NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Twp. 11 S, R. 28 E, B.M. Cassia County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 6.28 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	28 E	7	L 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)	40	47 $\frac{1}{2}$
			L 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)	40	47 $\frac{1}{2}$
			E $\frac{1}{2}$ NW $\frac{1}{4}$	80	80
			L 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)	40	47 $\frac{1}{2}$
			L 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)	40	47 $\frac{1}{2}$
			E $\frac{1}{2}$ SW $\frac{1}{4}$	80	<u>80</u>
			Total number of acres to be irrigated:		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 28th day of July, 1967.

Jack A. Bennett
Deputy State Reclamation Engineer.

29461

July 28, 1967

Re: Permit G-29461

John H. & Bernadine B. Peterson
Route 1, Box 316A
Burley, Idaho

Dear Mr. & Mrs. Peterson:

Enclosed are the Certificate of Completion of Works and License and
Certificates of Water Rights on the above referenced permit.

Also enclosed is departmental receipt No. 33894 in the amount of
\$36.00 covering the fees.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: Certificates & Licenses

29461

July 17, 1967
Burley, Idaho R#1
Box 316 A

R. Kieth Higginson
State Reclamation Engineer

Mr Higginson:

I am writing you concerning the enclosed registered ^{letter} that we received from your office last saturday, appertinent licenses on three wells.

I was in the Reclamation office last december discussing what we believed to be a wrong in the priority. Your office man said that I should'nt make payment for licenses until the matter was completely settled and that I should make an appeal to the Reclamation Engineer or take it up with my lawyer. I spent most of the winter and spring months in the hospital and recuperating and when able to travel I came to the Reclamation ~~xxxxxxifxxxxxx~~ office several weeks ago.

We discussed mistakes made that had been made by your office and those in office before you and also my mistake of taking the advice of the office of Reclamation in having a lawyer take care of filing of proofs of completion of works. The lawyer charged a good fee and then didn't get information to your office on time, even though he had all necessary information weeks ahead of time.

The men in your office, after we had considerable discussion, thought perhaps some changes might be made and they said they would discuss it with you in their office meeting and let me know the outcome. I have been ~~xxxxxx~~ waiting an answer, but instead I got this enclosed notice of cancellation in the mail.

I am enclosing the amount of the license fees, but feel that this isn't the best way to do business. I am coming to Boise July 26th and would appreciate meeting with you in your office at 1 p.m. if this can be arranged.

Very Truly Yours,

John A Peterson

OK @ \$36.00
per R.K.H.
D.H.

RECEIVED
JUL 18 1967

Department of Reclamation

29461

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

July 13, 1967

Re: Permit No. G-29461 (part)

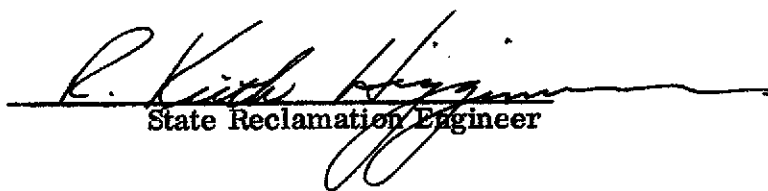
John H. Peterson
Route 1, Box 316A
Burley, Idaho 83318

Dear Mr. Peterson:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-29461 (pt.) to appropriate the public waters of the State of Idaho, have not been complied with as to non-payment of fees

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before August 22, 1967 why said permit should not be cancelled.

Permit G-29461 (pt.) claims the use of 8.92 cubic feet per second of water. The point of diversion was to be located in Sec. 7, T. 11 S., R. 28 E. B.M., Cassia County and the permit was approved February 24, 1961.


State Reclamation Engineer

RECEIVED
JUL 18 1967

Department of Reclamation

29461

NAME AND ADDRESS OF SENDER

Department of Reclamation

Indicate type of mail:

☐ REGISTERED ☐ REGISTERED C.O.D.☒ CERTIFIEDAffix stamp here if issued as certificate of mailing or for additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE

NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS

POSTAGE

FEE

P. R. FEE

REG. FEE

ACTUAL VALUE

SURCHARGE

REMARKS

1 19309

John N. Peterson, 241, Box 316A, Bunk, Idaho

5

30

10

Insured

H-29461(7)

2 19310

Bernadine B. Peterson " " " "

5

30

10

Insured

H-29461(7)

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

TOTAL NO. OF PIECES LISTED BY SENDER

TOTAL NO. OF PIECES RECD. AT P. O.

POSTMASTER, PER (Name of receiving employee)

*Show under "Remarks" class postage paid if other than first or if international

POD Form 3871, Jan. 1980

APPLICATION FOR REGISTRATION OR CERTIFICATION

(Surcharges are not required on international registered mail)

July 13, 1967

Re: Permit No. G-29461 (part)

John H. Petersen
Route 1, Box 316A
Burley, Idaho 83318

Dear Mr. Petersen:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-29461 (pt.) to appropriate the public waters of the State of Idaho, have not been complied with as to non-payment of fees

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before August 22, 1967 why said permit should not be cancelled.

Permit G-29461 (pt.) claims the use of 8.92 cubic feet per second of water. The point of diversion was to be located in Sec. 7, T. 11 S, R. 28 E, S.N., Cassia County and the permit was approved February 24, 1961.

State Reclamation Engineer

29461

INSTRUCTIONS TO DELIVERING EMPLOYEE

☒ Show to whom and
when delivered

☐ Show to whom, when, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

19309

1

John H Peterson by Candace Peterson

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

6/15/67

SHOW WHERE DELIVERED *(only if requested)*

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

POSTMARK OF
DELIVERING OFFICE

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED**.

**RETURN
TO**

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Room 107, State House

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83701

29461

c55-16-71549-3

POD Form 3811 Oct. 1965

INSTRUCTIONS TO DELIVERING EMPLOYEE

☒ Show to whom and when delivered

☐ Show to whom, when, and address where delivered

☐ Deliver ONLY to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

19310

1

Bernadine B. Peterson

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

by Candace Peterson

DATE DELIVERED

6/15/67

SHOW WHERE DELIVERED *(only if requested)*

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

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

POSTMARK OF
DELIVERING OFFICE



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

**RETURN
TO**

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Room 107, State House

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83701

29461

July 13, 1967

Re: Permit No. G-29461 (part)

Bernadine B. Peterson
Route 1, Box 316A
Burley, Idaho 83318

Dear Mrs. Peterson:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-29461 (pt.) to appropriate the public waters of the State of Idaho, have not been complied with as to non-payment of fees

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before August 22, 1967 why said permit should not be cancelled.

Permit G-29461 (pt.) claims the use of 6.28 cubic feet per second of water. The point of diversion was to be located Sec. 7, T. 11 S, R. 28 E, B.M., Cassia County, and the permit was approved February 24, 1961.

State Reclamation Engineer

29461

December 7, 1966

RE: Permit G-29461
John H. and Bernardine Peterson

Alva A. Harris
Attorney at Law
P.O. Box 838
Shelley, Idaho 83274

Dear Mr. Harris:

This is in reply to your letter of December 1, 1966, regarding the fees and the priority on the above numbered permit. I have checked over this permit and Mr. Peterson is partly right. We have received the fee for the E $\frac{1}{2}$ of Section 7, therefore, his letter is right except there is a \$2.00 charge for each subdivision and since it was paid previously the amount required under the letter to John H. Peterson should have been \$15.00. The fees are correct for Bernardine A. Peterson, however. This is caused by the fact that originally when proof was made it was for part of the permit and only one well. Now there are three wells and the permit is split and half owned by each person. They will end up with three licenses on this one permit. The priority date was advanced from February 14, 1961 to April first, 1961, as required by State Statutes 42-219. The proofs were taken later than the date set for beneficial use and the priority is reduced one day for each day the proofs are late. Therefore, if Mr. Peterson will forward checks for \$21.00 a license will be issued to Bernardine and \$15.00 one will be issued to him with extra water and land not covered by his previous license.

Hope this answers your questions.

Very truly yours,

M. RUSSELL BOSCH

29461

31 - 1 - 66
2 - 24 - 66
1 - 27

February 7, 1967

RE: Permit G-29461
John H. and Bernadine Peterson

Alva A. Harris
Attorney at Law
P.O. Box 838
Shelley, Idaho 83274

Dear Mr. Harris:

As requested by our telephone conversation of this morning the information and status of the above permit is as follows:

It seems Mr. Peterson was of the opinion that if he was to make amendments to his permit and the land list no matter how long it would take he still would retain his priority. However, the terms of the permit are binding and as stated in my letter of December 7, 1966, the proofs were received late and as set forth in the State Statutes, 42-219, the priority date will be advanced the number of days the proofs are late. I feel no one said you could be late taking your proofs and it would not affect the priority. I'm also sure it was indicated he could make the changes and it would be acceptable prior to the due date of the permit.

At the present time the fees as stated in my letter of December 7, 1966, are still due and upon receipt of same will issue the additional licenses on this permit.

We still have to go by the law on the priority so it will be advanced the 16 days or so that the proofs were late.

If we can be of further assistance please let us know.

Very truly yours,

Proofs Made 3/8/63 & 4/11/66
M. RUSSELL BOSCH
Office Manager

MRBsejw

due 2/24/66

29461

LAW OFFICES
ALVA A. HARRIS & DAVID S. COOK
171 SOUTH EMERSON
P. O. BOX 838
SHELLEY, IDAHO 83274
Telephone 357-7175
Area Code 208

December 1, 1966

RECEIVED
DEC 5 1966

Department of Reclamation

Mr. M. Russell Bosch
Office Manager
Department of Reclamation
107 State House
Boise, Idaho

Re: Permit No. G-29461
John H. & Bernardine Peterson

Dear Mr. Bosch:

Mr. and Mrs. Peterson have given me your letters to them of October 10, 1966. They would appreciate clarification of some matters discussed therein. In the letter to Mr. Peterson you ask for statutory fees totaling \$31.00. He states that he paid the sum of \$21.00 in regards to the E $\frac{1}{2}$ of Sec. 7 on October 27, 1965. (See Departmental Receipt No. G-9928) He also has in his possession a license and certificate of water right and a certificate of completion of works regarding part of Permit No. G-29461 covering the E $\frac{1}{2}$ of Sec. 7 wherein 4.32 c.f.s. of water was proved. Your letter of October 10 should be modified to provide for the prior proof on the E $\frac{1}{2}$ of Sec. 7, and to show that water from the point of diversion thereof and from the subsequent points of diversion will be used in Sec. 6, and that the water from the subsequent points of diversion will also be used in Sec. 7. He intermingles all waters in one canal system.

Mr. Peterson feels that the date of priority should be February 14, 1961, since that is the date indicated on the application for permit. He says that during the fall of 1965 and early 1966 he was in personal contact with numerous of the personnel of your office in regards to the changes in points of diversion that he had received over the years, and in regards to an amendment of the land list by adding property and deleting others. He was informed by these personnell that he would have ample time to change the description of the property upon which he would use the water. For this purpose he made two or three trips to Boise and thereafter filed an Amendment of Land List. As soon as he got the approval of Mr. Higgenson, one of the individuals with whom he had been in contact, he immediately filed his Notice of Proof and proved his

29461

Mr. M. Russell Bosch
Page 2
December 1, 1966

DEC 5 1966
Department of Reclamation

water permit. During all of his negotiations and dealings with the personnel of your office, he was led to, and understood, that February 14, 1961 would be his date of priority.

Please make these adjustments upon your proposed permits and forward the same to Mr. and Mrs. Peterson.

I would appreciate hearing from you concerning this at your earliest convenience.

Yours truly,



Alva A. Harris

AAH:rn

cc: Mr. and Mrs. John H. Peterson
Route 1, Box 316 A
Burley, Idaho

42-219 -

29461

October 10, 1966

RE: Permit No. G-29461

John H. Peterson
Route 1, Box 316A
Burley, Idaho

Dear Mr. Peterson:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29461 shows the well(s) ~~are~~ (are) capable of conveying ~~446~~ miner's inches, or 8.92 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ ~~31.00~~ 8.92, we will issue the Certificate of Completion of Works for 8.92 c.f.s. and the License and Certificate of Water Right for 8.92 c.f.s. confirming the right, with priority of April 1, 1961, to the use of subterranean water with the point of diversion in NE1/4, NW1/4, and SE1/4, Sec. 7, for irrigation of 497 acres in W1/4, SE1/4, S1/4, Sec. 6; E1/4, Sec. 7, T. 11 S, R. 28 E, E.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:rw

Only Sec 6

Priority Right

1500

29461

October 10, 1966

RE: Permit No. G-29461

John H. Peterson
Route 1, Box 316A
Burley, Idaho

Dear Mr. Peterson:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29461 shows the well(s) ~~are~~ (are) capable of conveying 446 miner's inches, or 8.92 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ ~~31.00~~ 8.92, we will issue the Certificate of Completion of Works for 8.92 c.f.s. and the License and Certificate of Water Right for 8.92 c.f.s. confirming the right, with priority of April 1, 1961, to the use of subterranean water with the point of diversion in NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, for irrigation of 497 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6; E $\frac{1}{2}$, Sec. 7, T. 11 S, R. 28 E, B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:rw

Only Sec 6

Priority Right

1500

29461

PD #1 200 HP GE Motor # _____, Layne & Bowler Pump
Pump # _____. 10" discharge, west into a concrete
distribution box, then to open ditches north and south.

PD#2 Caterpillar NG 6 cyl. Engine # _____, Model
G-342-C, 5.75" Bore x 8" stroke; Amarillo Gear Drive
6 BL 53746 - 250 HP C 1770 RPM; ratio _____
Layne and Bowler Pump #D03677, Model 14 RM, 10" dis-
charge into a concrete distribution box, then to open
ditches east and west. This engine has a supercharger.

PD#3 Caterpillar NG 6 cyl. Engine #71B575, Model G-342-C,
5.75" Bore x 8" stroke; U.S. Gear Drive #1364326,
150 HP, Ratio 4:7. Layne and Bowler Pump #D9509 -
10" discharge to concrete distribution box and open
ditches north and south.

T. 65°F

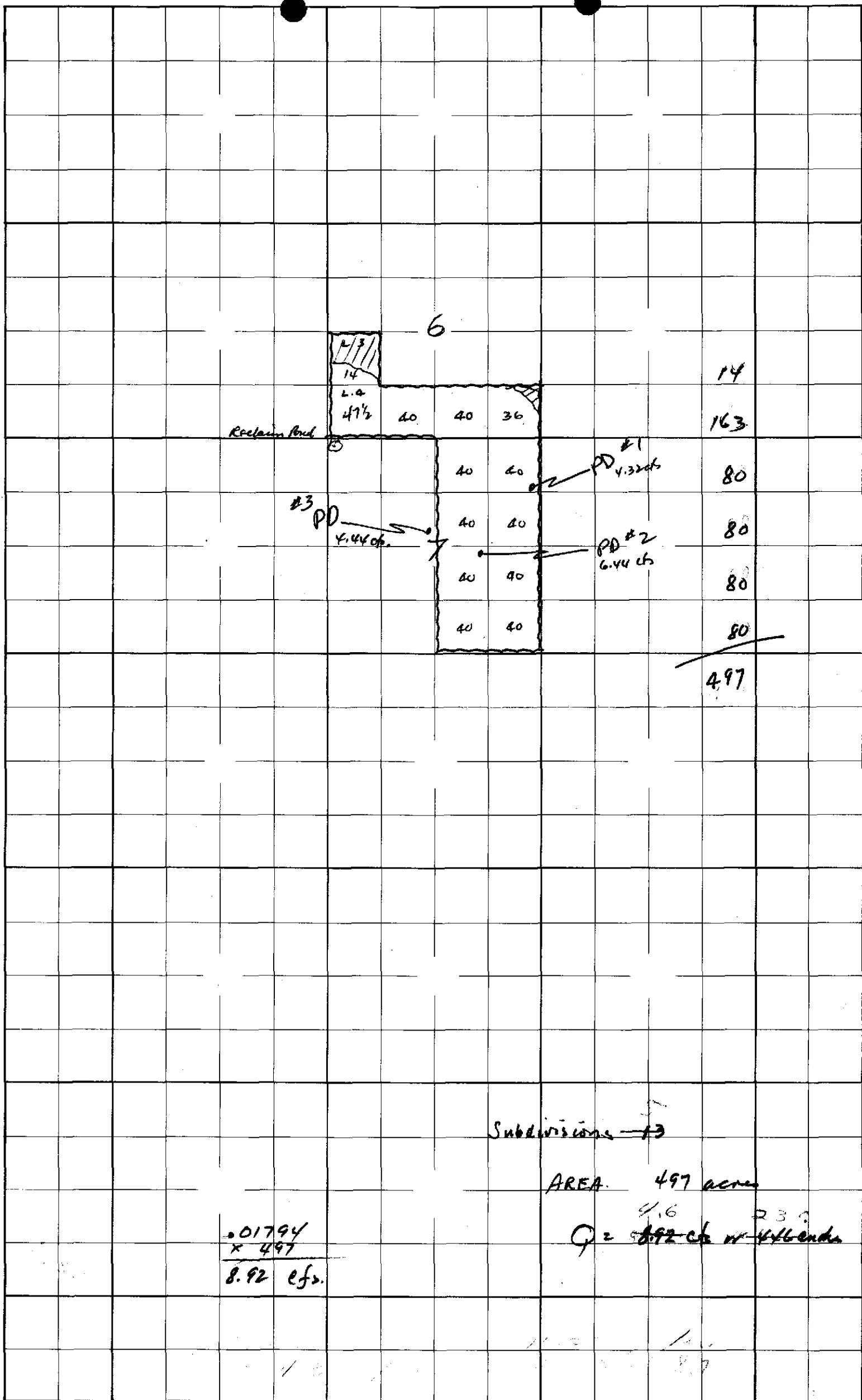
29461

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-29461 (part)

REPORT ON PROOF OF Completion of Works & Beneficial Use



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

Permit No. G-29461 (part)

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

1. Name of applicant John H. Peterson

2. Source of water supply: 3 Wells

3. Location of point of diversion: Is in the NE¹/₄NE¹/₄, SE¹/₄NW¹/₄, NW¹/₄SE¹/₄ of Section 7

T. 11S R. 28 E., B.M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: _____

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: _____

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):

NW¹/₄SW¹/₄, S¹/₂S¹/₂, Sec. 6, T. 11 S., R. 28 E.B.M., E¹/₂, Sec. 7,
T. 11 S., R. 28 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: Lands and wells are questionable - establish correct ownership

M. John Peterson atong

PD #1 Sparking Meter 5 Rev. - 1' - 50" - 432 cfs.

PD #2 " " 5 Rev. - 1' - 46" - 414 "

PD #3 " " 5 Rev. 1' - 16" - 644 "

Total Measurement = 15.20 cfs

Prorated equally to all acreage on both ^{parts} of the permit
at the rate of .01794 cfs per acre.

This examination was made on the 26th day of May, 1966

(Signed)

Lloyd Johnson

Examiner.

John H. Peterson
Rt. 1, Box 316A
Burley, Idaho

Permit No. G-29461 (part)

Examination for Completion of Works &
Beneficial Use

County Cassia

Sec. 7 T11S R28E
Quantity: 13.28 c.f.s. (both parts)

3 wells

Source: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 7, T.11S, R. 28E.B.M.

P.D.:

Use: Irrigation

Extension:

Protest:

Completion of Works:

Other Rights: None

Filed: 2/14/61

Due: 2/24/66

Proofs 4/11/66

Priority: April 1, 1961

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
AUG 8 1966

Department of Reclamation

LEGAL NOTICES

66-55

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

Notice is hereby given that on the 11th day of April 1966, at Shelley, County of Bingham, State of Idaho before Alva A. Harris, Notary Public, at P.O. Box 502, 171 S. Emerson, Shelley, Idaho, proof will be submitted of the completion of works for the diversion of 13.28 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-29461, 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 JOHN H. & BERNADINE E. PETERSON, Route 1, Box 316A, Burley, 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 15.4 cubic feet per second.

3. The use to which said water has been applied is agricultural irrigation purposes and the amount applied to beneficial use is 13.28 cubic feet per second.

4. The point of diversion of said water is the NE $\frac{1}{4}$ NE $\frac{1}{4}$, the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 7, Twp. 11 S., Rge. 28, EBM, Cassia County, Idaho.

5. The place where said water is used is Section 7, the S $\frac{1}{2}$ S $\frac{1}{2}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 6, Twp. 11 S., Rge. 28, EBM, Cassia County, Idaho.

6. The date of priority which said user is prepared to establish is February 14, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Published in the Burley Herald
Bulletin February 14, 21, 28,
March 7, 1966. 29461

October 10, 1966

RE: Permit No. G-29461

Bernadine B. Peterson
Route 1, Box 316A
Burley, Idaho

Dear Mrs. Peterson:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29461 shows the well(s) ~~xxx~~ (are) capable of conveying 314 miner's inches, or 6.28 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 21.00 , we will issue the Certificate of Completion of Works for 6.28 c.f.s. and the License and Certificate of Water Right for 6.28 c.f.s. confirming the right, with priority of April 1, 1961 , to the use of subterranean water with the point of diversion in NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, for irrigation of 350 acres in W $\frac{1}{2}$, Sec. 7, T. 11 S, R. 28 E, B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw



29461

October 10, 1966 ✓

RE: Permit No. G-29461

Bernadine B. Peterson
Route 1, Box 316A
Burley, Idaho

Dear Mrs. Peterson:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29461 shows the well(s) ~~xxx~~ (are) capable of conveying 314 miner's inches, or 6.28 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 21.00 ✓, we will issue the Certificate of Completion of Works for 6.28 c.f.s. and the License and Certificate of Water Right for 6.28 c.f.s. confirming the right, with priority of April 1, 1961, to the use of subterranean water with the point of diversion in NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, for irrigation of 350 acres in W $\frac{1}{2}$, Sec. 7, T. 11 S, R. 28 E, B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

[Handwritten signature]

29461

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29461 (part)

REPORT ON PROOF OF Completion of Works & Beneficial Use

Rye 28 E.B.M.

Pl. R. 100



6

10

L1	40
47 1/2	40
L2	40
47 1/2	40
L3	40
47 1/2	40
L4	40
47 1/2	40

Two H.S.

PD

4.44 ch

Reclaim Pond.

PD #1
4.32

87.5

87.5

PD #2
6.44 ch

87.5

87.5

350.0

Subdivisions = 8

AREA = 350 acres

Q = 6.28 ch or 3/4 inch

31.60

.01794
350
6.28 ch

PD #1 200 HP GE Motor # _____, Layne & Bowler Pump
Pump # _____. 10" discharge, west into a concrete
distribution box, then to open ditches north and south.

PD#2 Caterpillar NG 6 cyl. Engine # _____, Model
G-342-C, 5.75" Bore x 8" stroke; Amarillo Gear Drive
6 BL 53746 - 250 HP C 1770 RPM; ratio _____
Layne and Bowler Pump #D03677, Model 14 RM, 10" dis-
charge into a concrete distribution box, then to open
ditches east and west. This engine has a supercharger.

PD#3 Caterpillar NG 6 cyl. Engine #71B575, Model G-342-C,
5.75" Bore x 8" stroke; U.S. Gear Drive #1364326,
150 HP, Ratio 4:7. Layne and Bowler Pump #D9509 -
10" discharge to concrete distribution box and open
ditches north and south.

T. 65°F

29461

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

Permit No. G-29461 (part)

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

1. Name of applicant Bernadine B. Peterson
2. Source of water supply: 3 wells
3. Location of point of diversion: Is in the NE1/4, SE1/4, NW1/4 of Section 7
T. 11 S R. 28 E., B.M. County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: _____

5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: _____

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):

W1/2, Sec. 7, T. 11 S., R. 28 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: Under existing conditions - water from stream

Mr. John Peterson along

PD#1 =	Sparking Meter	5 Rev. - 1'-50" =	4.32 cfs
PD#2	"	5 Rev. - 1'-46" =	4.44 "
PD#3	"	5 Rev. - 1'-16" =	6.44 "

Total Measurement = 15.20 cfs.

Pro-rated equally to all acreage on both parts of the permit at the rate of .01794 per acre

This examination was made on the 26th day of May, 1966

(Signed)

Logan J. Hume

Examiner.

29461

Bernadine B. Peterson
Rt 1, Box 316A
Burley, Idaho
Permit No. G-29461 (parts)

Examination for Completion of Works & Beneficial Use

County: Cassia
Quantity: 13.28 c.f.s. (both parts)
Sec. 7 T11 S28 E., B.M.

Source: 3 wells

P.D.: NE1/4, SE1/4, NW1/4, NW1/4, Sec. 7, T. 11 S., R. 28 E., B.M.

Use: Irrigation

Filled: 2/14/61

Due: 2/24/66

Proofs: 4/11/66 Priority: April 1, 1961

Extension:

Protest:

Completion of Works:

Other Rights: none

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.

April 22, 1966

Re: Permit No. G-29461

John H. and Bernadine B. Peterson
Rt 1, Box 316A
Burley, Idaho

Dear Mr. and Mrs. Peterson:

We acknowledge receipt of the depositions of holder and two witnesses also affidavit of publication in the Burley Herald, all submitted in proof of completion of works and beneficial use on Permit No. G-29461.

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

XXXXXX
XXXXXX
XXXXXX
Office Manager

XXXX
EPR:
MRB:mr

29461

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. G-29461

RECEIVED
APR 21 1966
Department of Reclamation

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: John H. and Bernadine B. Peterson, husband and wife, Route 1, Box 316A, Burley, Idaho

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:
Farmers

Ques. 3. State number, approval date of permit, and date of priority: Permit No. G-29461, February 24, 1961, February 14, 1961

Ques. 4. State source of water supply: subterranean
Give location of point of diversion, showing subdivision, section, township and range
The NE $\frac{1}{4}$ NE $\frac{1}{4}$, the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 7, Twp. 11 S, Rge. 28, EBM, Cassia County, Idaho.

Ques. 5. Describe your works of diversion: wells, pumps, pump columns, motors and engines, irrigation ditches and sprinkler mainlines.
and state amount of water they are capable of conveying from point of diversion to place of use: 15.4 c.f.s. ; Give name of canal or ditch or other works by which water is conducted to such place of use: unnamed irrigation ditch ; if a well, state depth of well (see schedule/depth and size of casing to remaining questions) ; depth to water ; if pump is used, state discharge of pump: ; tell how it was measured or determined ; 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:
Sec. 7, (670 acres), S $\frac{1}{2}$ S $\frac{1}{2}$ (87 acres), and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (13 acres) of Sec. 6, Twp. 11 S., Rge. 28, EBM, Cassia County, Idaho Totalling 770 acres actually irrigated with said water.

1 Jag 2838

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

Row crops have been raised; Farm buildings and homes have been constructed;
wells have been drilled and land put into productive use;

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled
the well: Well No. 1- Clarence Bishop. Well No. 2- La Mar Barrus. Well No. 3-
Clarence Bishop

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: 1961 - Time used since first use:

The first well was drilled in 1961, the second in 1962, and the third in
1964. All wells have been used continuously since drilling.

Ques. 10. Describe all other water rights appurtenant to same place of use: There
are no other other water rights appurtenant to said ground.

John W. Peterson
(sign) Bernard B. Peterson

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 him-
self to be, and that said testimony was subscribed and sworn to before me, at my office in

Shelley, County of Bingham
State of Idaho, on this 11th day of April, A. D. 1966.

Alvin E. Harris
My commission expires: 10-24-66

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
Permit No. G-29461

RECEIVED
9:00 A.M.
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

John H. and

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:

Terry Dial; Route 1, Shelley, Bingham County, Idaho; A Farmer Age 28

Ques. 2 Are you acquainted with John H. and Bernadine B. Peterson, the holder of Permit No. G-29461? How long have you known him and where does he reside?

I have known John H. and Bernadine B. Peterson for 5 years, and they reside at Route 1, Burley, Idaho.

Ques. 3 Have you read or heard said Permit No. G-29461 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

The NE $\frac{1}{4}$ NE $\frac{1}{4}$, the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 7, Twp. 11 S., Rge 28, EBM, Cassia County, Idaho.

Describe works for conveying water to place of use: wells, pumps, pump columns, motors and engines, irrigation ditches, and waste water sprinkler system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 15.4 cubic feet per sec. How much water have you seen being so conveyed? all that said system will produce

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

Sec. 7, (670 acres), S $\frac{1}{2}$ S $\frac{1}{2}$ (87 acres), and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (13 acres) of Sec. 6, Twp. 11, S., Rge 28, EBM, Cassia County, Idaho, Totalling 770 acres actually irrigated with said water.

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. Said water was on Dry Farm ground and Sage Brush, and I estimate that it will take 15.4 cubic feet per second of water to irrigate said land profitably.

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, I have no ownership interests in said works.

Ques. 10. When did you first see this water used? April, 1965
Other times you have seen such use: I saw^{all} the water being beneficially used and all the wells being beneficially used during 1965.

(Signed):

Gerry Dial

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

Shelley, County of Bingham, State of Idaho, on this 11th day of April, A. D. 1966

Mar. L. Hain

Notary Public for the State of Idaho
Residing Shelley, Idaho

My commission expires 10-24-66

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29461

* * * * *

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:

Darrell L. Cook; Route 2, Shelley, Idaho; County of Bingham; Age 43
Farmer

Ques. 2 Are you acquainted with John H. and Bernadine B. Peterson, the holders of Permit No. G-29461? How long have you known him and where does he reside?

I have known John H. and Bernadine B. Peterson for 20 years and they reside at Route 1, Burley, Idaho.

Ques. 3. Have you read or heard said Permit No. G-29461 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

The NE $\frac{1}{4}$ NE $\frac{1}{4}$, the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 7, Twp. 11 S., Rge. 28, EBM, Cassia County, Idaho.

Describe works for conveying water to place of use: wells, pumps, pump columns, motors and engines, irrigation ditches and waste water sprinkler system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 15.4 cubic feet per sec. How much water have you seen being so conveyed? all that said system will produce

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description: Sec. 7, (670 acres), S $\frac{1}{2}$ S $\frac{1}{2}$ (87 acres), and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (13 acres) of Sec. 6,

Twp. 11 S., Rge 28, EBM, Cassia County, Idaho, Totalling 770 acres actually irrigated with said water.

29461

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.

Dry Farm and Sage Brush ground. I estimate that one miner's inch of water per acre will be required for its profitable cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? Dry Farm farming ground and it will take 15.4 cubic feet per second to irrigate said land profitably.

Ques. 10. When did you first see this water used? During the farming season of 1961.

Other times you have seen such use: I have seen the water used on the ground during each of the growing seasons since 1961, and I have seen each new well add water to the system.

(Signed):

Daniel L. Cook

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 Shelley

_____, County of Bingham, State of Idaho, on this 11th day of April, A. D. 1966

Alvin G. Hanna

Notary Public for the State of Idaho

Residing Shelley, Idaho

My commission expires 10-24-66

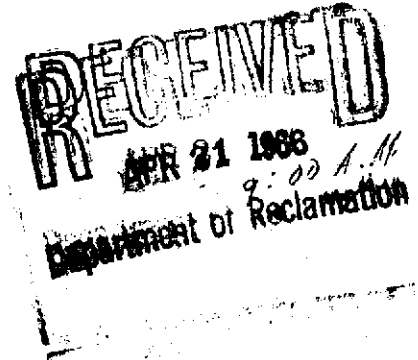
29461

ALVA A. HARRIS
ATTORNEY-AT-LAW

171 SO. EMERSON
P. O. BOX 502
SHELLEY, IDAHO 83274

TELEPHONE 357-7175
AREA CODE 208

April 19, 1966



State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Permit No. G-29461
John H. and Bernadine Peterson

Gentlemen:

Enclosed is the Deposition of Holder, John H. and Bernadine Peterson, Permit No. G-29461, and the Depositions of Terry Dial and Darrell L. Cook, Witnesses, together with an Affidavit of Publication from the Burley Herald-Bulletin.

I am very sorry for the delay, but I have been very busy with taxes. If you have any questions, feel free to contact me.

Yours truly,

Alva A. Harris

AAH:vs
Encl.

29461

SCHEDULE A

RECEIVED
APR 21 1945
9:00 A.M.
Department of Reclamation

Question No. 5

WELL NO. 1

Depth - 500 feet
Casing - 235 feet of 20" casing

Depth to water - 240 feet
Pump discharge - 1944 g.p.m.
Measured by - Idaho Department of Reclamation measurement
Said water is not spread on ground by sprinkler irrigation
but is done through an irrigation lateral system.

WELL NO. 2

Depth - 470 feet
Casing - 200 feet of 20" casing

Depth to water - 225 feet
Pump Discharge - 2880 g.p.m.
Measured by - Idaho Department of Reclamation measurement
Said water is not disbursed over said ground through a
sprinkler but is done by an irrigation lateral system.

WELL NO. 3

Depth - 500 feet
Casing - 235 feet of 20" casing

Depth to water - 212 feet
Pump discharge - 2250 g.p.m.
Measured by - Mel Brown Company pump test given at time of
installation.
Said water is spread over the ground by an irrigation lateral
system and not through sprinkler pipe.

29461

SCHEDULE A

RECEIVED
9:08 A.M.
DEPARTMENT OF RECLAMATION

Question No. 5

WELL NO. 1

Depth - 500 feet
Casing - 235 feet of 20" casing

Depth to water - 240 feet
Pump discharge - 1944 g.p.m.
Measured by - Idaho Department of Reclamation measurement
Said water is not spread on ground by sprinkler but is done through an irrigation lateral system.

WELL NO. 2

Depth - 470 feet
Casing - 200 feet of 20" casing

Depth to water - 225 feet
Pump Discharge - 2880 g.p.m.
Measured by - Idaho Department of Reclamation measurement
Said water is not disbursed over said ground through a sprinkler but is done by an irrigation lateral system.

WELL NO. 3

Depth - 500 feet
Casing - 235 feet of 20" casing

Depth to water - 212 feet
Pump discharge - 2250 g.p.m. - 5 Rev 1 min 46 sec = $\frac{500}{146} \times 94 = 4.458$
Measured by - Mel Brown Company pump test given at time of installation.
Said water is spread over the ground by an irrigation lateral system and not through sprinkler pipe.

29461

February 10, 1966

RE: Permit No. G-29461
John H. and Bernardine B. Peterson

Mr. Alva Harris
Attorney at Law
P. O. Box 502
Shelley, Idaho

Dear Mr. Harris:

Enclosed is the amendment to Land List on the above numbered permit which has been recorded in this office.

Also enclosed is departmental receipt No. G-10140 in the amount of \$1.00 covering the fee.

Very truly yours,

(Mrs.) EDNA P. RULE
Chief Clerk

EPRIejw
Encl: Amendment
Receipt

29461

Re: Permit No. G-29461
John H. & Berbardine B. Peterson

February 9, 1966

Mr. Alva A. Harris,
Attorney at Law,
Box 502,
Shelley, Idaho.

Dear Mr. Harris:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-29461, in the name of John H. & Berbardine B. Peterson. Final Proof is to be made before you, as Notary on the 11th day of April, 19 66, ~~xxxxxxxxxxxxxxxxxxxx~~, at 171 S. Emerson, Shelley, Idaho.

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

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

29461

Application for Amendment

LAND LIST

Permit No. G-29461

RECEIVED
FEB 9 1966

Department of Reclamation

Comes now JOHN H. PETERSON & BERNARDINE B. PETERSON, his wife, and represents to the STATE RECLAMATION ENGINEER of the State of Idaho:

That they ^{are} the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. G-29461, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

Delete: The NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 8, Twn. 11 S., Rge. 28, EBM (240 acres)

Add: The NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 6, Twn. 11 S., Rge. 28, E., B.M.

The S $\frac{1}{2}$ S $\frac{1}{2}$ of Sec. 6, Twn. 11 S., Rge. 28 E., B.M.

(About 100 acres: 13 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, and 87 acres in the S $\frac{1}{2}$ S $\frac{1}{2}$)

Retain: Section 7, Twn. 11 S., Rge. 28 E., B.M. (About 670 acres) (large section).

, making a total of 770 acres.

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

Signed at Shelley, Idaho this 3rd day of February, 1966.

JOHN H. PETERSON & BERNARDINE B. PETERSON,

By: *Shelley H. Peterson*
Attorney at Law

Date of receipt at office of Department of Reclamation February 9, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

R. Keith Higginson, Assistant

I, ~~XXXXXXXXXXXX~~ State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-29461. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

R. Keith Higginson
Assistant
State Reclamation Engineer

29461

Re: Permit No. G-29461
John H & Berbardine B. Peterson

Feb. 9, 1966

Burley Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to April 11, 1966. The expense of the publication is to be paid by Alva A. Harris, Attorney of Box 502, Shelley, Idaho 83274 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

29461

RECEIVED
FEB 9 1966

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

Department of Reclamation

Notice is hereby given that ~~at 4:00 P.M.~~, on the 11th day of April 19 66, at Shelley, County of Bingham, State of Idaho before Alva A. Harris, Notary Public, at (address) P.O. Box 502, 171 S. Emerson, Shelley, Idaho, proof will be submitted of the completion of works for the diversion of ~~15.4~~ 13.28 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-29461, 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 JOHN H. & BERNADINE B. PETERSON, Route 1, Box 316A, Burley, 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 15.4 cubic feet per second.

3. The use to which said water has been applied is agricultural irrigation, purposes and the amount applied to beneficial use is ~~15.4~~ 13.28 cubic feet per second.

4. The point of diversion of said water is The NE $\frac{1}{4}$ NE $\frac{1}{4}$, the NW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 7, Twp. 11 S, Rge. 28, EEM, Cassia County, Idaho

5. The place where said water is used is Section 7, the S $\frac{1}{2}$ S $\frac{1}{2}$ and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 6, Twp. 11 S., Rge. 28, EEM. Cassia County, Idaho

6. The date of priority which said user is prepared to establish is February 14, 1961.

Carl E. Tappan

State Reclamation Engineer

29461

RECEIVED
FEB 9 1966

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 3, 1966 ✓

(P. O.) Box 502

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the BURLEY HERALD BULLETIN of Burley, Idaho Published in the county in which the works are situated.

JOHN H. PETERSON & BERNARDINE B. PETERSON

By:

(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

29461

ALVA A. HARRIS
ATTORNEY-AT-LAW

171 SO. EMERSON
P. O. BOX 502
SHELLEY, IDAHO 83274

TELEPHONE 357-7175
AREA CODE 208

February 4, 1966

RECEIVED
FEB 9 1966

Department of Reclamation

RE: Permit No. G-29461
John H. and Bernardine B. Peterson

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

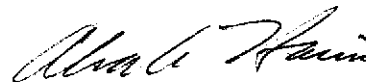
ATTENTION: M. Russell Bosch and
R. Keith Higginson

Dear Sirs:

I appreciated your recent letter and am enclosing the newspaper authorization, notice of proof, and application for amendment of land list.

If you have any questions concerning the permit status after reviewing these papers, please call me collect. It should be obvious that Mr. and Mrs. Peterson's intentions are to proof up on the property in Sections 7 and 6. They have three wells drilled and in operation, and the included proof should take care of their needs.

Yours truly,



Alva A. Harris

AAH:rn
Encl.

29461

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to addressee

☐ Show address where delivered

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

John H. Peterson

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

2-2-66

POD Form 3811 Sep. 1963

REGISTERED NO.		NAME OF SENDER	
CERTIFIED NO. 79935		Department of Reclamation	
INSURED NO.		STREET AND NO. OR P. O. BOX Room 107 Statehouse	
CITY, STATE, AND ZIP CODE Boise, Idaho 83701		RETURN TO 	

INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moistened gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

449 PM
1968
A.H.O.

CSS-16-71948-6-E

29461

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐

Deliver *ONLY* to
addressee

☐

Show address where
delivered

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

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

Mrs. Bernaden B. Peterson

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

2-2-66

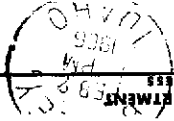
SHOW WHERE DELIVERED *(only if requested)*

INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN Receipt Requested.		REGISTERED NO.	DEPARTMENT OF RECLAMATION	STREET AND NO. OR P. O. BOX	CITY, STATE, AND ZIP CODE	INSURED NO.	NAME OF SENDER	RETURN TO

19934	Room 107 Statehouse	Boise, Idaho 83701
--------------	----------------------------	---------------------------

19461
CSS-16-71548-6-f

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE, \$300
PAYMENT OF POSTAGE \$300



January 31, 1966

RE: Permit No. G-29461
John H. and Bernardine B. Peterson

Mr. Alva Harris
Attorney at Law
P.O. Box 502
Shelley, Idaho

Dear Mr. Harris:

In reply to our telephone conversation of January 31, 1966,
we are forwarding the requested forms and copy of Mr. J. H. Peterson's letter from Mr. R. Keith Higginson dated January 27, 1966.

If we can be of any further assistance please feel free to
contact us.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

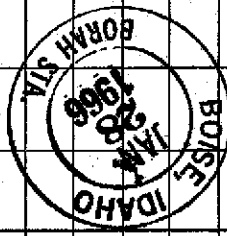
MRBiejw

Encl: Application for amendment to land list (1)
Form 11 - Authorization for Publication (2)
Form 36 - Notice of Publication (4)
Assignment form (1)
Copy of letter dated January 27, 1966.

29461

1134
NAME AND ADDRESS OF SENDER
Dept of Reclamation
Roberts, Statthoyer
Brice, Lehl

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER-ENDORSE- IF C. O. D.	E. R. FEE	S. D. FEE	S. H. FEE	RESTRICTED DELIVERY FEE REMARKS
1	19934 Peterson, Mrs. Bernardino B.							Working
2	Pt. # 2 Shelly	05	20		10			4-29461
3	19935 Peterson, John H.	05	20		10			4-29461
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								
16								
17								
18								
19								
20								



POSTMASTER, PER (Name of receiving employee)

TOTAL NUMBER OF
PIECES RECEIVED
AT POST OFFICE 2

1 Mark "F" if "Fragile," "vp" if "Perishable," "T" if "Eggs," "Ely" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid-Tins Side Up."
2 Special handling charges apply only to fourth-class parcels. Special delivery service also includes special handling service.

January 27, 1966

RE: Permit No. G-29461

Mr. John H. Peterson
Route #2
Shelley, Idaho

Dear Mr. Peterson:

We have examined the application for amendment which was filed with this office on January 24, 1966, in connection with Permit No. G-29461. Our records show that this permit was originally filed by you on four (4) wells for 17.6 c.f.s. of water for irrigation of 880 acres of land in Section 7, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 8, T 11S., R 28 E., B.M. Part of this permit covering the W $\frac{1}{2}$, Section 7, was assigned to Bernardine B. Peterson by instrument dated January 24, 1963. This would mean that 320 acres of the original permit and 320 inches of the water are now held by her.

In March, 1963, you submitted proof of beneficial use of water from the well in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, covering the E $\frac{1}{2}$, Section 7. This would mean that the maximum unlicensed acreage remaining in the permit owned by you is 240 acres and 344 inches (6.88 c.f.s.). We therefore cannot allow you to amend the permit to cover irrigation of 850 acres of land.

If you wish simply to delete the original description of lands in Section 8, from the permit and to add the SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 6, to the permit, we will be happy to do so if you will advise us. However, if you should also now have the 320 acres assigned to Bernardine B. Peterson, it will be necessary that she assign it back to you. Forms for this purpose are enclosed.

We are also enclosing notice to you and Bernardine that the proofs of completion and beneficial use of your respective portions of this permit are due February 24, 1966. If we can assist you in this matter, please feel free to contact this office.

Very truly yours,

R. KEITH HIGGINSON, Assistant
State Reclamation Engineer

RKH:efw
Enclosures

29461

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
January 27, 1966

Re: Permit No. G - 29461

Mr. John H. Peterson
Route #2
Shelley, Idaho

Dear Mr. Peterson:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 29461 are due not later than Feb. 24, 1966.

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated - - all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

STATE RECLAMATION ENGINEER

Enc.

cc:

29461

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G - 29461

Mrs. Bernardine B. Peterson
Route #2
Shelley, Idaho

Dear Mrs. Peterson:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 29461 are due not later than Feb. 24, 1966.

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated - - all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

Assistant,

STATE RECLAMATION ENGINEER

Enc.

cc:

29461

Application for Amendment

LAND LIST

Permit No. G-29461

RECEIVED
JAN 24 1966

Department of Reclamation

Comes now John H. Peterson, and represents
to the STATE RECLAMATION ENGINEER of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho, No. G-29461, and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

Sec 7 ; S $\frac{1}{2}$ S $\frac{1}{2}$, sec 6, NW $\frac{1}{4}$ SW $\frac{1}{4}$ sec 6 T 11S, R 28E

_____, making a total of 8.50 acres.
850

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

Signed at Boise this 24th day of January, 1966

John H. Peterson

Date of receipt at office of Department of Reclamation Jan 24, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

R. Keith Higginson, Assistant
I, ~~XXXXXXXXXXXX~~, State Reclamation Engineer of the State of Idaho, hereby approve
the above and foregoing application for amendment to Permit to Appropriate the Public
Waters of the State of Idaho, No. G-29461. This approval constitutes a new permit
and is issued as an amendment to the original permit, to which it refers, and of which
it becomes a part, and said application is approved only insofar as the rights of others
will not be adversely affected thereby.

R. Keith Higginson
Assistant,
State Reclamation Engineer

29461
ju

October 27, 1965

Re: Permit No. G-29461 - Pt.
John H. Peterson

Alva N. Harris
Attorney at Law
P. O. Box 502
Shelley, Idaho

Dear Mr. Harris:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right on part of the
above numbered permit, in the name of John H. Peterson.

Also enclosed is departmental receipt No. G-9928
in the amount of \$21.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

cc: John H. Peterson
Route #2
Shelley, Idaho

29461

ALVA A. HARRIS
ATTORNEY-AT-LAW

RECEIVED
OCT 22 1965

Department of Reclamation

P. O. BOX 502
SHELLEY, IDAHO 83274

TELEPHONE 357-7175
AREA CODE 208

October 20, 1965

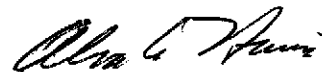
Mr. Ralph W. Thomas
State of Idaho
Department of Reclamation
Room 107, State House
Boise, Idaho 83701

Re: Permit No. G-29461 (part)
John H. Peterson
Route 2
Shelley, Idaho

Dear Mr. Thomas:

My client, John H. Peterson, brought in your letter of August 4, 1965, wherein you requested him to send payment of \$21.00 for the Certificate of Completion of Works. Enclosed is the check he made out to the Department of Reclamation. Please issue the certificate, via this office.

Yours truly,



Alva A. Harris

AAH:rn
Encl.

29461

500 - July 8, 1964

August 4, 1965

RE: Permit No. G-29461 (part)

John H. Peterson
Rt 2
Shelley, Idaho

Dear Mr. Peterson:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29461 (part) shows the well is (~~xxx~~) capable of conveying 216 miner's inches, or 4.32 c.f.s. of water for the irrigation of 320 acres.

Upon receipt of the statutory fees, totaling \$ 21.00 , we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of February 14, 1961 , to the use of 4.32 second feet of subterranean water with the point of diversion in the NE¼, Sec. 7 for irrigation of 320 acres in the E½, Sec. 7, T. 11 S., R. 28 E., B.M.

You can amend your land list on the enclosed form prior to making proofs for the other two wells.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

Enc. amendment form

29461

Mrs Pearl Baucher
617 O. St.

Sacramento 95814
Calif

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

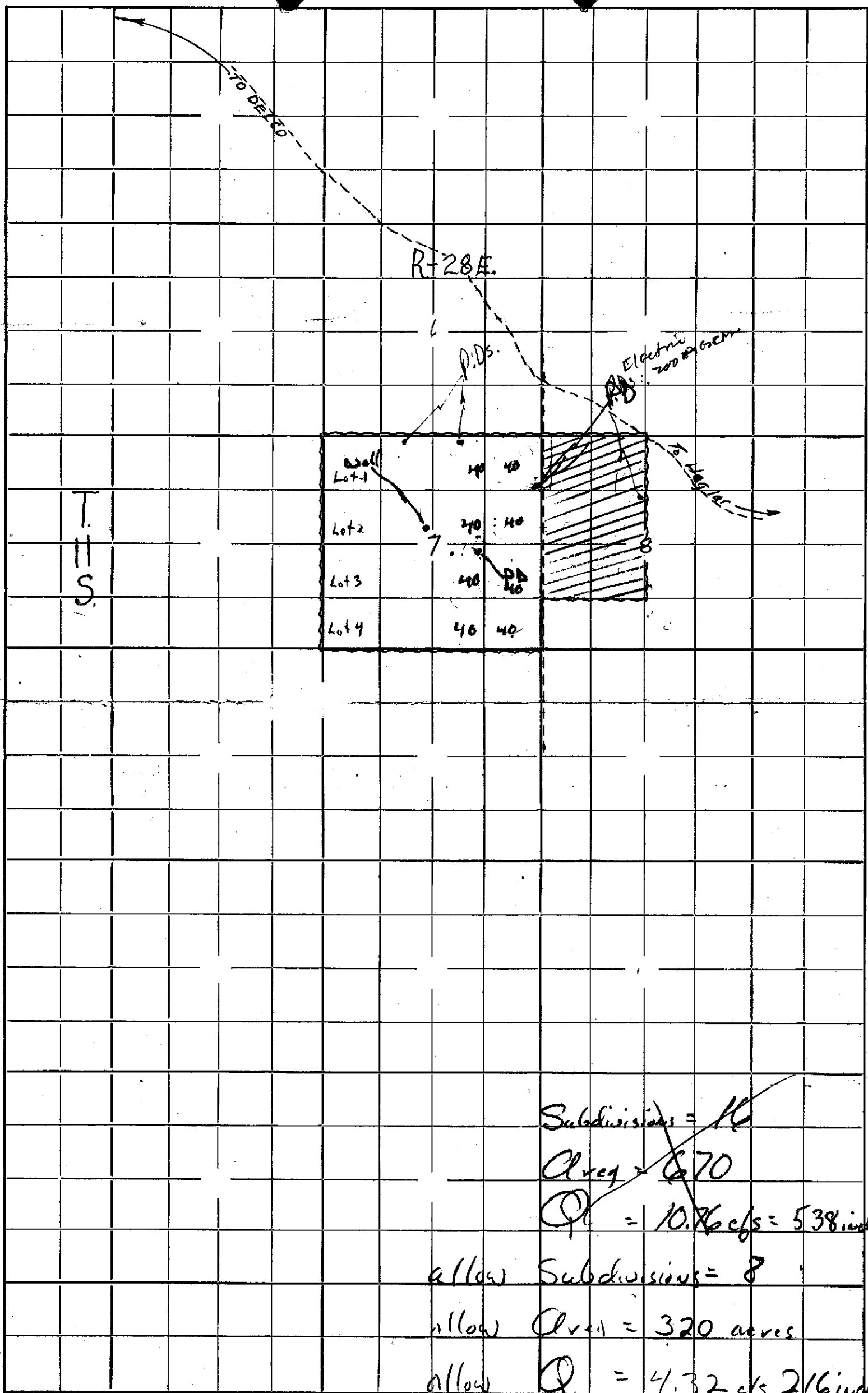
REPORT OF ENGINEER

PERMIT NO. G-29461 (part)

REPORT ON PROOF OF Completion of Works & Beneficial Use

John H. Peterson, Rt. #2, Shelley, Idaho

29461



Subdivisions = ~~16~~

Area = ~~670~~

$Q = 10.76 \text{ cfs} = 538 \text{ inches}$

allow Subdivisions = 8

allow Area = 320 acres

allow $Q = 4.32 \text{ cfs} = 216 \text{ inches}$

6.11.11
4. 30
Form 23

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-29461

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

1. Name of applicant John H. Peterson

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NE 1/4 NE 1/4, NW 1/4 NE 1/4, NE 1/4 NW 1/4 of Section 7

T. 11 S. R. 26 E.B.M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: 2 1/2" Caterpillar Gas Engine
Amerville Right angle pump drive Ser 634 #53746 250HP @ 1760
Model 14RM Ser D03627

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):

All of Sec. 7., NW 1/4, N 1/2 SW 1/4 Sec. 8 all in Twp. 11 S., Rge. 26 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: Mr. John H. Peterson along

US 4 NW 1/4 7 P.D. Measured with Sparling Meter 5 Rev @ 1.50 = 4.32 cfs = 2 1/4 inch

SE 1/4 NW 1/4 well Measured @ 1000 RPM Sparling Meter 5 Rev @ 2.18 = 3.77 cfs This not included in Permit

NW 1/4 SE 1/4 7 P.D. Measured at 1000 RPM Sparling Meter 5 Rev @ 1.38 = 4.86 cfs
1160 RPM 5 Rev @ 1.16 = 6.44 cfs

This examination was made on the 29th day of July, 1961

(Signed) Donald W. Johnson Loy Johnson Examiner.

29461

29461

February 21, 1964

Re: Permit No. G-29461

John H. Peterson
Route #2
Shelley, Idaho

Dear Mr. Peterson:

Enclosed is the Application for Amendment to the
above numbered permit which has been recorded in this office.

Also enclosed is departmental receipt No. G-8559
in the amount of \$1.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. application for
amendment
receipt

29461

February 18, 1964

Re: Permit No. G-29461

John H. Peterson
Route #2
Shelley, Idaho

Dear Mr. Peterson:

The application to amend the points of diversion on
your place in Raft River Valley will be approved upon receipt
of the \$1.00 fee for recording.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

29461

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

RECEIVED
FEB 21 1964

Department of Reclamation

February 18, 1964

Re: Permit No. G-29461

John H. Peterson
Route #2
Shelley, Idaho

Dear Mr. Peterson:

The application to amend the points of diversion on your place in Raft River Valley will be approved upon receipt of the \$1.00 fee for recording.

Very truly yours,

Ralph W. Thomas

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Sorry that I forgot to send money for transfer. Thanks very kindly for all efforts.

John H. Peterson

29461

RECEIVED

FEB 18 1964

Department of Reclamation

Application for Amendment

POINT OF DIVERSION

Permit No. G-29461

Come now John H. Peterson
represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-29461.

That the point 5 of diversion is described in said Permit as being located:

NE^{1/4} NE^{1/4}, NW^{1/4} NE^{1/4}, NE^{1/4} NW^{1/4} Sec. 7, SE^{1/4} NW^{1/4} T15 R28E

That he now requests that the point of diversion be changed to a
location NE^{1/4} NE^{1/4}, SE^{1/4} NW^{1/4}, NW^{1/4} SE^{1/4} Sec. 7; T15 R28E
T15 R28E

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

The original positions for the 2nd and 3rd points of diversion were mistakenly located on
the and the east of to the high point for gravity irrigating
which is quite high. Whereas, the new points of diversion are located on the proper
line. Also, through our belief in water witching, we have reason to believe there is
no water under the original locations.

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

Signed at Basis Idaho, this 27 day of Dec
1963.

John H. Peterson
Bernard B. Peterson

Date of Receipt at Department of Reclamation February 21, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

RALPH W. THOMAS, Deputy

I, ~~State Reclamation Engineer~~ State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the above and foregoing application for amendment to Permit to appropriate the Public
Waters of the State of Idaho, No. G-29461. This approval constitutes a new permit
and is issued as an amendment to the original permit, to which it refers and of which
it becomes a part, and said application is approved only insofar as the rights of others
will not be adversely affected thereby.

Ralph W. Thomas
Deputy
State Reclamation Engineer

Recorded in Book 103 of
Permits, at Page 29461
February 21, 1964

29461

February 14, 1964
Shelley, Idaho
Route # 2

Department of Reclamation

Dept. Of Reclamation
Room 107, State House
Boise, Idaho

Attn. Mr. Tappan
State Reclamation Engineer

Dear Mr. Tappan:

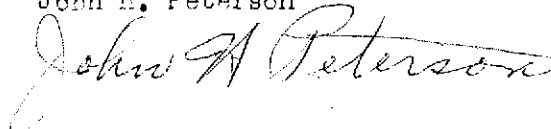
I have enclosed an Amendment for Point of Diversion to Permit No. G-29461. I was in your office in December and you were about to sign this amendment at that time. Then you decided to wait and let your engineer, Mr. Haight, check over the situation here first.

Mr. Haight has been here and looked the situation over. Everything seemed to meet his approval and he instructed me to send in this amendment. He is also going to send you a personal memo concerning the situation when he returns.

We have been using this well the past year and it would please me greatly if you would find it proper to sign this amendment soon, with the original 1961 priority, thereby clearing up this matter. Please inform me when the amendment is completed.

Very Truly Yours,

John H. Peterson



Encl.
JHP:bjp

29461

Re: Permit G-29461
John H. Peterson

Malta Idaho
Feb. 13, 1964

Mr Carl Tappan
State Reclamation Engineer
Room 107 State House
Boise, Idaho.

I have again talked with Collin Peterson, Son of John H. Peterson and inspected the area and well locations, relative to a change in points of diversion under the above noted Permit, which will be sent to the Department in the next few days.

The original points of Diversion as given in the permit are; NE NE, NW NE & NE NW, Sec. 7 and SE NW, Sec. 8, T11S-R28E.

The requested points of diversion changes are; NENE, SE NW, & NW SE, Sec. 7 and SE NW, Sec 8, T11S-R28E.

Two wells are drilled and have been in operation for one or more irrigation seasons. These wells are located in the NENE and the NW SE, Sec 7.

The two ~~wells~~ points of diversion given in the permit as the NE NW and NW NE, ^{Sec. 7-11-28} are at the north and lower edge of the section and should be changed to more suitable locations to permit more efficient and less expensive means of irrigating the lands to be served.

Sincerely

Horton G. Haight 29461

29341
29461

XXXXXXXXXX

June 11, 1963

Re: Permit No G-29461

John H. Peterson
Rt 2
Shelley, Idaho

Dear Mr. Peterson:

This is a follow up of the notice from the Department of Reclamation office that an inspection would be made on your water filing as soon as possible.

I will plan to inspect your permit on or about the week of June 17, 1963.

Please arrange to be on the premises so that you can accompany me over the work.

Very truly yours,
Carl E. Tappan, Acting
~~GEO. N. CARTER~~
State Reclamation Engineer
By

Field Engineer

LBJ:mr

29461

1M April 1962

March 18, 1963

Re: Permit No.

C-29461 (unassigned portion)

John H. Peterson
Route #2
Shelley, Idaho

Dear Mr. Peterson:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Herald-Bulletin, all submitted in proof of completion of works and beneficial use on Permit No. C-29461 (unassigned portion).

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Alva A. Harris
Attorney-at-law
P. O. Box 946
Shelley, Idaho

29461

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-29461

(Part)

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

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

Ans. John H. Peterson; residing in Bingham County, Idaho; farmer;
Route 2, Shelley, Idaho.

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

Ans.

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

Ans. G-29461 approved February 24, 1961, with date of priority of Feb. 14, 1961

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

Ans. Subterranean water supply with point of diversion in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 7, Township 11 South, Range 28 East Boise Meridian County of Cassia, State of Idaho

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

Ans. Well: 500 feet deep; 234 feet of 20" casing; 245 feet to water level.

Pump has a 10" discharge pump with flow into a cement box and then the water flows in irrigation ditch constructed on the property.

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

Ans. Water is used for irrigation purposes and the 40 acres in each of the subdivisions NE $\frac{1}{4}$, the NW $\frac{1}{4}$, the SW $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 7, Twp. 11 S., Range 28 E. B.M., and the 40 acres in each of the subdivisions NE $\frac{1}{4}$, the NW $\frac{1}{4}$, the SW $\frac{1}{4}$, the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 7, Twp. 11 S., Range 28 E. B.M. or a total of 320 acres have actually been irrigated.

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

Ans. Drilling contractor was Clarence Bishop with address of Burley, Idaho.

29461/21

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

Ans. _____

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

Ans. _____

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

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

Ans. Water was used to irrigate said land in 1961 and 1962 and crops were grown in those years; the water was supplied by the pump and water was used to the full capacity of the pump.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None.

(Sign) John A Peterson

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 Shelley, County of Bingham, State of Idaho, on this 8th day of March, A. D. 1963.

My commission expires Oct. 24, 1966

Alvin G. Hanna
Notary Public for Idaho residing
at Shelley, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Permit No. G-29461 (Part)

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:

Collin D. Peterson; 20 years; Bingham County; Farmer; Route 2,
Shelley, Idaho.

Ques. 2. Are you acquainted with John H. Peterson, the holder of
Permit No. G-29461 ? How long have you known him and where does he reside:

About 20 years. Mr. Peterson resides in Bingham County, Idaho.

Ques. 3. Have you read or heard said Permit No. G-29461 read, and are you familiar
with its provisions and conditions: Yes: Yes No: No

Ques. 4. State source of water supply: Subterranean water supply.

State place of diversion: The NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of SEc. 7, Twp. 11 S., R. 28 E. B.M.

Describe works for conveying water to place of use: Well and pump, powered by a
200 horse electric motor, which pumps the water through a 10" discharge
into a cement box and then it is diverted into a ditch system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6.4 cubic feet How much water have you seen being so
conveyed: About 6.4 cubic feet per second.

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:
The 40 acres in the NE $\frac{1}{4}$, the 40 in the SW $\frac{1}{4}$, the 40 in the NW $\frac{1}{4}$, and the 40 in
the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 7, Twp. 11 S., R. 28 E., B.M., and the 40 acres
in the NE $\frac{1}{4}$, the 40 in the NW $\frac{1}{4}$, the 40 in the SW $\frac{1}{4}$, and the 40 in the SE $\frac{1}{4}$ of
the SE $\frac{1}{4}$ of Sec. 7, Twp. 11 S., R. 28 E., B. M. or a total of 320 acres have
been irrigated and cultivated.

29461

Ques. 7. If for power or other purposes than irrigation, state how water has been 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:

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

Ques. 10. When did you first see this water used: About May of 1961.

Other times you have seen such use: All during the growing season of 1961 and 1962. I have actually used the water to irrigate all the land.

(Signed)

Collin D. Peterson

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 Shelley

 , County of Bingham, State of Idaho, on this 8th day of March,

A. D., 1963

Alva G. Harris

Notary Public for State of Idaho

Residing: Shelley, Idaho

My commission expires: Oct. 24, 1966

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Permit No. G-29461 (Part)

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:

Darrell L. Cook, 40 years, Bingham County, Farmer, Route 2, Shelley,
Idaho.

Ques. 2. Are you acquainted with John H. Peterson, the holder of
Permit No. G-29461 ? How long have you known him and where does he reside:

20 years; Mr. Peterson resides in Bingham County, Idaho.

Ques. 3. Have you read or heard said Permit No. G-29461 read, and are you familiar
with its provisions and conditions: Yes: Yes No:

Ques. 4. State source of water supply: Subterranean water supply.

State place of diversion: The NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 7, Township 11 South,
Range 28 East Boise Meridian, Cassia County, Idaho.

Describe works for conveying water to place of use: Well and Layne Bowler pump
pumping from a depth of about 300 feet and discharging into a cement
box and then running into the ditch.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6.4 cubic feet How much water have you seen being so
conveyed: About 320 inches of water.

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

The 40 acres in the NE $\frac{1}{4}$, the 40 in the SW $\frac{1}{4}$, the 40 in the NW $\frac{1}{4}$ and the 40
in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 7, Twp 11 S, R. 28 E., B.M. and the 40
acres in the NE $\frac{1}{4}$, the 40 in the NW $\frac{1}{4}$, the 40 in the SW $\frac{1}{4}$, and the 40 in the
SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 7, Twp. 11 S., R. 28 E., B.M. or a total of 320
acres have been irrigated and cultivated.

Ques. 7. If for power or other purposes than irrigation, state how water has been 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:

Land is level, sloped nicely for surface irrigation purposes, with plenty of good farming soil; an inch of water per acre should irrigate the land nicely.

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

Ques. 10. When did you first see this water used: About June of 1961.

Other times you have seen such use: During the growing season of 1961 and 1962.

(Signed)

Darrell L Cook

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 Shelley

 , County of Bingham, State of Idaho, on this 8th day of March,

A. D., 1963

Alva A. Hanna

Notary Public for State of Idaho

Residing: Shelley, Idaho

My commission expires: Oct. 24, 1966

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

Notice is hereby given that at 8:00 A.M. on the 8th day of March, 1963, at Shelley, County of Bingham, State of Idaho, before Alva A. Harris, Notary Public, at 210 South State Street, Shelley, Idaho, proof will be submitted of the completion of works for the diversion of 11.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29461, 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 John H. Peterson, Route 2, Shelley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 11.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 7, Twp. 11 S., Rge. 28 E. B.M. County of Cassia.

5. The place where said water is used is East $\frac{1}{2}$ of Sec. 7, Twp. 11 S., Rge 28 E. B.M. County of Cassia.

6. The date of priority which said user is prepared to establish is February 14, 1961.

GEO. N. CARTER,
State Reclamation Engineer
Published in the Burley Herald-Bulletin on Feb. 8, 15, 22 and March 1, 1963.

Affidavit of Publication.

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

ss.

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

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

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue

dated Feb. 8, 1963, and ending with the issue dated Mar. 14, 1963

Subscribed and sworn to before me this 7 day of Mar, 1963

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

29461

ALVA A. HARRIS
ATTORNEY-AT-LAW
210 South State Street
SHELLEY, IDAHO

RECEIVED
MAR 14 1963
Department of Reclamation

March 13, 1963

Ralph W. Thomas, Deputy
State Reclamation Engineer
Department of Reclamation
Room 107
State House
Boise, Idaho

Re: John H. Peterson
Permit No. G29461

My File: No. 69

Dear Mr. Thomas:

This acknowledges receipt of your letter of March 11, 1963, and I hope that I have corrected the defects that you pointed out in the deposition of the holder and two witnesses in the affidavit of publication. I have signed the deposition of the holder.

Mr. Collin D. Peterson at age 20 is a legal witness although he is a minor. He is a son, and I believe that he can be a disinterested witness because I construe the word disinterested as meaning, "not having a pecuniary interest or claim in the property or works".

If this is unsatisfactory I will be more than glad to have Mr. Peterson bring in another witness because there are others we can obtain. We do not wish to have any trouble over this matter, but if we have to obtain another witness, do we have to advertise again and have another witness appear as before?

I hope this is satisfactory.

Yours truly,



Alva A. Harris

AAH:rn

Enclosures

29461

March 11, 1963

Re: Permit No. G-29461
John H. Peterson

Alva A. Harris
Attorney at Law
21 S. State St.
Shelley, Idaho

Dear Mr. Harris:

Returned herewith are the depositions of holder
and two witnesses and the affidavit of publication.

You did not sign the deposition of the holder.

Is Collin D. Peterson, at age 20, a legal witness?
If he is a son, can he be a disinterested witness?

Return the forms after completion.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. depositions

29461

February 15, 1963

Re: Permit No. G-29461
John H. Peterson

Burley Herald Bulletin
Burley, Idaho

Gentlemen:

On February 1st, we mailed you a Notice of Publication on the above numbered permit, requesting a tear sheet or a copy for checking purposes.

To date we have not received such copy and ask at this time that one be mailed to this office as soon as possible.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ew

29461

February 4, 1963

Re: Permit No. G-29461
John H. Peterson

Mr. Alva A. Harris
Attorney at Law
Box 946
Shelley, Idaho

Dear Mr. Harris:

Enclosed is the partial assignment of the above numbered permit from John H. Peterson to Bernadene B. Peterson, his wife, which has been recorded in this office.

Also enclosed is departmental receipt No. G-7692 in the amount of \$0.50 covering fee.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

ERN:ew

Enc. assignment
receipt

29461

February 1, 1963

Re: Permit No G-29461
John H. Peterson

Mr. Alva A. Harris,
Attorney at Law,
210 South State St.,
Shelley, Idaho.

Dear Mr. Harris:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-29461, in the name of John H. Peterson. Final Proof is to be made before you, as Notary on the 8th day of March, 1963, at 8:00 o'clock A.M., at 210 South State St., Shelley, Idaho.

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Enc.
cc: Applicant

29461

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-29461
John H. Peterson

Date: February 1, 1963

Burley Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **March 8, 1963** the date set for proof;

the expense of the publication is to be paid by the applicant's attorney

Alva A. Harris

of **210 South State St., Shelley, Idaho**

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

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

Very truly yours,



GEO. N. CARTER

State Reclamation Engineer

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

Encl.

29461

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

Notice is hereby given that at 8:00 A.M., on the 8th day of March 1963, at Shelley, County of Bingham, State of Idaho, before Alva A. Harris, Notary Public, at (address) 210 South State Street, Shelley, Idaho, proof will be submitted of the completion of works for the diversion of 11.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29461, 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 John H. Peterson, Route 2, Shelley, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 11.2 cubic feet per second.

3. The use to which said water has been applied is ~~agriculture~~ irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 7, Twp. 11 S., Rge. 28 E. B.M. County of Cassia

5. The place where said water is used is East $\frac{1}{2}$ of Sec. 7, Twp. 11 S., Rge. 28 E. B.M. County of Cassia

6. The date of priority which said user is prepared to establish is February 14, 1961

Geo. W. Carter

State Reclamation Engineer

29461

RECEIVED
DEPARTMENT OF RECLAMATION
FEB 1 1963

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED
FEB 1 1963
DEPARTMENT OF RECLAMATION

(Date) January 24, 1963
(P.O.) John H. Peterson, Route 2, Shelley, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Burley Herald-Bulletin of Burley, Idaho published in
the county in which the works are situated.

Carria Co.

John H. Peterson
by: *Alva G. Harris*

(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.

ALVA A. HARRIS
ATTORNEY-AT-LAW
210 South State Street
SHELLEY, IDAHO

January 31, 1963

RECEIVED
FEB 1 1963

Department of Reclamation

Ralph W. Thomas, Deputy
State Reclamation Engineer
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho

Re: Permit No. G-29461
John H. Peterson

Dear Mr. Thomas:

This acknowledges your letter of January 28, 1963, and I appreciated the enclosed fee charge schedule.

Mr. Peterson informs me that he has sold that 240 acre piece of property which is east of his ground; that he only intends to prove on the 320 acres as is contained in the East one-half of Sec. 7. Now I have written on the Notice of Proof of Completion of Works, the figures you indicated (11.2) on both places and changed the date from February 24th to February 14th. If the 11.2 is wrong under No. 2 would you please change it back to 6.4, and go ahead and file this so we can commence to prove this claim. In other words, if it is supposed to be 6.4 would you make those changes on both of those places? If not, then leave it like it is.

Enclosed you will find my check for \$0.50 to take care of the assignment from Mr. Peterson to Mrs. Peterson.

Yours truly,

Alva A. Harris

Alva A. Harris

AAH:rn

Enclosure

29461

January 28, 1963

Re: Permit No. G-29461
John H. Peterson

Alva A. Harris
Attorney at Law
Box 946
Shelley, Idaho

Dear Mr. Harris:

Returned herewith are the assignment, two Forms 36 and Form 11.

The assignment is acceptable, except the \$0.50 fee for recording the assignment was not received.

The Forms 36 are acceptable with minor changes. The amount of water claimed on the permit in Mr. Peterson's name, after recording the assignment, is 11.2 cubic feet per second, which should be inserted in line 5. The priority is the date the acceptable application is received in this office and not date of approval.

Proof of Completion of Works by the holder of a permit limits his portion of the permit to the capacity of his works as of time of such proof. In this case Mr. Peterson cannot later make proofs on the balance of the lands under his portion of the permit.

The assignment could be made for the $W\frac{1}{2}$ of Section 7, and also the 240 acres in the adjoining section. Then Mrs. Peterson could later make the proofs on her portion of the permit with priority remaining the same.

The date for making the proofs, March 8th, would not need to be changed, if the forms are returned promptly.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. assignment Form 36
and 11

29461

ALVA A. HARRIS
ATTORNEY-AT-LAW
210 South State Street
SHELLEY, IDAHO

JAN 28 1963

Department of Reclamation

January 25, 1963

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

Re: Permit # G-29461

Dear Sir:

Enclosed you will find an Assignment of part of permit # G-29461 from John H. Peterson to Bernadine B. Peterson. I am of the understanding that this will allow Mr. Peterson to prove up his claim as to appropriating water for beneficial use as to the East $\frac{1}{2}$ of Sec. 7, Twp. 11S, Rge. 28 E. B.M. with priority date as of February ¹⁴~~24~~, 1961, and that it will allow Bernadine B. Peterson to obtain a proven claim as to the West $\frac{1}{2}$ of Sec. 7, Twp. 11S, Rge. 28 E. B.M. by her making an application subsequent to Mr. Peterson but with the same priority date of February ¹⁴~~24~~, 1961. Is this correct? This is their desire.

You will also find two copies of a Notice of Proof of Completion of Works and Application of Water to Beneficial Use and a publication authorization to the Burley Herald-Bulletin.

I hope that all the papers are in order.

Yours truly,



Alva A. Harris

29461

March 6, 1961

Re: Permit No. G-29461

Mr. John H. Peterson
Route #2,
Shelley, Idaho.

Dear Mr. Peterson:

We enclose Permit No. G-29461 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-5678, which was issued covering payment in the amount of \$9.25 for the filing fee of the above mentioned permit, was given to you while in our office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

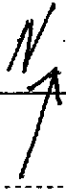
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

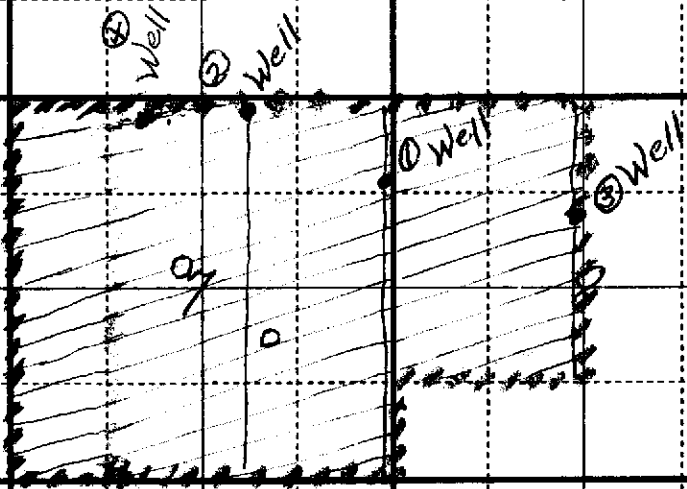
29461

John H. Peterson

R 28 E



T
11
S



Permit Map No. **29461**
As Approved **FEB 24 1961**
GEO. N. CARTER
State Reclamation Engineer