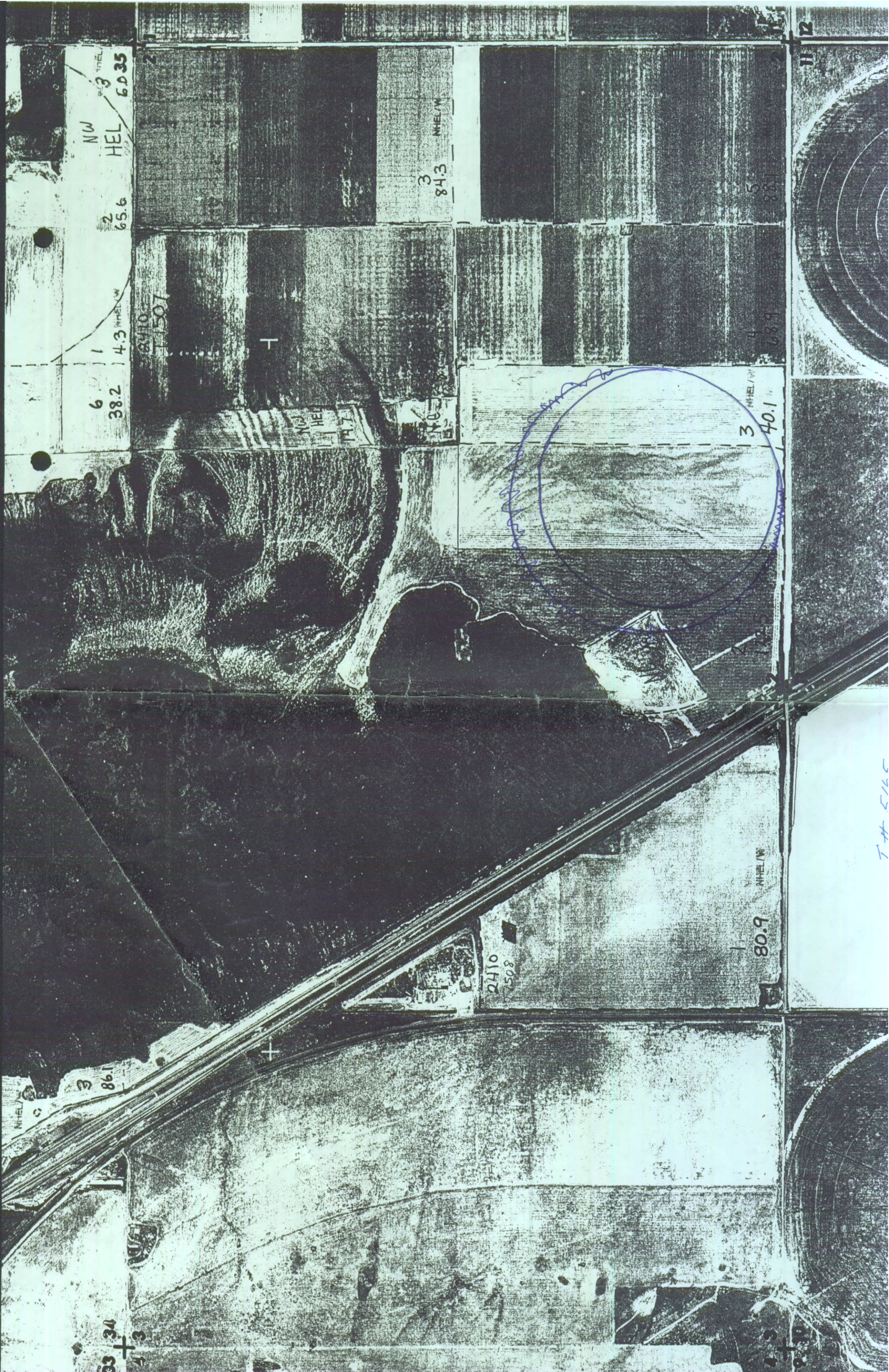




NW
HEL
6035

2
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6
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84.3
NW
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40.1
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34
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T# 5165

Application for Amendment

DEC 6 1965

LAND LIST

Department of Reclamation

Permit No. G-25258

Comes now GEORGE W. CLARK and BEULAH CLARK, his wife, 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-25258, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

Southeast quarter (SE $\frac{1}{4}$), Section 2, Township 11 South, Range 26 East S.M.

Northeast quarter (NE $\frac{1}{4}$), Section 2, Township 11 South, Range 26 East S.M.

East one-half of east one-half (E $\frac{1}{2}$ E $\frac{1}{2}$) of Northwest quarter (NW $\frac{1}{4}$)

Section 2, Township 11 South, Range 26 East S.M.

_____ , making a total of 360 acres.

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

Signed at Burley, Idahothis 20 day of November, 1965

George W. Clark
Beulah Clark

Date of receipt at office of Department of Reclamation: December 6, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy

I, ~~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-25258. 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: December 17, 1965

B25258

4-25-55

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 34106
Permit No. G- 5255
District No.

1. Name of Applicant: IVAN SCHREIBER
Postoffice address: Declo County: Cassia State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second: 5.2 or Idaho
Miners' inches: 750 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well, located 226 feet West and 135 feet South from the NE corner of the SE $\frac{1}{4}$ of Section 2, Twp. 11 S., Range 26 E., B.M.
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 2
Twp. 11 S., Rge. 26 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 2, 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 2, Twp. Rge. B.M.
7. Kind of works: Well, pump and irrigation ditches. They are all on applicant's land.
8. Estimated cost of works: \$ 10,000.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is One years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: The land is arid and without a water right.
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Applicant is the owner of the following described real estate located in Cassia County, Idaho, to-wit: SE 1/4 Section 3, T. 18 N., R. 26 E., S. 35; NW 1/4 Section 3, T. 18 N., R. 26 E., S. 35; All in Twp. 18 N., Range 26 E., S. 35. Said Section 35, Twp. 18 N., Range 26 E., S. 35. The well and all the ditches are located on applicant's land, and all of which at the present time is entirely arid and without water right.

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

IVAN SCHUBERT Applicant

By Agent

Date of first receipt at Department of Reclamation: 9:00 A. M. November 5, 1954.

Returned to applicant for correction:

Reopened application received:

Approval of State Reclamation Engineer

The number of this permit is: G-25258

Recorded in Book 89 Page 25258 Approved: November 13, 1954

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:

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

Work to begin on or before January 13, 1955 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 November 13, 1955

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith to be made on or before November 13, 1956

Witness my hand this 13th day of November, 1954

MAX R. KULP

State Reclamation Engineer

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 13th day of November, 1954.

Countersigned:

STATE OF IDAHO

By IRA H. MASTERS

By LEN JORDAN

Governor

Secretary of State

12.

Twp.	Range	Sec.	NE 1/4		NW 1/4		SW 1/4		SE 1/4		Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11 S.	26 E.	2	40					40	40	40	240
10 S.	26 E.	35						40	40	40	80

Total Number of Acres to be Irrigated - - 320

Permit No. G-25258

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that IVAN SCHUBERT of Basin, County of Cassia, and State of Idaho, the holder of Permit No. G-25258 issued upon application No. G-11124, bearing date of priority of November 5, 1954, authorizing the diversion of 1.1 second feet of waters of a well, 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 certificate; that said works are adequate for diverting and conveying to the place of intended use 1.1 second feet of the waters of a well from underground flow; that the point of diversion of said waters NW 1/4, Sec. 3, T. 18 N., R. 26 E., S. 35; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

120 acres in NE 1/4, Sec. 35, T. 18 N., R. 26 E.; NW 1/4, NE 1/4, S4SW, NE 1/4, Sec. 3, T. 18 N., R. 26 E., S. 35.

Witness my hand this 19th day of June, A. D. 1964.

s/ HARRY E. CRIMM

Deputy State Reclamation Engineer

Proof of Completion of works made: June 24, 1960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

IN THE MATTER OF CANCELLATION)
OF PERMIT TO APPROPRIATE THE)
PUBLIC WATERS OF THE STATE OF)
IDAHO NO. D-25258/41-2412)

ORDER OF CANCELLATION

Permit Holder: Alburn Stephens

WHEREAS, Permit D-25258/41-2412 has lapsed through failure of the holder

to submit license fees of \$21.00

, and

WHEREAS, due notice was given the holder of said permit that the permit
would be cancelled for failure to submit license fees of \$21.00, and

WHEREAS, on August 5, 1969 notice was sent to the holder of said
permit to appear before the State Reclamation Engineer on or before September
15, 1969 to show cause why such permit should not be cancelled, and

WHEREAS, the holder of said permit has failed to comply with the require-
ments of said permit and has not shown cause why such permit should not be
cancelled.

IT IS THEREFORE, ordered and Permit D-25258/41-2412 is hereby cancelled.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official
seal of the Department of Reclamation at Boise, Idaho, this 19th day of

SEPTEMBER, 19 69.

R. L. HINCHINSON
State Reclamation Engineer
R. L. HINCHINSON

BRH:tg

25258

43-2412

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
STATEHOUSE - ANEX 2
BOISE, IDAHO 83707

8th

Mr. Alburn Atwood

Route #5

Kunz, Idaho 83634

CERTIFIED MAIL

NO. 31200

0-9 10-19 20-29 30-39 40-49 50-59 60-69 70-79 80-89 90-99

PLEASE PRINT OR TYPE YOUR NAME AND ADDRESS (PLEASE PRINT NAME OF COMPANY OR INSTITUTION)

CONSTITUTIONAL LAW

SUGGESTION OF ADVERTISER'S AGENT, IF ANY

708-691-1100

RECEIPT
Received the numbered article described below.

RECEIPT

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Please to whom, date, and address when delivered ☐ Deliver ONLY to addressee

Additional charges required for these services

Additional charges required for these services)



1964
AUG
14

25258
43-2412

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

April 10, 1969

Re: 48-2412

C
O
P
Y

Mr. Alburn Atwood
Route 3
Kams, Idaho

Dear Mr. Atwood:

The Department has completed the required field inspection in reference to partial permit G-25258. The Department finds 5.33 cfs diverted and beneficially used for irrigation of 304 acres. The well is located within the BWSR of Sec. 2, 11S 26E and the priority to be established is August 30, 1963.

Upon remittance of the statutory fee of \$21.00 the Department will issue the certificate and license of water right. The license will be issued for 2.6 cfs (the maximum of the permit) for irrigation of 160 acres within the BWSR, Sec. 2, 11S 26E.

Your prompt attention to this matter will be appreciated.

Very truly yours,

Dean R. Reynolds
Field Examiner

DER:dr

25258

43-2412

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

August 5, 1969

Re: Permit No. G-25258/43-2412

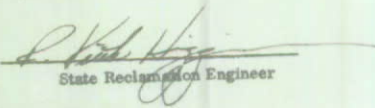
Alburn Atwood
Route 5
Kuna, Idaho 83634

Dear Mr. Atwood:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-25258/43-2412 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit licensing fees of \$21.00

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 September 16, 1969 why said permit should not be cancelled.

Permit G-25258 claims the use of 5.2 c.f.g. of water. The point of diversion was to be located SW 1/4 Sec. 2, Township 11S, Range 26E, B.M., Cassia County and the permit was approved November 13, 1954.


State Reclamation Engineer

RKH/mh

25258
43-2412

April 10, 1969

Mr. Auburn Atwood
Route 3
Rona, Idaho

Dear Mr. Atwood:

The Department has completed the required field inspection in reference to partial permit G-25238. The Department finds 5.53 cfs diverted and beneficially used for irrigation of 304 acres. The well is located within the SWSE of Sec. 2, 11S 26E and the priority to be established in August 30, 1965.

Upon remittance of the statutory fee of \$21.00 the Department will issue the certificate and license of water right. The license will be issued for 2.6 cfs (the maximum of the permit) for irrigation of 160 acres within the SW4, Sec. 2, 11S 26E.

Your prompt attention to this matter will be appreciated.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:cr

25258

43-2472

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

Permit No. G-25258

In Water District No.

This proof is for Beneficial Use

1. Name of applicant Alma C. Clark

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the SWSE of Section 2
T. 11 S. R. 26 E. County of Cassia

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

50 HP G.E. ELEC. MOTOR # 20427116

PACIFIC POWER & LIGHT CO. # 20427116

17" STEEL PIPE 100' LONG

700 HP 2.5 HOLLOWAY PUMP MOTOR # 104260 - 2 1/2" V.P.

14458 - 5" STEEL PIPE 100' LONG

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):

E. 1/2, E. 1/2, Sec. 2, T. 11 S., R. 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. ALBURN ATKINSON was contacted. He has received # 12 FREMONT TRAIL PLACE. He resides at Route 5 RUPERT, IDAHO PH-532-4213

IRRIGATION REQUIREMENT = 4.0 in. / acre / season

SPRINKLER SYSTEM = 12 - 1/4 in. 5/32 in. 3/16 in. 1/8 in. 78 lbs

Q = (12 in.) (78 lbs) (6.25 gpm) = 5.53 cfs

This examination was made on the

(Signed)

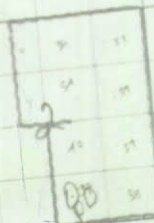
day of JUNE

Examiner

43-2412 1968

R-26E

7415



75

73

77

77

Set

Area - 34,465

Sub - 8

Q - 4400 5.2 A.

Vol - 216 AC FT / Season

Priority - Sep 30, 1965

Second

The Burley Herald-Bulletin
BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO)

GARY L. PERMAN, being first
duly sworn, deposes and says that he is the

General Manager 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 August 14, 1967, and
ending with the issue dated September 4, 1967

Subscribed and sworn to before me this

9 day of September, 1967

Cost of Publication My Commission Expires Feb. 18, 1969

Notary fee

Total Cost

NOV 1 1967

NOTICE OF PENDING OF APPLICANT FOR WATER TO BE BENEFICIAL USE
Notice is hereby given that on September 4, 1967, at Burley, County of Cassia, State of Idaho, before notary public Herbert C. Perkins, 1200 Cleveland Avenue, Burley, Idaho, 83401, will be submitted for the diversion of 2.0 CFS of the waters of a well, and the application to beneficial use of said water, in accordance with the terms and conditions of permit C-1-1020, heretofore issued by the Department of Reclamation of the State of Idaho.
1. The name and address of permit holder is Alma C. Clark, 200 Graniteview, Addison, 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 point of use is 2.0 cubic feet per second.
3. The use to which said water power and the amount applied to beneficial use is 2.0 cfs.
4. The point of diversion of said water is 200' S. 20' E. Sec. 2 T. 11 N. R. 36 E. B.M., Cassia County.
5. The place where said water is used is Ely, Ely, N.W. 1/4, Sec. 2 T. 11 N. R. 36 E. B.M.
6. The date of priority which said user is prepared to establish is November 3, 1966.
H. KETH HINGENSON
State Reclamation Engineer
Published in the Burley Herald-Bulletin August 14, 21, 28, September 4, 1967.

825251

TEL. 678-2401

HERMAN E. BECKE

ATTORNEY AT LAW
POST OFFICE BOX 208
BOISE, IDAHO 83701

WIDE OVERLAND

RECEIVED
NOV 1 1967

Donald W. Mc Eldowney
Water Rights Clerk
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Mr. Mc Eldowney:

Persuant to your letter of October 27, 1967, please
find enclosed the Affidavit of Publication which you requested.

Thank you,

Yours truly,

Herman E. Becke
HERMAN E. BECKE

HEB:as
Enclosure

25258

October 27, 1967

Re: Permit No. 8-15808
Alan G. Clark

Barbara H. Pades
Attorney at Law
P.O. Box 100
Hartford, Idaho 83201

Dear Mr. Pades:

We wish to receipt of the depositions of heretofore and affidavits of the above-referenced permit and affidavits of publication in the newspaper which was published on September 27, 1967 and October 7, 1967. However, before the depositions are completely acceptable, it will require an affidavit of publication of the original line which was published ending September 4, 1967.

Your prompt attention to this matter will be greatly appreciated.

Very truly yours,

Donald V. McElwain
Mayor, Idaho Falls

cc: Mr. Clark

By: Alan G. Clark

Re: Permit No. G-252
Alma C. Clark

Herman E. Bedke
Attorney At Law
P. O. Box 249
Burley, Idaho 83318

Dear Mr. Bedke:

We acknowledge receipt of

World of Burley
petition-of-water-and-benefits

Before a certificate and license
examination must be made by
cannot tell just when this exam
will try to contact you at the
may show him the system.

Very truly yours,

Donald W. McEldevey
Water Rights Clerk

DWM:dj

*Don't believe
Newell 20' north and
20' west of old well.
365' deep 20' diameter
16' casing to bottom and
perforated.
Measured 8/20 - 1974
Casing 18" x 16" 16' x 16"
died 18" x 16" x 16"
Cut 50
177.88
176.88
25258
43.2412*

October 9, 1967

Re: Permit No. 0425258
Alma C. Clark

C
The World of Hurley
Hurley, Idaho 83318

Gentlemen:

O
P
We are in receipt of the affidavit of publication in connection with the
above referenced permit; however, before we can submit payment on the
bill, the following certification must appear on it:

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

Signature of Claimant

We would appreciate your prompt attention to this matter.

Very truly yours,

Y
Donald W. McElownay
Water Rights Clerk

DMW:dj

025258

THE WORLD OF IDAHO
~~The Burley Herald-Bulletin~~

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Camin,)
) ss:
STATE OF IDAHO)

Gary L. Fernau, being first

duly sworn, deposes and says that he is the

General Manager 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

Two (2) consecutive weeks, commencing
with the issue dated September 25, 1967
ending with the issue dated September 2, 1967

Subscribed and sworn to before me this

3 day of October, 1967

Edith Chandler Notary Public
My Commission Expires Feb. 18, 1969

Cost of Publication _____

Notary fee _____

Total Cost _____

OCT 5 1967

NOTICE OF COLLECTION OF LEGAL NOTICES PUBLISHED UNDER THE PROVISIONS OF SECTION 24-114, I.C. 1967, IDAHO CODE.

Notice is hereby given that the legal notice printed in the Burley-Bulletin on August 24, 25, 26 and September 1, 1967, showing that Alvin C. Clark was to make proof of application of water to beneficial use on September 8, 1967, on Permit No. G-2826 was in error as to the amount of water. The publication listed 20 c.f.s. whereas, the actual amount of water is 25 c.f.s.

That any protests against the approval of the depositions made in the Department of Reclamation at Burley, Idaho, within forty (40) days from the date of this notice, and such protest shall state the basis and substance of the protest, and shall clearly set forth his objection to the approval of said proof of completion of work and beneficial use of water.

Deputy, this 15th day of September, 1967.

S. BETTY HIGGINSON
State Reclamation Engineer
Incumbent 25, 1967
Date of First Publication September 2, 1967
Date of Last Publication October 2, 1967
Last Date for Protest October 25, 1967
Published in "The World of Idaho" on September 24, October 2, 1967

S25258

67-249

RECEIVED
SEP 27 1967

NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE
PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE

Notice is hereby given that the legal notice printed in the
Herald-Bulletin on August 14, 21, 28, and September 4, 1967,
showing that Alma G. Clark was to make proof of application of
water to beneficial use on September 5, 1967, on Permit No.
G-23028 was in error as to the amount of water. The publication
listed 2.6 c.f.s.; whereas, the actual amount of water is 5.2 c.f.s.

That any protests against the approval of the depositions made
September 5, 1967, must be filed in the Department of Reclamation
at Boise, Idaho, within forty (40) days from the date of this notice,
and such protest shall state the name and address of the protestant,
and shall clearly set forth his objection to the approval of said
proof of completion of works and beneficial use of water.

Dated this 18th day of September, 1967.

R. Keith Heggason

R. KEITH HEGGASON
State Reclamation Engineer

Date of First Publication

September 25, 1967

Date of Last Publication

October 2, 1967

Last Date for Protest

October 21, 1967

*Published in The Herald of
Idaho September 25, October 2, 1967*

B25258

September 17, 1967

Mr. Donald W. McElroy
Major General, USAF

The World of Today
Daily, 1967

Enclosure

Enclosed is a legal notice which is to be published once a week for
ten consecutive weeks. Insert the notice in front and last positions
also in the copy and return to me along with a bill for the
publication.

The cost of the publication is to be paid by this department. Please
send the bill and the affidavit of publication to me.

Very truly yours,

Donald W. McElroy
Major General, USAF

DMW:AJ

Enc: Legal Notice (2 copies)

cc: Alan C. Clark

James

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-25258

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

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

Alma C. Clark, 290 Grandview Addition, County Assessor, 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:

Not a Corporation

Ques. 3. State number, approval date of permit, and date of priority: G-25258

November 13, 1954, Priority: November 5, 1954

Ques. 4. State source of water supply: Subterranean
Give location of point of diversion, showing subdivision, section, township and range

SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Twp. 11 S., Rge 26 E.B.M., Cassia County, Idaho

Ques. 5. Describe your works of diversion: Electric Pump which pumps into stilling pond, open ditches and some pipelining state amount of water they are capable of conveying from point of diversion to place of use: 6 C.f.s.; Give name of canal or ditch or other works by which water is conducted to such place of use: No Name of Canal or

ditch; if a well, state depth of well 506 feet; depth and size of 12" casing
casing 365' of 16" casing, 141' of; depth to water 193'; if pump is used, state discharge of pump: 295"; tell how it was measured or determined orifice

Plate; if sprinkler irrigation, give number and size of nozzles and operating pressure: No sprinklers

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:

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres; E $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres, all in Section 2, Twp. 11 S., Rge 26 E.B.M.

E $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres, all in Section 2, Twp. 11 S., Rge 26 E.B.M.

G25258

Log in

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

6-a: If this is a ground water permit, give name and address of person that drilled well: Verl Chesley and Alva Temple, both Burley 1967
(The well was reworked in

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

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:
became owner of the permit through Assignments

9. State when and in what amount the water diverted under above mentioned permit has been first used: About 1955 - Time used since first use: About 1955
sed approximately 2 yrs. then placed in soil bank 8 yrs. and farmed again in
1966

10. Describe all other water rights appurtenant to same place of use: None

(sign) Alva Temple

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Burley, County of Cassia
State of Idaho, on this 8th day of September, A. D. 1967.

My commission expires: 6/13/69

Herman E. Bulky
Notary Public for Idaho
Residing at Burley, Idaho

935258

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-25258

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

Verl Chesley, 50, Burley, Idaho, Well Driller, 200 S. 100 W, Burley, Idaho

Ques. 2 Are you acquainted with Alma Clark, the holder of

Permit No. G-25258? Yes How long have you known him and where does he reside?

I have known him approximately 15 years, he resides at Burley, Idaho

Ques. 3. Have you read or heard said Permit No. G-25258 read, and are you familiar with its provisions and conditions: Yes Yes No. _____

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Twp. 11 S., Rge 26 E.B.M.

Describe works for conveying water to place of use: Stilling pond, open ditches with
some pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 6 c.f.s. How much water have you seen being so conveyed? 5. c.f.s.

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

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; E $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ 20 acres; E $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{2}$ 20 acres, all in Sec. 2, Twp. 11 S., Rge 26 E.B.M.

B25258

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

Water used only for irrigation

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.
Desert Land was reclaimed and placed under cultivation, brush cleared, ditches put in and crops planted. Approximately 1" to the acre.

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

Ques. 10. When did you first see this water used? in 1966

Other times you have seen such use: During the 1967 cropping season

(Signed):

Carl R. Charley

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Burley, County of Cassia, State of Idaho, on
this 8th day of September, A. D. 19 67

(S E A L)

Thomas E. Bork

Notary Public for the State of Idaho

Residing at Burley, Idaho

My commission expires 6/13/69

B25258

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-25258

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

Alva Temple, 59, Burley, Idaho, Well Driller, 128 E. 8th Str. Burley, Idaho

Ques. 2 Are you acquainted with Alma Clark, the holder of
Permit No. G-25258? Yes How long have you known him and where does he reside?

I have known him for approximately 7 years, he resides at Burley, Idaho

Ques. 3. Have you read or heard said Permit No. G-25258 read, and are you familiar
with its provisions and conditions: Yes Yes No. No

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Twp. 11 S., Rge 26 E.B.M., Cassia County, Idaho

Describe works for conveying water to place of use: Stilling pond, open ditches
with some pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6 c.f.s. How much water have you seen being so
conveyed? Approximately 5 c.f.s.

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

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$
40 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; E $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20
acres; E $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres, all in Sec. 2, Twp. 11 S., Rge 26 EBM Cassia County

B25258

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

Water used only for irrigation purposes

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.

Brush land was broken, ditches put in and the land was placed under cultivation. Approximately 1" to the acre.

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

Ques. 10. When did you first see this water used? 1966

Other times you have seen such use: During the irrigation season of 1967

(Signed):

Alma Temple

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Burley, County of Cassia, State of Idaho, on this 8th day of September, A. D. 19 67

(S E A L)

Herman E. Bell

Notary Public for the State of Idaho
Residing at Burley, Idaho

My commission expires 6/13/69

25258

TEL 878-2401

HERMAN E. BEDKE

ATTORNEY AT LAW
POST OFFICE BOX 249
BURLEY, IDAHO 83802

RECEIVED
SEP 11 1967
DEPARTMENT OF RECLAMATION

September 8, 1967

Department of Reclamation
State House
Boise, Idaho 83701

Re: Permit No. G-25258
Alma C. Clark

Dear Sir:

Please find enclosed herein the following documents
in regard to final proof of the above entitled permit, to-wit:

1. Deposition of Permit Holder
2. Depositions of two Witnesses
3. Affidavit of Publication
4. Assignment from Bernard L. Hofman et ux to Alma C. Clark

I was not aware that there was only submitted 2.5 c.f.s
for final proof, however, with the assignment from Mr. and Mrs.
Hofman which vests the permit entirely in Mr. Clark this should
make the proof of 5.6 c.f.s. permissible. If not, please contact
me directly.

Yours truly,

Herman E. Bedke
HERMAN E. BEDKE

HEB:cc
Enclosures

G25258

ASSIGNMENT

For value received, I hereby assign all of my right title and interest
in and to Permit to appropriate the Public Waters of the State of Idaho, Permit

No. G-25258 to ALMA C. CLARK

Address: BURLEY, IDAHO (see recent warranty deed dated

* March 7, 1945)

Bernard L. Hoffman

Permit Holder

Bertha C. Hoffman

Wife of Permit Holder

STATE OF IDAHO)

: ss

County of Bonne)

On this 7th day of September, 19 67, before me, a Notary
Public for the State of Idaho, residing at Burley

personally appeared Bernard L. and Bertha C. Hoffman (husband & wife)
known to me to be the person s whose name s are 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.

[Signature]
Notary Public
Residing at Burley, Idaho

My commission expires: November 7, 1967

Notes

* If fractional part of permit is to be assigned, the fractional part of the land
to which the assigned fraction is appurtenant should be described by legal sub-
divisions.

B25258

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

IN THE MATTER OF CANCELLATION OF PERMIT)
TO APPROPRIATE THE PUBLIC WATERS OF THE)
STATE OF IDAHO NO. G-25258 (part))

ORDER OF CANCELLATION

B. L. Hoffman

WHEREAS, Permit No. G-25258 (pt.) lapsed through failure of the holder to
make proof of completion of works within the time specified in the Permit, to-wit:
Failure to submit beneficial use proof due November 13, 1956, and

WHEREAS, due notice was given the holder of said Permit that such proof
would be due on the date above mentioned, and

WHEREAS, on July 12, 1967 notice was sent to the
holder of said Permit to appear before the State Reclamation Engineer on or before
40 days to show cause why such Permit should not be cancelled, and

WHEREAS, the holder of said Permit has failed to comply with the said
requirements, and that no showing has been made as to completion of the works
under said Permit.

IT IS THEREFORE, Hereby ordered that Permit No. G-25258 (pt.) be and the
same is hereby cancelled and held for naught.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official
seal of the Department, at Boise, Idaho, this 5th day of September
1967.

R. Kirk Higin
State Reclamation Engineer

B-25258

August 8, 1967

Re: Permit No. G-23258
Alma C. Clark

Mr. Herman E. Redhe, Attorney At Law
P. O. Box 249
Burley, Idaho 83318

Dear Mr. Redhe:

This acknowledges receipt of the notice of intent to make proof of completion
~~of work and~~ application of water to beneficial use for permit G-23258.

We have mailed the notice to the Burley Herald-Bulletin
to be published once a week for four consecutive weeks prior to September 8,
1967, which is the hearing date when the permit holder
Alma C. Clark

and two disinterested witnesses must appear before Herman E. Redhe,
Idaho
1416 Overland Avenue, Burley, / Idaho notary public, to complete the enclosed
depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be sub-
mitted to this office. The affidavit may be obtained from the newspaper when the
advertising bill is paid by Herman E. Redhe

Be sure all the forms have the notary's
seal and are signed.

Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald V. McElmurray
Water Rights Clerk

DVM:43

Enc: Depositions

cc: Applicant

P. S. The priority date for this permit will be advanced the same
number of days that the proof is late.

855258

August 8, 1967

Re: Permit No. 8-25258
Alma C. Clark

The Herald-Bulletin
Burley, Idaho 83318

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to September 8, 1967. The expense of the publication is to be paid by Bernard R. Bodke, 1426 Overland Avenue, Burley, Idaho.

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldevney
Water Rights Clerk

DWM:43

B25258

Reprinted
7-12-67
Madsen

August 8, 1937

Mr. Gerald G. Smith
Alma C. Clark

George H. Smith
Secretary at Law
P.O. Box 500
Denver, 1000-0010

Dear Mr. Smith:

We are in receipt of your letter and correspondence of August 3, 1937 on the above referenced parcel.

Please be advised we are proceeding with the advertisement of the parcel as outlined in Form 94 enclosed. The only change will be that the date for the hearing to be held will be September 4, 1937. This will include a number of days to complete the advertising before the hearing. If this date is inconsistent with your plans, please advise us at once so we can change the advertising in the newspaper.

The property deed mentioned reflecting the transfer of the title from E. L. Adams to Alma C. Clark will not be acceptable in place of an advertisement. The deed does not list any reference to either parcel in question. However as parcel G-42000 is not known, therefore it is not important to the property. If located an adjacent property and the portion owned by E. L. Adams mentioned and covered by the deed provided by the Department. We are enclosing the advertisement form for your use in this matter.

Please contact us if we can be of further assistance.

Very truly yours,

Gerald W. Hollingsworth
Water Rights Clerk

Enclosure

Respectfully, Assistant Clerk

RECEIVED
JUL 3 1967NOTICE OF PROOF OF ~~COMPLETION OF WORKS~~
APPLICATION OF WATER TO BENEFICIAL USE
Department of Reclamation

Notice is hereby given that on August 23, 1967 at Burley,
County of Cassia, State of Idaho, before notary public (name & address) _____
Herman E. Bedke, 1416 Overland Avenue, Burley, Idaho, proof will be
submitted of the completion of works for the diversion of 2.6 c.f.s. of the waters
of a subterranean well, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit 6-25256, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Alma C. Clark, 299 Grandview
Addition, 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
2.6 cubic feet per second.
3. The use to which said water has been applied is Irrigation
_____ purposes, and the amount applied to beneficial
use is 2.6 c.f.s.
4. The point of diversion of said water is Sec. 2, T. 11S, R. 26E, S.M.
5. The place where said water is used is Elk, Elgin, Sec. 2, T. 11S, R. 26E,
S.M.
6. The date of priority which said user is prepared to establish is November 5, 1954

B25258

State Reclamation Engineer

TEL. 678-2401

HERMAN E. BECKE

ATTORNEY AT LAW
POST OFFICE BOX 198
BOISE, IDAHO 83701

408 OVERLAND

RECEIVED
AUG 3 1967

Department of Reclamation

August 2, 1967

Mr. Donald W. McElDowney
Water Rights Clerk
Department of Reclamation
Boise, Idaho 83701

Re: Permit G-25258
Alma C. Clark

Dear Mr. McElDowney:

Please find enclosed herein a certified copy of a warranty deed from B. L. Hofman and wife to Alma C. Clark and wife which vests the land in Mr. Clark and covers the appurtenances and the other one-half of the water permit No. G-25258, making the Notice submitted correct.

I am sorry that the same was not forwarded in our previous letter as we had thought that the other one-half had been previously assigned and was already of record there. If this necessitates setting the proof back, we will set another date for the same. Please let me know.

Thank you.

Yours truly,

Herman E. Becke
HERMAN E. BECKE

HEB:cc

Enclosure

P. S. If the date of hearing must be changed, the 30th day of August, 1967 is agreeable to me.

B-25258

*Let me see
if I can get
a copy of the
notice filed*

By day

July 17, 1947

Mr. Gerald C. Smith
Alma C. Clark

Thomas E. Smith
2417 - 1st Ave
P.O. Box 140
Butte, Idaho 83403

Dear Mr. Smith:

We are regarding the Notice of Proof of Application of Water to Beneficial Use on the above-referenced parcel. It is noted there are several inconsistencies in the original notice. Therefore, we have attached corrected information. Please review and if this information is consistent with your records, please return it promptly so we can continue with the advertising of this proof.

Your prompt attention to this matter will be greatly appreciated.

Very truly yours,

Donald W. McElhinney
Water Rights Clerk

Enclosure

Enclosure: Notice of Proof of Use

25285

TEL. 878-7801

HERMAN E. BEDKE

ATTORNEY AT LAW
POST OFFICE BOX 649
BURLEY, IDAHO 83212

RECEIVED
JUL 24 1967
Department of Reclamation

July 21, 1967

State Reclamation Engineer
State House
Boise, Idaho 83707

Re: Final Proof

Dear Sir:

Please find enclosed herein the authorization for publication of the Notice of Final Proof in regard to Permit No. G-25258 of Alma C. Clark, together with the notice.

Yours truly,

Herman E. Bedke
HERMAN E. BEDKE

HEB:cc
Enclosure

825258

Form 11

RECEIVED
JUN 24 1967

Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the NEWSPAPER of
The Burley Herald Bulletin; published
in the county in which the works are situated.

Thermon E. Bidler
(signature) *att'y for Glenn Clark*
290 Grandview Addition

Burley, Idaho
(address)

7/21/67
(date)

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 when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

B25258

Engineer

RECEIVED

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

Department of Reclamation

Notice is hereby given that on August 23, 1967 at Burley

County of Cassia, State of Idaho, before notary public (name & address) _____

HERMAN E. BEDKE, 1416 Overland Avenue, Burley, Idaho, proof will be
submitted ~~of the completion of works~~ for the diversion of 5.2 c.f.s. of the waters
of a SUBTERRANEAN well, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-25258, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Alma C. Clark, 290 Grandview
Addition, 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
5.2 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 5.2 c.f.s.

4. The point of diversion of said water is SW¹/₄SE¹/₄, Sec. 2, Twp. 11 S., Rge
26 E.B.M.

5. The place where said water is used is NE¹/₄NE¹/₄, SE¹/₄NE¹/₄, SE¹/₄SW¹/₄, NE¹/₄SE¹/₄,
Twp. 11 S., Rge 26 E.B.M.,
SW¹/₄SE¹/₄, SE¹/₄SE¹/₄, Sec. 2, ~~Twp. 11 S., Rge 26 E.B.M.~~ NE¹/₄SE¹/₄, SE¹/₄SE¹/₄, Sec. 35
NE¹/₄NE¹/₄ Twp. 10 S., Rge 26 E.B.M.

6. The date of priority which said user is prepared to establish is November 5, 1954

G25258

State Reclamation Engineer

July 13, 1957

Re: Permit No. G-23298 (part)

Mr. B. L. Hagan
American Falls, Idaho 83411

Dear Mr. Hagan:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-23298 (part) to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit
beneficial use proof due November 13, 1956

you are hereby notified that under the provisions of Section 42-311, Idaho Code, aforesaid, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before August 21, 1957 why said permit should not be cancelled.

Permit G-23298 (part) claims the use of 226 cubic feet per second of water. The point of diversion was to be located SW 1/4 Sec. 2, T. 11 N., R. 26 E., S. 34 E., Owyhee Co., and the permit was approved November 13, 1954

State Reclamation Engineer

Barrett

July 12, 1967

Re: Permit No. G-25258 (part)

Alma C. Clark
290 Grandview Addition
Burley, Idaho 83318

Dear Mr. Clark:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-25258 (part) to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit beneficial use proof due November 13, 1956

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 21, 1967 why said permit should not be cancelled.

Permit G-25258 (part) claims the use of 2.6 cubic feet per second of water. The point of diversion was to be located SW1/4, Sec. 2,
T. 11 S., R. 26 E., B.M., Cassia Co., and the permit was approved
November 13, 1956.

State Reclamation Engineer

825258

February 2, 1956

RE: Payroll No. 6-25158
George M. Clark and Benish Clark re-assigned to Alma C. Clark
Burling, Idaho

Personnel, Idaho and Home
Department of Law
P.O. Box 678
Burling, Idaho 83908
Washington, D.C., Bureau of State

Dear Mr. Bates:

Enclosed is the assignment for the above referenced payroll which
has been received in this office.

Also enclosed is Departmental receipt No. 6-25159 in the amount
of \$2.00 covering the fee for assignment and also fee for a photo-
copy of Payroll No. 6-25158 which you requested on February 2, 1956.

Very truly yours,

Wm. J. Egan, P. M.
Chief Clerk

cc: Idaho
The 11 Assignment
Receipt

13-58-58

FEB 4 1968

DEPARTMENT OF REVENUE

ASSISTANT ATTORNEY GENERAL

OUR

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 8-25258 to Alma C. Clark of 220 Grandview Addition, Burley, Cassia County, Idaho

George W. Clark
Permit Holder

Alma C. Clark
Wife of Permit Holder

STATE OF IDAHO

County of Cassia

On this day of January, 1968, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho personally appeared George W. Clark and Reuel Clark, husband and wife are 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.

My Commission expires 4-4-68

Notary Public, Residing at
Burley, Idaho

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

B25258

RECORDED
EX-1

Department of REVENUE

ASSIGNMENT

For value received, I hereby assign ALL of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. 3-38758 to GEORGE W. CLARK and BEUTAN CLARK, Husband and wife of St & I Declo, Cassia County, Idaho. including all of my right, title, claim and interest thereto and all water rights therein granted.

Alma C. Clark
Permit Holder

Elizabeth H. Clark
Wife of Permit Holder

STATE OF IDAHO)
County of Cassia) ss

On this 27 day of November, 1965, before me, a Notary Public for the State of Idaho, residing at Burley, Cassia County, Idaho personally appeared ALMA C. CLARK and ELIZABETH H. CLARK, husband and wife are known to me to be the person s whose name s are subscribed to the within instrument and duly acknowledged to me that t he y 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.

[Signature]
Notary Public
Residing at Burley, Idaho

My commission expires: 4/4/68

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions

B25238

ROBERT E. ANFALD
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
122 STATE HOUSE
BOISE, IDAHO 83721

February 4, 1966

RECEIVED
FEB 9 1966

Department of Reclamation

RE: Permit No. G-25258
George W. Clark and Houlah C'ard

Peter G. Snow
Parsons, Smith & Snow
Attorneys
Box 670
Burley, Idaho 83318

Dear Mr. Snow:

Returned find your trust check in the amount of \$1.00 for recording the assignment of Permit No. G-25258. The assignment will be recorded. The proper fee is \$0.50.

Enclosed for the future convenience of you and your associates find copies of a schedule of fees charged by this department for various services.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By

Don Watts
Donald J. Watts
Office Engineer

DJW:mr

Enc. schedule of fees
check

RECEIVED
FEB 7 1966
PARSONS, SMITH & SNOW

25258

WILLIAM A. PARSONS
RICHARD A. SMITH
PETER G. SNOW

PARSONS, SMITH & SNOW
ATTORNEYS AND COUNSELLORS AT LAW

37 WEST 1ST STREET
BURLEY, IDAHO 83318

AREA CODE 208
878-3322

P.O. BOX 870

RECEIVED
FEB 4 1966

Department of Reclamation

February 3, 1966

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

Attention: Carl E. Tappan, State Reclamation Engineer

Re: Our file #65-327 -

Subject: Re-assignment of Permit #G-25258 from George W.
Clark and Beulah Clark to Alma C. Clark

Dear Mr. Tappan:

The above-captioned permit with respect to which we have previously written to you in order to obtain an assignment from Alma C. Clark to George W. Clark and Beulah Clark has now been re-assigned by Mr. and Mrs. George Clark to Alma C. Clark since the real property upon which the well covered by such permit is situated has been re-sold by Mr. and Mrs. George Clark to Alma C. Clark.

Pursuant thereto, we are enclosing herewith an assignment of permit #G-25258 from George W. Clark and Beulah Clark, husband and wife, to Alma C. Clark, together with our trust check #1592 in the sum of \$1.00. Will you please record such assignment.

Thank you.

Yours truly,

PARSONS, SMITH & SNOW

Peter G. Snow

PCS/dmj
Encl.

825258

December 29, 1965

Re: Permit No. G-35256
Ivan Beltrach

Peter G. Snow
Attorney at Law
Box 1570
Berkeley, Idaho 83308

Dear Mr. Snow:

Enclosed is departmental receipt No. G-17682
in the amount of \$1.75 covering fee for copy of Permit
No. G-35256, which was mailed to you on December 17th.

Very truly yours,

CARL E. BISHOP
State Reclamation Engineer

cc:

Chas. J. Blum, JR.
Chief Clerk

cc: Mr.

Enc. receipt

12-29-65

December 27, 1965

Rec Permit No. 3-25258 - George W. S. Boush Clerk

Parents, Smith and Snow
Attorneys at Law
Box 470
Dorsey, Idaho 83410
Attn: Peter G. Snow

Dear Mr. Snow:

By this time you should have received our letter of
December 21st which included the information requested in
your letter of the 12th. The assignments and amendments have been
recorded.

Very truly yours,

DALE W. THOMAS, Deputy
State Reclamation Engineer

ETW

355258

WILLIAM & PARSONS
RICHARD S. SMITH
PETER G. SNOW

PARSONS, SMITH & SNOW

ATTORNEYS AND COUNSELLORS AT LAW

117 WEST 12TH STREET
BOISE, IDAHO 83318

AREA CODE 208
878-6881

RECEIVED

DEC 24 1965

6:25 PM

Check Received
for \$1.75

December 22, 1965

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

Attention: Ralph W. Thomas, Deputy State Reclamation
Engineer

Re: Our file no. 65-127 - Permit No. G-25258

Subject: Enclosure of permit copy fee and request for
status of assignment and amendment

Dear Mr. Thomas:

Your letter of December 17, 1965, with a copy of
permit no. G-25258 has been received in our office and we
appreciate your forwarding to us. We are enclosing our
partnership check #3596 in the sum of \$1.75 in payment
thereof in accordance with your letter.

In your letter to us of December 6th, you indicated
that you saw no reason why proper rights could not be secured
under this permit, and we would appreciate receiving notice
that the assignments and amendment have been accepted.

Normally we would not be so concerned about having
this matter clarified so quickly, however as we indicated
previously it is necessary, in order for us to protect our
client's rights, that we assure that the assignments and
amendment are permitted prior to the 31st day of December.

Yours truly,

PARSONS, SMITH & SNOW

Peter G. Snow

625258

PGS/dmj
Encl.

December 21, 1965

Re: Permit No. G-21050
George V. and Beulah Clark

Enclosed, Smith & Spar
Attorneys
Box 575
Hendry, Texas

Gentlemen:

Enclosed are the two assignments and the amendment to
the last list on the above numbered permit.

Also enclosed is departmental receipt No. G-10022 in
the amount of \$2.00 covering the fees for recording.

Very truly yours,

CARL E. TUPPIN
State Exploration Engineer
BY

(Per.) Mrs. F. F. Fols
Chief Clerk

STW:mr

Enc. assignments 2
amendment
receipt

12558

December 17, 1965

RE: Permit No. G-23856
Joan Schreier

Peter G. Snow
Attorney at Law
Box 6-2
Berkeley, Idaho 83716

Dear Mr. Snow:

Enclosed find a copy of Permit No. G-23856 for which there is a fee of \$1.00. The latest assignments and amendments have not been recorded on the permit; however, as the originals will be in your hands this should not trouble you.

Very truly yours,

DAVID W. THOMAS
Deputy State Registration Director

BT:mas

Enc. copy of permit

12-15-65

WILLIAM A. PARSONS
NICHOLAS S. SMITH
PETER G. SNOW

PARSONS, SMITH & SNOW
ATTORNEYS AND COUNSELLORS AT LAW

127 WEST 13TH STREET

BURLEY, IDAHO 83318

AREA CODE FOR
876-2401

RECEIVED
DEC 15 1965

Department of Reclamation

December 14, 1965

8-25258

State of Idaho
Department of Reclamation
10th State House
Boise, Idaho 83701

Attention: Ralph W. Thomas
Deputy State Reclamation Engineer

Re: Our File No. 65-327

Subject Matter: Assignment and Amendment of Water Permit
No. G-25258.

Dear Mr. Thomas:

In response to your letter of December 6th, 1965, we have notarized the Assignment of Permit No. G-25258 from Alma C. Clark and his wife, Elisabeth H. Clark, to George W. Clark and Beulah Clark, husband and wife, and are enclosing the Assignment with the notarization completed herewith.

You state in your letter that you can see no reason why proper rights cannot be secured under this permit, which we are happy to hear, and we would appreciate it if you would notify us as soon as possible as to the acceptance of the Assignments and Amendments.

Apparently the original permit has been lost, and we would therefore like to secure the issuance of an amended permit.

Our partnership check, No. 3580, in the sum of \$2.00 for the two Assignments and Amendments is enclosed pursuant to the request stated in your letter.

Yours truly,

PARSONS, SMITH & SNOW

Peter G. Snow

PGS:vw
Encls

8-25258

WILLIAM A. WILSON
RICHARD A. SMITH
PETER H. SNOW

PARSONS SMITH & SNOW

ATTORNEYS AND COUNSELLORS AT LAW

137 WEST 13TH STREET

BURLEY, IDAHO 83318

AREA CODE 208

876-8882

RECEIVED
DEC 6 1965

December 2, 1965

DEPARTMENT OF RECLAMATION

Mrs. Ruel
Department of Reclamation
Boise, Idaho

Re: Our File No.: 69-327
Clark, George and Beulah

Subject: Assignment and Amendment of Water Permit
No. G-25258.

Dear Mrs. Ruel:

Enclosed are originals of the following documents:

1. Assignment by Ivan Schrenk to Alma C. Clark of all right, title, claim and interest to Water Permit No. G-25258.
2. Assignment from Alma C. Clark and his wife, Elizabeth H. Clark to George W. Clark and Beulah Clark, husband and wife, of all right, title, claim and interest to Water Permit No. G-25258.
3. Application for Amendment--Land List-- of Water Permit No. G-25258 to include ownership of the Southeast quarter (SE $\frac{1}{4}$), and Northeast quarter (NE $\frac{1}{4}$), and East one-half of East one-half (E $\frac{1}{2}$ E $\frac{1}{2}$) of Northwest quarter (NW $\frac{1}{4}$), all in Section 2, Township 11 South, Range 26 East, Boise Meridian.

I yesterday visited the well site with Mr. Johnson, the water inspector, and he stated your office would advise us as to whether or not it would be necessary to take any action to amend the certificate of completion of water works to the new well as soon as we advised you whether or not measurements showed it to be in the same forty acre tract. As of yet Mr. Clark has not advised us as to the results of the measurement. When he does, we shall forward such information to you.

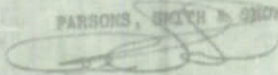
625258

To: Mrs. Ruel
Page 2

For the reasons we spoke of on the phone, we should like to know as soon as possible whether the enclosed Assignments and Amendments will be approved so that we can determine by the end of the month whether or not it will be possible to secure proper water rights on the involved property. Thank you.

Very truly yours,

PARSONS, SMITH & SNOW


Peter G. Snow

PGS:vw
Encls.

B25258

December 6, 1943

RE: Permit No. 3-2525
Alan G. Clark

65-107

Personnel Smith & Shaw
Attorneys at Law
Box 670
Tulsey, Idaho

Alma: Peter G. Shaw

Dear Mr. Shaw:

Returned find the original of the assignment of water
right from Alan G. Clark to George M. Clark and Duane
Clark. The seal of the Notary Public has not been affixed.
Please correct and return with fees totaling \$2.00 for
the two assignments and the amendment to the last item.

We see no reason why proper rights cannot be secured
under this permit.

Very truly yours,

WILLIAM F. TOWNS
Notary Public, Salmon River, Idaho

WFT:mr

Enc. assignment

25558

Department of Agriculture

ASSIGNMENT

For value received, I hereby assign All of my right, title and interest in and to Permit to Appropriation the Public Waters of the State of Idaho, No. 10-10000 to ALFA C. CLARK of Burley, Cassia County, Idaho including all of my right, title, claim and interest therein and all water rights therein granted.

Ivan Schenk
Notary Public
A single man
XXXXXXXXXXXXXXXXXXXX
Res. at Burley, Idaho

STATE OF IDAHO)
County of Cassia) ss

On this 26 day of November, 1905, before me, a Notary Public for the State of Idaho, residing at Burley, Cassia County, Idaho personally appeared Ivan Schenk who is described to the within instrument and duly acknowledged to me that he 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.

Ivan Schenk
Notary Public
Residing at Burley, Idaho

My commission expires: 1-1-1906

* If fractional part of acre is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivision.

12508

WARRANTY DEED

22297
G-25258

For Value Received: New Thomas & Elsie Trust (1955)

Ivan Schrank, a single, divorced man, of Cassia County, Idaho

the grantor, do hereby grant, bargain, sell and convey unto

E. L. Hoffman and Bertha G. Hoffman, husband and wife, of American Falls, Power County, Idaho

the grantees, the following described premises, to-wit:

Located in Cassia County, Idaho

East Half of the Northeast Quarter, East Half of the Southeast Quarter, Section 2, Township 11 South, Range 26, East of the Boise Meridian; also, an undivided one-half interest in and to the following described property:

Connecting at the Northeast corner of the Southwest Quarter of the Southeast Quarter of Section 2, Township 11 South, Range 26, E.S.M.; thence running West 275 feet; thence South 155 feet; thence East 275 feet; thence North 155 feet to the place of beginning, and an undivided one-half interest in and to all water produced from the well located on the East Half of the Northeast Quarter and an undivided one-half interest in and to water Permit No. G-25258 with the State Reclamation Engineer of the State of Idaho; together with an undivided one-half interest in and to the Percolous Pump situated in the well on the premises above described.

That in addition the Grantees shall be entitled to an easement from the pump site over and across the Southwest Quarter of the Southeast Quarter of said Section 2, to enable the said Grantees to take water from the said well to the premises above described.

Copied to the printed form
16 day of March, 1965
ALMA C. CLARK, Assistant County Clerk
Cassia County, Idaho

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that said premises are free from all incumbrances except as above described.

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: March 3, 1965

Ivan Schrank

STATE OF IDAHO, COUNTY OF Cassia
On this 3rd day of March, 1965,
before me, a notary public in and for said State, personally appeared
Ivan Schrank, a single, divorced man

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

Notary Public
Residing at Burley, Idaho
Comm. Expires 2-20-66

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at the request of *Ivan Schrank*
at 2 minutes past 2 o'clock, p.m.
this 3rd day of March, 1965, in my office, and duly recorded in Book of Deeds at page 22297

FRANK B. KEARNEY
Ex-Officio Recorder

By *Notary Ray H. H. H.*
Fees \$1.00
Mail to: *Notary Ray H. H. H.*

INSTRUMENT NO. 22297

State of Idaho
County of Cassia

SS

I hereby certify that the foregoing
instrument is a full, true and correct
copy of the original as recorded in
this office.

Subscribed and sworn to before me on this 4-9-1967
by _____
Clerk of the District Court, L. J. Hilde
Auditor and Recorder, Cassia County
Idaho

By _____
Deputy

August 25, 1944

RE: Permit No. C-25250
Ivan Schreck

Allen G. Clark
250 Greenleaf
Durley, Idaho

Dear Mr. Clark:

Enclosed is form for assignment of permit.

The Certificate of Completion of Work under Permit No. C-25250 has been issued for 14.9 c.f.w. Your well is in the NE 1/4 of Section 7 for irrigation of the BLM's, Section 33, T12N-R2E; 1944, 1945, 1946, Section 2, T12N-R2E.

Proof of Beneficial Use of the water, due November 15, 1944, has not been made as the land has been in the Fall Plow. This proof can be made at any time, however, the priority will be advanced the length of time the proof is late.

If you now own the land with the well, you should obtain the assignment from Mr. Schreck and file the completed form in this office with \$0.50 fee for recording. The assignment form would be returned to you.

The water is now reported as being used by one Clyde E. Smith in Section 11, T12N-R2E.

Very truly yours,

DAVID H. THOMPSON
County State Reclamation Engineer

NOTE:

Enc. Assignment Form

B-25250

May 15, 1918

WPA Permit No. 4-25158

John Edwards
Palo, Idaho

Dear Mr. Edwards:

Our State Engineer's report on his inspection of proof of completion of work and a license of water to beneficial use under the terms of Permit No. 4-25158 shows the well is capable of supplying 250 cubic feet of water per second, of water for irrigation.

Since the land is in the Soil Bank and the water is not being put to beneficial use we cannot issue a license and Certificate of Water Right at this time. When the land is again under cultivation a license may be issued. It will be necessary to reexamine and note beneficial use yearly, and the date of priority will be advanced the length of time the ground was irrigated.

Our receipt of the statutory fee of \$5.00 will issue the Certificate of Completion of Work.

Very truly yours,

W. A. CANTRELL
State Reclamation Engineer
Idaho

Wm. J. Ross P. Hale
Chief Clerk

152528

DEPARTMENT OF RECLAMATION
BOISE, IDAHO

LISE PAHO

REPORT OF ENGINEER

Permit No. C-25258

In Water District No.

This proof is for Completion of works

1. Name of applicant Ivan Schrenk

2. Source of water supply: Well

3. Location of point of diversion: Is in the SW 1/4 Sec 1
T. 11 S R. 26 E County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: 100 up USH⁶.
 100 x 75 x 30. Pressure pump #166317, 10" dia. x 6' = well 16" x 22 7/8".
 54" x 16" cap atop end. 70" x 16" cap (perforated) in bottom of well.
 br. 153' - dd. 210'. Estimated drain in spring of year 295"
 July & August. 110"

5. Water is used for: Irrigation

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):

can irrigation):
 E1NE1, S1SE1, NE1SE1, S1SE1 Sec. 2, T 11 S., R. 26 E., S.M.
 E1SE1 Sec. 35, T. 10^S, R. 26 E., S.M.

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

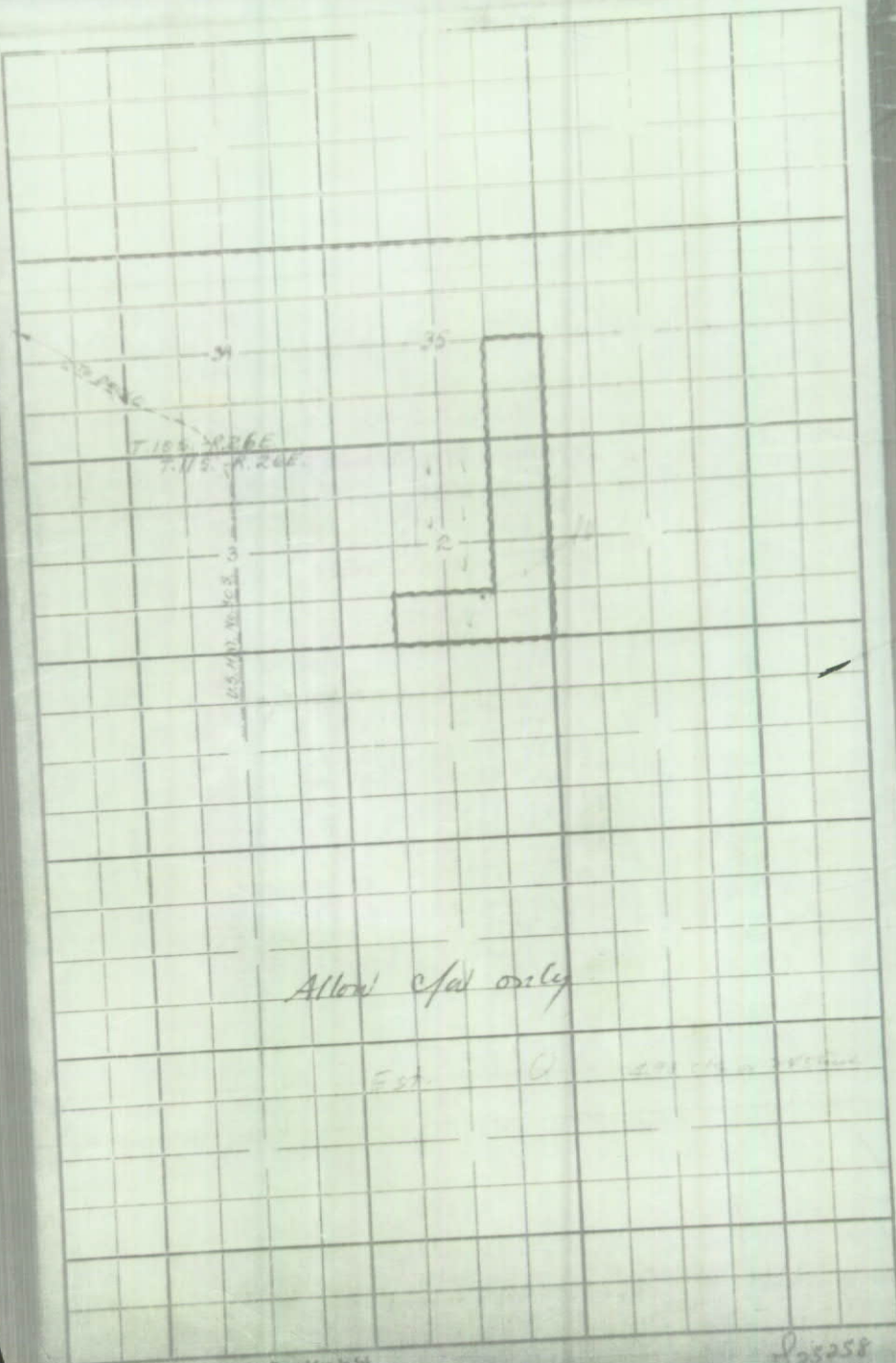
8. What large stream would the water here appropriated finally reach?

Remarks: Contacted Mr. Schrock
Mr. Schrock has a partner injured named B.L. Hoffman, American
Falls, Ida. Farmed first year and then put in Soil
bank and has been ever since.

This examination was made on the

9th day of May, 1962
(Signed) *John F. Kennedy & Lee Harvey Oswald*
Chairman.

85258



1/2" or 1" Center Bore Pump #2002-17
150 HP 1/2" Life Motor

#10082746

1/2" Bore Motor

~~5" Can 8.20 30 W 2~~

April 4, 1960

Re: Permit No. G-25258

Tom Schreck
Dodge, Idaho

Dear Mr. Schreck:

We acknowledge receipt of the deposition of Baker and two witnesses, affidavit of publication in the Spring Herald, and affidavit in regard as to why proof was not made earlier, all submitted in proof of completion of work and beneficial use on Permit No. G-25258.

Before finalization is taken in this 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 to submit the examination so that arrangements may be made to show him over the grounds.

Enclosed is your permit and the publisher's statement.

Very truly yours,

ROY E. JENSEN
State Examination Engineer
By

(Sgt.) Edna F. Hale
Chief Clerk

When
the permit
statement
cc Bureau P. Nelson

G-25258

My Commission Expires June 4, 1968

NIELSEN & NIELSEN
ATTORNEYS AND COUNSELLORS AT LAW

P. O. BOX 107
BURLEY, IDAHO

March 29, 1960

A. N. NIELSEN
N. N. NIELSEN

RECEIVED
MAR 3 1960

Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed you will find the proof on Permit No. G-25258, in the name of Ivan Schreck.

Also in my affidavit in regard to this application. As you will note the reason the Proof of Application of Water to Beneficial Use was not completed was because of family difficulty.

Very truly yours,

NIELSEN & NIELSEN

Harvard E. Nielsen

HN:db

Encl.

825258



E. SMITH
ENGINEER

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
GEO. H. CARTER, STATE RECLAMATION ENGINEER

60126

March 17, 1961

RECEIVED
MAR 24 1961
Department of Reclamation

Re: Permit No. G-25258

Mr. Ivan Schrenk
Declo, Idaho

Dear Mr. Schrenk:

We would like to know the date on which you plan to start irrigation.

Due to the heavy work load of permits to be examined this year, this information would help to schedule and direct our attention to areas in which early irrigation has started.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

Loy W. Johnson
LOY W. JOHNSON
Field Engineer

258

GHC:LJ:ew
3 '61

In answer to your letter
will be being using the irrigation
up this season except in later part
season for stock water storage. The land
under Soil Conservation one half of the permit
Ivan Schrenk

RECEIVED
MAR 3 1960

Department of Registration

AFFIDAVIT

STATE OF IDAHO }
County of Cassia } ss.

I, NORMAN H. WILSON, being first duly sworn depose and say:

That I am a Notary Public in and for the State of Idaho, County of Cassia, and that there was to have been made before me as said Notary Public on the 17th day of December, 1956 a Proof of Application of Water to Beneficial Use.

That on the 17th day of December, 1956, no protests were filed on the Application of Water to Beneficial Use and that no protests have been filed since that date.

The reason that Proof was not made on that date or within the period of time thereafter was because of family difficulty between Ivan Schreck the holder of said permit and his wife and it was not until this difficulty was straightened out that Mr. Schreck desired to continue with the proof of Application of Water to Beneficial Use.

DATED This 28th day of March, 1960.

Norman H. Wilson

Subscribed and sworn to before me this 28th day of March, 1960.

ABH
Notary Public in and for the State of Idaho
Residing at Burley, Idaho

(SEAL)

My commission expires:

February 20, 1962

25258

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
/BOISE, IDAHO

RECEIVED
MAY 1954
Department of Reclamation

Permit No. 6-25258

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. ☒ Ivan Schramk, Residence, Burley, Idaho, occupation, farmer, post office address, Declo, 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. Permit No. 6-25258, Date of Permit, 13th of November, 1954, date of priority, November 27, 1954

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

Ans. Source of water supply is a subterranean well. Said well located in the Southeast Quarter of the Southeast Quarter of Section 2, Township 11, South, Range 26, E. B. M.

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

Ans. The diversion works consists of open ditches, the amount of water the ditches are capable of conveying from point of diversion to place of use is approximately 5 cubic feet per second. There are no canals, ditches, or other works by which water is conducted to places of use. There is a well on the said property, the depth of the well is 280 feet, the depth and size of casing is a 16 inch casing down 51 feet, the depth of the water is 172 feet. A Pierless pump and U.S. Motor has been installed in the said well; the pump produces 5.3 cubic feet per second of water and this was measured by the use of a weir.

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. The water is used for irrigation and is used to irrigate the Southeast Quarter of the Northeast Quarter, the Southwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 2, Township 11 South, Range 26, E. B. M. and the Northeast Quarter of the Southeast Quarter of Section 35, Township 10, South, Range 26, E. B. M. All of the land described in Question No. 6, can be and has been

cultivated and irrigated by the use of the water from the said well. That the land has been reclaimed from desert land and the nature of the improvements that have been placed on the said land consist of a well, costing approximately \$4000.00, a pump costing \$6200.00, and a water costing approximately \$2000.00. 1000 feet of fence have also been constructed on the said property. This has all been done as a direct result of the use of said water.

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.
Ans. None

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. The minimum amount of water required is 5.2 cubic feet per second.

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. I am the person ^{who} originally made application for permit no. 25258.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.
Ans. The water on the above described property has been diverted under said above mentioned permit since the cropping season of 1956 and has been used every cropping season since that date.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.
Ans. There is no water available to the above described property other than that water which has been produced from the well described in Permit No. 25258, and described in this deposition.

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 Barley County of Cassia, State of Idaho, on this 24 day of March, A. D. 1960.

My commission expires May 12, 1962

B25258

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 3 1960
Department of Reclamation

Permit No. _____

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

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Andrew G. Peterson, 59 years of age, Residence, Declo, Idaho, Post Office Address: Declo, Idaho

Ques. 2. Are you acquainted with _____, the holder of Permit No. G-25258? How long have you known him and where does he reside?

Ans. I have known Ivan Schreck for approximately 30 years. His residence is Barley, Idaho and his post office address is Declo, Cassia County, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-25258, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The source of water supply is a subterranean well, the place of diversion is in the Southwest Quarter of the Southeast Quarter of Section 2, Township 11, South, Range 26, East Boise Meridian. The works of diversion consist of a well, pump, and surface ditches which convey the water from the point of diversion to place of use.

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

Ans. The diversion ditches will carry approximately 6 second feet of water from place of diversion to place of use and I have seen approximately 4.2 cubic feet of water being conveyed.

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

Ans. I have observed the pump located in the well described in this deposition deliver approximately 5.2 cubic feet per second of water. I measured this by comparison with other wells in the immediate vicinity having a known quantity of water being produced from said wells.

conveyed through the said diversion works.

B25258

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

Ans. Water is used for irrigation and is used to irrigate the Southeast Quarter of the Northeast Quarter, the Southeast Quarter of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter all in Section 2, Township 11, South, Range 26, E. 2. N., and the Northeast Quarter of the Southeast Quarter of Section 35, Township 10, South, Range 26, East. All of the acreage described in this question can be irrigated and has been irrigated by me.

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

Ans. _____

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

Ans. The land has been reclaimed, has been desert land, and there is no water available to the property described in question 7 other than that produced from the well. The amount of water required for profitable use would be 5.2 cubic feet per second.

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

Ans. I have no interest in the works, water or lands mentioned in this deposition.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have been on the ground on numerous occasions during the past years and have witnessed the application of water to beneficial use.

(Signed) Andrew B. 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 Barley County of Cassia, State of Idaho, on this 24 day of March, A. D. 19 60.

Wm. H. Wilson
Notary Public.

My commission expires Mar 12, 1962

as the water produced from the said well. That the land has been reclaimed from desert land and has been put into irrigated ground and the improvements that have been made on the ground is that a well has been drilled, a pump and motor has been installed, the land has been fenced and has been leveled and ditches have been constructed on the said property.

325258

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 3 1960
Department of Reclamation

Permit No. G-25258

Proof of Application of Water to Beneficial Use
Deposition of Witness ^{and Completion of Work.}

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. George W. Marshall, 65 years of age, residence, Burley, Idaho, occupation farming, post office address Burley, Idaho

Ques. 2. Are you acquainted with Ivan Schrenk, the holder of Permit No. G-25258? How long have you known him and where does he reside?

Ans. I have known Ivan Schrenk for approximately 40 years. His residence is Burley, Idaho, his post office address is Declo, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-25258, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The source of water supply is a subterranean well, the place of diversion is in the Southwest Quarter of the Southeast Quarter of Section 2, Township 11, South, Range 26, East Boise Meridian. The works of diversion consist of a well, pump, and surface ditches which convey the water from the point of diversion to place of use.

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

Ans. The diversion ditches will carry approximately 6 second feet of water from place of diversion to place of use and I have seen approximately 5.2 cubic feet of water being conveyed per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I have observed the pump located in the well described in this deposition deliver approximately 5.2 cubic feet per second of water. I measured this by comparison with other wells in the immediate vicinity having a known quantity of water being produced recovered through the said diversion works.

G-25258

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

Ans. Water is used for irrigation and is used to irrigate the Southeast Quarter of the Northeast Quarter, the Southwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter all in Section 35, Township 11, South, Range 26, E. S. N., and the Northeast Quarter of the Southeast of Section 35, Township 10, South, Range 26, E. S. N. All of the acreage described in this question can be irrigated and has been irrigated by me.

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

Ans. _____

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

Ans. The land has been reclaimed, has been desert land, and there is no water available on the property described in question 7 other than that produced from the well. The amount of water required for profitable use would be 5.2 cubic feet per second.

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

Ans. I have no interest in the works, water or land mentioned in this deposition.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have been on the ground on numerous occasions during the past years and have witnessed the application of water to beneficial use.

(Signed) Edw. Hanna

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 _____
County of _____, State of Idaho, on this 24 day of March,
A. D. 1960.

Norm H. Nelson
Notary Public.

My commission expires May 12, 1962

to the water produced from the said well. That the land has been reclaimed from desert land and has been put into irrigated ground and the improvements that have been made on the ground is that a well has been drilled, a pump and meter has been installed, the land has been fenced and has been leveled and ditches have been constructed on the said property.

825258

ABSTRACT of IVER SCHRECK PERMIT G-25258

PERMIT NO.: G-25258, Ivan Schreck
PRIORITY: November 5, 1954
LAND LIST: S1000, Section 35, T10S-R26W; S1000, S1000, S1000, S1000,
Section 2, T10S-R26W.
POINT OF DIVERSION: S1000, Section 2, T10S-R26W
QUANTITY OF WATER: 5.2 c.f.s.

March 26, 1960 Certificate of Completion of Works

March 27, 1961 Mr. Schreck stated land was under soil conservation
one half of the Permit.

May 9, 1962 Engineer Report states that the land was farmed the first
year and then put in Soil Bank, and has been there ever
since.

June 11, 1964 Notice that Permit is hereby held for cancellation -
sent to Mr. Schreck.

June 15, 1965 Letter from Alan C. Clark states they had purchased the
property and thought the Permit complete.

July 27, 1964 Letter from Mr. Knight states that Clyde Smith was diverting
water from Schreck will to irrigate in Section 11, 11-36.
This diversion started July 20-31, 1964.

G-25258

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RE: Permit No. G- 25258

February 11, 1960

TO: Ivan Schrenk

Boise, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G 25258 to appropriate the Public Waters of the State of Idaho, have not been complied with as to _____

Completion of Works & Beneficial Use Proofs which were due November 13, 1956

YOU ARE HEREBY Notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G 25258 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from the date of this notice why said Permit should not be cancelled.

Said PERMIT No. G 25258 claims the use of 5.2 cubic feet per second of the Subterranean Waters of a well with point of diversion located SW 1/4 of Sec. 2., Twp. 11 S., R. 26 E. S. 14. was approved November 13, 1954.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 11th day of February, 19 60.

825258

State Reclamation Engineer



ROBERT E. SMITH
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEO. H. CARTER, STATE RECLAMATION ENGINEER

20100

February 9, 1960

RE: Permit No. G-25258

Mr. Ivan Schrenk
Burley, Idaho

Dear Mr. Schrenk:

We received, December 17, 1956, affidavit of publication of the Notice of proof of completion of works and beneficial use of water under permit No. G-25258 which was to have been made before Norman H. Nielson, Notary Public at 10 A.M. December 17, 1956. The proofs have never been received.

The enclosed Notice allows you some time in which to show cause why the Permit should not be cancelled.

The Permit was for 5.2 c.f.s. from a well in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 2 to irrigate 320 acres in E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 2., Twp. 11 S., Rge. 26 E.S.M. and E $\frac{1}{2}$ SE $\frac{1}{4}$ of S $\frac{1}{2}$ Sec. 35., Twp. 10 S., Rge. 26 E.S.M.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

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

KPR

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

625258

November 10, 1946

Re: Patent No. 2-35880

Harold A. Nelson
Attorney and Counselors at Law
P.O. Box 500
Barney, Idaho

Attention: Herman H. Nelson

Gentlemen:

We have your letter of November 10, 1946, enclosing notice for completion of work and beneficial use proof on Patent No. 2-35880, in the name of Ivan Schrank, to be made December 1946, before you as Primary Patent.

We shall send a copy of the notice to the Harry Reid, with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of work.

At the time set, you should contact Mr. Nelson, the Patent holder, to appear before you together with two disinterested witnesses who are familiar with the terms of the patent and the work done thereunder for the purpose of answering the enclosed questions.

Very truly yours,

HERMAN H. NELSON
State Commissioner Engineer
Idaho

Chief Clerk

Very truly yours,
Ivan Schrank
Barney, Idaho

85558

RECEIVED
NOV 19 1924

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

Notice is hereby given that at ten A. M., on the 17th day of December, 1924, at Boley, County of Cassia, State of Idaho, before Harmon H. Nielsen, Notary Public proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of the waters of a sub-irrigation well in the SW 1/4 Sec. 3, Twp. 11 N., R. 24 E. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 22222 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Dean Schreck, Boley, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 3.2 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 3.2 cubic feet per second.

4. The place where said water is used is SW 1/4 Sec. 3, Township 11 South, Range 24, E. 24 E. and the SW 1/4 of Section 32, Township 10 South, Range 24, E. 24 E.

5. The date of priority which said user is prepared to establish is December 11, 1924.

PD - 511/19/24 Sec 2 Twp 11 N. R. 24 E

MARK E. KIRBY
State Reclamation Engineer

825258



ROBERT E. SMYLLIE
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK H. KULP, STATE RECLAMATION ENGINEER

BOISE

DECEMBER 12, 1956

RECEIVED
DEC 17 1956
Department of Reclamation

Re: Permit No. G-50826

Burley Herald
Burley, Idaho

Gentlemen:

We are in receipt of your acknowledgment of Notice of publication of "Notice of proof of Completion of Works and Application of Water to Beneficial Use," on Permit No. G-50826 in the name of Iva Schrenk. At the same time we requested a copy of your paper containing the publication.

To date we have not received a copy of the paper containing same. We would appreciate receiving a copy in order that we may check the publication.

The Notice was to have been published prior to December 17, 1956.

Very truly yours,

MARK H. KULP
State Reclamation Engineer

By

Edna A. Rutledge
Chief Clerk

B25258

VM

P.S. I'm over in mail you a first proof at time & are mailing today the affidavit of publication & also statement sent out to Ivan Schrenk c/o Nielson & Nielson, attorneys
Very truly yours
Burley Herald-Pulletin
by Hazel E. Kendall

Burley, Idaho
Nov. 30, 1936

Dear Mr. Kulp:

This is to acknowledge the receipt
of the legal for Ivan Schrenk of Burley. We will
place it in Thursday's paper and run for four
consecutive issues. THANKS

Very truly yours

B35358

*To Burley, Idaho, B. M. M.
By J. H. C. B. B. B.*

THIS SIDE OF CARD IS FOR ADDRESS



Mr. Mark R. Kulp,
State Reclamation Engineer
Dept. of Reclamation
Boise, Idaho

B35358

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

No. Permit No. C-26458

Date: November 19, 1956

Harley Harold
Harley, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 17th, 1956 the date set for proof, the expense of the publication to be paid by the applicant, Attorneys, Nielson & Nielson, P.O. Box 367 of Harley Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

MARK E. KULP
State Reclamation Engineer
By

Chief Clerk

825258

Form No. 11

RECEIVED
NOV 3 1956
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 2, 1956

(P. O.) Burley, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

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

Ivan Schenk

(In case of canals or other works designed to divert and carry more than 30 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.

B25258

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 321
BURLEY, IDAHO

A. N. NIELSON
W. N. NIELSON

November 15, 1956

RECEIVED
NOV 16 1956
Department of Reclamation

Mr. Mark N. Kulp
State Reclamation Engineer
Reclamation Dept., State of Idaho
Boise, Idaho

Dear Mr. Kulp:

We are enclosing herewith Notice of Proof of Completion
of works and Application of Water to Beneficial Use, in duplicate,
together with Notice to have publication made.

We have set the date of hearing as December 17, 1956.

Will you please process these instruments.

Very truly yours,

NIELSON & NIELSON

By *Norman H. Nielson*
Norman H. Nielson

fg
Encl.

P25258

November 3, 1936

C
O
P
Y

Mr. Jean Salvendy
Berlin,
Prussia

Dear Friend

When you write the information in about the call
you neglected to write down the date of priority which
you wished us to establish on the patent.

Will you check the call patent as to the date on
the back of it so we can send this in as otherwise it is
all completed.

Very truly yours,

WILLIAM D. HENSON

By

Samuel H. Henson

WHD/ls

825255

XX

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
September 1, 1956

Mr. Ivan Schrenk
Donia
Idaho

Dear Sir:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. C-25258. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than November 13, 1956.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

B25258

Aug 27-56
Neilson & Neilson
Dear Sir,

Here is the premit
No. 25258
description

11-26 - 2 sec.
SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

11-26 - 2 Sec.
NE $\frac{1}{4}$ - SE $\frac{1}{4}$

10-26 - 35 Sec.
NE $\frac{1}{4}$ - SE $\frac{1}{4}$

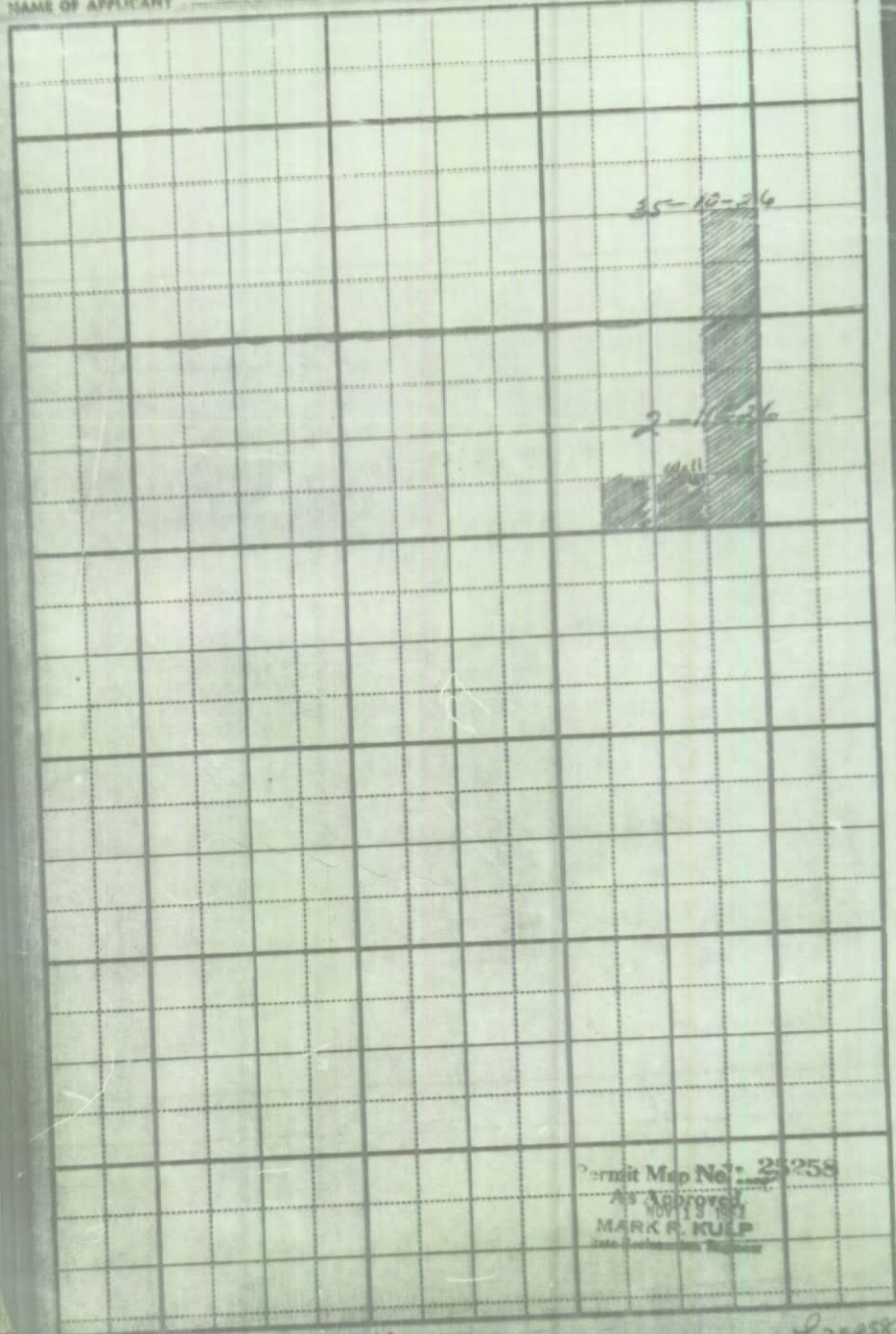
Ivan Schenk

B25258

NAME OF APPLICANT

Leane Schenk

Form No. 0



Permit Map No. 25258

As Approved
NOV 19 1961
MARK R. KULP

SCALE: 2 inches Equal 1 Mile. Draw Plan to 1 in.

825258

November 25, 1924

RE: Permit No. J-25880

Wanda, Wilson & Wilson
Minneapolis, Minn.
Burley, Idaho

Wanda, Wilson & Wilson

Dear Mr. Wilson:

An enclosed Permit No. J-25880 is the sum of your payment
together with Departmental Receipt No. J-25880 for the \$2.00 filing fee.

Although the application states that only one year will be
required to complete the work and apply the water to Beneficial Use,
you will note that we have allowed two years of until December 15, 1926.

However these plans may be made at any earlier date than
the permit holder is prepared to make them.

Very truly yours,

WILLIAM F. KEMP
State Reclamation Engineer
By

Chief Clerk

WFK
Encls.

Wend Ray in Ray file

835558

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

November 4, 1954

A. N. NIELSON
N. N. NIELSON

NOV 5 1954
U.S. DEPT OF RECLAMATION
9 am

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

At the request of Ivan Schrenk of Declo, Idaho,
we are sending application for permit, together with Mr.
Schrenk's check for \$6.25 in payment for the same.

We believe you will find the application in proper
form, if not, please inform us any additional information
necessary. After you have filed the same, would you return
the application to our office. Thank you.

Very truly yours,

NIELSON & NIELSON

By *A. H. Nielson*

A. H. Nielson

AHN:m

Encls. ck.

825258

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5165
WATER RIGHT NO. 43-02412

This is to certify that: TODD GERRATT
BRENDA GERRATT
KAYLA GERRATT
MARY ANN CLAYTON
ALAN GERRATT
DAN CLAYTON
246 E 300 S
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>
IRRIGATION	04/01 to 10/31	4.90 CFS	1324.0 AF

SOURCE
GROUNDWATER

Priority: 08/30/1965

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 2, Township 11S, Range 26E
CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S 26E 2	NENE 33	NWNE 33	SWNE 32	
	SENE 33	NESW 15	NWSW 6	
	SWSW 14	SESW 33	NESE 33	
	NWSE 33	SWSE 33	SESE 33	331

Total number of acres irrigated: * 331

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED
APR 09 1998

TRANSFER NO. 5165
WATER RIGHT NO. 43-02412

CONDITIONS OF APPROVAL AND REMARKS

3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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. The right holder shall cease irrigation of 23.0 acres previously authorized under this right, and consolidate use of water on the remaining 331.0 acres.

Dated this 12th day of March, 1998


Chief, Water Allocation Bureau

MICROFILMED
APR 09 1998

Page 1 of 3STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5165

OCT 01 1997 APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources
Southern RegionName of applicant Todd w/ Brenda w/ Kayla w/ Alan Gerritt w/ Dan w/ Mary Ann Clayton Phone 678-4820 office
Post Office address 246 E 300 S, Burley, ID 83318 678-2935

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

RECEIVED

DEC 05 1997

2. Describe the reason for the proposed changes Convert system from handlines to pivots Department of Water Resources

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>43-02412</u>	<u>8-30-1965</u>	<u>4.90 cfs</u>	<u>Irrigation</u>	<u>4-1</u> to <u>10-31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 4.90 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion: No Change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>11S</u>	<u>26E</u>	<u>2</u>	<u>33</u>	<u>33</u>	<u>32</u>	<u>33</u>					<u>15</u>	<u>6</u>	<u>14</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>33</u>	<u>331</u>

MICROFILMED
APR 03 1998Total acres 331

PART 1

6. General Information:

a. Description of diversion system Well, motor, pump, mainline to two 1/4-mile pivots & one 6-tower pivot.

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

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

Land will no longer be irrigated.

d. Remarks:

The licensed ~~an~~ number of acres has been irrigated within the last 5 years.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____

MICROFILMED
APR 09 1998

PART 2

TRANS NO. 5165

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 43-02412

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	4.90 CFS	1416.0 AF

SOURCE

GROUNDWATER

Priority: 08/30/1965

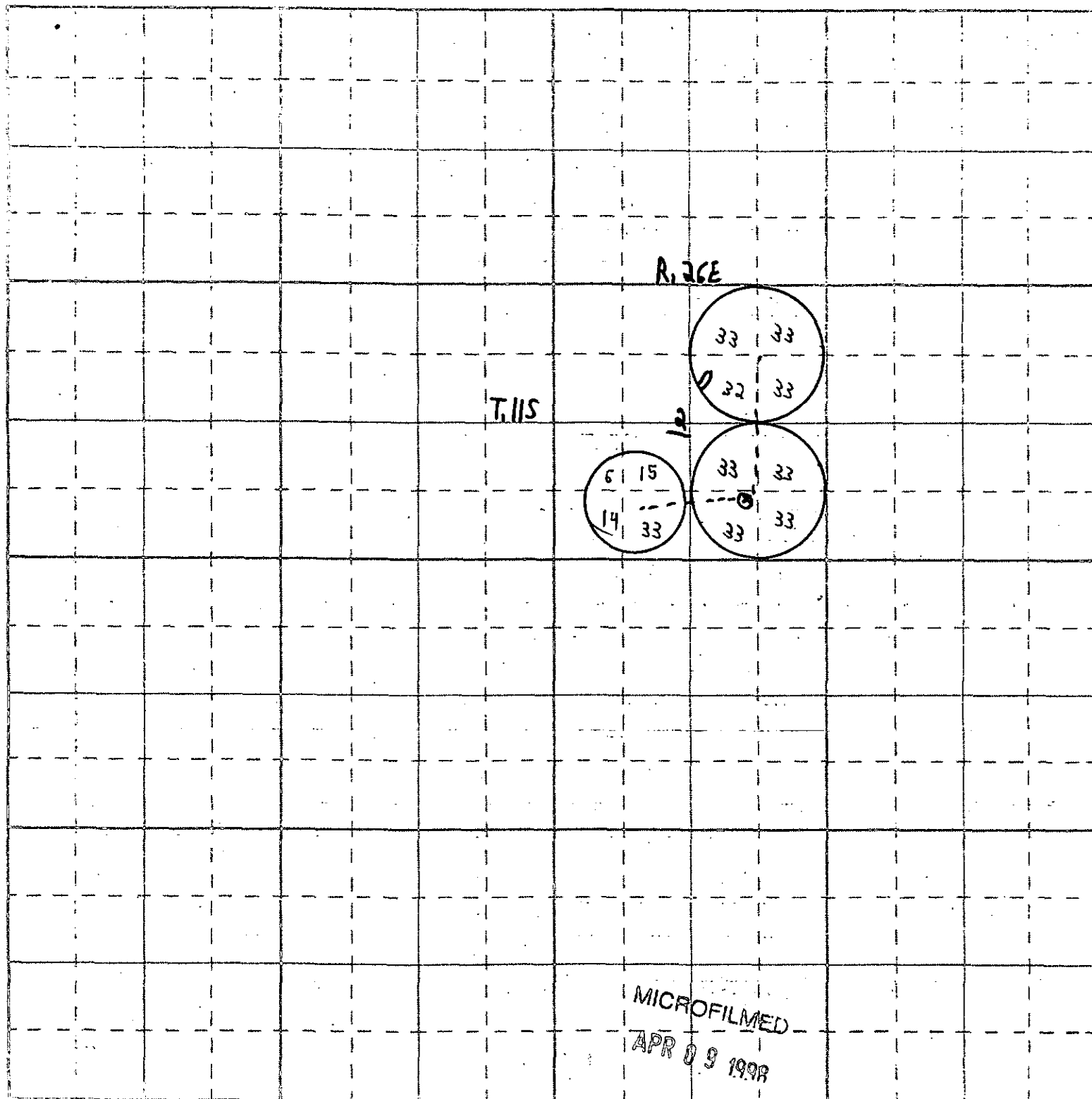
LOCATION OF POINT(S) OF DIVERSION:SWSE , Sec. 2, Township 11S, Range 26E
CASSIA CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S	26E	2	NENE 39	NWNE 40	SWNE 40	
			SENE 39	NENW 20	SENW 20	
			NESE 39	NWSE 40	SWSE 39	
			SESE 38			354
						Total number of acres irrigated: 354

CONDITIONS/REMARKS:MICROFILMED
APR 09 1998

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

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



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

6 1 1 3
38.2 4.3
NW HEL 656 6035

6410
64507

3 843



3 40.1

2410
508

80.9

3 34

3

11 12

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

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

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

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

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

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

Alan Gerratt

(Signature of Applicant)

Subscribed and sworn to before me this

25th

day of

September19 97Caroline Rogers

(Notary Public)

My commission expires

6-8-98**FOR DEPARTMENT USE ONLY**Transfer contains 5 pages and 1 attachmentsReceived by J. F. StantonDate 10-1-97Protest filed by NonePrelim. check by JAFee \$100. \$20606Receipted by C. SKINNERDate 10/01/97Published in So Ed Press

Copies of protest forwarded by

Pub. dates 11/3 & 11/10/97

Hearing held by Date

Watermaster recommendation requested on

N/ARecommended for ☒ approval ☐ denial

rec'd.

by AD

Copy of transfer sent to lien holder

MICROFILMED
APR 09 1998

RECEIVED

OCT 01 1997

Department of Water Resources
Southern Region

WATER LICENSE

Water License No. 43-2412 Priority August 30, 1965 Amount 4.9 c.f.s.
(late proof)

THIS IS TO CERTIFY, that ALBURN ATWOOD

of Rupert, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 5, 1954; that Permit 43-2412 was issued pursuant to said application; that the proposed works were completed on or about 1955 with a storage/or carrying capacity of 5.53 c.f.s., said works consisting of well, pump, motor, and sprinkler system; and that on September 8, 1967

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 1416 acre feet per season, with a maximum rate of diversion of 4.9 cubic feet per second of the waters of ground-water, tributary of, for the purpose of Irrigation from April 1 to October 31; and for from to; and for from to; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in SW 1/4 SE 1/4, Sec. 2, T. 11 S, R. 26 E, B.M., and other additional points, in the County of Cassia; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 1416 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11 S	26 E	2	39	40	40	39	20			20					39	40	39	38	354

Total number of acres irrigated 354

The right to the use of the water 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

1st day of May, 1970.

Deputy State Reclamation Engineer

43 2412

Handed to

25258
112

BEFORE THE STATE RECLAMATION ENGINEER

OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
G-25258/43-2412 in the name of)
ALBURN ATWOOD)

Memorandum Decision
and
Order of Reinstatement

WHEREAS, Mr. Ivan Schrenk, Declo, Idaho, applied with the Department of Reclamation on November 5, 1954, to appropriate 5.2 c.f.s. of water for irrigation of 320 acres of land from a ground water source; and,

WHEREAS, said application was approved with the condition the Proof of Completion of Works and Application of the Water to Beneficial Use be submitted on or before November 13, 1956; and,

WHEREAS, on June 19, 1964, the Department of Reclamation issued a Certificate of Completion of Works confirming that the works had been completed sufficiently to divert and convey to the place of use 4.9 c.f.s. of water; and,

WHEREAS, Mr. Schrenk conveyed an undivided half interest in his permit to B. L. and Bertha C. Hofman and the remaining half interest in the permit to Alma C. Clark; and,

WHEREAS, on July 12, 1967, both assignees were issued a precancellation order requiring that they show cause to the Department of Reclamation as to why their permit should not be cancelled for failure to submit Proof of Beneficial Use; and,

WHEREAS, a cancellation order was issued to B. L. and Bertha C. Hofman on September 15, 1957, for failure to submit Proof of Beneficial Use; and,

WHEREAS, on September 8, 1967, the assignee Alma C. Clark submitted Proof of Application of the Water to Beneficial Use and subsequent examination was performed by the Department of Reclamation indicated that the assignee had applied water beneficially to 354 acres of land and was diverting in excess of 4.9 c.f.s. of water; and,

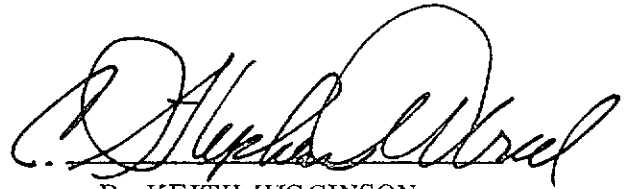
WHEREAS, the examination indicated that a Mr. Alburn Atwood was the then current owner of the property; and,

WHEREAS, the Department in error sent for the payment of fees to Mr. Atwood without written authority from the assignee and as a result an order of cancellation was issued to Mr. Atwood; and,

43-2412
258

WHEREAS, it appears that that order of cancellation and the previous cancellation to Mr. B. L. Hofman were in error;

NOW, THEREFORE, IT IS HEREBY ORDERED, that said cancellation orders by set aside and the permit reinstated.

A handwritten signature in dark ink, appearing to read "R. Keith Higginson", written over a horizontal line.

R. KEITH HIGGINSON
State Reclamation Engineer
By C. Stephen Allred, Deputy
State Reclamation Engineer

43-2418
258

Application for Amendment

Permit No. 8-25258

PERMIT NO. 8-25258

JOHN W. CLARK, JR. and LUCIAN CLARK, his wife, 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. 8-25258, and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

Southeast quarter (1/4), Section 1, Township 11 south, Range 14 East, S.W.
Northeast quarter (1/4), Section 2, Township 11 south, Range 14 East, S.W.
East one-half of east one-half (1/2) of Northeast quarter (1/4)
Section 2, Township 11 south, Range 14 East, S.W.

making a total of 160 acres.

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

Signed at Burley, Idaho

on day of November, 1965

George W. Clark
George W. Clark

Date of receipt at office of Department of Reclamation: December 6, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy
I, ~~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. 8-25258. 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: December 17, 1965

825258

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

Application No. A-4-109
Permit No. G-100
District No.

Name of Applicant: IVAN C. DICK

Residence: Idaho

County: Blaine

City: Idaho

Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second: 1.00
Inches: 0.00

(b) Annual withdrawal in acre feet per annum:

Source of water supply: Wells, located 100 feet apart and 25 feet in depth on the E. corner of the S. 1/4 of Section 2, T. 20 N., R. 20 E., B. 1 M.

Location of proposed stream or well in the S. 1/4 of the S. 1/4 of Section 2, T. 20 N., R. 20 E., B. 1 M.

Top 20 ft., R. 20 E., B. 1 M., County of Blaine

Water is to be used for: Irrigation

10. If for irrigation, fish trap or recreational purposes, give:

(a) Point of use of water is in the S. 1/4 of the S. 1/4 of Section 2, T. 20 N., R. 20 E., B. 1 M.

(b) Waste water or sewage effluent is to be returned to:

at a point in the S. 1/4 of the S. 1/4 of Section 2, T. 20 N., R. 20 E., B. 1 M.

11. Kind of works: wells, pump and irrigation ditches. They are on a portion of applicant's land.

12. Estimated cost of works: \$ 10,000.00

13. (a) Is reservoir to be used? No

(b) Capacity of reservoir:

14. The time required for the completion of such work and complete application of the water to the proposed lands: One year.

15. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

16. The land to be irrigated is described in the following tabulation:

17. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: The land is arid and without a water right.

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) (cubic feet per second, inches or gallons per minute) is for new lands.

Approval of State Reclamation Engineer

0-17 879 44, 2025

[illegible]

131b Baker, 1954

L. H. JORDAN

DEAN CASTLES

$$\text{Simple } \mathcal{C}^1 \text{ diffeomorphism } \varphi: \mathbb{R}^n \rightarrow \mathbb{R}^n, \quad \varphi(x) = x + \varepsilon \varphi_1(x), \quad \varepsilon \ll 1$$

doi:10.1017/S0022278X11000697 Printed in the United Kingdom © 2011 Cambridge University Press

115

STAT OF IDAHO

2.36.4

3. Lab 2024

Received 1994-09-09; accepted 1995-01-09.

4. 5. 7.

12

[illegible]

Total Number of Acres to be Irrigated - - 320

13. 6. 50

• *Journal of the American Medical Association*, 1997; 277: 1025-1026

MEMO

To: C. Stephen Allred
From: Donald W. McEldowney
Subject: Permit No. 43-2412 (cancelled), Mr. Alburn Atwood

Mr. Alburn Atwood, Route 5, [Rupert], Idaho has appeared before the Department with evidence that the above referenced permit was cancelled in error. It appears as though Mr. Atwood's evidence in the form of a copy of an assignment from Alma C. Clark to Mr. Atwood dated October 17, 1967, is sufficient to evidence that Mr. Atwood is the owner of the permit. In so much as the cancelled permit has been destroyed, our attempt to reconstruct the permit has failed to indicated the existence of evidence concerning the assignment in our file; however, following the date of the field examination, June 1968, all correspondence was directed to Mr. Alburn Atwood. The address, however, that we were using was Route 5, Kuna, Idaho. Mr. Atwood has advised the Department that he has never been a resident of Kuna, Idaho nor had a mailing address in Kuna, Idaho. Therefore, the fee letter, precancellation notice and order of cancellation were all directed to what appears to be a fictitious address. It is believed that this is sufficient evidence to order Permit No. 43-2412 to be REINSTATED. Mr. Atwood has agreed to pay the licensing fee as soon as the results of the examination are somewhat clarified. Mr. Atwood contends that he was irrigation 354 acres and has supplied an aerial

43-2412
25258

Page 2
Permit No. 43-2412
MEMO to C. S. A.

photo of a 1968 flight which appears to confirm this information.

It is recommended that a license be issued showing beneficial use on the following land:

T. 11 S, R. 26 E, B. M.

Section 2	NE $\frac{1}{4}$ NE $\frac{1}{4}$	39 acres
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	39 acres
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	39 acres
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	38 acres
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	39 acres
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40 acres
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40 acres
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40 acres
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	20 acres
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	20 acres
		<u>354 acres</u>

The maximum requirement per year is 1416 acre feet

Investigation of the reconstruction file indicates that the Certificate of Completion of Works issued on June 19, 1964 is valid and restricts the maximum legal rate of diversion to 4.9 cubic feet per second, therefore the maximum rate of diversion for which the license could be issued is 4.9 cubic feet per second.

OK
CSA RKM
2 PM 4-30-70

Albern Atwood Contacted by phone 2:30 PM - 4-30-70
License fee 25.00

25258
43-2412

HERMAN E. BEDKE

ATTORNEY AT LAW

POST OFFICE BOX 249

BURLEY, IDAHO 83318

April 20, 1970

TEL. 678-2401

1416 OVERLAND

Department of Reclamation

Mr. Donald W. McEldowney
Water Rights Clerk
Department of Reclamation
Boise, Idaho 83701

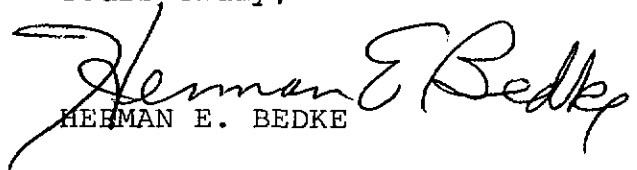
Re: Permit No. G-25258

Dear Mr. McEldowney:

At the request of Mr. Alburn Atwood I am sending you a carbon copy of an Assignment of water Permit G-25258. I am unable to locate the original assignment at this time. My files show that it was deposited in escrow along with the Conditional Sales Contract when Mr. Atwood bought the premises from Mr. Clark. However, I suppose this signed duplicate would be sufficient for your records.

Also find enclosed an aerial photo of the land in question showing that in 1968 this well was irrigating 360 acres. I trust this is sufficient to clear up the question on this well.

Yours, truly,


HERMAN E. BEDKE

HEB:kp
Encl.

43-2412
25258

RECEIVED
APR 29 1970
Department of Reclamation

Permit No. G-25258

To Department of Reclamation

This is to inform you my official mailing address is :

Alburn Atwood
Route #5
Rupert, Idaho 83350

Please send all future correspondence to this address.

Alburn Atwood
Alburn Atwood

Witness:

Donald K. Egan

25258
43-2412

RECEIVED

APR 20 1970

ASSIGNMENT

Department of Reclamation

FOR VALUE RECEIVED, We hereby assign all of our right,
title and interest in and to Permit to appropriate the Public Waters
of the State of Idaho, No. G-25258 to Alburn Atwood, a married man,
of Burley, Cassia County, Idaho

Alma C. Clark
Elizabeth H. Clark
Permit Holder

STATE OF IDAHO)
 :
County of Cassia)

On this 17 day of October, 1967, before me, a Notary
Public for the State of Idaho, residing at Burley, Idaho, personally
appeared Alma C. Clark and Elizabeth H. Clark, husband and 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.

My Commission expires 6-13-69

Herman E. Bedke
Notary Public for Idaho
Residing at Burley, Idaho

43.2412
25258



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

March 13, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

TODD &/or BRENDA GERRATT
ALAN &/or KAYLA GERRATT
DAN &/or MARY ANN CLAYTON
246 E 300 S
BURLEY ID 83318

RE: Water Right 43-02412 (Transfer 5165)

Dear Water Rights Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer 5165). 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

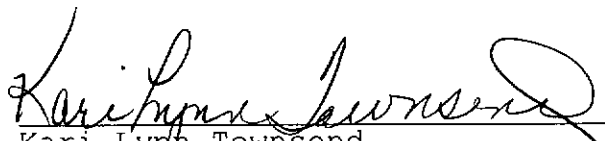
APR 09 1998

CERTIFICATE OF MAILING

I hereby certify that on the 13th day of March, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHT 43-02412 (Transfer 5165)

TODD &/or BRENDA GERRATT
ALAN &/or KAYLA GERRATT
DAN &/or MARY ANN CLAYTON
246 E 300 S
BURLEY ID 83318


Kari Lynn Townsend
Secretary

MICROFILMED

APR 03 1998

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

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APR 09 1998

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

TO: FILE 43-02412

FROM: PAM SKAGGS/^{CS}STATE OFFICE

SUBJECT: TRANSFER 5165

DATE: March 4, 1998

=====

Transfer 5165 changes and reduces the place of use under Right ✓
43-02412, reflecting a change from handlines to a pivot system.
The irrigated acres are reduced 23 acres concentrating the total
diversion rate on the remaining 331 acres.

Cassia County Assessor's office confirmed that the applicants are ✓
the owners of the licensed acres by telecon today. Farm Credit
Services as the lienholder provided a letter agreeing to the
proposed transfer.

Recommended conditions include reduction of irrigated acres, future ✓
measuring & annual reporting, irrigation overlap and standard
transfer conditions.

dc

MICROFILMED

APR 09 1998

TRANSFER REVIEW SHEET
(06-97)

Transfer # 5165

Date Reviewed 3-3-98 28

Right(s) 43-02412

WRQ11 Print Split Summary ☒ Run POU Comparison Report

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

Proof of Ownership NW Credit Services - Lienholder approval letter 10-7-97
Cassia Co Assessor confirms applicants are owners of the original licensed P/U.
3-4-98 28

Transfer ☒ All of Right ☐ Portion of Right
Resulting Split(s) _____

Check Transfer Against Recorded Right

Season/Vol. C/4.0

- (1) ☒ Priority (2) ☒ Use (3) ☒ Season (4) ☒ Rate (5) ☐ Volume
(6) ☒ Source (7) ☒ P/D (8) ☐ P/U (9) ☒ Proof/Owner (10) ☒ Map
(11) NA Water District (12) NO Pertinent Conditions (13) No Expansion
reduced acres, Vol + C.D. Vol
(5) Reduce Vol. to match reduced acres. $4 \times 331 = 1324 \text{ a/c} < \text{VDR}$
(8) Rearrange & reduce acres (354 to 331) - conversion to pivots.

Transfer Remarks W55/23 Acres Out
Conditions 01M, R64, T07, T08, T09

Database/Processing Notes Standard ☒ Non-Standard ☐
T File *total acres & reduced acre condition

Pccommon File T 5165.txt 03-12-98
File Deleted 28

Transfer Memo Complete ☒
Database Updated 03-12-98 28

WR0749NP
No. T43-02412

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/04/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TODD GERRATT 246 E 300 S BURLEY ID 83318 (208) 678-4820	08/30/1965	IRRIGATION	04/01 10/31	4.900 CFS	1324.00 AFA
TOTAL DIVERSION:					4.900 CFS	1324.00 AFA
C	BRENDA GERRATT					
C	KAYLA GERRATT					
C	MARY ANN CLAYTON					
C	ALAN GERRATT					
C	DAN CLAYTON					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T11S R26E S02 SWSE

CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE									
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
11S	26E	2	:	33	33	32	33	:				15	06	14	33	:	33	33	33	33	331.0
																			TOTAL ACRES	331.0	

Pou County: CASSIA

Conditions of Approval:

- 01M - After specific notification by the department, the right holder
 - shall install a suitable measuring device or shall enter into an
 - agreement with the department to determine the amount of water
 - diverted from power records and shall annually report the
 - information to the department.
- R64 - This right when combined with all other rights shall provide no
 - more than 0.02 cfs per acre nor more than 4.0 afa per acre at the
 - field headgate for irrigation of the lands above.
- T07 - The right holder shall accomplish the change authorized by this
 - transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this
 - transfer is cause for the Director to rescind approval of the
 - transfer.
- T09 - 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.

Remarks: GEN The right holder shall cease irrigation of 23.0 acres previously authorized under this right, and consolidate use of water on the remaining 331.0 acres.

WR0749NP
No. 143-02412

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/04/98
PAGE: 2

=====

Dates:	App. Received:	10/01/1997	Priority Date:	08/30/1965
	Proof Due Date:		Proof Made Date:	
	Exam Made Date:		Exam Sent to S.O.:	
	Licensed Date:	06/28/1979		

Misc: Water District Number: Field Exam Fee:

Comments: Date: 03/04/1998 User-ID: PSKAGGS Subject: TRANSFER 5165
Transfer 5165 changes the place of use under Right 43-02412.

Audit: 10/22/97 MBALDWIN 03/04/98 PSKAGGS

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

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM									
		NE		NW		SW		SE		NE		NW		SW		SE											
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac										
T11S R26E S 2																											
4302412	GROUNDWATE :	39		40		40		39	:	20				20	:			39	40	39	38	:	354				
A4302412	GROUNDWATE :	39		40		40		39	:	20				20	:			39	40	39	38	:	354				
T4302412	GROUNDWATE :	33		33		32		33	:						:	15	6		14		33	:	33	33	33	33	331
4304020	GROUNDWATE :	39		40		40		39	:	20				20	:			39	40	39	38	:	354				
--86 MAP--	C31Q-BB 81 :					34		40	:				9	:	2				3	:	38		40	38	40	:	244
NO QTRS	MAPPING	Lot01-38				Lot02-11																					

43-04020 same name as Licence & same acres. 1955 priority/10 yrs senior to Licence
Not claimed in SRBA.

Applicants own. E $\frac{1}{2}$, E $\frac{1}{2}$ E $\frac{1}{2}$ NW, Sec 2, T11S, R26E
per Cassia Co. Assessor's office (licensed P/U).

SD-0611-2 Basin: 43 Starting Water Right: 02412

S E L	Water Right No.	Name Last, First	O W N	Priority Date	STG/ STS	Source	Use Desc	S Y S
	43-02412	ATWOOD, ALBURN	C	08/30/1965	L/	GROUNDWATER	IRR	WR
	T43-02412	GERRATT, TODD	C	08/30/1965	L/	GROUNDWATER	IRR	WR
		GERRATT, BRENDA	C					
		GERRATT, KAYLA	C					
		GERRATT, ALAN	C					
		CLAYTON, DAN	C					
		CLAYTON, MARY ANN	C					
	A43-02412	GERRATT, TODD	C	08/30/1965	L/	GROUNDWATER	IRR	AJ
		GERRATT, BRENDA	C					
		GERRATT, KAYLA	C					
		GERRATT, ALAN	C					
		CLAYTON, DAN	C					
		CLAYTON, MARY ANN	C					

(GOLD6=Print Profile Rpt For All Rights/Claims on Screen)

(Enter=Continue)

(GOLD7=This Query)

(GOLD8=Cancel)

(Menu _____)

IDWR TRANSFER ANALYSIS SHEET

T# 5165

APPLICANT

Gerrath & Clayton

TRANSFER NO.

43-02412

1. Right number(s)

43-02412

2. Type of right

☐ Decree ☒ License ☐ Statutory Claim
☐ SRBA Beneficial Use Claim

3. Purpose of transfer

☐ Change P/D ☐ Add P/D ☒ Change P/U
☐ Change N/U ☐ Change Source ☐ Split Right
☐ Other:

4. Check Existing Right:

☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

Comments: C/q/m 43-04020 represents same use as license, but
was not claimed in SRBA.

5. Check Proposed Right for amount of land &/or water transferred:

☒ Also see attached memo for more analysis information

- a. ☒ All of right
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred confirmed by Farm Credit Services
- h. ☒ Expansion in use of right - Comments: None.

Licensed acres will be reduced under proposed transfer.

RECEIVED

DEC 05 1997

Department of Water Resources

T5165

i. ☒ Existing rights from same source, on land water is being transferred to; right number(s): N/A

j. ☒ SRBA claim(s) - Comments (NOTE: Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) Claimed as licensed

k. ☒ Comment letters ☒ Yes ☐ No
If yes ☒ Water District #
☒ Lienholder, others, see #2 below for name and address

INITIAL ALLOCATION REVIEW BY [Signature]
SRBA SUPERVISOR REVIEW BY [Signature]
PUBLICATION REVIEW BY [Signature]

DATE 10-7-97
DATE 12/3/97
DATE _____

1. Legal Notice electronically sent to DWR03::VAULT

☒ Yes @ 10:37
10/24/97

2. COMMENT LETTERS

Watermaster recommendation requested on _____, Received on _____

Other comments letters - send to the following name(s) & address(es):

3. Transfer published correctly? ☒ Yes ☐ No
4. Affidavit of publication received? ☒ Yes ☐ No
5. Protests received? ☐ Yes ☒ No; Acknowledgement sent? ☐ Yes
6. Copies made for Region file (see attached supplemental page)? ☐ Yes

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny due to 1. Subject to SRBA 2. Merit device.
3. Other standard Transfer Conditions.
3. Conditions (special conditions in Water Districts) _____

Also see attached memo for recommendation dated: _____

4. By AD

Date 12/3/97

**SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION**

County of Cassia)
) ss
STATE OF IDAHO)

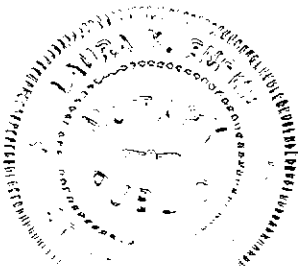
Ruth Holmes, being first duly sworn, deposes and says that she is the Legals clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of the South Idaho Press for 2 consecutive week(s), commencing with the issue dated November 3 1997, and ending with the issue dated November 10 1997.

Ruth Anne Holmes

STATE OF IDAHO)
COUNTY OF)
MINIDOKA)

On this 10th day of November in the year of 1997 before me, a Notary Public, personally appeared Ruth Holmes, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

James Burns
Notary Public for Idaho
Residing at: Rupert, Idaho
My commission expires: 6-28-2000



Cost of Publication 51.48
Affidavit Fee 5.00
Total Cost 56.48

OK
MB
11/25/97

RECEIVED

NOV 13 1997

Department of Water Resources
Southern Region

MICROFILMED

APR 09 1998

97-492

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT**

No. T# 5165

Notice is hereby given that Todd Gerratt &/or Brenda Gerratt &/or Kayla Gerratt &/or Alan Gerratt &/or Dan Clayton &/or Mary Ann Clayton, 246 E 300 S; BURLEY ID 83318 has applied to the Department of Water Resources to change the place of use for a water right.

PRESENTLY, Licensed Water Right No. 43-02412 (4.90 cfs) with a priority date of 8/30/1965 is diverted from groundwater within SW1/4SE1/4, S02, T11S, R26E; Cassia County for irrigation of 354 acres within parts of S02, T11S, R26E; Cassia County.

PROPOSED CHANGE

The applicant wishes to slightly rearrange the acres among the 40-acre tracts in order to convert from sprinkler handlines to pivots for irrigation of 331 acres within parts of S02, T11S, R26E; Cassia County. The point of diversion for 4.90 cfs will remain the same.

Any protest against the proposed changes must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before November 20, 1997 to be considered by the Department in its decision to grant or deny any part of the proposed change. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the South Idaho Press on November 3 and 10, 1997.

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT**

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Karl J. Dreher, Director

Published in the South Idaho Press on 11/3 & 11/10/97.

MICROFILMED
APR 09 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

October 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ATTENTION-LEGALS
SOUTH IDAHO PRESS
PO BOX 190
BURLEY ID 83318

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

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

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

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

MICROFILMED
APR 09 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

October 23, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

TODD GERRATT ET AL
246 E 300 S
BURLEY ID 83318

Re: Application for Transfer No. 5165 (43-02412)

Dear Applicants:

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

This office has scheduled advertising the application in The South Idaho Press for 11/3 and 11/10/97.

The advertisement(s) will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

MICROFILMED
APR 03 1998

TO: File

DATE: October 7, 1997

FROM: Jim Stanton

SUBJECT: App. for Transfer, Todd Gerratt

I have completed the in-office review of this application. Jeannie has measured the well and looked at the ground as part of the SRBA review. Although she has not reached any official conclusions, it seems clear that this right is in use. Forfeiture does not appear to be an issue, although she measured only about 550 gpm (much less than the 2200 gpm licensed. Something was obviously wrong during the measurement, as you can't irrigate half a section with 60" of water. The ASCS photo shows that all the licensed ground is farmed. The applicant wants to convert from wheel lines to pivot sprinklers, which would require just about the whole licensed flow rate. Fewer acres will be irrigated with the pivots than with the present system. The transfer appears reasonable, and should be approved.

MICROFILMED
APR 09 1998

T # 5165



Farm Credit Services

1363 Fillmore Street
P.O. Box 288
Twin Falls, Idaho 83303-0288
208/733-2577

October 7, 1997

RECEIVED

OCT 07 1997

Department of Water Resources
Southern Region

Idaho Department of Water Resources
1341 Fillmore St Suite 200
Twin Falls, ID 83301
Attn: Jim Stanton

Dear Mr. Stanton:

We, Northwest Farm Credit Services, as lienholder, authorize the change of place of use as requested by Todd & Brenda Gerratt, Alan & Kayla Gerratt, and Dan & Mary Ann Clayton as it relates to Water Right number 43-02412.

Sincerely,

Northwest Farm Credit Services, ACA

By: Candace L. Boswell
Authorized Agent

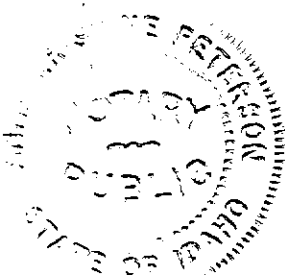
State of Idaho

County of Twin Falls

On October 7, 1997, before me personally appeared Candace L. Boswell, known to me to be an authorized agent of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same as its free act and deed; and on oath stated that he was authorized to execute said instrument.

Anna Kristine Peterson

Anna Kristine Peterson
Notary Public for the State of Idaho
Residing at Heyburn
My commission expires 12-07-2000



MICROFILMED
APR 09 1999

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

IN THE MATTER OF CANCELLATION)
OF PERMIT TO APPROPRIATE THE)
PUBLIC WATERS OF THE STATE OF)
IDAHO NO. _____)

ORDER OF CANCELLATION

Permit Holder: _____

WHEREAS, Permit _____ has lapsed through failure of the holder

_____, and

WHEREAS, due notice was given the holder of said permit that _____

_____, and

WHEREAS, on _____ notice was sent to the holder of said
permit to appear before the State Reclamation Engineer on or before _____
_____ to show cause why such permit should not be cancelled, and

WHEREAS, the holder of said permit has failed to comply with the require-
ments of said permit and has not shown cause why such permit should not be
cancelled.

IT IS THEREFORE, ordered and Permit _____ is hereby cancelled.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official
seal of the Department of Reclamation at Boise, Idaho, this 19th day of
September, 19 69.

[Signature]
State Reclamation Engineer

25258

43-2412

AUG 7 1953

DEPARTMENT OF INFORMATION
MAIL ROOM



Mr. Albert Atwood
Route 45
Kuna, Idaho 83844

INSTRUCTIONS TO DELIVERING EMPLOYEE
 Give to whom sent and return to sender only.
☐ Return to sender if not delivered.
☐ Return to sender if not delivered.
☐ Return to sender if not delivered.

RECEIVED
 Department of Information
 August 7, 1953
 Mr. Albert Atwood
 Route 45
 Kuna, Idaho 83844

AUG 7 1953

43 242
85052

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

April 10, 1969

Re: 48-2412

Mr. Alburn Atwood
Route 1
Kuna, Idaho

Dear Mr. Atwood:

The Department has completed the required field inspection in reference to partial permit G-25258. The Department finds 5.53 cfs diverted and beneficially used for irrigation of 304 acres. The well is located within the SW¼ of Sec. 2, 11S 26E and the priority to be established is August 30, 1943.

Upon remittance of the statutory fee of \$21.00 the Department will issue the certificate and license of water right. The license will be issued for 2.4 cfs (the maximum of the permit) for irrigation of 160 acres within the SW¼, Sec. 2, 11S 26E.

Your prompt attention to this matter will be appreciated.

Very truly yours,

Don R. Reynolds
Field Examiner

LRH:dr

35258

48-2412

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

August 3, 1969

Re: Permit No. C-25258/43-2412

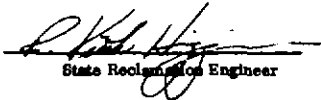
Alburn Atwood
Route 5
Kuna, Idaho 83634

Dear Mr. Atwood:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit C-25258/43-2412 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit licensing fees of \$21.00

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 September 16, 1969 why said permit should not be cancelled.

Permit C-25258 claims the use of 5.2 c.f.s. of water. The point of diversion was to be located SWSEk. Section 2. Township 11S. Range 26E.B.M., Cassia County and the permit was approved November 13, 1954.


State Reclamation Engineer

RKH/mh

250 r?
40 000

April 24, 1969

Mr. Albert Atwood
Route 5
Hama, Idaho

Dear Mr. Atwood:

The Department has completed the required field inspection in reference to partial permit G-15758. The Department finds 5.53 cfs diverted and beneficially used for irrigation of 104 acres. The well is located within the SW1/4 of Sec. 2, 11S 26E and the priority to be established on August 30, 1965.

Upon receipt of the statutory fee of \$21.00 the Department will issue the certificate and license of water right. The license will be issued for 2.6 cfs (the minimum of the permit) for irrigation of 160 acres within the SW1/4, Sec. 2, 11S 26E.

Your prompt attention to this matter will be appreciated.

Very truly yours,

John H. Reynolds
Field Supervisor

cc: Mr.

25258

43-2412

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

Permit No. 447359

This permit is for Beneficial Use

In Water District No.

1. Name of applicant Alma C. Clark

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the 34 N 35 E of Section 2
T. 11 S. R. 26 E. County of Cassia County

4. Describe works as they exist, giving dimensions or capacities of same

There is a well 40 ft deep with a 4 in. diameter

and a pump with a capacity of 100 gpm

and a 4 in. pipe 100 ft long

to the 2nd National Bank building in Boise

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):

E. 1/2, E. 1/2, Sec. 2, T. 11 S., R. 26 E., B. 4.

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

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

Remarks:

The ALBANY 4TH CO. was surveyed by the ALBANY
\$ 10. Farming and place of residence is in the 5
miles from PH-532 to 2

1. Fano P. G. 100 ft = 4.0 ft. 100 ft. 100 ft.

12. 4 ft 32 ft 20 ft 20 ft 20 ft 20 ft

2. 100 ft 2 (33 ft) (4.25 ft) = 5.53 ft 100 ft

This examination was made on the

day of

JUNE

19 08

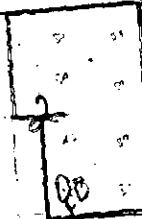
(Signed)

Examiner

43-0413 AF 2

1000E

THS



AREA - 2.5 HRS

SUB - 8

Q - 1400 - 1500

VOL - 100 AC FT / SEASON

PROPERTY - 100 AC FT

Second

BULEY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

bring first

duly sworn, depose and says that he is the
owner and publisher of Burley Herald-
Bulletin, a weekly newspaper published at Burley,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Dependent further
states that the printed matter attached hereto was
duly published according to law in the regular
weekly editions of Burley Herald-Bulletin for

with the issue dated 22. 1967, and
ending with the issue dated 26. 1967.

Subscribed and sworn to before me this

day of September, 1917

Cost of Publication **My Commission Expires Feb. 18, 1969**

Notary fee _____

Total Cost

[illegible]

Y25251

HERMAN E. BECKE

ATTORNEY AT LAW
1000 10th St. S.W.
SUNBELT (214) 3311

Donald W. Mc Eldoway
Water Rights Clerk
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Mr. Mc Eldoway:

Persuant to your letter of October 21, 1967, please
find enclosed the Affidavit of Publication which you requested.

Thank you,

Yours truly,

Herman E. Becke
HERMAN E. BECKE

HEB:as
Enclosure

925258

October 27, 1947

Mr. J. Edgar Hoover
U. S. Department of Justice
Washington, D. C.

Dear Mr. Hoover:

I am writing you today

in response to your letter

of October 23, 1947.

I am glad to hear that you are interested in the work of the National Student Relocation Council. This Council was established in September, 1947, and its purpose is to coordinate the activities of the various organizations which are working for the relocation of Japanese American students. I am sure that you will find the work of this Council very interesting and valuable.

I am sure that you will find the work of this Council very interesting and valuable.

Sincerely,
Mr. J. Edgar Hoover

Very truly yours,
Mr. J. Edgar Hoover

Enclosure



25058
47. 2412



October 10, 1967

Re: Permit No. G-25258
Aime C. Clark

Norman E. Bodke
Attorney At Law
P. O. Box 249
Burley, Idaho 83318

Dear Mr. Bodke:

We acknowledge receipt of the depositions and affidavit of publication in the
World of Burley submitted as proof of com-
pletion of work and beneficial use on Permit G-25258.

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

Very truly yours,

Donald V. McElveney
Water Rights Clerk

DVM:dj

25258

October 9, 1969

Re: Permit No. G-23258
Alma C. Cihak

The World of History
Burlington, Idaho 83415

Gentlemen:

We are in receipt of the affidavit of publication in connection with the above referenced permit. However, before we can submit payment on the bill, the following certification must appear on the

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

~~Signature of Publisher~~

We would appreciate your prompt attention to this matter.

Very truly yours,

Donald W. McElwain
Water Rights Clerk

W1115

8525258

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss:
STATE OF IDAHO)

GARY L. FARROW . . . being first

duly sworn, deposes and says that he is the

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

Two (2) consecutive weeks, commencing

with the issue dated September 25, 1962

ending with the issue dated September 2, 1967

Subscribed and sworn to before me this

3 day of October, 1967

Notary Public

Cost of Publication _____

Notary fee _____

Total Cost _____

197-200
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925258

NOTICE OF CORRECTION OF DEAD NOTICE PUBLISHED UNDER THE
PROVISIONS OF STATUTE 42-216, 4-217, IDAHO CODE

Notice is hereby given that the legal notice printed in the
Herald-Bulletin on August 14, 21, 28, and September 4, 1967,
showing that Allen G. Clark was to make proof of application of
water for beneficial use on September 8, 1967, on Permit No.
G-2284 was in error as to the amount of water. The publication
listed 2.6 c.f.s.; whereas, the actual amount of water is 5.2 c.f.s.

That any protests against the application of the depositions made
September 8, 1967, must be filed in the Department of Reclamation
at Boise, Idaho, within forty (40) days from the date of this notice,
and each protest shall state the name and address of the protestant,
and shall clearly set forth his objection to the approval of said
proof of completion of work and beneficial use of water.

Dated this 14th day of September, 1967.

[Signature]
R. LYNN HICKSON
State Reclamation Engineer

Date of First Publication September 25, 1967
Date of Last Publication October 2, 1967
Last Date for Protest October 21, 1967

*Published in The Herald of
Idaho September 25, October 2, 1967*

5255

[illegible]

Abstract

2-2-8-10-11-12-13-14-15-16-17-18-19-20-21-22-23-24-25-26-27-28-29-30-31-32-33-34-35-36-37-38-39-40-41-42-43-44-45-46-47-48-49-50-51-52-53-54-55-56-57-58-59-60-61-62-63-64-65-66-67-68-69-70-71-72-73-74-75-76-77-78-79-80-81-82-83-84-85-86-87-88-89-90-91-92-93-94-95-96-97-98-99-100-101-102-103-104-105-106-107-108-109-110-111-112-113-114-115-116-117-118-119-120-121-122-123-124-125-126-127-128-129-130-131-132-133-134-135-136-137-138-139-140-141-142-143-144-145-146-147-148-149-150-151-152-153-154-155-156-157-158-159-160-161-162-163-164-165-166-167-168-169-170-171-172-173-174-175-176-177-178-179-180-181-182-183-184-185-186-187-188-189-190-191-192-193-194-195-196-197-198-199-200-201-202-203-204-205-206-207-208-209-210-211-212-213-214-215-216-217-218-219-220-221-222-223-224-225-226-227-228-229-230-231-232-233-234-235-236-237-238-239-240-241-242-243-244-245-246-247-248-249-250-251-252-253-254-255-256-257-258-259-260-261-262-263-264-265-266-267-268-269-270-271-272-273-274-275-276-277-278-279-280-281-282-283-284-285-286-287-288-289-290-291-292-293-294-295-296-297-298-299-300-301-302-303-304-305-306-307-308-309-310-311-312-313-314-315-316-317-318-319-320-321-322-323-324-325-326-327-328-329-330-331-332-333-334-335-336-337-338-339-340-341-342-343-344-345-346-347-348-349-350-351-352-353-354-355-356-357-358-359-360-361-362-363-364-365-366-367-368-369-370-371-372-373-374-375-376-377-378-379-380-381-382-383-384-385-386-387-388-389-390-391-392-393-394-395-396-397-398-399-400-401-402-403-404-405-406-407-408-409-410-411-412-413-414-415-416-417-418-419-420-421-422-423-424-425-426-427-428-429-430-431-432-433-434-435-436-437-438-439-440-441-442-443-444-445-446-447-448-449-450-451-452-453-454-455-456-457-458-459-460-461-462-463-464-465-466-467-468-469-470-471-472-473-474-475-476-477-478-479-480-481-482-483-484-485-486-487-488-489-490-491-492-493-494-495-496-497-498-499-500-501-502-503-504-505-506-507-508-509-510-511-512-513-514-515-516-517-518-519-520-521-522-523-524-525-526-527-528-529-530-531-532-533-534-535-536-537-538-539-540-541-542-543-544-545-546-547-548-549-550-551-552-553-554-555-556-557-558-559-560-561-562-563-564-565-566-567-568-569-570-571-572-573-574-575-576-577-578-579-580-581-582-583-584-585-586-587-588-589-590-591-592-593-594-595-596-597-598-599-600-601-602-603-604-605-606-607-608-609-610-611-612-613-614-615-616-617-618-619-620-621-622-623-624-625-626-627-628-629-630-631-632-633-634-635-636-637-638-639-640-641-642-643-644-645-646-647-648-649-650-651-652-653-654-655-656-657-658-659-660-661-662-663-664-665-666-667-668-669-670-671-672-673-674-675-676-677-678-679-680-681-682-683-684-685-686-687-688-689-690-691-692-693-694-695-696-697-698-699-700-701-702-703-704-705-706-707-708-709-710-711-712-713-714-715-716-717-718-719-720-721-722-723-724-725-726-727-728-729-730-731-732-733-734-735-736-737-738-739-740-741-742-743-744-745-746-747-748-749-750-751-752-753-754-755-756-757-758-759-760-761-762-763-764-765-766-767-768-769-770-771-772-773-774-775-776-777-778-779-780-781-782-783-784-785-786-787-788-789-790-791-792-793-794-795-796-797-798-799-800-801-802-803-804-805-806-807-808-809-810-811-812-813-814-815-816-817-818-819-820-821-822-823-824-825-826-827-828-829-830-831-832-833-834-835-836-837-838-839-840-841-842-843-844-845-846-847-848-849-850-851-852-853-854-855-856-857-858-859-860-861-862-863-864-865-866-867-868-869-870-871-872-873-874-875-876-877-878-879-880-881-882-883-884-885-886-887-888-889-890-891-892-893-894-895-896-897-898-899-900-901-902-903-904-905-906-907-908-909-910-911-912-913-914-915-916-917-918-919-920-921-922-923-924-925-926-927-928-929-930-931-932-933-934-935-936-937-938-939-940-941-942-943-944-945-946-947-948-949-950-951-952-953-954-955-956-957-958-959-960-961-962-963-964-965-966-967-968-969-970-971-972-973-974-975-976-977-978-979-980-981-982-983-984-985-986-987-988-989-990-991-992-993-994-995-996-997-998-999-1000-1001-1002-1003-1004-1005-1006-1007-1008-1009-1010-1011-1012-1013-1014-1015-1016-1017-1018-1019-1020-1021-1022-1023-1024-1025-1026-1027-1028-1029-1030-1031-1032-1033-1034-1035-1036-1037-1038-1039-1040-1041-1042-104

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CL

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-25258

o o o o o

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF WITNESS

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

Alma C. Clark, 290 Grandview Addition, County Assessor, 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:

Not a Corporation

Ques. 3. State number, approval date of permit, and date of priority: G-25258

November 13, 1954, Priority: November 5, 1954

Ques. 4. State source of water supply: Subterranean

Give location of point of diversion, showing subdivision, section, township and range
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Twp. 11 S., Rge 26 E.B.M., Cassia County, Idaho

Ques. 5. Describe your works of diversion: Electric Pump which pumps into stilling pond, open ditches and some pipeline state amount of water they are capable of conveying from point of diversion to place of use: 6 C.f.s.; Give name of canal or ditch or other works by which water is conducted to such place of use: No Name of Canal or ditch; if a well, state depth of well 506 feet; depth and size of casing 365' of 16" casing, 141' of 12" casing; depth to water 193'; if pump is used, state discharge of pump: 285"; tell how it was measured or determined orifice

Plate; if sprinkler irrigation, give number and size of nozzles and operating pressure: No sprinklers

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:

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres; E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres, all in Section 2, Twp. 11 S., Rge 26 E.B.M.

G25258

nature of all improvements which have been made on the land described above.

6-a: If this is a ground water permit, give name and address of person that drilled well: Verl Chesley and Alva Temple, both Burley 1967

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

8: If you are not the person or representative of the corporation to whom above signed permit was originally issued, please state how ownership was acquired by present holder:

became owner of the permit through Assignments

9: State when and in what amount the water diverted under above mentioned permit has been first used: About 1955 - Time used since first use: about 1955
used approximately 2 yrs. then placed in soil bank 8 yrs. and farmed again in 1966

10. Describe all other water rights appurtenant to same place of use: None

(sign) *Alva Temple*

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Burley, County of Cassia
State of Idaho, on this 8th day of September, A. D. 1967.

My commission expires: 5/13/69

Herbert E. Burt
Notary Public for Idaho
Residing at Burley, Idaho

125258

OPEN 200 40
5-6-58

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-25258

o o o o o o o

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

Verl Chesley, 50, Burley, Idaho, Well Driller, 200 S. 100 W, Burley, Idaho

Ques. 2 Are you acquainted with Alma Clark, the holder of
Permit No. G-25258? ^{Yes} How long have you known him and where does he reside?

I have known him approximately 15 years, he resides at Burley, Idaho

Ques. 3. Have you read or heard said Permit No. G-25258 read, and are you familiar
with its provisions and conditions: Yes Yes No. _____

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Twp. 11 S., Rge 26 E.B.M.

Describe works for conveying water to place of use: Stilling pond, open ditches with
some pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6 c.f.s. How much water have you seen being so
conveyed? 5. c.f.s.

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

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$
40 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20
acres; E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres, all in Sec. 2, Twp. 11 S., Rge 26 E.B.M.

B25258

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

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.
Desert Land was reclaimed and placed under cultivation, brush cleared, ditches put in and crops planted. Approximately 1" to the acre.

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

Ques. 10. When did you first see this water used? in 1966

Other times you have seen such use: During the 1967 cropping season

(Signed):

Wesley R. Chesley

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Burley, County of Cassia, State of Idaho, on this 8th day of September, A. D. 1967

(S E A L)

Thomas E. Bette

Notary Public for the State of Idaho

Residing at Burley, Idaho

My commission expires 6/13/69

B25258

Form 2-1 4
8-2-58

STATE OF IDAHO
DEPARTMENT OF AGRICULTURE

Boise, Idaho

Permit No. G-25258

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PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF WITNESSES

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:

Alva Temple, 59, Burley, Idaho, Well Driller, 128 E. 8th Str. Burley, Idaho

Ques. 2 Are you acquainted with Alma Clark, the holder of
Permit No. G-25258? Yes How long have you known him and where does he reside?

I have known him for approximately 7 years, he resides at Burley, Idaho

Ques. 3. Have you read or heard said Permit No. G-25258 read, and are you familiar
with its provisions and conditions: Yes Yes No. No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, Twp. 11 S., Rge 26 E.B.M., Cassia County, Idaho

Describe works for conveying water to place of use: Stilling pond, open ditches
with some pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6 c.f.s. How much water have you seen being so
conveyed? Approximately 5 c.f.s.

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

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$
40 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres; E $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ 20
acres; E $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{2}$ 20 acres, all in Sec. 2, Twp. 11 S., Rge 26 EBM Cassia County

825258

Ques. 7. If for other than irrigation purposes, state the nature and purpose of use, and state purpose for which water is used.

Water used only for irrigation purposes

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.

Brush land was broken, ditches put in and the land was placed under cultivation. Approximately 1" to the acre.

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

Ques. 10. When did you first see this water used? 1966

Other times you have seen such use: During the irrigation season of 1967

(Signed):

Alan Temple

* * * * *

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Burley, County of Cassia, State of Idaho, on this 8th day of September, A. D. 19 67

(S E A L)

Herman E. Bell

Notary Public for the State of Idaho

Residing at Burley, Idaho

My commission expires 6/13/69

25358

HERMAN E. BEDKE

ATTORNEY AT LAW
POST OFFICE BOX 840
BOISE, IDAHO 83728

TEL. 488-1400

RECEIVED

SEP 11

W. J. H. H.

September 8, 1967

Department of Reclamation
State House
Boise, Idaho 83701

Re: Permit No. G-25258
Alma C. Clark

Dear Sir:

Please find enclosed herein the following documents
in regard to final proof of the above entitled permit, to-wit:

1. Deposition of Permit Holder
2. Depositions of two Witnesses
3. Affidavit of Publication
4. Assignment from Bernard L. Hofman et ux to Alma C. Clark

I was not aware that there was only submitted 2.5 c.f.s.
for final proof, however, with the assignment from Mr. and Mrs.
Hofman which vests the permit entirely in Mr. Clark this should
make the proof of 5.6 c.f.s. permissible. If not, please contact
me directly.

Yours truly,

Herman E. Bedke
HERMAN E. BEDKE

HEB:cc
Enclosures

G-25258

ASSIGNMENT

For value received, I hereby assign all of my right, title and interest
in and to Permit to Appropriate the Public Waters of the State of Idaho, Permit
No. G-28258 to ALMA C. STARK
Address BURLEY, IDAHO (see parent's deed dated
* March 1965)

Bernard L. Stark
Permit Holder

Bertha C. Stark
Wife of Permit Holder

STATE OF IDAHO)
County of Boone) ss

On this 7th day of September, 19 67, before me, a Notary
Public for the State of Idaho, residing at Burley
personally appeared Bernard L. and Bertha C. Stark (husband & wife)
known to me to be the person s whose name s 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.

[Signature]
Notary Public
Residing at Burley, Idaho

My commission expires: September 7, 1967

Notes:

* If fractional part of permit is to be assigned, the fractional part of the land
to which the assigned fraction is appurtenant should be described by legal sub-
divisions.

B25258

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION

IN THE MATTER OF CANCELLATION OF PERMITS
TO APPROPRIATE THE PUBLIC WATERS OF THE
STATE OF IDAHO NO. 3-25358 (part)

CITIZEN OF CANCELLATION

F. I. Hoffman

WHEREAS, Permit No. 3-25358 (part) was issued through failure of the holder to
make proof of completion of works within the time specified in the Permit, to-wit,
failure to submit final report due under the November 1, 1966, and

WHEREAS, due notice was given the holder of said Permit that such proof
would be due on the date above mentioned, and

WHEREAS, on July 10, 1967 notice was sent to the
holder of said Permit to appear before the State Reclamation Engineer on or before
40 days to show cause why such Permit should not be cancelled, and

WHEREAS, the holder of said Permit has failed to comply with the said
requirements, and that no showing has been made as to completion of the works
under said Permit.

IT IS THEREFORE, hereby ordered that Permit No. 3-25358 (part) and the
same is hereby cancelled and held for naught.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official
seal of the Department, at Boise, Idaho, this 5th day of September
1967.

R. K. Higgins
State Reclamation Engineer

B25358

August 8, 1967

Re: Permit No. 0-23050
John W. Clark

Mr. Norman E. Rotten, Attorney At Law
P. O. Box 249
Durham, North Carolina 27601

Answer: 100% (20/20)

This acknowledges receipt of the notice of intent to make proof of completion of work and application of water to your local use for permit 9-2122.

We have mailed the notice to the Daily Herald-Bulletin
to be published once a week for four consecutive weeks prior to September 2,
1967, which is the hearing date when the permit holder
Alvin C. Smith

and two disinterested witnesses must appear before Baron E. Butler,
1046 Overland Avenue, Barter, Notary Public, to complete the enclosed
descriptions. The witnesses must be familiar with the works and parts.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by Norman S. Bell

Be sure all the farms have the colony's seal and are stamped.

Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. Halliday
Mayor, Wichita, Kansas

2007-4.1

Step 1: Personal History

001 440210000

7. 8. The priority date for this permit will be advanced the same number of days that the grant is late.

32558

August 8, 1967

Re: Permit No. 8-3338
Alan C. Clark

The Herald-Bulletin
Burley, Idaho 83318

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to September 8, 1967. The expense of the publication is to paid by Norman H. Bodine, 1416 Overland Avenue, Burley, Idaho

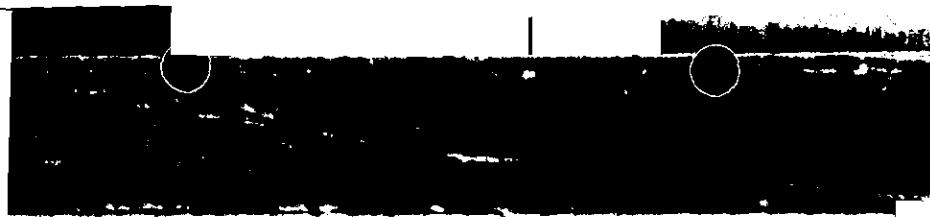
to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald V. McKissey
Water Rights Clerk

DVM:dj

825258



Form 36

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

Notice is hereby given that on August 11, 1954 at Boise, Idaho
County of Blaine, State of Idaho, before notary public (name & address)
Norman E. Sedgwick, 2416 Overland Avenue, Boise, Idaho, proof will be
submitted of the completion of works for the diversion of 2.6 c.f.s. of the waters
of a subterranean well, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit 6-2345, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Alma C. Sigel, 2920 Madison
Avenue, Boise, 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
2.6 cubic feet per second.
3. The use to which said water has been applied is Irrigation
purpose, and the amount applied to beneficial
use is 2.6 c.f.s.
4. The point of diversion of said water is Section 2, T. 11S, R. 26E, S. 2.
5. The place where said water is used is St. Albans, Section 2, T. 11S, R. 26E,
S. 2.
6. The date of priority which said user is prepared to establish is November 5, 1954

1825258
State Reclamation Engineer

HERMAN E. BECKE

ATTORNEY AT LAW
BOISE, IDAHO 83701

August 2, 1967



Mr. Donald W. McIlDowney
Water Rights Clerk
Department of Reclamation
Boise, Idaho 83701

Re: Permit G-25258
Alma C. Clark

Dear Mr. McIlDowney:

Please find enclosed herewith a certified copy of a warranty deed from H. L. Norman and wife to Alma C. Clark and wife which vests the land in Mr. Clark and covers the appurtenances and the other one-half of the water permit No. G-25258, making the Notice submitted correct.

I am sorry that the same was not forwarded in our previous letter as we had thought that the other one-half had been previously assigned and was already of record there. If this necessitates setting the proof back, we will set another date for the same. Please let me know.

Thank you.

Yours truly,

Herman E. Becke
HERMAN E. BECKE

HEB:cc
Enclosure

P. S. If the date of hearing must be changed, the 30th day of August, 1967 is agreeable to me.

G-25258

*Let me know
if you can
get it done*

RECORDED



TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantee, their heirs and assigns, do hereby covenant with the said Grantee that the said premises are free from all encumbrances except as above described.

ALL IN GARRA COUNTY, STATE OF IDAHO.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantee, their heirs and assigns, do hereby covenant with the said Grantee that the said premises are free from all encumbrances except as above described.

Witness my hand and seal of office this 2nd day of January, 1967.

Attest:

By

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantee, their heirs and assigns, do hereby covenant with the said Grantee that the said premises are free from all encumbrances except as above described.

and that they will warrant and defend the same free of all encumbrances.

Dated: January 2, 1967.

Bernard L. Hoffman

Barbara Hoffman

STATE OF IDAHO, COUNTY OF BLAINE
On this 2nd day of Jan. 1967,
before me, the undersigned authority,
appeared BERNARD L. HOFFMAN and BARBARA HOFFMAN,

known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 2nd day of January, 1967.

Notary Public
American Hills
Boise, Idaho
My Comm. Expires Aug 8, 1968

STATE OF IDAHO, COUNTY OF BLAINE
I hereby certify that this instrument was filed for record at
this office on the 2nd day of January, 1967, at 10:00 a.m.
and that it is a correct and true copy of the original as the same appears from the records of this office.

By *Barbara Hoffman*
Notary Public
Boise, Idaho
My Comm. Expires Aug 8, 1968

INSTRUMENT NO.

100000

July

July 27, 1967

Mr. J. Edgar Hoover
Washington, D.C.

Dear Mr. Hoover:
I am writing to you
regarding the matter of
the investigation of
the activities of the
Communist Party, U.S.A.

I am writing to you regarding the matter of the investigation of the activities of the Communist Party, U.S.A. I am writing to you regarding the matter of the investigation of the activities of the Communist Party, U.S.A. I am writing to you regarding the matter of the investigation of the activities of the Communist Party, U.S.A.

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HERMAN E. BEDEK

ATTORNEY AT LAW
COSTA MESA, CALIF. 92626
BUREAU OF LAND SURVEY

Department

July 21, 1967

State Reclamation Engineer
State House
Boise, Idaho 83707

Re: Final Proof

Dear Sir:

Please find enclosed herein the authorization for publication of the Notice of Final Proof in regard to Permit No. G-25758 of Alma C. Clark, together with the notice.

Yours truly,

Herman E. Bedek
HERMAN E. BEDEK

HEB:cc
Enclosure

855258

Form 44

Department

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the NEWSPAPER of
The Burley Herald Bulletin; published
in the county in which the works are situated.

Herbert E. Bulkin
(Signature) *atty for H. E. Bulkin*
290 Grandview Addition
Burley, Idaho
(Address)
7/21/67
(Date)

In case of canal 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 when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

B25258

Engineer

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

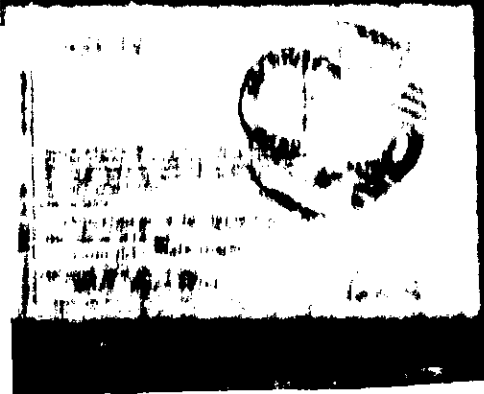
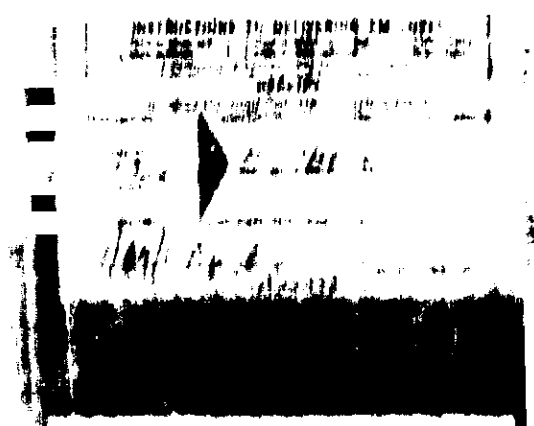
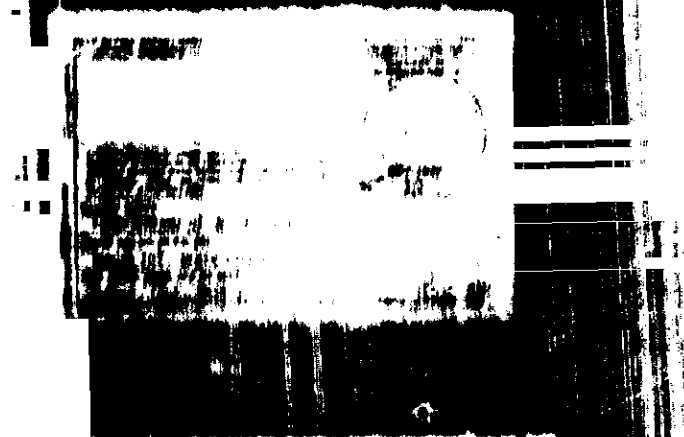
Notice is hereby given that on August 23, 1960 at Burley
County of CARRER, State of Idaho, before notary public (name & address) _____
NORMAN E. BEDEK, 1416 Overland Avenue, Burley, Idaho, proof will be
submitted ~~that the applicant has~~ for the diversion of 5.2 c.f.s. of the waters
of a subterranean well, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit Q-75258, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Alma C. Clark, 290 Grandview
Addition, Burley, Idaho
2. Said works of diversion will be fully completed by the date of such completion,
and the amount of water which said works are capable of conveying to the place of use is
5.2 cubic feet per second.
3. The use to which said water has been applied is Irrigation
purpose, and the amount applied to beneficial
use is 5.2 c.f.s.
4. The point of diversion of said water is SE1/4 Sec. 2, Twp. 11 S., Rge
26 E.B.M.
5. The place where said water is used is SE1/4 Sec. 2, Twp. 11 S., Rge 26 E.B.M.
SE1/4 Sec. 2, Twp. 11 S., Rge 26 E.B.M.
SE1/4 Sec. 2, Twp. 11 S., Rge 26 E.B.M.
SE1/4 Sec. 2, Twp. 11 S., Rge 26 E.B.M.

6. The date of priority which said user is prepared to establish is November 5, 1954

825258

State Reclamation Engineer



July 12, 1957

Re: Permit No. 4-27228 (grv)

Mr. S. L. Hagan
American Falls, Idaho 83411

Dear Mr. Hagan:

Representing to the State Reclamation Engineer that the terms and conditions of Permit 4-27228 (grv) to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit beneficial use proof due November 17, 1956

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for annulment, and you are required to show cause before the State Reclamation Engineer on or before August 21, 1957 why said permit should not be annulled.

Permit 4-27228 (grv) claims the use of 246 cubic feet per second of water. The point of diversion must be located 4000 ft., Sec. 2, T. 11 N., R. 25 E., 10th., Blaine Co., and the permit was approved November 17, 1956.

State Reclamation Engineer

125558

July 12, 1967

Re: Permit No. G-25258 (part)

Alma G. Clark
398 Grandview Addition
Merley, Idaho 83318

Dear Mr. Clark:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-25258 (part) to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit beneficial use proof due November 13, 1956

you are hereby notified that under the provisions of Section 48-311, 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 21, 1967 why said permit should not be cancelled.

Permit G-25258 (part) claims the use of 2.6 cubic feet per second of water. The point of diversion was to be located SE1/4 Sec. 2, T. 11 S., R. 26 E., N.M., Goshute Co., and the permit was approved November 13, 1956

State Reclamation Engineer

825258

February 4, 1964

SECRET

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1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 26

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1964-1965


 JAMES C. CLARK

 E. KNIGHT W. H. CLARK
 WILSON FOREST MANAGER

On this 27 day of November, 1965, before me, a County Clerk for the State of Idaho, residing at Burley, Cassia County, Idaho personally appeared ALMA C. CLARK and ELIZABETH E. CLARK, husband and wife known to me to be the person ^{are} whose name a will is described in the within instrument and duly acknowledged to me that they executed the same.

Not above written.



Wesley Public
Residing at Burley, date

My commission expires: 4/4/68

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

92-2-3

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
1000 CHURCH ST.
BOISE, IDAHO 83720

February 4, 1966

RECEIVED
FEB 6 1966

Department of Reclamation

RE: Permit No. G-25258
George W. Clark and Haulish Creek

Peter G. Snow
Parsons, Smith & Snow
Attorneys
Box 670
Burley, Idaho 83318

Dear Mr. Snow:

Returned find your trust check in the amount of \$2.50 for recording the assignment of Permit No. G-25258. The assignment will be recorded. The proper fee is \$0.50.

Enclosed for the future convenience of you and your associates find copies of a schedule of fees charged by this department for various services.

Very truly yours,

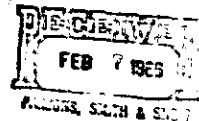
CARL E. TAPPAN
State Reclamation Engineer

By

Don Watts
Donald J. Watts
Office Engineer

DJV:mr

Enc. schedule of fees
check



25258

PARSONS SMITH & SNOW

ATTORNEYS AT LAW

200 N. 3rd Street

BOZEMAN, MONTANA

APR 10 1936

February 2, 1936

FEB 4 1936

RECEIVED

CLERK OF DISTRICT COURT
BOZEMAN, MONTANA

State of Idaho
Department of Reclamation
10' Statehouse
Boze, Idaho 83701

Attention: Mr. E. Tappan, State Reclamation Engineer

Re: Our file #01-277 -

Subject: Re-assignment of Permit #G-25258 from George W.
Clark and Beulah Clark to Alma C. Clark

Dear Mr. Tappan:

The above-captioned permit with respect to which we have previously written to you in order to obtain an assignment from Alma C. Clark to George W. Clark and Beulah Clark has now been re-assigned by Mr. and Mrs. George Clark to Alma C. Clark since the real property upon which the well covered by such permit is situated has been re-sold by Mr. and Mrs. George Clark to Alma C. Clark.

Pursuant thereto, we are enclosing herewith an assignment of permit #G-25258 from George W. Clark and Beulah Clark, husband and wife, to Alma C. Clark, together with our trust check #1592 in the sum of \$1.00. Will you please record such assignment.

Thank you.

Yours truly,

PARSONS, SMITH & SNOW

Peter G. Snow

PJS/amj
Encl.

325053

January 17, 1969

Re: Parcel No. 3-10000
1st Parcel

Dear Mr. [Name]
[Address]
[City, State, Zip]

Dear Mr. [Name]:

Enclosed is Departmental Report No. 3-10000
in the amount of \$100.00 for the year of 1968.
The \$100.00 is being paid to you on January 17, 1969.
Very yours,

[Signature]
[Title]

[Name]
[Title]

Respectfully,
[Name]

Enc. 1

December 27, 1945

Mr. George W. A-2525, 1000 V. S. British Street

Mr. George W. A-2525
1000 V. S. British Street
New York, N. Y.
Dear Mr. A-2525:

I think that you should have received my letter of December 21st which included the information requested in your letter of December 15th. The information has been forwarded to you.

Very truly yours,

W. J. A-2525

2525

WILLIAM A. PARSONS
8744010 SMITH
PETER G. SNOW

PARSONS SMITH & SNOW

ATTORNEYS AND COUNSELLORS AT LAW

10 WEST 10TH STREET
BOISE, IDAHO 83702

BRANCH OFFICE
602 257-1100

December 1, 1966

DEC 2 1966

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

Attention: Ralph W. Thomas, Deputy State Reclamation
Engineer

Re: Our file no. 65-107 - Permit No. G-25258

Subject: Enclosure of permit copy fee and request for
status of assignment and amendment

Dear Mr. Thomas:

Your letter of December 17, 1965, with a copy of
permit no. G-25258 has been received in our office and we
appreciate your forwarding to us. We are enclosing our
partnership check #3596 in the sum of \$1.75 in payment
thereof in accordance with your letter.

In your letter to us of December 6th, you indicated
that you saw no reason why proper rights could not be secured
under this permit, and we would appreciate receiving notice
that the assignments and amendment have been accepted.

Normally we would not be so concerned about having
this matter clarified so quickly, however as we indicated
previously it is necessary, in order for us to protect our
client's rights, that we assure that the assignments and
amendment are permitted prior to the 31st day of December.

Yours truly,

PARSONS, SMITH & SNOW

Peter G. Snow

f25258

PGS/dmj
Encl.

October 21, 1959

Mr. J. Edgar Hoover

Washington, D.C.

Dear Sir:

Enclosed for the two departments are the minutes of the 1958-59 meeting of the Joint Committee on the Administration of the Government.

The letter of transmittal is also enclosed. The report of the Committee is being submitted to the President and the Senate.

Very truly yours,

W. A. Rorer

Chairman, Joint Committee

on

the Administration of the Government

Washington, D.C.

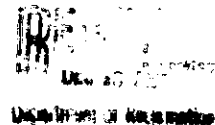
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PETERSON SMITH & SNOW

ACCOUNTANTS AND CONSULTANTS

200 N. 10th Street
BOISE, IDAHO 83718

BOISE, IDAHO
200 N. 10th Street



Department of Reclamation

December 14, 1965

RECEIVED
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

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

Attention: Ralph W. Thomas
Deputy State Reclamation Engineer

Re: Our File No. 64-127

Subject Matter: Assignment and Amendment of Water Permit
No. 8-25258.

Dear Mr. Thomas:

In response to your letter of December 8th, 1965, we have notarized the Assignment of Permit No. 8-25258 from Alma C. Clark and his wife, Elizabeth W. Clark, to George W. Clark and Beulah Clark, husband and wife, and are enclosing the Assignment with the notarization completed herewith.

You state in your letter that you can see no reason why proper rights cannot be secured under this permit, which we are happy to hear, and we would appreciate it if you would notify us as soon as possible as to the acceptance of the Assignments and Amendments.

Apparently the original permit has been lost, and we would therefore like to secure the issuance of an amended permit.

Our partnership check, No. 3580, in the sum of \$2.00 for the two Assignments and Amendments is enclosed pursuant to the request stated in your letter.

Yours truly,

PETERSON SMITH & SNOW

Peter G. Snow

PGS:vw
Encls

825258

PARSONS SMITH & SNOW

ATTORNEYS AND COUNSELLORS AT LAW

BOISE, IDAHO 83720

APPROVED BY
STATE ENGINEER

December 2, 1958

Boise, Idaho

Mrs. Ruel
Department of Reclamation
Boise, Idaho

Re: Our File No. 64-127
Clark, George and Beulah

Subject: Assignment and Amendment of Water Permit
No. G-25258.

Dear Mrs. Ruel:

Enclosed are originals of the following documents:

1. Assignment by Ivan Schreck to Alma C. Clark of all right, title, claim and interest in Water Permit No. G-25258.
2. Assignment from Alma C. Clark and his wife, Elizabeth H. Clark to George W. Clark and Beulah Clark, husband and wife, of all right, title, claim and interest in Water Permit No. G-25258.
3. Application for Amendment--Land List-- of Water Permit No. G-25258 to include ownership of the Southeast quarter (SE $\frac{1}{4}$), and Northeast quarter (NE $\frac{1}{4}$), and East one-half of East one-half (E $\frac{1}{2}$ of E $\frac{1}{2}$) of Northwest quarter (NW $\frac{1}{4}$), all in Section 2, Township 21 South, Range 26 East, Boise Meridian.

I yesterday visited the well site with Mr. Johnson, the water inspector, and he stated your office would advise us as to whether or not it would be necessary to take any action to amend the certificate of completion of water works to the new well as soon as we advised you whether or not measurements showed it to be in the same forty acre tract. As of yet Mr. Clark has not advised us as to the results of the measurement. When he does, we shall forward such information to you.

625-158

To: Mrs. Ruel
Page 2

For the reasons we spoke of on the phone, we should like to know as soon as possible whether the enclosed assignments and amendments will be approved so that we can determine by the end of the month whether or not it will be possible to secure proper water rights on the involved property. Thank you.

Very truly yours,

PARSONS, SMITH & SNOW

Peter G. Snow

PJS:vw
Encls.

HP 25258

December 1, 1943

Mr. J. Edgar Hoover
U. S. Department of Justice

Dear Mr. Hoover:

I am writing you today

in regard to the

case of the

U. S. Navy

and the

U. S. Army

and the

U. S. Air Force

and the

U. S. Coast Guard

and the

U. S. Marine Corps

and the

U. S. Navy Reserve

and the

U. S. Army Reserve

and the

U. S. Air Force Reserve

and the

U. S. Coast Guard Reserve

and the

U. S. Marine Corps Reserve

and the

U. S. Navy Reserve

and the

U. S. Army Reserve

and the

U. S. Air Force Reserve

Respectfully,
[Signature]

Wm. Schuch
 1904
 1905
 1906

On this _____ day of November, 19____, before me, a Notary Public
for the State of Texas, residing at _____
_____ a married man, appeared _____
known to me to be the person whose name is subscribed to the within instrument
and who acknowledged to me that he executed the same.

Best cheap method.

 Drawing of Boxing at Boxing at Boxing

1. Subject: [redacted]

* If fractional part of interest is to be assigned, the fractional part of the loan to which the assigned interest is appurtenant shall be allocated to legal subdivisions.

25258

WARRANTY DEED

Know all men by these presents, that I, the said Grantor, do hereby certify that the within and foregoing instrument is a true and correct copy of the original instrument as the same appears from the records of the County of Cassia, State of Idaho.

And I, the said Grantor, do hereby certify that the within and foregoing instrument is a true and correct copy of the original instrument as the same appears from the records of the County of Cassia, State of Idaho.

And I, the said Grantor, do hereby certify that the within and foregoing instrument is a true and correct copy of the original instrument as the same appears from the records of the County of Cassia, State of Idaho.

And I, the said Grantor, do hereby certify that the within and foregoing instrument is a true and correct copy of the original instrument as the same appears from the records of the County of Cassia, State of Idaho.

And I, the said Grantor, do hereby certify that the within and foregoing instrument is a true and correct copy of the original instrument as the same appears from the records of the County of Cassia, State of Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that said premises are free from all incumbrances.

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: March 10, 1965

STATE OF IDAHO, COUNTY OF Cassia

On this 10th day of March, 1965, before me, a Notary Public in and for said State, personally appeared

W. C. R. R., a single, divorced man,

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

Subscribed at Burley, Idaho, this 10th day of March, 1965.

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at 2 minutes past 10 o'clock, on this 10th day of March, 1965, in my office, and duly recorded in Book of Deeds at page 225.37

FRANK D. R. Notary Public in and for the State of Idaho

By 4th day of March, 1965, Fee \$1.00, Mail fee, and later 1965

INSTRUMENT NO. 22507

State of Idaho
County of Clark

SS

I hereby certify that the foregoing
instrument is a true and correct
copy of the original as recorded in
the office.

Subscribed and sworn to before me on the 2nd day of June, 1967
at the County of Clark, State of Idaho
Notary Public for Idaho

SECRET

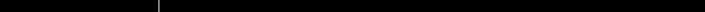
[illegible][illegible]

11-11-61

100

SECRET

8-3-58



May 15, 1942

THE SECRETARY OF THE ARMY

WASHINGTON, D. C.

SUBJECT: [REDACTED]

1. [REDACTED]

2. [REDACTED]

3. [REDACTED]

4. [REDACTED]

5. [REDACTED]

6. [REDACTED]

7. [REDACTED]

8. [REDACTED]

9. [REDACTED]

10. [REDACTED]

11. [REDACTED]

12. [REDACTED]

13. [REDACTED]

14. [REDACTED]

15. [REDACTED]

16. [REDACTED]

17. [REDACTED]

18. [REDACTED]

19. [REDACTED]

20. [REDACTED]

21. [REDACTED]

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23. [REDACTED]

24. [REDACTED]

25. [REDACTED]

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27. [REDACTED]

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29. [REDACTED]

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31. [REDACTED]

32. [REDACTED]

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37. [REDACTED]

38. [REDACTED]

39. [REDACTED]

40. [REDACTED]

41. [REDACTED]

42. [REDACTED]

43. [REDACTED]

44. [REDACTED]

45. [REDACTED]

46. [REDACTED]

47. [REDACTED]

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49. [REDACTED]

50. [REDACTED]

51. [REDACTED]

52. [REDACTED]

53. [REDACTED]

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55. [REDACTED]

56. [REDACTED]

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59. [REDACTED]

60. [REDACTED]

61. [REDACTED]

62. [REDACTED]

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64. [REDACTED]

65. [REDACTED]

66. [REDACTED]

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88. [REDACTED]

89. [REDACTED]

90. [REDACTED]

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92. [REDACTED]

93. [REDACTED]

94. [REDACTED]

95. [REDACTED]

96. [REDACTED]

97. [REDACTED]

98. [REDACTED]

99. [REDACTED]

100. [REDACTED]

...and
... ..
... ..
... ..

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

100-443887-100

10-10-68

100-443887-100

100

100-443887-100

10-10-68

[illegible]

REPORT OF ENGINEER

This grant is for completion of work ~~in the~~ In Water District No. _____

3. Water is used for: Irrigation
4. 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):
T. 2 N., R. 10 E., S. 10 N., S. 11 N., S. 12 N., S. 13 N., S. 14 N., S. 15 N., S. 16 N., S. 17 N., S. 18 N., S. 19 N., S. 20 N., S. 21 N., S. 22 N., S. 23 N., S. 24 N., S. 25 N., S. 26 N., S. 27 N., S. 28 N., S. 29 N., S. 30 N., S. 31 N., S. 32 N., S. 33 N., S. 34 N., S. 35 N., S. 36 N., S. 37 N., S. 38 N., S. 39 N., S. 40 N., S. 41 N., S. 42 N., S. 43 N., S. 44 N., S. 45 N., S. 46 N., S. 47 N., S. 48 N., S. 49 N., S. 50 N., S. 51 N., S. 52 N., S. 53 N., S. 54 N., S. 55 N., S. 56 N., S. 57 N., S. 58 N., S. 59 N., S. 60 N., S. 61 N., S. 62 N., S. 63 N., S. 64 N., S. 65 N., S. 66 N., S. 67 N., S. 68 N., S. 69 N., S. 70 N., S. 71 N., S. 72 N., S. 73 N., S. 74 N., S. 75 N., S. 76 N., S. 77 N., S. 78 N., S. 79 N., S. 80 N., S. 81 N., S. 82 N., S. 83 N., S. 84 N., S. 85 N., S. 86 N., S. 87 N., S. 88 N., S. 89 N., S. 90 N., S. 91 N., S. 92 N., S. 93 N., S. 94 N., S. 95 N., S. 96 N., S. 97 N., S. 98 N., S. 99 N., S. 100 N., S. 101 N., S. 102 N., S. 103 N., S. 104 N., S. 105 N., S. 106 N., S. 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(Submit map on attached plot, showing location and details of above description.)

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

Remarks: Contacted Mr. Schreink.
Mr. Schreink has a pasture ¹⁰⁰acres named B. L. Hofman. Arden
Falls, Ida. Fenced first year and then put in Soil
Bank and has been ever since.

This presentation was made on the

9th day of 1941. 196-
 Charles J. [illegible] & [illegible]



Allow: 1/2 hr only

See note
from Farmers
Home Admin.
in 43-4020
concerning this
permit.



05058
43-847

204 PAPER 6 L.S. 5-5-93

**From Interests
to Values**

Subject: **Subject:**

Dear Mr. Schuch:

The undersigned receipt of the Department of Labor and the undersigned officials of public place to the Bureau of Labor and Statistics to report on the progress of the work of the Bureau of Labor and Statistics in the field of research and statistics as on the 1st of January, 1914.

Very respectfully,
The Hon. Secretary of Labor

Business transactions are taken in this unit. This has happened that a
State constitution to serve by an agreement with this department.

to expect tell just what this committee will do next, but our staff
thought they did and protect you in the case he makes the same mistake
as last time again my best wish to you and your family.

Respectfully,
[Signature]

100-443887-1

1997

10-11-68

10-10-68

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

Re

Abstract of Publication

The Daily Herald-Examiner

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
COUNTY OF CAMERON

Oral Jones

I, Oral Jones, being duly sworn, depose and say that he is the printer of The Daily Herald and/or The Daily Examiner, a weekly newspaper published at Burley in the County of Cameron, State of Idaho; that the said newspaper has a general circulation in said county and that the said newspaper is published weekly and has been continuously and consistently published in said county, and the frequency then over a week, during a period of seventy-two consecutive weeks immediately prior to the first publication of the process herein before referred to;

That said newspaper at all times heretofore aforesaid has been a newspaper of general circulation, made up of at least four pages of at least three columns each, printed from typed matter of manuscript form of at least one column and three-fourths column depth, and during the whole of said time has had at least one hundred lawfully subscribed living within said County of Cameron.

Affiant further states that the printed process attached hereto was duly published according to law, in the regular weekly edition of the said newspaper and not in any supplement thereof, on ... OCT ... consecutive weeks, commencing with the issue dated NOV. 22, 1948, and ending with the issue dated DEC. 22, 1948.

Subscribed and sworn to before me this ... day of ... 1948

My Comm. Expires June 4, 1949

NIELSEN & NIELSEN
NIELSEN & NIELSEN

NIELSEN & NIELSEN
A. NIELSEN & S. NIELSEN
NIELSEN & NIELSEN
NIELSEN & NIELSEN

March 19, 1960

RECEIVED
MAR 21 1960
Department of Reclamation

Department of Reclamation
State House
Joliet, Idaho

Gentlemen:

Enclosed you will find the proof on Permit No. G-25156, in
the name of Ivan Schreck.

Also in my affidavit in regard to this application. As you
will note the reason the Proof of Application of Water to Beneficial
Use was not completed was because of family difficulty.

Very truly yours,

NIELSEN & NIELSEN

Harold Nielson
Harold L. Nielson

ENCL.

Encl.

625258



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEO. H. CARTER, STATE RECLAMATION ENGINEER
BOISE

March 17, 1961

MAR 23 1961
Department of Reclamation

Re: Permit No. G-25258

Mr. Ivan Schrenk
Dale, Idaho

Dear Mr. Schrenk:

We would like to know the date on which you plan to start irrigation.

Due to the heavy work load of permits to be examined this year, this information would help to schedule and direct our attention to areas in which early irrigation has started.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

Loy W. Gornson
LOY W. GORNSON
Field Engineer

258

OGGJL:ew
3/161

*In answer to your letter
will be being using the irrigation
my this season except in later part
season for stock water storage. The land
under soil conservation one half of the permit
has been Schrenk & the permit*

RECORDED
MAR 3 1960
Department of the Interior

ALLEGAT

STATE OF IDAHO)
County of Cassia) ss.

I, NORMAN M. WILSON, being first duly sworn depose and say:

That I am a Notary Public in and for the State of Idaho, County of Cassia, and that there was to have been made before me an old Notary Public on the 17th day of December, 1956 a Proof of Application of Water to Beneficial Use.

That on the 17th day of December, 1956, no protests were filed on the Application of Water to Beneficial Use and that no protests have been filed since that date.

The reason that Proof was not made on that date or within the period of time thereafter was because of family difficulty between Ivan Schrank the holder of said patent and his wife and it was not until this difficulty was discontinued that the Mr. Schrank desired to continue with the proof of Application of Water to Beneficial Use.

That this is the true and correct statement of the facts.

Subscribed and sworn to before me this 17 day of March, 1960.

Notary Public in and for the State of Idaho
My Comm. Ex. 1000, 1956

(Seal)

My Commission Expires

March 1960

25258

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 172

Proof of Application of Water to Beneficial Use
Application of Works

Deposition of Holder

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

Ans. ☒ Ivan Schrank, Residence, Burley, Idaho, occupation, Farmer, post office address, Deale, 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. Permit No. 25252, Date of Permit, 13th of November, 1934, date of priority, November 13, 1934.

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

Ans. Source of water supply is a subterranean well. Said well located in the Southeast Quarter of the Southeast Quarter of Section 2, Township 11 North, Range 26.

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

Ans. The diversion works consists of open ditches, the amount of water the ditches are capable of conveying from point of diversion to place of use is approximately 5 cubic feet per second. There are no canals, ditches, or other works by which water is conducted to places of use. There is a well on the said property, the depth of the well is 200 feet, the depth and size of casing is a 16 inch casing down 51 feet, the depth of the water is 172 feet. A Marlow pump and U.S. Motor has been installed in the said well; the pump produces 5.3 cubic feet per second of water and this was measured by the use of a prior.

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. The water is used for irrigation and is used to irrigate the Southeast Quarter of the Northeast Quarter of the Southeast Quarter of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 2, Township 11 North, Range 26, E. R. R.

And the Northeast Quarter of the Southeast Quarter of Section 35, Township 10, Range 26, E. R. R. All of the land described in Section No. 4, can now and has been cultivated and irrigated by the use of the water from the said well. That the land has been irrigated from desert land and the crops of the improvements that have been placed on said land consist of a well, a pump, a motor, a pump, a motor, a pump, a motor, and a pump.

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

Ans. None

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

Ans. The minimum amount of water required is 5.2 cubic feet per second.

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. I am the person/originally made application for permit no. 25258.

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

Ans. The water on the above described property has been diverted under said above mentioned permit since the cropping season of 1956 and has been used every cropping season since that date.

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

Ans. There is no water available to the above described property other than that water which has been produced from the well described in Permit No. 25258, and described in this deposition.

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Burley

County of... Cassia... State of Idaho, on this 24 day of March

A. D. 1960.

My commission expires May 18, 1962

825258

100 17A

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

MAR 3 1960

Department of Reclamation

Permit No. _____

Proof of Application of Water to Beneficial Use

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 post-office address.

Ans. Andrew G. Erickson, 32 years of age, Residence, Boise, Idaho, Post Office Address, Boise, Idaho.

Ques. 2. Are you acquainted with _____, the holder of Permit No. 8-2548? How long have you known him and where does he reside?

Ans. I have known Ross Schenk for approximately 30 years, his residence is Burley, Idaho and his post office address is Boise, Blaine County, Idaho.

Ques. 3. Have you read or heard read said Permit No. 8-2548, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The source of water supply is a subterranean well, the place of diversion is in the Southwest Quarter of the Southwest Quarter of Section 2, Township 12, South, Range 26, East Boise Meridian. The works of diversion consist of a well, pump, and surface ditch which convey the water from the point of diversion to place of use.

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

Ans. The diversion ditch will carry approximately 5 second feet of water from place of diversion to place of use and I have seen approximately 1.2 cubic feet of water being conveyed.

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

Ans. I have observed the pump located in the well described in this deposition deliver approximately 1.2 cubic feet per second of water. I measured this by comparison with other wells in the immediate vicinity having a known quantity of water being produced from said wells.

B-2548

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

Ans. Water is used for irrigation and is used to irrigate the Southeast Quarter of the Northeast Quarter, the Southwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter all in Section 2, Township 11, South, Range 26, S. 2. R., and the Northeast Quarter of the Southeast Quarter of Section 25, Township 10, South, Range 26, Rm. All of the acreage described in this question can be irrigated and has been irrigated by me.

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

Ans.

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

Ans. The land has been reclaimed, has been desert land, and there is no water available to the property described in question 7 other than that produced from the well. The amount of water required for profitable use could be 5.2 cubic feet per second.

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

Ans. I have no interest in the works, water or land mentioned in this deposition.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have been on the ground on numerous occasions during the past years and have witnessed the application of water to beneficial use.

(Signed) Thomas B. Peterson

I hereby certify that the foregoing testimony was read to the above subscriber before his 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 _____

County of _____, State of Idaho, on this 24 day of _____, A. D. 19 60.

Harmon B. Wilson
Notary Public

My commission expires May 12, 1962

on the water produced from the said well. That the land has been reclaimed from desert land and has been put into irrigated ground and the improvements that have been made on the ground in that a well has been drilled, a pump and water has been installed, the land has been fenced and has been leveled and ditches have been constructed on the said property.

32548

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 0-2528

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses on this form, taken separately, required in each case.

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

Ans. George M. Merrill, 65 years of age, residence, Burley, Idaho, occupation
farmer, post office address Burley, Idaho

Ques. 2. Are you acquainted with Irma Schreck, the
holder of Permit No. 0-2528? How long have you known him and where does
he reside?

Ans. I have known Irma Schreck for approximately 40 years. His residence is
Burley, Idaho. His post office address is Buda, Idaho.

Ques. 3. Have you read or heard read said Permit No. 0-2528, and are you
familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. The source of water supply is a subterranean well. The place of diversion is in
the Southwest Quarter of the Southeast Quarter of Section 2, Township 11, South, Range 26,
East Boise Meridian. The works of diversion consist of a well, pump, and surface ditches
which carry the water from the point of diversion to place of use.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. The diversion ditches will carry approximately 4 second feet of water from place
of diversion to place of use and I have seen approximately 5.2 cubic feet of water being
Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. I have observed the pump located in the well described in this deposition deliver
approximately 5.2 cubic feet per second of water. I measured this by suspension with
other wells in the immediate vicinity having a known quantity of water being produced
from said wells.

conveyed through the said diversions.

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

Ans. Water is used for irrigation and is used to irrigate the Southeast Quarter of the Northeast Quarter, the Southwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter all in Section 1, Township 11, North, Range 26, E. B. M., and the Northeast Quarter of the Southeast Quarter of Section 15, Township 10, South, Range 26, E. B. M. All of the acreage described in this question can be irrigated and has been irrigated by --

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

Ans.

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

Ans. The land has been reclaimed, has been desert land, and there is no water available in the swampy described in question 7 other than that produced from the well. The amount of water required for profitable use would be 5.2 cubic feet per acre.

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

Ans. I have no interest in the works, water or land mentioned in this Application.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have been on the ground on numerous occasions during the past years and have witnessed the application of water to beneficial use.

(Signed) John H. Hannon

I hereby certify that the foregoing testimony was read to the above subscriber before his 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 _____

County of _____, State of Idaho, on this 14 day of March, A. D. 1940.

Wm. H. Hannon
Notary Public

My commission expires May 12, 1942

with water produced from the said well. That the land has been reclaimed from desert land and has been put into irrigated ground and the improvements that have been made on the ground is that a well has been drilled, a pump and motor has been installed, the land has been fenced and has been leveled and ditches have been constructed on the said property.

825238

ABSTRACT OF THE BUREAU PERMIT 6-7144

PERMIT NO.: 6-7144, Iowa Bureau
PRIORITY: December 5, 1964
BANK LIST: 1000, Section 10, 7144-7145; 1000, 1000, 1000, 1000,
Section 7, 7144-7145.
POINT OF DIVERSION: 1000, Section 7, 7144-7145
QUANTITY OF WATER: 5.1 c.f.s.

March 24, 1964 Certificate of Completion of Work
March 27, 1964 Mr. Schrock stated land was under all construction
one half of the Permit.
May 9, 1964 Engineer Report states that the land was farmed the first
year and then put in Soil Bank, and has been there ever
since.
June 22, 1964 Notice that Permit is hereby held for cancellation -
sent to Mr. Schrock.
June 15, 1964 Letter from Alvin G. Clark states they had purchased the
property and thought the Permit complete.
July 27, 1964 Letter from Mr. Knight states that Clyde Smith was diverting
water from Schrock will be irrigate in Section 11, 11-26.
This diversion started July 28-31, 1964.

0-55358

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RE: Permit No. G- 2258

TO: Frank S. Brown

Boise, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G 2258 to appropriate the Public Waters of the State of Idaho, have not been complied with as to Completion of Work as Prescribed by Permit No. G 2258

YOU ARE HEREBY Notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G 2258 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from the date of this notice why said Permit should not be cancelled.

Said PERMIT No. G 2258 claims the use of 5.2 cubic feet per second of the Subterranean Waters of a well with point of diversion located SW 1/4 of Sec. 2, T2N, 11 S., R2E, 26 N.E.M. was approved November 13, 1954.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 11th day of February, 1960.

825258

State Reclamation Engineer



GOVERNMENT PRINTING OFFICE
WASHINGTON, D. C.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

OFFICE OF THE STATE RECLAMATION ENGINEER

BOISE

February 17, 1956

RE: Permit No. 3-2-113

Mr. Ivan Schrenk
Burley, Idaho

Dear Mr. Schrenk:

We received, December 17, 1955, affidavit of completion of the terms of proof of completion of works and beneficial use of water under Permit No. 3-2-113 which was to have been made before Herman H. Nielson, State Engineer at Idaho, December 17, 1955. The proofs have never been received.

The enclosed Notice allows you some time in which to show or certify that the Permit should not be cancelled.

The Permit was for 5.2 c.f.s. from a well in the SW¹/₄SE¹/₄ of Sec. 2 to irrigate 300 acres in E¹/₂NE¹/₄, SW¹/₄NE¹/₄, NE¹/₄NE¹/₄, SE¹/₄NE¹/₄ Sec. 2, Twp. 11 S., Rge. 26 E., S. 35, and SE¹/₄SE¹/₄ of S. 35, Twp. 10 S., Rge. 26 E., S. 35.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By

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

EPH

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

525258

1980-1981

SECRET

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

1. The first of these is the fact that the Commission has not yet received any information from the Government of the United States regarding the activities of the Committee for the Liberation of the People of the East (CLPE) in the United States. The Commission is therefore unable to determine whether the CLPE is a legitimate organization or a subversive one.

• 4 •

~~The~~ The water shall flow at the rate of one foot per second of the waters of _____ shall rise the surface
of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. _____ heretofore issued by the
Department of Reclamation of the State of Idaho.

- PD - 501488/4 - 2e - Temp 114.1 - 120.

825258

1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26

1995

Department of Defense

DATE: 04-04-00
PAGE: 10

Abstract

As a result of your acknowledgment of notice, the
 publication of Notice of proof of Completion of some and a
 notice of state to beneficial use, on April 10, 1964, the state
 of Nevada. At the same time we requested that you
 contain the publication.

To date we have not received a copy of the paper concerned
same. We would appreciate receiving a copy in order that we may
cover the publication.

The Notice was to have been published prior to 17.2.1964.

Very truly yours,

Clark H. Kulp
State Registration Engineer
By _____

By Edna P. Rutledge
Jurat Clerk

1525258

P.S. I'm sure we mail you a first proof at time & are mailing today the affidavit of publication & also statement sent out to Ivan Schenck & Hilson & Hilson, attorneys

Very truly yours
 J. Bonley Herald Publication
 by Hazel & Linda C. B.

Carley, Idaho
Nov. 30, 1900

Dear Mr. Galt:

This is to acknowledge the receipt
of the legal fee from cement of Carley. We will
place it in Carley's paper and run for four
consecutive issues to A. G.

Very truly yours

Edw. H. Galt
by Edw. H. Galt

Mr. Wm. H. Galt,
State Reclamation Engineer
Dept. of Reclamation
Boise, Idaho

B5358

STATE OF IDAHO
DEPARTMENT OF REGULATION
BOISE, IDAHO

Re: Permit No. 0-20400

Date: November 19, 1906

Walter Gould
Hartley, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 17th, 1906 the date set for proof, the expense of the publication to be paid by the applicant, Attorneys, Wilson & Wilson, P.O. Box 647 of Hartley Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

MARK E. HULP
State Registration Engineer
By

Chief Clerk

825258

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 2, 1956
(P. O.) Burley, Idaho

TO THE STATE RECLAMATION ENGINEER:

Burley, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Burley Herald of Burley, Idaho published in
the country in which the works are situated

Dean Schrock

(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

825258

NIELSEN & NIELSEN
ATTORNEYS AND COUNSELLORS AT LAW
P. O. BOX 111
R. 1452 (PAND)

A. M. NIELSEN
N. M. NIELSEN

November 15, 1956

RECEIVED
11/16/56
Department of Reclamation

Mr. Mark R. Halp
State Reclamation Engineer
Reclamation Dept., State of Idaho
 Boise, Idaho

Dear Mr. Halp:

We are enclosing herewith Notice of Proof of Completion
of works and Application of Water to Beneficial Use, in duplicate,
together with Notice to have publication made.

We have set the date of hearing as December 17, 1956.

Will you please process these instruments.

Very truly yours,

NIELSEN & NIELSEN

Norman H. Nielsen
Norman H. Nielsen

tg
Encl.

825258

October 1, 1966

TO
FROM
SUBJECT

RE

DATE

TIME

PLACE

STATUS

REMARKS

INITIALS

SIGNATURE

DATE

TIME

PLACE

STATUS

REMARKS

INITIALS

SIGNATURE

DATE

TIME

PLACE

STATUS

REMARKS

12

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

September 1, 1956

Mr. Ivan Schrank
Boala
Idaho

Dear Sir:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. 0-25258. This notice should be filled out in duplicate and returned to this office at least 60 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than November 13, 1956.

Very truly yours,

WILL E. KARP

State Reclamation Engineer

025258

Sept 27-52
Meadow, S. Hillman
Hillman, S.

Here is the permit
No. 25258
description

11-26-2 Sec.

SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

11-26-2 Sec.

NE $\frac{1}{4}$ - SE $\frac{1}{4}$

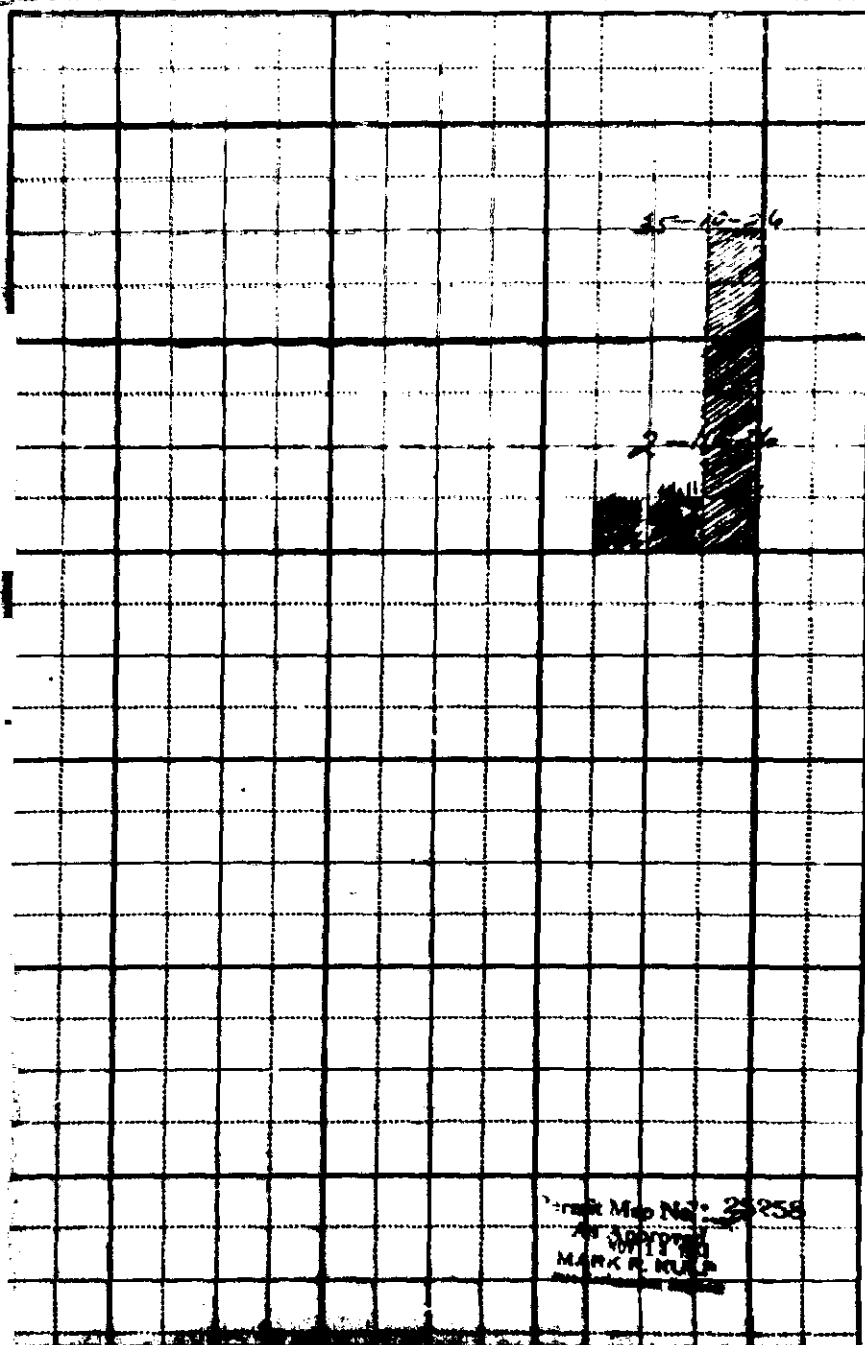
10-26-35 Sec.

NE $\frac{1}{4}$ - SE $\frac{1}{4}$

Ivan Schmitt
25258

NAME OF APPLICANT John R. Kulp

Form No. 8



November 25, 1944

RE: Form 1-1, 3-20-44

Mr. William E. Johnston
Director of Law
Chicago, Ill.

Dear Mr. Johnston:

On October 20, 1944, I wrote to the head of your office
regarding the Department's interest in the A-20 and the B-24 in the
Chicago area.

Although the Department states that only one year will be
allowed to complete the investigation, I am sure that the Department
will take the time to complete the work of this Bureau in 1944.

Thank you very much for the letter of the earlier date and
the report which is being sent to you.

NIELSON & NIELSON
ATTORNEYS AT LAW

6 E. 42, IDAHO

Boise, Idaho

A. N. NIELSON
J. E. NIELSON

10-27-57
Dept of Reclamation
Boise

State of Idaho
Department of Reclamation
Boise, Idaho

Sir:

At the request of Isaac S. Nielson, Jr., we are sending application for water right. If your check for \$100 is present in the office.

We believe you will find the application in proper form, if not, please inform any additional information necessary. After you have filed the same, we will submit the application to our office. Thank you.

Very truly yours,

NIELSON & NIELSON

By *A. N. Nielson*

A. N. Nielson

WHP

ENCL.

125538