

Department of Water Administration

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

Ruth DeThomas, being first
duly sworn, deposes and says that he is the
Editor of The Minidoka County
News, a weekly newspaper published at Rupert,
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 The Minidoka County News for

2 consecutive weeks, commencing
with the issue dated Nov 24, 1970, and
ending with the issue dated Dec 1, 1970

Ruth DeThomas
Subscribed and sworn to before me this

1st day of December, 1970

Joan Allen Notary Public

Cost of Publication 10.81 Pd.

Notary Fee

Total Cost

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Pete Wakewood, Route 5, Rupert, Idaho, has received an approved Permit No. G-33497/36-2685 issued by the Idaho Department of Water Administration authorizing the diversion of 0.38 cubic feet per second of water from a ground water source. The priority to be established under this permit is February 27, 1967 and the permit was approved March 2, 1967.

Water is to be diverted by well from a point within the SW1/4SE1/4, Sec. 25, T.8S, R. 23E, B.M., Minidoka County, to be used for irrigation in the S1/2SE1/4, Sec. 25, T. 8S, R. 23E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before March 2, 1972. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON

Director, Idaho Dept. of Water Administration, STATEHOUSE, Boise, Idaho

Published in the Minidoka County News, Rupert, Idaho, on November 24 and December 1, 1970.

No. 1026 - Nov.24, Dec.1, 1970

R. 23 E.

32

T.
8
S.

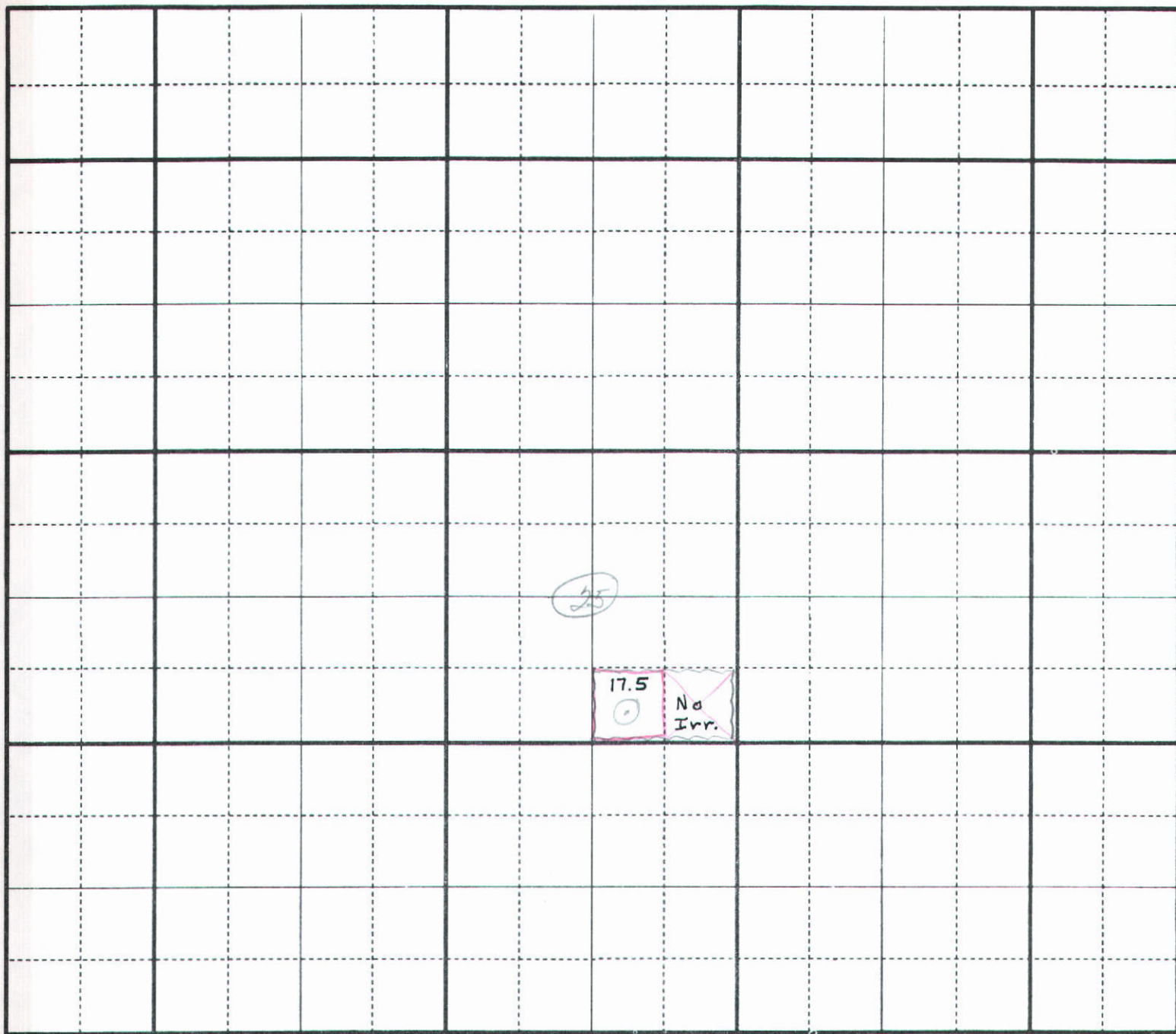
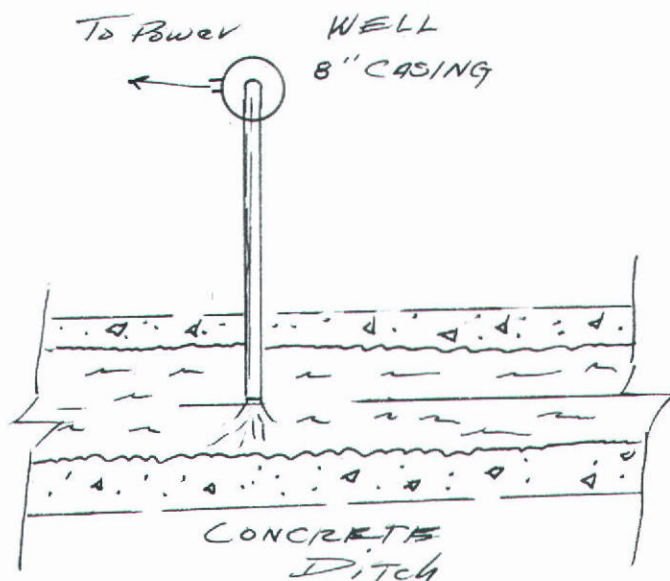
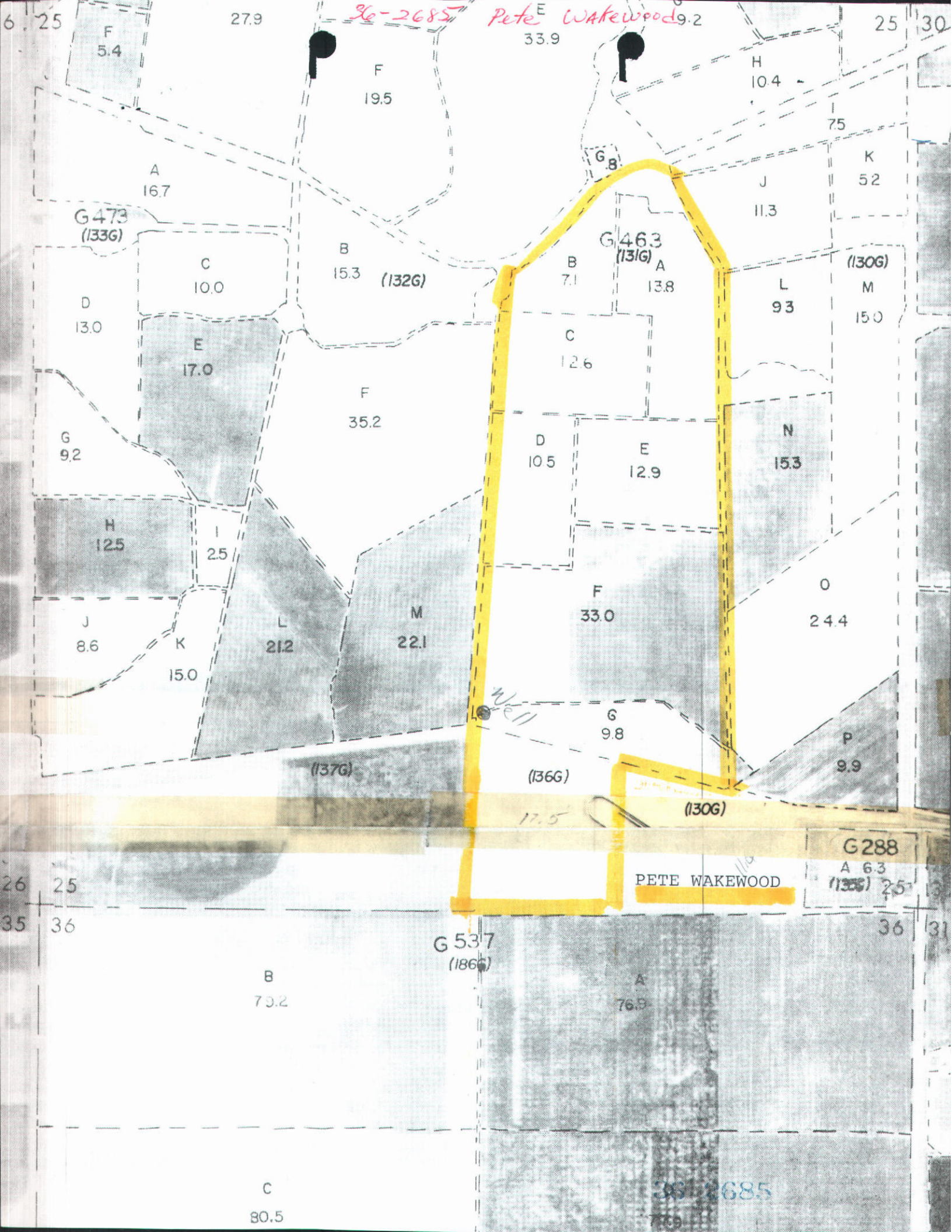


Diagram of System

DATE	EXAMINATION RECORDS
10-27-72	Completed EXAM.
_____	by: GLP
_____	by: _____
_____	by: _____
_____	by: _____
_____	by: _____





36-2685 Pete Wakewood

G473
(133G)

G463
(131G)

(130G)

(137G)

(136G)

(130G)

PETE WAKEWOOD

G288
A 6.3
(1355) 25

G537
(186G)

36-2685

Important Information About Your Water Right

August 27, 2001

SHIRLEY K FREIBURGER
WALTER C FREIBURGER
RT 3 BOX 319
RUPERT, ID 83350

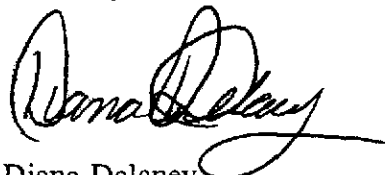
Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an *Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 36-02685. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This *Order* also incorporates into the *Partial Decree* an express statement that the *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This *Order* in combination with the *Partial Decree* that was issued for this water right on January 15, 1998, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the *Partial Decree* to show evidence of the water right. The original of this *Order* and the original of the *Partial Decree* for this water right are on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Order* is entered *Nunc Pro Tunc*, meaning that the *Order* will be treated as if it were issued the same date that the *Partial Decree* was originally issued.

Sincerely,



Diana Delaney
Case Administrator

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
)
)
Case No. 39576)

Water Right 36-02685

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on January 15, 1998. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court at a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated August 27, 2001

Roger Burdick
ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 36-02685

1998 JAN 15 PM 12:04

NAME & ADDRESS: WALTER C FREIBURGER
SHIRLEY K FREIBURGER
RT 3 BOX 319
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.35 CFS
70.0 AFY

PRIORITY DATE: 02/27/1967

POINT OF DIVERSION: T08S R23E S25 SWSWE Within MINIDOKA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		Irrigation Season	0.35 CFS 70.0 AFY

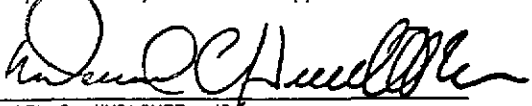
PLACE OF USE: IRRIGATION Within MINIDOKA County
T08S R23E S25 SWSE 17.5
17.5 ACRES TOTAL

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

PROPERTY IS ALSO KNOWN AS TRACT K, S25, T08S, R23E.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

• •

This
Right has been
Decreed in the
SRBA.

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33497/36-2685 Priority Feb. 27, 1967 Amount 0.35 cfs

THIS IS TO CERTIFY, that PETE WAKEWOOD
of Rupert, Idaho, has complied with the terms and conditions of Permit
No. 33497/36-2685 issued pursuant to Application for Permit dated February 27, 1967,
and has submitted proof to the Department of Water Administration on January 14, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.75 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 0.35 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)

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

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

Subject, however, to the condition that no more than 0.35 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 25, Twp. 8 S, Rge. 23 E, B.M.

in the county of Minidoka; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 70 acre feet per year or _____
4.0 acre feet per acre.

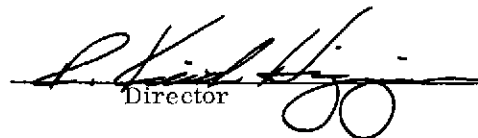
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8 S	23 E	25															17.5		17.5

Total number of acres irrigated 17.5

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of
May, 19 73.


Director

36 2685

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

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duly published according to law in the regular
weekly editions of The Minidoka County News for

2 consecutive weeks, commencing
with the issue dated Nov 24, 1970 and
ending with the issue dated Dec 1, 1970

Ruth DeThomas
Subscribed and sworn to before me this

1st day of December, 1970

Joan Allen Notary Public

Cost of Publication 10.51 + 1.

Notary Fee _____

Total Cost _____

NOTICE OF DIVERTING WATER PERMIT

Notice is hereby given that
Pete Wakewood, Route 5,
Rupert, Idaho, has received
an approved Permit No. G-
33497/36-2685 issued by the
Idaho Department of Water Ad-
ministration authorizing the di-
version of 0.38 cubic feet per
second of water from a ground
water source. The priority to
be established under this per-
mit is February 27, 1967 and
the permit was approved March
2, 1967.

Water is to be diverted by
well from a point within the
SW1/4SE1/4, Sec. 25, T.8S, R.
23E, B.M., Minidoka County,
to be used for irrigation in the
S1/2SE1/4, Sec. 25, T. 8S,
R. 23E, B.M.

Proof of the application of
the water to beneficial use is
to be submitted to the Depart-
ment on or before March 2,
1972. Any protests against the
issuance of the license for the
above referenced permit should
be filed with the Idaho Depart-
ment of Water Administration
within ten (10) days of the last
date of publication of this no-
tice or prior to the licensing
of the permit. Licensing may
commence prior to the date
beneficial use proof is due with-
out further notice.

R. KEITH HIGGINSON

Director, Idaho Dept. of
Water Administration, STATE-
HOUSE, Boise, Idaho

Published in the Minidoka
County News, Rupert, Idaho,
on November 24 and Decem-
ber 1, 1970.

No. 1026 - Nov. 24, Dec. 1, 1970

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-33497/36-2685)

in the name of PETE WAKEWOOD

)
) ORDER MODIFYING REQUIREMENTS
) FOR COMPLETION OF PERMIT TO
) APPROPRIATE WATER
)

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

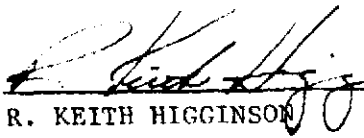
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-33497 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedure as follows:

1. The above numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 3 day of November, 1970.


R. KEITH HIGGINSON
Director

33497
36-7

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41735
Permit No. G- 33497
District No.

1. Name of Applicant: Pete Wakewood
Postoffice address: Rupert (Rt #5) County: Minidoka State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second .38 or Idaho
Miners' inches 19 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 25
Twp. 8 S , Rge. 23 E , B.M., County of Minidoka
5. Water is to be used for: irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works:
8. Estimated cost of works: \$
9. (a) Is reservoir to be used?
(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
years. 5
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:
 - (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) 19 inches (cubic feet per second, inches or gallons per minute) is for new lands.

LICENSE ISSUED FOR 0.35 SEC. FT.
 LICENSE PAGE NO. _____

Address all communications to:

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G

41735

Permit No. G

33497

Water District No.

RECEIVED
FEB 27 1967
9:00 A.M.
Department of Reclamation

1. Name of applicant: Pete Wakewood
Post office address Rupert R. 5 County Minidoka State Idaho
2. Quantity of water claimed: 19 ins. 244 cfs
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 25
Twp. 8s, Rge. 29e, B.M., County of Minidoka
5. Water is to be used for: Irrigation
6. If for domestic, municipal, industrial or recreational purposes give:
 - (a) Point of use of water is in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 25
Twp. 8s, Rge. 29e, B.M.
 - (b) Waste water or sewage effluent is to be returned to Same
at a point in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 25, Twp. 8s, Rge. 29e, B.M.
7. Kind of Works:
8. Estimated cost of works: \$
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 24 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:

(Continued)

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:

(Give irrigable acreage in each 40-acre subdivision)

[illegible]

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: _____

(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) 19 ~~25~~ inches (cubic feet per second, inches or gallons per minute) is for new lands.

2-23494

Remarks:

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.

Ester J. Mahwood
Applicant

By _____, Agent

4-33-194

Approval of State Reclamation Engineer

The number of this permit is G 33497
Recorded in Book 117 Page 33497 Approved MAR 2 1967

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

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

One-fifth of the work above specified to be completed on or before September 2, 1969

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before March 2, 1972

Witness my hand this 2nd day of March, 19 67

R. Keith Higgins
State Reclamation Engineer

IN TESTIMONY WHEREOF, We DON SAMUELSON, Governor of the State of Idaho,

and EDSON H. DEAL, 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 2nd day of March, 19 67

Countersigned:

STATE OF IDAHO

By

Edson H. Deal
Secretary of State

By

Don Samuelson
Governor.

No. G 33497

PERMIT

Date of first receipt at office of State Reclamation Engineer

February 27, 1967 9:00 A.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 5.00

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof .25

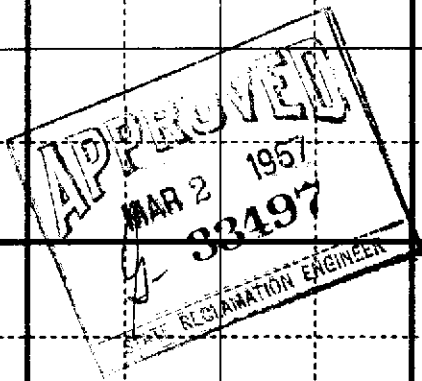
4-331194

NAME OF APPLICANT

Pete Makewood

Form No. 0

R 23 E.



24

185.

26

25

SW

36

This
Right has been
Decreed in the
SRBA.

May 8, 1973

Re: License No. 33497/36-2685

Mr. Pete Wakewood
Route 5
Rupert, Idaho 83350

Dear Mr. Wakewood:

Enclosed please find a copy of the Water License issued on the above referenced permit.

Sincerely,

Bobby D. Fleenor
Assistant Director

kss

Enclosure

cc: Mr. Roger D. Ling
Attorney at Law
Rupert, Idaho

36 2685

April 20, 1973

Mr. Pete Wakewood
Route # 5
Rupert, Idaho 83350

Dear Mr. Wakewood:

A representative of this Department has made an examination of the works covered by your Permit No. 33497/36-2685 and has found the following:

Quantity of water diverted: 0.75 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.35 cfs

The maximum quantity diverted shall not exceed 70 acre feet per year.

Beneficial use: Irrigation of 17.5 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 25, Twp. 8S, Rge. 23E, B.M.

Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Twp. 8S, Rge. 23E, B.M.

Priority date established: Feb. 27, 1967

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

36 2685

BDF:DR

cc: Mr. Roger D. Ling
Attorney at Law
Rupert, Idaho

ROBERT M. NIELSEN
ASSOCIATE

ROGER D. LING
ATTORNEY AT LAW
TOEBALING BUILDING
P. O. BOX 396
RUPERT, IDAHO 83350

RECEIVED

AREA CODE 208
TELEPHONE 436-4717

April 16, 1973

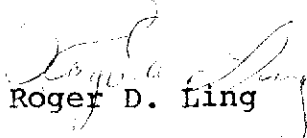
Department of Water Administration
State of Idaho
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. G-33497/36-2685

Gentlemen:

I have been contacted by Mr. Pete Wakewood of Route #5, Rupert, Idaho, the holder of the above permit, in regard to his proof of application of water to beneficial use. Proof was mailed to your office on the 13th day of January, 1972 and subsequent to that time, an employee of the Department of Water Administration inspected his works. Since that time, Mr. Wakewood has heard nothing further in regard to the issuing of his license. Will you please advise this office as to whether or not there is anything further that Mr. Wakewood must do to obtain his license. If there are any reasons whatsoever why the license should not be issued, please notify this office so that we may proceed immediately to take such action as is necessary to obtain a license.

Very truly yours,


Roger D. Ling

RDL/jh

36 2685

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

1. Name of permit holder Pete Wakewood 532-4367 High School
 Post office address Route 5, Rupert, Idaho 4754 Phone _____
300W
 Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ Subterranean
 (name spring, stream, etc.)
 Tributary to _____

3. Water will be used for the following purposes:

Amount 0.38 c.f.s. for Irrigation
 _____ AF/Annum (nature of use)

Period of Use: from March 15 to Nov. 15
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 33497/36-2685
 Examination for B/U

4. Total amount to be appropriated:

Max Rate of Diversion 0.38 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 8S N/S, Range 23E E/W, B.M., Section 25, Subdivision SW $\frac{1}{4}$ SE $\frac{1}{4}$, Minidoka
 County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
 County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
 County

Other Points of Diversions: _____

Description of diverting works: Water is diverted from a 200 foot well with 8" casing
through a 4" discharge pipe by means of a 20 h.p. submersible pump and motor,
discharged into a concrete ditch for conveyance.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8S	23E	25															9	10	19

T.
8
S.

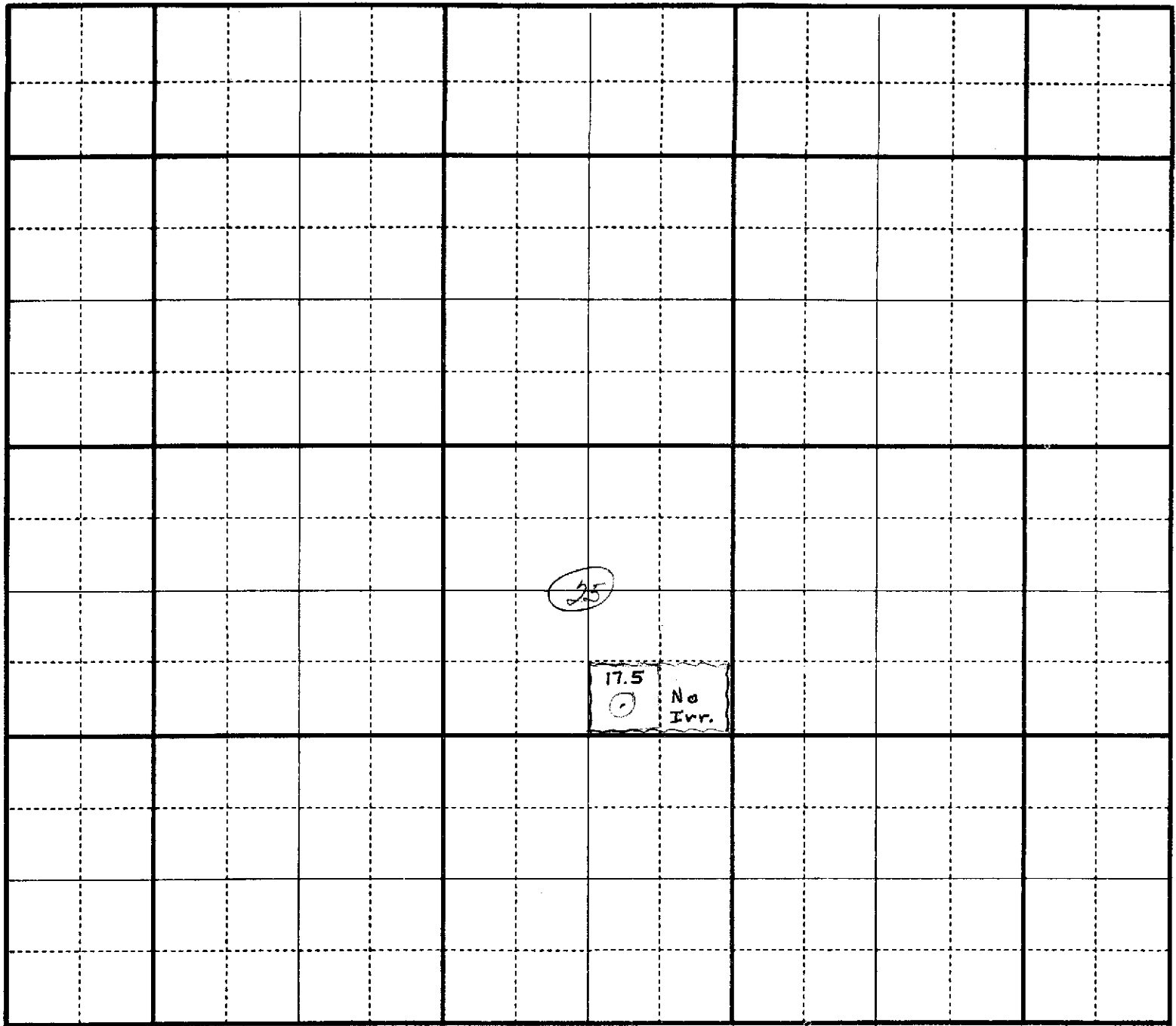
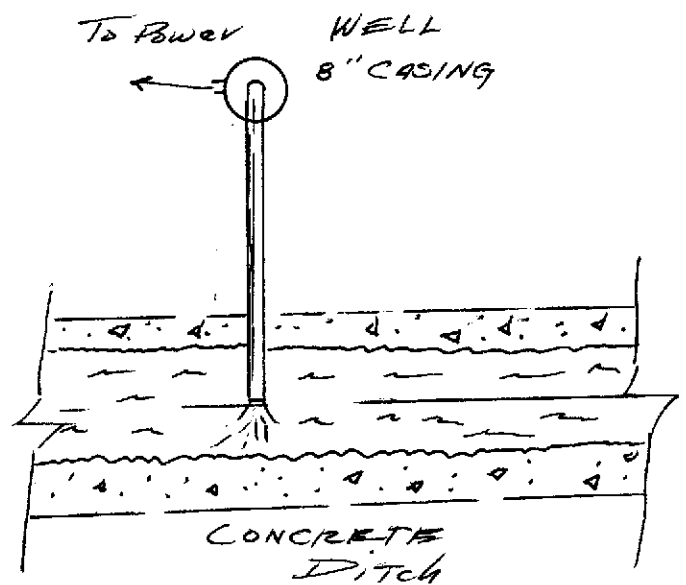


Diagram of System

DATE	EXAMINATION RECORDS
10-27-72	Completed EXAM.
_____	by: <u>GLP</u>
_____	by: _____
_____	by: _____
_____	by: _____
_____	by: _____





DATE OF EXAM SEPT. 27, 1972

ACREAGE
Found 17.5
Recommended 17.5

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 0.35 c.f.s. V = 70.0 AF/Ann. from MARCH 15 to NOV. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

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

Exchange? yes _____ no ✓

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

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

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

Total Q measured 0.75 c.f.s. Method of measurement MCCROMETER METER

Total Q recommended 0.35 c.f.s. Meter No. _____ Type _____ Condition _____

Total V recommended 70.0 AF/ANN.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

12" MCCROMETER METER
IRR Req. x Acres = V Ac Ft/ANN = 4.0 x 17.5 = 70.0 Ac Ft/ANN.

SYSTEM DESCRIPTION:

WELL 8" CASING, SUBMERSIBLE PUMP, DELIVERS THE WATER
TO CONCRETE DITCH. SYPHONE TUBES CONVEY THE WATER
TO FIELDS.
SUBMERSIBLE PUMP. - FRANKLIN Electric Co. Serial # 2361152901

REMARKS:

IRR only the SWSE, 25-83-23E

Examiner's Signature Gary Lee Lunderburg Date Sept 27, 1972

Checked by Bob Doyne Date 12-8-72

Approved by _____ Date _____

January 21, 1972

Re: Permit No. G-33497/36-2685

Mr. Pete Lakewood
Route # 5
Rupert, Idaho 83350

Dear Mr. Lakewood:

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

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

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

36 2685

Identification No. _____

Permit No. G33497

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Pete Wakewood
 b) Post Office Address Route #5, Rupert, Idaho 83350
2. Permit Number G33497
3. Date of Priority that you are prepared to establish February 27, 1967
4. a) Source from which water was appropriated subterranean
 b) Location of the point of diversion: SW 1/4 SE 1/4, Section 25
Township 8S, Range 23 East, Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
 amount .38 cfs for irrigation purposes from March 15 to Nov. 15 incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 b) Total amount appropriated _____ cfs and/or acre feet per annum
 c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Pete Wakewood, permit holder and irrigator and employee of Dept. of Water Administration, State of Idaho
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
 a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

 b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) water is diverted from a 200 foot well with 8" casing through a 4" discharge pipe by means of a 20 h.p. submersible pump & motor, discharged into a concrete ditch for conveyance
 b) Describe the type and size of measuring device which you have installed at your point of diversion: none
 c) Give well drillers name and address and date the well was completed Harry King, Grandview Addition, Rupert, Idaho January, 1967

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

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8S	23E	25															9	10	19

Total number of acres irrigated 19

10. Remarks: _____

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

7 January, 1972

(Date)

(Signature)

State of IDAHO)

County of MINIDOKA) ss.

On this 7th day of January, 1972, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Rupert, Idaho

My commission expires 10/30/72

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

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

23270

1

E. E. Walwood

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

12-31-71

3

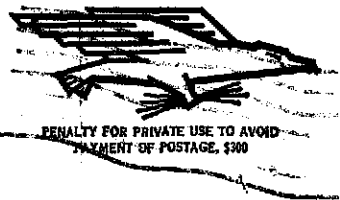
36 2685

36-2685

~~36-2685~~

POD Form 3811 Apr. 1969 65-10-71E48-11

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



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

POSTMARK OF DELIVERING OFFICE

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



RETURN
TO

36 2685

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

December 29, 1971 CERTIFIED MAIL

#23370

Re: Permit No. G-33497/36-2685

Pete Wakewood
Route # 5
Rupert, Idaho 83350

Dear Mr. Wakewood:

One of the conditions of approval of your water Permit No. G-33497/36-2685 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before March 2, 1972. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON
Director

Enc: Proof affidavit
dr

36 2685

December 4, 1970

Re: Permit No. G-33497/36-2685

Mr. Pete Wakewood
RFD #5
Rupert, Idaho 83350

Dear Mr. Wakewood:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until March 2, 1972, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

36 2085

November 20, 1970

Re: Permit No. G-33497/36-2685

Mr. Pete Wakewood
RFD 5
Rupert, Idaho 83350

Dear Mr. Wakewood:

The legal notice for the above-referenced permit is being published in the
Minidoka County News, Rupert, Idaho on December 3
and December 10, 1970.

You will be required to submit an affidavit of publication to this department.
The affidavit may be obtained from the above-mentioned newspaper upon payment of
the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

November 19, 1970

Re: Permit No. 36-2685 - Pete Wakewood

Minidoka County News
625 Fremont Ave.
Rupert, Idaho 83350

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us a galley proof for our review before publication.

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

The expense of the publication is to be paid by Pete Wakewood, R.F.D. # 5,
Rupert, Idaho, to whom you should furnish
an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Legal notice

36 2685

RECEIVED

The priority to be established under this permit is February 27, 1967
and the permit was approved March 2, 1967.

Water is to be diverted by well
from a point within the SW¹/₄ Sec. 25, T. 8S, R. 23E, B.M., Minidoka County,

to be used for irrigation
in the S⁴SE⁴ Sec. 25, T. 8S, R. 23E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before March 2, 1972. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON, Director
Idaho Dept. of Water Administration
STATEHOUSE, Boise, Idaho

Published in the Minidoka County News, Rupert, Idaho,
on December 3 and December 10, 1970

Permit No. 36-2685

Director:

You are hereby authorized to have the above notice published at my expense in the Minidoka County News of Rupert, Idaho; published in the county in which the works are situated.

Pete Walwood
(Signature)

(Date) 11/14/70

R. J. S. #5-
(Address)

Rupert, Idaho

November 10, 1970

Re: Permit No. G-33497 (New No. 36-2685)

Mr. Pete Wakewood
Route 5
Rupert, Idaho 83350

Dear Mr. Wakewood:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enc: Order

Advertising package

36 2685

33497

REPORT OF WELL DRILLER
State of IdahoRECEIVED
MAY 15 1967

Department of Reclamation

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

WELL OWNER:

Name Pete WakewoodAddress Rupert Idaho300W. 550N.Owner's Permit No. 33497NATURE OF WORK (check): Replacement well ☐New well ☒ Deepened ☐ Abandoned ☐Water is to be used for: IrrigationMETHOD OF CONSTRUCTION: Rotary ☐ Cable ☒Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☐10 "Diam. from 0 ft. to 27 ft.8 "Diam. from 142 ft. to 115 ft."Diam. from ft. to ft."Diam. from ft. to ft.Thickness of casing: 219 Material:Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☐ No ☒ Type ofperforator used: Size of perforations: " by "perforations from ft. to ft.perforations from ft. to ft.perforations from ft. to ft.perforations from ft. to ft.WAS SCREEN INSTALLED? Yes ☐ No ☒Manufacturer's name Type Model No. Diam. Slot size Set from ft. to ft.Diam. Slot size Set from ft. to ft.CONSTRUCTION: Well gravel packed? Yes ☐No. ☒ size of gravel Gravelplaced from ft. to ft. Surface sealprovided? Yes ☐ No ☐ To what depth? ft. Material used in seal: Did any strata contain unusable water? Yes ☐No. ☒ Type of water: Depth of strata ft. Method of sealingstrata off: Surface casing used? Yes ☒ No. ☐Cemented in place? Yes ☒ No ☒

Locate well in section

Sec.

X

LOCATION OF WELL: County MinidokaSW X Se X Sec. 25 T. 8s N/S R. 25e E/WSize of drilled hole: 10 in. Totaldepth of well: 190 Standing waterlevel below ground: 132 Temp.Fahr. ° Test delivery: gpmor cfs Pump? ☐ Bail ☐

Size of pump and motor used to make test:

Length of time of test: NONE Hrs. Min.Drawdown: ft. Artesian pressure: ft.above land surface Give flow cfsor gpm. Shutoff pressure:Controlled by: Valve ☐ Cap ☐ Plug ☐No control ☒ Does well leak around casing?Yes ☐ No ☐

DEPTH	MATERIAL	WATER
FROM	TO	YES OR NO
FEET	FEET	
0	27	top soil & clay
27	46	gray lava
46	60	brown clay
60	99	gray lava
99	106	red lava
106	119	gray lava hard
119	139	yellow clay
139	142	red & black lava loose
142	171	black lava
171	187	red lava lost cutting
187	190	red & black lava

0 27 top soil & clay

27 46 gray lava

46 60 brown clay

60 99 gray lava

99 106 red lava

106 119 gray lava hard

119 139 yellow clay

139 142 red & black lava loose

142 171 black lava

171 187 red lava lost cutting

187 190 red & black lava

Work started: April 12, 1967Work finished: April 24, 1967

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

Name: Harry KingAddress: Rt 3 Broadway addSigned by: Rupert IdahoLicense No. 316 Date: April 25, 1967

Use other side for additional remarks

H-221197

March 6, 1967

Re: Permit No. G-33497

Pete Wakewood
Route #5
Rupert, Idaho

Dear Mr. Wakewood:

We enclose Permit No. G-33497 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-11391 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

Enc. permit, receipt

M. RUSSELL BOSCH
Office Manager

MRB:ejw

2-33497

DON SAMUELSON
GOVERNOR



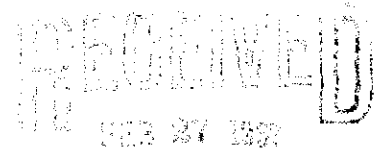
R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

February 23, 1967

33497



Department of Reclamation

Pete Wakewood
Route 5
Rupert, Idaho

Dear Mr. Wakewood:

Returned find your recent permit application; note changes or additions under questions 2, 10, and 13 (b). Please advise if the changes are in order.

The filing fee is \$5.00.

Very truly yours,

A handwritten signature in cursive script, reading "Donald J. Watts".

Donald J. Watts
Engineer

DJW:nw

Enclosure: app.

Dear Sirs,

The changes are in order and enclosed is check for filing fee.

Thank you,

Pete Wakewood

4-33497

February 23, 1967

33497

Pete Wakewood
Route 5
Rupert, Idaho

Dear Mr. Wakewood:

Returned find your recent permit application; note changes or additions under questions 2, 10, and 13 (b). Please advise if the changes are in order.

The filing fee is \$5.00.

Very truly yours,

Donald J. Watts
Engineer

DJW:nw

Enclosure: app.

33497