

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
 FEB 23 2004
 Department of Water Resources
 Southern Region
 RECEIVED
 FEB 24 2004
 Department of Water Resources

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>36-12503</u>	_____	___	_____	_____	___
<u>36-2685</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Shirley Freiburger
4. New Owner/Claimant(s) Jaudor Cami Pratt
 Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
- New Mailing Address 250W 500N
- City, State and ZIP Code Rupert, ID 83350
- New Telephone Number (208) 532-4704
5. Date you acquired the property 9-11-03

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 MAR 10 2004

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) *D. David Smith*
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u><i>[Signature]</i></u>	Date <u><i>2/23/04</i></u>	Fee <u><i>50.00</i></u>	
Receipted by <u><i>[Signature]</i></u>	Date <u><i>2/23/04</i></u>	Receipt No. <u><i>5026497</i></u>	
Processed by <u><i>[Signature]</i></u>	AJ Date _____	WR _____	Date _____

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MAR 10 2004

OWNER'S POLICY OF TITLE INSURANCE

Issued by **Commonwealth Land Title Insurance Company**

POLICY NUMBER



Commonwealth Land Title Insurance Company is a member of the LandAmerica family of title insurance underwriters.

A60-0632492.

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, COMMONWEALTH LAND TITLE INSURANCE COMPANY, a Pennsylvania corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

IN WITNESS WHEREOF, COMMONWEALTH LAND TITLE INSURANCE COMPANY has caused its corporate name and seal to be hereunto affixed by its duly authorized officers, the Policy to become valid when countersigned by an authorized officer or agent of the Company.

COMMONWEALTH LAND TITLE INSURANCE COMPANY

Attest:

Wm. Chadwick Perrine

Secretary



By:

Janet A. Albert

President

EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use, or enjoyment of the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
(b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
2. Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge.
3. Defects, liens, encumbrances, adverse claims or other matters:
(a) created, suffered, assumed or agreed to by the insured claimant;
(b) not known to the Company, not recorded in the public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy;
(c) resulting in no loss or damage to the insured claimant;
(d) attaching or created subsequent to Date of Policy; or
(e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the estate or interest insured by this policy.
4. Any claim, which arises out of the transaction vesting in the Insured the estate or interest insured by this policy, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that is based on:
(a) the transaction creating the estate or interest insured by this policy being deemed a fraudulent conveyance or fraudulent transfer; or
(b) the transaction creating the estate or interest insured by this policy being deemed a preferential transfer except where the preferential transfer results from the failure:
(i) to timely record the instrument of transfer; or
(ii) of such recordation to impart notice to a purchaser for value or a judgment or lien creditor.

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MAR 10 2004

COMMONWEALTH LAND TITLE INSURANCE COMPANY

STANDARD OWNERS POLICY

SCHEDULE A

FILE NO.	POLICY NO.	DATE OF POLICY	AMOUNT	PREMIUM
37448 MC	A60-0632492	September 3, 2003 at 3:07 P. M.	\$124,000.00	\$677.00

1. Name of Insured:

JARED A. PRATT and CAMI PRATT

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

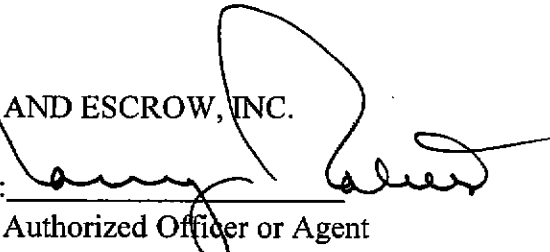
3. Title to the estate or interest in the land is vested in:

**JARED A. PRATT and CAMI PRATT,
husband and wife**

4. The land referred to in this Policy in said instrument, is situated in the County of **MINIDOKA**, State of Idaho, and is identified as follows:

SEE SCHEDULE A, PAGE 2

LAND TITLE AND ESCROW, INC.

Countersigned: 

Authorized Officer or Agent

This Policy is valid only if Schedule B is attached.

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MAR 10 2004

CONTINUATION

SCHEDULE A

Policy Number: A60-0632492

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 25:

Tract K of the North Side Pumping Division of the Minidoka Project, Idaho,
(as shown by plat, dated April 15, 1958, on file in the office of the
County Recorder, Minidoka County, Idaho).

EXCEPTING THEREFROM the following described tract:

Beginning at Corner No. 2 of said Tract K; thence South 0°53' West for
1032.24 feet to Corner No. 3 of said Tract K, which point shall be
known as the True Point of Beginning;

Thence South 89°55' East along the South section line of said Section 25 for
295 feet;

Thence North 0°53' East for 295 feet;

Thence North 89°55' West for 295 feet;

Thence South 0°53' West for 295 feet to the True Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 25:

Tract K of the North Side Pumping Division of the Minidoka Project, Idaho,
(as shown by plat, dated April 15, 1958, on file in the office of the
County Recorder, Minidoka County, Idaho), more particularly
described as follows:

Beginning at Corner No. 2 of said Tract K; thence South 0°53' West for
1032.24 feet to Corner No. 3 of said Tract K, which point shall be
known as the True Point of Beginning;

Thence South 89°55' East along the South section line of said Section 25 for
295 feet;

Thence North 0°53' East for 295 feet;

Thence North 89°55' West for 295 feet;

Thence South 0°53' West for 295 feet to the True Point of Beginning.

*Per Patti at Minidoka County
Assessor's Office - Tract K - Sub E
Xare copy - 2.25.04*

STANDARD OWNERS POLICY

SCHEDULE B

EXCEPTIONS FROM COVERAGE

Policy Number: A60-0632492

This Policy does not insure against loss or damage (and the Company will not pay costs, attorney's fees or expenses) which arise by reason of:

GENERAL (STANDARD) EXCEPTIONS:

1. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of the land or which may be asserted by persons in possession, or claiming to be in possession, thereof.
2. Easements, liens, encumbrances, or claims thereof, which are not shown by the public records.
3. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey of the land would disclose, and which are not shown by the public records.
4. Any lien, or right to a lien, imposed by law for services, labor, or material heretofore or hereafter furnished, which lien, or right to a lien, is not shown by the public records.
5. Taxes or assessments which are not now payable or which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
6. Any service, installation, connection, maintenance or construction charges for sewer, water, electricity or garbage collection or disposal or other utilities unless shown as an existing lien by the public records.
7. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) Indian treaty or aboriginal rights, including, but not limited to, easements or equitable servitudes; or, (d) water rights, claims or title to water, whether or not the matters excepted under (a), (b), (c) or (d) are shown by the public records.

SPECIAL EXCEPTIONS

8. Taxes for 2003 and subsequent years, a lien, but not yet due or payable.
9. Assessments of the A & B Irrigation District and the rights and powers of said District as by law provided.

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-Continued-

MAR 10 2004

CONTINUATION

SCHEDULE B

Policy Number: A60-0632492

10. Assessments levied, or to be levied, by Magic Valley Ground Water District.
11. A Power Line Easement Contained In Patent, dated September 25, 1967, executed by the United States to Peter J. Wakewood and Zara L. Wakewood, recorded September 26, 1967 as Instrument No. 192558, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of electrical transmission lines and other equipment over, on and across the following location in Minidoka County, Idaho: Township 8 South, Range 23 East of the Boise Meridian, Section 25, Tract K; together with all rights of ingress and egress.
12. Statement of Intent To Declare Manufactured Home As Real Property executed by Shirley Freiburger, dated March 29, 2002, and recorded March 29, 2002 as Instrument No. 458375, records of Minidoka County, Idaho.
13. Deed of Trust with Reconveyance Of Deed Of Trust Rider attached to secure an original indebtedness of \$117,800.00, and any other amounts and/or obligations secured thereby.

Dated:	September 3, 2003
Recorded:	September 3, 2003, as Instrument No. 467934, records of Minidoka County, Idaho
Grantor:	Jared A. Pratt and Cami Pratt, husband and wife
Trustee:	TitleFact, Inc., An Idaho Corporation
Beneficiary:	First Federal Savings Bank of Twin Falls

END OF SCHEDULE B

Schedule B (Owners Policy)

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MAR 10 2004

Important Information About Your Water Right

August 27, 2001

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

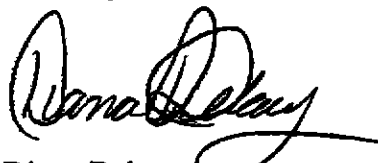
Dear Water Right Claimant(s):

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

MICROFILMED
MAR 10 2004

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-02685

1978 JUN 15 PM 12:04
FILED

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
17.5 ACRES TOTAL SWSE 17.5

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 25, 2004

JARED A PRATT
CAMI PRATT
250 W 500 N
RUPERT ID 83350

RE: Change of Ownership for Water Rights 36-2685 and 36-12503

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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MAR 10 2004

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.

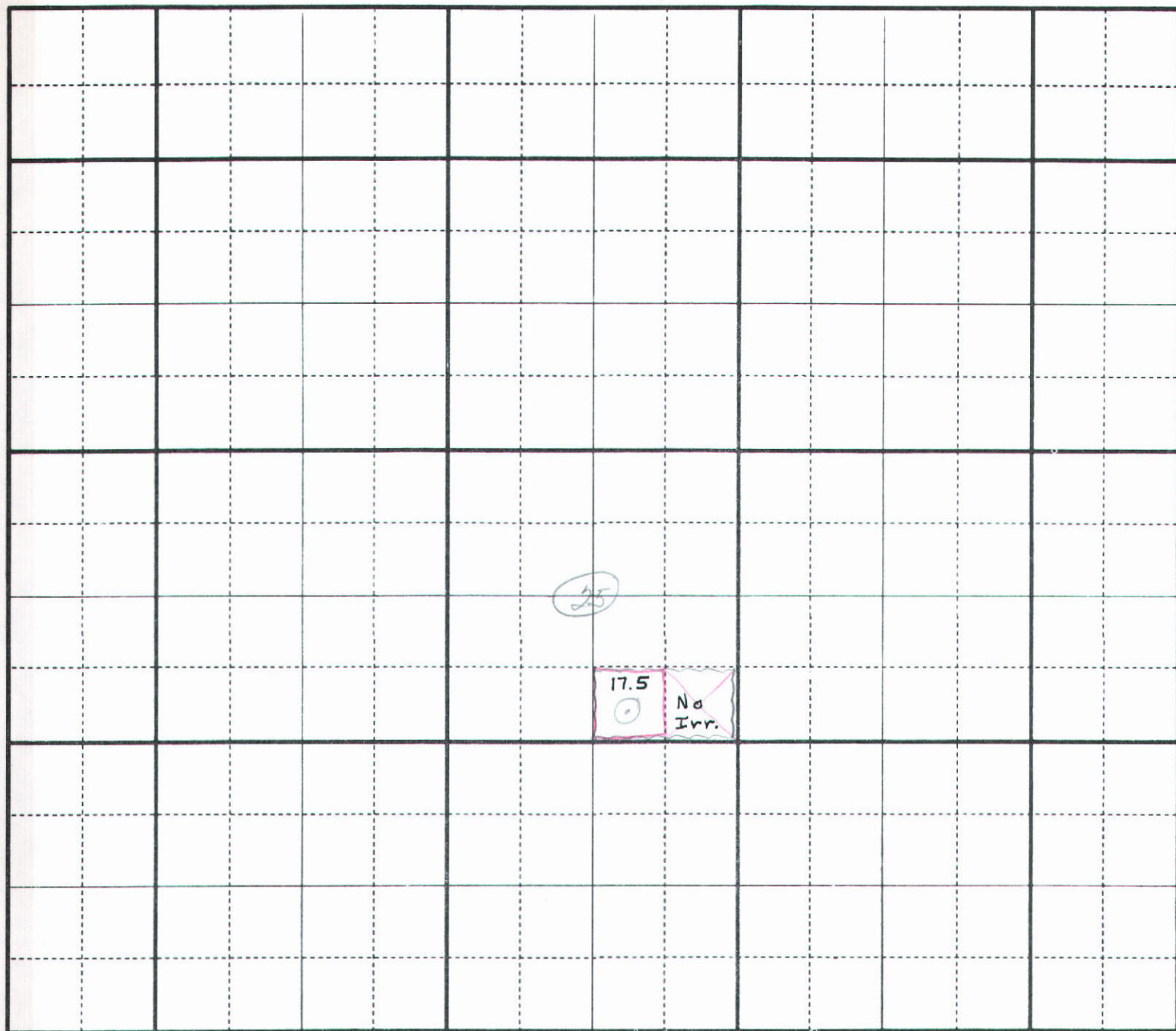
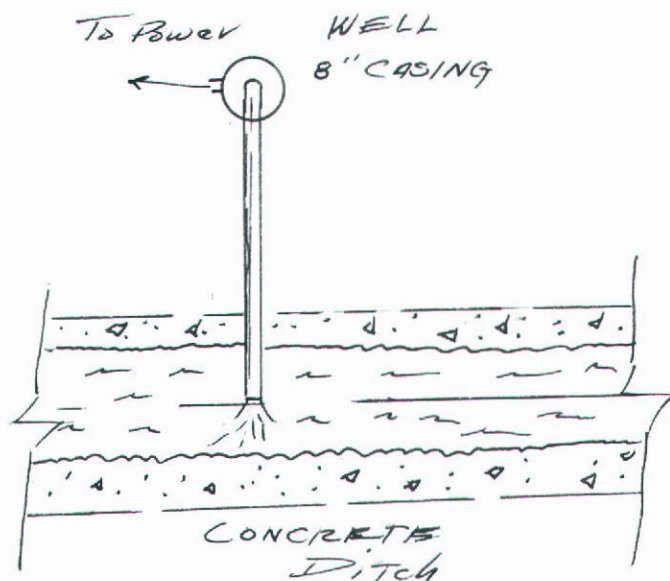
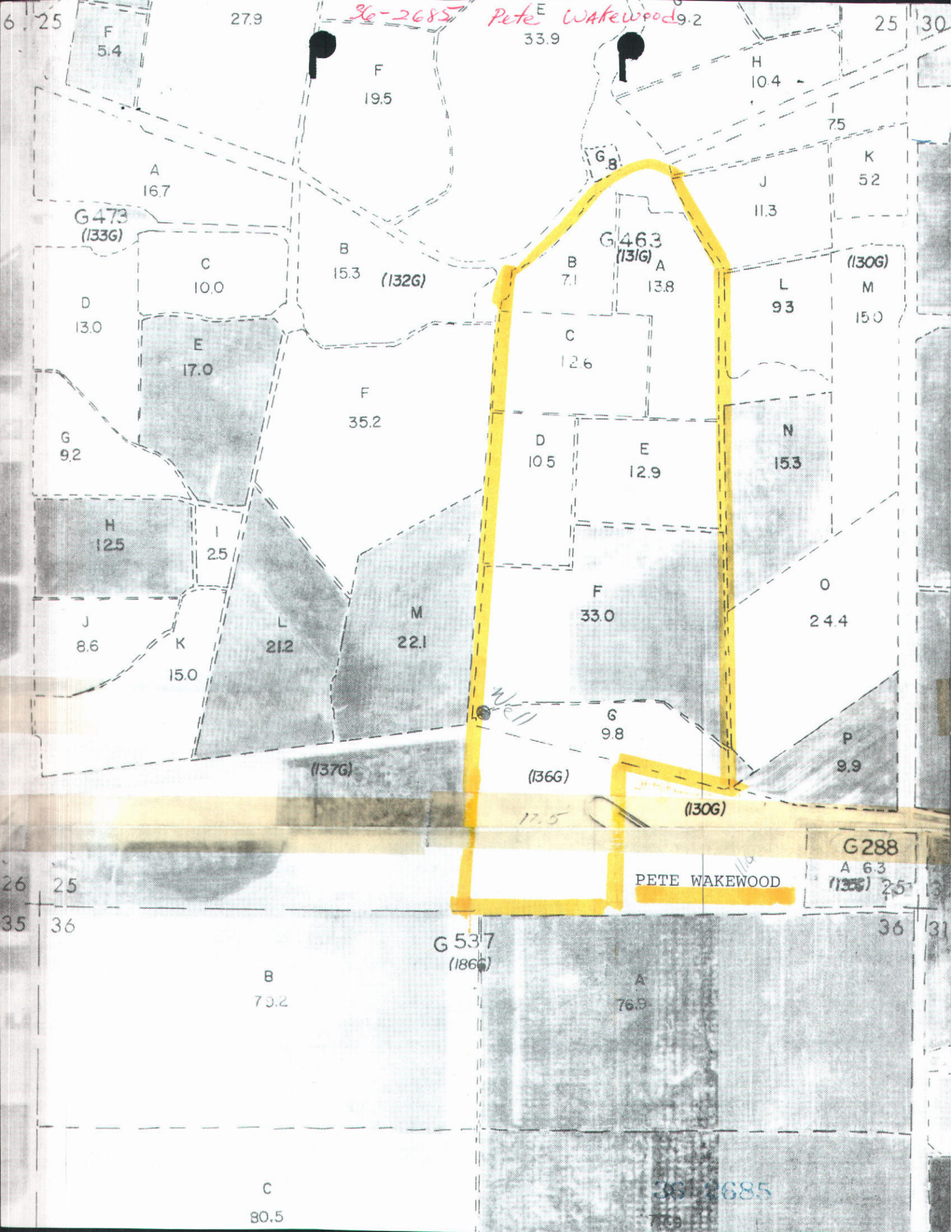


Diagram of System

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)

G288

A 6.3
(1355) 25

PETE WAKEWOOD

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

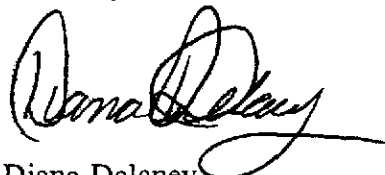
Dear Water Right Claimant(s):

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)

Water Right 36-02685

Case No. 39576)

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:

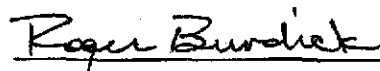
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court at a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

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
Presiding Judge
Snake River Basin Adjudication

1993 JAN 15 PM 12:04

100-443883-100

PAGE 1
DEC-29-1997

• •

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.

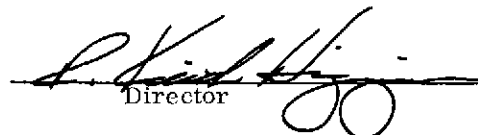
Description and location of place of use:

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,)

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 10.51 + 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,

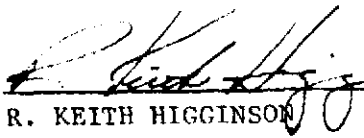
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

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. 38 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 2 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.

2-2349M

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:

By Edson H. Deal
Secretary of State

STATE OF IDAHO

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

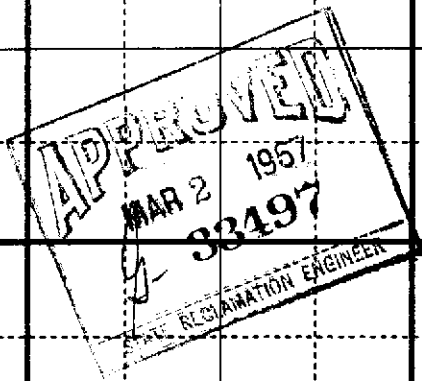
4-331194

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

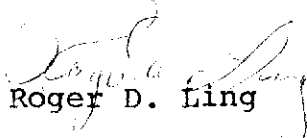
Department of Water Administration
State of Idaho
Statehouse - Annex 2
Boise, Idaho 83707

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.

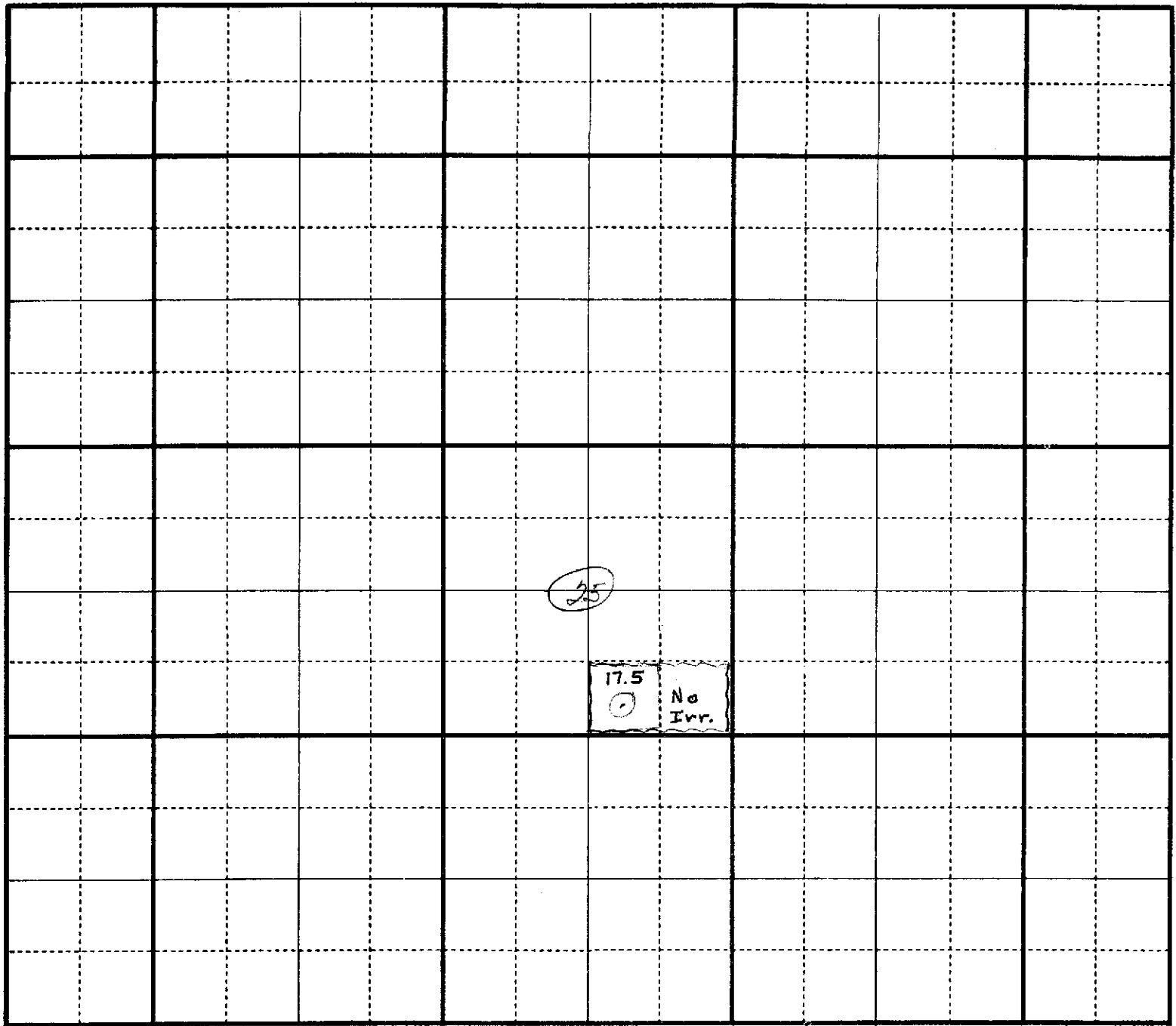
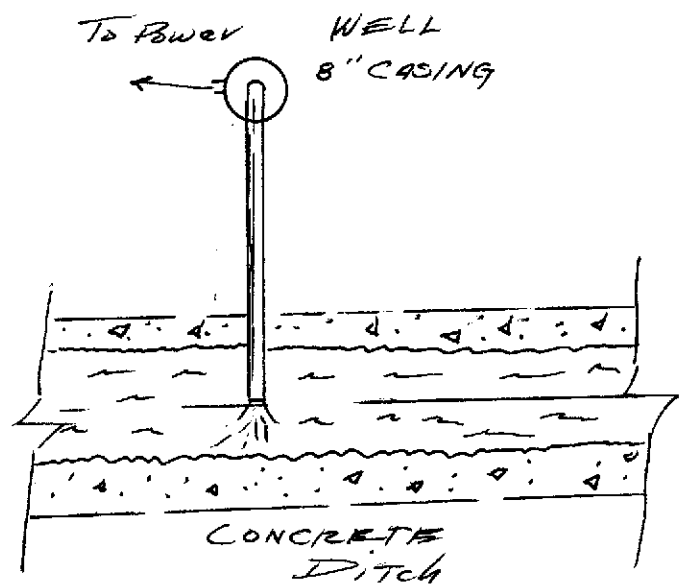


Diagram of System

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

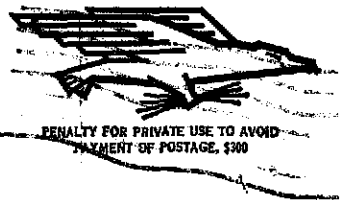
36 2685

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 S~~4~~SE~~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 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 Idaho

RECEIVED
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 YES OR NO
FROM	TO		
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	yes
142	171	black lava	
171	187	red lava lost cutting	
187	190	red & black lava	

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



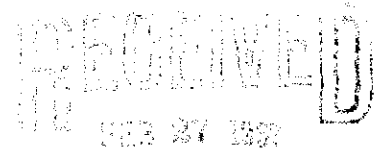
R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

February 23, 1967

H-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 that reads "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

H-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