

No Color
Documents
In File

Form 42-248/42-1409(6) July, 2000
RECEIVED

RECEIVED

OCT 10 2002 *K*

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources

Department of Water Resources
Southern Region

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

- 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
36-2607					
36-2040					
36-7538					

- 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**.

- Name and Address of Former Owner/Claimant(s)

*Prudence Springs - 70 Gary Allen
277 N. 6th, Suite 200*

- New Owner/Claimant(s)

P.O. Box 2720, Boise, Idaho 83701

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

*George & Phyllis Sheldon
2036 Bragema Road
Oakland, Ca. 94602*

City, State and ZIP Code

New Telephone Number

510 531-9419

- Date you acquired the property

March 21, 1994

*See file 36-02040 for
support documentation*

*George & Phyllis Sheldon
P.O. Box 443
Burh. ID
83316*

MICROFILMED

2058-543-6903

117 2002

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) _____
(include title if applicable) *Phyllis M. Sheldon*

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 *[Signature]* Date 10/9/02 Fee \$75
 Receipted by *[Signature]* Date 10/9/02 Receipt No. 8025262
 Processed by _____ AJ Date _____ WR _____ Date _____

MICROFILMED

OCT 17 2002

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 36-02607

1997 DEC 29 PM 3:18

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME & ADDRESS: PRISTINE SPRINGS INC
201 WARM CREEK ROAD
JEROME ID 83338

GEORGE SHELDON
RICHARD KASTER
PHYLLIS SHELDON
LOUISE SHELDON
WILLARD B SHELDON
EDITH KASTER
HOWARD SHELDON
HEDWIG SHELDON
C/O IRLE RANCH
PO BOX 443
BUHL ID 83316

SOURCE: BRIGGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 60.00 CFS

FACILITY VOLUME 697,000 CUBIC FEET.
USE OF THIS RIGHT WITH RIGHT NO. 36-02040 IS LIMITED TO A TOTAL
FACILITY VOLUME OF 697,000 CUBIC FEET.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 72.37 CFS.
OTHER RIGHT NOS.: 36-15180, 36-02039, 36-02040 AND 36-07973.
USE OF THIS RIGHT WITH RIGHT NOS. 36-02040 & 36-07973 IS LIMITED
TO A TOTAL COMBINED DIVERSION RATE OF 70.00 CFS.

PRIORITY DATE: 11/27/1964

POINT OF DIVERSION: T09S R14E S03 NWNWSW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	FISH PROPAGATION	01-01 12-31	60.00 CFS

PLACE OF USE: FISH PROPAGATION Within GOODING County
T09S R14E S04 Lot 11 (NENW) Lot 12 (SENW)

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

FACILITY VOLUME 697,000 CUBIC FEET.
USE OF THIS RIGHT WITH RIGHT NO. 36-02040 IS LIMITED TO A TOTAL
FACILITY VOLUME OF 697,000 CUBIC FEET.
RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF
THESE RIGHTS IS LIMITED TO 72.37 CFS.
OTHER RIGHT NOS.: 36-15180, 36-02039, 36-02040 AND 36-07973.
WHEN THIS RIGHT, 36-02040 AND 36-07973 ARE COMBINED, THE TOTAL
RATE OF DIVERSION SHALL NOT EXCEED 70.00 CFS.

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-02607

PAGE 1
DEC-16-1997

MICROFILMED

1997 12 29

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

MEMORANDUM

DATE: October 10, 2002
FROM: KARI LYNN TOWNSEND
TO: FILES 36-2040, 36-2607, 36-7538
RE: Ownership change

=====

Today we received a Notice of Change in Water Right Ownership form from George and Phyllis Sheldon along with a Quitclaim Deed from Pristine Springs, Inc. which transferred the undivided interest in ownership of the above listed three (3) water rights to the Sheldon's.

The Sheldon's already owned an undivided portion of these rights and they have now assumed ownership of the portion previously owned by Pristine Springs, Inc.

MICROFILMED
OCT 17 2002

County of Gooding {
STATE OF IDAHO { ss

First published in the Irriga-
tionist, Wendell, Idaho, Thurs-
day, December 3, 1964, for three
consecutive issues ending on
Thursday, December 17, 1964.

**NOTICE OF APPLICATION
FOR PERMIT TO
APPROPRIATE
SUBTERRANEAN WATERS
OF THE STATE OF IDAHO,
IN ACCORDANCE WITH
THE PROVISIONS OF
SECTION 42-203, IDAHO CODE**

NOTICE IS HEREBY GIVEN,
That RICHARD KASTER, Wen-
dell, Idaho, has made applica-
tion No. 40283 on the 27th day
of November, 1964, to appro-
priate 60 cubic feet per second
of Briggs Spring.

That the point of diversion of
said waters is NW 1/4 SW 1/4,
Sec. 3, Twp. 9 S., Rge. 14 E., B.
M., and that the place of use
for fish hatchery, is in the E
1/2 NW 1/4, Sec. 4, Twp. 9 S.,
R. 14 E., B. M.

That any protests against the
approval of this application
must be filed in the Depart-
ment of Reclamation at Boise,
Idaho, within forty (40) days
from the date of this notice,
and such protests shall state
the name and address of the
protestant, and shall clearly
set forth his objection to the
approval of said application.

Dated this 30th day of Nov-
ember, 1964.

Ralph W. Thomas
Deputy State
Reclamation Engineer

I, ^{Joanne}~~John Howard~~ Todd, being
duly sworn, say that I am the
^{managing} editor of THE WENDELL IRRIGA-
TIONIST, a weekly newspa-
per of general circulation pub-
lished at Wendell, in the Coun-
ty of Gooding, State of Idaho;
that the attached printed copy
hereto annexed was published
in THE WENDELL IRRIGA-
TIONIST, in the regular edition
thereof and not in a supple-
ment, for ~~three~~ consecutive
weeks, commencing on the ^{3rd}~~3rd~~
day of ^{December}~~December~~, 1964,
and ending on the ^{17th}~~17th~~ day of
^{December}~~December~~, 1964.

^{Joanne Todd}
Editor

Subscribed and sworn to before
me this ²³~~23~~ day of
^{December}~~December~~, 1964.

^{Ronald L. Lund}

Notary Public in and for
the County of Gooding,
State of Idaho

My commission expires
^{Dec 8}~~Dec 8~~, 1968.

RECEIVED
DEC 30 1964

Department of Reclamation

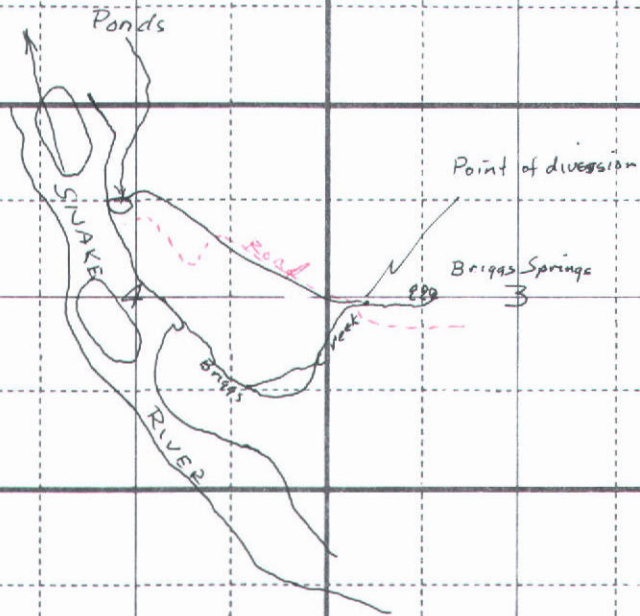
32174

NAME OF APPLICANT Richard Kaster

Form No. 0

R 14 E

T
9
S



Permit Map No. 32174
As Approved JAN 14 1935
CARL E. TAPPAN
State Reclamation Engineer

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 36-02607

1997 DEC 29 PM 3:18

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: PRISTINE SPRINGS INC
201 WARM CREEK ROAD
JEROME ID 83338

GEORGE SHELTON
RICHARD KASTER
PHYLLIS SHELTON
LOUISE SHELTON
WILLARD B SHELTON
EDITH KASTER
HOWARD SHELTON
HEDWIG SHELTON
C/O IRLE RANCH
PO BOX 443
BUNL ID 83316

SOURCE: BRIGGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 60.00 CFS

FACILITY VOLUME 697,000 CUBIC FEET.
USE OF THIS RIGHT WITH RIGHT NO. 36-02040 IS LIMITED TO A TOTAL
FACILITY VOLUME OF 697,000 CUBIC FEET.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 72.37 CFS.
OTHER RIGHT NOS.: 36-15180, 36-02039, 36-02040 AND 36-07973.
USE OF THIS RIGHT WITH RIGHT NOS. 36-02040 & 36-07973 IS LIMITED
TO A TOTAL COMBINED DIVERSION RATE OF 70.00 CFS.

PRIORITY DATE: 11/27/1964

POINT OF DIVERSION: T09S R14E S03 N4NWSW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	FISH PROPAGATION	01-01 12-31	60.00 CFS

PLACE OF USE: FISH PROPAGATION Within GOODING County
T09S R14E S04 Lot 11 (NENW) Lot 12 (SENW)

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

FACILITY VOLUME 697,000 CUBIC FEET.
USE OF THIS RIGHT WITH RIGHT NO. 36-02040 IS LIMITED TO A TOTAL
FACILITY VOLUME OF 697,000 CUBIC FEET.
RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF
THESE RIGHTS IS LIMITED TO 72.37 CFS.
OTHER RIGHT NOS.: 36-15180, 36-02039, 36-02040 AND 36-07973.
WHEN THIS RIGHT, 36-02040 AND 36-07973 ARE COMBINED, THE TOTAL
RATE OF DIVERSION SHALL NOT EXCEED 70.00 CFS.

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-02607

PAGE 1
DEC-16-1997

MICROFILMED

JAN 12 2004

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 Resources

WATER RIGHT LICENSE

License of Water Right No. 32174/36-2607 Priority Nov. 27, 1964 Amount 60.0 cfs

THIS IS TO CERTIFY, that Geo. Myron Sheldon, Howard L. Sheldon, Willard B. Sheldon, Myriel Sheldon Trousseau, and spouses
of Wendell, Idaho, have ~~xxx~~ complied with the terms and conditions of Permit
No. 32174/36-2607 issued pursuant to Application for Permit dated November 27, 1964,
and has submitted proof to the Department of Water Resources on December 1, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 71.0 cfs of water from Briggs Springs,
tributary to the Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Fish</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>60.0</u> cfs and	<u>n/a</u>
<u>Propagation</u>	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 60.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
n/a acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 3,
Twp. 9 S, Rge. 14 E, B. M. in the County of Gooding

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 $\frac{1}{4}$	
9 S	14 E	4					X			X									

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 4 day of
March, 19 76.

Director

Application For Permit To Appropriate the Public Waters of the State of Idaho

36-2607

APPLICATION No. 40283
PERMIT No. 32174
DISTRICT No.

1. Name of Applicant: **Richard Kaster**

Postoffice address: **Route 2, Wendell**

County: **Gooding**

State: **Idaho**

I. If applicant is a corporation, give:

- (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) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: **Sixty (60)**

cubic feet per second.

3. Source of water supply: **Briggs Springs**

which is a tributary of **Snake River**

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the **NW 1/4**

of section 3 , T. 9 S. , R. 14 E. , B. M., County of **Gooding**

5. Water is to be used for **Fish Hatchery**

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the **NE 1/4** of Section **4** , T. 9 S. , R. 14 E. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to **Snake River** at a point feet
distant from the corner of Section , T. , R. , B.M., in the **NE 1/4**
of Section **4** , T. 9 S. , R. 14 E. , B.M.

7. Estimated cost of works: **\$10,000.00**

8. Kind of works: **Construction of canals, ponds, headgates, etc.**

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is **5** years.

13. The time required for the complete application of the water to the proposed use is **6** additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

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

Permits No. 16719 and 16720

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

s/ Richard Kaster Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 3:00 P.M. November 27, 1964

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 32174
Recorded in Book 112 Page 32174 Approved January 14, 1965
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 \$1,000.00 to be filed on or before March 14, 1965
Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before July 14, 1967
The whole of said work to be completed on or before January 14, 1970
Beneficial use of water appropriated in accordance herewith, to be made on or before January 14, 1976

WITNESS My hand this 14th day of January, 1965

s/ CARL E. TAPPAN
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, 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 14th

day of January, 1965.
Countersigned:

STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS Secretary of State. By s/ ROBERT E. SMYLLIE Governor.

REMARKS:

14.

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	

LICENSE ISSUED FOR 60.0 SEC. FT.
LICENSE PAGE NO.

County of Gooding }
STATE OF IDAHO } ss

I, ~~John Howard~~ ^{Joanne} Todd, being
duly sworn, say that I am the
~~managing~~
editor of THE WENDELL IRRIGA-
TIONIST, a weekly newspa-
per of general circulation pub-
lished at Wendell, in the Coun-
ty of Gooding, State of Idaho;
that the attached printed copy
hereto annexed was published
in THE WENDELL IRRIGA-
TIONIST, in the regular edition
thereof and not in a supple-
ment, for ~~three~~ consecutive
weeks, commencing on the 3rd
day of December, 1964,
and ending on the 17th day of
December, 1964.

Joanne Todd Editor

Subscribed and sworn to before
me this 23 day of
December, 1964.

Donald R. Conrad

Notary Public in and for
the County of Gooding,
State of Idaho

My commission expires
Nov 8, 1968

First published in the Idaho
Wendell, Idaho, Thurs-
day, December 3, 1964, for three
consecutive issues ending on
Thursday, December 17, 1964.

**NOTICE OF APPLICATION
FOR PERMIT TO
DIVERT
SUTTER CREEK WATERS
OF THE STATE OF IDAHO
IN ACCORDANCE WITH
THE PROVISIONS OF
SECTION 4-101, IDAHO CODE**

NOTICE IS HEREBY GIVEN
That RICHARD HASTER, Wen-
dell, Idaho, has made applica-
tion No. 48888 on the 27th day
of November, 1964, to appro-
priate 60 cubic feet per second
of Briggs Spring.

That the point of diversion of
said waters is NW 1/4 NW 1/4,
Sec. 3, Twp. 3 S., R. 14 E., R.
M., and that the place of use
for fish hatchery, is in the E
1/2 NW 1/4, Sec. 4, Twp. 3 S.,
R. 14 E., R. M.

That any protests against the
approval of this application
must be filed in the Depart-
ment of Reclamation at Boise,
Idaho, within forty (40) days
from the date of this notice,
and such protests shall state
the name and address of the
protestant, and shall clearly
set forth his objection to the
approval of said application.

Dated this 30th day of Nov-
ember, 1964.

Ralph W. Thomas
Deputy State
Reclamation Engineer

DEC 30 1964

Deposited in the office of the
County Clerk of Gooding, Idaho

32174

This
Right has been
Decreed in the
SRBA.

MICROFILMED

JAN 12 2004

March 4, 1976

Re: Permit No. 32174/36-2607 - Geo. Myron Sheldon, Howard L. Sheldon,
Willard B. Sheldon, Myriel Sheldon Trounson
(and spouses)

Myriel Sheldon Trounson
Route # 2
Wendell, Idaho 83355

Dear Mrs. Trounson:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Sincerely,

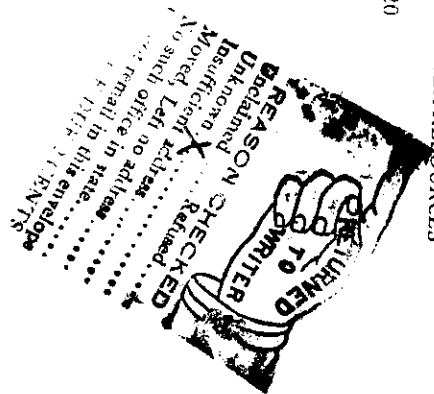
D. Darlene Reich
Water Rights Supervisor

ddr

Enc: Copy of license

cc: Mr. Richard Kaster
Route # 4, Buhl, ID

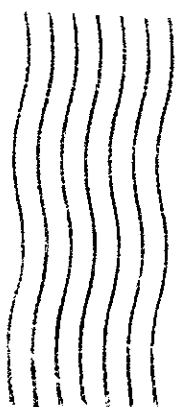
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720



Resent to:
Myrial Sheldon Lowman
R#2
Wendell, ID
2-18-76

FEB 5 1976

~~Geo. Myron Sheldon, et al
Hagerman, 83332
Idaho~~



Department of Water Resources
FEB 11 1976

Microfilm

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

RECEIVED
FEB 3 1976
No need to return
No need to return
Do not return to sender

Geo. Myron Shelton
Route # 2
Weedell, Idaho 83355

RECEIVED
FEB 4 1976
Department of Water Resources



Microfilm

February 2, 1976

Re: Permit No. 32174/36-2807 - Geo. Myron Sheldon, Howard L. Sheldon,
Willard B. Sheldon, Myriel Sheldon Trounson
(and spouses)

Geo. Myron Sheldon, et al
Route # 2
Wendell, Idaho 83355

Gentlemen:

This office acknowledges receipt of the assignment submitted in connection with the above referenced permit. The assignment has been recorded and the Department's records changed accordingly.

A representative of the Department has made an examination of the works covered by this permit and has found the following:

Quantity of water diverted: 71.0 cfs Source: Briggs Springs

Amount of water that can be recognized as beneficially used under
Idaho law: 60.0 cfs

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, Twp. 9 S, Rge. 14 E, B. M.

Beneficial use: Fish propagation purposes within the E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 4,
Twp. 9 S, Rge. 14 E, B. M.

Priority established: November 27, 1964

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

cc: Mr. Richard Kaster
Hagerman, ID 83332

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

I, Richard Kaster, hereby assign to Geo. Myron Sheldon
Howard L. Sheldon
Myriel Sheldon Troupson
Willard B. Sheldon
(and spouses)
of Route #2 Wendell, Idaho 83355
Address

CHECK ONE

- ☒ All my right, title, and interest in and to Permit No. 32174
to appropriate the public waters of the State of Idaho.
Per lease agreement dated 22 January 1974
- ☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

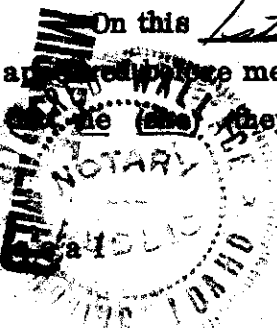
Made this first day of December, 1975.

Richard Kaster
Permit Holder

Edith Kaster
Spouse of Permit Holder

State of Idaho)
County of Blaine) ss.

On this 1st day of December, 1975, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.



Mildred Wallace
Notary Public residing at
Blaine, Idaho

My commission expires:
1978

FIELD REPORT

3. Water will be used for the following purposes:

4. Total amount to be appropriated:

5. Location of Point(s) of Diversion:

Other Points of Diversions: _____

Description of diverting works: canals, ponds and headgates.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TOTAL ACREAGE

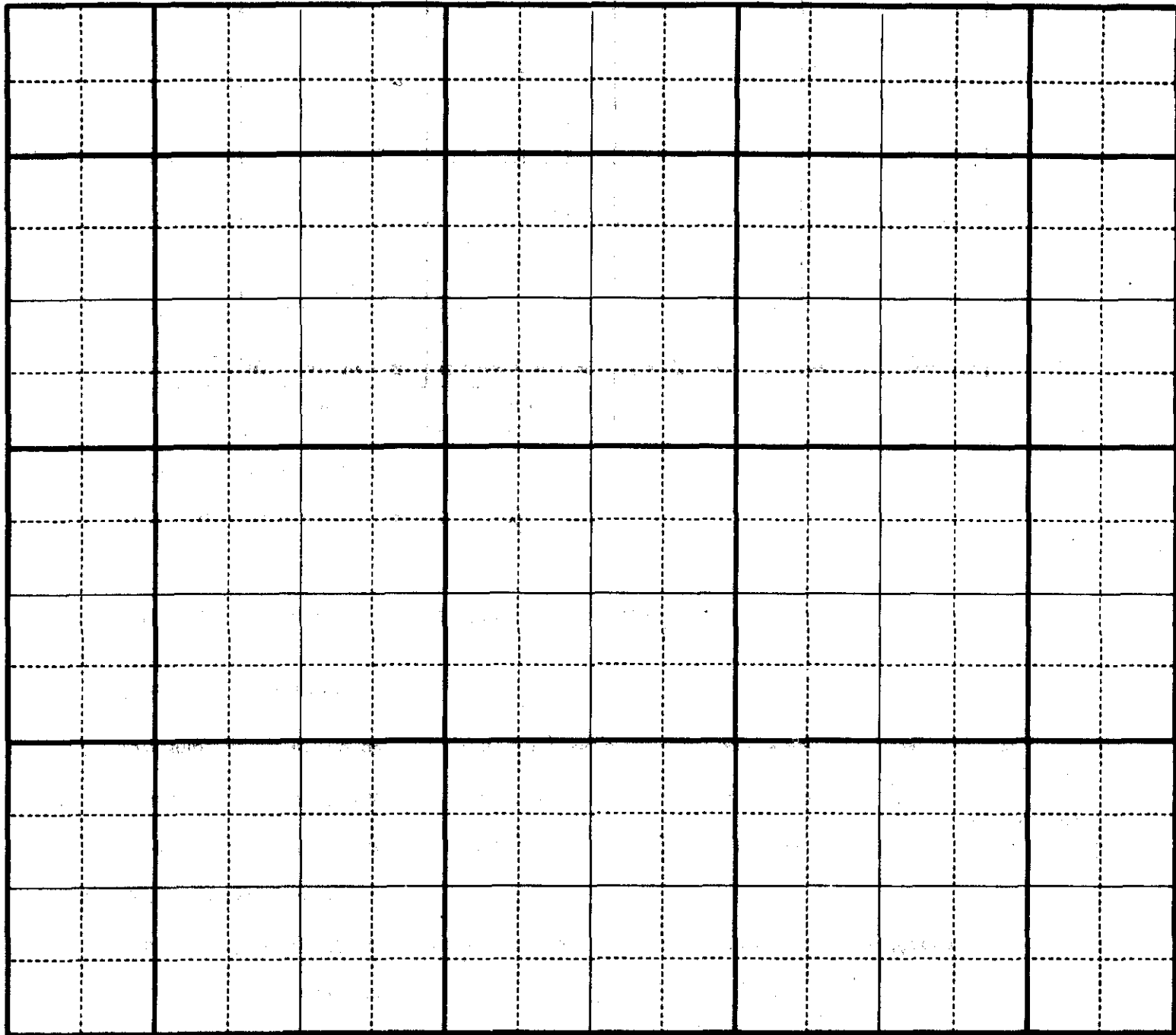
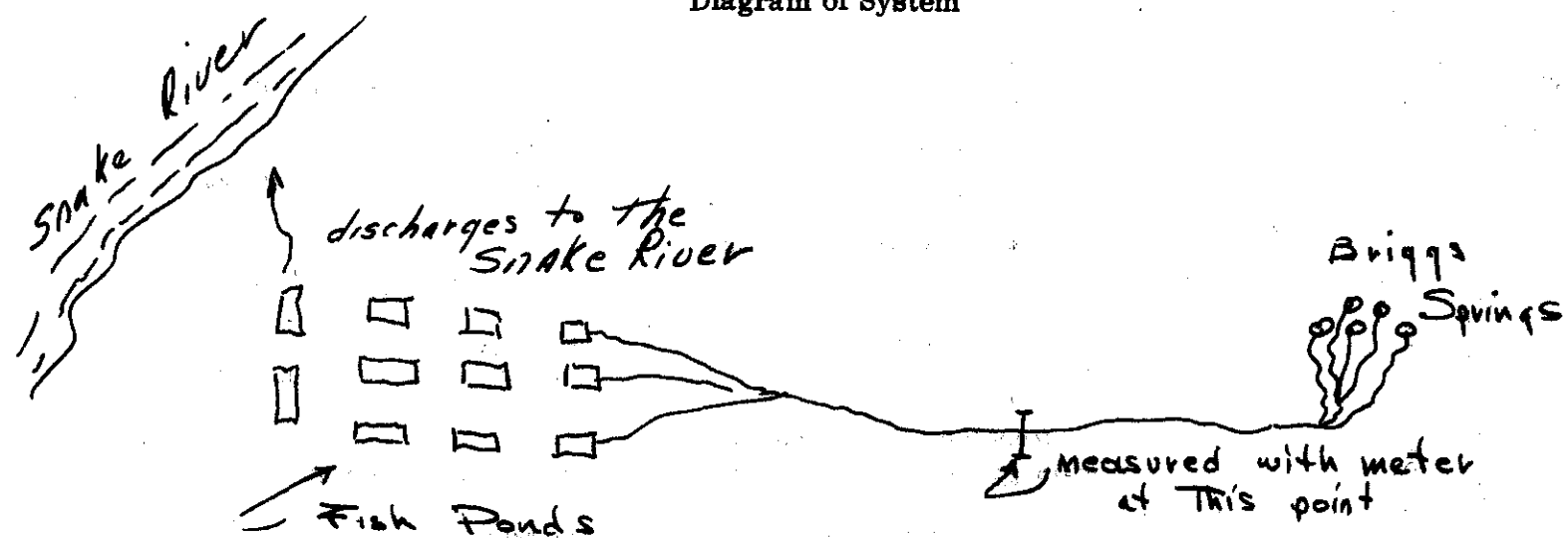


Diagram of System



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date _____, 19__ **DISCHARGE MEASUREMENT NOTES**

Page 2

River at

Angle cast Refect	Dist. from initial point	Width	Depth	Observa- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjusted for hor. angle or -----	Area	Discharge
							At point	Mean in ver- tical			
	12.0	.5	1.3		60	52	2.63				1.7095
	12.5	.5	1.4		50	44	2.54				1.778
	13.0	.5	1.4		50	45	2.48				1.736
	13.5	.5	1.4		40	42	2.13				1.491
	14.0	.5	1.1		40	43	2.09				1.1495
	14.5	.5	1.0		50	52	2.16				1.08
	15.0	.5	0.8								
E/W Average for ends $\frac{.8 + .3}{2} = .55$.5 825											10.6905 .2262 10.9167 10.92 cfs

To. _____ of _____ Sheets. Comp. by _____ Chk. by _____

LJ-200
1-63

Kaskaders

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date 12-5-75 DISCHARGE MEASUREMENT NOTES

Page 1

River at _____

Angle cor- rected	Dist. from initial point	Width	Depth	Obser- vation depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or -----	Area	Discharge
							At point	Mean in ver- tical			
EW	0	0	30								
	.5	.5	.40		25	50	1.13				.226
	1.0	.5	.70		80	52	3.42				1.197
	1.5	.5	.80		60	54	2.48				.992
	2.0	.5	.90		80	46	3.86				1.736
	2.5	.5	1.0		80	48	3.70				1.85
	3.0	.5	1.1		80	46	3.86				2.123
	3.5	.5	1.2		100	44	5.03				3.018
	4.0	.5	1.4		100	48	4.61				3.227
	4.5	.5	1.8		80	40	4.43				4.2085
	5.0	.5	1.8		100	54	4.11				3.699
	5.5	.5	1.7		100	46	4.81				4.0885
	6.0	.5	1.7		100	47	4.71				4.0025
	6.5	.5	1.6		100	45	4.92				3.936
	7.0	.5	1.7		100	48	4.61				3.9185
	7.5	.5	1.6		100	49	4.52				3.616
	8.0	.5	1.6		80	42	4.22				3.376
	8.5	.5	1.4		80	46	3.86				2.702
	9.0	.5	1.4		80	48	3.70				2.59
	9.5	.5	1.3		80	48	3.70				2.405
	10.0	.5	1.3		80	50	3.55				2.3075
	10.5	.5	1.3		60	12	3.18				2.067
	11.0	.5	1.4		60	40	3.33				2.331
	11.5	.5	1.4		60	44	3.04				2.128

to _____ of _____ Sheets. Comp. by GARY E. ALLEN Chk. by _____

Measured @

DATE OF EXAM 12-5-75

ACREAGE
Found
Recommended

Irrigation Requirement Ac Ft/Ac

USE
Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= c.f.s. V= AF/Ann. from to
Fish Propagation Q= 60 C.f.s. from Jan 1 to Dec 31

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 70.92 C.f.s. Method of measurement AA Current Meter.

Total Q recommended 60.0 C.f.s. Meter No. 264 Type Condition good

Total V recommended

Recommended Amendments:

P.D.
Place of Use
Other
None

MEASUREMENT CALCULATION:

Meas: Q = 70.92 C.f.s. See discharge measurement Notes.
Allowed: Q = 60.00 C.f.s. Amount Applied for.

SYSTEM DESCRIPTION:

Briggs Springs divert into a canal which is used to convey the waters to its place of use.

REMARKS:

Examiner's Signature Gary Lundberg Date 12-5-75
Checked by Alb. Merritt Date 12-8-75
Approved by Michael Stuhl Date 1-9-76

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720



*Not
Not
Not*

Richard Kaster
Route 2
Wendell, ID 83355

*resent to
Hagerman
12-24-75
jc*

December 18, 1975

Re: Permit No. 36-2607

Richard Kaster
Route 2
Wendell, ID 83355

Dear Mr. Kaster:

We acknowledge receipt of the 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 of 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.

If you have any questions regarding the field examination, please contact our District Office in Twin Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

Darlene R.

12-1-75

Exam has been type.

will send it in as soon as I
complete the field work.

Sony

Identification No. _____

Permit No. 36-2607

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEC 1 1975 *OK*

1. a) Name of Permit Holder Richard Kaster Department of Water Resources
b) Post Office Address Route #2, Wendell, Idaho Southern District Office
2. Permit Number 36-2607
3. Date of Priority that you are prepared to establish 11-27-64
4. a) Source from which water was appropriated Briggs Springs
b) Location of the point of diversion: NW ¼ SW ¼, Section 3
Township 9S, Range 14E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 60.0 cfs for Fish Propagation purposes from Jan. 1 to Dec. 31 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 60.0 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: _____
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: Construction of canals, ponds and headgates
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) Two concrete structures at diversion point. Approximately 2,000 ft. of open ditch and flume.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Two concrete structures
c) Give well driller's name and address and the date the well was completed: _____
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Fish Hatchery. E ¼ NW ¼, Sec. 4, Twp. 9S, Rge. 14E, B.M.

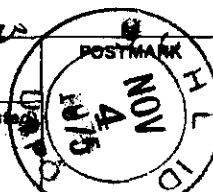
dist

MO

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.								
1. The following service is requested (check one). ☐ Show to whom and date delivered..... 15¢ ☐ Show to whom, date, & address of delivery.. 35¢ ☐ RESTRICTED DELIVERY. Show to whom and date delivered..... 65¢ ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢								
2. ARTICLE ADDRESSED TO: RECEIVED								
3. ARTICLE DESCRIPTION: <table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>13826</td> <td></td> </tr> </table> (Always obtain signature of addressee or agent) I have received the article described above. SIGNATURE ☐ Addressee ☐ Authorized agent 4. <i>Richard Kastr</i> DATE OF DELIVERY			REGISTERED NO.	CERTIFIED NO.	INSURED NO.		13826	
REGISTERED NO.	CERTIFIED NO.	INSURED NO.						
	13826							
5. ADDRESS (Complete only if requested)								
6. UNABLE TO DELIVER BECAUSE:		CLERK'S INITIALS						



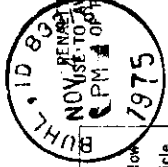
UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

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

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

RETURN
TO



FOR PRIVATE
MAIL ONLY
NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOIST, IDAHO 83720

October 31, 1975

CERTIFIED MAIL

#138026

Re: Permit No. 36-2607

Richard Kaster
Route 4
Buhl, Idaho 83316

Dear Mr. Kaster:

One of the conditions of approval of your water Permit No. 36-2607 (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 January 14, 1976. 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

RKH:jg
Enc: Proof affidavit



STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

September 2, 1971

Re: Permit Nos. 36-2607 - Richard Kaster
36-2603 - Ira B. Perrine Jr. & Emerald Perrine (Partial)
36-2603-A - City of Twin Falls (Partial)
36-7040 - Hagerman Valley Trout Co., Inc.
36-2659 - Clear Lakes Trout Co.

Lloyd Walker
Box 23
Twin Falls, Idaho 83301

Dear Mr. Walker:

Please find enclosed copies of the above referenced permits as requested. The fee for these copies is \$8.00. Your prompt remittance would be appreciated.

If we can be of further assistance, please contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:CR

Enc: copies

36 2607

December 11, 1969

Re: Permit No. 32174/36-2607

C
Richard L. Kaster
Route 4
Buhl, Idaho 83316

Dear Mr. Kaster:

O
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 easier for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

P
The enclosed order modifies your permit to comply with these rules and regulations. Should you require additional information, we will be glad to supply it upon request at any time.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Order

32174
36-2607

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32174/36-2607)

in the name of Richard L. Kaster,)

Route 4, Buhl, Idaho)

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,

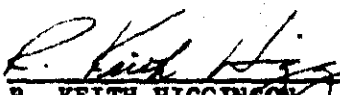
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 32174/36-2607 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. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before January 14, 1976. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the department.
 - b. The permittee is hereby released from any bond requirement placed upon his permit under Section 42-204 at the time the permit was issued.

Dated this 12TH day of DECEMBER, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

32174
36-2607

November 29, 1969

RECEIVED

Re: Permit No. 32174 (New No. 36-2607)

DEC 2 1969 *gms*

Department of Reclamation
107 State House
Boise, Idaho 83701

Department of Reclamation

Dear Sirs:

I am writing in reference to your letter of November 3, 1969 in regard to proof of completion of works for permit number 32174 (New No. 36-2607).

The permit calls for completion of works by January 14, 1970. It was my understanding that the Department of Reclamation had been extending the completion of works until the time due for putting the water to beneficial use which would be January 14, 1976 on this permit.

I have completed the diversion which consists of a concrete headworks with dam boards for control and measuring. I have just about completed the ditch for conveying the water to the ponds. I need to do a little more excavation and to riprap part of the ditch with rocks. I also have the end structures in for returning the water into the Snake River.

My plans were to start increasing the water to beneficial use gradually and put in the riprap as needed. In about two years I would have the whole amount in use.

I would like to have you inspect these works at your convenience. I can have the works completed by January 14, 1970 if you feel this should be done.

Sincerely yours,

Richard Kaster
Richard Kaster

32174
86-2607

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered ☐ Deliver ONLY
to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

21355

INSURED NO.

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

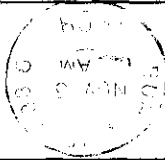
11/3/69

3

36-2607

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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



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

RETURN  **TO**

POSTMARK OFF
DELIVERING OFFICE

NAME OF SENDER
Department of Reclamation
Annex #2 Statehouse
Boise, Idaho 83707
STREET AND NO. OR P.O. BOX
POST OFFICE, STATE, AND ZIP CODE

POD Form 3811 Apr. 1967

65-16-71648-10

November 3, 1969

Re: Permit No. 32174 (New No. 36-2607)

Richard Kaster
Route 4
Buhl, Idaho

Dear Mr. Kaster:

Proof of completion of works ~~and publication of notice to the public~~ for the above referenced permit is due not later than January 14, 1970.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces on both forms, sign the form authorizing us to publish the notice at your expense, and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

R. Keith Higginson

State Reclamation Engineer

RKH:DWM:JMB

RE LINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____

Permit Holder

NOTICE OF PROOF OF COMPLETION OF WORKS

Notice is hereby given that on _____ at _____,
County of _____, State of Idaho, before notary public (name & address) _____,
proof will be
submitted of the completion of works for the diversion of _____ c.f.s. of the waters
of _____, in accordance with the terms and conditions of
permit _____, heretofore issued by the Department of Reclamation of the
State of Idaho.

1. The name and address of permit holder is Richard Kaster, Route 4, Buhl,
Idaho.
2. Said works of diversion will be fully completed on the date for such comple-
tion, and the amount of water which said works are capable of conveying to the place
of use is 60.0 cubic feet per second.
3. The use to which said water has been applied is fish propagation
_____ purposes.
4. The point of diversion of said water is the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 9 S, R. 14 E,
B. M., Gooding County.
5. The place where said water is used is the E $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 9 S, R. 14 E,
B. M.

_____.
6. The date of priority which said user is prepared to establish is _____
November 27, 1964.

R. Keith Higginson
R. KEITH HIGGINSON
State Reclamation Engineer

32174
36-2607

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

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Gooding Leader of Gooding, Idaho; published in the county in which the works are situated.

(signature)

(address)

(date)

In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer when proof is for completion of works.

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

Engineer

32174

36-2607

July 19, 1967

Dear Sirs

I would like to report that
I have completed one fifth of the work
on the diversion of 60 cubic feet per second
of water from Briggs Springs in accordance
with permit number 32174.

Thank you very much

Richard Kaster
R+ 4

Butte, 83316

RECEIVED
JUL 20 1967

Department of Reclamation

32174 D

April 5, 1965

Re: Permit No. 32174
Richard Kaster

Lloyd Roberson
P. O. Box 771
Twin Falls, Idaho

Dear Mr. Roberson:

Returned herewith is the permit you filed with the completion bond. It is not necessary to send the permit as have our record.

The Bond No. 9701-99-35, Transamerica Insurance Co. is satisfactory.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

C
O
P
Y

32174



TRANSAMERICA INSURANCE COMPANY

BOND No. 9701-99-35

APR 1 1965

DEPARTMENT OF RECLAMATION

KNOW ALL MEN BY THESE PRESENTS, THAT RICHARD KASTER
OF WENDELL, IDAHO, AS PRINCIPAL, AND TRANSAMERICA INSURANCE COMPANY
AS SURETY, ARE HELD AND FIRMLY BOUND UNTO THE STATE OF IDAHO IN THE FULL AND JUST SUM OF
ONETHOUSAND AND NO/100- - - - - (\$ 1,000.00) DOLLARS, LAWFUL MONEY OF THE
UNITED STATES, TO THE PAYMENT OF WHICH SUM, WELL AND TRULY TO BE MADE, SAID PRINCIPAL
AND SURETY BIND THEMSELVES, THEIR HEIRS, ADMINISTRATORS, EXECUTORS, AND ASSIGNS, JOINTLY
AND SEVERALLY, UNDER THE TERMS AND CONDITIONS HEREINAFTER SET FORTH.

THE TERMS OF THIS OBLIGATION ARE SUCH THAT, WHEREAS THE ABOVE NAMED PRINCIPAL ON THE
14TH DAY OF MARCH, 19 65, FILED IN THE OFFICE OF THE STATE RECLAMATION ENGINEER
IN BOISE, IDAHO, A CERTAIN APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE
STATE OF IDAHO, THE SAID APPLICATION BEING THEREUPON NUMBER NO. 40283, IN ACCORDANCE WITH
WHICH SAID APPLICATION THE STATE RECLAMATION ENGINEER GRANTED AND ISSUED TO THE SAID
PRINCIPAL HEREIN A CERTAIN PERMIT NUMBERED NO. 32174, A FULL, TRUE AND COMPLETE COPY OF
WHICH APPLICATION NO. 40283 AND PERMIT NO. 32174, IS RECORD IN THE OFFICE OF THE STATE
RECLAMATION ENGINEER IN BOOK OF PERMITS, AT PAGE .

NOW, IF THE ABOVE BOUNDEN PRINCIPAL SHALL FAITHFULLY CARRY TO COMPLETION THE SAID WORKS
OF DIVERSION AS SPECIFIED IN SAID APPLICATION NO. 40283 AND PERMIT NO. 32174, IN THE
MANNER AND FORM PRESCRIBED THEREIN AND WITHIN THE TIME THEREIN ALLOWED, THEN THE ABOVE
OBLIGATION TO BE VOID, OTHERWISE TO REMAIN IN FULL FORCE AND EFFECT.

IN WITNESS WHEREOF, THE SAID PRINCIPAL AND SURETY HAVE HEREUNTO SET THEIR HANDS AND SEALS,
THIS 30 DAY OF MARCH, 19 65

WITNESSES:

[Signature]

Richard Kaster (SEAL)
PRINCIPAL
TRANSAMERICA INSURANCE CO (SEAL)
SURETY
L. Kent Bills (SEAL)
L. KENT BILLS
ATTORNEY IN FACT

[Signature]
Agent, Twin Falls, Idaho

32174



LLOYD ROBERSON AGENCY

Real Estate and Insurance

227 SHOSHONE ST. N., P. O. BOX 771, TWIN FALLS, IDAHO
PHONE 733-8855

April 2, 1965



RECEIVED
APR 5 1965

Department of Reclamation

State of Idaho
Department of Reclamation
107 Statehouse
Boise, Idaho

Re: Permit No. 32174
Richard Kaster

Gentlemen:

Enclosed is the Surety Bond and the Application for
Permit No. 32174 issued to Richard Kaster.

We are sorry for the delay in delivery; however, it
took quite some time to complete the underwriting.

Very truly yours,

LLOYD ROBERSON AGENCY

Lloyd Roberson
Lloyd Roberson

pr

Encs. (2)

32174

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
107 Statehouse
Boise, Idaho

Re: Permit No. 32174

January 19, 1965

Mr. Richard Kaster,
Route #2,
Wendell, Idaho.

Dear Mr. Kaster:

We enclose Permit No. 32174 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. 32548 which was issued covering payment in the amount of \$ 19.75 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

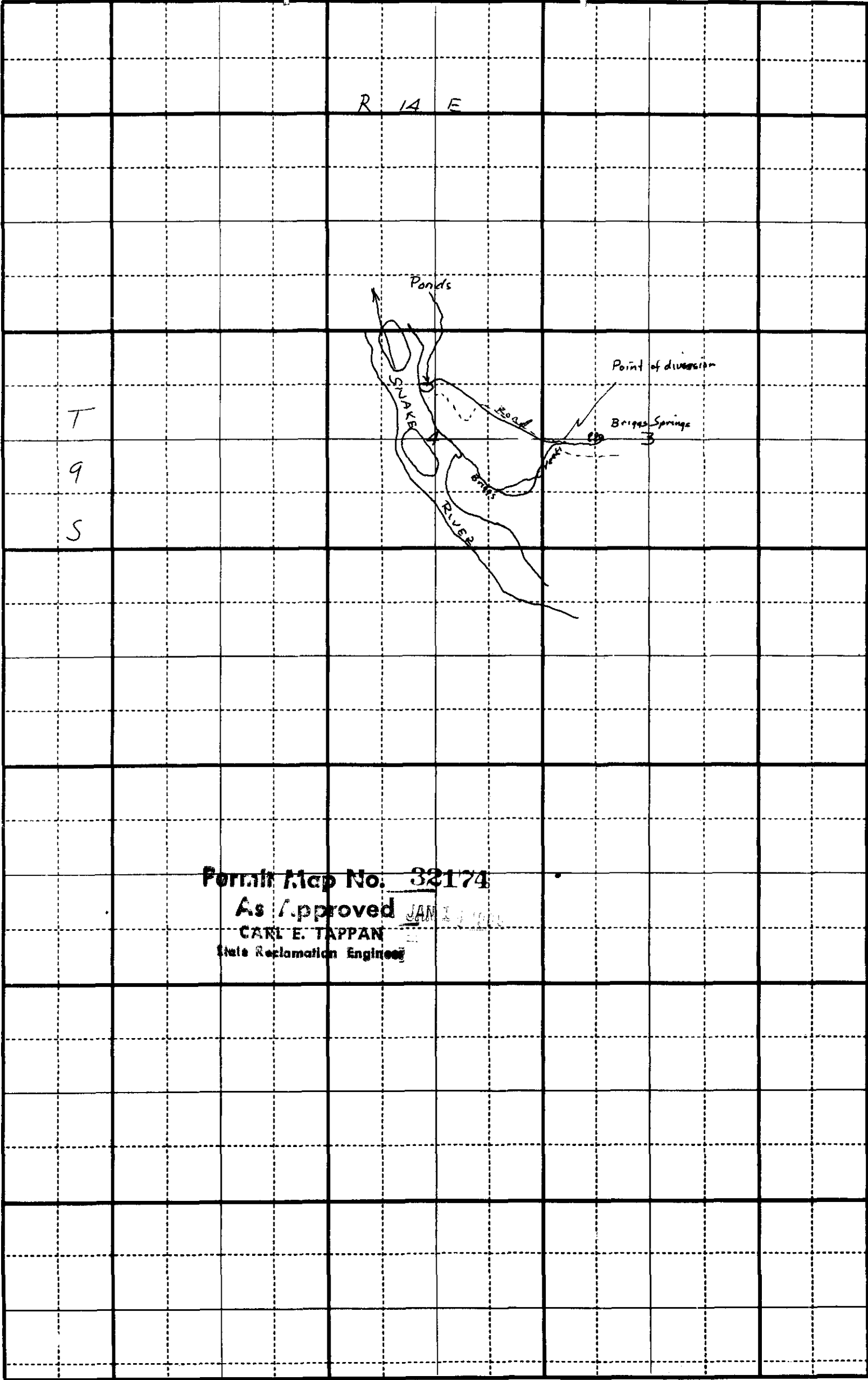
(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

32174

NAME OF APPLICANT Richard Kaster

Form No. 0



Permit Map No. 32174
As Approved JAN 1 1966
CARL E. TAPPAN
State Reclamation Engineer

32174

RECEIVED

DEC 3 1964

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE SUBTERRANEAN WATERS

Department of Reclamation

OF THE STATE OF IDAHO, IN ACCORDANCE WITH THE PROVISIONS OF

SECTION 42-203, IDAHO CODE

NOTICE IS HEREBY GIVEN, That RICHARD KASTER, Wendell, Idaho, has made application No. 40283 on the 27th day of November, 1964, to appropriate 60 cubic feet per second of Briggs Spring.

That the point of diversion of said waters is NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, Twp. 9 S., Rge. 14 E., B. M., and that the place of use for fish hatchery, is in the E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 4, Twp. 9 S., R. 14 E., B. M.

That any protests against the approval of this application must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protests shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said application.

Dated this 30th day of November, 1964.

Ralph Thomas

Deputy State Reclamation Engineer

Date of First Publication

Dec. 3

Date of Last Publication

Dec. 17

Last date for Protest: January 8, 1965

Joanne Todd
managing editor

SERVICE OF THE FOREGOING, by copy is hereby acknowledged this

2nd day of December, 1964

Richard Kaster

Applicant

32174

Legal Notices

First published in the Irrigationist, Wendell, Idaho, Thursday, December 3, 1964, for three consecutive issues ending on Thursday, December 17, 1964.

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE SUBTERRANEAN WATERS OF THE STATE OF IDAHO, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42-203, IDAHO CODE

NOTICE IS HEREBY GIVEN, That RICHARD KASTER, Wendell, Idaho, has made application No. 40283 on the 27th day of November, 1964, to appropriate 60 cubic feet per second of Briggs Spring.

That the point of diversion of said waters is NW 1/4 SW 1/4, Sec. 3, Twp. 9 S., Rge. 14 E., B. M., and that the place of use for fish hatchery, is in the E 1/2 NW 1/4, Sec. 4, Twp. 9 S., R. 14 E., B. M.

That any protests against the approval of this application must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protests shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said application.

Dated this 30th day of November, 1964.

Ralph W. Thomas
Deputy State
Reclamation Engineer

Legal Notices

First published in the Irrigationist, Wendell, Idaho, Thursday, December 3, 1964, for three consecutive issues ending on

Thursday, December 17, 1964.

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE SUBTERRANEAN WATERS OF THE STATE OF IDAHO, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42-203, IDAHO CODE

NOTICE IS HEREBY GIVEN, That RICHARD KASTER, Wendell, Idaho, has made application No. 40283 on the 27th day of November, 1964, to appro-

priate 60 cubic feet per second of Briggs Spring.

That the point of diversion of said waters is NW 1/4 SW 1/4, Sec. 3, Twp. 9 S., Rge. 14 E., B. M., and that the place of use for fish hatchery, is in the E 1/2 NW 1/4, Sec. 4, Twp. 9 S., R. 14 E., B. M.

That any protests against the approval of this application must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protests shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said application.

Dated this 30th day of November, 1964.

Ralph W. Thomas
Deputy State
Reclamation Engineer

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE SUBTERRANEAN WATERS
OF THE STATE OF IDAHO, IN ACCORDANCE WITH THE PROVISIONS OF
SECTION 42-303, IDAHO CODE

NOTICE IS HEREBY GIVEN, That RICHARD KASTER, Wendell, Idaho, has made application No. 40283 on the 27th day of November, 1964, to appropriate 60 cubic feet per second of Briggs Spring.

That the point of diversion of said waters is NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, Twp. 9 S., Rge. 14 E., B. M., and that the place of use for fish hatchery, is in the E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 4, Twp. 9 S., R. 14 E., B. M.

That any protests against the approval of this application must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protests shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said application.

Dated this 30th day of November, 1964.

Deputy State Reclamation Engineer

Date of First Publication _____

Date of Last Publication _____

Last date for Protest: January 8, 1965

SERVICE OF THE FOREGOING, by copy is hereby acknowledged this
_____ day of _____, 19____

Applicant

32174

November 30, 1964

Re: Application No. 40283

C
O
P
Y

Richard Kaster
Route #2
Wendell, Idaho

Dear Mr. Kaster:

Enclosed are original and two copies of a legal notice to be published in a Gooding County Paper for three successive weekly issues, first publication to be within ten days of your receipt of this notice.

Complete the bottom portion by dating and signing service of the notice. Go to the paper and obtain dates of first and last publication which must be inserted on each of the notices. Give original notice to the paper for publication, return one copy to this office and retain one copy for your file.

After last publication obtain an affidavit of publication and file in this office prior to January 8, 1965.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. 3 of legal notice

32174